CALIFORNIA LEGISLATURE

FIFTY-SEVENTH (GENERAL) SESSION

ASSEMBLY DAILY JOURNAL

FIRST LEGISLATIVE DAY

FIRST CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO
Monday, January 6, 1947

Pursuant to the requirements of the Constitution of the State of California and the law, at the hour of 12 o'clock meridian, the Assembly of the Fifty-seventh (General) Session of the Legislature of California was called to order by Arthur A. Ohnimus, Chief Clerk of the Fifty-sixth Session.

In conformity with the law, the following officers of the Fifty-sixth Session were also present: Geraldine B. Hadsell, Minute Clerk, and Wilkie Ogg, Sergeant-at-Arms.

PRAYER

Upon invitation of the Chief Clerk, the following prayer was offered by the Reverend Torrance Phelps, Chaplain of the Assembly for the Fifty-sixth (Regular) Session:

Eternal God:

May we rejoice today that we assemble in this free land, with its freedom of thought, of speech, and of assembly. Let us be grateful that we live in a Democracy, which has endured the greatest ordeal of history and has demonstrated that it is the most efficient form of government on earth.

Let us guard our American way which has provided the highest standard of living and of education and offers equal opportunity to all.

Let us cherish the part that we play, as agents of Democracy, responsible for the efficiency and sucess of the Government of California.

Let us strive to make this State a model commonwealth, free from sectionalism and corruption, and labor for the welfare of all classes of people.

Inspire us O God, in this grave Atomic Age, when the fate of civilization is at stake, to cherish those liberties which cost so much blood, and to foster the Divine Faith which is the main hope of the survival and peace of mankind.—AMEN.

CERTIFICATE FROM SECRETARY OF STATE

The Chief Clerk read the following certificate of duly elected Members of the Assembly of the Fifty-seventh Session of the Legislature of the State of California:

STATE OF CALIFORNIA
OFFICE OF SECRETARY OF STATE

I, FRANK M. JORDAN, Secretary of State of the State of California, do hereby certify that the following is a complete list of those duly elected at the general election held on the fifth day of November, A.D. 1946, to represent the people of the State of California as Members of the Assembly at the Fifty-seventh Session of the Legislature of said State, as appears from the statement of vote received from the county clerks

of the various counties and the registrars of voters of the County of Los Angeles and City and County of San Francisco, comprising the several Assembly districts of the State of California, said statement of vote being a record of and on file in my office, viz:

Members of the Assembly-Elect

Name	*District*	*County or Counties Comprising District*
Michael J. Burns	First	Del Norte, Humboldt, Mendocino
Lester Thomas Davis	Second	Siskiyou, Modoc, Lassen, Shasta, Trinity, Sierra, Plumas
Lloyd W. Lowrey	Third	Tehama, Glenn, Colusa, Yolo
Bert W. Loomis	Fourth	Butte, Yuba, Sutter
Ernest C. Crowley	Fifth	Lake, Napa, Solano
Allen G. Thurman	Sixth	Placer, El Dorado, Amador, Alpine, Mono, Calaveras, Tuolumne, Mariposa, Inyo, Nevada
Richard H. McCollister	Seventh	Sonoma, Marin
Chester F. Gannon	Eighth	Sacramento
Dwight H. Stephenson	Ninth	Sacramento
George Miller, Jr.	Tenth	Contra Costa
Charles M. Weber	Eleventh	San Joaquin
James E. Thorp	Twelfth	San Joaquin
Francis Dunn, Jr.	Thirteenth	Alameda
Randal F. Dickey	Fourteenth	Alameda
Bernard A. Sheridan	Fifteenth	Alameda
Marvin Sherwin	Sixteenth	Alameda
Edward J. Carey	Seventeenth	Alameda
Thomas W. Caldecott	Eighteenth	Alameda
Bernard R. Brady	Nineteenth	San Francisco
Thomas A. Maloney	Twentieth	San Francisco
Albert C. Wollenberg	Twenty-first	San Francisco
George D. Collins, Jr.	Twenty-second	San Francisco
William Clifton Berry	Twenty-third	San Francisco
Edward F. O'Day	Twenty-fourth	San Francisco
Raymond W. Blosser	Twenty-fifth	San Francisco
Edward M. Gaffney	Twenty-sixth	San Francisco
Richard J. Dolwig	Twenty-seventh	San Mateo
Robert C. Kirkwood	Twenty-eighth	Santa Clara
John F. Thompson	Twenty-ninth	Santa Clara
Ralph M. Brown	Thirtieth	Stanislaus
George A. Clarke	Thirty-first	Madera, Merced
Donald L. Grunsky	Thirty-second	San Benito, Santa Cruz
James W. Silliman	Thirty-third	Monterey, San Luis Obispo
James G. Crichton	Thirty-fourth	Fresno
S. L. Heisinger	Thirty-fifth	Fresno
Harry J. Johnson	Thirty-sixth	Kings, Tulare
Alfred W. Robertson	Thirty-seventh	Santa Barbara
John B. Cooke	Thirty-eighth	Ventura
W. E. James	Thirty-ninth	Kern
William H. Rosenthal	Fortieth	Los Angeles
Julian Beck	Forty-first	Los Angeles
Walter R. Hinton	Forty-second	Los Angeles
C. Don Field	Forty-third	Los Angeles
Vacancy	Forty-fourth	Los Angeles
Thomas J. Doyle	Forty-fifth	Los Angeles
Glenn M. Anderson	Forty-sixth	Los Angeles
Albert I. Stewart	Forty-seventh	Los Angeles
T. Fenton Knight	Forty-eighth	Los Angeles
Ernest R. Geddes	Forty-ninth	Los Angeles
Thomas M. Erwin	Fiftieth	Los Angeles
Elwyn S. Bennett	Fifty-first	Los Angeles
Jonathan J. Hollibaugh	Fifty-second	Los Angeles
Montivel A. Burke	Fifty-third	Los Angeles
John L. E. Collier	Fifty-fourth	Los Angeles
Vernon Kilpatrick	Fifty-fifth	Los Angeles
Ernest E. Debs	Fifty-sixth	Los Angeles
Charles J. Conrad	Fifty-seventh	Los Angeles
Laughlin E. Waters	Fifty-eighth	Los Angeles
Willard M. Huyck	Fifty-ninth	Los Angeles
M. Philip Davis	Sixtieth	Los Angeles
Lester A. McMillan	Sixty-first	Los Angeles
Augustus F. Hawkins	Sixty-second	Los Angeles
Don A. Allen	Sixty-third	Los Angeles
John C. Lyons	Sixth-fourth	Los Angeles
John W. Evans	Sixty-fifth	Los Angeles

Name	*District*	*County or Counties Comprising District*
Gordon R. Hahn	Sixty-sixth	Los Angeles
Clayton A. Dills	Sixty-seventh	Los Angeles
Vincent Thomas	Sixty-eighth	Los Angeles
Ralph C. Dills	Sixty-ninth	Los Angeles
William S. Grant	Seventieth	Los Angeles
Carl Fletcher	Seventy-first	Los Angeles
R. Fred Price	Seventy-second	San Bernardino
L. Stewart Hinckley	Seventy-third	San Bernardino
Earl W. Stanley	Seventy-fourth	Orange
Sam L. Collins	Seventy-fifth	Orange
Philip L. Boyd	Seventy-sixth	Riverside
George R. Butters	Seventy-seventh	Imperial
Frank Luckel	Seventy-eighth	San Diego
Kathryn T. Niehouse	Seventy-ninth	San Diego
Howard K. Cramer	Eightieth	San Diego

[SEAL]

WITNESS my hand and the Great Seal of the State of California, at office in Sacramento, this sixth day of January, A.D. 1947.

FRANK M. JORDAN, Secretary of State

ROLL CALL BY COUNTIES

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

MEMBERS SWORN IN

As required by Section 9023 of the Government Code, the Chief Clerk called the roll of counties in alphabetical order, and the following members-elect appeared before the bar of the Assembly, presented their certificates of election, and duly qualified by taking and subscribing to the following oath administered by Hon. Frank M. Jordan, Secretary of State of the State of California:

I do solemnly swear that I will support the Constitution of the United States and the Constitution of the State of California, and that I will faithfully discharge the duties of the office of Member of the Assembly for the Fifty-seventh Session of the Legislature of the State of California, according to the best of my ability.

Francis Dunn, Jr., Randal F. Dickey, Bernard A. Sheridan, Marvin Sherwin, Edward J. Carey, Thomas W. Caldecott, Allen G. Thurman, Bert W. Loomis, Lloyd W. Lowrey, George Miller, Jr., Michael J. Burns, James G. Crichton, S. L. Heisinger, George R. Butters, W. E. James, Harry J. Johnson, Ernest C. Crowley, Lester Thomas Davis, William H. Rosenthal, Julian Beck, Walter R. Hinton, C. Don Field, Thomas J. Doyle, Glenn M. Anderson, Albert I. Stewart, T. Fenton Knight, Ernest R. Geddes, Thomas M. Erwin, Elwyn S. Bennett, Jonathan J. Hollibaugh, Montivel A. Burke, John L. E. Collier, Vernon Kilpatrick, Ernest E. Debs, Charles J. Conrad, Laughlin E. Waters, Willard M. Huyck, M. Philip Davis, Lester A. McMillan, Augustus F. Hawkins, Don A. Allen, John C. Lyons, John W. Evans, Gordon R. Hahn, Clayton A. Dills, Vincent Thomas, Ralph C. Dills, William S. Grant, Carl Fletcher, George A. Clarke, Richard H. McCollister, James W. Silliman, Earl W. Stanley, Sam L. Collins, Philip L. Boyd, Chester F. Gannon, Dwight H. Stephenson, Donald L. Grunsky, R. Fred Price, L. Stewart Hinckley, Frank Luckel, Kathryn T. Niehouse, Howard K. Cramer, Bernard R. Brady, Thomas A. Maloney, Albert C. Wollenberg, George D. Collins, Jr., William Clifton Berry, Edward F. O'Day, Raymond W. Blosser, Edward

M. Gaffney, Charles M. Weber, James E. Thorp, Richard J. Dolwig, Alfred W. Robertson, Robert C. Kirkwood, John F. Thompson, Ralph M. Brown, and John B. Cooke.

ANNOUNCEMENT

The Chief Clerk announced that the next order of business was the nomination and election of officers for the Fifty-seventh (General) Session of the Assembly, and declared that nominations for the office of Speaker of the Assembly were now in order.

NOMINATIONS FOR SPEAKER

Mr. Ernest R. Geddes of Pomona placed in nomination for Speaker Mr. Sam L. Collins of Fullerton.

The nomination of Mr. Sam L. Collins was seconded by Mr. Richard H. McCollister of Mill Valley.

Mr. Marvin Sherwin of Piedmont placed in nomination for Speaker Mr. C. Don Field of Glendale.

The nomination of Mr. C. Don Field was seconded by Mr. Albert I. Stewart of Pasadena.

Nominations Closed

Mr. Vincent Thomas of San Pedro moved that the nominations for Speaker be now closed.

Mr. Thomas J. Doyle of Los Angeles seconded the motion.

Motion carried.

ELECTION OF SPEAKER

The roll was called with the following result:

FOR HON. SAM L. COLLINS—Allen, Anderson, Bennett, Berry, Blosser, Brady, Brown, Burns, Carey, Clarke, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Evans, Fletcher, Gaffney, Geddes, Hawkins, Heisinger, Hollibaugh, Huyck, Johnson, Kilpatrick, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Silliman, Stanley, Thomas, Thompson, Thorp, Thurman, Waters, and Weber—51.

FOR HON. C. DON FIELD—Boyd, Burke, Butters, Caldecott, Collier, Conrad, M. Philip Davis, Dolwig, Erwin, Field, Gannon, Grant, Grunsky, Hahn, Hinckley, Hinton, James, Kirkwood, Knight, Loomis, Sherwin, Stephenson, Stewart, and Wollenberg—24.

Whereupon the Chief Clerk announced the vote of the Assembly, and declared Hon. Sam L. Collins the choice of the Assembly for Speaker for the Fifty-seventh (General) Session of the Legislature.

APPOINTMENT OF COMMITTEE OF ESCORT

The Chief Clerk appointed Messrs. Geddes, McCollister, and Ralph C. Dills as a Select Committee to escort Speaker-elect Hon. Sam L. Collins to the chair.

OATH OF OFFICE ADMINISTERED

Upon arriving at the bar of the Assembly, Speaker-elect Hon. Sam L. Collins took and subscribed to the following oath, administered by Hon. Frank M. Jordan, Secretary of State:

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

Speaker Presiding

At 12.35 p.m., Hon. Sam L. Collins, Speaker of the Assembly, presiding.

REMARKS BY SPEAKER COLLINS

Speaker Collins then addressed the Assembly.

MOTION TO PRINT REMARKS BY SPEAKER COLLINS IN JOURNAL

Mr. Rosenthal moved that the following remarks, by Speaker Sam L. Collins, be ordered printed in the Journal:

Motion carried.

Remarks by Speaker Sam L. Collins

Members of the Assembly and Honored Guests: It goes without saying that the honor of being elected your Speaker for the coming session is one which I appreciate more than I can say.

While appreciating the personal honor, let me assure you that I recognize the responsibility as well.

I would not be honest with myself in accepting this position did I not, for the moment at least, allude to the contest which went on preceding my election. To my friends who supported me in the pre-election days, I offer my sincerest thanks.

To those who opposed me, let me say that is the way of our Democracy. It was your right and privilege, and I would be the last person to wish to change it. So far as I personally am concerned, the contest is all over and forgotten.

There is work to be done; there are loads to be lifted. Let us prepare to go forward together to a better California.

It is my hope, and I know it is the hope of all of you, old and new members alike, that this session be known as the session of progress and accomplishment. Certainly the people of California are looking to us for leadership and for legislation, which, harmoniously enacted, will help us to break all log jams and speed the days of full production.

The problems with which we are confronted are as well known to each and every one of you as they are to me.

In addition, there are those special situations which develop in any representative's district, and which may require state legislation.

If I were to make any broad generalization as to aims and objectives of this session, I would say that the people, by their votes, both nationally and in our own State, have expressed a desire for less regimentation, fewer controls and restrictions—an erasing, if you please, of all factors which retard.

Excessive taxes retard.

Nationally, we have the promise of lowered tax levies.

Here in California I believe we will want to take the lead and once again pass legislation which will continue our lowered sales and income taxes.

Legislation on veterans' affairs still loom large on the legislative calendar for California

Homes, jobs and education are questions which, if settled, wisely, will be a step toward paying our debt to our young men and women who have made the continuance of our way of life possible.

The people of the State have voted that we assist our veterans in getting started in business ventures. We must take this demand of the voters and write from it the finest, most workable legislation possible.

In this regard, many of the members will look to the ex-GI's in our midst for advice and counsel.

High on the list of things to be accomplished is highway construction, and equally important—highway safety!

In these, and all matters, let me urge the most thorough investigation in committees and in debate upon this floor.

California has been likened to a giant corporation of the people of California. As their Board of Directors, let us not be stampeded into hasty action on any legislation which may favor one group while penalizing another.

By your election to office, the people of your district have cloaked you with that responsibility.

As I look out and see the familiar faces of the re-elected members and read from the faces of the newly elected members, the *Honesty*, the *Ability*, the *Integrity* mirrored there, I can well understand the wisdom of the voters of your districts in sending you to Sacramento to represent them.

I have met you all, and I know you to be men of strong and fine characters.

Working together, while at the same time expressing our own individual opinions, out of our deliberations, I am certain we will establish a record of which we can all be proud

You, each and every one of you, recognize that this session, if ever there was one, is a crucial session.

The questions are so momentous that nothing but our very best efforts and our sincerest application will be sufficient, if we are to solve them in the best interests of all California.

Though we may disagree on the minor issues, on this great promise I am certain we are all—each and every one of us, unanimously in agreement.

I thank you.

REMARKS BY MR. FIELD

Mr. Field then offered congratulations to Mr. Sam L. Collins upon his election as Speaker of the Assembly, and pledged his full cooperation to him.

MOTION TO PRINT REMARKS BY MR. C. DON FIELD

Mr. Doyle moved that the remarks, previously offered by Mr. Field, be ordered printed in the Journal.

Motion carried.

COMMITTEE FROM THE SENATE

Senators Watson, Kraft, and Williams appeared before the bar of the Assembly, and announced that the Senate had organized, and was now ready to proceed with the regular business.

NOMINATIONS FOR SPEAKER PRO TEMPORE

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

Mr. Albert C. Wollenberg of San Francisco placed in nomination for Speaker pro Tempore Mr. Thomas A. Maloney of San Francisco.

The nomination of Mr. Thomas A. Maloney was seconded by Mr. Augustus F. Hawkins of Los Angeles.

Nominations Closed

Mr. Thomas J. Doyle of Los Angeles moved that nominations for Speaker pro Tempore be now closed.

Mr. Allen G. Thurman of Colfax seconded the motion.

Motion carried.

ELECTION OF SPEAKER PRO TEMPORE

The roll was called with the following result:

FOR HON. THOMAS A. MALONEY—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Sam L. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—78.

NOES—None.

Hon. Thomas A. Maloney being the choice of the Assembly for Speaker pro Tempore, the Speaker declared him duly elected.

APPOINTMENT OF COMMITTEE OF ESCORT

The Speaker appointed Messrs. Wollenberg, Hawkins, and Doyle as a Select Committee to escort Speaker pro Tempore-elect Hon. Thomas A. Maloney to the bar of the Assembly.

OATH OF OFFICE ADMINISTERED

Upon arriving at the bar of the Assembly, Speaker pro Tempore-elect Hon. Thomas A. Maloney took and subscribed to the following oath administered by Hon. Frank M. Jordan, Secretary of State:

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

MOTION TO PRINT REMARKS BY THOMAS A. MALONEY

Mr. O'Day moved that the following remarks offered by Mr. Maloney, be ordered printed in the Journal:

Motion carried.

Remarks by Speaker Pro Tempore Maloney

Honorable Members of the Assembly

I wish to express to you my sincere thanks and appreciation for again electing me as Speaker pro Tempore of this Assembly. It is an honor which I cherish, and I am deeply appreciative of it.

I trust that, as we deliberate during the next few months, we will do so in the best interests of the people of California, and sincerely hope and trust that our actions will be in accord with the wishes of the people of the State of California

It is an honor to be your Speaker pro Tempore, and I am extremely grateful to you.

NOMINATIONS FOR CHIEF CLERK

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

Mr. Thomas A. Maloney of San Francisco placed in nomination for Chief Clerk Mr. Arthur A. Ohnimus of San Francisco.

The nomination of Mr. Arthur Ohnimus was seconded by Messrs. William Clifton Berry of San Francisco and Ralph C. Dills of Los Angeles.

Nominations Closed

Mr. Allen G. Thurman of Colfax moved that nominations for Chief Clerk be now closed.

Mr. William Clifton Berry of San Francisco seconded the motion.

Motion carried.

ELECTION OF CHIEF CLERK

The roll was called, with the following result:

FOR MR. ARTHUR A. OHNIMUS—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D Collins, Sam L Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—79.

NOES—None.

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

OATH OF OFFICE ADMINISTERED

Mr. Arthur A. Ohnimus, Chief Clerk-elect, appeared before the bar of the Assembly, and took and subscribed to the following oath, administered by Hon. Frank M. Jordan, Secretary of State:

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

Chief Clerk Arthur A. Ohnimus at the Desk

NOMINATIONS FOR MINUTE CLERK

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

Mr. John C. Lyons of Los Angeles, placed in nomination for Minute Clerk Miss Geraldine B. Hadsell of Los Angeles.

The nomination of Miss Geraldine B. Hadsell was seconded by Mr. Don A. Allen of Los Angeles.

Nominations Closed

Mrs. Kathryn T. Niehouse of San Diego moved that nominations be now closed.

Mr. Richard H. McCollister of Mill Valley seconded the motion.

Motion carried.

ELECTION OF MINUTE CLERK

The roll was called, with the following result:

FOR MISS GERALDINE B. HADSELL—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Sam L. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—79.

NOES—None.

Miss Geraldine B. Hadsell being the choice of the Assembly for Minute Clerk, the Speaker declared her duly elected.

OATH OF OFFICE ADMINISTERED

Miss Geraldine B. Hadsell, Minute Clerk-elect, appeared before the bar of the Assembly, and took and subscribed to the following oath, administered by Hon. Frank M. Jordan, Secretary of State:

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

NOMINATIONS FOR SERGEANT-AT-ARMS

The Speaker declared the nomination and election of Sergeant-at-Arms of the Assembly now in order.

Mr. Chester F. Gannon of Sacramento placed in nomination for Sergeant-at-Arms Mr. Wilkie Ogg of Sacramento.

The nomination of Mr. Wilkie Ogg was seconded by Messrs. John W. Evans of Los Angeles and Ernest E. Debs of Los Angeles.

Nominations Closed

Mr. Don A. Allen of Los Angeles moved that nominations be now closed.

Mr. William H. Rosenthal of Los Angeles seconded the motion.

Motion carried.

ELECTION OF SERGEANT-AT-ARMS

The roll was called, with the following result:

FOR MR. WILKIE OGG—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Sam L. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—79.

NOES—None.

Mr. Wilkie Ogg being the choice of the Assembly for Sergeant-at-Arms, the Speaker declared him duly elected.

OATH OF OFFICE ADMINISTERED

Mr. Wilkie Ogg, Sergeant-at-Arms-elect, appeared before the bar of the Assembly, and took and subscribed to the following oath, administered by Hon. Frank M. Jordan, Secretary of State:

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

NOMINATIONS FOR CHAPLAIN

The Speaker declared the nomination and election of Chaplain of the Assembly now in order.

Mr. Dwight H. Stephenson of Sacramento placed in nomination for Chaplain Rev. Raymond Renwald of the Cathedral of the Blessed Sacrament in Sacramento.

The nomination of Rev. Raymond Renwald was seconded by Mr. William Clifton Berry of San Francisco.

Nominations Closed

Mr. William Clifton Berry of San Francisco moved that nominations be now closed.

Mr. Don A. Allen of Los Angeles seconded the motion.

Motion carried.

ELECTION OF CHAPLAIN

The roll was called, with the following result:

FOR REV. RAYMOND RENWALD—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Sam L. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—79.

NOES—None.

Rev. Raymond Renwald, being the choice of the Assembly for Chaplain, the Speaker declared him duly elected.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of the Speaker, the Assembly then gave the pledge of allegiance to the Flag.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

The following resolution was offered:

Assembly Concurrent Resolution No. 1: By Messrs. Hawkins, Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Sam L. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Harry J. Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, George Miller, Mrs. Niehouse, Messrs. O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Laughlin E. Waters, Weber, and Wollenberg; and sponsored by Messrs. Armstrong, Beal, Burkhalter, Call, Dekker, Denny, Emlay, Fourt, Haggerty, Gardiner Johnson, King, Kraft, Leonard, Lyon, Massion, Middough, Raup Miller, Sawallisch, Stream, Frank J. Waters, Watson, and Werdel—In tribute to John B. Pelletier.

Request for Unanimous Consent

Mr. Hawkins asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 1, at this time, without reference to committee, print, or file, and that the same be considered engrossed.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 1

Assembly Concurrent Resolution No. 1—In tribute to John B. Pelletier.

Resolution read.

Motion to Adjourn Out of Respect to the Memory of Mr. Pelletier

Mr. Hawkins moved that when the Assembly this day adjourns, it do so out of respect to the memory of the late John B. Pelletier, former Member of the Assembly from the Forty-fourth Assembly District.

Remarks by Mr. Weber

Mr. Weber expressed remarks relative to the passing of former Assemblyman John B. Pelletier.

Motion by Mr. Doyle

Mr. Doyle moved that all Members of the Assembly arise and quietly stand with bowed heads for a few seconds in respect to memory of the late John B. Pelletier, former Member of the Assembly from the Forty-fourth Assembly District.

Motion carried.

Names of Members of the Fifty-sixth Session Added as Sponsors of Assembly Concurrent Resolution No. 1

Mr. Dunn asked for, and was granted, unanimous consent, that the names of all of the Members of the Assembly who served with Mr. Pelletier during the Fifty-sixth Session be added as sponsors to Assembly Concurrent Resolution No. 1.

Resolution adopted by a rising vote of the members.

Resolution ordered transmitted to the Senate.

MOTION TO PRINT PRAYERS IN JOURNAL

Mr. Heisinger moved that the prayer offered this morning by the Rev. Torrance Phelps, and all future prayers offered in the Assembly, be ordered printed in the Journal.

Motion carried.

RESOLUTIONS

The following resolutions were offered:

By Mr. Maloney:

House Resolution No. 1

Resolved by the Assembly of the State of California, That the Speaker appoint a Select Committee of Three to inform the Senate that the Assembly is now duly organized, having elected the following statutory officers:

Speaker ---------- Sam L. Collins
Speaker pro Tempore ---------- Thomas A. Maloney
Chief Clerk ---------- Arthur A. Ohnimus
Minute Clerk ---------- Geraldine B. Hadsell
Sergeant-at-Arms ---------- Wilkie Ogg
Chaplain ---------- Raymond Renwald

Resolution read, and adopted.

Appointment of Select Committee

Pursuant to the provisions of House Resolution No. 1, the Speaker announced the appointment of Messrs. Maloney, Field, and Doyle as such Select Committee to wait upon the Senate.

By Mr. Evans:

House Resolution No. 2

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

Resolution read, and adopted.

Appointment of Select Committee

Pursuant to the provisions of House Resolution No. 2, the Speaker announced the appointment of Messrs. Evans, Wollenberg, Waters, Crichton, and Gannon as such Select Committee to wait upon the Governor.

By Mr. McCollister:

House Resolution No. 3

Resolved by the Assembly of the State of California, That the Speaker appoint a Select Committee of Three to wait upon the Senate and invite that honorable body to meet with the Assembly in Joint Convention at 3 p.m., for the purpose of attending the inaugural ceremonies for Governor-elect Earl Warren and Lieutenant Governor-elect Goodwin J. Knight.

Resolution read, and adopted.

Appointment of Select Committee

Pursuant to the provisions of House Resolution No. 3, the Speaker announced the appointment of Messrs. McCollister, Clarke, and Dunn as such Select Committee to wait upon the Senate and invite that honorable body to meet with the Assembly in Joint Convention at 3 p.m.

By Mr. Weber:

House Resolution No. 4

Resolved by the Assembly of the State of California, That the Standing Rules of the Fifty-sixth (Regular) Session, as adopted January 11, 1945 (pages 147-168 of the Assembly Journal), and as amended on March 27th (page 1306 of the Assembly Journal), and April 16th (page 1892 of the Assembly Journal), be and the same are hereby adopted as the Temporary Rules of the Fifty-seventh (General) Session.

Resolution read, and action thereon deferred temporarily at the request of Mr. M. Philip Davis, pending the return to the Assembly Chamber of Mr. Wollenberg.

By Mr. Dickey:

House Resolution No. 5

Resolved by the Assembly of the State of California, That the State Controller be and he hereby is authorized and directed to draw his warrant on the Contingent Fund of the Assembly in favor of the Chief Clerk of the Assembly in the sum of twenty dollars ($20), to be used as the Post Office Revolving Fund, and the Treasurer is hereby directed to pay the same.

Resolution read.

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

AYES—Allen, Anderson, Beck, Bennett, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Dunn, Erwin, Evans, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Loomis, Lowrey, Luckel, Lyons, McMillan, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Weber, and Mr. Speaker—67.

NOES—None.

By Mr. Cooke:

House Resolution No. 6

Resolved by the Assembly of the State of California, That the Controller be and he hereby is authorized and directed to draw his warrants on the Contingent Fund of the Assembly in favor of Arthur A. Ohnimus, Chief Clerk of the Assembly, and the State Treasurer hereby is directed to pay the same, for the sum of two hundred dollars ($200), said amount being for the payment of postage, telegraphing, expressage, and incidental expenses of the Chief Clerk's Office.

Resolution read.

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

AYES—Allen, Anderson, Beck, Bennett, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Dunn, Erwin, Evans, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Loomis, Lowrey, Luckel, Lyons, McMillan, Niehouse, O'Day, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Weber, and Mr. Speaker—66.

NOES—None.

By Mr. Burns:

House Resolution No. 7

Resolved by the Assembly of the State of California, That the Chief Clerk of the Assembly be and hereby is directed to procure from the State Purchasing Division on requisition, for the use of the Members of the Assembly, all necessary stationery and supplies.

Resolution read, and adopted.

By Mr. Thorp:

House Resolution No. 8

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

Resolution read, and adopted unanimously.

By Mr. Crowley:

House Resolution No. 9

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

their respective names, and the State Treasurer is hereby directed and ordered to pay the same:

District	Name	Address	Distance from county seat	Distance from county seat, more	Distance from county seat, less	Mileage one way	Total mileage	Amount at 5 cents per mile
1	Michael J. Burns	Eureka, Humboldt County	312	--	--	312	624	$31 20
2	Lester Thomas Davis	Portola, Plumas County	136	40	--	176	352	17 60
3	Lloyd W. Lowrey	Rumsey, Yolo County	23	36	--	59	118	5 90
4	Albert M King	Oroville, Butte County	86	--	--	86	172	8 60
5	Ernest C. Crowley	Fairfield, Solano County	40	--	--	40	80	4 00
6	Allen G. Thurman	Colfax, Placer County	37	17	--	54	108	5 40
7	Richard H. McCollister	Mill Valley, Marin County	105	8	--	113	226	11 30
8	Chester F. Gannon	Sacramento, Sacramento County	--	--	--	--	--	--
9	Dwight H Stephenson	Elk Grove, Sacramento County	--	13	--	13	26	1 30
10	George Miller, Jr	Richmond, Contra Costa County	62	22	--	84	168	8 40
11	Charles M. Weber	Stockton, San Joaquin County	48	--	--	48	96	4 80
12	James E Thorp	Lockeford, San Joaquin County	48	--	3	45	90	4 50
13	Francis Dunn, Jr	Oakland, Alameda County	84	--	--	84	168	8 40
14	Randal F. Dickey	Alameda, Alameda County	84	5	--	89	178	8 90
15	Bernard A Sheridan	Oakland, Alameda County	84	--	--	84	168	8 40
16	Marvin Sherwin	Piedmont, Alameda County	84	--	--	84	168	8 40
17	Edward J. Carey	Emeryville, Alameda County	84	--	2	82	164	8 20
18	Thomas W. Caldecott	Berkeley, Alameda County	84	--	1	83	166	8 30
19	Bernard R Brady	San Francisco, San Francisco County	90	--	--	90	180	9 00
20	Thomas A Maloney	San Francisco, San Francisco County	90	--	--	90	180	9 00
21	Albert C. Wollenberg	San Francisco, San Francisco County	90	--	--	90	180	9 00
22	George D Collins, Jr.	San Francisco, San Francisco County	90	--	--	90	180	9 00
23	William Clifton Berry	San Francisco, San Francisco County	90	--	--	90	180	9 00
24	Edward F O'Day	San Francisco, San Francisco County	90	--	--	90	180	9 00
25	Raymond W Blosser	San Francisco, San Francisco County	90	--	--	90	180	9 00
26	Edward M Gaffney	San Francisco, San Francisco County	90	--	--	90	180	9 00
27	Richard J Dolwig	South San Francisco, San Mateo County	119	--	11	108	216	10 80
28	Robert C Kirkwood	Saratoga, Santa Clara County	128	28	--	156	312	15 60
29	John F. Thompson	San Jose, Santa Clara County	128	--	--	128	256	12 80
30	Ralph M. Brown	Modesto, Stanislaus County	77	--	--	77	154	7 70
31	George A. Clarke	Planada, Merced County	114	10	--	124	248	12 40
32	Donald L Grunsky	Watsonville, Santa Cruz County	198	20	--	218	436	21 80
33	James W Silliman	Soledad, Monterey County	208	25	--	233	466	23 30
34	James G. Crichton	Fresno, Fresno County	169	--	--	169	338	16 90
35	S. L Heisinger	Calwa, Fresno County	169	5	--	174	348	17 40
36	Harry J Johnson	Porterville, Tulare County	206	28	--	234	468	23 40
37	Alfred W Robertson	Santa Barbara, Santa Barbara County	460	--	--	460	920	46 00
38	John B Cooke	Ventura, Ventura County	490	--	--	490	980	49 00
39	W E James	Bakersfield, Kern County	278	--	--	278	556	27 80
40	William H Rosenthal	Los Angeles, Los Angeles County	447	--	--	447	894	44 70
41	Julian Beck	San Fernando, Los Angeles County	447	--	21	426	852	42 60
42	Walter R Hinton	Burbank, Los Angeles County	447	--	11	436	872	43 60
43	C Don Field	Glendale, Los Angeles County	447	--	10	437	874	43 70
45	Thomas J. Doyle	Los Angeles, Los Angeles County	447	--	--	447	894	44 70
46	Glenn M. Anderson	Hawthorne, Los Angeles County	447	12	--	459	918	45 90
47	Albert I. Stewart	Pasadena, Los Angeles County	447	13	--	460	920	46 00
48	T Fenton Knight	La Canada, Los Angeles County	447	16	--	463	926	46 30
49	Ernest R Geddes	Pomona, Los Angeles County	447	30	--	477	954	47 70
50	Thomas M Erwin	Puente, Los Angeles County	447	19	--	466	932	46 60
51	Elwyn S. Bennett	Los Angeles, Los Angeles County	447	--	--	447	894	44 70
52	Jonathan J. Holtzbaugh	Huntington Park, Los Angeles County	447	6	--	453	906	45 30
53	Montivel A Burke	Alhambra, Los Angeles County	447	9	--	456	912	45 60
54	John L E Collier	Los Angeles, Los Angeles County	447	--	--	447	894	44 70
55	Vernon Kilpatrick	Los Angeles, Los Angeles County	447	--	--	447	894	44 70
56	Ernest E. Debs	Los Angeles, Los Angeles County	447	--	--	447	894	44 70
57	Charles J Conrad	Los Angeles, Los Angeles County	447	--	--	447	894	44 70
58	Laughlin E Waters	Los Angeles, Los Angeles County	447	--	--	447	894	44 70
59	Willard M Huyck	Beverly Hills, Los Angeles County	447	8	--	455	910	45 50
60	M. Philip Davis	Los Angeles, Los Angeles County	447	--	--	447	894	44 70
61	Lester A. McMillan	Los Angeles, Los Angeles County	447	--	--	447	894	44 70
62	Augustus F Hawkins	Los Angeles, Los Angeles County	447	--	--	447	894	44 70
63	Don A Allen	Los Angeles, Los Angeles County	447	--	--	447	894	44 70
64	John C Lyons	Los Angeles, Los Angeles County	447	--	--	447	894	44 70
65	John W. Evans	Los Angeles, Los Angeles County	447	--	--	447	894	44 70
66	Gordon R. Hahn	Los Angeles, Los Angeles County	447	--	--	447	894	44 70
67	Clayton A Dills	Gardena, Los Angeles County	447	11	--	458	916	45 80
68	Vincent Thomas	San Pedro, Los Angeles County	447	23	--	470	940	47 00
69	Ralph C. Dills	Compton, Los Angeles County	447	18	--	465	930	46 50
70	William S Grant	Long Beach, Los Angeles County	447	22	--	469	938	46 90

District	Name	Address	Distance from county seat	Distance from county seat, more	Distance from county seat, less	Mileage one way	Total mileage	Amount at 5 cents per mile
71	Carl Fletcher	Long Beach, Los Angeles County	477	22	—	469	938	46 90
72	R. Fred Price	Upland, San Bernardino County	508	—	23	485	970	48 50
73	L Stewart Hinckley	Redlands, San Bernardino County	508	9	—	517	1,034	51 70
74	Earl W Stanley	Newport Beach, Orange County	481	4	—	485	970	48 50
75	Sam L Collins	Fullerton, Orange County	481	—	11	470	940	47 00
76	Phillp L Boyd	Palm Springs, Riverside County	512	54	—	566	1,132	56 60
77	George R Butters	Brawley, Imperial County	661	—	14	647	1,294	64 70
78	Frank Luckel	San Diego, San Diego County	573	—	—	573	1,146	57 30
79	Kathryn T Nichouse	San Diego, San Diego County	573	—	—	573	1,146	57 30
80	Howard K Cramer	Chula Vista, San Diego County	573	10	—	583	1,166	58 30

Name	Address	Distance from county seat	Distance from county seat, more	Distance from county seat, less	Mileage one way	Total mileage	Amount at 10 cents per mile
Arthur A. Ohnimus	San Francisco, San Francisco County	—	—	—	—	—	—
Geraldine B. Hadsell	Los Angeles, Los Angeles County	447	—	—	447	894	89 40
Wilkie Ogg	Sacramento, Sacramento County	—	—	—	—	—	—

Resolution ordered printed in the Journal, and action deferred until the next legislative day.

By Mr. McCollister:

House Resolution No. 10

Resolved by the Assembly of the State of California, That the Chief Clerk be authorized to receive from the Members of the Assembly a mailing list of all bills, resolutions, and histories; to be directed to libraries, chambers of commerce, and other public centers, and to individuals, for general inspection. This list is to be limited to 10 names each, and shall be forwarded to the Legislative Bill Room for regular mailing. No member shall include on the list any state department or employee thereof. The Chief Clerk is further authorized to place accredited newspaper representatives on the regular mailing list as well as the Attorney General, Legislative Counsel Bureau, and the Governor's Office. That in addition to the above, the Chief Clerk shall forward to the Legislative Bill Room for regular mailing, five copies of said bills, resolutions and histories to be mailed to the State Commander of the American Legion, or to such parties as he shall name; and be it further

Resolved, That no additional mailing list shall be allowed or authorized, unless the sum of_____ ($__) each is paid therefor, to the State Printer and which sum shall be credited to legislative printing and accounted for to the Legislature; and be it further

Resolved, That the total number of bills to be printed in no event, unless otherwise authorized, shall be over two thousand five hundred (2,500).

Resolution read, and referred to the Committee on Rules.

By Mr. Field:

House Resolution No. 11

Resolved by the Assembly of the State of California, That the Controller be and he hereby is directed to draw his warrant upon the Contingent Fund of the Assembly in favor of the Chief Clerk of the Assembly, and the State Treasurer is hereby directed to pay the same, in the amount of one thousand nine hundred seventy-five dollars ($1,975), said amount being for the purchase of postage stamps to be used by Members of the Assembly for official mail; and be it further

Resolved, That the Chief Clerk be and he hereby is directed to purchase postage stamps in such amounts and denominations, not exceeding one thousand nine hundred

seventy-five dollars ($1,975) in the aggregate, as shall be necessary for the use of the Members of the Assembly for official mail; and be it further

Resolved, That the amount of stamps requisitioned by any one Member of the Assembly for official mail shall not exceed the sum of twenty-five dollars ($25).

Resolution read.

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

AYES—Allen, Anderson, Beck, Bennett, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, and Wollenberg—73.

NOES—None.

REPORT OF SELECT COMMITTEE

The Select Committee appointed to wait upon the Governor reported that it had performed its duty.

MOTION TO PRINT REPORT IN JOURNAL

Mr. Weber moved that the following Proposed Permanent Standing Rules of the Assembly for the Fifty-seventh Session, as reported by Committee on Legislative Organization, be ordered printed in the Journal, and then referred to the Committee on Rules.

Motion carried.

PROPOSED PERMANENT STANDING RULES OF THE ASSEMBLY FOR THE FIFTY-SEVENTH SESSION, 1947-1948

As Submitted by the Permanent Committee on Legislative Organization, 1945

SECTION 1

LEGISLATIVE ORGANIZATION

Assignment of Desks to Members

1. Members shall be assigned to desks by the Chief of the Bureau of Buildings and Grounds, subject to change by the Committee on Rules, and, as far as possible, he shall conform to the requests of members, giving due consideration to their seniority in point of service in the Assembly.

Hours of Meeting

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

Following the constitutional recess, the Assembly shall meet promptly at 9.30 o'clock a.m., daily (Sundays excepted), unless otherwise ordered by a majority vote of the members present.

Rules

Adoption of Standing Rules

3. The adoption of the Standing Rules shall require an affirmative recorded vote of a majority of the entire elected membership. When once

adopted, such Standing Rules shall remain in effect, unless suspended or amended as provided in these Rules.

Suspension of Rules

4. Any standing rule of the Assembly may be suspended temporarily by a vote of two-thirds of the members present; provided, that such temporary suspension shall apply only to the matter under immediate consideration, and in no case shall it extend beyond an adjournment.

Amending Standing Rules

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

Temporary Rules

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

Parliamentary Rules

7. In all cases not provided for by the Constitution, by the Assembly Rules, or by the Joint Rules of the Senate and Assembly, the authority shall be Mason's Manual of Legislative Procedure.

Standing Committees

8. For their convenient functioning and in furtherance of the thorough consideration of all bills on a given subject, the several standing committees of the Assembly are respectively grouped into the following categories:

A. LEGISLATURE:

Committee on Rules

There is a Committee on Rules No. 1, consisting of three committees to consider matters concerning legislative organization, functions and procedure; one on Legislative Organization (permanent); one on House Functions; and one on Legislative Procedure. The Chairman of the Committee on Rules shall serve as a member of each of these committees together with four other members of the Committee on Rules who shall serve on only one of these three committees.

The Committee on Rules shall for the purpose of Joint Rule 2 be deemed to be the Rules Committee of the Assembly.

Committee on Legislative Organization

The Committee on Legislative Organization shall have and exercise the following powers:

To aid the Speaker, at his request, in organizing the standing committees of the Assembly and in drawing up a schedule of committee meetings;

To determine what rules, organization, procedure, space and facilities are best suited to the needs of the Legislature and report its determination, together with such related matters and facts as it deems pertinent, to the Assembly;

To serve jointly with a Senate committee having similar duties and functions;

To act during the sessions of the Legislature, including any recess thereof, and after final adjournment but not beyond the convening of the next succeeding Legislature;

To have and exercise all of the powers imposed upon interim committees of the Legislature or of the Assembly by the Joint Rules or by the Standing Rules of the Assembly.

Committee on House Functions

The Committee on House Functions shall be the executive committee of House having the following powers:

To manage the operation of the House.

To aid in the assignment to members, desks in the House and office space.

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

To consider contested election, mileage, and all else concerning the proper functioning of the House.

Committee on Legislature Procedure

The Committee on Legislative Procedure shall have and exercise the following powers:

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

To consider and report on bills introduced after the constitutional recess.

To assist the Speaker, upon his request, in recommending the reference of bills to the appropriate standing committees.

To assist the chairmen of the several committees in formulating consolidated bills as substitutes for several bills relating to the same subject, following the reference of bills to the appropriate standing committees.

To bring about greater efficiency in the consideration of bills and to form a liaison with the Legislative Counsel Bureau and receive the aid of the bureau in such matters.

B. GOVERNMENT:

Fifteen committees to consider legislative measures affecting government and governmental organization: Two on Conservation and Planning, Nos. 2 and 3; three on Fiscal Matters, Nos. 4, 5 and 6; one on Education, No. 7; four on Social Welfare, Nos. 8, 9, 10 and 11; one on Civil Service and State Personnel, No. 12; one on Military Police, No. 13; two on Political Subdivisions, Nos. 14 and 15; and two on Judiciary and Laws, Nos. 16 and 17.

C. INDUSTRY:

Six committees to consider legislative measures affecting Industry and the Means of Production of Wealth: Two on Agriculture, Nos. 18 and 19; two on Organization and Operation, Nos. 20 and 21; one on Industrial Relations, No. 22; one on Capital, No. 23; and one on the Means of Distribution of Wealth, No. 24.

It is the policy of the Assembly that the several committees in each of the groups indicated above shall cooperate to the fullest possible extent and upon every convenient occasion meet together upon bills of common interest to the committees in the group, no matter to which committee they have been assigned.

Twenty-five standing committees of the Assembly are hereby created, upon the several subjects, and numbered respectively, as follows:

1. Rules.
2. Conservation, Planning, and Public Works.
3. Fish and Game.
4. Governmental Efficiency.
5. Revenue and Taxation.
6. Ways and Means.
7. Education.
8. Crime and Correction.
9. Public Morals.
10. Public Health.
11. Social Welfare.
12. Civil Service and State Personnel.
13. Military Affairs.
14. Municipal and County Government.
15. Elections and Reapportionment.
16. Judiciary.
17. Constitutional Amendments.
18. Agriculture.

19. Livestock and Dairies.
20. Public Utilities and Corporations.
21. Manufacturing, Oil, and Mining Industry.
22. Industrial Relations.
23. Finance and Insurance.
24. Transportation and Commerce.

Prior to the assignment of members to serve on the several standing committees, the Speaker shall consider the preferences of the members with regard to committee assignments, while keeping in view the practical necessity of making assignments so that members will not serve on more than one committee which meets at the same time, and the Speaker thereafter shall determine the number and members to serve on each standing committee. Upon publication in the Journal of the number of members on each standing committee, no further change in the number of members of the committee shall be made otherwise than by a majority vote of the elected membership of the Assembly.

No Member of the Assembly shall be a member of more than three standing committees except that upon appointment by the Speaker or the approval of the House a member may serve on four committees.

There shall be published weekly in the Assembly Weekly History during each session of the Legislature a chart showing the Rational Organization of the Standing Committees of the Assembly and showing Chairman and Vice Chairman, Number of Members, Time of Meeting, Room Number, Total Number of Measures, "referred" and "action pending," and a meeting schedule for each day of the week.

Motions to Change Membership or Meetings of Standing Committees

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

Meetings of Standing Committees

10. All standing committees shall meet at the hour and the place provided by schedule, unless otherwise ordered by the Assembly. No committee shall meet during any session of the Assembly without first obtaining permission from the Assembly.

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

Committee Quorum

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

SECTION 2
HOUSE FUNCTIONS

Duties of Assembly Officers

Duties of the Speaker

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

(a) To preserve order and decorum; he may speak to points of order in preference to the other members, rising from his chair for that purpose.

(b) To decide all questions of order subject to appeal to the Assembly by any member. On every appeal, he shall have the right to assign his reason for his decision.

(c) To have general direction over the Assembly Chamber and rooms set aside for the use of the Assembly, including the rooms for use by members as private offices.

(d) To name any member to perform the duties of the Speaker, but such substitutions shall not extend beyond adjournment.

(e) To appoint the membership of all standing and special committees.

(f) To propose a schedule of meetings of standing committees.

(g) To have general control and direction over the Journals, papers, and bills of the Assembly.

(h) To act as Chairman of the Committee of the Whole.

(i) To order the lobby and gallery cleared whenever he shall deem it necessary.

(j) To assign desks to properly accredited newspaper representatives.

(k) To authenticate by his signature, when necessary, or when required by law, all bills, memorials, resolutions, orders, proceedings, writs, warrants, and subpenas issued by order of the Assembly.

(*l*) The Speaker shall be ex officio member of all Assembly, joint, and interim committees with all of the rights and privileges of such membership, except the right to vote. In counting a quorum of any such committees, the Speaker shall not be counted as a member.

Duties of the Speaker Pro Tempore

13. The Speaker pro Tempore shall have the powers and perform the duties of the Speaker during his absence.

Duties of the Chief Clerk

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

(a) To have charge of and supervise all clerical business and printing of the Assembly.

(b) To see that the Journals, other publications, and records of the Assembly are properly kept.

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

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

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

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

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

(h) Before the commencement of any regular session of the Legislature the Chief Clerk of the Assembly may mail to each member a blank form on which the member may indicate his committee preferences. Accompanying such blank shall be mailed a stamped envelope addressed to the Chief Clerk of the Assembly for returning such form. After their receipt, all such communications shall be delivered to the Chairman of the Committee on Legislative Organization, who shall deliver them to the Speaker immediately upon the organization of the Assembly.

(i) To certify to the Controller, pay rolls of members and attaches.

(j) To certify all requisitions upon the Controller for the payment of bills incurred by the Assembly.

(k) To order and sign for all documents and printing, subject to approval by the Speaker or the Chairman of the Committee on Rules and House Functions.

Duties of the Sergeant-at-Arms

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

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

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

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

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

(e) To execute all commands of the Speaker.

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

Committee Expenditures

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

Printing

Authority for Printing

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

Printing Style, Form and Amount to Be Printed

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

Printing Assembly History

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

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

Printing of Maps

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

Miscellaneous

Admission to Assembly Chamber

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

Use of Assembly Chamber

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

Persons Admitted to Floor of the Assembly

23. No person other than members, officers, attaches, employees of the Legislature, former Members of the Legislature, and accredited members of the press shall be admitted to the floor of the Assembly during any session of the Assembly; provided, that a guest of any member shall be admitted upon presentation of a guest card of said member countersigned by the Speaker, such guest card being valid only on the legislative day for which it was issued.

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

Lobbying in the Assembly Chamber

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

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

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

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

Smoking in Assembly Chamber

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

Fees for Witnesses

26. Each witness summoned to appear before the Assembly or any of its committees shall receive the sum of ten dollars ($10) for each day such witness shall be required to appear, and the sum of five and one-half cents ($0.05½) for each mile he shall travel in coming to and going from the place of examination.

Press Privileges

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

The Speaker shall assign the Assembly press desks to accredited newspaper representatives authenticated by the standing committee of the Capitol Correspondents' Association; also the necessary rooms for the exclusive use of such accredited press representatives.

No Dictation at Member's Desk

28. While the Assembly is in session, no member shall dictate any correspondence at his desk.

SECTION 3

LEGISLATIVE PROCEDURE

Speaker to Call Assembly to Order

29. The Speaker, or in his absence the Speaker pro Tempore, shall, at the hour appointed for meeting, call the Assembly to order. In the absence of both the Speaker and the Speaker pro Tempore, the Chief

Clerk, or his assistant, shall call the Assembly to order, whereupon a temporary chairman shall be elected from among the members to preside.

The functions of the temporary chairman shall terminate upon return of the Speaker or Speaker pro Tempore.

Roll Call and Quorum

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

Order of Business

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

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

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

Reading, Correcting and Approving Journal

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

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

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

Presentation of Petitions

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

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

Messages From the Governor

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

Messages From the Senate

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

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

Bills—Introduction and Reference

Bills Defined

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

Introduction and Reference of Bills

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

After these two roll calls, any member desiring to introduce bills, constitutional amendments, concurrent and joint resolutions may at any time during a session send the same to the Clerk's desk.

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

Reference of Bills to Committee

39. Immediately following its first reading, the Speaker shall refer each bill to a committee, unless upon a motion the Assembly, by a majority vote of its entire elected membership, shall refer it to some

other committee. Such motion to refer a bill shall not be debatable. Should several different committees be proposed, preference shall be given as follows:

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

Examining of Bills by Legislative Counsel Bureau

40. After introduction, all bills shall be delivered to the Legislative Counsel for the purpose of determining if the bill is in the proper form as prescribed by law or Assembly rule.

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

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

Introduction of Bills After Constitutional Recess

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

Bills Reported Back to Assembly

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

Standing Committee Functions

Standing Committee Rules

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

A majority of the committee members present may order a call of the committee.

Reports of Committees

44. Reports of standing and special committees shall be delivered to the Chief Clerk or an assistant, and shall be read and ordered printed in the Journal unless otherwise ordered by the Speaker or a majority vote of the members present.

Signing Bills Out of Committee

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

Committee on Ways and Means

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

Committee of the Whole

47. The Assembly may resolve itself into a Committee of the Whole at any time by a majority vote of the members present. While sitting as such committee, persons other than members may address the committee. The Speaker of the Assembly, or any member named by the Speaker, shall preside as Chairman of the Committee of the Whole.

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

Reports of Interim Committees

48. All interim committees, unless otherwise authorized, shall report to the next succeeding Legislature on or before the fortieth day after the convening thereof.

Passage of Bills

Daily File

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

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

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

Record of Bills

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

Second Reading of Bills

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

Committee Amendments

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

Amendments From the Floor

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

Consideration of Constitutional Amendments, Concurrent and Joint Resolutions

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

Bills Transmitted to the Senate

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

Bills Considered During Last Seven Days

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

Substitute Committee Bills

57. A committee may amend into one bill related provisions germane to the subject and embraced within the title; and with the consent of the author the committee may constitute such bill a committee bill by striking out of the heading of the bill the line "Introduced by" and the name of the author and substituting therefor "Substitute committee bill of the Committee on" and the name of the committee.

Concurrence in Senate Amendments

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

Nonconcurrence in Senate Amendments

59. If the Assembly refuse to concur in Senate amendments to an Assembly bill, and when notified that the Senate has refused to concur in Assembly amendments to a Senate bill, the Speaker shall appoint a Committee of three (3) on Conference, and the Chief Clerk shall immediately notify the Senate of the action taken by the Assembly and request the appointment of a like committee.

Committee on Conference

60. The Speaker, in appointing a Committee on Conference, shall select two members from those voting with the majority on the point about which the difference has arisen, and the other member from the minority, in the event there is a minority vote.

61. The Chairman of the Senate Committee on Conference for the same bill shall arrange the time and place of meeting of such committee. It shall require an affirmative vote of not less than four of the members constituting the Committee on Conference to agree upon a report, and the report shall be submitted to both the Senate and the Assembly. Such report is not subject to amendment, and if either house refuses to adopt such report, the conferees shall be discharged and other conferees appointed. No member who has served on a Committee on Conference

shall be appointed a member of another Committee on Conference on the same bill. The presentation and consideration of any report of a Committee on Conference shall always be in order, except during a roll call or when a member has the floor. It shall require the same affirmative recorded vote to adopt any conference report as required by the Constitution upon the final passage of the bill affected by such report. It shall require an affirmative recorded vote of two-thirds of the entire elected membership of the Assembly to adopt any conference report affecting any Assembly bill which contains an item or items of appropriation which are subject to reduction or elimination under the provisions of Section 34a of Article IV of the Constitution.

The vote on concurrence or upon the adoption of such conference report by the Assembly shall be deemed the vote upon final passage of such bill.

Engrossing and Enrolling Bills

62. The Engrossing and Enrolling Clerk shall engross and enroll all bills which shall come to his hands for such purposes, in compliance with the provisions of Section 9503 of the Government Code, and in the order of time in which the same shall be acted upon by the Assembly.

Enrollment

63. After final passage by both houses, any Assembly bill not amended by the Senate shall be forthwith ordered by the Speaker to be enrolled, as provided in Sections 9508 and 9509 of the Government Code. The Committee on Legislative Procedure shall report both the day and the hour each enrolled bill is presented to the Governor, which report shall be entered in the Journal.

SECTION 4

PARLIAMENTARY PROCEDURE

Motions and Questions

Precedence of Motions During Debate

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

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

Questions of Order Decided Without Debate

65. All incidental questions of order, arising after a motion is made for any of the questions named in Rule 38 and pending such motion, shall be decided by the Speaker without debate, whether on appeal or otherwise.

Appeal From Decision of the Speaker

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

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

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

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

Speaker Explains Order of Business

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

To Adjourn

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

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

To Recess to a Time Certain

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

To Lay on the Table

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

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

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

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

The Previous Question

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

Motion to Set Special Order

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

Motion to Postpone to a Time Certain

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

Motion to Postpone Indefinitely

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

Motion to Amend

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

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

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

A motion to lay an amendment on the table may be adopted by a majority vote of the members present, as provided in Rule 75.

Amendment to Be Germane

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

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

Substitute Motion

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

Motions in Writing

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

Constitution of Motions

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

Division of Questions

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

Withdrawal of Motions

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

Motion to Be Germane

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

Motion to Withdraw and Recall Bills

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

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

Bills Stricken From File

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

Motion to Rescind Action and Expunge Record

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

Reconsideration of Vote

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

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

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

No notice of motion for reconsideration shall be in order on the day preceding the last day for consideration of Assembly or Senate bills in the Assembly. No motion to reconsider shall be adopted except upon an affirmative recorded vote of a majority of the entire elected membership, except that it shall require a two-thirds vote of the entire elected membership to reconsider the vote on any matter originally requiring a two-thirds vote for its passage or adoption.

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

Call of Assembly

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

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

Resolutions

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

Motions and Resolutions

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

Adjournment

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

Members' Decorum and Privileges

Order in Speaking to Questions

91. When a member desires to address the Assembly, he shall rise from his seat and respectfully address himself to "Mr. Speaker." Upon being recognized, he may speak, confining himself to the question under consideration. When two or more members rise at the same time, the Speaker shall designate the member who is entitled to the floor.

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

Leave of Absence

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

Personal Privilege

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

Objection to Reading of Any Paper

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

Members Called to Order for Transgressing Rules

95. a. If any member transgresses the Rules of the Assembly, the Speaker shall, or any member may, call the offending member to order. The member so called to order shall immediately take his seat, until the Speaker without debate, shall have determined whether he is in order or not. Such decision by the Speaker shall be subject to an appeal to the Assembly.

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

Members Voting

96. Every member in the Assembly Chamber when a roll call is required shall record his vote openly and without debate, unless the Assembly shall, by a majority vote of the members present, excuse him.

The name of any member who refuses to vote as required by this rule, after being requested by the Speaker to do so, shall be entered in the Journal of the Assembly, together with a statement that he was present and did so refuse to vote. Any member who refuses so to vote may, if he so desires, and immediately after the announcement of the vote, submit a written explanation of his failure to vote and have such explanation printed in the Journal, provided no such explanation shall exceed 50 words in length.

In addition to the entry of his name in the Journal, any member who refuses so to vote when required, and who has not been excused from doing so, may, immediately after the announcement of the vote, in the discretion of the Speaker or upon demand of any member, be summoned to appear before the bar of the Assembly for public censure by the Speaker or by any member designated by the Speaker. Censure of a member as provided by this rule shall not constitute a bar to proceedings for his expulsion from the Assembly pursuant to Section 9 of Article IV of the Constitution.

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

Ayes and Noes

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

Voting Not to Be Interrupted

98. When once begun, voting shall not be interrupted, except that before the vote is announced any member may have the total pending vote flashed on the visible vote recorder. Prior to the announcement of the vote the Speaker shall inquire if all members have voted. Any member may move a call of the Assembly after the completion of the roll and prior to the final recording, but no member shall be allowed to change his vote, or have his vote recorded after the vote is announced.

Members at Clerk's Desk

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

Tie Vote

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

"Two-thirds of the Entire Elected Membership" Defined

101. Wherever the words or figures, "two-thirds of the entire elected membership" appear in any rule, it shall mean 54 votes.

REPORT OF SELECT COMMITTEE

The Select Committee appointed to wait upon the Senate reported that the Senate was organized, and ready to proceed with the regular business.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolution was offered:

Assembly Concurrent Resolution No. 2: By Messrs. Thurman and Sam L. Collins—Relative to accredited press representatives and the authentication thereof.

Request for Unanimous Consent

Mr. Thurman asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 2, at this time, without reference to committee, print, or file, and that the same be considered engrossed.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 2

Assembly Concurrent Resolution No. 2—Relative to accredited press representatives and the authentication thereof.

Resolution read, and adopted.

Resolution ordered printed, and transmitted to the Senate.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolution was offered:

Assembly Concurrent Resolution No. 3: By Mr. Thomas—Relative to the approval of the charter of the City of Torrance, a municipal corporation, in the County of Los Angeles, State of California, as voted

for and ratified by the electors of the City of Torrance, at an election held therein on the twentieth day of August, 1946.

Request for Unanimous Consent

Mr. Thomas asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 3, at this time, without reference to committee, print, or file, and that the same be considered engrossed.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 3

Assembly Concurrent Resolution No. 3—Relative to the approval of the charter of the City of Torrance, a municipal corporation, in the County of Los Angeles, State of California, as voted for and ratified by the electors of the City of Torrance, at an election held therein on the twentieth day of August, 1946.

Resolution read.

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

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—76.

NOES—None.

Resolution ordered printed, and transmitted to the Senate.

Request for Unanimous Consent to Place Rush Order on Printing of Assembly Concurrent Resolution No. 3

Mr. Thomas asked for, and was granted, unanimous consent that a rush order be placed upon the printing of Assembly Concurrent Resolution No. 3.

COMMUNICATIONS

By the Chief Clerk:

The following communication was received, read, and ordered printed in the Journal:

December 23, 1946

Arthur A. Ohnimus, Chief Clerk of the Assembly
State Capitol, Sacramento 14, California

DEAR MR. OHNIMUS: This is to inform you that I have appointed Assemblymen Crichton, Lyons, and Wollenberg as a select committee to meet with a like committee of the Senate to make arrangements for the Joint Inaugural Ceremonies to be held in the Assembly on January 6, 1947.

Sincerely yours,

CHARLES W LYON

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolution was offered:

Assembly Concurrent Resolution No. 4: By Messrs. O'Day, Gaffney, George D. Collins, Wollenberg, Berry, Brady, Maloney, and Blosser—Relative to approving amendments to the charter of the City and County of San Francisco voted for and ratified by the electors of said City and County of San Francisco at a general election held therein on the fifth day of November, 1946.

Request for Unanimous Consent

Mr. O'Day asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 4, at this time, without reference to committee, print, or file, and that the same be considered engrossed.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 4

Assembly Concurrent Resolution No. 4—Relative to approving amendments to the charter of the City and County of San Francisco voted for and ratified by the electors of said City and County of San Francisco at a general election held therein on the fifth day of November, 1946.

Resolution read.

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

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton, A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—73.

NOES—None

Resolution ordered printed, and transmitted to the Senate.

Request for Unanimous Consent to Place Rush Order Upon the Printing of Assembly Concurrent Resolution No. 4

Mr. O'Day asked for, and was granted, unanimous consent that a rush order be placed upon the printing of Assembly Concurrent Resolution No. 4.

FURTHER CONSIDERATION OF HOUSE RESOLUTION NO. 4

House Resolution No. 4—Relative to the Temporary Rules of the Assembly.

Resolution read.

Mr. Wollenberg offered the following substitute resolution:

Substitute Resolution

Resolved by the Assembly of the State of California, That the Standing Rules of the Fifty-sixth (Regular) Session in effect on June 16, 1945, be, and the same are, hereby adopted as the temporary rules of the Assembly for the Fifty-seventh (General) Session, except as follows:

(1) Rule 19 shall read:

Duties of the Speaker

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

(a) To preserve order and decorum; he may speak to points of order in preference to the other members, rising from his chair for that purpose.

(b) To decide all questions of order subject to appeal to the Assembly by any member. On every appeal, he shall have the right to assign his reason for his decision.

(c) To have general direction over the Assembly Chamber and rooms set aside for the use of the Assembly, including the rooms for use by members as private offices.

(d) To name any member to perform the duties of the Speaker, but such substitutions shall not extend beyond adjournment.

(e) To appoint the membership of all special committees, and the respective chairmen thereof.

(f) To propose a schedule of meetings of standing committees.

(g) To have general control and direction over the Journals, papers, and bills of the Assembly.

(h) To act as Chairman of the Committee of the Whole.

(i) To order the lobby and gallery cleared whenever he shall deem it necessary.

(j) To assign desks to properly accredited newspaper representatives.

(k) To authenticate by his signature, when necessary, or when required by law, all bills, memorials, resolutions, orders, proceedings, writs, warrants, and subpenas issued by order of the Assembly.

(1) The Speaker shall be ex officio member of all Assembly, joint, and interim committees with all of the rights and privileges of such membership, except the right to vote. In counting a quorum of any such committees, the Speaker shall not be counted as a member.

(2) Rule 72 shall read:

Standing Committees

72. For their convenient functioning and in furtherance of the thorough consideration of all bills on a given subject, the several standing committees of the Assembly are respectively grouped into the following categories:

1. Rules.
2. Legislative Procedure.
3. Conservation and Planning.
4. Fish and Game.
5. Governmental Efficiency and Economy.
6. Revenue and Taxation.
7. Ways and Means.
8. Education.
9. Crime and Correction.
10. Public Morals.
11. Public Health.
12. Social Welfare.
13. Civil Service and State Personnel.
14. Military Affairs.
15. Municipal and County Government.
16. Elections and Reapportionment.
17. Judiciary.
18. Constitutional Amendments.
19. Agriculture.
20. Livestock and Dairies.

21. Public Utilities and Corporations.
22. Manufacturing, Oil, and Mining Industry.
23. Industrial Relations.
24. Finance and Insurance.
25. Transportation and Commerce.

Prior to the assignment of members to serve on the several standing committees, the Committee on Rules shall consider the preferences of the members with regard to committee assignments, while keeping in view the practical necessity of making assignments so that members will not serve on more than one committee which meets at the same time, and the Committee on Rules thereafter shall determine the number and members to serve on each standing committee. Upon publication in the Journal of the number of members on each standing committee, no further change in the number of members of the committee shall be made otherwise than by a majority vote of the elected membership of the Assembly.

No Member of the Assembly shall be a member of more than three standing committees except that by appointment of the Committee on Rules a member may serve on more committees.

(3) Rule 80 shall read:

Committee on Rules

80. There is a Committee on Rules consisting of nine members, to be elected by the Assembly, which shall, for the purpose of Joint Rule 2, be deemed the Rules Committee of the Assembly.

The Committee on Rules shall appoint all other standing committees of the Assembly unless otherwise directed by the Assembly and shall designate a chairman of each committee so appointed and a vice chairman of each such committee. The Committee on Rules shall select its own chairman and vice chairman.

Substitute resolution read.

Request for Unanimous Consent to Continue Consideration of Substitute Resolution

Mr. Beck asked for, and was granted, unanimous consent that consideration of Mr. Wollenberg's substitute resolution be continued until the next legislative day, but that it be ordered printed in the Journal.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, January 6, 1947

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

Senate Concurrent Resolution No. 1

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS

The following resolution was read:

Senate Concurrent Resolution No. 1—Relative to inaugural ceremonies.

Request for Unanimous Consent

Messrs. Wollenberg and Allen asked for, and were granted, unanimous consent to take up Senate Concurrent Resolution No. 1, at this time, without reference to committee, print, or file.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 1

Senate Concurrent Resolution No. 1—Relative to inaugural ceremonies.

Resolution read.

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

AYES—Allen, Anderson, Beck, Bennett, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—75.

NOES—None.

Resolution ordered transmitted to the Senate.

RECESS

At 1.43 p.m., on motion of Mr. Wollenberg, the Assembly recessed until 2.30 p.m.

REASSEMBLED

At 2.30 p.m., the Assembly reconvened.

Hon. Thomas A. Maloney, Speaker pro Tempore of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

IN JOINT CONVENTION

ASSEMBLY CHAMBER, SACRAMENTO
Monday, January 6, 1947

At 3 p.m., the Senate and Assembly met in Joint Convention.

Hon. Sam L. Collins, Speaker of the Assembly, presiding.

INTRODUCTION OF PRESIDENT PRO TEMPORE OF THE SENATE

Hon. Sam L. Collins, Speaker of the Assembly, then presented President pro Tempore Harold J. Powers of the Senate to the Joint Convention.

SENATE ROLL CALL

Hon. Harold J. Powers, President pro Tempore of the Senate, directed the Secretary of the Senate to call the roll of Senators.

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

Senators Breed, Brown, Burns, Busch, Carter, Collier, Crittenden, Cunningham, DeLap, Desmond, Deuel, Dillinger, Dilworth, Donnelly, Gordon, Hatfield, Hulse, Jespersen, Judah, Keating, Kraft, Mayo, McBride, McCormack, O'Gara, Parkman, Powers, Quinn, Rich, Salsman, Slater, Sutton, Swing, Tenney, Ward, Watson, Weybret, and Williams—38.

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

ASSEMBLY ROLL CALL

Hon. Sam L. Collins, Speaker of the Assembly, directed the Chief Clerk to call the roll of Assemblymen.

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

Messrs. Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Mrs. Niehouse, Messrs. O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Sillman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—79.

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

INVOCATION

Upon invitation of the Speaker, Rev. Raymond Renwald, Chaplain of the Assembly, offered the invocation.

REGULAR ORDER OF BUSINESS

By direction of the President of the Senate, the Secretary of the Senate read sections of the Constitution of the State of California as follows:

Of the Constitution (Article V):

Sec. 4.5. The Legislature may regulate by law the manner of making returns of elections for Governor and Lieutenant Governor.

The legislation enacted at the Fifty-third Session of the Legislature regulating the manner of making returns of elections for Governor and Lieutenant Governor is hereby ratified and validated, and it shall have the same force and effect as if it had been passed after the adoption of this provision of the Constitution.

Sec. 15. A Lieutenant Governor shall be elected at the same time and place and in the same manner as the Governor, and his term of office and his qualifications shall be the same. He shall be President of the Senate, but shall only have a casting vote therein.

ANNOUNCEMENT

The Speaker of the Assembly announced that the certificate of election from the Secretary of State had been received relative to the election of Earl Warren as Governor and Goodwin J. Knight as Lieutenant Governor of the State of California.

APPOINTMENT OF JOINT COMMITTEE ON ESCORT

Hon. Harold J. Powers, President pro Tempore of the Senate, announced the appointment of Senators Brown, Collier, and De Lap as the Senate Committee to escort His Excellency, Hon. Earl Warren, Governor-elect of the State of California, to the bar of the Assembly.

Hon. Sam L. Collins, Speaker of the Assembly, announced the appointment of Messrs. Crichton, Lyons, and Wollenberg as the Assembly Committee to escort His Excellency, Hon. Earl Warren, Governor-elect of the State of California, to the bar of the Assembly.

REPORT OF JOINT COMMITTEE ON ESCORT

The Joint Committee on Escort, appointed to wait upon the Governor-elect, and escort him to the Joint Convention, appeared at the bar of

the Assembly, and announced the presence of His Excellency, Hon. Earl Warren, Governor-elect of the State of California.

APPOINTMENT OF JOINT COMMITTEE ON ESCORT

Hon. Harold J. Powers, President pro Tempore of the Senate, announced the appointment of Senators Brown, Collier, and De Lap as the Senate Committee to escort His Excellency, Hon. Goodwin J. Knight, Lieutenant Governor-elect of the State of California, to the bar of the Assembly.

Hon. Sam L. Collins, Speaker of the Assembly, announced the appointment of Messrs. Crichton, Lyons, and Wollenberg as the Assembly Committee to escort His Excellency, Hon. Goodwin J. Knight, Lieutenant Governor-elect of the State of California, to the bar of the Assembly.

REPORT OF JOINT COMMITTEE ON ESCORT

The Joint Committee on Escort, appointed to wait upon the Lieutenant Governor-elect, and escort him to the Joint Convention, appeared at the bar of the Assembly, and announced the presence of His Excellency, Hon Goodwin J Knight, Lieutenant Governor-elect of the State of California.

OATH OF OFFICE ADMINISTERED TO GOVERNOR

Upon arriving at the bar of the Assembly, Governor-elect Hon. Earl Warren took and subscribed to the following oath, administered by Hon. Phil S. Gibson, Chief Justice of the Supreme Court:

I do solemnly swear that I will support the Constitution of the United States and the Constitution of the State of California, and that I will faithfully discharge the duties of the office of Governor of the State of California, according to the best of my ability, so help me God.

PRESENTATION OF THE GOVERNOR

Hon. Harold J. Powers, President pro Tempore of the Senate, then presented Governor Warren to the Joint Convention.

ADDRESS BY THE GOVERNOR

Governor Warren then proceeded to address the Joint Convention as follows:

Inaugural Message by Governor Earl Warren

Mr. Speaker, Mr. President, and Members of the Legislature:

In accordance with the Constitution, I desire to report to you on the condition of our State, and to recommend to you certain matters which, in my opinion, call for consideration by this Fifty-seventh Session of the California Legislature. It is a pleasure to welcome you to Sacramento—in this historic Capitol Building where throughout most of our history the laws of this State have been enacted.

This is an important session of the Legislature from many viewpoints. It is the first regular postwar session. It is the first of the annual sessions recently authorized by the people It is the first session for the Administration that will be serving as California completes 100 years of statehood This State Government for which you and I are temporarily the trustees is the one that will be expected to pave the way for a second century of progress It will be dealing with the problems of a state that has grown and changed more rapidly than any other in the Union.

The responsibility for solving these problems in the interests of a state of over nine million people is our joint responsibility. We can make a partnership of our task if we will—and it should not be difficult for us to do so. In such a partnership, we should be able to find areas of agreement that will make your deliberations fruitful for the entire State.

Such an approach requires a determination to draw a sharp dividing line between public and special interests. It means we must recognize that a thorough consideration of human problems transcends partisanship. It obligates us to cooperate for the common good without regard to party, faction, or personality. In such an atmosphere we should be able to agree speedily upon objectives, and to devote our energies to an honest search for methods of accomplishment. That kind of partnership will pay dividends as long as we keep in focus our vision of a greater and finer California where millions of people can live ordered and happy lives.

I am encouraged by what has taken place in this building during the past four years to propose that we enter upon this session in such a spirit. Those were war years. When I took office in 1943, I told the Legislature that our greatest need was for an era of good will in our State Government. We have had it to a marked degree. There has been little blind partisanship or personal controversy to hinder our attention to the job to be done. I hope that my own approach to our problems has been conducive to that result.

I want to foster the same spirit of cooperation and mutual respect during the next four years, both because it is more pleasant to live in such an atmosphere and because it will contribute to the progress and welfare of our State.

I know that the opportunity to serve at this period of our State's development must thrill you, as it does me. It is a wonderful privilege to be the heirs to California's traditions and the beneficiaries of the progress that has been made in the 100 years since the Bear Flag and the Stars and Stripes were first unfurled on our soil in 1846.

The second century, if started well by us, will be filled with even greater opportunities for the generations that will follow ours. While, therefore, we are celebrating in these next few years the fulfillment of that which was sturdily pioneered by early Californians, it should be our inspiration to recall that we ourselves are pioneering the California of the future.

The frontier has changed but there can be no retreat or rest from the fight to protect our people against corrosive and destructive forces of both man and nature—against crime; against jeopardy of life and limb on the highways, in industry and in the fields; against preventable illness and disease; against the severities of misfortune among the helpless and handicapped; against the plight of homelessness; against ignorance that results from inadequate facilities for the training of young people; against floods; against the wastage of a precious heritage of natural resources.

These problems should not be left for solution at the hands of an already overburdened National Government. They are essentially home problems. State Government must draw fully upon all its own resources in their solution. Only in this way can we avoid federal bureaucracy, which in the abstract we deplore, but which in everyday life we too often encourage. Only in this way can the tremendous values of a government that is close to the people be preserved.

I realize there are limitations upon state and local government in the solution of the problems of our people. Certainly they cannot be solved at one legislative session. Our people do not expect any such miracle. They do expect, however—and they are entitled to have—sound and steady progress.

We must adapt our framework of law and service to the welfare of 2,000,000 new residents that have been added to the seven millions who were here prior to 1940. We must also take into consideration the needs of the 10,000,000 more who, I firmly believe, will come here during the next few decades. Our task will not be easy, but it can be thrilling.

We have the satisfaction of knowing that even during the war years we were able to make some progress. We improved our humanitarian services, with respect to which delay would have been intolerable. We were able to reorganize the major departments of the State Government for better service under modern conditions. We inaugurated programs for the better conservation of our natural resources. We expanded our system of unemployment insurance for the protection of our working people and the stabilization of our economy. We encouraged business, industry, and agriculture to reestablish themselves on a peacetime basis. We reduced taxes.

All these things constitute a record of some progress made even during the war. Whether they are to be of the greatest value to our people, however, will depend on how we now build upon them. This is a time for introspection and resolution—not for self-satisfaction.

We can plan hopefully for the future. Our State has been able to change over rapidly from an economy geared to war production. At the present time, California is in a period of high employment. Six months after V-J Day it was necessary to pay unemployment insurance compensation to 227,000 persons, but this number has declined to 112,000 and the duration of payments is only 8.4 weeks on the average. We have 3,610,000 people gainfully employed in our State, compared with only 2,514,000 in April of 1940, a relatively prosperous peacetime year.

The manner in which our commercial life has adjusted itself to postwar conditions is a tribute to the resourcefulness of business and industry in our State and to the energy of their leaders.

As a result of this economic activity, our State Treasury will end the present fiscal year with a substantial surplus. The budget to be presented to you for the year ending June 30, 1948, will be a balanced budget, although it will of course reflect the

greater needs of our expanding population for state services as well as higher costs. Meanwhile, our estimates show that it will be possible during the coming year to continue the tax reductions made in 1943 and re-enacted in 1945. I believe it is in order to continue these reductions.

In my opinion, any surplus beyond current requirements should be conserved for two vital needs. One of these is to maintain adequate hospitals, educational and other institutional facilities. The other is to provide for the rainy day which sooner or later comes into the lives both of people and governments.

If business should drop off only 20 percent in California, it would adversely affect our revenues by as much as $100,000,000 a year. When I previously proposed to the Legislature that we should set something aside for unforeseen needs, some people said I was taking a defeatist attitude—that I should be thinking in terms of prosperity and not depression—but I am still of the opinion that it is no more defeatist for a state to provide for a possible rainy day than it is for an individual to do so. I am as optimistic as anyone about the economic future of our State, but I think it is elementary prudence to establish a rainy day fund.

During this session we shall have the further advantage of working under a new system whereby the Legislature can now budget for state services on a yearly basis. In order to derive the full benefits from this system, I believe that a thorough study of the tax situation in California, such as I have previously suggested to you, should now be undertaken. Inquiries have already been conducted by your interim committees which will provide a basis for an over-all and adequately financed investigation. Such an investigation should include an examination of the respective responsibilities of local and State Government, and the manner in which they share the tax dollar of our people.

Until this is done—until we have these facts—it will be true that any tinkering with present procedures or allocations merely results in robbing Peter to pay Paul.

On the organizational side of State Government, the time has come to abolish all remaining wartime agencies, and to give consideration to revamping such permanent departments as may require reorganization.

The State War Council has already been liquidated. The State Guard is being disbanded as rapidly as the National Guard can be re-activated. In keeping with our promise made when these agencies were created, I now ask for similar action with respect to the Reconstruction and Reemployment Commission and the Farm Production Council.

This decision is supported by the recent declaration of the President ending hostilities. A careful analysis of the effect this proclamation will have upon all our wartime legislation will shortly be available for your consideration.

The Farm Production Council performed an extremely valuable wartime service to agriculture and the public Its activities with respect to recruiting and housing farm labor were of inestimable value in producing the crops so essential for war purposes. Any of its duties that are still necessary can now be taken over by our permanent state agencies, and the council can be discharged with thanks.

The Reconstruction and Reemployment Commission, created during the war, has served its purpose and in my opinion served it well. It was able to mobilize leadership from every walk of life to prepare for the return of peacetime conditions. It has worked steadily and effectively with our cities and counties and citizen groups representing every phase of California life in developing their postwar plans.

The commission has made exhaustive studies of great value to our people on such subjects as retail trade outlets, new industries, self-employment opportunities, steel and steel uses, aviation, harbors, mineral resources, and our educational system. Many of its recommendations to the Legislature have been enacted into law.

When the Reconstruction and Reemployment Commission was created, you gave to it the responsibility for administering the Planning Act of 1935, and the State Planning Commission was abolished. Unless other provisions are now made for state planning, that important function of government will automatically lapse. To say the least, this would be illogical in an expanding state such as ours

Inasmuch as it was the Governor who formerly appointed the Planning Commission, and inasmuch as he is charged both with proposing and administering programs for the development of our State, I suggest that the responsibility for planning be transferred to his office and that a new Planning Act be enacted to accomplish this.

The Governor's Office should also have the responsibility of assembling the statistical information obtained by our various state departments and integrating it with the research that is essential in evaluating economic trends. Our cities and counties, and the public at large, are entitled to have this information made available to them as a composite economic picture of our State.

An example of the need for constant planning is illustrated by the work we have had to do in preparing a Master Airport Plan for the State. Lacking other means, we called upon the Reconstruction and Reemployment Commission, but a State Aviation Commission should now be created.

Within our borders are the plants at which were constructed 50 percent of all the airplanes used by our Nation's armed forces during the war, and we should be the peacetime capital of the aviation world. Surprisingly, however, we are one of only five states that have failed to establish an aviation authority. Until we do so, the State can

neither help our cities and counties in planning for the air age, nor in turn receive help from the Federal Government.

Of all the problems in our State, housing remains the most critical. Jurisdiction over building materials, priorities, and surplus housing has been in the hands of the Federal Government, but its programs so far have been marked by confusion and frustration.

Last year, you appropriated $12,000,000 for participation in several federal-state-local programs of utilizing surplus housing in California. Recently, the Federal Government summarily abandoned its emergency housing program for veterans—leaving between seven and eight thousand units in various stages of construction.

This clearly demonstrates that we cannot place ourselves wholly at the mercy of the federal bureaus in this matter, and I wish to present to you a proposal that has been studied by our Department of Finance, Department of Veterans' Affairs and the Reconstruction and Reemployment Commission. These state agencies have ascertained that large quantities of dwelling units and housing materials not heretofore declared surplus are now becoming available. The material is usable not only for temporary housing purposes, but also in the construction of good permanent housing.

It is the obligation of State Government to assist in every way to make this material easily and promptly available to veterans who desire to purchase it. In order to accomplish this, I suggest that you make available a revolving fund to be used by the Department of Finance for the purchase of this material and its resale to veterans.

An unprecedented volume of home construction could be under way at the present time if materials were available. The stumbling block is not a lack of money. Our financial institutions and the real estate and building industries of our State are fully prepared to go ahead with their part of the job. We have kept closely in touch with the building materials situation, and will continue to press the Federal Government for action.

In the meantime, we should be giving consideration to implementing the Urban Redevelopment Act which was passed by the Legislature in 1945, because the time will soon come when building conditions will make it possible to eliminate the blighted areas of our cities

We should also re-appraise our building codes and regulatory services to assure that they are not cumbersome and that they conform to present-day conditions.

The people, acting upon proposals of the Legislature, have approved bond issues aggregating $130,000,000 for the purpose of making loans to World War II veterans for home and farm purchases. Although this program also lags because of construction delays and inflated prices, our Department of Veterans Affairs has been able to make 5,269 loans for a total of $28,383,214. We are ready and able to do our part in placing California veterans in the kind of homes for which they longed while overseas and which they now desperately need.

Our educational program for war veterans is moving forward more rapidly than was anticipated, and I recommend an emergency appropriation to finance it from this date to the end of the fiscal year.

I also recommend a continuation of all our services that help us in our desire to assist our veterans in every possible way.

Comparable only to the distress resulting from the housing shortage is the tragic situation in which we find ourselves as the result of an outgrown highway system. Our streets and roads have become places of frightful danger, and our economic development is being retarded.

To enable the Legislature to give its undivided attention to this problem, and to hasten the effective date of the statutes enacted relating to it, I am calling you into special session next Monday. At that time I shall submit my views more fully for your consideration.

We must also work for the greater safety of life and limb in industry. Tremendous increase in the use of machinery makes it imperative that we keep industrial safety abreast of industrial methods.

We have put into effect badly needed safety regulations and have written new safety orders for various occupations. We will continue to try to protect life and limb in preference to compensating for the loss of them. Unfortunately, accidents cannot be eliminated entirely. We can, however, in accordance with our obligation under the Workmen's Compensation Act, make adequate provision for the victims of accidents.

Consequently, I recommend that the act be studied with a view to restoring California to its former enlightened place among the states in this program which so vitally affects our working people.

Our families must also be protected as far as possible against preventable illness and disease. The first line of defense on the public health front is in the local community. Every county should be in a position to provide communicable disease control, maternal and child health services, environmental sanitation and food inspection, public health laboratory facilities, adequate health records and community health education. These are the minimum essentials.

At the present time, 26 counties in California do not have a full-time health officer. Over half of the counties having full-time health officers are unable to provide even the basic health services. In nearly every county, there is need for improvement.

In order to step up our health services throughout the State, the State Government should offer not only consultation, but financial assistance to those counties that

have full-time health officers and comply with reasonable standards. These funds should be allocated so that the counties least able to finance health programs will be given a special opportunity to bring themselves at least up to minimum levels. The joint operation of health departments by two or more small counties should be encouraged where this will be more economical and still result in better service to the people. I recommend that an adequate appropriation be made for this purpose.

It has also become necessary for the State to lend a stronger helping hand to the counties in their fight against tuberculosis In 1945, tuberculosis was responsible for 3,840 deaths—40 percent of all deaths due to communicable disease in California. This disease can be eliminated as a major cause of death if all cases are found early and treated properly.

However, the cost of hospitalization has increased to such an extent that additional state aid to the counties is necessary. This assistance should be proportionately greater to the smaller counties, and especially designed to assist those that have no facilities or inadequate facilities for the care of tubercular patients. If this is done, uniform care may be made available and another step taken toward the ultimate eradication of this disease.

Our fight on the public health front is not limited to physical illness. California is now caring for 30,000 extreme cases of mental illness in its state hospitals, and thousands of others are in need of medical care. Through the acquisition of Hammond and DeWitt General Hospitals from the United States Army, we will be able to relieve the congestion of our mental hospitals to some extent, and through other provisions in the budget we propose to improve their services to our afflicted citizens. A great deal of this waste of human usefulness could be avoided, however, by early and intelligent preventive action.

We are operating out-patient clinics at San Francisco and Los Angeles, where people undergoing mental strain may obtain treatment in time to prevent a complete breakdown. I am convinced that these clinics can save thousands of people from a lifetime of suffering, and that they can actually save dollars for the State by decreasing the number of people that must be hospitalized at state expense. Therefore, I request you to give serious consideration to the establishment of additional clinics at San Diego, Fresno, and Sacramento, and a second clinic at Los Angeles. The staffs of these clinics will also be able to furnish mental hygiene service to the smaller communities on a mobile basis.

Higher standards of public health in California require more and better hospitals and laboratory facilities. Many of our people must travel long distances and beyond their county borders in order to reach an adequate hospital. This travel time can easily represent the difference between life and death. In an enlightened state like California, a hospital within an hour of every resident should be the ultimate goal. To achieve it, the assistance of the State is necessary.

In the opinion of public health authorities, there should be 4 5 hospital beds for every 1,000 people, which means in California that we should have not less than 41,000 beds. We actually have 34,000, of which 10,000 are in substandard hospitals. Consequently, California should have 17,000 new hospital beds to take care of the present-day normal requirements of its people, and even this does not take into consideration the fact that our population is increasing at a rate of 27,000 people each month.

We have been fortunate in recent years that no epidemic has descended upon us such as the influenza that swept our country following World War I. If this should occur, particularly in view of our swollen population, California would be confronted with a disastrous situation.

Recognizing the need for adequate hospital facilities, the Federal Government has initiated a national program for the construction of hospitals. Each dollar of federal money must be matched to the extent of $2 by the local communities. The government has allocated approximately $2,000,000 per year to California for the next five years. I recommend that the State participate in this program by assuming one-half of the required local contribution.

We have the machinery through which to work in carrying out such a program. I refer to the Hospital District Act, enacted by you in 1945, under which 15 community hospital districts have been formed, with many others in some stage of development at the present time. These 15 districts are distributed from Del Norte to Riverside, and from San Luis Obispo to Inyo Counties.

I believe this federal program will be expanded and that eventually every California community, with state and federal assistance, can have a hospital if it really wants one. When these funds have been exhausted, I believe our State should be willing to appropriate more money on the same basis until our objective of a good hospital within an hour of every resident is achieved.

It is not sufficient, however, to have medical services, hospitals, clinics and laboratories—no matter how expert or modern and no matter how conveniently located—unless the people have economic access to them, not as charity but as something for which they have willingly and individually paid.

The very fact that great strides have been made in medicine means that medical and hospital care are becoming increasingly expensive. The cost of hospitalization in California, according to a recent publication, is the highest in the Nation—$12.84 per day on the average. This is only part of the cost of a serious illness, but it is clearly beyond the ability of working people to pay.

When serious illness or injury strikes the home of the average Californian, the impact on the family finances results either in exhaustion of savings, heavy debt for the future, or a resort to public charity.

Through normal channels of business, we have applied the familiar principle of insurance to protect our homes and our property, but no adequate means exists for insuring the most precious thing in life—the health of our family. This principle of insurance must be applied to the health of our people, and because there is no reasonable prospect of such insurance becoming available in any other way, the State should provide a system for making it available by encompassing all the working people of California.

If everyone could now obtain adequate insurance at rates within his means to protect himself and his family against the heavy expense of illness or nonindustrial accident, just as he insures his home against fire or his automobile against theft, I would not make this proposal. Attempts, however, to apply the insurance principle to health have failed, and will fail, because plans to accomplish this do not operate within a sufficiently large field to really average the risk and spread the cost. Without some action on the part of State Government to broaden these plans by enlarging the field of contribution, no progress can be made commensurate with the urgency and scope of the problem.

I am not unmindful of the discussion this will again provoke, because the memory of the controversy engendered by my similar proposals two years ago is still fresh in my mind. But certain other things also remain in my mind—first, that there was no refutation of the need for spreading the cost of medical and hospital care through some prepayment plan, and, secondly, that there was no alternative program offered to accomplish the desired results. These facts alone justify resubmission of the question.

I have previously submitted two separate proposals, one for a comprehensive system of prepaid medical care, and the other for a more limited system of hospital and laboratory insurance. I have never claimed to have the precise answer to this question. I have always been ready, however, to discuss methods for accomplishing the desired result, because I believe that if all who recognize the need for improving the public health by reducing the cost of medical care will honestly search for the answer, a way will be found. I am sure it can be done without injuring anyone, and at the same time that it will relieve millions of our people from the spectre of bankruptcy and indigency which are the present-day results of the cost of illness.

Ranking in importance with the health and safety of our people is the education of our children. California should not be satisfied with any educational standards but the best. The best should be made available to every child whether he lives in the city or the country, and whether he lives in a rich or a poor school district. We still have 1,019 one-room schools and 440 two-room schools, most of them in poor districts and unable to furnish adequate standards of education.

By the equalization of school funds, the consolidation of districts, and state financial assistance in the construction of school buildings, these poorer districts can be placed on a firm foundation. I therefore renew my recommendation of last year that funds be made available to impoverished school districts for this purpose.

Among the 1,500,000 children of school age in our State, 32,000 stand in need of specialized attention in order to overcome mental backwardness. I have studied the report of your interim committee on this subject, and I favor its proposal that the State provide a substantial part of the cost of this special education.

To train these retarded children to be self supporting is not only an investment in citizenship. It will be an actual saving in dollars, because otherwise many of them eventually would be dependent upon the State for support.

Looking forward to the growth and development of California as a western empire with twice its present population, we must use our best foresight in making sure that the natural resources with which we have been so abundantly blessed are carefully conserved and intelligently used.

Until recent years we did little to conserve our timber supply beyond maintaining a fire suppression program. Fire, insects, blights, and bad cutting practices have denuded millions of acres, and our consumption of lumber exceeds replenishment by a half billion board feet yearly. If we take practical measures now, we can harvest timber from our 16,000,000 acres of forest lands much as we harvest agricultural crops, and thus maintain a permanent source of construction and packaging materials. California uses almost a billion board feet of lumber each year to package its agricultural products alone.

We should make provision for acquiring additional portions of idle cut-over lands that once were our most productive forests, and for stepping up our blister rust control program in order to protect the valuable remaining stands of sugar pine trees in our State.

A service to the 18,000 small owners of timber lands in our State comparable to the work of our farm advisers should also be provided. Such a service, performed by forestry advisers, would assist these small owners, whose timber lands often are adjacent to their farms, in substituting sustained-yield methods for wasteful practices.

It is also time that the State assumed its proper place of leadership in realizing maximum values from our opportunities for outdoor recreation. I renew my recom-

mendation for creating in the Department of Natural Resources a Division of Recreation to coordinate the activities of the various state agencies which have an interest in this field and to serve our cities and counties in developing a more effective use of our mountain parks and our beaches. It is my belief that our state parks are of no greater value than the use that is made of them. That greater use by our people should be encouraged and made possible. This is becoming increasingly important as our cities continue to grow and their congestion increases.

In terms of the essentials of life, the agricultural lands of California constitute our greatest natural resource. For the fourth successive year, we have surpassed every other state in dollar volume of crops.

The day has arrived, however, when California must make more effective use of research and its results in meeting the increasing competition of other regions. Our farmers are faced with higher costs than most in getting their crops to the consumer, because of our distance from the great markets of the eastern states.

This factor can be offset, not only by keeping abreast of every new production method, but also by constantly improving handling, processing and marketing techniques to bring about delivery to the ultimate consumer of the full nutritional and taste values of our agricultural products.

The report of the Agricultural Research Commission created by you a year ago confirms the need for an accelerated program, and I recommend an appropriation of $1,500,000 for this purpose during the coming year. As in the past, this research should be made by our university, and in order to assist the university, the Agricultural Research Commission should be made permanent and given the responsibility of keeping the university constantly informed of the practical, every-day research needs of California farmers.

The future of agriculture, and to a great extent the future of all California, depend upon the manner in which we conserve, distribute and use our supply of water. The ingenuity of our farmers and water conservationists has developed the vast amount of water now in use throughout the State. Most future water conservation projects, however, will be beyond the jurisdiction and resources of local regions. They are large public projects that call for federal, state and local cooperation.

Although a great deal of work has been done by our State Division of Water Resources and other public agencies, it is time that we bring our State Water Plan up to date, and determine what kind of management would best serve the orderly growth and development of our State

This matter has not heretofore been dealt with comprehensively. Public opinion has been divided, and in many instances conclusions have been based on emotion rather than on fact. To continue in this way would inevitably retard the development of California, because the federal appropriations that we obtain will depend largely upon a united front being presented by us in the Congress.

We must begin now to clarify our thinking on this subject and organize our efforts. For this purpose I recommend that the Water Resources Act of 1945 be amended to empower the State Water Resources Board, within its appropriations, to initiate water surveys upon its own motion, and to report to the Legislature and the Governor upon the comprehensive and orderly development of our water resources.

Every war has its aftermath of hatred, discrimination and persecution. World War II is no exception. Even now, as people of good will strive to prepare a world order based upon justice and fair dealing, we find race hatred disturbing world peace. Here in free America, fanatics are already at work to divide us by preaching that doctrine. I am sure cosmopolitan California does not condone such practices, and I also feel certain that in rejecting Proposition No. 11, at the recent election, our people intended only to withhold their approval from a measure they considered unworkable. I believe they would like to eliminate discrimination so far as is humanly possible

Two years ago, I recommended the establishment of a Commission on Political and Economic Equality. A bill for this purpose failed of passage because there were on the one hand, those who were unwilling to take any action, and on the other hand, those who insisted on doing more. The commission which I then proposed, and which I again recommend, would not be an administrative agency. It would make no regulations and enforce no laws. It would investigate, study, and report conditions as they find them to the Legislature and the Governor for action. This would be extremely helpful because at the present time, I have no means, and I am sure you have none, of obtaining objective information on this subject.

In its transition from wartime production to a peacetime economy, our Nation is passing through an inevitable period of inflation and similar economic difficulty, and this has tended to aggravate differences between management and labor and multiply the number of work stoppages.

Under the National Labor Relations Act and the decisions of the Supreme Court, the Federal Government has jurisdiction over most labor disputes, and it is my belief that the major effort of the State should be to promote free collective bargaining and the avoidance of a war of legislation between management and labor. Such a state policy paid dividends during the war, and I am of the opinion it will do so now.

We can contribute additionally to industrial peace in our State by making our services more readily available as mediator and conciliator in local labor disputes. Unfortunately, we are not able to do so under our present statutes

Section 65 of our Labor Code provides that the State can mediate only when all parties to a dispute so request. I know that many people have wondered why the State does not use its good offices in this regard, and I recommend that Section 65 be amended to permit us to do so upon the request of any party to the dispute

I trust that this Legislature will create a commission to coordinate on a statewide basis the celebrations that will be held in California during our next four centennial years. This will make our rich past live again, and it will accentuate the greatness of our hopes for the future

In a real sense, however, this session can do more than merely arrange the ceremonies with which we shall honor these anniversaries. In a spirit of humility and trust in Divine Providence it can prepare the solid groundwork of a more lasting monument, one that will be as great and as broad as California itself—an exemplification of what a people can do to create for themselves the social, economic and spiritual conditions that make for better living. I ask nothing more than to work with you in such a spirit and toward such a goal

OATH OF OFFICE ADMINISTERED TO LIEUTENANT GOVERNOR

Lieutenant Governor-elect Goodwin J. Knight then took and subscribed to the following oath administered by Hon. Phil S. Gibson, Chief Justice of the Supreme Court:

I do solemnly swear that I will support the Constitution of the United States and the Constitution of the State of California, and that I will faithfully discharge the duties of the office of Lieutenant Governor of the State of California, according to the best of my ability, so help me God.

INTRODUCTION OF LIEUTENANT GOVERNOR

Hon. Sam L. Collins, Speaker of the Assembly, then presented Lieutenant Governor Goodwin J. Knight to the Joint Convention.

ADDRESS BY LIEUTENANT GOVERNOR

Lieutenant Governor Knight then proceeded to address the Joint Convention as follows:

ADDRESS BY LIEUTENANT GOVERNOR GOODWIN J. KNIGHT
JANUARY 6, 1947

Four years ago when a new Governor and Lieutenant Governor were inaugurated in this room our Country had been engaged in the Second World War for a little more than a year. Our new leaders spoke of the task of conducting the State Government on a war basis.

That administration, led by Governor Earl Warren, has faced great problems and has given to our State fine leadership, and California's contribution to the victory of our armed forces was notable; all the more so because we here in this western area had not only all of the complexities and burdens of many of the other states in wartime, but in addition we were practically a vast supply depot for the whole Pacific Theater in the Japanese conflict, and at that time, though it seems remote today, we were exposed and close to the front of actual fighting.

Throughout the great war with its controls, disruptions and hardships free government of free men in California was maintained. Today we meet as citizens who are proud of the achievements of the Administration, the Legislature, the civil service departments and the Judiciary from 1942 to 1947

The Federal Union and all of the states, including our own, are striving today to return to orderly peacetime living. We are doing this, but with one new factor. During the war we funneled through our cities and towns to and from the battle fronts perhaps 8,000,000 men and women in uniform. They came to know, appreciate and love California. Many thousands have returned to make their permanent homes here —and the flood of new people has not receded This element in our lives must be a basic concept of all our work in government. It is not projected in the future. It is here now

As an administrative officer and a part of the Executive Department, I shall work with the Members of the State Senate—whose duty and right it shall be, along with the Members of the Assembly, to form and pass legislation. Theirs will be a serious responsibility, all the while being under the white hot light of public scrutiny, open debate and vigorous approval and equally, in some cases, determined opposition. The other constitutional duties of the Lieutenant Governor are well known. I approach this new work with a firm conviction in the eternal soundness and verity of a democratic republic.

Three hundred and twenty-six years ago a small group of people landed on the wintry shores of New England, bringing with them as their greatest power for a new

life a belief. That belief was a deep determination to exercise self government, guaranteeing certain personal freedoms. Many others came and added strength and numbers to this political philosophy; the dignity of human personality, the creation of a state for the benefit of the people and a denial of the practice of man living in fear of, and only for, the power and security of a king, a regent or a group of masters

These fundamentals were the cornerstones of the first civil government in California. They have remained so ever since. They are the whole structure we call constitutional government. They have been attacked, misrepresented, denounced and condemned. They will be again, but you and I and countless clear-headed Californians will defend them and keep them. The priceless treasure of a sovereign people stimulating in their daily lives the highest aspirations of freedom under law and good will toward all men.

BENEDICTION

Upon invitation of the Speaker, Rev. William C. Pearson, Chaplain of the Senate, pronounced the benediction.

INTRODUCTION OF GUESTS

The Speaker introduced to the Members of the Senate and the Assembly, and to visitors, the following distinguished guests:

Mrs. Earl Warren, wife of His Excellency, Governor Warren, and and their three daughters, Virginia, Dorothy, and Nina Elizabeth;

Mrs. Goodwin J. Knight, wife of Lieutenant Governor Knight;

Mrs. Harold J. Powers, wife of the President pro Tempore of the Senate, the Hon. Harold J. Powers;

The Hon. Frank M. Jordan, Secretary of State;

The Hon. Fred W. Howser, Attorney General;

The Hon. Jerrold Seawell, former President pro Tempore of the Senate and newly elected member of the State Board of Equalization;

The Hon. Thomas Kuchel, State Controller; and

Mrs. Sam L. Collins, wife of Speaker Collins.

ADJOURNMENT OF JOINT CONVENTION

At 4.20 p.m., there being no further business, the Speaker of the Assembly declared the Joint Convention adjourned sine die.

IN ASSEMBLY

At 4.35 p.m., the Assembly reconvened.

Hon. Sam L. Collins, Speaker of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

COMMUNICATIONS

By the Chief Clerk:

The following communication was received, read, and ordered printed in the Journal:

COUNTY SUPERVISORS ASSOCIATION OF CALIFORNIA
SACRAMENTO, CALIFORNIA, July 25, 1946

Mr. Arthur A. Ohnimus, Chief Clerk of the Assembly
State Capitol, Sacramento, California

DEAR MR. OHNIMUS: I am attaching a copy of Resolution No. 6 relating to compensation of legislators, which resolution was unanimously adopted by the annual convention of this association held in Eureka, California, on June 28, 1946.

A copy of the resolution has today been forwarded to each Member of the Assembly.

Sincerely yours,

FREDERIC L. ALEXANDER, General Manager

COUNTY SUPERVISORS ASSOCIATION OF CALIFORNIA

RESOLUTION NO. 6—PAY OF LEGISLATORS

WHEREAS, The compensation of Members of the Legislature as set by the Constitution of the State of California, by amendment adopted November 4, 1924, is $100 per month for each month of the term for which elected; and

WHEREAS, Such a salary involves too great a monetary sacrifice on the part of those capable of performing the duties of a legislator in that it actually requires an invasion of their own private funds to take care of the expenses of their public office, and there is serious need for an equitable adjustment of such salaries to meet corresponding adjustments made in salaries of members of other governmental bodies and in line with those paid in private industry; and

WHEREAS, Such an adjustment would serve to attract and hold in the Legislative Branch of our State Government those who are best qualified to serve in that capacity; now therefore, be it

Resolved, by the County Supervisors Association of California, That the Legislature be requested to consider and pass a constitutional amendment making an adequate adjustment through increased compensation for Members of the Legislature, for submission to a vote of the people at a general election, and that the County Supervisors Association of California go on record as favoring such constitutional amendment.

Adopted by Thirty-sixth Annual Convention of County Supervisors Association of California, Eureka, California, June 28, 1946.

(SEAL)

Certified to be a true
and correct copy:

WM. R. MACDOUGALL
Associate Legal Counsel

By the Chief Clerk:

A communication from James G. Bryant, Chief of the Division of Public Employment Offices and Benefit Payments, relative to the claim of Ellis Whitlock for Servicemen's Readjustment Allowances, was received, and ordered filed with the Secretary of State.

By the Chief Clerk:

The following communication was received, read, and ordered printed in the Journal:

STATE OF OREGON
HALL OF REPRESENTATIVES
SALEM, July 31, 1946

Mr. Arthur A. Ohnimus,
Chief Clerk California Legislature,
Sacramento 14, California

DEAR MR. OHNIMUS: I gratefully acknowledge your letter of July 24th with enclosed copy of House Resolution No. 21. I certainly appreciate the splendid courtesies extended to me when I had the pleasure and privilege of sitting in on the reconvening of the California Legislature on July 22d.

Sincerely yours,

PAT LONERGAN

By the Chief Clerk:

A communication from Wm. J. Silva, State Fish and Game Commissioner, relative to fish and game wardens, was received, and ordered filed with the Secretary of State.

By the Chief Clerk:

A communication from William K. Smith, Executive Officer, State Personnel Board, relative to eligible lists and veterans' preferences in cases where the list is limited to a predetermined number of names, was received, to be referred to committee.

By the Chief Clerk:

A communication from Paul Scharrenberg, Director of Industrial Relations, relative to 40-hour basic week for employees of the Department of Industrial Relations, was received, and ordered filed with the Secretary of State.

By the Chief Clerk:

A communication from Maynard Garrison, Insurance Commissioner, relative to 40-hour work week budget for the Insurance Department, was received, and ordered filed with the Secretary of State.

By the Chief Clerk:

A communication from H. F. Freeman, Comptroller, Department of Employment, relative to a 40-hour work week for employees of the department, and acknowledging receipt of Assembly Concurrent Resolution No. 11 of the Fifty-sixth (Second Extraordinary) Session, was received, and ordered filed with the Secretary of State.

By the Chief Clerk:

A communication from Emory T. Nunneley, Jr., General Counsel, Civil Aeronautics Board, Washington, D. C., relative to future regulation of non-certified air carriers, was received, to be referred to committee.

By the Chief Clerk:

A communication from Chester T. Lane, Acting Foreign Liquidation Commissioner, Department of State. Washington, D. C., relative to use of office space in California by the various federal agencies, and acknowledging receipt of House Resolution No. 31, Fifty-sixth (Second Extraordinary) Session, was received, and ordered filed with the Secretary of State.

By the Chief Clerk:

A communication from Albert Pierson, Acting Deputy Administrator, War Assets Administration, Washington, D. C., relative to use of office and storage space, and acknowledging receipt of House Resolution No. 31, Fifty-sixth (Second Extraordinary) Session, was received, and ordered filed with the Secretary of State.

By the Chief Clerk:

A communication from J. F. Jelley, Assistant Chief, Bureau of Yards and Docks, Navy Department, Washington, D. C., relative to release of office space in California, and acknowledging receipt of House Resolution No. 31, Fifty-sixth (Second Extraordinary) Session, was received, and ordered filed with the Secretary of State.

By the Chief Clerk:

A communication from William H. Woodfield, Jr., Imperial Council, Nobles of the Mystic Shrine, relative to Assembly resolution welcoming the Nobles of the Mystic Shrine to the State of California, was received, and ordered filed with the Secretary of State.

By the Chief Clerk:

A communication from Frank C. Mortimer, Building and Loan Commissioner, relative to a 40-hour work week for the employees of the Division of Building and Loan, and acknowledging receipt of Assembly Concurrent Resolution No. 11, Fifty-sixth (Second Extraordinary) Session, was received, and ordered filed with the Secretary of State.

By the Chief Clerk:

A communication from Robert P. Patterson, Secretary of War, relative to release of office space in California, and acknowledging receipt of House Resolution No. 31, Fifty-sixth (Second Extraordinary) Session, was received, and ordered filed with the Secretary of State.

By the Chief Clerk:

A communication from Colonel P. A. Feringa, Corps of Engineers, War Department, Washington, D. C., relative to the inundation of Highways Nos. 77 and 192 in the Prado Reservoir, was received, and ordered filed with the Secretary of State.

By the Chief Clerk:

A communication from W. H. Hitchman, Secretary, Balboa Tournament of Lights Assn., expressing appreciation for House Resolution No. 20, Fifty-sixth (Second Extraordinary) Session, was received, and ordered filed with the Secretary of State.

By the Chief Clerk:

A communication from W. L. Clayton, Under Secretary for Economic Affairs, Department of State, Washington, D. C., relative to restrictions on the exports of almonds from the principal almond producing countries, was received, and ordered filed with the Secretary of State.

By the Chief Clerk:

The following communication was received, read, and ordered printed in the Journal:

October 18, 1946

Mr. Arthur A. Ohnimus, Chief Clerk
California Legislature, Sacramento 14, California

DEAR MR. OHNIMUS: I want you and the Members of the California Legislature to know how very much I appreciate Assembly Concurrent Resolution No. 1, adopted July 23, 1946, copy of which was sent to me while I was in the hospital. The many messages of sympathy and understanding I received provided encouragement which helped me to recover more quickly.

Thank you sincerely for your thoughtfulness and best wishes.

Very sincerely yours,

HOWARD HUGHES

By the Chief Clerk:

A communication from Eddie Mitchell, Represa, relative to amending Section 209 of the Penal Code, was received, to be referred to committee.

By the Chief Clerk:

The following communication was received, read, and ordered printed in the Journal, the resolution transmitted therewith to be referred to committee:

THE CITY OF SAN DIEGO
SAN DIEGO 1, CALIFORNIA, November 18, 1946

Mr. Arthur A. Ohnimus, Chief Clerk
The State Assembly, Sacramento, California

DEAR SIR: A certified copy of City Council Resolution No. 84564 memoralizing and requesting the State Legislature during the Fifty-seventh Session to amend the Alcoholic Beverage Control Act so as to prohibit the issuance of liquor licenses within a radius of 600 feet of any school or church, is transmitted herewith.

Very truly yours,

FRED W. SICK, City Clerk

By the Chief Clerk:

A telegram from Mrs. C. K. Keller, Mrs. E. H. Perry, Mrs. J. R. Sharpsteen, and Mrs. B. Hunt, of Piedmont, relative to protection of citizens of Piedmont against lawlessness, was received, and ordered filed with the Secretary of State.

By the Chief Clerk:

A communication from Walter P. Warmbold, Managing General Partner, Walter P. Warmbold & Associates, relative to the State Board of Accountancy, and enclosing several letters, was received, to be referred to committee.

By the Chief Clerk:

The following communication was received, read, and ordered printed in the Journal:

December 16, 1946

Mr. Arthur Ohnimus, Chief Clerk of the Assembly
State Capitol, Sacramento 14, California

DEAR MR. OHNIMUS: After learning of the death of our good friend and Member of the Assembly, John Pelletier, I appointed as a legislative committee and as pallbearers from the Members of the Assembly, Hon Thomas J. Doyle, Hon Frank J. Waters, Hon. John W. Evans, Hon. Vernon Kilpatrick, Hon. John C. Lyons, Hon. Dwight H. Stephenson, and former Member of the Assembly, and a very dear friend of John Pelletier, Frank Mouser. These men all attended the services and represented the Legislature, and acted as pallbearers in the rites for our dear and loved deceased member.

I ordered flowers from Dostal's on behalf of the membership of the Assembly in the form of a beautiful blanket of flowers, which was laid upon the casket. Pierce Brothers, undertakers, handled the details of the funeral and Rosary was said on Sunday evening at 8 p m., and the High Requiem Mass was held at the St. Vibianas Cathedral at Second and Main Streets, Los Angeles. The services were well attended and John was buried in Calvary Cemetery here in Los Angeles.

I know we will all miss John and everything was done to carry out his wishes as expressed to his close friends here.

With kindest personal regards, I am
Sincerely yours,

CHARLES W. LYON

By the Chief Clerk:

The following communication was received, read, and ordered printed in the Journal, and the report transmitted therewith ordered filed with the Secretary of State:

CALIFORNIA STATE PERSONNEL BOARD
1015 L STREET, SACRAMENTO, CALIFORNIA, January 3, 1947

Mr. Arthur A. Ohnimus, Chief Clerk, California State Assembly
State Capitol, Sacramento, California

DEAR MR. OHNIMUS: In compliance with House Resolution No. 190 adopted on May 2, 1945, during the Fifty-sixth Regular Session of the Legislature, the State Personnel Board has prepared the enclosed report Geographic Pay Differentials. This copy is submitted for filing as required.

Copies of the report were made public at least six months prior to the convening of the Fifty-seventh Regular Session of the Legislature as further required by this resolution.

Very truly yours,

WILLIAM K. SMITH, Executive Officer

PETITIONS

By the Chief Clerk:

A petition from Lulu Mignon Murphy, relative to impeachment, was received, to be referred to committee.

COMMUNICATIONS

By the Chief Clerk:

The following communications were received, read, and ordered printed in the Journal:

CAPITOL CORRESPONDENTS ASSOCIATION
SACRAMENTO, CALIFORNIA, January 6, 1947

Mr. Arthur A. Ohnimus, Chief Clerk
Assembly Chamber, Sacramento, California

DEAR MR. OHNIMUS: In order to facilitate the seating of accredited newspaper correspondents in the Assembly Chamber during the coming session of the Legislature, it is recommended that the following assignment of press desks be made by the Assembly:

Seats to be assigned in the following named order:

South Side of Assembly Chamber: Los Angeles Times, Los Angeles Examiner, Los Angeles Daily News, Associated Press, Copley Newspapers, Western News Service.

Front of Assembly Chamber: Associated Press, and International News Service, Sacramento Bee, two seats; Sacramento Union.

North Side of Assembly Chamber: United Press, San Francisco Chronicle, San Francisco Examiner, Oakland Tribune, San Francisco Call Bulletin, San Francisco Daily News, San Jose Mercury Herald.

Very truly yours,

J. F. McLAUGHLIN, Secretary.

STATE OF CALIFORNIA, DEPARTMENT OF JUSTICE
STATE BUILDING, Los Angeles 12, December 30, 1946

Honorable Arthur A. Ohnimus,
Chief Clerk of the Assembly,
State Capitol, Sacramento 14, California

DEAR MR. OHNIMUS: In accordance with the request made by your body in Assembly Concurrent Resolution No. 5, Fifty-sixth (Second Extraordinary) Session, for reconsideration of our former Opinion No. 46-147, we have reviewed the questions involved therein. However, upon careful consideration of the statutes involved and of the arguments presented in the concurrent resolution we are unable to arrive at a different conclusion from that stated in our former opinion.

The problem presented relates to the application of veterans preference points in civil service where, as authorized by Section 18936 of the Civil Service Act, eligible lists are limited to a specific number of names. This section provides that "the board may limit to suit the needs of the service the number of candidates passing any examination and the number of names to be placed on the eligible list," and the specific question is whether the additional credits allowed to veterans under Section 18973 of the Civil Service Act should be added after the names to be placed on the eligible list have been determined or whether such credits may be added prior thereto so as to advance the names of veterans before the list has been cut.

Under Section 18973 of the Civil Service Act the addition of veterans' credits is made conditional upon the veteran having received a "passing mark" in the examination and under Section 18937 such credits may be applied only to the names of veterans who have been "successful in the examination." Thus, in order to determine the question here presented the fundamental point of inquiry must be as to the meaning of the phrases "passing mark" and "successful in the examination." For the reasons stated in detail in our former opinion we believe that applicants taking an examination resulting in a limited eligible list may not be considered as having successfully passed such examination within the meaning of the above sections unless they have received a sufficiently high rating to bring them among the top number of names to which the list is limited. In other words, if an eligible list is to be limited to say 25 names, only those of the applicants whose score is sufficiently high to bring their names within the first 25 names may be considered as having successfully passed such examination.

Under this construction of the meaning of Section 18936, which we believe to be the only proper one under the law as it now stands, it necessarily follows that veterans whose rating is not high enough to bring them among the top names to whom the list is limited have not received the required "passing mark," nor have they been "successful in the examination." Since the law does not permit the application of veterans' preferences to aid veterans in the *passing* of an examination and to convert a non-passing score into a passing one, such additional credits may therefore not be applied until after the names to be placed on the eligible list have been determined.

We might add that to our understanding the Personnel Board has not limited any of the eligible lists which have been established since the passage of Assembly

Concurrent Resolution No. 5, so that a change of law in that respect will not work any injustice as to veterans having taken examinations prior to such possible change.

Very truly yours,

ROBERT W. KENNY, Attorney General

By the Chief Clerk:

The following communication was received, read, and ordered printed in the Journal, and the report transmitted therewith ordered filed with the Secretary of State:

PUBLIC UTILITIES COMMISSION
STATE OF CALIFORNIA, January 3, 1947

Mr. Arthur A. Ohnimus, Chief Clerk of Assembly,
State Capitol, Sacramento, California

DEAR MR. OHNIMUS: Transmitted herewith are 125 copies of this Commission's report on "Telephone Rates and Service in San Fernando Valley and Adjacent Areas" which was prepared pursuant to House Resolution No. 89, dated February 14, 1946.

Very truly yours,

R. J. PAJALICH, Secretary

By the Chief Clerk:

The following communications were received, read, and ordered printed in the Journal:

CAPITOL CORRESPONDENTS ASSOCIATION OF CALIFORNIA
ROOM 222, STATE CAPITOL, SACRAMENTO, January 6, 1947

Honorable Arthur A. Ohnimus, Chief Clerk, Assembly,
Sacramento, California

DEAR MR. OHNIMUS: The Capitol Correspondents Association has elected the following officers to serve during the Fifty-seventh Legislative Session:

Earl C. Behrens, *San Francisco Chronicle*, President.
Neil Shaw, *International News Service*, Vice President.
J. F. McLaughlin, *United Press*, Secretary.

Standing committee:

Neil Shaw, *International News Service*, Chairman.
Achie Wells, *Associated Press.*
Lloyd Lapham, *United Press.*

Sincerely,

EARL C. BEHRENS, President

CAPITOL CORRESPONDENTS ASSOCIATION OF CALIFORNIA
ROOM 222, STATE CAPITOL, SACRAMENTO, January 6, 1947

Honorable Arthur A. Ohnimus, Chief Clerk, Assembly,
Sacramento, California

DEAR MR. OHNIMUS: The Standing Committee of the Capitol Correspondents Association has investigated applications for authentication as accredited press representatives and recommend the following action:

Approved for press cards:

Associated Press—Archie Wells, Kirtley MacBride, Wayne Harbert, Carol Cross, John Ward, Van Herbert, Roger Barr, Al Barton.
San Francisco News—Mary Ellen Leary.
International News Service—Neil Shaw, William C. Glackin.
United Press Associations—Lloyd Lapham, Douglas Jaques, Thomas Goff, Allen Merriam, J. F. McLaughlin, Joyce DeGroft.
San Francisco Call-Bulletin—C. Lyn Fox.
Oakland Tribune—Don Thomas.
San Francisco Chronicle—Earl C. Behrens.
Sacramento Bee—Herbert L. Phillips, Johnson D. Hill, Jr., Richard Rodda, Tom Arden, Walter P. Jones, Myron V. Depew, Hamilton Hintz, Rudy Hickey, Al Lyons, Robert Handsacker.
McClatchy Broadcasting Company—George E. Helmer, Tony Koester.
Sacramento Union—Norman Deuel, Victor Minahan.
Los Angeles Examiner—Carl Greenberg.
Copley Newspapers—Richard C. Bergholz.
San Jose Mercury Herald—Peggy Ferris.
San Francisco Examiner—Royal W. Jimerson, A. J. Welter.

Los Angeles Daily News—Leslie E. Claypool.
Los Angeles Times—Chester G. Hanson.
Western News Service—Earl Waters, Wesley Robbins.

Sincerely,

EARL C. BEHRENS, President

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, January 6, 1947

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

Senate Concurrent Resolution No. 2

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

SENATE CHAMBER, SACRAMENTO, CALIFORNIA, January 6, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate has elected the following statutory officers:

President pro Tempore—Harold J. Powers
Secretary of the Senate—Joseph A. Beek
Sergeant-at-Arms—Joseph F. Nolan
Minute Clerk—John F. Lea
Chaplain—Dean William C. Pearson

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS (RESUMED)

The following resolution was read:

Senate Concurrent Resolution No. 2—Relative to the Joint Rules of the Legislature.

By unanimous consent, the Speaker ordered Senate Concurrent Resolution No. 2 held at the desk until the next legislative day.

GUESTS EXTENDED PRIVILEGE OF ASSEMBLY FLOOR

On request of Mr. Thurman, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to James A. Bamford, his father-in-law, of Forest Grove, Oregon; former Senator and Mrs. Jerrold L. Seawell of Roseville; and Raymond Mayo, son of Senator Mayo.

On request of Mr. McCollister, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. Martha L. Pfister of Santa Rosa.

ADJOURNMENT

At 4.37 p.m., on motion of Mr. Burns, the Speaker declared the Assembly adjourned until 11 a.m., Tuesday, January 7, 1947, out of respect to the memory of the late former Assemblyman, John B. Pelletier.

SAM L. COLLINS, Speaker

GERALDINE B. HADSELL, Minute Clerk

CALIFORNIA LEGISLATURE

FIFTY-SEVENTH (GENERAL) SESSION

ASSEMBLY DAILY JOURNAL

SECOND LEGISLATIVE DAY

SECOND CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO
Tuesday, January 7, 1947

The Assembly met at 11 a.m.

Hon. Thomas A. Maloney, Speaker pro Tempore of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

ROLL CALL

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

Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—78.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. Raymond Renwald:

Stir up Thy power, O Lord, and come; and deliver us from the evil of our sins and from the dangers that surround. Through the help of Thy grace lead us to eternal salvation through Christ our Lord.—AMEN.

READING OF THE JOURNAL DISPENSED WITH

On motion of Mr. Loomis, further reading of the Journal of the previous legislative day was dispensed with.

LEAVES OF ABSENCE FOR THE DAY

The following member was granted leave of absence for the day because of illness:

Mr. Stewart, on motion of Mr. Erwin.

CONSIDERATION OF HOUSE RESOLUTION NO. 9

Mr. Crowley asked for, and was granted, unanimous consent to take up House Resolution No. 9, at this time.

House Resolution No. 9—Relative to mileage for the members and officers of the Assembly.

Resolution read.

Unanimous Consent Granted to Amend House Resolution No. 9

By unanimous consent, the following amendment to House Resolution No. 9 was adopted:

Amendment No. 1

On page 12 of the Assembly Daily Journal of January 6, 1947, in House Resolution No. 9, strike out all of the line commencing with "4", and insert:

"4. Bert W. Loomis_____Chico, Butte County_____86 22½ __ 108½ 217 10 85"; and in the line commencing "28", strike out "128 28 __ 156 312 15 60", and insert "128 12 __ 140 280 14 00".

Request for Unanimous Consent

Mr. Crowley asked for, and was granted, unanimous consent to take up House Resolution No. 9, as amended, at this time.

Consideration of House Resolution No. 9, as Amended

House Resolution No. 9

Resolved by the Assembly of the State of California, That the State Controller be and he is hereby directed and ordered to draw his warrants on the proper fund in favor of the following members and officers of the Assembly for the amount set opposite their respective names, and the State Treasurer is hereby directed and ordered to pay the same:

District	Name	Address	Distance from county seat	Distance from county seat, more	Distance from county seat, less	Mileage one way	Total mileage	Amount at 5 cents per mile
1	Michael J Burns	Eureka, Humboldt County	312	__	__	312	624	$31 20
2	Lester Thomas Davis	Portola, Plumas County	136	40	__	176	352	17 60
3	Lloyd W. Lowrey	Rumsey, Yolo County	23	36	__	59	118	5 90
4	Bert W. *Loomis*	*Chico, Butte County*	86	22½	__	108½	217	10 85
5	Ernest C Crowley	Fairfield, Solano County	40	__	__	40	80	4 00
6	Allen G Thurman	Colfax, Placer County	37	17	__	54	108	5 40
7	Richard H. McCollister	Mill Valley, Marin County	105	8	__	113	226	11 30
8	Chester F. Gannon	Sacramento, Sacramento County	__	__	__	__	__	____
9	*Dwight H. Stephenson*	*Elk Grove, Sacramento County*	__	13	__	13	26	1 30
10	George Miller, Jr.	Richmond, Contra Costa County	62	22	__	84	168	8 40
11	Charles M. Weber	Stockton, San Joaquin County	48	__	__	48	96	4 80
12	James E Thorp	Lockeford, San Joaquin County	48	__	3	45	90	4 50
13	Francis Dunn, Jr.	Oakland, Alameda County	84	__	__	84	168	8 40
14	Randal F Dickey	*Alameda, Alameda County*	84	5	__	89	178	8 90
15	Bernard A Sheridan	Oakland, Alameda County	84	__	__	84	168	8 40
16	Marvin Sherwin	Piedmont, Alameda County	84	__	__	84	168	8 40
17	Edward J. Carey	Emeryville, Alameda County	84	__	2	82	164	8 20
18	Thomas W. Caldecott	Berkeley, Alameda County	84	__	1	83	166	8 30
19	Bernard R Brady	*San Francisco, San Francisco County*	90	__	__	90	180	9 00
20	Thomas A. Maloney	San Francisco, San Francisco County	90	__	__	90	180	9 00
21	Albert C Wollenberg	San Francisco, San Francisco County	90	__	__	90	180	9 00
22	George D Collins, Jr	San Francisco, San Francisco County	90	__	__	90	180	9 00
23	Willliam Clifton Berry	San Francisco, San Francisco County	90	__	__	90	180	9 00
24	Edward F. O'Day	*San Francisco, San Francisco County*	90	__	__	90	180	9 00
25	Raymond W. Blosser	San Francisco, San Francisco County	90	__	__	90	180	9 00
26	Edward M Gaffney	San Francisco, San Francisco County	90	__	__	90	180	9 00
27	Richard J. Dolwig	South San Francisco, San Mateo County	119	__	11	108	216	10 80
28	Robert C Kirkwood	Saratoga, Santa Clara County	128	12	__	140	280	14 00
29	John F. Thompson	*San Jose, Santa Clara County*	128	__	__	128	256	12 80
30	Ralph M. Brown	Modesto, Stanislaus County	77	__	__	77	154	7 70
31	George A. Clarke	Planada, Merced County	114	10	__	124	248	12 40
32	Donald L. Grunsky	Watsonville, Santa Cruz County	198	20	__	218	436	21 80
33	James W Silliman	Soledad, Monterey County	208	25	__	233	466	23 30
34	James G Crichton	Fresno, Fresno County	169	__	__	169	338	16 90

District	Name	Address	Distance from county seat	Distance from county seat, more	Distance from county seat, less	Mileage one way	Total mileage	Amount at 5 cents per mile
35	S L Heisinger	Calwa, Fresno County	169	5	--	174	348	17 40
36	Harry J Johnson	Porterville, Tulare County	206	28	--	234	468	23 40
37	Alfred W Robertson	Santa Barbara, Santa Barbara County	460	--	--	460	920	46 00
38	John B Cooke	Ventura, Ventura County	490	--	--	490	980	49 00
39	W E. James	Bakersfield, Kern County	278	--	--	278	556	27 80
40	William H Rosenthal	Los Angeles, Los Angeles County	447	--	--	447	894	44 70
41	Julian Beck	San Fernando, Los Angeles County	447	--	21	426	852	42 60
42	Walter R Hinton	Burbank, Los Angeles County	447	--	11	436	872	43 60
43	C Don Field	Glendale, Los Angeles County	447	--	10	437	874	43 70
45	Thomas J Doyle	Los Angeles Los Angeles County	447	--	--	447	894	44 70
46	Glenn M. Anderson	Hawthorne, Los Angeles County	447	12	--	459	918	45 90
47	Albert I Stewart	Pasadena, Los Angeles County	447	13	--	460	920	46 00
48	T Fenton Knight	La Canada, Los Angeles County	447	16	--	463	926	46 30
49	Ernest R Geddes	Pomona, Los Angeles County	447	30	--	477	954	47 70
50	Thomas M Erwin	Puente, Los Angeles County	447	19	--	466	932	46 60
51	Elwyn S Bennett	Los Angeles, Los Angeles County	447	--	--	447	894	44 70
52	Jonathan J Hollibaugh	Huntington Park, Los Angeles County	447	6	--	453	906	45 30
53	Montrel A Burke	Alhambra, Los Angeles County	447	9	--	456	912	45 60
54	John L E Collier	Los Angeles, Los Angeles County	447	--	--	447	894	44 70
55	Vernon Kilpatrick	Los Angeles, Los Angeles County	447	--	--	447	894	44 70
56	Ernest E Debs	Los Angeles, Los Angeles County	447	--	--	447	894	44 70
57	Charles J Conrad	Los Angeles, Los Angeles County	447	--	--	447	894	44 70
58	Laughlin E Waters	Los Angeles, Los Angeles County	447	--	--	447	894	44 70
59	Willard M Huyck	Beverly Hills, Los Angeles County	447	8	--	455	910	45 50
60	M Philip Davis	Los Angeles, Los Angeles County	447	--	--	447	894	44 70
61	Lester A McMillan	Los Angeles, Los Angeles County	447	--	--	447	894	44 70
62	Augustus F Hawkins	Los Angeles, Los Angeles County	447	--	--	447	894	44 70
63	Don A Allen	Los Angeles, Los Angeles County	447	--	--	447	894	44 70
64	John C Lyons	Los Angeles, Los Angeles County	447	--	--	447	894	44 70
65	John W Evans	Los Angeles, Los Angeles County	447	--	--	447	894	44 70
66	Gordon R Hahn	Los Angeles, Los Angeles County	447	--	--	447	894	44 70
67	Clayton A Dills	Gardena, Los Angeles County	447	11	--	458	916	45 80
68	Vincent Thomas	San Pedro, Los Angeles County	447	23	--	470	940	47 00
69	Ralph C. Dills	Compton, Los Angeles County	447	18	--	465	930	46 50
70	William S Grant	Long Beach, Los Angeles County	447	22	--	469	938	46 90
71	Carl Fletcher	Long Beach, Los Angeles County	447	22	--	469	938	46 90
72	R Fred Price	Upland, San Bernardino County	508	--	23	485	970	48 50
73	L Stewart Hinckley	Redlands, San Bernardino County	508	9	--	517	1,034	51 70
74	Earl W Stanley	Newport Beach, Orange County	481	4	--	485	970	48 50
75	Sam L Collins	Fullerton, Orange County	481	--	11	470	940	47 00
76	Philip L Boyd	Palm Springs, Riverside County	512	54	--	566	1,132	56 60
77	George R Butters	Brawley, Imperial County	661	--	14	647	1,294	64 70
78	Frank Luckel	San Diego, San Diego County	573	--	--	573	1,146	57 30
79	Kathryn T Niehouse	San Diego, San Diego County	573	--	--	573	1,146	57 30
80	Howard K Cramer	Chula Vista, San Diego County	573	10	--	583	1,166	58 30

Name	Address	Distance from county seat	Distance from county seat, more	Distance from county seat, less	Mileage one way	Total mileage	Amount at 10 cents per mile
Arthur A Ohnimus	San Francisco, San Francisco County	--	--	--	---	---	-----
Geraldine B Hadsell	Los Angeles, Los Angeles County	447	--	--	447	894	89 40
Wilkie Ogg	Sacramento, Sacramento County	--	--	--	---	---	-----

Resolution read, as amended.

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

AYES—Allen, Anderson, Beck, Bennett, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller,

Niehouse, O'Day. Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—69.

NOES—Gannon—1.

MESSAGES FROM THE GOVERNOR

STATE OF CALIFORNIA
GOVERNOR'S OFFICE, SACRAMENTO, January 7, 1947

To the Honorable Members of the Assembly, State of California
Sacramento, California

GENTLEMEN: Pursuant to the provisions of Section 1774 of the Government Code, which provides that within 10 days after the meeting of the Legislature the Governor must transmit to it a list of all appointments made by him in accordance with that section, I have the honor to transmit to you herewith a list of all appointments so made since the last session of the Legislature.

Respectfully,

EARL WARREN, Governor

List of Appointments by Governor

RICHARD E. MITTELSTAEDT, a resident of Sacramento; Superintendent of the Division of Water of the City of Sacramento for the past 14 years; was appointed December 30, 1946, as member of the Public Utilities Commission (formerly the Railroad Commission of the State of California), vice self, term expired.

TOLAND C. MCGETTIGAN, a resident of Santa Rosa; was appointed January 2, 1947, member of the California Unemployment Insurance Appeals Board, and member of the California Employment Stabilization Commission, vice self, term expired.

RESOLUTIONS

The following resolutions were offered:

By Messrs. Thurman, Gannon, and Stephenson:

House Resolution No. 12

Relating to the memory of Charles Joseph Lilley

WHEREAS, Charles Joseph Lilley was born in Cleveland, Ohio, in 1893 and was educated in the schools there and in Willoughby, Ohio. He began his newspaper career shortly after his graduation from Case University, Cleveland, Ohio. He came to Sacramento, California, in 1930 after serving in editorial capacities on a number of eastern, midwestern and western newspapers. In 1933 he became general manager of the Sacramento Union and served in that and his editorial capacity until his death on November 18, 1946. He was known best to readers of the Union as the writer of his daily column which he signed with his initials, by C.J.L.

WHEREAS, The Members of the Assembly wish to pay tribute to Charles Joseph Lilley, a fine American citizen, an accomplished newspaper manager, and a splendid editorial writer; now, therefore, be it

Resolved by the Assembly of the State of California, That when this Assembly adjourns this day it do so in honor of Charles Joseph Lilley, and be it further

Resolved, That the Chief Clerk of the Assembly is hereby directed to prepare and transmit suitably engrossed copies of this resolution to Mrs. Betty Holland Lilley, his widow, to Mrs. Carl Ruby, his daughter, and to Merrill Edward Lilley and Charles Joseph Lilley, his sons.

Request for Unanimous Consent

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

Resolution read, and adopted unanimously.

By Messrs. Thurman, Crowley, Burns, Maloney, Gannon, and Doyle:

House Resolution No. 13

Relating to Richard E. Collins

WHEREAS, Richard E. (Dick) Collins, with the ending of 1946, closed a 40-year career as a member of the State Board of Equalization; and

WHEREAS, At the time of his retirement, he was dean of the elective state officials; and

WHEREAS, When Richard E. Collins took office in 1906 the only employee of the State Board of Equalization was a secretary. In those days the board's only duties were to assess railroads and to work with county assessors on equalizing county assessments. He traveled his district, covering nearly all of Superior California, by train, stage, and horse and buggy; and

WHEREAS, Today, the State Board of Equalization has about 1,700 employees; and, in addition to its assessment duties, administers the liquor laws, the sales and use tax, the motor vehicle fuel license tax, the use fuel tax, the motor vehicle transportation license tax and the private car tax; and

WHEREAS, Richard E. Collins kept pace with the growth of the board and continuously rendered it loyal, efficient, and invaluable service; now, therefore be it

Resolved, by the Assembly of the State of California, That Richard E. Collins has the commendation of this Assembly for his services to the State of California and its sincere wishes for health and happiness during his retirement, and be it further

Resolved, That the Chief Clerk of the Assembly transmit a suitable copy of this resolution to Richard E. Collins.

Request for Unanimous Consent

Mr. Thurman asked for, and was granted, unanimous consent to take up House Resolution No. 13, at this time, without reference to committee or file.

Resolution read, and adopted unanimously.

By Mr. Rosenthal:

House Resolution No. 14

Relative to an Assembly Investigating Committee on Fire Hazards

WHEREAS, Fires in hotels, rooming houses and apartments have taken an appalling number of lives in recent months; and

WHEREAS, It is essential, to avoid the recurrence of such disasters, that a study be made and legislation be enacted to provide higher standards of safety and more adequate fire-fighting equipment in hotels, rooming houses, and apartments;

Resolved by the Assembly of the State of California, As follows:

1. The Assembly Investigating Committee on Fire Hazards is hereby created and authorized and directed to ascertain, study and analyze all facts relating to the prevention and suppression of fires, in hotels, rooming houses, and apartments, and the establishment of adequate safety standards to prevent loss of lives in such fires, including but not limited to the operation, effect, administration, enforcement and needed revision of any and all laws in any way bearing upon or relating to the subject of this resolution, and to report thereon to the Assembly, including in the reports its recommendations for appropriate legislation.

2. The committee shall consist of five Members of the Assembly appointed by the Speaker. Vacancies occurring or existing in the membership of the committee shall be filled by the appointing power.

3. The committee is authorized to act during this session of the Legislature, including any recess, but not after final adjournment.

4. The committee and its members shall have and exercise all of the rights, duties and powers conferred upon investigating committees and their members by the provisions of the Joint Rules of the Senate and Assembly and of the Standing Rules of the Assembly as they are adopted and amended from time to time, which provisions are incorporated herein and made applicable to this committee and its members.

Until the adoption of Joint Rules at this session, the Joint Rules of the last preceding regular session are incorporated herein and made applicable to this committee and its members.

5. The committee has the following additional powers and duties:

(b) To contract with such other agencies, public or private, as it deems necessary for the rendition and affording of such services, facilities, studies and reports to the committee as will best assist it to carry out the purposes for which it is created.

(c) To cooperate with and secure the cooperation of county, city, city and county, and other local law enforcement agencies in investigating any matter within the scope of this resolution and to direct the sheriff of any county to serve subpenas, orders and other process issued by the committee.

(d) To report its findings and recommendations to the Legislature and to the people from time to time and at any time, not later than the date of final adjournment.

(e) To do any and all other things necessary or convenient to enable it fully and adequately to exercise its powers, perform its duties, and accomplish the objects and purposes of this resolution.

6. The sum of ten thousand dollars ($10,000) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Assembly for the

expenses of the committee and its members and for any charges, expenses or claims it may incur under this resolution, to be paid from the said Contingent Fund and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read, and ordered held at desk pending the appointment of the standing committees.

RATIFICATION OF ACTION TAKEN BY THE CAPITOL CORRESPONDENTS ASSOCIATION BY UNANIMOUS CONSENT

By unanimous consent, the Assembly ratified the action taken by the Capitol Correspondents Association of California as set forth in a letter of transmittal addressed to the Chief Clerk on January 6, 1947, and printed on page 61 of the Assembly Daily Journal of that date.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

The following resolution was offered:

Assembly Concurrent Resolution No. 5: By Mr. Crichton—Relative to approving certain amendments to the charter of the City of Fresno, in the County of Fresno, State of California, voted for and ratified by the electors of the city at a special election held therein on the fifth day of November, 1946.

Request for Unanimous Consent

Mr. Crichton asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 5, at this time, without reference to committee, print, or file, and that the same be considered engrossed.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 5

Assembly Concurrent Resolution No. 5—Relative to approving certain amendments to the charter of the City of Fresno, in the County of Fresno, State of California, voted for and ratified by the electors of the city at a special election held therein on the fifth day of November, 1946.

Resolution read.

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

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—73

NOES—None.

Resolution ordered printed, and transmitted to the Senate.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolution was offered:

Assembly Concurrent Resolution No. 6: By Mr. Thurman—Relative to the memory of Andrew L. Pierovich.

Request for Unanimous Consent

Mr. Thurman asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 6, at this time, without reference to committee, print, or file, and that the same be considered engrossed.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 6

Assembly Concurrent Resolution No. 6—Relative to the memory of Andrew L. Pierovich.

Resolution read, and adopted.

Resolution ordered printed, and transmitted to the Senate.

MOTION TO ADJOURN OUT OF RESPECT TO THE MEMORY OF THE LATE ANDREW L. PIEROVICH

Mr. Burns moved that when the Assembly this day adjourns, it do so out of respect to the memory of the late Andrew L. Pierovich.

Mr. Erwin seconded the motion.

Motion carried.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolution was offered:

Assembly Concurrent Resolution No. 7: By Mr. M. Philip Davis—Relative to approving the new charter of the City of Santa Monica, California, which was submitted to the qualified voters of said city and voted for and ratified by them at an election held on the fifth day of November, 1946.

Request for Unanimous Consent

Mr. M. Philip Davis asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 7, at this time, without reference to committee, print, or file, and that the same be considered engrossed.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 7

Assembly Concurrent Resolution No. 7—Relative to approving the new charter of the City of Santa Monica, California, which was submitted to the qualified voters of said city and voted for and ratified by them at an election held on the fifth day of November, 1946.

Resolution read.

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

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—71.

NOES—None.

Resolution ordered printed, and transmitted to the Senate.

Motion to Place Rush Order Upon the Printing of Assembly Concurrent Resolution No. 7

Mr. M. Philip Davis moved that a rush order be placed upon the printing of Assembly Concurrent Resolution No. 7.

Motion carried.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, January 7, 1947

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

Assembly Concurrent Resolution No. 3
Assembly Concurrent Resolution No. 4

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above resolutions ordered enrolled.

RESOLUTIONS

The following resolution was offered:

By Messrs. Sam L. Collins and Doyle:

House Resolution No. 15

Relative to Elmer E. Lyon

WHEREAS, The Members of the Assembly of the State of California have learned with regret that on December 27, 1946, death came to Elmer E. Lyon; and

WHEREAS, He was the son of a pioneer California family, a native of this State, respected and loved in his home community, and well known to many thousands of friends throughout the State; and

WHEREAS, Elmer E. Lyon was the husband of Carmilla Lyon and father of Laura Sue Lyon, and brother of Charles W. Lyon, for many years a Member of the Legislature of California and great wartime Speaker of the Assembly of California, for whom every Member of this Assembly has the most genuine affection and respect; now, therefore, be it

Resolved by the Assembly of the State of California, That by this resolution the Members of this Assembly extend to their friend and former colleague, Charles W Lyon, to Mrs. Carmilla Lyon, and to Laura Sue Lyon, their heartfelt sympathy and kind condolences in their bereavement; and be it further

Resolved, That the Chief Clerk of this Assembly is requested to transmit suitably prepared copies of this resolution to the family of Elmer E. Lyon, and be it further

Resolved, That when this Assembly this day adjourns it do so out of respect to the memory of Elmer E. Lyon.

Resolution read.

Request for Unanimous Consent

Mr. Doyle asked for, and was granted, unanimous consent to take up House Resolution No. 15, at this time, without reference to committee or file.

Resolution read, and adopted unanimously.

REQUEST FOR UNANIMOUS CONSENT TO PRINT REPORT IN JOURNAL

Mr. Crowley asked for, and was granted, unanimous consent that the following Report of the Assembly Investigating Committee on Crime Prevention and Correction be ordered printed in the Journal:

Report of

Assembly Interim Investigating Committee on Crime Prevention and Correction

House Resolution No. 132

MEMBERS OF COMMITTEE

LORNE D. MIDDOUGH, *Chairman*
ERNEST C. CROWLEY, *Vice Chairman*
GLENN M. ANDERSON
MONTIVEL A. BURKE
AUGUSTUS F. HAWKINS
KATHRYN T. NIEHOUSE, replaced Assemblyman Carey
JOHN B. PELLETIER
EDWARD J. CAREY, resigned

SECRETARIES TO COMMITTEE

ROBERT H. MIDDOUGH
HUGH C. MACDONALD

LETTER OF TRANSMITTAL

A resolution was adopted by the Assembly, Fifty-sixth Session of the State Legislature, creating the Assembly Interim Investigating Committee on Crime Prevention and Correction, to ascertain, study and analyze all the facts relating to the problems of delinquency, crime prevention and control, rehabilitation, correction, supervision, custody and treatment of offenders, existing or proposed instrumentalities or facilities therefor and to report to the Fifty-seventh Session of the Legislature.

During the several public hearings particular emphasis was taken of the causes of delinquency both among minors and adults. Several hearings were conducted at the correctional schools and the California Prison for Women.

Having concluded an extensive study as directed the committee makes this report and submits the following recommendations.

(Signed) LORNE D. MIDDOUGH, *Chairman*
ERNEST C. CROWLEY, *Vice Chairman*
GLENN M. ANDERSON
MONTIVEL A. BURKE
AUGUSTUS F. HAWKINS
KATHRYN T. NIEHOUSE, replaced Assemblyman Carey
JOHN B. PELLETIER
EDWARD J. CAREY, resigned
Members of the Committee

HOUSE RESOLUTION No. 132

Relating to creating an Assembly Interim Investigating Committee on Crime Prevention and Correction

WHEREAS, The Assembly Fact-Finding Committee on Correctional Problems and the Assembly Committee to Investigate Juvenile Delinquency, which were created at the last regular session have made extensive studies of the problems of juvenile delinquency, crime prevention and control and the correction, supervision, custody and treatment of offenders, and each of these committees has recommended to the Assembly that further studies and investigations be made to supplement and complete the work heretofore performed; now, therefore, be it

Resolved by the Assembly of the State of California,

1. The Assembly Committee on Crime Prevention and Correction is hereby created, appointed, authorized and directed to ascertain, study and analyze all facts relating to the problems of juvenile delinquency, crime prevention and control, the rehabilitation, correction, supervision, custody and treatment of offenders, existing or proposed instrumentalities or facilities therefor, and any and all matters directly or indirectly pertaining to or affected by these problems, and all matters incidental thereto, including but not limited to the operation, effect administration, enforcement and needed revision of any and all laws in any way bearing upon or relating to the subject of this resolution, and to report its recommendations for appropriate legislation.

2. The committee shall consist of seven Members of the Assembly appointed by the Speaker thereof. The Speaker shall appoint the chairman. Vacancies occurring or existing in the membership of the committee shall be filled by the appointing power.

3. The committee is authorized to act during this session of the Legislature, including any recess, and after final adjournment until the commencement of the next regular session, with authority to file its final report not later than the fifteenth legislative day of the next regular session.

4. The committee and its members shall have and exercise all of the rights, duties and powers conferred upon Investigating Committees and their members by the provisions of the Joint Rules of the Senate and Assembly and of the Standing Rules of the Assembly as they are adopted and amended from time to time, which provisions are incorporated herein and made applicable to this committee and its members

5. The committee has the following additional powers and duties:

(a) To select a vice chairman from its membership.

(b) To cooperate with and secure the cooperation of county, city, city and county, and other local law enforcement agencies in investigating any matter within the scope of this resolution and to direct the sheriff of any county to serve subpenas, orders and other process issued by the committee.

(c) To report its findings and recommendations to the Legislature and to the people from time to time and at any time, not later than herein provided.

(d) To do any and all other things necessary or convenient to enable it fully and adequately to exercise its powers, perform its duties, and accomplish the objects and purposes of this resolution.

6. The sum of five thousand dollars ($5,000) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Assembly for the expenses of the committee and its members and for any charges, expenses or claims it may incur under this resolution, to be paid from the said Contingent Fund of the Assembly and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read, and referred to Committee on Rules.

REPORT OF ASSEMBLY INVESTIGATING COMMITTEE ON CRIME PREVENTION AND CORRECTION

Just a general statement that crime shows a tremendous increase would hardly suffice even though every citizen is fully aware of that fact. Therefore, we will recite a few facts as they have been gathered by the committee through personal testimony by those appearing before the committee and through letters from prison and correctional executives and lay-workers. In this review are certain facts submitted upon request of the committee chairman by district attorneys and FBI agents. Crime trends were generally upward during 1945 with all crimes except robberies and larcenies showing big increases over 1944.

With the passing of each hour nearly 160 major crimes have been reported, equaling by the end of the year more than one and one-half millions. Rape alone accounted for 27 percent of this increase. Similarly aggravated assaults exceeded the 1944 average by 19.9 percent. Despite the decrease of automobiles the auto theft figures exceed 1944 by 15.7 percent.

Among the half million fingerprint arrest records received by the FBI, age 17 stood out as the predominating single age group, followed in this respect by ages 18, 19, 21 and 22.

A comparison of the 1945 data with figures for 1942, the first full war year, showed arrests of boys under age 18 up 18.8 percent and arrests of girls under age 21 up 134.1 percent, indicating an abnormally high level of juvenile delinquency.

ARRESTS

Age	*1944*	*1945*	*Age*	*1944*	*1945*
16	26,098	29,457	19	28,732	41,586
17	31,583	48,499	20	27,474	34,836
18	30,267	48,164			

Stories on crime and its causes have been collected by the committee in the hope that the reprinting of these stories in our report will more forcefully bring about proper legislation to better cope with the biggest problem facing California and the Nation. An attempt has been made to properly credit each periodical and individual writer, any omissions are unintentional.

Long Beach Independent—9-1-46

CRIME INCREASES IN NATION

First 6 months of:	*1945*	*1946*
Murder	1,608	2,066
Rape	3,786	3,845
Aggressive assault	19,248	21,176
Burglary	100,960	118,120
Auto theft	70,469	81,398
Larceny	247,745	272,126
Robbery	15,236	20,085
Manslaughter	1,251	1,491
Total major crimes	460,303	520,307

Figures based on reports to FBI for 1,997 cities, with total population of 66,000,000.

Juvenile delinquency, its prevention, control and correction, is a matter of serious national concern, as witness these figures comparing the first six months of 1945 and 1946. The Department of Justice emphasizes that prevention of crime must be undertaken at the family level. Latest figures show more youth of 17 were arrested than in other age groups; that 15 percent of all murders were under 21; that in this same age group were 51 percent of all burglars, 30 percent of all rapists. There was a 198 percent increase since 1939 in arrests of girls under 18. Among the causes, officials state, are the postwar "let-down," prevalence of souvenir war weapons, greater competition for jobs, influence of movies, radio and press, and lack of parental control.—*(International)*

The Sacramento Bee--1-31-46

PARENTS ARE BLAMED FOR RISE IN SOLANO JUVENILE CRIME

Fairfield (Solano Co.), January 31.—The report of Probation Officer John Paulson for 1945 shows a steady increase in juvenile delinquency in Solano County. There were 402 juvenile court hearings compared to 339 for 1944.

Paulson in his report states:

"We feel that in a great majority of the cases the parents fail to assume their legal and moral responsibility toward their children. The children are not taught to obey and respect their parents, teachers or their elders. Too many parents are most willing to delegate their responsibility for their childrens' behavior to the school authorities, welfare agencies, the juvenile court and probation officers.

"The responsibility for the training of children to become good citizens, I feel, should be placed first in the home, second in the school and third in the community.

"We trust the problem will abate some. However, we cannot hope for a large decrease in juvenile delinquency during the adjustment period, or until our population finds itself in a more settled state."

The report shows a total of 276 active cases on January 1, 1945, of which 199 were boys and 77 girls. Active cases January 1, 1946, totaled 307, of which 212 were boys and 95 were girls.

Sacramento Union—1946

1945 SACRAMENTO MAJOR CRIMES 4,058 AGAINST 3,531 IN 1944

Major crime in Sacramento jumped 15 percent last year.

Police Chief McAllister disclosed, in his report to City Manager Sherwin, that major offenses increased from 3,531 in 1944 to 4,058 last year, a gain of 527.

Biggest increases were in the robbery and burglary classifications. The report showed 108 robberies in 1944 and 227 in 1945. The number of burglaries jumped from 386 to 546 offenses.

Rape offenses were down. The report shows 19 in 1944 as compared with only seven in 1945. Also down were aggravated assaults, there being 81 in 1944 and 39 in 1945.

Larceny classification showed 2,627 in 1945 as compared with 2,450 in 1944. Criminal homicide classification jumped from eight in 1944 to 10 in 1945. There were two manslaughters by negligence in 1945 and none in 1944. Auto thefts were up from 479 in 1944 to 600 in 1945.

Total arrests for major crimes was 1,085 in 1945 and 906 in 1944.

Total traffic citations and arrests in 1945 was 33,273, compared with only 10,463 in 1944. Of this number 23,753 overtime parking citations were issued last year and 4,078 in 1944.

Juvenile arrests dropped last year, there being 769 in 1944 and only 704 in 1945.

McAllister in his report said that while the major offenses gained over the preceding year, it represents but a small gain over the yearly average of 3,884 for a seven-year period, 1938 to 1944, inclusive.

The number of persons arrested and cited by the department for all offenses during 1945 numbered 51,046, representing a substantial increase over the 23,595 total for 1944.

The 1945 total exceeds that of any previous year in the history of the department, McAllister said, the highest previous total having been recorded in 1941 when 37,355 persons were arrested and cited.

Vagrancy arrests jumped from 2197 in 1944 to 3,534 in 1945. Those arrested for drunkenness in 1945 totaled 10,232 compared with 8,123 in 1944.

Value of property stolen last year was $68,725, McAllister said. Value of property recovered was $43,987.

Press-Telegram Bureau—1946

JUVENILE GIRL BAR PATRONS PROBLEMS TOLD

Los Angeles, August 18.—Until California laws of education are amended, there is virtually nothing that can be done about the problem of married girls from 13 to 18 years of age who frequent bars while remaining away from classes in junior high school.

In a special opinion for Superior Judge Georgia Bullock, Deputy County Counsel Beach Vasey said the Education Code is worded awkwardly and the laws should be clarified.

Judge Bullock had asked what could be done "in regard to the very serious situation which exists in our city in regard to married girls."

At present, it was aid, the Attorney General holds that married girls under 18 are not subject to compulsory education.

> "Many of these girls are living here alone, their husbands having gone into the service, and are thus without supervision of any kind," it was revealed in a letter sent to Judge Bullock from a Los Angeles school vice principal.

Sacramento Union—1946

STATE WILL WAR ON PROSTITUTION

The State Department of Public Health disclosed yesterday organized prostitution is making a postwar comeback in several California cities.

Urging "responsible citizens to make a sincere and concerted effort to defend their communities against commercialized vice," Dr. W. L. Halverson, director of Public Health, reported in a departmental bulletin that prostitution increased 300 percent in California during 1945 and there was a 50 percent increase in known venereal disease infections.

> "The exploiters of prostitution have awaited the end of the war with the hope that opposition forces would relax and enable them to operate unhampered," Dr. Halverson said. "Former vice interests, counting on this relaxation and on a general let-down in community morale have opened their houses already in some places.
>
> "Organized vice is a big business and intends to remain so. The law should be enforced not only because venereal disease is spread by prostitution, but also because the practice tends to undermine the integrity of our social institutions."

International News Service—1946

STATE MOVES TO HALT SEX CRIME INCREASE

Sacramento, August 14 (INS)—An all-out campaign to stop the current increase in sex crimes, especially those with children as victims, was initiated in Sacramento today by Attorney General Robert W. Kenny.

Pointing out that the rate of such crimes is rising alarmingly in California as in the rest of the country, Kenny outlined in a letter to the State's district attorneys, sheriffs and police chiefs a program designed to stop the rise and improve prevention methods.

Kenny said sex crimes reported to the State Division of Criminal Identification and Investigation totaled 919 for the first six months of 1946, an increase of 177 over the same period last year.

He pointed out that the figures do not represent complete reporting throughout the State nor do they include misdemeanor charges.

> "Every police department has a relatively large volume of complaints involving underwear thieves, window peepers, exhibitionists and homosexuals. And each person so offending is a potential threat to the safety of children. Cases such as the foregoing are all too frequently regarded simply as nuisances to be disposed of as speedily as possible. This is a mistake."

Kenny suggested for the law officers a program of prevention featuring these points:

1. Report all sex offenses to the Division of Criminal Identification and Investigation, even when the offense charged is a misdemeanor. Send fingerprints of all known sex perverts to the division.

2. Establish a file in every department containing a record of known and suspected perverts in the community.

3. Improve methods of reporting such crimes so as to encourage victims and their parents to tell the police when such an offense occurs.

4. Interest at least one group of citizens in the community in helping to combat the rise in such crimes.

5. Seek an agreement among local law enforcement officers that guilty pleas to lesser offenses will not be bargained for or accepted.

"A firm stand should also be maintained and encouraged against the all too prevalent practice of imposing suspended sentence on condition the defendant leave town."

Los Angeles Times—1946

PENAL SYSTEM FAILURE, SAYS JUDGE McKAY

Superior Judge William R. McKay yesterday declared that the American penal system is a "complete failure" and "people come out of prison much worse citizens than when they went in."

Addressing the Lawyers' Club at the Rosslyn, the Presiding Judge of the Los Angeles Criminal Courts stated that "our whole system—police, judicial and penal—is a disgrace.

"The stupidity of the system is obvious when we consider that we establish a code which defines crime and then measures each violator by the same yardstick. This is plainly impossible and unjust."

Judge McKay described criminal conditions as "not a crime wave but a steady rising tide of crime that costs the Nation $14,000,000,000 annually. In local courts he said 377 cases were set for trial in criminal departments on August 13, compared with 209 cases a year ago.

"We will never win the battle against crime until we realize that judgment must be made of the crime and the criminal and punishment must be made to fit the mental, physical and social condition of each violator," Judge McKay said.

Sacramento Bee—1946

RECREATION IS BROACHED AS JUVENILE DELINQUENCY CURB

Washington, February 12.—(AP)—Attorney General Clark urged youth and welfare organizations sponsor winter and summer sports in the national parks to help curb juvenile delinquency.

Addressing the opening session of the National Volunteer Advisory Panel to Study 'Teen Age Crimes yesterday, Clark said:

"More recreation facilities are needed by the youth of the Nation, especially girls. I believe Secretary of the Interior Ickes would approve a program of organized recreation for youth in both winter and summer in the national parks."

The Attorney General cited these figures to emphasize what he called "the grave nature of the juvenile problem."

Twenty-one percent of all crimes are committed by persons under 21 years of age. More persons aged 17 commit crimes than any other age group. The arrests of girls under 18 increased 198 percent between 1939 and 1945.

During the same period arrests of boys under 18 jumped 101 percent for drunkenness, 72 percent for assault, 70 percent for rape, 55 percent for auto thefts and 39 percent for robbery.

Clark attributed the rise in juvenile crimes to broken homes, drunkenness in the home and lack of parental guidance "sometimes caused by both parents being employed."

The Reader's Digest, February, 1946—Condensed from Collier's

SEX IN THE CLASSROOM

DEAN JENNINGS

Six hundred boys and girls were jammed into the big lecture hall of the University of California campus at Berkeley. Their ages ran from 17 to 25. Notebooks rustled, pencils scratched. It was like any other college class.

"I am asked," the professor said casually, "whether homosexuality is curable. I have to answer 'yes' and 'no.' There is a type of invert whose sexual nature is so misdirected from childhood that medicine and psychology can't help much. There are other perfectly normal individuals who through force of circumstances fall into homosexual practices. They can be cured, if there's a will. If any of you are worried about this come to my office and we'll talk." No one tittered. No one was embarrassed.

The professor went on: "I have one more question left. Someone wants to know the difference between love and infatuation. I don't think these are two different things.

An infatuation can be as genuine as any other love. The real question is whether your love has in it the elements to make it grow stronger through the years."

The class and its question period over, Prof. Noel Keys went back to his office for private consultations and to plan another lecture. Called "Youth and Marriage Today," this remarkable and enlightened college course has been attended by 10,000 young men and women since its precarious launching six years ago. Dr. Keys has proved that young Americans want honest facts about life and love. As one student said: "We like that course because there is no beating about the bush. Our questions are answered, not side-stepped."

And Dr. Keys proudly reports that he has received hundreds of letters and visits from students who married after finishing his course—but that he has yet to hear of a couple whose marriage has failed after both had taken these lectures.

The reaction Dr. Keys cherishes most comes from students who have taken their new knowledge home to parents. Recently a senior stopped at his office.

"Dr. Keys," he said, "I've been telling my mother about the course and letting her read my notes. She said she wished she had known about these things years ago."

Another, an ex-student, writing from the South Pacific, said: "My parents never told me anything. The truth is they didn't know what to tell us. Such education as this would have prevented my parents' separation and my sister's divorce."

Incidentally, drawing on their own experiences, Dr. Keys' students have voted 99 to one that sex education—with no punches pulled—be given in our high schools for students 16 years or older.

The present course was conceived under somewhat tense circumstances. During the winter of 1938-39 there was growing agitation at the University of California for a practical course on sex and marriage. The student newspaper bristled with letters reflecting fear and distrust of marriage. One day the medical students' club announced a series of talks on Freudian sex theories. Hundreds of uninvited persons filled every seat and jammed the aisles. There was immediate public reaction, climaxed by a blistering protest which carried the signatures of 800 churchwomen in the San Francisco Bay region.

University authorities promptly tossed the hot potato to the students themselves, and the Associated Students called a special referendum on these questions: Should the university offer a practical sex and marriage course? Should such a course be coeducational and open to all students? Some 2,700 students gave an overwhelming affirmative vote on both questions.

A university committee selected Dr. Keys, a professor of educational psychology with degrees from Columbia, Chicago and Oxford, to chart such a course. No better choice could have been made Dr. Keys had nursed the idea for years, and was himself a walking testimonial for ideal marriage.

Dr. Keys and Dr. Chauncey Leake, then of the medical school, outlined a series of weekly lectures blanketing the whole field of sex, marriage and family relations. They included discussion of "heavy" petting, the psychology of attraction, trial marriages, continence, intercourse, the honeymoon, parenthood, marriage law and family finance.

In the first few lectures Dr. Keys deliberately made himself sound staid and stodgy to discourage the inevitable thrill seekers. As the course progressed he enlisted a distinguished cast of experts to conduct various sessions, among them Dr. Frederic M. Loomis, widely known gynecologist; Dr. Karl Bowman, President of the American Psychiatric Association; Dr. Richard A. Koch, Chief of the Venereal Disease Division of the San Francisco Health Department; Dr. Vere Loper, Pastor of Berkeley's First Congregational Church and lecturer on personal counseling; Dr. Paul Popenoe, famed Director of the American Institute of Family Relations.

No aspect of sex life and marriage is ignored, from adolescence to menopause. Motion pictures, including a two-reel color film on childbirth, charts and stereopticon slides help strip the mystery from matters once discussed ignorantly and guiltily in dormitory bull sessions.

Dr. Keys at first invited questions from the floor, but drew a blank. Then he hit on the idea of passing a slotted box so that embarrassing questions need not be asked openly; and at once he was deluged with queries. He read each one aloud and answers it immediately. When the subject matter is too intimate even for this amazingly frank course, he discusses it in his private office.

The Student's Answer

From one student questionnaire come these results:

Subject	*(Figures are percentages)* *Desirable*	*Permissible*	*Wrong*
Kissing on dates	27	72	1
"Heavy" petting on dates	3	21	76
"Heavy" petting for engaged couples	13	61	26
Premarital sex experience for men	10	31	59
Premarital sex experience for women	2	19	79
Intercourse with a prostitute	0.3	9.5	90.2
Intercourse between engaged persons	3	27	70
Intercourse without expectation of marriage	2	16	82
Use of contraceptives	65	28	7

Samples picked at random from the thousands he has collected include: Do contraceptives ever cause cancer? Is the eating of eggs sexually stimulating? Do radar rays cause sterility in men? What are the chances of sucess in "shotgun" marriages?

Silly questions? On the contrary, Dr. Keys called them the echoes of gross ignorance and potential tragedy, evidence that we need better sex education in our schools. In every case some young man or woman was searching for the truth.

His students have a strongly optimistic view of marriage. Some 20 percent said that by the time they were 16 years of age they were living in homes broken by death or divorce. But when they put their own dreams on paper, 95 percent had marriage plans, and nearly all of them—97.5 percent—were sure their romances would last for life. They also thought each married couple should have four children.

In the spring of 1943, Dr. Keys was persuaded to conduct an evening course in Oakland, California, under the auspices of the local church federation. A year later the San Francisco YMCA-YWCA sponsored the same course. The University Extension in San Francisco now offers it as a fixture, with an average enrollment exceeding 300.

Today Dr. Keys is a somewhat harassed educator, conducting courses, holding private consultations seven days a week, and answering inquiries from colleges and others interested in duplicating the course. But his advice to his students remains levelheaded. "After all," he is fond of telling them, "there's nothing you can do outside marriage that you can't do in marriage—and do a lot better."

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San Francisco Examiner—2-16-45

SOCIAL HYGIENE TEACHING FOR YOUTHS URGED

Sex education for children at an age earlier than ever before attempted was suggested yesterday by most of the speakers at the Social Hygiene Institute. The meeting was held at the Fairmont Hotel under the auspices of California Social Hygiene Association and bay cities health departments.

> "We are finding a greater and greater need for instructing young people in sex hygiene," said Dr. Noel Keys, professor of education at the University of California. "Formerly we thought that the need had its inception with college boys and girls. Now we are receiving requests from youngsters of high school age, and from their nature and sincerity we know that these requests must be met."

Dr. Frank Brewer, Chief of the Bureau of Social Disease for the State, told of the tremendous and increasing prevalence of sexual promiscuity as indicated by the increase in known cases of venereal disease.

> "Medical therapies," he said, "are being developed rapidly and with satisfying success. If we can develop our facilities for locating disease with parallel success, which we have not done to date, we shall really be able to deal with the problem."

Doctor Brewer stated that penicillin is about 85 percent successful in the treatment of the disease, but pointed out that responsible medical men do not usually rely upon this specific alone, always giving accompanying dosages of arsenic and bismuth.

Dr. J. C. Geiger, City Health Officer, who welcomed the social workers to the city in the opening address of the session, told them that social disease had doubled in San Francisco since 1940.

> "In spite of anything we can do," he said, "our number of diseases has increased, in the past five years, from 5,127 to 11,527."

Ray Lyman Wilbur, former Stanford University President and President of the American Social Hygiene Association, emphasized the need for a program of education, dwelling earnestly upon the need of providing young people with information and advice. He read his listeners a letter from President Truman in which the latter expressed his concern over the problem of increasing social disease.

Dr. Eugene Gillis, of the United States Public Health Service, stated that there were 220,000 1,500,000 new cases of gonnorhea in the United States annually. More than 3,000,000 Americans have active, virulent syphilis, he said.

A plea for the education of parents in the sexual instruction of their children was made by Frances Bruce Strain, author and new syphilis cases and more than lecturer. Mrs. Strain expressed her belief that the principal protection against social disease lay in teaching children about properly balanced sex life during the earlier period of their youth, when they most needed it.

Los Angeles Examiner—2-2-46

PARENTS' WISE GUIDANCE WILL SAVE YOUTH OF LAND

—Says J. EDGAR HOOVER

[Extract of recent remarks by J. Edgar Hoover, Director, Federal Bureau of Investigation, before the annual board meeting, Catholic Youth Organization, New York City.]

I want to direct your thoughts to the serious consideration of the rapid rise in crime. Like a tidal wave, it is gathering momentum throughout the entire Nation.

Last evening, I had occasion to study detailed reports on the extent of crime in 11 of our most important and largest cities for the first 10 months of 1945. The reports were startling.

Six of the cities reported an increase in murders ranging as high as 115 percent.

Each of the 11 cities reported increases in robberies ranging as high as 161 percent; nine reported increases in assaults up to 94 percent; ten reported increases in burglaries ranging as high as 74 percent; all the cities reported increases in larceny and auto thefts ranging as high as 26 percent and 54 percent, respectively.

The postwar crime wave which we feared is upon us. It is mounting in intensity. It is growing in severity. It is not isolated. It is nation-wide. In fact, other countries report a similar experience.

In periods of great national stress, such as we have just experienced, human nature reacts to the tempo of the times.

There was the spirit of wartime abandon, for example, with its last fling philosophy, which provided justification to less resolute wills to violate the conventions of society.

Lessons in school became secondary. Girls sacrificed virtue on a false shrine of patriotism. Arrests for prostitution increased 375 percent, disorderly conduct 357 percent and drunkenness and driving while intoxicated 174 percent among girls under 18 in the wartime years.

To those who were not grounded in fundamentals, established values disappeared and an attitude of impermanence superseded individual responsibility.

Conflicts between liberty and license manifested themselves in wrongdoing. Personal responsibility in too many homes has become archaic and old-fashioned.

The Catholic Youth Organization is taking a step in the right direction by joining forces with such other thoroughly American organizations as the Boys' Clubs, Boy Scouts and other similar groups.

Here is a force worthy of the utmost in support and encouragement.

Through the ages, the greatest revolutionary force has been the youth of the land. Our enemies know this better than we.

In the span of 15 years the Hitler Youth Movement produced a new generation imbued with but a single purpose, the perpetuation of Naziism. It will go down in history as synonymous with terror, debauchery, corruption and barbarity.

In our own country and in our own time, we have seen another youth movement arise. It still flourishes. I refer to that high-sounding, idealistic title, "American Youth for Democracy," which conceals the evils and the corruption of American Communism.

This name is but a new one for the former Young Communist League. It reflects all the sinister purposes of the Communist Party of the United States.

It employs the same techniques and has the same objective—namely, the conversion of our haven of liberty and freedom to worship as we choose to a godless, totalitarian state where the adversaries of democracy can do as they please.

Meeting the crime problem and preserving the American way of life go hand in hand.

The Catholic Youth Organization has a tremendous responsibility and a great opportunity.

With a potential 5,000,000 young Americans in the age group of from 10 to 20, here can very well be the cornerstone in the solution of the rising threat of lawlessness and subversion, for the influence of the 5,000,000 multiplies itself many times.

The police and the FBI can apprehend the bank robbers, kidnappers, burglars and hardened criminals. Such relief is urgently needed but the treatment is only temporary in solving our crime problem. The body must be built up so that it can resist local infections.

That is why long ago I pinned my hope for the solution of the problem of lawlessness to the improvement of the home, the greater effectiveness of the school, and extending the sphere of influence of the church.

Lawlessness is not inherited; it is acquired—and so is character. Therefore, is it not much more important to build character?

In your youth activities you are doing it—but your activities need expansion. And you need help.

In this, your organization is no different from others such as the Boys' Clubs, Boy Scouts and others. Youth will find its way if given exemplary leadership.

There are thousands of fathers who are raising sons who would be happy to assist in furthering youth groups. But from what I have observed there has been little effort made to mobilize them.

Would it not be well to devise a plan of drafting lay leaders who can help out and then with cold calculation set out to train them and inspire them to qualify for this most important of all civic responsibilities?

The law enforcement officer should increasingly be given a place in youth organizations. He wants to see less lawlessness.

Any officer worthy of his trust is cognizant of the fact that his efforts in apprehending criminals are at best a temporary expedient.

In nearly every instance the youthful offender would have been a strong, upright citizen had he been given a chance.

If his pent-up energies and desires had been directed along wholesome channels; if his problems—the problems that made him a problem child—had been solved by patient and attentive parents, he would have proved to be an influence for good in this

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Oakland Tribune—2-10-46

U. S. TO WAR ON JUVENILE DELINQUENCY

Washington, February 9.—(AP)—Atty. Genl. Tom Clark today launched a war on juvenile delinquency by appointing a 28-member National Volunteer Advisory Panel to study the upsurge in 'teen-age crimes.

The panel will meet here with Clark Monday and Tuesday and thereafter will convene from time to time. Other members will be added later.

Working with Justice Department experts, the panel will make an intensive survey of juvenile delinquency. Then it will help the department to formulate plans. Its findings will be made available to welfare and law enforcement agencies.

Commenting on the appointment of the board, Clark said he hoped to enlist state, county and municipal governments and welfare agencies in a cooperative plan to curb juvenile crimes. He added in a statement:

> "I am gratified at the earnest response of the many public-spirited citizens and organizations who are joining with government officials in a united effort to combat this grave problem.
>
> "All law enforcement agencies united with religious, educational, welfare and social organizations, must be mobilized in an all-out attack on the juvenile crime wave that has placed a shameful blot on our country."

Named to advisory panel were:

Miss Martha Frances Allen, Executive Secretary, Camp Fire Girls, New York City; Walter T. Anderson, Chief of Police, of Charlotte, N. C., and President of the FBI National Academy Associates; David W. Armstrong, Executive Director, Boys' Clubs of America, Inc., New York City.

Mrs. Mary McLeod Bethune, President, National Council of Colored Women, Washington, D. C.; James B. Carey, Congress of Industrial Organizations, Washington, D. C.; Right Rev. Monsignor Howard J. Carroll, General Secretary, National Catholic Welfare Conference, Washington, D. C.

Dr. Samuel McCrea Cavert, General Secretary, Federal Council of the Churches of Christ in America, New York City; Joseph H. McCoy, General Secretary, Big Brother Movement, New York City; Mrs. Lafell Dickinson, President, General Federation of Women's Clubs, Washington, D. C.

Howard L. Doyle, President, United States Attorneys' Conference, Springfield, Ill.; Right Rev. Monsignor E. J. Flanagan of Father Flanagan's Boys' Town, Inc., Omaha, Neb.; Dr. H. W. Hurt, Boy Scouts of America, New York City; Mrs. William A. Hastings, President, National Congress of Parents and Teachers, Chicago, Ill.; Dr. William Healy of the Judge Baker Guidance for Childhood and Youth, Boston, Mass.

Mrs. William M. Henry, President, National Congress of Colored Parents and Teachers, Dover, Del.; *Karl Holton, Director, Youth Authority, State of California, Sacramento, Calif.:* Frank Sherman Land, Kansas City, Mo.; Dr. Frank A. May, Institute of Human Relations, Yale University, New Haven, Conn.

Henry Monsky, President, B'nai B'rith, Omaha, Neb.; Vincent J O'Shea, Director, Bureau of Special Service of the New Jersey Board of Education, Jersey City, N. J.; Mrs. Paul Rittenhouse, National Director, Girl Scouts, New York City; Fred Roff, President, International Association of Chiefs of Police, Morristown, N. J.; G. Howland Show, Washington, D. C.

Dr. Joseph R. Sizoo, Collegiate Church of St. Nicholas, New York City; Bruce Smith, Institute of Public Administration, New York City; John Stelle, National Commander, American Legion, Indianapolis, Ind.; Walter White, National Association for the Advancement of Colored People, Washington, D. C.; Matthew Woll, Second Vice President, American Federation of Labor, New York City.

Frank L. Weil, President of the National Jewish Welfare Board of New York City, and E. W. Aiton, of the Four-H Clubs, Washington, D. C.

Los Angeles Examiner

DELINQUENCY PROBLEM IS COMMUNITY RESPONSIBILITY

By JAMES LEE ELLENWOOD, Executive Secretary, New York State Y. M. C. A.

[Following is the last in a series of articles on juvenile delinquency by James Lee Ellenwood]

Delinquency is always the result when the forces of constructive agencies arrive too late with too little. And too often, in many sections of a city, the forces just do not arrive.

Previously I have listed the five factors to keep in mind when planning to serve youth The church, school, home, character building agencies and adequate municipal controls. If all the factors could operate at their best, there would be few delinquents.

But we must keep in mind two considerations They must reach all the young people and they must carry conviction when they meet them. It is right at this point that losses are experienced.

First of all, only one of these five factors, the school, comes even close to reaching all.

The other four touch only certain groups. The result is that there are areas in which no serious effort is being made to reach any considerable number.

In a typical city after you have added all the groups who are served by character building agencies, you still find that the majority is untouched. For that reason, I am in favor of a "board of planning" in every community.

Often such a board would uncover enough duplication in some areas to cover the neglected areas

But as serious as is this spotty distribution, I am more concerned with the quality of work being done.

Of course, there should be youth centers and parks and all kinds of facilities.

But in themselves these do not give the whole answer. Good leadership and program planning is essential.

Some folks seem to feel that if you keep a boy busy all the time he will stay out of trouble That's probably true But what a job that is! Constant supervision, steady chaperonage, perpetual suspicion!

If in keeping him busy for a time, you can use that time in teaching him something, you are really doing something. This is the whole idea of the better agencies that work with youth

All along the line youth agencies have failed to recognize that strengthening character is not a casual business

Cities have been too lenient in permitting adults to make money at the expense of youth.

The glamour of big and little Broadways is attractive and alluring. They seem to have no trouble with unbalanced budgets, such as keep the schools and the private agencies handicapped.

I was traveling in the South and I was shocked at reading in the morning paper that Brooklyn College basketball players had been reached by some sure thing gamblers.

The ingenuity of these people, and their zeal always amaze me. They are always on the job, and to combat their stuff calls for more aggressiveness than most communities seem to possess.

But now and then, there is a real effort being made.

Such an attempt I visited in Chattanooga, Tenn. Here a few years ago a Negro slum area was cleaned out. Here were put up homes for about 2,500 people. Here is a fine school. Here are good churches. Here is a community center with youth and adult programs.

Here, out of conditions that bred delinquency, has arisen a clear, well-managed community with attention paid to body, mind and spirit. Here are the forces of decency arriving in time and with what it takes.

I think we have got to quit kidding ourselves about delinquency. What we plan for, we get. Furthermore, we do not have to sit by and wait for Federal projects to accomplish it

It is clearly the nearby responsibility of local communities, and in the long run will be done best by private agencies and business.

Los Angeles Examiner—8-15-46

JUDGES BLAME OBSCENE BOOKS FOR CRIME RISE

By LEON RACHT

New York, August 14.—The campaign to cleanse so-called "realistic" fiction of obscenity and smut gained momentum today with city officials and the judiciary promising strict enforcement of the law.

License Commissioner Benjamin Fielding threatened action in all cases where obscene or salacious literature is disposed of by licensees, and indicated that a city-wide investigation is already under way.

"We are investigating all complaints received," he said. "We are always on the alert in such cases."

The fact that some authors are wallowing in a morass of depravity has aroused members of the bench who denounced publishers who purvey such filth. Justice J. Walter McClancy of the Domestic Relations Court said:

"The flood of salacious literature—smut penned under the label of realism—that has come onto the market particularly since the war ended, is a threat to the family unit It is impossible to tell how many crimes are committed, how many families are broken up, because of the stimulation found in such books."

Justice McClancy said that four months ago three youths were brought into his court who had drenched another with alcohol and ignited it. The victim threw himself on the ground, screaming: "I am the human torch." Upon investigation it was found that the youths were reenacting a scene from a certain book.

Queens County Judge Thomas Downs said that some of the books being read today are "appalling," adding that the court calendars would be considerably lightened if they were not sold indiscriminately.

"These books that deal so candidly and even enthusiastically with the easy ways of sex and crime are bound to have a harmful effect on the fertile minds of youth," Judge Downs said "In the past few years there has been entirely too much liberalism and relaxation in the standards of literature put out by some publishers.

"It is particularly important now to stop the publication of obscene literature. Since the war's end there has been a breakdown in our abhorrence of immorality and indecency.

"Publishers find this breakdown a fertile soil to plan their suggestive smut."

The drive by church leaders, women's organizations and veterans against printed obscenity also continued to mount.

Nine of the 24 best sellers he has recently read were declared "unfit for the average home" by Rev. Harold C. Gardiner, literary critic of the Jesuit magazine "America."

Condemning the practice of presenting filth under the guise of realism, Father Gardiner said that some authors believe they are not performing an "artistic function" unless they write every detail of truth.

"This is wrong," he said. "There are some truths which should not and cannot be told for all audiences. Among the nine books I refer to are some which might be made available to emotionally stable people, but they should never be sold indiscriminately."

Father Gardiner said that all of the questionable books were badly written.

Rabbi Ahron Opher, assistant to the president, Synagogue Council of America, asserted that "just as he would not expose our youth to smallpox or polio, so must we guard them against polluted ideas and obscene literature."

"The distinction between liberty and license is the mark of genuine democracy and the cornerstone of the Judeo-Christian heritage," he said.

"It is the right and duty of God-fearing citizens to cleanse the education and entertainment media from obscenity and halt the spread of vice."

Bishop William T. Manning, Pastor of St. John the Divine and head of the Episcopal Church in New York, said he was in "complete sympathy" with the campaign against indecent literature, adding that he hoped it would have a salutary effect in cleaning up the literary market.

Los Angeles Examiner—8-15-46

YOUTH LEADERS DEMAND END OF LITERARY SMUT

Youth leaders, club presidents, church workers and the men and women concerned with the younger generation have long been distressed over the growing tendency toward salaciousness in current literature.

This was evident yesterday as more voices joined in the condemnation of such publications and the demand for concerted public action.

Some of these comments follow:

Mrs. Charles G. Hill, President Council of United Church Women of Los Angeles, representing 16 denominations: Most of us, who are older, can remember the books which helped shape our lives. I wonder what kind of lives are being shaped by the young people who read the sort of thing that is being so widely published and distributed. Our organization is deeply concerned over this matter, for we know only too well how an impressionable reader, especially a young person, may be influenced. Certainly, some kind of united action is needed.

Ruben Schmidt, Acting Presiding Judge, Los Angeles Juvenile Court: Times are turbulent enough for young people these days without deliberately stirring them up with obscene literature. Many of the juveniles who appear in this court blame their difficulties on the fact that they have been given indecent books to read. Any drive to eliminate this unnecessary and vicious menace should be encouraged 100 percent.

Mrs. Charles W. Partridge, President Ebell Club: If the trend in modern books is a sign of the times, the times are pretty bad. No one would insist that books should confine themselves to dull and dreary sermonizing, but there is an obvious difference between good entertainment and salaciousness; also there is a definite difference between a book with a serious purpose and one which has no other purpose than to appeal to the lower instincts. Another tragedy of the situation is that so many of these indecent books are being written by young authors who are even, in some cases, publicized as "speaking for youth." Sometimes I wonder what has become of the old ideals of decency that helped make this country great.

Mrs. Ralph E. Lewis, Director of Public Welfare, Tenth District, California Congress of Parents and Teachers: One of the things that must be realized in fighting the spread of salacious literature is that there is fundamentally no difference between the lurid sex magazine that is easily recognizable for what it is and the book which hides its salaciousness between respectable-looking covers. That sort of magazine and that sort of book have precisely the same object; to increase sales by appealing to prurient curiosity. Smut is the same thing, whether it sells for 10 cents or $3.

Long Beach Press-Telegram—9-6-46

STATE NEEDS SPECIFIC PLAN OF CHANGE IN CONTROL OF LIQUOR

By W. L. BLAIR

Whether California has the worst liquor laws in the country or not is a question of fact which would be rather hard to determine. Dr. James W. Fifield, Jr., Minister of the First Congregational Church of Los Angeles, said so in a recent address which has been much quoted.

One thing which all of us who have lived in California very long do know is that California's liquor law was written into the Constitution of the State as the result of a campaign of fraud and misrepresentation seldom equaled in this State or any other. It was a campaign to "keep saloons out of California." The people were fooled into approving this amendment immediately after the repeal of national prohibition; and they have ever since remained in such a dispirited and defeatist frame of mind that they have watched saloons come by the thousand without any serious attempt to modify the original, misleading plan.

It is also true that the people of California, in the matter of liquor control as in the matter of commercialized gambling, do not know what they want. Dr. Fifield himself says that he and other church leaders are not advocating a return of prohibition, but are banding together in concerted drive for temperance, abstinence and a change in licensing. As for temperance and abstinence, church leaders have always engaged in a concerted drive toward these ends. But, so far as the public knows, they are not yet fully concerted in their ideas as to specific changes in licensing.

The San Diego Union tries to help them out with the following suggestions:

> "A large part of the problem of liquor control lies in the fact that there are far too many on-sale and off-sale outlets. The ratio to population should be at least cut in half * * *. Combinations of dance halls and bars should not be permitted. Curb service, which makes it easy for juveniles to obtain alcoholic drinks, should be barred. Liquor stores scattered promiscuously along the highways, which contribute heavily to drunk driving, should be done away with. Sunday closing of both on-sale and off-sale outlets would help to reduce this menace of the highways. * * * The Chairman of the State Board of Equalization recently made the sensible suggestion that stools be removed from bars * * * and that food sales in drinking places be discontinued in order that minors would have no excuse for entering."

In the way of administrative reform, the San Diego paper says:

"Municipalities should demand substantial local license fees and insist on a far greater share of fees collected by the State. Inasmuch as they have to bear the brunt of police and court costs growing out of excessive drinking, it is only fair that they share adequately in the finances derived from the liquor trade. The cities also should have more authority in the matter of limiting the number of dispensaries and passing on the qualifications of licenses. The State should stop the tremendous racket in license transfers by automatically canceling licenses on the sale of bars."

Long Beach Press-Telegram—9-6-46

ANALYZE LAWS ON SALES TO MINORS

Although 48 states and the District of Columbia have laws prohibiting sales of alcoholic beverages to minors, an analysis by Allied Liquor Industries of "sales to minors" laws reveals that 40 states have a flat prohibition of sales of all alcoholic beverages to minors under 21 years of age. Three other states (Kansas, Mississippi and New York) set the minority age in such cases at 18 years.

"In Illinois and North Dakota, legislation defines minors as males under the age of 21 and females under the age of 18, and liquor sales are forbidden to minors under this interpretation. Three states and the district of Columbia have differentiated the restrictions on sales to minors as between beer and other liquors. In Ohio, Wisconsin, Idaho and the District of Columbia, alcoholic beverages other than beer cannot be sold to minors under the age of 21, but beer may be sold to persons over 18 years of age in Ohio, Wisconsin and the District of Columbia, while Idaho permits beer sales to persons over 20. In Maine, which has a 21-year-old minor law, sales of beer for off-premise consumption to persons over 18 are permitted.

"Some interesting qualifications of sales are made in two states. In Georgia, minors must have the written consent of their parents before sales of alcoholic beverages can be made to them, whereas in the State of Wisconsin, sales may not be made to a minor unless accompanied by a parent or guardian."

Industry self-regulation efforts with respect to sales to minors are thus able to operate within the framework laid down by these laws," the analysis states. "There has been some sentiment in recent years to have deterrent legislation passed against minors who falsify their ages in order to secure alcoholic beverages. Such laws do not intend to discharge the tavernkeeper or liquor store owner from responsibility for his own wrongful act. Because this is such a serious problem nation-wide, extreme care on the part of industry members is necessary, perhaps more so now than ever before. However, to the extent that legislators can put some of the burden of violation on the minor, where justified, then to that extent will the job of the tavern owner or liquor store operator in eliminating sales to minors be simplified," the analysis concludes.

The Sacramento Union carries the following in its "Safe Driving" campaign:

"WHEN I DRIVE, I WON'T IMBIBE"

Because—one and one-half ounces of alcohol results in the following:

1. His movements are livelier but less coordinated. 2. He makes more errors. 3. Causes a delay of 5 percent to 15 percent in physical and mental response to signals. 4. He possesses a false sense of efficiency. 5 He is 9.7 percent slower in reaction to danger. 6. Seventeen percent slower when danger is imminent. 7. Thirty-five percent more errors at intersections where traffic is heavy. 8. Fifty-nine percent more errors in eye and hand coordination. 9. Traffic rules have no meaning to the alcoholic. 10. Eighteen percent of all auto accidents caused by alcohol.—*Herbert E. Taylor, M.D., Sacramento.*

Arrests for drunkenness in San Francisco since 1940, according to police statistics, are as follows:

1940	41,905
1941	41,996
1942	41,146
1943	43,358
1944	38,104
1945—first six months	22,549

Los Angeles County	92,196
San Francisco County	46,098
State	192,392

Witness a recent Baltimore (Md.) Grand Jury statement relative to their city jail. "The chronic alcoholics * * * who serve short sentences only to be released for a few days and then be recommitted for another short sentence, present an enigma. It should be emphasized that the finest jail building obtainable, intelligent management, and an eminent staff of physicians and psychiatrists cannot do any permanent constructive work for alcoholics during their short sentences in jail."

The Los Angeles Daily Journal—2-12-45

INADEQUATE FACILITIES FOR L. A. JUVENILE DELINQUENTS CHARGED

Charges of official neglect by the county in the treatment and care of juvenile delinquency were made today in a report of the Los Angeles Bar Association's Juvenile Crime Prevention Committee.

The committee was appointed at the specific request of the 1943 Grand Jury, which, in a letter to then Bar President William C. Mathes, suggested the bar association make a study of the administration of the juvenile court here "with a view to its future greater efficiency."

Headed by Deputy City Attorney Paul Palmer, the committee held its first meeting in September, 1943.

The bar committee does not find that there has been any wilful neglect on the part of the board of supervisors, but says (in effect) rather that it has been listening too much to "pressure groups" who preach public economy, without regard to human needs.

Not since 1930, the report declares, had there been any move by the county to improve and expand juvenile care facilities and methods. On the other hand, it finds the board of supervisors cooperative and progressive (as evidenced from excerpts from conversations at a meeting between the bar committee and the board).

Further, the report points out that the supervisors moved immediately to improve conditions when the Bar committee called them to its attention. In the 1944-45 county budget the supervisors provided 27 additional probation officers, 20 of these for the juvenile division and seven for adults, and at the same time made immediately available $25,000 for alleviating conditions at Juvenile Hall.

"Appalling conditions" in the handling of juvenile delinquency in Los Angeles County are described in the Bar report, which declares that the probation department has lacked adequate personnel, that inadequate salaries were paid probation officers, and that facilities at Juvenile Hall have been totally inadequate.

Overcrowding of Juvenile Hall, nonsegregation of juvenile delinquents and nondelinquents, and the assumption by peace officers and civilians of semi-judicial powers in the handling of juveniles were among charges made in the bar report.

In releasing the report, Bar President Harry J. McClean also made public the following statement:

> "The Board of Trustees of the Los Angeles Bar Association has acquired the exhaustive report of its committee on Juvenile Crime Prevention, which was prepared by distinguished members of the bar after extended investigation and study.
>
> "The Board of Trustees has adopted unanimously the recommendations of the committee for better prevention of juvenile delinquency and treatment of juvenile offenders. Among these recommendations is one which advocates the elimination of certain quasi judicial activities by the Los Angeles Police Department, deputy sheriffs and civilian groups.
>
> "It is to be understood, of course, that the recommendation just mentioned and the action of the board in adopting it is not to be construed as a criticism of such officers and groups. On the contrary, they are to be commended. Their services were conscientiously rendered and made necessary because of the failure of the board of supervisors to discharge its responsibility for providing adequate facilities and sufficient competent personnel to handle properly the problem of juvenile delinquency in this county."

Climaxing a year's intensive investigation of the administration of the juvenile problem of Los Angeles County, the Los Angeles Bar Association's Committee on Juvenile Crime Prevention has submitted a factual report that shows some startling conditions, and makes some caustic criticisms.

It points to the failure of the proper administration of Juvenile justice.

It recommends, among other things, that the board of supervisors immediately increase the facilities of Juvenile Hall; that sufficient personnel in the probation department be provided, at salaries commensurate with the qualifications and responsibilities of probation officers.

It also recommends that the member of the board of supervisors assigned to juvenile matters assist in preparing the annual budget for the probation department,

Juvenile Hall and El Retiro, and that the bar association, with other interested agencies and individuals, use its efforts in a county-wide movement to effect radical changes.

Such agencies should, the report urges:

1. Stop immediately the practice of the police, sheriff and other administrative agencies, or citizens groups assuming or performing functions relative to juveniles;

2. Insure that the juvenile court assumes jurisdiction of all juvenile cases not legally within the jurisdiction of some other court, regardless of the approval of a probation officer;

3. Secure the treatment of adoption cases in other departments of the superior court than the juvenile court;

4. Obtain legislation to change the Juvenile Court Law for the treatment of minor traffic cases by municipal, justice and police courts, without making the juveniles involved wards of the juvenile courts; and to change the Juvenile Court Law to provide for the consideration of all serious offenses by juveniles by a preliminary hearing before municipal, justice or police judges, sitting as juvenile court commissioners, before submission to the juvenile court;

5. To insure and insist that all children involved in any proceedings in any court have legal counsel in every stage of such proceedings;

6. Change the law by legislation so that the approval of a probation officer shall in no case be a necessary condition to the filing of a petition in juvenile court; and,

7. Remove the responsibility of juvenile detention facilities from the probation committee and place it with the chief probation officer; provide for a new probation committee of seven members, one to be appointed by each member of the board of supervisors, one by the presiding judge of the juvenile court, and one by the chief probation officer; the function of the committee to be advisory only.

The present unfortunate condition in the county, the report says, developed, to a considerable extent, because existing facilities are inadequate. This inadequacy grows out of an insufficient number of judges assigned to juvenile courts; insufficient personnel properly to handle complaints following arrests of juvenile offenders; inadequate detention facilities; and an insufficient number of probation officers to properly supervise juveniles on probation.

The committee criticized the "screening" of cases by police and sheriff's departments, which, it says should be done by the judicial department. It believes that local service clubs and similar volunteer social agencies can accomplish much good by means of guided supervision of some minor offenders, after the need for such supervision has been determined by the court, but it opposes the practice of peace officers taking the responsibility of turning juvenile offenders over to such self-constituted organizations who act as court, jury, prosecutor and enforcers of their own decrees.

The report believes that amendments to the law are desirable so that no juvenile should be classed or branded as a criminal except in extreme cases, and no juvenile should be identified as a ward of the juvenile court if other treatment of his case will rehabilitate him; and that there is no good reason why juveniles who commit minor infractions should be brought before the juvenile court in the first instance. The report makes specific recommendations for amendments to the Welfare and Institutions Code to effect such reforms.

The present investigation by the Bar Association Committee was undertaken in September, 1943, as a result of a communication from the juvenile problems committee of the grand jury, which suggested that the bar association, "as a permanent legal body, familiar with the most efficient court procedure, make a study of the administration of the Juvenile Court of Los Angeles, with a view to its greater future efficiency."

A committee was immediately appointed by the then president of the bar association, consisting of: Judge Georgia P. Bullock; (resigned from committee and did not serve), Wixon Stevens, Deputy City Attorney; D. L. DiVecchio, Deputy District Attorney; Judge Arthur S. Guerin; H. A. Decker, Board Member; Harold H. Krowech; Judge Fred Miller, Walter Odemar, Courtney A. Teel, Clyde C. Shoemaker, N. E. Youngblood, Homer H. Bell, Deputy United States Attorney; John L. Bland, Deputy City Attorney; and Paul Palmer, Deputy City Attorney, as Chairman. Meetings were held with representatives of the juvenile bureau's Los Angeles Police Department and Sheriff's Office; of the Probation Department; California Youth Authority, the Probation Committee, Juvenile Hall authorities, superior court judges, members of the board of supervisors, and others.

The report recites that as early as April, 1944, the committee learned of the conditions existing in the probation department as to lack of adequate personnel, inadequate salaries paid the supervising deputy probation officers, and the inadequate facilities at Juvenile Hall.

Those conditions "were so appalling, and had existed for so long a time," continues the report, that the committee felt obliged, when they found that the tentative county budget for 1944-1945, made no provisions for additional personnel, adequate

salaries and adequate facilities at Juvenile Hall, to appear before the board of supervisors and lay the situation before them.

Following this, the board provided in the 1944-1945 budget for 27 additional probation officers, 20 of whom were for the juvenile division; promised sufficient funds to pay salaries commensurate with the qualifications and work required for the "best possible probation work," and voted $25,000 to be immediately available for use of the probation committee in alleviating "some of the unwholesome conditions now existing at Juvenile Hall." The committee says it is now "watching with interest the use made of the material given the probation department and the probation committee."

Supervising probation officers are carrying a case load double what should be reasonably expected, says the committee; that probation officers are improperly classified, both as to the character of work and salaries paid, the basic pay for such officers being $163 a month, which is not sufficient to attract persons such as are necessary to give satisfactory service. Their work is highly specialized and requires a college degree and one year's social work, or its equivalent. They are subject to duty and call throughout the 24 hours of every day, the report says. It recommends a starting salary of $175 a month for a six-month probationary period and thereafter with periodical increases until not less than $250 a month is reached.

Concerning the conditions at Juvenile Hall, the report says:

> "It is the opinion of your committee that for the past 10 years the board of supervisors of this county has made no individual or collective effort to determine the needs or the true conditions existing in Juvenile Hall, and that the subject of juvenile detention has been treated as a step-child by them to the general detriment of the welfare of the juveniles of this county."

The committee took the statements of witnesses, among them the Superintendent of Juvenile Hall. From him, the report continues, the following facts were elicited:

> "The maximum capacity of Juvenile Hall is 265; segregated as to sexes, there are accommodations for 154 boys and 111 girls. The figures presented here were determined by the Efficiency Division of the County of Los Angeles. The witness testified that you can crowd in 35 more. There have been a number of times when there have been as many as 315 children in Juvenile Hall who, as the witness stated, were all in bed.
>
> "The buildings are the same now as they were in 1930. The only increase in available sleeping accommodations for children in the institution since 1930 have been 25. On many occasions, during the period of time in which this witness has been superintendent, it has been necessary to notify the police that there was no more room in which to receive new juveniles who were being held by the police."

The result of this is that many juveniles who should be housed in the retaining facility have been released by the police or otherwise restrained by them illegally.

Los Angeles Daily News—10-1-46

YOUTH TELLS WHAT IT ASKS OF PARENTS

A group of 'teen-agers met yesterday at Immanuel Presbyterian Church to discuss what they, as citizens of tomorrow, owe the world and what the world owes them.

Occasion was one of a series of meetings held during the two-day Third Biennial Conference on Childhood and Youth. The conference, with headquarters at the Ambassador Hotel, concludes today.

The unrehearsed panel discussion brought out what the youngsters expect from their parents, schools and communities.

They felt youth had a right to expect from their parents, affection, adequate housing, clothing, security and an interest in their activities

Parents should set a good example said Darlyne Cosby, 18, Polytechnic High School. She felt that parents should not patronize black markets, should maintain a high moral standard for their children to follow.

Children should be trained from childhood to differentiate between right and wrong so that in adulthood they can make their own decisions, Miss Cosby added.

A spirited discussion arose on whether morals were the responsibility of parents or teachers. It was concluded that morals were the equal duty of parents and teachers. Sex education, it was agreed, should be started at an early age at home and continued in the classroom.

A burst of applause followed the statement by Lindbergh James, 18, student of Thomas Jefferson High School, that many parents need sex education themselves. He claimed that through limited knowledge, many parents give their children wrong ideas.

Students complained that too few elective subjects were permitted in schools and that the present curriculum is primarily planned for those students intending to go to college.

High school students intending to go to work after graduation were not given needed subjects, speakers maintained.

Betty Pilson stated that the present curriculum is inadequate but that the Board of Education is better qualified than the student government to make the necessary changes.

Wilton Robinson, 17, Jordan Senior High School, said more counseling service was needed in city schools. In reply to this charge, G. M. Montgomery, assistant superintendent of senior high schools, replied that if the public would "pay the freight," teachers would be willing to give the extra time needed for counseling.

Adequate police protection, attractive homes, adult participation in church activities and more recreational facilities were felt to be community needs.

The students recognized their responsibility to take an interest in community affairs, respect their homes, obey traffic and other laws, and use the training they have been given for the benefit of the community.

The meeting closed on the thought that for every increased privilege given youth, youth must assume an increased responsibility.

Long Beach Independent—9-5-46

GOOD SHIP MARRIAGE FOUNDERS ON ROCKS

Washington, September 15 (INS). The ship of marriage was reported today fast foundering on the rocks of troubled times.

The Federal Security Agency, which believes marriage and divorce rates bob up and down in response to waves of economic and social change, reported the 1945 divorce rate was the highest in history.

The ratio between marriages and divorces for that year stands at 31 divorces per 100 marriages.

This is in sharp contrast to the years 1937-39, the agency stated, when the annual ratio was 17.8 per 100.

San Francisco Examiner—1-15-46

S. F. DIVORCES HIT NEW HIGH

San Francisco set an all-time high for divorce and annulment actions during 1945, County Clerk Herman van der Zee reported yesterday.

The total actions filed were equivalent to 62 percent of the all-time high marriage license record of 13,241 for the year.

Divorce and annulment complaints filed totaled 8,232, as against the previous high of 6,960 in 1944, an increase of 18 per cent.

Interlocutory divorce and annulment decrees granted numbered 6,084, compared to a previous high of 5,377 in 1944, an increase of 13 percent.

The 13,241 marriage license total represented an increase of 14 percent over 1944.

Uniform Crime Reports (Federal Bureau of Investigation v. 16, no. 2, 1-46)

CRIME RECORD

The crime record for 1945 shows a 12.4 percent increase according to the reports of nearly 2,000 cities representing an urban population of over 65 million. Each offense class was on the rise with robberies up 23.6 percent; auto thefts, 18.7 percent; burglaries, 17 percent; negligent manslaughters, 16.2 percent; and murders, 10.1 percent. Aggravated assaults rose 8.7 percent and an 8.6 percent rise was recorded for larcenies. Offenses of rape continued up in 1945 with an increase of 5.7 percent.

A substantial portion of major crime is attributable to persons under voting age. An examination of the 543,852 fingerprint arrest records received at FBI during 1945 reflected that 30.1 percent of rapes were committed by persons under 21 years of age; as were 33.5 percent of the larcencies, 35.2 percent of the robberies, 49.8 percent of the burglaries, and 61.1 percent of the car thefts. Age 17 stood out as the predominating age among arrested persons and age 18 was second.

Arrests of males under 21 increased 10.1 percent in 1945 and although arrests of girls under 21 declined 10.6 percent in 1945, the figure was still 109.3 percent in excess of that for 1941, the last peacetime year.

San Francisco Chronicle—1946

GEIGER GIVES REPORT ON CITY'S VD

Venereal disease afflicted nine out of every 1,000 males and eight out of every 1,000 females in San Francisco during 1945, City Health Director Geiger reported yesterday.

Dr. Geiger said 11,057 venereal cases were reported, of which 65 percent were among civilians and 35 percent, military personnel. The total cases were distributed 56 percent male, 44 percent female.

Syphilis cases reported totaled 3,536, of which 89 percent were among civilians.

About 48 percent of the total cases ranged in age from 15 to 25 years, Dr. Geiger said, adding "it is assumed the earlier age groups are those weighted by inclusion of service personnel."

The same age group included about 57 percent of the acutely infectious types, he said.

Dr. Geiger emphasized that reporting physicians and agencies should include the time interval between the onset of symptoms and date of diagnosis. He said the value of disease information has been greatly impaired by the fact that in more than half the total cases, this detail has been omitted.

Long Beach Press-Telegram—10-18-46

PROTECTION FROM CRIME IS THIS CITY'S FIRST DUTY

Far from being peculiar, Long Beach's recent wave of crime and vandalism has been the typical experience of American cities since the end of the war. Newspapermen whose work makes them well informed regarding the current of events recorded by them day by day over a period of years do not recall a time when crimes, violence and wanton destructiveness were as prevalent as they have been in the last year. The average newspaper page of the United States these days bristles with headlines of burglary, thuggery, theft, arson, looting, assault and murder.

Something of the kind has happened after every great war, and, as stated, no city of any considerable size has been immune; but the municipal authorities and law-enforcement officers can break the crime wave by organized, concerted, determined action such as was promised yesterday in Long Beach by the responsible officials.

The wave of crime is national, even international, but the duty of coping with it is local; protection of each community is primarily the community's own task.

Employment of 30 additional police officers will strengthen law-enforcement here. The proposed surveillance of suspicious characters and checking of criminal records will be helpful, and the announced policy of holding certain offenders without bail and insisting on jail sentences for persons convicted of crimes of violence will be even more effective.

Protection of the lives, persons and property of its people is a city's first and foremost obligation.

Long Beach has no greater or more urgent duty than to make its residents and visitors safe in their homes and on the city streets, day and night.

The March-April, 1946, Prison World

CRIME TRENDS—1945

The crime record for 1945 shows a 12.4 percent increase, according to reports from nearly 2,000 cities with a total population of 65,000,000.

Robberies up 23.6 percent . . . Auto thefts 18.7 percent . . . Burglaries 17.0 percent . . . Negligent manslaughter 16.2 percent . . . Murders 10.1 percent . . . Aggravated assaults 8.7 percent . . .

Larcenies 8 6 percent.

Rape increased 5.7 percent over the year 1944.

Increases more pronounced and widespread throughout Nation than have been recorded in many years.

Value of Property Stolen—1944-45

The value of loot in average robbery rose 29 2 percent, from $113 in 1944 to $146 in 1945. Burglary loot value increased 15.7 percent, larceny 14.9 percent, auto theft 3.2 percent.

Estimated Number of Major Crimes—1945

Grand total of 1,565,541 major crimes registered.

Includes 11,234 felonious homicides, 11,537 rapes, 59,807 other aggravated assaults, 54,279 robberies, 241,491 auto thefts, 321,672 burglaries, 865,521 larcencies.

In other words, 6 8 offenses of aggravated assaults each hour; 1.3 rapes each hour; 1.6 murders each hour; 1.0 negligent manslaughters each hour; 98.8 larcenies each hour; 36.7 burglaries each hour; 26.7 auto thefts each hour; 6.2 robberies each hour.

An average of one major crime each 20.1 seconds.

Who Commits These Crimes?

A substantial portion of major crime is attributable to those not yet old enough to vote.

Age 17 stood out as the predominating age among arrested persons . . . and 543,852 fingerprint arrest records were received by the FBI in 1945.

Arrests of males under 21 increased 10.1 percent in 1945.

Over half—51.9 percent—of arrests represented persons who already had fingerprint arrest records in the FBI Identification Division.

Rise of Juvenile Crime

The New York *Times* on March 21, 1946, in an editorial commented as follows:

"Our great year of victory abroad, 1945, was a year of defeat on one of the most vital sectors of the home front. Figures compiled by J. Edgar Hoover, Director of the Federal Bureau of Investigation, reveal that crime in 2,000 American cities increased by 12.4 percent, an increase greater than any recorded in the past 15 years. The most shocking feature of the report is the fact that more than one in every five of those arrested were minors. Indeed, the 'predominant age' of the American criminal is now 17 years.

"It is in youth that the core of the whole crime problem lies. Statistics show that 70 percent of all adult criminals have been youthful delinquents. Therefore every increase in youthful crime means an extension of the criminal population through many years. President Truman has noted the serious aspects of the situation, pointing out that some categories of youthful crime have increased more than 350 percent since Pearl Harbor. Many people have complacently accepted the view that the rise in youthful crime is entirely due to war conditions and that the return of normal conditions will automatically effect a cure. Undoubtedly the break-up of homes, the relaxation of parental direction, industrial migration and prevailing unrest helped to force up the crime rate. But the roots of the evil go far deeper than that. It is a sickness that springs from many causes, some of them basic in our society.

"Children are freer from discipline today than they have ever been. Most authorities attribute this only partly to the development of gangs and the spread of evil influences from slum areas. They see a breakdown in supervision all along the line. They hold that the authority of the home, the church, the school and the law has relaxed with the consequence that the problem cannot be successfully attacked on any one front. It has become a national, State and local issue which can be met only through combined effort. Attorney General Clark's creation of an office within the Justice Department to deal exclusively with juvenile delinquency may form the nucleus for such a broad attack. But it will have to be integrated with hundreds of other agencies, official and unofficial, before it can prove effective. The driving force back of it must be a general recognition that juvenile delinquency is one of the most pressing problems of our time."

Los Angeles Equalizer—1946

RADIO CRIME PROGRAMS

Recently, Fred N. Howser attained national stature when newspapers throughout the country gave prominent play to his attack on radio crime programs. Editorially and in the news columns, the words of the Los Angeles County District Attorney were given wide notice and very serious consideration.

"In my opinion radio crime programs are contributing to juvenile delinquency rather than helping to prevent it and are a menace to youth," Howser declared.

The prosecuting attorney, himself a father, has touched off a nation-wide demand for a clean-up of the airways.

"Such programs as 'Crime Doctor' and 'Mr. District Attorney,' which I consider either stupid or degrading, or both, are implanting wrong ideas in the minds of the young.

"Like narcotics they are habit forming for many youths and adults. And, in my opinion, it is more than a coincidence that some of our boldest crimes follow the exact patterns of those that have been heard on the air.

"The sponsors of these programs apparently feel they are licensed to bring into our homes the most ghastly narratives of antisocial violence if only at the end of the program they make a perfunctory concession to the thought that crime does not pay.

"I do not agree. I think that crime programs are pernicious to youthful minds. Our record of juvenile delinquency shows that in many cases the urge for so-called adventure and glamour is greater than the fear of paying the penalty if caught.

"Further, I should like to ask parents a question. Would they wish their children to meet in person the kind of characters the children are permitted to meet in the current radio crime programs?

"I am sure the answer would be in the negative, yet these parents should remember that to a youthful imagination, as child psychologists know, make-believe people are often more real than real ones."

The response to the district attorney's statement was immediate and great.

Letters from parents, teachers and others alarmed at the mounting records of juvenile delinquency poured into Howser's office in vastly increased volume, since he began to put a finger on radio programs as a menace to youth.

Without a single exception they have supported his suggestion that it is time to make a national checkup on the effect of these lurid tales.

"With so many stories, that could serve as an inspiration to youth, which could be put on the air, radio writers should not plumb the depths of human society in order to shock youth and adults alike into attention," Howser said.

Western City—3-1946

SOCIAL PROTECTION IN WESTERN CITIES

By EDWIN JAMES COOLEY

Western Area Supervisor of Social Protection Division of the Federal Security Agency

It has been said that war, in addition to causing great and tragic human and social losses, often brings about some human progress. Certainly some of our social gains have occurred during such periods of crisis.

War and other crises tend to bring to light existing problems in our community living, as well as intensifying them. Due to our increased sensitivity during such periods, we seem to be made more aware of our enemies be they persons or undesirable social and economic conditions. World War II increased the number of problems facing communities. Over-burdened housing facilities, inadequate protective resources, and economic and social maladjustments were some of the perplexing problems confronting public officials. However, due to the war psychology and patriotic fervor communities and their citizens were far more willing to support drastic action against these evils, created, intensified, or illuminated by our national emergency. Our recent experiences demonstrate beyond doubt that, when an undesirable social or economic condition in a community is clearly recognized and its seriousness appreciated, official action against it will be taken and such effort will receive citizen support.

One of the community problems upon which our recent military focused public attention was social delinquency as manifested in prostitution, promiscuity, and venereal disease. The medical profession had long recognized that venereal disease was a serious threat to our national health and welfare. Social thinkers had long realized that condoned or legalized prostitution was a cancerous growth in our communities. Local, state, and national officials had for many years battled or weakly accepted organized prostitution and its attendant evils, corruption, adult crime, juvenile delinquency, and economic and social waste. Unfortunately, concerning both evils, the average citizen had no opinion or one founded on insufficient or erroneous information.

It required a national emergency to shake communities free of their lethargic attitudes toward venereal disease. In total war it received rightful recognition as a destroyer of manpower and a saboteur of the war effort. Military and Selective Service records were instrumental in focusing public attention on this evil. Of the first 2,000,000 men examined 95,000 were discovered to have syphilis and the estimated incidence of gonorrhea was much greater. During the period 1940-1942 venereal disease was responsible for some 300,000 servicemen being incapacitated for an estimated 4,000,000 days. It was recalled that during World War I venereal disease caused more casualties than enemy action. During the 26 months from Pearl Harbor to February 7, 1944, the Germans and the Japanese killed 36,000 Americans. Syphilis killed 33,000 Americans at home during the same period.

The spotlight of public attention also revealed that the prostitute constituted the major source of venereal disease. Houses of prostitution were named as the contact in 80-90 percent of all reported cases of venereal disease. These figures and other studies clearly demonstrated the inefficiency of "medical control" and the large infection potential of a segregated district.

The problem recognized and its seriousness demonstrated, action by the Federal Government followed. In order to strengthen local laws and action, and if necessary to serve in lieu of them, the May Act was passed by Congress in 1941. A program of cooperative action was formulated by the Army, Navy, United States Public Health Service and the Social Protection Division of the Federal Security Agency. The latter division was established to work with states and their political subdivisions to secure the repression of prostitution and promiscuity, the control of venereal disease, and the redirection of sex delinquents.

The Federal Government then called upon the states and their subdivisions to cooperate in this program; to examine conditions in their localities and to take action necessary.

The response to this request in the Western Region of the Social Protection Division (comprising the States of Arizona, California, Nevada, Oregon, Washington) has been particularly significant.

In this area prostitution was not only considered as an inevitable evil but it was also deemed to be a necessary part of community living and was rooted in the heritage of pioneer life and a single man's economy. The recognition and toleration of it represented a mass violation of state and local laws in all but one of five states. Although some groups and communities opposed prostitution it was advocated just as vigorously by others as a social institution, a method of protecting the good women of the community and controlling venereal disease. Of course, in some instances the reasons for its toleration were more basic and far less altruistic, since organized vice was well entrenched in many of the larger communities in the region.

In view of the heritage of the West, the expressed "public opinion" and the deep roots of the evil, the repression of prostitution in this region appeared at first glance to be an unobtainable goal. However, such pessimism failed to take two factors into account. The first, that many social evils exist because the majority of citizens of a community lack sufficient, accurate information on their causes, affects, and methods of cure. The second, that given such information communities will support aggressive, intelligent action by their officials in attacking such problems.

The story of the repression of prostitution in the western environment is one of the spread of current information on the etiology and treatment of venereal disease, and the causes, affects, and treatments of sexual delinquency (prostitution and promiscuity). First there was an emergency-induced attention to the problem, then action for its solution.

In terms of an over-all regional picture the progress has been impressive. Prostitution has been repressed in some 300 communities. More than 1,700 houses of prostitution have been closed. An incalculable number of systems of call-girls, taxicab, hotel, and tavern facilities have been smashed. Improved programs of health and law enforcement have been established in communities. Programs of redirection of delinquents have been instituted.

Official and unofficial agencies and individuals throughout the region played important roles. The governors of each of the five states called conferences of law enforcement and health agencies for the purpose of explaining the program and enunciating state policy and cooperation. Local officials not only carried out their responsibilities, but also, through increase in staff and facilities, and improved personnel, increased the ability of their offices to contribute to the program. Since the effort had to be a cooperative one and community-wide to be successful, programs and procedures of interagency cooperation have been developed.

Significant contributions were made by union and trade associations, and private organizations. Programs of self policing were established on a state and local basis by the liquor industry, hotel and tavern owners and operators associations. Labor unions adopted programs of group blood tests and bartenders cooperated in contact tracing. Although the leadership usually came from the officials of the community, private welfare and related agencies conducted experimental programs of the redirection of sex delinquents and contributed to interagency cooperation in the community.

These efforts were not only good in and of themselves, but they also had a cumulative affect. As steps were taken to repress prostitution, they revealed other inadequacies in the community. Unsatisfactory detention facilities, antiquated court procedures, the lack of protective services and social treatment facilities were brought to light. Due to focused public interest on the problem and the obvious good accruing from the initial steps toward its solution, the communities adopted additional and more constructive measures.

Of course, the road to repression of prostitution and promiscuity was not an easy one. It was temporarily blocked in many communities by outright official opposition or by lip service to the program accompanied by undercover opposition. In other areas due to inadequate personnel and facilities the establishment of the program was slow and sometimes the result not all that was desired. However, in none of the 300 some areas was prostitution so entrenched or protected that it did not fall before an enlightened citizenry under the leadership of aggressive officials. Experience demonstrated that given adequate leadership and information, the average citizen supports action against undesirable community conditions.

In view of the general acceptance of prostitution as a necessary community institution the progress made in all of the communities in the Western States is significant and outstanding. However, in some areas the conditions at the beginning of the program were so bad or the action taken so progressive that they deserve special mention. This specific citation is not only well deserved, but it is also hoped that the methods used will be of assistance to other communities with similar problems.

In 1941 prostitution was not illegal in the State of Nevada and it was honestly advocated by many citizens of this state as a method of preventing rape, controlling venereal disease, and as a necessary social institution. After an intensive educational program stemming from a conference called by the Governor, action was taken. With a slowly developing realization of the evils of prostitution and as a contribution to the

war effort the communities in Nevada passed local ordinances outlawing prostitution for the duration. It is interesting to note that the Cities of Reno and Las Vegas have taken action since the end of the war to continue its repression. The experience of four and one-half years demonstrated to these communities that repression did not increase sex crimes, that venereal disease did decrease, that prostitution was not necessary, and a better, more easily administered municipality resulted from its repression.

> Watson B. Miller, National Administrator of the Social Protection Division of the Federal Security Agency, last month reported that about 27 percent of the communities which closed houses of prostitution during the war have permitted them to reopen, and that venereal disease infections are again increasing. In a letter dated February 5th, to governors of western states, he asked them to "call upon the agencies of your administration and of the several communities within your state to redouble their cooperative efforts to control prostitution, promiscuity and venereal disease."

The social protection program of communities in Arizona has been particularly effective, especially in the larger areas of Phoenix, Tucson, and Cochise County. However, it required an aroused citizenry stimulated by education and "out-of-bounds" action by the nearby Army Air Field to institute the program in Phoenix. This civic action resulted in a change of administration. With the continued support of the community and state officials a particularly effective program is in force.

Prostitution was deeply imbedded in communities throughout the State of California. In addition many of the cities in this State were social and economic victims of the emergency through tremendous influxes of population, great numbers of military and naval centers, and mushrooming war industries. Wide-spread prostitution and promiscuity had to be battled with overburdened community facilities and resources. However, the response of the municipalities, particularly Los Angeles, San Diego, San Francisco, and Sacramento was immediate and enduring. Although to a greater or lesser extent all communities in the State repressed prostitution and instituted venereal disease control programs, the achievements of these cities are outstanding.

In addition to the initial necessary steps of repressing prostitution and promiscuity and building protective programs, steps were taken against the roots of sexual delinquency. Psychiatric clinics, systems of referral of delinquents for social redirection, treatment centers, improved court and probation procedures and special women's courts were established. Other crucial points in the social front were strengthened through public education, self-policing by bars, taverns and hotels, and strengthened and extended medical facilities.

The conditions in the States of Washington and Oregon were similiar to those in California in that there were the same problems of large military and production centers, overburdened community facilities and entrenched vice interests. Cities such as Tacoma and Seattle, Washington, have been outstanding in their efforts to establish effective social protection programs.

In addition to action taken by officials in many cities in Oregon such as Pendleton, Medford and Portland, private organizations have contributed much to the social protection program in this state. The Portland City Club, Civic Action Incorporated of Portland, and the Oregon Tuberculosis Association have carried on effective campaigns of state and community education organization.

Despite strong initial opposition, real progress has been made in the repression of prostitution and promiscuity, and in the establishment of rapid treatment centers, and redirectional services Here again communities have found that prostitution is unnecessary, and that social and economic conditions are improved by its removal Recently the members of the Chamber of Commerce of an Oregon city waited upon their mayor to tell him they did not want prostitution to return. With is removal delinquency and venereal disease had decreased, sex crimes had not increased, and there was just as much business in the stores and shops.

This social evolution in the western region has demonstrated that given the facts citizens will support and demand aggressive action by their officials in attacking a problem, even one of long standing. It also shows that there is no evil so deeply rooted that it cannot be eradicated from the community when attacked by such action.

The social protection story is not completed. Only the first chapter has been written. There is every indication that communities which have repressed prostitution and promiscuity during the war years are carrying on and will continue to do so. This is particularly true of municipalities in which a sincere, aggressive social protection program has been carried on. It is here that the gains from repression have been most obvious. Not only has a social evil been eliminated, but its attendent problems of corruption, crime, juvenile delinquency, and venereal disease have been reduced. The community officials have discovered that their duties are made easier by its elimination. The citizens have found that the anticipated increase in sex crimes did not occur and that prostitution is unnecessary. Save for selfish and vested interest there should be little pressure for its return. To date these interests have remained in the minority in this region.

However, experience during the last four and one-half years has substantiated belief that venereal disease, prostitution and promiscuity are the manifestations of a more deeply rooted ill. They are evils per se and must be attacked, but the effective

method is to get at their antecedent—sexual delinquency, be it called juvenile or adult. The causes not the end results must be eradicated.

In this task lies the challenge to communities now and in the future. The military emergency may have passed, but the social crisis still exists. The official agencies of the community must be so organized, staffed, and operated that the delinquent will be discovered, prior to a serious offense if possible, treated and redirected, and assisted to avoid further delinquency through personal adjustment and community improvements to decrease social hazards. Police departments must vigorously assume the responsibility for preventive police work. Courts through acceptance of responsibility, scientific systems of probation and pre-sentence investigations must dispose of cases so that the effect on the individual will be curative. The health facilities of the community must be expanded and contribute through referral systems to the social redirection as well as the medical cure of the infected person. Adequate, rehabilitative institutions and scientific systems of parole must be provided. Through cooperative action by all units within the community the pressures upon the individual toward delinquent behavior must be reduced.

SAN FRANCISCO PARENTAL SCHOOL

What parents attend?

1. Parents in municipal court, who have been arrested because of neglect of children or other illegal acts detrimental to the welfare of their children. The children may be in no way delinquent as yet. Parents are given the alternative of serving a heavier penalty or attending the full course of lectures and lessons in the Parental School.

2. Parents summoned to the juvenile court because of delinquency of children. They may attend the school or be held for contributing to the delinquency of the children.

3. Any other parents or citizens who are interested may attend and many actually do attend occasionally as a matter of interest.

Where are classes held?

1. The classes are held in the auditorium of the Health Building at 101 Grove St.

When are classes held?

1. The classes are held on Monday evenings from 8 to 9 o'clock. There are eight lectures in the course.

By whom are talks given?

1. The various talks are given by representatives of the Health Department, Eucation Department, District Attorney's Office, Recreation Department, Churches, U. S. Employment Service, and by psychiatrists and other specialists who have an effective message for such parents. A school principal presides

What are the topics of the talks?

Parents are informed as to their responsibilities for their children and as to the facilities and services which they can call upon in trying to meet the various problems that confront them.

The responsibilities emphasized relate to: Legal responsibilities, School attendance, recreation, Health, Preparation for a job, etc

How are these lessons received?

The whole tendency is for parents to express appreciation of the enlightenment they are receiving. Some parents come to the meetings even after they have been officially informed that their obligation has been met There have been no "repeaters" so far. A questionnaire is sent to all parents who have been required to attend the school, to get their reactions as to the value they have found in the talks. Typical responses are: (1) that they feel that the school meets a real need; (2) that the school should be a permanent institution; (3) thanks for the great kindness shown by those handling it.

Whenever parents request it they are given private conferences in regard to their special problems with their children.

Cost of the school?

To the present time the school has been conducted without cost to the city since those who are assisting are glad to make their contribution. The movement is under the auspices of the Coordinating Council.

Legal authorization?

Section 702 State Institutions and Welfare Code.

Proposed Courses for School of Parent Instruction

1. The legal responsibility of the parent.
   a. To the community
   b. For maintaining a home
   c. For supervision
   d. For adequate care

   Instruction furnished by District Attorney, Juvenile Court

2. The parent's responsibility for the child's health.
   a. What diet?
   b. How much rest, play, work?
   c. Dental hygiene
   d. Personal hygiene, communicable disease

   Instruction furnished by Department of Public Health

3. The parent's responsibility for maintaining an adequate recreational program
   a. What is good recreation?
   b. How can it be maintained?
   c. What are the harmful aspects of recreation?
   d. How can the parent participate in the child's recreational program?
   e. The parent's own recreation program

   Instruction furnished by Recreation Commission

4. What are the community facilities for?
   a. Maintaining health
   b. Providing recreation
   c. Enforcing the law
   d. Learning a trade
   e. Advising a parent
   f. Helping the child

   Instruction furnished by Council of Social Agencies of Community Chest

5. Your child's school career.
   a. The relationship of the school to the home.
   b. Opportunities for help and advice.
   c. His school habits.
   d. Training for his future.
   e. Formation of good habits for pre-school child.

   Instruction furnished by School Department

6. The relationship of the church to the home.
   a. The church and family life.
   b. Spiritual training and guidance.
   c. The facilities of the church for recreation.

   Instruction furnished by San Francisco Conference of Christians and Jews

7. The child's emotional life.
   a. Danger points.
   b. How to cope with emotional problems.
   c. How to understand your child.
   d. How to get help.

   Instruction furnished by Dr. Malcolm H. Finley

8. The importance of a job for your child.
   a. How to train him to hold a job.
   b. Community facilities for getting a job.
   c. What kind of a job should he have?
   d. What should be expected of him on the job.
   e. When should a child work?

   Instructor furnished by U. S. Employment Service

The Tax Digest—4-46

PLAYGROUNDS vs. CHILD DELINQUENCY

By WILL BAUGHMAN, California Taxpayers' Association

During the past quarter century the provision of recreational facilities has become a recognized function of local government. It has emerged from the "desirable but unnecessary" class into a standard and accepted function comparable to libraries and similar activities.

During this same period, recreation expenditures have increased at a rate greatly in excess of the increase in population or of assessed valuation. These increases are reflected in Table 1.

This trend in increased expenditures for playground and recreation is illustrated in the case of a large California city. That city was one of the first in the Nation to establish a recreation program, and is considered, nationally, as having one of the best recreation programs.

More than 20 years ago the citizens of that city voted $1,500,000 in bonds and, in addition, set aside a 4 cent levy on each $100 of assessed valuation for the installation and operation of playgrounds and recreation. Later, an additional $1,000,000 in bonds was authorized and the levy was raised to 6 cents per $100 of assessed valuation. In addition, a large amount of playground construction and improvement was accomplished through WPA projects.

Further expansion of the playground and recreation program is now being proposed. An additional bond issue of $2,500,000 and an increase in the tax levy from 6 cents to 8 cents or even 10 cents are being urgently advocated by various groups. Similar proposals for expansion can be anticipated in other jurisdictions.

As a rule of thumb, it may be stated that a playground costs about $100,000 to acquire and equip, and $10,000 per year to operate with but one man and one woman director, but not including replacement costs. Therefore, playground expansion should be carefully considered.

During its pioneer stage, much of the recreation program was advocated for its assumed value in combatting juvenile delinquency. Well meaning persons quoted unsupported opinions of others but made no attempt at critical evaluation of just how and to what extent juvenile delinquency was actually controlled by establishing playgrounds. What was merely an assumption has been widely accepted as a proven fact. It is with the problems connected with such an evaluation that this article is concerned.

Table 1

Expenditures for Growth of Recreation in California Cities

	1920	*1940*	*Percentage increase*
Number of cities	252	285	13
Population of cities	2,502,500	5,020,850	101
Assessed valuation of cities for local taxation	$2,679,362,498	$5,361,084,305	100
Operating expenses, playgrounds	579,356	3,758,763	549
General recreation	239,342	1,325,488	454
Parks and trees	1,622,995	4,525,274	179
Capital outlays	297,976	1,278,456	329

The citizens of California have not been parsimonious where expenditures for youth are concerned. If the further expansion of playgrounds is for the purpose of increasing the enjoyment and pleasure of our youth, then such proposals should be advocated on that basis rather than on some other.

For many years the more competent and able administrators of playgrounds have not used the "child delinquency" argument, but have discussed recreation on the same basis as parks, museums, and libraries. There is but one factor supporting the present use of this theory, which is: It is obvious that when a child is kept busy on a playground, he will have no time for mischief which may lead into delinquency.

Before proceeding further, the definition of terms is imperative. The present definition of "recreation" is limited to governmentally supported and operated facilities and programs. Commercial recreation is an important factor that should be given consideration; however, because of a lack of space, it will not be considered here.

The term "recreation" is so broad that even workers in the field use it in a confused manner. Recently a professional survey, limited to the subject of juvenile delinquency and the recreational facilities needed for its control, was made by a large governmental agency. In confusing all recreation with that portion that may or may not affect delinquency, the preparers of this report naively proposed a golf course as a deterrent of juvenile delinquency. A golf course may well be a part of the recreation program, but no serious claims for delinquency prevention can be made on its behalf. The same survey proposed establishment of a subsidized mountain camp for low-income families. This proposal ignored the fact that case histories and court records almost universally show that the major portion of delinquency in unbroken homes is connected

with the breakdown of the family and with a hating or hated parent. Such families could not easily be persuaded to participate in the semi-institutionalized program of a public camp.

Recreation has at least three major objectives: (1) enjoyment and rest, (2) personal development and enrichment of life, and (3) accomplishment of certain social aims. It is important to remember that any formal or informal recreation program can be applied only in the public's leisure hours.

Those publicly supported facilities that are used for enjoyment and rest include parks for scenery, beautiful surroundings, picnics, lawn bowling, golf, or tennis. Also of this type of recreation are beaches manned with lifeguards and maintained in a clean condition by public funds. In some cities, airports for private planes or ski runs in some mountain areas or regular community dances and concerts are in this category.

It will be readily noted that in all of these examples there is no master schedule of events. The citizens may use the facilities as much or as little as he desires. There are no organized classes and supervision is confined to the protection of public property, to enforcement of laws and ordinances, and to the prevention of accidents.

Insofar as juveniles are concerned, their participation, save for swimming and dancing, is minor. Usage is largely by adults who may come long distances to enjoy these publicly provided facilities. Museums, art galleries, and libraries, as well as concerts, festivals, and pageants, also belong in this category.

In the second class of facilities are those important in personal development and enrichment, such as photo or pigeon clubs, archery, and other handicrafts and instruction. Many of these activities, as far as juveniles are concerned, are part of regular junior high, senior high, or junior college programs. This category includes the organization of group activities in the form of clubs or teams. The clubs are usually patterned after the well known boys' clubs, Camp Fire Girls, or Boy Scouts. The teams may be in baseball, basketball, tumbling, or some other sport. Occasionally junior chess teams have been organized. Both qualitatively and quantitatively, the playground clubs are comparable to those organized and directed by high school teachers. Insofar as juveniles are concerned, the playgrounds frequently duplicate the special sports, clubs, and handicraft features that are both curricular and extra-curricular in the schools, or in Boy Scout, Junior Airmen, and other group programs.

The third phase of a recreation program is the attainment of certain social objectives. These include: (1) better physical development of youth, (2) lowering the traffic accident rate by providing space for off-street play, (3) developing a spirit of social cooperation through team play, (4) lowering the juvenile delinquency rate by keeping the potential delinquent busy.

Rather appalling statistics have been presented relative to the large number of youths who have been rejected by the draft board as being physically unfit. The establishment of more playgrounds is being advocated to correct this condition; however, a short examination of this matter discloses that, almost universally in California, the junior and senior high schools have physical education programs in which all students regularly participate. For this reason, any statistics as to the accomplishment of playgrounds in increasing the physical fitness of youth are open to serious doubt. The effect of the school program cannot be separated from the athletic and physical education program of the playground in sufficient degree to permit definite conclusions on the effectiveness of this phase of recreation programs. The effect of a better diet and of increasing health knowledge in the family may have a more important effect on health than all of the activities of any particular program.

A reduced traffic accident rate will be achieved if the playground adjoins the school. However, where main arteries must be crossed going from the school to the playground, a serious traffic hazard is created. A poorly placed but well attended playground may even increase the hazard and the traffic injury rate.

Juvenile traffic accidents in Los Angeles City indicate that about half the accidents to children involve juvenile bicycle riders. See Table 2.

An important consideration is that the principal use of the playground by juveniles is immediately after school. Yet this causes these children to be on their way home from the playground at the time when most traffic injury accidents occur. In at least one large city, that is from 4.00 p m. to 7.00 p.m.[1]

The facilities available at playgrounds for developing team work and a spirit of social cooperation are substantially the same as those that are available through the Camp Fire Girls, Girl Scouts, or similar programs for girls, and the boy's clubs, Boy Scouts, or similar organizations for boys. As a rule, very scanty attendance records are maintained at playgrounds. Various directors readily admit the need for better records, but they insist that they have too full an assignment to maintain proper records themselves. How they can program and operate special youth groups and clubs, which call for much original thinking and planning, without such information has not been made clear. Such programs are vital. The uniform experience of adult leaders of organized youth groups has been that if a program is not prepared and put into effect, a youth group will rapidly degenerate into a gang.

[1] The serious student of this phase of the problem is referred to the very complete traffic accident statistics given in the annual report of the Los Angeles Police Department

Table 2

Juvenile Traffic Injury Accidents to Children in Los Angeles

		Boys		Girls	
		5-9 yrs.	10-19 yrs.	5-9 yrs.	10-19 yrs.
Pedestrians	1944	266	183	126	139
	1943	279	210	127	162
	1942	189	178	99	98
Total pedestrians		734	571	352	399
Boys, girls		1305		751	
Bicyclists	1944	44	202	9	32
	1943	22	203	5	27
	1942	26	293	3	35
Total bicyclists		92	698	17	94
Boys, girls		790		111	

It is in this field of continuous group work and in individual coaching that any important prevention of delinquency is to be expected. Only by such methods can the child be kept so busy that he has no time for delinquency.

One large probation department has organized about a score of such groups and has assigned probation officers to guide the programs and the activities for delinquent and predelinquent groups with the hope that weekly inspiration would carry over into the activities of the rest of the week.

There is an obvious weakness in the assumption that weekly attendance at guided social activities can offset the many other factors that contribute to delinquency.

It is interesting to note that participation in supervised playground activities is not large. This is the only type of playground activity for which any delinquency prevention value is claimed. In a Chicago study, described later, it was found that over a one-year period, the average participation in supervised activities was but one hour per participant per week. During a one-year period, from 43 to 87 percent, depending on location and season, of the 10- to 18-year old boys living in the area, participated in some form of supervised recreation. The percentage of girl participation was much lower. Spot checks of California recreation attendance and usage of facilities indicates that careful research will probably show that comparable situations are common in California.

Many exhaustive studies have been made of the background of delinquents and these studies agree on many points. Almost uniformly those youthful offenders who enter on a long career of crime have certain distinguishing characteristics. These include defective heredity, shattered or undesirable homes, bad companions, and an appalling lack of interest in normal youth activities. Almost without exception, they are extremely self-centered.[2]

The conclusion of most of the voluminous research in this field is that those juveniles whose criminal activities will probably extend into adult life require highly specialized treatment programs in which skilled psychiatric guidance is an important ingredient. This is obviously outside the field of a playground and recreational department.

The fallacy of most statements that playgrounds prevent delinquency is the usage of a single factor in a highly subjective manner so that proper consideration is not given to other important variables.

Few persons agree on the definition of juvenile delinquency; therefore, much confusion has arisen in discussion of the subject. Insofar as the present article is concerned, we refer to those cases that have become matters of official record either by filing in the juvenile court or by "unofficial" probation by police, sheriff, or probation department. "Unofficial" probation occurs in cases in which the agency makes a record but does not make a court filing.

As a matter of clarification, it should be remembered that nearly all juvenile court filings for delinquency are for such serious crimes and misdemeanors that had an adult committed them he would face a prison or jail sentence. Seldom, indeed, save in those counties where the court requires filing on all cases, is a youth brought before the court for a mere boyish prank. Nearly all probation departments have established adequate procedures to prevent filings on such cases.

This definition is further narrowed to youths under 18 years of age for the following reasons. Legally, the term "juvenile" applies to all minors under 21 years of age; however, the California law makes a definite distinction in the treatment of those over and those under 16, and it has another definite distinction relative to prosecution in the superior court for those over 18. Then, too, many jurisdictions report the number of juvenile cases under 18 separately from the older youths. As playgrounds, and particularly neighborhood playgrounds with supervised programs, are largely used by youths under 18, this definition is further narrowed to this age bracket.

[2] The reader is referred to "After-Conduct of Discharged Offenders" by S. and E. T. Glueck, and to "The Individual Delinquent" by Wm. Healy.

Even with this narrowed definition, great care must be taken in making comparisons between counties, since judicial policy or police arrest policies affect the statistics to such extent as to render them meaningless for comparison purposes.

One California county has for many years had a policy of exhausting all means before an official filing is made. In this county, the ratio of juvenile filings to adults is about one to four. In another county, the law enforcement policy is to file on all juvenile cases including all traffic citations, with the result that the statistics of this particular county show three times as many juvenile filings as adult filings.

Children who become lost, whose parents have been in an accident, whose home has been burned, are properly placed for temporary care in the detention home. The usual practice is merely to register them and almost never to make an official filing; yet in one county, by court order, an official filing with its permanent juvenile court record is made on each and every such unfortunate child who has not by the slightest stretch of the imagination committed an offense against society.

JUVENILE DELINQUENCY AND CRIME PREVENTION

Sponsored by Department and Committee Chairman of the General Federation of Women's Clubs

NOTE.—This program was compiled in Washington after an extended trip around the country, visiting various State federations and other groups.

The women were so perturbed over the increase in juvenile delinquency that an immediate program was deemed essential.

The procedure suggested should be started at once. If the club has disbanded for the summer, the president should call together the various chairmen of departments and committees corresponding to those listed below and permit the women to function as a committee.

SARA A. WHITEHURST, President

Facts

The fingerprint arrest records received at the FBI during the 1942 calendar year showed a 55.7 percent increase in arrests of girls under 21 years of age, from 9,675 in 1941 to 15,068 in 1942.

Arrests of girls under 21 last year for prostitution and commercialized vice showed a 64.8 percent increase; for other sex offenses 104.7 percent; for vagrancy 124.3 percent. Women arrested for prostitution are frequently charged with some other sex offense or vagrancy, and combining the arrests for prostitution with other sex offenses and vagrancy the overall percentage increase in the arrests of girls under 21 was 106.5.

According to the fingerprint records, arrests of girls under 21 for disorderly conduct showed a 69.6 percent increase, and for drunkenness 39.9 percent.

Although the total arrests of males under 21 last year showed a 3 6 percent decrease, arrests for some offense classes showed pronounced increases. For example, the arrests of boys under 21 years of age for assault increased 17.1 percent; for rape 10.6 percent; for carrying concealed weapons 15.5 percent; for gambling 14.6 percent; for disorderly conduct 26.2 percent; and for drunkenness 30.3 percent.

Male arrests for age 18 were higher than those for any other age. This differs from the record for 1939-41, which reflected most arrests for age 19. In 1942, the predominant age groups in respect to frequency of arrests were 18, 19, and 20, in the order named, but in 1939-41 the corresponding ages were 19, 18, and 21. For females, age 22 was the predominant age in frequency of arrests during 1942 as well as in 1939-41. But the shift to lower age levels among females arrested is seen in the fact that in 1942 the predominant age groups in respect to frequency of arrests were 22, 21, and 18, in the order named, whereas during 1939-41 the corresponding ages were 22, 23, and 24.

In a number of instances the arrests of males and females under 21 during 1942 showed opposite trends. For example, arrests of males under 21 for criminal homicide declined 1.3 percent, while girls under 21 arrested for these offenses showed a 29 6 percent increase. The number of young men less than voting age arrested for larceny decreased 11.5 percent, while girls under 21 arrested for such offenses increased 27.5 percent.

The decrease in male arrests for certain types of violations is undoubtedly partially attributable to the fact that several million males are in the armed services of the Nation. Judging by the substantial increase in female juveniles arrested and fingerprinted, there is a deplorable lack of parental guidance and discipline in many homes.

The records reveal that youths commit a large proportion of the total offenses against property. During the 1942 calendar year, there were 120,055 persons of all ages arrested and fingerprinted for robbery, burglary, larceny, auto theft, embezzlement, fraud forgery, counterfeiting, receiving stolen property, and arson; and 44,298 (36 9 percent) of those persons were less than 21 years old. Fifty percent of the burglaries and 58.4 percent of the auto thefts were committed by individuals under 21 years of age.

It is worth noting that these figures on the extent of youthful participation in crimes are extremely conservative for the reason that in some jurisdictions juveniles are not fingerprinted when arrested.

In some communities the over-all increase in crime by youths is in excess of 60 percent. Local law enforcement agencies are confronted with many additional duties in wartime, and often there are rather sudden increases in the population of individual communities without proportionate increases in police personnel. To make the problems of law enforcement agencies even more difficult, they have lost many of their most capable and experienced personnel to the armed services or to National defense industries

The FBI records indicate that half of the persons arrested and fingerprinted in 1942 already had criminal fingerprint cards on file. In other words, once a person starts down the path of crime there is at least an even chance that he will continue The delinquent of today is likely to become the habitual criminal of tomorrow, a human parasite.

Groups and individuals heretofore engaged in crime prevention work should not lessen their activities during wartime, but rather should redouble their efforts and thus contribute to keeping the Nation strong on the home front.

Objectives

1. To reduce delinquency and crime among youth.

2. To provide for cooperation between law enforcement agencies and all other groups whose activities are crime preventive in nature or purpose.

3. To provide for coordination of the efforts of existing agencies in order to eliminate duplication or overlapping of effort; to get maximum results with existing agencies.

4. To provide worthwhile sparetime activities for youth.

5. To make better citizens of youth.

6. To reduce the possibility of a post-war upsurge in crimes of violence similar to that experienced in the twenties.

Procedure

1. Study the local problem of delinquency and crime among youth. Define it as clearly and in as much detail as possible. The problem in any single community may be much more acute than in the Nation as a whole. Use:

a. Police records.

b. Juvenile court records.

c. Records maintained by any other official or private juvenile agency. These records should furnish the best factual data as to the extent of the problem locally. In the event adequate records are not maintained, arrangements should be made so that such records will be maintained and reports compiled showing the extent of the juvenile crime problem and increases or decreases in the future.

2. Coordinate the programs and activities of the several official and private agencies which seek to direct the energies of youth along constructive channels by setting up a coordinating council, consisting of representatives of each of the groups and organizations dealing with youth. Such a coordinating council would hold periodic meetings in order to work out the procedure for eliminating duplication of effort and for getting maximum results along crime prevention lines with existing agencies, as well as to consider specially the case of any juvenile brought up by a member of the council.

3. Determine whether there has been a substantial increase in the population as a result of wartime changes in the economic status of the community, and whether there has been a corresponding increase in the police personnel.

4. If the size of the city warrants, a crime prevention unit should be established in the local police department, whose function will be to eliminate those factors contributing to juvenile delinquency, discover delinquents and potential delinquents, and cooperate wholeheartedly with other public agencies and civic groups active in promoting the welfare of youth In smaller cities, where the establishment of a separate crime prevention unit in the police department is not warranted, cases involving youths should be assigned to the officers best qualified to handle them

5 Arrange to ascertain the sections of the community furnishing the largest proportion of delinquents. Also ascertain the existing recreational facilities in those sections of the city and whether they are adequate.

6. Work for strengthening, and if possible expansion, of programs of agencies which furnish wholesome sparetime activities for youth, such as, schools, recreation department of local government, churches, and other private agencies

7. Seek to reemphasize the character building functions of schools and churches.

8. Make a survey of part-time work performed by boys and girls of school age to see that the kind of work on which they are employed is suited to their age and capacity, and that the hours for which they are employed are not excessive. Encourage thrift.

9. Check on the problem of truancy. Present economic conditions cause migration of many families, and such disruptions may lead to truancy with the danger of development of delinquency and crime.

10. Encourage boys and girls over the age of compulsory school attendance laws to continue their education. The prospect of "easy money" resulting from boom conditions may cause some to decide to defer their education. The danger lies in the fact that most of them are unlikely to resume their education at a later date. Also "easy money" is likely to be spent unwisely.

11. Encourage church groups to intensify their efforts to increase the number of boys and girls brought into the Sunday school. Special emphasis should be placed on reaching those apparently most in need of the influence and training provided by the Sunday school. Similarly, churches should aim to reach more of our youth through the young peoples leagues of various types and through other group activities for youth sponsored by the churches.

12. Seek to impress on parents, through parent-teacher associations and other groups, the importance of home discipline, guidance, and control of youth, especially during wartime, when the force of circumstances seems to be in the direction of weakening the influence of the home and increasing the temptations in the path of youth. Parents, regardless of their natural confidence in their children, should analyze the problem as it pertains to their home; take an inventory of the amount of unsupervised time on the hands of their children, and make doubly sure this time is spent in wholesome activity.

13. Carry on a program designed generally for the purpose of maintaining high standards on the part of the local police, prosecutors, and courts.

14. Enlist the aid of local newspapers in all phases of the program. If the program is to receive the support which it deserves and which is essential to maximum results, it is necessary that the citizenry generally be thoroughly acquainted with the problem and be encouraged to make a constructive contribution to its solution.

15. All phases of the program should be carried on in a tactful and helpful manner so that the officials of the various agencies who are approached in connection with the program will be inclined to give their wholehearted cooperation and assistance

16. The project should be continuing in nature.

Miscellaneous

As far as possible the aim should be to provide youth with something to do of such a nature as to make them feel useful, particularly in reference to the National war effort.

There should be community provisions for recreation, job placement, and guidance.

Youth should be impressed with the importance of not having a criminal record. Lack of discretion in youth may result in lifelong handicap to the individual.

The cost of crime amounts to several billions of dollars annually. With a constantly rising National indebtedness, the people of the United States can ill afford the additional, hidden tax which results from crime and criminals Therefore, expenditure of money and of time on crime prevention activities is the best possible sort of investment. It should reduce the cost of crime and also prevent thoughtless youth from carelessly following the primrose path to degredation and ruin.

The American Magazine—3-46

THE RISING CRIME WAVE

By J. EDGAR HOOVER, Director, Federal Bureau of Investigation

Our war is not over. It merely has shifted from a fight against criminal armies on the foreign fronts of the world to a fight against an army of criminals on the front of law enforcement here at home. This is not an idle figure of speech. There in an army of at least 6,000,000 criminals in the United States today—one criminal for every 23 inhabitants of the Nation. Their fingerprints and the records of their arrests are in the files of the Federal Bureau of Investigation at Washington. It is an army larger even than that which did the actual fighting against the Germans and the Japanese.

The criminal ranks of America, already going into action against you and your children, are being reinforced by juvenile delinquents who are coming of age. They are the neglected sons and daughters, in many cases, of parents who worked for four years in war production plants in congested industrial centers. Some are the pampered and

irresponsible victims of too progressive educational systems. Many of them are now prepared through experience to engage in big time crime.

More 17-year-old boys and girls are being arrested than any other age group. The arrests of girls under 18 years have increased 198 percent since the last peacetime year of 1939, while arrests of boys under 18 have increased 48 percent for murder—70 percent for rape, and 39 percent for robbery. Many of these are the gangsters of tomorrow; their real menace will not be felt until they join the rank of organized crime.

Everybody knows that crime is on the increase. The latest monthly figures for the year just ended revealed an increase in serious crimes of 19 percent over the same month in 1944. There were 32 percent more murders and 38 percent more robberies. But this upward swing of lawlessness is a mere ripple as compared with the tidal wave of crime that will roll upon us very soon unless every law-abiding citizen exercises unceasing vigilance and reports every criminal manifestation, no matter how trivial, that comes to his attention.

During the period of the war emergency, to date, the FBI received more than 1,000,000 informations against potential enemy aliens and other subversive persons, and these proved of incalculable value in our prevention of sabotage and espionage. If, in this war against crime, every citizen is as cooperative with his own police department or county sheriff as he was with us, we will go a long way toward defeating the sinister forces here at home. It is true that a crime wave usually follows every war, but this one we face today may engulf us with unprecedented rapidity and magnitude because of some new factors in our social life.

Never have there been such revolutionary changes in our economic system or so many threats to its stability. Subversive forces are powerful and active. If further unrest is stirred, if strikes continue and unemployment becomes widespread, hundreds of thousands of persons who normally would not defy law and order may join the ranks of crime in disgust or to provide for their families

Never have our soldiers fought so long and hard in a war. If they should become embittered by economic adversity, some of them may become gangsters, preying upon those who did not serve.

The menace of the crime wave is intensified by the tragic fact that we are ill-prepared to cope with it. The jails and prisons of the Nation—the dikes against the criminal flood—are in many cases dilapidated, antiquated, and badly managed. Many a prison guard is of lower intelligence than the criminals he guards, and many a warden, appointed by venal politicians, has no more qualifications for rehabilitating and disciplining hardened criminals than the captain of a garbage scow. Such guards and administrators abuse and molycoddle criminals and make them more dangerous than they were when convicted. They and the broken-down prisons which they mismanage are responsible for the increasing number of escapes.

The record is unbelievable. One criminal escaped from a jail recently with a key fashioned from his toothbrush. Imagine a jail lock so open and frail as to yield to such an improvisation. Not long ago another criminal escaped from a jail by cutting through a steel wall with a wire saw. When he fled he had $300 in cash in his pocket; he had never been searched when he entered the jail. Still another convict recently cut through a steel bar with a kitchen knife, and escaped. Bars than can be cut with kitchen knives are butter, not steel. The man who built that jail was trying to save money, not human lives. One of our agents reported recently that he had met a warden who, when he went home, always hung the key to the jail on a nail outside the front door. Anybody could take it down and walk in.

These are trivial examples of a dangerous and widespread condition. But these are the jails that are to hold the desperadoes of tomorrow.

Quite as dangerous as wooden jails and loose stones in prison walls is bad management. In one large prison, we learned recently, nine convicts escaped in one week by the simple expedient of stealing their prison records out of the warden's files and replacing them with falsified records which showed their terms had expired. What kind of a warden is it who would give convicts access to his office and records?

In still another large prison, our agents reported not long ago, the warden was giving prisoners 10-day Christmas vacations. They departed in groups of 50, like soldiers on furlough, and, on their return, if they returned, another group of 50 departed. One of these vacationists was five times a murderer and had once been sentenced to the electric chair. This did not happen 50 years ago. It happened a few months ago.

These widespread conditions exist because of you and you. Build up the dikes against the coming flood, or you will pay the price. Don't let the budget officials slight expenditures for jails and prisons, any more than you would let them slight the police. We must be interested more in the safety of society than in the convenience of a criminal or of a budget maker. See to it that jailers, wardens, and guards are professionals in their field—remakers of men, but stern and skilled guardians of their prisoners. You can act only through your county, city, and State representatives. Write to them and warn them.

The police stations of the Nation are run down—sometimes filthy and dilapidated. They destroy the morale of the men who work in them. Women's clubs can do a lot to remedy this condition, if they start now to visit such places. Their presence—and I have seen it happen—usually shames police officers into cleaning up. One visit is not

enough. Go and go again until the job is done, and then help the police to secure the facilities they need.

But even a greater demoralizing influence upon the police of America—and remember they are your soldiers in this fight against crime—are the pitifully low salaries they are paid. In cities with populations of more than 500,000, the average pay of a police officer in 1945 was $2,164, in cities of 25,000, only $1,825. The annual salaries of government typists and stenographers range from $1,900 to $2,496, more than the police officers of America get. Even a messenger in a government building, carrying letters and memoranda from office to office, may receive as high as $1,900 a year.

In a number of towns around a large industrial center, we learned a few day ago, the average policeman received far less pay than the workers in the factories. Economically they were his superiors, even though he was their protector.

At such miserable salaries, do you think it is possible to employ spirited, loyal, honest and competent policemen? An underpaid police officer with a wife and family certainly has a motive to accept special considerations. He probably is a hesitant defender of your security, when he has no security. He is less apt to be competent than a more highly paid man or he would not remain in the service.

In the FBI courses for police officers, we have broken down their duties into 100 different types, their knowledge and skills to 158 kinds, and the subjects which they must know to 333. For example, they must know the elements of the law they are enforcing, first aid, the rudiments of ballistics, markmanship, fingerprinting, fist fighting, and so on ad infinitum. It's difficult to keep such men at $2,000 a year when their services could and do command more elsewhere.

There is still a greater menance to the successful law enforcement which this new emergency requires and that is the crooked politician or the politician who places the pork barrel above the welfare of society. These politicians either corrupt policemen or destroy their morale. I must say here and now that if we are to stem the rise of crime we must take police and sheriffs, the first line of defense against terrorism, out of the hands of venal politicians. The police department must be placed, like so many municipal fire departments and school systems, in the control of a nonpartisan commission. It may be a hard job, particularly when a powerful political machine exists in a city, but it can be done if every decent citizen puts pressure on his local lawmakers.

In the course of our criminal investigations, we are constantly finding evidences of venality and corruption in politicians behind the scenes of law enforcement. In one small city recently we were forced, since we had no jurisdiction in the matter, to see an able chief of police forced out of office by unscrupulous municipal officials because he had conducted a successful clean-up campaign. The city officials were in league with a group of bootleggers whose liquor stores had been hit by the chief's campaign Trivial? The worst killers the Nation has seen sprang from traffic in illicit booze.

A more adroit strategy was employed by another politician. When a policeman raided a cafe owned by one of the politician's friends, that dignitary simply ordered the Civil Service Commission to conduct an examination of all the force for the position of sergeant. The man who raided the cafe got a grade of only 41, while the top grade was 91. But the low man got the job. Why? Because it enabled the city official unobtrusively to take him off the beat on which the cafe sold its illicit liquor. Vitrue had its reward, but consider the demoralizing effect of the injustice upon the man who got a grade of 91.

In another town, our agents learned that a patrolman engaged in a vice clean-up had worked such long hours that he caught cold and was forced to bed. While he was sick, his pay was deducted as a reprimand for his zeal. We see it every day in many towns—the protection of houses of prostitution by corrupt police commissioners, the outright discharge, through frame-up, of decent policemen who dare tamper with pin ball racketeers, liquor runners, gamblers. It is all too prevalent.

Time and again we find qualified and ambitious men in antiquated police departments who want to attend the FBI National Academy which we conduct for the expert training of police officers in Washington. They tell us their stories The commissioner may say yes, the reactionary chief or the captain say no. The good man attends On his return, his immediate superiors try to ride him off the force. They won't let him instruct other officers in what he knows Too highfalutin', they say. What they mean is that knowledge is dangerous to the venal politician they represent. But many of these young men have won out against the politician and the reactionary. One came to us without salary and ate on 35 cents a day for 14 weeks while he took our training Then he went back and did a job for his community. Another suffered the indignity of being struck down by a reactionary police captain just after taking fingerprints of two prisoners, a job that nobody else in the department could do.

"That'll teach you," the captain said, "to mess around with the FBI"

"And that," said one of the prisoners, who, I believe, was a little better than the captain, "is the dirtiest trick I ever saw."

That young man got up and finished his job that night. But he won out. The commissioner stuck up for him. He taught the department how to detect crime. Every community should stick up for such young men if they mean to save us from terrorism. Our training school in Washington and our traveling schools, which are sent out through the country at the request of local and State departments, instructed 27,050 policemen last year. There are only 150,000 policemen in the United States, so you may

see that we are making a dent in the job of professionalizing law enforcement in the Nation. But it is a profession which requires rare courage—not the courage to look at the muzzle of a gun, but the courage to do the right thing day after day and not to permit politics or influence to interfere.

Another problem of effective law enforcement is the proper administration of parole systems. Parole has had two great stumbling blocks—maudlin sentiment and vicious influence. I believe in the parole system. It gives a man who has shown a capacity for reformation a chance to rejoin society on trial. But too many persons have forgotten that society is more important than the criminal. Softhearted parole boards too often are more lenient with criminals than they are solicitous for the welfare of your children, who may be kidnapped, or your sister or daughter, who may be raped.

Again, confirmed criminals are being unleashed upon society by starry-eyed uplifters or venal politicians. While I am a friend of parole and probation I do not believe in the imbecility of granting favors or taking chances with desperadoes. In too many cases parole administration is conducted by persons with no qualifications as criminologists, psychologists, sociologists or as anything else except as political hangers-on.

Latest figures show that in one year, of 85,767 prisoners released from prison, more than one-half were released prior to the expiration of their terms. Almost 33,000 were paroled. Fifty percent of the prisoners we record show previous arrest records.

This condition is stupid and criminal. A parole should be granted only in the most unusual cases. The candidate should be examined and reexamined by experts, not released simply because he looks like a nice boy and hasn't spat on a guard. Again and again I shudder at the latest record of some fiend who has been turned loose on society by the parole system. The same applies to ill-advised probation.

There is Tom McMonigle, who was sentenced to prison from one to fourteen years for rape. Then he was released. He was accused of rape again, but was not prosecuted because the victim's family wanted to avoid the publicity. Later he received a total of nine months on a battery charge. This was reduced to six months and he was placed on probation. He went free. That is why little Thora Chamberlain, 14 years old, is dead in California. Her body probably has been smashed in the sea at the bottom of a cliff near San Francisco. We ran Tom McMonigle down and then turned him over to the local authorities. He was promptly indicted for the foul crime of kidnaping, shooting her to death, and then throwing her body over the cliff into deep and dashing water.

If we are going to fight this crime wave, let us not be put to the task of fighting dangerous people already caught, convicted and confined. Let them stay in prison, so that their potential victims may live. Why should they be released by ill-advised parole boards and probation systems to join the fight against society?

There must be some reforms in the laws of the land, too, if we are to fight crime's army successfully. We must make it impossible for shyster lawyers, the mouthpieces of the underworld, to effect delays by quibbling over words and technicalities Our laws give criminals too many breaks. It's time law enforcement had a few breaks. A criminal lawyer may take depositions, in some jurisdictions, from witnesses for a defendant, but the prosecution, in a criminal case, is not permitted to take a deposition even from a dying witness. If we obtain a search warrant with which to raid even a hideout of criminals, we must enumerate everything we are looking for. We may be looking for a rifle with which a robbery was committed and find only the jewels from another robbery. But if the jewels are not listed in the warrant, we can not touch them. By the time we have obtained a new warrant, the jewels may have vanished A 10-year-old child could tell you that this is ridiculous Our laws are shot through and through with such absurdities. They can be eliminated if you get busy with your state and federal representatives.

You can take the handcuffs off law enforcement in your community if you will take this warning as seriously as you would take a declaration of war. And having streamlined it with efficiency, and endowed it with a decent wage, you must stick up for it against sobsisters who cry "For shame upon you," when a gangster is shot to death in a gunbattle, and against subversive agitators who cry "capitalist oppression" or "racial prejudices" when the violator of the law is of a minority group. The sobsister and the subversive agitator are menaces to decent law enforcement all over the land. We have been too soft to the extent of being mushy. There are too many on the sob squad and too few on the fighting squad.

It is paramount that law enforcement vigorously enforce all laws, but at the same time be as meticulous to protect the constitutional rights and civil liberties of all peoples of every race, color, and faith.

I do not favor a National Police System. Law enforcement in a Democracy should rest in the locality where it is administered. Law enforcement should never be permitted to lose its local setting and become a matter of force concentrated at some distant point. It must be close and sympathetic to the people. The local law-enforcement agencies are composed of local people who know and understand the people around them. And the people around them know and understand the law-enforcement officers. If they are not decent and efficient officers you will know it. Then get rid of them. If they are doing their job, support them. If you don't, I warn you we're in for a wave of crime that will stagger this Nation.

LETTERS AND RECOMMENDATIONS OF DEPARTMENT OF CORRECTIONS

STATE OF CALIFORNIA, DEPARTMENT OF CORRECTIONS
SACRAMENTO 14, September 11, 1946

Honorable Lorne D. Middough
Hotel Sacramento, Sacramento, California

DEAR SIR: This will acknowledge your letter of September 7th. Here are a number of recommendations which might be helpful if you feel that you and your committee members can support them:

1. It is recommended that the California Institution for Women be moved to the site of the old Narcotic Farm at Spadra and that the funds now available for completing and enlarging the California Institution for Women be used to enlarge and develop the Spadra property rather than the property at Tehachapi. It is further recommended that the State recover the use of this property as soon as the present lease of the Pomona Junior College District expires.

2. In view of the rapidly increasing number of commitments to state prisons and correctional schools for adults, it is recommended that the present site and properties of the California Institution for Women at Tehachapi be converted into a prison farm for young adults and that an enabling act be passed and an appropriation made available for converting this property at the coming session of the Legislature.

3. It is recommended that a Division of Jail Inspection be established by law in the State Department of Corrections.

4. It is recommended that idleness in the state prisons be vigorously combated and that the Department of Corrections' industrial program within the limitations of state use be placed upon a sound and lasting basis by the passage of a law similar to that governing the Federal Prison Industries. (Pub. No. 461—Seventy-third Congress—H. R 9494.)

5. In view of the already seriously overcrowded condition of San Quentin and Folsom, it is recommended that no delay in the construction of new facilities be permitted if it is within the power of the administration to prevent such delay.

6 It is recommended that continued support be given to the classification and rehabilitative facilities of the prison program.

7. In further support of Item No. 6 it is recommended that the plans for modernizing our old prisons and the construction of new ones eliminate the vicious practice of housing two men in a cell and that other provisions be made in the planning of new facilities for the segregation of the various classifications of prisoners in order to prevent the general dissemination of criminal knowledge and degenerate behavior within the prisons.

8. Since the California Vocational Institution may receive commitments from both the Youth Authority and the Adult Authority and since the Youth Authority commits those older cases who are unfit for classification at the Preston School of Industry to this institution, it is recommended that a law be passed making escape or attempted escape from this institution a felony.

The above are a few recommendations which you might wish to consider. I shall do my best to be present at the Public Works Board meeting. However, there is some possibility that I may have to go to Chino on that day. Therefore, I am mailing this letter to you at the Sacramento Hotel.

Kind regards.

Sincerely yours,

RICHARD A. McGEE, Director of Corrections

STATE OF CALIFORNIA, DEPARTMENT OF CORRECTIONS
SACRAMENTO 14, October 2, 1946

Hon. Lorne D. Middough
4230 Long Beach Boulevard, Long Beach, California

DEAR MR. MIDDOUGH: Your letter of September 30th to Director McGee arrived after he had departed for the annual meeting of the American Prison Association in Detroit, Michigan. Mr. McGee will be back around the middle of the month, and we shall bring your letter to his attention.

In the meantime, here is a summary of the program Mr. McGee has tentatively outlined to the Board of Corrections. No doubt there will be minor additions and possible changes in these proposals before next January, but perhaps this information will serve your immediate purposes.

With kindest personal regards, I am

Sincerely yours,

JOHN H. KLINGER, Deputy Director

Recommendations for Legislation Concerning the Department of Corrections for the 1947 Session of the California Legislature

1. Establishment of a second reformatory-type institution for the general age-group between 20 and 25.
2. Establishment of a farm colony for mentally defective prisoners.
3. Authorization to move the California Institution for Women to a site more appropriately located.
4. Establishment of a division or bureau of Jail Standards and Inspection under the Department of Corrections.
5. Establishment of a Commission on Correctional Industries advisory to the Director of Corrections in the determination of policy with respect to the productive work programs in the prisons and institutions, this commission to have representation from labor, industry, commerce, agriculture and the general public.
6. The establishment of a Division of Probation in the Department of Corrections for the purpose of setting standards and providing special consultation to local probation agencies. The general policy governing this division will be set by the Board of Corrections, administrative functions of this division probably to be contracted to the Youth Authority.
7. Passage of a law making presentence investigations and reports mandatory in all cases of convicted felons irrespective of whether or not they are eligible for or recommended for probation.
8. Amendment of legislation setting up restrictions upon the use of probation to give the judiciary greater discretion.
9. The reexamination of Section 1203-b of the Penal Code providing for summary probation.
10. Passage of a law prohibiting the practice known as issuing floaters.
11. Passage of a law specifically defining escape or attempted escape from the California Vocational Institution as a felony.
12. The amendment of the law setting a maximum of $25 upon the expenditure which the prisons may make for clothing for each discharge or paroled prisoner. In view of the increased cost of clothing since this limitation was set, the new limit should probably be somewhere near $50.
13. The amendment of those sections of the Penal Code providing for various kinds of credit against prisoner's sentences. The amendments should be aimed at simplification in order to make the credit system more understandable, both to the prisoners and to the public and to relieve the department of a cumbersome and expensive problem of record keeping.
14. The amendment of the sections of the Penal Code dealing with the smuggling of contraband into prisons. The list of contraband should be extended to include various sedative and hypnotic drugs, especially including benzadrine.
15. Passage of a law placing serious penalties on public officials who knowingly permit the operation of kangaroo courts in any kind of a city, county or state jail or prison.
16. The amendment of Section 2722 of the Penal Code to permit the Director of Corrections to fix the price of jute grain bags, manufactured at San Quentin, at or near the market price as is the practice in fixing prices of other prison-made goods.
17. The amendment of Section 2709 of the Penal Code to remove any doubt concerning the right of the department to sell by-products of prison industries under the provision of Section 2.5 of the Surplus Products Act.
18. The amendment of Section 5006 of the Penal Code to permit the establishment of inmate welfare funds in each of the institutions for use in discounting bills.

STATE OF CALIFORNIA, YOUTH AUTHORITY
May 14, 1945

Honorable Lorne D. Middough, Assemblyman, Seventieth District
State Capitol, Sacramento, California

Subject: Parole violators, Preston School

DEAR SIR: Your letter asks for information on the percentage of violators from the Preston School of Industry. I do not know where the Assemblyman got the figure of 60 percent. As a matter of fact, it is practically impossible to find out what the exact violation percentage is. The Taxpayers' Association has made a comprehensive study of the Preston School this past year. They made a sample check on the cases paroled from Preston in the 10-year period 1934-1944. They found that about 45 percent of their sampling had violated the law within the 10-year period. Mr. Close always estimated that about 35 percent of the boys in the school failed on parole. You will remember that the school came to the Youth Authority in August of 1944. We have not been responsible for its administration for a long enough period of time to determine the effectiveness of the program. I would say, however, that we have not yet made enough change in the Preston program to materially affect results. We have definitely strengthened the parole program but as now constituted, it has only been in operation about six months. As you know, we plan definite reorganization of the whole training program at Preston, in the hopes that we can secure better results.

The Ventura School has a 20 to 30 percent violation record. The only checks ever made on Nelles indicated about a 35 percent parole violation. Our new facilities have a very small violation record so far but have not been in operation long enough to get significant figures.

The Glueck estimates of parole violations from the correctional schools throughout the country, indicated approximately 50 percent violators in the first 10 years.

Sincerely yours,

KARL HOLTON, Director

REPORTS OF COUNTY OFFICIALS

Following are excerpts from letters and reports received by Chairman Middough from county officials in California. Original letters are in the committee's files.

Contra Costa County

DEAR SIR: Your letter of March 12, 1946, received. Our problems in Contra Costa County are the same as they have always been with regard to crime. With the increase of the population, crime has increased. The causes seem to be the three old ones that have been the cause of crime for 2,000 years—*sex*, the desire *for illegal gotten gain, and liquor*, either directly or indirectly.

To the same extent, these are the causes for crime among juveniles, who after all, are no more nor less than young adults. We believe that one of the contributing factors is the lack of discipline all around. Regard for the rights of property and for the rights of others is not drilled into the children at school and to the children at home. There is too little supervision in homes and schools with the consequence that young folks grow up uninhibited and undisciplined and consequently get into trouble.

San Bernardino County

DEAR SIR: I have just received your letter requesting our latest report on crime prevention and correction as these matters exist in this county.

Due to the fact that this office has never investigated these matters, or made any reports concerning them, I am unable to comply with your request. *Our hands are so full of work involving the prosecution of crime after it has been committed that we have neither the time, nor do we have the facilities*, to study means or to employ any measures for crime prevention or correction.

El Dorado County

DEAR SIR: This is to acknowledge receipt of your letter of the twelfth instant and contents noted.

I am now serving my twentieth year as district attorney of this county and I can truthfully say that there has been less crime since the outbreak of the war than at any time during my experience as district attorney. Recently we have had slightly more juvenile work but on the whole I would say that conditions are quite satisfactory.

One mistake I think that is being made is that misdemeanor cases are not treated as seriously as they should be because when a defendant notes that a misdemeanor case is passed over lightly it does not have a deterrent effect with the result that quite a few of the defendants who are first caught on misdemeanor violations do not realize the seriousness of the situation and continue their violations with the result that they are finally charged with a felony. Further to insure adequate law enforcement, there must be complete cooperation of all agents, federal, state and county.

Mariposa County

DEAR SIR: I am in receipt of your letter under date of March 13th, advising me that your committee desires a report from Mariposa County on crime prevention and correction.

I appreciate the fact that you have quite an undertaking in this difficult project and would be willing to offer any assistance possible. However, we have little or no crime in Mariposa County except misdemeanors and other ordinary crimes in the mountain areas. In view of the fact that we are a great distance from railroad centers we have few or no criminals entering Mariposa County and for this reason the crime problem is of no serious consequence.

Thank you for writing me relative to this matter and in the event I can be of any assistance to your committee, kindly advise me.

San Joaquin County

DEAR SIR: Pursuant to your request for data on criminal cases in this county for 1944, 1945 and 1946, it has taken some time to compile this information in the form desired as it necessitated a check of our 12 justice of the peace courts, as well as superior court cases. However, I am enclosing a tabulation herewith for your information, which I believe fairly presents the over-all picture broken down into various kinds of offenses.

This tabulation does not include misdemeanor cases, which under the Stockton city charter are handled exclusively by the city enforcement officers in the police court and which are not handled by the district attorney's office, but which would not greatly assist you, in my opinion, as the great majority are minor misdemeanor offenses, such as, drunk, vagrancy, gambling, etc., although there are also quite a number of traffic offenses, such as, drunk driving cases, the number being roughly equal to those handled in the balance of the county. We, of course, handle all felony cases throughout the county.

It must be noted that the tabulation shows a substantial and constant increase in most types of cases since 1943, although this is no doubt attributable to the fact that we have had perhaps a 50,000 population increase in the county due to war conditions, much of which is a more or less unstable element and which causes much of our increase in public offenses.

As to the means being used to prevent further increase in offenses, this county has the usual juvenile delinquency committees, safety council, etc., all of which are quite active, as well as a policy of vigorous law enforcement, in which respect, I believe, we have been, and are, as successful as anywhere.

Criminal Cases—San Joaquin County, Except Misdemeanors Inside City of Stockton, California

Misdemeanors

	1944	*1945*	*To July 1, 1946*	*Total*
Assault and battery	92	89	48	229
Drunks	823	873	525	2,221
Fish and Game Code	38	69	49	156
Failure to provide	33	37	19	89
Petty Theft	72	88	38	198
Disturbing the peace	171	173	61	405
Dumping garbage on highway	9	4	2	15
Concealed weapon	7	6	4	17
Vagrancy	95	106	58	259
Prostitution	4	3	1	8
Gambling	53	75	34	162
Gambling—Cockfights	1	1	192	194
Malicious mischief	13	19	14	46
Resisting an officer	1	2	1	4
Lewd and lascivious conduct	5	7	5	17
Adultery	2	--	--	2
Liquor law violation	10	13	2	25
Business and Professions Code	2	3	3	8
Labor Code	3	2	1	6
School Code	6	6	4	16
Public Resources Code	1	--	--	1
Health and Safety Code	2	10	1	13
Agricultural Code	3	1	1	5
Speeding	701	448	299	1,448
Reckless Driving	84	104	65	253
Drunken driving	104	193	109	406
Hit and run	6	5	9	20
Minor traffic violation	2,509	2,370	2,026	6,905
Cruelty to animals	1	2	--	3
Destroying shrubbery	--	6	--	6
Manslaughter	--	--	1	1
Trespassing	3	1	--	4
Trespassing on trains without fare	5	3	--	8
Defrauding innkeeper	8	5	2	15
Receiving stolen property	1	--	--	1
	4,867	4,725	3,574	13,166
702 Welfare and Institutions Code	33	20	20	73
	4,900	4,745	3,594	13,239

Felonies (Adult)

	1944	1945	To July 1 1946
Murder	2	10	2
Manslaughter	4	8	6
Robbery	12	28	11
Burglary	40	51	36
Assault with deadly weapon	19	23	19
Grand theft	18	23	6
Grand theft—autos	17	39	23
Rape	7	7	2
Other sex crimes	18	10	--
501 C. V. C. drunk driving with injury	7	5	3
Concealed weapon act	2	4	2
Forgery	20	12	8
Narcotics—Health and Institution Code	9	14	4
Receiving stolen property	3	2	2
Not sufficient funds (checks)	19	7	13
Fictitious checks	8	8	8
Kidnaping	3	2	--
Liquor act violations felony	1	--	--
480 C. V. C. hit and run	4	6	1
Arson	1	--	--
538 P. C. disposing of mortgage property	--	1	--
Jail break	--	7	5
Bigamy	--	2	--
266g wife in place of prostitution	--	--	1
	214	269	152

Juvenile Petitions Filed

	1944	1945	To July 1 1946
January	28	34	29
February	38	16	39
March	23	27	42
April	22	60	33
May	22	21	26
June	25	49	18
July	35	29	--
August	31	20	--
September	23	20	--
October	16	24	--
November	24	16	--
December	41	22	--
	328	338	187
Repeater cases from previous years	65	72	38
	393	410	225

Shasta County

Dear Sir:

Pursuant to your recent request, we enclose herewith a report on arrests from Shasta County for 1944, 1945 and up to the date hereof in 1946. There is also indicated on the report the sentences imposed by the court in such cases.

FELONY ARRESTS, SHASTA COUNTY

1944 *Arrest and results*

Assault 9—San Quentin and probation
Burglary 4—San Quentin and probation.
Bad checks 20—County jail, probation and San Quentin.
Grand theft 14—Probation, Youth Authority and San Quentin.
Manslaughter 1—San Quentin.
Forgery 6—Four to San Quentin and two given probation.
Nonsupport 1—Two years' probation.
Lewd and lascivious 3—Institution, county jail and probation.
Hit and run 2—Probation.
Rape 3—San Quentin and probation.

1945

Assault 9—County sentences and probation.
Burglary 8—San Quentin.
Child neglect 2—Probation.
Drunk driving 3—County jail sentences.
Bad checks 26—San Quentin and county sentences.
Grand theft 11—San Quentin, county jail.
Murder 1—San Quentin.
Rape 4—State hospital and San Quentin.
Forgery 4—San Quentin and probation.
Lewd and lascivious 5—San Quentin; two years' probation.
Wilful burning 1—Committed to institution.
Crime against nature 1—San Quentin.

1946

Assault 2—San Quentin.
Burglary 2—Probation.
Bad checks 10—San Quentin and probation.
Grand theft 4—San Quentin
Murder 1—San Quentin.
Hit and run 1—Probation.
Lewd and lascivious 3—San Quentin.
Escape 1—San Quentin.
Rape 1—Three years' probation.

Los Angeles County

DEAR SIR: Your letter of the thirteenth instant to Mr. Howser has been referred to me for answer.

If you will let me know what specific information you desire an effort will be made to furnish the same. We keep a statistical record of the disposition of cases, a copy of which could be prepared for your use. For your general information, business in this office is increasing quite substantially. During the last fiscal year 4,230 felony convictions were obtained through prosecution from this office, which is the largest number in the history of the office. The record, beginning with the fiscal year 1938-1939 shows 3,965 convictions; 1939-1940, 3,798; 1940-1941, 3,627; 1941-1942, 3,573; 1942-1943, 3,253; and 1943-1944, 3,783.

DEAR SIR: In reply to your letter of the seventeenth instant asking for data for use of your Assembly Interim Committee on Crime Prevention and Correction, I am enclosing herewith copy of a report prepared by Mr. W. K. Smith, Chief Clerk of our Record Division, setting forth the various crimes and the numbers thereof prosecuted by this office during the years 1944, 1945, and the first three months of 1946. We have no records segregating men, women, boys, and girls, except that juveniles are handled by the juvenile court and unless certified to the criminal courts do not come within the jurisdiction of this office. If they are certified to the criminal courts these cases are handled in the same way as cases against adults.

This office is required by law to file a biennial report with the Attorney General, which shows disposition of felony cases in the superior court upon prosecutions by the District Attorney of Los Angeles County. A copy of this report may be obtained from the Attorney General. This report contains the results of prosecutions, showing generally that more than 80 percent of persons prosecuted for felonies by this office are convicted.

This office is of course primarily a prosecuting office and its function in the general field is to prevent crime by prosecution. Social agencies which are organized to prevent crime are not within the jurisdiction of the district attorney and no funds could be assigned to this office for this purpose, as, generally speaking, all funds must be used for the detection and prosecution of crime.

If we can be of any further use to you, please let us know.

COUNTY OF LOS ANGELES, OFFICE OF THE DISTRICT ATTORNEY, SEPARATE AND DISTINCT CRIMES CHARGED IN INFORMATIONS AND INDICTMENTS FILED IN THE SUPERIOR COURT OF LOS ANGELES COUNTY

	1944	*1945*	*1946*
Arson	25	34	11
Assault to do great bodily harm	102	139	34
Assault to murder	55	64	21
Assault with deadly weapon	415	403	84
Bigamy	13	17	2
Bookmaking	262	280	129
Bribery and 653f	9	9	2
Burglary	1,025	1,104	261
Check, no funds	567	671	191
Conspiracy	35	55	4
Contributing	161	170	57
Corporate Securities Act	201	23	6
Deadly Weapons Act	109	132	41
Escape	105	121	29
Extortion	11	4	2
Forgery	704	895	194
Grand theft	917	617	97
Grand theft, person	171	172	37
Grand theft, auto	587	776	273
Incest	18	13	3
Kidnaping	118	132	29
Lewd and lascivious acts 288	244	283	27
Lewd and lascivious acts 288a	110	141	28
Lewd and lascivious acts 286	48	33	1
Murder	95	98	22
Manslaughter	81	98	19
Mayhem	9	3	2
Narcotic Act	304	400	161
Pandering	2	5	7
Pimping	3	1	2
Perjury	10	14	2
Petty theft with prior	77	111	17
Rape	478	481	87
Receiving stolen property	85	93	45
Robbery	801	1,056	265
Vehicle Code 480	164	152	49
Vehicle Code 501	144	153	49
Vehicle Code 503	73	136	54
Vehicle Code 506	4	2	--
Abortion	11	12	2
244 Penal Code, assault, caustic chemical	3	3	1
273d, corporal injury, wife or child	--	11	15
271, failure to provide	4	7	4
4573, narcotic into prison	6	3	3
Gas Gun Law	1	1	1
424 Penal Code, embezzlement, public officer	--	--	8
266 Penal Code, seduction for prostitution	--	--	3
606 Penal Code, injury to prison	--	1	--
405a Penal Code, lynching	--	1	--
Election Code	--	33	--
115 Penal Code, false instrument filed of record	--	1	--
538 Penal Code, removing mortgaged property	--	1	--
4535, aiding escape	1	2	--
499c Penal Code, theft, auto tires	4	22	--
227 Penal Code, dueling	1	--	--
Chapter 9, Title 13, Part 1, Political Code	26	--	--
Alcoholic Beverage Control Act (still)	2	2	--
Burning real property, and 548 Penal Code	4	3	--
278 Penal Code, child stealing	4	17	--
591 Penal Code, injuring electric line	2	3	--
236 Penal Code, false imprisonment	1	--	--
523 Penal Code, threatening letter	3	--	--
Machine Gun Law	4	1	--
540, 541 Penal Code, ration coupons	8	14	--
32 Penal Code, accessories	1	1	--
504a Penal Code, embezzlement, leased property	2	1	--
False evidence	6	--	--
499a Penal Code, diverting electricity	--	2	--
563 Penal Code, fraud, corporate books	--	49	--
268 Penal Code, seduction, promise marriage	--	1	--
Total	8,436	9,283	2,382*

* 8 months, estimated total year 1946—9,528.

Ventura County

DEAR SIR: I am enclosing herewith the report on crime for the year 1945 for Ventura County as requested by you for reference by your Assembly Interim Committee on Crime Prevention and Correction.

I hope this may be of some assistance to you in studying this problem.

If you would like anything further, do not hesitate to let me know.

REPORT OF CRIME BY DISTRICT ATTORNEY OF VENTURA COUNTY, CALIFORNIA FOR YEAR 1945

	Informations filed	*Pleaded guilty*	*Trial by judge*	*Trial by jury*
Assault with deadly weapon	2	2	--	--
Burglary	3	2	--	--
Child neglect	2	--	--	--
Contributing to delinquency of a minor	6	4	--	--
Crime against children	5	4	--	--
Crime against nature	2	1	--	--
Cruelty to children	2	2	--	--
Drunk driving with injury	1	2	--	--
Escape	3	2	--	--
Failure to provide	34	28	--	--
Fictitious checks	1	2	--	--
Forgery	1	3	1	--
Gambling (bookmaking)	1	--	--	--
Grand theft	13	7	--	--
Grand theft, auto	6	6	--	--
Hit and run with injury to person	3	1	1	--
Incest	1	1	--	--
Issuing checks without sufficient funds	5	3	--	--
Manslaughter	4	1	1	2
Murder	1	--	--	1
Perjury	1	--	--	1
Petty theft with prior convictions	1	1	--	--
Possession of deadly weapon by alien	1	1	--	--
Possession of narcotics	4	4	--	--
Rape	9	8	1	--
Robbery	3	4	--	--
Sex perversions	2	2	--	--
Negligent homicide	--	--	--	1
	117	91	4	5

Two acquittals by judge, one on contributing to delinquency of minor, the other a hit and run case.

Fifteen cases pending.

Sonoma County

DEAR SIR: I wish to acknowledge receipt of your letter of March 13th, 1946, in which you request me to furnish you with our latest report on the problems of crime prevention and correction in this county.

At the present time there appears to be a slight increase in the commission of crimes by adults and about 27 percent increase in the commission of crimes by juveniles.

Recently the Youth Authority of the State of California made a survey of the youth-serving agencies of this county and in its report made a great many recommendations to the legislative bodies of the county and cities of Sonoma County in connection with the furnishing of supervised recreational facilities and more personnel to work on the problem of juvenile delinquency.

Since January 1st, 1946, we have had 10 auto death cases in the county which shows an increase in traffic fatalities.

It is my earnest belief that all law enforcement agencies in this county are rather overburdened with work at the present time and doing all in their power to prevent the commission of crime and to correct any existing situation in this county.

I trust that this report is what you desire in connection with your inquiry.

Tulare County

DEAR SIR: I am making a belated acknowledgment to your letter of March 14th The reason for this is that I wanted to check around with the various justices of the peace in the county and see if they had any ideas that I should submit to you that has arisen out of their experiences in the last few months in their courts.

Of course, we have the existing juvenile problem on our hands. We have inadequate facilities to take care of this problem and our juvenile department is both undermanned and under-womaned, but I believe that the present grand jury and the board of supervisors working together, will be able to rectify this condition to considerable extent.

So far as the general crime situation is concerned, we do not have much more than the general violations of the law. A large proportion of our activities is taken up with the usual misdemeanor cases arising out of drunken driving and accidents that result mostly from drunken driving. We do not have more than the usual number of felony cases and a considerable number of these are crimes against property. The officers have the situation under control and I can not say that there is any crime wave in this county. I certainly hope the conditions will continue.

There is, of course, a certain class of returning veterans who are presuming on the fact that they are veterans and are inclined to go a little bit far on that fact, but this again is, as yet, not a serious condition, and for a most part they belong to a class that would get into trouble anyway.

If there is any more information I can give you at the present time, I should be very glad to do so.

San Francisco City and County

DEAR SIR: Replying to your letter of March 13, I wish to say that I am now compiling a report of this office for the two years, 1944-1945, and if we can find the necessary funds the report will be printed in the near future at which time I will be happy to send you a copy which will contain the information you request.

Santa Cruz County

DEAR SIR: I have before me your letter of March 13, 1946, requesting our latest report on crime prevention and correction in Santa Cruz County.

Ours is a small county and our staff is not large enough to compile reports. Under the circumstances, all we can say is that we have noted a marked increase in the incidence of crime in the last two or three years.

Calaveras County

DEAR SIR: I have your letter of March 12, 1946, and at this time it definitely occurs to me that something should done about the slot machine, lottery and gambling laws that will either stamp out these crimes altogether or will license and regulate the same in a manner that will return to the State and County governments in the way of taxes or license fees a substantial amount of the profits derived in some manner similar or comparable to the manner in which horse racing is now handled. This is a large problem but it is being universally expressed that there should be some form of law which would stamp this form of gambling out altogether or if it has to be recognized that it can not be stamped out that then it should be legalized and the State obtain the revenue or a large part of the revenue to be derived therefrom.

Most people who have expressed themselves to me seem to believe that it can not be effectively stamped out altogether and that some form of law should be passed in which it may be licensed and legal so as to divert the revenue involved or a large share of it into the State treasury for the use of the State and County Governments.

Santa Clara County

DEAR SIR: I have been asked to reply to your letter of March 13, 1946, stating that your committee would soon resume its work in studying crime prevention and correction and stating that it would materially assist you if we furnish you with our latest report on such problems in Santa Clara County.

I am enclosing a report of the District Attorney of Santa Clara County as to felonies and their disposition during the month of February, 1946.

	Informations filed
Assault with deadly weapon	1
Burglary	1
Forgery	1
Grand theft	2
Rape	3
503 Vehicle Code	1
480 Vehicle Code	1
Manslaughter	1
Murder	1
	12

EFFECT OF DIVORCE

STATE OF CALIFORNIA, DEPARTMENT OF CORRECTIONS

SACRAMENTO 14, November 9, 1945

Honorable Lorne D. Middough
322 American Avenue, Long Beach, California

DEAR MR. MIDDOUGH: At your request to make a study of the situation with respect to divorce in the families of inmates of our institutions, I asked Dr. Norman Fenton of the Guidance Center at San Quentin to make a brief study of 100 cases selected at random. He has submitted a report on this somewhat superficial study of the matter. It is a rather startling report. In order to draw any very general conclusions from it, however, a more thorough study should be made and the findings in this group should be compared with a group of men in the same age groups and from the same communities who would also be selected at random from among the general population. In order to do this, of course, would require a great deal of effort and some expense.

There is little doubt in any one's mind that family maladjustment during childhood contributes to delinquency and crime in later life. On the other hand it is a dangerous assumption to say that divorce, which is only one of the symptoms of family maladjustment, is in itself a direct cause of crime.

Hoping to see you again soon, I am

Very truly yours,

RICHARD A. McGEE, Director of Corrections

STATE OF CALIFORNIA

INTER-DEPARTMENTAL COMMUNICATION

COPY

October 29, 1945

To Mr. Richard A. McGee, Director of Corrections
State Office Building No. 1, Sacramento, California.

From: California State Prison at San Quentin

In accordance with your request for a study of home backgrounds of Guidance Center inmates, I made personally a spot survey of 100 cases. This represents a study of a random sampling of all men from numbers A330 to A474 who came into the Guidance Center. Data in seven cases within this consecutive numbering were incomplete; these consisted of the cases of one Mexican National, one Negro mental defective, one Negro migrant, one Japanese immigrant, one case of senility with defective memory, and two native whites. Seven additional cases were substituted for these to complete 100 cases for greater convenience in computation. Those added were the next cases in order following the original sampling.

Brief Resume of Findings

The number of cases in which the parents either separated (Not to reunite) or were divorced before the prisoner was 18, numbered 25 or 25 percent.

Homes broken by the death of one or more parents amounted to 30 or 30 percent.

Desertion by parents (who left the United States without their child) occurred in two cases (2 percent).

Three men were illegitimate (3 percent).

Seven men (7 percent) left home before they were 18. Of these one man left home at 11; two others at 15 years of age; and two at 16. One prisoner who left at seven, entered a reform school at 11; another bummed around the country in the summer during his adolescent years and was arrested three times for delinquency.

This leaves 33 percent of the men reported as having presumably spent their formative years in homes that remained at least outwardly intact. An analysis of these so-called *intact* homes revealed the following special conditions.

Migrant families from Oklahoma, Arkansas	6
Mexican Nationals, Filipinos	6
Enlistment in Navy (one at 16, one at 17)	2
Mexican parentage (one of these boys was in Preston at 16)	3
Father in prison part of the time	1
Went to work at 13	1
Father philanderer, illegitimate half-brother in home	1
Italian immigrant parentage plus *myasthenia gravis* after auto accident	1
Negro mental defective	1
Austrian immigrant (unverified data)	1
Subject reports own marital difficulty at age of 35 plus alcoholic dissipation as possible explanation for crime (checks). He had no previous record	1
Father 63 years of age when subject was born	1
Osteomyelitis in youth	1
Lived with his grandmother, although parental home was intact and entered the CCC at 16	1
Subject in Whittier at 16	1
Pathological liar (data about home unverified)	1
No special circumstances reported in by no means complete case histories	4
	33

Summary

The above data were taken from records prepared for practical rather than research purposes. The above analysis bears out more conclusively than one might have shown by a mere report on the percentage of divorces, the pathological circumstances in the environments of these men during childhood and youth. Very few indeed, if any of them, seem to have had their basic needs for wholesome personality development satisfied during their immature years. The most important requirement of children and youth for personal wholesomeness is the security of being loved and wanted and understood by their own parents.

NORMAN FENTON, Ph. D., Chief, Guidance Center

RESULT OF BROKEN HOMES

STATE OF CALIFORNIA, YOUTH AUTHORITY

November 30, 1945

Honorable Lorne Middough, Assemblyman
233 Roswell Avenue, Long Beach, California

DEAR SIR: In a recent letter you asked for some information on the number of Youth Authority cases where homes were broken by divorce; also the number of cases where liquor is the factor.

I had Paul McKusick run a study on 100 consecutive admissions at the Nelles School. His findings are attached.

Within about 60 days we can give you information on practically all Youth Authority cases if you want that extensive a study. At present our Statistical Division is transferring all records to Hollerith cards so that we can run studies of this type.

Sincerely yours,

KARL HOLTON, Director

Survey of Certain Factors in the Lives of 100 Consecutive Admissions to the Nelles School

(These boys were admitted starting 1-1-45)

Age groups on admission	*Home broken by death of one or both parents*	*Home broken by divorce*	*Home broken by other causes*	*Total broken homes all causes*	*Excessive use of alcohol by either parent*
Totals—100	19	20	21	60	13
15 years—33	5	9	7	21	7
14 years—32	8	6	6	20	3
13 years—22	6	1	4	11	3
12 years and under—13	--	4	4	8	--

This information was taken from the comments in the probation officers' reports, which accompany the boys who are brought here. It is recognized that the excessive use of liquor is a contributing factor toward broken homes, but the probation officers do not necessarily always list it in their written statements. It is significant to note, however, that there were 13 cases of the hundred where parents were definitely stated to have been alcoholics.

Many serious home maladjustments were evident in the backgrounds of these boys as evidenced by the following comments, which were taken verbatim from a few of the reports: Father uses narcotics parents have separated many times; parents quarrel over discipline; father in prison; home small, inadequate and very dirty; parents constantly fighting and brawling; friction in the home; father tubercular; child abandoned by mother at the time of birth; parents are frequently moving about; mother is feeble-minded; parents were never married; father is in service; mother sexually promiscuous.

Over and over again in these probation officers' reports, we find this statement: "Ineffectual and inadequate supervision in the home." The above is the sordid, sorry picture of the soil out of which so many American children have had to spring and grow. I think these comments are possibly even more significant than the above exact figures as shown on the chart. While 60 of the homes were actually broken by the permanent absence of one or both parents, probably many of the other 40 had a very negative influence and did not give the individual child the support, affection and guidance which he needed.

EFFECT OF HOUSING CONDITIONS

Following are excerpts from Fifth, Sixth and Seventh Consolidated reports, Los Angeles Housing Authority.

Comparison of Fire, Police and Health Service

Good housing areas		*Bad housing areas*
100 nurses	Tuberculosis	700 nurses
300	Police citations	1225
150	Fire alarms	270
2 home visits	Venereal diseases	13 home visits
15 home visits	Communicable disease	70 home visits
10	Juvenile delinquency citations	70

RECOMMENDATIONS OF THE CALIFORNIA FEDERATION OF WOMEN'S CLUBS

Reading of the Bible in Public Schools

WHEREAS, Juvenile delinquency is one of the major social problems of today, and an effective way of solving it is imperative; and

WHEREAS, Reverence and development of moral character must be inculcated through training started early in life, it becomes necessary to request that the Bible be read in the public schools in order to fulfill the needs of the total child; therefore, be it

Resolved, That the Executive Board of the California Federation of Women's Clubs urge that the California State Legislature enact a law which will require that the Bible shall be read daily without comment in the public schools of the State, and be it further

Resolved, That copies of this resolution be sent to the Governor, the Presiding Officer of the Senate and the Assembly, the Senators and Assemblymen and the State Superintendent of Public Instruction, and be it further

Resolved, That the Governor be requested to include this on the agenda for the special session of the Legislature.

MRS. BENJAMIN F. WARMER, President C. F. W. C.
MRS. ERNEST O. LEE, Corresponding Secretary

Resolution adopted December 6, 1945, at Riverside, California.

Resolution Re Elimination of Requirement of Food Being Sold in On-Liquor Establishments

WHEREAS, The present law requires the sale of food in all on-sale liquor establishments and that minors are permitted to enter same; and

WHEREAS, These places are not legitimate food establishments; therefore be it

Resolved, That the Executive Board of the California Federation of Women's Clubs in regular meeting in Riverside, December 6, 1945, heartily support any bill

introduced in our Legislature to eliminate the requirement of food being sold in on-sale liquor establishments; and further be it

Resolved, That copies of this resolution be sent the Senators and Assemblymen, the State Board of Equalization, the presidents of the League of Women Voters, and the Women's Christian Temperance Union.

MRS. BENJAMIN F. WARMER, President C. F. W. G
MRS. ERNEST O. LEE, Corresponding Secretary

Resolution Re Growing Tendency to Inject Use of Alcoholic Beverages Into Motion Pictures

WHEREAS, There is a growing tendency to inject the use of alcoholic beverages into motion pictures where it serves no purpose in developing the plot, and

WHEREAS, This encourages the use of such beverages particularly on the part of young people, therefore be it

Resolved, That the Executive Board of the California Federation of Women's Clubs regularly assembled in Riverside, December 6, 1945, urgently request the discontinuance of the practice, and that copies of this resolution be sent to Eric Johnson, President of the Motion Picture Producers and Distributors of America, Inc., and to Alice Evans Field, Director of Studio and Public Service of the Motion Picture Producers and Distributors of America, Inc.

MRS. BENJAMIN F. WARMER, President C. F. W. G.
MRS. ERNEST O. LEE, Corresponding Secretary

Resolution Re Section 62, Alcoholic Beverage Control Act

WHEREAS, Section 62 of the Alcoholic Beverage Control Act regarding the sale of liquor to obviously intoxicated persons in on-sale liquor establishments is being flagrantly violated; therefore be it

Provided, That the Executive Board of the California Federation of Women's Clubs regularly assembled in Riverside, December 6, 1945, urgently request that this section be diligently enforced, and that copies of this resolution be sent to all members of the State Board of Equalization, to the Judges and Constables Associations, the State Sheriff's Association and the League of Municipalities.

MRS. BENJAMIN F. WARMER, President C. F. W. G.
MRS. ERNEST O. LEE, Corresponding Secretary

Resolution Re Transferring of On-Sale Liquor Licenses

WHEREAS, More on-sale liquor establishments are existing in all sections of the State than are actually allowed by law according to population; and

WHEREAS, This condition is brought about through the transferring of on-sale liquor licenses at enormous sums; therefore be it

Resolved, That the Executive Board of the California Federation of Women's Clubs in meeting assembled in Riverside, December 6, 1945, protest the transferring of on-sale liquor licenses and urgently request that earnest consideration be given to amending Section 7.2 of the Alcoholic Beverage Control Act so that this practice would be definitely prohibited; and be it further

Resolved, That copies of this resolution be sent to all members of the State Board of Equalization, Governor Earl Warren, all members of the State Legislature prior to the opening of the Legislature, to the presidents of the California Congress of Parents and Teachers, the League of Women Voters and the Women's Christian Temperance Union.

MRS. BENJAMIN F. WARMER, President C. F. W. G.
MRS. ERNEST O. LEE, Corresponding Secretary

REPORT ON RESOLUTIONS

Policy Statement 4, Public Works

The failure on the part of State and National Governments to provide a Public Works Program is one of the major crimes in the Nation's recent history.

As early as February, 1944, the Baruch-Hancock report called for a shelf of Public Works to aid us in making the transition from war to peace. To date, almost nothing has been done. The fault lies directly at the door of the State and National Administrations and their business advisors who have constantly fought a Public Works Program. In recent days this fight has been open and unashamed. Business

proclaims that it does not want a Public Works Program to drain labor off the market. It prefers to take a gamble on a depression in order to keep a large pool of unemployed.

In order to take immediate action in the matter of Public Works, the Eighth convention of the California CIO Council makes the following proposals:

(1) That Congress reconstitute the National Resources Planning Board and proceed immediately to put into action already developed plans, such as the Missouri Valley Authority and plans for other similar Valley Authorities and regional developments throughout the Nation.

(2) That the State of California, immediately increase its aid to cities and counties and provide adequate monies for Public Works through a State Housing Administration and through the financial implementation of the present Community Redevelopment Bill.

Copies of this resolution are to be sent to California Representatives and Senators in the National Congress and to Assemblymen and Senators in the State Legislature.

The committee recommends concurrence.

Statement 43, Housing Crisis

California is suffering a critical housing shortage.

Practically every community is overcrowded. Thousands of families are "doubled up" living under over-crowded, and demoralizing conditions. Military demobilization is worsening this condition. A conservative estimate of the immediate needs is 300,000 additional dwelling units.

Real estate and home building interests are using the housing shortage to bleed the working people. These interests are attacking government agencies in a relentless drive to force a relaxation of rent control.

GOVERNMENT STALLS

The government has to date failed to develop a sound housing program. The Federal Public Housing Authority (FPHA) which was able to perform, to a large extent, the job of housing war workers is not granted the funds necessary to continue the job of housing people during this critical readjustment period.

Congress is still stalling. It is investigating instead of enacting legislation to alleviate this crisis

Within the State Governor Warren follows the same pattern. Conferences are called, political medicine is made, but the people remain unhoused.

The Eighth Annual Convention of the California CIO Council calls for an end to this stalling and demands swift, positive action to meet the housing situation which is causing a crisis for the American people, particularly veterans and their families.

EMERGENCY PROGRAM

The convention calls for the following emergency action:

That 90- odd thousand war dwellings, units constructed in California during the war period, must be completely utilized by being made available to all people with distressed families and veterans given priority.

Unused temporary housing from other sections of the country must be brought into critical areas.

Uncompleted temporary housing projects must be completed for occupancy.

Additional temporary housing units must be constructed in critical areas at once.

Stop evictions—OPA's six-month notice of eviction must be made mandatory in all of California.

Federal, state and local agencies must discontinue the practice of segregation and discrimination against minorities. Housing must be made available to all peoples regardless of race, creed, color or National origin.

Controls and rationing on building materials must be reestablished so that critical building materials will be channeled into low rent construction.

Building materials hoarded by the Army and Navy must be released for immediate use for this housing construction.

Price ceiling legislation on new home constructions must be enacted at once. Price ceilings on sale of existing homes must be set and thus curb wild real estate speculation.

OPA must be granted funds for enforcing rent controls.

We call on Governor Warren to include the provision of adequate housing facilities for California on the call for the special legislative session.

We call upon Congress and the government to investigate the threatened sit-down strike of the apartment house owners in Los Angeles, who are attempting to remove their property from the rental market in order to break price control.

The above is an emergency program to be viewed only as a stoppage to relieve the current crisis.

WAGNER-ELLENDER BILL

To more nearly meet the real housing need of the American people the California CIO calls upon Congress to enact the Wagner-Ellender Bill which provides for a comprehensive housing and community development program. The low-rent housing program must be expanded further than contemplated in this bill by the enactment of additional appropriation for subsidies and construction funds.

Government secured funds at a low rate of interest must be provided for the rehabilitation of existing housing.

The housing provision of the GI Bill of Rights must be amended to provide not only the initial assistance to veterans in establishing a home but also adequate loans to help veterans during temporary financial difficulties which might cause foreclosure. Speculation in veteran housing should be banned and deficiency judgments prohibited.

The CIO proposal advanced by H. J. Thomas, chairman of the National CIO Housing Committee, for a Federal Department of Housing and Community Development with its head a member of the President's cabinet is essential to the postwar economic and social health of our country. Congress must enact the necessary legislation called for in this proposal.

The National CIO proposal for a labor advisory committee to the National Housing Authority on a national and state level must be put into effect immediately.

When the current housing crisis has been met, temporary housing which can not be properly converted into safe, decent and adequate homes must be demolished to eliminate the creation of new slum areas.

Such war housing which can be properly converted should be made available for sale to tenant organizations, the mutual housing cooperatives, labor organizations, veterans and individual tenants. Public housing agencies should encourage the formation of such groups and should render to them all assistance in planning and financing at low interest rates to the purchase of such housing.

Community and recreational facilities on war housing projects should be disposed of only in the interest of the greatest public good.

SPECIAL SESSION ACTION

This convention calls upon Governor Warren and the Legislature at its special session to create a State Housing Authority with at least $100,000,000 appropriation for low rent housing construction.

The convention also calls upon them to create a State Home Owners Loan Corporation which shall be empowered to underwrite and refinance homes and make other proper provisions to prevent foreclosures or evictions.

This special session must also amend the Community Redevelopment Act to prohibit segregation and discrimination and also to provide financing to put the act into effect.

This statement covers material contained in resolutions from the following unions:

Mine, Mill and Smelter Workers, Local 700; Alameda County CIO Council; United Office and Professional Workers of America, Local 9; Los Angeles CIO Council; United Electrical, Radio and Machine Workers of America, Local 1421; San Francisco CIO Council; State, County and Municipal Workers of America, Local 578, and Steelworkers, Local 2018.

Policy Statement 38, Social Security Legislation

American workers are demanding security in a world that has been racked by wars and turmoil, in a society in which for a generation or more there has been profound and widespread economic insecurity.

People want security against external aggressions; and they want security in their domestic lives—security against the common risks that plague the individual and the family.

This demand for security must be recognized as a fundamental attribute of modern economy—especially in an essential society—because nearly all people live by work and the wages of work. A job and income from a job are first essentials. Protection against the major threats to economic security from causes other than unemployment, are second.

Our people can be relieved of fear and worry about the future only if they are certain of protection against the common social and economic risks with which they can not deal individually.

The principal common risks to security in our society are: lack of a job, inability to work because of sickness or accident, death of the breadwinner, retirement in old age, and the costs of medical services. Despite the accomplishments of the past—and especially in the last 10 years since the enactment of the Social Security Act—there are important deficiencies in the present security provisions against each of these risks.

PRESENT PROTECTION NOT ENOUGH

Some of the insurance in existing programs is inadequate for those whom it serves; and some does not extend effectively or at all to large portions of the population. Some of the insurance programs are little more than a promise of better things to come. Protection against such risks as sickness is wholly lacking. This is true for the Nation as a whole and is particularly true for individual states like California.

To remedy the deficiencies in our present social security system, the CIO is whole-heartedly and actively supporting the Wagner-Murray-Dingell Bill which, at the present time, is gathering dust in the Senate Finance Committee and the House Ways and Means Committee. This comprehensive social security measure is a must legislation.

UNIVERSAL SOCIAL SECURITY

In addition to the present provisions of the Wagner-Murray-Dingell Bill, the CIO calls for universal extension of social security benefits to every person in the United States. The American people will no longer tolerate the exclusion of millions of farmers, agricultural workers, small businessmen, professionals, seamen, government employees, and employees of religious and nonprofit organizations, from the provisions of comprehensive social security legislation

The Eighth Annual Convention of the California CIO Council calls upon Congress to enact the various social security measures now pending before it, and calls upon the State Administration to liberalize and amend the California social security legislation in line with the specific proposals acted on by the convention.

This resolution was submitted by the Executive Board of the California CIO Council.

The committee recommends concurrence.

COMMITTEE RECOMMENDATIONS

Expansion of prison industries.—Sale price should be controlled by Department of Corrections. Industries should be diversified to allow a broader opportunity for inmates to equip themselves for free labor when released. Purchase should be mandatory but confined to state, county, district and city use. Quality workmanship should be required. Inmates should be taught that their products must meet competition.

Prison industries are just as much a part of the rehabilitation program as are education, discipline and other phases of the program. They present a positive work schedule for workmen and as such should be directed by supervisory personnel backed by an active administration that will encourage and train men toward the proper goal of quality workmanship. This aim calls for the concerted efforts of all charged with the correction program.

It is readily agreed by most penal industry executives that any legislation, or policy creations, should be slanted towards a mere extensive use of production for state use, and for political subdivisions. Within this restricted market can be found a sufficient number of productible items in everyday use that can be ideally produced by penal labor without interfering with the free market, thus creating opportunities for an industrious use of otherwise idle inmates.

All penologists are agreed that no penal program for rehabilitation of inmates can be complete without a labor or training program, and the alert penal industry executives have so planned their programs that through a diversified plan of operation, the use of modern manufacturing methods, modern machinery, up-to-date factory methods, et cetera, prison labor can be most useful to the State, to the institutions and departments served, and to the inmates themselves

Day and night schools (24 hours). In 1929 the Legislature passed a bill allowing school districts to conduct 24 schools for predelinquents. None to date have been organized and are not likely to be unless the State makes an additional appropriation to the local school districts. To feed, sleep, teach and overcome habits that may lead to delinquency unless corrective measures are resorted to in the early stage of delinquency, costs more money than the A. D. A. allotment.

Some educators have estimated the additional cost, not taking into account the school facilities, would amount to $800 per pupil per year. Therefore, it seems only fair that the State should stand a big portion of this amount.

Under A.B. 1975 (1945) that died in the Assembly Finance Committee, the State would apportion an additional $500 per pupil year.

Let's stop spending so much money for correction and spend a little on prevention. Several school districts have signified their desire to try a 24-hour school.

Children in bars—Under Section 22 of Article 20 of the Constitution all "on-sale" liquor establishments are supposed to be restaurants. Some are really high grade cafes and others do not even make a pretense of being one. Upon investigation we have found that most bar or tavern owners do not want youths in their places of business but cannot help it. They do everything possible to keep minors out but youths enter under

the guise of wanting a coke or a sandwich and the first thing the owner knows some older person has slipped them a drink of liquor.

We feel this section of the Constitution should be amended eliminating the mandatory provision and make the serving of meals optional with the owner or licensee. If this action is taken the Legislature could then pass a bill barring minors from entering places where liquor is sold and consumed on the premise.

Many state-wide organizations have endorsed this movement.

Many clubs, such as Rotary, Kiwanis, Lions, Brotherhoods, and the Southern California Tavern Association are back of such a plan. Last December (1945) at Riverside, the California Federation of Women's Clubs passed a resolution endorsing the plan.

Recreation—On page 18 of the Final Report of the Committee on Juvenile Delinquency, Sections 13 and 14, we advocated state assistance to local subdivisions in promoting recreation functions and the establishing of a State Recreation Director. That bill did not pass even though it was recommended by Governor Warren. The stumbling block was: Some thought it should be in the Department of Education and others wanted it in the Department of Natural Resources.

We are not particular where such a plan is put. But certainly such a division should be established in either of the two mentioned departments.

Many small communities cannot afford a recreation director but under state leadership they could carry on some functions to keep youths off the streets or out of gangs after school and work hours.

In cities where strong, creative leadership along recreation lines, are maintained you find less delinquency among minors.

The committee therefore feels that school-sponsored and school-centered play programs would offer recreation on the most democratic basis and put the program within reach of every youth in California.

Juvenile bureaus in police departments—Since this committee was created a number of police departments have set up juvenile bureaus staffed by men and women who sympathize with and know how to lead youths.

Uniform curfew laws—In our report to the Legislature in January, 1945, we recommended a study be made by the Attorney General and the officials of the League of California Cities in an effort to draw up and adopt more uniform curfew laws. To a very small extent such an attempt has been made. For example we took the following from the Long Beach Press-Telegram of October 15th this year.

CURFEW WIDENED OVER JUVENILES

"Juveniles in the entire unincorporated area of Los Angeles County, including Lakewood, within the next few weeks will come within the terms of a new, uniform curfew ordinance which deals with loitering in public places from 10 p.m. until sunrise.

"The ordinance was ordered prepared by the board of supervisors this morning and its adoption is expected before Christmas holidays.

"Most cities of Los Angeles County are expected to follow suit in adopting the identical ordinance so that juveniles will be subject to the same regulations regardless of where they may be within the county."

This is an important factor in delinquency among minors and should be extended without delay.

Identification cards—During the 1945 Session of the Legislature a bill was introduced at our request that youth between the ages of 12 and 25 be compelled to carry identification cards. Cards to show name, address, age and picture. Also indicate name and address of parents or guardian. The bill failed to pass.

We urge again that such a law be enacted.

We have dozens of letters from youth leaders, police officials and citizens endorsing this movement.

This matter has been thoroughly discussed and we are of the opinion that now is the time to begin such a movement.

Probation officers' standards—Without even a thought of dictating to county officials as to their authority to employ probation officers or to influence them in any way, we again urge the adoption of uniform standards for such officers. A well trained and interested officer can very often prevent some young person from beginning a life of crime. These important officials in the administration of the juvenile laws should be "tops" in the program of prevention. They are just as important as teachers, for they do teach. Teach how young people should attempt to stay out of trouble.

On the basis of "dictation" to counties, such a bill should not be allowed to be sidetracked. It is important. Will do a splendid piece of work. It certainly should be enacted.

Relocation of Prison for Women—In 1933 a tract of 1,722 acres of land was bought for the women's prison. Very little of this acreage has been used. Besides the little that is used some 1,200 acres are rented netting an income of little more than $2,500 per year to the State.

The prison is located some 47 miles from Bakersfield and 135 miles from Los Angeles. There is no place for employees to live let alone employees' families. Therefore it is impossible for the administration to obtain and hold employees. The turnover is tremendous and presents a big problem.

Professional help is out of the question. Weeks go by and no doctor or nurse can be obtained. They ask "why should I drive such a distance to earn and collect a small fee when I have all I can do right in my home town?"

School and training facilities are entirely inadequate. They are only make-shifts, very often erected by the girl and women inmates themselves. If there is a forgotten institution, Tehachapi is it.

This institution should be relocated. The property should either be sold or converted into an institutional farm for older boys and younger men who have been convicted of some minor crime other than those against person or property.

Sectional pride should not prevail in this matter. In the last session of the Legislature 58 Assemblymen were authors of the bill only to see it defeated in the Senate by three votes.

We urge it most strongly.

Division of Jail Inspection—During recent months considerable has been said and written about city and county jails. A committee has made a thorough inspection and no doubt will have some recommendations to make. However, in as much as this committee has likewise made some inspections and investigations we, too, would like to recommend that a Division of Jail Inspection be set up in the Department of Corrections.

Smaller correctional schools—The committee feels that our correctional schools are considerably too large. There is a definite need for smaller institutions to permit supervisors to devote more individual attention to the students. Smaller institutions would also permit group segregation and variance of program to meet each class and type of boys and girls.

The committee also feels that the sights of the personnel, so essential to first class administration of this type of school should be raised. Standards of personnel and pay scale should have the study and attention of the Legislature. Raising of standards and providing better pay will eliminate personnel turnover which has been a distressing problem for many years. We will never be able to do even a reasonably good job until this problem has been taken care of.

Rush construction program—This committee recommends that in view of the overcrowded condition of San Quentin and Folsom prisons, that no delay in the construction of new facilities be permitted if it is within the power of the Legislature to prevent such delay. Money should be provided for material, labor and personnel.

Along with this recommendation we urge that continued support be given to the classification and rehabilitation facilities of the prisons.

One man to each prison cell—It is a vicious practice to house more than one prisoner in a cell. Therefore we recommend that provisions be made in all new prisons and rebuilt ones that complete segregation of the various classifications of prisoners be made in order to prevent the general dissemination of the criminal knowledge and degenerate behavior within the prisons.

Make escape or attempted escape a felony—Since the California Vocational Institution may receive commitments from both the Youth Authority and the Adult Authority and since the Youth Authority commits those older cases who are unfit for the Preston School of Industry to this institution, the committee recommends that a law be passed making escape and attempted escape from this institution a felony.

Crime closer to crib—With more than 21 percent of all arrests under age 21 we, at least, can begin to see the necessity for more prevention and the need for creative leadership in youth activities.

According to J. Edgar Hoover, 15 percent of all America's murders are committed by youths under age 21. Thirty-six percent of all robberies, 51 percent of all burglaries, 30 percent of all rapes are committed by boys and girls under age 21.

Among our high school youths are many, very many, fine young people, in fact nearly 98 percent of them are upright in every respect. It would seem that these worthy youths should have more opportunities

to discuss these matters at school and consider how they might use their influence to help check juvenile delinquency and crime among their contemporaries and teenagers of the future.

It must be apparent to those youths themselves that practically all delinquency of any sort indicates an absence of wholesome self-control and inhibition in the offender. Seeing this, they, naturally, might come to the conclusion that learning self-control and useful inhibitions presupposes adequate restraint of the child in his earlier years.

Recently, Attorney General Tom Clark said: "Today there are an estimated 6,000,000 law violators in the Nation, who have transgressed all types of law, both major and minor."

Arrayed against them are some 150,000 law enforcement officers and lay-leaders.

Clark goes on to say "many states and communities are ill-prepared to cope with wide-spread crime." He added "we need throughout the country reforms in criminal laws which will make it impossible for unscrupulous lawyers to effect delay by quibbling."

ACKNOWLEDGMENT

We acknowledge the able assistance and advice of the following citizens:

Richard A. McGee, Director, Department of Corrections.

John H. Klinger, Deputy Director, Department of Corrections.

Karl Holton, Director, California Youth Authority.

Heman Stark, Chief, Division of Field Services.

Harold A. Slane, former member, California Youth Authority.

Judge McKesson, member, California Youth Authority.

Sterling S. Winans, Chairman Adult Advisory Committee, Southern California Youth Centers.

George Clark, Subchairman Youth Affairs Committee, Los Angeles Junior Chamber of Commerce.

Phillip Freidman.

F. H. Butterfield, President, California Probation Association.

Mrs. Harvey Dye, Chairman Radio Section, California Congress P. T. A.

Dr. Weston A. Price, Redlands University.

Dr. Roswell H. Johnson, Director Department of Personal Service, American Institute of Family Relations.

Mr. Frank Kane, Mrs. Chattie Jacobson, American Legion Auxiliary.

John B. Long, Manager, California Newspaper Publishers' Association.

Paul J. McKussick, Superintendent, Fred C. Nelles School.

Mrs. Myrtle McClean, Founder, Global Thinkers.

Wixon Stevens, Los Angeles Bar Association.

David Andrews, Captain, Los Angeles Police Department.

Charles Johnson and Stuart Walsh, Attorney General's Office.

Howard W. Coy.

Otto Faulkner, Captain, Long Beach Police Department.

Mrs. Helen Chandler Ryan, representing Board of Education, Long Beach, and Rosenberg Foundation.

Joseph M. Kennick, Superintendent Juvenile Bureau, Long Beach.

J. Holly Ashcraft, Director School and Municipal Playgrounds, Long Beach.

Harmon F. Gum, Chairman American Legion Department of California, Child Welfare Committee.

W. H. Smith, Pinkerton Detective Agency.

Mrs. Burton W. Chace, representing Long Beach P. T. A.

Verne Morrell, President, Long Beach Church Brotherhood.

Mrs. Jessie Farrell, W. C. T. U., Long Beach.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, January 6, 1947

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

Senate Concurrent Resolution No. 5

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS

The following resolution was read:

Senate Concurrent Resolution No. 5—Relative to adjournment in respect to memory of Steve Sodel.

Request for Unanimous Consent

Mr. Geddes asked for, and was granted, unanimous consent to take up Senate Concurrent Resolution No. 5, at this time, without reference to committee or file.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 5

Senate Concurrent Resolution No. 5—Relative to adjournment in respect to memory of Steve Sodel.

Resolution read, and adopted unanimously.

Resolution ordered transmitted to the Senate.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolution was offered:

Assembly Concurrent Resolution No. 8: By Messrs. Thompson and Kirkwood—Relative to approving an amendment to the charter of the City of San Jose, a municipal corporation of the County of Santa Clara, State of California, voted for and ratified by the qualified electors of said city at a special municipal election held therein on November 5, 1946.

Request for Unanimous Consent

Mr. Thompson asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 8, at this time, without reference to committee, print or file, and that the same be considered engrossed.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 8

Assembly Concurrent Resolution No. 8—Relative to approving an amendment to the charter of the City of San Jose, a municipal corporation of the County of Santa Clara, State of California, voted for and ratified by the qualified electors of said city at a special municipal election held therein on November 5, 1946.

Resolution read.

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

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher,

Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—74

NOES—None.

Resolution ordered printed, and transmitted to the Senate.

RESOLUTIONS

The following resolutions were offered:

By Messrs. Hinton, Beck, Sam L. Collins, Ralph C. Dills, and Rosenthal:

House Resolution No. 16

Relating to adjournment in respect to the memory of Elmer E. Lore

WHEREAS, Sorrow fills our hearts today as we record the passing of Elmer E. Lore who in December of 1946 gave himself unto his Maker; and

WHEREAS, His passing recalls to us some of the details of his active and useful life which began August 23, 1892, in the State of Nebraska. In 1918, as a young man, he moved to Los Angeles. In 1923 he chose North Hollywood as his permanent residence. For many years he served as a newspaperman in the Los Angeles area. From 1935 through 1940 he served with distinction as a member of our State Assembly, always warmly espousing the interests of labor; and

WHEREAS, We wish to give token of our appreciation and esteem of Elmer E. Lore as a devoted public official, loyal citizen, and kindly friend; now, therefore, be it

Resolved by the Assembly of the State of California, That when the Assembly adjourns this day it do so in respect to the memory of Elmer E. Lore; and be it further

Resolved, That the Chief Clerk of the Assembly is directed to convey to the bereaved family of Elmer E. Lore this expression of our tribute.

Request for Unanimous Consent

Mr. Hinton asked for, and was granted, unanimous consent to take up House Resolution No. 16, at this time, without reference to committee or file.

Resolution read, and adopted unanimously by a rising vote.

Speaker Presiding

At 11.50 a.m., Hon. Sam L. Collins, Speaker of the Assembly, presiding.

By Messrs. Burke and Sam L. Collins:

House Resolution No. 17

Relative to Glenn D. Willaman

WHEREAS, In December of 1946, while this Legislature was in adjournment, Glenn D. Willaman, former editor and widely known Executive Secretary of the California Real Estate Association, passed suddenly from this life; and

WHEREAS, This loyal Californian, whose many years of service as Secretary of the California Real Estate Association brought him in contact with numerous Members of this Legislature, whose respect, admiration and friendship he had, and so richly deserved, contributed greatly to the advancement of the State and leaves therein the imprint of his high ideals and noble aspirations.

Glenn Willaman was also a successful newspaperman. He was managing editor of the Bakersfield Echo and subsequently became managing editor of the Fresno Republican. It was while associated with the latter, in 1921, that he became Executive Secretary of the Real Estate Board, a position he held until the time of his death.

He was a zealous, cheerful, untiring worker and was highly regarded in the association with which he was affiliated for so many years. He died as he had lived—doing the work he loved so well. Death came, as it must to all men, as he was addressing the local Realty Board at Twentynine Palms on December 3, 1946.

Glenn Willaman proclaimed far and wide the future role of our great State—that it would become the "Empire State" of the Nation. He will be remembered for the part he played in the achieving of that goal; therefore, be it

Resolved by the Assembly of the State of California, That when we adjourn today, we shall do so in respect to the memory of Glenn D Willaman; and be it further

Resolved, That the Chief Clerk is directed to send the bereaved widow an engrossed copy of this resolution.

Resolution read.

Request for Unanimous Consent

Mr. Burke asked for, and was granted, unanimous consent to take up House Resolution No. 17, at this time, without reference to committee or file.

Resolution read, and adopted unanimously.

FURTHER CONSIDERATION OF HOUSE RESOLUTION NO. 4

House Resolution No. 4—Relative to the Temporary Rules of the Assembly.

Further Consideration of Substitute Resolution by Mr. Wollenberg

Substitute Resolution

Resolved by the Assembly of the State of California, That the Standing Rules of the Fifty-sixth (Regular) Session in effect on June 16, 1945, be, and the same are, hereby adopted as the Temporary Rules of the Assembly for the Fifty-seventh (General) Session, except as follows:

(1) Rule 19 shall read:

Duties of the Speaker

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

(a) To preserve order and decorum; he may speak to points of order in preference to the other members, rising from his chair for that purpose.

(b) To decide all questions of order subject to appeal to the Assembly by any member. On every appeal, he shall have the right to assign his reason for his decision.

(c) To have general direction over the Assembly Chamber and rooms set aside for the use of the Assembly, including the rooms for use by members as private offices.

(d) To name any member to perform the duties of the Speaker, but such substitutions shall not extend beyond adjournment.

(e) To appoint the membership of all special committees, and the respective chairmen thereof.

(f) To propose a schedule of meetings of standing committees.

(g) To have general control and direction over the Journals, papers, and bills of the Assembly.

(h) To act as Chairman of the Committee of the Whole.

(i) To order the lobby and gallery cleared whenever he shall deem it necessary.

(j) To assign desks to properly accredited newspaper representatives

(k) To authenticate by his signature, when necessary, or when required by law, all bills, memorials, resolutions, orders, proceedings, writs, warrants, and subpenas issued by order of the Assembly.

(l) The Speaker shall be ex officio member of all Assembly, joint, and interim committees with all of the rights and privileges of such membership, except the right to vote. In counting a quorum of any such committees, the Speaker shall not be counted as a member.

(2) Rule 72 shall read:

Standing Committees

72. For their convenient functioning and in furtherance of the thorough consideration of all bills on a given subject, the several standing committees of the Assembly are respectively grouped into the following categories:

1. Rules
2. Legislative Procedure
3. Conservation and Planning.
4. Fish and Game.
5. Governmental Efficiency and Economy.
6. Revenue and Taxation.
7. Ways and Means.
8. Education.
9. Crime and Correction.
10. Public Morals.
11. Public Health.
12. Social Welfare.
13. Civil Service and State Personnel.
14. Military Affairs.
15. Municipal and County Government.
16. Elections and Reapportionment.

17. Judiciary.
18 Constitutional Amendments.
19. Agriculture
20. Livestock and Dairies.
21. Public Utilities and Corporations.
22 Manufacturing, Oil, and Mining Industry.
23. Industrial Relations.
24. Finance and Insurance.
25. Transportation and Commerce.

Prior to the assignment of members to serve on the several standing committees, the Committee on Rules shall consider the preferences of the members with regard to committee assignments, while keeping in view the practical necessity of making assignments so that members will not serve on more than one committee which meets at the same time, and the Committee on Rules thereafter shall determine the number and members to serve on each standing committee. Upon publication in the Journal of the number of members on each standing committee, no further change in the number of members of the committee shall be made otherwise than by a majority vote of the elected membership of the Assembly.

No Member of the Assembly shall be a member of more than three standing committees except that by appointment of the Committee on Rules a member may serve on more committees.

(3) Rule 80 shall read:

Committee on Rules

80 There is a Committee on Rules consisting of nine members, to be elected by the Assembly, which shall, for the purpose of Joint Rule 2, be deemed the Rules Committee of the Assembly.

The Committee on Rules shall appoint all other standing committees of the Assembly unless otherwise directed by the Assembly and shall designate a chairman of each committee so appointed and a vice chairman of each such committee. The Committee on Rules shall select its own chairman and vice chairman.

Substitute resolution read.

Motion to Amend

Mr. George D. Collins moved the adoption of the following amendment:

Amendment No. 1

Strike out the first paragraph of Rule 80, as printed on page 43 of the Assembly Daily Journal of January 6, 1947, and insert:

"Each political party shall be represented on the Committee on Rules in proportion to the number of members elected to the Assembly who are registered as affiliated therewith, as nearly as circumstances permit. In case such proportion for any committee cannot be exactly attained on a mathematical basis, any fractional representation for the majority party shall count as one.

Each party shall caucus as soon as convenient after the adoption of these rules and shall designate its candidates for representation on the Rules Committee."

Amendment read.

Point of Order

Mr. Doyle arose to the following point of order: That Mr. Weber is not speaking to the question.

Ruling by Speaker

The Speaker ruled that, because the Permanent House Rules have not yet been adopted, Mr. Doyle's point of order is not well taken.

Question of Personal Privilege

Mr. Thomas arose to a question of personal privilege, stating: That he wished to correct an impression as expressed by Mr. Beck, and that the vote he mentioned in his arguments referred to the Permanent Rules and did not refer to the Committee on Rules.

The question being on the adoption of the amendment offered by Mr. George D. Collins to Rule 80.

Roll Call Demanded

Messrs. Beck, Heisinger, and Rosenthal demanded a roll call.

The roll was called, and the amendment offered by Mr. George D. Collins to Rule 80 refused adoption by the following vote:

AYES—Beck, Berry, Boyd, George D. Collins, Lester T. Davis, M. Philip Davis, Dunn, Gaffney, Grunsky, Heisinger, Kirkwood, Miller, O'Day, Robertson, Sherwin, Stephenson, and Wollenberg—17.

NOES—Allen, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cramer, Crichton, Crowley, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Erwin, Evans, Field, Fletcher, Geddes, Grant, Hahn, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, Price, Silliman, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—52.

The question being on the adoption of the substitute resolution.

Substitute resolution to House Resolution No. 4 read.

Roll Call Demanded

Messrs. Wollenberg, Evans, and Beck demanded a roll call.

The roll was called, and the substitute resolution offered by Mr. Wollenberg refused adoption by the following vote:

AYES—Beck, Berry, Boyd, George D. Collins, Cooke, M. Philip Davis, Gaffney, Grunsky, Johnson, Kirkwood, Miller, O'Day, Sherwin, Stephenson, and Wollenberg—15.

NOES—Allen, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Geddes, Grant, Hahn, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Kilpatrick, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, Price, Robertson, Rosenthal, Sheridan, Silliman, Stanley, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—59.

The question being on the adoption of House Resolution No. 4.

House Resolution No. 4

Resolved by the Assembly of the State of California, That the Standing Rules of the Fifty-sixth (Regular) Session, as adopted January 11, 1945 (pages 147-168 of the Assembly Journal), and as amended on March 27th (page 1306 of the Assembly Journal), and April 16th (page 1892 of the Assembly Journal), be and the same are hereby adopted as the Temporary Rules of the Fifty-seventh (General) Session.

Resolution read, and adopted.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 2

Senate Concurrent Resolution No. 2—Relative to the Joint Rules of the Legislature.

Resolution read.

Request for Unanimous Consent to Set Special Order

Messrs. Wollenberg and Allen asked for unanimous consent that Senate Concurrent Resolution No. 2 be made a special order of business for Wednesday, January 8, 1947, at 11.10 a.m.

Mr. Lowrey withheld unanimous consent.

Rush Order Placed Upon Printing of Senate Concurrent Resolution No. 2 by Unanimous Consent

By unanimous consent, a rush order was placed upon the printing of Senate Concurrent Resolution No. 2; and the Sergeant-at-Arms instructed by the Speaker to have a copy on the desk of each Member of the Assembly on the next legislative day.

GUESTS EXTENDED PRIVILEGE OF ASSEMBLY FLOOR

On request of Mr. Crichton, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Lieutenant and Mrs. L. K. Bowen, Mr. and Mrs. Henry Hyde, and C. E. Peter of Fresno.

On request of Mr. Anderson, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Lionel De Silva, Director of Research of Inglewood City Schools; and Mr. and Mrs. Lynn of Inglewood.

On request of Mr. McMillan, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Miss Grace S. Stoermer and Mrs. Ida R. Koverman of Los Angeles.

On request of Mr. Burke, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Talmage Burke of Los Angeles.

On request of Mr. Anderson, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Forrest Murdock of Inglewood.

On request of Mr. Thomas, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. Jean Haley, Roy Beaton, and Miss Lucille Jones of San Pedro.

On request of Messrs. Hinton, Field, and Sam L. Collins, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mr. and Mrs. Lloyd P. Fuller of Encino.

On request of Mr. Gaffney and the San Francisco Delegation, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mr. and Mrs. Charles M Wollenberg and Mrs. Albert C. Wollenberg of San Francisco.

On request of Mr. Hahn, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. Hattie U. Hahn and Mrs. Gertrude Downs of Los Angeles.

On request of Mr. Stanley, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. Lilea Eastman of Orange.

On request of Mr. Kirkwood, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. Robert Kirkwood, Mrs. Robert C. Kirkwood, Anne and Robert Kirkwood of Saratoga.

On request of Mr. Cramer, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Chas. W. Stream of San Diego.

On request of Mr. Fletcher, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mr. and Mrs. Lloyd Leedom, Mr. and Mrs. Russell Pavey, and Mr. and Mrs. Robert New of Long Beach.

On request of Mr. Dickey, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. Randal F. Dickey, Randal F. Dickey, Jr., and Frederick M. Van Sicklen of Alameda.

On request of Mr. McCollister, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Clinton Duffy, Warden of San Quentin.

On request of the San Francisco Delegation, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to James Quigley and Dan Gallagher of San Francisco.

On request of Messrs. Thurman, Grunsky, and Beck, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Jacob Leonard of Hollister.

On request of Mr. Waters, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. Frank J. Waters, Frank J. Waters, and Frank J. Waters III of Los Angeles.

On request of Mr. Debs, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mr. and Mrs. Frank R. Greyon of Los Angeles.

ADJOURNMENT

At 1.23 p.m., on motion of Mr. McCollister, the Speaker declared the Assembly adjourned out of respect to the memory of the late Charles Joseph Lilley, Judge Andrew L. Pierovich, Steve Sodell, Elmer E. Lyon, Elmer E. Lore, and Glenn D. Willaman, until 11 a.m., Wednesday, January 8, 1947.

SAM L. COLLINS, Speaker

GERALDINE B. HADSELL, Minute Clerk

CALIFORNIA LEGISLATURE
FIFTY-SEVENTH (GENERAL) SESSION

ASSEMBLY DAILY JOURNAL

THIRD LEGISLATIVE DAY
THIRD CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO
Wednesday, January 8, 1947

The Assembly met at 11 a.m.

Hon. Thomas A. Maloney, Speaker pro Tempore of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

ROLL CALL

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

Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—75.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. Raymond Renwald:

O Almighty and Eternal God.

Do Thou direct our actions according to Thy good pleasure, that we may deserve to abound in good works through the assistance of Our Lord Jesus Christ, who liveth and reigneth with Thee in unity of the Holy Ghost, world without end—AMEN.

READING OF THE JOURNAL DISPENSED WITH

On motion of Mr. Grant, further reading of the Journal of the previous legislative day was dispensed with.

LEAVES OF ABSENCE FOR THE DAY

The following member was granted leave of absence for the day, because of illness:

Mr. Ralph C. Dills, on motion of Mr. Anderson.

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

Mr. Huyck, on motion of Mr. Waters.

The following member was excused for the balance of the legislative day:

Mr. Gannon, on motion of Mr. Stephenson.

COMMUNICATIONS

By Speaker Collins:

A communication from Richard Weil of San Francisco, relative to impeachment, was received, and ordered referred to the Committee on Judiciary.

By the Chief Clerk:

The following communication was received, read, and ordered printed in the Journal:

CAPITOL CORRESPONDENTS ASSOCIATION OF CALIFORNIA
STATE CAPITOL, SACRAMENTO, January 8, 1947

Honorable Arthur A. Ohnimus
Chief Clerk, Assembly, Sacramento, California

DEAR MR OHNIMUS: The Standing Committee of the Capitol Correspondents Association has investigated applications for authentication as accredited press representatives and recommend the following action:

Approved for press cards

Western News Service—Chris R Holmes, Roger Holmes Wood, Sergei Vronsky.

These are additions to the staff of the Western News Service previously approved.

Sincerely,

EARL C BEHRENS, President

By unanimous consent, the Members of the Assembly ratified the above approval for press cards, as given by the Capitol Correspondents Association of California

Hon. C. Don Field Presiding

At 11.09 a.m. Mr. C. Don Field, Member of the Assembly, from the Forty-third District, presiding.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

Pursuant to the provisions of Rule 13, the following bills were introduced:

Assembly Bill No. 1: By Messrs Stewart, Allen, Erwin, Geddes, Anderson, Bennett, Burke, Butters, Collier, Conrad, Cooke, Cramer, M. Philip Davis, Debs, Clayton A. Dills, Ralph C. Dills, Doyle, Evans, Fletcher, Grant, Hahn, Hawkins, Hinckley, Hinton, Hollibaugh, Huyck, Kilpatrick, Knight, Lyons, McMillan, Price, Robertson, Rosenthal, Stanley, Thomas, and Waters—An act amending Section 452 of, and adding Section 458 to, the Health and Safety Code, and adding Chapter 2 to Division 20 of the Health and Safety Code, relating to the control and suppression of air pollution.

Referred to Committee on Public Health.

Assembly Bill No. 2: By Messrs Anderson and Hawkins—An act to amend Sections 1500, 1501, and 1503 of the Welfare and Institutions Code, relating to needy children.

Referred to Committee on Social Welfare.

Assembly Concurrent Resolution No. 9: By Mr. Beck—Relative to a Fact-finding Committee on Legislative Organization and Procedure and Matters Relating Thereto.

Referred to Committee on Rules.

Assembly Bill No. 3: By Messrs. Berry, Burns, Lester T. Davis, and Doyle—An act to add Section 6903 5 to the Labor Code, relating to train crews on gas, gas-electric diesel, or diesel-electric cars and locomotives operated by railroad common carriers.

Referred to Committee on Industrial Relations.

Assembly Bill No. 4: By Mr. Crichton—An act to amend Section 737j of the Political Code, relating to the salaries of judges of the superior court.

Referred to Committee on Judiciary.

Assembly Concurrent Resolution No. 10: By Messrs. Debs, Crichton, Dunn, Brady, McMillan, and Waters—Relative to continuance of the Joint Interim Committee on Aviation created by Resolutions Chapter 62 of the 1946 (1st) Special Session.

Referred to Committee on Rules.

Assembly Bill No. 5: By Mr. Dickey—An act to provide for leasing adequate facilities and service for the establishing and operation of a telephone-typewriter system of communication between the State Department of Justice and the Alameda Police Department and to make an appropriation therefor.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 6: By Messrs. Doyle and Collier—An act to add Section 5662 to the Elections Code, relating to the rights of the occupant of a house which is situated on a precinct line.

Referred to Committee on Elections and Reapportionment.

Assembly Bill No. 7: By Messrs. Wollenberg, Maloney, Erwin, Sam L. Collins, and Field—An act to amend Section 12000 of the Government Code, relating to the salary of the Governor.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Joint Resolution No. 1: By Mr. Heisinger—Relative to memorializing the President and the Congress of the United States to remove from China all American troops now serving in China.

Referred to Committee on Rules.

Assembly Bill No. 8: By Messrs. Kilpatrick and Bennett—An act making an appropriation to the Department of Justice for investigation and prosecution of violations of law in respect to the placement of children for adoption and of the adoption laws.

Referred to Committee on Social Welfare.

Assembly Bill No. 9: By Mr. Luckel, Mrs. Niehouse, and Mr. Cramer—An act to add Section 672.5 and 683 to the Welfare and Institutions Code, relating to permitting or aiding the escape of an inmate of a juvenile hall or joint detention home.

Referred to Committee on Crime and Correction.

Assembly Bill No. 10: By Mr. Maloney—An act to amend Section 5437 of the Public Resources Code, relating to qualifications of voters of county recreation districts.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 11: By Mr. Rosenthal—An act to amend Section 19594 of the Business and Professions Code, relating to wagering on horse races by minors.

Referred to Committee on Public Morals.

Assembly Bill No. 12: By Mr. Stephenson—An act to amend Section 80 of, and to add Section 92.9 to, the Agricultural Code, relating to fairs, creating a new agricultural district and regulating the allocation of state funds appropriated for fair purposes.

Referred to Committee on Agriculture.

Assembly Bill No. 13: By Mr. Thomas—An act relating to the creation of a State Harbor Advisory Board, prescribing its powers and duties, and making an appropriation therefor.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 14: By Mr. Thomas—An act to amend Section 1 of an act entitled "An act to provide for changing the boundaries of cities and municipal corporations, and to exclude territory therefrom," approved March 20, 1889, relating to exclusion of territory from cities.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 15: By Mr. Rosenthal—An act to amend Sec-204e of, and to add Section 204g to, the Code of Civil Procedure, relating to jury commissioners and secretaries of the superior court.

Referred to Committee on Judiciary.

Assembly Bill No. 16: By Mr. Maloney—An act to amend Sections 11777, 11786 and 11793 of the Insurance Code, pertaining to the administration and organization of the State Compensation Insurance Fund.

Referred to Committee on Finance and Insurance.

Assembly Joint Resolution No. 2: By Mr. Luckel and Mrs. Niehouse—Relative to on-the-job training for veterans.

Referred to Committee on Military Affairs.

Assembly Bill No. 17: By Messrs. Kilpatrick and Cooke—An act to add Section 502.5 to the Vehicle Code, relating to driving while intoxicated.

Referred to Committee on Transportation and Commerce.

Assembly Bill No. 18: By Mr. Heisinger—An act to amend Section 1346 of the Fish and Game Code, relating to antelope.

Referred to Committee on Fish and Game.

Assembly Bill No. 19: By Mr. Dickey—An act to amend Sections 827 and 1946 of the Civil Code, relating to landlord and tenant and hiring of real property, respectively.

Referred to Committee on Judiciary.

Assembly Bill No. 20: By Mr. Debs—An act to add Section 247.5 to the Vehicle Code, relating to the wrecking or dismantling of vehicles.

Referred to Committee on Transportation and Commerce.

Assembly Bill No. 21: By Mr. M. Philip Davis—An act to amend Section 1054 of the Code of Civil Procedure, relating to extensions of time.

Referred to Committee on Judiciary.

Assembly Bill No. 22: By Mr. Brown—An act to add Section 223.5 to the Civil Code, relating to adoption of minors.

Referred to Committee on Judiciary.

Assembly Bill No. 23: By Messrs. Berry, Burns, Gaffney, Lester T. Davis, and Doyle—An act to amend Section 6904 of the Labor Code, relating to operation of railroad engines.

Referred to Committee on Industrial Relations.

Assembly Constitutional Amendment No. 1: By Mr. Beck—A resolution to propose to the people of the State of California an amendment to the Constitution of the State by amending Section 23 of Article IV, relating to the compensation of Members of the Legislature.

Referred to Committee on Constitutional Amendments.

Assembly Bill No. 24: By Mr. Bennett—An act adding Sections 11543 and 11544 to the Business and Professions Code, relating to sewers in real estate subdivisions.

Referred to Committee on Municipal and County Government.

Assembly Constitutional Amendment No. 2: By Messrs. Anderson and Hawkins—A resolution to propose to the people of the State of California an amendment to the Constitution of the State by adding Section 22aa to Article IV thereof, relating to aid to needy children.

Referred to Committee on Constitutional Amendments.

Assembly Bill No. 25: By Messrs. Allen, Doyle, and James—An act to add Chapter 5, comprising Sections 20000 to 20140, inclusive, to Division 8 of the Business and Professions Code, relating to the regulation and licensing of locksmiths.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 26: By Mr. McCollister—An act to provide for state operation and maintenance of the Golden Gate Bridge, defining the powers and duties of the California Toll Bridge Authority and the Department of Public Works in respect thereto, providing for the

redemption of bonds and the payment of interest, and making an appropriation.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 27: By Mr. McCollister—An act to provide for the maintenance of the Golden Gate Bridge by the Department of Public Works, through the collection of tolls thereon; defining the powers and duties of the California Toll Bridge Authority in respect to the Golden Gate Bridge and Highway District, providing for the redemption of bonds and the payment of interest, and making an appropriation.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 28: By Mr. McCollister—An act to define the powers and duties of the California Toll Bridge Authority in respect to the Golden Gate Bridge and Highway District, providing for the redemption of bonds and the payment of interest, and making an appropriation.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 29: By Mr. Thomas—An act to add Sections 10.2, 10.3, 10.4, and 10.5 to the Fish and Game Code, relating to commercial fishing, establishing a Commercial Fisheries Commission, and providing for the administration and enforcement of the laws relating to the taking and use of fish, mollusks and crustaceans for commercial purposes.

Referred to Committee on Fish and Game.

Assembly Bill No. 30: By Mr. Thomas—An act to repeal Section 842.5 of, and to add a new Section 842.5 to, the Fish and Game Code, relating to the use of nets and declaring the urgency thereof, to take effect immediately.

Referred to Committee on Fish and Game.

Assembly Bill No. 31: By Mr. Anderson—An act to amend Section 53 of the Unemployment Insurance Act relating to maximum benefit awards.

Referred to Committee on Finance and Insurance.

Assembly Bill No. 32: By Mr. Beck—An act to add Section 530 to the Streets and Highways Code, relating to state highway routes.

Referred to Committee on Conservation and Planning.

Assembly Bill No. 33: By Mr. Beck—An act to add Section 10115 to the Insurance Code, relating to life insurance policies.

Referred to Committee on Finance and Insurance.

Assembly Bill No. 34: By Mr. Heisinger—An act to add Sections 169 and 283 to the Fish and Game Code, relating to game refuges.

Referred to Committee on Fish and Game.

Assembly Bill No. 35: By Messrs. Allen and M. Philip Davis—An act to amend the title of Article 1 of Chapter 4, Part 1, Division 3, Title 2 of the Government Code, and to amend Sections 11380, 11381, 11382, 11383, 11384, 11385, and 11401 of said code and to add Section

11382.5 and Article 1, comprising Sections 11370 and 11371, Article 4, consisting of Sections 11420 to 11427, inclusive, and Article 5, consisting of Section 11440, to Chapter 4, Part 1, Division 3, Title 2 of said code, relating to rules and regulations of state agencies.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 36: By Messrs. Allen and M. Philip Davis—An act to add Chapter 8 comprising Sections 9800 to 9807, inclusive, to Part 1, Division 2, Title 2 of the Government Code, relating to the quasi-legislative functions of state administrative agencies, creating the Legislative Committee on Administrative Regulations and defining its powers and duties, prescribing duties of the Codification Board and the Legislative Counsel incident thereto, and making an appropriation for the support of the committee.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 37: By Mr. Rosenthal—An act to amend Section 647a of the Penal Code, relating to vagrancy.

Referred to Committee on Judiciary.

Assembly Bill No. 38: By Mr. Rosenthal—An act to amend Section 10 of the Political Code and Section 8151 of the Education Code, relating to holidays.

Referred to Committee on Education.

Assembly Bill No. 39: By Mr. Rosenthal—An act to amend Sections 765 and 863 of "An act to provide for the organization, incorporation, and government of municipal corporations," approved March 13, 1883, relating to the publication of city ordinances.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 40: By Messrs. Rosenthal and Brady—An act to amend Section 10 of the Political Code, to amend Section 18025 of, add Sections 1226 and 1227 to, and repeal Sections 11021, 18020, 18021, 18022, 18023, and 18024 of, the Government Code, relating to holidays and hours of employment in public service.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Concurrent Resolution No. 11: By Messrs. Dunn, Geddes, M. Philip Davis, and Debs—Relative to the continuance of the Joint Committee on Preschool and Primary Training created by Resolutions Chapter No. 60 of the 1946 (1st) Special session.

Referred to Committee on Education.

REQUEST FOR UNANIMOUS CONSENT TO PRINT REPORT

Mr. McCollister asked for, and was granted, unanimous consent that the following Final Report of the Assembly Interim Committee on Military Affairs be ordered printed in the Journal:

FINAL REPORT OF INTERIM COMMITTEE ON MILITARY AFFAIRS ASSEMBLY, CALIFORNIA STATE LEGISLATURE

SACRAMENTO, January 8, 1947

MR. SPEAKER: Pursuant to the requirements of House Resolution No. 151, and other resolutions of the Fifty-sixth Session of the Legislature, your Interim Committee

on Military Affairs submits herewith its final summary of operations and recommendations:

General

It must be said at the outset that matters affecting the veterans within the State of California have been so numerous and so popular as to cause your committee, and its investigator and staff, to be in almost continuous service throughout all parts of the State. There are currently well over one million returned veterans now in California, of which some 700,000 are qualified California veterans eligible for our state services. We have been called upon to hold many more meetings than had been expected. We have heard and settled the various complaints; inspected and surveyed our state institutions and facilities; published booklets on veteran services; attended many veteran meetings and functions; dealt with the various state departments and officials; and in general given service to our veteran population, all on behalf of the State Legislature.

Publications

Two booklets were published by your committee. The first, *Veteran Legislation*, ran 5,000 copies and was distributed among the Members of the Legislature only, in February, 1946. In May of the same year we published a second booklet, *Veteran Assistance in California*, running 20,000 copies. It was a plain language explanation of California's various veteran services, how to apply and obtain them, and set forth also the provisions of the services of the Federal Government. This publication was supplied to all Members of the Legislature, to officers and all posts of the veteran organizations, and finally, requests for copies were received from agencies of the Federal Government and from all parts of the United States until the supply was exhausted The demand for this type of literature seems obvious enough reason for your committee to recommend that the next Committee on Military Affairs republish such a booklet.

Definition of Veteran

It has been often suggested that with so many thousands of nonresident veterans within our state borders a clear-cut restrictive definition of what constitutes a "California Veteran" should be enacted. For home loans and education benefits, etc., our present statute requires the veteran to have been a "bona-fide" resident of California prior to military service Your committee finds this to be working more satisfactorily than the once contemplated strict one year prior residence requirement, and we therefore recommend that no changes, except for possible clarifications, be enacted. The 10-year requirement for entrance to the State Veterans' Home is not yet in question.

Veterans' Home

Your committee made a thorough review and inspection of conditions at the State Veterans' Home in Yountville, and reports with gratitude that the institution is under splendid management and is progressing as rapidly as possible on the large expansion program for which we have already provided. No additional appropriations seem necessary at this time Likewise, on this subject, the committee concludes that for the present there is no need nor necessity for the establishment of a similar home in Southern California.

Napa State Farm

To settle an old subject, your committee inspected this state farm, located but a few miles from the Veterans' Home, with a view to the economics of putting this property to some use. We recommend most thoroughly that this now dormant institution be added to the jurisdiction of the Commandant of the Veterans' Home; that the present farm manager be retained at his present salary in the new capacity of farm and rehabilitation instructor; and that the premises be used and worked by the members of the Veterans' Home.

Housing

Your committee recognizes that most of the veteran housing problems have been taken under the control of the Federal Government, yet we desired to determine whether or not our appropriations of state funds were serving their intended purpose. The results, in general, have not been encouraging There have been gratifying results around a few school campus developments but even these have been hampered by shortages. Inter-agency red tape has not helped the local authorities to participate in the aid provided by the State. New building materials should be approved where possible and our system of granting financial aid needs simplification. Your committee started on this subject in August, 1946, but delayed its actions partly because the only real remedy seemed to be to put the State into the actual construction business, and partly because the committee is not on the federal level of government.

Farm and Home Loans

Your committee takes pleasure in reporting again on the success of California's farm and home loan program and its management. It is undoubtedly of greatest assistance and the most outstanding plan in the nation. We recommend, however, that the top valuation on eligible home properties be raised to $15,000 and that farm

offerings be raised to $30,000, without, however, any increase in the present maximum loan limitations of $7,500 on homes and $13,500 on farms. The reason for this recommendation is, of course, that many veterans wishing to own or operate better class properties are currently precluded from this loan service.

Minors

Your committee recognizes that California is not in line with many other states which permit a veteran under 21 years of age to negotiate for veteran loans, both federal and state We, therefore, recommend that our banking statutes, and others as necessary, be amended to permit service to veterans beginning at age 18.

Re-employment

Your committee has devoted a most considerable amount of time to hearing veteran complaints, and to examination of circumstances preventing veterans from returning to their old jobs, and the like. Also, the subject of unemployment insurance, both federal and state, was considered. For the great majority of veterans, however, ample work and facilities exist. With the United States Employment Service now back in state control; with the splendid work being done by Veteran Centers in the larger communities; the present service officer systems; and the present civil service advantages; your committee finds no recommendation necessary. Those few individuals involved with the state civil service regulations are treated by remedial legislation listed elsewhere in this report.

On-the-Job Training

Earlier during our term of service your committee found that the program of apprenticeship training was popular with the veterans and well administered by the State There were few instances of inequalities. In recent months, however, due mostly to the enactment of Public Law 679, the provisions of the Federal Servicemen's Readjustment Act were amended to limit the earnings of on-the-job trainees. As a result, this service is not now being used as it should Your committee therefore recommends that the Federal Congress be memorialized to raise these limitations.

Education

Your committee has reviewed California's system of educational assistance to its veterans, wherein $1,000 may be spent on each eligible veteran wishing to continue his or her education. In sharp contrast with the services offered by the Federal Government, however, we pay subsistence to the veteran at the rate of only $40 per month. Your committee does not recommend that the capital sum of $1,000 be increased, since our state service is used principally for brush-up courses, or as a continuation of exhausted federal benefits, yet we do recommend that the monthly payment be raised to $100 as the veteran may elect.

Civil Service Credits

Your committee came upon a system of applying the statutory veterans' examination credits, initiated by the Personnel Board, which did not extend the credits to all veterans who obtained the minimum passing grade. See Assembly Concurrent Resolution No. 5, Extraordinary Session, July, 1946 Although we believe the situation has been corrected as a result of our committee activity, remedial legislation is recommended elsewhere in this report.

Cash Bonus

From time to time your committee has been bombarded with requests and demands for the payment of a cash bonus to all legitimate California veterans The State of Illinois, for one, has enacted such a plan. It is the opinion of this committee, however, that the payment of any substantial sum would be impossible, based upon our overwhelming number of veterans; but further, we consider the enlargement of our farm and home loan purchase plan, our educational benefits, and the like, to be a more proper function of government in restoring veterans to their true places. We feel that whatever bonus the State might afford to pay in cash would, in most instances, be dissipated without bestowing any real service upon the veteran Your committee therefore recommends that the Legislature decline to enact any bonus plan that may subsequently be proposed

Service Officers

Your committee thoroughly recommends that continued appropriations be approved in support of the veteran service officers financed by contract with the major veteran organizations. Upon first examination by the committee it was found that the former Veterans' Welfare Board had set up a system requiring the veteran organizations to match our state assistance on a 50-50 basis to which we objected as not being within the legislative intent The matter has now been changed to 70 percent State, 30 percent participation by the sponsoring organization, and the system is working very satisfactorily. In addition to these service officers, some counties have now taken advantage of our assistance to county government for the support of county service officers. Your committee recommends also that continued appropriations be made in support of these veteran counsellors.

State Departments

After a continuing contact with all of the various state departments and officials dealing in veteran assistance, such as the State Department of Veterans' Affairs and its Divisions, the State Personnel Board, the Department of Education, the Contractor's License Board, the Apprenticeship Council, and others, your committee wishes to commend all of the agencies in their genuine effort to render every possible service and concession our veterans may require On such matters as the restoration of licenses to do business, for example, where this committee has sought aid for the veteran, complete cooperation has been found at every hand. In order to strengthen the position of our State Government with regard to veteran assistance, your committee recommends that the requests for personnel, supplies, and appropriations for the performance of veteran aids on the part of our state departments be most favorably considered.

New Bills

Your committee expects that there will be a deluge of new legislation introduced by the membership of the next, Fifty-seventh, Legislature, making a variety of proposals on all phases of veteran aid. It is to be hoped that the contents of this report may be used as a guide and that new legislation, if introduced, will be held at a minimum As a result of the committee operations, and in keeping with the recommendations offered, the following subjects have been treated with the introduction of new and remedial legislation by your committee

1. Increasing the maximum value of property offered for farm and home loan purchases.
2. Requiring that any profit made on repossessed properties must be returned to the veteran-borrower under state loans.
3. Adding the Napa State Farm to the jurisdiction of the Yountville Veterans' Home.
4. Providing some improved conditions for members of the Veterans' Home who work part time.
5. Increasing the monthly educational payment to $100, as the veteran may elect.
6. Providing for the employment of certain eligibles for appointment to the Highway Patrol, whose appointment came up while in military service.
7. Reducing the negotiable age for veterans wishing federal or state veteran loans to 18 years of age.
8. Providing for consideration of veteran medical officers regarding their interneship.
9. Providing for application of veterans statutory credit in civil service examinations.
10. Providing for service officer appropriations, wherein such items are not in budget.
11. Creating position of sergeant in state police, with examination open to veteran employees only.
12. Memorializing Congress regarding on-the-job training limitations.
13. Extending the ten year residence requirement now applicable to Yountville to cover entrance to the Women's Relief Corps Home at Santa Clara.
14. Providing for the completion of civil service examinations, any portion of which was interrupted by military service.
15. Providing that time spent in military service shall be counted in computing employee seniority rights.
16. Prohibiting residence of non-veterans in any domicile financed by public funds as veteran housing.

Main Conclusion

Your committee reports, without hesitation, that it has been devoted to its task, and feels that its existence has been a distinct and worthwhile service to the public, and that the operations accrue to the credit of this Legislature. We have enjoyed at all times the complete cooperation of the major veteran organizations and their representatives. We desire to point again to the survey made by the officers of the Federal Selective Service System wherein they judged California to be the number one state in its treatment of veterans. After working so thoroughly with our state veteran services, the main guiding recommendation of this committee is therefore: THAT, EXCEPT FOR MINOR ADDITIONS, NO MAJOR CHANGE BE MADE IN THE CALIFORNIA VETERAN PROGRAM

Respectfully submitted,

RICHARD H. McCOLLISTER, Chairman
RALPH A. BEAL
WALTER J. FOURT
CHESTER F. GANNON
JONATHAN J. HOLLIBAUGH
LYNN S. COE, Investigator

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolution was offered:

Assembly Concurrent Resolution No. 12: By Messrs. Maloney, Doyle, Lowrey, and Thomas—Relative to the selection of the Legislative Counsel of California.

Request for Unanimous Consent

Mr. Maloney asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 12, at this time, without reference to committee, print, or file, and that the same be considered engrossed.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 12

Assembly Concurrent Resolution No. 12—Relative to the selection of the Legislative Counsel of California.

Resolution read.

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

AYES—Allen, Anderson, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Dolwig, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Thomas, Thompson, Thorp, Waters, and Weber—65.

NOES—None.

Resolution ordered printed, and transmitted to the Senate.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

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

Assembly Bill No. 41: By Mr. Kilpatrick—An act to amend Section 226 of the Civil Code, relating to adoption of children.

Referred to Committee on Social Welfare.

Assembly Bill No. 42: By Mr. Kilpatrick—An act to add Section 225p to the Civil Code, relating to reimbursement of counties for the cost of care of children relinquished to them for adoption by persons petitioning to adopt such children and by the State, and making an appropriation therefor.

Referred to Committee on Social Welfare.

Assembly Bill No. 43: By Mr. Kilpatrick—An act to provide for reimbursement to counties for the cost of administering adoption programs under license issued by the State Department of Social Welfare, and making an appropriation therefor.

Referred to Committee on Social Welfare.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, January 8, 1947

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

Assembly Concurrent Resolution No. 7
Assembly Concurrent Resolution No. 6
Assembly Concurrent Resolution No. 1

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above resolutions ordered enrolled.

SENATE CHAMBER, SACRAMENTO, January 8, 1947

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

Assembly Concurrent Resolution No. 5

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above resolution ordered enrolled.

COMMUNICATIONS

By the Chief Clerk:

The following communication was received, read, and ordered printed in the Journal:

ASSEMBLY CHAMBER, SACRAMENTO, January 8, 1947

MR. SPEAKER: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Concurrent Resolution No. 3—Relative to the approval of the charter of the City of Torrance, a municipal corporation, in the County of Los Angeles, State of California, as voted for and ratified by the electors of the City of Torrance, at an election held therein on the twentieth day of August, 1946;

Assembly Concurrent Resolution No. 4—Approving amendments to the charter of the City and County of San Francisco voted for and ratified by the electors of said City and County of San Francisco at a general election held therein on the fifth day of November, 1946;

And reports that the same have been correctly enrolled, and presented to the Secretary of State on the seventh day of January, 1947, at 5 p.m.

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly

MESSAGES FROM THE GOVERNOR

Acts of Executive Clemency of California Granted for Period 1945-1947 Concerning Pardons, Commutations and Reprieves

STATE OF CALIFORNIA
GOVERNOR'S OFFICE, SACRAMENTO, January 8, 1947

To the Honorable Members of the Assembly
State of California, Sacramento, California

GENTLEMEN:

In accordance with the provisions of Section 1 of Article VII of the Constitution of California, I hereby transmit to you a report of the cases of pardon, commutation of sentence, and reprieve issued by this office from January 8, 1945, to January 8, 1947.

Respectfully submitted.

EARL WARREN, Governor

Reprieves

THOMAS EARL BRIGANCE, San Quentin No. 71869, was convicted on June 22, 1944, in Alameda County, of murder first degree and robbery first degree, and scheduled to be executed on April 20, 1945. Reprieve granted by Acting Governor Frederick F. Houser pending his study of the case. Granted April 20, 1945, extending date of execution to May 18, 1945.

WILSON DE LA ROI, San Quentin Nos. 63949 and 63949a, was convicted on September 28, 1942, in Sacramento County, of assault by life convict, and scheduled to be executed February 2, 1945. Reprieve granted upon request of the Supreme Court of the State of California in order to allow referee to complete transcript in the application of Wilson De La Roi for a writ of habeas corpus. Granted January 26, 1945, extending date of execution to May 4, 1945.

WILSON DE LA ROI, San Quentin Nos. 63949 and 63949a, was convicted on September 28, 1942, in Sacramento County, of assault by life convict, and scheduled to be executed May 4, 1945 Reprieve granted upon request of the Supreme Court of the State of California. Granted April 28, 1945, extending date of execution to July 6, 1945.

WILSON DE LA ROI, San Quentin Nos. 63949 and 63949a, was convicted on September 28, 1942, in Sacramento County, of assault by life convict, and scheduled to be executed July 6, 1945. Reprieve granted upon request of the Supreme Court of the State of California in order to allow the Supreme Court sufficient time for the completion of the pending reference on the writ of habeas corpus Granted June 25, 1945, extending date of execution to October 5, 1945.

WILSON DE LA ROI, San Quentin Nos. 63949 and 63949a, was convicted on September 28, 1942, in Sacramento County, of assault by life convict, and scheduled to be executed October 5, 1945. Reprieve granted upon request of the Supreme Court of the State of California. Granted October 1, 1945, extending date of execution to January 4, 1946.

WILSON DE LA ROI, San Quentin Nos. 63949 and 63949a, was convicted on September 28, 1942, in Sacramento County, of assault by life convict, and scheduled to be executed January 4, 1946. Reprieve granted in order to allow John Quincy Brown, District Attorney of Sacramento County, sufficient time to investigate the purported confession of Edward Walker. Granted December 20, 1945, extending date of execution to March 8, 1946.

WILSON DE LA ROI, San Quentin Nos. 63949 and 63949a, was convicted on September 28, 1942, in Sacramento County, of assault by life convict, and scheduled to be executed March 8, 1946. Reprieve granted upon request of the Supreme Court of the State of California in order to allow the Supreme Court to consider a writ of error coram nobis Granted March 6, 1946, extending date of execution to June 7, 1946.

WILSON DE LA ROI, San Quentin Nos. 63949 and 63949a, was convicted on September 28, 1942, in Sacramento County, of assault by life convict, and scheduled to be executed June 7, 1946. Reprieve granted as the Supreme Court of the State of California expressed a doubt as to whether its opinion denying Wilson De La Roi's petition for a writ of error coram nobis fell within the 30-day rule of the Supreme Court. Granted June 5, 1946, extending date of execution to June 28, 1946.

JOHN THOMAS HONEYCUTT, San Quentin No. A-3291, was convicted on February 14, 1946, in Los Angeles County, of murder first degree and two prior felony convictions, and scheduled to be executed on January 3, 1947. Reprieve granted upon request of Richard A. McGee, Director of Corrections, in order that further sanity tests can be made. Granted December 27, 1946, extending date of execution to February 7, 1947.

WILLIAM LEVA HOUGH, San Quentin No 68807, was convicted on August 20, 1942, in Los Angeles County, of murder first degree, and scheduled to be executed January 12, 1945. Reprieve granted upon request of William R. McKay, Judge of the Superior Court of Los Angeles County, to allow his court to hear a writ of error coram nobis. Granted January 11, 1945, extending date of execution to February 16, 1945.

WILLIAM LEVA HOUGH, San Quentin No. 68807, was convicted on August 20, 1942, in Los Angeles County, of murder first degree, and scheduled to be executed February 16, 1945. Reprieve granted upon request of the Supreme Court of the State of California. Granted February 15, 1945, extending date of execution to May 18, 1945.

WILLIAM LEVA HOUGH, San Quentin No. 68807, was convicted on August 20, 1942, in Los Angeles County, of murder first degree, and scheduled to be executed May 18, 1945. Reprieve granted upon request of the Supreme Court of the State of California to allow that court sufficient time to write its opinion on the writ of error coram nobis. Granted May 4, 1945, extending date of execution to August 17, 1945.

WILLIAM LEVA HOUGH, San Quentin No 68807, was convicted on August 20, 1942, in Los Angeles County, of murder first degree, and scheduled to be executed August 17, 1945. Reprieve granted by Acting Governor Frederick F. Houser in order to enable William Leva Hough to file a petition in the Supreme Court of the United States. Granted August 16, 1945, extending date of execution to September 21, 1945.

WILLIAM LEVA HOUGH, San Quentin No 68807, was convicted on August 20, 1942, in Los Angeles County, of murder first degree, and scheduled to be executed September 21, 1945. Reprieve granted by Acting Governor Frederick F. Houser in

order to allow additional time for William Leva Hough to file a petition in the Supreme Court of the United States. Granted August 17, 1945, extending date of execution to November 2, 1945.

WILLIAM MARVIN LINDLEY, San Quentin No. A-648, was convicted on November 18, 1944, in Sutter County, of murder first degree, and scheduled to be executed November 16, 1945 Reprieve granted by Acting Governor Frederick F. Houser, with a suggestion that further investigation be made by the State Division of Criminal Identification and Investigation. Granted November 15, 1945, extending date of execution to January 25, 1946.

WILLIAM MARVIN LINDLEY, San Quentin No. A-648, was convicted on November 18, 1944, in Sutter County, of murder first degree, and scheduled to be executed January 25, 1946. Reprieve granted upon request of the Supreme Court of the State of California in order to enable the Supreme Court to hear a write of habeas corpus. Granted January 24, 1946, extending date of execution to April 26, 1946.

WILLIAM MARVIN LINDLEY, San Quentin No. A-648, was convicted on November 18, 1944, in Sutter County, of murder first degree, and scheduled to be executed April 26, 1946. Reprieve granted upon request of the Supreme Court of the State of California to allow referee to hear and take testimony upon specified questions relative to the use of perjured testimony at the trial of petitioner. Granted March 26, 1946, extending date of execution to July 26, 1946.

WILLIAM MARVIN LINDLEY, San Quentin No A-648, was convicted on November 18, 1944, in Sutter County, of murder first degree, and scheduled to be executed July 26, 1946. Reprieve granted upon request of the Supreme Court of the State of California to allow referee to file his report with the Supreme Court. Granted July 17, 1946, extending date of execution to November 1, 1946.

WILLIAM MARVIN LINDLEY, San Quentin No. A-648, was convicted on November 18, 1944, in Sutter County, of murder first degree, and scheduled to be executed November 1, 1946. Reprieve granted upon request of the Supreme Court of the State of California to allow referee to complete his report and for the cause to be placed on the calendar for argument. Granted October 17, 1946, extending date of execution to January 31, 1947.

WILLIAM JEROME PHYLE, San Quentin No A-3240, was convicted on February 20, 1946, in San Diego County, of murder first degree, and scheduled to be executed December 6, 1946 Reprieve granted by Acting Governor Frederick F. Houser upon request of Clinton T. Duffy, Warden, San Quentin Prison, L. L. Stanley, M. D., Chief Medical Officer, San Quentin Prison, and D. G. Schmidt, M. D., Chief Medical Psychiatrist, San Quentin Prison, in order that alienists can assist in further examining William Jerome Phyle. Granted December 5, 1946, extending date of execution to February 7, 1947.

BENJAMIN H. WHITSON, San Quentin No. 71871, was convicted on June 22, 1944, in Alameda County, of murder first degree and robbery first degree, and scheduled to be executed April 20, 1945. Reprieve granted by Acting Governor Frederick F. Houser, pending his study of the case. Granted April 20, 1945, extending date of execution to May 18, 1945.

Pardons

Granted pursuant to Chapter 3.5 Sections 4852.01 to 4852.2 of the Penal Code, under which persons who have been released from state prison can demonstrate to the superior court of the county of their residence that they have rehabilitated themselves and earned the right to be considered for a pardon

In each of the following cases the pardon has been granted pursuant to a certificate of rehabilitation issued by the superior court of the county of residence recommending the applicant to the Governor for a pardon.

NAT ARAGONE, San Quentin No. 50510, plead guilty to the crime of rape in San Joaquin County during July, 1931. He served approximately 5 years and 7½ months in prison and approximately 4 years and 11½ months on parole, being discharged therefrom on February 12, 1942. Certificate of rehabilitation issued June 26, 1944, by the Superior Court of Merced County. Granted September 11, 1945.

FRANK ASBILL, San Quentin No. 59430, was convicted of the crime of murder second degree in Humboldt County during October, 1936. He served approximately 4 years and 8 months in prison and approximately 1 year and 5½ months on parole, being discharged therefrom on December 3, 1942. Certificate of rehabilitation issued October 10, 1944, by the Superior Court of Alameda County. Granted September 19, 1945.

JACOB BARDFIELD, San Quentin No. 60492, was convicted of the crime of grand theft in Los Angeles County during June, 1937 He served 1 year and 2 months in prison and 1 year and 2 months on parole, being discharged therefrom on October 19, 1939. Certificate of rehabilitation issued September 13, 1944, by the Superior Court of Los Angeles County. Granted July 26, 1946

A. W. BOMAR, also known as ARTHUR W. BOMAR, Folsom No. 4984 and San Quentin No. 22958, was convicted of the crime of grand larceny in Tulare County during August, 1901. He served approximately 3 years and 5 months in prison, being discharged therefrom on January 31, 1905. He was also convicted of the crime of burglary first degree in Kern County during May, 1908 He served 3 years in prison, being discharged therefrom on July 3, 1911. Certificate of rehabilitation issued May 31, 1944, by the Superior Court of Los Angeles County. Pardon recommended by a majority of the Justices of the California Supreme Court. Granted November 3, 1945.

ARTURO BORREGO, San Quentin No. 31570, plead guilty to the crime of manslaughter in Orange County during April, 1918 He served approximately 4 years and 9 months in prison and approximately 6½ months on parole, being discharged therefrom on July 30, 1923. Certificate of rehabilitation issued August 18, 1944, by the Superior Court of Orange County. Granted September 19, 1945.

JESUS CASTRUITA, San Quentin No 29959, was convicted of the crime of robbery in Tulare County during October, 1916. He served approximately 10 months in prison, being discharged therefrom on August 8, 1917. Certificate of rehabilitation issued November 6, 1944, by the Superior Court of the City and County of San Francisco. Granted September 24, 1945.

TONY CATALINA, San Quentin No 47717, was convicted of the crime of robbery first degree (2 counts to run consecutively), in Los Angeles County during October, 1929. He served approximately 4 years and 6½ months in prison and approximately 4 years and 3½ months on parole, being discharged therefrom on September 2, 1938 Certificate of rehabilitation issued July 12, 1944, by the Superior Court of Los Angeles County. Granted September 11, 1945.

FRED CHILCOTT, San Quentin No. 59415, was convicted of the crime of manslaughter in San Diego County during September, 1936 He served approximately 1 year and 9 months in prison and 3 years on parole, being discharged therefrom on June 27, 1941. Certificate of rehabilitation issued October 27, 1944, by the Superior Court of San Diego County. Granted September 19, 1945.

ARNOLD COHN, San Quentin No. 61241, was convicted of the crimes of robbery first degree, (10 counts), and robbery second degree, (1 count), in the City and County of San Francisco during December, 1937. He served approximately 2 years and 10½ months in prison and approximately 3 years on parole, being discharged therefrom on November 22, 1943 Certificate of rehabilitation issued February 5, 1945, by the Superior Court of the City and County of San Francisco. Granted July 26, 1946.

RAY COOPER, San Quentin No 54312, was convicted of the crime of robbery second degree in Los Angeles County during June, 1933 He served approximately 4 years and 2 months in prison and approximately 2 years and 4 months on parole, being discharged therefrom on December 17, 1939 Certificate of rehabilitation issued May 23, 1945, by the Superior Court of Los Angeles County Granted September 14, 1946.

FRANK DE ANGELO, San Quentin No. 51152, was convicted of the crime of arson in San Bernardino County during November, 1931 He served approximately 3 years and 6 months in prison and approximately 3 years on parole, being discharged therefrom on May 22, 1938. Certificate of rehabilitation issued September 25, 1944, by the Superior Court of San Bernardino County Granted September 19, 1945.

HUMBERT FALLAI, San Quentin No 46242, was convicted of the crime of robbery second degree in Alameda County during November, 1928. He served approximately 7 years and 5½ months in prison and approximately 2 years and 1½ months on parole, being discharged therefrom on June 15, 1938 Certificate of rehabilitation issued December 27, 1944, by the Superior Court of the City and County of San Francisco. Granted September 24, 1945.

JACK B. FAYLOR, also known as JACK BANE TAYLOR, San Quentin No. 63615, was convicted of the crimes of grand theft and violation of Section 503 of the Vehicle Code in Los Angeles County during October, 1936, and was sentenced to one year in the county jail. His sentence was suspended and he was released on two years probation. However, probation was revoked as a result of his arrest for the crimes of grand theft, (auto), and Violation of Section 503 of the Vehicle Code during September,

1938, and he was sentenced to five years probation, concurrently with prior sentence, with one year in the county road camp. During February, 1939, he escaped from the county road camp, probation was revoked, and he was sentenced to serve a term in the state prison for the crimes of violation of Section 503 of the Vehicle Code and escape. He served approximately 1 year and 10 months in prison and approximately 1 year and 6 months on parole, being discharged therefrom on October 25, 1942. Certificate of rehabilitation issued January 31, 1945, by the Superior Court of Los Angeles County. Pardon recommended by a majority of the Justices of the California Supreme Court. Granted October 9, 1946.

NOEL S. FERGUSON, San Quentin No. 57442, plead guilty to the crime of violation of Section 447a of the Penal Code, (burning dwelling house), in Alameda County during March, 1935 He served 2 years and 1 month in prison and 1 year and 6 months on parole, being discharged therefrom on October 20, 1938. Certificate of rehabilitation issued August 17, 1944, by the Superior Court of Alameda County. Granted September 11, 1945.

PAUL T. FRANTZ, San Quentin No. 54876, was convicted of the crimes of manslaughter, (2 counts), and violation of Section 141 of the California Vehicle Act in Los Angeles County during October, 1933 He served 2 years and 1 month in prison and 2 years and 1 month on parole, being discharged therefrom on December 28, 1937. Certificate of rehabilitation issued December 6, 1944, by the Superior Court of Los Angeles County. Pardon recommended by a majority of the Justices of the California Supreme Court. Granted October 9, 1946.

ROBERT GARNER, San Quentin No. 43242, was convicted of the crime of burglary second degree in Fresno County during February, 1927 He served approximately 2 years and 2 months in prison and approximately 11 months on parole, being discharged therefrom on March 27, 1930. Certificate of rehabilitation issued February 23, 1945, by the Superior Court of Fresno County. Granted July 29, 1946.

DAVID GENSS, San Quentin No 39637, was convicted of the crime of receiving stolen property, (3 counts), in Los Angeles County during July, 1924. He served 1 year and 8 months in prison and 1 year on parole, being discharged therefrom on March 3, 1927. Certificate of rehabilitation issued June 15, 1945, by the Superior Court of the City and County of San Francisco. Granted September 14, 1946.

RAFAEL GHIGLIETTO, San Quentin No 44351, was convicted of the crime of possession of a still in Alameda County during November, 1927 He served approximately 1 year and 10 months in prison and approximately 3 months on parole, being discharged therefrom on December 4, 1929 Certificate of rehabilitation issued July 7, 1944, by the Superior Court of Alameda County Granted September 11, 1945.

M. GOMEZ, San Quentin No 52855, plead guilty to the crime of forgery in Merced County during September, 1932 He served approximately 1 year and 10 months in prison and approximately 1 year and 9½ months on parole, being discharged therefrom on April 20, 1936 Certificate of rehabilitation issued June 15, 1945, by the Superior Court of the City and County of San Francisco. Granted July 31, 1946.

ANNA HALL, Tehachapi No 58861, plead guilty to the crime of violation of Section 171-a of the Penal Code, (taking firearms into prison), in Sacramento County during March, 1936. She served approximately 2 years and 3 months in prison and 1 year on parole, being discharged therefrom on August 2, 1939 Certificate of rehabilitation issued March 3, 1944, by the Superior Court of Alameda County. Granted November 3, 1945.

HILDA HAMILTON, Tehachapi No. 565, was convicted of the crime of violation of Section 244 of the Penal Code, (assault with caustic chemical), in Los Angeles County during November, 1940 She served approximately 1 year and ½ month in prison and 1 year on parole, being discharged therefrom on December 18, 1942. Certificate of rehabilitation issued February 14, 1945, by the Superior Court of Los Angeles County. Granted July 29, 1946.

J P. HARPER, San Quentin No 31323, plead guilty to the crime of obtaining money by false pretenses in Orange County on December 15, 1917. He served approximately 1 year and 1 month in prison and approximately 2 months on parole, being discharged therefrom on May 2, 1919. Certificate of rehabilitation issued August 25, 1944, by the Superior Court of Orange County. Pardon recommended by a majority of the Justices of the California Supreme Court. Granted November 3, 1945.

R. B. HEDRICK, San Quentin No. 51136, plead guilty to the crime of grand theft in Los Angeles County during November, 1931. He served approximately 1 year and 10 months in prison and approximately 1 year and 9 months on parole, being

discharged therefrom on June 21, 1937. Certificate of rehabilitation issued July 19, 1944, by the Superior Court of Los Angeles County. Granted September 11, 1945.

CLIFFORD WM. HEPBURN, San Quentin No. 61525, plead guilty to the crime of grand theft, (2 counts), in Los Angeles County during February, 1938. He served 1 year and 10 months in prison and 2 years and 4 months on parole, being discharged therefrom on April 19, 1942. Certificate of rehabilitation issued March 21, 1945, by the Superior Court of Los Angeles County. Granted July 26, 1946.

ISAAC F. HODGE, San Quentin No. 52425, plead guilty to the crime of grand theft, (2 counts), in Los Angeles County during June, 1932. He served approximately 3 years and 11½ months in prison and approximately 4 years and 6½ months on parole, being discharged therefrom on December 26, 1940. Certificate of rehabilitation issued April 12, 1944, by the Superior Court of Los Angeles County. Granted November 3, 1945.

H. E HOLCOMB, San Quentin No. 51533, was convicted of the crime of manslaughter in Imperial County during February, 1932. He served 1 year and 4 months in prison and 1 year and 4 months on parole, being discharged therefrom on October 7, 1934. Certificate of rehabilitation issued April 2, 1945, by the Superior Court of San Bernardino County Granted October 9, 1946.

OTTO HOLTFRETER, San Quentin No 33757, was convicted of the crime of receiving stolen property in the City and County of San Francisco during May, 1920. He served 1 year and 2 months in prison and 6 months on parole, being discharged therefrom on January 19, 1922 Certificate of rehabilitation issued January 4, 1945, by the Superior Court of the City and County of San Francisco. Granted July 26, 1946.

THEO. F. HOPPS, San Quentin No. 46522, was convicted of the crime of manslaughter in Los Angeles County during January, 1929. He served 1 year and 4 months in prison and 1 year and 8 months on parole, being discharged therefrom on January 26, 1932. Certificate of rehabilitation issued July 26, 1944, by the Superior Court of Los Angeles County. Granted September 11, 1945.

JAMES TAYLOR HULL, San Quentin No 65411, was convicted of the crime of burglary second degree, (6 counts), in Contra Costa County during August, 1940 He served approximately 1 year and 3 months in prison and approximately 2 years and 11 months on parole, being discharged therefrom on October 23, 1944. Certificate of rehabilitation issued May 2, 1945, by the Superior Court of Alameda County. Granted July 29, 1946.

WM. JOHANSON, San Quentin No. 39050, was convicted of the crime of carrying concealed weapon in Los Angeles County during February, 1924. He served approximately 1 year and 1½ months in prison and approximately 1 year and 2 months on parole, being discharged therefrom on June 20, 1926. Certificate of rehabilitation issued March 5, 1945, by the Superior Court of the City and County of San Francisco. Granted July 29, 1946.

CARL H. JOHNSON, San Quentin No 55910, was convicted of the crime of manslaughter in Alameda County during April, 1934. He served approximately 1 year and 9½ months in prison and approximately 1 years and 9½ months on parole, being discharged therefrom on November 21, 1937. Certificate of rehabilitation issued May 4, 1945, by the Superior Court of Alameda County. Granted July 31, 1946.

E GERTRUDE JONES, San Quentin No. 47673, was convicted of the crime of forgery, (7 counts), in Los Angeles County during October, 1929. She served approximately 2 years in prison, being discharged therefrom on October 24, 1931, at which time her sentence was commuted to time served by Governor James Rolph, Jr. Certificate of rehabilitation issued September 27, 1944, by the Superior Court of Los Angeles County. Granted September 19, 1945.

FRANK KORGAN, San Quentin No. 56945, was convicted of the crimes of grand theft from person and attempt to receive stolen property with a prior felony, and burglary second degree with a prior felony in Los Angeles County during November, 1934. He served approximately 2 years in prison and 1 year on parole, being discharged therefrom on November 13, 1937. Certificate of rehabilitation issued March 22, 1944, by the Superior Court of Los Angeles County Pardon recommended by a majority of the Justices of the California Supreme Court. Granted September 11, 1945.

FRANK KUKULA, San Quentin No 40903, plead guilty to the crime of robbery first degree in Los Angeles County during May, 1925. He served approximately 5 years and 2 months in prison and approximately 2 years and 6 months on parole, being

discharged therefrom on January 23, 1933 Certificate of rehabilitation issued December 11, 1944, by the Superior Court of the City and County of San Francisco. Granted September 24, 1945.

MILTON LEACH, San Quentin No. 55466, was convicted of the crime of burglary first degree in Fresno County during February, 1934. He served 2 years and 10 months in prison and 2 years on parole, being discharged therefrom on November 6, 1938. Certificate of rehabilitation issued March 16, 1945, by the Superior Court of Fresno County. Granted July 26, 1946.

GEORGE LINDSEY, San Quentin No. 43451, plead guilty to the crime of grand larceny in Amador County during April, 1927. He served approximately 4 years and 1 month in prison and 6 months on parole, being discharged therefrom on November 9, 1931. Certificate of rehabilitation issued April 19, 1944, by the Superior Court of Los Angeles County. Granted November 3, 1945.

GEORGE LONG, San Quentin No. 54404, plead guilty to the crimes of assault with a deadly weapon and attempted robbery in Riverside County during June, 1933. He served approximately 2 years and 9½ months in prison and approximately 2 years on parole, being discharged therefrom on April 7, 1938. Certificate of rehabilitation issued March 7, 1945, by the Superior Court of Los Angeles County. Granted July 29, 1946.

ROBERT C. LOWER, San Quentin No. 46422 and Folsom No. 16996, plead guilty to the crime of forgery, (2 counts), in Los Angeles County during December, 1928 He served approximately 6 years and 1 month in prison, being discharged therefrom on February 11, 1935. Certificate of rehabilitation issued April 28, 1944, by the Superior Court of Los Angeles County. Pardon recommended by a majority of the Justices of the California Supreme Court. Granted September 11, 1945.

FRANK LUPINI, alias ETALO BERNARDINI, San Quentin Nos. 24665 and 30194, was convicted of the crime of robbery in the City and County of San Francisco during November, 1910. He served approximately 5 years and 6 months in prison, being released therefrom on parole on May 31, 1916 During December, 1916, while on parole, he was convicted of the crime of robbery in the City and County of San Francisco and was returned to prison on December 30, 1916. He served 3 years in prison, being discharged therefrom on his second commitment and being released therefrom on parole on his original commitment He served 6 months on parole, being discharged therefrom on June 30, 1920. Certificate of rehabilitation issued September 19, 1944, by the Superior Court of the City and County of San Francisco. Pardon recommended by a majority of the Justices of the California Supreme Court. Granted November 3, 1945.

CLARENCE MARTIN, San Quentin No. 46887, plead guilty to the crime of violation of Section 288a of the Penal Code in Alameda County during April, 1929. He served 9 years and 5 months in prison, being discharged therefrom on September 10, 1938 Certificate of rehabilitation issued July 3, 1945, by the Superior Court of Alameda County. Granted September 14, 1946

RAYMOND W. McKEE, San Quentin No 55744, was convicted of the crime of grand theft, (4 counts), in Los Angeles County on May 16, 1932. He served 2 years and 2 months in prison and 2 years and 7 months on parole, being discharged therefrom on December 24, 1938. Certificate of rehabilitation issued November 10, 1943, by the Superior Court of Los Angeles County. Granted November 3, 1945.

FRANK MERTZDORF, San Quentin No 26635, was convicted of the crime of assisting a prisoner to escape in Los Angeles County during June, 1913 He served approximately 1 year and 2 months in prison and approximately 6 months on parole, being discharged therefrom on February 26, 1915. Certificate of rehabilitation issued October 6, 1944, by the Superior Court of the City and County of San Francisco. Granted September 19, 1945.

WALTER MILSTEAD, San Quentin No. 48422 and Folsom No. 18803, was convicted of the crime of violation of Section 476a of the Penal Code, (issuing fictitious check), in Tulare County during April, 1930. He served approximately 2 years and 2 months in prison and approximately 1 year and 5 months on parole at which time he violated his parole and was returned to State prison. He served approximately 1 year and 3½ months in prison, being discharged therefrom on March 6, 1935. Certificate of rehabilitation issued April 11, 1945, by the Superior Court of Los Angeles County. Granted October 9, 1946.

ALBERT C. MOORE, San Quentin No 58552, was convicted of the crime of manslaughter in Los Angeles County during January, 1936. He served 4 years and 8

months in prison and 1 year and 9 months on parole, being discharged therefrom on June 18, 1942. Certificate of rehabilitation issued August 23, 1944, by the Superior Court of Los Angeles County. Granted September 19, 1945.

HARRY NEWMAN, San Quentin No. 63761, was convicted of the crime of manslaughter in San Bernardino County during July, 1939. He served approximately 2 years and 5½ months in prison and approximately 2 years and 6 months on parole, being discharged therefrom on June 26, 1944. Certificate of rehabilitation issued March 12, 1945, by the Superior Court of San Bernardino County. Granted July 26, 1946.

GEORGE CARL PEARSON, San Quentin No. 52600, plead guilty to the crime of grand theft in Santa Barbara County during July, 1932. He served approximately 2 years in prison, being discharged therefrom on parole on July 30, 1934, parole being revoked on March 2, 1935, and reinstated on October 19, 1937, and discharge ordered as of October 19, 1937. Certificate of rehabilitation issued February 16, 1944, by the Superior Court of Alameda County. Pardon recommended by a majority of the Justices of the California Supreme Court. Granted November 3, 1945.

EMMA PENNINGTON, also known as EMMA WARD, San Quentin Nos. 18903 and 24881, was convicted of the crime of assault with an instrument likely to produce great bodily injury in Fresno County during March, 1901. She served 1 year and 3 months in prison, being discharged therefrom on June 3, 1902. She was also convicted of the crime of manslaughter in Sacramento County during February, 1911. She served approximately 6 years and 6 months in prison, being discharged therefrom on August 27, 1917. Certificate of rehabilitation issued June 19, 1944, by the Superior Court of Sacramento County. Pardon recommended by a majority of the Justices of the California Supreme Court. Granted November 3, 1945.

SPIRO PETTAS, San Quentin No. 35026, plead guilty to the crime of rape in Contra Costa County during June, 1921. He served 1 year in prison and approximately 2 years and 7 months on parole, being discharged therefrom on January 11, 1925. Certificate of rehabilitation issued October 2, 1944, by the Superior Court of Monterey County. Granted September 19, 1945.

CHARLES PIERO, San Quentin No. 41303, was convicted of the crime of rape in San Mateo County during September, 1925. He served approximately 7 years and 7 months in prison and approximately 4 years and 1 month on parole, being discharged therefrom on June 8, 1937. Certificate of rehabilitation issued November 10, 1944, by the Superior Court of the City and County of San Francisco. Granted September 24, 1945.

MAX PINSLEY, San Quentin No. 55350, plead guilty to the crime of grand theft in Alameda County during January, 1934. He served 1 year and 11 months in prison and 1 year and 1 month on parole, being discharged therefrom on January 20, 1937. Certificate of rehabilitation issued June 4, 1945, by the Superior Court of Alameda County. Granted October 9, 1946.

DICK PISCITELLA, San Quentin No. 45361, was convicted of the crime of burglary second degree during May, 1928. He served approximately 2 years in prison and approximately 2 years and 6 months on parole, being discharged therefrom on October 22, 1932. Certificate of rehabilitation issued April 2, 1945, by the Superior Court of the City and County of San Francisco. Granted July 26, 1946.

PERCY AMOS RANDOLPH, San Quentin No. 34288 and Folsom No. 11638, was convicted of the crime of robbery in the City and County of San Francisco during December, 1919. He was released on two years probation. However, probation was revoked as a result of his arrest for the crime of robbery in the City and County of San Francisco during December, 1920. He served 16 years and 1 month in prison, being discharged therefrom on January 23, 1937. Certificate of rehabilitation issued August 21, 1945, by the Superior Court of the City and County of San Francisco. Pardon recommended by a majority of the Justices of the California Supreme Court. Granted September 30, 1946.

VIGGO RASMUSSEN, San Quentin No. 33590, plead guilty to the crime of grand larceny in Los Angeles County during March, 1920. He served 1 year and 6 months in prison and 1 year and 6 months on parole, being discharged therefrom on March 20, 1923. Certificate of rehabilitation issued September 20, 1944, by the Superior Court of Los Angeles County. Granted September 19, 1945.

EDGAR REAGAN, also known as FRANK JOHNSON, Folsom No. 6391, was convicted of the crime of burglary first degree in Los Angeles County during March, 1906. He served 3 years and 7 months in prison, being discharged therefrom on October 4, 1909. Certificate of rehabilitation issued January 10, 1945, by the

Superior Court of Los Angeles County. Pardon recommended by a majority of the Justices of the California Supreme Court. Granted November 9, 1946.

MANUEL SANTOS, San Quentin No. 59330, was convicted of the crime of violation of Section 480 of the Vehicle Code in Alameda County during August, 1936. He served 2 years and 1 month in prison and 1 year and 6 months on parole, being discharged therefrom on March 28, 1940 Certificate of rehabilitation issued April 15, 1944, by the Superior Court of Contra Costa County. Granted July 29, 1946.

RAY SHACKELFORD, San Quentin No. 35068, plead guilty to the crime of burglary first degree in Colusa County during June, 1921. He served approximately 2 years and 6 months in prison and approximately 10 months on parole, being discharged therefrom on November 9, 1924. Certificate of rehabilitation issued November 1, 1944, by the Superior Court of Los Angeles County. Granted September 24, 1945.

RAY SIGLIN, San Quentin No 49590, was convicted of the crime of conspiracy to commit robbery first degree in Tulare County during January, 1931. He served approximately 2 years and 6½ months in prison and approximately 1 year and ½ month on parole, being discharged therefrom on August 26, 1934. Certificate of rehabilitation issued June 8, 1945, by the Superior Court of Santa Clara County. Granted July 31, 1946.

BERT E. SROCK, San Quentin No. 59238, was convicted of the crime of violation of Section 476 of the Penal Code in Santa Clara County during July, 1936. He served 1 year and 7 months in prison and approximately 1 year and 8½ months on parole, being discharged therefrom on November 15, 1939. Certificate of rehabilitation issued February 19, 1945, by the Superior Court of the City and County of San Francisco. Granted July 29, 1946.

EUGENE E. TAYLOR, San Quentin No. 43767, plead guilty to the crime of forgery in Los Angeles County during June, 1927. He served approximately 1 year and 3 months in prison and approximately 1 year and 9 months on parole, being discharged therefrom on June 18, 1930. Certificate of rehabilitation issued January 31, 1945, by the Superior Court of Los Angeles County. Granted July 26, 1946.

FRANCISCO VELENCIA, San Quentin No. 39092, was convicted of the crime of burglary second degree in Orange County during February, 1924. He served approximately 2 years and 1 month in prison and approximately 11 months on parole, being discharged therefrom on March 1, 1927. Certificate of rehabilitation issued December 15, 1944, by the Superior Court of Alameda County. Granted September 24, 1945.

D. H. WACKER, JR., San Quentin No. 49587, was convicted of the crime of making, passing, uttering fictitious check in Orange County during May, 1930. He served approximately 1 year and 10½ months in prison and approximately 1 year and 9 months on parole, being discharged therefrom on July 14, 1934. Certificate of rehabilitation issued March 9, 1945, by the Superior Court of Orange County. Granted July 26, 1946.

WM. J. WALKER, San Quentin No. 52251, plead guilty to the crime of violation of Section 68 of the Penal Code, (asking or receiving bribes by public officers), in Santa Cruz County on May 24, 1932. He served approximately 10½ months in prison, being discharged therefrom on April 13, 1933, at which time his sentence was commuted to time served by Governor James Rolph, Jr. Certificate of rehabilitation issued June 29, 1944, by the Superior Court of Santa Cruz County. Granted September 11, 1945.

MICHAEL J. WATERS, San Quentin No. 58363, was convicted of the crime of robbery first degree in Los Angeles County during November, 1935. He served 3 years in prison and 2 years on parole, being discharged therefrom on November 30, 1940. Certificate of rehabilitation issued September 13, 1944, by the Superior Court of Los Angeles County. Granted July 26, 1946.

WILKES HAYES WHEATLEY, San Quentin No. 54103, was convicted of the crime of robbery first degree in Los Angeles County during April, 1933. He served approximately 4 years and ½ month in prison and approximately 2 years and 4 months on parole, being discharged therefrom on September 29, 1939. Certificate of rehabilitation issued February 7, 1945, by the Superior Court of Los Angeles County. Granted July 29, 1946.

ASHLEY S. WILCOX, San Quentin No. 58523, plead guilty to the crime of violation of Section 476 of the Penal Code, (issuing fictitious check), in San Joaquin County during January, 1936 He served approximately 2 years and 10½ months in prison, being discharged therefrom on November 20, 1938. Certificate of rehabilitation issued November 22, 1944, by the Superior Court of Los Angeles County. Granted September 24, 1945.

H. T. WILKERSON, San Quentin Nos 63350 and 63350a, plead guilty to the crimes of (Group I), grand theft and violation of the Corporate Securities Act and conspiracy to violate the Corporate Securities Act in San Joaquin County during April, 1939, and (Group II), conspiracy to violate the Corporate Securities Act and conspiracy to commit grand theft, (2 counts), in Stanislaus County during April, 1939. He served approximately 1 year and 6½ months in prison and approximately 2 years and 6 months on parole, being discharged therefrom on April 26, 1943. Certificate of rehabilitation issued June 6, 1945, by the Superior Court of Los Angeles County. Pardon recommended by a majority of the Justices of the California Supreme Court. Granted November 9, 1946.

ROBERT FRANK WILLIAMS, San Quentin No. 58068, plead guilty to the crime of assault by means and force likely to produce great bodily injury in Tulare County on September 6, 1935 He served approximately 1 year and 6½ months in prison and approximately 1 year and 5½ months on parole, being discharged therefrom on September 8, 1938. Certificate of rehabilitation issued September 5, 1944, by the Superior Court of Tulare County. Granted September 19, 1945.

HARRY WILSON, San Quentin No. 35761 and Folsom No. 15111, was convicted of the crime of assault with intent to commit robbery in the City and County of San Francisco during December, 1921. He served approximately 3 years and 5 months in prison and 2 years on parole, being discharged therefrom on April 19, 1927. He also was convicted of the crime of robbery first degree in the City and County of San Francisco during February, 1928. He served 9 years and 2 months in prison, being discharged therefrom on April 15, 1937 Certificate of rehabilitation issued November 9, 1944, by the Superior Court of the City and County of San Francisco. Pardon recommended by a majority of the Justices of the California Supreme Court Granted September 14, 1946.

JOE WONG, San Quentin No 46809, plead guilty to the crime of manslaughter in Riverside County during March, 1929. He served approximately 4 years and 5 months in prison and 1 year on parole, being discharged therefrom on August 30, 1934. Certificate of rehabilitation issued August 21, 1944, by the Superior Court of San Bernardino County. Granted September 19, 1945.

O. E. WYATT, also known as OWEN E. WYATT, San Quentin No. 25828 and Folsom No. 17774, was convicted of the crime of robbery in San Diego County during June, 1912. He served 3 years and 6 months in prison, being discharged therefrom on January 28, 1916 He was also convicted of the crime of grand theft in Los Angeles County during April, 1932. He served approximately 4 years and 4 months in prison and approximately 1 year on parole, being discharged therefrom on August 8, 1937. Certificate of rehabilitation issued May 2, 1945, by the Superior Court of Los Angeles County. Pardon recommended by a majority of the Justices of the California Supreme Court Granted October 9, 1946.

Pardons

Granted without reference to Chapter 3 5, Sections 4852 01 to 4852 2 of the Penal Code, after favorable recommendation.

JOE ASTENGO, Los Angeles County No. 43598, plead guilty to the crime of petty larceny in Los Angeles County on July 28, 1924. He served six months in the Los Angeles County Jail. Mr. Astengo is subject to deportation to Mexico. Pardon recommended by the Adult Authority. Granted August 24, 1946.

LOUIE BIANCHI, San Quentin No. 55645, was convicted of the crime of assault with intent to commit rape in Yolo County on February 14, 1934. He served 1 year and 3¼ months in prison and 2 years on parole, being discharged therefrom on June 21, 1937 Pardon recommended by F D. Monroe, Sheriff of Yolo County, C. C. McDonald, Judge of the Superior Court of Yolo County, who was District Attorney of Yolo County at the time Bianchi was convicted, Neal Chalmers, Attorney at Law, who was Judge of the Superior Court of Yolo County at the time Bianchi was convicted, Allen Moore, Chief State Parole Officer, and the Adult Authority. Granted August 24, 1946.

MARY GONZALES, Los Angeles Police Department Number 32087 M-2, was convicted of the crime of petty theft in Los Angeles County on March 22, 1937. She served ten days in the Lincoln Heights Jail in the City of Los Angeles. Mary Gonzales is subject to deportation to Mexico. Pardon recommended by A. G. Johnson, Chief of Police, La Habra, and the Adult Authority. Granted November 3, 1945.

HAROLD L. HJELM, San Quentin No. 69006, plead guilty to the crimes of forgery (470 Penal Code), 12 counts, and grand theft (489 Penal Code), 4 counts, in Stanislaus County on October 21, 1942 He served approximately 1 year in prison and approximately 1 year and 6 months on parole, being discharged therefrom on April 6, 1945 Pardon recommended by Brigadier General Victor R. Hansen, the Adjutant General, and Lieutenant Homer B. Legg, California State Guard. Granted August 30, 1945.

JOHN ISNARDI, San Quentin No. 57651, was convicted of the crime of grand theft in the City and County of San Francisco on May 2, 1935. He served approximately 4 years and 1 month in prison, being discharged therefrom on June 14, 1939. Pardon recommended by Lile T. Jacks, Judge of the Superior Court of the City and County of San Francisco, and the Adult Authority. Granted July 29, 1946.

ROBERT ROYAL OTT, San Quentin No. 62365, plead guilty to the crime of violation of Section 377 of the Agricultural Code in Siskiyou County on August 23, 1938. He served 1 year and 2 months in prison and 1 year and 2 months on parole, being discharged therefrom on December 24, 1940. Pardon recommended by C. J. Luttrell, former Judge of the Superior Court of Siskiyou County, Charles E. Johnson, District Attorney of Siskiyou County, Allen Moore, Chief State Parole Officer, and the Adult Authority. Granted November 3, 1945.

FRANK TRIBIOLI, Preston No. 4358, was convicted of the crime of attempted robbery in Los Angeles County on May 28, 1920 He served 1 year, 1 month and 21 days in the Preston School of Industry, being discharged therefrom on July 28, 1921. Tribioli is subject to deportation to Italy. Applicant's wife and child are American born. Pardon recommended by Fred N. Howser, District Attorney of Los Angeles County, and the Adult Authority. Granted November 3, 1945.

Commutations of Sentence

WILLIAM T. BURNS, San Quentin No. 55691 and Folsom No. 19558, was convicted in Los Angeles County during February, 1934, of kidnapping for purpose of robbery, (2 counts), robbery first degree and burglary first degree. He served approximately 7 years and 2 months in prison and was released on parole on June 20, 1941. Commutation of sentence to time served recommended by Allen Moore, Chief State Parole Officer, and the Adult Authority. Commutation of sentence to time served, to be, nevertheless, contingent upon subject's continued good conduct and behavior, granted August 24, 1946. (Conditional commutation of sentence.)

JOSEPH M. DU FOUR, San Quentin No. A-680, was convicted of violation of Section 11160 of the Health and Safety Code with two prior convictions of a felony, in Alameda County on November 11, 1944. Commutation of sentence recommended by Victor S. Wagler, Judge of the Superior Court of Alameda County and the trial judge in this case, Clinton T. Duffy, Warden, San Quentin Prison, and the Adult Authority. Commutation of sentence recommended by a majority of the Justices of the California Supreme Court. Commutation of sentence granted September 10, 1945, to make parole possible because of his critical illness, subject to the condition that Joesph M. Du Four remain under the parole supervision of the Adult Authority for a period of 3 years. (Conditional commutation of sentence)

WILLIAM LEVA HOUGH, San Quentin No. 68807, was convicted of murder first degree in Los Angeles County on August 20, 1942, and was sentenced to be executed. Commutation of sentence to life imprisonment recommended by a majority of the Justices of the California Supreme Court and Frederic H. Vercoe, Public Defender of Los Angeles County. Commutation of sentence to life imprisonment granted by Acting Governor Frederick F Houser on November 17, 1945.

ANTONIO SANTIAGO MENDEZ, San Quentin No A-592, was convicted of murder first degree in Los Angeles County on November 2, 1944, and was sentenced to be executed Commutation of sentence to life imprisonment granted by Acting Governor Frederick F. Houser on December 4, 1946.

LEE KATHRYN PAIR, also known as BETTY POPE, Tehachapi No. 865, was convicted of forgery in Tulare County She was received at the California Institution for Women at Tehachapi on June 13, 1945 At the time of her commitment her correct age was unknown On September 17, 1945, Karl Holton, Director of the California Youth Authority, sent notification to the Governor that the records disclosed Lee Kathryn Pair, also known as Betty Pope, to be only 15 years of age. The California Youth Authority, the Board of Trustees of the California Institution for Women, and Glenn L. Moran, Judge of the Superior Court of Tulare County, recommended

the granting of executive clemency Commutation of sentence granted September 24, 1945, to time served, with the condition that Lee Kathryn Pair, also known as Betty Pope, be subject to the jurisdiction of the California Youth Authority for such time not exceeding the original maximum sentence (Conditional commutation of sentence.)

JOSEPH P. SIDOTI, California Institution for Men No. A-3371, was convicted of robbery second degree, (2 counts), in Los Angeles County on February 10, 1946. Commutation of sentence recommended by Richard A. McGee, Director of Corrections, Kenyon J. Scudder, Superintendent, California Institution for Men at Chino, and the Adult Authority. Commutation of sentence granted November 25, 1946, to make parole possible because of his critical illness, subject to the condition that Joseph P. Sidoti remain under the parole supervision of the Adult Authority for a period of two years. (Conditional commutation of sentence.)

JEAN SUE VAN HART, alias JEAN O'CONNELL, Tehachapi No. 794, was convicted of issuing checks without sufficient funds, (2 counts), in San Diego County. She was received at the California Institution for Women at Tehachapi on October 24, 1944, giving her age as 22 years. On January 25, 1945, Karl Holton, Director of the California Youth Authority, sent notification to the Governor that the records disclosed Jean Sue Van Hart, alias Jean O'Connell, to be only 15 years of age. Karl Holton, Director of the California Youth Authority, Richard A. McGee, Director of Corrections, Thomas Whelan, District Attorney of San Diego County, and Alma Holzschuh, Superintendent of the California Institution for Women, recommended the granting of executive clemency Commutation of sentence granted February 14, 1945 to time served, with the condition that Jean Sue Van Hart, alias Jean O'Connell, be subject to the jurisdiction of the California Youth Authority for such time not exceeding the original maximum sentence (Conditional commutation of sentence.)

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

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

Assembly Bill No. 44: By Messrs. Thompson and Kirkwood—An act to add Section 66e to the Code of Civil Procedure, relating to the number of judges of the Superior Court in the County of Santa Clara, and providing for the appointment of an additional judge and for his compensation.

Referred to Committee on Judiciary.

Assembly Bill No. 45: By Mr. McCollister—An act to amend Section 1833 of the Revenue and Taxation Code, relating to property taxation.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 46: By Mr. McCollister—An act to provide for the control of pullorum disease, an infectious disease of poultry, and making an appropriation to the Department of Agriculture therefor.

Referred to Committee on Livestock and Dairies.

Assembly Bill No. 47: By Mr. McCollister—An act to amend Section 19401 of the Government Code, relating to completion of civil service examinations after military service, declaring the urgency hereof, to take effect immediately.

Referred to Committee on Civil Service and State Personnel.

Assembly Bill No. 48: By Mr. McCollister—An act to amend Sections 18933, 18936, and 18937 of the Government Code, relating to the establishment of eligible lists for employment or promotion in the state civil service.

Referred to Committee on Civil Service and State Personnel.

Assembly Bill No. 49: By Mr. McCollister—An act to amend and renumber Section 19398 of the Government Code, as added by Chapter 68 of the Statutes of 1945, to be Section 19404 of said code, relating to promotional examination rights of state civil service employees.

Referred to Committee on Civil Service and State Personnel.

Assembly Bill No. 50: By Mr. McCollister—An act to amend Section 4249 of the Political Code and Section 28120 of the Government Code, relating to compensation for public service in counties of the twentieth class.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 51: By Mr. McCollister—An act to amend Section 737ww of the Political Code, relating to the salaries of judges of the Superior Court for the County of Sonoma.

Referred to Committee on Judiciary.

Assembly Bill No. 52: By Mr. McCollister—An act to amend Section 4251 of the Political Code and Section 28122 of the Government Code, relating to compensation for public service in counties of the twenty-second class.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 53: By Mr. McCollister—An act to amend Section 737u of the Political Code, relating to the salary of the judge of the Superior court for the County of Marin.

Referred to Committee on Judiciary.

Assembly Bill No. 54: By Mr. McCollister—An act to add Part 13 comprising Sections 25751 to 26155, inclusive, to Division 2 of the Revenue and Taxation Code, imposing a state tax on cigarettes, prescribing the method and manner of levying and collecting the tax, conferring powers and imposing duties on the State Board of Equalization, providing penalties for violations of this act, and allocating the revenue derived therefrom.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 55: By Mr. McCollister—An act to repeal Sections 14495 and 14495.1 of, and to add Section 14495 to, the Education Code, relating to contributions of members of the State Teachers' Retirement System who served in the military service, in an auxiliary thereof, or in the American Red Cross, and making an appropriation.

Referred to Committee on Education.

Assembly Bill No. 56: By Mr. McCollister—An act to add Article 19, comprising Section 1120, to Chapter 1, Part 2, Division 1 of the Insurance Code, relating to insurance.

Referred to Committee on Finance and Insurance.

Assembly Bill No. 57: By Messrs. McCollister and Dolwig—An act to amend Sections 292, 307, and 502 of the Vehicle Code, relating to motor vehicle operators and chauffeurs.

Referred to Committee on Transportation and Commerce.

Assembly Bill No. 58: By Mr. McCollister—An act to authorize the appointment of eligible persons who served in the military services of the United States as state traffic officers in the California Highway Patrol, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Transportation and Commerce.

Assembly Bill No. 59: By Mr. McCollister—An act to amend Section 301 of the Streets and Highways Code, relating to state highway routes.

Referred to Committee on Conservation and Planning.

RESOLUTIONS

The following resolution was offered:

By Mr. Hawkins:

House Resolution No. 18

Relative to the number of copies of legislative measures delivered to the Keeper of the Archives

WHEREAS, Section 13661 of the Government Code provides for the delivery to the Keeper of the Archives of only 25 copies of legislative measures; and

WHEREAS, This does not provide a sufficient number of such measures for a permanent record of the legislative action of this session; now, therefore, be it

Resolved by the Assembly of the State of California, That the State Printer is hereby directed to print and deliver to the Keeper of the Archives, in addition to the copies provided pursuant to Section 13661 of the Government Code, an additional 50 copies of each bill, resolution and constitutional amendment introduced this session of the Legislature; and be it further

Resolved, That the Chief Clerk is directed to transmit a copy of this resolution to the office of the State Printer.

Request for Unanimous Consent

Mr. Hawkins asked for, and was granted, unanimous consent to take up House Resolution No. 18, at this time, without reference to committee or file.

Resolution read, and adopted.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

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

Assembly Concurrent Resolution No. 13: By Mr. McCollister—Relative to sergeants in the State Police.

Referred to Committee on Civil Service and State Personnel.

Assembly Concurrent Resolution No. 14: By Mr. McCollister—Relative to the establishment of a state park on Angel Island in San Francisco Bay.

Referred to Committee on Rules.

Assembly Joint Resolution No. 3: By Mr. McCollister—Relative to memorializing Congress to erect a Monument to the Unknown Sailor.

Referred to Committee on Rules.

Assembly Bill No. 60: By Mrs. Niehouse, Messrs. Cramer, and Luckel—An act to add Section 6365 to the Revenue and Taxation Code, relating to the sales and use taxes.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 61: By Mrs. Niehouse, Messrs. Cramer, and Luckel—An act to add Section 13007 to the Health and Safety Code, relating to fires and fire protection.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 62: By Messrs. Anderson, Clayton A. Dills, Thomas, and Hahn—An act to add Section 4041n to the Political Code, and Section 25660 to the Government Code, relating to the powers and duties of county boards of supervisors, declaring the urgency of this act and providing that it shall take effect immediately.

Motion to Place Rush Order Upon the Printing of Assembly Bill No. 62

Mr. Anderson moved that a rush order be placed upon the printing of Assembly Bill No. 62, and that the bill be held at the desk.

Motion carried.

Assembly Bill No. 63: By Messrs. Heisinger, Crichton, Johnson, Clarke, and James—An act making an appropriation to the Department of Agriculture for the purpose of establishing and equipping a livestock and poultry diagnostic and testing laboratory in Fresno County.

Referred to Committee on Livestock and Dairies.

Assembly Joint Resolution No. 4: By Messrs. Maloney, Dolwig, McCollister, M. Philip Davis, Anderson, Allen, Beck, Berry, Blosser, Brady, Burke, Burns, Butters, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crowley, Debs, Clayton A. Dills, Doyle, Dunn, Erwin, Field, Gaffney, Grunsky, Hahn, Heisinger, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Loomis, Lowrey, Lyons, Mrs. Niehouse, Messrs. O'Day, Silliman, Stanley, Thurman, Waters, Weber, and Wollenberg—Relative to memorializing the President and the Congress of the United States in relation to providing funds to complete the Veterans Temporary Emergency Housing Program.

Resolution read.

Request for Unanimous Consent That All Members Be Co-Authors of Assembly Joint Resolution No. 4

Mr. Maloney asked for unanimous consent that all members be made co-authors of Assembly Joint Resolution No. 4.

Mr. Conrad withheld unanimous consent.

Mr. Conrad withdrew his objections.

By request of the Speaker, all members wishing to be co-authors of said resolution stepped to the desk.

Request for Unanimous Consent

Mr. Maloney asked for, and was granted, unanimous consent to take up Assembly Joint Resolution No. 4, at this time, without reference to committee, print, or file, and that the same be considered engrossed.

CONSIDERATION OF ASSEMBLY JOINT RESOLUTION NO. 4

Assembly Joint Resolution No. 4—Relative to memorializing the President and the Congress of the United States in relation to providing funds to complete the Veterans Temporary Emergency Housing Program.

Resolution read.

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

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Dolwig, Dunn, Erwin, Field, Fletcher, Gaffney, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, James, Johnson, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—68.

NOES—None.

Resolution ordered printed, and transmitted to the Senate.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

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

Assembly Bill No. 64: By Messrs. Dunn, Carey, Dickey, Caldecott, and Miller—An act to amend Section 32001 of the Health and Safety Code, relating to the establishment, organization, government and powers of hospital districts.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 65: By Messrs. Thompson and Dickey—An act to add Section 13521.5 to the Education Code, relating to dismissal of teachers.

Referred to Committee on Education.

Assembly Concurrent Resolution No. 15: By Messrs. Allen, McCollister, Crowley, Waters, Caldecott, Conrad, Cramer, M. Philip Davis, Dickey, Dolwig, Evans, Gaffney, Geddes, Grunsky, James, Luckel, Mrs. Niehouse, Messrs. Stanley, and Stewart—Relative to reports of the Annual Conventions of the American Legion.

Referred to Committee on Rules.

Assembly Concurrent Resolution No. 16: By Messrs. Allen, Crowley, McCollister, Waters, Caldecott, Conrad, Cramer, M. Philip Davis, Dickey, Dolwig, Erwin, Evans, Gaffney, Geddes, Grunsky, James, Luckel, Mrs. Niehouse, Messrs. Stanley, and Stewart—Relative to the reports of the sessions of the Department Encampment of the Grand Army of the Republic.

Referred to Committee on Rules.

Assembly Concurrent Resolution No. 17: By Messrs. Allen, Crowley, McCollister, Waters, Caldecott, Conrad, Cramer, M. Philip Davis, Dickey, Dolwig, Erwin, Evans, Gaffney, Geddes, Grunsky, James, Luckel, Mrs. Niehouse, Messrs. Stanley, and Stewart—Relative to reports of the annual conventions or encampments of the Veterans of Foreign Wars of the Department of California.

Referred to Committee on Rules.

Assembly Concurrent Resolution No. 18: By Messrs. Allen, Crowley, McCollister, Waters, Caldecott, Conrad, Cramer, M. Philip Davis, Dolwig, Erwin, Evans, Gaffney, Geddes, Grunsky, James, Luckel, Mrs. Niehouse, Messrs. Stanley, and Stewart—Relative to reports of the

Department Encampment and the Annual Convention of the United Spanish-American War Veterans.

Referred to Committee on Rules.

Assembly Concurrent Resolution No. 19: By Messrs. Allen, Crowley, McCollister, Waters, Caldecott, Conrad, Cramer, M. Philip Davis, Dickey, Dolwig, Erwin, Evans, Gaffney, Geddes, Grunsky, James, Luckel, Mrs. Niehouse, Messrs. Stanley, and Stewart—Relative to the reports of the annual conventions of the Disabled American Veterans of the World War of the Department of California.

Referred to Committee on Rules.

Assembly Bill No. 66: By Messrs. Debs and McMillan—An act to amend Section 19616 of the Education Code, relating to child care centers, continuing in effect the provisions relative thereto, making an appropriation for the support thereof, and declaring the urgency thereof, to take effect immediately.

Referred to Committee on Education.

Assembly Bill No. 67: By Messrs. Anderson, Waters, Huyck, Hollibaugh, Allen, Sam L. Collins, Conrad, Cooke, Crichton, Evans, and Hinton—An act to add Section 18972.5 to the Government Code, relating to physical qualifications of veterans for state civil service.

Referred to Committee on Military Affairs.

REQUEST FOR UNANIMOUS CONSENT TO PRINT OPINION

Mr. Thomas asked for, and was granted, unanimous consent that the following opinion from the Office of the Legislative Counsel be ordered printed in the Journal:

OFFICE OF LEGISLATIVE COUNSEL
SACRAMENTO 2, CALIFORNIA, December 23, 1946

Honorable Vincent Thomas
722 20th Street, San Pedro, California

Assemblyman as Public Relations Counsel Appearing before Congressional Committees—No. 7870

DEAR MR. THOMAS:

You have asked us whether there is anything in state or federal law to prevent an Assemblyman from acting as a paid public relations counsel for a private party and appearing before congressional committees in that capacity.

We know of no state law bearing directly on this matter.

Article IV, Section 19 of the Constitution of California provides: "No Senator or Member of Assembly shall during the term for which he shall have been elected, hold or accept any office, trust or employment under this State; provided, that this provision shall not apply to any office filled by election by the people."

It will be noted that this provision applies to *public*, not private, employment of a legislator. One judicial interpretation is that the purpose of this constitutional provision was to preclude employment by the holding of which a legislator's independent action as a member might be influenced or affected (Satterwhite v. Garrison 34 Cal. App. 734, 737).

The Supreme Court said in Parker v. Riley 18 Cal. (2) 83, "the purpose . . . is to prevent the acceptance by a legislator of any position under the State, whether an office or merely employment, which creates the opportunity for private aggrandizement, pecuniary in nature or otherwise."

The attitude of Congress toward lobbyists was recently expressed by the enactment of the "Federal Registration of Lobbying Act," Public Law 601, Chap. 753 (U. S. Code Congressional Service, 1946 Advance Sheet, No. 6, Pages 804-807). It applies to "any person . . . who . . . in any manner whatsoever, directly or indirectly,

solicits, collects or receives money or any other thing of value to be used principally to aid, or the principal purpose of which person is to aid, in the accomplishment of any of the following purposes:

(a) the passage or defeat of any legislation by the Congress of the United States;

(b) to influence, directly or indirectly, the passage or defeat of any legislation by the Congress of the United States.

It requires such person to keep detailed accounts of contributions, give receipts for contributions, file statements of contributions or expenditures with the Clerk of the House of Representatives, to register with the Clerk of the House and with the Secretary of the Senate.

This act, does not, however, place any restrictions on other positions held by a person who comes under its provisions.

It is therefore concluded that an assemblyman may, as public relations counsel, appear before congressional committees.

Very truly yours,

FRED B. WOOD, Legislative Counsel
By GERALD WALLACE, Deputy

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

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

Assembly Bill No. 68: By Messrs. Anderson, Waters, Huyck, Hollibaugh, Allen, Sam L. Collins, Conrad, Cooke, Crichton, Evans, and Hinton—An act to add Section 19057.5 to the Government Code, relating to appointments in state civil service.

Referred to Committee on Military Affairs.

Assembly Bill No. 69: By Messrs. Anderson, Waters, Huyck, Hollibaugh, Allen, Conrad, Cooke, Crichton, Evans, Hinton, and Sam L. Collins—An act to amend Section 18973 of the Government Code, relating to veterans' preference in state civil service.

Referred to Committee on Military Affairs.

Assembly Joint Resolution No. 5: By Messrs. McCollister, Allen, Gaffney, Anderson, Crowley, Debs, Clayton A. Dills, Dolwig, Field, Grunsky, Hinton, Hollibaugh, James, Luckel, McMillan, Mrs. Niehouse, Messrs. Stanley, Thurman, and Waters—Relative to on-the-job training for veterans.

Referred to Committee on Military Affairs.

Assembly Bill No. 70: By Messrs. McCollister, Allen, Anderson, Gaffney, Conrad, Crowley, Debs, Clayton A. Dills, Dolwig, Field, Grunsky, Heisinger, Hinton, Hollibaugh, James, Luckel, Mrs. Niehouse, Messrs. Stanley, Thurman, and Waters—An act to amend Section 19391 of the Government Code, relating to reinstatement of state civil service employees who entered the military service.

Referred to Committee on Military Affairs.

Assembly Bill No. 71: By Messrs. McCollister, Allen, Gaffney, Anderson, Crowley, Debs, Clayton A. Dills, Dolwig, Field, Grunsky, Hollibaugh, James, McMillan, Mrs. Niehouse, Messrs. Thurman, and Waters—An act to amend Section 981.2 of the Military and Veterans Code, relating to educational assistance to veterans.

Referred to Committee on Military Affairs.

Assembly Bill No. 72: By Messrs. McCollister, Allen, Gaffney, Anderson, Crowley, Debs, Clayton A. Dills, Dolwig, Field, Grunsky, Heisinger, Hinton, Hollibaugh, James, Luckel, McMillan, Mrs. Niehouse, Messrs. Thurman, and Waters—An act to amend Sections 986.4 and 986.5 of the Military and Veterans Code, relating to the purchase of farms and homes by veterans.

Referred to Committee on Military Affairs.

Assembly Bill No. 73: By Messrs. McCollister, Allen, Gaffney, Anderson, Crowley, Debs, Clayton A. Dills, Dolwig, Field, Grunsky, Hinton, Hollibaugh, James, McMillan, Mrs. Niehouse, Messrs. Stanley, Thurman, and Waters—An act to amend Section 981.2 of the Military and Veterans Code, relating to educational assistance to veterans.

Referred to Committee on Military Affairs.

Assembly Bill No. 74: By Messrs. McCollister, Allen, Gaffney, Anderson, Conrad, Crowley, Debs, Clayton A. Dills, Dolwig, Field, Grunsky, Hinton, Hollibaugh, James, Loomis, McMillan, Mrs. Niehouse, Messrs. Stanley, Thurman, and Waters—An act to amend Section 37 of the Civil Code, relating to contracts by veterans and their spouses for servicemen's benefits.

Referred to Committee on Military Affairs.

Assembly Bill No. 75: By Messrs. McCollister, Allen, James, Gaffney, Anderson, Crowley, Debs, Clayton A. Dills, Dolwig, Field, Grunsky, Hinton, Hollibaugh, McMillan, Mrs. Niehouse, Messrs. Stanley, Thurman, and Waters—An act to add Section 1292 to the Military and Veterans Code, relating to accommodations for the United Spanish War Veterans, Department of California, and making an appropriation.

Referred to Committee on Military Affairs.

Assembly Bill No. 76: By Messrs. McCollister, Allen, Anderson, Gaffney, Conrad, Crowley, Debs, Clayton A. Dills, Dolwig, Field, Grunsky, Hinton, Hollibaugh, James, McMillan, Mrs. Niehouse, Messrs. Stanley, Thurman, and Waters—An act to amend Section 1083 of the Military and Veterans Code, relating to the Women's Relief Corps Home of California.

Referred to Committee on Military Affairs.

Assembly Bill No. 77: By Messrs. McCollister, Allen, Gaffney, Anderson, Crowley, Debs, Clayton A. Dills, Dolwig, Field, Grunsky, Hinton, Hollibaugh, James, Luckel, McMillan, Mrs. Niehouse, Messrs. Thurman, and Waters—An act to repeal Article 5 of Chapter 2, Part 3, Division 3 of Title 2 of the Government Code and to add Sections 1048 to 1053, inclusive to the Military and Veterans Code, relating to Napa State Farm.

Referred to Committee on Military Affairs.

Assembly Bill No. 78: By Messrs. McCollister, Allen, Gaffney, James, Anderson, Conrad, Crowley, Debs, Clayton A. Dills, Dolwig, Field, Grunsky, Hinton, Hollibaugh, McMillan, Mrs. Niehouse, Messrs. Stanley, Thurman, and Waters—An act to amend Sections 827 and 987.7 of the

Military and Veterans Code, relating to farm and home purchases by veterans.

Referred to Committee on Military Affairs.

Assembly Bill No. 79: By Messrs. McCollister, Allen, Anderson, Crowley, Debs, Clayton A. Dills, Dolwig, Field, Grunsky, Hinton, Hollibaugh, James, McMillan, Mrs. Niehouse, Messrs. Stanley, Thurman, and Waters—An act to add Section 20363 to the Government Code, relating to the retirement of member help in the Veterans' Home of California.

Referred to Committee on Military Affairs.

Assembly Bill No. 80: By Mr. Cramer, Mrs. Niehouse, Messrs. Hollibaugh, Allen, Clarke, Geddes, Grant, Thorp, and Waters—An act to add Section 567 to the Vehicle Code, relating to soliciting rides from drivers of vehicles.

Referred to Committee on Transportation and Commerce.

Assembly Bill No. 81: By Mr. Cramer, Mrs. Niehouse, Messrs. Hollibaugh, Allen, Clarke, Geddes, Grant, Stanley, Thorp, and Waters—An act to add Section 566 to the Vehicle Code, relating to soliciting purchase of goods, merchandise, service, tickets and contributions on highways.

Referred to Committee on Transportation and Commerce.

Assembly Bill No. 82: By Mr. Cramer, Mrs. Niehouse, Messrs. Hollibaugh, Allen, Clarke, Geddes, Grant, Luckel, Stanley, Thorp, and Waters—An act to add Section 684 to the Vehicle Code, relating to motor vehicle equipment.

Referred to Committee on Transportation and Commerce.

Assembly Bill No. 83: By Messrs. Anderson, Waters, Huyck, Hollibaugh, Allen, Sam L. Collins, Conrad, Cooke, Crichton, Evans, and Hinton—An act to amend Section 19533 of the Government Code, relating to layoffs in the state civil service.

Referred to Committee on Military Affairs.

Assembly Bill No. 84: By Messrs. Anderson, Waters, Huyck, Hollibaugh, Allen, Sam L. Collins, Cooke, Crichton, Evans, and Hinton—An act to amend Section 18973 of the Government Code, relating to veterans' preference in state civil service.

Referred to Committee on Military Affairs.

Assembly Bill No. 85: By Messrs. Price, Allen, Hollibaugh, Anderson, Caldecott, Conrad, Cooke, Cramer, Crichton, Dickey, Gaffney, Hahn, Hinton, McCollister, Silliman, Stanley, and Thompson—An act making an appropriation for the construction of one or more armories for the California National Guard.

Referred to Committee on Military Affairs.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, January 8, 1947

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

Senate Concurrent Resolution No. 3
Senate Concurrent Resolution No. 4
Senate Concurrent Resolution No. 6
Senate Concurrent Resolution No 7
Senate Concurrent Resolution No. 12

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS

The following resolutions were read:

Senate Concurrent Resolution No. 3—Approving an amendment to the charter of the City of Stockton, State of California, ratified by the qualified electors thereof, at a special municipal election held therein on Tuesday, November 5, 1946.

Resolution ordered held at desk.

Senate Concurrent Resolution No. 4—Relative to the continuance of the Joint Legislative Committee on Agriculture and Livestock Problems created by Resolutions Chapter No. 141 of the Fifty-sixth Regular Session.

Referred to Committee on Rules.

Senate Concurrent Resolution No. 6—Relative to the continuance of the Joint Fact-Finding Committee on Highways, Streets and Bridges created by Resolutions Chapter 133 of the 1945 Regular Session.

Referred to Committee on Rules.

Senate Concurrent Resolution No. 7—Relative to a study by the Judicial Council of the administration of justice in the inferior courts in California.

Referred to Committee on Judiciary.

Senate Concurrent Resolution No. 12—Relative to approving certain amendments to the charter of the County of Los Angeles, State of California, submitted to, voted for, and ratified by, the electors of said county at the general election held in said county on the fifth day of November, 1946.

Resolution ordered held at desk.

REQUEST FOR UNANIMOUS CONSENT TO PRINT LETTER IN JOURNAL

Mr. Allen asked for unanimous consent that a letter received by him from Mr. Robert E. Ryan, of Los Angeles, be ordered printed in the Journal.

Letter read.

Mr. Beck withheld unanimous consent, stating that it would set a precedent of procedure for other Members of the Assembly.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

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

Assembly Bill No. 86: By Mr. Anderson—An act to amend Sections 1500 and 1501 of the Welfare and Institutions Code, relating to children requiring public assistance.

Referred to Committee on Social Welfare.

Assembly Bill No. 87: By Messrs Fletcher and Grant—An act repealing Section 1428a and amending Section 1428b of the Penal Code, relating to keeping a minute book and to the destruction of old records, respectively, in municipal courts.

Referred to Committee on Judiciary.

Assembly Concurrent Resolution No. 20: By Mr. James—Relative to approving a certain amendment to the charter of the City of Bakersfield, County of Kern, State of California, voted for and ratified by the electors of said City of Bakersfield at a special election held therein on the fifth day of November, 1946.

Request for Unanimous Consent

Mr. James asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 20, at this time, without reference to committee, print, or file, and that the same be considered engrossed.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 20

Assembly Concurrent Resolution No. 20—Relative to approving a certain amendment to the charter of the City of Bakersfield, County of Kern, State of California, voted for and ratified by the electors of said City of Bakersfield at a special election held therein on the fifth day of November, 1946.

Resolution read.

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

AYES—Allen, Anderson, Beck, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, Debs, Clayton A. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Gaffney, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, O'Day, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thurman, Waters, and Weber—63.

NOES—None.

Resolution ordered printed, and transmitted to the Senate.

RESOLUTIONS

The following resolutions were offered:

By Messrs. Burns, O'Day, Maloney, Berry, Brady, Blosser, Crowley, Gaffney, George D. Collins, Wollenberg, and McCollister:

House Resolution No. 19

Relative to paying tribute to the memory of A. R. O'Brien

WHEREAS, A. R. O'Brien of Ukiah, California, long an outstanding figure in public affairs of this State, died in San Francisco on January 7, 1947; and

WHEREAS, A. R. O'Brien was a graduate of Santa Clara University, and as a young man followed the adventurous traits of the newspaper profession through Cuba, Panama, and Alaska, where he met and married Margaret Herburger; and

WHEREAS, In 1920 he became publisher of the Ukiah *Republican Press*, and thereafter devoted his tremendous energies to matters of public interest in California, and served in such important offices as President of the State Board of Prison Directors; and

WHEREAS, For 18 years A. R. O'Brien was a Director of the Golden Gate Bridge District, pushing to completion construction of the Golden Gate Bridge and a vast plan of highway approaches to the bridge and many years of operation of the great span; now, therefore, be it

Resolved by the Assembly of the State of California, That the Members of this Assembly by this resolution pay tribute to the public service which A. R. O'Brien performed for the people of California, and express profound regret in the great loss suffered by this State in his death; and be it further

Resolved, That the Chief Clerk of the Assembly transmit to Mrs. Margaret H. O'Brien, widow of A. R. O'Brien, a suitably prepared copy of this resolution as a token of their respect and an expression of their deep sympathy; and be it further

Resolved, That when this Assembly this day adjourns, it do so out of respect to the memory of A. R. O'Brien.

Request for Unanimous Consent

Mr. Burns asked for, and was granted, unanimous consent to take up House Resolution No. 19, at this time, without reference to committee or file.

Resolution read, and adopted.

By Mr. Dickey:

House Resolution No. 20

Creating the Assembly Legislative Process Committee and defining its powers and duties

WHEREAS, Many of the legislative proposals involve problems within the jurisdiction of more than one standing committee of the Assembly, and the adequate consideration of such measures requires the cooperation of such several committees in order to avoid duplicating the work of one such committee by another, and much delay in the legislative process could be avoided if it were possible to eliminate such duplication of effort and provide a means for expediting the consideration of such measures; and

WHEREAS, There is need of a committee equipped to ascertain facts and secure facts and information upon assigned topics from time to time during the session, a committee acting in aid of and in collaboration with the several standing committees of the Assembly; now, therefore, be it

Resolved by the Assembly of the State of California, As follows:

1. A special committee designated the "Assembly Legislative Process Committee" is hereby created and authorized and directed to take such steps as may be necessary to coordinate the work of the various standing committees of this session in considering questions before such session in order that there be no duplication of work or effort, and to make such studies as may be necessary, ascertain such facts and information, and secure such statistics for the use of the members and committees of the Assembly as may be of aid to them in considering and acting upon legislative proposals at this session.

2. The committee shall consist of the chairman of the following Assembly committees: Rules, who shall be chairman of the committee; Ways and Means, Governmental Efficiency and Economy, Judiciary, Revenue and Taxation, Public Morals, Education, Transportation and Commerce, and five Members of the Assembly to be appointed by the Speaker thereof

Vacancies occurring or existing in the membership of the committee shall be filled by the appointing power.

3. The committee is authorized to meet during this session of the Legislature, including any recess, but not after final adjournment.

4 The committee and its members shall have and exercise all of the rights, duties and powers conferred upon investigating committees and their members by the provisions of the Joint Rules of the Senate and Assembly and of the Standing Rules of the Assembly as they are adopted and amended from time to time, which provisions are incorporated herein and made applicable to this committee and its members except that the members of the committee shall serve without compensation and shall not be allowed mileage.

Until the adoption of Joint Rules at this session, the Joint Rules of the last preceding regular session are incorporated herein and made applicable to this committee and its members.

5 The committee has the following additional powers and duties:

(a) To contract with such other agencies, public or private, as it deems necessary for the rendition and affording of such services, facilities, studies and reports to the committee as will best assist it to carry out the purposes for which it is created.

(b) To cooperate with and secure the cooperation of county, city, city and county, and other local law enforcement agencies in investigating any matter within the scope of this resolution and to direct the sheriff of any county to serve subpenas, orders and other process issued by the committee.

(c) To report its findings and recommendations to the Assembly from time to time and at any time.

(d) To do any and all other things necessary or convenient to enable it fully and adequately to exercise its powers, perform its duties, and accomplish the objects and purposes of this resolution.

6. The sum of fifty thousand dollars ($50,000), or so much thereof as may be necessary, is hereby made available from the Contingent Fund of the Assembly for the expenses of the committee and its members and for any charges, expenses or claims it may incur under this resolution, to be paid from the said contingent fund and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Request for Unanimous Consent

Mr. Dickey asked for, and was granted, unanimous consent to take up House Resolution No. 20, at this time, without reference to committee or file.

Resolution read.

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

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, O'Day, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—71.

NOES—None.

REQUEST FOR UNANIMOUS CONSENT

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

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 3

Senate Concurrent Resolution No. 3—Approving an amendment to the charter of the City of Stockton, State of California, ratified by the qualified electors thereof, at a special municipal election held therein on Tuesday, November 5, 1946.

Resolution read.

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

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Gaffney, Geddes, Grant, Grunsky, Hahn,

Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, O'Day, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—70.

NOES—None.

Resolution ordered transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT

Mr. Evans asked for, and was granted, unanimous consent to take up Senate Concurrent Resolution No 12, at this time, without reference to committee or file.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 12

Senate Concurrent Resolution No. 12—Relative to approving certain amendments to the charter of the County of Los Angeles, State of California, submitted to, voted for, and ratified by, the electors of said county at the general election held in said county on the fifth day of November, 1946.

Resolution read.

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

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T Davis, M Philip Davis, Debs, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Price, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—67.

NOES—None.

Resolution ordered transmitted to the Senate.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 2 BY UNANIMOUS CONSENT

Senate Concurrent Resolution No. 2—Relative to the Joint Rules of the Legislature.

Resolution read.

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

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—71.

NOES—None.

Resolution ordered transmitted to the Senate.

Speaker Presiding

At 1 p.m., Hon. Sam L. Collins, Speaker of the Assembly, presiding.

ANNOUNCEMENT BY SPEAKER

The Speaker anonunced the appointment of the following members to the Committee on Rules:

Messrs. Dickey, Chairman; Doyle, Vice Chairman; Wollenberg, Field, Hollibaugh, Maloney, Thompson, Lyons, Burns, Crichton, Fletcher, Evans, and Dunn.

GUESTS EXTENDED PRIVILEGE OF ASSEMBLY FLOOR

On request of the San Diego Delegation, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. Lillian Johnson, Mrs. June Charrion, and Mrs. Edna von Gunden of San Diego.

On request of Mr. Miller, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Daniel C. Bettencourt of Richmond.

On request of Mr. Allen, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Cliff W. Brown of San Francisco.

On request of Mr. Gaffney and the San Francisco Delegation, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to: Former Assemblyman Gerald P. Haggerty, Patrick J. McMurray, Frank C. MacDonald, Mr. and Mrs. James G. Smyth, of San Francisco, and C. L. Gerling, of Washington, D. C.

On request of Mr. Gaffney and the San Francisco Delegation, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Bruno Merletti of San Francisco.

On request of the Alameda County Delegation, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to former Assemblyman Walter Feeley of Alameda.

On request of Mr. Burke, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. Gilbert R. Lee of Alhambra.

On request of Mr. Waters, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Major William Barnes, United States Army.

On request of Mr. O'Day and the San Francisco Delegation, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to George Christopher and George C. Paterson of San Francisco.

On request of Messrs. Thomas, Hawkins, and Dunn, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mr. and Mrs. Elmo K. Adams of San Pedro.

ADJOURNMENT

At 1.03 p.m., on motion of Mr. Dickey, the Speaker declared the Assembly adjourned until 11 a.m., Thursday, January 9, 1947, out of respect to the memory of the late A. R. O'Brien.

SAM L. COLLINS, Speaker

GERALDINE B. HADSELL, Minute Clerk

CALIFORNIA LEGISLATURE

FIFTY-SEVENTH (GENERAL) SESSION

ASSEMBLY DAILY JOURNAL

FOURTH LEGISLATIVE DAY

FOURTH CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO
Thursday, January 9, 1947

The Assembly met at 11 a.m.

Hon. Sam L. Collins, Speaker of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

ROLL CALL

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

Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—76.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. Raymond Renwald:

Let us pray:

We beseech Thee, O Lord, incline Thine ear to our petitions and bring light to the darkness of our minds by the grace of Thy visitation that we may ever follow Thee with a pure intention and serve Thee with a clean heart, through Christ Our Lord.—AMEN

READING OF THE JOURNAL DISPENSED WITH

On motion of Mr. Heisinger, further reading of the Journal of the previous legislative day, was dispensed with.

LEAVES OF ABSENCE FOR THE DAY

The following member was granted leave of absence for the day, because of legislative business elsewhere:

Mr. Caldecott, on motion of Mr. Grunsky.

The following members were granted leaves of absence for the day, and desired to waive their per diem:

Mr. Thurman, on motion of Mr. Grunsky.

Mr. Gannon, on motion of Mr. Stephenson.

COMMUNICATIONS

By the Speaker:

The following communication was received, read, and ordered printed in the Journal:

AUBURN, CALIFORNIA, January 7, 1947

Honorable Allen G. Thurman
Mrs Allen G. Thurman
Honorable Sam Collins, Speaker of the Assembly
Mrs. Sam Collins
Miss Geraldine Hadsell

DEAR FRIENDS: Once each year, every Business and Professional Women's Club, has a meeting dealing with government affairs.

In Auburn, it has been customary for our club to hold this meeting during the session of the California Assembly, so that an opportunity may be given for the presentation to our club of matters pertaining to State Government.

In the past, we have had the assistance of our member, Mrs. Allen G. Thurman, and her husband, Assemblyman Thurman, in bringing to us leaders from the Legislature.

In addition to this invitation to our club for Miss Hadsell, Mr. and Mrs. Collins, we will appreciate the personal extension of an invitation for our meeting of January 14th, to be given through the good offices of Mr. Thurman.

We assure you all, it would give our women of Auburn the greatest of pleasure in welcoming Mrs. Collins, the wife of our new Speaker of the Assembly, and Miss Hadsell as representative of the California women in public affairs, and to have the pleasure to extend the hospitality of our community to Mr Collins.

If this matter can be arranged, we would like to meet you all in Sacramento around 6 o'clock, January 14th, and then return you to your home if and when you are ready after the meeting.

We have a lovely city, and we believe a fine large group of women in the Auburn Business and Professional Women's Club group, and we hope you may like it here with us, as we would enjoy having you with us, and the opportunity of better acquaintance with all of you

Sincerely,

GOLDIE BREWER
Legislation Chairman
AUBURN BUSINESS AND PROFESSIONAL
WOMEN'S CLUB

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

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

Assembly Bill No. 88: By Messrs. Hollibaugh, Rosenthal, Thomas, Bennett, Ralph C. Dills, and Evans—An act to amend Section 19622 of the Business and Professions Code, relating to the disposition of state revenues derived from the regulation and licensing of horse racing, horse racing meetings, and wagering on the results thereof.

Referred to Committee on Public Morals.

Assembly Bill No. 89: By Messrs. Hawkins and Anderson—An act to amend Section 980 of, and to add Section 988.4 to, the Military and Veterans Code, relating to farm and home purchases for veterans' widows, and making an appropriation therefor.

Referred to Committee on Military Affairs.

Assembly Bill No. 90: By Messrs. Grant and Beck—An act to amend Section 18059 of the Education Code, relating to the letting of contracts, extending the period within which the section is to remain in effect, declaring the urgency hereof, to take effect immediately.

Referred to Committee on Education.

Assembly Bill No. 91: By Messrs Grant and Beck—An act to amend Section 18057 of the Education Code, relating to alterations or additions to school buildings.

Referred to Committee on Education.

Assembly Bill No. 92: By Messrs. Grant and Beck—An act to amend Section 4200 of the Government Code, relating to contractor's bonds on public works.

Referred to Committee on Judiciary.

REQUEST FOR UNANIMOUS CONSENT TO PRINT LETTER OF TRANSMITTAL RELATIVE TO REPORT

Mr. Clarke asked for, and was granted, unanimous consent that the following letter of transmittal, relative to the Report of the Joint Interim Agricultural Research Study Committee be read, and ordered printed in the Journal in 10-point type:

LETTER OF TRANSMITTAL

Report of Interim Committee Created by "An Act to Create an Agricultural Research Study Committee, Provide for Its Powers and Duties, and Making an Appropriation," Approved March 12, 1946 (Chapter 144, Fifty-sixth (First Extra) Session)

This interim committee was appointed to meet with and participate in the activities of the Agricultural Research Study Committee created by an act passed at the First Extraordinary Session in 1946 to study matters relating to research in agriculture and related industries.

The Agricultural Research Study Committee met a number of times and held hearings throughout the State. It received oral statements from 291 people representative of most of the 140,000 farms throughout the State. It received 179 written reports from industries, farm organizations, state and federal agencies, and individuals. Over 2,000 requests for research were recorded.

The Agricultural Research Study Committee has embodied the results of its studies and its recommendations in a Report on Agricultural Research in California to the Governor and the Legislature, and a supplemental report.

Your interim committee herewith presents said report and supplemental report and recommends that the same be printed as a public document.

Respectfully submitted.

SENATOR BEN HULSE
ASSEMBLYMAN GEORGE A. CLARKE
Interim Committee Members of the
Agricultural Research Study Committee

REQUEST FOR UNANIMOUS CONSENT THAT REPORT BE ORDERED PRINTED IN THE JOURNAL, AND THAT 5,000 ADDITIONAL COPIES BE ORDERED PRINTED

Mr. Clarke asked for, and was granted, unanimous consent that the following Report of the Agricultural Research Study Committee be ordered printed in the Journal in 10-point type, and that 5,000 additional copies be ordered printed:

AGRICULTURAL RESEARCH STUDY COMMITTEE

November 29, 1946

The Honorable Earl Warren, Governor of California,
Sacramento, California

DEAR SIR: On behalf of the Agricultural Research Study Committee, I have the pleasure of submitting to you and the Fifty-seventh Regular Session of the California Legislature this Report on Agricultural Research in California.

The report, as submitted, has the unanimous approval of this committee.

Sincerely,

ALBERT J. THILLE, Chairman

PART I

In carrying out the provisions provided for in Senate Bill No. 124, Chapter 144, Statutes of 1945, "An act to create an Agricultural Research Study Committee, provide for its powers and duties, and making an appropriation," the committee herewith renders its report to the Honorable Earl Warren, Governor of the State of California, and to the Members of the California State Legislature.

LAW AND SCOPE OF COMMITTEE ACTIVITIES

The major function of the committee is to obtain information from farmers, farmer associations, commodity groups and other reliable sources relative to the type of research and information needed to contribute to the continued progress of agriculture in the State.

The committee is charged with the duty of studying the scope and general progress of research and the availability of the results thereof to agriculture and related industries, and to "ascertain the necessity for the creation of a permanent agency or the possibility of the use of existing agencies to insure the widest possible dissemination of the benefits of such research."

The law provides for a committee of nine members, three to be representative of the "public at large," and the other six to have "practical knowledge and experience in the production or distribution of agricultural, horticultural, viticultural, livestock and dairy or poultry products." In addition there are four ex officio members serving on the committee as follows: The Director of Agriculture, the Dean of the College of Agriculture, a Member of the State Senate, and a Member of the State Assembly. The latter two are constituted as a Legislative Interim Committee.

The committee has met in session 17 times and has visited the University of California at Berkeley, the College of Agriculture at Davis, the Riverside Experiment Station at Riverside, the Meloland Experimental Station at El Centro, and the Western Regional Laboratory at Albany, and has conducted eight public hearings in the following cities: Redding, Eureka, Santa Rosa, Davis, Salinas, Fresno, Riverside, El Centro.

All members were present at one or more sessions, and 11 or more committee members attended each of the public hearings.

A total of 848 farm people attended these hearings, representing through their organizations most of the 140,000 farms throughout the State. Two hundred and ninety-one people presented oral statements, and 179 written reports were received from industries, from organized groups of farmers, from federal and state agencies, and from individuals. Over 2,000 research requests have been recorded.

The committee in submitting its report has divided the information into four sections as follows: (Parts I and II; and Appendices I and II)

Part I:	Findings, summary and recommendations.
Part II:	A listing of research projects.
Appendix I:	Copy of the law creating the committee.
Appendix II:	Partial transcripts of hearings and copies of written statements.

Part I is intended as a public document and the committee recommends that it, together with Part II, be printed and be made available to interested parties throughout the State. In Part II the committee has listed by commodity groups the research projects now under way and which are being conducted by the University of California, by the United States Department of Agriculture including the Western Regional Research Laboratory at Albany. Some of the projects are conducted jointly by the above mentioned research agencies. In some cases adequate work is being done, in other cases it is extremely desirable to accelerate the research.

In Part II the committee has also listed by commodity groups the research projects which have not yet been undertaken but which the various divisions of the Agricultural Experiment Station regard as vital in order to round out the research program so as to meet the most urgent research needs of California agriculture.

The committee has not included in Part II all suggestions of proposed projects submitted at the various hearings, nor attempted to determine the relative importance of the research projects or the desirability of undertaking some of them at all. This matter is left to administrative officers of the various research agencies working in cooperation with the respective industry groups.

Appendix II of the report contains partial transcripts of some of the hearings, where transcripts were made, and in addition the written statements in their original form. The committee deems it unnecessary to duplicate such transcripts and statements but recommends that they be referred to the College of Agriculture for study and analysis and for its use and guidance.

IMPORTANCE OF CALIFORNIA AGRICULTURE AND THE ROLE OF AGRICULTURAL RESEARCH

The committee recognizes the importance of a healthy agriculture to the continued growth and prosperity of the State. California farms, orchards, and ranches comprise a major segment of its economic life. In great sections food production, shipping and processing activities provide the economic foundation for the business life of the areas. For the four years 1943 to 1946 inclusive, the gross value of crop and livestock products sold by California farmers averaged about $1,750,000,000 per year. In addition to this direct contribution to the State's income and economic activity, its farms also provide the raw materials for the State's extensive food and fibre processing and distribution enterprises, and the turn-over of the income this wealth creates reaches into practically every phase of life and employment in the State.

As a source of employment, California farms and the related food and fiber processing and distributing industries occupy a place of first importance among the State's varied economic activities. In addition, the farms provide an extensive market for industrial products and services which are supplied by the industries of California and other areas.

The agriculture of California is noted for its high degree of diversification based upon a wide variety of soil and climatic conditions. It is also noted for its high degree of specialization on individual farms. This individual farm specialization is based in part upon adaptability of local climatic and soil conditions to the intensive production of certain crops and livestock. It is also predicated upon the application of scientific methods of crop and livestock production, a substantial degree of mechanization, the irrigation of large areas of former arid or semi-arid lands, and a high degree of productivity per acre.

The intensive character of most of California's agriculture, with a high level of expenditures for labor, machinery, water, feed and other materials, is one factor which makes it imperative for farmers to utilize the best known methods of production. It also emphasizes the need for an aggressive research program designed to develop more efficient methods. The great variety of crop and livestock production makes it necessary that this research cover a broad field extending not only to the production and marketing problems of specialty crop and livestock products which are grown primarily in California, but also to those of most of the standard commercial farm products which are widely produced in other parts of the country.

Much of the progress of California agriculture is closely related to similar progress in the food preservation, processing and distribution industries. In these activities also continued research is essential to progress.

As in other lines of endeavor, the maintenance of a successful agriculture requires a relentless search for new and better solutions of the problems encountered in the production, processing and marketing of farm products. This search ranges over the broad field of human knowledge, from the basic sciences of chemistry, botany and zoology to the practical search for new strains or varieties of crops and livestock, new methods of control for weeds, plant and animal diseases and insect pests, the development of new machinery, methods of reducing costs of distribution and the application of the results of such research to the needs of farmers operating under a wide variety of conditions.

The public has a vital interest in agricultural research. The results of such research and their application are reflected in a continued expansion in the production of food and other farm products to better meet the needs of an expanding population.

It is evident, therefore, that the maintenance of an efficient and economically healthy agriculture is of vital importance to the continued progress of the State and its rapidly increasing population. The prosperity of those who live and work on the farms and of those who live and work in the cities is closely interrelated. All have a vital interest in continued progress in the application of practical scientific methods in the production and processing of needed foods, fiber and forest products.

On this basis the committee concurs in a previous expression of the Legislature: "That the welfare of the people in this State is dependent

in large part upon the maintenance of the high productivity of the farms and ranges in California, the efficiency of the processing and packing industries handling farm products, and in the continued improvement of methods of production, distribution and utilization of agricultural products grown in the State."

We further concur in the basic principle that research with practical application determines the future advancement of any industry. We believe that expenditures of public moneys, properly directed and supervised in agricultural research, will benefit the entire economy of the State in the form of improved levels of living for farm families, more abundant supplies of nutritious foods for consumers, increased employment in agricultural processing and distributing industries, and increased activities for all segments of business.

We believe that public funds set aside for research can be self-liquidating in the form of additional tax dollars derived from the additional wealth and business enterprises which have thus been created. This committee wants to be helpful in providing for this advancement to the State.

The College of Agriculture of the University of California is now engaged in 36 fields of research endeavor constituting over 830 separate research studies.

The Agricultural Research Administration of the United States Department of Agriculture reports 90 research projects under way, all pertaining to the agricultural problems of California. These projects include active research by the bureaus of Agricultural and Industrial Chemistry, Animal Industry, Dairy Industry, Entomology and Plant Quarantine, Human Nutrition and Home Economics, and Plant Industry, Soils and Agricultural Engineering.

The Western Regional Research Laboratory of the United States Department of Agriculture is engaged in approximately 50 research projects relating to California consisting mainly of developing new methods by which industry can utilize California agriculture's by-products and wastes.

The Bureau of Agricultural Economics of the United States Department of Agriculture has submitted a report which in addition to its other work covers 10 major economic projects under way which directly relate to California agriculture.

The College of Agriculture in addition to research projects under way, has indicated that over 170 additional research studies need immediate attention.

EXAMPLES OF RESEARCH PROJECTS

The research projects now under way and planned are listed in Part II of this report by commodity groups. We describe here only a *very few examples.* These are typical of the many other listed and are given solely to illustrate how research helps develop a better agriculture.

I. Typical Projects Which Are Under Way Within the State

A. Soils and Plant Nutrition

The University of California reports that the effects of various phosphatic-nitrogen ratios on yields and fruit quality have shown that low phosporus-high nitrogen makes for spongy fruit which drops prematurely.

B. Beneficial Insect Investigations

The introduction of a certain parasite *(Metaphycus Helvolus)* from South Africa has brought pests such as black scale under almost complete control on citrus. On olives it has been beneficial but control is not complete.

C. Veterinary Science

Bovine mastitis, with respect to causes, methods of control and treatment has been investigated in commercial and institutional dairy herds. It has been demonstrated that chronic mastitis caused by streptococcus agalactia can be eradicated through segregation of infected cows and the application of specific intramammary therapy.

D. Grape Culture and Wine Production

A study of the influence of variety and environmental conditions on quality wines has indicated the usefulness and the proper region of production of over 100 of the wine-grape varieties. Improvements have been made in the methods of extraction and the color stability of wine. Rapid aging devices and practices are under investigation.

The University of California reports that research findings covering Ens-Microbiological investigations are pointing to a pattern of behavior and control of both the helpful and harmful organisms encountered in wine production. Bio-assays of the vitamins of grapes and wines are being continued along with research on the stability of the vitamin of wines and the effect of methods of vinification on stability.

II. Typical Projects Which Have Been Planned But Have Not Been Undertaken by the State

A. The Nature of Disease Resistance

The University of California reports that while much progress has been made in developing varieties of crops resistant to one or more diseases, almost nothing is known as to why certain varieties have a resistance while other varieties are susceptible to disease. Quoting from the report: "A knowledge of this fundamental subject would lead to improved methods for the study and development of resistant varieties of crops."

B. Forage Crops

Development of sod-forming grasses for irrigated pastures and new range grasses for beef cattle are urgently needed. Quoting from the report: "Such research needs to be instituted to determine proper procedure to follow to insure maximum feed production for our livestock."

C. Agricultural Economics

Another field of importance during the coming years is agricultural labor relations. Quoting from the report: "There is need for careful

objective study of possible ways to better balancing of agricultural labor demand and supply, stabilizing of work opportunity, improving employer-employee relationships, and lessening the costs arising from strikes and other employer-employee conflicts."

III. Typical New Projects Needed

Of the new projects needed are those relating to products that are grown or manufactured elsewhere but lend themselves to California cultivation and are needed in by-product form to sustain our economic balance in both agriculture and industry, such as:

1. Culture of oil crops, such as soy beans, peanuts, sunflowers, flax and others which provide protein by-products.
2. Herbicides in weed control.
3. Biologically active chemicals produced largely from both plant and animal by-products and residues.

IV. Examples of Coordinating and Cooperating Research With Governmental Agencies

A. Biological Control of Klamath Weed

The Agricultural Research Administration of the United States Department of Agriculture reports that this problem is now being studied in cooperation with the University of California, and the purpose is to effect control of the Klamath weed through introduction of natural enemies from Australia. Two of these have already been released in large numbers and field recoveries have been made. Quoting from the report: "It is estimated that this work may require from five to ten years to complete the importation and colonization program now under way."

B. Cereal Crops and Diseases

Several new rust and smut resistant varieties of wheat have been developed in cooperative work at Davis. Baart 38 and White Federation 38, two of these improved varieties, are now grown on most of the acreage sown to wheat in California. Improved barley and oat varieties developed at the station are also grown on commercial acreage in the State. Quoting from the report: "Work of this nature should be continued indefinitely in order to keep abreast of new races of the disease to which the older varieties may be susceptible. Otherwise, the advantages gained by breeding disease-resistant varieties may be lost."

C. Veterinary Science

Brucellosis in cattle and swine is being investigated at Berkeley and Davis and the results are tried out on numerous farms. The United States Bureau of Animal Industry has designated the Laboratory at Berkeley as a repository for the care and development of cultures of strain 19 from which vaccine is prepared by Experimental Stations and commercial manufacturers. Dairymen, beef cattlemen and swine producers have benefited by results of research to prevent the abortion and sterility that is caused by Brucella infection. Cooperative arrangements with the State Department of Agriculture and Public Health, as well as the United States Bureau of Animal Industry, promote the research with respect to the welfare of livestock and also to public health.

GENERAL FINDINGS AND OBSERVATIONS

During the committee's deliberations, more than 2,000 requests for research work have been received from farm people and their representatives. Although considerable duplication appeared in these requests, these frequent repetitions are of value in determining the research needs of California agriculture. The committee has made no attempt to establish priority of research needs, believing that function can best be performed by the administrative heads of the research agencies in cooperation with the respective industry representatives.

The great number of requests for research and extension work should be valuable to the executive and legislative branches of the State Government in determining a course of action with respect to appropriations.

The committee summarizes below its findings, based upon the evidence obtained at the public hearings and from other sources:

1. Farm people, more than others, are conscious and aware that California's agricultural research program has not kept pace with the problems developed in the fields of production, processing and utilization of the agricultural products of the state. There exists with our farm people a universal desire to have an expanded, aggressive program of agricultural research, and the application of such research to production, processing and marketing problems.

2. Water is an important limiting factor of California agriculture. Efficient use of irrigation water is one of the major factors in the maintenance and complete utilization of the agricultural potentialities of California. Data are needed, for each climatic condition in the state, regarding the efficiency of many different systems of irrigating; the net and consumptive use of water by crops; losses by percolation; drainage problems; conservation of underground water supply, and the amount of water wasted through the unnecessary growth of weeds.

3. Diseases and pests cause large preventable losses to farm crops, poultry and livestock each year. There is need of more information with respect to the breeding and selection of improved and disease-resistant strains of plants, trees, vines, and animals and with respect to methods of prevention, control and eradication of insect pests, diseases, and noxious weeds affecting the various classes of crops, poultry, and livestock.

4. The problems of crop rotation, fertilizer requirements, including soil improvement, and irrigation practices looking toward prevention of soil deficiencies which contribute to depletion of both livestock and crops are cited by most farmers as basic problems requiring additional information.

5. The effect of such factors as irrigation, fertilization, soil variations, production and harvesting practices on vitamin and mineral and other nutritional values of California crops should be determined.

6. California livestock industries require improved range grasses, more high-protein feeds and protein supplements. Livestock producers seek more information on the eradication of noxious weeds and shrubs on range and pasture lands.

7. Further mechanization adaptable to both large and small farm operations and the modernization of farm buildings and rural homes are

important to the future betterment of California agriculture. Such development is essential to increase the productivity of farm labor and improve farm living.

8. Many of our processing industries require additional scientific data made available through agricultural research in order to adjust their operations to meet present and future needs of agriculture and the consuming public.

9. The millions of tons of agricultural wastes that are discarded or destroyed each year may likely furnish feeds and the raw materials for new chemical, biological and other types of industries under proper research guidance.

10. California agriculture is interested in improved forestry practices looking toward a productive and sustained timber industry and toward future protection of watersheds and forest ranges in the Western area.

11. Farmers are in need of economic analyses of the factors affecting the production, marketing, consumption and prices of the various crop and livestock products. Such analyses are especially needed by farmers to aid them in meeting anticipated postwar readjustment problems. These analyses should include consideration of such matters as production costs, packaging, processing, refrigeration, transportation and other marketing costs and trends in consumer demand.

12. Recruitment, training, housing and reasonable stability of employment for farm labor, through crop diversification and other means, to the mutual satisfaction of employer and employee is a continuing problem requiring the attention of California agriculture.

13. Farm women request increased research and extension activities with respect to home management, including nutrition, clothing, child care and home beautification.

14. An increased number of field plots are desired in various counties and areas to test the value of the results of research work under actual growing conditions. Suggestions were made that such plots be established cooperatively between interested farmers and the College of Agriculture through its Agricultural Extension Service with the aid, where necessary, of the research workers of the Experiment Station.

15. The farmers request that agricultural research be conducted by the University of California through its College of Agriculture, including its various stations. Some requests were made for additional stations.

16. Farmers believe that commodity and advisory groups composed of farm people should confer with research workers of the university for the purpose of discussing and reviewing research work affecting their particular commodities.

17. The Agricultural Extension Service is regarded as the appropriate agency to carry to the farmers throughout the State the findings of research agencies. It is recognized that this requires the personnel of the Extension Service to be enlarged and its equipment adapted to meet current needs.

CONCLUSIONS AND RECOMMENDATIONS

The committee's conclusions and recommendations which follow are based upon a factual investigation of the problem. The committee, therefore, recommends to the Governor of California and to the members of the California State Legislature that:

1. An expanded and accelerated program of agricultural research be adopted and put into operation by the State of California as rapidly as competent research personnel can be obtained. The gradual development of such a program is necessary in order to avoid the employment of ineffective research workers.

2. The Agricultural Experiment Station of the College of Agriculture of the University of California be the recognized agency to plan, supervise and administer the State's agricultural research program.

3. The Agricultural Extension Service of the College of Agriculture be the recognized agency to carry the findings of all research agencies to farmers. The Extension Service and other phases of the College of Agriculture be provided with necessary equipment and additional personnel to perform two functions—(1) more complete contact with farmers for the purpose of disseminating research findings, and (2) increased activities in field plots and tests for both livestock and crops.

4. Field test plots, including those applicable to dairy, livestock and poultry problems, should be utilized in different areas and conducted in cooperation with interested farmers. Where necessary, present field stations should be expanded to meet the specialized needs of the State and the areas which they serve. It is necessary to keep in mind that effective research concerning most agricultural problems requires the coordinated efforts of a considerable number of scientists in different fields. This makes it necessary to concentrate basic agricultural research at a few research centers. The work of field test plots should be designed to test out under varying field conditions the research results developed at the primary research centers.

5. Increased facilities both in buildings and laboratory equipment be provided for the College of Agriculture of the University of California, its branches, and field stations to attract the highest type of research workers and to facilitate their work.

6. Attention of farmers and county governments is called to the need for proper facilities for the local headquarters of the Extension Service. Such headquarters should be located where they are readily accessible to farmers and where demonstration materials and apparatus can be shown. Furthermore, counties should be encouraged to purchase necessary equipment and labor for the conduct of field tests. An analysis of the essential needs of each county should be made in order to avoid any expansion which cannot be maintained during periods of normal economic conditions.

7. Since water is a basic resource permeating every phase of the State's development, the committee recommends continued coordinated studies by state agencies of all phases of the water problems of California, such as the development, protection, and optimum use of the State's watersheds; the avoidance of contamination of both underground and surface supplies; the equitable distribution of water between rural and urban users; the economic duty of water for agriculture; the protection

of land from excess water; and all other problems involving water in relation to the maximum development of the State. The committee recommends cooperation between rural and metropolitan groups.

8. Human nutrition should be given more emphasis in future research programs. Improvement in the nutrition of farm and city families means a broader market for the fruits, vegetables, meats, dairy, poultry and other products grown by California farmers. The scientific determination of the nutritive and dietetically protective values of these various products is highly desirable for the sound development of broader consumer markets. The results of such research should be made available to both farm and city families. In this connection, authorization should be given to the extension of educational activities in the field of nutrition to nonfarm families. The Agricultural Extension Service should be authorized to carry on such activities.

Research in home economics should also be expanded in order to provide the basis for better living in rural and urban homes.

9. California farmers should be supplied with information relative to the possibility of new crops which can be grown economically in California. This information should cover not only production and handling methods which have been tried experimentally, but should also include information with respect to production and handling costs and market prospects.

10. Sufficient supervision should be exercised over research workers to accelerate the progress of the research studies, to assure close collaboration among research workers in related fields, and to provide for the proper termination of research studies. Work done in the various divisions and departments should be effectively correlated and directed toward comprehensive solution of important California problems. This is not intended to limit the scope or methods of research workers to predetermined ideas of supervisors.

Research programs should be so organized as to permit diversion of funds and personnel to urgent emergency problems as they arise.

11. Authority be given the College of Agriculture to obtain information from other states and foreign countries through personal investigation on pests and diseases which affect California agriculture.

12. The findings of agricultural research be made promptly available to agriculture and its related industries in such form as to be readily usable. Negative findings are important and should be made available to agriculture in the same manner as positive findings. Research results should have rapid release and immediate publication in language readily understood by farmers. Where necessary the University of California should, through contract with commercial printers or otherwise, facilitate the expeditious publication of information bulletins. Research workers of the College of Agriculture should be given recognition not only for technical publications but for practical and group research as well.

13. The budget of the College of Agriculture for the Fiscal Year 1946-47 is approximately $6,240,000. Of that amount, $1,000,000 was appropriated at the special session of the Legislature in January, 1946.

The special appropriation of $1,000,000, together with an added increment of about $73.000 from federal funds, has been divided for the current fiscal year among the various centers of activity as follows:

State-wide (Extension Service and emergency)	$238,000
Berkeley	231,000
Davis (Including Melloland, $130,000)	496,000
Los Angeles	37,000
Riverside	71,000
Total	$1,073,000

The committee is not in a position to estimate any change in the general level of costs including salaries. It feels, however, that after adjusting for such general changes, there should be added to the College of Agriculture budget for the biennium beginning July 1, 1947 for agricultural research and extension, a minimum of $2,000,000 for the two-year period. The University of California should have some latitude regarding the proportion of the amount which should be made available for the first year of the biennium.

Attention of the State Legislature is directed to the provisions of Public Law No. 733, commonly known as the Flannagan-Hope Bill. In making appropriations of new state funds it may be possible to provide that such new funds can be effectively supplemented by federal funds appropriated pursuant to the provisions of Public Law No. 733.

Under a coordinated program of agricultural research by the Federal and State Governments having to do with California problems, there should be a minimum amount of overlapping in order to effect economies of both federal and state expenditures. The committee recognizes the inseparability of research, education and regulation and urges more effective cooperation between the various public employees working in agricultural pursuits. Such cooperation can and will effect a financial saving and a more adequate service to agriculture.

In making the above recommendations, the committee calls attention to the fact that progress in agricultural research and extension was necessarily retarded during the war years. Agriculture is now faced with some readjustments to peacetime conditions and markets. While the nature and extent of these readjustments cannot be anticipated with a high degree of accuracy, the committee believes that an expanded program of research and the wide dissemination of the results of such research will contribute most effectively to the solution of the postwar problems of California agriculture. The research projects should be carefully planned in the light of present and prospective needs. Economies should be made wherever possible without interfering with the attainment of effective results. The committee believes that these objectives can be achieved more readily with the aid of frequent consultation with groups of interested farmers and others who are familiar with the continuing and changing needs of the different branches of agriculture.

It is the judgment of the committee that appropriation of public moneys for agricultural research, when judiciously spent, and the translation of scientific findings into practical use, represent an investment in

the future of California and assure enhanced benefits, increased employment and improved living standards to the State's inhabitants.

Respectfully submitted.

AGRICULTURAL RESEARCH STUDY COMMITTEE

K. G. BITTER
HON. A. A. BROCK
A. H. CLARK
HON. GEO. A. CLARKE
WILBUR O. DENNIS
CLYDE O. HOOBER
HON. BEN HULSE
JOHN LAWLER
L. K. MARSHALL
JESSE W. TAPP
ALBERT J. THILLE
PROF. H. B. WALKER
(for DEAN CLAUDE B. HUTCHISON)
F. R. WILCOX

APPENDIX I

SENATE BILL No. 124

Chapter 144

Fifty-sixth (First Extraordinary) Session

INTRODUCED BY SENATOR HATFIELD

February 15, 1946

(Approved by Governor March 12, 1946. Filed with Secretary of State March 12, 1946.)

An act to create an Agricultural Research Study Committee, provide for its powers and duties, and making an appropriation.

The people of the State of California do enact as follows:

SECTION 1. The Agricultural Research Study Committee, herein called the committee, is hereby created. It shall consist of nine members, to be appointed by and serve at the pleasure of the Governor. Three members shall be representative of the public at large; the other members shall have practical knowledge and experience in the production, processing or distribution of agricultural, horticultural, viticultural, livestock, and dairy or poultry products.

The Director of Agriculture and the Dean of the College of Agriculture of the University of California are ex officio members of the Committee. One member of the Senate appointed by the Senate Committee on Rules, and one member of the Assembly appointed by the Speaker, shall meet with and participate in the work of the Committee as ex officio to the extent that such participation is not incompatible with their respective positions as members of the Legislature. The members of the Legislature so appointed are hereby constituted a legislative interim committee on the subject of this act, with all the powers and duties imposed upon such committees by the Joint Rules of the Legislature.

SEC. 2. The members of the committee shall receive no compensation for their services under this act, but shall be reimbursed for their actual and necessary expenses incurred in connection with their duties hereunder.

SEC. 3. Within 30 days after this act becomes effective, the members of the committee shall meet at Sacramento and organize for the carrying on of its activity. The committee shall elect a chairman and vice chairman from its membership and shall select a secretary who may but need not be a member of the committee.

SEC. 4. The committee shall study and ascertain all pertinent facts and relevant matters, and shall, within 30 days prior to the next regular session of the Legislature, prepare and present a report to the Governor and the State Legislature on the scope and general progress of research and the extent of the practical application of the results thereof to problems affecting agriculture and related industries. The committee shall ascertain the necessity for the creation of a permanent agency or the possibility of the use of existing agencies to insure the widest possible dissemination of the benefits of such research. Such report shall also

include reference to, but not be limited to, long-standing or current problems requiring research with relation to the production, processing, and distribution of agricultural products, the need, if any, for applying research to new and improved methods of production, processing and distribution of such products, the experimentation necessary to be carried on in connection with new plants, herbs or other products of the soil, together with recommendations regarding the continuance or future expansion of a research program necessary or helpful to the solution of existing problems of agriculture and related industries to the end that the prosperity of this State shall remain unimpaired. The Committee is authorized to do any and all things necessary to carry out the provisions of this act.

SEC. 5. Out of any money in the State Treasury not otherwise appropriated, the sum of ten thousand dollars ($10,000) is appropriated to the committee for expenditure in carrying out the purposes of this act, without regard to fiscal years.

SEC. 6. The committee shall cease to have existence on and after the ninety-first day after final adjournment of the Fifty-seventh Regular Session of the Legislature.

PART II

INTRODUCTION

The purpose of this part of the committee's report is to indicate the general scope of the research studies under way in the Agricultural Experiment Station and also some of the urgent needs for the expansion of this research as reflected in proposals submitted at the request of the committee by the various divisions of the Agricultural Experiment Station.

A review of the research under way, as well as of the tentative proposals for expansion of existing projects and the inauguration of new projects in response to needs, has been most helpful to the committee in its consideration of the need for an expanded research program.

In addition the committee has received at its hearings and subsequently numerous excellent presentations concerning the need for additional research with respect to the problems of different farming industries and for more effective programs for getting the results of such research put to practical application by farmers.

These presentations by farmers, groups of farmers and representatives of related industries have materially aided the committee in arriving at its general conclusions as set forth in Part I of this report. All of these statements and recommendations have been incorporated in Appendix II of the committee's report which is too extensive to be reproduced in printed form. The committee requests the College of Agriculture to utilize these statements in planning future research studies, particularly as such studies relate to specific agriculture industries. The material will also be helpful in the formulation of programs for carrying the results of research to farmers and related industries.

CONDENSED STATEMENT OF RESEARCH BY COMMODITY GROUPS

APICULTURE (HONEY BEES) AND BEE PRODUCTS

Introduction

Apiculture in California is important, not only because of the honey crop that is produced by the bees, but even more because of the necessity of pollination of fruits in the orchards of the State. The increasing use of poisons in controlling insect pests, particularly arsenicals, has brought a threat to the honey bee industry; so also has the development of dusting and spraying by means of airplanes, which often cause a drift of poisons over a wide range. Studies to eliminate insect pests in a manner that will protect the honey bees, offer a challenge to the research worker in entomology. Below as Section I are listed the research studies now under way which are of interest to the bee industry. Section II lists projects in entomology which have been undertaken but which need expansion to meet the urgent needs of apiculture.

Section I

A. Honey Bee Breeding and Production

1. Genetics of the honey bee.
2. Artificial ensemination for bee breeding.
3. Investigations of bee breeding stock in California.
4. Use of sulfa drugs to eliminate foul brood.

B. Pollination of Fruit (As Related to Bees)

1. Pollination requirements of deciduous fruit trees.

C. Pest Control (Phases to Protect Beneficial Insects)

1. Greenhouse thrips. DDT versus pyrethrum.
2. Tomato insects.
3. Alfalfa insects. DDT and sulphur.
4. DDT investigations.

D. Marketing and Management

1. Methods of analyzing consumer preferences.
2. Economic situation confronting California farmers.
3. Proposals for improved farm management practices.
4. Developments in cooperative marketing.

E. Bee Culture

1. Insect pollination.
2. Pollen-gathering and nectar-gathering by bees.
3. The behavior of the honey bee towards DDT.
4. Apiary management.

Section II

A. Pollination

1. Taxinomic study of pollen grains gathered by the honey bee.

B. Pest Control (Protection of Beneficial Insects)

1. Pest control studies.
2. Expansion of analytical service.
3. Beekeeping. Reorganization of agricultural pest control programs.
4. New insecticides. Analyses of the residues on various crops from the health standpoint.

CITRUS

Introduction

While much of the basic research work relating to citrus is carried on at the Experiment Station in Riverside, a great deal of work is done at other campuses of the University of California. Additional studies are made by the United States Department of Agriculture, including the Research Laboratory at Albany.

Research work for the citrus industry has reached into all phases of its operations, including plant selection, cultural, handling of fruit, marketing and economics. The industry has requested new projects and a speeding-up of some work which is now under way. Growers are particularly concerned with improved methods of pest control, studies looking towards the arresting of quick-tree decline, better cultural practices which will result in improved quality and size, and operations which will reduce production and handling costs.

Field plots for the purpose of testing the results of research work in the various producing areas are encouraged as a means of broadening the use of material which becomes available at the various research stations.

Section I

A. Cultivation and Irrigation

1. Noncultivation in citrus orchards.

B. Diseases (Fruit)

1. Orange rind in relation to water-spot injury.
2. Water spot-fruit quality studies.
3. Water spot on navel oranges.
4. New fungicides used to control brown rot of citrus.
5. Decay of citrus fruits.
6. Better control of blast, black pit and Septoria spot.
7. Water rot of navels.
8. Granulation of valencia fruits.

C. Diseases (Tree)

1. Combatting lime-induced chlorosis.
2. Armillaria root rot of fruit trees.
3. Rosellinia root rot of woody plants.
4. Plant viruses.
5. Pathogenic fungi.
6. Damping off of seedlings.
7. The nature of fungicidal action.
8. Relative humidity at leaf surface (plant injury caused by fungus invasion).
9. Antibiotics in the control of plant disease.
10. Antagonism between micro-organisms in the control of plant disease.
11. Mutation in pathogenic bacteria.
12. Neat treatment of woody nursery stock eliminate root knot nematode.
13. Trunk and root diseases of some subtropical plants.
14. Field studies of new or unrecognized diseases.
15. Scaly bark of citrus.

16. Other diseases of citrus (virus).
17. Shell bark of lemons.
18. Blossom blight of lemons.
19. Armillaria root rot.
20. New fungicides investigated.
21. Mesophyll collapse of citrus leaves.

C. Drainage and Irrigation

1. Movement of soil moisture.
2. Water-holding capacities of soils.
3. Energy required to remove unit quantity of water from soil.
4. Penetration of water.
5. Soil permeability of water.
6. Evaporation.
7. Plant-soil-water relations.
8. Soil moistures.
9. Effect of irrigation practices on quality of fruit.
10. Irrigation requirements of California crops.
11. Root development of plants in relation to soil moisture.
12. Electrical properties of soils.
13. Hydraulics or sprinkler systems.
14. Heat conductivity of soils.
15. Pumping for irrigation.
16. Measuring irrigation water.
17. Efficiency of irrigation equipment and irrigation structures.
18. Flood control investigations.
19. Economic aspects of irrigation.
20. Water quality and reclamation in Coachella Valley.
21. Pre-development plans of the Yuma Mesa and Imperial East Mesa projects.
22. Studies on effect of fertilizers on water penetration.
23. Irrigation in regard to type of soil.
24. Irrigation equipment.
25. Water use by citrus trees.
26. Response of navel orange trees to soil moisture.
27. Salinity studies Coachella Valley.
28. Drainage investigations—Imperial Valley, Orange County.
29. Effect of chemical composition on water movement.
30. Amount of water in relation to rate of infiltration of water.
31. Effect of fertilization on water penetration.
32. Deterioration and recovery of water permeability.
33. Holding water in soil under static and dynamic conditions.
34. Leaching and nitrification of NH_3 (ammonia).

D. Fertilization

1. Nitrogen—losses of nitrogen in irrigation water (anhydrous ammonia).
2. Nitrogen—study of gaseous nitrogen losses from soil.
3. Nitrogen—conditions conducive to nitrite formation.
4. Nitrogen—seasonal usage of nitrogen by citrus trees.
5. Phosphorus—effect of phosphate-nitrogen ratios on yield and fruit quality.

6. Phosphorus—methods of determining phosphorus status of citrus trees.
7. Phosphorus—supplying citrus trees with phosphorus.
8. Phosphorus—leaf analysis relation to phosphorus.
9. Potassium—effect of potasssium deficiency and excess on appearance and fruit quality.
10. Potassium—leaf analysis method for determining potassium status of orange trees.
11. Minor elements—elements essential for citrus.
12. Minor elements—correcting iron chlorosis.
13. Minor elements—analyzing plant material (method of).
14. Alkali studies—trend of salinity in soils and underground waters.
15. Soil acidification.
16. Basic citrus nutritional studies.
    a. Mineral deficiencies and excesses on citrus.
    b. Studies on nutrient element in interrelations.
    c. Effect of various nutritional factors on citrus fruit.
17. Effect of composition of the soil on nutritive value of foods grown.
18. Effect of chemical composition on quality of oranges.
19. Citrus fertilization.
20. Minor elements for citrus.
21. Methods by which roots absorb nutrients.
22. Researchs of micro-elements.
23. Lime-induced chlorosis in plants.
24. Fixation of potassium and phosphate in soils.
25. Evaluating supply of mineral nutrients in soils.
26. Processes in soil by which nitrogen is lost.
27. Nitrate nitrogen source of oxygen for roots.
28. Artificial root aeration.
29. Boron deficiency.
30. Methods determining pH of leaves.
31. Sulphur-regulating soil acidity.
32. Potassium injury on citrus.
33. Chlorine accumulation in citrus.
34. Phosphorus—amounts determined.
35. Aluminum—effect on phosphorus efficiency.
36. Rootstocks—effect on absorption and accumulation of elements.
37. Organic fertilizers—effect on soil acidity.
38. Nitrogen studies—rate of absorption and effect on the trees.
39. Potassium studies—orchard soils and trees.
40. Phosphorus studies—requirements of fruit trees and soils.
41. Boron studies—excess boron.
42. Zinc studies—mottle-leaf on citrus.
43. Manganese studies—fruit tree nutrition.
44. Sodium studies—growth and nutrition of fruit trees.
45. Mechanism of fertilizer fixation.
46. Measuring soil reaction.
47. Chemical methods of soil analysis.
48. Zinc fixation.
49. How plants feed in soils.

50. Use of nitrate-resins for fertilizer purposes.
51. Decomposition of organic matter in soils.
52. Fertilizer needs of California soils.

E. Frost Protection

1. Orchard heater development.
2. Wind machines for frost protection.
3. Atmospheric turbulence in relation to frost.
4. Atmospheric turbulence in relation to frost problems.
5. Methods of predicting temperature distribution in frozen soils.
6. Temperatures necessary to injure citrus fruits and foliage.

F. Pruning

1. Response of subtropical fruit trees to pruning.
2. Pruning policy relating to operations of picking and spraying.

G. Quick Decline and Decline

1. Tree Decline (Quick Decline of oranges).
2. Quick Decline (transmission of).
3. Quick Decline of citrus in regard to characteristics of the soil.
4. Rootstocks for areas where Quick Decline is prevalent.
5. Quick Decline research.
6. Quick Decline—effect on juice of fruit from trees.

H. Rootstocks and Breeding Citrus

1. Vegetative propagation of subtropical fruit plants.
2. Rootstock—scion effects in subtropical fruit plants.
3. Rootstocks for citrus.
4. Rootstocks for areas where quick decline is prevalent.
5. Citrus varieties and species.
6. Selected clones or strains of lemon varieties.
7. Citrus breeding.
8. Study of Nucellar of "non-hybrid" seedlings.
9. Rootstocks of oranges and lemons.
10. Rootstocks—effect on absorption and accumulation of elements.
11. Seedbed preparation and cultivation.

I. Soils

1. Soil surveys.
2. Soil interpretations (counties using planning boards).
3. Soil ratings and soil classification.
4. Soil information—Central Valley Project, Imperial East Mesa and Coachella.
5. Key for classification of California soils.
6. Type location for major soil types of California.
7. Museum of California soil monoliths.
8. Participation in activities of State Soil Conservation Commission.
9. Changes in soil permeability.
10. Effect of soil texture on permeability.
11. Determining soil structure.
12. Structure of colloidal clays.

J. Sprays and Pest Control

1. Pruning policy relating to operations of picking and spraying.
2. Pest control equipment.
3. Black scale on citrus.
4. Red scale on citrus.
5. Method for confining crawling organisms such as insect larvae.
6. Mass production of various diaspine scale insects.
7. The longtailed mealybug (occasional pest of citrus).
8. New insecticides such as DDT.
9. Mealybug species.
10. Mass propagation of parasitic hymenoptera.
11. Specimens of California insects (museum collection).
12. Establishment of laboratory of insect pathology.
13. DDT residues in fruits.
14. DDT for control of thrips.
15. DDT for plant and orchard mites.
16. Agricultural practices in relation to insect elimination or control.
17. DDT investigations.
18. Insecticide residues on foods.
19. Plant nematodes.
20. California red scale, yellow scale and purple scale.
21. Citrus red mite (red spider).
22. Citrus bud mite.
23. Citrus thrips.
24. Citricola scale and black scale.
25. Greenhouse thrips.
26. Orange worms.
27. Aphids.
28. Acids in citrus.
29. Oil sprays decrease soluable solids in orange juice and usually in acid.
30. Rotenone in derris root.
31. Sulphur dust and sprays—injury to citrus tissues.
32. Absorption and accumulation of sulphur in lemons dusted.
33. 4D (a weed destroyer) effect on production and leaf drop.
34. Ridging in citrus fumigation.

K. Miscellaneous

1. Selling citrus fruits (auction as compared with private sale).
2. Forecasting orange production in California.
3. Determining rates of pay for lemon pickers (methods of).
4. Rates of pay for lemon pickers.
5. Operating efficiency in citrus.
6. Effect of growth fruiting and tree management operations.
7. Physiological studies of subtropical fruits (storage requirements).
8. Floral behavior and fruit morphology of subtropical fruits.
9. Prediction of final fruit size.
10. Prediction of total seasonal rainfall.
11. Rapid determination of dust deposits on trees.
12. Economic studies of pipe insulation.
13. Fruit composition of citrus.

14. Quick determination of surfaces and volumes, also height of citrus trees.
15. Stomata size determined for citrus leaves.
16. Oil gland size and density of citrus fruits.
17. Lignin studies—comparative amounts in trunk of citrus trees.
18. Studies in alternate bearing.
19. Morphological studies of fruits and fruit trees.
20. Harvesting, handling, precooling and cold storage.

DAIRY PRODUCTION AND PROCESSING

Introduction

Dairy production and the processing and distribution of dairy products is one of the most basic of the agricultural industries. The care and breeding of dairy animals and the sanitary and efficient handling of the products of the dairy are of great importance to all of the people making up our rapidly expanding population. This industry to serve the public adequately must have the best scientific data on the breeding, feeding, management and care of livestock and the handling and processing of dairy products to obtain the most nutritive food values. Below, under Section I, are listed research studies recently completed or now in progress by the established research agencies of the State. Reports made to the committee at hearings held in various sections of the State indicated the desire for further expansion of these studies and the need for others. Section II lists some of the new projects needed to meet the demands of this important industry.

Dairy production includes the products of both cattle and goats and processing includes all phases of packaging, process handling, and manufacturing of all forms of dairy products to meet the various market requirements.

Section I

A. Breeding

1. Hereditary defects in livestock.
2. Size factors in cattle.
3. Glutathione concentration and hereditary size.

B. Management

1. Proposals for Bodega Cooperative Creamery, Inc. and Point Reyes Dairymen's Association.
2. Proposals for Farm Credit Administration.
3. Tariff protection for farm products.
4. Responsibilities of government in land tenure improvement.
5. Situation and outlook studies for dairy products.
6. Economic situation confronting California farmers.
7. Analysis of specialized farm organization, practices—Sacramento, San Joaquin, Delta.
8. Pest control equipment.
9. Milk houses and milking barns. Uniformity of inspection standards.
10. Milking barns for goats.
11. Environmental influences affecting the growth, health and production of livestock.
12. Milk cooler capacities.

13. Post and Fencing.
14. Transport buck rake.
15. Bulk handling of milk.
16. Irrigated pasture mixture.
17. Fertilization of legumes.
18. Effect of incomplete milking on chronic Mastitis.
19. Feeding trials and palatability tests.
20. Methods of compounding rations.
21. Raising dairy calves.
22. Methods mechanical and chemical for weed control in drainage ditches, canals and ponds.
23. Growth-regulating substances as weed killer.
24. Toxicity of herbicides to animals.
25. Insects distinctive to the Klamath Weed.
26. Utilization and improvement of chaparral lands for grazing.
27. Seedbed preparation and cultivation.
28. Plant-soil-water relations.
29. Quality of alfalfa to irrigation treatment.
30. Methods of measuring irrigation water.
31. Farm irrigation systems.
32. Methods by which roots absorb nutrients.
33. Processes in soil by which nitrogen is lost.
34. Dallis grass ergot.

C. Nutrition

1. Digestion trial studies on new feeds.
2. Deficiencies in rations for calves.
3. Vitamin A deficiency in livestock.
4. Minimum requirements of Vitamin A for livestock.
5. Efficiency of food utilization.
6. Deficiency diseases.
7. Carotene content of alfalfa hay.
8. Roughage in the diet of ruminants.
9. Rumen synthesis of Vitamin B.

D. Physiology

1. Body size and metabolism.
2. Respiration trial apparatus.
3. Body size and energy metabolism.
4. Changes in the mucosa of the genital tract.
5. Influence of temperatures on respiration.
6. Reproductive therapy.
7. Bloat in cattle and sheep.
8. Metabolic research with Isotopes.

E. Technology

1. Fly sprays for dairy cows.
2. Whole milk powder and ice cream mix.
3. Antioxidants for use in milk products.
4. Methods of Lipase Enzyme control.
5. Evaporated milk—causes and prevention of greenish discoloration.
6. Evaporated milk—brown discoloration.

7. Vitamin A content of butter.
8. Method of preparation of butteroil.
9. Vitamin and mineral content of cottage cheese.
10. Bulk handling of milk.
11. Chemical composition of milk fat.
12. Best ways to use fruits and nuts in ice cream.
13. Method of preparing Romano cheese.
14. Quaternary ammonium compounds or germicides.
15. Market milk production.
16. Application of chemical sterilizers on dairy equipment.
17. Nutritional value of milk fat.
18. Animal parasites.
19. Spraying of dairy barns for fly control.
20. Use of fruits in ice cream and ices.
21. The role of enzymes in food processing.
22. Research on range grasses.
23. Determination of the mechanism and extent of change in the nutritive value of the proteins of milk.
24. Factors which will limit the control of bovine.
25. Brucellosis in cattle and swine.
26. Studies of bovine anaplasmosis.
27. Miscellaneous diseases. Suspected poisoning or deficiencies of trace elements in natural feed.
28. Bibliography of rodent control.
29. Reproductive rates and cycles in the pocket gopher.
30. Calculating poison bait mixtures.

Section II

A. Breeding

1. Cross breeding for hybrid rigor in dairy cattle.
2. Artificial insemination for development of improved dairy animals.

B. Management

1. Commodity and outlook studies.
2. Price analysis.
3. Marketing and distribution.
4. Farm organization and management.
5. Population in relation to marketing livestock products.
6. Study of milking barns and equipment to reduce investment and lessen hand labor.
7. Environmental influences affecting growth, health and production of livestock.
8. Irrigated pasture management.
9. Livestock management in Klamath Weed areas.
10. Effect of environment on livestock—particularly under high temperature conditions.

C. Nutrition

1. Nutritional value of alfalfa.

D. Physiology

E. Technology

1. Molybdenum poisoning of livestock.
2. Disease control in livestock.
3. Livestock pest control; development of materials and methods.
4. Metabolic research with Isotopes.
5. Causes and prevention of shrinkage in ice cream.
6. Studies to promote greater usage of non-fat dry milk solids.
7. Effect of dehydration on the nutritive value of milk proteins.
8. The effect of milk industry control programs on consumers.
9. Spectrophotometric methods to problems of carotene, vitamin activity of dairy products.
10. Acute bovine mastitis; prevention and cure.
11. Blood obtained from slaughtered animals, immunizing against infectious diseases.
12. Diseases of calves and foals.
13. Disease affecting reproduction in cattle and horses.
14. Diseases of cattle, sheep, bovine and horses.

DECIDUOUS FRUITS AND NUTS INCLUDING FIGS, BERRIES AND OLIVES

Introduction

The deciduous fruit and nut crops of California represent a large fraction of the State's agricultural income, and these products contribute directly to the agricultural processing industries as well. California fruits and berries are sold throughout the nation in fresh, canned, dried and frozen form, and our markets are maintained on a high quality basis at reasonable consumer prices. To maintain this position requires constant research on problems of production, management, processing, and marketing. While much has been accomplished through research, growers and processors believe research now under way should be accelerated and new projects should be undertaken. Nut growers and processors are concerned with new post war problems in production, particularly disease and pest control, production costs, and management and marketing problems. They too are independent upon research. The olive industry including processing is expanding rapidly and California olive products are now in strong demand. To hold and expand existing markets requires studies leading to greater production efficiencies and better processing methods. Olive growers feel their industry has not received the research attention it deserves. Berry production during the war was greatly curtailed and it requires research to establish varieties now in demand for the fresh and frozen markets.

Section I which follows lists research studies now under way or recently completed relating to Deciduous Fruits and Nuts and includes also research studies on Figs, Berries and Olives.

Section II is a condensed statement of additional needed research to promote these agricultural commodities.

Section I

A. Plant Breeding

1. Fig varieties, fruit quality and resistance to Nematodes.
2. Olive rootstocks and varieties.

3. Peach breeding.
4. Improvement of deciduous fruit and nut varieties.
5. Nut investigations. Varieties best adapted to different sections.
6. Small fruit studies. Yield, size, appearance and quality.
7. Olive investigations. Fruit-bred differentiation; mechanical harvesting of oil olives.

B. Plant Nutrition

1. Lysimeter study. Fixation of nitrogen.
2. Losses of nitrogen from Anhydrous Ammonia as a nitrogen fertilizer.
3. Study of gaseous nitrogen losses.
4. Study of conditions conducive to nitrate formation.
5. Effects of phosphate-nitrogen ratios on yield and fruit quality.
6. Effects of potassium deficiency and excess.
7. A study of correcting iron chlorosis.
8. A spectrographic method of analyzing plant material.
9. Trend of salinity in soils and underground waters.
10. Soil acidification.
11. Littleleaf studies on deciduous fruit plants.
12. Walnut fertilization.
13. Minor elements; studies with walnuts.
14. Researches on micro-elements.
15. Chemical mechanism by which plants synthesize sugar and starch.
16. Cumulative effects and biennial cropping on thirteen typical California soils.
17. Evaluating mineral nutrients in soils.
18. Boron deficiency. Symptoms for citrus, walnuts, avocado, dates, almonds and olives.
19. pH methods.
20. Sulphur for soil acidity.
21. Potassium injury on citrus and walnuts.
22. Phosphorus. Deficit, minimum, optimum, maximum and excess.
23. Aluminum beneficial effect on phosphorous efficiency.
24. Nitrogen studies.
25. Potassium studies.
26. Phosphorus studies.
27. Boron studies.
28. Zinc studies.
29. Manganese studies.
30. Sodium studies.
31. Split-pit and gumming.
32. Prune die-back.
33. Black-end of pears.
34. Studies in alternate bearing.
35. Morphological studies of fruits and fruit trees.

C. Plant Diseases

1. Almond brown rot blossom blight.
2. Peach shot hole.
3. Peach brown rot.
4. Apricot jacket rot.
5. Almond crown gall.

6. Armillaria root rot of fruit trees.
7. Rosellinia root rot of woody plants.
8. Pear fire blight.
9. Corky pit of pear.
10. Apple leaf spot and defoliation.
11. Cherry buckskin disease.
12. Almond bud failure disease.
13. Diamond canker of prune, stony pit of pear and other rough bark virus diseases.
14. Walnut blight.
15. Walnut leaf blotch.
16. Walnut limb wilt.
17. Walnut black line disease.
18. Fig spoilage.
19. Cycloconium leaf spot of olive.
20. Olive dieback.
21. Cane fruit diseases.
22. Plant viruses.
23. Pathogenic fungi.
24. The nature of fungicidal action.
25. Leaf surface.
26. Antibiotics.
27. Antagonism—between microorganisms.

D. Pest Control Including Materials and Application

1. Pest control equipment.
2. Biological control of black scale on citrus and olives.
3. Biological control of the codling moth on apples, pears and walnuts.
4. Mass production of the Oriental Fruit Moth Parasite, macrocentrus ancylivorus.
5. Method of separating lepidopterous hosts and their parasites.
6. Method for confining crawling organisms.
7. New insecticides.
8. Studies showing mealybug species are two different species; citrus and pear distinct from grapes.
9. Analytical service.
10. Herbicides.
11. Biologically active chemicals.
12. Deciduous fruit pests and virus diseases.
13. Codling moth control with DDT.
13. Oriental Fruit Moth.
14. Grapes. Pierce's Disease.
15. Thrips. DDT control.
16. Scale insects on olives, figs and walnuts.
17. Plant and orchard mites.
18. Redberry disease of blackberries.
19. DDT investigations.
20. Insecticide residues on foods.
21. Insects affecting stored food products.
22. Insect proof container project.
23. Insect borne plant virus diseases.

24. Plant nematodes.
25. Codling moth—walnuts.
26. Walnut husk fly.
27. Red spider.
28. Black scale.
29. Codling moth—apples and pears.
30. Spider mites.
31. Woolly apple aphid.
32. Oriental Fruit Moth—peaches.
33. Chemical studies of insecticides.
34. Olive "Peacock spot."

E. Product and By-Product Utilization

1. Best ways to use fruits and nuts in ice cream.
2. Analysis of California walnuts for thiamine riboflavin and niacin for storage.
3. Effect of pretreatments on quality and vitamin content of dehydrated cooked fruits and vegetables.
4. Biological value of carotene as source of Vitamin A.
5. Effect of composition of the soil on the nutritive value of foods.

F. Fruit Utilization Investigations

1. Freezing preservations:
   a. Fruit purees.
   b. Velva fruit.
   c. Pie fruits.
   d. New pil pack.
   e. Freezing technique for Italian prunes.
   f. A new antioxidant.
   g. Coliform organisms in orange juice.
   h. Blanching and cooling.
   i. Experimental centrifugal deaerator.
2. Dehydration:
   a. Spray drying.
   b. Drying rates of raspberries.
3. Pectin:
   a. Production of low-methoxyl pectin by a new method.
   b. Utilization of apple thinnings.
   c. Chemical and physical studies on pectin.
   d. Jellied fruit salad.
   e. Pectin fibres and films.
4. Protein and vitamin rich food or feed supplements:
   a. Torula yeast investigations.
5. Enzyme preparations:
   a. Pectic enzymes.
   b. Amylase and maltase in orange peel.
6. Isolation analysis and characterization of constituents:
   a. X-ray analysis of sodium pectate.
7. Ascorbic acid from walnut hulls.

G. Processing and Engineering

1. Precision planters.
2. Steam blanching of cut fruits.
3. Farm fruit dehydration.
4. Drying yard tray lifter.
5. Improved methods of dehydrating fruits.
6. Improvements in the processing for and the freezing of fruits and vegetable juices.
7. Improvements in Spanish green olive process.
8. Elucidation of darkening of dried fruits.
9. Fumigation—sterilization of dried fruits.
10. Dehydration of prunes.
11. Preparation and preservation of fruit juices.
12. Varietal adaptability.
13. Chemical, bacteriological and technological studies on ripe olive pickling.
14. Use of fruits in ice cream and ices.
15. Changes in vitamins.
16. The role of enzymes in food processing.
17. Utilization of California fruits in candy, beverages, jelly, juices, etc.
18. The role of pH value in food processing and preservation.
19. Other problems: pectin, pectic enzymes, wine yeasts, etc.
20. Harvesting, handling, precooling and cold storage.

H. Orchard Management

1. Proposals for improved farm management practices.
2. Analysis of specialized farm organization and practices.
3. Land settlement.
4. Orchard heater development.
5. Wind machines for frost protection.
6. Transport buck rake.
7. Fruit catching frames.
8. Tree shaker development.
9. Atmospheric turbulence (frost problems).
10. Injurious effect of sorghum on succeeding crops.
11. The role of enzymes in the soil.
12. Fixation of various forms of fertilizer in soil.
13. Methods, mechanical and chemical, for weed control.
14. Carbon Bisulphide as a soil sterilant.
15. Growth—regulating substances as weed killers.
16. Weed control machinery and equipment.
17. Use of 2, 4-D to control nut grass.
18. Organic compounds as herbicides.
19. Bil fractions as herbicides.
20. Controlling poison oak.
21. Anatomic study of plants treated with 2, 4-D (weed killer).
22. Rate of caprification of figs.
23. Pollination requirements of deciduous fruit trees.
24. Rootstocks for deciduous fruit trees.
25. Re-establishment of peach orchards in old peach soils.
26. Thinning of deciduous fruits.

27. Nut investigations.
28. Small fruit studies.
29. Olive investigations.
30. Bibliography of rodent control.
31. Reproductive rates and cycles in the pocket gopher.
32. Calculating poison bait mixtures.

I. Marketing

1. Statistics, 1946 demand for canned peaches.
2. Proposals for Farm Credit Administration.
3. Tariff protection for farm products.
4. Methods of analyzing consumer preferences.
5. Statistical relation of income to expenditure.
6. Index, level of living, farm population.
7. Bias in index of the cost of living.
8. Responsibilities of government in land tenure improvement.
9. Situation and outlook studies for California fruits.
10. Economic situation confronting California farmers.
11. Parity prices and parity income formulas.
12. Developments in cooperative marketing.
13. International trade and tariff policies.

J. Soils and Irrigation

1. Movement of soil moisture.
2. Water-holding capacities of soils.
3. Penetration of water.
4. Soil permeability of water.
5. Plant-soil-water relations.
6. Soil moisture.
7. Olive irrigation.
8. Quality of fruit.
9. Irrigation requirements.
10. Quality of prunes.
11. Root development.
12. Pumping for irrigation.
13. Methods of measuring irrigation water.
14. Farm irrigation systems.
15. Economic aspects of irrigation.
16. Studies on the effect of fertilizers on water penetration.
17. Irrigation experiments with fruit trees.
18. Ten year soil surveys in fifteen farming areas.
19. Areas surveyed for publication: Colusa, Merced, Madera, Arizona.
20. Key for classification of California soils.
21. Type location for major soil types.
22. Effect of chemical composition of soil on water movement.
23. Changes in soil permeability.
24. Effect of soil texture.
25. Influence of water on rate of infiltration.
26. Deterioration and recovery of water permeability.
27. Determining soil structure.
28. Fixation of ammonia and ammonium sulfate on California soils.

29. Laws of base exchange.
30. Measuring soil reaction.
31. Specific chemical methods for soil analysis.
32. Zinc fixation in soils.
33. Structure of colloidal clays in soils.
34. How plants feed in soils.
35. Use of nitrate-resins for fertilizers.
36. Decomposition of organic matter in soils.

K. Environment

1. Winter chilling requirements of deciduous fruit trees and vines.
2. Prediction of harvest date of apricots and prunes.
3. Prediction of final fruit size.
4. Prediction of total seasonal rainfall.
5. Biological phenomena.
6. Relation between size of peaches.
7. Relation between diameter and weight of green peaches.
8. Relation between diameter and weight of mature peaches.
9. Factors, res-period in deciduous fruit trees.
10. Relation of climate to deciduous fruit production.

Section II

A. Plant Breeding

1. Development of new varieties (trees).
2. Apple investigations. Leaf scorch, fertilizer, problems, pruning thinning, etc.
3. Small fruit investigations for canning, quick freezing and shipping.
4. Nut investigations. Walnut harvesting methods, mechanical tree shakers, oil deposits in kernels.
5. Fig investigations. Leaf scorch, caprification, rootstock, pruning, etc.

B. Plant Nutrition

1. Spectrographic methods. Analysis of field dusts, orchard-heater fuels, etc.
2. Tracer studies, artificial radioactive elements and stable isotopes.
3. Minor elements with walnuts.
4. Nutrition by mass spectrograph.
5. Manganese nutrition in plants.
6. Use of radio-active tracer elements.
7. Use of phosphate in synthesis of sugars and starch by plants.
8. Fertilizer experiments.
9. Bordeaux injury to trees.
10. Effects of dormant sprays.
11. Hormone sprays.
12. Russeting of fruit sprays.
13. Stimulation of fruit trees by foliage sprays.
14. Stimulation of fruit trees by dormant sprays.
15. Sprays to correct nutritional difficulties.
16. Apricot investigations.
17. Fertilization problems of fruit trees.
18. Cling peach studies.

19. Effect of crop on the chemical constituents of the tree.
20. Seasonal study of tree constituents, carbohydrates, nitrogen, mineral elements, etc.

C. Plant Diseases

1. Diseases of small fruits.
2. Fruit tree root rots and virus diseases.
3. Brown rot of peach and cherry fruits.
4. Bacterial gummosis and rust of stone fruit trees.
5. Walnut limb wilt, leaf scorch, crown rot and black line.
6. Olive knot.
7. Apple powdery mildew.

D. Pest Control

1. Pest control studies
2. Biological control of codling moth.
3. Codling moth. Apricots, peaches, plums and other plum fruits.
4. Insects attaching cut flowers and nursery stock.
5. Beekeeping. Reorganization of pest control programs.
6. New insecticides: DD, DDT, DDD, 666, 240, 1068, Sabadilla, Ethylene Dibromide, etc.
7. Insect baits and traps.
8. New insecticides, effect on fruit and foliage as well as insects.

E. Product and By-product Utilization

1. Effect of pretreatment on frozen fruits and vegetables.
2. Factors affecting foods grown, processed or stored.

F. Processing and Engineering

1. Engineering problems in processing California products.
2. Engineering efficiency studies of packing house operations.
3. Food acceptance studies.
4. Bacteriology of frozen foods.
5. New techniques of fruit juice preservation.
6. New techniques of concentration of fruit juices.
7. Bacterial spoilage of canned foods.

G. Orchard Management

1. Field experiments with citrus, effects of noncultivation, etc.
2. Machinery and equipment for tree workers.
3. Studies of reactions of driven wheels and tracks to soils.
4. Farm transportation problems.
5. Non-cultivation in citrus.
6. Effects of hormones.
7. Causes of low yields of olives.
8. 2, 4D and similar compounds.
9. Apple investigations.
10. Small fruit investigations. Quick freezing, canning and shipping small fruits.
11. Nut investigations.
12. Fig investigations.

H. Marketing

1. Commodity and outlook studies.
2. Price analysis.
3. Marketing and distribution.
4. Farm organization and management.
5. International trade.
6. Population changes.

I. Soils and Irrigation

1. Studies on root development.
2. Calibration tests on gate valves and other types of water control.
3. Sprinkler jet tests.
4. Oxygen-supplying power of soils.
5. Improve farm irrigation structures.
6. Land preparation for irrigation.
7. Economics of irrigation by sprinkling.
8. Cost of water and its application.
9. Irrigation investigations with deciduous fruit.

J. Environment

1. Investigation of surface climatology.

FIELD CROPS

Introduction

The field crops of California contribute much to the agricultural income of the State. These crops include cereals such as wheat, oats, barley, rice, corn and the sorghums. California also is a heavy producer of dry beans and peas, and oil crops such as flax, peanuts, cotton, sesame and sunflowers. Sugar beets is a field crop of importance. Our hay and forage crops are of first importance to our livestock development as is also our range and pasture grasses. California produces many seed crops which are grown for certified seed markets.

Hearings before the Agricultural Research Study Committee indicated a need for additional research for field crops. Listed below as Section I are research studies now in progress or recently completed by existing agencies which are of interest to growers. Section II lists some of the additional studies which are urgently needed to meet the demands of field crop farmers.

Section I

A. Plant Breeding

1. Disease and insect resistant strains of wheat.
2. Barley breeding, mildew and scale resistant variety of Atlas.
3. Bat varieties. Resistant to stem and crown rust.
4. Genetics of disease resistance. Resistance to Blunt, Hessian Fly, Mildew and Scald.
5. Double dwarf Milo 38 resistant to pythium root rot.
6. Corn breeding. To develop a strain which will set seed under conditions of high temperature.
7. Resistance of sweet corn to ear worm.
8. Corn hybrids of eastern origin tested under local conditions.
9. A yellow tamale variety has been bred.
10. Sudan 23, a high yielding selection, has been developed.

11. Alfalfa varieties and strain. Adaption, yield, disease resistance and longevity.
12. Improvement of native range grasses.
13. Black eye beans. Resistant to nematode and cowpie wilt.
14. Improved strains of red kidney bean.
15. Improved early strain of pink bean.
16. Nematode resistant of small limas.
17. Improvement of other bean varieties to develop strain resistant to diseases, higher yielding, better quality.
18. Flax breeding to develop strain resistant to the more serious diseases.
19. Research on range grasses. Crossing certain wild species and creating hybrids to make them fertile.
20. Research on commercial tobacco and its relatives. Breeding of disease resistant varieties.
21. Fundamental problems. "How and Why" of heredity and development of the individual plant or animal.
22. Tomato breeding for resistance to Fusarium Wilt, nematode, spotted wilt. Greater Vitamin C content.
23. Carrots being bred for resistance to leaf blights.
24. Peas being bred for resistance to blight and Fusarium Wilt.

B. Plant Nutrition and Fertilization

1. A lysimeter study to determine the net fixation of nitrogen from legumes and nonlegumes under irrigation agriculture.
2. Losses of nitrogen from the use of Anhydrous Ammonia as a nitrogen fertilizer in irrigation water.
3. Study of gaseous nitrogen losses from soil.
4. Study of conditions conducive to nitrate formation.
5. Basic studies to determine what additional soil elements are essential for citrus.
6 Study of correcting iron chlorosis.
7. Spectrographic method of quantitatively analyzing plant material.
8. Injurious effect of sorghum on succeeding crops.
9. Importance of legumes in dry land rotation.
10. The role of enzymes in the breakdown of organic matter on the soil.
11 The residual moisture left in non-irrigated soil by various crops.
12. Fertilization of legumes and the effect on succeeding grain crops.
13. Fixation of various forms of fertilizer in different soils, and their relation of their availability to crops.
14. Researches on micro-elements.
15. The chemical mechanism by which plants synthesize sugar and starch.
16. Soil conditions which produce lime-induced chlorosis in plants.
17. Cumulative effects and biennial cropping on thirteen typical California soils.
18. Fixation of potassium and phosphate in soils.
19. Evaluating supply of mineral nutrients in soils by analysis of the plants grown upon them.

20. Processes in soil by which nitrogen is lost through the action of micro-organisms.
21. Nitrate nitrogen may be a source of oxygen for roots growing in poorly aerated soils.
22. Sulphur for soil acidity.
23. Boron studies. Maximum safe applications.
24. Minor element deficiencies in California vegetables.

C. Crop Diseases

1. Alfalfa dwarf. Bacterial wilt and leaf spot.
2. Sugar beet phoma rot and bacterial blight.
3. Sugar beet target canker.
4. Sugar beet seedling diseases.
5. Ascochyta blight of peas.
6. Peas, lima beans, blackeye beans. Protection against seedling diseases by chemical seed treatment.
7. Bean root rot.
8. Bean blight and anthracnose.
9. Flax anthracnose, pasmo disease and browning.
10. Cotton verticillium wilt.
11. Foot rot of wheat and barley.
12. Barley stripe.
13. Dallis grass ergot.
14. Potato premature decline.
15. Plant viruses. Multiplication and inactivation of viruses.
16. Pathogenis fungi.
17. Damping off of seedlings.
18. The nature of fungicidal action.
19. Leaf surface. Analysis of plant injury caused by fungus invasion.
20. Antibiotics. In the control of plant disease.
21. Antagonism. Between microorganisms in the control of plant disease.
22. Mutation. In pathogenic bacteria.
23. Yeast spot of lima bean seed. Found to result from toxic feeding of lygus bugs.

D. Pest Control, Insects, Weeds

1. Application of selective herbicides to control weeds in fields of small cereals, flax, peas.
2. Use of dinitro compounds. Oils, aqueous emulsions, contact herbicides.
3. Contact herbicides. Elimination of weeds in first cutting of alfalfa.
4. Selective herbicides to eliminate weeds in young stands of alfalfa.
5. Methods, mechanical and chemical for control of weeds in drainage ditches, canals and ponds.
6. Soil sterilization methods for ditchbanks, roadsides, fence lines, etc.
7. Carbon bisulphide as a soil sterilant.
8. Growth-regulating substances as weed killers.
9. Control of weeds in small grain fields, corn and sorghum fields.
10. Weed control machinery and equipment.

11. Weed control. Sugar beets, control of water grass, chemical blocking.
12. Cyanamid dust to weeds to prevent seed production.
13. Use of 2, 4-D and its substitution products to control nut grass.
14. Development of an herbicide selective for weedy grasses in broad-leaved crops.
15. Use of 2, 4-D dust as a substitute for borax in control of Klamath Weed.
16. Tests of 40 different organic compounds as herbicides.
17. Investigation of oil fractions as herbicides.
18. Methods of controlling poison oak.
19. Insects destructive to Klamath Weed.
20. Species of insects destructive to pest cactus.
21. Chemical fire retardants for grasses.
22. Herbicides. The identification and synthesis of compounds for use as herbicides in weed control.
23. Thrips. New insecticides, including DDT.
24. Alfalfa insects. Control with DDT and sulfur.
25. Cotton insects.
26. Insects of field peas. Controlled by dusting.
27. Agricultural practices contributing insect elimination or control.
28. Insecticide residues on foods.
29. Insects affecting stored food products.
30. Insect borne plant virus diseases.
31. Plant nematodes.
32. Insects affecting lawn grasses.
33. Reproductive rates and cycles in the pocket gopher.
34. Rice damage by "Pond Shrimp."
35. Calculating poison bait mixtures in rodent control.

E. Products and By-product Utilization

1. Detoxification of linseed meal for poultry.
2. Sesame seed meal protein is deficient in lysine but contains a high level of methionine.
3. Sunflower seed meal is a complete amino acid source for the chick.
4. Feeding corn increases the adult hen mortality over that obtained when barley is fed.

F. Alfalfa Utilization Investigations

1. Dehydration:
   a. Alfalfa meal standards.
   b. Alfalfa dehydration plants.
2. Extraction, stabilization, analysis of chloroplast pigments and other constituents:
   a. Stabilization of carotine in oil solutions.
   b. Analysis for carotine isomers.

G. Wheat Utilization Investigations

1. Industrial non-food uses of gluten. A gluten-glycerol rubberlike product.
2. Chetamic acid.

3. Gluten sulfate:
   a. Improved production process.
   b. Chemical studies.
4. Ergot alkaloids from fungi grown on wheat.
5. Isolation, analysis and characterization of constituents.
   a. Gluten protein composition.

H. Processing and Engineering

1. Seed processing by processing machinery. Sugar beet seed, tomato seed, spinach seed.
2. Precision planters. Horizontal and vertical plate types for accurate planting of small seeds.
3. Sugar beet harvester.
4. Blocking machinery for raw crops. Mechanical, chemical and flame.
5. Flame cultivation for cotton. Mechanical cotton harvesters. Mechanization of cotton planting systems.
6. Pest control equipment.
7. Sack type dehydrators. Drying of rice, beans, sorghum.
8. Bean cleaning machine for removal of clods from beans.
9. Transport buck rake for labor saving.
10. Homemade bale loader for labor saving.
11. Sack loader for labor saving.
12. Portable chain drag elevator for labor saving.
13. Barn drying of hay.

I. Soils and Irrigation

1. The trend of salinity in soils and underground waters.
2. Soil acidification.
3. Movement of soil moisture.
4. Seedbed preparation and cultivation.
5. Water-holding capacities of soils.
6. Energy required to remove unit quantity of water from soil.
7. Penetration of water into soils.
8. Soil permeability of water.
9. Evaporation from water surfaces, soils and plants.
10. Plant-soil-water relations.
11. Soil moisture.
12. Sugar beet investigations.
13. Quality of alfalfa in relation to irrigation treatment.
14. Baby lima beans. Irrigation and moisture content of soils to avoid wilting.
15. Irrigation requirements to establish high efficiency of water.
16. Root development of plants in relation to soil moisture.
17. Pumping for irrigation. Various types of pumps to particular conditions.
18. Methods of measuring irrigation water.
19. Farm irrigation systems. Improved methods.
20. Economic aspects of irrigation.
21. Removal of brush by fire or mechanical means.
22. A study of water quality and reclamation in Coachella Valley.
23. Causes of poor water penetration in the potato fields of Kern County.

24. Studies on the effect of fertilizers on water penetration.
25. Cultivation pan shown densest on soils with a wide range of particle size.
26. Salinity studies. Means of lowering the ground-water and salt removal in Coachella Valley.
27. Means of combatting lime induced chlorosis.
28. Activities in soil survey and soil classification.
29. Soil surveys in Colusa, Merced, Madera and Cuyama.
30. Soil interpretations for county land use planning boards.
31. Soil ratings and soil classification for county assessors.
32. Key for the classification of California soils.
33. Selection of type location for the major soil types of California.
34. Drainage investigations in Imperial Valley, Palo Verde Valley, Orange County and Round Valley.
35. Burning of peat lands.
36. Effect of chemical composition of soil on water movement.
37. Changes in soil permeability with time.
38. Effect of soil texture on water permeability.
39. Influence of amount of water in soil on rate of infiltration of water.
40. Effect of fertilization and cropping on water penetration.
41. Deterioration and recovery of water permeability.
42. Methods of determining soil structure.
43. Forces with which water is held in the soil under static and dynamic conditions.
44. Fixation of ammonia and ammonium sulfate in various California soils.
45. Studies of laws of base exchange. Fixation in soils, reclamation of alkali soils, etc.
46. Improved technique of measuring soil reaction.
47. Specific chemical method for soil analysis.
48. Process of zinc fixation in soils.
49. Structure of colloidal clays in soils.
50. How plants feed in soils.
51. Use of nitrate-resins for fertilizer.
52. Rates of decomposition of organic matter in soils.
53. Pot technique for exploring fertilizer needs.

J. Production, Management and Marketing

1. Tariff protection for farm products. How much?
2. Responsibilities of government in land tenure improvement.
3. Administration coordination of conservation policy.
4. Economic situation confronting California farmers.
5. Modernization of the parity price and parity income formulas.
6. Proposals for improved farm management practices.
7. Analysis of specialized farm organization, practices in the Sacramento and San Joaquin Delta.
8. Recent developments in cooperative marketing in the western states.
9. Evolution of economic policies relating to the agriculture of the United States.
10. Vetch and bat mixture for hay.

11. Stage of cutting of alfalfa.
12. Alfalfa varieties and strain.
13. Annual legumes for forage and soil improvement.
14. Irrigated pasture mixture.
15. Range and pasture grasses introduced.
16. Range management practices.
17. Plant succession.
18. Adapted flax varieties introduced.
19. Utilization and improvement of chaparral lands for grazing.
20. Costs and returns from controlled burning of brush.
21. Biological phenomena.
22. Theory of sampling.
23. Methods of pooling experimental data.
24. Improved and faster methods of testing significant difference in field trials.

K. Food Evaluation of Product

1. Seasonal changes in the chemical composition of range forage.
2. Efficiency of food utilization.
3. Factors affecting carotene content of alfalfa hay.
4. Feeding trials and palatability tests.
5. Utilization of the range.
6. Range nutrition.
7. Effect of composition of the soil on the nutritive value of foods.

L. Plant Growth and Development

1. Reproduction in guayule. Inability of some types to form hybrids.
2. Anatomic study of plants treated with 2, 4-D (weed killer).
3. Effect of curly top and mosaic on the sugar beet.
4. Physical-chemical biology. The synthesis of plant and animal materials including the proteins.
5. Systematic botany. Genetics of species of native genera.

Section II

A. Plant Breeding

1. Cereals. Genetics of disease resistance.
2. Milo. Development of an early variety with high yield.
3. The nature of disease resistance.
4. Corn disease studies. Fusarium root rots.
5. Improvement of Birdsfoot Trefoil.
6. Development of sod-forming grasses for irrigated pasture.
7. Mosaic resistance.
8. Pod borer control.
9. Variety of large lima beans for quick freezing.
10. Improvement of oil crops.
11. Biochemical genetics of starch.
12. Alkaloid chemistry in tobacco in relation to breeding.

B. Plant Nutrition and Fertilization

1. Dry farming. Nitrogen gains and losses.
2. Crop rotation.
3. Fertilizer studies on row crops.
4. Vegetable rotation experiments.
5. Maintenance of organic matter for vegetables.

C. Crop Diseases

1. Cereal root rots.

D. Pest Control, Insects, Weeds

1. Wire worm control.
2. Biological control of weed pests.
3. Chemical fire retardants for grasses.
4. Herbicides for weed control.
5. Grasshopper control.
6. Seed crops. Control of injurious insects.
7. New insecticides including DD, DDT, DDD, 666, etc.
8. Insect baits and traps.

E. By-products and By-product Utilization

F. Processing and Engineering

1. Seed cleaning and processing.
2. Hay harvesting studies.
3. Studies of cotton production under full mechanization methods.
4. Pest control studies. Sprays and dust applied by air or ground equipment.
5. Engineering problems in processing California products.
6. Studies of reactions of driven wheels and tracks to soils

G. Production, Management and Marketing

1. Commodity and outlook studies. Analysis of trends.
2. Price analysis. Factors influencing supply, demand and prices.
3. Marketing and distribution.
4. Farm organization and management.
5. Land and water use.
6. Alfalfa seed production.
7. Nutritional value of alfalfa.
8. Perennial legume for irrigated pasture.
9. Irrigated pasture management.
10. Seed production of pasture and range grasses.
11. Snap bean seed production.
12. Culture of oil crops.

H. Food Evaluation of Product

1. Food acceptance studies.
2. Fixed oils and new oil crops.
3. Cereal products. Utilization of new varieties.

FORESTS AND FOREST PRODUCTS

Introduction

The Department of Forestry, on the Berkeley campus of the University of California, has made noteworthy contributions to the timber industry of this State. However, more research pointing toward the development of a permanent timber industry for the State is needed. Hearings developed the need of more comprehensive research on the utilization of timber products and care and utilization of range lands. Building plans of the university include a building for research and instructional work, and a forest products laboratory, which was included at the instance of the Legislature. The work of the department will be

greatly enlarged, and investigations into the utilization of forest products will be extended when these structures become available. Section I which follows lists projects now in progress or recently completed. Section II lists the needs for additional research.

Section I

A. Forest Management

1. Reproduction in guayule.
2. DDT investigations.
3. Reproduction of native timber trees.
4. Mountain climates of the Western United States.
5. Financial aspects of forest management in private lands.
6. Methods of measuring and improving restocking of timber trees on cutover forests.
7. Plant viruses.
8. Pathogenic fungi.
9. Damping of seedlings.
10. The nature of fungicial action.
11. New fungicides.
12. Activities in soil survey and soil classification.
13. Soil surveys in Colusa, Merced, Madera, Cuyama.
14. Key for classification of California soils.
15. Type location for major type soils.
16. Participation. State soil conservation commission.

B. Forest Economics and Policy

1. Resource conservation and economic stability.
2. Administration coordination of conservation policy.
3. International.
4. National credit needs in forestry.
5. Development and formulation of economic principles in resource conservation.
6. Forest taxation in relation to public finance.
7. Economic factors affecting timber production in California.
8. A sound forest policy for California.

C. Forest Utilization

1. Condition of cutover timberlands.
2. Forest utilization problems in the redwood region.
3. Technical properties in California woods.

D. Forest Influences

1. Water from mountain watersheds as influenced by forests.
2. Improvement of soil moisture.
3. Penetration of water.
4. Soil permeability of water.
5. Evaporation. Studied thermodynamically.
6. Plant-soil-water relations.
7. Flood control.
8. Removal of brush.
9. Study of water quality. Coachella Valley.
10. Methods of predicting temperature distribution in frozen soils.
11. Effect of chemical composition of soil on water movement.
12. Changes in soil permeability.

13. Effect of soil texture on water permeability.
14. Influence of water on rate of infiltration.
15. Forces with which water is held in the soil.

E. Range Management

1. Range and pasture grasses introduced.
2. Improvement of native range grasses.
3. Range management practices.
4. Plant succession.
5. Beef cattle with range land problems.
6. San Joaquin Experimental Range.
7. Utilization of the range.
8. Range nutrition.
9. Use of 2, 4-D dust as a substitute for borax in control of Klamath Weed.
10. Utilization and improvement of Chaparral lands for grazing.
11. Costs and returns from controlled burning of brush.
12. Research on range grasses.
13. Vitamin content of California deer and antelope meat.
14. Bibliography of rodent control.
15. Increasing valley quail in California.
16. Reproductive rates and cycles in the pocket gopher.
17. Calculating poison bait mixtures.

Section II

A. Forestry Management

1. California insect survey.
2. Insects and wild life.
3. New insecticides.
4. Renewing California forests by seeding and planting.
5. Rate of growth and yield of the commercial timber species.

B. Forest Economics and Policy

1. Land and water use.
2. Population. Population changes.

C. Forest Utilization

1. Investigations of new forms of building materials.
2. Insects destroying wooden building materials, structures and other items.
3. Improving containers for shipping California fruits and vegetables.
4. Improved techniques in the use of wood for structural purposes.
5. Prolonging the supply of timber from old-growth forests.
6. Best ways of utilizing second-growth timber.
7. Wood preservation.
8. Development of specialized industries.

D. Forest Influences

1. Investigations of surface climatology.
2. Silt transportation problems.

E. Range Management

1. Studies of environmental influences affecting growth, health and production of livestock.

2. Seed production of pasture and ranges.
3. Biological control of weed pests.
4. Chemical fire retardants for grasses.
5. Life history of browse plants affecting improved range management. Wood technology.

GRAPES AND GRAPE PRODUCTS

Introduction

Grapes are grown in nearly every county in California, whether for marketing fresh, processing into raisins by dehydrator or sun-drying, or for manufacture into wine. Grown on a wide range of soils, under greatly varying climatic conditions and under irrigated and non-irrigated conditions, grapes present a wide range of problems in production and processing. Much progress has been made through research in alleviating the troubles of the grape grower, but there remains a strong demand for more research aid to one of the oldest agricultural industries of the State. Growers and processors believe research has not kept pace with the expansion of the industry, particularly in matters relating to breeding resistant varieties, the control of vine diseases, grape pests; the processing of grapes into raisins, wines and other food products; and the utilization and disposal of grape by-products and wastes. Section I below is a listing of research studies now under way or recently completed relating to grapes and grape products. Section II is a listing of additional needed research.

Section I

A. Plant Breeding

1. Breeding and selecting grapes.
2. The importation of new varieties of grapes.
3. Selection within varieties.
4. Methods for storing grape pollen.
5. Grape rootstocks.

B. Plant Nutrition and Fertilization

1. Effects of phosphate-nitrogen ratios.
2. Basic studies to determine what elements are essential.
3. Spectrographic method of analyzing plant material.
4. Trend of salinity in soils and underground waters.
5. Effect of composition of the soil on the nutritive value of foods.
6. Movement of soil moisture.
7. Water-holding capacities of soils.
8. Penetration of water.
9. Soil permeability of water.
10. Plant-soil-water relations.
11. Soil moisture.
12. Quality of fruit.
13. Heat conductivity of soils.
14. Farm irrigation systems.
15. Salinity studies. Means of lowering ground water and in salt removal.
16. Researches in micro-elements.
17. Fixation of potassium and phosphate in soils.
18. Evaluating supply of mineral nutrients in soils.
19. Processes in soil by which nitrogen is lost.

20. Nitrogen studies.
21. Potassium studies.
22. Phosphorus studies.
23. Boron studies.
24. Zinc studies.
25. Manganese studies.
26. Sodium studies.
27. Effect of fertilization on water penetration.
28. Deterioration and recovery of water permeability.
29. Fixation of ammonia and ammonium sulfate in soils.
30. Zinc fixation in soils.
31. Decomposition of organic matter.
32. Carbohydrate nutrition of the vine.
33. Minor element deficiencies and excesses.

C. Vine Diseases

1. Anatomic studies of the grapevine (Pierce's Disease).
2. Insect borne plant virus disease.
3. Plant nematodes.
4. Pierce's Disease of grapes.
5. Grape measles and powdery mildew.
6. Grape mosaic.
7. Bacterial wilt and leaf spot.
8. Armillaria root rot.
9. Plant viruses.
10. Methods of applying zinc to correct little leaf.
11. Pierce's Disease. Oil weed control. Shoot and cane management.

D. Pest Control

1. Growth-regulating substances as weed killers.
2. Weed control machinery and equipment.
3. Cyanamid dust to weeds. Preventing seed production.
4. Use of 2, 4-D to control nut grass.
5. Oil fractions as herbicides.
6. New insecticides. DDT lethal to the insect enemies of pests.
7. A laboratory of insect pathology.
8. Chemical fire retardants for grasses.
9. Herbicides.
10. Insect borne virus diseases.
11. Thrips.
12. Plant and orchard mites.
13. Agricultural practices contributing insect elimination or control.
14. DDT investigations.
15. California red scale, yellow scale and purple scale.
16. Grape bud beetle. DDT effective.
17. Grape leaf hopper. DDT effective.
18. Grape bud mite. Lime sulfur effective.
19. Armillaria root rot.
20. Bibliography of rodent control.

E. Product and By-product Utilization

1. Improved methods of dehydrating fruits.
2. Fumigation—sterilization of dried fruits.

3. Preparation and preservation of fruit juices.
4. The role of enzymes in food processing.
5. Utilization of California fruits, candy, beverages, jelly, juices, fruit powders.
6. Sanitary studies in food processing plants.
7. Study of Spanish sherry process.
8. Manufacture of tartrates from winery wastes.
9. Study of wine spoilage organisms.
10. The role of pH value in food processing and preservation.
11. Other problems: pectin and pectic enzymes; wine years; wine analysis.
12. Vitamin enrichment of grape juices and wines.
13. Relation of maturity of grapes to quality in wine.
14. Maturity studies of raisin grapes.
15. Influence of variety and environmental conditions on quality wines.
16. Color stability in wines.
17. Methods of production of various wine types.
18. Rapid aging devices and practices.
19. Influence of variety, proof of distillation and methods of aging.
20. Eno-microbiological investigations. Bio-assays, stability of vitamins.
21. Agricultural utilization of winery wastes.

F. Processing and Engineering

1. Flame cultivation.
2. Pest control equipment, ground machines and airplanes.
3. Farm fruit dehydrators.
4. Post and fencing.
5. Drying yard tray lifter.

G. Crop Management and Marketing

1. Relation of income to expenditures.
2. Economic situation confronting California farmers.
3. Developments in cooperative marketing.
4. International trade and tariff policies.
5. Evolution of economic policies relating to agriculture.
6. Processing policy. Costs.
7. Relation of climate to deciduous fruit production.
8. Harvesting, handling, precooling and cold storage.
9. Influence of processing on vine behavior.
10. Harvesting and packing table grapes.
11. Sulfur dioxide to retard decay in grapes
12. Grape palatability tests.
13. Grape thinning methods.
14. Girdling investigations.
15. Vineyard soil fertility maintenance.
16. Effect of leaf removals on vine behavior.
17. Influence of climatic region on color development.

Section II

A. Plant Breeding

1. The nature of resistance to insects.
2. Breeding for improved resistant stocks

B. Plant Nutrition and Fertilization

1. Study effects of "noncultivation."
2. Quality of products from irrigation practices.
3. Studies on penetration of irrigation water.
4. Effect of spacing and density of crop on the quantity of water used.
5. Effect of soil-moisture conditions on the nitrification of soils.
6. Irrigation investigations. Splitting and sowing of the fruit.
7. Nutrition by the installation of a mass spectrograph.
8. Manganese nutrition in plants.
9. Use of radio-active tracer elements.
10. Fertilizer experiments with the aid of methods of foliar diagnosis.
11. Fertilization problems. Factors modifying the rooting habits.
12. Effect of a crop on the chemical constituents of the tree.
13. Seasonal study of certain tree constituents.

C. Vine Diseases

1. Fruit tree root rots and virus diseases.
2. Effect of fungicides on parasites and on the host plant.
3. Replacement of missing vines.

D. Pest Control

1. Pest control studies.
2. Chemical fire retardants for grasses.
3. Herbicides.
4. California insect survey.
5. New insecticides. DDT, DDD, 666, 240, 1068, Sabadilla, etc.
6. Insect baits and traps.
7. New insecticides, effect on fruit and foliage as well as on the insects.

E. Product and By-product Utilization

1. Food acceptance studies.
2. New techniques of fruit juice preservation.
3. New techniques of concentration of fruit juices.
4. Viticultural factors influencing the keeping and shipping quality of grapes.

F. Processing and Engineering

1. Engineering problems in processing California products.
2. Engineering efficiency studies of packing house operations.
3. Farm transportation problems.
4. Spectrographic methods. Analyses of field dusts, orchard heater fuels, etc.
5. Spectrophotometric methods to problems of carotine, pigment, determination, etc.
6. Factors involved in drying, sulfur dioxide retention, keeping quality, etc.
7. The chemistry of varietal differences.
8. The relation of still design or type to brandy quality.

G. Crop Management and Marketing

1. Commodity and outlook studies.
2. Price analysis.

3. Marketing and distribution.
4. Farm organization and management.
5. Land and water use.
6. International trade.
7. Agricultural policy.
8. Population—nature of population changes.
9. Expansion of analytical service.
10. Cost of water and its application.
11. Viticultural factors influencing the keeping and shipping quality of grapes.
12. The replacement of missing vines.

HOME ECONOMICS

Introduction

The work of the Department of Home Economics has been largely in the field of human nutrition. The work on textiles and home furnishing was interrupted when the United States Army Signal Corps took over the Davis campus during the war and little was possible of accomplishment during that time. In the Division of Floriculture at Los Angeles, there has been much work done in home and home ground beautification. Plans for the future include three major buildings for Home Economics; one each on the Berkeley, Davis and Los Angeles campuses. With adequate space available and the departments better staffed, programs of research covering all phases of home economics are planned. The hearings developed the apparent need for better programs of research in rural housing, child development, home furnishing and equipment, and textiles and fabrics. Section I which follows lists research studies now under way or recently completed which are of interest in the field of home economics. Section II lists the need for additional research in this field.

Section I

A. Foods and Nutrition

1. Nutrition including animal biochemistry.
2. Calcium and phosphorus balances.
3. Calcium and phosphorus intake.
4. Body size and metabolism.
5. Vitamin A deficiency.
6. Efficiency of food utilization.
7. Deficiency diseases.
8. Respiration trial apparatus.
9. Body size and energy metabolism.
10. Rumen-synthesis of Vitamin B.
11. Study of structure of celery and carrots.
12. Keeping qualities of dehydrated carrots.
13. Whole milk powder and ice cream mix.
14. Antioxidants for use in milk and milk products.
15. Evaporated milk—greenish discoloration.
16. Evaporated milk—brown discoloration.
17. Vitamin A content of butter.
18. Vitamin and mineral contents of cottage cheese.
19. Chemical composition of milk fat.
20. Nutritional value of milk fat.

21. Best ways to use fruits and nuts in ice cream.
22. Method of preparation of Romano cheese.
23. Insecticide residues on food.
24. Insects affecting stored food products.
25. Insect proof container project.
26. Vegetable dehydration investigations.
27. Improved methods of dehydrating fruits.
28. Improvements in the processing for and the freezing of fruits and vegetables.
29. Fumigation—sterilization of dried fruits.
30. Dehydration of prunes.
31. Preparation and preservation of fruit juices.
32. Use of fruits in ice cream and ices.
33. Changes in vitamins.
34. Utilization of California fruits: candy, beverages, jelly, juices fruit powders, etc.
35. Sanitary studies in food processing plants.
36. The role of pH value in food processing and preservation.
37. Analysis of California walnuts. Thiamine, riboflavin, niacin.
38. Effect of Tocopherol feeding upon the Vitamin E and rancidity of frozen turkey meat.
39. Vitamin B content of chicken and turkey meat.
40. Determination of the mechanism and extent of the change in nutritive value of proteins of milk.
41. Pretreatments on quality and vitamin content of freshly dehydrated cooked and stored fruits.
42. Biological value of carotene.
43. Course of pyridoxine (Vitamin B_2) deficiency.
44. Relation of riboflavin deficiency to carbohydrate metabolism.
45. Relation of pantothenic acid to niacin and riboflavin deficiencies.
46. Eggs as a source of cholesterol.
47. Loss of ascorbic acid in tomato purees and pastes.
48. Effect of composition of the soil on the nutritive value of foods.
49. Vitamin enrichment of grape juices and wines.
50. Vitamin content of California deer and antelope meat.
51. Rating of nutritional value of vegetable crops.
52. Chemical mechanism by which plants synthesize sugar and starch.
53. Acids in citrus.
54. Volatile citrus peel oil. More abundant in valencias than in navels.
55. Nitrogen in citrus juices.
56. Hydrocyanic acid as a fumigant does not alter quality of the juice.
57. Oil sprays, used, cause decrease in soluble solids and acids in orange juice.
58. Dates. Chemical composition of Deglet Noor.
59. Choline and methionine.
60. Chick requirement for magnesium.
61. Chemical methods for protein quality.
62. Hatchability. Folic needed for hatchability.
63. Pyridoxine deficiency, chicks, poults and rats.
64. Trytophane metabolism.
65. Soybean protein.
66. Blood proteins. Isoleucine.

67. Sesame seed meal, deficient in lysine.
68. Sunflower seed meal.
69. Trytophane and methionine feedstuffs.
70. Genetic nature of resistance to riboflavin deficiency.
71. Hormones to fatten birds.
72. Radio-active phosphorus.
73. Package icing.
74. Curing and storage methods.
75. Transit condition of vegetables.
76. Peas. Resistance to blight.
77. Efficiency of California vegetables. Food value per acre per man hour.
78. Climatic response of broccoli. Adaptation to quick freezing.
79. Minimum grades of canning tomatoes.
80. Minor element deficiencies in vegetables.
81. Abscesses in beef livers.
82. Factors causing liver damage in man and animals.
83. A study of the influence of variety and environmental conditions.
84. Influence of climatic region on color development.
85. Color stability in wines.
86. Eno-microbiological investigations.

B. Housing Farm Families

1. Adobe block, farm labor houses and shelters.

C. Child Development

1. Development of a behavior rating scale for children.
2. Analysis of type and function of social contacts of young children.

D. Home Furnishings and Equipment

1. Farm freezers. Homemade types.
2. Farm fruit dehydration.
3. Farm home air cooling.

E. Textiles and Fabrics

1. Shrinkage and wool values.

F. Home and Home Grounds Beautification

1. Control of weeds in lawns.
2. Insects affecting lawn grasses.
3. Spider mites affecting ornamental shrubs and trees.
4. Platynota leaf-tier on carnations.
5. Flower thrips affecting ornamental plants.
6. DDT for control of pests of ornamentals.
7. Breeding and inheritance in flower crops.
8. New varieties of woody ornamentals.
9. Leaf spot of nasturtium.
10. Sweet pea mosaic.
11. Bacterial disease of larkspur and delphinium.
12. Surveys of cabbage and cauliflower seed fields.
13. Fusarium wilt of aster.
14. Alternaria disease of zinnia.
15. Petunia mosaic.
16. Powdery mildew of dephinium and zinnia.

17. Crown rot of larkspur.
18. Snapdragon rust.
19. Oak mildew.
20. Trunk and root diseases of ornamental trees and some subtropical fruits.

G. Family Income

1. Social Security program to farm people.
2. Methods of analyzing consumer preferences.
3. Relation of income to expenditure.
4. Construction of index to the level of living.
5. Bids in the index of the cost of living.

Section II

A. Foods and Nutrition

1. Engineering problems in processing California products.
2. Metabolic research with Isotopes.
3. Studies to promote usage of non-fat dry milk solids.
4. Food acceptance studies.
5. Bacteriology of frozen foods.
6. New techniques of fruit juice preservation.
7. New techniques of concentration of fruit juices.
8. Bacterial spoilage of canned foods.
9. Poultry products and by-products.
10. Cereal products.
11. Meat products. Frozen food locker plants.
12. Biochemistry of pigment and vitamins in tomatoes.
13. Biochemistry of rats in relation to breeding problems.
14. A study of the use of dry milk in bread.
15. Dehydration on the nutritive value of milk proteins.
16. Nutritional status surveys.
17. B vitamins and animo-acids of almonds.
18. Effect of variety environment and cultural methods in vitamin content of vegetables.
19. Factors affecting textile production and garment manufacture in California.
20. Effect of pretreatment of frozen fruits and vegetables, their nutritive values.
21. Factors affecting foods grown, processed, or stored under varying conditions.
22. Effect of milk industry control programs on consumers.
23. Analysis of field dusts, impurities in water, etc., by spectrographic methods.
24. Tracer studies with artificial radio-active elements and stable Isotopes.
25. Climatic effects on carbohydrate synthesis on fruit size.
26. Fertilizer experiments. Methods of foliar diagnosis.
27. Cling peach studies. Acid, sugar, color, volatile esters, etc.
28. Poultry management.
29. Spectrographic methods to determine egg quality.
30. Meat studies. Metabolism of specific nutrients.
31. Handling of produce.

32. Factors of dessert quality raisins. Drying, color, keeping quality, etc.
33. The chemistry of varietal differences of quality wines.

B. Housing Farm Families

1. New forms of building materials for adaptations to farm construction.

C. Child Development

1. Nutritional status surveys.

D. Home Furnishings and Equipment

1. Effect of dehydration on the nutritive value of milk proteins.
2. A study of family expenditures for clothing.

E. Home and Home Grounds Beautification

1. Insect baits and traps.
2. Research on insect and mite problems of floriculture and ornamental horticulture.
3. Ornamental horticulture and floriculture.
4. Diseases of herbaceous ornamentals grown from seed.
5. Disease of herbaceous ornamentals grown from bulbs.
6. Diseases of nursery crops.
7. Diseases of landscape materials.

F. Family Economy

1. Price analysis.
2. Marketing and distribution.
3. Population. Nature of population changes on the State's economic social and political institutions.
4. A study of standards for consumer's goods.
5. A history of the development of consumer cooperatives.

LIVESTOCK (LESS DAIRY ANIMALS)

Introduction

California's livestock industry, which is of vast importance to a full development of the State's agriculture, is handicapped by a shortage of range grasses and the production of high protein feeds and feed supplements. Likewise, it is concerned with the breeding of animals better suited to the State's climatic environments, and which may be more resistant to diseases and pests that cause heavy annual losses to breeders and feeders. The committee was impressed with the wide scope of research needed to promote the growth and development of this basic agricultural industry. Below as Section I are listed research studies now in progress or recently completed. The expansion of many of these studies is desirable. Section II lists additional research studies which could very well be considered to meet the needs of the State's livestock industry.

Livestock coming under this heading include beef cattle, sheep, swine, horses, and mules. Dairy animals (cattle and goats) are included under "Dairy Production and Processing," while poultry and rabbits are included under "Poultry and Poultry Products."

Section I

A. Breeding

1. Hereditary defects in livestock.
2. Crossbreeding in producing spring lambs.
3. Inbreeding Berkshire swine.
4. Nature of size factors in cattle.
5. Polydactyly in swine.
6. Glutathione concentration and hereditary size.
7. Hydrocephalus in swine.
8. Size inheritance in the rabbit.
9. Markings in Arabian horses.
10. Genetic resistance of swine to brucella infection.

B. Management

1. Proposals for Farm Credit Administration.
2. Tariff protection for farm products.
3. Responsibilities in land tenure improvement.
4. Economic situation confronting California farmers.
5. Pest control equipment.
6. Environmental influence affecting growth, health and production of livestock.
7. Post and fencing.
8. Transport buck rake.
9. Genetics of disease resistance.
10. Irrigated pasture mixture.
11. Range and pasture grasses introduced.
12. Fertilization of legumes.
13. Problems in calf and lamb crops.
14. Effect of milking on mastitis.
15. Circulars on sheep, wool, beef and hogs.
16. Feeding trials and palatability tests.
17. Methods of compounding rations.
18. Raising dairy calves.
19. Utilization of the range.
20. Range nutrition.
21. Electric pig brooders.
22. Efficiency of spayed, open and bred heifers.
23. Methods, mechanical and chemical, for weed control in drainage ditches, canals and ponds.
24. Growth-regulating substances as weed killers.
25. Toxicity of herbicides to animals.
26. Insects destructive to the Klamath Weed.
27. Insects destructive to pest cactus.
28. Utilization and improvement of Chaparral lands for grazing.
29. Costs and returns from controlled burning of brush.
30. Research on range grasses.
31. Small animal breeding project.
32. Vitamin content of California deer and antelope meat.
33. Seedbed preparation and cultivation.
34. Plant-soil-water relations.
35. Quality of alfalfa.
36. Methods of measuring irrigation water.

37. Farm irrigation systems.
38. Removal of brush.
39. Studies on the methods by which roots absorb nutrients.
40. Processes in soil by which nitrogen is lost.
41. Dallis grass ergot.

C. Nutrition

1. Factors affecting color of beef fat.
2. Digestion trial studies of new feeds.
3. Calcium and phosphorus balances in rats.
4. Chemical composition of range forage.
5. Vitamin A deficiency in livestock.
6. Minimum requirements of Vitamin A for livestock.
7. Efficiency of food utilization.
8. Deficiency diseases.
9. Carotene content of alfalfa hay.
10. Roughage in the diet of ruminants.
11. Vitamin B in the pig.
12. Rumen synthesis of Vitamin B factors.
13. Growth in beef cattle.
14. Nutrition and wool production.
15. Metabolic research with Isotopes.

D. Physiology

1. Calcium and phosphorus intake.
2. Calcium and phosphorus content of blood of pigs.
3. Body size and metabolism.
4. Respiration trial apparatus.
5. Body size and energy metabolism.
6. Sex hormones in the blood serum of mares.
7. Changes in mucosa of the genital tract.
8. Vaginal smear of the ewe.
9. Changes in ovary of mare.
10. Reproduction of sheep.
11. Diagnosis of pregnancy in the mare.
12. Artificial induction of ovulation.
13. Influence of temperature on respiration.
14. Reproductive therapy.
15. Concentration of gonadotrophin hormone
16. Bloat in cattle and sheep.

E. Technology

1. Medullated wool fiber.
2. Analysis of fleeces.
3. Moisture content of wool.
4. Shrinkage and wool values.
5. Shrinkage by sample scouring.
6. Effect of nutrition on wool.
7. Metabolism for horses.
8. Sheep branding fluids.
9. Fly sprays for dairy cows.
10. Combing tests with individual fleeces.
11. Relation of tip to top on wool fleeces.

12. Mechanized gas analysis apparatus.
13. Animal parasites.
14. Enzymes in food processing.
15. Brucellosis in cattle and swine.
16. Bovine mastitis.
17. Studies of bovine anaplasmosis.
18. Methods of vaccination against hog cholera.
19. Vesicular exanthema of swine.
20. Neoplastic diseases of animals.
21. Diseases of sheep.
22. Abscesses in beef livers.
23. Factors causing liver damage in man and animals.
24. Miscellaneous diseases.
25. Bibliography of rodent control.
26. Reproductive rates and cycles in the pocket gopher.
27. Calculating poison bait mixtures.

Section II

A. Breeding

1. Cross breeding for hybrid vigor.
2. Artificial ensemination for animal improvement.

B. Management

1. Commodity and outlook studies.
2. Price analysis.
3. Marketing and distribution.
4. Farm organization and management.
5. Population in relation to marketing livestock.
6. Studies of environmental influences affecting livestock.
7. Perennial legume for irrigated pasture.
8. Development of sod-forming grasses.
9. Irrigated pasture management.
10. Livestock management in Klamath Weed areas.
11. Effect of environment on livestock, especially high temperatures.
12. Range and wild life management.
13. Improve farm irrigation structures. Pipe systems.
14. Land preparation for irrigation.
15. Permanent pasture irrigation.

C. Nutrition

1. Nutritional value of alfalfa.

D. Technology

1. Molybdenum poisoning of livestock.
2. Disease control in livestock.
3. Livestock pest control; development of materials and methods.
4. Biological control of weed pests.
5. Metabolic research with Isotopes.
6. Insects and wild life.
7. New insecticides.
8. Meat products. Frozen food locker plants.
9. Biochemistry of rats in relation to breeding problems.
10. Acute bovine mastitis: prevention and cure.

11. Bacterial variation. New approaches to the prevention and cure of disease.
12. Livestock diseases that are especially associated with irrigation.
13. Diseases of calves and foals.
14. Diseases that affect reproduction in cattle and horses.
15. Diseases of cattle, sheep, swine and horses.

ORNAMENTAL PLANTS

Introduction

The peculiar climatic conditions of California have resulted in a widespread interest in ornamental plants. Development of this industry is largely predicated upon increased information, much of which requires original research. The creation of new varieties and propagation studies afford a basis for intensive study. In addition there must be much work done in the fields of pest and disease control, plant feeding and irrigation.

The University of California has recognized the importance of expanded research and has planned a great many studies. Rapid progress will depend upon cooperation between the producing factors in the industry and the University. The possibility of obtaining data from non-commercial producers in the field should not be overlooked.

Section 1

A. Cultivation and Irrigation

1. Expansion in irrigation studies.

B. Diseases

1. Insects in relation to virus diseases.
2. Diseases of ornamentals.
3. Bud-union disease of rose.
4. Water-mold rot of aloe and calla lily.
5. Rough bark disease of pittosporum.
6. Poinsettia virus disease.
7. Oak mildew.
8. Trunk and root diseases of ornamental trees.
9. Bleeding canker of oak.
10. Sycamore blight.

C. Fertilization

1. Nitrogen losses from anhydrous ammonia.
2. Correction of iron chlorosis.

D. Propagation and Breeding

1. Propagation studies.
2. Creation of new varieties.

E. Pruning

1. Pruning studies.

F. Soils

1. Trend of salinity in soils and waters.
2. Soil acidification.

G. Sprays and Pest Control

1. Pest and weed control equipment.
2. Weed control machinery.

3. DDT studies.
4. Sycamore scale.
5. Insects of lawns.
6. Spider mites.
7. Flower thrips.
8. DDT studies.
9. Root-knot nematode.

Section II

A. Diseases

1. Expansion in studies of nursery crop diseases.
2. Expansion in studies of diseases of landscape materials.

B. Soils

1. Expansion in soil studies.

C. Sprays and Pest Control

1. Better pest control equipment.
2. Nursery stock insects.
3. Insects of ornamental plants.

FLOWER CROPS

Introduction

The growing of flowers in this state until recently has received little attention. That industry now is not only recognized as being important by individuals for home beautification, but the production of flowers and flower seeds has become commercially important. Not only must there be basic research done by state agencies, but important information can be gained by studying the work done in other states and in foreign countries.

The local Extension Service should be in a position to expand their work, looking towards the testing of the results of research in the various climatic areas of the state.

Section I

A. Cultivation and Irrigation

1. Seedbed preparation and cultivation.

B. Diseases

1. Soil pasteurization equipment.
2. Insects in relation to virus diseases.
3. Easter lily diseases.
4. Nastursium leaf spot.
5. Sweet pea mosaic.
6. Bacterial disease of larkspur and delphinium.
7. Fusarium wilt of aster.
8. Alternaria disease of zinnia.
9. Petunia mosaic.
10. Powdery mildews on delphinium and zinnia.
11. Crown rot of larkspur and pansy.
12. Snapdragon rust.
13. Virus disease of orchids.
14. Bacterial fasciation of daisy.

C. Fertilization

1. Nitrogen losses from anhydrous ammonia.
2. Fixation of fertilizers in soils.

D. Propagation and Breeding

1. Breeding and inheritance.

E. Soils

1. Trend of salinity in soils and water.
2. Soil acidification.

F. Sprays and Pest Control

1. Pest and weed control equipment.
2. Weed control machinery.
3. Thrips control.
4. DDT studies.
5. Leaf tyer on carnations.
6. Flower thrips.
7. DDT studies.

G. Miscellaneous

1. Development of precision and seed planters.
2. Transport buck rake.

Section II

A. Diseases

1. Expansion in studies of easter lily diseases.
2. Expansion in studies of cut flower crops.
3. Expansion in studies of bulb crops.

B. Sprays and Pest Control

1. Better pest control equipment.
2. Insects of cut flowers.
3. Insect pests of flower crops.

POULTRY AND POULTRY PRODUCTS
(Including Rabbits)

Introduction

Poultry and poultry products represent one of the great food producing industries of California. Flocks range from a few birds kept in the backyard of the suburban dweller to those numbered in thousands on the many commercial poultry ranches of the State. The problems of management are many, and constant research is necessary to maintain an efficient industry. Feed and nutrition problems are of primary importance as are also those relating to diseases, sanitation and housing, pest control, and marketing. The poultry producers of California believe the importance of their industry justifies much more research than is now being carried out.

Rabbit producers claim their industry receives but little research attention even though the annual sale of rabbit products now runs into the millions of dollars. In this report rabbits are included with poultry but much of the livestock research is also applicable to rabbits.

Poultry production includes chickens, turkeys, geese and ducks grown for commercial or domestic use. Rabbits merit separate attention.

Section I which follows lists research studies now under way or recently completed of interest to growers of these animals. Section II lists additional needed research.

Section I

A. Breeding

1. Size inheritance in the rabbit.
2. Small animal breeding project.
3. Fundamental problems. "How and Why" of heredity in the individual animal.
4. Biological phenomena.
5. Culling systems. Effect on progeny testing.
6. Animal molt of pullets.
7. Bleaching changes in shanks for culling purposes.
8. Decline in annual egg production with age.
9. Inheritance of egg production.
10. Limitation of control of lymphomatosis.
11. Accuracy of superior families.
12. Nicking—not an important role in breeding.
13. Sexual maturity of male chickens and turkeys.
14. The breeding structure.
15. Merits of individual family selection.
16. Inheritance of winter pausing.
17. Heritability affecting egg production.
18. Inheritance and seasonal distribution of the tendency to produce blood spots.
19. Nature of shell quality deterioration.
20. Inheritance of crooked toes. Lethals.
21. Characters affecting meat quality.
22. Size inheritance.
23. Genetic nature of resistance to riboflavin deficiency.
24. Growth patterns of leghorns.
25. Hormones to fatten birds.
26. Radio-active phosphorous to the egg.
27. Egg quality surveyed on ranches.
28. Abnormal eggs.
29. Cooling rate of eggs.
30. Turkeys measured to differentiate between strains.
31. Inheritance of conformation of turkeys.
32. Maturity in turkeys.
33. Egg production in turkeys and chickens.
34. Genetically maturing turkeys.
35. Lethal or sublethal genes in turkeys.

B. Nutrition

1. Efficiency of food utilization.
2. Deficiency diseases.
3. Carotene content of alfalfa hay.
4. Pantothenic acid.
5. Biologically active chemicals.
6. Metabolic research with Isotopes.
7. Nutritional value of milk fat.
8. Amino acid requirements.
9. Amino acid deficiencies. Tongue deformity.

10. Choline and methionine.
11. Perosis results. Diets deficient in manganese.
12. Chick requirement for magnesium.
13. Gizzard erosion.
14. Chemical methods for protein quality.
15. Hatchability. Folic acid needed.
16. Pyridoxine deficiency.
17. Tryptophane metabolism.

C. Diseases

1. Animal parasites.
2. Turkey disease research.
3. Research on the diseases of chickens.
4. Neoplastic diseases of animals.
5. Diseases of rabbits.

D. Environments

1. Poultry housing.
2. Lighting for turkey production.
3. Poultry house cooling.
4. Energy consumption.

E. Poultry Products and By-products

1. Egg stabilization by electronic methods.
2. Processing and freezing preservation.
3. Sanitary studies in food processing plants.
4. Effect of tocopherol and rancidity of frozen stored turkey meat.
5. Vitamin B content of chicken and turkey meat.
6. Eggs as a source of cholesterol.
7. Hormones to fatten birds.
8. Radio-active phosphorus in the egg.
9. Egg quality was surveyed on ranches.
10. Abnormal eggs.
11. Cooling rate of eggs.

F. Poultry Utilization Investigations

1. Dehydrated egg studies:
   a. Effect of acidification.
   b. Components responsible for loss of palatability.
   c. Vapor pressure of egg powders.
   d. Color changes during storage.
   e. Antioxidants for egg oil.
   f. Salt soluble fluorescence test.
   g. Raw materials.
   h. Moisture content.
   i. Free fatty acid analysis.
2. Freezing preservation:
   a. Resazurin test.
3. Lysozyme from egg white:
   a. New isolation method.
   b. Crystallographic properties.
4. Fibers, plastics, and adhesives from egg and feather (keratin) proteins:
   a. Physical properties of dispersed feather keratin.
   b. Fiber stretching and curing.

5. Isolation, analysis and characterization of constituents:
   a. Effect of dry heat on proteins.
   b. Surface area of egg albumin.

G. Management

1. Land settlement.
2. Egg cooler.
3. De-beaker for poultry.
4. Electric brooder.
5. Poultry house cooling.
6. Energy consumption of electrically equipped poultry houses.
7. Post and fencing.
8. Portable chain drag elevator.

H. Marketing

1. Tariff protection for farm products.
2. Methods of analyzing consumer preferences.
3. Situation and outlook studies of poultry and eggs.
4. Economic situation confronting California farmers.
5. Parity price and parity income formulas.
6. Developments in cooperative marketing.
7. Evolution of economic policies relating to agriculture.

Section II

A. Breeding

1. Biochemistry of rats (blood and internal secretions) in relation to breeding problems.

B. Nutrition

1. Nutritional value of alfalfa.
2. Improvement of oil crops.
3. Culture of oil crops.
4. Biologically active chemicals.
5. Metabolic research with Isotopes.
6. Spectrophotometric methods.
7. Tracer studies with artificial radio-active elements and stable Isotopes.
8. Metabolism of specific nutrients.

C. Diseases

1. Blood obtained from slaughtered animals for immunization of diseases.
2. Diseases of chickens. Control of infectious coryza, pneumoencephalitis, lymphomatosis, etc.
3. Turkey diseases. Paratyphoid infections, coccidiosis, hexamitiasis, etc.
4. Diseases of rabbits.

D. Pest Control

1. Pest control studies.
2. New insecticides: Sabadilla, ethylene dibromide and many others.
3. Insect baits and traps.

E. Environments

1. Investigations of surface climatology.
2. Studies of environmental influences.
3. New forms of building materials for farm construction.

F. Poultry Products and By-products

1. Poultry products and by-products.
2. Frozen food locker plants.
3. Spectrophic methods to determine egg quality.
4. Methods of changing growth and fattening. Marketing procedures.

G. Management

1. Farm organization and management.
2. Poultry management.

H. Marketing

1. Commodity and outlook studies.
2. Price analysis.
3. Marketing and distribution.

SEMITROPICAL FRUITS

Introduction

California, together with some few small areas in other states, produces the total United States crop of semi-tropical fruits other than citrus. Avocados, dates and persimmons are the more important of these industries. Research at the university campuses at Westwood and Riverside has been very effective in the maintenance and development of these crops. An almost complete lack of interest elsewhere in the United States makes it necessary to carry on a complete program of work in this State.

In addition to research on the basic problems of production, it is necessary to conduct experiments relating to frost protection, propagation, adaptability of varieties and distribution. A few new projects are contemplated, however the bulk of research for the immediate future will be focused on studies already begun.

Section I

I. Avocado

A. Cultivation and Irrigation
   1. Effects of tillage on soil permeability.

B. Diseases
   1. Carbon bisulfide as a soil sterilant.
   2. Avocado tree decline.
   3. Avocado decline.
   4. Sunblotch disease.
   5. Susceptibility of avocado rootstocks to disease.
   6. Avocado sunblotch.
   7. Avocado tree decline.
   8. Other avocado diseases.

C. Fertilization
   1. Nitrogen losses from anhydrous ammonia.
   2. Correction of iron chlorosis.
   3. Sun-induced chlorosis.
   4. Phosphorous studies.

D. Frost Protection
   1. Orchard heater development.
   2. Wind machines for frost protection.
   3. Atmospheric turbulence in relation to frost protection.
E. Propagation and breeding
   1. Propagation studies.
   2. Rootstock studies.
   3. Creation of new varieties.
F. Pruning
   1. Responses to pruning.
G. Soils
   1. Trend of salinity in soils and waters.
   2. Soil acidification.
H. Sprays and Pest Control
   1. Pest and weed control equipment.
   2. Weed killers.
   3. Weed control machinery.
   4. Oil as a herbicide.
   5. Thrips control.
   6. Greenhouse thrips.
   7. Serica beetles.
   8. Miscellaneous insects.
I. Miscellaneous
   1. Tariff protection.
   2. Fruits in ice cream.
   3. Physiological studies (tree).
   4. Physiological studies (fruit).
   5. Fruit morphology.

II. Date Palm

A. Cultivation and Irrigation
   1. Water quality and reclamation in Coachella Valley.
B. Diseases
   1. Carbon bisulfide as a soil sterilant.
   2. Omphalia root rot.
   3. Spoilage diseases of the date fruit.
   4. Other palm diseases.
C. Fertilization
   1. Nitrogen losses from anhydrous ammonia.
   2. Date palm fertilization experiments.
   3. Composition of fruit in relation to fertilization.
   4. Boron deficiency and toxicity.
D. Soils
   1. Trend of salinity in soils and waters.
   2. Soil acidification.
E. Sprays and Pest Control
   1. Pest and weed control equipment.
   2. Weed killers.
   3. Weed control machinery.
   4. Oil as a herbicide.

5. Insects of stored food products.
6. Dried fruit beetle.
7. Stored products insects.

F. Miscellaneous
1. Tariff protection.

III. Oriental Persimmon

A. Cultivation and Irrigation
1. Effects of tillage on soil permeability.

B. Fertilization
1. Nitrogen losses from anhydrous ammonia.

C. Propagation and Breeding
1. Rootstock studies.

D. Pruning
1. Responses to pruning.

E. Soils
1. Trend of salinity in soils and waters.
2. Soil acidification.

F. Sprays and Pest Control
1. Weed control equipment.
2. Weed killers.
3. Weed control machinery.
4. Oil as a herbicide.
5. Biological control of Oriental fruit moth.
6. Oriental fruit moth.
7. Oriental fruit moth.

G. Miscellaneous
1. Fruits in ice cream.
2. Physiological studies.
3. Floral situation.

Section II

I. Avocado

A. Diseases
1. Expansion in avocado tree decline studies.

B. Fertilization
1. Nutriment requirements of the avocado.
2. Avocado orchard fertilization studies.
3. Minor element studies.

C. Frost Protection
1. Studies of surface climatology.

D. Propagation and Breeding
1. Expansion in breeding program.

E. Miscellaneous
1. Better equipment for tree workers.

III. Oriental Persimmon

A. Miscellaneous
1. Hormone studies in relation to fruit drop.

TRUCK CROPS

Introduction

The Agricultural Research Study Committee has had its attention repeatedly directed to the research needs of truck crop growers and processors. The research studies now in progress or recently completed by the State's established research agencies, relating to this commodity group, are listed below as Section I. This list indicates the scope of studies undertaken, but it does not show the rate of progress. Many growers and processors are interested in accelerating this research work to meet the urgent needs of California's rapidly developing truck crop industry. Section II lists additional studies which should be undertaken or enlarged to meet the most urgent research needs of the industry. These suggestions for the most part have come from established research agencies.

The crops coming under this commodity group include all leafy vegetables such as lettuce, cabbage, cauliflower, spinach and the like; root crops, such as potatoes, beets and turnips; sweet corn, tomatoes, peppers, melons, pumpkins, artichokes, asparagus, beans, cucumbers, herbs, and all other vegetables commercially marketed as fresh, canned, dried or frozen products.

Section I

A. Plant Breeding

1. Tomato research project. Color, quality, productivity, disease resistance and vitamin content.
2. Fundamental problems. The "How and Why" of heredity and development of individual plants.
3. Tomato breeding. New shipping and canning varieties.
4. Onions with thrips, mildew, and pink root resistance.
5. Cantaloupes with powdery mildew resistance.
6. Watermelons with resistance to Fusarium wilt.
7. Tomato breeding for resistance to Fusarium wilt, nematode, spotted wilt. Greater Vitamin C.
8. Carrots for resistance to leaf blights.
9. Spinach for resistance to mildew.
10. Peas for resistance to blight and Fusarium wilt.
11. Potatoes for scab resistance and high yielding ability.
12. Peppers for resistance to spotted wilt.
13. Lettuce for seasonal adaptation and disease resistance.
14. Effects of suckering sweet corn on yield determined and practice discouraged.
15. Male steriles discovered in onions and tomatoes for hybrid seed.
16. Cytogenetics studies on unfruitfulness of tomatoes.
17. Determination of sex in asparagus to increase yields.
18. Haploid asparagus plants for breeding.
19. Soluble solids of watermelons to determine relative sweetness.
20. Embryo culture of tomato species hybrids.
21. Selecting onions for dehydration.

B. Plant Nutrition

1. Lysimeter study to determine the net fixation of nitrogen from legumes under irrigation agriculture.
2. Losses of nitrogen from anhydrous ammonia in irrigation water.
3. Study of gaseous nitrogen losses from soil.

4. Study of conditions conducive to nitrate formation.
5. Spectrographic method of analyzing plant material for minor elements.
6. The role of enzymes in the soil.
7. Improved methods of testing differences in field trials.
8. Methods by which roots absorb nutrients.
9. Researches on micro-elements.
10. Chemical mechanism by which plants synthesize sugar.
11. Lime-induced chlorosis in plants.
12. Fixation of potassium and phosphate in soils.
13. Evaluating mineral nutrients in soils.
14. Processes in soil by which nitrogen is lost.
15. Fixation of ammonia in soils.
16. Laws of base exchange in soils.
17. Specific chemical methods for soil analysis.
18. Structure of colloidal clays in soils.
19. How plants feed in soils.
20. Use of nitrate-resins for fertilizer.
21. Decomposition of organic matter in soils.
22. Pot technique for fertilizer needs.
23. Fertilizer needs of vegetable crops.
24. Response of potatoes and onions to nitrogen.
25. Setting of tomato fruits by hormone spray.
26. Minor element deficiencies in vegetables.

C. Plant Diseases

1. Soil pasteurization equipment.
2. Insect borne plant virus diseases.
3. Ascochyta blight of peas.
4. Chemical seed treatment. Peas, lima beans, blackeye beans.
5. Bean root rot.
6. Bean blight and anthracnose.
7. Potato premature decline.
8. Potato ring rot.
9. Potato spindling sprout and net necrosis.
10. Potato leaf roll and other virus diseases.
11. Potato transit rot.
12. Head lettuce mosaic.
13. Head lettuce June Yellows.
14. Tomato Fusarium wilt.
15. Tomato spotted wilt.
16. Cantaloupe and cucumber powdery mildew.
17. Carrot root scab.
18. Cabbage ring spot.
19. Plant viruses.
20. Pathogenic fungi.
21. Damping off of seedlings.
22. Nature of fungicidal action.
23. Leaf surface.
24. Antibiotics. Control of plant diseases.
25. Antagonism. Microorganisms in the control of plant diseases.
26. Mutation. In pathogenic bacteria.

27. Yeast spot of lima bean seed.
28. Nature of resistance to Fusarium wilt of tomato.
29. Seed transmission of lettuce mosaic.
30. Damping off of pepper seedlings.
31. Vegetable disease research. Fungicidal method to control powdery mildew.
32. New fungicides.

D. Pest Control Including Materials, Application Methods, Etc.

1. Pest control equipment.
2. Atmospheric turbulence. Drift of chemical dusts (insecticides).
3. Application of selective herbicides.
4. Selective herbicides in vegetable crops.
5. Dinitro compounds in contact herbicides.
6. Use of oils as contact herbicides.
7. Methods, mechanical and chemical, for weed control.
8. Carbon bisulphide as a soil sterilant.
9. Growth-regulating substances as weed killers.
10. Use of 2, 4-D to control nut grass.
11. Selective herbicides for weedy grasses in broad-leaved crops.
12. Anatomic study of plants treated with 2, 4-D (weed killer).
13. Vegetable weevil parasites. Porizon SPP.
14. Copidosoma koehleri. The polyembryonic parasite of the potato tuber moth.
15. Herbicides in weed control.
16. Thrips. New insecticides.
17. Plant and orchard mites.
18. Truck crop insects.
19. Spinach insects.
20. Tomato insects.
21. Insects of field peas.
22. Agricultural practices contributing insect elimination or control.
23. Insecticide residues on foods.
24. Plant nematodes.
25. Calculating poison bait mixtures.
26. Bibliography of rodent control.

E. Vegetable Utilization Investigations

1. Dehydration:
   a. Storage studies.
   b. Leaching studies.
   c. Standard samples for ascorbic acid tests.
   d. Estimation of water-soluble "brown" color.
   e. Density and mushiness in white potatoes.
   f. Spray drying.
   g. Rotary peeler.
   h. Thermal properties of dehydrated vegetables
   i. Dielectric properties of dehydrated carrots.
   j. Vitamin A analysis.
2. Freezing preservation:
   a. Frozen corn.
   b. Frozen peas.
   c. Off flavors in frozen peas.

d. Frozen tomato juice.
e. Coliform bacteria in frozen vegetables.

3. Juice concentrates from vegetable wastes for use in the production of antibiotics and enzyme preparations:
   a. Serblilin.
   b. Gramicidin.
4. Isolation analysis and characterization of constituents:
   a. Spectrographic analysis.

F. Environmental Control

1. Wind machines for frost protection.

G. Processing and Engineering

1. Seed processing.
2. Precision planters.
3. Mechanical onion harvester.
4. Bean cleaning machine.
5. Asparagus seed thresher.
6. Weed control machinery and equipment.
7. Freezing preservation of fruits, vegetables, fruit juices and meats.
8. Changes in vitamins in freezing.
9. Enzymes in food processing.
10. Sanitary studies in food processing plants.
11. The role of pH value in food processing and preservation.
12. Other problems. Pectin and pectic enzymes, wine yeasts, etc.
13. Pretreatments on the quality, vitamin content of freshly dehydrated cooked and stored fruits.
14. Loss of ascorbic acid in tomato purees and pastes.
15. Irrigation equipment.
16. Separating seeds and skins of dishrag gourd.
17. Pithy core of carrots.

H. Soils and Irrigation

1. Trend of salinity in soils and underground waters.
2. Soil acidification.
3. Movement of soil moisture.
4. Seedbed preparation and cultivation.
5. Water-holding capacities of soils.
6. Energy required to remove unit quantity from soil.
7. Penetration of water.
8. Soil permeability of water.
9. Evaporation from water surfaces.
10. Plant-soil-water relations.
11. Soil moisture.
12. Baby lima beans. Relation of irrigation to high yields.
13. Irrigation requirements of California crops.
14. Root development.
15. Hydraulics of sprinkler systems.
16. Heat conductivity of soils.
17. Methods of measuring irrigation water.
18. Farm irrigation systems.
19. Economic aspects of irrigation.
20. A study of water quality. Coachella Valley.

21. Causes of poor water penetration in the potato fields of Kern County.
22. Studies on the effect of fertilizers on water penetration
23. Irrigation equipment and practices.
24. Salinity studies. Coachella Valley. Means of lowering ground water and in salt removal.
25. Combatting lime induced chlorosis.
26. Activities in soil survey and soil classification during last 10 years.
27. Areas being surveyed: Colusa, Merced, Madera, Cuyama.
28. Soil interpretations.
29. Key for the classification of California soils.
30. Type location for major soil types.
31. Drainage investigations in Imperial Valley, Palo Verde Valley, Orange County and Round Valley.
32. Burning of peat lands.
33. Effect of chemical composition of soil on water movement.
34. Changes in soil permeability.
35. Effect of soil texture on water permeability.
36. Influence of water on rate of infiltration.
37. Effect of fertilization on water penetration.
38. Deterioration and recovery of water permeability.
39. Determining soil structure.
40. Moisture requirements for germination of vegetable seeds.
41. Irrigation requirements of vegetables grown for seed.

I. Crop Management and Marketing

1. Tariff protection for farm products.
2. Methods of analyzing consumer preferences.
3. Relation of income to expenditure.
4. Situation and outlook studies.
5. Economic situation confronting California farms.
6. Parity price and parity income formulas.
7. Proposals for improved farm management practices.
8. Analysis of specialized farm organization.
9. Developments in cooperative marketing.
10. Evolution of economic policies to agriculture.
11. Potato precooling.
12. Value of sterilamps for killing bacteria.
13. Keeping qualities of dehydrated carrots.
14. Insect proof container projects.
15. Stem-end browning. Potatoes.
16. Packaging icing of sweet corn and broccoli.
17. Chilling injury of cold-sensitive vegetables.
18. Curing and storage methods of sweet potatoes.
19. Metabolic response of vegetables in storage.
20. Transit conditions of vegetables to arrival quality.
21. Protective pads under potato loads.
22. Bunching versus topping of root crops.
23. Proper lighting of tomato inspection tables.
24. Minimum grades of canning tomatoes.
25. Continuous cropping of lima beans.

26. Substitute bags for shipment of potatoes.
27. Gray-wall of shipping tomatoes.
28. Fumigation of tomatoes with methyl bromide.

J. Seed Certification

1. Snap bean seed production.
2. Foundation seed.
3. Surveys of cabbage and cauliflower seed fields.

K. Food Value

1. Biological value of carotene as a source of Vitamin A.
2. Effect of composition of the soil on the nutritive value of foods.
3. Rating of nutritional value of vegetable crops.
4. Efficiency of California vegetables. Food value per acre per man-hour.

L. Plant Growth and Development

1. Structure of celery and carrots.
2. Poor stands of summer planted potatoes.
3. Adaptation of sweet corn hybrids.
4. Suckering sweet corn. Yield to labor.
5. Time of planting cabbage. Yield and seed production.
6. Head removal versus splitting of heads on cabbage seed yield.
7. Loss of materials from onion tops and bulbs.
8. Depth of planting of potatoes.
9. Resistance to bolting of early cabbage.
10. Climatic response of broccoli. Adaptation to quick freezing.
11. Production of tomato plants by direct seeding.
12. Germination of dishrag gourd seed.
13. Dates of planting, cultural operations for condiment plants in California.
14. Morphological development of garlic.
15. Clonal lines of garlic.
16. Uneven germination and poor stands of carrots.

Section II

A. Plant Breeding

1. Corn disease studies.
2. Biochemical genetics of starch.
3. Biochemistry of pigment and vitamins in tomatoes.
4. First generation hybrid vigor.
5. Adaptation of new varieties.
6. Development of watermelons and cantaloupes resistant to mosaic.

B. Plant Nutrition

1. Fertilizer studies on row crops.
2. Manganese nutrition in plants.
3. Use of phosphate in synthesis of sugars and starch by plants.
4. Fertilizer experiments with methods of foliar diagnosis.
5. Maintenance of organic matter for vegetables.

C. Plant Diseases

1. Head lettuce selerotinia rot, June Yellows, big vein, mosaic and spotted wilt.
2. Potato diseases.

3. Carrot diseases.
4. Spinach diseases.
5. Garlic diseases.
6. Asparagus diseases.
7. Sweet potato diseases.

D. Pest Control Including Materials, Application Methods, Etc.

1. Herbicides in weed control.
2. Grasshoppers. History and habits.
3. Seed crops. Control of injurious insects.
4. New insecticides: DD, DDT, DDD, 666, 240, 1068, etc.
5. Insect baits and traps.
6. Studies on insects affecting vegetable crops.

E. Environmental Control

1. Investigations of surface climatology to plant and animal environments.

F. Processing and Engineering

1. Seed cleaning and processing.
2. Special harvesting equipment.
3. Pest control studies.
4. Engineering problems in processing California products.
5. Engineering efficiency studies of packing house operations.
6. Studies of reactions of driven wheels and tracks to soils.
7. Farm transportation problems.
8. Food acceptance studies.
9. Bacteriology of frozen foods.
10. Bacterial spoilage of canned foods.

G. Soils and Irrigation

1. Field and truck crops by expansion of field experiments.
2. Quality of products from irrigation practices.
3. Studies on root development. Field and truck crops.
4. Studies on penetration of irrigation water.
5. Effect of spacing and density of crop on quantity of water used.
6. Soil-moisture conditions on the nitrification of soils.
7. Studies on infiltration.
8. Expand sprinkler jet tests.
9. Oxygen-supplying power of soils in relation to soil moisture.
10. Land preparation for irrigation.
11. Economics of irrigation by sprinkling.
12. Cost of water and its application.
13. Drainage studies.

H. Crop Management and Marketing

1. Commodity and outlook studies.
2. Price analysis.
3. Marketing and distribution.
4. Farm organization and management.
5. Agricultural policy.
6. Incentive wages in truck crops.
7. Current planting information.
8. Comparative advantage with current outlook data.

9. Vegetable rotation experiments.
10. Handling of produce. Consumer packages.

I. Seed Certification

1. Snap-bean seed production.

J. Food Value

1. Spectrophotometric methods to carotene, pigments, vitamins, etc.

K. Plant Growth and Development

1. Physiological breakdown of vegetables.
2. Injury or stimulation of vegetable plants by insecticides on fungicides in pest control.

AGRICULTURAL RESEARCH OF THE UNITED STATES DEPARTMENT OF AGRICULTURE IN THE STATE OF CALIFORNIA

Introduction

This report lists the active research of the United States Department of Agriculture on the production, processing, and distribution of agricultural commodities being conducted in California.

The following listing incorporates the active research being done by the Bureaus of Agricultural and Industrial Chemistry, Animal Industry, Dairy Industry, Entomology and Plant Quarantine, Human Nutrition and Home Economics, and Plant Industry, Soils and Agricultural Engineering of the Agricultural Research Administration. In addition to the listings of all research by the Agricultural Research Administration in California, are included listings of research conducted by the Farm Credit Administration, the Office of Foreign Agricultural Relations, and the Soil Conservation Service.

Reports covering research by the Bureau of Agricultural Economics, the Production and Marketing Administration, and the Forest Service, because of its extensive volume and bulk, are not listed herewith but are submitted as separate volumes to Part II of this report.

A. Agricultural and Industrial Chemistry

1. Methods for the processing and preservation of packaged dates.
2. Processing of citrus juices and their preservation by quick freezing.
3. Processing of standardized single strength canned juices from California and Arizona grapefruit.
4. Isolation and identification of oils, fats, waxes and flavoring constituents from California and Arizona grapefruit.
5. Development of methods for the determination of glycosides in citrus juices.
6. Studies of respiration and respiratory enzymes.
7. Investigation of bitter principles in oranges.

B. Bureau of Animal Industry

1. Breeding improvement of sheep.
2. Proving of certain rams from the Dubois station flocks.
3. Improving hatchery supply flocks for egg production.
4. Growth and rate of feathering.
5. The control of pullorum disease.

C. Bureau of Entomology and Plant Quarantine

1. Control investigations:
   a. Tests to determine the effect of insecticidal materials.
   b. Testing of a wide range of new materials to determine their toxicity to insects.
   c. Metallic compounds of nicotine and of synergists to increase the effectiveness of nicotine.
2. Biological control of Klamath Weed:
   a. Introduction of its natural enemies from Australia.
3. Bee culture:
   a. Insect pollination, pollen-gathering and nectar-gathering by bees.
   b. Behavior of the Honey Bee toward DDT.
   c. Apiary management.
4. Fruit insect investigations:
   a. Investigations of relation of insects to transmissions of peach mosaic:
      (1) Insect vectors of peach mosaic, a virus disease of stone fruits particularly destructive to peach.
      (2) List of suspect insects which probably includes the insect or insects responsible for the transmission of this disease.
      (3) To determine just when and how transmission occurs in nature, and to develop effective control measures.
   b. Investigations of dried fruit insects:
      (1) Cold storage exposures on infestations in dried fruits.
      (2) Biology and control of a number of pests of dried fruits.
      (3) Field infestation of dates.
   c. Investigations of citrus and other subtropical fruit insects:
      (1) California red scale.
      (2) Blower equipment materials that are more or less gas-tight.
      (3) Equipment for exhausting the gas at the end of the exposure period.
5. Tomato insect investigations:
   a. Tomato pinworm, tomato fruitworm, and the tomato russet mite.
   b. Relative toxicity and control value of various insecticides against the tomato fruitworm and tomato pinworm.
   c. Avoidance of harmful or objectionable residues.
   d. Applications of insecticides necessary to obtain maximum control.
   e. Comparisons of diluents, strength, and dosages for insecticides.
   f. Value of picking practices which may aid in the control of the tomato fruitworm.
   g. Biology and habits of the insects.
6. Onion insects investigations:
   a. Insecticidal control measures for the onion thrips.
   b. Sweetening agents, and other conditioning agents.
   c. Timing of applications and the distribution of insecticides on onion plants.
   d. The influence of temperature, irrigation and weather on the seasonal abundance of the onion thrips.

7. Wireworms affecting vegetables:
   a. The effect on wireworm abundance of various cover crops.
   b. Effectiveness of various insecticides for wireworm control.
   c. Soil fumigants, soil insecticides, repellents, and various salts for use in soil and in irrigation water.
8. Incidental insect problems:
   a. Cabbage aphid.
   b. New insecticides such as hexaethyl tetraphosphate for the control of cabbage aphid.
   c. Pepper weevil: The control of the pepper weevil with DDT.
   d. Lygus bugs on lima beans: Control of Lygus bugs on lima beans by the use of DDT.
   e. Emergency survey of truck crop insects and control requirements: Extent and distribution of insect infestations on truck crops; availability of insecticides and equipment needed for the control of these insects.
   f. Chemical investigations of problems relating to the control of the California red scale.
   g. Chemical investigations on fumigants for control of insect pests.
9. Forest insect investigations:
   a. Biology and means of control of tree-killing barkbeetles, western pine beetle and the mountain pine beetle.
10. Hessian Fly as a pest of wheat and barley:
   a. Control by cultural measures and the development of resistant varieties of wheat and barley.
   b. Development of better varieties for commercial use in California. Two good fly-resistant wheats have been produced.
   c. Fly-resistance tests of new wheats and barleys.
   d. Varieties of wheat resistant to the strawworm and joint worm.
11. Grasshoppers:
   a. Habits, ecology, distribution and abundance of grasshoppers.
   b. Efficiency of different poison bait ingredients and insecticides, in relation to their control.
   c. Control operations and the testing against grasshoppers of new poisons and insecticides.
12. Pea aphid as a pest of alfalfa:
   a. Development of resistant varieties of alfalfa.
   b. Effectiveness of cultural measures of control.

D. Bureau of Human Nutrition and Home Economics

1. Research in housing, household equipment, family economics problems and other phases of home economics research.
2. Study of the use of kitchen utensils.
3. Methods of food preparation.
4. Menus in farm homes.

E. Bureau of Plant Industry, Soils and Agricultural Engineering

1. Cereal crops and diseases:
   a. Investigations on the production and breeding of rice at the Biggs Field Station, Biggs.

b. Investigations on the breeding, improvement, and disease control of wheat, oats, barley, and flax at University Farm, Davis, California.
c. Handling of water and fertilization of the crop now in use by the California rice growers.
d. New rust and smut resistant varieties of wheat have been developed.
e. Baart 38 and White Federation 38.
f. Improved barley and oat varieties.

2. Cotton research:
a. Researches and experiments designed to increase efficiency of production and to improve the quality of cotton.
b. Genetic researches and breeding varieties, new strains, hybrids and species of cotton.
c. High yielding strains with desirable plant characters (strong stalks, rapid fruiting, large bolls, storm resistant, easy picking), resistant to disease and insects and producing fiber and seed of improved quality.
d. Spinning tests.
e. Cultural, irrigation, rotation and fertilizer experiments.
f. Supplies of pure seed made available each year for increase and distribution.
g. Cotton diseases and cotton insect studies.
h. Rotation and fertilizer experiments.
i. Testing material designed to control nematode and other pests.
j. Genetic, cytogenetic and taxonomy.
k. Cotton breeding and improvement program.

3. Drug and related plants:
a. Red squill and cinchona.
b. Test plantings of a number of strains to determine survival.
c. Improved stock and tests for adaptation to the various soil types.
d. Poppies to improve varieties through breeding and to test their adaptation to the soil and climate.
e. Condiment plants in with coriander varieties.

4. Forage crops:
a. New diseases such as the alfalfa root rot caused by Rhizoctonia solani.
b. Selections for resistance to this and other diseases are being made. Two new varieties adapted to the Southwest. Indian and African alfalfas.
c. Stem nematode problem.
d. Breeding materials, including strains resistant to the bacterial wilt disease.
e. Other forage crops: Adaptation studies with new winter annual legumes, seed of grass species and strains for testing under California conditions, seed of Rose clover and Dixie Crimson clover for adaptation tests, and clones of Ladino clover as part of a broad cooperative improvement program.

5. Forest pathology:
a. Research work on diseases of forest and shade trees.

b. White pine blister rust, root diseases of conifers, heart rots, fire damage studies, cypress canker, and chestnut blight.

6. Fruit and vegetable crops:
   a. Breeding of peaches, apricots, plums, and pears.
   b. Development of improved stone fruits for fresh market, canning, drying and other use.
   c. Production and breeding of almonds, walnuts, and other nut crops.
   d. Breeding of almonds for improved market quality and disease and insect resistance.
   e. Walnut pollination and other phases of production of nut crops.
   f. Grape production, breeding and disease investigations.
   g. Root stocks for grapes, breeding of grapes for improved table use, raisin or wine making.
   h. Investigations on grape nutrition, deficiency diseases and other factors of grape production.
   i. Investigations on grape rootstocks.
   j. Handling, transportation, and storage of fruits and vegetables.
   k. Effect of temperature, type of package, methods of car loading, precooling, and other factors in handling and shipping on carrying quality of fruits and vegetables in the central California area.
   l. Storage, handling and transportation investigations with citrus fruits, dates, and other subtropical fruits.
   m. Harvesting, packing, storing, shipping of citrus fruits, maturity and processing studies on dates and related activities.
   n. Breeding of lettuce, melons, carrots. Breeding of melons of various types for disease resistance, breeding to secure better type and disease resistance lettuce, improved varieties of carrots for the Southwest.
   o. Virus diseases of peaches and other stone fruits in the Southwest.
   p. Cause, the vector, and practical control measures of peach mosaic and other virus of virus-like diseases of stone fruits.
   q. Date varieties and culture. Variety tests of dates, determination of climatic requirements of various varieties, pollination, pruning, fertilization, irrigation, and other factors influencing date production.
   r. Onion and potato breeding programs.
7. Functional and housing requirements of livestock:
   a. Functional and housing requirements of livestock in the warmer climates.
8. Plant introductions:
   a. Required procedure for the introduction of the stone fruits.
   b. Federal quarantine laws, quarantine laws of the State of California, procedure of introduction of new varieties from abroad into that State.
9. Rubber plant investigations:
   a. Breeding investigations on guayule. Wild strains of guayule and their study under cultivation.

b. New types of guayule with better growth characteristics and higher yield.
c. Investigation of rubber production from krim- and tau-saghyz.

10. Soils, fertilizers, and irrigation.

F. United States Regional Salinity Laboratory

1. Reclamation methods and crop production on saline and alkali soils. Cover crop production problems on alkali and saline soils in the entire western region.
2. Salinity conditions inhibiting or limiting to plant growth.
3. Salt tolerance of individual crop plants.
4. The conditions under which plants will grow in a saline environment.
5. Physical, chemical and biological properties of alkali and saline soils.
6. The relation of quality and concentration of saline salts to soil properties and plant responses.
7. Methods of reclamation and management of saline and alkali soils.

G. United States Rubidoux Laboratory

1. Investigations on the quality of irrigation and drainage waters.
2. Sampling irrigation and drainage waters.
3. Analyses of the water samples for total quantity of dissolved salts.
4. Relative proportion of the individual types of dissolved salts.
5. Boron studies and surveys.

H. United States Yuma Field Station

1. Improvement of crop production under irrigation in the Lower Colorado River Basin area.
2. Crop adaptation, crop rotations, fertilizer practices under irrigation, water use by crop plants and other studies which appertain to crop production problems of the area.

I. Studies on Proposed New Irrigation Projects

1. Soils and crop production problems which will be encountered by reclamation of lands in the Coachella Valley and Imperial East Mesa.

J. Analyses of Soils From the Sacramento Valley

1. Study of some soil areas in the northern part of the Sacramento Valley. Laboratory analyses of soils from the area. Soil types as an aid in estimating their potential productivity and suitability for future agricultural development.
2. Sugar beets:
   a. Breeding for resistance to curly top.
   b. Breeding for rust and downy mildew resistance and for non-bolting.
   c. Nature of curly top virus.
   d. Plant succession studies to reduce sugar beet curly top losses to prevent early, heavy beet leaf hopper influx.
   e. Improvement of cultural practices:
      (1) Evaluation tests of new curly top resistant introductions in western United States.

(2) Seed production in established sugar beet seed growing districts.
(3) Preventing of "harmful" nitrogen compounds in sugar beets to improve sugar recovery.

3. Cotton planting seed associations:
   a. Study to develop factual data to assist farmers, cooperatives, and others in determining the best methods of organizing, operating, and financing cooperative associations engaged in the production and distribution of cotton planting seed.
4. Coordination of cooperative purchasing in California:
   a. Cooperative purchasing activities of farmers' cooperatives in California. Suggestions for coordinating and developing.
5. Cooperative cottonseed oil mills:
   a. Organization, operation, and financial status of cooperative cottonseed oil mills in the United States.
   b. To make a comparative analysis of the operations of cooperative cottonseed oil mills.
   c. To study the methods of organization, operation, and financing now employed by cooperative cottonseed oil mills.
   d. Evaluating their effectiveness and determining how they can be improved upon.
   e. To determine the relative efficiency of cottonseed mills using hydraulic press, expeller, and solvent extraction equipment.
6. Methods of sale of the California Fruit Growers Exchange:
   a. Determine the practicability of making both auction and private sales in auction market areas.
   b. To determine the effect of such a dual sales program on prices, methods, marketing costs, and internal and external operation of the Exchange.

K. *Research of the Soil Conservation Service in the State of California*

1. To devise systems of land use and management under conditions of which California is representative which will provide permanent protection against soil and water losses and give regular economic returns with a minimum consumption of water and labor.
2. Studies of winter ground covers and associated mulches to control erosion.
3. Deep-rooted permanent ground covers capable of stabilizing soil and slope by root penetration.
4. Evaluation of woody hillculture crops and pertinent cropping methods on the soils of the interior section of Southern California.
5. Woody perennial plants on unirrigated or sparsely irrigated lands in coastal sections of Southern California.
6. Hill mechanics with special reference to specialized implements and the technique of their use.
7. Hill mechanics with special reference to specialized implements and the technique of their use.
8. Measurements of the effectiveness of cultural practices at the Somis Experimental Farm, Somis, California:

a. Effectiveness of cultural practices in controlling soil and water losses on dry-farm hill lands in the coastal section of Southern California.

9. Erosion-control investigations on grain land in California:
   a. Practicable methods for erosion control on grain lands in California, largely through the use of crop residues.
10. Studies of the mechanics of transportation of sediment by water:
   a. Experimental study of turbulence in an open channel and its effect on sediment suspension and transportation.
11. Studies of stratified flow in reservoirs in relation to the transportation of sediment by water:
   a. Fundamental mechanics underlying the hydraulic phenomena involved in soil erosion and soil erosion control.
12. Stability of natural sediments under locally concentrated attack of flowing water:
   a. Evaluate the resistance of natural sediments to scour hole formation.
13. Hydraulic design of baffle-type energy dissipators for outlets from sluice gates, pipes, or chutes:
   a. Improvement of the hydraulic performance of various baffle-type structures so as to decrease their cost and increase their dependability.
14. Efficiency of irrigation methods for different problem areas:
   a. Water application efficiencies and their relation to irrigation methods.
   b. Better and more economical methods of applying irrigation water.
15. Evaporation, transpiration, and seepage losses affecting irrigation practices:
   a. Planning reservoir storage for irrigation enterprises.
   b. Factors affecting evaporation from water surfaces.
   c. Ratios or correction coefficients for various types of evaporation pans now in use by different agencies.
   d. All reliable evaporation records with related data that are available in the southwestern United States.
16. Studies of irrigation practices as they affect water supplies:
   a. The influence of various irrigation practices on agriculture in the San Fernando Valley.
17. Formulation of irrigation water balance sheets for selected areas:
   a. Better methods of distribution and use.
   b. Utilizing selected surface areas for waterspreading.
   c. Devise ways and means by which water now wasted may be conserved for beneficial use.
18. Pumping for irrigation:
   a. Practical and economic phases of pumping for irrigation.
   b. Methods and cost of well drilling and operation.
   c. Relation of diameter of casing to yield, types of casings, etc.

19. Flow of water in ditches, pipes and other irrigation conduits:
    a. Carrying-capacity elements of water conduits.
20. Lining of irrigation canals and ditches:
    a. Lining as applied to irrigation canals and ditches.
    b. Cleaning and maintenance of canals and ditches.
    c. Methods of ridding canals and ditches of impediments to the carriage of water.
    d. Methods of remedying existing bad conditions on canal systems.
21. Snow surveys and irrigation water supply forecasts:
    a. Practical forecasting of seasonal water supplies for irrigation.
    b. Snow surveys and irrigation water supply forecasting in the arid portions.
22. Storage of water underground for irrigation:
    a. Rate of percolation of water through the various types of soils.
    b. Stimulation of percolation due to root action.
    c. Effect the fluctuating water-table has on the rate of percolation.
    d. Extent to which silty water affects percolation.
23. Studies of ground-water depletion:
    a. Characteristics of the ground-water basin.
    b. Policing or controlling withdrawal of ground water beyond specified limits.
24. Broad study of extent of drainage problems connected with irrigation practices:
    a. Need for drainage on irrigated areas, present engineering practices.
    b. Methods of operation and maintenance; costs of drainage; drainage for alkali removal and control; failure of irrigation enterprises.
25. Studies of needs, methods and practices for the rehabilitation of irrigation and drainage enterprises.
26. Studies of customs, regulations and laws affecting farm irrigation and drainage.
27. Adaptability of irrigation enterprise organization to future development.

SUPPLEMENT TO THE

REPORT ON AGRICULTURAL RESEARCH IN CALIFORNIA

Presented to the
GOVERNOR
and
THE FIFTY-SEVENTH REGULAR SESSION
of the
CALIFORNIA LEGISLATURE
by
THE AGRICULTURAL RESEARCH STUDY COMMITTEE

AGRICULTURAL RESEARCH OF THE UNITED STATES DEPARTMENT OF AGRICULTURE, AGRICULTURAL RESEARCH ADMINISTRATION

Bureau of Agricultural and Industrial Chemistry
Western Regional Research Laboratory, Albany, California

INTRODUCTION

The Western Regional Research Laboratory, operating under general supervision of the Department of Agriculture, was primarily established for the purpose of conducting research work on fruits and vegetables. While many of the efforts of the laboratory were directed towards specific wartime problems, during the last several years much work has been done which has generally benefited agricultural producers in California as well as in other states.

The laboratory is particularly well equipped to develop agricultural by-products. This type of work is most beneficial to many California industries which find their way into markets in processed or semi-processed form, usually resulting in by-products materials.

There is attached a list of the projects currently under way at the Regional Laboratory which relate directly to agricultural industries of this State. It is recommended that greater use be made of the laboratory and that its operations be closely coordinated with research work of the University of California.

A. Alfalfa Utilization Investigations

1. Dehydration:
   a. Alfalfa meal standards.
   b. Alfalfa dehydration plants.
2. Extraction, stabilization, analysis of chloroplast pigments and other constituents:
   a. Stabilization of carotene in oil solutions.
   b. Analysis for carotene isomers.

B. Fruit Utilization Investigations

1. Freezing preservation:
   a. Fruit purees.

b. Velva fruit.
c. Pie fruits.
d. New pie pack.
e. Freezing technique for Italian prunes.
f. A new antioxidant.
g. Coliform organisms in orange juice.
h. Blanching and cooling.
i. Experimental centrifugal deaerator.

2. Dehydration:
   a. Spray drying.
   b. Drying rates of raspberries.
3. Pectin:
   a. Production of low-methoxyl pectin by a new method.
   b. Utilization of apple thinnings.
   c. Chemical and physical studies on pectin.
   d. Jellied fruit salad.
   e. Pectin fibers and films.
4. Protein- and vitamin-rich food or feed supplements:
   a. Torula yeast investigations.
5. Enzyme preparations:
   a. Pectic enzymes.
   b. Amylase and maltase in orange peel.
6. Isolation, analysis, and characterization of constituents:
   a. X-ray analysis of sodium pectate.
7. Ascorbic acid from walnut hulls:
   a. Vacuum concentration of hull extracts.

C. Poultry Utilization Investigations

1. Dehydrated egg studies:
   a. Effect of acidification.
   b. Components responsible for loss of palatability.
   c. Vapor pressure of egg powders.
   d. Color changes during storage.
   e. Antioxidants for egg oil.
   f. Salt soluble fluorescence test.
   g. Raw materials.
   h. Moisture content.
   i. Free fatty acid analysis.
2. Freezing preservation:
   a. Resazurin test.
3. Lysozyme from egg white:
   a. New isolation method.
   b. Crystallographic properties.
4. Fibers, plastics, and adhesives from egg and feather (keratin) proteins:
   a. Physical properties of dispersed feather keratin.
   b. Fiber stretching and curing.
5. Isolation, analysis, and characterization of constituents:
   a. Effect of dry heat on proteins.
   b. Surface area of egg albumin.

D. Vegetable Utilization Investigations

1. Dehydration:
   a. Storage studies.
   b. Leaching losses.
   c. Standard samples for ascorbic acid tests.
   d. Estimation of water-soluble "brown" color.
   e. Density and mushiness in white potatoes.
   f. Spray drying.
   g. Rotary peeler.
   h. Thermal properties of dehydrated vegetables.
   i. Dielectric properties of dehydrated carrots.
   j. Vitamin A analysis.
2. Freezing preservation:
   a. Frozen corn.
   b. Frozen peas.
   c. Off flavors in frozen peas.
   d. Frozen tomato juice.
   e. Coliform bacteria in frozen vegetables.
3. Juice concentrates from vegetable wastes for use in the production of antibiotics and enzyme preparations:
   a. Subtilin.
   b. Gramicidin.
4. Isolation, analysis, and characterization of constituents:
   a. Spectrographic analysis.

E. Wheat Utilization Investigations

1. Industrial non-food uses of gluten:
   a. A gluten-glycerol rubberlike product.
2. Glutamic acid.
3. Gluten sulfate:
   a. Improved production process.
   b. Chemical studies.
4. Ergot alkaloids from fungi grown on wheat.
5. Isolation, analysis, and characterization of constituents:
   a. Gluten protein composition.

F. Western Hemlock Bark Utilization Investigations

MEMBERS EXCUSED TO ATTEND COMMITTEE MEETING

Mr. Dickey asked for, and was granted, unanimous consent that the members of the Committee on Rules be excused, at this time, 11.17 a.m., for a meeting in the post office.

REQUEST FOR UNANIMOUS CONSENT

Mr. Anderson asked for, and was granted, unanimous consent to take up Assembly Bill No. 62, at this time, without reference to committee or file.

CONSIDERATION OF ASSEMBLY BILL NO. 62

Assembly Bill No. 62—An act to add Section 4041n to the Political Code, and Section 25660 to the Government Code, relating to the powers and duties of county boards of supervisors, declaring the urgency of this act and providing that it shall take effect immediately.

Bill read second time, and ordered engrossed.

COMMUNICATIONS

By the Chief Clerk:

The following communications were received, read, and ordered printed in the Journal:

ASSEMBLY CHAMBER, SACRAMENTO, January 8, 1947

MR. SPEAKER: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Concurrent Resolution No. 5—Relative to approving certain amendments to the charter of the City of Fresno, in the County of Fresno, State of California, voted for and ratified by the electors of the city at a special election held therein on the fifth day of November, 1946;

And reports that the same has been correctly enrolled, and presented to the Secretary of State on the eighth day of January, 1947, at 5 p m.

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly

ASSEMBLY CHAMBER, SACRAMENTO, January 9, 1947

MR. SPEAKER: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 62

And reports the same correctly engrossed

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly

Above reported bill ordered to third reading.

RESOLUTION TO SUSPEND CONSTITUTIONAL PROVISION

The following resolution was offered:

By Mr. Anderson:

Resolved, That Assembly Bill No. 62 presents a case of urgency, as that term is used in Article IV, Section 15, of the Constitution, and the provision of that section requiring that the bill be read on three several days in each house is hereby dispensed with, and it is ordered that said bill be read the third time, and placed upon its passage.

Resolution read.

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

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Burke, Burns, Butters, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Waters, and Wollenberg—65.

NOES—None.

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

Assembly Bill No. 62—An act to add Section 4041n to the Political Code, and Section 25660 to the Government Code, relating to the powers and duties of county boards of supervisors, declaring the urgency of this act and providing that it shall take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Burke, Burns, Butters, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Waters, and Wollenberg—65.

NOES—None.

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

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Burke, Burns, Butters, Clarke, Collier, George D Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M Philip Davis, Debs, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Robertson, Rosenthal, Sherwin, Sillman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Waters, and Wollenberg—65.

NOES—None.

Bill ordered transmitted to the Senate.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

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

Assembly Bill No. 93: By Mr. Sherwin—An act to amend Sections 2024 and 2186 of the Welfare and Institutions Code, relating to aid to the aged.

Referred to Committee on Social Welfare.

Assembly Bill No. 94: By Messrs. Beck and Clarke—An act to amend Section 92.1 of the Agricultural Code, relating to the allocation of state money to county and district fairs, declaring the urgency of this act, to take effect immediately.

Referred to Committee on Agriculture.

Motion to Place Rush Order on the Printing of Assembly Bill No. 94

Mr. Beck moved that a rush order be placed upon the printing of Assembly Bill No. 94.

Motion carried.

ANNOUNCEMENT

Mr. Ralph C. Dills announced that a luncheon will be held this noon in the Jubilee Room of the Hotel Senator for the members of the Los Angeles Delegation and urged everyone's attendance.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

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

Assembly Bill No. 95: By Messrs. McCollister and Wollenberg—An act to amend Section 699.5 of the Military and Veterans Code, relating to assistance to veterans.

Referred to Committee on Military Affairs.

Assembly Bill No. 96: By Mr. Allen—An act to repeal Chapter 1, comprising Sections 4500 to 4561, inclusive, of Division 7 of the Elections Code, relating to candidates campaign expenses.

Referred to Committee on Elections and Reapportionment.

RESOLUTIONS

The following resolution was offered:

By Messrs. Doyle and Dunn:

House Resolution No. 21

Resolved by the Assembly of the State of California, That the Chief of the Buildings and Grounds Division be authorized and directed to install an electric clock (similar to one in the Senate Chamber) in the Assembly Chamber, and be it further

Resolved, That the sum of _____ dollars ($_____) be appropriated out of the Contingent Fund of the Assembly to pay the cost of such installation.

Resolution read, and referred to Committee on Rules.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

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

Assembly Bill No. 97: By Messrs. Lowrey, Clarke, Erwin, Gaffney, Brown, Burns, Butters, Crichton, Lester T. Davis, Grant, Heisinger, James, Johnson, Loomis, Thompson, Thorp, and Thurman—An act to repeal Article 3 and to amend the headings of Articles 3a and 5 of Chapter 1, to amend the chapter headings of Chapters 2 and 3 of, and to add Chapters 2 and 7 to, Division 3 of the Agricultural Code, relating to animals, including provisions respecting the marking, branding, transportation, sale, slaughter, inspection, ownership, theft, or loss thereof and providing for the administration and enforcement of such provisions.

Referred to Committee on Livestock and Dairies.

Assembly Bill No. 98: By Messrs. Lowrey, Beck, M. Philip Davis, Anderson, Brown, Burke, Burns, Clarke, Cooke, Cramer, Crichton, Lester T. Davis, Debs, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Erwin, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinton, Hollibaugh, James, Kilpatrick, Loomis, Lyons, McCollister, McMillan, Miller, Mrs. Niehouse, Messrs. Price, Rosenthal, Sheridan, Thompson, Thorp, and Wollenberg—An act to add Chapter 1.5 to Division 3 of the Education Code providing for school district public works and making an appropriation therefor, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Education.

RESOLUTIONS

The following resolution was offered:

By Mr. Geddes:

House Resolution No. 22

Relative to installing sand-filled urns in the halls of the Capitol

WHEREAS, The halls of our stately and beautiful Capitol are frequently rendered most unsightly due to an accumulation of discarded remnants of cigarettes and other waste material, especially during legislative sessions when the traffic flow is heavy; and

WHEREAS, We feel that this condition detracts greatly from the appearance of this building in which we take great pride; now, therefore, be it

Resolved by the Assembly of the State of California, That the Superintendent of Buildings and Grounds is hereby directed to install at intervals through the halls of the Capitol suitable sand-filled urns for use as receptacles to correct the situation mentioned herein.

Resolution read, and referred to Committee on Rules.

REQUEST FOR UNANIMOUS CONSENT TO PRINT EXCERPT FROM THE FRESNO BEE

Mr. Crichton asked for unanimous consent that an excerpt from the Fresno Bee be ordered printed in the Journal.

Mr. Dunn withheld unanimous consent.

Excerpt ordered referred to Committee on Rules.

RESOLUTIONS

The following resolutions were offered:

By Messrs. Ralph C. Dills, Crichton, McCollister, Thorp, and Thomas:

House Resolution No. 23

Relative to the creation of the Assembly Committee on Interstate Cooperation

Resolved by the Assembly of the State of California, As follows:

1. The Assembly Committee on Interstate Cooperation is hereby created and authorized and directed to ascertain, study and analyze all facts relating to cooperation between this State and the other states and with the Federal Government and to make recommendations thereon for the appropriate legislation.

2. The committee shall consist of the same five Members of the Assembly who are members of the committee created by Section 8001 of the Government Code, as they are appointed from time to time, and shall have the same chairman

3. The committee is authorized to act during this session of the Legislature, including any recess, and after final adjournment until the commencement of the next regular general session, with authority to file its final report not later than the fifteenth legislative day of the next regular general session

4 The committee and its members shall have and exercise all of the rights, duties and powers conferred upon investigating committees and their members by the provisions of Joint Rules of the Senate and Assembly and of the Standing Rules of the Assembly as they are adopted and amended from time to time, which provisions are incorporated herein and made applicable to this committee and its members

Until the adoption of Joint Rules at this session, the Joint Rules of the last preceding regular session are incorporated herein and made applicable to this committee and its members.

5 The committee, and any subcommittee when so authorized by the committee, may meet and act without as well as within the State of California, and is authorized to leave the State in the performance of its duties

6. The sum of three thousand five hundred sixty-eight dollars and fifty-five cents ($3,568 55) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Assembly for the expenses of the committee and its members and for any charges, expenses or claims it may incur under this resolution, to be paid from the said contingent fund and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read.

Request for Unanimous Consent

Mr. Ralph C. Dills asked for unanimous consent to take up House Resolution No. 23, at this time, without reference to committee or file.

Mr. Field withheld unanimous consent.

Resolution ordered referred to Committee on Rules.

By Mr. Anderson:

House Resolution No. 24

Relative to distribution of California Blue Book

WHEREAS, The State Printer has compiled, published and distributed a State Blue Book; and

WHEREAS, It is fitting that the Members of the Assembly should receive copies of the State Blue Book in order that they and their constituents may be better acquainted with the information therein contained; and

WHEREAS, A number of members have been elected to the Fifty-seventh Legislature of California who were not Members of the Fifty-sixth Legislature, and who have not received copies of the State Blue Book, now, therefore, be it

Resolved by the Assembly of the State of California, That the Chief Clerk of the Assembly is authorized to deliver to the Members of the Fifty-seventh Legislature copies of the State Blue Book as follows: To each Member of the Assembly who was not a Member of the Fifty-sixth Legislature, 10 copies, and to each Member of this Assembly who was also a Member of the Fifty-sixth Legislature, upon his written request to the Chief Clerk, five copies

Request for Unanimous Consent

Mr. Anderson asked for, and was granted, unanimous consent to take up House Resolution No. 24, at this time, without reference to committee or file.

Resolution read.

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

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Stanley, Stewart, Thomas, Thompson, Thorp, Waters, and Wollenberg—70.

NOES—None.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bill was introduced, and read the first time:

Assembly Bill No. 99: By Mr. Silliman—An act to amend Section 737nn of the Political Code, relating to the salaries of judges of the superior court.

Referred to Committee on Judiciary.

REPORTS OF STANDING COMMITTEES

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, January 9, 1947

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

Senate Concurrent Resolution No. 4

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

DICKEY, Chairman

Above reported resolution ordered on file for adoption.

REQUEST FOR UNANIMOUS CONSENT

Mr. Clarke asked for, and was granted, unanimous consent to take up Senate Concurrent Resolution No. 4, at this time, without reference to file.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 4

Senate Concurrent Resolution No. 4—Relative to the continuance of the Joint Legislative Committee on Agriculture and Livestock Problems created by Resolutions Chapter No. 141 of the Fifty-sixth Regular Session.

Resolution read.

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

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Rosenthal, Sheridan, Sherwin, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Waters, Weber, and Wollenberg—70.

Resolution ordered transmitted to the Senate.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

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

Assembly Constitutional Amendment No. 3: By Mrs. Niehouse—A resolution to propose to the people of the State of California an amendment to the Constitution of the State by amending Section 1¼ of Article XIII, relating to exemption from taxation on account of military service.

Referred to Committee on Constitutional Amendments.

Assembly Bill No. 100: By Mrs Niehouse, Messrs. McCollister, Luckel, and Cramer—An act to amend Sections 971 and 992.1 of the Military and Veterans Code, relating to assistance to families of deceased veterans.

Referred to Committee on Military Affairs.

Assembly Bill No. 101: By Mrs Niehouse—An act relating to the definition of "veteran."

Referred to Committee on Military Affairs.

Assembly Bill No. 102: By Messrs Brown and Sheridan—An act to amend Section 402a of the Civil Code. and Section 3305 of the Corporations Code, relating to service of summons or process against certain corporations.

Referred to Committee on Judiciary.

Assembly Bill No. 103: By Mr. Brown—An act to amend Section 1161 of the Code of Civil Procedure, relating to unlawful detainer.

Referred to Committee on Judiciary.

Assembly Bill No. 104: By Messrs. Fletcher and Grant—An act to amend Section 10 of the Municipal Court Act of 1925, relating to the constitution of said court and the judges, clerks, marshals and attaches thereof.

Referred to Committee on Judiciary.

Assembly Bill No. 105: By Messrs Fletcher and Grant—An act to amend Section 10a of the Municipal Court Act of 1925, relating to clerks and attaches.

Referred to Committee on Judiciary.

Assembly Joint Resolution No. 6: By Mr. George D. Collins—Relative to memorializing Congress to propose an amendment to the Constitution of the United States to provide for an election in the event the party of the President loses control of either house of Congress during his term in office.

Referred to Committee on Constitutional Amendments.

Assembly Bill No. 106: By Mr. Maloney—An act to amend Section 1001 of the Government Code, relating to civil executive officers.

Referred to Committee on Judiciary.

COMMUNICATIONS

By the Chief Clerk:

The following communications were received, read, and ordered printed in the Journal:

ASSEMBLY CHAMBER, SACRAMENTO, January 9, 1947

MR. SPEAKER: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Concurrent Resolution No. 6—Relative to the memory of Andrew L. Pierovich;

And reports that the same has been correctly enrolled, and presented to the Secretary of State on the ninth day of January, 1947, at 11 a m

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly

ASSEMBLY CHAMBER, SACRAMENTO, January 9, 1947

MR. SPEAKER. Pursuant to your instructions, the Chief Clerk has examined:

Assembly Concurrent Resolution No. 7—Relative to approving the new charter of the City of Santa Monica, California, which was submitted to the qualified voters of said city and voted for and ratified by them at an election held on the fifth day of November, 1946;

And reports that the same has been correctly enrolled, and presented to the Secretary of State on the ninth day of January, 1947, at 11 a.m

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly

ASSEMBLY CHAMBER, SACRAMENTO, January 9, 1947

MR. SPEAKER: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Concurrent Resolution No. 1—In tribute to John B. Pelletier;

And reports that the same has been correctly enrolled, and presented to the Secretary of State on the ninth day of January, 1947, at 11 a.m.

ARTHUR A OHNIMUS, Chief Clerk of the Assembly

ANNOUNCEMENT BY SPEAKER

Acting Speaker Wollenberg announced that in order for members to qualify for per diem living expenses, it will be necessary to be recorded on at least one roll call during the day, or to be excused.

ANNOUNCEMENT OF COMMITTEE MEETINGS

It was announced that the following committee would hold a meeting:

At 3 p m. in Committee Room—

Rules.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, January 9, 1947

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

Assembly Concurrent Resolution No. 8
Assembly Concurrent Resolution No 2

J. A. BEEK, Secretary of the Senate
By C. V TAYLOR, Assistant Secretary

Above resolutions ordered enrolled.

EXPLANATION

During the introduction of Assembly Bills Nos. 68 to 79, inclusive, I was in the Senate Chamber but had I been on the Assembly floor I would have been a co-author on these veterans bills

GORDON R HAHN

GUESTS EXTENDED PRIVILEGE OF ASSEMBLY FLOOR

On request of Mr. Thomas and the Los Angeles Delegation, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to George Moore of Los Angeles.

On request of Mr. Dolwig, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Richard Bender of Redwood City.

On request of Mr. Maloney, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Judge Paul Peek of Sacramento.

On request of Mr. Ralph C. Dills, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Buck Dills and E. E. Van Huss of Weirfield, Kansas.

On request of Mr. Brady, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Joseph Bender of San Francisco.

ADJOURNMENT

At 11.59 a.m., on motion of Mr. Dickey, the Speaker declared the Assembly adjourned until 10 a.m., Friday, January 10, 1947.

SAM L. COLLINS, Speaker

GERALDINE B. HADSELL, Minute Clerk

CALIFORNIA LEGISLATURE
FIFTY-SEVENTH (GENERAL) SESSION

ASSEMBLY DAILY JOURNAL

FIFTH LEGISLATIVE DAY
FIFTH CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO
Friday, January 10, 1947

The Assembly met at 10 a.m.
Hon. Sam L. Collins, Speaker of the Assembly, presiding.
Chief Clerk Arthur A. Ohnimus at the desk.

ROLL CALL

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

Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Sillman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr Speaker—78.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. Raymond Renwald:

The Lord is nigh to all them who call upon Him; to all who call upon Him in truth My mouth shall speak the praise of the Lord: and let all flesh bless His Holy Name Come, O Lord, and do not delay; forgive the sins of Thy people and help them in their present difficulties —AMEN.

READING OF THE JOURNAL DISPENSED WITH

On motion of Mr. Caldecott, further reading of the Journal of the previous legislative day was dispensed with.

LEAVES OF ABSENCE FOR THE DAY

The following member was granted leave of absence for the day, because of illness:

Mr. Knight, on motion of Mr. Stewart.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

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

Assembly Bill No. 107: By Mr. Lyons—An act to amend Section 58 of the California Unemployment Insurance Act, relating to unemployment insurance.

Referred to Committee on Finance and Insurance.

Assembly Bill No. 108: By Mr. Lyons—An act to amend Section 41 and Section 53 of the Unemployment Insurance Act relating to unemployment insurance and the amount and duration of benefits payable thereunder.

Referred to Committee on Finance and Insurance.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, January 9, 1947

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

Senate Concurrent Resolution No. 8
Senate Concurrent Resolution No. 9

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS

The following resolutions were read:

Senate Concurrent Resolution No. 8—Relating to the purchase of an amphibian type of airplane for Division of Fish and Game, Department of Natural Resources.

Referred to Committee on Rules.

Senate Concurrent Resolution No. 9—Relative to the continuance of the Joint Committee on Water Problems created by Resolutions Chapter No. 142 of the Fifty-sixth Regular Session.

Referred to Committee on Rules.

RESOLUTIONS

The following resolution was offered:

By Mr. Dickey:

House Resolution No. 25—Relative to appointment of attaches.

On request of Mr. Dickey, consideration of House Resolution No. 25 was temporarily deferred.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

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

Assembly Concurrent Resolution No. 21: By Messrs. Grant, Fletcher, Brady, Doyle, Crichton, Dolwig, Dunn, Gaffney, Huyck, Lowrey, Lyons, McCollister, O'Day, Sherwin, Stephenson, Thompson, and Waters—Relative to the celebration of Admission Day at the City of Long Beach in 1947.

Referred to Committee on Rules.

Assembly Bill No. 109: By Messrs. Ralph C. Dills and Heisinger—An act to amend Section 2980 of the Civil Code, relating to the recording of conditional sales contracts and leases of live stock, animate chattels, mining equipment and machinery, and bailment or feeder agreements and rights and remedies in connection therewith.

Referred to Committee on Judiciary.

Assembly Constitutional Amendment No. 4: By Messrs. Conrad and M. Philip Davis—A resolution to propose to the people of the State of California an amendment to the Constitution of the State by amending Section 1¼ of Article XIII thereof, relating to exemptions of property on account of military service.

Referred to Committee on Constitutional Amendments.

Assembly Bill No. 110: By Mrs Niehouse and Mr. Luckel—An act to amend Section 5065 of the Streets and Highways Code, relating to posting of notices in proceedings under the Improvement Act of 1911.

Referred to Committee on Judiciary.

Assembly Bill No. 111: By Mrs. Niehouse, Messrs. Cramer, and Luckel—An act to add Section 12554 to the Government Code, relating to the powers and duties of the Attorney General.

Referred to Committee on Judiciary.

RESOLUTIONS

The following resolution was offered:

By Messrs. Hawkins, Maloney, Stephenson, and Gannon:

House Resolution No. 26

Relating to Condolences on Passing of Mrs. Harry O. Johnson

The Members of the Assembly of the State of California have learned with sorrow of the passing of Mrs. Harry O Johnson, beloved wife of Harry O Johnson who has served for many sessions as Assistant Sergeant-at-Arms of the Assembly

Mrs. Harry O. Johnson, born Mildred Beams, a charming and talented woman, a graduate of the Oberlin Conservatory of Music, was a devoted wife to Harry O. Johnson, member of a pioneer Sacramento family. The marital happiness of this couple was well known to their many friends; now, therefore, be it

Resolved by the Assembly of the State of California, That the Members of the Assembly by this resolution extend to Harry Johnson and other members of the bereaved family their deepest sympathy, and be it further

Resolved, That the Chief Clerk of the Assembly be directed to send suitably engrossed copies of this resolution to Harry O. Johnson and Frederick R. Beams of Sacramento, the husband and the brother of Mrs. Harry O Johnson

Request for Unanimous Consent

Mr. Hawkins asked for, and was granted, unanimous consent to take up House Resolution No 26, at this time, without reference to committee or file.

Resolution read, and adopted unanimously.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

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

Assembly Bill No. 112: By Mr. Dickey—An act to amend Sections 5030 and 5034, and to repeal Sections 5031 and 5032 of the Business and Professions Code, and to add Sections 5025 to 5029, inclusive, and

5085 to 5089, inclusive, to said code, relating to the practice of public accounting.

Referred to Committee on Judiciary.

Assembly Bill No. 113: By Mr. Dickey—An act to amend Section 1449 of the Penal Code, relating to veterans discharged for mental disability.

Referred to Committee on Judiciary.

Assembly Bill No. 114: By Messrs. Butters, Erwin, and Cramer—An act to add Section 626.5 to the Vehicle Code, relating to lighting equipment on vehicles.

Referred to Committee on Transportation and Commerce.

Assembly Bill No. 115: By Mr. Lyons—An act to amend Section 54 of the Unemployment Insurance Act, relating to unemployment insurance and the amount of benefits payable thereunder.

Referred to Committee on Finance and Insurance.

Assembly Bill No. 116: By Mr. Lyons—An act to amend Section 7158 of the Labor Code, relating to scaffolding.

Referred to Committee on Industrial Relations.

Assembly Bill No. 117: By Mr. Gannon—An act to amend Section 1260 of the Civil Code, relating to homesteads

Referred to Committee on Judiciary.

Assembly Bill No. 118: By Mr. Gannon—An act to amend Elections Code Section 690 to increase the compensation of members of precinct boards.

Referred to Committee on Elections and Reapportionment.

Assembly Bill No. 119: By Messrs. Gannon, Stephenson, and Waters—An act to amend Section 18002 of the Government Code, relating to compensation of state employees.

Referred to Committee on Civil Service and State Personnel.

Assembly Bill No. 120: By Mr. McMillan—An act to prohibit rents for commercial property in excess of the maxima provided, providing for the administration and enforcement thereof, and providing penalties therefor.

Referred to Committee on Governmental Efficiency and Economy.

Speaker Pro Tempore Presiding

At 10.35 a.m., Hon. Thomas A. Maloney, Speaker pro Tempore of the Assembly, presiding.

Assembly Bill No. 121: By Messrs. Waters and Huyck—An act to amend the Elections Code of the State of California by adding thereto a new section to be numbered 8558 and to amend Sections 8572 and 8652 thereof, all relating to the costs of election contests.

Referred to Committee on Elections and Reapportionment.

Assembly Bill No. 122: By Mr. Ralph C. Dills—An act to amend Section 105 of the Code of Civil Procedure, relating to compensation of a justice of peace sitting in place of another justice at the latter's request.

Referred to Committee on Judiciary.

Assembly Bill No. 123: By Messrs. Price, Kilpatrick, Burke, Cooke, Lester T. Davis, Hollibaugh, Lowrey, and Stanley—An act to add Section 1714.1 to the Civil Code, relating to liability of parents and guardians for torts of minors.

Referred to Committee on Judiciary.

Assembly Bill No. 124: By Messrs. Ralph C. Dills, Fletcher, Allen, Dunn, Anderson, Beck, Bennett, Berry, Brady, Brown, George D. Collins, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Clayton A. Dills, Evans, Gaffney, Gannon, Geddes, Grant, Hahn, Hawkins, Heisinger, Hollibaugh, Kilpatrick, Lowrey, Luckel, Lyons, McCollister, McMillan, Miller, Mrs. Niehouse, Messrs. O'Day, Rosenthal, Sheridan, and Thomas—An act to amend Sections 2011, 2160, and 2181, and to repeal Sections 2181.01 and 2224 of the Welfare and Institutions Code, and to amend Section 206 of the Civil Code and Section 270c of the Penal Code, relating to aged aid, and the liability of responsible relatives.

Referred to Committee on Social Welfare.

Assembly Joint Resolution No. 7: By Messrs. Allen, Stewart, Field, and Evans—Relative to conferring citizenship upon all Indians, native of the United States, releasing them from status of wards of the government, and dividing and distributing the tribal reservations.

Referred to Committee on Rules.

Assembly Bill No. 125: By Mr. George D. Collins—An act to add Section 4652 to the Elections Code, relating to campaign expenditures for a candidate without authorization.

Referred to Committee on Elections and Reapportionment.

Assembly Bill No. 126: By Messrs. Rosenthal, Allen, Kilpatrick, Bennett, Burke, and Lyons—An act to amend Section 770 of the Vehicle Code, relating to the use of funds received from fines and forfeitures.

Referred to Committee on Judiciary.

Assembly Bill No. 127: By Messrs. Rosenthal, Allen, Bennett, Burke, Kilpatrick, and Lyons—An act to amend Section 195 of the Streets and Highways Code, relating to the expenditure of moneys from the State Highway Fund within cities.

Referred to Committee on Transportation and Commerce.

Assembly Bill No. 128: By Messrs. Wollenberg, Maloney, and Brady—An act to add Section 1.7 to the Judges' Retirement Act and to add Section 4.7 to the Judges' Retirement Fund Act, relating to the retirement of justices and judges who served in the armed forces of the United States during war or national emergency.

Referred to Committee on Judiciary.

Assembly Bill No. 129: By Mr. Bennett—An act to amend Sections 4453 and 4460 of the Labor Code, relating to average weekly earnings under the Workmen's Compensation Act.

Referred to Committee on Industrial Relations.

Assembly Bill No. 130: By Mr. Field—An act to amend Section 699.5 of the Military and Veterans Code, relating to the powers and duties of the Veterans' Welfare Board in aiding veterans in connection with veterans' rights, privileges, and preferences.

Referred to Committee on Military Affairs.

Assembly Concurrent Resolution No. 22: By Mr. Field—Relative to approving certain amendments to the charter of the City of Glendale, a municipal corporation of the County of Los Angeles, State of California, voted for and ratified by the qualified electors of said city at a special municipal election held therein on November 5, 1946.

Request for Unanimous Consent

Mr. Field asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 22, at this time, without reference to committee, print, or file, and that the same be considered engrossed.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 22

Assembly Concurrent Resolution No. 22—Relative to approving certain amendments to the charter of the City of Glendale, a municipal corporation of the County of Los Angeles, State of California, voted for and ratified by the qualified electors of said city at a special municipal election held therein on November 5, 1946.

Resolution read.

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

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dolwig, Doyle, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—72.

NOES—None.

Resolution ordered printed, and transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT TO PRINT RESOLUTION

Mr. Anderson asked for, and was granted, unanimous consent that the following resolution be ordered printed in the Journal:

Resolution

WHEREAS, The attached newspaper article dated at New York, September 13, 1946, regarding the Attack on Pollution of Water Courses in Various States, sets forth a sound legislative policy and a broadening trend in the various states toward legislative and administrative action to curb the pollution of rivers and other waters by sewage and industrial waste; and

WHEREAS, Such pollution has been prevalent in California, the most noteworthy example being the pollution of the ocean waters and bathing beaches in Los Angeles County by the sewer system of the City of Los Angeles and other cities in said county, which pollution resulted in the quarantine of about ten miles of our best beaches and ocean bathing waters, as well as certain court action to correct the same; and

WHEREAS, The said attached newspaper article sets forth a prevailing legislative trend to correct such pollution by the states and free our water courses and bathing facilities from such pollution in the future; now, therefore, be it

Resolved, That the Manhattan Beach Chamber of Commerce endorse and recommend action by the California Legislature in 1947, in accordance with ideas set forth in said newspaper article entitled, "Plan Attack on Pollution of Water Courses in Various States"; and be it further

Resolved, That this resolution and the said attached newspaper article be forwarded to our State Senator, Jack B Tenney, and our State Legislator, Glenn M. Anderson, for their considered and aggressive action and endorsement at the 1947 Session of our California Legislature; and that such publicity be given to this resolution as will effectively sponsor such legislative program to a successful conclusion.

The above and foregoing is a true and correct copy of a resolution adopted by the Manhattan Beach Chamber of Commerce at a regular meeting duly held at Manhattan Beach, California, on the tenth day of December, 1946.

(SEAL) ANNABELLA B. MORSE
Secretary-Manager

LOS ANGELES DAILY JOURNAL, Saturday, September 14, 1946

Plan Attack on Pollution of Water Courses in Various States

NEW YORK, Sept. 13 (CCNS)—There is a broadening trend in the states toward legislative and administration action to curb pollution of rivers and other waters by sewage and industrial wastes.

Extension of this trend, together with increasing voluntary action to solve the problem, will put anti-pollution projects high on the list of public and industrial construction. It has been estimated that an expenditure of about one billion dollars will be needed to process industrial waste entering streams, with slightly more than that amount required for proper sewage disposal Practical methods for the disposal of some industrial wastes have not yet been developed and when these are found, the total outlay needed for anti-pollution projects will be further increased

Washington Is Interested

Stimulating state action in this field is a growing threat that the Federal Government will take over unless speeded progress is made by the states.

Although no major anti-pollution measures were enacted by the recent Congress, the problem attracted unprecedented interest in Washington. One proposal would have given the Federal Government broad authority to compel industries and even local governments to abate pollution of navigable streams. The bill would have set up a new unit in the United States Public Health Service to cooperate with local governments and recommend methods of purifying streams contaminated by industrial wastes and sewage It would have provided annual appropriations up to $100,000,000 to help finance costly anti-pollution facilities

New Law in Virginia

Not relishing the idea of broadened federal authority, the states are increasing their efforts to solve the problem. Virginia's 1946 Legislature enacted a stringent Anti-pollution Law setting up a five-member State Water Control Board. This board is granted general supervision of the administration and enforcement of the new Anti-pollution law and is empowered to study and investigate pollution problems, to establish reasonable standards of quality for water, and to conduct scientific experiments and research toward preventing pollution It also has authority to issue certificates of stream utilization for industries which utilize rivers for the disposal of effluent, and to see that industries and municipalities work toward reducing their present pollution loads

Enacted by the 1946 Mississippi Legislature was a measure defining stream pollution and assessing industries for an inspection of their effluent Regulations set up under the new law establish the minimum oxygen content of stream water after plant effluent is dumped into it at 4.5 parts per million. Establishments showing they are not polluting streams will be given a certificate to that effect which will be prima facie evidence of compliance with the state's anti-pollution laws.

Other States May Act

Anti-pollution legislation is expected to be raised as an issue in many states next year, when the legislatures of 45 states convene in regular session An anti-pollution measure designed to tighten present laws is scheduled to be submitted to the Vermont Legislature by a state-wide committee which has been studying the problem Alabama's State Conservation Director Ben Morgan has expressed hope that the State Health Department will recommend anti-pollution legislation in that state next year. New

legislation is contemplated by anti-pollution plans of the Rhode Island State Health Department Among other states in which the issue is likely to be presented or revived next year is South Carolina, whose legislature this year extracted the teeth from a stringent control measure.

Meanwhile, administrative action and intensified programs to curb pollution under existing laws are being launched in many states, including Illinois, Indiana, Michigan, Oregon, West Virginia, Washington, Pennsylvania and California. Attempts to curb pollution from both municipal sewage and industrial wastes are being pressed in these and other states.

Cooperative Action

Increasing use of interstate cooperation in attacking the problem also is indicated. A fight to reduce Potomac River pollution through greater cooperation of state authorities has been mapped by the Interstate Commission on the Potomac River Basin. A comprehensive study of pollution in the waters of New York State has been launched by New York's Joint Legislative Committee on Interstate Cooperation. The study was directed by the 1946 New York Legislature in recognition of the need for extensive work in pollution abatement in interstate waters. Washington and Oregon are cooperating in a drive to reduce Columbia River pollution.

Ratification of a proposed Ohio River Anti-pollution Compact is scheduled for presentation to the 1948 Session of the Virginia Legislature unless action is taken in the interim to put the pact into effect without Virginia action The issue probably will be raised next year during the legislative sessions of some of the affected states. New York, Kentucky, Indiana, and Illinois have ratified the compact unconditionally, but West Virginia's participation thus far is contingent upon Virginia's and both Ohio and Pennsylvania's participation depends on West Virginia's

RESOLUTIONS

The following resolutions were offered:

By Mr. Dickey:

House Resolution No. 27

Relative to the creation of a Fact-Finding Committee on Problems of Water Pollution resulting from sewage and industrial waste disposal

WHEREAS, The problem of water pollution resulting from the disposal of industrial wastes and sewage is a subject of vital concern to the entire State of California; and

WHEREAS, It is a problem requiring exhaustive analysis, intelligent treatment and widespread education of all concerned; and

WHEREAS, A Preliminary Draft of Legislation to Control Pollution of Water Sources, has been prepared which document is considered to be too far-reaching in its effect and too narrow in its adjudication and administration to warrant the support which should be given to a fair and impartial effort to solve the problems of industrial wastes; and

WHEREAS, In the interests of the welfare of the public health, agriculture, industry and all others concerned, it is deemed advisable that further study be given to the subject of this resolution; now, therefore, be it

Resolved by the Assembly of the State of California, As follows:

1. The Fact-Finding Committee on Water Pollution is hereby created and authorized and directed to ascertain, study and analyze all facts relating to procedures designed to prevent pollution of

1. The underground water flows, particularly in the semi-arid and arid sections of the State; and

2. The surface streams in the sections of the State where there is continual surface run-off from the water sheds; and

3 The lower reaches of the principal river systems, and the coastal bays and shores;

including but not limited to the operation, effect, administration, enforcement and needed revision of any and all laws in any way bearing upon or relating to the subject of this resolution, and to report thereon to the Legislature, including in the reports its recommendations for appropriate legislation

2. The committee shall consist of_____Members of the Assembly appointed by the Speaker thereof. Vacancies occurring or existing in the membership of the committee shall be filed by the appointing power.

3. The committee is authorized to act during this session of the Legislature, including any recess, and after final adjournment until the commencement of the next regular general session, with authority to file its final report not later than the tenth legislative day of the next regular general session.

4. The committee and its members shall have and exercise all of the rights, duties and powers conferred upon investigating committees and their members by the provisions of the Joint Rules of the Senate and Assembly and the Standing Rules of the Assembly as they are adopted and amended from time to time, which provisions are incorporated herein and made applicable to this committee and its members.

Until the adoption of Joint Rules at this session, the Joint Rules of the last preceding regular session are incorporated herein and made applicable to this committee and its members.

5. The committee has the following additional powers and duties:

(a) To select a chairman and a vice chairman from its membership

(b) To contract with such other agencies, public or private, as it deems necessary for the rendition and affording of such services, facilities, studies and reports to the committee as will best assist it to carry out the purpose for which it is created.

(c) To cooperate with and secure the cooperation of county, city, city and county, and other local law enforcement agencies in investigating any matter within the scope of this resolution and to direct the sheriff of any county to serve subpenas, orders and other process issued by the committee

(d) To report its findings and recommendations to the Legislature and to the people from time to time and at any time, not later than herein provided.

(e) To do any and all other things necessary or convenient to enable it fully and adequately to exercise its powers, perform its duties, and accomplish the objects and purposes of this resolution.

6. The sum of _____ dollars ($_____) or so much thereof as may be necessary is hereby made available from the Contingent Funds of the Assembly for the expenses of the committee and its members and for any charges, expenses or claims it may incur under this resolution to be disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read, and referred to the Committee on Rules.

By Mr. Gannon:

House Resolution No. 28

Relating to pay deductions of state employees

WHEREAS, The many pay deductions authorized by law are a cause of confusion to the state employees who are unable to account for the differences between their established rates of pay and the amounts shown upon their checks, drafts and warrants; now, therefore, be it

Resolved by the Assembly of the State of California, That this Assembly hereby requests the State Controller, or other disbursing officer, to indicate on each check, draft, or warrant drawn by him for the payment of salaries or wages of state employees the amount of each deduction and the purpose thereof.

Resolution read, and referred to the Committee on Rules.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

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

Assembly Bill No. 131: By Mr. Gannon—An act to add Section 18611.1 to the Education Code, relating to payment of commission to brokers on sale of real property.

Referred to Committee on Judiciary.

Assembly Bill No. 132: By Mr. Berry—An act to repeal Section 381 of the Vehicle Code and to amend Section 382 of the Vehicle Code, relating to fees for chauffeur's license.

Referred to Committee on Transportation and Commerce.

Assembly Bill No. 133: By Mr. Berry—An act to amend Section 18050 of the Government Code, relating to vacations of state officers and employees.

Referred to Committee on Civil Service and State Personnel.

Speaker Presiding

At 10.58 a.m., Hon. Sam L. Collins, Speaker of the Assembly, presiding.

Assembly Bill No. 134: By Messrs. Crowley, Gaffney, Ralph C. Dills, Heisinger, Berry, Brady, Brown, Burns, Cooke, Debs, Hahn, Kilpatrick, Lowrey, Luckel, Maloney, McCollister, Price, and Weber—An act to amend Sections 3025, 3084, and 3087 of the Welfare and Institutions Code, relating to aid to the needy blind, increasing the amount thereof, and making an appropriation; and declaring the urgency thereof, to take effect immediately.

Referred to Committee on Social Welfare.

Assembly Bill No. 135: By Messrs. Crowley, Gaffney, Ralph C. Dills, Brown, Berry, Brady, Burns, Debs, Hahn, Heisinger, Lowrey, Luckel, Maloney, McCollister, Price, Kilpatrick, and Cooke—An act to amend Sections 3420 and 3472 of the Welfare and Institutions Code, relating to aid to partially self-supporting blind residents, increasing the amount thereof, and making an appropriation; and declaring the urgency thereof, to take effect immediately.

Referred to Committee on Social Welfare.

RESOLUTIONS

The following resolution was offered:

By Mr. Brady:

House Resolution No. 29

Relative to the continuance of the Assembly Interim Committee on Tide and Submerged Lands created by House Resolution No 297 of the Fifty-sixth Regular Session

Resolved by the Assembly of the State of California, As follows:

1. The Assembly Interim Committee on Tide and Submerged Lands created by House Resolution No. 297 of the Fifty-sixth Regular Session is continued as an Assembly committee at this general session, with the membership and with all the rights, powers and duties possessed by the committee and its members immediately prior to the commencement of this session. Vacancies occurring or existing in the membership of the committee shall be filled by the appointing power.

2. The committee is authorized to act during this session and after final adjournment until the commencement of the next regular session, with authority to file its final report not later than the fifteenth legislative day of the next regular session.

3. The provisions of the Joint Rules of the Senate and Assembly and of the Standing Rules of the Assembly that are applicable to such a committee as soon as such rules are adopted at this session or amended from time to time, become applicable to this committee and its members.

4 The sum of one thousand nine hundred ninety-five dollars ($1,995) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Assembly for the expenses of the committee and its members and for any charges, expenses or claims it may incur under this resolution, to be paid from the said Contingent Fund of the Assembly and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

The money made available by this resolution is less than the unused part of the amount heretofore made available to the committee which will revert to the General Fund.

Resolution read, and referred to the Committee on Rules.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

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

Assembly Bill No. 136: By Mr. Hawkins—An act to amend Sections 10208 and 10210 of the Business and Professions Code, and to add Section 10153.5 thereto, relating to real estate brokers.

Referred to Committee on Judiciary.

Assembly Bill No. 137: By Messrs. Geddes and Doyle—An act to amend Section 22 of an act entitled "An act authorizing the establishment of municipal courts, prescribing their constitution, regulation, government, procedure and jurisdiction, and providing for the election and appointment of the judges, clerks and other attaches of such courts, their terms of office, qualification and compensation and for the selection of jurors therein," approved May 23, 1925, relating to municipal courts.

Referred to Committee on Judiciary.

Assembly Bill No. 138: By Messrs. Ralph C. Dills, Fletcher, Brown, Anderson, Allen, Beck, Bennett, Berry, Brady, Burns, Carey, George D. Collins, Cooke, Crichton, Crowley, Lester T. Davis, Debs, Clayton A. Dills, Doyle, Dunn, Evans, Gaffney, Gannon, Geddes, Grant, Hahn, Hawkins, Heisinger, Hollibaugh, Kilpatrick, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Mrs. Niehouse, Messrs. O'Day, Rosenthal, Sheridan, and Thomas—An act to amend Sections 2020, 2186 and 2187 of the Welfare and Institutions Code, to repeal Sections 2021, 2021.01, 2025 and 2187.01 thereof, and to amend and renumber Section 2021.001 thereof, relating to aid to the aged, increasing the amount thereof, and making an appropriation

Referred to Committee on Social Welfare.

Assembly Bill No. 139: By Mr. Lester T. Davis—An act to amend Section 4260 of the Political Code and Section 28131 of the Government Code, relative to compensation for public services in counties of the thirty-first class.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 140: By Messrs. Rosenthal, Bennett, M. Philip Davis, and Waters—An act to amend Section 737s of the Political Code, relating to salaries of judges.

Referred to Committee on Judiciary.

Assembly Bill No. 141: By Messrs. Rosenthal, Bennett, M. Philip Davis, and Waters—An act to amend Section 736b of the Political Code, relating to salaries of judges.

Referred to Committee on Judiciary.

Assembly Bill No. 142: By Messrs. Rosenthal, Beck, Bennett, M. Philip Davis, and Waters—An act to amend Section 67a of the Code of Civil Procedure, relating to judges in the counties of the first class.

Referred to Committee on Judiciary.

Assembly Bill No. 143: By Messrs. Burns, Berry, Thomas, and Gaffney—An act to add Sections 464, 468.1 and 759 to, and to amend Sections 468, 477 and 758 of, the Vehicle Code, relating to signs and traffic signaling devices.

Referred to Committee on Transportation and Commerce.

Assembly Bill No. 144: By Messrs. Burns, Berry, Thomas, and Gaffney—An act to amend Section 503 of the Vehicle Code, relating to theft and unlawful driving or taking of a vehicle.

Referred to Committee on Transportation and Commerce.

Assembly Bill No. 145: By Messrs. Burns, Berry, Thomas, and Gaffney—An act to amend Sections 511.1, 512 and 515 of, to repeal Sections 511.2, 511.3 and 511.4 of, and to add Sections 511 2, 511.3 and 525.1 to, the Vehicle Code, and to amend Section 144 of the Streets and Highways Code, all relating to speed limits and the operation of vehicles upon the highway.

Referred to Committee on Transportation and Commerce.

Assembly Bill No. 146: By Messrs. Burns, Berry, Thomas, and Gaffney—An act to amend Sections 480 and 501 of the Vehicle Code, relating to offenses involving injury to persons.

Referred to Committee on Transportation and Commerce.

Assembly Bill No. 147: By Messrs. Burns, Berry, Thomas, and Gaffney—An act to amend Sections 453, 623.5, 640 and 650.6 of the Vehicle Code, relating to persons and equipment engaged in highway work, declaring the urgency thereof and providing that this act shall take effect immediately.

Referred to Committee on Transportation and Commerce.

Assembly Bill No. 148: By Messrs. Burns, Berry, Thomas, and Gaffney—An act to amend Sections 379, 380, 382, 383, 383.1, and 776 of the Vehicle Code, Section 7 of an act entitled "An act to regulate the caravaning of vehicles upon the public highways of this State, defining the term 'caravaning' and providing for the licensing of vehicles in caravan for the privilege of using the public highways and for the cost of regulating persons engaged in caravaning and providing such fees shall be a lien and for the enforcement of such liens and the collection and disposition of such fees and imposing penalties for violation thereof, and to repeal an act entitled 'An act to regulate the caravaning of motor vehicles upon the public highways of this State, defining the term "caravaning" and providing for the licensing of motor vehicles in caravan and imposing penalties for violation thereof,' approved July 6, 1935, declaring the urgency thereof, and providing that it shall take effect immediately," approved July 1, 1937, being Chapter 788 of the Statutes of 1937, and Section 10901 of the Revenue and Taxation Code, relating to fees collected by the Department of Motor Vehicles and refunds made thereby.

Referred to Committee on Transportation and Commerce.

Assembly Bill No. 149: By Messrs. Burns, Berry, Gaffney, and Thomas—An act to add Section 425.1 to the Vehicle Code, relating to liens upon vehicles.

Referred to Committee on Transportation and Commerce.

Assembly Bill No. 150: By Messrs. Burns, Berry, Gaffney, and Thomas—An act to add Section 459.5 to, and to amend Sections 466, 575, 576, and 577 of, the Vehicle Code, relating to the operation of vehicles at or near railroad grade crossings.

Referred to Committee on Transportation and Commerce.

Assembly Bill No. 151: By Messrs. Burns, Berry, Gaffney, and Thomas—An act to amend Sections 135.5, 604.10 and 750 of, and to add Sections 584 and 585.3 to, the Vehicle Code, relating to officers enforcing the provisions of the Vehicle Code.

Referred to Committee on Transportation and Commerce.

Assembly Bill No. 152: By Messrs. Burns, Berry, Gaffney, and Thomas—An act to amend Sections 694 and 704 of, and to add Section 710.5 to, the Vehicle Code, relating to the size and weight of vehicles and the issuance of permits for operation of vehicles not complying with the provisions of the Vehicle Code.

Referred to Committee on Transportation and Commerce.

Assembly Bill No. 153: By Messrs. Burns, Berry, Gaffney, and Thomas—An act to add Section 2983 to the Civil Code, relating to conditional sales of motor vehicles.

Referred to Committee on Transportation and Commerce.

Assembly Bill No. 154: By Messrs. Burns, Berry, Gaffney, and Thomas—An act to amend Section 11501 of the Government Code, relating to the administrative procedure of enumerated state agencies, including the Department of Motor Vehicles.

Referred to Committee on Transportation and Commerce.

Assembly Bill No. 155: By Messrs. Burns, Berry, Gaffney, and Thomas—An act to amend Sections 11619 and 11621 of the Health and Safety Code, relating to the use of vehicles in the transportation of narcotics.

Referred to Committee on Transportation and Commerce.

Assembly Bill No. 156: By Messrs. Burns, Berry, Gaffney, and Thomas—An act to amend Sections 11610, 11612, 11614, 11619, 11622 and to repeal Sections 11620 and 11621 of the Health and Safety Code, relating to the unlawful transportation, keeping, depositing, concealment and possession of narcotics in vehicles.

Referred to Committee on Transportation and Commerce.

Assembly Bill No. 157: By Messrs. Burns, Berry, Thomas, and Gaffney—An act to amend Sections 164, 181, 222 of, to repeal Section 146.5 of, and to add Section 182.1 to, the Vehicle Code, relating to the registration and transfers of registration of vehicles, declaring the urgency thereof, and providing that this act shall take effect immediately.

Referred to Committee on Transportation and Commerce.

Assembly Bill No. 158: By Messrs. Burns, Berry, Thomas, and Gaffney—An act to amend Section 599 of, and to add Section 58 to, the Vehicle Code, relating to inflammable liquids and vehicles transporting the same.

Referred to Committee on Transportation and Commerce.

Assembly Bill No. 159: By Messrs. Burns, Berry, Thomas, and Gaffney—An act to amend Sections 109, 111, 124, and 128, to repeal Sec-

tions 119, 120 and 121 of, and to add Section 134.5 to, the Vehicle Code, relating to the officers and functions of the Department of Motor Vehicles.

Referred to Committee on Transportation and Commerce.

Assembly Bill No. 160: By Messrs. Burns, Berry, Thomas, and Gaffney—An act to add Sections 127, 737.5, 738.1 and 745 to, and to amend Section 740 of, the Vehicle Code, relating to arrest and prosecution of violations of said code.

Referred to Committee on Transportation and Commerce.

Assembly Bill No. 161: By Messrs. Burns, Berry, Thomas, and Gaffney—An act to add Sections 34.5, 452.5, 452.10, 694.10 and 697.5 to the Vehicle Code, relating to trolley coaches.

Referred to Committee on Transportation and Commerce.

Assembly Bill No. 162: By Messrs. Burns, Berry, Thomas, and Gaffney—An act to amend Sections 10753.5 and 10755 of the Revenue and Taxation Code, relating to the vehicle license fee, and vehicles subject thereto.

Referred to Committee on Transportation and Commerce.

Assembly Bill No. 163: By Messrs. Burns, Berry, Thomas, and Gaffney—An act to amend Section 1295 of the Penal Code, relating to bail.

Referred to Committee on Judiciary.

Assembly Bill No. 164: By Messrs. Burns, Berry, Thomas, and Gaffney—An act to amend Sections 298, 307, 308, and 502 of the Vehicle Code, relating to the suspension and revocation of drivers' licenses.

Referred to Committee on Transportation and Commerce.

Assembly Bill No. 165: By Messrs. Burns, Berry, Thomas, and Gaffney—An act to amend Sections 271, 278, 314, 314.5, 315, 316, and 332 of the Vehicle Code, and to add Sections 271.2 and 305.1 to the Vehicle Code, relating to drivers' licenses and to the issuance, suspension, or revocation thereof, and declaring the urgency of this act.

Referred to Committee on Transportation and Commerce.

Assembly Bill No. 166: By Messrs. Burns, Berry, Thomas, and Gaffney—An act to amend Section 257 of the Vehicle Code, relating to drivers licenses of minors.

Referred to Committee on Transportation and Commerce.

Assembly Bill No. 167: By Messrs. Burns, Berry, Thomas, and Gaffney—An act to amend Sections 39.5, 132, 143, 150, 166, 168, 177, 195, 195.5, 221, 225, 234, 237, 239 and 246, to add Sections 140.1, 163, 180.7 and 232.1 to, and to repeal Section 160.1 of, the Vehicle Code, relating to the identification, registration and transfers of registration of vehicles.

Referred to Committee on Transportation and Commerce.

Assembly Bill No. 168: By Messrs. Burns, Berry, and Thomas—An act to amend Sections 459.1, 529, 533, 541, 544, 552, 560, 564, 582, 588, 589.5, 592.1, 596.4, 596.5, and 737 of, to add Sections 560.1, 564.1, 583, 589.6, 596.6 and 601.5 to, and to repeal Sections 583 and 584 of, the Vehicle Code, relating to the parking, standing and operation of vehicles and the rights and obligations of pedestrians.

Referred to Committee on Transportation and Commerce.

Assembly Bill No. 169: By Messrs. Burns, Berry, Thomas, and Gaffney—An act to amend Sections 626, 645, 646, 670, 670.4, 673, 674, 675, 675.5, 677 of, and to add Sections 57 and 641 to, the Vehicle Code, relating to equipment of vehicles and the testing and approval thereof by the Department of Motor Vehicles.

Referred to Committee on Transportation and Commerce.

Assembly Bill No. 170: By Messrs. Burns, Berry, Thomas, and Gaffney—An act to amend Section 44 of, and to add Section 671.1 to, the Vehicle Code, relating to authorized emergency vehicles and the illegal use of sirens.

Referred to Committee on Transportation and Commerce.

Assembly Bill No. 171: By Mr. Thomas—An act to add Section 1312 to the Labor Code, relating to contracts with minors.

Referred to Committee on Judiciary.

REQUEST FOR UNANIMOUS CONSENT

Mr. Dickey asked for, and was granted, unanimous consent to take up House Resolution No. 25, at this time.

FURTHER CONSIDERATION OF HOUSE RESOLUTION NO. 25

House Resolution No. 25

ASSEMBLY CHAMBER, SACRAMENTO, January, 10, 1947

MR. SPEAKER: Your Committee on Rules respectfully begs to report that it has carefully considered the application for the various positions and desires to submit the following resolution:

Commencing on Monday, January 6, 1947:	*Per day*
Chief Clerk, Arthur A. Ohnimus	$20 00
First Assistant Clerk, Harold Lewright	15 00
Minute Clerk, Geraldine B. Hadsell	15 00
Chaplain, Rev. Raymond Renwald	5 00
Sergeant-at-Arms, Wilkie Ogg	15 00
Assistant Clerk, Robert J. Finnie	12 00
Assistant Clerk, Carroll Parish	12 00
History Clerk, Ethel Brockelbank	12 00
File Clerk, Ruth Riley	12 00
Engrossment and Enrollment Clerk, Charles W. Robbins	14 00

And be it further

Resolved, That the compensation of the above named attaches shall be on a seven day week basis; and be it further

Resolved, That the following named persons are employed for the positions and at the per diem set opposite their respective names, said employment to commence

on Monday, January 6, 1947, and said persons to be stricken from the roll upon completion of their work on Tuesday, January 7, 1947:

	Per day
Assistant History Clerk, Virginia Hartong	$9 00
Assistant Engrossment and Enrollment Clerk, Marion Hendricks	10 00
Journal Clerk, Albert Day	9 00
Assistant Journal Clerk, Florence Harvey	8 00
Assistant Minute Clerk, Lillian Slater	10 00
Post Mistress, Lillian Larkin	8 00
Secretary to Speaker, Irene Anderson	12 00
Secretary to Chief Clerk, Dolly Smith	12 00
Assistant Engrossment and Enrollment Clerk, Lena Heisinger	9 00
Sound Operator, James Doyle	10 00
Assistant Sergeant-at-Arms, George Ash	9 00
Assistant Sergeant-at-Arms, Harry Blass	9 00
Assistant Sergeant-at-Arms, William Greene	9 00
Assistant Sergeant-at-Arms, Henry W. Ogg	9 00
Assistant Sergeant-at-Arms, Cecil DeMille	9 00
Assistant Sergeant-at-Arms, Robert Fleischer	9 00
Assistant Sergeant-at-Arms, Charles F Doyle	9 00
Assistant Sergeant-at-Arms, Edward Gehring	9 00
Assistant Sergeant-at-Arms, Peter Finnie	9 00
Assistant Sergeant-at-Arms, Mike Connolly	9 00
Assistant Sergeant-at-Arms, Phil Milspaugh	9 00
Assistant Sergeant-at-Arms, Raymond Kahl	9 00
Assistant Sergeant-at-Arms, Edward Edison	9 00
Assistant Sergeant-at-Arms, Morris L. Martin	9 00
Assistant Sergeant-at-Arms, Francis Crone	9 00
Assistant Sergeant-at-Arms, Ernest J. Brown	9 00
Assistant Sergeant-at-Arms, Claude Horton	9 00
Assistant Sergeant-at-Arms, Irdell Hollar	9 00
Assistant Sergeant-at-Arms, William Murphy	9 00
Assistant Sergeant-at-Arms, Walter W. Feeley	9 00
Assistant Sergeant-at-Arms, Georgia C. Harvell	9 00
Bookkeeper to Sergeant-at-Arms, Elizabeth Marty	9 00
Chief Page, Richard Coffman	4 00
Page, Michael Coughlan	3 50
Assistant Sergeant-at-Arms, Tom Lyons	9 00
Chief Stenographer, Juanita Dependener	14 00
Secretary to Rules, Grace Stall	12 00
Secretary to Ways and Means, Fern Sherick	12 00
Secretary to Governmental Efficiency and Economy, Joyce Lynn	12 00
Secretary to Military Affairs, Christine Harrison	10 00
Stenographers	
Marguerite Smith	9 00
Elise Long	9 00
Carol Baldwin	9 00
Maryalice Sims	9 00
Madeleine Greenleaf	9 00
Nan Cullinan	9 00
Frances Boone	9 00
Emma Jane White	9 00
Teddy Bing	9 00
Vera Verasoff	9 00
Effie Dills	9 00
Patricia Burns	9 00
Donna Bertain	9 00
Bobby Bootman	9 00
Elizabeth Shoemaker	9 00
Sadie Bunte	9 00
Pearl Power	9 00
Crystal Faulk Rogers	9 00
Aunita Garbolin	9 00
Esther Ridenour	9 00
Ruth Crotta	9 00
Gertrude Riegel	9 00

DICKEY, Chairman
Committee on Rules

Request for Unanimous Consent

Mr. Dickey asked for, and was granted, unanimous consent to take up House Resolution No. 25, at this time, without reference to committee or file.

Resolution read.

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

AYES—Allen, Anderson, Beck, Bennett, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—74.

NOES—None.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

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

Assembly Bill No. 172: By Mr. Evans—An act to add Section 122.5 to the Labor Code, relating to medical assistance of the Industrial Accident Commission under the Workmen's Compensation Act.

Referred to Committee on Finance and Insurance.

Assembly Bill No. 173: By Mr. Lyons—An act to amend Section 252 of the Unemployment Insurance Act, relating to claims for unemployment compensation disability benefits, declaring the urgency thereof to take effect immediately.

Referred to Committee on Military Affairs.

Assembly Constitutional Amendment No. 5: By Messrs. Gannon, Heisinger, Hahn, Loomis, Allen, Bennett, Berry, Blosser, Burke, Burns, Butters, Carey, Clarke, Cooke, Cramer, Crowley, M. Philip Davis, Dickey, Clayton A. Dills, Doyle, Evans, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Knight, Lowrey, Miller, Price, Silliman, Stephenson, Stewart, Thomas, Thorp, and Thurman—A resolution to propose to the people of the State of California an amendment to the Constitution of the State by amending Section 22 of Article XX, relating to alcoholic beverages.

Referred to Committee on Constitutional Amendments.

Assembly Bill No. 174: By Messrs Cramer, Lowrey, Butters, and Clarke—An act to amend Section 511.2 of the Vehicle Code, relating to authority to decrease 55 mile limit.

Referred to Committee on Transportation and Commerce.

REPORTS OF STANDING COMMITTEES

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, January 10, 1947

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

House Resolution No 23

Has had the same under consideration, and reports the same back with amendments with the recommendation. Amend, and be adopted, as amended.

DICKEY, Chairman

REQUEST FOR UNANIMOUS CONSENT

Mr. Ralph C. Dills asked for, and was granted, unanimous consent to take up House Resolution No. 23, at this time.

CONSIDERATION OF HOUSE RESOLUTION NO. 23

House Resolution No. 23

Relative to the creation of the Assembly Committee on Interstate Cooperation

Resolved by the Assembly of the State of California, As follows:

1. The Assembly Committee on Interstate Cooperation is hereby created and authorized and directed to ascertain, study and analyze all facts relating to cooperation between this State and the other states and with the Federal Government and to make recommendations thereon for the appropriate legislation.

2. The committee shall consist of the same five Members of the Assembly who are members of the committee as created by Section 8001 of the Government Code, appointed from time to time, and shall have the same chairman.

3 The committee is authorized to act during this session of the Legislature, including any recess, and after final adjournment until the commencement of the next regular general session, with authority to file its final report not later than the fifteenth legislative day of the next regular general session.

4. The committee and its members shall have and exercise all of the rights, duties and powers conferred upon investigating committees and their members by the provisions of Joint Rules of the Senate and Assembly and of the Standing Rules of the Assembly as they are adopted and amended from time to time, which provisions are incorporated herein and made applicable to this committee and its members.

Until the adoption of Joint Rules at this session, the Joint Rules of the last preceding regular session are incorporated herein and made applicable to this committee and its members.

5. The committee, and any subcommittee when so authorized by the committee, may meet and act without as well as within the State of California, and is authorized to leave the State in the performance of its duties

6. The sum of three thousand five hundred sixty-eight dollars and fifty-five cents ($3,568.55) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Assembly for the expenses of the committee and its members and for any charges, expenses or claims it may incur under this resolution, to be paid from the said contingent fund and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Rules:

Amendment No. 1

Strike out all of the paragraph numbered "2." of said resolution, and insert

"2. The committee shall consist of five Members of the Assembly as authorized by Section 8001 of the Government Code."

Amendment read, and adopted.

Request for Unanimous Consent

Mr. Ralph C. Dills asked for, and was granted, unanimous consent to take up House Resolution No. 23, as amended, at this time.

Consideration of House Resolution No. 23, as Amended

House Resolution No. 23

Relative to the creation of the Assembly Committee on Interstate Cooperation

Resolved by the Assembly of the State of California, As follows:

1. The Assembly Committee on Interstate Cooperation is hereby created and authorized and directed to ascertain, study and analyze all facts relating to cooperation between this State and the other states and with the Federal Government and to make recommendations thereon for the appropriate legislation.

2 The committee shall consist of five Members of the Assembly as authorized by Section 8001 of the Government Code.

3 The committee is authorized to act during this session of the Legislature, including any recess, and after final adjournment until the commencement of the next regular general session, with authority to file its final report not later than the fifteenth legislative day of the next regular general session.

4 The committee and its members shall have and exercise all of the rights, duties and powers conferred upon investigating committees and their members by the provisions of Joint Rules of the Senate and Assembly and of the Standing Rules of the Assembly as they are adopted and amended from time to time, which provisions are incorporated herein and made applicable to this committee and its members

Until the adoption of Joint Rules at this session, the Joint Rules of the last preceding regular session are incorporated herein and made applicable to this committee and its members.

5 The committee, and any subcommittee when so authorized by the committee, may meet and act without as well as within the State of California, and is authorized to leave the State in the performance of its duties.

6 The sum of three thousand five hundred sixty-eight dollars and fifty-five cents ($3,568.55) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Assembly for the expenses of the committee and its members and for any charges, expenses or claims it may incur under this resolution, to be paid from the said contingent fund and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read, as amended.

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

AYES—Allen, Anderson, Beck, Bennett, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr Speaker—73

NOES—None.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

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

Assembly Bill No. 175: By Mr. Rosenthal—An act to amend Section 5800 of the Labor Code, relating to findings and award of the Industrial Accident Commission under the Workmen's Compensation Act.

Referred to Committee on Finance and Insurance.

Assembly Bill No. 176: By Mr. Cramer, Mrs. Niehouse, Messrs. Luckel, Geddes, Conrad, and Hollibaugh—An act to amend Section 673 of, and to add Sections 673.3 and 673.4 to, the Vehicle Code, relating to motor vehicle exhaust systems.

Referred to Committee on Transportation and Commerce.

EXCERPT ORDERED PRINTED ON RECOMMENDATION OF COMMITTEE ON RULES

The Committee on Rules recommended that the request made by Mr. Crichton on a previous legislative day be granted, and, there being no objections, the following excerpt from the Fresno Bee was ordered printed in the Journal:

Friday, January 3, 1947

The Fresno Bee

Traffic Deaths Are Due to Law Violations

To say the great majority of highway traffic deaths are due to law violations seemingly is to state the obvious.

Yet the remarkable thing is that thinking along lines of accident prevention more often than not turns to other means than the simple expedient of law enforcement.

A national safety organization study of 27,000 fatal highway accidents has revealed that 11,310, or 41.9 percent of them, were due to plain speeding.

And another 4,700, or 17.4 percent, resulted from the fact drivers were operating their cars on the wrong side of the highway.

Reckless driving accounted for 3,180 deaths, failure to yield the right of way 3,080 more.

Driving off the roadway, which might have been the result of mechanical failure, was listed as the cause in only 940 accidents, or 3.5 percent of the total.

Some other accident causes were failure to give signals or giving the wrong signal, cutting in, passing on curves or hills and passing standing streetcars. However, these added up to less than 10 percent of the fatalities.

Thus, two common law violations—speeding and driving on the wrong side of the highway—accounted for six out of every 10 traffic deaths.

If the laws had been enforced strictly, most of the 27,000 persons who became mere statistics in this study still would be living.

Of course, it is impossible to maintain a staff of officers of sufficient size to prevent all law infractions. That would not be possible in California even with a force of 10,000 patrolmen.

The problem then becomes one of law consciousness on the part of the drivers, as well as law enforcement.

Safety campaigns help, but they are not enough. During the current holiday season, Los Angeles went all out on a safety drive, and achieved the blackest traffic record in history.

The Los Angeles Times suggests the ultimate remedy may rest with the courts. This newspaper remarks:

The offenders who are caught should get the book. The outlaw knows his chance of being taken by the police is small. But the chance will seem much larger when he exaggerates it with the knowledge that if he is caught he certainly will be punished.

Indeed, it would be well if the courts regarded the speeder and other traffic violators for what the statistics prove them to be—potential killers.

APPOINTMENT OF ASSEMBLY COMMITTEE ON INTERSTATE COOPERATION

Pursuant to the provisions of Government Code Section 8001 and House Resolution No. 23, Speaker Collins announced the appointment of Messrs. McCollister, Chairman; Ralph C. Dills, Crichton, Thorp, and Thomas as members of the Assembly Committee on Interstate Cooperation.

The Speaker further announced the appointment of Mr. Thompson as an alternate for Mr. Thorp, at the next meeting of the committee.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, January 10, 1947

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

Assembly Concurrent Resolution No. 12
Assembly Concurrent Resolution No. 20
Assembly Joint Resolution No. 4

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above resolutions ordered enrolled.

GUESTS EXTENDED PRIVILEGE OF ASSEMBLY FLOOR

On request of Mr. Conrad, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. Rosalind Bates and Mrs. Mollie Malone of Los Angeles.

On request of Mr. Hahn, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mr. and Mrs. Albert Kloster of Los Angeles.

On request of the San Francisco Delegation, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Harvey M. Toy of San Francisco.

ADJOURNMENT

At 11.47 a.m., on motion of Mr. Dickey, the Speaker declared the Assembly adjourned until 11 a.m. Monday, January 13, 1947.

SAM L. COLLINS, Speaker

GERALDINE B. HADSELL, Minute Clerk

CALIFORNIA LEGISLATURE
FIFTY-SEVENTH (GENERAL) SESSION

ASSEMBLY DAILY JOURNAL

SIXTH LEGISLATIVE DAY
EIGHTH CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO
Monday, January 13, 1947

The Assembly met at 11 a.m.

Hon. Thomas A. Maloney, Speaker pro Tempore of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

ROLL CALL

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

Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker —79.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. Raymond Renwald:

To Thee have I lifted up my soul; in Thee, O my God, I put my trust, let me not be ashamed; neither let my enemies laugh at me; for none of them that wait on Thee shall be confounded Glory be to the Father and to the Son, and to the Holy Ghost, as it was in the beginning, is now, and ever shall be, world without end.—AMEN.

READING OF THE JOURNAL DISPENSED WITH

On motion of Mr. Conrad, further reading of the Journal of the previous legislative day was dispensed with.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of the Speaker pro Tempore, the Assembly then gave the pledge of allegiance to the Flag.

COMMUNICATIONS

By the Chief Clerk:

A communication from Mr. James Patrick Allen of San Andreas, relative to hit and run drivers, was received, and ordered filed with the Secretary of State.

RESOLUTIONS

The following resolutions were offered:

By Mr. Dickey:

House Resolution No. 30

Resolved, That the Controller be and he hereby is authorized to draw his warrants on the Contingent Fund of the Assembly in favor of the persons or firms listed below and for the amounts of money set opposite their respective names, and as itemized below, and the State Treasurer is hereby authorized and directed to pay the same:

Carithers Sign Company (name cards)	$32 20
Carnie-Goodwin-Pendleton Co (floor runners)	230 63
Folsom State Prison (refinishing and reconditioning chairs)	1,480 00
Bekins (moving chairs from State Capitol to Folsom Prison)	51 00
Bekins (moving chairs from Folsom Prison to State Capitol)	48 00
Department of Finance (refinishing Assembly desks)	607 83
H. S. Crocker Co. Inc. (supplies)	4 06

Resolution read, and referred to the Committee on Rules.

By Mr. Dickey:

House Resolution No. 31

Resolved by the Assembly of the State of California, That the Chief Clerk of the Assembly be and he hereby is authorized and directed to purchase eighty-three (83) sets of the latest edition of Deering's Codes of the State of California.

Resolved further, That the Chief Clerk of the Assembly be and he hereby is directed to deliver one (1) complete set of the codes to each Member of the Assembly, one (1) complete set of the codes to the Committee on Judiciary, one (1) to the committee on Ways and Means, and one (1) to the Chief Clerk of the Assembly.

Resolution read, and referred to the Committee on Rules.

By Mr. Dickey:

House Resolution No. 32

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

Commencing Monday, January 6th, 1947:	*Per day*
Helen Amsberry, Stenographer	$9 00
Leonora A. Trethowan, Stenographer	9 00

And be it further resolved, That the above named persons be stricken from the pay roll upon completion of their work on Tuesday, January 7, 1947.

DICKEY, Chairman

Request for Unanimous Consent

Mr. Dickey asked for, and was granted, unanimous consent to take up House Resolution No. 32, at this time, without reference to committee or file.

Resolution read.

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

AYES—Allen, Anderson, Beck, Berry, Blosser, Brady, Burke, Burns, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Luckel, Lyons, Maloney, McCollister,

McMillan, Niehouse, Price, Robertson, Rosenthal, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—69.

NOES—None.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

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

Assembly Bill No. 177: By Messrs. Lester T. Davis, Lowrey, Miller, and Doyle—An act to amend Section 3700 of the Health and Safety Code, relating to the use of common drinking cups.

Referred to Committee on Public Health.

Assembly Bill No. 178: By Mr. Silliman—An act making an appropriation for the acquisition of land in Monterey County as part of the State Park System.

Referred to Committee on Conservation and Planning.

Assembly Bill No. 179: By Mr. Silliman—An act to amend Sections 85 and 86 of the Fish and Game Code, relating to districts.

Referred to Committee on Fish and Game.

Assembly Bill No. 180: By Mr. Crichton—An act to amend Section 2191 of the Business and Professions Code, relating to the practice of medicine and surgery.

Referred to Committee on Public Health.

Assembly Bill No. 181: By Messrs. Crichton and Heisinger—An act to amend Section 19626 of the Business and Professions Code, relating to allocation of "Fair and Exposition Fund."

Referred to Committee on Agriculture.

Assembly Bill No. 182: By Mr. Clayton A. Dills—An act to add Sections 924 and 925 to the Labor Code, relating to employment of Mexican nationals.

Referred to Committee on Industrial Relations.

Assembly Bill No. 183: By Messrs. McCollister (By Request), Gannon, Anderson, Cooke, Dolwig, and McMillan—An act to amend Sections 2210, 2211, 2213 and 2216 of the Business and Professions Code, relating to application for physician's and surgeon's certificate.

Referred to Committee on Public Health.

Assembly Bill No. 184: By Mr. Thomas—An act to add Section 212.5 to the Labor Code, relating to payment of wages.

Referred to Committee on Industrial Relations.

Assembly Bill No. 185: By Mr. Thomas—An act to amend Section 1065 of the Fish and Game Code, relating to sardines.

Referred to Committee on Fish and Game.

Assembly Bill No. 186: By Mr. Thomas—An act to amend Section 1068 of the Fish and Game Code, relating to fish reduction or extraction processes.

Referred to Committee on Fish and Game.

Assembly Bill No. 187: By Mr. Thomas—An act to amend Section 1066 of the Fish and Game Code, relating to sardines.

Referred to Committee on Fish and Game.

Assembly Bill No. 188: By Messrs. Stanley and Sam L. Collins—An act to amend Section 261b of the Code of Civil Procedure, relating to phonographic reporters in counties of 130,000 population and over.

Referred to Committee on Municipal and County Government.

RESOLUTIONS

The following resolution was offered:

By Messrs. Kilpatrick, Rosenthal, Price, Bennett, and Hollibaugh:

House Resolution No. 33

Relative to the continuance of the Assembly Interim Committee on County and City Jails created by House Resolution No. 253 of the Fifty-sixth Regular Session

Resolved by the Assembly of the State of California, As follows:

1. The Assembly Interim Committee on County and City Jails created by House Resolution No. 253 of the Fifty-sixth Regular Session is continued as an Assembly committee at this general session, with all the rights, powers and duties possessed by the committee and its members immediately prior to the commencement of this session. Vacancies occurring or existing in the membership of the committee shall be filled by the appointing power.

2. The committee is authorized to act during this session of the Legislature including any recess, but not after final adjournment.

3. The provisions of the Joint Rules of the Senate and Assembly and of the Standing Rules of the Assembly, as soon as such rules are adopted at this session or amended from time to time, become applicable to this committee and its members.

Until the adoption of Joint Rules at this session, the Joint Rules of the last preceding regular session are incorporated herein and made applicable to this committee and its members.

4. The sum of five hundred dollars ($500) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Assembly for the expenses of the committee and its members and for any charges, expenses or claims it may incur under this resolution, to be paid from the said contingent fund and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read, and referred to the Committee on Rules.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolutions were read:

Assembly Bill No. 189: By Mr. Ralph C. Dills—An act to amend Section 4300h of the Political Code, relating to coroners' fees.

Referred to Committee on Municipal and County Government.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, January 10, 1947

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

Senate Concurrent Resolution No. 10
Senate Joint Resolution No. 1

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS

The following resolutions were read:

Senate Joint Resolution No. 1—Relative to memorializing the President and the Congress of the United States in relation to providing

funds to complete the Veterans Temporary Emergency Housing Program.

Referred to Committee on Rules.

Senate Concurrent Resolution No. 10—Relative to the continuance of the Joint Fact-Finding Committee on Un-American Activities created by Resolutions Chapter No. 143 of the Fifty-sixth Regular Session.

Referred to Committee on Rules.

COMMUNICATIONS

By the Chief Clerk:

The following communications were received, read, and ordered printed in the Journal:

ASSEMBLY CHAMBER, SACRAMENTO, January 13, 1947

MR. SPEAKER: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Concurrent Resolution No. 8—Relative to approving an amendment to the charter of the City of San Jose, a municipal corporation of the County of Santa Clara, State of California, voted for and ratified by the qualified electors of said city at a special municipal election held therein on November 5, 1946;

Assembly Concurrent Resolution No. 2—Relative to accredited press representatives and the authentication thereof;

And reports that the same have been correctly enrolled, and presented to the Secretary of State on the tenth day of January, 1947, at 3 p.m.

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly

ASSEMBLY CHAMBER, SACRAMENTO, January 13, 1947

MR. SPEAKER: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Joint Resolution No. 4—Memorializing the President and the Congress of the United States in relation to providing funds to complete the Veterans Temporary Emergency Housing Program;

Assembly Concurrent Resolution No. 20—Approving a certain amendment to the charter of the City of Bakersfield, County of Kern, State of California, voted for and ratified by the electors of said City of Bakersfield at a special election held therein on the fifth day of November, 1946;

Assembly Concurrent Resolution No. 12—Relative to the selection of the Legislative Counsel of California;

And reports that the same have been correctly enrolled, and presented to the Secretary of State on the thirteenth day of January, 1947, at 11 a.m.

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly

WITHDRAWAL AND RE-REFERENCE OF ASSEMBLY BILL NO. 88

Mr. Hollibaugh moved that Assembly Bill No. 88 be withdrawn from the Committee on Public Morals, and re-referred to the Committee on Agriculture.

Motion carried.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

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

Assembly Bill No. 190: By Mr. Ralph C. Dills (By request)—An act to add Section 19432.5 to the Education Code, relating to civic centers.

Referred to Committee on Education.

Assembly Bill No. 191: By Messrs Hawkins, Anderson, Thomas, Hollibaugh, Allen, Bennett, George D. Collins, Cooke, Crowley, Debs, Clayton A. Dills, Ralph C. Dills, Doyle, Fletcher, Grant, Heisinger, Kil-

patrick, McMillan, Miller, Robertson, and Rosenthal—An act to amend Sections 19601 and 19617 and to repeal Section 19616 of the Education Code, relating to child care centers, and declaring the urgency thereof, to take effect immediately.

Referred to Committee on Education.

Assembly Bill No. 192: By Messrs. Hawkins, Thomas, Anderson, Hollibaugh, Allen, Bennett, George D. Collins, Cooke, Crowley, Debs, Ralph C. Dills, Clayton A. Dills, Doyle, Fletcher, Grant, Heisinger, Kilpatrick, McMillan, Miller, Robertson, and Rosenthal—An act making an appropriation for the support of child care centers, and declaring the urgency thereof, to take effect immediately.

Referred to Committee on Education.

Assembly Bill No. 193: By Mr. Thurman—An act to provide for leasing adequate facilities and service for the establishment and operation of a telephone-typewriter system of communication between the State Department of Justice and the sheriff's office of Nevada County in Nevada City, and to make an appropriation therefor.

Referred to Committee on Judiciary.

Assembly Bill No. 194: By Messrs. Allen and Evans—An act to amend Section 19622 of the Business and Professions Code, relating to appropriations from the Fair and Exposition Fund.

Referred to Committee on Agriculture.

RESOLUTIONS

The following resolution was offered:

By Messrs. Evans, Conrad, Huyck, and Clayton A. Dills:

House Resolution No. 34

Relating to the creation of a Committee to Investigate Traffic and Parking Conditions in the City of Los Angeles

WHEREAS, The extensive use of motor transportation in the City of Los Angeles has produced traffic and parking conditions of major importance to that part of the State; and

WHEREAS, The future development of the City of Los Angeles industrially, commercially, and residentially demands a solution of the traffic and parking problem; and

WHEREAS, The safety of thousands of persons is daily endangered by the density of the traffic in the City of Los Angeles and by the contribution thereto from lack of parking space; now, therefore, be it

Resolved by the Assembly of the State of California, As follows:

1. The Los Angeles Traffic and Parking Committee is hereby created and authorized and directed to ascertain, study and analyze all facts relating to traffic and parking in the City of Los Angeles, the means of promoting safety with respect thereto, and additional streets and parking places in the City of Los Angeles, including but not limited to the operation, effect, administration, enforcement and needed revision of any and all laws in any way bearing upon or relating to the subject of this resolution, and to report thereon to the Assembly, including in the reports its recommendations for appropriate legislation.

2. The committee shall consist of _____ Members of the Assembly appointed by the Speaker thereof. Vacancies occurring or existing in the membership of the committee shall be filled by the appointing power.

3. The committee is authorized to act during this session of the Legislature, including any recess, but not after final adjournment.

4. The committee and its members shall have and exercise all of the rights, duties and powers conferred upon investigating committees and their members by the provisions of the Joint Rules of the Senate and Assembly and of the Standing Rules of the Assembly as they are adopted and amended from time to time, which provisions are incorporated herein and made applicable to this committee and its members.

5. The committee has the following additional powers and duties:

(a) To select a chairman and a vice chairman from its membership

(b) To contract with such other agencies, public or private, as it deems necessary for the rendition and affording of such services, facilities, studies and reports to the committee as will best assist it to carry out the purposes for which it is created.

(c) To cooperate with and secure the cooperation of county, city, city and county, and other local law enforcement agencies in investigating any matter within the scope of this resolution, and to direct the sheriff of any county to serve subpenas, orders and other process issued by the committee.

(d) To report its findings and recommendations to the Legislature and to the people from time to time and at any time, not later than the tenth legislative day following the reassembling of the Legislature after the recess of this session required by Section 2 of Article IV of the Constitution.

(e) To do any and all other things necessary or convenient to enable it fully and adequately to exercise its powers, perform its duties, and accomplish the objects and purposes of this resolution.

6. The sum of one thousand five hundred dollars ($1,500) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Assembly for the expenses of the committee and its members and for any charges, expenses or claims it may incur under this resolution, to be paid from the said contingent fund and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read, and referred to the Committee on Rules.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

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

Assembly Bill No. 195: By Mr. Cooke—An act to amend Section 19533 of the Government Code, relating to lay-offs.

Referred to Committee on Civil Service and State Personnel.

Assembly Bill No. 196: By Mr. Cooke—An act to amend Section 18936 of the Government Code, relating to limitation of number of candidates.

Referred to Committee on Elections and Reapportionment.

Speaker Presiding

At 11.25 a.m., Hon. Sam L. Collins, Speaker of the Assembly, presiding.

Assembly Bill No. 197: By Mr. Cooke—An act to amend Section 18854 of the Government Code, relating to salary adjustment.

Referred to Committee on Civil Service and State Personnel.

Assembly Bill No. 198: By Mr. Cooke—An act to amend Section 19535 of the Government Code, relating to classifications.

Referred to Committee on Civil Service and State Personnel.

Assembly Bill No. 199: By Mr. Cooke—An act to amend Section 19534 of the Government Code, relating to lay-offs.

Referred to Committee on Civil Service and State Personnel.

Assembly Bill No. 200: By Mr. Cooke—An act to amend Section 18953 of the Government Code, relating to promotional examinations.

Referred to Committee on Civil Service and State Personnel.

Assembly Bill No. 201: By Mr. Cooke—An act to amend Section 19303 of the Government Code, relating to performance reports.

Referred to Committee on Civil Service and State Personnel.

Assembly Bill No. 202: By Mr. Cooke—An act to amend Section 18905 of the Government Code, relating to reemployment lists.

Referred to Committee on Civil Service and State Personnel.

Assembly Bill No. 203: By Mr. Cooke—An act to add Section 6527 to the Business and Professions Code, relating to the practice of barbering at state institutions.

Referred to Committee on Public Health.

Assembly Bill No. 204: By Mr. Maloney—An act to amend Section 4661 of the Labor Code, relating to compensation for permanent disability under the Workmen's Compensation Act.

Referred to Committee on Finance and Insurance.

Assembly Bill No. 205: By Mr. Maloney—An act to amend Section 4453 of the Labor Code, relating to average weekly earnings under the Workmen's Compensation Act.

Referred to Committee on Finance and Insurance.

Assembly Bill No. 206: By Mr. Maloney—An act to amend Section 4460 of the Labor Code, relating to permanent and temporary disability under the Workmen's Compensation Act.

Referred to Committee on Finance and Insurance.

Assembly Bill No. 207: By Messrs Price, Geddes, Bennett, Berry, Brady, Burke, Butters, Clarke, Cooke, Crichton, Crowley, Debs, Clayton A. Dills, Dunn, Evans, Kilpatrick, Knight, Maloney, Silliman, Stewart, Thorp, and Weber—An act providing the preparation, publication, and distribution of a book showing the trees and shrubs of California and making an appropriation.

Referred to Committee on Education.

Assembly Bill No. 208: By Messrs. Crowley and Allen—An act to add Section 158.51 to the Welfare and Institutions Code, relating to commissary stores at state institutions.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 209: By Messrs. Crowley and Allen—An act to appropriate the sum of $_____from the general funds of the State of California not otherwise appropriated to provide for payment to members of the post band at the State Veterans' Hospital.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 210: By Mr. Thurman—An act to add Section 156.2 to the Welfare and Institutions Code, relating to the expenditures of funds.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 211: By Mr. Hollibaugh—An act to add Section 17129.5 to the Revenue and Taxation Code, relating to gross income under the Income Tax Law.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 212: By Messrs. Burns, Berry, and Thomas—An act making an appropriation to the Division of Beaches and Parks, Department of Natural Resources, for the acquisition of land as part of the State Park System.

Referred to Committee on Conservation and Planning.

Assembly Bill No. 213: By Messrs. Grant and Fletcher—An act to add Section 44.11 to the Vehicle Code, relating to authorized emergency vehicles.

Referred to Committee on Transportation and Commerce.

Assembly Bill No. 214: By Mr. Cramer—An act to repeal Section 634 of the Vehicle Code and to add Section 620.6 to said code, relating to fog lamps.

Referred to Committee on Transportation and Commerce.

Assembly Bill No. 215: By Mr. Cramer—An act to repeal Section 586 of, and to add a new Section 586 to, the Vehicle Code, relating to parking of vehicles.

Referred to Committee on Transportation and Commerce.

Assembly Bill No. 216: By Mr. Cramer—An act to amend Section 90 of the Vehicle Code, relating to residence districts.

Referred to Committee on Transportation and Commerce.

Assembly Bill No. 217: By Mr. Cramer—An act to amend Section 259 of, to add Section 259.2 to, and to repeal Section 258.1 of, the Vehicle Code, relating to the driving of vehicles.

Referred to Committee on Transportation and Commerce.

Assembly Bill No. 218: By Mr. Thomas—An act to amend Section 56 of the Unemployment Insurance Act, relating to disqualifications for benefits.

Referred to Committee on Finance and Insurance.

Assembly Bill No. 219: By Mr. Dunn—An act to amend Section 77 and Section 78 of the Unemployment Insurance Act, relating to unemployment insurance.

Referred to Committee on Finance and Insurance.

Assembly Bill No. 220: By Mr. Dunn—An act to amend Section 57 of the Unemployment Insurance Act, relating to ability to, and availability for, work.

Referred to Committee on Finance and Insurance.

Assembly Bill No. 221: By Mr. Dunn—An act to amend Section 57 of the Unemployment Insurance Act, relating to ability to, and availability for, work.

Referred to Committee on Finance and Insurance.

Assembly Bill No. 222: By Messrs. Rosenthal and Waters—An act to amend Section 274a of the Code of Civil Procedure, relating to phonographic reporters.

Referred to Committee on Judiciary.

Assembly Bill No. 223: By Messrs. Rosenthal and Waters—An act to add Section 269a to the Code of Civil Procedure, relating to phonographic reporters.

Referred to Committee on Judiciary.

Assembly Bill No. 224: By Mr. Rosenthal—An act to amend Section 1557 of the Penal Code, relating to fugitives from justice.

Referred to Committee on Judiciary.

Assembly Bill No. 225: By Mr. Rosenthal—An act to amend Sections 29851 and 29852 of the Government Code, relating to duplicate county warrants.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 226: By Mr. Ralph C. Dills—An act to amend Section 12 of an act entitled "An act authorizing the establishment of municipal courts, prescribing their constitution, regulation, government, procedure and jurisdiction, and providing for the election and appointment of the judges, clerks and other attaches of such courts, their terms of office, qualification and compensation and for the selection of jurors therein," approved May 23, 1925, relating to residential qualifications of attaches of municipal courts.

Referred to Committee on Judiciary.

Assembly Bill No. 227: By Mr. Ralph C. Dills—An act to add Article 12, consisting of Sections 8000, 8001, 8002, 8003, 8004, 8005, and 8006, to Chapter 4, Part 2, Division 7, of the Health and Safety Code, relating to the abandonment of county-owned cemeteries, the disposition of the interred remains and the future use of the abandoned cemetery.

Referred to Committee on Municipal and County Government

Assembly Bill No. 228: By Mrs. Niehouse and Mr. Cramer—An act to amend Section 3 of an act entitled "An act creating an additional district court of appeal known as the District Court of Appeal for the Fourth Appellate District, redividing the State into appellate districts, providing for the maintenance and operation of said court, and making an appropriation therefor," approved June 5, 1929, relating to sessions.

Referred to Committee on Judiciary.

Assembly Bill No. 229: By Mrs. Niehouse and Mr. Cramer—An act to amend Section 16482 of the Education Code, relating to physical examinations of pupils in the Public School System.

Referred to Committee on Education.

Assembly Bill No. 230: By Mrs. Niehouse—An act to amend Section 9 of the Municipal Court Act of 1925, relating to the constitution of the court and to compensation of officials.

Referred to Committee on Judiciary.

Assembly Bill No. 231: By Mrs. Niehouse—An act to amend Section 5193 of the Public Resources Code, relating to parks.

Referred to Committee on Conservation and Planning.

Assembly Bill No. 232: By Mr. Lowrey—An act to amend Section 6830 of the Harbors and Navigation Code, relating to port commissions.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 233: By Mr. Fletcher—An act to amend Section 4652 of the Labor Code, relating to waiting period under the Workmen's Compensation Act.

Referred to Committee on Finance and Insurance.

Assembly Bill No. 234: By Mr. Caldecott—An act to amend Section 1 of an act entitled "An act to suspend those provisions of Article XI, Section 5, of the Constitution relating to the compensation of county, township and municipal officers, declaring the urgency hereof, to take effect immediately," approved January 24, 1945, relating to the compensation of county, township, and municipal officers, declaring the urgency hereof, to take effect immediately.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 235: By Messrs. Caldecott and Fletcher—An act to amend Section 103 of the Code of Civil Procedure, relating to justices' courts in townships and cities.

Referred to Committee on Judiciary.

Assembly Bill No. 236: By Messrs. Caldecott and Fletcher—An act to amend Section 103½ of the Code of Civil Procedure, relating to justice's clerks in cities and towns.

Referred to Committee on Judiciary.

Assembly Bill No. 237: By Mr. Hollibaugh—An act to add Section 6604.5 to the Business and Professions Code, relating to barbers and barber colleges.

Referred to Committee on Public Health.

Assembly Bill No. 238: By Mr. Hollibaugh—An act to amend Section 6509 of the Business and Professions Code, relating to the inspection of barber shops and barber colleges.

Referred to Committee on Public Health.

Assembly Bill No. 239: By Messrs. M. Philip Davis, Dickey, Gannon, Grunsky, McMillan, Robertson, and Rosenthal—An act to add Section 362e to the Civil Code and Chapter 4, comprising Sections 4400 to 4405, inclusive, to Part 8 of Division 1 of Title 1 of the Corporations Code, relating to corporations, and providing for the effectuation of plans of reorganization under the federal laws relating to bankruptcy.

Referred to Committee on Judiciary.

Assembly Bill No. 240: By Messrs. M. Philip Davis, Dickey, Gannon, Grunsky, McMillan, Robertson, and Rosenthal—An act to amend Section 1033.7 of the Code of Civil Procedure, relating to judgment creditors claiming costs or disbursements.

Referred to Committee on Judiciary.

Assembly Bill No. 241: By Mr James—An act to amend Section 9 of the County Civil Service Enabling Act and Section 31101 of the Government Code, relative to powers of the boards of supervisors of counties in establishing civil service systems.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 242: By Messrs. James and Silliman—An act to amend Section 4238 of the Political Code and Sections 28109 of the Government Code, relating to compensation for public services in counties of the ninth class.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 243: By Messrs M. Philip Davis and Caldecott —An act to amend Section 172.5 of the Penal Code, relating to the operation of certain clubs near certain institutions.

Referred to Committee on Public Morals.

Assembly Bill No. 244: By Mr McCollister—An act to add Section 330.1 to the Penal Code, relating to gaming, and to gambling places.

Referred to Committee on Public Morals.

Assembly Bill No. 245: By Messrs. Thompson and Kirkwood—An act making an appropriation for a state office building in the City of San Jose.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 246: By Messrs. Robertson, Cooke, and Silliman—An act making an appropriation for a state office building in the City of Santa Barbara.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 247: By Mr. Stephenson—An act to amend Section 2450 and Section 2452 of the Business and Professions Code, relating to chiropody.

Referred to Committee on Public Health.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, January 13, 1947

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

Assembly Concurrent Resolution No. 22

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above resolution ordered enrolled.

ANNOUNCEMENT

Mr. Hollibaugh announced that on Wednesday, January 15, 1947, at noon, a luncheon will be held in the Palm Court of the Hotel Senator for the members of the Los Angeles Delegation.

REQUEST FOR UNANIMOUS CONSENT TO PRINT REPORT

Mr. Burns asked for, and was granted, unanimous consent that the following Preliminary Report of the Joint Fact-Finding Committee on Highways, Streets, and Bridges be ordered printed in the Journal:

PRELIMINARY REPORT OF THE JOINT FACT-FINDING COMMITTEE ON HIGHWAYS, STREETS, AND BRIDGES TO THE FIFTY-SEVENTH (FIRST EXTRAORDINARY) SESSION OF THE CALIFORNIA LEGISLATURE

January 13, 1947

Appointed under Senate Concurrent Resolution No. 27 of the Fifty-sixth Session of the Legislature. Filed with Secretary of State June 16, 1945 (Res Chap. 133, Stats. of 1945, p. 3138)

Members of the Committee

RANDOLPH COLLIER, Chairman	CHARLES W. STREAM, Vice Chairman
GEORGE J. HATFIELD	MICHAEL J. BURNS
BEN HULSE	C. DON FIELD
JAMES J. McBRIDE	GERALD P. HAGGERTY
THOMAS McCORMACK	CHARLES W. LYON
JERROLD L. SEAWELL	BERNARD A. SHERIDAN
JACK B. TENNEY	FRANK J. WATERS

In accordance with provisions of Senate Concurrent Resolution No. 27, we submit herewith a Report of the Joint Fact-Finding Committee on Highways, Streets, and Bridges.

By Senate Concurrent Resolution No. 27 (Res. Chap. 133, Stats. of 1945), this committee was in effect instructed to advise the Legislature as to how the people of California should provide themselves with a highway system that will supply efficient and economical service during the next decade. Specifically, we were directed to determine what changes are required in present methods and concepts in order to guarantee that our roads and streets will be built to adequate engineering design standards, provided in the proper places at the right time, at costs which are as low as possible and fairly distributed among those who benefit from the services rendered.

From the outset of this investigation it has been apparent to your committee that the issues and problems involved are of bewildering proportions. And during the exploratory period of the study it became equally apparent that there existed no single repository of knowledge, fact or judgment from which ready solutions could be drawn. Those conditions have controlled the organization and conduct of our work. We have conducted extensive hearings and field studies. We have sought and obtained information from many state and local agencies. We have secured technical advice from competent specialists in the fields of engineering and finance. And, finally, your committee has participated in the work of other legislative committees, particularly in problems relating to safety and other matters affecting regulation of highway use.

PART I—ORGANIZATION OF WORK

Committee Hearings and Field Studies

In accordance with Senate Concurrent Resolution No. 27 of the Fifty-sixth Session, your Highway Committee met in the State Building

in San Francisco on September 11, 1945, to organize its staff and appoint members of its Advisory Council, consisting of representatives of statewide public and private agencies and other organizations interested in road problems. The members of the Advisory Council are:

P. Arnold Anderson, Private Truck Owners Bureau of California.
Lewis E. Arnold, League of California Cities.
Donald W. Cleary, Mayor's Office, San Francisco.
Stephen W. Cunningham, Los Angeles Traffic Association.
J. Allen Davis, Automobile Club of Southern California.
Peter H. Ducker, Motor Vehicle Advisory Committee.
Frank G. Forward, Highway Development Association of San Diego.
Don E. Gilman, Western Oil and Gas Association.
Leo C Hammett, County Supervisors Association of California.
George A. Herz, Jr., Associated General Contractors.
Dr. L. I. Hewes, Public Roads Administration.
William V. Hill, California Transit Association.
George Hoberg, Redwood Empire Association.
C O. Hoober, California Farm Bureau Federation.
[1]Edgar E. Lampton, Department of Motor Vehicles, State of California.
Samuel Leask, Jr , California Retailers Association.
[2]Clark Galloway, California State Chamber of Commerce.
Col. F. C. Lynch, Greater Los Angeles Safety Council.
George T. McCoy, Department of Public Works, State of California.
A. J. McFadden, Agricultural Council of California.
[3]Claude Minard, California Railroad Association.
Edwin S. Moore, California State Automobile Association.
Frew Morton, Outdoor Advertising Industry.
Dixwell L. Pierce, State Board of Equalization.
Charles W. Real, California State Federation of Labor.
[4]F. G. Pellett, Brotherhood of Railroad Trainmen.
David G. Shearer, The Trucking Industry, Inc.
J. P. Spaenhower, The Truck Owners Association of California.
Charles C. Stanley, Esq., The Texas Company

Since that time the committee has held 64 hearings throughout all parts of the State, for the purpose of having the boards of supervisors of every county and the officials of every city in the State present their road problems and recommend solutions. All interested parties were given an opportunity to present their views and persons of special competence from industry and certain national organizations were asked to give the committee the benefit of their knowledge and experience.

During its hearings in various parts of the State the members of the committee, together with state, county and city officials, were driven over many of the roads on which there are critical deficiencies and on which future construction projects are proposed in order to view at first hand the problems and proposed solutions. The members personally inspected many areas of acute congestion and points of frequent traffic accidents.

Members of the committee's staff were instructed to make all necessary field investigations and to interview officials in various parts of the State on special problems. The committee and staff have inspected in excess of 10,000 miles of roads in the State during the period of the study.

Engineering and Financial Studies

The committee sought the consultative services of leading specialists in the various fields, both in and out of California. Mr. Charles L. Dearing of the Brookings Institution, Washington, D. C., assisted the committee as adviser and consultant. Mr. Richard M. Zettel, formerly a highway economist on the staff of the Board of Investigation and Research, and

[1] Vice Gordon Garland, resigned.
[2] Vice John Luther, resigned.
[3] Vice Frank Karr, Esq., resigned.
[4] Vice Harry See, resigned.

former Director of Research, Washington State Tax Commission, was chosen to submit an historical and statistical analysis of taxes for highway purposes in California. Mr. G. Donald Kennedy, Vice President of the Automotive Safety Foundation, was loaned to the committee to direct the engineering studies. And Mr. Bertram H. Lindman, formerly an engineering economist with the Highway Cost Commission of the State of Washington, was engaged to make an economic and financial study of future highway revenues and expenditures.

Members of the research staff were instructed to report to the committee so the committee, in turn, could formulate its policies and make recommendations to the Legislature.

The results of these various studies are attached hereto as staff reports No. 1 (Engineering Report), No. 2 (Financial Report), and No. 3 (Tax Analysis). The committee desires to point out that the recommendations contained in the engineering report and in the financial report are the personal recommendations of the particular members of the research staff who prepared the reports. The committee has not approved these recommendations On the other hand, several members of the committee are in sharp disagreement with some of the recommendations.

The committee does believe that the factual information and much of the analysis contained in these reports are indispensable to a solution of the problems involved. Therefore, a careful study of these reports is urged upon the individual Members of the Legislature.

Information From State and Local Agencies

In addition to asking each county Board of Supervisors and the officials of each city to present information, the committee requested the State Highway Engineer, the Legislative Auditor, the Director of Motor Vehicles, the State Controller, the Board of Equalization, the County Supervisors Association of California, and the League of California Cities to submit all available data bearing on the subjects of the committee's inquiries. Members of the Advisory Council were also invited to provide information for the use of the committee.

At all of its hearings the committee has asked state, county, and city officials to explain in detail the various ramifications of road administration at all levels of government.

Cooperation With Other Legislative Committees

It became apparent to the committee early in its studies that the regulation of highway use, and more particularly law enforcement, would have to be considered along with engineering studies if safety on the highways were to be provided. The Senate Committee on Governmental Reorganization had made a study of Motor Vehicle Administration in California with special reference to the Division of Enforcement. It was decided that this Senate Committee, from its experience, would be better qualified to study and report on the general subject of enforcement, including driver licensing which is administered by a separate division of the Department of Motor Vehicles. Therefore, by arrangement with the chairman of the Senate committee, a Report on Traffic Law Enforcement was obtained from Lt. Col. Franklin M. Kreml of the International Association of Chiefs of Police and is on file with the Senate Committee on Governmental Reorganization.

The committee asked the Department of Motor Vehicles for certain statistical information essential to its studies, and learned that a large amount of work and a prohibitive expenditure of funds would be required to obtain from vehicle registration records in the department information as to weights of commercial vehicles and the place where all vehicles are garaged and used. Therefore, by arrangement with the Legislative Auditor, a study of vehicle registration and the mechanization of registration procedures was undertaken by the Joint Legislative Budget Committee in order to modernize both motor vehicle registration and the related financial and statistical procedures. A report has been filed with the Senate Committee on Governmental Reorganization. If the recommendations of the Legislative Auditor are adopted, valuable statistical information will become available. Such data would enable the Legislature to allocate highway-user revenues and other road funds more equitably in the future.

Matters of general taxation are being studied by the Senate and Assembly Committees on State and Local Taxation, but on certain matters of highway taxation which overlap their field these legislative committees have cooperated with our committee during the course of its investigations.

PART II—OUTLINE OF MAIN PROBLEMS AND SUMMARY OF CONCLUSIONS

The committee's activities have been focused on the four major problems of highway management:

1. Determination of the proper size, cost, and use classification of a modern highway system.
2. Fair distribution of these costs among various groups of highway users and general taxpayers.
3. The proper allocation of administrative authority and financial responsibility among the levels of government.
4. Regulation of highway use to obtain maximum service and to protect life and property.

From analysis and interpretation of the data bearing on each of these major problems your committee has reached four basic and controlling conclusions:

A. Important Segments of California's Road and Street System Are Critically Inadequate and Need Immediate Improvement

The present system does not have sufficient capacity to move existing volumes of traffic economically, safely, or conveniently. And it will become progressively more deficient in view of expected increases in motor vehicle use. It is obvious that key segments of the system must be rebuilt to modern standards of lane capacity, alignment and grade; and all tested devices for minimizing traffic hazards must be built into the system without delay.

An aggregate expenditure of at least $2,819,853,000 between July 1, 1945, and June 30, 1959, will be required in order to modernize the road and street plant, provide adequate maintenance, and assure efficient administration.

Work under way or projected for the period up to January 1, 1948, will reduce the amount of expenditure required for this minimum highway program from January 1, 1948, to June 30, 1959, to $2,434,730,000.

The committee is convinced that the best possible use of an inherently deficient plant will not produce the kind and quality of automotive service required for a balanced development of the social and economic life of California. When a physical plant becomes functionally or technically obsolete it must be rebuilt or expanded. Otherwise, stagnation sets in, inefficiencies multiply, and costs mount.

Your committee recognizes that sound management of highway, road, and street facilities requires as a primary objective the preservation of the substantial capital investment in the existing plant by making adequate provision for maintenance. Therefore, the Legislature should first make provision for such maintenance.

Ordinary business prudence dictates, however, that we should not attempt during the next decade to extract 45,000,000,000 miles of vehicle travel annually from a road and street system that is visibly inadequate to carry the present annual traffic load of 32,000,000,000 vehicle-miles. By that course of inaction the users would in reality pay as much for a thoroughly inefficient service as would be required to finance a modern road plant.

The basic choice is clear. The people should be in favor of investing capital in a long-term right-of-way acquisition program and the building of a permanent and productive road plant as against dissipating a greater amount in high operating costs, in highway maintenance and vehicle operation, repair and replacement of damaged vehicles, increased insurance outlays, and the mending of personal injuries, not to mention the terrible loss of life in traffic accidents.

The program of road and street modernization proposed in the Engineering Report is, in the judgment of the committee, conservative and a bare minimum of the needs of the State. In this regard the committee desires to call attention to the estimates of need as submitted by the counties, upon which the program of county road improvement proposed in the Engineering Report was based after making certain adjustments. The total amount of critical deficiencies and necessary improvements as reported by the counties was $322,635,560. However, in its hearings throughout the State the committee found that few of the counties had made an adequate determination of either their critical deficiencies or necessary improvements. This was due in part to the inability of the counties to secure sufficient trained engineering personnel due to wartime conditions. In part it was due to the lack of a centralized and efficient road administration. Obviously the figure above mentioned cannot be considered as an accurate estimate of county road needs. The committee believes the sum is entirely inadequate to put our county roads in proper condition.

It was also apparent to the committee during the course of its hearings that a number of cities did not have adequate plans and information upon which to base accurate estimates of their needed street improvements.

The committee recognizes the necessity for an investigation, study, and report upon the critical deficiencies and necessary improvements of

both the county road and major city streets systems. It recommends that the Legislature direct the California Highway Commission to make a complete survey thereof, in cooperation with the counties and cities, and report its findings to the Legislature.

In general, however, the program outlined in the Engineering Report is soundly conceived in its major outlines. The engineering standards applied in formulating the improvement program for the various road and street systems are those developed by the American Association of State Highway Officials. The recommended programming of improvements assigns priorities where they belong: On the roads and streets which are of primary interest to the motor vehicle users who will be expected to assume a major portion of the costs. The estimates of aggregate cost take account of probable changes in the price level, make allowance for adequate maintenance of the road and street plant, and provide for the necessary administrative overhead. In our opinion any lesser program will fail to provide acceptable standards of service.

The existing revenue system will produce approximately $1,862,-782,000, under present tax levies and rates, at expected levels of motor vehicle use and projected property valuation. The difference between estimated aggregate cost and revenue, amounting to at least $957,071,000, must be obtained either from other sources or by increasing the present rates of user charges (fuel taxes, license fees, etc.) and property taxes.

B. The Present System of Dividing Road and Street Costs Among Taxpayers Is Inequitable in Important Respects and Requires Adjustment

1. Division of Total Highway Costs Between General Taxpayers and Highway Users

A road and street system of the character and magnitude proposed in this report will require expenditures at a rate considerably in excess of the present level. The proper assignment of these costs among groups of taxpayers raises the most controversial issues involved in the problem. We have not in the course of our study been able to discover authoritative rules or principles by which anyone can devise precise taxing policies and schedules that will serve to divide total costs with exact fairness among those who are expected to benefit from road and street use. We believe, however, that there has been accumulated a sufficient body of data to afford substantial guidance in the formulation of a workable and fair system of highway management and financing.

The general method under which highway costs have been divided between general taxpayers and motor vehicle users does not provide a fair distribution of the burden. Motor vehicle users have been singled out as a special class of beneficiaries and, since 1920, have been assigned progressively larger portions of the highway bill. The road and street facilities which are of predominant interest to these special users remain critically deficient. Substantial amounts of state-collected user taxes have been expended on segments of California's road plant which carry small percentages of the total traffic. This dispersion of revenue has obviously retarded scientific programming of road improvement in accordance with transportation requirements.

Under these circumstances it would be inappropriate to fill the revenue gap by the simple device of a proportional increase in present tax rates. This would only perpetuate and intensify the existing inequities.

What is required is a basic reclassification of roads and streets in accordance with the predominant purposes served. This method affords the most orderly device for dividing financial responsibility for construction and replacement between motor vehicle users and other taxpayers, the costs to be assumed by motor vehicle users, as special taxpayers, should be limited to specifically designated systems composed exclusively of roads and streets which can be justified on the basis of transportation savings. The cost of other facilities which are maintained primarily to give access to land and dwellings must be borne by the present and prospective beneficaries of their use.

By making practical application of these principles to the program proposed in the Engineering Report, your committee finds that motor vehicle users as a class should be assigned primary financial responsibility for:

a. The improvement and maintenance of the State Highway System. It is not contemplated that primary responsibility for any portion of the State Highway System will be transferred to local jurisdiction.
b. The construction and replacement (capital outlays) of a system of primary county roads, which system will be fixed under standards adopted by the Legislature.
c. The construction and replacement (capital outlays) of a system of city streets of major importance, which system will be limited according to standards adopted by the Legislature.

2. Distribution of the Highway Users' Share of Costs

The portion of the total highway bill assignable to motor vehicle users, as such, is at present not equitably divided among the users of various classes of motor vehicles (passenger cars and light trucks, privately-operated commercial vehicles, and for-hire commercial vehicles).

The problem facing the Legislature is essentially one of finding a fair, just and reasonable price for a publicly-provided service. It is complicated by all of the inherent issues encountered by regulatory commissions in setting a fair rate for public utility services such as railroad transportation, power, heat, and light. For the State, in providing road and street facilities, is in effect managing and financing a full-scale transportation system. In establishing the prices to be paid by the users of this service the Legislature is therefore acting in the same general capacity as a regulatory commission in fixing reasonable rates for privately-owned utilities. These public regulatory commissions apply certain universally accepted standards. Thus, no private utility is permitted to charge a rate which would produce an exorbitant profit. All rates as applied to similarly situated individuals or communities must be nondiscriminatory. And, of equal importance, individual rates must bear some reasonable relationship to the cost of performing specific services.

There is no apparent reason why the same standards should not bind the State in establishing tax rates for the use of its highways. In short, by the application of these generalized standards at least the upper and lower limits of a reasonably fair system of user charges can be definitely established. The determination of the specific rate schedules within these limits is an appropriate function of the Legislature where highway charges are concerned, just as the exercise of discretion and

judgment is the function of regulatory commissions in other fields of utilities operation.

In the judgment of your committee, the evidence indicates that the existing system of user taxes is defective in at least two major respects: First, it discriminates against small vehicles because it relies primarily upon gasoline taxes; and gasoline consumption per mile does not increase proportionally to the gross weight of the vehicle. Second, while the present user tax system, with its 3 percent gross receipts tax on intercity for-hire operations does not discriminate against for-hire vehicles as a group, it does discriminate against certain for-hire vehicles whose annual mileage is no greater than that of certain private vehicles of a similar size but which are not subject to the gross receipts tax.

The fact that gasoline consumption does not adequately measure highway use makes it necessary to devise supplementary taxes which will make up the deficiency of the gasoline taxes. Based on analysis of several possible tax bases, we have concluded that a system of mileage taxes, supplemented by an annual registration fee at a nominal rate, affords the fairest and most workable method of developing a balanced system of user charges.

Mileage taxes, applicable only to vehicles over a given gross weight, would supplement the registration fee and the motor fuels taxes in an equitable manner because they would directly measure highway use and, hence, benefits derived from highways. The mileage tax schedule should be graduated with the gross weight of the vehicle to compensate for the gasoline tax deficiency, in order to require payments on each vehicle commensurate with size as well as mileage traveled.

The upper limit for mileage taxes may be established by the ton-mile method, that is, the tax schedule should require tax contributions from vehicles proportional to their relative ton-miles of operation. Gross ton-miles may be considered an appropriate measure of highway use and hence of benefits derived. Adoption of a mileage tax of this nature will shift part of the relative tax burden from light vehicles to heavier vehicles.

The lower limit for mileage taxes may be established by adjustments designed so that the total relative contribution by commercial operators will not be less than that which exists under the present system of user taxes. These mileage tax rates may be considered the minimum. For it would be inequitable to reduce the relative contributions of commercial operators in the face of evidence that the existing system already discriminates against private passenger cars, particularly in view of the fact that the improved road plant will benefit commercial users as well as passenger cars and that many of the critical deficiencies in the existing system are directly traceable to the heavy vehicles of commercial users. A mileage tax system predicated upon the lower limit would not change the distribution among major vehicle classes, and hence would not remove discrimination against passenger cars. It would, however, improve the internal distribution of the burden among heavy commercial vehicles and eliminate discrimination against certain for-hire and low-mileage vehicles.

An additional adjustment is required in the user tax system because diesel fuel consumption per mile is substantially less than gasoline consumption per mile for vehicles of the same size.

C. Revisions of a Fundamental Nature Are Required in the Methods Now Employed to Divide Authority and Responsibility Among Levels of Government

Under existing arrangements the State recognizes that it has certain responsibilties for the support of roads and streets lying outside the designated State Highway System. At present, an attempt is made to satisfy this responsibility through a complicated and irrational set of allocation formulae. There are several fundamental defects in this procedure which need remedying.

The present formula method of allocating state aid is arbitrary, both as to total amount of funds allocated and as to distribution among individual counties and cities. For instance, in the distribution of gasoline tax moneys to counties in the Fiscal Year 1946, at one extreme a county with 518 miles of maintained county roads received $1,133,672, or $2,187 per mile, while at the other extreme a county with 953 miles of maintained county roads received $48,260, or $51 per mile. Obviously, the amounts made available to local units bear no necessary relationship either to the true road and street needs or to the real and variable costs of satisfying those needs.

Several counties now violate the most elementary standards of efficient road management. They divide available funds arbitrarily among supervisorial districts. By failing to center policy-making in the governing body of the county, and administrative responsibility in a single agency or individual, they confuse overhead control with execution of a program and get poor results on both scores.

These defects can be remedied by the following measures:

1. Revising methods of distributing highway-user funds to local units and limiting the application of construction funds to a system of primary county roads and a system of major city streets strictly defined under standards adopted by the Legislature.
2. Withholding state financial aid from any county or city that has not established centralized and efficient road or street administration and made provision for adequate reporting of road and street expenditures to the State Controller.[1]

It is contemplated that the Legislature should adopt standards defining the county roads and city streets eligible for inclusion in the primary county road and major city street systems. The county board of supervisors or the city council, as the case may be, should, after local public hearing properly advertised, select the roads or streets to be included in such systems. At the state level the approving authority should not disapprove the inclusion of any road or street designated by the local authority until and unless the state authority holds a local public hearing, properly advertised, in the particular county or city affected.

The State, as a representative of the people as a whole, cannot be indifferent to the inefficient use of tax resources. Much less can it overlook the wasting of state-collected revenues. Consequently, where the proceeds of state-imposed tax levies are involved, it is imperative that the State limit the application of those funds to the purposes for which they were collected and guarantee their effective use. In practical application this

[1] The County Supervisors Association of California, in a resolution adopted November 14, 1946, recognized the desirability of consolidation of county road administration.

means that user charges, collected as the price for a specific highway service, must be applied only to those roads and streets which have been provided to meet the needs of motor vehicle users.

The purpose of the controls outlined above is not to deprive local units of the initiative and independent action necessary to the exercise of local self-determination in the administration of roads and streets. Rather, the purpose is to strengthen local highway management and, at the same time, to protect the State's interest in the use of funds dedicated primarily to the needs of motor vehicle users.

The State could, of course, choose to discharge its responsibility in this matter by centralizing control over all roads and streets which possess any state-wide importance. Thus, it could absorb into the State System all roads and streets which are to receive support from user revenues. This line of action would leave many local units, especially counties, unable to carry on the residual road function. And it would inevitably lead to complete centralization of all road and street work in the state agency, an alternative that has been adopted in several states (North Carolina, West Virginia, Virginia, and Delaware) but which this committee feels would be a step in the wrong direction.

The general plan of administration recommended in this report is designed to strengthen local road administration and at the same time to discharge more effectively the inherent responsibility which resides in the State Government. It is contemplated that counties and cities will program, budget for, construct, and maintain the projects on their primary county road systems and their major city street systems. The plan will require that the projects initiated by the counties and cities be approved at the state level, primarily to insure integration of the road and street systems. There is now no method by which the local levels of government can effectively coordinate their proposed improvement programs.

Successful management of any undertaking of the size and complexity contemplated in a future highway program costing at least 2.8 billion dollars obviously requires a nicely balanced system of cooperation among the various levels of government under the most efficient administrative organization that can be devised.

Under the general plan of administration recommended in this report, it is not intended that the California Highway Commission shall take over the letting of contracts, actual construction, and other functions now in charge of county and city authorities. The committee believes it desirable to maintain a maximum of local responsibility and authority. But it also believes that the Legislature in appropriating state funds is charged with the duty of providing state supervision over the expenditure of these funds. Therefore, it is contemplated that the California Highway Commission be given a role of general supervision and responsibility for successfully carrying out the highway improvement program. Under these circumstances it is imperative that certain organizational defects in the existing system be corrected.

Fundamental authority and responsibility for highway work is now confused organizationally with unrelated lines of government action. The highly specialized and technical nature of the highway program and the need for continuity of policy in a long-range plan of capital investment require the establishment of organizational arrangements adapted to these specialized problems and unencumbered by unrelated activities.

Clarification is needed in the lines of authority and responsibility connecting the legislative department, the executive department, and the highway commission. Specifically, it is recommended that the continuing function of policy-making with respect to highway administration be centered in a highway commission, composed of not more than seven members serving overlapping terms and appointed by the Governor subject to Senate confirmation and removal by a two-thirds vote of both the Senate and Assembly. All highway programs proposed by the commission should be carried out under the immediate supervision of a chief highway engineer operating under published rules and regulations adopted by the commission under standards enacted by the Legislature. Any such program requires an efficient system for distributing such regulations to all persons who would be affected thereby. The best means of accomplishing this would be to include the commission's rules and regulations in the California Administrative Code and make the code easily available to all interested persons.

The budget for administration of the Division of Highways should be included in the State Budget Bill. The commission should also be required to report to the Legislature each year its proposed budget for maintenance and construction, together with a report to the Legislature on the fulfillment or the reasons for any changes in the budget of the previous year.

D. Current Regulation of Highway Use Does Not Produce Maximum Service Nor Does It Afford Adequate Protection for Life and Property

No amount of capital investment in a road and street plant can produce optimum service in the absence of effective regulation of highway use. In the management of a public monopoly, such as highways, regulatory responsibility devolves on public agencies. Satisfactory results in this field cannot be left to the forces of competition as in the case of general business activity. There can be no escape from the conclusion that the current standards and methods of highway regulation in California are failing to produce the best possible use of our road and street plant.

Capital investment is being destroyed by unrestricted operation of heavy vehicles on roads and bridges originally designed to carry light loads only. Especially serious problems arise because of the inability of counties and cities under present laws to restrict the use of their roads, streets, and bridges to the types of operation for which those facilities were designed.

This situation should be corrected by vesting in the counties and cities full legal authority to control the conditions and standards of use on all county roads and city streets except those in the state highway, primary county, and major city street systems. The conditions and standards of road use on the county primary and major city street systems should be proposed by the appropriate local officials subject to general approval by the California Highway Commission to insure uniformity.

The Highway Commission should be given adequate authority to restrict the use of all state highways when the commission finds that the state's investment in its road plant will be substantially jeopardized or destroyed by unrestricted use of the state highways by heavy vehicles.

The disproportionate rate of motor vehicle accidents on California's roads and streets affords inescapable evidence of defects in the enforcement system.

It is true that traffic density is greater on California's highways than in any other state and that our state now stands first in motor vehicle registrations and motor vehicle miles traveled. However, your committee has been unable to discover any rational explanation for the fact that California has more fatal accidents than the combined total for the two most populous states in the Nation: New York and Pennsylvania. We have, on the contrary, found convincing evidence that this unparalleled accident rate can be reduced quickly and substantially by well-tested methods of law enforcement.

Certainly, we can make more humane use of our existing road and street plant. Law enforcement administered in accordance with tested concepts and administrative techniques, adequately financed, can reduce quickly the senseless slaughter and injury that is rapidly transforming a potentially useful transportation medium into an instrument of economic and human waste.

If there are those who must be convinced that money dividends will be earned by public funds spent to reduce highway deaths, that, too, can be demonstrated. For our failure to enforce reasonable standards of safety and responsibility in the use of our roads is reflected clearly in property losses, personal injuries, and loss of personal income amounting to more than $200,000,000 annually. A substantial portion of this amount is sheer and preventable waste.

PART III—GENERAL CONCLUSIONS AND SUMMARY OF RECOMMENDATIONS

Manifestly, translation of these findings and conclusions into legislative policy and administrative action will require revisions and adjustments in our accustomed concepts and methods. But, in the judgment of your committee there can be no responsible difference of opinion regarding the long-range objective of this program. The State of California has grown to economic maturity in the midst of revolutionary changes in the methods of moving goods and people—those brought about by automotive transportation.

Our agricultural, industrial, and social structure bears the indelible imprint of the motor vehicle. The efficiency of modern life, whether in business or recreation, is measured in terms of how long it takes to move from place to place; how much it costs in dollars and cents; and how much it costs in life, limb, and personal exasperation. We could not alter these facts in the foreseeable future even if we wished to do so. But we can face up to the fact that, tested by any reasonable standards of efficiency, convenience, and safety, our present highway plant is grossly deficient. It produces congestion, waste, and annoyance where an efficient system would supply freedom of movement, economy, and personal convenience. It kills and maims people at seemingly insatiable rates in the face of a demonstrated fact that engineering and enforcement can rid highway use of its major hazards.

There is, of course, room for reasonable differences of informed opinion regarding several aspects of the program recommended in the Engineering Report. In devising any plan to be carried out over a period

of more than a decade, long-range projections must be made. Thus, it was necessary to make estimates regarding population and motor vehicle ownership and use, as well as to estimate the costs of material and labor which would go into the construction program. Predictions of this type are hazardous at best. But in our judgment the most reliable data obtainable were utilized in formulating the projections which underlie the recommended program. And, where speculation was involved, doubt was resolved on the side of conservatism.

We feel strongly that differences of opinion regarding these necessarily estimated factors should not be permitted to obscure the controlling fact that an early start should be made in modernizing California's road and street system. We believe that the recommended program affords a sound bench-mark for that beginning. Any subsequent adjustments that might be required in the program because of changed conditions can be made without altering the long-range objective.

Important aspects of the highway problem have been controversial for many years and will so remain until wide gaps in present information and knowledge are filled. Other equally important issues can never be resolved by measurement and analysis. In these areas sensible choices can be made only through the legislative process and on the basis of considerations which overlap other fields of government responsibility and action.

We have sought to determine the financial responsibility of various groups of taxpayers and to provide the Legislature with the facts necessary to assess the burden properly once the Members of the Legislature decide the size of the future program.

However, the following recommendations would apply to any future program which may be adopted:

1. That a vastly more expanded and accelerated right-of-way acquisition and highway construction program be undertaken immediately.

2. That all funds available at present or to become available before July 1, 1948, be concentrated on the most critically deficient parts of the highway system.

3. That the Legislature provide additional financing to carry out the program recommended in this report in accordance with the principles set forth herein.

4. That a sinking fund sufficient to retire all state highway bonds be established by an appropriation out of the general funds of the State.

5. That the necessary steps be taken to assure funds for adequate maintenance of the existing highway, road, and street plant.

6. That the "in lieu" tax be returned to the counties and cities, after deducting the costs of administration, to be used for the maintenance of roads and streets.

7. That county roads be legally classified by providing a system of primary county roads, to be fixed under standards adopted by the Legislature.

8. That the existing legal classification of major city streets remain unchanged but be limited according to standards adopted by the Legislature.

9. That the California Highway Commission be reorganized in accordance with the principles set forth herein.

10. That the California Highway Commission also be organized and provided with effective cooperative machinery so as to assume a role of general supervision and authority with regard to the county primary system and the major city street system; and that all projects on these systems which are proposed and budgeted for by the county boards of supervisors and the city councils, to be paid for in whole or in part from state-collected user revenues, be approved by the commission before bids are advertised or work is begun on the projects.

11. That before July 1, 1948, each county be required to consolidate its county road administration in a central county road department adequately staffed with competent personnel.

12. That the California Highway Commission be given the authority to restrict and otherwise regulate the use of all state highways, and approve restrictions of use of primary county roads and major city streets proposed by local officials; and that the county boards of supervisors and the city councils be given the authority to restrict and regulate the use of other roads and streets.

13. That the Legislature provide for more efficient traffic law enforcement.

14. That the Legislature enact legislation without delay, as the problem is one of greatest urgency. Where it is recommended that certain provisions become effective at a later date, the legislation itself should be enacted immediately so that the various public officers will be authorized to take the necessary administrative action.

The foregoing report is approved by the undersigned members.

Respectfully submitted.

RANDOLPH COLLIER, Chairman
CHARLES W. STREAM, Vice Chairman
JERROLD L. SEAWELL
JAMES J. McBRIDE
THOMAS McCORMACK
BEN HULSE
GEORGE J. HATFIELD
CHARLES W. LYON
GERALD P. HAGGERTY
BERNARD A. SHERIDAN
MICHAEL J. BURNS

MINORITY REPORT

We the undersigned members of the committee, while agreeing in the main with the foregoing report, are not prepared to accept without qualification the cost estimates contained in the staff's engineering report or the revenue estimates contained in the staff's financial report. These estimates cover a 14-year period beginning on July 1, 1945, and ending June 30, 1959. It is impossible to judge economic trends that far in advance with any degree of accuracy and estimates must of necessity be guesses.

Concerning the cost estimates, we observe that they are not based on precise engineering detail, or are they related to specific projects. Moreover, the staff has estimated that unit costs in the 10-year period beginning in 1949 will approximate those of 1946. Yet the engineering report indicates graphically that following World War I, costs advanced but two years and then there was a long period of declining costs. It can also be pointed out that engineering techniques will doubtless continue to advance in the future as in the past. Unit costs, therefore, should decline as more labor saving machinery is used and as more advanced methods are employed. A 25 percent error in cost estimates would place revenue needs in an entirely different light.

Concerning revenue estimates, there is room for much doubt. The California Major Highway Development Committee, which embraces persons highly qualified to judge highway finance trends, estimates that revenues from existing sources will be considerably higher than does the technical staff. On the basis of the revenue estimates of this citizens group, taking into account an independent computation of the probable amount of property tax money available for highway purposes, there will be enough revenue available from carry-over balances and current revenue sources to take care of the expenditures recommended in the staff report for the next four years. Speed in providing additional revenues, therefore, is not an answer to California's present highway problem, although the program should be undertaken at once.

It thus appears to the undersigned that the over-all program can be carried forward in this transitional period without the need of increase in any taxes; and such increases can be imposed when and as the actual facts, both with respect to the cost of the program and the yield from the present revenue system, become clear.

(Signed) JACK B. TENNEY
FRANK J. WATERS

GUESTS EXTENDED PRIVILEGE OF ASSEMBLY FLOOR

On request of Mr. Doyle, the privilege of the Assembly Chamber for this day was unanimously extended to Lt. Col. Lloyd Warfel of Chicago.

On request of Mr. Conrad, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Frank D. Scriven, State Commander American Veterans World War II.

On request of Messrs. Conrad and Huyck, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. Agnes Richmond of Beverly Hills and Mrs. Genevieve Daugherty of Los Angeles.

On request of Mr. Fletcher, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Miss Carol King and Miss Patsy Athey of Roseville.

On request of Mr. Doyle, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to former Assemblyman Gardiner Johnson of Oakland.

ADJOURNMENT

At 12.30 p.m., on motion of Mr. Dickey, the Speaker declared the Assembly adjourned until 10 a.m., Tuesday, January 13, 1947.

SAM L. COLLINS, Speaker

GERALDINE B. HADSELL, Minute Clerk

CALIFORNIA LEGISLATURE
FIFTY-SEVENTH (GENERAL) SESSION

ASSEMBLY DAILY JOURNAL

SEVENTH LEGISLATIVE DAY
NINTH CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO
Tuesday, January 14, 1947

The Assembly met at 10 a.m.

Hon. Thomas A. Maloney, Speaker pro Tempore of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

ROLL CALL

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

Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Colbert, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robeterson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—78.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. Raymond Renwald:

Almighty and Everlasting God; who dost preside over all things in heaven and on earth, come and preside over these deliberations too, that those who frame its decisions may ever be guided by Thy wisdom, who livest and reignest, God forever and ever—AMEN.

READING OF THE JOURNAL DISPENSED WITH

On motion of Mr. Hinckley, further reading of the Journal of the previous legislative day was dispensed with.

Speaker Presiding

At 10.03 a.m., Hon. Sam L. Collins, Speaker of the Assembly, presiding.

ANNOUNCEMENT BY SPEAKER

By unanimous consent, the following assignments of office rooms for members, made by the Speaker, were ordered printed in the Journal:

Office room number	
1.	Niehouse, Kathryn T. Luckel, Frank Cramer, Howard K.
2.	Dills, Ralph C. Dills, Clayton A.
3.	Anderson, Glenn M. Hawkins, Augustus F.
4.	Robertson, Alfred W. Doyle, Thomas J.
5.	Maloney, Thomas A. Brady, Bernard R. Gaffney, Edward M.
6.	Sheridan, Bernard A. Weber, Charles M. Carey, Edward J. Brown, Ralph M.
7.	Berry, William C. Thurman, Allen G. Dunn, Francis, Jr.
8.	Lyons, John C. Hollibaugh, Jonathan J.
9.	Burke, Montivel A. Price, Fred R.
10.	Thomas, Vincent Grant, William S.
11.	Fletcher, Carl Cooke, John B.
12.	Boyd, Philip L. Butters, George R.
13.	McMillan, Lester A. Debs, Ernest E.
14.	Crowley, Ernest C.
15.	O'Day, Edward F. Collins, George D., Jr.
16.	Gannon, Chester F. Allen, Don A.
17.	Loomis, Bert W. Davis, Lester T.
18.	Knight, T. Fenton Stewart, Albert I.
19.	Burns, Michael J. McCollister, Richard H. Thorp, James E.
20.	Caldecott, Thomas W. Silliman, James
21.	Evans, John W. Beck, Julian Kilpatrick, Vernon
24.	Dickey, Randal F. Sherwin, Marvin
25.	Heisinger, S. L. Crichton, J. G.
26.	Erwin, Thomas M. Field, C. Don
27.	Wollenberg, Albert C.
28.	Thompson, John F. Kirkwood, Robert C.
29.	Bennett, Elwyn S. Rosenthal, William H.
30.	Stephenson, Dwight F. Lowrey, Lloyd W.
31.	Waters, Laughlin E. Geddes, Ernest R. Stanley, Earl W.
32.	James, W. E. Miller, George, Jr.
33.	Dolwig, Richard J. Grunsky, Donald L.
34.	Blosser, Raymond Johnson, Harry J.
35.	Huyck, Willard M. Conrad, Charles J.
36.	Clarke, George A. Davis, M. Philip
37.	Collier, John L. E. Hinckley, L. Stewart
38.	Hahn, Gordon R. Hinton, Walter R.

APPOINTMENT OF MEMBERS TO STATE ALLOCATION BOARD

Pursuant to the provisions of Chapter 103, Statutes of the First Extraordinary Session of 1946, the Speaker announced the appointment of Messrs. Field and Wollenberg as members of the State Allocation Board.

Speaker Pro Tempore Presiding

At 10.05 a.m., Hon. Thomas A. Maloney, Speaker pro Tempore of the Assembly, presiding.

REPORTS OF STANDING COMMITTEES

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, January 14, 1947

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

House Resolution No. 30

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

DICKEY, Chairman

Above reported resolution ordered on file for adoption.

REQUEST FOR UNANIMOUS CONSENT

Mr. Dickey asked for, and was granted, unanimous consent to take up House Resolution No. 30, at this time, without reference to file.

CONSIDERATION OF HOUSE RESOLUTION NO. 30

House Resolution No. 30

Resolved, That the Controller be and he hereby is authorized to draw his warrants on the Contingent Fund of the Assembly in favor of the persons or firms listed below and for the amounts of money set opposite their respective names, and as itemized below, and the State Treasurer is hereby authorized and directed to pay the same:

Carithers Sign Company (name cards)	$32 20
Carnie-Goodwin-Pendleton Co. (floor runners)	230 63
Folsom State Prison (refinishing and reconditioning chairs)	1,480 00
Bekins (moving chairs from State Capitol to Folsom Prison)	51 00
Bekins (moving chairs from Folsom Prison to State Capitol)	48 00
Department of Finance (refinishing Assembly desks)	607 83
H. S. Crocker Co. Inc. (supplies)	4 06

Resolution read:

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

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Dolwig, Doyle, Erwin, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sillman, Stanley, Stewart, Thomas, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—64

NOES—None.

RESOLUTIONS

The following resolution was offered:

House Resolution No. 34-A

By Mr. Dickey:

WHEREAS, The work in the Legislative Bill Room will be greatly facilitated and expedited by the addition of addressograph equipment; and

WHEREAS, Cost of this equipment will be more than saved in the speed with which legislative printed matter is handled for distribution for the Legislature and a great saving in time thereby accomplished; and

WHEREAS, Half the cost of this equipment will be met by the Senate; now, therefore, be it

Resolved by the Assembly of the State of California, That the Controller be and he is hereby authorized and directed to draw his warrant upon the Contingent Fund of the Assembly in the sum of one thousand twenty dollars and seventy-five cents ($1,020.75) in favor of the State Printer for the purchase of addressograph equipment for the Legislative Bill Room and the Treasurer is hereby directed to pay the same.

Resolution read, and referred to the Committee on Rules.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

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

Assembly Bill No. 248: By Mr. Debs—An act to amend Section 4455 of the Labor Code, relating to average weekly earnings of employees under 21 under the Workmen's Compensation Act.

Referred to Committee on Industrial Relations.

Assembly Bill No. 249: By Messrs. Gaffney, George D. Collins, Berry, Rosenthal, and Waters—An act to add Section 3831 to the Elec-

tions Code, relating to numerical and alphabetical designation of measures submitted to voters.

Referred to Committee on Elections and Reapportionment.

Assembly Bill No. 250: By Messrs. Gaffney, George D. Collins, and Berry—An act to add Section 18.5 to the Labor Code, relating to state employees.

Referred to Committee on Industrial Relations.

Assembly Bill No. 251: By Messrs. Gaffney, George D. Collins, Berry, Lyons, and Rosenthal—An act to amend Section 6.5 of the Unemployment Insurance Act, relating to unemployment insurance.

Referred to Committee on Industrial Relations.

Hon. Richard H. McCollister Presiding

At 10.09 a.m., Hon. Richard H. McCollister, Member of the Assembly from the Seventh District, presiding.

Assembly Bill No. 252: By Messrs. Anderson and Hawkins—An act to add Chapter 7 to Division 4 of the Military and Veterans Code, relating to loans to veterans to assist them in pursuing a gainful occupation.

Referred to Committee on Military Affairs.

Assembly Bill No. 253: By Mr. Clayton A. Dills—An act to amend Sections 26840, 27322 and 27376 of the Government Code, relating to marriage licenses and certificates of marriage.

Referred to Committee on Judiciary.

Assembly Bill No. 254: By Mr. Miller—An act to add Section 1354.5 to the Labor Code, relating to maximum hours of female employees in certain employments.

Referred to Committee on Industrial Relations.

Assembly Bill No. 255: By Mr. Miller—An act to amend Section 222 of the Labor Code and to add Section 222.1 to the Labor Code, relating to withholding of wages under collective bargaining agreements.

Referred to Committee on Industrial Relations.

Assembly Bill No. 256: By Mr. Miller—An act to add Section 4606 to the Labor Code, relating to contract medical or hospital care under the Workmen's Compensation Act.

Referred to Committee on Finance and Insurance.

Assembly Bill No. 257: By Mr. Beck—An act to add Section 4041.21b to the Political Code and Section 26026 to the Government Code, relating to aid to the United States of America in the acquisition or improvement of government-owned airports and declaring the urgency thereof, to take effect immediately.

Referred to Committee on Municipal and County Government.

Motion to Place Rush Order on Printing of Assembly Bill No. 257

Mr. Beck moved that a rush order be placed upon the printing of Assembly Bill No. 257.

Motion carried.

Assembly Bill No. 258: By Messrs. Geddes, Evans, Dunn, and Price—An act to amend Sections 7643, 7646, 7660, 7662, 7663, 7668, 7669, 7680, 7687, 7729 and the title of Article 5 of the Business and Professions Code and to repeal Sections 7665, 7666, 7667, 7681, 7682, and 7683 of the Business and Professions Code and to add Sections 7665, 7666, 7667, 7670, and 7671 to the Business and Professions Code, relating to embalmers, apprentice embalmers, regulation of licenses and apprenticeship.

Referred to Committee on Public Health.

Assembly Bill No. 259: By Messrs. Hawkins and Anderson—An act to add Section 1197.5 to the Labor Code, relating to wages for women.

Referred to Committee on Industrial Relations.

Assembly Bill No. 260: By Mr. Hawkins—An act to add Section 19701 to the Health and Safety Code, relating to the construction of doors in buildings or structures.

Referred to Committee on Public Health.

Assembly Bill No. 261: By Mr. Dickey—An act to amend Sections 1191 and 1449 of the Penal Code, relating to extension of time for pronouncement of judgment.

Referred to Committee on Judiciary.

Assembly Bill No. 262: By Messrs. Huyck and Waters—An act to add Chapter 4, comprising Sections 2125 to 2133, inclusive, to Division 3 of the Streets and Highways Code, relating to city, city and county, and county contracts for street and highway work.

Referred to Committee on Municipal and County Government.

RESOLUTIONS

The following resolution was offered:

By Messrs. Wollenberg, George D. Collins, O'Day, Gaffney, Berry, Blosser, and Brady:

House Resolution No. 35

WHEREAS, On September 12, 1946, there was called from this earthly sphere of activity the Honorable Peter R. Maloney, brother of Thomas A. Maloney, Speaker pro Tempore of the Assembly of the State of California; and

WHEREAS, The loss of Peter R. Maloney was not only a shock to the members of his immediate family, but a shock to the people of the entire State of California; and

WHEREAS, During his life Peter R. Maloney was loved and respected by all who had the opportunity of knowing him for his many humane, kind and charitable acts, which were part of his daily routine; and

WHEREAS, His outstanding contribution to the mothers of this Nation on Mothers Day in San Francisco, as founder of the South of Market Street Boys Association, will ever live in the memory of those who had the privilege of being in attendance at a Mothers Day breakfast over which he presided, for at this breakfast he would assume the responsibility of taking from the home of the aged each year, 25 or 30 old folks ranging from the age of 65 to 100 years, his yearly visit to the orphan asylum, regardless of race or religion, bringing to each child toys, candy and happiness, his contribution to the shut-ins by supplying radios, and other forms of entertainment, his purchasing of

artificial limbs, wheel chairs, etc. for those incapacitated, his saving of so many deceased, poverty stricken individuals from pauper graves, his desire to always be of help to the down and outer and so many other good deeds initiated and performed by Peter R. Maloney, too numerous to mention, will never be forgotten by those who knew of his contributions to his fellowmen; and

WHEREAS, His love for his city, State and Country made him a truly great American; and

WHEREAS, When death came to this grand man, he left behind his good wife, Mrs. Peter R. Maloney, and five lovely children, namely Ralph Maloney, Helene Lobherr, Patricia Maloney, Roy Maloney and Warren Maloney; now, therefore, be it

Resolved by the Assembly of the State of California, That when we adjourn today, we do so out of respect to the memory of Peter R. Maloney; and be it further

Resolved, That a suitable engrossed copy of this resolution be forwarded to the family of Peter R. Maloney.

Request for Unanimous Consent

Mr. Wollenberg asked for, and was granted, unanimous consent to take up House Resolution No. 35, at this time, without reference to committee or file.

Resolution read, and adopted unanimously.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolution was offered:

Assembly Concurrent Resolution No. 23: By Mr. Stanley—Relative to expenditures for capital outlay, State Division of Beaches and Parks.

Referred to Committee on Rules.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, January 13, 1947

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

Senate Bill No. 30

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS

The following bill was read the first time:

Senate Bill No. 30—An act making an appropriation for the purchase of land for Stockton State Hospital, repealing Chapter 1460 of the Statutes of 1945, and declaring the urgency thereof, to take effect immediately.

Request for Unanimous Consent

Mr. Weber asked for unanimous consent to take up Senate Bill No. 30, at this time, without reference to committee or file.

Mr. Dickey withheld unanimous consent because no message from the Governor has yet been received relative to Senate Bill No. 30.

Bill ordered held at desk pending arrival of letter.

REQUEST FOR UNANIMOUS CONSENT TO PRINT REPORT

Mr. Beck asked for, and was granted, unanimous consent that the following Report of the Assembly Interim Committee on Soil Conservation be printed in the Journal:

REPORT OF ASSEMBLY INTERIM COMMITTEE ON SOIL CONSERVATION

Pursuant to House Resolution No. 51, California Legislature, Fifty-sixth Session

MEMBERS OF COMMITTEE

HON. JOHN F. THOMPSON, *Chairman*
HON. JULIAN BECK, *Vice Chairman*
HON. RALPH M. BROWN
HON. RICHARD H. MCCOLLISTER
HON. CHARLES W. STREAM

SECRETARY OF COMMITTEE
PEARL R. POWER

ASSEMBLY CHAMBER
SACRAMENTO, CALIFORNIA

Mr. Speaker and Members of the Assembly:

Pursuant to House Resolution No. 51, adopted by the California State Legislature on January 23, 1945, your Interim Committee on Soil Conservation submits herewith its report.

Respectfully submitted.

JOHN F. THOMPSON, Chairman
JULIAN BECK
RALPH M. BROWN
RICHARD H. MCCOLLISTER
CHARLES W. STREAM

PERSONS PRESENT AND TESTIFYING BEFORE COMMITTEE MEETINGS

Allemand, Albert A., Loma Prieta Soil Conservation District.
Anderson, Sven G., Field Representative, State Soil Conservation Commission, Berkeley.
Austin, Wayne W., Soil Conservation Service, Berkeley.
Barnard, F. G., Jr., President, Board of Directors Middle San Luis Rey Soil Conservation District.
Barnes, John S., State Conservationist, Federal Soil Conservation Service.
Baum, Herman, Evergreen Soil Conservation District.
Bisher, A. C., Chairman, Organizing Committee, Proposed Ramona Soil Conservation District.
Blohm, Mr., Pajaro Soil Conservation District.
Castle, C. V., Los Angeles County Farm Advisor.
Chamness, Albert N., President, Board of Directors, San Marcos-Richland-Twinoaks Soil Conservation District.
Contival, A. E., San Felipe Soil Conservation District
Cummings, O. A , Director, Julian Soil Conservation District.
Davenport, Lester, Julian Soil Conservation District.
DeBard, A. S., Chairman, Organizing Committee, Proposed Vista Soil Conservation District.
Dixon, James B., President, Board of Directors, Escondido Soil Conservation District.
Elliott, Mr., Escondido Soil Conservation District.
Fairchild, V. D., President, Board of Directors, Antelope Valley Soil Conservation District.
Farmer, Fred, President, Board of Directors, Julian Soil Conservation District.
Foerster, Wm. K., City of Escondido.
Frame, Harry, President, Board of Directors, Pomerado Soil Conservation District.
Francisco, John, Auditor, Santa Clara County, San Jose
Freeman, Sherman H., Member Organizing Committee, Proposed Vista Soil Conservation District.
Gain, John J., Escondido Soil Conservation District.
Galloway, Clark, California State Chamber of Commerce, Los Angeles.
Garrod, R. V., Chairman, California Farmers, Inc., Saratoga.
Garrod, Vince S., President, California Association of Soil Conservation District, Saratoga.
Grant, Mr., San Mateo County Soil Conservation District.
Groseline, Elmer, President, Board of Directors, Portal Ridge Soil Conservation District.
Hadley, L. E., President, Board of Directors, San Fernando Valley Soil Conservation District.
Hale, H. H., President, Board of Directors, Contra Costa Soil Conservation District.
Hanson, Harvey, Santa Clara County Farm Production Counsel.
Haymaker, R. F., Member Organizing Committee, Proposed Vista Soil Conservation District.

Henning, Frank R., Member Organizing Committee, Proposed Vista Soil Conservation District.
Higgins, Ray T., President, Board of Directors, San Mateo Soil Conservation District.
Holland, H. H., Quail Lake Soil Conservation District.
Hollister, J. J., Jr., President Board of Directors, Lompoc Soil Conservation District.
Humble, Judge C. W., Soil Conservation Service, Washington, D. C.
Hunt, Lee, Julian Soil Conservation District.
Kunkler, Will S., Ramona Soil Conservation District.
McAleese, Dan, Director, San Marcos-Richland-Twinoaks Soil Conservation District.
McClain, Wm., President, Board of Directors, El Cajon-Lakeside Soil Conservation District.
McLellan, Roderick I., San Mateo County Soil Conservation District.
Nelson, Thos., Director, Moreno-Campo Potrero Soil Conservation District.
Perry, R. D., District Supervisor, United States Soil Conservation Division of Los Angeles County.
Pittman, Hayden, County Assessor for Santa Clara County.
Rutherford, Nelson, District Supervisor, United States Soil Conservation Division of Santa Barbara.
Schomacher, Mr., Escondido Soil Conservation District.
Scott, Mel, Santa Clara County Planning Commission.
Scott, W. G., District Conservationist, Work Group 17, San Jose.
Sikes, Clarence C., Soil Conservation Service, Escondido.
Smith, J. Frost, San Marcos-Richland-Twinoaks Soil Conservation District.
Sobel, Harold, Proposed Vista Soil Conservation District.
Stalling, John, Loma Preita Soil Conservation District.
Strathearn, David L., President, Board of Directors, Simi Soil Conservation District.
Weese, R. A., City of Oceanside.
Weir, W. W., Secretary of the State Soil Conservation Commission.
Weld, E. H., Evergreen Soil Conservation District.
Whittaker, Fred, San Fernando Valley Soil Conservation District.
Wight, W. F., President, Board of Directors, Upper San Luis Rey Soil Conservation District.
Wilson, I. M., President, Board of Directors, Lompoc Soil Conservation District.
Witherspoon, J., Registrar of Voters, Santa Clara County.
Vanasek, Tomas S., Contra Costa Soil Conservation District.

ACKNOWLEDGMENT

The committee gratefully acknowledges the able assistance and advice of:

Sven G. Anderson, Field Representative, State Soil Conservation Commission.
Wayne W. Austin, Soil Conservation Service.
John S. Barnes, State Conservationist, Federal Soil Conservation Service.
Judge C. W. Humble, Soil Conservation Service.

INTRODUCTION

The people of the State of California have recognized the need for conserving their soil and water resources.

The State Soil Conservation Act was passed by the California State Legislature in 1937 to conform with the Federal Conservation Act, which requires the states to have their own Soil Conservation Act before they can participate in or receive the benefits of Federal appropriations. The Federal Act was first passed during President Hoover's administration.

In 1940 the California State Legislature passed the California Soil Conservation *Districts* law (Assembly Bill No. 60, Chapter 21 of California Laws for 1940). This law made it possible for farmers and ranchers to organize Soil Conservation Districts throughout the State. Under this law the farmers and ranchers may cooperate with and request assistance from the federal, state and county governments; public districts; other soil conservation districts; associations; corporations and individual persons in matters relating to the conservation of soil and water.

The California State Soil Conservation Act as first passed created a State Soil Conservation Commission comprised of the State Engineer, the Dean of the College of Agriculture of the University of California, and one member to be appointed by the Governor, to serve at the pleasure of the Governor without compensation. In 1943 the act was amended to increase the number of members to the present five by adding two farmer members, to be appointed by the Governor, who shall be directors of soil conservation districts at the time of their appointment.

It is the duty of the State Soil Conservation Commission to promote the formation of soil conservation districts under the provisions of the act, to investigate proposed soil conservation districts, and to advise organized soil conservation districts with reference to their plans and proposals relating to soil conservation activities. It is also the duty of the commission to cooperate with the Federal Government, any soil conservation district, any county or public district, any individual or corporation, in the furtherance of the purposes of the Soil Conservation Act.

There are 47 soil conservation districts already organized and successfully carrying out a sound soil and water conservation program in cooperation with individual farmers and ranchers in their respective districts. They have requested and are receiving assistance from various state and federal agencies. The Soil Conservation Service (a federal agency) is providing technical aid and a limited amount of material assistance to each of these districts. It will be the Department of Agriculture's policy to continue to provide assistance within the limits of the resources made available to it by Congress.

The following House Resolution was passed by the Legislature on January 23, 1945:

HOUSE RESOLUTION NO. 51

Relative to the creation of an Assembly Interim Committee on Soil Conservation, defining its powers and duties and making an appropriation for its expenses

WHEREAS, It is the declared policy of the Legislature that the conservation of soil is of great importance to the prosperity and welfare of the people of this State; and

WHEREAS, Many of the provisions of the Public Resources Code relating to soil conservation are conflicting and other provisions although not conflicting are in need of clarification; and

WHEREAS, Many problems have arisen relative to formation of soil conservation districts and election of officers thereof, consolidation of such districts which require legislative action; and

WHEREAS, The people of the State look to the Legislature for leadership in the matter and the Legislature requires information based upon an impartial study and investigation of all of the factors involved in order that it may proceed intelligently toward a solution of these problems; now, therefore, be it

Resolved by the Assembly of the State of California, As follows:

1. The Assembly Committee on Soil Conservation is hereby created and appointed and authorized and directed to ascertain, study and analyze all facts relating to soil and water conservation throughout the State, and the formation and government of soil conservation districts including but not limited to the operation, effect, administration, enforcement and needed revision of any and all laws in any way bearing upon or relating to the subject of this resolution, and to report thereon to the Assembly, including in the reports its recommendations for appropriate legislation.

2. The committee shall consist of five Members of the Assembly appointed by the Speaker thereof. Vacancies occurring or existing in the membership of the committee shall be filled by the appointing power.

3. The committee is authorized to act during this session of the Legislature, including any recess, and after final adjournment until the commencement of the next regular session, with authority to file its final report not later than the fifteenth legislative day of the next regular session.

4. The committee and its members shall have and exercise all of the rights, duties and powers conferred upon Investigating Committees and their members by the provisions of the Joint Rules of the Senate and Assembly and of the Standing Rules of the Assembly as they are adopted and amended from time to time, which provisions are incorporated herein and made applicable to this committee and its members.

Until the adoption of Joint Rules at this session, the Joint Rules of the last preceding regular session are incorporated herein and made applicable to this committee and its members.

5. The committee has the following additional powers and duties:

(a) To select a chairman and a vice chairman from its membership.

(b) To cooperate with and secure the cooperation of county, city, city and county, and other local law enforcement agencies in investigating any matter within the scope of this resolution and to direct the sheriff of any county to serve subpenas, orders and other process issued by the committee.

(c) To report its findings and recommendations to the Legislature and to the people from time to time and at any time, not later than herein provided.

(d) To do any and all other things necessary or convenient to enable it fully and adequately to exercise its powers, perform its duties, and accomplish the objects and purposes of this resolution.

6. The sum of three thousand dollars ($3,000) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Assembly for the expenses of the committee and its members and for any charges, expenses or claims it may incur under this resolution, to be disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

APPOINTMENT OF THE COMMITTEE

The Speaker announced the appointment of:

HON. JOHN F. THOMPSON, Chairman, San Jose.
HON. JULIAN BECK, San Fernando.
HON. RALPH M. BROWN, Modesto.
HON. RICHARD H. McCOLLISTER, Mill Valley.
HON. CHARLES W. STREAM, Chula Vista.

as members of the Assembly Interim Committee on Soil Conservation.

COMMITTEE MEETINGS

The committee held the following meetings:

February 15, 1945, at Lancaster.
February 28, 1945, at San Jose.
August 18, 1945, at Escondido.
August 2, 1946, at San Jose.
December 9, 1946, at El Cajon.

REPORT OF ASSEMBLY INTERIM COMMITTEE ON SOIL CONSERVATION

It has been recognized that the preservation of our soil is the most important problem over the world today and soil erosion is the number one agricultural problem in many parts of California.

This brief statement of the erosion damage in the United States, and particularly in California, will serve as a preface to the report of the meetings of the committee.

Soil erosion is costing the United States $3,844,000,000 annually and already has damaged one-half of the agricultural land of this Nation. H. H. Bennett, Chief of the Soil Conservation Service, states: *"One-fifth of the original area of tillable land in the United States is now ruined for further practical cultivation!"*

National surveys of erosion losses show that about one-third of the present tillable land already is badly damaged by wind and water erosion. That means that out of less than two billion acres of land we have already ruined over 280 million acres of agricultural land for any kind of immediate productive use. This area, more than twice the size of California, was once covered, for the most part, with a fairly deep layer of fertile soil. This land is gone so far as intensive farming is concerned. The survey also revealed that 775 million more acres of land in the United States is seriously affected by erosion. Some of it, although badly damaged, is not beyond redemption.

CALIFORNIA'S LANDS

California's lands, fortunately, are more fertile and productive than those in many other parts of the country, because they have been farmed a shorter time and consequently have suffered less under man's misuse. But the soil auger shows there is ample cause for concern.

California's lands have suffered considerable loss of top soil. These losses have occurred not only on the farm land in the State but serious losses have taken place on range and forest land. Over-grazing and fire have left large areas of range and forest land unprotected and subject to erosion.

EROSION DAMAGE IN CALIFORNIA

The last soil conservation reconnaissance survey revealed that over 3,000,000 acres had lost over three-fourths of its top soil through erosion. On some 38,000,000 acres between one-fourth and three-fourths of the top soil has been lost, impairing its economic use for crop production or grazing. In addition, wind erosion is occurring over 2,000,000 acres and severe gully erosion has damaged approximately 7,000,000 acres of the land. Moderate gully erosion is gradually taking its toll on 15,000,000 acres. This is out of the State's total land area of 100,353,920 acres and of 3,003,376 acres in farm land consisting of 132,658 farms.

Causes of Erosion

Under virgin conditions, the surface soil has protected and held in place by grasses, trees and other vegetation. The top soil was filled with absorptive organic matter so most of the rain was able to enter the soil. When this protective cover was removed through cultivation or destroyed by over-grazing or fire, less of the rainfall was absorbed by the soil. The increased volume of water flowing over the unprotected surface resulted in heavy soil losses.

When man was selecting land for the production of cultivated crops, pasture or trees, very little consideration was given to the capabilities of the land. Many acres that should have remained under permanent cover of grass or forest were plowed and cultivated.

Tillage and cultural practices improperly used also have accelerated erosion. Fields were left bare, without protection against dashing rains, crop residues; stalk and stubble were burned when they should have been left on the land. Repeated burning of brush land, clear cutting, over-cutting and burning of woodlands also resulted in erosion damage.

Erosion can be controlled by practicing soil conservation farming. It involves: (1) Sound land use; (2) the right combination of conservation practices including drainage and irrigation where necessary and practicable; (3) maintenance and improvement of soil productivity; and (4) economically sound farming designed to fit the land.

Conservation farming means then that farmers and ranchers must make sufficient use of each acre of land. To do this, he needs an inventory of his soil and water resources After the capability of the land has been determined, conservation practices which preserve, improve and make good use of the soil must be carried out.

If California's agriculture is to be permanent and profitable, its lands must be farmed according to their capabilities.

SOIL CONSERVATION

The conservation job in California is a big one. Some idea of its size can be seen by listing a few of the more important soil and water con-

servation practices which are needed on the agricultural lands in the State in order to achieve complete soil and water control:

Conservation practices	*Amount of land requiring treatments*	
Contour tillage	92,550	acres
Contour planting	2,039,252	acres
Cover crops	1,666,112	acres
Strip cropping	2,039,252	acres
Crop residue management	11,189,584	acres
Approved crop rotations	9,389,573	acres
Green manure crops	5,563,423	acres
Seedling grasses and legumes	856,250	acres
Range properly stocked	9,033,500	acres
Seeding range and pasture	2,152,364	acres
Farm and ranch ponds	8,504	number
Rotation and deferred grazing	5,221,673	acres
Woodland improvement	236,384	acres
Shelterbelts and windbreaks	75,484	acres
Outlets and farm water courses	14,640,140	lineal feet
Terraces	22,792	miles
Diversions	10,691,400	lineal feet
Individual farm drains	1,920,788	acres
Farm irrigation land preparation	2,500,560	acres
Irrigation systems installed or improved	3,418,445	acres
Improved methods of irrigation	3,813,038	acres
Dune and beach control	59,500	acres
Field and gully plantings	207,180	acres
Livestock exclusion for erosion control	535,378	acres
Cleaning and grubbing	1,305,825	acres
Wildlife control	46,006	acres
Water spreading	81,925	acres
Channel bottom stabilization	962,820	lineal feet
Channel alignment	2,510,800	lineal feet
Channel cleaning	51,088,834	lineal feet
Dikes and levees	1,604,170	lineal feet
Management of spoil banks	48,322,000	cubic yards
Roadside erosion control	3,007,484	lineal feet
Soil saving dams	23,078	number
Fire protection	29,933,412	acres

The planning, application and maintenance of these conservation practices on California agricultural land according to its needs and capabilities are basic requirements which should be accomplished as rapidly as possible. The job is big and in some cases complex and will require the best efforts of everybody concerned with agriculture working together, if it is to be accomplished before it is too late.

What Has Been Accomplished to Date?

Farmers and ranchers already have made a good start in applying sound soil and water conservation practices needed on their agricultural land. State, federal and even commercial interests are assisting farmers and ranchers in every way possible in the application of the soil and water conservation practices so vitally needed on their land.

The following is only a sample of what is being accomplished by farmers and ranchers throughout the State in the application of sound soil and water conservation practices. Soil and water conservation practices were planned and applied on 4,467 farms cooperating with soil

conservation districts in California covering 657,757 acres as of June 30, 1946:

Practices	*Planned*	*Applied*
Cross slope planting	12,904 acres	8,875 acres
Contour planting	46,313 acres	30,000 acres
Cover crops	86,569 acres	56,839 acres
Strip cropping	32,235 acres	24,006 acres
Crop residue management	187,826 acres	111,167 acres
Approved crop rotations	109,537 acres	76,268 acres
Green manure crops	8,691 acres	7,301 acres
Seeding grasses and legumes	29,840 acres	8,980 acres
Range properly stocked	287,102 acres	174,394 acres
Seeding range and pasture	33,237 acres	9,855 acres
Farm and ranch ponds	285 no.	143 no.
Rotation and deferred grazing	147,265 acres	86,218 acres
Woodland improvement	10,724 acres	4,166 acres
Shelterbelts and windbreaks	3,707 acres	2,245 acres
Outlets and farm water courses	540,701 lin. ft.	143,508 lin. ft.
Terraces	110 mi.	47 mi.
Diversions	1,658,444 lin. ft.	658,692 lin. ft.
Individual farm drains	7,461 acres	3,611 acres
Farm irrigation land preparation	19,522 acres	7,934 acres
Irrigation systems installed or improved	19,095 acres	7,356 acres
Improved methods of irrigation	32,266 acres	14,845 acres
Field and gully plantings	3,659 acres	1,294 acres

Other conservation practices and measures which have been applied on an extensive scale include soil saving dams, channel stabilization, roadside erosion control, seeded waterways, etc.

Soil conservation practices carried out on farms and ranches have resulted not only in saving the soil but have increased yields of crops and farm incomes throughout the nation. California farmers and ranchers cooperating with organized soil conservation districts have indicated they have also obtained increased crop yields as a result of the application of sound soil and water conservation farming methods.

What More Needs to Be Done

Although the war pressure on agricultural land has been great and damage resulting from it is considerable, it will not compare with the continuous, year after year, drain that will result from feeding, clothing and housing the estimated one hundred and seventy million people that population experts say we will have to take care of in 1970.

There are many things we can do as individual owners and operators of land; as professional men, as educators and teachers, and as owners or employees of businesses and industries.

1. If you own land which is located within a soil conservation district, you can work with your soil conservation board of directors in planning and applying the proper soil and water conservation practices on your own land. You can also encourage other farmers and ranchers whom you know to apply the needed soil and water conservation practices to their land, and to organize soil conservation districts where such have not been formed and to discuss soil conservation with their district directors, county farm advisor, vocational agricultural teachers, Soil Conservation Service technicians and others active in this program.

2. If you are in commercial work you can include soil conservation topics in the program of your professional, or trade associations, service clubs, banker's associations, garden clubs, rural organizations such as

farm bureaus, Granges, and others, are all including soil conservation as an important part of their planned programs.

3. The committee believes that an educational program on soil conservation would be very beneficial to the State An instructional unit on soil conservation could be incorporated in the course of study in our schools throughout the State, as is now done in the States of New York, South Carolina, etc. Organizations such as the 4-H Clubs, Boy Scouts, Girl Scouts, etc., should be informed of the availability of, and encouraged in the use of, United States Department of Agriculture literature and Soil Conservation Service motion picture films, lantern slides, film strips, and photographs on soil conservation.

TESTIMONY BEFORE THE COMMITTEE

1. Soil Conservation

Assemblyman Stream: "Mr. McClain what is your idea for conserving soil, etc., that is going to waste?"

Mr. McClain: "I think that methods of conservation are pretty well worked out but the great question is getting them applied."

Assemblyman Stream: "At the Escondido meeting, were you one that favored planting of shrubbery and trees on the side hills to prevent waste or were you urging for water conservation?"

Mr. McClain: "It should be but one problem—if you can conserve the water, you can conserve the soil in this district."

Assemblyman Stream: "Mr. Nelson, in your section you have made ditches in the hills. What is that for?"

Mr. Nelson: "I believe they are supposed to be diversion ditches or terraces. That is in the new addition to El Cajon."

Mr. McClain: "Those that are properly established are working fine."

Mr. Dixon: "They take the water into the natural channel without taking the soil with it."

Mr. Farmer: "I have some ditches at my place where we have 30" to 40" of rainfall. When we get 15 inches of rain, the diversion ditches will fill the water tanks we have and then we have a natural subirrigation for the orchard from the tanks. We are planning to terrace all the hills around."

Mr. Sikes was called upon to explain conservation practices and measures used in the districts of the county. He responded as follows:

"Soil conservation districts in the coastal belts; namely, Escondido, El Cajon-Lakeside, San Marcos-Richland-Twin Oaks, and Middle San Luis Rey are primarily citrus-avocado growing areas; therefore some of the most important conservation practices pertain to orchard management. Orchardists are given technical assistance in selecting the sites for planting. Citrus and avocados do not do well on claypan soils. Soils should have a good natural drainage. Soil conservation service technicians, under direction of district boards, provide engineering advice and on site assistance to orchardists in laying out new orchards on the contour, designing and installing irrigation systems and methods. Many orchardists have changed from furrow to sprinkler method. The sprinkler method saves water and gives more uniform coverage to the root area. Avocado and citrus decline in most cases can be traced to excess water at the tree roots. Correct irrigation methods, with the proper amount of

water per irrigation at required intervals, will improve tree conditions in a short time, providing soils are of a type that permit natural drainage. Unfortunately some orchards are planted on claypan soils having poor drainage. In these cases tile drains are necessary. It is important that drains be properly located as to depth and spread in relation to impervious clay layers. Detail soil investigation is made with augers to locate clay strata and determine the best position for laying tile. Drainage is a problem even on hillside orchards. We have found clay basins impeding the downward movement of water, causing die back and loss of trees. It is necessary to locate the rim of the pocket and intercept it with drain tile. Although water costs are high, we have found that in general orchardists are over-irrigating. Excess water is not only costly, but damaging to trees, reducing yields and lowering vitality. The district program has resulted in better irrigation practices with less water used and increased production of better quality fruit.

"The principal erosion control measure is cover crops with proper tillage practices. Legumes such as vetch, burclover, and bitter clover are now extensively used with cereal grains such as barley and oats for cover cropping in citrus. Legumes help supply nitrogen which is heavily used by citrus. Districts have demonstrated the advantage of shallow and limited tillage. We now disc down cover crops, leaving the residue on the surface for erosion control. Shallow tillage with discs having depth control rollers reduces the damage to the roots of the trees and saves cultivation costs. Cultivation is necessary only to check summer growth of vegetation; dust mulch is undesirable.

"The district's program in interior valleys of the county are mainly directed toward conservation practices on grain lands, although the practices mentioned heretofore for citrus are applied where this land use is found.

"Grain is usually grown on sloping lands highly susceptable to erosion. More stringent erosion control measures are required. Diversion ditches are established at the base of the brush area to intercept runoff and prevent gullying of cultivated land below. Crop rotation is practiced for erosion control and soil improvement. Rather than plant grain year after year, we now rotate with one or two years pasture and one legume crop for soil building.

"An outstanding development is the proper use of crop residues. Through modification of tillage methods crop residues are now retained on the surface for erosion control. This protects the land during the fall rains before the planted crop provides ground cover. Improved tillage methods are just now gaining recognition in this county, but have been in use in other parts of the Country for many years. Contour and cross-slope planting of grain helps to prevent erosion.

"Water conservation is of high importance in San Diego County. Many earth-filled dams have been constructed throughout the Country in all soil conservation districts. More dams are under construction at the present time. The records show that San Diego County leads the states in the number of dams built. District technicians furnish cooperating farmers with specifications and instructions for building dams and supervise the construction.

"The pasture program was important during the war. Over 125 acres of new pastures were planted in Escondido Valley last season. District technicians furnish farmers with grade stakes for leveling for proper irrigation; design and assist in laying out irrigation systems; specify the seed mixture for each soil condition in accordance with the available water supply; show the farmers the correct method of seed bed, and explain new techniques of seeding. Carrying capacity of irrigated pastures under approved management methods have been increased several fold. Actual production records show this increase.

"In the back country, range management practices are outstanding. Range properly managed will consistently out-produce over-grazed, abused range. District technicians help ranchers establish a pattern of grazing for the best over-all rise of range without deterioration. They point out to the rancher the season of use and estimate the carrying capacity. Stock water is developed, salting areas spotted and cross-fencing used to provide proper distribution of stock, and uniform utilization of forage. The cardinal principle is to leave forage residue sufficient for erosion control and plant reproduction. Grazing capacity is a relative term, and in Southern California will vary each year, due to annual forage species affected by weather conditions.

"Floods and silt deposits often originate from range areas in upper watersheds. Proper use of range land will do much toward alleviating flood and silt hazard on valley lands.

"Mention has been made of only a few conservation measures recommended by soil conservation districts in the county. Many more are in use. Progress reports of each district list the practices in use and the quantity applied on the land."

At the conclusion of the talk Mr. Sikes made the suggestion that each district supply the committee with a copy of their annual report.

Assemblyman Stream asked Mr. Sikes if the Soil Conservation Service furnishes trees and seeds to districts. Mr. Sikes replied that they do and there is no charge for the planting material. Seed furnished to districts are of species not in common use. The purpose of furnishing seed is to introduce new species for conservation work. The service, in cooperation with districts, also encourages cooperating farmers to produce seed and will supply seed stock for this purpose. Reforestation work is limited, due to shortage of labor. Trees supplied by districts to cooperating farmers are planted and cared for by the farmer. As labor becomes available undoubtedly there will be greater demand for trees for erosion control.

Mr. Chamness requested Mr. Sikes to explain soil surveys.

Mr. Sikes reviewed, step by step, the procedure followed in making conservation surveys. Aerial maps are used as a base on which are placed, in symbol form, data pertaining to soils, slope, erosion. Physical features of the site are evaluated in terms of conservation measures required for safe and continued use of the land. The intensity of conservation measures increases as susceptibility to erosion or deterioration becomes greater. Land use capabilities are as the name implies—capability of the land for use without deterioration.

Classes of land represent groupings of site conditions in respect to safe degrees of use with conservation measures.

Class I. Land is suitable for cultivation and requires no special practices.

Class II. Land requires simple conservation practices.
Class III Land requires more complex or intensive practices.
Class IV Land is suitable for occasional or limited cultivation.
Class VI, VII, VIII Lands are not suitable for cultivation.

Class VI, VII Lands are suitable for permanent vegetation with grazing or woodland use. Class VII would require more careful use than Class VI. Class VIII is largely brushland, watershed area, and not suited to grazing use.

A soil survey is made for each district. It is one of the first jobs to be done. Soil Conservation Service representatives base their technical recommendations on conservation survey data.

2. Equipment

Mr. Chamness: "Our biggest problem is equipment and operators. Getting heavy equipment to do large conservation jobs. Getting and holding qualified operators to operate and care for equipment."

Other responses from the group highlighted the need for heavy construction equipment not ordinarily owned by farmers.

Assemblyman Beck asked if it was a problem of materials, equipment and operators. "Do soil conservation districts pay operators?"

In answer to the first question the opinion seemed to hinge on availability of equipment and operators. Payment of operators may be made in two ways, (1) directly by cooperating farmers, or (2) by the districts, to be reimbursed by farmers in ratio to work done on their lands. In both cases farmers are expected to pay their proportionate share of the costs.

Assemblyman Beck: "There is a bill in Congress to make surplus equipment available to federal agencies and to districts. This bill, introduced by Pogue, provides that certain equipment be given to the United States Department of Agriculture agencies, to be allocated to districts."

Mr. De Bard made a motion asking the Legislature to request the State to support the Pogue Bill.

Mr. Cummings seconded. Motion carried.

Assemblyman Thompson: "Do you think a reasonable amount of time has elapsed so that, if the veterans wanted this equipment they would have taken it?"

Mr. Austin: "I thing if they wanted it they should have secured it by this time and that some of it should be available for our purchase. Mr. Sheppard, Member of Congress, has been working on it and I feel we should contact our Congressmen and let them know we can use it if it can be released."

Mr. Dixon explained the procedure to be followed by districts in requesting equipment from the Surplus Property Board. Application forms will be mailed to each district. It is important that the applications be filed with the board immediately so that the district will be on the mailing list as surplus equipment becomes available. Surplus equipment will be sold at appraised value, which is understood to be reasonably low.

Surplus items will first be made available to federal agencies for a period of 18 days following notice of availability. State or local governments, which include Soil Conservation Districts, shall, for a period of 12 days from the date of expiration of the period of priority of federal agencies, have a priority to acquire surplus property for their use. In the event of duplicate requisitions for equipment by parties in a given

priority those showing the greatest need will receive the highest consideration.

Mr. Dixon urged the districts to file "Statements of Needs" with the Surplus Property Board for conservation materials and equipment for their use. Also be thinking of heavy equipment which might be purchased with pooled funds of Soil Conservation Districts of the county.

Mr. De Bard asked if districts in process of organizing would be eligible to purchase surplus items.

The opinion was expressed that only formally organized districts are eligible.

Mr. Sikes: "I believe it is the desire of districts to acquire and operate their own equipment; Soil Conservation Service is a technical agency and should not be looked upon as a source of equipment."

Mr. Dixon: "The bill never passed Congress so we never received our equipment."

Assemblyman Beck: "The bill was before Congress on equipment and the State had money on hand, but no district presented an estimate so we knew nothing about how much they needed."

Assemblyman Thompson: "Perhaps we can hear from Mr. Austin."

Mr. Austin: "The State was allocated $100,000 for equipment. This amount was set aside and tagged for war equipment only for soil conservation but since it was tied up, we still have it and would like to use it for the soil conservation if we can."

Assemblyman Stream: "Mr. Austin, what is the federal plan?"

Mr. Austin: "It has set up funds to provide districts with personnel to conserve soil resources in that district and to help farmers but we do not provide all the special equipment, nor do we do the work, but we assist the board of supervisors and see that contractors do the work in the proper areas. We supervise and see that it is done properly. It is impossible for the Federal Government to do the work alone and we feel local contractors should be given the work and the local engineering help should be used. We are willing to plan a job but would like to see the work completed."

Mr. Dixon: "I think the 10 districts in the county may not be of one mind on this matter, that is, the question of providing work which calls for special equipment. We have found that we much prefer to do all the preliminary work, planning, etc., down to the point of contract and then do the work through the farmer helpers or through the contractors, and in that way, in our district, we got a lot of work done."

Mr. Dixon reported on the sale of old equipment, which was granted to the district by the Soil Conservation Service. $3,100 was realized from the sale. This amount was deposited with the county treasurer and set aside for the purchase of heavy equipment by the soil conservation districts in San Diego County.

3. Financing and Assessments

Mr. Dixon: "We have a very definite plan that we propose to follow."

Assemblyman Stream: "Would you figure $15,000, over a period of five years, ample to take care of your needs?"

Mr. Dixon: "I think the assessed value of the various districts should be determined and some consideration should be given to it."

Assemblyman Stream: "Mr. Dixon, I am referring to you now as President of the Escondido Soil Conservation District. Have you any estimate of how much money would be required to do the work you would want to do now in the district?"

Mr. Dixon: "Yes, we have a working log, but I cannot give that to you at this moment. We have a very definite program worked out."

Assemblyman Stream: "Can you make an estimate and mark it as an estimate of what you think will be required? We want to know what this work will cost and whether this district would be willing to go into the matter if the Federal Government and the State will help on it."

Mr. Dixon: "In our district our own people have done their work with cash contributions. We establish a program, construction bids are taken, contracts let, and today we only have about $21.75 out of an $8,000 or $9,000 worth of work as a delinquency."

Assemblyman Beck: "If a farmer refuses to pay, who pays?"

Mr. Dixon: "The district would pay but we have had no such occasion arise in our district yet. We only have this one delinquency out of several hundred owners but it could be a major problem if there were more. If we could have co-ordination between the state and federal agencies it would be ideal."

Assemblyman Thompson: "You mentioned 18,000 acres. Is that an annexation to your district?"

Mr. Dixon: "That was added, yes. Soil conservation is worth while and I think you should be willing to lower the percentage."

Assemblyman Stream: "What is the attitude of the county assessor on the soil conservation taxes?"

Mr. Dixon: "I can only speak for our district, of course, but our assessor has been very cooperative."

Assemblyman Stream: "What is the tax valuation?"

Mr. Dixon: "It is only 2 percent but I do not believe it has been budgeted."

Mr. Elliott: "It has not yet been budgeted."

Assemblyman Stream: "Quoting from last meeting at Escondido, the question was asked by Assemblyman Beck, of the Julian District: 'How much would 2 percent amount to?'; can you tell us that?"

Mr. Dixon: "No one knows the exact figures since no tax has been levied."

Asemblyman Stream: "I did not know whether or not that 2 percent was already in the budget or set up for them."

Mr. Fred H. Farmer: "When you see how much money we need in our district. We need somewhere between five and 50 billions of dollars to do what should be done. We are doing a lot of good work and such a small percentage of what we should do with 20 or 30 dams, but they have done a lot for our orchards. Personally I think we should have a lot of dams in this country to assist our soil conservation. Everybody is for it but who does anything about it?"

Assemblyman Beck brought up the question of amendments to the Soil Conservation Act.

The following questions were asked: "Does any amendment give legal status to an organization (association) of soil conservation districts? Does an association of soil conservation districts have authority to handle district moneys?"

Assemblyman Beck: "The association is not a legal entity of the State and therefore cannot handle district money."

Mr. Harry Frame: "We have been organized two years now and have had very few problems to date. One recommendation I would make on new districts being formed is that some organization allot a newly organized district some money to get by on. If some money would be made available to a new district, it would be better. It takes a long time to get started and we have found that it takes a lot of selling to get 100 percent cooperation."

Assemblyman Beck: "Did you get any help from your board of supervisors?"

Mr. Frame: "We got no help but would say that $50 would help a lot to get started."

Mr. David L. Strathern suggested an amendment to the act whereby funds would be available for maintenance of the soil; that there should be a special assessment district within the district for maintenance, which district should be formed by 75 percent of the voting strength and also of the property. He stated that the Soil Conservation Act should also include water conservation.

Mr. Groseline suggested an amendment to the act allowing money to be expended by soil conservation districts to conserve or add to underground water supplies.

Assemblyman Beck: "How much would a 2 cent tax amount to?"

Mr. Dixon: "No one knows the exact figure since no tax has been levied." It would have to be determined through the county records.

Mr. Cummings: "The assessed valuation of property in Julian Soil Conservation District is estimated at $375,000."

Mr. Wight: "Using that figure, the Julian District could collect $75. Why bother?"

Assemblyman Beck: "Under the new state law soil conservation districts can demand of the county board of supervisors the amount equal to that which could be raised by the 2 cents tax on every $100 assessed land valuation if the need is shown. The county pays out of the general fund."

Mr. DeBard: "I believe the districts should take advantage of that money and show the need for it. Otherwise the privilege might be taken away from us."

Mr. Chamness stated that soil conservation districts have been more or less self-supporting and have not requested outside financial aid.

Assemblyman Stream: "Will soil conservation districts ask for 2 cents on $100 tax?"

Mr. Dixon: "Each district wants to reserve the right to ask for funds." At this point Mr. Dixon called on representatives from each district for an expression:

Mr. Wight: "Upper San Luis Rey District is opposed to taxation for support of that district. I believe agriculture should be self-supporting. Each farmer should be able to pay for his own expenses."

Mr. Barnard: "We wrote a letter to the county auditor to inform him that our district would not request money during the present year."

Mr. Cummings: "No taxes levied, no request for funds."

Mr. Nelson: "No taxes levied; no request for funds."

Mr. Chamness: "We do not intend to levy any taxes. The districts should not hesitate to ask for county money."

Mr. Dixon: "We can use county support. Where county construction is involved we should have county help."

Mr. W. W. Weir stated that the commission has never turned down any district in a request; that is the reason the districts in some cases did not receive enough assistance after they were formed was that there was no money; that the University of California was bearing the entire expense of the commission. If special assessments are levied, the collection should be a matter for the district, and not the county. Feels it would be a good idea for the board of supervisors to provide money for the districts. Is in favor of 75 percent or 80 percent of the landowners approving assessments.

Mr. J. J. Hollister, Jr., stated that his district was only about two months old and had not met with most of the problems of the other districts, but feels that the special assessment is not a good idea and would probably fail unless more than 75 percent—and close to 100 percent—approved the assessment. Feels that the property holders would be paying and should have the "say." Feels that the board of supervisors should levy the assessment. In seeking financial aid from the board of supervisors the district should not be restricted to 2 cent tax limit, if good cause therefor could be shown.

Mr. H. H. Holland stated he felt that it would be all right to levy special assessments; feels they should be levied and collected by the county, not the districts.

Mr. I. M. Wilson does not feel that levying the 2 cent tax is necessary because the board of supervisors would provide an amount of money equal to what could be raised. He is in favor of having special assessment districts within districts. Feels that any assessments should be on 75 percent of the land and that there should be a provision allowing the percentage to be raised if necessary.

Mr. L. E. Hadley discussed the assessment of taxpayers for soil conservation and states he believed it would be more satisfactory to get the money in a grant from the board of supervisors rather than through special assessment. Stated that the board of supervisors had cooperated very well in contributing money to the district in San Fernando Valley. Considers special assessment districts within districts a good idea where no benefit would accrue to outside territories. Believes if an assessment is used, 75 percent of the landowners and 75 percent of the land should approve. Was in favor of water conservation by dams, etc.

Mr. Robert Perry: With regard to special assessments, feels that Assembly Bill 278 outlined the handling of that matter very well.

Mr. C. V. Castle, Los Angeles County Farm Advisor, stated he felt there was some merit in providing for special assessment districts within districts. Feels the assessments should concern landowners only. He feels the districts need more money to spend.

Mr. Fred Whittaker stated that he felt special assessments would not be satisfactory in his district.

A short discussion was held about the raising of funds to take care of the various districts.

Mr. Thompson said: "As to the money for this soil conservation, isn't it a fact that if we make the formation of districts too difficult, California would not get its share of the money it is entitled to?" Judge Humble answered in the affirmative.

Assemblyman McCollister asked: "Can a soil conservation district issue bonds the same as a water district?"

Assemblyman Thompson answered: "No."

There was a further discussion in which it was brought out that only two states, California and Colorado, have assessment features.

4. Cooperation Between Federal, State, County and Local Organizations

Mr. Thompson asked Judge Humble to explain the department's attitude regarding the State's obligations.

Judge Humble explained as follows: "There is a definite responsibility by state, county and local government. The question is how to get it done; what sort or organization can be used. It is recognized that we have a lot of organizations but none of them specifically designed to do this work. The main idea was that the local people have the say—a democratic process—in setting it up. The only way to get that is in the type of organization where the farms have the say in the organization. It varies in different states, but actually in practice it all boils down to what the local people want to do and to see that they do it. The department insisted on that type of set-up because they felt that the only way to get the job done was through the farmers.

Mr. Dixon: "If soil conservation is as important as we think it is, should not the approach be that all agricultural land be in some conservation district? If soil is worth saving, it should be taken into consideration from all angles. You have your forest service, flood control, etc., and it is not a small matter to get all of these working toward one goal. That is what we are going to be up against. As I see it now, one of the biggest problems is that the farmer gets too much help from all angles so that he hardly knows what to do. There are so many agencies trying to help him they get in each others way and do not reach the ultimate goal which is to help the farmer. That, in my estimation, is what should be ironed out. We realize there is certain amount of conflict in defining boundaries, and I think that should all be handled under one agency. As it is now, the federal bureau says the soil conservation districts should be formed on drainage only and the State says on soil conservation. We took our advice from the federal agency and drew our district boundary lines on drainage but the State took the attitude that we should formulate our boundaries on soil conservation only. Later on, we found that both were right and we had 1,800 acres in our district to worry about. It is very difficult, at times, to get cooperation of the state and county and we have found it more particularly in road construction where they have improperly installed roads over culverts, etc. The highways over culverts are installed too high, too small, etc. Although the State has been more cooperative than the county in this, it would help us a lot in our soil conservation if we could get cooperation and coordination between the agencies that are affected. Any legislation that you can slant that way will be a big help to all the districts."

Assemblyman Thompson: "Is there any way it can be made easier from the state angle?"

Mr. Dixon: "I believe the flood control is the important thing to conserve water but where is your line between flood control and soil conservation? There should be some way of determining where the two converge or break, and then get cooperation from all angles. If some legislation can be passed so that the federal, state and county agencies work together and cooperate along the same lines, then it will be worth while."

Assemblyman Beck: "I would like to know your thoughts on your requirements so that in future legislation we would know how to act in your interests."

Mr. Dixon: "Mostly we need engineering personnel. It will take close cooperation on the part of all federal, state and county agencies."

Mr. Beck: "Can Federal Government furnish the needed engineers?"

Mr. Sikes: "A number of postwar projects may fall in the category of flood control, which may involve United States Army engineers, also state and county agencies. Our assistance through soil conservation districts is mainly directed toward erosion control on farms and ranches in subwatersheds."

Assemblyman Stream: "If you go before the State for soil conservation they want to know what you want. Is it your idea to try and get a state appropriation for soil conservation?"

Assemblyman Beck: "I think someone on the State Soil Conservation Commission should be appointed to cooperate with other agencies on flood control."

Assemblyman Stream: "The different organizations should open up a channel so that we can reach the proper person with a proposition. I would like to know your thoughts and your requirements so that, if brought before the Legislature, we would know how to act in your interests."

Assemblyman Brown asked about farmer cooperation.

Mr. Chamness signified full cooperation from farmers. This same expression was received from other members of the group.

Mr. Dixon added that "splendid cooperation from county officials had been the experience of their district."

Mr. Dixon asked if financial aid from the State could be expected on large projects.

Assemblyman Beck: "The State may aid flood control projects, but as far as this aid, it is not available to water conservation districts or soil conservation districts. The best opportunity for state aid would be to inform the State of major public projects."

Mr. Weese: "What is the State's attitude toward flood control on a large scale?"

Assemblyman Beck: "The county will take over major part of flood control projects."

Mr. Weese: "We don't want any county agency to come in conflict with the San Luis Rey Water Authority, which is already in existence."

Assemblyman Beck: "Any conflict yet?"

Mr. Weese: "No, not yet."

Assemblyman Beck inquired as to number and size of major projects proposed in the districts.

Mr. Chamness gave as an example the proposal for a flood drain channel in the San Marcos Valley, estimated at $18,000. Soil conservation districts and farmers cannot pay all of the cost. Outside funds are required for large community projects.

Mr. DeBard: "In the proposed Vista District there are three major streams and two minor streams requiring attention. Also erosion and drainage problems. State and county assistance will be required in addition to assistance of the Soil Conservation Service. If the county will help, I believe we should use that help. We will need lots of technical assistance."

Assemblyman Beck: "What would be the cost of all such projects in the county?"

The figure given was 30 projects costing an average of $15,000 each.

Mr. Sikes suggested that soil conservation districts place on record conservation projects of a community nature, indicating the cost of the projects, material, labor, and equipment required, number of farmers and agencies involved, and the benefits expected.

Assemblyman Beck asked if the State should assist financially where the county would help too.

Mr. Chamness replied that the soil conservation districts in San Diego County have never asked for outside financial aid. They may require aid now to construct larger jobs.

Assemblyman Stream: "What federal aid is given districts now?"

Mr. Sikes: "Assistance from the Soil Conservation Service is mainly technical; seed and trees are also furnished for erosion control. Certain items of equipment are loaned without charge to districts for conservation work. The service may furnish office quarters for resident technicians and these quarters are available for use of districts."

Assemblyman Beck: "Will Soil Conservation Service be responsible for all engineering assistance when returning personnel become available?"

Mr. Sikes: "Soil Conservation Service assumes the responsibility for conservation measures in districts with which the service is cooperating. At the present time our technical assistance to districts is limited due to shortage of engineers and other technicians. With the ending of the war, many of our men in the armed forces will be returning. Provision is made for these men. With a larger staff available inroads can be made on the backlog of postwar projects of community type jobs."

Mr. Dixon: "We need better understanding with the State Highway Division."

Mr. Cummings gave an example of La Posta Creek Dam near the highway. After the State Highway Department made their recommendations changing the design presented by the district engineer, they wanted property owners to assume responsibility for any damage to state property in case of flood. The property owners of the district could not assume this responsibility so the project was abandoned.

Assemblyman Beck: "Organize as a legal entity to get cooperation. There is more strength in unity."

Mr. Dixon: "The county and state are not very well versed in agricultural benefits of the work of the districts. Drainage and channel work

in districts in many cases is contingent upon county and state road crossings and culverts. Districts have received excellent cooperation from the San Diego County Road Department."

Assemblyman Stream: "If I understand right, the State Highway Engineer is interested in district work, but has not fully cooperated."

Mr. Sikes: "Perhaps the State Highway Division is not fully acquainted with the activities of the soil conservation districts. Soil conservation districts are relatively new organizations in California, and time is required to make the work known."

Assemblyman Beck: "State offices in general are not acquainted with soil conservation district programs. Individuals to be appointed to State Soil Conservation Commission will help the situation."

A resolution was passed requesting members of the interim committee to urge the State Highway Department to cooperate more fully with soil conservation districts when locating new highways, culverts, bridges, etc.

5. Changes in the Law

Chairman Thompson announced that Judge C. W. Humble, of the Federal Soil Conservation Service, was here from Washington, D. C., that Judge Humble is familiar with the soil conservation laws of all the different states and would go over suggested changes in the law with the committee.

Judge Humble explained that his discussion would be only in the way of suggestions. He then explained suggested amendments to Division IX, Soil Conservation Public Resources Code, as follows:

Suggested Amendments to Division IX, Soil Conservation, Public Resources Code

ALTERNATE No. 1

Re: Petition for Formation of District

Chapter 3, Article 2. Petition

9070. A petition for the organization of a district shall be presented to the board of supervisors of the county in which is situated all or the greatest portion of the land in the proposed district.

9071. The petition shall describe the boundaries of the proposed district; specify the number of directors it is desired to elect to govern the district, which shall be either three or five; and shall propose a name for the district.

Mr. McCollister moved that it be the consensus of the committee that this suggestion be accepted. Motion passed.

Judge Humble explained suggested changes in Chapter 3, Article 7, Section 9168, as follows:

9168. The directors shall select a *date, time,* and *place* at which regular monthly meetings of the directors shall be held. ~~Regular meetings shall be held on the first Tuesday of each month.~~

There was a general discussion of this suggestion by the committee and the suggestion was accepted.

Judge Humble explained Chapter 3, Article 8, as follows:

Chapter 3, Article 8, 9201. Not less than 30 days prior to the election, any five or more electors in the district may file with the

board of supervisors of the county in which is situated all of or the greatest portion of the land in the district a petition requesting that the names of certain persons specified in the petition be placed upon the ballot as candidates for the office of director. Each person nominated shall be an owner of land within the district *and shall be a qualified elector within the district.*

A general discussion followed.

Mr. McCollister moved that the proposed new language in Section 9201 be accepted and that in addition the words "or an operator of land" be inserted after the phrase "owner of land." The motion was carried.

Judge Humble explained Chapter 3, Article 2, Sections 9072 to 9083 (Alternate No. 1) as follows:

9072. The petition shall be signed by either of the following:

~~(a) Owners of land within the proposed district who are equal in number to at least twenty-five percent of all owners of land within the district and who own at least twenty-five percent of the total acreage within the proposed district.~~

(a) At least 25 owners of land within the proposed district.

~~(b) Not less than five hundred landowners who own an aggregate of at least ten per cent of the total acreage within the proposed district.~~

(b) Owners of land who are equal in number to at least 10 per cent of all owners of land within the proposed district. ~~In computing the percentage of acreage, land of the United States, this State, any public district, or any city or county shall be excluded.~~

~~9073. The petition shall state the approximate number of acres calculated to be in the proposed district and the approximate number of acres for which each signer signs as owner.~~

~~9074. The petition may be comprised of sections which shall be identical except as to signatures and acreages. Each paper in the petition which bears signatures shall have attached thereto an affidavit of a qualified elector that he saw written the signatures thereon and each was written by the person whose signature it purports to be.~~

~~9075. The proxies shall accompany the petition or appropriate section thereof.~~

~~9076. If a signer is other than the person to whom the land for which he purports to sign is assessed according to the assessment records of the county in which the land is situated, the petition or appropriate section shall be accompanied by a statement of the signer as to the source of his title.~~

9077. The petition shall be presented to the clerk of the board of supervisors of the principal county.

9078. The clerk shall submit the petition and any accompanying papers to the assessor for examination. If the proposed district lies in more than one county the clerk shall submit appropriate sections to the assessors of the several counties, or submit the entire petition to the several assessors successively.

9079. Upon receipt of the petition and any accompanying papers each assessor shall compare the names signed thereto with the names of landowners in the district according to the assessment records and evidence of title available to him.

9080. The assessor shall certify to the clerk of the principal county all of the following:

~~(a). The total acreage of the proposed district situated in his county.~~

(b) The total number of persons who are owners of lands in the proposed district and in his county according to the assessment records and to evidence of title available to him.

~~(c) The total number of acres in the proposed district in his county owned by the United States, this State, any public district, or any city or county.~~

(d) The number of persons the names of whom are signed to the petition who are owners of land in the district and in his county.

~~(e) The total acreage assessed to or owned by the persons whose names are signed to the petition.~~

9081. Upon completion of certification by the assessor or assessors the clerk shall present the petition to the board of supervisors of the principal county at its next regular meeting or at any special meeting called prior thereto.

9082. The board shall consider and pass upon the sufficiency of the petition. If the board finds that the petition is insufficient it may allow a reasonable time for amending or supplementing it or may dismiss it without prejudice.

9083. If the board finds that the petition is sufficient it shall make an order to that effect. The order shall include a finding of the fact of certification by the assessor or assessors and a finding that the petition is signed by the required number of landowners ~~who are owners of the required acreage.~~

A general discussion by all present followed and the suggestions were accepted.

Judge Humble explained Chapter 4, Article 1 (Alternate No. 1) as follows:

Re: Appropriation of Money from County General Fund

CHAPTER 4. DISTRICT FINANCE

Article 1. Regular Assessments

~~9350. The directors, on or before the fifteenth day of August of each year, shall furnish the auditor and the board of supervisors an estimate in writing of the amount of money to be raised by assessment which is needed for the purposes of the district for the next ensuing fiscal year.~~

~~9351. If the district lies in more than one county the directors shall divide the amount of the estimate in the proposition to the value of the land in the district lying in each county. The value shall be determined from the last assessment rolls of the counties. The directors shall furnish the auditors and boards of supervisors of each of the respective counties a statement of the part of the estimate apportioned to the county.~~

~~9352. The total amount of the estimate shall be sufficient to raise the amount of money necessary during the ensuing year to pay the incidental expenses of the district, the costs of the work which~~

~~the directors may deem advisable to be done during the ensuing year, the estimated costs of repairs to and maintenance of the property and works of the district, and the estimated expenses of any action or proceeding to which the district is or may be a party, including the cost of employing engineers and attorneys.~~

~~9353. Assessments levied pursuant to this article shall be known as regular assessments.~~

~~9354. The regular assessment in any one year shall not exceed two cents ($0.02) on each one hundred dollars ($100) of assessed valuation of the land, exclusive of improvement and mineral rights, within the district. The valuation shall be determined according to the last assessment roll, reduced proportionately when mineral rights are involved.~~

~~9355. The board of supervisors of each county in which there lies any portion of the district shall, annually, at the time of levying county taxes, levy an assessment on the land exclusive of improvements, within the county and within the district to be known as the "_____ (name of district) soil conservation district assessments," sufficient to raise the amount reported to them in the estimate of the directors.~~

~~9356. The board shall determine the rate of assessment by deducting fifteen per cent for anticipated delinquencies from the total assessed value of the land in the district and in the county and then dividing the sum required to be raised by the remainder of the total assessed value. If a fraction of cent occurs in a valuation of one hundred dollars it shall be taken as a full cent.~~

~~9357. If the board fails to levy the assessment the auditor of the county shall do so.~~

~~9358. The assessment shall be computed and entered on the assessment roll by the auditor.~~

~~9359. The provisions of law relating to the levy and collection of county taxes and the duties of county officers with respect thereto in so far as they are applicable and not in conflict with this chapter, are hereby adopted and made part of this chapter. Said officers are liable on their several official bonds for the faithful discharge of their duties under this chapter.~~

~~9360. The treasurers of each of the counties, other than the principal county, shall, not less than twice a year or upon order of the directors, settle with the director and pay to the treasurer of the principal county all money belonging to the district and in their possession.~~

~~9361. If during the current fiscal year the directors are not, by reason of the fact that no assessment has been levied, collecting a regular assessment levied during the year immediately preceding, then notwithstanding other provisions of this code,~~ the board of supervisors in each county in which a soil conservation district, or a portion thereof is located ~~shall~~ *may* upon a showing by the directors that funds are needed for the purposes of the district ~~for the current year,~~ appropriate money from the general fund of the county for the use of said district ~~in an amount equal, during any one year, to the amount which said district could have raised by assessment, as limited by this code, in said current year, or so much thereof as may~~

~~be required. This provision shall not be deemed to prohibit the board of supervisors from appropriating to such district sums in excess of these amounts.~~

Suggestions accepted:

Judge Humble explained Chapter 3, Article 2, Alternate No. 2, as follows:

ALTERNATE No. 2

Re: Petition for Formation of District

CHAPTER 3, ARTICLE 2. PETITION

9070. A petition for the organization of a district shall be presented to the board of supervisors of the county in which is situated all or the greatest portion of the land in the proposed district.

9071. The petition shall describe the boundaries of the proposed district; specify the number of directors it is desired to elect to govern the district, which shall be either three or five; and shall propose a name for the district.

~~9072. The petition shall be signed by either of the following:~~

~~(a) Owners of land within the proposed district who are equal in number to at least twenty-five percent of all owners of land within the district and who own at least twenty-five percent of the total acreage within the proposed district.~~

~~(b) Not less than five hundred landowners who own an aggregate of at least ten percent of the total acreage within the proposed district.~~

~~In computing the percentage of acreage, land of the United States, this State, any public district, or any city or county shall be excluded.~~

9072. The petition shall be signed by the owners of land within the proposed district who are equal in number to at least 10 percent of all owners of land within the proposed district and who own at least 20 percent of the total acreage within the proposed district. In computing the percentage of acreage, land of the United States, this State, and any public district, or any city or county shall be excluded.

9073. The petition shall state the approximate number of acres calculated to be in the proposed district and the approximate number of acres for which each signer signs as owner.

9074. The petition may be comprised of sections which shall be identical except as to signatures and acreages. Each paper in the petition which bears signatures shall have attached thereto an affidavit of a qualified elector that he saw written the signatures thereon and each was written by the person whose signature it purports to be.

9075. The proxies shall accompany the petition or appropriate section thereof.

9076. If a signer is other than the person to whom the land for which he purports to sign is assessed according to the assess-

ment records of the county in which the land is situated, the petition or appropriate section shall be accompanied by a statement of the signer as to the source of his title.

9077. The petition shall be presented to the clerk of the board of supervisors of the principal county.

9078. The clerk shall submit the petition and any accompanying papers to the assessor for examination. If the proposed district lies in more than one county the clerk shall submit appropriate sections to the assessors of the several counties, or submit the entire petition to the several assessors successively.

9079. Upon receipt of the petition and any accompanying papers each assessor shall compare the names signed thereto with the names of landowners in the district according to the assessment records and evidence of title available to him.

9080. The assessor shall certify to the clerk of the principal county all of the following:

(a) The total acreage of the proposed district situated in his county.

(b) The total number of persons who are owners of lands in the proposed district and in his county according to the assessment records and to evidence of title available to him.

(c) The total number of acres in the proposed district in his county owned by the United States, this State, any public district, or any city or county.

(d) The number of persons the names of whom are signed to the petition who are owners of land in the district and in his county.

(e) The total acreage assessed to or owned by the persons whose names are signed to the petition.

9081. Upon the completion of certification by the assessor or assessors the clerk shall present the petition to the board of supervisors of the principal county at its next regular meeting or at any special meeting called prior thereto.

9082. The board shall consider and pass upon the sufficiency of the petition. If the board finds that the petition is insufficient it may allow a reasonable time for amending or supplementing it or may dismiss it without prejudice.

9083. If the board finds that the petition is sufficient it shall make an order to that effect. The order shall include a finding of the fact of certification by the assessor or assessors and a finding that the petition is signed by the required number of landowners, who are owners of the required acreage.

There followed a general discussion and Mr. McCollister suggested that the committee go back to Alternate No. 1.

Further discussion of Chapter 3, Article 1, Alternate No. 1.

Mr. McCollister suggested that the word "shall" (stricken out in Alternate No. 1) be retained and that the word "satisfactory" be inserted before the word "showing".

It was the consensus of the committee that the word "satisfactory" should not be used and Mr. Thompson suggested that the proposed changes in Chapter 3, Article 1, Alternate No 1, be submitted to the Legislative Counsel.

It was decided to delay action on Alternates 1 and 2 until further study could be made and that they be brought before subsequent meetings at a later date.

Regarding the organization of districts and the election of officers of districts, Judge Humble explained that the states now appropriate money for the use of the commission in organization and some states appropriate money for the use of districts and set up a standard for the division of the money to the districts.

Judge Humble suggested that perhaps the committee would want to consider a provision for changing the name of a district.

Mr. Brown suggested that the committee recommend that proper legislation be drawn to provide for change of names of districts either by annexation or for any other reason.

As to boundaries for new districts, Mr. Austin explained that usually the land problem involved is considered—a district is formed around a group of common problems to a common area, flood control area, etc.

Mr. Witherspoon, Registrar of Voters of Santa Clara County, was introduced by Mr. Thompson to discuss election of officers in soil conservation districts.

Mr. Witherspoon suggested that the election be held on the second Tuesday of February instead of the first Tuesday in February in order to give the county registrar sufficient time to conclude work created by the general election in November during the preceding election year.

He also suggested that the election be conducted by the district and not by the board of supervisors and that the county defray the costs of the election from its special election fund; the regular election precincts should not be used, the district should set up its own precincts as necessary within the district or proposed district and if the districts should overlap into other counties each county should defray its share of the election expense.

Recommended Amendments to the Soil Conservation District Act by the State Soil Conservation Commission

Chapter 3, Article 4, Section 9112.5, second paragraph.

Amend to provide for county board of supervisors to resume the hearing in the event the State Soil Conservation Commission fails to submit a report on the practicability and feasibility on basis of revised boundary, within the prescribed period of time.

> "The board shall adjourn the hearing on the petition for a period not to exceed three months, and the commission shall within said time make such further investigation and file its recommendations with the board. The board shall not determine the boundaries of the proposed district and grant the petition on file unless the commission reports favorably *within the prescribed time* to the organization of the proposed district with the land so found by the board not to be benefited, excluded therefrom. *In the event that the commission fails to report within the prescribed time, the board shall resume the hearing and proceed with the establishment of the boundaries and grant or deny the petition according to its best judgment on the basis of evidence and testimony presented to it.*"

Chapter 3, Article 7, Section 9168

Amend to permit the district directors to select the date and time at which their regular meetings will be held, in addition to the selection of place as now provided for.

"The directors shall select a *date, time, and* place at which regular *monthly* meetings of the directors shall be held. ~~Regular meetings shall be held on the first Tuesday of each month.~~"

Chapter 3, Article 8, Section 9201

Add the specification that the qualifications for District Director shall be a qualified elector within the district to conform with the General Election Law.

"Not less than 30 days prior to the election any five or more electors in the district may file with the board of supervisors of the county in which is situated all or the greatest portion of the land in the district a petition requesting that the names of certain persons specified in the petition be placed upon the ballot as candidates for the office of director. Each person nominated shall be an owner of land within the district *and shall be a qualified elector in the district.*"

Chapter 4, Article 1, Section 9361

Amend to permit county board of supervisors to appropriate money from general fund in lieu of levying and collecting tax assessment.

"~~If during the current fiscal year the directors are not, by reason of the fact that no assessment has been levied, collecting a regular assessment levied during the year immediately preceding, then notwithstanding other provisions of this code,~~ ~~t~~*T*he board of supervisors in each county in which a soil conservation district, or a portion thereof is located ~~shall~~ *may* , upon a showing by the directors that funds are needed for the purposes of the district ~~for the current year~~ , appropriate money from the general fund of the county for the use of said district in an amount equal, during any one year, to the amount which said district could have raised by assessment, as limited by this code, in said current year, or so much thereof as may be required. This provision shall not be deemed to prohibit the board of supervisors from appropriating to such district sums in excess of these amounts."

Chapter 3, Article 11

Clarify the exclusion of public land in consideration of acreage computation on inclusions of land.

"9290.1. In computing the percentage of acreage, land of the United States, this State, any public district, or any city or county shall be excluded."

Chapter 3, Article 11

Add a section to provide for the addition of public land alone.

9290.2. A public agency in charge of any public land may petition or request the directors to include a tract of public land alone to a district. The public agency concerned will determine the extent

of authority for requesting such inclusion, within its own organization."

Re: Change Name of Districts

Add a chapter describing the procedure for changing the name of a district when deemed necessary through subsequent addition to districts or otherwise.

"Chapter 7, Change Name of District

Article 1

"9600. A district may change its name by action of the board of supervisors of the principal county as provided by this article.

9601. Whenever in the judgment of the board of directors it is for the best interest of a district that its name be changed to a stated name, it may pass a resolution reciting such fact. Whenever a petition for changing the name of the district to a stated name is filed with the board of directors signed by the same number of petitioners as would be required for signature on the petition of organization of the district, the board of directors shall adopt a resolution reciting the filing of said petition and indicating its approval or disapproval thereof.

9602. A copy of the resolution shall be forwarded to the board of supervisors of the principal county with the request that the name of the district be changed to the stated name.

9603. The board of supervisors of the principal county shall consider this request at their next regular meeting and may grant or deny the request. Their action shall be officially recorded in their minutes.

9604. If the action of the board of supervisors on this request is negative, they shall forward a copy of the resolution to the board of directors initiating the request.

9605. If the action of the board of supervisors on this request is favorable, they shall cause certified copies of the resolution to be forwarded to the board of directors initiating the request, the boards of supervisors of all the other counties in which any portion of the district lies, the State Soil Conservation Commission, and the Secretary of State.

"9606. On acknowledgment of the change of name by the Secretary of State, the name of the district shall be considered changed."

Mr. Thos. Nelson: "I came here to bring up the matter of addition to our district. We have been working on one for two years and have not completed it yet. We would like the signature requirements to be 25 percent of the property owners and 50 percent of the land because it is not hard to get 50 percent of the land, but we have so many small cabin sites that we cannot leave out and it is hard to get signatures and our trouble would be that we would get some signatures and before we were through, the cabins would change ownership and we would have to go through all that trouble again."

Mr. Sven G. Anderson: "I am the field representative. On the matter of additions to districts and the number of signatures required on a petition, it is a thought to reduce it from the present 50 percent. If you reduce it to less than that it would require an election to give each person an opportunity to express himself. Mr. Dixon mentioned lack of cooperation between federal and state in establishing boundaries. The State has no provision as to what constitutes the boundary of a district. There is no particular conflict between the state or federal but the county wants to simplify it for the assessor and registrar. As far as the soil conservation boundary going as far as it should go, there is no restriction."

Mr. Anderson handed each member present a copy of his recommended amendments to the Soil Conservation Act and left them open for discussion.

Assemblyman Stream, as chairman of the meeting, read from a letter from the Attorney General's Office, as follows:

"Under these provisions, it is our view that the districts could initiate proceedings for the inclusion of public lands in an existing district upon being authorized so to do by the federal or state conservation agency concerned. This could be done either by obtaining the signatures of the proper officers or by being designated as an agent for that purpose or the administrating agency concerned as contemplated by Section 9263. Public lands which presumably would be a statement in the nature of a petition such as is referred to in Section 9290 and 9291 of the code, the subsequent procedure outlined in Sec. 9292, et seq. of the code should be followed. While we feel that the provisions to which we have above referred contain sufficient authority by implication to accomplish the desired result, we might suggest that the statute be amended at the next session of the Legislature to expressly provide for the procedure whereby public lands can be included in any existing soil conservation district, thereby obviating whatever doubt, if any, may exist."

Mr. Wm. McClain, President, Board of Directors, El Cajon-Lakeside Soil Conservation District: "We have just gone through the process of taking in an addition to our district and we have found that the law, as it now stands, makes it almost impossible to complete it. The present law requires signatures of 50 percent of the landowners Where, in our district, there are so many nonresident owners that we propose a change in the law to read 35 percent instead of 50 percent signatures and keep the land as it is without any injustice to anyone.

"Another problem is our election in February. We can't get voters out in a majority, therefore only a small group will run the whole thing and that is very unsatisfactory."

Assemblyman Thompson: "Would you be in favor of having five alternates as well as five directors so that you would always have a quorum at your meetings and also there would be 10 men tied up in the organization instead of five?"

Mr. McClain: "That is a fine idea."

Assemblyman Thompson: "What percentage of the landowners do you think should be required to sign the petitions if you have the approval of the state organization and the board of directors?"

Mr. McClain: "We had a big problem when we formed the addition and I feel that it should be less than 50 percent and more than 10 percent."

Mr. Farmer: "I am very much in favor of having alternate directors. Then you have five to back up the five you already have on all questions."

Assemblyman Thompson: "How about an advisory committee—could you do as well?"

Mr. Farmer: "Call them one or the other, they will advise as well regardless of what they are called."

Assemblyman Thompson: "How about combining soil conservation and farm bureau?"

Mr. Farmer: "We have never had a farm bureau so I wouldn't know about that."

Assemblyman Stream: "What percentage of the people in your district understand the soil conservation organization, plans, etc.—people who are not members?"

Mr. Farmer: "It's like all public functions; there are a lot who do not understand it. In our district we have a lot of people who do not like it because they do not understand it. That is why I feel if we have five alternate members, they would be better educated along those lines."

Mr. Elmer Grosline, Chairman of the Portal Ridge District, stated that the previous election had worked out very well for his district, and that they had a larger representative vote than a special election could have provided. He stated he believed there should be at least four farmer members on the state commission.

Assemblyman Thompson: "Do you believe, Mr. Dixon, that any director of the soil conservation district should be a resident of the district as well as a landowners?"

Mr. Dixon: "Not necessarily so. He should be a landowner, but not necessarily have to live there."

Mr. Dixon explained the procedure of nominating and voting for two directors whoses names will be submitted to the Governor for consideration in appointing a member to the State Soil Conservation Commission.

Mr. Dixon briefly reviewed the proceedings of the meeting of directors and others held August 4, 1945, at San Fernando. At this meeting a resolution was passed favoring the formation of a State Association of Soil Conservation Districts A temporary Southern California organization, with temporary officers, was formed, pending a meeting with directors of Northern California and formation of a state association. A committee was to be appointed to draft a temporary set of articles of association. Recent legislation provides for the appointment by the Governor of two district directors to serve as members of the State Soil Conservation Commission, along with the present three members. One from Southern California and one from Northern California. Each district is asked to nominate one or more members, and furnish a biography for each candidate nominated. Nominations are to be submitted to Secretary Hollister by August 25th. Ballots listing all nominees will be sent to each soil conservation district in Southern California. Each district will be allowed one vote each for its first and second choice. The names of the

two men receiving the highest number of votes will be presented to the Governor for his consideration for appointment to the commission.

Mr. W. W. Weir: Thinks one amendment to the law should be to make nominations well in advance of elections. States the commission would probably not object to increase in size. He questioned the statement that directors should be residents of the county. Stated that some districts had two or more counties. Was in favor of a landowner in the district being eligible to be elected a director. However, favored county residence. Stated the commission felt the election law should be put back where it was originally, for a number of reasons. One was that districts were not static; another was that district lines do not coincide with precinct lines; thirdly, that it would put very little expense and work upon the directors. Does not believe the commission should be increased in size. Thinks the law should be amended to provide for consolidation of districts as provisions are now in the law relative to dissolving the districts.

Mr. H. H. Holland stated he believed the commission should have a large membership of directors, one from each soil conservation district. He feels the commission would then belong to the people themselves. Is in favor of an advisory committee, meeting frequently, with one man from each district being a member. Does not believe it would be practical to attempt certifying names of voters eligible to vote in elections. Some directors, he said, should be on the state commission to represent the farmers and landowners. Suggested that four members, two from the North and two from the South, would be a good idea. Does not believe that the present commission of three members can serve the State properly.

Mr. I. M. Wilson: Stated that one problem in the elections that had not been mentioned was the residence of the directors—whether a director could be a landholder but not a resident of a district and hold the office. He feels that the director should be a landholder of the district and a resident of the county. Thinks the elections of the directors should be held with the regular elections because of the cost of special elections.

Mr. R. D Perry: Discussed the method used in the elections to restrict the voting to only those entitled; the county clerk prepared lists of the voters and they were checked off by name.

Mr. Nelson Rutherford: Stated that he felt it might be a good idea to divide districts for election purposes to obtain a distribution of directors throughout the district.

Mr. V. D. Fairchild: Stated he had thought it might be a good idea to divide the districts and select directors for each section. Thinks the act should specify *water* conservation as well as *soil* conservation, or the improvement of soil. Feels the bill should be clarified with regard to control of runoff and water conservation.

Don Jaqua and Emil Ritter also commented in favor of the proposed amendments.

APPROVED:
JOHN F. THOMPSON, Chairman
JULIAN BECK
RALPH M. BROWN
RICHARD McCOLLISTER
CHAS. W. STREAM

CALIFORNIA SOIL CONSERVATION DISTRICT DIRECTORS

	Meetings
Antelope Valley Soil Conservation District V. D. Fairchild, Lancaster, *President* Emil Ritter, Palmdale, *Secretary* Vernon A. Carr, Palmdale Howard Kent, Lancaster Floyd Ward, Lancaster	Send notices to V. D. Fairchild Antelope Valley S. C. D. P. O. Box 805, Lancaster First Wednesday Antelope Valley Fair Grounds Association, Lancaster
Bitterwater Soil Conservation District N. C. Schmidt, King City, *President* Rex P. Smith, King City, *Secretary* Pat O'Connor, King City John Maggini, King City L. A. Tully, King City	Bitterwater Farm Center Bitterwater Valley
Black Mountain Soil Conservation District Vince S. Garrod, Saratoga, *President* M. Robert Felton, Cupertino, *Secretary* Robert F. Pitman, Saratoga George J. Fisher, Cupertino Will Jollyman, Cupertino	Fourth Tuesday, S. C. S. Office 8:00 p.m. Saratoga and Oak Streets Saratoga
Butte Valley Soil Conservation District Walter Robison, Mount Hebron, *President* Elmer Kappen, Macdoel, *Secretary* L. W. Parsons, Mount Hebron Virgil G. Holbrook, Macdoel C. F. Enloe, Dorris	Send notices to Elmer Kappen, *Secretary*, Butte Valley S. C. D., Macdoel, California Second Monday, Butte Valley Irrigation Office, Macdoel
Central El Dorado Soil Conservation District Roy M. Marks, R. F. D., Placerville, *President* Leo N. Ench, R. F. D., Placerville, *Secretary* W. J. Clark, R. F. D., Placerville George H. Volz, R. F. D., Placerville Lee Veerkamp, R. F. D., Placerville	First Tuesday S. C. S. Office, Placerville
Central Sonoma Soil Conservation District	
Contra Costa Soil Conservation District H. H. Hale, Concord, *President* Tomas S. Vanasek, Concord, *Secretary* E. R. Rowland, Lafayette Frank T. Swett, Martinez Fred Wiedemann, San Roman	Send notices to Contra Costa S. C. D., Soil Conservation Service Office, Walnut Creek Second Tuesday Walnut Creek
Corning Soil Conservation District L. Z. Mitchell, Corning, *President* Byron Jobe, Corning, *Secretary* Cecil Church, Corning J. W. Hulse, Flournoy Ernest Mills, Corning	First Tuesday S. C. S. Office Corning
Cucamonga-Mountain View Soil Conservation District J. Lowell Merrill, Ontario, *President* Joseph M. Aime, Guasti, *Secretary* John Cropp, Ontario Paul B. Hofer, Ontario Alfred Signorio	First Monday, 8 p.m. Fruit Industries Office Guasti
El Cajon-Lakeside Soil Conservation District William McClain, El Cajon, *President* A. G. Mitchell, Lakeside, *Secretary* Harold L. Flegal, Alpine John B. Wilkinson, Jr., Lakeside John T. Boddie, Jr., Lakeside	Send notices to William McClain El Cajon-Lakeside S. C. D. Rt. 2, Box 755, B, El Cajon Third Tuesday, 8 p.m. Old Lakeside Schoolhouse Lakeside

Elkhorn Soil Conservation District Robert Blohm, Watsonville, *President* John E. Dolan, Jr., Watsonville, *Secretary* Wilbur Sandholdt, Moss Landing Frank Capurro, Watsonville Ed E. Sealy, Aromas	Second Tuesday 318 Union Street Watsonville
Escondido Soil Conservation District James B. Dixon, Escondido, *President* Clarence S. Meyer, Escondido, *Secretary* John J. Gain, Escondido George E. Satterlee, Escondido Albert von Saggern, Escondido	Send notices to James B. Dixon Escondido S. C. D. Escondido First Tuesday, 7.30 p m. S C. S. Office, 440 N. Broadway, Escondido
Evergreen Soil Conservation District John F. Thompson, San Jose, *President* E. A. Mirrassou, San Jose, *Secretary* E. H. Weld, San Jose Roy Saltalamachia, San Jose H. B. Baum, San Jose	First Wednesday Evergreen School Village of Evergreen, 8 p.m.
Gloria Soil Conservation District F. Earl Widemann, Gonzales, *President* Tom Hambey, Soledad, *Secretary* Anker P. Fanoe, Gonzales George B. Hansen, Gonzales George W. Hook, Gonzales	First Tuesday No. 5 Main Street Soledad
Goldridge Soil Conservation District Ezra Briggs, Sebastopol, *President* James G. Morse, Sebastopol Guy C. Mann, Bodega Bay Chas. Buckhorn, Sebastopol Russell Denner, Santa Rosa	Send notices to Ezra Briggs, Goldridge S.C.D., Route 3, Box 560, Sebastopol Third Thursday evening, 218 S. Main, Sebastopol
Imperial Irrigation District Evan T. Hewes, *President* G. L. Dermody, *Secretary* Chas. Morrow B. F. Grubel M. Trentham Ollie Stewart	Tuesday mornings, IId Executive Offices, Sixth and State Streets, El Centro
Julian Soil Conservation District Fred H. Farmer, Julian, *President* Ray G. Redding, Julian, *Secretary* Victor Cauzza, Santa Ysabel Orville A. Cumming, Ramona Raymond W. Jacobs, Julian	Send notices to Fred H. Farmer, Julian S.C.D., Julian, California First Friday, 8 p m., S.C.S. Office, Julian
Loma Prieta Soil Conservation District John H. Stalling, Gilroy, *President* J. R. Parrish, Gilroy Albert A. Allemand Charles Bonesio, Gilroy	First Tuesday, S.C.S. Office, Morgan Hill, 8 p m.
Lompoc Soil Conservation District J. M. Wilson, Lompoc, *President* Robert Lilley, Lompoc, *Secretary* Dibblee Poett, Lompoc Harold Mercer, Lompoc Percy Beattie, Lompoc	Last Monday, Lompoc Public Library, Lompoc

Los Banos Soil Conservation District Anthony Machado, Los Banos, *President* Louis E. Sarbo, Los Banos, *Secretary* Sylvester F. Cardoza, Los Banos Paul L. Negra, Los Banos John Roselli, Los Banos	Second Monday, Miller and Lux Building, Los Banos
Lower Lake Soil Conservation District W. E. Reichert, Lower Lake, *President* Gene Noble, Lower Lake, *Secretary* Leslie H. McIntire, Kelseyville Harry Heisler, Lower Lake Arno D. Timothy, Lower Lake	First Tuesday, 8 15 p.m, S.C.S. Office, Lower Lake
Middle San Luis Rey Soil Conservation District F. G. Barnard, Jr., San Luis Rey, *President* L. A. Reineman, Fallbrook, *Secretary* A. H. Anthony, Fallbrook Ann G. Shearer, Bonsall Chas. E. Stubblefield, Fallbrook	Send notices to F. G. Barnard, Middle San Luis Rey S C.D., San Luis Rey, California Second Thursday, 8 p m., Reineman Building, South Fallbrook
Mira Loma Soil Conservation District Chas. N. Marietta, Mira Loma, *President* Domenico Galleano, Mira Loma George Buccola, Mira Loma Walter T. Garner, Mira Loma H. H. Kuhlman, Mira Loma	First Tuesday, Union Joint School, Mira Loma
Mission Soledad Soil Conservation District A. L. Roddick, Soledad, *President* Alfred Binsacca, Soledad, *Secretary* L. V. Ober, Soledad Victor Lanini, Soledad Joe Frolli, Soledad	First Friday, 5 Main Street, Soledad
Mono County Soil Conservation District George Koenig, Topaz, *President* Eugo Sciarani, Topaz, *Secretary* Brooks Park, Coleville Frank Spring, Coleville Guy Terry, Coleville	Second Thursday, Library, Coleville Grammar School
Moreno-Campo-Potrero Soil Conservation District Thos. Nelson, Potrero, *President* Archie C. Leach, Campo, *Secretary* George Sawday, Ramona Arthur McCain, Pine Valley Lester Hook, Campo	Send notices to Thos. Nelson, Moreno - Campo - Potrero S. C. D., Potrero, California First Thursday, Cameron Guard Station, La Posta
Napa County Soil Conservation District August Brucker, Calistoga, *President* Norris K. Davis, Cedar Knoll, Napa Andrew Fagiana, Yountville Marcus Stanton, Kirkland Ave., Napa Stanley Jones, Silverado Trail, Napa	Send notices to August Brucker, Napa County S. C. D., Calistoga First Tuesday, Napa, Room 10, Young Building
Nevada County Soil Conservation District Clarence E. Gassaway, Auburn, *President* K. J. Rolph, Colfax, *Secretary* E. M. Carse, Colfax Clarence R. Cunningham, Grass Valley Lewis E. K. Sleeman, Grass Valley	Send notices to K. J. Rolph, *Secretary*, Nevada County S. C. D., c/o Soil Conservation Service Office, 109 S. Auburn, Grass Valley First Wednesday, S. C. S. Office, Grass Valley

Pajaro Soil Conservation District E. Carl Bronson, Watsonville, *President* Thomas B. Porter, Watsonville, *Secretary* A. T. Enos, Watsonville Edward Kelly, Watsonville Phillip B. Rowe, Watsonville	First Tuesday 318 Union Street Watsonville
Pomerado Soil Conservation District Ralph Powers, Escondido, *President* Harry Frame, Poway, *Secretary* Wm. A. Kent, Poway Earl Brydon, Escondido Ed Van Dam, Escondido	Send notices to Ralph Powers Pomerado Soil Conservation District Escondido Second Friday, 8 p.m. Pomerado Union School Poway
Portal Ridge Soil Conservation District Elmer M. Gorsline, Lancaster, *President* Eric Munz, Lancaster Rudolph A Schwandt, Lancaster Joe Godde, Lancaster Felix Arguedas, Lancaster	Send notices to Elmer M Gorsline Portal Ridge S. C. D. Rt. 2, Lancaster First Tuesday Del Sur School
Ramona Soil Conservation District James Dukes Ralph E. Foster Will S. Kunkler Chas. C. Dawday Stanley Trussel	Send notices to James Dukes Ramona S. C. D., Ramona
Quail Lake Soil Conservation District James L. Ralphs, Gorman, *President* Olav Hovdan, Lancaster, *Secretary* Dewey Ralphs, Gorman Harry H Holland, Gorman William Chapman, Lebec	First Monday Gorman Store, Gorman
San Felipe Soil Conservation District A. E. Contival, Gilroy, *President* B. O. Alton, Gilroy E. W. Vessey, Hollister Tom Madeiros, Hollister	First Tuesday Farm Advisor's Office Hollister
San Fernando Valley Soil Conservation District L. E. Hadley, Chatsworth, *President* B. C Staiger, San Fernando, *Secretary* Perry Mulholland, Northridge J. H. Elerath, San Fernando Fred Whittaker, San Fernando	Second Monday 15330 Mission Boulevard San Fernando
San Gorgonio Soil Conservation District John O. Brinton, Banning, *President* C. O. Barker, Jr., Banning, *Secretary* H. L. Roberts, Beaumont Clara Stewart Beasley, Beaumont Lewis Hashall, R.F.D., Redlands	First Wednesday, 8 p.m. 305 W. Fifth Street Beaumont
San Marcos-Richland-Twinoaks Soil Conservation District A. N. Chamness, San Marcos, *President* Frood P. Smith, San Marcos, *Secretary* Stanley A. Rafuse, San Marcos J. Frost Smith, Escondido Dan McAleese, San Marcos	Send notices to A. N. Chamness San Marcos Second Wednesday, 8 p.m. Community Hall San Marcos

San Mateo County Soil Conservation District
Ray T. Higgins, Sharp Park, *President*
Victor Magrin, Pedro Valley
Geo. Pappas, Colma
Roderick I. McLellan, Colma
Manuel F. Cunha, Half Moon Bay

Last Thursday, 1.30 p.m.
S C. S. Work Unit Office
Half Moon Bay

San Vicente Soil Conservation District
Charlotte Doud, Monterey
A. V. Rianda, Jr., Salinas
Edgar T. Zook, San Francisco

Scott Valley-Upper Lake Soil Conservation District
Gene Burger, Lakeport, *President*
C. E. Ganter, Upper Lake, *Secretary*
Warren Boardman, Upper Lake
G. M. Haycock, Upper Lake
S T. Deaxon, Lakeport

Fourth Wednesday, 8 p.m.
S. C. S. Office, Lakeport

Simi Valley Soil Conservation District
D. L. Strathearn, Simi, *President*
Joe Smith, Simi
James H Hitch, Moorpark
Edward Burke, Moorpark
J. Arnold Appleton, Simi

First Thursday
Old Santa Susana
Grammer School
Santa Susana

Southern Coastal Santa Barbara County Soil Conservation District
John J. Hollister, Jr, Goleta, *President*
George Smith, Santa Barbara, *Secretary*
Egisto Giorgi, Goleta
John Parma, Santa Barbara
Gordon Ballard, Carpinteria

First Tuesday, 1.30 p.m.
911 Chapala Street
Santa Barbara

Upper San Luis Rey Soil Conservation District
George Walker, Pala, *President*
H. D. Curtis, Pala
Howard F. Bailey, Aguanga
Orlando A. Bergman, Aguanga
Stephen L. Ford, Pala

Send notices to H. D. Curtis
Upper San Luis Rey
S. C. D., Pala
Second Friday, 2 p m.
S. C. S. Office, Pala

Valley Center Soil Conservation District
Leon J. McFeeters, Valley Center, *President*
Harley Holdredge, Valley Center, *Secretary*
H. M. Macomber, Valley Center
Clarence F Iverson, Valley Center
Russell Thompson, Valley Center

Send notices to Harley Holdredge
Valley Center S. C. D.
Valley Center
Second Monday, 8 p m.
S C. S. Office
Valley Center

Willits Soil Conservation District
John E. Munson, Willits, *President*
Robert H. Corbett, Jr., Willits
Thomas E. Simonsin, Willits
William E. Rucker, Willits
Harvey J. Sawyer, Willits

Send notices to Verna Corbett
Willits S. C. D., Willits
Last Friday, 8 p.m.
S. C. S. Office, Willits

Yucaipa Valley Soil Conservation District
Floyd E. White, Yucaipa, *President*
F. R. Davis, Yucaipa, *Secretary*
Arthur L. Peters, Yucaipa
Samuel Baumann, Oak Glenn
J. P. Greven, Yucaipa

First Thursday, 8 p.m.
421 Yucaipa Boulevard
Yucaipa

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, January 13, 1947

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

Senate Concurrent Resolution No. 11

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS (RESUMED)

The following resolution was read:

Senate Concurrent Resolution No. 11—Relative to the continuance of the Joint Committee on Insurance created by Resolutions Chapter 140 of the Fifty-sixth Regular Session.

Referred to Committee on Rules.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

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

Assembly Bill No. 263: By Mr. Wollenberg—An act to appropriate the sum of $_____from the general funds of the State of California not otherwise appropriated for the purpose of carrying on medical research into the causes and cure of industrial accidents and diseases.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 264: By Messrs. Evans, Allen, Conrad, Hahn, Debs, Geddes, Hinton, Lyons, McMillan, and Rosenthal—An act to add Section 6361 to the Revenue and Taxation Code, relating to retail sales and use taxes.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 265: By Messrs. Price and Clayton A. Dills—An act to add Section 207a to the Civil Code, relating to liability of parents for torts of minors.

Referred to Committee on Judiciary.

Assembly Concurrent Resolution No. 24: By Messrs. Field and Wollenberg—Relative to adjournment in respect to the memory of Dana Reid Weller.

Request for Unanimous Consent

Mr. Field asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 24, at this time, without reference to committee, print, or file, and that the same be considered engrossed.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 24

Assembly Concurrent Resolution No. 24—Relative to adjournment in respect to the memory of Dana Reid Weller.

Resolution read, and adopted unanimously.

Resolution ordered printed, and transmitted to the Senate.

Speaker Pro Tempore Presiding

At 10.28 a.m., Hon. Thomas A. Maloney, Speaker pro Tempore of the Assembly, presiding.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bill was introduced, and read the first time:

Assembly Bill No. 266: By Messrs. Burns, Berry, and Thomas—An act to amend Sections 251, 253, 254, 265, 304, 305, 310, 311, 414, and 417.1, and to add Sections 254.1 and 303.1 to the Vehicle Code, relating to operators and chauffeurs licenses.

Referred to Committee on Transportation and Commerce.

WITHDRAWAL AND RE-REFERENCE OF ASSEMBLY BILLS NOS. 250 AND 251

By order of the Speaker, Assembly Bill No. 250 was withdrawn from the Committee on Civil Service and State Personnel, and re-referred to the Committee on Industrial Relations.

By order of the Speaker, Assembly Bill No. 251 was withdrawn from the Committee on Finance and Insurance, and re-referred to the Committee on Industrial Relations.

MOTION TO EXCUSE COMMITTEE MEMBERS FOR TODAY AND SUBSEQUENT DAYS

Mr. Dickey moved that the following members of the Assembly Committee on Interstate Cooperation, now away from the Assembly attending to business of the committee, be excused for this legislative day, and all subsequent days, until the completion of present committee business; each member waiving his per diem: Messrs. McCollister, Thomas, Ralph C. Dills, and Crichton, and Mr. Thompson, who is substituting for Mr. Thorp.

Motion carried.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

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

Assembly Bill No. 267: By Mr. Thomas (By request)—An act to amend Section 1068 of the Fish and Game Code, relating to fish reduction permits.

Referred to Committee on Fish and Game.

Assembly Bill No. 268: By Mr. Thomas (By request)—An act to amend Section 1010 of the Fish and Game Code, relating to fish packing and reduction licenses.

Referred to Committee on Fish and Game.

Assembly Bill No. 269: By Mr. Crowley—An act to amend Sections 3077 and 3081 of the Welfare and Institutions Code, relating to needy blind persons.

Referred to Committee on Social Welfare.

Assembly Bill No. 270: By Mr. Crowley—An act to amend Section 3470 of the Welfare and Institutions Code, relating to aid to partially self-supporting blind residents.

Referred to Committee on Social Welfare.

Assembly Bill No. 271: By Mr. Crowley—An act to amend Sections 3051 and 3083 of the Welfare and Institutions Code, relating to aid to needy blind persons.

Referred to Committee on Social Welfare.

Assembly Bill No. 272: By Mr. Crowley—An act to amend Section 3471 of the Welfare and Institutions Code, relating to aid to partially self-supporting blind residents.

Referred to Committee on Social Welfare.

Assembly Bill No. 273: By Mr. Crowley—An act to amend Section 3087 of the Welfare and Institutions Code, relating to aid to the needy blind.

Referred to Committee on Social Welfare.

Assembly Bill No. 274: By Mr. McMillan—An act to amend Section 5410 of the Labor Code, relating to workmen's compensation.

Referred to Committee on Finance and Insurance.

Hon. Albert C. Wollenberg Presiding

At 10.35 a.m., Hon. Albert C. Wollenberg, Member of the Assembly from the Twenty-first District, presiding.

MESSAGES FROM THE GOVERNOR

STATE OF CALIFORNIA
GOVERNOR'S OFFICE, SACRAMENTO, January 13, 1947

To the Honorable Members of the Assembly
Sacramento, California

GENTLEMEN:

Senate Bill No. 30—"An act making an appropriation for the purchase of land for Stockton State Hospital, repealing Chapter 1460 of the Statutes of 1945, and declaring the urgency thereof, to take effect immediately,"

in my opinion constitutes an emergency bill within the meaning of that term as used in Sections 1 and 34 of Article IV of the Constitution of the State of California, the consideration of which should not await the final enactment of the Budget Bill.

I therefore recommend consideration of Senate Bill No. 30 as necessary for the immediate preservation of the public peace, health, or safety and as an emergency measure.

Respectfully submitted.

EARL WARREN, Governor

REQUEST FOR UNANIMOUS CONSENT

Mr. Weber asked for, and was granted, unanimous consent to take up Senate Bill No. 30, at this time.

CONSIDERATION OF SENATE BILL NO. 30

Senate Bill No. 30—An act making an appropriation for the purchase of land for Stockton State Hospital, repealing Chapter 1460 of the Statutes of 1945, and declaring the urgency thereof, to take effect immediately.

Resolution to Suspend Constitutional Provision

The following resolution was offered:

By Mr. Weber:

Resolved, That Senate Bill No. 30 presents a case of urgency, as that term is used in Article IV, Section 15, of the Constitution, and the provision of that section requiring that the bill be read on three several days in each house is hereby dispensed with,

and it is ordered that said bill be read the second and third times, and placed upon its passage.

Resolution read.

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

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Dolwig, Doyle, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stewart, Thomas, Thorp, Thurman, Waters, Weber, and Wollenberg—64.

NOES—None.

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

Senate Bill No. 30—An act making an appropriation for the purchase of land for Stockton State Hospital, repealing Chapter 1460 of the Statutes of 1945, and declaring the urgency thereof, to take effect immediately.

Bill read second time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Dolwig, Doyle, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stewart, Thomas, Thorp, Thurman, Waters, Weber, and Wollenberg—64.

NOES—None.

Senate Bill No. 30—An act making an appropriation for the purchase of land for Stockton State Hospital, repealing Chapter 1460 of the Statutes of 1945, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

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

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Dolwig, Doyle, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stewart, Thomas, Thorp, Thurman, Waters, Weber, and Wollenberg—64.

NOES—None.

Bill ordered transmitted to the Senate.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolution was offered:

Assembly Concurrent Resolution No. 25: By Mr. Sherwin—Relative to approving an amendment to the charter of the City of Piedmont, a municipal corporation of the County of Alameda, State of California, voted for and ratified by the qualified electors of said city at a special municipal election held therein on April 9, 1946.

Request for Unanimous Consent

Mr. Sherwin asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 25, at this time, without reference to committee, print, or file, and that the same be considered engrossed.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 25

Assembly Concurrent Resolution No. 25—Relative to approving an amendment to the charter of the City of Piedmont, a municipal corporation of the County of Alameda, State of California, voted for and ratified by the qualified electors of said city at a special municipal election held therein on April 9, 1946.

Resolution read.

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

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Dolwig, Doyle, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stewart, Thomas, Thorp, Thurman, Waters, Weber, and Wollenberg—67.

NOES—None.

Resolution ordered printed, and transmitted to the Senate.

COMMUNICATIONS

By Mr. Maloney:

The following communication was received, read, and ordered printed in the Journal:

BOARD OF STATE HARBOR COMMISSIONERS
SAN FRANCISCO 6, January 13, 1947

Mr. Arthur A. Ohnimus, Chief Clerk of the Assembly
State Capitol, Sacramento, California

Re: Report on Assembly Concurrent Resolution No. 22
World Trade Center at San Francisco

DEAR SIR: We hand you herewith duplicate original and 80 copies of our report to the Legislature, pursuant to Assembly Concurrent Resolution No. 22.

Additional copies are available if desired by Members of the Assembly.

Duplicate original and sufficient copies for each Member of the Senate are being filed today with Mr. Joseph A. Beek, Secretary of the Senate.

Very truly yours,

BOARD OF STATE HARBOR COMMISSIONERS
THOMAS COAKLEY, President
W. G. WELT, Commissioner
N. LOYALL MCLAREN, Commissioner

REQUEST FOR UNANIMOUS CONSENT TO NOTE THAT REPORT HAS BEEN RECEIVED

Mr. Maloney asked for, and was granted, unanimous consent that it be noted in the Journal that the above mentioned Report on the World Trade Center in San Francisco as reported by the Board of State Harbor Commissioners to the Legislature, pursuant to the provisions of Assembly Concurrent Resolution No. 22 of the Fifty-sixth (First Extraordinary) Session, has been received by Members of the Assembly; and that the report be ordered filed with the Secretary of State.

COMMUNICATIONS

By Mr. Lowrey:

The following telegram was received, read, ordered printed in the Journal, and referred to the Committee on Rules:

TUCSON, ARIZONA, January 13, 1947

Assemblyman Lloyd W. Lowrey
State Capitol, Sacramento, California

Attended conference here yesterday with Arizona sanitary officials and cattlemen of Arizona, Sonora and Lower California to consider foot-and-mouth disease problem Have reported details to Doctor Carr of California Division Animal Industry. Please contact him In interests of uniform action by various American states to insure adequate measures for prevention of foot-and-mouth disease in this Country we respectfully urge emergency appropriation by California Legislature of at least $25,000 for possible use of California authorities in locating and observing cattle of Mexican origin moved into California since October 17th and for travel, etc., required to cooperate with other states and Mexico. Also for immediate use in case of outbreak in California. We further recommend immediate legislative concurrent resolution by California Legislature asking Congress for immediate appropriation adequate funds for United States Bureau of Animal Industry and requesting extension of United States assistance to Mexico in the form of personnel and supplemental funds to full extent permitted and required by that country. Also urging creation joint United States-Mexico commission under such authority as Doctor Wardlaw to handle problem. Further requesting immediate closing of border to all importations and traffic which might carry infection. Conference with both Mexican and American cattlemen yesterday convinces me that seriousness of situation demands every possible effort to prevent spread of disease to United States.

DAN C. McKINNEY,
California Cattlemen's Association

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

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

Assembly Bill No. 275: By Messrs. Rosenthal, Bennett, Hahn, M. Philip Davis, Evans, and Waters—An act to amend Section 7 of an act entitled "An act authorizing the establishment of municipal courts, prescribing their constitution, regulation, government, procedure and jurisdiction, and providing for the election and appointment of the judges, clerks and other attaches of such courts, their terms of office, qualification and compensation and for the selection of jurors therein," approved May 23, 1925, relating to judges and attaches in municipal courts of cities of the first and one-half class.

Referred to Committee on Judiciary.

Assembly Bill No. 276: By Messrs. Rosenthal, Bennett, Beck, Hahn, and Waters—An act to amend Section 7a of an act entitled "An act authorizing the establishment of municipal courts, prescribing their constitution, regulation, government, procedure and jurisdiction, and providing for the election and appointment of the judges, clerks and other attaches of such courts, their terms of office, qualification and compensation and for the selection of jurors therein," approved May 23, 1925, relating to attaches in municipal courts in cities of the first and one-half class.

Referred to Committee on Judiciary.

Assembly Bill No. 277: By Messrs. Rosenthal, Bennett, Beck, Hahn, and Waters—An act to amend Section 7b of an act entitled "An act authorizing establishment of municipal courts, prescribing their con-

stitution, regulation, government, procedure and jurisdiction, and providing for the election and appointment of the judges, clerks and other attaches of such courts, their terms of office, qualification and compensation and for the selection of jurors therein," approved May 23, 1925, relating to attaches in municipal courts in cities of the first and one-half class.

Referred to Committee on Judiciary.

Assembly Bill No. 278: By Messrs. Rosenthal, Hahn, Bennett, and Waters—An act to amend Section 7c of an act entitled "An act authorizing the establishment of municipal courts, prescribing their constitution, regulation, government, procedure and jurisdiction, and providing for the election and appointment of the judges, clerks and other attaches of such courts, their terms of office, qualification and compensation and for the selection of jurors therein," approved May 23, 1925, relating to commissioners in municipal courts in cities of the first and one-half class.

Referred to Committee on Judiciary.

Assembly Bill No. 279: By Messrs. Rosenthal, Bennett, and Waters—An act to amend Section 7e to an act entitled "An act authorizing the establishment of municipal courts, prescribing their constitution, regulation, government, procedure and jurisdiction, and providing for the election and appointment of the judges, clerks and other attaches of such courts, their terms of office, qualification and compensation and for the selection of jurors therein," approved May 23, 1925, relating to the office of secretary and jury commissioner in municipal courts in cities of the first and one-half class.

Referred to Committee on Judiciary.

Assembly Bill No. 280: By Messrs. Bennett and Rosenthal—An act to amend Section 28a of an act entitled "An act authorizing the establishment of municipal courts, prescribing their constitution, regulation, government, procedure and jurisdiction, and providing for the election and appointment of the judges, clerks and other attaches of such courts, their terms of office, qualification and compensation and for the selection of jurors therein," approved May 23, 1925, relating to acceptance of bail and duties of commissioners in municipal courts in cities of the first and one-half class.

Referred to Committee on Judiciary.

Assembly Bill No. 281: By Messrs. Bennett and Rosenthal—An act to amend Section 117 of the Code of Civil Procedure, relating to small claims courts.

Referred to Committee on Judiciary.

Assembly Bill No. 282: By Messrs. Rosenthal and Waters—An act to amend Section 822 of the Penal Code, relating to admission to bail.

Referred to Committee on Judiciary.

Assembly Bill No. 283: By Messrs. Rosenthal and Waters—An act to amend Section 823 of the Penal Code, relating to admission to bail.

Referred to Committee on Judiciary.

Assembly Bill No. 284: By Mr. Rosenthal—An act to add Section 204h to the Code of Civil Procedure, relating to the performance of commissioner's duties by judges' secretary, assistant secretary and clerks.

Referred to Committee on Judiciary.

Assembly Bill No. 285: By Messrs. Rosenthal, M. Philip Davis, and Waters—An act to amend Section 261a of the Code of Civil Procedure, relating to superior court employees in counties, or cities and counties, of 900,000 population or more.

Referred to Committee on Judiciary.

Assembly Bill No. 286: By Messrs. Rosenthal, M. Philip Davis, and Waters—An act to add Section 261c to the Code of Civil Procedure, relating to superior court employees in counties, or cities and counties, of 2,000,000 population or more.

Referred to Committee on Judiciary.

Assembly Bill No. 287: By Messrs. Rosenthal and M. Philip Davis —An act to amend Section 1744 of the Code of Civil Procedure, relating to attaches of the conciliation court in counties of 900,000 population or more.

Referred to Committee on Judiciary.

Assembly Bill No. 288: By Messrs. Beck, Rosenthal, and M. Philip Davis—An act to amend Section 261 of the Code of Civil Procedure, relating to court commissioners in counties, or cities and counties, having a population of 2,000,000 or over.

Referred to Committee on Judiciary.

Assembly Bill No. 289: By Messrs. Rosenthal and M. Philip Davis —An act to amend Section 261 of the Code of Civil Procedure, relating to court commissioners in counties, or cities and counties, having a population of 900,000 or over.

Referred to Committee on Judiciary.

Assembly Bill No. 290: By Messrs. George D. Collins, Gaffney, Berry, Anderson, and Hawkins—An act to amend Section 4600 and Section 4601 and to repeal Section 4602 and Section 4603 of the Labor Code, to allow an injured workman choice of his own physician.

Referred to Committee on Industrial Relations.

Assembly Bill No. 291: By Messrs. McCollister and Maloney— An act to add Article 4 to Chapter 1, Part 3, Division 2, of the Insurance Code, relating to insurance, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Finance and Insurance.

Assembly Bill No. 292: By Mr. McCollister—An act to amend Section 18021 of the Government Code and to repeal Section 18022 of the Government Code, relating to hours of work.

Referred to Committee on Industrial Relations.

Assembly Bill No. 293: By Mr. McCollister—An act to amend Section 208 of the Unemployment Insurance Act, relating to disability benefits.

Referred to Committee on Finance and Insurance.

Assembly Bill No. 294: By Messrs. McCollister, Allen, Waters, Huyck, Dolwig, and Grunsky—An act to amend Section 980 of the Military and Veterans Code, relating to the purchases of farms and homes by veterans of World War II.

Referred to Committee on Military Affairs.

Assembly Bill No. 295: By Messrs. McCollister, Allen, Waters, Dolwig, Grunsky, and Huyck—An act to amend Section 986.5 of the Military and Veterans Code, relating to the purchase of farms and homes by veterans.

Referred to Committee on Military Affairs.

Assembly Bill No. 296: By Messrs. McCollister, Allen, Waters, Huyck, Dolwig, and Grunsky—An act to amend Sections 890 and 891 of the Military and Veterans Code, relating to veterans' dependents.

Referred to Committee on Military Affairs.

Assembly Bill No. 297: By Messrs. McCollister, Allen, Waters, Huyck, Dolwig, and Grunsky—An act to amend Section 5082 of the Business and Professions Code, relating to registration as a public accountant.

Referred to Committee on Military Affairs.

Assembly Bill No. 298: By Messrs. McCollister, Allen, Waters, Huyck, and Grunsky—An act to add Article 10, comprising Sections 10191 and 10192 to Chapter 1 of Division 5 of the Education Code, relating to courses in swimming.

Referred to Committee on Education.

Assembly Bill No. 299: By Messrs. McCollister, Allen, Waters, Huyck, Dolwig, and Grunsky—An act to amend Section 1260 of the Military and Veterans Code, relating to the definition of veterans' association.

Referred to Committee on Military Affairs.

Assembly Bill No. 300: By Messrs. McCollister, Allen, Waters, Huyck, Dolwig, and Grunsky—An act to add Sections 820.5 and 987.01 to the Military and Veterans Code, relating to the rate of interest on veterans' farm and home purchases.

Referred to Committee on Military Affairs.

Assembly Bill No. 301: By Messrs. Allen, McCollister, Waters, Dolwig, Grunsky, and Huyck—An act to repeal Article 5 of Chapter 2, Part 3, Division 3 of Title 2 of the Government Code and to add Sections 1047 to 1052, inclusive to the Military and Veterans Code, relating to Napa State Farm.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Constitutional Amendment No. 6: By Messrs. George D. Collins and Gaffney—A resolution to propose to the people of the State of California an amendment to the Constitution of the State by amending Section 2¾ of Article II thereof, relating to primary elections.

Referred to Committee on Constitutional Amendments.

ANNOUNCEMENT OF INVITATION

Mr. Grunsky announced that all Republican Members of the Assembly were invited to attend a dinner on Tuesday evening, January 21, 1947, at the Sacramento Hotel, as guests of Mr. Arthur Carlson, Chairman of the Republican State Central Committee.

ANNOUNCEMENT

Mr. Gannon announced that, as a Sacramento resident, he would be happy to advise those wishing to take short trips to interesting and historical places near the Capitol on where to go and to assist with arrangements; also—that anyone desiring to make a trip to view San Quentin should see him relative to arrangements.

PETITIONS

By Messrs. Allen, Stewart, and Evans:

A petition from Alvin Hosler of Hoopa, California, relative to "Indians of California, Incorporated," was received, and ordered filed with the Secretary of State.

RESOLUTIONS

The following resolution was offered:

By Messrs. Allen, Stewart, and Evans:

House Resolution No. 36

Relating to the investigation of certain Indian organizations within the State

WHEREAS, The Indians of California, numbering about twenty-four thousand persons, descendants of all the aboriginal tribes in this State, having claims against the United States Government were, during the years 1928 to 1944, represented in such proceedings *ex officio as the Attorney General of the State of California by the Honorable* U. S. Webb, the Honorable Earl Warren and the Honorable Robert W. Kenny pursuant to special state and federal statutes; and

WHEREAS, The Indians of California may now bring a new proceeding for the settlement of their claims by virtue of a new federal act which creates an Indian Claims Commission for such purpose; and

WHEREAS, Many Indian leaders throughout the State are complaining (1) that a certain group among them with Indian auxiliaries (local Indian groups), known as the Indians of California Inc., is attempting unfairly and unjustly to rule their destiny by methods and by practices and modes of procedure which do not comport with equity and justice; (2) that this group combined with another group in Southern California known as the Mission Indian Federation, are reportedly attempting to have attorneys appointed to represent all the Indians of California, many of whom do not belong to either of these organizations; (3) that at a convention held in Berkeley, California, in September of 1945 certain delegates, all of whom belonged to the one organization, The Indians of California Inc., were appointed to go to Washington, D. C., and while there are believed to have executed a contract for the employment of attorneys without being authorized to do so by the majority of the adult Indians of the State of California as required by law; and (4) that the two above-named groups have refused to permit the Indians of California to see this contract, although repeatedly requested so to do; and

WHEREAS, The records of the Federal Government show that thousands of dollars have been heretofore collected from the Indians of California on the pretext of

employing attorneys to represent them as "friends of the court" in suits filed in the court of claims; and

WHEREAS, Collections of money are now being made from the Indians of California and from interested white people by the two organizations above named to further their own plans; and

WHEREAS, The protection of the welfare of the Indians of California is a matter of vital state concern; now, therefore, be it

Resolved by the Assembly of the State of California, That the Attorney General is requested to investigate the activities of the organization known as the Indians of California, Inc. and of its predecessor, the Indian Board of Cooperation, both organized and existing under the laws of the State of California, and the organization known as the Mission Indian Federation, an unincorporated body, and the activities of their directors, officers, employees, and particularly those of their executive representatives, to determine whether or not such organizations or any of them or their auxiliaries (local Indian groups) are living up to the letter and spirit of the laws of the State of California; and be it further

Resolved, That the Chief Clerk of the Assembly is directed to transmit a copy of this resolution to the Attorney General of California.

Request for Unanimous Consent

Mr. Allen asked for, and was granted, unanimous consent to take up House Resolution No. 36, at this time, without reference to committee or file.

Resolution read, and adopted.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bill was introduced, and read the first time:

Assembly Bill No. 302: By Mr. Debs—An act to amend Section 5003 of the Public Resources Code, relating to the powers and duties of the State Park Commission.

Referred to Committee on Conservation and Planning.

ASSEMBLY BILL NO. 94 WITHDRAWN FROM COMMITTEE

Mr. Beck moved that Assembly Bill No. 94 be withdrawn from the Committee on Agriculture, for purpose of amendment, to be re-referred to the Committee on Agriculture.

Motion carried unanimously.

CONSIDERATION OF ASSEMBLY BILL NO. 94

Assembly Bill No. 94—An act to amend Section 92.1 of the Agricultural Code, relating to the allocation of state money to county and district fairs, declaring the urgency of this act, to take effect immediately.

Bill read second time.

Motion to Amend

Mr. Beck moved the adoption of the following amendments:

Amendment No. 1

On page 2, line 1, of the printed bill, strike out "years 1943, 1944, 1945, and," and insert: "year."

Amendment No. 2

On page 2, line 31, of the printed bill, after "92," insert: "on the same apportionment basis as allotted to counties and district agricultural associations as provided in paragraph (a) in this section, provided that such apportionment shall be payable from any moneys in the Fair and Exposition Fund available for permanent

improvements on property of the State, citrus, county, or district agricultural association for fair purposes, allotted by section 19626 of the Business and Professions Code."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bill was introduced, and read the first time:

Assembly Bill No. 303: By Mr. Debs—An act to amend Section 5006 and to add Sections 5006.1, 5006.2, 5006.3, and 5017 to the Public Resources Code, relating to the powers and duties of the State Park Commission.

Referred to Committee on Conservation and Planning.

COMMUNICATIONS

By the Chief Clerk:

The following communication was received, read, and ordered printed in the Journal:

ASSEMBLY CHAMBER, SACRAMENTO, January 14, 1947

MR. SPEAKER: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Concurrent Resolution No. 22—Relative to approving certain amendments to the Charter of the City of Glendale, a municipal corporation of the County of Los Angeles, State of California, voted for and ratified by the qualified electors of said city at a special municipal election held therein on November 5, 1946; And reports that the same has been correctly enrolled, and presented to the Secretary of State on the fourteenth day of January, 1947, at 12 m.

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly

GUESTS EXTENDED PRIVILEGE OF ASSEMBLY FLOOR

On request of Mr. Hinton, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. Ruth N. Parker of Richmond and Mrs. Bernice Harris of North Hollywood.

On request of Mr. Lyons, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Charles Son of Los Angeles.

ADJOURNMENT

At 11.07 a.m., on motion of Mr. Dickey, the Speaker declared the Assembly adjourned until 10 a.m., Wednesday, January 15, 1947, out of respect to the memory of the late Peter R. Maloney, and Dana Reid Weller.

SAM L. COLLINS, Speaker

GERALDINE B. HADSELL, Minute Clerk

CALIFORNIA LEGISLATURE
FIFTY-SEVENTH (GENERAL) SESSION

ASSEMBLY DAILY JOURNAL

EIGHTH LEGISLATIVE DAY
TENTH CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO
Wednesday, January 15, 1947

The Assembly met at 10 a.m.
Hon. Sam L. Collins, Speaker of the Assembly, presiding.
Chief Clerk Arthur A. Ohnimus at the desk.

ROLL CALL

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

Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—73.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. Raymond Renwald:

O Almighty and All-wise God, before whom every heart stands open and every will speaks, and from whom no secret lies hidden; pour forth Thy Holy Spirit and purify the thoughts of our heart that we may deserve to love Thee perfectly and praise Thee worthily, through Christ Our Lord.—AMEN.

READING OF THE JOURNAL DISPENSED WITH

On motion of Mr. Hahn, further reading of the Journal of the previous legislative day was dispensed with.

LEAVES OF ABSENCE FOR THE DAY

The following member was granted leave of absence for the day, and desired to waive his per diem:

Mr. Huyck, on motion of Mr. Waters.

COMMUNICATIONS

By Speaker Collins:

The following communication was received, read, and ordered printed in the Journal, and the report transmitted therewith ordered filed with the Secretary of State:

DEPARTMENT OF EDUCATION
SACRAMENTO 14, December 1, 1946

To the Senate and Assembly of the State of California

GENTLEMEN: By the provisions of Chapter 117, Statutes of 1945, the Department of Education was directed to investigate the problems of the blind residents of this State, and the Departments of Social Welfare, Institutions, Public Health and any other department of this State having functions pertaining to the welfare of the blind were to cooperate in making the investigation.

We, the Directors of the State Departments of Education, Mental Hygiene (formerly Institutions), Public Health and Social Welfare, respectfully submit the Report of the Interdepartment Committee on Study of Problems of and Services for the Blind.

We trust that this report will be of assistance to the Legislature in its deliberations as to the welfare of the blind citizens of California.

Respectfully,

ROY E. SIMPSON
Director Department of Education
DORA SHAW HEFFNER
Director Department Mental Hygiene
WILTON L. HALVERSON
Director Department Public Health
C. M. WOLLENBERG
Director Department Social Welfare

Speaker Pro Tempore Presiding

At 10.06 a.m., Hon. Thomas A. Maloney, Speaker pro Tempore of the Assembly, presiding.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

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

Assembly Bill No. 304: By Mr. Johnson—An act to amend Sections 3490, 3492, 3493, 3494, 3495, and 3511.4 of the Revenue and Taxation Code, relating to property taxation.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 305: By Mr. Johnson—An act to amend Section 120 of, repeal Section 4104.4 of, and to add a new Section 4104.4 to, the Revenue and Taxation Code, relating to property taxation.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 306: By Mr. Johnson—An act to amend Sections 2801, 2802, 2803, 2804, 2805, 2807.3, and 2808 of the Revenue and Taxation Code, relating to property taxation.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 307: By Mr. Johnson—An act to amend Section 157 of the Revenue and Taxation Code, relating to property taxation.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 308: By Mr. Johnson—An act to amend Sections 2616 and 2627 of the Revenue and Taxation Code, relating to property taxation.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 309: By Mr. Sheridan—An act to amend Section 5801 of the Labor Code, relating to attorney's fees under the Workmen's Compensation Act.

Referred to Committee on Judiciary.

Assembly Bill No. 310: By Mr. Lester T. Davis—An act to amend Section 7 of the Unemployment Insurance Act, relating to unemployment insurance.

Referred to Committee on Finance and Insurance.

Assembly Bill No. 311: By Mr. Lester T. Davis—An act to amend Sections 6901, 6902, and 6903 of the Labor Code, relating to train crews.

Referred to Committee on Public Utilities and Corporations.

Assembly Bill No. 312: By Mr. Lester T. Davis—An act to add Section 20308 to the Government Code, relating to employees.

Referred to Committee on Municipal and County Government.

MEMBERS EXCUSED TO ATTEND MEETING

At 10.15 a.m., by unanimous consent, Messrs. Field and Wollenberg were excused to attend a meeting of the Allocation Board.

REQUEST FOR UNANIMOUS CONSENT TO PRINT REPORT

Mr. Burns asked for, and was granted, unanimous consent that the Report of the Assembly Interim Committee on Transportation and Commerce be ordered printed in the Journal in 10 point type.

Pursuant to the motion made by Mr. Dickey, the above report was ordered printed at the end of this day's Journal, immediately preceding the motion for adjournment.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

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

Assembly Bill No. 313: By Mr. Lester T. Davis—An act to amend Section 7 of the Unemployment Insurance Act, relating to unemployment insurance.

Referred to Committee on Finance and Insurance.

Assembly Bill No. 314: By Mr. Lester T. Davis—An act to amend Section 7 of the Unemployment Insurance Act, relating to unemployment insurance.

Referred to Committee on Finance and Insurance.

Assembly Bill No. 315: By Mr. Clarke—An act to amend Section 1 of an act entitled "An act to suspend those provisions of Article XI, Section 5, of the Constitution relating to the compensation of county, township and municipal officers, declaring the urgency hereof, to take

effect immediately," approved January 24, 1945, relating to the compensation of county, township, and municipal officers, declaring the urgency hereof, to take effect immediately.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 316: By Mr. Clarke—An act to amend Section 4253 of the Political Code and Section 28124 of the Government Code, relating to the compensation for public service in counties of the twenty-fourth class.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 317: By Mr. Clarke—An act to amend Section 737x of the Political Code, relating to judges' salaries.

Referred to Committee on Judiciary.

Assembly Bill No. 318: By Mr. Clarke—An act to amend Section 737t of the Political Code, relating to the salary of the Judge of the Superior Court in and for the County of Madera.

Referred to Committee on Judiciary.

Assembly Bill No. 319: By Mr. Hollibaugh—An act to amend Section 4730 of the Health and Safety Code, relating to county sanitation districts.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 320: By Mr. Hollibaugh—An act to amend Sections 2450 and 2452 of the Business and Professions Code, relating to chiropody.

Referred to Committee on Public Health.

Assembly Bill No. 321: By Messrs. Hollibaugh, Price, Robertson, Boyd, Anderson, Carey, Conrad, Debs, Grant, Hinckley, Hinton, Lyons, Mrs. Niehouse, and Mr. Rosenthal—An act to amend Sections 6011 and 6012 of the Revenue and Taxation Code, relating to sales and use taxes and providing that this act shall take effect immediately.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 322: By Messrs. Boyd, Grant, Cramer, and Stanley—An act to add Section 5016 to the Public Resources Code, relating to the transfer of jurisdiction by the State Lands Commission to the Division of Beaches and Parks, of any ocean, bay, or inlet frontage, upland or submerged.

Referred to Committee on Conservation and Planning.

Assembly Bill No. 323: By Mr. Boyd—An act to create in the State Treasury the United States Federal Flood Control Receipts Fund and making an appropriation.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 324: By Mr. Boyd—An act to validate the formation, organization and existence of water conservation districts.

Referred to Committee on Conservation and Planning.

Assembly Bill No. 325: By Messrs. Beck, M. Philip Davis, Doyle, McMillan, Anderson, and Dunn—An act to add Article 6 to Chapter 9 of Division 3 of the Education Code, relating to the auditing of school districts.

Referred to Committee on Education.

Assembly Bill No. 326: By Mr. Lyons—An act to amend Section 205 of the Unemployment Insurance Act, relating to disability benefits.

Referred to Committee on Finance and Insurance.

Assembly Bill No. 327: By Mr. Lyons—An act to amend Section 206 of the Unemployment Insurance Act, relating to disability benefits.

Referred to Committee on Finance and Insurance.

Assembly Bill No. 328: By Mr. Fletcher—An act to amend Section 302 of the Unemployment Insurance Act, relating to disability benefits.

Referred to Committee on Finance and Insurance.

Assembly Joint Resolution No. 8: By Mr. Luckel, Mrs. Niehouse, and Mr. Cramer—Relative to statehood for Hawaii.

Referred to Committee on Rules.

RESOLUTIONS

The following resolutions were offered:

By Mr. Hollibaugh:

House Resolution No. 37

Relative to the continuance of the Assembly Interim Committee on State and Local Taxation created by House Resolution No. 154 of the Fifty-sixth Regular Session

Resolved by the Assembly of the State of California, As follows:

1. The Assembly Interim Committee on State and Local Taxation created by House Resolution No. 154 of the Fifty-sixth Regular Session is continued as an Assembly committee at this general session, with the membership and with all the rights, powers and duties possessed by the committee and its members immediately prior to the commencement of this session. Vacancies occurring or existing in the membership of the committee shall be filled by the appointing power.

2. The committee is authorized to act during this session of the Legislature, including any recess, and after final adjournment until the commencement of the next regular general session, with authority to file its final report not later than the fifteenth legislative day of the next regular general session.

3. The provisions of the Joint Rules of the Senate and Assembly and of the Standing Rules of the Assembly, as soon as such rules are adopted at this session or amended from time to time, become applicable to this committee and its members.

4. The committee, and any subcommittee thereof when so authorized by the committee, may meet and act without as well as within the State of California, and is hereby authorized to leave the State in the performance of its duties.

5. The sum of seven thousand two hundred dollars ($7,200) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Assembly for the expenses of the committee and its members and for any charges, expenses or claims it may incur under this resolution, to be paid from the said Contingent Fund and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read, and referred to the Committee on Rules.

By Messrs. Thompson and Beck:

House Resolution No. 38

Relative to the continuance of the Assembly Committee on Soil Conservation created by House Resolution No. 51 of the Fifty-sixth Regular Session

Resolved by the Assembly of the State of California, As follows:

1. The Assembly Committee on Soil Conservation created by House Resolution No. 51 of the Fifty-sixth Regular Session is continued as an Assembly committee at this general session, with the membership and with all the rights, powers and duties possessed by the committee and its members immediately prior to the commencement of this session. Vacancies occurring or existing in the membership of the committee shall be filled by the appointing power.

2. The committee is authorized to act during this session of the Legislature, including any recess, but not after March 15, 1947.

3. The provisions of the Joint Rules of the Senate and Assembly and of the Standing Rules of the Assembly, as soon as such rules are adopted at this session or amended from time to time, become applicable to this committee and its members.

4. The sum of seven hundred fifty dollars ($750) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Assembly for the expenses of the committee and its members and for any charges, expenses or claims it may incur under this resolution, to be paid from the said Contingent Fund and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read, and referred to the Committee on Rules.

Hon. Michael J. Burns Presiding

At 10.14 a.m., Hon. Michael J. Burns, Member of the Assembly from the First District, presiding.

REPORTS OF STANDING COMMITTEES

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, January 15, 1947

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

House Resolution No. 10
House Resolution No. 31

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

DICKEY, Chairman

Above reported resolutions ordered on file for adoption.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, January 14, 1947

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

Senate Concurrent Resolution No. 13

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS

The following resolution was read:

Senate Concurrent Resolution No. 13—Relative to the creation of a Committee to Investigate and Report Upon the Housing Problem in California with particular reference to veterans' housing

Referred to Committee on Rules.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

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

Assembly Bill No. 329: By Mr. Burns—An act making an appropriation to the Department of Finance for the widening of Plaza Avenue in Arcata, Humboldt County.

Referred to Committee on Ways and Means.

Assembly Bill No. 330: By Mr. Crowley—An act to amend an initiative act entitled "An act prescribing the terms upon which licenses may be issued to practitioners of chiropractic, creating the State Board of Chiropractic Examiners and declaring its powers and duties, prescribing penalties for violation hereof, and repealing all acts and parts of acts inconsistent herewith," approved by electors November 7, 1922, by adding Section 8.5 thereto, relating to physical qualifications of applicants for license to practice chiropractic, said amendment to take effect upon the approval thereof by the electors, and providing for the submission thereof to the electors pursuant to Section 1b of Article IV of the State Constitution.

Referred to Committee on Public Health.

Assembly Constitutional Amendment No. 7: By Messrs. M. Philip Davis, Allen, Debs, Fletcher, Grant, and McMillan—A resolution to propose to the people of the State of California an amendment to the Constitution of the State by amending Section 23 of Article IV of the Constitution of said State, relating to the compensation of Members of the Legislature.

Referred to Committee on Constitutional Amendments.

REQUEST FOR UNANIMOUS CONSENT TO PRINT REPORT IN JOURNAL IN 10-POINT TYPE, AND TO PRINT 500 ADDITIONAL COPIES

Mr. Beck asked for, and was granted, unanimous consent that the Report of the Assembly Interim Committee on Public Education be ordered printed in the Journal in 10-point type, and that a request to print 500 additional copies be referred to the Committee on Rules for consideration.

Pursuant to the motion made by Mr. Dickey, the above report was ordered printed at the end of this day's Journal, immediately preceding the motion for adjournment.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

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

Assembly Bill No. 331: By Messrs. Debs and McMillan—An act to amend Sections 131 and 132 of the Civil Code, relating to divorce.

Referred to Committee on Judiciary.

Assembly Bill No. 332: By Mr. Debs—An act to add Sections 625.1 and 625.2 to the Vehicle Code, relating to signaling lights on motor vehicles as a safety measure.

Referred to Committee on Transportation and Commerce.

REPORTS OF STANDING COMMITTEES

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, January 15, 1947

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

House Resolution No. 22
House Resolution No. 21
Senate Concurrent Resolution No. 7
Senate Joint Resolution No. 1

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

DICKEY, Chairman

Above resolutions ordered on file for adoption.

REQUEST FOR UNANIMOUS CONSENT

Mr. Geddes asked for, and was granted, unanimous consent to take up House Resolution No. 22, at this time.

CONSIDERATION OF HOUSE RESOLUTION NO. 22

House Resolution No. 22

Relative to installing sand-filled urns in the halls of the Capitol

WHEREAS, The halls of our stately and beautiful Capitol are frequently rendered most unsightly due to an accumulation of discarded remnants of cigarettes and other waste material, especially during legislative session when the traffic flow is heavy; and

WHEREAS, We feel that this condition detracts greatly from the appearance of this building in which we take great pride; now, therefore, be it

Resolved by the Assembly of the State of California, That the Superintendent of Buildings and Grounds is hereby directed to install at intervals through the halls of the Capitol suitable sand-filled urns for use as receptacles to correct the situation mentioned herein.

Resolution read, and adopted.

REQUEST FOR UNANIMOUS CONSENT

Mr. Doyle asked for, and was granted, unanimous consent to take up House Resolution No. 21, at this time.

CONSIDERATION OF HOUSE RESOLUTION NO. 21

House Resolution No. 21

Resolved by the Assembly of the State of California, That the Chief of the Buildings and Grounds Division be authorized and directed to install an electric clock (similar to one in the Senate Chamber) in the Assembly Chamber; and be it further

Resolved, That the sum of one hundred twenty-five dollars ($125) be appropriated out of the Contingent Fund of the Assembly to pay the cost of such installation.

Resolution read.

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

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Caldecott, Clarke, Collier, Conrad, Cooke, Cramer, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Dolwig, Doyle, Dunn, Erwin, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, Miller, Niehouse, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thorp, Thurman, and Weber—55.

NOES—Hinckley—1.

REQUEST FOR UNANIMOUS CONSENT

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

CONSIDERATION OF SENATE JOINT RESOLUTION NO. 1

Senate Joint Resolution No. 1—Relative to memorializing the President and the Congress of the United States in relation to providing funds to complete the Veterans Temporary Emergency Housing Program.

Resolution read.

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

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brown, Burke, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Dolwig, Doyle, Erwin, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stewart, Thorp, and Thurman—56.

NOES—None.

Resolution ordered transmitted to the Senate.

Speaker Pro Tempore Presiding

At 10.27 a.m., Hon. Thomas A. Maloney, Speaker pro Tempore of the Assembly, presiding.

REQUEST FOR UNANIMOUS CONSENT

Mr. Dickey asked for, and was granted, unanimous consent to take up Senate Concurrent Resolution No. 7, at this time, without reference to file.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 7

Senate Concurrent Resolution No. 7—Relative to a study by the Judicial Council of the administration of justice in the inferior courts in California.

Resolution read.

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

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Lester T. Davis, M. Philip Davis, Debs, Dickey, Dolwig, Doyle, Dunn, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stewart, Thorp, and Thurman—57.

NOES—Crowley—1.

Resolution ordered transmitted to the Senate.

REPORTS OF STANDING COMMITTEES

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, January 14, 1947

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

Assembly Concurrent Resolution No. 10

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and be adopted, as amended.

DICKEY, Chairman

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 10 (BY UNANIMOUS CONSENT)

Assembly Concurrent Resolution No. 10—Relative to continuance of the Joint Interim Committee on Aviation created by Resolutions Chapter 62 of the 1946 (First Special) Session.

Resolution read.

Motion to Amend

Mr. Debs moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 8, of the printed measure, strike out "Vacancies occurring or existing in"; and strike out lines 9 and 10.

Amendment No. 2

On page 1, line 12, of said measure, strike out "final adjourn-"; and strike out lines 13 and 14, and insert "the fifteenth day of March, 1947."

Amendment No. 3

On page 1 of said measure, strike out lines 19, 20, and 21.

Amendments read, and adopted.

Resolution ordered reprinted and engrossed.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

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

Assembly Bill No. 333: By Messrs. Caldecott, Dunn, and Berry—An act to amend Section 5803 of the Labor Code, relating to continuing jurisdiction of the Industrial Accident Commission under the Workmen's Compensation Act.

Referred to Committee on Industrial Relations.

Assembly Bill No. 334: By Mr. Robertson—An act to add Section 14654.5 to the Health and Safety Code, relating to members of the board of directors of fire protection districts in one or more counties.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 335: By Mr. Bennett—An act amending Section 3 of an act entitled, "An act providing for the creation of revolving funds in counties and townships of the State," approved May 9, 1923, and amending Section 29327 of the Government Code, relating to county revolving funds.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 336: By Mr. Hawkins—An act to amend Section 7 of the Unemployment Insurance Act, relating to employment.

Referred to Committee on Industrial Relations.

Assembly Bill No. 337: By Mr. Hawkins—An act to amend Section 6359 of the Revenue and Taxation Code, relating to exemptions from the sales and use taxes.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 338: By Messrs. Debs, Dunn, Allen, Kilpatrick, Hinton, Burke, Conrad, Cooke, Doyle, Erwin, Fletcher, Geddes, Grant, Hollibaugh, Lyons, McMillan, Robertson, Rosenthal, Stewart, and Mrs.

Niehouse—An act to add Section 6762 to the Business and Professions Code, relating to veteran applications for registration as civil engineer.

Referred to Committee on Military Affairs.

Assembly Constitutional Amendment No. 8: By Messrs. Cramer, Thomas, Evans, Luckel, Allen, Anderson, Bennett, Clarke, Doyle, Dunn, Fletcher, Grant, Hinton, Hollibaugh, Loomis, Lyons, Mrs. Niehouse, Messrs. Price, Stanley, Thorp, and Waters—A resolution to propose to the people of the State of California an amendment to the Constitution of the State by amending Section 22 of Article XX thereof, relating to intoxicating liquors.

Referred to Committee on Constitutional Amendments.

Assembly Bill No. 339: By Mrs. Niehouse and Mr. Luckel—An act to amend Sections 6451, 6452, and 6455 of the Revenue and Taxation Code, relating to returns and payments of sales and use taxes.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 340: By Mr. Lowrey—An act to amend Section 8651 of the Revenue and Taxation Code, relating to the use fuel tax, to take effect immediately.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 341: By Messrs. Lowrey and Geddes—An act to amend Section 7351 of the Revenue and Taxation Code, relating to the rate of tax on distribution of motor vehicle fuel, to take effect immediately.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 342: By Messrs. Lowrey and Geddes—An act to amend Sections 713, 714, and 715.5 of the Vehicle Code, relating to reduction of weight limits on streets and highways.

Referred to Committee on Transportation and Commerce.

Assembly Bill No. 343: By Messrs. Lowrey and Geddes—An act to amend Sections 70 and 70.1 of, and to add Sections 70.3, 70.4, 70.5, 70.6, 70.7, 70.8, 70.9, 74, 74.1, 74.2, 74.3, and 74.4 to, the Streets and Highways Code, relating to the powers and duties of the California Highway Commission in connection with public highways.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 344: By Messrs. Lowrey and Geddes—An act to amend Sections 181, 188, 189, 193, and 300 of, and to repeal Sections 190, 191, 232 and Article 2 of Chapter 2 of Division 1 of the Streets and Highways Code, relating to streets and highways and providing for the abolition of the distinction between primary and secondary state highways.

Referred to Committee on Conservation and Planning.

Assembly Bill No. 345: By Messrs. Lowrey and Geddes—An act relating to funds for street and highway purposes and the allocation thereof; providing for the administration of street and highway work by the State, counties, cities and counties, and cities, and the respective functions of each, and in connection therewith to add Section 29 to the

general provisions of, and to add Chapters 1, 2, and 5 to Division 3 of, and to add Sections 2102 to 2106, inclusive, to Chapter 3 of Division 3 of, and to amend Sections 194 and 195 of, and to repeal Sections 203, 1621, 1622, 1623, 1624, 1625, 1625.5, 1626, 1626.5, 1627, and 1628 of, the Streets and Highways Code, and to repeal Section 779 of, and to add Section 779 to, the Vehicle Code.

Referred to Committee on Conservation and Planning.

Assembly Bill No. 346: By Messrs. Lowrey and Geddes—An act to create the Highway Users Tax Fund in the State Treasury and to provide for the deposit therein of certain proceeds of certain taxes and licenses on motor vehicle fuels and on vehicles, motor vehicles, and the operation thereof, and in connection therewith to amend Sections 8352, 9302, 9303, 9304, and 10452 of, and to add Sections 8353 and 10456 to, and to repeal Sections 8353, 8353.5, 8354, 8355, 8356, 8357, and 8358 of, the Revenue and Taxation Code; to amend Section 7 of Chapter 788, Statutes of 1937; to amend Section 781 and to repeal Sections 780 and 782 of the Vehicle Code, and to add Division 3 to the Streets and Highways Code.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 347: By Messrs. Lowrey and Geddes—An act to amend Sections 102, 108, and 128 of, to add Division 2A, comprising Sections 139 to 139.61, inclusive, to, and repeal Sections 111, 113, 116, 117, 119, 120, 121, 122, 123, 124, 124.1, 125, 126, 135, 135.5, 135.8, 486, and 489 of, the Vehicle Code, providing for the reorganization of the California Highway Patrol, abolishing the Division of Enforcement of the Department of Motor Vehicles, establishing a Department of Highway Patrol and Safety and prescribing its powers, duties, purposes, and functions, providing for the transfer of records and property; and to make available money for the support of said department.

Referred to Committee on Transportation and Commerce.

Assembly Bill No. 348: By Messrs. Lowrey and Geddes—An act to add Section 10759 to the Revenue and Taxation Code, and Section 373.5 to the Vehicle Code, relating to vehicle registration and license fees.

Referred to Committee on Transportation and Commerce.

Assembly Bill No. 349: By Messrs. Lowrey and Geddes—An act to amend Sections 160, 164, 164.5, and 675.5 of the Vehicle Code, relating to the registration of motor vehicles.

Referred to Committee on Transportation and Commerce.

Assembly Bill No. 350: By Mr. Lowrey—An act to amend Section 3 of "An act to provide for the payment of a portion of the bonded indebtedness of the State of California, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately," approved May 19, 1943, relating to the payment of a portion of the bonded indebtedness of the State of California, and making an appropriation therefor.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 351: By Messrs. Lowrey and Geddes—An act to amend Sections 7351 and 8353 of, to add Section 8352.6 to, and to repeal Section 8353.5 of, the Revenue and Taxation Code, and to amend Section 194 of the Streets and Highways Code, relating to the motor vehicle fuel license tax, and the disposition of the revenues thereof.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 352: By Messrs. Lowrey and Geddes—An act to amend Sections 7401, 8101, 8102, and 8103 of, and to add Section 8103.5 to, the Revenue and Taxation Code, relating to motor vehicle fuel license taxes.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 353: By Messrs. Lowrey and Geddes—An act to amend Section 374 of, and to repeal Sections 162 and 374.5 of, and to add Section 374.5 to, the Vehicle Code, relating to exemptions of and liability for fees of publicly owned vehicles.

Referred to Committee on Transportation and Commerce.

Assembly Bill No. 354: By Messrs. Lowrey and Geddes—An act to amend Sections 276, 277, and 381, and to repeal Section 276.5, of the Vehicle Code, relating to operator's and chauffeur's licenses.

Referred to Committee on Transportation and Commerce.

Assembly Bill No. 355: By Messrs. Lowrey and Geddes—An act to amend Section 370 of the Vehicle Code, relating to vehicle registration fees.

Referred to Committee on Transportation and Commerce.

Assembly Bill No. 356: By Mr. Lowrey—An act to repeal Part 4, comprising Sections 9601 to 10501, inclusive, of Division 2 of the Revenue and Taxation Code, imposing a tax upon persons engaged in the transportation of persons or property for hire or compensation by motor vehicle, to add Part 4, comprising Sections 9601 to 10501, inclusive, to Division 2 of the Revenue and Taxation Code, and to amend Section 372 of the Vehicle Code, relating to the imposition of taxes and fees to be paid by persons operating commercial vehicles, and providing that this act shall take effect immediately.

Referred to Committee on Transportation and Commerce.

EXPLANATION

January 15, 1947

In order to assure a consideration of the Governor's highway plan in the Fifty-seventh Regular Session, if final action is not taken on these problems in the Fifty-seventh (Extraordinary) Session, we are introducing a duplicate series of the bills introduced in the extraordinary session.

LLOYD W. LOWREY
ERNEST R. GEDDES

RESOLUTIONS

The following resolution was offered:

By Mr. Silliman:

House Resolution No. 39

Relative to memorializing Congress to enact legislation to establish a permanent naval postgraduate school at Monterey, California

WHEREAS, The present training facilities of the United States Navy are inadequate to meet the requirements of the postgraduate training program for officers of the naval service which is designed to preserve and enhance the estimable position of our Navy as the finest and most efficient navy in the world; and

WHEREAS, Additional naval training facilities for officers must be acquired to provide competent, qualified and proficient officers in sufficient numbers for the increased strength and size of our postwar Navy; and

WHEREAS, This Assembly in its Fifty-sixth Session fully endorsed and went on record in favor of the establishment of a permanent naval academy on the Pacific Coast; and

WHEREAS, Members of congressional committees which inspected proposed sites for the location of a postgraduate school for the training of naval officers have favored the selection of the Del Monte site, located at Monterey, California, which the Navy Department considers best located, suitable, and adaptable to the needs and requirements of the postwar training program, now, therefore, be it

Resolved by the Assembly of the State of California, That the President of the United States and the Senate and House of Representatives of the United States be memorialized to enact, at this session, legislation to establish a permanent postgraduate naval officers' training school on the Monterey Peninsula, at Monterey, State of California; and be it further

Resolved, That the Chief Clerk of the Assembly is directed to transmit copies of this resolution to the President of the United States, to the Secretary of the Navy, to the President pro Tempore of the Senate of the United States, to the Speaker of the House of Representatives, and to the Senators and Representatives from California.

Request for Unanimous Consent

Mr. Silliman asked for, and was granted, unanimous consent to take up House Resolution No. 39, at this time, without reference to committee or file.

Resolution read.

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

AYES—Allen, Anderson, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Butters, Caldecott, Collier, George D. Collins, Conrad, Cooke, Cramer, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Doyle, Dunn, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Maloney, McMillan, Miller, Niehouse, Price, Robertson, Sherwin, Silliman, Stanley, Stephenson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—59.

NOES—None.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bill was introduced, and read the first time:

Assembly Bill No. 357: By Messrs. Hinton, Field, Ralph C. Dills, Boyd, Beck, Cramer, Debs, Doyle, Gannon, Grunsky, Hahn, Kirkwood, Lowrey, McCollister, and Price—An act to amend Section 2421 of the Education Code, relating to school districts.

Referred to Committee on Education.

MOTION TO APPROVE JOURNALS

Upon motion of Mr. Dickey, the Journals for Monday, January 6, 1947; Tuesday, January 7, 1947; Wednesday, January 8, 1947; Thursday, January 9, 1947; and Friday, January 10, 1947, were approved as corrected by the Minute Clerk.

MOTION TO PRINT ALL COMMITTEE REPORTS AT END OF JOURNAL

Mr. Dickey moved that in the future all interim and special committee reports ordered printed in the Journal be placed at the end of each day's Journal immediately preceding the motion for adjournment.

Mr. Geddes seconded the motion.

Motion carried.

REQUEST FOR UNANIMOUS CONSENT TO PRINT STATEMENT OF POLICY

Mr. Dickey asked for and was granted, unanimous consent that the following statement of policy of the Committee on Rules be ordered printed in the Journal:

Statement of Policy, Committee on Rules, January 14, 1947

On Tuesday, January 14, 1947, in a meeting held by the Committee on Rules, permission to have printed in the Journal editorials and news items from San Francisco and Los Angeles newspapers was requested by Mr. Wollenberg, Mr. Maloney and Mr. Rosenthal.

The committee refused to grant the request, and adopted the policy that in the future no editorials or items previously published in newspapers, magazines, et cetera will be reprinted in the Journal.

REQUEST FOR UNANIMOUS CONSENT TO PRINT OPINION

Mr. Dunn asked for, and was granted, unanimous consent that the following opinion of the Legislative Counsel be ordered printed in the Journal:

Opinion of Legislative Counsel

OFFICE OF LEGISLATIVE COUNSEL
SACRAMENTO 2, CALIFORNIA, January 14, 1947

Honorable Francis Dunn, Jr.
Assembly Chamber, State Capitol
Sacramento, California

"Double-jointed" bills No. 800

DEAR MR. DUNN: You have asked us for an explanation of the reason for so-called "double-jointed" bills—that is, a bill which amends or repeals one or more sections of existing law, or adds a new section thereto, and which also contains the same amendments directed to a nonexistent portion of a code, or to a code that has not yet been enacted As an example, we call attention to Assembly Bill No. 139, which would amend Section 4260 of the Political Code and Section 28131 of the Government Code, relating to compensation for public services in counties of the thirty-first class.

The reason for the use of such bills is to avoid conflict with bills to codify portions of the existing law which will be introduced at this session of the Legislature.

When a new code, or portion of a code, prepared by the California Code Commission is to be introduced at a session of the Legislature, bills to amend, repeal, or add sections to the existing law proposed to be codified are prepared so as to make the desired change both in the existing law and in the corresponding sections of the proposed codification.

This is done so that the bill, if enacted, will accomplish its purpose, whether or not the proposed code is enacted.

If the bill is passed but for any reason the proposed code is not passed, the purpose of the bill is fully accomplished by the changes it makes in the existing law.

If both the bill and the proposed code are passed, the purpose of the bill is fully accomplished by the changes it makes in the proposed code.

It is therefore necessary, in order to give full effect to the purpose of a bill making a change in an existing law which is to be codified in a proposed code, that the bill also make a corresponding change in the corresponding sections of the proposed code

When amendments are prepared to such a bill (i.e. to a bill which would change the existing law and also make corresponding changes in a proposed code), it is necessary that the amendment be directed to both the portion of the bill changing the existing

law and the portion changing the proposed code, in order that the purpose of the amendments will be fully accomplished, whether or not the proposed code is enacted.

Very truly yours,

FRED B. WOOD, Legislative Counsel
By HARRIET R. BUHLER, Deputy

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolution was offered:

Assembly Joint Resolution No. 9: By Messrs. Lester T. Davis, Lowrey, and Stewart—Relative to memorializing Congress concerning appropriations for forest conservation.

Request for Unanimous Consent

Mr. Lester T. Davis asked for, and was granted, unanimous consent to take up Assembly Joint Resolution No. 9, at this time, without reference to committee, print, or file, and that the same be considered engrossed.

CONSIDERATION OF ASSEMBLY JOINT RESOLUTION NO. 9

Assembly Joint Resolution No. 9—Relative to memorializing Congress concerning appropriations for forest conservation.

Resolution read.

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

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Collier, George D. Collins, Conrad, Cooke, Cramer, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, James, Johnson, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thorp, Thurman, Waters, and Weber—64.

NOES—None.

Resolution ordered printed, and transmitted to the Senate.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

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

Assembly Bill No. 358: By Messrs. Butters, Clarke, Erwin, Stewart, and Thorp—An act to amend Section 380.55 of the Agricultural Code, relating to inspection of horses for marks and brands.

Referred to Committee on Livestock and Dairies.

Assembly Bill No. 359: By Mr. Stephenson—An act to amend Section 3209.3 of the Labor Code, relating to medical services in workmen's compensation and disability insurance cases.

Referred to Committee on Finance and Insurance.

REPORTS OF STANDING COMMITTEES

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, January 15, 1947

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

Senate Concurrent Resolution No. 6

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and be adopted, as amended.

DICKEY, Chairman

Above reported bill ordered to second reading.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 6 (BY UNANIMOUS CONSENT)

Senate Concurrent Resolution No. 6—Relative to the continuance of the Joint Fact-Finding Committee on Highways, Streets and Bridges created by Resolutions Chapter 133 of the 1945 Regular Session.

Resolution read.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Rules:

Amendment No. 1

On page 1, line 8, of the printed measure, strike out "Vacan-"; and strike out lines 9 and 10.

Amendment read, and adopted.

Request for Unanimous Consent

Mr. Burns asked for, and was granted, unanimous consent to take up Senate Concurrent Resolution No. 6, as amended, at this time, without reference to reprint or file.

Consideration of Senate Concurrent Resolution No. 6, as Amended

Senate Concurrent Resolution No. 6—Relative to the continuance of the Joint Fact-Finding Committee on Highways, Streets and Bridges created by Resolutions Chapter 133 of the 1945 Regular Session.

Resolution read.

Resolution ordered reprinted, and on file.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

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

Assembly Bill No. 360: By Messrs. M. Philip Davis, Debs, Dunn, Geddes, Anderson, Burke, George D. Collins, Conrad, Cramer, Dickey, Clayton A. Dills, Doyle, Erwin, Gannon, Grant, Hahn, Heisinger, Hinton, Hollibaugh, Luckel, Maloney, McMillan, Miller, Mrs. Niehouse, and Mr. Rosenthal—An act making an appropriation for the support of child care centers, and declaring the urgency thereof, to take effect immediately.

Referred to Committee on Education.

Assembly Bill No. 361: By Mr. Crowley—An act to amend Section 14451 of, and to add Section 14453 to, the Education Code, relating to the California State Teachers' Retirement System.

Referred to Committee on Education.

Assembly Bill No. 362: By Mr. Lyons—An act to amend Section 1395 of the Labor Code, relating to the employment of minors.

Referred to Committee on Industrial Relations.

Assembly Bill No. 363: By Mr. Lyons—An act to amend Section 1393 of the Labor Code, relating to the employment of minors.

Referred to Committee on Industrial Relations.

Assembly Bill No. 364: By Mr. Lyons—An act to amend Section 209 of the Labor Code, relating to the payment of wages to striking employees.

Referred to Committee on Industrial Relations.

Assembly Bill No. 365: By Mr. Lyons—An act to amend Section 1582 of the Labor Code, relating to private employment agencies.

Referred to Committee on Industrial Relations.

REQUEST FOR UNANIMOUS CONSENT TO PRINT TWO REPORTS

Mr. Field asked for, and was granted, unanimous consent that the following Reports of the Subcommittee of the Assembly Committee on Governmental Efficiency and Economy be ordered printed in the Journal in 10-point type:

(1) Investigation of Conditions of Indian Affairs in California.

(2) Investigation of Conditions at Preston School of Industry at Ione, California.

Pursuant to the motion made by Mr. Dickey, the above reports were ordered printed at the end of this day's Journal, immediately preceding the motion for adjournment.

GUESTS EXTENDED PRIVILEGE OF ASSEMBLY FLOOR

On request of Messrs. Stewart and Knight, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs John Peter Buwalda.

On request of Mr. Beck, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Judge and Mrs. William D. Keller of Lancaster.

On request of Mr. Evans, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. Marguerite Moore, Mrs. Rivers, and Miss Rivers of Los Angeles.

On request of the San Diego Delegation, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Don Keller, David L. Bird, Dan Rossi, Merle Stevenson, and Duane Carnes, all of San Diego.

On request of Mr. Burke, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to James L. Beebe and Mr. Pierce of San Marino.

REPORT OF THE ASSEMBLY INTERIM COMMITTEE ON TRANSPORTATION AND COMMERCE

To the Speaker and Members of the Assembly
California State Legislature
Sacramento, California

GENTLEMEN: Your Committee on Transportation and Commerce, appointed pursuant to House Resolution No. 274, adopted by the Assembly of the California Legislature during its Fifty-sixth Regular Session, respectfully submits the following report:

Pursuant to said resolution, your committee held a series of meetings as hereinafter set forth relative to the matters referred to in said resolution, also appointed a Subcommittee on Commerce and Navigation. Your committee called into consultation and at all times has had the assistance and cooperation of the Advisory Committee on Motor Vehicle Legislation, which includes representatives of the State Department of Motor Vehicles and its several divisions, the State Department of Public Works, representatives of other governmental agencies, and representatives of numerous civic and business groups, such as chambers of commerce, motor car dealers, automobile finance companies, automobile insurance interests, motor clubs, farm and labor organizations interested in motor vehicle legislation.

Your committee met in the City of Sacramento on January 5, 1946, Chairman Michael J. Burns presiding, and Assemblymen Fred Emlay and William C. Berry being present, said meeting being held for the purpose of considering the increase in traffic accidents and various remedial measures then proposed, and further, for the purpose of considering the financial problems of the Department of Motor Vehicles.

Your chairman requested the Advisory Committee on Motor Vehicle Legislation, the members of which were present at said meeting, to engage in a study of numerous specific subjects such as speed regulation, the administration by the Division of Drivers Licenses of the driver's license laws, and any needed revision of the Vehicle Code relating to the licensing of operators and chauffeurs.

Also, your committee devoted attention to and requested the advisory committee to consider the activities of the California Highway Patrol as to the number of officers available and the budget restrictions on operating expenses. The advisory committee was also requested to consider the subject of permanent license plates, compulsory inspection of motor vehicles, and the adequacy of laws relating to driving under the influence of intoxicating liquor.

During a special meeting of the Assembly Committee on Transportation and Commerce in the City of Sacramento on January 9, 1946, your committee received a special report and reviewed recommendations in reference to activities and finances of the Department of Motor Vehicles. Pursuant thereto, your committee recommended, and the Legislature, during the special session in January and February, 1946, approved, additional financing for the Department of Motor Vehicles.

Subsequently, during the year 1946, your committee held meetings as follows: in Los Angeles, June 20th; in Sacramento on September 12th, October 24th, and December 5th and 6th, Assemblymen Berry, Emlay and Thomas being present at all said meetings.

Said meetings were held concurrently with meetings of the Advisory Committee on Motor Vehicle Legislation. During said meetings a very substantial number of proposed amendments and additions to the California Vehicle Code were considered relating to the powers and duties of the Department of Motor Vehicles, the registration of motor vehicles, registation and other taxes applicable to motor vehicles, the traffic laws governing the operation of motor vehicles, the size, weight and equipment of motor vehicles, and the procedure prescribed in the Vehicle Code relating to enforcement of the vehicle laws.

The members of your committee participated in the consideration and discussion of all said proposals. A majority of the proposals originated with the State Department of Motor Vehicles and other members of the advisory committee, although said advisory committee and your Interim Committee on Transportation and Commerce received and considered proposals submitted by other organizations and numerous citizens interested in traffic matters. All said meetings were open public meetings and were attended by large numbers of people in addition to the members of the advisory committee.

Pursuant to the request of the Chairman of your Interim Committee on Transportation and Commerce, the Advisory Committee on Motor Vehicle Legislation submitted its report and recommendations to the legislative interim committee at a meeting of said committee held in San Francisco on December 16, 1946, at which all members of your interim committee were present. Said report consisted of the drafts of numerous proposed amendments and additions to the California Vehicle Code and other laws relating to the ownership and operation of motor vehicles.

Your committee reviewed the text of all said proposals and received explanations in reference thereto and considered the relative importance of said proposals. Your committee concluded that a substantial number of said proposals are desirable and of importance in the following particulars:

A number of the proposed measures relating to the administration of the registration laws will decrease the administrative detail now imposed on the Department of Motor Vehicles in regard to the registration of vehicles, with resulting decrease in cost of operation. Other amendments are desirable as clarifying the administrative procedure in the Division of Registration of the Department of Motor Vehicles.

Your committee recommends the enactment of a limited number of the amendments relating to registration as urgency measures, including the proposed addition of Section 182.1 to the Vehicle Code to permit transfers of registration during renewal period when the registration card is in the possession of the department, such transfers to be permitted upon production of certificates of registration, together with temporary receipts upon forms prescribed by the department, issued upon application for renewal and payment of proper fees.

Your committee recommends the enactment of other proposed amendments relating to the establishment of speed zones on streets and highways; other amendments to render appropriate rules of the road applicable to trolley busses, a new type of conveyance to be operated in several of the cities in California.

Your committee is of the opinion that the proposed amendments as submitted in the report of the advisory committee are not subject to objection, although many of them are of a minor technical nature. It is the opinion of your committee that the California Vehicle Code, in the main, now embraces a body of laws adequate to provide for the regulation of vehicular traffic and the administration and enforcement thereof, and that the adding of more laws will not greatly increase traffic safety. Rather, your committee believes that increase in traffic safety can be brought about only by better methods of enforcement, improvement in highway facilities, and educational procedures.

Thus, your committee views proposed amendments to the Vehicle Code as falling within two categories. First, important measures relating to administration and taxation, strengthening of various provisions of the driver's license laws, clarification of rules of the road; and secondly, minor technical amendments which may be desirable, but which are not vital in reference to traffic safety.

Because of the volume of the amendments submitted, your committee does not at this time submit a detailed analysis of each and every amendment proposed.

Respectfully submitted.

MICHAEL J. BURNS, Chairman
FRED EMLAY
W. C. BERRY
JACOB LEONARD
VINCENT THOMAS

REPORT OF THE SUBCOMMITTEE OF THE COMMITTEE ON TRANSPORTATION AND COMMERCE ON FOREIGN TRADE ZONES

Subcommittee
VINCENT THOMAS
WILLIAM CLIFTON BERRY
FRED EMLAY

Although foreign trade zones, or free ports, have been in operation for more than a thousand years, the principles of trade involved and the mechanics of their operation are not popularly or widely understood. Because of this limited popular understanding the members of your subcommittee thinks that it is essential that the subject of foreign trade zones be discussed more fully than it is possible to do in the usual committee report.

I. DEFINITION AND HISTORY

A foreign trade zone, or what is often called a free port, is a segregated, fenced area within a port where ships from foreign countries may dock and discharge cargoes free from customs, regulations and supervision. In this zone the products of foreign countries may be warehoused and processed without custom bonds or the payment of duty. Here cargoes may be broken up, sorted, graded, cleaned, mixed, assembled, refined, repacked, labelled, displayed and reshipped to other countries without the payment of tariffs and free of tariff and quota regulations. In effect, cargoes may undergo any handling except manufacturing.

The legal status of the cargo while in the foreign trade zone is identical with that of cargo on the high seas. These cargoes may therefore be shipped into the zone and then trans-shipped to foreign ports free of all traffic restrictions and customs delays. Duties are paid only upon the shipment of goods out of the zone into the domestic channels of trade within the United States.

The history of foreign trade zones begins during the Middle Ages. It was during this era that steps were first taken to attract and stimulate foreign trade. Many of the commercial cities of that time engaged in world traffic in goods endeavored to increase their volume of foreign trade by granting special privileges and greater freedom of operation to importers and exporters. However, with the discovery of the New World and the establishment of new world trade routes, the mercantile system began to grow rapidly and certain restrictive trade regulations were found necessary.

With the inauguration of trade restrictions the idea of the free port was born. In its original form, the plan provided for the designation of certain important commercial cities as free ports where worldwide trade might be carried on free of the usual restrictive regulations. The port of Leghorn, Italy, was the first commercial city to be designated a free port. Following its designation as a free port in 1547, Leghorn became an important shipping center Following the demonstrated success of the plan at Leghorn other Italian ports were granted similar freedom from export and import regulations.

In the northern part of Europe, the Hanse towns, including Hamburg, Bremen, and Lubeck, developed a system of free ports similar to the free ports of Genoa and Venice in the Mediterranean. The system flourished and an increasing volume of shipping flowed through these northern ports where freedom from restrictive shipping regulations attracted cargoes from major world ports.

Prior to World War I, the principal free ports in Europe were Hamburg, Danzig, and Copenhagen. Germany, in particular, with her limited natural resources in comparison with other European countries, profited heavily from and built her national economy through the operation of foreign trade zones.

Hamburg

Within the port of Hamburg, the foreign trade zone area was located on both sides of the Elbe and the main rivers. The free port had a water frontage of five miles and the free area embraced 1300 acres of land where large warehouses and manufacturing plants were built, including shipyards and steel foundries.

Here in the foreign trade zone of the port of Hamburg, inexpensive spirits from Russia and the Baltic nations were processed into liqueurs and colognes and then exported to other foreign nations without customs regulation or tariff. Except for the operation of this free trade zone the processing of these spirits within the port of Hamburg would not have been possible for Germany exacted on exceedingly heavy import duty on cheap spirits.

Among the many foreign products processed in the Hamburg foreign trade zone were British razors which were first expertly honed and then reshipped to the United States free of all German tariff regulations.

Copenhagen

During the year 1894, a foreign trade zone was created in the great Harbor of Copenhagen With its modern machinery and new port facilities it was claimed that this Danish port provided the cheapest and fastest port of entry in Northern Europe, in addition to its fame as the most convenient trade center serving all Baltic trade channels.

Differing from the usual practice the operation of the free trade zone was placed in the hands of a privately-owned operating firm which made all arrangements for the handling of cargoes including cleaning, packaging and reshipping to other ports. Although the manufacturing of products was permitted within the zone, this operation could be conducted only under the strict supervision of the Public Works Minister. Under the plan of operation importers and exporters were also allowed to rent warehouse space.

Danzig

As a step in meeting the competition of other major European ports operating foreign trade zones, the commercial city of Danzig established a free port facility during the year 1898 Outstanding features of the Danzig operation were unlimited storage periods on goods stored within the zone and the general processing of cargoes except manufacturing.

Foreign Trade Zones in Other Major World Ports

Germany

Germany was particularly active in the establishment of foreign trade zones within her major seaports, recognizing early their value in building trade volume and port income. In addition to Hamburg and Bremen, zones were set up in Emden, Brake, Bremerhaven, Cuxhaven, Geestermunde, and Steltin.

Sweden

Following World War I zones were created in Stockholm (1919), Gothenburg (1922) and in Malino during 1922.

Finland

During 1927 construction was begun on a foreign trade zone within the port of Hango.

Great Britain

To better serve the needs of her far flung empire and in order to better carry out the shipment and speedy trans-shipment of both British and foreign goods, Great Britain established zones within the ports of Singapore, Hong Kong, and Penang.

Portugal

Off the coast of China, tiny Portugal built a free zone at Macao.

Balkan States

During the period 1719 to 1891 a free port area was successfully operated in the port of Trieste and continued in operation following the transfer of the port to Italy following World War I.

II. FOREIGN TRADE ZONE ACT OF THE UNITED STATES

(Authored by Rep. Emanuel Cellar of New York)

The act was passed by Congress, June 18, 1934 (48 Stat. 998, 1001). It created a Foreign Trade Zone Board, consisting of the Secretary of Commerce, who is the chairman and executive officer, the Secretary of Treasury, and the Secretary of War.

The board has the authority to grant to public and private corporations the privilege of establishing, operating and maintaining foreign-trade zones in or adjacent to ports of entry under the jurisdiction of the United States; to prescribe rules and regulations; approve rates and charges; impose fines not to exceed $1,000 per day for violations of the act.

Where harbor facilities of any port of entry in the state are owned and controlled by the state, and where harbor facilities of any other port of entry in the state are owned and controlled by a municipality, grants to public corporations will not be approved by the board unless such applications have been authorized by an act of the State Legislature.

Before a grant is made, an economic survey must demonstrate to the satisfaction of the board that the anticipated commerce, benefits, and returns, both direct and indirect, will justify its construction to expedite and encourage foreign commerce.

Financial ability must also be shown to the board's satisfaction.

The physical facilities in the operation of the zone are as follows:

A. Where Zone Be Adjacent to Water

1. Adequate slips to accommodate vessels engaged in foreign trade.

2. Wharves and docks suitably constructed for the needs of the specific commodities to be handled over them.

3. Mooring facilities for the protection of vessels while loading, unloading, or awaiting berth.

4. Transit sheds on the wharves for the protection of goods accumulated for shipment or unloaded and awaiting disposition.

5. Warehouses so constructed and located as to meet the requirements of goods to be stored and the special regulations of the Treasury Department to safeguard the revenue.

6. Transportation connections with systems serving surrounding territory and other parts of the United States, so arranged as to permit of proper guarding and inspection for the protection of the revenue.

7. Fuel facilities for servicing vessels with coal or other fuel, with adequate reserve storage spaces.

8. Light and power facilities throughout the zone, on the wharves and docks, and to meet any special requirements of the Treasury Department in safeguarding revenue.

9. Water and sewer mains constructed to meet approved plans for service and health protection.

10. Fire protection suitable for proper protection of zone and goods in storage.

11. Administrative and living quarters and facilities for the officers and employees of the United States, State, and municipality, whose duties may require their presence with the zone.

12. Adequate enclosures to segregate the zone from customs territory for the protection of the revenue, together with suitable provisions for ingress and egress of persons, conveyances, vessels, and merchandise.

13. Sanitary facilities and appliances to conform to federal and local requirements.

14. Adequate facilities for the disinfection and fumigation of merchandise as required.

15. Such other facilities as may be required by the board.

B. Where Zone Will Not Be Adjacent to Water

1. Warehouses so constructed and located as to meet the requirements of goods to be stored and the special regulations of the Treasury Department to safeguard the revenue.

2. Transportation connections with systems serving surrounding territory and other parts of the United States, so arranged as to permit of proper guarding and inspection for the protection of the revenue.

3. Light and power facilities throughout the zone, and to meet any special requirements of the Treasury Department in safeguarding the revenue.

4. Water and sewer mains constructed to meet approved plans for service and health protection.

5. Fire protection suitable for proper protection of zone and goods in storage.

6. Administrative and living quarters and facilities for the officers and employees of the United States, State, and municipality, whose duties may require their presence within the zone.

7. Adequate enclosures to segregate the zone from customs territory for the protection of the revenue, together with suitable provisions for ingress and egress of persons, conveyances, and merchandise.

8. Sanitary facilities and appliances to conform to federal and local requirements.

9. Adequate facilities for the disinfection and fumigation of merchandise as required.

10. Such other facilities as may be required by the board.

III. FIRST FOREIGN TRADE ZONE IN THE UNITED STATES CREATED IN NEW YORK

The establishment of a foreign trade zone in New York is not a new idea. Importers and brokers mentioned it in 1888. Those interested in securing some legislation on the subject met strong opposition from westerners, midwesterners, and bonded warehousemen. The arguments presented by those opposing congressional action thought that the creation of a foreign trade zone would destroy or break down out tariff barriers.

In 1935, New York City's Mayor Fiorello LaGuardia, filed application for a permit to set up a city-owned zone.

The foreign trade zone in New York was constructed on Staten Island, and started to operate as a going concern in 1937. The first ship to enter the zone arrived from Mexico containing a cargo of chick peas. American employees immediately cleaned, sorted, sacked, and reshipped the peas to Central and South America and throughout the United States.

In 1938, New York was the forty-fourth foreign trade zone to be established in the world. The same year the City of New York contracted with and employed the New York Foreign Trade Zone Operators, Inc., to administer all the functions of the zone's operations.

During 1943, more than 5,000,000 pounds of cotton thread, valued at $6,000,000 were shipped from the United Kingdom to the New York zone and then redistributed to 26 foreign countries, including all of Latin America, Russia, and British West Africa.

In 1941, the City of New York received income of over $400,000 from the zone's operations. Customs receipts paid to the United States Treasury amounted to $2,888,000, income from cargo that might not have entered the port of New York were it not for the zone.

Tobacco interests of the Netherlands Indies built a large warehouse within the zone at a cost of $400,000 It is in this warehouse that the tobacco is inspected, cleaned and reshipped The foreign trade zone in New York has now replaced the tobacco center of Holland. Tobacco growers of Java and Sumatra find it more convenient to ship their cargo to Staten Island.

The net operating profit to the City of New York for 1943 amounted to $128,049.31.

In 1943, 194 different products from 51 foreign nations entered New York's zone. During this same year, distribution of products from the zone to 67 countries amounted to 39,234 tons valued at $35,000,000.

The New York Foreign Trade Zone Is Big Business

The following is a list of commodities handled at the zone in 1943, in order of importance:

Cotton thread	$4,533,731	Cotton piece goods	1,766,069
Watches	3,959,666	Sugar bags	943,500
Distilled spirits	3,480,844	Tobacco	729,543
Watch movements	2,855,223	Canned goods	519,346

Most of the foreign incoming trade came from Switzerland, United Kingdom, Mexico, Cuba, Egypt, Virgin Islands, British India, and Netherlands Indies.

The majority of products leaving the zone were shipped to Cuba, Colombia, Chile, Belgian Congo, Venezuela, British West Africa, and Canada.

Other Activities of Zone

Brazil nuts are ripened, ventilated, sorted, cleaned, bagged, weighed and repacked.

Cotton and woolen pieces from the United Kingdom are examined, cut, sampled, and made ready either for shipment to the United States or re-export.

Diamonds from South America are examined, graded, and repackaged for industrial purposes.

Drugs, grains, and seeds are cleaned and graded.

Tobaccos from Netherlands Indies are matured, reconditioned, sampled, weighed, repacked, and auctioned according to the age-long custom of the Dutch.

Critical ores, including tungsten and antimony from China and South America, are classified, sampled, refined, mixed and repacked in drums of domestic manufacture. Prior to World War II we depended on Germany for refining and processing these vital ores.

By mixing and manipulating certain products special privileges may be gained. For example, Peruvian and Chilean peas may be split at the zone, which is an advantage, because duty on split peas is less than on whole peas.

The New York zone is prepared for future development. At present the Staten Island site contains 92 acres of land and water space. For future business, there are 25 acres held in reserve.

The only other zone in the United States was recently constructed in New Orleans. This port received its permit several months ago, therefore, we cannot expect visible success until it is given at least a year to operate.

Other ports have shown a keen interest in foreign trade zones. San Francisco has made application and will soon comply with all conditions of the act. Los Angeles City Council recently appropriated sufficient funds for an economic survey. Seattle and Galveston ports are looking forward toward developing foreign trade and eventually will make application to construct zone facilities.

IV. SAN PEDRO HEARING

Your subcommittee held a public hearing in San Pedro on December 3 and 4, 1945.

Representatives from San Diego, Orange County, Long Beach, San Pedro, Ventura and Santa Barbara appeared and gave testimony on the subject of foreign trade zones.

Mr. James MacDonald and Edwin Sandison appeared before your subcommittee representing the Los Angeles Harbor Development Committee and introduced as evidence a document directed to the Board of Harbor Commissioners of the Port of Los Angeles, submitted by the Foreign Trade Zone Committee, Foreign Trade Association of Southern California.

Your subcommittee feels that a reprint of this evidence will be of great value to the Members of the State Legislature.

To the Honorable Board of Harbor Commissioners of the Port of Los Angeles:

The undersigned desire to present to you for your consideration the following facts and matters, and respectfully request that you make application now to the Foreign Trade Zones Board for the establishing, operating and maintaining a foreign trade zone in the Los Angeles Harbor area under the jurisdiction of the United States:

In submitting this request, the undersigned realize that under present wartime conditions, it is difficult, if not impossible, to comply with the application requirements of the Foreign Trade Zones Board. However, the filing of an application now will give positive indications of the intentions of Los Angeles Harbor with respect to a foreign trade zone. We realize that actually establishing a foreign trade zone may be temporarily delayed because of military expediency but we feel much knowledge will be gained for future use through taking the initial step of filing an application. While all requirements for the operation of a zone cannot be met today, it is most timely that we lay the foundation by filing now. We wish to point out that very little expense will be incurred in the filing of an application at the present time, and as undoubtedly the permit would not be granted except for establishing after the war, no further expense would be incurred until then. With these thoughts in mind, and with a keen desire to cooperate and to assist in preparing the application, we present our ideas as follows:

Location

There are many locations in this area from which the commissioners and port authorities will be able to select a site, such as:

The present location of the Consolidated Shipbuilding Corporation in the West Basin at Wilmington; or the present location of the California Shipbuilding Company on Terminal Island; or the present location of docks of the United States Navy in the West Channel of the Outer Harbor Area in San Pedro.

Qualifications

At each of the locations suggested above the following conditions exist:

1. Deep water of sufficient draft to accommodate ordinary ocean vessels.
2. Excellent protection for vessels against storms and tides.

3. Sufficient space for berths for at least four ocean vessels at one time.
4. Accessibility to the Harbor Belt Line for railroad service with very little new track requirements. Also adaptable for trucking facilities.
5. Easily isolated by fencing on three sides, thereby segregating from customs area.
6. Ample space for berths for vessels and sheds for cargo alongside deep water.
7. Ample space for construction of buildings for living quarters, offices, warehouses, processing plants, etc.
8. Adequate space on the shore side for expansion of the zone area.

Facilities and Appurtenances

At two of the locations suggested above, concrete berths already exist; sheds of various sorts are on the properties which could be converted at nominal cost to suitable merchandise warehouses. The administration buildings could at small expense be converted into living quarters for government employees and for office facilities. Power and lighting facilities already exist; water mains and sewers are already installed.

Survey

In our opinion it is very unlikely that the uses of the zone will be brought out completely or satisfactorily through circularizing questionnaires by mail to hundreds of manufacturers in Southern California, because of the fact that comparatively few individuals are fully conversant with the privileges enjoyed in and the benefits derived from a foreign trade zone. However, it is possible some information along this line will be submitted to you, if desired, at a later date.

Management

We wish to point out that if Los Angeles Harbor is granted the right to establish a foreign trade zone, there are excellent possibilities of interesting a thoroughly responsible private corporation in accepting the responsibility of operating the zone at their risk. If this were accomplished the Port of Los Angeles could expect to benefit from the revenue of lease or rental of the zone area and from dockage fees of vessels and wharfage from cargo, promptly following completion of the zone facilities.

It is emphasized that the proposed locations are more than favorable in respect to economic administration and operation which, from a long range consideration, is of paramount importance. The opportunity for arrangement and construction to provide low cost accommodation of a wide range of commodities is exceptionally favorable, and it is beyond argument that if all classes of cargo are afforded service within the limits of the Foreign Trade Zone Act, with assurance of dispatch at competitive cost, the zone will receive the unanimous support of all interests concerned.

In General

A foreign trade zone, where foreign and domestic merchandise may be landed without application to customs laws, should be established in this area, because it would promote, attract and increase the flow of world commerce through the Los Angeles-Long Beach Harbor.

It seems certain that an area set apart with appropriate storage facilities into which cargoes may be brought, preserved, protected, cleaned, refined, mixed, graded, products matured and reconditioned, processed, repacked, labeled, placed on display in sample rooms for examination and inspection by customers, and where buyers may freely examine and sample the merchandise and from where it may be reexported or placed in the flow of domestic commerce without the payment of duties until domestic entry is made could not fail to attract much cargo in such a zone.

Of Proven Merit

The history of the successive creation of over forty free ports in Europe, where custom barriers obtained as here, argues convincingly for the benefits accruing therefrom.

Considerable pioneering has been done and it is reasonable to expect that the foreign shippers who have benefited by the European free ports and the New York foreign trade zone will utilize the facilities of such a zone once it is established here and properly publicized.

The success of Hamburg's free harbor prompted other European cities to establish like facilities. Such was necessary in order that they maintain their desired share of commerce and transshipment. So, too, must this area act if it is to compete with or progress in like proportion to the region which now enjoys a foreign trade zone successfully and profitably operating in this country and other areas which bid fair to create like zones when the demands of the war relinquish appropriate space and the shipping situation will again permit the normal flow of commerce.

The vision, effort and fortitude of the passing generation gave to this area its harbor. May we not be expected to make a sufficient effort to the end that its facilities be expanded to stimulate and justify an increase of commerce entering its portals, commensurate with the growth of this community and its increasing influence upon merchandising and industry throughout Southern California and, indeed, the western states

Who Will Use the Zone

The following will undoubtedly be among the first to use the zone:

Importers

Foodstuffs, including spices, canned meats, fruits and vegetables, dried fruits, peas and beans, dairy products, etc., etc., when a condition exists due to which entry into the United States would not be permitted, could be reconditioned, purified, recleaned or segregated so that the quality was passable; or if unlabeled or improperly labeled, the containers could be placed in an acceptable state.

Drugs and pharmaceutical products, when contaminated or impure, etc., could be purified to pass federal requirements.

Beverage importers could rectify whiskey, bottle, filter, blend, recork all sorts of alcoholic beverages.

Ferrous and nonferrous ores could be purified, concentrated, leached, etc., to escape paying duty on impurities for which the duty is not intended.

Lumber could be graded with undesirable portions reexported or destroyed.

Seeds of all sorts, could be recleaned to remove noxious weed seeds so as to comply with stringent state and government requirements.

Imported watch mechanisms could be fitted into United States manufactured cases and reexported.

Edible nuts, such as brazils, could be warehoused until the normally heavy shrinkage in weight had taken place, then entered for consumption in the United States on payment of duty only on the approximate marketable weight.

Vegetable oil could be blended and then entered at more desirable rates of duty.

Oilseeds which are sometimes condemned for filth could be recleaned and then entered.

Wearing apparel could be labeled and sorted for entry and reexport.

Tobacco could be auctioned for subsequent entry into the United States or for transshipment to other markets.

Local Exporters

Parcels of merchandise from various sections of the world could be consolidated or combined for shipment in a full cargo to other foreign ports. Foreign goods could be repacked or regrouped with domestic goods for reexport to other foreign markets.

Some of the reasons for and benefits which will accrue from its creation are:

The Reasons For and Benefits Accruing From Its Creation

(a) It would encourage large consignments of goods to enter our port for storage and distribution without custom supervision and the delays and expense attendant thereon, and without limitation as to the time during which it may there rest without the payment of duty or the furnishing of a customs bond. Without such a zone foreign merchandise may be held for but a year without a bond in twice the amount of the duty being posted or the payment of the duty (subject, of course, to drawback).

(b) Nonmerchantable goods may be reconditioned before customs appraisal and goods which cannot be brought up to the standards of our Pure Food Laws or those of other governmental inspection agencies may be destroyed or reexported.

(c) Foreign goods may be held on consignment for spot delivery without being subject to customs regulations and domestic products may be assembled, repackaged or combined with foreign products for export.

(d) Imports arriving improperly marked may be remarked to meet the customs requirements and thus avoid the imposition of penalties which would otherwise obtain.

(e) Imports under quota restrictions may be received in quantities exceeding the quota and held until the next quota period.

(f) Goods imported in bulk may be refined, cleaned, reconditioned, packaged, bottled and labeled prior to customs entry.

(g) Buyers from adjacent areas and states may examine the foreign merchandise here and may thus save transportation expenses to inland points on defective merchandise which would otherwise be returned to the seller.

(h) Because of the opportunity for examination, it would eliminate the payment of duties on substandard merchandise.

(i) It would provide an opportunity for importers to have their own showrooms and other required facilities established within the zone.

(j) There would be a saving of time and expense which would redound to the benefit of the importer, and eventually to the benefit of the consuming public by the elimination of delays due to the boarding of vessels by customs officers, interruptions in the docking and discharge of cargo, the cost of customs bonds and the fee of customs brokers, and the delay in waiting for customs papers and the usual delay in customs inspections of bonded goods before their loading or unloading. Goods are not required to be entered within 48 hours and nondutiable goods also may be taken into the zone, thus expediting the unloading.

(k) Goods in a foreign trade zone retain their import status, thereby protecting the import railroad freight rates. This is of especial value on nondutiable goods which would otherwise lose their foreign identity if warehoused at any location outside of a zone. The importer would be further benefited in that he would have the opportunity to segregate damaged cargo, to accumulate goods and make up carload overland shipments which take a like freight rate and which may have originated in various ports and to correct mismarked cargo.

(*l*) Transshipping would be stimulated. When the First World War ended the United States had the largest Merchant Marine in its history, and foreign merchants who had previously traded in European markets, shipped their goods to American ports for transshipment and reexport to other world areas. For several years the volume of this reconsignment trade taxed the facilities of our ports to handle it. However, as no plans had been made or adequate facilities provided to handle and service this windfall of commerce, the traffic returned to its former channels as soon as they were reestablished.

As most of the postwar ships will use oil for fuel, Los Angeles will develop into an even greater oil bunkering port, attracting ships from all world areas. A properly organized and operated foreign trade zone would provide a place where these ships may discharge and pick up cargo with minimum customs formalities to ship and merchandise, when calling for bunkers. In 1940, 500 ships in foreign trade called at Los Angeles solely for bunkers. Other than the possible limitation of supply, this might be readily increased to 2,500 ships in the trading era to come. Should each of such vessels carry a minimum of 100 tons for the foreign trade zone, it would mean an increase of 500,000 tons of cargo handled annually in the Los Angeles Harbor.

Here, again, the New York experience should be repeated on the West Coast. Reexport business at the New York foreign trade zone grew from 742 tons of reexported foreign merchandise in 1937 to 70,000 tons in 1940. There was a decline in 1941 and 1942, due to the war, and the tonnage was 24,194 and 31,237 tons, respectively.

(m) When markets are uncertain or when surpluses accrue, foreign shippers could consign merchandise to the zone for subsequent transshipment or for sale to the United States market.

(n) It would encourage foreign shippers to consign their goods to this area without a connecting vessel in mind, feeling safe because the

zone would be available for storage if a freight opportunity did not materialize immediately.

(o) It would also tend to a two-way cargo because of the fact that larger consignments would be brought into the port and those which were not consumed domestically would be accumulated and reexported in larger quantities, and would open new markets and sources of supply. There should be no reason why a foreign trade zone here would not enjoy a development similar to that experienced by a like zone in New York. There, in its first year of operation, only 21 countries sent 61 kinds of merchandise into the zone. By 1939 both the countries of origin and types of merchandise had more than doubled. In 1941, 70 countries sent 232 varieties of products into the zone. In 1942, despite withdrawal of a substantial part of the zone from commercial use, 174 different commodities from 51 foreign countries were received in the zone.

Perhaps the best example of a new development resulting from the establishment of a foreign trade zone was the transfer of the Amsterdam tobacco auction to the New York zone after the invasion of the Netherlands. In a letter to the Secretary of Commerce, the President of the Netherlands Indies Produce Corporation wrote: "If there had not been available in the United States a foreign trade zone where our tobacco could be stored and manipulated prior to actual importation, it would not have been possible to transfer the world tobacco market from Amsterdam to the United States. Without the storage facilities offered by the zone, the import duty of $1.50 a pound would have made the storage of such a large quantity of tobacco an impossibility."

(p) In addition, it would admit of the holding of foreign merchandise the character of which must be ascertained before it is determined whether or not it is dutiable. With respect to foreign merchandise that is dutiable, desired for domestic consumption, after processing, refining or cleaning, the duty is fixed at the time they leave the zone, which would be much less in some instances because of the shrinkage which would occur subsequent to their entry into the zone.

(q) It would also permit the accumulation of goods designed for reexport to be held for favorable markets.

(r) If appropriate facilities were provided in the foreign trade zone, it would eliminate the necessity of some of the additional freight terminals, the construction of which is now being contemplated.

(s) A substantial portion of the imports entering Los Angeles Harbor originates in the Philippine Islands. Because of their promised independence immediately after American reoccupation it is practically certain that customs duties will be in force in line with "most favored nation" precedent, or trade treaty based on that policy.

Close consideration by experienced importers of the major Philippine commodities exported to this Country forcibly suggests the material increasing advantage of a foreign trade zone.

(t) The publicity which would flow from the creation of a free port here would bring anew the name of Los Angeles to the world's remotest shipping office.

Only an area which had smoothly functioning up-to-date port facilities can enjoy a flourishing foreign commerce and draw to its portals world-wide products and shipping services. Furthermore, such facilities

must be continuously improved and extended, since a port's importance is definitely reflected in its accessibility and methods of cargo handling.

Surely Southern California, situated so advantageously and directly tributary to one-half of the world's population, should take immediate steps to enhance the value of its great harbor by applying now for the establishment of a foreign trade zone.

Men of vision and courage built the harbor, a project that had been instrumental in great measure in the growth, development and prosperity of this area. Should not the traders of today be assisted by every available means to keep this harbor in the spotlight of great world ports by the establishment of such a necessary facility? Those who use the harbor most feel this should and must be done.

Respectfully submitted.

FOREIGN TRADE ZONE COMMITTEE
FOREIGN TRADE ASSOCIATION OF
SOUTHERN CALIFORNIA
By W. D. FRASER, Chairman

V. SAN FRANCISCO HEARING

Your committee held a public hearing in San Francisco on March 25 and 26, 1946.

Neil Laidlow, San Francisco Port Manager, presented to your committee a clear and decisive case as to the plans of the Board of State Harbor Commissioners to establish a foreign trade zone at Islais Creek as soon as the conditions of the Foreign Trade Zone Act were met. He recommended that the act should be amended to permit manufacturing in the zone.

Among those who appeared at the hearing to make statements in support of the State Harbor Board's amendment to its application were: Vining Fisher, Manager, Down Town Association; A. E. Eichholz, Manager, World Trade Department, San Francisco Chamber of Commerce; Wm. E. Montgomery, Executive Director, China-American Council of Commerce and Industry; Don Fazackerley, Chairman, the 12-County Bay Area Maritime Committee; Gustave Gumbrecht, Chairman, Foreign Trade Zones Committee, San Francisco Chamber of Commerce; M. A. Cremer, Manager, Marine Exchange.

It was pointed out that business to be conducted at San Francisco's World Trade Center would be aided considerably by a foreign trade zone.

Early in 1944, the San Francisco Chamber of Commerce restated its long standing approval of the foreign trade zone principle and urged the local harbor commission to proceed with the establishment of the zone in San Francisco.

VI. RECOMMENDATIONS

The following recommendations are made by your committee, that:

1. A foreign trade zone be established in the ports of San Francisco and Los Angeles (San Pedro Harbor),

2. Appropriations be made by the State (on a matching basis) aiding the financing of such foreign trade zones,

3. An interim committee be created for the purpose of securing further information on the subject and report its finding of facts to the Legislature, and assist the ports in California interested in creating foreign trade zones.

Respectfully submitted,

VINCENT THOMAS
WILLIAM CLIFTON BERRY
FRED EMLAY

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10. Regulations—Foreign Trade Zone Act—1938, Department of Commerce.

REPORT OF ASSEMBLY INTERIM COMMITTEE ON PUBLIC EDUCATION LETTER OF TRANSMITTAL

Your Assembly Interim Committee on Public Education appointed pursuant to the terms of House Resolution No. 212 of the Fifty-sixth Session of the California Legislature, submits herewith the following report covering its investigation of:

1. School housing problems in California.
2. State audit of school funds.

The committee wishes to thank the many individuals who submitted testimony, and desires to give special credit to Doctor Rolland Upton for arranging the committee hearings, and for the preparation of the report on the above-mentioned topics.

Respectfully submitted.

GARDINER JOHNSON, Chairman
JULIAN BECK, Vice Chairman
GLENN M. ANDERSON
M. PHILIP DAVIS
FRANCIS DUNN, JR.
THOMAS J. DOYLE
LESTER A. MCMILLAN

Dated: January 14, 1947

RECOMMENDATIONS

Your committee recommends:

A. Relative to School Housing

The committee recommends that state funds should be appropriated for the purpose of assisting needy districts in meeting their demands for school housing. Although the committee does not wish at this time to define "needy districts," it was thought that any definition would imply that a district had exhausted (or practically so) its effort to meet the need by both taxing and bonding itself to the legal limits.

The committee feels that the best possible source for these funds would be the general fund of the State Treasury. Should funds not be obtainable from this source, some of the committee members proposed two alternate methods of raising the money:

1. To terminate the money granted to cities and counties under the $90,000,000 bill (Chap. 20, First Extraordinary Session, Fifty-sixth Legislature—Postwar Unemployment and Construction Fund) as of a certain date—such as January 1, 1948—all money remaining in the fund to be set aside for school housing purposes. The investigation by the committee determined that very little of this money was assigned to school districts by cities and counties despite the severe handicap that some of these districts were operating under insofar as housing was concerned.

2. To apportion a certain sum—for example, $10 per unit of A.D.A. —from the $30 per unit of A.D.A. which Legislature is given authority to use for equalization purposes under Proposition No. 3 which was approved on the November ballot. Funds from this source for a few years would probably overcome the deficiency in housing in needy districts.

The committee felt that a formula for the issuance of funds to needy districts should be determined by the legislature rather than leaving the matter to an administrative board. The committee further suggests the formation of a commission to administer the funds, consisting of the State Superintendent of Public Instruction, the Director of Finance, the Director of Public Works, a Member of the Assembly, a Member of the Senate. It was also suggested that this committee be given adequate funds with which to carry on their functions:

B. Relative to State Audits

1. The committee determined that there was no need for an audit of average daily attendance, feeling that adequate safeguards now exist. The committee did ascertain that there were some spots where checking might be effectively done, such as in evening school enrollments, but felt that a general audit of A.D.A. would be too costly for any general good that might be accomplished by the audit.

2. The committee recommended that school districts be divided into two groups for the purpose of a financial audit. The first group to include all districts that spend annually $100,000 or less, that the audit in these districts be conducted by the county auditor or local auditing firms employed by the district. If the county auditor is the agency which the Legislature decides to do the actual auditing, it is the committee's recommendation that the cost of such audits be charged against the several school districts on a basis proportional to the amount of funds audited.

In districts spending in excess of $100,000 annually the committtee recommends that school districts be given the choice of employing (a) a local independent auditing firm, or (b) to enter into a contract with the county auditor. In the latter case the audit would not be mandatory upon the county auditor but would arise solely by a contract entered into by the district and the county.

The auditing of the county superintendent's office is now conducted by the county auditor and it is your committee's recommendation that that office should continue this practice.

The committee recommends that in all finance audits that it include all school funds—federal, state, local, escrow, cafeteria, student body and other miscellaneous funds—that may exist. It is further recommended that the audit should check all financial transactions, including verification of transactions, an examination of supplies and equipment inventories, and suggestions for the improvement of accounting procedure and examination for possible fraud. The committee believes that the definition of the type of audit to be conducted should be set up by statute.

The committee recommended that a copy of the audit report be filed with the county superintendent and the State Superintendent of Public Instruction.

The inquiries made by the Assembly Interim Committee of the California State Legislature in 1946, had a twofold purpose. The first was to study the adequacy of the present system of auditing school attendance records and funds. The second was to inquire into the status of public school housing in California and to secure as representative a sampling of school building needs and problems as it was possible to do in a brief period.

Because the committee wished the studies to reflect the situation in all parts of the State, hearings were conducted between the dates of October 7th and October 22d in eight different cities. Seventeen counties were represented at these hearings. A great amount of verbal testimony was heard and hundreds of pages of supporting data were received by the committee. The following is a list of the hearings held with places of meeting, chairmen, and counties represented:

Meetings of the Assembly Interim Committee During October, 1946

I. Bakersfield—October 7, 1946, 2.30 p.m.
Place of meeting: Desert Room, Hotel El Tejon.
Chairman: Dr. Leo B. Hart, Superintendent of Schools, Kern County.
County represented: Kern.

II. Fresno—October 8, 1946, 2.30 p.m.
Place of meeting: Fresno City Schools Administration Bldg.
Chairman: Mr. Walter G. Martin, Superintendent of Schools, Fresno County.
Counties represented: Fresno, Tulare, Madera, Kings.

III. Modesto—October 9, 1946, 2.30 p.m.
Place of meeting: Conference Room, Public Library.
Chairman: Mrs. Margaret L Annear, Superintendent of Schools, Stanislaus County.
Counties represented: Stanislaus, Merced, San Joaquin.

IV. A. Ventura—October 14, 1946, 10 a.m.
Place of meeting: Ventura Junior College.
Chairman: Dean Triggs, Superintendent Ventura County (Ventura County only).

IV. B. Santa Barbara—October 14, 1946, 2.30 p.m.
Place of meeting: Board of Supervisors' Room, Courthouse.
Chairman: Mr. Caywood, Superintendent of Schools, Santa Barbara County.
Counties represented: Santa Barbara (San Luis Obispo County also invited).

V. Salinas—October 15, 1946, 2.30 p.m.
Place of meeting: Board of Supervisors' Room, Monterey County Courthouse.
Chairman: Miss Gladys Stone, Superintendent of Schools, Monterey County.
Counties represented: Monterey, San Benito.

VI. San Jose—October 16, 1946, 2.30 p.m.
Place of meeting: Room B, San Jose Civic Auditorium.
Chairman: Dr. O. B Hubbard, Superintendent of Schools, Santa Clara County.
Counties represented: Santa Clara, Santa Cruz.

VII. San Diego—October 21, 1946, 2.30 p.m.
Place of meeting: County Service Building, 1255 University Avenue, San Diego.
Chairman: Dr. John Carrol, Superintendent of Schools, San Diego County.
County represented: San Diego.

VIII. Santa Ana—October 22, 1946, 2.30 p m.
Place of meeting: Board of Education Room, Santa Ana City Schools, 1415 French St., Santa Ana.
Chairman: Linton T. Simmons, Superintendent of Schools, Orange County.
County represented: Orange.

This digest of the hearings is divided into three sections. The first deals with the inquiries of the committee into the subject of school audits, the second contains the summary of testimony and discussions on school housing, the third is a report of the hearings by counties.

STATE AUDIT OF SCHOOL FUNDS

In its investigation of the audit of school funds the Assembly Committee on Public Education concerned itself primarily with two aspects of the problem. These were, (1) the methods by which school districts compile and report the attendance of pupils for state apportionment purpose and (2) the methods by which public school funds are audited and expenditures accounted for.

I. Audit of Attendance Records

At the hearings conducted by the committee, exhibits of forms used in reporting attendance were studied. These included forms adopted by the State Department of Education as well as forms adopted locally to

facilitate the reporting of attendance. Presentations were made by school administrators, teachers, and school employees describing the manner in which these forms were used and the safeguards taken to insure the accuracy of the attendance data reported.

State forms. The basic record of school attendance for elementary schools is California State Department of Education Form No. J-32, known as the State School Register. This is a 28-page book providing space for recording attendance of pupils for 12 school months. The instructions which are a part of the register provide for the reporting of attendance in units as small as 5 percent of a school day. Absence is reported in two classifications, (1) absence due to illness and (2) absence for other reasons.

In addition to the attendance data the teacher keeping the record is required to record the number of days in each month on which school was actually open, the grade of the pupil, and the date of his birth, the name of the parents or guardians, home address, and the teacher's recommendation as to promotion or retention of the pupil at the end of the term.

There are two pages of instructions to the teacher as to the details of keeping the attendance record and five pages which quote the Education Code of California and the Rules and Regulations of the State Board of Education, not only on matters pertaining to the keeping of attendance records, but on the subject of the rights and duties of teacher and pupils as well.

The final page of the form provides for the compilation of the year's attendance record by the teacher. In submitting the final report the teacher is required to take the following oath.

> "I solemnly swear (or affirm) that this state school register has been kept as required by law and by the instructions of the Superintendent of Public Instruction, and that in my annual report to the principal or superintendent of schools I have given an exact transcription of the annual report which appears on this page and of the supplemental register sheets attached hereto and made a part hereof."
>
> Signed_____
> Teacher

The oath may be taken before a notary or an authorized school official.

The annual report referred to in the foregoing oath is California State Department of Education Form No. J-16. It is largely a reproduction of the final page of the school register. This form also requires an affirmation on the part of the teacher as to the accuracy of the records kept and the additional statement that no unlawful attendance has been included.

Elementary school principals compile the reports of each teacher in the building on California State Department of Education Form No. J-18 and take a similar affirmation as to the accuracy of the data and the fact that no unlawful attendance has been recorded.

City and district superintendents use California State Department of Education Form No. J-24 to report the compiled attendance figures from the various elementary schools of their districts. Again an oath is

taken attesting to the accuracy of the data and the absence of unlawful attendance. County superintendents use the same form in reporting the district totals to the State.

California State Department of Education Form No. J-13 is used to report absence due to illness on a monthly basis for each school district in a county. It provides a code for reporting major causes of illness and is attested to by both the local health officer and the county superintendent of schools. This form provides the basis for any requests which may come from districts within the county for an adjustment in the A.D.A. figures for the previous year due to epidemic illness.

There is no state prescribed form to be used by classroom teachers in high schools for the recording of pupil attendance. Teachers are permitted to use record forms adopted in their own districts which are in line with local schedules and usages. The form, of course, must be adequate to furnish all the data required.

In reporting attendance of districts to the State Form No. J-20, which is similar to the elementary form No J-18 is used. Another form, No. J-29 approved Aug. 1, 1928, by the State Department of Education is used by some districts. Annual report forms for high schools are similar to those used by the elementary schools.

Local forms. Almost all county school superintendents require a monthly report of attendance from both elementary and high school districts. These vary somewhat in each county but all perform the functions of securing month by month data as to pupil enrollment and attendance in the county and providing for a check against which the attendance reported on state forms at the end of the year can be made.

Many of these forms also father attendance data, useful locally but not required by the State. Fresno County, for instance, asks for enrollment by race. Some counties also ask for the number of cases of tardiness even when the extent of tardiness is less than 5 percent of the day and does not therefore affect the average daily attendance.

A large number of districts require the teacher to make a daily report of absence which is independent of that kept on the state school register. Some of these were submitted to the committee. These daily reports are used by the attendance department of the district in checking absences. They also provide a means of checking the accuracy of the registers.

Local systems of checking attendance. A number of local instruction sheets were submitted to the committee which had been prepared in order to assist teachers in making accurate attendance reports. These showed a high degree of care on the part of administrators in making sure that teachers kept accurate records of attendance. The instruction sheet used in the Monterey Adult School, for instance, gives minute directions for the recording of fractional days attendance, the reporting of veterans attendance, and the collection of data that might pertain to eligibility such as the age of the student.

Verbal testimony was also received as to methods followed in checking attendance registers. In most cases those giving testimony cited standard practices which were intended to eliminate or hold to a minimum any error in reporting. An example of such a method is that in checking state school registers. The principal checking the teacher's record at the

end of each month can quickly add the total of all four attendance columns, and divide this figure by the number of days school was actually taught during the month. The result should equal the number of names on the roll for that month. If it does not, the teacher knows that there is a mathematical error in the report and can proceed to find it.

Another method frequently used is to check the absence reports submitted to the attendance department against the absences reported on the register.

Apportionment of state funds. The reports of attendance from each district are submitted to the State Department of Education through the county superintendents of schools and are there compiled on a state-wide basis. The amount required to be set aside for state subventions as determined by the Constitution and subsequent legislative action is then computed and the apportionment for each district determined. The apportionment is delivered to each school district in 10 equal installments corresponding roughly to the 10 school months most of the schools of the state are in operation.

Audit of attendance reports. At each hearing of the committee testimony was heard on the subject of the possible necessity for a state-wide audit of attendance reports. A number of arguments were advanced both in favor of and against such a requirement. These are classified as follows.

Arguments in favor of a state-wide audit of school attendance figures.

1. Since state subventions to districts are on the basis of average daily attendance reported, the figures reported are, in effect, actual claims against the tax funds of the State. It might be argued that such claims should be audited.

2. From time to time, isolated instances of fraud have been discovered in the reporting of attendance figures.

3. There are some circumstances in which the personal advantage of a school employee may create a temptation to report such records incorrectly. Example of such instances are: (a) A small rural district where the attendance has dropped to a point where the law requires it to lapse. (b) An adult education class in which attendance has dropped below the figure set by district policy as sufficient for continuation of the course.

4. While each county grand jury has the authority to investigate attendance records, many of them do not, or if they do it is only to investigate a complaint. A state system of such audits would insure regularity in the investigation of the accuracy of attendance reports.

Arguments against a state-wide audit of school attendance figures.

1 The adequate system of reporting attendance, the evident care used by the average school official in compiling reports, and the system of checks which are already a part of the attendance reporting system indicate relatively little need for an audit of this type.

2. The cost of such an audit would be very great in relation to the number of instances of error or fraud likely to be discovered.

3. The system of records in use provide for an accurate reporting system once the original record of each child's attendance has been entered. There is a possibility of error at this point but the only "audit" which could actually verify the accuracy of the teacher's original entry would be the presence of an auditor in the room at the time the entry is made. This is obviously too costly except in occasional instances of spot checking.

4. The temptation to falsify attendance records is slight as no school employee can profit directly from the falsification of such reports. Indirect profit to the individual in most cases is extremely remote and the few instances where the indirect profit might be a temptation (such as a district about to lapse or an adult class about to be discontinued) are of such a nature as to be readily recognized.

Typical comments by school officials testifying before the committee follow:

(a) "So far as auditing the records on average daily attendance, they are being checked by the county office now each month, but the grand jury could have the average daily attendance records audited if they felt that there was illegal recording going on, or they could check for irregularities as they saw fit.

"Personally I do not feel that there would be a great deal to be gained by trying to falsify average daily attendance records, and a continuous check as is now being done certainly should show any great deviation from a normal increase and anyone could certainly check any illegal practices without much trouble."

Superintendent M S Gauer, Anaheim School District.

(b) "If an audit of these (average daily attendance) records is done, it is my opinion that . . . the districts should be divided into larger and smaller, the dividing line being 850 A.D A. as now is the case in tenure. The smaller districts could be audited by the county superintendent of schools, and the larger districts by special auditors from the State Department of Education."

Mr. Harold Yost, Business Manager, Santa Ana City Schools.

(c) "The teachers in the Monterey public schools are constantly impressed with the importance of keeping attendance records that are accurate and in strict accordance with the California Education Code. Each classroom teacher keeps a state school register, the register is checked at the end of each month by the principal, and attendance records are recorded monthly at the central administrative office. Annual reports prepared by the teacher are checked by the principal and the principal's reports are checked by the staff of the central office The attendance figures for the entire year are calculated in two distinct methods, which serves to prove that the figures are correct."

G. T. Goodwell, Superintendent of Schools, Monterey.

(d) After a detailed account of a careful precedure for checking attendance records submitted by teachers, a report from Stockton City schools adds the following:

"Once each month a spot check of teachers' registers is taken by the head of the attendance office, and any inaccuracies discovered are not only discussed with the building principal, but also with all principals at the monthly principals meeting that follows."

Mr. Hill the superintendent, then offered the following comments as an expression of his own opinion:

"Aside from minor arithmetical errors in the computation of A.D.A. figures, I have never come in contact with any attempt in any city I have been connected with, i.e., Santa Maria, Palo Alto,

San Jose, and Stockton, to falsify A.D.A. figures. In these situations, excepting for certain night school classes, there is no pressure on the teacher.

"I do not believe the State could afford to pay for a yearly A.D.A. audit. The best we could hope for would be spot checks.

"If such an audit is to be made, our school board hopes the responsibility will be placed in the State Department of Education."

Andrew P. Hill, Superintendent of Schools, Stockton.

(e) "Our attendance records are kept by classroom teachers in the school registers. Each register is audited by another teacher and checked by the principal."

Raymond J. Fisher, District Superintendent, Los Gatos.

(f) "I believe the reports from my school are accurate. At the first day of school each teacher is given a breakdown of her day. The day is broken into 20 periods, and the percentage for each period given her. Each teacher is instructed to keep accurate record of her attendance. At the end of the month her register is totaled and sent to the office with a completed mimeographed form prepared by the office. The monthly teacher's reports are compiled into one comprehensive monthly report which is proved and filed in the office."

Mr. O. Del Reschke, Principal Franklin School District, San Jose.

(g) "The matter of auditing attendance records would be difficult because of lack of uniformity of keeping such records in the various high school districts. However, I am sure that each person responsible for the keeping of such records is conscientious and honest and certifies only to correct figures as far as average daily attendance is concerned."

Harry E. Tylor, District Superinendent, Santa Maria Union High School District.

(h) "It seems to be the opinion of the superintendents and principals present at our meeting that the auditing of school attendance would be very costly. They seem to think that the cost would be more than any gain the State would make by uncovering errors in the computation of such attendance."

Gladys Stone, County Superintendent, Monterey County, in a letter of summary of the Monterey County hearing addressed to Mr. Beck.

Summary of testimony on audit of A.D A. From the exhibits and testimony presented it was clear that adequate forms and procedures exist for the accurate reporting of school attendance figures to State Department of Education.

While opinion was not unanimous as to the need or advisability of a state audit of attendance reports the great majority of school people questioned felt that the cost would be out of line with beneficial results to be gained.

II. State Audit of Public School Funds

There are many types of school districts in California varying in scope from small rural elementary districts to city school districts. Even the latter group differ in the complexity of their organization.

The range of annual expenditures of these districts goes all the way from two thousand dollars to eighty million dollars. One factor however, is common to all. Each school district in California receives money from the State Treasury.

This fact raises a question as to the responsibility of the State to make sure that the funds it pays out through subventions are honestly spent for the purpose for which they were appropriated. With this in mind the Assembly Interim Committee on Education in its hearings throughout the State, sought the opinions of educators and noneducators as to the adequacy of present auditing practice and the possible need for audits conducted by some agency of the State Government.

Facts which bear on state audit of school funds. Out of the testimony and discussions which took place at the hearings and from documents* submitted to the committee, a background of facts and generally accepted viewpoints which pertain to this problem have been assembled. These are as follows:

1. Accounting and auditing are different and should not be confused. The basis for accounting is reporting while auditing merely verifies the adequacy and truthfulness of accounting.

2. There is a distinct difference between internal and external auditing and one cannot be substituted for the other.

3. Auditing for fraud is only one purpose of an audit.

4. Auditing alone may discourage but does not necessarily eliminate fraud.

5. Auditing is expensive and it is probable that the cost of a state audit of school funds would greatly exceed any savings to the State which might accrue therefrom.

6. A complete system of auditing public school funds must include not only state funds but local funds, cafeteria funds, student body funds, and such trust funds as those necessitated by student bond purchases. A state-administered system of auditing may not have legal authority to audit all types of local funds and would not therefore be a complete auditing system.

7. There is no central or state-wide interpretation of school fiscal law since such interpretation is placed in the hands of district attorneys and county counsels. This variance in opinion would make it difficult for a state auditor to compare the practice of one district with that of another.

8. While there are more than 3,000 school districts in California less than 5 percent of these districts spend approximately 95 percent of the school revenue. In any consideration of state auditing of school funds it would therefore be logical to consider large and small districts as separate problems.

9. Audit of school funds is taking place throughout the State at the present time with varying degrees of thoroughness. Agencies performing this function to a greater or lesser degree are:

(a) County superintendents of schools.
(b) County auditors.
(c) County grand juries.
(d) Outside auditors and C.P.A.'s employed by districts.

* One document which should be specifically acknowledged in this connection is the report of the committee on audits of the Association of Public School Business officials of California.

Advantages of a state audit. A number of opinions were expressed at the hearings which set forth the advantages of a state audit of school funds. Foremost among these was the obvious one that the State would thus be performing the function expected by the taxpayers of safeguarding public funds. While it must be admitted that such a practice if applied annually to all districts would be extremely expensive it is nevertheless true that it would assure an audit of all state school funds in all areas including many where auditing practice could unquestionably be improved. Spot audits were frequently suggested as a compromise which might not be too costly while still recognizing the State's obligation. Another advantage to be derived from a state audit is the encouragement it would lend to good practice throughout the State. The state auditors would not only encourage good accounting practice by the very fact of their existance but they would doubtless be able to suggest and promote improvements in accounting procedures at the time of their visit. A third and perhaps the most valuable advantage of state audits would be the tendency to create and maintain uniform accounting practice throughout the State. This could not be accomplished by the audit alone but the audits would lend encouragement to uniformity.

Difficulties of a state audit. Many of the difficulties of a state audit have already been touched upon. The following list summarizes briefly those already mentioned.

1. A state-wide audit would be costly.
2. There is probably no legal basis for a complete auditing system by the State.
3. There is no central interpretation of school fiscal law.
4. Machinery for auditing school funds is already set up through the functions of the county school superintendent, county auditor, and grand juries, with the possibility of a district employing an outside auditor.

Another difficulty pointed out was that it was questionable whether either of the three officers of State Government to which the task of auditing school accounts might be assigned could expand his staff rapidly enough to do a thorough job. The three possible officers mentioned were (1) Superintendent of Public Instruction, (2) State Controller, and (3) Director of Finance. It was pointed out in this connection that there is an undersupply of competent auditors.

Points advanced against advisability of state audits. It was pointed out that except in extreme and unusual circumstances all state school funds are earmarked for salaries of certificated personnel. Prior to the passing of Proposition No. 3 at the November election, state laws required that approximately 80 percent of all state funds be spent for this purpose. As a matter of actual practice almost every district has spent the entire state apportionment, plus additional local funds, for salaries of certificated personnel. This can be readily seen from the fact that while state funds prior to 1947 comprised about half the financial support of the average district, few school districts spend less than two-thirds of their budgets for salaries of certificated employees. Often the proportion is as high as 75 percent.

From the above facts it was argued that auditing of school accounts is a local function rather than one of the State. Once the requirement

governing the expenditure of state funds for certificated salaries has been enforced, the State's interest in school expenditures is relatively much less than that of the district.

A second argument against the necessity of state audits is that adequate machinery already exists for this function without intervention of the State. Those who advanced this argument pointed out that the county school superintendents and county auditors pass on all school district expenditures. The county grand jury has the authority to audit the books of any district as well as those of the county offices which pass upon their warrants. While it is true that many county grand juries are anything but aggressive in exercising this function the same thing might well be true of a state office charged with the responsibility. This would be especially likely if limited funds were appropriated to carry out the assignment.

Still a third argument was suggested by the practice of many city school districts in employing outside auditing firms to examine their accounts. Such firms have the advantage of state auditors in their freedom to audit student body funds, cafeteria funds and other district accounts. Moreover it was argued that the validity of an audit is increased if the practice of changing auditing firms at specified intervals is followed. This can be done when outside auditing firms are employed, an advantage which would be lost should a state department take over the assignment as a permanent responsibility.

Suggested auditing practices. In addition to the auditing practices discussed two alternate suggestions came out of the hearings. These are herewith presented.

1. Setting up auditors in county superintendents' offices

Testimony at the hearing held in San Diego October 21, 1946, revealed the high regard in which the auditing service furnished by the county superintendents to smaller districts, is held. Under this plan a field business service is supplied the cost of which is paid by county general taxes. A description of the service as taken from the report of the National City schools follows:

> "Field Business Services provided by the business office of the County Superintendent of Schools of San Diego County.
>
> A. Assisting in the selection of new bookkeepers for school districts.
>
> B. Installing uniform accounting systems relating to school districts, cafeteria, and student body activities. Uniform accounting installations have been made in 56 of the 73 school districts of San Diego County. This represents 77 percent of all the school districts. The other school districts have accounting systems which were set up prior to our initiation of the uniform accounting system. We believe that over a period of time we will be asked to install our uniform accounting system as set up in accordance with the recommendations made by the Accounting Committee of the California Association of Public School Business Officials.
>
> C. Auditing books and records relating to school districts, cafeteria, student body, pupil accounting, pupil personnel and attendance activities.

D. Conferences with local auditors for the purpose of acquainting them with the pertinent sections of the Education Code, Political Code, Revenue and Taxation Code, and Government Code which have a bearing on auditing procedures to be followed in school districts. Before this field service was given, many audits were made by independent local auditors and procedures approved that did not conform to the provisions of the above indicated codes.

E. Conferences with new clerks of boards of trustees in small districts who maintain the accounting records of the school districts.

F. Assistance is offered in preparing applications for federal or state financial aid for maintenance and operation, school building planning, and school lunch financial aid purposes.

G. Conferences relating to the administration of the school budget for the current year as well as the preparation of the school budget for the next succeeding school year.

H. Preparing statistical and financial data requested by the governing boards of the 73 school districts in San Diego County. These data are used in launching new programs such as issuing school districts bonds or increasing the statutory tax rate.

I. Assisting with special accounting problems resulting when one school district educates all of the children residing in another school district.

J. Assisting governing boards of school districts in planning a complete insurance program."

2. Dividing districts into size groups

One group of school business officials brought out the recommendation that districts be divided into two groups (1) those who spend annually $100,000 or less and (2) those that spend in excess of $100,000. The books of all districts in the first group would, under this plan, be kept by the county superintendent of schools and audited annually by a local independent auditing firm. The auditing firm would also be empowered to audit student body and cafeteria books of these districts. The costs of this audit would be charged against the several school districts on a basis proportional to the amount of funds audited.

In the second group of districts the recommendation calls for audits by local independent auditing firms, the cost of the audits to be paid from the funds of the district audited.

All financial audits, in the opinion of those making this recommendation, should include all funds—federal, state, local, escrow, cafeteria, student body, and miscellaneous.

Cost of auditing. Opinion varied somewhat as to the source of funds from which auditors would be paid for their services. In the case of a state-wide audit it might be assumed that sufficient money would be appropriated to finance the audit through the state agency doing the work. If the audit is to be made by an extension of the services of the county superintendent as in the case of San Diego County some question might be raised as to whether the service should be paid from county funds or whether a pro-rate assessment should be charged the districts which benefit from the service. In the case of audits made by outside

firms the general feeling was that this should be charged to the district ordering the audit. In this connection there is need for legislation which would clarify the district's right to contract for such service. The situation should not be allowed to arise where a district would incur such an obligation on the strength of a county counsel's opinion that it had a right to do so and later find the warrant for payment of the service held up by some other department of county government because of a question as to a district's legal right to incur the obligation.

Status of public school fund auditing in California. The Association of Public School Business Officials of California has recently compiled the results of a questionnaire addressed to county superintendents, and district superintendents on both the high school and elementary level. This questionnaire inquired into auditing practices of county school offices, cafeteria funds, high school general funds and high school student body funds. The results bear on the question under discussion.

Of 48 county school superintendents reporting 45 stated that their records were audited, three reporting that they were not audited. Of the 45 reporting audits 38 were annual, three were biennial, two were annual or oftener, two were irregular. County school superintendents reporting on 28 cities reported that the records of 13 were audited and 15 were not. Reporting on 47 rural districts only two had had their records audited while 45 had not.

High school district superintendents were asked whether or not their records had been audited. Of 65 who replied to the questionnaire, 24 reported that their records had been audited while 41 reported that they had not. Of the 41 who reported no audit, five stated that an audit was planned, 34 stated that no audit was planned while two did not reply The persons or firms named as conducting the audits are worthy of comment. Independent accountants were in the majority, 12 districts reporting the use of this service Five high school districts reported the audit as having been made by a member of the district staff. Two districts reported that the auditor had been appointed by the grand jury. Other audits were reported as being conducted by a trustee, the county auditor and by a firm named by the board of supervisors. Fees paid for auditing ranged from $10 paid to a staff member to $400 paid an independent firm to audit the books of a district where the annual expenditures were $63,900.

In auditing the cafeteria accounts the use of independent public accountants was much more prevalent, 60 high school districts and 63 elementary districts reporting as follows:

Type of auditor employed	*High school districts*	*Elementary districts*
Independent account	41	28
Member of district office staff	13	18
County office	3	6
Banker	1	0
Federal Auditor	2	7
State Auditor	0	2
County Treasurer	0	1
County Auditor	0	1
	60	63

Opinion Expressed at the Assembly Interim Committee Hearing in Los Angeles, November 25, 1946

The committee met to further discuss the matter of school audits on November 25th. Two presentations were made to the committee at this time which are herewith quoted in full:

AUDITING OF SCHOOL FUNDS

By D. Lloyd Nelson
Assistant Superintendent in Charge of Finance
c/o Superintendent's Office, Los Angeles

Resume of Points to be presented at Assembly Interim Committee on Public Education Hearing, State Building, Los Angeles, Monday, November 25, 1946.

As the representative of Dr. C. C. Trillingham, County Superintendent of Schools, Los Angeles County, California, I am pleased to appear at this important hearing. The following points are presented by our office trusting that the factual data will be of some assistance to the interim committee. We are pleased to make the following comments:

1. School people do not oppose impartial or unbiased school audits. In fact we welcome proper audits as a means of verifying the integrity of school board members and administrators.

2. School people do oppose audits which might be made by individuals or groups who would:

a. Desire to use this power to discredit public schools.
b. Gain external control of public education by wielding the tremendous power that may accompany auditing.
c. Use auditing as a technique to criticise curricular offerings and educational policies rather than the accounting procedures.

3. In this county the grand jury has delegated the auditing of city districts to the county auditor. Copies of the grand jury audits are given to our office, and we are pleased to make the following comments regarding these audits:

a. They have been impartial, honest, and fair.
b. They have stayed in the realm of financial matters, and have not digressed into curricular and educational policies which are not their immediate concern.
c. These audits, which are under the able direction of County Auditor Joe Lowery, have greatly improved accounting procedures in the school districts of this county.
d. The fact that the grand jury audits school districts leads to publicity in local newspapers which some times greatly mislead the general public. When the local newspaper headline reads: "Grand Jury to Audit Pasadena City Schools," the general public invariably gets the idea that something must be wrong in the schools rather than realizing that a routine check according to law is being made. This is most unfortunate.

4. Regardless of who may audit school districts, fraud will not be found except in minor and rare instances. We believe it is safe to say if fraud is found, the total amount involved will be far less than the actual

cost of the audits. However, there are other advantages in having audits other than discovering fraud. The verification of facts, improving confidence in the records, improving procedures, and giving a "clean bill of health" are definite outcomes of good auditing. The total cost of complete annual audits of districts would be prohibitive.

5. The committee should keep in mind that on each warrant drawn by a school district in Los Angeles County the signature of the county superintendent of schools as well as that of the county auditor must be affixed. This means that each of these two officers must carefully check attached itemized bills, ascertain if all legal requirements have been met, if necessary advertising for bids has been done, ascertain if materialmen and labormen's bond have been secured when required, if current funds are available, if budget control limitations have been satisfied, if all employees have been properly employed, and further check numerous minor technical items as required by law. Thus fraud is now kept to an absolute minimum.

6. If additional auditing is to be instigated in California, we feel that "spot" auditing of many districts would be superior to a complete careful audit in only a few. By "spot" auditing we mean the auditing of only a part of the districts each year rather than of all. The point is that fraud is most likely to occur in accounting for receipts, in handling cafeteria funds, in accounting for student body funds, and in one or two other categories. If a "test" audit is made regarding these items along with the usual check made by the county superintendent of schools and the county auditor, we firmly believe that 99 percent plus of all cases of fraud will be uncovered without doing three months' audit in each district.

7. It should be borne in mind by the committee that the Education Code now requires all school officials who handle funds to be bonded. This gives an excellent safeguard to each district. A 10-year study recently completed by the California Association of Public School Business Officials proves that fraud in public schools has been very rare.

8. Though we find no evidence of fraud in A.D A. reports made by the districts to the State, we would recommend that the State Department of Education be given several auditors who would devote their time to performing "spot" and "test" audits over the entire State so that:

a. Increased confidence would be gained in A.D.A. reports.
b. Some one would be available to readily audit "hearsay" evidence regarding cases where illegal attendance is supposedly claimed.

9. However, if there is to be additional auditing of school funds, we would like to call attention to the fact that the funds used by school districts are not just "state funds," but a large share of these funds are "local funds" raised by local taxation. Hence, it does not follow that any state agency should audit these "local funds" on the theory that they are "state funds."

10. We would like for your committee to seriously consider, if any additional auditing is to be done, that the following points should be kept in mind:

a. "Spot" audits will suffice in place of auditing all districts.
b. "Test" audits will suffice in those districts which are "spot" checked in place of complete audits

c. On the theory that we are not auditing primarily to reveal fraud but to improve procedures, we believe that any additional auditing of school funds should be performed either by the State Department of Education as an educational function of that office, or by each county auditor with stipulations that the county superintendent of schools shall be consulted and work with him regarding findings which have educational implications.

d. A third possibility would be to have commercial audits. Professional audits by competent certified public accountants would have some advantages which should not be overlooked, however, since the cost of such audits would no doubt be "thrown back" on the individual districts and the money involved would be considerable, we would regret having school funds expended in this manner when the above mentioned plans could well be used.

Past experience has demonstrated when auditing of governmental agencies is "put out on bid" that the most competent public accountants frequently will not bid They feel they cannot compete against those who will give very low bids but fail to render a high type of service.

11. Legislation on a permissive basis empowering the county superintendent of schools to keep the financial records for districts, which are not large enough to employ a district superintendent, might be advisable as a means of improving accounting procedures.

SUMMARY

In summary, if the purpose of auditing is to discover fraud, we believe the cost of any additional audits will greatly exceed the small amount of fraud which will be found in public school systems of California.

If the purpose of any additional auditing is to improve accounting procedures and for the betterment of public education, then either the State Department of Education as an educational agency or the county auditor, in consultation with the county superintendent of schools, should make such audits rather than the State Department of Finance or some other state agency which has no genuine concern with these "local funds."

Unfavorable publicity attached to grand jury audits should be eliminated in some manner, but such audits have been highly satisfactory in Los Angeles County.

We believe that commercial audits will not satisfactorily meet the problems regarding auditing of public school districts.

We believe the emphasis placed upon the need for additional auditing has been greatly exaggerated and that "status quo" is quite satisfactory when we consider the legally required checks made by the County Superintendent of Schools and the county auditor. However, school people do not oppose impartial audits and will gladly welcome the same as a means of showing the public "a clean bill of health" and inspiring public confidence in the way school funds are handled.

We believe it might be advisable to add a very small number of "A.D.A." auditors to the State Department of Education.

We believe it might be advisable to enact permissive legislation allowing county superintendents of schools to keep financial records for districts not large enough to employ a district superintendent.

We genuinely appreciate the sincere interest this committee is showing regarding our educational problems.

AUDITING OF SCHOOL DISTRICT FUNDS

By Harry Howell—Director of Budget
Los Angeles City School District

Those who are charged with the responsibility for the expenditure of public school funds are entitled to the protection of an external audit. While the regular rendering of accurate and understandable statements of the receipts and disbursements of tax monies tends to establish a confidence on the part of the public, it does not protect to the fullest extent those who are responsible for the administration of the funds. It is for this reason that I believe most school administrators feel that auditing is a desirable and necessary business procedure.

School districts in California have two main sources of income for current expenditures and capital outlays—state subventions and taxes on local property. There are also miscellaneous amounts received from the Federal Vocational Education Fund, child care center apportionments, veterans' fees, in lieu taxes from housing authorities, trust funds, cafeteria sales, and other smaller items. A system of audits should, of course, include all funds received and disbursed by the various school districts.

It is a fact that in practically every school district in California all of the state subventions, and more, are expended for teachers' salaries, and with local district taxpayers furnishing more than 50 percent of the total cost of the educational program, there is a dual interest to be satisfied—the State and the local school district.

An important factor controlling the amount of school subventions is the average daily attendance in the school districts. Pupil accounting as distinguished from fund accounting should therefore not be overlooked in any system of audits to be established.

The question naturally arises, what agency should do the auditing? On this point there is considerable difference of opinion. In a number of states the state department of education is authorized to audit and inspect the accounts of all public school boards. Likewise in many states, school accounts are audited by the regular auditing agencies of the state. Since it is required that these agencies make annual audits of other subdivisions of government, the same personnel is used for school auditing. The possible conflict between the regular state auditing agencies and the educational department of the state with respect to the limitations of the audit is one of great concern. If auditing is to be performed by a state-wide agency not under control of the State Department of Education, safeguards should be established so that the auditing agency does not develop policies or procedures inimical to good educational administration.

The Los Angeles City Board of Education has for a number of years distributed widely various financial and statistical statements giving accurate and understandable information about the Los Angeles City school system, such as:

1. Monthly and annual reports of receipts and expenditures of all funds.

2. Tentative and final school budgets.
3. Financial data booklets.
4. Monthly and annual pupil statistical reports.
5. Various reports on class size, teacher load, revenue comparisons, etc.

The Los Angeles City schools have had outside audits from time to time and have always welcomed them. There is a precedent for extending auditing to cover all school district funds in that the law already requires in Education Code Section 14741 that local retirement system accounts must be audited at least once every 12 months by the county auditor.

Finally, I should like to emphasize that it is my belief that school administrators as a group feel that a proper system of external auditing for funds and pupil accounting is a desirable and necessary business procedure that protects those who are charged with the responsibility for the expenditure of school funds

A letter from Rolland A Vandegrift, Legislative Auditor, was also presented to the committee. This expresses quite a different point of view and is herewith quoted in full:

I appreciate your writing me concerning the matter of the audit of educational expenditures in relation to the appropriation of State funds.

I am sorry that it is impossible for me to get to Los Angeles to attend your meeting. I have tried to arrange my program every way, but it happens that a meeting of the Budget Committee is set for November 25th and 26th. Of course, I must be there. In addition, the budget hearings are now on in which we participate actively and, we believe, with considerable results in forwarding the views of the Legislature and in securing information to report back to the Legislature when the budget is being considered by the various committees and in the two houses.

I am so pressed for time that I am not able to give you a well worked out statement supporting the proposition that there should be a complete audit by the State of expenditures for education which involve the largest state appropriations.

As you know, the Legislative Budget Committee had a bill in for this purpose at the last regular session of the Legislature. It passed through committees of both houses and was approved by the Senate and was on the floor of the Assembly but failed to get the necessary two-thirds vote. I am more than ever convinced that there should never be an expenditure made of public moneys which is not audited by an independent agency not controlled by or beholden to the expending agency. I have hundreds of examples of where money has been spent contrary to the appropriation, contrary to the intention of the Legislature, for other than state purposes, and spent in an irregular way in many forms. In fact, I have a case now where if it is pressed two supposedly respectable citizens of Sacramento might easily become free boarders at State expense in one of our penal institutions. The conversion of state money to their own use never would have occurred had there been a proper independent audit.

Due to the approval of Initiative Constitutional Amendment No. 3 on the November ballot, the State will now appropriate approximately $60,000,000 this first year more for educational support than it would have under the previous provisions. The amount to be appropriated will now be on the basis of average daily attendance in the several divisions

of our public schools, and, in addition, we now include the kindergartens. The basis of this appropriation, total amount of average daily attendance, in itself should be carefully audited by other than the receiving agencies, the schools or the Department of Education. I am quite sure that no one would pay a bill based on the number of units of something delivered, say, for example, 1,000 board feet of lumber, heads of cattle, or pounds of grain, without checking up to see if actually the quantities claimed to be paid for existed.

For this reason alone the average daily attendance reported should be audited, and it should be audited by the fiscal agencies of the State but not by the Department of Education whose normal tendency would be favorable to having as much money spent as possible. In fact, the Department of Education is the same department that in the past has on their own suggestion undoubtedly caused the average daily attendance figure to go over the basic unit in many instances, thereby adding additional teacher units for a major fraction thereof. This is just human nature, and the government must protect itself from the frailties of human nature. That is one reason why we have checks and balances and audits. Every other appropriation of the State based on units of measurement are audited by the Department of Finance and frequently again audited by the Controller.

In fact, if I were Controller of the State of California under the present law and duties of the Controller, which are general and not expressed in either the Constitution or the statutes, I would not insist upon making an audit of the average daily attendance before I would authorize any transfer of funds.

The appropriation for education which is fixed is even more complicated than merely an allocation on average daily attendance, for we now have in this provision for equalization of the funds which will appear in the next legislative enactment under the new fixed appropriation. This problem will be complicated as has been true in the past and money will be allocated to the various school districts and divisions of the public schools on the provisions of law.

Perhaps the Department of Education will apply them, but who knows if the Department of Education has done the job properly and fairly and equitably as between different school districts? Who knows that this has been honestly done, and that some influence has not come to bear on some one employee that has resulted in irregularities? The only way this can be answered is to have some independent auditing agency review the situation and either find the irregularities and have them corrected or give a clean bill of health. If the money has been honestly appropriated and honestly allocated, it seems to me no one should object to such auditing but should welcome it as a protection not only to themselves but to the integrity of the appropriation.

In addition to these very fundamental governmental procedures, the State will now have an even greater interest in how the appropriations, the money which it collects from all the taxpayers in the State, are being spent. The State will certainly be very much concerned to know if the provision of the law has been carried out which requires a certain set percentage of time be devoted to certain subjects. Has the Constitution been taught as required by law? Have the minimum number of hours of instruction been given in each and every school as the law requires in order to

properly earn the average daily attendance? In the equalization have all the facts as reported as the basis for securing additional funds been verified? Any irregularities in one district which gives them more money than they are entitled to takes money away from other districts, and if there are irregularities affecting the total, then more money goes out of the State Treasury than the law intended.

It seems to me that the Legislature has a duty to determine whether expenditures for education are securing as nearly a 100 percent return on the dollar as expenditures for fish and game, for our poor unfortunates in the institutions, for our courts, for our Public Utility Commission, and for every other state agency. Possibly the Legislature, with the facts before them, may wish to redefine average daily attendance. None of these things can be acted upon intelligently unless we have an independent audit which will show the true facts not colored by those who spend the money and not colored by those who are party to it, but by some fiscal agency that will seek out these facts without prejudice or favor.

I have been an educator and still claim to be. I am a product of the public schools of California, and I hold that we have one of the best educational systems in the Union. We spend more money for it than any other state, but we have many things that can be materially improved and should be improved. A conscientious educator will agree with me. I do not believe any educator in the public school system would condone or tolerate dishonesty. Therefore, it seems unreasonable to me that any considerable number of them should oppose the proposition of having an independent fiscal agency audit their expenditures to see what the conditions are and to act as a check preventing and/or correcting any irregularities or dishonesties that might possibly occur.

I have not taken time to tell you the amounts of money involved other than to say that this is the largest single appropriation that the State makes for any purpose. May I point out that it is now so large and of such a nature it comes out of the Treasury first before any money is available for any other purpose with the exception of bond interest and redemption, and it has no constitutional limitations on it, and requires no action of the Legislature to appropriate it, that as soon as financial conditions change for the worse the amount of taxes available for state purposes will be insufficient to meet the State Budget, and that other state expenditures will be in competition, one with the other. Should the pressure become great enough, there may be a reflex on the fixed appropriation for the public schools, particularly if such expenditures are not even subject to audit.

May I point out to you an auxiliary matter which may directly affect money available for education. At the present time some 22 cities are levying sales taxes, some as high as 1 percent. Should the combined rate of the State and cities exceed 3 percent materially, let us say, go to 4 or 4½ percent, a resentment may be built up so that this tax would be repealed as it has been in other jurisdictions. The labor groups are not favorably disposed to it. Since it is our largest revenue producer, a substitute would have to be found, or there would not be enough money even to meet the constitutional requirements for the public schools.

The competition for funds will immediately bring to the front the question as to why full provision for standard education should be a fixed charge by constitutional provision passed by the public when this is not

true for other requirements that are possibly just as important, for example, relief and destitution, by which I mean the feeding of people who are hungry or the satisfaction of the primary wants of man. Certainly then there will be such an overwhelming demand to know what is happening to the state money appropriated for education that not only audits but investigations on the critical plane will be the program of the day. It seems to me that it would be wisdom on the part of the educators to support an independent audit of state expenditures for education in all its forms and thereby be possessed of a clean bill of health.

Many public organizations of the State have supported the principle that there should be an independent audit by the fiscal agencies of the State of state appropriations for public schools. The Attorney General has said it is the duty of the Department of Finance to audit the University of California, the state colleges, the administrative part of the Department of Education, and the special schools, and all other state institutions, audits of appropriations made for county and district fairs and even the money turned over to cooperative agencies.

The Department of Finance supported this bill before and the chief of their Auditing Division will communicate with you on it.

The State Chamber of Commerce has endorsed it, the California Taxpayers' Association, Contra Costa County Taxpayers' Association, Los Angeles Chamber of Commerce, and many others, all of which has been done without any active soliciting of endorsement.

Kindest personal regards.

Sincerely yours,

ROLLAND A VANDEGRIFT,
Legislative Auditor

School Housing Problems in California

A number of factors, growing for the most part out of the war, have been bearing on the problem of public school housing in California for the past several years. The accumulative effect of these factors has reached the point where it must be regarded as a crisis by all who accept the principle that school children in California have a right to attend school in safe, healthful, adequate buildings.

The Assembly Interim Committee on Public Education has attempted in its recent hearings to study the elements of this crisis and discover if possible a remedy for the situation.

Elements of the housing crisis. While each district presents a unique problem, some or all of the following factors are present in each critical school housing situation in the state:

1. *Increases in school population*

This is due not only to migration into the State which was accelerated by the war and which greatly expanded the basic population from which school enrollments are drawn, but to significant changes in the character of that population itself. On the primary level a sharp increase in the birth rate which began in the early 1940's is now being felt in primary enrollments and will continue to be felt for some years to come. This

trend in births which completely reversed that of the 1930's was so revolutionary in nature that first grade enrollments are frequently double those of the eighth grade in the same school. As these heavy enrollments progress year by year through the school system more plant capacity will have to be added. Another enrollment factor which will be effective for the next few years is that enrollments in the secondary schools and in the junior colleges are expanded because of the large number of young men whose education was delayed by the war.

2. *Deferred building programs*

In the early 1930's the depression discouraged much schoolhouse building and while a federal program of public works tended to offset this before the end of the decade the period of actual building in the Thirties was scarcely sufficient to catch up on the needs of that 10-year period alone. The onset of the war brought to a stop all school building except of the most critical necessity. The schools of the State are therefore at the end of a 16-year period in which there was only one brief interlude when conditions for plant expansion and replacement were favorable or were possible.

3. Condemnation of existing buildings

The earthquake in Southern California in 1933 focused attention on safety in school building and resulted in many buildings being condemned. Some school districts have not yet fully replaced the plant capacity lost in this manner.

4. Present construction costs

Many school districts which had earmarked funds for school building construction but were forced to defer building until after the war find that the money set aside will now purchase only one-half as much building as in 1940. This was graphically illustrated in Alhambra recently when bids were opened on an elementary building. The low bidder in 1946 named a figure which came to almost exactly $12 per square foot. The identical plans had drawn a low bid of $6 per square foot just before materials were frozen at the outset of the war.

5. Inability of some districts to finance building programs

The centers of large school population are not necessarily the centers of large assessed valuations. When these factors are greatly out of proportion in the direction of large enrollments, the local district finds itself unable to finance an adequate building program within the legal limits imposed. Many school districts have been starved for adequate buildings for years due to this factor and some of these districts are now in a desperate situation with vastly increased enrollments.

Limitations on financing school building programs. Present California laws are based on the assumption that school districts can and should finance their own building programs. Except for advisory service through the State Department of Education and a grant for planning purposes, little of which was ever made available to school districts, there has been no state aid for public school building. While federal aid has

been available at times it has been based not so much on local needs as on the ups and downs of the economic cycle.

The State has, however, specified as to the quality and nature of construction and has placed limitations on the indebtedness a district may incur. Each type of district may bond itself not to exceed 5 percent of its assessed valuation (excluding growing crops) for capital outlay purposes. Thus an elementary district, a high school district, or a junior college district may bond up to 5 percent while a unified or city district with both elementary and high schools may bond up to 10 percent.

The range in ability of districts to finance building programs is extremely great. Buena Vista Elementary District in Kern County, for instance has $780,031 of assessed valuation for each unit of A.D.A. In other words the legal limitation on bonding in this district is $39,000 for each pupil—enough to build two or three classrooms for each child!

Indian Wells District in the same county has $665 of assessed valuation for each unit of A.D A. The legal bonding limit here is $33.25 per pupil. Allowing 35 children per classroom the district can borrow up to $1,064.75 for each classroom it needs and this figure does not allow anything for washrooms, cafeterias, auditoriums or land. Indian Wells, greatly expanded in enrollment because of naval installation, is using temporary naval buildings and needs an eight-room building. The public is being asked to approve a $40,000 bond issue—the legal limit. The county is expected to give $20,000 and the balance must come from other sources.

Aside from money derived from bonds the only other source of funds for building purposes is the sum which can be diverted from the regular school levy. Here again there are legal limits. The schedule of tax limits per $100 assessed valuation for each type of district is as follows:

Elementary district without kindergarten	$0 80
Elementary district with kindergarten	90
High school district	75
Junior college districts	35
Unified district with kindergarten, elementary, high school, and junior college	1 85

In the case of Indian Wells, cited above the tax limit is 80 cents per $100 of assessed valuation since this is an elementary district without a kindergarten. The legal tax limit will produce $5.32 per pupil per year. Even if none of this were needed to add to the state apportionment for regular school maintenance it would not add greatly to the funds available for building.

Illustrations of distressed districts. To illustrate further the plight of many school districts in California, two typical illustrations are herewith given in some detail. One is Riverbank, a small elementary district in Stanislaus County, the other Stockton, a city district in San Joaquin County.

In a letter to Assemblyman Ralph M. Brown, N. E. Daniels of Riverbank reported as follows:

> "There (is) a considerable section of town where the people bought lots for nothing down and a small payment a month and put up tents. I would say there are easily 50 in town and that they go from tents to one-room shacks with (the hope of) eventually building

up many satisfactory workers homes. These . . . represent practically nothing in assessable tax value."

Mr. Daniels goes on to say that the workers are largely employed in a neighboring city where the wealth to which their labor contributes and the trade their wages creates adds nothing to the local tax situation. Attempts at consolidation with more wealthy areas have failed due to reluctance on the part of the more favorably financed districts to carry the burden of the poorer district.

Riverbank has 911 children in 23 classes operating in 17 classrooms. The district has been on a double session basis for several years and each year it becomes necessary to add more classes to this schedule. The assessed valuation of the district is $2,862,330 which means that the 5 percent bonding limit is $143,116. Outstanding bonds amount to $33,000 leaving $110,000 which might be voted in new bonds if the taxpayers of the district are willing to encumber themselves up to the legal limit.

The $110,000 at present building costs will probably not finance the building necessary at this time and even if this sum could be stretched to accomplish this purpose the district would then be left without reserves against future growth, a possibility which seems quite likely.

Two hundred fifty of Riverbank's 911 children live in federal housing units. While the Federal Government pays $1,200 yearly as a contribution to the local educational program (less than $5 per pupil housed in the project) the federally owned housing units add nothing to the assessed valuation which forms the basis for bonded indebtedness.

Superintendent Andrew P. Hill of the Stockton city schools in a carefully prepared 14-page report submitted to Vice Chairman Julian Beck of the Interim Committee has presented the school building problems of that city.

Summarized briefly the picture there is as follows:

Enrollment of the Stockton city schools grew more than 33 percent between 1941 and 1946 as shown by the following table:

	Elem A.D A.	*High school A.D.A.*	*Jr. Col. A.D.A.*
1941	6,732	3,556	1,239
1942	7,145	2,591	1,104
1943	7,858	3,437	724
1944	8,720	3,903	584
1945	9,723	3,865	858
1946	10,307	3,787	1,245
1947 (est)	10,800	4,023	1,750

It will be noted that while high school and junior colleges grew little between the beginning and end of hostilities and even dropped sharply during the war estimates are for heavy enrollments in 1947. Elementary schools grew over 53 percent during the period and a further increase is expected in 1947.

At the present time, Superintendent Hill reports that 40 half day sessions are being held in the Stockton schools. Admission has been denied several hundred kindergarten pupils and the district was forced to deny admission to some 700 junior college pupils. Stockton, he reports, has classes in "hallways, shacks, basement rooms, assembly halls and other undesirable places."

Of the classrooms now in use in this city 6 percent were built during the Civil War Era. Four percent of them are temporary structures. Seventy-five percent of the elementary classrooms and 62 percent of the high school classrooms were constructed prior to 1920. Only 8 percent of all the classrooms in the city are earthquake resistant.

The city has three residential areas in dire need of school buildings. Apart from earthquake safety Stockton needs 190 classrooms and their accompanying facilities to get all her pupils into standard housing.

Stockton still has $3,150,000 of bonding capacity, a fairly wide margin as far as the legal limit is concerned but Superintendent Hill points out that the practical limit is well below the legal figure. In addition to the 15 percent of the total assessed valuation which the school district with its elementary, high, and junior college systems may bond its property the city and the county each have the right to bond the same property up to 5 percent of its assessed valuation. This makes it legally possible to bond up to 25 percent.

The combined bonds outstanding against this property are now 12½ percent of its assessed valuation. Superintendent Hill expresses the opinion that "Stockton would have great difficulty in raising any more money by bonding, until some of this debt is retired."

Additional instances of distressed districts. Space does not permit a detailed description of each distressed district reporting problems to the committee but a few additional illustrations will serve to show that the problem is by no means peculiar to any single section of the State or to any particular size of district. The following are cited:

1. Ceres elementary district in Stanislaus County has 1,400 pupils enrolled in facilities planned to house 850. A.D.A. jumped from 674 in 1943-44 to 744 in 1944-45, then to 987 in 1945-1946 and has been 1,316 so far this year. Total bonding capacity is $170,000 under the 5 percent limitation and this is partially encumbered. The district needs 12 additional classrooms and will need five more each year as long as this rate of growth is maintained. Without outside help there is no way for the district to finance such a building program.

2. San Diego has grown from a town of 70,000 population in 1920 to a city of 365,000 at the close of World War II. New school buildings have been needed almost every year for the past twenty-five. From 1920 to 1930 five bond issues were passed. During the 1930's from $300,000 to $500,000 was taken from the current funds of each budget for the construction of new buildings.

The war years brought as many new residents to San Diego as had come during the previous 20 years. The city schools now need $10,752,700 to meet their immediate school housing needs.

The bonding capacity of the district is legally sufficient for this expenditure but like Stockton the total bonded debt of city, county and schools combined was such as to make it inadvisable to ask for the entire sum.

In the November elections a bond issue of $6,865,000 was voted by the electorate. An accumulative building fund will finance a small part of the added $3,887,700 which the district needs and the balance has yet to be financed. In addition to the immediate needs represented by the $10,752,700 San Diego must try to keep up with new building needs as they develop from this date.

4. Live Oak Elementary School, Santa Cruz County. The present school was designed for 200 students, enrollment is 333 and growing. A community clubhouse is being used for the kindergarten and one class. The district is out of debt and has a bonding capacity of $79,739. They have preliminary plans for new buildings that will cost, at present estimated $199,000. Additional land needed by the district is valued at from $12,000 to $14,000. The district cannot adequately finance this program.

5. Scotts Valley School, Santa Cruz County. The school accommodates 100 pupils. Peak enrollment is 150. Two additional classrooms are needed but the bonding capacity is $17,400 and there are $16,000 bonds outstanding.

6. Soquel Elementary School, Santa Cruz County. The building here accommodates 250 pupils and the enrollment as of October 14, 1946 was 479. This is an increase of 104 over last year. The growth has been going on for some time. At present the first three grades are on a double session basis with 40 pupils per class. A petition is on file with the necessary signatures calling for a kindergarten but there is no place for it.

Bonding capacity of the district is $120,000. An issue of $70,000 was voted last year but this will only begin to meet the needs of the district. Superintendent Paul E. Walters reported "Even if we bond to the limit we cannot do the minimum necessary building."

7. Prunedale Elementary School, Monterey County. This school district is already bonded to its capacity of $19,000 but increased enrollment has made it necessary for the first grade to occupy rented quarters in the community church. The main building designed for four classrooms of 35 pupils each is used by five teachers. A plywood partition makes two classrooms out of space designed for one.

Without outside aid this district cannot finance an improved school plant.

8. Mavina School District, Monterey County. This district has an outmoded wooden building and a detached classroom. While the community wants a modern plant they cannot vote bonds for it as much of the district's assessed valuation was lost by the sale of property to the Federal Government at Fort Ord.

9. Fairfax School District, Kern County. The enrollment of this district has increased from 320 in 1940 to 468 at present. The district is bonded to capacity and has $50,000 in unspent bond money. Five classrooms, sanitary facilities, an administrative unit, health room and a cafeteria-auditorium combination are needed. The 1944 estimated cost of this unit was $100,000 but the probable cost now will be nearly twice that according to the superintendent

The $50,000 in unspent bond money is the extent of the district's resources.

10. Westminister District, Orange County. This district voted $80,000 in bonds in 1946 thereby exhausting its bonding capacity. Nine additional classrooms are needed, five to replace makeshift rooms using space not designed for classroom purposes and four to provide for increased enrollment.

The improvement will cost at least $11,000 per classroom and $10,000 for land. The district has no other resources and cannot finance the project without outside help.

Other instances of distressed districts are referred to briefly in this digest under the county headings. The foregoing examples are typical and will serve to illustrate the nature of the problem.

The effect of substandard housing on the school program. One of the primary considerations of any school program is the health and safety of the pupils. Classrooms should be large enough (about 1,000 square feet is the suggested minimum for elementary school rooms) to provide plenty of healthful air space for each child as well as ample room for normal schoolroom activities. Lighting should be ample and free from glare and there should be sufficient artificial lighting when necessary to provide at least 20 foot candles of light at work levels in all parts of the room. The room should be adequately and safely heated. The entire building should be built in such a way as to provide maximum safety in case of earthquake or fire. A number of auxiliary rooms have come to be accepted as standard units of any school plant. Washrooms should be provided with facilities in proper ratio to the school enrollment. Cafeterias provide a warm meal at lunch time and the school that does not have them cannot profit by the federal school lunch program. Assembly rooms, music rooms, nurses quarters, visual education facilities, and administrative offices are necessary in any modern program.

The textbooks and teaching aids presuppose an adequate school plant, the training of the teacher assumes it, the program is incomplete without it.

It is obvious that adequate school plants are necessary if a full return is to be derived from the public's year by year investment in the operation of schools.

There is a strong note of inconsistency in an educational program which provides a guaranteed annual support of $120 per pupil and yet does not provide a safe, healthful, adequate place for that program to go forward.

Implied obligation of the State to underwrite building programs. The State, in limiting the funds available to a school district for building purposes while at the same time setting up standards of acceptability for school buildings has confronted many school districts with a problem for which there is no solution without outside help. In the opinion of many who gave testimony at the hearings, the State has an obligation to underwrite building needs of districts caught between these conflicting limitations.

There was no disposition to dispute the wisdom of either the 5 percent bond limitation on the one hand or the standards of safe construction on the other. The expressed feeling, however, was that the distressed school districts should not be left in the impossible positions in which they find themselves. Two possible solutions were suggested. One was county support for capital outlay expenditures of school districts. The other was state aid.

County support for school buildings. A comparison of the relative elementary school population and assessed valuation of the several counties of the State shows that they are by no means equal in their ability to support a school building program. Alpine County with its sparse population has $68,930 of assessable wealth for each elementary child in average daily attendance. Imperial County has $5,305.

The variation in comparative population and wealth is not confined to rural counties alone. San Diego and San Francisco Counties have almost exactly the same elementary pupil A.D.A. yet their assessable wealth per elementary child is $7,607 and $21,885 respectively.

Average daily attendance and assessable wealth comparisons for counties of the State are shown on the following table. Figures are from the official report of state apportionments for the support of public schools of California for the year ending June 30, 1946.

ELEMENTARY A.D.A. AND ASSESSABLE WEALTH FOR CALIFORNIA COUNTIES

	County	*Elementary A.D.A.*	*Assessed Valuation*	*Assessed Valuation per unit of Elementary A.D.A.*
1	Alameda	54,267	$505,608,720	$9,316
2	Alpine	21	1,447,433	68,930
3	Amador	755	16,861,295	22,330
4	Butte	5,235	48,201,110	9,207
5	Calaveras	822	12,141,675	14,771
6	Colusa	1,015	23,522,730	23,175
7	Contra Costa	29,704	183,181,960	6,166
8	Del Norte	419	4,933,329	11,779
9	El Dorado	1,315	16,030,292	12,115
10	Fresno	25,683	345,040,661	13,433
11	Glenn	1,515	23,049,895	15,214
12	Humboldt	5,314	46,329,665	8,718
13	Imperial	7,565	40,133,926	5,305
14	Inyo	873	17,242,467	19,750
15	Kern	22,031	338,136,450	15,349
16	Kings	5,067	84,288,685	16,753
17	Lake	920	10,443,705	11,351
18	Lassen	2,178	17,099,065	7,850
19	Los Angeles	287,475	2,908,602,995	10,118
20	Madera	4,136	32,316,143	7,813
21	Marin	5,494	54,636,165	9,944
22	Mariposa	373	5,955,773	16,530
23	Mendocino	2,682	25,489,847	9,540
24	Merced	7,065	59,590,645	8,434
25	Modoc	946	13,637,890	14,416
26	Mono	131	6,091,265	45,735
27	Monterey	9,623	106,438,085	11,060
28	Napa	3,409	30,406,095	8,919
29	Nevada	1,520	17,733,000	11,666
30	Orange	17,321	211,007,020	12,180
31	Placer	3,324	41,936,672	12,616
32	Plumas	1,202	24,634,055	20,477
33	Riverside	14,946	109,771,620	7,344
34	Sacramento	18,306	181,015,053	9,888
35	San Benito	1,257	16,588,610	13,116
36	San Bernardino	23,819	173,982,265	7,302
37	San Diego	39,817	302,854,269	7,607
38	San Francisco	38,538	843,441,418	21,885
39	San Joaquin	17,029	158,701,085	9,319
40	San Luis Obispo	4,363	43,310,345	9,927
41	San Mateo	13,075	141,005,482	10,784
42	Santa Barbara	7,360	123,831,499	16,825
43	Santa Clara	20,088	199,557,725	9,934
44	Santa Cruz	4,236	39,262,825	9,268
45	Shasta	3,260	45,182,637	13,859
46	Sierra	188	3,045,155	16,198
47	Siskiyou	3,125	29,907,490	9,570
48	Solano	11,017	64,310,715	5,837
49	Sonoma	7,360	73,367,206	9,968
50	Stanislaus	11,728	83,462,805	7,116
51	Sutter	2,441	27,937,124	11,445

ELEMENTARY A.D.A. AND ASSESSABLE WEALTH FOR CALIFORNIA COUNTIES—Continued

County	Elementary A.D.A.	Assessed Valuation	Assessed Valuation per unit of Elementary A.D.A.
52 Tehama	1,716	21,722,349	12,659
53 Trinity	250	3,506,855	14,027
54 Tulare	17,788	106,144,045	5,967
55 Tuolumne	1,064	15,176,065	14,263
56 Ventura	9,721	123,886,745	13,761
57 Yolo	3,195	39,472,884	12,360
58 Yuba	2,236	20,415,075	9,136
Totals	747,346	$8,263,028,059	10,494

When the above ratios of assessed valuation per elementary unit of A.D.A. are compared with the state average of $10,494 it will be seen that the variation from this figure is too great to permit the assumption that all counties can carry the load of equalizing school building expense with equal facility.

The impact of rapidly increasing population has not been as great in some counties as others and this factor may also be considered as an argument against a county basis of equalization.

An illustration of what might happen in a county of low assessed valuation might be cited in the case of Stanislaus County. Assessed valuation of the entire county is $83,462,805. An over-all tax as large as $1 per hundred dollars of assessed valuation levied by the board of supervisors will produce less than $1,000,000—$834,628 before allowance for tax delinquency. The Modesto city district alone which maintains 62 double sessions and rents an outside building at the present time would require this entire amount to meet its own needs. There are four other districts in the county so overcrowded that they operate double sessions. These are Ceres, Keyes, Riverbank, and Empire union. In addition to districts maintaining double sessions several others are now meeting problems of increased enrollment by overcrowding classes. These need new classrooms. Oakdale elementary needs three classrooms now and should add two more if present rate of growth is maintained. Washington school needs one additional classroom. Oakdale high school needs five additional classrooms to house new enrollment. Turlock requires five classrooms in order to hold class size down to 40. The preschool population there is such that four additional classrooms will be needed each year for some years to come. Salida requires three new classrooms now with increased primary enrollments demanding an additional room per year. Turlock High School will require six classrooms within the next three years.

More than 60 classroom units plus auxiliary facilities are needed outside of Modesto. At $12,000 per unit, a conservative figure at today's building costs, the expense would be $720,000.

The above needs are compiled from those districts that reported to the committee. Many districts were not represented and there are doubtless others with acute building needs.

While it is true that not all of the districts named in the foregoing paragraphs are financially unable to meet their building requirements, those that did finance their building by bonding could scarcely carry the

burden of retiring their own bonds while paying a heavy over-all tax to the county as well.

State funds for school building. The problems of financing public school building which were presented to the interim committee might be classified in the order of urgency as follows:

1. The problem of housing increased enrollment without sufficient bonding capacity or reserve funds to meet minimum requirements.

2. The problem of housing increased enrollment without sufficient reserve funds and a bonding capacity already at practical limits but not at legal limits.

3. The problem of sudden increases in enrollment which require a school district to spend money not normally scheduled for this purpose or to increase bonded indebtedness or taxes beyond normal expectations.

To the above might also be added the temporary problem of securing materials and labor.

In considering the advisability of state aid for school housing the point at which favorable opinion is most nearly unanimous is, of course, giving aid to the district facing the first named problem. The district facing the second mentioned type of problem is most certainly entitled to consideration but the fact that a legal alternative exists to state financial aid might lead some to oppose giving it here where they would favor state assistance in the first instance. Still more would hesitate to advocate state aid to the district in the third mentioned classification.

The problem is too complicated to be solved without careful study. Serious consideration, however, should be given to a formula that will at least provide whatever additional funds are needed when a district has exhausted every financial resource and still cannot provide adequate safe school housing for its pupils.

COUNTY SUMMARIES

The data presented to the committee in the various counties did not always follow the same outline. In some instances the county superintendent made the presentation for the entire county. In others individual district and city superintendents represented their own districts.

Each of the following county-by-county summaries reflects this situation. Wherever possible the county presentation is followed by a table showing individual housing problems of the districts in the county. Information is presented as to enrollment increase, double sessions, rented quarters, substandard classrooms, building needs, bonding capacity and tax rates.

FRESNO COUNTY

The committee met with school officials in Fresno County at the Fresno City Schools Administration Building on October 8, 1946. Only two districts, Fresno City and the Reedley High School District, operating Reedley Junior College, made individual reports. County Superintendent Walter G. Martin presented a compiled report for all other districts in the county.

He reported that a survey of building outside Fresno City, made in December, 1945, showed the following:

Elementary Schools

Total number of teaching classrooms in use	629
Total number of rooms fit for classroom use	425
Total number of rooms unfit for classroom use	204
Total enrollment using these rooms	22,962

High Schools

Total number of high school classrooms in use	369
Number of rooms fit for classroom use	357
Number of rooms unfit for classroom use	12
Total enrollment using these rooms	6,182

As in other counties it will be seen that the most acute school housing problem is in the elementary grades. This is even more apparent when it is realized that the heavy, future enrollment due to the rising birth rate will affect these schools first. The ratio of elementary pupils enrolled to classrooms of all kinds, fit and unfit is 36.2. This is a county-wide ratio and undoubtedly the crowding is much more severe in some districts than others. Even if it were confined to one district it is too high. When the average classroom load is 36 2 the range is likely to be from 26 2 to 46.2.

With reference to the ability of the elementary districts to build new classrooms Mr. Martin said:

> "It should be noted in the reports concerning many districts in Fresno County that there are many old buildings built prior to 1910 which are considered obsolete by standards set up by the State Department of Schoolhouse Planning. Some districts using such buildings are not planning immediately to replace these old buildings. They are financially able to construct modern school plants. There are other cases where buildings are badly needed to take care of the increasing school population but the district is not financially able to bond a sufficient amount to meet the needs."

Summary of Testimony Presented From Fresno County

District	*Percent of enrollment increase since 1940*	*Number of double sessions*	*Rental quarters*	*Sub-standard classrooms reported*
Fresno City	15 percent over 1945 and		Extensive repairs and alterations needed	
Reedly High School District and Junior College	Estimate 100 percent increase in 10 years		Rebuilding new buildings	

District	*Number of new classrooms or cost if available*	*Bonding capacity available*	*Maximum tax for maintenance*
Fresno City	1,000,000 repairs new elementary buildings at new sites additional of classrooms to old sites	$7,000,000	No
Reedly High School District and Junior College	250,000 1,040,000 1,290,000		$167,241

KERN COUNTY

Kern County was the first to meet with the interim committee. This hearing was held in Bakersfield on October 7. Dr. Leo B. Hart, County Superintendent, served as chairman and made the introductions.

Nine school superintendents made presentations of their housing needs followed by summary of the county situation by Deputy County Superintendent John G. Ross.

Kern County includes some of the wealthiest as well as some of the poorest school districts in the State. Building problems here as elsewhere are an accumulation of the years where building was not possible aggravated by sharply increased enrollments and advancing building costs. In general, the most acute problems are in the elementary schools where heavy primary enrollments on top of migration has overcrowded buildings. Some of these problems are especially difficult due to inability of the district to finance them (See Indian Wells in main section of digest).

The county as a whole needs 100 elementary classrooms to do away with overcrowding and double sessions. Deputy Superintendent Ross estimates that a satisfactory classroom can be built for $10,000 when conditions stabilize. Present bids, however, are from $14,000 up. The 100 classrooms and the above estimates do not include toilets, auditoriums, home economics, shop and other facilities. Nor does it include the cost of replacing buildings which do not meet State Division of Architecture standards. There are 45 such buildings housing 3,700 pupils.

High school building needs are real but the pressure is not so heavy at the moment and the possibility for long term building programs exists. The single exception to this is Tehachapi High School where the building burned down.

The problem of poor districts was discussed at length. Ten or twelve districts in the county are unable to meet building needs even if bonded to maximum capacity and levying a tax well above the statutory maximum. The following recommendation came out of the meeting.

> "Any state aid to school districts for building purposes should be given only to those districts which put forth some agreed amount of local tax effort and are still unable to provide acceptable or average facilities for their pupils. Some standard as to what constitutes acceptable or average facilities should be developed. Some program of county aid to guarantee adequate school buildings would work

well in Kern County where there is adequate wealth in the county as a whole.

Summary of Testimony Presented From Kern County

District	*Percent of enrollment increase since 1940*	*Number of double sessions*	*Rental quarters*	*Sub-standard classrooms reported*
Arvin	35%	10	none	none
Bakersfield	40%	60	none	none
Delano Elementary	25%	18	none	none
Fairfax Elementary	30%	none	none	2
Indian Wells	1600%	none	none	8
Kern County Union High	50% since 1936	none	Using temporary buildings from Gardner Field.	
Mountain View Elementary	100%	Have 19 classrooms for 850 pupils.		
Tehachapi Valley Union High	Expect increase	Building burned down last year.		

District	*Number of new classrooms or cost if available*	*Bonding capacity available*	*Maximum tax for maintenance*
Arvin	$322,000	$140,500*	Yes
Bakersfield	$2,000,000	$2,975,000	Yes
Delano Elementary	$1,100,000	$687,788†	
Fairfax Elementary	$200,000	$50,000	Yes
Indian Wells	$125,000 plus Auditorium	$45,000*	
Kern County Union High	$4,500,000	$11,744,081	No
Mountain View Elementary	$450,000	$165,000	Yes
Tehachapi Valley Union High	$250,000	$230,000	Yes

* Arvin has an allocation of $36,000 from the state Indian Wells $20,000 County share under $90,000,000 Act.
† Delano has $80,000 in reserve funds

KINGS COUNTY

The county superintendent, Mr. Jacobus and the superintendents of two elementary districts, Armona and Stratford represented Kings County at the hearing in Fresno on October 8th.

This county has an average assessed valuation of $16,753 per elementary pupil which is well above the state average of $10,494. Local problems of finance are therefore not usually as difficult as elsewhere. All three of the county's high schools and six of the 22 elementary districts have accumulative building funds. Only three elementary districts and one high school district have any bonds outstanding.

Armona, with an assessed valuation of $5,560, has had a large increase in enrollment and is using the auditorium and a made over shed for classrooms. The present building was designed to accommodate 250. Enrollment is now 400 and growing.

Stratford's problem is similar. Details are in the following summary. The substandard classrooms are a wooden frame building and three unfinished portable buildings.

Summary of Testimony Presented From Kings County

District	*Percent of enrollment increase since 1940*	*Number of double sessions*	*Rental quarters*	*Sub-standard classrooms reported*
Armona	10 % since 1945	none	none	2
Stratford	not given	none	none	6

District	*Number of new classrooms or cost if available*	*Bonding capacity available*	*Maximum tax for maintenance*
Armona	4 classrooms plus facilities	119,847	Yes
Stratford	$146,000	108,000	Yes

MERCED COUNTY

Five school districts were represented from Merced County at the hearing in Modesto October 9, 1946. A report was presented by Superintendent George L. Roehr of LeGrand Union High School. This district is not in a particularly difficult financial position, having $5,050,000 in assessed valuation with an enrollment of 251. They have, however, the problem of putting up a new building of 12 classrooms since they had to vacate their old building due to defects. Whether the $253,000 represented by the present bonding capacity will build an adequate plant depends on building costs in the near future.

Delhi elementary district also presented an acute problem. The assessed valuation of the district is only $2,663 per pupil. The bonding capacity is $47,023 and the school needs three new classrooms, washroom and toilet space. The problem is complicated by the fact that every indication points to continued growth.

Other reports were presented from Merced Union District, Livingston, and Washington school.

Summary of Testimony Presented From Merced County

District	*Percent of enrollment increase since 1940*	*Number of double sessions*	*Rental quarters*	*Sub-standard classrooms reported*
Delhi Elementary	Large increase	None	None	3
LeGrand Union High	Not given		Would rent if available	12
Livingston	90%	None	None	None
Merced Union	Not given	Size of classes too large	Size of classes too large	Size of classes too large
Washington	180%	None	None	None

District	*Number of new classrooms or cost if available*	*Bonding capacity available*	*Maximum tax for maintenance*
Delhi Elementary	3 plus washrooms more yearly	$47,023	Yes
LeGrand Union High	12 classrooms	$253,000	Yes
Livingston	4 classrooms must be built; a complete new building is badly needed	$121,848	Yes
Merced Union	9	$500,000	
Washington	One room	$40,371	No

MONTEREY COUNTY

Testimony from school officials in Monterey County was heard at Salinas on October 15, 1946. A large representation of the districts in the entire county was present.

While this county itself is in a relatively fortunate position as far as wealth per pupil is concerned (slightly above the state average) a number of individual districts were in difficulties as to school housing. In almost all cases of this nature increased enrollment had brought on the problem. Some of the districts were low in assessable wealth and will always need outside help. One district would normally have been able to finance building needs but purchases of land by the Federal Government had removed most of its wealth from the tax rolls. Some districts had money enough but could not get materials. The summary following this report will give details on these problems.

Double sessions were the usual answers to enrollment problems but the fact that much of the county is rural and the dependence on bus transportation makes this impossible in some cases. Overcrowding of classrooms and the renting of outside space had to be resorted to in many cases.

Miss Gladys Stone, County Superintendent of Schools suggested that Section 18059 of the Education Code be amended so that the permission to liberalize bidding procedures would include districts of less than 850 A.D.A. as well as those above that figure.

Summary of Testimony Presented From Monterey County

District	*Percent of enrollment increase since 1940*	*Number of double sessions*	*Rental quarters*	*Sub-standard classrooms reported*
Salinas	10% to 25%	12	No	None
Monterey Union High School	Survey shows need for replacement of buildings			
Monterey Elementary	28%	1		½ present classrooms
King City Elementary	15% of 1 yr. ago	No	2	4
Marina	Not given	No	No	1
Greenfield	Not given	No	No	All
Hall		2	Have money for 8 classrooms, priorities to build four	
Alisal Elementary	220%	22		
Prunedale Elementary	25%	No	1	

District	Number of new classrooms or cost if available	Bonding capacity available	Maximum tax for maintenance
Salinas	Not given	$3,200,00	Yes
Monterey Union High School	$1,000,000	$977,500	
Monterey Elementary	3 new buildings	$752,100	Yes
King City Elementary	Not given	$273,000	Yes
Marina	3 classrooms	$15,061	Yes
Greenfield		Have sufficient money; can't get materials	
Hall	Need 2 new classrooms	$10,828	
Alisal Elementary			Yes
Prunedale Elementary	Need 1 classroom	None	Yes

The following districts did not submit building problems but presented testimony on pupil accounting practices:

Gonzales Union High School.
King City Union High School.

ORANGE COUNTY

Orange County was the only county represented at the meeting held in Santa Ana on October 22, 1946. This county with an assessed valuation of $12,180 per elementary pupil has on the whole more per capita wealth than the average throughout the State. However, there are school districts in the county not so favorably situated. Westminster, for instance, has $3,730 per pupil. Four districts of this type, Buena Park, Costa Mesa, Garden Grove, and Westminster presented acute building problems to the committee. Not one of these districts is at present able to meet its school housing problem and all are at or near their bonding capacity.

This county was seriously affected by the 1933 earthquake and two of the districts are using buildings which will not meet the building standards established since that time.

Summary of Testimony Presented From Orange County

District	Percent of enrollment increase since 1940	Number of double sessions	Rental quarters	Sub-standard classrooms reported
Buena Park	27% since 1943		1	12
Costa Mesa	50% since 1943	8		2
Garden Grove	45% since 1943	2	All special classes eliminated	All special classes eliminated
Westminster	25% since 1943	None	none	5

District	Number of new classrooms or cost if available	Bonding capacity available	Maximum tax for maintenance
Buena Park	$361,000	$150,000*	
Costa Mesa	23 Classrooms	60,000†	
Garden Grove	400,000	230,000*	
Westminster	109,000	12,778‡	

Fullerton, Anaheim elementary, and Santa Ana presented reports on pupil accounting and auditing.

* Already voted.
† Costa Mesa has $160,000 in voted but unspent bonds
‡ Westminster has $70,000 left from a previous bond issue.

SAN BENITO COUNTY

Only one school district from San Benito County presented data at the hearing in Salinas October 15, 1946. This was Hollister. The district has grown in enrollment having had 535 in 1944-45, 577 in 1945-46 and enrollment of 700 as of October, 1946.

The district has been attempting to meet its school housing needs by accumulating a special building fund but increases in operating costs forced this to be discontinued. The 1945-46 tax was 90¢, of which 49¢ went into the regular budget and 41¢ into a special building fund. The tax of 90¢ this year is for operating expenses.

There are no bonds against the district and the bonding capacity is $227,795. The special building fund was $17,884 when discontinued. In addition to this the San Benito County Board of Supervisors have allocated $14,633 and an additional $13,158 was allocated by the State Department of Finance.

These emergency funds have provided for a pre-built three classroom unit, which will do away with the necessity of double sessions now scheduled in four primary grades.

Future building in Hollister will probably be financed from the sale of bonds.

SAN DIEGO COUNTY

San Diego County is one of the relatively poor counties of the State with reference to assessable wealth per pupil. There is $7,607 of taxable funds for each elementary pupil. The range of this wealth by districts goes all the way from South Bay Union with $2,655 to Alta with $42,311.

The county is more or less dominated by San Diego City which contains about 66 percent of its school population and over 70 percent of its wealth.

The entire county but especially the city has experienced a growth rarely paralleled and this fact has made the school housing problem very acute. In the city a number of buildings have been constructed by the Federal Government and leased to the city schools. The final ownership of these plants has yet to be determined.

Since the close of the war there has been little evidence of a drop in population and it is now evident that plans must be made to accommodate a permanent population much greater than that of prewar days.

The hearing for this county was held on October 21, 1946. Much of the data was presented in compiled form by the county superintendent's office and the usual summary in tabular form is not therefore included in this report.

The county superintendent reported that 70 percent of the counties of the district were levying the maximum tax for maintenance of schools, 13 percent were within .05 of the maximum and 8 percent were within .10 of the maximum.

A complete report by districts as to assessed valuation, debt limit, outstanding bonds, and legal debt margin was presented. Forty-five districts, mostly small elementary schools, have no bonds outstanding. Only nine have exhausted more than half of their bonding capacity but these nine include most of the large districts of the county outside San Diego itself. It is here that the greatest likelihood of distress in school housing is likely to come.

The building problems of San Diego City has also been discussed in the main body of this digest.

SAN JOAQUIN COUNTY

Reports and data from two San Joaquin County districts, Lodi and Stockton, were submitted to the committee at the hearing conducted at Modesto on October 9, 1946. The excellent detailed report from Stockton has been commented upon at length in the main body of this digest. Lodi does not report any acute building need at present. Double sessions are confined only to the kindergarten where half-day sessions are the regular thing.

Summary of Testimony Presented From San Joaquin County

District	*Percent of enrollment increase since 1940*	*Number of double sessions*	*Rental quarters*	*Sub-standard classrooms reported*
Lodi	not given	2	none	
Stockton	40%		many	

District	*Number of new classrooms or cost if available*	*Bonding capacity available*	*Maximum tax for maintenance*
Lodi	none	$2,352,252	No
Stockton	190 class-rooms	$3,150,000	No

SANTA BARBARA COUNTY

Santa Barbara with $16,825 in assessed valuation per elementary pupil has relatively few districts unable to meet school housing problems. Two, Guadalupe and Cuyama reported to the committee at the hearing conducted in Santa Barbara, October 14, 1946. These are summarized at the end of this report.

Mr. Caywood, Superintendent of Schools of Santa Barbara County, presented data from the county at large.

With the exceptions cited, none of the districts in Santa Barbara County are bonded to the limit. Money can probably be made available through regular channels for adequate construction.

Summary of Testimony Presented From Santa Barbara County

District	*Percent of enrollment increase since 1940*	*Number of double sessions*	*Rental quarters*	*Sub-standard classrooms reported*
Cuyama Union	newly created district needs four-room school			
Guadalupe	estimate 30% growth by 1950			4

District	*Number of new classrooms or cost if available*	*Bonding capacity available*	*Maximum tax for maintenance*
Cuyama Union		$22,900*	Yes
Guadalupe	need school for 850 pupils	$155,000	Yes

* Bonds voted in this amount.

SANTA CLARA COUNTY

Testimony from Santa Clara County presented at the meeting held at San Jose on October 16, 1946, showed the effects of rapid enrollment growth on a county where conditions had been relatively static for some time. Most of the real distress at present from the school housing standpoint, in the elementary schools, some instances of this not fully indicated on the summary shown on the page following are:

1. Franklin School which had to discontinue shop classes in 1943 to use the room for regular school work. In 1946 this district had to give up orchestra and auditorium programs since two classrooms had to be housed in the auditorium. The cafeteria had to be dispensed with also as the room was needed for classroom purposes.

2. Lexington School which is now holding shop classes in an old Southern Pacific depot.

3. Los Gatos, where a church basement, the town boy scout building and an unused high school classroom are being used.

The birth rate in Santa Clara County rose from 14.2 in 1930 to 26.3 in 1946. Since the birth rate for the entire Nation at present is only 21.6 this county can expect school housing problems for some time to come.

In larger cities, San Jose, Palo Alto, and Sunnyvale, a commendable practice of attempting to "pay as you go" by submitting special taxes to the voters is being followed. However, rising building costs are upsetting calculations here.

Summary of Testimony Presented From Santa Clara County

District	*Percent of enrollment increase since 1940*	*Number of double sessions*	*Rental quarters*	*Sub-standard classrooms reported*
Alum Rock Union Elementary	90%	4		5
Cambrian Elementary	80%	none		1
Campbell Union Elementary	100%	1		9
Campbell Union High	Enrollment will nearly double in 8 years when elementary growth is felt. District must build in near future.			
Cupertino Union Elementary	20% since 1945	none	none	1
Jefferson Union Elementary	80%	none	none	9
Franklin Elementary	20% since 1945	none		7
Gilroy	20% since 1945	Obsolete buildings need replacement		10
Live Oak Union High	100% since 1930	Obsolete wooden buildings built in 1905		
Lexington Elementary	200%	none	1	4
Los Gatos Elementary	33%		2	1
Mountain View Elementary	25% since 1945	3		9
Palo Alto Unified	7%			
San Jose Unified District		Enrollment increases forcing new building in near future		
Saratoga Union	70%	none		5
Sunnyvale Elementary	70%			
Sunol	100%	none	none	2
Whitsman Elementary	210%			8

District	*Number of new classrooms or cost if available*	*Bonding capacity available*	*Maximum tax for maintenance*
Alum Rock Union Elementary	12	$136,000*	Yes
Cambrian Elementary	8	$43,000*	
Campbell Union Elementary	16	$325,000*	Yes
Cupertino Union Elementary	Cafeteria plus 5 classroms	$480,668	Yes
Jefferson Union Elementary	$483.850	$218,000	
Franklin Elementary	8 classrooms, shop cafeteria	$74.800	
Gilroy	$1,358,600	$325,182	Not given
Live Oak Union High	$250,000	$400,000†	
Lexington Elementary	4 classrooms shop, bus, playground	$39,000	
Los Gatos Elementary	Need new plant for 1,000 pupils	$128,550	No
Mountain View Elementary	9 classrooms	$280,000	
Palo Alto Unified	$760,000	$2,400,000‡	Yes
San Jose Unified District	$3,225,000	‡	Yes
Saratoga Union	Need five classrooms	$140,360	No
Sunnyvale Elementary	$70,000 land, 120,000 sq. ft. bldg.	‡	
Sunol	New building for 300 pupils	$48,400	Yes
Whitsman Elementary	6	$12,878	Yes

* Voted but not spent
† Live Oak has voted a $175 for three years to raise the needed money without bonding
‡ In lieu of bonds the voters have authorized a tax above the legal limit.

SANTA CRUZ COUNTY

Data from 12 Santa Cruz County school districts was submitted to the committee at the hearing in San Jose on October 16, 1946.

Many rural schools in this county have experienced rapid growth in enrollment, a typical instance being a school planned for 200 pupils with 333 at present. These small schools find no flexibility in their plant and the only course available to them is to use cafeterias and auditoriums and to overcrowd classes. Bonding capacity is not sufficient to meet district needs in four of these elementary rural districts.

The city systems of Santa Cruz and Watsonville each have long-term building plans that will tax their capacity to finance. In theory both of these cities can finance these improvements but there may be practical bonding limits which are lower than the legal limits as other governmental units may bond the same property.

Summary of Testimony Presented From Santa Cruz County

District	*Percent of enrollment increase since 1940*	*Number of double sessions*	*Rental quarters*	*Sub-standard classrooms reported*
Aptos	No data submitted			
Ben Lomond	No data submitted			
Boulder Creek	No data submitted			
Corralitos	Not given	None	1	None
Freedom	30% since 1945	None		4
Salsipudes	Union school being formed; 237 pupils			2 plus
Santa Cruz City	Greatly increased	Elementary schools now use stage and cafeterias for classrooms		
Scotts Valley	50%			2 classrooms, 1 cafeteria
Soquel	20% over 1945	6		2
Live Oak	66% over capacity			2
Watsonville High School		None	None	
Watsonville Elementary	5% over 1945	None	None	4

District	*Number of new classrooms or cost if available*	*Bonding capacity available*	*Maximum tax for maintenance*
Aptos		$68,000	Yes
Ben Lomond		48,000	Yes
Boulder Creek		49,000	Yes
Corralitos	Need new classroom, toilets, bus, garage, $5,000	25,000	No
Freedom	Need complete building for 600 pupils	100,000	No
Salsipudes	New building for 300 pupils	100,000	Yes (within .01)
Santa Cruz City	New shops, gymnasium, 1 new elementary building, extensive remodeling	1,500,000	
Scotts Valley	$17,400	1,400	Yes
Soquel	3 classrooms, cafeteria	50,000 *	Yes (within .02)
Live Oak	211,000	79,739	Yes
Watsonville High School	1,524,200	1,063,000†	
Watsonville Elementary	44 new classrooms (10-year plan)	394,000	

* Soquel Union has $70,000 in unspent bonds.
† Watsonville High has $40,000 in salable property for building purposes.

STANISLAUS COUNTY

School officials from this county were given an opportunity to present their problems to the committee at the meeting held at Modesto on October 9, 1946.

In general the high schools in Stanislaus County are in a relatively better position than the elementary schools. This is especially true in the near view although high enrollment now in the elementary grades will reach the secondary schools within five years. In the meantime they are experiencing increased enrollment due to the end of the war. Most high schools, however, have sufficient bonding capacity to take care of immediate needs. Oakdale High School, in need of a new plant, feels that this is not true in their case.

Elementary schools in Stanislaus County, however, are swamped with heavy enrollments and many of them are unable to meet the emergency. Turlock elementary, for example, has $255,000 in unspent bond money but they must spend this much for classrooms alone if they are to reduce class load to normal proportions and provide for the large primary enrollments ahead. In addition to this they need cafeterias, assembly rooms, music rooms, science rooms and the usual auxiliary rooms to serve the classrooms.

Most elementary districts in the county are already at the legal tax limit for maintenance of schools although the recent passage of Proposition No. 3 on the November ballot may offer relief on this point. Bonding capacity in many districts is not sufficient to finance building needed as shown in the following summary and also in the main body of this digest. (See Ceres, Riverbank.)

Summary of Testimony Presented From Stanislaus County

District	*Percent of enrollment increase since 1940*	*Number of double sessions*	*Rental quarters*	*Sub-standard classrooms reported*
Modesto Elementary Schools	Heavy growth	62	1	
Modesto High School and Junior College	Heavy growth expected	none	none	none
Oakdale Union High	20 percent	none	none	none
Riverdale Elementary	Heavy growth	6	none	none
Turlock Union High School	No report	none	none	none
Turlock Elementary	Heavy growth	No double sessions but class size large		
Washington Elementary	Not given	none	none	none
Salida	No report	none	none	none
Ceres	100 percent since 1944	17	1	1

District	*Number of new classrooms or cost if available*	*Bonding capacity available*	*Maximum tax for maintenance*
Modesto Elementary Schools	At least 30 with 12 additional yearly	$37,569	Yes
Modesto High School and Junior College		1,076,000*	Yes
Oakdale Union High	3 classrooms now plus 2 per year	95,000†	No
Riverdale Elementary	6 classrooms more yearly	110,000	Yes
Turlock Union High School	10 classrooms	615,000	Yes
Turlock Elementary	5 now 4 yearly	30,000‡	Yes
Washington Elementary	1 classroom	4,307,100	No
Salida	3 rooms	85,427	Yes
Ceres	12 classrooms	150,000	Yes

* Modesto High School has $750,000 in bonds voted but not spent
† Oakdale High has $600,000 in bonds voted but not spent.
‡ Turlock Elementary has $255,000 in bonds voted but unspent.

TULARE COUNTY

Tulare County school officials were invited to present data to the interim committee at the October 8th meeting in Fresno. This county has about as low a ratio of assessed valuation per pupil as exists in the State, there being only $5,967 per elementary child. No district in the county levies less than the maximum tax for maintenance of schools. Ratios of taxable wealth range from $1,671 at Farmersville to $16,891 at Richgrove. The latter figure is less than that of many counties.

Mr. Theo R. Nickel, County Superintendent, presented photographs of some of the school housing conditions in the county. These show pupils using packing boxes for desks, a class conducted in a garage with light from uncovered household light globes, small heads bent almost to the books on the desk in poorly lighted rooms, makeshift handmade tables.

There were no detailed reports from school districts of this county.

VENTURA COUNTY

School officials from Ventura County were present at the hearing held in Ventura October 14, 1946. Acute building problems from six elementary districts were presented and discussed. There are the five included in the following summary and Oxnard from which no written data was submitted.

The latter city has experienced a rapid growth and now has an elementary enrollment of 2,480 as against an A.D.A. of 1,111 in 1943. The primary grades contain 46 pupils on an average. This district needs new buildings. It has a bonding capacity of $437,515 with $59,000 outstanding leaving $367,515 as a possible maximum.

Ventura County as a whole is slightly under the state average in assessed valuation per pupil and the great variation in wealth between individual districts makes the problem very difficult for some.

Summary of Testimony Presented From Ventura County

District	*Percent of enrollment increase since 1940*	*Number of double sessions*	*Rental quarters*	*Sub-standard classrooms reported*
Hueneme	100%	None*	1	2
Moorpark				
Nordhoff Elementary	65% since 1942	8	None	None
Rio Elementary	Increase expected	None	None	4
Santa Paula Elementary	3% since 1945	15	3	None

District	*Number of new classrooms or cost if available*	*Bonding capacity available*	*Maximum tax for maintenance*
Hueneme	2 classrooms auditorium cafeterias	$45,000	Yes
Moorpark	4 classrooms	4,707 †	Yes
Nordhoff Elementary	375,181	118,544	Yes
Rio Elementary	6 classroom building	110,585	Yes
Santa Paula Elementary	17 classrooms 3 auditoriums 3 cafeterias	191,072	Yes

Nordhoff High School while not submitting building problems asked for legislation to make possible the payment of state subventions directly to the high school when the seventh and eighth grades are included. The principal also suggested that state audits if conducted, be made through the State Department of Education. In his opinion the Ventura County system of checking warrants by the county school superintendent and auditor with further audits by the grand jury accountant was adequate.

* Hueneme does away with double sessions by discontinuing cooking, sewing, and shop and using the space for classrooms.

† Moorpark has $67 of unspent bond funds.

RECOMMENDATIONS

Your committee recommends:

A. Relative to School Housing

The committee recommends that state funds should be appropriated for the purpose of assisting needy districts in meeting their demands for school housing. Although the committee does not wish at this time to define "needy districts," it was thought that any definition would imply that a district had exhausted (or practically so) its effort to meet the need by both taxing and bonding itself to the legal limits.

The committee feels that the best possible source for these funds be the General Fund of the State Treasury. Should funds not be obtainable from this source, some of the committee members proposed two alternate methods of raising the money:

1. To terminate the money granted to cities and counties under the ninety million dollar bill (Chap 20, First Extraordinary Session, Fifty-sixth Legislature-Postwar Unemployment and Construction Fund) as of a certain date—such as January 1, 1948—all money remaining in the fund to be set aside for school housing purposes. The investigation by the committee determined that very little of this money was assigned to school districts by cities and counties despite the severe handicap that some of these districts were operating under insofar as housing was concerned.

2. To apportion a certain sum—for example, $10 per unit of A.D.A.—from the $30 per unit of A.D.A. which Legislature is given authority to use for equalization purposes under Proposition No. 3 which was approved on the November ballot. Funds from this source for a few years would probably overcome the deficiency in housing in needy districts.

The committee felt that a formula for the issuance of funds to needy districts should be determined by the Legislature rather than leaving the matter to an administrative board. The committee further suggests the formation of a commission to administer the funds, consisting of the State Superintendent of Public Instruction, the Director of Finance, the Director of Public Works, a member of the Assembly, and a member of the Senate. It was also suggested that this committee be given adequate funds with which to carry on their functions.

B. Relative to State Audits

1. The committee determined that there was no need for an audit of average daily attendance, feeling that adequate safeguards now exist. The committee did ascertain that there were some spots where checking might be effectively done, such as in evening school enrollments, but felt that a general audit of A.D.A. would be too costly for any general good that might be accomplished by the audit.

2. The committee recommended that school districts be divided into two groups for the purpose of a financial audit. The first group to include all districts that spend annually $100,000 or less, that the audit in these districts be conducted by the county auditor or local auditing firms employed by the district. If the county auditor is the agency which the legislature decides to do the actual auditing, it is the committee's recommendation that the cost of such audits be charged against the several school districts on a basis proportional to the amount of funds audited.

In districts spending in excess of $100.000 annually the committee recommends that school districts be given the choice of employing (a) a local independent auditing firm, or (b) to enter into a contract with the county auditor. In the latter case the audit would not be mandatory upon the county auditor but would arise solely by a contract entered into by the district and the county.

The auditing of the county superintendent's office is now conducted by the county auditor and it is your committee's recommendation that that office should continue this practice.

The committee recommends that in all finance audits that it include all school funds—federal, state, local, escrow, cafeteria, student body and other miscellaneous funds—that may exist. It is further recommended that the audit should check all financial transactions, including verification of transactions, an examination of supplies and equipment inventories and suggestions for the improvement of accounting procedure and examination for possible fraud. The committee believes that the definition of the type of audit to be conducted should be set up by statute.

The committee recommended that a copy of the audit report be filed with the county superintendent and the State Superintendent of Public Instruction.

REPORT OF SUBCOMMITTEE OF ASSEMBLY COMMITTEE ON GOVERNMENTAL EFFICIENCY AND ECONOMY OF INVESTIGATING CONDITIONS OF INDIAN AFFAIRS IN THE STATE OF CALIFORNIA

To the Honorable Speaker and Members of the Assembly

Your subcommittee, duly appointed by Chairman Field to investigate and determine the desires of the California Indians relative to future funds to be allotted to the Attorney General's Office for further prosecution of their claims against the Federal Government, desires to make the following report:

HISTORICAL INTRODUCTION

During the course of this subcommittee's investigation it became apparent to the membership that the significance of today's testimony had its origin in the happenings of yesterday—a true evidence of the doctrine of cause and effect. To facilitate one's understanding of the testimony presented to this committee, one must familiarize himself with the historical background of our California Indians. Briefly, let us enumerate the events and factors that have created a need for a legislative committee investigation.

The conclusion of the war between the United States and Mexico resulted in the Treaty of Guadalupe Hidalgo, consummated in the year 1848. Under this treaty, California and other territories became an acquisition of the United States—their inhabitants included. Thus, the California Indian became part and parcel of the United States. The President of the United States, with the object in view of creating a just and equitable settlement with the Indians of California, appointed, in accordance with the provisions of the act of September 30, 1850, three commissioners for the purpose of conducting negotiations as representatives of the United States with the tribes and bands of the Indians of California. Eighteen treaties were executed and agreed upon in a supplemental agreement between the years 1851 and 1852. Direct and personal negotiations were entered into with the Indians from the Mexican border to the Oregon boundary.

Lacking the intimate knowledge of business contracts, the Indians of this State consented to a blanket cession, quit-claim and relinquished three-fourths of the entire acreage of California in return for promises of various goods, lands and services. Such services were to include agents, teachers, farmers, carpenters and other workmen, together with buildings for their accommodations. Generally speaking, the commissioners and the Indians inaugurated a plan whereby the Indians would be cared for, educated and ultimately promoted to full citizenship rights in exchange for land rights. During the preceding years as far back as the first treaty with the Delawares in 1778, treaties of this nature had been made and ratified. Based upon the customary tradition of some 370 treaties which served as a precedence, the Indians of California demonstrated their evidence of good faith by yielding their ancient habitations and consenting to move to the various reservations set aside for their future occupancy. The onrush of the gold seekers to California played an important role in the tragedy that was to befall the California Indians.

Two hundred thousand miners and fortune-seekers appeared in California in the closing days of 1852—200,000 men and women displaying utter indifference toward the rights granted to the Indians through the supplemental treaty agreement.

The California Legislature met early in the year 1852 and among the various subjects brought forcefully to the attention of its members was the Indian reservation question. Quotations from the official records indicate that the majority of its members, because of the rich lands the reservations were situated upon, felt that a renunciation of the proposed treaties with the Indians should be transmitted to the Congress of the United States. Accordingly, resolutions were adopted by the California Legislature by a vote of thirty-five to six, and forwarded to Washington. On June 1, 1852, President Fillmore submitted the 18 treaties to the United States Senate for ratification and on July 8, 1852, they were separately rejected—the resolutions from the California Legislature had met with success. The results of the rejection of the treaties left the Indians of California exposed, helpless and largely unprotected, to ruthless eviction, unprovoked aggression, bitter persecution, conscienceless exploitation, dispossessed and despoiled of their property without recourse, to become homeless wanderers in the lands of their fathers. Thus, due to unchristian acts of the California Legislature, the California Indians, numbering an estimated 110,000 became homeless vagrants and were quickly reduced in number to a mere 17,000.

In January, 1905, clerical workers in the secret archives of the United States Senate came upon the dust-gathering treaties. The Senate of the Sixty-sixth Session quickly removed the veil of secrecy surrounding the treaties, and public sympathy was making itself heard shortly thereafter. Prominent among these groups has been the Commonwealth Club of California. This group and other worthy organizations have been active in bringing to the attention of the general public the unfortunate situation being endured throughout the long years by our Indians. In 1924 a special section on Indian Affairs was formed to investigate and to report on the conditions of the Indians. They, too, came to the conclusion that the lot of the Indian was indeed a sorry one. Through the years since 1920, bills have been introduced in Congress on behalf of the Indians. Some of these have been through unselfish, kindly and Christian organizations who were horrified by the early treatment of the Indians. Other bills, which we seasoned legislators know and recognize as "cinch-bills," have been introduced by other factors who have not had the welfare of the Indians foremost above their own interest. Testimony to this effect will be brought out later in this report.

It is recommended that each member of the committee familiarize himself with a document known as the "History and Proposed Settlement of Claims of the State of California," from which much of the foregoing history was taken.

PRELIMINARY RESEARCH AND HEARINGS CONDUCTED

Your subcommittee, having neither the time nor money to visit each and every community inhabited by our California Indians, held preliminary correspondence and individual contact during the first week with prominent Indians. This research work has not been charged to the committee's fund. On Sunday, August 18th, your chairman and Mr. Ray A.

Alsweet, retained by the committee as investigator and reporter, left for the northern part of California. Traveling via the northeast routes, many Indian communities and many Indians were visited. During all of this week, a survey was made of the various places of abode of the Indians between Los Angeles and the Oregon border and from the Pacific Ocean to the Nevada boundary. The southern territory, both south and east of Los Angeles, was covered by Assemblyman John W. Evans, who made numerous trips to the centers of Indian populations. Upon concluding the preliminary research survey, it was decided to return to the northern part of the State, operating out of Lake County. Lake County was selected by your committee because of the numerous Indians in Mendocino and Humboldt Counties nearby. Upon the request of your subcommittee chairman, the Honorable Albert I. Stewart joined the committee in Eureka and gave valuable assistance on various assignments.

Our schedule of hearings were held according to prior arrangements with our first hearing held in Sacramento, California; our second hearing in Ukiah, California; and our final hearing being held in Eureka, California. Each hearing was conducted openly with an invitation to all who desired to participate extended. Our meetings were attended by approximately 200 Indians, in which any and all testimony was accepted. In addition, many other citizens attended, and in some instances, gave testimony before your committee.

THE PROBLEM OF THE ROLL CALL

The testimony of competent witnesses indicated that the Indians of California are not satisfied with the present method prescribed by law for the just and equitable payment of compensation due them. One of the most important factors that the Indians of California disapprove of is that concerning Section 7 of the 1928 Jurisdictional Act. (The 1928 Jurisdictional Act was introduced by Representative Lea of California and became law. This law provides the sole measure of relief available to the Indians of California.)

The seventh section of the 1928 act referred to above, provides for a roll call of California Indians to be taken and at the expiration of five years such rolls shall be permanently closed. In accordance with the 1928 act, a roll call was duly taken and completed, being approved May 17, 1933. This has been an alphabetical roll giving the name, relationship in family, ages, dates of birth, degree of Indian blood, tribe, where enrolled and allotted, post office and amount and kind of property owned of each Indian. As of May 17, 1933, the roll was permanently closed and no further roll is being contemplated. The closing of the roll call would have been obviously just, providing the claims of the California Indians against the Federal Government had been concluded shortly thereafter; however, because of the long interval of time between the closing of the rolls and the still uncompleted settlement, it is equally obvious that population conditions have greatly changed. The roll call taken in 1933 is admittedly incomplete because of the many Indians who were absent from the State or unable to register in the census. The California Indians are in unanimous agreement that the roll call should be reopened and that a supplemental roll be taken to provide for the new addition to families, absentees, and the many other changes that have occurred.

THE PROBLEM OF PER CAPITA PAYMENT

Under the provisions of the 1928 Jurisdictional Act, per capita payment of moneys provided for the settlement of the California Indians claim is not provided. The Indians feel that this is an injustice and are desirous of having that section of the law amended so that per capita payments can then be made. Under the terms of the original 18 treaties, and in accordance with the 1928 Jurisdictional Act, the amount that could be legally recovered by the Indians of California was based upon the figure of $1.25 per acre with a total acreage of 75,000,000 acres. To this was attached a provision for "offsets" which had almost disastrous effects on the Indians' claims, and which will be discussed in the following section. Every witness proclaimed his desire for per capita payment in preference to any other method.

THE PROBLEM OF OFFSETS

The present settlement of $5,165,863.46, recently won from the Federal Government by the Attorney General of the State of California, is considered by the California Indians to be completely inadequate. These Indians feel that this five million odd dollars represents only a token payment of an approximate $100,000,000 that they should receive. Briefly, and not with the intent of going into great lengths concerning the history of the trial, it may be stated that the primary objection of the recent $5,000,000 settlement lies in the offsets that were deducted from the original amount sought in the suit. A further complication arose concerning the distribution of the liability of the offsets. Originally the treaties with the Indians in 1852 represented only 18 tribes, which constituted between one-third and one-half of the Indians of California. However, at the present time, the Indian claim is for all the Indians of California. The situation is this: *All* the Indians of California are suing on promises made to from one-third to one-half of the Indians of California, while the offsets representing expenditures for *all* the Indians of California are to be pleaded and deducted from a recovery based upon promises made only to the treaty Indians. Under the 1928 act, all of the California Indians were to have as a gross recovery, the benefits which were to have been paid to one-third to one-half of them. By this proposed settlement this figure was established at $17,816,624 48.

From the above figure, the 1928 act specifies the deduction of offsets for the benefit of all Indians, which amounts to approximately twelve and one-half million dollars. Roughly speaking, the total Indian settlement upon the deduction of the offsets amounted to five and one-half million dollars. The offsets included moneys spent by the Federal Government for the benefit of all the Indians of California relative to the "support, education, health and civilization of the Indians * * * including the purchases of lands."

A large percentage of the Indians of the various counties represented at our meetings made series of severe protests against what they considered, with apparent justification, race discrimination. Perhaps one of the best methods of presenting their views would be to quote from the official records a portion of the testimony given by one Mr. Everett Wilder of Eureka, California.

> Mr. Wilder: "I would like to mention the offsets which took place. We Indians all agree that the offsets used to arrive at the

$5,000,000 figure was very unjust. Originally we had $17,000,000 from which they deducted $12,000,000 in offsets. These offsets were for education and other unjust charges for items which we had already paid for. In effect we paid for nearly everything twice. Some of the items never should have been charged to us once. No one else in the United States, regardless of nationality is charged for the privilege of going to school. Even the cost of the administration of the Indian Bureau is charged to us. Another item is the medical care which we are supposed to receive * * *. Universities should be opened so that Indians would be free to attend. Laws should be rewritten so that each Indian desiring to own land and who can afford to pay taxes be permitted to do so."

Mr. Wilder's testimony on this point expresses adequately the feelings of all the Indians who appeared before our hearings.

THE PROBLEM OF SELECTING A LEGAL REPRESENTATIVE

The problem of unity among our California Indians and cooperation among themselves in the matter of filing their claims against the Federal Government has long been an obstacle to the successful conclusion of their efforts. A subproblem of the above seems to exist in a selection of a legal representative to handle their claims. Your committee, from the first, was cognizant of the dissension in ranks concerning representation and an effort was made to interrogate the various witnesses that appeared before our committee regarding their preference for a legal representative. Startling evidence was brought forth from the first day of testimony through to the last session relative to the type of individuals that have been and still are operating as the "good white father" to our California Indians. Ninety-five percent of the witnesses that appeared at our various hearings were wholeheartedly in favor of retaining the Attorney General of the State of California as the legal representative of the Indians. They expressed complete confidence as to his capabilities, his judgment in the original trial, his honesty and motivations, and his support that they feel will be forthcoming from the California Legislature.

Our first witness that appeared at the hearing in Sacramento, California, gave us the first glimpse of the other "legal" representatives at large in the field. This witness was Mrs. Mildred Leonard of 2002 11th Street, Sacramento, California.

Mrs. Leonard: "* * * and another thing, we Indians are tired of being milked for funds to support certain individuals."

Assemblyman Allen: "You have been solicited for funds—by whom, and for what purpose?"

Mrs. Leonard: "Yes. Mr. Frederick G. Collett asked for funds. He promised us $100,000,000 would be forthcoming from the Federal Government."

Assemblyman Allen: "How much money did he request?"

Mrs. Leonard: "We were supposed to give him $36. We put in $6 each for three times."

Assemblyman Allen: "How many people did Mr. Collett collect from?"

Mrs. Leonard: "I don't know for sure, but I would guess all the Indians in California. I personally know of several hundreds who gave different amounts."

Assemblyman Allen: "In your opinion, Mrs. Leonard, whom do you feel should handle the claims of the Indians of California?"

Mrs. Leonard: "I feel it would be better if the Attorney General would handle it."

Later testimony charged that Mr. Collett has organized an organization known as the California Indians Incorporated. This organization's primary purpose appeared to be to have the Indians of California join the group for the purpose of obtaining approximately $100,000,000 from the Federal Government. Membership dues amounted to a total of $36 for each Indian. Dues were payable at the rate of $6 per year, and at the end of a six-year period no more dues were to be collected. Thirty-six dollars entitled one to a life-time membership. Inasmuch as the Indian family ran generally large, with from four to eight children being average, a sizeable amount was collected over a period of time from each of these Indians. Mrs. Leonard's testimony was our first introduction to Mr. Frederick G. Collett; however, destined to be only the first in quite a lengthy series throughout our investigations. Many of the Indians gave repetitious testimony and therefore your committee will endeavor to only present the essential points of each witness that is quoted.

Mr. Grover C. Sanderson, of Humboldt County, appeared as our second witness in Sacramento, California, and apart from other relevant testimony, had this to say concerning Mr. Collett:

Mr. Sanderson: "I have known him, I mean Mr. Collett, for the past 30 years. I have always regarded him as a faker. He collected money from the Indians to help the Indians. Although I personally have not, and would not, contribute one dime to him, my aunt contributed 60 or 70 dollars in her lifetime that I know of, and perhaps much more that I do not know of. I think it would be more like $100 dollars. She sold Indians things to raise the money. In some of his years I believe that Collett easily collected from $60,000 to $120,000. The last figures that I had, he was getting about $1,300 per month. I do know that he has taken money from the Indians, but has never done anything for them. I am in favor of an advisory board being set up composed of Indians, so that they may represent us and can advise with the Attorney General, who I think should handle our case for us."

Further testimony taken during the hearings disclosed evidence that Mr. Collett had first appeared among the Indians as a minister of the Congregational Church in the early 1900's. Advised by the Indians of their disappointment regarding the treaties of 1852, Mr. Collett wrote Washington, D. C., and gained copies of these treaties. Other organizations had in the meanwhile been investigating the matter and Mr. Collett appears to have used their work as a background for his own ideas. It appears that this was Mr. Collett's first entry into the Indian claims matter. Shortly thereafter, he organized the Indians of California, Inc. To meet "necessary" expenditures, a standard of dues was set up as

previously explained. However, the dues collected were only a small portion of the amount of money collected by this man for the purpose of aiding the Indians of California. Donations were forthcoming from the Indians, and it appears that they were victimized almost to the extent that the treaty of 1852 had been able to accomplish. Witnesses have testified that over the past 30 years, that close to $1,000,000 have exchanged hands from the Indians of California to Mr. Collett or his representatives. Congressional Records state that during the years 1921 and 1923, Mr. Collett collected in the form of dues alone, over $180,000.

Mr. William Fuller, of Tuolumne, California, testified at our hearing in Sacramento, California, and he had this to say concerning the activities of Mr. Frederick G. Collett:

> Mr. Fuller: "I have known Mr. Collett for a good many years. I was a delegate of his that went back to Washington. There were several others along with me. The Indians paid their own expenses, but they were to get it back out of the fund collected by Collett. At the time when the convention was over, we were to depart for California, but some of the Indians had no money for the return trip. Mr. Collett proposed that some of us Indians with a little money should help the other Indians pay their way home."
>
> Assemblyman Evans: "Mr. Fuller, how much money did you ultimately receive for the trip to Washington and back home again?"
>
> Mr. Fuller: "I'm ashamed to say. One day Mr. Collett said, 'I know the expenses were heavy, and that you are able to take care of yourself, but here's $10 for you!' "

It is alleged by Mr. Stephen Knight, of Upper Lake, California, who appeared at our Ukiah hearing, that Mr. Frederick G. Collett was defrocked by the Congregational Church because of certain activities among the California Indians. Mr. Knight, appearing as a witness, gave the committee a valuable insight into the activities of this man. Mr. Knight at first worked with Mr. Collett and helped him to set up his organization. He claimed in his testimony that Mr. Collett had cheated and lied to the Indians in every way possible. An excerpt from Mr. Knight's testimony might aid the reader in understanding the type of individual that our California Indian has been forced to turn to in lieu of proper legislation to adequately provide him with counsel.

> Assemblyman Allen: "Did Mr. Collett have anything to do with the setting up of the Jurisdictional Act of 1928?"
>
> Mr. Knight: "Well, he likes to make the Indians think so. I, of course, know that he did not, as he was a fugitive from justice, (Mr. Collett was brought up on a charge of selling $700,000 worth of valueless stock in a company) and was in Canada at the time the bill was signed. He likes to pretend that he was there."
>
> Assemblyman Allen: "Were you ever at any meetings where Mr. Collett collected moneys for the purpose of helping Indians?"
>
> Mr. Knight: "Yes, I was. This Collett is a cheap crook. He not only cheats the Indians and milked them on memberships, but he also collected from the whites too. Once when I was at a church affair, Mr. Collett made a collection. I watched very closely, as did my friend who was with me. As they put the money on a table, both my friend and myself estimated that at least $500 had been collected.

We decided to ask Collett how much he took in, just to see what he would say. I knew that he would lie about it. I went to Mr. Collett and asked him how much he had collected, and he told me about $75. We should find some way of stopping Collett from obtaining any of our $5,000,000. Mr. Collett and Mr. Willis divided the State up, and took the Indians."

Assemblyman Evans: "Who is Mr. Willis, and when you say 'took the Indians,' do you mean that they took money from the Indians—is that correct?"

Mr. Knight: "Mr. Willis is Mr. Perl Willis, of San Diego, California. Willis took the southern part of the State and Collett the northern part of the State. They took the Indians for their money, all right."

Further in Mr. Knight's testimony he bore witness to the fact that on numerous occasions the Indians took Mr. Collett into their homes to live, feeding and clothing him. It seems to your committee that Jimmie Durante's famous crack that "everyone is trying to get into the act" is quite appropriate in this instance. The "act" appeared to be overcrowded indeed, but in light of Mr. Everett Wilder's testimony on this phase, the "actors" seem almost too numerous to mention.

Mr. Wilder: "* * * these are the most important things which I think should be brought outlined. The most important matter being Mr. Collett, Mr. Willis, Mr. Thomas and Senator Wheeler and Grorude. First of all, I should like to deal with Mr. Collett. I attended meetings and donated time and money. Collett worked through all of these men. I did my best to expose him. He sent letters out to tell what a bad Indian I was and not to have anything to do with me. Collett borrowed money from the Indians, and these sums were never repaid. He also collected donations, held dances, beauty contests, etc., for which he never gave receipts. I feel that the State of California realizes the injustice that has been done to us and desires to help us I can't see any necessity for paying out moneys of the $5,000,000 that we presently have in the United States Treasury for attorney fees when we have a perfectly reliable Attorney General's office. He has done an excellent job for us so far, and we feel that he will continue to do so. Mr. Collett maintains that private attorneys would have done better and received a more just claim. I disagree with him. The Attorney General did the wise thing by making an out of court settlement. This way we receive $5,000,000 and can still file further claims. Under the Stegler Bill, we are allowed five years to file further claims. These claims must be completely settled within 10 years. Yes, I feel that an appropriation from the State of California for the Attorney General, so that he can adequately represent us in Washington would be an ideal method. It is foolish to think that private attorneys can represent us. For over 90 years we have endeavored to get together among ourselves but with no success."

Mr. Wilder has expressed the feelings of nearly all of the Indians at our hearings when he brought forth his views concerning the representation of the Indians by the Attorney General.

One of the reasons that these Indians prefer the Attorney General, rather than the employing of private attorneys, was brought out through the testimony of Mrs. Bertha Stewart, of Smith River, California, who testified at both our Sacramento and Eureka hearings.

> Mrs. Stewart: "Once when Mr. Collett came to an Indian sector and claimed that he could aid them in getting approximately $100,000,000 if they would but aid him in obtaining funds for the purpose of going to Washington to put bills through, Indians came to this sector from all over the country to donate money. They piled up the money on the top of a large table, and the table was so covered with bills that it overflowed upon the floor. Mr. Collett never gave a receipt for this money, but merely gathered it up and took a train for Washington. He wired the Indians at a later date and said he had achieved initial success in introducing certain bills but would need more money. He came back to this town for more money. Apparently the Indians misunderstood Mr. Collett, as they met the train with all sorts of pots, pans, sacks, baskets, etc., in order to carry away their portion of the $100,000,000 which they thought that he was bringing along for them. Such stories as this are very common among the Indians as far as Mr. Collett is concerned."

Mrs. Stewart mentioned in her testimony certain bills that Mr. Collett was endeavoring to put through Several times during the course of the investigation, mention was made of these bills, and the general reaction towards them was very negative. Among these bills was Mr. Collett's bill S. 2504, calling for the payment of services rendered the California Indians. These services would presumably pay for the expenses for attorneys and other fees relating to the act of May 18, 1928, and for all other purposes. Another bill which Mr. Collett is given credit for by the Indians of California was Bill 6416. Mr. Collett, in many instances it was alleged, seemed to be persistently at work on bills that would provide for the necessary fees of attorneys.

Mr. Alvin Hostler, of Humboldt County, adequately expressed the general feelings of the Indians in attendance at our hearing in Eureka. Mr. Hostler may be quoted as saying "I wish to state that I am not in favor of Bill 6416. This bill was drawn up in 1946 by Mr. Collett and his men. At the last session of the State Assembly, a committee was appointed to investigate this affair. Mr. Collett knew of this. Yet he deliberately got up petitions to get delegates sent back to Washington to draw up Bill 6416. I think that if he and his men were sincere they would not have spent $25,000 to chase back to Washington to put through such a bill when they knew your committee was coming into the field." (Bill 6416 provided for a delegation of Indians to meet and to select the Indian's representative in order to act in their legal affairs. It appears to your committee members that this bill merely represents a duplication of the work that we are endeavoring to accomplish. The significant factor appears also to be that this bill is an effort to take the task of aiding the Indians away from the California legislative committee and give it to private individuals who may in turn use it for private gains and purposes.)

Turning aside from Mr. Collett and his questionable activities among our Indians, we encountered another representative in the crowded field of Indian affairs. Mr. Ethan Anderson, of Upper Lake, California, brought us the first glimpse of Mr. Herman S. Nielsen, of Monterey, California.

Mr. Anderson: "I have known Mr. Collett for a long time. For awhile I believed in him. He deceived us, and I lost faith in him. I see no reason why he or anyone else should get a portion of the $5,000,000 due us Indians."

Assemblyman Evans: "In your statement just made you said 'Mr. Collett or anyone else.' Are there others in this too?"

Mr. Anderson: "Oh, yes. I have here a letter which I want to submit to the committee. It is from Mr. H. S. Nielsen."

(Because this letter so completely illustrates the web of entanglement that has surrounded the Indians of California, and the individuals who are endeavoring to obtain a portion of whatever the Federal Government feels is a just and equitable settlement, we are quoting Mr. Nielsen's letter completely, as written.)

The letter appears with a centered letterhead containing the information listed herein: "Herman S. Nielsen, Plumbing - Heating - Sheet Metal - Floor Furnaces - Water Heaters - Duro Pumps; Phone 3797; P. O. Box 25, Monterey, California." The letter is addressed from "Seaside, California," and is dated "July 13, 1946." The letter addressed to Mr. Anderson states:

"In reference to your letter of June 27, 1946, you stated that your representation had ceased, as I am associated with Mr. Collett. (If I am.) Our contract does not prohibit me from association with any special individual. For your information, you entirely misunderstand law and order and limitations. You must know that Mr. Collett has been working for the Indians for approximately 30 years All this is known to the Committee on Indian Affairs, and the Indian Bureau, and regardless of all money that you Indians have given or loaned to him, was given to him in trust. for the purpose of helping to gain your constitutional rights. After about 30 years of service, it is impossible for you Indians or anyone else to discharge this man without final compensation by cash settlement, and the same applies to Mr. Fred Niebling and myself. Both of us having spent considerable time and money to bring your case to a final conclusion. and if you and your associates feel that we should get out of the picture, you can be assured that before there are any cancellations of contracts or agreements, we shall be paid for money spent and services rendered. Our contract is registered in the Department of Indian Affairs in Washington, and the Senate and House are well aware of the circumstances, due to the various meetings and discussions of all affairs involved.

"Regarding the Indians, if you people will use your heads and cooperate with the people who have gone to the bat for you, the situation can be settled and paid off, I would say, in less than one year. Don't forget that the Committee on Indian Affairs also insist that Mr. Collett must pay back to the Indians any moneys borrowed on

notes, etc., when deal is consummated. And if the cooperation of you people fails to come to the front, I don't believe that people of 50 years of age today will live to collect compensation due them.

"I understand that the Attorney General of the State of California cannot go back and handle this case for you, and if you don't believe it, you may take this letter to him. Yes, it is a fact that we had you write a letter of cancellation to the people who were previously helping you, which was necessary, as you can only have one group of persons legally representing you.

Respectfully yours,

HERMAN S. NIELSEN

MLS:HSN (written in ink) By, M.L.S., Secty."

The committee feels that this letter indicates the type of persons who have been representing the Indians of California as their friends and "great white fathers."

THE PROBLEM OF THE INDIAN BUREAU

Another interesting point that was brought forth by our investigation was the part that the Indian Bureau plays in the everyday lives of the Indians of California. Nearly every witness that appeared at our various hearings mentioned the Indian Bureau and in every case there was resentment, disappointment and hostility towards such a bureau. This hostility however did not extend to some of the agents. The Honorable E. M. Bogges, of Eureka, California, was of great assistance to this committee. Mrs. Bertha Stewart, whom we have mentioned previously in this report, had this to say:

"I represent the Smith River Indians, which number approximately 600 to 700 Indians. We held a meeting last Monday night and I wish to submit to this committee our recommendations. I desire to give testimony against the Indian Bureau. Lands are divided into reservations which are situated upon very poor land. Many times the land cannot be cultivated. Many of us live on rancheroes and the housing is especially poor. Many have no plumbing and we have to carry our water for over a mile. These are carried as offsets, yet the title to them remains with the Indian Bureau. I feel that the Indian Bureau does more harm than good. It has been estimated that out of every dollar, approximately 86 cents is utilized in the administrative capacity of the Indian Bureau, and only 14 cents of that dollar which was supposedly alloted to the Indians, ever reaches us. After much discussion on the various advantages and disadvantages of the California Indians under the supervision of the Indian Bureau and its agencies, it was decided by unanimous vote that the Del Norte County Indians would be better off if severed from the Indian Bureau. Following are some of the reasons given in this decision: (1) Veterans on Rancheroes are unable to get loans for the building of homes, (2) repeated appeals to the local Indian Agency in Eureka for a water system on the Elk Valley Rancheria have brought no beneficial results, (3) non-Indians are permitted to encroach on Indian lands in spite of urgent requests by Indians to local agency officials to prohibit such action, and (4) inadequate medical services where funds are appropriated for such services."

Mr. Ethan Anderson, who has been quoted as a witness in prior testimony, also gave us this graphic description of his attitude towards the Indian Bureau.

> "I believe that the Indians should be emancipated from the rule of the Indian Bureau. They treat us like children. They still feel that we are not capable of holding land, buying and selling, but still we are able to fight for our country when the United States is at war. We, as a nation, have progressed, while the bureau has stood still. It should not be that the Indian of today should have to pay for his education, when all other nationalities in the United States are given free public education."

Further testimony was given by Mr. Lawrence McCarthy, of Eureka, California; Mr. Smith E. Brenard, of Eureka, California; and Mr. Alvin Hostler, of Humboldt County, California, who all expressed their opinions that the Indians have outgrown the Indian Bureau in its present form. While it is not the custom of the committee to engage in political philosophy, this committee in its entirety, would like to point out the degrading results brought about by the Indian Bureau over the past 90 years. If ever the negligible results could be first hand observed, your committee certainly was exposed to a great lesson in ideology of collectivism. Here is collectivism and communal living at its highest, which certainly reflects the ancient idea that the boss can do no wrong; that the ordinary people are just too dumb to know what it is all about; and that they must have someone to push them around. There are notions of security without sweat, wealth without work and that the world owes everyone a living, and that the government can bring these things about without a price. The Indians certainly taught the members of this committee one great lesson in liberty. The committee will agree that it is possible to have food, clothing and shelter as well as protection from the government in meager quantities and to live in these hovels known as rancheros, but the price is freedom. Our American Indians, as slaves and convicts do, have all these things but they have lost all else. The decay of moral fiber is dangerously certain once men and women succumb to the propaganda of professional hand-holders and become convinced that the world owes them a living. It is on this basis that the American Indian desires the Legislature of California to petition each member of the House of Representatives and the Senate that the Indian Bureau be abolished from the State of California.

THE PROBLEM OF LIQUOR SERVING

One of the problems of minimum importance to the committee, but of major essence to the Indians was the problem concerning liquor. The Indians believe that the present laws are discriminative against them and an affront to them as a race. While in each instance the affiant with great deliberate care pointed out that he was an abstinent individual, the point was brought forth that the prohibitive sale of liquor to Indians goes back to the days when, as a protective measure against renegades, it was a necessity. The Indians feel that their young men served their country in time of war, and that they should now have the full rights of citizenship. It is further felt that liquor used in a sensible fashion should be permissible.

RECOMMENDATIONS

In light of the early action taken by the California Legislature in their opposition to the ratification of the Indian Treaties of 1852, and the benefits that would ultimately be derived from such a complete settlement as herein set forth in the above report, your committee can only arrive unanimously at the following conclusions and recommendations:

1. That an urgency measure be passed which will empower the Attorney General of the State of California to act as counsel without cost to the California Indians in assisting them to properly prepare their case in accordance with the treaty agreements of 1852 and the present Jurisdictional Act, with a sufficient appropriation to carry out the provisions of the measure.

2. That Congress be memorialized to begin an orderly liquidation of the Indian Bureau and to grant full and complete citizenship rights to the Indians of California.

3. That such lands, rancheros, institutions, and other physical properties and real estate be declared surplus property and that the Indians of California have first claim to bid on such surplus.

4. That proper and suitable legislation be introduced to protect the California Indians and other citizens against unscrupulous persons soliciting and demanding contributions, donations or any other thing of value for alleged causes or services.

Dated: Sacramento, California, January 15, 1947.

Respectfully submitted,

DON A. ALLEN
Chairman Subcommittee

JOHN W. EVANS
Assemblyman, Sixty-fifth District

ALBERT I. STEWART
Assemblyman, Forty-seventh District

C. DON FIELD, *Chairman*
Governmental Efficiency and Economy Interim Committee

REPORT OF SUBCOMMITTEE OF ASSEMBLY COMMITTEE ON GOVERNMENTAL EFFICIENCY AND ECONOMY OF INVESTIGATING CONDITIONS AT PRESTON SCHOOL OF INDUSTRY AT IONE, CALIFORNIA

To the Honorable Speaker and Members of the Assembly:

Pursuant to request contained in Assembly Resolution No. 51, the Assembly Committee on Governmental Efficiency and Economy appointed a special committee for the purpose of investigating conditions at the Preston School of Industry at Ione, California, with particular reference to the underlying causes for the numerous escapes which had occurred at that institution.

Your subcommittee herewith submits its report of its investigation, together with its findings and conclusions.

The subcommittee made and conducted hearings at the Preston School of Industry at Ione, California, and at the State Capitol at Sacramento from August 5 to August 9, 1946, inclusive, and later on January 3, 1947, at Sacramento. At these hearings the subcommittee heard the testimony of 33 witnesses, including the members of the California Youth Authority and Robert V. Chandler, the Superintendent of the Preston School of Industry, as well as employees and inmates of the school. During the course of the hearings at Ione, the subcommittee also made an inspection of the School grounds and buildings, and other facilities.

OCCASION FOR THE INVESTIGATION

During the month of July, 1946, it came to the attention of the Legislature that numerous escapes had occurred at the Preston School of Industry; that residents in the vicinity of the institution had been terrorized by the escaping inmates; that there were reports of a condition of unrest at that institution and dissention among its employees; that a petition had been circulated and signed by citizens of Ione and surrounding communities calling attention to alleged conditions at the school and requesting corrective action by the proper authorities. Thereupon the Assembly adopted House Resolution No. 51 requesting the appointment of a subcommittee of the Assembly Committee on Governmental Efficiency and Economy to make an investigation of the situation at that institution and to report its findings to the Governor, the California Youth Authority and the Speaker of the Assembly for appropriate action.

The Preston School of Industry is located at Ione, California, and is one of the penal institutions under the jurisdiction of the California Youth Authority. Boys of the age of 15 and over who have been convicted of offenses are confined there under the California Youth Authority Program which has for its object the rehabilitation and reformation of youthful offenders. From 1920 to 1941 O. H. Close was superintendent of the school. In 1941 he was appointed a member of the California Youth Authority but still retained his position as superintendent until September, 1945, when he resigned that position and the present superintendent, Robert V. Chandler, was appointed to that position. Under

Mr. Chandler are the assistant superintendent, James Eva, in charge of the Training and Treatment Division, and Edward Morrin, in charge of the Division of Domiciliary Care and Welfare. Under Mr. Morrin there are one head boys' group supervisor, five assistant head boys' group supervisors, and 88 supervisors. The supervisors are the men charged with the custody of the boys and are commonly known as "guards." A number of other employees make up the personnel of the school and its various departments. At the time of the hearings, the inmates totalled approximately 600, with a total of approximately 235 employees.

ESCAPES

Evidence at the hearings indicated that from September 5, 1945, the date on which Mr. Chandler assumed his duties as superintendent, to August 1, 1946, there was a total of approximately 200 escapes from the school, or an average of approximately 20 per month. Some of these boys had a record of from one to five previous escapes from Preston, in addition to previous escapes from other institutions. At least 75 of the boys who had escaped once from Preston had made previous escapes from other institutions ranging in number from 1 to 16. It was testified that for a period of 18 years up to September, 1945, escapes from the school had averaged only about five a month; that the largest number in any one year during that period was 75, and the smallest 50.

During the early part of 1946 a wire fence was built on the school grounds at a cost of $37,000. This fence was designed to aid in preventing escapes, but, according to the testimony escapes became more numerous subsequently to its erection. In the course of some of the escapes in July, 1946, some of the supervisors were attacked. Subsequently to the last mentioned escapes wire entanglements were constructed along the top of the fence as an additional preventive measure.

L. P. Gebhardt, a justice of the peace of Amador County testified that the inhabitants of Ione and the surrounding communities were in fear of the inmates who escaped from Preston; that he had heard complaints of the theft of cars, jewelry, and other personal property by these escapees, and also an assault by them upon the persons of some of those inhabitants. Judge Gebhardt also testified that there were four complaints on file then in his court charging offenses against escapees, but that no action had been taken with reference to them, although they had been filed many months prior to the time he testified.

The evidence also disclosed that the inmates at Preston had been wearing uniforms purchased from the United States Government and previously used by members of the armed forces, and in many instances bearing the insignia of one of its branches; that escaping inmates wearing these uniforms had been mistaken for service men and had been picked up as passengers by drivers on the highway upon the assumption that these inmates were members of the armed forces.

As to the reason for these escapes, some of the witnesses testified that while a certain number of inmates are bound to make escapes in any institution similar to that at Preston, yet, there were particular reasons for the escapes at that school. Gordon Riley, the clinical psychologist at the school, testified that in his opinion the emotional factors behind the escapes were: (1) Fear of other boys, and (2) An expression of rebellion. The fear was of racial groups or dominant groups in the

school, or, in some instances, of being forced into homosexuality. However, his opinion was that the expression of rebellion was a hopeful sign, and indicated a tightening up of discipline which would eventually bring about a better and more orderly condition.

Other underlying causes of escapes were listed as follows:

(1) The school has been receiving an increasingly larger percentage of incorrigibles who are impossible to handle in a minimum security institution such as Preston, and the institution at Lancaster, which was intended to take care of boys too old or too incorrigible for Preston but too young to be sent to the penitentiary, has not yet been completed; also because of the crowded conditions at Preston it was necessary to send the better boys to the forestry camps.

(2) The boys are confined for long periods of time in the county jails before being transferred to Preston; there friendships are established and escapes planned in advance.

(3) Pressure brought upon the boys by other inmates.

(4) Erection of the fence has been a challenge to some of the boys and has lessened the degree of supervision upon the part of some employees.

(5) Rewards in form of credits have been given boys for apprehending escapees. Inmates have induced newcomers to escape, then assisted in their capture and thus obtained credits.

(6) Strict enforcement of rules by some of the new supervisors after boys had taken advantages of the laxity upon the part of some of the older employees.

(7) Delay of Parole Board in deciding boys' application for parole.

However, witnesses who testified on the subject were almost unanimous in their opinion that the escapes stemmed from the lowered morale of the employees and the inmates of the school, which was in turn the result of the conditions of unrest and dissension among the employees. The blame for this situation was laid at the door of superiors by the employees, and the superiors charged that it was the fault of the employees.

An analysis of the testimony of the various witnesses who testified before the subcommittee reveals a large number of varying causes behind the serious condition of unrest and confusion at the school; that this condition existed was conceded by all witnesses; as to the causes underlying the situation, witnesses differed in their opinions, but many were in accord as to the main sources of the difficulty. From its review of the testimony, your subcommittee finds the following to be the major causes of the unsettled conditions at Preston which brought about the lowering of the morale of both employees and inmates.

NEPOTISM

It was testified that there were at least 22 instances of husbands and wives both employed at the same time at the institution, in addition to 14 or 15 other sets of close relatives also employed there. It was found that this situation was not conducive to proper cooperation upon the part of those particular employees. They have a feeling of antagonism toward any change in administration, and if it were necessary to discipline one, then the other becomes resentful. However, it was found that because

of conditions during the war it was difficult to find suitable employees, and those who were competent would take the position only if they could bring their family with them.

MANPOWER

During the war it was necessary to choose the supervisors upon a duration basis; 34 out of 80 had been thus employed. There were not enough living quarters for employees at the school, salaries were low, and with no chance of advancement, and living conditions poor; the qualifications for the jobs were necessarily low because the school is isolated. Because of the shortage of help it was necessary to put men to work before they were properly trained. All of these factors tended to the inefficiency. It was testified that the school lost 88 percent of the old group supervisors during the war and the temporary men had more difficulty in enforcing discipline. Most of the witnesses seemed to feel that the inefficiency of the employees was caused by their being put to work before they were properly trained. While there is an inservice training program in effect now because of the immediate need for men, it has become necessary for the employees to get their training while they are actually working.

LACK OF SEGREGATION

It was testified that at the time of the hearing there were about 600 inmates at the school—40 to 45 percent are Mexican and colored. These racial groups have had feuds before coming to Preston and their antagonisms are continued at the school. There are only 14 different places at the school where boys can be separated, and it is impossible to completely separate these rival gangs and their leaders.

The school does not have the facilities for segregating the psychopathic delinquents or the boys convicted of sexual crimes, and of necessity these boys are mixing and associating with the other inmates. In this connection it was testified by one of the witnesses, a Christian Science welfare worker at the school, that sodomy was practiced at the institution and that boys were compelled to indulge in homosexual practices by force and other forms of pressure, such as refusing to give the victim his meals in the dining room. This same witness testified that one boy was compelled to engage in a "marriage ceremony" with another boy. This was part of a ritual indulged in by the homosexuals and it consists of inflicting a cut on the arm of each boy, crossing their respective arms, and thus mixing the blood of each. One is then designated as "Mrs."

It was the opinion of the superintendent that the homosexuals should be segregated and each have individual, locked rooms.

It was testified that an appropriation had been made by the Legislature for a separate institution for the psychopathic delinquents, but because of postwar building difficulties construction had not yet begun.

ELIMINATION OF CADET OFFICER DISCIPLINE

Boys who are known as "cadet officers" are chosen from among the inmates to lead and have charge of the other boys under the supervision of the supervisor. These cadet officers are themselves inmates, and in the past have been chosen because of their strength and physical ability to administer punishment. Although there is a rule prohibiting disciplinary

action by these cadet officers and their use of force upon the other boys, a custom had arisen by which these cadet officers were permitted to discipline boys in the ranks, either on their own initiative or at the behest of the supervisor. Under the new regime of the California Youth Authority efforts have been made to eliminate this practice and also to choose these cadet officers upon the basis of leadership ability rather than brute strength alone. As a result, some of the supervisors became dissatisfied and felt that they had lost what to them was an effective method of discipline. They are now compelled to use their own initiative in devising other proper methods of control.

SICK-LEAVE

It appears from the testimony that employees are allowed 12 days sick-leave a year with pay; that this time can be accumulated up to a total of 100 days and taken prior to severance, but that number can be increased in the discretion of the Personnel Board. The superintendent testified that in one instance one employee was given sick-leave of two years and three months, and another nine months, each with full pay. The evidence disclosed that from January 1, 1945, to June 15, 1946, the total sick-leave for an average of 218 employees at the school was 1,494 days at a cost of $15,445. It was testified that it was difficult to determine the validity of the applications for sick-leave, but that in many instances where an employee who has a certain day off in the week requests permission to take the following day off and it is refused, he takes the day off anyway and reports that he is sick. When an employee is away from his work it throws an additional burden on the man who follows him on the next shift. In the custodial department alone, the evidence revealed that 735 days sick-leave were taken between September 1, 1945, and June 1, 1946, and that that was an increase of 158 percent over the period from January 1, 1945, to September 1, 1945. In the opinion of the assistant superintendent in charge of the custodial department, all of the sick-leaves claimed were not bona fide, and, in his judgment, his department would have functioned properly if the sick-leave privileges had not been abused. He stated that because of so many sick-leaves being taken, other employees had to be called back to work time and again, and were compelled to work overtime, with a resultant lowering of morale and inefficiency in the functioning of the department. Most of the witnesses who testified on the subject were of the opinion that the abuse of the sick-leave privilege was one of the main contributing causes of the unrest and confusion at the institution.

Under date of August 6, 1946 the Personnel Board was requested by the subcommittee to make an investigation and report concerning the sick-leave privileges at the school. When the subcommittee reconvened at Sacramento on January 3, 1947 no report had yet been made. John F. Fisher, Assistant Executive Officer of the Board, testified before the subcommittee on January 3, 1947, and stated that he had just completed the report of the Personnel Board's investigation of that subject but that the report had not yet been approved by the board. He added that it could not now be approved until the board met on January 17th next. Your subcommittee is at a loss to understand why the investigation requested in a matter so vital to the public interest should have been delayed for a period of five months. Because of the fact that the report

of the investigation has not been approved by the Personnel Board it is impossible for us to incorporate it, or any part thereof, in the subcommittee's report.

SMOKING, AND DRINKING OF INTOXICATING LIQUOR BY INMATES

The rules of the school prohibit smoking by the boys. However, despite the rule and despite the state law prohibiting the selling or giving away of cigarettes to minors, it appears, according to the testimony adduced before the subcommittee, that cigarettes are not only smuggled into the school for use by the boys, but the boys are able to buy them through the supervisors. The superintendent himself testified that 50 percent of the disciplinary problems were caused by the no-smoking rule; that the rule encouraged the boys to cheat, lie and steal in order to get a smoke. Both he and Mr. Eva, the Assistant Superintendent stated that in his opinion it was not humanly possible to enforce the law. Mr. Chandler testified that he had asked the California Youth Authority to change the rule but they stated they could not do so. He said that 85 percent to 95 percent of the boys were smoking before they came to Preston, and that the rule had always been violated and he did not oppose smoking by the boys as long as it did not cause danger to life or property.

It appears from the evidence that cigarettes were smuggled into the school by visitors, that the boys were able to purchase them from supervisors and that they were used as gifts to the boys from supervisors in return for the boys "putting in a good word" for the supervisor with his superior officer. Opinions differed among the employees as to whether the rules should be changed and smoking by the boys permitted. Mr. Chandler and Mr. Eva are in favor of permitting smoking, while some of the supervisors believe there should be no smoking at all.

The evidence disclosed also that the boys were able to, and did, obtain intoxicating liquor at the school and on occasions became drunk from its use; that some of the boys made their own beverage out of meat, fruit, sugar, and water. This concoction was known as the "Preston cocktail." Other witnesses testified that the liquor could be purchased from the supervisors. Two inmates, Joe Lucetti and Thomas Souza testified that they had obtained liquor and cigarettes from the supervisors. Joe Lucetti had a record of two escapes from Preston and he said that he was drunk on the occasion of the first escape. He said he had obtained liquor many times. Both of these boys gave to the subcommittee a list of the names of supervisors who, they claimed, had either given or sold liquor and cigarettes to the boys. Included in this list were two supervisors, one of whom has an interest in a saloon in Ione, and the other works in the saloon as a bartender when he is off duty from the school.

These boys further testified that the inmates gambled, played poker and shot craps and that this went on with the knowledge of the supervisors. In this connection it may be noted that another one of the inmates, a 15-year old boy, testified that he had drunk intoxicating liquor and had gambled before coming to Preston and that at Preston he and other boys had played poker and blackjack for money. We should add here that the witnesses Lucetti and Souza at the time they testified and gave the names of the supervisors who, they claimed, sold liquor and cigarettes to the boys, had each made his application for parole.

At its hearing on August 9th last, the subcommittee adopted a resolution requesting the California Youth Authority, the Attorney General and the Personnel Board to make a full investigation of the flagrant abuse and violation of the rules and regulations by civil service employees of the school in the giving, selling and supplying of liquor and cigarettes to the inmates of the school and that such investigation set forth the actual conditions as found with a determination of who is responsible for the existence of such conditions and requesting that steps be taken to remedy this situation and take the necessary action by the Personnel Board to secure the dismissal of such employees.

The subcommittee also requested that a report of the findings of these agencies be made available to the chairman of this subcommittee so that the same could be included in the subcommittee's report. Copies of these resolutions were transmitted to the California Youth Authority, the Attorney General and the Personnel Board under date of August 9, 1946. Five months have elapsed and up to the time of its hearing in Sacramento on January 3, 1947, your subcommittee has had no report on this subject from any of those three agencies. A transcript of the testimony taken at the hearings of the subcommittee on August 5th to 9th, inclusive, was available to the California Youth Authority and to the Personnel Board and that transcript contained full details of the alleged supplying of liquor and cigarettes to the boys by the supervisors, including the names of the supervisors alleged to have been involved in those transactions. It is your subcommittee's opinion that matters of this nature, involving as they do the morale of the school and the welfare of its inmates for whom the State is responsible, should have had more prompt attention by the agencies whose assistance and cooperation were requested.

DIFFERENCES BETWEEN EMPLOYEES AND SUPERIOR OFFICERS

The evidence discloses that there has been a lack of cooperation between the employees themselves and between the employees and their superiors. Many factors were found to be the basis of this situation, of which the following are the most important:

1. Resentment upon the part of employees, particularly those who had been employed for many years, against change in administration and change in methods of handling inmates. Judge McKesson testified that under the system in effect prior to the California Youth Authority the employees did not have to think, and under the present system they must have ability to maintain discipline on their own initiative, and this ability is lacking in some of the older employees.

2. Mr. Chandler, the Superintendent, is resented by some of the employees who preferred the former regime under Mr. Close. Some employees who had been at Preston a long time felt that the school belonged to them; they resented being placed under the jurisdiction of the California Youth Authority, and to them Mr. Chandler represented that body. As one of the witnesses put it, the antipathy toward the California Youth Authority created two factions, one the Preston Group, and the other the California Youth Authority Group, so that it became a case of "*Preston* v *C.Y.A.*" Because of these antagonisms, these employees could not focus their attention on their work.

3. The supervisors were not given adequate support by the heads of their departments in the handling of the boys. It appears that on

occasions the decision of the supervisor in the disciplining of the boy was either changed or completely overridden by the supervisor's superior officers.

4. Changes in the program were made too rapidly. When Mr. Chandler took over his duties as superintendent, he inaugurated certain changes which he deemed of benefit to the institution. There was a tightening up of discipline and an effort to eliminate certain of the laxities which had been permitted under the old administration; this necessitated changes in the program and a shifting of personnel. Too many of these changes were made at the same time, with the result that the employees found it difficult to put the changes into effect in an efficient and orderly manner.

5. A new diagnostic and classification clinic was established. Here the boys are classified as to their mental and physical abilities. Some of the employees objected to this innovation; they felt the boys were being treated too leniently. This attitude caused dissension between these employees and the men who were operating the clinic. With the establishment of the clinic, it was possible to release the house mothers for work in other departments. These employees had been making the boys' beds and cleaning the dormitories. They objected to the change.

6. There has been difficulty in getting employees to carry out orders regarding boys' bathing every night and putting on clean clothes. It appears that unless the boys are properly supervised and watched, they will trade their clothes with other boys; and the enforcement of this rule places more individual responsibility upon the supervisors.

7. In assigning boys to jobs on the detail ground, the boys were formerly checked in groups; under the new system they are checked individually. Certain employees objected to this change and became lax in their handling of the boys under the new method.

DISSENSION BETWEEN STAFF MEMBERS

The evidence disclosed that there was much dissension between members of the staff. Mr. Morrin was opposed to, and made critical observations to other employees concerning, the manner in which Mr. Chandler's program was being carried out He was also in disagreement with Mr. Eva, the other assistant superintendent, in respect of policy procedures Both Mr. Chandler and Mr. Eva felt that Mr. Morrin's attitude was having a deleterious effect upon the rest of the employees and also upon the inmates. Mr. Chandler and Mr. Morrin disagreed upon the enforcement of disciplinary measures, and Mr. Morrin felt that Mr. Chandler's remarks anent the alleged sabotaging of his, Mr. Chandler's, efforts, were without foundation and were the cause of the employees' resentment.

According to the testimony, Mrs. Morrin, the wife of the assistant superintendent, and who has been with the institution since 1929 in the position of teacher-clerk, was also antagonistic toward Mr. Chandler personally and toward his program. It was testified that she had deliberately attempted to cause dissension, and there was testimony from witnesses to whom she had criticised the administration as well as Mr. Chandler and Mr. Eva personally. Dr. Childress, the physician at the institution, was also named as a disturber and fomenter of discord between employees.

Both Mr. and Mrs. Morrin testified before the subcommittee. They denied the charges that they were responsible for the dissension, and they each listed a number of situations which they contended were the causes of the difficulties at the institution. They appeared to be convinced that their criticism of policy procedures was well founded and was for the best interests of the school.

Regardless of the correctness of the positions of the respective parties, the fact remains that the bickering and disagreement between the heads of the various departments did lower the morale of the rest of the employees, with a resultant lack of cooperation between them in the carrying out of their duties Mr. Holton was of the opinion that unless there was a change of attitudes, there would have to be "a change of personalities."

PAROLE AND CREDIT SYSTEMS

Under the system in vogue at the time of the hearings, a boy could apply for parole when he had earned 4,500 credits. These credits could be earned in various ways; a certain number were given on different jobs according to the attitude and conduct of the boy; credits were given to a boy who had been compelled to remain in the county jail while awaiting transfer to Preston; credits were also given for aiding in the capture of escapees from the institution and for returning lost or stolen property; and 50 credits per month were given each boy if there had been no escape from his company during the month. If, because of loss of credits because of infraction of the rules, a boy became a disciplinary problem and it appeared that he would be unable to earn his 4,500 credits, then he could be assigned to a certain project, so-called, where he could earn credits and in a shorter time. Because of the apparent defects in this system, a new grade system is being installed in its place, according to the testimony of Mr. Chandler.

HEARING AT SACRAMENTO ON JANUARY 3, 1947

After the hearings, which concluded on August 9, 1946, the subcommittee recessed and reconvened at Sacramento on January 3, 1947. At the hearing held on that date the committee heard the testimony of four witnesses, John F. Fisher, Assistant Personnel Officer of the Personnel Board, R. P. Everett, Assistant Personnel Technician of the Personnel Board, Frank M. Gay, Boys' Supervisor at the school and Mr. Chandler.

As hereinabove indicated in our discussion of the sick-leave problem at the school, Mr. Fisher testified that the report on that subject made by the Personnel Board, at the request of the subcommittee, had just been completed but had not yet been approved by the board and the subcommittee is without the benefit of its use for the preparation of this report.

Mr. Everett testified that he had made a survey of the job classifications at the school and had found that out of 220 positions only 12 were out of classification and that in those cases the proper adjustments had been made. There was also received in evidence a copy of the report of the Department of Justice of its investigation at the school. This report was dated December 17, 1946, and touched upon the conditions of unrest and dissension at the school. It added nothing to what had

already been disclosed by the testimony taken at the previous hearings of the subcommittee.

It was developed in the testimony of Mr. Fisher and Mr. Everett that because of the investigation of the conditions at Preston made by the subcommittee, and particularly with reference to the subject of sick-leave, the findings of the Personnel Board on this subject could be the basis for a state-wide investigation by the board of all of the state employees in the various departments and agencies of the State for the purpose of ascertaining whether or not sick-leave privileges have been abused; and it was testified also that up to the time that this subcommittee made its request for an investigation of sick-leaves at Preston no other request for such an investigation had come from any other source. Mr. Gay was employed as a supervisor at the school subsequently to the hearings on August 5th to 9th, inclusive. Both he and Mr. Chandler testified that conditions at the school had improved greatly since this investigation started; that the morale of both the boys and the employees had improved and both witnesses were of the opinion that the investigation had had a very salutary effect. Mr. Chandler testified that a number of the trouble-makers at Preston had been transferred to Lancaster; that Mrs. Morrin had been assigned to a position as teacher and was no longer in charge of the records; he produced a graph showing the sharp decline of the escapes since the hearings of the subcommittee in August. The suggestion of the subcommittee that the service men's uniforms used by the inmates be dyed a different color so that the boys would not be mistaken for service men has been carried out.

Mr. Chandler also testified as to many other changes and improvements which had been made as a result of the subcommittee's investigation of the conditions existing at the school as revealed by the testimony adduced.

CONCLUSIONS AND RECOMMENDATIONS

From its investigation, the subcommittee concludes that there has existed at the Preston School of Industry a very serious condition of unrest, confusion and lack of cooperation among and dissension between the employees at that institution; that bickering and disagreements between members of the staff and heads of departments having the actual custody and education of the boys, has caused a lowering of the morale of the employees and has resulted in inefficiency in the carrying out of their duties; that the dissension among the employees has been reflected in the attitude and conduct of the inmates who have taken advantage of the laxity of their supervisors; and that the numerous escapes which brought about this investigation, were attributable mainly to the aforementioned conditions.

In the light of the foregoing, we make the following recommendations:

1. That the inefficient and noncooperative employees at the school be removed as quickly as is possible consistent with the proper functioning of the institution.

2. That, if the removal of such inefficient and noncooperative employees can not be accomplished because of the difficulties involved in civil service procedure, then the Legislative Auditor be directed to study

that procedure and to confer with the Civil Service Commission, the personnel and administrative officers of the various state departments and agencies, and the Attorney General, with a view to formulating some method for the speedy removal of such employees.

3. That the California Youth Authority ascertain what employees have been responsible for the supplying of liquor and cigarettes to the inmates of the school and that that body take such action as may be deemed necessary to secure the dismissal of such employees, or such other action as may be required to correct this situation.

4. That no employee at the Preston School of Industry or at any other state corrective institution shall be associated with or employed in the operation of a saloon or barroom. If it be found that the present compensation paid such employee be not adequate for his support, the problem of juvenile correction is, in our opinion, sufficiently important to warrant the payment of a salary commensurate with the duties and responsibilities incident to a position involving the welfare of youth.

5. That the Legislature give consideration to the enactment of a law making it a felony for any person over the age of 18 years to wilfully assist any inmate in escaping from the Preston School of Industry.

6. That the California Youth Authority make a thorough study of the rules and regulations applicable to the Preston School of Industry and take such steps as are necessary to see that they are enforced. If such study should indicate a necessity for changes in the rules and regulations then such required amendments may be made but the authority should see that the rules as laid down are enforced.

7. That immediate steps be taken by the proper authorities to eliminate nepotism at the school; and that a study of the manpower situation be made for the purpose of ascertaining whether or not additional and more competent employees can be obtained, and also, if an increase in the salaries of employees and an improvement in working conditions is necessary.

8. That no inmate of the school shall be permitted to wear the uniform of any of the Armed Forces of the United States while an inmate of the institution.

9. That immediate steps be taken for the complete segregation of sex offenders and psychopathic delinquents at the school.

10. That the California Youth Authority request the proper authorities to facilitate the completion of the institution at Lancaster so that those inmates of Preston who should be in a maximum security institution may be transferred to Lancaster as quickly as possible.

11. That the California Youth Authority urge the proper authorities to authorize the construction of a separate mental hospital for the psychopathic delinquents.

12. That the credit system at the school be revised, or a different system be substituted therefor, with a view to eliminating the weaknesses present in the system now in force.

13. That a more thorough study of escapes be made by the officials in charge of the institution, and that a full and detailed report of an escape be kept in and made a part of the record of the inmate involved.

14. That the California Youth Authority study the question of sick-leave privileges at the Preston School of Industry, and suggest such changes as it may deem necessary, to the Personnel Board, in order that

the abuse of those privileges as disclosed by the testimony at the hearings, may be corrected.

Dated: Sacramento, California, January 15, 1947

Respectfully sumbitted.

C. DON FIELD, Chairman
THOMAS M. ERWIN, Member
A. I. STEWART, Member
DON A. ALLEN, Member
JOHN W. EVANS, Member
GEO. R. BUTTERS, Member

NOTE: Since the foregoing report was prepared the Personnel Board has filed with the subcommittee its official report of its investigation of sick-leaves at the Preston School of Industry. However, because of the delay in its filing, the subcommittee has not had an opportunity to study the Personnel Board's report, nor has it had the benefit of the board's conclusions and recommendations for inclusion in the subcommittee's report.

Since the above report was prepared, your chairman has received communication from Mr. Karl Holton, Director of the California Youth Authority, stating that he did not receive a copy of the resolution. He did, however, admit he had a copy of the transcript, and the resolution was in the transcript. Mr. Holton expressed his desire to cooperate in every way possible with members of the committee and the Legislature in an endeavor to correct the conditions at the Preston School of Industry.

ADJOURNMENT

At 11.11 a.m., on motion of Mr. Dickey, the Speaker declared the Assembly adjourned until 10 a.m., Thursday, January 16, 1947.

SAM L. COLLINS, Speaker

GERALDINE B. HADSELL, Minute Clerk

CALIFORNIA LEGISLATURE

FIFTY-SEVENTH (GENERAL) SESSION

ASSEMBLY DAILY JOURNAL

NINTH LEGISLATIVE DAY

ELEVENTH CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO

Thursday, January 16, 1947

The Assembly met at 10 a.m.

Hon. Thomas A. Maloney, Speaker of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

ROLL CALL

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

Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—74.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. Raymond Renwald:

O God, who dost realize how difficult it is for us to stand up against dangers too great for our weak nature, graciously grant us health of mind and body, that by the assistance of Thy grace we may be victorious over the sufferings caused by our sins, through Christ Our Lord—Amen.

READING OF THE JOURNAL DISPENSED WITH

On motion of Mr. Loomis, further reading of the Journal of the previous legislative day was dispensed with.

COMMUNICATIONS REFERRED TO COMMITTEES

By the Chief Clerk:

A communication from William K. Smith, Executive Officer, State Personnel Board, received January 6, 1947, was ordered referred to the Committee on Civil Service and State Personnel.

A communication from Emory T. Nunneley, Jr., General Counsel Civil Aeronautics Board, Washington, D. C., received January 6, 1947, was ordered referred to the Committee on Judiciary.

A communication from Eddie Mitchell, Represa, received January 6, 1947, was ordered referred to the Committee on Judiciary.

A resolution, attached to a letter of transmittal from Fred W. Sick, City Clerk of San Diego, received January 6, 1947, was ordered referred to the Committee on Public Morals.

A communication from Walter P. Warmbold, received January 6, 1947, was ordered referred to the Committee on Governmental Efficiency and Economy.

PETITION REFERRED TO COMMITTEE

A petition from Lulu Mignon Murphy, relative to impeachment, received January 6, 1947, was ordered referred to the Committee on Judiciary.

Speaker Presiding

At 10.05 a.m., Hon. Sam L. Collins, Speaker of the Assembly, presiding.

PETITIONS

By Speaker Collins:

A petition from Birdice H. Phillips, Principal, Shurtleff School District, of Napa, relative to the continuance of Child Care Centers and a sponsoring petition with hundreds of signatures were received, and referred to the Committee on Education.

COMMUNICATIONS

By the Chief Clerk:

The following communication was received, read, and ordered printed in the Journal:

CAPITOL CORRESPONDENTS ASSOCIATION
STATE CAPITOL, SACRAMENTO, January 16, 1947

Honorable Arthur A. Ohnimus,
Chief Clerk, Assembly,
Sacramento, California

DEAR MR. OHNIMUS:

The Standing Committee of the Capitol Correspondents Association has investigated applications for authentication as accredited press representatives and recommend the following action:

Approved press cards:

Doug Ward, *People's World*, San Francisco.
Henry A. MacArthur, *Western News Service*.

MacArthur replaces Roger Holmes Wood of the *Western News Service*, whose name may be removed from the list of accredited press representatives.

Sincerely,

EARL C. BEHRENS, President

By unanimous consent, the Assembly ratified the above action taken by the Capitol Correspondents Association of California.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, January 15, 1947

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

Senate Bill No. 4
Senate Bill No. 34
Senate Bill No. 33

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS

The following bills were read the first time:

Senate Bill No. 4—An act making an appropriation to the Department of Veterans Affairs for the purpose of providing educational assistance for veterans, declaring the urgency hereof, to take effect immediately.

Referred to Committee on Military Affairs.

Senate Bill No. 34—An act to amend Section 1 of an act entitled "An act to suspend those provisions of Article XI, Section 5, of the Constitution, relating to the compensation of county, township, and municipal officers, declaring the urgency hereof, to take effect immediately," approved January 24, 1945, relating to the compensation of county, township, and municipal officers, declaring the urgency hereof, to take effect immediately.

Referred to Committee on Rules.

Senate Bill No. 33—An act authorizing the sale of certain Folsom State Prison property to the City of Folsom, and declaring the urgency thereof, to take effect immediately.

Referred to Committee on Municipal and County Government.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, January 14, 1947

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

Senate Joint Resolution No. 2

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS (RESUMED)

The following resolution was read:

Senate Joint Resolution No. 2—Relative to memorializing and petitioning the Congress of the United States to pass appropriate legislation to control and eradicate and prevent from entrance into this Country of the disease of animals known as foot-and-mouth disease (apthous fever) now present among animals of several states of the Republic of Mexico.

Request for Unanimous Consent

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

CONSIDERATION OF SENATE JOINT RESOLUTION NO. 2

Senate Joint Resolution No. 2—Relative to memorializing and petitioning the Congress of the United States to pass appropriate legislation to control and eradicate and prevent from entrance into this Country of the disease of animals known as foot-and-mouth disease (apthous fever) now present among animals of several states of the Republic of Mexico.

Resolution read.

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

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, Conrad, Cooke, Cramer, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Erwin, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Maloney, McMillan, Miller, Niehouse, Price, Robertson, Sherwin, Silliman, Stephenson, Stewart, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—63.

NOES—None

Resolution ordered transmitted to the Senate.

COMMUNICATIONS

By the Chief Clerk:

The following communication was received, read, and ordered printed in the Journal:

ASSEMBLY CHAMBER, SACRAMENTO, January 15, 1947

MR. SPEAKER: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 94

And reports the same correctly engrossed.

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly

Above reported bill ordered to third reading.

RE-REFERENCE OF BILLS

By order of the Speaker, the following bill was withdrawn from the file, and re-referred as follows:

Assembly Bill No. 94 re-referred to Committee on Agriculture.

WITHDRAWAL AND RE-REFERENCE OF ASSEMBLY CONCURRENT RESOLUTION NO. 11

Mr. Dunn moved that Assembly Concurrent Resolution No. 11 be withdrawn from the Committee on Education, and re-referred to the Committee on Rules.

Motion carried.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, January 15, 1947

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

Assembly Bill No. 62

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

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

CONSIDERATION OF SENATE AMENDMENTS

Assembly Bill No. 62—An act to add Section 4041n to the Political Code, and Section 25660 to the Government Code, relating to the powers and duties of county boards of supervisors, declaring the urgency of this act and providing that it shall take effect immediately.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 62?

Amendment No. 1

In line 1 of the title of the printed bill, as amended, strike out "4041n", and insert "4041p".

Amendment No. 2

On page 1, line 1, of said bill, strike out "4041n", and insert "4041p".

Amendment No. 3

On page 1, line 3, of said bill, strike out "4041n", and insert "4041p".

Amendment No. 4

On page 2, line 5, of said bill, strike out "4041n", and insert "4041p".

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 62 by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, Conrad, Cooke, Cramer, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Erwin, Field, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Luckel, Maloney, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sherwin, Sillman, Stanley, Stewart, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—64.

NOES—None.

Assembly Bill No. 62 ordered enrolled.

CONSIDERATION OF HOUSE RESOLUTION NO. 10 (BY UNANIMOUS CONSENT)

House Resolution No. 10

Resolved by the Assembly of the State of California, That the Chief Clerk be authorized to receive from the Members of the Assembly a mailing list of all bills, resolutions, and Histories; to be directed to libraries, chambers of commerce, and other public centers, and to individuals, for general inspection. This list is to be limited to 10 names each, and shall be forwarded to the Legislative Bill Room for regular mailing. No member shall include on the list any state department or employee thereof. The Chief Clerk is further authorized to place accredited newspaper representatives on the regular mailing list as well as the Attorney General, Legislative Counsel Bureau, and the Governor's Office. That in addition to the above, the Chief Clerk shall forward to the Legislative Bill Room for regular mailing, five copies of said bills, resolutions and Histories to be mailed to the State Commander of the American Legion, or to such parties as he shall name; and be it further

Resolved, That no additional mailing list shall be allowed or authorized, unless the sum of_____ ($__) each is paid therefor, to the State Printer and which sum shall be credited to legislative printing and accounted for to the Legislature; and be it further

Resolved, That the total number of bills to be printed in no event, unless otherwise authorized, shall be over two thousand five hundred (2,500).

Resolution read.

Motion to Amend

Mr. M. Philip Davis moved the adoption of the following amendments:

Amendment No. 1

In paragraph 1, line 7, of the typed resolution after "thereof", insert "except state colleges and universities."

Amendment No. 2

In paragraph 2, line 2, of the typed resolution strike out "_____ ($__)", and insert "fifty-five dollars ($55)".

Amendments read, and adopted.

Request for Unanimous Consent

Mr. Dickey asked for, and was granted, unanimous consent to take up House Resolution No. 10, as amended, at this time.

Consideration of House Resolution No. 10, as Amended

House Resolution No. 10

Resolved by the Assembly of the State of California, That the Chief Clerk be authorized to receive from the Members of the Assembly a mailing list of all bills, resolutions, and Histories; to be directed to libraries, chambers of commerce, and other

public centers, and to individuals, for general inspection. This list is to be limited to 10 names each, and shall be forwarded to the Legislative Bill Room for regular mailing. No member shall include on the list any state department or employee thereof except state colleges and universities. The Chief Clerk is further authorized to place accredited newspaper representatives on the regular mailing list as well as the Attorney General, Legislative Counsel Bureau, and the Governor's Office. That in addition to the above, the Chief Clerk shall forward to the Legislative Bill Room for regular mailing, five copies of said bills, resolutions and Histories to be mailed to the State Commander of the American Legion, or to such parties as he shall name; and be it further

Resolved, That no additional mailing list shall be allowed or authorized, unless the sum of fifty-five dollars ($55) each is paid therefor, to the State Printer and which sum shall be credited to legislative printing and accounted for to the Legislature; and be it further

Resolved, That the total number of bills to be printed in no event, unless otherwise authorized, shall be over two thousand five hundred (2,500).

Resolution read, as amended.

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

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Dolwig, Erwin, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Luckel, Maloney, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stewart, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—64.

NOES—None.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

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

Assembly Bill No. 366: By Messrs. Hollibaugh and Fletcher—An act to amend Sections 112 and 113 of the Labor Code, relating to the salaries of members of the Industrial Accident Commission.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 367: By Mr. Wollenberg—An act to amend Section 1183.5 of the Civil Code, relating to the proof or acknowledgment of instruments, declaring the urgency hereof, to take effect immediately.

Without reference to committee.

Assembly Bill No. 368: By Messrs. Price, Heisinger, Butters, Clarke, Kilpatrick, Knight, Lowrey, and Thorp—An act to add Sections 272.5 and 281.6 to the Agricultural Code, relating to bees.

Referred to Committee on Agriculture.

Assembly Bill No. 369: By Messrs. Price, Heisinger, Berry, Butters, Clarke, Kilpatrick, Knight, Lowrey, and Thorp—An act to amend Sections 272, 274, 275, 283, 284, and 285.3 of the Agricultural Code, relating to bee diseases, and apiary equipment brands.

Referred to Committee on Agriculture.

Assembly Bill No. 370: By Messrs. Waters and Huyck—An act to add Section 2021.5 to the Code of Civil Procedure, relating to taking depositions at request of witness.

Referred to Committee on Judiciary.

Assembly Bill No. 371: By Messrs. Price, Kilpatrick, Allen, Bennett, Clayton A. Dills, Fletcher, Hollibaugh, McMillan, and Silliman—An act to amend Section 2709 of the Penal Code, relating to products of the employment of prisoners, and authorizing sale for private use of by-products of agricultural enterprises, under rules prescribed by the Director of Finance.

Referred to Committee on Judiciary.

Assembly Bill No. 372: By Messrs. Allen, Stewart, Evans, Field, Butters, and Erwin—An act authorizing the Attorney General to represent the Indians of this State before the Indian Claims Commission, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 373: By Messrs. Waters and Maloney—An act to add Chapter 18, comprising Section 19500, to the Revenue and Taxation Code, relating to personal income taxes and providing that this act shall take effect immediately.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 374: By Messrs Allen, Stewart, Evans, Field, Butters, and Erwin—An act making appropriation to the Attorney General for appearing as counsel for the Indians of the State of California before the Indian Claims Commission, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Ways and Means.

Assembly Bill No. 375: By Mr. Grant—An act to amend Section 4651 of the Labor Code, relating to the payment of workmen's compensation.

Referred to Committee on Finance and Insurance.

Assembly Bill No. 376: By Messrs. Wollenberg, Maloney, and Blosser—An act making an appropriation to the Department of Education for the acquisition of real property for the San Francisco State College.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 377: By Messrs. Anderson, Kilpatrick, and Berry—An act to add Section 2020 02 to the Welfare and Institutions Code, relating to aid to the aged.

Referred to Committee on Social Welfare

Assembly Bill No. 378: By Messrs. Carey, Evans, Hollibaugh, Brady, Crichton, Heisinger, Lyons, Rosenthal, and Stephenson—An act to amend Section 4702 of the Labor Code, relating to death benefits under the Workmen's Compensation Act.

Referred to Committee on Finance and Insurance.

Assembly Bill No. 379: By Messrs. Carey, Sheridan, George D. Collins, Evans, Brady, Crichton, and Rosenthal—An act to provide for the traffic safety lighting of certain highways and portions of highways which are now a part of the California State Highway System and the

installation of safety signals thereon, and making an appropriation therefor.

Referred to Committee on Transportation and Commerce.

Assembly Bill No. 380: By Messrs. Berry, Kilpatrick, McMillan, Bennett, Anderson, and Price—An act to add Section 1767.4 to the Welfare and Institutions Code, relating to payment of the expense of returning to the Youth Authority persons paroled by the Youth Authority.

Referred to Committee on Crime and Correction.

Assembly Concurrent Resolution No. 26: By Messrs. Allen and Conrad—Relative to reports of the annual conventions of the American Veterans of World War II (AMVETS).

Referred to Committee on Rules.

REQUEST FOR UNANIMOUS CONSENT TO PRINT REPORT

Mr. Knight asked for, and was granted, unanimous consent that the First Report to the Legislature of the State Public Works Board, on the status of the building program of state agencies, be ordered printed in the Journal.

(Above report appears before the motion to adjourn.)

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

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

Assembly Bill No. 381: By Messrs. Bennett, Berry, Kilpatrick, Anderson, Hahn, and Price—An act to amend Section 1005 of the Welfare and Institutions Code, relating to the power of the Youth Authority to acquire and dispose of property.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 382: By Mr. Brown—An act to amend Section 21 of the Alcoholic Beverage Control Act, relating to administrative procedure of the State Board of Equalization.

Referred to Committee on Judiciary.

Assembly Bill No. 383: By Mr. Brown—An act to amend Section 789 of the Civil Code, relating to termination of estates.

Referred to Committee on Judiciary.

Assembly Bill No. 384: By Messrs. Brown and Sheridan—An act to amend Section 4553 of the Labor Code relating to compensation for serious and wilful misconduct under the Workmen's Compensation Act.

Referred to Committee on Industrial Relations.

Assembly Bill No. 385: By Messrs. Brown and Sheridan—An act to amend Section 511 of the Probate Code, relating to joint executors or administrators.

Referred to Committee on Judiciary.

Assembly Bill No. 386: By Messrs Brown and Sheridan—An act to amend Section 5405 of the Labor Code, relating to workmen's compensation.

Referred to Committee on Finance and Insurance.

Assembly Bill No. 387: By Messrs. Kilpatrick, Price, Bennett, Rosenthal, and Hollibaugh—An act to amend Section 1 of, and to add Section 1a to, "An act to provide for the creation of a board of parole commissioners for each county in this State, for the paroling of prisoners confined in county jails, and authorizing and empowering such boards to make rules and regulations in relation thereto," approved March 25, 1909, relating to county boards of parole commissioners.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 388: By Messrs. Bennett, Kilpatrick, Hollibaugh, Rosenthal, and Price—An act to add Section 4019.5 to the Penal Code, relating to the discipline of prisoners in prisons, jails and other places of detention.

Referred to Committee on Crime and Correction.

Assembly Bill No. 389: By Messrs. Rosenthal, Price, Kilpatrick, Hollibaugh, and Bennett—An act to amend Section 4015 of the Penal Code, and to add Section 4290.5 to, and to repeal Section 4290 of, the Political Code, relating to county officers.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 390: By Mr. Rosenthal—An act to amend Section 212 of the Labor Code, relating to the payment of wages.

Referred to Committee on Industrial Relations.

Assembly Bill No. 391: By Mr Rosenthal—An act to add Section 432.5 to the Labor Code, relating to contracts and applications for employment.

Referred to Committee on Industrial Relations.

Assembly Bill No. 392: By Messrs. George D. Collins, Gaffney, Brady, Berry, Blosser, Maloney, O'Day, and Wollenberg—An act to amend Sections 4400, 4401, and 4402 of the Health and Safety Code, relating to garbage.

Referred to Committee on Public Health.

Assembly Bill No. 393: By Mr. Lowrey—An act to provide for the establishment and maintenance of a School of Wildlife Management and Conservation, in the University of California at Davis, and to make an appropriation therefor.

Referred to Committee on Education.

Assembly Bill No. 394: By Mr. Maloney—An act to amend Sections 6501, 6590, and 6614 of the Business and Professions Code, relating to barbering.

Referred to Committee on Public Health.

Assembly Bill No. 395: By Messrs. Dunn, Lyons, Caldecott, Cooke, and Hollibaugh—An act to amend Section 2621 of the Elections Code, relating to declaration of candidacy.

Referred to Committee on Elections and Reapportionment.

Assembly Bill No. 396: By Messrs. Dunn, Lyons, Carey, Cooke, and Hollibaugh—An act to add Section 5505.5 to the Elections Code, relating to polling places.

Referred to Committee on Elections and Reapportionment.

Assembly Bill No. 397: By Messrs. Dunn, Lyons, Carey, Cooke, and Hollibaugh—An act to add Section 7109.5 to the Elections Code, relating to election supplies and records.

Referred to Committee on Elections and Reapportionment.

Assembly Bill No. 398: By Messrs. Dunn, Lyons, Cooke, and Hollibaugh—An act to amend Section 690 of the Elections Code, relating to election officers.

Referred to Committee on Elections and Reapportionment.

RESOLUTIONS

The following resolution was offered:

By Messrs. Evans, Debs, and Doyle:

House Resolution No. 40

Relative to more stringent enforcement by the California Highway Patrol of Sections 621 and 621.5 of the Vehicle Code, relating to rear lamps and reflectors required of motor vehicles engaged in highway travel

WHEREAS, There has been a serious increase in the number of automobile accidents during the past 12 months in this State, with resultant mounting toll of death, injury and property damage; and

WHEREAS, A contributing factor to this heavy accident toll has been the failure of drivers of motor vehicles to maintain in working order adequate rear lamps and reflectors as provided in Sections 621 and 621.5 of the Vehicle Code, which factor is aggravated during the months when visibility is greatly reduced due to fog, rain and other atmospheric conditions; and

WHEREAS, It is imperative that action be taken immediately to alleviate the deplorable accident situation which exists in this State; now, therefore, be it

Resolved by the Assembly of the State of California, As follows:

That the California Highway Patrol is directed to strictly enforce the Sections 621 and 621.5 of the Vehicle Code, relating to the display of rear lamps and reflectors of motor vehicles on the highways; and be it further

Resolved, That the Chief Clerk of the Assembly is authorized and directed to transmit copies of this resolution to the Director of Motor Vehicles and to the Chief of the California Highway Patrol.

Resolution read, and referred to the Committee on Rules.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

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

Assembly Bill No. 399: By Mr. Robertson—An act to add Section 14053.5 to the Health and Safety Code, relating to members of the board of fire commissioners of fire protection districts in unincorporated areas.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 400: By Mr. Silliman—An act to add Section 4573.5 to the Penal Code, relating to importation of drugs into prisons, institutions, camps, farms, and other places under the jurisdiction of the Department of Corrections.

Referred to Committee on Judiciary.

Assembly Bill No. 401: By Mr. Field—An act to add Section 120.7 of the Welfare and Institutions Code, relating to the Department of Social Welfare.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 402: By Messrs. Field and Wollenberg—An act to make an appropriation for the cost of auditing and collecting unemployment relief restitutions, to take effect immediately.

Referred to Committee on Ways and Means.

Assembly Bill No. 403: By Mr. Wollenberg—An act making an appropriation in augmentation of the appropriation in Item 249 of the Budget Act of 1945, for compensation benefits to state officers and employees, to take effect immediately.

Referred to Committee on Ways and Means.

Assembly Bill No. 404: By Mr. Wollenberg—An act making an appropriation in augmentation of the appropriation in Item 79.5 of the Budget Act of 1945, for publishing, purchasing, and shipping free textbooks, Department of Education, to take effect immediately.

Referred to Committee on Ways and Means.

Assembly Bill No. 405: By Mr. Wollenberg—An act making an appropriation in augmentation of the appropriation in Item 39 of the Budget Act of 1945, for support of the Department of Agriculture, to take effect immediately.

Referred to Committee on Ways and Means.

Assembly Bill No. 406: By Messrs. Conrad, Price, Bennett, Hollibaugh, Grant, and Stanley—An act to amend Sections 1731.5 and 1732 of the Welfare and Institutions Code, relating to commitments to the Youth Authority.

Referred to Committee on Crime and Correction.

Assembly Bill No. 407: By Mr. Crowley—An act to amend Section 16091 of the Education Code, relating to assistance to blind.

Referred to Committee on Ways and Means.

Assembly Bill No. 408: By Messrs. M. Philip Davis, McMillan, Anderson, Erwin, Grant, and Stewart—An act to add Chapter 14 to Part 2 of Division 2 of Title 3 of the Government Code, relating to the powers and duties of counties and the boards of supervisors thereof, and authorizing the acquisition, construction, maintenance and development of public improvements and the issuance and sale of revenue bonds to finance the same and providing for the use and expenditure of the proceeds of such bonds and the use and disposition of revenue arising from public improvements so financed.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 409: By Messrs. M. Philip Davis, Allen, and Geddes—An act to add Sections 465.8 and 465.9 to the Vehicle Code, relating to street and highway signs.

Referred to Committee on Transportation and Commerce.

Assembly Bill No. 410: By Messrs. Cooke, Bennett, Lester T. Davis, Clayton A. Dills, and Price—An act to add Section 1767.2 to the Welfare and Institutions Code, relating to persons paroled by the Youth Authority, and providing for the exercise of the powers of the Youth Authority in relation thereto.

Referred to Committee on Crime and Correction.

REPORTS OF STANDING COMMITTEES

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, January 16, 1947

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

Assembly Concurrent Resolution No. 23
Senate Concurrent Resolution No. 11

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

DICKEY, Chairman

Above reported Assembly Concurrent Resolution No. 23 ordered engrossed.

Above reported Senate Concurrent Resolution No. 11 ordered on file for adoption.

ASSEMBLY CHAMBER, SACRAMENTO, January 16, 1947

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

House Resolution No. 29
House Resolution No. 33
Senate Concurrent Resolution No. 9
Senate Concurrent Resolution No. 13

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and be adopted, as amended.

DICKEY, Chairman

Above reported resolutions ordered on file for adoption.

CONSIDERATION OF HOUSE RESOLUTION NO. 33 (BY UNANIMOUS CONSENT)

House Resolution No. 33

Relative to the continuance of the Assembly Interim Committee on County and City Jails created by House Resolution No. 253 of the Fifty-sixth Regular Session

Resolved by the Assembly of the State of California, As follows:

1 The Assembly Interim Committee on County and City Jails created by House Resolution No 253 of the Fifty-sixth Regular Session is continued as an Assembly committee at this general session, with all the rights, powers and duties possessed by the committee and its members immediately prior to the commencement of this session. Vacancies occurring or existing in the membership of the committee shall be filled by the appointing power.

2. The committee is authorized to act during this session of the Legislature including any recess, but not after final adjournment.

3. The provisions of the Joint Rules of the Senate and Assembly and of the Standing Rules of the Assembly, as soon as such rules are adopted at this session or amended from time to time, become applicable to this committee and its members.

Until the adoption of Joint Rules at this session, the Joint Rules of the last preceding regular session are incorporated herein and made applicable to this committee and its members

4 The sum of five hundred dollars ($500) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Assembly for the expenses of the committee and its members and for any charges, expenses or claims it may incur under this resolution, to be paid from the said contingent fund and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Rules:

Amendment No. 1

Strike out all of the paragraph numbered 2, and insert

"2. The committee is authorized to act during this session of the Legislature, including any recess, but not after final adjournment, with authority to file its final report not later than the fifteenth day of March, 1947."

Amendment read, and adopted.

Request for Unanimous Consent

Mr. Dickey asked for, and was granted, unanimous consent to take up House Resolution No. 33, as amended, at this time.

Consideration of House Resolution No. 33, as Amended

House Resolution No. 33

Relative to the continuance of the Assembly Interim Committee on County and City Jails created by House Resolution No. 253 of the Fifty-sixth Regular Session

Resolved by the Assembly of the State of California, As follows:

1. The Assembly Interim Committee on County and City Jails created by House Resolution No. 253 of the Fifty-sixth Regular Session is continued as an Assembly committee at this general session, with all the rights, powers and duties possessed by the committee and its members immediately prior to the commencement of this session. Vacancies occurring or existing in the membership of the committee shall be filled by the appointing power.

2. The committee is authorized to act during this session of the Legislature including any recess, but not after final adjournment, with authority to file its final report not later than the fifteenth day of March, 1947.

3. The provisions of the Joint Rules of the Senate and Assembly and of the Standing Rules of the Assembly, as soon as such rules are adopted at this session or amended from time to time, become applicable to this committee and its members.

Until the adoption of Joint Rules at this session, the Joint Rules of the last preceding regular session are incorporated herein and made applicable to this committee and its members.

4. The sum of five hundred dollars ($500) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Assembly for the expenses of the committee and its members and for any charges, expenses or claims it may incur under this resolution, to be paid from the said contingent fund and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read, as amended.

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

AYES—Allen, Anderson, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Erwin, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—67.

NOES—None.

CONSIDERATION OF HOUSE RESOLUTION NO. 29 (BY UNANIMOUS CONSENT)

House Resolution No. 29

Relative to the continuance of the Assembly Interim Committee on Tide and Submerged Lands created by House Resolution No. 297 of the Fifty-sixth Regular Session

Resolved by the Assembly of the State of California, As follows:

1. The Assembly Interim Committee on Tide and Submerged Lands created by House Resolution No. 297 of the Fifty-sixth Regular Session is continued as an Assembly committee at this general session, with the membership and with all the rights, powers and duties possessed by the committee and its members immediately prior to the commencement of this session. Vacancies occurring or existing in the membership of the committee shall be filled by the appointing power.

2. The committee is authorized to act during this session and after final adjournment until the commencement of the next regular session, with authority to file its final report not later than the fifteenth legislative day of the next regular session.

3. The provisions of the Joint Rules of the Senate and Assembly and of the Standing Rules of the Assembly that are applicable to such a committee as soon as such rules are adopted at this session or amended from time to time, become applicable to this committee and its members.

4. The sum of one thousand nine hundred ninety-five dollars ($1,995) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Assembly for the expenses of the committee and its members and for any charges, expenses or claims it may incur under this resolution, to be paid from the said Contingent Fund of the Assembly and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

The money made available by this resolution is less than the unused part of the amount heretofore made available to the committee which will revert to the General Fund.

Resolution read.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Rules:

Amendment No. 1

Strike out all of the paragraph numbered 2, and insert

"2. The committee is authorized to act during this session of the Legislature, including any recess, but not after final adjournment, with authority to file its final report not later than the fifteenth day of March, 1947."

Amendment read, and adopted.

Request for Unanimous Consent

Mr. Dickey asked for, and was granted, unanimous consent to take up House Resolution No. 29, as amended, at this time.

Consideration of House Resolution No. 29, as Amended

House Resolution No. 29

Relative to the continuance of the Assembly Interim Committee on Tide and Submerged Lands created by House Resolution No. 297 of the Fifty-sixth Regular Session

Resolved by the Assembly of the State of California, As follows:

1. The Assembly Interim Committee on Tide and Submerged Lands created by House Resolution No. 297 of the Fifty-sixth Regular Session is continued as an Assembly committee at this general session, with the membership and with all the rights, powers and duties possessed by the committee and its members immediately prior to the commencement of this session Vacancies occurring or existing in the membership of the committee shall be filled by the appointing power.

2 The committee is authorized to act during this session of the Legislature, including any recess, but not after final adjournment, with authority to file its final report not later than the fifteenth day of March, 1947.

3. The provisions of the Joint Rules of the Senate and Assembly and of the Standing Rules of the Assembly that are applicable to such a committee as soon as such rules are adopted at this session or amended from time to time, become applicable to this committee and its members.

4. The sum of one thousand nine hundred ninety-five dollars ($1,995) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Assembly for the expenses of the committee and its members and for any charges, expenses or claims it may incur under this resolution, to be paid from the said Contingent Fund of the Assembly and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

The money made available by this resolution is less than the unused part of the amount heretofore made available to the committee which will revert to the General Fund.

Resolution read, as amended.

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

AYES—Allen, Anderson, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Maloney, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—70.

NOES—None.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 9 (BY UNANIMOUS CONSENT)

Senate Concurrent Resolution No. 9—Relative to the continuance of the Joint Committee on Water Problems created by Resolutions Chapter No. 142 of the Fifty-sixth Regular Session.

Resolution read.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Rules:

Amendment No. 1

On page 1, line 12, of the printed bill, strike out "final".

Amendment No. 2

On page 1, line 13, of the printed bill, strike out "adjournment", and insert "March 15, 1947."

Amendments read, and adopted.

Resolution ordered reprinted, and on file for adoption.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 13 (BY UNANIMOUS CONSENT)

Senate Concurrent Resolution No. 13—Relative to the creation of a Committee to Investigate and Report Upon the Housing Problem in California with particular reference to veterans housing.

Resolution read.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Rules:

Amendment No. 1

On page 2, line 19, of the printed measure, as amended, strike out "final".

Amendment No. 2

On page 2 of said measure, strike out lines 20 and 21, and insert "than March 15, 1947."

Amendment No. 3

On page 2, line 49, of said measure strike out "twenty-five thousand dollars ($25,000)", and insert "ten thousand dollars ($10,000)".

Amendments read, and adopted.

Resolution ordered reprinted, and on file for adoption.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

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

Assembly Bill No. 411: By Mr. Fletcher—An act to amend Section 973 of the Labor Code, relating to solicitations for employment.

Referred to Committee on Industrial Relations.

Assembly Bill No. 412: By Messrs. Kilpatrick and Geddes—An act to amend Section 2160 of the Welfare and Institutions Code, relating to aid to aged persons.

Referred to Committee on Social Welfare.

Assembly Bill No. 413: By Mr. Kilpatrick—An act to add to the Welfare and Institutions Code Chapter 4 of Division 3, comprising Sections 2370 to 2374, inclusive, relating to the issuance by counties of bonds for the construction of homes for aged persons.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 414: By Messrs. Anderson, Hawkins, and Hollibaugh—An act to add Section 2805 to the Labor Code, relating to discrimination in employment.

Referred to Committee on Industrial Relations.

Assembly Bill No. 415: By Mr. McMillan—An act to amend Section 1299 of the Labor Code, relating to the employment of minors.

Referred to Committee on Industrial Relations.

Assembly Bill No. 416: By Mr. Dunn—An act to add Section 2163.3 to the Welfare and Institutions Code, relating to aid to the aged in respect to personal property qualifications of applicants and recipients.

Referred to Committee on Social Welfare.

REQUEST FOR UNANIMOUS CONSENT TO PRINT REMARKS

Mr. Dickey asked for, and was granted, unanimous consent that the following remarks by Speaker Collins be ordered printed in the Journal prior to the announcement of the standing committee appointments:

Remarks by Speaker Sam L. Collins

This morning it is my privilege and honor to announce the standing committees of the Assembly for this the Fifty-seventh (General) Session of the Legislature.

Before making that announcement I would like to repeat a statement I made here on this rostrum when you honored me with the election as your Speaker.

I said then that I would carry over into the conduct of the office none of the memories of the contest which preceded my election—that I bore no ill will against those who opposed me.

My appointments as of today, I believe you will agree, bear out that statement.

I have named to chairmanships certain of those Republicans who opposed me. Also, I have named Democrats to chairmanships. Those Democrats who have been so honored have, by their past records of accomplishment, qualified themselves for their positions.

As to membership on the committees I have set the ratio in the same proportion as the Republican majority in the House bears to the representation of the Democratic minority—approximately five to three.

Likewise, I have named as members of the committees those members whose interests are most concerned and whose districts are most affected by the activities of that particular committee.

Membership of the Agriculture Committee, for example, is composed largely of men who represent rural areas Likewise, the Judiciary Committee's membership is composed, for the most part, of attorneys

I have done this feeling that the interests of the people most concerned with these various legislative matters to be introduced at this session will be best served and that the legislation will be first acted upon by men who, as nearly as possible, are experienced and qualified.

It is my belief that this policy will have laid the groundwork for harmony and good will not only among the members but in the minds of the many men and women who will come from all parts of the State during our current session to appear before the various committees.

Not only do I hope that these appointments will expedite the business of the Legislature, but it is also my hope that they will reflect to the credit and the esteem of the *entire Legislature!*

Keeping in mind that the Republican Party is the minority party in the State of California, it is my hope that the business of the Assembly will be so conducted as to win the confidence and the respect of all the people of our great State.

If this is done—if we give to the people of our State constructive legislation which will expedite progress in this important postwar period, I feel certain we will inspire that confidence so necessary to again make us the majority party in the State.

If, judged by our actions—our devotion to duty, our painstaking application to each and every problem of legislation as it presents itself before this body, we can be as successful as our great and beloved Republican Governor Earl Warren has been, I know we will soon be in the majority.

APPOINTMENT OF STANDING COMMITTEES

Speaker Collins announced the appointment of the following Standing Committees of the Assembly for the Fifty-seventh (General) Session:

AGRICULTURE, Committee on—Clarke (Chairman); Silliman (Vice Chairman); Beck, Boyd, Brown, Butters, Cooke, Cramer, Lester T. Davis, Ralph C. Dills, Erwin, Hinckley, Hinton, Johnson, Kirkwood, Knight, Loomis, Lowrey, Miller, Price, Stephenson, Thompson, and Thorp—23 members.

CIVIL SERVICE AND STATE PERSONNEL, Committee on—Gannon (Chairman); Stephenson (Vice Chairman); Caldecott, George D. Collins, Cramer, Johnson, Loomis, Miller, and Stewart—9 members.

CONSERVATION AND PLANNING, Committee on—McMillan (Chairman); Cramer (Vice Chairman); Berry, Clarke, Crowley, Lester T. Davis, Dickey, Hinton, Lowrey, Luckel, O'Day, Sheridan, Stanley, Thurman, and Weber—15 members.

CONSTITUTIONAL AMENDMENTS, Committee on—Crowley (Chairman); Maloney (Vice Chairman); Crichton, Dickey, McCollister, Rosenthal, and Thompson—7 members.

CRIME AND CORRECTION, Committee on—Price (Chairman); Bennett (Vice Chairman); Berry, Conrad, Cooke, Hahn, Kilpatrick, McMillan, and Nichouse—9 members.

EDUCATION, Committee on—Dunn (Chairman); Anderson, Blosser, Brady, Burns, Caldecott, Collier, M. Philip Davis, Debs, Ralph C. Dills, Gaffney, Geddes, Grunsky, Hinckley, Huyck, Kirkwood, Loomis, Nichouse, Price, and Robertson—21 members.

ELECTIONS AND REAPPORTIONMENT, Committee on—Robertson (Chairman); Waters (Vice Chairman); Conrad, Dolwig, Erwin, Gaffney, Kilpatrick, Loomis, O'Day, and Stewart—10 members.

FINANCE AND INSURANCE, Committee on—Geddes (Chairman); Blosser (Vice Chairman); Brady, Burke, Carey, Clayton A. Dills, Doyle, Grunsky, Huyck, Johnson, Lyons, Maloney, Price, Robertson, and Stanley—15 members.

FISH AND GAME, Committee on—Erwin (Chairman); Thomas (Vice Chairman); Butters, Carey, Doyle, Grunsky, Heisinger, James, Luckel, McMillan, and Thurman—11 members.

GOVERNMENTAL EFFICIENCY AND ECONOMY, Committee on—Field (Chairman); Carey (Vice Chairman); Brady, Burke, Butters, Collier, Lester T. Davis, Dickey, Ralph C. Dills, Dunn, Sheridan, Thomas, and Weber—13 members.

INDUSTRIAL RELATIONS, Committee on—Lyons (Chairman); Gaffney (Vice Chairman); Berry, Collier, George D. Collins, M. Philip Davis, Field, Fletcher, Gannon, Hinckley, Hollibaugh, Miller, Maloney, Rosenthal, and Stewart—15 members

JUDICIARY, Committee on—Brown (Chairman); Rosenthal (Vice Chairman); Beck, Bennett, Brady, Caldecott, George D. Collins, Crichton, Crowley, M Philip Davis, Dickey, Dolwig, Gannon, Grant, Grunsky, Hahn, Huyck, James, Kirkwood, O'Day, Sheridan, Sherwin, Waters, and Wollenberg—24 members

LEGISLATIVE PROCEDURE, Committee on—Weber (Chairman); Boyd (Vice Chairman); Beck, Geddes, Hawkins, Heisinger, Sherwin, and Waters—8 members.

LIVESTOCK AND DAIRIES, Committee on—Thorp (Chairman); Heisinger (Vice Chairman); Burns, Clarke, Dolwig, Lester T. Davis, Ralph C. Dills, Johnson, McCollister, Silliman, and Stephenson—11 members.

MANUFACTURING, OIL, AND MINING INDUSTRY, Committee on—Ralph C. Dills (Chairman); Sheridan (Vice Chairman); Burke, Crichton, Dunn, Fletcher, Hollibaugh, James, Robertson, Stanley, Thompson, Thurman, and Waters—13 members.

MILITARY AFFAIRS, Committee on—McCollister (Chairman); Huyck (Vice Chairman); Allen, Anderson, Cooke, Cramer, Clayton A. Dills, Dolwig, Doyle, Luckel, Nichouse, Price, and Stewart—13 members.

MUNICIPAL AND COUNTY GOVERNMENT, Committee on—Thurman (Chairman); Stanley (Vice Chairman); Bennett, Boyd, Debs, Clayton A. Dills, Grant, Hollibaugh, Stephenson, and Stewart—10 members.

PUBLIC HEALTH, Committee on—Debs (Chairman); Evans (Vice Chairman); Blosser, Clayton A. Dills, Field, Geddes, Grant, Hinton, McCollister, Rosenthal, and Thompson—11 members.

PUBLIC MORALS, Committee on—Thompson (Chairman); Crichton (Vice Chairman); Dickey, Fletcher, Maloney, McMillan, and Thorp—7 members.

PUBLIC UTILITIES AND CORPORATIONS, Committee on—Allen (Chairman); Knight (Vice Chairman); Burke, Cramer, Evans, Grant, and O'Day—7 members.

REVENUE AND TAXATION, Committee on—Hollibaugh (Chairman); Clayton A. Dills (Vice Chairman); Anderson, Boyd, Brown, Conrad, Evans, Geddes, Hawkins, Kirkwood, James, Knight, Robertson, Sherwin, Thomas, Waters, and Wollenberg—17 members.

RULES, Committee on—Dickey (Chairman); Doyle (Vice Chairman); Burns, Crichton, Dunn, Evans, Field, Fletcher, Hollibaugh, Lyons, Maloney, Thompson, and Wollenberg—13 members.

SOCIAL WELFARE, Committee on—Nichouse (Chairman); Kilpatrick (Vice Chairman); Blosser, Brown, Caldecott, Conrad, Hahn, Hawkins, Heisinger, Hinckley, and Hinton—11 members.

TRANSPORTATION AND COMMERCE, Committee on—Burns (Chairman); Luckel (Vice Chairman); Berry, Brady, Burke, Carey, Debs, Gaffney, Grant, Huyck, Lyons, Maloney, Rosenthal, Silliman, Stephenson, and Thomas—16 members.

WAYS AND MEANS, Committee on—Wollenberg (Chairman); Lowrey (Vice Chairman); Allen, Anderson, Bennett, Boyd, Butters, Clarke, Collier, George

D. Collins, Crowley, M. Philip Davis, Erwin, Field, Gaffney, Gannon, Hahn, Hawkins, Johnson, Kilpatrick, Silliman, Sherwin, Thurman, and Weber—24 members.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, January 16, 1947

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

Assembly Concurrent Resolution No. 24
Assembly Concurrent Resolution No. 25

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above resolutions ordered enrolled.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

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

Assembly Bill No. 417: By Messrs. Loomis and Clarke—An act to add Chapter 2A to Part 7, Division 11 of the Water Code, relating to improvement districts of irrigation districts.

Referred to Committee on Agriculture.

Assembly Bill No. 418: By Mr. Loomis—An act to add Sections 22252.1 and 22252.2 to the Water Code, relating to irrigation districts and the distribution of water in irrigation districts, declaring the urgency of this act, to take effect immediately.

Referred to Committee on Agriculture.

Assembly Bill No. 419: By Messrs. Loomis and Clarke—An act to add Sections 29a and 29b to the California Water District Act, relating to California water districts and the distribution of water in such districts, declaring the urgency of this act, to take effect immediately.

Referred to Committee on Agriculture.

Assembly Bill No. 420: By Messrs. Loomis and Clarke—An act to amend Sections 20517 and 20569 of the Water Code, relating to irrigation districts.

Referred to Committee on Agriculture.

Assembly Bill No. 421: By Messrs. Loomis and Clarke—An act to add Sections 23650 and 23651 to the Water Code, relating to improvement districts in irrigation districts.

Referred to Committee on Agriculture.

REQUEST FOR UNANIMOUS CONSENT TO SPEAK UPON THE CONDITION OF THE FILE

Mr. Evans, by unanimous consent, spoke upon the condition of the file, and stated that the Report of the Committee on Governmental Efficiency and Economy, now on file, had entailed much work; and that the escape, yesterday, of nine inmates of the Preston School of Industry indicated that recommendations of this committee had not been followed. Then he recommended that state departments be forced to conform to legislative action, previously taken, relative to the Preston School of Industry.

REQUEST FOR UNANIMOUS CONSENT TO SPEAK UPON THE CONDITION OF THE FILE

Mr. Field, by unanimous consent, spoke upon the condition of the file, and said that, in his opinion, the Superintendent of the Preston School of Industry is doing a good job but is handicapped by the jealousies of employees who seem to prefer to run things under the old regime, instead of under the Youth Authority, as is the present system; and that, until such time as personnel connected with the school cooperates with both the present administration, and the Youth Authority, there will be problems in connection with the Preston School.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 11 (BY UNANIMOUS CONSENT)

Senate Concurrent Resolution No. 11—Relative to the continuance of the Joint Committee on Insurance created by Resolutions Chapter 140 of the Fifty-sixth Regular Session.

Resolution read, and ordered held at desk.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 6 (BY UNANIMOUS CONSENT)

Senate Concurrent Resolution No. 6—Relative to the continuance of the Joint Fact-Finding Committee on Highways, Streets and Bridges created by Resolutions Chapter 133 of the 1945 Regular Session.

Resolution read.

Motion to Amend

Mr. George D. Collins moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 29, of the printed measure, after the period, insert "None of the money made available shall be expended on expenses for trips outside this State by any member of the committee."

Amendment read, and adopted.

Resolution ordered reprinted, and on file for adoption.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

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

Assembly Bill No. 422: By Mr. Stanley—An act to add Section 7202.1 to the Education Code, relating to the apportionment of the State Junior College Fund.

Referred to Committee on Education.

Assembly Joint Resolution No. 10: By Messrs. Dunn, Caldecott, Carey, Sheridan, Debs, and Dickey—Relative to an airport for the City of Hayward.

Request for Unanimous Consent

Mr. Dunn asked for, and was granted, unanimous consent to take up Assembly Joint Resolution No. 10, at this time, without reference to committee, print, or file, and that the same be considered engrossed.

CONSIDERATION OF ASSEMBLY JOINT RESOLUTION NO. 10

Assembly Joint Resolution No. 10—Relative to an airport for the City of Hayward.

Resolution read.

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

AYES—Allen, Anderson, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Dolwig, Dunn, Erwin, Field, Fletcher, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Loomis, Lowrey, Luckel, Maloney, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Sheridan, Silliman, Stanley, Stewart, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—62.

NOES—None.

Resolution ordered printed, and transmitted to the Senate.

Motion to Place Rush Order on Printing of Assembly Joint Resolution No. 10

Mr. Dunn moved that a rush order be placed upon the printing of Assembly Joint Resolution No. 10.

Motion carried.

REQUEST FOR UNANIMOUS CONSENT TO PRINT RESOLUTION

Mr. McMillan asked for, and was granted, unanimous consent that the following resolution be ordered printed in the Journal:

RESOLUTION NO. 1

WHEREAS, We consider that Child Care Centers and Nursery Schools are a necessary part of our educational system, and

WHEREAS, We feel that there is a tremendous need for continuing these Child Care Centers because:

The returning veteran, whose wife is forced to work, cannot pursue his educational ambitions unless he is able to keep his children in a Child Care Center or Nursery School; the standard of living of a group of our G. I.'s is extremely low unless the wife and mother can work in order to maintain a better standard of living; in cases of a widowed mother and sole support of her children, it is imperative that she have her child or children in a Child Care Center; when the family is large, circumstances necessitate that the mother work to keep the family in food and clothing; due to the shortage of nurses and teachers, some mothers have gone back to work in order to relieve the shortage and a larger majority of the returning veterans have chosen Hawthorne as a place to live in preference to Beverly Hills or Santa Barbara because it is a working class district and one which will fit their meager budget, and at present there is a long waiting list for both the day care centers and the nursery schools due to the lack of facilities, therefore

We resolve, That it is the sense of this meeting of Hawthorne Progressive Voters that the need for these centers has not ended, that the Legislature must continue and adequately finance their operation and we urgently request that you take immediate action to keep these facilities in operation.

HAWTHORNE PROGRESSIVE VOTERS ASSOCIATION
EMILY RILEY, Secretary

LAWRENCE ANDERSON, Chairman
235 Jefferson Avenue
Hawthorne, California

EMILY RILEY, Secretary
151 W. 138th Street
Hawthorne, California

ANNOUNCEMENT OF COMMITTEE MEETINGS

It was announced that the following committees would hold meetings today:

At 2 p.m.—
Education.

At 3 p.m.—
Social Welfare.

GUESTS EXTENDED PRIVILEGE OF ASSEMBLY FLOOR

On request of Mr. Kirkwood, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Emil Bushsen, principal; Mrs. Julia Tremaine, trustee; Mrs. Mildred McKee, Miss Ruth Lawler, Mrs. Emil Buchsen, and Phillip Dougherty, instructors; and the following pupils of the Santa Clara High School: Mercedes Vasquez, Betty J. Vierra, Ruth Weast, Cora Zambetti, Helen Zarate, Deloris Anderson, Nancy Bjorhe, Daisy Borghi, Enid Cardena, Nancy Carmody, Beatrice Cotaleno, Joan Dahl, Lorraine Derouze, Joy Eaton, Eldine Enos, Renee Faulkner, Delphine Fernandes, Joyce Fernandez, Jean Garcia, Jean Giannini, Mono Bell Hook, Peggy Karnes, Camilla Key, Ruth Kiesal, Ruth Laine, Carmen Lemele, Pat Loughran, Ramona McDonald, Isabel Navarro, Carmen Ojeda, Marie Paz, Barbara Pimentel, Betty Santos, Nony Thomas, and Blanche Vail.

On request of Mr. Heisinger, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to C. Todd Clark of Fresno.

On request of Mr. Kirkwood, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to L. Louis Gairaud of San Jose.

On request of Mr. Lester T. Davis, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to A. L. Davis of Storm Lake, Iowa.

On request of Mr. O'Day, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Pete Hindley and Osborn Pearson of San Francisco.

On request of Mr. Carey and the San Francisco Delegation, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mr. and Mrs. Alfred T. Lundberg and J. Croter of Alameda.

On request of Mr. Loomis, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to J. E. Frazier, of Gridley.

FIRST REPORT OF STATE PUBLIC WORKS BOARD

MEMBERS, STATE PUBLIC WORKS BOARD

JAMES S. DEAN, Director of Finance
C. H. PURCELL, Director of Public Works
HUBERT B. SCUDDER, Real Estate Commissioner
SENATOR JESSE M. MAYO — ASSEMBLYMAN T. FENTON KNIGHT
SENATOR CHARLES H. DEUEL — ASSEMBLYMAN _____ (vacant)

STATE OF CALIFORNIA, DEPARTMENT OF FINANCE
SACRAMENTO, January 16, 1947

Honorable Goodwin J. Knight, President of the Senate
Honorable Sam L. Collins, Speaker of the Assembly

Respectfully submitted herewith is the First Report to the Legislature of the State Public Works Board on the status of the building program of state agencies being carried out under authority of Chapter 145, Statutes of 1946 (First Extraordinary Session). Section 12 of the act stipulates that such a report be presented within 10 days after the opening of each regular legislative session.

This act, by which the board was created and by which funds are provided for a unified program of construction, improvements and equipment for state agencies, was passed at the Special Legislative Session of January, 1946, was approved by the Governor on March 13, 1946, and became law on May 21, 1946. Since this latter date and covering the period through December 31, 1946, the board has taken certain actions designed to carry out the postwar construction program of the several state agencies. These actions taken to date are consistent with the provisions of the act. Yet, at the same time, they have been circumscribed by the difficulties, uncertainties and high costs inherent in any building program undertaken at this time. Projects approved by the board thus far and the progress being made in implementing them are recapitulated in the four schedules attached hereto and designated as follows:

SCHEDULE A summarizes the allocations of funds recommended by the State Public Works Board during the period May 21, 1946, through December 31, 1946. They are segregated into the four classifications of "Plans and Specifications," "Equipment," "Construction" and "Miscellaneous Repairs and Improvements" for each of the agencies participating in the program. This schedule reveals that the board has recommended to the Director of Finance the allocation of $11,044,988 as follows:

For plans and specifications	$1,182,488
For equipment purchases	2,902,000
For construction projects	4,960,500
For miscellaneous repairs and improvements	2,000,000
Total	$11,044,988

SCHEDULE B details the projects of each agency for which allocations have been made pursuant to board recommendation and shows the specific amount allotted for each project, the amount encumbered to date and the balance still unencumbered. As revealed in this schedule, the total amount of executive orders issued through December 31, 1946, is $10,944,093. The difference between this figure and the total of Schedule "A" represents board recommendations which have not yet been implemented through issuance of executive orders. A recapitulation of Schedule "B" follows:

Executive orders issued	*Amount allocated*	*Amount encumbered*	*Unencumbered balance*
For plans and specifications	$1,182,488	$774,491	$407,997
For equipment purchases	2,812,930	575,781	2,237,149
For construction projects	4,960,500	2,198,758	2,761,742
For miscellaneous repairs and improvements	1.988,175	666,662	1,321,513
Totals	$10,944,093	$4,215,692	$6,728,401

SCHEDULE C relates the construction projects approved by the board to the priority listing of projects in the "Statement of Capital Expenditures Required by State Agencies," submitted by the Director of Finance at the time of the January, 1946, Special Legislative Session. Each

agency's projects are listed in priority sequence. The January, 1946, estimated costs are shown in comparison with the actual amounts approved by the board for allocation.

SCHEDULE D shows the status as of December 31, 1946, of the $154,000,000 appropriation of Chapter 145. The summary of this schedule is:

Original appropriation		$154,000,000
Approved for allocation		
Executive orders issued	$10,994,093	
Executive orders not yet issued	100,895	11,094,988
Balance of original appropriation still available		$142,905,012

Not included in any of the foregoing schedules is reference to the serious responsibility placed on the board under Section 12 of the State Public Works Act, to report upon "the anticipated needs for expenditure during the next biennium." The period thus to be considered normally would be the two years starting July 1, 1947, and ending June 30, 1949. However, since recent passage of the constitutional amendment providing for annual legislative sessions, it has been assumed that the wording of this section should be construed to call for an estimate of construction expenditures for a one year period only, namely the fiscal year starting July 1, 1947, and ending June 30, 1948. The estimate made later in this report reflects this assumption.

The act creating the board under Section 3 says:

"The *board* shall determine when and if any construction * * * shall be undertaken and shall give *due consideration* to:

1. The *immediate needs* of state agencies for construction and improvements;
2. Obtaining construction * * * at the most *reasonable price consistent* with such needs;
3. The needs of construction * * * at *state agencies* in relation to the needs for *private construction* * * *.
4. Providing of public works *to relieve unemployment.*"

Section 3 further calls attention to the "intolerably overcrowded and distressed living conditions at our hospitals and other institutions for the care of the mentally ill and other wards of the State," and specifically directs the State Public Works Board, in the exercise of its powers and the discharge of its responsibilities "to give prime consideration to the needs of these institutions, * * * to do everything within its powers to assure prompt rectification of such conditions and to allow or suffer the undertaking of no other project * * * that will or may impair or retard the expeditious or complete attainment of these objectives for the wards of the State."

In preparing its estimate of anticipated expenditures during the coming fiscal year, the board has weighed carefully all of the foregoing factors, each in its relation to the others. The conclusion reached is that the "immediate needs" of state agencies and the specific legislative directive to give the earliest possible relief to overcrowded, obsolescent and inadequate facilities at state institutions and schools are factors of paramount importance and as such must be given the greater emphasis. It

becomes mandatory, therefore, that the State during the coming fiscal year embark upon a minimum construction program even though it be one of considerable magnitude. The estimate of the board is based upon an undisputable need. Its cost is justified on the basis of such need. It has been tempered to the extent that with prudent timing it will not retard to any considerable degree the flow of materials and manpower into private construction channels.

In the opinion of the State Public Works Board the anticipated needs for expenditure by state agencies participating in the unified construction program will be as follows for the coming fiscal year:

University of California	$12,000,000
Department of Education	10,000,000
Department of Mental Hygiene	14,000,000
Department of Corrections	6,000,000
California Youth Authority	3,500,000
Veterans' Home	1,750,000
State Capitol and Offices	5,000,000
Department of Natural Resources	1,000,000
Department of Motor Vehicles	1,250,000
Department of Agriculture	350,000
State Agricultural Society and Exposition Park	(program undetermined)
Miscellaneous Repairs and Improvements	2,000,000
Total	$56,850,000

It may be noted here that the above estimate has been computed on the basis of current construction costs which the State Architect and the University of California estimate are at index 500 (Base 1913 = 100). Projects contemplated under this program are exclusively those itemized in the printed listing of proposed capital expenditures submitted to the Legislature in January, 1946. The program as financed at that time was estimated at a 333 index.

Special attention should also be called to the above proposed expenditures for projects of the Department of Mental Hygiene. This agency, which has by far the most extensive overall postwar program, has received recently a considerable measure of temporary relief through acquisition of two surplus Federal hospitals located near Auburn and Modesto. The hospitals are now being used, will be in full operation shortly, and will then provide accommodations for approximately 5,000 institution patients. However, when these two are completely filled, there will still be greater than 1,300 patients over capacity in the other institutions of this department at a time when the ratio of patients to population is below normal.

With respect to the anticipated expenditure of $2,000,000 for projects in the miscellaneous repair and improvement category, particular reference is made to the fact that this will exhaust the funds available for these purposes. The expanded needs of all agencies for deferred maintenance and minor construction, occasioned through inability to date to commence or complete major construction and replacement projects, have created demands for these funds far in excess of earlier estimates. This aggravated condition may be expected to continue until the overall building program is substantially completed.

In its report to the Legislature the State Public Works Board is also required to advise as to such additional amounts which should be

appropriated to meet the costs of carrying out the approved building program of Chapter 145. In recommending on this subject the Board has confined its analysis to the basic program as approved in January, 1946, and as contemplated under the $154,000,000 appropriation made at that time. Recommendations dealing with expansions of the scope of certain approved projects, with requests for financing of new projects and for augmentation of various direct appropriation acts, are being prepared by the Department of Finance, the State Architect and the several agencies involved for inclusion in the fiscal year budget to be submitted by the Governor.

Referring specifically to the program of expenditures approved and financed under Chapter 145, the board finds that increases in costs of construction, which have occurred during the last 12 months, have rendered this program insolvent to the extent of $77,000,000. In effect, the $154,000,000 program of new construction passed last January is as of this date only two-thirds financed. This means that at the present building cost index only two-thirds of the approved construction needs of the various state agencies can be provided with funds now available. Furthermore, it is estimated by the State Architect, the University of California, and other competent authorities that no immediate reduction in building costs can reasonably be anticipated.

The circumstances which have combined to produce today's costs of construction are common knowledge and have been covered thoroughly in the press and elsewhere. However, the dates of the basic changes in the cost indices are pertinent.

The construction cost index of 100 was created in 1913. The deferred building program of California state agencies was inaugurated in 1941 upon cost index 250. In January of 1946 the index had risen to 333. This was the basis for the unified construction program financed as of that date. As of December, 1946, further rises have lifted the index to 500. Relating this to the $154,000,000 appropriation of last January, additional funds in the amount of $77,000,000 are needed to provide for completion of the program at this current cost index factor.

It is the recommendation of the board that such additional funds, if approved, be apportioned among the various agencies as follows:

University of California	$15,000,000
Department of Education	6,750,000
Department of Mental Hygiene	28,750,000
Department of Corrections	6,100,000
California Youth Authority	3,500,000
Veterans' Home	1,200,000
Department of Finance for State Capitol, office and other buildings	7,900,000
Department of Natural Resources	1,650,000
Department of Motor Vehicles	1,703,750
Department of Agriculture	225,000
State Agricultural Society and Exposition Park—Sixth District Agricultural Association	1,750,000
Miscellaneous Repairs and Improvements of which not more than five hundred thousand dollars ($500,000) shall be available to the University of California	2,471,250
Total	$77,000,000

Respectfully submitted.

JAMES S. DEAN
Chairman, State Public Works Board

SUMMARY OF ACTION TAKEN BY STATE PUBLIC WORKS BOARD THROUGH DECEMBER 31, 1946, UNDER AUTHORITY OF CHAPTER 145, STATUTES OF 1946 (FIRST EXTRAORDINARY SESSION)

RECOMMENDED ALLOCATIONS

Agency	*For plans**	*For equipment*	*For construction*	*Total*
University of California	$335,640	$500,000	$3,199,000†	$4,034,640
Education	116,583	500,000	--------	616,583
Mental Hygiene	405,700	500,000	262,500	1,168,200
Corrections	172,000	500,000	620,000	1,292,000
Youth Authority	--------	100,000	40,000	140,000
Veterans' Home	55,800	100,000	464,000	619,800
Finance	--------	500,000	200,000	700,000
Natural Resources	90,000	170,000	175,000	435,000
Motor Vehicles	--------	--------	--------	--------
Agriculture	6,765	32,000	--------	38,765
State Fair	--------	--------	--------	--------
Total	$1,182,488	$2,902,000	$4,960,500	$9,044,988

To University of California for miscellaneous repairs and improvements	1,000,000
To all other agencies for miscellaneous repairs and improvements	1,000,000
Total	$11,044,988

* During the period May-December, 1946, the Board of Control, on recommendation of the State Public Works Board, approved the allocation to the Division of Architecture of $942,952 from funds available under Chapter 20, Statutes of 1944 (Fourth Extraordinary Session) for plan preparation. Amounts by agencies are: (a) Education, $21,000, (b) Mental Hygiene, $399,300, (c) Corrections, $332,000, (d) Natural Resources, $10,685; (e) Youth Authority, $167,967; (f) Agriculture, $12,000.

† Effective with the creation of the board in May, the University of California has adopted the policy of also presenting for board approval those projects financed either by direct appropriation or from the Fair and Exposition Fund. Projects in this category, which have been approved to date, total $3,267,000.

DETAILED SCHEDULE OF PROJECTS BY AGENCIES FOR WHICH ALLOCATIONS HAVE BEEN MADE FROM CHAPTER 145, STATUTES OF 1946 (FIRST EXTRAORDINARY SESSION), SHOWING STATUS OF ALLOCATIONS THROUGH DECEMBER 31, 1946

University of California	*Amount allocated*	*Amount encumbered*	*Unencumbered balance*
1. Plans and specifications	$335,640	--------	$335,640
2. Federal surplus equipment	500,000	--------	500,000
3. Chemistry building—Berkeley	1,114,000	$784,732	329,268
4. Utilities expansion—Berkeley	135,000	--------	135,000
5. Fire protection—Mt. Hamilton	100,000	10,950	89,050
6. Pier repairs—La Jolla	67,000	15,000	52,000
7. Utilities expansion—La Jolla	34,000	--------	34,000
8. Library Stacks—U. C. L. A.	215,000	--------	215,000
9. Business Administration Bldg.—U. C. L. A.	1,400,000	--------	1,400,000
10. Utilities Expansion—U. C. L. A.	134,000	51,450	82,550
11. Miscellaneous repairs and improvements:			
Berkeley	400,000	--------	400,000
Davis	80,000	--------	80,000
La Jolla	8,000	--------	8,000
Los Angeles	172,000	--------	172,000
Mt. Hamilton	8,000	8,000	--------
Riverside	12,000	--------	12,000
San Francisco	80,000	--------	80,000
Santa Barbara	40,000	--------	40,000
Unallocated	200,000	--------	200,000
Total	$5,034,640	$870,132	$4,164,508

	Amount allocated	*Amount encumbered*	*Unencumbered balance*
Recapitulation—University of California			
Plans	$335,640	--------	$335,640
Equipment	500,000	--------	500,000
Construction	3,199,000	$862,132	2,336,868
Miscellaneous repairs and improvements	1,000,000	8,000	992,000
Total	$5,034,640	$870,132	$4,164,508
Department of Education			
1. Equipment—School for Blind	$5,450	--------	$5,450
2. Equipment—School for Deaf	58,600	--------	58,600
3. Temporary Buildings—Maritime Academy	3,610	$3,309	301
4. Equipment—Maritime Academy	10,000	--------	10,000
5. Road and Ground Improvements—Maritime Academy	15,000	940	14,060
6. Temporary buildings—Chico	7,200	5,712	1,488
7. Equipment—Chico	34,000	--------	34,000
8. Veterans' housing—Chico	30,500*	16,796	13,704
9. Equipment—Fresno	70,000	--------	70,000
10. Veterans' housing—Fresno	20,000*	19,236	764
11. Equipment—Humboldt	18,730	--------	18,730
12. Veterans' housing—Humboldt	20,000*	6,755	13,245
13. Temporary buildings—Humboldt	50,000	48,400	1,600
14. Temporary buildings—San Diego	82,500	82,440	60
15. Equipment—San Diego	43,400	7,824	35,576
16. Equipment—San Francisco	148,500	--------	148,500
17. Temporary buildings—San Francisco	12,300	11,609	691
18. Temporary buildings—San Jose	42,000	41,390	610
19. Equipment—San Jose	72,250	1,231	71,019
20. Veterans' housing—San Jose	20,000*	15,526	4,474
To Division of Architecture for plans and specifications	116,583†	116,583	--------
Totals	$880,623	$377,751	$502,872
Recapitulation—Department of Education			
Plans	$116,583	$116,583	--------
Equipment	460,930‡	9,055	$451,875
Construction	--------	--------	--------
Miscellaneous repairs and improvements	303,110	252,113	50,997
Totals	$880,623	$377,751	$502,872

* Of the amounts so indicated, 90 percent will be refunded later from the legislative appropriation for veterans' temporary housing at state colleges.

† This amount has been supplemented by Board of Control action allocating $21,000 to the Division of Architecture from Chapter 20, Statutes of 1944 (Fourth Extraordinary Session).

‡ The additional sum of $39,070 has been approved by the board for allocation for equipment purchases, but is being held in reserve to augment any of the above equipment purchase allocations as and when needed

	Amount allocated	*Amount encumbered*	*Unencumbered balance*
Department of Mental Hygiene			
1. Equipment—Agnews	$18,000		$18,000
2. Physicians' residences Camarillo	35,000	$29,000	6,000
3. Temporary buildings— Camarillo	150,000	26,659	123,341
4. Equipment—Camarillo	50,000		50,000
5. Physician's residence— Mendocino	17,500		17,500
6. Temporary buildings— Mendocino	21,000	21,000	
7. Equipment—Mendocino	25,000		25,000
8. Physicians' residences— Napa	52,500		52,500
9. Temporary buildings—Napa	18,300	18,300	
10. Equipment—Napa	68,000	10,000	58,000
11. Physicans' residences— Norwalk	35,000		35,000
12. Temporary buildings— Pacific Colony	13,300	3,675	9,625
13. Equipment—Pacific Colony	7,000		7,000
14. Physicans' residences—Patton	52,500		52,500
15. Equipment—Patton	28,000		28,000
16. Equipment—Sonoma	34,000		34,000
17. Physicians' residences— Stockton	70,000		70,000
18. Equipment—Stockton	20,000		20,000
19. Federal surplus equipment	250,000		250,000
To Division of Architecture for plans and specifications	405,700*	405,700	
Total	$1,370,800	$514,334	$856,466
Recapitulation—Department of Mental Hygiene			
Plans	$405,700	$405,700	
Equipment	500,000	10,000	$490,000
Construction	262,500	29,000	233,500
Miscellaneous repairs and improvements	202,600	69,634	132,966
Total	$1,370,800	$514,334	$856,466

* This amount has been supplemented by Board of Control action allocating $399,300 to the Division of Architecture from Chapter 20, Statutes of 1944 (Fourth Extraordinary Session).

	Amount allocated	*Amount encumbered*	*Unencumbered balance*
Department of Corrections			
1. Inter-Communication System	$3,000	$2,487	$513
2. Temporary buildings—Chino	100,000	74,268	25,732
3. Equipment—Chino	30,000	27,836	2,164
4. Industrial building—Folsom	100,000	73,439	26,561
5. Temporary buildings—Folsom	10,300	9,143	1,157
6. Equipment—Folsom	50,000		50,000
7. Miscellaneous repairs—Folsom	37,860		37,860
8. Temporary buildings—San Quentin	9,000	9,000	
9. Equipment—San Quentin	154,600	116,000	38,600
10. Jute mill building—San Quentin	290,000	290,000	
11. New retaining wall—San Quentin	3,700	3,700	
12. Steel building—Soledad	220,000	219,380	620
13. Equipment—Soledad	215,400	52,072	163,328
14. Purchase of residence—Soledad	10,000	10,000	
15. Temporary buildings—Tehachapi	40,000	38,387	1,613
To Division of Architecture for plans and specifications	172,000*	172,000	
Total	$1,445,860	$1,097,712	$348,148
Recapitulation—Department of Corrections			
Plans	$172,000	$172,000	
Equipment	450,000†	195,908	$254,092
Construction	620,000	592,819	27,181
Miscellaneous repairs and improvements	203,860	136,985	66,875
Total	$1,445,860	$1,097,712	$348,148

* This amount has been supplemented by Board of Control action allocating $332,000 to the Division of Architecture from Chapter 20, Statutes of 1944 (Fourth Extraordinary Session).

† The additional sum of $50,000 has been approved by the board for allocation for equipment purchases but is being held in reserve to augment any of the above equipment purchase allocations as and when needed.

California Youth Authority			
1. Employees cottages—Fricot	$20,000		$20,000
2. Equipment—Fricot	9,000		9,000
3. Deferred maintenance and construction—Fricot	29,805	$18,630	11,175
4. Equipment—Los Guilucos	18,000		18,000
5. Portable buildings—Los Guilucos	6,800	6,800	
6. Deferred maintenance—Fred C. Nelles School	16,500	16,500	
7. Employees cottages—Preston	20,000	20,000	
8. Maximum security unit—Preston	50,000	50,000	
9 Equipment—Preston	43,000	33,463	9,537
10. Remodel hospital—Preston	10,000	10,000	
11. Equipment—Ventura	30,000		30,000
12. Repairs to lighting and water system—Ventura	20,500	12,000	8,500
Total	$273,605	$167,393	$106,212

Recapitulation—California Youth Authority	*Amount allocated*	*Amount encumbered*	*Unencumbered balance*
Plans*	---	---	---
Equipment	$100,000	$33,463	$66,537
Construction	40,000	20,000	20,000
Miscellaneous repairs and improvements	133,605	113,930	19,675
Total	$273,605	$167,393	$106,212

* The Board of Control has allocated $167,967 to the Division of Architecture from Chapter 20, Statutes of 1944 (Fourth Extraordinary Session) for plans and specifications on projects of the California Youth Authority.

Veterans' Home			
1. Equipment	$100,000	$8,031	$91,969
2. East wing of hospital convalescent barracks officers' residences	464,000	464,000	---
3. Dishwashing facilities in mess hall	5,000	5,000	---
4. Moving building from Tanforan	25,000	---	25,000
To Division of Architecture for: Plans and specifications	55,800	55,800	---
Total	$649,800	$532,831	$116,969

Recapitulation—Veterans' Home			
Plans	$55,800	$55,800	---
Equipment	100,000	8,031	$91,969
Construction	464,000	464,000	---
Miscellaneous repairs and improvements	30,000	5,000	25,000
Total	$649,800	$532,831	$116,969

Department of Finance			
1. Repairs to Capitol and other buildings	$25,000	$25,000	---
2. Repairs to Capitol and other buildings	25,000	25,000	---
3. Leveling ground at Napa State Farm	12,000	12,000	---
4. Equipment for Printing Division	500,000	303,688	$196,312
5. Construction at 7th and "M" Streets, Sacramento	200,000	192,000	8,000
6. Repairs to Capitol and other buildings	50,000	19,000	31,000
7. Leveling ground at Napa State Farm	3,000	---	3,000
Total	$815,000	$576,688	$238,312

Recapitulation—Department of Finance			
Plans	---	---	---
Equipment	$500,000	$303,688	$196,312
Construction	200,000	192,000	8,000
Miscellaneous repairs and improvements	115,000	81,000	34,000
Total	$815,000	$576,688	$238,312

	Amount allocated	*Amount encumbered*	*Unencumbered balance*
Department of Natural Resources			
1. Equipment	$170,000	$15,636	$154,364
2. Roads, telephones, power lines and facilities	175,000	38,807	136,193
3. Engineering surveys and plans	90,000*	17,643	72,357
Total	$435,000	$72,086	$362,914
Recapitulation—Department of Natural Resources			
Plans	$90,000	$17,643	$72,357
Equipment	170,000	15,636	154,364
Construction	175,000	38,807	136,193
Miscellaneous repairs and improvements	--------	--------	--------
Total	$435,000	$72,086	$362,914

* This amount has been supplemented by Board of Control action allocating $10,685 to the Division of Architecture from Chapter 20, Statutes of 1944 (Fourth Extraordinary Session).

Department of Motor Vehicles

No allocations recommended to date

Department of Agriculture			
1. Equipment	$32,000	--------	$32,000
To Division of Architecture for plans and specifications	6,765*	$6,765	--------
Total	$38,675	$6,765	$32,000
Recapitulation—Department of Agriculture			
Plans	$6,765	$6,765	--------
Equipment	32,000	--------	$32,000
Construction	--------	--------	--------
Miscellaneous repairs and improvements	--------	--------	--------
Total	$38,765	$6,765	$32,000

* This amount has been supplemented by Board of Control action allocating $12,000 to the Division of Architecture from Chapter 20, Statutes of 1944 (Fourth Extraordinary Session).

State Agricultural Society and Exposition Park

No allocations to date

Grand Total—All Agencies

Amount allocated	$10,944,093
Amount encumbered	4,215,692
Unencumbered balance	6,728,401

Recapitulation—All Agencies			
Plans	$1,182,488	$774,491	$407,997
Equipment	2,812,930	575,781	2,237,149
Construction	4,960,500	2,198,758	2,761,742
Miscellaneous repairs and improvements	1,988,175	666,662	1,321,513
Grand Total	$10,944,093	$4,215,692	$6,728,401

PROJECTS IN THE "STATEMENT OF CAPITAL EXPENDITURES REQUIRED BY STATE AGENCIES," SUBMITTED BY DIRECTOR OF FINANCE TO JANUARY, 1946, SPECIAL LEGISLATIVE SESSION, FOR WHICH THE ALLOCATION OF FUNDS HAS BEEN AUTHORIZED BY THE STATE PUBLIC WORKS BOARD AS OF DECEMBER 31, 1946

	Priority number	*Estimated Cost January 1946 at 333 index*[1]	*Amount allocated*
University of California			
Library stack completion—U.C.L.A.	2	$215,000	$215,000
Veterinary science unit No. 2—Davis	4	617,000	*
Pier repairs and rehabilitation—La Jolla	5	67,000	67,000
Fire protection and building rehabilitation—Mt. Hamilton	7	100,000	100,000
Plant sciences—Davis	9	670,000	*
Chemistry expansion—Berkeley	11	800,000	1,150,000
Utility expansion—U.C.L.A.	14	134,000	134,000
Soils and irrigation—Davis	16	400,000	*
Heating plant—Riverside	21	80,000	*
Utilities expansion and roads—La Jolla	30	34,000	34,000
Utilities expansion and roads—Davis	31	147,000	*
Business administration and economics—U.C.L.A.	32	1,000,000	1,400,000
Utility expansion—Berkeley	37	135,000	135,000
Arroyo grading—U.C.L.A.	50	400,000	†
Veterinary science unit No. 3—Davis	56	1,000,000	*

* To be financed from Horse Racing Funds already appropriated.
† To be financed from the direct appropriation to the university under Chapter 147, Statutes of 1946 (First Extraordinary Session).

Department of Education			
No construction projects authorized			
Department of Mental Hygiene			
Two physicians' residences—Camarillo	76	$28,000	$35,000
Four physicians' residences—Stockton	77–155*	53,333	70,000
Three physicians' residences—Napa	79– 92†	42,750	52,500
One physician's residence—Mendocino	80‡	13,350	17,500
Two physicians' residences—Norwalk	81	26,700	35,000
Three physicians' residences—Patton	82	40,000	52,500

* These two projects in the priority list contemplate six residences at a cost of $80,000 or $13,333 each. Four only were authorized at $17,500 each
† These two projects contemplate four residences at a cost of $57,000 or $14,250 each. Three only were authorized at $17,500 each
‡ *This project contemplates two residences at a cost of $26,700 or $13,350 each One only was authorized.*

Department of Corrections	*Priority number*	*Estimated Cost January 1946 at 333 index*[1]	*Amount allocated*
50 steel barracks—Soledad	5	*	$230,000
Jute mill building—San Quentin	6	$200,000	200,000
Industrial building—Folsom	8	200,000	100,000

* Erection of these barracks was not contemplated when the priority list was prepared and submitted to the Legislature However, they are being so located that they will fit into the permanent building layout at this institution.

[1] Base: 1913=100.

	Priority number	Estimated Cost January 1946 at 333 index[1]	Amount allocated
California Youth Authority			
Two employees' cottages—Preston	34*	$25,000	$20,000
Two employees' cottages—Fricot	48†	25,000	20,000

* This project contemplates the construction of 26 bungalows ranging from two to five rooms at a total cost of $190,600 The five-room cottages were estimated at $12,500 each Two were authorized at $10,000 each.
† This project contemplates four cottages at a cost of $50,000 or $12,500 each. Two only were authorized at $10,000 each.

	Priority number	Estimated Cost January 1946 at 333 index[1]	Amount allocated
Veterans' Home			
East wing to hospital	1	$119,000	$269,000
Convalescent barracks	2	374,000	160,000
Two officers' residences	5*	26,800	35,000

* This project contemplates five residences at a total cost of $67,000 or $13,400 each. Two only were authorized at $17,500 each.

Department of Finance

No projects in the priority list have been authorized for construction. The project for remodeling of the office building at Seventh and M Streets, Sacramento, was not contemplated when the priority list was prepared and submitted.

	Priority number	Estimated Cost January 1946 at 333 index[1]	Amount allocated
Department of Natural Resources			
Construction of roads, telephones, power lines and facilities			$175,000

* The postwar building construction program of this department as submitted in January, 1946, at a total estimated cost of $3,300,000 did not contain projects in detail

Department of Motor Vehicles

No construction projects authorized

Department of Agriculture

No construction projects authorized

State Agricultural Society and Exposition Park

No construction projects authorized

[1] Base: 1913=100.

STATUS OF APPROPRIATION FOR UNIFIED CONSTRUCTION PROGRAM, CHAPTER 145, STATUTES OF 1946 (FIRST EXTRAORDINARY SESSION) AS OF DECEMBER 31, 1946

	Amounts Approved for Allocation				
	Amount appropriated	*Executive orders issued through 12/31/46*	*Executive orders not yet issued*	*Total*	*Balance 12/31/46*
University of California	$30,000,000	$4,034,640	------	$4,034,640	$25,965,360
Education	13,500,000	577,513	$39,070	616,583	12,883,417
Mental Hygiene	57,500,000	1,168,200	------	1,168,200	56,331,800
Corrections	12,200,000	1,242,000	50,000	1,292,000	10,908,000
Youth Authority	7,000,000	140,000	------	140,000	6,860,000
Veterans' Home	2,400,000	619,800	------	619,800	1,780,200
Finance	15,800,000	700,000	------	700,000	15,100,000
Natural Resources	3,300,000	435,000	------	435,000	2,865,000
Motor Vehicles	3,407,500	------	------	------	3,407,500
Agriculture	450,000	38,765	------	38,765	411,235
State Fair	3,500,000	------	------	------	3,500,000
Miscellaneous Repairs and Improvements	4,942,500	2,038,175*	11,825	2,050,000	2,892,500
Totals	$154,000,000	$10,994,093	$100,895	$11,094,988	$142,905,012

* Included in this amount is an allocation of $50,000 to the Department of Finance for expenses necessary for the administration of the provisions of the Act. This action is in accord with the legislative directive contained in Section 8.

ADJOURNMENT

At 11.23 a.m., on motion of Mr. Dickey, the Speaker declared the Assembly adjourned until 10 a.m., Friday, January 17, 1947.

SAM L. COLLINS, Speaker

GERALDINE B. HADSELL, Minute Clerk

CALIFORNIA LEGISLATURE
FIFTY-SEVENTH (GENERAL) SESSION

ASSEMBLY DAILY JOURNAL

TENTH LEGISLATIVE DAY
TWELFTH CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO
Friday, January 17, 1947

The Assembly met at 10 a.m.

Hon. Thomas A. Maloney, Speaker pro Tempore of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

ROLL CALL

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

Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Huckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Maloney, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—72

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. Raymond Renwald:

Cleanse our hearts, O God, with the fire of the Holy Spirit, that we may ever serve Thee with chaste body and please Thee with a clean heart. May this Advocate who proceeds from You, O God, also enlighten our minds and lead us unto all truth as Thy Son has promised—AMEN.

READING OF THE JOURNAL DISPENSED WITH

On motion of Mr. Loomis, further reading of the Journal of the previous legislative day was dispensed with.

LEAVES OF ABSENCE FOR THE DAY

The following member was granted leave of absence for the day, because of legislative business elsewhere:

Mr. Weber, on motion of Mr. Dickey.

The following member was granted leave of absence for the day, and desired to waive his per diem:

Mr. Lyons, on motion of Mr. Hollibaugh.

Speaker Presiding

At 10.05 a.m., Hon Sam L. Collins, Speaker of the Assembly, presiding.

COMMUNICATIONS

By Speaker Collins:

The following communication was received, read, and ordered printed in the Journal:

SACRAMENTO, CALIFORNIA, January 17, 1947

Honorable Members of the Assembly

On behalf of myself and the members of the family of my late brother, Peter R. Maloney, may I thank you from a grateful heart for your kind expressions, and the resolution unanimously passed in respect to the memory of Peter who was so dear not only to his family but to so many people in California

Very truly yours,

THOMAS A. MALONEY

MEMBERS EXCUSED TO HOLD COMMITTEE MEETING

At 10.05 a.m., Mr. Clarke asked for, and was granted, unanimous consent that the members of the Committtee on Agriculture be excused, at this time, for the purpose of holding a meeting of the committee in the post office.

Speaker Pro Tempore Presiding

At 10.06 a.m., Hon. Thomas A. Maloney, Speaker pro Tempore of the Assembly, presiding.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, January 17, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined Assembly Concurrent Resolution No. 10

And reports the same correctly engrossed.

WEBER, Chairman

Above reported resolution ordered on file for adoption.

ASSEMBLY CHAMBER, SACRAMENTO, January 16, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined: Assembly Concurrent Resolution No 23

And reports the same correctly engrossed.

WEBER, Chairman

Above reported resolution ordered on file for adoption.

Committee on Social Welfare

ASSEMBLY CHAMBER, SACRAMENTO, January 17, 1947

MR. SPEAKER: Your Committee on Social Welfare, to which was referred. Assembly Bill No 135

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be re-referred to Committee on Ways and Means.

NIEHOUSE, Chairman

Above reported bill re-referred to Committee on Ways and Means.

Speaker Presiding

At 10.08 a.m., Hon. Sam L. Collins, Speaker of the Assembly, presiding.

CHANGE IN STANDING COMMITTEE MEMBERSHIP

Speaker Collins announced the appointment of Mr Field as a member of the Committee on Transportation and Commerce, vice Mr. Maloney, resigned.

REPORTS OF STANDING COMMITTEES

Committee on Education

ASSEMBLY CHAMBER, SACRAMENTO, January 16, 1947

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

Assembly Bill No. 90

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

DUNN, Chairman

Above reported bill ordered to second reading.

SECOND READING OF ASSEMBLY BILLS (BY UNANIMOUS CONSENT)

Assembly Bill No. 90—An act to amend Section 18059 of the Education Code, relating to the letting of contracts, extending the period within which the section is to remain in effect, declaring the urgency hereof, to take effect immediately.

Bill read second time, and ordered engrossed.

REPORTS OF STANDING COMMITTEES

Committee on Social Welfare

ASSEMBLY CHAMBER, SACRAMENTO, January 17, 1947

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

Assembly Bill No 134

Has had the same under consideration, and reports the same back with amendments with the recommendation. Amend, do pass, as amended, and re-refer to Committee on Ways and Means.

NIEHOUSE, Chairman

Above reported bill ordered to second reading.

SECOND READING OF ASSEMBLY BILLS (BY UNANIMOUS CONSENT)

Assembly Bill No. 134—An act to amend Sections 3025, 3084, and 3087 of the Welfare and Institutions Code, relating to aid to the needy blind, increasing the amount thereof, and making an appropriation; and declaring the urgency thereof, to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Social Welfare:

Amendment No. 1

On page 1, line 7, of the printed measure, strike out "and not an inmate of any institution supported"; strike out line 8; and in line 9, strike out "divisions,".

Amendment No. 2

On page 2, line 40, of said measure, strike out "shall be not less than one-half of the amount so"; in line 41, strike out "granted or made available.", and insert "for each county shall bear the same proportion to the total amount made available to this State for such administrative costs that the administrative costs of that county bear to the total administrative costs of all the counties and of the State."

Amendments read, and adopted.

Bill ordered reprinted and engrossed.

COMMUNICATIONS

By Speaker Collins:

A communication from Rollin L. McNitt, attorney of Los Angeles, relative to the lease of the Black Building in Los Angeles by the State, was received, and ordered referred to the Committee on Rules.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

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

Assembly Bill No. 423: By Mrs. Niehouse—An act to amend Section 78 of the Streets and Highways Code, relating to public highways.

Referred to Committee on Conservation and Planning.

Assembly Bill No. 424: By Mrs. Niehouse—An act to amend Section 2160.5 of the Welfare and Institutions Code, relating to aid to the aged.

Referred to Committee on Social Welfare.

Assembly Bill No. 425: By Mr. Debs—An act to amend Sections 3025, 3084, and 3087 of the Welfare and Institutions Code, relating to aid to the needy blind.

Referred to Committee on Social Welfare.

Assembly Bill No. 426: By Mr. Debs—An act to amend Section 2163 of the Welfare and Institutions Code, relating to personal property qualifications for aid to the aged.

Referred to Committee on Social Welfare.

Assembly Bill No. 427: By Messrs. Doyle and Allen—An act to add Chapter 3 to Division 8 of the Vehicle Code, relating to the sales of used cars.

Referred to Committee on Transportation and Commerce.

Assembly Bill No. 428: By Mr. Doyle—An act to amend Section 2183.9 of the Welfare and Institutions Code, relating to aid to the aged.

Referred to Committee on Social Welfare.

Assembly Bill No. 429: By Messrs. Wollenberg, Sam L. Collins, Hollibaugh, Erwin, Maloney, Field, and Sherwin—An act to amend Section 7.5 of the Bank and Corporation Franchise Tax Act, Section 5.5 of the Corporation Income Tax Act, and Sections 6051, 6201, 17053.5, 19200, 19201.5, 19202, 19203.5, 19204.5, 19205.5 of the Revenue and Taxation Code, relating to state taxation and providing for rates and exemptions, and providing that this act shall take effect immediately.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 430: By Messrs. Wollenberg, Sam L. Collins, Hollibaugh, Kirkwood, Maloney, Erwin, Field, James, and Sherwin—An act to provide for a Commission for the Investigation and Study of State and Local Taxation, defining its powers and duties, and making an appropriation.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 431: By Mr. Wollenberg—An act making an appropriation in augmentation of the appropriation in Item 43 of the Budget Act of 1945, for additional support of the Poultry Improvement Commission, to take effect immediately.

Referred to Committee on Ways and Means.

Assembly Bill No. 432: By Mr. Wollenberg—An act making an appropriation in augmentation of the appropriation in Item 187 of the Budget Act of 1945, payable from the Motor Vehicle Fund, for support of the Department of Motor Vehicles, to take effect immediately.

Referred to Committee on Ways and Means.

Assembly Bill No. 433: By Mr. Wollenberg—An act making an appropriation in augmentation of the appropriation in Item 200 of the Budget Act of 1945, for support of the Division of Forestry, Department of Natural Resources

Referred to Committee on Ways and Means.

Assembly Bill No. 434: By Messrs. Wollenberg, Sam L. Collins, Field, Kirkwood, Maloney, and Erwin—An act to amend Section 12001 of the Government Code, relating to the Governor's Office.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 435: By Mr. Maloney—An act to add Sections 1160.5 and 1160.6 to the Harbor and Navigation Code, relating to pilots, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Transportation and Commerce.

REQUEST FOR UNANIMOUS CONSENT

Mr. Maloney asked for, and was granted, unanimous consent to take up Senate Concurrent Resolution No. 11, at this time, without reference to file.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 11

Senate Concurrent Resolution No. 11—Relative to the continuance of the Joint Committee on Insurance created by Resolutions Chapter 140 of the Fifty-sixth Regular Session.

Resolution read.

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

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crowley, Debs, Dickey, Clayton A. Dills, Dolwig, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Thurman, Waters, Wollenberg, and Mr. Speaker—56.

NOES—None.

Resolution ordered transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT TO WITHDRAW SENATE BILL NO. 4 FROM COMMITTEE

Mr. Wollenberg asked for, and was granted, unanimous consent that Senate Bill No. 4 be withdrawn from the Committee on Military Affairs for consideration, at this time.

CONSIDERATION OF SENATE BILL NO. 4 (BY UNANIMOUS CONSENT)

Senate Bill No. 4—An act making an appropriation to the Department of Veterans Affairs for the purpose of providing educational assistance for veterans, declaring the urgency hereof, to take effect immediately.

Recommendation of the Governor

In accordance with Article IV, Section 34, of the Constitution, the Governor presented the following communication recommending the passage of Senate Bill No. 4:

STATE OF CALIFORNIA, GOVERNOR'S OFFICE
SACRAMENTO, January 8, 1947

To the Honorable Members of the Assembly
Sacramento, California

GENTLEMEN:

Senate Bill No. 4—"An act making an appropriation to the Department of Veterans Affairs for the purpose of providing educational assistance for veterans, declaring the urgency hereof, to take effect immediately,"

in my opinion constitutes an emergency bill within the meaning of that term as used in Sections 1 and 34 of Article IV of the Constitution of the State of California, the consideration of which should not await the final enactment of the Budget Bill.

I therefore recommend consideration of Senate Bill No. 4 as necessary for the immediate preservation of the public peace, health, or safety and as an emergency measure.

Respectfully submitted.

EARL WARREN, Governor

Resolution to Suspend Constitutional Provision

The following resolution was offered:

By Mr. Wollenberg:

Resolved, That Senate Bill No. 4 presents a case of urgency, as that term is used in Article IV, Section 15, of the Constitution, and the provision of that section requiring that the bill be read on three several days in each house is hereby dispensed with, and it is ordered that said bill be read the second and third times, and placed upon its passage.

Resolution read.

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

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crowley, Debs, Clayton A. Dills, Dolwig, Dunn, Field, Fletcher, Gaffney, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—59.

NOES—None.

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

Senate Bill No. 4—An act making an appropriation to the Department of Veterans Affairs for the purpose of providing educational assistance for veterans, declaring the urgency hereof, to take effect immediately.

Bill read second time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crowley, Debs, Clayton A. Dills, Dolwig, Dunn, Field, Fletcher, Gaffney, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—59.

NOES—None.

Senate Bill No. 4—An act making an appropriation to the Department of Veterans Affairs for the purpose of providing educational assistance for veterans, declaring the urgency hereof, to take effect immediately.

Bill read third time.

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

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crowley, Debs, Clayton A. Dills, Dolwig, Dunn, Field, Fletcher, Gaffney, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—59.

NOES—None.

Bill ordered transmitted to the Senate.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolution was offered:

Assembly Concurrent Resolution No. 27: By Mr. McMillan—Relative to the approval of the charter of the City of Culver City, a municipal corporation, in the County of Los Angeles, State of California, as voted for and ratified by the electors of the City of Culver City, at an election held therein on the seventh day of January, 1947.

Request for Unanimous Consent

Mr. McMillan asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 27, at this time, without reference to committee, print, or file, and that the same be considered engrossed.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 27

Assembly Concurrent Resolution No. 27—Relative to the approval of the charter of the City of Culver City, a municipal corporation, in the County of Los Angeles, State of California, as voted for and ratified by the electors of the City of Culver City, at an election held therein on the seventh day of January, 1947.

Resolution read.

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

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crowley, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Dolwig, Dunn, Field, Fletcher, Gaffney, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—59.

NOES—None.

Resolution ordered printed, and transmitted to the Senate.

REPORTS OF STANDING COMMITTEES

Committee on Agriculture

ASSEMBLY CHAMBER, SACRAMENTO, January 17, 1947

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

Assembly Bill No 94

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be re-referred to Committee on Ways and Means.

CLARKE, Chairman

Above reported bill ordered re-referred to Committee on Ways and Means.

ASSEMBLY CHAMBER, SACRAMENTO, January 17, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 90

and reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

REQUEST FOR UNANIMOUS CONSENT

Mr. Grant asked for, and was granted, unanimous consent to take up Assembly Bill No. 90, at this time, without reference to file

CONSIDERATION OF ASSEMBLY BILL NO. 90

Assembly Bill No. 90—An act to amend Section 18059 of the Education Code, relating to the letting of contracts, extending the period within which the section is to remain in effect, declaring the urgency hereof, to take effect immediately.

Resolution to Suspend Constitutional Provision

The following resolution was offered:

By Mr. Grant:

Resolved, That Assembly Bill No. 90 presents a case of urgency, as that term is used in Article IV, Section 15, of the Constitution, and the provision of that section requiring that the bill be read on three several days in each house is hereby dispensed with, and it is ordered that said bill be read the third time, and placed upon its passage

Resolution read.

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

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D Collins, Conrad, Cooke, Cramer, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Dolwig, Dunn, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McMillan, Miller, Nichouse, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—62.

NOES—None

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

Assembly Bill No. 90—An act to amend Section 18059 of the Education Code, relating to the letting of contracts, extending the period within which the section is to remain in effect, declaring the urgency hereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crowley, Lester T Davis, M Philip Davis, Debs, Dickey, Clayton A Dills, Dolwig, Dunn, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—64.

NOES—None

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

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crowley, Lester T Davis, M Philip Davis, Debs, Dickey, Clayton A. Dills, Dolwig, Dunn, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—64.

NOES—None.

Bill ordered transmitted to the Senate.

MEMBERS EXCUSED TO HOLD COMMITTEE MEETING

At 10 38 a m , Mr Dunn, asked for, and was granted, unanimous consent that the members of the Committee on Education be excused, at this time, for the purpose of holding a meeting of the committee in the post office.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

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

Assembly Bill No. 436: By Mrs. Niehouse—An act appropriating money to pay the claim of Chester W. Foster against the State of California.

Referred to Committee on Ways and Means.

Assembly Bill No. 437: By Mr. Burns—An act to add Section 6401.5 to the Labor Code and to repeal Chapter 278, Statutes 1913, relating to the keeping of medical kits in factories.

Referred to Committee on Public Health.

Assembly Bill No. 438: By Mr. Crowley—An act to amend an initiative act entitled "An act prescribing the terms upon which licenses may be issued to practitioners of chiropractic, creating the State Board of Chiropractic Examiners and declaring its powers and duties, prescribing penalties for violation hereof, and repealing all acts and parts of acts inconsistent herewith," approved by electors November 7, 1922, by adding Section 8.1 thereto, relating to the rights of blind person in respect to the study and practice of chiropractic, said amendment to take effect upon the approval thereof by the electors, and providing for the submission thereof to the electors pursuant to Section 1b of Article IV of the State Constitution.

Referred to Committee on Public Health.

Assembly Bill No. 439: By Mr Silliman—An act to amend Section 2943 of the Penal Code, relating to the discharge of prisoners, and specifying the privileges, funds, and clothing to be provided thereupon.

Referred to Committee on Crime and Correction.

Assembly Bill No. 440: By Mr. Wollenberg—An act making an appropriation to pay the claim of the Secretary of the State Board of Control against the State of California, declaring the urgency thereof and providing that this act shall take effect immediately.

Referred to Committee on Ways and Means.

Assembly Bill No. 441: By Mr. Allen (By request)—An act to appropriate money to pay the claim of Daniel D. Frohman against the State of California.

Referred to Committee on Ways and Means.

Assembly Bill No. 442: By Messrs. Anderson, Clayton A. Dills, and Hahn—An act to add Section 551 to the Streets and Highway Code, relating to state highway routes.

Referred to Committee on Conservation and Planning.

Assembly Bill No. 443: By Messrs. Waters and Huyck—An act to amend Section 4041.39 of the Political Code and Sections 26201 and 26202 of the Government Code, relating to the destruction of certain records.

Referred to Committee on Judiciary.

Assembly Bill No. 444: By Messrs. Waters and Huyck—An act to add Section 4041.40 to the Political Code, and Section 26205 to the Government Code, relating to the preservation of certain documentary records by the preparation of photographic copies thereof and the destruction or disposition of said records thereafter.

Referred to Committee on Judiciary.

Assembly Bill No. 445: By Messrs. Waters and Huyck—An act to amend Section 1920b of the Code of Civil Procedure, relating to the preservation of documentary records by the preparation of photographic copies thereof and providing that such copies may be used in place of the original under certain conditions.

Referred to Committee on Judiciary.

Assembly Bill No. 446: By Messrs. Waters and Huyck—An act to amend Section 4095a of the Political Code and Section 26907 of the Government Code, relating to county records.

Referred to Committee on Judiciary.

Assembly Constitutional Amendment No. 9: By Messrs. Anderson, McMillan, M. Philip Davis, Fletcher, Grant, and Hollibaugh—A resolution to propose to the people of the State of California an amendment to the Constitution of the State by amending Section 14, Article I, thereof, relating to immediate possession in eminent domain proceedings.

Referred to Committee on Constitutional Amendments.

Assembly Bill No. 447: By Mr. Fletcher—An act to amend Sections 5410 and 5804 of the Labor Code, relating to workmen's compensation.

Referred to Committee on Industrial Relations

REQUEST FOR UNANIMOUS CONSENT

Mr. Debs asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 10, at this time, without reference to file.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 10

Assembly Concurrent Resolution No. 10—Relative to continuance of the Joint Interim Committee on Aviation created by Resolutions Chapter 62 of the 1946 (First) Special Session.

Resolution read.

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

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cramer, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Dolwig, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Maloney, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—62.

NOES—None.

Resolution ordered transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT

Mr. Stanley asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 23, at this time, without reference to file.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 23

Assembly Concurrent Resolution No. 23—Relative to expenditures for capital outlay, State Division of Beaches and Parks.

Resolution read.

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

AYES—Allen, Anderson, Bennett, Berry, Blosser, Boyd, Brady, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cramer, Crowley, Lester T. Davis, Debs, Dickey, Dolwig, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Luckel, Maloney, McMillan, Miller, Niehouse, Price, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—56

NOES—Lowrey—1.

Resolution ordered transmitted to the Senate.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

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

Assembly Bill No. 448: By Mr. Geddes—An act to amend Sections 201, and 203 of, and to add Sections 201.5 and 255 to, the Unemploy-

ment Insurance Act, relating to disability benefits and declaring the urgency thereof, to take effect immediately.

Referred to Committee on Finance and Insurance.

Assembly Bill No. 449: By Mr Dickey—An act to amend Section 255 of, and to add Section 255.4 to, the Revenue and Taxation Code, relating to affidavits for exemptions.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 450: By Mr. Dickey—An act to amend Section 255 of the Revenue and Taxation Code, relating to affidavits for exemptions.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 451: By Mr. Dickey—An act to amend Section 413 of the Code of Civil Procedure, relating to service of summons by publication in civil actions.

Referred to Committee on Judiciary.

Assembly Bill No. 452: By Mrs Niehouse—An act to amend Section 700 of the Welfare and Institutions Code, relating to juvenile courts.

Referred to Committee on Judiciary.

Assembly Bill No. 453: By Mrs. Niehouse, Messrs. Anderson, Debs, Gaffney, Allen, Bennett, Berry, Brady, Brown, Burke, Carey, Cooke, Cramer, Doyle, Evans, Hawkins, Heisinger, Hollibaugh, Huyck, Luckel, Lyons, McMillan, Price, Rosenthal, and Waters—An act to add Section 2163.3 to the Welfare and Institutions Code, relating to aid to the aged, declaring rents not income; and declaring the urgency thereof, to take effect immediately.

Referred to Committee on Social Welfare.

Assembly Bill No. 454: By Mrs. Niehouse, Messrs. Anderson, Debs, Gaffney, Allen, Bennett, Berry, Brady, Brown, Burke, Carey, Cooke, Cramer, Doyle, Evans, Hawkins, Heisinger, Hollibaugh, Huyck, Luckel, Lyons, McMillan, Price, Rosenthal, and Waters—An act to add Section 3084.5 to the Welfare and Institutions Code, relating to aid to the needy blind, declaring rents received not income; and declaring the urgency thereof, to take effect immediately.

Referred to Committee on Social Welfare.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, January 17, 1947

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

Senate Concurrent Resolution No. 15

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS

The following resolution was read:

Senate Concurrent Resolution No. 15—Relative to approving certain amendments to the charter of the City of Oakland, a municipal cor-

poration in the County of Alameda, State of California, voted for and ratified by the qualified electors of said city at a special municipal election held therein on the fifth day of November, 1946.

Request for Unanimous Consent

Mr. Dickey asked for, and was granted, unanimous consent to take up Senate Concurrent Resolution No. 15, at this time, without reference to committee or file.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 15

Senate Concurrent Resolution No. 15—Relative to approving certain amendments to the charter of the City of Oakland, a municipal corporation in the County of Alameda, State of California, voted for and ratified by the qualified electors of said city at a special municipal election held therein on the fifth day of November, 1946

Resolution read.

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

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D Collins, Conrad, Cramer, Crowley, Lester T. Davis, Debs, Dickey, Clayton A Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Maloney, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—66

NOES—None.

Resolution ordered transmitted to the Senate.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

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

Assembly Bill No. 455: By Mr. Debs—An act to amend Section 2727.5 of the Business and Professions Code, relating to the qualification of nurses, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Public Health.

Motion to Place Rush Order on Printing of Assembly Bill No. 455

Mr. Debs moved that a rush order be placed upon the printing of Assembly Bill No. 455.

Motion carried.

Assembly Bill No. 456: By Mrs. Niehouse, Messrs. Luckel, and Cramer—An act to amend Section 19700 of the Health and Safety Code, relating to signs in hotels

Referred to Committee on Judiciary.

Assembly Bill No. 457: By Mr. Dickey—An act to amend Sections 1, 2, 3, 5, and 6 of the Judges' Retirement Act, to amend and renumber Section 1.5 thereof to be Section 1.2, to add Sections 1.1, 1.3, 1.4, and 1.5 thereto, and to repeal and add Section 4 thereof, and to add Section 1.5 to the Judges' Retirement Fund Act, and amend Sections 2, 3, 4, and 4.5 thereof, relating to retirement, with retirement allowances, of judges and

justices, and to contributions to the Judges' Retirement Fund to provide such retirement allowances.

Referred to Committee on Judiciary

Assembly Constitutional Amendment No. 10: By Messrs. Field, Stewart, Allen, Butters, Erwin, Evans, and Sherwin—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending Section 23 of Article VI thereof, relating to the qualifications of justices and judges.

Referred to Committee on Constitutional Amendments.

QUESTION OF PERSONAL PRIVILEGE

Mr. Geddes arose to the following question of personal privilege: That the press had misquoted him in stating that he is opposed to health insurance and said that he had introduced legislation relative to the improvement of health conditions, particularly as affecting women in industries. He said health insurance, insofar as it insures those costs which are insurable, is certainly desirable, but, that there has been a difference of opinion as to how such insurance is to be made available; whether it shall be provided by private enterprise or whether it must be "compulsory," and administered by the State.

REQUEST FOR UNANIMOUS CONSENT TO SPEAK UPON THE CONDITION OF THE FILE

Mr. Heisinger asked for, and was granted, unanimous consent to speak upon the condition of the file.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

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

Assembly Bill No. 458: By Messrs. Allen, Stewart, Evans, Field, Butters, Erwin, and Sherwin—An act to amend Section 1505 of the Military and Veterans Code, relating to preparedness against and the handling of disasters.

Referred to Committee on Military Affairs.

Assembly Bill No. 459: By Messrs. Field, Allen, Butters, Evans, Erwin, and Stewart—An act to amend Sections 1050 and 1433 of the Penal Code, relating to criminal procedure.

Referred to Committee on Judiciary.

Assembly Bill No. 460: By Messrs. Field, Butters, Evans, Allen, Erwin, Sherwin, and Stewart—An act to add Section 817a to the Penal Code, relating to peace officers.

Referred to Committee on Judiciary.

Assembly Bill No. 461: By Messrs. Field, Evans, Allen, Stewart, Butters, Erwin, and Sherwin—An act to amend Sections 1425 and 1462 of the Penal Code, relating to criminal jurisdiction of justices' and municipal courts.

Referred to Committee on Judiciary.

Assembly Bill No. 462: By Messrs. Stewart, Allen, Evans, Butters, Erwin, Field, and Sherwin—An act to add Section 1276 to the Penal Code, relating to release of a defendant in a criminal case on his own recognizance.

Referred to Committee on Judiciary.

Assembly Bill No. 463: By Messrs. Evans, Allen, Field, Butters, Erwin, Sherwin, and Stewart—An act to amend Section 701, 703, 705, and 706 of, and to add Section 701.1 to the Penal Code, relating to threatened violations of law and security to keep the peace.

Referred to Committee on Judiciary.

Assembly Bill No. 464: By Messrs. Evans, Allen, Butters, Erwin, Field, Sherwin, and Stewart—An act to amend the Penal Code by adding Section 421, relating to crimes against public peace.

Referred to Committee on Judiciary.

Assembly Bill No. 465: By Messrs. Stewart, Allen, Evans, Butters, Erwin, Field, and Sherwin—An act to add Section 527.1 to the Code of Civil Procedure, relating to preliminary injunctions and temporary restraining orders.

Referred to Committee on Judiciary.

Assembly Bill No. 466: By Messrs. Erwin, Evans, Field, Allen, Butters, Sherwin, and Stewart—An act to add Section 527.5 to the Code of Civil Procedure, relating to temporary restraining orders.

Referred to Committee on Judiciary.

Assembly Bill No. 467: By Messrs Field, Allen, Evans, Butters, Erwin, Sherwin, and Stewart—An act to amend Sections 1429 and 1430 of the Penal Code, relating to criminal procedure.

Referred to Committee on Judiciary.

Assembly Bill No. 468: By Messrs. Sherwin and Sheridan—An act to amend Section 149 of the Civil Code, relating to the jurisdiction of courts over property.

Referred to Committee on Judiciary.

Assembly Bill No. 469: By Mr. Sherwin—An act to add Article 6 to Chapter 5 and Article 7.5 to Chapter 10 of Part 8, and Article 2.5 to Chapter 8 and Article 1.5 to Chapter 13 of Part 10, of Division 2 of the Revenue and Taxation Code, relating to the exemption of persons dying in the military service from taxes and providing for the refund of taxes so paid.

Referred to Committee on Judiciary.

Assembly Bill No. 470: By Mr. McMillan—An act in relation to the regulation, control, and stabilization of rents for, and the eviction of tenants of, residential housing accommodations during an emergency, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Judiciary.

Assembly Bill No. 471: By Mr. McMillan—An act to establish in the Division of Real Estate of the Department of Investment a Rent Administrator and prescribing his powers and duties; to provide for appointment of rental arbitration boards and prescribing their powers and duties; to provide for the regulation, control and stabilization of rents and rental agreements upon their release from control by the Federal Government, and for the regulation of proceedings for the recovery of possessions of rental properties, and certain other incidents of the landlord-tenant relationship within defense-rental areas, and to provide a method for the orderly readjustment of rents during the period of transition from present controls by the Federal Government until a normal relationship between supply of various classes of rental properties and demand therefor make unnecessary the administration of further control.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 472: By Mr McMillan—An act making an appropriation for the support of the Rent Administrator and the administration of the Emergency Fair Rent Act.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 473: By Messrs Bennett, Kilpatrick, Berry, and Price—An act to add Section 1759.5 to the Welfare and Institutions Code, relating to the placement power of the Youth Authority.

Referred to Committee on Judiciary.

Assembly Bill No. 474: By Mr. Maloney—An act to amend Section 4 of "An act defining credit unions, providing for their incorporation, powers, management and supervision," approved March 31, 1927, relating to fines and obligations of officers.

Referred to Committee on Finance and Insurance.

Assembly Bill No. 475: By Mr. Maloney—An act to amend Section 17 of "An act defining credit unions, providing for their incorporation, powers, management and supervision," approved March 31, 1927, relating to duties of directors.

Referred to Committee on Finance and Insurance.

Assembly Concurrent Resolution No. 28: By Messrs. Hahn, Hinton, Anderson, Clayton A. Dills, Allen, Beck, Bennett, Boyd, Collier, Conrad, Crowley, Doyle, Erwin, Field, Fletcher, Geddes, Grant, Hinckley, Hollibaugh, Huyck, Kilpatrick, Knight, Maloney, Rosenthal, Stewart, Waters, and Wollenberg—Relative to Pepperdine College.

Referred to Committee on Rules.

REPORTS OF STANDING COMMITTEES

Committee on Education

ASSEMBLY CHAMBER, SACRAMENTO, January 17, 1947

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

Assembly Bill No. 360

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be re-referred to Committee on Ways and Means.

DUNN, Chairman

Above reported bill ordered re-referred to Committee on Ways and Means.

REQUEST FOR UNANIMOUS CONSENT TO WITHDRAW ASSEMBLY BILL NO. 360 FROM COMMITTEE

Mr. M. Philip Davis asked for, and was granted, unanimous consent that Assembly Bill No. 360 be withdrawn from the Committee on Ways and Means for consideration, at this time.

CONSIDERATION OF ASSEMBLY BILL NO. 360

Assembly Bill No. 360—An act making an appropriation for the support of child care centers, and declaring the urgency thereof, to take effect immediately.

Recommendation of the Governor

In accordance with Article IV, Section 34, of the Constitution, the Governor presented the following communication recommending the passage of Assembly Bill No. 360:

STATE OF CALIFORNIA, GOVERNOR'S OFFICE
Sacramento, January 17, 1947

To the Honorable Members of the Assembly
Sacramento, California

GENTLEMEN:

Assembly Bill No. 360—"An act making an appropriation for the support of child care centers, and declaring the urgency thereof, to take effect immediately."

In my opinion constitutes an emergency bill within the meaning of that term as used in Sections 1 and 34 of Article IV of the Constitution of the State of California, the consideration of which should not await the final enactment of the Budget Bill

I therefore recommend consideration of Assembly Bill No. 360 as necessary for the immediate preservation of the public peace, health or safety and as an emergency measure

Respectfully submitted.

EARL WARREN, Governor

Resolution to Suspend Constitutional Provision

The following resolution was offered:

By Mr. M. Philip Davis:

Resolved, That Assembly Bill No. 360 presents a case of urgency, as that term is used in Article IV, Section 15, of the Constitution, and the provision of that section requiring that the bill be read on three several days in each house is hereby dispensed with, and it is ordered that said bill be read the second and third times, considered engrossed, and placed upon its passage.

Resolution read.

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

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brown, Burke, Butters, Caldecott, Carey, Collier, George D. Collins, Conrad, Cooke, Cramer, Crowley, M. Philip Davis, Debs, Clayton A. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Hurck, James, Johnson, Kirkwood, Knight, Loomis, Lowrey, Luckel, Maloney, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—63

NOES—Burns—1

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

Assembly Bill No. 360—An act making an appropriation for the support of child care centers, and declaring the urgency thereof, to take effect immediately.

Bill read second time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brown, Burke, Butters, Caldecott, Carey, Collier, George D. Collins, Conrad, Cooke, Cramer, Crowley, M. Philip Davis, Debs, Clayton A. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Knight, Loomis, Lowrey, Luckel, Maloney, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—63.

NOES—Burns—1.

Assembly Bill No. 360—An act making an appropriation for the support of child care centers, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

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

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brown, Burke, Butters, Caldecott, Carey, Collier, George D. Collins, Conrad, Cooke, Cramer, Crowley, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Knight, Luckel, Maloney, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stewart, Thurman, Waters, and Wollenberg—57.

NOES—Burns, Clarke, Loomis, Lowrey, and Thorp—5.

Bill ordered transmitted to the Senate.

Explanation of Vote

It was necessary for me to be out of the Assembly Chamber attending a conference with the State Fire Marshal, when Assembly Bill No. 360 was voted upon. If I had been present I would have voted for the bill.

DWIGHT H. STEPHENSON

REQUEST FOR UNANIMOUS CONSENT

Mr. Maloney asked for, and was granted, unanimous consent to take up Senate Concurrent Resolution No. 13, at this time, without reference to committee or file.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 13

Senate Concurrent Resolution No. 13—Relative to the creation of a Committee to Investigate and Report Upon the Housing Problem in California with particular reference to veterans' housing.

Resolution read.

Motion to Re-refer Senate Concurrent Resolution No. 13

Mr. Doyle moved that Senate Concurrent Resolution No. 13 be re-referred to the Committee on Rules.

Motion lost.

The question being on the adoption of Senate Concurrent Resolution No. 13.

Motion to Amend

Mr. Conrad moved the adoption of the following amendment:

Amendment No. 1

On page 1 of the printed measure, strike out lines 19 to 20, inclusive, and insert "and".

Amendment read, and adopted.

Question of Personal Privilege

Mr. Gannon arose to the following question of personal privilege: That, in discussing Senate Concurrent Resolution No. 13, he would like to correct Mr. Maloney's statement that he had entirely blamed labor for the housing shortage. He further stated that, in his opinion, the responsibilty for building homes rested in three places—labor, business, and materials.

Request for Unanimous Consent

Mr. Maloney asked for, and was granted, unanimous consent to take up Senate Concurrent Resolution No. 13, as amended, at this time, without reference to reprint or file.

Consideration of Senate Concurrent Resolution No. 13, as Amended

Senate Concurrent Resolution No. 13—Relative to the creation of a Committee to Investigate and Report Upon the Housing Problem in California with particular reference to veterans' housing.

Resolution read, as amended.

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

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crowley, Lester T. Davis, Debs, Dickey, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Maloney, McMillan, Miller, Niehouse, O'Day, Price, Rosenthal, Sheridan, Silliman, Stanley, Stephenson, Stewart, Thurman, Waters, and Wollenberg—64

NOES—Boyd, Hinckley, Robertson, Sherwin, and Thorp—5

Resolution ordered printed, and transmitted to the Senate.

REPORT

By Speaker Collins:

The following Report of the California Commission on Uniform State Laws was received, read, and ordered printed in the Journal in 10-point type:

REPORT OF THE CALIFORNIA COMMISSION ON UNIFORM STATE LAWS—1945-1946

LETTER OF TRANSMITTAL

CALIFORNIA COMMISSION ON UNIFORM STATE LAWS

SACRAMENTO 2, January 14, 1947

Honorable Sam L. Collins
Speaker of the Assembly of California
State Capitol, Sacramento, California

MR. SPEAKER:

On behalf of the chairman and members of the commission, I transmit to you herewith the 1945-46 Biennial Report of the California Commission on Uniform State Laws.

The report has been executed in triplicate, and is being presented also to the Senate, and to the Governor.

Very truly yours,

FRED B. WOOD, Member of Commission

REPORT OF THE CALIFORNIA COMMISSION ON UNIFORM STATE LAWS—1945-1946

To the Honorable, the Governor, and the Members of the California State Legislature

The California Commission on Uniform Laws begs to present the following report for the biennium 1945-1946.

There were two changes in the personnel of the commission. Mr Martin J. Dinkelspiel of San Francisco was appointed a member in 1944 in the place of Mr. Maurice Saeta. Mr. Jefferson Davis of Los Angeles was appointed a member in 1945 in the place of Mr. Richard Olson of Los Angeles. Mr. Max Radin of Berkeley, California, was reappointed a member in 1945. Mr. Fred Wood, Legislative Counsel, is by statute the fourth member of the board.

At a meeting held in San Francisco Mr. Radin was elected chairman, and Mr. Martin J. Dinkelspiel was elected secretary of the commission.

It will clarify an understanding of the work of the commission if something is said about its general function.

One of the earliest of the purposes of the American Bar Association, when it was established in 1878, was that of securing a larger measure of uniformity in those statutes of the various states which are likely to affect the citizens of other states. Commercial law was the obvious field in which this was the case, and certain branches of commercial law were those first considered. In all the stages of this movement toward uniformity, both when it was carried on through a committee of the Bar Association and after it was managed by a group of independent commissioners meeting at a conference—always held so far as possible in close association with the meeting of the American Bar Association—members of the California Bar took an active part.

The function of the Conference of Commissioners on Uniform Laws has broadened considerably. Many other fields besides those of commercial law have been considered and uniform laws on property, public law, social welfare, civil procedure, torts and criminal law and divorce have been approved and adopted in a number of states. But, true to its original function, the commissioners neither purpose nor desire any unification of the laws of the United States which will disregard completely the special circumstances and needs of individual states. With that in mind, a distinction has recently been made between uniform acts proper and "model acts." The latter are meant to indicate the general contents of legislation but not to require precise uniformity in all details or in wording.

Since the inception of the movement for uniform laws, and up to July 1, 1945, more than 50 uniform and model acts have been submitted to the states. Some have received so little acceptance that they have since been withdrawn. The great majority have been accepted in a substantial number of the 53 law making jurisdictions of the United States.

California has a high place among the states that have fostered and encouraged the need for uniformity of certain types of legislation. This State has passed 21 of the uniform acts including all the commercially important ones, i.e., the Negotiable Instruments Act, the Sales Act, the Partnership Act, the Fraudulent Conveyances Act, the Bills of Lading

and the Warehouse Receipts Act. It is especially to be noted that California has passed most of the uniform laws adopted by the states of largest population and of greatest economic importance.

Section 18, b, of the constitution of the conference, makes it the duty of the commissioners

> "To procure the enactment by the Legislature of the State of such acts recommended by the National Conference as are deemed by the commissioners suitable and practicable for enactment therein."

It may be said that no uniform act is hastily recommended by the conference. Every proposal must be approved by the executive committee and referred to the appropriate committee to be drafted. This is generally done by a subcommittee of the larger committee. When the drafting committee is ready to report, the draft is considered paragraph by paragraph, and even word by word, by the entire conference sitting as a committee of the whole. These discussions in almost every instance result in substantial and sometimes far-reaching changes and amendments. The draft is then reconsidered by the subcommittee and presented in a revised form at the meeting of the conference in the next year. It is again discussed and often referred back to the drafting committee for further revision In no case is a proposed act recommended for submission to the state legislatures unless it has been approved in at least two successive annual meetings of the conference.

Even then, as the section quoted indicates, it rests with the state commissioners to determine whether it is "suitable and practicable for enactment" in any state.

The California Commission has taken this proviso seriously. It has made it a matter of policy at no time to recommend more than a few acts to the Legislature. And it has felt that it would most successfully perform its duty if it consulted in advance with the various organizations and agencies of the State which may be said to have a special concern either with the general problem or with the special field covered by any act.

To that end, members of the California Commission have by invitation attended meetings of the Commission on Interstate Cooperation. At the last meeting of that commission on November 20, 1946, at the Clift Hotel in San Francisco, Commissioners Radin, Dinkelspiel and Wood attended and discussed the general work of the commission and the program for uniform legislation to be submitted to the next session of the Legislature.

Similarly the commission acts in close cooperation with the State Bar The commission has invited representatives of the State Bar committees, interested in the subject matter of any proposed uniform act, to meet with the commission and discuss the act with them. The commission will, of course, take careful note of any comment or criticism by members of the bar, so that whatever is proposed may have the support of the profession.

In the case of such matters as veterans' guardianship, the advice and approval of the United States Veterans' Administration was sought and obtained.

In the 1945 Session of the Legislature, the commission proposed the Revised Veterans' Guardianship Act. A special report on the changes this

would entail was prepared by Commissioner Dinkelspiel and submitted to the legislative committees and the Governor. Commissioner Dinkelspiel personally appeared before the committees of the Legislature to explain whatever questions remained. The bill, Assembly Bill 1524, was introduced and supported by Assemblymen Wollenberg, Call and George D. Collins, Jr. It was passed by both houses and signed by the Governor on July 16, 1945.

Another act presented to the Legislature was the Uniform Simultaneous Death Statute. Commissioner Radin prepared the statement for the Legislature and the Governor of the reasons for seeking to amend the existing California law on the subject. The bill (Assembly Bill 866) was introduced by Assemblymen Wollenberg and George D. Collins, Jr. It was duly passed and signed by the Governor on June 23, 1945.

The commission wishes to take this opportunity to thank Assemblymen Wollenberg, George D. Collins, Jr., and Call for their able and sympathetic aid to the work of the commission. Assemblyman Wollenberg met with the commission on several occasions to discuss the proposed bills.

Because travel conditions had improved all the commissioners attended the conference of commissioners held at Philadelphia, October 21-26, and took an active part in the discussion of the drafts presented to the conference The entire commission had a special meeting at Philadelphia on October 24, 1946, and it was unanimously decided to present to the Legislative Session of 1947, the following three acts, which have been duly approved for this purpose by the conference:

1. Uniform Unauthorized Insurers Act.
2. Uniform Vendor and Purchaser Risk Act
3. Uniform Contribution Among Tort Feasors Act.

This program was presented to the Commission on Interstate Cooperation at its meeting on November 20th, already referred to.

Secretary Dinkelspiel was instructed to communicate in regard to all these acts with the State Bar. He did so in a letter to the Secretary of the State Bar, dated November 27, 1946, in which he invited the chairman of the respective committees of the State Bar to meet with the commission at their convenience to discuss the proposed legislation.

Similarly Secretary Dinkelspiel addressed a similar invitation to Insurance Commissioner Maynard Garrison and others to discuss with the commission both the Uniform Unauthorized Insurers Act and the Uniform Contribution Among Tort Feasors Act.

Representatives of the San Francisco Real Estate Board have been invited to discuss the Uniform Vendor and Purchaser Risk Act and the Title Insurance Companies Association was likewise informed of the contents of this act.

In all cases, copies of the proposed uniform acts were sent to the gentlemen named.

We hope in this way to obtain the best expert advice on how these acts would affect business and the law in this State and to obtain from

those best fitted to give it, such a presentation of the need for this legislation which will most effectively secure its adoption.

Respectfully submitted.

CALIFORNIA COMMISSION ON UNIFORM STATE LAWS

FRED B. WOOD
W. JEFFERSON DAVIS
MARTIN J. DINKELSPIEL
MAX RADIN, Chairman

REQUEST FOR UNANIMOUS CONSENT TO PRINT REPORT IN JOURNAL

Mr. Thorp asked for, and was granted, unanimous consent that the following Report of the Interim Committee on Livestock and Dairies be ordered printed in the Journal in 10-point type:

REPORT OF INTERIM COMMITTEE ON LIVESTOCK AND DAIRIES

Assembly House Resolution No. 291, 1945

Your committee created by House Resolution No. 291 and granted $1,500 to carry out its activities begs to report as follows:

The dairy industry during 1945-1946 was in creditable condition—with milk in goodly supply.

Butter and cheese definitely short but nothing the committee could do about it.

Nineteen forty-seven starts out with plenty of milk, increased supplies of butter and cheese, and with the death of O.P.A. the meat situation has improved.

Pork is short and will continue short for some time.

In view of the above your committee held no meetings and as a consequence returned $1,500 to the General Fund.

No meetings—No strikes—No errors.

Respectfully submitted.

J. E. THORP, Chairman
MICHAEL J. BURNS
RICHARD H. MCCOLLISTER
RALPH C. DILLS
DWIGHT H. STEPHENSON
FRED EMLAY
PAUL DENNY

REQUEST FOR UNANIMOUS CONSENT TO PRINT REPORT IN JOURNAL

Mr. Dunn asked for, and was granted, unanimous consent that the following Report of the Joint Legislative Committee on Pre-School Training be ordered printed in the Journal in 10-point type:

REPORT OF THE JOINT LEGISLATIVE COMMITTEE ON PRE-SCHOOL TRAINING

Mr. President, Mr. Speaker, and Members of the Legislature:

Your Committee on Pre-School and Primary Training herewith files its preliminary report in conformity with the provisions set forth in Assembly Concurrent Resolution No. 3 (First Extraordinary Session) 1946, by which the committee was created.

This committee has had four public hearings at Los Angeles, Berkeley, San Diego, and San Francisco, and received the testimony of educators, school administrators, and other persons interested in the subject of free schools and primary training The proceedings of such hearings have been transcribed

This committee has also engaged the services of a director of research, secretary and counsel. Data has been assembled by the director of research.

This data has been completed and is now in process of being prepared for presentation to the Legislature, and this information is referred to in this report.

The committee will report its conclusions and recommendations at a later date.

Respectfully submitted.

JACK B. TENNEY, Vice Chairman

Senate Members:

CHARLES H. DEUEL
CHRIS N. JESPERSEN
ARTHUR H. BREED, JR.
EARL D. DESMOND

Assembly Members:

GARDINER JOHNSON, Chairman
FRANCIS DUNN, JR.
ERNEST R. GEDDES
ERNEST E. DEBS
M. PHILIP DAVIS

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, January 17, 1947

MR SPEAKER: Your Committee on Legislative Procedure has examined,

Assembly Concurrent Resolution No. 24—Relative to adjournment in respect to the memory of Dana Reid Weller;

Assembly Concurrent Resolution No. 25—Relative to approving an amendment to the charter of the City of Piedmont, a municipal corporation of the County of Alameda, State of California, voted for and ratified by the qualified electors of said city at a special municipal election held therein on April 9, 1946;

And reports that the same have been correctly enrolled, and presented to the Secretary of State on the seventeeth day of January, 1947, at 12 m

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, January 17, 1947

MR SPEAKER: Your Committee on Legislative Procedure has examined

Assembly Bill No. 62—An act to add Section 4041p to the Political Code, and Section 25560 to the Government Code, relating to the powers and duties of county boards of supervisors, declaring the urgency of this act and providing that it shall take effect immediately;

And reports that the same has been correctly enrolled, and presented to the Governor on the seventeenth day of January, 1947, at 12 m

WEBER, Chairman

GUESTS EXTENDED PRIVILEGE OF ASSEMBLY FLOOR

On request of Mr. Loomis, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to R. R. McEnespy, Col. Lloyd Madsen, Fred F. Martin, E. T. Williamson, Earl R. Bevins, Dwight Carmack, Dr. Fred Williams, John Cabaniss, J. Shapiro, Francis Cook, Verne Rose, L. R. Brown, Sylvia J Cooke, A. E. Snider, and Scott Lawton of Chico.

On request of Mr. Johnson, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Bert V. Martin of Porterville.

On request of the Assembly, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mr. and Mrs. Sam L. Collins, Jr., of Fullerton.

On request of Messrs. McMillan and Anderson, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mike Tellefson and Monte Houer of Culver City.

On request of Mr. Waters, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mr. and Mrs C. G. Kolls of Altadena.

On request of Mr. Dickey, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Don McMillan, Leland Sweeney, Walter Howe, and Fred Croll of Alameda.

On request of Mr. Thurman, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to John Collins, and Mr. and Mrs. C. W. Moore of Nevada City.

On request of the San Diego Delegation, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. Beth Bennett of San Diego.

On request of Messrs. Robertson and Caldecott, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. John B. Cooke, Jr., of Berkeley and Miss May Morgan of Portland, Oregon.

On request of Mr. Cramer, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mr. Fritz, Mrs. Dixon, Meredith Campbell, and Edwin Campbell of National City.

On request of Mr O'Day and the San Francisco Delegation, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to James W. McLean of San Francisco

On request of Mr. James, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to T. E. Fisher and W. R. Winton of Bakersfield.

ADJOURNMENT

At 11.30 a.m., on motion of Mr. Dickey, the Speaker declared the Assembly adjourned until 11 a.m., Monday, January 20, 1947.

SAM L. COLLINS, Speaker

GERALDINE B. HADSELL, Minute Clerk

CALIFORNIA LEGISLATURE

FIFTY-SEVENTH (GENERAL) SESSION

ASSEMBLY DAILY JOURNAL

ELEVENTH LEGISLATIVE DAY

FIFTEENTH CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO

Monday, January 20, 1947

The Assembly met at 11 a.m.

Hon. Sam L. Collins, Speaker of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

ROLL CALL

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

Allen, Anderson, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—73.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. Raymond Renwald:

O Almighty and Eternal God, look forgivingly upon our weakness and stretch forth the right hand of Thy Majesty to protect us. Forgive the sins of Thy people and guard them from all dangers from within and without through the help of Our Lord Jesus Christ, who liveth and reigneth with Thee in unity of the Holy Ghost, God, forever and ever—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of the Speaker, the Assembly gave the pledge of allegiance to the Flag.

READING OF THE JOURNAL DISPENSED WITH

On motion of Mr. Caldecott, further reading of the Journal of the previous legislative day was dispensed with.

LEAVES OF ABSENCE FOR THE DAY

The following member was granted leave of absence for the day, because of illness:

Mr Blosser, on motion of Mr. O'Day.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

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

Assembly Bill No. 476: By Mr. Geddes (By request)—An act to amend Sections 13115 and 13116 of the Health and Safety Code, relating to fireproofing of tents and awnings used to temporarily house public gatherings.

Referred to Committee on Public Health.

Assembly Bill No. 477: By Mr. Evans—An act to add Section 2020.5, to amend Section 2186, and to repeal Sections 2021 and 2021.01 of the Welfare and Institutions Code, relating to aid for the aged and increasing the amount thereof, and making an appropriation therefor.

Referred to Committee on Social Welfare.

Assembly Bill No. 478: By Mr. Evans—An act to repeal Sections 2182 and 2224 of the Welfare and Institutions Code, relating to investigations of applications, and to relative's responsibility to contribute to the support of recipients of aid to the aged.

Referred to Committee on Social Welfare.

Assembly Bill No. 479: By Mr. Evans—An act to add Section 2001.1 to the Welfare and Institutions Code, relating to construction of words "in need" and "need."

Referred to Committee on Social Welfare.

Assembly Bill No. 480: By Mr. Evans—An act to amend Section 2 of the Alcoholic Beverage Control Act, relating to alcoholic beverages.

Referred to Committee on Public Morals.

Assembly Bill No. 481: By Mr. Evans—An act to amend Section 6 of the Alcoholic Beverage Control Act, relating to alcoholic beverages.

Referred to Committee on Public Morals.

Assembly Bill No. 482: By Messrs. Gaffney and George D. Collins—An act to add Section 6321 to the Labor Code, relating to publications of the Division of Industrial Safety.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 483: By Mr. Doyle—An act to add Section 432.7 of the Fish and Game Code, relating to licenses for hunting and fishing guides.

Referred to Committee on Fish and Game.

Assembly Bill No. 484: By Mr. McMillan—An act to amend Section 4 of an act entitled "An act to provide additional public recreation facilities, authorizing the making of a supplemental survey to determine what lands are suitable for inclusion in the State System of Parks and Beaches pursuant to this act, and making an appropriation for the acquisition of public recreation facilities," approved July 17, 1945, relating to the acquisition of public recreational facilities.

Referred to Committee on Conservation and Planning.

Assembly Bill No. 485: By Messrs. Luckel, Cramer, and Mrs. Niehouse—An act to ratify Ordinance No 155 of the City of San Diego, dated February 29, 1892, relating to certain pueblo lands.

Referred to Committee on Conservation and Planning.

Assembly Bill No. 486: By Mr. George D. Collins—An act appropriating money to pay the claim of C. D. Plum against the State of California.

Referred to Committee on Ways and Means.

Assembly Bill No. 487: By Messrs M. Philip Davis, Geddes, and Butters—An act to add Article 6 to Chapter 1, Division 2 of the Business and Professions Code, relating to rebates, refunds and unearned discounts.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 488: By Messrs. M. Philip Davis and Erwin—An act to amend Section 105 of the Revenue and Taxation Code, and to add Section 105.1 to said code, relating to property taxes and declaring the urgency thereof to take effect immediately.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 489: By Messrs. Butters, Clarke, Erwin, Boyd, M. Philip Davis, Erwin, Knight, Loomis, Price, and Thorp—An act to amend Section 142 of the Vehicle Code, relating to vehicles exempted from registration.

Referred to Committee on Transportation and Commerce.

Assembly Bill No. 490: By Messrs Lester T. Davis, Lowrey, Miller, and Doyle—An act to add Section 3702 1 to the Health and Safety Code, relating to water containers.

Referred to Committee on Public Health.

Assembly Bill No. 491: By Mr. Gannon—An act to amend Section 16486 of the Education Code, relating to average daily attendance.

Referred to Committee on Education.

Assembly Bill No. 492: By Mr. Sherwin—An act to amend Section 320b of the Civil Code and Section 2218 of the Corporations Code, relating to representing shares of stock in corporations, and specifying the rights of nominees of fiduciaries to represent such shares.

Referred to Committee on Judiciary.

REQUESTS FOR UNANIMOUS CONSENT THAT MEMBERS BE EXCUSED TO HOLD MEETING

At 11.10 a m., Mr. Hollibaugh asked for, and was granted, unanimous consent that the members of the Committee on Revenue and Taxation be excused, at this time, for the purpose of holding a committee meeting in the post office.

At 11.11 a.m., Mr. Burns asked for, and was granted, unanimous consent that the members of the Committee on Transportation and Commerce be excused, as soon as the members attending the meeting of the Committee on Revenue and Taxation return to the Assembly Chamber, for the purpose of holding a committee meeting in the post office.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

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

Assembly Bill No. 493: By Mr. Sherwin—An act to amend Section 105 of the Bank Act, relating to trust companies' investments: Deposit in banks: Stock or other securities, and the registration of stock or other securities in the name of trust company nominees: Liability of corporations, their registrars and transfer agents with respect to stock registered in the name of trust company nominees.

Referred to Committee on Judiciary.

Assembly Bill No. 494: By Messrs. Hawkins and Anderson—An act to amend Sections 6051 and 6201 of the Revenue and Taxation Code, relating to state taxation, and providing that this act shall take effect immediately.

Referred to Committee on Revenue and Taxation.

RESOLUTIONS

The following resolution was offered:

By Mr. Stephenson:

House Resolution No. 41

Relative to inclusion in the Budget Bill of an item providing funds for automobiles for the California Highway Patrol

WHEREAS, The enormous increase of traffic on the highways of the State during the last few years has rendered the enforcement of the traffic laws more difficult; and

WHEREAS, The hazards in connection with the use of motorcycles by members of the California Highway Patrol have increased, and use of motorcycles for such purposes, except in certain specific locations, such as vehicular crossings, is unnecessary and extremely dangerous; and

WHEREAS, Sufficient funds should be provided the California Highway Patrol for the purchase and equipping of automobiles for patrol of the highways to replace motorcycles; now, therefore, be it

Resolved by the Assembly of the State of California, That the Governor is requested to include in the Budget Bill an item providing sufficient funds for the purchase and equipping of additional automobiles for the use of the California Highway Patrol in traffic law enforcement to replace motorcycles not needed in special locations, and be it further

Resolved, That the Chief Clerk of the Assembly transmit a copy of this resolution to the Governor, to the Director of Motor Vehicles and to the Chief of the California Highway Patrol.

Resolution read, and referred to the Committee on Rules.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bill was introduced, and read the first time:

Assembly Bill No. 495: By Mr. Anderson—An act to add Section 69.5 to the Civil Code, relating to applications for marriage licenses.

Referred to Committee on Judiciary.

ANNOUNCEMENT OF COMMITTEE MEETING

Mr. Burns announced that, immediately upon recess, the Committee on Transportation and Commerce will meet at his desk.

RECESS

At 11.15 a.m., on motion of Mr. Dickey, the Assembly recessed until 11.30 a.m.

REASSEMBLED

At 11.30 a.m., the Assembly reconvened.

Hon. Sam L. Collins, Speaker of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

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

Assembly Bill No. 496: By Messrs. Doyle and Stewart—An act to add Section 513 to the Streets and Highways Code, relating to state highways.

Referred to Committee on Conservation and Planning.

Assembly Bill No. 497: By Mr. Crowley—An act making an appropriation to the Bureau of Vocational Rehabilitation in the State Department of Education for the administration of Chapter 524 of the Statutes of 1945, providing for the installation of vending stands in public buildings and the operation thereof by licensed blind persons, to take effect immediately.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 498: By Messrs. Doyle, Lester T. Davis, and Gaffney—An act to amend Section 3700 of the Health and Safety Code, relating to the use of common drinking receptacles.

Referred to Committee on Public Health.

Assembly Bill No. 499: By Messrs. Huyck and Waters—An act to amend Section 1622 of the Labor Code, relating to private employment agencies.

Referred to Committee on Industrial Relations.

Assembly Bill No. 500: By Messrs. Huyck and Waters—An act to amend Sections 1622, 1623, 1624, 1625, 1626, 1627, 1628, 1631, 1635, and 1641 and to repeal Section 1629 of the Labor Code, relating to private employment agencies.

Referred to Committee on Industrial Relations.

Assembly Bill No. 501: By Messrs. Huyck and Waters—An act to repeal Section 1629 of the Labor Code, relating to private employment offices.

Referred to Committee on Industrial Relations.

Assembly Bill No. 502: By Messrs. Huyck and Waters—An act to amend Section 1641 of the Labor Code, relating to private employment agencies.

Referred to Committee on Industrial Relations.

Assembly Bill No. 503: By Messrs. Huyck and Waters—An act to amend Section 1635 of the Labor Code, relating to private employment agencies.

Referred to Committee on Industrial Relations.

Assembly Bill No. 504: By Messrs Huyck and Waters—An act to amend Section 1631 of the Labor Code, relating to private employment agencies.

Referred to Committee on Industrial Relations.

Assembly Bill No. 505: By Messrs. Huyck and Waters—An act to amend Section 1628 of the Labor Code, relating to private employment agencies.

Referred to Committee on Industrial Relations.

Assembly Bill No. 506: By Messrs. Huyck and Waters—An act to amend Section 1627 of the Labor Code, relating to private employment agencies.

Referred to Committee on Industrial Relations.

Assembly Bill No. 507: By Messrs Huyck and Waters—An act to amend Section 1626 of the Labor Code, relating to private employment agencies.

Referred to Committee on Industrial Relations.

Assembly Bill No. 508: By Messrs. Huyck and Waters—An act to amend Section 1625 of the Labor Code, relating to private employment agencies.

Referred to Committee on Industrial Relations.

Assembly Bill No. 509: By Messrs. Huyck and Waters—An act to amend Section 1624 of the Labor Code, relating to private employment agencies.

Referred to Committee on Industrial Relations.

Assembly Bill No. 510: By Messrs. Huyck and Waters—An act to amend Section 1623 of the Labor Code, relating to private employment agencies.

Referred to Committee on Industrial Relations.

Assembly Bill No. 511: By Mr. Gannon—An act to amend Section 737hh of the Code of Civil Procedure, relating to salaries of superior judges in Sacramento County.

Referred to Committee on Judiciary.

Assembly Bill No. 512: By Mr. Gannon—An act to add Section 689.6 to the Code of Civil Procedure, relating to executions.

Referred to Committee on Judiciary.

Assembly Bill No. 513: By Mr. Gannon—An act to amend Section 689b of the Code of Civil Procedure, relating to executions.

Referred to Committee on Judiciary.

Assembly Bill No. 514: By Mr. Gannon—An act to amend Section 689.5 of the Code of Civil Procedure, relating to executions.

Referred to Committee on Judiciary.

Assembly Bill No. 515: By Mr. Gannon—An act to amend Section 1033.7 of the Code of Civil Procedure, relating to costs and interest on execution.

Referred to Committee on Judiciary.

Assembly Bill No. 516: By Mr. Gannon—An act to amend Section 1174 of the Code of Civil Procedure, relating to forcible entry and detainer.

Referred to Committee on Judiciary.

Assembly Bill No. 517: By Mr. Gannon—An act to amend Section 2968 of the Civil Code, relating to mortgage of personal property.

Referred to Committee on Judiciary.

Assembly Bill No. 518: By Mr. Gannon—An act to repeal Sections 2969 and 2970 of the Civil Code, relating to levy of attachments and executions and application of proceeds of sale.

Referred to Committee on Judiciary.

Assembly Bill No. 519: By Mr. Wollenberg—An act to amend Section 17091 of the Government Code, relating to lost or destroyed warrants.

Referred to Committee on Judiciary.

Assembly Bill No. 520: By Mr. Wollenberg—An act to amend Sections 2051 and 2065 of the Code of Civil Procedure, relating to impeachment of and answering of questions by witness.

Referred to Committee on Judiciary.

Assembly Bill No. 521: By Mr. Fletcher—An act to amend Sections 742 and 744 of the Vehicle Code, relating to records of convictions to be reported to the Department of Motor Vehicles.

Referred to Committee on Transportation and Commerce.

Assembly Bill No. 522: By Mr. Maloney—An act to amend Section 105 of the Vehicle Code, Section 51 of the Labor Code, and Section 151 of the Business and Professions Code, relating to salaries of public officers.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 523: By Mr. Maloney—An act to amend Section 3079 of the Labor Code, relating to apprentice agreements.

Referred to Committee on Industrial Relations.

Assembly Bill No. 524: By Mr. Lowrey—An act to add Article 20 to Chapter 2 of Division 3 of the Agricultural Code, relating to the transportation and storage of meat of bovine animals.

Referred to Committee on Livestock and Dairies.

Assembly Bill No. 525: By Messrs. Lowrey, Clarke, and Thorp—An act to amend Section 1280 and the chapter heading of Chapter 7 of Division 6 of the Agricultural Code, relating to contracts for the sale of agricultural products.

Referred to Committee on Agriculture.

Assembly Bill No. 526: By Mr. Lowrey—An act to add Section 684 to the Vehicle Code, relating to motor vehicles carrying dangerous substances.

Referred to Committee on Transportation and Commerce.

Assembly Bill No. 527: By Messrs. Lowrey and Lester T. Davis—An act to add Section 18009 to the Education Code, relating to sanitary facilities for pupils.

Referred to Committee on Public Health.

Assembly Bill No. 528: By Mr Lowrey—An act to amend Section 911.23 of the Agricultural Code, relating to noxious weeds.

Referred to Committee on Agriculture.

Assembly Bill No. 529: By Mr. Geddes—An act to amend Section 38f of the Alcoholic Beverage Control Act, relating to alcoholic beverages.

Referred to Committee on Public Morals.

Assembly Bill No. 530: By Mr. Dickey—An act to amend Section 3212 of the Labor Code, relating to workmen's compensation.

Referred to Committee on Finance and Insurance.

Assembly Bill No. 531: By Mr. Dickey—An act to amend Section 1280b of the Penal Code, relating to affidavits for justification of bail.

Referred to Committee on Judiciary.

Assembly Bill No. 532: By Mr. Dickey—An act to limit the hours of employment of firemen employed by any county, city and county, city, town, district, township, or other political subdivision of the State of California.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 533: By Messrs. Geddes and Erwin—An act to amend Section 20654 of the Education Code to authorize the purchase of land by the California Polytechnic School.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 534: By Messrs. Rosenthal and O'Day—An act to add Section 261c to the Code of Civil Procedure, relating to phonographic reporters for the superior courts.

Referred to Committee on Judiciary.

REQUEST FOR UNANIMOUS CONSENT THAT COMMITTEE MEMBERS BE EXCUSED TO HOLD MEETING

At 11.43 a.m., Mr. Thurman asked for, and was granted, unanimous consent that the members of the Committee on Municipal and County Government be excused, at this time, for the purpose of holding a committee meeting in the post office.

RECESS

At 11.45 a.m., on motion of Mr. Dickey, the Assembly recessed until 11.50 a.m.

REASSEMBLED

At 11.50 a m., the Assembly reconvened.

Hon. Sam L. Collins, Speaker of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

SECOND READING OF ASSEMBLY BILLS (BY UNANIMOUS CONSENT)

Assembly Bill No. 367—An act to amend Section 1183.5 of the Civil Code, relating to the proof of acknowledgement of instruments, declaring the urgency hereof, to take effect immediately.

Bill read second time, and ordered engrossed.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, January 20, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 367

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bill ordered to third reading.

REQUEST FOR UNANIMOUS CONSENT

Mr. Wollenberg asked for, and was granted, unanimous consent to take up Assembly Bill No. 367, at this time, without reference to file.

CONSIDERATION OF ASSEMBLY BILL NO. 367

Assembly Bill No. 367—An act to amend Section 1183.5 of the Civil Code, relating to the proof of acknowledgment of instruments, declaring the urgency thereof, to take effect immediately.

Resolution to Suspend Constitutional Provision

The following resolution was offered:

By Mr. Wollenberg:

Resolved, That Assembly Bill No. 367 presents a case of urgency, as that term is used in Article IV, Section 15, of the Constitution, and the provision of that section requiring that the bill be read on three several days in each house is hereby dispensed with, and it is ordered that said bill be read the third time, and placed upon its passage.

Resolution read.

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

AYES—Anderson, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—71

NOES—None.

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

Assembly Bill No. 367—An act to amend Section 1183.5 of the Civil Code, relating to the proof of acknowledgement of instruments, declaring the urgency hereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—71

NOES—None.

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

AYES—Anderson, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—71.

NOES—None.

Bill ordered printed, and transmitted to the Senate.

REPORTS OF STANDING COMMITTEES

Committee on Transportation and Commerce

ASSEMBLY CHAMBER, SACRAMENTO, January 20, 1947

MR. SPEAKER: Your Committee on Transportation and Commerce, to which was referred:

Assembly Bill No. 435

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

BURNS, Chairman

Above reported bill ordered to second reading.

SECOND READING OF ASSEMBLY BILLS (BY UNANIMOUS CONSENT)

Assembly Bill No. 435—An act to add Sections 1160.5 and 1160.6 to the Harbor and Navigation Code, relating to pilots, declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered engrossed.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, January 20, 1947.

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 435

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bill ordered to third reading.

REQUEST FOR UNANIMOUS CONSENT

Mr. Maloney asked for, and was granted, unanimous consent to take up Assembly Bill No. 435, at this time, without reference to file.

CONSIDERATION OF ASSEMBLY BILL NO. 435

Assembly Bill No. 435—An act to add Sections 1160.5 and 1160.6 to the Harbor and Navigation Code, relating to pilots, declaring the urgency thereof, to take effect immediately.

Resolution to Suspend Constitutional Provision

The following resolution was offered:

By Mr. Maloney:

Resolved, That Assembly Bill No. 435 presents a case of urgency, as that term is used in Article IV, Section 15, of the Constitution, and the provision of that section requiring that the bill be read on three several days in each house is hereby dispensed with, and it is ordered that said bill be read the third time, and placed upon its passage.

Resolution read.

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

AYES—Anderson, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—71.

NOES—None

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

Assembly Bill No. 435—An act to add Sections 1160.5 and 1160.6 to the Harbor and Navigation Code, relating to pilots, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—71.

NOES—None

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

AYES—Anderson, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—71.

NOES—None.

Bill ordered transmitted to the Senate.

REPORTS OF STANDING COMMITTEES

Committee on Revenue and Taxation

ASSEMBLY CHAMBER, SACRAMENTO, January 20, 1947

MR. SPEAKER: Your Committee on Revenue and Taxation, to which was referred:

Assembly Bill No. 373

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

HOLLIBAUGH, Chairman

Above reported bill ordered to second reading.

SECOND READING OF ASSEMBLY BILLS (BY UNANIMOUS CONSENT)

Assembly Bill No. 373—An act to add Chapter 18, comprising Section 19500, to the Revenue and Taxation Code, relating to personal income taxes and providing that this act shall take effect immediately.

Bill read second time, and ordered engrossed.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, January 20, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 134

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bill ordered to third reading.

Committee on Municipal and County Government

ASSEMBLY CHAMBER, SACRAMENTO, January 20, 1947

MR. SPEAKER: Your Committee on Municipal and County Government, to which were referred:

Assembly Bill No. 257
Senate Bill No. 33

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

THURMAN, Chairman

Above reported bills ordered to second reading.

SECOND READING OF ASSEMBLY BILLS (BY UNANIMOUS CONSENT)

Assembly Bill No. 257—An act to add Section 4041,21b to the Political Code and Section 26026 to the Government Code, relating to aid to the United States of America in the acquisition or improvement of government-owned airports and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered engrossed.

SECOND READING OF SENATE BILLS (BY UNANIMOUS CONSENT)

Senate Bill No. 33—An act authorizing the sale of certain Folsom State Prison property to the City of Folsom, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

REQUEST FOR UNANIMOUS CONSENT

Mr. Weber asked for, and was granted, unanimous consent to take up Senate Concurrent Resolution No. 9, at this time, without reference to file.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 9

Senate Concurrent Resolution No. 9—Relative to the continuance of the Joint Committee on Water Problems created by Resolutions Chapter No. 142 of the Fifty-sixth Regular Session.

Resolution read.

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

AYES—Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Dolwig, Doyle, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—66.

NOES—None.

Resolution ordered transmitted to the Senate.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, January 20, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 257

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bill ordered to third reading.

REQUEST FOR UNANIMOUS CONSENT

Mr. Beck asked for unanimous consent to take up Assembly Bill No. 257, at this time.

Mr. Debs withheld unanimous consent.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

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

Assembly Bill No. 535: By Messrs. Sheridan and Brown—An act to add Section 1042.1 to the Probate Code, relating to the removal of the personal estate of nonresident decedents and wards.

Referred to Committee on Judiciary.

Assembly Bill No. 536: By Messrs. Sheridan, Sherwin, Caldecott, and Carey—An act to add Section 66d to the Code of Civil Procedure, relating to the number of judges of the Superior Court in the County of Alameda, and providing for the appointment of additional judges and for their compensation.

Referred to Committee on Judiciary.

Assembly Bill No. 537: By Mr. Sam L. Collins—An act to add Section 83.5 to the Civil Code, relating to the venue of an action to obtain a decree of nullity of marriage.

Referred to Committee on Judiciary.

Assembly Bill No. 538: By Mr Sam L. Collins—An act to amend Section 817 of the Penal Code, relating to peace officers.

Referred to Committee on Judiciary.

Assembly Bill No. 539: By Mr. Luckel, Mrs. Niehouse, and Mr. Cramer—An act to amend Section 13 of the Alcoholic Beverage Control Act, relating to licensing of retail sales of alcoholic beverages.

Referred to Committee on Public Morals.

Assembly Bill No. 540: By Mr. Evans—An act to amend Sections 105 and 106 of the Revenue and Taxation Code, relating to definitions of improvements and personal property and, declaring the urgency thereof to take effect immediately.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 541: By Mr. Cramer—An act to amend Sections 24252 and 24253 of the Water Code, relating to irrigation district leases or contracts.

Referred to Committee on Agriculture.

Assembly Bill No. 542: By Mr. Maloney—An act to amend Section 7 of the California Unemployment Insurance Act, relating to unemployment insurance.

Referred to Committee on Finance and Insurance.

Assembly Bill No. 543: By Mr. Maloney—An act to authorize the Department of Industrial Relations to make an investigation and revise the State Housing Act.

Referred to Committee on Industrial Relations.

Assembly Bill No. 544: By Messrs. Stewart and M. Philip Davis—An act to amend Section 1 of an act entitled "An act to authorize and control the deposit in banks of money belonging to or in the custody of any county, city and county, city, town, municipality or other public or municipal corporation within this State, and to repeal all acts or parts of acts in conflict with this act," approved April 28, 1933, relating to deposit of public moneys to declare the urgency thereof, and to provide that this act shall take effect immediately.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 545: By Messrs. Stewart and M. Philip Davis—An act adding Section 11526.5 to, and amending Sections 11535, 11539,

11547, and 11575 of, the Business and Professions Code, relating to real estate subdivisions.

Referred to Committee on Judiciary.

Assembly Bill No. 546: By Messrs. Stewart and M. Philip Davis—An act to define and officially adopt a State-wide System of Plane Coordinates, to provide for uniformity in the orientation of land surveys and maps within the State of California, and permitting, but not requiring, the use thereof in surveying and mapping operations.

Referred to Committee on Judiciary.

Assembly Bill No. 547: By Messrs. Stewart and M. Philip Davis—An act to add Chapter 15 to Part 2 of Division 2 of Title 3 of the Government Code, relating to the powers and duties of counties and the boards of supervisors thereof, and authorizing the acquisition, construction, maintenance and operation of public incinerators and the issuance and sale of revenue bonds to finance the same and providing for the use and expenditure of the proceeds of such bonds and the use and disposition of revenue arising from public incinerators so financed.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 548: By Messrs. Wollenberg and Maloney—An act to amend Section 690 of the Elections Code, relating to compensation of members of precinct boards.

Referred to Committee on Elections and Reapportionment.

Assembly Bill No. 549: By Mr. Wollenberg—An act making an appropriation in augmentation of the appropriation in Item 200 of the Budget Act of 1945, for support of the Division of Forestry, Department of Natural Resources, to take effect immediately.

Referred to Committee on Conservation and Planning.

Assembly Bill No. 550: By Mr. Wollenberg—An act to amend Section 3411 of the Public Resources Code, relating to estimates for support of the Division of Oil and Gas, Department of Natural Resources, from the Petroleum and Gas Fund, declaring the urgency thereof to take effect immediately.

Referred to Committee on Rules.

Assembly Joint Resolution No. 11: By Messrs. Hollibaugh and Doyle—Relative to memorializing Congress to enact legislation allowing the award of interest at the legal rate to successful employee claimants in claims adjusted under the Railway Labor Act.

Referred to Committee on Rules.

RESOLUTIONS

The following resolution was offered:

By Mr. Knight:

House Resolution No. 42

Relating to the continuance of the Assembly Interim Committee on Postwar Rehabilitation

Resolved by the Assembly of the State of California, As follows:

1. The Assembly Interim Committee on Postwar Rehabilitation, created by House Resolution No. 190 of the Fifty-fifth Regular Session, and continued by House

Resolution No. 160 of the Fifty-sixth Regular Session, is continued as an Assembly committee at this general session, with the membership and with all the rights, powers and duties possessed by the committee and its members immediately prior to the commencement of this session. Vacancies occurring or existing in the membership of the committee shall be filled by the appointing power.

2. The committee is authorized to act during this session of the Legislature including any recess, but not after the effective date of any amendment to Section 2 of the Property Acquisition Act which deletes any reference to this committee from that section.

3. The provisions of the Joint Rules of the Senate and Assembly and of the Standing Rules of the Assembly as soon as such rules are adopted at this session or amended from time to time, become applicable to this committee and its members.

4. The committee created by this resolution is authorized to complete the final report of the committee created by House Resolution No. 160 of the Fifty-sixth Regular Session and to file that report on or before March 15, 1947.

5. The sum of one thousand five hundred dollars ($1,500) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Assembly for the expenses of the committee and its members and for any charges, expenses or claims it may incur under this resolution, to be paid from the said Contingent Fund and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read, and referred to the Committee on Rules.

FURTHER CONSIDERATION OF ASSEMBLY BILL NO. 257 (BY UNANIMOUS CONSENT)

Assembly Bill No. 257—An act to add Section 4041,21b to the Political Code and Section 26026 to the Government Code, relating to aid to the United States of America in the acquisition or improvement of government-owned airports and declaring the urgency thereof, take effect immediately.

Resolution to Suspend Constitutional Provision

The following resolution was offered:

By Mr. Beck:

Resolved, That Assembly Bill No. 257 presents a case of urgency, as that term is used in Article IV, Section 15, of the Constitution, and the provision of that section requiring that the bill be read on three several days in each house is hereby dispensed with, and it is ordered that said bill be read the third time, and placed upon its passage.

Resolution read.

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

AYES—Allen, Anderson, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—71.

NOES—None.

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

Assembly Bill No. 257—An act to add Section 4041,21b to the Political Code and Section 26026 to the Government Code, relating to aid to the United States of America in the acquisition or improvement of government-owned airports and declaring the urgency thereof, take effect immediately.

Bill read third time.

Urgency clause read, and adopted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—71.

NOES—None.

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

AYES—Allen, Anderson, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—71.

NOES—None.

Bill ordered transmitted to the Senate.

FURTHER CONSIDERATION OF SENATE BILL NO. 33 (BY UNANIMOUS CONSENT)

Senate Bill No. 33—An act authorizing the sale of certain Folsom State Prison property to the City of Folsom, and declaring the urgency thereof, to take effect immediately.

Bill read second time.

Motion to Amend

Mr. Thurman moved the adoption of the following amendment:

Amendment No. 1

On page 1 of the printed bill, strike out lines 8 to 17, inclusive, and insert

"Beginning at the northeast corner of Stafford Street and Mormon Island Road, town of Folsom, thence N. 53 degrees 12 minutes E. 737.1 feet; thence N. 57 degrees 05½ minutes E., 30.0 feet; thence N. 59 degrees 56 minutes E., 190 feet; thence N. 35 degrees 0 minutes W., 470.8 feet; thence S. 53 degrees 12 minutes W., 260.0 feet; thence N. 36 degrees 48 minutes W., 1130.0 feet; thence S. 55 degrees 25 minutes W., 344.5 feet; thence S. 62 degrees 32½ minutes W., 371.2 feet; thence S. 36 degrees 48 minutes E., 1649.6 feet to point of beginning."

Amendment read, and adopted.

Bill ordered reprinted, and on file for third reading.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, January 20, 1947

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

Senate Concurrent Resolution No. 13

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

SENATE CHAMBER, SACRAMENTO, January 20, 1947

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

Assembly Concurrent Resolution No. 27

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above resolution ordered enrolled.

COMMUNICATIONS

By Mr. Anderson:

A communication from the City of Inglewood, relative to Assembly Bill No. 532, was received, and referred to the Committee on Municipal and County Government.

REQUEST FOR UNANIMOUS CONSENT

Mr. Burns asked for, and was granted, unanimous consent to take up Senate Concurrent Resolution No. 6, at this time, without reference to file.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 6

Senate Concurrent Resolution No. 6—Relative to the continuance of the Joint Fact-Finding Committee on Highways, Streets and Bridges created by Resolutions Chapter 133 of the 1945 Regular Session.

Resolution read.

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

AYES—Allen, Anderson, Beck, Bennett, Berry, Brady, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, O'Day, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—67

NOES—None.

Resolution ordered transmitted to the Senate.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

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

Assembly Bill No. 551: By Mr. Brady—An act to amend Section 67 of the Code of Civil Procedure, relating to the number of superior court judges and providing for the appointment of three additional superior court judges in and for the City and County of San Francisco, and providing for their compensation.

Referred to Committee on Judiciary.

Assembly Bill No. 552: By Mr. Lyons—An act to add Section 3760 to the Labor Code and to amend Sections 11690, 11701, 11702, 11704 and 11713 of the Insurance Code, relating to workmen's compensation insurance.

Referred to Committee on Finance and Insurance.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, January 20, 1947

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

Senate Concurrent Resolution No. 14

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS

The following resolution was read:

Senate Concurrent Resolution No. 14—Relative to the appointment of the State Controller as accounting officer for the Legislature for tax and other purposes

Referred to Committee on Rules.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

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

Assembly Bill No. 553: By Mr. Evans—An act to amend Section 408 of the Revenue and Taxation Code, relating to records in the assessor's office.

Referred to Committee on Judiciary.

Assembly Bill No. 554: By Mr. Evans—An act to add a new Article 3 to Chapter 5, Page 9, Division 1, of the Revenue and Taxation Code, relating to judicial review of assessments and taxes alleged to be illegal or erroneous and providing procedure for such review.

Referred to Committee on Judiciary.

Assembly Bill No. 555: By Mr. Evans—An act to amend Section 110 of the Revenue and Taxation Code, relating to definition of terms used for taxation purposes.

Referred to Committee on Judiciary.

ANNOUNCEMENT

Mr. Allen announced that the Committee on Administrative Rules and Regulations has compiled a summary relative to the statutory provisions which confer quasi-legislative functions upon the various departments of State Government; and that there are five copies available for every member desiring them who will so inform either him or Mr. M. Philip Davis.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bill was introduced, and read the first time:

Assembly Bill No. 556: By Mr. Fletcher—An act amending Section 3106 of the Revenue and Taxation Code so as to require the owner of all boats registered thereunder to display a distinguishing registration number on such boats.

Referred to Committee on Revenue and Taxation.

EXPLANATION OF VOTE

It was necessary for me to be in attendance at a conference at the time Assembly Bill No. 360 was voted upon. If I had been present I would have voted for the bill.

JOHN C. LYONS

ANNOUNCEMENT

Mr. Allen announced that all Members of the Assembly are invited to attend a private preview at midnight, tonight, of Walter Wanger's

latest production, "Smash-Up—the Story of a Woman," at the Esquire Theatre.

ANNOUNCEMENT OF COMMITTEE MEETINGS

It was announced that the following committees would hold meetings:

At 8 p.m., tonight in Senate Chamber—
Joint Senate and Assembly meeting of Transportation and Commerce.

At 8 p.m., tonight, on fourth floor—
Conservation and Planning.

At 10 a.m., Tuesday, January 21, 1947—
Rules.

Upon adjournment, Wednesday, January 22, 1947—
Crime and Correction.

GUESTS EXTENDED PRIVILEGE OF ASSEMBLY FLOOR

On request of Messrs. Stewart and Fletcher, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Carl R. Erickson of Los Angeles.

On request of Mr. O'Day, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. Marion Skinner of San Francisco.

On request of Mr. Johnson, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mr. and Mrs. Emmett Berry of Porterville.

On request of Messrs. Geddes, Erwin, and Price, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mr. and Mrs. A. T. Richardson, Mrs. Geddes, Mrs. Roy Simpson, A. L. Hickson, Dr. George Bell, Mr. and Mrs. S. E. Gist of Pomona, and Mr. and Mrs. Hal Roach of Arcadia.

On request of San Diego Delegation, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Glenn Dick, Maurice Levinson, and Neale Smith of San Diego.

On request of Speaker Collins and Mr. Price, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mr. and Mrs. Don Palmer and Miss Peggy Palmer of Upland.

On request of Mr. Thorp, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mr. and Mrs. Wiley Forson of Agoura.

ADJOURNMENT

At 12.45 p.m., on motion of Mr. Dickey, the Speaker declared the Assembly adjourned until 11 a m., Tuesday, January 21, 1947.

SAM L. COLLINS, Speaker

GERALDINE B. HADSELL, Minute Clerk

CALIFORNIA LEGISLATURE
FIFTY-SEVENTH (GENERAL) SESSION

ASSEMBLY DAILY JOURNAL

TWELFTH LEGISLATIVE DAY
SIXTEENTH CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO
Tuesday, January 21, 1947

The Assembly met at 11 a.m.
Hon. Sam L. Collins, Speaker of the Assembly, presiding.
Chief Clerk Arthur A. Ohnimus at the desk.

ROLL CALL

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

Allen, Anderson, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—73.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev Raymond Renwald:

O Lord, we beg Thee in Thy never-failing goodness, to guard Thy family, and since it depends entirely on the hope of Thy heavenly grace, defend it always by Thy protection, through Christ Our Lord.—AMEN.

READING OF THE JOURNAL DISPENSED WITH

On motion of Mr Dolwig, further reading of the Journal of the previous legislative day was dispensed with.

LEAVES OF ABSENCE FOR THE DAY

The following member was granted leave of absence for the day, because of illness:

Mr. Blosser, on motion of Mr. Gaffney

APPOINTMENT OF SELECT COMMITTEE

Speaker Collins announced the appointment of Mrs. Niehouse, and Messrs. Allen and Debs, as a Select Committee to escort to the rostrum

Miss Susan Hayward, star of last night's legislative preview motion picture, "Smash-Up—The Story of a Woman," and her husband, Mr. Jess Barker.

RECESS

At 11.05 a.m., on motion of Mr Allen, the Assembly recessed until 11.09 a.m. to hear remarks from Miss Susan Hayward, distinguished motion picture actress, and her husband, Mr Jess Barker.

REASSEMBLED

At 11.10 a m., the Assembly reconvened.

Hon. Sam L. Collins, Speaker of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

COMMUNICATIONS

By Speaker Collins:

The following communication was received, read, and ordered printed in the Journal:

CAPITOL CORRESPONDENTS ASSOCIATION
January 20, 1947

Honorable Arthur A. Ohnimus
Chief Clerk, Assembly
Sacramento, California

DEAR MR OHNIMUS: The Standing Committee of the Capitol Correspondents Association has investigated applications for authentication as accredited press representatives, and recommend the following action

Approved for press cards:

Radio stations KARM and KROY—Gene Desimone, William J Ratcliff, Howard J Smiley, Kerm Trimble

Sincerely,

EARL C. BEHRENS, President

By unanimous consent, the Members of the Assembly ratified the above action as approved by the Capitol Correspondents Association of California.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, January 20, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 373

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bill ordered to third reading.

CONSIDERATION OF DAILY FILE
THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 373—An act to add Chapter 18, comprising Section 19500, to the Revenue and Taxation Code, relating to personal income taxes and providing that this act shall take effect immediately.

Bill read third time.

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

AYES—Allen, Anderson, Beck, Bennett, Berry, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Collier, George D. Collins, Conrad, Cooke, Cramer, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Doyle, Dunn, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Niehouse, Price,

Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—66.
NOES—None.

Bill ordered transmitted to the Senate.

RE-REFERENCE OF BILLS

By order of the Speaker, the following bill was withdrawn from the file, and re-referred as follows:

Assembly Bill No. 134 re-referred to Committee on Ways and Means.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

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

Assembly Bill No. 557: By Mr McMillan—An act adding Section 11512 to the Business and Professions Code, relating to real estate subdivisions.

Referred to Committee on Conservation and Planning.

Assembly Bill No. 558: By Messrs. Wollenberg, Sheridan, Brown, Caldecott, Gannon, Kilpatrick, Knight, Mrs. Niehouse, Messrs. O'Day, Price, and Rosenthal—An act to amend Section 1203.8 of the Penal Code, relating to qualifications of adult probation officers.

Referred to Committee on Judiciary.

Assembly Bill No. 559: By Messrs. Wollenberg, Sheridan, Brown, Caldecott, Gannon, Kilpatrick, Knight, Mrs. Niehouse, Messrs. O'Day, Price, and Rosenthal—An act to amend Section 632 of the Welfare and Institutions Code, relating to qualifications for probation officer.

Referred to Committee on Judiciary.

Assembly Bill No. 560: By Messrs. Wollenberg, Sheridan, Brown, Caldecott, Gannon, Kilpatrick, Knight, Mrs. Niehouse, Messrs. O'Day, Price, and Rosenthal—An act to amend Section 1075 of the Welfare and Institutions Code, relating to parole officers.

Referred to Committee on Judiciary.

Assembly Bill No. 561: By Messrs. Wollenberg, Sheridan, Brown, Caldecott, Gannon, Kilpatrick, Knight, Mrs. Niehouse, Messrs. O'Day, Price, and Rosenthal—An act to amend Section 3057 of the Penal Code, relating to parole officers.

Referred to Committee on Judiciary.

Assembly Bill No. 562: By Messrs. Wollenberg, Sheridan, Brown, Gannon, Kilpatrick, Knight, Mrs. Niehouse, Messrs. O'Day, and Rosenthal—An act to amend Section 574 of the Welfare and Institutions Code, relating to referees in juvenile courts.

Referred to Committee on Judiciary.

Assembly Bill No. 563: By Messrs. Wollenberg, Sheridan, Brown, Gannon, Kilpatrick, Knight, Mrs. Niehouse, Messrs. O'Day, Price, and Rosenthal—An act to amend Section 880 of the Welfare and Institutions Code, relating to the transfer of juvenile court cases.

Referred to Committee on Judiciary.

Assembly Bill No. 564: By Messrs. Wollenberg, Sheridan, Brown, Caldecott, Gannon, Kilpatrick, Knight, Mrs. Niehouse, Messrs. O'Day, Price, and Rosenthal—An act to amend Section 633 of the Welfare and Institutions Code, relating to the term of office of probation officers in counties not having charters or merit or civil service systems governing such terms.

Referred to Committee on Judiciary.

Assembly Bill No. 565: By Messrs. Hollibaugh, James, Lyons, Fletcher, and Stewart—An act to amend Section 105 of the Revenue and Taxation Code, relating to property taxation, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 566: By Messrs. M. Philip Davis, Conrad, Rosenthal, Robertson, and Sherwin—An act to amend Sections 980, 983, and 984 of the Civil Code, all relating to rights in products of the mind.

Referred to Committee on Judiciary.

Assembly Bill No. 567: By Mr. Evans—An act to amend Section 9 of the Civil Code, relating to the performance of certain business transactions on Saturday.

Referred to Committee on Judiciary.

Assembly Bill No. 568: By Messrs. Burns and Berry—An act to amend Section 699 of the Vehicle Code, relating to the length of vehicles.

Referred to Committee on Transportation and Commerce.

Assembly Bill No. 569: By Mr. Allen and Mrs. Niehouse—An act to add Section 59.3, and to repeal Sections 59.5 and 59.6 of the Alcoholic Beverage Control Act, relating to the hours of sale of alcoholic beverages.

Referred to Committee on Public Morals.

Assembly Bill No. 570: By Messrs. Allen and Debs—An act to amend Section 16073 of the Education Code, relating to smoking on junior college property.

Referred to Committee on Education.

Assembly Bill No. 571: By Mr. Allen—An act relating to taxation, providing for the licensing of vending machines, providing for the enforcement of this act, to take effect immediately.

Referred to Committee on Public Morals.

Assembly Bill No. 572: By Mr. Allen—An act to amend Section 2025 of the Welfare and Institutions Code, relating to the amount of aid to the aged.

Referred to Committee on Social Welfare.

Assembly Bill No. 573: By Messrs. Allen and Doyle—An act regulating the licensing and supervision of motor vehicle dealers, salesmen, and sales finance companies, providing for licenses, fees and regulations; and providing for penalties for violation of the provisions of this act.

Referred to Committee on Transportation and Commerce.

Assembly Bill No. 574: By Messrs. Brown, Sheridan, Carey, and Sherwin—An act to amend Section 2956 of the Civil Code, relating to the form of mortgages on crops or chattels.

Referred to Committee on Judiciary.

Assembly Bill No. 575: By Messrs. Brown and Sheridan—An act to amend Section 21652 of the Water Code, relating to general elections.

Referred to Committee on Elections and Reapportionment.

Assembly Bill No. 576: By Messrs. Erwin, Beck, Stewart, Debs, Burke, and Geddes—An act to amend Section 3300 of the Health and Safety Code, relating to grants-in-aid for the care and treatment of persons suffering from tuberculosis or susceptible thereto.

Referred to Committee on Public Health.

Assembly Bill No. 577: By Mr. Burke—An act to add Section 5470.5 to the Health and Safety Code, relating to charges for services and facilities furnished in connection with sanitation or sewerage systems.

Referred to Committee on Public Health.

Assembly Bill No. 578: By Messrs. Brown and Sheridan—An act to amend Section 16d of the Bank Act, relating to stop payment orders.

Referred to Committee on Judiciary.

Assembly Bill No. 579: By Mr. Cramer—An act to add Division 10a, comprising Sections 684 to 685.11 inclusive, to the Vehicle Code, relating to official inspection of vehicles.

Referred to Committee on Transportation and Commerce.

Assembly Bill No. 580: By Mr. Rosenthal—An act to add Section 2280.5 to the Civil Code, relating to termination of voluntary trusts.

Referred to Committee on Social Welfare.

Assembly Bill No. 581: By Mr. Rosenthal—An act to add Section 12919.5 to the Insurance Code, relating to insurance against loss for voluntary trusts.

Referred to Committee on Social Welfare.

Assembly Bill No. 582: By Mr. Rosenthal—An act to amend Section 2237 of the Civil Code, relating to liability of trustees for breach of trust.

Referred to Committee on Social Welfare.

Assembly Bill No. 583: By Mr. Rosenthal—An act to amend Section 2238 of the Civil Code, relating to liability of trustees.

Referred to Committee on Social Welfare.

Assembly Bill No. 584: By Mr. Rosenthal—An act to add Section 2240 to the Civil Code, relating to voluntary trusts.

Referred to Committee on Social Welfare.

Assembly Bill No. 585: By Mr. Rosenthal—An act to add Section 2264 to the Civil Code, relating to obligations of trustees.

Referred to Committee on Social Welfare.

Assembly Bill No. 586: By Messrs. Debs, McMillan, Allen, Geddes, Anderson, Beck, Burke, Conrad, Clayton A. Dills, Doyle, Erwin, Evans, Fletcher, Grant, Hahn, Hawkins, Hinton, Hollibaugh, Huyck, Kilpatrick, Lyons, Mrs. Niehouse, Messrs. Robertson, Rosenthal, and Waters—An act establishing a state college in the City of Los Angeles, County of Los Angeles, to be known as the Los Angeles State College.

Referred to Committee on Education.

Assembly Bill No. 587: By Mr. Maloney—An act to amend Section 5 of an act entitled "An act to provide for the acquisition of temporary and emergency housing facilities for veterans and families of servicemen by joint action of the state and local agencies, providing for the operation of such facilities, making an appropriation, and declaring the urgency thereof, to take effect immediately," approved February 15, 1946, relating to housing for veterans.

Referred to Committee on Military Affairs.

Assembly Concurrent Resolution No. 29: By Messrs. Sam L. Collins and Stanley—Relative to approving certain amendments to the charter of the City of Huntington Beach, in the County of Orange, State of California, voted for and ratified by the electors of the city at the general municipal election held therein on the ninth day of April, 1946.

Referred to Committee on Rules.

RESOLUTIONS

The following resolution was offered:

By Messrs. Maloney, Dolwig and Field:

House Resolution No. 43

Relative to the March of Dimes campaign for relief of infantile paralysis

WHEREAS, The terrible scourge called infantile paralysis continues its merciless killing and maiming of children all over the world, there having been several unusually severe epidemics in the United States during the last year; and

WHEREAS, This dread assailant so frequently bringing death, sometimes brings to its victim even worse than death, condemning a young child to live a life of despair in helpless misery and pain; and

WHEREAS, Through the work that is being done by doctors, nursing staffs, and medical research made possible by funds contributed to the National Foundation for Infantile Paralysis, relief is being brought to these small sufferers; now, therefore, be it

Resolved by the Assembly of the State of California, That the people of this State are hereby urged to take advantage of the opportunity given them in the present March of Dimes campaign to contribute to this great work of relieving the pain and suffering of thousands of little children, and to give generously to the fund knowing that every amount given will help some child walk again, will keep hope and faith alive in the hearts of stricken children, will bring us nearer the day when all children will be free from the terror of this disease

Request for Unanimous Consent

Mr. Dolwig asked for, and was granted, unanimous consent to take up House Resolution No. 43, at this time, without reference to committee or file.

Resolution read, and adopted.

REQUEST FOR UNANIMOUS CONSENT TO WITHDRAW ASSEMBLY BILL NO. 94 FROM COMMITTEE

Mr. Beck asked for, and was granted, unanimous consent that Assembly Bill No. 94 be withdrawn from the Committee on Ways and Means for consideration, at this time.

CONSIDERATION OF ASSEMBLY BILL NO. 94 (BY UNANIMOUS CONSENT)

Recommendation of the Governor

In accordance with Article IV, Section 34, of the Constitution, the Governor presented the following communication recommending the passage of Assembly Bill No. 94:

STATE OF CALIFORNIA, GOVERNOR'S OFFICE
SACRAMENTO, January 16, 1947

To the Honorable Members of the Assembly
Sacramento, California

GENTLEMEN:

Assembly Bill No. 94—"An act to amend Section 92.1 of the Agricultural Code, relating to the allocation of state money to county and district fairs, declaring the urgency of this act, to take effect immediately,"

in my opinion constitutes an emergency bill within the meaning of that term as used in Sections 1 and 34 of Article IV of the Constitution of the State of California, the consideration of which should not await the final enactment of the Budget Bill.

I therefore recommend consideration of Assembly Bill No 94 as necessary for the immediate preservation of the public peace, health or safety and as an emergency measure

Respectfully submitted

EARL WARREN, Governor

Assembly Bill No. 94—An act to amend Section 92.1 of the Agricultural Code, relating to the allocation of state money to county and district fairs, declaring the urgency of this act, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Dolwig, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—69.

NOES—None.

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

AYES—Allen, Anderson, Beck, Bennett, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Dolwig, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—69.

NOES—None

Bill ordered transmitted to the Senate

RESOLUTIONS

The following resolution was offered:

By Mr. Field:

House Resolution No. 44

Relative to the continuance of the Assembly Committee on Governmental Efficiency and Economy created by House Resolution No. 225 of the Fifty-sixth Regular Session.

Resolved by the Assembly of the State of California, As follows:

1. The Assembly Committee on Governmental Efficiency and Economy created by House Resolution No 225 of the Fifty-sixth Regular Session is continued as an Assembly committee at this general session, with the membership and with all the rights, powers and duties possessed by the committee and its members immediately prior to the commencement of this session. Vacancies occurring or existing in the membership of the committee shall be filled by the appointing power

2 The committee is authorized to act during this session of the Legislature including any recess, with authority to file a report on March 15, 1947

3 The provisions of the Joint Rules of the Senate and Assembly and of the Standing Rules of the Assembly, as soon as such rules are adopted at this session or amended from time to time, become applicable to this committee and its members.

4. The sum of four thousand dollars ($4,000) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Assembly for the expenses of the committee and its members and for any charges, expenses or claims it may incur under this resolution, to be paid from the said contingent fund and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read, and referred to the Committee on Rules.

REPORTS OF STANDING COMMITTEES

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, January 21, 1947

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

Senate Bill No. 34

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

DICKEY, Chairman

Above reported bill ordered to second reading.

SECOND READING OF SENATE BILLS (BY UNANIMOUS CONSENT)

Senate Bill No. 34—An act to amend Section 1 of an act entitled "An act to suspend those provisions of Article XI, Section 5, of the Constitution relating to the compensation of county, township, and municipal officers, declaring the urgency hereof, to take effect immediately," approved January 24, 1945, relating to the compensation of county, township, and municipal officers, declaring the urgency hereof, to take effect immediately.

Bill read second time.

Resolution to Suspend Constitutional Provision

The following resolution was offered:

By Mr. Wollenberg:

Resolved, That Senate Bill No. 34 presents a case of urgency, as that term is used in Article IV, Section 15, of the Constitution, and the provision of that section requiring that the bill be read on three several days in each house is hereby dispensed with, and it is ordered that said bill be read the third time, and placed upon its passage.

Resolution read.

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

AYES—Allen, Anderson, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crowley, Lester T. Davis, Debs, Dickey, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Stanley, Stephenson, Stewart, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—69.
NOES—None.

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

CONSIDERATION OF SENATE BILL NO. 34

Senate Bill No. 34—An act to amend Section 1 of an act entitled "An act to suspend those provisions of Article XI, Section 5, of the Constitution, relating to the compensation of county, township, and municipal officers, declaring the urgency hereof, to take effect immediately," approved January 24, 1945, relating to the compensation of county, township, and municipal officers, declaring the urgency hereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crowley, Lester T. Davis, Debs, Dickey, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Stanley, Stephenson, Stewart, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—69.
NOES—None.

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

AYES—Allen, Anderson, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crowley, Lester T. Davis, Debs, Dickey, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Stanley, Stephenson, Stewart, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—69.
NOES—None.

Bill ordered transmitted to the Senate.

ANNOUNCEMENT

Mr. Gannon announced that in the Office of the Secretary of State were scrolls bearing the State Flower, and Seal, to be given by Members of the Assembly, as a complimentary gesture, to visiting constituents.

REQUEST FOR UNANIMOUS CONSENT TO WITHDRAW ASSEMBLY BILL NO. 91 FROM COMMITTEE

Mr. Beck asked for, and was granted, unanimous consent that Assembly Bill No. 91 be withdrawn from the Committee on Education, for the purpose of amendment, and re-referred to the Committee on Education.

SECOND READING OF ASSEMBLY BILLS (BY UNANIMOUS CONSENT)

Assembly Bill No. 91—An act to amend Section 18057 of the Education Code, relating to alterations or additions to school buildings.

Bill read second time.

Motion to Amend

Mr. Beck moved the adoption of the following amendments:

Amendment No. 1

In line 2 of the title of the printed bill, strike out the period, and insert ", and declaring the urgency thereof, to take effect immediately."

Amendment No. 2

On page 1 of said bill, after line 8, insert

"SEC 2. This act is hereby declared to be an urgency measure necessary for the immediate preservation of the public peace, health or safety within the meaning of Section 1 of Article IV of the Constitution and shall therefore go into immediate effect. A statement of the facts constituting such necessity is as follows:

Under present building conditions it is impossible to get bids on small construction jobs The prompt performance of the work authorized by this act is necessary to render school buildings adequate, safe, and suitable for the reception of the children who are to occupy them It is therefore necessary that this act take effect immediately "

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

REPORTS OF STANDING COMMITTEES

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, January 21, 1947

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

Assembly Concurrent Resolution No. 11
House Resolution No. 42
Senate Concurrent Resolution No 10

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and be adopted, as amended.

DICKEY, Chairman

Above reported resolutions ordered on file for adoption

REQUEST FOR UNANIMOUS CONSENT

Mr. Knight asked for, and was granted, unanimous consent to take up House Resolution No. 42, at this time, for purpose of amendment.

CONSIDERATION OF HOUSE RESOLUTION NO. 42 (BY UNANIMOUS CONSENT)

House Resolution No. 42

Relating to the continuance of the Assembly Interim Committee on Postwar Rehabilitation

Resolved by the Assembly of the State of California, As follows:

1 The Assembly Interim Committee on Postwar Rehabilitation, created by House Resolution No. 190 of the Fifty-fifth Regular Session, and continued by House Resolution No 160 of the Fifty-sixth Regular Session, is continued as an Assembly committee at this general session, with the membership and with all the rights, powers and duties possessed by the committee and its members immediately prior to the commencement of this session Vacancies occurring or existing in the membership of the committee shall be filled by the appointing power

2. The committee is authorized to act during this session of the Legislature including any recess, but not after the effective date of any amendment to Section 2 of the Property Acquisition Act which deletes any reference to this committee from that section.

3. The provisions of the Joint Rules of the Senate and Assembly and of the Standing Rules of the Assembly as soon as such rules are adopted at this session or amended from time to time, become applicable to this committee and its members.

4. The committee created by this resolution is authorized to complete the final report of the committee created by House Resolution No. 160 of the Fifty-sixth Regular Session and to file that report on or before March 15, 1947.

5. The sum of one thousand five hundred dollars ($1,500) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Assembly for the expenses of the committee and its members and for any charges, expenses or claims it may incur under this resolution, to be paid from the said contingent fund and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read.

Motion to Amend

Mr. Knight moved the adoption of the following amendment:

Amendment No. 1

In paragraph 5 of the resolution, strike out "one thousand five hundred dollars ($1,500)", and insert "two thousand five hundred dollars ($2,500)".

Amendment read, and adopted.

Request for Unanimous Consent

Mr. Knight asked for, and was granted, unanimous consent to take up House Resolution No. 42, as amended, at this time.

Consideration of House Resolution No. 42, as Amended

House Resolution No. 42

Relating to the continuance of the Assembly Interim Committee on Postwar Rehabilitation

Resolved by the Assembly of the State of California, As follows:

1. The Assembly Interim Committee on Postwar Rehabilitation, created by House Resolution No. 190 of the Fifty-fifth Regular Session, and continued by House Resolution No. 160 of the Fifty-sixth Regular Session, is continued as an Assembly Committee at this general session, with the membership and with all the rights, powers and duties possessed by the committee and its members immediately prior to the commencement of this session. Vacancies occurring or existing in the membership of the committee shall be filled by the appointing power.

2. The committee is authorized to act during this session of the Legislature including any recess, but not after the effective date of any amendment to Section 2 of the Property Acquisition Act which deletes any reference to this committee from that section.

3. The provisions of the Joint Rules of the Senate and Assembly and of the Standing Rules of the Assembly as soon as such rules are adopted at this session or amended from time to time, become applicable to this committee and its members.

4. The committee created by this resolution is authorized to complete the final report of the committee created by House Resolution No. 160 of the Fifty-sixth Regular Session and to file that report on or before March 15, 1947.

5. The sum of two thousand five hundred dollars ($2,500), or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Assembly for the expenses of the committee and its members and for any charges, expenses or claims it may incur under this resolution, to be paid from the said contingent fund and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read, as amended.

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

AYES—Anderson, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Collier, George D. Collins, Conrad, Cooke, Cramer, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Waters, Wollenberg, and Mr. Speaker—65.

NOES—None.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 11 (BY UNANIMOUS CONSENT)

Assembly Concurrent Resolution No. 11—Relative to the continuance of the Joint Committee on Preschool and Primary Training created by Resolutions Chapter No 60 of the 1946 (First) Special Session.

Resolution read.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Rules.

Amendment No. 1

On page 1 of the printed measure, strike out all of the paragraph numbered 2, and insert

"2. The committee is authorized to act during this session of the Legislature, including any recess, but not after final adjournment, with authority to file its final report not later than the fifteenth day of March, 1947."

Amendment No. 2

On page 1, in paragraph 4, line 21, of the printed measure, insert "$10,000" in the parenthesis, and insert, after the words "the sum of", "ten thousand dollars".

Amendments read, and adopted.

Resolution ordered reprinted and engrossed.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 10 (BY UNANIMOUS CONSENT)

Senate Concurrent Resolution No. 10—Relative to the continuance of the Joint Fact-Finding Committee on Un-American Activities created by Resolutions Chapter No. 143 of the Fifty-sixth Regular Session.

Resolution read.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Rules:

Amendment No. 1

On page 1 of the printed measure, strike out all of the paragraph numbered 2, and insert

"2. The committee is authorized to act during this session of the Legislature, including any recess, but not after final adjournment, with authority to file its final report not later than the fifteenth day of April, 1947".

Amendment read, and adopted.

Resolution ordered reprinted, and on file for adoption.

REPORTS OF STANDING COMMITTEES

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, January 21, 1947

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

House Resolution No. 44

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

DICKEY, Chairman

REQUEST FOR UNANIMOUS CONSENT

Mr. Field asked for, and was granted, unanimous consent to take up House Resolution No. 44, at this time, without reference to file.

CONSIDERATION OF HOUSE RESOLUTION NO. 44

House Resolution No. 44

Relative to the continuance of the Assembly Committee on Governmental Efficiency and Economy created by House Resolution No. 225 of the Fifty-sixth Regular Session

Resolved by the Assembly of the State of California, As follows:

1. The Assembly Committee on Governmental Efficiency and Economy created by House Resolution No 225 of the Fifty-sixth Regular Session is continued as an Assembly committee at this general session, with the membership and with all the rights, powers and duties possessed by the committee and its members immediately prior to the commencement of this session Vacancies occurring or existing in the membership of the committee shall be filled by the appointing power.

2. The committee is authorized to act during this session of the Legislature including any recess, with authority to file a report on March 15, 1947.

3. The provisions of the Joint Rules of the Senate and Assembly and of the Standing Rules of the Assembly, as soon as such rules are adopted at this session or amended from time to time, become applicable to this committee and its members.

4. The sum of four thousand dollars ($4,000) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Assembly for the expenses of the committee and its members and for any charges, expenses or claims it may incur under this resolution, to be paid from the said contingent fund and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read.

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

AYES—Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Collier, George D. Collins, Conrad, Cooke, Cramer, Crowley, Lester T Davis, M. Philip Davis, Debs, Dickey, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thurman, Waters, Wollenberg, and Mr. Speaker—64.

NOES—None.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, January 21, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Concurrent Resolution No. 27—Relative to the approval of the charter of the City of Culver City, a municipal corporation, in the County of Los Angeles, State of California, as voted for and ratified by the electors of the City of Culver City, at an election held therein on the seventh day of January, 1947;

And reports that the same has been correctly enrolled, and presented to the Secretary of State on the twenty-first day of January, 1947, at 12 m.

WEBER, Chairman

RECESS

At 12 m., on motion of Mr. Dickey, the Assembly recessed until 12.10 p.m.

REASSEMBLED

At 12.10 p.m., the Assembly reconvened.

Hon. Sam L. Collins, Speaker of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

REPORTS OF STANDING COMMITTEES

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, January 21, 1947

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

Letter to Speaker Collins relative to the lease of the Black Building in Los Angeles

Has had the same under consideration, and reports the same back with the recommendation: Be re-referred to Committee on Governmental Efficiency and Economy.

DICKEY, Chairman

Above reported communication re-referred to Committee on Governmental Efficiency and Economy.

ASSEMBLY CHAMBER, SACRAMENTO, January 21, 1947

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

House Resolution No. 38

Has had the same under consideration, and reports the same back with the recommendation: Be adopted:

DICKEY, Chairman

Above reported resolution ordered on file for adoption.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

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

Assembly Bill No. 588: By Mr. Silliman—An act to amend Section 44 of the State Water Resources Act of 1945, relating to water and flood control.

Referred to Committee on Conservation and Planning.

Assembly Bill No. 589: By Mr. Bennett—An act to add Sections 64, 64.4 and to repeal Section 63 of the Civil Code, relating to validity of marriage.

Referred to Committee on Judiciary.

Assembly Bill No. 590: By Messrs. Dickey, Caldecott, Sherwin, Carey, and Sheridan—An act to add Section 66f to the Code of Civil Procedure, relating to the number of judges of the Superior Court in the County of Alameda and providing for the appointment of additional judges and for their compensation.

Referred to Committee on Judiciary.

Assembly Bill No. 591: By Messrs. Dickey, Caldecott, Dunn, Carey, Sheridan, and Sherwin—An act to add Section 1441 to the Municipal Utility District Act, relating to municipal utility districts.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 592: By Mr. Silliman—An act to create a flood control district to be called Monterey County Flood Control and Water Conservation District; to provide for the control and conservation of flood and storm waters and the protection of watercourses, watersheds, public highways, life and property from damage or destruction from such

waters; to provide for the retention and reclaiming of drainage, storm, flood, and other waters and to save and conserve such waters for beneficial use in said district; to authorize the incurring of indebtedness, the issuance and sale of bonds, and the levying and collection of taxes and assessments on property within said district and in the respective zones thereof; to define the powers of said district; to provide for the government, management, and operation of said district and for the acquisition and construction of property and works to carry out the purposes of the district.

Referred to Committee on Conservation and Planning.

Assembly Bill No. 593: By Messrs. Brown, Sheridan, and Caldecott—An act to amend Section 542 of the Code of Civil Procedure, relating to the attachment of real and personal property.

Referred to Committee on Judiciary.

Assembly Bill No. 594: By Messrs. Stephenson and Gannon—An act to amend Section 18102 of the Government Code, relating to use of accumulated vacation by state employees.

Referred to Committee on Civil Service and State Personnel.

Assembly Bill No. 595: By Messrs. Stephenson and Gannon—An act to amend Section 19055 of the Government Code, relating to certification from eligible lists in the state civil service.

Referred to Committee on Civil Service and State Personnel.

Assembly Bill No. 596: By Messrs. Stephenson and Gannon—An act to amend Section 19056 of the Government Code, relating to certification from eligible lists in the state civil service.

Referred to Committee on Civil Service and State Personnel.

Assembly Bill No. 597: By Messrs. Stephenson and Gannon—An act to amend Section 19501 of the Government Code, relating to disciplinary proceedings in the state civil service.

Referred to Committee on Civil Service and State Personnel.

Assembly Bill No. 598: By Messrs. Stephenson and Gannon—An act to amend Section 19538 of the Government Code, relating to payment of salary upon recertification to a position in the state civil service.

Referred to Committee on Civil Service and State Personnel.

Assembly Bill No. 599: By Messrs. Stephenson and Gannon—An act to amend Section 19141 of the Government Code, relating to reinstatement of employees in the state civil service.

Referred to Committee on Civil Service and State Personnel.

Assembly Bill No. 600: By Messrs. Hawkins and Anderson—An act to amend Section 17951 of the Revenue and Taxation Code, relating to personal income tax exemptions.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 601: By Messrs. Kilpatrick, Price, Bennett, Hollibaugh, and Rosenthal—An act to add Sections 7 5, 6030, 6031, 6032, and 6033 to, and to add Chapter 9, comprising Sections 6130 to 6144, inclusive, to Title 7, Part 3 of, the Penal Code, relating to prisons, jails, and other places of detention, and prisoners confined therein, and making an appropriation.

Referred to Committee on Judiciary.

Assembly Joint Resolution No. 12: By Messrs. Stephenson and Waters—Relative to memorializing Congress to enact legislation to control the manufacture and sale of inflammable materials.

Referred to Committee on Rules.

Assembly Bill No. 602: By Mrs. Niehouse—An act relating to institutions under the jurisdiction of the Department of Corrections, authorizing the Director of Corrections to transfer the California Institution for Women from its present location near Tehachapi to certain state-owned property in Los Angeles County, and authorizing the use of the Tehachapi property as an adjunct of the California Vocational Institution.

Referred to Committee on Governmental Efficiency and Economy.

RESOLUTIONS

The following resolution was offered:

By Mr. Dickey:

House Resolution No. 45

Resolved, That a Committee of Three be appointed by the Chairman of the Committee on Rules, to investigate the cost of brief cases and the possibility of securing the same, for the Members of the Assembly.

Resolution read, and referred to the Committee on Rules.

CONSIDERATION OF DAILY FILE
REQUEST FOR UNANIMOUS CONSENT

Mr. Dickey asked for, and was granted, unanimous consent to take up House Resolution No. 31, at this time.

CONSIDERATION OF HOUSE RESOLUTION NO. 31

House Resolution No. 31

Resolved by the Assembly of the State of California, That the Chief Clerk of the Assembly be and he hereby is authorized and directed to purchase eighty-three (83) sets of the latest edition of Deering's Codes of the State of California.

Resolved further, That the Chief Clerk of the Assembly be and he hereby is directed to deliver one (1) complete set of the codes to each Member of the Assembly, one (1) complete set of the codes to the Committee on Judiciary, one (1) to the Committee on Ways and Means, and one (1) to the Chief Clerk of the Assembly.

Resolution read.

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

AYES—Anderson, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer,

Crowley, Lester T. Davis, M. Philip Davis, Dickey, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—67.

NOES—None.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bill was introduced, and read the first time:

Assembly Bill No. 603: By Messrs. Waters, Debs, Geddes, Rosenthal, Evans, Grant, Huyck, and Mrs. Niehouse—An act to add Sections 19816.1 and 19816.4 to the Health and Safety Code, relating to inflammable articles and creating a Committee on Inflammable Wearing Apparel, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Rules.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS

Senate Bill No. 33—An act authorizing the sale of certain Folsom State Prison property to the City of Folsom, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Anderson, Bennett, Berry, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—68

NOES—None.

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

AYES—Anderson, Bennett, Berry, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—68.

NOES—None.

Bill ordered transmitted to the Senate.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

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

Assembly Bill No. 604: By Mrs. Niehouse—An act to add Sections 28.5 and 39.8 to the Fish and Game Code, relating to the preservation of wild life and making an appropriation therefor.

Referred to Committee on Fish and Game.

Assembly Bill No. 605: By Mrs. Niehouse—An act to add Chapter 3, comprising Sections 465 to 470, inclusive, to Part 1, Division 4 of the Fish and Game Code, relating to the preservation of wild life.

Referred to Committee on Fish and Game.

Assembly Bill No. 606: By Mr. Doyle—An act to amend Section 2220 of the Welfare and Institutions Code, relating to suspension or revocation of grants of aid to aged persons.

Referred to Committee on Social Welfare.

ANNOUNCEMENT

Mr. Boyd announced that Mr. Arthur Carlson, Chairman of the Republican State Central Committee, wants all members to attend the dinner he is host for, tonight, at the Hotel Sacramento.

ANNOUNCEMENT

Mr. Davis announced that Assembly Bill No. 360 will be presented for consideration before the Senate Committee on Social Welfare tomorrow morning, Wednesday, January 22, 1947, at 9 a.m., and urged all interested in the child care center problems to attend.

REQUEST FOR UNANIMOUS CONSENT TO PRINT REPORT

Mr. Kilpatrick asked for, and was granted, unanimous consent that the following Report of the Assembly Interim Committee on County and City Jails be ordered printed in the Journal in 10-point type:

REPORT OF ASSEMBLY INTERIM COMMITTEE ON COUNTY AND CITY JAILS

Created by House Resolution No. 253 Fifty-sixth Legislative Session—1945

MEMBERS

HON. VERNON KILPATRICK, *Chairman* HON. R. FRED PRICE, *Vice Chairman*

HON. JONATHAN J. HOLLIBAUGH HON. WILLIAM H. ROSENTHAL

HON. ELWYN S. BENNETT, *Secretary*

INTRODUCTION

Mr. Speaker and Members of the Assembly

Your Committee on County and City Jails submits the following report:

This committee was set up by the Fifty-sixth Session of the Legislature under House Resolution No. 253 with an appropriation of $1,500. An additional $5,000 was appropriated at the Fifty-sixth Extraordinary Session, January, 1946.

The committee was empowered to investigate county and city jails throughout the State. It has done so, with the view first of uncovering conditions objectively and in an unsensational manner. Its aim was to scrutinize carefully and then to proceed through the advice of the most expert authorities it could find, to evaluate its findings.

It was no surprise to your committee that its investigations uncovered conditions that can only be described as shocking. It was more than shocking, however, to discover how widespread and deep rooted the unsavory conditions and practices were—and still are in most of the State. Through the taking of testimony and investigations of local jails, situations were uncovered that could not become public without being termed sensational.

It is our belief that the focusing of public attention on the shortcomings of our jails, through magazines and the newspapers, in itself served a purpose valuable enough to justify the creation and the work of the committee.

However, the uncovering of conditions does not necessarily cure them. The committee moved as promptly as possible from the investigative phase of its work toward the constructive phase—evaluating the weaknesses of the local jails of the State and attempting to work out sensible plans for improvement. Because the latter phase of the committee's work was deemed far more important than the mere uncovering of unsatisfactory conditions almost everyone is more or less conscious of, the major part of this report deals with evaluation of possible reform plans. Description of existing conditions obviously calling for remedial action of some sort are placed in a secondary position in this report—those who want to know just what California's local jails look like and smell like will find descriptions toward the rear of this report under the heading, "Conditions in California Jails."

Far more important, we believe, are the following recommendations, which represent the essence, the end result, of all of the committee's work. We urge your careful study of these recommendations, which, if carried, we believe would result in transforming local jails from "relics of the age of barbarism"—and in the end save the State and its subdivisions millions of dollars.

After reading the recommendations, we urgently suggest that you acquaint yourself with the material that follows; the testimony, the evidence and the advice of the foremost authorities in the field of penology, as well as of a great many state and local officials qualified to speak about jails. It is this body of substantiating material which led the committee to arrive at these recommendations.

THE COMMITTEE'S RECOMMENDATIONS FOR THE REFORM AND IMPROVEMENT OF COUNTY AND CITY JAILS IN CALIFORNIA

1. Creation of a division of jail inspection, to function under the State Department of Corrections.

2. Establishment of minimum standards for county and city jails by the Department of Corrections, covering both facilities and personnel.

3. Obligatory approval by the Department of Corrections of all custodial building or remodeling plans where the expenditure involved is $1,500 or more; and similar approval for projected custodial programs where the amount of money involved is $1,500 or more. To insure enforcement, the committee probably will recommend that all contracts within the scope of this provision will otherwise be null and void.

4. Delegation to the State Health Department of specific authority to enter any jail at any time for inspections and enforcement, plus explicit delegation of responsibility to the Health Department for sanitation and health in jails.

5. Establishment of uniform and detailed accounting systems for county and city jails, probably set up by the Department of Finance, and submission of annual financial reports to the State Director of Finance.

6. Prohibition of the fee system of feeding prisoners. The committee will also go on record favoring abolition of kangaroo court. This will probably be taken care of with the establishment of minimum standards (point 2 above).

7. Creation at the University of California of clinical facilities for scientific study of causes and treatment of alcoholism.

8. Establishment in the State Department of Mental Hygiene of a specific program covering research in alcoholism and outpatient treatment therefor.

9. Delegation of authority to the Department of Mental Hygiene to contract with other divisions of State Government for the establishment of work programs for patients committed as alcoholics or dipsomaniacs.

10. Establishment of two inebriate colonies, one in the northern and the other in the southern part of the State. This, like the three preceding recommendations, is in line with the committee's belief that alcoholism must be recognized as a medical rather than a criminal problem, and that handling of such cases must be adjusted accordingly.

11. Separation, as far as possible, of persons charged but not convicted of crimes from those convicted, and specific custodial training, at least in larger population areas, for those charged with custodial duties. The committee strongly feels that there should be more recognition of the need of distinguishing between apprehension and custody.

Before considering the methods of operation of the committee and its hearings and investigations, your committee would like to offer reassurance that extreme caution was exercised in working out its recommendations.

The committee was well aware that local communities fear state initiative or control of problems in their midst. Study of the following pages will, we believe, convince anyone that the committee kept this problem carefully in mind, and that its proposals are in no sense a program for "the State to take over the jails."

Likewise, the committee kept carefully in mind the danger that expansion of outdoor work camps could lead to a program built on "cheap labor." That is not the case, as the testimony—particularly that of labor and farm leaders found hereafter—will demonstrate.

The Committee's Approach to the Problem

The committee submitted to the 1945 Extraordinary Session of the Legislature a progress report, which summarized its work up to that time It was a resume of formal committee hearings, individual investigations by members of the committee, and investigations by the State Department of Public Health cooperatively executed by the department at the request of the committee.

The same plan was followed during the rest of the committee's existence. However, the highlight of its existence undoubtedly were the extensive hearings held in the State Building in Los Angeles the second week in May. The Los Angeles hearings brought together a highly imposing collection of authorities from various parts of the State and Nation. The Los Angeles sessions were supplemented by an additional hearing on September 10th in Sacramento.

The following list of witnesses is only a partial one, but it gives some indication of the caliber of the persons who were either subpenaed or invited to appear, state their views and subject themselves to interrogation:

Eight sheriffs from counties scattered through the State; Roy Casey, Federal Inspector of Jails; Richard A. McGee, Director, Department of Corrections; Clinton T. Duffy, Warden, San Quentin Prison; Helen Legg, Board of Trustees, California Institution for Women (Tehachapi); Dr. Norman Fenton, State Department of Corrections Guidance Center; Kenyon J. Scudder, Superintendent, Chino Institution for Men; Walter A. Gordon, Chairman, California Adult Authority; Major Louis D. Cohen, Adjutant General's Office, War Department, Washington, D. C.; Karl Holton, Director, California Youth Authority; Dr. Karl M. Bowman, Professor of Psychiatry, University of California; Dr. Lawrence Kolb, Department of Mental Hygiene of California; Dr. Wilton L. Halverson, Director, State Department of Public Health; and J. H. Sullivan, Psychopathic Probation Officer, Los Angeles County.

In addition, Governor Earl Warren and Attorney General Robert W. Kenny both offered valuable testimony, as did Calvin Meador, Los Angeles Chief Probation Officer and a number of representatives of social service agencies, labor unions, farm organizations, and temperance groups.

STATEMENTS BY LEADING WITNESSES

(Los Angeles Hearings)

GOVERNOR EARL WARREN

It was particularly encouraging to hear the enlightened views of Governor Warren, himself a former Attorney General, and therefore of professional status in problems of penology.

Governor Warren condemned local jails for anything other than temporary detention and urged rehabilitation through road camps, honor farms and other rehabilitation programs.

"I am of the opinion," he said, "that the county jail as an institution is a relic of another age.

"I think that in order for anyone, good or bad, to improve himself he must have some useful work to do in order to occupy his mind and his body through most of the days of every week. * * * The majority of our jails as constructed are not fit for human habitation at the present time. Many of them are old and most of them have not been constructed with the idea in mind of providing for the rehabilitation of the prisoners. * * * I am of the opinion that we are at a crossroads. We are about to enter into a postwar construction program where either we will be building bigger jails or we will be setting up some other kind of institution to take care of misdemeanants. Now, I hope that doesn't mean we are going to leave the prisoners of a state of 9,000,000 persons in county jails that were designed for prisoners of a state of not more than 4,000,000."

Governor Warren also called for the revamping of the present probation system for misdemeanants, whereunder probation is granted by a board of local law enforcement officers without any followup or supervision whatever after release. He likewise endorsed more intensive crime prevention, declaring: "We will spend a hundred dollars for the suppression of crime where we will refuse to spend a dollar for the prevention of crime."

He continued: "I have seen the county jail system work in this State and I know how it works in other states, and there are comparatively few counties where men can have the opportunity for wholesome work that will have any tendency whatsoever to rehabilitate them. In counties such as Los Angeles, here, and a few others, we do have some very good road camps, but by and large we do not have nearly enough. Of course there are some counties that are too small to have any such kind of program. But the county jail as an institution, it seems to me, ought to be pretty much on its way out, and that its main use in the future should be as a place of temporary detention.

"When a man is sentenced to a county jail for six months or a year or even 30 days, it is destructive of what is left in him, no matter how large or small that may be, to keep him confined in a dingy county jail cell. I am satisfied that in the vast number of cases that it is not essential to keep him in custody, and I don't believe that the punishment that

comes from keeping a man in a cell in a county jail does him any good or the public any good either.

"I say this without any criticism of the people who operate the jails. The sheriffs have absolutely nothing to do with that * * * it is entirely beyond their control; and many of them are not given even the help to keep the jails in the condition they should be kept in."

Governor Warren also urged regional jail farms and camps for counties and cities too small to operate their own singly—"just as we now permit them to get together and have a regional hospital for tuberculosis."

He declared his belief that the State has a responsibility on the local level for programs of crime prevention and correction, urging the Youth Authority's program of making local surveys of juvenile crime, and, where requested, counseling the local community in solving its juvenile problems.

ATTORNEY GENERAL ROBERT W. KENNY

Attorney General Kenny, the State's chief law enforcement officer, strongly endorsed minimum standards for jail operation, state legislation with teeth in it so it could be enforced. This, he said, would materially strengthen the hand of local sheriffs and would be welcomed by them. Moving into the realm of practical politics, Kenny pointed out that sheriffs are faced by a peculiar problem; boards of supervisors have limited funds and they are inclined to vote funds first for roads, courthouses and other projects that help their constituents directly—and last for jails, whose inmates are unimportant politically.

The Attorney General stressed, however, the importance of originating jail reform at the county and city rather than the state level as far as possible. "If the State attempts to assume too many functions," he said, "then what happens in the localities is that they sit back and do nothing. I think the State should furnish the guidance, it should furnish centralized facilities for improving local operations. It should be a service agency, helping to awaken communities to the need of new jail programs and helping guide them in carrying the programs out. And, very largely, I say that is a matter of more training of local officers and servicing local communities."

Recalling that the State pays subventions to superior court judges on the theory that it is important to the State that judging standards be maintained, the Attorney General said he thought it might be feasible for the State to contribute to the "miserable" salaries received by sheriffs in most parts of the State.

He recommended more training for custodial officers and of a separate kind from that suitable for enforcement officers. Regarding the common practice of judges in some counties of pronouncing "floaters"—"180 days unless you get out of the county"—Kenny said:

"I don't know how we are going to train judges. We have training programs for every other official except judges and they stand in need of it more than anybody else. We have a million and a half new people in this State who are going to be shoved around by provincially minded judges."

He said he thought regional, outdoor jail camps, sponsored by the State or by large counties or groups of counties "might solve some of the problem" of crowded and expensive urban jails.

But he warned that "the more responsibility the State assumes, the less effort you will find in your community. And over the long pull it is the community cooperation that is going to do the job. I think what we have got to do is use the State and state standards and state service officers to educate the community to meet its responsibilities"

ROY CASEY, FEDERAL INSPECTOR OF JAILS

Mr. Casey, who recently surveyed many of the jails throughout the country for the Federal Government, discussed minimum standards for jails without reference to California's, which he has not inspected, and the necessity for state-wide standards and a state inspection service.

Pointing out that the field of penology and that of law enforcement are distinctly different, he urged special custodial training for persons engaged in jail work and noted the most common faults of jails as he has observed them.

He explained that the National Jail Association is devoting its attention to the establishment of regional jails or regional work farms. "The National Jail Association feels it is a feasible program for these regional jails to be established where a group of counties can have the facilities of the best possible jail arrangements for its misdemeanor prisoners who are serving sentences.

"Minneapolis, Minnesota, for instance, has a city work farm that takes all city prisoners who are under sentence. It also takes misdemeanor prisoners who are serving sentences from adjoining counties, or any county near enough to justify the sheriff of that county to take a man who is under a 30- to 90-day jail sentence. In that way small counties have the opportunity of keeping their prisoners in much better institutions than if they kept them in a jail of their own. And it is probably feasible for any state to put in a system like that—say three or four or half a dozen regional jails—whatever would be required. With this day and age of rapid transportation it would not be very difficult to take a prisoner 40 or 50 miles. Here in Los Angeles, I believe, you take prisoners 40 miles to your work farm. I believe you could take them 100 miles as well.

"With the regional farms established over the State, a few of them could take care of all misdemeanor prisoners, and there would be resources to provide all the facilities needed in an institution of that kind. It wouldn't put the burden on the small counties to try to live up to a high standard of jail requirements they can't afford."

Casey expressed the opinion that after establishment of some regional farms, some of the counties would improve their own standards on their own initiative. He stressed the importance of putting teeth in the law if a law exists giving some state agency the responsibility of enforcing jail standards.

In response to questioning, he explained that failure to separate the field of penology from law enforcement "has come down to us through two or three hundred years," and that putting the running of jails in the hands of persons trained in rehabilitation, penology and custodial problems would "greatly improve our jails."

Commenting on the practice of "kangaroo courts"—wherein prisoners virtually operate the jails, Casey commented: "It too frequently happens that persons hired to run the jails become lazy—they get in

a rut and it is an easy matter to turn the running of the jail over to the inmates under the excuse that the prisoners should set their standard of cleanliness and enforce it." He condemned such practices unconditionally.

He likewise took to task the "fee" system of feeding, under which prisoners are fed on a fee provided the sheriff, with the sheriff retaining what isn't spent on food. He said: "The sheriff should be paid sufficient salary so he doesn't have to make money from running a boarding house."

He also commented on the danger of failing to segregate juveniles properly, pointing out that "I have run into so many cases in the last two or three years where tragedies have happened in jails that have probably ruined the lives of boys forever. I was called in on an incident in the Seattle, Washington, jail a year ago when a juvenile was literally tortured to death in the county jail. That was avoidable. The county had neglected to provide adequate facilities for segregating juveniles. They had neglected to provide proper supervisors or attendants to take care of those juveniles. In other words, the public accepts a definite responsibility when it deprives a man or boy of his liberty and takes him into custody. The public has a heavy moral responsibility as to the prisoner's welfare while he is in custody. Very few prisoners die in custody. Most of them eventually come out, and if our jails are run in such a way that those persons come out more embittered against society and the laws of society than when they went in, we are running institutions of crime promotion rather than crime reduction. We may not always rehabilitate the prisoner, but it is possible to run the institution so the prisoners are not worse when they come out than when they went in."

Regarding construction of jails, Inspector Casey said in many instances not enough attention was given to proper design, and approved the measure adopted by the California Legislature requiring all jail construction or remodeling costing more than $1,500 to be submitted to the Director of the State Department of Corrections for approval.

"The courthouse architect may be a good one, but too often doesn't know jail design. Often prison supply companies will oversell the county on foolproof steel and cell blocks, and a small place in the building will be cut up into small sections that neither light nor ventilation can penetrate and within six months or a year you have a dungeon that the inmates don't keep clean and the jailers don't keep clean."

He said he approved adequate foolproof cells for the more hardened prisoners, but that their percentage is not high—that it isn't necessary to spend hundreds of thousands of dollars for such cell blocks when dormitory space or other facilities would suffice. He added that open, light buildings are much more suitable and cheaper for housing alcoholics. Concerning expense, he said the United States Bureau of Prisons had made an effort to learn the actual per capita cost of maintaining jails but that costs of jails were too frequently unsegregated from other police department costs and sheriff's costs to permit any reliable conclusions. He concluded his testimony by saying sheriffs were not, as sheriffs, disqualified from running their jails—but that, because they are law enforcement officers, does not make them penologists. On a nationwide basis, he said, 2,500 of the 3,100 county jails in the county are on his department's disapproved list.

RICHARD A. McGEE, DIRECTOR, DEPARTMENT OF CORRECTIONS

"The jail is probably the most important penal institution in existence and still the one that is given the least attention, probably because the jails are small and scattered. Yet they are important because so many people pass through them. We are interested, as administrators of state institutions, in these jails because all the people that we get into our state institutions pass through these jails. Very often the damaging effect that takes place upon them in the jails is one that is very difficult for us to overcome for a long period of time after we receive them."

Mr. McGee explained that about two years ago, at the request of the Sheriff's Association, his department agreed to make at least one inspection of all the county jails each year. No effort was made to inspect city jails. He said the Board of Corrections had no specific authority for such investigations, but "some general authority," and added that specific authority would be helpful because without it there was some question about authority to spend money and employ the several inspectors needed. Furthermore, specific authority would "give us a better status in the local communities. We wouldn't be coming in merely as an invited expert but as a person with some legislative backing."

Returning to the relationship of prisons and jails, he said:

"To operate good state prisons without the operation of good jails, to operate good jails without good law enforcement or to do any of those things without a good community program of crime prevention is to miss the boat, so to speak. It is like a baseball team, if you leave one of the bases uncovered the other players can be ever so good and still lose the game. The problem of dealing with the violators of the law or the potential violators is all one problem and there must be coordination between all the agencies."

Concerning jail standards and their enforcement, he said he thought specific standards should be delegated to some board for enforcement and should not be rigid because standards vary among facilities—it would be ridiculous to try and set up the same standards in Plumas County that might be required in Los Angeles County. He pointed out that on vote of the Board of Corrections a committee on jails had devised a set of standards. The committee was composed of Mr. McGee, Mr. Holton of the Youth Authority, Mrs. Legg of the Women's Board and Mr. Lester of the Adult Authority.

The recommendations of the committee include the following legislative proposals:

1. Creation of a Division of Jail Inspection under the State Department of Corrections and the establishment by law of minimum standards and uniform policies to be administered by the State Board of Corrections.
2. Establishment of state regional jails and rehabilitation centers, and policies governing classes of prisoners to be housed therein.
3. Establishment of institutions and other facilities for the care and treatment of chronic alcoholics.
4. Creation of a single agency in densely populated centers for the purpose of consolidating jail and parole functions of overlapping city and county jurisdictions.
5. Strengthening of the jail parole systems.

Mr. McGee said he believed that by all means the State Health Department should handle health inspections, under the border inspection service to be handled by the Department of Corrections.

BERT O. WEBB, WARDEN, MEDIUM SECURITY PRISON

Mr. Webb, who conducted the inspection of county jails under the direction of Mr. McGee beginning in March, 1945, and extending over three months, reported as follows:

"I found that some of our jail buildings were pretty old, in fact one of them is 98 years old and is still in use. Of all the jails inspected, 14 built prior to 1900 are still in use; 20 built prior to 1924, which makes them more than 25 years old, are still in use; 16 built between 1925 and 1934; 10 were built between 1935 and 1945. That includes the one new jail in Contra Costa County which has been completed since the inspection. I have reinspected that jail since that report and it wasn't all in operation at that time. But I think Contra Costa County will now have a very well operated jail and adequate, if the population of the county goes down as they expect it to.

"The total populations in the jails were 52,226. That was taking the population on the date that the inspection was made. And it applies only to county jails. It includes those county farm facilities under the direct supervision of sheriffs. It does not include those under the jurisdiction of county boards of supervisors.

"There was a notable lack of segregation facilities. Fifteen jails were badly overcrowded, 26 lacked segregation facilities required by law. By that I mean that the law requires segregation of misdemeanants from felons, juveniles from adults, females from males. Thirty-four of the jails were considered unsafe from a custodial point of view, due mainly to lack of trained personnel and 24-hour supervision. I found that in most of what I would term the medium populated counties, the sheriffs and their deputies either take turns guarding the jail or there is no one actually on duty.

"Evidence of kangeroo court was found in 15 jails. In seven of the 15 the practice was condoned. In the other eight I based my conclusions that there was kangaroo court existing on things I saw in the jail. Twenty-seven counties were found to have some kind of a work program for sentenced prisoners. In most cases this was a small program such as keeping up the courthouse grounds, working on county bridges or roads. Several of the counties had real farm programs, among them Ventura County. That brings out another point I would like to make: regardless how new or old the jail might be is second in importance to the way it is administered. San Diego is an example of this—it is old and badly overcrowded but it is clean. Twenty-eight of the jails visited had a very distinctive jail odor. I think that is just a nice way of saying that the the places stink. This, of course, is due to lack of ventilation and proper toilet facilities, and the same lack of bathing facilities that the committee has found.

"I rated the jails as follows: seven, that is as far as sanitation is concerned, excellent; 17, good; 12, fair or indifferent; 11, bad; 10, very bad. I might add that in the case of those listed as bad or very bad, I leaned over backwards in their favor.

"I found that jail clothing was furnished in only 10 counties. I think the committee knows what might happen if prisoners are kept in their own clothing and not allowed to bathe or given baths and cleaned up before they are incarcerated. You are bound to have bedbugs, cockroaches, and many types of vermin.

"As for methods of feeding, in four counties prisoners are fed in a dining room. In one county they are taken to a local restaurant, the jail having no feeding facilities at all. Except on farms, where farm programs are in operation, two meals a day are fed almost without exception. The cost of meals ranges from 7 cents to 62½ cents. To clarify: the 7-cent figure applies to an institution aided by produce raised on the jail farm. People are taken out to a restaurant at a cost of 62½ cents.

"In 16 counties, where a fee is paid to the sheriff for feeding prisoners, the cost to the counties for feeding exceeds that of other counties.

"Medical examinations and venereal tests for newly-admitted prisoners were given in only 10 counties. Mental cases are confined in the jail in 15 counties. Medical attention was considered adequate in only nine counties."

Summing up recreational facilities he said: "In practically every jail prisoners were allowed the use of day rooms or corridors during the day. Cards seemed to be the chief means of recreation. Library facilities were furnished in 21 counties. A number of jails allowed no reading matter whatever, even prohibiting daily papers. Religious services were held on a voluntary basis in 38 counties.

"Management of parole varied greatly," he reported. "In nearly every county the parole board was, according to law, the sheriff, district attorney and the next law enforcement officer, in most cases, the chief of police. I found few, if any, supervised parole cases after they were released.

"The 35 jails lacked personnel sufficient to maintain 24-hour supervision. Salaries range from $125 to $260 a month. In the larger bracket of medium populated jails—those with 25 to 200 inmates—the average was $175."

He also pointed out that 16 of the counties were planning new jails as post-war projects and 13 additional counties were planning or remodeling or adding to their present jails.

CLINTON T. DUFFY, WARDEN, SAN QUENTIN PRISON

Mr. Duffy, speaking from long and successful experience as a prison administrator, brought to the committee's attention the fact that the life and behavior of a man in a State prison is conditioned by his community life and his experiences in municipal and county jails.

"A haphazard program for crime prevention, or none at all in the community, is reflected in our jails and what happens in jail is reflected in the prisoner's attitude toward confinement in prison," Duffy pointed out. He appealed for cooperation with prisons on the part of those responsible for county jails.

"The men who come to prison come from our county jails where all types of treatment and conditions prevail," he said. "Those who come from jails where conditions are somewhat favorable, and where a program of training, work and discipline is in force, are adaptable to prison routine without too much trouble. But those who come from jails

where conditions are filthy and the individual hasn't been given any jail program present a serious problem to the institution."

Duffy told the committee that confinement was only one phase of the problem concerning prisoners. He stressed the importance of rehabilitation of the individual. "We well know," he said, "that we must strive to send the man back to society rehabilitated to the extent that he won't get into jail again and into prison.

"A program must be planned. The jails could clean themselves up and lend a hand toward the training and treatment of the man who is to enter prison."

Duffy urged that the process of reclaiming a felon start in the jails and that complete information concerning the work accomplished be communicated to prison authorities.

"When a man comes to prison from a jail where he has lived in filth, where no one cared about the food served him and where his clothing is poor, our task is made that much more severe.

"We receive men at prison occasionally barefoot, their clothing tattered and torn because they have been allowed by the jails to sell their clothes or to gamble them away.

"We receive men who are lousy; who have bedbugs; who have social diseases, and who have received no attention in the jails. Treatment and correction of these individuals might just as well have started in jail. Such treatment would have given them a better start in prison.

"Men sometimes stay in jail for long periods of time awaiting trial, appeal, or because of other delays. These men should be provided with a definite program. Men sitting around idle deteriorate whether in prison, in jail, or in civilian life.

"In the institutions we have a sound program of training the men through education, work, discipline, and morale. But this treatment should start in the jails to a wider extent. If this were done it would be a great help to wardens. We would like to be advised of the reactions of a man from the moment he is arrested to the moment he is delivered to the prison. Some jails are reporting favorably and some are not.

"It is a continuous problem for the jail administrator to see that proper food is served. Unless you constantly supervise its preparation it will fall below standard.

"I have seen men enter prison with a feeling of relief, saying they were glad to get out of jail because now they at least have gotten something to eat. In the immediate past two men—men who had not talked to each other—each sentenced to death—declared they were glad to get to San Quentin in condemned row because they were able to get something to eat. Well, conditions must have been pretty bad in those jails or those men would not have reacted that way.

"We showed an interest in the affairs of Nuernberg and yet have conditions in California where prisoners are being fed slightly more than half of the minimum standard prescribed by the Health Department.

"I asked the Department of Health to come into San Quentin and am helped by their findings and advice. It would be a help to jails if they would extend an invitation to the department to inspect their facilities. Understandably the department is reluctant to come unless asked. I have never heard of a jail that had requested such inspection."

He urged that a system of uniform custodial care for prisoners in jails be worked out, and suggested that the Department of Corrections might set up minimum standards. He stressed the need for a work, educational and recreational program in each county.

"I don't care if a man is going to be in jail one week, or one year, he should be doing something while in jail. When we take a man in custody we assume a certain responsibility. He is in jail because he has failed to meet certain qualifications and standards in the way of life. It is our responsibility to try to train him toward the proper way of life. If the jails had a definite program for the man from the time he enters jail until he leaves, we wouldn't have so many repeaters.

Duffy favored the suggested plan that the State or counties operate and supervise regional farms throughout the State to take the place of the very bad little city and county jails in the smaller areas. He felt they should be state-operated to insure uniformity, and expressed the thought that it would cost less to keep men on farms than it would in the county jail.

He suggested an educational program in individual jails without delay:

"Even if your men are to be confined for only a short period of time they can start an educational program. If you don't, at the moment, have the money you can get outside people interested in coming in to give you a little help. At San Quentin we started in a small way A personal friend spent four nights a week in an effort to set up an educational program through free personnel. From that one man who volunteered his services we have today 35 paid outside instructors through the State Department of Education.

"A jail without a library can seek the aid of the county librarian or city librarian. These people will help select the proper books for the man. We do that in our institutions. The County of San Francisco, the University of California, are very cooperative in sitting with us during the selection of books for our libraries.

"The Department of Corrections and the Youth Administration could work out an effective program of recreation along crime prevention lines in the local communities Within the two years that the Department of Corrections has been established it has been proven that they can definitely work out a program. There has been much benefit from the work of Mr. Webb in the jails and Mr. McGee making contacts in the communities.

"A good many boys could be adjusted on the local level. With a proper training program we could avoid sending a lot of youngsters to San Quentin."

Duffy further suggested that incarcerated veterans take advantage of educational rights due them. "We have an educational program for all men, both academic and vocational, and we are increasing that program. However the veteran is entitled to, among other things, correspondence courses from accredited universities thoughout the United States which will be paid for by the government. We also intend to give those men who have been in the service a chance to just sit down and discuss their own problems. Approximately 21 percent of the inmates of San Quentin are veterans of World War II."

He urged state funds to aid an adequate crime-prevention program to be set up in the local communities and suggested that the Department of Corrections be tied into the program.

Duffy pointed to a growing public interest in the jail problem and commended the Department of Corrections for encouraging visits to jails which he believes will lead to a favorable public reaction toward a better community program.

"The problem throughout the years has been to create that local interest and to be able to set up funds through the board of supervisors to accomplish those things which should be done in jails The public must be convinced that it is just as important to do something about jail conditions as it is to take action concerning a new city hall, a new highway or a new public building."

He suggested a planned program to interest citizens in the problems of our jails and institutions of correction. A positive program to drive home the facts and the need.

HELEN LEGG, MEMBER OF BOARD OF TRUSTEES, CALIFORNIA INSTITUTION FOR WOMEN

Mrs Legg, who not only has the opportunity to observe women entering institutions but, as a member of the Board of Trustees, California Institution for Women, assists in setting the terms and granting of paroles and also supervises the women on parole, spoke with respect to the handling of women in these institutions from the viewpoint of women's prisons.

Mrs. Legg pointed out the attitudes and reactions of women entering the institutions from county jails and city jails; and stressed the resentment they felt after being confined in community jails.

"They are full of resentment and it is hard for them to make the adjustment to a women's institution like ours. They have been just sitting, most of them, in idleness awaiting their trial.

"We notice the amazing increase in youngsters who are sent to the state institutions for women. When we get them from the jails there is a hopeless feeling on their part and resentment over the way they have been treated. The youth of these women is one of the big things that should be considered in this jail problem.

"A work program could do much toward preventing the resentment so prevalent among the women coming into the institutions."

In response to questioning Mrs. Legg said that there are a great many problems that are entirely different in the care of women prisoners from men inmates. However, she pointed out, "the one common need of both was a definite work program carried out, partially at least, in the open. Outdoor work is especially necessary for women who come from county jails where they have been confined very closely with no outside activity at all."

She spoke of the great number of repeaters in the institutions and agreed that a prevention program carried on beneficially on the local levels would not only reduce the number of repeaters but would prevent a lot of women from having to be sent to the state institutions.

"By the time we get them there is not always too much that can be done toward changing the pattern of their lives. If something could be

done at the first instance that they are picked up for any offense, no matter how small, they probably would never reach the institutions.

"In looking over case histories one is struck by the repetition of the pattern: Police, 10 days, 14 days, 30 days, floater out of town. Repeated time after time until finally they reach the state prison. Very definitely a preventive program is needed. The local community could greatly aid in crime prevention with a predelinquent program."

She deplored all the good programs which had been proposed or started, then dropped far short of completion. It was her hope that all communities could work to give the younger people a chance at recreation which they haven't had, especially in crowded communities, and suggested that people take an interest in youth with an eye to keeping them out of jail instead of putting them in.

Mrs. Legg expressed the belief that the length of sentence was rather immaterial as far as her institutions were concerned. "Because the rehabilitation of a person is an individual problem. Where one person can become adjusted and readjusted in one year, another will require two or three years or longer.

"Under the Adult Authority our board follows that policy. We don't sentence a person say for 10 years but set their time ahead Then if progress warrants we let them out for a parole earlier. If we feel they haven't made progress and need longer than the usual period we do not release them at the time specified."

She stated that in her opinion the parole boards had all the authority necessary to carry out any program in mind for them at the present time.

Sewing and cooking projects, together with some outside work, according to Mrs. Legg, should be provided for women in county and city jails. The program should be set up to take care of misdemeanants as well as those waiting transfer to prisons. Those with skills should be encouraged to develop their talents. She stressed the responsibility of the State for the health of the individual and the adequacy of the food and sanitation of the jails where they are living.

In closing Mrs. Legg deplored the practice of floating misdemeanants, agreeing that an exchange of violators doesn't help.

DR. NORMAN FENTON, STATE DEPARTMENT OF CORRECTIONS, CHIEF GUIDANCE CENTER

Dr. Fenton, Chief of the Diagnostic Clinic which is operated at San Quentin and at Lancaster to study each man received for the purpose of determining the program he should follow during his period in the institution and make recommendations to the paroling authority, discussed the manner in which men should be selected for minimum and medium security facilities.

"If we consider very briefly the development of detention facilities for children we may have a basis to predict, even though the changes may be longer in coming, the future of the jail treatment of adults," Dr. Fenton said.

"The sentimentality of the American people in regard to children, in contrast to their sternness toward and fear of adult offenders, has made it much easier to advance the penal treatment of children who break laws than of adults. Thus the present-day jail which is a much better place than the jail of former times, nevertheless is, in many cases, much worse than

the facilities provided for the detention of children. Many cities have gone from juvenile tanks and lockups, handled by more or less well-meaning people without training for handling children, to child welfare centers supervised by a staff of trained correctional officers, psychiatrists and psychologists and other specialists. The reason for the change is not only a feeling of sympathy for children but also involves far more practical considerations. We have begun to see the close relationship between juvenile delinquency and adult criminality.

"The detention homes are becoming child welfare centers. The child is carefully studied and treated while in the new-type detention homes and juvenile halls. Many things are done to try to prevent these children from going to correctional schools and then on to the penitentiary.

"In other words, with child offenders against the law, society has begun to employ methods of prevention in addition to mere institutional lock-ups. With adults, in most places, we are still in the lock-up stage.

"We have done very little to try to prevent further jail sentences or prison commitments for those who are sent to jail for any length of time. Even some of the short-term guests of the town jail may seem to be in for minor offenses, yet may have personal problems of such seriousness as to warrant some study and treatment. If not treated in some effective way, many of these may return to jail later for more serious offenses. The practical policy should be based on the idea that anyone who violates the law and is put in jail may be likely to return to jail or go to prison.

"If we view every jail inmate (except some obvious accidental or minor offenders) as potentially capable of committing later an offense meriting sentence to prison—unless something is done for them—then a program of individual study and classification will not seem so far-fetched and expensive.

"We talk glibly about an ounce of prevention being worth a pound of cure—but we do very little with the adult criminal in the jail to indicate that this idea of prevention has influenced us very seriously as regards its practical application. And may I add that it seems likely that the beginning adult offender may prove to be as good a subject for preventive treatment to avoid return to jail or prison as the juvenile delinquent whom we wish to keep out of juvenile court or the correctional school. Two-thirds of the men we receive at San Quentin have never been in prison before. California has a big stake in any efforts to keep them out of jail and out of prison in the future.

"The men who get into jail range from innocent persons to confirmed, habitual criminals. Some are very healthy—others are suffering from serious contagious illnesses. Morons and imbeciles in the jails are joined there by men of average or superior intelligence. The entire range of occupations from day laborer to the professions is represented in the jail. Putting all humane considerations aside, it is the part of practical wisdom to give men in jail study and treatment in accordance with their needs."

Dr. Fenton explained the function of a series of questionnaires for use by police personnel from the arresting officer to the person who delivered the man to prison. The questionnaires he pointed out aid prison authorities in processing the newcomer. It was also cited as an example of cooperation between various enforcement and rehabilitation groups.

He went on to explain how through physical, mental, psychological and psychiatric examinations the Guidance Center determined an index to an inmate's personality and his vocational capacities.

"It is information we obtain from these studies of every aspect of the man's personality which aids us in directing his rehabilitation and also the protection of society. These studies are compiled into a summary report and the man is then referred for transfer to one of the prisons. The custody is suggested and a program of treatment, educational, religious, psychiatric, medical, vocational, whatever is involved is recommended."

Dr. Fenton suggested that all jails could profit from a diagnostic study and planned treatment for prisoners. "The great value of adequate study of the adult offenders who get into jail will be the possibility through scientific efforts of preventing the return of these men to jail. Sorting and treatment of county jail prisoners is one strategic way to stop the big parade of men to the prisons."

He pointed to the advisability of especially trained custodial personnel.

"Medical and mental examinations and treatment in the county jails should be maintained," Dr. Fenton urged. "It may be expensive in the initial outlay but not in the long run. It is estimated that 80 percent of the cases committed to a county jail need some kind of physical treatment in addition to the probable need of mental treatment. Proper attention would be a constructive step toward preventing repeated offenses."

KENYON J. SCUDDER, SUPERINTENDENT, CHINO INSTITUTION FOR MEN

Possible replacement of the type of jail which serves as little more than a place of confinement, by modern facilities providing work, recreation, education, medical, and psychiatric treatment, etc., which are in part self-supporting, and where the problem of rehabilitation is paramount, has been frequently discussed.

The California Institution for Men at Chino, of which Mr. Scudder is Superintendent, is an outstanding example of this type of facility.

Mr. Scudder expressed a belief but the methods employed at Chino could be adopted with profit by the counties and discussed the Institution and its operation. Highlights of his discussion follow:

"The men go out from Chino with an entirely different attitude than when they enter prison. Because of this, and the activities there, I feel that there is much of the Chino program that could help and benefit a city and county jail program if facilities were available. I observed this work from the county standpoint through the forestry camp which was established in 1931 in Los Angeles and which is still a great success in connection with the juvenile court. Boys are returned to the community without reoccurrence of their offense as against the necessity of sending them to a state institution for a period of 18 months or two years. The same thing can be done in connection with the jails.

"We find that men do not look upon Chino as a prison. That doesn't mean that it is a soft place. It means that there they are given an opportunity to develop as a person. A man doesn't have any shame at all about bringing his family back to visit. It is where they got their start and they want their families to know that Chino is not a prison. It is

a California Institution for Men. To them that means a great deal. The same atmosphere can be carried over to the city and county jail.

"If we continue to herd men into jail and take them back time after time we will not get very far with the problem of trying to adjust people so that they can go out and reenter the community.

"We have to face the fact, whether city jail, county jail or a state prison, about 98 percent of those who go in are going to come out. We want to know whether they are coming out sour and embittered or coming back with a decent attitude, trying to make an adjustment so that they don't come back.

"After screening the men who come to Chino we make an effort to treat them as individuals—as people."

As an example, Scudder described how men were transported from San Quentin in ordinary busses without locks, without billy clubs or guns—simply as ordinary people More than 3,000 men have been carried to Chino in this manner without a single instance of disorder or even discourtesy.

On arrival, the men are impressed by the absence of armed guards. The empty towers help to impress them from the start that each individual must carry some of this load—he is given a sense of responsibility.

Speaking of adapting the new men, Scudder said: "We believe that there can't be rehabilitation except through reform, and reform must come from within the individual rather than from coercion. Chino is hard because the man faces temptations. He must stand on his own feet and show that he has something in him that can be depended upon. Perhaps for the first time in his life he is going to learn to work. We teach men to work and to get over the fear of work. In many the fear of work is predominant.

"A new man is placed in a medium security unit and given the opportunity to get used to this new freedom and see that others enjoy more privileges. He sees that he cannot have those privileges until he has established himself as an individual, proved that he is dependable.

"Every man is tied to some definite vocational activity. Each newcomer has a complete file from the guidance clinic and he is studied for two weeks before classification. He has an opportunity to express his preference in work. Soon we see a change. The man's head comes up. He has self-assurance. He takes pride in his job, in the horses he handles, his welding or machine He talks of his job. In Chino there is an absence of usual jail talk of women and crime.

"On Sunday, visiting day, the man is made to feel important. He is the host to his guests. He greets them on arrival, shows his family around. He may share a picnic lunch in the park area. He may visit under normal, healthy, quiet conditions, with no one listening, and no embarrassment to the people who come.

"Every man, no matter his color or his religious belief, is treated alike. If he cannot accept that situation we don't want him and he does not stay. We have had no serious difficulty from the standpoint of men living together as Americans, regardless of color.

"On the rare occasion when a man gets a little heady, usually members of his own group take him aside and say, 'Now listen, this is the situation here. It is up to us.' The situation is straightened out by the men themselves."

Scudder told of the ranch activity. Now 1,500 head of cattle make up the beef herd. Meat is furnished five or six state institutions. The men slaughter and prepare and process the meat as well as farm and dairy products. These are in demand with packing houses when they are released. The same applies to men working at other trades.

There are also camps out of Chino where men work in the open and have done excellent work in helping the United States Forestry Service and the Army. Their record is superior to civilians in similar jobs. Yet the men are in no way in competition with labor.

Speaking of other activities Scudder told the committee: "We raise almost everything and we are growing closer and closer to being self-supporting. However, the prime objective is to adjust the men and teach them habits of work, to revitalize them and to send them out with new hope and courage.

"During the war Chino turned out 600 welders, 450 of whom went to work in the shipyards."

Scudder recommended a crime-prevention program which would go into neighborhoods "where kids are getting into trouble." Every community, including those within cities, should participate. He felt the program should be coordinated between State, county, and community. He also agreed that the State has a vital stake in community conditions which might lead to crime.

WALTER A. GORDON, CHAIRMAN, CALIFORNIA ADULT AUTHORITY

Mr. Gordon, Chairman of the Adult Authority, has been a successful lawyer, a student of criminology under August Vollmer and a member of the paroling authority, first of the Board of Prison Terms and Paroles and later of the Adult Authority.

Gordon explained the State Parole System; discussed the question of release procedures on the county and city level. He stressed the need to carry a supervisory program through into effectual community adjustment and strongly recommended strengthening the parole structure on the local level and providing means for supervising these people upon release.

He pointed out the necessity for highly-trained personnel within the parole supervising agency, "because they must interpret scientific information gathered by various professional men.

"The date of a man's release from prison to society is determined from the changed attitude of the individual while in custody. We must determine at what time he is capable of making the adjustment to life in a community. The parole officer is aided in his decision by information gathered by the guidance center, the institutional people who carry on the treatment program correlated with his work on the outside.

"A parole officer must be sympathetic and understanding of the problems of maladjustment in certain individuals. They have to recognize that crime itself may be symbolic of a behavior problem and be equipped to gain the individual's confidence and aid in resolving his perplexing problems.

"I don't see why any release procedure should be any different in the county jails than in the prison system."

Toward strengthening the county parole systems, Gordon suggested: "Men should be sent to a county jail on an indefinite sentence with a

maximum set. There should be clinical services because a misdemeanant is a potential felon."

He suggested a full-time parole board. Added to the present board, consisting, usually, of the district attorney, sheriff, and chief of police, should be at least two persons disinterested from the viewpoint of prosecution.

He also recommended:

Paroles should be granted under supervision.

A presentence investigation which, in many instances, would replace "the floater" with probation.

State control through state standards of the whole criminal situation from the time of predelinquency through to what the State now accepts as the responsibility after a felon has been committed and sent to prison.

A predelinquency program that should start in the school system.

MAJOR LOUIS D. COHEN, WAR DEPARTMENT, FORMERLY INDIANA STATE PENAL FARM

Major Cohen spoke of his experiences with state farm operations in the State of Indiana. He pointed out the comparative low cost of operation and discussed the advantages and difficulties of this type of institution as a substitute for county jails.

The farm system, according to Major Cohen, represents a great economy to the public. "The per capita cost of the Indiana farm averages about $200 a year. This figure does not take into consideration the vegetables grown or merchandise produced. The capital investment is infinitely less than for jails."

Concerning the farm's function and operation Major Cohen said: "All the counties send all men who are to serve more than 30 days to the state farm. Commitment covers male misdemeanants above the age of 16, both white and colored. The actual number of days covered by the commitment must be served, with provision for good time allowance.

"Men are temporarily classified and assigned to a work and training program within four days of admission."

He described an educational program in force which included literacy training; a program of agriculture training, with courses in dairying and poultry husbandry, by a project method with on the job training; automobile mechanic training; on the job type of courses in a variety of trades. "We developed an extensive library and a program of group therapy."

Because of a limited staff, Major Cohen said, it was necessary to call on the local community for cooperation. As an example, he cited the help of nearby universities in conducting courses.

In connection with the work program, Major Cohen favored a payment to the inmate worker. "An opportunity to earn gives a man a feeling of responsibility to his family. That is, a more direct relationship than the indirect relationship implied in relief."

He felt that the problem of rehabilitation could be more efficiently dealt with under a system of indeterminate sentences.

"When a man is sentenced to 5 to 30 days for drinking, people are punishing the offense not the offender. Instead of giving a man a sentence

which seems to punish him, we would rather give him a sentence that would rehabilitate him."

Major Cohen recommended consideration of a special institution for the handling and treatment of alcoholics. He pointed out that 1,495 of 3,700 inmates were sentenced for drinking and that probably drinking contributed indirectly to the sentencing of many more. "These alcoholics just keep going around the revolving door arrangement.

"It is an interesting thing that alcoholics make excellent inmates. Knowing that, we kept certain jobs open for certain alcoholics who would be sure to return within a week or 10 days."

He recommended group therapy and the cooperation of Alcoholics Anonymous to aid in the treatment of drinkers.

"Individual psychotherapy is terribly expensive. The physical aspects of treatment are well covered by the institutional program, the outdoor life, regular work, good food, plenty of sunlight, and exercise."

Commenting on the difficulty of getting an economical program, such as the institutional farm, started, Major Cohen stated: "Perhaps governing bodies are unaware of the over-all cost of maintaining the present type of jails. If a county would take a very careful cost accounting of the alcoholic, say, tally the cost of the court clerk, stenographer, judge, bailiff, police force, jail staff, and so on, multiply that by the number of times he comes through a year.

"Contrast these figures with the cost of sending him to a place where he can be treated. Then they would be less reluctant to appropriate sums for the original outlay."

KARL HOLTON, DIRECTOR OF YOUTH AUTHORITY

Mr. Holton explained that the Youth Authority's interest in jails dealt primarily with the detention of juveniles.

"In this problem there is the mutual interest of the city, county, and State." He said, "You can't divide it. The attitude of young people coming to the state correctional school reflects the jail from which he came. Poor jails, where juveniles are detained for long periods, are not well treated, not properly segregated and not well fed, send us children who present a difficult custodial problem."

He stressed the need for more correctional school facilities so that young people could be delivered upon commitment. "There never has been a time when we could move boys and girls out of detention homes and jails into state schools within even a month," he said.

He told the committee that the authority and money in the Postwar Building Program seemed adequate but the problem of securing materials was bad.

Holton recommended more detention homes, pointing out that in Los Angeles County and City the courts are forced to detain youngsters as young as 13 years old in the city jail.

He recommended regional or state-operated detention homes modeled on the lines of the Preston School.

He called attention to a legislative bill allowing the State to subsidize up to one-half the operating cost to counties who would operate 24-hour schools or forestry camps providing that they met the standard which the Youth Authority set. He said 13 such schools were in operation

and the State enjoyed splendid relations with the counties in their connection.

Holton stressed the importance of trained personnel in handling juvenile offenders. He mentioned the excellent job the Army was doing with the proper personnel in the federal camp at Turlock where facilities were limited to tar paper shacks that were previously used to house Japanese citizens.

DR. KARL M. BOWMAN, PROFESSOR OF PSYCHIATRY, UNIVERSITY OF CALIFORNIA

Dr. Bowman, advising the committee on the problem of what may be done with alcoholics, opened his discussion with a statistical report of the problem.

"According to the best estimates there are about 50,000,000 persons in the United States who use alcoholic beverages, and approximately 3,000,000 of these use alcohol to excess at times. About 750,000 of these become chronic alcoholics. The National Safety Council states that in 1944, in one out of every four fatal accidents, either the driver or a pedestrian involved had been drinking. The cost for caring for alcoholics in our mental hospitals is about $13,000,000 a year. The general figure of the cost to society of excessive alcoholism is about $750,000,000.

"By and large we can say that every man who uses alcohol to excess is to be looked upon as a sick man, and to be treated by a psychiatrist," he said.

"Connecticut has adopted a law to make a beginning of studying and treating alcoholics. This law sets up a board of five members, at least two of whom shall be licensed to practice medicine. The board is empowered to study this whole problem and is authorized to purchase land and buildings and equipment to set up facilities for research and study of the problem and for the treatment of alcoholics.

"It is also provided that 9 percent of all funds received by the Liquor Control Commission for permits, under the Liquor Control Act, shall be set aside to carry out the provisions of the act.

"I feel that California should do something of this same sort. I would recommend that California set up a law whereby 10 percent of all the money received from the liquor industry by state taxes shall be set aside for a study of this problem and for the care and treatment of alcoholics and for research work to be carried out.

"This country is taking in approximately $2,713,000,000 a year in taxes from the liquor industry and it can well afford to take 10 percent of that money as a way of dealing with the whole problem."

Concerning treatment Dr. Bowman said: "In the beginning the alcoholic should be in a hospital and for a period should have intensive psychiatric care. Following that the man can either be sent to one of the types of institutions which you can set up in the country, the farm colony type of place, where two hours a week can be spent with the psychiatrist. Others should be allowed back in the community.

"You are not going to get very far with the alcoholic unless he wants to get well," Dr. Bowman stressed. "If you force him into an institution by sentencing him to prison he may be antagonistic."

In response to questioning Dr. Bowman said that a carefully picked group should show 50 to 60 percent of recoveries under the discussed

methods "If you treat everybody regardless you are very likely to have it go down to 10 to 20 percent."

Dr. Bowman, who watched the start of Alcoholics Anonymous while head of Bellevue Hospital, thought that organization could play a really important and valuable part.

Advising the committee on procedure he stated: "I believe that this committee could initiate recommendations, first the passage of a law following the general pattern of the Connecticut law which I think has been very carefully drawn. Secondly that law allocates 9 percent of the revenue be made available. If all publicity possible would be given to the fact that an attempt is being made for a constructive attack on the problem of alcoholism I believe that the public could be marshalled back of it."

DR. GARRETT, CAMARILLO STATE HOSPITAL

Dr. Garrett read a report prepared by Dr. Haggarty of Camarillo and submitted the manuscript to the committee for the record.

In response to questions Dr. Garrett said that at Camarillo an alcoholic ward with from 40 to 60 patients, referred to the hospital by the judge, was continuously in use. He said the average age of the patients was "around 30 or 40."

DR. LAWRENCE KOLB, DEPARTMENT OF MENTAL HYGIENE

Dr. Kolb recommended hospitals for intensive treatment of the alcoholic together with a farm program for his rehabilitation. He also stressed the necessity for an educational program on mental health in connection with health clinics that will treat with emotional maladjustments, including hysteria, borderline cases of insanity, and chronic alcoholism.

He advocated treatment for potential alcoholics when they first start to drink. "If they could receive treatment instead of being put into jail we would save many. New York handles this problem well. They send alcoholics to hospitals or homes rather than to jail where they will become more alcoholic."

Speaking of failure of alcoholic farms recorded in other states Dr Kolb said: "These places were allowed to degenerate into a prison They would send an alcoholic there, and if he relapsed once, he was regarded as a criminal and received no more treatment."

He pointed out that in treating alcoholism patience was necessary. These people must be brought back again and again. With about 20 percent of cures in a group the figure is increased greatly with the recovery of repeaters.

"The type of hospital I advocate would take both volunteers and people by commitment. It would be a complete hospital with facilities to treat all physical ailments as well as psychiatric ills. It might be supplemented by an alcoholic colony." (See also page 627.)

REVEREND DALLAS GLADSON, CHINO

Reverend Gladson, whose work in connection with the Welfare Department at the California Institution for Men has brought him widespread recognition, presented an unusually pertinent discussion of alcoholism and crime; and linked alcoholism with juvenile delinquency.

Rev. Gladson quoted figures showing that 25 percent of Chicago cases and 45 percent of Boston cases of delinquent children came from homes with parents given to excessive drinking. Twenty-five percent of those committed to Sing Sing were there because excessive drinking was closely related to the commission of the crime.

After presenting further evidence coupling crime and alcohol Rev. Gladson advanced suggestions for the prevention of alcoholism which included:

A mandatory educational program as to the effect of alcohol and legislation that will carry throughout the Public School System.

Proper counseling facilities in public schools to deal with the emotional problems and insecurities that eventually lead to alcoholism.

Meeting the whole juvenile delinquency problem through recreation, community agencies, the church, dealing constructively with the young offender rather than considering him as a criminal.

Rev. Gladson criticised liquor advertising on the grounds that drinking is made so attractive that it offsets preventive educational measures.

In the treatment of alcoholism he said the fact that alcoholics are sick people and should be treated as such and not criminals needs to be emphasized again and again. "They must not come into our prisons and be treated as any other offenders may be."

He urged that a general understanding of the nature of the problem be made common knowledge among people. "They have to understand that alcoholism is compulsive drinking, that it is an obsession of the mind, that perhaps these unmet emotional needs are responsible in part for the whole conduct of alcoholism.

"The harmless alcoholic should be kept out of jails as much as possible with some kind of required treatment in established hospitals, or at least clinics."

In the field of institutional treatment Gladson recommended Alcoholics Anonymous. "We see its valid work being done outside, and I can speak for them. The program has been established three years at Chino and I have seen what it can do and has done for men admitted alcoholics.

"Of course they are especially chosen cases—self chosen. They have admitted that they are alcoholics and want to do something about it. The very vitality of the program is to see these men, themselves former alcoholics, who were in a much worse position and now, many of them, are prominent businessmen and leaders in communities.

"This plan would work into the farm program when we have it. If you can get just one man to admit that he is an alcoholic and wants to do something about it, then you can have groups of men from the community come in and begin with that one man.

"For further treatment of the institutional man, I think the farm program idea excellent, with the correct diet, sunshine etc., needed in rebuilding the man's body, correct psychiatric treatment to meet the deep emotional problems that will be there in many cases. Released, clinical treatment should follow logically. The man who goes out has an obligation to continue treatment that can maintain him as an acceptable citizen."

Gladson concluded by recommending a slum clearance program. "We know so well of various specified areas in the matter of juvenile

delinquency. We should see to it that people are enabled to live under decent conditions and the youngsters who are coming along are given a chance."

J. H. SULLIVAN, PSYCHOPATHIC PROBATION OFFICER, COUNTY OF LOS ANGELES

Mr. Sullivan handles all alcoholic cases through the psychopathic ward under the direction of the psychopathic court. He endorses the proposed farm and clinical program.

He said that a farm for alcoholics would practically absorb the 4,000 regular visitors to Lincoln Heights Jail. He also expressed approval of the clinic where the true alcoholic would be given such care as Dr. Bowman outlined in his program.

Sullivan considered the farm program as a state program. "Our county just doesn't seem adequate enough," he said, "to cope with the final disposition of the alcoholic, nor has it facilities enough to do so." He felt that the Legislature was in a position to help with the problem. "The counties would welcome state aid, if the State would set some sort of standards, foot a percentage of the bill, and leave the administration to the counties. Almost every county is almost desperate with the alcoholic problem."

DR. WILTON L. HALVERSON, DIRECTOR, STATE DEPARTMENT OF PUBLIC HEALTH

Dr. Halverson recommended that several conditions prevailing in the jails should be governed by minimum standards. Among the more important he listed, "The whole field of sanitation, the overcrowding, and with it its problem of ventilation, lighting, etc., adequate food, cleanliness of mattresses, etc." He felt that quite a number of things found wrong could be cured with very little expense, such as cleanliness of the walls.

He recommended that some state agency should be responsible for the sanitation of jails and be subject to the investigation of that department. He suggested the possibility of a working agreement between the Health Department and the Department of Corrections.

"The Department of Corrections has the day to day problem of contact liaison between police officers and jails over the State. A sanitarium or several sanitariums might be assigned to the Department of Corrections and we would be glad to consult with and give services on demand.

"In the field of public health we feel that a more effective job could be done if it continues to be the responsibility of the local government; and we feel that standards must be set by the State Government."

CALVIN H. MEADOR, LOS ANGELES CHIEF FEDERAL PROBATION OFFICER

"There are two ways of looking at jails," Mr. Meador told the committee. "One is under the old Mosaic law of revenge, and the other is as a place for the rehabilitation of human beings.

"A place of temporary incarceration should not impose living standards far below the ordinary standards of the community.

"I am concerned chiefly with the problem of rehabilitation, the reconditioning of persons whose machinery has broken down in some way

or another. Jails come under one of three heads: Probation, prison and parole. We can't single out any one.

"There is a definite state interest in the problem. A jail where suspects are kept two or three weeks in overcrowded and unsanitary conditions is one of the finest incubators of crime that could be found."

Meador stressed the importance of treating a prisoner as an individual. "When you take away an individual's innate dignity you have destroyed the greater part of his value to society. Such a man is in a much worse condition when he comes out than when he entered the institution."

Meador regarded the alcoholic as a distinct problem. Alcoholism is as definitely a disease as tuberculosis. Therefore it must be a hospital problem. It is not a custodial problem except for purposes of effecting a cure or a relief to the victim, he said.

LABOR

Phillip Connelly, Secretary-Treasurer of the Los Angeles CIO Council, appeared before the committee. During the war, the CIO has cooperated very closely with the California Institution for Men in placing inmates from the institution in various types of jobs. He said:

"Since that time the union authorities have been rather pleased and satisfied with the fact that they have been able to place a number of persons on jobs where they have been able to acquire trades and earn a livelihood and complete their rehabilitation. We in the CIO don't particularly subscribe to the old idea that to allow a man who is incarcerated to do a useful piece of work, is treading on the toes of free working people But, certainly the unions would want to scrutinize any proposed legislation to determine the effect that any industrial programs within the institutions might have. We think that employment is an important part of rehabilitation, and it certainly should not be hampered."

B. A. Mitchell, Delegate of the Central Labor Council of the AFL, also appeared before the committee and made this statement:

"I am speaking in behalf of Mr. Bassett. I want to offer full cooperation. Although we have made no study on this situation, we would like very well to be on record in favor of anything to promote the rehabilitation of the criminal, the prisoner, rather, and the cleaning up of our jails. We would gladly be a part of any committee that is formed, in that regard."

C. J. Haggerty, Secretary, American Federation of Labor, State of California, said:

"The American Federation of Labor has never opposed the use of prisoners in useful work which does not displace free employees. It would be better to keep the men busy than to have them idle. I subscribe to the idea expressed at this hearing that more is to be gained by allowing a petty offender to resume his occupation under probation or parole supervision so that he can provide for his family.

"I think prison labor could take care of all needs and food of, say, the hospitals and public institutions. Also in the case mentioned when it is a matter of saving farmers' crops I believe the important thing is to save that crop and get it into the hands of our people for consumption."

FARM GROUPS

Ray B. Wiser, President, California Farm Bureau Federation, said:

"We are using a large quantity of these so-called habitual drunkards in agriculture," he said. "But there has been no method of maintaining those people on farms so that it is usually an employment of three or five days. There might be a very material aid to employment if some type of statutory probation was made which would require supervision so that you could keep them on farms for a period of time."

Concerning disposition of products raised on institutional farms, Wiser said: "I don't think farmers would be adverse to this if the products met the same quality standards as provided by state law for the products going into the institution; and provided price level of buying within the institution is on the basis of the day's market."

D. I. Walker, President, Los Angeles Farm Bureau Federation, said he was in full accord with the proposed rehabilitation plan for work and farm programs. He expressed an enthusiastic desire to aid in the development of contemplated useful work programs and favored legislation along those lines.

He saw no reason to believe that the amount of produce produced by men employed in this type of work would interfere with agriculture. "I think it would be a comparatively small amount," he said, "and the good that would develop in helping to rehabilitate men would be far greater than any possible detriment it might be to agricultural production.

"We have had excellent service by having prisoners of war help in harvesting our crops. We got along fine with them and certainly they would be harder to handle than these men would be.

"The more we keep these people employed the better off they will be. If they are supporting themselves, then we do not have to pay taxes to support them. The fact that these men can have the opportunity to get on their feet and become reestablished as useful citizens outweighs any minor objections to the plan."

In conclusion Walker pointed to the fine work done at honor camps in this area. He praised the road building and fire prevention work done in connection with protecting forests.

George Sehlmeyer, Master of the State Grange, reported that his organization would probably support a program of rehabilitation if they thought it would bring about the ends which the legislative committee is working toward.

RELIGIOUS AND TEMPERANCE GROUPS

Religious, welfare and temperance groups in Los Angeles displayed a vital interest not only in the condition of the jails but in the possibility of constructive legislation which would lead to programs which would provide a chance for rehabilitation of persons confined in city, county, and state institutions. These groups are anxious to lend a hand toward a crime prevention program and feel that the State shares the responsibility for such a program.

Among those who appeared before the committee to offer recommendations, suggestions, comment and offers of cooperation were:

Monsignor Thomas J. O'Dwyer, who discussed principles for jail administration. His conclusions, briefly, were:

1: The operation of a jail is incompatible with the other functions of a police department.

2. Everything possible should be done to reduce the number of persons held in jail pending trial.

3. Whenever socially constructive to do so, fining and probation should be used rather than imprisonment.

4. A jail should be designed and administered to create socially acceptable behavior. To this end there should be adequate classification and segregation of prisoners and a work program for all prisoners.

5. An adequate program of rehabilitation including provisions for community adjustment, probably through a full time parole board with professional staff and separated from law-enforcement agencies.

He further recommended local operation and administration of the jails under state supervision and direction. The Department of Corrections, he said, should set minimum standards.

Mrs. Ivy Grace, Volunteers of America, declared that "We feel that the jail situation is extremely poor because of the effect it has on men while incarcerated and the result and effect after release." Mrs. Grace stated that her organization felt it was essential that something be done to maintain the morale of an incarcerated person and enable him to return to the community and family as a normal individual with normal relationships. She added that the State shared the responsibility for this problem.

Major P. B. Smith, Salvation Army, told the committee that legislation with teeth in it is a necessity if minimum standards of cleanliness and sanitation were to be maintained in jails or if a workable rehabilitation program is to be instituted.

"Time and time again the grand juries in our counties have inspected our jails, called attention to conditions and recommended reforms. In most instances, those recommendations have not been carried out. There must be a way of enforcing minimum standards."

Mrs. Eva Wheeler, Southern California Council of Protestant Churches, said that the Council of Protestant Churches, endorsed the plan for farms and useful work in place of confinement for prisoners. However she was of the opinion that the most important phase of the crime problem lay in the field of crime prevention and curbing juvenile delinquency. Se felt the churches were doing a job along these lines and would continue. State aid could go far in furthering the work. Mrs. Wheeler criticised the "liquor traffic." She said that 53 percent of all police work in Los Angeles had to do with alcoholism and expressed the belief "that the liquor industry should pay some of that bill directly to law enforcement in the cities."

Floyd C. Carrier, California Temperance Federation educational director, recommended alcoholic clinics as a means of reducing the burden on the jails from heavy drinkers.

Dr. Titus Frayze, California Temperance Federation, was of the opinion that public education must accompany legislation. He said the public must be made to see its responsibility toward youth and do its part in providing recreation facilities as a means of crime prevention.

Jennie Thompson, Corresponding Secretary, Women's Christian Temperance Union, expressed the gratitude of the WCTU for the committee's work and expressed the belief that the work "would help make our State a better place for boys and girls to grow up in."

CONDITIONS IN CALIFORNIA JAILS

As has been stated, investigations conducted by this committee continuously throughout its existence have revealed shocking conditions and wanton waste of public funds in jail design. Many of the deplorable conditions could easily have been remedied by a little soap and water, paint and ingenuity. Among all the many evils discovered in the various jails inspected, every evil had been minimized or completely banished by the authorities in one place or another.

This is not meant as a condemnation of the sheriffs throughout the State, many of whom are unable to obtain even the paltriest sums from their boards of supervisors to improve their jail conditions. It may respectfully be suggested, however, that realization of the need for improvement and strenuous efforts to bring about such improvement are hardly uppermost in the minds of many of the jail authorities.

Here are a few samples of conditions as the committee found them in the course of its investigations and investigations made at its request by the extremely cooperative State Health Department.

The Oxnard jail was found to be a filthy place, the walls not having been cleaned for years. The bedding was filthy, the solitary confinement tank was almost without ventilation and the odor in it made it almost impossible for a free man to stay in it any length of time. The jailer said it was not used, but nevertheless it was ready for use. Plumbing facilities were inadequate and overcrowding was almost constant. On a second visitation under the direction of a new chief, conditions were greatly improved.

At Modesto mattresses and bedding were filthy, with blankets piled up in the daytime like hay or old rags. Any vermin or disease existing would infect them all. Quarters for 60 were holding 74, and there was a pool of water in the middle of the floor covering one-third of the tank which was deep enough to cover the soles of one's shoes. Kangaroo court and the fee system of feeding were both operating.

The Sacramento County jail was in the same category, with youngsters sleeping on the floor with only a dirty blanket under them. The jail was built some 40 years ago to hold about 135 persons, and had approximately 230 in custody. Facilities for segregation were slight and many awaiting trial were confined in tanks with convicted prisoners. Floors and walls, washbowls and toilets were dirty.

Rather similar conditions were found in the Butte County jail at Oroville, with the addition of the kangaroo court and the fee system of feeding. Because of the latter, the food consisted of little more than beans flavored with broth from pork rinds.

The San Joaquin County jail and the Santa Clara County jail exhibited the same monotonous list of uncivilized and unnecessary shortcomings. And so on down the line of county after county.

Inspections of such jails and consequent publicity has in many cases resulted in at least minimum improvements such as painting and cleaning and more adequate diets. The committee hopes, however, that such publicity will have a further long-run effect, i.e., prompt local boards of supervisors to appropriate funds to bring about more intensive improvements.

A refreshing example of what can be done by an enterprising local officer is the case of A. E. Simmen, chief of police at Elsinore, who with a

$400 appropriation converted the jail there from a highly unsatisfactory one to a place of custody that at least is sanitary and respectable. Other examples of satisfactory conditions even where funds are lacking and no great public interests or awareness of the jail problem exists are not lacking.

At Santa Rosa the Sonoma County jail proved to be most commendable. Ample security, wholesome food, reasonable segregation, and cleanliness were noted.

The El Dorado County jail at Placerville is in great contrast to the majority of local lockups as far as sanitation and supervision are concerned. Generally speaking, of course, the best conditions exist in the more populous and well to do areas, which brings additional credit to officials such as Ex-Sheriff Lowell O. West of Placerville.

Of course the picture is not entirely black. The Ventura County jail, in the city of Ventura, was found to be in great contrast to that of Oxnard city jail and in excellent shape, although containing an excess of expensive steel construction. There is a jail farm in connection with the jail, not located behind a steel fence but with three strands of barbed wire around it! The Santa Barbara County jail was likewise high on the list. Here is an example of the sensible plan of taking prisoners out into the open air where they can do constructive work instead of deteriorating in idleness in the midst of filth, vermin and other depressing, not to mention dangerous, surroundings; and prisoners are paid up to $2 per day. The San Diego County jail has a most serious problem of overcrowding, but here, too, the sheriff has made a strenuous effort to overcome the many bad housing facilities and as a consequence the situation in its entirety is far above the average.

The antiquated concept that good jail management and operation is somehow related to the tens of tons of excess steel employed seems a difficult one to eradicate. Likewise, the failure of authorities to realize how important proper jail planning and architecture are. At Salinas, for instance, a rather new and expensive structure has women's quarters located on the third floor and there are no elevators. Transporting recalcitrant female prisoners up two flights of narrow stairs is indeed a sad commentary on the architecture of this expensive bastion. A campaign is now under way to abandon this edifice to poor planning and locate another jail farther from the center of the city. Likewise, a program is now being considered in San Luis Obispo County for a new jail in order to provide for proper segregation and other deficiencies of an expensive structure built with federal assistance in 1940.

It is to be hoped that if and when they are constructed, their architecture and planning will be guided by experts who have experience within this field.

Among the more populous areas, the Los Angeles County jail system has been discussed extensively in another section. The city jail at Lincoln Heights seemed generally as satisfactory as could be expected with the exception of the drunk tank, which the committee visited Easter morning before dawn and found to be deplorable beyond description, with prisoners so crowded together they literally were lying one on another. Sanitary facilities were likewise inadequate and poorly maintained here. It is noteworthy that Mayor Fletcher Bowron, in his annual address on the state of city affairs January 2, 1947, listed a jail farm for alcoholics

high on his list of capital improvements demanding top priority during the next fiscal year. It is also noteworthy that during a meeting of city department heads the following day, Acting Police Chief Joseph Reed declared that the city's jail system was so clogged by the alcoholic problem that no drunk could expect to receive a sentence unless he had been arrested at least seven times. The city authorities might well give intensive consideration to moderately light and less expensive facilities in outlying areas more closely approximating the farm idea.

At San Francisco the committee found that the combination of city and county jails exemplified a modern method of segregating the convicted from those awaiting trial, and providing work for those convicted. All persons awaiting trial were kept in the city and county jails in San Francisco. Most of the sentenced prisoners were sent to the San Bruno jail in San Mateo County, away from the congested area, where there is a healthier atmosphere, ground to be cultivated and other work. This jail was discovered by the committee to be equipped and kept in excellent manner. Cleaning and painting by inmate labor were noteworthy, and although the committee believes that all that has been done here is commendable, it thinks that cheaper construction of buildings, a more intensified work program and further segregation of prisoners is advisable and possible. Because of the modern trends apparent there the committee believes more extensive exploration of the San Francisco system is advisable.

The Alameda County jail could well be a source of inspiration to anyone believing that jails must by very nature of the population and circumstances be dirty and have a bad odor, filthy beds and unwholesome food.

Great credit must go to Sheriff Gleason and the Alameda County Board of Supervisors for setting an example for doubting Thomases to follow. This jail has immaculate kitchens, spotless and shining walls, and beds as neatly made as in any hotel. Much of the work of maintaining this marvel institution is done by prisoners. Pillow cases and bed sheets, both top and bottom, are snow white from the County Hospital laundry where a prison laundry project supplies hospital as well as jail and jail farm laundry. Also there is an excellent small laundry and a barber shop in the jail.

It must not be regarded by this description that the sheriff is easy or soft. Prisoners who can take the program and live up to the high social standards set for them while under the sheriff's custody find many opportunities to better their lot, but the prisoner who would transform their spotless jail into a slum finds tough going.

Overhauling of the probation system has already been discussed and the necessity of raising probation officer standards testified to by numerous authorities.

In summary, the need for reform here was stated admirably to the committee by Don R. Sanson, chief, adult division, Los Angeles County Probation Office.

He pointed out that the probation officer has the duty of investigating facts recommending to the court the disposition to be made of persons convicted of criminal offenses. The father of children, he said, often finds it not difficult to determine what wrong his children have done, but generally finds it very difficult to determine wisely what he should do

about their misdeeds. Thus, the function of probation departments is the function of the courts requiring most knowledge and skill.

"Sensible action should be taken in regard to persons convicted of crime. If it were sensible, which it is not, they could not all be placed in prison. The probation officer of Los Angeles County supervises more than 8,000 such persons. There are not and cannot be built enough penal institutions to house them all."

The probation needs a method of appointment and tenure in office which will enable probation officers to act free from political pressure and on a professional level, he concluded, and for this reason the State should impose minimum standards for probation officers and lend leadership to see that uniformly high standards be adopted in every county of the State.

In connection with its investigation, the committee conducted a public opinion poll on alcoholism, crime and delinquency, largely among church leaders and a few liquor dealers in the Los Angeles area.

In the matter of jails and custodial programs, the returns were overwhelmingly in agreement that alcoholism should be treated as a medical rather than a criminal problem; that the State should establish medical and work programs for rehabilitation; that the liquor industry should be taxed to help support such program and that jails and county hospitals should be subject to inspection by the State Health Department.

The poll revealed the same overwhelming opinion that parents should be made equally responsible for crime and delinquent acts on the part of their minor children; that school system recreational facilities should be expanded to help combat delinquency; that church and religious bodies should take a more active part in meeting these problems and that poolhalls, motion picture theatres, dance halls and bowling alleys are delinquency factors.

There was like agreement that playground and recreation centers could check the delinquency tide; that such organizations as the Boy and Girl Scouts should be encouraged; that state subsidy for publicly operated or private clubs for juveniles might be advisable and that more public money should be spent on prevention of juvenile delinquency.

Following are statistics compiled from the survey:

PUBLIC OPINION SURVEY ON ALCOHOLISM, CRIME AND DELINQUENCY

Questionnaires Returned—445

	Churches		*Liquor dealers*	
	Yes	*No*	*Yes*	*No*
Jails and Custodial Programs				
Do you agree with the testimony of the medical profession that drunkenness should be treated as a disease rather than on a criminal basis?	343	35	47	2
Do you believe the State should establish medical and work programs on rehabilitation for habitual drunkards?	372	13	47	2
What type of work do you consider most suitable for such rehabilitation programs?				
Forestry	196		9	
Farming	256		31	
Road camps	44		5	
* Should the liquor industry be taxed to aid in the support of such programs?	361	23	3	50
Should jails and county hospitals be subject to inspection by the State Board of Health?	384	3	47	2
Juvenile Delinquency and Crime Control				
Should parents be made equally responsible for crimes and delinquency acts on the part of their minor children?	349	30	47	2
Should recreational facilities of our school system be expanded as a responsibility in preventing juvenile delinquency and crime?	355	28	48	1
Do you believe that churches and religious bodies should take a more effective part in meeting these problems?	376	8	41	6
Do you believe juvenile attendance at the following places of entertainment and amusement to be delinquency factors?				
Motion pictures	250	100	9	40
Dance halls	325	34	19	29
Bowling alleys	225	108	8	37
Pool halls	347	17	42	2
Are you in favor of a legal curfew for minors?	334	29	40	8
Prevention Factors				
Do you believe that more playgrounds and recreations centers would eliminate the rise in juvenile delinquency and crime?	335	36	47	1
Do you believe that children should be encouraged to affiliate with such groups as the Boy Scouts, Camp Fire Girls?	385	5	50	0
Are you in favor of a state subsidy for municipally- or privately-operated and supervised clubs and clubhouses for juveniles?	272	82	46	1
Do you believe that more public moneys should be spent for the prevention of juvenile delinquency?	351	23	48	1

* FOOTNOTE: Inquiry into the various taxes paid by the liquor industry in California revealed that the state and local governments received something like $30,000,000 annually from this source. The greater part of this goes to the state while the cities and counties have the custodial expense problem, thus creating an obviously out-of-balance burden to our cities and counties.

SUMMARY OF HEARINGS

Discussion of the work of the committee, aside from inspections and other tasks executed by individual members, naturally falls into three divisions—the Progress Report (submitted to the Assembly at the Fifty-sixth (First Extraordinary) Session, and published in the Assembly Journal of February 4, 1946) which dealt with the first phase of the committee's work; the Los Angeles hearings, which have already been treated rather exhaustively; and the Sacramento hearing of September 10th.

In the following pages, the Progress Report will be summarized, further testimony at the Los Angeles hearings will be dealt with and the Sacramento hearing will be explained.

1. THE PROGRESS REPORT

History of Jail Reform

In recent years the county and city jails of the country and the system of handling misdemeanants has been the subject of study and criticism by leading penologists and public officials. There has been a growing recognition of the evils of our jail system as well as of the inhuman conditions in which offenders are detained. The utter lack of any intelligent treatment during their confinement has been condemned time and time again. Various welfare and social organizations have made investigations and reports which reveal that the typical county jail in America today is a relic of the age of barbarism long since past, that it is utterly useless in any useful function other than detaining a mixed group under conditions that are an insult to our social instinct and the county and city jails today are a blight upon our Twentieth Century civilization.

A crusade has been waged by the National Jail Association since 1937 when it was organized. It is associated with the American Prison Association and each year since has called attention to our antiquated and senseless method of handling misdemeanors. At the meeting of the American Prison Association in 1939, Mr. Harry Elmer Barnes read a paper on county jails entitled, "The Kindergarten of Crime". In it he said, "The jail experience is the initial step to the crime career. The jails are feeders for the higher learning in the crime field and so long as we allow the jails to go on demoralizing our youth, demoralizing all those who are subjected to their scrutiny and handed over to their control, we are going to increase and make more difficult the problems of the prison wardens and the superintendents of reformatories and reform schools that deal with these types after they pass beyond the jail period. The jail is important because it is the parent of all our other and later penal institutions. All types of institutions which deal with criminals have been derived from the county jail. While we have made marked progress in our state penal institutions our county and city jails remain very much as they were a hundred years ago.

California is a progressive state and has been the leader in many movements for the welfare of its citizens and has been copied by other states. What about the county jails in California? Can we take any pride in any progress we have made in our handling this large group of people

who pass through our county jails? A sheriff should know what his county jail is like. The following is a description of the San Diego County jail by the sheriff of that county:

"Throughout the years people have cried aloud against a jail system wished on this Country by the first English settlers of the Country. This system was based on nothing more of a philosophy than to cage together suspects and offenders alike in idleness for indefinite periods of time at community expense, only to release them better fitted to resume careers of crime because of their experience. Such a method is clearly unintelligent, uneconomical and entirely devoid of any justification.

"It is an undebatable fact that something should be done to achieve more adequately the purpose for which the jail as an institution exists. The jail is designed as an instrument of justice, and as such is entitled to serious consideration. A jail should not be merely a short sentence institution or a repeater's rest and refuge. No intelligent person can believe that anti-social behavior can be mysteriously cured by merely placing those who indulge in such behavior in close association with several hundred persons of the same type. Can any mature community afford a county jail as we inherited it during our infancy?

"Year in and year out close to one person of every 1,000 who come to live in this community are sent to the county jail. Many of these people have been in and out of penal institutions all their lives. They may be thieves or vagrants or drug addicts, the flotsam and jetsam of humanity. But some of them are first offenders, and a great many, in fact almost half of them, are in jail because they cannot pay a fine Think of what that fact means. The well-to-do can pay a fine, but ones not so well off, committing the same offense, go to jail. In clumsily seeking to punish the individual, society merely punishes itself. The individual's family, deprived of his earnings, may have to apply for relief. There are also many who come to Southern California to get away from the winters in other parts of the country. Most of them are fairly healthy and able bodied. A jail means nothing to them except a place to spend a comfortable winter with plenty to eat. In the spring they are ready again to pursue their nomadic existence. These are society's misfits and failures. They are sent to the county jail because this is the easiest way to dispose of them. Youths, misfits, failures, perverts, addicts, and hardened criminals are all housed together because this is the easiest way out. The practice of sending a man to the county jail for a year or less can not be justified in most cases unless some other purpose is served. The basis principal behind jail sentences must be correctional, not punishment alone. We punish a child, not to hurt him, but to teach him: If we can not improve a prisoner's health, his outlook, or help his family, we have accomplished nothing. Jails, after all, are like hospitals, specialized agencies to meet a situation where others have failed. If society feels that the unfortunates behind bars can best be forgotten about until that day of their eventual release, without planning for and aiding the inmates to a better consciousness of their rightful place among their fellows, then it does not behoove society to throw up its hands in horror if the human whom they are unwilling to aid once again slips into channels we call criminal. We must recognize certain facts if we are to set up a program worthy of the name, and worthy of recommendation to the people of the community."

"These conditions are typical of the county jails of the State. Investigations reveal that Californians should be deeply ashamed at the public indifference and political system that has allowed such shabby treatment to a large number of citizens to exist. The public should demand that some action be taken at once to remove this barbarism of a by-gone age."

In support of these contentions we quote from *News of The Field* by John F. Landis, from October-December 1945 issue of *Federal Probation*, a quarterly journal of correctional philosophy and practice.

"Although Dr. Garrett Heyns, Director of the Michigan Department of Corrections, is not of the opinion, as are many law-enforcement agencies and penologists, that postwar conditions will give rise to an increase in crime, he thinks that, 'If we do have a crime wave after World War II, the answer will not be to put men behind prison walls in great numbers. The answer is to take outside of prison walls those who do not need walls—to put them into farm and forestry activities.' "

Added emphasis is given to the work of this committee by a statement in a recent interview with J. Edgar Hoover of the F.B.I. He is reported to have very bluntly warned the Nation's police chiefs that the Nation is heading for a major crime wave with juveniles taking the lead in an era of "bloody" postwar lawlessness. "The lawlessness has already taken on such proportions that it startles the imagination. The crimes reported by the press are not crimes which might happen but crimes which are committed day after day."

At the conclusion of the interview Mr. Hoover made this statement, "The inefficiency and careless manner in which convicted criminals are guarded in our jails and penal institutions is shocking and in many cases represents malfeasance upon the part of those charged with the proper safe keeping of these enemies of society."

In commenting on the crime figures presented by Mr. Hoover, Mr. Richard McGee, Director of the State Department of Corrections, has said that F.B.I. crime figures for the first six months of 1945 placed California in the lead in robbery and auto thefts and well to the top in larceny. State statistics back up the federal estimates by showing a 30 percent increase in all crime during the first nine months of 1945 over the same period of 1944. With these figures in mind this committee submits its report of the investigation of the city and county jails and existing conditions impartially and impersonally. It is only fair to say that in its investigations the committee has had excellent cooperation from city and county officials state-wide and wishes to express its appreciation for the courtesy shown them.

In almost every jail the committee visited the jailer and undersheriffs complained of their difficulties in improving conditions. They often plainly made the statement that nothing could be done to improve the jail. However, the committee found that at one place or another, some one of these difficulties had been overcome and as a matter of fact all of them had been eliminated in different jails.

The first real approach to a constructive program of rehabilitation was found by the committee at Castaic where the Sheriff of Los Angeles County, Eugene Biscailuz, is operating an honor farm for prisoners from the Los Angeles County Jail. At the present time there are about three hundred prisoners at the honor farm but there have been as many as seven hundred.

They are raising vegetables, hogs and some cattle, with the idea of eventually having 1,000 men on the farm and making it self-supporting.

When this committee visited the farm, there was little consciousness that the men working there were prisoners. They live a normal, natural life, working as any self-respecting individual would do who was anxious to support himself. They were doing constructive work; building themselves up physically, mentally and morally instead of undergoing the deteriorating effects of confinement in idleness. They are preparing themselves for decent citizenship.

The committee learned that most of these men were alcoholics. The response to the treatment they were receiving, and to their method of living was remarkably good as proven by the fact that there are relatively few repeaters.

At the present time, in addition to the honor farm, there are now five honor camps. Before Pearl Harbor there were nine, and it is expected that the number will be increased to nine in a very short time. In addition to the work at the honor farm, the men in the honor camps have built roads through the recreational areas that have added to the California Highway System. These roads would not have been justified had they been paid for in the usual way.

Sheriff Biscailuz testified that, previous to Pearl Harbor, the Los Angeles County Jail had 3,200 prisoners in custody of the sheriff. There were 2,200 in the Los Angeles County Jail on the top floor of the Hall of Justice, and another thousand in the nine honor camps. This is a first class example of what can be accomplished in relieving the over-crowded conditions in the county jail, and at the same time inaugurating a program that is definitely beneficial to the prisoners and society. Of course, the men who are sent to honor camps have been carefully screened. Not more than 1½ percent of them escape.

Several groups in Los Angeles were interested in improvement of Lincoln Heights Jail and in the adoption of some plan that would take the sentenced prisoners out of the jail. Some of these groups favored the adoption of some such plan as that proposed by former Police Commissioner Van M. Griffith. They felt that Mr. Griffith's plan for a farm is the best solution of the problem for the present and the one best suited to meet the increasing population of the jail in the future.

Among the groups favoring Griffith's plan was the County Welfare Council of Metropolitan Los Angeles.

Miss Helen Crockett, Director of the Division of Family and Adult Service, spoke for the Welfare Council. Miss Crockett explained that the Welfare Council was an association of 161 health and welfare agencies in the City of Los Angeles and nearby communities concerned with planning—community planning for the social needs of this community. The committee on adult delinquency, she said, was concerned with delinquencies being treated during incarceration and in rehabilitation in the community afterwards. This committee is made up of various agencies and departments particularly active in this field. Among them are: The State Board of Prison Directors, the State Parole Officers, the State Institution for Men, the State Institution for Women at Tehachapi, the United States Probation Office, the United States Employment Service, the Los Angeles County Probation Department, the county jail, the city jail, Volunteers of America, Salvation Army, Jewish Committee for Per-

sonal Service, Catholic Welfare Bureau, the League of Women Voters, and a small group of lay individuals who are interested in the problem for various reasons.

The above committee decided several years ago to study Lincoln Heights Jail. This decision was made because of reports concerning the lack of segregation at Lincoln Heights; and the fact that many of the younger prisoners were thrown together with mature law-breakers.

As a result of this survey and study by the committee on the social treatment of the adult delinquent, certain conclusions, recommendations and resolutions were made:

It is the primary responsibility of the police department to prevent crime, give protection to life and property, to apprehend criminals, and to maintain the peace. Its interests are directed to making arrests and securing convictions. It is also its province to detain those awaiting trial and prevent their escape. But there is no reason to believe that it is the proper function of the police department to care for sentenced prisoners. The interest of the police department is in detecting crime, rather than the rehabilitation of the prisoners, as is indicated by the lack of a separate census and cost accounting for the jails in recent annual reports. Since custodial care of prisoners is not their primary responsibility, it is inevitable that that phase of their work would be treated as a side issue. There is reason to believe that the police department should be left free to devote all its efforts to the apprehension of criminals.

The County Welfare Council outlined six principles for the improvement of jail administration:

1. The operation of a jail is incompatible with the other functions of the police department. Its responsibility should end at the point where the defendant pleads guilty or is brought to trial.

2. Everything possible should be done to reduce the number of persons held in jail pending trial.

3. Whenever it is socially constructive to do so, fines and probations should be used, rather than imprisonment in jail.

4. A jail should be designed and administered to create socially acceptable behavior. To this end, there should be adequate classification and segregation of prisoners, and a work program for all sentenced prisoners.

5. An adequate program of rehabilitation should include provisions for community adjustment, probably through a full-time parole board with professional staff—and separated from law enforcement agencies.

6. All jails, work houses, and prisons should be operated and administered by the State, through the State Department of Corrections in one integrated program.

To point No. 6, the Welfare Council Committee added the statement that the question of expenses usually arises. The spokesman for the committee explained that they do not imply a separate institution in each county but one institution in an area where the needs seem to be greatest. They ask that whatever legislation is necessary for accomplishing this improvement be granted.

The County Welfare Council concluded that a farm plan would be the best possible solution for dealing with misdemeanants in the Lincoln Heights Jail since it would offer an opportunity for individual study of each inmate and his classification by a system similar to the Diagnostic

Clinic in use in San Quentin. This individual study would aid greatly in devising some form of treatment that would help to overcome the difficulties of the misdemeanant; and reestablish him in the community. Wherever the farm plan has been tried, it has proved beyond a doubt that it is far superior to confinement in a jail for the length of sentence.

The committee spent two days at the Army Rehabilitation Center, 9th Service Command, Turlock, California, where Colonel J. J. France, Commanding Officer, explained in detail the program and its effect there

In his statement to the committee, Colonel France said:

"To get down to our case at Turlock, the Army was faced with the problem of guardhouses overflowing with prisoners, the same as you are in many of our jails. There was nowhere to put them. It was also admitted that men around a guardhouse often had not much to do, and they came out, if anything, worse soldiers than when they went in. So they put into effect this rehabilitation system. They built several of these centers in the United States, of which Turlock was the first established. It is now, I believe, about third place in the Country.

"It is our purpose to try to make good soldiers out of those who have not been so good before. These men are sentenced anywhere from, I believe, nine months to life. After looking a man over carefully, and it takes 30 to 60 days, if we decide that there is a chance that he can be rehabilitated into a fairly satisfactory soldier, he is put through a training program lasting about eight months. So, if he is restored, the length of sentence has very little to do with it.

"Now we do not restore every one back to the army, but our record so far is well over half of them. Of those who go back as soldiers, by far the largest majority of them do make good soldiers The ones that we consider are not restorable are usually transferred to a United States disciplinary barracks. Occasionally we transfer to the Federal Penitentiary or federal reformatories."

The committee members found a philosophy prevailing at Turlock that emphasized human feelings rather than iron bars and steel cages. They discovered that every effort to reestablish the self-respect of these men and restore them to usefulness and their former place in the Army or civilian life was being made They believe that the program at Turlock should be taken into consideration in mapping any plan for the rehabilitation of the men in our city and county jails.

On their visit to Juvenile Hall in Los Angeles the committee members found a well-balanced program of recreation, education, and guidance. They consider it one of the best juvenile detention homes in the State.

Juvenile delinquency has increased so rapidly since and during the war that the existing facilities are inadequate to deal with it. There are some delinquents left in nearly all the county jails simply because there has been no other place they could be kept. Every effort is being made to get them out as rapidly as possible since everybody agrees that they have no business there.

Many of the youths detained in county jails were awaiting disposition by the Youth Authority. In Los Angeles the committee found a score or more in over-crowded cells and several sleeping on the floor.

In Oroville two youths, 14 and 16 years of age, had been held over two weeks in a building without heating facilities.

It was hoped that with the opening of Lancaster all of the boys could be moved out of county jails. The Youth Authority has opened new forestry camps as rapidly as possible and is making every effort to remedy this unfortunate situation.

The committee feels that it should compliment the State of California in being first to create a Youth Authority, thus supplying modern methods and skills to the problems of juvenile delinquency. That in itself is an important step forward; and what has been done in juvenile delinquency can also be accomplished in adult delinquency. For it follows that what will help the juvenile also will help the adult.

Mr. C. H. Meador, Chief Federal Probation Officer for Southern District of California told the committee:

"The Federal Government is only interested in the county jails in the Country because in many cases they are compelled to confine in these county jails men and women convicted of misdemeanors in the federal courts. In order to be used by the Federal Government the county jail must meet standards set up by the Federal Bureau of Prisons through its Department of Jail Inspections."

Mr. Meador expressed dissatisfaction with the condition of many of the county jails in California inspected by the Bureau of Prisons.

"To say I am disappointed with the treatment given to prisoners suspected of an offense against the law but not convicted of the offense, by the incarceration in certain types of city and county jails throughout California, is putting it very mildly.

"These conditions are due to the lack of physical facilities to keep a normal human being normal under an abnormal mental strain, the strain of arrest and suspicion of a crime. In more cases than not, a person suspected of a crime is incarcerated in the same cell block, and in many cases in the same cell, with persons who have served one or as many as 50 sentences for commission of crimes. The jailers and sheriffs are not to blame for that. They haven't a place to put these people.

"One thing I would like to say is that it seems a shame that the greatest state of the Union, California, is treating a certain group of its citizens as it is, persons accused of crime but not convicted of crime. I live in hopes that some day California will provide a state department to build, maintain and operate all places of incarceration or temporary custody of its erring citizens."

Mr. Meador did add that he had no fault to find with the Los Angeles County Jail.

His statements are important because they disclose the attitude of Federal Government towards the evils of the jail system.

Since the largest percentage of city jail inmates, especially in the larger communities, consists of alcoholics, any plan for reorganization of a jail system and the establishment of a program for rehabilitation must give special consideration to this group. Since it is the largest, from it must come the greatest percentage of salvage. The excessive use of alcohol has increased tremendously in the war and postwar period. Unfortunately those who are in a position to form a correct opinion, state positively that this increase will continue. This means that still larger numbers of "drunks" will become jail inmates, aggravating the already serious overcrowding and other evils, as well as mounting costs for their arrest, trial and confinement. Therefore it is evident that the

problem of chronic alcoholism is closely connected with the city jail problem and one that cannot be considered apart from the other.

It is necessary to recognize this fact and face it frankly in the beginning if we are going successfully to solve the problem of the city jails and secure the results we hope for. Otherwise, we are only changing the locale of the problem.

The question then is, in substituting a modern scientific method of handling the group of misdemeanants as a whole, can anything be done to solve the problem of alcoholic addiction on the part of a large percentage of these misdemeanants? Your committee believes the answer is "Yes"—if the community is willing to provide the necessary facilities and equipment. The excessive use of alcohol has come to be recognized as one of our gravest and most serious social problems. All the resources of modern science are being used in its exploration and study with the result that we know a great deal more than ever before about why men drink to excess, the contributing factors in excessive drinking, as well as about the possibility that men can be cured of alcoholic addiction.

The findings of the section on alcoholic studies of the Laboratory of Applied Physiology, Yale University, under the direction of the National Committee on Alcoholic Hygiene, Inc., and many others have given a new understanding of this human weakness. Because of this understanding, new methods of treatment are being developed, and new therapeutic measures employed in the treatment of alcoholism.

The first step in the treatment of the alcoholic misdemeanant is to take him out of the jail and put him to work outside. He needs fresh air and sunshine and hard work so that he can sleep at night; and good food, rich in vitamins and minerals, to supply the deficiency caused by reliance on alcohol for energy. In short he needs to be built up physically, but this is only preliminary.

If he is to be permanently cured of his addiction, there must be an adequate diagnosis of the type of alcoholic to which he belongs. He must have a complete physical and neuropsychiatric examination and a diagnosis made. With some, alcoholism is a disease and they must be classed and treated as definitely sick. With a great many, excessive drinking is a symptom of some disorder, often deep seated, and this must be discovered before successful treatment can follow. Some drink because of social maladjustment, family conflicts, and marital discord. A trained social worker or a psychiatric social worker can help to restore human relationships to normal. Others drink because of a feeling of inadequacy and frustration due to anxiety or other neuroses. A psychiatrist can bring these into the open and, once recognized, they can be treated and the individual will no longer seek escape from reality in alcohol.

Other alcoholics drink to excess because of a sense of guilt, either real or imaginary. A priest or minister can be of use in relieving this sense of guilt and, through religious influence, often help the individual to overcome his habit. Excessive drinking may be due to a psychological problem. In this case a psychiatrist, by use of certain tests—particularly the Rorschach—can discover the personality defects in the individual, and plan a course of treatment that will remedy them and, perhaps, enable the alcoholic to live without the aid of alcohol.

There are many other contributing factors to excessive drinking that, once discovered, can be overcome. A very important procedure in the

rehabilitation of the alcoholic is to give him support in his struggle to live without alcohol—especially in the first few months after his return to society. Friendly supervision and follow-up work by trained parole officers can furnish this support and make available to the individual the community resources that are available to help him in his readjustment to society. This is by no means a visionary scheme, for there are clinics in different parts of the country, some connected with medical schools and hospitals, others operating on a nonprofit basis, where such a method of treatment is now being employed with varying degrees of success.

A modern jail farm or inebriate colony should be established where the facilities for carrying out a program of this kind could be provided. It is obvious that the present method of resentencing habitual drunkards month after month and year after year to the city jails is futile, and the immense amount of money spent each year for this work is wasted. The typical city jail was never intended to be a place where these men could be handled other than they are at the present time. It is useless to expect the jail to return alcoholics to self-respect or useful lives in the community. If this is to be done, some other means must be found.

Your committee believes that the question of alcoholism in connection with our city jails is of great importance to the future welfare of the State, and that it offers a still further argument for the organization of our jail system along modern scientific lines.

The first step should be to clean up our jails and to compel them to be put in a healthy sanitary condition. This does not necessarily mean new buildings but a complete renovation of the old ones, with ventilation, lighting, absence of vermin, clean bedding and beds, good plumbing, and toilet and bathing facilities.

The committee was anxious to learn what was being done along this line in other parts of the Country and found that they are moving forward in many sections of the Country.

The groundwork for a better jail system has been laid in the State of Virginia where several lock-ups have been closed by the State Department of Corrections.

A bill has been drafted by the State of Maryland which provides that it shall be the duty of the Board of Corrections to cause regular inspections to be made of the county jails, lock-ups, etc., used for the detention of offenders awaiting trial, for the purpose of assuring reasonable, adequate, healthful, humane, and equitable treatment of all persons confined therein.

We have learned also that some cities and counties have solved their own local jail problems, and have eliminated the evils of the present system by removing sentenced prisoners from the custody of the police department and placing them under the control either of a city department of corrections or a city welfare department. This agency of the city government determines under what conditions they shall serve their sentence and prepares the program of treatment during that time.

The outstanding example of this, perhaps, is the penitentiary of the City of New York on Rikers Island, New York. Immediately after sentence, the misdemeanants from all courts in the city pass from the jurisdiction of the police to the Department of Corrections of the City of New York and serve their sentence on Rikers Island. This is a modern institu-

tion with various types of work and a program of rehabilitation in keeping with modern scientific principles.

In Kansas City, Missouri, there is no city jail in which sentenced prisoners are confined. Instead all misdemeanants convicted in municipal courts in Kansas City are sentenced to the municipal farm. There are separate farms for men and women.

The products from the farms are used in other institutions in Kansas City, particularly the general hospital. On the municipal farm there are all the advantages of outside work, recreation, and opportunities for consultation with social workers and various agencies in the city as well as adequate medical and dental care.

Shelby County, Tennessee, attacked its jail problem by the establishment of the Shelby County Penal Farm. The main prison unit was built in 1928 when the county sold a million dollar bond issue and purchased 2,400 acres of land. Today the farm has an acreage of 5,017. Crops are raised on 3,000 acres of that land and in addition some of the nation's finest cattle, hogs, sheep and horses are produced. The farm has evidently accomplished a great deal and ranks as one of the best in the country.

Indiana attacked its jail problem on a state-wide basis. It has a correctional institution of approximately 3,000 acres of land and several industrial plants in addition to the farm. The institution is highly regarded by penologists throughout the country.

2. THE LOS ANGELES HEARINGS

Considerable detailed testimony regarding the Los Angeles hearings has already been given. From that testimony the committee largely drew its recommendations and conclusions. However, much more interesting testimony dealing with other aspects of the jail problem was given, primarily the reports of sheriffs and supervisors and a discussion of the problems they face.

There was a wide divergence of opinion between representatives of the more populous counties of metropolitan character and those which are essentially rural and thinly populated but nevertheless of commanding importance.

This does not in any sense mean that all rural counties were found to be backward in their attitude toward their jails.

The following two examples of testimony illustrate the extremes to which attitude and practice toward jail administration can vary between two counties.

The sheriff of a thinly-populated county in Northern California explained his situation as folows:

Four tanks, including one for juveniles and one for women, plus an insane ward and a padded cell. No appreciable juvenile problem. Those convicted segregated from those not convicted. The prisoners do their own cooking (a dubious practice in the eyes of leading authorities), and the food is purchased by the sheriff on a fee basis (a practice universally condemned).

All women were given venereal disease examinations, the sheriff testified, but men were not because, "It doesn't take very long to find out if a man has got a dose." The diet lists recited by the sheriff were improperly balanced, and no recreation or work program was in force.

("There should be a recreation room and that has been recommended by the inspectors and grand juries but the installation will cost money and the supervisors haven't seen fit to do that work.")

Concerning rehabilitation, the sheriff testified: "We have tried that out. We have worked men out on the highways. Of course, you can't just turn those fellows loose, you know. You have to have a man in charge of them and that man has to be paid. One day you have 10 men, the next day you have five, and maybe the next day you don't have any. There are not enough men to justify a program of that kind."

The sheriff was likewise dubious about a regional rehabilitation program, whereby a number of small counties might establish a joint program, for the same reason—there wouldn't be enough prisoners to justify it.

And like some other small-county sheriffs he was opposed to state control and uncertain about the degree to which the State should go toward promoting minimum jail standards of sanitation and operation. (" * * * I think that insofar as the State is concerned, they have about all the responsibility that they can take care of and I don't believe in central government.")

In sharp contrast, a paper by Sheriff Bert Strand of populous San Diego County was read by Capt. W. L. Harvey of his office which urged complete state control as the best solution.

Strand's arguments were that state control would: (1) provide uniformity, both in standards and operation, (2) promote in-service training of personnel and reduce the interference caused by politics, (3) solve the problem of insufficient local funds, (4) make easier the installation of rehabilitation programs.

"Why not smaller penitentiaries and larger jails—jails that might serve several communities?" this sheriff asked. He urged regional programs to serve the smaller counties, called for diagnostic clinics to serve county, and city as well as state prisoners, suggested that farm and road camps should be established in connection with regional maximum security institutions. As possible work projects he suggested the usual farm, dairy, and stock programs, the produce to be sold to public institutions, plus fruit and vegetable canneries, a garage for repair of county and state road equipment, a laundry serving the same public institutions. He stressed the importance of paying the inmates ("Too many people are released from jail broke, without a job; therefore with little alternative but to steal. Many persons in jail for some minor offense leave families without support who immediately go to the public relief agencies for assistance.")

Fear of state administration, despite this sheriff's testimony, was general, and it could be seen that any proposal for full-fledged state management of local jail programs would encounter widespread opposition among sheriffs. The rural sheriff mentioned above, while against state administration, declared with emphasis that if standards were set on a state-wide basis, inspecting officers should have positive power to enforce the regulations.

Sheriff Eugene W. Biscailuz, whose Los Angeles County Jail houses approximately 2,200 inmates on the top five floors of the Hall of Justice, expressed himself as favoring minimum standards set up by the State and favored legislation with teeth in it to enforce those standards "as

long as they will keep within the scope of their powers rather than to try to take over."

Sheriff Biscailuz hoped that under "post war plans" the jail could be taken out of the city and located in conjunction with the jail farms, except for prisoners awaiting trial.

He lamented the fact that at present it was necessary to keep the women inmates confined to the jail affording them no opportunity to get out into the sunshine. The 140 women, on an average, are given darning, washing, and ironing to do, and the sheriff would prefer a more constructive program. "It is hard to make programs for the few rather than for a large number," he said.

Juveniles are segregated, a section of the jail being devoted to their custody. "We know this is not ideal," Biscailuz said, "but we are in the position of doing the best we can with the tools we have to work with." He looks forward to a proposed facility for juveniles where a five acre site will be converted to the use of youngsters 16 or 17 years of age. The intent is to substitute work, recreation, study, and sunshine for idleness.

The sheriff read a paper describing the working of the county's rehabilitation program consisting of a farm project where 300 men raise vegetables, hogs, and cattle, and five honor camps, by means of which 370 men build roads through recreational areas.

The committee had previously referred to the Los Angeles honor farm for prisoners as "the first real approach to constructive program of rehabilitation." At that time it occurred to the committee that a maximum security institution could be built at the farm site, where the men would have the advantage of fresh air and outside work. The committee called attention to the fact that farm and camp prisoners earn 50 cents a work day which is paid to each at the time of his release.

Of particular interest was the testimony of Sheriff John E. Loustalot of Kern County. His jail system is unique in that it maintains a majority of the prisoners in adult and juvenile camps with a lesser number confined to the jail itself.

While fully in accord with a recreational program as a preventive for juvenile crime, he put his finger on one chink in the plans that was overlooked by experts and amateurs alike who appeared before the committee:

Among delinquents and prospective delinquents is a certain percentage who do not want supervised play and who will not participate in sports programs with youngsters in their own age group, the sheriff pointed out. This anti-social youngster seemingly cannot take part. He will stand around on the fringe of things, drawn into himself, and no force or mode of encouragement so far employed will draw him into the activity. He seems unwanted and, after watching the others a bit, will go off by himself and frequently get into mischief. This boy is dangerous and something must be done for him. "Supervised play will take care of a certain percentage of delinquents; something else will take care of another percentage; the church will take care of a percentage; the schools will take care of a percentage; but there is still this small anti-social percentage remaining."

While he is but a small percentage of the whole of youth, he makes up a large percentage of the delinquent. "Perhaps hunting and fishing can do more for that type of boy than can calisthenics and swimming."

In reference to alcoholics, the sheriff expressed opposition to throwing a group into a "drunk tank" where fights might start. In his jail he makes a practice of assigning a drunkard who is sober to care for the drunks as they are brought into the jail. "A habitual drunkard is a sick man and he needs hospitalization. I know for sure that six months or a year or five months of incarceration doesn't take the drunkenness out of a man."

He suggested jail doctors. "We must make arrangements," he said, "so that in every jail when a man is brought there he immediately can be looked at by some person with authority, who can determine right then and there whether a man should go to a hospital or should stay in jail." Suggesting group therapy for incarcerated alcoholics, he said, "In our camp we have a group of Alcoholics Anonymous and I will say this for them, they are a grand bunch of people and they are doing a grand job for those who want to fall in with the program. But the drunkard who refuses to face his problem can't benefit by their help."

Sheriff Howard P. Gleason of Alameda County advocated the abolition of the cell block type of jail. "I believe that both from the moral standpoint, mental and physical standpoint, it is far better to have the farm type of jail than any other type that I know," he said. He advocated setting up uniform requirements and minimum standards for jails.

J. R. Devitt, Sheriff of Santa Cruz County, urged that any proposed rehabilitation program start with children, especially under-privileged children and advocated slum clearance as a means of crime prevention. He said that his county could not afford a farm because his jail had a population of only 40 or 50.

Some of the problems faced by the county supervisor in raising funds for institutional improvements and overcoming the apathy of the taxpayer toward the need of a rehabilitation program were explained by William A. Smith, Chairman, Board of Supervisors, Los Angeles County. Supervisor Smith also discussed the farm-program type of jail as operated in his section.

The supervisor praised the road camp, not for its obvious physical advantages for the inmate, but for its psychological uplift. "When you send a prisoner to a road camp," he said, "you are beginning to put him pretty much in the status of an employee. He gets paid a small amount. Part of it goes to his own credit, part of it to the credit of his family. That man is working for his own benefit. The road camps have served a real purpose. They have rehabilitated many men. They have allowed us to build a great many roads through the mountainous area of the county, highways, fire protection roads, and roads which give access to recreational areas." He expressed the hope that the figures listing 2,300 men confined to the jail and 700 working on the farm and on the road camps could be reversed in the future.

The supervisor felt that the State should participate in a crime-prevention program on the county level, but was dubious as to the source and use of the funds. He expressed a fear that the small counties would move in on a state appropriation to the extent that they would allocate an excessive share to rural areas whose problem is comparatively minor in proportion to the urban districts. He also touched on the opposition encountered from "taxpayer" groups who oppose expenditures of public funds for recreation areas.

He felt that prison populations, whether in county or state institutions, were partially a state problem and that the small counties, especially, were in dire need of state aid for their prison programs.

A minimum standard should be set by the State, the supervisor agreed, and he insisted that the law carry teeth.

"A lot of small counties will not comply at all unless you establish these standards and furnish inspection." He also urged state aid in the matter of juvenile delinquency prevention. He insisted widespread cooperation was necessary to combat this evil. "We all must help, from the State to the individual family."

Getting back to the county jail problem, Supervisor Smith stated that he saw no need for a county jail in the lesser populated counties. "The counties have a responsibility not only to prisoners, but they have a responsibility to many other people. Citing an instance of county cooperation he pointed to the counties that have banded together to build sanitariums for tuberculosis patients. "I see no reason why the same procedure could not be followed in building a jail for counties who cannot afford to build and operate them successfully.

Opinions of supervisors were divergent on the question of how jail reform should be brought about. One supervisor from a small county, whose jail was built 50 years ago to house 95 prisoners and where 250 are confined, was unequivocally opposed to any regulation, or even suggestion from the State. He felt the jail program should be strictly a county program. He opposed moving prisoners to the country because of the transportation problem, but expressed approval of the system employed in one county where prisoners work on privately-owned farms at the prevailing rate, thus being almost self-supporting. This supervisor announced preliminary approval for a new courthouse in his county, which would be 12 stories high with the top three floors devoted to the jail.

He opposed machinery set up by which his county could become familiar with policies in other parts of the State if it meant "any state control."

3. SACRAMENTO HEARING, SEPTEMBER 10, 1946

In the course of the committee's investigation, it was found that more than 50 percent of the problem in the city and county jails is due to alcohol and drunkeness, and, therefore, it was felt that, inasmuch as a large part of those incarcerated in city and county jails have committed no offense against the public, other than just plain drunkenness, they should be considered separately from other types of misdemeanants.

It was felt that a program might be necessary for these offenders Something might be done to lessen the burden of heavy custodial problems. Police departments are over-worked and if some of these fellows could be taken out of circulation and better treated it might be beneficial to the taxpayer as well as to the man himself.

It was felt, too, that some authority should be outlined for handling the problem of the alcoholic. In proposing the authority, the Department of Mental Hygiene was considered, and the matter discussed with the director.

The committee felt that the alcoholic should be treated from a medical standpoint rather than merely punished. But persons directed

to whatever authority might be set up could not be sent there to sit on benches. Some work program would have to be devised, and the problem arose: What kind of work should they do? The state farms were considered; obviously a farm will not employ many persons. Members of the Division of Forestry were interviewed, and it was learned that they have endless work to do. But, also, they have limitations on what can be accomplished due to a lack of materials and manpower to construct necessary buildings.

The committee did not want to propose more complications for any division or department of the State Government. So an effort was made to find out whether any of our present authorities might undertake additional responsibilities.

Don Sanson, Chief of the Adult Division of the Los Angeles County Probation Department and a member of the Welfare Council of Metropolitan Los Angeles Committee on Alcohol said, "We in Los Angeles have been concerned about this problem for a long time. The police department estimated some time ago that one-third of all its time was used in arresting, transporting and caring for drunks.

"They report that more persons die annually of alcoholism than of any communicable disease.

"The police of the City of Los Angeles alone arrest more than fifty thousand, and have arrested as many as seventy thousand persons in one year for drunkenness. A problem so great as that certainly requires some kind of intelligent approach.

"We have explored the problem for almost 10 years through the Welfare Council. We have come to some conclusions which I would like to present to you. We think the problem should be broken up into three phases. One, of course, is the need for research. There has been less done in this particular field than any other field of major difficulty. Recently there was an Institute on Alcoholism at the University of California at Los Angeles, addressed by many able persons from various fields. Without exception every speaker pointed out the need for additional research. We, therefore, believe that the University of California's School of Medicine in San Francisco should undertake research, and that a new medical school should be established in Los Angeles.

"Second, we think that research should be carried on as a part of the policy of the Department of Mental Hygiene in the Langley Porter Clinic, San Francisco, and a counterpart to be established in Los Angeles.

"Next, we think the problem of prevention should be given definite consideration by the Department of Mental Hygiene not only in hospitals but in its out-patient clinics as well.

"Third, there should be and must be a treatment program on the state level."

Mr. Sanson thinks the present method of treating the chronic alcoholic unsuccessful because alcoholics are not properly treated in hospitals for the insane.

During the war, alcoholics provided a very considerable part of the labor performed in state hospitals, since as soon as they were sober they were capable of performing a great many services. The Department of Mental Hygiene has said that it would have been difficult for them to have operated without the help of the alcoholics during that

period. The alcoholics resented being made involuntary slaves, however, especially since there was no treatment for them.

Mr. Sanson definitely favored voluntary commitments as an alternative means for every person who is sick. He considers the alcoholic as a sick person. He maintains that if out-patient clinics are actually established and working, a great many patients will seek treatment and not need to be in custody at all. They could stay at home, come in for treatments, and benefit from that method.

"The out-patient clinic program actually will reach far more patients than our custodial units if we once get them in operation. While we favor inebriate colonies, we would be very unhappy if every person who was an alcoholic, and wished and needed treatment, necessarily had to be placed in the colony. We do think, however, that inebriate colonies are absolutely necessary, but that other methods should be tried before the alcoholic is commited to the colony."

Mr. Sanson does not consider the honor farms adequate inebriate colonies. "We feel that we have uniformly failed to deal with alcoholics successfully through our honor farm. We have no idea that our program there has cured any alcoholics. It is not set up for that purpose. It is not under any medical direction. It is set up as a program providing a minimum security—treatment for persons committed to jail, whether for alcoholism or petty theft, as a condition of probation in felony cases. Remember, we have every type of person on the honor farm. It has done some excellent work that we are proud of. But it is not what we think of as an inebriate colony. It has no pretense of treatment.

"Alcoholism is an illness and something that needs medical treatment." He maintained that alcoholism has been treated successfully in many, many cases; that the Yale Institute shows successful treatment in 80 percent of its cases—not cures, but, mind you, successful treatment in 80 percent of its cases.

Mr. Sanson pointed out that drunk farms have been tried for many, many years, with various methods, including chain gangs. All of them have failed because they have undertaken to scare the drunk into staying sober or to make him have "better sense" than to get drunk.

He strongly advocated inebriate colonies along with out-patient clinics, with the direction of the Department of Mental Hygiene. He favored strongly the forestry camps as an instrument for vocational rehabilitation.

But he said that he was opposed to the establishment of forestry camps as a place to which persons are committed as alcoholics. "We feel that would simply be another means of having chain gangs or road gangs, and would not provide medical treatment which is curative. But, if in the Department of Mental Hygiene has this plus a farming program, plus other work programs which would help in rehabilitation, that is fine and we would heartily endorse it." The forestry program, he pointed out, originated in Los Angeles County, and differs from other institutions in that the emphasis is upon personnel, activities, and a counselling program, rather than upon buildings and a physical setup.

"If you set up a program of forestry camps," he said, "that will be fine, if it is an adjunct to an inebriate colony."

Dr. Lawrence Kolb, Medical Deputy Director of the Department of Mental Hygiene, stated that his department felt it should operate an inebriate hospital or two, and has favored that idea for several years.

He would like to see the hospital built in an area of three or four hundred acres of ground to be used for agricultural purposes. He wants a real hospital that will not deteriorate into a jail—a hospital with a sufficient number of doctors, principally psychiatrists, who could carry on intensive treatment psychiatrically, and attend to whatever physical treatment was necessary, as well as conduct a research project on different types of treatment that have been used or may be used for the treatment of the chronic alcoholic.

Dr. Kolb thought the camp idea might be worked out in conjunction with the main hospital. After study and treatment in the central unit, a percentage of the alcoholics could be sent out to forestry camps, wherever it was felt the patient could be benefitted by the work and a longer stay under supervision.

He thought the camps might be modeled after the Youth Authority camps near Los Angeles. There should be a certain amount of self-government and the patients could supplement whatever maintenance work there was with a farm program. The patients should be properly fed and visited occasionally by a physician, but Dr. Kolb did not feel that it would be possible to have resident doctors in the outlying camps and pointed out that the psychiatric treatment would be done before patients were sent to the camps.

Dr. Kolb warned that no sweeping results should be expected from the central institute and camp program for treatment of alcoholics. He doubted that even 25 percent of the patients sent from the main hospitals to the camps could be cured. He based this warning upon past experience in treatment of alcoholics. He was of the opinion that if the alcoholic could be reached during the earlier stages of the disease the figure might be much higher. He said there have been cases, however, where alcoholics have been cured after as high as 60 arrests.

"Alcoholics Anonymous" has been doing more for the alcoholic, in Dr. Kolb's opinion, than any other group has been able to do. "It's a very important organization," he said, "and if we had an inebriate colony, we would surely encourage them to come in and get acquainted with our patients and set up what they thought was fit for them under our supervision and to follow them as they left."

Dr. Kolb felt that handling alcoholics in mental hospitals was unsatisfactory; that they must be handled as a separate problem. Most sanatoriums as well as county hospitals were not properly equipped to care for the alcoholic. But until there are separate units specializing in the care of the chronic alcoholic, he maintained, both city and county hospitals should be required to take these people and keep them until they have sobered up, rather than let them be thrown into jail where they may—and do—die.

When asked what sort of structure would be needed for the central building in an alcoholic project, Dr. Kolb thought it should be a substantial fireproof structure, with adequate offices for psychologists and doctors and warm, comfortable places in which the patients could sleep. He wanted to get away from the "temporary building" idea if possible but was not necessarily opposed to wooden, or one story buildings.

If camps were established they could be of a more temporary nature and set up at less expense, he suggested.

Dr. Kolb stressed the necessity of intensive treatment for the chronic alcoholic. "About 10 psychiatrists would be needed to treat 200 to 250 people." With this intensive treatment and research patients would not have to be kept long in the main structure, two to three months perhaps. When it was felt the patient was not ready to go home he could be sent to one of the camps to round out his treatment. The camps should prove a cheaper way of caring for a greater number of alcoholics and prove more beneficial to them than lying in county jails. A central institution, consisting of several low buildings, as a way of getting away from jail appearance, was suggested; most of the patients to be housed in wards with some private rooms available.

The approximate cost for maintaining a chronic alcoholic in the main section was estimated at about $2.50 a day per patient. If some of the patients could be farmed out to the Division of Forestry there would be some return for that; and some from the proposed farm. Dr. Kolb said he was aware that the thing should be done as cheaply as possible, but that was not the chief consideration. More important was: "What can we do to cure these fellows? What will do them the most good? I feel that we should have a more intensive treatment than we have had in the mental hospitals."

He warned that, on the basis of past experience, even where alcoholics are treated intensively many of them relapse. "We also know that it's a mistake when you once treat a man and he relapses to tell him, 'You're no good now. There's nothing but jail for you.' That isn't true. It's human nature. It's the psychological make-up of these patients that even when they want to be cured, that they do go by some irresistible impulse back to liquor again. We should not give up on one trial.

"So, any system of treatment that is set up, we should set up with the understanding that we don't expect a marvelous return. But it is a desirable program. I feel that our department should pay attention to the alcoholics."

He said Los Angeles has, conservatively, 50,000 arrests a year due to alcoholism. Dr. Kolb feared an overload of patients at the start of a new program unless his department was given some control over who would be sent to their authority. At the outset it would be necessary that the patients sent them be acceptable, as there would be some alcoholics they could not do much for.

Pursuant with the committee's thought that forestry camps might be adapted to the care and treatment of alcholics, Mr. Karl Holton, Director of the Youth Authority, testified concerning the youth camps in the forests. He gave an over-all picture of the present camp program, its appropriations, the job assigned the department, what he had hoped to do, how far he had gotten, and the obstacles in the way of more speedy operation.

Mr. Holton explained that the Youth Authority had no money at the present time for operation of camps. An appropriation—$300,000—allocated in 1945 was withdrawn because of the war and turned over to the Division of Forestry with the understanding that, following the end of the war, the Forestry Division would plan the camps where work was

to be done, and that boys would be transfered from other sites to the camps.

Transfers were slowed up due to the absence of any permanent camps, except the pre-war 50 boy camp at the Calaveras Big Tree Park. Forestry opened other camps for small groups for the purpose of blister rust control, pine beetle control, and fire fighting. At present, about 240 boys are in such camps all over California housed in groups of 20 to 40.

"Forestry is anxious to go ahead with the camp program and an arrangement which we expect to present to the Legislature asks for five permanent camps. Each of the camps will house 60 boys." He went on to say that spike camps—tent or cabin arrangements—would supplement the permanent camp sites with not more than one spike camp to each larger camp. Each spike camp would accommodate 20 boys.

Under the plan, he said, the budget would all be in the Youth Authority and the Forestry Department would be expected to pay 50 cents a day for the work done by the boys.

Holton referred to the problem of procurement as driving his department "to complete frustration." He said: "In the past three or four months I have never in my life felt so completely frustrated. We haven't been able to get anything in the way of clothing; in the way of materials of any kind."

Personnel, too, presented a problem. "In one school we have hired 97 men to fill 17 positions We get fine young men, veterans with marvelous records, and get them up to these places and away from their homes and wives; put them there with no place to live and in three to six weeks we lose them. For the most part they want the job, are interested in it, but there is just no place for them and their wives to live."

The housing problem extends to the boys, Holton declared. He doubted that many of the boys could be put under adequate housing for the winter. The only material he has been able to procure has been salvage from his own facilities.

The Youth Authority has been given priority and funds and promised more on completion of the first units but has been unable to build due to shortages. "We haven't got pipe; we haven't electricity; we haven't lumber, we haven't anything at all. We can't even get anyone to bid." He added that discarded Marine uniforms was all the clothing he had been able to purchase for Preston.

Holton felt that the Forestry Program was a logical outlet for the activities and energies of the young men if and when the difficulties in securing materials and personnel can be ironed out.

Another drawback, Holton pointed out, was the inaccessibility of camp locations. Usually the Forestry Division wants work done in remote sections and by small parties. The transportation cost appears excessive Another cost is the item of transporting an injured boy from camp site to town for emergency medical treatment.

He was of the opinion that these cost figures should be considered in any plan for inebriate camps in these areas.

Discussing supervisory problems, Holton said that the camps operate with 1 man for every 10 boys which included 24-hour service. In addition, teachers from the county school district where the camp was located were contracted. He pointed out that boys 16 and 17 years old were entitled to education, religious training, recreation, and medical care.

He expressed doubt as to the possibility of securing psychiatrists and others to come to the camps in the event a program for alcoholics was installed. "We haven't been able to get a psychiatrist in the last three years to go to Preston." He stated very bluntly that he did not think a good psychiatrist would work for what the State pays.

Of 2,600 juveniles committed to the Youth Authority, about 10 percent are in camps, Holton said. The other 90 percent are put through a school training program. There is no other program for them. He explained that only the more serious cases came to them, and that the work outlook for the idle 90 percent was not very hopeful. "The bigger part of our most hopeful cases are put back with the counties and we are emphasizing the need to take care of these kids in the counties. (The State pays half the cost.) We are encouraging the counties to build their own camps—24-hour schools and their own work projects—and that means, inevitably, that only the least amenable to correction come to us."

About 15 institutions are being operated by the counties. Holton favored these camps and transferring boys back to them with the State paying a share of the cost and setting standards for care.

The Youth Authority is asking for five camps, he said. At present, the Forestry Department pays the actual costs of operating existing camps, and the Youth Authority assumes the entire responsibility for the custody of the boys. Forestry provides housing and supervises work projects.

Holton thought that a better way would be for the Youth Authority "to take the entire responsibility for operating the camp, and have all the money come out of our budget with Forestry paying for the work done. At the present, Forestry is bearing costs that aren't Forestry costs at all," he said. "It would make for simpler operation and the costs would be reflected where they belong."

About 1,000 boys are in county camps over which Holton's department exercises some authority under the law. "We have the right to set the standards for personnel, education, recreation, and camp management and the power to decide whether buildings meet our requirements. "If the county camps meet those standards we pay 50 percent of the operating costs. We send our inspectors in regularly and have worked out standards in cooperation with the counties. Also the camps must meet the requirements of the Labor Code, The Health Code, the Building and Safety Code and the requirements of the Fire Marshal.

"During the war years the camps were unable to meet those standards. And they are not able to meet them yet.

"We can't either. We have boys housed in buildings that the fire department would much prefer they weren't in."

Regarding juvenile halls, he said that the Youth Authority could make recommendations but that they were not mandatory.

He stressed the importance of personnel in the running of a juvenile hall. "Buildings and clubs can be worthless as far as delinquency is concerned, if not run properly. He encouraged recreational programs, being of the opinion that the State is not spending in proportion for prevention what it spends for correctional work. He recommended boy's clubs as a part of any proposed recreational program.

Holton spoke of the tremendous good done by communities with recreation programs adequately and properly staffed. He pointed to the fact that Martinez and Pomona, Los Angeles' East Side, where the delinquency rate had been reduced. He felt that the emphasis of prevention should be made on the local level with the State bearing a part of the cost.

Getting back to the camps and the establishment of more and better programs for boys, Holton reminded the committee of the difficulty of starting new projects of any kind under the present State budgetary setup. "We are in the horse and buggy stage as far as the State Budget goes," he said. "The whole thing should be overhauled. In the normal operation of a department you can go back and check for 15 or 20 years and spot trends and make requests accordingly. Where there is no precedent it is another matter."

He pointed to the biennial appropriations. If given the money, the difficulties arise in procurement, it is then necessary to turn back the money needed for the hard-to-get materials. He also questioned the ability to look two years ahead for the needs for a program partly experimental and wholly new. Added to other factors is the rapid growth of the State and the two-year wait before even a request for help can be made.

Due to the fact that his institution is always full, Holton told the committee it is necessary to refuse to accept certain boys. He insisted that in all cases he would rather have them at Preston or Whittier, but that boys are turned away not on the basis of the seriousness of the crime but also age is a factor considered. A boy of 16 or 17 is usually taken when the alternative is a boy of 19, especially if the 19-year-old has committed a serious offense. Another weakness in the system, Holton said, is the necessity of holding youths in city and county jails for long periods of time before space allows their acceptance by the State. These boys are then released before the State has had sufficient time to put the boy through the correctional program.

Speaking of alcoholics, Holton said that he was of the opinion that they should be handled by a separate department. "They are not primarily a criminal problem; they are a medical or psychiatric problem."

DeWitt Nelson, State Forester, appeared before the committee and outlined how the Forestry Division had operated camps in cooperation with various groups including the Youth Authority. He told the committee the difficulty of starting a new project; of the overwhelming odds presented by scarcity of materials, difficulties in buying, transportation, and the red tape in general which hampers operations. He discussed the probable use of forestry camps in connection with the treatment of alcoholics.

Nelson's background of experience in the work lent weight to his testimony. He has been with the State Division of Forestry three years. Prior to that he was with the United States Forestry Service 19 years, progressing to the stage where he was supervisor of four different forests He was, for a time, Liaison Officer on the Adjutant General's Staff of the Ninth Corps Area at the Presidio at San Francisco, representing all of the work agencies to the Army throughout the area during the CCC program. (The program operated 400 camps throughout the eleven West-

ern States.) He had more than eight years' experience operating the CCC Program.

Nelson said that if work projects were needed to supplement treatment given alcoholics, the Forestry Division could supply the want. "We have an unlimited reservoir of work and potential work in the 35 counties in which the division operates directly."

However, he stated, there were many difficulties to be overcome between the inception of any new project and the operation of the project. He went into some detail in describing the difficulties of procurement of material and personnel, of operating under a biennial budget and of red tape which extended to even such minor details as the repairing of an automobile tire and the purchase of hand tools.

Nelson made it clear that he did not object to the system of checks and controls on buying nor had he any criticism of the Finance Department but he felt that it would expedite his work if he could be given a little more latitude in the matter of small purchases.

As an example he mentioned an order for 18 hammers that had been on order for six months and not received. The hammers were needed at the time of order, he pointed out, and said that, added to the actual cost, would have to be added many man days of work because of the resulting slowdown. "If we could buy a needed item when we find it, it would help greatly." He pointed out that in the case of the hammers, they could have been bought at one of many stores close by.

Citing another instance of delay: "Right now we have had on order, for six or eight months, tools to outfit our traveling mechanics to keep our equipment in proper shape. We are just beginning now to get that stuff dribbling in, but we could go out and shop around the State and buy practically everything we need in this line."

In response to a question on the methods of purchasing in the Federal Forestry Service, Nelson told the committee: "Local administrative officers can handle their own bidding and open and accept those bids. Within a limitation of $50 or $100 they can buy without bid. That way they can pick up the bulk of small items needed."

Pointing out that the matter of purchasing was particularly difficult during these times of shortages, Nelson said: "At the present time we are having a great deal of difficulty in purchasing materials and supplies of all kinds. They must be bought through the Bureau of Purchases. And if they are in a considerable amount they must be purchased through competitive bid. They only way to find what we need these days is to go out and locate it. Then we have to come back through our office and the Bureau of Purchases and get all the paper work wound up. By the time we go back for the supplies, more often than not the vendor has disposed of the material to a ready buyer." He felt that such delays added to the expense of operating the Forestry Division.

Nelson sketched the background of the Forestry work with the Youth Authority. "From our standpoint it seemed an excellent chance to get help to carry out our function during an acute manpower shortage. We realized, too, the acute need of contributing in the rehabilitation of delinquent youths. We asked for six seasonal camps to help combat the fire problem. The estimated cost exceeded $400,000. At the budget hearing we learned that the Youth Authority had already asked for $300,000 for the same purpose. The $300,000 was transferred to the Division of

Forestry. We wound up with all the money and the Youth Authority with none. The program on the whole has proven to be most satisfactory. We have had a hundred percent cooperation from the Youth Authority."

"We had trouble securing, first, campsites and, second, the building materials with which to build the camps. Building materials especially proved extremely hard to get, and their costs seemed to have mounted beyond reason. At the outset, we thought we had sufficient funds in our biennial budget for building and operating the camp, but we had to appeal to the special session of the Legislature for a supplemental budget and I'm afraid that that is going to fall short of meeting the problem."

Concerning alcoholics, Nelson was of the opinion that a minimum period of two months' stay in the camp would be necessary. "It would take time to condition him and teach him to use the tools with which he would work before he would perform constructive labor which would be a part of his rehabilitation."

Forestry, he said, has a rather large variety of work which would be suitable for the alcoholic—providing it had project funds, equipment, material and supplies. This includes a large projected road-construction program, lookouts, ranger stations, crew barracks, warehouses and garages, telephone and powerline construction to a number of mountain peaks for the purpose of establishing radio relay stations. "We contemplate forest nursery development and if you screen the men carefully they would be adaptable to that type of work."

In handling the alcoholics, Nelson said, the problems of operating and managing camps would be many and varied. "But it is a critical social problem and if we can do anything to help solve that problem we will certainly do our best. It is difficult to predict the efficiency with which such a program can be carried out. It depends largely upon the type of leadership and direction. Among the alcoholics will be many who have skills and trades and when sober will probably be highly efficient. Others will have done practically no work, will not know what a hard day's work is, will not know how to use the tools and equipment."

Nelson said, "Reports from county farms indicate that the alcoholic is a pretty good worker." He added that his own experience with them was confined to those who turned up in forestry labor camps and crews. Nelson approved a possible project of establishing two farms, one in the north and one in the south, serving as major reservoirs for labor to man spike camps and smaller units.

He raised the dual problem of custody and work responsibility. He was of two minds about the custodial problem and indicated that, while the Division of Forestry would readily assume the work project responsibility, custodial supervisors, if needed, must come from another source. "We are not police officers or trained in psychiatry nor qualified to administer medical treatment. I assume the problem would be one of minimum security but even though guards were unnecessary there is still custodial responsibility involved in any rehabilitation program. I don't know what these would embrace for the alcoholic. The boys in our camp under Youth Authority have been given their rightful education, recreation, religion, etc., and while in these youth camps, Forestry has assumed work responsibility, these other necessary factors have been

supervised by the Youth Authority, which is geared and equipped to handle those problems. There must be a clean line of demarcation of responsibility and authority between the two responsible agencies."

Nelson was well aware of the complications involved in any program aimed toward the rehabilitation of alcoholics. He was aware of the type of man who serves sentences of varying length, only to turn up in custody again a few days later, "the type who is doing life on the installment plan." He agreed that some provision might be made for these men to make a farm or camp a permanent home. "Forestry has worked a lot of men who fall into that category in the old labor camp days and in many of our fire suppression crews during the last few years. They are not the most desirable type of employees. Their production is poor, their ability is poor, and the problems they create are constant. It's this type of man who needs custodial supervision."

He agreed that the men who presented an acute custodial problem were comparatively rare, and that the over-all question of security would not present a serious problem. He considered 98 percent of the men would be minimum risks as far as custodial care was concerned—that is, running away or causing serious difficulties. He felt that the custodial problem might be solved through some such arrangement as notifying the responsible authorities when a man refused to conform or could not conform, and that man would be picked up and returned to a place of greater security.

POSSIBILITIES IN SURPLUS PROPERTIES

In further pursuit of possible overall accommodations and rehabilitation programs, your committee investigated at some length but one large vacant Army camp, that being Camp Cooke near Lompoc. This project consists of over 100,000 acres, much of which is enclosed by a light detention wire fence, and contains hundreds of barracks and numerous other buildings including kitchens, mess halls, churches, social centers, theaters, stadiums and warehouses, all said to be completely outfitted. Many of these are to be declared surplus and therefore likely to be reduced to panels at an early date unless some good public purpose is soon proposed for their use.

From an interview with the commanding officer in charge and from War Department correspondence made available to the committee, it appears that any request of the State of California for use of these properties would receive very friendly consideration and probable approval.

These properties are yet in good repair and suitable accommodations for hundreds of men needing treatment and rehabilitation.

At least for a temporary period of construction delays necessitated by scarcity of materials and manpower, a new worthwhile project could be initiated which would relieve overcrowding in many local jails throughout the State.

In the course of this inquiry we learned of employment possibilities in non-competitive programs and for such numbers as might be advisable for the State to assume custody for. Without attempting to assume responsibility for the soundness of any proposal, we have strongly in mind the experimental program now in operation by the Drug and Oil

Plant Project under the California Polytechnic School at San Luis Obispo some 30 miles distant.

The War Department has built a maximum security prison on a 3,000-acre plot reserved from the larger camp area for the confinement of up to 1,600 prisoners. Here they will set up industrial and agricultural rehabilitation programs.

The nature of the federal interest at this camp probably is accountable for the receptive mood to a like program by the State.

COMMENT AND CONCLUSIONS

An encouraging note is the general awareness of people in public life to the problems of the jails. There is general agreement that the present jails and penal institutions on the county and city level are, in the main, spawning pools of crime, and that monumental edifices of steel and stone in congested districts serve no practical purpose other than housing men awaiting trial and convicted persons awaiting transportation to assigned institutions.

An awareness exists that a physical cleaning of jails is not an ultimate answer to the problem, that jails must be moved to country districts where land is available for a supplementary program of work, recreation, and education. Opposing these conclusions were but a very few public officials, mainly from the least populous areas.

Labor was in accord, with the majority agreeing enthusiastically that work was not only desirable for institutional inmates but highly necessary, labor's only reservation being that convict labor not be thrown into the market to compete with free men.

Agriculturists endorsed an institutional farm program, pointing out that an infinitesimal loss of produce market was far offset by men rehabilitated.

Only a few farmers and one farm group opposed the proposed program. These few contended that produce from institutions might diminish that one and one-third thousandths of the agricultural market represented by the institutions and public hospitals.

Of all individuals and groups heard by the committee, only a handful, notably "champions of a cause", refused to admit the over-all problem, clinging with determination to a pet theory designed to eradicate all social evils. Even these agreed that a program of rehabilitation must replace confinement in the treatment of misdemeanants and felons.

The logic that police and custodial functions should be separated met opposition only from a few of those at present performing these dual duties or from persons directly connected in an official capacity with a political subdivision where they are performed.

The proposition that the State has an interest, partially, in crime—misdemeanants as well as felons—on a county and city level met general agreement.

It was also agreed that the problem of crime prevention should receive more official attention from the State. Authorities heard by the committee were in accord on slum clearance, and agreed that recreation facilities, parks, playgrounds, supervised sports and activities were a necessity. On this score Sheriff Loustalot of Kern County, put his finger on a lack in the proposals put before the committee. Loustalot singled

out the small percentage of anti-social youngsters who will not, or cannot, participate. He stressed the necessity of some activity for this group. He admitted that these made up but a small fraction of a given community but pointed out they were a large part of the delinquents. He thought individualized attention in the form of fishing and hunting might be a step in the right direction in handling this specialized problem.

From the evidence and testimony it appears that jail reform is impossible until some solution is found for the care and maintenance of the alcoholics who crowd the jails to overflowing. Jail personnel does not have the experience to deal with or time to spare on rehabilitation problems while tending the steady stream of drunks, many of whom are repeaters.

During discussions of projected programs for the care and rehabilitation of alcoholics the committee was impressed with the many formidable obstacles faced in the launching of any new project by a political agency or subdivision. Repeatedly the testimony brought out instances of red tape; the difficulties of procurement of personnel and materials; transportation costs; and remoteness of proposed work projects.

Concerning the alcoholic, opinion was unanimous that he was a medical and psychiatric problem, and not a criminal.

Tentative plans for a period of hospitalization, with intensive treatment, possibly under the Department of Mental Hygiene, followed by indeterminate periods of outdoor work was discussed. While definite conclusions were not offered as to methods, it was recommended that the Division of Forestry or other state agency might supply work projects.

Inasmuch as such plans would be cooperative, with the county and city sharing the cost, it seems reasonable to assume that similar projects might be available from city and county foresters or from the United States Forestry Service and county and state flood control districts.

These later possibilities were suggested because of the remoteness of many of the state camps and the excessive transportation costs involved; also, because the lack of housing for supervisory personnel thus might be overcome.

In connection with treatment of alcoholics, the possibility of establishing Yale-type clinics came in for serious discussion. It was clear that these clinics could operate in connection with the hospitals and work projects.

It might be in order, here, to quote from a paper, "*A Public Clinic Approach to Alcoholism,*" prepared by Raymond G. McCarthy, Executive Director, Yale Plan Clinics. This quotation is especially apt because of the fact that McCarthy has long looked to legislative action by the states as the way toward alleviating what he has called "a public health problem of considerable magnitude."

"A legislative act which recognizes alcoholics as sick people implies that they can be rehabilitated, and submits that it is within the proper sphere of public interest for the State to initiate and operate treatment facilities, is exceptional. It is logical to assume that other civic groups will follow with interest the development of the project."

Establishing the necessity of public clinics, he points out the limitations of existing methods of treating alcoholism. "Facilities for treating inebriates have been operated on a basis of selection. The private sanatarium, because of the expense, is available to a limited number of individ-

uals. The private psychiatrist similarly does not treat any considerable number because of the time required and the cost of his services; also, there have been relatively few psychiatrists. General practitioners, as a rule, limit their services to relieving the acute stage of intoxication. Alcoholics Anonymous groups accept all candidates for membership provided that the individual comes voluntarily and sincerely to discuss his problem. Yet even in this organization some element of selection is operative. The shy, introverted alcoholic who is a "prominent" business man, or the product of a socially minded family, excludes himself from membership because he is unable or unwilling to admit publicly that he is an alcoholic and participate openly with the local group.

"It is suggested that any rehabilitation program for dealing with large numbers of unselected excessive drinkers will center around a public clinic. It is obvious that a municipal or state plan must function with a minimum of expense to the taxpayer and to the patient, with maximum utilization of skilled personnel and treatment facilities, and on a basis of negligible disruption of the normal family relation and occupational situation. The experience at two Yale Plan Clinics in Connecticut since March, 1944, indicates that such a plan is practical and can safeguard the interests of the community and the welfare of the alcoholic.

"The need for special clinics for alcoholics is justified because of the inadequacy of present facilities. In theory, psychiatric clinics can deal adequately with the excessive drinker. In practice, however, they do not have the opportunity to reach a broad range of cases because the alcoholic either will not present himself as a patient, is uncooperative if he accepts an appointment under pressure of one kind or another, or he gets drunk early in the course of treatment and the contact is broken.

"The alcoholic resents being classified as a mental case, and to a considerable extent the families of inebriates have a similar bias founded on misinformation concerning psychiatric services. The existence of a clinic set up primarily to assist alcoholics lends importance to the problem in the mind of the alcoholic, and in his egocentrism he may consider presenting himself for treatment.

"The public clinic, by coordinating the activities of the psychiatrist, the internist, the psychologist and the psychiatrically trained worker, and by employing the services of hospital and laboratory facilities and consultants in other fields, can approach the problem with a range of diagnostic and remedial skills capable of dealing with the considerable spread of individual differences which exist among inebriates."

The attitude of alcoholics entering the Yale Clinic is described by McCarthy in his paper: "About half of all the patients came to the clinics either on their own initiative or as a result of the influence of family or friends. The remaining half were referred by social agencies, private physicians, court and correctional officials, religious leaders, or other community agencies. Among the court referrals, some came on a recommendation of the judge, and a few on order of the court. There are instances where the condition of probation was attendance at the clinic. A number of patients were interviewed and studied while they were serving sentences in the county jail.

"It is significant that irrespective of the source of referral or the conditions under which referral was made, a large majority of the alcoholics, exclusive of psychotics, psychopaths, and certain undersocialized

DESCRIPTION AND CHART OF YALE PLAN

(As Interpreted by the Committee)

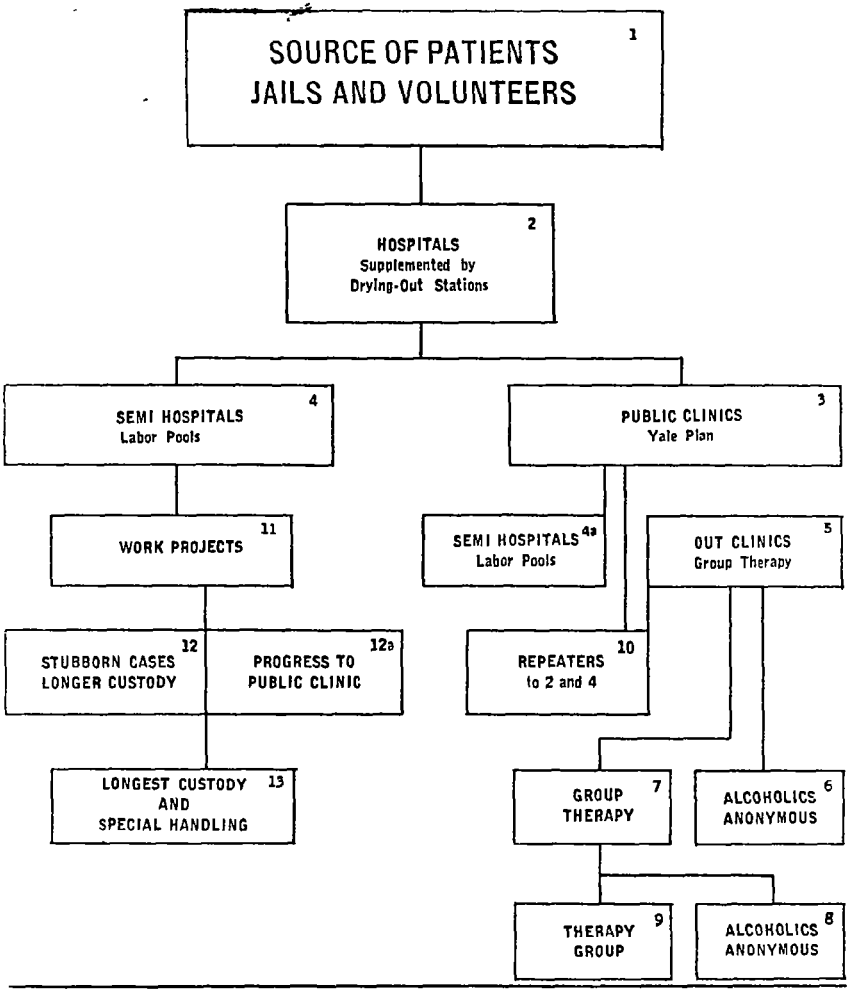
1. Patients would be drawn from two general sources: jails and volunteers.
2. The patient would be hospitalized. These hospitals might be under the direction of the universities, schools of medicine or under the Department of Mental Hygiene. A cooperative arrangement between the two seems indicated. Main hospitals might be supplemented by small units which would serve as drying-out stations where the patient would be sobered and receive medical attention. More serious cases could be retained in the hospitals for longer periods. The first screening process would take place in the hospital and patients sent to:
3. Public clinics modeled on the Yale Plan. Patients sent to these clinics would be mainly those for whom no custodial care is indicated—or to

Patients in the public clinics (3) would screen themselves into two groups: A. Those who do not readily respond to the treatment would be transferred to (4), the semi-hospital and labor pool; the others could advance to out clinics (5).

4. Central semi-hospitals where the patient would be restored to employable physical condition. These centers would serve as labor pools for proposed camps and farm projects. Patients for whom custodial care is indicated would be sent here.
5. Out clinics where, after medical treatment and personal mental therapy, they would be divided into sections to continue treatment under group therapy method. This group would subdivide into those who would from choice join:
6. Alcoholics Anonymous groups and continue on their own—and

7. These group meetings could be conducted by lay therapists under the supervision of the public clinic personnel. (Statistics from Yale show that this section would split into (8) and (9.)

7. Those who would prefer to continue treatment with the out clinic.
8. Patients eventually joining AA (6).
9. Those who would continue the clinical group treatment (7).
10. Patients who continue excessive drinking would be returned to hospitals (2) and thence to semi-hospitals or labor pools (4).
11. Work projects, farms, forestry camps, etc. Patients would be drawn from (4) semi-hospital labor pool. In addition to the therapy of work, sunshine and food, they would be given medical care and psychiatric treatment under the group therapy method. From this group patients would advance to the public clinics (3) or remain for longer periods in the camp (12).



12. These would be the more stubborn camp patients whose condition or attitude necessitated longer custodial care. Some would eventually be sent to the public clinics (3) and others would form Group 13.

13. Most stubborn cases, and would include the skidroad derelicts, many of whom would come to look upon the camp as a permanent home Special methods might be employed in handling this type. He should be assigned to a work detail and could earn a good conduct card which would entitle him to a certain amount of freedom off the reservation so long as his conduct warranted it. This type might also earn "furloughs" which might contribute to his rehabilitation to the extent that he might be assigned to a public clinic.

cases, presented remarkably similar attitudes. In general they were friendly, cooperative people who recognized logically that they should not drink, but admitted their inability to refrain from the use of alcohol. Many, of course, presented the initial impression of rationalizing or attempting to justify their drinking in a defensive way. This attitude soon changed when they understood that the clinic was not interested in judging their conduct but was concerned solely in cooperating with them so that they might voluntarily manage their lives without recourse to alcohol.

It was a new experience for many of these people to be accepted on an adult level, to find themselves able to discuss frankly the problem of their inability to cope with alcohol, and to do this without facing the threat of recrimination. Most of the patients who came to the clinic had as many good reasons for not drinking as the staff could possibly present to them. They did not understand, however, why their resolves not to drink were ineffectual and why, in spite of promises to themselves and others, they found themselves sooner or later on another spree. The opportunity to discuss this freely, to find ready understanding and acceptance of their fundamental sincerity in trying not to drink in spite of failure, was reassuring to them."

In connection with alcoholism, the interest of the State University in the problem must be taken into consideration.

The recent Institute on Alcoholic Studies held on the Los Angeles Campus of the University of California focused nation-wide attention on the university—it was reported that more newspaper and magazine lineage was devoted to the institute than to any academic-social effort of the schools to date. This fact probably brought home to the regents the advisability of an effort toward combatting the wide-spread and acute problem of alcoholism.

It is understood that representatives of the Los Angeles Campus of the university plan to appear before the coming session of the Legislature with a request for funds to establish an Alcoholic Research Department and/or a Yale-type clinic.

Representatives of the university have said that the existing facilities at the Medical School in San Francisco and the coming medical school on the southern campus will lend themselves to alcoholic work and be benefited thereby.

The question of alcoholic outclinics in connection with these schools has also been raised. It was pointed out that a medical school would draw the greatest possible pool of professional help. Not only faculty members, internists, and graduate students are available, but it is common practice for outstanding men in the field of medicine and psychiatry to give time to a university hospital and clinic.

The work of Alcoholics Anonymous came in for praise repeatedly throughout the hearings. Their program was lauded by the Governor, doctors, psychiatrists, social workers, prison officials, chaplains, and sheriffs.

Much more use of the AA methods might be made in any proposed project for the rehabilitation of the alcoholic than has been indicated in the testimony before the committee.

Taking a composite picture of the various suggestions for, and methods and agencies available to the care and treatment of alcoholics available, as brought out in testimony before the committee, a chart of a possible working plan can be drawn.

SPECIAL MENTION

In closing this report, the committee wishes to give its thanks to the many persons and organizations that offered such splendid assistance to the committee throughout its existence. Outstanding among these were the State Department of Public Health, the Department of Corrections and the Department of Mental Hygiene. Especial thanks should also go to the sheriffs and supervisors who so candidly stated their views to the committee at its public hearings, and to the specialists in the field the committee surveyed who offered expert opinion without which the committee would have been unable to arrive at objective conclusions.

Your committee feels indebted to:

GOVERNOR EARL WARREN
ATTORNEY GENERAL ROBERT W. KENNY
JAMES V. BENNETT,
Director, Federal Bureau of Prisons
ROY CASEY,
Federal Jail Inspector
MAJOR LOUIS D. COHEN,
War Department
ROBERT C. BROWNELL,
By-line News Writer
(Mr. Brownell's part consisted of studying and appraising the hundreds of pages of testimony and inquiry into the Yale Clinic methods and treatment quarters. The drawing of graphs and preparation of copy for this report.—Committee Chairman).

The committee likewise expresses appreciation to the press and other information-dispersing agencies which cooperated so wholeheartedly.

The newspaper coverage of the hearings and investigations was almost uniformly of high calibre, objective and helpful. Among magazines, extensive articles on the aims and objectives of the hearings appeared in fall issues of both "State Government," published in Chicago and widely circulated among state officials in the western part of the United States, and in "City Government," published by the League of California Cities and widely read by city officials throughout the State.

The Los Angeles hearings held in May also were outstanding for radio participation. A panel discussion "roundup" of some of the committee's star witnesses was broadcast over a major Los Angeles station. It is believed this is the first time a legislative interim committee has been "on the air."

STATEMENTS OF COMMITTEE MEMBERS

"Notwithstanding the nature of the problem, your Committtee on County and City Jails has had all-out cooperation on the part of sheriffs, police chiefs, jailors, county supervisors, prosecutors, state departments, and the public at large in this initial legislative effort in exploring jail conditions in California.

"As chairman, I especially wish to thank the vice chairman and secretary and committee members for their helpful efforts in bringing our hearings to seemingly successful ending. Without evasion or favor, we have attempted to perform our duty.

"Mr. Speaker and members, your assignment has been a great pleasure and opportunity, and I trust of lasting value to our California."

VERNON KILPATRICK

"As a vice chairman of the Assembly Committee on County and City Jails I am glad to have an opportunity to make a statement regarding the thorough and harmonious work of the Assembly Committee on Jails.

"The major part of the work and the arrangements of hearings were handled by the chairman. The best authorities on custodial care of prisoners were secured for the hearings, with the result that every phase of the problems was gone into by competent authorities.

"As I review the work of the committee I feel quite confident that this committee is in a position to make reliable recommendations to the Legislature as to the most improved methods for handling the difficult job of caring for prisoners, particularly the habitual alcoholic, which is the major problem in prisoner care.

"If the Legislature adopts the recommendations of the Jails Committee, I am sure we will have gone a long way in meeting one of the most difficult problems facing the people of the State of California."

R. FRED PRICE

"As secretary of the Assembly Interim Committee on County and City Jails, I hereby certify that, under our chairman, we have made a comprehensive study of city and county jails, both from a standpoint of theory and actual practice. Our committee hearings have drawn expert testimony, not only from our own elected state officials, the Department of Corrections, County Sheriffs and citizens groups in the State, but also from our national capitol and leading progressive states in the Union.

"From the well-planned program of personal inspections combined with testimony of leading experts, the arrangement for which our chairman deserves much credit, we are able to competently and confidently recommend in this report a program for much needed legislation. Through the series of hearings held in different parts of the State and extensive investigations, this committee is qualified to now recommend certain corrective measures to bring our State in conformity with widely recognized principles governing modern jail construction and management.

"I especially wish to emphasize that which I strongly believe to be the most important single fact which should be considered in connection with these problems; that is the finding that from 55 to 95 percent of the population in most of our city and county jails are alcoholics or those incarcerated for some offense involving the use of alcoholic beverages. The extremely high number of times most of the prisoners have been committed for this offense makes the fact even more important. It seems that we should give much consideration to proposed changes which would better meet the problem of dealing with the alcoholic in the interests of both helping the alcoholic and the general public."

ELWYN S. BENNETT

"It has been my privilege and pleasure to act as a member of the Assembly Interim Committee on County and City Jails for the past two years, and I am highly gratified with the results obtained thus far.

This committee has helped clean up many of our rat-infested dungeons which have been going under the name of civilized places of detention, and I sincerely believe that the legislation to be presented as a result of our investigation will go far in redeeming persons heretofore sentenced to jail.

"I heartily support this legislation and urge that the committee be continued in this humane endeavor."

WILLIAM H. ROSENTHAL

"It has been a pleasure to serve on the Assembly Interim Committee on County and City Jails during the past two years and I wish to compliment the chairman and the committee members upon their diligence in getting things done.

"There have been many evils in our jail systems brought to light, but the problem is so great and complex that it appears to me that this committee should continue its work in the future if it expects to make any important headway in correcting the intolerable conditions that exist.

"From my observations, I am of the opinion that most public officials having to do with law enforcement and management of jails are trying to do a good job, but because of the lack of interest shown by the general public, they are severely handicapped. This committee can be of great assistance to these men in the future, and I would recommend that the Fifty-seventh Session of the Legislature continue this committee."

JONATHAN J. HOLLIBAUGH

ANNOUNCEMENT OF COMMITTEE MEETINGS

It was announced that the following committees would hold meetings:

At 10.30 a.m., Wednesday, January 22d—
Rules.

At 3 p.m., Tuesday, January 28th—
Agriculture.

GUESTS EXTENDED PRIVILEGE OF ASSEMBLY FLOOR

On request of Mr. Butters, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Robert Ware and Quentin A. Grassit of El Centro.

On request of Mr. Price, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Major and Mrs. Bodine of Mineral.

On request of Messrs. Erwin, Collier, Stanley, and Robertson, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Judge David U. Wright of Napa.

On request of Mr. Knight, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Charles Fishburn of Pasadena.

On request of Mr. Berry, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Miss Marjorie Rankin and Lucien Rankin of Alameda.

On request of Mr. Stephenson, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Robert W. Luther, teacher of Fruit Ridge School of Sacramento, and the following pupils: Marilyn Freeman, Joan Haines, Carol Miller, Leda Rivera, Gwendolyn Rouse, Evelyn Riggs, Janet Collins, Shirley Perkins, Phyllis Mendonsa, Tommy Hammer, Jimmy Taylor, Francis Petkovich, Ned Wells, Bennie Causey, Marilyn Backman, Caroline Pates, Bonnie Bradney, Bernice Perry, Buddy Towle, Olin Tidds, and Dick Turney.

On request of Messrs. Dolwig, Miller, Kirkwood, and Silliman, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Donovan D. Fischer, teacher Menlo Junior College, Menlo Park, California, and the following pupils: Bruce P. Eshelman, Richard L. Hennessy, Tony DeLap, Charles Deaton, Henry Malatesta, Richard C. Beyer, Jack B. Hatton, James I. Heron, Leonard Kaufman, Jr., Francis N. Shea, Douglas J. Miller, Alan O. Green, Raymond S. Burdette, William P. Craven, Bert Snyder, Jr., Richard T. Clark, Paul W. McCollister, Richard A. Stephens, Charles M. Moore, William E. Warden, Roy D. Parsons, Joe Bernhard, Jr., Bill Buchanan, Hobert W. Burns, Kenneth G. Page, Frank L. Albro, Willard F. Magnuson, and Jack Fahnestock.

ADJOURNMENT

At 12.26 p.m., on motion of Mr. Dickey, the Speaker declared the Assembly adjourned until 11 a.m., Wednesday, January 22, 1947.

SAM L. COLLINS, Speaker

GERALDINE B. HADSELL, Minute Clerk

CALIFORNIA LEGISLATURE
FIFTY-SEVENTH (GENERAL) SESSION

ASSEMBLY DAILY JOURNAL

THIRTEENTH LEGISLATIVE DAY
SEVENTEENTH CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO
Wednesday, January 22, 1947

The Assembly met at 11 a.m.
Hon. Sam L. Collins, Speaker of the Assembly, presiding.
Chief Clerk Arthur A. Ohnimus at the desk.

ROLL CALL

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

Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Holhbaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—77.

Quorum present.

PRAYER

The following prayer was offered by the Rev Richard Dwyer:

Send forth Thy Grace, Almighty God, that the proceedings of this Assembly may be guided by Thy inspiration and carried on by Thy gracious assistance, that every prayer and work of ours may begin from Thee and by Thee happily ended. —AMEN.

READING OF THE JOURNAL DISPENSED WITH

On motion of Mr. Grunsky, further reading of the Journal of the previous legislative day was dispensed with.

LEAVES OF ABSENCE FOR THE DAY

The following member was granted leave of absence for the day, and desired to waive his per diem:

Mr. Sherwin, on motion of Mr. Carey.

COMMUNICATIONS

By the Chief Clerk:

The following communication was received, read, and ordered printed in the Journal.

STATE OF CALIFORNIA, DEPARTMENT OF PUBLIC WORKS
SACRAMENTO, January 10, 1947
Carquinez Bridge
X-Sol-7-F

Arthur A. Ohnimus, Chief Clerk, Assembly
State Capitol, Sacramento, California

DEAR SIR: Pursuant to the provisions of House Resolution No. 314, adopted June 16, 1945, which requested the California Toll Bridge Authority to make a study of the desirability and cost of erecting over Carquinez Straits a new state-owned, toll-free bridge, and pursuant to a resolution of the California Toll Bridge Authority, adopted June 13, 1946, requesting the Department of Public Works to make the said study and report thereon to the Assembly, I have the honor of transmitting to you the results of such study in the accompanying report, entitled "Report of Division of Highways to the Legislature of the State of California on Proposed Expansion of Bridge Facilities at Carquinez Strait," dated January 6, 1947.

Respectfully submitted.

C. H. PURCELL, Director of Public Works

Above transmitted report ordered filed with the Secretary of State.

By Speaker Collins:

A communication from Oswald C. Ludwig, formerly Enrolling Clerk of the Assembly, relative to the meaning of Section 4661 of the Labor Code, was received, and referred to the Committee on Industrial Relations.

By Mr. Anderson:

A resolution from the Harbor District Chambers of Commerce, relative to urging placement of a portion of the Imperial Highway in the State Highway System, was received, and referred to the Committee on Conservation and Planning.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, January 22, 1947

MR SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 91
Assembly Concurrent Resolution No. 11

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bill ordered to third reading.

Above reported resolution ordered on file for adoption.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

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

Assembly Bill No. 607: By Messrs. Sheridan and Burns—An act to amend Section 360 of the Code of Civil Procedure, relating to the statute of limitations on promissory notes.

Referred to Committee on Judiciary.

Assembly Bill No. 608: By Mr. Beck—An act to add Sections 14402.1, 14444.1, 14450.6, and 14525.1 to, and to amend Sections 14440, 14401, 14406, 14450.5, 14451, and 14510 of, the Health and Safety Code, relating to county fire protection districts.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 609: By Mr. Hollibaugh—An act by which a violator of the Fish and Game Code may have his license suspended or revoked.

Referred to Committee on Fish and Game.

Assembly Bill No. 610: By Mr. Erwin—An act to amend Sections 427, 428, and 432 of the Fish and Game Code, relating to hunting and fishing, and the issuance of licenses therefore.

Referred to Committee on Fish and Game.

Assembly Bill No. 611: By Mr. McCollister—An act to add Article 4 to Chapter 1, Part 3, Division 2, of the Insurance Code, relating to insurance, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Finance and Insurance.

Motion to Place Rush Order On Printing of Assembly Bill No. 611

Mr. McCollister moved that a rush order be placed upon the printing of Assembly Bill No. 611.

Motion carried.

Assembly Bill No. 612: By Mr. McCollister—An act to add Section 4664 to the Labor Code, relating to workmen's compensation benefits.

Referred to Committee on Finance and Insurance.

Assembly Bill No. 613: By Mr. Field—An act to amend Section 12922 of the Insurance Code, relating to printing for the Department of Insurance.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 614: By Mr. Field—An act to amend Sections 9765, 9791, 13538, 13571, 13576, and 13579, and to repeal Sections 13572, 13574, 13575, 13577, 13580, and 13604 of, the Government Code, relating to the State Printing Office.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 615: By Messrs. Grant, Erwin, and Hinckley—An act to amend Section 740 of the Fish and Game Code, relating to grunion.

Referred to Committee on Fish and Game.

Assembly Bill No. 616: By Messrs. Hinckley, Debs, Blosser, Burke, Ralph C. Dills, Doyle, Erwin, Field, Fletcher, Grant, Hahn, Kirkwood, Lowrey, McMillan, Miller, Silliman, Stanley, Thorp, and Waters—An act to amend Section 12040 of the Government Code, relating to the membership of the Governor's Council

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 617: By Messrs. Erwin, Debs, M. Philip Davis, and Thorp—An act to add Section 1176.6 to the Fish and Game Code, relating to homing pigeons.

Referred to Committee on Fish and Game.

Assembly Bill No. 618: By Mr. Debs—An act to provide for the alteration of the boundaries of incorporated towns and cities by the annexation of unincorporated territory completely surrounded by such annexing town or city, and for the incorporation of such annexed territory in and as a part of such municipality, and for the districting, government and municipal control of the annexed territory.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 619: By Messrs Grunsky, Burke, Hollibaugh, Debs, Carey, Clarke, Crichton, Clayton A. Dills, Doyle, Geddes, Huyck, Johnson, Kilpatrick, Lyons, and Robertson—An act relating to insurance, including provisions for the fixing and regulation of rates, and authorizing and regulating rating and other organizations formed to serve insurers.

Referred to Committee on Finance and Insurance.

Assembly Bill No. 620: By Messrs. Gannon and Stephenson—An act to amend Section 4300b of the Political Code and 26726 of the Government Code, relating to sheriffs', constables', and marshals' fees.

Referred to Committee on Judiciary.

Assembly Bill No. 621: By Messrs. M. Philip Davis and Rosenthal—An act to amend Sections 631 and 631.5 of the Code of Civil Procedure, relating to jury trials.

Referred to Committee on Judiciary.

Assembly Bill No. 622: By Mr. Burke—An act to add Section 7.3 to the Unemployment Insurance Act, relating to unemployment insurance and employments excluded therefrom.

Referred to Committee on Finance and Insurance.

Assembly Bill No. 623: By Messrs. Thomas, Anderson, and Stanley—An act to amend Section 799.1 of, and to add Section 799.2 to, the Fish and Game Code, relating to abalones

Referred to Committee on Fish and Game.

Assembly Bill No. 624: By Mr. Thomas—An act to amend Section 1300.1a of the Agricultural Code, relating to processors of farm products.

Referred to Committee on Agriculture.

Assembly Bill No. 625: By Messrs. Thomas, Anderson, and Stanley—An act to amend Section 799 of, and to add Section 799.3 to, the Fish and Game Code, relating to abalones.

Referred to Committee on Fish and Game.

Assembly Bill No. 626: By Messrs. Lowrey and Brown—An act to amend Section 2270 of the Health and Safety Code, relating to mosquito abatement districts, declaring the urgency thereof to take effect immediately.

Referred to Committee on Public Health.

Motion to Place Rush Order on Printing of Assembly Bill No. 626

Mr. Lowrey moved that a rush order be placed upon the printing of Assembly Bill No. 626.

Motion carried.

Assembly Bill No. 627: By Messrs. Brown, Lowrey, Sheridan, Caldecott, Clarke, Lester T. Davis, Heisinger, James, Johnson, Loomis, and Thorp—An act to amend Section 4004.5 of the Political Code, relating to loans by counties.

Referred to Committee on Public Health.

Assembly Bill No. 628: By Messrs. Brown, Lowrey, Sheridan, Caldecott, Clarke, Lester T. Davis, Heisinger, James, Johnson, Loomis, and Thorp—An act to amend Sections 2850, 2851, and 2853 of the Health and Safety Code and to add Section 2854 to said code, relating to pest abatement districts.

Referred to Committee on Public Health.

Assembly Bill No. 629: By Messrs. Brown, Lowrey, Sheridan, Caldecott, Clarke, Lester T. Davis, Heisinger, James, Johnson, Loomis, and Thorp—An act to add Sections 2225 and 2226 to the Health and Safety Code, relating to names of mosquito abatement districts.

Referred to Committee on Public Health.

Assembly Bill No. 630: By Messrs. Brown, Lowrey, Sheridan, Clarke, Lester T. Davis, Heisinger, James, Johnson, Loomis, and Thorp —An act to amend Section 2300 of the Health and Safety Code, and to add Sections 2313 and 2314 to said code, relating to mosquito abatement districts.

Referred to Committee on Public Health.

Assembly Bill No. 631: By Messrs. Brown, Lowrey, Sheridan, Clarke, Lester T. Davis, Heisinger, James, Johnson, Loomis, and Thorp —An act to amend Sections 2360, 2362, 2367, 2370, and 2372 of, to repeal Sections 2363 to 2366, inclusive, of, and to add Article 5a to Chapter 8 of Division 3 of, the Health and Safety Code, relating to consolidation of mosquito abatement districts and pest abatement districts.

Referred to Committee on Public Health.

Assembly Bill No. 632: By Mr. Lyons—An act to amend Sections 7151, 7152, and 7153, and to repeal Section 7154 of the Labor Code, relating to safety standards in the use of scaffolding.

Referred to Committee on Industrial Relations.

Assembly Bill No. 633: By Mr. Dickey—An act to amend Section 571.5 of the Elections Code, relating to division of electors in a precinct into groups.

Referred to Committee on Elections and Reapportionment.

Assembly Bill No. 634: By Mr. Dickey—An act to amend Section 370, 371, 372, and 375 of the Elections Code, relating to the index to affidavits of registration.

Referred to Committee on Elections and Reapportionment.

Assembly Bill No. 635: By Mr. Dickey—An act to repeal Section 572 of the Elections Code, relating to establishment of new precincts.

Referred to Committee on Elections and Reapportionment.

RESOLUTIONS

The following resolution was offered:

By Mr. Heisinger:

House Resolution No. 46

Relative to the creation of the Assembly Committee on Migratory Wild Fowl

WHEREAS, The migration of wild ducks and geese in the Pacific flyway is being reduced at an alarming rate; and

WHEREAS, This reduced flight has been caused to a material extent by drainage of swamp and overflow land; and

WHEREAS, The present drainage of Tulare Lake in Kings County and Summit Lake in Kern County and the erecting of Pineflat Dam in Kings River for agricultural purposes will create a serious problem in the preservation of migratory wild fowl; and

WHEREAS, It is essential that migratory wild game should have sufficient watering and resting places in the area now being drained in the southern San Joaquin Valley south of the San Joaquin River, before making their flight across the mountains into Southern California to their winter resting grounds; now, therefore, be it

Resolved by the Assembly of the State of California, As follows:

1 The Assembly Committee on Migratory Water Fowl is hereby created and authorized and directed to ascertain, study and analyze facts relating to the drainage of Tulare Lake in Kings County and Summit Lake in Kern County, and the erection of the Pineflat Dam in Kings River as they affect migratory wild fowl, and what steps, if any, should be taken to maintain watering and resting places within the southern San Joaquin Valley south of the San Joaquin River for the preservation of migratory wild fowl including but not limited to the operation, effect, administration, enforcement and needed revision of any and all laws in any way bearing upon or relating to the subject of this resolution, and to report thereon to the Assembly, including in the reports its recommendations for appropriate legislation

2. The committee shall consist of three Members of the Assembly appointed by the Speaker thereof. Vacancies occurring or existing in the membership of the committee shall be filled by the appointing power.

3 The committee is authorized to act during this session of the Legislature, including any recess, with authority to file its final report not later than the tenth legislative day after the end of the constitutional recess.

4. The committee and its members shall have and exercise all of the rights, duties and powers conferred upon investigating committees and their members by the provisions of the Joint Rules of the Senate and Assembly and of the Standing Rules of the Assembly as they are adopted and amended from time to time, which provisions are incorporated herein and made applicable to this committee and its members

5 The committee has the following additional powers and duties:

(a) To select a chairman and a vice chairman from its membership.

(b) To contract with such other agencies, public or private, as it deems necessary for the rendition and affording of such services, facilities, studies and reports to the committee as will best assist it to carry out the purposes for which it is created

(c) To cooperate with and secure the cooperation of county, city, city and county, and other local law enforcement agencies in investigating any matter within the scope of this resolution and to direct the sheriff of any county to serve subpenas, orders and other process issued by the committee.

(d) To report its findings and recommendations to the Legislature and to the people from time to time and at any time, not later than herein provided

(e) To do any and all other things necessary or convenient to enable it fully and adequately to exercise its powers, perform its duties, and accomplish the objects and purposes of this resolution.

6 The sum of one thousand dollars ($1,000) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Assembly for the expenses of the committee and its members and for any charges, expenses or claims

it may incur under this resolution, to be paid from the said contingent fund and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer

Resolution read, and referred to the Committee on Fish and Game.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

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

Assembly Bill No. 636: By Mr. Maloney—An act to amend Section 11871 of the Insurance Code, relating to the powers of the State Compensation Insurance Fund.

Referred to Committee on Finance and Insurance.

Assembly Bill No. 637: By Mr. Maloney—An act to amend Sections 3501, 3502, and 3503 of, and to add Sections 4703.1 to 4703.6 inclusive to the Labor Code, relating to death benefits in workmen's compensation cases.

Referred to Committee on Industrial Relations.

REQUEST FOR UNANIMOUS CONSENT THAT TELEGRAM BE PRINTED

Mr. Robertson asked for, and was granted, unanimous consent that the following telegram be ordered printed in the Journal:

Telegram

SANTA BARBARA, CALIFORNIA, January 22, 1947

The Honorable Alfred W. Robertson
State Capitol, Sacramento, California

Santa Barbara County Chamber of Commerce Board of Directors unanimously recommends you urge final passage highway plan be delayed until after constitutional recess to enable adequate study.

PRESLEY LANCASTER, JR., Secretary-Manager

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

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

Assembly Bill No. 638: By Mr. Cramer—An act conveying certain tidelands and lands lying under inland navigable waters, situate in the Bay of San Diego to the City of National City, in furtherance of navigation and commerce and the fisheries, and providing for the government, management and control thereof, reserving rights to the State.

Referred to Committee on Conservation and Planning.

Assembly Bill No. 639: By Mr. Cramer—An act conveying certain tidelands and lands lying under inland navigable waters, situate in the Bay of San Diego to the City of Chula Vista, in furtherance of navigation and commerce and the fisheries, and providing for the government, management and control thereof, reserving rights to the State.

Referred to Committee on Conservation and Planning.

Assembly Bill No. 640: By Mr. Hollibaugh—An act to amend Section 59 of the Alcoholic Beverage Control Act, relating to sales on election day.

Referred to Committee on Public Morals.

Assembly Bill No. 641: By Mr. Doyle—An act to amend Section 1773 of the Labor Code, relating to prevailing wage rates.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 642: By Mr. Hawkins—An act to amend Section 4460 of the Labor Code, relating to workmen's compensation.

Referred to Committee on Industrial Relations.

Assembly Bill No. 643: By Mr. Hawkins—An act to add Section 19201.6 to the Revenue and Taxation Code, relating to personal income tax exemptions.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 644: By Mr. Hawkins—An act to amend Section 252 of the Unemployment Insurance Act, relating to disability benefits.

Referred to Committee on Finance and Insurance.

Assembly Bill No. 645: By Messrs. Carey, George D. Collins, Berry, Gaffney, Hollibaugh, and Maloney—An act to amend Section 204 of the Unemployment Insurance Act, relating to disability benefits.

Referred to Committee on Finance and Insurance.

Assembly Bill No. 646: By Messrs. Carey, George D. Collins, Berry, Gaffney, and Rosenthal—An act to amend Section 2165 of the Welfare and Institutions Code, relating to aid to the aged in respect to real property qualifications of applicants.

Referred to Committee on Social Welfare.

Assembly Bill No. 647: By Mrs. Niehouse—An act to add Section 6365 to the Revenue and Taxation Code, relating to exemptions from the sales and use taxes.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 648: By Mr. Debs—An act to amend Section 1510 of the Penal Code of the State of California, relating to the duties of coroner.

Referred to Committee on Judiciary.

Assembly Bill No. 649: By Mr. Lester T. Davis—An act to amend Section 737uu of the Political Code, relating to the salary of superior judges in and for the County of Siskiyou.

Referred to Committee on Judiciary.

Assembly Bill No. 650: By Mr. Cramer—An act to amend Section 1 of an act entitled "An act authorizing the creation of a personnel system, merit system or civil service system in cities; the creation of the office of personnel director; the appointment of a civil service commission; the delegation of certain authority to said personnel officer or commission in municipalities within this State; and prohibiting certain political activities and providing penalties for the violation of said provision," approved April 11, 1935, relating to civil service systems.

Referred to Committee on Civil Service and State Personnel.

ANNOUNCEMENTS

Mr. Thurman invited, on behalf of himself and the Western Mining Council, Members of the Assembly and all interested persons to the Ninety-ninth Anniversary of the Discovery of Gold, to be held in Coloma, on next Sunday, January 26, 1947. A chicken dinner will be served at 1 p.m.

Mr. Boyd announced that the Report of the Assembly Interim Committee on State and Local Taxation, which has been presented at the desk, is now available in additional copies, which have been previously printed.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

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

Assembly Bill No. 651: By Mr. McCollister—An act to amend Section 57.7 of the Unemployment Insurance Act, relating to the benefit rights of trainees.

Referred to Committee on Finance and Insurance.

Assembly Bill No. 652: By Messrs. Wollenberg, Maloney, and Dickey—An act making an appropriation for surveys, plans, estimates, preliminary engineering and other preliminary expenses for a second bridge across the San Francisco Bay from the City of San Francisco to the County of Alameda.

Referred to Committee on Governmental Efficiency and Economy.

Speaker Pro Tempore Presiding

At 11.29 a.m., Hon. Thomas A. Maloney, Speaker pro Tempore of the Assembly, presiding.

WITHDRAWAL AND RE-REFERENCE OF ASSEMBLY BILL NO. 403 BY UNANIMOUS CONSENT

Mr. Wollenberg asked for, and was granted, unanimous consent that Assembly Bill No. 403 be withdrawn from the Committee on Ways and Means, and re-referred to the Committee on Rules.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

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

Assembly Bill No. 653: By Messrs. Wollenberg and Grunsky—An act to amend Section 15 of the Personal Property Brokers Act as revised by Chapters 952 and 1044 of the Statutes of 1939, relating to books and records.

Referred to Committee on Finance and Insurance

Assembly Bill No. 654: By Messrs. Wollenberg and Grunsky—An act to amend Section 4 of the Industrial Loan Act, relating to loans and certificates.

Referred to Committee on Finance and Insurance.

Assembly Bill No. 655: By Messrs. Wollenberg and Grunsky—An act to amend Section 16 of the Industrial Loan Act, relating to books and records.

Referred to Committee on Finance and Insurance.

Assembly Bill No. 656: By Messrs. Wollenberg and Grunsky—An act to amend Section 5 of the Industrial Loan Act, relating to primary and secondary obligations.

Referred to Committee on Finance and Insurance.

Assembly Bill No. 657: By Messrs. Wollenberg and Grunsky—An act to amend Section 20 of the Personal Property Brokers Act as revised by Chapters 952 and 1044 of the Statutes of 1939, relating to prohibitions.

Referred to Committee on Finance and Insurance.

Assembly Bill No. 658: By Messrs. Wollenberg and Grunsky—An act to amend Section 17 of the Personal Property Brokers Act as revised by Chapters 952 and 1044 of the Statutes of 1939, relating to loans by personal property brokers.

Referred to Committee on Finance and Insurance.

Speaker Presiding

At 11 32 a.m., Hon. Sam L. Collins, Speaker of the Assembly, presiding.

Assembly Bill No. 659: By Messrs. Wollenberg and Grunsky—An act to amend the title of the California Small Loan Act, Chapters 953 and 1045 of the Statutes of 1939, relating to unsecure loans.

Referred to Committee on Finance and Insurance.

Assembly Bill No. 660: By Messrs. Wollenberg and Grunsky—An act to amend Section 16 of the California Small Loan Act, Chapters 953 and 1045 of the Statutes of 1939, relating to small loans.

Referred to Committee on Finance and Insurance.

Assembly Bill No. 661: By Messrs. Wollenberg and Grunsky—An act to amend Section 20 of the California Small Loan Act, Chapters 953 and 1045 of the Statutes of 1939, relating to penalties.

Referred to Committee on Finance and Insurance.

Assembly Bill No. 662: By Messrs. Wollenberg and Grunsky—An act to amend Section 4 of the California Small Loan Act, Chapters 953 and 1045 of the Statutes of 1939, relating to licenses.

Referred to Committee on Finance and Insurance.

Assembly Bill No. 663: By Messrs. Wollenberg and Grunsky—An act to amend the title of the Personal Property Brokers Act as revised by Chapters 952 and 1044 of the Statutes of 1939, relating to loans by personal property brokers.

Referred to Committee on Finance and Insurance.

Assembly Bill No. 664: By Messrs. Erwin and Geddes—An act to authorize the Youth Authority to sell and convey certain real property

in the County of Los Angeles, known as the Fred C. Nelles School, Whittier, California, and appropriating the proceeds for the purchase of a new site and buildings for said school.

Referred to Committee on Governmental Efficiency and Economy.

MEMBERS EXCUSED TO HOLD MEETING

At 11.34 a.m., Mr. McCollister asked for, and was granted, unanimous consent that the members of the Committee on Military Affairs be excused, at this time, for the purpose of holding a meeting in the post office.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

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

Assembly Bill No. 665: By Mr. Ralph C. Dills—An act to add Section 13235 to the Education Code, relating to instructors in trade, craft or vocational schools.

Referred to Committee on Education.

Assembly Bill No. 666: By Messrs. Rosenthal, George D. Collins, Brady, Bennett, Anderson, and Waters—An act to add Section 26806 to the Government Code, relating to the employment of interpreters by county clerks and defining the powers and duties of such interpreters.

Referred to Committee on Judiciary.

Assembly Bill No. 667: By Messrs. Rosenthal, George D. Collins, Bennett, Brady, Anderson, and Waters—An act amending Section 583 of the Code of Civil Procedure, relating to the filing or stipulations extending the time for the dismissal of actions.

Referred to Committee on Judiciary.

Assembly Bill No. 668: By Messrs. Rosenthal, Bennett, Brady, George D. Collins, Anderson, and Waters—An act amending Section 1952 of the Code of Civil Procedure, relating to the destruction or other disposition of depositions.

Referred to Committee on Judiciary.

Assembly Bill No. 669: By Messrs. Rosenthal, George D. Collins, Brady, Bennett, Anderson, and Waters—An act amending Section 413 of the Code of Civil Procedure, relating to the service of summons and complaints out of the State of California.

Referred to Committee on Judiciary.

Assembly Bill No. 670: By Mr. Rosenthal—An act to amend Section 981a of the Code of Civil Procedure, respecting dismissal of appeals from justice court.

Referred to Committee on Judiciary.

Assembly Bill No. 671: By Mr. Rosenthal—An act to add Section 413.5 to the Code of Civil Procedure, relating to service of summons out of the State.

Referred to Committee on Judiciary.

Assembly Bill No. 672: By Mr. Rosenthal—An act to repeal Section 725 of the Fish and Game Code, relating to taking of sturgeon.

Referred to Committee on Fish and Game.

Assembly Bill No. 673: By Messrs. Ralph C. Dills, Fletcher, and Grant—An act to amend Section 80 of the Agricultural Code, relating to agricultural districts.

Referred to Committee on Agriculture.

Assembly Joint Resolution No. 13: By Messrs. Clarke, Crichton, Heisinger, James, Johnson, Silliman, and Thompson—Relative to memorializing the President and Congress to have the Mammoth Pass Road constructed.

Referred to Committee on Rules.

Assembly Bill No. 674: By Mr. Butters—An act to amend Sections 11401, 11405, and 11500 of, and to add Sections 11401.1 and 11401.2 to the Water Code, relating to the Central Valley Project, the membership of the Water Project Authority of the State of California, the qualifications, compensation, and term of office of the members of said authority, and the powers of said authority.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 675: By Mr. Butters—An act to add Section 23197.1 to the Water Code, relating to cooperation and contracts between irrigation districts and the United States, the provisions that may be included in such contracts, and the distribution and apportionment of water.

Referred to Committee on Agriculture.

Assembly Bill No. 676: By Mr. Butters—An act to amend Sections 23197 and 23200 of the Water Code, relating to cooperation and contracts between irrigation districts and the United States, the provisions that may be included in such contracts, and to the distribution and apportionment of water the right to the use of which is acquired under such contracts.

Referred to Committee on Agriculture.

Assembly Bill No. 677: By Mr. Maloney—An act to amend Section 1170 of the Harbor and Navigation Code, relating to pilotage rates.

Referred to Committee on Transportation and Commerce.

Assembly Bill No. 678: By Mr. Maloney—An act to amend Section 1170 of the Harbors and Navigation Code, relating to pilotage rates.

Referred to Committee on Transportation and Commerce.

Assembly Bill No. 679: By Mr. Dolwig—An act to amend Section 12421 of the Government Code, relating to the official seal of the State Controller.

Referred to Committee on Judiciary.

Assembly Bill No. 680: By Mrs. Niehouse, Messrs. Luckel, and Cramer—An act making an appropriation to be expended pursuant to the Property Acquisition Act for the acquisition of real property for use

as a site for a state office building in the City of San Diego and in furtherance of the postwar building program.

Referred to Committee on Governmental Efficiency and Economy.

REPORTS OF STANDING COMMITTEES

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, January 22, 1947

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

Assembly Bill No. 550

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

DICKEY, Chairman

REQUEST FOR UNANIMOUS CONSENT

Mr. Wollenberg asked for, and was granted, unanimous consent to take up Assembly Bill No. 550, at this time, without reference to file.

CONSIDERATION OF ASSEMBLY BILL NO. 550

Assembly Bill No. 550—An act to amend Section 3411 of the Public Resources Code, relating to estimates for support of the Division of Oil and Gas, Department of Natural Resources, from the Petroleum and Gas Fund, declaring the urgency thereof to take effect immediately.

Bill read second time.

Resolution to Suspend Constitutional Provision

The following resolution was offered:

By Mr. Wollenberg:

Resolved, That Assembly Bill No. 550 presents a case of urgency, as that term is used in Article IV, Section 15, of the Constitution, and the provision of that section requiring that the bill be read on three several days in each house is hereby dispensed with, and it is ordered that said bill be read the third time, considered engrossed, and placed upon its passage.

Resolution read.

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

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, M. Philip Davis, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—73.

NOES—None.

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

Assembly Bill No. 550—An act to amend Section 3411 of the Public Resources Code, relating to estimates for support of the Division of Oil and Gas, Department of Natural Resources, from the Petroleum and Gas Fund, declaring the urgency thereof to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, M. Philip Davis, Dickey, Clayton A. Dills, Dolwig,

Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—73.

NOES—None.

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

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, M. Philip Davis, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—73.

NOES—None.

Bill ordered transmitted to the Senate.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bill was introduced, and read the first time:

Assembly Bill No. 681: By Messrs. Geddes and Dunn—An act to add Section 6018 to the Revenue and Taxation Code, relating to the sales and use taxes.

Referred to Committee on Revenue and Taxation.

REPORTS OF STANDING COMMITTEES

Committee on Military Affairs

ASSEMBLY CHAMBER, SACRAMENTO, January 22, 1947

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

Assembly Bill No. 173

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

McCOLLISTER, Chairman

REQUEST FOR UNANIMOUS CONSENT

Mr. McCollister asked for, and was granted, unanimous consent to take up Assembly Bill No. 173, at this time, without reference to file.

CONSIDERATION OF ASSEMBLY BILL NO. 173

Assembly Bill No. 173—An act to amend Section 252 of the Unemployment Insurance Act, relating to claims for unemployment compensation disability benefits, declaring the urgency thereof to take effect immediately.

Bill read second time.

Resolution to Suspend Constitutional Provision

The following resolution was offered:

By Mr. McCollister:

Resolved, That Assembly Bill No. 173 presents a case of urgency, as that term is used in Article IV, Section 15, of the Constitution, and the provision of that section requiring that the bill be read on three several days in each house is hereby dispensed with, and it is ordered that said bill be read the third time, considered engrossed, and placed upon its passage.

Resolution read.

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

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—73.

NOES—None.

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

Assembly Bill No. 173—An act to amend Section 252 of the Unemployment Insurance Act, relating to claims for unemployment compensation disability benefits, declaring the urgency thereof to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—73.

NOES—None.

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

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—73.

NOES—None.

Bill ordered transmitted to the Senate.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

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

Assembly Bill No. 682: By Mr. McCollister—An act to add Section 54.1 to the Unemployment Insurance Act, relating to the benefits payable thereunder.

Referred to Committee on Finance and Insurance.

Assembly Bill No. 683: By Messrs. Allen, Evans, Debs, Bennett, Burke, M. Philip Davis, Doyle, Geddes, Rosenthal, and Waters—An act to add Section 1157.5 to the Government Code, relating to pay roll deductions.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 684: By Messrs, Thomas and Fletcher—An act to add Section 18861 to the Government Code, relating to compensation of civil service employees.

Referred to Committee on Civil Service and State Personnel.

Assembly Bill No. 685: By Mr. Thurman—An act to amend Section 16271 of the Education Code, relating to the transportation of public school pupils.

Referred to Committee on Education.

RESOLUTIONS

The following resolution was offered:

By Messrs. Price and Hinckley:

House Resolution No. 47

Relative to Leroy A. Weller

WHEREAS, The Members of this Assembly have learned with great regret of the death of Leroy A. Weller in Upland, California, on January 19, 1947; and

WHEREAS, Leroy A. Weller had long held a place of leadership in his community, holding office in numerous enterprises, including the office of Vice President and Pacific Coast Manager of Garrett & Co., President of the Italian Vineyard Co., Director of the California Wine Institute, and others; and

WHEREAS, He was well known throughout the State of California, and his death will be felt as a great loss by all his friends and associates and the people of his community; now, therefore, be it

Resolved by the Assembly of the State of California, That when this Assembly this day adjourns it do so out of respect to the memory of Leroy A. Weller; and be it further

Resolved, That the Chief Clerk of the Assembly is requested to transmit suitably prepared copies of this resolution, as an expression of the sympathy of the members of this Assembly, to the family of Leroy A. Weller; to his widow, Mrs. Emily Weller, and to his son, Leroy A. Weller, Jr.

Request for Unanimous Consent

Mr. Price asked for, and was granted, unanimous consent to take up House Resolution No. 47, at this time, without reference to committee or file.

Resolution read, and adopted.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bill was introduced, and read the first time:

Assembly Bill No. 686: By Messrs. Butters, Clarke, Erwin, Heisinger, Hinton, Loomis, Lowrey, Stewart, and Thorp—An act to add Section 21189 to the Water Code, relating to irrigation districts, declaring the urgency of this act, to take effect immediately.

Without reference to committee.

Motion to Place Rush Order on Printing of Assembly Bill No. 686

Mr. Butters moved that a rush order be placed upon the printing of Assembly Bill No. 686.

Motion carried.

Assembly Bill No. 687: By Messrs. Wollenberg, Maloney, Geddes, Hollibaugh, Knight, and Stewart—An act to amend Section 10302 of the Education Code, relating to courses of study in the elementary schools.

Referred to Committee on Education.

REPORTS OF STANDING COMMITTEES

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, January 22, 1947

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

Assembly Concurrent Resolution No. 28
House Resolution No. 41
Senate Concurrent Resolution No. 8
Senate Concurrent Resolution No. 14

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

DICKEY, Chairman

Above reported resolutions ordered on file for adoption.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, January 22, 1947

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

Senate Concurrent Resolution No. 16

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS

The following resolution was read:

Senate Concurrent Resolution No. 16—Relative to making additional funds available to the Legislative Budget Committee, established by Senate Concurrent Resolution No. 3 (Res. Ch. 20, 1945).

Referred to Committee on Rules.

REQUEST FOR UNANIMOUS CONSENT TO WITHDRAW ASSEMBLY BILLS NOS. 134 AND 135 FROM COMMITTEE

Mr. Crowley asked for, and was granted, unanimous consent that Assembly Bills Nos. 134 and 135 be withdrawn from the Committee on Ways and Means, and placed upon the file for consideration, at this time.

RECOMMENDATION OF THE GOVERNOR

In accordance with Article IV, Section 34, of the Constitution, the Governor presented the following communication recommending the passage of Assembly Bill No. 134:

STATE OF CALIFORNIA, GOVERNOR'S OFFICE
SACRAMENTO, January 21, 1947

To the Honorable Members of the Assembly
Sacramento, California

GENTLEMEN

Assembly Bill No. 134—"An act to amend Sections 3025, 3084, and 3087 of the Welfare and Institutions Code, relating to aid to the needy blind, increasing the amount thereof, and making an appropriation; and declaring the urgency thereof, to take effect immediately,"

in my opinion constitutes an emergency bill within the meaning of that term as used in Sections 1 and 34 of Article IV of the Constitution of the State of California, the consideration of which should not await the final enactment of the Budget Bill.

I therefore recommend consideration of Assembly Bill No. 134 as necessary for the immediate preservation of the public peace, health or safety and as an emergency measure

Respectfully submitted

EARL WARREN, Governor

REQUEST FOR UNANIMOUS CONSENT

Mr. Crowley asked for, and was granted, unanimous consent to take up Assembly Bill No. 134. at this time, without reference to file.

CONSIDERATION OF ASSEMBLY BILL NO. 134

Assembly Bill No. 134—An act to amend Sections 3025, 3084, and 3087 of the Welfare and Institutions Code, relating to aid to the needy blind, increasing the amount thereof, and making an appropriation; and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr Speaker—76

NOES—None.

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

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M Philip Davis, Debs, Dickey, Clayton A Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr Speaker—76

NOES—None.

Bill ordered transmitted to the Senate.

RECOMMENDATION OF THE GOVERNOR

In accordance with Article IV, Section 34, of the Constitution, the Governor presented the following communication recommending the passage of Assembly Bill No. 135:

STATE OF CALIFORNIA, GOVERNOR'S OFFICE

SACRAMENTO, January 21, 1947

To the Honorable Members of the Assembly
Sacramento, California

GENTLEMEN:

Assembly Bill No. 135—"An act to amend Sections 3420 and 3472 of the Welfare and Institutions Code, relating to aid to partially self-supporting blind residents, increasing the amount thereof, and making an appropriation; and declaring the urgency thereof, to take effect immediately,"

in my opinion constitutes an emergency bill within the meaning of that term as used in Sections 1 and 34 of Article IV of the Constitution of the State of California, the consideration of which should not await the final enactment of the Budget Bill.

I therefore recommend consideration of Assembly Bill No. 135 as necessary for the immediate preservation of the public peace, health or safety and as an emergency measure.

Respectfully submitted.

EARL WARREN, Governor

REQUEST FOR UNANIMOUS CONSENT

Mr. Crowley asked for, and was granted, unanimous consent to take up Assembly Bill No. 135, at this time, without reference to file.

CONSIDERATION OF ASSEMBLY BILL NO. 135

Assembly Bill No. 135—An act to amend Sections 3420 and 3472 of the Welfare and Institutions Code, relating to aid to partially self-supporting blind residents, increasing the amount thereof, and making an appropriation; and declaring the urgency thereof, to take effect immediately.

Resolution to Suspend Constitutional Provision

The following resolution was offered:

By Mr. Crowley:

Resolved, That Assembly Bill No. 135 presents a case of urgency, as that term is used in Article IV, Section 15, of the Constitution, and the provision of that section requiring that the bill be read on three several days in each house is hereby dispensed with, and it is ordered that said bill be read the second and third times, considered engrossed, and placed upon its passage

Resolution read.

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

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—76.

NOES—None.

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

Assembly Bill No. 135—An act to amend Sections 3420 and 3472 of the Welfare and Institutions Code, relating to aid to partially self-supporting blind residents, increasing the amount thereof, and making an appropriation; and declaring the urgency thereof, to take effect immediately.

Bill read second time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—76.

NOES—None.

Assembly Bill No. 135—An act to amend Sections 3420 and 3472 of the Welfare and Institutions Code, relating to aid to partially self-supporting blind residents, increasing the amount thereof, and making an appropriation; and declaring the urgency thereof, to take effect immediately.

Bill read third time.

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

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Holhbaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—76.

NOES—None.

Bill ordered transmitted to the Senate.

RECESS

At 12 m., on motion of Mr. Dickey, the Assembly recessed until 12.40 p.m.

REASSEMBLED

At 12.40 p.m., the Assembly reconvened.

Hon. Sam L. Collins, Speaker of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

MOTION TO APPROVE JOURNALS

Upon motion of Mr. Dickey, the Journals for Monday, January 13, 1947; Tuesday, January 14, 1947; Wednesday, January 15, 1947; Thursday, January 16, 1947; and Friday, January 17, 1947, were approved as corrected by the Minute Clerk.

WITHDRAWAL AND RE-REFERENCE OF ASSEMBLY BILL NO. 603 BY UNANIMOUS CONSENT

Mr. Waters asked for, and was granted, unanimous consent that Assembly Bill No. 603 be withdrawn from the Committee on Rules, and re-referred to the Committee on Public Health.

MOTION TO INSTRUCT CHIEF CLERK TO SEE THAT NEEDED CARPENTER WORK BE DONE

Mr. Dickey moved that the Chief Clerk be instructed to see that needed carpenter work is done in the stenographic room.

Motion carried.

ANNOUNCEMENTS

Speaker Collins announced that all members desiring new automobile license plates should see the Sergeant-at-Arms today; and that he will secure said license plates upon the receipt of pink slips and license fees.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

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

Assembly Bill No. 688: By Messrs. Gaffney and George D. Collins —An act to add Section 4553.5 to the Labor Code, relating to increased compensation for minors illegally employed.

Referred to Committee on Industrial Relations.

Assembly Bill No. 689: By Messrs. Gaffney and George D. Collins —An act to amend Section 4600 of the Labor Code, relating to workmen's compensation benefits.

Referred to Committee on Finance and Insurance.

Assembly Bill No. 690: By Messrs. Gaffney and George D. Collins —An act to amend Section 4702 of the Labor Code, relating to death benefits.

Referred to Committee on Finance and Insurance.

Assembly Bill No. 691: By Messrs. Gaffney and George D. Collins —An act to amend Section 11657 and to repeal Sections 11659 and 11660 of the Insurance Code, relating to workmen's compensation insurance.

Referred to Committee on Finance and Insurance.

Assembly Bill No. 692: By Messrs. Price, Hahn, Geddes, Dunn, Bennett, Brown, Burke, Crowley, Ralph C. Dills, Hinton, and Kilpatrick—An act to add Section 12134.1 to the Education Code, relating to the issuance of the elementary school administration credential for service in the public schools.

Referred to Committee on Education.

Assembly Bill No. 693: By Mr. Ralph C. Dills—An act to add Section 84.5 to the Code of Civil Procedure, relating to municipal courts and justices' courts

Referred to Committee on Judiciary.

Assembly Bill No. 694: By Mr. Ralph C. Dills—An act to add Section 103.1 to the Code of Civil Procedure, relating to traveling expenses of justices of the peace.

Referred to Committee on Judiciary.

Assembly Bill No. 695: By Mrs. Niehouse—An act to amend Section 261b, as added by Chapter 1031 of the Statutes of 1943, of the Code of Civil Procedure, relating to fees for phonographic reporters.

Referred to Committee on Judiciary.

Assembly Bill No. 696: By Mr. Thurman—An act to amend Section 26901 of the Water Code, relating to irrigation districts.

Referred to Committee on Agriculture.

Assembly Bill No. 697: By Mr. Geddes—An act to amend Section 16273 of the Education Code, relating to the definition of a school bus.

Referred to Committee on Education.

Assembly Bill No. 698: By Mr. Geddes—An act to amend Section 18261 of the Education Code, relating to the Public School System.

Referred to Committee on Education.

Assembly Bill No. 699: By Mr. Geddes—An act to amend Section 2592 of the Education Code, relating to the Public School System.

Referred to Committee on Education.

Assembly Bill No. 700: By Mr. Weber—An act to provide for the organization, government and management of oil and gas drilling districts, public bodies corporate and politic, to prescribe and define their powers, duties, purposes and responsibilities, to provide for the acquisition, construction, maintenance and operation of works and other property for the purposes of such districts, and for the dissolution of such districts.

Referred to Committee on Manufacturing, Oil, and Mining Industry.

Assembly Bill No. 701: By Mr. Geddes—An act to amend Section 13033 of the Education Code, relating to the Public School System.

Referred to Committee on Education.

Assembly Bill No. 702: By Mr. Loomis—An act to amend Section 54 of the Fish and Game Code, relating to game management areas.

Referred to Committee on Fish and Game.

Assembly Joint Resolution No. 14: By Messrs. Butters, Doyle, Heisinger, Erwin, Field, and Hinton—Relative to memorializing the Congress of the United States in relation to public shooting grounds.

Request for Unanimous Consent

Mr. Butters asked for, and was granted, unanimous consent to take up Assembly Joint Resolution No. 14, at this time, without reference to committee, print, or file, and that the same be considered engrossed.

CONSIDERATION OF ASSEMBLY JOINT RESOLUTION NO. 14

Assembly Joint Resolution No. 14—Relative to memorializing the Congress of the United States in relation to public shooting grounds.

Resolution read.

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

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Stanley, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—68.

NOES—None.

Resolution ordered transmitted to the Senate.

REPORTS OF STANDING COMMITTEES

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, January 22, 1947

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

Assembly Bill No. 403

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

DICKEY, Chairman

Above reported bill ordered to second reading.

SECOND READING OF ASSEMBLY BILLS (BY UNANIMOUS CONSENT)

Assembly Bill No. 403—An act making an appropriation in augmentation of the appropriation in Item 249 of the Budget Act of 1945, for compensation benefits to state officers and employees, to take effect immediately.

Bill read second time, and ordered engrossed.

ANNOUNCEMENTS

Mr. Field announced that the vacancy on the Interim Committee of Governmental Efficiency and Economy, created by the absence of Mr. Werdel, had not been filled.

APPOINTMENT OF MEMBER TO INTERIM COMMITTEE

Speaker Collins announced the appointment of Mr. James as a member of the Interim Committee on Governmental Efficiency and Economy, vice Mr. Werdel.

APPOINTMENTS TO INTERIM COMMITTEE

Pursuant to the provisions of Senate Concurrent Resolution No. 9, Speaker Collins announced the appointments of Messrs. Lowrey and Butters as members of said Joint Committee on Water Problems, vice Messrs. Burkhalter and Watson.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, January 22, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 403

Assembly Concurrent Resolution No. 28

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bill ordered to third reading.

Above reported resolution ordered on file for adoption.

ANNOUNCEMENT OF COMMITTEE MEETINGS

It was announced that the following committees would hold meetings:

At 2.30 p.m., today—

Crime and Correction.

At 3 p.m , today—

Public Health.

At 3 p.m., today—

Interim Committee on Governmental Efficiency and Economy.

At 8 p.m., tonight—
Education.

At 9 a.m., tomorrow, Thursday, January 23—
Transportation and Commerce.
Subcommittee on Rules (anyone interested in the Standing Rules invited to attend).

At 10 a.m., Thursday, January 23—
Finance and Insurance.

At 10.30 a.m., Thursday, January 23—
Rules.

GUESTS EXTENDED PRIVILEGE OF ASSEMBLY FLOOR

On request of Mr. McCollister, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Dr. D. P. Anderson, former Assemblyman, of Santa Rosa.

On request of Mr. Cooke, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. Harry F. Brown of San Francisco.

On request of Mr. Stanley, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. J. H. Walsh of Costa Mesa.

On request of Messrs. Boyd and Thomas, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. Jean Haley of San Pedro.

On request of Mr. Hollibaugh, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mr. and Mrs. Rudy Jaeger of Huntington Park.

On request of Mr. Berry, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mr. and Mrs. L. E. Dass of Eugene, Oregon.

On request of Messrs. Kirkwood and Thompson, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Miss Alma V. Linton, Ben Sweeney of the Abraham Lincoln High School of San Jose and the following pupils: Elizabeth Abraria, Lorraine Anderson, Priscilla Arrowood, Gary Britton, Joan Campbell, Lois Chartrand, Elaine Collum, Alan Crowell, Vernon Curtiss, Paul Davies, Don DeCarli, Joe DiBenedetto, Betty Downing, Audre Graft, Florence Gustafson, Elaine Hase, Irene Hansen, Pat Hocking, Franz Imker, Lynn Jackson, Dorothy Jernigan, Lita Kelly, Larry Kirk, Joyce Lehrbach, John McGehee, John McSweeney, Chuck Murray, Carolyn Nobles, James Phillips, June Pereira, Clifford Schuring, Reiner Schwalbe, Cecil Silva, Bob Slack, Marilyn Spencer, Mark Thomas, Jim Viso, Betty Voltz, Phyllis Wehinger, Keith Winegarner, Alfred Wegner, and Judy Wyckoff.

On request of Mr. Debs, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mildred Hutchenson of San Francisco.

On request of Mr. Gaffney and the San Francisco Delegation, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Judge Leo Cunningham and Judge Ivan Slavich of San Francisco.

On request of Mr. M. Philip Davis, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to John Fadern and Jim Markey of Santa Monica.

On request of the San Francisco Delegation, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Judge Clarence Morris and Gerald Haggerty, former Assemblymen, of San Francisco.

On request of Mr. Weber and the Assembly, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. Ernest Crowley of Fairfield.

On request of Mr. Rosenthal, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Arnold Levine of Los Angeles.

On request of Messrs. Weber and Debs, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to John Riggs of Stockton.

ADJOURNMENT

At 12.58 p.m., on motion of Mr. Dickey, the Speaker declared the Assembly adjourned out of respect to the memory of the late Leroy A. Weller, until 11 a.m., Thursday, January 23, 1947.

SAM L. COLLINS, Speaker

GERALDINE B. HADSELL, Minute Clerk

CALIFORNIA LEGISLATURE
FIFTY-SEVENTH (GENERAL) SESSION

ASSEMBLY DAILY JOURNAL

FOURTEENTH LEGISLATIVE DAY
EIGHTEENTH CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO
Thursday, January 23, 1947

The Assembly met at 11 a.m.
Hon. Sam L. Collins, Speaker of the Assembly, presiding.
Chief Clerk Arthur A. Ohnimus at the desk.

ROLL CALL

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

Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—77.

Quorum present.

PRAYER

Upon invitation of the Speaker, the following prayer was offered by the Rev. Richard Dwyer:

Grant us grace O Merciful God, in every action of this day to desire ardently all that is pleasing to Thee, to examine it prudently, to acknowledge it truthfully, and to accomplish it perfectly, for the praise and glory of Thy name. Through Christ Our Lord—AMEN.

READING OF THE JOURNAL DISPENSED WITH

On motion of Mr. James, further reading of the Journal of the previous legislative day was dispensed with.

LEAVES OF ABSENCE FOR THE DAY

The following member was granted leave of absence for the day, because of illness:

Mr. Knight, on motion of Mr. Stewart.

The following member was granted leave of absence for the day, and desired to waive his per diem:

Mr. Thurman, on motion of Mr. Grunsky.

RESOLUTIONS

The following resolutions were offered:

By Mr. Sam L. Collins:

House Resolution No. 48

Relative to appropriations for the United States Forest Service

WHEREAS, Reports are now current that the present Congress of the United States intends to reduce greatly the amount of appropriations to be made for the United States Forest Service; and

WHEREAS, Such a reduction of appropriation would seriously impair the work of the United States Forest Service in its work of fire suppression, camp ground maintenance, and trail and road maintenance throughout the mountain areas of California; and

WHEREAS, Such impairment of services would result in an increase of fire hazards which might bring about destruction of vast areas of forests by fire, and certainly will greatly reduce the enjoyments to be had from vacation and pleasure trips through these mountains; and

WHEREAS, Such destruction of forest lands and impairment of camping and travel facilities will not only greatly diminish the pleasure and enjoyment which the people of the State of California derive from visiting these mountains, but will result in great economic loss to the State in devastation of rich forest areas and a discouragement of tourist travel in this State; now, therefore, be it

Resolved by the Assembly of the State of California, That the Assembly of California hereby memorializes the President and Congress of the United States to continue to provide adequate appropriations for the United States Forest Service to enable that agency to carry on with the greatest effectiveness its work of forest fire prevention and suppression, and the proper maintenance of camp and road facilities throughout the mountain areas of California; and be it further

Resolved, That the Chief Clerk of the Assembly be hereby directed to transmit copies of this resolution to the President of the United States, to the President pro Tempore of the Senate, to the Speaker of the House of Representatives, and to each Senator and Representative from California in the Congress of the United States

Resolution read, and referred to the Committee on Rules.

By Mr. Clarke:

House Resolution No. 49

Relating to the San Joaquin Experimental Range

WHEREAS, The San Joaquin Experimental Range of the United States Forest Service, Department of Agriculture, was established in 1935 in the County of Madera, State of California, for the major purposes of: (a) making studies of the proper utilization of natural range through conservation, reseeding, introduction of new species, fertilization, cultivation and management, and (b) making studies of the proper management of livestock on the range; and

WHEREAS, The studies carried on at this station have proved to be and will continue to be of marked benefit to the livestock industry; and

WHEREAS, The studies can be most effectively and efficiently carried out and will best serve the livestock industry by planning full five year programs; now, therefore, be it

Resolved by the Assembly of the State of California, That the President of the United States, the Congress of the United States and the Secretary of Agriculture be memorialized to appropriate additional and adequate funds each five years which funds shall be sufficient for the maintenance of the studies for five year periods; and, be it further

Resolved, That the Chief Clerk of the Assembly is directed to transmit copies of this resolution to the President of the United States, to the President pro Tempore of the Senate of the United States, the Speaker of the House of Representatives, the Secretary of Agriculture and to each Senator and Representative from California in the Congress of the United States.

Resolution read, and referred to the Committee on Rules.

REPORTS OF STANDING COMMITTEES

Committee on Finance and Insurance

ASSEMBLY CHAMBER, SACRAMENTO, January 23, 1947

MR. SPEAKER: Your Committee on Finance and Insurance, to which was referred:

Assembly Bill No. 611

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

GEDDES, Chairman

Above reported bill ordered to second reading.

SECOND READING OF ASSEMBLY BILLS (BY UNANIMOUS CONSENT)

Assembly Bill No. 611—An act to add Article 4 to Chapter 1, Part 3, Division 2, of the Insurance Code, relating to insurance, declaring the urgency thereof, to take effect immediately.

Bill read second time.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

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

Assembly Bill No 703: By Mr. Price—An act to repeal Chapter 5.5 of Division 2 of the Business and Professions Code, relating to dispensing opticians.

Referred to Committee on Public Health.

Assembly Bill No. 704: By Mr. Ralph C. Dills—An act to amend the title and Sections 1 and 3 of the Judges' Retirement Act, and to amend Sections 2, 4, and 4.5 of the Judges' Retirement Fund Act, relating to the State System for the Retirement of Judges and Justices, and providing for the inclusion of justices of justices' courts of Class A within that system.

Referred to Committee on Judiciary.

Assembly Bill No. 705: By Mr. Ralph C. Dills—An act to amend Section 73b of the Code of Civil Procedure, relating to holding sessions of the superior court in places other than the county seat.

Referred to Committee on Judiciary.

Assembly Bill No. 706: By Mr. Lowrey—An act to provide for the establishment, organization, unification, government and powers of unified community districts, authorizing such districts to levy taxes, and to incur bonded indebtedness for improvements.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 707: By Mr. Burns—An act making an appropriation for the support to the Vocational Education Fund.

Referred to Committee on Education.

Assembly Bill No. 708: By Mr. Burns—An act making an appropriation to the Vocational Education Fund for an apprenticeship training program, to take effect immediately.

Referred to Committee on Education.

Assembly Bill No. 709: By Mr. Burns—An act to amend Section 9162 of the Education Code, relating to vocational education.

Referred to Committee on Education.

Assembly Bill No. 710: By Mr. Erwin—An act to amend Section 19143 of the Education Code, relating to the qualifications of librarians employed by county superintendent of schools.

Referred to Committee on Education.

Assembly Bill No. 711: By Messrs. Thorp, Burns, and Clarke—An act to amend Section 643.2 of the Agricultural Code, relating to milk rooms.

Referred to Committee on Livestock and Dairies.

Assembly Bill No. 712: By Mr. Crowley—An act to amend Section 3082 of the Welfare and Institutions Code, relating to aid to the needy blind.

Referred to Committee on Social Welfare.

Assembly Bill No. 713: By Mr. Crowley—An act to amend Section 3047 and to add Section 3047.05 to the Welfare and Institutions Code, relating to aid to needy blind.

Referred to Committee on Social Welfare.

Assembly Bill No. 714: By Messrs. Maloney and Wollenberg—An act to authorize the Department of Finance to acquire surplus housing facilities from the United States of America or any of its agencies for resale to veterans, making an appropriation, and declaring that this act shall take effect immediately.

Referred to Committee on Military Affairs.

Assembly Bill No. 715: By Mr Kilpatrick—An act to add Section 7102.5 to the Welfare and Institutions Code, relating to state inebriate colonies, making an appropriation for the establishment of such colonies, and authorizing the Department of Mental Hygiene to require work of the inmates thereof, and to pay inmates for such work.

Referred to Committee on Public Health.

Assembly Bill No. 716: By Mr. Kilpatrick, Mrs. Niehouse, Messrs. Fletcher, and Bennett—An act to add Part 2, comprising Chapter 1, Sections 4000 to 4225, inclusive, to Division 5 of the Welfare and Institutions Code, relating to aid for needy disabled persons, and making an appropriation therefor.

Referred to Committee on Social Welfare.

Assembly Bill No. 717: By Mr. Kilpatrick—An act to amend Section 2135, and to add Sections 2115.5, 2137.5, 2142.3, 2294, and Article 6.5 to Chapter 5, Division 2 of the Business and Professions Code, relating to the licensing and practice of naturopathic physicians.

Referred to Committee on Public Health.

Assembly Bill No. 718: By Messrs. Crowley, Kilpatrick, and Mrs. Niehouse—An act to add Section 3088.1 to the Welfare and Institutions Code, relating to aid to the needy blind.

Referred to Committee on Social Welfare.

Assembly Bill No. 719: By Messrs. Crowley, Kilpatrick, and Mrs. Niehouse—An act to add Section 3474.1 to the Welfare and Institutions Code, relating to aid to the partially self-supporting blind.

Referred to Committee on Social Welfare.

Assembly Bill No. 720: By Mr. Kilpatrick and Mrs. Niehouse—An act to add Section 3084.1 to the Welfare and Institutions Code, relating to aid to the needy blind.

Referred to Committee on Social Welfare.

Assembly Bill No. 721: By Mr. Kilpatrick and Mrs. Niehouse—An act to amend Section 3051 of, and to add Section 3052 to, the Welfare and Institutions Code, relating to the prevention and cure of blindness, and to the powers and duties of the Department of Social Welfare in connection therewith.

Referred to Committee on Social Welfare.

Assembly Bill No. 722: By Mr. Kilpatrick and Mrs. Niehouse—An act to amend Section 3083 of the Welfare and Institutions Code, relating to aid to the needy blind.

Referred to Committee on Social Welfare.

Assembly Bill No. 723: By Mr. Kilpatrick and Mrs. Niehouse—An act to amend Section 3471 of the Welfare and Institutions Code, relating to aid to the partially self-supporting blind.

Referred to Committee on Social Welfare.

Assembly Bill No. 724: By Mr. Kilpatrick—An act to amend Sections 3077, 3080, and 3081 of the Welfare and Institutions Code, relating to applications for aid to the blind, changing the contents thereof, and simplifying the procedures for supplying and filing such applications.

Referred to Committee on Social Welfare.

Assembly Bill No. 725: By Mr. Kilpatrick—An act to add Sections 3078.3 and 3475 to the Welfare and Institutions Code, relating to restoration of aid to the blind after discontinuance thereof.

Referred to Committee on Social Welfare.

Assembly Bill No. 726: By Mr. Kilpatrick—An act to amend Section 3075 of the Welfare and Institutions Code, relating to the rules and regulations of the State Department of Social Welfare pertaining to aid to the blind.

Referred to Committee on Social Welfare.

Assembly Bill No. 727: By Mr. Kilpatrick—An act to add Section 3082.1 to the Welfare and Institutions Code, relating to aid to the blind.

Referred to Committee on Social Welfare.

Assembly Bill No. 728: By Mr. Sam L. Collins—An act to amend Section 737dd of the Political Code, relating to salaries of superior court judges in Orange County.

Referred to Committee on Judiciary.

Assembly Bill No. 729: By Messrs. Maloney, Dolwig, and McCollister—An act to add Chapter 9 to Part 2, Division 1, and to amend Section 1282 of the Insurance Code, relating to insurance.

Referred to Committee on Finance and Insurance.

Assembly Bill No. 730: By Mr. Thomas—An act to amend Section 797 of the Fish and Game Code, relating to abalones.

Referred to Committee on Fish and Game.

Assembly Bill No. 731: By Mr. Robertson—An act to amend Section 1090 of the Government Code, relating to prohibitions applicable to public officers.

Referred to Committee on Public Utilities and Corporations.

Assembly Bill No. 732: By Mr. Debs—An act to add Section 1203.13 to the Penal Code, relating to the duties of the probation officer.

Referred to Committee on Judiciary.

Assembly Bill No. 733: By Mr. Debs—An act to amend Section 19594 of the Business and Professions Code, relating to wagering on the result of horse races.

Referred to Committee on Public Morals.

Assembly Bill No. 734: By Mr. Debs—An act to amend Sections 5453, 5457, 7102, 7103, 7135, 7136, 7202, 7203, and 7205 of the Education Code, to add Sections 7105.2 and 7137.2 to said code, and to amend the heading of Chapter 15 of Division 3 of said code, all relating to the support of junior colleges.

Referred to Committee on Education.

Assembly Bill No. 735: By Mr. Wollenberg—An act to amend Sections 780, 782, and 783 of the Probate Code, relating to sales of real property by executors and administrators.

Referred to Committee on Judiciary.

Assembly Bill No. 736: By Messrs. Waters and Huyck—An act to amend Sections 2897 and 2898, of the Elections Code, relating to death of candidate before an election.

Referred to Committee on Elections and Reapportionment.

Assembly Bill No. 737: By Mr. Stanley—An act to add Section 5019 to the Public Resources Code, relating to land deeded to the State for park and beach purposes.

Referred to Committee on Conservation and Planning.

Assembly Bill No. 738: By Mr. Stanley—An act to add Section 5019.5 to the Public Resources Code, relating to state parks, state beaches, the State Park Commission and cities.

Referred to Committee on Conservation and Planning.

Assembly Bill No. 739: By Mr. Fletcher—An act to amend Section 1170 of the Probate Code, relating to the establishment of fact of death when title to real or personal property is affected by death of any person.

Referred to Committee on Judiciary.

Assembly Bill No. 740: By Messrs. Fletcher and Thomas—An act to amend Section 450.5 of the Fish and Game Code, relating to ocean fishing with spear.

Referred to Committee on Fish and Game.

Assembly Bill No. 741: By Messrs. Cramer and Gannon—An act to amend Section 671 of the Vehicle Code, relating to vehicle horns and warning devices.

Referred to Committee on Transportation and Commerce.

Assembly Bill No. 742: By Mr. Dickey—An act making an appropriation, relating to the salaries of judges of the Superior Court of Alameda County.

Referred to Committee on Judiciary.

RESOLUTIONS

The following resolution was offered:

By Mr. Dickey:

House Resolution No. 50

Resolved by the Assembly of the State of California, That the Controller be and he hereby is directed to draw his warrant upon the Contingent Fund of the Assembly in favor of the Chief Clerk of the Assembly, and the State Treasurer hereby is directed to pay the same, in the amount of one thousand nine hundred seventy-five dollars ($1,975), said amount being for the purchase of postage stamps to be used by Members of the Assembly for official mail; and be it further

Resolved, That the Chief Clerk be and he hereby is directed to purchase postage stamps in such amounts and denominations, not exceeding one thousand nine hundred seventy-five dollars ($1,975), in the aggregate, as shall be necessary for the use of the Members of the Assembly for official mail; and be it further

Resolved, That the amount of stamps requisitioned by any one Member of the Assembly for official mail shall not exceed the sum of twenty-five dollars ($25).

Resolution read, and referred to the Committee on Rules.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolutions were offered:

Assembly Concurrent Resolution No. 30: By Mr. Debs—Relative to the purchase of aircraft for the Department of Education.

Referred to Committee on Rules.

Assembly Constitutional Amendment No. 11: By Messrs. Kilpatrick, Fletcher, Mrs. Niehouse, Messrs. Bennett, and Hawkins—A resolution to propose to the people of the State of California an amendment to the Constitution of the State by adding Section 38 to Article IV thereof, relating to aid to physically disabled persons.

Referred to Committee on Constitutional Amendments.

RESOLUTIONS

The following resolution was offered:

By Messrs. Allen, Evans, Huyck, Waters, Bennett, Burke, Rosenthal, Thomas, Conrad, Field, Beck, and Hahn:

House Resolution No. 51

Relative to the death of Mrs. Elizabeth Patterson Sawyers von KleinSmid

WHEREAS, The Assembly has felt deep grief upon being informed of the passing of Mrs. Elizabeth Patterson Sawyers von KleinSmid, the wife of Rufus B. von KleinSmid, Chancellor of the University of Southern California, and

WHEREAS, Mrs. von KleinSmid has been an artist, a scholar and a leader in educational activities and has been a source of inspiration to the members of the University of Southern California and to the citizens of this State for more than 20 years; and

WHEREAS, Her passing leaves a place which cannot be filled in the hearts of her family, the members and friends of the University of Southern California, and all who knew her throughout the State; now, therefore, be it

Resolved by the Assembly of the State of California, That it deeply regrets the loss of this inspiring figure from the ranks of our State, and wishes by this resolution to express its profound grief and its sincere sympathy to Dr. von KleinSmid, and to the bereaved family and their many friends; be it further

Resolved, That the adjournment of the Assembly this day be in respect to the memory of Mrs. von KleinSmid, be it further

Resolved, That the Chief Clerk of the Assembly is hereby directed to prepare suitably and to forward copies of this resolution to the members of the bereaved family and to the University of Southern California.

Request for Unanimous Consent

Mr Allen asked for, and was granted, unanimous consent to take up House Resolution No. 51, at this time, without reference to committee or file.

Resolution read, and adopted unanimously.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

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

Assembly Bill No. 743: By Messrs. Price, Clarke, Fletcher, Heisinger, Hollibaugh, Kilpatrick, Lyons, Thomas, Thompson, and Weber—An act to amend Sections 2410, 2413, 2414, 2415, 2416, 2417, 2418, 2419, 2420, and 2425 of, and to add Sections 2412.5, 2413.5, 2413.6, 2417.5, 2417.6, 2417.7, 2419.5, and 2419.6 to, the Labor Code, relating to camps.

Referred to Committee on Judiciary.

Assembly Bill No. 744: By Messrs. Thompson, Crichton, Mrs. Niehouse, Messrs. Burns, Cramer, Kirkwood, and Luckel—An act to amend Section 20452 of the Education Code, relating to the state colleges.

Referred to Committee on Education.

RECOMMENDATION OF THE GOVERNOR

In accordance with Article IV, Section 34, of the Constitution, the Governor presented the following communication recommending the passage of Assembly Bill No. 403:

STATE OF CALIFORNIA, GOVERNOR'S OFFICE
SACRAMENTO, January 22, 1947

To the Honorable Members of the Assembly
Sacramento, California

GENTLEMEN:

Assembly Bill No. 403—"An act making an appropriation in augmentation of the appropriation in Item 249 of the Budget Act of 1945, for compensation benefits to state officers and employees, to take effect immediately."

in my opinion constitutes an emergency bill within the meaning of that term as used in Sections 1 and 34 of Article IV of the Constitution of the State of California, the consideration of which should not await the final enactment of the Budget Bill.

I therefore recommend consideration of Assembly Bill No. 403 as necessary for the immediate preservation of the public peace, health or safety and as an emergency measure.

Respectfully submitted.

EARL WARREN, Governor

CONSIDERATION OF DAILY FILE

THIRD READING OF ASSEMBLY BILLS (BY UNANIMOUS CONSENT)

Assembly Bill No. 403—An act making an appropriation in augmentation of the appropriation in Item 249 of the Budget Act of 1945, for compensation benefits to state officers and employees, to take effect immediately.

Bill read third time.

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

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—73.

NOES—None.

Bill ordered transmitted to the Senate.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 11

Assembly Concurrent Resolution No. 11—Relative to the continuance of the Joint Committee on Preschool and Primary Training created by Resolutions Chapter No. 60 of the 1946 (1st) Special Session.

Resolution read.

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

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—72.

NOES—None.

Resolution ordered transmitted to the Senate.

RE-REFERENCE OF BILLS

By order of the Speaker, the following bill was withdrawn from the file, and re-referred as follows:

Assembly Bill No. 91 re-referred to Committee on Education.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolution was offered:

Assembly Joint Resolution No. 15: By Messrs. Kilpatrick, Bennett, Hawkins, McMillan, and Mrs. Niehouse—Relative to memorializing the President and the Congress of the United States to make grants to this State for old age assistance to persons 60 years of age or older.

Referred to Committee on Rules.

REQUEST FOR UNANIMOUS CONSENT

Mr. McCollister asked for, and was granted, unanimous consent to take up Assembly Bill No. 611, at this time, and that the same be considered engrossed.

CONSIDERATION OF ASSEMBLY BILL NO. 611

Assembly Bill No. 611—An act to add Article 4 to Chapter 1, Part 3, Division 2, of the Insurance Code, relating to insurance, declaring the urgency thereof, to take effect immediately.

Resolution to Suspend Constitutional Provision

The following resolution was offered:

By Mr. McCollister:

Resolved, That Assembly Bill No. 611 presents a case of urgency, as that term is used in Article IV, Section 15, of the Constitution, and the provision of that section requiring that the bill be read on three several days in each house is hereby dispensed with, and it is ordered that said bill be read the third time, considered engrossed, and placed upon its passage.

Resolution read.

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

AYES—Allen, Anderson, Beck, Bennett, Berry, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Lowrey, Luckel, Maloney, McCollister, McMillan, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Waters, Weber, and Mr. Speaker—67

NOES—None.

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

Assembly Bill No. 611—An act to add Article 4 to Chapter 1, Part 3, Division 2, of the Insurance Code, relating to insurance, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Lowrey, Luckel, Maloney, McCollister, McMillan, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Waters, Weber, and Mr. Speaker—67.

NOES—None.

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

AYES—Allen, Anderson, Bennett, Berry, Blosser, Brown, Burke, Butters, Carey, Clarke, Conrad, Cooke, Cramer, Crichton, Dickey, Clayton A. Dills, Ralph C Dills, Dolwig, Doyle, Dunn, Erwin, Field, Fletcher, Gaffney, Gannon, Geddes, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Maloney, McCollister, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Waters, Weber, and Wollenberg—56

NOES—Boyd, Collier, Lester T. Davis, M. Philip Davis, Debs, Evans, Hinckley, Lowrey, Luckel, and Stewart—10.

Bill ordered transmitted to the Senate.

MEMBERS EXCUSED TO HOLD MEETING

At 11.45 a.m., Mr. Field asked for, and was granted, unanimous consent that the members of the Committee on Governmental Efficiency and Economy be excused, at this time, for the purpose of holding a meeting to be held in the post office.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

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

Assembly Bill No. 745: By Messrs. Cooke, Thomas, and Hawkins —An act to amend Sections 420 and 421 of the Fish and Game Code, relating to fishing and the issuance of licenses therefor.

Referred to Committee on Fish and Game.

Assembly Bill No. 746: By Mr. Waters—An act to amend Section 5093 of the Business and Professions Code, relating to certified public accountants.

Referred to Committee on Judiciary.

Assembly Bill No. 747: By Messrs. Price, Kilpatrick, Rosenthal, Bennett, Cooke, Hahn, Hinton, Hollibaugh, McMillan, and Mrs. Niehouse —An act to add Section 2042 to the Penal Code, relating to escapes from the California Vocational Institution, and declaring the urgency thereof, to take effect immediately.

Without reference to committee.

Assembly Bill No. 748: By Mr. Hollibaugh—An act to amend Section 3352 and Section 4250 of the Labor Code, relating to agricultural labor under the Workmen's Compensation Insurance Act.

Referred to Committee on Finance and Insurance.

Assembly Bill No. 749: By Messrs. Gannon and Stephenson—An act to amend Section 11b of the Municipal Court Act of 1925, relating to municipal courts in cities of the second and three-eighths class.

Referred to Committee on Judiciary.

Assembly Bill No. 750: By Mr. Ralph C. Dills—An act to amend Section 7d of an act entitled "An act authorizing the establishment of municipal courts, prescribing their constitution, regulation, government, procedure, and jurisdiction, and providing for the election and appointment of the judges, clerks and other attaches of such courts, their terms of office, qualification and compensation and for the selection of jurors therein," approved May 23, 1925, relating to compensation of court reporters in municipal courts in cities of the first and one-half class.

Referred to Committee on Judiciary.

Assembly Bill No. 751: By Mrs. Niehouse, Messrs. Brown, Sheridan, Rosenthal, Allen, Anderson, Bennett, Berry, Brady, Burns, Carey, George D. Collins, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Evans, Fletcher, Gaffney, Geddes, Grant, Hahn, Hawkins, Heisinger, Hollibaugh, Johnson, Kilpatrick, Luckel, Lyons, McCollister, McMillan, Miller, O'Day, Robertson, Thomas, and Weber—An act to amend Sections 2000, 2020,

2186, and 2187 of the Welfare and Institutions Code, to amend the chapter heading of Chapter 1 of Division 3 thereof, to amend and renumber Section 2021.001 thereof to be Section 2021, to add Sections 2000.1, 2000.2, 2019, 2020.1, and 2020.2 thereto, and to repeal Sections 2021, 2021.01, 2025, and 2187.01 thereof, relating to aid to the aged, designating such aid as senior citizens grants, increasing the amount thereof and providing for funeral benefits and health services for recipients thereof, modifying property and income qualifications therefor, and making an appropriation.

Referred to Committee on Social Welfare.

Assembly Bill No. 752: By Mr. Crowley—An act to add Chapter 13, comprising Sections 7750 to 7901, inclusive, to Division 3 of the Business and Professions Code relating to the licensing and regulation of dance instructors, creating a State Dance Instructors Board and prescribing its powers and duties and providing penalties for violation of this act.

Referred to Committee on Governmental Efficiency and Economy.

WITHDRAWAL AND RE-REFERENCE OF ASSEMBLY BILLS NOS. 3 AND 23

Mr. Berry moved that Assembly Bills Nos. 3 and 23 be withdrawn from the Committee on Industrial Relations, and re-referred to the Committee on Public Utilities.

Motion carried.

REQUEST FOR UNANIMOUS CONSENT TO WITHDRAW ASSEMBLY BILL NO. 374 FROM COMMITTEE

Mr. Allen asked for, and was granted, unanimous consent that Assembly Bill No. 374 be withdrawn from the Committee on Ways and Means, for consideration, at this time.

RECOMMENDATION OF THE GOVERNOR

In accordance with Article IV, Section 34, of the Constitution, the Governor presented the following communication recommending the passage of Assembly Bill No. 374:

STATE OF CALIFORNIA, GOVERNOR'S OFFICE
SACRAMENTO 14, January 21, 1947

To the Honorable Members of the Assembly
Sacramento, California

GENTLEMEN:

Assembly Bill No. 374—"An act making appropriation to the Attorney General for appearing as counsel for the Indians of the State of California before the Indian Claims Commission, declaring the urgency thereof, to take effect immediately."

in my opinion constitutes an emergency bill within the meaning of that term as used in Sections 1 and 34 of Article IV of the Constitution of the State of California, the consideration of which should not await the final enactment of the Budget Bill.

I therefore recommend consideration of Assembly Bill No. 374 as necessary for the immediate preservation of the public peace, health or safety and as an emergency measure.

Respectfully submitted.

EARL WARREN, Governor

REQUEST FOR UNANIMOUS CONSENT

Mr. Allen asked for, and was granted, unanimous consent to take up Assembly Bill No. 374, at this time.

CONSIDERATION OF ASSEMBLY BILL NO. 374

Assembly Bill No. 374—An act making appropriation to the Attorney General for appearing as counsel for the Indians of the State of California before the Indian Claims Commission, declaring the urgency thereof, to take effect immediately

Bill read second time.

Resolution to Suspend Constitutional Provision

The following resolution was offered:

By Mr. Allen:

Resolved, That Assembly Bill No. 374 presents a case of urgency, as that term is used in Article IV, Section 15, of the Constitution, and the provision of that section requiring that the bill be read on three several days in each house is hereby dispensed with, and it is ordered that said bill be read the third time, considered engrossed, and placed upon its passage.

Resolution read.

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

AYES—Allen, Anderson, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—71.

NOES—None.

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

Assembly Bill No. 374—An act making appropriation to the Attorney General for appearing as counsel for the Indians of the State of California before the Indian Claims Commission, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Allen, Anderson, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—71.

NOES—None.

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

AYES—Allen, Anderson, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Sheridan, Sherwin, Silliman,

Stanley, Stephenson, Thomas, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—71.
NOES—None.

Bill ordered transmitted to the Senate.

REPORTS OF STANDING COMMITTEES

Committee on Governmental Efficiency and Economy

ASSEMBLY CHAMBER, SACRAMENTO, January 23, 1947

MR. SPEAKER: Your Committee on Governmental Efficiency and Economy, to which was referred:

Assembly Bill No. 372

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

FIELD, Chairman

Above reported bill ordered to second reading.

SECOND READING OF ASSEMBLY BILLS (BY UNANIMOUS CONSENT)

Assembly Bill No. 372—An act authorizing the Attorney General to represent the Indians of this State before the Indian Claims Commission, declaring the urgency thereof, to take effect immediately.

Bill read second time.

Request for Unanimous Consent

Mr. Allen asked for, and was granted, unanimous consent to take up Assembly Bill No. 372, at this time, and that the same be considered engrossed.

CONSIDERATION OF ASSEMBLY BILL NO. 372

Assembly Bill No. 372—An act authorizing the Attorney General to represent the Indians of this State before the Indian Claims Commission, declaring the urgency thereof, to take effect immediately.

Resolution to Suspend Constitutional Provision

The following resolution was offered:

By Mr. Allen:

Resolved, That Assembly Bill No. 372 presents a case of urgency, as that term is used in Article IV, Section 15, of the Constitution, and the provision of that section requiring that the bill be read on three several days in each house is hereby dispensed with, and it is ordered that said bill be read the third time, considered engrossed, and placed upon its passage.

Resolution read.

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

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—76.
NOES—None.

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

Assembly Bill No. 372—An act authorizing the Attorney General to represent the Indians of this State before the Indian Claims Commission, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—76.

NOES—None.

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

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr Speaker—76

NOES—None

Bill ordered transmitted to the Senate.

RECESS

At 12 m., on motion of Mr. Dickey, the Assembly recessed until 12.10 p.m.

REASSEMBLED

At 12.10 p.m., the Assembly reconvened.

Hon. Sam L. Collins, Speaker of the Assembly, presiding.

Arthur A. Ohnimus, Chief Clerk at the desk.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

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

Assembly Bill No. 753: By Mr. Rosenthal, Mrs. Niehouse, Messrs. Hawkins, Dickey, Berry, Brady, Cramer, Ralph C. Dills, Doyle, Erwin, Gannon, Geddes, Lyons, O'Day, and Thomas—An act to amend Sections 15002, 15013, 15015, 15251, 15255, 15294, 15295, 16100, the heading of Chapter 13, Part 1, Division 13, Sections 16400, 16401, 16402, 16403, 16404, 16405, 16409, 16410, 16411, 16412, 16413, 16416, 16420, 16501, 16502, 16503, 16522, 16523, 16524, 16526, 16527, 16602, 16679, 16720, 16800, 17152, 17154, 17155, 17283, 17284, 17303, 17304, 17321, 17324, 17482, 17551, 17704, and 17811 of the Health and Safety Code; to add Sections 15016.5, 15251.5, 15251.7, 15255.5, 15905, Article 3 (comprising Section 16105), Chapter 11, Part 1, Division 13, Section 16266.5, Article heading 1, Chapter 13, Part 1, Division 13, Sections 16404.5, 16404.7, 16405.5, 16412.5, 16414.5, Articles 2, 3, and 4 (comprising Sections 16430 to 16471, inclusive), Chapter 13, Part 1, Division 13, Chapter 14.5 (comprising Sections 16710 to 16713.2), Part 1, Division 13, Section

16720.5, Chapter 15.5 (comprising Section 16720.5), Part 1, Division 13, Sections 16743.5, 16743.7, an Article heading 1 to Chapter 17, Part 1, Division 13, Article 2 (comprising Sections 16778 to 16778.10, inclusive) Chapter 17, Part 1, Division 13, and Sections 16906, 17155.5, 17324.5, 17467, 17702.5, and 17830 thereto; and to repeal Sections 16525, 16721, and 17253 thereof, relating to the State Housing Act.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 754: By Mr. Boyd—An act to amend Section 5.1 of the Mount San Jacinto Winter Park Authority Act, relating to the Mount San Jacinto Winter Park Authority.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 755: By Mr. Boyd—An act to amend Section 4243 of the Political Code and Section 28114 of the Government Code, relating to compensation for public services in counties of the fourteenth class.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 756: By Mr. Boyd—An act to validate the organization and incorporation of municipal corporations.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 757: By Messrs. Evans, Heisinger, Anderson, Mrs. Niehouse, Messrs Allen, Berry, Brady, Brown, George D. Collins, Cooke, Lester T. Davis, Debs, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Fletcher, Hawkins, Kilpatrick, Lowrey, Lyons, McMillan, Miller, O'Day, Robertson, Rosenthal, and Thomas—An act to amend Section 2160 of the Welfare and Institutions Code, relating to aid to the aged.

Referred to Committee on Social Welfare.

Assembly Bill No. 758: By Mr. Miller—An act to amend Section 2.6 of the Planning Act, relating to members of the commission, and their compensation.

Referred to Committee on Conservation and Planning.

Assembly Bill No. 759: By Mr. Miller—An act to amend Section 259 of, and to add Sections 259.1 and 259.2 to, the Probate Code, relating to inheritance rights of aliens.

Referred to Committee on Judiciary.

Assembly Bill No. 760: By Messrs. Thompson and Kirkwood—An act to provide for the relocation of a portion of State Highway Route 5 in Santa Clara County, and making an appropriation therefor.

Referred to Committee on Conservation and Planning.

Assembly Bill No. 761: By Mr. Maloney—An act to repeal the War Production Act, relating to employment and working conditions of female employees and to all permits issued thereunder.

Referred to Committee on Industrial Relations.

Assembly Bill No. 762: By Messrs. Lowrey, Lester T. Davis, Heisinger, Clarke, Cooke, Hinckley, Hinton, and Silliman—An act to

amend Section 9084 and to repeal Section 9087 of the Insurance Code, relating to fraternal fire insurance.

Referred to Committee on Finance and Insurance.

Assembly Bill No. 763: By Mr. M. Philip Davis—An act to amend Sections 11 and 11d of the Municipal Court Act of 1925, relating to municipal courts and the attaches of said courts.

Referred to Committee on Judiciary.

Assembly Bill No. 764: By Messrs. Stanley, Grant, and Robertson —An act to add Chapter 16.7 to Division 3 of the Business and Professions Code, relating to motor boat safety, the inspection of motor boats by marine surveyors licensed by the Yacht and Ship Brokers Commissioner, providing for proof of ability to respond in damages for injury or death resulting from motor boats, providing for permits for motor boats, and making an appropriation.

Referred to Committee on Transportation and Commerce.

Assembly Bill No. 765: By Messrs. Stanley and Grant—An act making an appropriation for the purpose of enforcing the Motor Boat Safety Act.

Referred to Committee on Transportation and Commerce.

Assembly Concurrent Resolution No. 31: By Mr. Stewart—Relative to the continuance of the Joint Committee on the Housing Emergency.

Referred to Committee on Rules.

RESOLUTIONS

The following resolutions were offered:

By Mr. Doyle:

House Resolution No. 52

Relative to installing a fluorescent lighting system

WHEREAS, The present lighting system in the Assembly Chamber produces glare and is productive of considerable heat, now, therefore, be it

Resolved by the Assembly of the State of California, That the Superintendent of Buildings and Grounds is hereby directed during the recess of the present general session, pursuant to Section 2 of Article IV of the Constitution, to replace the present lighting system in the Assembly Chamber with a modern fluorescent lighting system; and be it further

Resolved, That the Controller be, and he is hereby, authorized to draw his warrant in the sum of _____ dollars ($_____), or so much thereof as may be necessary, from the Contingent Fund of the Assembly, for the expenses of the Superintendent of Buildings and Grounds in carrying out the provisions of this resolution

Resolution read, and referred to the Committee on Rules.

By Mr. Anderson:

House Resolution No. 53

Relative to need for adequate legislative offices in the State Capitol

WHEREAS, The State Capitol was planned to furnish suitable chambers for the holding of the sessions of the Senate and Assembly, adequate meeting places for their committees, and suitable offices, conveniently situate, for the use of their members, officers and legislative aids; and

WHEREAS, Over the years the space requirements for these several purposes have greatly expanded with no corresponding expansion in the size, arrangement location or suitability of allotment of space, especially in respect to offices for members and officers, particularly including the Speaker and Chief Clerk of the Assembly and

the President, President pro Tempore and Secretary of the Senate, and for the safekeeping of the official records of the houses, and suitable working quarters, appropriately located, for the several legislative aids, including the Legislative Counsel, the Legislative Auditor and the Legislative Bill Room; and

WHEREAS, It would appear that this situation is susceptible to substantial improvement by removal of various units of the executive branch of the State Government that do not need to be in the State Capitol for their proper and adequate functioning, and reallotment, for legislative use, of the space that would thus be made available, without waiting for the completion of plans and the awarding of contracts for, and the construction of an annex to the State Capitol; and

WHEREAS, The need for immediate action is pressing and urgent if the Legislature is to discharge in full its responsibilities toward the people of the State; now, therefore, be it

Resolved, by the Assembly of the State of California, As follows:

1. The Assembly Committee on Legislative Offices in the State Capitol is hereby created, authorized and directed to ascertain, study and analyze all facts bearing upon any of the subjects mentioned in the recitals of this resolution, and to do all things necessary to effect an immediate improvement in the allocation and arrangement of legislative quarters, bringing these needs forthwith to the attention of the State Director of Finance and collaborating with him and with any similar committee of the Senate in carrying out the objects and purposes of this resolution.

2. The committee consists of the Speaker, the Chairman of the Committee on Rules, and three Members of the Assembly appointed by the Speaker.

3. The committee is authorized to act during this session of the Legislature, including any recess, but not after final adjournment

4. The committee and its members shall have and exercise all of the rights, duties and powers conferred upon investigating committees and their members by the provisions of the Joint Rules of the Senate and Assembly and of the Standing Rules of the Assembly as they are adopted and amended from time to time, which provisions are incorporated herein and made applicable to this committee and its members.

5. The committee shall report to the Assembly from time to time during this session of the Legislature, including in the reports its recommendations as to needed legislation on this subject.

Resolution read, and referred to the Committee on Rules.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, January 23, 1947

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

Senate Bill No. 154
Senate Bill No. 155

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS

The following bill was read the first time:

Senate Bill No. 154—An act making an appropriation for the contingent expenses of the Senate, without regard to fiscal years, including committee expenses, to take effect immediately.

Request for Unanimous Consent

Mr. Dickey asked for, and was granted, unanimous consent to take up Senate Bill No. 154, at this time, without reference to committee or file.

CONSIDERATION OF SENATE BILL NO. 154

Senate Bill No. 154—An act making an appropriation for the contingent expenses of the Senate, without regard to fiscal years, including committee expenses, to take effect immediately.

Resolution to Suspend Constitutional Provision

The following resolution was offered:

By Mr. Dickey:

Resolved, That Senate Bill No. 154 presents a case of urgency, as that term is used in Article IV, Section 15, of the Constitution, and the provision of that section requiring that the bill be read on three several days in each house is hereby dispensed with, and it is ordered that said bill be read the second and third times, and placed upon its passage.

Resolution read.

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

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—69

NOES—None.

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

Senate Bill No. 154—An act making an appropriation for the contingent expenses of the Senate, without regard to fiscal years, including committee expenses, to take effect immediately.

Bill read second time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—69.

NOES—None.

Senate Bill No. 154—An act making an appropriation for the contingent expenses of the Senate, without regard to fiscal years, including committee expenses, to take effect immediately.

Bill read third time.

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

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—69.

NOES—None.

Bill ordered transmitted to the Senate.

FIRST READING AND REFERENCE OF SENATE BILLS (RESUMED)

The following bill was read the first time:

Senate Bill No. 155—An act making an appropriation for mileage of the members and officers of the Senate, without regard to fiscal years, to take effect immediately.

Resolution to Suspend Constitutional Provision

The following resolution was offered:

By Mr. Dickey:

Resolved, That Senate Bill No. 155 presents a case of urgency, as that term is used in Article IV, Section 15, of the Constitution, and the provision of that section requiring that the bill be read on three several days in each house is hereby dispensed with, and it is ordered that said bill be read the second and third times, and placed upon its passage.

Resolution read.

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

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—69.
NOES—None.

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

Senate Bill No. 155—An act making an appropriation for mileage of the members and officers of the Senate, without regard to fiscal years, to take effect immediately.

Bill read second time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—69.
NOES—None

Senate Bill No. 155—An act making an appropriation for mileage of the members and officers of the Senate, without regard to fiscal years, to take effect immediately.

Bill read third time.

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

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—69.
NOES—None.

Bill ordered transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT TO WITHDRAW ASSEMBLY BILL NO. 21 FROM COMMITTEE

Mr. M. Philip Davis asked for, and was granted, unanimous consent that Assembly Bill No. 21 be withdrawn from the Committee on Judiciary for purpose of amendment, at this time.

CONSIDERATION OF ASSEMBLY BILL NO. 21 (BY UNANIMOUS CONSENT)

Assembly Bill No. 21—An act to amend Section 1054 of the Code of Civil Procedure, relating to extensions of time.

Bill read second time.

Motion to Amend

Mr. M. Philip Davis moved the adoption of the following amendment:

Amendment No. 1

On page 2 of the printed bill, after line 32, insert

"SEC. 3. This act is hereby declared to be an urgency measure necessary for the immediate preservation of the public peace, health or safety within the meaning of Section 1 of Article IV of the Constitution and shall therefore go into immediate effect. A statement of the facts constituting such necessity is as follows:

The demands of the Legislature upon the time of its members in this critical period when many important measures require full and careful consideration render it impossible for lawyer members to protect fully the interests of their clients. In order that these clients be fully protected in their legal rights until the members can return to their practices and safeguard the rights of clients, it is necessary that this act take effect immediately."

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Motion to Place Rush Order on Printing of Assembly Bill No. 21

Mr. M. Philip Davis moved that a rush order be placed upon the printing of Assembly Bill No. 21.

Motion carried.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

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

Assembly Bill No. 766: By Mr. Geddes—An act to add Section 6703 to the Education Code, relating to the establishment of a policy respecting the reorganization of school districts.

Referred to Committee on Education.

Assembly Bill No. 767: By Mr. Geddes—An act to amend Sections 4901, 4902, 4913, 4914, 4915, and 4953 of the Education Code, and to add Section 4912.1 to said code, all relating to the reorganization of school districts.

Referred to Committee on Education.

Assembly Bill No. 768: By Mr. Geddes—An act to amend Section 4919 of the Education Code, relating to elections for the reorganization of school districts.

Referred to Committee on Education.

Assembly Bill No. 769: By Mr. Geddes—An act to amend Section 6357 of the Education Code, relating to rates of school district tax.

Referred to Committee on Revenue and Taxation.

Assembly Joint Resolution No. 16: By Messrs. Allen, McCollister, Dolwig, James, Conrad, Cooke, Cramer, Dickey, Doyle, Grunsky, Hahn, Hinton, Hollibaugh, Huyck, Luckel, McMillan, and Waters—Relative

to the procurement of Federal surplus property for the Veterans' Home of California.

Referred to Committee on Rules.

REPORTS OF STANDING COMMITTEES

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, January 23, 1947

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

Assembly Joint Resolution No. 12
House Resolution No. 34-A
House Resolution No. 45
Senate Concurrent Resolution No. 16

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

DICKEY, Chairman

Assembly Joint Resolution No. 12 ordered engrossed.

House Resolutions Nos. 34-A and 45 and Senate Concurrent Resolution No. 16 ordered on file for adoption.

REQUEST FOR UNANIMOUS CONSENT

Mr. Dickey asked for, and was granted, unanimous consent to take up House Resolution No. 45, at this time, without reference to file, for purpose of amendment.

CONSIDERATION OF HOUSE RESOLUTION NO. 45

House Resolution No. 45

Resolved, That a Committee of Five be appointed by the Chairman of the Committee on Rules, to investigate the cost of brief cases and the possibility of securing the same, for the Members of the Assembly.

Resolution read.

Motion to Amend

Mr. Dickey moved the adoption of the following amendment:

Amendment No. 1

At the end of the resolution insert

"*Resolved*, That the Select Committee of the Rules Committee, appointed to investigate the cost of brief cases to be used by the Members of the Assembly, be and it is hereby authorized and directed to purchase such number of brief cases as may be necessary to supply one case to each Member of the Assembly requesting the same."

Amendment read, and adopted.

Request for Unanimous Consent

Mr. Dickey asked for, and was granted, unanimous consent to take up House Resolution No. 45, as amended, at this time.

Consideration of House Resolution No. 45, as Amended

House Resolution No. 45

Resolved, That a Committee of Five be appointed by the Chairman of the Committee on Rules, to investigate the cost of brief cases and the possibility of securing the same, for the Members of the Assembly.

Resolved, That the Select Committee of the Rules Committee, appointed to investigate the cost of brief cases to be used by the Members of the Assembly, be and it is hereby authorized and directed to purchase such number of brief cases as may be necessary to supply one case to each Member of the Assembly requesting the same.

Resolution read, as amended, and adopted.

REQUEST FOR UNANIMOUS CONSENT

Mr. Dickey asked for, and was granted, unanimous consent to take up House Resolution No. 34-A, at this time, without reference to file.

CONSIDERATION OF HOUSE RESOLUTION NO. 34-A

House Resolution No. 34-A

WHEREAS, The work in the Legislative Bill Room will be greatly facilitated and expedited by the addition of addressograph equipment; and

WHEREAS, Cost of this equipment will be more than saved in the speed with which legislative printed matter is handled for distribution for the Legislature and a great saving in time thereby accomplished; and

WHEREAS, Half the cost of this equipment will be met by the Senate; now, therefore, be it

Resolved by the Assembly of the State of California, That the Controller be and he is hereby authorized and directed to draw his warrant upon the Contingent Fund of the Assembly in the sum of one thousand twenty dollars and seventy-five cents ($1,020.75) in favor of the State Printer for the purchase of addressograph equipment for the Legislative Bill Room and the Treasurer is hereby directed to pay the same.

Resolution read.

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

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Erwin, Evans, Field, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—66.

NOES—None

REPORTS OF STANDING COMMITTEES

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, January 23, 1947

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

Assembly Joint Resolution No. 3
Assembly Joint Resolution No. 7
Assembly Joint Resolution No. 11

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

DICKEY, Chairman

Above reported resolutions ordered engrossed.

ASSEMBLY CHAMBER, SACRAMENTO, January 23, 1947

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

Assembly Concurrent Resolution No. 14
Assembly Concurrent Resolution No. 29

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

DICKEY, Chairman

Above reported resolutions ordered engrossed.

ASSEMBLY CHAMBER, SACRAMENTO, January 23, 1947

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

Assembly Concurrent Resolution No. 18
Assembly Concurrent Resolution No. 19
Assembly Concurrent Resolution No. 26

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

DICKEY, Chairman

Above reported resolutions ordered engrossed.

ASSEMBLY CHAMBER, SACRAMENTO, January 23, 1947

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

Assembly Concurrent Resolution No. 15
Assembly Concurrent Resolution No. 16
Assembly Concurrent Resolution No. 17

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

DICKEY, Chairman

Above reported resolutions ordered engrossed.

ASSEMBLY CHAMBER, SACRAMENTO, January 23, 1947

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

Assembly Concurrent Resolution No. 21
House Resolution No. 34

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and be adopted, as amended.

DICKEY, Chairman

REQUEST FOR UNANIMOUS CONSENT

Mr. Evans asked for, and was granted, unanimous consent to take up House Resolution No 34, at this time, without reference to file, for purpose of amendment.

CONSIDERATION OF HOUSE RESOLUTION NO. 34

House Resolution No. 34

Relating to the creation of a Committee to Investigate Traffic and Parking Conditions in the City of Los Angeles

WHEREAS, The extensive use of motor transportation in the City of Los Angeles has produced traffic and parking conditions of major importance to that part of the State; and

WHEREAS, The future development of the City of Los Angeles industrially, commercially, and residentially demands a solution of the traffic and parking problem; and

WHEREAS, The safety of thousands of persons is daily endangered by the density of the traffic in the City of Los Angeles and by the contribution thereto from lack of parking space; now, therefore, be it

Resolved by the Assembly of the State of California, As follows:

1. The Los Angeles Traffic and Parking Committee is hereby created and authorized and directed to ascertain, study and analyze all facts relating to traffic and parking in the City of Los Angeles, the means of promoting safety with respect thereto, and additional streets and parking places in the City of Los Angeles, including but not limited to the operation, effect, administration, enforcement and needed revision of any and all laws in any way bearing upon or relating to the subject of this resolution, and to report thereon to the Assembly, including in the reports its recommendations for appropriate legislation.

2. The committee shall consist of _____ Members of the Assembly appointed by the Speaker thereof. Vacancies occurring or existing in the membership of the committee shall be filled by the appointing power.

3. The committee is authorized to act during this session of the Legislature, including any recess, but not after final adjournment.

4. The committee and its members shall have and exercise all of the rights, duties and powers conferred upon investigating committees and their members by the provisions of the Joint Rules of the Senate and Assembly and of the Standing Rules of the Assembly as they are adopted and amended from time to time, which provisions are incorporated herein and made applicable to this committee and its members.

5. The committee has the following additional powers and duties:

(a) To select a chairman and a vice chairman from its membership.

(b) To contract with such other agencies, public or private, as it deems necessary for the rendition and affording of such services, facilities, studies and reports to the committee as will best assist it to carry out the purposes for which it is created.

(c) To cooperate with and secure the cooperation of county, city, city and county, and other local law enforcement agencies in investigating any matter within the scope of this resolution and to direct the sheriff of any county to serve subpenas, orders and other process issued by the committee.

(d) To report its findings and recommendations to the Legislature and to the people from time to time and at any time, not later than the tenth legislative day

following the reassembling of the Legislature after the recess of this session required by Section 2 of Article IV of the Constitution.

(e) To do any and all other things necessary or convenient to enable it fully and adequately to exercise its powers, perform its duties, and accomplish the objects and purposes of this resolution.

6 The sum of one thousand five hundred dollars ($1,500) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Assembly for the expenses of the committee and its members and for any charges, expenses or claims it may incur under this resolution, to be paid from the said contingent fund and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read.

Motion to Amend

Mr. Evans moved the adoption of the following amendment:

Amendment No. 1

In line 1 of paragraph "2", of the resolution, strike out the blank, and insert "three".

Amendment read, and adopted.

Request for Unanimous Consent

Mr. Evans asked for, and was granted, unanimous consent to take up House Resolution No. 34, as amended, at this time.

Consideration of House Resolution No. 34, as Amended

House Resolution No. 34

Relating to the creation of a Committee to Investigate Traffic and Parking Conditions in the City of Los Angeles

WHEREAS, The extensive use of motor transportation in the City of Los Angeles has produced traffic and parking conditions of major importance to that part of the State; and

WHEREAS, The future development of the City of Los Angeles industrially, commercially, and residentially demands a solution of the traffic and parking problem; and

WHEREAS, The safety of thousands of persons is daily endangered by the density of the traffic in the City of Los Angeles and by the contribution thereto from lack of parking space; now, therefore, be it

Resolved by the Assembly of the State of California, As follows:

1 The Los Angeles Traffic and Parking Committee is hereby created and authorized and directed to ascertain, study and analyze all facts relating to traffic and parking in the City of Los Angeles, the means of promoting safety with respect thereto, and additional streets and parking places in the City of Los Angeles, including but not limited to the operation, effect, administration, enforcement and needed revision of any and all laws in any way bearing upon or relating to the subject of this resolution, and to report thereon to the Assembly, including in the reports its recommendations for appropriate legislation

2. The committee shall consist of three Members of the Assembly appointed by the Speaker thereof. Vacancies occurring or existing in the membership of the committee shall be filled by the appointing power

3. The committee is authorized to act during this session of the Legislature, including any recess, but not after final adjournment

4. The committee and its members shall have and exercise all of the rights, duties and powers conferred upon investigating committees and their members by the provisions of the Joint Rules of the Senate and Assembly and of the Standing Rules of the Assembly as they are adopted and amended from time to time, which provisions are incorporated herein and made applicable to this committee and its members.

5 The committee has the following additional powers and duties:

(a) To select a chairman and a vice chairman from its membership

(b) To contract with such other agencies, public or private, as it deems necessary for the rendition and affording of such services, facilities, studies and reports to the committee as will best assist it to carry out the purposes for which it is created

(c) To cooperate with and secure the cooperation of county, city, city and county, and other local law enforcement agencies in investigating any matter within the scope of this resolution and to direct the sheriff of any county to serve subpenas, orders and other process issued by the committee.

(d) To report its findings and recommendations to the Legislature and to the people from time to time and at any time, not later than the tenth legislative day following the reassembling of the Legislature after the recess of this session required by Section 2 of Article IV of the Constitution

(e) To do any and all other things necessary or convenient to enable it fully and adequately to exercise its powers, perform its duties, and accomplish the objects and purposes of this resolution.

6. The sum of one thousand five hundred dollars ($1,500) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Assembly for the expenses of the committee and its members and for any charges, expenses or claims it may incur under this resolution, to be paid from the said Contingent Fund and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read, as amended.

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

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D Collins, Conrad, Cooke, Cramer, Crichton, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Dunn, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—67

NOES—None

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 21 (BY UNANIMOUS CONSENT)

Assembly Concurrent Resolution No. 21—Relative to the celebration of Admission Day at the City of Long Beach in 1947.

Resolution read.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Rules:

Amendment No. 1

On page 1, line 17, of the printed measure, strike out the blank, and insert the sum of "$5,000"

Amendment read, and adopted.

Resolution ordered reprinted, and engrossed.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bill was introduced, and read the first time:

Assembly Bill No. 770: By Mr. Kilpatrick—An act to add Section 1204a to the Penal Code, relating to judgments in criminal cases.

Referred to Committee on Judiciary.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, January 23, 1947

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

Senate Joint Resolution No. 4

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS (RESUMED)

The following resolution was read:

Senate Joint Resolution No. 4—Relative to an appropriation for insect control in national forests.

Referred to Committee on Rules.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, January 22, 1947

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

Senate Concurrent Resolution No. 17

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS (RESUMED)

The following resolution was read:

Senate Concurrent Resolution No. 17—Relative to amending No. 13 of the Joint Rules of the Legislature, relating to legislative publications.

Referred to Committee on Rules.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, January 22, 1947

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

Senate Bill No. 33

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, January 23, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 686

And reports the same correctly engrossed.

WEBER, Chairman

REQUEST FOR UNANIMOUS CONSENT

Mr Butters asked for, and was granted, unanimous consent to take up Assembly Bill No. 686, at this time, without reference to file.

CONSIDERATION OF ASSEMBLY BILL NO. 686

Assembly Bill No. 686—An act to add Section 21189 to the Water Code, relating to irrigation districts, declaring the urgency of this act, to take effect immediately.

Resolution to Suspend Constitutional Provision

The following resolution was offered:

By Mr. Butters:

Resolved, That Assembly Bill No. 686 presents a case of urgency, as that term is used in Article IV, Section 15, of the Constitution, and the provision of that section requiring that the bill be read on three several days in each house is hereby dispensed with, and it is ordered that said bill be read the third time, and placed upon its passage.

Resolution read.

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

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McMillan, Miller,

Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Weber, Wollenberg, and Mr. Speaker—70.
NOES—None.

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

Assembly Bill No. 686—An act to add Section 21189 to the Water Code, relating to irrigation districts, declaring the urgency of this act, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Weber, Wollenberg, and Mr Speaker—70.
NOES—None.

Bill ordered transmitted to the Senate.

CONSIDERATION OF DAILY FILE

CONSIDERATION OF HOUSE RESOLUTION NO. 38

House Resolution No. 38

Relative to the continuance of the Assembly Committee on Soil Conservation created by House Resolution No. 51 of the Fifty-sixth Regular Session

Resolved by the Assembly of the State of California, As follows:

1. The Assembly Committee on Soil Conservation created by House Resolution No. 51 of the Fifty-sixth Regular Session is continued as an Assembly committee at this general session, with the membership and with all the rights, powers and duties possessed by the committee and its members immediately prior to the commencement of this session Vacancies occurring or existing in the membership of the committee shall be filled by the appointing power.

2. The committee is authorized to act during this session of the Legislature including any recess, but not after March 15, 1947.

3 The provisions of the Joint Rules of the Senate and Assembly and of the Standing Rules of the Assembly, as soon as such rules are adopted at this session or amended from time to time, become applicable to this committee and its members.

4 The sum of seven hundred fifty dollars ($750) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Assembly for the expenses of the committee and its members and for any charges, expenses or claims it may incur under this resolution, to be paid from the said Contingent Fund and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer

Resolution read.

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

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Dunn, Erwin, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—67.
NOES—None

CONSIDERATION OF HOUSE RESOLUTION NO. 41

House Resolution No. 41

Relative to inclusion in the Budget Bill of an item providing funds for automobiles for the California Highway Patrol

WHEREAS, The enormous increase of traffic on the highways of the State during the last few years has rendered the enforcement of the traffic laws more difficult; and

WHEREAS, The hazards in connection with the use of motorcycles by members of the California Highway Patrol have increased, and use of motorcycles for such purposes, except in certain specific locations, such as vehicular crossings, is unnecessary and extremely dangerous; and

WHEREAS, Sufficient funds should be provided the California Highway Patrol for the purchase and equipping of automobiles for patrol of the highways to replace motorcycles; now, therefore, be it

Resolved by the Assembly of the State of California, That the Governor is requested to include in the Budget Bill an item providing sufficient funds for the purchase and equipping of additional automobiles for the use of the California Highway Patrol in traffic law enforcement to replace motorcycles not needed in special locations; and be it further

Resolved, That the Chief Clerk of the Assembly transmit a copy of this resolution to the Governor, to the Director of Motor Vehicles and to the Chief of the California Highway Patrol.

Resolution read, and adopted.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 10

Senate Concurrent Resolution No. 10—Relative to the continuance of the Joint Fact-Finding Committee on Un-American Activities created by Resolutions Chapter No. 143 of the Fifty-sixth Regular Session.

Resolution read.

Consideration of Senate Concurrent Resolution No. 10 passed temporarily.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 8

Senate Concurrent Resolution No. 8—Relative to the purchase of an amphibian airplane for Division of Fish and Game, Department of Natural Resources.

Resolution read.

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

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Niehouse, Price, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—63.

NOES—None

Resolution ordered transmitted to the Senate.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 14

Senate Concurrent Resolution No. 14—Relative to the appointment of the State Controller as accounting officer for the Legislature for tax and other purposes.

Resolution read.

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

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Hinton, Hollibaugh, Huyck, James, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—63

NOES—None

Resolution ordered transmitted to the Senate.

MOTION TO INSTRUCT CHIEF CLERK RELATIVE TO FILE INDICATOR

Mr. Doyle moved that the Chief Clerk be instructed to confer with the Superintendent of Buildings and Grounds relative to securing an indicator file which is in usable condition.

Motion carried.

CHANGE IN COMMITTEE MEMBERSHIP

Speaker Collins announced the appointment of Mr. Stewart as a member of the Committee of Revenue and Taxation, vice Mr. Boyd.

ANNOUNCEMENTS

Mr. Cooke announced that a dinner will be held tonight for all Democratic Members of the Assembly, at 6 p.m., in Room 221, of the Hotel Senator, and urged attendance.

Mr. Dickey announced that a dinner will be held for all Republican Members of the Assembly on next Tuesday evening, January 28, 1947. The time and place will be announced later.

ANNOUNCEMENT OF COMMITTEE MEETINGS

It was announced that the following committees would hold committee meetings:

At 8 p.m., tonight:

Revenue and Taxation

At 9 30 a.m , tomorrow, Friday, January 24:

Rules

GUESTS EXTENDED PRIVILEGE OF ASSEMBLY FLOOR

On request of Mr. Stephenson, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to T. V. Anderson, teacher of the Sacramento Seventh Day Adventist's School and the following pupils: Gerald D. Pierce, Glenn Scott, Benjamin Hale, Hale Kuhlman, Bill Uyeyama, Gene Wilson, Clarence Perkins, Jack Uyeyama, Evelyn Fees, Dale Marshall, Doris Aldred, Ida Grace Aldred, Carlene Rae Detsch, and June Lammerding.

On request of the San Francisco Delegation, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Dr. J. Paul Leonard of San Francisco.

On request of Messrs. Price, Gannon, and Stephenson, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mr. and Mrs. Squire Howell of Ontario.

On request of Messrs. Huyck and Wollenberg, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mr. and Mrs. Jerry Horwin of Beverly Hills and Adolph Judell of San Francisco.

On request of Mr. Brown, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Harvey Hastain, former Assemblyman, of El Centro, and William Silva of Modesto.

On request of Mr. Carey and the Alameda Delegation, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Albert Morris of Oakland and Eddie Burns of San Francisco.

REQUEST FOR UNANIMOUS CONSENT TO PRINT REPORT

Mr. Debs asked for, and was granted, unanimous consent that the following Report of the Joint Interim Committee on Aviation be ordered printed in the Journal:

REPORT OF JOINT INTERIM COMMITTEE ON AVIATION

MEMBERS OF COMMITTEE

Senators	Assemblymen
CHARLES BROWN	EVERETT G. BURKHALTER
R. R. CUNNINGHAM	SAM L. COLLINS
JESSE M. MAYO	JAMES G. CRICHTON
JAMES J. MCBRIDE	ERNEST E DEBS (Chairman)
HAROLD J. POWERS	LESTER A. MCMILLAN
BYRL R. SALSMAN	HAROLD L. SAWALLISCH
RALPH E SWING	FRANK J. WATERS

LETTER OF TRANSMITTAL

CALIFORNIA LEGISLATURE, STATE CAPITOL
SACRAMENTO, CALIFORNIA, January 24, 1947

Honorable Goodwin J. Knight
President of the Senate of California
State Capitol, Sacramento, California

Honorable Sam L. Collins
Speaker of the Assembly of California
State Capitol, Sacramento, California

The Joint Interim Committee on Aviation, created by Resolution Chapter 62 of the Statutes of the First Extraordinary Session of the Fifty-sixth Legislature (1946), submits herewith its preliminary report. Membership of the committee consisted of Senators Charles Brown, R. R. Cunningham, Jesse M. Mayo, James J. McBride, Harold J. Powers, Byrl R. Salsman, and Ralph E. Swing, Members of the Senate; and Messrs. Everett G. Burkhalter, Sam L. Collins, James G. Crichton, Ernest E. Debs, Lester A. McMillan, Harold F. Sawallisch, and Frank J. Waters, Members of the Assembly.

The chapter creating the committee directed it to ascertain, study and analyze all facts relating to the regulation and taxation of air carriers and the financing of airports in California, and matters incidental thereto, including all facts relating to the aviation industry from the standpoint of operation, and including the needs of the people of the State for the location, establishment, construction and improvement of airports and other landing facilities, including but not limited to the operation, effect, administration, enforcement and needed revision of any and all laws in any way bearing upon or relating to the subject of the resolution creating the committee and to report thereon to the Legislature, including in the report its recommendation for appropriate legislation.

The committee in the time and with the resources available to it visited 43 communities in this State to study at first hand the aviation

and airport problems thereof and to discuss future plans with the individual citizens in the community. In addition, the committee held public hearings in Sacramento, San Francisco, Los Angeles, and San Diego for the purpose of obtaining information and recommendations from all interested persons, including airline representatives, public and private airport representatives, and public officials concerned with the planning and taxation aspects of aviation.

The committee desires to record its appreciation to all of the individuals who appeared before it and cooperated with it.

Respectfully submitted,

ERNEST E. DEBS, *Chairman*
LESTER A. MCMILLAN
SAM L. COLLINS
J. G. CRICHTON
HAROLD J. POWERS
R. R. CUNNINGHAM
JESSE M. MAYO
HUGH M. BURNS
BYRL R SALSMAN
JAMES J. MCBRIDE
CHARLES BROWN

RECOMMENDATIONS

Pursuant to the mandate contained in the resolution creating it, and on the basis of the study made by it, the Joint Interim Committee on Aviation recommends that the following legislation be enacted at the Fifty-seventh General Session of the Legislature:

(a) Legislation creating a state aviation agency headed by a commission, and director serving thereunder, and having general supervision over aeronautics in California, empowered to encourage, foster, and assist the development of aeronautics in California and to encourage the establishment of airports. The agency should be authorized to cooperate with and assist the Federal Government, the municipalities of this State, and other persons in the development of aeronautics and to seek to coordinate the aeronautical activities of these bodies and persons. Authority should be given to municipalities to cooperate with the commission in the development of aeronautics and aeronautics facilities in this State. The legislation prepared by the committee is based upon the State Aeronautics Commission or Department Act sponsored by the National Association of Aviation Officials, but modified to suit conditions found to exist in California.

(b) Legislation providing for the support of the state aviation agency out of an appropriation from the State General Fund.

(c) Legislation providing for state channeling of federal airport funds through the state aviation agency based on an act prepared by the Council of State Governments and the National Association of State Aviation Officials.

(d) Legislation requiring carriers of intrastate air commerce to obtain certificates of public convenience and necessity from the Public Utilities Commission but requiring the issuance of such certificates automatically to existing carriers and also legislation expressly making intrastate air tariffs subject to regulation by the commission.

(e) Legislation respecting airspace surrounding airports, based on a model act prepared by the Civil Aeronautics Administration of the Department of Commerce and the National Institute of Municipal Law Officers. Because of the constitutional problem involved, discussed in the memorandum of Mr. Harold W. Kennedy, County Counsel of the County of Los Angeles, entitled "Local Control of Airports and Aviation," a copy of which is appended to this report, the legislation proposed in this regard is tentative only, the committee desiring to give this problem further consideration and if possible, to formulate a more comprehensive plan in the light of such consideration.

(f) Legislation authorizing the State, counties, cities, and other political subdivisions to establish, acquire, develop, and operate airports and other air navigation facilities, to obtain the full benefit of financial assistance made available by the Federal Government under the Federal Airport Act as well as assistance from other sources. The legislation prepared by the committee is based upon the Revised Uniform Airports Act adopted and recommended to the state legislatures by the National Association of State Aviation Officials.

CHAPTER 1. INTRODUCTION

The tremendous growth of aviation, the physical evidences of which are apparent to all, has produced in no state a greater total effect than in California. Consider these figures of the Civil Aeronautics Board as presented to your committee: As to originating revenue, California is first among the states, having 20.74 percent, New York being second with 11.96 percent. In revenue ton miles, California is first with 8.99 percent, and Texas is second with 8.19 percent. On originating-terminating tonnage New York is first with 13.19 percent and California second with 10.66 percent. With respect to arrivals and departures, Texas is first with 9.79 percent, and California is second with 8.57 percent. On ground pay rolls, New York is substantially ahead due to the large administrative offices in that state, having 20.84 percent and California is second with 10.29 percent.

In 1944, according to a Civil Aeronautics survey there were 18,000 private aircraft in use in the United States, 1,700 of which were in California. On October 15, 1946, there were 71,986 private aircraft in the United States, 7,200 of which were in California—an increase of 400 percent in two years.

By 1950 it is estimated that there will be 187,000 privately owned airplanes in the United States and that since California has always had at least 10 percent of such planes, there will be 19,100 privately owned airplanes in California at that time.

The Civil Aeronautics Administration has estimated that by 1955 there will be 400,000 privately owned planes in the United States, 10 percent of which would place 40,000 in California. If California continues to grow in population at its present rate, the foregoing estimate would be augmented further so that in 1955 there may be between 40,000 and 50,000 privately owned airplanes in California.

In 1939 there were 21,787 private pilots in the United States and in 1944, five years later, 107,327 private pilots, not reflecting the returning war trainees. As of December 31, 1946, there were 400,000 private and

commercial pilots and in 1955 there will be 1,000,000 licensed pilots in the Country.

Again, with respect to aircraft operation in 1929 there were 110,000,000 miles flown in private aircraft and in 1944 there were 300,000,000 miles flown in private aircraft.

Referring to domestic air carriers, they flew 25,000,000 miles in 1929, 91,000,000 miles in 1939, and 150,000,000 miles in 1944. It is a conservative estimate that the number of miles that will be flown by established air carriers in 1950 will be 500,000,000 miles and in 1955, 1,000,000,000 miles. Revenue from commercial carriers has increased to the same extent and for the past three years the revenue from the transportation of air mail has been sufficient to wipe out all deficits and to create a profit to the government.

The impact of the war upon the carriers, by reason of the taking of the equipment of the airlines and not permitting them to expand has had the effect of pushing the industry ahead much more rapidly than if this had not occurred.

With respect to the present situation of the air carriers there was testimony that the airlines today are suffering a considerable financial setback and are faced with problems of inadequate equipment and personnel and are, accordingly, subject to much public criticism for the service and performance that they give.

On the other hand, the prediction was made to the committee that with additional sales effort, education, equipment, and service the use of air travel should materially improve.

It must be observed, however, that the problems, both financial and operational, brought about by the rapid expansion of the industry have made its position extremely vulnerable. Consequently, if California is to promote and encourage the development of air commerce it must do so with a clear realization that we are dealing with a young industry which cannot withstand the impact of special taxes, levies and other financial burdens.

Several witnesses before the committee emphasized the unique position of California in the aviation picture, predicting that California will be the greatest state in the Union insofar as aviation is concerned as a result of the topography of the State, the adaptability of air travel thereto, and the needs and requirements of the State.

California will be, it was stated to the committee, the major gateway to the Orient, and the development with respect thereto will bring tremendous aviation trade and commerce to this State.

The payroll at the San Francisco Municipal Airport runs over $1,200,000 a month, and the airport is self-sustaining insofar as its operating costs are concerned. The Oakland Municipal Airport is almost self-sustaining and shortly should be so.

It is predicted that there will be a need for additional airports in all of the metropolitan areas of California. Traffic conditions at many airports are such that even the most experienced pilots have difficulty in their operations.

At both the San Francisco and Los Angeles Municipal Airports consideration is even now being given toward prohibiting private fliers from using those fields.

The general picture of aviation in the United States and in California foreshadows great development in the future. With this introduction the committee presents the specific matters presented to it for consideration.

CHAPTER 2. THE FEDERAL AIRPORT ACT

The Federal Airport Act (Public Law 377, Seventy-Ninth Congress, Second Session, approved May 13, 1946) provides for an airport program in which the Federal Government will participate to the extent of $500,000,000, to be matched by local agencies on a 50-50 basis. The result is a $1,000,000,000 federal airport program under which it is planned to double the number of airports within the United States and to conduct major improvements on the approximately 1,600 airports which are substandard at present. The life of the project is seven years. Not more than $100,000,000 of federal funds may be authorized to be expended in any one year, and not more than $500,000,000 in total expenditures may be authorized. It is required that the plan be revised annually.

The federal aid money is apportioned as follows: After a 5 percent deduction for research, planning, and administrative expenses incurred by the Civil Aeronautics Administrator, 75 percent of the remainder is apportioned among the states on the basis of one-half in the proportion a state's population bears to the population of all the states and one-half in the proportion which its area bears to the total area of all the states.

The remaining 25 percent of the net federal aid money constitutes a discretionary fund to be allocated by the administrator in the manner in which he deems most appropriate for carrying out the national airport plan, regardless of the state in which such projects are located. The 25 percent allocated in the discretion of the commissioner may also be used to aid airport development in national parks, monuments, forests, and recreational areas.

In apportioning the 75 percent those states which have a large percentage of public land, that is if more than 5 percent of their area is made up of public land, will receive a minor additional grant.

With respect to airport development in national parks, monuments, forests, and federal recreational areas, the moneys that would otherwise be matched by the state or local communities are to be matched by the department of the government concerned—the Department of Commerce, the Department of Interior, or whatever department of the Federal Government has jurisdiction over the area involved.

Of the 75 percent to be allocated, California's share is in the neighborhood of $18,500,000. California can expect at least $7,000,000 out of the 25 percent to be allocated which will give California a total of $25,000,000 of federal money out of the total fund.

All proposed airport development must be in accordance with standards established by the federal administrator, including the standards for site, location, airport layout, grading, drainage, seeding, paving, lighting, and safety of approaches.

Project applications from local agencies must contain detailed engineering plans and estimates of construction costs.

In matching funds with the Federal Government for airport construction, the Federal Government will pay up to 25 percent of the project cost for lands and interests in connection therewith and up to 50

percent of the project cost on actual construction. This will allow a community to contribute labor and material in lieu of cash for their portion of the cost of the project. The law does not specifically provide for this, however.

The allowable project cost includes:

(a) Necessary cost in accomplishing the airport development in accordance with the plans submitted with project applications, if incurred subsequent to execution of the grant.

(b) Necessary cost of formulating the specific plans, even though incurred prior to execution of a grant but subsequent to the enactment of the Federal Airport Act.

(c) The cost of administration buildings, but not the cost of hangars.

(d) The cost of acquiring land and interests in airspace in connection with the development of airports, it being specified that not more than 25 percent of such costs is allowable.

The Federal Airport Act provides for a national plan for the development of public airports to be prepared and revised annually, specifying in terms of general location and type of development, the projects necessary to provide a system of public airports adequate to anticipate and meet the needs of civil aeronautics. The act further provides that regulations will be promulgated by the administrator specifying the terms under which grants of money will be allocated to communities or political subdivisions. Specific projects selected annually for development will be those of highest priority in the state and national airport plan.

After the plan has been prepared and is adopted on a national scale, and only then, can construction of specific projects begin, including the allocation of funds for airport construction. The exact basis of the priority is to be established by regulations authorized to be promulgated by the administrator.

To participate fully and advantageously in the Federal Airport Program it is incumbent upon the State of California to plan for the airport needs of the State as a whole by providing and keeping current a Master Plan of Airports showing existing and proposed airports and justifying each in terms of immediate and future needs. Otherwise the allocation of federal funds within California will be left to federal agencies and will benefit only the more energetic or affluent communities of the State.

According to the Federal Airport Act, where a state aviation agency exists, the federal funds are allocated to the State, and by the State allocated to a local agency, but where no such state agency exists, as in California, then the funds may be allocated to the political subdivisions and tax supported agencies, the allocation to the specific projects to be made in the discretion of the Civil Aeronautics Administrator.

Participation in the federal airport program is open to all public agencies authorized by law to own or operate a civil airport and able to match federal funds.

Many communities have felt that since they were asking for a specific amount for the development of a specific airport in their community, they would be allocated a certain amount of money, but there is

no such provision in the federal act. There is only one provision applicable, that is that the specific projects selected annually for development be those of highest priority in the state-wide and nation-wide airport plan.

In the case of California whatever funds may be allocated to the State will be administered by the local representative of the Civil Aeronautics Authority according to a plan which he himself will develop or which the Reconstruction and Reemployment Commission at state level will develop.

There has been some indication that the cities are not entirely satisfied with the first regulations of the Civil Aeronautics Authority interpreting the law relative to the use of federal funds for the development of airports—that the Civil Aeronautics Authority would have been able to take away the right of the city to run its own airport under the contract that the Authority proposed to make with cities.

At the hearings before the Civil Aeronautics Administrator in connection with these regulations strong objection was made to the attempt of the Federal Government to supersede the cities in the operation of their own airport. As a result of the hearings before the administrator, the regulations have now been rewritten in a greatly simplified form more acceptable to all participating agencies.

CHAPTER 3. STATE AND LOCAL PLANNING

In the past airport planning in California has not been comprehensive in nature but has depended principally upon the interest of each community.

About June 1, 1946, the State Reconstruction and Reemployment Commission, with the approval of the County Supervisors' Association of California and the League of California Cities, undertook to develop for the State of California a master plan of airports which would be representative of the needs of the State.

According to Colonel Warren E. Carey, Chief, Airport Master Planning Staff, State Reconstruction and Reemployment Commission, the commission proposes to assist in every possible way each community planning group to make its airport plan an acceptable part of a larger plan, this being a prerequisite to the approval of any local airport project for federal funds under the Federal Airport Act.

Each community is being requested by the Reconstruction and Reemployment Commission to prepare its own plan with a view toward cooperation in a state-wide plan in which the many local plans may be assembled and evaluated, one as related to the other.

Local planning groups have been advised that the Reconstruction and Reemployment Commission will work with them and aid them in every way possible, supplying them with additional information relative to the development of the master plan so that they may take steps necessary to enable them to participate in the benefits of the master plan and to qualify them for inclusion in the nationwide master plan, the latter being a prerequisite to the allocation of any federal money to a community.

The Federal Civil Aeronautics Administrator and his assistant for airports have urged that communities start with the planning of their

airport projects for as long as 10 years into the future. Among the objectives of the Reconstruction and Reemployment Commission are the preparation of comprehensive long-term general plans for the physical development of the community for which the plans are made with reference to transportation and aviation, but this function is not to superimpose a state plan upon the community, but simply to get the communities to make their plan. Most of the communities are cooperating with the Reconstruction and Reemployment Commission in working out their plans.

In connection with the airport program of the Reconstruction and Reemployment Commission, Colonel Carey stated that the commission intended to do the following:

(a) Encourage city, county, and regional airport planning and the integration of airports into community plans.

(b) Establish the basic concepts of adequate airport plans in order that local and regional plans may have a common denominator and be readily assimilated into a state-wide plan.

(c) Provide local planning agencies with suggestions and procedures for estimating future aviation growth, population growth, population trends, and airport needs.

(d) Cooperate with the airport section of the Civil Aeronautics Administration to serve as a clearing house for information relative to airport planning, airport standards, airport construction and regulation relating to the federal airport program.

With regard to state land, the committee was informed that the Department of Natural Resources is cooperating with the Reconstruction and Reemployment Commission in the making of its master plan, and it was indicated that the Division of Forestry of the department will probably use aircraft to a considerable extent in the future.

It is at the local level that the need for planning becomes most apparent. For instance, one of the seven feeder airlines certificated by the Civil Aeronautics Board as an experiment to determine whether smaller communities can economically sustain air transportation operates in Oregon and California. In a number of cases, this airline will use airports acquired by local governmental agencies from the Army and the Navy. A representative of this airline indicated that of the 22 cities it will service, aside from cities already having scheduled air service, not one is in a position to handle any type of substantial aviation activity.

The airport at Montague, which will serve Yreka, has taxiways, aprons, and runways, but not a building on the airport, and it was cited as typical of many other airports, although some of them have temporary structures not usable for permanent operation. Moreover, the problem is not solely of concern to the certificated carrier which will carry passengers, mail, and express, but it is also of importance to fixed base operators, GI training schools, and the people located on the fields.

The County Supervisors Association in June at Yreka adopted a resolution calling for a legislative investigation of what the State should do from an engineering and planning standpoint in helping the cities and counties improve ther present airport situation.

Most of the cities and counties do not need further airport construction insofar as runways, taxiways, and aprons, but they do need administration buildings, parking areas, and general facilities for the handling

of trainees at the airports, the people who will travel by feeder line, and the people who will base their own aircraft at the field.

The representative of the National Skyways Freight Corporation, which company hauls perishable fruit and produce from this State to the East indicated the interest of the company in the encouragement of rural areas in the development of airports which are available to them through the Army and Navy. If a county is able to maintain airports already in existence, it may be possible, in some cases, to reduce the hauling on perishable produce from as much as 50 or 60 miles to a mile or two.

The airports outside of the major cities are very essential to the whole aviation picture in this State. However, there are very few cities throughout the State that are financially able to undertake the job of maintaining the federal airfields. As one witness graphically stated, "The cities could very well build a fence around that portion of the wartime airport which will be used and blow the rest of the field up as the cost of maintaining some of these enormous fields will not be equal to the benefit to be derived therefrom." For instance, at Chico the airport cost $10,000,000. The city spends $1,800 a month in maintenance and receives a very small amount in return out of operating revenues.

Turning to airport planning in the metropolitan areas of the State, in Los Angeles County, the regional planning commission in 1940 prepared a master airport plan showing definite locations in the county where airports might be situated. Subsequent to that time many of these areas were developed for residential and other purposes so that by 1943 or 1944 it was necessary to bring the plan down to date, this resulting in the approval by the board of supervisors of a new master plan for the county. The new regional plan was prepared after careful study and cooperation with the airport committee of the Los Angeles Chamber of Commerce and with the cooperation of many city and county officials. The staffs of both the city and county planning agencies cooperated and together viewed many of the sites selected for airports.

The airport plan adopted in 1946 called for a total of 62 airports, of which at that time there were 26 in existence and 36 proposed. These airports were divided into four categories: Major, secondary, airparks, and emergency landing fields.

Since the adoption of the new master plan the county planning commission has had several applications for permits to establish airports, hearings being held in each case. At these hearings considerable objection was raised to the proposed airports by the neighboring residents.

Part of the work of the staff of the planning commission has been to try to assure these people that by working with the operators of the airport an endeavor would be made to assure that irresponsible and dangerous flying was not permitted and that noises would be minimized, especially in the use of airports by the smaller planes.

The reason for the denial of two applications by the Los Angeles Planning Commission was given that in one case the airport was too close to another airport so that the flight pattern would conflict and in the other case existing uses and improvements would be damaged by the location of the airport. The two applications which were denied were within the master airport plan as prepared by the county. It was indicated that in Los Angeles County the mere fact that the airport site was incorporated

in the master plan would not prevent it from being subdivided for other purposes.

With respect to the City of Los Angeles, it is hoped that its plan will fit in with the county master plan, although there has been no official action in this regard as yet.

In the City of Los Angeles it was reported that in the previous year and a half five applications had been submitted for the establishment of airports, all of them in the San Fernando Valley. Of these applications, two were approved, one for the establishment of Whiteman Air Park and one for the extension of the existing San Fernando Airport, the future runways of which will project into the City of Los Angeles. The other applications were denied on the ground that the necessary facts to sustain zone variances, such as exceptional or unusual circumstances, deprivation of property rights, or interference or damage to the district, could not be found. In connection with the establishment of the Whiteman Air Park, it is reported that in the record of the Los Angeles City Planning Commission is to be found the expression of the commission that such a facility would be studied carefully for the purpose of gaining experience for similar uses in other locations in close proximity to residential communities.

One of the conditions imposed with respect to the air park was that there should be no night flying between the hours of 8 p.m. and 6 a.m.

The City of San Diego recently adopted a master airport plan after considerable study A master plan is also intended for the County of San Diego.

The master plan for the City of San Diego is effective only to the end that an area designated as an aviation field can be used only for that purpose, but there is no requirement that it be so used.

Alameda County also will adopt a zoning ordinance which will be submitted to the State Reconstruction and Reemployment Commission.

CHAPTER 4. PROTECTION OF AIRSPACE ADJACENT TO AIRPORTS

This complex problem is closely related to airport planning in that buildings, other structures, and natural growth immediately surrounding an airport directly affect the use to which the airport may be put and at the same time the use to which the adjoining property is put may be the determining factor with respect to whether the operation of the airport constitutes a nuisance in law with respect to such adjoining property.

If planning were complete and without regard to the property rights of adjoining owners, the territory immediately surrounding an airport would be integrated into the plan for the airport itself. The existence of rights in the adjoining property owner prevents such a simple solution.

In a very able discussion of the law relating thereto, entitled "Local Control of Airports and Aviation," a copy of which is appended hereto, Mr. Harold W. Kennedy, County Counsel of the County of Los Angeles, sets forth the legal principles defining the relationship between an airport and adjoining property.

Ordinances prohibiting structures erected for the express purpose of interfering with aviation, would be, according to Mr Kennedy, constitutional, and in certain limited cases, captive balloons, tall poles, derricks, unnecessarily tall chimneys, guy wires, and tall trees, consti-

tuting a great hazard to aircraft, might be regulated by zoning without compensation to the landowner.

Mr. Kennedy points out that the structures which have been enjoined by the courts are similar to spite fences or traps where injunction was allowed on the settled principle of law that a person may not set a trap, or otherwise wilfully injure, even on his own land, a trespasser.

Contrasted with this is a prohibition against the use of property in good faith for a lawful purpose in order that someone else who has no right to it may use it. Thus, a regulation under the police power limiting the height of structures around airports for the purpose of protecting approaches, to facilitate takeoffs and landings, would in the opinion of Mr. Kennedy be unconstitutional and invalid in that it would prevent a man from using his own property.

So, in *Yara Engineering Corporation* v. *City of Newark,* 132 N.J.L. 370, 40 A 2d 559, it was held that an airport zoning ordinance was unconstitutional which within two miles of an airport restricted the height of buildings and trees, prohibited electrical interference with communication, an impairment of visibility by lights, and forbade using property in any way to endanger aircraft landing or taking off at the airport as an invalid taking of property without due process of law.

The United States Supreme Court in *United States* v. *Causby,* 66 S.Ct. 1062, recently determined that the use of property by airplane traffic over it in approaching an airport constituted a taking of such property under the Federal Constitution. In that case United States planes passed over the property at approximately 83 feet. The property was being used as a chicken farm. Noise from the planes and the glare of their lights at night scared about 150 chickens to death

The court recognized that the common law doctrine that the ownership of land extends to the periphery of the universe has no place in the modern world, that no damages and no compensation may be obtained under the fifth amendment for damages to property which are merely consequential. But, it was also recognized that the landowner owns at least as much of the space above the ground as he can occupy and use in connection with the land even though he does not occupy it in a physical sense, and accordingly, flying so low and so frequently as to be a direct immediate interference with the enjoyment and use of the land constituted an illegal taking of property.

On the basis of California Supreme Court cases with respect to the taking of property, all strictly construing Section 14 of Article I of the Constitution providing that private property may not be taken or damaged without just compensation, Mr. Kennedy indicates that the probable holding of the California Supreme Court with respect to airport approach zoning may be predicted. Concluding his discussion of this subject Mr. Kennedy points out that there is a difference between height regulations for the benefit of all concerned and a similar limitation purely for the benefit of particular property and to the detriment of the owners of the surrounding property.

With respect to air rights over property adjacent to the Los Angeles Municipal Airport, the city has taken the position that it would be responsible for any damage which might be caused by flights over this adjacent territory and has proceeded to take air rights over the areas over which the extended runways of the airport extend.

In order to acquire air rights the City of Los Angeles has in one instance purchased property outright and may possibly in the future dispose of the land and reserve the air rights. In other cases the city has acquired air rights over the property.

In general such rights have been acquired for about half a mile beyond the exterior boundaries of the airport. Beyond that distance it is not known to what extent the use of the air will damage the property and so no acquisition of air rights further than a half mile from the airport are being made at the present time.

The City of San Diego in 1931 adopted its first ordinance establishing a height limit on property around the municipal field, that ordinance being based on a glide angle of seven horizontal units to one vertical unit. That angle being outmoded, the ordinance was revised in 1942 to permit three different types of approach zoning: 40 to 1, 30 to 1, and 20 to 1.

The committee was informed that it was the opinion of the city attorney of San Diego that the city does have authority under the police power to establish a height limit controlling the height of buildings and other structures that might interfere with the use of the municipal airport. The height limit is also applicable to the turning and approach zones to the airport.

In Alameda County, also, there is an ordinance protecting airspace around airports.

Private airports, according to one witness before the committee, have received little legislative protection with respect to their operations with the result that the owners thereof are constantly faced with the possibility of abatement proceedings being initiated by surrounding property owners to abate the airport as a public or private nuisance.

This question of whether or not an airport is or is not a nuisance is not resolved by the method of operation of the airport or whether all federal, state, and local regulations are complied with but upon whether or not the flight of airplanes to and from the port in itself constitutes a nuisance.

In the late nineteen thirties an airport on Western Avenue in Los Angeles that had been in existence for some 15 years was abated as a public nuisance. At the present time three airports in the Los Angeles area are faced with abatement proceedings. At the Whiteman Air Park in San Fernando Valley the only complaint is that the airplanes fly over homes and no complaint, so far is known, with respect to the method of operation of the airpark itself.

There was some evidence presented to the committee that people who are professionally engaged in such matters go into a community for the purpose of building up a hostile feeling toward an airport—mass meetings are held, a fever heat is built up, people sign petitions, they go to city councils and city attorneys and demand that something be done. Even if an abatement action is not brought, this activity prevents private capital from being invested in airport property merely on account of the threat thereof.

It is immaterial whether or not the area surrounding the airport is built up at the time it is established. In the case of the Whiteman Air Park, the surrounding area was residentially developed at the time of the establishment of the airport, about the same as it is now. On the other

hand, with respect to the Western Avenue airport, at first there was nothing but an agricultural field surrounding the airport, but at the time of the abatement proceedings, residences were abutting on the airport property.

It was proposed to the committee that there should be State legislation with respect to zoning problems, protecting not only the property owner adjacent to the airport but protecting the operation of the airport itself. It was argued that the law should be a compromise between the rights of the property owners adjacent to an airport and those who used the airspace above such property. It was recommended to the committee that California enact the State Airport Zoning Act as proposed by the Council of State Government.

It was indicated that the Reconstruction and Reemployment Commission would encourage the enactment of suitable zoning ordinances to protect airport sites, approaches, and airport operations, this being under the Federal Airport Act a prerequisite to federal airport aid.

CHAPTER 5. STATE AVIATION AGENCY

The State Aeronautics Commission or Department Act is sponsored by the National Association of State Aviation Officials and was developed with assistance in drafting by the Civil Aeronautics Administration and the Department of Justice and has been endorsed by the Civil Aeronautics Administration and the Council of State Governments.

Your committee is recommending that the commission form of this act be adopted in California, the commission to consist of five members appointed by the Governor. A director of aeronautics similarly appointed (rather than being appointed by the commission as in the original act) would act as its executive officer and exercise such functions of the commission as the commission might delegate to him.

The commission is charged generally with supervision of aeronautics within California, and empowered and directed to encourage, foster, and assist in the development of aeronautics and the establishment of airports. The commission is further directed to cooperate with and assist the Federal Government, the municipalities of California, and other persons in the development of aeronautics and to seek to coordinate the aeronautical activities of these bodies and persons.

The commission is given power to

(a) Draft and recommend necessary legislation to advance the interest of California in aeronautics.

(b) Represent the State in aeronautical matters before federal agencies and other state agencies.

(c) Participate as party plaintiff or defendant or as intervenor on behalf of the State or any municipality or citizen thereof in any controversy which involves the interest of the State in aeronautics.

The commission is given power to make available its engineering and other technical services to any municipality or person desiring them in connection with the planning, acquisition, construction, improvement, maintenance or operation of airports or air navigation facilities, and may do so either with or without charge.

Financial assistance by loan or grant, or both, to any municipality or municipalities acting jointly, in the planning, acquisition, construction, improvement, maintenance or operation of an airport, owned or

controlled by such municipalities may be given by the commission out of appropriations made by the Legislature for such purposes and may be furnished in connection with federal or other financial aid for the same purposes.

Authority is given the commission to act as agent of any municipality or municipalities acting jointly, upon request thereof, in accepting and disbursing federal and other moneys made available to finance the planning, acquisition, construction, improvement, maintenance or operation of a municipal airport or air navigation facility. The commission is also authorized to act as the agent of a municipality upon its request in contracting for and supervising such planning, acquisition, construction, improvement, maintenance or operation.

Out of appropriations made available for such purposes, the commission is authorized to plan, establish and operate airports and air navigation facilities within or without the State, and to acquire property for such purposes, except that the commission may not acquire any airport or air navigation facilities owned or controlled by a municipality in this or any other state without the consent of such municipality.

For the purpose of acquiring and operating airports and air navigation facilities, the commission is authorized to accept and use federal and other moneys made available for such purposes.

The act includes the following provisions as to safety:

(a) Makes unlawful the reckless operation of aircraft.

(b) Requires operators of civil aircraft to be appropriately licensed by the United States.

(c) Gives investigatorial powers to the commission concerning matters covered by the provisions of the act and the rules, regulations and orders of the commission and accidents in aeronautics within California, and permits cooperation with the United States in connection therewith.

(d) Provides for enforcement of aeronautics laws by the commission.

(e) Provides for exchange of violation information with federal agencies and agencies of other states.

(f) Contains penalty provisions for the enforcement of the provisions of the act, the rules, regulations or orders issued pursuant thereto.

To adapt the proposed legislation to California the committee has deleted the provisions in the original act for a state airways system, registration of planes, and registration of pilots, on the ground that these subjects are adequately provided for by the Federal Government. Provision is made that the director be appointed by the Governor rather than by the commission.

The bill carries regulatory powers to include the regulation of intrastate carriers carrying passengers for hire subjecting them to the same safety regulation by the commission as a federally certificated carrier is subject under the federal law.

In order to legalize the passage of planes in flight over California property a declaration to this effect has been placed in the bill. It is not intended thereby to deal with the subject of airport approach zoning or to legalize any nuisance committed by any plane or airport.

In the hearings before the committee, it was pointed out that for many years there have been efforts to set up agencies in California that would have regulatory or directive powers with respect to aviation but

that such an agency has not been created because of the divergency of opinion on that matter. The testimony was practically unanimous that there should be some one agency in the State Government having planning and coordination powers with respect to aviation.

It is difficult to see how such functions with respect to aviation can possibly be fitted into the structure of any existing state agency, including the Public Utilities Commission.

Another function of the state aviation agency proposed in the testimony before the committee was the need for safety enforcement, it being indicated that the Civil Aeronautics Administration is unable adequately to enforce all the safety regulations which the Civil Aeronautics Board has set forth. The state agency could back up the enforcement of those regulations.

The San Diego County Airport Owners and Operators Association indicated that it favored a state aviation commission similar to the State Highway Commission composed of flying men representing every region of the State, and further indicated that it favored uniform federal regulation of scheduled air transportation, uniform federal safety regulations, being opposed to state regulation or licensing of air transportation, aircraft, airmen or airports, but favoring state and local enforcement of federal safety regulations.

CHAPTER 6. AIRLINE ECONOMIC REGULATION

Purely from a local standpoint the interest of California in aviation is probably much greater than that of any other state in the Union. This results from the geography of the State and also from the fact that the third and eighth largest metropolitan centers in the country are about 335 miles apart. The distance between these two centers is extremely suitable for short haul air transportation. But, there is a danger of demoralization from too many competitors entering the field.

The committee was informed that the interest of the State Public Utilities Commission with respect to aviation is confined to the economic aspects, particularly to matters of rates and service. The fact that air transportation is speedier than other forms of transportation in the opinion of the commission does not change the fact that transportation between two fixed termini in California is local commerce.

The commission takes the view that with respect to the trucking industry, the State waited too long before it had adequate regulation.

It is in anticipation of the rapidly changing conditions of the present times with respect to air transportation that the Public Utilities Commission desires to proceed in a careful manner to the end that the provisions that are considered necessary are inserted in the state law.

Whatever may be said in regard to other states, it cannot be said that California has not undertaken the economic regulation of air transportation. The Public Utilities Commission (formerly the Railroad Commission) has had jurisdiction of the economic phases of air transportation, as well as other transportation, ever since the present Constitution was adopted in 1879.

Sections 20 and 21 of Article XII of the 1879 Constitution have always expressly applied to all transportation companies. In amending Sections 22 and 23 of the same article in 1911, there is every indication that the regulation of carriers contemplated was inclusive of all types of

carriers. The arguments in favor of the 1911 amendments to Sections 22 and 23 of Article XII published by the Secretary of State confidently speak of the commission regulating all public service corporations. The same is true of the argument with respect to the amendment of Section 23 approved by the voters in 1914.

The Constitution clearly contemplates the regulation of all carriers to the full extent of the jurisdiction of this state. There is no intention that one type of carrier—the carrier by air—should remain unregulated while all other carriers are regulated. The absence of regulation as to one type of carrier not only has its effect thereon, but also upon the whole transportation industry. The plain intent of the Constitution and the economic effects of permitting the growing air transport business to remain unregulated in a competitive field otherwise regulated demands effective public utility control of air carriers.

At present, all carriers are required to file their tariffs with the Public Utilities Commission and may not secure an increase in their rates without authority from the commission. Airlines may not charge more for a shorter than for a longer operation without specific authority from the commission. Also, the commission has a right to require certain reports.

In 1924, the first air tariff schedule was filed with the Public Utilities Commission, and since 1935 at least 50 airlines have filed tariffs. Legislation providing for rate regulation by the Railroad Commission would merely, according to the commission, constitute statutory recognition of that which the commission already is doing.

On the other hand, a legislative requirement for a certificate of public convenience and necessity would constitute a change in the existing law. Such a change is one consistent with the constitutional framework and constitutional history of this State.

The centering of the economic regulations of airlines in the Public Utilities Commission would be but the following of a practice of long standing, that of centering the economic regulation of the various forms of transportation in one state agency.

The Pacific Airlines operate between Los Angeles and San Francisco without any authority from the Civil Aeronautics Board. It should be necessary for a line to apply to the Public Utilities Commission in order for it to render this service, according to the commission's point of view. However, under legislation as previously proposed, no line that is operating at the time the legislation would go into effect would be required to discontinue operating, the legislation containing the usual grandfather clause.

However, the legislation would prevent any airline in the future from offering service unless there were proof of a need for additional service justifying a new line and that the new line would be able to furnish the service.

On the other side of the question, it was represented to the committee that no state agency should have a right to forbid a company that is adequately financed and organized for the purpose of giving service to the people from entering business, but that the only factor which should control should be the normal processes of competition. It was further contended that, with respect to surface carriers regulation was necessary because the public thoroughfares were not able to handle all of

the traffic, but that with respect to airlines the only congestion is at the airport. It was stated that there is no need for the economic regulation of air carriers at the present time and that it is to the public advantage to have as many air enterprises as possible. Southwest Airways Company, in a letter filed with the committee, asserts that the fact that the Public Utilities Commission doesn't feel the State should regulate in any way the safety operations of air carriers is in itself an admission that any state regulation of the operations of federally certificated carriers is on tenuous ground.

If the intrastate carriers take the cream of the business from the interstate carriers, also carrying intrastate passengers between points of this State, and that becomes a real threat to the interstate carriers, then, it was asserted before the committee, the problem is one for the Federal Government, and Congress has the authority to extend the Civil Aeronautics Act to protect the interstate carriers in this respect. The Civil Aeronautics Board, according to information presented to the committee, has issued a cease and desist order against five unscheduled carriers in the United States. Included among the five was one carrier which was strictly an intrastate carrier and the inclusion of that carrier in the cease and desist order raised at once the question of the jurisdiction of the Civil Aeronautics Board over an intrastate carrier. The determination of the extent of the jurisdiction of the Civil Aeronautics Board over nonscheduled intrastate air carriers may be indicative of the jurisdiction of the board with respect to Pacific Airlines in this State.

It was indicated to the committee that legislation has in the past been introduced in Congress providing for complete federal jurisdiction over interstate carriers, including their intrastate business and that if such legislation were enacted it would leave to the State only the regulation of carriers doing no interstate business.

CHAPTER 7. TAXATION

Means of support for the state aviation agency have been considered both by those appearing before the committee and by the committee. Several witnesses indicated that the agency in its first stages should be supported out of the general fund. After the state agency is under way and a thorough study has been made of the means of supporting it, some other means may be adopted for the support of the agency.

Your committee has also had prepared for it legislation providing sources of revenue for the support of a state aviation agency based on two different tax concepts. One provides for a gross receipts tax on passenger and freight revenues of intrastate and interstate business of the airlines, the tax on gross revenues from interstate business being limited to that proportion of such revenues as the business activity of the carrier in California bears to all of the business activity of the carrier everywhere.

The second bill in effect provides for a one cent per gallon tax on aviation gasoline. At the present time a tax of three cents per gallon is paid on all gasoline, but if the gasoline is used for aviation purposes a refund may be obtained of the difference between such tax and the 2½ percent sales and use tax. The new legislation would permit a straight two cents per gallon refund and would exempt from the sales and use tax

aviation gasoline as to which such refund was to be made. The administration of such a tax would be simple inasmuch as the refund claims of the purchasers of aviation fuel would provide the means for ascertaining the amount of gasoline tax which would be set aside for aviation purposes.

The San Diego Airport Owners and Operators Association advocates a state aviation gasoline tax, the proceeds thereof to be used in providing for the development of airports and airways and for the maintenance and improvement of existing port and airway facilities. In the opinion of the association the proceeds of the tax should be allocated on the basis of the ratio in which the tax was collected. Both public and private airports should, according to the association, share in such distribution. Administrative expenses of the state aviation agency would be deducted from the revenues before their distribution, according to the association plan.

The representative of the State Aviation Committee of the American Legion advocated an aviation gasoline tax similar to that proposed by the committee and to be used for a state aviation agency and for the improvement of private fields. On the other hand the committee was informed that San Francisco Municipal Airport by virtue of the fact that it has a seaplane harbor and a ship channel is able to purchase gasoline at extremely low prices and resell the gasoline and make a profit for the city. It was indicated by a representative of the city that there should be some other means of taxation than by putting a direct tax on aviation gasoline.

In 1945 the airlines paid $15,000 in sales tax on aviation gasoline in California, according to the information presented to the committee, and it was stated that if Pan American Airlines had not been under contract with the Federal Government the figure would have been $21,000. If the airlines purchase 25,000,000 gallons of gasoline in California in 1947 it was predicted that they will pay approximately $60,000 in sales tax. The suggestion was made to the committee that this sales tax on aviation gasoline be used for the support of the state aviation agency.

The interstate air carriers recognized in the testimony before the committee that they have obligations to the State of California and its municipalities, both with respect to the payment of fair and reasonable charges for the utilization of facilities provided and also to the payment of equitable taxes for the privilege of doing business within the State.

An airplane, it was pointed out, operates principally in airspace, which alone adds nothing in the way of increased capital cost or of maintenance to the State or local budget. The airway aids required in interstate commerce are provided principally by the Federal Government and in part by the air carriers. It is when the airplane lands that it makes use of the facilities provided by the municipalities.

An airline representative maintained before the committee that each user of a municipal airport should make some contribution toward the expense of providing and maintaining that airport. In some cases this may be done by the payment of landing fees, in some cases through the profit accruing through the purchase of fuel and lubricants.

These charges, it was asserted, should be equitable and should conform to the relative use made of the airport. Experience has shown that a landing charge will fairly compensate for the use of the runways, taxiways, loading and unloading areas, and for the use of the buildings on

the airport. If such a fee is charged, then, according to the airline representative there should be no other charge for the same use.

The occupants of an airport terminal building should, it was said, pay rental sufficient in amount to amortize the cost of the building over a reasonable period of time and terminal buildings should be designed to provide space for all potential revenue producing activities.

The airline representative also pointed out that in the past there has been a tendency on the part of governmental agencies to expect free space in the municipally operated air terminal buildings and that in the early days the Post Office Department was the greatest user of airport space, often insisting with success that the space it required be provided by the city without charge, or if not by the city then by the air carriers.

The present policy of the Post Office Department is being reshaped with a view toward paying a reasonable rental for the space occupied in airport buildings.

It was pointed out that the reason why airlines have not constructed and operated their own airports is the same as that applicable in the case of a marine harbor, that is, a port or harbor is utilized by many craft other than those engaged in scheduled service and accordingly each carrier should pay the just proportion of the total cost of operating the port. Concluding, the airline representative pointed out that the airlines in the respective states pay taxes on the same basis that comparable business institutions pay in the same states with the comparable privilege of doing business and that air carriers should not be charged a landing fee for utilization of the landing area and at the same time be taxed on aviation fuel for the same purpose.

There was considerable testimony before the committee relating to the subject of multiple taxation of air commerce, resulting from conflicting taxation arising out of the assertion of overlapping jurisdiction to tax by the several states. It is an extremely complicated subject as to which your committee desires to express no conclusion at this time. House Document No. 141, Seventy-ninth Congress, First Session, entitled "Multiple Taxation of Air Commerce," constituting the recommendations of the Civil Aeronautics Board with regard to the multiple taxation of air commerce, sets forth the magnitude of the problem. However, your committee does not wish either to agree or to disagree with the recommendations and the conclusions in that report, feeling that the matter is one for further study.

The taxes which give rise to jurisdictional conflict, according to this report, are state and local property levies and state taxes on net income, capital stock, and gross receipts.

With respect to the property tax during the 1944-1945 tax years the total assessment of aircraft in this State was about $150,000, and the total taxes levied were a little less than $7,000, of which $5,000 were collected in Los Angeles County alone. In the same year the total city and county property taxes paid by the airlines were in the vicinity of $50,000. These figures are restricted to carrier airlines and do not include private plane owners.

The representative of one airline explained to the committee that it pays its property tax in each of the four counties in which it lands on what is known as a plane hour basis with respect to movable property,

this being the proportion of the book value of the company that the total flying time and ground time in a particular county bears to the total flying time and ground time everywhere. Since the property tax on movable equipment is paid in only four counties, the proportion of book value represented by flying time in other counties is entirely lost for property tax purposes to the political subdivisions in California.

CHAPTER 8. MISCELLANEOUS PROBLEMS

With respect to the control of low and acrobatic flying, one effective measure is to require pilots to register in a log book at the airport, requiring the operator of the airport to keep the log for a certain period of time. There is some doubt whether such a regulation promulgated by a city or county is valid in view of the California Air Navigation Act (Deering Act No. 151). Legislative action to resolve any doubt in favor of the power of the counties and cities so to regulate should be possible.

A representative of the City of Los Angeles informed the committee that the greatest aid that could be given to the city at the present time in connection with its municipal airport would be in the speeding of construction of highways to provide access to the airport from the business district of the city so that the traveling public will be able to get to and from the airport in the shortest possible time. Similarly, with respect to a possible San Mateo County and San Francisco County joint airport for private aircraft, it was indicated that one of the problems would be transportation to the port.

The committee was informed that under the GI Bill of Rights veterans are entitled to take aviation training at any approved educational or training institution if the institution has been approved by the appropriate state agency, this being the State Board of Education in California In California the board requires certain facilities which are extremely difficult to obtain because of the shortage of materials and labor. Arizona, New Mexico, and Texas are reported to have taken steps to waive certain requirements at the present time.

It was not contended that there should be any waiver with respect to safety regulations, but only with respect to hangars, ready-rooms, and other buildings required to be constructed in compliance with Civil Aeronautics standards for a certified school. It was indicated that some veterans are going to Arizona for training because of the inability of the schools to comply with the present high standards in California.

ADJOURNMENT

At 1.15 p.m., on motion of Mr. Dickey, the Speaker declared the Assembly adjourned until 10 a.m., Friday, January 24, 1947, out of respect to the memory of the late Mrs Elizabeth Patterson Sawyers von KleinSmid.

SAM L. COLLINS, Speaker

GERALDINE B. HADSELL, Minute Clerk

CALIFORNIA LEGISLATURE
FIFTY-SEVENTH (GENERAL) SESSION

ASSEMBLY DAILY JOURNAL

FIFTEENTH LEGISLATIVE DAY
NINETEENTH CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO
Friday, January 24, 1947

The Assembly met at 10 a.m.

Hon. Sam L. Collins, Speaker of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

ROLL CALL

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

Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—75.

Quorum present.

PRAYER

Upon invitation of the Speaker, the following prayer was offered by the Hon. Walter R. Hinton, Member of the Assembly from the Forty-second District:

Our Father, we thank Thee for the peace that abides in our land, for Thy guidance in the hour of peril, and Thy tender love in times of need. Grant us the wisdom, strength, and the means to continue being of service to the people of our State. Keep us forever firm in righteousness, humble of heart and unselfish in purpose. These things we pray in Jesus' name—AMEN.

READING OF THE JOURNAL DISPENSED WITH

On motion of Mr. Silliman, further reading of the Journal of the previous legislative day was dispensed with.

LEAVES OF ABSENCE FOR THE DAY

The following member was granted leave of absence for the day, because of illness:

Mr. Knight, on motion of Mr. Stewart.

The following member was granted leave of absence for the day, because of legislative business elsewhere:

Mr. Lowrey, on motion of Mr. Lester T. Davis.

REPORTS OF STANDING COMMITTEES

Committee on Public Health

ASSEMBLY CHAMBER, SACRAMENTO, January 24, 1947

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

Assembly Bill No. 603

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

DEBS, Chairman

Above reported bill ordered to second reading.

SECOND READING OF ASSEMBLY BILLS (BY UNANIMOUS CONSENT)

Assembly Bill No. 603—An act to add Sections 19816.1 and 19816.4 to the Health and Safety Code, relating to inflammable articles and creating a Committee on Inflammable Wearing Apparel, declaring the urgency thereof, to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Rules:

Amendment No. 1

On page 2, line 27, of the printed bill, after "purpose", strike out "and", and insert "after".

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

COMMUNICATIONS

By Speaker Collins:

The following communication was received, read, and ordered printed in the Journal:

PERMANENT BIPARTISAN COMMITTEE OF YOUNG REPUBLICANS AND YOUNG DEMOCRATS FOR THE IMPROVEMENT OF LEGISLATION IN CITY, COUNTY, STATE AND NATIONAL GOVERNMENT.

ROOM 622 HEARST BUILDING
SAN FRANCISCO 3, CALIFORNIA, January 23, 1947

Hon. Harold T. Powers, President pro Tempore, State Senate
Hon. Sam Collins, Speaker of the Assembly
State Capitol Building, Sacramento, California

GREETINGS:

We respectfully request that this communication become a part of the official records of the State Senate and Assembly so that it may become known to all Members of the Senate and Assembly.

That Frank Tracey and Richard Cassady of the Young Republicans and J. Edwin Mattox, Edward Levin and Edwin T. Thayer of the Young Democrats being members of the steering committee and duly authorized to act and speak in behalf of the full committee membership.

Do deplore the excessive pressure being brought to bear upon you our duly elected public servants by the powerful lobbying interests now assembled in Sacramento, in their efforts to wreck the all important special session on highway matters called by the Governor. We further resent this insult to the intelligence of our legislators in the methods being resorted to by these lobbyists in their attempts to secure sufficient votes in both Senate and Assembly to gain their selfish end.

We earnestly implore you to remain in special session, because we feel sure that you do not desire to disregard the mandate of the people of California, Republicans and Democrats alike, who indicated by their votes faith and confidence in Governor Earl Warren and his program for a better California.

We of this committee are vitally concerned with the postwar years ahead and we know that now more than ever before, bipartisan cooperation can and must become a part of every duly elected public servant's objectives, in the State of California, if we are to ever accomplish the goals set for ourselves.

Respectfully.

EDWIN T. THAYER,
Public Relations Director
FRANK TRACEY, RICHARD CASSADY,

J. EDWIN MATTOX, EDWARD LEVIN and EDWIN T. THAYER

REPORTS OF STANDING COMMITTEES

Committee on Public Health

ASSEMBLY CHAMBER, SACRAMENTO, January 24, 1947

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

Assembly Bill No. 455

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

DEBS, Chairman

Above reported bill ordered to second reading.

SECOND READING OF ASSEMBLY BILLS (BY UNANIMOUS CONSENT)

Assembly Bill No. 455—An act to amend Section 2727.5 of the Business and Professions Code, relating to the qualifications of nurses, declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered engrossed.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, January 24, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Concurrent Resolution No. 15
Assembly Concurrent Resolution No. 16
Assembly Concurrent Resolution No. 17
Assembly Concurrent Resolution No. 18
Assembly Concurrent Resolution No. 19
Assembly Concurrent Resolution No. 26
Assembly Concurrent Resolution No. 29
Assembly Joint Resolution No. 3
Assembly Joint Resolution No. 7
Assembly Joint Resolution No. 11
Assembly Joint Resolution No. 12

And reports the same correctly engrossed.

WEBER, Chairman

Above reported resolutions ordered on file for adoption.

ASSEMBLY CHAMBER, SACRAMENTO, January 24, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Concurrent Resolution No. 14

And reports the same correctly engrossed.

WEBER, Chairman

Above reported resolution ordered on file for adoption.

RESOLUTIONS

The following resolution was offered:

By Messrs. Allen and M. Philip Davis:

House Resolution No. 54

Relative to the continuance of the California Legislative Committee on Administrative Regulations created by House Resolution No. 278 of the Fifty-sixth Regular Session

Resolved by the Assembly of the State of California, As follows:

1. The California Legislative Committee on Administrative Regulations created by House Resolution No. 278 of the Fifty-sixth Regular Session is continued as an Assembly committee at this general session, with all the rights, powers and duties possessed by the committee and its members immediately prior to the commencement of this session. Vacancies occurring or existing in the membership of the committee shall be filled by the appointing power.

2. The committee is authorized to act during this session of the Legislature, including any recess, but not after final adjournment.

3. The provisions of the Joint Rules of the Senate and Assembly and of the Standing Rules of the Assembly, as soon as such rules are adopted at this session or amended from time to time, become applicable to this committee and its members.

4. The sum of five hundred dollars ($500) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Assembly for the expenses of the committee and its members and for any charges, expenses or claims it may incur under this resolution, to be paid from said contingent fund and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Controller.

Resolution read, and referred to the Committee on Rules.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

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

Assembly Bill No. 771: By Mr. Allen—An act to add Section 444 to the Vehicle Code, relating to public garage and parking lot operators.

Referred to Committee on Transportation and Commerce.

Assembly Bill No. 772: By Messrs. Erwin and Butters—An act to amend Section 19627 of the Business and Professions Code, relating to the state revenue derived from horse racing licenses.

Referred to Committee on Public Morals.

Assembly Bill No. 773: By Mr. Erwin—An act to amend Section 1313 of the Fish and Game Code, relating to traps.

Referred to Committee on Fish and Game.

Assembly Bill No. 774: By Mr. Erwin—An act to amend Section 1158 of the Fish and Game Code, relating to closing of areas to hunting.

Referred to Committee on Fish and Game.

Assembly Bill No. 775: By Mr. Erwin—An act to amend Section 480 of the Fish and Game Code, relating to fishing.

Referred to Committee on Fish and Game.

Assembly Bill No. 776: By Mr. Erwin—An act to amend Section 456 of the Fish and Game Code, relating to shipment of game.

Referred to Committee on Fish and Game.

Assembly Bill No. 777: By Mr. Erwin—An act to amend Section 452 of the Fish and Game Code, relating to unlawful possession.

Referred to Committee on Fish and Game.

Assembly Bill No. 778: By Mr. Erwin—An act to repeal Section 27 of the Fish and Game Code, relating to county fish hatcheries.

Referred to Committee on Fish and Game.

Assembly Bill No. 779: By Mr. Erwin—An act to repeal Section 560 of the Fish and Game Code, relating to definition of fish and kelp.

Referred to Committee on Fish and Game.

Assembly Bill No. 780: By Mr. Erwin—An act to amend Section 2 of the Fish and Game Code, relating to definitions.

Referred to Committee on Fish and Game.

Assembly Bill No. 781: By Messrs. Erwin, Cooke, Doyle, Hollibaugh, Anderson, Bennett, Berry, Brown, Burke, Butters, Caldecott, Clarke, Collier, Conrad, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Debs, Clayton A. Dills, Ralph C. Dills, Dolwig, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kilpatrick, Knight, Loomis, Lyons, Maloney, McCollister, Miller, Mrs. Niehouse, Messrs. Price, Robertson, Rosenthal, Stanley, Stewart, Thomas, Thompson, Thorp, Waters, and Weber—An act to amend Sections 14.2, 15, 16, 16.1, 16.2, and 19.6 of the Fish and Game Code, relating to the general regulatory powers of the Fish and Game Commission.

Referred to Committee on Fish and Game.

Assembly Bill No. 782: By Mr. Beck—An act to amend Sections 422 and 423 of the Probate Code, relating to the administration of estates of decedents.

Referred to Committee on Judiciary.

Assembly Bill No. 783: By Mr. Beck—An act to amend Section 73b of the Code of Civil Procedure, relating to holding sessions of the superior court in places other than the county seat.

Referred to Committee on Judiciary.

Assembly Bill No. 784: By Messrs. Ralph C. Dills and Kilpatrick—An act to amend Section 13 of an act entitled "An act making an appropriation for allocation to cities, counties, and cities and counties for the prevention or alleviation of unemployment through the construction of public works in which there is a state interest, and providing the procedure for making such allocations, and for assignment of such allocations," passed over the Governor's veto February 13, 1946; otherwise known as "Construction and Employment Act;" relating to projects in which there is a state interest.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 785: By Mr. Thomas—An act to repeal Section 957.5 of, and to add Section 958.5 to, the Fish and Game Code, relating to soupfin sharks.

Referred to Committee on Fish and Game.

Assembly Bill No. 786: By Mr. Thomas—An act to amend Section 783 of the Fish and Game Code, relating to lobsters.

Referred to Committee on Fish and Game.

Assembly Bill No. 787: By Mr. Thomas—An act to amend Section 781 of the Fish and Game Code, relating to lobsters.

Referred to Committee on Fish and Game.

Assembly Bill No. 788: By Mr. Thomas—An act to provide for a memorial hall in the harbor district of the City of Los Angeles and making an appropriation therefor.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 789: By Mr. Heisinger—An act to amend Section 252 of the Fish and Game Code, relating to refuges.

Referred to Committee on Fish and Game.

Assembly Bill No. 790: By Mr. Heisinger—An act to amend Section 250 of the Fish and Game Code, relating to refuges.

Referred to Committee on Fish and Game.

Assembly Bill No. 791: By Mr. Heisinger—An act to repeal Sections 290 and 291 of, and to add Section 290 to the Fish and Game Code, relating to refuges.

Referred to Committee on Fish and Game.

Assembly Bill No. 792: By Mr. Heisinger—An act to amend Sections 271, 272, and 273 of the Fish and Game Code, relating to refuges.

Referred to Committee on Fish and Game.

Assembly Bill No. 793: By Messrs. Gannon and Gaffney—An act to amend Section 18002 of the Government Code, relating to deductions from salaries of state employees.

Referred to Committee on Civil Service and State Personnel.

Assembly Bill No. 794: By Mr. Miller—An act to add Article 9, comprising Sections 16161 to 16165, inclusive, to Chapter 1 of Division 8 of the Education Code, relating to junior traffic patrols.

Referred to Committee on Transportation and Commerce.

Assembly Bill No. 795: By Mr. Cramer—An act to repeal Section 257, to amend Section 268 of, and to add Section 268.5 to, the Vehicle Code, relating to operator's license.

Referred to Committee on Transportation and Commerce.

Assembly Bill No. 796: By Messrs. Crowley and Wollenberg—An act to amend Section 7100 of the Health and Safety Code, relating to control of the disposition of the remains of a deceased person.

Referred to Committee on Judiciary.

Assembly Bill No. 797: By Messrs. Crowley and Wollenberg—An act to amend Section 20 of the Probate Code, relating to wills.

Referred to Committee on Judiciary.

Assembly Bill No. 798: By Messrs. Price, Grant, Hahn, Hinton, Kilpatrick, and Robertson—An act to appropriate the sum of _____ dollars ($_____) from the General Fund of the State of California not otherwise appropriated for the purpose of increasing salaries of state employees where such increases are necessary to meet increases in the cost of living.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 799: By Mr. Ralph C. Dills—An act to amend Section 105a of the Code of Civil Procedure, relating to traveling expenses of a substitute justice or city judge.

Referred to Committee on Judiciary.

Assembly Bill No. 800: By Mr. Ralph C. Dills—An act to amend the title of Part 2 of Division 13 of, and to amend the title of Chapter 5 of said part of, and to amend Sections 18100, 18102, 18109, 18301, 18302, 18304, 18407, 18432, 18600, 18654, 18720, and 18800 of, and to add Sections 18100.5, 18102.5, 18107.5, 18301.5, 18301.6, 18302.5, 18302.6, 18302.7, 18469.5, 18656.4, 18656 5, 18656.6, 18656.7, and 18661.5 to, the Health and Safety Code, relating to auto courts and resorts, and auto and trailer camps.

Referred to Committee on Public Health.

Assembly Bill No. 801: By Mr. Anderson—An act to add Section 3899 to the Education Code, relating to change of boundaries.

Referred to Committee on Education.

Assembly Bill No. 802: By Mr. Doyle—An act to amend Section 759 1 of the Political Code, relating to reporters for district courts of appeal.

Referred to Committee on Judiciary.

Assembly Bill No. 803: By Messrs. Kilpatrick and Debs—An act to amend Section 1407 of the Elections Code, relating to the initiative.

Referred to Committee on Elections and Reapportionment.

Assembly Bill No. 804: By Mr. Crichton—An act to amend Section 80 of the Unemployment Insurance Act, relating to unemployment insurance and decisions thereunder.

Referred to Committee on Finance and Insurance.

Assembly Bill No. 805: By Mr. Crichton—An act to amend Section 68 of the Unemployment Insurance Act, relating to unemployment insurance and hearings before referees.

Referred to Committee on Finance and Insurance.

Assembly Bill No. 806: By Mr. Crichton—An act to amend Section 67 of the Unemployment Insurance Act, relating to unemployment insurance and claims thereunder.

Referred to Committee on Finance and Insurance.

RESOLUTIONS

The following resolution was offered:

By Mr. Thurman:

House Resolution No. 55

Respecting the discovery of gold at Coloma

WHEREAS, January 24, 1947, is the official Ninety-ninth Anniversary of the Discovery of Gold at Coloma by James Wilson Marshall; and

WHEREAS, As a result of that discovery, many of the Nation's finest came to California, and upon their arrival, made the further discovery that California held not only gold, but a wealth of other resources as well; and

WHEREAS, During the period of nearly 100 years that has elapsed since this great State has reached a high place within the aggregation of our several states; and

WHEREAS, We have become more and more engrossed in our daily round of duty as the days go by, it becomes more and more fitting that we should pause on this day to reflect upon the achievements and the high ideals of those pioneers who carved from the vastness of our forests and plains this great State that we love, and to draw from their precept and example renewed inspiration to sustain and guide us as we face the problems before us now. Not all the pioneering has been done. We face today some of

the greatest problems that have ever faced any people, so let us now, in the light of those high ideals, consecrate ourselves this day to the tasks that lie before us, that we may prove worthy of our heritage and wisely administer our trust.

It is not alone for the accidental discovery of gold that we mark this day. Rather it is for the momentous events that flowed therefrom. The voice of the golden siren called to the shores of the broad Pacific the very flower of the Nation's manhood. None but those of the highest courage could dare the great adventure, and none but the fittest could survive its hardships; and

WHEREAS, Beginning January 24, 1948, we begin a three-year centennial celebration of all the events leading up to and including California's admission into the Union; therefore, be it

Resolved, That when the Assembly does this day adjourn, that we do so in commemoration of the discovery of gold at Coloma, and out of respect to the memory of James Wilson Marshall and those rugged pioneers who have bequeathed to us this priceless heritage.

Request for Unanimous Consent

Mr. Thurman asked for, and was granted, unanimous consent to take up House Resolution No. 55, at this time, without reference to committee or file.

Resolution read and, on motion of Mr. Thurman, adopted.

REQUEST FOR UNANIMOUS CONSENT THAT REPORT BE ORDERED PRINTED IN THE JOURNAL

Mr. Geddes asked for, and was granted, unanimous consent that the Report of the Assembly Interim Committee on Exhibitions and Fairs be ordered printed in the Journal sometime before the end of this month, January, at the convenience of the State Printer.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

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

Assembly Constitutional Amendment No. 12: By Mr. Hawkins—A resolution to propose to the people of the State of California an amendment to the Constitution of the State by amending Section 23a of Article IV thereof, relating to legislative officers and employees.

Referred to Committee on Constitutional Amendments.

Assembly Constitutional Amendment No. 13: By Mr. McCollister—A resolution to propose to the people of the State of California an amendment to the Constitution of the State by amending Section 23a of Article IV thereof, relating to legislative help.

Referred to Committee on Constitutional Amendments.

Assembly Bill No. 807: By Mr. Hollibaugh—An act to amend the article heading of Article 2, Chapter 1, Part 6, Division 1, and Sections 3356, 3391, 3396, 3398, and 3403 and to repeal Sections 3392, 3393, 3394, 3395, 3397, 3399, 3400, and 3401, of the Revenue and Taxation Code, relating to real property taxation and the publication of delinquent lists.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 808: By Mr. Hollibaugh—An act empowering cities, city and counties, and counties to enact airport approach and turning area regulations for the protection of air approaches to, and turning

areas of, airports, for the administration of the same, and for the compensation of owners of property whose property rights are taken or damaged by such regulations.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 809: By Messrs. McMillan, Debs, Anderson, Fletcher, Grant, Mrs. Niehouse, Messrs. Price, and Thomas—An act to amend Section 17, of the Penal Code, relating to the definition of crimes as felonies or misdemeanors, and providing for the determination of classification of crimes for which offenders are committed to the Youth Authority.

Referred to Committee on Crime and Correction

Assembly Bill No. 810: By Mr. Wollenberg—An act to amend Sections 35 and 257 of, and to add Section 35.5 to, the Vehicle Code, relating to power cycles and operators thereof.

Referred to Committee on Transportation and Commerce.

Assembly Bill No. 811: By Messrs. Bennett, Hahn, Kilpatrick, Price, and Rosenthal—An act relating to the employment of prisoners confined in the California State Prison at San Quentin, and declaring the urgency thereof.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 812: By Mr. Hahn—An act to add Section 895.1 to the Military and Veterans Code, relating to veterans' benefits.

Referred to Committee on Military Affairs.

Assembly Bill No. 813: By Mr. McCollister—An act to amend Section 4249 of the Political Code and Section 28120 of the Government Code, relative to compensation for public services in counties.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 814: By Mr. McCollister—An act to amend Section 4251 of the Political Code and Section 28122 of the Government Code, relating to compensation for public services in counties.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 815: By Mr. Rosenthal—An act to amend Section 664 and 665 of the Probate Code, relating to probate of homesteads.

Referred to Committee on Judiciary.

Assembly Bill No. 816: By Mr. Berry—An act to repeal Sections 39, 40, 41, 41.1, 41.2, 41.3, 41.5, and 42 of the California Unemployment Insurance Act.

Referred to Committee on Finance and Insurance.

Assembly Bill No. 817: By Mr. Dickey—An act to amend Section 103 of the Code of Civil Procedure, relating to justices' courts in townships and cities.

Referred to Committee on Judiciary.

Assembly Bill No. 818: By Mr. Dickey—An act to amend Section 737a of the Political Code, relating to salaries of superior court judges.

Referred to Committee on Judiciary.

Assembly Bill No. 819: By Mr. Dickey—An act to amend Section 204e of the Code of Civil Procedure, relating to the duties and compensation of the secretary and jury commissioner of the superior court, and assistants.

Referred to Committee on Judiciary.

Assembly Bill No. 820: By Mr. Dickey—An act to amend Section 103½ of the Code of Civil Procedure, relating to justices' clerks in cities and towns.

Referred to Committee on Judiciary.

Assembly Bill No. 821: By Mr. Dickey—An act to amend Sections 103 and 103½ of the Code of Civil Procedure, relating to justices' courts in townships and cities.

Referred to Committee on Judiciary.

Assembly Bill No. 822: By Mr. Johnson—An act to add Article 6 to Chapter 4 of Part 5 of Division 11 of the Water Code, relating to quieting of title to tax-deeded property of an irrigation district.

Referred to Committee on Judiciary.

Assembly Bill No. 823: By Messrs. Grunsky and Silliman—An act making an appropriation to the Division of Beaches and Parks, Department of Natural Resources for the acquisition of land and the restoration of the Old Glass House located near the City of Watsonville in Monterey County, declaring the emergency thereof, to take effect immediately.

Without reference to committee.

CONSIDERATION OF DAILY FILE

THIRD READING OF ASSEMBLY BILLS

Assembly Joint Resolution No. 12—Relative to memorializing Congress to enact legislation to control the manufacture and sale of inflammable materials.

Resolution read.

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

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—71.

NOES—None.

Resolution ordered transmitted to the Senate.

Assembly Joint Resolution No. 3—Relative to memorializing Congress to erect a Monument to the Unknown Sailor.

Resolution read.

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

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sheridan, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—68.

NOES—None.

Resolution ordered transmitted to the Senate.

Assembly Concurrent Resolution No. 29—Relative to approving certain amendments to the charter of the City of Huntington Beach, in the County of Orange, State of California, voted for and ratified by the electors of the city at the general municipal election held therein on the ninth day of April, 1946.

Resolution read.

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

AYES—Allen, Anderson, Bennett, Berry, Blosser, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Sheridan, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—62.

NOES—None.

Resolution ordered transmitted to the Senate.

Speaker Pro Tempore Presiding

At 10.40 a.m., Hon. Thomas A. Maloney, Speaker pro Tempore of the Assembly, presiding.

THIRD READING OF SENATE BILLS

Senate Concurrent Resolution No. 16—Relative to making additional funds available to the Legislative Budget Committee, established by Senate Concurrent Resolution No. 3 (Res. Ch. 20, 1945).

Resolution read.

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

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brown, Burke, Burns, Butters, Caldecott, Collier, George D. Collins, Conrad, Cramer, Crowley, Lester T. Davis, M Philip Davis, Debs, Dickey, Dolwig, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, Rosenthal, Sheridan, Silliman, Stanley, Stephenson, Thomas, Thorp, Thurman, Waters, Weber, and Wollenberg—59.

NOES—None.

Resolution ordered transmitted to the Senate.

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Concurrent Resolution No. 14—Relative to the establishment of a state park on Angel Island in San Francisco Bay.

Resolution read.

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

AYES—Allen, Anderson, Beck, Berry, Blosser, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Robertson, Rosenthal, Sheridan, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—64.

NOES—Cramer—1.

Resolution ordered transmitted to the Senate.

COMMUNICATIONS

By Mr. Thurman:

A resolution from the Auburn Business and Professional Women, relative to the outlawing of strikes, hot cargo, and secondary boycotts, was received, and referred to the Committee on Rules

Hon. Ralph C. Dills Presiding

At 10.43 a.m., Hon Ralph C. Dills, Member of the Assembly from the Sixty-ninth District, presiding.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Joint Resolution No. 7—Relative to conferring citizenship upon all Indians, native of the United States, releasing them from status of wards of the government, and dividing and distributing the tribal reservations.

Resolution read.

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

AYES—Allen, Anderson, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—70.

NOES—None.

Resolution ordered transmitted to the Senate.

Assembly Concurrent Resolution No. 18—Relative to reports of the department encampment and the annual convention of the United Spanish-American War Veterans.

Resolution read.

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

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller,

Niehouse, O'Day, Price, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—70.

NOES—None.

Resolution ordered transmitted to the Senate.

Assembly Concurrent Resolution No. 19—Relative to the reports of the annual conventions of the Disabled American Veterans of the World War of the Department of California.

Resolution read.

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

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—70.

NOES—None.

Resolution ordered transmitted to the Senate.

Assembly Concurrent Resolution No. 26—Relative to reports of the annual conventions of the American Veterans of World War II (AMVETS).

Resolution read.

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

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—70.

NOES—None.

Resolution ordered transmitted to the Senate.

Assembly Concurrent Resolution No. 15—Relative to reports of the annual conventions of the American Legion.

Resolution read.

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

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—70.

NOES—None.

Resolution ordered transmitted to the Senate.

Assembly Concurrent Resolution No. 16—Relative to the reports of the sessions of the department encampment of the Grand Army of the Republic.

Resolution read.

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

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—70.

NOES—None.

Resolution ordered transmitted to the Senate.

Assembly Concurrent Resolution No. 17—Relative to reports of the annual conventions or encampments of the Veterans of Foreign Wars of the Department of California.

Resolution read.

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

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr Speaker—70.

NOES—None.

Resolution ordered transmitted to the Senate.

Speaker Pro Tempore Presiding

At 10.50 a.m., Hon. Thomas A. Maloney, Speaker pro Tempore of the Assembly, presiding.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolution was offered:

Assembly Concurrent Resolution No. 32: By Messrs. McCollister and Allen—Relative to reports of the annual conventions of the Jewish War Veterans.

Request for Unanimous Consent

Mr. McCollister asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 32, at this time, without reference to committee, print, or file, and that the same be considered engrossed.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 32

Assembly Concurrent Resolution No. 32—Relative to reports of the annual conventions of the Jewish War Veterans.

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

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer,

Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—70.

NOES—None.

Resolution ordered printed, and transmitted to the Senate.

Hon. Ralph C. Dills Presiding

At 10.58 a m., Hon. Ralph C. Dills, Member of the Assembly from the Sixty-ninth District, presiding.

RECESS

At 11 a.m., on motion of Mr. Dickey, the Assembly recessed until 11.15 a.m.

REASSEMBLED

At 11.15 a m., the Assembly reconvened.

Hon. Thomas A. Maloney, Speaker pro Tempore of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

MEMBERS EXCUSED TO HOLD COMMITTEE MEETING

At 11.16 a.m., Mr. Brown asked for, and was granted, unanimous consent that the members of the Committee on Judiciary be excused, at this time, for the purpose of holding a meeting in the post office.

Hon. Don A. Allen Presiding

At 11.17 a.m., Hon. Don A. Allen, Member of the Assembly from the Sixty-third District, presiding.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

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

Assembly Bill No. 824: By Messrs. Butters, Heisinger, Beck, Cramer, and Erwin—An act to add Section 22431.1 to the Water Code, relating to irrigation districts and to district works.

Referred to Committee on Agriculture.

Assembly Bill No. 825: By Messrs. Butters, Heisinger, Beck, Cramer, and Erwin—An act to add Section 20571 to the Water Code, relating to irrigation districts and assessments of irrigation districts.

Referred to Committee on Agriculture.

Assembly Bill No. 826: By Messrs. Butters, Cramer, Beck, Heisinger, and Erwin—An act to amend Section 21658 of the Water Code, relating to nomination of candidates for offices in irrigation districts.

Referred to Committee on Agriculture.

Assembly Bill No. 827: By Messrs. Butters, Heisinger, Beck, Cramer, and Erwin—An act to amend Section 22431 of the Water Code,

relating to construction of works of an irrigation district along, over, under, on, or across property and restoration of the property.

Referred to Committee on Agriculture.

Assembly Bill No. 828: By Messrs. Butters, Heisinger, Cramer, and Erwin—An act to add Section 20570 to the Water Code, relating to irrigation districts.

Referred to Committee on Agriculture.

Assembly Bill No. 829: By Mr. Butters—An act to add Section 1208.5 to the Agricultural Code, relating to nonprofit cooperative associations.

Referred to Committee on Agriculture.

Assembly Bill No. 830: By Messrs. Butters and Erwin—An act to amend Section 887 of the Fish and Game Code, relating to fishing in Salton Sea.

Referred to Committee on Fish and Game.

Assembly Bill No. 831: By Messrs. Butters and Erwin—An act to amend Section 92 of the Fish and Game Code, relating to District 22.

Referred to Committee on Fish and Game.

Assembly Concurrent Resolution No. 33: By Messrs. Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Sam L. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Mrs. Niehouse, Messrs. O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—Relative to Frank N. Killam.

Request for Unanimous Consent

Mr. Allen asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 33, at this time, without reference to committee, print, or file, and that the same be considered engrossed.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 33

Assembly Concurrent Resolution No. 33—Relative to Frank N. Killam.

Resolution read, and adopted unanimously.

Resolution ordered transmitted to the Senate.

APPOINTMENT OF SELECT COMMITTEE

Acting Speaker Allen announced the appointment of Messrs. Gannon, Stephenson, and Maloney as a Select Committee to escort to the rostrum Mr. Frank N. Killam.

RECESS

At 11.20 a.m., on motion of Mr. Wollenberg, the Assembly recessed until 11.30 a.m. to hear remarks in compliment to, and by, Mr. Frank N. Killam.

REASSEMBLED

At 11.30 a.m., the Assembly reconvened.

Hon. Thomas A. Maloney, Speaker pro Tempore of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

MOTION TO PRINT REMARKS IN THE JOURNAL

Mr. Doyle moved that the remarks by Messrs. Maloney and Gannon, given in compliment to Mr. Frank N. Killam, be ordered printed in the Journal.

Motion carried.

Hon. Don A. Allen Presiding

At 11.32 a.m., Hon. Don A. Allen, Member of the Assembly from the Sixty-third District, presiding.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

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

Assembly Bill No. 832: By Mr. Stephenson—An act to amend Section 4041i of the Political Code of the State of California, relating to the sale or disposition of realty acquired or used for fair purposes.

Referred to Committee on Agriculture.

Assembly Bill No. 833: By Mr. Cramer and Mrs. Niehouse—An act to add Chapter 13 to Division 9 of the Education Code, relating to school camps.

Referred to Committee on Education.

Assembly Bill No. 834: By Messrs. Allen and Crowley—An act amending Section 3082, adding Sections 3082.1, 3082.3, and repealing Section 3088 of the Welfare and Institutions Code, relating to aid to the needy blind.

Referred to Committee on Social Welfare.

Assembly Bill No. 835: By Messrs. McMillan and Debs—An act to add Section 337h to the Penal Code, relating to coin operated amusement devices.

Referred to Committee on Public Morals.

Assembly Bill No. 836: By Messrs. Allen and Crowley—An act to repeal Section 3474 of the Welfare and Institutions Code, relating to aid to partially self-supporting blind, and responsibility of relatives.

Referred to Committee on Social Welfare.

Assembly Bill No. 837: By Mr. Crowley—An act to amend Sections 737q, 737bb, and 737vv of the Political Code, relating to salaries of superior court judges.

Referred to Committee on Judiciary.

Assembly Bill No. 838: By Mr. Crowley—An act to amend Sections 4252, 4261, and 4280 of the Political Code and Sections 28123, 28132, and 28151 of the Government Code, relating to compensation for public services.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 839: By Messrs. Thompson, Crichton, McCollister, Brown, and Lyons—An act to amend Section 6509 of the Business and Professions Code, relating to barbering.

Referred to Committee on Public Health.

Assembly Bill No. 840: By Mr. Rosenthal—An act to add Section 526.5 to the Code of Civil Procedure, relating to the service of restraining orders and injunctions.

Referred to Committee on Judiciary.

Assembly Bill No. 841: By Mr. Wollenberg—An act to amend Section 18594 of the Government Code, relating to the officers and employees of the Public Utilities Commission of the State of California (formerly the Railroad Commission of the State of California), exempting certain positions from the state civil service.

Referred to Committee on Civil Service and State Personnel.

Assembly Bill No. 842: By Messrs. Ralph C. Dills, Clayton A. Dills, Erwin, Fletcher, Grant, Hollibaugh, and Thomas—An act to provide for the establishment of a state college in Los Angeles County, and making an appropriation therefor.

Referred to Committee on Education.

Assembly Bill No. 843: By Messrs. Ralph C. Dills, Dunn, Mrs. Niehouse, Messrs. Heisinger, Blosser, Dickey, Geddes, Hawkins, Hollibaugh, Maloney, and Rosenthal—An act to amend Section 3 of an act entitled "An act defining credit unions, providing for their incorporation, powers, management and supervision," approved March 3, 1927, relating to the regulation of credit unions.

Referred to Committee on Finance and Insurance.

Assembly Bill No. 844: By Messrs. Ralph C. Dills, Dunn, Mrs. Niehouse, Messrs. Heisinger, Blosser, Dickey, Geddes, Hawkins, Hollibaugh, Maloney, and Rosenthal—An act to amend Section 10 of an act entitled "An act defining credit unions, providing for their incorporation, powers, management and supervision," approved March 3, 1927, relating to the regulation of credit unions.

Referred to Committee on Finance and Insurance.

Assembly Bill No. 845: By Messrs. Ralph C. Dills, Dunn. Mrs. Niehouse, Messrs. Heisinger, Blosser, Dickey, Geddes, Hawkins, Hollibaugh, Maloney, and Rosenthal—An act to amend Sections 2, 7, and 23.4 of an act entitled "An act defining credit unions, providing for their incorporation, powers, management and supervision," approved March 31, 1927, relating to the regulation of credit unions.

Referred to Committee on Finance and Insurance.

Assembly Bill No. 846: By Messrs. Ralph C. Dills, Dunn, Mrs. Niehouse, Messrs. Heisinger, Blosser, Dickey, Geddes, Hawkins, Hollibaugh, Maloney, and Rosenthal—An act to amend Sections 3 and 14 of an act entitled "An act defining credit unions, providing for their incorporation, powers, management and supervision," approved March 3, 1927, relating to the regulation of credit unions.

Referred to Committee on Finance and Insurance.

Assembly Bill No. 847: By Mr. Rosenthal—An act to provide for the acquisition and construction of houses and apartments in the State; defining the duties of the Governor and state agencies in respect thereto; making an appropriation, and declaring the urgency thereof, to take effect immediately.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 848: By Messrs. Beck and Hinton—An act to amend Section 80 of the Agricultural Code, relating to agricultural districts.

Referred to Committee on Agriculture.

Assembly Bill No. 849: By Mrs. Niehouse—An act to amend Section 9 of the Municipal Court Act of 1925, relating to the constitution of the court and to compensation of officials.

Referred to Committee on Judiciary.

Assembly Joint Resolution No. 17: By Messrs. Allen, McCollister, Luckel, Cramer, Anderson, Caldecott, Conrad, Crowley, Dolwig, Grant, Grunsky, Hahn, Hinckley, Hollibaugh, Huyck, Mrs. Niehouse, Messrs. Silliman, Waters, and Wollenberg—Relative to federal payments for disabled veterans in veterans homes.

Referred to Committee on Military Affairs.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, January 24, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 21

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bill ordered to third reading.

RE-REFERENCE OF BILLS

By order of the Speaker, the following bill was withdrawn from the file, and re-referred as follows:

Assembly Bill No. 21 re-referred to Committee on Judiciary.

REPORTS OF STANDING COMMITTEES

Committee on Judiciary

ASSEMBLY CHAMBER, SACRAMENTO, January 24, 1947

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

Assembly Bill No. 21

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

BROWN, Chairman

Above reported bill ordered to third reading.

THIRD READING OF ASSEMBLY BILLS (BY UNANIMOUS CONSENT)

Assembly Bill No. 21—An act to amend Section 1054 of the Code of Civil Procedure, relating to extensions of time.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Beck, Bennett, Blosser, Brady, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thurman, Waters, Weber, and Wollenberg—63.

NOES—Hawkins—1.

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

AYES—Allen, Beck, Bennett, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cramer, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—63.

NOES—Hawkins—1.

Bill ordered transmitted to the Senate.

COMMUNICATIONS

By Mr. Anderson:

A communication from Rudolph F. Wedler, City Clerk of Manhattan Beach, relative to introducing legislation permitting automobile ownership certificates to be issued by the State as taxable instruments was received, and ordered referred to the Committee on Transportation and Commerce.

By Mr. Geddes:

The following opinion of the Legislative Counsel was received, read, and, on motion of Mr. Doyle, ordered printed in the Journal:

Opinion of Legislative Counsel

STATE OF CALIFORNIA, OFFICE OF LEGISLATIVE COUNSEL
SACRAMENTO 2, CALIFORNIA, January 22, 1947

Honorable Ernest E. Geddes
Assembly Chamber

Los Angeles City Election Ballots—No. 1053

DEAR MR. GEDDES: We have your request of January 13, 1947, with attached pamphlet entitled "Election Calendar and General Information for Candidates." You direct our attention to this statement in the last page of the pamphlet:

> "Order of Candidates. Underneath the title of each office shall be printed, in alphabetical order, the names of the candidates for that office, without any occupational statement, except in the case of the incumbents, who may have printed underneath their names either the word 'Incumbent,' or the words designating such elective office."

You have asked us whether the Legislature can change this provision.

It appears to us that the municipal election in Los Angeles City is purely a municipal affair to be governed by the city charter and over which the Legislature has no authority.

Article XI, Section 8½, of the Constitution provides that the charter may contain provisions:

"4. For the manner in which and the times at which any municipal election shall be held and the result thereof determined; * * * "

Article XXVII of the Los Angeles Charter contains exhaustive provisions upon the subject. Section 306 provides that all elections, except as otherwise provided in the charter, shall be conducted pursuant to a City Election Code, to be adopted by ordinance of the council, or pursuant to state law if held before the adoption of the Election Code. We are informed that the city has adopted such a code.

The charter discloses no provision as to the printing upon the ballot which would be inconsistent with the statement on the Election Calendar, and if the provision as to incumbents above quoted is contained in the Election Code of Los Angeles, the Legislature is without authority to alter it.

Very truly yours,

FRED B. WOOD, Legislative Counsel
By JOSEPH L. KNOWLES, Deputy

By Speaker Collins:

A communication with recommendations, and a resolution, from the Imperial Highway Association, signed by George Kellogg, Secretary, of Yorba Linda, relative to development of the State Highway System, was received, and ordered referred to the Committee on Conservation and Planning.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Concurrent Resolution No. 10—Relative to the continuance of the Joint Fact-Finding Committee on Un-American Activities created by Resolutions Chapter No. 143 of the Fifty-sixth Regular Session.

Resolution read.

Motion to Amend

Mr. George D. Collins moved the adoption of the following amendment:

Amendment No. 1

On page 2, line 1, of the printed resolution, as amended January 21, 1947, strike out "eight thousand dollars ($8,000)", and insert "ninety-six dollars and eighty-nine cents ($96 89)".

Amendment read.

Point of Order

Mr. Field arose to the following point of order: That Mr. George D. Collins is not speaking to the question.

Ruling by Speaker

Acting Speaker Allen ruled the point of order well taken.

The question being on the adoption of the amendment offered by Mr. George D. Collins to Senate Concurrent Resolution No. 10.

Roll Call Demanded

Messrs. Hawkins, George D. Collins, and Gaffney demanded a roll call.

The roll was called, and the amendment offered by Mr. George D. Collins to Senate Concurrent Resolution No. 10 refused adoption by the following vote:

AYES—George D. Collins, Lester T Davis, Hawkins, and Miller—4.

NOES—Beck, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, Conrad, Cramer, Crichton, Crowley, Debs, Dickey, Clayton A. Dills,

Ralph C. Dills, Dolwig, Doyle, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Loomis, Luckel, Lyons, Maloney, McCollister, Niehouse, Price, Silliman, Stanley, Stephenson, Thompson, Thorp, Thurman, Waters, and Wollenberg—53.

The question being on the adoption of Senate Concurrent Resolution No. 10.

Roll Call Demanded

Messrs. Gannon, James, and Silliman demanded a roll call.

The roll was called, and Senate Concurrent Resolution No. 10 adopted by the following vote:

AYES—Beck, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Loomis, Luckel, Lyons, Maloney, McCollister, Niehouse, Price, Sheridan, Silliman, Stanley, Stephenson, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—56.

NOES—Anderson, George D. Collins, Hawkins, and Miller—4.

Resolution ordered transmitted to the Senate.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

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

Assembly Bill No. 850: By Messrs. Gaffney, George D. Collins, Crowley, and Mrs Niehouse—An act to amend Sections 3025, 3084, and 3087 of the Welfare and Institutions Code, relating to aid to the needy blind, increasing the amount thereof, and making an appropriation.

Referred to Committee on Social Welfare.

Assembly Bill No. 851: By Messrs. Gaffney, Crowley, George D. Collins, and Mrs. Niehouse—An act to amend Sections 3420, 3472, and 3480 of the Welfare and Institutions Code, relating to aid to partially self-supporting blind.

Referred to Committee on Social Welfare.

Assembly Bill No. 852: By Messrs. Gaffney, Maloney, and George D. Collins—An act to add Section 18006 to the Government Code, relating to compensation of state employees.

Referred to Committee on Civil Service and State Personnel.

Assembly Bill No. 853: By Mr. McMillan—An act to add Section 133 to the Streets and Highways Code, relating to powers and duties of the California Highway Commission, in respect to construction or repair of highways.

Referred to Committee on Conservation and Planning.

Assembly Bill No. 854: By Messrs. Waters and Huyck—An act to amend Section 678 of the Elections Code, relating to precinct boards.

Referred to Committee on Elections and Reapportionment.

Assembly Bill No. 855: By Messrs. Waters and Huyck—An act to amend Sections 980, 983, and 984 of the Civil Code, all relating to rights in products of the mind.

Referred to Committee on Judiciary.

Assembly Bill No. 856: By Messrs. Waters and Huyck—An act to amend Section 3043 of the Elections Code, relating to nomination papers.

Referred to Committee on Elections and Reapportionment.

Assembly Bill No. 857: By Messrs. Price, Clarke, Cooke, Geddes, Stephenson, Thompson, and Thorp—An act to add Section 3714.5 to the Political Code, governing increases in expenditures and tax levies.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 858: By Messrs. Dickey, Dunn, Sheridan, James, Brown, Caldecott, Carey, Clarke, Cooke, Crichton, Crowley, Grunsky, Heisinger, Kirkwood, McCollister, Price, Robertson, Sherwin, Silliman, Thompson, Thurman, and Weber—An act to amend Section 5 of an act entitled "An act relating to the determination of the wartime population of cities or cities and counties for purposes of allocation of moneys from the State Highway Fund and from the Motor Vehicle License Fee Fund for expenditures therein, and declaring the urgency thereof," approved May 18, 1943, relating to the time said act remains in effect, and declaring the urgency thereof, to take effect immediately.

Referred to Committee on Transportation and Commerce.

Assembly Bill No. 859: By Messrs. Sherwin and Sheridan—An act to amend Sections 51 and 52 of the Public Utilities Act, defining the powers of the Public Utilities Commission relating to certain transactions of public utilities.

Referred to Committee on Public Utilities and Corporations.

Assembly Bill No. 860: By Messrs. Sherwin and Sheridan—An act to amend Sections 3906, 3908, and 3910 of, and to add Section 3913 to, the Revenue and Taxation Code, relating to the correlative rights of taxing agencies.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 861: By Mr. Maloney—An act to amend Section 1102.3 of the Agricultural Code, relating to eggs.

Referred to Committee on Livestock and Dairies.

Hon. Ralph C. Dills Presiding

At 12.17 p.m., Hon. Ralph C. Dills, Member of the Assembly from the Sixty-ninth District, presiding.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, January 24, 1947

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

Assembly Bill No. 435

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

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

CONSIDERATION OF SENATE AMENDMENTS (BY UNANIMOUS CONSENT)

Assembly Bill No. 435—An act to add Sections 1160.5 and 1160.6 to the Harbor and Navigation Code, relating to pilots, declaring the urgency thereof, to take effect immediately.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 435?

Amendment No. 1

On page 1, line 19, of the printed bill, strike out "Fifty-Eighth".

Amendment No. 2

On page 1, line 20, of said bill, after "Legislature", insert "in 1949".

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 435 by the following vote:

AYES—Anderson, Bennett, Blosser, Boyd, Brown, Burke, Burns, Caldecott, Clarke, Collier, Conrad, Cooke, Crichton, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Sheridan, Silliman, Stanley, Stephenson, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—57.

NOES—None.

Assembly Bill No. 435 ordered enrolled.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, January 24, 1947

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

Senate Bill No. 45

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS

The following bill was read the first time:

Senate Bill No. 45—An act to repeal Sections 2 and 5 of, and to add new Sections 2 and 5, to an act entitled "An act relating to real property of a city, county, or city and county, situate without the territorial boundaries of the owner, prescribing regulations concerning the handling and disposition of such property, whether by sale, lease, license or otherwise, and providing for the administration and enforcement of the provisions of this act," approved July 12, 1945, and to add new Sections 2 and 5 to said act, relating to the handling and disposition of such real property, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Municipal and County Government.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, January 24, 1947

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

Senate Bill No. 23
Senate Bill No. 56
Senate Bill No. 64
Senate Bill No. 191
Senate Bill No 201

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS (RESUMED)

The following bills were read the first time:

Senate Bill No. 23—An act to amend Section 752 of an act entitled "An act to provide for the organization, incorporation, and government of municipal corporations," approved March 13, 1883, relating to elections of boards of education in cities of the fifth class, declaring the urgency hereof, to take effect immediately.

Referred to Committee on Municipal and County Government.

Senate Bill No. 56—An act to validate the organization, boundaries, governing officers or boards, acts, proceedings and bonds of public bodies, to take effect immediately.

Referred to Committee on Judiciary.

Senate Bill No. 64—An act to amend Sections 164, 181, 222 of, to repeal Section 146.5 of, and to add Section 182.1 to, the Vehicle Code, relating to the registration and transfers of registration of vehicles, declaring the urgency thereof, and providing that this act shall take effect immediately.

Referred to Committee on Transportation and Commerce.

Senate Bill No. 191—An act to amend Section 963 of the Agricultural Code, relating to seed potato test plats, declaring the urgency of this act, to take effect immediately.

Referred to Committee on Agriculture.

Senate Bill No. 201—An act to amend Sections 18540 and 18973 of the Government Code, relating to veterans and civil service credits for military service, and declaring the urgency thereof to take effect immediately.

Referred to Committee on Military Affairs.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, January 24, 1947

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

Assembly Bill No. 367

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bill ordered enrolled.

REPORTS OF STANDING COMMITTEES

Committee on Revenue and Taxation

ASSEMBLY CHAMBER, SACRAMENTO, January 24, 1947

MR. SPEAKER: Your Committee on Revenue and Taxation, to which was referred:

Assembly Bill No. 321

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

HOLLIBAUGH, Chairman

Above reported bill ordered to second reading.

SECOND READING OF ASSEMBLY BILLS (BY UNANIMOUS CONSENT)

Assembly Bill No. 321—An act to amend Sections 6011 and 6012 of the Revenue and Taxation Code, relating to sales and use taxes and providing that this act shall take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Revenue and Taxation:

Amendment No. 1

On page 2, line 7, of the printed bill, strike out "The", and insert "On and after February 1, 1947, the".

Amendment No. 2

On page 2, line 12, of the printed bill, strike out "The", and insert "On and after February 1, 1947, the".

Amendment No. 3

On page 3, line 9, of the printed bill, strike out "The", and insert "On and after February 1, 1947, the".

Amendment No. 4

On page 3, line 14, of the printed bill, strike out "The", and insert "On and after February 1, 1947, the".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Motion to Place Rush Order On Printing of Assembly Bill No. 321

Mr. Hollibaugh moved that a rush order be placed upon the printing of Assembly Bill No. 321.

Motion carried.

REPORTS OF STANDING COMMITTEES

Committee on Revenue and Taxation

ASSEMBLY CHAMBER, SACRAMENTO, January 24, 1947

MR. SPEAKER: Your Committee on Revenue and Taxation, to which was referred:

Certain correspondence regarding the State Board of Accountancy

Has had the same under consideration, and reports the same back with the recommendation: Be re-referred to Committee on Governmental Efficiency and Economy.

HOLLIBAUGH, Chairman

Above reported communications re-referred to Committee on Governmental Efficiency and Economy.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

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

Assembly Bill No. 862: By Mr. Kilpatrick and Mrs. Niehouse—An act to amend Sections 3025, 3084, and 3087 of the Welfare and Institutions Code, relating to aid to the needy blind, increasing the amount thereof, and making an appropriation.

Referred to Committee on Social Welfare.

Assembly Bill No. 863: By Mr. Kilpatrick and Mrs. Niehouse—An act to amend Sections 3420, 3472, and 3480 of the Welfare and Institutions Code, relating to aid to partially self-supporting blind.

Referred to Committee on Social Welfare.

Assembly Bill No. 864: By Mr. Evans—An act to add Section 1322 to the Government Code, relating to eligibility for state administrative office.

Referred to Committee on Governmental Efficiency and Economy.

REPORTS OF STANDING COMMITTEES

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, January 24, 1947

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

Assembly Joint Resolution No. 13

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

DICKEY, Chairman

Above reported resolution ordered engrossed.

ASSEMBLY CHAMBER, SACRAMENTO, January 24, 1947

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

House Resolution No. 49
House Resolution No. 50
House Resolution No. 53

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

DICKEY, Chairman

Above reported resolutions ordered on file for adoption.

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, January 24, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 455

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bill ordered to third reading.

RESOLUTIONS

The following resolutions were offered:

By Messrs. Maloney, Dolwig, and Miller:

House Resolution No. 56

WHEREAS, On Sunday, January 19th, in the City of Richmond in Contra Costa County the Richmond Open Championship Golf Tournament terminated in one of the biggest upsets in the history of golf; and

WHEREAS, Competing in that tournament was a California boy, Mr. George Schoux, aged 28, a resident of San Bruno in San Mateo County; and

WHEREAS, In competition with George Schoux were the Nation's leading golf champions and tournament winners; and

WHEREAS, This young man, who two years ago came back home from hazardous Pacific war work a wrecked individual due to his hard labors in the interests of his Country, thought he would never be able to again play golf, the game that he loved; and

WHEREAS, To the surprise of the golfing world, George Schoux turned in a record score of 16 under par, 268, and putting together sensational rounds of 66-66-65 finished to win his first major tournament over the greatest competition that ever competed in a golf tournament; and

WHEREAS, The victory of George Schoux is a victory for California in this field of sport that is now one of the Nation's greatest pastimes; now, therefore, be it

Resolved, That the Assembly of the State of California hereby congratulates George Schoux for winning this major Richmond Open Championship Golf Tournament, and wishes him every success in the future so that he may carry the best thoughts of the State of California in his travels throughout the Nation; and be it further

Resolved, That suitable engrossed copy of this resolution be forwarded to Mr. George Schoux.

Request for Unanimous Consent

Mr. Miller asked for, and was granted, unanimous consent to take up House Resolution No. 56, at this time, without reference to committee or file.

Resolution read, and adopted unanimously.

By Mr. Thompson:

House Resolution No. 57

Relative to the creation of an Assembly Fact-Finding Committee on Working Hours of State Employees

WHEREAS, The Legislature, in a resolution adopted at the Fifty-sixth (Second Extraordinary) Session, recognized the probability of being called upon to consider the problem of uniform working hours and conditions in the state service, during this Regular General Session of the Legislature; and

WHEREAS, It appears that private industry and many other public jurisdictions are rapidly adopting a standard 40 hour work week and may provide for additional compensation for overtime and night work; and

WHEREAS, There are many specific examples where persons in the state service work longer hours than persons in private industry and other public jurisdictions doing comparable work and receiving only the same pay as those who work shorter hours; and

WHEREAS, There are many examples in the state service where employees doing identical work receive the same rate of pay, but some of them have to work longer hours because they are in different departments; and

WHEREAS, Many of the hours of work for state employees are determined under a statute enacted to meet the manpower shortage problem caused by the war and the readjustment of working hours to normal conditions is a large problem needing immediate legislative attention and action; and

WHEREAS, These conditions are having and will continue to have a serious adverse effect on the morale of a large number of state employees and also cause unsurmountable administrative problems to state departments; and

WHEREAS, The State will suffer seriously in obtaining and retaining necessary employees unless it can compete in the labor market on approximately the same basis as to hours and working conditions as other employers; and

WHEREAS, If this session of the Legislature does not take action on this problem it will be two years before it can again consider it, during which time the problem will get progressively worse; now, therefore, be it

Resolved by the Assembly of the State of California, As follows:

1. The Assembly Fact-Finding Committee on Working Hours of State Employees is hereby created and authorized and directed to ascertain, study and analyze all facts relating to the working hours of all state employees, including but not limited to the operation, effect, administration, enforcement, and needed revision of any and all laws in any way bearing upon or relating to the subject of this resolution, and to report thereon to the Assembly, including in the reports its recommendations for appropriate legislation.

2. The committee shall consist of five Members of the Assembly appointed by the Speaker thereof. Vacancies occurring or existing in the membership of the committee shall be filled by the appointing power.

3. The committee is authorized to act during this session of the Legislature, including any recess, but not after final adjournment.

4. The committee and its members shall have and exercise all of the rights, duties and powers conferred upon investigating committees and their members by the provisions of the Joint Rules of the Senate and Assembly and of the Standing Rules of the Assembly as they are adopted and amended from time to time, which provisions are incorporated herein and made applicable to this committee and its members.

5. The committee has the following additional powers and duties:

(a) To select a chairman and a vice chairman from its membership.

(b) To contract with such other agencies, public or private, as it deems necessary for the rendition and affording of such services, facilities, studies and reports to the committee as will best assist it to carry out the purposes for which it is created.

(c) To cooperate with and secure the cooperation of county, city, city and county, and other local law enforcement agencies in investigating any matter within the scope of this resolution and to direct the sheriff of any county to serve subpenas, orders and other process issued by the committee.

(d) To report its findings and recommendations to the Legislature and to the people from time to time and at any time, not later than herein provided.

(e) To do any and all other things necessary or convenient to enable it fully and adequately to exercise its powers, perform its duties, and accomplish the objects and purposes of this resolution.

6. The sum of five hundred dollars ($500) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Assembly for the expenses of the committee and its members and for any charges, expenses or claims

it may incur under this resolution, to be disbursed after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read, and referred to the Committee on Rules.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, January 24, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Concurrent Resolution No. 21

And reports the same correctly engrossed.

WEBER, Chairman

Above reported resolution ordered on file for adoption.

REQUEST FOR UNANIMOUS CONSENT TO RE-REFER ASSEMBLY CONCURRENT RESOLUTION NO. 21 TO COMMITTEE ON RULES

Mr. Grant asked for, and was granted, unanimous consent that Assembly Concurrent Resolution No. 21 be ordered withdrawn from the file, and re-referred to the Committee on Rules.

ANNOUNCEMENT RELATIVE TO DEERING'S CODES

Acting Speaker Ralph C. Dills announced that a complete set of Deering's Codes has been placed in the office of each Member of the Assembly.

ANNOUNCEMENT OF COMMITTEE APPOINTMENTS

Mr. Hollibaugh announced the appointment of Messrs. Waters, Wollenberg, Stewart, Clayton A. Dills, and Kirkwood as members of the Subcommittee of the Committee on Revenue and Taxation.

ANNOUNCEMENT OF COMMITTEE MEETINGS

It was announced that the following committees would hold meetings:

At 2 p.m., today—

Sub-committee of the Committee on Revenue and Taxation.

At 8 p.m., Monday evening, January 27, 1947—

Revenue and Taxation.

GUESTS EXTENDED PRIVILEGE OF ASSEMBLY FLOOR

On request of Mr. Thurman, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. Roger T. Foley of Reno, Nevada, and Mrs. Betty Baseel of Sacramento.

On request of Messrs. Stewart and Knight, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to T. E. Denny and N. T. Stevens of Pasadena.

On request of Mr. James, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Marguerite L. Follansbee of Bakersfield.

On request of Mr. Robertson, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Ralph Welch, former Assemblyman, of Los Angeles.

On request of Messrs. Gaffney and Berry and the San Francisco Delegation, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to John Brady and Mr. Christie of San Francisco.

On request of the Los Angeles Delegation, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. E. Kirk Hill of Los Angeles.

On request of Messrs. Hinton and Debs, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Charles H. Randall, former Assemblyman, of Hollywood.

ADJOURNMENT

At 12.35 p.m., on motion of Mr. Dickey, the Speaker declared the Assembly adjourned until 11 a.m., Monday, January 27, 1947, in commemoration of the discovery of gold at Coloma, and out of respect to the memory of James Wilson Marshall.

SAM L. COLLINS, Speaker

GERALDINE B. HADSELL, Minute Clerk

CALIFORNIA LEGISLATURE

FIFTY-SEVENTH (GENERAL) SESSION

ASSEMBLY DAILY JOURNAL

SIXTEENTH LEGISLATIVE DAY

TWENTY-SECOND CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO

Monday, January 27, 1947

The Assembly met at 11 a.m.

Hon. Sam L. Collins, Speaker of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

ROLL CALL

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

Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr Speaker—78.

Quorum present.

PRAYER

Upon invitation of the Speaker, the following prayer was offered by the Rev. Monsignor Thomas A. Kirby:

O God, we pray for the Members of this Assembly, for its officers and attendants, who are appointed to guard our political welfare that they may be enabled by Thy powerful protection to discharge the duties of their respective stations with honesty and ability. Guide their minds by the light of Thy wisdom and inflame their hearts with the fire of Thy love, that justice and charity might reign in our midst. Through Christ Our Lord—AMEN

READING OF THE JOURNAL DISPENSED WITH

On motion of Mr. Hinckley, further reading of the Journal of the previous legislative day was dispensed with.

LEAVES OF ABSENCE FOR THE DAY

The following member was granted leave of absence for the day, because of legislative business elsewhere:

Mr. Stewart, on motion of Mr. Knight.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon the request of the Speaker, the Assembly gave the pledge of allegiance to the Flag.

COMMUNICATIONS

By the Chief Clerk:

The following communication was received, read, and ordered printed in the Journal:

UNITED STATES SENATE, COMMITTEE ON APPROPRIATIONS
January 22, 1947

Mr. Arthur A. Ohnimus, Chief Clerk
California Legislature, Sacramento, California

DEAR MR. OHNIMUS: Thank you for your letter of January 17th, enclosing copies of Assembly Joint Resolution No. 4 and House Resolution No. 39.

For your information, there is enclosed a copy of S. 229, introduced at the request of the Navy Department by Senator Gurney, Chairman of the Armed Services Committee.

Sincerely yours,

WILLIAM F. KNOWLAND, United States Senator

Above transmitted United States Senate Bill No. 229 ordered filed with the Secretary of State.

By Mr. Allen:

A communication from Frederick George Collett, Executive Representative, Indians of California, Inc., relative to proposed legislation affecting California Indians, was received, and ordered filed with the Secretary of State.

ANNOUNCEMENTS

Mr. Thompson announced that Reports on Soil Conservation had been placed on the desks of Members of the Assembly, for study.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, January 27, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 367—An act to amend Section 1183.5 of the Civil Code, relating to the proof or acknowledgment of instruments, declaring the urgency hereof, to take effect immediately;

Assembly Bill No. 435—An act to add Sections 1160.5 and 1160.6 to the Harbors and Navigation Code, relating to pilots, declaring the urgency thereof, to take effect immediately;

And reports that the same have been correctly enrolled, and presented to the Governor on the twenty-seventh of January, 1947, at 11 a.m

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, January 24, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Joint Resolution No. 13

And reports the same correctly engrossed.

WEBER, Chairman

Above reported resolution ordered on file for adoption.

ASSEMBLY CHAMBER, SACRAMENTO, January 27, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 603

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bill ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, January 27, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 321

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bill ordered to third reading.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

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

Assembly Bill No. 865: By Messrs. Thompson, Crichton, and Burns—An act to add Section 14382.5 to the Education Code, relating to the State Teachers' Retirement System, and providing for the inclusion therein of noncertificated employees of school districts.

Referred to Committee on Education

Assembly Bill No. 866: By Messrs. Crichton, Heisinger, Thompson, and Mrs. Niehouse—An act to amend Sections 19485, 19597, 19620, and 19627 of, and to add Sections 19485.5 and 19628 to the Business and Professions Code, relating to the proceeds of horse racing meetings

Referred to Committee on Public Morals.

Assembly Bill No. 867: By Mr. Robertson—An act to amend Sections 16723 and 16724 of the Business and Professions Code, relating to the preservation and regulation of competition.

Referred to Committee on Judiciary.

Assembly Bill No. 868: By Mr. Robertson—An act to add Section 16725a to the Business and Professions Code, relating to the preservation and regulation of competition.

Referred to Committee on Judiciary.

Assembly Bill No. 869: By Mr. Robertson—An act to amend Sections 16752, 16753, and 16754 of the Business and Professions Code, relating to the preservation and regulation of competition.

Referred to Committee on Judiciary.

Assembly Bill No. 870: By Mr. Robertson—An act to add Section 5082.5 to the Business and Professions Code, relating to public accountancy permits.

Referred to Committee on Judiciary.

Assembly Bill No. 871: By Mr. Robertson—An act to add Sections 33 and 34 to the Construction and Employment Act, making an appropriation to be allocated to cities incorporated on or after July 1, 1946 and before the effective date of this act.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 872: By Messrs. Grant and Doyle—An act adding Sections 31204, 31205, 31206, 31207, 31208 to the Government Code, relating to retirement.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 873: By Mr. Silliman—An act to amend Section 19626 of the Business and Professions Code, relating to the California Polytechnic School.

Referred to Committee on Education.

Assembly Bill No. 874: By Mr. Silliman—An act to amend Section 20651 of the Education Code, relating to the California Polytechnic School.

Referred to Committee on Education.

Assembly Bill No. 875: By Mr. Robertson—An act making an appropriation to the Regents of the University of California to make the study of the advisability of establishing a school of government and diplomacy at the University of California, Santa Barbara College.

Referred to Committee on Education.

Assembly Bill No. 876: By Mr. Hollibaugh—An act to amend Sections 1865 and 1871 of the Civil Code, and to repeal Sections 3136, 3137, 3138, 3139, 3140, 3141, and 3142 of the Political Code, relating to lost property.

Referred to Committee on Judiciary.

Assembly Bill No. 877: By Mr. Erwin—An act to amend Section 421 of the Fish and Game Code, relating to sporting fishing licenses.

Referred to Committee on Fish and Game.

Assembly Bill No. 878: By Mr. Erwin—An act to add Section 696.5 to the Fish and Game Code, relating to striped bass.

Referred to Committee on Fish and Game.

Assembly Bill No. 879: By Mr. Erwin—An act to amend Section 697.5 of the Fish and Game Code, relating to striped bass.

Referred to Committee on Fish and Game.

Assembly Bill No. 880: By Mr. Doyle—An act adding Section 6.1 to an act entitled "An act to authorize the counties of the State of California to establish systems for the retirement and pension of certain county and county fire protection district officers and employees, namely county foresters, fire wardens and county fire protection district firemen as defined in the act, and to provide certain benefits for their dependents, and empowering county boards of supervisors to levy a special tax," approved May 19, 1939, Statutes 1939, Chapter 174, and adding Section 32273 to the Government Code, relating to investment of moneys in a county foresters, fire wardens, and county fire protection district firemen's retirement fund.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 881: By Messrs. Hinton, Doyle, and Grant—An act to add Section 5832.6 to the Streets and Highways Code and to add Section 4893 to the Health and Safety Code, relating to sewer maintenance districts.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 882: By Messrs. Thompson, Beck, McCollister, Crichton, and Brown—An act to amend Section 9175 of, and to add Sections 9176 to 9181, inclusive, to the Public Resources Code, relating to soil conservation districts.

Referred to Committee on Conservation and Planning.

Assembly Bill No. 883: By Messrs. Thompson, Beck, McCollister, Crichton, and Brown—An act to add Sections 9306 to 9309, inclusive, to the Public Resources Code, relating to soil conservation districts.

Referred to Committee on Conservation and Planning.

Assembly Bill No. 884: By Messrs. Wollenberg, Maloney, and Blosser—An act to amend Section 15442 of the Revenue and Taxation Code, relating to exemptions from gift tax, including the exemption of nonprofit membership hospital associations or corporations.

Referred to Committee on Revenue and Taxation.

RECESS

At 11.10 a.m., on motion of Mr. Dickey, the Assembly recessed until 11.20 a.m.

REASSEMBLED

At 11.20 a.m., the Assembly reconvened.

Hon. Sam L. Collins, Speaker of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

MEMBERS EXCUSED TO HOLD COMMITTEE MEETING

At 11.21 a.m., Mr. McCollister asked for, and was granted, unanimous consent, that the members of the Committee on Military Affairs be excused, at this time, for the purpose of holding a meeting in the post office.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

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

Assembly Bill No. 885: By Messrs. Wollenberg, Maloney, and Blosser—An act to amend Section 13842 of the Revenue and Taxation Code, relating to exemptions from inheritance tax, including the exemption of nonprofit membership hospital associations or corporations.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 886: By Messrs. Waters and Maloney—An act to amend Sections 17051, 17057, 17136.1, 17165, 17254, 17319, 17319.3, 17319.5, 17322.3, and to amend and renumber Sections 17325, 17326, 17327, 17328, 17329, 17330, 17332.11, and to amend Sections 17353, 17354, 17355, 17535, 17721, 17980.1, 18132, 18475, 18552, 18554, 18648, 19253 of, and to add Sections 17102.1, 17102.2 to the Revenue and Taxation Code, relating to personal income taxes, and providing that this act shall take effect immediately

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 887: By Mr. Crichton—An act making an appropriation for the construction of additional buildings at Fresno State College.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 888: By Messrs. McCollister and Dolwig—An act to amend Chapter 6 of Part 2, Division 3, Title 2 of the Government Code, relating to the powers and duties of the Attorney General.

Referred to Committee on Judiciary.

Assembly Bill No. 889: By Messrs. McCollister and Dolwig—An act to amend Part 6 of Division 3, Title 2 of the Government Code, relating to the Department of Justice.

Referred to Committee on Judiciary.

Assembly Bill No. 890: By Messrs. McCollister and Dolwig—An act to amend Title 8 of Part 3 of the Code of Civil Procedure, relating to escheated estates.

Referred to Committee on Judiciary.

Assembly Bill No. 891: By Messrs. M. Philip Davis and Caldecott —An act to amend Sections 526 and 528 of the Business and Professions Code, relating to the State Medical Library.

Referred to Committee on Education.

Assembly Bill No. 892: By Mr. Thomas—An act to amend Sections 1019 and 1060, and to repeal Section 1061, of the Fish and Game Code, relating to commercial fishing, packing and reduction plants.

Referred to Committee on Fish and Game.

Assembly Bill No. 893: By Messrs. Hinckley, Allen, Boyd, Butters, Erwin, Grant, Hollibaugh, Kirkwood, Miller, and Waters—An act to repeal Chapter 1a, comprising Sections 160.1 to 160.7, inclusive, of Division 2 of the Agricultural Code, relating to the registration of fruit trees.

Referred to Committee on Agriculture.

Assembly Bill No. 894: By Messrs. Thorp, McCollister, Burns, Stephenson, and Clarke—An act to amend Section 1299.1 of the Agricultural Code, relating to marketing of milk and other dairy products.

Referred to Committee on Livestock and Dairies.

Assembly Bill No. 895: By Mr. McCollister—An act to repeal Sections 212 and 213 of the Military and Veterans Code, relating to the inactive National Guard and honorary members in the National Guard and to amend Sections 16, 127, 142, 173, 183, 210, 224, 228, 256, 365, 394, 398, 417, 439, 470, and 644 of the Military and Veterans Code, relating to the administration of military oaths, assignment of military command, the employment of the military forces in the performance of necessary military duties, the publications of military material, the issuance of military property, the inactive National Guard, the priority of rank of military officers, the retirement of military officers and enlisted men, the temporary direction of the military forces by civil officers, discrimina-

tion against military personnel, the creation of an offense for trespass upon military grounds, armories or military places, the transportation of military personnel and material, county aid for the National Guard, the delivery of military personnel to civil authorities and the issuance of service medals.

Referred to Committee on Military Affairs.

Assembly Bill No. 896: By Mr. McCollister—An act to amend Sections 321, 323, and 324 of the Military and Veterans Code, relating to the pay and allowances of enlisted men in the California National Guard, the furnishing of a uniform allowance to commissioned and warrant officers of the active Militia and the pay and allowances of officers and enlisted men of the National Guard who perform special duty.

Referred to Committee on Military Affairs.

Assembly Bill No. 897: By Mr. McCollister—An act to amend Sections 161, 162, 164, 164.1, and 168 of the Military and Veterans Code, relating to the personnel of the Office of the Adjutant General, the establishment of the rank of Major General for the Adjutant General and the qualifications therefor, the establishment of the rank of Brigadier General for the Assistant Adjutant General and the qualifications therefor, the organization of the Office of the Adjutant General, and the pay and allowances for the Adjutant General and the Assistant Adjutant General.

Referred to Committee on Military Affairs.

Assembly Bill No. 898: By Mr. McCollister—An act to repeal Sections 330, 331, 332, and 435 of the Military and Veterans Code, relating to monthly allowances to commanding officers and organizations of the National Guard, the use of funds, the allowance of claims and the payment of rental for leased armory, to add a new Section 330 to the said code, relating to expenses of commanding officers and organizations of the National Guard and the payment thereof. To amend Sections 413 and 432 of the Military and Veterans Code, relating to funds and property held in trust for commanding officers and organizations of the National Guard and the payment thereof and the payment of revenues received from state armories.

Referred to Committee on Military Affairs.

MEMBERS EXCUSED TO HOLD COMMITTEE MEETING

At 11.23 a.m., Mr. Hollibaugh asked for, and was granted, unanimous consent, that the members of the Committee on Revenue and Taxation be excused, at this time, for the purpose of holding a meeting in the post office.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

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

Assembly Bill No. 899: By Mr. McCollister—An act to amend Sections 450, 453, 454, 455, 456, 457, 458, and 459 of the Military and Veterans Code, relating to the administration of company punishment of members of the National Guard, to the appointment of special courts-martial, the appointment of summary courts-martial, the appointment of

courts of inquiry and boards of investigating officers, the jurisdiction of general, special and summary courts-martial and the admission to bail of military persons charged with military offenses before military courts.

Referred to Committee on Military Affairs.

Assembly Bill No. 900: By Mr. McCollister—An act to repeal the California State Guard Act of 1943, added by Statutes of 1943, Chapter 295, Par. 4; to repeal Sections 560 to 589, inclusive, of the Military and Veterans Code, relating to the organization, administration, control, employment and discipline of the California State Guard, providing for privileges, benefits, compensation and insurance for State Guardsmen, and to reserve and continue all claims, demands, rights, benefits, privileges or causes of action that have accrued under the provisions of Sections 572, 575, 576, 577, 578, 588, and 589 and to reserve all disciplinary power as to offenses heretofore committed including all authority granted by Sections 571 and 585 and to provide for the liquidation of the property, accounts, funds, assets and affairs of the California State Guard.

Referred to Committee on Military Affairs.

Assembly Bill No. 901: By Mr. McCollister—An act to amend the title of Chapter 1 and of Part 2, Division 2, of the Military and Veterans Code, relating to the name of the California High School Cadet Corps. To amend Sections 500, 500.1, 501, 502.1, 502.2, 503, 504, 505, 506, 507, 508, 509, 510, 511, 512.1, 513.1, 514, 515.1, 516, 516.1, 517, 520.1, and 530 of the said code relating to the admission of colleges and junior colleges to the high school cadet program, the change in name of the High School Cadet Corps, the adoption of rules and regulations for the control of the cadet corps, the appointment of commandants, assistant commandants and assistant commandants, junior grade, the commissioning of cadet supervisors, the regulation of cadet uniforms and insignia, the organization of the cadet corps, the appointment of cadet officers and noncommissioned officers and their promotion, dismissal from the corps and the discipline of the corps, limitations as to formation of cadet corps, preparation of cadet instruction, inspections, marksmanship instruction, issuance of military property to cadets including rifles, schools and conferences for personnel, establishment of cadet units in private educational institutions, and commissioning of officers in military academies and professors of military science and tactics.

Referred to Committee on Military Affairs.

Assembly Bill No. 902: By Mr. McCollister—An act to amend Sections 128, 143, 145, 146, 147, 167, 168, 170, 255, 340, 360, 361, 366, 421, 422 of the Military and Veterans Code, relating to the addition of the unorganized Militia when called into the service of the State and its employment in the same situations as the National Guard when necessary, the description of circumstances in which the military forces may be employed, the creation of an offense for violation of a military proclamation, the change in name of the Office of the Adjutant General, the wearing of a military uniform, the equipment of the unorganized Militia when called into the service of the State and the extension of compensation benefits to such Militia when so employed, the wrongful disposition of military property, a system of discipline for the unorganized Militia when called into the

service of the State, and the employment of the unorganized Militia when called into the service of the State.

Referred to Committee on Military Affairs.

Assembly Bill No. 903: By Mr. McCollister—An act to amend Section 19402 of the Government Code, relating to leave of absence for veterans for educational training.

Referred to Committee on Military Affairs.

Assembly Bill No. 904: By Mr. McCollister—An act to amend Section 18541 of the Government Code, relating to the definition of a "disabled veteran."

Referred to Committee on Military Affairs.

Assembly Bill No. 905: By Mr. McCollister—An act to amend Section 18973 of the Government Code, relating to veterans' preference in state civil service.

Referred to Committee on Military Affairs.

Assembly Bill No. 906: By Mr. McCollister—An act to add Section 19403 to the Government Code, relating to taking of civil service examinations by veterans.

Referred to Committee on Military Affairs.

Assembly Bill No. 907: By Mr. McCollister—An act to amend Section 18977 of the Government Code, relating to qualifications of veterans for state civil service examinations.

Referred to Committee on Military Affairs.

Assembly Bill No. 908: By Mr. McCollister—An act to provide for the disposal of portions of Camp Taylor in Marin County unsuitable for park purposes.

Referred to Committee on Conservation and Planning.

Assembly Bill No. 909: By Messrs. Boyd and Knight—An act to add Section 12.5 to the Property Acquisition Act, creating the Property Acquisition Fund and providing for the transfer thereto of appropriations to be expended pursuant to said act, and declaring the urgency hereof, to take effect immediately.

Referred to Committee on Ways and Means.

Assembly Bill No. 910: By Messrs. Evans, Hinton, Debs, Allen, Burns, Cooke, Crichton, Clayton A. Dills, Dolwig, Erwin, Fletcher, Geddes, Grant, Hollibaugh, Knight, Lyons, Maloney, McCollister, Price, Robertson, Rosenthal, Thompson, Weber, and Waters—An act to add Section 7032 to Article 2, Chapter 9, Division 3 of the Business and Professions Code, relating to the power of cities to regulate contractors.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 911: By Mr. Gannon—An act authorizing a suit or suits against the State of California to quiet title against it to certain real property in the City of Sacramento, County of Sacramento, State of California.

Referred to Committee on Judiciary.

Assembly Bill No. 912: By Messrs. Huyck and Waters—An act to amend Sections 8505, 8507, 8562 of the Business and Professions Code, relating to the regulation of structural pest control.

Referred to Committee on Public Health.

Assembly Bill No. 913: By Messrs. M. Philip Davis, Geddes, Kirkwood, Robertson, and Waters—An act to amend Section 27322 of the Government Code, relating to county recorders.

Referred to Committee on Judiciary.

Assembly Bill No. 914: By Mr. Cramer—An act to amend Section 1161 of the Civil Code, relating to prerequisites to recordation, and Section 2952 of the Civil Code, relating to mortgages of real property, and providing for the recording of fictitious mortgages and deeds of trust and the inclusion of the provisions thereof in other mortgages and deeds of trust by reference, and constructive notice of such mortgages and deeds of trust by the recording thereof.

Referred to Committee on Judiciary.

Assembly Bill No. 915: By Messrs. Butters, Clarke, Cramer, Erwin, Hinckley, Knight, and Thorp—An act to amend Section 7 of the Unemployment Insurance Act, relating to excluded employments under said act.

Referred to Committee on Finance and Insurance.

Assembly Bill No. 916: By Mr. Wollenberg—An act to add Section 337.6 to the Code of Civil Procedure, relating to the statute of limitations.

Referred to Committee on Judiciary.

Assembly Bill No. 917: By Mr. Fletcher—An act to add Section 13232.5 to the Education Code, relating to clerical help for teachers.

Referred to Committee on Education.

Assembly Bill No. 918: By Mr. Fletcher—An act to add Section 13808 to the Education Code, relating to the salary of teachers.

Referred to Committee on Education.

Assembly Bill No. 919: By Mr. Fletcher—An act to add Section 13236 to the Education Code, relating to the number of pupils assigned to the class room.

Referred to Committee on Education.

Assembly Bill No. 920: By Messrs. M. Philip Davis and Grunsky—An act to amend Section 6854 of the Business and Professions Code, relating to the definition of "collection agency."

Referred to Committee on Judiciary.

Assembly Bill No. 921: By Mr. McCollister—An act to add Sections 6011.5 and 6012.5 to the Revenue and Taxation Code, relating to sales and use taxes, and providing that this act shall take effect immediately.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 922: By Mr. Debs—An act to amend Section 5a of an act entitled "An act to regulate the conduct of canneries, to create a Division of Cannery Inspection to carry on such regulation, to provide rules regulating the proper sanitation of canneries under the State Board of Health," approved May 23, 1925, and to add Section 4.5 thereto, relating to the regulation of canneries and costs of inspection thereof.

Referred to Committee on Public Health.

MEMBERS EXCUSED TO HOLD MEETING

At 11.33 a.m., Mr. Thurman asked for, and was granted, unanimous consent that the members of the Committee on Municipal and County Government be excused, at this time, for the purpose of holding a meeting in the post office.

APPOINTMENT OF SPECIAL COMMITTEE

Pursuant to the provisions of House Resolution No. 34, Speaker Collins announced the appointment of Messrs. Evans, Chairman; Conrad, and Huyck, as members of said Committee to Investigate Traffic and Parking Conditions in the City of Los Angeles.

REPORTS OF STANDING COMMITTEES

Committee on Military Affairs

ASSEMBLY CHAMBER, SACRAMENTO, January 27, 1947

MR. SPEAKER: Your Committee on Military Affairs, to which was referred: Assembly Bill No. 714

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and re-refer to Committee on Ways and Means.

McCOLLISTER, Chairman

Above reported bill ordered re-referred to Committee on Ways and Means.

REQUEST FOR UNANIMOUS CONSENT THAT ASSEMBLY BILL NO. 714 BE WITHDRAWN FROM THE COMMITTEE ON WAYS AND MEANS

Mr. Maloney asked for, and was granted, unanimous consent that Assembly Bill No. 714 be withdrawn from the Committee on Ways and Means, for purpose of consideration, at this time.

RECOMMENDATION OF THE GOVERNOR

In accordance with Article IV, Section 34, of the Constitution, the Governor presented the following communication recommending the passage of Assembly Bill No. 714:

STATE OF CALIFORNIA, GOVERNOR'S OFFICE
SACRAMENTO, January 24, 1947

To the Honorable Members of the Assembly
Sacramento, California

GENTLEMEN:

Assembly Bill No. 714—"An act to authorize the Department of Finance to acquire surplus housing facilities from the United States of America or any of its agencies for resale to veterans, making an appropriation, and declaring that this act shall take effect immediately,"

in my opinion constitutes an emergency bill within the meaning of that term as used in Section 34 of Article IV of the Constitution of the State of California, the consideration of which should not await the final enactment of the Budget Bill.

I therefore recommend consideration of Assembly Bill No. 714 as necessary for the immediate preservation of the public peace, health or safety and as an emergency measure.

Respectfully submitted.

EARL WARREN, Governor

Request for Unanimous Consent

Mr. Maloney asked for, and was granted, unanimous consent to take up Assembly Bill No. 714, at this time, without reference to file.

CONSIDERATION OF ASSEMBLY BILL NO. 714

Assembly Bill No. 714—An act to authorize the Department of Finance to acquire surplus housing facilities from the United States of America or any of its agencies for resale to veterans, making an appropriation, and declaring that this act shall take effect immediately.

Bill read second time.

Resolution to Suspend Constitutional Provision

The following resolution was offered:

By Mr. Maloney:

Resolved, That Assembly Bill No. 714 presents a case of urgency, as that term is used in Article IV, Section 15, of the Constitution, and the provision of that section requiring that the bill be read on three several days in each house is hereby dispensed with, and it is ordered that said bill be read the third time, considered engrossed, and placed upon its passage.

Resolution read.

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

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—72.

NOES—None.

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

Assembly Bill No. 714—An act to authorize the Department of Finance to acquire surplus housing facilities from the United States of America or any of its agencies for resale to veterans, making an appropriation, and declaring that this act shall take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—72.

NOES—None.

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

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—72.

NOES—None.

Bill ordered transmitted to the Senate.

ANNOUNCEMENTS

Mr. Price announced that the reason the names of several members of the Committee on Crime and Correction were missing from early roll calls, this morning, is that said members were delayed in a committee meeting.

MEMBERS EXCUSED TO HOLD COMMITTEE MEETING

At 11.46 a.m., Mr. Burns asked for, and was granted, unanimous consent that the members of the Committee on Transportation and Commerce be excused, at this time, for the purpose of holding a meeting in the post office.

REQUEST FOR UNANIMOUS CONSENT THAT ASSEMBLY BILL NO. 402 BE WITHDRAWN FROM THE COMMITTEE ON WAYS AND MEANS

Mr. Wollenberg asked for, and was granted, unanimous consent that Assembly Bill No. 402 be withdrawn from the Committee on Ways and Means, for purpose of consideration, at this time.

RECOMMENDATION OF THE GOVERNOR

In accordance with Article IV, Section 34, of the Constitution, the Governor presented the following communication recommending the passage of Assembly Bill No. 402.

STATE OF CALIFORNIA, GOVERNOR'S OFFICE
SACRAMENTO, January 24, 1947

To the Honorable Members of the Assembly
Sacramento, California

GENTLEMEN:

Assembly Bill No. 402—"An act to make an appropriation for the cost of auditing and collecting unemployment relief restitutions, to take effect immediately,"

in my opinion constitutes an emergency bill within the meaning of that term as used in Section 34 of Article IV of the Constitution of the State of California, the consideration of which should not await the final enactment of the Budget Bill

I therefore recommend consideration of Assembly Bill No. 402 as necessary for the immediate preservation of the public peace, health or safety and as an emergency measure.

Respectfully submitted

EARL WARREN, Governor

Request for Unanimous Consent

Mr. Wollenberg asked for, and was granted, unanimous consent to take up Assembly Bill No. 402, at this time, without reference to file.

CONSIDERATION OF ASSEMBLY BILL NO. 402

Assembly Bill No. 402—An act to make an appropriation for the cost of auditing and collecting unemployment relief restitutions, to take effect immediately.

Bill read second time.

Resolution to Suspend Constitutional Provision

The following resolution was offered:

By Mr. Wollenberg:

Resolved, That Assembly Bill No. 402 presents a case of urgency, as that term is used in Article IV, Section 15, of the Constitution, and the provision of that section requiring that the bill be read on three several days in each house is hereby dispensed

with, and it is ordered that said bill be read the third time, considered engrossed, and placed upon its passage.

Resolution read.

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

AYES—Allen, Beck, Bennett, Berry, Blosser, Brown, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Erwin, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Lyons, Maloney, McCollister, Miller, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Thomas, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—64.

NOES—None.

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

Assembly Bill No. 402—An act to make an appropriation for the cost of auditing and collecting unemployment relief restitutions, to take effect immediately.

Bill read third time.

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

AYES—Allen, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Dolwig, Erwin, Fletcher, Gannon, Geddes, Grant, Grunsky, Hahn, Hinckley, Hinton, Huyck, James, Johnson, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, O'Day, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Sneaker—60

NOES—Anderson, Cooke, Clayton A. Dills, Ralph C. Dills, Dunn, Evans, Hawkins, Heisinger, Miller, and Thomas—10

Notice of Motion to Reconsider Assembly Bill No. 402

Mr. Ralph C. Dills gave notice that on the next legislative day he would move to reconsider the vote whereby Assembly Bill No. 402 was this day passed.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

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

Assembly Bill No. 923: By Mr. Gannon—An act to amend Sections 2762, 2763, 2764, 2765, 2767, 2769, 2771, 2773, and 2774 of the Penal Code, relating to prison road camps, and making an appropriation therefor.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 924: By Messrs. Loomis and Clarke—An act making an appropriation for the construction of additional buildings and the purchase of equipment at Chico State College.

Referred to Committee on Education.

Assembly Bill No. 925: By Mr. Luckel, Mrs. Niehouse, and Mr. Cramer—An act making an appropriation to the Division of Beaches and Parks, Department of Natural Resources, for the acquisition of land in San Diego County as part of the State Park System.

Referred to Committee on Conservation and Planning.

Assembly Bill No. 926: By Messrs. Thorp, Clarke, McCollister, Beck, Burns, and Erwin—An act to amend Section 19622.5 to the Business and Professions Code, and Section 73.5 to the Agricultural Code, relating to junior agricultural fairs, and making an appropriation.

Referred to Committee on Agriculture.

Assembly Bill No. 927: By Messrs. Geddes, McCollister, and Price —An act to amend Sections 7302, 7303, 7320, 7322, 7329, 7332, 7380, 7420, and to add Section 7303.1 to the Business and Professions Code, relating to cosmetology.

Referred to Committee on Public Health.

Assembly Bill No. 928: By Mr. Dickey—An act to repeal Section 749.5 of the Code of Civil Procedure, relating to quieting of title to real property.

Referred to Committee on Judiciary.

Assembly Bill No. 929: By Mr. Dickey—An act to amend Section 3212 of the Labor Code, relating to workmen's compensation.

Referred to Committee on Finance and Insurance.

Assembly Bill No. 930: By Mr. Dickey—An act to amend Section 19622 of the Business and Professions Code, relating to the disposition of state revenues from the regulation and licensing of horse racing, horse racing meetings, and wagering on the results thereof.

Referred to Committee on Public Morals.

Assembly Bill No. 931: By Mr. Dickey—An act to amend Sections 827 and 1946 of the Civil Code, relating to landlord and tenant.

Referred to Committee on Judiciary.

Assembly Bill No. 932: By Mr. Dickey—An act to amend Section 4041 18 of the Political Code, and Sections 25450 and 35457 of the Government Code, relating to powers of boards of supervisors.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 933: By Mr. Dickey—An act to amend Section 4041.13 of the Political Code, and Section 25501 of the Government Code, relating to powers of boards of supervisors.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 934: By Mr. Dickey—An act to amend Section 652 of the Elections Code, relating to members of precinct boards.

Referred to Committee on Elections and Reapportionment.

Assembly Bill No. 935: By Mr. Dickey—An act to add Section 252 to the Streets and Highway Code, relating to primary state highways.

Referred to Committee on Conservation and Planning.

Assembly Bill No. 936: By Mr. Luckel, Mrs. Niehouse, and Mr. Cramer—An act making an appropriation to be expended pursuant to the Property Acquisition Act for the acquisition of real property for use

as a site for a war memorial building in the City of San Diego and in furtherance of the postwar building program.

Referred to Committee on Municipal and County Government.

Assembly Concurrent Resolution No. 34: By Messrs. Robertson, M. Philip Davis, Caldecott, Lowrey, Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Carey, Clarke, Collier, George D. Collins, Sam L. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Mrs. Niehouse, Messrs. O'Day, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—Relative to persuading Dr. Robert Gordon Sproul to remain as President of the University of California.

Motion to Place Names of All Members on Assembly Concurrent Resolution No. 34

Mr. Doyle moved that the names of all members be placed upon Assembly Concurrent Resolution No. 34, as co-authors.

Motion carried unanimously.

Request for Unanimous Consent

Mr. Robertson asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 34, at this time, without reference to committee, print, or file, and that the same be considered engrossed.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 34

Assembly Concurrent Resolution No. 34—Relative to persuading Dr. Robert Gordon Sproul to remain as President of the University of California.

Resolution read.

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

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—78.

NOES—None.

Resolution ordered transmitted to the Senate.

REPORTS OF STANDING COMMITTEES

Committee on Revenue and Taxation

ASSEMBLY CHAMBER, SACRAMENTO, January 27, 1947

MR. SPEAKER: Your Committee on Revenue and Taxation, to which was referred:

Assembly Bill No. 488

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

HOLLIBAUGH, Chairman

Above reported bill ordered to second reading.

SECOND READING OF ASSEMBLY BILLS (BY UNANIMOUS CONSENT)

Assembly Bill No. 488—An act to amend Section 105 of the Revenue and Taxation Code, and to add Section 105.1 to said code, relating to property taxes and declaring the urgency thereof, to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Revenue and Taxation:

Amendment No. 1

On page 1, line 4, of the printed bill, after "fixtures", strike out the comma.

Amendment No. 2

On page 1, line 14, of said bill, before "injury", insert "substantial".

Amendments read, and adopted.

Bill ordered printed, and engrossed.

Motion to Place Rush Order on Printing of Assembly Bill No. 488

Mr. M. Philip Davis moved that a rush order be placed upon the printing of Assembly Bill No. 488.

Motion carried.

REPORTS OF STANDING COMMITTEES

Committee on Transportation and Commerce

ASSEMBLY CHAMBER, SACRAMENTO, January 27, 1947

MR. SPEAKER: Your Committee on Transportation and Commerce, to which was referred:

Senate Bill No. 64

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

BURNS, Chairman

Above reported bill ordered to second reading.

SECOND READING OF SENATE BILLS (BY UNANIMOUS CONSENT)

Senate Bill No. 64—An act to amend Sections 164, 181, 222 of, to repeal Section 146.5 of, and to add Section 182.1 to, the Vehicle Code, relating to the registration and transfers of registration of vehicles, declaring the urgency thereof, and providing that this act shall take effect immediately.

Bill read second time, and ordered to third reading.

REPORTS OF STANDING COMMITTEES

Committee on Municipal and County Government

ASSEMBLY CHAMBER, SACRAMENTO, January 27, 1947

MR. SPEAKER: Your Committee on Municipal and County Government, to which was referred:

Senate Bill No. 45

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

THURMAN, Chairman

Above reported bill ordered to second reading.

SECOND READING OF SENATE BILLS (BY UNANIMOUS CONSENT)

Senate Bill No. 45—An act to repeal Sections 2 and 5 of, and to add new Sections 2 and 5, to an act entitled "An act relating to real property of a city, county, or city and county, situate without the territorial boundaries of the owner, prescribing regulations concerning the handling and disposition of such property, whether by sale, lease, license or otherwise, and providing for the administration and enforcement of the provisions of this act," approved July 12, 1945, and to add new Sections 2 and 5 to said act, relating to the handling and disposition of such real property, declaring the urgency thereof, to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Municipal and County Government:

Amendment No. 1

In lines 8 and 9 of the title of the printed bill, strike out "and to add new Sections 2 and 5 to said act,".

Amendment read, and adopted.

Bill ordered reprinted, and to third reading.

Motion to Place Rush Order on Printing of Senate Bill No. 45

Mr. Thurman moved that a rush order be placed upon the printing of Senate Bill No. 45.

Motion carried.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

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

Assembly Bill No. 937: By Messrs. Thompson, Crowley, Price, McCollister, Cooke, Crichton, Clayton A. Dills, Ralph C. Dills, Erwin, Geddes, and Weber—An act to amend Section 18025 of the Government Code, relating to holidays for state employees.

Referred to Committee on Civil Service and State Personnel.

Assembly Bill No. 938: By Messrs. Thompson, Crowley, Price, McCollister, Cooke, Crichton, Clayton A. Dills, Ralph C. Dills, Erwin, Geddes, and Weber—An act to amend Section 18025 of the Government Code, relating to payment for time worked on holidays by state employees.

Referred to Committee on Civil Service and State Personnel.

Assembly Bill No. 939: By Messrs. Thompson, Crowley, Price, McCollister, Cooke, Crichton, Clayton A. Dills, Ralph C. Dills, and Geddes—An act to add Section 18860 to the Government Code, relating to compensation of state employees.

Referred to Committee on Civil Service and State Personnel.

Assembly Bill No. 940: By Messrs. Thompson, Crowley, Price, McCollister, Cooke, Crichton, Clayton A. Dills, Ralph C. Dills, Erwin, Geddes, and Weber—An act to amend Section 18025 of the Government Code, relating to holidays for state employees.

Referred to Committee on Civil Service and State Personnel.

Assembly Bill No. 941: By Messrs. Thompson, Crowley, Price, McCollister, Cooke, Crichton, Clayton A. Dills, Ralph C. Dills, Erwin, Geddes, and Weber—An act to amend Section 18020 of the Government Code, relating to hours of work for state employees.

Referred to Committee on Civil Service and State Personnel.

Assembly Bill No. 942: By Mr. Butters—An act to amend Section 22727 of the Water Code, relating to verified claims for damages.

Referred to Committee on Agriculture.

Assembly Bill No. 943: By Mr. Lowrey—An act to add Section 403 to the Agricultural Code, relating to lawful fences

Referred to Committee on Agriculture.

Assembly Bill No. 944: By Mr. Lowrey—An act to add Sections 150.1, 150.5, 150.6, and 150.7 to the Agricultural Code, relating to the application of poisonous substances.

Referred to Committee on Agriculture.

Assembly Bill No. 945: By Mr. Lowrey—An act relating to game depredation and providing for payment by the State for damages to real property caused by wild animals protected by the fish and game laws of the State of California.

Referred to Committee on Fish and Game.

Assembly Bill No. 946: By Mr. Lowrey—An act to amend Section 6357 of the Education Code, relating to school district taxes.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 947: By Mr. Lowrey—An act to add Chapter 13.7 to Division 3 of the Education Code, relating to apportionment of school support.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 948: By Mr. Lowrey—An act relating to the marketing of farm products and to provide for the regulation of the unloading and handling thereof when delivered to markets.

Referred to Committee on Agriculture.

Assembly Bill No. 949: By Mr. Lowrey—An act to add Sections 7 and 8 to an act entitled: "An act providing for controlled land clearance and revegetation projects for the protection and improvement of

range and forage lands, including experiments and research in relation thereto, and making an appropriation to the Division of Forestry to carry out the provisions of this act," approved July 17, 1945, relating to an experimental brush-burning range.

Referred to Committee on Agriculture.

REQUEST FOR UNANIMOUS CONSENT TO TAKE UP ASSEMBLY BILL NO. 455 OUT OF ORDER

Mr. Debs asked for, and was granted, unanimous consent to take up Assembly Bill No. 455, out of order, at this time.

CONSIDERATION OF ASSEMBLY BILL NO. 455

Assembly Bill No. 455—An act to amend Section 2727.5 of the Business and Professions Code, relating to the qualifications of nurses, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Holibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—75.

NOES—None.

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

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Holibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—75.

NOES—None.

Bill ordered transmitted to the Senate.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

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

Assembly Bill No. 950: By Messrs. McCollister, Sam L. Collins, Evans, Allen, Dickey, Dolwig, Erwin, Geddes, Knight, Robertson, and Thompson—An act to permit employers to contract with nonprofit medical, surgical or hospital prepayment plan for care of employees and to make pay roll deductions therefor, except as to dissenting employees.

Referred to Committee on Public Health.

Assembly Bill No. 951: By Mr. Lowrey—An act to add Section 613.1 to the Streets and Highways Code, relating to state highways.

Referred to Committee on Conservation and Planning.

Assembly Bill No. 952: By Messrs. Geddes and Knight—An act to add Section 1182 to the Insurance Code, relating to general investments of incorporated insurers.

Referred to Committee on Finance and Insurance.

Assembly Bill No. 953: By Mr. Miller—An act to amend Section 4a of the County Water District Act, relating to the election of directors.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 954: By Messrs. Allen, Evans, Doyle, Fletcher, Hahn, Hollibaugh, Huyck, and Waters—An act authorizing the making of appropriations by city councils to pay for expenses of drafting new charters by boards of freeholders.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 955: By Messrs. Allen, Doyle, Fletcher, Hahn, Hollibaugh, Huyck, and Waters—An act to amend Sections 90, 116, and 127 of the County Employees Retirement Act of 1937, relating to retirement.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 956: By Messrs. Allen, Evans, Doyle, Fletcher, Hahn, Hollibaugh, Huyck, and Waters—An act to amend Sections 43.5 and 46 of the County Employees Retirement Act of 1937, relating to retirement.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 957: By Messrs. Allen, Evans, Doyle, Fletcher, Hahn, Hollibaugh, Huyck, and Waters—An act to amend Sections 44, 55.5, 57, 93, 112, and 121 of, to add Sections 111.7 and 129 and Article 6.5 to, and to repeal Sections 31, 45, and 117 of, the County Employees Retirement Act of 1937, relating to county retirement systems.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 958: By Messrs. Allen, Evans, Doyle, Fletcher, Hahn, Hollibaugh, Huyck, and Waters—An act to amend Section 118 of the County Employees Retirement Act of 1937, relating to retirement allowances.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 959: By Messrs. Allen, Evans, Doyle, Fletcher, Hahn, Hollibaugh, Huyck, and Waters—An act to add Section 4307.2 to the Political Code and Section 29618 to the Government Code, relating to county charges.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 960: By Mr. Allen—An act to add Division 8, comprising Sections 9000 to 9018, inclusive, to the Welfare and Institutions Code, relating to regulation of solicitation for charitable contributions.

Referred to Committee on Social Welfare

Assembly Bill No. 961: By Messrs. Allen, Stephenson, Stewart, and Maloney—An act adding Chapter 5 comprising Sections 19800 through 19809, inclusive, to Division 8 of the Business and Professions Code, relating to standard bread loaves, wrappings and markings, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Public Health.

Assembly Bill No. 962: By Mr. Lowrey—An act to amend Section 4270 of the Political Code and Section 28141 of the Government Code, relating to compensation for public service in counties of the forty-first class, declaring the urgency hereto, to take effect immediately.

Without reference to committee.

Motion to Place Rush Order on Printing of Assembly Bill No. 962

Mr. Lowrey moved that a rush order be placed upon the printing of Assembly Bill No. 962.

Motion carried.

Assembly Bill No. 963: By Messrs. Johnson, Blosser, and Crichton —An act to add Section 1352 5 to the Labor Code, relating to working hours of female employees.

Referred to Committee on Industrial Relations.

Assembly Bill No. 964: By Mr. Johnson—An act to add Section 1352.1 to the Labor Code, relating to the working hours of women employed in executive, administrative or professional capacity.

Referred to Committee on Industrial Relations

Assembly Bill No. 965: By Mr. Johnson—An act to amend Section 8961 of the Health and Safety Code, relating to the permissible uses of cemeteries maintained by public cemetery districts.

Referred to Committee on Public Health.

Assembly Bill No. 966: By Mr. Boyd—An act to amend Section 830 of the Agricultural Code, relating to the use of dates for by-products purposes, declaring the urgency of this act, to take effect immediately.

Referred to Committee on Agriculture.

Motion to Place Rush Order on Printing of Assembly Bill No. 966

Mr. Boyd moved that a rush order be placed upon the printing of Assembly Bill No. 966.

Motion carried.

Assembly Bill No. 967: By Mr. Beck—An act to amend Section 1260 of the Civil Code, relating to homestead exemptions.

Referred to Committee on Judiciary.

Assembly Bill No. 968: By Mr. Beck—An act to add Section 1692 to the Civil Code, relating to the rescission of contracts and other instruments comprising, settling, or releasing claims for injury to or for the death of one caused by the wrongful act or neglect of another.

Referred to Committee on Judiciary.

Assembly Bill No. 969: By Mr. Sam L. Collins—An act making an appropriation to pay the claim of Vicaroo Oil Company against the State of California.

Referred to Committee on Ways and Means.

REQUEST FOR UNANIMOUS CONSENT THAT SENATE BILL NO. 201 BE WITHDRAWN FROM THE COMMITTEE ON MILITARY AFFAIRS

Mr. McCollister asked for unanimous consent that Senate Bill No. 201 be withdrawn from the Committee on Military Affairs, for purpose of consideration, at this time.

Mr. Hollibaugh withheld unanimous consent.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

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

Assembly Bill No. 970: By Mr. Sam L. Collins—An act making an appropriation to pay the claim of Richrow Corporation against the State of California.

Referred to Committee on Ways and Means.

Assembly Bill No. 971: By Mr. Sam L. Collins—An act making an appropriation to pay the claim of Hammil Oil Corporation against the State of California.

Referred to Committee on Ways and Means.

Assembly Bill No. 972: By Messrs. Knight, Kilpatrick, Lowrey, and Price—An act to add Article 6.5, comprising Sections 790 to 794, inclusive, to Chapter 1 of Part 2 of Division 1 of the Insurance Code, to prevent harassment of parolees and probationers by insurers by imposing restrictions on communications by insurers with parolees and probationers and their relatives.

Referred to Committee on Crime and Correction

Assembly Bill No. 973: By Mr. Wollenberg—An act making an appropriation in augmentation of the appropriation in Item 79.5 of the Budget Act of 1945, for publishing, purchasing, and shipping free textbooks, Department of Education, to take effect immediately.

Referred to Committee on Ways and Means.

Assembly Bill No. 974: By Mr. Wollenberg—An act to add Section 3090 to the Labor Code, relating to occupational training, making an appropriation in augmentation of the appropriation in Item 138 of the Budget Act of 1945, for support of the Division of Apprenticeship Standards, Department of Industrial Relations, to take effect immediately.

Referred to Committee on Ways and Means.

Assembly Bill No. 975: By Mr. Wollenberg—An act making an appropriation in augmentation of the appropriation in Item 231 of the Budget Act of 1945, for medical and physical care, hospitalization, appliances, and convalescent care for physically handicapped children, Department of Public Health, to take effect immediately.

Referred to Committee on Ways and Means

Assembly Bill No. 976: By Mr. Stanley—An act to amend Section 862.2 of "An act to provide for the organization, incorporation and government of municipal corporations," approved March 18, 1883, relating to the powers of sixth class cities to acquire and convey real property.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 977: By Messrs. Stanley, McCollister, Sam L. Collins, Allen, and Hollibaugh—An act to amend Section 20894.1 of the Government Code, relating to military service of local members of the State Employees' Retirement System.

Referred to Committee on Civil Service and State Personnel.

REQUEST FOR UNANIMOUS CONSENT TO PRINT STATEMENT IN JOURNAL

Mr. Wollenberg asked for, and was granted, unanimous consent that the following Statement of Revenue and Expenditures, as related to Assembly Bill No. 402, be ordered printed in the Journal.

Statement of Revenue and Expenditures
State Controller's S. R. A. Restitution Fund
Period—January 1, 1945 to December 31, 1946

January 1, 1945, number of open accounts		17,748
December 31, 1946, number of open accounts		14,077
Accounts paid		3,671
January 1, 1945, amount owing on above accounts	$763,690 68	
Voluntary restitutions, adjustments, etc.	3,771 61	$767,462 29
December 31, 1946, amount due and uncollected		570,869 08
December 31, 1946, amount collected during period		$196,593 21
Less administrative costs		74,109 80
Net gain		$122,483 41
Average monthly collections		8,191 38
Average monthly costs		3,091 58
Average monthly net gain		$5,099 80
Income per dollar of expenditures		$2 65

Comparative Statement of Collections and Administrative Costs
State Controller's S. R. A. Restitution Fund
Period—January 1, 1945 to December 31, 1946

1945	*Collections*	*Costs*
January	$13,065 07	$3,519 68
February	10,192 91	2,411 00
March	11,423 16	2,700 53
April	10,002 83	3,183 31
May	12,211 75	3,105 93
June	9,225 73	3,311 00
July	10,301 63	2,771 21
August	10,450 02	3,680 26
September	8,469 81	3,777 47
October	8,769 03	3,403 51
November	8,004 36	3,255 50
December	5,993 22	2,834 38
1946		
January	7,208 14	3,456 49
February	6,307 40	2,639 49
March	8,082 01	3,226 59
April	6,876 08	2,984 79
May	7,581 96	2,689 59
June	6,147 68	3,065 20
July	7,154 93	2,565 32
August	7,171 04	3,009 67
September	6,298 82	2,557 43
October	5,295 89	2,790 37
November	6,026 02	2,583 82
December	4,333 72	2,587 26
	$196,593 21	$74,109 80
Ratio of costs to receipts		$2 65

EXPLANATION OF VOTE

"I voted NO on Assembly Bill No 402 due to the absence of the explanation of the amount of money returned to the State, now shown in the Assembly Journal"

FRANCIS DUNN

NOTICE OF MOTION TO RECONSIDER ASSEMBLY BILL NO. 402 WAIVED

Mr. Ralph C. Dills waived his notice of motion to reconsider the vote whereby Assembly Bill No 402 was passed.

Notice of Motion to Reconsider Assembly Bill No. 402

Mr. Heisinger gave notice that on the next legislative day he would move to reconsider the vote whereby Assembly Bill No. 402 was this day passed.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

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

Assembly Bill No. 978: By Mr. Rosenthal—An act to define and regulate the practice of shorthand reporting; creating a State Board of Shorthand Reporting, and providing for its powers and duties; providing for the examination and certification of shorthand reporters, with the designation of "certified shorthand reporter"; providing for the reporting of depositions by certified shorthand reporters; prescribing penalties for violations of this act; and to amend Section 270 of the Code of Civil Procedure, relating to shorthand reporting.

Referred to Committee on Judiciary.

Assembly Bill No. 979: By Mr. Rosenthal—An act to add Section 17708 to the Health and Safety Code, relating to smoking.

Referred to Committee on Public Health.

Assembly Bill No. 980: By Mr. Rosenthal—An act to amend Section 7 of the Alcoholic Beverage Control Act, relating to transfer of license.

Referred to Committee on Public Morals.

Assembly Bill No. 981: By Messrs. Rosenthal, Erwin, Debs, Cramer, Allen, Anderson, Berry, Conrad, Ralph C. Dills, Hawkins, and Hinton—An act to amend Section 647a of the Penal Code, relating to annoying or molesting children, vagrancy, punishment.

Referred to Committee on Judiciary.

Assembly Bill No. 982: By Messrs. Debs, McMillan, Crichton, Evans, Sam L. Collins, and Mrs. Niehouse—An act providing for the supervision and regulation of the transportation of persons and property for compensation by aircraft between places within the State of California; defining air common carriers and providing for the supervision and regulation thereof by the Public Utilities Commission; providing for the enforcement of the provisions of this act and for the punishment of violations thereof; and repealing all acts inconsistent with the provisions of this act.

Referred to Committee on Public Utilities and Corporations.

Assembly Bill No. 983: By Messrs. Debs, McMillan, Crichton, Evans, Sam L. Collins, Huyck, Mrs. Niehouse, and Mr. Waters—An act relating to aeronautics; providing for the development and regulation thereof within this State; creating a State Aeronautics Commission and the Office of Director of Aeronautics; prescribing the powers and duties of such commission and director; prescribing penalties; and to make uniform the law with reference to state development and regulation of aeronautics.

Referred to Committee on Transportation and Commerce.

Assembly Bill No. 984: By Messrs. Debs, McMillan, Crichton, Evans, Sam L. Collins, Huyck, Mrs. Niehouse, and Mr. Waters—An act making an appropriation for the support of the California Aeronautics Commission.

Referred to Committee on Ways and Means.

Assembly Bill No. 985: By Messrs. Debs, McMillan, Crichton, Evans, Sam L. Collins, Huyck, Mrs. Niehouse, and Mr. Waters—An act relating to federal aid for the development of public airports.

Referred to Committee on Transportation and Commerce.

Assembly Bill No. 986: By Mr. Stanley—An act to add Section 1.5 to an act entitled "An act making an appropriation to the Division of Beaches and Parks, Department of Natural Resources, for the acquisition of land at Newport Beach, Orange County, as part of the State Park Sys-

tem," approved July 17, 1945, to extend the time during which the appropriation made thereby may be expended, and declaring the urgency thereof, to take effect immediately.

Referred to Committee on Conservation and Planning.

Assembly Bill No. 987: By Messrs. Waters and Huyck—An act to add Section 4041.5a to the Political Code and Section 26153 to the Government Code, relating to the power of the board of supervisors to provide operas and other entertainment.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 988: By Messrs. Waters and Huyck—An act to amend Section 43 of, and to add Section 658.5 to, the Elections Code, relating to precinct boards and substitutive canvassing and counting boards.

Referred to Committee on Elections and Reapportionment.

Assembly Bill No. 989: By Messrs. Stephenson, Heisinger, Thorp, Burke, Clarke, and Erwin—An act to provide for the control of brucellosis in dairy cattle and making appropriations therefor

Referred to Committee on Livestock and Dairies.

Assembly Bill No. 990: By Mr. Stephenson—An act to repeal Article 9 consisting of Sections 240 to 243, inclusive, of Chapter 1 of Division 2 of the Fish and Game Code, relating to taking of deer with bow and arrow.

Referred to Committee on Fish and Game.

Assembly Bill No. 991: By Messrs. Stephenson and Gannon—An act to amend Section 4041.11 of the Political Code and to add Section 25843 to the Government Code, relating to powers of the boards of supervisors.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 992: By Messrs. Hinton, Hinckley, Erwin, Cooke, Cramer, Geddes, James, Johnson, Knight, Price, and Stanley—An act to amend Sections 795 and 796 2 of, to add Section 795.5 to, and to repeal Section 795.2 of, the Agricultural Code, relating to citrus fruits.

Referred to Committee on Agriculture.

Assembly Bill No. 993: By Mr. Stephenson—An act to amend Sections 18533, 18537, 19054, and 19057 of the Government Code, relating to eligible lists and certification of employees in the state civil service.

Referred to Committee on Civil Service and State Personnel.

Assembly Bill No. 994: By Mr. Stephenson—An act to amend Section 19055 of the Government Code, relating to certification from eligible lists in the state civil service.

Referred to Committee on Civil Service and State Personnel.

Assembly Bill No. 995: By Mr. Stephenson—An act to amend Section 18859 of the Government Code, relating to adjustments in salary ranges for state employees.

Referred to Committee on Civil Service and State Personnel.

Assembly Bill No. 996: By Mr. Evans—An act to add Section 11622 to the Elections Code, relating to false advertising.

Referred to Committee on Elections and Reapportionment.

Assembly Bill No. 997: By Messrs. Ralph C. Dills, McCollister, Brady, Blosser, Debs, Clayton A. Dills, Evans, Geddes, Grant, Hawkins, Hinton, Hollibaugh, Rosenthal, and Thompson—An act to amend an initiative act entitled "An act prescribing the terms upon which licenses may be issued to practioners of chiropractic, creating the State Board of Chiropractic Examiners and declaring its powers and duties, prescribing penalties for violation hereof, and repealing all acts and parts of acts inconsistent herewith," approved by electors November 7, 1922, by amending Section 12 thereof, relating to renewal fees for persons licensed to practice chiropractic, said amendment to take effect upon the approval thereof by the electors, and providing for the submission thereof to the electors pursuant to Section 1b of Article IV of the State Constitution.

Referred to Committee on Public Health.

Assembly Bill No. 998: By Messrs. Burke and Knight—An act to amend Sections 520 and 10129 of the Insurance Code, relating to assignment of insurance policies.

Referred to Committee on Finance and Insurance.

Assembly Bill No. 999: By Messrs. Rosenthal, Hahn, Bennett, Kilpatrick, Allen, Cooke, Crowley, M. Philip Davis, Clayton A. Dills, Ralph C. Dills, Erwin, Evans, Geddes, Hinton, Huyck, Knight, Robertson, and Thomas—An act to amend Section 204e of, and to add Section 204g to, the Code of Civil Procedure, relating to jury commissioners and secretaries of the superior court

Referred to Committee on Judiciary

Assembly Bill No. 1000: By Messrs. Grant, Huyck, and Waters—An act to amend Section 6047 of the Insurance Code, relating to insurance.

Referred to Committee on Finance and Insurance.

Assembly Bill No. 1001: By Messrs. Grant, Huyck, and Waters—An act to amend Section 6049 of the Insurance Code, relating to insurance.

Referred to Committee on Finance and Insurance.

Assembly Bill No. 1002: By Messrs. Huyck and Waters—An act to amend Section 4003 of the Political Code and Section 23004 of the Government Code, relating to powers of the board of supervisors.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 1003: By Messrs. Price, McCollister, Knight, and Maloney—An act to amend Section 10270.7 of the Insurance Code, relating to insurance.

Referred to Committee on Finance and Insurance.

Assembly Bill No. 1004: By Messrs. Price, McCollister, Knight, and Maloney—An act to amend Section 10202.7 of the Insurance Code, relating to group life insurance.

Referred to Committee on Finance and Insurance.

Assembly Bill No. 1005: By Messrs. Price, McCollister, Knight, and Maloney—An act to amend Section 10203.5 of the Insurance Code, relating to insurance.

Referred to Committee on Finance and Insurance.

Assembly Bill No. 1006: By Mr. Bennett—An act to amend Section 700 of the Elections Code, relating to elections.

Referred to Committee on Elections and Reapportionment.

Assembly Bill No. 1007: By Mr. Bennett—An act to amend Sections 2609, 2621, and 2792 of the Elections Code, relating to the nomination of candidates at primary elections.

Referred to Committee on Elections and Reapportionment.

ANNOUNCEMENTS

Mr. Brady announced that a report, relating to ports and harbors, as compiled by the California State Re-Employment Commission, has been printed; and that a copy has been placed upon the desk of each member, for study.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

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

Assembly Bill No. 1008: By Mr. Bennett—An act to amend Section 1454 of the Elections Code, relating to measures submitted to voters.

Referred to Committee on Elections and Reapportionment.

Assembly Bill No. 1009: By Mr. Bennett—An act to amend Section 1403 of the Elections Code, relating to elections.

Referred to Committee on Elections and Reapportionment.

Assembly Bill No. 1010: By Mr. Dunn—An act to amend Section 14768 of the Education Code and to add Section 14772.1 to said code, both relating to joint school district retirement plans, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Education.

Assembly Bill No. 1011: By Mr. Dunn—An act to add Article 4 to Chapter 1 of Division 4 of the Education Code, relating to the rendering of services by governing boards of school districts and county superintendents of schools.

Referred to Committee on Education.

Assembly Bill No. 1012: By Mr. Dunn—An act to provide for the acquisition of a suitable plot of land for, and erection thereupon of, a Monument to the Spirit of Freedom and the Pioneers of the United States and of the State of California by the Department of Public Works.

Referred to Committee on Rules.

Assembly Bill No. 1013: By Mr. Dunn—An act to add Section 615 to the Streets and Highways Code, relating to state highway routes.

Referred to Committee on Conservation and Planning.

Assembly Bill No. 1014: By Mr. Dunn—An act to amend Section 57 of the Unemployment Insurance Act, relating to unemployment insurance.

Referred to Committee on Finance and Insurance.

Assembly Bill No. 1015: By Messrs. Dunn and McCollister—An act to amend Section 59.5 of the Alcoholic Beverage Control Act, relating to hours of sale of alcoholic beverages.

Referred to Committee on Public Morals.

Assembly Concurrent Resolution No. 35: By Messrs. Stephenson and Thompson—Relative to the designation of Arbor Day.

Referred to Committee on Rules.

Assembly Concurrent Resolution No. 36: By Messrs. Dunn, Doyle, Ralph C. Dills, M. Philip Davis, Caldecott, Brady, Carey, Debs, Dolwig, Geddes, Hinton, Lyons, McMillan, Miller, Mrs. Niehouse, Messrs. Stephenson, Weber, and Wollenberg—Relative to the problem of severely handicapped spastic and crippled children and adults.

Referred to Committee on Rules.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, January 27, 1947

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

Assembly Bill No. 90
Assembly Bill No. 94

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bills ordered enrolled.

SENATE CHAMBER, SACRAMENTO, January 27, 1947

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

Senate Bill No. 29
Senate Bill No. 55
Senate Bill No. 227

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS

The following bills were read the first time:

Senate Bill No. 29—An act making an appropriation to the Department of Finance for cost of advertising Veterans' Bond Act of 1946, to take effect immediately.

Referred to Committee on Ways and Means.

Senate Bill No. 55—An act to amend Sections 11 and 44.2 of the Unemployment Insurance Act, relating to unemployment insurance, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Finance and Insurance.

Senate Bill No. 227—An act to amend the Health and Safety Code by repealing Sections 32127, 32202, 32204, 32205, 32303, 32308, 32312, 32313; by amending Sections 32003, 32100, 32203, 32305, 32309, 32310; and by adding new sections numbered 32127, 32202, 32203, 32204,

32303, 32308, 32312, all relating to local hospital districts; and declaring the urgency of this act, to take effect immediately.

Referred to Committee on Public Health.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, January 27, 1947

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

Senate Concurrent Resolution No. 10

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

SENATE CHAMBER, SACRAMENTO, January 27, 1947

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

Senate Concurrent Resolution No. 18

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS (RESUMED)

The following resolution was read:

Senate Concurrent Resolution No. 18—Relative to approving that certain amendment to the charter of the County of San Diego, State of California, submitted to, voted for, and ratified by the qualified electors of said county at a general election held therein on the fifth day of November, 1946.

Request for Unanimous Consent

Mr. Cramer asked for, and was granted, unanimous consent to take up Senate Concurrent Resolution No. 18, at this time, without reference to committee or file.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 18

Senate Concurrent Resolution No. 18—Relative to approving that certain amendment to the charter of the County of San Diego, State of California, submitted to, voted for, and ratified by the qualified electors of said county at a general election held therein on the fifth day of November, 1946.

Resolution read.

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

AYES—Allen, Anderson, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—69.

NOES—None.

Resolution ordered transmitted to the Senate.

COMMUNICATIONS

By the Chief Clerk:

The following communication was received, read, and ordered printed in the Journal:

CAPITOL CORRESPONDENTS ASSOCIATION OF CALIFORNIA
STATE CAPITOL, SACRAMENTO, January 24, 1947

Honorable Arthur A. Ohnimus, Chief Clerk, Assembly
Sacramento, California

DEAR MR. OHNIMUS: The standing committee of the Capitol Correspondents Association has examined the applications for authentication as accredited press representatives and recommend the following action:

Approved for press card: *Radio KMPC, Hollywood*, Clete Roberts.

Sincerely,

EARL C. BEHRENS, President

By unanimous consent, the Members of the Assembly ratified the above action as taken by the Capitol Correspondents Association.

RESOLUTIONS

The following resolutions were offered:

By Messrs. O'Day, Blosser, Berry, Brady, George D. Collins, Gaffney, Maloney, and Wollenberg:

House Resolution No. 58

WHEREAS, Forty-four years ago today, on January 27, 1903 to be exact, there was born to Mr and Mrs. Peter J Haggerty of San Francisco a bouncing baby boy, who was named Gerald P. Haggerty, and

WHEREAS, This bouncing baby boy grew into manhood and in due course of events was elected as a Member of the State Assembly from the Twenty-fifth District in San Francisco in 1942 and re-elected in 1944, and

WHEREAS, Gerald P. Haggerty served with distinction at two sessions of the California State Legislature, and was a member of several important committees, and

WHEREAS, He has been identified with correctional activities, particularly with reform measures concerned with juvenile welfare, and

WHEREAS, Mr Haggerty decided, for personal reasons, not to seek re-election to this Fifty-seventh Session of the State Legislature, much to the regret of the Members of this Assembly, and

WHEREAS, We miss his friendly smile and genial personality and constructive services, and are not able to extend personal birthday greetings to him on this milestone in his life; now therefore, be it

Resolved by the Assembly of the State of California, That the Members of the State Assembly extend to their former colleague, Gerald P Haggerty, their good wishes for continued good health, happiness and prosperity, and be it further

Resolved, That the Chief Clerk of the Assembly be hereby directed to prepare a suitably engrossed copy of this resolution and forward it to Gerald P. Haggerty on behalf of all Members of this Assembly.

Request for Unanimous Consent

Mr. Berry asked for, and was granted, unanimous consent to take up House Resolution No. 58, at this time, without reference to committee or file.

Resolution read, and adopted unanimously.

By Messrs. Berry, Burke, Sheridan, Beck, Ralph C. Dills, Waters, and McMillan:

House Resolution No. 59

Relative to the Purchase of Published Opinions of the Attorney General

Resolved by the Assembly of the State of California, As follows:

1. That the Chief Clerk of the Assembly be and he is hereby authorized and directed to purchase eighty-one (81) sets of each of the following bound volumes (Nos. 9, 10, 11, 12) and advance sheets of Attorney General's Opinions:

1947 Advance Sheets and Volumes at $25 plus sales tax per set;
1948 Advance Sheets and Volumes at $25 plus sales tax per set.

2. That the Chief Clerk is instructed to deliver one set of each set of Attorney General's Opinions to each Member of the Assembly, and one set to the Chief Clerk of the Assembly.

3. That the Controller be and he is hereby authorized and directed to draw his warrant on the Contingent Fund of the Assembly in favor of California Legal Publications for four thousand one hundred thirty-one dollars ($4,131) in payment for the above volumes and advance sheets, and the State Treasurer is directed to pay the same.

Resolution read, and referred to the Committee on Rules.

By Mr. Waters:

House Resolution No. 60

Resolved, That the Controller be and he is hereby authorized and directed to draw his warrant in favor of Borden Printing Company in the sum of not to exceed nine hundred dollars ($900), in payment for 23 sets of the latest edition of "Summary of California Law," by B. E. Witkin; and, be it further

Resolved, That the Chief Clerk of the Assembly is directed to deliver one set of said "Summary" to each new Member of the Assembly.

Resolution read, and referred to the Committee on Rules.

By Messrs. Geddes, Crichton, Hinckley, Erwin, Thompson, Clarke, Robertson, Grant, Evans, Blosser, Thomas, Sherwin, Stephenson, Stewart, Allen, and Price:

House Resolution No. 61

Relative to the creation of an Assembly Committee on Public Opinion Research

WHEREAS, The Assembly is confronted at this regular session of the Legislature with the responsibility of wisely considering proposed legislation which touches upon every phase of human existence, and

WHEREAS, The individual Members of the Assembly are conscious of their responsibility and are constantly seeking additional facts as a means of reducing possible errors of judgment, and

WHEREAS, Many Members of the Assembly spend considerable amounts of their own time and money for the purpose of obtaining the opinions of their constituents, and most of their constituents would welcome an opportunity to express their opinions if it were physically possible for them to do so, and

WHEREAS, The Members of the Assembly should have the advantage of the expression of the opinions of their constituents in order to counterbalance the arguments of organized pressure groups, and

WHEREAS, The opinions of the constituents may not be based upon the same quality or quantity of fact possessed by the members, and the members should have facilities to provide their constituents with correct information on important measures, and

WHEREAS, The fact that bills are subject to amendment during the course of passage would not prevent the surveying of public opinion as to the fundamental principles or concepts involved, and

WHEREAS, Proven and scientific techniques have been developed for the survey and appraisal of public opinion through which the voice of the people may be given expression; and

WHEREAS, In the consideration of measures directly affecting the lives and wellbeing of the people of the State it is necessary that the members be apprised as accurately and thoroughly as possible of the opinion on these measures of the people whom they represent; now, therefore, be it

Resolved by the Assembly of the State of California, As follows:

1. That the Assembly Committee on Public Opinion Research is hereby created and authorized to ascertain, study, investigate, survey and analyze public opinion on such measures as the committee deems of sufficient importance to the people in general to warrant a survey of public opinion, and on such measures as the Assembly may direct such a survey to be made, and to report to the Assembly the results of each such survey, including in such report not only its conclusions of public opinion on the measure but also the reasons therefor.

2. The committee shall consist of five Members of the Assembly appointed by the Speaker thereof. Any vacancy occurring in the membership of the committee shall be filled by the Speaker.

3. The committee is authorized to act during this session of the Legislature, including any recess, but not after final adjournment.

4. The committee and its members shall have and exercise all of the rights, duties and powers conferred upon investigating committees and their members by the provisions of the Joint Rules of the Senate and Assembly and of the Standing Rules of

the Assembly as they are adopted and amended from time to time, which provisions are incorporated herein and made applicable to this committee and its members.

5. The committee has the following additional powers and duties:

(a) To select a chairman and a vice chairman from its membership.

(b) To contract with such other agencies, public or private, as it deems necessary for the rendition and affording of such services, facilities, studies and reports to the committee as will best assist it to carry out the purposes for which it is created.

(c) To cooperate with and secure the cooperation of county, city, city and county, and other local law enforcement agencies in investigating any matter within the scope of this resolution and to direct the sheriff of any county to serve subpenas, orders and other process issued by the committee.

(d) To report its findings and recommendations to the Legislature and to the people from time to time and at any time, not later than herein provided.

(e) To do any and all other things necessary or convenient to enable it fully and adequately to exercise its powers, perform its duties, and accomplish the objects and purposes of this resolution.

6 The sum of fifty thousand dollars ($50,000) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Assembly for the expenses of the committee and its members and for any charges, expenses or claims it may incur under this resolution, to be paid from the said contingent fund and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read, and referred to the Committee on Rules.

REQUEST FOR UNANIMOUS CONSENT

Mr Hahn asked for unanimous consent to take up Assembly Concurrent Resolution No. 28, at this time, out of order.

Mr. Hollibaugh withheld unanimous consent.

RESOLUTIONS

The following resolutions were offered:

By Mr. Sam L Collins:

House Resolution No. 62

Relative to the creation of Assembly investigating committees, and establishing the permanent standing committees of the Assembly as interim committees

WHEREAS, Many of the proposed subjects of legislation presented at this session require further study and the development of additional information in order that proper consideration may be given thereto; and

WHEREAS, Such study and investigation can best be undertaken by interim committees composed of Members of the Assembly who have served on standing committees that have considered measures relating to such proposed subjects during this session of the Legislature; now, therefore, be it

Resolved by the Assembly of the State of California, As follows:

1. Twenty-five Assembly investigating committees are hereby created, consisting of the permanent standing committees of the Assembly listed in Rule 72 of the Permanent Standing Rules of the Assembly for this General Session of the Legislature, and having the same membership and chairmen, and vice chairmen respectively as have such standing committees. Vacancies occurring or existing in the membership of such investigating committees shall be filled by the Speaker of the Assembly. Each such investigating committee shall be known as "The Assembly Interim Committee on (the name of the corresponding standing committee)."

2. Each investigating committee is authorized and directed to ascertain, study and analyze all facts relating to any subject of legislation it may be authorized and directed to consider pursuant to any resolution adopted by the Assembly, including but not limited to the operation, effect, administration, enforcement and needed revision of any and all laws in any way bearing upon or relating to such subject and to report thereon to the Assembly, including in the reports its recommendations for appropriate legislation.

3. Each committee is authorized to act during this session of the Legislature, including any recess, and after final adjournment until the commencement of the next regular general session, with authority to file its final report not later than the thirtieth legislative day of the next regular general session.

4. Each committee and its members shall have and exercise all of the rights, duties and powers conferred upon investigating committees and their members by the provisions of the Joint Rules of the Senate and Assembly and of the Standing

Rules of the Assembly as they are adopted and amended from time to time, which provisions are incorporated herein and made applicable to each committee and its members.

5. Each committee has the following additional powers and duties:

(a) To contract with such other agencies, public or private, as it deems necessary for the rendition and affording of such services, facilities, studies and reports to the committee as will best assist it to carry out the purposes for which it is created.

(b) To cooperate with and secure the cooperation of county, city, city and county, and other local law enforcement agencies in investigating any matter within the scope of this resolution and to direct the sheriff of any county to serve subpenas, orders and other process issued by the committee.

(c) To report its findings and recommendations to the Legislature and to the people from time to time and at any time, not later than herein provided.

(d) To do any and all other things necessary or convenient to enable it fully and adequately to exercise its powers, perform its duties, and accomplish the objects and purposes of this resolution.

(e) To expend such funds as may be made available to it from the Contingent Fund of the Assembly for the expenses of the committee and its members and for any charges, expenses or claims it may incur under this resolution, to be paid from the said contingent fund and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read, and referred to the Committee on Rules.

By Mr. Wollenberg:

House Resolution No. 63

Relating to meetings of the Ways and Means Committee

Resolved by the Assembly of the State of California, That the Standing Committee of Ways and Means of the Assembly is hereby authorized to meet during any recess of the Regular Session of the Fifty-seventh Legislature at the State Capitol, or elsewhere in the State, and to perform the duties and to exercise all the powers vested in it by the Standing Rules of the Assembly; and be it further

Resolved, That except as otherwise provided in this resolution the committee shall have the powers granted to investigating committees by the Joint Rules of the Senate and Assembly, as such rules are adopted, as such rules are from time to time amended; and be it further

Resolved, That the committee or chairman thereof may create subcommittees from the membership of the committee, assigning to the subcommittee any study, inquiry, investigation, or hearing which the committee itself has authority to make or hold, and the subcommittee for the purpose of this assignment shall have and exercise all the powers conferred upon the committee, limited only by the resolution of the committee or order of the chairman defining the powers and duties of the subcommittee, which powers may be withdrawn or terminated at any time by the committee or the chairman thereof; and be it further

Resolved, That the sum of ten thousand dollars ($10,000) is hereby made available to the committee from the Contingent Fund of the Assembly for the expenses of the committee and its members in connection with its duties and for any charges, expenses or claims it may incur under this resolution, to be paid from the said contingent fund and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read, and referred to the Committee on Rules.

By Mr. Weber:

House Resolution No. 64

Relative to the continuance of the Assembly Committee on Conservation and Planning

Resolved by the Assembly of the State of California, As follows:

1. The Assembly Committee on Conservation and Planning created by House Resolution No. 284 of the Fifty-sixth Regular Session is continued as an Assembly committee at this general session, with the membership and with all the rights, powers and duties possessed by the committee and its members immediately prior to the commencement of this session. Vacancies occurring or existing in the membership of the committee shall be filled by the appointing power.

2. The committee is authorized to act during this session of the Legislature including any recess, but not after March 15, 1947.

3. The provisions of the Joint Rules of the Senate and Assembly and of the Standing Rules of the Assembly, as soon as such rules are adopted at this session or amended from time to time, become applicable to this committee and its members.

4. The sum of one thousand nine hundred eighty-one dollars and seventy cents ($1,981.70) or so much thereof as may be necessary is hereby made available from the

Contingent Fund of the Assembly for the expenses of the committee and its members and for any charges, expenses or claims it may incur under this resolution, to be paid from the said contingent fund and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer

Resolution read, and referred to the Committee on Rules.

By Mr. Thomas:

House Resolution No. 65

Relating to moneys expended pursuant to Section 1019 of the Fish and Game Code

WHEREAS, There is frequently before this Assembly for consideration, legislation affecting the commercial fishing industries of California; and

WHEREAS, It is necessary that the Members of this Assembly have the most full and complete information possible concerning these industries and action taken by the State of California concerning them; and

WHEREAS, Section 1019 of the Fish and Game Code requires that certain revenues collected by the Fish and Game Commission shall be expended for patrol of packing plants, inspection, and regulation of the industry, and conservation work for the benefit of the commercial fishing industries; now, therefore, be it

Resolved by the Assembly of the State of California, That the Fish and Game Commission is by this resolution requested to transmit to this Assembly, not later than the reconvening of the Fifty-seventh Legislature of California in March, 1947, following its constitutional recess, a report and an accounting of all sums of money expended, and the purpose for which they were expended, since 1935 by the Fish and Game Commission pursuant to Section 1019 of the Fish and Game Code; and be it further

Resolved, That the Chief Clerk of the Assembly immediately transmit copies of this resolution to the members of the Fish and Game Commission.

Request for Unanimous Consent

Mr. Thomas asked for unanimous consent to take up House Resolution No. 65, at this time, without reference to committee or file.

Mr Hollibaugh withheld unanimous consent.

Motion to Temporarily Suspend the Rules

Mr. Thomas moved that the Rules be temporarily suspended for the purpose of considering House Resolution No. 65, at this time.

The roll was called, and the motion for temporary suspension of the Rules lost by the following vote:

AYES—Anderson, Bennett, Berry, Blosser, Brady, Brown, Burns, Caldecott, Carey, Clarke, George D. Collins, Cooke, Cramer, Ralph C. Dills, Dolwig, Doyle, Dunn, Fletcher, Gaffney, Geddes, Hawkins, Heisinger, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Maloney, McMillan, Miller, Niehouse, Rosenthal, Silliman, Stephenson, Thomas, Thompson, Thurman, and Wollenberg—38

NOES—Allen, Burke, Butters, Collier, Conrad, Lester T. Davis, M. Philip Davis, Debs, Erwin, Field, Grunsky, Hahn, Hinckley, Hinton, Hollibaugh, Huyck, James, Luckel, Sherwin, Stanley, and Waters—21

House Resolution No. 65 ordered referred to the Committee on Rules.

By Messrs. Price and Sam L. Collins:

House Resolution No. 66

Relative to Congratulating Radio Station KOCS

WHEREAS, Radio Station KOCS presented its opening broadcast on Sunday evening, January 26, 1947; and

WHEREAS, Radio Station KOCS is the first FM-AM broadcasting station in its area, and is a symbol of the magnificent development which is taking place in the western portion of San Bernardino County, California; now, therefore, be it

Resolved by the Assembly of the State of California, That by this resolution hearty congratulations are extended to Mrs Jerene Appleby Harnish, publisher of the newspaper *Daily Report*, which operates Radio Station KOCS, upon her successful pioneer work in establishing this station, an accomplishment which marks another proud step forward in the progress of the southern part of this great State of California; and be it further

Resolved, That the Chief Clerk of the Assembly transmit suitably prepared copies of this resolution to Mrs. Jerene Appleby Harnish and to Radio Station KOCS.

Resolution read, and referred to the Committee on Rules.

CONSIDERATION OF DAILY FILE
THIRD READING OF ASSEMBLY BILLS

Assembly Concurrent Resolution No. 28—Relative to Pepperdine College.

Resolution read.

Motion to Amend

Mr. Hahn moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 1, of the printed measure, after "1937", insert "for the purpose of Christian character building and influence in the community".

Amendment No. 2

On page 1, of the printed measure, between lines 11 and 12, after "and", insert "WHEREAS, This college has fostered interest in city, county, State, and National Government and in international relations through the Decurean Club; and".

Amendment No. 3

On page 1, line 12, of the printed measure, after "achievements", insert "in forensics".

Amendment No. 4

On page 1, line 14, of the printed measure, after "oping", insert "a unique track team,".

Amendment No. 5

On page 2, line 5, of the printed measure, strike out the period, and insert "and to its founder George Pepperdine."

Amendments read, and adopted.

Resolution ordered reprinted, and engrossed.

Hon. Randal F. Dickey Presiding

At 1.30 p.m., Hon. Randal F. Dickey, Member of the Assembly from the Fourteenth District, presiding.

Assembly Joint Resolution No. 11—Relative to memorializing Congress to enact legislation allowing the award of interest at the legal rate to successful employee claimants in claims adjusted under the Railway Labor Act.

Resolution read.

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

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thurman, Waters, Weber, and Wollenberg—67.

NOES—M. Philip Davis—1.

Resolution ordered transmitted to the Senate.

Speaker Presiding

At 1.35 p.m., Hon. Sam L. Collins, Speaker of the Assembly, presiding.

RESOLUTIONS

The following resolution was offered:

By Mr. McCollister:

House Resolution No. 67

Relative to the creation of the Assembly Interim Committee on Military and Veterans' Affairs.

WHEREAS, It is necessary to continue the investigation of military and veteran affairs during this period of reconversion in order to assist the many veterans of the State in rehabilitating themselves in civil life; now, therefore, be it

Resolved by the Assembly of the State of California, As follows:

1. The Assembly Interim Committee on Military and Veterans' Affairs is hereby created and authorized and directed to ascertain, study and analyze all facts relating to military and veterans' affairs of this State and the social readjustment of veterans in civil life and business, including but not limited to the operation, effect, administration, enforcement and needed revision of any and all laws in any way bearing upon or relating to the subject of this resolution, and to report thereon to the Assembly, including in the reports its recommendations for appropriate legislation.

2. The committee shall consist of five Members of the Assembly appointed by the Speaker thereof. Vacancies occurring or existing in the membership of the committee shall be filled by the appointing power.

3. The committee is authorized to act during this session of the Legislature, including any recess, and after final adjournment until the commencement of the next regular general session, with authority to file its final report not later than the fifteenth legislative day of the next regular general session.

4. The committee and its members shall have and exercise all of the rights, duties and powers conferred upon investigating committees and their members by the provisions of the Joint Rules of the Senate and Assembly and of the Standing Rules of the Assembly as they are adopted and amended from time to time, which provisions are incorporated herein and made applicable to this committee and its members.

5. The committee has the following additional powers and duties:

(a) To select a chairman and a vice chairman from its membership.

(b) To contract with such other agencies, public or private, as it deems necessary for the rendition and affording of such services, facilities, studies and reports to the committee as will best assist it to carry out the purposes for which it is created.

(c) To cooperate with and secure the cooperation of county, city, city and county, and other local law enforcement agencies in investigating any matter within the scope of this resolution and to direct the sheriff of any county to serve subpenas, orders and other process issued by the committee.

(d) To report its findings and recommendations to the Legislature and to the people from time to time and at any time, not later than herein provided.

(e) To do any and all other things necessary or convenient to enable it fully and adequately to exercise its powers, perform its duties, and accomplish the objects and purposes of this resolution.

6. The sum of ten thousand dollars ($10,000) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Assembly for the expenses of the committee and its members and for any charges, expenses or claims it may incur under this resolution, to be paid from the said contingent fund and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read, and referred to the Committee on Rules.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 603—An act to add Sections 19816.1 and 19816.4 to the Health and Safety Code, relating to inflammable articles and creating a Committee on Inflammable Wearing Apparel, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Motion to Amend

Mr. George D. Collins moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 5, of the printed bill, as amended in the Assembly on January 24, 1947, strike out "April 1, 1948", and insert "May 15, 1947".

Amendment No. 2

On page 2, line 5, of said bill, strike out "March 1, 1948", and insert "May 15, 1947".

Amendment No. 3

On page 2, line 16, of said bill, strike out "April 1, 1948", and insert "September 1, 1947".

Amendments read, and refused adoption.

The question being on the passage of Assembly Bill No. 603.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Thomas, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—67.

NOES—None.

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

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—69.

NOES—None.

Bill ordered transmitted to the Senate.

Explanation of Vote on Assembly Bill No. 603

During the 1945 Session I introduced and had passed the bill controlling the manufacture and sale of inflammable materials. My reason for deliberately not voting on Assembly Bill 603 was that I do not want to be recorded as having provided additional time to burn innocent purchasers of inflammable articles.

DWIGHT H. STEPHENSON

Assembly Bill No. 321—An act to amend Sections 6011 and 6012 of the Revenue and Taxation Code, relating to sales and use taxes and providing that this act shall take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—71.

NOES—None.

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

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills,

Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—71.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Joint Resolution No. 13—Relative to memorializing the President and Congress to have the Mammoth Pass Road constructed.

Resolution read.

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

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—70.

NOES—None.

Resolution ordered transmitted to the Senate.

CONSIDERATION OF HOUSE RESOLUTION NO. 49

House Resolution No. 49

Relating to the San Joaquin Experimental Range

WHEREAS, The San Joaquin Experimental Range of the United States Forest Service, Department of Agriculture, was established in 1935 in the County of Madera, State of California, for the major purposes of: (a) making studies of the proper utilization of natural range through conservation, reseeding, introduction of new species, fertilization, cultivation and management, and (b) making studies of the proper management of livestock on the range; and

WHEREAS, The studies carried on at this station have proved to be and will continue to be of marked benefit to the livestock industry; and

WHEREAS, The studies can be most effectively and efficiently carried out and will best serve the livestock industry by planning full five-year programs; now, therefore, be it

Resolved by the Assembly of the State of California, That the President of the United States, the Congress of the United States and the Secretary of Agriculture be memorialized to appropriate additional and adequate funds each five years which funds shall be sufficient for the maintenance of the studies for five-year periods; and, be it further

Resolved, That the Chief Clerk of the Assembly is directed to transmit copies of this resolution to the President of the United States, to the President pro Tempore of the Senate of the United States, the Speaker of the House of Representatives, the Secretary of Agriculture and to each Senator and Representative from California in the Congress of the United States.

Resolution read, and adopted.

CONSIDERATION OF HOUSE RESOLUTION NO. 50

House Resolution No. 50

Resolved by the Assembly of the State of California, That the Controller be and he hereby is directed to draw his warrant upon the Contingent Fund of the Assembly in favor of the Chief Clerk of the Assembly, and the State Treasurer hereby is directed to pay the same, in the amount of one thousand nine hundred seventy-five dollars ($1,975), said amount being for the purchase of postage stamps to be used by Members of the Assembly for official mail; and be it further

Resolved, That the Chief Clerk be and he hereby is directed to purchase postage stamps in such amounts and denominations, not exceeding one thousand nine hundred

seventy-five dollars ($1,975), in the aggregate, as shall be necessary for the use of the Members of the Assembly for official mail; and be it further

Resolved, That the amount of stamps requisitioned by any one Member of the Assembly for official mail shall not exceed the sum of twenty-five dollars ($25).

Resolution read.

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

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—70.

NOES—None.

CONSIDERATION OF HOUSE RESOLUTION NO. 53

House Resolution No. 53

Relative to need for adequate legislative offices in the State Capitol

WHEREAS, The State Capitol was planned to furnish suitable chambers for the holding of the sessions of the Senate and Assembly, adequate meeting places for their committees, and suitable offices, conveniently situate, for the use of their members, officers and legislative aids; and

WHEREAS, Over the years the space requirements for these several purposes have greatly expanded with no corresponding expansion in the size, arrangement, location or suitability of allotment of space, especially in respect to offices for members and officers, particularly including the Speaker and Chief Clerk of the Assembly and the President, President pro Tempore and Secretary of the Senate, and for the safekeeping of the official records of the houses, and suitable working quarters, appropriately located, for the several legislative aids, including the Legislative Counsel, the Legislative Auditor and the Legislative Bill Room; and

WHEREAS, It would appear that this situation is susceptible to substantial improvement by removal of various units of the Executive Branch of the State Government that do not need to be in the State Capitol for their proper and adequate functioning, and reallotment, for legislative use, of the space that would thus be made available, without waiting for the completion of plans and the awarding of contracts for, and the construction of an annex to the State Capitol; and

WHEREAS, The need for immediate action is pressing and urgent if the Legislature is to discharge in full its responsibilities toward the people of the State; now, therefore, be it

Resolved, By the Assembly of the State of California, As follows:

1. The Assembly Committee on Legislative Offices in the State Capitol is hereby created, authorized and directed to ascertain, study and analyze all facts bearing upon any of the subjects mentioned in the recitals of this resolution, and to do all things necessary to effect an immediate improvement in the allocation and arrangement of legislative quarters, bringing these needs forthwith to the attention of the State Director of Finance and collaborating with him and with any similar committee of the Senate in carrying out the objects and purposes of this resolution.

2. The committee consists of the Speaker, the Chairman of the Committee on Rules, and three Members of the Assembly appointed by the Speaker.

3. The committee is authorized to act during this session of the Legislature, including any recess, but not after final adjournment.

4. The committee and its members shall have and exercise all of the rights, duties and powers conferred upon investigating committees and their members by the provisions of the Joint Rules of the Senate and Assembly and of the Standing Rules of the Assembly as they are adopted and amended from time to time, which provisions are incorporated herein and made applicable to this committee and its members.

5. The committee shall report to the Assembly from time to time during this session of the Legislature, including in the reports its recommendations as to needed legislation on this subject.

Resolution read, and adopted.

Appointment of Special Committee

Pursuant to the provisions of House Resolution No. 53, the Speaker announced the appointment of Messrs. Anderson, Chairman; Waters and Mrs. Niehouse as members of said Assembly Committee on Legislative Offices in the State Capitol.

MOTION TO APPROVE JOURNALS

On motion of Mr. Dickey, the Assembly Journals for Monday, January 20, 1947; Tuesday, January 21, 1947; Wednesday, January 22, 1947; Thursday, January 23, 1947, and Friday, January 24, 1947, were approved as corrected by the Minute Clerk.

ANNOUNCEMENT OF COMMITTEE MEETINGS

It was announced that the following committees would hold meetings:

At 8 p.m., tonight—

Revenue and Taxation.

At 10 a.m., tomorrow, Tuesday, January 28, 1947—

Rules.

GUESTS EXTENDED PRIVILEGE OF ASSEMBLY FLOOR

On request of Messrs. Geddes and Price, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. L. Stewart Hinckley of Redlands.

On request of Messrs. Heisinger and Crichton, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to R. B. Harris of Fresno.

On request of Mrs. Niehouse and the San Diego Delegation, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to May Murphy of San Diego.

ADJOURNMENT

At 2.09 p.m., on motion of Mr. Dickey, the Speaker declared the Assembly adjourned until 11 a.m., Tuesday, January 28, 1947.

SAM L. COLLINS, Speaker

GERALDINE B. HADSELL, Minute Clerk

CALIFORNIA LEGISLATURE
FIFTY-SEVENTH (GENERAL) SESSION

ASSEMBLY DAILY JOURNAL

SEVENTEENTH LEGISLATIVE DAY
TWENTY-THIRD CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO
Tuesday, January 28, 1947

The Assembly met at 11 a m.
Hon. Sam L. Collins, Speaker of the Assembly, presiding.
Chief Clerk Arthur A. Ohnimus at the desk.

ROLL CALL

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

Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—78.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. Raymond Renwald:

O God, since Thou dost realize that we do not put our trust in anything we do, mercifully grant us the constant assistance of Thy divine grace that we may ever understand what is right in Thy mind, and ever perform it with all our strength, through Christ our Lord—AMEN.

READING OF THE JOURNAL DISPENSED WITH

On motion of Mr. Conrad, further reading of the Journal of the previous legislative day was dispensed with.

LEAVES OF ABSENCE FOR THE DAY

The following member was granted leave of absence for the day, because of legislative business elsewhere:

Mr. Stewart, on motion of Mr. Knight.

COMMUNICATIONS

By Speaker Collins:

The following communication and report were received, read, and ordered printed in the Journal:

January 27, 1947

Honorable Sam L. Collins
Speaker of the Assembly of the State of California
State Capitol, Sacramento, California

DEAR MR COLLINS: There is herewith filed with you a true copy of the report made by the Regents of the University of California and the State Board of Education, jointly, to the Fifty-seventh Session of the Legislature pursuant to Senate Concurrent Resolution No. 12 of the Fifty-sixth Legislature.

For the Regents of the University of California.
ROBERT G. SPROUL
President of the University of California

For the State Board of Education
ROY E. SIMPSON
Secretary and Executive Officer of the State Board of Education

Report of the Regents of the University of California and the State Board of Education and Recommendations Made Pursuant to Senate Concurrent Resolution No. 12 of the First Extraordinary Session of the Fifty-sixth Legislature

To the Honorable, the California State Legislature and the Members thereof:

In conformity with the provisions of Senate Concurrent Resolution No. 12 of the First Extraordinary Session of the Fifty-sixth Legislature, the Regents of the University of California and the State Board of Education have made, with the limitations imposed by the time and funds available, the investigation and study of the adequacy of existing facilities at Sacramento Junior College to serve as an institution for higher learning in the Sacramento Valley, with a view toward determining the need for expansion of such institution's educational opportunities and its conversion to a four-year college or a branch of the State University.

The investigation and study was conducted by the Regents of the University of California and the State Board of Education through the Sacramento Junior College Survey Committee appointed by the President of the University and the Superintendent of Public Instruction.

The committee is composed of two representatives of the University of California (Deans Frank N. Freeman and Edwin A. Lee), two representatives of the State Department of Education (Frank B. Lindsay and Alfred E. Lentz), and a fifth member chosen by them (Dr. A. A. Douglass, Superintendent of Modesto City Schools). The committee has held the following meetings:

October 25, Berkeley. Organization and appointment of Dr. A. A. Douglass as chairman; definition of scope of inquiry and related problems.

November 8, Fresno. Appointment of Dr. C. S. Marsh as research consultant; formulation of plan for written report.

December 6, Sacramento. Initial report by Dr. Marsh, summarizing previous studies of higher education installations in State and data on Sacramento area.

December 30, Los Angeles. Continuation of reports by Dr. Marsh on state-wide trends in post high school education in California; preparation of statement to Liaison Committee.

December 30, Los Angeles. Submission of statement to Liaison Committee and instruction received from that body concerning public hearing in Sacramento.

January 8, Sacramento. Public hearing with Senator Desmond and representatives of Sacramento civic groups.

The committee and the research consultant have outlined the investigation and examined evidence gathered to date. Major divisions of the study are:

Previous legislative proposals of like or similar nature
Extent, population, and educational resources of the Sacramento area
Previous investigations dealing with the state policy in higher education
California students and their home residences
Population trends and industrial development in California
Future college enrollments
Possible solution of the crowded conditions in the colleges and universities

The Regents of the University of California and the State Board of Education having reviewed the findings of the Sacramento Junior College Survey Committee jointly report to the Fifty-seventh Session of the Legislature the results of their investigation and study and their recommendations, as follows

1. The predicted increase in college students in California at both the two-year and four-year levels will demand a large increase in buildings, equipment, and personnel In the case of the university, for which a careful study has been made, the increase beyond the present inflated enrollment is estimated to be over 50 percent by 1960 if present factors remain in operation It is reasonable to suppose that an equal increase will occur in junior colleges and state colleges

2. It is evident that facilities for education at the college level must be sharply enlarged within the next 10 years.

3. To care for the anticipated increase, both the University and the State College System must expand either by enlarging the present institutions or by adding new institutions, or both

4. If the present balance is kept between the enrollment in the university and in the other colleges, the facilities of both must be greatly expanded. If the university should hold back its expansion by increased restriction on enrollment, the other colleges will have to expand still more rapidly than prediction on present circumstances would indicate. In other words, if we assume that the university will continue to emphasize the pre-professional, professional, and graduate education and to serve, both at the undergraduate and graduate levels, students of exceptional academic attainments, it will not be able to absorb an appreciable part of the increase in students attending junior colleges or state colleges.

5. The university will probably have to expand on other campuses besides those at Berkeley and Los Angeles, in order to accommodate its student body, even if the rate of increase is reduced by additional restriction on enrollment, in order that it may continue to perform substantially the functions it is now performing. One method of expanding its present facilities would be to enlarge the campuses at Davis and at Santa Barbara. Another method would be to add new campuses.

6. As the university expands its present campuses or adds new campuses, this expansion is not to be regarded as taking the place of the expansion of State College System, but rather as complementary to it.

7. To provide effectively for the great increase in students attending state colleges, new institutions of the same type should be set up to serve areas and population groups not now within reasonable distance of the present state colleges.

8. To the extent that the study upon which this report is based permits a conclusion, the committee believes that there is a definite need for increased facilities for higher education in the area of which Sacramento is a part, but it is evident before final recommendations can be made as to the nature and scope of the increased facilities needed further study of a year's length must be made in order that a proper balance in public higher education facilities may be assured. The study contemplated must, among other appropriate matters, make such investigation as is necessary to determine the total needs of the State for facilities for higher education and the types of service which should be provided by such facilities to meet the requirements of the people of the State and to determine what type of organization of higher education will best serve the people of the State. To delay decision on the Sacramento issue should insure that Sacramento will be given facilities proportionate to its merits.

9 It is therefore recommended that no new institutions of higher education offering instruction beyond the fourteenth grade be established pending the completion of the study hereinbefore recommended.

10. Though studies of higher education in California have been made previously, none has ever been made under the joint sponsorship of the State Board of Education and the Regents of the University of California. These two bodies now join in recommending to the State Legislature that such a joint study be authorized and that adequate financial support be provided by the Legislature for this purpose, to the end that a specific report be completed prior to January 1, 1948.

The following bill is suggested as an appropriate one to be enacted in the present session of the Legislature:

An act making an appropriation for a comprehensive survey of the System of Public Higher Education in California, including the junior colleges, the state colleges and the University of California.

The people of the State of California do enact as follows:

SECTION 1. The State Department of Education of California and the University of California are hereby authorized and directed to make a survey of the organization of public higher education in the State. This survey shall analyze the present and future needs of the State for education above the high school, with particular reference to the needs of each area of the State. It shall take account of the need for different types of higher education and the requirements of different types of students. It shall inquire whether these needs are best met by the present organization of colleges and the University or whether some different type of organization would be better. It shall

inquire also into the financial support and shall make recommendation concerning such support. The survey shall be completed in time to make recommendations at the 1948 Session of the Legislature.

SEC. 2. The state board and the regents shall conduct the survey in any appropriate manner and shall employ such director and staff as deemed most suitable to conduct the survey.

SEC. 3. There is hereby appropriated out of any money in the State Treasury not otherwise appropriated, the sum of fifty thousand dollars ($50,000) or so much thereof as may be necessary during the Ninety-ninth Fiscal Year for the prosecution of the survey described in Sections 1 and 2 of this bill.

Respectfully submitted.

For the Regents of the University of California

ROBERT G. SPROUL
President of the University of California

For the State Board of Education

ROY E. SIMPSON
Secretary and Executive Officer of the State Board of Education

By Speaker Collins:

The following communication was received, read, and ordered printed in the Journal:

DONALD R. WARREN CO., ENGINEERS
SAN FRANCISCO, January 23, 1947

The Honorable Sam L. Collins, Speaker
Assembly Chamber, State Capitol
Sacramento 14, California

DEAR SIR: In the preparation of the new Highway Bill, the following ideas should be given your consideration.

Fifty percent (50%) of the plans and specifications for new highways should be prepared by engineers in private practice. This will prevent an over-expansion of civil service and its inherent continuance after need. This will utilize the large engineering companies that designed the major war plants and war work at engineering costs which should be compared with those of the present State Highway System.

The standards for this work should be left in the hands of the State Highway Department.

This would permit a direct comparison between free enterprise and government organizations for efficiency, economy and quality of work.

The present state law prohibits this type of competition and comparison.

Respectfully yours,

JOHN E. HALLOCK
JAMES M. FOX
LESLIE ARVIN
RAY BARNETT
A. LYALL HOUSE
ELLIOTT P. BENNETT
WALTER J. STEWERT
JOHN T. DIBBLE
C. A. RYKINSKI
JOHN JOHANSSEN
EDWARD A. PULLAU
DONALD R. WARREN
ARTHUR C. MCREYNOLDS
DONALD F. WARREN
ANTHONY HUNTER
FRANCIS J. SAUER
JOSEPH C. SMITH
BENEDICT T. GIBBS
R. D. GRAYSON
PAUL B. MAURER
NIEL P. RICHARDS
CARL E. NELSON
EVERETT L. CLARK
MILTON W. MEKYRA
JAMES N. NEASON
G. A FOY
KILLIAN C. DALTON
H. L. HALL
E. A. KROWN
B. S WILKE
M. B. BOUCHER
A. THOMASIS
M. L THOMAS
A. R. WATSON
W. T. GETTS
W. A. GIDDINGS
L. H. CARD
I. L. JOHNSON
GEO. E. SKAGGE
E. F. LOFLIN
R C. C. RUECHLE
C. S. PARR
L W. MILLER
RUSSELL F. HOWARD
ALBERT J. SMITH

By the Chief Clerk:

A communication from Hon. Ernest K. Bramblett, Member of the House of Representatives, Eleventh District, relative to his efforts to help secure a naval postgraduate school at Monterey, California, and his support of veterans' housing legislation, was received, and, along with an attached copy of United States Bill No. 229, ordered filed with the Secretary of State.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, January 28, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 488

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bill ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, January 28, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Concurrent Resolution No. 28

And reports the same correctly re-engrossed.

WEBER, Chairman

Above reported resolution ordered on file for adoption.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

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

Assembly Bill No. 1016: By Messrs. Sam L. Collins and Dickey—An act to add Section 18595 to the Government Code, relating to the position of Confidential Secretary to the Attorney General.

Referred to Committee on Civil Service and State Personnel.

Assembly Bill No. 1017: By Messrs. Sam L. Collins and Dickey—An act to amend Section 15003 of the Government Code, relating to the Deputy Director of the Department of Justice.

Referred to Committee on Judiciary.

Assembly Bill No. 1018: By Mrs. Niehouse—An act adding Section 581 to the Welfare and Institutions Code, relating to juvenile courts.

Referred to Committee on Judiciary.

Assembly Bill No. 1019: By Mrs. Niehouse, and Messrs. Luckel and Cramer—An act to amend Section 1157 of the Government Code, relating to pay roll deductions of public employees.

Referred to Committee on Finance and Insurance.

Assembly Bill No. 1020: By Mrs. Niehouse, and Messrs. Cramer and Luckel—An act making an appropriation for construction and improvements at San Diego State College.

Referred to Committee on Education.

Assembly Bill No. 1021: By Mr. Ralph C. Dills—An act to amend Section 112 of the Code of Civil Procedure, relating to original jurisdiction of justices' courts

Referred to Committee on Judiciary.

Assembly Bill No. 1022: By Messrs. Rosenthal and Hahn—An act to repeal an act entitled "Motor Carrier Transportation Agent Law," approved May 15, 1933, and to add two new sections to Part I, Title XV, Chapter II of the Penal Code, to be known as Sections 654.1 and 654.2 of the Penal Code, concerning transportation of persons.

Referred to Committee on Transportation and Commerce.

Assembly Bill No. 1023: By Mr. Brady—An act to add Section 401.5 to the Unemployment Insurance Act, relating to unemployment and disability insurance.

Referred to Committee on Finance and Insurance.

Assembly Bill No. 1024: By Mr. Brady—An act to amend Section 6060.5 of the Business and Professions Code, relating to bar examinations of veterans.

Referred to Committee on Judiciary.

Assembly Bill No. 1025: By Mr. Brady—An act to amend Section 17951 of the Revenue and Taxation Code, relating to income tax personal exemptions for married persons.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 1026: By Mr. Brady—An act to amend Sections 6051 and 6201 of the Revenue and Taxation Code, relating to the rates of sales and use taxes, to take effect immediately.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 1027: By Mr. Brady—An act to add Section 606.5 to the Civil Code and Part 3.5, comprising Section 10250, to Division 2 of Title 1 of the Corporations Code, relating to trust funds of certain nonprofit corporations, providing for the establishment and management of such trust funds, and exempting transactions relative thereto from the Corporate Securities Act.

Referred to Committee on Judiciary.

Assembly Bill No. 1028: By Mr. Field—An act to add Section 12230 to the Government Code, relating to state archives, and making an appropriation therefor.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 1029: By Mr. Ralph C. Dills—An act to add Section 862.26a to the act entitled "An act to provide for the organization, incorporation and government of municipal corporations," approved March 13, 1883, relating to retirement system for city employees.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 1030: By Mr. Butters—An act to amend Section 737m of the Political Code, relating to salaries of judges of superior courts.

Referred to Committee on Judiciary.

Assembly Bill No. 1031: By Mr. Butters—An act to amend Section 4041.18 of the Political Code and to add Section 25452.5 to the Government Code, relating to powers of the board of supervisors.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 1032: By Mr. Butters—An act to amend Section 4250 of the Political Code and 28121 of the Government Code, relating to compensation for public services in counties of the twenty-first class.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 1033: By Mr. Doyle—An act to amend Section 1772 of the Welfare and Institutions Code, relating to persons discharged from the Youth Authority.

Referred to Committee on Crime and Correction.

Assembly Bill No. 1034: By Mr. Debs—An act to amend Section 4516 of the Business and Professions Code, relating to trained attendants.

Referred to Committee on Public Health.

Assembly Bill No. 1035: By Mr. Burns—An act to amend Section 1016.5 of the Fish and Game Code, relating to salmon and the use of money derived from the privilege tax on receiving salmon.

Referred to Committee on Fish and Game.

Assembly Bill No. 1036: By Mr. Burns—An act to add Section 843.3 to the Fish and Game Code, relating to the possession of nets near waters closed to commercial fishing.

Referred to Committee on Fish and Game.

Assembly Bill No. 1037: By Mr. Burns—An act making an appropriation for construction and improvements at Humboldt State College.

Referred to Committee on Education.

Assembly Bill No. 1038: By Mr. Burns—An act making an appropriation to be expended pursuant to the Property Acquisition Act for the acquisition of additional real property for use of the Humboldt State College and in furtherance of the postwar building program.

Referred to Committee on Education.

Assembly Bill No. 1039: By Mr. Lowrey—An act to amend Sections 10, 11, and 20 of, and to add Section 2.5 to, the Fish and Game Code, relating to the administration and enforcement of said code and prescribing the powers of the Director of Natural Resources and the Fish and Game Commission in relation thereto.

Referred to Committee on Fish and Game.

Assembly Bill No. 1040: By Mr. Lowrey—An act to amend Section 70 of the Streets and Highways Code, relating to the California Highway Commission.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 1041: By Mr. Cooke—An act making an appropriation to the Department of Agriculture for the purpose of field rodent suppression.

Referred to Committee on Agriculture.

Assembly Bill No. 1042: By Messrs. Conrad and M. Philip Davis —An act to add Section 205.5 to the Revenue and Taxation Code, relating to exemptions of property on account of military service.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 1043: By Mr. McMillan—An act to add Section 962.5 to the Fish and Game Code, relating to a privilege tax on the taking of fish.

Referred to Committee on Fish and Game.

Assembly Concurrent Resolution No. 37: By Mr. Lowrey—Relative to filing with the Legislative Auditor surveys prepared by administrative analysts in the Department of Finance and by the Division of Audits of said department for study by Members of the Legislature.

Referred to Committee on Rules.

Assembly Bill No. 1044: By Messrs. Price, Kilpatrick, Burke, Dolwig, Doyle, Hahn, Hinton, Hollibaugh, and Johnson—An act to add Article 1.5, comprising Sections 6520 to 6526, inclusive, to Chapter 1 of Part 4 of Division 6 of the Welfare and Institutions Code, relating to a Commission on Alcoholism for the rehabilitation of chronic alcoholics, providing for the creation thereof in the Department of Mental Hygiene, prescribing its powers and duties, and making an appropriation.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 1045: By Messrs. Hahn and Thomas—An act to define the rights of members of the Merchant Marine.

Referred to Committee on Military Affairs.

Assembly Bill No. 1046: By Mr. Hahn—An act to amend Section 7968 of the Elections Code, relating to the record of votes cast.

Referred to Committee on Elections and Reapportionment.

Assembly Bill No. 1047: By Mr. Hahn—An act to amend Section 3082 of the Welfare and Institutions Code, relating to aid to the needy blind.

Referred to Committee on Social Welfare.

Assembly Bill No. 1048: By Mr. Hahn and Mrs. Niehouse—An act to add Section 3084.5 to the Welfare and Institutions Code, relating to aid to the needy blind.

Referred to Committee on Social Welfare.

Assembly Bill No. 1049: By Mr. Hahn—An act to add Section 18939 to the Government Code, relating to a preference for blind persons in state civil service examinations.

Referred to Committee on Social Welfare.

Assembly Bill No. 1050: By Messrs. Hahn and Thomas—An act to include graduates of the United States Academy at Kings Point in the meaning of "veterans" as used in the laws of this State.

Referred to Committee on Military Affairs.

Assembly Bill No. 1051: By Mr. Hahn—An act to provide for the protection of the public health by providing for the care of the ill and injured and for the purpose of providing a fund therefor to add Sections 19401 and 19626.7 to, and to amend Sections 19485, 19597, 19620, and 19627 of the Business and Professions Code, relating to horse racing license fees.

Referred to Committee on Public Morals.

Assembly Bill No. 1052: By Mr. James—An act to amend Sections 19624, 19625, 19626, 19627, and 19628 of the Education Code, relating to school farms.

Referred to Committee on Education.

Assembly Bill No. 1053: By Mr. James—An act to amend Section 6357 of the Education Code, relating to maximum rates of school district tax.

Referred to Committee on Education.

Assembly Bill No. 1054: By Mr. James—An act to amend Section 4238 of the Political Code and Section 28109 of the Government Code, relating to compensation for public services in counties of the ninth class.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 1055: By Mr. Cramer—An act to add Chapter 11, comprising Sections 6910 to 6913, inclusive, to Part 1 of Division 6 of the Health and Safety Code, relating to exclusion of a portion of a sanitary district.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 1056: By Mr. Stanley—An act to amend Section 1083 of the Agricultural Code, relating to commercial feeding stuffs.

Referred to Committee on Agriculture.

Assembly Bill No. 1057: By Mr. McCollister—An act to repeal Chapter 10, comprising Sections 4500 to 4551, inclusive, of Division 2, and to add Chapter 10, comprising Sections 4500 to 4572, inclusive, to Division 2, of the Business and Professions Code, relating to the care of the sick or afflicted by trained attendants, to schools for training attendants and to students in schools for training attendants.

Referred to Committee on Public Health.

Assembly Bill No. 1058: By Mr. McCollister—An act to amend Section 101 of the Business and Professions Code, relating to boards and commissions comprising the Department of Professional and Vocational Standards.

Referred to Committee on Public Health.

Assembly Bill No. 1059: By Mr. McCollister—An act making an appropriation to the Board of Examiners of Trained Attendants Fund to carry out the provisions of the Trained Attendant Act.

Referred to Committee on Public Health.

Assembly Bill No. 1060: By Mr. McCollister—An act to add Section 108 to the Harbors and Navigation Code, relating to obstructions in navigable waters.

Referred to Committee on Transportation and Commerce.

Assembly Bill No. 1061: By Mr. Anderson—An act to add Section 6308.1 to the Education Code, relating to intra budget transfers in school district budgets.

Referred to Committee on Education.

Assembly Bill No. 1062: By Messrs. Hinton, Field, Beck, Hollibaugh, Debs, Doyle, Hahn, and Lowrey—An act to amend Section 1 of the Annexation of Uninhabited Territory Act of 1939, relating to the alteration of boundaries of municipalities.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 1063: By Mr. Clayton A. Dills—An act to add Section 19502 to the Education Code, relating to coin operated musical machines.

Referred to Committee on Public Morals.

Assembly Bill No. 1064: By Mr. Rosenthal—An act to amend Section 1628 of the Business and Professions Code, relating to eligibility to take the examination for a dentistry license.

Referred to Committee on Public Health.

Assembly Bill No. 1065: By Mr. Thomas—An act to add Chapter 16.5 to Division 3, to amend Section 8967, and to repeal Section 8968, of the Business and Professions Code, relating to the regulation of boat dealers and salesmen and providing for the payment of the cost of administration of the laws relating to yacht and ship brokers, wholesalers, distributors, and salesmen and boat dealers and salesmen, and making an appropriation therefor.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 1066: By Mr. Thomas—An act to amend Sections 8902, 8920, 8935, 8966, 8970, 8971, and 8972 of the Business and Professions Code, relating to the licensing of yacht and ship brokers, wholesalers, distributors and salesmen.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 1067: By Mr. Thurman—An act to amend Sections 14033 and 14034 of the Government Code, relating to certain revolving funds.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 1068: By Mr. Thurman—An act to amend Section 715.5 of the Vehicle Code, relating to reduction of weights on state highways.

Referred to Committee on Transportation and Commerce.

Assembly Bill No. 1069: By Mr. Thurman—An act to amend Sections 352, 364, 472, and 496, and to repeal Section 336 of the Streets and Highways Code, relating to state highways.

Referred to Committee on Transportation and Commerce.

Assembly Bill No. 1070: By Mr. Thurman—An act to amend Sections 181, 188, 189, 193, and 300 of, and to repeal Sections 190, 191, 232 and Article 2 of Chapter 2 of Division 1 of the Streets and Highways Code, relating to streets and highways and providing for the abolition of the distinction between primary and secondary state highways.

Referred to Committee on Conservation and Planning.

Assembly Bill No. 1071: By Messrs. M. Philip Davis and Rosenthal—An act to amend Section 86a of the Code of Civil Procedure, relating to destruction of old records.

Referred to Committee on Judiciary.

Assembly Bill No. 1072: By Messrs. M. Philip Davis and Rosenthal—An act to amend Section 1032 of the Political Code, relating to inspection of public records.

Referred to Committee on Judiciary.

Assembly Bill No. 1073: By Mr. O'Day—An act to amend Section 109 of the Vehicle Code, relating to the salary of the Registrar of Vehicles.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Constitutional Amendment No. 14: By Mr. Rosenthal—A resolution to propose to the people of the State of California an amendment to the Constitution of the State by amending Section 16 of Article V thereof, relating to the order of succession to the Office of Governor.

Referred to Committee on Constitutional Amendments.

RESOLUTIONS

The following resolution was offered:

By Mr. Dickey:

House Resolution No. 68

Relating to the preparation of the Legislative Digest

Resolved by the Assembly of the State of California, That the Legislative Counsel is hereby directed to prepare a Legislative Digest of all bills, constitutional amendments, and resolutions introduced in the January portion of the Fifty-seventh Session of the Legislature; and be it further

Resolved, That copies of said publication be mailed to the Members of the Legislature as soon as possible after the printing thereof; and, be it further

Resolved, That the Chief Clerk of the Assembly is hereby instructed to cause to be printed, not to exceed two thousand (2,000) copies of the Legislative Digest for the Fifty-seventh Session, the cost thereof to be payable from the legislative printing appropriation.

Request for Unanimous Consent

Mr. Dickey asked for, and was granted, unanimous consent to take up House Resolution No. 68, at this time, without reference to committee or file.

Resolution read.

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

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—68.

NOES—None.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

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

Assembly Bill No. 1074: By Messrs. Anderson and Rosenthal—An act to amend Section 8401 of the Education Code, relating to the establishment of kindergartens.

Referred to Committee on Education.

Assembly Bill No. 1075: By Messrs. Price, Kilpatrick, Bennett, Hahn, Burke, Cooke, Geddes, Hinton, Knight, and McMillan—An act to add Section 8006.1 to the Education Code, relating to the maintenance by school districts of classes in state institutions.

Referred to Committee on Education.

Assembly Bill No. 1076: By Mr. Ralph C. Dills—An act to amend Section 12570 of the Government Code, relating to special agents and investigators of the Attorney General.

Referred to Committee on Civil Service and State Personnel.

RESOLUTIONS

The following resolutions were offered:

By Mr. Dickey:

House Resolution No. 69

Resolved, That the Controller be and he hereby is authorized to draw his warrants on the Contingent Fund of the Assembly in favor of the persons or firms listed below and for the amounts of money set opposite their respective names, and as itemized below, and the State Treasurer is hereby authorized and directed to pay the same:

Carithers Sign Company (name cards)	$1 20
Martyrs' (supplies)	4 49
Department of Finance (constructing cabinet)	47 47
Department of Finance (typewriter service)	24 38
Bancroft-Whitney Company (Deering's Codes)	10,123 92
A. W. Herron Company (4-drawer file)	61 60
Services of musicians—Inauguration—($54—half payable by Senate)	27 00

Request for Unanimous Consent

Mr. Dickey asked for, and was granted, unanimous consent to take up House Resolution No. 69, at this time, without reference to committee or file.

Resolution read.

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

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis,

Lowrey, Luckel, Lyons, Maloney, McCollister, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—68.

NOES—None.

By Mr. Dickey:

House Resolution No. 70

Resolved, That the Chief Clerk of the Assembly be and he is hereby ordered and directed to prepare, during the constitutional recess, for use of the Members of the Legislature, a complete and comprehensive legislative manual or handbook of the size and style uniform with similar publications of previous sessions, same to contain list of state officers, members and officers of both houses of the Legislature, list of committees and Rules of both houses and Joint Rules, together with indexes to the same, and such other information as he may deem useful; also to prepare for the use of members of the Legislature a semifinal calendar containing a history of all bills introduced to date, together with a complete index and cross index to the same, to be printed and distributed during the constitutional recess, and the Chief Clerk is hereby empowered to employ such expert assistants, indexers, etc., as he may find necessary, and the Controller is hereby ordered and directed to draw his warrant on the Contingent Fund of the Assembly in favor of the Chief Clerk of the Assembly in the sum of one thousand dollars ($1,000), to pay for such services, and the Treasurer is hereby ordered and directed to pay the same. The Chief Clerk of the Assembly is further directed to furnish the Controller with vouchers for all expenditures made by him in pursuance of the work set forth above, during the said constitutional recess.

Request for Unanimous Consent

Mr. Dickey asked for, and was granted, unanimous consent to take up House Resolution No. 70, at this time, without reference to committee or file.

Resolution read.

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

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—71.

NOES—None

ANNOUNCEMENTS

Mr. Dickey announced that 50 additional copies of the State Constitution are available for each member upon request.

REQUEST FOR UNANIMOUS CONSENT

Mr. Lowrey asked for, and was granted, unanimous consent to take up Assembly Bill No. 962, at this time, without reference to file.

CONSIDERATION OF ASSEMBLY BILL NO. 962

Assembly Bill No. 962—An act to amend Section 4270 of the Political Code and Section 28141 of the Government Code, relating to compensation for public service in counties of the forty-first class, declaring the urgency hereto, to take effect immediately.

Bill read second time, and ordered engrossed.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, January 28, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 962

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bill ordered to third reading.

RESOLUTION TO SUSPEND CONSTITUTIONAL PROVISION

The following resolution was offered:

By Mr. Lowrey:

Resolved, That Assembly Bill No. 962 presents a case of urgency, as that term is used in Article IV, Section 15, of the Constitution, and the provision of that section requiring that the bill be read on three several days in each house is hereby dispensed with, and it is ordered that said bill be read the third time, and placed upon its passage.

Resolution read.

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

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Sheridan, Sherwin, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—71.

NOES—None

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

CONSIDERATION OF ASSEMBLY BILL NO. 962

Assembly Bill No. 962—An act to amend Section 4270 of the Political Code and Section 28141 of the Government Code, relating to compensation for public service in counties of the forty-first class, declaring the urgency hereto, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Sheridan, Sherwin, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—71.

NOES—None.

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

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Sheridan, Sherwin, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—71.

NOES—None.

Bill ordered transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT

Mr. Price asked for unanimous consent to take up Assembly Bill No. 747, at this time, without reference to file.

By unanimous consent, Assembly Bill No 747 was ordered held at the desk, temporarily.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

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

Assembly Bill No. 1077: By Mr. Kilpatrick—An act to provide fire protection officials with powers of investigation and enforcement of existing public health and safety laws, prescribing penalties for violations of their orders in connection therewith, and prescribing the effect of such violations on standard form fire insurance policies

Referred to Committee on Public Health.

Assembly Bill No. 1078: By Mr. Kilpatrick—An act to add Articles 1 and 2 and an article heading to Chapter 2 of Division 2, to amend and renumber Sections 1401, 1411, and 1415, to amend Sections 1402, 1403, 1404, 1406, 1407, 1412, 1413, 1414, 1416, and 1418, and to repeal Sections 1408, 1409, and 1410, of the Health and Safety Code and to repeal Section 1 of Chapter 1418 of the Statutes of 1945, relating to the licensing, inspection, regulation, and supervision of public and private hospitals by the State Department of Public Health, cities, and counties.

Referred to Committee on Public Health.

REQUEST FOR UNANIMOUS CONSENT

Mr. Grunsky asked for, and was granted, unanimous consent to take up Assembly Bill No. 823, at this time, without reference to file.

CONSIDERATION OF ASSEMBLY BILL NO. 823

Assembly Bill No. 823—An act making an appropriation to the Division of Beaches and Parks, Department of Natural Resources, for the acquisition of land and the restoration of the Old Glass House located near the City of Watsonville in Monterey County, declaring the emergency thereof, to take effect immediately.

Bill read second time, and ordered engrossed.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, January 28, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No 823

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bill ordered to third reading.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

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

Assembly Bill No. 1079: By Mr. Kilpatrick—An act to add Article 4 to Chapter 2 of the Division 2 of the Health and Safety Code, relating to the licensing, inspection, regulation, and supervision of public and private hospitals by the State Department of Public Health, cities, and counties.

Referred to Committee on Public Health.

Assembly Bill No. 1080: By Messrs. Berry, Gaffney, George D. Collins, and Blosser—An act to amend Section 20457 of the Government Code, relating to elections among employees of public agencies on the question of their inclusion in the State Employees' Retirement System.

Referred to Committee on Civil Service and State Personnel.

Assembly Bill No. 1081: By Mr. Ralph C. Dills—An act to amend Section 13275 of the Education Code, relating to the making of reports by principals of high schools to the State Board of Education.

Referred to Committee on Education.

Assembly Bill No. 1082: By Mr. Ralph C. Dills—An act to add Section 5942 to the Education Code, relating to loans to school districts from the county school service fund.

Referred to Committee on Education.

Assembly Bill No. 1083: By Messrs. Knight, Field, Boyd, Cooke, Erwin, Gaffney, Geddes, Grant, Hollibaugh, Lowrey, Maloney, and Robertson—An act to add Section 20361.5 to the Government Code, relating to the retirement, with retirement allowances, of Members of the Legislature.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 1084: By Messrs. Gaffney, George D. Collins, and Berry—An act to add Section 20952.5 to the Government Code, relating to the State Employees' Retirement System in respect to the retirement of local firemen.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 1085: By Mr. Thurman—An act to amend Section 804 of the Agricultural Code, relating to standards for pears.

Referred to Committee on Agriculture.

Assembly Bill No. 1086: By Mr. Thurman—An act to amend Section 806 of the Agricultural Code, relating to standards for plums and fresh prunes.

Referred to Committee on Agriculture.

Assembly Bill No. 1087: By Mr. Doyle—An act to amend Section 6907 of the Labor Code, relating to locomotives and motor power cars on railroads.

Referred to Committee on Public Utilities and Corporations.

Assembly Bill No. 1088: By Mr. Doyle—An act adding Section 9.8 to an act entitled "An act to authorize the counties of the State of California to establish systems for the retirement and pension of certain county and county fire protection district officers and employees, namely county foresters, firewardens and county fire protection district firemen as defined in the act, and to provide certain benefits for their dependents, and empowering county boards of supervisors to levy a special tax," approved May 19, 1939, Statutes 1939, Chapter 174, Section 9.8 to the County Peace Officers' Retirement Law, and Sections 32038 and 32388 to the Government Code, and relating to retirement.

Referred to Committee on Municipal and County Government.

RECESS

At 12 m., on motion of Mr. Dickey, the Assembly recessed until 12.10 p.m.

REASSEMBLED

At 12.10 p.m., the Assembly reconvened.

Hon. Sam L. Collins, Speaker of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

COMMUNICATIONS

By Mr. Allen:

The following opinion of the Legislative Counsel was received, read, and ordered printed in the Journal:

Opinion of Legislative Counsel

STATE OF CALIFORNIA, OFFICE OF LEGISLATIVE COUNSEL
SACRAMENTO, January 27, 1947

Honorable Don A. Allen,
3867 South Degnan Blvd., Los Angeles 43, Calif.
Indian Suits No. 2145

DEAR MR. ALLEN: We have your request of January 27, 1947, asking whether Assembly Bills Nos. 372 and 374 constitute appropriations for a public purpose, and whether it is competent for the Legislature to provide for the services of the Attorney General in aiding Indians to prosecute claims against the United States before the Indian Claims Commission.

It is our opinion that these bills present the case of a public purpose for which state money may be appropriated.

From the earliest times it has been uniformly recognized that the Indians were wards of the State, requiring special legislation, and efforts to protect their interests from the rapacity of the white man have been repeatedly before both federal and state courts.

In *Sunol* v. *Hepburn* (1850) 1 Cal. 254, the Mexican doctrine that Indians were unable to convey land without consent of the government, was upheld. Repeated legislation by both Congress and state legislatures has affirmed this position. Indians are made exempt from certain criminal acts, as in the vagrancy statutes. Special provisions for their education are in force in most states. The sale of liquor to an Indian is generally prohibited.

The guardianship and care of both the Indians and their property has long been the policy of the Nation and State. To appropriate money to be expended by the Attorney General in securing them adequate representation before the Indian Claims Commission appears to be merely further legislation to continue this policy and to be in direct furtherance of a public purpose.

You also ask whether it is competent to provide that the Attorney General act as their counsel in private suits for the recovery of their claims against the United States, and raise the question as to whether the Indians can be required to take him as their counsel.

These suits do not appear to be private actions, but claims based upon allegedly improper treatment of wards of the Nation. For the Attorney General to act as their counsel in such suit is a part of the policy of aiding them as such wards and we believe is in furtherance of the public purpose discussed.

Whether they may be required to accept the Attorney General as their attorney raises a different question, and we doubt whether they could be required to accept him.

That all litigants are entitled to representation and may freely appoint their attorneys is so well established as a precedent in legal procedure that we doubt whether even a ward of the State may be refused this privilege, but certainly the State may restrict its aid to providing its officer as their representative.

Very truly yours,

FRED B. WOOD, Legislative Counsel
JOSEPH L. KNOWLES, Deputy

REQUEST FOR UNANIMOUS CONSENT TO SPEAK UPON THE CONDITION OF THE FILE

Mr. Robertson asked for, and was granted, unanimous consent that he be permitted to speak upon the condition of the file.

REQUEST FOR UNANIMOUS CONSENT

Mr. Price asked for unanimous consent to take up Assembly Bill No. 747, at this time, without reference to file.

Mr. Heisinger withheld unanimous consent.

Motion to Refer Assembly Bill No. 747 to Committee on Judiciary

Mr. Heisinger moved that Assembly Bill No 747 be ordered referred to the Committee on Judiciary.

Ruling by Speaker

The Speaker ruled the motion out of order because of the lack of a second.

Motion to Temporarily Suspend the Rules

Mr. Price moved that the Rules be temporarily suspended for the purpose of considering Assembly Bill No. 747, at this time.

The roll was called, and the motion for temporary suspension of the Rules lost by the following vote:

AYES—Allen, Beck, Bennett, Burke, Burns, Butters, Clarke, Collier, Conrad, Cramer, Dickey, Clayton A. Dills, Erwin, Evans, Field, Gannon, Geddes, Grant, Hahn, Hinckley, Hinton, Huyck, Johnson, Kilpatrick, Knight, Luckel, McMillan, Niehouse, Price, Robertson, Silliman, Stanley, Thorp, Thurman, Weber, and Mr. Speaker—36.

NOES—Anderson, Berry, Blosser, Boyd, Caldecott, Carey, George D. Collins, Cooke, Crichton, Crowley, Lester T. Davis, Debs, Ralph C. Dills, Fletcher, Gaffney, Grunsky, Hawkins, Heisinger, James, Kirkwood, Loomis, Lowrey, Maloney, Miller, O'Day, Sheridan, Sherwin, Stephenson, Waters, and Wollenberg—30.

Re-reference of Assembly Bill No. 747

Assembly Bill No. 747 ordered referred to the Committee on Judiciary.

REQUEST FOR UNANIMOUS CONSENT THAT MEMBERS BE EXCUSED TO HOLD MEETING

At 12.16 p.m., Mr. Debs asked for unanimous consent that the members of the Committee on Public Health be excused, at this time, for the purpose of holding a meeting in the cloak room.

Mr. Ralph C. Dills withheld unanimous consent.

MEMBERS EXCUSED TO HOLD MEETING

At 12.17 p.m., Mr. Debs asked for, and was granted, unanimous consent that the members of the Committee on Public Health be excused, at this time, for the purpose of holding a meeting in the post office.

REQUEST FOR UNANIMOUS CONSENT THAT THE FILE BE CONSIDERED, OUT OF ORDER, AT THIS TIME

Mr. Dickey asked for, and was granted, unanimous consent that the Daily File be considered, out of order, at this time.

RE-REFERENCE OF BILLS

By order of the Speaker, the following bill was withdrawn from the file, and re-referred as follows:

Assembly Bill No. 488 re-referred to Committee on Revenue and Taxation.

CONSIDERATION OF DAILY FILE

NOTICE OF MOTION TO RECONSIDER ASSEMBLY BILL NO. 402 WAIVED

Mr. Heisinger waived his notice of motion to reconsider the vote whereby Assembly Bill No. 402 was passed.

Assembly Bill No. 402 order transmitted to the Senate.

SECOND READING OF SENATE BILLS

Senate Bill No. 201—An act to amend Sections 18540 and 18973 of the Government Code, relating to veterans and civil service credits for military service, and declaring the urgency thereof to take effect immediately.

Bill read second time.

Motion to Amend

Mr. George D. Collins moved the adoption of the following amendments:

Amendment No. 1

On page 1, lines 18 and 19, of the printed bill, strike out "of veterans under the same conditions"

Amendment No. 2

On page 1, line 18, of said bill, before "widows", insert "their".

Amendments read, and adopted.

Request for Unanimous Consent

Mr. Conrad asked for, and was granted, unanimous consent to offer a further amendment to Senate Bill No. 201, at this time, without reference to reprint.

Consideration of Further Amendment to Senate Bill No. 201

Motion to Amend

Mr. Conrad moved the adoption of the following amendment:

Amendment No. 1

On page 1, lines 4 and 5, of the printed bill, strike out "Revenue Marine Service", and insert "Coast Guard".

Amendment read, and adopted.

Bill ordered reprinted, and to third reading.

Motion to Place Rush Order on Printing of Senate Bill No. 201

Mr. McCollister moved that a rush order be placed upon the printing of Senate Bill No. 201.

Motion carried.

REQUEST FOR UNANIMOUS CONSENT THAT REPORT BE PRINTED IN THE JOURNAL

Mr. Price asked for, and was granted, unanimous consent that the Report of the Committee on Crime and Correction, relative to visits made by members of the committee to the Preston School for Boys, and to Folsom, be ordered printed in the Journal.

(Above report appears before the motion to adjourn.)

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, January 28, 1947

MR. SPEAKER. Your Committee on Legislative Procedure has examined:

Assembly Bill No. 90—An act to amend Section 18059 of the Education Code, relating to the letting of contracts, extending the period within which the section is to remain in effect, declaring the urgency hereof, to take effect immediately;

Assembly Bill No. 94—An act to amend Section 92.1 of the Agricultural Code, relating to the allocation of state money to county and district fairs, declaring the urgency of this act, to take effect immediately:

And reports that the same have been correctly enrolled, and presented to the Governor on the twenty-eighth day of January, 1947, at 11:30 a.m.

WEBER, Chairman

Speaker Pro Tempore Presiding

At 12:30 p.m., Hon. Thomas A. Maloney, Speaker pro Tempore of the Assembly, presiding.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS

Senate Bill No. 64—An act to amend Sections 164, 181, 222 of, to repeal Section 146.5 of, and to add Section 182.1 to, the Vehicle Code, relating to the registration and transfers of registration of vehicles, declaring the urgency thereof, and providing that this act shall take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—75.

NOES—None.

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

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—75.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 45—An act to repeal Sections 2 and 5 of, and to add new Sections 2 and 5, to an act entitled "An act relating to real property of a city, county, or city and county, situate without the territorial boundaries of the owner, prescribing regulations concerning the handling and disposition of such property, whether by sale, lease, license or otherwise, and providing for the administration and enforcement of

the provisions of this act," approved July 12, 1945, and to add new Sections 2 and 5 to said act, relating to the handling and disposition of such real property, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Holl-baugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—74.

NOES—None.

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

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Holl-baugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—74

NOES—None.

Bill ordered transmitted to the Senate.

RECESS

At 12.38 p.m., on motion of Mr. Dickey, the Assembly recessed until 2.30 p.m.

REASSEMBLED

At 2.30 p.m., the Assembly reconvened.

Hon. Sam L. Collins, Speaker of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

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

Assembly Bill No. 1089: By Mr. Doyle—An act to amend Section 272 of, and to add Section 265.5 to, the Vehicle Code, relating to the issuance of operators' and chauffeurs' licenses.

Referred to Committee on Transportation and Commerce.

Assembly Bill No. 1090: By Mr Doyle—An act to amend Section 20019 of, and to add Section 20019.1 to, the Government Code, relating to the State Employees Retirement System, and defining the status of motor coach operators therein.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 1091: By Mr. Beck—An act to add Section 4156d to the Political Code, relating to district attorneys.

Referred to Committee on Judiciary.

Assembly Bill No. 1092: By Mr. Beck—An act to amend Sections 14602, 14610, and 14612 of the Education Code, relating to the State Teachers Retirement System.

Referred to Committee on Education.

Assembly Bill No. 1093: By Mr. Beck—An act to amend Section 13502 of the Education Code, relating to district retirement plans.

Referred to Committee on Education.

Assembly Bill No. 1094: By Mr. Beck—An act to amend Section 14135.1 of the Education Code, relating to district retirement plans.

Referred to Committee on Education.

MEMBERS EXCUSED TO HOLD MEETING

At 2.38 p.m., Mr. Geddes asked for, and was granted, unanimous consent that the members of the Committee on Finance and Insurance be excused, at this time, for the purpose of holding a meeting in the post office.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

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

Assembly Bill No. 1095: By Mr. Beck—An act to amend Section 14736 of the Education Code, relating to district retirement salary plans.

Referred to Committee on Education.

Assembly Bill No. 1096: By Mr. Beck—An act to amend Section 2103 of the Education Code, relating to compensation of board members.

Referred to Committee on Education.

Assembly Bill No. 1097: By Mr. Beck—An act to amend Section 14128 of the Education Code, relating to school district merit systems.

Referred to Committee on Education.

Assembly Bill No. 1098: By Mr. Beck—An act to add Section 13841.2 to the Education Code, relating to certificated employees.

Referred to Committee on Education.

Assembly Bill No. 1099: By Mr. Beck—An act to amend Section 16271 of the Education Code, relating to school busses.

Referred to Committee on Education.

Assembly Bill No. 1100: By Mr. Beck—An act to add Section 1554 to the Education Code, relating to school district records.

Referred to Committee on Education.

Assembly Bill No. 1101: By Mr. Beck—An act to amend Section 6306 of the Education Code, relating to school district budgets, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Education.

Assembly Bill No. 1102: By Mr. Beck—An act to amend Section 18057 of the Education Code, relating to alterations or additions to school buildings.

Referred to Committee on Education.

Assembly Bill No. 1103: By Mr. Beck—An act to amend Section 18057 of the Education Code, relating to public works by day labor.

Referred to Committee on Education.

Assembly Bill No. 1104: By Mr. Beck—An act to add Chapter 1.5 to Division 3 of the Education Code, providing for school district public works and making an appropriation therefor, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Education.

Assembly Bill No. 1105: By Messrs. George D. Collins, Gaffney, and Berry—An act to amend Section 2323 of the Business and Professions Code, relating to medicine, applicants for reciprocity certificates, and their oral examination.

Referred to Committee on Public Health.

Assembly Bill No. 1106: By Messrs. Wollenberg, George D. Collins, Brady, and Dickey—An act making an appropriation for the purchase of land and the construction and equipment of a building thereon for Hastings College of the Law.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 1107: By Messrs. Silliman and Stephenson—An act to amend Section 762.9 of the Agricultural Code, relating to inspection fees for inspection and certification of tomatoes.

Referred to Committee on Agriculture.

Assembly Bill No. 1108: By Mr. Sam L. Collins—An act to add Section 66g to the Code of Civil Procedure, relating to the number of judges of the Superior Court in the County of Orange, and providing for the appointment of an additional judge and for his compensation.

Referred to Committee on Judiciary.

Assembly Bill No. 1109: By Mr. Dickey—An act to add Section 4142.5 to the Political Code and Section 27336 to the Government Code, relating to recording of documents.

Referred to Committee on Judiciary.

Assembly Bill No. 1110: By Mr. Dickey—An act imposing a tax upon documents to be recorded and providing for the enforcement and collection of the tax, to take effect immediately.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 1111: By Messrs. O'Day, Maloney, George D. Collins, Gaffney, Brady, Berry, Blosser, and Wollenberg—An act to add Section 6a to an act entitled "An act authorizing the establishment of municipal courts, prescribing their constitution, regulation, government, procedure and jurisdiction, and providing for the election and appoint-

ment of the judges, clerks and other attaches of such courts, their terms of office, qualification and compensation and for the selection of jurors therein," approved May 23, 1925, relating to municipal courts.

Referred to Committee on Judiciary.

Assembly Bill No. 1112: By Messrs. O'Day, Maloney, Gaffney, Brady, Berry, Blosser, and Wollenberg—An act to amend Section 6 of an act entitled "An act authorizing the establishment of municipal courts, prescribing their constitution, regulation, government, procedure and jurisdiction, and providing for the election and appointment of the judges, clerks and other attaches of such courts, their terms of office, qualification and compensation and for the selection of jurors therein," approved May 23, 1925, relating to municipal courts.

Referred to Committee on Judiciary.

Assembly Bill No. 1113: By Mr. Beck—An act to add Section 2208.5 to the Education Code, relating to the powers and duties of the governing boards of city school districts.

Referred to Committee on Education.

Assembly Bill No. 1114: By Mr. Lyons—An act to amend Section 3700 of the Labor Code and to add Sections 3700.1 and 3700.2 to the Labor Code, relating to self-insurers.

Referred to Committee on Finance and Insurance.

Assembly Bill No. 1115: By Messrs. Allen and Clayton A. Dills—An act to add Chapter 3, comprising Sections 15400 to 15432, inclusive, to Part 6 of Division 2 of Title 2 of the Government Code, relating to sex offenders, establishing a section of sex offenses in the Bureau of Criminal Identification and Investigation, and requiring the registration of sex offenders and persons predisposed to the commission of sex offenses therewith.

Referred to Committee on Judiciary.

Assembly Bill No. 1116: By Mr. Field—An act amending Sections 1, 3, 3a, and 5 of an act entitled "An act to authorize and control the deposit in banks of money belonging to or in the custody of any county, city and county, city, town, municipality or other public or municipal corporation within this State, and to repeal all acts or parts of acts in conflict with this act," approved April 28, 1933, relating to deposit of public moneys.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 1117: By Mr. Field—An act to amend Sections 2617, 2618, and 2621 of the Revenue and Taxation Code, relating to penalties for nonpayment of real estate taxes.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 1118: By Mr. Field—An act to add Section 162 to the Revenue and Taxation Code, relating to charging of fees for certified copies of redemption certificates and other documents or records.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 1119: By Mr. Field—An act to amend Sections 134, 157, 2616, 2912, 2922, 4106, 4108, 4155, 4217, 4986 of, and to add Section 2921.5 to, the Revenue and Taxation Code, relating to cancellation of unpaid personal property taxes; the notification of the fact of redemption; the accounting of collections by the assessor, tax collector and redemption officer; the penalty date for taxes on the unsecured roll; the payment of taxes on a portion of a parcel of real property; and installment payments on redemption.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 1120: By Mr. Field—An act to amend Sections 3490, 3492, 3493, 3494, 3495, and 4339 of the Revenue and Taxation Code, relating to postponement of tax sales, and declaring the urgency thereof to take effect immediately.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 1121: By Mr Field—An act to amend Section 14797 of the Revenue and Taxation Code, relating to maximum commissions that may be retained by county treasurers out of inheritance taxes.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 1122: By Mr. Field—An act to amend Section 3793 5 and to repeal Section 3807.8 of the Revenue and Taxation Code, relating to notices on purchases of tax-deeded property by taxing agencies.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 1123: By Mr. Field—An act to validate certain acts of taxing agencies and revenue districts and of their officers, relating to taxation of property.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 1124: By Mr. Field—An act to amend Sections 3358, 3552.2, 3552.6, 3691, 3696.5, 3700, 3701, 3702, 3706, 3710, 3798, 3799, 3908 of and to add Section 3708.5 to the Revenue and Taxation Code, relating to the advertising, selling prices, notices and deed recitations in connection with the sale of tax-deeded property.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 1125: By Mr. Field—An act to repeal Sections 3495, 3511.3, 3511.4, 3511.5, and all of Chapter 4.6, Part 6, Division 1, of the Revenue and Taxation Code, relating to the termination of the right of redemption of tax-deeded property, and declaring the urgency thereof to take effect immediately.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 1126: By Mr. Field—An act to amend Section 3511.4 of and to suspend and postpone the operation of Sections 3511.3, 3511.5, 3571, 3571.3, 3571.5, 3572, 3573, 3574, 3575, 3576, 3577, and 3578 of the Revenue and Taxation Code, relating to the termination of the right of redemption and declaring the urgency thereof to take effect immediately.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 1127: By Mr. Clarke—An act to amend Section 12 of the Agricultural Code, relating to delegation of power or authority.

Referred to Committee on Agriculture.

Assembly Bill No. 1128: By Mr. Clarke—An act to add Section 18 to the Agricultural Code, relating to presumptions.

Referred to Committee on Agriculture.

Assembly Bill No. 1129: By Mr. Clarke—An act to repeal Article 1A, comprising Section 35, of Chapter 1 of Division 1 of the Agricultural Code, relating to temporary provisions, conditions, standards or prices.

Referred to Committee on Agriculture.

Assembly Bill No. 1130: By Mr. Clarke—An act to amend Sections 53 and 57 of the Agricultural Code, relating to the qualification and appointment of deputy agricultural commissioners and agricultural inspectors.

Referred to Committee on Agriculture.

Assembly Bill No. 1131: By Mr. Clarke—An act to add Section 106.3 to, and to amend Sections 115 and 124 of, the Agricultural Code, relating to warning tags or notices.

Referred to Committee on Agriculture.

Assembly Bill No. 1132: By Mr. Clarke—An act to amend Section 108.5 of the Agricultural Code, relating to host-free periods and districts.

Referred to Committee on Agriculture.

Assembly Bill No. 1133: By Mr. Clarke—An act to add Section 119.5 to the Agricultural Code, relating to reporting new pests.

Referred to Committee on Agriculture.

Assembly Bill No. 1134: By Mr. Clarke—An act to amend Section 120 of the Agricultural Code, relating to nursery license fees and renewal penalties.

Referred to Committee on Agriculture.

Assembly Bill No. 1135: By Mr. Clarke—An act to amend Section 123 of the Agricultural Code, relating to nursery stock manifests.

Referred to Committee on Agriculture.

Assembly Bill No. 1136: By Mr. Clarke—An act to amend Section 128 of the Agricultural Code, relating to the holding of plants and other things on premises.

Referred to Committee on Agriculture.

Assembly Bill No. 1137: By Mr. Clarke—An act to amend Section 139 of the Agricultural Code, relating to newly discovered pests.

Referred to Committee on Agriculture.

Assembly Bill No. 1138: By Mr. Clarke—An act to amend Section 150 of the Agricultural Code, relating to agricultural pest control operators.

Referred to Committee on Agriculture.

Assembly Bill No. 1139: By Mr. Clarke—An act to repeal Sections 153.1, 153.2, and 153.3 of the Agricultural Code, relating to oriental fruit moth host plants and crops.

Referred to Committee on Agriculture.

Assembly Bill No. 1140: By Mr. Clarke—An act to amend Section 160 of the Agricultural Code, relating to white pine blister rust hosts.

Referred to Committee on Agriculture.

Assembly Bill No. 1141: By Mr. Clarke—An act to amend Sections 912, 914, 915, 915.1, 916.5, 917 3, 917.4, 917.5 and 918 of, and to add Sections 914 9, 915 2, 916.1 and 920 to, the Agricultural Code, relating to seeds.

Referred to Committee on Agriculture.

Assembly Bill No. 1142: By Messrs. Clarke, Lowrey, Erwin, Heisinger, Beck, Brown, Burke, Butters, Lester T. Davis, Doyle, Loomis, Price, and Silliman—An act to amend the chapter heading of Chapter 7 of Division 6 and Section 1280 of the Agricultural Code, relating to contracts for the sale of agricultural products.

Referred to Committee on Agriculture.

Assembly Bill No. 1143: By Messrs. Clarke, Silliman, Brown, Thompson, Butters, Crichton, Lester T. Davis, Heisinger, Loomis, Thorp, and Weber—An act making an appropriation to the Department of Agriculture for the purpose of controlling Russian thistle and other weed hosts of beet leafhopper.

Referred to Committee on Agriculture.

Assembly Bill No. 1144: By Mr. Clarke—An act to repeal Section 790.5 of, and to add Section 790 5 to, the Agricultural Code, relating to emergency standards for fruits, nuts, and vegetables.

Referred to Committee on Agriculture.

Assembly Bill No. 1145: By Mr. Clarke—An act to amend Section 789.1 of the Agricultural Code, relating to responsibility for transportation of fruits, nuts, and vegetables.

Referred to Committee on Agriculture.

Assembly Bill No. 1146: By Mr. Clarke—An act to amend Section 751 of the Agricultural Code, relating to fruit, vegetable, and agricultural products inspection and certification.

Referred to Committee on Agriculture.

Assembly Bill No. 1147: By Mr. Clarke—An act making an appropriation to the University of California to construct a horticulture building and low temperature laboratory at the University Farm at Davis, California.

Referred to Committee on Agriculture

Assembly Bill No. 1148: By Mr. Clarke—An act to amend Section 19626 of the Business and Professions Code, relating to the allocation and disposition of moneys in the Fair and Exposition Fund.

Referred to Committee on Agriculture.

Assembly Bill No. 1149: By Mr. Clarke (By request)—An act to amend Section 106 of the Water Code, relating to the use of water.

Referred to Committee on Agriculture.

Assembly Bill No. 1150: By Messrs. Clarke and Erwin—An act to add Sections 498, 499, 500, 501, 502, 503, 504, 505, and 506 to the Fish and Game Code, relating to farm fish ponds

Referred to Committee on Fish and Game.

Assembly Bill No. 1151: By Mr. Clarke—An act to amend Section 4265 of the Political Code and Section 28136 of the Government Code, relating to compensation for public services in counties of the thirty-sixth class.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 1152: By Messrs. Clarke, Erwin, Boyd, Butters, Loomis, Sherwin, Stanley, and Thorp—An act to amend Section 1135 of the Labor Code, relating to hot cargo and secondary boycotts, making the provisions thereof permanent, and declaring state policy in regard thereto.

Referred to Committee on Industrial Relations.

Assembly Bill No. 1153: By Messrs. Sam L. Collins and Weber—An act to add Section 9105 to the Government Code, relating to the State Capitol Building, the management thereof, and the assignment and reassignment of space therein.

Referred to Committee on Rules.

Assembly Bill No. 1154: By Mr. Maloney—An act to amend Sections 20382 and 20383 of the Education Code, relating to leave of absence of employees in state colleges not in state civil service.

Referred to Committee on Education.

Assembly Bill No. 1155: By Mr. Maloney—An act to amend Section 20382 of the Education Code, relating to leaves of absence of employees in state colleges not in state civil service.

Referred to Committee on Education.

Assembly Bill No. 1156: By Mr. Maloney—An act to amend Section 20383 of the Education Code, relating to leaves of absence of employees in state colleges not in state civil service.

Referred to Committee on Education

Assembly Bill No. 1157: By Mr. Maloney—An act to add Section 17065 to the Education Code, relating to the revocation of work permits of minors subject to the Compulsory Education Laws.

Referred to Committee on Industrial Relations.

Assembly Bill No. 1158: By Mr. Geddes—An act to amend Section 90.1 of, and to add Sections 89.2 and 90.2 to, the Vehicle Code, relating to speed of vehicles.

Referred to Committee on Transportation and Commerce.

Assembly Bill No. 1159: By Mr. Geddes—An act to amend Section 511 of the Vehicle Code, relating to speed of vehicles.

Referred to Committee on Transportation and Commerce.

Assembly Bill No. 1160: By Mr. Geddes—An act to amend Section 511.9 of the Vehicle Code, relating to speed of vehicles.

Referred to Committee on Transportation and Commerce.

Assembly Bill No. 1161: By Messrs. Geddes and Butters—An act to amend Section 142 of the Vehicle Code, relating to vehicles exempt from registration.

Referred to Committee on Transportation and Commerce.

Assembly Bill No. 1162: By Mr. Geddes—An act to amend Section 13047 of the Education Code, relating to the employment of librarians by school districts.

Referred to Committee on Education.

Assembly Bill No. 1163: By Messrs. Waters and Maloney—An act to amend Section 8 of the Bank and Corporation Franchise Tax Act, relating to bank and corporation taxes, and to provide that this act shall take effect immediately.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 1164: By Messrs. Waters and Maloney—An act to amend Sections 8 and 13 of, and to add Section 34.1 to, the Bank and Corporation Franchise Tax Act, relating to bank and corporation taxes, and to provide that this act shall take effect immediately.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 1165: By Messrs. Waters and Maloney—An act to amend Sections 7 and 18 of, and to add one new section to be numbered 25.1 to, the Corporation Income Tax Act, relating to the levy and collection of taxes upon the income of corporations, associations and Massachusetts or business trusts, and to provide that this act shall take effect immediately.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 1166: By Messrs. Waters and Maloney—An act to amend Section 7 of the Corporation Income Tax Act, relating to the levy and collection of taxes upon the income of corporations, associations and Massachusetts or business trusts, and to provide that this act shall take effect immediately.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 1167: By Messrs. Waters and Maloney—An act to amend Sections 13½ and 14 of the Bank and Corporation Franchise Tax Act, relating to bank and corporation taxes and to provide that this act shall take effect immediately.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 1168: By Messrs. Waters and Maloney—An act to amend Section 17313 of the Revenue and Taxation Code, relating to personal income taxes, and providing that this act shall take effect immediately.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 1169: By Messrs. Waters and Maloney—An act to amend Section 14 of the Corporation Income Tax Act, relating to the levy and collection of taxes upon the income of corporations, associations and Massachusetts or business trusts, and to provide that this act shall take effect immediately.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 1170: By Mr. Dunn—An act to add Article 4 to Chapter 15 of Division 7 of the Education Code, relating to district retirement salary plans.

Referred to Committee on Education.

Assembly Bill No. 1171: By Messrs. Maloney and Gaffney—An act to add Section 2056 to the Harbors and Navigation Code, relating to the termination of contracts.

Referred to Committee on Transportation and Commerce.

Assembly Bill No. 1172: By Messrs. Maloney and Gaffney—An act to amend Section 2053 of the Harbors and Navigation Code, relating to bidding procedure.

Referred to Committee on Transportation and Commerce.

Assembly Bill No. 1173: By Messrs. Maloney and Gaffney—An act to amend Section 1001 of the Government Code, relating to civil executive officers.

Referred to Committee on Transportation and Commerce.

Assembly Bill No. 1174: By Messrs. Maloney and Gaffney—An act to amend Section 3006 of the Harbors and Navigation Code, relating to deposit of dredge spoil.

Referred to Committee on Transportation and Commerce.

Assembly Bill No. 1175: By Messrs. Maloney and Gaffney—An act to add Section 6216.5 to the Public Resources Code, relating to oil, gas and mineral leases on state lands.

Referred to Committee on Manufacturing, Oil, and Mining Industry.

Assembly Bill No. 1176: By Messrs. Maloney and Gaffney—An act to add Section 2076 to the Harbors and Navigation Code, relating to lease of land for terminal facilities.

Referred to Committee on Transportation and Commerce.

Assembly Bill No. 1177: By Messrs. Maloney and Gaffney—An act to amend Section 2050 of the Harbors and Navigation Code, relating to expenditures by the board.

Referred to Committee on Transportation and Commerce.

Assembly Bill No. 1178: By Messrs. Maloney and Gaffney—An act to amend Section 1700 of the Harbors and Navigation Code, and to add Section 1700.5 thereto, relating to the Board of State Harbor Commissioners for San Francisco Harbor.

Referred to Committee on Transportation and Commerce.

Assembly Bill No. 1179: By Messrs. Maloney and Gaffney—An act to add Section 1706.5 to the Harbors and Navigation Code, relating to the reversion of moneys into the San Francisco Harbor Improvement Fund.

Referred to Committee on Transportation and Commerce.

Assembly Bill No. 1180: By Messrs. Maloney and Gaffney—An act to amend Section 1708 of the Harbors and Navigation Code, relating to reports to the Governor.

Referred to Committee on Transportation and Commerce.

Assembly Bill No. 1181: By Messrs. Maloney and Gaffney—An act to amend Section 1740 of the Harbors and Navigation Code, relating to the bond of the chief engineer.

Referred to Committee on Transportation and Commerce.

Assembly Bill No. 1182: By Messrs. Maloney and Gaffney—An act to add Section 1711 to the Harbors and Navigation Code, relating to moneys in the San Francisco Harbor Improvement Fund.

Referred to Committee on Transportation and Commerce.

Assembly Bill No. 1183: By Mr. Stephenson—An act to amend Section 13115 of the Health and Safety Code, relating to fireproofing of tents and awnings used to temporarily house public gatherings.

Referred to Committee on Public Health.

Assembly Bill No. 1184: By Mr. Stephenson—An act to amend Section 19810 of the Health and Safety Code, relating to inflammable articles.

Referred to Committee on Public Health.

Assembly Bill No. 1185: By Messrs. Rosenthal and Debs—An act to add Section 951.5 to the Welfare and Institutions Code, relating to the commitment of juveniles to juvenile facilities established by counties.

Referred to Committee on Crime and Correction.

Assembly Bill No. 1186: By Mr. Rosenthal—An act to repeal Section 747 of the Welfare and Institutions Code, relating to juveniles and the powers and duties of the Youth Authority in relation thereto.

Referred to Committee on Crime and Correction.

Assembly Bill No. 1187: By Messrs. Dolwig, McCollister, Cooke, Gaffney, Berry, Blosser, Crichton, Clayton A. Dills, Evans, Grant, Grunsky, Hinton, Hollibaugh, Johnson, Maloney, Price, Robertson, and

Stanley—An act to amend Section 19626 of the Business and Professions Code, relating to the allocation and disposition of moneys in the Fair and Exposition Fund.

Referred to Committee on Agriculture.

Assembly Bill No. 1188: By Mr. Dolwig—An act to add Section 83.6 to the Agricultural Code, relating to the Board of Directors of 1A District Agricultural Association.

Referred to Committee on Agriculture.

Assembly Bill No. 1189: By Mr. Dolwig—An act to amend the title and Section 1 of an act entitled "An act granting certain salt marsh, tide and submerged lands of the State of California to the City of Redwood City, including the management, use and control thereof," approved July 13, 1945, relating to certain lands, salt marsh, tidelands, submerged lands, and swamp and overflowed lands.

Referred to Committee on Conservation and Planning.

Assembly Bill No. 1190: By Mr. Dolwig—An act to amend Section 429 of the Fish and Game Code, relating to issuance of licenses to disabled veterans and Indians.

Referred to Committee on Fish and Game.

Assembly Bill No. 1191: By Mr. Dolwig—An act to amend Section 11410 of the Government Code, relating to the sale of the California Administrative Code and Register.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 1192: By Mr. Lester T. Davis—An act to amend Section 737aaa of the Political Code, relating to salaries of superior court judges.

Referred to Committee on Judiciary.

Assembly Bill No. 1193: By Mr. Lester T. Davis—An act to amend Section 737ff of the Political Code, relating to salaries of superior court judges.

Referred to Committee on Judiciary.

Assembly Bill No. 1194: By Mr. Lester T. Davis—An act to amend Section 4284 of the Political Code and Section 28155 of the Government Code, relating to compensation for public services in counties.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 1195: By Mr. Lester T. Davis—An act to amend Section 4273 of the Political Code and Section 28144 of the Government Code, relating to compensation for public service in counties.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 1196: By Mr. Lester T. Davis—An act to amend Section 737ss of the Political Code, relating to salaries of superior court judges.

Referred to Committee on Judiciary.

Assembly Bill No. 1197: By Mr. Lester T. Davis—An act to amend Section 4278 of the Political Code and Section 28149 of the Government Code, relating to compensation for public services in counties.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 1198: By Mr. Lester T. Davis—An act to amend Section 737y of the Political Code, relating to salaries of superior court judges.

Referred to Committee on Judiciary.

Assembly Bill No. 1199: By Mr. Lester T. Davis—An act to amend Section 737tt of the Political Code, relating to salaries of superior court judges.

Referred to Committee on Judiciary.

Assembly Bill No. 1200: By Mr. Lester T. Davis—An act to amend Section 737r of the Political Code, relating to salaries of superior court judges.

Referred to Committee on Judiciary.

Assembly Bill No. 1201: By Mr. Lester T. Davis—An act to amend Section 4285 of the Political Code and Section 28156 of the Government Code, relating to compensation for public services in counties.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 1202: By Mr. Lester T. Davis—An act to amend Section 4259 of the Political Code and Section 28130 of the Government Code, relating to compensation for public services in counties.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 1203: By Mr. Lester T. Davis—An act to amend Section 4269 of the Political Code and Section 28140 of the Government Code, relating to compensation for public service in counties.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 1204: By Mr. McCollister—An act to amend Section 11501 of the Government Code, relating to administrative procedure.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 1205: By Mr. McCollister—An act to amend Section 2135 and to add Sections 2138.1 and 2138.5 to the Business and Professions Code, relating to medicine, certificates and qualifications.

Referred to Committee on Public Health.

Assembly Bill No. 1206: By Mr. Brown—An act to amend Section 4245 of the Political Code and Section 28116 of the Government Code, relating to compensation for public service in counties of the sixteenth class.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 1207: By Mr. Debs—An act to amend Section 1015 of the Fish and Game Code, relating to packing and reduction licenses.

Referred to Committee on Fish and Game.

Assembly Bill No. 1208: By Mr. Ralph C. Dills—An act to amend Section 3301 of the Public Resources Code, relating to unreasonable waste of oil and gas.

Referred to Committee on Manufacturing, Oil, and Mining Industry.

Assembly Bill No. 1209: By Mr. Crowley—An act to add Article 3 to Chapter 2, Division 1, of the Education Code, relating to county superintendents of schools.

Referred to Committee on Education.

Assembly Bill No. 1210: By Mr. Crowley—An act to add Section 451 to the Education Code, relating to the qualifications and salaries of county superintendents of schools.

Referred to Committee on Education.

Assembly Bill No. 1211: By Mr. Crowley—An act to add Section 423 to the Education Code, relating to the qualifications and salaries of county superintendents of schools.

Referred to Committee on Education.

Assembly Bill No. 1212: By Mr. Crowley—An act to add Section 432 to the Education Code, relating to the qualifications and salaries of county superintendents of schools.

Referred to Committee on Education.

Assembly Bill No. 1213: By Messrs. Price, Thompson, Clarke, Fletcher, and Hinton—An act to amend Section 45 of the Vehicle Code, relating to implements of husbandry.

Referred to Committee on Transportation and Commerce.

Assembly Bill No. 1214: By Messrs. Thompson and Crichton—An act making an appropriation for the support of the State Board of Equalization.

Referred to Committee on Ways and Means

Assembly Bill No. 1215: By Mr. Maloney—An act to amend Sections 20013, 20014, 20600, 20604, 20750, 20950, 20980, 21020.5, 21208, 21257, 21292, 21295, and 21363 of, and to add Sections 20017.7, 20602.9, 20602.95, 20603 3, 20803.7, and 21256.3 to the Government Code, relating to the State Employees' Retirement System, in respect to the law enforcement personnel of the Division of Narcotic Enforcement, Department of Justice.

Referred to Committee on Civil Service and State Personnel.

Assembly Bill No. 1216: By Mr. Geddes—An act to amend Section 532 of the Revenue and Taxation Code, relating to assessments.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 1217: By Mr. Ralph C. Dills—An act to add Section 10.6 to the County Peace Officers' Retirement Law and Section 32035.1 to the Government Code, relating to retirement system for county peace officers.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 1218: By Mr. Ralph C. Dills—An act to add Section 10 1 to an act entitled "An act to authorize the counties of the State of California to establish systems for the retirement and pension of certain county and county fire protection district officers and employees, namely county foresters, fire wardens and county fire protection district firemen as defined in the act, and to provide certain benefits for their dependents, and empowering county boards of supervisors to levy a special tax," approved May 19, 1939, and Section 32338 of the Government Code to the Government Code, relating to the retirement system for county employees.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 1219: By Mr. Stephenson—An act to amend Section 19254 of the Government Code, relating to eligible lists for limited term and intermittent employment appointments in the state civil service.

Referred to Committee on Civil Service and State Personnel.

Assembly Bill No. 1220: By Mr. Stephenson—An act to amend Sections 20025, 20750, and 21252 of, and to add Sections 20025.1, 21251.1, and 21251 2 to, the Government Code, relating to the State Employees' Retirement System, revising the rate of state contributions thereto and benefits payable therefrom with respect to certain classes of members thereof, including state miscellaneous members who have retired prior to the effective date hereof, and revising the amount of compensation of certain classes of members which is subject to computations under the system.

Referred to Committee on Civil Service and State Personnel.

Assembly Bill No. 1221: By Mr. Stephenson—An act to amend Section 20025 of, and to add Section 20025.1 to, the Government Code, relating to the State Employees' Retirement System and to the amount of compensation of certain classes of members which is subject to computations thereunder.

Referred to Committee on Civil Service and State Personnel.

Assembly Bill No. 1222: By Mr. Stephenson—An act to amend Section 20750 of the Government Code, relating to the State Employees' Retirement System and revising the rate of state contributions thereto.

Referred to Committee on Civil Service and State Personnel

Hon. Randal F. Dickey Presiding

At 3.05 p.m., Hon. Randal F. Dickey, Member of the Assembly from the Fourteenth District, presiding.

Assembly Bill No. 1223: By Mr. Stephenson—An act to add Section 21251.2 to the Government Code, relating to the State Employees' Retirement System and to the benefits payable therefrom in respect to state miscellaneous members who have retired prior to the effective date hereof.

Referred to Committee on Civil Service and State Personnel.

Assembly Bill No. 1224: By Mr. Stephenson—An act to add Section 21251.1 to, and to amend Section 21252 of the Government Code, relating to the State Employees' Retirement System and to the benefits payable thereunder with respect to certain classes of members thereof.

Referred to Committee on Civil Service and State Personnel.

Assembly Bill No. 1225: By Mr. Allen—An act making an appropriation to pay the claim of the estate of Ethel Faris Adams against the State of California.

Referred to Committee on Ways and Means.

Assembly Bill No. 1226: By Mr. Hollibaugh—An act to amend Section 718 of the Civil Code, relating to the leasing by municipalities. or departments or boards thereof, of property owned thereby, or held thereby, or under the management and control thereof.

Referred to Committee on Manufacturing, Oil, and Mining Industry

Assembly Bill No. 1227: By Messrs. Price, Allen, Anderson, Burke, Fletcher, Hollibaugh, and Lyons—An act to amend Section 869 and to repeal Section 1742 of the Welfare and Institutions Code, relating to the support of persons committed to the Youth Authority or confined in institutions subject to its jurisdiction.

Referred to Committee on Crime and Correction.

Assembly Bill No. 1228: By Mr. Waters—An act to amend Section 41.5 of the Unemployment Insurance Act, relating to unemployment insurance and reserve accounts maintained thereunder.

Referred to Committee on Finance and Insurance.

Assembly Bill No. 1229: By Mr. Lowrey—An act to add Article 4, comprising Section 380, to Chapter 1 of Division 3 of the Agricultural Code, relating to the disposition and use of moneys derived from provisions, relating to livestock marks and brands.

Referred to Committee on Livestock and Dairies.

Assembly Bill No. 1230: By Mr. Lowrey—An act to add Sections 305.2 and 305.4 to the Agricultural Code, relating to meat inspection.

Referred to Committee on Livestock and Dairies.

Assembly Bill No. 1231: By Mr. Lowrey—An act to amend Section 317 of, and to add Section 317.5 to, the Agricultural Code, relating to meat inspection and slaughterhouses.

Referred to Committee on Livestock and Dairies.

Assembly Bill No. 1232: By Mr. Lowrey—An act to amend Section 487 of the Penal Code, relating to grand theft.

Referred to Committee on Judiciary.

Assembly Bill No. 1233: By Mr. Lowrey—An act making an appropriation in augmentation of the appropriation in Chapter 1197, Statutes of 1945, for support of the Department of Agriculture, to take effect immediately.

Referred to Committee on Agriculture.

Assembly Concurrent Resolution No. 38: By Mr. Fletcher—Relative to approving a certain amendment to the charter of the City of Long Beach, State of California, ratified by the qualified electors of said city at a special municipal election held therein on the fifth day of November, 1946.

Referred to Committee on Rules.

Motion to Place Rush Order on Printing of Assembly Concurrent Resolution No. 38

Mr. Fletcher moved that a rush order be placed upon the printing of Assembly Concurrent Resolution No. 38.

Motion carried.

Assembly Bill No. 1234: By Messrs. M. Philip Davis and Sherwin —An act to amend Section 631 of the Code of Civil Procedure, Section 4307 of the Political Code, and Section 28 of an act entitled "An act to regulate fees of office and salaries of certain officers, and to repeal certain other acts in relation thereto," approved March 5, 1870, as amended by an act approved May 21, 1917, relating to jury fees.

Referred to Committee on Judiciary.

Assembly Bill No. 1235: By Messrs. M. Philip Davis and Sherwin —An act to add Section 361c to the Civil Code, and to add Section 4122.5 to the Corporations Code, relating to mergers of holding corporations with their subsidiary corporations.

Referred to Committee on Judiciary.

Assembly Bill No. 1236: By Mr. O'Day—An act to add Chapter 5, comprising Sections 28200 to 28325, inclusive, to Division 21 of the Health and Safety Code and to repeal an act entitled "An act providing for the sanitation of food producing establishments, places where food is stored, prepared, kept or manufactured and in which food is distributed; regulating the use of sealed containers and providing for the sterilization of bottles, receptacles and containers used for foods, drugs and liquors; regulating the health of persons by whom the materials from which food is prepared or the finished product is handled; providing for the inspection of such places, persons and things; declaring places and things in violation of this act to be nuisances, dangerous to health and providing for the abatement of the same; providing for the licensing of premises upon which walnuts are shelled or otherwise prepared and for the inspection of such premises and prohibiting the purchase, acquisition or receiving of walnuts shelled or prepared other than on licensed premises; providing for license fees; providing for producer exemption and empowering the California State Board of Public Health to make rules and regulations, and providing for the keeping of records; making violations of this act misdemeanors; and providing for the punishment of the same," approved March 6, 1909, relating to the regulation and sanitation of food handling establishments as defined therein, providing for the inspection and licensing of such premises, and prescribing penalties for the violation hereof.

Referred to Committee on Public Health.

Assembly Bill No. 1237: By Mrs. Niehouse—An act to add Section 3261 to the Political Code, providing for daylight saving time in certain months.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 1238: By Messrs. Dunn and Sherwin—An act to amend Section 3721 of the Political Code, relating to assessment and taxation of property affected by the organization, formation and incorporation of sanitary districts or any change of boundaries thereof or any consolidation of such districts, declaring the urgency thereof and providing that it shall take effect immediately.

Referred to Committee on Revenue and Taxation.

Motion to Place Rush Order on Printing of Assembly Bill No. 1238

Mr. Dunn moved that a rush order be placed upon the printing of Assembly Bill No. 1238.

Motion carried.

Assembly Constitutional Amendment No. 15: By Mr. Sam L. Collins—A resolution proposing to the people of the State of California to amend Section 23b of Article IV of the State Constitution, relating to expenses of Members of the Legislature.

Referred to Committee on Constitutional Amendments

COMMUNICATIONS

By the Chief Clerk:

The following communication was received, read, and ordered printed in the Journal:

STATE DEPARTMENT OF PUBLIC WORKS
DIVISION OF ARCHITECTURE, January 27, 1947

Mr. Arthur A. Ohnimus, Chief Clerk
California State Assembly, State Capitol

Referring to your inquiry as to why the item numbering unit is not in operation, the reason for the delay of completion is caused by our inability to purchase the electrical equipment needed.

In our efforts to complete this work within the time we estimated, we are making several parts by hand and for the remainder, we are converting from their original use to our needs.

We regret that it was impossible to have the unit completed before the start of the present session of the Legislature, but we will have the unit operating by not later than the end of February

Very truly yours,

W. H EPPERSON

cc-MR. FRANK N. KILLAM

By the Chief Clerk:

The following communication was received, read, and ordered printed in the Journal:

CONGRESS OF THE UNITED STATES, HOUSE OF REPRESENTATIVES
WASHINGTON, D. C., January 23, 1947

Arthur A. Ohnimus, Chief Clerk, California Legislature
Sacramento 14, California

MY DEAR MR. OHNIMUS: I want to take this opportunity to acknowledge receipt of your letter of January 17th, in which you enclosed a copy of the Assembly Joint Resolution No. 4 and House Resolution No. 39, both of which I am wholeheartedly in favor of and will urge that action be taken on these two matters when they come before the Congress.

Sincerely yours,

NORRIS POULSON
Thirteenth District, California

REPORTS OF STANDING COMMITTEES

Committee on Finance and Insurance

ASSEMBLY CHAMBER, SACRAMENTO, January 28, 1947

MR. SPEAKER: Your Committee on Finance and Insurance, to which was referred:

Senate Bill No. 55

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

GEDDES, Chairman

Above reported bill ordered to second reading.

Committee on Public Health

ASSEMBLY CHAMBER, SACRAMENTO, January 28, 1947

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

Assembly Bill No. 626

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

DEBS, Chairman

Above reported bill ordered to second reading.

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, January 28, 1947

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

House Resolution No. 60
House Resolution No. 66

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

DICKEY, Chairman

Above reported resolutions ordered on file for adoption.

Speaker Presiding

At 3.12 p.m., Hon. Sam L. Collins, Speaker of the Assembly, presiding.

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, January 28, 1947

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

House Resolution No. 65

Has had the same under consideration, and reports the same back with amendments with the recommendation. Amend, and be adopted, as amended

DICKEY, Chairman

CONSIDERATION OF HOUSE RESOLUTION NO. 65 (BY UNANIMOUS CONSENT)

House Resolution No. 65

Relating to moneys expended pursuant to Section 1019 of the Fish and Game Code

WHEREAS, There is frequently before this Assembly for consideration, legislation affecting the commercial fishing industries of California; and

WHEREAS, It is necessary that the Members of this Assembly have the most full and complete information possible concerning these industries and action taken by the State of California concerning them; and

WHEREAS, Section 1019 of the Fish and Game Code requires that certain revenues collected by the Fish and Game Commission shall be expended for patrol of packing plants, inspection, and regulation of the industry, and conservation work for the benefit of the commercial fishing industries; now, therefore, be it

Resolved by the Assembly of the State of California, That the Fish and Game Commission is by this resolution requested to transmit to this Assembly, not later than the reconvening of the Fifty-seventh Legislature of California in March, 1947, following its constitutional recess, a report and an accounting of all sums of money expended, and the purpose for which they were expended, since 1935 by the Fish and Game Commission pursuant to Section 1019 of the Fish and Game Code; and be it further

Resolved, That the Chief Clerk of the Assembly immediately transmit copies of this resolution to the members of the Fish and Game Commission.

Resolution read.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Rules:

Amendment No. 1

In paragraph 4, line 3, of the resolution, as printed in the Assembly Journal, of January 27, 1947, after "March", insert "15,".

Amendment read, and adopted.

Above reported resolution ordered on file for adoption.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, January 28, 1947

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

Senate Bill No 19

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS

The following bill was read the first time:

Senate Bill No. 19—An act to amend Sections 10150, 10151, 10200, 10201, 10208, 10211, 10212, 10213, 10216, 10221, 10275, 10276, 10320, 10328, 10331, 10332, 10333, 10340, 10375, 10376, 10420, 10427, 10430, 10431, 10432, 10439, 10515, 10516, 10580, 10588, 10591, 10592, 10593, and 10600 of the Business and Professions Code, to add Sections 10156.2, 10208.5, 10208.7, 10213.5, 10213.7, 10279.2, 10321.5, 10328.5, 10328.7, 10333.5, 10333.7, 10379.5, 10420.5, 10427.5, 10427.7, 10432.5, 10432.7, 10519.5, 10581.5, 10588.5, 10488.7, 10593.5, and 10593.7 thereto, and to repeal Sections 10101, 10102, 10209, 10214, 10329, 10334, 10428, 10433, 10589, and 10594 thereof, relating to fees and licenses of the State Division of Real Estate of the Department of Investment, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Governmental Efficiency and Economy.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, January 28, 1947

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

Assembly Bill No. 373

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bill ordered enrolled.

SENATE CHAMBER, SACRAMENTO, January 28, 1947

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

Senate Bill No. 31

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS (RESUMED)

The following bill was read the first time:

Senate Bill No. 31—An act to amend Section 1187 of the Code of Civil Procedure, relating to mechanics' liens.

Referred to Committee on Judiciary.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, January 28, 1947

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

Assembly Concurrent Resolution No. 29

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above resolution ordered enrolled.

RESOLUTIONS

The following resolution was offered:

By Messrs. Carey, Dunn, Caldecott, Sherwin, Sheridan, Dickey, Maloney, Sam L. Collins, Gaffney, Doyle, Burke, and O'Day:

House Resolution No. 71

Relative to the death of Mrs. Izora Carter Johnson

WHEREAS, The hearts of the Members of this Assembly are deeply moved this morning by the sad news that death has taken Mrs. Izora Carter Johnson, mother of former Assemblyman Gardiner Johnson, now, therefore, be it

Resolved by the Assembly of the State of California, That by this resolution the Members of this Assembly express to Gardiner Johnson and to his father and brother, their profound regret and deep sympathy; and be it further

Resolved, That when this Assembly this day adjourns it do so out of respect to the memory of Mrs. Izora Carter Johnson; and be it further

Resolved, That the Chief Clerk of the Assembly is requested to send a copy of this resolution to Gardiner Johnson

Request for Unanimous Consent

Mr. Carey asked for, and was granted, unanimous consent to take up House Resolution No. 71, at this time, without reference to committee or file.

Resolution read, and adopted unanimously.

ANNOUNCEMENT OF COMMITTEE MEETINGS

It was announced that the following committees would hold meetings:

At 2:30 p.m., today—
Fish and Game.
Finance and Insurance.

At 3 p.m., today (In Room 432)—
Agriculture.

At 8 p.m., tonight—
Judiciary.

REPORT OF THE COMMITTEE ON CRIME AND CORRECTION

The Committee on Crime and Correction of the Assembly of the State of California visited Preston School for Boys and the Maximum Security Institution for Men at Folsom over the weekend.

As there are several new members of the committee this session, it gave them an opportunity to get a close-up observation of the problems of custodial care and the objective of rehabilitation of inmates at both institutions. There are extensive plans in progress at both institutions for more modern and up-to-date buildings and equipment which will much improve the over-all program. When the additional buildings are completed and the equipment installed, much more adequate segregation will be accomplished as to age, type, and temperament. This is very essential, particularly for the boys at Preston, as there is a definite objective on the part of the administration toward a rehabilitation program. As Mr. Chandler stated to us, if it was just a matter of custody, with no thought of rehabilitation of the boys, he would not want to continue on the job.

More extensive farming operations, as well as additional work programs are scheduled for the immediate future. This, obviously, is a saving economically; as well as a work program to keep the boys busy.

The problems of escape at Preston were discussed at length and it was pointed out that the "honor" system of rehabilitation, where additional liberties are extended to the boys creates a larger number of escapes, but by the same token the benefits derived for the entire population of the institution far offset the difficulties of the additional escapes. You hear much about the escapes from the institution, but very little about the many boys that make good as a result of a humane and patient understanding of the boys' problems.

However, more security is being provided by coils of wire on the fence surrounding the institution, and when this work is completed, it will obviously reduce the number of escapes. There seems to be an atmosphere generally of harmony and good team work among personnel at both institutions. However, with the Civil Service System freezing employees into their jobs, it is always difficult to have complete harmony. However, again the benefits of civil service far offset occasional freezing into their jobs some people that are not particularly adapted or not cooperative.

It was the general impression of those on the committee that a conscientious effort was being made at both institutions to handle a difficult job efficiently with the rehabilitation of human beings as their first objective.

It will be the purpose of the committee to visit all of the prisons and correctional institutions during this legislative session, and to become familiar with the problems of the personnel, as well as the inmates. It is the feeling of our committee that we want to be helpful in every way possible in an advisory capacity as a liaison group between the departments and the Legislature, as well as fulfilling our legislative respon sibilities.

R. FRED PRICE,
Chairman, Committee on Crime and Correction

GUESTS EXTENDED PRIVILEGE OF ASSEMBLY FLOOR

On request of Messrs. Allen, Conrad, and James, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Frank Seuren of Los Angeles.

On request of Mr. Dickey, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to John F. Hansen Jr. and James P. Clark of Alameda.

On request of Messrs. Grunsky and Conrad, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. Dorothy Rossi of Los Angeles.

On request of Messrs. Dolwig and George D. Collins, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Meredith Dunlap of San Francisco and Paula Nusser of San Mateo.

On request of Messrs. Robertson and James, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to former Assemblyman T. J. Werdel of Bakersfield.

On request of Mr. Kirkwood, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Prof. R. H. Conners, Jr., and the following students of Stanford University: Jerry Asher, Rosita Pellas, Claire Thomas, Ed C. Sammons, Meredith A. Dunlap, Shirley L. Drenkel, Paula M. Nusser, Rita Sebel, Barbara Jeanne Denning, Mary McDevitt, Charles A. Stewart, S. David Diamos, Oliver F. Thayer, R. C. Moeckli, Samuel S. Sewall, Ronald Abelson, Hamilton C. de Jong, John T. D. Rich, Edward L. Nilsen, Don Davies, James Frankel, Winston H. Eshleman, Robert McInerny, Robert Graham, Alexander Stephen Rados, Bob Berryman, John D. Burke, Paul Myers, Merrick Munro, and Bruce Mitchell.

On request of Mr. Dolwig, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Winston Eshleman and John D. Burke of Menlo Park.

On request of Messrs. Evans and Miller, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to former Assemblyman and Mrs. Thomas M. Carlson of Contra Costa County.

ADJOURNMENT

At 3.22 p.m., on motion of Mr. Dickey, the Speaker declared the Assembly adjourned until 10 a.m., Wednesday, January 29, 1947, out of respect to the memory of the late Mrs. Izora Carter Johnson.

SAM L. COLLINS, Speaker

GERALDINE B. HADSELL, Minute Clerk

CALIFORNIA LEGISLATURE

FIFTY-SEVENTH (GENERAL) SESSION

ASSEMBLY DAILY JOURNAL

EIGHTEENTH LEGISLATIVE DAY

TWENTY-FOURTH CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO

Wednesday, January 29, 1947

The Assembly met at 10 a.m.

Hon. Sam L. Collins, Speaker of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

ROLL CALL

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

Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—78.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. Raymond Renwald:

The right hand of the Lord hath wrought strength; the right hand of the Lord hath exalted us; we shall not die, but live, and shall declare the works of the Lord. Glory be to the Father and to the Son, and to the Holy Ghost, as it was in the beginning, is now, and ever shall be, world without end—AMEN.

READING OF THE JOURNAL DISPENSED WITH

On motion of Mr. Conrad, further reading of the Journal of the previous legislative day was dispensed with.

LEAVES OF ABSENCE FOR THE DAY

The following member was granted leave of absence for the day, because of legislative business elsewhere:

Mr. Cramer, on motion of Mr. Stanley.

ANNOUNCEMENTS

The Speaker announced that all committee chairmen having vacancies on their committees should so advise him, at once, so that he may complete all committee appointments as soon as possible.

REPORTS OF STANDING COMMITTEES

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, January 29, 1947

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

Assembly Concurrent Resolution No. 30
Assembly Concurrent Resolution No. 38

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

DICKEY, Chairman

Above reported resolution ordered engrossed.

REQUEST FOR UNANIMOUS CONSENT

Mr. Fletcher asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 38, at this time, and that the same be considered engrossed.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 38

Assembly Concurrent Resolution No. 38—Relative to approving a certain amendment to the charter of the City of Long Beach, State of California, ratified by the qualified electors of said city at a special municipal election held therein on the fifth day of November, 1946.

Resolution read.

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

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dehs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Fletcher, Gaffney, Geddes, Grant, Gransky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Sheridan, Sherwin, Sillman, Stanley, Stewart, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—65.

NOES—None

Resolution ordered transmitted to the Senate.

REPORTS OF STANDING COMMITTEES

Committee on Agriculture

ASSEMBLY CHAMBER, SACRAMENTO, January 28, 1947

MR. SPEAKER: Your Committee on Agriculture, to which were referred:

Assembly Bill No. 418
Assembly Bill No. 419

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

CLARKE, Chairman

Above reported bills ordered to second reading.

SECOND READING OF ASSEMBLY BILLS (BY UNANIMOUS CONSENT)

Assembly Bill No. 418—An act to add Sections 22252.1 and 22252.2 to the Water Code, relating to irrigation districts and the distribution of water in irrigation districts, declaring the urgency of this act, to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Agriculture:

Amendment No. 1

On page 1, line 11, of the printed bill, after "may", insert "with respect to the shortage area".

Amendment No. 2

On page 1, line 12, of the printed bill, strike out "in the shortage area".

Amendment No. 3

On page 1, line 15, of the printed bill, after "board", insert "Nothing in this section shall prohibit apportionment of available water to land given preference under this section or otherwise restrict or limit existing powers of the board to control and provide for distribution of water."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 419—An act to add Sections 29a and 29b to the California Water District Act, relating to California water districts and the distribution of water in such districts, declaring the urgency of this act, to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Agriculture:

Amendment No. 1

On page 1, line 11, of the printed bill, after "may", insert "with respect to the shortage area".

Amendment No. 2

On page 1, line 12, of the printed bill, strike out "in the shortage area"

Amendment No. 3

On page 2, line 3, of the printed bill, after "water.", insert "Nothing in this section shall be construed as restricting or limiting existing powers of the board to control and provide for distribution of water."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Motion to Place Rush Order on Printing of Assembly Bills Nos. 418 and 419

Mr. Loomis moved that a rush order be placed on the printing of Assembly Bills Nos. 418 and 419.

Motion carried.

REPORTS OF STANDING COMMITTEES

Committee on Agriculture

ASSEMBLY CHAMBER, SACRAMENTO, January 28, 1947

MR. SPEAKER: Your Committee on Agriculture, to which were referred:

Assembly Bill No. 966
Senate Bill No. 191

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

CLARKE, Chairman

Above reported bills ordered to second reading.

Committee on Fish and Game

ASSEMBLY CHAMBER, SACRAMENTO, January 28, 1947

MR. SPEAKER: Your Committee on Fish and Game, to which was referred:

House Resolution No. 46

Has had the same under consideration, and reports the same back with the recommendation: Be adopted, and be re-referred to Committee on Rules.

ERWIN, Chairman

Above reported resolution re-referred to Committee on Rules.

Committee on Judiciary

ASSEMBLY CHAMBER, SACRAMENTO, January 29, 1947

MR. SPEAKER: Your Committee on Judiciary, to which were referred:

Assembly Bill No. 747
Senate Bill No. 31
Senate Bill No. 56

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

BROWN, Chairman

Above reported bills ordered to second reading.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

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

Assembly Bill No. 1239: By Mr. Sam L. Collins (By request)—An act to amend Section 4891 of the Health and Safety Code, relating to sewer maintenance districts.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 1240: By Mr. Sam L. Collins (By request)—An act to amend Sections 4747 and 4811 of the Health and Safety Code, relating to county sanitation districts.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 1241: By Mr. Sam L. Collins (By request)—An act to amend Section 42 of the Drainage District Act of 1903, relating to drainage districts.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 1242: By Mr. Sam L. Collins (By request)—An act to add Section 11.5 to the Storm Water District Act of 1909, relating to storm water districts.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 1243: By Mr. Sheridan—An act to amend Section 7048 of the Business and Professions Code, relating to contractors.

Referred to Committee on Judiciary.

Assembly Bill No. 1244: By Messrs. Dolwig, McCollister, Cooke, Gaffney, Berry, Blosser, Boyd, Crichton, Clayton A. Dills, Erwin, Evans, Gannon, Grant, Grunsky, Hinton, Hollibaugh, James, Johnson, Maloney, Price, Robertson, Silliman, Stanley, and Thurman—An act to amend Section 15 of the Construction and Employment Act, relating to public works projects to be constructed by cities pursuant to said act.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 1245: By Mr. Sheridan—An act to add Section 9516.1 to the Business and Professions Code, relating to cleaning and dyeing establishments.

Referred to Committee on Public Health.

Assembly Bill No. 1246: By Messrs. Hinton, Geddes, Erwin, and Burke—An act to authorize and provide for the allocation and reallocation of money in the Flood Control Fund of 1946, and defining the terms and conditions upon which such allocations and reallocations shall be made.

Referred to Committee on Conservation and Planning.

Assembly Bill No. 1247: By Mr. Lowrey—An act relating to the use of county hospitals.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 1248: By Mr. Hollibaugh—An act to amend Section 2190.1 of the Revenue and Taxation Code, relating to the payment of delinquent taxes and assessments by the Department of Veterans Affairs.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 1249: By Mr. Hollibaugh—An act to add Section 459.5 to the Revenue and Taxation Code, relating to the furnishing of information for tax and assessment purposes.

Referred to Committee on Revenue and Taxation.

APPOINTMENT OF SPECIAL COMMITTEE ON HOUSING PROBLEM

Pursuant to the provisions of Senate Concurrent Resolution No. 13, which creates the Committee to Investigate and Report on the Housing Problem in California, Speaker Collins announced the appointment of Messrs. Crichton, Ralph C. Dills, Caldecott, Maloney, and Stewart as members of said committee.

MESSAGES FROM THE GOVERNOR

Budget Message

To the Senate and the Assembly of the State Legislature of California:

In accordance with the provisions of the State Constitution I present herewith for your consideration my estimate of the expenditures required by the State Government during the fiscal year beginning July 1, 1947, and ending June 30, 1948.

This is the first State Budget ever prepared on an annual basis. It is the first peacetime budget which it has been my privilege to submit. It is the first budget submitted which reflects broadly the preparations made during the war for catching up with peacetime needs. It is the first budget to reflect in dollars and cents the magnitude of service required by a population in excess of nine million people. It is a budget which reflects the inflated dollar. For these and other reasons which are pointed out herein, it provides for the largest expenditure in any year of California history.

The total of this budget is $641,569,026. It is $153,741,225 greater than the actual and estimated expenditures of the current fiscal year.

The major increases are accounted for as follows:

(1) An $85,018,661 increase in payments to local governments, including a $53,423,000 increase for public schools adopted by the voters as an initiative measure on November 5, 1946.

(2) A $39,588,196 increase in capital outlay expenditures which will bring into use funds earmarked for the postwar construction program for the University of California, state colleges, institutions and prisons.

(3) A $27,863,867 increase in the operating expenses of State Government brought about by higher costs, the resumption of normal peacetime activities, expanded services necessitated by an increased population, and the necessary replacement of worn out equipment which has heretofore been unobtainable.

Budget Dollar Distribution

The largest item of expenditure proposed in this budget is for educational purposes. Over 36 cents of the budget dollar will be for the support of education; 19 cents is for roads, streets, and highways and regulation of vehicles; 11 cents for social welfare and public health; 10 cents for state hospitals, correctional schools and prisons, 7 cents for conservation and development of agriculture, water, and other natural resources; and 17 cents for all remaining state activities.

The major portion of this budget is made up of fixed charges and continuing appropriations required by provisions of the Constitution and existing statutes. These items total $373,138,372, an increase of $57,858,826 or 18 percent over the current year. Among these items will be found the allowances for school support and the payments to the needy blind, the needy aged, and to needy children. In total the fixed and continuing appropriations amount to 58 percent of the entire budget.

In the controllable items we are faced with greater demands upon the State than at any time prior to the war—demands that reflect our rapid growth in population and the war-induced changes in our economy. We are dealing with a bigger and more diversified postwar California, with expansions in almost every field. We are providing for the needs of veterans seeking to regain educational and employment opportunities denied to them during the war. *In addition to the direct appropriations made for these* purposes, accelerated demands upon State Government are indicated by the growth, expansion, and deferred requirements found in the enrollment figures for our university and state colleges and junior colleges. This budget makes provision for an enrollment of 40,575 at the university. The highest prewar enrollment was 26,162. The minimum war enrollment was 10,211. This budget contemplates an enrollment at our state colleges of 16,040. The highest prewar total was 9,493. During the war it dropped to 3,667. Allowance is made for an average attendance of 58,750 students at our junior colleges, compared with a prewar peak of 43,677 and a wartime low of 23,817.

We have sought in this budget to restore all essential peacetime services expected of State Government, many of which were sharply curtailed of necessity during the war. We *have continued to apply the test of administrative efficiency* as well as need to each item proposed. Recent legislative authorization for a number of departmental reorganizations is making this easier to accomplish.

Cost Factors

In the preparation of this budget we were confronted with the fact that the cost of goods required by the State Government is dependent upon current price levels. Five years of repeated postponements of needed repair work and replacements have left the State in a position where safety as well as efficiency is a factor which must be considered in many cases regardless of high prices.

In budgeting adequately for its wards and patients, the State is subject to the same cost increases which must be met by the average housekeeper. This budget provides for the necessary housing, feeding, and clothing of 46,580 persons in our veterans' homes; schools for the blind, deaf, and juveniles; mental hospitals, prisons, and other institutions. Not only has the day-to-day cost of such housekeeping increased, but we will have 3,418 more persons to care for than in the current year and 5,338 more than during 1945-46.

It has been necessary on several occasions during recent years to raise the salaries of state employees to keep our state pay-scales on a parity with those of private and other public employment and to meet the increased cost of living. Of the $122,000,000 budgeted for salaries and wages during the next fiscal year $28,550,000 can be traced to the salary increases granted since the beginning of the war period.

A comparison of the minimum present and prewar salaries follows:

	Minimum monthly salary	
	Prewar	*Present*
Junior clerk	$80	$140
Hospital attendant	100	150
Intermediate stenographer clerk	110	170
Senior clerk	140	190
Liquor control officer	170	220
Auditor, Grade 2	190	295
Associate highway engineer	260	365

Capital Outlay Expenditures

The major capital outlay expenditures called for in this budget have already been authorized by the Legislature. Funds for these expenditures come from the earmarked wartime surplus, and the items for which the expenditures are proposed are part of *the already approved postwar construction program. Each item of expenditure is* recommended only after careful consideration of needs and with a policy in mind that the State should not compete for materials and labor except in matters of urgency. The major items are for building and improvements at the university, state colleges and special schools, and for needed facilities for the Department of Corrections and at our

state institutions for the mentally ill. The total recommended for these items is $69,252,180.

Also recommended is the fullest use of all existing funds available for highway maintenance and construction, and of revenue which is derived from state-owned lands and dedicated to beach and park development

It will be noted in this budget that there has occurred a 35 percent increase in total payments to local governments. These amount to $326,672,857. In this total will not only be found the cost of the State's fuller participation in the support of public schools but also a $59,169,300 item for the care of the needy aged, blind and children. The latter item has been increased by $6,109,190 to provide for an increase in the number of persons seeking such assistance. In this total will also be found my recommendation for an increase in the State's subsidies for treatment of tuberculosis and an allowance of additional state funds for use by local governments in matching federal grants for hospital construction.

State government expenditures amount to $314,926,169 of which $161,688,344 represent current operating expenses, $144,089,629 capital outlays, $6,648,196 comprise payments on existing debt, and $2,500,000 constitute reserves for unforeseen contingencies.

Major Budget Increases

In the preparation of this budget particular attention has been given to our programs for education, social welfare, health and protection The increases recommended for these major services of government, including the recommendations for current expenses, capital outlay, and payments to local governments, can be summarized as follows:

Education: To meet greatly enlarged educational requirements; to match increased federal grants for vocational training and rehabilitation; to construct additional classrooms at our university, our state colleges and special schools, and to improve school standards throughout the State.

	Recommended	*Increase*
Current expense	$28,261,525	$4,465,702
Capital outlays	35,164,304	21,198,906
Payments to local governments	171,145,167	58,207,645
Totals	$234,570,996	$83,872,253

Social Welfare: To provide financial assistance to an increasing number of needy aged, blind, and children; and to cover cost of administration.

	Recommended	*Increase*
Current expense	$1,322,126	$535,581
Payments to local governments	59,487,540	6,150,425
Totals	$60,809,666	$6,686,006

Mental Hygiene: To operate two recently acquired overflow mental hospitals; to employ additional physicians, nurses, and attendants; to increase outpatient clinics for diagnosis and treatment; to replenish depleted supplies of clothing and bedding; and to provide additional needed housing facilities at mental hospitals and homes:

	Recommended	*Increase*
Current expense	$23,036,406	$4,337,817
Capital outlays	16,348,952	11,596,187
Totals	$39,385,358	$15,934,004

Public Health: To improve medical, surgical, and hospital care for crippled and spastic children; to enlarge the program for maternal and child care; to improve programs for treatment and suppression of communicable diseases; to provide more adequate inspection and testing of foods and drugs; to raise tuberculosis subsidies; and to assist counties in matching federal grants for hospital construction:

	Recommended	*Increase*
Current expense	$2,638,273	$702,632
Capital outlays	445,000	420,000
Payments to local governments	5,450,000	3,607,108
Totals	$8,533,273	$4,729,740

Veterans' Affairs: To increase assistance to veterans through additional veterans' service officers in counties and through veterans' organizations; to provide funds for

the education of veterans; to improve services and provide housing facilities at the Veterans' Home:

	Recommended	*Increase*
Current expense	$4,574,583	$1,032,371
Capital outlays	2,803,040	345,512
Payments to local governments	300,000	50,000
Totals	$7,677,623	$1,427,883

Corrections: To provide for the rapidly increasing inmate population; to implement the psychiatric, medical, classification, and segregation programs of the Youth and Adult Authorities; to acquire and operate a new school for 14- to 16-year-old boys; to construct and operate a new medium security institution for adults; and to cooperate with local authorities in preventing juvenile delinquency:

	Recommended	*Increase*
Current expense	$10,289,507	$1,970,215
Capital outlays	14,935,884	10,777,393
Payments to local governments	450,000	60,000
Totals	$25,675,391	$12,807,608

Industrial Relations: To accelerate handling of industrial accident claims; expand accident prevention programs; and to continue the augmented program of veterans' apprenticeship and on-the-job training:

	Recommended	*Increase*
Current expense	$3,285,629	$576,615

Highway Safety: To provide for needed expansion of the Highway Patrol and to replace motorcycles with automobiles wherever possible; to provide for more adequate examination of drivers; more rapid licensing of automobiles; and to expand the accident prevention program:

	Recommended	*Increase*
Current expense	$13,914,189	$2,204,936
Capital outlays	1,250,000	1,250,000
Totals	$15,164,189	$3,454,936

Natural Resources: To replace obsolete fire fighting equipment; to modernize fire-fighting services; to maintain Youth Authority camps under Division of Forestry; to acquire additional cut-over forest lands for reforestation; to eradicate white pine blister rust and white pine beetle infestation in California forests; to provide for accelerated fish and game conservation program; to provide forestry management advisory service; and to increase and operate recreational facilities at state beaches and parks, and historical monuments:

	Recommended	*Increase*
Current expense	$12,948,479	$2,963,274
Capital outlays	12,721,139	4,607,787
Totals	$25,669,618	$7,571,061

Agriculture: To broaden program for insect pest, rodent, and livestock disease control, and to meet new demands for meat inspection at packing plants:

	Recommended	*Increase*
Current expense	$6,132,775	$801,301
Capital outlays	398,700	66,863
Totals	$6,531,475	$868,164

Streets, Roads, Highways, and Local Public Works: To expedite the full use of all existing funds available for highway maintenance and construction; to make required apportionments for county roads and city streets; to assist local agencies in construction of postwar public works and veterans' housing.

	Recommended	*Increase*
Current expense	$15,486,822	$362,159
Capital outlays	48,466,111	—10,510,733
Payments to local governments	64,892,882	16,917,297
Totals	$128,845,815	$6,768,723

Revenues and Surplus

The Department of Finance estimates state revenues under existing tax levies will total $581,757,239 during the year beginning July 1, 1947. The sum of $425,424,111 will accrue to the General Fund, $1,481,512 will go to reserve funds, and $154,851,616 will be credited to the various special funds.

The General Fund expenditure requirements of this budget total $386,662,757. This provides a $38,761,354 cushion between estimated General Fund receipts and expenditures in the 1947-48 Fiscal Year. The revenue forecasts are predicated upon a belief that business activity will continue at a high level during 1947 and the early months of 1948. Readjustments are anticipated in some lines but it is believed the period as a whole will compare favorably with 1946. The estimated margin between General Fund receipts and expenditures would allow for an approximate 10 percent decline in volume of revenue due to unforeseen contingencies.

Inasmuch as we are now operating on an annual budget basis, and General Fund finances are in this healthy condition, I have recommended the continuation of the present reduced tax levies first enacted in 1943 and reenacted in 1945. Under this tax reduction program, $296,000,000 has been saved taxpayers during the past four years. Continuation of these tax reductions for another year will mean a saving of an additional $96,650,000.

As a result of war-induced activity, there has developed during each of the last five years a surplus of General Fund receipts over expenditures. Four years ago we inaugurated a policy of ear-marking or appropriating these excess revenues to meet known and contingent future needs The accumulated General Fund surplus will amount to $318,567,265 as of June 30, 1947.

Recommendations

It is my belief that the entire surplus should be used to complete our postwar construction program and to provide a reserve for unforeseen contingencies.

I recommend, therefore, that $128,446,250 of the surplus be immediately appropriated to the Postwar Employment Reserve. Of this total $98,156,000 is needed to offset higher costs involved in the construction program for which appropriations have already been made. Also contained in the recommendation is $22,490,250 for the revision and expansion of projects already approved and for which the original allocations have been found to be insufficient Likewise included is $7,800,000 for National Guard armories and a new Department of Public Health building and laboratory

I further recommend that a bookkeeping transfer of $34,000,000 be made from the General Fund to the Postwar Employment Reserve. This represents appropriations already made as part of the $154,000,000 construction program authorized by the Legislature in 1946.

If these transfers are made to the Postwar Employment Reserve there will remain as surplus in the General Fund the sum of $156,121,015.

It is my recommendation that $75,000,000 of this surplus be immediately ear marked as a revenue deficiency reserve This recommendation is made with the following long term considerations in mind:

(1) A 20 percent decline in business activity would reduce state income by $100,000,000.

(2) Fixed charges against the General Fund which now amount to $231,000,000 are increasing and will continue to increase even in the face of a substantial business recession.

(3) Any substantial reversal in business conditions will almost automatically create the need for a program of unemployment relief

The 10 years of deficit financing in State Government which preceded the war provide a costly illustration of the need for thinking in terms of financial preparedness. I consider it to be only a matter of elementary prudence to create a reserve for the rainy day which will come if history repeats itself.

If the above program is followed we will enter the 1947-1948 Fiscal Year with a surplus of $81,121,015 It is estimated that the difference between General Fund revenues and expenditures during the coming year, under this budget program, will add an additional $38,761,354 to this surplus. This would create a $119,882,369 surplus as of June 30, 1948. Of this sum $29,000,000 must be held in reserve to meet expenditures in the future under appropriations voted by the Fifty-sixth Session of the Legislature and still available.

The free and uncommitted surplus as of June 30, 1948 will therefore amount to $90,882,369.

Analysis of this budget will demonstrate with clarity the influence of inflated prices and population growth upon the cost of government. From this budget are eliminated all special wartime agencies An extremely small part of the total is for new activities in State Government. Emphasis has been placed upon improving the services offered the people of California, bearing in mind the steady increase in population.

During the past two years we have followed the intent of the Legislature and have interpreted your fiscal policies both in letter and in spirit. I submit this budget

in this same spirit and with every confidence that if it is adopted we will be able to serve the needs of our people and bring our State to the end of the next fiscal year in the same healthy financial condition which I now report.

Respectfully submitted.

EARL WARREN, Governor

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bill was introduced, and read the first time:

Assembly Bill No. 1250: By Mr. Wollenberg—An act making appropriations for the support of the Government of the State of California and for several public purposes in accordance with the provisions of Section 34 of Article IV of the Constitution of the State of California, approved and adopted by the people at the general election held November 7, 1922, to take effect immediately.

Referred to Committee on Ways and Means.

POINT OF ORDER

Mr. Evans arose to the following point of order: That there is nothing before the Assembly, at this time, and that Mr. Doyle is out of order.

Ruling by Speaker

Speaker Collins ruled the point of order well taken.

MEMBERS EXCUSED TO HOLD MEETING

At 10.58 a.m., Mr. Hollibaugh asked for, and was granted, unanimous consent that the members of the Committee on Revenue and Taxation be excused, at this time, for the purpose of holding a meeting in the post office.

REQUEST FOR UNANIMOUS CONSENT TO SPEAK UPON THE CONDITION OF THE FILE

Mr. Ralph C. Dills asked for, and was granted, unanimous consent that he be permitted to speak upon the condition of the file; and that the Speaker clarify policy relative to the consideration of bills now before committees.

DECLARATION OF COMMITTEE POLICY BY SPEAKER

The Speaker announced that, prior to the recess in February, committee chairmen should inform their committee members that only bills containing urgency clauses are to be considered in committee meetings, as provided for in the State Constitution.

REQUEST FOR UNANIMOUS CONSENT TO SPEAK UPON THE CONDITION OF THE FILE

Mr. Thomas asked for, and was granted, unanimous consent that he be permitted to speak upon the condition of the file; and to express his opposition to committee meetings called in the cloak room instead of in open hearings.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

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

Assembly Bill No. 1251: By Mr. Hollibaugh—An act to amend Section 862.11 of an act entitled "An act to provide for the organization, incorporation, and government of municipal corporations," approved March 13, 1883, relating to cities of the sixth class.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 1252: By Mr. Hollibaugh—An act to add Section 162 to the Revenue and Taxation Code, relating to the recording of written instruments pertaining to the assessment, sale, and deeding of property for tax and assessment purposes.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 1253: By Mr. Hollibaugh—An act to amend Section 7056 of the Revenue and Taxation Code, relating to sales and use tax records.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 1254: By Mr. Hollibaugh—An act to add Section 10 1 to the Political Code, relating to holidays.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 1255: By Mr. Hollibaugh—An act to add Section 163 to the Revenue and Taxation Code, relating to actions and proceedings relative to the title of property and the validity of instruments affecting the title to property.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 1256: By Mr. Hollibaugh—An act to amend Section 773 of "An act to provide for the organization, incorporation, and government of municipal corporations," approved March 13, 1883, relating to property taxes.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 1257: By Mr. Lowrey—An act to add Sections 124.5 and 585.3 to the Vehicle Code, relating to towing car service on the Yolo Causeway, a part of State Highway Route 6.

Referred to Committee on Transportation and Commerce.

Assembly Bill No. 1258: By Mr. Lowrey—An act making an appropriation for turnout spaces, lights and safety equipment for the Yolo Causeway on State Highway Route 6.

Referred to Committee on Transportation and Commerce.

Assembly Bill No. 1259: By Mr. James—An act to amend Section 7370 of the Political Code, relating to salaries of judges.

Referred to Committee on Judiciary.

Assembly Bill No. 1260: By Mr. James—An act to add Section 570 to the Streets and Highways Code, relating to the state highway routes.

Referred to Committee on Conservation and Planning.

Assembly Bill No. 1261: By Messrs. James, Luckel, Hinton, Boyd, Butters, Cramer, Erwin, Hinckley, Johnson, Robertson, and Sherwin—An act to add Chapter 1.5, comprising Sections 925 to 930 inclusive, to Part 3, Division 2 of the Labor Code, relating to fundamental labor rights.

Referred to Committee on Industrial Relations.

Assembly Bill No. 1262: By Mr. Beck—An act to amend Section 105a of the Code of Civil Procedure, relating to traveling expenses of justices and judges.

Referred to Committee on Judiciary.

Assembly Bill No. 1263: By Mr. Beck—An act to add Section 12 to an act entitled "An act to provide for the alteration of the boundaries of incorporated towns and cities by the annexation of contiguous territory thereto owned by the incorporated town or city desiring the annexation of the same, and for the incorporation of such annexed territory in and as a part of such annexed territory in and as a part of such municipality, and for the redistricting, government and municipal control of the annexed territory," approved June 13, 1933, relating to the annexation of contiguous territory not owned by the town or city.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 1264: By Messrs. Anderson, Burke, Fletcher, Geddes, Hinton, Hollibaugh, Johnson, McMillan, and Stewart—An act to provide for reimbursement of counties, cities and counties, and cities for loss of revenue resulting from the exemption of real property from taxation, and making an appropriation therefor.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 1265: By Mr. Miller, Mrs. Niehouse, Messrs. Berry, Doyle, Gaffney, Lowrey, and Rosenthal—An act to add Section 6957 to the Labor Code, relating to safety devices.

Referred to Committee on Industrial Relations

Assembly Bill No. 1266: By Messrs. Sherwin and Clarke—An act to add Section 17052.5 to the Revenue and Taxation Code, relating to the personal income tax.

Referred to Committee on Revenue and Taxation.

Speaker Pro Tempore Presiding

At 11.06 a.m., Hon. Thomas A. Maloney, Speaker pro Tempore of the Assembly, presiding.

Assembly Bill No. 1267: By Messrs. Sherwin, Allen, and Carey—An act to add Article 4, comprising Sections 11615 and 11616 to Chapter 1, Part 3, Division 2, of the Insurance Code, and to amend Section 704, of said code, relating to insurance.

Referred to Committee on Finance and Insurance.

Assembly Bill No. 1268: By Mr. Thomas—An act to amend Section 21.5 of the Municipal Court Act of 1925, relating to mileage of judges of the municipal court in any city or city and county of the first and one-half class.

Referred to Committee on Judiciary.

Assembly Bill No. 1269: By Mr. McCollister—An act to add Section 4902.1 of the Labor Code, relating to reimbursement for unemployment disability insurance benefits.

Referred to Committee on Finance and Insurance.

Assembly Bill No. 1270: By Mr. McCollister—An act to add Section 207.1 to the Unemployment Insurance Act, relating to reimbursement for Workmen's Compensation Benefits.

Referred to Committee on Finance and Insurance.

Assembly Bill No. 1271: By Mr. McCollister—An act to amend Section 4903 of the Labor Code, relating to liens against amount to be paid as compensation.

Referred to Committee on Finance and Insurance

Assembly Bill No. 1272: By Mr. Ralph C. Dills—An act to amend Sections 6358, 6363, 6402, 6812, and 6981 of the Revenue and Taxation Code, relating to the taxation of the privilege of selling and of storing, using, or otherwise consuming tangible personal property, and providing that this act shall take effect immediately.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 1273: By Mr. Ralph C. Dills—An act to add Section 6366 to the Revenue and Taxation Code, and to repeal Sections 6382 and 6382.1 of that code, relating to the exemption of the sales and use of certain aircraft from the sales tax and from the use tax, and providing that this act shall take effect immediately.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 1274: By Mr. Ralph C. Dills—An act to amend Section 6701 of the Revenue and Taxation Code, relating to security for payment of sales and use taxes, and to provide that this act shall take effect immediately.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 1275: By Mr. Bennett—An act to add Section 604.12 to the Vehicle Code, relating to motorcycles.

Referred to Committee on Transportation and Commerce.

Assembly Bill No. 1276: By Mr. Bennett—An act to add Section 586.2 to the Vehicle Code, relating to parking of motor vehicles.

Referred to Committee on Transportation and Commerce.

Assembly Bill No. 1277: By Mr. Thurman—An act to amend Sections 7500 and 7501 of the Labor Code, relating to underground telephones in mines.

Referred to Committee on Manufacturing, Oil, and Mining Industry.

Assembly Bill No. 1278: By Mr. Hahn—An act adding Section 3084.5 to the Welfare and Institutions Code, relating to interpretation of terms.

Referred to Committee on Social Welfare.

Assembly Bill No. 1279: By Messrs. Thorp, McCollister, Clarke, Burns, Ralph C. Dills, and Dolwig—An act to add Section 498.1 to the Agricultural Code, relating to construction standards for dairies producing market milk.

Referred to Committee on Livestock and Dairies.

Assembly Bill No. 1280: By Mr. Hinton—An act to amend an act entitled "An act providing for the creation of revolving funds in the counties and townships of the State," approved May 9, 1923, by adding a new section, and to add Section 29331 to the Government Code, relating to revolving funds of purchasing agents in certain counties.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 1281: By Mr. Erwin—An act to amend Sections 6304 and 6305 of the Education Code, relating to school district budgets.

Referred to Committee on Education.

Assembly Bill No. 1282: By Mr. Erwin—An act to amend Sections 19153 and 19154 of the Education Code, relating to school district library fund.

Referred to Committee on Education.

Assembly Bill No. 1283: By Mr Hinton—An act to amend Section 4041.13 of the Political Code, and to add Section 25502.5 to the Government Code, relating to the duties of purchasing agents.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 1284: By Mr Hinton—An act to amend Section 4041.13 of the Political Code, and Section 25501 of the Government Code, relating to the powers of boards of supervisors.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 1285: By Mr Miller—An act to amend Section 737g of the Political Code, relating to salaries of superior court judges.

Referred to Committee on Judiciary.

Assembly Bill No. 1286: By Mr. Hinton—An act to amend Section 261a of the Code of Civil Procedure, relating to the status and salaries of employees of the superior court in counties and cities and counties having a population of 900,000 or more.

Referred to Committee on Judiciary.

Assembly Bill No. 1287: By Mr. Miller—An act to amend Section 4244 of the Political Code and Section 28115 of the Government Code, relating to compensation for public services in counties of the fifteenth class.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 1288: By Mr. Clayton A. Dills—An act to amend Section 23 of the District Investigation Act of 1933, relating to the organization of districts.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 1289: By Mr. Evans—An act to amend Section 59.5 and to repeal Section 59.6 of the Alcoholic Beverage Control Act, relating to hours of sale of alcoholic beverages, declaring the urgency hereof, to take effect immediately.

Referred to Committee on Public Morals.

Assembly Bill No. 1290: By Messrs. Debs, McMillan, Mrs. Niehouse, Messrs. M. Philip Davis, Anderson, Ralph C. Dills, Evans, Geddes, Hahn, Hawkins, Hinton, Robertson, and Thomas—An act to add Chapter 3.5, comprising Section 8301, to Division 4 of the Education Code, relating to the study of child care, growth and management.

Referred to Committee on Education.

Assembly Bill No. 1291: By Mr. Erwin—An act to authorize the Youth Authority to sell and convey certain real property in the County of Los Angeles, known as the Fred C. Nelles School, Whittier, California, and appropriating the proceeds for the purchase of a new site and buildings for said school.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 1292: By Messrs. Robertson, Knight, McCollister, Rosenthal, Gaffney, Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Sam L. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Mrs. Niehouse, Messrs. O'Day, Price, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—An act to provide for the revision of the Constitution of this State, including the election of delegates to the convention, the proceedings, powers, duties, and matters incidental to the convention, the submission of the revised Constitution to the people and matters incidental thereto, and making an appropriation therefor.

Referred to Committee on Elections and Reapportionment.

Assembly Bill No. 1293: By Mr. Caldecott—An act to amend Sections 8705, 8729, 8730, 8731, 8760, 8761, 8762, 8768, 8772, and 8780 of, to add Sections 8747.1 and 8747.2 to and to repeal Section 8804 of, the Business and Professions Code, relating to the practice of land surveying.

Referred to Committee on Conservation and Planning.

Assembly Bill No. 1294: By Mr. Caldecott—An act to add Section 20009.2 to the Government Code, relating to the State Employees' Retirement System.

Referred to Committee on Civil Service and State Personnel.

Assembly Bill No. 1295: By Mr. Caldecott—An act to add Section 2.5 to the Drainage District Improvement Act of 1919, relating to drainage within municipalities.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 1296: By Mr. Caldecott—An act to amend Sections 6736, 6737, 6755, 6795, 6796, and 6799 and to repeal Section 6743 of the Business and Professions Code, relating to the practice of civil engineering.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 1297: By Messrs. Silliman and Clarke—An act to make an appropriation to the California Polytechnic School for the production of herbs and plants for applied research in the production of resins, gums, and oils for medicinal and other purposes.

Referred to Committee on Agriculture.

Assembly Bill No. 1298: By Messrs. Thompson and Kirkwood—An act to amend Section 737qq of the Political Code, relating to salary of superior court judges.

Referred to Committee on Judiciary.

Assembly Bill No. 1299: By Mr. Thompson—An act to add Section 428 1 to the Fish and Game Code, relating to sporting fishing licenses.

Referred to Committee on Fish and Game.

Assembly Bill No. 1300: By Mr. Thompson—An act to add Section 432 7 to the Fish and Game Code, relating to taking striped bass ashore from boat.

Referred to Committee on Fish and Game.

Assembly Bill No. 1301: By Messrs. Thompson and Crichton—An act creating the "Soil Survey Fund," making an appropriation to the fund, and defining the powers and duties of state officers in connection therewith.

Referred to Committee on Conservation and Planning.

Assembly Bill No. 1302: By Messrs. Thompson and Kirkwood—An act making an appropriation for construction and improvements at San Jose State College.

Referred to Committee on Education.

Assembly Bill No. 1303: By Mr. Kilpatrick—An act to add Section 2508 to the Welfare and Institutions Code, relating to county aid to indigent persons.

Referred to Committee on Social Welfare.

Assembly Bill No. 1304: By Mr. Boyd—An act to amend Section 798 of the Agricultural Code, relating to standards for dates.

Referred to Committee on Agriculture.

Assembly Bill No. 1305: By Mr. Boyd—An act to amend Sections 830.1, 830.2, and 830.5 of the Agricultural Code, relating to substandard fruits, nuts and vegetables.

Referred to Committee on Agriculture.

Assembly Bill No. 1306: By Mr. Boyd—An act to amend Section 820 of the Agricultural Code, relating to the packing of tomatoes.

Referred to Committee on Agriculture.

Assembly Bill No. 1307: By Mr. Boyd—An act to amend Section 787.5 of the Agricultural Code, relating to markings on containers of fruits, nuts and vegetables.

Referred to Committee on Agriculture.

Assembly Bill No. 1308: By Mr. Boyd—An act to amend Section 784.6 of the Agricultural Code, relating to fancy packs of fruits.

Referred to Committee on Agriculture,

Assembly Bill No. 1309: By Mr. Boyd—An act to amend Section 771 of the Agricultural Code, relating to certification of grapes for by-products.

Referred to Committee on Agriculture.

Assembly Bill No. 1310: By Mr. Boyd—An act to amend Section 762.9 of the Agricultural Code, relating to canning tomato inspection.

Referred to Committee on Agriculture.

Assembly Bill No. 1311: By Messrs. Waters and Huyck—An act to amend Sections 13308, 13555, 14103, 14201, 14212, 14797, and 14811 of the Revenue and Taxation Code, and to add Section 14741 thereto, relating to inheritance taxation.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 1312: By Messrs. Waters and Huyck—An act to amend Sections 15110, 15111, 15305, and 16221 of the Revenue and Taxation Code, to amend and renumber Section 15963 thereof, to add Section 16510 thereto, and to repeal Sections 15212 and 15557 thereof, relating to gift taxation.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 1313: By Mr. Stephenson—An act to amend Section 18636 of the Business and Professions Code, relating to the State Athletic Commission.

Referred to Committee on Public Morals.

Assembly Bill No. 1314: By Mr. McMillan—An act to add Part 6.5, comprising Sections 11801 to 11964, inclusive, to Division 2 of the Revenue and Taxation Code, relating to the taxation, according to value, of aircraft of airline companies.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 1315: By Messrs. Beck and Dunn—An act to add Chapter 13.7 to Division 3 of the Education Code, relating to apportionments from the state school funds to school districts in aid of pupil transportation.

Referred to Committee on Education.

Assembly Bill No. 1316: By Messrs. Beck and Dunn—An act to repeal Chapter 13.5 of Division 3 of the Education Code and to add Chapter 13.5 to said code, relating to the equalization of state aid for the support of the public schools.

Referred to Committee on Education.

Assembly Bill No. 1317: By Mr. Beck—An act to amend Section 14601 of the Education Code, relating to retirement.

Referred to Committee on Education.

Assembly Bill No. 1318: By Mr. Beck—An act to add Sections 1603, 1604, and 1605 to the Education Code, relating to the transfer of territory from one school district to another school district.

Referred to Committee on Education.

Assembly Bill No. 1319: By Mr. Beck—An act to add Section 2537 to, and to repeal Section 2533.1 of the Education Code, relating to adding territory or excluding territory from school districts.

Referred to Committee on Education.

Assembly Bill No. 1320: By Mr. Anderson—An act to add Section 1603 to the Education Code, relating to school district boundaries and providing that this act take effect immediately.

Without reference to committee.

Motion to Place Rush Order on Printing of Assembly Bill No. 1320

Mr. Anderson moved that a rush order be placed upon the printing of Assembly Bill No. 1320.

Motion carried.

Assembly Bill No. 1321: By Messrs. Geddes and McCollister—An act to amend Section 9.19 of the Building and Loan Association Act, relating to servicemen's loans.

Referred to Committee on Military Affairs.

Assembly Bill No. 1322: By Messrs. Geddes and McCollister—An act to amend Sections 8.06 of the Building and Loan Association Act and Section 690.21 of the Code of Civil Procedure, relating to exemption from execution of securities issued by building and loan associations.

Referred to Committee on Judiciary.

Assembly Bill No. 1323: By Messrs. Geddes and McCollister—An act to amend Sections 3.06 and 5.02 of the Building and Loan Association Act, relating to shares and investment certificates as legal investments.

Referred to Committee on Judiciary.

Assembly Bill No. 1324: By Messrs Geddes and McCollister—An act to add Section 9.02a to, and to amend Section 9.19 of the Building and Loan Association Act, relating to loans and investments by building and loan associations.

Referred to Committee on Finance and Insurance.

Assembly Bill No. 1325: By Mr. Geddes—An act to amend Section 13 of the Unemployment Insurance Act, relating to unemployment insurance.

Referred to Committee on Finance and Insurance.

Assembly Bill No. 1326: By Mr. Geddes—An act to amend Section 67 of the Unemployment Insurance Act, relating to claim for benefits.

Referred to Committee on Finance and Insurance.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, January 29, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Concurrent Resolution No. 30

And reports the same correctly engrossed.

WEBER, Chairman

REQUEST FOR UNANIMOUS CONSENT

Mr. Debs asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 30, at this time, without reference to file.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 30

Assembly Concurrent Resolution No. 30—Relative to the purchase of aircraft for the Department of Education.

Resolution read.

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

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Burke, Burns, Caldecott, Clarke, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Dunn, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Stanley, Stephenson, Stewart, Thompson, Thorp Thurman, Waters, Weber, and Wollenberg—63

NOES—Butters and Collier—2

Resolution ordered transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT TO SPEAK UPON THE CONDITION OF THE FILE

Mr. Lowrey asked for, and was granted, unanimous consent that he be permitted to speak upon the condition of the file.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

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

Assembly Bill No. 1327: By Mr. Geddes—An act amending Section 58 of the Unemployment Insurance Act, relating to disqualification for benefits.

Referred to Committee on Finance and Insurance.

Assembly Bill No. 1328: By Mr. Geddes—An act to amend Section 39 of the Unemployment Insurance Act, relating to the rate of contributions.

Referred to Committee on Finance and Insurance.

REQUEST FOR UNANIMOUS CONSENT THAT SENATE BILL NO. 227 BE WITHDRAWN FROM COMMITTEE AND PLACED UPON THE FILE

Messrs. McCollister and Debs asked for, and were granted, unanimous consent that Senate Bill No. 227 be withdrawn from the Committee on Public Health, and placed upon the file.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

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

Assembly Bill No. 1329: By Mr. Ralph C. Dills—An act to add Section 16725.5 to the Business and Professions Code, relating to prorating agreements on oil and gas.

Referred to Committee on Manufacturing, Oil, and Mining Industry.

Assembly Bill No. 1330: By Mr. Dickey—An act to add Section 700.01 to the Insurance Code, relating to the classes of insurance business incorporated insurers may be admitted to transact.

Referred to Committee on Finance and Insurance.

Assembly Bill No. 1331: By Messrs. Stewart, Hinton, and Hahn—An act to amend Section 731a of the Code of Civil Procedure, relating to the use of injunction against a nuisance in industrial or commercial zones.

Referred to Committee on Judiciary.

Assembly Bill No. 1332: By Messrs. Stewart and Hahn—An act to add Section 15000.5 to the Health and Safety Code, relating to housing.

Referred to Committee on Public Health.

Assembly Bill No. 1333: By Messrs. Huyck and Waters—An act to add Section 14727.1 to the Education Code, relating to district retirement systems.

Referred to Committee on Education.

Assembly Bill No. 1334: By Messrs. Field and Wollenberg—An act to amend Sections 7 and 26 of the Construction and Employment Act, relating to the State Allocation Board and to allocation of state funds to local agencies for the construction of public works.

Referred to Committee on Governmental Efficiency and Economy.

Speaker Presiding

At 11.25 a.m., Hon. Sam L. Collins, Speaker of the Assembly, presiding.

Assembly Bill No. 1335: By Mr. Conrad—An act to amend Section 7066 of the Welfare and Institutions Code, relating to defective or psychopathic delinquents.

Referred to Committee on Social Welfare.

Assembly Bill No. 1336: By Mr. Field—An act to amend Section 4041.3 of the Political Code and to add Section 25304.5 to the Government Code, relating to vacancies in the office of district attorney.

Referred to Committee on Judiciary.

Assembly Bill No. 1337: By Mr. Luckel and Mrs. Niehouse—An act making an appropriation to pay the claim of the City of San Diego against the State of California.

Referred to Committee on Ways and Means.

Assembly Bill No. 1338: By Mr. Luckel and Mrs. Niehouse—An act to add Section 2 to "An act granting certain tidelands and submerged lands of the State of California to the City of San Diego upon certain trusts and conditions," approved June 5, 1933, providing for the transfer to the City of San Diego of the State's interest in a lease for the construction, use and maintenance of a pier on said lands.

Referred to Committee on Conservation and Planning.

Assembly Bill No. 1339: By Mr Luckel and Mrs. Niehouse—An act to add Section 46.5 to the State Water Resources Act of 1945 and Sections 18 and 19 to the Flood Control Fund Act of 1946, relating to flood control.

Referred to Committee on Conservation and Planning.

Assembly Bill No. 1340: By Mr Luckel and Mrs. Niehouse—An act to ratify and confirm city ordinances which granted pueblo lands for cemetery purposes.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 1341: By Mr. Dolwig—An act making an appropriation for the acquisition of land in San Mateo County for a "California Veterans' Memorial Park."

Referred to Committee on Conservation and Planning.

Assembly Constitutional Amendment No. 16: By Mr. Hinton—A resolution to propose to the people of the State of California an amendment to the Constitution of the State by amending Section 11 of Article VI thereof, by making in certain instances the employees of municipal courts, other than judges, employees of the county wherein such municipal court is situated.

Referred to Committee on Constitutional Amendments.

Assembly Constitutional Amendment No. 17: By Mr. Debs—A resolution to propose to the people of the State of California an amendment to the Constitution of the State by adding to Article V hereof a new section to be numbered 18½, relating to the taking of a state census.

Referred to Committee on Constitutional Amendments.

Assembly Joint Resolution No. 18: By Messrs. Geddes and McCollister—Relative to memorializing Congress to enact legislation to authorize conversion of federal savings and loan associations into state savings and loan or building and loan associations.

Referred to Committee on Rules.

Assembly Bill No. 1342: By Messrs. Stanley, Geddes, Hinckley, Allen, Anderson, Bennett, Berry, Blosser, Boyd, Burke, Butters, Caldecott, Clarke, George D. Collins, Conrad, Cooke, Crichton, M. Philip Davis, Debs, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Fletcher, Gaffney, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Knight, Lowrey, Lyons, Maloney, McCollister, Mrs. Niehouse, Messrs. Price, Robertson, Sheridan, Sherwin, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, and Wollenberg—An act to add Article 10, comprising Sections 10190 to 10193, inclusive, to Chapter 1, Division 5, of the Education Code; to amend Sections 124 and 254, and to repeal Section 257, of the Vehicle Code, relating to establishment of a course of instruction in automobile driving and the issuance of licenses therefor.

Referred to Committee on Education.

Assembly Concurrent Resolution No. 39: By Messrs. Field, Stewart, Erwin, Knight, Burke, Collier, Conrad, M. Philip Davis, Ralph C. Dills, Doyle, Evans, Geddes, Grant, Hahn, Hinton, Huyck, Thurman, and Waters—Relative to congratulating Warren B. Francis upon becoming president of the National Press Club of Washington, D.C.

Request for Unanimous Consent

Mr. Field asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 39, at this time, without reference to committee, print, or file, and that the same be considered engrossed.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 39

Assembly Concurrent Resolution No. 39—Relative to congratulating Warren B. Francis upon becoming President of the National Press Club of Washington, D.C.

Resolution read.

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

AYES—Anderson, Beck, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Field, Fletcher, Gaffney, Gannon, Geddes, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—69.

NOES—None.

Resolution ordered printed, and transmitted to the Senate.

APPOINTMENT TO INTERIM COMMITTEE ON COUNTY AND CITY JAILS

Pursuant to the provisions of House Resolution No. 33, the Speaker announced the appointment of Mr. Burke as a member of the Interim Committee on County and City Jails, vice Mr. Hollibaugh.

REPORTS OF STANDING COMMITTEES

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, January 29, 1947

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

House Resolution No. 63

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

DICKEY, Chairman

Above reported resolution ordered on file for adoption.

Committee on Revenue and Taxation

ASSEMBLY CHAMBER, SACRAMENTO, January 29, 1947

MR. SPEAKER: Your Committee on Revenue and Taxation, to which was referred:

Assembly Bill No. 488

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended

HOLLIBAUGH, Chairman

Above reported bill ordered to second reading.

SECOND READING OF ASSEMBLY BILLS (BY UNANIMOUS CONSENT)

Assembly Bill No. 488—An act to amend Section 105 of the Revenue and Taxation Code, and to add Section 105.1 to said code, relating to property taxes and declaring the urgency thereof to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Revenue and Taxation:

Amendment No. 1

On page 1, line 4, of the printed bill, as amended in the Assembly January 27, 1947, after "structures," insert "vault doors,".

Amendment No. 2

On page 1, line 12, of said bill, after "manufacture," insert "business".

Amendment No. 3

On page 1, line 14, of said bill, strike out ", unless the thing has,"; and strike out lines 15 and 16, and insert a period.

Amendments read, and adopted.

Bill ordered reprinted, and re-engrossed.

Motion to Place Rush Order on Printing of Assembly Bill No. 488

Mr. M. Philip Davis moved that a rush order be placed upon the printing of Assembly Bill No. 488.

Motion carried.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, January 29, 1947

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

Senate Bill No. 45

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

SENATE CHAMBER, SACRAMENTO, January 29, 1947

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

Assembly Bill No. 173
Assembly Bill No. 360

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bills ordered enrolled.

SENATE CHAMBER, SACRAMENTO, January 29, 1947

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

Senate Concurrent Resolution No. 20

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS

The following resolution was read:

Senate Concurrent Resolution No. 20—Relative to approving certain amendments to the charter of the County of San Mateo, State of California.

Request for Unanimous Consent

Mr. Dolwig asked for, and was granted, unanimous consent to take up Senate Concurrent Resolution No. 20, at this time, without reference to committee or file.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 20

Senate Concurrent Resolution No. 20—Relative to approving certain amendments to the charter of the County of San Mateo, State of California.

Resolution read.

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

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Erwin, Evans, Field, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—71.

NOES—None.

Resolution ordered transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT

Mr. McCollister asked for, and was granted, unanimous consent to take up Senate Bill No. 227, at this time, without reference to file, for purpose of amendment.

CONSIDERATION OF SENATE BILL NO. 227

Senate Bill No. 227—An act to amend the Health and Safety Code by repealing Sections 32127, 32202, 32204, 32205, 32303, 32308, 32312, 32313; by amending Sections 32003, 32100, 32203, 32305, 32309, 32310; and by adding new sections numbered 32127, 32202, 32203, 32204, 32303, 32308, 32312, all relating to local hospital districts; and declaring the urgency of this act, to take effect immediately.

Bill read second time.

Motion to Amend

Mr. McCollister moved the adoption of the following amendments:

Amendment No. 1

In line 5 of the title of the printed bill, strike out "32203,".

Amendment No. 2

In line 6 of the title of said bill, after "districts;" insert "including the validation of districts heretofore organized,".

Amendments read, and adopted.

Bill ordered reprinted, and to third reading.

Motion to Place Rush Order on Printing of Senate Bill No. 227

Mr. McCollister moved that a rush order be placed upon the printing of Senate Bill No. 227.

Motion carried.

MEMBERS EXCUSED TO HOLD COMMITTEE MEETING

At 11.43 a.m., Mr. Thurman asked for, and was granted, unanimous consent that the members of the Committee on Municipal and County Government be excused, at this time, for the purpose of holding a meeting in the post office.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

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

Assembly Bill No. 1343: By Mr George D. Collins—An act to repeal Section 4600 of the Elections Code, relating to primary elections.

Referred to Committee on Elections and Reapportionment.

Assembly Bill No. 1344: By Mr George D. Collins—An act to amend Sections 3935 and 3993 of the Elections Code, relating to ballots.

Referred to Committee on Elections and Reapportionment.

Assembly Bill No. 1345: By Mr. George D. Collins—An act to amend Sections 131 and 139 of the Elections Code, relating to the registration and qualification of electors and voters.

Referred to Committee on Elections and Reapportionment.

Assembly Bill No. 1346: By Messrs. M. Philip Davis, Grant, Conrad, Knight, and McMillan—An act to amend Section 1 of, and to add Sections 6.5a to 6.5r, inclusive, to "An act to regulate and prevent the transportation of persons to gambling ships; to prevent the solicitation

of persons to visit gambling ships and to provide penalties for such transportation or solicitation," approved May 21, 1929, relating to the definition of the term "gambling ship," declaring to be nuisances conveyances which are used in violation thereof, providing for the abatement and prevention of such nuisances by injunction and otherwise, providing for the forfeiture of such conveyances, and declaring the urgency thereof, to take effect immediately.

Referred to Committee on Judiciary.

Assembly Bill No. 1347: By Messrs. Price, Allen, Geddes, Bennett, Burke, Cooke, Ralph C. Dills, Hawkins, Luckel, McMillan, and Stanley—An act to add Section 19258 to the Government Code, relating to payment to state employees for personal property damaged or destroyed in the line of duty.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 1348: By Messrs. Wollenberg and Grunsky—An act to define and regulate the business of selling or cashing checks, drafts or money orders; to provide for the issuance of licenses and the making of examinations and investigations by the Commissioner of Corporations; to limit the amount of fees to be charged; to provide for the suspension, surrender and revocation of licenses; to provide for the adoption of rules and regulations and to prescribe penalties for violations of this act.

Referred to Committee on Finance and Insurance.

Assembly Bill No. 1349: By Mr. McMillan—An act to amend Sections 14471, 14479, 14602, 14632, 14635, and 14636 of the Education Code, relating to the State Teachers' Retirement System.

Referred to Committee on Education.

RESOLUTIONS

The following resolutions were offered:

By Messrs. Crichton, Maloney, and Thompson:

House Resolution No. 72

Relative to the continuance of the Assembly Interim Committee on Public Morals created by House Resolution No. 48 of the Fifty-sixth Regular Session

Resolved by the Assembly of the State of California, As follows:

1. The Assembly Interim Committee on Public Morals created by House Resolution No. 48 of the Fifty-sixth Regular Session is continued as an Assembly committee at this general session, with the membership and with all the rights, powers and duties possessed by the committee and its members immediately prior to the commencement of this session. Vacancies occurring or existing in the membership of the committee shall be filled by the appointing power.

2. The committee is authorized to act during this session of the Legislature including any recess, but not after March 15, 1947.

3. The provisions of the Joint Rules of the Senate and Assembly and of the Standing Rules of the Assembly, as soon as such rules are adopted at this session or amended from time to time, become applicable to this committee and its members.

4. The sum of one thousand dollars ($1,000) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Assembly for the expenses of the committee and its members and for any charges, expenses or claims it may incur under this resolution, to be paid from the said Contingent Fund of the Assembly and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read, and referred to the Committee on Rules.

By Mr. McCollister:

House Resolution No. 73

Relative to the creation of the Assembly Committee on Military Affairs

WHEREAS, Securing to veterans those rights which will enable them to establish themselves in their proper place in the civilian community is of utmost concern to this Assembly; and

WHEREAS, Many measures have been introduced for this purpose; and

WHEREAS, The advice and counsel of representatives of veterans' organizations and of other persons is sought by this Assembly; and

WHEREAS, The receipt of such advice and counsel, together with the devising of an orderly procedure for considering such legislation after the recess to be taken pursuant to Section 2 of Article IV of the Constitution, can best be accomplished during such recess; now, therefore, be it

Resolved by the Assembly of the State of California, As follows:

1. The Assembly Committee on Military Affairs is hereby created and authorized and directed to ascertain, study and analyze all facts relating to all measures pertaining to veterans introduced at this session of the Legislature and referred to the Standing Committee on Military Affairs, together with any other matters relating to veterans, including but not limited to the operation, effect, administration, enforcement and needed revision of any and all laws in any way bearing upon or relating to the subject of this resolution, and to report thereon to the Assembly, including in the reports its recommendations for appropriate legislation.

2. The committee shall consist of five Members of the Assembly appointed by the Speaker thereof. Vacancies occurring or existing in the membership of the committee shall be filled by the appointing power.

3. The committee is authorized to act during this session of the Legislature, including any recess, but not after the fifteenth legislative day after the Legislature reconvenes after the constitutional recess.

4. The committee and its members shall have and exercise all of the rights, duties and powers conferred upon investigating committees and their members by the provisions of the Joint Rules of the Senate and Assembly and of the Standing Rules of the Assembly as they are adopted and amended from time to time, which provisions are incorporated herein and made applicable to this committee and its members.

5. The committee has the following additional powers and duties:

(a) To select a chairman and a vice chairman from its membership.

(b) To contract with such other agencies, public or private, as it deems necessary for the rendition and affording of such services, facilities, studies and reports to the committee as will best assist it to carry out the purposes for which it is created.

(c) To cooperate with and secure the cooperation of county, city, city and county and other local law enforcement agencies in investigating any matter within the scope of this resolution and to direct the sheriff of any county to serve subpenas, orders and other process issued by the committee.

(d) To report its findings and recommendations to the Legislature and to the people from time to time and at any time, not later than herein provided.

(e) To do any and all other things necessary or convenient to enable it fully and adequately to exercise its powers, perform its duties, and accomplish the objects and purposes of this resolution.

6. The sum of one thousand five hundred dollars ($1,500) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Assembly for the expenses of the committee and its members and for any charges, expenses or claims it may incur under this resolution, to be paid from the said contingent fund and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read, and referred to the Committee on Rules.

By Messrs. Silliman, Loomis, Grant, Price, Thorp, Burke, Stanley, Hollibaugh, and Lester T. Davis:

House Resolution No. 74

Relating to adjournment in respect to the memory of Paul P. Harris, founder and President Emeritus of Rotary International

WHEREAS, The Members of this Assembly have learned with profound regret of the death of Paul P. Harris in Chicago on January 27, 1947; and

WHEREAS, Paul P. Harris, a lifelong resident and an attorney at law in Chicago, Illinois, in 1905 organized the first Rotary Club, and in 1910 founded and became the first President of the National Association of Rotary Clubs, which in 1922 became Rotary International, of which he was also first President, and President Emeritus at the time of his death; and

WHEREAS, Paul P. Harris founded these clubs upon his own ideals of service, high standards in business, professional and community life, which became the guiding principle of Rotary International, and through its 5,638 clubs were carried into active practice in 75 countries of the world by a membership of more than 259,000, making these clubs for all time a living demonstration of the power for good in the world which one man may attain; now, therefore, be it

Resolved by the Assembly of the State of California, That by this resolution the Members of this Assembly express profound regret upon the passing of this great man, who attained an international reputation and reached the venerable age of 78 years still guided by the high ideals of his youth; and be it further

Resolved, That when this Assembly this day adjourns it do so out of respect to the memory of Paul P. Harris; and be it further

Resolved, That the Chief Clerk of the Assembly transmit a copy of this resolution to Rotary International.

Request for Unanimous Consent

Mr. Silliman asked for, and was granted, unanimous consent to take up House Resolution No. 74, at this time, without reference to committee or file.

Resolution read, and adopted unanimously.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

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

Assembly Bill No. 1350: By Messrs. O'Day, Brady, George D. Collins, Gaffney, and Berry—An act creating the San Francisco Port District; defining its boundaries; providing for its organization, government, and maintenance; prescribing its powers, duties, and liabilities; transferring to said district the interest of the State in and to, and the control and management of the Harbor of San Francisco; providing for the disposition of revenues derived from the operation of said harbor; providing for the sale of bonds authorized but not sold; providing for the payment of interest on bonds, and for the redemption of bonds; providing for the continuation in service of employees and providing for their civil service and retirement; and abolishing the Board of State Harbor Commissioners for San Francisco Harbor.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 1351: By Mr. Blosser—An act to amend Section 20820 of the Business and Professions Code, relative to sale of gasoline or other motor fuel.

Referred to Committee on Manufacturing, Oil, and Mining Industry.

REPORTS OF STANDING COMMITTEES

Committee on Municipal and County Government

ASSEMBLY CHAMBER, SACRAMENTO, January 29, 1947

MR. SPEAKER: Your Committee on Municipal and County Government, to which was referred:

Assembly Bill No. 315

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

THURMAN, Chairman

Above reported bill ordered to second reading.

SECOND READING OF ASSEMBLY BILLS (BY UNANIMOUS CONSENT)

Assembly Bill No. 315—An act to amend Section 1 of an act entitled "An act to suspend those provisions of Article XI, Section 5, of

the Constitution, relating to the compensation of county, township and municipal officers, declaring the urgency hereof, to take effect immediately," approved January 24, 1945, relating to the compensation of county, township, and municipal officers, declaring the urgency hereof, to take effect immediately.

Bill read second time.

Resolution to Suspend Constitutional Provision

The following resolution was offered:

By Mr. Clarke:

Resolved, That Assembly Bill No. 315 presents a case of urgency, as that term is used in Article IV, Section 15, of the Constitution, and the provision of that section requiring that the bill be read on three several days in each house is hereby dispensed with, and it is ordered that said bill be read the third time, considered engrossed, and placed upon its passage.

Resolution read.

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

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Weber, Wollenberg, and Mr. Speaker —71.

NOES—None.

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

CONSIDERATION OF ASSEMBLY BILL NO. 315

Assembly Bill No. 315—An act to amend Section 1 of an act entitled "An act to suspend those provisions of Article XI, Section 5, of the Constitution, relating to the compensation of county, township and municipal officers, declaring the urgency hereof, to take effect immediately," approved January 24, 1945, relating to the compensation of county, township, and municipal officers, declaring the urgency hereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Weber, Wollenberg, and Mr. Speaker —71.

NOES—None.

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

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, McCollister, McMillan,

Miller, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Weber, Wollenberg, and Mr. Speaker —71.

NOES—None.

Bill ordered transmitted to Senate.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, January 29, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Concurrent Resolution No. 29—Relative to approving certain amendments to the charter of the City of Huntington Beach, in the County of Orange, State of California, voted for and ratified by the electors of the city at the general municipal election held therein on the ninth day of April, 1946;

And reports that the same has been correctly enrolled, and presented to the Secretary of State on the twenty-ninth day of January, 1947, at 12 m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, January 29, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 373—An act to add Chapter 18, comprising Section 19500, to the Revenue and Taxation Code, relating to personal income taxes and providing that this act shall take effect immediately;

And reports that the same has been correctly enrolled, and presented to the Governor on the twenty-ninth day of January, 1947, at 12 m.

WEBER, Chairman

RECESS

At 12 m., on motion of Mr. Dickey, the Assembly recessed until 2.30 p.m.

REASSEMBLED

At 2.30 p.m., the Assembly reconvened.

Hon. Sam L. Collins, Speaker of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

APPOINTMENTS BY SPEAKER

Pursuant to the provisions of House Resolution No. 38, Speaker Collins announced the appointment of Mr. Loomis as a member of the Assembly Interim Committee on Soil Conservation, vice Mr. Stream.

Pursuant to the provisions of Senate Concurrent Resolution No. 2, Speaker Collins announced the reappointment of Messrs. Knight, Vice Chairman, Lowrey, Wollenberg, and Field, as members of the Joint Legislative Budget Committee.

Pursuant to the provisions of Chapter 145, Statutes of the First Extraordinary Session, 1946, Speaker Collins announced the appointment of Mr. Boyd as a member of the State Public Works Board, and the reappointment of Mr. Knight as a member of said board.

CONSIDERATION OF DAILY FILE

SECOND READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 626—An act to amend Section 2270 of the Health and Safety Code, relating to mosquito abatement districts, declaring the urgency thereof to take effect immediately.

Bill read second time.

Resolution to Suspend Constitutional Provision

The following resolution was offered:

By Mr. Lowrey:

Resolved, That Assembly Bill No. 626 presents a case of urgency, as that term is used in Article IV, Section 15, of the Constitution, and the provision of that section requiring that the bill be read on three several days in each house is hereby dispensed with, and it is ordered that said bill be read the third time, considered engrossed, and placed upon its passage.

Resolution read.

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

AYES—Anderson, Bennett, Berry, Brady, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, George D Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Hahn, Hawkins, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Lowrey, Luckel, Lyons, Maloney, McCollister, Miller, Niehouse, Price, Robertson, Sillman, Stanley, Stephenson, Stewart, Thomas, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—57.

NOES—None.

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

CONSIDERATION OF ASSEMBLY BILL NO. 626

Assembly Bill No. 626—An act to amend Section 2270 of the Health and Safety Code, relating to mosquito abatement districts, declaring the urgency thereof to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Anderson, Bennett, Berry, Brady, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Hahn, Hawkins, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Lowrey, Luckel, Lyons, Maloney, McCollister, Miller, Niehouse, Price, Robertson, Silliman, Stanley, Stephenson, Stewart, Thomas, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr Speaker—57.

NOES—None.

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

AYES—Anderson, Bennett, Berry, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Lowrey, Luckel, Lyons, Maloney, McCollister, Miller, Niehouse, Price, Robertson, Silliman, Stanley, Stephenson, Stewart, Thomas, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr Speaker—59.

NOES—None.

Bill ordered transmitted to the Senate.

CONSIDERATION OF DAILY FILE (RESUMED)

CONSIDERATION OF HOUSE RESOLUTION NO. 60

House Resolution No. 60

Resolved, That the Controller be and he is hereby authorized and directed to draw his warrant in favor of Borden Printing Company in the sum of not to exceed nine hundred dollars ($900), in payment for 23 sets of the latest edition of "Summary of California Law," by B. E. Witkin; and, be it further

Resolved, That the Chief Clerk of the Assembly is directed to deliver one set of said "Summary" to each new Member of the Assembly.

Resolution read.

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

AYES—Anderson, Bennett, Berry, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Luckel, Lyons, Maloney, McCollister, Miller, Niehouse, Price, Robertson, Sillman, Stanley, Stewart, Thomas, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—59.

NOES—None.

CONSIDERATION OF HOUSE RESOLUTION NO. 66

House Resolution No. 66

Relative to Congratulating Radio Station KOCS

WHEREAS, Radio Station KOCS presented its opening broadcast on Sunday evening, January 26, 1947; and

WHEREAS, Radio Station KOCS is the first FM-AM broadcasting station in its area, and is a symbol of the magnificent development which is taking place in the western portion of San Bernardino County, California; now, therefore, be it

Resolved by the Assembly of the State of California, That by this resolution hearty congratulations are extended to Mrs. Jerene Appleby Harnish, publisher of the newspaper *Daily Report*, which operates Radio Station KOCS, upon her successful pioneer work in establishing this station, an accomplishment which marks another proud step forward in the progress of the southern part of this great State of California; and be it further

Resolved, That the Chief Clerk of the Assembly transmit suitably prepared copies of this resolution to Mrs. Jerene Appleby Harnish and to Radio Station KOCS.

Resolution read, and adopted.

CONSIDERATION OF HOUSE RESOLUTION NO. 65

House Resolution No. 65

Relating to moneys expended pursuant to Section 1019 of the Fish and Game Code

WHEREAS, There is frequently before this Assembly for consideration, legislation affecting the commercial fishing industries of California; and

WHEREAS, It is necessary that the Members of this Assembly have the most full and complete information possible concerning these industries and action taken by the State of California concerning them; and

WHEREAS, Section 1019 of the Fish and Game Code requires that certain revenues collected by the Fish and Game Commission shall be expended for patrol of packing plants, inspection, and regulation of the industry, and conservation work for the benefit of the commercial fishing industries; now, therefore, be it

Resolved by the Assembly of the State of California, That the Fish and Game Commission is by this resolution requested to transmit to this Assembly, not later than the reconvening of the Fifty-seventh Legislature of California on March 15, 1947, following its constitutional recess, a report and an accounting of all sums of money expended, and the purpose for which they were expended, since 1935 by the Fish and Game Commission pursuant to Section 1019 of the Fish and Game Code; and be it further

Resolved, That the Chief Clerk of the Assembly immediately transmit copies of this resolution to the members of the Fish and Game Commission.

Resolution read, and adopted.

REQUEST FOR UNANIMOUS CONSENT THAT STATEMENT BE PRINTED IN JOURNAL

Mr. Erwin asked for, and was granted, unanimous consent that the following statement be ordered printed in the Journal:

Statement by Assemblyman Thomas M. Erwin

It is my purpose in filing the attached financial statement to call to the attention of the Legislature the current condition of the Fish and Game Preservation Fund.

I believe that an analysis of the facts presented herewith makes it fully apparent that the fund cannot stand any extraordinary large-scale withdrawals if it is to remain solvent.

For a number of years, the impression has prevailed that the fund has contained a huge surplus, and that this condition obtains now.

A statistical report prepared at my request by the Department of Natural Resources indicates, to the contrary, that unless new revenues are provided to augment the fund, it will be in precarious condition and its solvency threatened within three years.

The cost of current operations already is exceeding revenues. If no new revenues are provided, and if the ratio of expenditures to income continues, there will be a deficit in the fund by June 30, 1949.

The unbudgeted surplus on July 1, 1947, is estimated at $3,360,783. Revenues for the 1947-48 fiscal year are forecast at $3,212,294. Against this title of $6,573,077 in prospective revenue, expenditures totaling $5,241,360, including $1,437,825 in capital outlay, are proposed for the 1947-48 fiscal year. This would reduce the preservation fund surplus to $1,331,717 on June 30, 1948.

There appear to be only three alternatives if a deficiency is to be averted in this hitherto self-supporting fund. These would be an increase in hunting and fishing license fees and other existing sources of income; appropriation of additional money from other than present sources of self-support; or a substantial curtailment of operations.

It is generally conceded that any curtailment of propagation, conservation or law enforcement measures would be disastrous in the face of California's increasing population and rapidly growing drains upon our wildlife resources. Rather, a material expansion of the program is vital.

It is my earnest hope that the Legislature will keep these elements thoroughly in mind in dealing with fish and game matters at this session.

Department of Natural Resources—Division of Fish and Game

Statement of Unbudgeted Surplus—Fish and Game Preservation Fund

Estimated unbudgeted surplus, July 1, 1947		$3,360,783
Estimated revenue for Fiscal Year 1947-1948		3,212,294
Total		$6,573,077
Less proposed expenditures for Fiscal Year 1947-1948:		
Support	$3,587,260	
Contributions to State Employees' Retirement Fund	151,275	
Other current expenses	40,000	
Capital outlay	1,437,825	
Total—Division of Fish and Game	$5,216,360	
Department of Public Works—Division of Water Resources:		
Repair, restoration and maintenance of Jenner Jetty	25,000	
Total proposed expenditures		$5,241,360
Estimated unbudgeted surplus, June 30, 1948		$1,331,717

CONSIDERATION OF DAILY FILE (RESUMED)
SECOND READING OF SENATE BILLS

Senate Bill No. 55—An act to amend Sections 11 and 44.2 of the Unemployment Insurance Act, relating to unemployment insurance, declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

THIRD READING OF SENATE BILLS

Senate Bill No. 201—An act to amend Sections 18540 and 18973 of the Government Code, relating to veterans and civil service credits for military service, and declaring the urgency thereof to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Ralph C. Dills, Dolwig, Doyle, Erwin,

Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Lowrey, Luckel, Lyons, McCollister, Miller, Niehouse, Price, Robertson, Rosenthal, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—61.
NOES—None.

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

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Ralph C. Dills, Dolwig, Doyle, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Lowrey, Luckel, Lyons, McCollister, Miller, Niehouse, Price, Robertson, Rosenthal, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—61.
NOES—None.

Bill ordered transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT THAT SENATE BILL NO. 29 BE WITHDRAWN FROM THE COMMITTEE ON WAYS AND MEANS AND PLACED UPON THE FILE

Mr. Thurman asked for, and was granted, unanimous consent that Senate Bill No. 29 be withdrawn from the Committee on Ways and Means and placed upon the file, for consideration, at this time.

RECOMMENDATION OF THE GOVERNOR

In accordance with Article IV, Section 34, of the Constitution, the Governor presented the following communication recommending the passage of Senate Bill No. 29:

STATE OF CALIFORNIA, GOVERNOR'S OFFICE
SACRAMENTO, January 24, 1947

To the Honorable Members of the Assembly
Sacramento, California

GENTLEMEN:

Senate Bill No. 29—"An act making an appropriation to the Department of Finance for cost of advertising Veterans' Bond Act of 1946, to take effect immediately,"

in my opinion constitutes an emergency bill within the meaning of that term as used in Section 34 of Article IV of the Constitution of the State of California, the consideration of which should not await the final enactment of the Budget Bill.

I therefore recommend consideration of Senate Bill No. 29 as necessary for the immediate preservation of the public peace, health or safety and as an emergency measure.

Respectfully submitted.

EARL WARREN, Governor

RESOLUTION TO SUSPEND CONSTITUTIONAL PROVISION

The following resolution was offered:

By Mr. Thurman:

Resolved, That Senate Bill No. 29 presents a case of urgency, as that term is used in Article IV, Section 15, of the Constitution, and the provision of that section requiring that the bill be read on three several days in each house is hereby dispensed with, and it is ordered that said bill be read the second and third times, considered engrossed, and placed upon its passage.

Resolution read.

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

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Ralph C. Dills, Dolwig, Doyle, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Knight, Luckel, Lyons, McCollister, Miller, Niehouse,

Price, Rosenthal, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—60.
NOES—None.

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

CONSIDERATION OF SENATE BILL NO. 29

Senate Bill No. 29—An act making an appropriation to the Department of Finance for cost of advertising Veterans' Bond Act of 1946, to take effect immediately.

Bill read second time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Ralph C. Dills, Dolwig, Doyle, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Knight, Luckel, Lyons, McCollister, Miller, Niehouse, Price, Rosenthal, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—60.
NOES—None.

Senate Bill No. 29—An act making an appropriation to the Department of Finance for cost of advertising Veterans' Bond Act of 1946, to take effect immediately.

Bill read third time.

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

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Ralph C. Dills, Dolwig, Doyle, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Knight, Luckel, Lyons, McCollister, Miller, Niehouse, Price, Rosenthal, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—60.
NOES—None.

Bill ordered transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT THAT ASSEMBLY BILL NO. 975 BE WITHDRAWN FROM THE COMMITTEE ON WAYS AND MEANS AND PLACED UPON THE FILE

Mr. Wollenberg asked for, and was granted, unanimous consent that Assembly Bill No. 975 be withdrawn from the Committee on Ways and Means, and placed upon the file, for consideration, at this time.

RECOMMENDATION OF THE GOVERNOR

In accordance with Article IV, Section 34, of the Constitution, the Governor presented the following communication recommending the passage of Assembly Bill No. 975:

To the Honorable Members of the Assembly
Sacramento, California
GENTLEMEN:

Assembly Bill No. 975—"An act making an appropriation in augmentation of the appropriation in Item 231 of the Budget Act of 1945, for medical and physical care, hospitalization, appliances, and convalescent care for physically handicapped children, Department of Public Health, to take effect immediately,"

in my opinion constitutes an emergency bill within the meaning of that term as used in Section 34 of Article IV of the Constitution of the State of California, the consideration of which should not await the final enactment of the Budget Bill.

I therefore recommend consideration of Assembly Bill No. 975 as necessary for the immediate preservation of the public peace, health or safety and as an emergency measure.

Respectfully submitted.

EARL WARREN, Governor

CONSIDERATION OF ASSEMBLY BILL NO. 975

Assembly Bill No. 975—An act making an appropriation in augmentation of the appropriation in Item 231 of the Budget Act of 1945, for medical and physical care, hospitalization, appliances, and convalescent care for physically handicapped children, Department of Public Health, to take effect immediately.

Bill read second time.

Resolution to Suspend Constitutional Provision

The following resolution was offered:

By Mr. Wollenberg:

Resolved, That Assembly Bill No. 975 presents a case of urgency, as that term is used in Article IV, Section 15, of the Constitution, and the provision of that section requiring that the bill be read on three several days in each house is hereby dispensed with, and it is ordered that said bill be read the third time, considered engrossed, and placed upon its passage.

Resolution read.

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

AYES—Anderson, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kirkwood, Knight, Luckel, Lyons, Maloney, McCollister, Miller, Niehouse, Price, Robertson, Rosenthal, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—64.

NOES—None.

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

Assembly Bill No. 975—An act making an appropriation in augmentation of the appropriation in Item 231 of the Budget Act of 1945, for medical and physical care, hospitalization, appliances, and convalescent care for physically handicapped children, Department of Public Health, to take effect immediately.

Bill read third time.

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

AYES—Anderson, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kirkwood, Knight, Luckel, Lyons, Maloney, McCollister, Miller, Niehouse, Price, Robertson, Rosenthal, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—64.

NOES—None.

Bill ordered transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT

Mr. Boyd asked for, and was granted, unanimous consent to take up Assembly Bill No 966, at this time, without reference to file.

CONSIDERATION OF ASSEMBLY BILL NO. 966

Assembly Bill No. 966—An act to amend Section 830 of the Agricultural Code, relating to the use of dates for by-products purposes, declaring the urgency of this act, to take effect immediately.

Bill read second time.

Resolution to Suspend Constitutional Provision

The following resolution was offered:

By Mr. Boyd:

Resolved, That Assembly Bill No 966 presents a case of urgency, as that term is used in Article IV, Section 15, of the Constitution, and the provision of that section requiring that the bill be read on three several days in each house is hereby dispensed with, and it is ordered that said bill be read the third time, considered engrossed, and placed upon its passage.

Resolution read.

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

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T Davis, M. Philip Davis, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Knight, Lowrey, Luckel, Maloney, McCollister, Miller, Niehouse, Price, Robertson, Rosenthal, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thurman, Waters, Wollenberg, and Mr. Speaker—65.

NOES—None

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

Assembly Bill No. 966—An act to amend Section 830 of the Agricultural Code, relating to the use of dates for by-products purposes, declaring the urgency of this act, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Knight, Lowrey, Luckel, Maloney, McCollister, Miller, Niehouse, Price, Robertson, Rosenthal, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thurman, Waters, Wollenberg, and Mr Speaker—65.

NOES—None.

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

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Knight, Lowrey, Luckel, Maloney, McCollister, Miller, Niehouse, Price, Robertson, Rosenthal, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thurman, Waters, Wollenberg, and Mr. Speaker—65.

NOES—None.

Bill ordered transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT

Mr. Wollenberg asked for, and was granted, unanimous consent to take up House Resolution No. 63, at this time.

CONSIDERATION OF HOUSE RESOLUTION NO. 63

House Resolution No. 63

Relating to meetings of the Ways and Means Committee

Resolved by the Assembly of the State of California, That the standing Committee of Ways and Means of the Assembly is hereby authorized to meet during any recess of the Regular Session of the Fifty-seventh Legislature at the State Capitol, or elsewhere in the State, and to perform the duties and to exercise all the powers vested in it by the Standing Rules of the Assembly; and be it further

Resolved, That except as otherwise provided in this resolution the committee shall have the powers granted to investigating committees by the Joint Rules of the Senate and Assembly, as such rules are adopted, as such rules are from time to time amended; and be it further

Resolved, That the committee or chairman thereof may create subcommittees from the membership of the committee, assigning to the subcommittee any study, inquiry, investigation, or hearing which the committee itself has authority to make or hold, and the subcommittee for the purpose of this assignment shall have and exercise all the powers conferred upon the committee, limited only by the resolution of the committee or order of the chairman defining the powers and duties of the subcommittee, which powers may be withdrawn or terminated at any time by the committee or the chairman thereof; and be it further

Resolved, That the sum of ten thousand dollars ($10,000) is hereby made available to the committee from the Contingent Fund of the Assembly for the expenses of the committee and its members in connection with its duties and for any charges, expenses or claims it may incur under this resolution, to be paid from the said contingent fund and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer

Resolution read.

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

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D Collins, Conrad, Cooke, Cramer, Crichton, Crowley, M. Philip Davis, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Luckel, Lyons, Maloney, McCollister, Miller, Niehouse, Price, Robertson, Rosenthal, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—65.

NOES—None.

MEMBERS EXCUSED TO HOLD MEETING

At 2 50 p.m., Mr. Thurman asked for, and was granted, unanimous consent that the members of the Committee on Municipal and County Government be excused, at this time, for the purpose of holding a meeting in the post office.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

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

Assembly Bill No. 1352: By Messrs. Geddes and Stephenson—An act to amend Sections 19621, 19622, 19623, 19624, 19625, and 19626 and to repeal Section 19622 5 of the Business and Professions Code, to repeal Sections 92, 92.1, 92.4, and 92.5 of, and to add an article heading to Chapter 3 of Division 1 of, and Sections 92, 92.1, 92 2, 92.3, 92.4, 92.5, 92.6, and 92.7 to, the Agricultural Code, relating to the Fair and Exposition Fund and providing for and regulating the appropriation and expenditure of the money in said fund.

Referred to Committee on Agriculture.

Assembly Bill No. 1353: By Mr. Geddes—An act to add Section 9a to the Alcoholic Beverage Control Act, relating to lighting.

Referred to Committee on Public Morals.

Assembly Bill No. 1354: By Messrs. Geddes and Beck—An act to amend Sections 5054 and 5080 of the Business and Professions Code, and to add Sections 5085, 5086, and 5098 to said code, relating to the practice of accountancy.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 1355: By Messrs. Erwin, Doyle, and Hollibaugh—An act to add Section 39.7 to the Fish and Game Code, relating to an accounting system for the Division of Fish and Game.

Referred to Committee on Fish and Game.

Assembly Bill No. 1356: By Messrs. Sheridan, Carey, Sherwin, and Dunn—An act to add Section 529 to the Streets and Highways Code, relating to state highway routes.

Referred to Committee on Conservation and Planning.

Assembly Bill No. 1357: By Messrs. Sheridan and Brown—An act to add Sections 14307 and 14308 to the Revenue and Taxation Code, relating to the lien of inheritance tax.

Referred to Committee on Judiciary.

Assembly Bill No. 1358: By Mr. Robertson—An act to add Sections 6546 and 6654 to Division 6 of the Health and Safety Code, relating to the issuance of bonds of sanitary districts and the payment therefor and the acquisition and construction of works and improvements by sanitary districts and the levy of assessments therefor.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 1359: By Mr. Robertson—An act to add Section 25 to the District Investigation Act of 1933, relating to the exemption of sanitary and sanitation districts and bonds and the improvement proceedings thereof from the operation and limitations of said investigation act.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 1360: By Mr. Hinton—An act amending and renumbering Section 24004 of the Health and Safety Code to be Section 24020, amending Section 24000 of, and adding Sections 23999, 24004, 24005, 24006, 24007, 24008, 24009, and 24010 to the Health and Safety Code, relating to sanitation and safety of resorts and places used for bathing.

Referred to Committee on Public Health.

Assembly Bill No. 1361: By Messrs. Rosenthal, Anderson, Hawkins, Thomas, Kilpatrick, Bennett, Debs, Huyck, Robertson, and Waters —An act to provide for a law school at the University of California at Los Angeles, and to make an appropriation therefor.

Referred to Committee on Education.

Assembly Bill No. 1362: By Mr. Crichton—An act to amend Section 3714.17 of the Political Code and Section 29147 of the Government Code, relating to county budgets.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 1363: By Messrs. Loomis and Erwin—An act to amend Section 949 of the Fish and Game Code, relating to nets.

Referred to Committee on Fish and Game.

Assembly Bill No. 1364: By Mr. Gannon—An act to amend Sections 511, 511.2, 511.4, and 511.6 of the Vehicle Code, relating to the speed of vehicles.

Referred to Committee on Transportation and Commerce.

Assembly Bill No. 1365: By Messrs. Price, Kilpatrick, and Bennett—An act to add Section 2042 to the Penal Code, relating to escapes from the California Vocational Institution.

Referred to Committee on Judiciary.

Assembly Bill No. 1366: By Messrs. Price, Kilpatrick, Bennett, Dolwig, Geddes, Hinton, and Stanley—An act to amend Section 20016 of the Government Code, relating to members of the State Employees Retirement System.

Referred to Committee on Civil Service and State Personnel.

Assembly Constitutional Amendment No. 18: By Mr. Maloney—A resolution to propose to the people of the State of California an amendment to the Constitution of the State by amending Section 8 of Article XI thereof, relating to the adoption of charters by cities, and cities and counties.

Referred to Committee on Constitutional Amendments.

Assembly Bill No. 1367: By Messrs. Price, Bennett, Dolwig, Geddes, Hinton, Silliman, and Stanley—An act to amend Section 6050 of the Penal Code, relating to the salaries of wardens and superintendents of state correctional institutions.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 1368: By Mr. Crowley—An act to amend Section 13115 of the Health and Safety Code, relating to fire protection for tents and awnings.

Referred to Committee on Public Health.

Assembly Bill No. 1369: By Mr. Wollenberg—An act to add Section 170.6 to the Code of Civil Procedure, relating to disqualification of judges.

Referred to Committee on Judiciary.

Assembly Bill No. 1370: By Mr. Hollibaugh—An act to amend Section 2600 of the Elections Code, relating to declaration of candidacy.

Referred to Committee on Elections and Reapportionment.

Assembly Bill No. 1371: By Mr. Hollibaugh—An act to amend Sections 2792, 2799, 2807, 2839, 2842, and 2843, of the Elections Code, relating to state party conventions, state and county central committee meeting and the membership thereof.

Referred to Committee on Elections and Reapportionment.

Assembly Bill No. 1372: By Mr. Hollibaugh—An act to amend Section 951, and to add Section 954, of the Elections Code, relating to election dates.

Referred to Committee on Elections and Reapportionment.

Assembly Bill No. 1373: By Mr. Burns—An act to amend Section 4754 of and to add Section 4755 to the Labor Code, relating to subsequent injuries.

Referred to Committee on Industrial Relations.

Assembly Bill No. 1374: By Mr. Butters—An act to amend Section 23286 of the Water Code, relating to cooperation between the United States and districts.

Referred to Committee on Agriculture.

Assembly Bill No. 1375: By Messrs. Anderson, Hawkins, Rosenthal, and Bennett—An act to repeal Sections 8003 and 8004 of the Education Code, relating to the establishment of separate schools for certain races.

Referred to Committee on Education.

Assembly Bill No. 1376: By Mr. Johnson—An act to amend Section 802 of the Agricultural Code, relating to the maturity of grapes.

Referred to Committee on Agriculture

Assembly Bill No. 1377: By Mr. Lester T. Davis—An act to add Section 620 to the Streets and Highways Code, relating to the State Highway System.

Referred to Committee on Conservation and Planning.

Assembly Bill No. 1378: By Mr. Thomas—An act to amend Section 1097 of the Fish and Game Code, relating to record of catch.

Referred to Committee on Fish and Game.

Assembly Bill No. 1379: By Messrs. Thomas and Luckel—An act to amend Section 1096.5 of the Fish and Game Code, relating to confidential information.

Referred to Committee on Fish and Game.

Assembly Bill No. 1380: By Mr. Thomas (By request)—An act to add Section 7511 to the Welfare and Institutions Code, relating to the provision of hospital accommodations for insane or mentally ill persons, to be given care by chiropractors.

Referred to Committee on Public Health.

Assembly Bill No. 1381: By Mr. Miller—An act to add Section 14455.7 to the Health and Safety Code, relating to powers of commissioners in fire protection districts.

Referred to Committee on Public Health.

Assembly Bill No. 1382: By Messrs. Caldecott and McCollister—An act to add Section 397.5 to the Military and Veterans Code, relating to exemption from tolls on publicly owned toll bridges of funeral corteges of deceased veterans.

Referred to Committee on Military Affairs.

Assembly Bill No. 1383: By Mr. Beck—An act to repeal Article 4 of Chapter 1, Part 5, Division 11 of the Water Code, relating to irrigation district airports and aviation schools.

Referred to Committee on Agriculture.

Assembly Bill No. 1384: By Mr. Beck—An act to amend Sections 1102, 1102.1, 1102.2, 1102.3, 1103.3, 1104, 1104.1, and 1107, and to add Section 1102 5 to the Agricultural Code, relating to eggs.

Referred to Committee on Agriculture.

MEMBERS EXCUSED TO HOLD MEETING

At 2.58 p.m., Mr. Field asked for, and was granted, unanimous consent that the members of the Committee on Governmental Efficiency and Economy be excused, at this time, for the purpose of holding a meeting upstairs in their committee room.

RECESS

At 3 p.m., on motion of Mr. Dickey, the Assembly recessed until 3.28 p.m.

REASSEMBLED

At 3.28 p.m., the Assembly reconvened.

Hon. Sam L. Collins, Speaker of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

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

Assembly Concurrent Resolution No. 40: By Mr. Dickey—Relative to adjournment of the Legislature for the constitutional recess.

Referred to Committee on Rules.

Assembly Bill No. 1385: By Mr. Beck—An act to add Section 14744 to the Education Code, relating to school district retirement plans.

Referred to Committee on Education.

Assembly Bill No. 1386: By Mr. Beck—An act to amend Sections 9072, 9078, and 9083 of the Public Resources Code, relating to the formation of soil conservation districts.

Referred to Committee on Conservation and Planning.

Assembly Bill No. 1387: By Mr. M. Philip Davis—An act to amend Section 1096 of the Civil Code, relating to transfer of property.

Referred to Committee on Judiciary.

Assembly Bill No. 1388: By Mr. Lowrey—An act to amend Section 65 of, and to repeal Section 66 5 of the Fish and Game Code, relating to districts.

Referred to Committee on Fish and Game.

Assembly Bill No. 1389: By Mr Geddes—An act to amend Section 252 of the Unemployment Insurance Act, relating to a System of Unemployment Compensation Disability Benefits and physicians' certificates thereunder.

Referred to Committee on Finance and Insurance.

Speaker Pro Tempore Presiding

At 3.30 p.m., Hon. Thomas A. Maloney, Speaker pro Tempore of the Assembly, presiding.

Assembly Bill No. 1390: By Messrs. Stephenson and Geddes—An act to amend Sections 86 and 96 of the Agricultural Code, relating to the use of property held for fair purposes by counties and district agricultural associations.

Referred to Committee on Agriculture.

Assembly Bill No. 1391: By Messrs. McCollister, Luckel, and Mrs. Niehouse—An act to add Section 647.1 to the Military and Veterans Code, relating to the issue of a California service ribbon to members of the California State Guard who served honorably in the State Guard during World War II.

Referred to Committee on Military Affairs.

Assembly Bill No. 1392: By Messrs. McCollister, Luckel, and Mrs. Niehouse—An act to add Section 18543 to the Government Code, defining "military leave."

Referred to Committee on Military Affairs.

Assembly Bill No. 1393: By Messrs. McCollister, Luckel, and Mrs. Niehouse—An act to amend Section 19394 of the Government Code, relating to certification of persons on military leave from the state civil service.

Referred to Committee on Military Affairs.

Assembly Bill No. 1394: By Messrs. McCollister, Luckel, and Mrs Niehouse—An act to amend Section 19390 of the Government Code, relating to the right of state employees entering the military service to be restored to their former position and civil service status upon termination of such military service.

Referred to Committee on Military Affairs.

Assembly Bill No. 1395: By Messrs. McCollister, Luckel, and Mrs. Niehouse—An act to repeal Section 395.7 of the Military and Veterans Code, relating to rights of restoration to former or like positions by members of the State Guard leaving private employment for active service in the State Guard.

Referred to Committee on Military Affairs.

Assembly Bill No. 1396: By Mr. McCollister and Mrs. Niehouse—An act amending Section 431 of the Military and Veterans Code, relating to the control of armories by the Adjutant General, including the power to lease or otherwise authorize the use of the same, the creation of armory boards and their powers, the collection, payment and accounting of revenues and income from armories.

Referred to Committee on Military Affairs.

Assembly Bill No. 1397: By Messrs. McCollister, Luckel, and Mrs. Niehouse—An act to amend Section 395.1 of the Military and Veterans Code, relating to the right of persons in the military service to return to their office or position upon termination of active service with the armed forces.

Referred to Committee on Military Affairs.

Assembly Bill No. 1398: By Messrs. McCollister, Luckel, and Mrs. Niehouse—An act amending Section 395 of the Military and Veterans Code, relating to the pay and allowances of National Guard officers and enlisted men while on active duty in the service of the State and attending drills, camps or special exercises sponsored by federal authority or while serving in cases of an emergency; the right to be reinstated to employment following return from full-time active duty after an emergency and the procedure therefor.

Referred to Committee on Military Affairs.

Assembly Bill No. 1399: By Messrs. McCollister, Luckel, and Mrs. Niehouse—An act to amend Section 19331 of the Government Code, relating to leaves of absence for military duty.

Referred to Committee on Military Affairs.

Assembly Bill No. 1400: By Messrs. McCollister and Luckel—An act to amend Section 252 of the Unemployment Insurance Act, relating to disability benefits, declaring the urgency thereof to take effect immediately.

Referred to Committee on Military Affairs.

Assembly Bill No. 1401: By Mr. McCollister—An act to add Chapter 1B, comprising Sections 160.8 to 160.15, inclusive, Division 11, of the Agricultural Code, relating to the examination and certification of tree surgeons, tree experts, tree doctors, dendricians, arboriculturists, or arborists.

Referred to Committee on Agriculture.

Assembly Bill No. 1402: By Messrs. Brown and Sheridan—An act to amend Section 18575 of the Government Code, relating to service by mail by the State Personnel Board.

Referred to Committee on Civil Service and State Personnel.

Assembly Bill No. 1403: By Messrs. Brown and Sheridan—An act to amend Section 19261 of the Government Code, relating to transfers of employees in the state civil service.

Referred to Committee on Civil Service and State Personnel.

Assembly Bill No. 1404: By Messrs. Brown and Sheridan—An act to add Section 18682 to the Government Code, relating to hearings by the State Personnel Board.

Referred to Committee on Civil Service and State Personnel.

Assembly Bill No. 1405: By Messrs. Brown and Sheridan—An act to amend Section 4702 of the Labor Code, relating to death benefits under the Workmen's Compensation Act.

Referred to Committee on Finance and Insurance.

Assembly Bill No. 1406: By Messrs. Brown and Sheridan—An act to amend Section 3710 of the Revenue and Taxation Code, relating to property taxes.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 1407: By Mr. Brown—An act to amend Section 2912 of the Revenue and Taxation Code, relating to assessors' monthly reports to auditors.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 1408: By Messrs. Brown and Sheridan—An act to add Section 4743.5 to the Health and Safety Code, relating to the powers of county sanitation districts.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 1409: By Mr. Brown—An act to amend Section 1426.1 of the Penal Code, relating to copies of complaints for defendants.

Referred to Committee on Judiciary.

Assembly Bill No. 1410: By Messrs. Brown and Sheridan—An act to add Section 2491.5 to the Civil Code, relating to the reconveyance of property subject to a deed of trust.

Referred to Committee on Judiciary

Assembly Bill No. 1411: By Messrs. Brown and Sheridan—An act to amend Section 426 of the Code of Civil Procedure, relating to complaints.

Referred to Committee on Judiciary.

MOTION TO AUTHORIZE, AND INSTRUCT, CHIEF CLERK TO PURCHASE NEW TYPEWRITERS

Mr. Dickey moved that the Chief Clerk be authorized, and instructed, to purchase, through the State Purchasing Department, three new typewriters.

Motion carried.

MOTION TO INSTRUCT CHIEF CLERK TO FURNISH EACH MEMBER WITH ADDITIONAL COPIES OF BUDGET UPON REQUEST

Mr. Dickey moved that the Chief Clerk be instructed to furnish each member with five additional copies of the Budget, upon request.

Motion carried.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

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

Assembly Bill No. 1412: By Messrs. Brown and Sheridan—An act to add Section 1032b to the Code of Civil Procedure, relating to costs.

Referred to Committee on Judiciary.

Assembly Bill No. 1413: By Messrs. Brown and Sheridan—An act to amend Section 2055 of the Code of Civil Procedure, relating to examination of witnesses.

Referred to Committee on Judiciary.

Assembly Bill No. 1414: By Mr. Brown—An act to add Section 170.3 to the Code of Civil Procedure, relating to judges presiding at new trials.

Referred to Committee on Judiciary.

Assembly Bill No. 1415: By Messrs. Brown and Sheridan—An act to amend Section 1170 of the Probate Code, relating to establishing fact of death when title to real property is affected.

Referred to Committee on Judiciary.

Assembly Bill No. 1416: By Messrs. Brown and Sheridan—An act to amend Section 785 of the Probate Code, relating to probate sales.

Referred to Committee on Judiciary.

Assembly Bill No. 1417: By Messrs. Brown and Sheridan—An act to amend Section 1435.1 of the Probate Code, relating to real property of insane persons.

Referred to Committee on Judiciary.

Assembly Bill No. 1418: By Messrs. Brown and Sheridan—An act to amend Section 1126 of the Probate Code, relating to the administration of trusts.

Referred to Committee on Judiciary.

Assembly Bill No. 1419: By Messrs. Brown and Sheridan—An act to amend Section 1520 of the Welfare and Institutions Code, relating to aid to orphans and other needy children.

Referred to Committee on Social Welfare.

Assembly Bill No. 1420: By Messrs. Brown and Sheridan—An act to amend Section 1521 of the Welfare and Institutions Code, relating to aid to orphans and other needy children.

Referred to Committee on Social Welfare.

Assembly Bill No. 1421: By Messrs. Brown and Sheridan—An act to add Section 1521.1 to the Welfare and Institutions Code, relating to aid to orphans and other needy children.

Referred to Committee on Social Welfare.

Speaker Presiding

At 3.40 p.m., Hon Sam L. Collins, Speaker of the Assembly, presiding.

Assembly Bill No. 1422: By Messrs. Brown and Sheridan—An act to amend Section 5355 of the Welfare and Institutions Code, relating to mentally irresponsible persons, narcotic addicts.

Referred to Committee on Social Welfare.

Assembly Bill No. 1423: By Messrs. Brown, Crowley, Gaffney, and Sheridan—An act to add Section 3088.3 to the Welfare and Institutions Code, relating to aid to the needy blind.

Referred to Committee on Social Welfare.

Assembly Bill No. 1424: By Messrs. Brown, Crowley, Gaffney, and Sheridan—An act to add Section 3082 3 to the Welfare and Institutions Code, relating to aid to the needy blind, and responsibility of relative of applicant or recipient.

Referred to Committee on Social Welfare.

Assembly Bill No. 1425: By Messrs Brown, Crowley, Gaffney, and Sheridan—An act to add Sections 3047.3 and 3447.3 to the Welfare and Institutions Code, relating to property qualifications for aid to the blind.

Referred to Committee on Social Welfare.

Assembly Bill No. 1426: By Messrs Brown, Crowley, Gaffney, and Sheridan—An act to add Sections 3086.3 and 3474.3 to the Welfare and Institutions Code, relating to refund of blind aid.

Referred to Committee on Social Welfare.

Assembly Bill No. 1427: By Messrs. Brown, Crowley, Gaffney, and Sheridan—An act to add Sections 3083 1 and 3462.1 to the Welfare and Institutions Code, relating to eye examinations for blind aid.

Referred to Committee on Social Welfare.

Assembly Bill No. 1428: By Messrs. Brown, Crowley, Gaffney, and Sheridan—An act to add Sections 3447 1 and 3474.7 to the Welfare and Institutions Code, relating to aid to the partially self-supporting blind.

Referred to Committee on Social Welfare.

Assembly Bill No. 1429: By Messrs. Brown, Crowley, Gaffney, and Sheridan—An act to amend Section 3047 of the Welfare and Institutions Code, relating to aid to the needy blind.

Referred to Committee on Social Welfare.

Assembly Bill No. 1430: By Messrs. Brown, Crowley, Gaffney, and Sheridan—An act to amend Section 3447 of the Welfare and Institutions Code, relating to aid to the partially self-supporting blind.

Referred to Committee on Social Welfare.

Assembly Bill No. 1431: By Messrs. Brown, Crowley, Gaffney, and Sheridan—An act to amend Section 3047 of the Welfare and Institutions Code, relating to aid to the needy blind.

Referred to Committee on Social Welfare.

Assembly Bill No. 1432: By Messrs. Brown, Crowley, Gaffney, and Sheridan—An act to repeal Sections 3088 and 3474 of the Welfare and Institutions Code, relating to relatives' responsibility for blind aid.

Referred to Committee on Social Welfare.

Assembly Bill No. 1433: By Mr. Fletcher—An act to add Section 18709.5 to the Government Code, relating to state civil service rights of employees of public agencies the functions of which are acquired by the State.

Referred to Committee on Civil Service and State Personnel.

Assembly Bill No. 1434: By Messrs. Thompson and Kirkwood—An act making an appropriation to be expended pursuant to the Property Acquisition Act for the acquisition of additional real property for use of the San Jose State College and in furtherance of the postwar building program.

Referred to Committee on Education.

Assembly Bill No. 1435: By Messrs. Thompson and Crichton—An act to amend Section 18002 of the Government Code, relating to compensation of state employees.

Referred to Committee on Civil Service and State Personnel.

Assembly Bill No. 1436: By Messrs. Stephenson, Thompson, Thurman, Gannon, and Maloney—An act relating to historical markers, providing for the installation of the same and making an appropriation therefor.

Referred to Committee on Conservation and Planning.

Assembly Bill No. 1437: By Messrs. Kirkwood and Thompson—An act to add Chapter 4 to Division 10 of the Streets and Highways Code, relating to inter-city agreements limiting the power of vacation of public streets and highways.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 1438: By Mr. Kirkwood—An act to amend Sections 6537, 6549, 6565, 6590, and 6614 of the Business and Professions Code, relating to the practice of barbering.

Referred to Committee on Public Health.

Assembly Bill No. 1439: By Messrs. Thorp, Stephenson, Brown, and Field—An act to amend Section 553.5 of the Agricultural Code, relating to sterilized milk and cream.

Referred to Committee on Livestock and Dairies.

Assembly Bill No. 1440: By Mr. Thorp—An act to amend Section 86 of the Agricultural Code, relating to the property of district agricultural associations.

Referred to Committee on Agriculture

Assembly Bill No. 1441: By Messrs. Maloney, Wollenberg, Blosser, Gaffney, O'Day, Brady, and Berry—An act to amend Section 67 of the Code of Civil Procedure, relating to the number of superior court judges and providing for the appointment of three additional superior court judges in and for the City and County of San Francisco, and providing for their compensation.

Referred to Committee on Judiciary.

Assembly Bill No. 1442: By Messrs. Maloney, Wollenberg, Blosser, Gaffney, O'Day, Brady, and Berry—An act to amend Section 737*ll* of the Political Code, relating to salaries of superior judges in the City and County of San Francisco.

Referred to Committee on Judiciary.

Assembly Bill No. 1443: By Mr. Evans—An act to amend Section 451 of the Revenue and Taxation Code, relating to inspection of taxpayers' statements.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 1444: By Messrs. Hollibaugh, Fletcher, Cooke, Evans, Gaffney, Grant, Price, and Robertson—An act to add Section 3608 to the Public Resources Code, relating to community oil and gas leases.

Referred to Committee on Manufacturing, Oil, and Mining Industry.

Assembly Bill No. 1445: By Mrs. Niehouse—An act to amend Sections 254, 255, 256, 263, and 271 of the Health and Safety Code, and to amend and renumber Sections 257 and 258 of said code, to add Section 275.5 to said code, and to repeal Sections 265 and 266 of said code, relating to physically handicapped children.

Referred to Committee on Social Welfare.

Assembly Bill No. 1446: By Mrs. Niehouse—An act to amend Section 11535 of the Business and Professions Code, relating to the regulation of real estate subdivisions.

Referred to Committee on Conservation and Planning.

Assembly Bill No. 1447: By Messrs. Waters and Maloney—An act to amend Sections 17053.5, 19200, 19201.5, 19202, 19203.5, 19204.5, and 19205.5 of the Revenue and Taxation Code, relating to state taxation and providing for rates and exemptions, and providing that this act shall take effect immediately.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 1448: By Messrs. Dolwig, Maloney, Grunsky, McCollister, Hahn, Brown, Caldecott, Crichton, Dunn, Gaffney, Hinton, James, Johnson, Miller, Silliman, Thompson, and Waters—An act to provide for the promotion of the welfare of the youth of the State of California and for that purpose making an appropriation and prescribing

the powers and duties of the Youth Authority and the State Allocation Board in relation to the allocation of such appropriation to cities and cities and counties for such purpose.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 1449: By Mr. Anderson—An act to add Section 19485.5 to the Business and Professions Code, relating to horse racing and the distribution of the license fees collected in connection therewith.

Referred to Committee on Public Morals.

REPORTS OF STANDING COMMITTEES

Committee on Municipal and County Government

ASSEMBLY CHAMBER, SACRAMENTO, January 29, 1947

MR SPEAKER: Your Committee on Municipal and County Government, to which was referred:

Senate Bill No. 23

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

THURMAN, Chairman

Above reported bill ordered to second reading.

SECOND READING OF SENATE BILLS (BY UNANIMOUS CONSENT)

Senate Bill No. 23—An act to amend Section 752 of an act entitled "An act to provide for the organization, incorporation, and government of municipal corporations," approved March 13, 1883, relating to elections of boards of education in cities of the fifth class, declaring the urgency hereof, to take effect immediately.

Bill read second time, and ordered to third reading.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, January 29, 1947

MR. SPEAKER. Your Committee on Legislative Procedure has examined:

Assembly Bill No. 418
Assembly Bill No. 419

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, January 29, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 488

And reports the same correctly re-engrossed.

WEBER, Chairman

Above reported bill ordered to third reading.

REQUEST FOR UNANIMOUS CONSENT

Mr. M. Philip Davis asked for, and was granted, unanimous consent to take up Assembly Bill No. 488, at this time, without reference to file.

CONSIDERATION OF ASSEMBLY BILL NO. 488

Assembly Bill No. 488—An act to amend Section 105 of the Revenue and Taxation Code, and to add Section 105.1 to said code, relat-

ing to property taxes and declaring the urgency thereof to take effect immedately.

Bill read third time.

Urgency Clause

Urgency clause read.

The roll was called.

Call of the Assembly

Pending the announcement of the vote, Mr. M. Philip Davis moved a call of the Assembly.

Motion carried. Time 4 p.m.

The Speaker directed the Sergeant-at-Arms to close the doors, and to bring in the absent members.

Further Proceedings Under Call of the Assembly Dispensed With on Assembly Bill No. 488

At 4.12 p.m , on motion of Mr. M. Philip Davis, further proceedings under the call of the Assembly were dispensed with.

The names of the absentees were called, and the urgency clause to Assembly Bill No. 488 adopted by the following vote:

AYES—Allen, Beck, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Dickey, Ralph C. Dills, Dolwig, Doyle, Erwin, Evans, Field, Fletcher, Gaffney, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Knight, Lowrey, Luckel, Lyons, Maloney, Miller, Niehouse, Price, Robertson, Rosenthal, Sillman, Stanley, Stephenson, Stewart, Thompson, Thorp, Waters, Wollenberg, and Mr. Speaker—59

NOES—None.

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

AYES—Allen, Beck, Bennett, Berry, Blosser, Brady, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Dickey, Doyle, Erwin, Evans, Field, Fletcher, Gaffney, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Knight, Lowrey, Luckel, Lyons, Maloney, Miller, Niehouse, Price, Robertson, Rosenthal, Sillman, Stanley, Stephenson, Stewart, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—56.

NOES—Anderson and George D Collins—2.

Bill ordered transmitted to the Senate.

REPORTS OF STANDING COMMITTEES

Committee on Governmental Efficiency and Economy

ASSEMBLY CHAMBER, SACRAMENTO, January 29, 1947

MR. SPEAKER: Your Committee on Governmental Efficiency and Economy, to which was referred.

Assembly Bill No. 811

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

FIELD, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, January 29, 1947

MR. SPEAKER: Your Committee on Governmental Efficiency and Economy, to which was referred:

Assembly Bill No. 753

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

FIELD, Chairman

Above reported bill ordered to second reading.

SECOND READING OF ASSEMBLY BILLS (BY UNANIMOUS CONSENT)

Assembly Bill No. 753—An act to amend Sections 15002, 15013, 15015, 15251, 15255, 15294, 15295, 16100, the heading of Chapter 13, Part 1, Division 13, Sections 16400, 16401, 16402, 16403, 16404, 16405, 16409, 16410, 16411, 16412, 16413, 16416, 16420, 16501, 16502, 16503, 16522, 16523, 16524, 16526, 16527, 16602, 16679, 16720, 16800, 17152, 17154, 17155, 17283, 17284, 17303, 17304, 17321, 17324, 17482, 17551, 17704, and 17811 of the Health and Safety Code; to add Sections 15016.5, 15251.5, 15251.7, 15255.5, 15905, Article 3 (comprising Section 16105), Chapter 11, Part 1, Division 13, Section 16266.5, Article Heading 1, Chapter 13, Part 1, Division 13, Sections 16404.5, 16404.7, 16405 5, 16412.5, 16414.5, Articles 2, 3, and 4 (comprising Sections 16430 to 16471, inclusive), Chapter 13, Part 1, Division 13, Chapter 14.5 (comprising Sections 16710 to 16713.2), Part 1, Division 13, Section 16720.5, Chapter 15.5 (comprising Section 16720.5), Part 1, Division 13, Sections 16743.5, 16743.7, an Article Heading 1 to Chapter 17, Part 1, Division 13, Article 2 (comprising Sections 16778 to 16778 10, inclusive), Chapter 17, Part 1, Division 13, and Sections 16906, 17155 5, 17324.5, 17467, 17702.5, and 17830 thereto; and to repeal Sections 16525, 16721, and 17253 thereof, relating to the State Housing Act.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency and Economy:

Amendment No. 1

On page 9, line 28, of the printed bill, strike out "7,000", and insert "8,000".

Amendment No. 2

On page 9, line 29, of said bill, strike out "6,000", and insert "7,000".

Amendment No. 3

On page 9, line 30, of said bill, strike out "6,000", and insert "7,000".

Amendment No. 4

On page 9, line 31, of said bill, strike out "7,000", and insert "8,000".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

COMMUNICATIONS

By Speaker Collins:

The following communication was received, read, and ordered printed in the Journal:

REPORT OF JOINT INTERIM COMMITTEE ON PACIFIC RELATIONS

SACRAMENTO, CALIFORNIA, January 29, 1947

Honorable Goodwin J. Knight
President of the Senate of California
State Capitol, Sacramento, California

Honorable Sam L. Collins
Speaker of the Assembly of California
State Capitol, Sacramento, California

The Joint Interim Committee on Pacific Relations created by Assembly Concurrent Resolution No. 25, Chapter 131 of the Statutes of the Regular Session of the Fifty-sixth Legislature (1945), submits herewith its first and final report. The membership of the committee consisted of Senators Swing, Shelley, and Biggar; Assemblymen Lyon, Leonard, and Robertson. This joint committee, duly organized during the

Fifty-sixth Session of the Legislature, elected the undersigned, Charles W. Lyon, as chairman thereof.

Three meetings were held during the legislative session, and communications were addressed to the following: The Honorable Mayor of the City and County of San Francisco, mayors of the cities located in the San Francisco Bay area, members of boards of supervisors, chambers of commerce, labor organizations, civic clubs, and others then interested in the establishing of a permanent home for the United Nations Conference in that locality. In these communications we offered the cooperation of the committee and its facilities and powers to assist those having charge of the activities.

It was apparently not necessary for your committee to perform any service and although three meetings were held no expenses were incurred. We, therefore, wish to be discharged, and the appropriation of $10,000 authorized by the above numbered chapter may be returned to the proper fund of the State.

Respectfully submitted.

CHARLES W. LYON, Chairman

MOTION TO CONCUR IN ACTION TAKEN IN LETTER

Mr. Maloney moved that the Assembly concur in the action taken by the committee as expressed in the above letter.

Motion carried.

ANNOUNCEMENT OF COMMITTEE MEETINGS

It was announced that the following committees would hold meetings:

Upon adjournment today—

Rules.

Fish and Game.

GUESTS EXTENDED PRIVILEGE OF ASSEMBLY FLOOR

On request of Mrs. Niehouse and the Assembly, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Janice and Bill Richer of Sacramento.

On request of Mr. Dolwig, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to C. H. Whitney of San Mateo.

On request of Mr. Ralph C. Dills, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Chet Crain of Compton.

On request of Mr. Debs, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. Mae Marshall, Harry Decker, L. D. Mason and Will F. Ragan of Los Angeles.

On request of the Alameda County Delegation, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Harry Bartell, Thos. Caldecott, Sr., S. H. Thompson and Chas. Beller of Alameda.

On request of Mr. Berry and the San Francisco Delegation, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. William Iladeler and Mrs. Robert Iladeler of San Francisco.

On request of Mr. Debs, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. George Murray of Los Angeles.

On request of the San Diego Delegation, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Tom A. Balistrieri of San Diego.

On request of Mr. Blosser and the San Francisco Delegation, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to George Kemper and Herbert Hanley of San Francisco.

On request of Mr. Lester T. Davis, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mr. and Mrs. A. L. Davis and Mrs. Anna Skeels of Storm Lake, Iowa.

On request of Mr. Geddes, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. Lora Marie Bennett of Azusa.

On request of Mr. Beck and the San Francisco Delegation, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Frank Clarvoe of San Francisco.

On request of Mr. Blosser, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. Walter C. Green, Marion Green and Janet Spurlock of San Francisco.

On request of Mr. Blosser, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Judge Melvin I. Cronin, former Assemblyman, and Joe Cummins of San Francisco.

On request of the San Diego Delegation, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Dan Rossi of San Diego.

On request of Mr. Brady, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Melvin C. Scheflin of San Francisco.

On request of Mr. Collier, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Charles N. Lindquist of Los Angeles.

ADJOURNMENT

At 4.18 p.m., on motion of Mr. Dickey, the Speaker declared the Assembly adjourned, until 10 a.m., Thursday, January 30, 1947, out of respect to the memory of the late Paul B. Harris, founder of Rotary Clubs.

SAM L. COLLINS, Speaker

GERALDINE B. HADSELL, Minute Clerk

CALIFORNIA LEGISLATURE

FIFTY-SEVENTH (GENERAL) SESSION

ASSEMBLY DAILY JOURNAL

NINETEENTH LEGISLATIVE DAY

TWENTY-FIFTH CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO

Thursday, January 30, 1947

The Assembly met at 10 a.m.

Hon. Sam L. Collins, Speaker of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

ROLL CALL

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

Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—78.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. Raymond Renwald:

We humbly ask Thee, O Almighty God, that we who in the past have been refreshed by Thy grace and Thy mercy, may serve Thee worthily today by a life well-pleasing to Thee, through Christ Our Lord—AMEN

READING OF THE JOURNAL DISPENSED WITH

On motion of Mr. Dolwig, further reading of the Journal of the previous legislative day was dispensed with.

LEAVES OF ABSENCE FOR THE DAY

The following member was granted leave of absence for the day, and desired to waive his per diem:

Mr. McMillan, on motion of Mr. Debs.

COMMUNICATIONS

By Speaker Collins:

The following communication was received, read, and ordered printed in the Journal:

NEVADA CITY, January 29, 1947

Hon. Sam L. Collins
The Capitol, Sacramento, California

MY DEAR MR. SPEAKER. Three beautiful copies of the resolution honoring the memory of my late husband, Harry L. Englebright, have been received by me.

Would you be so kind as to convey to the Members of the Assembly the deep appreciation and thanks of my family and myself for this fine tribute to the memory of my late husband.

Thanking you for this courtesy and with kindest regards.

Sincerely.

GRACE ENGLEBRIGHT

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

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

Assembly Constitutional Amendment No. 19: By Messrs. James, Allen, and McCollister—A resolution to propose to the people of the State of California an amendment to the Constitution of the State by adding Section 1d to Article XIII, relating to exemption from taxation.

Referred to Committee on Constitutional Amendments.

Assembly Bill No. 1450: By Mr. Knight—An act to amend Sections 2 and 3.5 of the Property Acquisition Act, relating to the acquisition by the State of real property for use in furtherance of the postwar construction program, abolishing the Property Acquisition Board and transferring its powers, duties, purposes, responsibilities, and jurisdiction to the State Public Works Board.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 1451: By Mr. James—An act to amend Section 4733 of the Health and Safety Code, relative to compensation of members of the governing bodies of county sanitation districts.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 1452: By Mr. James—An act to add Section 9115 to the Public Resources Code, to permit an increase in the number of directors of soil conservation districts from three to five.

Referred to Committee on Conservation and Planning.

Assembly Bill No. 1453: By Mr. James—An act to add Section 103p to the Code of Civil Procedure, to permit counties of the ninth class to provide for more than one justice of the peace in certain townships of Class A jurisdiction dependent upon the population thereof and prescribing their powers and duties.

Referred to Committee on Judiciary.

Assembly Bill No. 1454: By Mr. James—An act to amend Section 403b of the Civil Code, and Sections 4804 and 4807 of the Corporations Code, relating to corporations in winding up and dissolution.

Referred to Committee on Judiciary.

Assembly Bill No. 1455: By Messrs. James, Allen, and McCollister —An act to provide for housing facilities, for the completion by the State of California of housing projects initiated by the United States and the agencies thereof, for the carrying out of other housing projects needed to provide adequate residences for the people of the State, and for the administration of this act, to make an appropriation.

Referred to Committee on Conservation and Planning.

Assembly Bill No. 1456: By Messrs. James, Allen, and McCollister —An act to provide for housing, to aid and encourage the construction of housing by private enterprise, and for that purpose establishing a System of State Guarantees of a minimum rate of return to builders of, and investors in, housing constructed in conformity with this act.

Referred to Committee on Conservation and Planning.

Assembly Bill No. 1457: By Messrs. James, Allen, and McCollister —An act to provide for the construction of housing by the State of California and for making such housing available to veterans and others.

Referred to Committee on Military Affairs.

Assembly Bill No. 1458: By Mr. Erwin—An act to add Section 1015.5 to the Fish and Game Code, relating to fish, establishing a Marine Research Committee and making an appropriation.

Referred to Committee on Fish and Game.

Assembly Bill No. 1459: By Mr. Hollibaugh—An act to amend Section 31 of the Public Utilities Act, relating to power and jurisdiction of the Railroad Commission.

Referred to Committee on Public Utilities and Corporations.

Assembly Bill No. 1460: By Mr. Waters—An act to amend Section 1120 of the Probate Code, relating to the administration of trusts.

Referred to Committee on Judiciary.

Assembly Bill No. 1461: By Mr. Waters—An act to amend Section 12550 of the Government Code, relating to the powers and duties of the Attorney General.

Referred to Committee on Judiciary.

Assembly Bill No. 1462: By Mr. Waters—An act to amend Section 17051 of the Government Code, relating to warrants drawn for invalid claims.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 1463: By Messrs. Allen and McCollister—An act to add Chapter 3 to Division 1 of the Military and Veterans Code, relating to veterans housing, creating a Division of Veterans Housing, a Veterans Housing Commission, and providing for housing facilities, and making an appropriation.

Referred to Committee on Military Affairs.

Assembly Bill No. 1464: By Mr. Allen—An act to amend Section 19433 of the Business and Professions Code, relating to the salary of the Secretary of the California Horse Racing Board, and making an appropriation.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 1465: By Mr. Allen—An act to amend Section 13051 of the Education Code, relating to supervisory employees of school districts.

Referred to Committee on Education.

Assembly Bill No. 1466: By Mr. McCollister—An act to amend Section 84 of the Agricultural Code, relating to district agricultural associations and the duties and charges of the Attorney General with respect thereto.

Referred to Committee on Agriculture.

Assembly Bill No. 1467: By Mr. Stewart—An act to amend Section 5.1 of an act entitled "An act authorizing the incurring of indebtedness by cities, towns, and municipal corporations, for municipal improvements, and regulating the acquisition, construction, or completion thereof," Statutes 1901, page 27, as amended, relating to the call and redemption prior to maturity of city bonds.

Referred to Committee on Municipal and County Government

Assembly Bill No. 1468: By Messrs. Price, Burke, and Stewart—An act to repeal Section 1203b of the Penal Code, relating to summary probation.

Referred to Committee on Judiciary.

Assembly Bill No. 1469: By Messrs. Price, Anderson, Clarke, Cooke, Grant, Hinton, Lyons, and Robertson—An act to add Section 1752.8 to the Welfare and Institutions Code, relating to the custody, deposit, and investment of funds in the possession of the Director of the Youth Authority and belonging to persons committed to the Youth Authority and other disposition of the increment thereof.

Referred to Committee on Crime and Correction.

Assembly Bill No. 1470: By Messrs. Thorp, McCollister, Crowley, Stephenson, Clarke, Crichton, James, Price, Thompson, and Weber—An act making an appropriation to the University of California for the construction and equipment of a viticultural building.

Referred to Committee on Education.

REQUEST FOR UNANIMOUS CONSENT THAT MINORITY REPORT BE PRINTED IN THE JOURNAL

Mr. Debs asked for, and was granted, unanimous consent that the Minority Report, by Assemblyman Frank J. Waters, a Member of the Joint Interim Committee on Aviation, be ordered printed in the Journal.

(Above report appears before the motion to adjourn.)

CONSIDERATION OF DAILY FILE

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 747—An act to add Section 2042 to the Penal Code, relating to escapes from the California Vocational Institution, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered engrossed.

Assembly Bill No. 811—An act relating to the employment of prisoners confined in the California State Prison at San Quentin, and declaring the urgency thereof.

Bill read second time, and ordered engrossed.

SECOND READING OF SENATE BILLS

Senate Bill No. 191—An act to amend Section 963 of the Agricultural Code, relating to seed potato test plats, declaring the urgency of this act, to take effect immediately.

Bill read second time, and ordered to third reading.

Senate Bill No. 31—An act to amend Section 1187 of the Code of Civil Procedure, relating to mechanics' liens

Bill read second time, and ordered to third reading.

Senate Bill No. 56—An act to validate the organization, boundaries, governing officers or boards, acts, proceedings, and bonds of public bodies, to take effect immediately.

Bill read second time, and ordered to third reading

THIRD READING OF ASSEMBLY BILLS

Assembly Concurrent Resolution No. 28—Relative to Pepperdine College.

Resolution read.

Motion to Amend

Mr. Debs moved the adoption of the following amendments:

Amendment No. 1

In the title of the printed measure, as amended in the Assembly on January 27, 1947, strike out "Pepperdine", and insert "Los Angeles City".

Amendment No. 2

On page 1, line 1, of said measure, strike out "Pepperdine", and insert "Los Angeles City".

Amendment No. 3

On page 1, line 6, of said measure, strike out "Pepperdine", and insert "Los Angeles City".

Amendment No. 4

On page 2, line 6, of said measure, strike out "Pepperdine", and insert "Los Angeles City".

Amendment No. 5

On page 2, lines 13 and 14, of said measure, strike out "Pepperdine College and to its founder George Pepperdine.", and insert "Los Angeles City College."

Amendments read, and refused adoption.

The question being on the adoption of Assembly Concurrent Resolution No. 28.

Motion to Amend

Mr. Ralph C. Dills moved the adoption of the following amendment:

Amendment No. 1

On page 2, lines 2 and 3, of the printed measure, as amended in the Assembly on January 27, 1947, strike out "now, therefore, be it", and insert "and

WHEREAS, It is desired to make all statements herein applicable also to Compton College, winner of the National Small College Football Championship in the "Little Rose Bowl" game December 7, 1945, by a score of 19 to 0 over Kilgore Junior College of Texas; now, therefore, be it".

Amendment read, and refused adoption.

The question being on the adoption of Assembly Concurrent Resolution No. 28.

Resolution adopted unanimously.

Resolution ordered transmitted to the Senate.

Hon. Michael J. Burns Presiding

At 10.34 a.m., Hon. Michael J. Burns, Member of the Assembly from the First District, presiding.

MOTION TO PRINT REMARKS BY MR. HAHN IN JOURNAL

Mr. Crowley moved that the following remarks, by Mr. Hahn, relative to Mr. George Pepperdine, be reduced to writing, and ordered printed in the Journal:

Motion carried.

Remarks by Mr. Hahn

At the turn of the century a young man and his brother founded what is now known as the Western Auto Supply Company. This young man, George Pepperdine, never had the opportunity for a college education.

In 1937, he sold the company and to his foundation, which was already supporting an orphans' home, summer camps, and a home for underprivileged girls, he added by founding the now famous George Pepperdine College. He did this to allow young people of good character to have an education partly paid by his endowment which supports this college. The students are allowed to work off the rest of their expenses on the campus. The college stresses Christian character, the Church of Christ being the main body of faith behind the college. Mr Pepperdine wants to send out good citizens of high character into the community and the State.

Speaker Presiding

At 10.38 a.m., Hon. Sam L. Collins, Speaker of the Assembly, presiding.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 418—An act to add Sections 22252.1 and 22252.2 to the Water Code, relating to irrigation districts and the distribution of water in irrigation districts, declaring the urgency of this act, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read.

The roll was called.

Call of the Assembly

Pending the announcement of the vote, Mr. Clarke moved a call of the Assembly.

Motion carried. Time 11.40 a.m.

The Speaker directed the Sergeant-at-Arms to close the doors, and to bring in the absent members.

PROCEEDINGS UNDER CALL OF THE ASSEMBLY BY UNANIMOUS CONSENT

TEMPORARY SUSPENSION OF ASSEMBLY RULE NO. 33

Mr. Ralph C. Dills asked for, and was granted, unanimous consent that Assembly Rule No. 33 be temporarily suspended for the purpose of placing a call of the Assembly on any matter on file.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF SENATE BILLS

Senate Bill No. 55—An act to amend Sections 11 and 44.2 of the Unemployment Insurance Act, relating to unemployment insurance, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burns, Caldecott, Carey, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, Miller, Niehouse, Price, Robertson, Sheridan, Sherwin, Stanley, Stephenson, Thomas, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—65.

NOES—None.

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

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burns, Caldecott, Carey, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, Miller, Niehouse, Price, Robertson, Sheridan, Sherwin, Stanley, Stephenson, Thomas, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—65.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 227—An act to amend the Health and Safety Code by repealing Sections 32127, 32202, 32204, 32205, 32303, 32308, 32312, 32313; by amending Sections 32003, 32100, 32203, 32305, 32309, 32310; and by adding new sections numbered 32127, 32202, 32203, 32204, 32303, 32308, 32312, all relating to local hospital districts; and declaring the urgency of this act, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read.

Further action temporarily delayed, by unanimous consent.

RESOLUTIONS

The following resolution was offered:

By Messrs. Ralph C. Dills and Stewart:

House Resolution No. 75

Relative to Compton Junior College

WHEREAS, Compton Junior College, in addition to its academic and civic achievements, has carried on an active program of competitive sports, and has developed a

football team which won the first annual Little Rose Bowl game on December 7, 1946, by a score of 19 to 0; and

WHEREAS, Football Coach Tay Brown and Director of Athletics Goldie Holmes rendered outstanding services in making possible these athletic achievements; and

WHEREAS, Coach Tay Brown has been named the outstanding junior college football coach for 1946 upon the balloting of 126 junior college coaches, thus bringing credit to himself, to Compton Junior College, and to the State; and

WHEREAS, The Pasadena Junior Chamber of Commerce is to be commended for making possible the Little Rose Bowl game, and for making it a community interest shared by the junior college, parents of the students, and the entire State; now therefore, be it

Resolved, That the Assembly of the State of California hereby commends Compton Junior College, its faculty and students, Coach Tay Brown, Director of Athletics Goldie Holmes, and the Pasadena Junior Chamber of Commerce upon the honors they have achieved and have shared with the State of California, and which they won by their fine sportsmanship and successful participation in athletic events, and, be it further

Resolved, That the Chief Clerk of the Assembly is directed to send suitably prepared copies of this resolution to the President of the Compton Junior College, to Coach Tay Brown and Director of Athletics Goldie Holmes, and to the President of the Junior Chamber of Commerce of Pasadena, California.

Request for Unanimous Consent

Mr. Ralph C. Dills asked for, and was granted, unanimous consent to take up House Resolution No 75, at this time, without reference to committee or file.

Resolution read, and adopted unanimously.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 23—An act to amend Section 752 of an act entitled "An act to provide for the organization, incorporation, and government of municipal corporations," approved March 13, 1883, relating to elections of boards of education in cities of the fifth class, declaring the urgency hereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Lowrey, Luckel, Lyons, Maloney, McCollister, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—71.

NOES—None.

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

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Lowrey, Luckel, Lyons, Maloney, McCollister, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—71.

NOES—None.

Bill ordered transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT TO SPEAK UPON THE CONDITION OF THE FILE

Mr. Ralph C. Dills asked for, and was granted, unanimous consent that he be permitted to speak upon the condition of the file, and to make, publicly, two recommendations to the Committee on Rules.

RESOLUTIONS

The following resolution was offered:

By Messrs. Debs, Geddes, Clayton A. Dills, and Hinton:

House Resolution No. 76

Relative to meetings of the Assembly Committee on Public Health and Safety

WHEREAS, The Standing Committee of the Assembly on Public Health and Safety at the Fifty-seventh Session of the Legislature is again confronted with a number of bills proposing far reaching changes in existing laws and new functions to be performed by the State in providing for health care for the people of California; and

WHEREAS, During the constitutional recess several of these bills should be carefully studied in order to determine the possible costs of providing health service; and

WHEREAS, Testimony to be valid and of worth to the Legislature should be received from interested parties in an orderly manner and, where required, witnesses should testify under oath; and

WHEREAS, The interim committee of the Assembly created by House Resolution No. 295 at the last session ceased to function last year by the terms of said resolution, and

WHEREAS, It is not expedient to create an interim committee to perform duties which can more properly be conducted by the Standing Committee on Public Health and Safety; now, therefore, be it

Resolved by the Assembly of the State of California, That the Assembly Standing Committee on Public Health and Safety is hereby authorized to meet during any recess of the Regular Session of the Fifty-seventh Legislature at the State Capitol, or elsewhere in the State, and to ascertain, study and analyze all facts relating to any or all bills referred to it for consideration at this session, and to report thereon to the Assembly not later than April 1, 1947; and be it further

Resolved, That except as otherwise provided in this resolution the committee shall have the powers granted to investigating committees by the Joint Rules of the Senate and Assembly, as such rules are adopted, and as such rules are from time to time amended; and be it further

Resolved, That the committee or chairman thereof may create subcommittees from the membership of the committee, assigning to the subcommittee any study, inquiry, investigation, or hearing which the committee itself has authority to make or hold, and the subcommittee for the purpose of this assignment shall have and exercise all the powers conferred upon the committee, limited only by the resolution of the committee or order of the chairman defining the powers and duties of the subcommittee, which powers may be withdrawn or terminated at any time by the committee or the chairman thereof; and be it further

Resolved, That the sum of ten thousand dollars ($10,000) is hereby made available to the committee from the Contingent Fund of the Assembly for the expenses of the committee and its members in connection with its duties and for any charges, expenses or claims it may incur under this resolution, to be paid from the said contingent fund and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read, and referred to the Committee on Rules.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

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

Assembly Constitutional Amendment No. 20: By Mr. Debs—A resolution to propose to the people of the State of California an amendment to the Constitution of the State by amending Section 1¼ of Article XIII, relating to veterans' exemptions from taxation.

Referred to Committee on Constitutional Amendments.

Assembly Bill No. 1471: By Messrs Huyck and Waters—An act to amend Section 11 of the Unemployment Insurance Act, relating to unemployment insurance and the definition of wages thereunder.

Referred to Committee on Finance and Insurance.

Assembly Bill No. 1472: By Mr. Dickey—An act to amend Section 20019 of the Government Code, relating to local safety members.

Referred to Committee on Municipal and County Government.

REQUEST FOR UNANIMOUS CONSENT THAT ASSEMBLY BILLS NOS. 973 AND 974 BE WITHDRAWN FROM THE COMMITTEE ON WAYS AND MEANS, AND PLACED UPON THE FILE

Mr. Wollenberg asked for, and was granted, unanimous consent, that Assembly Bills Nos. 973 and 974 be withdrawn from the Committee on Ways and Means, and placed upon the file, for consideration, at this time.

RECOMMENDATION OF THE GOVERNOR

In accordance with Article IV, Section 34, of the Constitution, the Governor presented the following communication recommending the passage of Assembly Bill No. 973:

STATE OF CALIFORNIA, GOVERNOR'S OFFICE
SACRAMENTO, January 28, 1947

To the Honorable Members of the Assembly
Sacramento, California

GENTLEMEN:

Assembly Bill No. 973—"An act making an appropriation in augmentation of the appropriation in Item 79.5 of the Budget Act of 1945, for publishing, purchasing, and shipping free textbooks, Department of Education, to take effect immediately,"

in my opinion constitutes an emergency bill within the meaning of that term as used in Section 34 of Article IV of the Constitution of the State of California, the consideration of which should not await the final enactment of the Budget Bill.

I therefore recommend consideration of Assembly Bill No. 973 as necessary for the immediate preservation of the public peace, health or safety and as an emergency measure

Respectfully submitted.

EARL WARREN, Governor

CONSIDERATION OF ASSEMBLY BILL NO. 973 (BY UNANIMOUS CONSENT)

Assembly Bill No. 973—An act making an appropriation in augmentation of the appropriation in Item 79.5 of the Budget Act of 1945, for publishing, purchasing, and shipping free textbooks, Department of Education, to take effect immediately.

Bill read second time.

Motion to Amend

Mr. Wollenberg moved the adoption of the following amendment:

Amendment No. 1

On page 1, lines 2 and 3, of the printed bill, strike out "six hundred sixty-two thousand six hundred eighty-four dollars ($662,684)", and insert "one million, sixteen thousand six hundred forty-eight dollars ($1,016,648)".

Amendment read, and adopted.

Request for Unanimous Consent

Mr. Wollenberg asked for, and was granted, unanimous consent to take up Assembly Bill No. 973, as amended, at this time, without reference to print or file, and that the same be considered engrossed.

Consideration of Assembly Bill No. 973, as Amended

Resolution to Suspend Constitutional Provision

The following resolution was offered:

By Mr. Wollenberg:

Resolved, That Assembly Bill No. 973 presents a case of urgency, as that term is used in Article IV, Section 15, of the Constitution, and the provision of that section requiring that the bill be read on three several days in each house is hereby dispensed with, and it is ordered that said bill be read the third time, considered engrossed, and placed upon its passage

Resolution read.

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

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Knight, Lowrey, Luckel, Lyons, Maloney, Miller, Niehouse, O'Day, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker —70

NOES—None

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

Assembly Bill No. 973—An act making an appropriation in augmentation of the appropriation in Item 79.5 of the Budget Act of 1945, for publishing, purchasing, and shipping free textbooks, Department of Education, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Knight, Lowrey, Luckel, Lyons, Maloney, Miller, Niehouse, O'Day, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr Speaker —70.

NOES—None.

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

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D Collins, Conrad, Cooke, Cramer, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Clayton A Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, Miller, Niehouse, O'Day, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—70.

NOES—None.

Bill ordered printed, and transmitted to the Senate.

Motion to Place Rush Order on Printing of Assembly Bill No. 973

Mr. Wollenberg moved that a rush order be placed upon the printing of Assembly Bill No. 973.

Motion carried.

RECOMMENDATION OF THE GOVERNOR

In accordance with Article IV, Section 34, of the Constitution, the Governor presented the following communication recommending the passage of Assembly Bill No 974:

STATE OF CALIFORNIA, GOVERNOR'S OFFICE
SACRAMENTO, January 28, 1947

To the Honorable Members of the Assembly
Sacramento, California

GENTLEMEN:

Assembly Bill No. 974—"An act to add Section 3090 to the Labor Code, relating to occupational training, making an appropriation in augmentation of the appropriation in Item 138 of the Budget Act of 1945, for support of the Division of Apprenticeship Standards, Department of Industrial Relations, to take effect immediately,"

in my opinion constitutes an emergency bill within the meaning of that term as used in Section 34 of Article IV of the Constitution of the State of California, the consideration of which should not await the final enactment of the Budget Bill.

I therefore recommend consideration of Assembly Bill No. 974 as necessary for the immediate preservation of the public peace, health or safety and as an emergency measure.

Respectfully submitted.

EARL WARREN, Governor

CONSIDERATION OF ASSEMBLY BILL NO. 974 (BY UNANIMOUS CONSENT)

Assembly Bill No. 974—An act to add Section 3090 to the Labor Code, relating to occupational training, making an appropriation in augmentation of the appropriation in Item 138 of the Budget Act of 1945, for support of the Division of Apprenticeship Standards, Department of Industrial Relations, to take effect immediately.

Bill read second time.

Resolution to Suspend Constitutional Provision

The following resolution was offered:

By Mr. Wollenberg:

Resolved, That Assembly Bill No. 974 presents a case of urgency, as that term is used in Article IV, Section 15, of the Constitution, and the provision of that section requiring that the bill be read on three several days in each house is hereby dispensed with, and it is ordered that said bill be read the third time, considered engrossed, and placed upon its passage

Resolution read.

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

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Luckel, Lyons, Maloney, Miller, Niehouse, O'Day, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr Speaker—72.

NOES—None.

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

Assembly Bill No. 974—An act to add Section 3090 to the Labor Code, relating to occupational training, making an appropriation in augmentation of the appropriation in Item 138 of the Budget Act of 1945, for support of the Division of Apprenticeship Standards, Department of Industrial Relations, to take effect immediately.

Bill read third time.

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

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Luckel, Lyons, Maloney, Miller, Niehouse, O'Day, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—72.

NOES—None

Bill ordered transmitted to the Senate.

FURTHER PROCEEDINGS UNDER CALL OF THE ASSEMBLY DISPENSED WITH ON THE URGENCY CLAUSE TO ASSEMBLY BILL NO. 418

At 11.45 a m., on motion of Mr. Loomis, further proceedings under the call of the Assembly were dispensed with.

The names of the absentees were called, and the urgency clause to Assembly Bill No 418 adopted by the following vote:

AYES—Allen, Anderson, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, Conrad, Cramer, Crichton, Debs, Dickey, Clayton A. Dills, Dolwig, Dunn, Erwin, Evans, Field, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Knight, Loomis, Luckel, Maloney, McCollister, Niehouse, O'Day, Price, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr Speaker—58

NOES—Beck, Butters, Cooke, Lester T Davis, M Philip Davis, Ralph C. Dills, Doyle, Fletcher, Geddes, Heisinger, Lowrey, Miller, and Robertson—13.

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

AYES—Allen, Anderson, Berry, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cramer, Crichton, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Dolwig, Erwin, Evans, Field, Fletcher, Gannon, Grant, Grunsky, Hahn, Hawkins, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Knight, Loomis, Luckel, Lyons, Maloney, McCollister, Miller, Niehouse, O'Day, Price, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—60

NOES—Beck, George D Collins, Lester T. Davis, Ralph C. Dills, Doyle, Dunn, Gaffney, Geddes, Heisinger, Kilpatrick, and Robertson—11

Notice of Motion to Reconsider Assembly Bill No. 418

Mr. Beck gave notice that on the next legislative day he would move to reconsider the vote whereby Assembly Bill No. 418 was this day passed.

Motion That Vote Be Reconsidered at This Time

Mr. Thomas moved that the vote whereby Assembly Bill No. 418 was this day passed be reconsidered, at this time.

Point of Order

Mr. Doyle arose to the following point of order: That because the Rules have not been suspended, the motion by Mr. Thomas is out of order.

Ruling by Speaker

The Speaker ruled the point of order well taken.

Motion to Suspend the Rules

Mr. Thomas moved that the Rules be temporarily suspended for the purpose of reconsidering, at this time, the vote whereby Assembly Bill No. 418 was this day passed.

Ruling by Speaker

Speaker Collins ruled the motion out of order.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 419—An act to add Sections 29a and 29b to the California Water District Act, relating to California Water Districts and the distribution of water in such districts, declaring the urgency of this act, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Allen, Anderson, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Debs, Dickey, Clayton A. Dills, Dolwig, Doyle, Erwin, Evans, Field, Fletcher, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, Niehouse, O'Day, Rosenthal, Sheridan, Sherwin, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—65.

NOES—Beck—1.

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

AYES—Allen, Anderson, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Debs, Dickey, Clayton A Dills, Dolwig, Doyle, Erwin, Evans, Field, Fletcher, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, Niehouse, O'Day, Rosenthal, Sheridan, Sherwin, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—65

NOES—Beck—1.

Bill ordered transmitted to the Senate.

FURTHER CONSIDERATION OF SENATE BILL NO. 227

Senate Bill No. 227—An act to amend the Health and Safety Code by repealing Sections 32127, 32202, 32204, 32205, 32303, 32308, 32312, 32313; by amending Sections 32003, 32100, 32203, 32305, 32309, 32310; and by adding new sections numbered 32127, 32202, 32203, 32204, 32303, 32308, 32312, all relating to local hospital districts; and declaring the urgency of this act, to take effect immediately.

Further Consideration of Urgency Clause

The question being on the adoption of the urgency clause.

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

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Luckel, Lyons, Maloney, McCollister, Miller,

Niehouse, O'Day, Sheridan, Sherwin, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—67.
NOES—None.

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

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Luckel, Lyons, Maloney, McCollister, Miller, Niehouse, O'Day, Sheridan, Sherwin, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—67.
NOES—None.

Bill ordered transmitted to the Senate.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolution was offered:

Assembly Concurrent Resolution No. 41: By Mr. Thurman—Relative to approving certain amendments to the charter of the City of Roseville, in the County of Placer, State of California, voted for and ratified by the electors of the city at a general municipal election held therein on the ninth day of April, 1946.

Request for Unanimous Consent

Mr. Thurman asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 41, at this time, without reference to committee, print, or file, and that the same be considered engrossed.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 41

Assembly Concurrent Resolution No. 41—Relative to approving certain amendments to the charter of the City of Roseville, in the County of Placer, State of California, voted for and ratified by the electors of the city at a general municipal election held therein on the ninth day of April, 1946.

Resolution read.

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

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Luckel, Lyons, Maloney, McCollister, Miller, Niehouse, O'Day, Sheridan, Sherwin, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—67.
NOES—None.

Resolution ordered printed, and transmitted to the Senate.

NOTICE OF MOTION TO RECONSIDER ASSEMBLY BILL NO. 418 WAIVED

Mr. Beck waived his notice of motion to reconsider the vote whereby Assembly Bill No. 418 was passed.

Assembly Bill No. 418 ordered transmitted to the Senate.

REPORTS

By Mr. Robertson:

A report from the Assembly Committee on Elections and Reapportionment, relative to the Elections Code, was received, and ordered referred to the Committee on Rules.

RECESS

At 12 m , on motion of Mr. Dickey, the Assembly recessed until 2.30 p.m.

REASSEMBLED

At 2 30 p.m., the Assembly reconvened.

Hon. Thomas A. Maloney, Speaker pro Tempore of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

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

Assembly Bill No. 1473: By Mr. Dickey—An act to amend Section 20492 of the Government Code, relating to inclusion and exclusions from State Retirement System.

Referred to Committee on Civil Service and State Personnel.

Assembly Bill No. 1474: By Mr Dickey—An act to add Section 20021.5 to the Government Code, relating to county peace officers.

Referred to Committee on Judiciary.

Assembly Bill No. 1475: By Mr. Dickey—An act to amend Section 20606 of the Government Code, relating to contributions to State Retirement System.

Referred to Committee on Civil Service and State Personnel.

Assembly Bill No. 1476: By Mr. Dickey—An act to amend Section 20607 of the Government Code, relating to contributions to State Retirement System.

Referred to Committee on Civil Service and State Personnel.

Assembly Bill No. 1477: By Mr. Dickey—An act to amend Section 20306 of the Government Code, relating to local safety members and members of the California Highway Patrol.

Referred to Committee on Civil Service and State Personnel.

Hon. Albert C. Wollenberg Presiding

At 2.40 p.m., Hon. Albert C. Wollenberg, Member of the Assembly from the Twenty-first District, presiding.

Assembly Bill No. 1478: By Mr. Dickey—An act to amend Section 20457 of the Government Code, relating to method of adoption of State Retirement System.

Referred to Committee on Civil Service and State Personnel.

Assembly Bill No. 1479: By Mr. Dickey—An act to amend Section 20608 of the Government Code, relating to contributions to State Retirement System.

Referred to Committee on Civil Service and State Personnel.

Assembly Bill No. 1480: By Mr. Dickey—An act to amend Section 20803 of the Government Code, relating to State Retirement System prior service.

Referred to Committee on Civil Service and State Personnel.

Assembly Bill No. 1481: By Messrs. Boyd, Geddes, Sherwin, Thomas, Beck, Bennett, Caldecott, Carey, Cooke, Crowley, M. Philip Davis, Dolwig, Erwin, Fletcher, Gannon, Grant, Hahn, Hinckley, Hinton, Kilpatrick, Knight, Maloney, McCollister, Robertson, Silliman, Stephenson, Waters, Weber, and Wollenberg—An act to add Chapter 3, comprising Sections 430 to 435.7, inclusive, to Part 1 of Division 1 of the Health and Safety Code, and to repeal Chapter 56 of the Statutes of the Fifty-sixth (First Extraordinary) Session of the Legislature, providing for a program of surveying hospital and health center facilities and of construction of additional hospital and health center facilities to be administered by the State Department of Public Health, implementing the Federal Hospital Survey and Construction Act, establishing the Advisory Hospital Council, and providing for state assistance to public agencies for the construction of hospitals and health centers.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 1482: By Messrs. Boyd, Hinton, Grant, and Stewart—An act to add Section 16104 to, and to amend Sections 16100, 16101, and 16102 of the Business and Professions Code, relating to licensing of business by counties.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 1483: By Messrs. Boyd, Hinton, Anderson, and Robertson—An act to amend Sections 5 and 37 of the Alcoholic Beverage Control Act, relating to license fees and the disposition thereof.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 1484: By Mr. Dickey—An act to amend Section 1402 of the Streets and Highways Code, relating to bridges across navigable streams in cities.

Referred to Committee on Conservation and Planning.

Assembly Bill No. 1485: By Mr. Dickey—An act to add Section 1437 to the Streets and Highways Code, relating to subways, and providing for the expense of operating, maintaining and repairing subways under navigable waters between cities.

Referred to Committee on Conservation and Planning.

Assembly Bill No. 1486: By Mr. Dickey—An act to amend Section 4232 of the Political Code, relating to compensation for public service in counties of the third class.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 1487: By Messrs. Berry and Thomas—An act to amend Section 788 of the Fish and Game Code, relating to crabs.

Referred to Committee on Fish and Game.

Assembly Bill No. 1488: By Messrs. Huyck, Dunn, and Waters—An act to amend Section 199 of, and to add Sections 1625.1, 1625.2, and 1685 to, the Streets and Highways Code, relating to contracts for public highway construction.

Referred to Committee on Conservation and Planning.

Assembly Bill No. 1489: By Messrs. Huyck, Dunn, and Waters—An act to amend Sections 1073 and 1075 of, and to add Section 1076 to, the Streets and Highways Code, relating to county highway contracts.

Referred to Committee on Conservation and Planning.

Assembly Bill No. 1490: By Messrs. Huyck, Dunn, and Waters—An act to amend Section 640 of the Vehicle Code, relating to lights on vehicles.

Referred to Committee on Transportation and Commerce.

Assembly Bill No. 1491: By Messrs Huyck, Dunn, and Waters—An act to amend Sections 4102, 4103, 4104, and 4105 of the Government Code, relating to bidding on public work.

Referred to Committee on Judiciary.

Assembly Bill No. 1492: By Messrs. Robertson, M. Philip Davis, Caldecott, Lowrey, and Dunn—An act to add Section 6.5 to "An act to provide unified program of construction, improvement, and equipment for state agencies, creating a State Public Works Board, and making an appropriation to carry out the provisions of this act," approved March 13, 1946, making an additional appropriation for allocation to the University of California to carry out the provisions of said act.

Referred to Committee on Education.

Assembly Bill No. 1493: By Mr. Gannon—An act to amend Sections 20019, 20306, 20457, 20458, 20492, 20606, 20607, 20608, and 20803 of, and to add Section 20021.5 to, the Government Code, relating to the State Employees' Retirement System, and providing for the inclusion of county peace officers therein.

Referred to Committee on Civil Service and State Personnel.

Assembly Bill No. 1494: By Mr. Miller—An act to amend Section 12.8½ of the County Water District Act, relating to powers of county water districts.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 1495: By Messrs. Miller and Dunn—An act to amend Section 13099.2 of the Education Code, relating to school district employees.

Referred to Committee on Education.

Assembly Bill No. 1496: By Mr Debs—An act establishing a state college in the City of Los Angeles, County of Los Angeles, to be known as the Los Angeles State College, and making an appropriation therefor.

Referred to Committee on Education.

Assembly Bill No. 1497: By Mr. Debs—An act establishing a state college in the City of Los Angeles, County of Los Angeles, to be known as the Los Angeles State College, and making an appropriation therefor.

Referred to Committee on Education.

Assembly Bill No. 1498: By Messrs. Debs, McMillan, Allen, Geddes, Anderson, Clayton A. Dills, Doyle, Evans, Fletcher, Hawkins, Mrs. Niehouse, Messrs. Robertson, and Rosenthal—An act to provide for the purchase of a site for the erection, equipment and furnishing of a building or buildings, and for the improvement of grounds for the use of the Los Angeles State College; and making an appropriation therefor.

Referred to Committee on Education

Assembly Bill No. 1499: By Mr. Debs—An act to add Sections 13656 and 14703 to the Education Code of the State of California, to protect rights of employment and retirement of employees, in positions requiring certification qualifications, of junior college school districts containing one million or more inhabitants, who teach in state colleges pursuant to contracts entered into between the State Director of Education and said districts.

Referred to Committee on Education.

Assembly Bill No. 1500: By Messrs. Wollenberg and George D. Collins—An act to create and provide for a Prepaid Health Service System for the people of the State of California, and making an appropriation therefor.

Referred to Committee on Public Health

Assembly Bill No. 1501: By Mr. Ralph C. Dills—An act to amend Section 454.2 of the Vehicle Code, relating to the operation of vehicles owned by licensed physicians and chiropractors when traveling in response to emergency calls.

Referred to Committee on Transportation and Commerce.

Assembly Bill No. 1502: By Mr. Debs—An act to add Article 6 to Chapter 6 of Division 4 of the Education Code, relating to advanced instructional programs in public educational institutions other than state colleges, defining the powers and duties of the State Board of Education, the State Department of Education and the governing boards of junior college districts in connection therewith, making an appropriation therefor and providing that this act shall take effect immediately.

Referred to Committee on Education.

Assembly Bill No. 1503: By Messrs. Debs, Allen, and Clayton A. Dills—An act to amend Sections 5225, 5226, and 5241 of the Business and Professions Code, relating to outdoor advertising.

Referred to Committee on Judiciary.

Assembly Bill No. 1504: By Mr. Boyd—An act to amend Section 57 of the Unemployment Insurance Act, relating to unemployment insurance.

Referred to Committee on Finance and Insurance.

Assembly Bill No. 1505: By Mr. Boyd—An act to add Section 59 to the Unemployment Insurance Act, relating to seasonal employments.

Referred to Committee on Finance and Insurance.

Assembly Bill No. 1506: By Mr. Boyd—An act to amend Section 13 of the Unemployment Insurance Act, relating to unemployment insurance.

Referred to Committee on Finance and Insurance.

Assembly Bill No. 1507: By Messrs. Boyd, Sherwin, Erwin, and Stewart—An act to add Section 422 to the Penal Code, relating to obstruction of free passage.

Referred to Committee on Judiciary.

Assembly Bill No. 1508: By Messrs. Boyd, Sherwin, Erwin, and Stewart—An act to add Title 11-A to Part 1 of the Penal Code, relating to interference with freedom of movement.

Referred to Committee on Judiciary.

Assembly Bill No. 1509: By Messrs. Butters, Erwin, Clarke, Loomis, and Stanley—An act to add Chapter 9, comprising Sections 1140 and 1142, inclusive, to Part 3, Division 2 of the Labor Code, relating to labor affiliations.

Referred to Committee on Industrial Relations.

Assembly Bill No. 1510: By Messrs. M. Philip Davis, Hinton, and Silliman—An act to amend Section 1126, and to add Sections 1127, 1128, and 1129 to Chapter 7.5 of Part 3, Division 2 of the Labor Code, relating to collective bargaining agreements.

Referred to Committee on Industrial Relations.

Assembly Bill No. 1511: By Messrs. M. Philip Davis, Hinton, Erwin, Field, Gannon, Robertson, Silliman, and Stewart—An act to add Sections 1127, 1128, and 1129 to the Labor Code, relating to collective bargaining.

Referred to Committee on Industrial Relations.

Assembly Bill No. 1512: By Messrs. Huyck, Grant, Stanley, and Waters—An act to amend Section 209 of the Labor Code, relating to unpaid wages of striking employees.

Referred to Committee on Industrial Relations.

Assembly Bill No. 1513: By Messrs. Waters and Maloney—An act to amend Section 7.5 of the Bank and Corporation Franchise Tax Act, and Section 5.5 of the Corporation Income Tax Act, relating to state taxation and providing for rates and exemptions, and providing that this act shall take effect immediately.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 1514: By Messrs. M. Philip Davis, Geddes, Debs, Dunn, Caldecott, Crichton, Robertson, and Thompson—An act establishing an Educational Radio Facilities Commission and making an appropriation for the construction of a radio broadcasting system for educational purposes with radio relay facilities for network operations.

Referred to Committee on Education.

Assembly Bill No. 1515: By Mr. Geddes—An act to add Article 3, comprising Section 17600, to Chapter 1 of Part 3 of Division VII of the Business and Professions Code, relating to life memberships in clubs.

Referred to Committee on Judiciary.

Assembly Bill No. 1516: By Mr. Geddes (By request)—An act to amend Sections 5260, 6650 and 7012 and to repeal Sections 7009, 7010, 7011, and 7015 of the Welfare and Institutions Code, relating to mentally deficient persons.

Referred to Committee on Social Welfare.

Assembly Bill No. 1517: By Messrs. Grant, Thomas, Erwin, and Fletcher—An act to amend Section 492 of the Fish and Game Code, relating to mutilation of fish.

Referred to Committee on Fish and Game.

Assembly Bill No. 1518: By Messrs. Grant, Fletcher, and Erwin—An act to amend Section 1106 of the Fish and Game Code, relating to vessel registration.

Referred to Committee on Fish and Game.

Assembly Bill No. 1519: By Mr. Stewart—An act to amend Section 6015 of, and to add Section 6367 to, the Revenue and Taxation Code, relating to the taxation of the privilege of selling and of storing, using, or otherwise consuming tangible personal property and to certain exemptions from said taxation, and providing that this act shall take effect immediately.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 1520: By Messrs. Kilpatrick, Bennett, Debs, and Mrs. Niehouse—An act amending Section 2163 of the Welfare and Institutions Code, relating to aid to the aged.

Referred to Committee on Social Welfare.

Assembly Bill No. 1521: By Mr. Ralph C. Dills—An act to add Section 98 to the County Employees Retirement Act of 1937 and Section 31653 to the Government Code, relating to retirement system for county employees.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 1522: By Mr. Ralph C. Dills—An act to add Section 5.1 to the act entitled "An act to authorize the counties of the State of California to establish retirement systems for their employees," approved May 20, 1919, and to add Section 31326.1 to the Government Code, relating to funds of the system.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 1523: By Mr. Sherwin—An act to amend Sections 4102, 4149, and 4653.1 of the Revenue and Taxation Code, relating to real property taxation, and declaring that this act shall take effect immediately.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 1524: By Mr. Sherwin—An act to amend Sections 12500, 12503, 12504, 12507, 12508, and 12509 of the Health and Safety Code, and to add Section 12509a thereto, all relating to the regulation and display of fireworks.

Referred to Committee on Manufacturing, Oil, and Mining Industry.

Assembly Bill No. 1525: By Mr. Hawkins—An act to add Part 7a, comprising Sections 15501 to 15521 inclusive, to Title 2 of Division 3 of the Government Code, relative to creating a Department of Commerce, defining its functions, powers and duties, and making an appropriation.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 1526: By Mr. Hawkins—An act relating to hatred conspiracies and the dissemination of hatred or fear by reason of race, color, or religion.

Referred to Committee on Judiciary.

Assembly Bill No. 1527: By Mr. Sherwin—An act to add Section 2186.1 to the Welfare and Institutions Code, relating to aid to the aged.

Referred to Committee on Social Welfare.

Assembly Bill No. 1528: By Messrs. Waters and Maloney—An act to revert to surplus the reserve for administrative expenses of the Franchise Tax Commissioner in the Personal Income Tax Fund, and to authorize the transfer of said amount to the General Fund.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 1529: By Mrs. Niehouse—An act to add Chapter 3, comprising Sections 1500 to 1517, inclusive, to Division 2 of the Health and Safety Code, relating to establishments rendering services to handicapped persons, providing for the licensing, inspection, and regulation of such establishments by the State Department of Public Health, and making an appropriation therefor.

Referred to Committee on Education.

Assembly Bill No. 1530: By Mrs. Niehouse, Messrs. Luckel, and Cramer—An act to amend Section 20301 of the Education Code, relating to the objects of the state colleges.

Referred to Committee on Education.

Assembly Bill No. 1531: By Mrs. Niehouse, Messrs. Luckel, and Cramer—An act to amend Section 20343.1 of the Education Code, relating to the refund of state college student fees.

Referred to Committee on Education.

Assembly Bill No. 1532: By Mrs. Niehouse—An act to amend Sections 8, 9, and 13 of and to add Sections 13.1 and 13.2 to Chapter 339 of the Statutes of 1923, relating to the possession, sale, and use of pistols,

revolvers, and other firearms capable of being concealed upon the person, the registering of sales of such firearms, and the granting of licenses or permits to carry the same concealed upon the person.

Referred to Committee on Judiciary.

Speaker Presiding

At 2.55 p.m., Hon. Sam L. Collins, Speaker of the Assembly, presiding.

REQUEST FOR UNANIMOUS CONSENT TO SPEAK UPON THE CONDITION OF THE FILE

Mr. Field asked for, and was granted, unanimous consent that he be permitted to speak upon the condition of the file.

REQUEST FOR UNANIMOUS CONSENT TO CONSIDER ASSEMBLY CONCURRENT RESOLUTION NO. 40

Mr. Field asked for, and was granted, unanimous consent that Assembly Concurrent Resolution No. 40 be considered, at this time, out of order.

REPORTS OF STANDING COMMITTEES

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, January 30, 1947

MR SPEAKER: Your Committee on Rules, to which were referred:

Assembly Concurrent Resolution No. 40
House Resolution No. 73
House Resolution No. 54

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and be adopted, as amended.

DICKEY, Chairman

Above reported resolutions ordered on file.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 40 (BY UNANIMOUS CONSENT)

Assembly Concurrent Resolution No. 40—Relative to adjournment of the Legislature for the constitutional recess.

Resolution read.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Rules:

Amendment No. 1

On page 1, line 9, of the printed measure, after "March", strike out "10", and insert "3".

Amendment read, and adopted.

Request for Unanimous Consent

Mr. Field asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 40, as amended, at this time, without reference to reprint or file, and that the same be considered engrossed.

Consideration of Assembly Concurrent Resolution No. 40, as Amended

Assembly Concurrent Resolution No. 40—Relative to adjournment of the Legislature for the constitutional recess, and to the reassembling

of the Legislature after said recess, and fixing the date for said adjournment and said reassembling.

Resolution read, as amended.

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

AYES—Anderson, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Erwin, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, Niehouse, O'Day, Price, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Waters, Weber, and Wollenberg—60.

NOES—Allen, Burns, Crowley, Debs, Evans, and Miller—6.

Resolution ordered reprinted, and transmitted to the Senate.

RECESS

At 3 p.m., on motion of Mr. Dickey, the Assembly recessed until 3.10 p.m.

REASSEMBLED

At 3.10 p.m., the Assembly reconvened.

Hon. Sam L. Collins, Speaker of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, January 30, 1947

MR. SPEAKER: Your *Committee on Legislative Procedure* has examined:

Assembly Bill No. 173—An act to amend Section 252 of the Unemployment Insurance Act, relating to claims for unemployment compensation disability benefits, declaring the urgency thereof to take effect immediately;

Assembly Bill No. 360—An act making an appropriation for the support of child care centers, and declaring the urgency thereof, to take effect immediately;

And reports that the same have been correctly enrolled, and presented to the Governor on the thirtieth day of January, 1947, at 4 p.m.

WEBER, Chairman

REQUEST FOR UNANIMOUS CONSENT THAT ASSEMBLY JOINT RESOLUTION NO. 17 BE WITHDRAWN FROM THE COMMITTEE ON MILITARY AFFAIRS AND PLACED UPON THE FILE

Mr. Allen asked for, and was granted, unanimous consent that Assembly Joint Resolution No. 17 be withdrawn from the Committee on Military Affairs, and placed upon the file.

Assembly Joint Resolution No. 17 ordered engrossed.

COMMUNICATIONS

By Speaker Collins:

The following communication was received, read, and ordered printed in the Journal:

January 24, 1947

Mr. Rollin L. McNitt
824 Chamber of Commerce Building, 1151 South Broadway
Los Angeles 15, California

DEAR MR. MCNITT: Your communication addressed to the Speaker of the Assembly, Sam L. Collins, regarding state acquisition of the Black Building at Fourth and Hill Streets, Los Angeles, has been referred to the Governmental Efficiency and Economy Committee, of which I am chairman.

We have held a preliminary meeting on this subject at which Mr. James Dean, Director of Finance for the State of California, appeared and testified. It is the opinion of the committee that you have been misinformed. The building was not sold for $350,000, but only the remaining portion of the life of a master lease.

The committee has evidence to prove that the price paid by the State of California in leasing this building was comparable to the rents of other buildings, and in

some instances this building is actually being rented at a much cheaper rate per square foot per year.

The unfortunate part of your letter is the fact that you charge the State with leasing a building which had just been purchased for $350,000. Again I want to reiterate, this is not a correct statement of facts. The building was not purchased, but merely the balance of the master lease was acquired. There is no provision in the state law to permit the Director of Finance to purchase a state building without legislative action. The Legislature has authorized the construction of a state building in the Civic Center in Los Angeles, and this will be done as soon as construction is possible.

The committee is of the opinion that nothing was done in connection with the acquiring of this building by the State that was in any way foreign to the best interests of the State of California.

In view of the foregoing facts, the committee feels that there is nothing further that can be done unless you have some concrete evidence to the effect that something irregular transpired in the leasing of the Black Building. If you have such evidence, I assure you the chairman of this committee will be very happy to receive them.

Yours very truly,

C. DON FIELD, Chairman
Governmental Efficiency and Economy Committee

cc: SAM L. COLLINS, Speaker
JAMES DEAN, Director of Finance
ROLLAND A VANDEGRIFT

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

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

Assembly Bill No. 1533: By Messrs. Allen, Huyck, McCollister, Mrs. Niehouse, Messrs. Fletcher, and Thomas—An act creating a State Crime Committee, defining its duties and making an appropriation for its expenses.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 1534: By Mr. McCollister—An act to amend Section 1 of "An act authorizing any municipal corporation, using the word 'town' in its corporate name, to change such word to 'city' and providing the procedure therefor," approved February 28, 1911, relating to change of corporate name from "town" to "city" and validating proceedings heretofore taken to change such corporate name.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 1535: By Mr. McCollister—An act to amend Sections 11103, 11106, and 11680 of the Health and Safety Code, relating to the Division of Narcotic Enforcement, Department of Justice, and the powers and duties of the Attorney General relating thereto.

Referred to Committee on Judiciary.

Assembly Bill No. 1536: By Mr. Stephenson—An act to amend Section 372 of the Vehicle Code, relating to weight fees for commercial vehicles.

Referred to Committee on Transportation and Commerce.

Assembly Bill No. 1537: By Messrs. Kirkwood and Thompson—An act to amend Sections 46 and 55 of the Vehicle Parking District Act of 1943, relating to vehicle parking districts.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 1538: By Messrs. Kirkwood and Thompson—An act to provide for the creation of administrative housing authorities in cities or counties, defining the powers of such authorities, and author-

izing cooperation between the State and governmental agencies in the operation and maintenance of property acquired by such authorities, providing for the issuance of revenue bonds for the acquisition and construction of buildings, and providing for the payment of the bonds.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 1539: By Mr Erwin—An act to amend Sections 427 and 428 of the Fish and Game Code, relating to hunting and fishing, and the issuance of licenses therefor.

Referred to Committee on Fish and Game.

Assembly Bill No. 1540: By Mr. Debs—An act to repeal Section 19480 of the Business and Professions Code, relating to horse racing.

Referred to Committee on Public Morals.

Assembly Bill No. 1541: By Mr. Debs—An act to amend Sections 19485, 19597, and 19627 of, and to add Section 19629 to, the Business and Professions Code, relating to the regulation and licensing of horse racing and horse race meetings, wagering on the results thereof, and the disposition of state revenues therefrom.

Referred to Committee on Public Morals.

Assembly Bill No. 1542: By Mr. Dolwig—An act to add Section 66f to the Code of Civil Procedure, relating to superior court judges in the County of San Mateo.

Referred to Committee on Judiciary.

Assembly Bill No. 1543: By Mr. Doyle—An act adding Section 14487 to the Health and Safety Code, relating to county fire protection districts.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 1544: By Messrs. Hollibaugh, Allen, Evans, Kilpatrick, Lyons, Anderson, Beck, Bennett, Brady, Burke, Collier, Conrad, Cooke, M. Philip Davis, Debs, Clayton A. Dills, Ralph C. Dills, Doyle, Erwin, Field, Fletcher, Geddes, Grant, Hahn, Hawkins, Hinton, Huyck, Knight, McCollister, Robertson, Rosenthal, Stanley, Stewart, Thomas, and Waters—An act to make an appropriation to the Sixth District Agricultural Association for the acquisition of land and the construction of facilities for the purposes of said association.

Referred to Committee on Agriculture.

Assembly Bill No. 1545: By Messrs. Allen, Beck, Doyle, Wollenberg, Anderson, Bennett, Berry, Brown, Burns, Clarke, George D. Collins, Cooke, Crichton, Crowley, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Hawkins, Heisinger, Hollibaugh, Kilpatrick, Knight, Lowrey, Lyons, Maloney, McCollister, Mrs. Niehouse, Messrs. O'Day, Robertson, Rosenthal, Sheridan, Stewart, Thomas, Thompson, and Thurman—An act to make an appropriation to pay the claim of the Estate of Arthur David McHenry against the State of California.

Referred to Committee on Ways and Means

Assembly Bill No. 1546: By Messrs. Carey, Brown, Caldecott, Crowley, and Sheridan—An act to amend Section 18709 of the Government Code, relating to state civil service rights of employees of functions taken over by the State.

Referred to Committee on Civil Service and State Personnel.

MEMBERS EXCUSED TO HOLD MEETING

At 4.15 p.m., Mr. Wollenberg, asked for, and was granted, unanimous consent that the members of the Committee on Ways and Means be excused, at this time, for the purpose of holding a meeting upstairs, in their committee room.

ANNOUNCEMENTS

Mr. Cooke announced that a dinner meeting for members of the Democratic Delegation will be held tonight, at 6 p.m., in the upstairs dining room, at Bedell's Restaurant, and urged attendance.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolution was offered:

Assembly Joint Resolution No. 19: By Messrs. Brady, Rosenthal, Luckel, Sam L. Collins, Gaffney, Hinton, Hollibaugh, Price, and Sherwin—Relative to requesting President Harry S. Truman to appoint a resident of California to the United States Maritime Commission.

Request for Unanimous Consent That Names of All Members Be Added as Co-authors of Resolution

Mr. Brady asked for unanimous consent that the names of all Members of the Assembly be added, as co-authors, of Assembly Joint Resolution No. 19.

Ruling by Speaker

Speaker Collins ruled the request out of order due to the absence of the members of the Committee on Ways and Means.

Request for Unanimous Consent

Mr. Brady asked for, and was granted, unanimous consent to take up Assembly Joint Resolution No. 19, at this time, without reference to committee, print, or file, and that the same be considered engrossed.

CONSIDERATION OF ASSEMBLY JOINT RESOLUTION NO. 19

Assembly Joint Resolution No. 19—Relative to requesting President Harry S Truman to appoint a resident of California to the United States Maritime Commission.

Resolution read.

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

AYES—Allen, Anderson, Beck, Berry, Blosser, Brady, Brown, Burke, Burns, Caldecott, Carey, Clarke, George D. Collins, Conrad, Cooke, Cramer, Crichton, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Knight, Loomis, Luckel, Lyons, Maloney, McCollister,

Miller, Niehouse, O'Day, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Waters, Wollenberg, and Mr. Speaker—61.

NOES—None.

Resolution ordered transmitted to the Senate.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

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

Assembly Bill No. 1547: By Messrs. Maloney, Gaffney, O'Day, Brady, Blosser, Berry, George D. Collins, and Wollenberg—An act to add to the Insurance Code a new section to be numbered Section 10972.1, providing that any state, district or local branch or unit of any fraternal benefit society shall not be restricted from furnishing to its members and their beneficiaries and dependents, or to any group of such members, hospitalization or physicians' services when the same are furnished by the state, district or local branch or unit independently of its affiliation with the supreme or governing lodge and by means of its own funds and without regard to any funds in the possession or control of such supreme or governing lodge.

Referred to Committee on Public Health.

Assembly Bill No. 1548: By Messrs. Carey, Maloney, Crichton, Thompson, and Wollenberg—An act to amend Sections 11020 and 11021 of the Government Code, relating to operation of state offices on Saturdays.

Referred to Committee on Civil Service and State Personnel.

Assembly Bill No. 1549: By Messrs. Gaffney and George D. Collins—An act to amend Sections 151, 155, 160, and 676 of the Vehicle Code, relating to vehicles.

Referred to Committee on Transportation and Commerce.

Assembly Bill No. 1550: By Messrs. Gaffney, George D. Collins, Dunn, and Berry—An act to amend Sections 13031 and 13831 of the Education Code, and to add Section 13031.1 to said code, all relating to positions in the Public School System requiring certification qualifications.

Referred to Committee on Education.

Assembly Bill No. 1551: By Messrs. Gaffney and George D. Collins—An act to amend Section 4271 of the Education Code, relating to the Public School System.

Referred to Committee on Education.

Assembly Bill No. 1552: By Messrs. Gaffney and George D. Collins—An act to amend Section 12002 of the Education Code, relating to the Public School System.

Referred to Committee on Education.

Assembly Bill No. 1553: By Mr. Anderson—An act to amend Section 852a of an act entitled "An act to provide for the organization, incorporation, and government of municipal corporations," approved

March 13, 1883, relating to the council-manager form of government in cities of the sixth class.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 1554: By Mr. Bennett—An act to amend Section 19182 of the Streets and Highways Code, relating to highway lighting districts.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 1555: By Mr. Lyons—An act amending Section 57 of the Labor Code.

Referred to Committee on Industrial Relations.

Assembly Bill No. 1556: By Mr. Lyons—An act adding Section 145 to the Labor Code, fixing a minimum salary for the office of Chief of the Division of Industrial Safety.

Referred to Committee on Industrial Relations.

Assembly Bill No. 1557: By Mr. Lyons—An act to amend Section 10 of the Unemployment Insurance Act, relating to unemployment insurance.

Referred to Committee on Finance and Insurance.

Assembly Bill No. 1558: By Mr. Lyons—An act to amend Section 83 of the Unemployment Insurance Act, relating to unemployment insurance.

Referred to Committee on Finance and Insurance.

Assembly Bill No. 1559: By Mr. Doyle—An act to add Section 12.5 to the County Peace Officers' Retirement Law and Section 32051.5 to the Government Code, relating to retirement benefits.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 1560: By Mr. Silliman—An act to amend Section 1010 of the Fish and Game Code, relating to dealing in mollusks or crustaceans.

Referred to Committee on Fish and Game.

Assembly Bill No. 1561: By Mr. Erwin—An act to add Section 954 to the Fish and Game Code, relating to trawl nets.

Referred to Committee on Fish and Game.

Assembly Bill No. 1562: By Mr. Debs—An act to amend Section 7406 of the Health and Safety Code, relating to interment.

Referred to Committee on Public Health.

Assembly Bill No. 1563: By Mr. Doyle—An act amending Sections 4, 11, and 12 of the County Peace Officers' Retirement Law, relating to county peace officers' retirement systems.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 1564: By Messrs. Rosenthal and Debs—An act to amend the title and to add Section 6½ to the California Air Navigation Act, relating to air navigation.

Referred to Committee on Public Utilities and Corporations.

Assembly Bill No. 1565: By Mr. Rosenthal—An act to amend Section 888 of the Penal Code, relating to indictments.

Referred to Committee on Judiciary.

Assembly Bill No. 1566: By Mr. Rosenthal—An act to amend Section 613 of the Code of Civil Procedure, relating to conduct of jury trials.

Referred to Committee on Judiciary.

Assembly Bill No. 1567: By Mr. Rosenthal—An act to add Section 555 to the Welfare and Institutions Code, relating to juveniles.

Referred to Committee on Crime and Correction.

Assembly Bill No. 1568: By Mr. Rosenthal—An act to amend Section 450 of the Unemployment Insurance Act, relating to voluntary plans.

Referred to Committee on Finance and Insurance.

Assembly Bill No. 1569: By Messrs. Allen and Evans—An act amending the title and Section 1 of Chapter 744, Statutes of 1943, entitled, "An act authorizing any city, county, or city and county to acquire property and to construct, operate and maintain parking facilities in connection with any stadium or coliseum maintained by such city, county, or city and county, and to make such parking facilities available to use of the public and to make a charge therefor," approved May 25, 1943, relating to the acquiring of parking facilities in connection with any stadium or coliseum by a city, county, city and county or district agricultural association.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 1570: By Messrs. Allen and Evans—An act authorizing certain indebtedness to be incurred in connection with the joint exercise of powers by public agencies.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 1571: By Messrs. Allen and Evans—An act to amend Section 91.5 of the Agricultural Code, relating to the uses of Sixth District Agricultural Association Fund.

Referred to Committee on Agriculture.

Assembly Bill No. 1572: By Messrs Allen and Evans—An act relating to the disposition of moneys in the Fair and Exposition Fund, making an appropriation to the Sixth District Agricultural Association.

Referred to Committee on Agriculture.

Assembly Bill No. 1573: By Messrs. Allen and Evans—An act to amend Sections 1 and 3 of, and adding Section 3 1 to, an act entitled "An act providing for the joint exercise of powers by public agencies," approved May 20, 1921, as amended, relating to the joint exercise of powers by public agencies and any agency provided to exercise such powers.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 1574: By Mr. Allen—An act to add Section 28004 to the Health and Safety Code, relating to horse meat.

Referred to Committee on Public Health.

Assembly Bill No. 1575: By Mr. Butters—An act to add Section 960 to the Fish and Game Code, relating to bait nets.

Referred to Committee on Fish and Game.

Assembly Bill No. 1576: By Mr. Butters—An act to add Section 342 to the Fish and Game Code, relating to domestic animals on lands under the control of the Fish and Game Commission.

Referred to Committee on Fish and Game.

Assembly Bill No. 1577: By Mr. Stephenson—An act to amend Sections 582, 583, and 585.2 of the Vehicle Code, relating to parking of vehicles.

Referred to Committee on Transportation and Commerce.

Assembly Bill No. 1578: By Messrs. Stanley and Lowrey—An act to amend Section 752 of an act entitled "An act to provide for the organization, incorporation, and government of municipal corporations," approved March 13, 1883, relating to elections of boards of trustees in cities of the fifth class.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 1579: By Mr. Evans—An act adding Section 403 to the Penal Code, relating to tattooing.

Referred to Committee on Public Health.

Assembly Bill No. 1580: By Messrs. Clayton A. Dills and Hollibaugh—An act to amend Section 2135 of the Business and Professions Code, relating to certificates issued by the Board of Medical Examiners.

Referred to Committee on Public Health.

Assembly Bill No. 1581: By Messrs. Debs and Geddes—An act to provide for an inventory of existing hospitals, for a survey of the need for additional hospital facilities, and for the development and administration of a hospital construction program which will, in conjunction with existing facilities, afford hospitals adequate to serve all people of the State; and appropriating money, establishing methods of administration and control, providing for compliance with the requirements of the Federal Hospital Survey and Construction Act and regulations thereunder, authorizing the acceptance and expenditure of federal funds in accordance with such requirements.

Referred to Committee on Public Health.

Assembly Bill No. 1582: By Mr. Rosenthal—An act to require cooks, bus boys, waiters, waitresses, dishwashers, dish-dryers, domestic servants, and all persons handling raw, cooked, or processed foods for human consumption to obtain certificates that they are free from communicable diseases.

Referred to Committee on Public Health.

Assembly Bill No. 1583: By Mr. Rosenthal—An act to add Section 604.5 to the Code of Civil Procedure, relating to jurors.

Referred to Committee on Judiciary.

Assembly Bill No. 1584: By Mr. Rosenthal—An act to amend Section 6549 of the Business and Professions Code, relating to barbers' examinations.

Referred to Committee on Public Health.

Assembly Bill No. 1585: By Mr. Rosenthal—An act to add Section 9540.5 to the Business and Professions Code, relating to cleaners and dyers.

Referred to Committee on Public Health.

REQUEST FOR UNANIMOUS CONSENT THAT ADDITIONAL COPIES OF ASSEMBLY BILL NO. 753 BE PRINTED

Mr. Rosenthal asked for, and was granted, unanimous consent that 500 additional copies of Assembly Bill No. 753 be ordered printed.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

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

Assembly Bill No. 1586: By Mr. Ralph C. Dills—An act to amend Section 20060 of, and to add Section 20985 to, the Government Code, relating to the State Employees' Retirement System, authorizing the employment by contracting agencies of retired members to render consulting services and authorizing the retention in service after otherwise mandatory retirement age of certain qualified local miscellaneous members.

Referred to Committee on Civil Service and State Personnel.

Assembly Bill No. 1587: By Messrs. Thompson, Crichton, and Brady—An act to amend Section 6512 of the Business and Professions Code, relating to the salary of the Board of Barber Examiners.

Referred to Committee on Public Health.

Assembly Bill No. 1588: By Messrs. George D. Collins, Gaffney, Berry, Brady, Maloney, O'Day, and Wollenberg—An act to add Section 262 to the Code of Civil Procedure, relating to the retirement of employees and attaches of the superior court.

Referred to Committee on Judiciary.

Assembly Bill No. 1589: By Messrs. George D. Collins, Gaffney, Berry, Brady, Maloney, O'Day, and Wollenberg—An act to amend Section 20012 of the Government Code, relating to the retirement of employees and attaches of the superior court.

Referred to Committee on Judiciary.

Assembly Bill No. 1590: By Mr. Butters—An act to amend Section 1425 of the Penal Code, relating to the jurisdiction of justices' courts.

Referred to Committee on Judiciary.

Assembly Bill No. 1591: By Mr. Rosenthal—An act to add Section 3355.5 to the Labor Code, relating to workmen's compensation.

Referred to Committee on Finance and Insurance.

Assembly Bill No. 1592: By Messrs. Wollenberg, O'Day, Berry, Blosser, Brady, George D. Collins, Gaffney, and Maloney—An act to relinquish to the City and County of San Francisco any and all right, title and interest of the State of California in and to the present and former street areas within the exterior boundaries of salt marsh and tidelands donated by the State to Southern Pacific Railroad Company and Western Pacific Railroad Company by an act entitled "An act to survey and dispose of certain salt marsh and tidelands belonging to the State of California," affirmed March 30, 1868, and adjacent streets, and to remove all restrictions as to the use or disposition thereof by said City and County of San Francisco, and repealing all acts and parts of acts in conflict herewith.

Referred to Committee on Conservation and Planning.

Assembly Bill No. 1593: By Messrs. Wollenberg, O'Day, Berry, Blosser, Brady, George D. Collins, Gaffney, and Maloney—An act to add Section 1238.2 to the Code of Civil Procedure, relating to farmers' free market.

Referred to Committee on Judiciary.

Assembly Bill No. 1594: By Messrs. Wollenberg, O'Day, Berry, Blosser, Brady, George D. Collins, Gaffney, and Maloney—An act making an appropriation to the Board of State Harbor Commissioners for maintenance of fire boats, to take effect immediately.

Referred to Committee on Ways and Means.

Assembly Bill No. 1595: By Messrs. Wollenberg, O'Day, Berry, Blosser, Brady, George D. Collins, Gaffney, and Maloney—An act to amend Sections 957 and 959 of the Welfare and Institutions Code, and to add Section 957.1 to Chapter 2 of Part 1 of Division 2 of the Welfare and Institutions Code, relating to county juvenile homes, providing for state aid for the maintenance, alteration, remodeling and construction of such homes, and making an appropriation of $_____.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 1596: By Mr. Sherwin—An act to add Section 12424 to the Government Code, relating to furnishing of services by the Controller to political subdivisions and districts.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 1597: By Messrs. Burns, Berry, and Thomas—An act to amend Sections 375 and 383 of the Vehicle Code, relating to the registration of vehicles and the issuance of license plates.

Referred to Committee on Transportation and Commerce.

Assembly Bill No. 1598: By Messrs. Burns, Berry, and Thomas—An act to amend Section 156.5 of the Vehicle Code, relating to the registration of vehicles.

Referred to Committee on Transportation and Commerce.

Assembly Bill No. 1599: By Messrs. Burns, Berry, and Thomas—An act to add Section 132.1 to the Vehicle Code, relating to the registration of vehicles.

Referred to Committee on Transportation and Commerce.

Assembly Bill No. 1600: By Messrs. Burns, Berry, and Thomas—An act to amend Section 11 of Chapter 788, Statutes of 1937, as amended, relating to the caravanning of vehicles.

Referred to Committee on Transportation and Commerce.

Assembly Bill No. 1601: By Messrs. Price, Brady, Crichton, Crowley, Dolwig, Stanley, and Thompson—An act to amend Section 4023 of the Political Code, relating to qualifications for the office of constable.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 1602: By Messrs. Price, Brady, Crichton, Crowley, Stanley, and Thompson—An act to create a State Justices' and Constables' Examination Board and prescribe its duties and powers, to provide for the examination of applicants and issuance of certificates to persons qualifying who desire to file nomination papers for election to the office of justice of the peace of the Class B justices' court or township constable, and to maintain a register of qualified persons from which appointments may be made; and making appropriations therefor.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 1603: By Messrs. Price, Brady, Crichton, Crowley, Stanley, and Thompson—An act to create a State Justices' and Constables' Examination Board and prescribe its duties and powers, to provide for the examination of applicants and issuance of certificates to persons qualifying who desire to file nomination papers for election to the office of justice of the peace of the Class B justices' court or township constable and to maintain a register of qualified persons from which appointments may be made; and to amend Section 159 of the Code of Civil Procedure; and to amend Section 1425 of the Penal Code; and to amend Sections 4015, 4015a, and 4023 of the Political Code, and making appropriations therefor.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 1604: By Messrs. Price, Brady, Crichton, Crowley, Dolwig, Stanley, and Thompson—An act to amend Section 1425 of the Penal Code, relating to the jurisdiction of Class B justices' courts.

Referred to Committee on Judiciary.

Assembly Bill No. 1605: By Messrs. Price, Brady, Crichton, Crowley, Dolwig, Stanley, and Thompson—An act to amend Section 4015a of the Political Code, relating to justices' court equipment.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 1606: By Messrs. Price, Brady, Crichton, Crowley, Stanley, and Thompson—An act to amend Section 117 of the Code of Civil Procedure, relating to the jurisdiction of the small claims court.

Referred to Committee on Judiciary.

Assembly Bill No. 1607: By Messrs. Price, Brady, Crichton, Crowley, Dolwig, Stanley, and Thompson—An act to amend Section 4015 of the Political Code, relating to the consolidation of judicial townships.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 1608: By Messrs. Price, Brady, Crichton, Crowley, Stanley, and Thompson—An act to amend Section 4056d of the Political Code, relating to regulation of compensation of justices of the peace and constables.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 1609: By Messrs. Price, Brady, Crichton, Crowley, Stanley, and Thompson—An act to amend Section 159 of the Code of Civil Procedure, relating to the qualifications of justices of the peace.

Referred to Committee on Judiciary.

Assembly Bill No. 1610: By Mr. O'Day—An act to amend Section 4659 of the Labor Code, relating to computation of payment for disabilities under the Workmen's Compensation Act.

Referred to Committee on Finance and Insurance.

Assembly Bill No. 1611: By Mr. O'Day—An act to amend Section 4658 of the Labor Code, relating to computation of payment for permanent disability under the Workmen's Compensation Act.

Referred to Committee on Finance and Insurance.

Assembly Bill No. 1612: By Mr. O'Day—An act to add Section 131.5 to the Labor Code, relating to witnesses' fees under the Workmen's Compensation Act.

Referred to Committee on Finance and Insurance.

Assembly Bill No. 1613: By Mr. O'Day—An act to amend Section 4656 of the Labor Code, relating to payments for temporary disability under the Workmen's Compensation Act.

Referred to Committee on Finance and Insurance.

Assembly Bill No. 1614: By Mr. Thompson—An act to amend Sections 9201, 9203, 9205, 9206, 9216, and 9218 of, and to add a new Section 9202 to, the Public Resources Code, relating to soil conservation districts.

Referred to Committee on Conservation and Planning.

Assembly Bill No. 1615: By Messrs. O'Day, George D. Collins, Berry, Blosser, Brady, Gaffney, Maloney, and Wollenberg—An act to add Section 6B to an act entitled "An act authorizing the establishment of municipal courts, prescribing their constitution, regulation, government, procedure and jurisdiction, and providing for the election and appointment of the judges, clerks, and other attaches of such courts, their terms of office, qualification and compensation and for the selection of jurors therein," approved May 23, 1925, relating to municipal courts.

Referred to Committee on Judiciary.

Assembly Bill No. 1616: By Mr. Thomas (By request)—An act to amend Section 79 of the Civil Code, relating to marriage without a license.

Referred to Committee on Judiciary.

Assembly Bill No. 1617: By Mr. Thomas (By request)—An act to amend Section 83 of the Civil Code, relating to actions for annulment of marriage.

Referred to Committee on Judiciary.

Assembly Bill No. 1618: By Mr. Thomas (By request)—An act to amend Section 82 of the Civil Code, relating to annulment of marriage.

Referred to Committee on Judiciary.

Assembly Bill No. 1619: By Mr. Thomas (By request)—An act to amend Section 69 of the Civil Code, relating to marriage licenses and applications therefor.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 1620: By Mr. Clayton A. Dills—An act to add Section 605 to the Business and Professions Code, relating to advertising as it pertains to Division 2 of the Business and Professions Code.

Referred to Committee on Public Health.

Assembly Bill No. 1621: By Mr. McCollister—An act to amend Section 12 of the Municipal Water District Act of 1911, relating to municipal water districts.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 1622: By Mr. McCollister—An act to amend Section 12 of the Municipal Water District Act of 1911, relating to municipal water districts.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 1623: By Mr. McCollister—An act to amend Section 12 of the Municipal Water District Act of 1911, relating to municipal water districts.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 1624: By Mr. McCollister—An act to amend Section 9 of the Municipal Water District Act of 1911, relating to boards of directors of municipal water districts.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 1625: By Messrs. Ralph C. Dills, Lyons, Thomas, Geddes, Allen, Berry, Brown, Debs, Clayton A. Dills, Dolwig, Dunn, Grant, Hinton, Hollibaugh, Kilpatrick, McCollister, Mrs. Niehouse, Messrs. Price, Thompson, and Waters—An act to amend Sections 14479, 14602, 14632, 14635, 14636, and 14640 of the Education Code, to repeal Section 14631 of said code, to add Section 14631 to said code, and to add Article 10.5 to Chapter 14 of Division 7 of said code, all relating to the retirement of teachers and other persons connected with the Educational System of the State.

Referred to Committee on Education.

Assembly Bill No. 1626: By Messrs. Kirkwood, Thompson, and Grunsky—An act to add Section 829.6 to the Agricultural Code, relating to sale of fruits and nuts in "consumer packages."

Referred to Committee on Agriculture.

Assembly Bill No. 1627: By Messrs. O'Day, McCollister, Berry, Blosser, Brady, Burns, George D. Collins, Crowley, Dolwig, Gaffney, Maloney, and Wollenberg—An act to amend Section 27300 of the Streets and Highways Code, relating to revenues of bridge and highway districts.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 1628: By Messrs. O'Day, McCollister, Berry, Blosser, Brady, Burns, George D. Collins, Crowley, Dolwig, Gaffney, Maloney, and Wollenberg—An act to amend Section 302 of the Streets and Highways Code, relating to state highway routes.

Referred to Committee on Conservation and Planning.

Assembly Bill No. 1629: By Messrs. O'Day, McCollister, Berry, Blosser, Brady, Burns, George D. Collins, Crowley, Dolwig, Gaffney, Maloney, and Wollenberg—An act to amend Section 27149 of the Streets and Highways Code, relating to bridge and highway districts.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 1630: By Messrs. O'Day, McCollister, Berry, Blosser, Brady, Burns, George D. Collins, Crowley, Dolwig, Gaffney, Maloney, and Wollenberg—An act to provide for the operation and maintenance by the State of the Golden Gate Bridge, and for the incorporation thereof into the State Highway System.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 1631: By Messrs. O'Day, McCollister, Berry, Blosser, Brady, Burns, George D. Collins, Crowley, Dolwig, Gaffney, Maloney, and Wollenberg—An act to amend Sections 27146 and 27154 and to repeal Section 27246 of the Streets and Highways Code, relating to bridge and highway districts.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 1632: By Messrs. O'Day, McCollister, Berry, Blosser, Brady, Burns, George D. Collins, Crowley, Dolwig, Gaffney, Maloney, and Wollenberg—An act to amend Section 27020 of the Streets and Highways Code, relating to bridge and highway districts.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 1633: By Messrs. O'Day, McCollister, Berry, Blosser, Brady, Burns, George D. Collins, Crowley, Dolwig, Gaffney, Maloney, and Wollenberg—An act to amend the title of, and to add Section 1.5 to, an act entitled "An act to provide for the construction of a road in Marin County, and including its incorporation into the State Highway System, and making an appropriation," approved July 18, 1945, relating to the purposes of expenditure of said appropriation, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Conservation and Planning.

Assembly Bill No. 1634: By Messrs. O'Day, McCollister, Berry, Blosser, Brady, Burns, George D. Collins, Crowley, Dolwig, Gaffney, Maloney, and Wollenberg—An act to provide for the transfer of title and easement to the highway known as Sausalito Lateral by the State Highway Commission from Golden Gate Bridge and Highway District,

and to provide for the incorporation of such highway in the State Highway System of the State of California.

Referred to Committee on Conservation and Planning.

Assembly Bill No. 1635: By Messrs. O'Day, McCollister, Berry, Blosser, Brady, Burns, George D. Collins, Crowley, Dolwig, Gaffney, Maloney, and Wollenberg—An act relating to the acquisition of the toll bridge across the Bay of San Francisco to the County of Marin, and defining the powers and duties of the California Toll Bridge Authority and of the State Department of Public Works in connection therewith.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 1636: By Messrs. O'Day, McCollister, Berry, Blosser, Brady, Burns, George D. Collins, Crowley, Dolwig, Gaffney, Maloney, and Wollenberg—An act to provide for the realignment and reconstruction of State Highway Route 8 and making an appropriation therefor.

Referred to Committee on Conservation and Planning.

Assembly Bill No. 1637: By Messrs. O'Day, McCollister, Berry, Blosser, Brady, Burns, George D. Collins, Crowley, Dolwig, Gaffney, Maloney, and Wollenberg—An act to amend the title of, and to add Section 1.5 to, an act entitled "An act to provide for the construction of a road in Marin County, and including its incorporation into the State Highway System, and making an appropriation," approved July 18, 1945, relating to the purposes of expenditure of said appropriation, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Conservation and Planning.

Assembly Bill No. 1638: By Mr. Brown—An act to amend Sections 21654 and 21655 of the Water Code, relating to notice of election in irrigation districts.

Referred to Committee on Elections and Reapportionment.

Assembly Bill No. 1639: By Mr. Brown—An act to add Section 21655.1 to the Water Code, relating to notice of election in irrigation districts.

Referred to Committee on Elections and Reapportionment.

Assembly Bill No. 1640: By Mr. Brown—An act to amend Section 322 of the Revenue and Taxation Code, relating to description of land for assessment purposes.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 1641: By Mr. Brown—An act to amend Sections 322 and 327 of the Revenue and Taxation Code, relating to description of land for assessment purposes.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 1642: By Mr. Brown—An act to add Section 14645 to the Education Code, relating to annuities upon retirement for service.

Referred to Committee on Education.

Assembly Bill No. 1643: By Mr. Brown—An act to amend Section 861 of "An act to provide for the organization, incorporation, and government of municipal corporations," approved March 13, 1883, relating to the taking effect of ordinances in cities of the sixth class.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 1644: By Mr. Brown—An act to amend Section 878 of an act entitled "An act to provide for the organization, incorporation, and government of municipal corporations," approved March 13, 1883, relating to powers of city councils in cities of the sixth class.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 1645: By Mr. Brown—An act to amend Section 853 of "An act to provide for the organization, incorporation, and government of municipal corporations," approved March 13, 1883, and Sections 1483 and 1652 of the Government Code, relating to official bonds.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 1646: By Mr. Evans—An act appropriating money to pay the claim of Claudia Walker against the State of California.

Referred to Committee on Ways and Means.

Assembly Bill No. 1647: By Mr. O'Day—An act to amend Section 697 of the Vehicle Code, relating to the length of vehicles.

Referred to Committee on Transportation and Commerce.

Assembly Bill No. 1648: By Mr. O'Day—An act to regulate the period for filing claims against cities and cities and counties.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 1649: By Mr. O'Day—An act to amend Section 673.7 of the Vehicle Code, relating to vehicle exhaust systems.

Referred to Committee on Transportation and Commerce.

Assembly Bill No. 1650: By Mr. Brady—An act to amend Sections 18020 and 18853 of the Government Code, relating to compensation of state employees, and to the establishment of normal work weeks for the purposes thereof.

Referred to Committee on Civil Service and State Personnel.

Assembly Bill No. 1651: By Mr. Brady—An act to amend the title and Section 1 of an act entitled "An act authorizing and requiring boards or commissions having the management and control of paid fire departments, to grant the members thereof yearly vacations," approved March 26, 1895, relating to vacations and hours on duty of members of fire departments.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 1652: By Mr. Brady—An act to add Section 20450.5 to the Government Code, relating to inclusion of city firemen within the State Employees' Retirement System.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 1653: By Mr. Brady—An act to amend Section 6908 of the Labor Code, relating to operation personnel on common carriers.

Referred to Committee on Public Utilities and Corporations.

Assembly Bill No. 1654: By Mr. Brady—An act to add Sections 20391.1 and 20391.2 to the Education Code, relating to state college employees.

Referred to Committee on Education.

Assembly Bill No. 1655: By Mr. Brady—An act to add Section 18.5 to the Alcoholic Beverage Control Act, relating to intoxicating liquors.

Referred to Committee on Public Morals.

Assembly Bill No. 1656: By Mr. Brady—An act to add Section 11117.5 to the Insurance Code, relating to issuance of policies of insurance.

Referred to Committee on Finance and Insurance.

Assembly Constitutional Amendment No. 21: By Messrs. Cramer, Geddes, and Rosenthal—A resolution to propose to the people of the State of California an amendment to the Constitution of the State by amending Section 23 of Article IV thereof, relating to the compensation and mileage of Members of the Legislature.

Referred to Committee on Constitutional Amendments.

Assembly Constitutional Amendment No. 22: By Messrs. Price, Brady, Crichton, Crowley, Stanley, and Thompson—A resolution to propose to the people of the State of California an amendment to the Constitution of said State by amending Section 5 of Article XI thereof, relating to compensation of officers.

Referred to Committee on Constitutional Amendments.

RESOLUTIONS

The following resolution was offered:

By Messrs. Gaffney, Heisinger, Ralph C. Dills, and Maloney:

House Resolution No. 77

Relative to commemorating the birthday anniversary of Franklin Delano Roosevelt

WHEREAS, January 30, 1947 marks the sixty-fifth anniversary of the birth of Franklin Delano Roosevelt, late great President of the United States, who took the helm of the Ship of State when the Nation was foundering upon the shoals of depression and wisely and courageously set the course through all the stormy war years; and

WHEREAS, His courage as a public leader and militant fighter for his ideals, was matched by an equal courage in the face of personal disaster, exemplified by his refusal to be defeated or daunted when he was stricken in the prime of manhood by the dread and terrible disease commonly called infantile paralysis; and

WHEREAS, His magnificent courage and triumph in the face of this disaster made him an example to bring hope, courage, and faith to others so stricken; and

WHEREAS, This great personality inspired the national tradition of The March of Dimes for the collection of funds to study and combat the ravages of poliomyelitis, through which funds there have been established the National Society for the Prevention of Infantile Paralysis, the Warm Springs Foundation in Georgia, and increased support for many local institutions such as the Shrine Hospital for Crippled Children in San Francisco; and

WHEREAS, Franklin Delano Roosevelt, although the recipient of innumerable honors and paid great homage throughout the world, cherished most deeply the tribute

expressed by the tradition of the President's Birthday Ball held in nearly every large city throughout the United States on the anniversary of his birth, as a part of the annual March of Dimes campaign which has done so much to develop a true community spirit of helpfulness throughout the Nation and has brought renewed hope and relief from pain to thousands upon thousands stricken, as he was stricken, by a dread disease which, terrible as it still is, has yet lost some of its terror through the victory scored over it by Franklin Delano Roosevelt; now, therefore, be it

Resolved by the Assembly of the State of California, That when this Assembly this day adjourns it do so in commemoration of the birthday anniversary of Franklin Delano Roosevelt, a great President and a great man; and be it further

Resolved, That copies of this resolution be sent to Mrs. Eleanor Roosevelt of Hyde Park, New York, and to Mr. James Roosevelt of Los Angeles, California.

Request for Unanimous Consent

Mr. Gaffney asked for, and was granted, unanimous consent to take up House Resolution No. 77, at this time, without reference to committee or file.

Resolution read, and adopted.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bill was introduced, and read the first time:

Assembly Bill No. 1657: By Messrs. Carey, Maloney, O'Day, Gaffney, and Sheridan—An act to amend Section 10 of the Political Code, relating to holidays.

Referred to Committee on Judiciary.

RESOLUTIONS

The following resolution was offered:

By Messrs. O'Day and Burns:

House Resolution No. 78

Relative to commending the State Division of Forestry upon their fire control work

WHEREAS, The fine forests of the State of California are such valuable assets of the State, both scenically and economically, that enormous damage results when even a small fire occurs in a forested area, which makes prevention of fires a great and important part of any fire control program in this State; and

WHEREAS, During the past year the fire control program of the Division of Forestry was so well carried out that there were 400 less fires than in other years; now, therefore, be it

Resolved by the Assembly of the State of California, That the Division of Forestry of the State of California is commended upon its excellent fire prevention program and the fine work of its field men which resulted in this splendid record of successful prevention of forest fires; and be it further

Resolved, That the Chief Clerk of this Assembly is requested to send copies of this resolution to the Director of Natural Resources and to the Division of Forestry of California.

Request for Unanimous Consent

Mr. O'Day asked for, and was granted, unanimous consent to take up House Resolution No. 78, at this time, without reference to committee or file.

Resolution read, and adopted.

REPORTS OF STANDING COMMITTEES

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, January 30, 1947

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

House Resolution No. 64
House Resolution No. 72

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

DICKEY, Chairman

Above reported resolutions ordered on file for adoption.

ASSEMBLY CHAMBER, SACRAMENTO, January 30, 1947

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

Assembly Concurrent Resolution No 31
Assembly Joint Resolution No. 16
House Resolution No 46
Senate Concurrent Resolution No. 17

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

DICKEY, Chairman

Assembly Concurrent Resolution No. 31 and Assembly Joint Resolution No. 16 ordered engrossed.

House Resolution No. 46 and Senate Concurrent Resolution No. 17 ordered on file for adoption.

ASSEMBLY CHAMBER, SACRAMENTO, January 30, 1947

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

House Resolution No. 59

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and be adopted, as amended.

DICKEY, Chairman

Above reported resolution ordered on file.

COMMUNICATIONS

By the Chief Clerk:

The following communication was received, read, and ordered printed in the Journal:

STATE OF CALIFORNIA, DEPARTMENT OF MOTOR VEHICLES
January 29, 1947

Mr. Arthur A. Ohnimus, Chief Clerk of the Assembly
California Legislature, State Capitol
Sacramento, California

DEAR MR. OHNIMUS: This is to acknowledge the receipt from you of a copy of House Resolution No. 41, which was adopted by the Assembly on January 23, 1947.

You are at liberty to assure Members of the Assembly that it shall be my policy to make every effort to carry out the provisions of the resolution.

Thank you for calling this matter to my attention.

Respectfully yours,

EDGAR E. LAMPTON, Director

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, January 30, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 811

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bill ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, January 30, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:
Assembly Bill No. 747
and reports the same correctly engrossed.

WEBER, Chairman

Above reported bill ordered to third reading.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, January 30, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed:
Assembly Bill No. 686
Assembly Bill No. 962

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bills ordered enrolled.

SENATE CHAMBER, SACRAMENTO, January 30, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to:
Senate Bill No. 201

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

SENATE CHAMBER, SACRAMENTO, January 30, 1947

MR SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted.
Assembly Concurrent Resolution No. 10
Assembly Concurrent Resolution No. 34
Assembly Concurrent Resolution No. 38

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above resolutions ordered enrolled.

ANNOUNCEMENT OF COMMITTEE MEETINGS

It was announced that the following committees would hold meetings:

At 8 p.m., tonight—
Revenue and Taxation.

At 9.30 a.m., Friday, January 31, 1947—
Rules.

REPORT OF ASSEMBLYMAN FRANK J. WATERS MEMBER OF JOINT INTERIM COMMITTEE ON AVIATION

CALIFORNIA LEGISLATURE, STATE CAPITOL
SACRAMENTO, January 28, 1947

Honorable Goodwin J. Knight
President of the Senate of California
State Capitol, Sacramento, California

Honorable Sam L. Collins
Speaker of the Assembly of California
State Capitol, Sacramento, California

Pursuant to provisions of Resolution Chapter 62 of the Statutes of the First Extraordinary Session of the Fifty-sixth Legislature (1946), the Joint Interim Committee on Aviation presented on date of January 23, 1947 the majority report to the Legislature.

Chapter 7 of the majority report (page 717, Assembly Daily Journal, January 23, 1947) comments upon a gross receipt tax on "passenger and freight revenues of interstate and interstate business," and "a 1 cent per gallon tax on aviation gasoline." It is to be emphasized that your committee rejected these forms of taxation.

It is to be further noted that the majority committee report cites on page 718 the recommendation of "the representative of the State Aviation Committee of the American Legion advocated on aviation gasoline tax." The record shows this witness did not appear officially on behalf of the American Legion.

If the Legislature determines that a State Aviation Commission is to be established, I have definite convictions on the form it should take in order that the best interests of the public, private flyers, local air transport operators, and interstate air carriers can be protected.

I believe that any state aviation agency developed should be strictly on a promotional and planning basis. Its functions could profitably include the fostering of air markers, aviation education, assistance to its subdivisions on airport development, and the preparation of aviation literature, maps, data, etc.

No need exists for any state regulation of the interstate air carrier's operations. All of their operations, including those wholly within California, are completely supervised and controlled by federal aviation agencies under the Civil Aeronautics Act of 1938. State regulation of any part of an interstate airline's activities at best can consist of merely rubber-stamping the federal procedures, but more probably will result in conflict between federal and state regulations which, by burdening the air carriers, will directly affect the public through increased fares or decreased service. Therefore, I would recommend that if any state aviation agency is created, *the basic law should definitely prohibit the agency from exercising any economic regulatory powers over federally certificated air carriers.*

Concerning financing, I note that generally where state aviation agencies have been established for the promotion of all phases of aviation, funds have been made available by appropriations from the general

funds of the states. The states act toward aviation as other forms of business in the state consistent with the fundamental principle that the states have a duty to foster and promote certain activities for the general welfare of their inhabitants. Note comments under I, re ($60,000).

Financing the commission by any method of directly taxing aviation activities is thought unwarranted when the broad benefits to the general public are considered. I can state definitely, that a tax on aviation gasoline, although appearing to be an expedient, easy way to raise the necessary funds, is the most inequitable, burdensome and undesirable method which could be adopted by the State of California for financing the commission. In other ways, such as landing fees, rentals and service charges, private flyers, local operators, and the airlines can and should reimburse the State and its subdivisions for the benefits rendered.

If it is determined that a separate aviation agency is not desired, my only suggestion is that care should be exercised to make sure that aviation is not placed in an existing state agency where its promotion will be subservient to the philosophy of other forms of transportation or modes of travel.

I. TAXATION

While a great deal has been written and said about airline taxation it occurs to me that the evidence discloses the air transport industry is subjected to the same federal, state and local taxes that any other interstate business is subjected to.

There are some who, in furtherance of their own bureaucratic power (at the expense of other administrators), would propose to change administrative powers at this time.

It is not clear to me whether they would also give the new administrator the power to assess other property of an air carrier. (Nonflight equipment.)

It has also been suggested that flight equipment be apportioned to California by an unrealistic formula composed of arrivals and departures, originating and terminating tonnage and originating receipts. *It is not clear to me whether the taxes collected are to be state or local revenue.*

The committee considered the imposition of an aviation gas tax to finance our share of the cost under the federal airport aid plan.

While I don't recall anyone specifically recommending this formula for franchise and corporation income taxes it is possible someone may have the same in mind.

The following is recommended in regard to these suggestions:

(a) Flight Equipment of Air Carriers

Such airline property (together with all other airline property) is presently taxed by local assessors throughout our State.

No one has submitted any proof to counteract the statements of airline representatives before our committee to the effect that those local assessors treat this property in the same manner that the property of other taxpayers is treated.

I personally feel that diffusion in government is essential to our democratic way of life. I am opposed to centralization of power (taxing or otherwise) in the hands of a few people where it means that power that rightfully has been placed at one level of government would be given to another level of government. (It appears there

is no difference between giving state power to the Federal Government or giving local power to the State Government.) We have seen this process at work since 1932 and we should not further encourage it.

It is my recommendation that local assessors not be shorn of their present prerogatives. No one has submitted any proof that they are not capable of assessing airline property or that some other administrator has some supernatural gifts or capabilities not possessed by local assessors. Let us proceed slowly in the process of centralizing the taxing power of this State.

(b) The Apportionment Formula for Property

No matter who assesses flight equipment the question arises as to what method should be used in apportioning a part of the unitary property to California.

This question is raised by the fact that no particular flight equipment is ever continuously in one city, county, state or country. On the other hand it appears that a part of an air carrier's fleet is at all times within the state or one of its political subdivisions.

A long line of cases by the United States Supreme Court has decided that:

(1) Moveable or unitary property of a railroad may be apportioned to the states, counties and cities wherein such company operates:
(2) A steamship fleet is only taxable at the port of registration unless it is proven that any particular ship is continuously in another port.

When a similar flight equipment problem was presented to the United States Supreme Court it seemed to adopt the steamship theory for airline taxation. *Northwest Case*. However, that may be, the airlines have not opposed the "apportionment" theory as long as no state has adopted the "steamship" theory.

However, in taking advantage of this "waiver" on the part of the airlines we should be constrained to act as though we are fully aware of the fact that it constitutes a "waiver" on their part and therefore not be ungrateful to the extent that we should attempt to tax a portion of the fleet that is at all times "located" outside of California regardless of whether it is located in another state or country or in "no man's land."

It is my belief that flight equipment cannot legally or logically be apportioned to California by a formula composed of arrivals and departures, originating and terminating tonnage and originating receipts. My belief is based upon the following:

Under the Fourteenth Amendment and Section 10 of Article XIII of our Constitution we can only tax property "situated" in California.

There isn't a single factor used in the proposed formula which has any correlation to the "situs" of an airplane (i.e.) arrivals and departures ignore the time that a plane may be on the ground or in the air—the other two factors (tonnage and receipts) are correlated to "value" and absolutely and undeniably are uncorrelated to "situs."

Anyone proposing such a formula presents absolute proof that he is a rank amateur in the field of taxation or that he is not intellectually honest.

To prove beyond peradventure of a doubt how illogical this formula is, allow me to present the following example:

Air Carrier X operates between State A and State B. During a tax year it has:

(a) 50 arrivals and 50 departures in each state.

(b) It has $100 of originating receipts in each state.

(c) It has 100 lbs. of originating and terminating tonnage in each state.

(d) Its planes spend 95 percent of their time in State A and 5 percent of their time in State B.

Under the proposed formula each state would tax 50 percent of X's fleet although the fleet is located 95 percent of the time in State A.

Have you any question but that State B would have little trouble in convincing any court how erroneous this is?

Just try to use such a "phony" formula on other transportation companies and see what happens.

Are we going to embarrass the air transport industry by proposing such a ridiculous formula?

Other transportation companies have their moveable or unitary property apportioned by a mileage formula. Why should we treat the airlines any differently?

Let us be fair about this problem—not favoring or discriminating against any industry. Let us treat them all the same.

No legislation is needed at this time because the assessors are presently taxing flight equipment by a "plane hour" or "mileage" formula.

We must at all times remember that other states are also interested in this problem. They are going to apportion on a mileage or plane hour basis and logic and law is in their favor.

Let us not place this infant industry "in the middle" at this critical period while each state tries to make the biggest "grab."

Specific formulae are not for legislative provisions, they are for administration. The assessors can and are fairly taxing the airlines. I say, let us allow them to continue to so tax by their present allocation methods.

(c) Franchise Taxes and Corporation Income Taxes and the Airlines

The evidence presented to our committee by the Franchise Tax Commissioner's office and the airlines discloses that the airlines are presently paying franchise taxes on their net income which is apportioned by the Massachusetts formula—The formula that is used for ninety-nine percent (99%) of all interstate businesses.

In order to assure uniformity and the prevention of discrimination it is my recommendation that no legislation is needed under these acts. In any event the commissioner has all the power he needs under Section 10 of the Bank and Corporation Franchise Tax Act and a comparable provision of the Income Tax Act.

(d) Aviation Fuel Taxes

At the present time the airline industry pays a three-cent (3¢) motor fuel tax and gets a refund thereof (from the Controller) less sales tax of 2½ percent which was not collected at the time of purchase from a distributor. Actually this is equivalent to the payment of about $60,000 a year or ½-cent per gallon aviation fuel tax (based upon 1947 estimates).

If a 1-cent gasoline tax is imposed upon the industry it should be made clear that this ½-cent tax is to be eliminated by an appropriate amendment to the Sales Tax Act.

However, I believe that California should not impose any further tax on aviation gasoline for the following reasons:

(1) Historically and for the past 25 years it has always been properly recognized that motor fuel taxes are "user" taxes imposed for special benefits given to the highway users, while at the same time "landing fees" are "user" charges for special benefits given to air carriers. These two principles have logically developed together and should not be altered at this time;

(2) Any expenditures under the airport aid plan will give very little "special" benefits to scheduled interstate airlines and they will pay in "landing fees" or rentals, etc., for whatever special benefits they receive therefrom;

(3) Most of the money spent under the airport aid plan will be expended for facilities which scheduled interstate airlines will not and *cannot* use. The fundamental justification for this "special user's tax" is not applicable to these airlines as it is in the case of motor fuel taxes;

(4) "General" benefits which these airlines may receive from the plan are no different from benefits which "businesses generally" will receive. Airlines and other businesses pay for these "general" benefits by the payment of "general" taxes, i.e. property, franchise, sales, etc., taxes. Other businesses do not pay special "user" taxes for these "general" benefits and neither should the airlines;

(5) Every report that has considered the question of aviation fuel tax has recommended against the imposition of such taxes:

1. C. A. B. report of April, 1945.
2. Tax Magazine (February, 1946).
3. Terminal Airport Financing and Management (Aviation Research Staff of the Harvard Graduate School of Business).
4. XI Duke University Law Review, p. 594.
5. Cornell Law Review.
6. A number of other congressional reports (Senate Document No. 69, Seventy-eighth Congress, First Session, House Document No. 160, Seventy-ninth Congress, First Session).
7. Tax Magazine (December, 1946).

(Even the North American Gasoline Tax Conference was evenly divided on the question (see reports of 1945 and 1946));

(6) A gasoline tax on aviation gasoline is absolutely uncorrelated to any benefit or protection that may or could be given to an airline, i.e, X Airline purchases 4,000 gallons of gasoline at

Mills Field in San Mateo County and uses the same on a trip to Honolulu—50 gallons used in California and 3,950 gallons outside its jurisdiction. Certainly there can be no correlation between this tax and any benefits or protection which California may give to scheduled interstate airlines. Let us be honest and recognize that the reasons justifying an automobile gasoline tax do not exist in the case of aviation use any more than it does in the case of farm use. This has been recognized in the past and no logical reason can be presented at this time for nonrecognition. Every study made on this subject has reached this conclusion;

(7) The Federal Government is now considering an additional 1½-cent gasoline tax to cover the cost of maintenance, etc.; of federal airway facilities and aids (states have participated to a very minute degree in this program up to this time). The imposition of arbitrary gasoline taxes by the states at this time would cripple the air transport industry;

(8) An equitable tax system cannot and will not discriminate against any particular industry. The imposition of "general" taxes and "special user" taxes against an industry which does not receive any "special use" from expenditures of the "special use" tax would constitute rank discrimination.

The question remains as to how California can finance its airport air program without an aviation gasoline tax program. While this presents a difficult problem, it is not insurmountable.

In the first place serious consideration should be given to *how much* is to be expended for airports and facilities and where it is going to be expended. Many thinking people question the maintenance of every airport that mushroomed in California during the war.

In the second place many of the airports (built during the war) have no justification except as emergency fields for military use. Why shouldn't the Federal Government maintain these fields for the benefit of all the people in the United States?

In the third place airfields properly built, maintained and located will be self-supporting from the landing fees, rentals, and operation of restaurants, concessions, etc.

The many little fields that may be built or maintained under the plan which will not be self-supporting should not be saddled upon the airlines which *cannot* and will not use the same. This also is true as to many facilities which may be maintained.

If their cost is justified it will be on the basis that it is for everyone in general. *Therefore the General Fund of the State should be used for this purpose.*

All taxpayers who will receive these "general benefits" will pay for the same in "general taxes" while those who receive "specific" benefits will pay "specific user" charges in the form of "landing fees," rentals, etc.

The $60,000 a year which is withheld from the motor fuel tax refund will be more than sufficient to cover the schedule airlines share of the

cost of an aeronautical commission if one is established. Legally this commission can have little jurisdiction, if any, over the scheduled interstate air carriers.

While I haven't mentioned constitutional limitations on the Legislature up to this point there are some who believe that a gasoline tax can only be levied for highway purposes—see Section 1 of Article XXVI and Section 25 (10) of Article IV of the State Constitution. As a lawyer, I find considerable force to this argument but have not relied upon the same because there are so many logical and compelling practical reasons why we shouldn't levy an aviation gasoline tax.

In concluding this phase of my recommendation on Airline Legislation I note the following:

(1) Airlines today pay federal income, transportation, gasoline, and excise taxes that are levied on other businesses in general, further, they pay every tax that is levied by the State of California and its counties and cities (i.e.), income, franchise, sale, use, property, etc., on businesses in general and at the same time they pay very substantial "special user" charges for special benefits rendered. In other words they pay every tax that is levied by any level government on businesses in general *and in the same manner.*

There is no logical reason why any type of legislation should be proposed at this time. To do so would constitute rank discrimination against the air transport industry.

(2) The air transport industry is presently going through its most critical period. While it must share its just share of the tax burden we should not, at this time, go out of our way to discriminate against it. *It is too essential to our national defense to be hindered by any ill-advised tax program.* We should move very, very, slowly in accepting any tax theories that would place the industry separate and apart from "industry in general." They are treated, at the present time, like every other taxpayer and should be continued to be so treated. No tax legislation is needed at this time to accomplish that purpose. We must bear in mind that the industry will lose between eight (8) and fifteen (15) million dollars this year and apparently prospects are not too good for the immediate future. Such a situation does not call for any radical action on the part of state legislators or administrators;

(3) There have been too many amateurish and unfounded statements bandied about in regard to airline taxation during the past several years. The fact is that airlines pay the same taxes (and in the same manner) that other businesses pay Any change would discriminate in favor of or against them. Let us not be a party to or aid a small group of "theorists and dreamers" who are trying to use us to further their aim of treating the airline industry as a "guinea pig" for some new and startling theories of "national centralization" of state taxing power. The program they are presently urging you to adopt is

merely one phase of much broader one to have all interstate businesses subjected to the power of a federal central bureau. I say let us not be so used.

Respectfully submitted.

ASSEMBLYMAN FRANK J. WATERS

Attached hereto and made a part hereof is testimony of Colonel Thomas M Murphy, Chairman, State Governmental Affairs Committee, Air Transport Association (Pan American Airways, American Air Lines System, United Air Lines, Transcontinental & Western Air Inc., and Western Air Lines, Inc. Colonel Murphy testified before the committee on November 8, 1946, in San Francisco, California.

State Regulation of Interstate Air Carriers

"It is the position of the scheduled air transport industry that there is no need for economic regulation by the states of air carriers operating under certificates of public convenience and necessity issued by the Civil Aeronautics Board. The economic regulation imposed by the Federal Government upon the scheduled airlines of the United States is comprehensive and detailed. State economic regulation of airlines at best would be duplicating, and inevitably, in conflict with federal regulation. Moreover, conflict would inevitably develop between the states themselves. Piling such duplicating and conflicting state regulations on top of that prescribed by federal law will not promote, but actually retard, sound economic conditions in the airline industry.

"The limits of this presentation permit only the barest summary of the federal economic regulations to which airlines are subject. Considering the field of federal economic regulation, it is to be noted that before an airline can start an operation it must prove the necessity for the operation to the Civil Aeronautics Board, and convince the board that it is fit, willing and able to conduct it. Thereafter, it is under constant supervision by the board, and its service may be terminated if it does not continue to meet the required standards. Tariffs must be filed, including the rates and regulations applicable to airline service, and these rates and regulations are subject to constant scrutiny by the board and may be investigated and changed by the board upon complaint or upon its own initiative. An air carrier's accounts are prescribed in the utmost of detail by the board, and its books are audited periodically to make sure that the prescribed accounting system is complied with. The carriers are forbidden by the Civil Aeronautics Act to maintain a system of accounts other than that prescribed by the board, without the board's permission. Almost all contracts entered into among carriers must be filed with and approved by the board. Any interlocking directorates in which an airline is involved must be approved by the board, and any consolidations, mergers, or acquisition of control affecting airlines must be likewise approved. The board has power to prevent unfair competitive practices, and generally to inquire into the management of any airline. The board may at any time demand and secure special reports from air carriers, and does require the submission of lengthy monthly and annual financial and operating reports. In addition to these specific requirements, airline

operations are generally subject to prescribed economic regulations of the board.

"Federal economic regulations are imposed upon an airline as an entity, and no material differentiation is made between the operations of an airline involving the carriage of interstate and international traffic and those involving intrastate traffic. Any efforts to do this would be most difficult, since both types of traffic are carried in the same equipment, and the intrastate and interstate operations of the airline are completely integrated. Any attempt to disturb this integration would necessarily result in a dislocation of an air carrier's operations, and an impairment of the carrier's service, particularly to intrastate traffic. Thus, state regulation imposed upon interstate air carriers does not actually cover an area now devoid of regulation, but results, at best, in duplicating regulation already imposed.

"In considering any regulation applicable to airlines, a state legislature must bear in mind that it is legislating, not merely for that particular state, but may be setting a pattern for regulation in many other states through which the airlines concerned operate. This being the case, the effect of any regulation must be judged as if it were to be applied individually by the regulative bodies of each state through which the airlines concerned operate. It is self-evident that a particular regulation which might not be burdensome if imposed upon an air carrier by only one state would, if repeated in 18 or 20 other states, soon become a burden which the air carrier would find it difficult to bear.

"It should always be kept in mind that because of the speed and long-range characteristics of airline operations, airlines operate in a great many more states than do surface carriers of corresponding size and strength. For example, statistics indicate that the large earning capacity of the Class I railroads is concentrated in a few states, while the relatively small earning capacity of the airlines is far more widespread. Consequently, any argument for state regulation of airlines based upon the contention that the railroads have been able to survive is not valid, because of the fundamental differences between these forms of transportation. It should be noted also that practically all intrastate traffic moves either by highway or rail; whereas the scheduled airlines are almost completely interstate carriers, state borders being crossed in a matter of minutes. In this connection the airline industry is comparable to the radio industry which is under the exclusive jurisdiction of the Federal Government through the Federal Communications Commission.

"In view of the above, it is the industry's position that the scheduled airlines operating in interstate and foreign commerce are comprehensively and in great detail regulated by the Federal Government; and that state regulation imposed upon such airlines does not cover an area now devoid of regulation, but results in duplicating regulation already imposed, the result of which is not to promote but to retard the development of sound economic conditions, in the scheduled air transport system.

Taxation

"The interstate air carriers recognize that they have obligations to the State of California and its municipalities; first, the obligation to pay fair and reasonable charges for the utilization of facilities pro-

vided by the municipalities, and second, the obligation to pay equitable taxes, for the privilege of doing business within the State.

"The State and the municipalities also have responsibilities. The municipality which collects its charges must guard against excessive charges. The State, when it collects its taxes, must make sure that they are equitable and fairly apportioned.

"Let us examine these obligations.

"An airplane operates principally in the air space. That operation, alone, adds nothing in the way of increased capital cost or maintenance to the state or municipal budget. The airways aids required in interstate commerce are provided principally by the Federal Government, in some part by the air carriers. Federal provision of airway aids is justified on the same premise which justifies the provision of maritime aids by the Federal Government; the welfare of those who travel or ship, and the public good which comes from a better system of transportation and communication. In any event, the cost of installing and maintaining the Federal Airways System is not of direct concern to the state or municipal governments.

"It is when the airplane comes in for landing that we make utilization of the facilities provided by the municipality, using at that time the landing field and taxiways for the fulfillment of a part of our responsibility to the public.

"Each user of a municipal airport should make some contribution toward the expense of providing and maintaining that airport. Some will fulfill their obligation by paying established landing fees, some through the profit on the fuel and lubricants sold to them by the municipal operator and others by the payment of taxes on the fuel which they consume in their airplanes. These charges, any and all of them, should be equitable and should conform to the relative use made of the airport.

"In the case of scheduled airlines you are able to measure their utilization of the airport with reasonable accuracy, for landings are made in accordance with predetermined schedules. For that reason, experience has dictated a standard of prorating charges to the air carriers on the landings accomplished each month. This landing fee is a charge for the privilege of using the runways, the taxiways and the loading and unloading areas, a charge designed to be fair and reasonable for the facilities required and the utilization of the buildings on the airport; it is for the use of the landing and loading area alone.

"If this landing charge is for the purpose of providing reasonable fees for the landing area utilization, then there should be no other charges for the same use; there should be no duplication of charges.

"This landing charge may vary from time to time; as the requirements of air transportation change, and thus require substantial changes in the facilities to be provided, it is fair that the parties shall consider changes in the charges to be made. In the case of cities served by the airlines in California there have already been adjustments of landing charges from time to time, and the advent of larger aircraft may well justify reexamination of the charges presently being paid. I am not familiar with the detail of all the charges but if they are not in keeping with the equity of the situation we will participate with the cities in their reexamination.

"We will want to pay our fair share of providing and maintaining the landing fields which we utilize in California. We should not pay more than our fair share and we should not be asked to contribute to the support of air fields which we do not use and have no intention of using. That, as a general policy, is understandable and, I believe, entirely tenable.

"We must remember that a busy airport is utilized by many operators of aircraft; by the Army, Navy, the airlines, by airplanes belonging to other corporations, by airplanes belonging to people who reside in the community and by those who are passing through the community. In the fixing of charges for the use of the airport it is essential that an analysis be made of the airport activity and that the necessary charges be distributed on the basis of relative use.

"With regard to the airport terminal building, it should be appropriate, I believe, that the occupants of this building pay rentals sufficient in amount to amortize the cost of the building over a reasonable period of time. This, of course, on the premise that all occupants of the building will pay rentals for the space which they occupy. It is further premised upon the assumption that the building in question has been sensibly designed for the purpose for which it is to be used and that the cost of construction has not been ill advised or wasteful.

"In the design of terminal buildings due consideration must be given to providing space for all potential revenue producing activities. This should include a good restaurant, sometimes a bar if local statutes will permit, a newspaper and magazine stand, sightseeing concessions and gift and novelty counters. Oftentimes, and especially in the larger cities, these concessions will bring in a substantial proportion of the revenue required for the maintenance and amortization of the building. An unusual opportunity should exist at the airports in California to sell at profit gifts and souvenirs indicative of this attractive section of the Country.

"In the past there has been a definite tendency on the part of the government agencies to exact free office space from the municipalities. In the early days, the Post Office Department was the great user of airport space, still is. It often insisted, and usually with success, that the space it required be provided by the city without charge. If that could not be accomplished, then the air carriers bore the burden of providing the space required for the field post office.

"This arrangement proved neither advantageous nor fair and I believe that the present policy of the Post Office Department is being shaped to seek funds with which to pay reasonable rental on space occupied in the airport building. The Post Office Department has taken the very sensible viewpoint that it does not expect the municipality to provide without charge the quarters at the downtown post office; why should it expect to receive free quarters from the city for the airport post office? This is a tendency in the right direction and I hope that this policy will be followed by other agencies of the government. It is a trend which the municipal authorities might well encourage.

"There may come a time when all of the space in the passenger terminal will be occupied by the air carriers or by concessionaires under their control, or by both. In such cases it may be advisable for the air carriers to erect and maintain their own terminal buildings at the airport.

This is a subject difficult to discuss in generality, for each location will present differences of requirement and differences of potentiality. For that reason, each location should be discussed on the basis of its individual merit and decision made on the basis of the facts in the case.

"Some, who have not accurately analyzed the problem, ask why the airlines should not also construct and operate their own airports. A good analogy is the operation of a coastal harbor and, on that basis, it is reasonable to ask why the harbor at New York is not constructed and operated by the steamship companies. In the first place, like a marine harbor, an airport is utilized by many craft other than those engaged in scheduled service. While it is sensible for the air carriers to pay their just proportion of the total cost of operating an airport, it is not just that they shall be required to operate an airport open to all comers—and what city of vision would want to be without an airport open for the use of all who have reason to utilize it? The operation of the principal airport of a city is vested with public interest, and the airport should be under municipal control. The reason for that is obvious.

"The air carriers have another obligation; that obligation being to pay taxes in each of the states in which they operate. They should pay taxes on the same basis, no more and no less, than comparable business institutions pay in the same state for the comparable privilege of doing business. Taxation, on the broad basis of principle, should be equitable and, further, no taxes should be assessed which result in duplication of charges already levied against the taxpayer in some other form. For instance you should not charge an air carrier a landing fee for the utilization of the landing area and at the same time assess against him taxes on aviation fuel for the same purpose.

The first of the taxes to consider is the ad valorem tax, assessed on the value of the property used within the state. This is usually taken as applying to property with situs in the state and it relates principally to buildings and other property firmly fixed to specific location. There is no difficulty in valuing the ordinary fixed property belonging to an air carrier. But the principal property of an air carrier is the aircraft fleet with which he operates his business and it is sometimes difficult to determine just where an airplane is located. Should the ad valorem tax on an airplane apply in the state in which the home office of the company is located, and only in that state; some still cling to that theory? Or should the airplane be assessed for the purpose of taxation in the state in which it is located on tax rendition day? That, too, would be difficult, for an airplane engaged in scheduled flight might well be in six or eight states during a 24-hour period. Or should the airplane be taxed in the state in which it usually spends the night? A large proportion of airline operation is conducted at night and a specific airplane might be crossing state borders at 300 miles an hour on the night in question.

"What is the most equitable method of assessing the ad valorem tax? The most equitable method, in our opinion, is to share among the states in which we operate the taxable value, and consequently the taxes, premised upon the relative division of our total operation among the different states.

"Under the present system of property taxation in California, the air transport industry is subject to taxation at the local level—by city and county assessors. Fixed property is assessed according to its obvious loca-

tion. Movable property is allocated to various local jurisdictions in accordance with a plane hour or mileage formula.

"As in the case of every other owner of property in the limits of this State, the airlines annually file statements with local assessors disclosing their property holdings in the State. Local assessors then place their evaluation and in due course a rate is established and the airlines pay a property tax to the various counties and cities wherein they operate.

"Only two problems can arise in connection with the present method of handling airline property taxation: (1) Whether the local governments should continue to assess, and (2) The proper method of apportionment of movable property of the various airlines.

"In regard to No. 1, we do not believe it is the prerogative of the air transport industry to tell anyone at which level of government the authority to administer these taxes should be delegated.

"In regard to No. 2, it may be noted that under the existing law any administrator (at any level of government) can apply any apportionment theory that he cares to apply.

"Another form of taxation in California is the franchise and income tax, for corporations doing business in the State. We pay this tax now.

"The California Bank and Corporation Franchise Tax Act provides for a tax levy on corporations, 'doing local business,' in California for the privilege of exercising corporate franchises in the State measured by net income as defined by the act. Generally speaking, it is equivalent to net income as defined by the Federal Income Tax Law.

"Section 10 of the act provides that all corporations (domestic or foreign) which do business in and out of the State shall pay a tax measured only by the net income derived from California sources. This section delegates to the Franchise Tax Commissioner the responsibility for such determination and gives him a most flexible statute as a guide in allocation of California income. As a matter of administration, the commissioner applies the 'Massachusetts formula' (property, pay roll and gross receipts) to 99.9 percent of all corporations operating in California. (See statement of L. J. Batchelder of the Office of Franchise Tax Commissioners before the Interim Aviation Committee on Friday, July 19, 1946.)

"As a result of the decision of the United States Supreme Court in *Northwest Airlines, Inc.* v. *Minnesota* (1944) 322 U. S. 292, a number of investigations and studies have been made concerning the possibility of multiple taxation of airlines in the fields of property, franchise, income, and gross receipts taxes.

"The CAB rendered its report, which has been previously called to the attention of this committee, on April 3, 1945. Thereafter, four national tax associations considered the report: National Tax Association, National Association of Tax Administrators, North American Gasoline Tax Conference, and the National Association of Assessing Officials.

"The air transport industry has, for the past year, been jointly considering this problem with airline tax committees of the NTA and the NATA. These associations have not to this time agreed on any specific program.

"The closest approximation to the formulation of a program has been by the NATA. Their report of August 7, 1946, proposes that the states adopt a model bill. It is our understanding that certain members

of the NATA have been assigned the responsibility of drafting a bill for consideration by the states.

"The air transport industry believes that it should be treated in the same manner for franchise tax purposes as any other industry operating within and without California. It does not believe that it should be segregated from other such businesses and subjected to a different and special type of allocation formula for franchise tax purposes. In fact, it is felt that there is no need for any legislation because under the broad, general language of Section 10 of the California Bank and Corporation Franchise Tax Act, the commissioner presently has the power to apply any allocation formula that he desires. This, of course, includes any formula that may have been proposed by any group studying the airline tax problem.

"This industry of air transportation has gone through some trying years, through a long and expensive formative period. During this period many of the air carriers lost a substantial proportion of their capital investment, operating airplanes without profit. Each has been no different from others in this respect; we operated in California for many years without assurance that we would for long have enough money to meet the bills. The trend in air transportation is toward better times, and I say trend advisedly, for the year of 1946 is going to be a skinny one. Even with the increased gross revenue of 1946 our profits will be substantially less than the profits for the year of 1945. But we look forward to better times and I hope that the year of 1947 will prove better than the year of 1946.

"In any event, during the formative years the Federal Government, the states and the municipalities were of great aid to air transportation, affording it the use of facilities at nominal cost, being reasonable about the assessment of taxes in an industry which had no profit and, generally, lending a helping hand to a business which showed promise of being of benefit to the community and worth saving. We hope that your faith in our business has been justified and you will find us ready to bear our fair share of the burdens which we, as citizens of the State, should share with you.

"We should not leave the subject of taxation without referring to aviation fuel taxation, for that is a matter under consideration in California. On the basis that all who utilize the airports should participate in providing funds for their installation and maintenance, there may be appropriate reason, in some instances, for the institution of a fuel tax. We believe, however, that the payment of landing fees for the use of the airport is the most sensible method of fixing airport charges for the scheduled airlines.

"If an airline pays landing fees for the utilization of the landing area, pays reasonable charges for the occupancy of buildings provided by the municipality, pays franchise and income taxes on the value of the property used in its operation, that enterprise has paid all of the charges and taxes levied against the usual business in the State and there is no logical reason or justification for levying a fuel tax on its aviation gasoline in addition thereto. For that reason, if aviation fuel taxes should ever be levied in the State of California, the tax should not apply to the scheduled air carriers.

"There are other serious defects in the taxing of fuel used by the airlines in flying across the country. In the first place the charges which you impose for the use of airports should bear direct relationship to the use made of the airports. There is not necessarily direct relationship when charges for airports are collected through aviation fuel taxes.

"Assume that we have a flight going from Los Angeles to Seattle and stopping at San Francisco for fuel. With aviation fuel taxation that flight might bear an inordinate charge for the single landing and takeoff. Twenty minutes later there might come in another flight, which also started in Los Angeles and was destined for Seattle, but not planning to refuel at San Francisco. The second flight, although making the same identical use of the airport, would bear no charge under the system of obtaining airport revenues from gasoline taxation.

"Again, assuming that you were scheduled to land only once in each of two states, one a long, skinny one and the other of more compact size. Should your tax be greatly increased in the first state, solely for reason of the shape of the state and the direction of your flight? That can easily happen under a system whereby the number of gallons of fuel taken aboard determines the amount of tax you should pay in the state. This is neither a fair nor a scientific method of calculating taxation. We would prefer to be charged, and we think that you would prefer to charge us for the use which we made of the facilities which you provide for our use on a landing fee basis.

"I am grateful for this privilege of discussing our mutual problems with you; they and their solution are of interest to you and to us. This industry which we represent is neither a wealthy one nor presently a prosperous one. The things which we can do are not unlimited but to the extent of our ability we want to be fair and to be helpful. Thank you for your consideration and I hope that we can continue to work together, for the good of aviation and for the good which air transportation can contribute to the welfare of California."

GUESTS EXTENDED PRIVILEGE OF ASSEMBLY FLOOR

On request of Mr. Debs, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. George Crosby Murray of Los Angeles.

On request of Messrs. Thurman and Dickey, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Al Boyer, Miss E. M. Ashton of Roseville, and Miss Verna Taylor, of San Francisco.

On request of Mr. Brown, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mr. and Mrs. G. Edwin Washburn of Turlock.

On request of Messrs. Erwin and Ralph C. Dills, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Frank Pellisees of Whittier.

On request of Mr. Hahn, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Kenneth F. Hahn, Bill Stivers and Harry A. Marlow of Los Angeles.

On request of Mr. Brady, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to E. J. Krueger of San Francisco.

On request of Messrs. Heisinger and Erwin, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to A. J. Quist of Fresno.

On request of Messrs. Huyck and Conrad, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. Tony Whan of Beverly Hills.

On request of Mr. Loomis, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Seth Lawton of Chico.

On request of Mr. Robertson, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Clark E. Sargent of Santa Barbara.

ADJOURNMENT

At 5.09 p.m., on motion of Mr. Dickey, the Speaker declared the Assembly adjourned out of respect to the memory of the late President Franklin Delano Roosevelt until 10 a.m. Friday, January 31, 1947.

SAM L. COLLINS, Speaker

GERALDINE B. HADSELL, Minute Clerk

CALIFORNIA LEGISLATURE

FIFTY-SEVENTH (GENERAL) SESSION

ASSEMBLY DAILY JOURNAL

TWENTIETH LEGISLATIVE DAY

TWENTY-SIXTH CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO

Friday, January 31, 1947

The Assembly met at 10 a.m.

Hon. Sam L. Collins, Speaker of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

ROLL CALL

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

Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Sillman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr Speaker—79.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. Raymond Renwald:

Accept our offerings and prayers, we plead with Thee, O Lord, and by Thy heavenly grace, graciously cleanse our souls from sin and grant us the help we so sorely need, through Christ Our Lord—AMEN.

READING OF THE JOURNAL DISPENSED WITH

On motion of Mr. Stephenson, further reading of the Journal of the previous legislative day was dispensed with.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, January 31, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Concurrent Resolution No. 40

And reports the same correctly engrossed.

WEBER, Chairman

Above reported resolution ordered on file for adoption.

ASSEMBLY CHAMBER, SACRAMENTO, January 31, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Joint Resolution No. 16
Assembly Concurrent Resolution No. 31

And reports the same correctly engrossed

WEBER, Chairman

Above reported resolutions ordered on file for adoption.

ASSEMBLY CHAMBER, SACRAMENTO, January 31, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Joint Resolution No. 17

And reports the same correctly engrossed.

WEBER, Chairman

Above reported resolution ordered on file for adoption.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

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

Assembly Bill No. 1658: By Mr. Lowrey—An act to promote the safety of employees and the traveling public upon railroads by making it the duty of railroads operating within the State of California to install footbridges on railroad bridges over which passenger trains operate; and providing penalties for its violation.

Referred to Committee on Public Utilities and Corporations.

Assembly Bill No. 1659: By Mr. Rosenthal—An act to amend Section 1203 of the Penal Code, relating to granting of probation.

Referred to Committee on Judiciary.

Assembly Bill No. 1660: By Mr. Rosenthal—An act to repeal Section 4 of an act entitled "An act to control and regulate the possession, sale and use of pistols, revolvers and other firearms capable of being concealed upon the person; to prohibit the manufacture, sale, possession or carrying of certain other dangerous weapons within this State; to provide for registering all sales of pistols, revolvers or other firearms capable of being concealed upon the person; to prohibit the carrying of concealed firearms except by lawfully authorized persons; to provide for the confiscation and destruction of such weapons in certain cases; to prohibit the ownership, use, or possession of any of such weapons by certain classes of persons; to prescribe penalties for violations of this act and increased penalties for repeated violations hereof; to authorize, in proper cases, the granting of licenses or permits to carry firearms concealed upon the person; to provide for licensing retail dealers in such firearms and regulating sales thereunder; and to repeal Chapter 145 of California Statutes of 1917, relating to the same subject," approved June 13, 1923, relating to probation and suspension of sentence.

Referred to Committee on Judiciary.

Assembly Bill No. 1661: By Mr. Rosenthal—An act to repeal Section 11715.6 of the Health and Safety Code, relating to probation and suspension of sentence of narcotic convictions.

Referred to Committee on Judiciary.

Assembly Bill No. 1662: By Mr Beck—An act making an appropriation to the Division of Water Resources in the Department of Public Works for a survey of the water resources in Antelope Valley, County of Los Angeles.

Referred to Committee on Conservation and Planning.

Assembly Bill No. 1663: By Mr. Beck—An act to provide for the acquisition of a state park in the County of Los Angeles as a part of the State Park System, and making an appropriation.

Referred to Committee on Conservation and Planning.

Assembly Bill No. 1664: By Mr. Ralph C Dills—An act to amend Section 79.01 of the Civil Code, relating to premarital examinations for syphilis.

Referred to Committee on Public Health.

Assembly Bill No. 1665: By Messrs. Caldecott, Dunn, Carey, Dickey, Allen, Boyd, Brady, Clarke, Conrad, Cramer, Crichton, Doyle, Fletcher, Gaffney, Grant, Grunsky, Hahn, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Knight, Luckel, Lyons, Miller, Robertson, Sheridan, Silliman, Stewart, Thorp, and Waters—An act to add Article 2.1 to Division 8, Chapter 3 of the Education Code, relating to junior traffic patrols in the public schools.

Referred to Committee on Education.

Assembly Bill No. 1666: By Messrs. Caldecott and Miller—An act to add Article 6 to Chapter 2 of Division 4 of the Welfare and Institutions Code, relating to state financial participation in indigent aid prescribing the conditions thereof, making an appropriation therefor, and declaring the urgency thereof.

Referred to Committee on Social Welfare.

Assembly Bill No. 1667: By Mr. Caldecott—An act to add Section 11663 to the Insurance Code, pertaining to liability where there is multiple workmen's compensation insurance.

Referred to Committee on Finance and Insurance.

Assembly Bill No. 1668: By Mr. Caldecott—An act to add Section 7.5 to the Welfare and Institutions Code, relating to administration of oaths.

Referred to Committee on Judiciary.

Assembly Bill No. 1669: By Mr. Caldecott—An act to amend Section 8525, and to repeal Sections 8572 and 8677, of the Business and Professions Code, relating to the practice of pest control.

Referred to Committee on Agriculture.

Assembly Bill No. 1670: By Messrs. Stanley and Boyd—An act to amend Sections 12 and 16 of the Construction and Employment Act.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 1671: By Mr. Thurman—An act to add Section 20566.1 to the Water Code, relating to petitions in irrigation districts.

Referred to Committee on Agriculture.

Assembly Bill No. 1672: By Mr. Thurman—An act to amend Sections 8007 and 8008 of the Education Code, relating to the maintenance of schools by school districts.

Referred to Committee on Education.

Assembly Bill No. 1673: By Mr. Burke—An act to amend Section 3 of "An act providing for the sale of street railroad and other franchises in counties and municipalities, and providing conditions for the granting of such franchises by legislative or other governing bodies, and repealing conflicting acts," approved March 22, 1905, relating to pipe line franchises.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 1674: By Messrs. M. Philip Davis and Boyd—An act to amend Section 19597 of the Business and Professions Code, relating to horse racing and regulating the commissions to be deducted from pari-mutuel pools.

Referred to Committee on Public Morals.

Assembly Bill No. 1675: By Messrs. M. Philip Davis, Geddes, and Boyd—An act to add Section 19512.5 to the Business and Professions Code, relating to the obligations of licensees of the California Horse Racing Board in respect to horses in their charge.

Referred to Committee on Public Morals.

Assembly Bill No. 1676: By Messrs. M. Philip Davis, Geddes, and Boyd—An act to amend Section 337f of the Penal Code, relating to horse racing, and prescribing penalties for illegal acts and practices in connection therewith.

Referred to Committee on Public Morals.

Assembly Bill No. 1677: By Messrs. M. Philip Davis, Geddes, and Boyd—An act to amend Section 19538 of the Business and Professions Code, relating to horse racing and licenses to conduct horse race meetings.

Referred to Committee on Public Morals.

Assembly Bill No. 1678: By Messrs. M. Philip Davis, Geddes, and Boyd—An act to amend Section 19421 of the Business and Professions Code, relating to the California Horse Racing Board.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 1679: By Messrs. M. Philip Davis, Geddes, and Boyd—An act to amend Section 19621 of the Business and Professions Code, relating to the appropriation to defray expenses of the officers and employees of the board.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 1680: By Messrs. M. Philip Davis and Boyd—An act to amend Sections 19485 and 19597 of, and to add Section 19620 5 to, the Business and Professions Code, relating to horse racing.

Referred to Committee on Public Morals.

Assembly Bill No. 1681: By Messrs. M. Philip Davis and Geddes—An act to amend Section 337.9 of the Penal Code, relating to crimes relating to horse racing.

Referred to Committee on Public Morals.

Assembly Bill No. 1682: By Mr. Hinton—An act to add Chapter 5, comprising Sections 20000 to 20171, inclusive, to Division 8 of the Business and Professions Code, creating the Flame Retardant Control Board, prescribing its powers and duties, providing for the licensing and regulation of the flame retardant industry and making an appropriation therefor.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 1683: By Mr. Hinton—An act to amend Section 4041.18 of the Political Code and to amend Sections 25450 and 25457 of, and to add Section 25464 to, the Government Code, relating to jurisdiction and powers of boards of supervisors.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 1684: By Mr. Hinton—An act to amend Section 25450 of, and to add Section 25454.5 to the Government Code, relating to the construction, alteration and repair of buildings.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 1685: By Messrs. Maloney, Wollenberg, O'Day, Brady, Berry, Blosser, George D. Collins, and Gaffney—An act to add Section 5.43 to the World Trade Center Authority Act, relating to legal investments.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 1686: By Messrs. Maloney, Wollenberg, O'Day, Brady, Berry, Blosser, George D. Collins, and Gaffney—An act making an appropriation to the World Trade Center Authority.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 1687: By Messrs. Maloney, Wollenberg, O'Day, Berry, Blosser, Brady, George D. Collins, and Gaffney—An act creating the World Trade Center Authority and prescribing the powers and duties thereof; providing for the transfer of property and jurisdiction from the Board of State Harbor Commissioners for San Francisco Harbor to the authority and the cooperation of the said board in connection therewith; authorizing the authority to purchase or otherwise obtain land, buildings, works and property for the establishment of an international trade center, to be known as the World Trade Center, in the City and County of San Francisco, and offices thereof outside of said city and county, and authorizing the authority to construct and complete the World Trade Center directly or by contract; further authorizing the authority to operate and maintain (or either of them) the World Trade Center, directly or by contract or lease with the nonprofit corporation; providing for the issuance and sale of revenue bonds and providing for the use of the proceeds thereof for the purposes of this act; and providing

for the expenditure of such proceeds and all revenues received from the operation of the projects to the uses and purposes set forth herein.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 1688: By Mr. Hawkins—An act to amend Section 19057 of the Government Code, relating to certifications.

Referred to Committee on Civil Service and State Personnel.

Assembly Bill No. 1689: By Messrs. Hawkins and Anderson—An act creating the Salary Emergency Fund, and making an appropriation to said fund and providing salary and wage increases for state employees and providing that this act take effect immediately.

Referred to Committee on Civil Service and State Personnel.

Assembly Bill No. 1690: By Mr. Hawkins—An act to add Section 18930.5 to the Government Code, relating to civil service examinations.

Referred to Committee on Civil Service and State Personnel.

Assembly Bill No. 1691: By Mr. Hawkins—An act to add Section 817.5 to the Penal Code, relating to official bonds of police officers.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 1692: By Mr. Hawkins—An act to add Article 5a to Chapter 2 of Part 2 of Division 4 of the Labor Code, relating to disabled veterans who sustain subsequent injuries and making an appropriation to carry out the purposes thereof.

Referred to Committee on Military Affairs.

Assembly Bill No. 1693: By Messrs. Stewart and Waters—An act to amend Sections 8, 8.1, 8.2, 9, and 9.1 of the "Metropolitan Water District Act," approved May 10, 1927, and to amend and to renumber as Section 9.4 the section now numbered as 9.2 of, and to add Sections 9.2 and 9.3 to, said "Metropolitan Water District Act," providing for the taxation of property within metropolitan water districts, for the election by any municipality, the corporate area of which, in whole or in part, is included within any metropolitan water district, to pay out of its municipal funds, the taxes levied by such metropolitan water district or a percentage thereof, and for the performance of certain functions relating thereto by officers of counties and by the State Board of Equalization; providing for the addition to metropolitan water districts of the corporate areas of municipalities as separate units, for the addition to such metropolitan water districts of territory annexed to component municipalities thereof, and for the effect of such additions and the annexations; providing for the preparation and filing of certain documents and maps by such metropolitan water districts and their component municipalities; and declaring the severability of the provisions of this act.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 1694: By Messrs. Waters and Huyck—An act to amend Section 12152 of the Government Code, relating to the Secretary of State.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 1695: By Messrs. Waters and Huyck—An act to amend Section 12150 of the Government Code, relating to the Secretary of State.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 1696: By Mr. Field—An act making an appropriation to the State Controller for support.

Referred to Committee on Ways and Means.

Assembly Bill No. 1697: By Messrs. Field, Dickey, and Robertson —An act to amend Section 10 of the Public Utilities Act, relating to salaries and compensation of commissioners, officers and employees of the Public Utilities Commission of the State of California (formerly Railroad Commission of the State of California).

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 1698: By Mr. Field—An act to amend Section 12402 of, and to add Section 12404 to, the Government Code, relating to the officers and employees in the Controller's Office, and the appointment by the Controller of Deputy Controllers and civil executive officers

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 1699: By Mr. Field—An act to amend Section 16304 of the Government Code, relating to the reversion of unexpended balances of certain appropriations.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 1700: By Mr. James—An act to amend Section 1161 of the Civil Code, relating to the recordation of instruments.

Referred to Committee on Judiciary.

Assembly Bill No. 1701: By Mr. James—An act to amend Section 364 of the Civil Code and Section 1510 of the Corporations Code, relating to shareholders' liability for unauthorized dividends.

Referred to Committee on Judiciary.

Assembly Bill No. 1702: By Messrs. Allen, Geddes, Stewart, Dickey, and Caldecott—An act to amend Section 1626 of the Dental Practice Act in the Business and Professions Code.

Referred to Committee on Public Health.

Assembly Bill No. 1703: By Messrs. Cooke and Lester T. Davis—An act prescribing requirements for caboose cars used by common carriers by railroad in this State; regulating the use thereof; and providing penalties for its violations.

Referred to Committee on Public Utilities and Corporations.

Assembly Bill No. 1704: By Mr. Stephenson—An act to amend Section 201 of the Labor Code, relating to payment of wages.

Referred to Committee on Industrial Relations.

Assembly Bill No. 1705: By Mr. McCollister—An act creating a commission to be known as the California State Advertising and Publicity Commission, providing for the membership thereof, defining its powers and duties, and making an appropriation therefor.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 1706: By Mr. McCollister—An act to provide for agreements between cities, counties and cities and counties and the State Board of Equalization for the collection of sales and use taxes imposed by such cities, counties and cities and counties.

Referred to Committee on Municipal and County Government.

RECESS

At 10.22 a m., on motion of Mr. Dickey, the Assembly recessed until 10.27 a m to hear remarks from Miss Martha Hyers, of Hollywood, and to receive, from her, a cordial invitation, extended to all Members of the Assembly, to attend the Santa Barbara Fiesta on February 15th and 16th.

REASSEMBLED

At 10.27 a.m., the Assembly reconvened.

Hon. Sam L. Collins, Speaker of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

ANNOUNCEMENTS

Speaker Collins accepted, on behalf of the Members of the Assembly, the kind invitation extended to them by Miss Hyers to attend the Santa Barbara Fiesta on February 15th and 16th, and announced that several members were planning to be present at this celebration.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

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

Assembly Bill No. 1707: By Mr. Crowley—An act to amend Section 20009.1 of the Government Code, relating to the Retirement System.

Referred to Committee on Education.

Assembly Bill No. 1708: By Mr. Crowley—An act to amend Section 20949 of the Education Code, relating to the California School for the Blind.

Referred to Committee on Social Welfare.

Assembly Bill No. 1709: By Mr. Boyd—An act to amend Section 12 of the Water Conservation Act of 1927, relating to water conservation districts.

Referred to Committee on Conservation and Planning.

Assembly Bill No. 1710: By Messrs. Geddes, Huyck, Burke, and Stanley—An act to add Part 7 to Division 5 of the Labor Code, relating to electric power lines.

Referred to Committee on Public Utilities and Corporations.

Assembly Bill No. 1711: By Messrs. Burns, Berry, Blosser, Brady, George D. Collins, Cramer, Crichton, Gaffney, Luckel, Maloney, Mrs. Niehouse, Messrs. O'Day, Thompson, and Wollenberg—An act to provide for an augmented unified program of construction, improvements and equipment for the Department of Education, and making an appropriation therefor.

Referred to Committee on Education.

Assembly Bill No. 1712: By Mr. Burns—An act to amend Section 12130 of the Education Code, relating to the general elementary credential issued by the State Board of Education.

Referred to Committee on Education.

Assembly Bill No. 1713: By Mr. Burns—An act to add Section 114 to the Vehicle Code, relating to members of the California Highway Patrol.

Referred to Committee on Transportation and Commerce.

Assembly Bill No. 1714: By Mr. Burns—An act to amend Section 737h of the Political Code, relating to salaries of judges of the superior court.

Referred to Committee on Judiciary.

Assembly Bill No. 1715: By Messrs. Berry and Crowley—An act to amend Section 16½ of the Alcoholic Beverage Control Act, relating to licenses for retail sale of distilled spirits and beer and wine.

Referred to Committee on Public Morals.

Assembly Bill No. 1716: By Messrs. Berry and Crowley—An act to amend Section 6 of the Alcoholic Beverage Control Act, relating to privileges granted by alcoholic beverage licenses.

Referred to Committee on Public Morals.

Assembly Bill No. 1717: By Messrs. Wollenberg, Maloney, Field, Sam L. Collins, and Cooke—An act to add Section 107.7 to the Health and Safety Code, relating to the salary of the State Director of Public Health.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 1718: By Messrs. Wollenberg, Maloney, Field, Sam L. Collins, and Cooke—An act to add Section 13002.5 to the Government Code, relating to the salary of the Director of Finance.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 1719: By Messrs. Wollenberg, Maloney, Field, Sam L. Collins, and Cooke—An act to add Section 12399 to the Government Code, relating to the salary of the State Controller.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Constitutional Amendment No. 23: By Mr. Boyd—A resolution to propose to the people of the State of California an amendment to the Constitution of the State by adding Section 31e to Article IV

thereof, relating to state assistance to public agencies and nonprofit corporations for the construction of hospitals, health centers, and related facilities.

Referred to Committee on Constitutional Amendments.

Assembly Constitutional Amendment No. 24: By Messrs. M. Philip Davis, Geddes, and Boyd—A resolution to propose to the people of the State of California an amendment to the Constitution of the State by adding paragraph 15 to subdivision (a) of Section 4 of Article XXIV thereof, relating to exemptions from civil service.

Referred to Committee on Constitutional Amendments.

Assembly Bill No. 1720: By Mr. Dickey—An act making an appropriation for the purchase or acquisition of land and the construction of a state building thereon in the County of Alameda.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 1721: By Mr. Dickey—An act to amend Section 17000 of the Government Code, relating to issuance of state warrants.

Referred to Committee on Judiciary.

Assembly Bill No. 1722: By Mr. Dickey—An act to repeal Section 17001 of the Government Code, relating to issuance of state warrants.

Referred to Committee on Judiciary.

Assembly Bill No. 1723: By Mr. Dickey—An act to repeal Section 17003 of the Government Code, relating to issuance of state warrants.

Referred to Committee on Judiciary.

Assembly Bill No. 1724: By Mr. Dickey—An act to amend Section 17006 of the Government Code, relating to furnishing the Treasurer with a list of warrants issued.

Referred to Committee on Judiciary.

Assembly Bill No. 1725: By Mr. Dickey—An act to add Section 17007 to the Government Code, relating to the designation by codes of funds, appropriations, revenues and accounts on the records of the Controller and Treasurer.

Referred to Committee on Judiciary.

Assembly Bill No. 1726: By Mr. Dickey—An act to amend Sections 17030, 17031, and 17032, and repeal Sections 17033 and 17034 of the Government Code, relating to issuance of warrants.

Referred to Committee on Judiciary.

Assembly Bill No. 1727: By Mr. Dickey—An act making an appropriation to the State Controller for support.

Referred to Committee on Judiciary.

Assembly Bill No. 1728: By Mr. Dickey—An act to add Article 5, to Chapter 5, Part 1, Division 3, Title 2 to the Government Code, relating to payment of compensation to state officers and employees.

Referred to Committee on Judiciary.

Assembly Bill No. 1729: By Messrs. M. Philip Davis, Sherwin, Brown, Crichton, and Grunsky—An act to establish a Corporations Code, relating to corporations, partnerships, and other associations, and matters incidental thereto, consolidating and revising the law relating thereto, and repealing certain acts and parts of acts specified therein.

Referred to Committee on Judiciary.

Assembly Bill No. 1730: By Messrs. M. Philip Davis, Sherwin, Brown, Crichton, and Grunsky—An act to add Title 2, comprising Sections 15000 to 19000, inclusive, and Section 100002 to the Corporations Code, relating to partnerships and matters incidental thereto, consolidating and revising the law relating thereto, and repealing certain acts and parts of acts specified therein.

Referred to Committee on Judiciary.

Assembly Bill No. 1731: By Messrs. M. Philip Davis, Sherwin, Brown, Crichton, and Grunsky—An act to amend Section 411 of the Code of Civil Procedure, relating to service of summons.

Referred to Committee on Judiciary.

Assembly Bill No. 1732: By Messrs. M. Philip Davis, Sherwin, Brown, Crichton, and Grunsky—An act to add Section 12204.5 to the Government Code and to repeal Section 653.4 of the Civil Code, relating to the fees of the Secretary of State for filing instruments of cooperative corporations.

Referred to Committee on Judiciary.

Assembly Bill No. 1733: By Messrs. M. Philip Davis, Sherwin, Brown, Crichton, and Grunsky—An act to repeal Sections 501.5 and 2715 of, and to add Section 9611 to, the Corporations Code, relating to nonstock corporations.

Referred to Committee on Judiciary.

Assembly Bill No. 1734: By Messrs. M. Philip Davis, Sherwin, Brown, Crichton, and Grunsky—An act to amend Section 1713 of the Corporations Code, relating to corporations which acquire their own shares.

Referred to Committee on Judiciary.

Assembly Bill No. 1735: By Messrs. M. Philip Davis, Sherwin, Brown, Crichton, and Grunsky—An act to amend Sections 5001, 5010, 5200 and 5204 of the Corporations Code, relating to corporations, providing for winding up and dissolution thereof, and for provision for debts and liabilities by corporations in process of winding up and dissolution.

Referred to Committee on Judiciary.

Assembly Bill No. 1736: By Messrs. M. Philip Davis, Sherwin, Brown, Crichton, and Grunsky—An act to amend Section 106 of the Corporations Code, relating to corporations.

Referred to Committee on Judiciary.

Assembly Bill No. 1737: By Messrs. M. Philip Davis, Sherwin, Brown, Crichton, and Grunsky—An act to amend Section 309 of the Corporations Code, relating to corporations.

Referred to Committee on Judiciary.

Assembly Bill No. 1738: By Messrs. M. Philip Davis, Sherwin, Brown, Crichton, and Grunsky—An act to amend Section 822 of the Corporations Code, relating to corporations.

Referred to Committee on Judiciary.

Assembly Bill No. 1739: By Messrs. M. Philip Davis, Sherwin, Brown, Crichton, and Grunsky—An act to amend Section 1704 of the Corporations Code, relating to corporations.

Referred to Committee on Judiciary.

Assembly Bill No. 1740: By Messrs. M. Philip Davis, Sherwin, Brown, Crichton, and Grunsky—An act to amend Section 2212 of the Corporations Code, relating to corporations.

Referred to Committee on Judiciary.

Assembly Bill No. 1741: By Messrs. M. Philip Davis, Sherwin, Brown, Crichton, and Grunsky—An act to amend Section 3300 of the Corporations Code, relating to corporations.

Referred to Committee on Judiciary.

Assembly Bill No. 1742: By Messrs. M. Philip Davis, Sherwin, Brown, Crichton, and Grunsky—An act to amend Section 9600 of the Corporations Code, relating to nonprofit corporations.

Referred to Committee on Judiciary.

Assembly Bill No. 1743: By Messrs. M. Philip Davis, Sherwin, Brown, Crichton, and Grunsky—An act to amend Section 10208 of the Corporations Code, relating to corporations for charitable or eleemosynary purposes.

Referred to Committee on Judiciary.

Assembly Bill No. 1744: By Messrs. M. Philip Davis, Sherwin, Brown, Crichton, and Grunsky—An act to amend Section 12801 of the Corporations Code, relating to cooperative corporations.

Referred to Committee on Judiciary.

Assembly Bill No. 1745: By Messrs. M. Philip Davis, Sherwin, Brown, Crichton, and Grunsky—An act to amend Section 15151 of the Corporations Code, relating to partnerships

Referred to Committee on Judiciary.

Assembly Bill No. 1746: By Messrs. M. Philip Davis, Sherwin, Brown, Crichton, and Grunsky—An act to amend Section 15407 of the Corporations Code, relating to partnerships.

Referred to Committee on Judiciary.

Assembly Bill No. 1747: By Messrs. M. Philip Davis, Sherwin, Brown, Crichton, and Grunsky—An act to amend Section 17102 of the Corporations Code, relating to limited partnerships.

Referred to Committee on Judiciary.

Assembly Bill No. 1748: By Messrs. M. Philip Davis, Sherwin, Brown, Crichton, and Grunsky—An act to amend Section 17107 of the Corporations Code, relating to limited partnerships.

Referred to Committee on Judiciary.

Assembly Bill No. 1749: By Messrs. M. Philip Davis, Sherwin, Brown, Crichton, and Grunsky—An act to amend Section 21000 of the Corporations Code, relating to unincorporated associations.

Referred to Committee on Judiciary.

Assembly Bill No. 1750: By Messrs. M. Philip Davis, Sherwin, Brown, Crichton, and Grunsky—An act to amend Section 22003 of the Corporations Code, relating to joint stock associations.

Referred to Committee on Judiciary.

Assembly Bill No. 1751: By Messrs. M. Philip Davis, Sherwin, Brown, Crichton, and Grunsky—An act to amend Section 35102 of the Corporations Code, relating to subversive organizations.

Referred to Committee on Judiciary.

Assembly Bill No. 1752: By Messrs. Waters and Maloney—An act to amend Sections 4, 25, and 31 of, and to add one new section to be numbered 8.2 to, the Bank and Corporation Franchise Tax Act, and to amend Sections 19 and 24 of, and to add one new section to be numbered 7.2 to, the Corporation Income Tax Act, relating to the levy and collection of taxes upon banks, corporations, associations, and Massachusetts or business trusts, and providing that this act shall take effect immediately.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 1753: By Messrs. Maloney, Wollenberg, Dickey, Berry, Blosser, Brady, Caldecott, Carey, George D. Collins, Dunn, Gaffney, Sheridan, and Sherwin—An act to add Sections 30204.1, 30204.2, 30204.3, 30204.4, 30204.5, and 30357 to the Streets and Highways Code, relating to additional toll bridges.

Referred to Committee on Transportation and Commerce.

Assembly Bill No. 1754: By Messrs. Maloney, Wollenberg, Dickey, Berry, Blosser, Brady, Caldecott, Carey, George D. Collins, Dunn, Gaffney, Sheridan, and Sherwin—An act to amend Section 30605 of the Streets and Highways Code, relating to the San Francisco-Oakland Bay Bridge.

Referred to Committee on Transportation and Commerce.

Assembly Bill No. 1755: By Messrs. Maloney, Wollenberg, Dickey, Berry, Blosser, Brady, Caldecott, Carey, George D. Collins, Dunn, Gaffney, Sheridan, and Sherwin—An act to amend Section 30800 of the Streets and Highways Code, relating to the powers of the Department of Public Works.

Referred to Committee on Transportation and Commerce.

Assembly Bill No. 1756: By Messrs. Maloney, Wollenberg, Dickey, Berry, Blosser, Brady, Caldecott, Carey, George D. Collins, Dunn, Gaffney, Sheridan, and Sherwin—An act to amend Sections 30102 and 30221 of the Streets and Highways Code, relating to bonds for toll bridges.

Referred to Committee on Transportation and Commerce.

Assembly Bill No. 1757: By Messrs. Maloney, Wollenberg, Dickey, Berry, Blosser, Brady, Caldecott, Carey, George D. Collins, Dunn, Gaffney, Sheridan, and Sherwin—An act to amend Section 8 of the California Toll Bridge Authority Act, relating to additional toll bridges.

Referred to Committee on Transportation and Commerce.

Assembly Bill No. 1758: By Messrs. Maloney, Wollenberg, Dickey, Berry, Blosser, Brady, Caldecott, Carey, George D. Collins, Dunn, Gaffney, Sheridan, and Sherwin—An act to add Section 6.7 to, and to amend Section 12 of, the California Toll Bridge Authority Act, relating to additional toll bridges.

Referred to Committee on Transportation and Commerce.

Assembly Bill No. 1759: By Messrs. Maloney, Wollenberg, Dickey, Berry, Blosser, Brady, Caldecott, Carey, George D. Collins, Dunn, Gaffney, Sheridan, and Sherwin—An act to amend Section 30204 of the Streets and Highways Code, relating to additional toll bridges.

Referred to Committee on Transportation and Commerce.

Assembly Bill No. 1760: By Messrs. Maloney, Wollenberg, Dickey, Berry, Blosser, Brady, Caldecott, Carey, George D. Collins, Dunn, Gaffney, Sheridan, and Sherwin—An act to amend the title of and to amend Section 1 of an act entitled "An act to regulate the construction, operation and maintenance of toll bridges and toll roads situated wholly or in part within the State of California; vesting the exclusive jurisdiction over said toll bridges and toll roads in the Department of Public Works of the State of California; authorizing and empowering said department to grant upon certain terms, limitations, conditions and restrictions and under such supervision as in its judgment may be necessary, franchises, privileges or licenses for the construction or operation of toll bridges and toll roads and for the taking and keeping of tolls thereon, and to fix, determine, modify or change the rate of tolls to be taken thereon; to terminate the right of boards of supervisors to grant franchises, privileges or licenses for the construction, operation and the taking and keeping of tolls on toll bridges and toll roads; also providing that the State may purchase or retake any such toll bridges or toll roads constructed hereunder and repealing all other acts and parts of acts in conflict therewith," approved June 10, 1929, relating to franchises for toll bridges, toll roads, toll ferries, or other highway crossings.

Referred to Committee on Transportation and Commerce.

Assembly Bill No. 1761: By Messrs. Carey, Thomas, McMillan, Waters, and Erwin—An act to amend Section 845 of the Fish and Game Code, relating to the disposition of commercial fishing nets forfeited for violations of the law.

Referred to Committee on Fish and Game.

Assembly Bill No. 1762: By Mr. Thurman—An act to add Section 730.5 to the Streets and Highways Code, relating to penalties for damage to trees on state highways.

Referred to Committee on Conservation and Planning.

Assembly Bill No. 1763: By Mr. Thurman—An act to amend Sections 465 and 467 of the Streets and Highways Code, relating to state highway routes.

Referred to Committee on Conservation and Planning.

Assembly Bill No. 1764: By Mr. McMillan—An act to amend Section 685 of the Code of Civil Procedure, relating to execution of judgments.

Referred to Committee on Judiciary.

Assembly Bill No. 1765: By Mr. McMillan—An act to amend Section 117 of the Code of Civil Procedure, relating to the jurisdiction and venue of the small claims court.

Referred to Committee on Judiciary.

Assembly Bill No. 1766: By Mr. McMillan—An act to add Article 4a comprising Sections 17090 to 17098, inclusive, to Chapter 5 of Division 8 of the Education Code, relating to truants.

Referred to Committee on Education.

Assembly Bill No. 1767: By Mr. McMillan—An act to add Section 1152.5 to the Fish and Game Code, relating to driving or herding birds or mammals by airplane.

Referred to Committee on Fish and Game.

Assembly Bill No. 1768: By Mr. Field—An act to amend Sections 135 and 136.5 of the Streets and Highways Code and Section 4200 of the Government Code, relating to state contracts.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 1769: By Mr. Butters—An act to amend Section 887 of the Fish and Game Code, relating to fish.

Referred to Committee on Fish and Game.

Assembly Bill No. 1770: By Mr. Field—An act to amend Sections 14254, 14256, 14272, 14273, 14290, and 14292 of the Government Code, relating to state contracts.

Referred to Committee on Governmental Efficiency and Economy.

REPORTS OF STANDING COMMITTEES

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, January 31, 1947

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

House Resolution No. 14
House Resolution No. 52

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and be adopted, as amended.

DICKEY, Chairman

Above reported resolutions ordered on file for adoption.

CONSIDERATION OF HOUSE RESOLUTION NO. 52

House Resolution No. 52—Relative to installing a fluorescent lighting system in the Assembly Chamber.

Resolution read.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Rules:

Amendment No. 1

In paragraph 2 of the resolution, after "present", strike out "lighting", and insert "ventilating".

Amendment No. 2

In paragraph 2 of said resolution, after "modern", strike out "fluorescent lighting", and insert "ventilating".

Amendment No. 3

In paragraph 3 of said resolution after "in the sum of", insert "Fifteen hundred"; and in the parenthesis insert "1,500".

Amendments read, and adopted.

Request for Unanimous Consent

Mr. Dickey asked for, and was granted, unanimous consent to take up House Resolution No. 52, as amended, at this time.

Consideration of House Resolution No. 52, as Amended

House Resolution No. 52

Relative to installing a fluorescent lighting system

WHEREAS, The present lighting system in the Assembly Chamber produces glare and is productive of considerable heat; now, therefore, be it

Resolved by the Assembly of the State of California, That the Superintendent of Buildings and Grounds is hereby directed during the recess of the present general session, pursuant to Section 2 of Article IV of the Constitution, to replace the present ventilating system in the Assembly Chamber with a modern ventilating system; and be it further

Resolved, That the Controller be, and he is hereby, authorized to draw his warrant in the sum of one thousand five hundred dollars ($1,500), or so much thereof as may be necessary, from the Contingent Fund of the Assembly, for the expenses of the Superintendent of Buildings and Grounds in carrying out the provisions of this resolution.

Resolution read, as amended.

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

AYES—Allen, Anderson, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Dunn, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—65.

NOES—None.

CONSIDERATION OF HOUSE RESOLUTION NO. 14

House Resolution No. 14—Relative to an Assembly Investigating Committee on Fire Hazards.

Resolution read.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Rules:

Amendment No. 1

In paragraph 3 of the resolution after "adjournment", strike out the period, insert a comma and add:

"with authority to file its final report not later than the fifteenth day of March, 1947."

Amendment No. 2

In paragraph 2 of said resolution, after "consist of", strike out "five", and insert "three".

Amendment No. 3

In paragraph 6 of said resolution, after "the sum of", strike out "ten thousand dollars ($10,000)", and insert "five hundred dollars ($500)".

Amendments read, and adopted.

Request for Unanimous Consent

Mr. Dickey asked for, and was granted, unanimous consent to take up House Resolution No. 14, as amended, at this time.

Consideration of House Resolution No. 14, as Amended

House Resolution No. 14

Relative to an Assembly Investigating Committee on Fire Hazards

WHEREAS, Fires in hotels, rooming houses and apartments have taken an appalling number of lives in recent months; and

WHEREAS, It is essential, to avoid the recurrence of such disasters, that a study be made and legislation be enacted to provide higher standards of safety and more adequate fire-fighting equipment in hotels, rooming houses, and apartments;

Resolved by the Assembly of the State of California, As follows:

1. The Assembly Investigating Committee on Fire Hazards is hereby created and authorized and directed to ascertain, study and analyze all facts relating to the prevention and suppression of fires, in hotels, rooming houses, and apartments, and the establishment of adequate safety standards to prevent loss of lives in such fires, including but not limited to the operation, effect, administration, enforcement and needed revision of any and all laws in any way bearing upon or relating to the subject of this resolution, and to report thereon to the Assembly, including in the reports its recommendations for appropriate legislation.

2. The committee shall consist of three Members of the Assembly appointed by the Speaker. Vacancies occurring or existing in the membership of the committee shall be filled by the appointing power.

3. The committee is authorized to act during this session of the Legislature, including any recess, but not after final adjournment, with authority to file its final report not later than the fifteenth day of March, 1947.

4. The committee and its members shall have and exercise all of the rights, duties and powers conferred upon investigating committees and their members by the provisions of the Joint Rules of the Senate and Assembly and of the Standing Rules of the Assembly as they are adopted and amended from time to time, which provisions are incorporated herein and made applicable to this committee and its members.

Until the adoption of Joint Rules at this session, the Joint Rules of the last preceding regular session are incorporated herein and made applicable to this committee and its members.

5. The committee has the following additional powers and duties:

(a) To select a chairman and a vice chairman from its membership.

(b) To contract with such other agencies, public or private, as it deems necessary for the rendition and affording of such services, facilities, studies and reports to the committee as will best assist it to carry out the purposes for which it is created.

(c) To cooperate with and secure the cooperation of county, city, city and county, and other local law enforcement agencies in investigating any matter within the scope of this resolution and to direct the sheriff of any county to serve subpenas, orders and other process issued by the committee.

(d) To report its findings and recommendations to the Legislature and to the people from time to time and at any time, not later than the date of final adjournment.

(e) To do any and all other things necessary or convenient to enable it fully and adequately to exercise its powers, perform its duties, and accomplish the objects and purposes of this resolution.

6. The sum of five hundred dollars ($500) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Assembly for the expenses of the committee and its members and for any charges, expenses or claims it may incur under this resolution, to be paid from the said contingent fund and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read, as amended.

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

AYES—Allen, Anderson, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Dunn, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Rosenthal, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—66.

NOES—None.

REQUEST FOR UNANIMOUS CONSENT THAT CHART AND SCHEDULES BE PRINTED IN JOURNAL

Mr. Dickey asked for, and was granted, unanimous consent that the chart for the organization of standing committees; the schedule of Assembly committee meetings; and the schedule of place and time of committee meetings be ordered printed in the Journal.

Above chart and schedules will appear before the motion to adjourn.

MOTION TO WITHDRAW AND RE-REFER COMMUNICATION

Mr. Dickey moved that the communication from the State Board of Equalization, signed by William G. Bonelli, be withdrawn from the Committee on Rules, and be re-referred to the Interim Committee on Governmental Efficiency and Economy.

Mr. M. Philip Davis seconded the motion.

Motion carried.

Communication ordered re-referred to the Interim Committee on Governmental Efficiency and Economy.

COMMUNICATIONS

By Speaker Collins:

A communication from Mrs. Alex Jimenez, Secretary of the George Washington P.-T.A., of Anaheim; and a petition carrying dozens of signatures, relative to expressed opposition to the granting of automobile drivers' licenses to persons under 16 years of age, were received, and ordered referred to the Committee on Revenue and Taxation.

REPORTS OF STANDING COMMITTEES

Committee on Revenue and Taxation

ASSEMBLY CHAMBER, SACRAMENTO, January 31, 1947

MR. SPEAKER: Your Committee on Revenue and Taxation, to which was referred: Assembly Bill No. 429

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

HOLLIBAUGH, Chairman

Above reported bill ordered to second reading.

SECOND READING OF ASSEMBLY BILLS (BY UNANIMOUS CONSENT)

Assembly Bill No. 429—An act to amend Section 7.5 of the Bank and Corporation Franchise Tax Act, Section 5.5 of the Corporation Income Tax Act, and Sections 6051, 6201, 17053.5, 19200, 19201.5, 19202, 19203.5, 19204.5, 19205.5 of the Revenue and Taxation Code, relating to state taxation and providing for rates and exemptions, and providing that this act shall take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Revenue and Taxation:

Amendment No. 1

On page 1 of the printed bill, strike out lines 10 to 19, inclusive.

Amendment No. 2

On page 2 of the printed bill, strike out lines 1 to 13, inclusive; and strike out lines 23 to 45, inclusive.

Amendment No. 3

On page 3 of the printed bill, strike out lines 4 to 25, inclusive; and strike out lines 34 to 52, inclusive

Amendment No. 4

On page 4 of the printed bill, strike out lines 1 to 3, inclusive

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

RESOLUTIONS

The following resolution was offered:

By Mr. Dickey:

House Resolution No. 79

Resolved by the Assembly of the State of California, That the Controller be and he hereby is authorized and directed to draw his warrant on the Contingent Fund of the Assembly in favor of Arthur A. Ohnimus, Chief Clerk of the Assembly, and the State Treasurer hereby is directed to pay the same, for the sum of two hundred fifty dollars ($250), said amount being for the payment of postage, telegraphing, expressage, and incidental expenses of the Chief Clerk's Office.

Request for Unanimous Consent

Mr. Dickey asked for, and was granted, unanimous consent to take up House Resolution No. 79, at this time, without reference to committee or file.

Resolution read.

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

AYES—Allen, Anderson, Beck, Bennett, Berry, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Weber, Wollenberg, and Mr. Speaker—72.

NOES—None.

REQUEST FOR UNANIMOUS CONSENT THAT 20 SUITABLY ENGROSSED COPIES OF HOUSE RESOLUTION NO. 74 BE ORDERED PRINTED

Mr. Silliman asked for, and was granted, unanimous consent that 20 suitably engrossed copies of House Resolution No. 74, for members of the Rotary Club, be ordered printed.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, January 31 1947

MR. SPEAKER. Your Committee on Legislative Procedure has examined:

Assembly Bill No. 962—An act to amend Section 4270 of the Political Code and Section 28141 of the Government Code, relating to compensation for public service in counties of the forty-first class, declaring the urgency hereto, to take effect immediately;

And reports that the same has been correctly enrolled, and presented to the Governor on the thirty-first day of January, 1947, at 11 a m

WEBER, Chairman

RESOLUTIONS

The following resolution was offered:

By Mr. Dickey:

House Resolution No. 80

WHEREAS, Various Members of the Assembly will desire to have shipped to their various places of residence their bill files and other printed matter for use during the constitutional recess; therefore, be it

Resolved, That the Sergeant-at-Arms, Wilkie Ogg, be authorized to procure such boxes, packing and other material as is necessary for the purpose of shipping same properly packed to said members, and the State Controller is hereby authorized to draw his warrant on the Contingent Fund of the Assembly in favor of Wilkie Ogg, Sergeant-at-Arms, in an amount not to exceed seven hundred fifty dollars ($750), and the State Treasurer is hereby authorized to pay the same The Sergeant-at-Arms of the Assembly is further directed to furnish the Controller with vouchers for all expenditures made by him in pursuance of the work set forth above, during the said constitutional recess.

Request for Unanimous Consent

Mr. Dickey asked for, and was granted, unanimous consent to take up House Resolution No. 80, at this time, without reference to committee or file.

Resolution read.

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

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr Speaker—74

NOES—None.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

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

Assembly Bill No. 1771: By Mr. Rosenthal—An act to add Section 3.5 to the Judges' Retirement Act, relating to the retirement of judges and justices.

Referred to Committee on Judiciary.

Assembly Bill No. 1772: By Messrs. Wollenberg and Field—An act to amend Section 3209.3 of the Labor Code.

Referred to Committee on Public Health.

Assembly Bill No. 1773: By Messrs. Wollenberg and Field—An act to amend Section 252 of the Unemployment Insurance Act.

Referred to Committee on Public Health.

Assembly Bill No. 1774: By Messrs. Wollenberg and Field—An act to amend Section 1679 of the Dental Practice Act.

Referred to Committee on Public Health.

Assembly Bill No. 1775: By Messrs. Wollenberg and Field—An act to amend Section 1627 of the Dental Practice Act.

Referred to Committee on Public Health.

Assembly Bill No. 1776: By Mr. Wollenberg—An act to repeal Sections 350 and 354 inclusive, and to add Sections 350 to 360 inclusive, to the Health and Safety Code, relating to Division of Dental Health in the Department of Public Health, and to make an appropriation therefor.

Referred to Committee on Public Health.

Assembly Bill No. 1777: By Mr. Maloney—An act to add Section 4.5 "An act to provide for the acquisition of temporary and emergency housing facilities for veterans and families of servicemen by joint action of the state and local agencies, providing for the operation of such facilities, making an appropriation, and declaring the urgency thereof, to take effect immediately," approved February 15, 1946, as amended, relating to temporary and emergency housing for veterans, and authorizing a local agency to utilize the facilities and experience of another local agency, in providing housing pursuant to said act, to enter into agency or other appropriate agreements therefor, to validate such agreements between local agencies, and declaring the urgency thereof, to take effect immediately.

Referred to Committee on Military Affairs.

Assembly Bill No. 1778: By Mr. Debs—An act to add Section 465 3 to the Vehicle Code, relating to state highway signs.

Referred to Committee on Conservation and Planning.

Assembly Bill No. 1779: By Mr. Debs—An act to amend Sections 926 and 928 of, and to add Sections 914.5, 914 6, 971, and 972 to, the Health and Safety Code, relating to local health districts, providing for membership and terms of boards of trustees thereof, and retirement benefits of employees.

Referred to Committee on Public Health.

Assembly Bill No. 1780: By Mr. Debs—An act to add Section 25 to the District Investigation Act of 1933, relating to local health districts.

Referred to Committee on Public Health.

Assembly Bill No. 1781: By Messrs. Geddes and M. Philip Davis—An act to amend Sections 19601 and 19617 of, to add Section 19618 to, and to repeal Section 19616 of the Education Code, relating to child care centers, and declaring the urgency thereof, to take effect immediately.

Referred to Committee on Education.

Assembly Bill No. 1782: By Messrs. Geddes and M. Philip Davis—An act making an appropriation for the support of child care centers, and declaring the urgency thereof, to take effect immediately.

Referred to Committee on Education.

Assembly Bill No. 1783: By Mr. Silliman—An act to add Part 4 to Division 5 of the Health and Safety Code and Chapter 3 to Division 1 of the Water Code, to renumber Sections 5439 and 5445 of the Health and Safety Code, and to repeal Articles 2 and 3 of Chapter 6 of Part 3 of Division 5 of the Health and Safety Code, relating to waste disposal, liquid, gaseous, and solid, including but not limited to the protection of the quality of waters of the State, requiring permits therefor, providing for the administration and investigation thereof by the State Department of Public Health, the Department of Public Works, and the Department of Natural Resources, making an appropriation therefor, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Conservation and Planning.

Assembly Bill No. 1784: By Mr. Maloney—An act to amend Section 274 of the Code of Civil Procedure, relating to phonographic reporters.

Referred to Committee on Judiciary.

Assembly Bill No. 1785: By Mr. Caldecott—An act to add Section 1506 to the Government Code, relating to the liability of counties, county officers and the sureties on their bonds.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 1786: By Mr. Caldecott—An act to amend Section 18 of "An act to establish police courts in cities of the second class, to fix their jurisdiction, and provide for officers of said courts, and fix the compensation of certain officers thereof," approved March 23, 1901, relating to jurors' fees, mileage and expenses.

Referred to Committee on Judiciary.

Assembly Bill No. 1787: By Mr. Caldecott—An act to amend Section 2 of Chapter 359, Statutes of 1903, entitled "An act to provide for the payment by the State or counties or school districts, or other special districts, or cities, or cities and counties, of the premium or charge on official bonds when given by surety companies," approved March 25, 1903, as amended, relating to bonds of deputies, assistants, clerks, subordinate officers and employees of any county.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 1788: By Mr. Ralph C. Dills—An act to amend Sections 14112, 14122, 14122.5 and 14128, to repeal Section 14135.1 of the Education Code, and to add new Section 14120.1 thereto, relating to school district employees.

Referred to Committee on Education.

Assembly Constitutional Amendment No. 25: By Mr. Anderson—A resolution to propose to the people of the State of California an amendment to the Constitution of the State by amending Sections 5,

6, 7, 8, 9, 10, 12, 13, and 14 of, and to add Section 14.5 to Article IV, to provide, except as to certain matters, for a single house Legislature.

Referred to Committee on Constitutional Amendments.

Assembly Concurrent Resolution No. 42: By Mr. Debs—Relative to requesting the Department of Public Health to make a survey of means for the treatment of cancer.

Referred to Committee on Rules.

Assembly Joint Resolution No. 20: By Mrs. Niehouse, Messrs. Cramer, Luckel, and Hollibaugh—Relative to the Surplus Property Disposal Act of 1944, and rights of states and their political subdivisions to acquire surplus property.

Referred to Committee on Rules.

RECESS

At 11 a.m., on motion of Mr. Dickey, the Assembly recessed until 11.10 a.m.

REASSEMBLED

At 11.10 a.m., the Assembly reconvened.

Hon. Sam L. Collins, Speaker of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

REPORTS OF STANDING COMMITTEES

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, January 31, 1947

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

House Resolution No. 57

Assembly Concurrent Resolution No. 37

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

DICKEY, Chairman

House Resolution No. 57 ordered on file for adoption.

Assembly Concurrent Resolution No. 37 ordered engrossed.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

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

Assembly Bill No. 1789: By Mr. O'Day—An act to add Chapter 15 comprising Sections 30550 to 30565 inclusive, to Division 17 of the Streets and Highways Code, authorizing the creation of a debt or debts, liability or liabilities, through the issuance and sale of state bonds, for the single object of creating a fund to provide for the acquisition and construction of a second bay highway crossing; defining the powers and duties of the California Toll Bridge Authority and other state officers in respect to the administration of the provisions hereof; providing ways and means, exclusive of loans, for the payment of the interest of such debt or debts, liability or liabilities, as such interest falls due, and also for the payment and discharge of the principal of such debt or debts, liability or liabilities, as such principal matures; appropriating money for the expense of preparing and of advertising the sale of bonds herein authorized to be issued; and providing for the submission of this act to

a vote of the people at the general election to be held in the month of November, 1948.

Referred to Committee on Transportation and Commerce.

Assembly Bill No. 1790: By Messrs. Price, Hinckley, Anderson, Crichton, Debs, Erwin, Geddes, Grant, Hawkins, Hollibaugh, Huyck, Knight, Stanley, Stewart, Thompson, and Waters—An act making an appropriation to the San Bernardino County Flood Control District for the payment of damages due to the construction works in the construction of the project for the control of floods on the Santa Ana River Basin, Lytle and Cajon Creeks.

Referred to Committee on Ways and Means.

Assembly Bill No. 1791: By Messrs. Wollenberg and Maloney—An act relating to the revenue deficiency reserve; defining the powers and duties of state officers in connection therewith, and declaring the urgency thereof, to take effect July 1, 1947.

Referred to Committee on Ways and Means.

CONSIDERATION OF DAILY FILE
THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 747—An act to add Section 2042 to the Penal Code, relating to escapes from the California Vocational Institution, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Motion to Amend

Mr. Cooke moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 5, of the printed bill, strike out "felony", and insert 'misdemeanor".

Amendment read.

Motion to Withdraw Assembly Bill No. 747 From the File and Re-refer It to the Committee on Crime and Correction

Mr. McMillan moved that Assembly Bill No. 747 be withdrawn from the file, and re-referred to the Committee on Crime and Correction.

Mr. Doyle seconded the motion.

Point of Order

Mr. Bennett arose to the following point of order: That the bill was heard before the Committee on Judiciary, and that Mr. McMillan is out of order.

Request for Unanimous Consent That He Be Permitted to Restate His Previous Motion

Mr. McMillan asked for, and was granted, unanimous consent that he be permitted to restate his previous motion.

Restatement of Previous Motion

Mr. McMillan moved that Assembly Bill No. 747 be withdrawn from the file, and re-referred to a proper committee, for further consideration, at the discretion of the Speaker.

Mr. Cooke seconded the motion.

Motion to Grant Additional Time to Mr. Lowrey

Mr. Evans moved that an additional five minutes be granted to Mr. Lowrey for the purpose of speaking upon the motion to re-refer Assembly Bill No. 747 to committee.

Mr George D. Collins seconded the motion.

Motion carried.

Demand for Previous Question

Messrs. Geddes, Lyons, Cooke, Waters, and Stewart demanded the previous question.

Demand for previous question sustained.

The question being on the motion to withdraw Assembly Bill No. 747 from the file, and re-refer it to a proper committee at the discretion of the Speaker.

Roll Call Demanded

Messrs. Cooke, Geddes, and Doyle demanded a roll call.

The roll was called, and the motion lost by the following vote:

AYES—Anderson Berry, George D Collins, Crichton, M Philip Davis, Debs, Ralph C. Dills, Doyle, Gaffney, Hawkins, Heisinger, McMillan, Miller, Robertson, and Sheridan—15.

NOES—Allen, Beck, Bennett, Blosser, Boyd Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cramer, Crowley, Clayton A. Dills, Dolwig, Evans, Field, Gannon, Geddes, Grant, Grunsky, Hahn, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Luckel, Maloney, McCollister, Niehouse, Price, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, and Wollenberg—53.

The question being on the adoption of the amendment offered by Mr. Cooke to Assembly Bill No. 747.

Motion to Lay Amendment Upon the Table

Mr. Evans moved that the amendment offered by Mr. Cooke to Assembly Bill No. 747 be laid upon the table.

Mr. Luckel seconded the motion.

Roll Call Demanded

Messrs. Gaffney, Silliman, and Doyle demanded a roll call.

The roll was called, and the motion to lay the amendment offered by Mr. Cooke to Assembly Bill No. 747 upon the table carried by the following vote:

AYES—Allen, Beck, Bennett, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cramer, Dickey, Dolwig, Erwin, Evans, Field, Gannon, Geddes, Grant Grunsky, Hahn Hinckley, Hinton, Hollibaugh, Huyck, James, Kirkwood, Knight, Luckel, Niehouse, Price, Sherwin, Silliman, Stanley, Stephenson, Stewart Thompson, Thorp, Thurman, Waters, and Wollenberg—45

NOES—Anderson, Berry, Blosser, George D. Collins, Cooke, Crichton, Crowley, M. Philip Davis, Debs, Clayton A Dills, Ralph C Dills, Doyle, Fletcher, Gaffney, Hawkins, Heisinger, Johnson, Loomis, Maloney, McMillan, Miller, Robertson, Sheridan, and Thomas—24.

The question being on the passage of Assembly Bill No. 747.

Consideration of Further Amendments to Assembly Bill No. 747

Motion to Amend

Mr Thomas moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 4, of the printed bill, strike out "or attempts to escape".

Amendment read.

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

AYES—Anderson, Berry, Brady, Burns, George D. Collins, Cooke, Crowley, Lester T. Davis, Ralph C. Dills, Dolwig, Doyle, Fletcher, Gaffney, Grant, Hawkins, Heisinger, Kilpatrick, Loomis, Lyons, Maloney, McMillan, O'Day, Robertson, and Thomas—24.

NOES—Allen, Beck, Bennett, Blosser, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cramer, M. Philip Davis, Dickey, Erwin, Evans, Field, Gannon, Geddes, Grunsky, Hahn, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Knight, Luckel, McCollister, Miller, Niehouse, Price, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, and Weber—45.

The question being on the passage of Assembly Bill No. 747.

Consideration of Further Amendments to Assembly Bill No. 747

Motion to Amend

Mr. Bennett moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 5, of the printed bill, after "felony", insert "or a misdemeanor, in the discretion of the court".

Amendment read.

Amendment Withdrawn

Mr. Bennett withdrew the above amendment.

The question being on the passage of Assembly Bill No. 747.

Motion That Five Additional Minutes Be Granted to Mr. George D. Collins

Mr. Ralph C. Dills moved that five additional minutes be granted to Mr. George D. Collins, for the purpose of permitting him to complete his arguments.

Mr. Brady seconded the motion.

The roll was called, and the motion carried by the following vote:

AYES—Allen, Anderson, Bennett, Berry, Blosser, Brady, Brown, Burns, Butters, Carey, George D. Collins, Cooke, Crichton, Crowley, Lester T. Davis, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Fletcher, Gaffney, Grunsky, Hawkins, Heisinger, Huyck, Johnson, Kilpatrick, Kirkwood, Loomis, Lyons, McCollister, McMillan, Miller, Niehouse, Robertson, Sheridan, Sherwin, Stephenson, Thomas, Thompson, Thurman, and Waters—44.

NOES—Burke, Caldecott, Clarke, Collier, Conrad, Cramer, Evans, Field, Gannon, Geddes, Grant, Hahn, Hinckley, Hinton, Hollibaugh, James, Knight, Luckel, Silliman, Stanley, Stewart, and Thorp—22.

Urgency Clause

Urgency clause read.

Demand for Previous Question

Messrs. Grant, Collier, Cooke, Waters, and Luckel demanded the previous question.

Demand for previous question sustained.

The question being on the adoption of the urgency clause to Assembly Bill No. 747.

The roll was called.

Call of the Assembly

Pending the announcement of the vote, Mr. Price moved a call of the Assembly.

Motion carried. Time, 12.45 p.m.

The Speaker directed the Sergeant-at-Arms to close the doors, and to bring in the absent members.

PROCEEDINGS UNDER CALL OF THE ASSEMBLY BY UNANIMOUS CONSENT TEMPORARY SUSPENSION OF ASSEMBLY RULE NO. 33

Mr. Dickey asked for, and was granted, unanimous consent that Assembly Rule No. 33 be temporarily suspended for the purpose of placing a call of the Assembly on any matter on file.

REQUEST FOR UNANIMOUS CONSENT THAT OPINION BE PRINTED IN THE JOURNAL

Mr. Thomas asked for, and was granted, unanimous consent that the following opinion from the Office of Legislative Counsel be ordered printed in the Journal.

Opinion of Legislative Counsel

OFFICE OF LEGISLATIVE COUNSEL
SACRAMENTO, January 28, 1947

Punishment for Second Escape from the California Vocational Institution Under Assembly Bill No 747—No. 2215

Honorable Vincent Thomas
Assembly Chamber

Question

DEAR MR THOMAS: You have asked us, assuming that Assembly Bill No. 747 is enacted as introduced, what the punishment will be for a second escape, or attempted escape, from the California Vocational Institution

Assembly Bill No. 747 adds Section 2042 to the Penal Code, to read:

"2042. Every person confined in the California Vocational Institution who escapes or attempts to escape therefrom is guilty of a felony."

Penal Code Sections 18 and 18a prescribe a punishment of imprisonment in a state prison not exceeding five years and not less than six months, respectively, for offenses declared to be felonies, except in cases where a different punishment, or a different minimum punishment is prescribed by law.

However, subdivision (a) of Section 644 of the Penal Code provides that every person convicted in this State of certain enumerated crimes, *including "escape from a state prison by use of force or dangerous or deadly weapons"* who has been *previously twice convicted* upon separate charges of, and has *served* separate *terms "in any state prison* and/or federal penal institution" for, certain enumerated crimes, *including "escape from a state prison"* shall be adjudged an habitual criminal and shall be punished by imprisonment in the state prison for life Subdivision (c) of Pen. C. 644 make similar provision concerning persons three times similarly convicted. Subdivision (d) permits the court, in exceptional cases, not later than 60 days after the commencement of the imprisonment, to provide that the defendant is not an habitual criminal, and in that case the defendant is not subject to the provisions of Section 644.

It should be noted that the penalty of life imprisonment attaches to the third offense of which the person is convicted (i.e., he must have been twice previously convicted of one of the enumerated offenses), and that, with reference to escapes from the California Vocational Institution, the offense enumerated is not only escape from a state prison, but also "by use of force or dangerous or deadly weapons."

The persons confined in the California Vocational Institution are, under Pen. C 2037, persons subject to the custody, control, and discipline of the Director of Corrections or the Youth Authority, and hence, with the exception of juvenile court commitments under subdivision (e) of Welfare and Institutions Code Section 740, they are persons already convicted of crime (see W. & I. C. 1731 5 and Pen. C. 1202a). Assuming that the crime of which such a person was originally convicted was one of the crimes enumerated in Pen C. 644 and that his second escape from the California Vocational Institution was by use of force or dangerous or deadly weapons so as to bring him within the terms of Section 644, whether or not he is punishable under that section depends upon whether or not the California Vocational Institution is "a state prison" within the meaning of that term as used in the three places where it appears in subdivision (a) of Penal Code Section 644

Opinion

If Assembly Bill No 747 is enacted as introduced, we believe that a second escape from the California Vocational Institution by a person transferred thereto by the Adult Authority would be punishable by imprisonment for life under Penal Code Section 644 in a case within the terms of that section, but that a second escape therefrom by a person transferred thereto by the Youth Authority after commitment to the authority by a juvenile court could not be punishable under that section, but would be punishable by not more than five years imprisonment As to persons transferred by the

Youth Authority other than those committed to the authority by the juvenile court, the law is uncertain, but we incline to the view that they also would not be punishable under Penal Code Section 644.

Analysis

The California Vocational Institution is established pursuant to Sections 2035 to 2041, inclusive, of the Penal Code, as added thereto by Chapter 1454 of the Statutes of 1945. Although these sections are placed in the portion of the code dealing with prisons and prisoners, the establishment is consistently referred to as an "institution," and the word prison is nowhere applied to it.

Section 2037 provides that whenever by reason of any law governing the commitment of a person to the Youth Authority or to an institution under its jurisdiction the person is deemed not to be a person convicted of crime (see W. & I. C. 736, providing that an order adjudging a person to be a ward of the juvenile court shall not be deemed to be a conviction of crime), the placement of person in the vocational institution shall not affect his status or rights, and shall not be deemed a conviction of crime. On the other hand, Section 2037 expressly provides that Section 644 of the Penal Code shall apply to a person who has served a term in the vocational institution after transfer thereto by the Adult Authority.

Thus it appears to be the legislative intention that as to persons placed in the vocational institution by the Adult Authority, a person who has served a term in the institution is a person who has served a term "in any state prison." When reference is made in that same section to escape from "state prison" the identical words would appear to have the same meaning, and "escape from a state prison" to include escape from the vocational institution.

The fact that the vocational institution is not designated as a "prison" in sections governing it is not determining. In holding that a term served in a federal "reformatory" was a term served in a federal "penitentiary" within the meaning of Penal Code Section 644 (prior to the 1945 amendment) the Supreme Court of California said:

"Rather it is the character of the institution and its inmates together with the nature of the proceedings leading to confinement therein which determine its status in relation to the language of the code section under consideration." (In re Gilliam (1945), 26 C. 2d 860, 863; see also In re Loncaric (1945) 71 C. A. 2d 144, 145).

As to persons transferred to the vocational institution by the Adult Authority from state prisons, by this test the vocational institution seems clearly a prison. However, as to persons transferred thereto by the Youth Authority, to which young persons are committed in lieu of imprisonment in prison or in county jails, by this test the vocational institution is not a prison, but a facility for correction and rehabilitation of youthful offenders, similar in nature to the "educational institutions" "established and maintained in the State as correctional schools for the reception of wards of the juvenile court and other persons committed to the Youth Authority." (See W. & I. C. 1000).

Summary

To summarize: If Assembly Bill No. 747 is enacted, we believe that a second escape from the California Vocational Institution will be punishable by imprisonment for not more than five years, except in the case of persons transferred to the vocational institution by the Adult Authority who (1) were originally convicted of a crime enumerated in subdivision (a) of Penal Code Section 644, (2) escape by use of force or dangerous or deadly weapons, and (3) otherwise come within all the terms of Section 644.

Very truly yours,

FRED B. WOOD, Legislative Counsel
By HARRIETT R. BUHLER, Deputy

REQUEST FOR UNANIMOUS CONSENT TO PRINT STATEMENT IN JOURNAL

Mr. Gaffney asked for, and was granted, unanimous consent that the following statement be ordered printed in the Journal:

Statement by Mr. Gaffney

Mr. Speaker and Members of the Assembly

I hope the few words I would like to say in support of this resolution may not be deemed impertinent in view of the appreciation of the life and reverence for the memory of Franklin Delano Roosevelt we all hold in common.

Franklin Delano Roosevelt was born January 30, 1882, and in the brief span of 63 years he left the impress of his character on the annals of history for all time.

Humanitarian—Warrior—Statesman—
Gentle in his solicitude for children and the poor—
Gallant battler against tyranny and wrong—
Wise captain of our ship of state through calm seas and storms of over 12 years.

May God reward him the company of Washington and Lincoln and may we ever hold him in the same reverence—first in war—first in peace—and first in the hearts of his countrymen.

CONSIDERATION OF DAILY FILE

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 811—An act relating to the employment of prisoners confined in the California State Prison at San Quentin, and declaring the urgency thereof.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Waters, and Mr. Speaker—66.
NOES—None.

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

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Waters, and Mr. Speaker—66.
NOES—None.

Bill ordered transmitted to the Senate.

STATEMENT

Declaration of Legislative Intent With Reference to Assembly Bill No. 811

It is expressly declared that with reference to Assembly Bill No. 811, introduced in the Assembly January 24, 1947, at the Fifty-seventh (General) Session of the California Legislature, the legislative intent of this bill is not to allow any new or additional contracts to be entered into but solely to permit the contracts now existing between the Federal Government and the State of California concerning the repair, alteration and renovation of garments in the San Quentin State Prison to be allowed to continue to their termination date.

ELWYN S. BENNETT

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Joint Resolution No. 17—Relative to federal payments for disabled veterans in veterans homes.

Resolution read.

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

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, and Mr Speaker—71.
NOES—None.

Resolution ordered transmitted to the Senate.

CONSIDERATION OF HOUSE RESOLUTION NO. 54

House Resolution No. 54

Relative to the continuance of the California Legislative Committee on Administrative Regulations created by House Resolution No. 278 of the Fifty-sixth Regular Session

Resolved by the Assembly of the State of California, As follows:

1. The California Legislative Committee on Administrative Regulations created by House Resolution No. 278 of the Fifty-sixth Regular Session is continued as an Assembly committee at this general session, with all the rights, powers and duties possessed by the committee and its members immediately prior to the commencement of this session. Vacancies occurring or existing in the membership of the committee shall be filled by the appointing power.

2. The committee is authorized to act during this session of the Legislature, including any recess, but not after final adjournment

3. The provisions of the Joint Rules of the Senate and Assembly and of the Standing Rules of the Assembly, as soon as such rules are adopted at this session or amended from time to time, become applicable to this committee and its members.

4. The sum of five hundred dollars ($500) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Assembly for the expenses of the committee and its members and for any charges, expenses or claims it may incur under this resolution, to be paid from said contingent fund and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Controller.

Resolution read.

Motion to Amend

Mr. Allen moved the adoption of the following amendments:

Amendment No. 1

In paragraph 2, after the word "adjournment", strike out the period, and insert a comma and "with authority to file its final report not later than March 15, 1947."

Amendment No. 2

In paragraph 4, line 1, strike out "The sum of five hundred dollars ($500)", and insert "The sum of two hundred fifty dollars ($250)".

Amendments read, and adopted.

Consideration of House Resolution No. 54, as Amended

House Resolution No. 54

Relative to the continuance of the California Legislative Committee on Administrative Regulations created by House Resolution No. 278 of the Fifty-sixth Regular Session

Resolved by the Assembly of the State of California, As follows:

1 The California Legislative Committee on Administrative Regulations created by House Resolution No. 278 of the Fifty-sixth Regular Session is continued as an Assembly committee at this General Session, with all the rights, powers and duties possessed by the committee and its members immediately prior to the commencement of this session. Vacancies occurring or existing in the membership of the committee shall be filled by the appointing power.

2. The committee is authorized to act during this session of the Legislature, including any recess, but not after final adjournment, with authority to file its final report not later than March 15, 1947.

3 The provisions of the Joint Rules of the Senate and Assembly and of the Standing Rules of the Assembly, as soon as such rules are adopted at this session or amended from time to time, become applicable to this committee and its members.

4. The sum of two hundred fifty dollars ($250), or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Assembly for the expenses of the committee and its members and for any charges, expenses or claims it may incur under this resolution, to be paid from said contingent fund and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read, as amended.

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

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey,

Clayton A. Dills, Ralph C. Dills, Dolwig, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Sheridan, Sherwin, Sillman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, and Mr. Speaker—72.

NOES—None.

CONSIDERATION OF HOUSE RESOLUTION NO. 73

House Resolution No. 73

Relative to the creation of the Assembly Committee on Military Affairs

WHEREAS, Securing to veterans those rights which will enable them to establish themselves in their proper place in the civilian community is of utmost concern to this Assembly; and

WHEREAS, Many measures have been introduced for this purpose; and

WHEREAS, The advice and counsel of representatives of veterans' organizations and of other persons is sought by this Assembly; and

WHEREAS, The receipt of such advice and counsel, together with the devising of an orderly procedure for considering such legislation after the recess to be taken pursuant to Section 2 of Article IV of the Constitution, can best be accomplished during such recess; now, therefore, be it

Resolved by the Assembly of the State of California, As follows:

1. The Assembly Committee on Military Affairs is hereby created and authorized and directed to ascertain, study and analyze all facts relating to all measures pertaining to veterans introduced at this session of the Legislature and referred to the Standing Committee on Military Affairs, together with any other matters relating to veterans, including but not limited to the operation, effect, administration, enforcement and needed revision of any and all laws in any way bearing upon or relating to the subject of this resolution, and to report thereon to the Assembly, including in the reports its recommendations for appropriate legislation.

2. The committee shall consist of five Members of the Assembly appointed by the Speaker thereof. Vacancies occurring or existing in the membership of the committee shall be filled by the appointing power.

3. The committee is authorized to act during this session of the Legislature, including any recess, but not after the fifteenth legislative day after the Legislature reconvenes after the constitutional recess.

4. The committee and its members shall have and exercise all of the rights, duties and powers conferred upon investigating committees and their members by the provisions of the Joint Rules of the Senate and Assembly and of the Standing Rules of the Assembly as they are adopted and amended from time to time, which provisions are incorporated herein and made applicable to this committee and its members.

5. The committee has the following additional powers and duties:

(a) To select a chairman and a vice chairman from its membership.

(b) To contract with such other agencies, public or private, as it deems necessary for the rendition and affording of such services, facilities, studies and reports to the committee as will best assist it to carry out the purposes for which it is created.

(c) To cooperate with and secure the cooperation of county, city, city and county, and other local law enforcement agencies in investigating any matter within the scope of this resolution and to direct the sheriff of any county to serve subpenas, orders and other process issued by the committee.

(d) To report its findings and recommendations to the Legislature and to the people from time to time and at any time, not later than herein provided.

(e) To do any and all other things necessary or convenient to enable it fully and adequately to exercise its powers, perform its duties, and accomplish the objects and purposes of this resolution.

6. The sum of one thousand five hundred dollars ($1,500) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Assembly for the expenses of the committee and its members and for any charges, expenses or claims it may incur under this resolution, to be paid from the said contingent fund and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Rules:

Amendment No. 1

In paragraph 3, of the resolution, after "constitutional recess", strike out the period, and insert a comma and "with authority to file its final report not later than the fifteenth day of March, 1947."

Amendment No. 2

In paragraph 6 of said resolution strike out "The sum of one thousand five hundred dollars ($1,500)"; and insert "The sum of one thousand dollars ($1,000)".

Amendments read, and adopted.

Consideration of House Resolution No. 73, as Amended

House Resolution No. 73

Relative to the creation of the Assembly Committee on Military Affairs

WHEREAS, Securing to veterans those rights which will enable them to establish themselves in their proper place in the civilian community is of utmost concern to this Assembly; and

WHEREAS, Many measures have been introduced for this purpose; and

WHEREAS, The advice and counsel of representatives of veterans' organizations and of other persons is sought by this Assembly; and

WHEREAS, The receipt of such advice and counsel, together with the devising of an orderly procedure for considering such legislation after the recess to be taken pursuant to Section 2 of Article IV of the Constitution, can but be accomplished during such recess; now, therefore, be it

Resolved by the Assembly of the State of California, As follows:

1. The Assembly Committee on Military Affairs is hereby created and authorized and directed to ascertain, study and analyze all facts relating to all measures pertaining to veterans introduced at this session of the Legislature and referred to the Standing Committee on Military Affairs, together with any other matters relating to veterans, including but not limited to the operation, effect, administration, enforcement and needed revision of any and all laws in any way bearing upon or relating to the subject of this resolution, and to report thereon to the Assembly, including in the reports its recommendations for appropriate legislation.

2. The committee shall consist of five members of the Assembly appointed by the Speaker thereof. Vacancies occurring or existing in the membership of the committee shall be filled by the appointing power.

3. The committee is authorized to act during this session of the Legislature, including any recess, but not after the fifteenth legislative day after the Legislature reconvenes after the constitutional recess, with authority to file its final report not later than the fifteenth day of March, 1947.

4. The committee and its members shall have and exercise all of the rights, duties and powers conferred upon investigating committees and their members by the provisions of the Joint Rules of the Senate and Assembly and of the Standing Rules of the Assembly as they are adopted and amended from time to time, which provisions are incorporated herein and made applicable to this committee and its members.

5. The committee has the following additional powers and duties:

(a) To select a chairman and a vice chairman from its membership.

(b) To contract with such other agencies, public or private, as it deems necessary for the rendition and affording of such services, facilities, studies and reports to the committee as will best assist it to carry out the purposes for which it is created.

(c) To cooperate with and secure the cooperation of county, city, city and county, and other local law enforcement agencies in investigating any matter within the scope of this resolution and to direct the sheriff of any county to serve subpenas, orders and other process issued by the committee.

(d) To report its findings and recommendations to the Legislature and to the people from time to time and at any time, not later than herein provided.

(e) To do any and all other things necessary or convenient to enable it fully and adequately to exercise its powers, perform its duties, and accomplish the objects and purposes of this resolution.

6. The sum of one thousand dollars ($1,000) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Assembly for the expenses of the committee and its members and for any charges, expenses or claims it may incur under this resolution, to be paid from the said contingent fund and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read, as amended.

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

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hollibaugh, Huyck, James, Johnson, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan,

Miller, Nichouse, Price, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thompson, Thorp, Thurman, and Waters—66.

NOES—None.

CONSIDERATION OF HOUSE RESOLUTION NO. 72

House Resolution No. 72

Relative to the continuance of the Assembly Interim Committee on Public Morals created by House Resolution No. 48 of the Fifty-sixth Regular Session

Resolved by the Assembly of the State of California, As follows

1. The Assembly Interim Committee on Public Morals created by House Resolution No 48 of the Fifty-sixth Regular Session is continued as an Assembly committee at this general session, with the membership and with all the rights, powers and duties possessed by the committee and its members immediately prior to the commencement of this session. Vacancies occurring or existing in the membership of the committee shall be filled by the appointing power.

2. The committee is authorized to act during this session of the Legislature including any recess, but not after March 15, 1947

3 The provisions of the Joint Rules of the Senate and Assembly and of the Standing Rules of the *Assembly*, as soon as such rules are adopted at this session or amended from time to time, become applicable to this committee and its members

4 The sum of one thousand dollars ($1,000) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Assembly for the expenses of the committee and its members and for any charges, expenses or claims it may incur under this resolution, to be paid from the said Contingent Fund of the Assembly and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer

Resolution read.

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

AYES—Allen, Anderson, Beck, Bennett, Blosser, Boyd, Brady, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, George D Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T Davis, M Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Nichouse, Price, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Mr Speaker—72.

NOES—None.

NOTICE OF MOTION TO RECONSIDER VOTE ON AMENDMENT TO ASSEMBLY BILL NO. 747

Mr. Thomas gave notice that on the next legislative day he would move to reconsider the vote whereby the amendment he offered to Assembly Bill No 747 was this day refused adoption.

Motion to Consider Motion by Mr. Thomas, at This Time

Mr. Beck moved that Mr. Thomas' motion, to reconsider the vote whereby the amendment he offered to Assembly Bill No. 747 was this day refused adoption, be taken up, at this time.

Point of Order

Mr. Doyle arose to the following point of order: That Mr. Beck is out of order because the Rules have not been suspended.

Ruling by Speaker

The Speaker ruled the point of order well taken.

Motion to Temporarily Suspend the Rules

Mr. Beck moved that that portion of Rule 84 be temporarily suspended for the purpose of considering Mr. Thomas' motion to reconsider the vote whereby the amendment he offered to Assembly Bill No. 747 was this day refused adoption, at this time.

The roll was called, and the Rules temporarily suspended by the following vote:

AYES—Allen, Beck, Bennett, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cramer, M. Philip Davis, Dickey, Dolwig, Erwin, Evans, Field, Gannon, Geddes, Grant, Grunsky, Hahn, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McCollister, Niehouse, Price, Robertson, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, and Waters—51.

NOES—Anderson, George D Collins, Cooke, Crichton, Crowley, Debs, Ralph C. Dills, Doyle, Fletcher, Gaffney, Hawkins, Heisinger, Kilpatrick, Lyons, McMillan, Miller, Sheridan, and Thomas—18.

The question being on Mr. Beck's motion to consider, at this time, Mr. Thomas' motion to reconsider the vote whereby the amendment he offered to Assembly Bill No. 747 was this day refused adoption.

The roll was called, and the motion carried by the following vote:

AYES—Allen, Beck, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cramer, Crichton, Dickey, Clayton A. Dills, Dolwig, Erwin, Evans, Field, Gannon, Geddes, Grant, Grunsky, Hahn, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McCollister, Niehouse, Price, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, and Waters—49.

NOES—Anderson, Brady, George D Collins, Cooke, Crowley, Lester T Davis, Debs, Ralph C. Dills, Doyle, Fletcher, Gaffney, Hawkins, Heisinger, Kilpatrick, Lyons, McMillan, Miller, Sheridan, and Thomas—19.

The question being on Mr. Thomas' motion to reconsider the vote whereby the amendment he offered to Assembly Bill No. 747 was this day refused adoption.

The roll was called, and the motion lost by the following vote:

AYES—Anderson, Brady, Burns, George D. Collins, Cooke, Crowley, Debs, Ralph C. Dills, Dolwig, Doyle, Fletcher, Gaffney, Grant, Hawkins, Heisinger, Lowrey, Lyons, Maloney, McCollister, McMillan, Robertson, Sheridan, and Thomas—23.

NOES—Allen, Beck, Blosser, Boyd, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cramer, Crichton, Lester T. Davis, M Philip Davis, Dickey, Dunn, Erwin, Evans Field, Gannon, Geddes, Grunsky, Hahn, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Loomis, Luckel, Miller, Niehouse, Price, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, and Weber—47.

CONSIDERATION OF HOUSE RESOLUTION NO. 46

House Resolution No. 46

Relative to the creation of the Assembly Committee on Migratory Wild Fowl

WHEREAS, The migration of wild ducks and geese in the Pacific flyway is being reduced at an alarming rate; and

WHEREAS, This reduced flight has been caused to a material extent by drainage of swamp and overflow land; and

WHEREAS, The present drainage of Tulare Lake in Kings County and Summit Lake in Kern County and the erecting of Pineflat Dam in Kings River for agricultural purposes will create a serious problem in the preservation of migratory wild fowl; and

WHEREAS, It is essential that migratory wild game should have sufficient watering and resting places in the area now being drained in the southern San Joaquin Valley south of the San Joaquin River, before making their flight across the mountains into Southern California to their winter resting grounds; now, therefore, be it

Resolved by the Assembly of the State of California, As follows:

1 The Assembly Committee on Migratory Water Fowl is hereby created and authorized and directed to ascertain, study and analyze facts relating to the drainage of Tulare Lake in Kings County and Summit Lake in Kern County, and the erection of the Pineflat Dam in Kings River as they affect migratory wild fowl, and what steps, if any, should be taken to maintain watering and resting places within the southern San Joaquin Valley south of the San Joaquin River for the preservation of migratory wild fowl including but not limited to the operation, effect, administration, enforcement and needed revision of any and all laws in any way bearing upon or relating to the subject of this resolution, and to report thereon to the Assembly, including in the reports its recommendations for appropriate legislation

2. The committee shall consist of three Members of the Assembly appointed by the Speaker thereof. Vacancies occurring or existing in the membership of the committee shall be filled by the appointing power.

3. The committee is authorized to act during this session of the Legislature, including any recess, with authority to file its final report not later than the tenth legislative day after the end of the constitutional recess.

4. The committee and its members shall have and exercise all of the rights, duties and powers conferred upon investigating committees and their members by the provisions of the Joint Rules of the Senate and Assembly and of the Standing Rules of the Assembly as they are adopted and amended from time to time, which provisions are incorporated herein and made applicable to this committee and its members.

5. The committee has the following additional powers and duties:

(a) To select a chairman and a vice chairman from its membership.

(b) To contract with such other agencies, public or private, as it deems necessary for the rendition and affording of such services, facilities, studies and reports to the committee as will best assist it to carry out the purposes for which it is created.

(c) To cooperate with and secure the cooperation of county, city, city and county, and other local law enforcement agencies in investigating any matter within the scope of this resolution and to direct the sheriff of any county to serve subpenas, orders and other process issued by the committee.

(d) To report its findings and recommendations to the Legislature and to the people from time to time and at any time, not later than herein provided.

(e) To do any and all other things necessary or convenient to enable it fully and adequately to exercise its powers, perform its duties, and accomplish the objects and purposes of this resolution.

6. The sum of one thousand dollars ($1,000) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Assembly for the expenses of the committee and its members and for any charges, expenses or claims it may incur under this resolution, to be paid from the said contingent fund and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read.

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

AYES—Allen, Anderson, Beck, Bennett, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—70

NOES—None

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Concurrent Resolution No. 31—Relative to the continuance of the Joint Committee on the Housing Emergency.

Resolution read.

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

AYES—Allen, Anderson, Beck, Bennett, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—69.

NOES—None.

Resolution ordered transmitted to the Senate.

Assembly Joint Resolution No. 16—Relative to the procurement of federal surplus property for the Veterans' Home of California.

Resolution read.

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

AYES—Allen, Anderson, Beck, Bennett, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—72.

NOES—None.

Resolution ordered transmitted to the Senate.

FURTHER PROCEEDINGS UNDER CALL OF THE ASSEMBLY DISPENSED WITH ON THE ADOPTION OF THE URGENCY CLAUSE TO ASSEMBLY BILL NO. 747

At 1.30 p.m., on motion of Mr. Price, further proceedings under the call of the Assembly were dispensed with.

The names of the absentees were called, and the urgency clause to Assembly Bill No. 747 adopted by the following vote:

AYES—Allen, Beck, Bennett, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cramer, M. Philip Davis, Dickey, Clayton A. Dills, Dolwig, Dunn, Erwin, Evans, Field, Gannon, Geddes, Grant, Grunsky, Hahn, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, McCollister, Niehouse, Price, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—55.

NOES—Anderson, Berry, George D. Collins, Cooke, Crichton, Crowley, Lester T. Davis, Debs, Ralph C. Dills, Doyle, Fletcher, Gaffney, Hawkins, Heisinger, Lyons, Maloney, McMillan, Miller, Robertson, Sheridan, and Thomas—21.

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

AYES—Allen, Beck, Bennett, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cramer, M. Philip Davis, Dickey, Clayton A. Dills, Dolwig, Dunn, Erwin, Evans, Field, Gannon, Geddes, Grant, Grunsky, Hahn, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, McCollister, Niehouse, Price, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—55.

NOES—Anderson, Berry, George D. Collins, Cooke, Crichton, Crowley, Lester T. Davis, Debs, Ralph C. Dills, Doyle, Fletcher, Gaffney, Hawkins, Heisinger, Lyons, Maloney, McMillan, Miller, Robertson, Sheridan, and Thomas—21.

Bill ordered transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT

Mr. Dickey asked for, and was granted, unanimous consent to take up Senate Concurrent Resolution No. 17, at this time, out of order, without reference to file.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 17

Senate Concurrent Resolution No. 17—Relative to amending No. 13 of the Joint Rules of the Legislature, relating to legislative publications.

Resolution read.

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

AYES—Allen, Anderson, Beck, Bennett, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes,

Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—70.

NOES—None.

Resolution ordered transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT THAT PROPOSED STANDING RULES BE PRINTED IN JOURNAL

Mr. Dickey asked for, and was granted, unanimous consent, that the proposed Standing Rules be ordered printed in the Journal.

(Proposed Standing Rules will appear before the motion to adjourn.)

MOTION TO INSTRUCT CHIEF CLERK NOT TO HAVE A WEEKLY HISTORY PRINTED

Mr. Dickey moved that the Chief Clerk be instructed not to have a Weekly History printed until the date of adjournment for the constitutional recess, for the purpose of conserving paper.

Motion carried.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS

Senate Bill No. 191—An act to amend Section 963 of the Agricultural Code, relating to seed potato test plats, declaring the urgency of this act, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—69.

NOES—None.

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

AYES—Allen, Anderson, Beck, Bennett, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—69.

NOES—None.

Bill ordered transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT

Mr. Clarke asked for unanimous consent to take up Senate Bill No. 595, at this time.

Mr. Dunn withheld unanimous consent.

RECESS

At 1.40 p.m., on motion of Mr. Dickey, the Assembly recessed until 3.15 p.m.

REASSEMBLED

At 3.15 p.m., the Assembly reconvened.
Hon. Sam L. Collins, Speaker of the Assembly, presiding.
Chief Clerk Arthur A. Ohnimus at the desk.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, January 31, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined.

Assembly Bill No. 686—An act to add Section 21189 to the Water Code, relating to irrigation districts, declaring the urgency of this act, to take effect immediately;

And reports that the same has been correctly enrolled, and presented to the Governor on the thirty-first day of January, 1947, at 3 30 p m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, January 31, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Concurrent Resolution No. 10—Relative to continuance of the Joint Interim Committee on Aviation created by Resolutions Chapter 62 of the 1946 (First) Special Session;

Assembly Concurrent Resolution No. 34—Relative to persuading Dr. Robert Gordon Sproul to remain as President of the University of California;

Assembly Concurrent Resolution No. 38—Relative to approving a certain amendment to the charter of the City of Long Beach, State of California, ratified by the qualified electors of said city at a special municipal election held therein on the fifth day of November, 1946;

And reports that the same have been correctly enrolled, and presented to the Secretary of State on the thirty-first day of January, 1947, at 3 p m.

WEBER, Chairman

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 31—An act to amend Section 1187 of the Code of Civil Procedure, relating to mechanics' liens.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Beck, Blosser, Brady, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Crichton, Lester T Davis, M. Philip Davis, Debs, Dickey, Clayton A Dills, Ralph C. Dills, Dolwig, Doyle, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, Miller, Niehouse, Price, Sherwin, Sillman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Waters, Weber, and Mr Speaker—55

NOES—None.

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

AYES—Beck, Blosser, Brady, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A Dills, Ralph C Dills, Dolwig, Doyle, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, Miller, Niehouse, Price, Sherwin, Sillman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Waters, Weber, and Mr Speaker—55.

NOES—None

Bill ordered transmitted to the Senate.

Senate Bill No. 56—An act to validate the organization, boundaries, governing officers or boards, acts, proceedings, and bonds of public bodies, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Anderson, Beck, Blosser, Brady, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Lowrey, Luckel, Maloney, McCollister, Miller, Niehouse, Price, Sherwin, Silliman, Stanley, Stephenson Thomas, Thompson, Thorp, Waters, Weber, and Mr Speaker—57.

NOES—None.

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

AYES—Anderson, Beck, Blosser, Brady, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M Philip Davis, Debs, Dickey, Clayton A Dills, Ralph C Dills, Dolwig, Doyle, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Lowrey, Luckel, Maloney, McCollister, Miller, Niehouse, Price, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Waters, Weber, and Mr. Speaker—57.

NOES—None

Bill ordered transmitted to the Senate.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, January 31, 1947

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

Senate Bill No. 595
Senate Bill No. 565
Senate Bill No. 99

J. A. BEEK, Secretary of the Senate
By C V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS

The following bill was read the first time:

Senate Bill No. 595—An act to add Section 204.5 to the Agricultural Code, relating to infectious and contagious diseases of livestock and poultry, declaring the urgency thereof, to take effect immediately.

Request for Unanimous Consent

Mr. Lowrey asked for, and was granted, unanimous consent to take up Senate Bill No. 595, at this time, without reference to committee or file.

CONSIDERATION OF SENATE BILL NO. 595

Resolution to Suspend Constitutional Provision

The following resolution was offered:

By Mr. Lowrey:

Resolved, That Senate Bill No. 595 presents a case of urgency, as that term is used in Article IV, Section 15, of the Constitution, and the provision of that section requiring that the bill be read on three several days in each house is hereby dispensed with, and it is ordered that said bill be read the second and third times, and placed upon its passage

Resolution read.

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

AYES—Allen, Anderson, Beck, Blosser, Brady, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Loomis, Lowrey, Luckel, Maloney, McCollister, Miller, Niehouse, Price, Robertson, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Waters, Weber, and Mr. Speaker—61.

NOES—None.

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

Senate Bill No. 595—An act to add Section 204.5 to the Agricultural Code, relating to infectious and contagious diseases of livestock and poultry, declaring the urgency thereof, to take effect immediately.

Bill read second time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Allen, Anderson, Beck, Blosser, Brady, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Loomis, Lowrey, Luckel, Maloney, McCollister, Miller, Niehouse, Price, Robertson, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Waters, Weber, and Mr. Speaker—61.

NOES—None.

Senate Bill No. 595—An act to add Section 204.5 to the Agricultural Code, relating to infectious and contagious diseases of livestock and poultry, declaring the urgency thereof, to take effect immediately.

Bill read the third time.

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

AYES—Allen, Anderson, Beck, Blosser, Brady, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Loomis, Lowrey, Luckel, Maloney, McCollister, Miller, Niehouse, Price, Robertson, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Waters, Weber, and Mr. Speaker—61

NOES—None

Bill ordered transmitted to the Senate.

FIRST READING AND REFERENCE OF SENATE BILLS (RESUMED)

The following bill was read the first time:

Senate Bill No. 565—An act making an appropriation in augmentation of the appropriation in Item 9 of the Budget Act of 1943, for legislative printing, binding, etc., for the Fifty-sixth Session, to take effect immediately.

Request for Unanimous Consent

Mr. Dickey asked for, and was granted, unanimous consent to take up Senate Bill No. 565, at this time, without reference to committee or file.

CONSIDERATION OF SENATE BILL NO. 565

Resolution to Suspend Constitutional Provision

The following resolution was offered:

By Mr. Dickey:

Resolved, That Senate Bill No. 565 presents a case of urgency, as that term is used in Article IV, Section 15, of the Constitution, and the provision of that section requiring that the bill be read on three several days in each house is hereby dispensed with, and it is ordered that said bill be read the second and third times, and placed upon its passage.

Resolution read.

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

AYES—Allen, Anderson, Beck, Blosser, Brady, Burke, Burns, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, Dickey, Ralph C. Dills, Dolwig, Doyle, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Huyck, James, Johnson, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, Miller, Niehouse, Price, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Waters, Weber, and Mr. Speaker—56.

NOES—None.

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

Senate Bill No. 565—An act making an appropriation in augmentation of the appropriation in Item 9 of the Budget Act of 1943, for legislative printing, binding, etc., for the Fifty-sixth Session, to take effect immediately.

Bill read second time.

Senate Bill No. 565—An act making an appropriation in augmentation of the appropriation in Item 9 of the Budget Act of 1943, for legislative printing, binding, etc., for the Fifty-sixth Session, to take effect immediately.

Bill read third time.

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

AYES—Allen, Anderson, Beck, Blosser, Brady, Burke, Burns, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, Dickey, Ralph C. Dills, Dolwig, Doyle, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Huyck, James, Johnson, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, Miller, Niehouse, Price, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Waters, Weber, and Mr. Speaker—56.

NOES—None.

Bill ordered transmitted to the Senate.

FIRST READING AND REFERENCE OF SENATE BILLS (RESUMED)

The following bill was read the first time:

Senate Bill No. 99—An act reappropriating to the Department of Public Works for expenditure exclusively for surveying projects for the control, conservation and utilization of water resources for any beneficial purpose required for mountainous areas of this State, the unexpended and unencumbered balance of funds appropriated by the Flood Control Fund Act of 1946, approved March 12, 1946, and allocated to the Department of Public Works by Section 15 of said act; repealing said Section 15 of said act; declaring the urgency of this act, to take effect immediately.

Referred to Committee on Ways and Means.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, January 31, 1947

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

Assembly Concurrent Resolution No 33
Assembly Concurrent Resolution No. 39
Assembly Joint Resolution No. 7

J. A. BEEK, Secretary of the Senate
By C V. TAYLOR, Assistant Secretary

Above resolutions ordered enrolled.

SENATE CHAMBER, SACRAMENTO, January 31, 1947

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

Senate Bill No. 227

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

SENATE CHAMBER, SACRAMENTO, January 31, 1947

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

Assembly Bill No 321
Assembly Bill No. 403

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bills ordered enrolled.

SENATE CHAMBER, SACRAMENTO, January 31, 1947

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

Assembly Bill No. 21

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

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bill ordered to unfinished business file.

ANNOUNCEMENT OF COMMITTEE APPOINTMENTS BY SPEAKER

Pursuant to the provisions of House Resolution No. 14, which creates the Assembly Investigating Committee on Fire Hazards, Speaker Collins announced the appointment of Messrs. Rosenthal, Chairman; Boyd, and Dickey as members of said committee.

Pursuant to the provisions of House Resolution No. 46, which creates the Assembly Committee on Migratory Wild Fowl, Speaker Collins announced the appointment of Messrs. Erwin, Heisinger, and Doyle, as members of said committee.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

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

Assembly Joint Resolution No. 21: By Messrs. Blosser, Brady, Gaffney, Anderson, Berry, Debs, Hahn, Hawkins, Maloney, O'Day, Rosenthal, Thomas, and Wollenberg—Relative to memorializing the President and the Congress of the United States in relation to liberalizing immigration policy with respect to displaced persons now in European detention camps.

Referred to Committee on Rules.

Assembly Joint Resolution No. 22: By Mr. Butters—Relative to the Colorado River.

Referred to Committee on Rules.

Assembly Bill No. 1792: By Messrs. O'Day, Maloney, Berry, Gaffney, and Wollenberg—An act to amend Section 261b of the Code of Civil Procedure, relating to phonographic reporters in counties of 600,000 population and over.

Referred to Committee on Judiciary.

Assembly Bill No. 1793: By Messrs. O'Day, Maloney, Berry, Gaffney, and Wollenberg—An act to add Section 261d to the Code of Civil Procedure, relating to phonographic reporters for the superior courts.

Referred to Committee on Judiciary.

Assembly Bill No. 1794: By Messrs. O'Day, Maloney, George D. Collins, Berry, Gaffney, and Wollenberg—An act to add Sections 261c and 261d to the Code of Civil Procedure, relating to superior court employees in counties, or cities and counties, having a population between 600,000 and 900,000.

Referred to Committee on Judiciary.

Assembly Bill No. 1795: By Messrs. O'Day and Gaffney—An act to amend Section 14002 of the Political Code and Section 52 of the Streets and Highways Code, relating to compensation for public officers.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 1796: By Messrs. O'Day, Berry, Brady, George D. Collins, Gaffney, Maloney, and Wollenberg—An act making an appropriation for construction and improvements at San Francisco State College.

Referred to Committee on Education.

Assembly Bill No. 1797: By Mr. Crowley—An act conveying certain tidelands and lands lying under inland navigable waters, situated in the Bay of San Pablo to the City of Vallejo, in furtherance of navigation and commerce and the fisheries, and providing for the government, management and control thereof, reserving rights to the State.

Referred to Committee on Conservation and Planning.

Assembly Bill No. 1798: By Mr Burns—An act to amend Sections 10752 and 10753 of, and to add Section 10753.2 to, the Revenue and Taxation Code, relating to the motor vehicle license fee

Referred to Committee on Transportation and Commerce.

Assembly Bill No. 1799: By Mr. Dunn—An act to amend Section 13099.2 of the Education Code, relating to the computation of service of persons employed by school districts in positions requiring certification qualifications.

Referred to Committee on Education.

Assembly Bill No. 1800: By Mr. Dunn—An act to amend Sections 6409 and 6500 of the Labor Code, relating to industrial injury reports.

Referred to Committee on Industrial Relations.

Assembly Bill No. 1801: By Messrs. Dunn, Beck, Geddes, Doyle, Anderson, Caldecott, M. Philip Davis, Ralph C. Dills, Dolwig, Fletcher, Grunsky, James, Lyons, McCollister, McMillan, Miller, Mrs. Niehouse, Messrs. Price, and Sheridan—An act to add Section 13842.1 to the Education Code, relating to the establishment of salary schedules for persons employed by school districts in positions requiring certification qualifications.

Referred to Committee on Education.

Assembly Bill No. 1802: By Messrs. Dunn, Caldecott, Geddes, Mrs Niehouse, Messrs. Debs, Erwin, and McMillan—An act to add Sections 144.1 and 144.2 to the Education Code, relating to the Deputy Superintendent of Public Instruction and Associate Superintendents of Public Instruction appointed under Section 2.1 of Article IX of the State Constitution, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 1803: By Mr. Dunn—An act to amend Section 144 of the Education Code, relating to the salary of the Deputy Superintendent of Public Instruction appointed by the Superintendent of Public Instruction.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 1804: By Messrs. Dunn and Miller—An act to amend Sections 1651, 7402, 7435, and 7438 of the Education Code, relating to proceedings for the issuance and sale of school district bonds, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Education.

Assembly Bill No. 1805: By Messrs. Dunn and Miller—An act to add Section 11.5 to the Planning Act, relating to the control of real estate subdivisions.

Referred to Committee on Conservation and Planning.

Assembly Bill No. 1806: By Messrs. Dunn, Huyck, and Hollibaugh —An act to amend Section 2714 of the Penal Code, relating to Correctional Industries Revolving Fund.

Referred to Committee on Judiciary.

Assembly Bill No. 1807: By Messrs. Dunn and Huyck—An act to add Sections 7085 and 7086 to the Business and Professions Code, relating to the publication of a directory of licensed contractors.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 1808: By Mr. Dunn—An act to amend Sections 32125 and 32126 of the Health and Safety Code, relating to hospital districts.

Referred to Committee on Public Health.

Assembly Bill No. 1809: By Mr. Dunn—An act to amend Section 207 of the Unemployment Insurance Act, relating to disability insurance.

Referred to Committee on Finance and Insurance.

Assembly Bill No. 1810: By Mr. Dunn—An act to repeal an act entitled "An act to regulate the caravaning of vehicles upon the public highways of this State, defining the term 'caravaning' and providing for the licensing of vehicles in caravan for the privilege of using the public highways and for the cost of regulating persons engaged in caravaning and providing such fees shall be a lien and for the enforcement of such liens and the collection and disposition of such fees and imposing penalties for violation thereof, and to repeal an act entitled 'An act to regulate the caravaning of motor vehicles upon the public highways of this State, defining the term "caravaning" and providing for the licensing of motor vehicles in caravan and imposing penalties for violation thereof,' approved July 6, 1935, declaring the urgency thereof, and providing that it shall take effect immediately," approved July 1, 1937.

Referred to Committee on Transportation and Commerce.

Assembly Bill No. 1811: By Mr. Dickey—An act to add a new section to be numbered 55.9 to the Alcoholic Beverage Control Act, relating to credit terms.

Referred to Committee on Public Morals.

Assembly Bill No. 1812: By Mr. Crichton—An act making an appropriation to be expended pursuant to the Property Acquisition Act for the acquisition of real property for use as a site for a state office building in the City of Fresno and in furtherance of the postwar building program.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 1813: By Mr. Crichton—An act making an appropriation to the State Department of Finance for the construction and equipment of a state office building in the City of Fresno.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 1814: By Messrs. Caldecott and Dunn—An act to amend Sections 13446, 13447, and 13448 of the Education Code, relating to the expenses of teachers' institutes.

Referred to Committee on Education.

Assembly Bill No. 1815: By Mr. Caldecott—An act to amend Section 16251 of the Education Code and to repeal Sections 16271 and 16291 of said code, both relating to the transportation of pupils.

Referred to Committee on Education.

Assembly Bill No. 1816: By Mr. Robertson—An act to add Section 9201.1 to the Public Resources Code, relating to general soil conservation districts elections.

Referred to Committee on Elections and Reapportionment.

Assembly Bill No. 1817: By Mr. Lyons—An act to amend Section 206 of the Unemployment Insurance Act, relating to disability benefits, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Finance and Insurance.

Assembly Bill No. 1818: By Mr. Lyons—An act to amend Section 4204 of the Government Code, relating to contractors' bonds.

Referred to Committee on Judiciary.

Assembly Bill No. 1819: By Messrs. Gaffney, George D. Collins, Brown, McCollister, Blosser, Burke, Caldecott, Clarke, Conrad, Cooke, Cramer, Crichton, M. Philip Davis, Dolwig, Dunn, Fletcher, Gannon, Geddes, Heisinger, Hollibaugh, Johnson, Knight, Mrs. Niehouse, Messrs. Price, Robertson, Rosenthal, Sherwin, Stephenson, Thompson, Thorp, Thurman, and Waters—An act to add Chapter 3 to Division 7 of the Vehicle Code, relating to the deposit of security by operators of motor vehicles involved in traffic accidents resulting in the death or personal injury of any person or property damage in excess of $100.

Referred to Committee on Judiciary.

Assembly Bill No. 1820: By Messrs. Geddes and Stephenson—An act to amend Sections 89 and 92 of the Agricultural Code, and Section 5154 of the Public Resources Code, relating to fairs of counties and district agricultural associations, declaring the urgency thereof, and providing that this act shall take effect immediately.

Referred to Committee on Agriculture.

Assembly Bill No. 1821: By Mr. Field—An act to amend Sections 3355, 3359, 3537, 3552.4, 3702, 3704, 3718, 3719, 3803, 3804, and 4655 of the Revenue and Taxation Code, to clarify and provide uniform procedure in connection with sales of tax-deeded property.

Referred to Committee on Judiciary.

Assembly Bill No. 1822: By Messrs. Kilpatrick and Price—An act to add Sections 1757.1, 1757.2, 1757.3, and 1757.4 to the Welfare and Institutions Code, relating to juvenile halls and other places for the detention of minors, and to the powers and duties of the Youth Authority in relation thereto.

Referred to Committee on Crime and Correction.

Assembly Bill No. 1823: By Mr. Bennett—An act to amend Section 3041 of the Elections Code, relating to independent nominations.

Referred to Committee on Elections and Reapportionment.

Assembly Bill No. 1824: By Mr. McCollister—An act to amend Section 10202.7 of the Insurance Code, relating to group life insurance.

Referred to Committee on Finance and Insurance.

Assembly Bill No. 1825: By Messrs. Thompson and Clarke—An act to amend Sections 1299.18, 1300.1, 1300.2, 1300.4-a, and 1300.6 of, to repeal Section 1300.5 of, and to add Sections 1300.3-1, 1300.3-2, 1300.3-3, 1300.9h, and 1300.9i to, the Agricultural Code, relating to processors of farm products.

Referred to Committee on Agriculture.

Assembly Bill No. 1826: By Messrs. Thompson and Clarke—An act to amend Section 1011 of the Agricultural Code, relating to tolerances for spray residues.

Referred to Committee on Agriculture.

Assembly Bill No. 1827: By Mr. Clarke—An act to add Section 462 to the Fish and Game Code, relating to hunting on privately owned lands.

Referred to Committee on Fish and Game.

Assembly Bill No. 1828: By Messrs. Clarke and Thompson—An act to amend Sections 1261, 1262, 1263, 1267, 1268.1, 1269, and 1273 of, and to add Sections 1268.2, 1268.3, 1268.5, and 1275 to, the Agricultural Code, relating to produce dealers.

Referred to Committee on Agriculture.

Assembly Bill No. 1829: By Mr. Clarke—An act making an appropriation to the Reclamation Board for the payment of the cost of cooperation by the State with the United States in the prosecution of the plan of improvement for flood protection on various streams in the Merced County stream group in the San Joaquin Valley.

Referred to Committee on Conservation and Planning.

Assembly Bill No. 1830: By Mr. Dickey—An act to amend Section 11000 of the Business and Professions Code, relating to real estate subdivisions.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 1831: By Messrs. M. Philip Davis, Waters, Caldecott, Robertson, Allen, Anderson, Bennett, Burke, Collier, Conrad, Debs, Clayton A. Dills, Ralph C. Dills, Doyle, Erwin, Evans, Field, Fletcher, Geddes, Grant, Hahn, Hawkins, Hinton, Hollibaugh, Huyck, Kilpatrick, Lowrey, Lyons, McMillan, Stanley, Stewart, and Thomas—An act making an appropriation to the Regents of the University of California for a medical school.

Referred to Committee on Education.

Assembly Bill No. 1832: By Mr. Cramer—An act to add Sections 14a and 14b to the County Water District Act, relating to funds of county water districts.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 1833: By Mrs. Niehouse, Messrs. Lyons, Luckel, Dunn, Cramer, Evans, and Stanley—An act to amend Section 3209.3 of the Labor Code, relating to medical services in workmen's compensation and disability insurance cases.

Referred to Committee on Finance and Insurance.

Assembly Bill No. 1834: By Messrs. Boyd and Knight—An act providing for the readjustment of wage costs in contracts executed pursuant to the State Contract Act, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 1835: By Messrs. Boyd and Knight—An act to permit the cancellation or rescission of certain contracts executed under the State Contract Act, declaring the urgency thereof, and providing that this act shall take effect immediately.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 1836: By Messrs. Boyd and Knight—An act relating to the completion of contracts under the State Contract Act, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 1837: By Messrs. Boyd and Knight—An act to provide for the letting of contracts for the erection, construction, alteration, repair or improvement of state buildings on a cost plus fixed fee basis, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 1838: By Mr. Hollibaugh—An act to amend Section 106 of the Revenue and Taxation Code of the State of California pertaining to personal property.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 1839: By Mr. Hollibaugh—An act to add Section 214 to the Revenue and Taxation Code, relating to exempting business licenses from taxation.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 1840: By Messrs. Kirkwood and Knight—An act to amend Sections 6734 and 6735 of the Welfare and Institutions Code, relating to the restoration to capacity of persons committed to a state hospital.

Referred to Committee on Judiciary.

Assembly Bill No. 1841: By Messrs. Kirkwood and Knight—An act to amend the chapter heading of Chapter 1, Part 4, Division 6 and to amend Sections 6500 and 154 of the Welfare and Institutions Code, relating to the Department of Mental Hygiene and providing for the designation of temporary state mental institutions and the use thereof.

Referred to Committee on Judiciary.

Assembly Bill No. 1842: By Messrs. Kirkwood and Knight—An act to amend Section 160 of the Welfare and Institutions Code, relating to the deportation of nonresident patients of state hospitals.

Referred to Committee on Judiciary.

Assembly Bill No. 1843: By Messrs. Kirkwood and Knight—An act to amend Sections 6650 and 6661 of the Welfare and Institutions Code, and to amend and renumber Section 6656.5 thereof to be Section 6657, relating to patients in state institutions under the jurisdiction of the Department of Mental Hygiene, and making provision concerning the support, funds, and property of such patients.

Referred to Committee on Judiciary.

Assembly Bill No. 1844: By Messrs. Kirkwood and Knight—An act to add Section 155 to the Welfare and Institutions Code, relating to the acceptance of grants and gifts by the Director of Mental Hygiene.

Referred to Committee on Judiciary.

Assembly Bill No. 1845: By Messrs. Kirkwood and Knight—An act to amend the chapter heading of Chapter 2, Division 1, and Sections 157, 158, 6505, 6556, 6559, 6561, 6562, 7003, and 7004 of, and to add Sections 6557.5, 6560.3, and 6560.5 to, the Welfare and Institutions Code, relating to the Department of Mental Hygiene, and providing for the qualifications, appointment, compensation, powers, and duties of officers and employees of institutions subject to the jurisdiction of the department.

Referred to Committee on Judiciary.

Assembly Bill No. 1846: By Messrs. Kirkwood and Knight—An act to amend Sections 5040, 5050.3, 5050.7, 5100, 5102, 5103, and 5125 of, to repeal Section 5041 of, and to add Section 5041 to, the Welfare and Institutions Code, relating to mentally ill persons, redefining "mentally ill," and providing for the detention and commitment of mentally ill persons, and the safeguarding of their property pending commitment.

Referred to the Committee on Judiciary.

Assembly Bill No. 1847: By Messrs. Kirkwood and Knight—An act to amend Section 6514 of the Welfare and Institutions Code, relating to training schools and courses for employees of the Department of Mental Hygiene and of institutions within the department.

Referred to Committee on Judiciary.

Assembly Bill No. 1848: By Messrs. Kirkwood and Knight—An act to add Section 7058.01 to the Welfare and Institutions Code, relating to commitment of defective or psychopathic delinquents.

Referred to Committee on Judiciary.

Assembly Bill No. 1849: By Messrs. Kirkwood and Knight—An act to amend Section 6564 of the Welfare and Institutions Code, relating to the operation of canteens on the grounds of state institutions.

Referred to Committee on Judiciary.

Assembly Bill No. 1850: By Messrs. Kirkwood and Knight—An act to amend Section 166 of the Welfare and Institutions Code, relating to the disposal of unclaimed funds or personal property of former patients of state hospitals.

Referred to Committee on Judiciary.

Assembly Bill No. 1851: By Messrs. Kirkwood and Knight—An act to amend Sections 6660 and 6660.5 and to repeal Section 6662 of the Welfare and Institutions Code, relating to guardianship and administration of estates of hospital patients and to protect those estates where the value does not warrant guardianship, and providing for the department through its designated officer or employee to perform such functions.

Referred to Committee on Judiciary.

Assembly Bill No. 1852: By Messrs. Kirkwood and Knight—An act to repeal Section 6664 of the Welfare and Institutions Code, relating to the payment of expenses by the county when a person committed to a state institution is charged with a crime.

Referred to Committee on Judiciary.

Assembly Bill No. 1853: By Messrs. Kirkwood and Knight—An act to add Section 1560 to the Probate Code, relating to guardianship of incompetent persons and providing a penalty for failure to give proper notice to the Director of Mental Hygiene.

Referred to Committee on Judiciary.

Assembly Bill No. 1854: By Messrs. Kirkwood and Knight—An act to add Section 6515 to the Welfare and Institutions Code, relating to leaves of absence of employees required by the State Personnel Board to possess teaching certificates, to attend educational sessions.

Referred to Committee on Judiciary.

Assembly Bill No. 1855: By Messrs. Kirkwood and Knight—An act to amend Section 5406 of the Welfare and Institutions Code, relating to dipsomaniacs, inebriates and addicts and their discharge from state hospitals.

Referred to Committee on Judiciary.

Assembly Bill No. 1856: By Mr. George D. Collins—An act to add Section 4041.5-a to the Political Code, relating to county expenditures out of funds derived from special taxes levied pursuant to Section 4041.5 of the Political Code.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 1857: By Mr. George D. Collins—An act to add Sections 964 to 972, inclusive, and Sections 972.1, 972.2, and 972.3 to the Code of Civil Procedure, relating to appeals to the Supreme Court and district court of appeals.

Referred to Committee on Judiciary.

Assembly Bill No. 1858: By Mr. George D. Collins—An act to provide for agreements between cities, counties and cities and counties and state agencies for the collection by such agencies of certain taxes imposed by such cities, counties and cities and counties.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 1859: By Mr. George D. Collins—An act to repeal Section 961 of the Code of Civil Procedure, relating to Rules of the Judicial Council.

Referred to Committee on Judiciary.

Assembly Bill No. 1860: By Messrs. George D. Collins and Berry—An act to add Section 4041s to the Political Code and Section 25208 to the Government Code, relating to powers of the board of supervisors.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 1861: By Mr. George D. Collins—An act to amend Section 700 of the Elections Code, relating to elections.

Referred to Committee on Elections and Reapportionment.

Assembly Bill No. 1862: By Mr. George D. Collins—An act to amend Sections 2604 and 2617 of the Elections Code, relating to the nomination of candidates.

Referred to Committee on Elections and Reapportionment.

Assembly Bill No. 1863: By Mr. George D. Collins—An act to amend Sections 2609, 2621, and 2792 of the Elections Code, relating to the nomination of candidates at primary elections.

Referred to Committee on Elections and Reapportionment.

Assembly Bill No. 1864: By Mr. George D. Collins—An act to amend Section 1403 of the Elections Code, relating to elections.

Referred to Committee on Elections and Reapportionment.

Assembly Bill No. 1865: By Mr. George D. Collins—An act to amend Section 1454 of the Elections Code, relating to measures submitted to voters.

Referred to Committee on Elections and Reapportionment.

Assembly Bill No. 1866: By Mr. Lyons—An act to amend Section 1184e of the Code of Civil Procedure, relating to the garnishment of contractors' moneys.

Referred to Committee on Judiciary.

Assembly Bill No. 1867: By Mr. Thomas—An act to amend Section 111 of, and to add Sections 103, 104, 105, 105.1, and 105.2 to the Business and Professions Code, creating a Division of Construction Industry and a Construction Industry Commission in the Department of Professional and Vocational Standards.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 1868: By Messrs. Huyck and Waters—An act to add Section 1771.5 to the Labor Code, relating to legal holidays on public works.

Referred to Committee on Judiciary.

Assembly Bill No. 1869: By Mr. Dickey—An act making an appropriation to the Regents of the University of California for research on conservation of marine life.

Referred to Committee on Education.

Assembly Bill No. 1870: By Messrs. Silliman and Grunsky—An act conveying certain tidelands, lands lying under inland navigable waters, swamp and overflow lands, situate in the old Salinas River Channel, to the Moss Landing Harbor District, in furtherance of navigation and commerce and the fisheries, and providing for the government, management and control thereof, reserving rights to the State.

Referred to Committee on Conservation and Planning.

Assembly Bill No. 1871: By Mr. Silliman—An act to amend Section 814 of the Agricultural Code, relating to head lettuce.

Referred to Committee on Agriculture.

Assembly Bill No. 1872: By Mr. Burns—An act relating to the acquisition of lands by the State, providing for giving notice thereof, and requiring owners of land proposed to be acquired by the State to give notice of such proposed acquisition to any prospective purchaser thereof.

Referred to Committee on Conservation and Planning.

Assembly Bill No. 1873: By Mr. M. Philip Davis—An act appropriating money to pay the claim of Peter Sorensen and Harry J. Oser against the State of California.

Referred to Committee on Ways and Means.

Assembly Bill No. 1874: By Mr. Brady—An act to amend Sections 112 and 113 of the Labor Code, relating to the Industrial Accident Commission.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 1875: By Mr. Brady—An act to amend Section 6.6 of the Unemployment Insurance Act, relating to unemployment insurance.

Referred to Committee on Finance and Insurance.

Assembly Bill No. 1876: By Mr. Brady—An act to amend Section 123 of the Labor Code, relating to the Industrial Accident Commission.

Referred to Committee on Finance and Insurance.

Assembly Bill No. 1877: By Mr. Lyons—An act to add Section 3715 of the Labor Code, relating to workmen's compensation.

Referred to Committee on Finance and Insurance.

Assembly Bill No. 1878: By Mr. Lyons—An act to amend Sections 5600 and 5601 of the Labor Code, relating to workmen's compensation.

Referred to Committee on Finance and Insurance.

Assembly Bill No. 1879: By Messrs. Geddes, Clayton A. Dills, Debs, and Erwin—An act to add Section 39.8 to the Fish and Game Code, relating to exhibiting fish and game educational material.

Referred to Committee on Fish and Game.

Assembly Bill No. 1880: By Mr. Geddes—An act to amend Sections 4826, 4827, and 4882 of the Business and Professions Code, and to add Sections 4809.5 and 4829.5 thereto, relating to the practice of veterinary medicine, dentistry and surgery.

Referred to Committee on Public Health.

Assembly Bill No. 1881: By Messrs Thompson and Brown—An act to add Sections 498, 499, 500, 501, 502, 503, 504, 505, 506 to Article 1, Chapter 1, Part 2, Division 4, of the Fish and Game Code, relating to farm fish ponds.

Referred to Committee on Fish and Game.

Assembly Bill No. 1882: By Mr. Ralph C. Dills—An act to amend the headings of Article 1 and 3 of Chapter 4 of Division 6 of the Education Code, to amend Sections 11651, 11652, 11653, 11691, 11711, 11713, 11714, 11715, 11717, 11718, 11719, 11742, 11743, 11745, 11761, 11762, and 11764 of said code, and to repeal Sections 11654, 11655, 11656, 11692, 11741, and 11744 of said code, all relating to high school textbooks.

Referred to Committee on Education.

Assembly Bill No. 1883: By Mr. McCollister—An act to repeal Section 992.6 of the Military and Veterans Code, relating to expiration of the provisions of Article 5.

Referred to Committee on Military Affairs.

Assembly Bill No. 1884: By Mr. Hollibaugh—An act to repeal Chapters 2, 3, 4, and 5, and to amend Chapters 6 and 7 of an act entitled "An act to provide for the organization, incorporation, and government of municipal corporations," approved March 13, 1883, relating to the organization, incorporation and government of municipal corporations.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 1885: By Mr. Thompson—An act making an appropriation for the acquisition of real property and construction of buildings for the San Jose State College.

Referred to Committee on Education.

Assembly Constitutional Amendment No. 26: By Messrs. Ralph C. Dills, Anderson, Brady, Clarke, and Clayton A. Dills—A resolution to propose to the people of the State of California an amendment to the Constitution of the State by amending Sections 5 and 6 of Article IV thereof, relating to the Members of the Senate and Assembly.

Referred to Committee on Constitutional Amendments.

Assembly Bill No. 1886: By Messrs. Caldecott, Stewart, Mrs. Niehouse, Messrs. Grunsky, James, Lowrey, and Miller—An act to amend Sections 5153, 7101, 7103, 9601, and 9609 of the Education Code, and to add Sections 9601.1, 9601.2, and 9607.5 to said code, all relating to physically handicapped minors.

Referred to Committee on Social Welfare.

Assembly Bill No. 1887: By Mr. Caldecott—An act making an appropriation for the acquisition of real property and construction of buildings for the California School for the Blind.

Referred to Committee on Social Welfare.

Assembly Bill No. 1888: By Mr. Caldecott—An act making an appropriation for the acquisition of real property and construction of buildings for the California School for the Deaf.

Referred to Committee on Social Welfare.

Assembly Bill No. 1889: By Messrs. Blosser, Caldecott, and Maloney—An act to add Section 1622.5 to the Welfare and Institutions Code, relating to child care, and boarding homes for children.

Referred to Committee on Social Welfare.

REPORT OF THE ASSEMBLY INVESTIGATING COMMITTEE ON EXHIBITIONS AND FAIRS

Letter of Transmittal

MR. SPEAKER: Your Committee on Exhibitions and Fairs, appointed pursuant to House Resolution No. 46 at the Fifty-sixth Session of the California State Legislature, herewith makes its report.

We trust that the satisfaction derived by the members of this committee in conducting the investigations reflected in this report will be matched by its value to the Governor, the Legislature, state departments, fair management and the people who are interested in the continued success and service of our fairs and exhibitions.

Respectfully,

JACOB M. LEONARD, Chairman

Members

ERNEST R. GEDDES

DWIGHT H. STEPHENSON

INTRODUCTION

On June 15, 1946, the Assembly adopted House Resolution No. 46 whereby the Assembly Investigating Committee on Exhibitions and Fairs was created and appointed and authorized to make certain investigations and file its report.

During the Fifty-sixth Session of the Legislature, no less than 17 bills were introduced having to do with fairs and exhibitions or allocation of funds derived from horse racing. Of these, 13 were passed by both Senate and the Assembly and 11 became law while four failed of enactment

The Journals of the session show that in most instances these measures were many times amended and subject to considerable debate both in committee and on the floor. As is usual in the history pertaining to most legislation many of the amendments were of a technical nature and introduced to clarify the law while others were the result of efforts to obtain for certain districts benefits in equality with other districts. But the fact was soon apparent to a majority of the membership that the effect of the war effort on the programs of the various agricultural and district fairs of the State as well as on the State Fair had resulted in a curtailment of many fair programs and suspension of others. It was also increasingly evident that the Legislature as of 1945 numbered many members unacquainted with the state policy in regard to our agricultural exhibitions and that we were becoming increasingly nonconversant with the broad and somewhat complicated fair program, its purposes and its problems.

Some who had previous experience with the problem were aware that of the many members of county fair and district agricultural association boards of directors relatively few had any previous experience in fair management. Personnel, whether secretaries and managers or other employees of fair associations, were in the same category and among the few remaining, their experience was in a rapidly receding past. (Only eight fair managers in 1946 had five or more years of experience.)

Another complicating factor was that the grounds and facilities of numerous fairs were occupied by the armed forces. Indeed, as this is written, not all grounds have been turned back by the armed forces.

The attention of the Legislature was suddenly focused on these problems when the victory of the Allied Forces in Europe was announced shortly before the end of the session and we looked forward with reasonable certainty to an early termination of hostilities in the Pacific. This has since come to pass and the problems of our fairs and exhibitions in a postwar era are problems which must now and presently be solved.

Based on a realization of the factors just stated, and in anticipation of the responsibility with which this session of the Legislature is faced, House Resolution No. 46, creating this committee was introduced and adopted. Two thousand dollars was made available and an additional $2,000 in the 1946 Special Session, and with this moderate sum the members of the committee have carried on.

Instead of junkets and out-of-state travel various members of the committee have personally attended such fairs as have operated during 1946 and have surveyed the plants of numerous others. We have also been in close contact with the Director of Finance in whose department

the Division of Expositions and Fairs operates and have attended as guests and observers meetings of the Western Fair Association and the State Agricultural Society.

All of these contacts have given the committee a broader conception of the value to our economy of our fairs as well as a better understanding of the many problems involved in their support and operation and an appreciation of the work of the several state agencies charged with various functions in connection with the program.

A desirable end would be accomplished if this report could be made effective as a handbook to fair operation. While this is not possible, especially in view of the fact that we are in a period of transition, it has been our endeavor to set down much that has never before, to our knowledge, been collected and published. We have used sources believed by us to be accurate and the historical matter is presented subject to verification and proof by parties who have valid records which have not heretofore been available to this committee.

The factual and statistical data is from tabulations made by the Department of Finance or other agencies expressly for this committee or submitted as reports or estimates on other occasions. Since these are, of necessity, as of different dates there may be in some instances discrepancies between amounts shown then and those which may obtain as of this date. However, all possible corrections have been made in view of the fact that much of this work has been performed in sequence and no great good is to be obtained by delaying its publication pending a final check to bring all amounts forward to a later date than the one given in each table.

The conclusions and recommendations made by the committee are those of a small group of your fellow legislators who have been assigned an important task and have approached it honestly and open mindedly and made their recommendations after having gained some insight into the problems. It is not our purpose to put any individual or association on the spot. But, where we are of the opinion that certain practices if continued will work harm to the entire fair program, we do not hesitate to call attention to the matter in order that the Legislature may adopt a policy that shall govern in the future.

Referring to H. R. 46, we read, "* * * Some of the more pressing problems, as reflected in proposals for legislation are:

(1) The increase in the number of county and district fairs;
(2) The administration of county and district fairs, and the selection and qualification of directors of district agricultural associations;
(3) The extent to which moneys should be granted to fairs for permanent improvements, and the purposes for which such money should be expended;
(4) The administration of the auditing of fairs, and the distribution of moneys by the Department of Finance."

Also, in a subsequent paragraph of the resolution we are charged to: "Study and analyze all facts relating to the manner and purpose for which license fees from horse racing and wagering on the results thereof are administered and expended and the type of long range program

desirable for the administration and expenditures of such moneys in the best interests of the State, * * *."

Closely related to the matter of derivation and expenditure of the money pouring into the State Treasury from license fees from horse racing and wagering on the results thereof are the problems of several of our most important educational projects as agencies dedicated to research and the encouragement of agriculture.

These form a topic for discussion by themselves but are, nevertheless, closely associated in many ways with the broad program which is the basis of most of this report.

EDUCATION, ENCOURAGEMENT OF AGRICULTURE AND THE INCREASE IN THE NUMBER OF CALIFORNIA FAIRS

When, in the general election of 1933, the people ratified the "Horse-Racing Act" legalizing pari-mutuel wagering on the outcome of horse races held in accordance with rules and regulations established by law and administered by the California State Horse Racing Board a great impetus was given the county fairs, district agricultural society fairs, and citrus fairs as well as the educational projects designated by the Legislature to receive support from the Horse Racing Fund.

We shall trace the use of the funds allocated to education and the encouragement of agriculture in a subsequent section of this report but in this section treat of the more closely related subject of the growth in the number of fairs in California from the early days to the present.

In touching upon the subject of this growth it should at once be made clear that Previous to the date of enactment of the revenue producing statute, fairs struggled along as best they might. Some fairs were successful, some failed but all were the result of a great deal of applied energy and enthusiasm at the local level and a good example of the results of individual initiative A few fairs which had grown to some importance, both in size and influence, were able to obtain state aid and encouragement but, since the appropriations, if any, were made from the General Fund, their security existed from one session of the Legislature to another and the amount of funds which they might reasonably expect to receive was largely dependent on the current state of the General Fund and other demands upon it. Perhaps an exception is the California State Fair operated by the California State Agricultural Society which, as an established state agency, was always pretty much in the picture since the year 1854 when the first appropriations were made to it and the year 1880 when the Legislature declared the California State Agricultural Society to be an agency of the State.

With a fund dedicated to the support of fairs, it was natural that a great number of new fairs should come into being and a number of fairs which had previously suspended resume operations.

Therefore, in recent years and notwithstanding the difficulties imposed by the world conflict just ended, there has been a great increase in the number of fairs.

Before proceeding with the discussion, the difference between the various classifications of fairs should be clarified.

District Agricultural Association Fairs

Under the present statutes[1] a district agricultural association is an association formed by 50 or more persons, residents of the county or all of the counties or parts of counties comprising an agricultural district for the purpose of holding fairs, expositions and exhibitions of all the industries and industrial enterprises, resources and products of every kind or nature of the State with a view of improving, exploiting, encouraging, and stimulating the same.

The officers of such an association consist of eight directors, resident citizens of the district, appointed by the Governor. Such directors are state officers and shall yearly elect one of their number president, to hold office for one year or until his successor is elected, and the directors are also required to elect a secretary and treasurer or secretary-treasurer not of their number.

Each district agricultural association is a state institution and as such granted certain powers as well as subjected to certain restrictions and obligations.

The State Agricultural Society[2] is a state institution with a board of directors consisting of 14 members appointed by the Governor. Two of the directors must be members of the boards of directors of county fairs or an agricultural district but both may not be members of the same board. The terms of office for the directors are also for four years. Thus it is seen that the State Agricultural Society is analogous to a district agricultural association on a state-wide basis.

County Fairs

County fairs and district fairs, although differing in their operational set-up, are on the same level as far as apportionment of state funds is concerned. County fairs, however, are under the direct control of the county boards of supervisors, acting generally through nonprofit associations charged with the conduct of the fair.

Citrus Fruit Fairs

Citrus fruit fairs in 1935 were declared by the Legislature to be fairs and associations within the meaning of Article 1 of Chapter 3 of the Agricultural Code. Here we have an example of projects carried on by private enterprise and initiative as nonprofit associations dedicated to the improvement of the citrus industry becoming state instrumentalities on an equal basis with other fairs but, under the present law, no increase in the number of citrus fruit fairs is to be expected since it is declared that a necessary qualification is that such fairs must have been carried on for not less than 20 consecutive years for periods of not less than 10 days nor more than 15 days each year.

Under the part of this report entitled "History of California Fairs" appear such condensed histories, of each presently existing fair as it has been possible to obtain, together with other statistical data pertinent to this report.

Increase in the Number of Fairs

The first action by the Legislature authorizing the formation of agricultural societies to promote and encourage agriculture, mechanics, manufactures and home industry is to be found, as far as this committee

[1] California Agricultural Code Chapter 3, Article 1, Section 81.
[2] See Agricultural Code, Chap 3, Art 1, Sec 70 and following.

is aware, in Chapter 110, Statutes of 1859. However, the participation by the State in the financing of fairs held by such societies did not occur until 1861,[1] when $5,300 was appropriated to eight district and county agricultural and mechanical societies. Indeed, prior to this date, the only action touching on the financial problems involved in the conduct of fairs and expositions was the authorization granted the City of Marysville to hold an election on levying a tax for the benefit of the Agricultural, Horticultural and Mechanical Society of the Northern District of California in the year 1861 and the year previous authority was granted the supervisors of Contra Costa County to appropriate $250 for premiums to the Contra Costa County Agricultural Society.

Like action was taken in 1862 whereby the supervisors of San Joaquin County were authorized to appropriate $1,000 for premiums of the San Joaquin Valley Agricultural Society. The next year this society entered on a larger and more ambitious program and we find record of legislation authorizing the supervisors of the county to issue $20,000 of bonds, the society to deed its property in trust as security and also an appropriation of $1,000 a year for two years by the supervisors for premiums.

By 1865, the San Joaquin County Board of Supervisors found it necessary to provide for the obligations of the San Joaquin Valley Agricultural Society and the Legislature authorized an election proposal to levy a tax of from 25 to 30 cents per $100 valuation to pay these obligations.

The General Appropriation Act of 1863 appropriated $2,000 to each of five named district agricultural societies and $500 to each county agricultural society; and in the wording of the statute, there is a differentiation between the district society and the county society.

Chapter 301, Statutes of 1863, authorized the Board of Supervisors of San Joaquin County to appropriate $1,000 a year for two years for premiums of San Joaquin Valley Agricultural Association Fair at Stockton

Sections of the Civil Code, 620, 621, and 622, enacted in 1872, authorized formation of agricultural fair corporations and the Statutes of 1880, Chapter 69, provided for "agricultural districts and associations" and the State was divided into 12 districts. Provisions for directors appointed by the Governor, their terms of office and authorization of districts to hold fairs were quite similar to the present law.

The State's interest in the development and encouragement of fairs was now clearly expressed and an increase in the number of district agricultural associations is to be noted in the various general appropriation acts for the ensuing bienniums.

We have stated above that in 1880 the State was divided into 12 agricultural districts. In 1883, the act was amended to provide 13 such districts. Other changes in the number of districts may be noted from

[1] Chapter 365, Statutes of 1861, page 407.

the general appropriation acts from 1883 forward. The growth in the number may be conveniently stated according to the following tabulation:

Year	*Number of agricultural districts*		*Other fairs*
1863	5		3
1877	8		4
1880	12	Other fairs became district fairs	
1883	13		-
1885	17		-
1887	26		-
1889	19		-
1891	38		-
1893	43		-
1895	45		-
1897	44		-
1901	45		-
1909	45	New Act	-
1927	46		-
1929	47	(Dist 1A added)	-
1931	48		-
1935	49		-
1937	50	(Dist 21A added)	-
1937	51	(Dist 49 added)	-
1939	52	(Dist 35A added)	-
1941	53	(Dist. 50 added)	-
1945	54	(Dist 51 added)	-

The increase in the number of county fairs as differentiated from Agricultural District Fairs is not so easy to determine for the years prior to 1921 when, by Chapter 717 of the Statutes for that year, $50,000 was appropriated for premium at county fairs. This money was to be apportioned by the State Board of Control on the basis of premiums paid in preceding years. Only one allotment for a fair in one year might be made and counties could join together for the conduct of a joint fair.

Under like provisions appropriations were made in 1923 and 1925, and, in 1927, the Department of Finance was charged with making allocations while the Statutes of 1929 established the Division of Fairs and Exhibits in the Department of Finance. Under this act[1], the department succeeded to the powers of the State Agricultural Society and district agricultural associations organized under the 1909 act[2]. By virtue of this legislation the old Board of Agriculture became the Directors of the State Agricultural Society and a new Board of Agriculture was created to advise the Director of Agriculture.

The Horse Racing Act, adopted in 1933 left the allocation of funds for fairs in the hands of the Department of Finance but, for the first time, established the complicated formula method for the allocation of money derived from the track operations In this year, $20,000 was first appropriated to the Horse Racing Board; and of the balance, $100,000 went to the State Fair, 5 percent to citrus fairs and 40 percent to county, district or combined county and district fairs.

(NOTE: It was provided that if the 40 percent fell below 60 percent of what it was in 1935 in future years, the basis of the 1933 act was to be used, and also that no fair might receive more than $40,000 maximum for one year.)

[1] Statutes, 1929, Chapter 853, page 1833.

[2] Statutes, 1909, Chapter 648, page 979

The Horse Racing Act has since been amended in subsequent years as follows:

In 1935:	Horse Racing Board	$20,000
	California State Fair	125,000
	Los Angeles County Fair	125,000
	6th District Agricultural Association	15,000
	Total fixed appropriations to fairs	$285,000
	Of the first balance remaining	*Percent*
	To citrus fairs	.05
	To other fairs	40
In 1937:	Horse Racing Board	30,000
	Department of Finance	10,000
	California State Fair	125,000
	Los Angeles County Fair	125,000
	6th District Agricultural Association	15,000
	Total fixed appropriations	$305,000
	Of the first balance remaining:	*Percent*
	To citrus fairs	.05
	To other fairs	40
	With maximum amount to any one fair limited to $65,000 instead of $40,000	

In 1941: The above formula was used except that the 1-A Agricultural District came into the picture for $100,000, of which not less than $55,000 was for premiums. It was provided that this money should come from the appropriation for fairs from the Fair and Exposition Fund for permanent improvements.

The appropriation to the Horse Racing Board was also increased to $75,000 per year, that to the Department of Finance to $30,000 while a maximum as to the amount which citrus fairs might receive was declared to be $100,000 for such fairs held in counties of over 160,000 population and $5,000 for fairs held in counties with a population less than that figure.

In 1945: The 1-A Agricultural District allocation was set at $100,000 and it also became one of the participating fairs with a first claim on the Fair and Exposition Fund along with the previously declared fairs and state agencies.

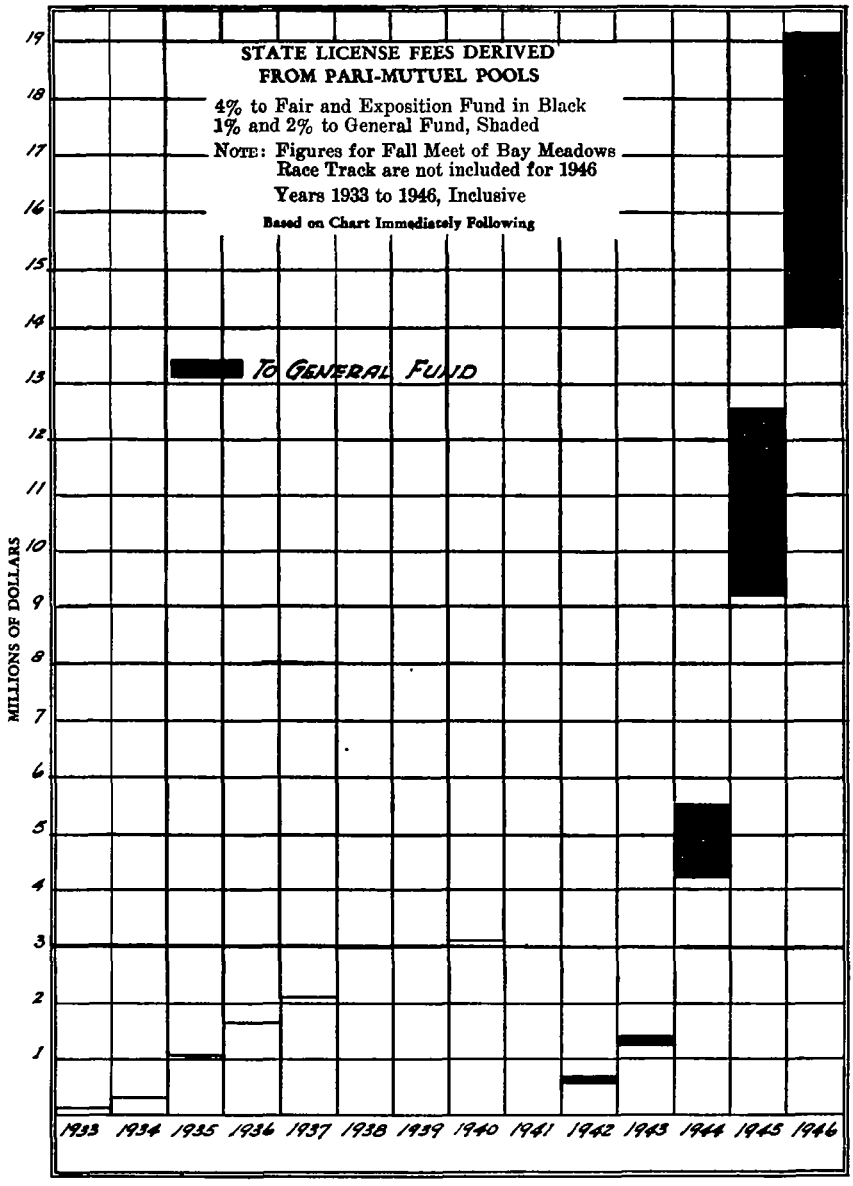
Each year the picture has grown more complicated and the Department of Finance has been charged with the control and administration of the Horse Racing Fund.

What has been presented immediately preceding relates to the fair and exposition program only; in the tabulations which appear elsewhere in this report will be found other agencies and institutions sharing in the appropriations and allocations.

STATE AID TO FAIRS, AND ADMINISTRATIVE CONTROLS

As has been previously stated the State has consistently assisted the State Fair and the State Agricultural Society. This has not been true as to the local fairs. We have noted the increase in the number of agricultural associations and county fairs since the year 1880 and a survey of fiscal measures during the same period also discloses a constantly increasing amount of money appropriated to such fairs. Governor Budd's vetoes of such appropriations in 1895 and 1897 caused a temporary halt but appropriations of somewhat smaller amounts were made up to 1903.

In 1903 appropriations for district agricultural associations disappeared from the general appropriation acts. Since 1909 the Los Angeles Exposition and the Sixth District Association has been assisted consistently. Appropriations for other districts became rare. After 1921 appropriations for county agricultural fairs became quite usual, and in


STATE LICENSE FEES DERIVED
FROM PARI-MUTUEL POOLS
4% to Fair and Exposition Fund in Black
1% and 2% to General Fund, Shaded
NOTE: Figures for Fall Meet of Bay Meadows Race Track are not included for 1946
Years 1933 to 1946, Inclusive
Based on Chart Immediately Following
TO GENERAL FUND
MILLIONS OF DOLLARS
19
18
17
16
15
14
13
12
11
10
9
8
7
6
5
4
3
2
1
1933 1934 1935 1936 1937 1938 1939 1940 1941 1942 1943 1944 1945 1946

1933 the Horse Racing Act was adopted. Since 1933 the counties and districts have received allocations from the money derived from horse racing which is placed in the Fair and Exposition Fund and here it may be noted that although there have been various changes in the amounts from year to year the principle of making allocations on a formula basis has been adhered to. This is in accord with the declared purpose of the act of 1933, ratified by the people, which dedicated the use of such funds to the encouragement of agriculture, relief and education—a matter not to be lost sight of when proposals are made to change the basis of allocations or divert a portion of the funds to other purposes.

Quoting a review of the matter, made for this committee by the Office of the Legislative Counsel by Joseph W. Paulucci, Deputy, we read:

> "This history may indicate that there is an established legislative policy of assisting the State Fair and the Sixth District's Exposition, which is an exhibition of all the resources of all of the State, while the legislative policy in relation to purely local fairs has not been so consistent throughout the years.
>
> "It may also be noted that the formula of allocating the horse racing money to local fairs has not been drastically changed since the original horse racing act was enacted in 1933. Whether or not the Legislature would have directly appropriated similar amounts to such fairs in the years since 1933 is problematical, especially in view of the State's financial condition in the 1930's. This may indicate that the formula method of allocation from a special fund would, over the years, provide somewhat more assurance of state assistance to the local fairs.
>
> "On the other hand, when appropriations are made to such fairs on the formula basis the fact that considerable amounts of state money are being expended for such purposes is not brought so directly and forcibly to the attention of each succeeding Legislature as it would be if the appropriations were made directly by each Legislature.
>
> "This situation is common to all continuing appropriations and is not unique to those for fairs. We do not mean to suggest that there is anything here that needs correction, but simply to point out in such a situation a certain amount of immediate and direct control is lost."

This committee would be blind indeed if it anticipated that in those demands for additional funds, not only from state agencies but from counties and municipalities as well, which confront us today that there would be much time lost by those interested in pointing out the considerable amount of unexpended funds in the Fair and Exposition Fund and the sizeable revenues which may be confidently expected to accrue within the next few years, using the past as a chart. Rather we feel that the issue should be met squarely. If the Legislature does not feel that our fairs and expositions contribute or can contribute enough to our economy then, of course, the Legislature will act rightly in considering to what other uses the money derived from horse racing may be put. But we are hopeful that in these pages we can point out enough of value in our fairs, and that our fellow legislators of their own knowledge and experience gained through personal contact with the fairs in their own districts will agree; that there should be no present curtailment in our fair program and, indeed, that it should be augmented until each fair is ready both in its organization and the development of its physical plant and properties to face the day when state funds are not provided on so generous a scale as at present.

Realistically, of course, we must admit that those fairs which prove themselves unable to give a good accounting of their stewardship shall be

eliminated from the list of recipients of the state's generosity and those which demonstrate that they are able to perform a worthwhile service shall be rewarded and continued. No one, we are sure, will quarrel with this statement—yet to put such a plan into operation requires several devices. One of these devices is a unit of measurement which tells the story on each individual enterprise—not primarily by comparison with other fairs, for some have little and others have much with which to work, but on what is accomplished for agriculture and for the people in the district where they are located. Another device is an adequate control by the proper state agency of the methods of operation of our fairs, restraints on the misuse of funds and guarding against practices not calculated to redound to the prestige of the fair or which result in waste of the funds which are, in fact, public money. There has been nothing in the experience of this committee which indicates that the Division of Fairs and Expositions within the Department of Finance is not capable of doing this important piece of work by augmenting the staff and allowing broad general powers subject to legislative review.

Emphatically this does not mean that we are advocating a centralization of the fair and exposition program in this State but, on the contrary, since the fundamental worth and success of a fair is a reflection of the amount of work and interest on the local level everything must be done to preserve the local powers and encourage and recognize successful performance and merely establish safeguards and counsel.

While we may agree on the desirability of such an objective a study of the division's position in regards to the various classifications of fairs and expositions make it clear that we must either put all such enterprises receiving allocations from the fund on the same basis as regards controls by the Department of Finance and the Division of Fairs and Expositions or must find sound reasons why some should be subject to full control and others to little if no control. These considerations will be taken up later while here we endeavor to give a clear picture of the complicated formula by which allocations are now made from the Fair and Exposition Fund which is fed by a major portion of the license fees derived from race meets.

The accompanying chart illustrates in graphic form the revenues accruing to the Fair and Exposition Fund in the past 14 years since the enactment of the Horse Racing Act. The chart is supported by the table which follows; showing not only the revenue derived but the total amount of money wagered by race fans, the various deductions going to other purposes and the amount returned to the public directly at the pari-mutuel windows.

Summary of Pari-Mutuel Pools—1933 to 1946, Inclusive

Racing season	Number of racing days	Total pari-mutuel pools	State license fees: ¼ percent to Fair and Exposition Fund	State license fees: 1 percent and 2 percent to General Fund	Track Commission	Breakage	Redistribution	Minus pools and errors
1933	62	$2,506,389	$100,255 56		$200,511 12	$40,789 42	$2,164,832 90	
1934	116	8,186,391	327,455 64		654,911 28	126,377 38	7,077,646 70	
1935	201	26,983,866	1,079,354 64		2,075,830 92	438,449 94	23,390,230 50	
1936	209	42,058,984	1,682,359 36		2,859,680 06	689,472 92	36,827,471 66	
1937	246	52,751,657	2,110,066 28		3,618,763 24	841,858 88	46,180,968 60	
1938	268	75,337,685	3,013,507 40		5,269,195 46	1,227,682 22	65,827,299 92	
1939	280	75,909,219	3,036,368 76		5,344,918 56	1,171,527 32	66,356,404 36	
1940	268	78,548,792	3,141,951 68		5,936,185 36	1,218,015 58	68,252,639 38	
1941	289	100,497,829	4,019,913 16		7,320,043 00	1,543,750 48	87,628,900 60	$14,778 24*
1942	69	15,297,301	611,892 04	$47,115 91	1,329,641 18	120,359 67	13,188,175 45	116 75
1943	114	32,414,220	1,296,568 80	142,017 10	2,775,262 70	272,936 45	27,930,567 95	3,133 00*
1944	140	107,138,375	4,285,535 00	1,242,767 50	8,399,686 25	844,281 60	92,367,828 60	1,723 95*
1945	195	231,201,548	9,248,061 92	3,364,223 06	17,443,916 26	1,930,736 62	199,213,713 60	896 54
Subtotal	2,457	$848,832,256	$33,953,290 24	$4,796,123 57	$63,228,545 39	$10,466,238 48	$736,406,680 22	$18,621 90*
1946 [a]	279	347,745,796	13,909,831 84	5,347,925 59	25,949,196 05	2,607,568 54	299,925,125 70	6,148 28
Total [a]	2,736	$1,196,578,052	$47,863,122 08	$10,144,049 16	$89,177,741 44	$13,073,807 02	$1 036,331,805 92	$12,473 62*

* Red figures.
[a] The 1946 fall meet at Bay Meadows is not included in these figures.

It will be noted in the foregoing that, since the year 1942, the General Fund has received considerable revenue from increased license rates imposed as an additional 1 percent over the 4 percent when the pools at individual tracks exceed the $10,000,000-mark. An additional 1 percent is collected at $20,000,000 and over. Of the license fees thus collected 4 percent goes to the Fair and Exposition Fund and the balance to the General Fund. As this is written, reports from eastern tracks indicate that wagering is falling off by one-tenth from the high figures obtained during the lush days immediately after the war, some reflection of this trend is made elsewhere in making estimates of future revenues. Just what is the future of horse racing in California cannot be forecast with certainty.

It may increase beyond the high level established in the past two years but it is just as reasonable to assume that a general business recession or a tightening of the economic condition of the State may result in a falling away.

If there is to be an increase in the amount of money the people will wager on horse racing for any considerable number of years then almost any program of support might be geared to such revenue as is derived from license of the sport. But, in the opinion of this committee, it is a sounder procedure to regard the future in the light of the past and to forecast what results might obtain if history repeated itself and we had at the disposal of the Legislature only such funds as are equal to those accruing to the Fair and Exposition Fund during the years immediately preceding the onset of the late world conflict.

Therefore we present a measurement of the allocation of the money in the Fair and Exposition Fund at various levels of total revenue in it and using as a formula that which was currently effective for the 97th Fiscal Year. Therefore the allocations are calculated in accordance with the following formula in which we have rounded the figures pertaining to the California Horse Racing Board and the Division of Fairs and Expositions in order to make for greater ease in drawing the charts which follow.

Formula Under Which Distribution of the Revenue Is Now Made

From the total available for allocation (4 percent of pari-mutuel pools) the following fixed annual appropriations are made:

California Horse Racing Board	$69,000
Division of Fairs and Expositions	21,000
State Agricultural Society	
Support—California State Fair	125,000
Support—Junior Fair	15,000
Los Angeles County Fair	125,000
1-A District Agricultural Association	100,000
6th District Agricultural Association	15,000
Total fixed annual appropriations	$470,000

After making the above allocations to determine the *First Balance* the following allocations are made:

5 percent of first balance to citrus fairs but not to exceed a total of ... $105,000

40 percent of first balance to district and county agricultural fairs.

The *second balance* is the amount remaining after the two preceding allocations are deducted.

Distribution of the Second Balance:
25 percent for California Polytechnic School
33 percent for University of California
42 percent for capital outlay of state, county, district and citrus agricultural fairs.

NOTE: The second balance is increased by such amount as 5 percent of the first balance exceeds the $105,000 limit which may be allocated to citrus fairs by provisions of the statutes

The above formula is complicated enough but, when compared with those of earlier years, it is seen to represent efforts made at various times to provide some equitable method of distribution of the funds among such institutions as the Legislature felt were entitled to benefit. For other exceptions and diversions of the funds the 1945 Statutes should be studied (Chapters 644 and 1248). However, we have omitted these from the illustrations which follow in order not to further complicate the picture.

First, assuming $3,000,000 in the Fair and Exposition Fund let the above formula of distribution be applied.

Application of the Formula

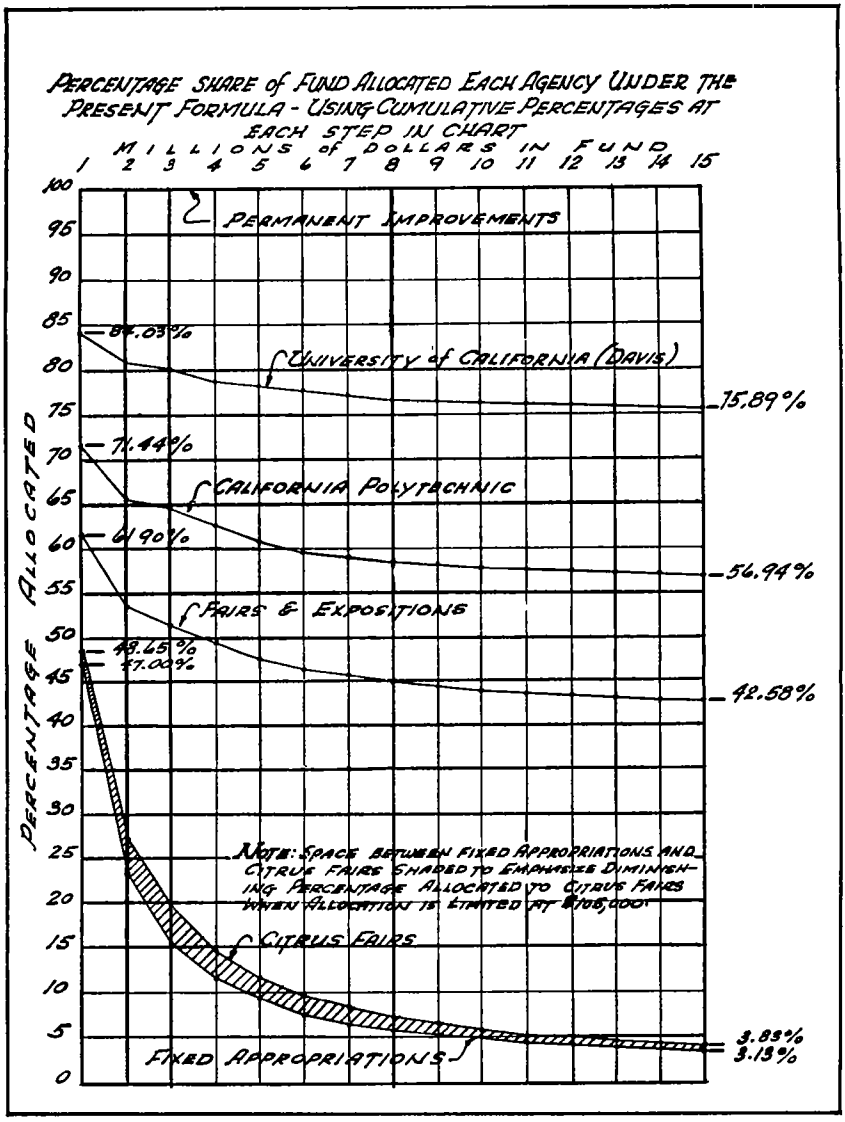
Total available for distribution (assumed to be)			$3,000,000
Less total of fixed annual appropriations (See above)			
California Horse Racing Board		$69,000	
Division of Fairs and Expositions		21,000	
State Agricultural Society			
Support—California State Fair		125,000	
Support—Junior Agricultural Fair		15,000	
Los Angeles County Fair		125,000	
1-A District Agricultural Association		100,000	
6th District Agricultural Association		15,000	
Total fixed annual appropriations			470,000
First Balance			$2,530,000
5 percent to citrus fairs	$126,500		
Amount over allowed (1) limit to citrus fairs	21,500		
Paid to citrus fairs		105,000	
40 percent to district and county agricultural fairs		1,012,000	
Total allocations to fairs			1,117,000
Second Balance			$1,313,000
25 percent to California Polytechnic School		328,250	
33 percent to University of California		433,290	
42 percent for capital outlay of fairs		761,540	
Total allocations from second balance			1,313,000
Add for capital outlay for fairs (1) above			21,500

In considering the various fixed annual appropriations it is reasonable to assume that the Legislature recognized that the state agencies charged with the administration of the several acts effective should have their necessary operating expenses defrayed first out of the revenue derived from horse racing. Next we note that those fairs and expositions held to be of primary importance to the State receive fixed annual appropriations; the California State Fair, the Los Angeles County Fair and the 1-A District Agricultural Association receive relatively large amounts, especially when we remember that they would suffer no curtailment unless the revenue dropped to a very low figure.

The amount paid to citrus fairs from the first balance is also generous and, because of the limit which prevents a total of more than $105,000 being allocated such fairs, that amount in all cases where the Fair and Exposition Fund is larger than the amount necessary to provide $105,000 as 5 percent of the first balance takes on the nature of a fixed annual appropriation and, under the provisions cited, we find that $575,000 is first deducted from the total available for distribution before other fairs share on such basis as is provided for those not specifically named to receive the fixed amounts.

Now these amounts paid as fixed annual appropriations do not vary under normal conditions but it is idle to presume that the same interest as assured the institutions receiving them their priority when the formula was devised would not, under less favorable conditions, work to procure for them a major portion of the available funds. Neither is it beyond possibility that efforts may be made to increase the amount and number of fixed annual appropriations from the fund when the fund reaches large proportions.

Being in the position to receive a fixed annual appropriation, however, is not an unmixed blessing when the percentages accruing from the total available for distribution at different levels is considered as the following chart shows.



It will be noted from the foregoing chart that at $1,000,000 as the available amount the fixed annual appropriations receive 47 percent of the total but at $15,000,000 the same fixed annual appropriations would receive less than 3.14 percent of the total. This procedure, of course, provides an ever increasing amount in the second balance from which allocations may be made for capital outlay on the part of the fairs and institutions affected.

But when the needs of California's fairs are met, if horse racing is still producing revenue at anywhere near the present rates, it may be advisable to devise a different formula for the allocation of the funds, but the Legislature should consider carefully the implications involved in

adding additional agencies to the list which are to receive fixed annual appropriations. The fixed annual appropriation method is easy, even with complicated formulae, but it does not lead to good legislative control. In line with this reasoning, if a change is to be made at this time, the suggestion has come from the Division of Audits that the present method of making the allocations to the individual fairs be changed.

This suggestion is best presented in the words of the author and is here introduced with the explanatory letter from the Director of Finance to the chairman of this committee, as follows:

STATE OF CALIFORNIA, DEPARTMENT OF FINANCE
SACRAMENTO, April 17, 1946

Honorable Jacob M. Leonard, Chairman
Assembly Interim Committee on Fairs and Expositions
Sacramento, California

DEAR MR. LEONARD: Here is a communication from the Division of Audits of the Department of Finance which deals exhaustively with matters concerning district agricultural associations and county fairs. It contains an analysis of demonstrated deficiencies in the methods of allocations of funds, the master premium list, regulations and accounting techniques. In addition, it contains specific recommendations toward improvement. The report and accompanying schedules are transmitted to you for such action as you chose to take in the premises.

Yours very truly

JAMES S. DEAN, Director of Finance

Honorable James S. Dean, Director of Finance
Sacramento, California

DEAR SIR: Experiences in auditing fairs since 1938 and consideration of methods of improving administrative procedures and techniques that would tend to provide better exhibitions within the intent of the statutes have indicated that basic requirements toward removal of deficiencies may be listed under the following

1. Revision of the method of allocation of State funds to provide incentive for better shows and more equitable distribution.
2. Revision of the method of auditing fair operations in order to eliminate inadequacies at the source and with the least disruption of the orderly conduct of operations.
3. Revision of the accounting methods and techniques to provide simplicity and supply more adequate management information.
4. Revision and simplification of the rules and regulations in order that fair managements and exhibitors may have a clear understanding of requirements.
5. Revision of the "Master Premium List" to provide clear understanding as to the classes that may be offered for premiums from state funds, eliminate abuses, and provide flexibility to meet conditions existing in the widely varying sections of the State.

As part of our follow-up policy toward assisting in the provision of remedies for deficiencies disclosed by audit, we have devoted a considerable amount of time and effort to supply recommendations for removal of deficiencies which are within the administrative jurisdiction of the Division of Fairs and Expositions and are submitting herewith a suggested remedy for the inadequacies in the allocation method for state funds:

This report has been divided into sections dealing with each of the above listed deficiencies and the actions that have been taken in the past and the proposed future actions. It is believed that this report should be filed with the Assembly Interim Committee on Fairs and Expositions in order that it may consider the suggestions in the light of our past experience.

In reaching the point at which we are able to offer the suggestions set forth in this report it has been our privilege to have had contact with many legislators, fair executives, educators and exhibitors. Considerable credit is due these gentlemen for their tolerance and patience in imparting some of the knowledge and experience that they have gained over many years. It is impossible to list all of the individuals that

have contributed suggestions toward improvement in the fair program. We are particularly indebted to:

The Assembly Interim Committee on Fairs and Expositions:
The Honorable Jacob M. Leonard, Chairman;
The Honorable Dwight H. Stephenson, Member;
The Honorable Ernest R. Geddes, Member.

The Western Fairs Association.
E. G. Vollman, President.

Members of the faculty of the University of California at Davis.

Members of the faculty of the California Polytechnic School at San Luis Obispo;
Julian A. McPhee, President;
Numerous agricultural instructors and agents;
Members of the staff of the Department of Agriculture;
Employees and officials of the California State Fair;
Exhibitors and breeders organizations.

Suggested Method of Allocation of State Funds

It is suggested that the funds appropriated to district and county fairs from the Fair and Exposition Fund be allocated on a modified point system approximately as follows:

1. Reimburse to each fair the premiums it has paid, for the classes and within the limits set by the master premium list.
2. Distribute the balance of the appropriation on the basis of points allowed for each entry exhibited at each fair. The following point evaluation * has been used in the explanatory tabulations attached to this report:

Poultry, pigeons and rabbits	1
Agriculture, domestic arts, horticulture, floriculture, etc	4
Sheep and swine	7
Cattle	10
Horses	19
Horse show	14
Feature displays (booths)	43

3. Set the maximum that any one fair may receive in any one year on two bases:
   (a) A total dollar value (the present figure is $65,000).
   (b) A total per exhibit point, exclusive of the premium reimbursement.

* Point evaluation subsequently changed to dollar values as being less cumbersome to work with. See memorandum at end of this presentation

In the explanatory tabulations presented with this report we have assumed a limitation of $85,000 total and a maximum of $1.25 per exhibit point.

These explanatory tabulations consist of the following:

Schedule 1. Calculation of bonus apportionment to agricultural fairs under proposed allocation method based on amount appropriated in 1941 and estimated appropriation in 1946.

Schedule 2. Apportionments to fairs under proposed allocation method based on 1941 data and on 1941 appropriation.

Schedule 3. Apportionments to agricultural fairs under proposed allocation method based on 1941 data and estimated appropriation in 1946.

Schedule 4. Statistical data for 1941 and calculation of points under the proposed allocation method.

These tabulations have been based on data reported to the Division of Fairs and Expositions for 1941 by fair managements. It is evident that various inconsistencies and inaccuracies exist in the figures reported. District 1, Oakland, has evidently reported the number of exhibitors instead of the number of entries. A correct report would undoubtedly show several thousand entries resulting in a substantial increase in the allocations. Similar inaccuracies exist in various other reports from fair managements. The tabulations are submitted as examples only, and do not necessarily represent the actual amounts of allocations that would result if all reports were accurate.

Throughout the history of state allocations for the encouragement of agricultural fairs a general policy has been evident that state funds should be used first, for payment of premiums and, second, for providing the facilities for conducting a fair. In fact it was not until 1938 that state funds could be used for any other purpose. Since 1938, use of state allocations for other purposes has required the approval of

the Department of Finance and is in the nature of a permissive provision with the evident intent still expressed in the statutes that premiums and permanent improvements should come first.

In devising the suggested method of allocation set forth above, we have attempted to adhere to this general policy and have proposed an allocation method that will reimburse each individual fair for "premiums" out of the first moneys appropriated.

It has been our observation throughout the years of our contact with the fair program that the deficiencies in the present method of allocation can be summarized as follows:

1. It provides an incentive to spendthrift management of premium money. The more a fair pays out in premiums the more it receives from the State.
2. It does not place the money in the spot where it is most needed.
3. It does not give encouragement to efficient management and cooperation with state officials.
4. It does not provide the proper limitations on the amount any one fair may receive, e.g., it is estimated that for 1946 each fair will receive exactly the same amount—$65,000.
5. It provides a bonus based on longevity of existence and does not give consideration to size or quality.

Our suggested method of allocation provides incentives to efficient management of premium and other moneys for cooperation on the part of fair managers with the state officials, and sets a limitation on the amount that any one fair may receive based on actual demonstrated need. The explanations following will cover these solutions more adequately.

We have previously stated that our suggested method provides that premiums shall be reimbursed to each fair from the first moneys appropriated for the fair program in line with the general policy set forth in the statutes. This reimbursement, of course, should be qualified to the extent that the amounts reimbursed will be for only those classes and those premiums that are within the limitations set by the Department of Finance or such other body as the Legislature may decide. It has been considered that this formula may be modified to provide that each fair shall receive only 50 percent of its premium payments, the other 50 percent to come from its own funds. This modification is suggested as a means of stimulating managerial cooperation in obtaining the best displays possible for the least amount of money. It is our thought that fair managements would feel that for every $1 paid out in premiums that were not completely justified they would be losing 50 cents from their operating funds.

The second point in our plan provides for the distribution of so-called "bonus money," that is the money to be distributed beyond the actual premium reimbursement, on the basis of a point system determined by the number of exhibits that are on the grounds of each fair for the prior year. This suggestion is motivated again by the basic policy running through the legislative enactments of using state money for plant and facilities second and for maintenance and operation last. It is our thought that the distribution of the "bonus money" would be on the basis of the facilities actually in use, provided the proper weighting could be established. This thought prompted us to obtain an estimate of the actual cost of providing facilities for the exhibiting of various types of displays and to use this cost as the basis for weighting the different exhibits. In arriving at the unit values we have had to round off the point values to the nearest unit and have used estimates provided by the Division of Architecture on approved types of buildings.

In arriving at a maximum bonus allocation of $1.25 for each unit, we have been guided primarily by the thought that most fair buildings will last a minimum of 25 years and that approximately 50 percent of "bonus money" would be used for building replacement purposes and the other 50 percent for maintenance and operation. One unit of value in our tabulations represents an original cost of around $15. Therefore, if we assume that 50 percent of the "bonus money" were to be used for replacing the units on which such bonus was earned they could be replaced in 25 years. The other 50 percent of "bonus money" could be used for either maintenance and operation or for providing a source for additional facilities. If such were the case, this money would provide the fair with funds to match with allocations from the "Capital Improvement Fund" under the control of the Director of Finance. Again, throughout the recent history of the fairs it has been the general policy to require local matching with funds allocated from the "Capital Improvement Fund." We believe this reasoning is sound. However, the maximum allowance per unit could well be

estimated beyond $1 25 on the assumption that the average fair building does not last for 25 years, or it could be reduced on the assumption that if properly maintained they would last longer than 25 years. This is a matter for determination by the Legislature.

The point valuation could be modified up or down depending on the will of the Legislature without destroying the basic principles on which our suggestions are founded. It should be pointed out at this time that in the tabulations attached hereto we have given full credit in our point evaluations based on the estimated costs for all types of exhibits except the horse show. The credit for the horse show has been reduced to 50 percent of its actual tabulated value for two reasons:

1. Statistics on 1941 shows have established the fact that the average horse show animal is entered in about three different classes as against two different classes for the cattle exhibits.
2. The horse show partakes of the features of both an attraction, and an agricultural exhibit. Generally speaking a substantial charge is made for admission It is felt that this admission charge should, to some extent, support the horse show as against the other agricultural exhibits which do not receive any income from admissions.

The advantages of our plan may be summarized as follows:

1 It follows the general policy expressed in the statutes.
2 It provides an incentive for the individual fair to enlarge the educational angles of its show.
3. It provides an incentive to efficient management of fair finances.
4 It provides a correlation of state aid to demonstrated need for facilities and operations.
5. It provides an incentive to cooperation with the Department of Finance and other state officials.
6. It provides a statistical classification of fairs for administrative purposes.
7. It ties in with the "master premium" plan.

It is believed that this method of allocation will need modification in the future in accordance with statistical data obtained during the operations of various fairs, and in order to eliminate inequities. We believe that a full and frank discussion of this method with various interested organizations and individuals would be of great benefit and lead to progressive improvement.

Revision of Auditing Methods

Our early experience with post audits of agricultural fairs following the lines of our general practice for all other state departments disclosed that complete post audit was impractical for the following reasons:

1. A good many fairs are operated on a part-time basis without any permanent help.
2. Records were very frequently lost and incomplete.
3. A good many employees were temporary and were gone at the time we conducted the audit.
4. Exhibitors could not be contacted.

It was our conclusion that most of the deficiencies disclosed by our audit examinations were caused by unfamiliarity with the rules and regulations and omissions which could have been rectified had they been known at the time they occurred. Our early audits of fairs resulted in many "chargebacks" and deficiencies which were not cleared up until 1945. These deficiencies held up the allocations to the individual fairs, caused confusions and continued from year to year. It was only due to the cessation of the fair activity caused by the war that any order was brought out of the chaotic condition caused by the deficiencies. It became evident that the only solution to the problem of determining proper accountability was to conduct an audit of the premium records at the fair during the time it was running and to follow it with a post audit of funds and finances at some future date. This method of auditing has been carried out at the California State Fair for many years and has proved highly successful.

We were unable to put this method into operation due to the inadequacy of funds provided for fair auditing until cessation of full fair activity due to the war reduced

the number of actual operating fairs to the point where we were able to carry on these preaudits followed by a post audit during the years 1944-1945. Our experience in the years 1944-1945 proved highly successful. We were able to clear the majority of questions before he fair was closed. We were able to assist the managers in solving their problems and to explain matters to the exhibitors. This enabled us to get better cooperation both from the fair managers and from the exhibitors.

The last regular session of the Legislature provided $25,000 per annum for auditing of fairs from the Fair and Exposition Fund with the understanding that we were to perform a preaudit of premiums followed by a post audit as set forth above. This appropriation has been proved more than adequate during the year 1945 and a large portion will undoubtedly revert. However, with the proposed enlarged activity during 1946, it is believed that the full appropriation will be expended. It is possible that in future years additional funds will be needed as the fair activity increases to the present possibility of around 81 individual shows.

It is surprising that our actual experience in his method of auditing has proven that it is no more costly than a complete post audit. The saving in time both to the auditors and the fair managers in settling questions "on the grounds" has more than offset the additional travel required.

In the future, we propose to revise our audit reports so as to provide the individual fair managements and the Division of Fairs and Expositions with statistical information that will be of great benefit in management. It is our earnest hope that we will be able to offer constructive suggestions for the improvement of each fair progressively.

Revision of Accounting Methods

Sometime in 1938 the Department of Finance provided an accounting manual for fair operations which proved of considerable benefit to the unification of fair accounting but proved to be too complicated for most managements to observe completely. By 1941, the decision had been reached to simplify and rewrite the manual of accounting for fair purposes. It was not carried out due to the fact that the outbreak of the war and cessation of fair activities eliminated the urgent need. In lieu of a manual, our auditors have assisted the fair managements in simplifying their bookkeeping methods and have tried out various forms and have generally tried to improve the accounting methods by simplification and uniformity. At the present time we have ready for printing a revised manual of fair accounting and some simplified forms. This manual should be completed in the very near future but has been sidetracked in the meantime due to the preparation of a new "master premium list."

Revision of Rules

It becomes evident during the course of our audit examination and experience on the job that the rules and regulations of the Department of Finance for awarding of premiums were in need of simplification for the following reasons:

1. They were too lengthy.
2. In many cases they were not clear.
3. In some cases they were unjust and in other cases did not eliminate loose practices.

Over a period of years, cooperating with the Division of Fairs and Expositions, we have assisted in revising these rules by:

1. Contacts made during course of our audit examinations.
2. By consultations with various bodies and individuals interested in the problems.

There is now available, subject to adoption of the Division of Fairs and Expositions, revised rules and regulations for the awarding of premiums that should eliminate inadequacies experienced in the past. The rules have been cut in half and in some cases have been strengthened and in other cases modified. They represent the concensus of opinion of the numerous bodies that we, in cooperation with the Division of Fairs and Expositions, have contacted over a period of three or four years.

It is believed that further revisions will be necessary and that the compilation of these rules is a continuous process. However, 1946 is an excellent year to try out these new rules in view of the fact that the allocation to any individual fair will not be affected where injustice arises and too much looseness is evident.

Revision of Master Premium List

The revision of the "master premium list" has occupied a great deal of time of the Division of Audits, although it is the most removed from our audit activities. This has been due to the fact that it has been our observation that the root of most accounting troubles in connection with premiums and many of the misunderstandings which arise during the course of a fair stem from the form of the "master premium list" and interpretations of its contents. The Department of Finance is required by law to prescribe the classes and maximums that may be ordered at any fair and should, in compliance with law, file such "master list" with the Secretary of State before it becomes effective.

The problem of preparing a "master premium list" has been very difficult for the following reasons:

1. The form should be simple and understandable.
2. It should provide adequate coverage of the State's agricultural resources and allow flexibility for varying conditions and locations.
3. Adequate statistical information is not completely available.
4. The "master list" should line up with the State Fair and other common fair practices
5. There is little criterion for setting the money values on the different prizes.

Some three years ago a series of conferences was started with numerous groups and individuals interested in the premium list. Mr. Snider, Chief, Division of Fairs and Expositions, held regional meetings throughout the State. Together we have been to the University of California at Davis numerous times, have talked to various individuals in the Department of Agriculture and the California State Fair, and have held meetings with the western fairs representatives, etc. The sifting of the different views and the reconciling of the viewpoints has been difficult, and it is believed that it is still subject to improvement even at this late date. It is our opinion that the "master premium list" should be continually revised in accordance with conditions and viewpoints and adequate statistical data. However, we have ready for distribution at the present time the results of our three to four years' work which should be of considerable help in the administration of the premium procedures and enable the Division of Fairs and Expositions and the Division of Audits to cooperate with the individual fair managements to the fullest.

The year 1946 is a particularly fortunate time to try out this "master premium list" inasmuch as a fair cannot be financially hurt regardless of omissions or inadequacies due to the fact that each fair will receive the maximum allocation of $65,000 in January of 1947, regardless of the amount of premiums they pay.

We will be pleased to furnish any additional information requested by the Legislature or others interested.

Respectfully submitted.

ERIC MCLACHLAN
Deputy Chief Division of Audits

Sacramento, California
April 17, 1946

July 16, 1946

To: James S. Dean
From: Eric McLachlan

Further study of methods of allocating Fair and Exposition Fund money to the several district and county fairs deriving support under Section 92 of the Agricultural Code indicates that a considerable simplification of the method suggested in our report of April 17, 1946, would be possible by adopting a straight dollar and cents basis of allocation for each entry in the various exhibit classes at each fair. This simplification could be accomplished without materially affecting the basis principle on which our recommendations are based. The proposed method of allocation would be approximately as follows:

1. Reimburse each fair for the premiums it has paid within the classifications and maximums set by the Department of Finance Maximum Premium List.

2. Allocate to each fair amounts calculated for each entry actually exhibited at the fair, based on a schedule approximately as follows:

Cattle	$10 55
Horses	19 45
Sheep, swine, etc.	7 20
Agriculture, floriculture, horticulture, etc.	5 80
Booths and feature displays:	
Up to 100 square feet	66 50
Up to 200 square feet	133 00
Up to 300 square feet	199 50
Poultry, chickens, rabbits, etc.	2 05
Horse show	13 85

Preliminary tabulations based on such method as applied to the statistical information available for the 1941 shows indicated that the amounts allocated to the individual fairs would be approximately as set forth on schedule three attached to our report of April 17th. This would indicate that few if any of the fairs would receive in excess of the proposed maximum allowance of $85,000.

In arriving at the dollar value established for the different types of exhibits we have taken the housing estimates prepared by the Division of Architecture and have estimated a 20 year replacement need and approximately an equal amount allowed for maintenance and operations. This would mean that the state apportionment after payment of premiums would replace each facility used for exhibit purposes every 20 years and that an amount equal to the original cost would be available for maintenance and operation of such facilities. Adjustment of the dollar values for the different types of exhibits could be made as indicated by available statistical data at each session of the Legislature without seriously throwing the basic method of allocation out of line.

Under the present statutes any excess of funds in the Fair and Exposition Fund allocated to fairs that could not be distributed under the proposed apportionment method would fall down into the second balance and be available, 58 percent for agricultural education at the University of California and the California Polytechnic School, and 42 percent for permanent improvements at district and county fairs. According to estimates available it will take in excess of 20 million dollars to provide adequate facilities for fair purposes at the various district and counties now proposing to operate and that the total amount available in the Capital Improvement Fund and matching moneys to be furnished by the districts and counties will not exceed $16,000,000 by June 30, 1947. In view of this fact it is suggested that consideration be given to requesting the Legislature that the surplus funds available in the appropriation to the fairs drop down into the Capital Improvement Fund direct until such a time as adequate facilities have been constructed at all fairs in operation. This could be converted into a dollar limitation on the Capital Improvement Fund.

Available statistical data on the 1941 State Fair and 1-A District Agricultural Association indicates that if these shows were placed on an allocation base similar to the above proposed method without any limitation as to the maximum that would be allowed, that the State Fair would receive approximately $205,000, and that District 1-A would receive approximately $80,000. Statistical information on the Los Angeles County Fair has not yet been received.

ERIC McLACHLAN

A MASTER PLAN FOR CONSTRUCTION OF FAIR BUILDINGS AND FACILITIES

Under the present statutes, the Director of Finance approves the allocation of money from the third balance to be used by fairs for capital improvements. On a number of occasions, this committee was afforded the courtesy of being invited to sit in with the director in order to gain a better insight into the manner in which this function of the department is carried on.

It is the policy of the department, with which we are in full accord and which we recommend be continued, that fairs receiving money for such purposes do two things: Match from fair funds in equitable proportions, the money asked for from the State; and, submit a master building plan, prepared with the assistance of the Department of Architecture,

whereby the needs of the particular fair may be visualized and the necessary facilities provided for in a logical and progressive manner.

We are interested in the manner in which such master building plans as have been submitted are prepared. First, a survey is made of the existing grounds and facilities. This is followed by the preparation of a contour map on which is plotted the existing walk-ways and driveways and those recommended to provide ample means of communication between the several buildings, parking and recreational areas and amusement zone.

Next in order is the plotting of existing water supply and the layout for such expansion as may be necessary to provide water to all parts of the grounds for fire protection, toilet facilities, irrigation and sprinkling systems, as well as an adequate supply to the various exhibition buildings, barns and stables.

It may readily be understood that the preparation of the contour map in advance of plotting the location of the buildings and water supply insures ample drainage. Too many existing fair grounds are rendered unsightly because of the present location of barns which are surrounded by an evil smelling mud pit in wet weather.

Toilet facilities and sewage disposal are also of primary importance and public conveniences must be adequate and located conveniently on the grounds, whether in the various buildings or in separate structures.

Proper and convenient structures for the preparation and serving of food are also of primary importance and must be supplied, as well as other buildings and the various sections of the grounds, with light and power and, where possible, with gas or fuel for cooking.

Only after these primary needs are met should the project turn to additional buildings and when any major structure is contemplated, the plans should be drawn for a building which can serve not only for the housing of exhibits during fair time but, also, as a recreational center or public meeting place for the community during other times.

It was the early intention of the committee to recommend that, wherever possible, every existing fair should be activated during the year 1947 even if it meant that the shows be conducted in tents. However, a survey of the problem discloses that in certain areas the use of tents is not desirable and a study of the amount paid out for tent rentals during 1946 leads to the conclusion that the use of tents is unsatisfactory and not economical.

With a return to conditions approaching normal, five years should serve to complete most of the projected plans. Under present estimates this should cost upwards of $40,000,000 and is further argument in support of the recommendation that no diversion of Fair and Exposition Fund money to other purposes be contemplated until such time as all the fairs have completed their building program.

The tabulation of the amounts paid out for tent rentals follows immediately; the amount estimated to be required by each fair for its building program is to be found in the tables appearing in the section devoted to histories of the fairs of California.

Cost of Tent Rental at District and County Fairs—1941 and 1946

DISTRICT FAIRS

District agricultural association	*Cost of tent rental 1941*	*1946*
1st	--------	$3,263 01
1-A	$4,467 35	38,142 97
2nd	--------	--------
3rd	--------	--------*
4th	--------	--------
7th	--------	--------*
9th	--------	--------
10th	--------	--------
12th	853 00	--------*
13th	1,970 00	--------*
14th	1,230 00	--------*
15th	349 50	2,605 00
16th	--------*	2,722 00
17th	528 00	--------*
19th	752 50	1,900 00
20th	873 09	--------*
21st	--------	--------*
21-A	1,147 25	--------*
22nd	501 00	3.512 50
23rd	1,428 70	3,298 50
24th	--------	--------
25th	800 00	--------
26th	604 80	1.449 00
27th	158 00	--------
29th	1,836 50	2,586 75
30th	234 20	1,500 00
31st	3,756 00	11,389 50
33rd	--------	--------*
34th	--------	--------
35th	541 00	--------
35-A	964 55	2,191 08
36th	348 35	2,280 00
37th	5,779 68	7,648 30
38th	--------	--------
39th	850 00	1,450 00
40th	268 00	--------*
41st	--------	--------
42nd	--------	2,441 00
44th	864 79	--------*
45th	--------	--------
46th	--------	--------
48th	2,400 00	1,484 00
49th	994 00	--------*
50th	465 50	140 00
51st	--------*	1,340 25
Totals, 45 District Agricultural Association Fairs	$34,965 76	$91,343 86
Totals, 24 County Fairs (from page 2)	16,658 75	43,601 02
Grand Total, 69 District and County Fairs	$51,624 51	$134,944 88

* No fair held.

COUNTY FAIRS

County fair	*Cost of tent rental 1941*	*1946*
Alameda	$999 20	$1,848 00
Butte	--------	1,800 00
El Dorado	1,100 00	--------*
Humboldt	1,232 81	2,857 75
Lassen	--------	--------
Madera	--------*	--------
Mendocino	--------	--------
Merced	--------*	--------
Monterey	700 00	2,150 00
Napa	1,242 00	2,401 56
Orange	948 00	915 56
Placer	--------	--------*
Plumas	776 70	1,930 00
Riverside	1,137 50	--------*
Sacramento	250 00	5,240 00
San Benito	--------	--------
San Francisco	--------	--------
San Joaquin	175 00	1,256 40
San Mateo	350 00	4,911 00
Santa Clara	5,659 21	16,165 75
Shasta	--------	--------
Sonoma	1,032 04	2,125 00
Trinity	--------	--------
Los Angeles	1,056 29	--------*
Totals, 24 County Fairs	$16,658 75	$43,601 02

* No fair held

CONCLUSIONS AND RECOMMENDATIONS OF THE COMMITTEE

Following are conclusions and recommendations of this committee. Elsewhere in this report are tabulations and estimates bearing on various phases of the problems confronting the fairs and agencies deriving part or all of their support from the Fair and Exposition Fund. Some were gathered as routine reports or work sheets by various departments, others were expressly made for the committee at the request of its members.

That such information is now available bespeaks the excellent organization within the Department of Finance of the Division of Fairs and Expositions and the Bureau of Audits. To the Director, the chief and to the various employees grateful acknowledgement is again made as well as to numerous other agencies, state and private, which have cooperated.

First Recommendation

That increase of personnel in the Division of Fairs and Expositions as recommended by the Director of Finance be made and that suitable assistance continue to be rendered the division by the assignment of suitable employees of the Department of Architecture in order to carry to completion the building and construction contemplated in the five-year master building plan.

As part of the information pertaining to each individual fair is a tabulation setting forth its unbudgeted surplus as of the end of 1946. Also there is to be noted the amount estimated to be necessary to complete the master building plan for the fair to bring its physical plant to the highest degree of efficiency and usefulness of the community.

Second Recommendation

All of the details of the master building plan are too many to be set forth here but the committee recommends that no diversion of Fair and Exposition Fund money be made to other uses and purposes until the master building plan is completed.

Third Recommendation

It is also recommended that the Master Building Plan for each fair progressively take the following pattern:

1. Grading and landscaping, including walkways, parking and picnic grounds.
2. Water supply for fire protection, sanitation, sprinkling and irrigation.
3. Sanitation facilities and adequate sewage disposal.
4. Structures for preparation and serving of food.
5. Structures for exhibits, judging and entertainment, such structures to conform to style already established or suitable to the locale of the fair and, when possible and expedient, constructed of materials natural to the region.
6. Recreational facilities.

In all cases it is further recommended that if possible each building be designed to be used for recreational or cultural purposes in addition to those generally associated as strictly for fair or exhibition purposes.

Building up our fairs will enable them to serve the people of the community where located the year around rather than for the few days of the year a fair is held and help them become, in effect, community centers.

Fourth Recommendation

It is recommended that legislation be enacted providing that no district agricultural society shall contract with an outside organization or person for the conduct of its fair, show or exposition.

With reference to county fairs it is recognized that it is necessary that the county boards of supervisors contract with a second party nonprofit association for the conduct of the county fair and it is recommended that legislation be enacted providing that upon the dissolution of any nonprofit association which has conducted fairs for a county receiving money from the Fair and Exposition Fund its assets shall revert to the State.

It is also recommended that all fairs now operating as county fairs shall become agricultural district fairs as may be accomplished by act of the Legislature, providing that in counties having two or more fairs said county may be divided into several agricultural districts.

Fifth Recommendation

This committee recommends to the California Horse Racing Board that permits be granted to agricultural district fairs and county fairs to conduct race meets with pari-mutuel wagering only in those instances when there is reason to believe that they may be conducted profitably

and without bringing discredit upon the fair. Further that no license or permit to conduct pari-mutuel racing be granted except under conditions providing for the same rigid controls and supervision as required at the commercial tracks.

NOTE. This is in line with question (c) of the California Horse Racing Board in its 1946 report.

Sixth Recommendation

It is also recommended that in any case where the California Horse Racing Board grants permit to any fair receiving money from the Fair and Exposition to conduct pari-mutuel races the permit or license shall provide that the race meet and the fair shall be conducted concurrently and that all exhibits entered in such fair shall remain and be maintained for the duration of the fair to qualify for allocations of state money for premiums.

NOTE. Again we are in agreement with the board, see (b) page 19 of its 1946 report.

Seventh Recommendation

Legislation is recommended to provide that no fair receiving state money for premiums or allocations from the Fair and Exposition Fund shall contract with any person or association to conduct or manage race meet where pari-mutuel wagering is conducted during a fair when a percentage of any of the admission money or the fair track's percentage of the pool is paid such person or association for such service or management.

The committee makes the three above recommendations because we are of the unanimous opinion, based on several experiences during 1946 of a number of fairs, that pari-mutuel racing conducted by fairs will ultimately discredit the fair and exposition program of California.

Eighth Recommendation

In order that each fair, wherever possible, may utilize its grounds for recreational purposes this committee recommends immediate enactment of legislation amending Sections 89 and 92 of the Agricultural Code and Section 5154 of the Public Resources Code to provide that out of any money received by an agricultural district association other than from sale of its real property the money may be expended in addition to the uses now provided by law for the acquisition, installation, maintenance and operation of recreational facilities on their respective fair grounds.

The urgency of this legislation lies in the fact that many such fairs are now in a position to do what is contemplated but lack the necessary authority and also that fairs are now preparing master building plans and the Department of Architecture is engaged in making surveys and preliminary plans and should have cognizance of these provisions in order that recreational facilities may be included.

Ninth Recommendation

The committee recommends enactment of legislation permitting district agricultural associations to lease or grant licenses for use of their property to nonprofit corporations or associations for the purposes of such corporations or associations by amendment of Sections 86 and 96 of the Agricultural Code.

Such legislation as is suggested is permissive in nature and, in many instances, may make effective wider and more useful and continued use of the grounds of many of our fairs.

Tenth Recommendation
Legislation Designed to Improve Status of Fairs and Their Service to the Community

While the legislation embraced in this recommendation may require several or a series of bills there is such intimate connection between its several parts as to warrant the presentation being made under the one heading.

Based upon the belief that the fairs of this State should be brought to full efficiency, both as regards to their fundamental purpose of encouraging agriculture and building up our agricultural economy, the rehabilitation of their physical plants and the construction of new facilities dedicated to fair purposes and uses as well as to serve as community centers for the people of the area where the fairs are located this committee recommends legislation to accomplish the following:

1. Assure continuation of appropriations and allocations to be used for premiums, construction, up-keep, purchase of land and the acquisition, installation and maintenance of equipment for recreational and cultural purposes until such time as the presently contemplated master building plan can be carried to completion.

2. Eliminate continuing fixed appropriations to other agencies unrelated to fairs and expositions except those appropriations to the California Horse Racing Board, the Department of Finance, and the California Polytechnic School from the first division of the Horse Racing Fund.

3. Provide for appropriations and allocations to the presently designated fairs and expositions out of the second balance of the fund on a sound and equitable basis designed to encourage proper and efficient fair management and provide encouragement to build each participating fair to its proper size according to the area which it serves.

4. Out of the third balance to provide appropriations and allocations for institutions and agencies closely related to agriculture and its problems and education preparing the youth of the State to gain a useful and better knowledge of modern and scientific management of farm, grove, herd or flock, skill in agricultural mechanics and fitting them for positions in industry and government connected with agriculture.

General Recommendations

With the additional duties imposed upon it by the First Extraordinary Session the Fifty-seventh Legislature will probably be well into its second month of the session before it will be in a position to give calm deliberation to some other questions which it, not this committee, should decide.

We have been called upon many times during the months of the existence of the committee to advise upon or determine several questions

laid before us. This we have hesitated to do, lacking the necessary authority and, as stated above, believing the entire membership of the Legislature should be consulted.

The first of these matters is that of the State Fair. As we understand the situation the State Fair in its present quarters must either be limited in its scope as an exposition of all the resources in California or it must have more room.

This is a policy which the Legislature must determine. This committee is aware that a survey of some magnitude and made at considerable expense has been presented to the Governor. Since we do not, at this writing, know the contents of the report we are not in a position to offer further comment or recommendation.

The next matter of importance is that of an additional appropriation to the 1-A Agricultural District (Cow Palace).

The present structure is huge, costly but inadequate and, frankly, suited to no other than its intended purpose. An additional appropriation of some magnitude will make of this the finest facility for a livestock show in the United States and because of its importance we urge favorable consideration of proper legislation but feel it should be initiated by others than members of the committee.

In Southern California the 48th District Agricultural Association is now in a position to purchase a large and well situated tract of land upon which, with state aid, a fine plant can be built ideally situated to serve the entire Los Angeles area on a year-round basis but particularly as the Great Western Livestock Show which last year, even in its quarters at the Union Stock Yards, demonstrated what an incentive to the livestock industry such an exposition may become. This again is hardly a matter for committee sponsored legislation but we urge its favorable consideration.

There has been frank discussion in these pages of some of the problems which will continue through 1947 and into 1948 and it is the final recommendation of this committee that the Legislature consider the creation of a new committee to make a continuing study and determine with what further duties it should be charged.

JACOB M. LEONARD
ERNEST R. GEDDES
DWIGHT H. STEPHENSON

HISTORICAL AND FINANCIAL DATA RELATING TO INDIVIDUAL FAIRS

On the pages immediately following will be found the historical and financial data of most of the fairs of California. We are indebted to the Division of Audits which had brief historical summaries in its files on most of the fairs and the Western Fairs Association which cooperated in copying the existing material for most of what we have been able to gather. While much of the historical data is interesting to only a few persons having an intimate interest in an individual fair it was felt to be advisable to make the present attempt to gather all existing information in one place.

In many cases it has been difficult, if not impossible, to obtain information from reliable sources and what is set forth must be regarded as merely a start toward a task which should be completed in a continuing study of our fairs and expositions if such is made. Members of the present committee, and of any future committee, will, we are sure, gladly receive any corrections or further information.

Most of the following histories were prepared at different times during the past few years as occasion arose in the work of the Division of Audits and consequently not all of them have the same terminal date. Where such details are pertinent we have added any later information available.

Following the historical matter on each fair and exposition will be found a table showing allocations from the Fair and Exposition Fund made during the years 1933 to 1946 (June 30), inclusive, and a statement of the fair's condition as of November 30, 1946, together with the amount determined to be needed to bring the fair's facilities to maximum efficiency and usefulness under the master building plan program. This program is explained in another section of this report.

It will be noted that the tabulations just described are in uniform style. This is because a form was first drawn up upon which to accumulate the information and the figures were intended to be spread in chart form for comparison. We now believe, however, that it will be more convenient for each member of the Legislature to have as much relevant data pertaining to any particular fair all together in one place and the individual tables have been inserted after the historical matter.

The California State Agricultural Society and the State Fair is treated separately elsewhere but the tabulation prepared in uniformity with other fairs appears at the end of this section in order that comparisons may be more easily made if desired.

The following table, together with the letter preceding it, shows the years of existence and operation of all the fairs of our State and is the latest piece of work, prepared at the request of the committee, by the Division of Fairs and Expositions and completed just before this report goes to press.

STATE OF CALIFORNIA, DEPARTMENT OF FINANCE
DIVISION OF FAIRS AND EXPOSITIONS
SACRAMENTO, December 23, 1946

Honorable Ernest R. Geddes, Member
Assembly Investigating Committee on Exhibitions and Fairs
Pomona, California

DEAR MR. GEDDES: Enclosed is a schedule of district and county fairs held during the period 1922 to 1946, inclusive. This list contains only those fairs which are considered as active fairs at this time.

The California State Fair has been held each year during the period from 1854 to 1941 except the year 1915 when an exhibit at the World's Fair was substituted for the regular State Fair. The fair was not held during the years 1942 to 1946, inclusive, due to the war.

The National Orange Show has been conducted each year during the period 1911 to 1941, inclusive. The show could not be held during the years 1942 to 1946, inclusive, due to the war.

The Cloverdale Citrus Fair has been held each year during the period 1922 to 1942, inclusive. After being interrupted during the years 1943 to 1945, inclusive, due to the war, the holding of the annual fair was resumed in 1946.

Many miscellaneous fairs were held during the period 1922 to 1933 which were not directly connected with the present day active fairs. These fairs operated from one to five years each during this period. The information available with respect to these fairs is incomplete.

Forty-five district agricultural associations conducted fairs during the period 1880 to 1902. Very little information is available in regard to these early fairs.

Yours very truly,

A. E. SNIDER, Chief, Fairs and Expositions Division
By GEO. N. MILLER, Assistant Chief

District and County Fairs—1922 to 1946

District agricultural association	*City*	1922	1923	1924	1925	1926	1927	1928	1929
1st	Oakland								
1-A	San Francisco								
2d	Stockton	*	*	*	*	*	*	*	*
3d	Chico								
4th	Petaluma								
7th	Monterey				*	*			
9th	Eureka								
10th	Yreka								
12th	Ukiah								
13th	Yuba City								
14th	Watsonville								
15th	Bakersfield								
16th	Paso Robles								
17th	Grass Valley								
19th	Santa Barbara								
20th	Auburn								
21st	Fresno		*	*	*	*	*	*	*
21-A	Madera								
22d	Del Mar								
23d	Antioch								
24th	Tulare		*	-	-	*	*	*	*
25th	Napa								
26th	Plymouth								
27th	Anderson		*	*	*	*	*	*	*
29th	Sonora								
30th	Red Bluff		*	-	-	*	*	-	*
31st	Ventura								
33d	Hollister								
34th	Cedarville						*	*	*
35th	Merced								
35-A	Mariposa								
36th	Dixon								
37th	Santa Maria								*
38th	Turlock								
39th	Angels Camp								
40th	Woodland								
41st	Crescent City		*	*	*	*	*	*	-
42d	Orland		*	*	*	*	*		*
44th	Colusa								
45th	Imperial				*	*	*	*	
46th	Hemet								
48th	Los Angeles								
49th	Lakeport								
50th	Lancaster								
51st	San Fernando								

* Fair held

District and County Fairs—1922 to 1946—Continued

District agricultural association	*City*	1930	1931	1932	1933	1934	1935	1936	1937
1st	Oakland								*
1-A	San Francisco								
2d	Stockton	*	*	*	*	*	*	*	*
3d	Chico							*	*
4th	Petaluma							*	*
7th	Monterey		*	*				*	*
9th	Eureka								*
10th	Yreka								
12th	Ukiah								*
13th	Yuba City			*			*	*	*
14th	Watsonville		*						*
15th	Bakersfield								*
16th	Paso Robles								
17th	Grass Valley								
19th	Santa Barbara								
20th	Auburn								*
21st	Fresno	*	*	*	*	*	*	*	*
21-A	Madera								*
22d	Del Mar						*	*	*
23d	Antioch								*
24th	Tulare	*	*	*	*	*	*	*	*
25th	Napa							*	*
26th	Plymouth								
27th	Anderson	*	*	–	–	–	*	*	*
29th	Sonora								*
30th	Red Bluff	*	*	–	–	–	*	*	*
31st	Ventura								
33d	Hollister								*
34th	Cedarville	–	–	*	–	–	*	*	*
35th	Merced						*	–	*
35-A	Mariposa								
36th	Dixon							*	*
37th	Santa Maria	*	*	*	*	*	*	*	*
38th	Turlock						*	*	*
39th	Angels Camp								*
40th	Woodland							*	*
41st	Crescent City	*	*	*	–	–	*	*	*
42d	Orland	*	*	–	–	–	–	*	*
44th	Colusa						*	*	*
45th	Imperial	*	–	*	*	*	*	*	*
46th	Hemet								*
48th	Los Angeles						*	*	*
49th	Lakeport								
50th	Lancaster								
51st	San Fernando								

* Fair held

District and County Fairs—1922 to 1946—Continued

District agricultural association	*City*	1938	1939	1940	1941	1942	1943	1944	1945	1946
1st	Oakland	*	*	*	*	*	–	*	–	*
1-A	San Francisco				*	–	–	–	–	*
2d	Stockton	*	*	*	*	–	–	–	*	*
3d	Chico	*	*	*	*	–	–	–	–	–
4th	Petaluma	*	*	*	*	–	–	–	–	*
7th	Monterey	*	*	*	*	–	–	–	–	–
9th	Eureka	*	*	*	*	–	–	–	–	*
10th	Yreka	*	*	*	*	–	–	–	–	*
12th	Ukiah	*	*	*	*	–	–	–	–	–
13th	Yuba City	*	*	*	*	–	–	–	–	–
14th	Watsonville	*	*	*	*	–	–	–	–	–
15th	Bakersfield	*	*	*	*	*	*	*	*	*
16th	Paso Robles									*
17th	Grass Valley	*	*	*	*	–	–	–	–	–
19th	Santa Barbara	*	*	*	*	–	–	–	–	*
20th	Auburn	*	*	*	*	–	–	–	–	–
21st	Fresno	*	*	*	*	–	–	–	–	–
21-A	Madera	*	*	*	*	–	–	–	–	–
22d	Del Mar	*	*	*	*	–	–	–	–	*
23d	Antioch	*	*	*	*	–	–	–	*	*
24th	Tulare	*	*	*	*	–	–	*	*	*
25th	Napa	*	*	*	*	–	–	–	–	*
26th	Plymouth	*	*	*	*	–	–	–	–	*
27th	Anderson	*	*	*	*	–	–	–	–	*
29th	Sonora	*	*	*	*	–	–	–	–	*
30th	Red Bluff	*	*	*	*	–	–	–	–	*
31st	Ventura			*	*	–	–	–	–	*
33d	Hollister	*	*	*	*	–	–	–	–	–
34th	Cedarville	*	*	*	*	–	*	*	*	*
35th	Merced	*	*	*	*	–	–	–	–	*
35-A	Mariposa		*	*	*	*	–	–	–	*
36th	Dixon	*	*	*	*	*	*	–	–	*
37th	Santa Maria	*	*	*	*	–	–	–	–	*
38th	Turlock	*	*	*	*	–	–	–	–	*
39th	Angels Camp	*	*	*	*	*	–	–	–	*
40th	Woodland	*	*	*	*	–	–	–	–	–
41st	Crescent City	*	*	*	*	–	*	*	*	*
42d	Orland	*	*	*	*	–	–	–	–	*
44th	Colusa	*	*	*	*	–	–	–	–	–
45th	Imperial	*	*	*	*	*	–	–	–	–
46th	Hemet	*	*	*	*	–	–	–	–	*
48th	Los Angeles	*	*	*	*	*	*	*	*	*
49th	Lakeport	*	*	*	*	–	–	–	–	–
50th	Lancaster				*	–	–	–	*	*
51st	San Fernando									*

* Fair held

District and County Fairs—1922 to 1946—Continued

County fair — *City*	1922	1923	1924	1925	1926	1927	1928	1929
Alameda—Pleasanton								
Butte—Gridley								
El Dorado—Placerville								
Humboldt—Ferndale		*	*	*	*	*	*	*
Lassen—Susanville		*	*	*	*	*	*	*
Los Angeles—Pomona		*	*	*	*	*	*	*
Madera—Chowchilla								
Mendocino—Boonville						*	*	*
Merced—Los Banos								
Monterey—King City								
Napa—Calistoga								
Orange—Santa Ana								
Placer—Roseville								
Plumas—Quincy								
Riverside—Indio								
Sacramento—Galt								
San Benito—Hollister								
San Francisco—San Francisco								
San Joaquin—Lodi								
San Mateo—San Mateo								*
Santa Clara—San Jose								
Shasta—McArthur								
Sonoma—Santa Rosa								*
Trinity—Hayfork								

County fair — *City*	1930	1931	1932	1933	1934	1935	1936	1937
Alameda—Pleasanton								
Butte—Gridley								
El Dorado—Placerville								*
Humboldt—Ferndale	*	*	*	*	*	*	*	*
Lassen—Susanville	*	*	–	–	–	–	*	*
Los Angeles—Pomona	*	*	*	*	*	*	*	*
Madera—Chowchilla								
Mendocino—Boonville	–	*	*	–	–	–	*	*
Merced—Los Banos								
Monterey—King City								
Napa—Calistoga								*
Orange—Santa Ana								
Placer—Roseville								*
Plumas—Quincy								
Riverside—Indio								
Sacramento—Galt								*
San Benito—Hollister								*
San Francisco—San Francisco								
San Joaquin—Lodi							*	–
San Mateo—San Mateo	*	*	–	–	–	*	*	*
Santa Clara—San Jose								
Shasta—McArthur							*	*
Sonoma—Santa Rosa	*	*	*				*	*
Trinity—Hayfork								*

* Fair held

District and County Fairs—1922 to 1946—Continued

County fair — *City*	1938	1939	1940	1941	1942	1943	1944	1945	1946
Alameda—Pleasanton		*	*	*	–	–	–	*	*
Butte—Gridley	*	*	*	*	–	–	–	–	*
El Dorado—Placerville	*	*	*	*	–	–	–	–	–
Humboldt—Ferndale	*	*	*	*	–	–	–	–	*
Lassen—Susanville	*	*	*	*	–	–	–	–	*
Los Angeles—Pomona	*	*	*	*	–	–	–	–	–
Madera—Chowchilla									*
Mendocino—Boonville	*	*	*	*	–	–	–	–	*
Merced—Los Banos									*
Monterey—King City				*	–	–	–	–	*
Napa—Calistoga	*	*	*	*	–	–	–	–	*
Orange—Santa Ana		*	*	*	–	–	–	–	*
Placer—Roseville	*	*	*	*	–	–	–	–	–
Plumas—Quincy			*	*	–	–	–	–	*
Riverside—Indio	*	*	*	*	–	–	–	–	–
Sacramento—Galt	*	*	*	*	–	–	*	*	*
San Benito—Hollister	*	*	*	*	–	–	–	–	*
San Francisco—San Francisco		*	*	*	*	*	*	*	*
San Joaquin—Lodi	–	–	–	*	–	–	–	–	*
San Mateo—San Mateo	*	*	*	*	–	–	–	–	*
Santa Clara—San Jose				*	–	–	–	–	*
Shasta—McArthur	*	*	*	*	*	–	*	*	*
Sonoma—Santa Rosa	*	*	*	*	*	–	–	*	*
Trinity—Hayfork	*	*	*	*	–	–	–	–	*

* Fair held

Statutes Relating to District, County, and Other Local Fairs in California, Including Appropriations for the Encouragement Thereof *

Yr.	*Ch.*	*Pg.*	
1859	110	104	Authorized formation of agricultural societies to promote and encourage agriculture, mechanics, manufactures and home industry.
1860	179	146	Authorized supervisors of Contra Costa County to appropriate $250 per year for premiums, Contra Costa County Agricultural Society.
1861	62	50	Authorized City of Marysville to hold election on levying a tax for benefit of the Agricultural, Horticultural and Mechanics Society of the Northern District of California.
1861	385	407	Appropriated $5,300 for district and county agricultural and mechanical societies. Four got $1,000 each; one got $400; three got $300.
1862	232	250	Authorized board of supervisors of San Joaquin County to appropriate $1,000 for premiums of San Joaquin Valley Agricultural Society.
1862	302	415	Appropriated various amounts as premiums for the first production of specified products. The presidents of State Agricultural Society and three local societies were the judges. Samples of articles produced were to be exhibited at the fairs of the several societies.
1863	4	7	Authorized board of supervisors of San Joaquin County to issue $20,000 of bonds for San Joaquin Valley Agricultural Society, the society to deed its property in trust as security.
1863	348	518	General appropriation act appropriated $2,000 to each of five named district agricultural societies and $500 to each county agricultural society.
1863–4	301	309	Authorized board of supervisors of San Joaquin County to appropriate $1,000 a year for two years for premiums of San Joaquin Valley Agricultural Association Fair at Stockton.
1865–6	257	282	Authorized board of supervisors of San Joaquin County to submit to election proposal to levy tax of 25-30 cents per $100 valuation to pay obligations of San Joaquin Valley Agricultural Society.
1869–70	550	820	Appropriated $1,500 annually for two years to San Francisco Mechanics Institute.
1871–2	333	442	Appropriated $3,000 to Bay District Agricultural Society, and $2,000 each to eight others, for premiums only.
1872			Civil Code Sections 620, 621, 622 authorized formation of Agricultural Fair Corporations.
1873–2	153	192	Authorized closing certain streets in San Francisco for Agricultural and Mechanical Fair Ground and racetrack for 10 years.
1873–4	366	526	Authorized City of Petaluma to hold election on bond issue of $45,000 to purchase agricultural park, provided that money thereafter appropriated to Sonoma and Marin District Agricultural Society was to be paid to city until bonds paid off.
1877–8	271	332	Appropriated annually for two years $1,500 to eight district agricultural societies, $1,000 to four others.
1880	69	62	Provided for agricultural districts and associations. Divided State into 12 districts. Authorized associations to be formed by 50 or more persons. Provided for eight directors appointed by Governor with four-year staggered terms. Authorized districts to hold fairs. Quite similar to present law.
1880	102	107	General appropriation act appropriated to district agricultural associations: District 1 ..... $2,000 Districts 2, 3, 4 ..... 1,500 each Districts 5, 6, 7, 8 ..... 1,200 each Districts 9, 10, 11 ..... 800 each

* We are indebted to Mr Joseph W Paulucci, Deputy in the Office of the Legislative Counsel, for this digest of the Statutes

Statutes Relating to District, County, and Other Local Fairs in California, Including Appropriations for the Encouragement Thereof—Continued

Yr.	*Ch.*	*Pg.*	
1881	101	115	General appropriation act appropriated to district agricultural associations: District 1 ..... $4,000 Districts 2, 3, 4 ..... 3,000 each Districts 5, 6, 7, 8 ..... 2,400 each Districts 9, 10, 11 ..... 1,600 each
1883	22	30	Amends 1880 act to provide 13 agricultural districts.
1883	41	72	General appropriation act, appropriated to district agricultural associations: District 1 ..... $4,000 Districts 2, 3, 4, 13 ..... 3,000 each Districts 5, 6, 7, 8, 11 ..... 2,400 each Districts 9, 10, 12 ..... 16,000 each
1885	35	39	Amended 1880 act to authorize Governor to remove agricultural association director for good and sufficient cause.
1885	106	80	General appropriation act appropriated to district agricultural associations: District 1 ..... $4,000 Districts 2, 3, 4, 13, 17 ..... 3,000 each Districts 5, 6, 7, 8, 11 ..... 2,400 each Districts 9, 10, 12 ..... 1,600 each Districts 14, 15, 16 ..... 1,500 each
1885	137	126	Amended 1880 act created Agricultural District 17, and appropriated $3,000 for it.
1887	70	80	Amended 1880 act to create agricultural districts numbered up to 26.
1887	170	209	General appropriation act appropriated to district agricultural associations: Districts 1, 2, 4, 6 ..... $5,000 each Districts 3, 13, 17, 18 ..... 4,000 each District 5 ..... 3,600 Districts 7, 11, 12, 19 ..... 3,000 each Districts 21, 25 ..... 2,500 each Districts 8, 26 ..... 2,400 each Districts 9, 10, 15 ..... 2,000 each Districts 14, 16 ..... 1,500 each
1889	77	78	Amends 1880 act to provide for 29 agricultural districts.
1889	285	438	General appropriation act appropriated to district agricultural associations: Districts 1, 2, 6 ..... $7,000 each Districts 3, 4, 5, 13, 18, 25, 26 ..... 6,000 each Districts 11, 12, 15, 19, 21 ..... 5,000 each Districts 9, 10, 16, 20, 27, 28 ..... 4,500 each Districts 7, 8, 14, 17, 22, 29 ..... 4,000 each District 23 ..... 3,500 District 24 3,000
1891	126	138	New act to provide for 38 agricultural districts. Provided for associations similar to former ones. Declared them state institutions. Directors designated as district board of agriculture for the district.
1891	270	497	General Appropriation Act appropriated to district agricultural associations. Districts 1, 2 ..... $7,000 each Districts 4, 5, 6, 13, 18, 26 ..... 6,000 each Districts 3, 12, 15, 19, 21, 25, 35 ..... 5,000 each Districts 9, 10, 11, 16, 20, 27, 28, 34 ..... 4,500 each Districts 8, 14, 17, 22, 30, 31, 38 ..... 4,000 each Districts 7, 23, 36, 37 ..... 3,500 each Districts 24, 29, 32, 33 ..... 3,000 each

Statutes Relating to District, County, and Other Local Fairs in California, Including Appropriations for the Encouragement Thereof—Continued

Yr.	*Ch.*	*Pg.*	
1893	200	282	Amends 1891 act to provide for 43 agricultural districts.
1893	242	524	General Appropriation Act appropriated to district agricultural associations: Districts 1, 2 ---------- $7,000 each Districts 4, 5, 6, 7, 13, 18, 21, 26 ---------- 6,000 each Districts 12, 25, 40 ---------- 5,000 each Districts 9, 10, 11, 16, 17, 20, 27, 28, 34 ---------- 4,500 each Districts 3, 8, 14, 19, 22, 29, 30, 31, 35, 36, 38 ---------- 4,000 each Districts 7, 23, 32 ---------- 3,500 each Districts 15, 24, 33, 37, 39, 41, 42, 43 ---------- 3,000 each
1895	8	14	Amended 1891:126:138. Authorized agricultural associations which had purported to issue stock certificates to convert into stock corporations. Prohibited corporation from selling property. Provided that if state aid were accepted district board of agriculture was to conduct fair, otherwise corporation's board of directors managed its affairs.
1895	109	100	Amended 1891 act to provide for 45 agricultural districts.
1895	214	280	General Appropriation Act. Governor vetoed appropriations for district agricultural societies. The items were like 1893:242:524, except Districts 11 and 34 were $3,000 instead of $4,500 and $3,000 was appropriated to each of Districts 44 and 45.
1897	225	304	New Act divided State into 44 agricultural districts. Provided for associations, etc., quite similar to 1891 act as amended. Continued existing associations as if formed under new law.
1897	242	355	General Appropriation Act. Governor vetoed appropriations for: District 1 ---------- $10,000 Districts 2, 4, 5, 6 ---------- 5,000 Districts 21, 28 ---------- 4,000 Districts 22, 25, 40 ---------- 3,500 Districts 7, 9, 11, 12, 13, 14, 18, 23, 24, 27, 36 ---------- 3,000 Districts 10, 26 ---------- 2,500 Districts 3, 8, 15, 16, 17, 29, 30, 31, 32, 33, 35, 39, 42, 44 ---------- 2,000 Districts 19 20, 34, 37, 41, 43 ---------- 1,200
1899	95	112	General Appropriation Act appropriated to district agricultural associations: Districts 1, 6 ---------- $4,500 Districts 2, 4, 5 ---------- 3,000 Districts 21, 28 ---------- 2,400 Districts 22, 25, 40 ---------- 2,100 Districts 7, 9, 11, 12, 13, 14, 18, 23, 24, 27, 36 ---------- 1,800 District 26 ---------- 1,500 Districts 3, 8, 15, 16, 17, 29, 30, 31, 32, 33, 35, 38, 39, 42, 44 ---------- 1,400 Districts 10, 19, 20, 34, 37, 41, 43 ---------- 1,200
1901	142	304	Amended 1897 act to create 45th District.

Statutes Relating to District, County, and Other Local Fairs in California, Including Appropriations for the Encouragement Thereof—Continued

Yr.	*Ch.*	*Pg.*	
1901	163	518	General Appropriation Bill appropriated to district agricultural associations: Districts 1, 6 ---------- $5,600 Districts 2, 3, 4, 5 ---------- 3,750 District 40 ---------- 3,600 Districts 21, 28 ---------- 3,000 Districts 22, 25, 36 ---------- 2,600 Districts 15, 19, 23, 31 ---------- 2,500 Districts 7, 9, 11, 14, 18, 24, 27 ---------- 2,250 District 13 ---------- 2,200 District 26 ---------- 1,850 Districts 8, 16, 17, 29, 30, 32, 33, 35, 38, 39, 42, 44 ---------- 1,750 Districts 10, 20, 34, 41, 43, 45 ---------- 1,500 District 12 ---------- 1,100 District 37 ---------- Nothing
1903	380	529	General Appropriations Bill appropriated to district agricultural associations: Districts 1, 6 ---------- 5,600 Districts 2, 3, 4, 5 ---------- 3,750 District 40 ---------- 3,600 Districts 21, 28 ---------- 3,000 Districts 22, 25, 36 ---------- 2,600 Districts 15, 23, 31, 37 ---------- 2,500 Districts 7, 9, 11, 14, 18, 24, 27 ---------- 2,250 District 13 ---------- 2,200 Districts 29, 45 ---------- 2,000 Districts 20, 26 ---------- 1,800 & 1,850 Districts 8, 16, 17, 30, 32, 33, 35, 38, 39, 42, 44 ---------- 1,750 Districts 10, 34, 41, 43 ---------- 1,500 District 12 ---------- 1,100 District 19 ---------- Nothing
1909	385	655	Authorized counties and cities to acquire and hold land for encouraging agricultural, etc., products and exhibiting the same.
1909	648	979	New act created 45 agricultural districts. Provided for apportionment of money to districts by State Board of Agriculture. Note: This is the act upon which present Agricultural Code provisions were based
1909	658	994	Amended 1897 act to redescribe districts to conform to 1909:648:979, except that Mendocino was separated from Lake County to make new district and Sacramento was joined to Yolo.
1909	699	1076	Appropriated $250,000 for Agricultural Park at Los Angeles to be used by all counties to maintain permanent exhibit of their products and resources.
1909	707	1082	Authorized district agricultural societies to lease land not needed by them for purposes not inconsistent with objects for which land was held.
1911	478	942	Added Section 405b, Pol. C., to authorize supervisors to levy tax for exhibition of agricultural products. Amended by 1927:380·621 to authorize county to cooperate with fair associations, districts and other counties to hold fairs.
1911	497	1036	Reappropriated unexpended balance of money appropriated by 1909:699, to make $25,000 available for furnishing and equipping Exposition building at Los Angeles.
1913	629	1156	Appropriated $60,000 for furnishing, equipping and maintaining Exposition building, Los Angeles.

Statutes Relating to District, County, and Other Local Fairs in California, Including Appropriations for the Encouragement Thereof—Continued

Yr.	*Ch.*	*Pg.*	
1915	223	450	Appropriated $50,000 to 6th District to furnish, equip and maintain Exposition building.
1917	354	487	Appropriated $75,000 for support and maintaining the Los Angeles Exposition.
1917	773	1619	Appropriated $50,000 to 6th District Agricultural Association to be used as revolving fund. Required return of money before end of two years.
1919	405	816	Appropriated $53,000 for support and maintenance of Los Angeles Exposition.
1919	472	926	Appropriated $3,000 for premiums at county fairs in Agricultural District 25.
1919	491	1008	Appropriated $75,000 to Sixth District to liquidate deficit from 1918 fair.
1921	28	29	Authorized use of Balboa Park, San Diego, for Exposition.
1921	410	604	Reappropriated balance of appropriation made by 1919: 472 .926.
1921	717	1230	Appropriated $50,000 for premiums at county fairs, to be apportioned by State Board of Control on basis of premiums paid in preceding years. Only one allotment for fair in one year. Counties could join together.
1921	905	1700	General Appropriation Bill appropriated $74,900 to 6th District Agricultural Association.
1923	121	242	Budget Act appropriated to 6th District Agricultural Association, $50,700 for salaries, $16,890 for support.
1923	478	1214	Appropriated $50,000 for premiums at county fairs. Like 1921:717:1230
1925	30	46	Budget Act appropriated to 6th District Agricultural Association, $53,760 for salaries, $16,000 for support.
1925	293	485	Appropriated $30,000 for repairs at Exposition Park, Los Angeles.
1925	470	1009	Appropriated $75,000 for premiums at county fairs Like 1921 .717 :1230.
1927	6	5	Appropriated $17,000 for completion of west wing, Exposition Park, Los Angeles
1927	29	31	Provided for allocation of money appropriated for county and district agricultural fairs by Department of Finance Otherwise similar to 1921:717 1230.
1927	142	262	Budget Act appropriated $75,000 for encouragement of county and district fairs, $74,740 to Sixth District for support and $7,500 for improvements.
1927	153	292	Added Section 404j, Pol. C, to authorize counties to buildings for fairs on land of county, municipality or public corporation.
1927	425	691	Amended 1909 act to provide for 46 agricultural districts.
1927	428	694	Appropriated $20,000 for premiums for 46th District Agricultural Association.
1929	39	81	Budget Act appropriated to 6th District Agricultural Association: Support ---------- $76,330 Minor construction, repairs, etc.------- 11,900 Support of fair---------- 25,000
1929	39	81	Budget Act appropriated $25,000 for support of 46th District Agricultural Association, $60,000 for county fairs.
1929	205	366	Added Section 694, Pol. C, to provide that Department of Finance should apportion money appropriated for county or district fairs.
1929	356	681	Amended 1909 act to authorize district agricultural associations to contract with county or county fair association to hold joint fair. Such fair to be considered a district fair of the association.
1929	566	966	Amended 1909 act, to create 1-A Agricultural District.

Statutes Relating to District, County, and Other Local Fairs in California, Including Appropriations for the Encouragement Thereof—Continued

Yr.	*Ch.*	*Pg.*	
1929	632	1044	Appropriated $20,000 for premiums 32nd District Agricultural Association fairs.
1929	853	1883	Added Sections 694a to 694i, Pol. C, to establish Divisions of Fairs and Exhibits in Department of Finance The department succeeded to the powers of the State Agricultural Society and district agricultural associations organized under the 1909 act. The old Board of Agriculture, became the directors of the State Agricultural Society, a new board of agriculture was created to advise Director of Agriculture.
1931	32	19	Appropriated $8,000 for harbor exhibit, Exposition Park, Los Angeles
1931	183	300	Budget Act, appropriated $60,000 for encouragement of county agricultural fairs.
1931	183	300	Budget Act, appropriated to Department of Finance for support of 6th District, $25,000, 32nd District, $20.000, 46th District, $25,000; for improvements, etc., 6th District, $14,000
1931	679	1417	Amended 1909 to create 47th District of Trinity County, formerly joined with Shasta County to form one district.
1931	701	1458	Appropriated $250.000 for construction, 1-A District Agricultural Association
1931	1207	2521	Appropriated $10.000 for support of 42nd District Agricultural Association
1933	278	814	Budget Act, appropriated for 6th District Agricultural Association: Support $15,000 and for fair_____$15,000 45th District, support_____ 2,500 2nd District, support_____ 5,000
1933	769	2046	The Horse Racing Act: Appropriated $20,000 to Horse Racing Board; of balance, $100,000 to State Fair, 5 percent to citrus fairs, 40 percent to county, district or combined county and district fairs.
1935	321	1081	Amended Section 80, Ag. C, to create District 48 out of part of Los Angeles County.
1935	341	1176	Budget Act appropriated $68,210 to 6th District Agricultural Association from its Contingent Fund.
1935	515	1586	Amended Horse Racing Act to appropriate $20,000 to Horse Racing Board, $125,000 to State Fair, $125,000 to Los Angeles County Fair, $15,000 to 6th District Agricultural Associations, of first balance citrus fairs got 5 percent, others 40 percent, with provision that if such 40 percent fell below 60 percent of what it was in 1935, the basis of the 1933 act was to be used, and also that $40,000 was maximum for any such fair for one year.
1935	768	2145	Reduced amount to be returned under 1917:773:1619 by 6th District to $11,489.68.
1935	781	2177	Added Section 91.5, Ag. C, to create "Sixth District Agricultural Association Fund." All money, except appropriations, to go into fund, and available for construction, improvements, and support of buildings, grounds and other property of the Association.
1937	157	423	Budget Act, appropriated to 6th District from its fund, $53,800 for support, $15,780 for construction and improvements.
1937	197	493	Amended Section 80, Ag. C, to create District 21a, Madera County.

Statutes Relating to District, County, and Other Local Fairs in California, Including Appropriations for the Encouragement Thereof—Continued

Yr.	*Ch.*	*Pg.*	
1937	810	2292	Amended Horse Racing Act. Increased appropriation to board to $30,000. Added appropriation of $10,000 to Department of Finance for auditing, etc. Increased maximum for fairs sharing in 40 percent of first balance to $65,000 per year.
1937	865	2408	Amended Section 80, Ag. C., to create District 49, Lake County.
1939	170	1411	Amended Section 80, Ag. C, to create District 35a, Mariposa County.
1939	486	1833	Budget Act, appropriated to 6th District from its fund $61,220 for support, $9,550 for construction, improvements and repairs.
1941	47	659	Appropriation provisions of Horse Racing Act codified as Sections 19620-19626, Business and Professions Code.
1941	231	1298	Amended Section 80, Ag. C., to create District 50, Los Angeles County.
1941	600	1984	Budget Act appropriated $98,420 to Sixth District from its fund.
1941	989	2626	Added 19626.5, B. & P. C., to appropriate $100,000 to 1-A District, of which not less than $55,000 was for premiums. Money to come from appropriation for fairs from Fair and Exposition Fund for permanent improvements.
1941	1248	3129	Amended Horse Racing Law. Increased appropriation to Horse Racing Board to $75,000 per year, that to Department of Finance to $30,000. Split citrus fair allocation between such fairs in counties of over 160,000 which get maximum of $100,000 and smaller counties which get maximum of $5,000.
1943	62	278	Budget Act, appropriated $41,318 to 6th District from its fund.
1943	465	1999	Added Section 4041h, Pol C, to provide that if county sold fair property the proportion of cost thereof paid from State allocations was to be put in Fair and Exposition Fund, available to county for three years for permanent fair improvements, then, if not used, to revert to fund
1945	644	1188	Budget Act, appropriated $86,538 to 6th District from its fund.
1945	1026	1983	Amended Section 19622, B. & P. C., to allocate $100,000 to 1-A District, repealing Section 19626.5 added by 1941:989:2626.
1945	1341	2512	Amended Section 80, Ag. C, to create District 51, Los Angeles County.

HISTORIES OF CALIFORNIA'S FAIRS

1st District Agricultural Association, Oakland

History

December 31, 1944

The 1st Agricultural District was created by Chapter 69, Statutes of 1880, and included Alameda, Contra Costa, and San Francisco counties. Amendments to the Statutes later divided the above counties into different districts, and designated that Alameda County was to constitute the 1st Agricultural District.

The early history of the 1st District Agricultural Association is incomplete. We were able to determine that fairs were conducted under the name of the Golden Gate Agricultural and Mechanical Fair Association until about 1901, at which time the district became inactive. Operations were resumed in 1929 and continued through 1931. During these years fairs were held under the name of the Pacific Slope Dairy Association and the 1st District Agricultural Association. Insofar as we are able to determine, the association was inactive from 1932 to 1936, inclusive, and resumed operations in 1937 as sponsor of the California Spring Garden Show, under a contract with the California Spring Garden Show,

Inc., a nonprofit organization. Fairs have been held annually from 1937 to 1942, inclusive; all under contracts with the California Spring Garden Show, Inc.

No fair was held in 1943. Operations were resumed in 1944, when a fair known as the "Victory Spring Garden Show" was held at the Oakland Civic Auditorium, and was administered by the Oakland Junior Chamber of Commerce, under contract with the 1st District Agricultural Association.

State funds were allocated to the district from the general appropriation act for exhibits of cattle and agricultural products for the years 1929, 1930, and 1931 as follows:

1929	$1,792 41
1930	2,079 00
1931	140 19

The association has received allocations from the Fair and Exposition Fund, under Section 92 of the Agricultural Code, since resuming operations in 1937.

The 1937 and 1938 contracts with the California Spring Garden Show, Inc., appear to obligate the district only to the payment of premiums. Contracts for the conduct of the fairs in 1939 and 1940 included a provision for the payment of $5,000 by the association in each year to the California Spring Garden Show, Inc., as reimbursement for expenditures made in expanding exhibit space. The 1939 contract was approved by the Department of Finance, subject to the presentation of evidence that the $5,000 had been spent for capital expenditures. The required evidence of expenditures was submitted in March, 1940, and reimbursement of $5,000 made by the district in April, 1940. The $5,000 reimbursement as provided in the 1940 contract was approved by the Division of Fairs and Expositions as an item of expense in the 1942 budget but applicable to the year 1940.

The 1941 contract between the association and the California Spring Garden Show, Inc., differed from those of 1939 and 1940 in that the provision for the payment of $5,000 as reimbursement was deleted. However, the records disclose that two knock-down greenhouses for $4,980 and motor starting equipment for $94 68, was purchased by the association in 1941.

The 1942 contract, while substantially the same provided that the only monetary obligation of the association would be that of the payment of eligible premiums awards in the maximum amount of $9,663.06. However, the association expended $5,230.50, in 1942, under the classification of Buildings and Grounds.

The contract between the Oakland Junior Chamber of Commerce and the 1st District Agricultural Association for the operation of the 1944 fair, provided that all receipts accruing from the operation of the fair shall belong to and be payable to the association daily. It also provided that "unless additional expenditures were approved by the association and the Department of Finance, a budget not to exceed $14,300 for management and operations was provided."

Contrary to these provisions, no receipts from operations were deposited in any fund administered by the association. In connection with the budget limitation of $14,300 actual expenditures amounted to

$24,472.16, an excess of $10,172.16 over the amount stipulated in the contract, without request being made by the association for approval by the Department of Finance. In June approval of the excess expenditures was requested by the association and was granted on June 21, 1945, by the Division of Fairs and Expositions.

Number of fairs held 1921 to 1945, inclusive: 7.

		Allocations from Fair and Exposition Fund		
	Premiums paid	*Section 92, Agr. Code*	*Capital outlay, Section 19626, B. & P. Code*	*Other Appropriations*
1933	----------	----------	----------	----------
1934	----------	----------	----------	----------
1935	----------	----------	----------	----------
1936	----------	----------	----------	----------
1937	$12,004 00	$14,210 60	----------	----------
1938	12,235 00	14,306 42	----------	----------
1939	6,319 75	13,210 43	----------	----------
1940	9,209 50	14,207 07	----------	----------
1941	9,256 50	20,257 74	----------	----------
1942	9,763 50	17,061 63	----------	----------
1943	----------	3,582 04	----------	----------
1944	1,285 50	10,442 54	----------	----------
1945	----------	30,644 21	----------	----------
1946 (to 6/30)	----------	----------	$12,200 00	----------
Totals	$60,073 75	$138,012 68	$12,200 00	----------

1946 BUDGET DATA

	From dist. funds (Sec. 89, Agr. C.)	*From state funds (Sec. 92, Agr. C.)*
Unbudgeted surplus, Jan. 1, 1946	----------	$48,465 94
Estimated 1946 revenue	----------	65,000 00
Estimated available funds	----------	$113,465 94
Estimated operation expenditures	----------	$4,320 00
Estimated premium expenditures	----------	15,000 00
Estimated capital expenditures	----------	11,500 00
Total estimated expenditures	----------	$30,820 00
Estimated unbudgeted surplus, Dec. 31, 1946	----------	$82,645 94

Master building plan, contemplated capital expenditures: None submitted.

No. 1-A District Agricultural Association, the "Cow Palace"

Following San Francisco's experience with the livestock show at the Pan American Exposition in 1915, a group of public spirited citizens organized to establish there a permanent "National Livestock Show." The 1915 show readily proved itself to be a mecca for all of the great livestock herds of the Nation. It was apparent at that time the industry favored a great livestock show place on the Pacific Coast similar to the great shows of national significance at Chicago and Kansas City.

By 1939 a property containing 54 acres, located in San Mateo County near the San Francisco County line, had been acquired. Based upon well-studied and engineered plans, by 1939 much grading and drainage had been accomplished and the first unit—a huge arena building seating 12,000 people—had been completed. Some monies had been provided from private subscription and some from the Counties of San Mateo

and San Francisco. In due course the project was established as "No. 1-A District Agricultural Association" under the provisions of the State Agricultural Code, and comprised San Francisco and San Mateo Counties.

By this time, also, there came to be widespread recognition that upon completion of this huge establishment as planned, it would come to have little, if any, direct significance to San Mateo County, and perhaps somewhat less significance to the City of San Francisco than it would have to the State of California as a whole, and in some respects to the Nation at large.

About this time, with some contributions from the City of San Francisco and the State of California, large sums were appropriated by the Federal Government under the "Works Progress Administration." By the end of 1940, two additional units of buildings had been completed. These were both horse barns and were built abutting the main arena building on the north and the south sides.

Following this step the Legislature had provided that "1-A District Agricultural Association" should receive $100,000 per annum from the "Race Track Fund" along with the State Fair and other fairs in California.

Up to this point in the history of the Cow Palace, the true objectives of this great venture were rather obscure to the general public and to the members of the Legislature. Activities to that date had been surrounded with a somewhat promotional atmosphere and there had been considerable criticism that the development had been so slow and so much delayed in reaching a point of usefulness.

In the summer of 1941 the board of directors started plans to hold the first "Grand National Livestock Exposition" at the "Cow Palace" and dates were set from November 15th to 22d of that year. The Legislature appropriated funds necessary for certain paving, fixtures, etc., and the first show was held over an eight-day period with 11 afternoon and evening arena performances. To characterize this first show as a success in every respect would be an understatement. The show came out $50,000 ahead.

Livestock was brought on short notice from all over the United States. Visitors came from all over the United States and livestock breeders and feeders from every county in the State of California were offered an opportunity to see these animals exhibited, judged, and sold on a scale and in a manner never heretofore seen in the State, or in fact in any of the far Western States.

Public opinion voiced by all of the educational authorities in the State, by all of the leaders in the livestock industry, and from the average farmer has enthusiastically acclaimed the Grand National Exposition as an institution of tremendous permanent value to livestock in all of California as well as the entire West. National recognition as to the importance of this enterprise is attested to by the fact that following just one successful show in 1941, the great beef breed associations have designated San Francisco as one of only five recognized "National Shows" in the United States—the list being limited to Chicago, Kansas City, Dallas, Denver and San Francisco.

Strange as it may seem, national livestock leaders have been frank and emphatic in their expressions that since progress with livestock

improvement in America has moved westward constantly and has followed directly in the path of our great livestock shows, we may reasonably expect that a nationally recognized and accepted show located in San Francisco, so centrally placed on the Pacific Coast, will in all probability within a short period of years become the largest, most important and most useful of all the livestock shows in the United States.

From the point of view of California taxpayers and general public, it is important to recognize that more than 50 per cent of agricultural income in California, and in fact in the Eleven Western States, comes either directly from livestock or from those agricultural products which can only be marketed through the use of livestock. Our largest single farm crop in California is hay. The success of the hay business is entirely wrapped up in the success of livestock owners in breeding and feeding the kind of animals that can use more and better hay.

Furthermore, one of the great and vastly significant problems of California's agriculture in the current decades is the business of making better use of our increasing acreage of high-priced irrigated land. Many thousands of these acres of our best irrigated lands have been tried for specialty crops of various kinds and it has often been found difficult to market the production of many of these areas profitably. The situation in the over-production of peaches and the necessity of pulling out hundreds and hundreds of acres of matured trees, is probably an outstanding example. These specialty crops must find their market in the midwestern and eastern territories of dense, industrial population. These crops cannot be sold until after a heavy toll for refrigerated freight transportation is added to their local cost of production. We are constantly increasing our irrigated lands in California. The Central Valley Project has tremendous implications in this regard.

It is equally important to recognize that a substantial part of all of the livestock products used by Californians are subject to a similar added freight cost in bringing them into the State of California. In none of the major livestock fields do we produce in California anything like the total livestock products which we consume. Even before the war, California only produced 75 percent of the beef it ate, 85 percent of the lamb and mutton it ate, and 65 percent of the dairy products it ate, and about 35 percent of the pork it ate. California has since 1940 a 50 percent increase in population with no such commensurate increase in livestock production.

If we are to give recognition to the imperative need for more and cheaper livestock products here in our own State, it is important to recognize that we shall see more of our high-priced irrigated lands used for those farm products which can only be sold through feeding to livestock.

Success in all dairy and meat production is wrapped up in the ability of the producer and the feeder to have the kind of livestock which gives the most meat and milk from the feeds and rations provided. The success in the profitable use of our high-priced California lands will be in direct proportion to the educational job we do in knowing and recognizing and using the better grades of livestock. It is only the better livestock that can pay for the feed prices that will support the use of our high-priced irrigated lands.

No one can deny that over the last few generations the Mountain States and the Midwestern States have done a better job of improving the

quality of much of their livestock than California has done. The great livestock authorities recognize the opportunity for improvement in California generally and recognize the need for one great livestock show and sale place on the Pacific Coast as an adjunct to the inevitable forward trend.

The results to be expected from a good livestock show in an area are well characterized by a statement a few years ago by Mr. Eccles, prominent banker and president of the Salt Lake City Livestock Show, who stated that Utah had seen an improvement in the quality of its livestock of several hundred percent since the establishment of the annual livestock show at Salt Lake City.

Any school boy recognizes the historical development of the Midwest in terms of the small family farm on which corn is the characteristic product. It is obvious that the success of that farm is generally tied into the ability of that farmer to obtain high quality hogs or beef and high producing dairy cows to consume much of that corn. With California's increased population and increasing irrigated areas, we shall unquestionably see a long-trend term in this State of the same character. California's success in this regard is directly related to success of the type of "National Livestock Show" which the 1-A District Agricultural Association is operating. Increasingly our farmers, to succeed, must see the best animals from all over our Nation assembled in one convenient place, see them compared and judged and then see them auctioned where they may buy some of the better kinds and take them home.

Recognition must also be given by Californians to the fact that almost 75 percent of all of the usable land in California is suitable only for the raising of livestock. Limitations of rainfall and elevations and slopes create this condition. Successful livestock operations, therefore, are of vital importance to all of the taxpayers of the State quite out of proportion to special needs of our very popular and high-priced specialty crops, such as citrus and deciduous fruits, lettuce, melons, etc.

The directors of the Grand National Livestock Exposition in the "Cow Palace" have directed all efforts to the business of serving the livestock industry first and above all else. In its spectacular arena it has produced fine entertainment of an unusual character; nevertheless those men responsible for 1-A District's present policies regard the entertainment as in a measure a "sideshow." They recognize in particular the position of the everyday California livestock producer and feeder and have provided for "feeder cattle" shows and sales on a large scale—a feature of basic value, but very difficult of accomplishment. Such feeder cattle shows and sales for the ordinary farmer's benefit have been supremely successful in Denver and in other places, both for their educational values and for their opportunities for buying and selling better livestock.

In addition to having established an annual fall show suited to the general needs of the sheep, hog, dairy and beef producers and feeders, 1-A District has now completed final plans, in cooperation with all of the State's educational leaders, in both FFA work and 4-H Club work, so that the "Cow Palace" facilities will be used each spring for a great state-wide junior show during Easter Week. Such a show was operated in San Francisco up to a few years ago and came to be the largest of its kind in the Country. It was sponsored by private capital and had to be

discontinued because of the excessive cost. The Directors of 1-A District Agricultural Association will reinaugurate this permanent annual educational junior program in the spring of 1947.

It has been definitely arranged to have certain features of the National Convention of the Farm Bureau Federation in the "Cow Palace" in December of 1946 following the second annual Grand National Livestock Exposition.

Much of the 1946 year has been occupied with rehabilitation following turning over this entire plant to the United States Army between 1941 and 1946. Thereafter it is contemplated that once the property is in first-class working order again that it may be available to state and county horsemen's organizations, to interim shows throughout the year for the various livestock and breed associations in the livestock industry and for the use of all segments of the livestock industry for holding occasional sales of breeding cattle. The policy of the board of directors is to authorize the use of the structure for other purposes from time to time and within the limitations of the statutes provided such operations do not conflict with the requirements of livestock industry.

It is believed that, under the policies as outlined, this huge project may be placed on as near a self-supporting basis as possible without interfering with private industry. This project is designed for and carries out well-defined functions of great value to a major section of California's agriculture. It is in no sense a competitor of the State Fair, the Los Angeles County Fair, or other fairs and shows in California.

The present permanent physical plant improvement includes only the show arena and two horse barns. In 1946 all other livestock—3,000 in number—are being housed in tents or in open corrals. The proven success of this venture will now call for permanent development of livestock barns, a sales pavilion, additional land for parking and a spur track from nearby rail lines.

1946 BUDGET DATA

	From dist. funds (Sec. 89, Agr. C.)	*From state funds* *
Unbudgeted surplus, January 1, 1946	$55,629 36	$424,452 96
Estimated 1946 revenue	508,276 00	100,000 00
Estimated available funds	$563,905 36	$524,452 96
Estimated operation expenditures	$92,975 00	$268,949 71
Estimated premium expenditures	----------	84,950 00
Estimated capital expenditures	----------	131,070 00
Total estimated expenditures	$92,975 00	484,969 71
Estimated unbudgeted surplus, December 31, 1946	$470,930 36	$39,483 25
Master building plan, contemplated capital expenditures		$2,750,000 00

* Special appropriations.

2d District Agricultural Association, Stockton

History

San Joaquin County has been designated by the Agricultural Code as constituting the 2d Agricultural District.

The 2d District Agricultural Association, formed in May, 1922, has sponsored the San Joaquin County Fair and Night Horse Show since 1936. Prior to that time the history of the San Joaquin County Fair,

under other sponsorship, is traceable back to February, 1860, with the sequence of annual fairs broken by periods when there were insufficient funds and when fire destroyed the buildings on September, 1920. In 1942, the sequence of annual fairs was again disrupted when wartime conditions necessitated the discontinuance of normal fair operation. All fairs sponsored by the association have been managed, since the first agreement on May 27, 1936, by the San Joaquin Fair Association under more or less informal agreements.

The 2d District Agricultural Association and its predecessors from 1860 were financed intermittently by appropriations from the General Fund prior to 1933. In August, 1933, Section 92 of the Agricultural Code became effective, which in addition to other provisions, provided for the allocation of moneys from the Fair and Exposition Fund.

The financial transactions prior to 1936 are obscure but we do know that the allocations prior to 1936 and a prior balance totaling $41,057.40 were deposited in the San Joaquin County Fair Association bank account during 1937. The 1937, 1938, and 1939 apportionments were placed in the 2d District Agricultural Association State Premium Account.

The only advance to the State Premium Fund from the San Joaquin County Fair Association was made in August, 1939, in the amount of $5,000. The 2d District Agricultural Association, during 1939 and 1940, advanced $30,459 to finance the San Joaquin County Fair Association. In addition, the San Joaquin County Fair Association was aided financially during these two years by loans from the 2d District Agricultural Association totaling $20,500

The activities of the 2d District Agricultural Association were financed in 1940 by a premium allocation of $59,346.50 and in 1941 by an advance of $36,695.47 from the Fair and Exposition Fund.

The fairs have been held on grounds leased by the 2d District Agricultural Association from the County of San Joaquin, on a 25-year lease, dated January 9, 1939, with the provision for the use of the land for a period not to exceed 30 days in each year, at a rental of $10,000 a year.

In 1940, the 2d District Agricultural Association purchased for $2,805.50 a tract of land consisting of 5 61 acres for a parking area on the northeast corner of the fair grounds. In 1941, this area was augmented by the purchase for $1,505.57 of several adjacent lots. In 1943, two lots were purchased at a cost of $292 50, augmenting the parking area by approximately 1.5 acres. These three purchases have given the association at this time, a parking area of 7 1 acres.

Capital expenditures of nearly $100,000 for construction and improvements to grounds have been made by the 2d District Agricultural Association. In addition to its own resources the association has been granted two executive orders from the Fair and Exposition Fund totaling $49,258, and has received contributions from the County of San Joaquin totaling $15,750. The contribution of an estimated $41,769 in WPA labor has not been included in the aforementioned $100,000.

On March 23, 1942, the United States Army entered into a lease with the County of San Joaquin for the use of the fair grounds for military purposes. This lease stipulated rental payments to the county on the basis of $2,800 per annum. The 2d District Agricultural Association have shared in the rentals on the basis of $1,800 per year in accordance with the terms of the lease.

Number of fairs held 1921 to 1945, inclusive: 21.

		Allocations from Fair and Exposition Fund		
	Premiums paid	*Section 92, Agr. Code*	*Capital outlay, Section 19626, B. & P. Code*	*Other Appropriations*
1933	----------	----------	----------	----------
1934	$12,721 00	$11,951 47	----------	----------
1935	31,516 25	68,913 87	----------	----------
1936	36,340 22	40,000 00	----------	----------
1937	38,452 90	45,521 39	----------	----------
1938	27,569 85	60,137 46	----------	----------
1939	30,326 84	63,393 44	----------	----------
1940	29,961 92	53,302 17	$38,758 00	
1941	31,378 86	65,000 00	10,500 00	
1942	----------	26,427 92	----------	----------
1943	----------	12,795 16	----------	----------
1944	----------	32,709 24	----------	----------
1945	7,968 64	65,000 00	----------	----------
1946 (to 6/30)	----------	----------	----------	----------
Totals	$246,236 86	$545,152 12	$49,258 00	----------

1946 BUDGET DATA

	From dist. funds (Sec. 89, Agr. C.)	*From state funds (Sec. 92, Agr. C.)*
Unbudgeted surplus, January 1, 1946	$10,245 72	$187,834 37
Estimated 1946 revenue	----------	65,000 00
Estimated available funds	$10,245 72	$252,834 37
Estimated operation expenditures	----------	$5,275 00
Estimated premium expenditures	----------	38,750 00
Estimated capital expenditures	----------	3,250 00
Total estimated expenditures	----------	$47,275 00
Estimated unbudgeted surplus, Dec. 31, 1946	$10,245 72	$205,559 37
Master building plan, contemplated capital expenditures		$1,142,000

3rd District Agricultural Association, Chico

History

The County of Butte is designated by the Agricultural Code as constituting the 3rd Agricultural District.

Under the provisions of Section 81 of the code the 3rd District Agricultural Association was formed on January 15, 1935, and assumed the sponsorship of the Butte County Spring Fair and Fiesta, originally organized and sponsored by the Chico Chamber of Commerce in 1933.

The association held fairs under the aforementioned name until 1939, when the official name was changed to Butte District Fair. From 1936 to 1939, inclusive, fairs which were sponsored by the 3rd District Agricultural Association were managed by the Chico Chamber of Commerce under more or less informal agreement with the board of directors. Beginning with 1940 the directors of the association assumed management of the fair operations and under this arrangement two fairs were conducted, one in 1940 and the other in 1941, when fair operations had to be discontinued due to wartime conditions.

Premium payments in 1937 were financed entirely by the Chico Chamber of Commerce from chamber of commerce funds, and bank loans totaling $1,000. All activities of the association during that year

including payment of premiums, were entered on the records of the chamber of commerce. The 1938 premium payments were financed by a bank loan of $1,000, an advance from the Fair and Exposition Fund of an unexpended credit of $1,323.70, and loans from the chamber of commerce. As in 1937, premium payments were made through a chamber of commerce bank account. Beginning with 1939, when the association assumed personal management of the fair operations, premium payments have been financed by advances from the Fair and Exposition Fund or from accumulated surplus. The necessary accounting records have also been maintained by the association since that time.

The fairs conducted by the association prior to 1939 were held at the Veterans' Memorial Park in the City of Chico. In 1938, the City of Chico acquired property on Chico Avenue, at a reputed price of $3,000 which it donated to the 3rd District Agricultural Association on August 21, 1938. Upon the receipt of this donated property the association entered into a building program of capital improvements which included the construction of buildings and improvements to the grounds. By the end of 1941 these capital improvements had a recorded value in excess of $50,000. These capital additions were financed from the state fund, district fund and executive orders. In addition to these funds, the association obtained certain WPA grants from the Federal Government for the pursuit of its building program.

In addition to the 3rd District Agricultural Association holding its own fair on the fair site in 1941, the Butte County Board of Supervisors leased the grounds as a site upon which to hold the 1941 Butte County Fair.

During 1943, Butte County Board of Supervisors expended $14,344.78 for buildings and structures and $130.04 for equipment on the fair grounds of the 3rd District Agricultural Association for needed additions to provide for and house Mexican farm laborers. These expenditures were based on a lease executed June 4, 1943, between the 3rd District and the County of Butte.

Number of fairs held 1921 to 1945, inclusive:

		Allocations from Fair and Exposition Fund		
	Premiums paid	*Section 92, Agr. Code*	*Capital outlay, Section 19626, B. & P. Code*	*Other Appropriations*
1933	----------	----------	----------	----------
1934	----------	----------	----------	----------
1935	----------	----------	----------	----------
1936	$674 40	$2,394 67	----------	----------
1937	1,539 25	1,821 24	----------	----------
1938	2,538 59	5,537 36	$6,999 86	----------
1939	6,155 69	12,867 49	13,848 79	----------
1940	7,710 53	13,717 01	----------	----------
1941	7,795 97	17,977 91	8,897 84	----------
1942	----------	6,565 93	----------	----------
1943	----------	3,178 91	----------	----------
1944	----------	8,126 50	----------	----------
1945	----------	27,195 47	21,000 00	----------
1946 (to 6/30)	----------	----------	50,000 00	----------
Totals	$26,414 43	$99,382 49	$100,746 49	----------

Third District Agricultural Association, Chico—Continued

1946 BUDGET DATA

	From dist. funds (Sec. 89, Agr. C.)	*From state funds (Sec. 92, Agr. C.)*
Unbudgeted surplus, January 1, 1946	$286 73	$51,130 34
Estimated 1946 revenue	900 00	65,000 00
Estimated available funds	$1,186 73	$116,130 34
Estimated operation expenditures	----------	$2,500 00
Estimated premium expenditures	----------	----------
Estimated capital expenditures	----------	47,000 00
Total estimated expenditures	----------	$49,500 00
Estimated unbudgeted surplus, Dec. 31, 1946	$1,186 73	$66,630 34
Master building plan, contemplated capital expenditures		$343,300 00

4th District Agricultural Association, Petaluma

History

The Counties of Sonoma and Marin have been designated by the Agricultural Code as constituting the 4th Agricultural District.

Although the 4th District Agricultural Association has been in existence for many years we have been unable to find any record of its early history and the present day activities date from April 10, 1936, when a new directorate was appointed.

The plans at that time contemplated a fair large in scope. However, upon a reestablishment of a county fair at Santa Rosa it was decided that the district would limit itself to the encouragement of junior division activities.

The first fair conducted by the revived association was held during the summer of 1936. Fairs have been held annually since that time through 1941 during the month of July or August at Kenilworth Park in Petaluma. Normal fair activities have been discontinued since 1941 due to wartime conditions.

On July 14, 1936, $7,000 was advanced by the five Petaluma business men toward the reestablishment of the fair. As the original plans for the promotion of a large fair did not materialize, the directors, on March 15, 1937, authorized the return of $6,000 to the original sponsors.

Operations for the years 1937, 1938, and 1939 were financed through bank loans. During 1940 and 1941 an advance was obtained from the Fair and Exposition Fund.

The facilities at Kenilworth Park, where the fairs are held, have been leased from the City of Petaluma for a period of 10 years, from July, 1937 at an annual rental of $1, with the option of renewal for an additional 10-year period. Capital improvements constructed by the association on this property include a pavilion, stock sheds, improvements to an administration building and additions to the exhibit building. In addition, the association has improved the grounds by laying of culverts and drains, and the planting of trees. These capital additions and improvements, approximating $15,000 have been financed from the state fund and district fund.

Number of fairs held 1921 to 1945, inclusive: 6.

		Allocations from Fair and Exposition Fund		
	Premiums paid	*Section 92, Agr. Code*	*Capital outlay, Section 19626, B. & P. Code*	*Other Appropriations*
1933	----------	----------	----------	----------
1934	----------	----------	----------	----------
1935	----------	----------	----------	----------
1936	$330 04	$1,172 04	----------	----------
1937	1,386 96	1,641 91	----------	----------
1938	2,538 59	5,537 36	----------	----------
1939	5,926 50	12,388 41	----------	----------
1940	5,450 20	9,695 89	----------	----------
1941	5,948 36	13,717 24	----------	----------
1942	----------	5,009 83	----------	----------
1943	----------	2,425 53	----------	----------
1944	----------	6,200 55	----------	----------
1945	----------	20,750 26	----------	----------
1946 (to 6/30)	----------	----------	----------	----------
Totals	$21,580 65	$78,540 02	----------	----------

1946 BUDGET DATA

	From dist. funds (Sec. 89, Agr. C.)	*From state funds (Sec 92, Agr. C.)*
Unbudgeted surplus, January 1, 1946	$15,706 71	$41,021 27
Estimated 1946 revenue	500 00	65,000 00
Estimated available funds	$16,206 71	$106,021 27
Estimated operation expenditures	$13,590 42	$122 50
Estimated premium expenditures	----------	7,009 09
Estimated capital expenditures	----------	----------
Total estimated expenditures	$13,590 42	$7,131 59
Estimated unbudgeted surplus, Dec. 31, 1946	$2,616 29	$98,889 68
Master building plan, contemplated capital expenditures		$629,000 00

6th District Agricultural Association, Los Angeles

History

The 6th District Agricultural Association was formed pursuant to Chapter 69, Statutes of 1880, entitled "An act to form agricultural districts, to provide for organization of agricultural associations therein, and for the management and control of the same by the State." This act divided the State into 11 districts, each of which included several counties, but numerous amendments to the act have greatly increased the number of districts, many of which now contain but a single county, and others only a portion of a county. The 6th District, which originally contained several counties, now is composed of only a portion of Los Angeles County. One of the chief functions of the associations provided for in this act is the holding of annual fairs or maintaining permanent exhibitions of agricultural and industrial products of the district.

The 6th District Agricultural Association maintains a permanent exhibit of California products at Exposition Park in Los Angeles. The association, being created and receiving its authority under special provisions of the statutes, is in a different category than all other district agricultural associations. The association does not conduct a fair and pay premiums and it receives no allocations from the Fair and Exposition Fund under Section 92 of the Agricultural Code. Since 1933, support for

the activities of the association has been provided by a special appropriation of $15,000 annually. For 1933 and 1934, the appropriations were made from the General Fund. Subsequent to 1934, funds have been provided by appropriations from the Fair and Exposition Fund. In addition, the district received revenue from a contract for rental land upon which Los Angeles Memorial Coliseum is situated, which produces the sum of $30,000 annually.

The early history of the association is extremely obscure. A search of the statutes shows that the association has received appropriations from the General Fund of the State as far back, at least as 1880. It appears from the chain of title of Exposition Park that the association in 1885 made the original acquisitions of land which was eventually to be Exposition Park. The site, at that time, was known as Agricultural Park, and activities there were conducted by an association known as the Southern District Agricultural Association. We are unable to discover if the 6th District Agricultural Association succeeded to the Southern District Agricultural Association in its activities.

Record of activities between the years 1885 and 1909, except those as shown by the chain of title and funds appropriated by statutes, are extremely sketchy. By Chapter 699, Statutes 1909, an appropriation of $250,000 was given to the association for the construction of an exposition building. In 1913 under Chapter 629 an additional appropriation of $60,000 was made for the furnishing of the exposition building. Subsequent to that time the Legislature has appropriated funds each biennium for the support and maintenance of the Los Angeles exhibit. Since 1933, the appropriation has been $15,000 annually.

In 1910 the association entered into two leases: One with the County of Los Angeles, which permitted the erection of a museum building upon the state property. The County of Los Angeles paid a flat sum of $10,000 for this privilege. The other lease was with the City of Los Angeles, which gave the city the privilege of erecting playgrounds, etc. The City of Los Angeles paid $10,000 for this lease which also required the city to keep in order the entire grounds of Agricultural Park. These two leases were to run for 50 years from 1910.

At another time the association entered into an agreement with the Los Angeles Driving Club. This agreement allowed the Driving Club the use of the track and also the right to erect barns on the premises. This agreement was canceled in January, 1915, by the association paying the Los Angeles Driving Club the sum of $3,000. This amount was supposed to reimburse the Driving Club for the value of the barns which they had erected upon state property.

In 1917, the sum of $50,000 was appropriated by the Legislature under Chapter 773, as a revolving fund by the 6th District Agricultural Association for the purpose of creating, installing and maintaining special expositions at Exposition Park, during the "Liberty Fair" which was held December 4 to December 15, 1918, inclusive. Section 4 of the act stated that "The said sum of $50,000 so appropriated, shall be returned to the State Treasurer by said 6th District Agricultural Association on or before the 30th day of June, 1919. The fair suffered a loss of $38,510.32, and returned only the balance of the $50,000 to the State Treasurer.

During the years 1932 to 1935 the association gave considerable financial assistance to the National Orange Show and the Los Angeles County Fair.

During this same period the provisions for the financing of operations of the association changed substantially. For some years prior to August, 1933, the association had been financed wholly by appropriations from the General Fund. On that date, Chapter 634, Statutes of 1933, provided for the establishment of the 6th District Agricultural Association Fund and appropriations therefrom for expenditures by the association took effect. Appropriations from the General Fund continued to be available for expenditure by the association for support until June, 1935, so that expenditures for similar activities were made by the association from both funds.

Chapter 768, Statutes of 1935, became effective on September 15, 1935, which materially improved the association's financial status. This act canceled the association's liability to the General Fund in the amount of $38,510.32, which was the loss sustained on the operations of the "Liberty Fair" held in 1918.

Considerable capital improvements have been made at Exposition Park. As of October 31, 1943, improvements had a recorded value of $434,343.76, and equipment $49,945.22.

Number of fairs held 1921 to 1945, inclusive: Permanent exposition.

		Allocations from Fair and Exposition Fund		
	Premiums paid	*Section 92, Agr. Code*	*Capital outlay, Section 19626, B. & P. Code*	*Other Appropriations*
1933				
1934				
1935				$15,000 00
1936				15,000 00
1937				15,000 00
1938				15,000 00
1939				15,000 00
1940				15,000 00
1941			$24,995 54	15,000 00
1942				15,000 00
1943				15,000 00
1944			5,500 00	15,000 00
1945			27 01	15,000 00
1946 (to 6/30)				
Totals			$30,522 25	$165,000 00
Master building plan, contemplated capital expenditures				$1,500,000 00

7th District Agricultural Association, Monterey

History

The County of Monterey is designated by the Agricultural Code as comprising the 7th Agricultural District.

Under the provisions of Section 81 of the Code the 7th District Agricultural Association was formed on July 7, 1936, under the sponsorship of the Monterey County Fair, Ltd.

The Monterey County Fair, Ltd. had conducted fairs previously in the years 1925, 1926, 1931 and 1932. From 1936 to 1940, inclusive, this organization conducted fairs annually under contract as agent for the 7th District Agricultural Association. In 1931 the Monterey County Fair, Ltd. terminated its activities and the Association conducted the fair

direct. Since that time, no fairs have been held due to wartime conditions. During the first half of 1942 the grounds were used by the United States Army as a Japanese concentration center.

In 1937 the association purchased 15 acres of a 21.34-acre tract on the county road to the Monterey Airport. In subsequent years the remainder of this tract was acquired at a total purchase price of $21,340, from funds supplied by the district's premium apportionments. At the time of the original acquisition of the fair site a construction program was inaugurated to install a water system, to improve the grounds, and to construct buildings. These improvements were financed from State fund, Executive Orders, and W.P.A. contributions.

Additional construction, which took place in 1941, consisted of a rest room building and minor improvements to other buildings. In addition, the association acquired, by purchase, miscellaneous equipment amounting to $1,329.22 from the Monterey County Fair, Ltd. on the termination of that organization.

Premium payments for all years prior to 1940 were financed by loans from banks, secured by assignments of premium apportionments from the Fair and Exposition Fund. The funds for 1940 and 1941 premium payments were provided by the State as premium apportionment advances from the Fair and Exposition Fund.

Number of fairs held 1921 to 1945, inclusive: 10.

		Allocations from Fair and Exposition Fund		
	Premiums paid	*Section 92, Agr. Code*	*Capital outlay, Section 19626, B. & P. Code*	*Other Appropriations*
1933	----------	----------	----------	----------
1934	----------	----------	----------	----------
1935	----------	----------	----------	----------
1936	$10,970 09	$38,957 09	----------	----------
1937	16,662 14	19,725 01	----------	----------
1938	11,444 01	23,185 59	6,755 59	----------
1939	13,479 98	24,440 91	9,120 41	----------
1940	14,304 30	22,880 65	6,128 68	----------
1941	12,453 66	28,718 79	----------	----------
1942	----------	10,488 73	----------	----------
1943	----------	5,078 15	----------	----------
1944	----------	12,981 66	----------	----------
1945	----------	43,443 35	----------	----------
1946 (to 6/30)	----------	----------	----------	----------
Totals	$79,314 18	$229,899 93	$22,004 68	----------

1946 BUDGET DATA

	From dist. funds (Sec. 89, Agr. C.)	*From state funds (Sec. 92, Agr. C.)*
Unbudgeted surplus, January 1, 1946	$1,065 15	$85,223 21
Estimated 1946 revenue	384 00	65,000 00
Estimated available funds	$681 15	$150,223 21
Estimated operation expenditures	$833 26	$8,949 57
Estimated premium expenditures	----------	----------
Estimated capital expenditures	----------	160 19
Total estimated expenditures	$833 26	$9,109 76
Estimated unbudgeted surplus, Dec. 31, 1946	$1,514 41	$141,113 45
Master Building Plan, contemplated capital expenditures		$700,000 00

9th Agricultural Association, Eureka

History

The County of Humboldt was designated by the Agricultural Code as constituting the 9th Agricultural District. Under the provisions of Section 81 of the code, the 9th District Agricultural Association was formed on February 10, 1937, and has conducted fairs annually from 1937 to 1941, inclusive. Since that time, normal operations have been discontinued due to wartime conditions.

The association has conducted its fairs on property consisting of approximately 40 acres located just outside of the City of Eureka. Funds to purchase this property were secured by the district through popular subscription from the citizens of Eureka and surrounding communities. Subscriptions totaling $59,497.35 and bank loans totaling $10,344.63, were secured.

In 1938 the association arranged to sell the property and improvements to the State at a price of $40,000, the subscribers agreeing to accept approximately 50 cents on the dollar in full settlement of any district liability to themselves. An executive order in the amount of $40,000 was made available to the association in 1938 to provide funds with which to purchase this property. Of this amount $29,748.68 was returned to the subscribers, $10,344.63 was applied on the bank loan, $109 was applied on title insurance and $140.06 as interest on the bank loan. The excess of $342.37 was paid from state funds.

During the years 1937 and 1938 various parties undertook to finance construction work on this property without cost to the association. As far as we are able to determine these donations were in excess of $17,000.

In 1937, 1938, and 1939 premium payments were financed by loans from the Bank of America. Premium payments in 1940 and 1941 were financed by advances from the Fair and Exposition Fund.

Number of fairs held 1921 to 1945, inclusive: 5.

		Allocations from Fair and Exposition Fund		
	Premiums paid	*Section 92, Agr. Code*	*Capital outlay, Section 19626, B. & P. Code*	*Other Appropriations*
1933	----------	----------	----------	----------
1934	----------	----------	----------	----------
1935	----------	----------	----------	----------
1936	----------	----------	----------	----------
1937	$21,144 63	$25,031 48	----------	----------
1938	7,426 55	14,396 42	$40,000 00	----------
1939	7,470 96	15,175 88	16,701 08	----------
1940	7,972 31	14,182 72	----------	----------
1941	7,796 93	17,980 14	----------	----------
1942	----------	6,566 73	----------	----------
1943	----------	3,179 31	----------	----------
1944	----------	8,127 50	----------	----------
1945	----------	27,198 82	----------	----------
1946 (to 6/30)	----------	----------	----------	----------
Totals	$51,811 38	$131,839 00	$56,701 08	----------

9th Agricultural Association, Eureka—Continued

1946 BUDGET DATA

	From dist. funds (Sec. 89, Agr. C.)	*From state funds (Sec. 92, Agr. C.)*
Unbudgeted surplus, January 1, 1946	$350 92	$39,713 91
Estimated 1946 revenue	1,150 00	65,000 00
Estimated available funds	$1,500 92	$104,713 91
Estimated operation expenditures	$1,450 00	$8,500 00
Estimated premium expenditures	----------	14,296 72
Estimated capital expenditures	----------	1,000 00
Total estimated expenditures	$1,450 00	$23,796 72
Estimated unbudgeted surplus, December 31, 1946	$50 92	$80,917 19
Master Building Plan, Contemplated Capital Expenditures		$411,700 00

10th District Agricultural Association, Yreka

History

The County of Siskiyou is designated by the Agricultural Code as comprising the 10th Agricultural District.

Under the provisions of Section 81 of the Code the 19th District Agricultural Association was revived on October 23, 1937, when new directors were appointed and the decision was made to resume the fair after a lapse of several years. The 10th District Agricultural Association was originally organized on May 23, 1927. Information as to fair activities prior to the reorganization are lacking. Subsequent to 1937, fairs have been held annually through 1941. Since then, normal fair operations have been discontinued due to wartime conditions.

Premium payments for 1938 and 1939 were financed through various bank loans. Year 1940 and 1941 premium payments were financed by advances from the Fair and Exposition Fund.

The fair site, consisting of approximately 99 acres situated two miles south of the business sections of Yreka, is leased from the county of Siskiyou at an annual rental of $1. The lease is for a period of 25 years and terminates in October, 1966.

Two allotments totaling $7,000 were received from the Fair and Exposition Fund for capital expenditures apparently with the understanding the amounts would be matched with funds secured through donations from the county. Although the county donated $7,000 to the district, only $4,423.10 was expended therefrom for capital additions, the balance being used for ordinary district expenditures.

Capital improvements made on this property by the association consist of livestock pens, improvements to exhibit building and grounds and construction of a home for the secretary-manager.

Number of fairs held 1921 to 1945, inclusive: 4.

		Allocations from Fair and Exposition Fund		
	Premiums paid	*Section 92, Agr. Code*	*Capital outlay, Section 19626, B. & P. Code*	*Other Appropriations*
1933	----------	----------	----------	----------
1934	----------	----------	----------	----------
1935	----------	----------	----------	----------
1936	----------	----------	----------	----------
1937	----------	----------	----------	----------
1938	$2,019 35	$4,404 60	$4,000 00	----------
1939	4,495 28	9,396 67	3,000 00	----------
1940	5,331 03	9,483 88	----------	----------
1941	7,729 20	17,823 95	----------	----------
1942	----------	6,509 69	----------	----------
1943	----------	3,151 69	----------	----------
1944	----------	8,056 90	----------	----------
1945	----------	26,962 55	----------	----------
1946 (to 6/30)	----------	----------	----------	----------
Totals	$19,574 86	$85,789 93	$7,000 00	----------

1946 BUDGET DATA

	From dist. funds (Sec. 89, Agr. C.)	*From state funds (Sec. 92, Agr. C.)*
Unbudgeted surplus, January 1, 1946	$1,362 79	$47,242 05
Estimated 1946 revenue	5,720 00	65,000 00
Estimated available funds	$7,082 79	$112,242 05
Estimated operation expenditures	$5,060 00	$5,376 00
Estimated premium expenditures	----------	12,750 00
Estimated capital expenditures	----------	1,000 00
Total estimated expenditures	$5,060 00	$19,126 00
Estimated unbudgeted surplus, Dec. 31, 1946	$2,022 79	$93,116 05
Master Building Plan, contemplated capital expenditures	----------	$274,300 00

12th District Agricultural Association, Ukiah

History

The original 12th Agricultural Association comprised the Counties of Lake and Mendocino. Under Chapter 865, Statutes 1937, the district was rezoned to consist of the County of Mendocino only.

The 12th District Agricultural Association was organized in 1936 under Section 81 of the Agricultural Code. The association has held fairs annually from 1937 to 1941, inclusive. Since that time fair operations have been discontinued due to wartime conditions.

The tract of land chosen for the fair ground consisted of approximately 33 acres outside the City of Ukiah. Developments and improvements were made over the entire tract and when final negotiations were closed there was only enough money available to purchase approximately 23 acres of the tract. The purchase price of this tract was $17,500 and was paid in March, 1938. During 1939, an additional 2.6 acres of land, together with improvements thereon, were purchased for $2,600. Two parcels of the land remained unpurchased and on May 10, 1940, the association entered into a 40-year lease agreement with S. W. and Dorothy M. Watson with option to purchase. On June 24, 1940, the association exercised their option and purchased 4.33 acres for the amount of $4,000. In 1941, the remaining tract, consisting of 3.49 acres,

was purchased for the amount of $3,260. In 1942, narrow strip of ground on the north side of the fair grounds was purchased for $20. This piece of land had not been included in the original deal for the fair site due to a question of easement, which subsequently was cleared.

The association has financed its operations from funds allocated from the Fair and Exposition Fund under Section 92 of the Agricultural Code and from funds derived from various other sources connected with the operation of the fairs. In addition, the Director of Finance allocated $18,630 from the permanent improvement appropriation to match moneys furnished by the association and others for acquiring and improving the fair ground property.

The association borrowed $29,000 from the bank to cover the financial outlay for the first fair. It was expected that the operating revenue would be sufficient to cover the operating expenditures, except for the payment of premiums, and that the loan for payment of premium awards and the capital outlay would be made under Section 92 of the Agricultural Code at the end of the year.

The apportionment for 1937 fell far below expectations, and the total amount of premiums paid out by all of the fairs approached closely the total amount available for distribution, with the result that little money was available for capital outlay expenditures after the loans for the payment of the 1937 premiums had been paid. In addition, the operating expenditures exceeded the operating revenues by several thousand dollars.

This situation left the association with a large operating deficit for the year. In the first part of 1938 the officers of the association solicited and secured donations amounting to $17,500 which covered that portion of the deficit which resulted from the capital expenditures.

The 1938 and 1939 premium payments were financed by bank loans which were secured by assignment of premium apportionment moneys. Premium payments for 1940 and 1941 were financed by advances from the Fair and Exposition Fund.

Number of fairs held 1921 to 1945, inclusive: 5

		Allocations from Fair and Exposition Fund		
	Premiums paid	*Section 92, Agr. Code*	*Capital outlay, Section 19626, B. & P. Code*	*Other Appropriations*
1933	----------	----------	----------	----------
1934	----------	----------	----------	----------
1935	----------	----------	----------	----------
1936	----------	----------	----------	----------
1937	$11,613 28	$13,748 05	----------	----------
1938	8,038 88	14,396 42	$18,629 14	----------
1939	6,575 50	13,745 04	----------	----------
1940	6,200 06	11,029 89	----------	----------
1941	10,078 70	20,257 74	----------	----------
1942	----------	7,398 57	----------	----------
1943	----------	3,582 04	----------	----------
1944	----------	9,157 04	----------	----------
1945	----------	30,644 21	----------	----------
1946 (to 6/30)	----------	----------	----------	----------
Totals	$42,506 42	$123,959 00	$18,629 14	----------

Twelfth District Agricultural Association, Ukiah—Continued

1946 BUDGET DATA

	From dist. funds (Sec. 89, Agr. C.)	*From state funds (Sec. 92, Agr. C.)*
Unbudgeted surplus, Jan. 1, 1946	$1,928 00	$47,241 32
Estimated 1946 revenue	400 00	65,000 00
Estimated available funds	$2,328 00	$112,241 32
Estimated operation expenditures	$300 00	$1,775 00
Estimated premium expenditures	----------	----------
Estimated capital expenditures	----------	5,000 00
Total estimated expenditures	$300 00	$6,775 00
Estimated unbudgeted surplus, Dec 31, 1946	$2,028 00	$105,466 32

13th District Agricultural Association, Marysville

History

The Counties of Sutter and Yuba have been designated by the Agricultural Code as constituting the 13th Agricultural District.

The 13th District Agricultural Association was organized on June 30, 1934. At, or about that time, there was operating within the 13th Agricultural District, three other organizations whose objectives were closely allied to the objectives of the 13th District Agricultural Association. These associations consisted of the Sutter-Yuba Bi-Counties Fair Association, the Yuba-Sutter Fair Association, and the Marysville Rodeo Association. The 13th District Agricultural Association acquired the assets and assumed the liabilities of the other two organizations mentioned above.

We were informed the association held its first fair in the City of Marysville in May, 1936. However, in an examination of newspaper files under date of May 23, 1935, we found reference to a fair held in Marysville and conducted by the 13th District Agricultural Association. At the time the association conducted the 1936 fair, the Marysville Rodeo Association conducted a rodeo at the Flying J Ranch, located some seven miles from the City of Marysville. In February, 1937, the agricultural association took over the activities of the rodeo association and the rodeo was conducted by the agricultural association in the years 1937 and 1938, at the aforementioned Flying J. Ranch.

In all three years, mentioned, the agricultural exhibits were held at the auditorium in Marysville, whereas the livestock exhibits and the horse shows were held at the high school and the Flying J. Ranch. In 1939 the agricultural exhibits were again located at the auditorium but in 1940 were exhibited at the Yuba City Ball Park. In none of the years mentioned had the complete fair been held at the Flying J. Ranch. We understand that this was due to the inadequacy of the equipment at the ranch site and the fact that the ranch is located some seven miles from the City of Marysville.

In 1941 the association conducted the fair on its own fair site, a ten-acre tract, adjacent to the Yuba City Ball Park. Since that time, fair operations have been discontinued due to wartime conditions.

In February, 1937, the 13th District Agricultural Association assumed all liabilities of the rodeo association and acquired all assets of the rodeo association under an agreement mentioned in the minutes of the agricultural association, under date of February 23, 1937. At the

time of the agreement several of the directors were also directors of the rodeo association. The liabilities assumed by the agricultural association under this agreement totaled approximately $8,606.86. A complete list of the liabilities incurred by the rodeo association and assumed by the agricultural association could be prepared from available information. The assets of the rodeo association acquired by the agricultural association consisted of certain improvements on the Flying J. Ranch and $537.13 in cash. The improvements represented an investment by the rodeo association of $6,465.08, according to the records of the association. It is to be noted that these improvements consisted of improvements to real property owned at that time by Mr. Edward C. Johnson, who was a director of the agricultural association and also president of the rodeo association. No evidence was found that this property was under lease to the rodeo association. It appeared that, legally, the rodeo association did not have title to the improvements made by it on the Flying J. Ranch. Therefore, at the time the aforementioned deal was consummated, it is questionable if the agricultural association acquired legal title to anything except the cash of $537.13, in exchange for the assumption of the liabilities totaling $8,606.86. However, the 13th District Agricultural Association did acquire title to all improvements on the Flying J Ranch when a final order of condemnation was issued by the Superior Court of the County of Yuba on September 6, 1938, in connection with the purchase of the property from E. C. Johnson, et al. The Marysville Rodeo Association, among others, was named as a party in the final condemnation order.

At a meeting of the board of directors of the fair association held on March 22, 1938, a resolution was adopted to the effect that the association agreed to purchase the property known as the Flying J Ranch, from Edward C. and Estelle Johnson, for the sum of $11,000. Mr. Johnson presented his resignation as a director of the association on March, 1938, and Mr. N. L. Nagler was appointed March 11, 1938, to succeed Mr. Johnson.

Title to the property was acquired by the 13th District Agricultural Association with the issuance of the final order of condemnation on September 6, 1938, and the payment of the $11,000.

The appraisal of the property showed a value of $6,000 for the 40 acres of land and $27,600 for the buildings and improvements, totaling $33,600. The total cost of the property to the association was approximately $28,833.36, consisting of liabilities of the Marysville Rodeo Association assumed by the district, $8,606.86; improvements on the property by the district itself prior to the purchase thereof, $9,763.63; and the payment of $11,000 by the district when the property was purchased, less asset of $537.13 in cash.

The association's records pertaining to capital expenditures were vague and incomplete. Numerous deals for the purchase of land and the cancellation of such deals were undertaken by individual directors without any record on the association's books. In January, 1937, a contract covering the purchase of 15 acres of land, adjacent to the Flying J Ranch, was executed for a total of $2,250. The association made a down payment of $1,000, and on November 30, 1940, there was a total of $1,714.88 due on the contract. The added amount represents interest and taxes paid

by the vendor. This land was being purchased from the Farm Land Investment Co.

The association had also contracted to purchase an additional 100 foot strip of land which was being used as a road to the fair grounds and totals approximately 2.03 acres. This contract was executed on May 25, 1937, and the property was deeded to the association on May 23, 1938. Payments totaling $1,100 had been made under this contract with the Farm Land Investment Company.

Records of the association on either of the above transactions are, for all practical purposes, nonexistent. The history of these transactions as we have been able to reconstruct it was obtained from various sources of information, both formal and informal.

In 1941, the association made arrangements with Mr. Chas. Hust to take over the 15-acre tract at the Flying J Ranch property at a value of $2,250, to be applied against amounts presumably due Mr. Hust. The association had decided to abandon and completely dismantle the old fair site at the Flying J Ranch and to use any salvage for construction on a new site adjacent to the Yuba City Ball Park consisting of approximately 10 acres purchased for $1,000.

In 1944, the 40-acre tract was sold to Mr. Hust for $6,500.

We understand that negotiations are in progress for the purchase of an additional 20-acre tract adjacent to the new fair site at a price of $12,000. The $6,500 received from Mr. Hust has been augmented by an executive order in the amount of $5,500 in anticipation of the purchase of this additional property.

Insofar as we are able to ascertain the road property of 2.03 acres is the only portion of the old fair site still owned by the association.

Number of fairs held 1921 to 1945, inclusive: 7.

		Allocations from Fair and Exposition Fund		
	Premiums paid	*Section 92, Agr. Code*	*Capital outlay, Section 19626, B. & P. Code*	*Other Appropriations*
1933	----------	----------	----------	----------
1934	----------	----------	----------	----------
1935	$593 50	$1,297 76	----------	----------
1936	3,465 00	12,304 95	----------	----------
1937	12,668 61	14,997 10	----------	----------
1938	6,553 03	14,293 47	----------	----------
1939	7,512 16	15,702 98	----------	----------
1940	7,848 23	13,961 97	----------	----------
1941	7,502 18	17,300 42	$10,679 00	----------
1942	----------	6,318 49	----------	----------
1943	----------	3,059 12	----------	----------
1944	----------	7,820 25	----------	$6,500 00
1945	----------	26,170 61	5,500 00	----------
1946 (to 6/30)	----------	----------	6,000 00	----------
Totals	$47,142 71	$133,227 12	$22,179 00	$6,500 00

1946 BUDGET DATA

	From dist. funds (Sec. 89, Agr. C.)	*From state funds (Sec. 92, Agr. C.)*
Unbudgeted surplus, January 1, 1946	$345 18	$42,343 45
Estimated 1946 revenue	186 80	65,000 00
Estimated available funds	$531 98	$107,343 45
Estimated operation expenditures	$250 00	$8,850 00
Estimated premium expenditures	----------	----------
Estimated capital expenditures	----------	26,200 00
Total estimated expenditures	$250 00	$35,050 00
Estimated unbudgeted surplus, December 31,1946	$281 98	$72,293 45
Master building plan, contemplated capital expenditures		$628,800 00

14th District Agricultural Association, Watsonville

Number of fairs held 1921 to 1945, inclusive: 5.

		Allocations from Fair and Exposition Fund		
	Premiums paid	*Section 92, Agr. Code*	*Capital outlay, Section 19626, B. & P. Code*	*Other Appropriations*
1933	----------	----------	----------	----------
1934	----------	----------	----------	----------
1935	----------	----------	----------	----------
1936	----------	----------	----------	----------
1937	$18,920 57	$22,398 59	----------	----------
1938	4,905 23	10,699 63	----------	----------
1939	6,309 50	13,189 01	----------	----------
1940	7,347 84	13,071 79	----------	----------
1941	9,422 07	20,257 74	$13,872 30	----------
1942	----------	7,398 57	----------	----------
1943	----------	3,582 04	----------	----------
1944	----------	9,157 04	----------	----------
1945	----------	30,644 21	----------	----------
1946 (to 6-30)	----------	----------	----------	----------
Totals	$46,905 21	$130,398 62	$13,872 30	----------

1946 BUDGET DATA

	From dist. funds (Sec. 89, Agr. C.)	*From state funds (Sec. 92, Agr. C.)*
Unbudgeted surplus, January 1, 1946	$233 55	$51,600 84
Estimated 1946 revenue	295 00	65,000 00
Estimated available funds	$528 55	$116,600 84
Estimated operation expenditures	$300 00	$8,175 00
Estimated premium expenditures	----------	----------
Estimated capital expenditures	----------	12,621 00
Total estimated expenditures	$300 00	$20,796 00
Estimated unbudgeted surplus, Dec. 31, 1946	$228 55	$95,804 84
Master building plan, contemplated capital expenditures		$687,700 00

15th District Agricultural Association, Bakersfield

History

The County of Kern was designated by the Agricultural Code of 1933 as the 15th Agricultural District.

The association was originally formed in 1925 at Bakersfield, the first directors having been appointed February 3, 1925. Additional infor-

mation as to the early history of the association is meager as records pertaining to its organization and operations prior to November, 1929, could not be located. However, subsequent transactions indicated that operations up to that date had resulted in a deficit of approximately $8,000.

A joint meeting of the directors of the association and of the Kern County Chamber of Commerce was held on November 6, 1929, with the object of resolving the financial difficulties of the association. At this meeting it was decided that then incumbent directors of the association would resign and a recommendation would be made to the Governor that the directors of the Kern County Chamber of Commerce and three members to be selected from among the retiring board be appointed as their successors. The new board members were appointed by the Governor and on December 18, 1929, a joint meeting of the board and creditors of the association was held and an agreement for settlement of the obligations of the association of approximately $13,500 was consummated. This agreement provided for payment to a creditors' committee of $5,174.50. The unpaid balances of these accounts have since become outlawed and we understand it is the contention of the association that the payment of $5,174.50 constituted a full settlement of the accounts.

A fair was held in 1930, after the reorganization of the association, which resulted in a surplus of $5,874.48. During the following years of 1931 to 1936, inclusive the association was inactive. In October, 1937, a junior livestock show was held. It was decided in 1938 to expand the livestock show to include adult as well as junior divisions. Fairs have been held annually since that time under the name of the Kern County Livestock Show. Subsequent to the year 1941, activities while not discontinued, have been considerably curtailed due to the wartime conditions.

Funds for the payment of 1937 premiums were advanced from the district fund In 1938, $2,769.69 was transferred from the district fund and $2,000 borrowed from the Bank of America to cover payment of premiums. Premium payments in subsequent years have been financed from state fund surplus.

Capital expenditures by the association have been made for only a few items of equipment. This is attributable to the use of the fairgrounds and equipment, etc., owned by the County of Kern and the Kern County Chamber of Commerce.

Number of fairs held 1921 to 1945, inclusive: 9.

		Allocations from Fair and Exposition Fund		
	Premiums paid	*Section 92, Agr. Code*	*Capital outlay, Section 19626, B. & P. Code*	*Other Appropriations*
1933	----------	----------	----------	----------
1934	----------	----------	----------	----------
1935	----------	----------	----------	----------
1936	----------	----------	----------	----------
1937	$2,289 00	$2,709 77	----------	----------
1938	4,675 00	10,699 63	----------	----------
1939	6,551 68	13,695 24	----------	----------
1940	12,609 65	14,207 07	----------	----------
1941	10,887 40	20,257 74	----------	----------
1942	6,289 73	13,688 30	----------	----------
1943	5,224 39	8,606 43	----------	----------
1944	9,403 05	18,560 09	----------	----------
1945	11,463 71	39,428 81	----------	----------
1946 (to 6-30)	----------	----------	----------	----------
Totals	$69,393 61	$141,853 08	----------	----------

1946 BUDGET DATA

	From dist. funds (Sec. 89, Agr. C.)	*From state funds (Sec. 92, Agr. C.)*
Unbudgeted surplus, January 1, 1946	$4,589 28	$64,164 42
Estimated 1946 revenue	12,700 00	65,000 00
Estimated available funds	$17,289 28	$129,164 42
Estimated operation expenditures	$9,676 00	$8,875 00
Estimated premium expenditures	----------	29,450 00
Estimated capital expenditures	----------	1,125 00
Total estimated expenditures	$9,676 00	$39,450 00
Estimated unbudgeted surplus, Dec. 31, 1946	$7,613 28	$89,714 42
Master building plan, contemplated capital expenditures	----------	$1,250,000 00

16th District Fair

1946 BUDGET DATA

	From dist. funds (Sec. 89, Agr. C.)	*From state funds (Sec. 92, Agr. C.)*
Unbudgeted surplus, Jan. 1, 1946	----------	----------
Estimated 1946 revenue	$19,050 00	$3,532 50
Estimated available funds	$19,050 00	$3,532 50
Estimated operation expenditures	$19,002 00	----------
Estimated premium expenditures	----------	3,532 50
Estimated capital expenditures	----------	----------
Total estimated expenditures	$19,002 00	$ 3,532 50
Estimated unbudgeted surplus, Dec. 31, 1946	$48 00	----------
Master building plan, contemplated capital expenditures	----------	$700,000 00

17th District Agricultural Association, Grass Valley

History

The County of Nevada has been designated by the Agricultural Code as constituting the 17th Agricultural District.

Under the provisions of Section 81 of the code the 17th District Agricultural Association was formed on August 25, 1937.

Fairs were originally conducted on a temporary site at Grass Valley, but in 1940 negotiations were instituted for the acquisition of a permanent site at Watt Park, located in Grass Valley. In the following year, this fair site, together with the improvements thereon, was donated to the association by the Community Service League. The appraised value of the property at the time of conveyance was placed at $10,000 for the land and $1,500 for the improvements. Additional recorded capital expenditures by the association have not exceeded $3,000.

Premium payments in 1938 were financed by a loan from the Bank of America. Premium payments for the years 1939, 1940, and 1941 were financed by advances from the Fair and Exposition Fund.

Since 1941, normal fair operations have been discontinued due to wartime conditions.

Number of fairs held 1921 to 1945, inclusive: 4.

		Allocations from Fair and Exposition Fund		
	Premiums paid	*Section 92, Agr. Code*	*Capital outlay, Section 19626, B. & P. Code*	*Other Appropriations*
1933	----------	----------	----------	----------
1934	----------	----------	----------	----------
1935	----------	----------	----------	----------
1936	----------	----------	----------	----------
1937	----------	----------	----------	----------
1938	$6,076 41	$13,087 65	----------	----------
1939	6,692 86	13,796 25	----------	----------
1940	6,152 38	10,945 07	----------	----------
1941	7,086 73	16,342 37	----------	----------
1942	----------	5,968 59	----------	----------
1943	----------	2,889 71	----------	----------
1944	----------	7,387 19	----------	----------
1945	----------	24,721 35	----------	----------
1946 (to 6/30)	----------	----------	----------	----------
Totals	$26,008 38	$95,138 18	----------	----------

1946 BUDGET DATA

	From dist. funds (Sec. 89, Agr. C.)	*From state funds (Sec. 92, Agr. C.)*
Unbudgeted surplus, Jan. 1, 1946	$129 53	$57,222 19
Estimated 1946 revenue	----------	65,000 00
Estimated available funds	$129 53	$122,222 19
Estimated operation expenditures	----------	$1,694 75
Estimated premium expenditures	----------	----------
Estimated capital expenditures	----------	700 00
Total estimated expenditures	----------	$2,394 75
Estimated unbudgeted surplus, Dec. 12, 1946	$129 53	$119,827 44
Master building plan, contemplated capital expenditures		$600,000 00

19th District Agricultural Association, Santa Barbara

History

The Agricultural Code of 1933 designated "that portion of Santa Barbara County lying east of Gaviota and south of the Santa Ynez Mountains" as the 19th Agricultural District. Under the provisions of the code the 19th District Agricultural Association was formed on December 22, 1937.

The association has conducted fairs annually from 1938 to 1942, inclusive. The 1942 fair was limited to exhibits of fat stock by the 4-H and Future Farmers organizations. No fairs have been held since that time due to wartime conditions.

Premium payments in all years excepting 1942 were financed by temporary advances from district funds. In 1938 it was necessary to obtain a loan of $4,500 from the County National Bank and Trust Company for partial repayment of advances from the district fund. This loan was repaid from the allocation made to the association in January, 1939.

Fairs are conducted on grounds owned by the City of Santa Barbara with utilization of structures on that property owned by the Santa Barbara Horse Show Association, a predecessor organization. In 1931 a group of 29 individuals and firms underwrote the construction of

improvements to the amount of $10,950 with the understanding that repayment was to be made from profits accruing from horse show operations. After the formation of the 19th District Agricultural Association in 1937 and its assumption of the conduct of the horse show, it was planned to continue payments to the underwriters by means of an annual rental of $1,100. The rental was paid for the years 1938 and 1939. In 1940 the Department of Finance withheld approval of the rental for the reason that certain persons were directors of both the horse show association and the district agricultural association. The records disclose that a balance of $5,102.50 is still due the underwriters. Since August, 1941, negotiations have been carried on between the association and the Santa Barbara County Polo Association with the view of having the latter transfer title to the State of the Serena Polo Field. No definite action had been reached by the early part of 1945.

Number of fairs held 1921 to 1945, inclusive: 4.

		Allocations from Fair and Exposition Fund		
	Premiums paid	*Section 92, Agr. Code*	*Capital outlay, Section 19626, B. & P. Code*	*Other Appropriations*
1933				
1934				
1935				
1936				
1937				
1938	$8,967 72	$13,087 65		
1939	12,198 97	13,796 25		
1940	14,131 96	12,915 52		
1941	11,581 70	18,416 13	$97 94	
1942		6,725 97		
1943		3,256 40		
1944		8,324 59		
1945		27,858 37		
1946 (to 6/30)				
Totals	$46,880 35	$104,380 88	$97 94	

1946 BUDGET DATA

	From dist. funds (Sec. 89, Agr. C.)	*From state funds (Sec. 92, Agr. C.)*
Unbudgeted surplus, January 1, 1946	$9,782 55	$51,018 22
Estimated 1946 revenue	23,825 00	65,000 00
Estimated available funds	$33,607 55	$116,018 22
Estimated operation expenditures	$23,026 00	$4,518 75
Estimated premium expenditures		21,839 00
Estimated capital expenditures		
Total estimated expenditures	$23,026 00	$26,357 75
Estimated unbudgeted surplus, Dec. 31, 1946	$10,581 55	$89,660 47
Master building plan, contemplated capital expenditures		$1,000,000 00

20th District Agricultural Association, Auburn

History

Placer County is designated by the Agricultural Code as constituting the 20th Agricultural District.

Under the provisions of Section 81 of the Code the 20th District Agricultural Association was formed on April 1, 1937.

The association has acquired approximately 20 acres of land for use as its fairgrounds. Under an agreement drawn on January 29, 1938, with the Dorsey Estate, the 20th District Agricultural Association purchased 5.1 acres for $4,500 and leased approximately 14.9 acres with the option to purchase for $5,500. In 1939, the association exercised its rights under the terms of the lease and purchased the entire Dorsey property. A final payment of $3,300 in 1942 completed the transaction.

In 1938, the Director of Finance allotted $48,000 from the permanent improvement appropriation as sponsor's contribution to a Works Progress Administration project for permanent improvements for the fairgrounds.

Capital additions completed by the district include a grandstand, exhibit building and improvements to the fairgrounds. These capital expenditures have been financed as follows:

Executive orders	$62,485 10
W. P. A. contributions	91,955 00
State fund	13,405 78
District fund	4,186 31
	$172,032 19

The association borrowed $1,700 from the bank to finance the initial expenditures and borrowed $24,497.69 to pay the 1937 premium awards. It was expected that the operating revenue would be sufficient to cover the operating expenditures, except the payment of premiums and part of the capital outlay, and that the loan for the payment of the premium awards and the balance of the expenditures for capital outlay would be paid out of the apportionment to be made at the end of the year.

The apportionment for 1937 fell far below expectations, with the result that little money was available for capital outlay expenditures after the loans for the payment of the 1937 premiums had been paid.

This situation left the association with an operating deficit for the year. In the first months of 1938 the officers of the association solicited and secured donations amounting to $7,310.50 which covered the greater part of the 1937 deficit.

The payment of the 1938 premiums was financed by borrowing $6,600 from the bank and advancing the balance of $581.23 from the district fund.

Premium payments for the years 1939, 1940, and 1941 were financed by advances from the Fair and Exposition Fund in contrast to bank loans for the earlier years.

In May, 1945, the association purchased from Frank and Pansay Northcut additional acreage consisting of 10 lots of land lying adjacent to the present fairgrounds. The Northcuts were paid $2,500. Additional charges paid by the association increased the cost to $2,591.56.

Number of fairs held 1921 to 1945, inclusive: 5.

		Allocations from Fair and Exposition Fund		
	Premiums paid	*Section 92, Agr. Code*	*Capital outlay, Section 19626, B. & P. Code*	*Other Appropriations*
1933				
1934				
1935				
1936				
1937	$24,497 68	$29,000 89		
1938	7,181 23	14,396 42	$47,985 71	
1939	6,348 75	13,271 05	8,000 00	
1940	7,921 87	14,022 95	6,499 39	
1941	8,974 14	20,257 74		
1942		7,398 57		
1943		3,582 04		
1944		9,157 04		
1945		30,644 21		
1946 (to 6/30)				
Totals	$54,923 67	$141,730 91	$62,485 10	

1946 BUDGET DATA

	From dist. funds (Sec. 89, Agr. C.)	*From state funds (Sec 92, Agr. C)*
Unbudgeted surplus, Jan. 1, 1946	—$966 16	$53,858 77
Estimated 1946 revenue		65,000 00
Estimated available funds	—$996 16	$118,858 77
Estimated operation expenditures		$4,525 00
Estimated premium expenditures		
Estimated capital expenditures		100 00
Total estimated expenditures		$4,625 00
Estimated unbudgeted surplus, Dec. 31, 1946	—$966 16	$114,233 77
Master building plan, contemplated capital expenditures		$262,300 00

21st District Agricultural Association, Fresno

History

The Counties of Fresno and Madera were originally designated as constituting the 21st Agricultural District. Amendments to the Statutes in 1937 split the district and after that time the 21st Agricultural District consisted of Fresno County only.

Under the provisions of Section 81 of the Agricultural Code, the 21st District Agricultural Association was formed on August 9, 1934.

The association has held fairs annually from 1935 to 1941, inclusive. Since that time normal fair operations have been discontinued due to the wartime conditions. These fairs were conducted by the Fresno County Junior Farm Bureau as agent of the association.

This agreement, dated August, 1934, for five years, and renewed January 3, 1939, for another five years, between the 21st District Agricultural District and the Junior Farm Bureau of Fresno County, gave the Junior Farm Bureau the exclusive right to hold the fairs of the association, each fair and the management thereof to be agreeable to the association. It was further stipulated in the agreement that all money received by the Junior Farm Bureau in connection with the fairs held, was to be used and held in reserve for use only in the conducting of fairs under the agreement, or renewals thereof, and that a proper accounting was to be

made to the association each year after the fair had been held, and that any surplus at the expiration of the agreement or extensions thereof, was to revert to the association.

The fairs were held on land leased on May 18, 1937 by the association from the County of Fresno, for a period of 40 years, and sublet to the Junior Farm Bureau.

In February, 1942, this land was leased to the United States Government by the 21st District Agricultural Association, reserving certain buildings for the use of the district. The land was leased for the purposes of a Japanese reception center and other military purposes. As of May, 1944, the Army was still occupying the fairgrounds.

By May, 1944, capital expenditures for improvements on this leased property was in excess of $150,000; financed from the State Fund and executive orders. These capital additions included buildings and structures, lawns, shrubs, trees, equipment for exhibits and miscellaneous tools for maintenance purposes.

Number of fairs held 1921 to 1945, inclusive: 19.

		Allocations from Fair and Exposition Fund		
	Premiums paid	*Section 92, Agr. Code*	*Capital outlay, Section 19626, B. & P. Code*	*Other Appropriations*
1933	----------	----------	----------	----------
1934	----------	----------	----------	----------
1935	$5,118 28	$11,191 70	----------	----------
1936	9,126 00	32,408 34	----------	----------
1937	20,496 88	24,264 65	----------	----------
1938	20,977 60	45,757 94	42,500 00	----------
1939	23,306 46	48,718 45	8,000 00	----------
1940	25,524 47	45,407 96	22,500 00	----------
1941	25,297 39	58,337 10	9,583 46	----------
1942	----------	21,305 98	----------	----------
1943	----------	10,315 36	----------	----------
1944	----------	26,396 93	----------	----------
1945	----------	65,000 00	----------	----------
1946 (to 6/30)	----------	----------	----------	----------
Totals	$129,847 08	$389,104 41	$82,583 46	----------

1946 BUDGET DATA

	From dist. funds (Sec. 89, Agr. C.)	*From state funds (Sec 92, Agr. C.)*
Unbudgeted surplus, January 1, 1946	$25,954 87	$166,193 50
Estimated 1946 revenue	2,240 00	65,000 00
Estimated available funds	$28,194 87	$231,193 50
Estimated operation expenditures	----------	$17,860 00
Estimated premium expenditures	----------	----------
Estimated capital expenditures	----------	----------
Total estimated expenditures	----------	$17,860 00
Estimated unbudgeted surplus, Dec. 31, 1946	$28,194 87	$213,333 50
Master Building Plan, contemplated capital expenditures	----------	$2,811,300 00

21-A District Agricultural Association, Madera

History

The Statutes of 1937, amending the Agricultural Code of 1933, designated the County of Madera as the 21-A Agricultural District. Prior to that time the Counties of Fresno and Madera constituted the 21st Agricultural District.

The 21-A District Agricultural Association was formed on August 5, 1937, when the first directors were appointed. A fair has been held during the month of October of each year from 1937 to 1941, inclusive.

Premium payments for the years 1937, 1938, and 1939 were financed by loans from the Bank of America. Due to financial difficulties arising as a result of over expenditure for premium payments, in 1937 it was necessary to finance the association for other expenditures by loans amounting to $11,500 from the First National Bank of Madera until 1940. The association was able to liquidate all bank loans by the end of 1940. Premium payments in 1941 were financed by an advance of $8,784 from the Fair and Exposition Fund.

The association has held fairs on a site composed of the following described land located near the City of Madera:

1. 30 acres leased from the County of Madera on October 22, 1937, for a period of 25 years with option of renewal for an additional 15 years, at rental of $10 per annum.

2. 50 acres leased from Ham & Smith with option to buy at $150 per acre, rentals as follows:
   $1,500 September 15, 1937 to September 15, 1938.
   $1,000 per year for six years.

The rent paid to be applied on the purchase price if the option to buy is exercised.

The lease described above under (2) was rewritten in February, 1941, and provided rental at $1,000 per year from January 1, 1941, to January 1, 1945, with the option to purchase based upon a sum equal to $5,525.25, plus 6 percent interest on deferred payments of the rental, plus taxes or assessments paid by lessor, with credit toward payments of purchase price of rentals paid. J. O. and Agnes M. King are the lessors in the new agreement.

In November, 1942, the district requested the approval of the Director of Finance to purchase this property. His recommendation was that the purchase be deferred at that time due to the war emergency as the district had a lease until January 1, 1945.

During 1943 the district established and maintained an agricultural labor camp for the purpose of providing adequate facilities for imported farm labor. During 1944 this camp was leased to the Madera Growers Cooperative Association at a monthly rental of $75, for the period May 1, 1944, to December 31, 1944.

By the end of 1940, a sum in excess of $35,000 had been expended for capital improvements. These improvements were financed from state funds, district funds, executive orders and appropriations from Madera County. In 1943, approximately $5,000 was expended in the construction of the agricultural labor camp.

Number of fairs held, 1921 to 1945, inclusive: 5.

		Allocations from Fair and Exposition Fund		
	Premiums paid	*Section 92, Agr. Code*	*Capital outlay, Section 19626, B. & P. Code*	*Other Appropriations*
1933	----------	----------	----------	----------
1934	----------	----------	----------	----------
1935	----------	----------	----------	----------
1936	----------	----------	----------	----------
1937	$24,124 88	$28,559 03	----------	----------
1938	6,971 44	14,396 42	$2,500 00	----------
1939	6,667 75	13,937 87	----------	----------
1940	6,800 34	12,097 79	5,458 41	----------
1941	7,691 87	17,737 85	1,996 17	----------
1942	----------	6,478 25	----------	----------
1943	----------	3,136 47	----------	----------
1944	----------	8,017 99	----------	----------
1945	----------	26,832 33	5,000 00	----------
1946 (to 6/30)	----------	----------	33,250 00	----------
Totals	$52,256 28	$131,194 00	$48,204 58	----------

1946 BUDGET DATA

	From dist. funds (Sec. 89, Agr. C.)	*From state funds (Sec. 92, Agr. C.)*
Unbudgeted surplus, January 1, 1946	$2,051 84	$35,493 60
Estimated 1946 revenue	400 00	65,000 00
Estimated available funds	$2,451 84	$100,493 60
Estimated operation expenditures	$885 00	$5,416 25
Estimated premium expenditures	----------	----------
Estimated capital expenditures	----------	13,275 00
Total estimated expenditures	$885 00	$18,691 25
Estimated unbudgeted surplus, Dec. 31, 1946	$1,566 84	$81,802 35
Master building plan, contemplated capital expenditures		$318,200 00

22d District Agricultural Association, Del Mar

Number of fairs held 1921 to 1945, inclusive: 7.

		Allocations from Fair and Exposition Fund		
	Premiums paid	*Section 92, Agr. Code*	*Capital outlay, Section 19626, B. & P. Code*	*Other Appropriations*
1933	----------	----------	----------	----------
1934	----------	----------	----------	----------
1935	$28,783 00	$62,937 31	----------	----------
1936	28,775 34	40,000 00	----------	----------
1937	27,191 02	32,189 32	----------	----------
1938	7,328 98	15,986 52	$44,983 77	
1939	8,076 77	16,883 20	----------	----------
1940	9,152 10	16,281 56	19,988 94	
1941	12,402 37	24,511 88	----------	----------
1942	----------	8,952 27	----------	----------
1943	----------	4,334 27	----------	----------
1944	----------	11,080 03	----------	----------
1945	----------	37,079 50	----------	----------
1946 (to 6/30)	----------	----------	----------	----------
Totals	$121,709 58	$270,235 86	$64,972 71	----------

1946 BUDGET DATA

	From dist. funds (Sec. 89, Agr. C.)	*From state funds (Sec. 92, Agr. C.)*
Unbudgeted surplus, January 1, 1946	$43,909 01	$54,651 20
Estimated 1946 revenue	230,800 00	65,000 00
Estimated available funds	$274,709 01	$119,651 20
Estimated operation expenditures	121,570 00	22,150 00
Estimated premium expenditures	3,150 00	10,630 00
Estimated capital expenditures	18,250 00	8,100 00
Total estimated expenditures	$142,970 00	$40,880 00
Estimated unbudgeted surplus, Dec. 31, 1946	$131,739 01	$78,771 20
Master Building Plan, contemplated capital expenditures		$968,000 00

23d District Agricultural Association, Antioch

History

The County of Contra Costa comprises the 23d Agricultural District. Chapter 69, Statutes of 1880 originally included Contra Costa County within the 1st Agricultural District but amendments to the statutes later divided the counties into different districts and designated that Contra Costa County was to constitute the 23d Agricultural District.

The 23d District Agricultural Association was formed on September 21, 1936, under the provisions of Section 81 of the Agricultural Code.

The association has conducted fairs annually under the name of the "Contra Costa County Fair" from 1937 to 1941, inclusive. Since then, no fairs have been held due to wartime conditions.

The association has financed its operations from funds apportioned from the Fair and Exposition Fund under Section 92 of the Agricultural Code and from funds derived from various other sources connected with the operation of the fairs.

The association borrowed $2,500 from the Bank of America in 1937, and $3,000 in 1938. The 1938 loan was secured by an assignment of the anticipated apportionment from the Fair and Exposition Fund. In addition to these loans, the Antioch Chamber of Commerce, which collaborated with the association in sponsoring the 1937 fair, advanced $1,479.24, of which $832.55 was repaid and again loaned for the 1938 fair. The difference of $646.69, which was the approximate 1937 loss reported by an association committee was considered as a donation. Premiums for 1939 were paid from prior years' surplus, while advances from the Fair and Exposition Fund were used to finance 1940 and 1941 premium payments.

Prior to 1941 the site on which the fairs were held was rented from the Antioch Chamber of Commerce but in 1941 the association purchased the property, consisting of 42 acres, for the sum of $6,413.80. Capital expenditures for structures and improvements to grounds, in excess of $9,500, have been made on this property.

Number of fairs held 1921 to 1945, inclusive: 6.

		Allocations from Fair and Exposition Fund		
	Premiums paid	*Section 92, Agr. Code*	*Capital outlay, Section 19626, B. & P. Code*	*Other Appropriations*
1933	----------	----------	----------	----------
1934	----------	----------	----------	----------
1935	----------	----------	----------	----------
1936	----------	----------	----------	----------
1937	$1,578 64	$1,743 65	----------	----------
1938	3,646 94	7,952 86	----------	----------
1939	4,392 00	9,180 78	----------	----------
1940	4,650 04	8,272 41	----------	----------
1941	5,955 99	13,734 82	3,310 16	----------
1942	----------	5,016 26	----------	----------
1943	----------	2,428 64	----------	----------
1944	----------	6,208 51	----------	----------
1945	5,696 38	26,473 26	----------	----------
1946 (to 6/30)	----------	----------	6,300 00	----------
Totals	$25,919 99	$81,011 19	$9,610 16	----------

1946 BUDGET DATA

	From dist. funds (Sec. 89, Agr. C.)	*From state funds (Sec. 92, Agr. C.)*
Unbudgeted surplus, January 1, 1946	(—$2,968 16)	$24,136 65
Estimated 1946 revenue	15,475 00	65,000 00
Estimated available funds	$12,505 84	$89,136 65
Estimated operation expenditures	$11,780 00	$14,820 00
Estimated premium expenditures	----------	10,250 00
Estimated capital expenditures	----------	5,600 00
Total estimated expenditures	$11,780 00	$30,670 00
Estimated unbudgeted surplus, Dec. 31, 1946	$726 84	$58,466 65
Master Building Plan, contemplated capital expenditures		$538,300 00

24th District Agricultural Association, Tulare

History

The Counties of Tulare and Kings are designated by the Agricultural Code as constituting the 24th Agricultural District.

Under the provisions of Section 81 of the code the 24th District Agricultural Association was formed on June 30, 1936, and took over activities previously conducted by private organizations. Since its formation, the association has held fairs annually from 1936 to 1941, inclusive. No fair operations were conducted in 1942 or 1943. The association held a fair in 1944 consisting of a horse show and exhibitors made up of the 4-H and Future Farmers organizations.

A 40-year lease was secured by the association on April 8, 1937, on the fair grounds and improvements owned by the Tulare Chamber of Commerce for a consideration of $1 a year. Fairs for subsequent years have been held by the association on these leased grounds.

Prior to 1939 the association financed its early years operations through bank loans from the Bank of America. Premium payments for the years 1939, 1940, and 1941 were financed by advances from the Fair and Exposition Fund. Premium payments for 1944 were paid out of accumulated surplus.

Expenditures for capital additions and improvements to the fair grounds have been made by the association. These expenditures were financed out of state funds, district funds and executive orders.

Fair held September 27 to 29, 1945, inclusive.

Number of fairs held 1921 to 1945, inclusive, 19.

		Allocations from Fair and Exposition Fund		
	Premiums paid	*Section 92, Agr. Code*	*Capital outlay, Section 19626, B. & P. Code*	*Other Appropriations*
1933	----------	----------	----------	----------
1934	$4,319 50	$4,058 20	----------	----------
1935	5,069 34	11,084 69	----------	----------
1936	7,385 75	26,228 35	----------	----------
1937	12,499 19	14,796 82	----------	----------
1938	15,294 04	33,360 52	$31,600 73	----------
1939	16,808 15	35,134 76	5,000 00	----------
1940	15,394 03	27,385 94	13,900 00	----------
1941	18,795 31	43,342 96	----------	----------
1942	----------	15,829 80	----------	----------
1943	----------	7,664 05	----------	----------
1944	2,583 74	22,175 92	----------	----------
1945	2,907 98	65,000 00	----------	----------
1946 (to 6/30)	----------	----------	35,000 00	----------
Totals	$101,057 03	$306,062 01	$85,500 73	----------

1946 BUDGET DATA

	From dist. funds (Sec. 89, Agr. C.)	*From state funds (Sec. 92, Agr. C.)*
Unbudgeted surplus, Jan. 1, 1946	$16,849 70	$95,721 19
Estimated 1946 revenue	39,600 00	65,000 00
Estimated available funds	$56,449 70	$160,721 19
Estimated operation expenditures	$33,085 00	$23,657 31
Estimated premium expenditures	----------	20,000 00
Estimated capital expenditures	----------	44,040 00
Total estimated expenditures	$33,085 00	$87,697 31
Estimated unbudgeted surplus, Dec. 31, 1946	$23,364 70	$73,023 88
Master building plan, contemplated capital expenditures		$100,000 00

25th District Agricultural Association, Napa

History

The County of Napa is designated by the Agricultural Code as comprising the 25th Agricultural District.

The early history of the 25th District Agricultural Association is not disclosed by the records except that the original directors were appointed on October 7, 1919, and that an appropriation of funds from the State was received in 1922. A group of eight directors was appointed on March 14, 1934, but apparently no fairs were held until 1936.

The 1936 and 1937 fairs were conducted by the Napa County Farm Bureau, but no copy of an agreement between the association and the farm bureau is available. The fairs held during 1938 and 1939 were conducted by the association through subcommittees, and the 1940 and 1941 fairs were managed for the association by the secretary. Since then, the association has discontinued normal fair operations due to wartime conditions.

The association has conducted its fairs on a 17-acre site leased from the City of Napa. Lease agreements, which will terminate in July, 1962, provide for an annual rental of $301. Each year thus far, the City of Napa has relieved the association of its liability under the lease. We are informed that the lease is soon to be canceled as arrangements are in process to deed the fair tract to the district in return for a Department of Finance agreement to allocate up to $50,000 for permanent improvements on the grounds.

In 1938 and 1940 a total of $11,225 was received by the association through executive orders for capital improvements. These orders were presumably matched by the district through donations from citizens and organizations. At the present time, capital improvements on the fair site are in excess of $55,000.

Premium payments during 1937 were financed from surplus. Bank loans were obtained in 1938 and 1939 and advances from the Fair and Exposition Fund in 1940 and 1941 for the payment of premium awards.

Number of fairs held 1921 to 1945, inclusive: 6.

		Allocations from Fair and Exposition Fund		
	Premiums paid	*Section 92, Agr. Code*	*Capital outlay, Section 19626, B. & P. Code*	*Other Appropriations*
1933	----------	----------	----------	----------
1934	----------	----------	----------	----------
1935	----------	----------	----------	----------
1936	$9,953 39	$35,346 56	----------	----------
1937	15,326 13	18,143 41	----------	----------
1938	9,060 29	15,836 07	$1,225 00	----------
1939	9,358 08	16,693 46	----------	----------
1940	7,347 38	13,070 97	11,948 25	----------
1941	9,055 86	20,883 28	500 00	----------
1942	----------	7,627 04	----------	----------
1943	----------	3,692 65	----------	----------
1944	----------	9,439 80	----------	----------
1945	----------	31,590 47	----------	----------
1946 (to 6/30)	----------	----------	10,000 00	----------
Totals	$60,101 13	$172,323 71	$23,673 25	----------

1946 BUDGET DATA

	From dist. funds (Sec. 89, Agr. C.)	*From state funds (Sec. 92, Agr. C.)*
Unbudgeted surplus, Jan. 1, 1946	$3,491 97	$53,014 15
Estimated 1946 revenue	16,650 00	65,000 00
Estimated available funds	$20,141 97	$118,014 51
Estimated operation expenditures	$11,625 00	$9,051 00
Estimated premium expenditures	----------	13,100 00
Estimated capital expenditures	----------	----------
Total estimated expenditures	11,625 00	22,151 00
Estimated unbudgeted surplus, Dec. 31, 1946	$8,516 97	$95,863 51
Master building plan, contemplated capital expenditures		$451,600 00

26th District Agricultural Association, Plymouth

History

The County of Amador is designated by the Agricultural Code as comprising the 26th Agricultural District.

Articles of association of the 26th District Agricultural Association were filed with the Secretary of State on November 15, 1937. The directors met on September 1, 1938, for the purpose of completing the organization and electing officers.

Since its formation, the association has held fairs annually through 1941, when normal fair operations were discontinued due to wartime conditions.

Premium payments in 1938 were financed by bank loans secured by an assignment of premium apportionment money. Year 1939, 1940, and 1941, premium awards were financed by advances from the Fair and Exposition Fund.

The fair site, consisting of 8.06 acres lying within the city limits of Plymouth, was donated to the association by the Detert Estate. An appraised value of $1,250 was given to this property at the time of the gift. In 1943 the association purchased a small parcel of land adjoining the existing fair grounds to provide additional entrance facilities to the grounds. By the end of 1943, the association has expended a sum slightly less than $2,000 for capital improvements on this property.

Number of fairs held 1921 to 1945, inclusive: 4.

		Allocations from Fair and Exposition Fund		
	Premiums paid	*Section 92, Agr. Code*	*Capital outlay, Section 19626, B. & P. Code*	*Other Appropriations*
1933				
1934				
1935				
1936				
1937				
1938	$5,802 47	$12,656 78		
1939	7,038 99	13,796 25		
1940	6,773 91	12,050 77	$1,243 16	
1941	7,784 07	17,950 47	4,997 57	
1942		6,555 90		
1943		3,174 06		
1944		8,114 09		
1945		27,153 96		
1946 (to 6/30)				
Totals	$27,399 44	$101,452 28	$6,240 73	

1946 BUDGET DATA

	From dist. funds (Sec. 89, Agr. C.)	*From state funds (Sec. 92, Agr. C.)*
Unbudgeted surplus, Jan. 1, 1946	—$260 08	$45,425 58
Estimated 1946 revenue	4,530 00	65,000 00
Estimated available funds	$4,269 92	$110,425 58
Estimated operation expenditures	$3,795 92	$10,063 50
Estimated premium expenditures		12,500 00
Estimated capital expenditures		
Total estimated expenditures	$3,795 00	$22,563 50
Estimated unbudgeted surplus, Dec. 31, 1946	$474 92	$87,862 08
Master building plan, contemplated capital expenditures		$250,000 00

27th District Agricultural Association, Anderson

History

The County of Shasta is designated by the Agricultural Code as comprising the 27th Agricultural District.

The 27th District Agricultural Association was formed in 1933 and succeeded to activities previously carried on by a private association. Prior to that year the fair was known as the Shasta Livestock Association, having been first organized in 1921. During the years 1931 to 1934 no fairs were conducted. However, fairs were held during the years 1935 to 1941, inclusive, after which they were discontinued due to wartime conditions.

The first record that we found of premium payments was in 1935, financed by local subscriptions. In 1936 and 1937 premium payments were financed from credit balances remaining in the Fair and Exposition Fund, while 1938 premium payments were made from the proceeds of bank loan. Financing of 1939, 1940, and 1941 premium payments was accomplished by advances out of the Fair and Exposition Fund.

The site upon which the 27th District conducts its fairs comprises 33 acres and is owned in fee, having originally been paid for by public subscription.

No records were available from which definite determination could be made of the value of land and improvements at the time of acquisition by the district in 1933. By the end of 1944 the association had expended funds in excess of $55,000 for capital purposes on this property. In addition the association received a P. W. A. grant of $8,680.53, which is not included in the above figures.

Number of fairs held 1921 to 1945, inclusive: 16.

		Allocations from Fair and Exposition Fund		
	Premiums paid	*Section 92, Agr. Code*	*Capital outlay, Section 19626, B. & P. Code*	*Other Appropriations*
1933	----------	----------	----------	----------
1934	----------	----------	----------	----------
1935	$992 41	$2,170 02	----------	----------
1936	1,333 97	4,737 20	----------	----------
1937	3,582 50	4,241 04	----------	----------
1938	8,987 41	19,603 34	$10,000 00	----------
1939	14,766 92	30,867 88	----------	----------
1940	18,948 18	33,708 76	----------	----------
1941	19,371 59	44,671 89	----------	----------
1942	----------	16,315 15	----------	----------
1943	----------	7,899 02	----------	----------
1944	----------	65,000 00	----------	----------
1945	----------	----------	----------	----------
1946 (to 6/30)	----------	----------	----------	----------
Totals	$67,982 98	$229,214 30	$10,000 00	----------

1946 BUDGET DATA

	From dist. funds (Sec. 89, Agr. C.)	*From state funds (Sec. 92, Agr. C.)*
Unbudgeted surplus, Jan. 1, 1946	$737 63	$127,831 40
Estimated 1946 revenue	10,400 00	65,000 00
Estimated available funds	$11,137 63	$192,831 40
Estimated operation expenditures	$10,300 00	$3,838 75
Estimated premium expenditures	----------	41,000 00
Estimated capital expenditures	----------	23,505 25
Total estimated expenditures	$10,300 00	$68,344 00
Estimated unbudgeted surplus, Dec. 31, 1946	$837 62	$124,487 40
Master building plan, contemplated capital expenditures		$621,700 00

29th District Agricultural Association, Sonora

History

The County of Tuolumne is designated by the Agricultural Code as comprising the 29th Agricultural District.

Under the provisions of Section 81 of the code the 29th District Agricultural Association was formed on July 13, 1937.

The initial fair of the association was held in September, 1937, on the grounds of the Sonora Union High School. The 1938 fair was held on a site leased from Norwood S. Tronslin. This site containing 15.66 acres in and adjoining the City of Sonora was purchased for $2,500 from N. S. Tronslin in February of 1939. The 1939, 1940 and 1941 fairs were held on this property. Fair operations since 1941 have been discontinued due to wartime conditions.

The association has financed its operations from funds apportioned from the Fair and Exposition Fund under Section 92 of the Agricultural Code, from funds donated by Tuolumne County, and from funds derived from various other sources connected with the operation of the fairs.

The association borrowed funds in 1937, 1938 and 1939 from the Sonora branch of the Bank of America. The 1938 and 1939 loans were secured by an assignment of the anticipated apportionment from the Fair and Exposition Fund. In addition to these loans, Tuolumne County donated $6,000.60 in 1938, and $6,463.53 in 1939. The 1940 and 1941 premium award payments were financed by advances from the Fair and Exposition Fund.

Since the purchase of the fair site in 1939 the association has expended funds in excess of $25,000 for buildings and improvements to grounds. These expenditures were financed by state funds, district funds and executive orders.

Number of fairs held 1921 to 1945, inclusive: 5.

		Allocations from Fair and Exposition Fund		
	Premiums paid	*Section 92, Agr. Code*	*Capital outlay, Section 19626, B. & P. Code*	*Other Appropriations*
1933	----------	----------	----------	----------
1934	----------	----------	----------	----------
1935	----------	----------	----------	----------
1936	----------	----------	----------	----------
1937	$15,083 86	$17,856 61	----------	----------
1938	6,579 23	14,351 12	----------	----------
1939	7,244 53	15,143 54	----------	----------
1940	6,930 89	12,330 03	$5,000 00	----------
1941	8,403 93	19,379 90	----------	----------
1942	----------	7,077 96	----------	----------
1943	----------	3,426 82	----------	----------
1944	----------	8,760 23	----------	----------
1945	----------	29,316 28	----------	----------
1946 (to 6/30)	----------	----------	----------	----------
Totals	$44,242 44	$127,642 49	$5,000 00	----------

1946 BUDGET DATA

	From dist. funds (Sec. 89, Agr. C.)	*From state funds (Sec. 92, Agr. C.)*
Unbudgeted surplus, January 1, 1946	$293 32	$53,471 46
Estimated 1946 revenue	3,950 00	65,000 00
Estimated available funds	$4,243 32	$118,471 46
Estimated operation expenditures	$850 00	$13,311 75
Estimated premium expenditures	----------	9,662 40
Estimated capital expenditures	----------	17,000 00
Total estimated expenditures	$850 00	$39,974 15
Estimated unbudgeted surplus, December 31, 1946	$3,393 32	$78,497 31
Master Building Plan, contemplated capital expenditures		$329,300 00

30th District Agricultural Association, Red Bluff

History

The County of Tehama is designated by the Agricultural Code as comprising the 30th District Agricultural Association.

The 30th District Agricultural Association was organized on May 15, 1927, with the appointment of the first directors. Fairs apparently were conducted prior to that date, but no extensive investigation was made of the early history of this fair.

After the formation of the association, fairs were conducted almost every year to 1941. The 1937 fair, like the fairs preceding it, was held as a Future Farmer and 4-H exhibition. In 1938, the fair was primarily for the junior clubs, but a few open class exhibits were incorporated. The 1939 and subsequent fairs were greatly expanded to include almost all classes allowed by the Division of Fairs and Expositions. Fair operations have been discontinued since 1941 due to wartime conditions.

In 1939 the association borrowed $12,500 from the Bank of America to finance premium payments in that year, secured by an assignment of 1939 allocation. In 1940 and 1941, advances were secured from the Fair and Exposition Fund to finance premium payments.

On May 15, 1939, the association entered into a lease agreement with the Tehama County Board of Supervisors providing for a 25-year lease of the fair grounds with an option to extend for 15 more years, at a yearly rental of $10. Prior to this time, the association had been leasing the grounds on an informal year to year basis. This fair site is located approximately two miles south of the city of Red Bluff on Highway 99E. The association has subleased the grounds to the rodeo association for the same consideration for such times as will not interfere with the operation of the fair.

Since the signing of the 25-year lease for the fair grounds, the association has entered into a building program which included construction of building and improvements to grounds. At the present time the association has expended funds in excess of $33,000 on these capital additions. During the harvest season of 1943 the site was used as a Mexican farm labor camp. Capital expenditures in excess of $6,000 were expended by the association for necessary improvements and equipment to house and maintain the Mexican farm laborers quartered at the fairgrounds.

Number of fairs held 1921 to 1945, inclusive: 13.

		Allocations from Fair and Exposition Fund		
	Premiums paid	*Section 92, Agr. Code*	*Capital outlay, Section 19626, B. & P. Code*	*Other Appropriations*
1933	----------	----------	----------	----------
1934	----------	----------	----------	----------
1935	$237 00	$518 23	----------	----------
1936	581 24	2,064 11	----------	----------
1937	2,012 19	2,382 08	----------	----------
1938	3,608 95	7,872 11	----------	----------
1939	11,778 32	24,620 70	----------	----------
1940	12,261 30	21,812 82	----------	----------
1941	13,193 06	30,423 88	----------	----------
1942	----------	11,111 48	----------	----------
1943	----------	5,379 65	----------	----------
1944	----------	13,752 41	----------	----------
1945	----------	46,022 68	----------	----------
1946 (to 6/30)	----------	----------	----------	----------
Totals	$43,672 06	$165,960 15	----------	----------

1946 BUDGET DATA

	From dist. funds (Sec. 89, Agr. C.)	*From state funds (Sec. 92, Agr. C.)*
Unbudgeted surplus, January 1, 1946	$2,890 14	$76,887 55
Estimated 1946 revenue	200 00	65,000 00
Estimated available funds	$3,090 14	$141,887 55
Estimated operation expenditures	$2,400 00	$11,720 00
Estimated premium expenditures	----------	15,000 00
Estimated capital expenditures	----------	49,120 00
Total estimated expenditures	$2,400 00	$75,840 00
Estimated unbudgeted surplus, December 31, 1946	$690 14	$66,047 55
Master Building Plan, contemplated capital expenditures	----------	$615,400 00

31st District Agricultural Association, Ventura

History

The County of Ventura is designated by the Agricultural Code as comprising the 31st Agricultural District.

Under the provisions of Section 81 of the Code the 31st District Agricultural Association was formed on December 13, 1937, when the first directors were appointed.

The association has conducted fairs only during the years 1940 and 1941 were financed out of advances from the Fair and Exposition Fund.

The association has conducted its fairs on a site known as Seaside Park, which is leased from the County of Ventura for a period of 25 years at an annual rental of $10. This lease was signed on August 12, 1940.

Capital expenditures by the association for buildings and improvements on this property have not exceeded the sum of $3,000.

Number of fairs held 1921 to 1945, inclusive · 2.

		Allocations from Fair and Exposition Fund		
	Premiums paid	*Section 92, Agr. Code*	*Capital outlay, Section 19626, B. & P. Code*	*Other Appropriations*
1933	----------	----------	----------	----------
1934	----------	----------	----------	----------
1935	----------	----------	----------	----------
1936	----------	----------	----------	----------
1937	----------	----------	----------	----------
1938	----------	----------	----------	----------
1939	----------	----------	----------	----------
1940	$4,954 34	$8,813 76	----------	----------
1941	5,959 22	13,742 27	----------	----------
1942	----------	5,018 98	----------	----------
1943	----------	2,429 95	----------	----------
1944	----------	6,211 88	----------	----------
1945	----------	20,788 15	----------	----------
1946 (to 6/30)	----------	----------	----------	----------
Totals	$10,913 56	$57,004 99	----------	----------

1946 BUDGET DATA

	From dist. funds (Sec. 89, Agr. C.)	*From state funds (Sec. 92, Agr. C.)*
Unbudgeted surplus, Jan. 1, 1946	$5,099 89	$42,923 11
Estimated 1946 revenue	43,645 00	65,000 00
Estimated available funds	$48,744 89	$107,923 11
Estimated operation expenditures	$20,550 88	$20,320 50
Estimated premium expenditures	----------	7,520 00
Estimated capital expenditures	----------	1,800 00
Total estimated expenditures	$20,550 88	$29,640 50
Estimated unbudgeted surplus, Dec. 31, 1946	28,194 01	$78,282 61
Master Building Plan, contemplated capital expenditures		$730,800 00

33d District Agricultural Association, Hollister

History

The County of San Benito is designated by the Agricultural Code as comprising the 33d Agricultural District.

Under the provisions of Section 81 of the Agricultural Code the 33rd District Agricultural Association was formed and held its first meeting on July 30, 1937.

The association conducted its initial fair from October 8 to 10, 1937, and has held fairs annually through 1941 when normal fair operations were discontinued due to wartime conditions.

The association has financed its operations from donations, loans and premium allocations. San Benito County in 1937 donated $1,000 to the association to meet expenses incurred in the organization and promotion of the first 33d District Fair.

In order to provide funds for the payment of awards during 1937 and 1938, the board of directors found it necessary to negotiate with two banks for loans. These loans were secured by an assignment of the state allocation applicable to each year. The necessity for further borrowing from the banks for payment of premium awards was eliminated when the association negotiated with the State and received premium advances for the years 1939, 1940 and 1941.

The association has conducted its fairs upon property which Mrs. Julia Bolado Davis and her two sons offered to deed to the association in 1938. This site, known as Bolado Park, is located approximately eight miles from the City of Hollister. However, litigation arose concerning the title and a claim of W. I. Hawkins who held a lease on the property until August, 1938. The association has denied Hawkins' alleged interest in the property, which is based on purported improvement investments. Until title is acquired the association is occupying the property in accordance with the offer it accepted from Mrs. Davis.

The San Benito County Fair, known as the Saddle Horse Show, Rodeo and Fair, has also been conducted upon the same property which is used by the 33d District Agricultural Association. Both associations have made capital expenditures for improvements and buildings upon this property, and according to the records these expenditures were apparently on the same buildings. At the present time the 33d District Agricultural Association's capital expenditures for buildings and improvements is approximately $15,000, while the San Benito County Fair records disclose an investment slightly in excess of $1,500.

Number of fairs held 1921 to 1945, inclusive: 5.

		Allocations from Fair and Exposition Fund		
	Premiums paid	*Section 92, Agr. Code*	*Capital outlay, Section 19626, B. & P. Code*	*Other Appropriations*
1933	----------	----------	----------	----------
1934	----------	----------	----------	----------
1935	----------	----------	----------	----------
1936	----------	----------	----------	----------
1937	$20,271 33	$23,997 65	----------	----------
1938	7,122 50	14,396 42	----------	----------
1939	7,394 50	15,175 88	----------	----------
1940	8,908 37	14,207 07	----------	----------
1941	10,154 29	20,257 74	----------	----------
1942	----------	7,398 57	----------	----------
1943	----------	3,582 04	----------	----------
1944	----------	9,157 04	----------	----------
1945	----------	30,644 21	$5,000 00	----------
1946 (to 6/30)	----------	----------	----------	----------
Totals	$53,850 99	$138,816 62	$5,000 00	----------

1946 BUDGET DATA

	From dist. funds (Sec. 89, Agr. C.)	*From state funds (Sec. 92, Agr. C.)*
Unbudgeted surplus, Jan. 1, 1946	$45 17	$71,236 13
Estimated 1946 revenue	----------	65,000 00
Estimated available funds	$45 17	$136,236 13
Estimated operation expenditures	----------	$10,060 00
Estimated premium expenditures	----------	----------
Estimated capital expenditures	----------	2,920 40
Total estimated expenditures	----------	$12,980 40
Estimated unbudgeted surplus, Dec. 31, 1946	$45 17	$123,255 73
Master Building Plan, contemplated capital expenditures		$323,900 00

34th District Agricultural Association, Cedarville

History

The County of Modoc is designated by the Agricultural Code as comprising the 34th Agricultural District.

Under the provisions of Section 81 of the code the 34th District Agricultural Association was organized July 13, 1937, but it was not until February 7, 1938, that the directors held their first meeting and elected officers.

It appears from available records that the first fair in this district was held in 1921 under the management of the Surprise Valley-Modoc County Fair Association. The next fair was held in 1926 and, from that year through 1941, a complete fair was conducted. Due to wartime conditions, operations since 1941 have consisted only of an annual rodeo and small horse show. As late as the end of 1940 the minute records of the association indicated that the Surprise Valley-Modoc County Fair Association was still in existence and acted jointly with the 34th District Agricultural Association in conducting the fairs.

Premium payments in 1938 and 1939 were financed by bank loans. The 1940 and 1941 premium payments were financed by advances from the Fair and Exposition Fund. Years 1942, 1943 and 1944 premium payments were paid out of accumulated surplus.

The fairs have been held at Cedarville on property leased from the County of Modoc. The lease agreement, entered into on April 1, 1940, runs for a period of 25 years with an option of extending said lease for another such period, at a "nominal rental of $1 per year." The lease contains a clause giving the lessee the right to remove improvements at any time prior to termination of the lease. In 1941 a piece of property comprising about four acres was acquired at a purchase price of $250. This property, which contains no improvements, lies immediately north of the fair site and is used for parking purposes.

Capital additions and improvements made by the association on the fairgrounds are valued at approximately $30,000, the major portion consisting of buildings and structures.

Number of fairs held 1921 to 1945, inclusive: 14

		Allocations from Fair and Exposition Fund		
	Premiums paid	*Section 92, Agr. Code*	*Capital outlay, Section 19626, B. & P. Code*	*Other Appropriations*
1933	----------	----------	----------	----------
1934	----------	----------	----------	----------
1935	$369 00	$806 86	----------	----------
1936	1,253 20	4,450 38	----------	----------
1937	2,502 44	2,962 39	----------	----------
1938	5,177 75	11,293 33	$603 50	----------
1939	10,418 89	21,779 03	862 00	----------
1940	7,564 18	13,456 66	----------	----------
1941	11,176 48	25,773 54	----------	----------
1942	----------	9,413 06	----------	----------
1943	170 00	4,727 36	----------	----------
1944	235 00	11,885 33	----------	----------
1945	2,073 34	41,061 38	----------	----------
1946 (to 6/30)	----------	----------	----------	----------
Totals	$40,940 28	$147,609 32	$1,465 50	----------

1946 BUDGET DATA

	From dist. funds (Sec. 89, Agr. C.)	*From state funds (Sec. 92, Agr. C.)*
Unbudgeted surplus, Jan 1, 1946	$2,683 69	$69,987 48
Estimated 1946 revenue	8,317 50	65,000 00
Estimated available funds	$11,001 19	$134,987 48
Estimated operation expenditures	$7,050 00	$4,950 00
Estimated premium expenditures	----------	15,400 00
Estimated capital expenditures	----------	526 00
Total estimated expenditures	$7,050 00	$20,876 00
Estimated unbudgeted surplus, Dec 31, 1946	$3,951 19	$114,111 48
Master building plan, contemplated capital expenditures		$100,000 00

35th District Agricultural Association, Merced

History

The statutes of 1939 have designated the County of Merced as comprising the 35th Agricultural District. Originally the district consisted of the Counties of Merced and Mariposa but amendments to the Statutes in 1939 split the district and after that time the 35th Agricultural District consisted of Merced County only. Mariposa County was designated as District 35A.

Under the provisions of Section 81 of the Agricultural Code, Articles of association were originally filed with the Secretary of State on August 14, 1934. The directorate, consisting of eight members, represented the Counties of Merced and Mariposa.

The initial fair of the association was held in 1935. In 1936, the district directors decided against holding a fair. In 1937 the conduct of district fairs was again resumed and have continued through 1941, when due to wartime conditions, normal fair operations were discontinued.

The 1937 and 1938 premium payments were financed by bank loans. Premium payments for the years 1939, 1940 and 1941 were financed by advances from the Fair and Exposition Fund.

The association fairs were held at Merced on property consisting of 51 acres located on J Street between 7th and 11th, and owned in fee by the County of Merced and leased to the association for a 25-year period beginning May 15, 1937, at a total rental of $10.

In 1940 the association purchased for $100 a parcel of land adjoining the present fair site. During 1942 and 1943 two additional parcels of land were purchased situated immediately adjacent to the entrance of the fairgrounds. In 1944 the sum of $3,000 was paid for a parcel of land adjacent to the fairgrounds consisting of one acre and buildings. Based on appraisals received by the association, land was valued at $1,000 and the buildings at $2,000.

A rather extensive building program has been carried out on the fairgrounds. By the end of 1944 capital expenditures for buildings and improvements to the grounds totaled $135,000, in addition to $58,000 in federal funds granted to the district for WPA labor. The association's expenditures for capital improvements were financed out of district funds, state funds, donations and executive orders.

Number of fairs held 1921 to 1945, inclusive: 6.

		Allocations from Fair and Exposition Fund		
	Premiums paid	*Section 92, Agr. Code*	*Capital outlay, Section 19626, B. & P. Code*	*Other Appropriations*
1933	----------	----------	----------	----------
1934	$328 50	$246 38	----------	----------
1935	----------	----------	----------	----------
1936	----------	----------	----------	----------
1937	11,517 93	13,635 18	----------	----------
1938	7,407 19	15,836 06	$2,800 00	----------
1939	8,066 28	16,693 46	----------	----------
1940	8,765 82	15,594 37	12,500 00	----------
1941	10,459 42	22,283 52	49,719 42	----------
1942	----------	8,138 43	----------	----------
1943	----------	3,940 25	----------	----------
1944	----------	10,072 75	15,000 00	----------
1945	----------	33,708 63	----------	----------
1946 (to 6/30)	----------	----------	3,000 00	----------
Totals	$46,545 14	$140,149 03	$83,019 42	----------

1946 BUDGET DATA

	From dist. funds (Sec. 89, Agr. C.)	*From state funds (Sec. 92, Agr. C.)*
Unbudgeted surplus, Jan. 1, 1946	$38,697 90	$44,963 82
Estimated 1946 revenue	38,000 00	65,000 00
Estimated available funds	$76,697 90	$109,963 82
Estimated operation expenditures	$37,475 00	$1,000 00
Estimated premium expenditures	----------	12,000 00
Estimated capital expenditures	----------	30,000 00
Total estimated expenditures	$37,475 00	$43,000 00
Estimated unbudgeted surplus, Dec. 31, 1946	$39,222 90	$66,963 82
Master building plan, contemplated capital expenditures		$296,000 00

35-A District Agricultural Association, Mariposa

History

The 35-A Agricultural District was created by amendment of Section 80 of the Agricultural Code by the Statutes of 1939. Prior to the creation of this district, the County of Mariposa was included in the 35th Agricultural District.

Under the provisions of Section 81 of the Code the 35-A District Agricultural Association was formed, the first directors being appointed on September 28, 1939.

The association has held fairs from 1939 to 1942, inclusive; after that time no fairs were held due to wartime conditions.

During the period of organization prior to the first fair, the activities of the association were financed by means of advances received from the acting secretary and from funds donated by the County of Mariposa.

As operations in the first two years of the association's existence resulted in deficits, it was necessary to secure funds by borrowing from the Bank of America. An advance for payment of 1939 premiums of $6,000 was obtained from the Fair and Exposition Fund and $3,000 was borrowed from the bank, secured by an assignment of premiums. Proceeds of the bank loan were expended on capital additions. Year 1940, 1941, and 1942 premium awards were financed by means of advances received from the Fair and Exposition Fund.

The association has held its fairs on a tract of approximately 20 acres which the association leased for a period of six months on October 7, 1939, and subsequently purchased under an option provision of the lease. The total cost of the association was $1,437.50.

In addition to the land purchase the association has made expenditures for construction of buildings and improvements to the fairgrounds which are in excess of $23,000. These expenditures have been financed from state funds, district funds, and executive orders.

Number of fairs held 1921 to 1945, inclusive: 4.

		Allocations from Fair and Exposition Fund		
	Premiums paid	*Section 92, Agr. Code*	*Capital outlay, Section 19626, B. & P. Code*	*Other Appropriations*
1933	----------	----------	----------	----------
1934	----------	----------	----------	----------
1935	----------	----------	----------	----------
1936	----------	----------	----------	----------
1937	----------	----------	----------	----------
1938	----------	----------	----------	----------
1939	$4,959 64	$10,367 34	----------	----------
1940	6,430 25	11,439 40	$6,342 22	----------
1941	5,930 16	13,675 26	2,096 10	----------
1942	4,621 38	9,615 88	5,399 94	----------
1943	----------	2,418 10	----------	----------
1944	----------	6,181 58	----------	----------
1945	----------	20,686 78	----------	----------
1946 (to 6/30)	----------	----------	----------	----------
Totals	$21,941 43	$74,384 34	$13,838 26	----------

35-A District Agricultural Association, Mariposa—Continued

1946 BUDGET DATA

	From dist. funds (Sec. 89, Agr. C.)	*From state funds (Sec. 92, Agr. C.)*
Unbudgeted surplus, Jan. 1, 1946	$342 89	$31,181 19
Estimated 1946 revenue	3,100 00	65,000 00
Estimated available funds	$3,442 89	$96,181 19
Estimated operation expenditures	$3,393 50	$9,092 50
Estimated premium expenditures	----------	9,400 00
Estimated capital expenditures	----------	3,100 00
Total estimated expenditures	$3,393 50	$21,592 50
Estimated unbudgeted surplus, Dec. 31, 1946	$49 39	$74,588 69
Master building plan, contemplated capital expenditures		$230,300 00

36th District Agricultural Association, Dixon

History

The County of Solano is designated by the Agricultural Code as comprising the 36th Agricultural District.

Under the provisions of Section 82 of the Code the 26th District Agricultural Association was formed on April 10, 1936.

The association held complete fairs each year from 1936 to 1942, inclusive. The 1943 fair was limited to one day and was considerably smaller in scope.

Prior to 1941 the association had financed its operations, to a large extent, by various loans from the First National Bank of Dixon. In addition to the loans from the First National Bank of Dixon, the association borrowed various amounts from the Bank of America. Premium payments in subsequent years have been financed out of accumulated surplus.

Fairs held in 1936, 1937, and 1938 were conducted on grounds owned by the City of Dixon without charge to the association. In 1939, the association acquired a 25-year lease on these same grounds and inaugurated a program of capital additions. In 1941 the association purchased a strip of land south of the fairgrounds for the amount of $1,000. Included in the building program was a grandstand and exhibit building and new horse barns. Improvements were also made to the grounds. To assist in the financing of these capital additions the association received an executive order in the amount of $2,500 from the Fair and Exposition Fund. This was augmented by a PWA allocation of $10,567.77.

October 30, 1945. No fair held in 1944.

Fair held in 1945—May 4th, 5th, and 6th.

Number of fairs held 1921 to 1945, inclusive: 9.

		Allocations from Fair and Exposition Fund		
	Premiums paid	*Section 92, Agr. Code*	*Capital outlay, Section 19626, B. & P. Code*	*Other Appropriations*
1933	----------	----------	----------	----------
1934	----------	----------	----------	----------
1935	----------	----------	----------	----------
1936	$1,100 48	$3,908 04	----------	----------
1937	9,039 93	10,701 47	----------	----------
1938	6,942 88	15,143 80	$12,500 00	----------
1939	7,781 51	16,278 55	----------	----------
1940	8,494 07	15,110 93	----------	----------
1941	8,836 38	20,377 15	----------	----------
1942	5,975 51	13,317 69	----------	----------
1943	579 00	4,182 16	----------	----------
1944	----------	9,211 02	----------	----------
1945	6,497 56	37,322 40	----------	----------
1946 (to 6/30)	----------	----------	----------	----------
Totals	$55,147 32	$145,553 21	$12,500 00	----------

1946 BUDGET DATA

	From dist. funds (Sec. 89, Agr. C.)	*From state funds (Sec. 92, Agr. C.)*
Unbudgeted surplus, Jan. 1, 1946	$5,249 64	$68,046 09
Estimated 1946 revenue	10,950 00	65,000 00
Estimated available funds	$16,199 64	$133,046 09
Estimated operation expenditures	$10,875 00	$9,575 00
Estimated premium expenditures	----------	10,800 00
Estimated capital expenditures	250 00	8,340 00
Total estimated expenditures	$11,125 00	$28,715 00
Estimated unbudgeted surplus, Dec. 31, 1946	$5,074 64	$104,331 09
Master building plan, contemplated capital expenditures		$200,000 00

37th District Agricultural Association, Santa Maria

History

The Agricultural Code has designated "that portion of Santa Barbara County not included in the 19th District" as comprising the 37th Agricultural District. The 19th District is described as all that portion of Santa Barbara County lying east of Gaviota and south of the Santa Ynez Mountains.

The 37th District Agricultural Association was formed in the latter part of 1928, the first directors being appointed January 5, 1929.

We were informed that a fair was held in 1928 prior to the formation of the association and that fairs were held each year since that time in the City of Santa Maria. The 1941 fair was the last fair to be held. Since that time no fairs have been conducted due to wartime conditions.

Prior to 1937 records are not available for information as to the means used in financing premium payments. Since that time, premium payments in all years were financed by unexpended balances in the Fair and Exposition Fund and by advances therefrom.

Early fairs were held on grounds leased from July 1, 1933, to June 30, 1938. The lease was extended by oral agreement. Early in 1941, the

City of Santa Maria purchased grounds for fair purposes and leased them to the association for a period of 25 years. The 1941 fair was the first held at the new location.

Capital improvements on this property total $24,000. Two executive orders received in 1941 amounting to $17,000 was expended for these capital improvements. The balance of the improvements was financed from state funds.

Number of fairs held 1921 to 1945, inclusive: 13.

		Allocations from Fair and Exposition Fund		
	Premiums paid	*Section 92, Agr. Code*	*Capital outlay, Section 19626, B. & P. Code*	*Other Appropriations*
1933	----------	----------	----------	----------
1934	$770 00	$723 42	----------	----------
1935	5,884 03	12,866 10	----------	----------
1936	7,649 73	27,165 80	----------	----------
1937	7,733 42	9,154 99	----------	----------
1938	11,080 75	24,170 17	----------	----------
1939	13.045 34	27,269 21	----------	----------
1940	11,596 51	20,630 16	----------	----------
1941	14,788 35	34,102 70	$2,540 62	----------
1942	----------	12.455 05	----------	----------
1943	----------	6,030 15	----------	----------
1944	----------	15,415 34	----------	----------
1945	----------	51,587 68	15,000 00	----------
1946 (to 6/30)	----------	----------	----------	----------
Totals	$72,548 13	$241,570 77	$17,540 62	----------

1946 BUDGET DATA

	From dist. funds (Sec. 89, Agr. C.)	*From state funds (Sec. 92. Agr. C.)*
Unbudgeted surplus, January 1, 1946	$3,694 38	$95.877 32
Estimated 1946 revenue	38,950 00	65,000 00
Estimated available funds	$42.644 38	$160,877 32
Estimated operation expenditures	$9,940 00	$21,970 00
Estimated premium expenditures	----------	43,449 05
Estimated capital expenditures	----------	5,455 00
Total estimated expenditures	$9.940 00	$70,874 05
Estimated unbudgeted surplus, Dec. 31, 1946	$32,704 38	$90,003 27
Master building plan, contemplated capital expenditures		$638,400 00

38th District Agricultural Association, Turlock

History

The County of Stanislaus is designated by the Agricultural Code as comprising the 38th Agricultural District.

Under the provisions of Section 81 of the code the 38th District Agricultural Association was formed on May 27, 1935, and assumed the conduct of fairs in the City of Turlock under the name of the Stanislaus County Fair.

Fairs have been held each year since the formation of the association until 1941. Since 1941 no fairs have been conducted due to wartime conditions. Prior to 1939 all fairs were conducted by a joint committee representing the association and the Rex Ish Post of the American Legion

under an agreement which provided in part that any surplus other than that arising from state allocations was to be shared equally.

Premium payments during 1937, 1938, and 1939 were financed, for the most part, through loans from the First National Bank of Turlock. These loans were secured by assignment of future allocations from the Fair and Exposition Fund. Premium payments in 1940 were financed from the association funds together with an advance from the Fair and Exposition Fund. The 1941 premium payments were financed by an advance from the Fair and Exposition Fund.

Fairs have been held on Legion Field in Turlock and adjoining property known as the Perry Ranch The association purchased the Perry Ranch in July, 1937, for $15,000. and at the same time secured an option to purchase Legion Field for $12,500. During 1938, bleachers, flood lights, and other miscellaneous items were purchased from the Rex Ish Post and moved to the association's property. A credit of $1,500 against the purchase price of Legion Field was allowed the association in consideration of these purchases when they completed acquisition of Legion Field in 1939, for $11,000. During 1940 additional land was purchased for $4,000. In 1942, $5,250 was expended for the purchase of additional acreage.

Capital additions on this property include a grandstand constructed in 1938 at a cost of approximately $14,000. Association funds were augmented by an executive order for $7,500 to assist in the construction of this building. In 1940 another executive order of $28,000 was granted to the association from which the construction of an exhibit building was financed. A $30,000 executive order was granted to the association in 1941. These funds were to be expended for improvements to the fairgrounds. At this time the program has been completed only in part and the balance of the work deferred indefinitely because of war conditions.

On March 27, 1942, the grounds were leased to the United States Government for military purposes This lease calls for a rental of $100 per annum.

Number of fairs held 1921 to 1945, inclusive: 7.

		Allocations from Fair and Exposition Fund		
	Premiums paid	*Section 92, Agr. Code*	*Capital outlay, Section 19626, B. & P. Code*	*Other Appropriations*
1933	----------	----------	----------	----------
1934	----------	----------	----------	----------
1935	$2,657 15	$5,810 16	----------	----------
1936	5,822 15	20,675 64	----------	----------
1937	12,278 67	14,535 76	----------	----------
1938	9,114 75	17,419 66	$7,500 00	----------
1939	9,216 00	18,362 81	----------	----------
1940	8,902 87	15,838 18	25,236 48	----------
1941	9,386 84	21,646 54	8,786 65	----------
1942	----------	7,905 79	----------	----------
1943	----------	3,827 61	----------	----------
1944	----------	9,784 83	----------	----------
1945	----------	32,745 06	----------	----------
1946 (to 6/30)	----------	----------	----------	----------
Totals	$57,378 43	$168,552 04	$41,523 13	----------

38th District Agricultural Association, Turlock—Continued

1946 BUDGET DATA

	From dist. funds (Sec. 89, Agr. C.)	*From state funds (Sec. 92, Agr. C.)*
Unbudgeted surplus, January 1, 1946	$5,113 52	$76,592 09
Estimated 1946 revenue	35,765 00	65,000 00
Estimated available funds	$40.878 52	$141,592 09
Estimated operation expenditures	$27,235 00	$4,212 50
Estimated premium expenditures	----------	17,710 00
Estimated capital expenditures	----------	49,110 00
Total estimated expenditures	$27,235 00	$71,032 50
Estimated unbudgeted surplus, Dec. 31, 1946	$13,643 52	$70,559 59
Master building plan, contemplated capital expenditures		$400,000 00

39th District Agricultural Association, Angels Camp

History

The County of Cavaleras is designated by the Agricultural Code as comprising the 39th Agricultural District.

Under the provisions of Section 81 of the code the 39th District Agricultural Association was formed on April 22, 1937.

Since its formation the association has held fairs in all years through 1942, when, due to war conditions, fair operations were discontinued.

During its early years the association financed its operations by several loans from the Bank of America. By 1940 it was no longer necessary for the association to finance its operations by loans as its own resources were ample. The 1942 premium payments were financed out of accumulated surplus augmented by a $1,500 advance from the Fair and Exposition Fund.

Fairs conducted by the association have been held in conjunction with the Angels Boosters Club. The agreement between the association and the Angels Boosters Club was to the effect that the association was to receive 10 percent of the gate receipts each year.

These fairs have been held on land located approximately 2 miles south of Angels Camp. From 1937 to 1941, inclusive, this site was leased by the Angels Boosters Club and loaned to the association, but in 1942 the property consisting of 55 acres was acquired by the association, at a cash price of $6,500. In 1938 the association erected an administration building on the leased land at an approximate cost of $600. This building was destroyed by fire in 1939, with no insurance coverage. Another administration building was erected in 1939. In addition the association purchased a water and lighting system on the land. Additional improvements and buildings have been constructed and equipment purchased to facilitate the holding of fairs.

Number of fairs held 1921 to 1945, inclusive: 6

		Allocations from Fair and Exposition Fund		
	Premiums paid	*Section 92, Agr. Code*	*Capital outlay, Section 19626, B. & P. Code*	*Other Appropriations*
1933	----------	----------	----------	----------
1934	----------	----------	----------	----------
1935	----------	----------	----------	----------
1936	----------	----------	----------	----------
1937	$6,770 00	$8,014 47	----------	----------
1938	6,541 95	14,269 79	----------	----------
1939	9,044 45	15,175 88	----------	----------
1940	8,270 96	14,207 07	----------	----------
1941	7,010 91	16,167 52	----------	----------
1942	8,576 72	14,481 45	----------	----------
1943	----------	2,858 79	----------	----------
1944	----------	7,308 15	----------	----------
1945	----------	24,456 86	----------	----------
1946 (to 6/30)	----------	----------	$40,000 00	----------
Totals	$46,214 99	$116,939 98	$40,000 00	----------

1946 BUDGET DATA

	From dist. funds (Sec. 89, Agr. C.)	*From state funds (Sec. 92, Agr. C.)*
Unbudgeted surplus, January 1, 1946	$512 36	$45,723 29
Estimated 1946 revenue	6,137 50	65,000 00
Estimated available funds	$6,649 86	$110,723 29
Estimated operation expenditures	$5,925 00	$5,578 75
Estimated premium expenditures	----------	10,150 00
Estimated capital expenditures	----------	27,500 00
Total estimated expenditures	$5,925 00	$43,228 75
Estimated unbudgeted surplus, Dec 31, 1946	$724 86	$67,494 54
Master building plan, contemplated capital expenditures	----------	$265,100 00

40th District Agricultural Association, Woodland

History

The County of Yolo comprises the 40th Agricultural District.

Under the provisions of Section 81 of the Agricultural Code the 40th District Agricultural Association was formed on April 29, 1936.

The association has held fairs each year through 1941, when, due to wartime conditions, normal fair operations were discontinued.

Fair operations have been financed to a large extent by loans secured from the following sources:

Year	*Amount*	*Source*
1936	$1,000 00	Individuals
1937	2,500 00	County of Yolo
1937	1,000 00	Bank of America
1938	5,000 00	County of Yolo
1939	5,000 00	County of Yolo
1940	8,784 60	Advance from Fair and Exposition Fund
1941	9,663 00	Advance from Fair and Exposition Fund

The fairs held in 1936 and 1937 were conducted on property, the use of which was donated. The 1938, 1939, and 1940 fairs were held on property leased from Robert and Pearl Gill under an agreement dated

September 27, 1938. The agreement provided that the Association could purchase the property for $4,250 at any time during the period of the lease, which ran from October 1, 1938, to September 30, 1941, rental paid to be applied against the purchase price. The property proved unsuitable for the use of the fair due to its location and county zoning restrictions. In February, 1941, the association purchased a permanent fair site consisting of 20 acres and, in addition, the County of Yolo donated 20 acres valued at $6,000. At the time of the purchase of the permanent fair site the association had expended funds in excess of $5,000 for buildings and structures on the leased grounds. A considerable amount has been expended toward the development of the 40-acre site. By the end of 1941, capital expenditures in excess of $19,900 had been made under the program for development. With the exception of an executive order in amount of $6,000, the association financed the development from its own resources. In 1943, capital additions and improvements to the grounds amounted to $3.906.10 and consisted entirely of improvements for the purpose of making a portion of the fairgrounds suitable for an agricultural labor camp.

Number of fairs held 1921 to 1945, inclusive: _____.

		Allocations from Fair and Exposition Fund		
	Premiums paid	*Section 92, Agr. Code*	*Capital outlay, Section 19626, B. & P. Code*	*Other Appropriations*
1933	----------	----------	----------	----------
1934	----------	----------	----------	----------
1935	----------	----------	----------	----------
1936	$891 62	$3,166 34	----------	----------
1937	6,031 50	7,140 22	----------	----------
1938	6,167 21	13,451 92	----------	----------
1939	8,701 94	16,693 46	----------	----------
1940	7,564 18	13,456 66	$6,000 00	----------
1941	8,694 65	20,050 31	5,529 52	----------
1942	----------	7,322 81	----------	----------
1943	----------	3,545 36	----------	----------
1944	----------	9,063 28	----------	----------
1945	----------	30,330 42	4,200 00	----------
1946 (to 6/30)	----------	----------	----------	----------
Totals	$38,051 10	$124,220 78	$15,729 52	----------

1946 BUDGET DATA

	From dist. funds (Sec. 89, Agr. C.)	*From state funds (Sec. 92, Agr. C.)*
Unbudgeted surplus, January 1, 1946	$2,242 53	$52,766 62
Estimated 1946 revenue	1,100 00	65,000 00
Estimated available funds	$3,342 53	$117,766 62
Estimated operation expenditures	$900 00	$2,000 00
Estimated premium expenditures	----------	----------
Estimated capital expenditures	----------	4,550 00
Total estimated expenditures	$900 00	$6,550 00
Estimated unbudgeted surplus, December 31, 1946	$2,442 53	$111,216 62
Master building plan, contemplated capital expenditures	----------	$356,600 00

41st District Agricultural Association, Crescent City

History

The County of Del Norte comprises the 41st Agricultural District.

The 41st District Agricultural Association was formed on December 20, 1922, under provisions of Section 81 of the Agricultural Code. Since 1923 the association has conducted a fair each year with the exception of the years 1928, 1933, 1934, and 1942.

Funds for payment of premiums in 1937 and 1938 were obtained by bank loans. The notes were secured by a combination of assignments of allocations from the Fair and Exposition Fund, personal endorsements of the directors. and posting a registered Del Norte County warrant as collateral. The association borrowed $15,000 from the Bank of America in 1939, to finance premium payments for that year. This loan was secured by an assignment of 1939 premium allocations from the Fair and Exposition Fund. Year 1940 and 1941 premium payments were financed out of advances from the Fair and Exposition Fund. The 1943 premium payments were financed out of accumulated surplus.

On February 1, 1939, the 41st District Agricultural Association entered into a lease agreement with Del Norte County whereby the association became the lessee of the property upon which all fairs have been held. The lease was written for a period of 25 years at an annual rental of $1. This lease was rewritten as of January 20, 1942, for a period of 99 years, at an annual rental of $1.

Capital expenditures for construction and improvements to the grounds and the purchase of equipment have all been financed out of the association's own resources. Major items of construction include a new grandstand, a poultry building and a horse barn. The association has been able to expend a total of slightly less than $47,000 out of its own funds for these improvements.

Number of fairs held, 1921 to 1945, inclusive: 19.

		Allocations from Fair and Exposition Fund		
	Premiums paid	*Section 92, Agr. Code*	*Capital outlay, Section 19626, B. & P. Code*	*Other Appropriations*
1933	----------	----------	----------	----------
1934	----------	----------	----------	----------
1935	$237 25	$518 77	----------	----------
1936	834 55	2,963 67	----------	----------
1937	2,951 30	3,493 75	----------	----------
1938	6,167 21	13,451 92	----------	----------
1939	16,449 09	34,384 21	----------	----------
1940	17,016 67	30,272 61	----------	----------
1941	17,603 30	40,594 12	----------	----------
1942	----------	14,825 86	----------	----------
1943	894 38	8,072 37	----------	----------
1944	4,114 31	22,463 94	----------	----------
1945	4,654 41	65,000 00	----------	----------
1946 (to 6/30)	----------	----------	----------	----------
Totals	$70,922 47	$236,041 22	----------	----------

1946 BUDGET DATA

	From dist. funds (Sec. 89, Agr. C.)	*From state funds (Sec. 92, Agr. C.)*
Unbudgeted surplus, January 1, 1946	$488 24	$118,236 59
Estimated 1946 revenue	4,475 00	65,000 00
Estimated available funds	$4,963 24	$183,236 59
Estimated operation expenditures	$1,850 00	$15,650 00
Estimated premium expenditures	----------	22,250 00
Estimated capital expenditures	----------	28,500 00
Total estimated expenditures	$1,850 00	$66,400 00
Estimated unbudgeted surplus, Dec. 31, 1946	$3,113 24	$116,836 59
Master Building Plan, Contemplated Capital Expenditures		$300,000 00

42d District Agricultural Association, Orland

History

The County of Glenn constitutes the 42d Agricultural District.

Under the provisions of Section 81 of the Agricultural Code the 42d District Agricultural Association was formed in March, 1931.

It is evident that fairs have been held as early as 1921 under the name of the "Glenn County Fair" which title is still commonly used.

The association was appropriated the sum of $5,000 under Chapter 1207, Statutes of 1931, for the payment of premium awards for the years 1931 and 1932. Subsequent to that time the association has received allocations from the Fair and Exposition Fund, in accordance with Section 92 of the Agricultural Code. Premium payments for 1937 and 1938 were financed by loans from the Bank of America, and in 1939, 1940, and 1941, by advances from the Fair and Exposition Fund.

Fairs conducted by the association prior to the purchase of the permanent fair site in May, 1939, were held on property the use of which was donated by the town of Orland.

Plans to purchase a 40 acre tract known as the McDevitt property as a permanent site for the fair were approved by the Department of Finance in May, 1939. On May 31, 1939, the property was purchased for $1,400, with an additional lot purchased from William E. Johnson for $250 August 6, 1940. On September 22, 1941, another small parcel of land adjacent to the fair grounds was purchased from George M. and Mary Ellen Foetz for $250. A building project under WPA approval began in 1940, and under this plan $27,654 was transferred from the State Fund account to the Division of Architecture to finance construction, together with $36,025 from various executive orders granted from the Fair and Exposition Fund.

At present a portion of the fair grounds and buildings is being utilized as a farm labor camp to house and feed agricultural laborers imported from Mexico. In connection with the Mexican farm labor camp, expenditures in excess of $3,000 for improvements and alterations have been made by the association.

Number of fairs held, 1921 to 1945, inclusive: 14.

		Allocations from Fair and Exposition Fund		
	Premiums paid	*Section 92, Agr. Code*	*Capital outlay, Section 19626, B. & P. Code*	*Other Appropriations*
1933	----------	----------	----------	----------
1934	----------	----------	----------	----------
1935	----------	----------	----------	----------
1936	$1,155 13	$4,102 11	----------	----------
1937	10,317 37	12,213 93	----------	----------
1938	12,184 25	26,577 21	----------	----------
1939	15,198 33	31,760 69	----------	----------
1940	15,585 17	27,725 97	$35,000 00	----------
1941	17,676 68	40,763 34	10,000 00	----------
1942	----------	14,887 66	----------	----------
1943	----------	7,207 91	----------	----------
1944	----------	18,426 13	----------	----------
1945	----------	61,663 35	----------	----------
1946 (to 6/30)	----------	----------	----------	----------
Totals	$72,116 93	$245,337 30	$45,000 00	----------

1946 BUDGET DATA

	From dist. funds (Sec. 89, Agr. C.)	*From state funds (Sec. 92, Agr. C.)*
Unbudgeted surplus, January 1, 1946	$319 48	$114,781 02
Estimated 1946 revenue	14,000 00	65,000 00
Estimated available funds	$14,319 48	$179,781 02
Estimated operation expenditures	$14,000 00	$9,600 00
Estimated premium expenditures	----------	25,100 00
Estimated capital expenditures	----------	14,100 00
Total estimated expenditures	$14,000 00	$48,800 00
Estimated unbudgeted surplus, Dec. 31, 1946	$319 48	$130,981 02
Master Building Plan, Contemplated Capital Expenditures		$50,400 00

44th District Agricultural Association, Colusa

History

The County of Colusa is designated by the Agricultural Code as comprising the 44th Agricultural District.

Under the provisions of Section 81 of the Agricultural Code the 44th District Agricultural Association was formed on July 12, 1935.

The initial fair of the association was held in 1936 in the City of Colusa under the name of the Colusa County Harvest Festival. Fairs were held in subsequent years through 1941 when normal fair operations were discontinued due to wartime conditions.

The 1937 premium awards were paid from an advance from the unexpended balance of the 1936 premium apportionment. Premium awards in subsequent years were financed by advances from the Fair and Exposition Fund.

The association in 1936 and 1937 held its fairs on rented property. On September 14, 1937, and May 7, 1938, approximately 57 acres of land were purchased as a fair site upon which fairs have been held beginning in 1938. During 1943 an agricultural labor camp was constructed on the fair site at an aggregate cost of $7,883.68 which was paid from state funds.

Prior to the construction of the labor camp capital expenditures for construction and improvements to the grounds was in excess of $40,000, financed by state funds, district funds, and an executive order.

Number of fairs held 1921 to 1945, inclusive: 7.

		Allocations from Fair and Exposition Fund		
	Premiums paid	*Section 92, Agr. Code*	*Capital outlay, Section 19626, B. & P. Code*	*Other Appropriations*
1933	----------	----------	----------	----------
1934	----------	----------	----------	----------
1935	----------	----------	----------	----------
1936	$6,375 50	$22,640 73	----------	----------
1937	10,215 64	12,093 50	----------	----------
1938	7,588 35	16,552 29	----------	----------
1939	8,465 79	17,696 39	----------	----------
1940	8,492 83	15,108 72	$2,159 99	----------
1941	9,525 68	21,989 77	----------	----------
1942	----------	8,031 15	----------	----------
1943	----------	3,888 30	----------	----------
1944	----------	9,939 97	----------	----------
1945	----------	33,264 27	----------	----------
1946 (to 6/30)	----------	----------	----------	----------
Totals	$50,663 79	$161,205 09	$2,159 99	----------

1946 BUDGET DATA

	From dist. funds (Sec. 89, Agr. C.)	*From state funds (Sec. 92, Agr. C.)*
Unbudgeted surplus, Jan. 1, 1946	$—(115 21)	$56,121 48
Estimated 1946 revenue	4,650 00	65,000 00
Estimated available funds	$4,534 79	$121,121 48
Estimated operation expenditures	$4,295 00	$10,737 47
Estimated premium expenditures	----------	10,710 00
Estimated capital expenditures	----------	14,153 00
Total estimated expenditures	$4,295 00	$35,600 47
Estimated unbudgeted surplus, Dec. 31, 1946	$239 79	$85,521 01
Master building plan, contemplated capital expenditures		$484,500 00

45th District Agricultural Association, Imperial

History

The County of Imperial is designated by the Agricultural Code as comprising the 45th Agricultural District.

The 45th District Agricultural Association was formed on October 5, 1921, when the first directors were appointed. We are unable to secure any information as to activities of the association between that date and 1930.

The 45th District Fair, known as the Imperial County Mid-Winter Fair, was held each year at Imperial from 1930 to 1942, inclusive, when due to wartime conditions operations were suspended.

The financial condition of the association has been such that it was not necessary to resort to bank borrowing or advances until 1941 for the payment of premium awards. In 1941 and 1942 the association received advances from the Fair and Exposition Fund for the payment of premiums.

The association leases fair grounds and buildings owned by the County of Imperial at the rental of $5 per year. The lease, dated October 18, 1937, is for a term of 25 years and is renewable at the option of the association on the same terms and conditions. The lease provides that all necessary buildings, structures, and fixtures be constructed at the sole expense of the association; and that at the expiration of the lease, said buildings, structures, and fixtures shall become the property of the county.

The association has constructed buildings and improvements on this leased property in an amount exceeding $240,000. These capital additions have been financed from state funds, district funds, and executive orders.

Number of fairs held 1921 to 1945, inclusive: 16.

		Allocations from Fair and Exposition Fund		
	Premiums paid	*Section 92, Agr. Code*	*Capital outlay, Section 19626, B. & P. Code*	*Other Appropriations*
1933	----------	----------	----------	----------
1934	$1,095 00	$1,028 76	----------	----------
1935	3,021 30	6,606 42	----------	----------
1936	3,940 70	13,994 25	----------	----------
1937	3,415 23	4,043 02	----------	----------
1938	4,971 16	10,843 47	----------	----------
1939	6,815 25	14,245 92	----------	----------
1940	9,355 30	16,643 08	$30,000 00	----------
1941	9,548 39	22,019 08	20,000 00	----------
1942	11,447 74	19,489 59	32,997 71	----------
1943	----------	3,893 49	----------	----------
1944	----------	9,953 23	5,000 00	----------
1945	----------	33,308 61	60,000 00	----------
1946 (to 6/30)	----------	----------	27,000 00	----------
Totals	$53,610.07	$156,068 92	$174,997 71	----------

1946 BUDGET DATA

	From dist funds (Sec. 89, Agr. C.)	*From state funds (Sec. 92, Agr. C.)*
Unbudgeted surplus, Jan. 1, 1946	$4,014 45	$48,414 31
Estimated 1946 revenue	800 00	65,000 00
Estimated available funds	$4,814 45	$113,414 31
Estimated operation expenditures	$1,500 00	$10,905 00
Estimated premium expenditures	----------	----------
Estimated capital expenditures	900 00	15,000 00
Total estimated expenditures	$2,400 00	$25,905 00
Estimated unbudgeted surplus, Dec. 31, 1946	$2,414 45	$87,509 31
Master building plan, contemplated capital expenditures		$300,000 00

46th District Agricultural Association, Hemet

History

The 46th Agricultural District was created by Chapter 425, Statutes of 1927. Under the provisions of the statute the 46th District Agricultural Association was formed in July, 1927.

The early history of the 46th District Agricultural Association is incomplete. It appears that the 46th District Agricultural Association succeeded the Southern Fair Association in the management of the

Southern California Fair. We were unable to determine the number or in what years the Southern Fair Association had conducted fairs, but were able to ascertain that the 46th District held fairs in the years, 1927, 1928, 1929, and 1930.

In the past it had been the custom for the county supervisors of Riverside County to appropriate annually the sum of $15,000 for the aid of the Southern California Fair. These donations were continued by the county to the 46th District Agricultural Association until 1930, when the supervisors went on record that they would make no further appropriations for this purpose.

Fairs held for the above mentioned four years and two additional years were financed by the following state support appropriations and donations from the County of Riverside.

	Support appropriations	*County donations*
Year 1927	$10,000.00	$15,000.00
Year 1928	10,000 00	15,000.00
Year 1929	12,500.00	15,000 00
Year 1930	12,500 00	10,000.00
Year 1931	12,500.00	---
Year 1932	12,500 00	---

The association's records disclosed that on November 30, 1930, the operations of the four fairs had resulted in a deficit of $8,776.70. We were unable to find any record of operations during 1931 and 1932. Property and equipment accounts showed recorded values in excess of $5,500 as of this date.

Insofar as we are able to determine the association was inactive from 1933 to 1936, inclusive, and resumed operations in 1937.

During 1936, a utility turkey show was held in Hemet by Mr. Miles E. Nickles as a private enterprise. The following year Mr. Nickles was appointed secretary of the 46th District Agricultural Association, and the 1937 turkey show was conducted by the association under an agreement with the Hemet Valley Chamber of Commerce as agent. All fairs subsequent to 1937 have been conducted solely as activities of the 46th District Agricultural Association. Due to wartime conditions, no fairs have been held since 1941.

Premium payments for both 1939 and 1940 were financed by loans from the Citizen's Trust and Savings Bank of Riverside secured only by the endorsements of the association's directors. Premium payments for 1941 were financed by an advance from the Fair and Exposition Fund.

In July, 1942, the district purchased two tracts of land totaling 11.35 acres for the sum of $3,011.19. This land was to be used as a permanent fair site and was located three-quarters of a mile west from the center of Hemet. Prior to 1942, the Farrar-Loomis Seed Company had donated the use of its warehouse and the surrounding property as the locale for the fairs.

During 1943 an agricultural labor camp for the purpose of providing adequate facilities for imported farm labor was constructed on the newly purchased property.

Number of fairs held 1921 to 1945, inclusive: 5.

		Allocations from Fair and Exposition Fund		
	Premiums paid	*Section 92, Agr. Code*	*Capital outlay, Section 19626, B. & P. Code*	*Other Appropriations*
1933	----------	----------	----------	----------
1934	----------	----------	----------	----------
1935	----------	----------	----------	----------
1936	----------	----------	----------	----------
1937	$4,150 58	$4,913 55	----------	----------
1938	4,668 74	10,183 80	----------	----------
1939	6,358 78	13,292 02	----------	----------
1940	5,521 24	9,822 27	----------	----------
1941	6,304 55	14,538 62	----------	----------
1942	----------	5,309 82	----------	----------
1943	----------	2,570 77	----------	----------
1944	----------	6,571 85	----------	----------
1945	----------	21,992 80	----------	----------
1946 (to 6/30)	----------	----------	----------	----------
Totals	$27,003.89	$89,195.50	----------	----------

1946 BUDGET DATA

	From dist. funds (Sec. 89, Agr. C.)	*From state funds (Sec. 92, Agr. C.)*
Unbudgeted surplus, Jan. 1, 1946	$3 46	$34,412 22
Estimated 1946 revenue	1,180 00	65,000 00
Estimated available funds	$1,183 46	$99,412 22
Estimated operation expenditures	$1,100 00	$7,638 00
Estimated premium expenditure	0 00	4,350 00
Estimated capital expenditures	0 00	850 00
Total estimated expenditures	$1,000 00	$12,838 00
Estimated unbudgeted surplus, Dec. 31, 1946	183 46	$86,574 22
Master Building Plan, contemplated capital expenditures		$250,000 00

48th District Agricultural Association, Los Angeles

Hon. Ernest R. Geddes, Assemblyman Forty-ninth District, State of California
Pomona, California

Dear Mr. Geddes: I am repeating that portion of a letter which I read to you which gives a brief outline as to our intended uses for our proposed building, and reasons for the selection of the site.

"First, that a building of this type is designed for the purpose of serving many industries other than livestock and dairies, i.e., industrial products, horticultural products, etc. Second, the building is also designed for the holding of conventions, athletic events, school events, dog shows and various other types of exhibitions and expositions. Third, keeping in mind the full utility value of such a building, it must be near as practicable to a large center of population and near many surrounding communities, and must have transportation, major bi-secting highways, hotel accommodations for those out of town people who may use or wish to visit these facilities. Fourth, an agricultural district is not created entirely for the purpose of showing local products, but invites and encourages exhibits from all over the State, as well as other states of the nation."

"The 48th District Agricultural Association made an extensive study, keeping in mind the above, and also that property acquired must be donated to the State, and after several years of negotiation and search, was able to find this location which seemed to fit all requirements. As you know, it is next to the proposed new freeway

which will place our building within 10 minutes driving time from the metropolitan center of Los Angeles Atlantic Boulevard in front of it drains Los Angeles County from Long Beach to Pasadena. Washington Boulevard, bordering on the south runs from Venice to Whittier, and the Santa Ana Freeway, bordering it on the north runs from metropolitan Los Angeles to Santa Ana. It is near to, and surrounded by seven small communities. It is near the industrial plants of Los Angeles County, as well as the nurseries of Montebello. Last, but not least, it has sewer facilities, fire hydrants and trackage which are required."

Under separate cover, I am sending you a map which gives the exact location and size of the property.

I enjoyed having the pleasure of meeting with you, and hope that we might meet again. If there is any further information I may furnish you in regards to the business of the 48th District Agricultural Association, please feel free to call me.

Sincerely yours,

H. W. LANE, Secretary-Treasurer

MEMORANDUM OF UNDERSTANDING

At a meeting held in Mr. Gurley's office, Los Angeles, on May 10th, 1946, there were present Mr. William A. Smith, Chairman of the Board of the Los Angeles County Supervisors, Mr. James S Dean, Director of Finance, State of California, Mr. Isaac Shakarian, Vice President, and Mr. William L. Houghton, Director, and Mr. Harold W. Lane, Secretary and Treasurer, of the 48th District Agricultural Association, Mr. F. G. Gurley, President, the Atchison, Topeka and Santa Fe Railway Company, and Mr. C. J. Doherty, Vice President, Central Manufacturing District, Inc The purpose of the meeting was for discussion of the acquisition of property to provide land for use by the 48th District Agricultural Association and by the County of Los Angeles for playground and recreational use.

It was concluded and mutually agreed between the parties that Central Manufacturing District, Inc., would deed at nominal legal cost of transfer approximately 16 9 acres of land to the 48th District Agricultural Association situated in the northwesterly section of Block 49 of Rancho Laguna and would execute similar deed to Los Angeles County for approximately 12 acres of land, the location to be mutually agreed upon as either a portion of Block 62 or Block 63.

In consideration of the deeds aforementioned, Los Angeles County and/or the 48th District Agricultural Association will agree to the rezoning of the remaining undeeded portions of Blocks 49, 62 and 63 to M-2 from their present zoning of R-1 and R-3 and will likewise arrange for the vacation of Camfield Avenue between Anaheim Telegraph Road and Jillson Street and will arrange for franchise or permits at nominal legal cost of all public streets and alleys between the Santa Fe main line north of 26th Street to reach Blocks 49, 62 and 63.

The 48th District Agricultural Association shall initiate and carry through in conjunction with Los Angeles County the acquisition of the additional area of land between Como Street and Harbor Street, Industrial Avenue and Camfield Avenue.

It was mutually agreed that if Harbor Street between Camfield Avenue and Eastland Avenue shall be opened up the land necessary for this 60 feet or wider shall be dedicated by the abutting property owners.

(Signed) WILLIAM A. SMITH
(Signed) JAMES S. DEAN
(Signed) ISAAC SHAKARIAN
(Signed) WILLIAM L. HOUGHTON
(Signed) HAROLD W. LANE
(Signed) C. J. DOHERTY

Number of fairs held 1921 to 1945, inclusive: 11.

		Allocations from Fair and Exposition Fund		
	Premiums paid	*Section 92, Agr. Code*	*Capital outlay, Section 19626, B. & P. Code*	*Other appropriations*
1933	----------	----------	----------	----------
1934	----------	----------	----------	----------
1935	$12,485 66	$27,301 32	----------	----------
1936	19,515 54	40,000 00	----------	----------
1937	22,310 73	26,411 93	----------	----------
1938	15,384 60	17,419 66	----------	----------
1939	16,379 90	18,362 81	----------	----------
1940	14,912 13	17,190 56	----------	----------
1941	7,607 63	17,543 59	----------	----------
1942	5,055 48	11,462 78	----------	----------
1943	7,317 87	10,419 99	----------	----------
1944	8,914 85	16,845 03	----------	----------
1945	9,300 46	35,838 92	----------	----------
1946 (to 6/30)	----------	----------	----------	----------
Totals	$139,184 85	$238,796 59	----------	----------

1946 BUDGET DATA

	From dist. funds (Sec. 89, Agr. C.)	*From state funds (Sec. 92, Agr. C.)*
Unbudgeted surplus, January 1, 1946	$ 4,430 75	$53,183 96
Estimated 1946 revenue	10,000 00	65,000 00
Estimated available funds	$14,430 75	$118,183 96
Estimated operation expenditures	$12,500 00	$ 9,000 00
Estimated premium expenditures	----------	15,750 00
Estimated capital expenditures	----------	35,000 00
Total estimated expenditures	$12,500 00	$59,750 00
Estimated unbudgeted surplus, Dec. 31, 1946	$1,930 75	$58,433 96

Master building plan, contemplated capital expenditures ---------- $2,000,000 00

49th District Agricultural Association, Lakeport

History

The 49th Agricultural District was created by Chapter 865, Statutes of 1947, which became effective Augst 27, 1937.

Under the provisions of Section 81 of the Agricultural Code the 49th District Agricultural Association was organized on September 23, 1937, and held its first meeting of February 10, 1938.

The 49th District Agricultural Association succeeded to the Lake County Water Sports, Rodeo and Fair Association, and the County Fair Association, acquiring by donations the few assets of those organizations when they became inactive.

The association has held fairs each year from 1938 to 1941, inclusive; since then, fairs have not been conducted due to wartime conditions.

The 1938 fair was held on property owned by the City of Lakeport, the use of which was donated. On August 18, 1939, the association leased this property from the City of Lakeport on a 25-year lease at a rental of $1,000 per year.

The 1938 premium payments were financed by a loan of $6,600 from the Bank of America, secured by an assignment of the Fair and Exposition Fund allocation. In 1939, the district secured an advance of

$5,834.47 from the Fair and Exposition Fund to finance premium payments. Year 1940 and 1941 premium payments were financed out of advances received from the Fair and Exposition Fund.

Capital expenditures in excess of $13,000 have been made by the association. These disbursements were for construction of an administration building, judging arena, hog barns, sewer, tent equipment, office equipment, tools, and a Chevrolet truck. In 1943 a Mexican labor camp was constructed on the fair site. Improvements in excess of $800 were made for the housing and feeding of the Mexican nationals.

Number of fairs held 1921 to 1945, inclusive: 4.

		Allocations from Fair and Exposition Fund		
	Premiums paid	*Section 92, Agr. Code*	*Capital outlay, Section 19626, B. & P. Code*	*Other Appropriations*
1933	----------	----------	----------	----------
1934	----------	----------	----------	----------
1935	----------	----------	----------	----------
1936	----------	----------	----------	----------
1937	----------	----------	----------	----------
1938	$4,661 59	$10,168 21	----------	----------
1939	5,838 47	12,204 39	----------	----------
1940	6,769 96	12,043 74	----------	----------
1941	6,874 59	15,853 16	----------	----------
1942	----------	5,789 92	----------	----------
1943	----------	2,803 21	----------	----------
1944	----------	7,166 05	----------	----------
1945	----------	23,981 33	----------	----------
1946 (to 6/30)	----------	----------	----------	----------
Totals	$24,144 61	$90,010 01	----------	----------

1946 BUDGET DATA

	From dist. funds (Sec. 89, Agr. C.)	*From state funds (Sec. 92, Agr. C.)*
Unbudgeted surplus, Jan. 1, 1946	$1,311 64	$42,948 34
Estimated 1946 revenue	300 00	65,000 00
Estimated available funds	$1,611 64	$107,948 34
Estimated operation expenditures	$301 00	$2,000 00
Estimated premium expenditures	----------	----------
Estimated capital expenditures	----------	----------
Total estimated expenditures	301 00	2,000 00
Estimated unbudgeted surplus, Dec 31, 1946	$1,310 64	$105,948 34

Master building plan, contemplated capital expenditures: No estimate

50th District Agricultural Association, Lancaster

History

The 50th Agricultural District was created by Chapter 231, Statutes of 1941, which became effective September 13, 1941. By this act, Section 80 of the Agricultural Code was amended to provide for this district which consists of "that portion lying north of the south line of Township 5, North, San Bernardino Base" of Los Angeles, County.

Under the provisions of Section 81 of the code the 50th District Agricultural Association was formed on September 13, 1941.

The association is successor to the Antelope Valley Fair Association which promoted the Antelope Valley Fair and previously, the Hay Festival, which was inaugurated approximately 10 years prior to 1941.

The association conducted its first fair from October 30th to November 2, 1941, on a site owned by the Antelope Fair Association and used for previous fairs. Since that time, fair operations have been discontinued due to wartime conditions.

In order to finance premium payments for the year 1941 the association received an advance of $6,000 from the Fair and Exposition Fund.

In February, 1942, a deal was consummated with the Antelope Valley Fair Association whereby the grounds and improvements owned by that organization were acquired by the 50th District Agricultural Association for $4,500 paid for from an allotment made available to the association by an executive order in the amount of $20,000. An appraisal by the Bank of America at Lancaster of the property acquired placed the value of land at $5,000 and the improvements thereon at $13,436.

Subsequent to acquisition of the fair site the sum of $14,584.99 was expended out of the executive order for $20,000 for ground improvements amounting to $2,284 and building improvements in the amount of $12,300.99.

Number of fairs held 1921 to 1945, inclusive: 2

		Allocations from Fair and Exposition Fund		
	Premiums paid	*Section 92, Agr. Code*	*Capital outlay, Section 19626, B. & P. Code*	*Other Appropriations*
1933	----------	----------	----------	----------
1934	----------	----------	----------	----------
1935	----------	----------	----------	----------
1936	----------	----------	----------	----------
1937	----------	----------	----------	----------
1938	----------	----------	----------	----------
1939	----------	----------	----------	----------
1940	----------	----------	----------	----------
1941	$4,584 99	$10,573 23	----------	----------
1942	----------	3,861 57	$19,084 99	----------
1943	----------	1,869 59	----------	----------
1944	----------	4,779 39	----------	----------
1945	4,320 63	20,314 91	----------	----------
1946 (to 6/30)	----------	----------	12,500 00	----------
Totals	$8,905 62	$41,398 69	$31,584 99	----------

1946 BUDGET DATA

	From dist. funds (Sec. 89, Agr C.)	*From state funds (Sec. 92, Agr. C.)*
Unbudgeted surplus, Jan. 1, 1946	$3,852 47	$23,342 15
Estimated 1946 revenue	8,930 00	65,000 00
Estimated available funds	$12,782 47	$88,342 15
Estimated operation expenditures	$6,750 00	$4,850 00
Estimated premium expenditures	----------	6,900 00
Estimated capital expenditures	----------	4,000 00
Total estimated expenditures	$6,750 00	$15,750 00
Estimated unbudgeted surplus, Dec. 31, 1946	$6,032 47	$72,592 15
Master building plan, contemplated capital expenditures		$283,100 00

51st District Agricultural Association, San Francisco

1946 BUDGET DATA

	From dist. funds (Sec. 89, Agr. C.)	*From state funds (Sec. 92, Agr. C.)*
Unbudgeted surplus, Jan. 1, 1946	----------	----------
Estimated 1946 revenue	$679 00	$6,000 00
Estimated available funds	$6,790 00	$6,000 00
Estimated operation expenditures	$4,270 00	----------
Estimated premium expenditures	----------	6,000 00
Estimated capital expenditures	----------	----------
Total estimated expenditures	$4,270 00	$6,000 00
Estimated unbudgeted surplus, Dec 31, 1946	$2,520 00	----------
Master building plan, contemplated capital expenditures		$500,000 00

Alameda County Fair, Pleasanton

History

Chapter 717, Statutes of 1921, and subsequent legislation have appropriated funds to be expended for the encouragement of county fairs. The County of Alameda has held fairs at Pleasanton, California, in the years 1939, 1940 and 1941. Since then, no fairs have been held due to wartime conditions. These fairs have been held in connection with a horse show and horse racing on the site of the old Pleasanton race track at Pleasanton. These fairs were conducted by the Alameda County Agricultural Fair Association under a contract with the County of Alameda. Under the terms of the contracts the County of Alameda was liable only to pay premiums approved by the board of supervisors and the State Department of Finance up to the maximum base allowable in each year.

Premium payments in 1939 were made by county warrants from funds advanced by the county and later reimbursed by state funds. Premium payments in 1940 and 1941 financed out of advances from the Fair and Exposition Fund.

The county, on October 8, 1940, completed the purchase of the old Pleasanton race track, consisting of 100 acres, for $40,000, for a permanent fairgrounds. Of this amount, an initial payment of $10,000 was made June 11, 1940. This amount was matched by an executive order from the Fair and Exposition Fund in the amount of $10,000.

The amount of $95,530.69 has been expended for capital improvements on the fairgrounds, and has been paid from the following funds:

State fund	$7,912.13
Executive orders	85,618.56

In addition to these capital expenditures from state funds, it is reputed that county and fair association funds have also been expended for capital improvements on this fair site.

Number of fairs held 1921 to 1945, inclusive: 4.

		Allocations from Fair and Exposition Fund		
	Premiums paid	*Section 92, Agr. Code*	*Capital outlay, Section 19626, B. & P. Code*	*Other Appropriations*
1933	----------	----------	----------	----------
1934	----------	----------	----------	----------
1935	----------	----------	----------	----------
1936	----------	----------	----------	----------
1937	----------	----------	----------	----------
1938	----------	----------	----------	----------
1939	$4,978 61	$10,406 99	----------	----------
1940	6,083 50	10,822 53	$56,500 00	----------
1941	6,156 00	14,196 06	29,118 56	----------
1942	----------	5,184 72	----------	----------
1943	----------	2,510 19	----------	----------
1944	----------	6,417 00	----------	----------
1945	2,735 39	24,209 99	----------	----------
1946 (to 6/30)	----------	----------	138,000 00	----------
Total	$19,953 50	$73,747 48	$223,618 56	----------

1946 BUDGET DATA	*From dist. funds (Sec. 89, Agr. C.)*	*From state funds (Sec. 92, Agr. C.)*
Unbudgeted surplus, Jan. 1, 1946	----------	$39,960 88
Estimated 1946 revenue	----------	65,000 00
Estimated available funds	----------	$104,960 88
Estimated operation expenditures	----------	$10 00
Estimated premium expenditures	----------	10,260 00
Estimated capital expenditures	----------	----------
Total estimated expenditures	----------	$10,270 00
Estimated unbudgeted surplus, Dec. 31, 1946	----------	$94,690 88

Butte County Fair, Gridley

History

Chapter 717, Statutes of 1921, appropriated funds to be expended for the encouragement of county fairs.

The first fair to be held by the County of Butte appears to have been in 1938. Fairs were held annually since then through 1941 when wartime conditions made it necessary to discontinue normal fair operations.

The 1938 and 1939 fairs were conducted by the Paradise Fair and Apple Show Association under a contract with the Butte County Board of Supervisors. Under the terms of the contract, the County of Butte was obligated only to pay approved premiums up to the maximum base allowable in each year. Both of these fairs were held at Paradise, California.

The 1940 fair was conducted by the Gridley Junior Chamber of Commerce under a contract with the county board of supervisors. This contract also limited the liability of the county to approved premiums paid. This 1940 fair was conducted at Gridley.

On May 19, 1941, the Butte County Board of Supervisors appointed 12 members as the Butte County Fair Board. The 1941 fair was held on a site leased from the 3d District Agricultural Association at Chico.

Premium payments for the years 1940 and 1941 were financed by advances from the Fair and Exposition Fund.

Prior to 1943 the only capital expenditures made by the county were for equipment. Capital expenditures for 1943 consisted of $14,334.78 for

buildings and structures and $130.04 for equipment, all expended on county warrants from the state fund account. These expenditures were made on the fair grounds of the 3d District Agricultural Association at Chico for needed additions to provide for and house Mexican farm laborers. These expenditures were based on a lease between the County of Butte and the 3d District Agricultural Association.

Number of fairs held 1921 to 1945, inclusive: 4.

		Allocations from Fair and Exposition Fund		
	Premiums paid	*Section 92, Agr. Code*	*Capital outlay, Section 19626, B. & P. Code*	*Other Appropriations*
1933	----------	----------	----------	----------
1934	----------	----------	----------	----------
1935	----------	----------	----------	----------
1936	----------	----------	----------	----------
1937	----------	----------	----------	----------
1938	$3,764 05	$8,210 42	----------	----------
1939	5,245 90	10,965 72	----------	----------
1940	3,646 43	6,486 99	----------	----------
1941	6,124 09	14,122 47	----------	----------
1942	----------	5,157 84	----------	----------
1943	----------	2,497 18	----------	----------
1944	----------	6,383 74	----------	----------
1945	----------	21,363 28	----------	----------
1946 (to 6/30)	----------	----------	----------	----------
Totals	$18,780 47	$75,187 64	----------	----------

1946 BUDGET DATA	*From dist. funds (Sec. 89, Agr. C.)*	*From state funds (Sec 92, Agr. C.)*
Unbudgeted surplus, Jan. 1, 1946	----------	$33,526 50
Estimated 1946 revenue	----------	65,000 00
Estimated available funds	----------	$98,526 50
Estimated operation expenditures	----------	$5,600 00
Estimated premium expenditures	----------	15,000 00
Estimated capital expenditures	----------	1,150 00
Total estimated expenditures	----------	$21,750 00
Estimated unbudgeted surplus, Dec. 31, 1946	----------	$76,776 50

El Dorado County Fair, Placerville

History

The El Dorado County Fair was first held in 1937. Fairs have been held in subsequent years through 1941 when, due to wartime conditions, normal fair operations were discontinued.

In holding these fairs, the county has entered into contracts with the El Dorado Post No. 119, American Legion. Under these contracts the Legion was to put on and manage the fairs, and the premiums were to be paid by the county out of allocations made available from the Fair and Exposition Fund. The Legion, in turn, delegated the duty of handling the fairs to a committee which operated under the name of the "El Dorado County Fair Association." We understand that the committees have been composed of members of the Legion. In addition, the county board of supervisors appointed two of their members to act for the supervisors in all matters concerning the fair.

In 1937, the fair association borrowed $30,000 from the bank on a note secured by an assignment of the anticipated apportionment executed by the board of supervisors and approved by the Department of Finance. In 1938, the county advanced $5,500 for the payment of premiums on two claims filed by the manager of the fair association. In both these years many irregularities and discrepancies occurred in the payment of premiums. Premium payments for the years 1938, 1940, and 1941 were financed by advances made by El Dorado County.

The first two fairs were held on a site known as the "Bennett Memorial Park" in Placerville. Negotiations were started in 1938 for the acquisition of a permanent fairground site. In 1939, land comprising 17 acres was purchased at a cost of $2,601.50. In 1940, an additional piece of land, comprising 1.63 acres and adjoining the fair site, was purchased from the American Legion at a cost of $200, and an option on 20 acres adjoining was acquired for $100. This additional acreage was purchased in 1941 for $3,500.

In 1940, an executive order in the amount of $21,600 was made available to the county from the Fair and Exposition Fund to match a WPA project in connection with capital improvement on the permanent fair site. In addition, approximately $12,000 more has been expended for capital additions and equipment.

Number of fairs held 1921 to 1945, inclusive: 5.

		Allocations from Fair and Exposition Fund		
	Premiums paid	*Section 92, Agr. Code*	*Capital outlay, Section 19626, B. & P. Code*	*Other Appropriations*
1933	----------	----------	----------	----------
1934	----------	----------	----------	----------
1935	----------	----------	----------	----------
1936	----------	----------	----------	----------
1937	$29,583 99	$35,022 18	----------	----------
1938	5,695 92	12,424 37	----------	----------
1939	6,782 65	14,178 04	----------	----------
1940	7,543 22	13,419 37	$21,598 70	----------
1941	8,686 91	20,032 47	----------	----------
1942	----------	7,316 29	----------	----------
1943	----------	3,542 21	----------	----------
1944	----------	9,055 21	----------	----------
1945	----------	30,303 42	----------	----------
1946 (to 6/30)	----------	----------	----------	----------
Totals	$58,292 69	$145,293 56	$21,598 70	----------

1946 BUDGET DATA

	From dist. funds (Sec. 89, Agr. C.)	*From state funds (Sec. 92, Agr. C.)*
Unbudgeted surplus, Jan. 1, 1946	----------	$58,770 99
Estimated 1946 revenue	----------	65,000 00
Estimated available funds	----------	$123,770 99
Estimated operation expenditures	----------	$3,700 00
Estimated premium expenditures	----------	----------
Estimated capital expenditures	----------	2,500 00
Total estimated expenditures	----------	6,200 00
Estimated unbudgeted surplus, Dec. 31, 1946	----------	$117,570 99

Humboldt County Fair, Ferndale

History

The Humboldt County Fair is conducted under the control and direction of the Humboldt County Board of Supervisors. They appoint directors who are to manage and conduct the fair under their direction. In the past the supervisors have appointed these men from the membership of the Humboldt County Fair Association, an organization that was organized in 1897 and which has either conducted the Humboldt County Fair or assisted every year through 1941. Since 1941 normal operations have been suspended due to wartime conditions.

Operations of the fair association have been financed by advances from Humboldt County and from the Fair and Exposition Fund. The records disclose that the County of Humboldt have received allocations from the Fair and Exposition Fund under Section 92 of the Agricultural Code since 1934. In 1940 the county received an advance from the Fair and Exposition Fund to finance premium payments for that year. The 1941 premium payments were financed out of surplus.

Capital expenditures for construction and improvements to the fairgrounds are in excess of $108,000, which has been paid from state funds. Funds received from premium allocations have been augmented by executive orders totaling $71,250 which were issued for capital improvements. From these executive orders the sum of $20,000 was expended in 1938 for the purchases of land.

Number of fairs held 1921 to 1945, inclusive: 19.

		Allocations from Fair and Exposition Fund		
	Premiums paid	*Section 92, Agr. Code*	*Capital outlay, Section 19626, B. & P. Code*	*Other Appropriations*
1933	----------	----------	----------	----------
1934	$2,020 00	$1,897 80	----------	----------
1935	2,607 53	5,701 66	----------	----------
1936	5,046 37	17,920 70	----------	----------
1937	12,227 40	14,474 80	----------	----------
1938	24,982 29	54,491 37	$24,000 00	----------
1939	28,371 26	57,630 39	11,000 00	----------
1940	28,038 96	49,443 60	----------	----------
1941	29,120 51	65,000 00	----------	----------
1942	----------	24,525 89	----------	----------
1943	----------	11,874 29	----------	----------
1944	----------	30,355 14	----------	----------
1945	----------	65,000 00	----------	----------
1946 (to 6/30)	----------	----------	----------	----------
Totals	$132,414 32	$398,315 64	$35,000 00	----------

1946 BUDGET DATA	*From dist. funds (Sec. 89, Agr. C.)*	*From state funds (Sec. 92, Agr. C.)*
Unbudgeted surplus, Jan. 1, 1946	----------	$175,275 59
Estimated 1946 revenue	----------	65,000 00
Estimated available funds	----------	$240,275 59
Estimated operation expenditures	----------	$31,385 00
Estimated premium expenditures	----------	37,695 47
Estimated capital expenditures	----------	15,925 00
Total estimated expenditures	----------	$85,005 47
Estimated unbudgeted surplus, Dec. 31, 1946	----------	$155,270 12

Lake County Fair, Lakeport

History

On June 15, 1937, the Board of Supervisors of Lake County resolved to hold an agricultural fair at Lakeport during the month of September, 1937. On this same day the board of supervisors entered in an agreement with the Lake County Water Sports, Rodeo and Fair Association, a nonprofit cooperative organization, to represent the county in the management and conduct of the fair.

The County of Lake agreed to appropriate the sum of $4,000 in premiums for agricultural, horticultural, livestock, viticultural, and floricultural exhibits at the fair for the year 1937.

The County of Lake has not sponsored a fair since 1937.

The County of Lake secured only one apportionment from the State on the basis of premiums paid. The excess of apportionment over premium paid amounted to $718.25. This excess was expended as follows:

September, 1939—100 poultry display coops	$288.40
September, 1939—Erection of fence at 49th District Agricultural Fair Grounds	421.00
April, 1940—Nails "to be used for fair purposes"	8.85

Lassen County Fair, Susanville

History

The Lassen County Fair was organized in 1923 and has been held annually since then with the exception of the years 1932 to 1935, inclusive. Fairs have not been conducted subsequent to 1941 because of war conditions. These fairs have been held at Susanville under supervision and management of the county board of supervisors and county officials.

It was not until January, 1937, that the Lassen County Fair received allocations from the Fair and Exposition Fund under Section 92 of the Agricultural Code, based on premium payments for the year 1936. Premium payments for 1937 were financed by an advance from the County of Lassen. In 1938, payment of premiums was made by county warrant and the county reimbursed by a transfer from state funds. Premium payments in 1939 were paid by county warrants and the county reimbursed by an advance from the Fair and Exposition Fund. Year 1940 and 1941 premium payments were financed by advances from the Fair and Exposition Fund.

In 1939 and 1940, $3,062.35 was expended from state funds for the purchase of land. An additional $35,000 has been expended from state funds for buildings and improvements on this fair site. A substantial portion of such capital expenditures was made in connection with a county SRA project. These expenditures have been financed solely out of premium allocation money.

Number of fairs held 1921 to 1945, inclusive: 15.

		Allocations from Fair and Exposition Fund		
	Premiums paid	*Section 92, Agr. Code*	*Capital outlay, Section 19626, B. & P. Code*	*Other Appropriations*
1933	----------	----------	----------	----------
1934	----------	----------	----------	----------
1935	----------	----------	----------	----------
1936	$1,394 00	$4,950 39	----------	----------
1937	7,646 35	9,051 92	----------	----------
1938	8,613 03	18,787 40	----------	----------
1939	14,229 55	29,744 61	----------	----------
1940	15,972 64	28,415 28	----------	----------
1941	16,163 13	37,273 02	----------	----------
1942	----------	13,612 92	----------	----------
1943	----------	6,590 74	----------	----------
1944	----------	16,848 40	----------	----------
1945	----------	56,383 47	----------	----------
1946 (to 6/30)	----------	----------	$6,939 70	----------
Totals	$64,018 70	$221,658 15	$6,939 70	----------

1946 BUDGET DATA

	From dist. funds (Sec. 89, Agr. C.)	*From state funds (Sec. 92, Agr. C.)*
Unbudgeted surplus, Jan 1, 1946	----------	$111,315 10
Estimated 1946 revenue	----------	65,000 00
Estimated available funds	----------	$176,315 10
Estimated operation expenditures	----------	$10,880 00
Estimated premium expenditures	----------	22,825 00
Estimated capital expenditures	----------	400 00
Total estimated expenditures	----------	$34,105 00
Estimated unbudgeted surplus, Dec. 31, 1946	----------	$142,210 10

Madera County Fair

1946 BUDGET DATA

	From dist. funds (Sec. 89, Agr. C.)	*From state funds (Sec. 92, Agr. C.)*
Unbudgeted surplus, January 1, 1946	----------	----------
Estimated 1946 revenue	----------	$6,000 00
Estimated available funds	----------	$6,000 00
Estimated operation expenditures	----------	----------
Estimated premium expenditures	----------	$6,000 00
Estimated capital expenditures	----------	----------
Total estimated expenditures	----------	$6,000 00
Estimated unbudgeted surplus, Dec. 31, 1946	----------	----------
Master building plan, contemplated capital expenditures	----------	----------

Merced County Fair

1946 BUDGET DATA

	From dist. funds (Sec. 89, Agr. C.)	*From state funds (Sec. 92, Agr. C.)*
Unbudgeted surplus, January 1, 1946	----------	----------
Estimated 1946 revenue	----------	$6,000 00
Estimated available funds	----------	$6,000 00
Estimated operation expenditures	----------	----------
Estimated premium expenditures	----------	$6,000 00
Estimated capital expenditures	----------	----------
Total estimated expenditures	----------	$6,000 00
Estimated unbudgeted surplus, Dec. 31, 1946	----------	----------

Mendocino County Fair and Apple Show, Boonville

History

Chapter 717, Statutes of 1921, and subsequent legislation, have appropriated funds to be expended for the encouragement of county fairs.

Mendocino County has held fairs under the name of the Mendocino County Fair and Apple Show from 1937 to 1941, inclusive. Since 1941, fair operations have been discontinued due to wartime conditions.

These fairs have been conducted by a fair association known as the Anderson Valley Apple Show and Fair, a nonprofit cooperative organization, acting by and through its board of directors under written agreements between the county and the association.

In 1937, at the time that the first agreement was entered into, the Anderson Valley Apple Show and Fair leased their holdings, valued at approximately $7,000, to the County of Mendocino for a term of 40 years at the annual rent of $1 per year. This fair site is located at Boonville, a distance of 27 miles southwest of Ukiah.

The Mendocino County Fair and Apple Show has financed its operations by borrowing from Mendocino County, and by obtaining advances on the premium allocations from the Fair and Exposition Fund. In 1937, the county advanced $10.801 for the payment of premiums, being reimbursed at the time that the next allocation was received. The county advanced $11,069.73 in 1938 for premium payments, which was also returned at the time of receipt of the following allocation. The 1940 and 1941 premium payments were financed out of advances from the Fair and Exposition Fund.

The county's investment in capital assests paid out of state funds allocated under Section 92 of the Agricultural Code totals very nearly $49,000. This amount includes the purchase for $2,750 in 1940, of a tract of land comprising approximately 16.53 acres adjacent to the grounds leased from the association.

Number of fairs held 1921 to 1945, inclusive: 11.

		Allocations from Fair and Exposition Fund		
	Premiums paid	*Section 92, Agr. Code*	*Capital outlay, Section 19626, B. & P. Code*	*Other Appropriations*
1933				
1934				
1935				
1936	$5,555 50	$19,728 74		
1937	10,661 55	12,621 14		
1938	10,517 56	22,940 90		
1939	12,349 71	25,814 60		
1940	11,126 13	19,793 35		
1941	13,656 06	31,491 58		
1942		11,501 41		
1943		5,568 45		
1944		14,235 04		
1945		47,637 81		
1946 (to 6/30)				
Totals	$63,866 51	$211,333 02		

1946 BUDGET DATA

	From dist. funds (Sec. 89, Agr. C)	*From state funds (Sec. 92, Agr. C.)*
Unbudgeted surplus, January 1, 1946		$89,025 61
Estimated 1946 revenue		65,000 00
Estimated available funds		$154,025 61
Estimated operation expenditures		$7,975 00
Estimated premium expenditures		14,905 00
Estimated capital expenditures		10,900 00
Total estimated expenditures		$33,780 00
Estimated unbudgeted surplus, Dec. 31, 1946		$120,245 61

Monterey County Fair, King City

History

The Monterey County Fair is known as the Salinas Valley Fair, and was sponsored by the Monterey County Board of Supervisors under an agreement with the Salinas Valley Fair Association, a nonprofit corporation. The agreement, dated March 6, 1941, between the board of supervisors and the association, contained no provision extending its effect beyond the 1941 operations.

The 1941 fair was conducted on a site leased from the City of King by the County of Monterey. This lease was dated February 25, 1941, for 25 years and covered the southerly half of the rodeo grounds at the King City recreation area.

Capital expenditures of the Salinas Valley Fair Association consist of $3,104.40 for construction of buildings and $356.92 for scales and wash racks. The County of Monterey expended $2,500 received from donations by individuals of King City, matching a similar amount of state funds expended under an executive order.

The premium payments for the 1941 fair were financed from an advance of $6,000 from the Fair and Exposition Fund.

Number of fairs held 1921 to 1945, inclusive: 1.

		Allocations from Fair and Exposition Fund		
	Premiums paid	*Section 92, Agr. Code*	*Capital outlay, Section 19626, B. & P. Code*	*Other Appropriations*
1933				
1934				
1935				
1936				
1937				
1938				
1939				
1940				
1941	$2,612 78	$6,025 21	$2,500 00	
1942		2,200 54		
1943		1,065 40		
1944		2,723 56		
1945		9,114 42		
1946 (to 6/30)			10,000 00	
Totals	$2,612 78	$21,129 13	$12,500 00	

1946 BUDGET DATA

	From dist. funds (Sec. 89, Agr. C.)	*From state funds (Sec. 92, Agr. C.)*
Unbudgeted surplus, Jan. 1, 1946		$17,826 42
Estimated 1946 revenue		65,000 00
Estimated available funds		$82,826 42
Estimated operation expenditures		86,762 50
Estimated premium expenditures		6,850 00
Estimated capital expenditures		8,900 00
Total estimated expenditures		$22,512 50
Estimated unbudgeted surplus, Dec. 1, 1946		$60,313 92

Napa County Fair, Calistoga

History

This fair, originally known as the Silverado Fair and Horse Show, is now known as the Calistoga Fair and Horse Show. The County of Napa first sponsored the fair in 1937 under an agreement with the Calistoga Fair Association, a noncapital stock corporation, incorporated under date of October 8, 1935.

These agreements which were made for the years 1938, 1939, and 1940, provided for payment of premiums by the county, and all other expenses in connection with the conduct of the fair were to be borne by the Calistoga Fair Association. No agreement was signed for the 1941 fair.

Premium payments in 1937, 1938, and 1939 were financed by the Calistoga Fair Association, which received reimbursement from apportionments received from the Fair and Exposition Fund. Premium payments for 1940 and 1941 were financed from advances received from the Fair and Exposition Fund.

In 1938 the county purchased the fair grounds owned by the Calistoga Fair Association at a stated price of $40,000. The fair grounds are located in the western part of the City of Calistoga. Funds for the purchase of this property were to be provided by an executive order in the amount of $20,000, and $20,000 from other sources. It appears that $4,000

of the additional $20,000 was provided by the association as a donation to the county, and the other $16,000 was never actually paid to the association but was deleted from the delivery price. The fact that the money purportedly paid by the county for the purchase of the property was donated by the fair association results in an effective donation of $20,000 of the stated price by the fair association. The files of the Department of Finance disclose several appraisals of the property in excess of $40,000 and a report by a public accountant in January, 1938, showed that the fair association actually expended $38,798.15 on the property. The land was given an appraised value of $9,000.

In addition to the improvements acquired at the time of purchase of the fair site the county's investment in capital assets paid out of state funds allocated under Section 92 of the Agricultural Code is in excess of $17,000.

Number of fairs held 1921 to 1945, inclusive: 5

		Allocations from Fair and Exposition Fund		
	Premiums paid	*Section 92, Agr. Code*	*Capital outlay, Section 19626, B. & P. Code*	*Other Appropriations*
1933	----------	----------	----------	----------
1934	----------	----------	----------	----------
1935	----------	----------	----------	----------
1936	$7,791 64	$9,223 91	----------	----------
1938	7,471 65	14,396 42	$20,000 00	----------
1939	8,298 93	15,175 88	----------	----------
1940	7,395 97	13,157 42	----------	----------
1941	8,315 14	19,175 15	----------	----------
1942	----------	7,003 18	----------	----------
1943	----------	3,390 61	----------	----------
1944	----------	8,667 68	----------	----------
1945	----------	29,006 54	----------	----------
1946 (to 6/30)	----------	----------	----------	----------
Totals	$39,273 33	$119,196 79	$20,000 00	----------

1946 BUDGET DATA

	From dist. funds (Sec. 89, Agr. C.)	*From state funds (Sec. 92, Agr. C.)*
Unbudgeted surplus, Jan 1, 1946	----------	$53,011 25
Estimated 1946 revenue	----------	65,000 00
Estimated available funds	----------	$118,011 25
Estimated operation expenditures	----------	$7,206 25
Estimated premium expenditures	----------	12,500 00
Estimated capital expenditures	----------	21,050 00
Total estimated expenditures	----------	$40,756 25
Estimated unbudgeted surplus, Dec. 31, 1946	----------	$77,255 00

Orange County Fair, Santa Ana

History

The Orange County Fair held in 1939 was the first fair conducted under the arrangement whereby the county secured apportionments from the State on the basis of premium paid.

These fairs were conducted under the name of the "Orange County Fair and Horse Show" by the Assistance League of Santa Ana, a non-profit, eleemosynary corporation, acting as agent for the county.

Contracts between the county and league provide that receipts from fair operations, other than funds appropriated to the county from the Fair and Exposition Fund, were to be held by the league to meet the costs of conducting the fair. The 1941 contract further provided that should any profit be realized from operations, the first $2,000 was to be retained by the assistance league and any additional profit divided equally between the county and the league. The additional profit from operations in 1941 was the sum of $870.36 which was divided equally between the contracting parties.

Funds for payment of 1939 premiums which were advanced by the County of Orange, were repaid to the county from moneys received from the State. Premium payments for 1940 and 1941 were financed from advances from the County of Orange. The county was subsequently reimbursed by the Fair and Exposition Fund.

No expenditures for grounds have been necessary, as the fairs have been held in the Municipal Bowl in Santa Ana, the use of which has been donated by the City of Santa Ana. Equipment purchases paid from state funds exceed $6,000, which included the cost of the construction of movable stalls, paid by executive order in the amount of $993.13.

Number of fairs held 1921 to 1945, inclusive: 3.

		Allocations from Fair and Exposition Fund		
	Premiums paid	*Section 92, Agr. Code*	*Capital outlay, Section 19626, B. & P. Code*	*Other Appropriations*
1933	----------	----------	----------	----------
1934	----------	----------	----------	----------
1935	----------	----------	----------	----------
1936	----------	----------	----------	----------
1937	----------	----------	----------	----------
1938	----------	----------	----------	----------
1939	$4,023 00	$8,409 44	----------	----------
1940	6,023 59	10,715 95	----------	----------
1941	6,570 11	15,151 02	$993 13	----------
1942	----------	5,553 48	----------	----------
1943	----------	2,679 05	----------	----------
1944	----------	6,848 67	----------	----------
1945	----------	22,919 18	----------	----------
1946 (to 6/30)	----------	----------	----------	----------
Totals	$16,616 70	$72,256 79	$993 13	----------

1946 BUDGET DATA

	From dist. funds (Sec. 89, Agr. C.)	*From state funds (Sec. 92, Agr. C.)*
Unbudgeted surplus, January 1, 1946	----------	$45,878 95
Estimated 1946 revenue	----------	65,000 00
Estimated available funds	----------	$110,878 95
Estimated operation expenditures	----------	$8,160 00
Estimated premium expenditures	----------	10,100 00
Estimated capital expenditures	----------	2,500 00
Total estimated expenditures	----------	$20,760 00
Estimated unbudgeted surplus, Dec. 31, 1946	----------	$90,118 95

Placer County Fair. Roseville

History

The first Placer County Fair eligible for participation in allocations from the Fair and Exposition Fund was held in October, 1937, and was conducted by the Roseville Businessmen's Association under an agreement with the county board of supervisors. In April, 1938, the fair committee of the Roseville Businessmen's Association incorporated as a nonprofit, nonstock corporation under the name of the Placer County Fair Association. The fair association acquired the assets and assumed the liabilities of the fair committee of the businessmen's association. Fairs held from 1938 to 1941, inclusive, have been conducted by the Placer County Fair Association under agreement with the county board of supervisors.

Funds for payment of 1937 premiums were obtained by a loan from the county of $10,000 and a loan from the Bank of America of $5,000. Both loans were made to the Roseville Businessmen's Association. In 1938 an advance of $6,600 from county funds was made by the board of supervisors. Premiums for 1939, 1940, and 1941 were paid from funds advanced from the Fair and Exposition Fund.

No capital expenditures were made from state funds during 1937 or 1938; however, the fair association expended approximately $16,000 on construction and improvements to leased property upon which the fairs were held. The fair association purchased the land, consisting of 260 lots in the City of Roseville, on May 19, 1939, for $7,134.82. Funds for the purchase of this land was derived from the sale of the state fund of 20 of the lots, together with the improvements thereon consisting of a grandstand, rodeo arena, and other improvements, for the sum of $10,550. The purchase price was allocated as $2,000 for land and the remainder for the improvements. An additional 45 lots were deeded to the county on May 3, 1939. The deed specified a nominal consideration of $10, but no disbursements from state funds were made, and it would appear that the actual consideration was the purchase of the 20 improved lots.

On May 12, 1939, the county leased the remaining 195 lots from the fair association at an annual rental of $1 with an option to purchase any part at not less than $100 per acre.

Approval of the Department of Finance was obtained on March 5, 1940, for payment from state funds of $4,064 for 36 lots, $2,885 for horse barns and $500 for stock pens, the latter items being improvements constructed by the fair association on the 36 lots purchased.

On April 15, 1941, the Department of Finance approved a payment of $6,228.32 from state funds to the Placer County Fair Association for the purchase of 42 lots. In August, 1942, the county purchased with state funds an additional 64 lots of the fair grounds from the fair association for $9,884.05.

Number of fairs held 1921 to 1945, inclusive: 5.

		Allocations from Fair and Exposition Fund		
	Premiums paid	*Section 92, Agr. Code*	*Capital outlay, Section 19626, B. & P. Code*	*Other Appropriations*
1933	----------	----------	----------	----------
1934	----------	----------	----------	----------
1935	----------	----------	----------	----------
1936	----------	----------	----------	----------
1937	$14,999 20	$17,756 38	----------	----------
1938	6,762 84	14,396 42	----------	----------
1939	6,509 32	13,606 70	----------	----------
1940	7,603 50	13,526 61	----------	----------
1941	9,036 30	20,257 74	----------	----------
1942	----------	7,398 57	----------	----------
1943	----------	3,582 04	----------	----------
1944	----------	9,157 04	----------	----------
1945	----------	30,644 21	----------	----------
1946 (to 6/30)	----------	----------	----------	----------
Totals	$44,911 16	$130,325 71	----------	----------

1946 BUDGET DATA

	From dist. funds (Sec. 89, Agr. C.)	*From state funds (Sec. 92, Agr. C.)*
Unbudgeted surplus, January 1, 1946	----------	$51,007 47
Estimated 1946 revenue	----------	65,000 00
Estimated available funds	----------	$116,007 47
Estimated operation expenditures	----------	----------
Estimated premium expenditures	----------	----------
Estimated capital expenditures	----------	----------
Total estimated expenditures	----------	----------
Estimated unbudgeted surplus, Dec. 12, 1946	----------	$116,007 47

Plumas County Fair, Quincy

History

The 1940 Plumas County Fair was the first fair sponsored by Plumas County eligible for allocations from the Fair and Exposition Fund. In 1941, another fair was held but due to wartime conditions no fairs have been held since that time.

These two fairs were conducted by the Plumas County Fair Association under contracts with the county board of supervisors.

Activities in 1940 chargeable against state funds were financed by two executive orders totaling $8,000; by a premium advance of $6,000; and by $8,000 appropriated by the county to match the $8,000 allocation under the executive orders. The aforementioned $6,000 premium advance and $8,000 donated by the county were held in county funds from which premiums and capital expenditures were made. The $8,000 appropriated under the executive orders was held in the State Treasury against which claims for capital expenditures were filed. The 1941 premium payments were financed out of a $6,600 advance from the Fair and Exposition Fund.

The two fairs were conducted on grounds located at Quincy and leased from the United States Division of Forestry. This lease by the county covers a period of 25 years from 1940 "free of rent."

The county has expended amounts in excess of $22,000 from state funds for improvements on the leased grounds. These improvements include barns, pump house, grandstand, rodeo plant, wells, etc.

Number of fairs held 1921 to 1945, inclusive . 2

		Allocations from Fair and Exposition Fund		
	Premiums paid	*Section 92, Agr. Code*	*Capital outlay, Section 19626, B. & P. Code*	*Other Appropriations*
1933	----------	----------	----------	----------
1934	----------	----------	----------	----------
1935	----------	----------	----------	----------
1936	----------	----------	----------	----------
1937	----------	----------	----------	----------
1938	----------	----------	----------	----------
1939	----------	----------	----------	----------
1940	$3,516 39	$6,255 65	$12,952 40	----------
1941	4,032 54	9,299 25	----------	----------
1942	----------	3,396 29	----------	----------
1943	----------	1,644 32	----------	----------
1944	----------	4,203 51	----------	----------
1945	----------	14,067 12	----------	----------
1946 (to 6/30)	----------	----------	----------	----------
Totals	$7,548 93	$38,866 14	$12,952 40	----------

1946 BUDGET DATA

	From dist. funds (Sec. 89, Agr. C.)	*From state funds (Sec 92, Agr. C.)*
Unbudgeted surplus, Jan. 1, 1946	----------	$20,542 77
Estimated 1946 revenue	----------	65,000 00
Estimated available funds	----------	$85,542 77
Estimated operation expenditures	----------	$12,115 10
Estimated premium expenditures	----------	6,885 25
Estimated capital expenditures	----------	8,045 26
Total estimated expenditures	----------	$27,045 61
Estimated unbudgeted surplus, Dec. 31, 1946	----------	$58,497 16

Riverside County Fair, Indio

History

The Riverside County Fair has been conducted under the name of the "Riverside County Fair and Coachella Valley Date Fiesta" by the Indio Civic Club, an organization, acting as agent for the County of Riverside. The Indio Civic Club was originally unincorporated but later was incorporated under the date of September 20, 1940.

The agreements between the county and the Indio Civic Club have in general recited that the latter will, under supervision of the county, handle all fair operations except the payment of premiums offered. The agreements further provided that gross receipts should be applied against gross expenditures, allocation of state funds and approved disbursements therefrom excepted. The contracts were silent upon the subject of compensation to be paid to the civic club for its services in conducting the fairs. However, it appears to have been the intention that the excess of revenues over expenditures, if any, was to be divided equally between the county and the Indio Civic Club.

The 1938 fair was the first fair conducted under the arrangement whereby the county secured apportionments from the State on the basis of premiums paid. Fairs have been held annually through 1941. Since then, normal fair operations have been discontinued due to wartime conditions.

Year 1941 premium payments were financed out of an advance from the Fair and Exposition Fund. In prior years funds have been advanced from the general fund of the county for the payment of premiums.

The fairs have been held in the ball park in Indio, which is owned by the City of Indio, and made available for fair purposes without charge.

In August, 1941, the county acquired a new 40-acre site for the fair at Indio. Funds for the purchase of this property were acquired as follows:

From Riverside County Fair Account	$6,507 50
From county (general tax levy)	3,500 00
	$10,007 50

On December 15, 1941, $10,000 was allocated by an executive order out of the Fair and Exposition Fund to the county for permanent improvements at the new site.

Number of fairs held 1921 to 1945, inclusive: 4.

		Allocations from Fair and Exposition Fund		
	Premiums paid	*Section 92, Agr. Code*	*Capital outlay, Section 19626, B. & P. Code*	*Other Appropriations*
1933				
1934				
1935				
1936				
1937				
1938	$5,006 03	$10,919 15		
1939	7,386 10	13,796 25		
1940	9,196 92	12,915 52		
1941	6,734 14	15,529 28	$3,105 00	
1942		5,671 63		
1943		2,745 94		
1944		7,019 65		
1945		23,491 38		
1946 (to 6/30)			30,000 00	
Totals	$28,332 19	$92,088 80	$33,105 00	

1946 BUDGET DATA

	From dist. funds (Sec. 89, Agr. C.)	*From state funds (Sec. 92, Agr. C.)*
Unbudgeted surplus, Jan. 1, 1946		$51,238 71
Estimated 1946 revenue		65,000 00
Estimated available funds		$116,238 71
Estimated operation expenditures		$2,350 00
Estimated premium expenditures		
Estimated capital expenditures		30,000 00
Total estimated expenditures		$32,350 00
Estimated unbudgeted surplus, Dec 31, 1946		$83,888 71

Sacramento County Fair, Galt

History

The 1937 Sacramento County Fair was the first fair sponsored by Sacramento County which was eligible for allocations from the Fair and Exposition Fund. This fair was an outgrowth of former annual livestock exhibitions.

The county has held fairs from 1937 to 1941, inclusive. Due to wartime conditions no fairs were held in 1942 or 1943; the next fair being held in 1944.

Fairs held for the years 1937 through 1940 were conducted by the Galt Chamber of Commerce under agreements with the County of Sacramento. In May, 1941, the county entered into an agreement with the Sacramento County Fair Association, a nonprofit corporation, for the operation of the 1941 fair. While the time specified in the above agreement covered only the 1941 fair, the association continued to exercise more or less supervision over the county fair grounds and the collection of certain revenues accruing from rentals.

In October, 1944, the county board of supervisors passed a resolution naming the "Sacramento County Fair Committee" consisting of six members, exclusive of the fair manager, to supervise the operations of a fair in November, 1944. This committee and the manager functioned as the fair management but the handling of finances was in the hands of representatives from the county auditor's office.

Early records relating to the financial history of the fairs were sketchy and inadequate. The agreement with the Galt Chamber of Commerce contained the provision that the county advance the necessary funds for the payment of premiums for which reimbursement was to be made from allocations received from the Fair and Exposition Fund. It appears that the 1941 premium payments were financed out of an advance from the Fair and Exposition Fund. Premium payments were financed out of accumulated surplus in 1944.

In 1939 the county expended $2,800 from state funds for the acquisition of 61 lots for use as a fairgrounds. In January, 1942, an additional $4,250 was expended for a parcel of land adjacent to the original fair site.

Capital expenditures totaling $108,000 have been expended for construction and improvements to the grounds. These expenditures have been financed from surplus funds resulting from premium allocations, allocations by executive orders of $34,200, and by WPA grants. Sponsorship of WPA projects has resulted in capital contributions of $55,893.72.

Fair held September 1, 2, and 3, 1945. Board of supervisors authorized the "Sacramento County Fair Committee" consisting of 10 members to hold fair. Buildings and improvements for 1945 were $25,036.02.

Number of fairs held 1921 to 1945, inclusive: 7.

		Allocations from Fair and Exposition Fund		
	Premiums paid	*Section 92, Agr. Code*	*Capital outlay, Section 19626, B. & P. Code*	*Other Appropriations*
1933	----------	----------	----------	----------
1934	----------	----------	----------	----------
1935	----------	----------	----------	----------
1936	----------	----------	----------	----------
1937	$1,063 00	$1,258 40	----------	----------
1938	6,581 23	14,354 98	$9,000 00	----------
1939	7,033 48	14,702 37	3,000 00	----------
1940	7,421 13	13,202 17	22,200 00	----------
1941	8,464 62	19,519 85	----------	----------
1942	----------	7,129 08	----------	----------
1943	----------	3,451 57	----------	----------
1944	2,913 83	11,737 33	----------	----------
1945	6,972 42	36,500 41	----------	----------
1946 (to 6/30)	----------	----------	----------	----------
Totals	$40,449 71	$121,856 16	$34,200 00	----------

1946 BUDGET DATA

	From dist. funds (Sec. 89, Agr. C.)	*From state funds (Sec. 92, Agr. C.)*
Unbudgeted surplus, January 1, 1946	----------	$23,091 67
Estimated 1946 revenue	----------	65,000 00
Estimated available funds	----------	$88,091 67
Estimated operation expenditures	----------	$115 00
Estimated premium expenditures	----------	8,784 60
Estimated capital expenditures	----------	----------
Total estimated expenditures	----------	$8,899 60
Estimated unbudgeted surplus, December 31, 1946	----------	$79,192 07

San Benito County Fair, Hollister

History

The San Benito County Saddle Horse Association conducted its initial fair as agent of San Benito County in 1937. Prior to that time the association had held eight fairs which were private operations of the association. The first agreement between the county and the association was dated August 17, 1937, and annual agreements have been made for each of the subsequent years in which fairs have been held. Since 1941 normal fair operations have been discontinued due to wartime conditions.

Bolando Park, near Hollister, has been used as the fair site from the time of original organization of the San Benito County Fair in 1937.

This fair site has also been used by the 33d District Agricultural Association for the holding of its fairs. Both San Benito County and the 33d District Association have made capital improvements upon this property, although no lease or purchase has been consummated by either San Benito County or the 33d District Association. The amount of capital improvements financed by the San Benito County are nominal, being slightly in excess of $1,500.

Number of fairs held 1921 to 1945, inclusive: 5.

		Allocations from Fair and Exposition Fund		
	Premiums paid	*Section 92, Agr. Code*	*Capital outlay, Section 19626, B. & P. Code*	*Other Appropriations*
1933	----------	----------	----------	----------
1934	----------	----------	----------	----------
1935	----------	----------	----------	----------
1936	----------	----------	----------	----------
1937	$852 00	$1,008 62	----------	----------
1938	706 12	1,540 23	----------	----------
1939	1,780 00	3,720 81	----------	----------
1940	1,212 93	2,157 80	----------	----------
1941	1,189 13	2,742 20	----------	----------
1942	----------	1,001 51	----------	----------
1943	----------	484 88	----------	----------
1944	----------	1,239 55	----------	----------
1945	----------	4,148 16	----------	----------
1946 (to 6/30)	----------	----------	----------	----------
Totals	$5,740 18	$18,043 76	----------	----------

1946 BUDGET DATA

	From dist funds (Sec. 89, Agr. C.)	*From state funds (Sec 92, Agr. C.)*
Unbudgeted surplus, January 1, 1946	----------	$11,013 86
Estimated 1946 revenue	----------	65,000 00
Estimated available funds	----------	$76,013 86
Estimated operation expenditures	----------	$3,850 00
Estimated premium expenditures	----------	3,150 00
Estimated capital expenditures	----------	----------
Total estimated expenditures	----------	$7,000 00
Estimated unbudgeted surplus, December 31, 1946	----------	$69,013 86

San Francisco County Fair, San Francisco

History

The first San Francisco County Fair was held in 1939 and fairs have been conducted annually since then. These fairs which are strictly a flower show have been conducted under the terms of annual agreements between the county board of supervisors and the Dahlia Society of California.

These annual agreements, which were approved by the Department of Finance, empowered the Dahlia Society of California with executive management of the show but placed control of receipts and expenditures under the county controller, in that all receipts and expense vouchers incidental to the show were required to have the approval of the controller. It was further specified in the agreements that premium expenditures should not exceed a certain amount and that other charges of a capital or operative nature should not be in excess of a specified amount.

In 1940, capital expenditures totaling $1,223 96 were made. This amount consists of expenditures for architects' fees and installation of drapes and track in the rotunda of the San Francisco City Hall, totaling $269.71, and $957.25 as sponsor's contribution for a WPA project for making the drapes. Additional equipment has been purchased out of state funds to the extent of $1,000.

Number of fairs held 1921 to 1945, inclusive: 7.

		Allocations from Fair and Exposition Fund		
	Premiums paid	*Section 92, Agr. Code*	*Capital outlay, Section 19626, B. & P. Code*	*Other Appropriations*
1933	----------	----------	----------	----------
1934	----------	----------	----------	----------
1935	----------	----------	----------	----------
1936	----------	----------	----------	----------
1937	----------	----------	----------	----------
1938	----------	----------	----------	----------
1939	$1,270 98	$2,656 78	----------	----------
1940	1,378 48	2,452 32	----------	----------
1941	1,597 08	3,682 95	----------	----------
1942	907 00	2,252 09	----------	----------
1943	1,068 00	1,719 23	----------	----------
1944	1,700 69	3,365 48	----------	----------
1945	1,992 08	7,563 34	----------	----------
1946 (to 6/30)	----------	----------	----------	----------
Total	$9,914 31	$23,692 19	----------	----------

1946 BUDGET DATA

	From dist. funds (Sec. 89, Agr. C.)	*From state funds (Sec. 92, Agr. C.)*
Estimated surplus, Jan. 1, 1946	----------	$9,959 37
Estimated 1946 revenue	----------	65,000 00
Estimated available funds	----------	$74,959 37
Estimated operation expenditures	----------	$1,005 00
Estimated premium expenditures	----------	3,227 50
Estimated capital expenditures	----------	0 00
Total estimated expenditures	----------	$4,232 50
Estimated unbudgeted surplus, Dec. 31, 1946	----------	$70,726 87

San Joaquin County Fair, Lodi

History

The County of San Joaquin has sponsored two fairs which were eligible for apportionment under Section 92 of the Agricultural Code. The first, held in 1936, was conducted as a joint fair with the 2d District Agricultural Association under an agreement between the board of supervisors of San Joaquin County and the directors of the 2d District Agricultural Association. The agreement provided for a payment of $10,500 for premiums for the account of San Joaquin County. The county reimbursed the 2d District Agricultural Association in the above amount of $10,500 and filed claim on this basis for premiums paid with the Division of Fairs and Expositions. The payment of premiums and the apportionment from the Fair and Exposition Fund to the County of San Joaquin in the manner described above is in order, inasmuch as the joint or combined fair was held prior to the effective date of the act prohibiting such fairs.

The second fair was held in 1941 and was conducted under an agreement between the board of supervisors of San Joaquin County and the Lodi Grape and Wine Festival, Inc., a nonprofit corporation. This agreement provided that, with the exception of payments for premiums, the Lodi Grape and Wine Festival, Inc., would save harmless the County of San Joaquin from all damages and expenses. The operations of the fair

resulted in a deficit which, in accordance with the agreement, was absorbed by the Lodi Grape and Wine Festival, Inc.

In January, 1937, the County of San Joaquin received an apportionment of $27,287.71, which was based on the claim filed with the Department of Finance. Of this sum, $10,500 was used as reimbursement to the 2d District Agricultural Association; the balance being used for capital improvements made on the fair grounds owned by the county and under lease to the 2d District Agricultural Association.

Number of fairs held 1921 to 1945, inclusive: 2

		Allocations from Fair and Exposition Fund		
	Premiums paid	*Section 92, Agr. Code*	*Capital outlay, Section 19626, B. & P. Code*	*Other Appropriations*
1933	----------	----------	----------	----------
1934	----------	----------	----------	----------
1935	----------	----------	----------	----------
1936	$10,500 00	$37,282 52	----------	----------
1937	----------	----------	----------	----------
1938	----------	----------	----------	----------
1939	----------	----------	----------	----------
1940	----------	----------	----------	----------
1941	1,864 75	4,300 21	----------	----------
1942	----------	1,570 53	----------	----------
1943	----------	760 38	----------	----------
1944	----------	1,943 81	----------	----------
1945	----------	6,505 00	----------	----------
1946 (to 6/30)	----------	----------	----------	----------
Total	$12,364 75	$52,362 45	----------	----------

1946 BUDGET DATA

	From dist. funds (Sec. 89, Agr. C.)	*From state funds (Sec. 92, Agr. C.)*
Unbudgeted surplus Jan 1, 1946	----------	$12,571 97
Estimated 1946 revenue	----------	65,000 00
Estimated available funds	----------	$77,571 97
Estimated operation expenditures	----------	$2,362 50
Estimated premium expenditures	----------	6,600 00
Estimated capital expenditures	----------	6,600 00
Total estimated expenditures	----------	$15,562 50
Estimated unbudgeted surplus, Dec. 31, 1946	----------	$62,009 47

San Mateo County Fair, Bay Meadows

History

We were informed that the San Mateo County Fair was first organized in 1929, and has held annual fairs since that date through 1941, with the exception of the years 1932, 1933, and 1934. After 1941 normal fair operations were suspended due to wartime conditions.

Prior to 1938, fairs were conducted by a county fair commission under the supervision of the board of supervisors.

The 1938 and subsequent fairs have been conducted by the San Mateo County Fair Association under contract with the board of supervisors.

The contracts between the County of San Mateo and the fair association provided that all moneys allocated under the provisions of Section 92 of the Agricultural Code were to be expended through the association

as the agent for the county and that the county was to be relieved of all claims, demands, damages and expense in connection with the conduct of the fair other than the payment of premiums.

Premium payments in 1937 were paid by county warrant from funds advanced from the Fair and Exposition Fund. Premium payments for 1938 were made by check drawn on the state fund bank account. The association was able to finance 1941 premium payments without assuming outside financial obligations.

In October, 1944, the administration of the state fund was transferred from the association to the county treasurer's office, but as of this date, no method for recordiation of operations effecting this fund has been initiated by county officials.

Capital expenditures consisted entirely of purchases of equipment, inasmuch as the San Mateo County Fair is held at Bay Meadows under agreement with the California Jockey Club.

Number of fairs held 1921 to 1945, inclusive: 10.

		Allocations from Fair and Exposition Fund		
	Premiums paid	*Section 92, Agr. Code*	*Capital outlay, Section 19626, B. & P. Code*	*Other Appropriations*
1933	----------	----------	----------	----------
1934	----------	----------	----------	----------
1935	$2,192 55	$4,794 26	----------	----------
1936	5,923 46	21,035 45	----------	----------
1937	14,215 15	16,828 21	----------	----------
1938	15,522 47	23,185 59	----------	----------
1939	14,650 00	24,440 91	----------	----------
1940	13,903 90	22,880 65	----------	----------
1941	15,507 61	32,625 31	----------	----------
1942	----------	11,915 47	----------	----------
1943	----------	5,768 92	----------	----------
1944	----------	14,747 52	----------	----------
1945	----------	49,352 81	----------	----------
1946 (to 6/30)	----------	----------	----------	----------
Totals	$81,915 14	$227,575 10	----------	----------

1946 BUDGET DATA

	From dist. funds (Sec. 89, Agr. C.)	*From state funds (Sec. 92, Agr. C.)*
Unbudgeted surplus, January 1, 1946	----------	$114,887 01
Estimated 1946 revenue	----------	65,000 00
Estimated available funds	----------	$179,887 01
Estimated operation expenditures	----------	$18,850 00
Estimated premium expenditures	----------	18,500 00
Estimated capital expenditures	----------	----------
Total estimated expenditures	----------	$37,350 00
Estimated unbudgeted surplus, Dec 31, 1946	----------	$142,537 01

Santa Clara County Fair, San Jose

History

The Santa Clara County Fair was held at San Jose by the Santa Clara County Fair Association under an agreement with the county board of supervisors dated March 12, 1941, and approved by the Depart-

ment of Finance March 31, 1941. The site was purchased from county funds.

Year 1941 was the first and only year during which the Santa Clara County Fair was conducted, normal operations having been discontinued due to wartime conditions.

The following allocation was made available to the fair during the period of this examination:

Date	*Basis*	*Amount*
February 4, 1943,	Sec 92.1, Agricultural Code	$4,489 88

Number of fairs held 1921 to 1945, inclusive: 1.

		Allocations from Fair and Exposition Fund		
	Premiums paid	*Section 92, Agr. Code*	*Capital outlay, Section 19626, B. & P. Code*	*Other Appropriations*
1933				
1934				
1935				
1936				
1937				
1938				
1939				
1940				
1941	$5,396 31	$12,444 17	$70,130 20	
1942		4,544 88		
1943		2,200 42		
1944		5,625 10		
1945		18,824 49		
1946 (to 6/30)			150,000 00	
Totals	$5,396 31	$43,639 06	$220,130 20	

1946 BUDGET DATA

	From dist. funds (Sec. 89, Agr. C.)	*From state funds (Sec. 92, Agr. C.)*
Unbudgeted surplus, January 1, 1946		$38,095 30
Estimated 1946 revenue		65,000 00
Estimated available funds		$103,095 30
Estimated operation expenditures		$340 00
Estimated premium expenditures		10,770 00
Estimated capital expenditures		12,000 00
Total estimated expenditures		$23,110 00
Estimated unbudgeted surplus, Dec 31, 1946		$79,985 30

Shasta County Intermountain Fair, McArthur

History

The Shasta County Intermountain Fair is an outgrowth of the Intermountain Fair and Rodeo originally established in 1917. It appears that the first fair sponsored by Shasta County and eligible for allocation under Section 92 of the Agricultural Code was held in September, 1936. Fairs have been conducted since that time in September of each year to and including 1942. No fair was held in 1943. The 1944 fair was held in the month of October, and like preceding fairs, was conducted under an agreement with the Board of Supervisors of Shasta County.

It appears that premium payments prior to 1941 were financed without advances or borrowings from the Fair and Exposition Fund.

The 1941 premium payments were financed out of $7,000 advance from the Fair and Exposition Fund. Year 1942 and 1944 premium awards were paid from state fund surplus.

The Shasta County fairs have been held on grounds leased from the Fall River Joint Union High School at a rental of $1 per year for 40 years beginning August 1, 1937. Capital expenditures of slightly more than $4,000 have been made out of state funds for improvements and buildings on this property.

A fair was held on October 20 and 21, 1945.

Number of fairs held 1921 to 1945, inclusive: 9.

		Allocations from Fair and Exposition Fund		
	Premiums paid	*Section 92, Agr. Code*	*Capital outlay, Section 19626, B. & P. Code*	*Other Appropriations*
1933	----------	----------	----------	----------
1934	----------	----------	----------	----------
1935	----------	----------	----------	----------
1936	$334 00	$1,186 10	----------	----------
1937	561 85	665 13	----------	----------
1938	800 30	1,745 67	----------	----------
1939	877 03	1,833 29	----------	----------
1940	776 40	1,381 21	----------	----------
1941	3,651 43	8,420 39	----------	----------
1942	4,061 00	7,136 31	----------	----------
1943	----------	1,488 92	----------	----------
1944	3,785 13	7,591 37	----------	----------
1945	4,322 16	17,059 81	----------	----------
1946 (to 6/30)	----------	----------	----------	----------
Total	$19,169 30	$48,508 20	----------	----------

1946 BUDGET DATA

	From dist. funds (Sec. 89, Agr. C.)	*From state funds (Sec. 92, Agr. C.)*
Unbudgeted surplus, Jan. 1, 1946	----------	$23,308 77
Estimated 1946 revenue	----------	65,000 00
Estimated available funds	----------	$88,308 77
Estimated operation expenditures	----------	$4,156 25
Estimated premium expenditures	----------	7,090 00
Estimated capital expenditures	----------	15,200 00
Total estimated expenditures	----------	$26,446 25
Estimated unbudgeted surplus, Dec. 31, 1946	----------	$61,862 52

Sonoma County Fair, Santa Rosa

History

The Sonoma County Fairs have been conducted by the Sonoma County Fair Association, Inc., under agreements with the Sonoma County Board of Supervisors. Fairs have been held under this agreement since 1936, in the City of Santa Rosa. The fairs conducted in the above manner have, in effect, succeeded to the Sebastopol Gravenstein Apple Show, formerly conducted as the Sonoma County Fair in each year since 1931. The directors of the Sonoma County Fair Association, Inc., are appointed each year by the Sonoma County Board of Supervisors Fairs have been held each year from 1936 to 1942, inclusive. Due to wartime conditions normal fair operations were discontinued after 1942.

Premium payments prior to 1940 were financed by advances from the County of Sonoma. In 1940, the County of Sonoma advanced $14,000. In addition to this $14,000 advance the Fair and Exposition Fund advanced a total of $12,861.54 for payment of 1940 premiums. Premium payments for the year 1941 were financed by advances of $14,167.69 from the Fair and Exposition Fund and $9,000 from the County of Sonoma. Premium payments for the year 1942 were financed by advances of $10,115.60 from the Fair and Exposition Fund and $20,000 from the County of Sonoma.

The fairground property formerly under lease from the City of Santa Rosa, consisting of 80.13 acres, was purchased by the county in January, 1938, at a price of $35,000. Funds for the purchase of the property were provided from the Fair and Exposition Fund by executive orders. At the time of purchase, the property was appraised as follows:

Land	$35,000 00
Buildings	42,100 00
Fencing	4,800 00
Improvements to grounds	9,850 00
Equipment	2,000 00
	$93,750 00

In 1937, buildings and structures were placed on the above property from the state funds in the amount of $19,871.50 and evidently is included in the above appraisal.

On October 13, 1938, the county purchased an additional 16 acres adjoining the original tract at a cost of $7,500 from Louise Vasilatos. Funds for this deal were provided by an executive order.

Since purchase of this property, improvements have been placed thereon by county funds, state funds, and WPA projects. Buildings and improvements to grounds financed solely from state funds are in excess of $105,000.

Number of fairs held 1921 to 1945, inclusive: 12.

		Allocations from Fair and Exposition Fund		
	Premiums paid	*Section 92, Agr. Code*	*Capital outlay, Section 19626, B. & P. Code*	*Other Appropriations*
1933	----------	----------	----------	----------
1934	----------	----------	----------	----------
1935	----------	----------	----------	----------
1936	$14,682 69	$40,000 00	----------	----------
1937	22,253 32	26,343 48	----------	----------
1938	15,993 24	23,185 59	$44,720 00	----------
1939	17,991 18	24,440 91	6,000 00	----------
1940	17,075 22	22,880 65	24,926 87	----------
1941	17,695 01	32,625 31	25,311 61	----------
1942	10,760 34	22,675 81	754 08	----------
1943	----------	5,768 92	----------	----------
1944	----------	14,747 52	----------	----------
1945	12,205 34	61,558 15	----------	----------
1946 (to 6/30)	----------	----------	60,000 00	----------
Totals	$128,656 34	$274,226 34	$161,712 56	----------

1946 BUDGET DATA

	From dist. funds (Sec. 89, Agr. C.)	*From state funds (Sec. 92, Agr. C.)*
Unbudgeted surplus, Jan. 1, 1946	----------	$66,908 26
Estimated 1946 revenue	----------	65,000 00
Estimated available funds	----------	$131,908 26
Estimated operation expenditures	----------	$8,725 00
Estimated premium expenditures	----------	16,000 00
Estimated capital expenditures	----------	54,000 00
Total estimated expenditures	----------	$78,725 00
Estimated unbudgeted surplus, Dec. 31, 1946	----------	$53,183 26

Stanislaus County Fair, Oakdale

History

The 1940 Stanislaus County Fair, held in September, was the first fair sponsored by Stanislaus County, eligible for an apportionment from the Fair and Exposition Fund. The fair was conducted by the Stanislaus County Fair and Livestock Association under an agreement made on September 7, 1940 with the Board of Supervisors of Stanislaus County.

The fair was held on property owned by the County of Stanislaus located at Oakdale, which has been donated to the County by the City of Oakdale in August, 1940.

The premium payments for the year 1940 were financed by an advance of $6,000 from the Fair and Exposition Fund.

On June 9, 1941, the Board of Supervisors of Stanislaus County was requested by the Stanislaus County Fair and Livestock Association to withdraw its authority for holding a fair. Pursuant to this request, the Board of Supervisors requested permission of the Department of Finance to transfer the balance of state funds of $925.62 to the Stanislaus County Fair and Livestock Association as reimbursement for capital expenditures incurred by that association during the period of the 1940 fair. In support of this transaction the Stanislaus County Fair and Livestock Association presented a receipted invoice of the Oakdale Grange No. 435 showing the purchase of a frame building, canvas, burlap, water pipe and electrical fixtures in the amount of $1,200 on July 17, 1940. We were informed that this equipment was moved to the fair grounds at the City of Oakdale prior to August 19, 1940, the date on which the grounds were deeded to the county by the City of Oakdale. No monetary consideration was given by the county for the transfer. The approval for the transfer of these funds to the association was obtained. In addition, by resolution and order of the county board of supervisors, the real estate and the improvements thereon, which included $2,741.96 for improvements to grounds and $1,263.67 for buildings and structures paid from state funds were reconveyed to the City of Oakdale on January 12, 1942, for a consideration.

Trinity County Fair, Hayfork

History

The Trinity County Fair was first held in 1937, and was held in subsequent years through 1941 when, due to wartime conditions, normal fair operations were discontinued.

These fairs have been held under the direct supervision of the County Board of Supervisors on county property located at Hayfork.

Capital improvements on the fairgrounds consist principally of a large exhibit building which includes a well furnished dining room, and a well developed water supply system. Other improvements consist of tool sheds. The County expended $1,500 on the dining room, matching an Executive Order appropriated from the Fair and Exposition Fund.

Number of fairs held 1921 to 1945, inclusive: 5.

		Allocations from Fair and Exposition Fund		
	Premiums paid	*Section 92, Agr. Code*	*Capital outlay, Section 19626, B. & P. Code*	*Other Appropriations*
1933	----------	----------	----------	----------
1934	----------	----------	----------	----------
1935	----------	----------	----------	----------
1936	----------	----------	----------	----------
1937	$370 00	$438 01	----------	----------
1938	$3,311 76	7,223 88	----------	----------
1939	7,133 50	14,911 44	----------	----------
1940	7,309 73	13,003 98	----------	----------
1941	7,423 65	17,119 32	$1,500 00	----------
1942	----------	6,252 35	----------	----------
1943	----------	3,027 10	----------	----------
1944	----------	7,738 38	----------	----------
1945	----------	25,896 67	----------	----------
1946 (to 6/30)	----------	----------	----------	----------
Totals	$25,548 64	$95,611 13	$1,500 00	----------

1946 BUDGET DATA

	From dist. funds (Sec. 89, Agr. C.)	*From state funds (Sec. 92, Agr. C.)*
Unbudgeted surplus, Jan. 1, 1946	----------	$49,904 45
Estimated 1946 revenue	----------	65,000 00
Estimated available funds	----------	$114,904 45
Estimated operation expenditures	----------	$5,870 00
Estimated premium expenditures	----------	12,190 00
Estimated capital expenditures	----------	4,450 00
Total estimated expenditures	----------	$22,510 00
Estimated unbudgeted surplus, Dec. 31, 1946	----------	$92,394 45

Facts Pertaining to the Los Angeles County Fair Association

The Los Angeles County Fair Association was organized in April, 1922, under the laws of the State of California as a nonprofit sharing corporation by 206 public-spirited citizens of Pomona. The first fair was held in October of that year. In 1941 the fair was reorganized under Title XII, Article 1 of the Civil Code of the State of California as a nonprofit corporation. It is a corporation which does not contemplate pecuniary gain or profit to the members thereof, and upon dissolution the property and all assets reverts to the County of Los Angeles.

The City of Pomona originally purchased 43 acres which was leased to the Los Angeles County Fair for a consideration of $1 per year. The rapid growth of the fair necessitated increased facilities which the association was unable to furnish. The City of Pomona decided to assist this

growing institution and sold bonds for $75,000 to increase the grounds and furnish the necessary housing and facilities for the proper operation of the fair. This included the purchase of an additional 62 acres of land to provide for expansion.

The operation of the fair continued under the city ownership to the land and buildings until 1933 when the city agreed to deed all the property to the County of Los Angeles, providing a tri-agreement was entered into between the county, city and the fair association for the conduct of the fair. The fair association assumed the unpaid balance of the city bonds amounting to $45,000.

The following buildings have been constructed by the Los Angeles County Fair Association without cost to the county: Fine arts and crafts, five comfort stations, pari-mutuel and paddock building, food concession and jockeys' quarters, circular cafe, cafeteria, fire hall, hospital, childrens' nursery, fifteen food concessions, three rest arbors, 26 horse barns, racing secretary's office, seven livestock buildings, seven entrance buildings and the food show building.

Buildings constructed by the fair association and WPA: The industrial and junior fair buildings, administration building and stores and supply building.

Buildings constructed by the association, WPA and state funds: Machinery, poultry and domestic arts building.

In the accomplishment report, operations division, as of January 1, 1939, compiled by the WPA it states "Five projects, each a comprehensive plan for the improvement of the fair ground was completed. The aggregate expenditures on these projects amounted to $703,965; $404,558 of which was derived from federal funds, $299,407 contributed by the fair association."

The following improvements to the grounds have been installed by the fair association: Fencing, rock walls, underground electrical system, oil macadam, trees and shrubs, water lines, gas lines, power lines, sewer lines and storm drain lines.

Six reinforced concrete exhibit buildings, each containing 35,000 square feet of floor space, were completed during the construction period and in use for the 1941 fair.

In addition to the building program, 100 acres of parking area and drives have been graded and surfaced. The landscaping involved the construction of lagoons, rustic foot bridges, rock walls, planting of trees and shrubs and the installation of necessary sprinkling and irrigation systems.

In order to maintain the lighting system, the fair association is leasing transformers which have a value of $17,446.

Immediately following the last fair in 1941, the agricultural building, 135 feet wide and 800 feet long, was destroyed by fire. Plans have been completed to replace this building at a cost of over $700,000.

Since the beginning of the fair in 1922, the Los Angeles County Fair Association has expended over a million dollars for buildings and improvements and has under contract to purchase additional land making a total acreage of over 300 acres.

Attendance at the last fair held in 1941 reached a record total of over 800,000. This was exceeded by only one or two state fairs of the country. In this attendance, every state and several foreign countries were represented. It is interesting to note in connection with the growth

of the fair that 25,000 constituted the entire attendance of the first County Fair in Pomona back in 1922.

A phase of the fair which receives wide acclaim is the number and variety of the exhibits. At the 1941 fair there were 145 feature displays, occupying 40,300 square feet of space, ranging in size from 10 feet by 10 feet to 30 feet by 30 feet; individual exhibits included 7,681 head of large and small stock; 5,378 exhibits of domestic arts, arts and crafts, fine arts, home demonstration work, etc.; 4,100 exhibits of agricultural, horticultural and floricultural. Exhibits from 11 chartered city school districts and 132 districts under supervision of the Los Angeles County Board of Education are not included in the above figures.

The fair has been truly characterized as the "university of the masses."

In 1941 there were 187,727 cars parked during the 17 days, indicating the popularity of the event as a mecca for the motorist.

No other event gives more substantial publicity to Los Angeles County and to Southern California than does the Los Angeles County Fair as a result of the remarkable amount of space accorded to it in the press of this and other counties. Recognized as one of the largest fairs it would naturally attract wide attention. The nature of the publicity makes it particularly valuable.

As a counterbalance to the pictures of the southland as a place of recreation, relaxation and pleasure, the fair serves as a powerful medium for emphasizing to the Nation its agricultural, industrial and cultural possibilities. In this phase of its endeavor alone, its value cannot be over estimated.

The 1941 exposition brought a total of 235,000 column inches of space in newspapers, magazines and trade journals throughout the United States.

This sketch of the highlights of the publicity attracted by the fair is but a repetition of what has occurred year after year, steadily increasing as the institution has grown. As a beneficial publicity asset it would be difficult to estimate in dollars the promotional value of Los Angeles County Fair to Los Angeles County, as the figures would run into millions.

The Los Angeles County Fair ground is comprised of three hundred acres of land and over forty buildings. The property was developed under a master plan for buildings and landscaping which is valued at over $3,000,000.

The fairgrounds have been constantly used by the Federal Government since December 14, 1941. Restoration damages will no doubt be agreed upon by February 1, 1947, and immediately a reconstruction program will be started for 1947.

Los Angeles County Fair, Pomona

Number of fairs held 1921 to 1945, inclusive: 20.

		Allocations from Fair and Exposition Fund		
	Premiums paid	*Section 92, Agr. Code*	*Capital outlay, Section 19626, B. & P Code*	*Other Appropriations*
1933				
1934	$38,981 35	$36,623 29		
1935	59,824 04	130,812 02		$125,000 00
1936				125,000 00
1937				125,000 00
1938			$98,839 39	125,000 00
1939			19,877 84	125,000 00
1940				125,000 00
1941			45,613 74	125,000 00
1942				125,000 00
1943				125,000 00
1944				125,000 00
1945				125,000 00
1946 (to 6/30)			425,000 00	
Totals	$98,805 39	$167,435 37	$539,330 97	$1,375,000 00

Cloverdale Citrus Fair, Cloverdale

Number of fairs held 1921 to 1945, inclusive. 21.

		Allocations from Fair and Exposition Fund		
	Premiums paid	*Section 92, Agr. Code*	*Capital outlay, Section 19626, B. & P. Code*	*Other Appropriations*
1933				
1934				
1935				
1936				
1937				
1938				
1939				
1940				
1941				
1942				
1943				
1944				
1945				$5,000 00
1946 (to 6/30)				5,000 00
Total				$10,000 00

National Orange Show, San Bernardino

Number of fairs held 1921 to 1945, inclusive: 25.

		Allocations from Fair and Exposition Fund		
	Premiums paid	*Section 92, Agr. Code*	*Capital outlay, Section 19626, B. & P. Code*	*Other Appropriations*
1933				
1934				$7,035 37
1935				44,202 68
1936				65,098 67
1937			$24,890 96	111,087 90
1939				134,092 93
1940				125,164 98
1941				174,815 51
1942			1,500 00	72,688 04
1943				33,028 46
1944				83,925 93
1945				100,000 00
1946 (to 6/30)				100,000 00
Totals			$26,390 96	$1,133,553 46

State Agricultural Society, Sacramento

Number of fairs held 1921 to 1945, inclusive: 25

		Allocations from Fair and Exposition Fund		
	Premiums paid	*Section 92, Agr. Code*	*Capital outlay, Section 19626, B. & P. Code*	*Other Appropriations*
1933				$100,000 00
1934				100,000 00
1935				125,000 00
1936				125,000 00
1937				125,000 00
1938			$133,479 88	125,000 00
1939			83,452 48	125,000 00
1940			46,485 04	125,000 00
1941			125,495 40	125,000 00
1942			11,154 99	125,000 00
1943				125,000 00
1944			2,153 00	125,000 00
1945			74,000 00	140,000 00
1946 (to 6/30)			24,450 00	
Totals			$500,670 79	$1,590,000 00

CALIFORNIA STATE FAIR

History

From data obtainable it appears that the California State Fair in the 75 years intervening between 1854 and 1929 held fairs each year since in the Budget Act for 1929 among other sums appropriated to the State Agricultural Society we note the item of $25,000 for promoting the 75th fair.

Before 1929 on a number of occasions sizeable sums have been appropriated to the society for the acquisition of land and the construction of buildings and facilities and in the Statutes of 1871[1] we note an appropriation of $50,000 to tear down and move the agricultural pavilion from the Capitol grounds to Agricultural Park.

In 1931 the Budget Act appropriated $17,500 to the Department of Finance for land for the State Agricultural Society and in 1933 a $100,000 revolving fund was established, the forerunner of legislation setting up a closer control of expenditures and a separation of the State Fair's money from the General Fund. The same year Section 694da of the Political Code was enacted and a Contingent Fund for the society set up into which would go all money received by it and from which appropriations be made for its support and in 1935 the first of a series of rather large amounts were appropriated to the society from its Contingent Fund as follows:

1935	$517,700 00
1937	720,200 00
1939	864,630 25
1941	966,765 00
1943	86,009 00
1945	168,320 00
and for land	150,000 00

From the above it may be noted that the State Agricultural Society in the past six sessions of the Legislature has grown to be distinctly "Big Business."

In the earlier history of our State Fair it is to be noted that the people of the City of Sacramento and of Sacramento County have some considerable stake in the fair for as early as 1859 the Legislature authorized an election in Sacramento County on the question of appropriating money for grounds and buildings for State Agricultural Society which was followed in 1860 and 1861 by authorization of the board of supervisors of Sacramento County to levy a tax of 15 cents per $100 valuation to pay obligations of the State Agricultural Society for grounds and a pavilion and to close off certain streets. The tax of 1860 was followed by a tax in 1861 of 10 cents and again in 1863 a tax of 15 cents per $100 valuation. The trustees of the City of Sacramento were also authorized in 1863 to levy a 10-cent tax to pay outstanding warrants of the society.

In 1883 the Legislature appropriated $40,000 to erect a State Agricultural and Industrial Exhibition Building on the Capitol Grounds which was required to be matched by the City and County of Sacramento.

[1] For detail see Chronological table of Statutes relating to California State Fair immediately following.

This is a forerunner of the matching fund principle which has been used lately by the Department of Finance in granting allocations from the Fair and Exposition Fund to fairs for construction and capital improvements.

The State Agricultural Society received an appropriation of $45,000 in the year 1901 which was conditioned on the board of directors of the society conveying to the State all of the society's real estate. With this conveyance to the State passed the particular contribution previously made by the people of the City and County of Sacramento.

A summary of the statutes relating to the California State Fair and the State Agricultural Society, and appropriations thereto appears elsewhere in this report and may prove valuable to those who desire to go into the matter at greater length. We are indebted to the office of the Legislative Counsel for its preparation.

Statutes Relating to the California State Fair and the State Agricultural Society, and Appropriations Thereto *

Yr.	*Ch.*	*Pg.*	
1854	51	56	Incorporated State Agricultural Society. Authorized it to conduct exhibitions of livestock and of agricultural, mechanical and domestic manufactures. Appropriated $5,000 annually for four years for premiums only.
1855	142	177	Appropriated $1,500 for relief of the State Agricultural Society.
1857	141	164	Authorized board of supervisors of San Joaquin County to appropriate $1,000 for expenses of State Agricultural Fair to be held at Stockton in September, 1857. Did not specify by whom the fair was to be conducted.
1858	98	80	Appropriated $5,000 annually to State Agricultural Society for five years to be used for premiums only.
1859	29	20	Authorized election in Sacramento County on question of appropriating money for grounds and buildings for State Agricultural Society.
1860	307	286	Authorized board of supervisors of Sacramento County to levy tax of 15 cents per $100 valuation to pay obligations of State Agricultural Society for grounds and pavilion.
1861	228	228	Authorized closing of certain streets in Sacramento for benefit of State Agricultural Society.
1861	274	272	Appropriated $15,000 to State Agricultural Society for stock sheds and wall around stock grounds.
1861	312	305	Authorized board of supervisors of Sacramento County to levy tax of 10 cents per $100 valuation to pay obligations of State Agricultural Society.
1861	441	501	Appropriated $3,400 for printing report of State Agricultural Society.
1863	49	49	Provided for State Board of Agriculture to manage State Agricultural Society, collect information, and conduct annual exhibition of the industry and products of the State.
1863	199	259	Established special fund for State Agricultural Society.
1863	348	518	General appropriation act. Appropriated $4,000 to the State Agricultural Society for premiums only.
1863–4	305	313	Authorized board of supervisors of Sacramento County to levy tax of 15 cents per $100 valuation and trustees of City of Sacramento to levy tax of 10 cents per $100 valuation to pay outstanding warrants of State Agricultural Society.
1865–6	521	675	General appropriation act. Appropriated $8,000 for State Agricultural Society
1867–8	446	583	General appropriation act. Appropriated $8,000 for State Agricultural Society.

* Furnished the committee by Mr. Joseph W. Paulucci, Deputy, Office of the Legislative Counsel

Statutes Relating to the California State Fair and the State Agricultural Society, and Appropriations Thereto—Continued

Yr.	*Ch.*	*Pg.*	
1869–70	550	820	Appropriated $5,000 annually for two years to State Agricultural Society.
1871–2	333	442	Appropriated $5,000 annually for two years to State Agricultural Society.
1873–4	443	619	Appropriated $15,000 to State Agricultural Society for new grandstand.
1875–6	413	574	Appropriated $16,141.89 to State Agricultural Society to pay debts incurred in erecting grandstand and making other improvements.
1877–8	271	332	Appropriated $5,000 annually for two years to State Agricultural Society for premiums only
1880	60	49	Declared State Agricultural Society a State institution, provided for appointment of State Board of Agriculture to control it.
1880	102	107	General Appropriation Act. Appropriated $4,500 to State Agricultural Society.
1881	101	115	General Appropriation Act. Appropriated $15,000 in aid of State Agricultural Society.
1883	39	64	Appropriated $40,000 to erect State Agricultural and Industrial Exhibition building on Capitol grounds. Required matching of fund by City and County of Sacramento
1883	41	72	General Appropriation Act. Appropriated $15,000 to State Agricultural Association.
1885	106	80	General Appropriation Act. Appropriated $30,000 to State Agricultural Society.
1887	170	209	General Appropriation Act. Appropriated $35,000 to State Agricultural Society.
1889	285	438	General Appropriation Act. Appropriated $35,000 to State Agricultural Society.
1891	270	497	General Appropriation Act. Appropriated $40,000 to State Agricultural Society.
1893	242	524	General Appropriation Act. Appropriated $40,000 for State Agricultural Society.
1895	124	114	Appropriated $1,000 to meet deficiency of State Agricultural Society appropriation
1895	214	280	General Appropriation Act. Appropriated $40,000 to State Agricultural Society.
1897	109	138	Appropriated $3,500 for painting, and filling in grounds of, Agricultural pavilion.
1897	242	355	General Appropriation Act. Appropriated $40,000 to State Agricultural Society.
1899	95	112	General Appropriation Act. Appropriated $30,000 to State Agricultural Society.
1901	35	31	Appropriated $500 to State Agricultural Society for printing, etc., by State.
1901	163	518	General Appropriation Act Appropriated $36,000 to State Agricultural Society.
1901	246	802	Appropriated $45,000 to State Agricultural Society to pay its obligations, conditioned on board of directors thereof conveying to State all of society's real estate
1903	131	141	Appropriated $2,500 to State Agricultural Society for printing, etc., by State Printing Plant.
1903	380	529	General Appropriation Act. Appropriated $36,000 to State Agricultural Society.
1905	209	198	Appropriated $25,000 to State Agricultural Society to pay its obligations, conditioned on conveyance of real property to State.
1905	563	729	General Appropriation Act Appropriated $36,000 to State Agricultural Society for support, $6,000 for printing.
1905	595	793	Appropriated $60,000 to State Agricultural Society for improvements and equipment of fair grounds.

Statutes Relating to the California State Fair and the State Agricultural Society, and Appropriations Thereto—Continued

Yr.	*Ch.*	*Pg.*	
1907	215	264	Appropriated $50,000 to tear down and move agricultural pavilion from Capitol grounds to Agricultural Park.
1907	475	859	General Appropriation Act Appropriated $30,000 to State Agricultural Society for support, $6,000 for printing, and $1,500 for travel expenses of directors.
1909	521	851	Authorized State Agricultural Society to hold fair at Oakland. Appropriated $10,000
1909	725	1105	General Appropriation Act Appropriated $40,000 to State Agricultural Society for support, $6,000 for printing, and $1,500 for travel expenses of directors.
1911	27	47	Appropriated $4,000 to meet deficiency in State Agricultural Society appropriation.
1911	534	1062	Appropriated $30,000 to State Agricultural Society for improvements at fair grounds
1911	584	1108	Appropriated $5,000 per year to State Agricultural Society to compile and publish agricultural and industrial statistics.
1913	213	364	Authorized Board of Agriculture to set aside land at Agricultural Park, Sacramento, for memorial buildings to persons of service to State.
1913	454	883	Appropriated $2,035 52 to pay claim of directors of State Board of Agriculture.
1913	511	907	Appropriated $9,300 to State Agricultural Society for additional land at Agricultural Park.
1913	512	907	Appropriated $10,000 to State Agricultural Society for sewage and drainage at Agricultural Park.
1913	525	913	Appropriated $22.41 for improvements and repairs at Agricultural Park.
1913	680	1331	General Appropriation Act. Appropriated to State Agricultural Society $60,000 for support, $14,400 for salaries, $10,000 for gathering statistics, $6,500 for printing, and $2,000 for travel expenses
1915	201	440	Appropriated $5,000 for improvement and maintenance at Agricultural Park.
1915	202	441	Appropriated $30,000 to State Agricultural Society for building for women's handiwork, etc.
1915	221	448	Appropriated $5,000 for erection and repair of livestock barns at Agricultural Park.
1915	393	610	General Appropriation Act. Appropriated to State Agricultural Society, for support, $33,000 salaries and wages, $17,700, directors expenses, $3,000.
1915	570	949	Authorized State Board of Agriculture to cooperate with international exposition. Recognized rights accrued to members of State Agricultural Society.
1917	281	455	Appropriated $8,500 for stock barns at Agricultural Park.
1917	358	488	General Appropriation Act. Appropriated to State Agricultural Society, $70,000 for support, $18,600 for salaries and wages, directors expenses $4,000.
1917	753	1561	Appropriated $10,160 for additional land, Agricultural Park.
1917	775	1623	Appropriated $300,000 for agricultural pavilion at Agricultural Park.
1917	801	1668	Appropriated $30,000 to pay claims of persons and counties for fire losses at fire at agricultural pavilion.
1919	572	1221	Appropriated $15,000 to State Agricultural Society for repairs of buildings and equipment.
1919	575	1228	Appropriated $1,300 49 to State Agricultural Society for additional lands at Agricultural Park.
1919	572	1221	Appropriated $10,000 to State Agricultural Society for improvement of grounds at Sacramento.
1919	575	1228	Appropriated $1,300.49 to State Agricultural Society for additional lands at Agricultural Park.

Statutes Relating to the California State Fair and the State Agricultural Society, and Appropriations Thereto—Continued

Yr.	*Ch.*	*Pg.*	
1919	591	1237	Appropriated $10,000 to State Agricultural Society for improvement of grounds at Sacramento.
1919	645	1311	General appropriation act. Appropriated to State Agricultural Society: $70,000 for support, $19,800 for salaries, $4,000 for directors expenses.
1921	296	393	Appropriated $40,000 for repairs and improvements, State Fair Grounds.
1921	905	1700	General Appropriation Act. Appropriated $80,000 to State Agricultural Society for support, $21,800 for salaries, $6,000 for directors expenses.
1923	121	242	Budget act. Appropriated to State Agricultural Society $252,800 for support, $86,120 salaries, equipment $200.
1925	30	46	Budget Act. Appropriated to State Agricultural Society: salaries, $84,460, support, $238,060, improvements, $51,500.
1925	273	457	Appropriated $200,000 for new grandstand at fair grounds.
1925	454	982	Appropriated $9,400 for paving street in front of fair grounds.
1927	142	262	Budget Act. Appropriated to State Agricultural Society:
			Support $355,300
			Land 40,000
			Barns 13,500
			New Building 100,000
			Remodeling and repairs 25,000
			Water and electric system 30,000
1929	39	81	Budget Act. Appropriated to State Agricultural Society:
			Support $383,580
			Land 14,250
			Promoting 75th fair 25,000
			Construction and equipment 210,000
1929	572	972	Authorized State Agricultural Society to accept gifts or bequests.
1931	25	15	*Appropriated $200,000 for construction and equipment at State* Fair Grounds.
1931	183	300	Budget Act. Appropriated $17,500 to Department of Finance for land for State Agricultural Society.
1933	278	814	Budget Act. Appropriated $25,000 for support of State Agricultural Society, and $100,000 for revolving fund.
1933	604	1546	Added Sec. 694da, Pol. C. Created State Agricultural Society Contingent Fund. All money received by it to go into fund and appropriated for support, etc. Codified as Section 76, Ag. C., by 1937:386:1202.
1935	341	1176	Budget Act. Appropriated $517,700 to State Agricultural Society from State Agricultural Society Contingent Fund.
1937	157	423	Budget Act. Appropriated $720,200 to State Agricultural Society from its Contingent Fund.
1939	486	1833	Budget Act. Appropriated $864,630.45 to State Agricultural Society from its Contingent Fund.
1941	600	1984	Budget Act. Appropriated $966,765 to State Agricultural Society from its fund.
1943	62	278	Budget Act. Appropriated $86,009 to State Agricultural Society from its fund.
1945	644	1188	Budget Act. Appropriated $168,320 for support of State Agricultural Society, and $150,000 for purchase of land, all from society's fund.
1945	1232	2344	Provided for annual junior agricultural fair. Appropriated $15,000 annually to State Agricultural Society for such fair.

QUESTIONS AND ANSWERS ON THE OPERATION OF THE CALIFORNIA POLYTECHNIC COLLEGE

Prepared September, 1946

Questions by Assemblyman Ernest R Geddes

Answers by Julian McPhee, President, California Polytechnic School

Question: Where is the California Polytechnic College located?

Answer: The main campus and farm of the college is located at San Luis Obispo midway between San Francisco and Los Angeles. Main line of the Southern Pacific railroad runs through the center of the 2083 acre campus and farm. The campus is approximately two miles west of Highway 101 and about 12 miles inland from the Pacific Ocean. Not only is this home campus of the college strategically located for accessibility from all parts of the State, but it is in an area which is excellently suited for teaching agriculture.

Question: You speak of the main campus. Does the college have a branch?

Answer: Yes, we have a citriculture and horticulture branch located at San Dimas in the heart of the citrus-producing area of Southern California. The Voorhis campus is one of the most beautiful in the entire southland. It comprises a campus and farm of about 150 acres located just 45 minutes from Los Angeles by car.

Question: What is the main purpose of the college?

Answer: The purpose of the school was clearly defined in the legislative act of 1901 which created the school. I would like to read you this act, which is found in the Education Code, Chapter 3, Section 20651: "The purpose of the school is to furnish to young people of both sexes mental and manual training in the arts and sciences, including agriculture, mechanics, engineering, business methods, domestic economy, and such other branches as will fit the students for the nonprofessional walks of life." You will note also that the final sentence gives an even broader interpretation of the purpose of the school when it states: "This article shall be liberally construed, to the end that the school may at all times contribute to the industrial welfare of the State."

Question: Has the school maintained this objective continuously since 1901?

Answer: Yes, the main objective of the school has remained unchanged since it was established 45 years ago. Of course, we have no women attending the college now, but that is the result of a legislative act in 1929 which prohibited them from attending. This law was repealed in 1937, but the college cannot again take them until proper dormitories are built.

Question: Has the instruction given by the school always been on a college level?

Answer: No, it began as a state vocational high school, and as such was considerably ahead of its time as far as the educational philosophy of that day was concerned. The idea of this type of vocational training gradually spread to the district high schools and ultimately became a part of the basic federal and state programs of vocational education, begin-

ning in 1917. Because the school had been established to provide education on a state-wide basis, and since no level of instruction was proposed in the legislative act which created the institution, it was found necessary and desirable in 1927 to raise the level of instruction to that of a junior college. This was done mainly because the concept of vocational training on a high school level had spread to the district high schools and many of them were by that time providing vocational instruction on a high school level.

Question: Has the level of instruction been raised since that time?

Answer: Yes, several times. In 1933, when the school was made a direct administrative branch of the State Department of Education and at the same time placed under the guidance of the Chief of the Bureau of Agricultural Education, it was changed from a junior college to a two-year technical college, offering terminal instruction in agriculture and industrial fields. In 1936 a third year was added, and in 1940 the State Board of Education authorized the school to grant the bachelor of science degree. That authorization made the school a full-fledged four-year degree granting college and the first baccalaureate exercises were held in 1942.

Question: Hasn't the raising of the level of instruction changed the objective of the school?

Answer: No. It is true that during the more than four decades of service to the State of California, the school has raised the level of instruction and has expanded the number of occupations for which training has been provided, but the basic philosophy of the institution has not been modified in the slightest degree. The primary function of all instruction at California Polytechnic is to impart to the students those skills and sciences necessary to successfully perform the vocational and technical practices for which they will be employed. Complementing the strictly occupational training are those subjects which help the student understand the world in which he lives, which assist him to express himself, to live harmoniously with other people, and to assume responsibility and community leadership.

Question: How does the college attain this objective of training a student primarily for an occupation?

Answer: This objective is achieved by a thorough integration of the "doing" practices with the underlying theory. The classroom instruction, the formal laboratory exercises, and the actual project experiences on a commercial scale are each used in their proper proportion. The project system consists of self-owned or managerial projects operated by students in such a way as to give knowledge in the commercial production and marketing of agricultural products or in the construction, rebuilding, repair or maintenance of industrial machinery and equipment on an equally commercial scale. This combination of the very practical "learn by doing" and "earn while you learn" philosophies not only enables a student to earn money while doing work directly related to his major academic interest, but also creates an added incentive for the more

rapid acquisition of further skills and knowledge to the end that the projects will be more profitable.

Question: Could you explain in more detail how this project system operates?

Answer: First, it should be explained how a student proceeds to get a project. In each major department students are encouraged by their instructors to take part in project activities, either individually or as a group. There is available a $90,000 revolving fund from which students may borrow to get the money for an investment in livestock, ornamental plants, seeds, feed, machinery to be rebuilt, etc. No cosigner is required for a student to borrow from the project fund, and the fund is so operated as to guarantee against individual student financial loss. Most popular agricultural projects are those of fattening livestock, raising foundation beef, sheep, swine or dairy cattle; conducting individual dairy projects or operating the project herd as a group; operating the poultry unit as a project; growing ornamentals or field and truck crops. In the industrial departments the projects are usually group projects rather than individual projects. In aeronautics, for example, the department, which is the 84th government approved repair station in the United States and operates under strict C. A. A. regulations, accepts aircraft or engines damaged beyond feasible commercial repair to be overhauled for their owners or purchased outright and rebuilt by the students.

Question: Is this $90,000 revolving fund state money?

Answer: No, it is a fund which grew out of loan arrangement started in 1924 with the Citizens' State Bank which enabled students to borrow directly from the bank to finance their projects. Faculty members of the school stood behind this arrangement to protect the bank. From the very beginning of this project system the school took a percentage of each student's net profit for the purpose of establishing a revolving fund. Because of the small enrollment during the early years of the project system, the revolving fund was too small to handle the financing of all the projects. Up until 1932 students were still borrowing money through the bank to finance many of the projects. After 1933 the college's rapid growth was instrumental in building the project fund to its present size.

Question: How is this revolving fund administered?

Answer: The State Department of Finance permitted the college to establish a foundation corporation to operate under lease with the State Department of Finance which limits the use to which the funds of the corporation may be used. The accounts are audited by the Department of Finance and at the close of a fiscal year any cash or securities in excess of the given working capital, which has been set at $90,000, is sent to the general fund. The board of directors of this foundation corporation are all faculty members.

Question: Could you give any specific examples of projects operated by students?

Answer: There are many excellent examples, but one which I recall was the dairy cattle project owned by Edward Santos, a dairy production major from Kerman, California. Santos entered the college in the fall of 1939 to take a degree course. He brought two good grade Holstein cows with him from his home farm in January of 1940. He had acquired

these animals while operating a Future Farmer project in high school. Using the proceeds from these two cows, he purchased a pure-bred Holstein cow in October of 1940. The following year she produced 707 pounds of butterfat, more than paying for her cost of $165. In November, 1940, he purchased a bull calf sired by Sir Taylaker Ormsby Gettie. By the end of his second year Santos had an inventory of six cows in production, three heifers, one herd sire and three bull calves, valued then at a total of $1,900. He sent his young stock home, and kept the producing cows in his project at the college. By the end of his four-year course, he had paid all debts on his foundation herd, and had earned more than $2,000 in labor income from operating the project. Santos not only earned his way through school with his project and established a fine foundation herd, but he had time to be active in student body affairs, was president of the dairy club and earned a letter in football. Immediately after receiving his degree in June of 1942, Santos went into the Navy and was recently released as a lieutenant commander. He had left his herd intact on his folk's farm at Kerman where his brother-in-law cared for it while he was in the service. There are many such examples of students who have successfully operated projects at the college, paying their way through school, establishing a foundation herd or flock for their own future farm, and at the same time learning by doing and earning while they learned.

Question: On how large a scale can this project system be operated?

Answer: A limiting factor in every department is lack of space for expansion, inadequate facilities, etc. For example, in the Animal Husbandry Department lack of barn space and insufficient grazing land limit the number of animals which can be raised and thereby limits the number of students who can experience project operation. Each year students in this department have purchased and fed out an average of 200 head of beef cattle, 500 hogs and 400 sheep, a total value of approximately $45,000. Most of these animals are handled on a commercial basis and sold on the open market, but some are fitted for and exhibited at major livestock shows in California. California Polytechnic students have made outstanding records in competition in the open-class with breeders from all the western states. During the past two years, student-owned steers have won grand championship of the Great Western Livestock Show twice, with the 1944 grand champion Shorthorn selling for the Pacific Coast record price of $4.25 per pound In recent years, Cal Poly students have won grand championships and championships in steers, hogs and lambs at the California State Fair, the Grand National, the Los Angeles County Fair and the Great Western Livestock Show.

Project operation in other departments are on an equally large scale, but each is limited in expansion by the lack of facilities. The dairy, for example, can care for only about 75 head of project-owned cows in addition to the foundation purebred herd which it operates with student labor as a group project. The foundation herd is producing about 2,000 pounds of milk daily with a gross income of over $30,000 per year and with a fairly good net return. Net returns are used to help maintain the dairy unit and further improve the herd by obtaining higher quality animals.

In the Poultry Department the students work on a cooperative basis and are responsible for the entire care and operation of this commercial poultry plant of more than 5,000 birds. Each student selects a pen or unit or some phase of the operation and carries it as his project. In an average

year the department produces 2,500 individually pedigreed chicks, trapnests about 1,000 pullets, has about 2,600 breeding hens producing eggs and supplying some 150,000 chicks to former students and Future Farmers throughout the State. The student-owned project pens won the three-year award for the most outstanding performance at the California National Egg Laying Test at Modesto recently with the student-owned birds averaging $3.94 net income per bird per year, which was the highest for all breeds. The trapnest pullets in the project flock average 240 eggs per bird, and the flock produces for sale about 500,000 eggs per year, and the department has an average total gross income of over $35,000.

All departments have similar project records, but because of the number of the departments, unless you desire I shall not take the time to attempt to summarize project activities in every department.

Question: We may come back to that later. Except for the project system which you have described, does the school differ in any other respect from other agricultural-mechanic type colleges in other states?

Answer: Decidedly. One of the unusual aspects of the instruction at California Polytechnic is the educational plan which is followed to further carry out the objective of training for the maximum employability and earning power of every student. This unique educational plan which was established at California Polytechnic is sometimes described as the "upside down educational plan," but it has advantages over the conventional plan which is leading many educators throughout the country to agree that it really is the "right side up" plan. This plan is characterized by the grouping of as many technical and job-getting courses in the first two years as possible. In the third and fourth year the student takes, in addition to courses in his major, those subjects considered as "background." The net result of this system is that a student who completes the four-year course leading to a degree will have covered substantially the same program as would be covered in a similar major in a typical agricultural-mechanics type college—but in an inverted order.

Question: What are the main advantages of this system?

Answer: The student comes immediately in contact with the field of his major interest and choice and thus doesn't feel thwarted by numerous hurdles which at first seem to him unrelated to his interest. In addition he then realizes a need for some "theory" courses which are taken either concurrently or after his practice. A third important advantage, is that this system enables the student to earn a living, using the skills he has learned, at whatever point he may be forced to leave school because of finances, being needed at home, or other reasons. This educational pattern definitely improves the immediate earning capacity of those students, who, for various reasons, complete their formal education after one or two years of college, as so many of them in all colleges do. Naturally, if the student is able to complete the four-year course his opportunities for success in the more highly paid positions will be greatly increased.

Question: How many students terminate training at the end of the first and second year?

Answer: I do not have any statistics available on that subject, but we would be very glad to prepare a chart to show the drop-out rate if the committee desires.

Question: Perhaps later we might want such a chart, but for now maybe you could give us a general idea of what the drop-out rate is like?

Answer: Because of our "upside down" system our drop-out at the end of the first year is less than the United States average, but our drop-out at the end of the second year is greater than the average. This is due to the fact that in normal times approximately one-third of the students enroll with the definite idea of completing just a two-year vocational course preparing them for a specific occupation.

Question: You mention in "normal times." Is the present situation much different than what you consider "normal?"

Answer: Yes, I would say that it is considerably different than normal. Of our present enrollment of 1,568 students at the San Luis Obispo campus, 1,130 are receiving Federal Government aid from the GI Bill of Rights, 135 are getting aid under the vocational rehabilitation act, called Public Law 16, and six are receiving aid from the State Veterans Welfare Act. Most of these men who are receiving government aid have enrolled in the degree course because the majority of them are eligible for that length of training. If they were paying all their own expenses, it is probable that many of these men would have enrolled in the shorter vocational or technical course. Actually, we have at the San Luis Obispo campus only about 500 students who are not receiving some kind of financial aid from the government for their military service.

Question: In normal times how many students would enroll in the degree course?

Answer: Normally about two-thirds of the students have no intention of taking a degree course when they enter. About one-third will enroll in the two-year vocational course and one-third enroll in the three-year technical course. Because of the "upside down" plan, it is possible to run the vocational and technical courses closely parallel with the degree program. This enables students who enter in the vocational or technical courses to change their program if they desire, and, without too much shifting of courses, complete a final year or two leading to a degree. The longer curricula vary principally from the two shorter programs in that a greater number of courses in social, biological and physical sciences are given, but actual occupational instruction is emphasized in all three levels.

Question: What is the difference in employment opportunities for graduates of these three levels of instruction?

Answer: At the beginning of their employment there may be no difference. In fact, using aeronautical engineering as an example, we have many cases of degree graduates who have taken employment with airlines, aircraft factories, and have discovered that their immediate superiors were former buddies who had graduated earlier from the two or three-year course. But in almost every case the degree itself, if not the extra educational training, opens doors for advancement which are closed to nondegree students. A typical case which is brought to mind

concerns a young man who graduated with a technical certificate from the aeronautical department in 1939, prior to California Polytechnic's authorization to grant degrees. This individual was employed immediately by one of the largest international airways as a mechanic. His advancement was rapid and corporation officials took notice of his unusual ability. He was known by them to be a "graduate" of California Polytechnic College. He was selected by them to be transferred to a very high executive position at the main office in New York. In the process of completing arrangements, he was asked something about his "degree." When he explained that he did not have a degree, the officials were forced to tell him that despite his obvious qualifications for the position, the degree was a prerequisite for the job. There is a happy ending to this story, and to many others like it, however. This man took a year's leave of absence, returned to Cal Poly, completed his final year, and now holds a very responsible position with the company which he could not have held without the bachelor of science degree.

Question: Are admission requirements for all three levels of instruction the same?

Answer: Yes, admission is open to the graduate of any standard high school upon the submission of evidence of fitness to profit by college instruction; such fitness to be shown by previous scholastic records, by evidence of good moral character and personal qualifications, and by a satisfactory score on such aptitude tests as are given. It is the opinion of the administrators of this college that admission of a student, and his progress through the school, should be based upon demonstrated and continuing ability and interest, rather than the previous completion or a pattern of courses under a totally different environment. The instruction does not require as a basis for admittance a specified block of instruction to be taken in high school. Experience at the college has shown that many boys who were required to complete a college preparatory course of conventional pattern, often did not receive the best grades in high school, but when confronted with courses involving the science and techniques of agricultural and industrial operations, they did very well. And the opposite was often found to be true, also. Students who did very well on a conventional college prep course in high school, often did unsatisfactory work when it was necessary for them to demonstrate skills in technical courses.

Question: Is high school graduation a necessary prerequisite for admission?

Answer: Usually, yes, but there are two exceptions. Persons over 21 years of age may be admitted as special students, and any veteran of World War II who served 90 days or more in the armed services may enter as a regular student whether he has completed high school or not, according to a ruling by the State Board of Education.

Question: Are there any other special concessions given to veterans?

Answer: Academically no. Married veteran students are given priority in renting on-campus housing in our veterans village of 320 houses and trailers. Other than that, they are just students and our standards of accomplishment are not lowered for them. Entrance aptitude examinations for the purpose of placing students in correct sections,

often indicate weakness on the part of students which we attempt to rectify by placing them in special classes which give no college credit. Until students can pass these courses, indicating they have overcome their difficiencies, they are not allowed to take required college credit courses. But this service is not for veterans alone. A veteran without a high school background, may have to take considerable noncredit work before he is eligible to continue with required degree courses. For non-degree work and special courses, beginning courses have no prerequisites. Since the main objective of the college is to produce a graduate from the various curricula with the greatest amount of employability, provisions are made to give full credit to any student who can by examination prove that he has an adequate knowledge of all the material which would be covered in any course which he wishes to challenge. This provision is of particular value to veterans, who may have, through special training programs or through experience, gained adequate knowledge of a subject required in the course of their choice.

Question: What is your present enrollment figure at both campuses?

Answer: Because of lack of facilities, dormitories, classrooms, laboratories, etc., we have been forced to limit our Fall quarter enrollment to 1,783 students. This is more than double our normal enrollment. Our regular facilities were not designed to care for more than 900 students, and even our present emergency provisions for classrooms, laboratories, and housing are already over-taxed. Of this figure 238 are enrolled at the San Dimas branch and 1,568 are on the home campus at San Luis Obispo.

Question: What is the breakdown of your San Luis Obispo enrollment by departments or majors?

Answer: In the Engineering Division a total of 771 students are divided among seven departments as follows: General engineering, 57; architecture, 41; aeronautics, 154; air conditioning and refrigeration, 186; electrical engineering, 160; electronics, 84; and mechanical engineering, 83. The majors of electronics, architecture and general engineering are new this year. General engineering was added to take care of the overflow from specific departments where lack of facilities limited the enrollment. At the end of the year, these students will be given a priority over new students in changing over to the major of their preference. In the Agricultural Division a total of 778 students are divided among eleven departments as follows: General agriculture, 117; agricultural engineering, 32; animal husbandry, 304; agricultural inspection, 26; general crops, 55; truck crops, 25; dairy production, 36; dairy manufacturing, 34; fruit production, 33; ornamental horticulture, 44; poultry, 65. The course in general agriculture was offered for the same reason as general engineering and it will be handled the same way. The courses in agricultural engineering and truck crops are new this year, as is a new Division of Science and Humanities, with nine students. Many of these major courses are used as related subjects for other majors, which accounts for the smaller maximum quota in such courses as crops, poultry, fruit production, etc.

Question: What is the departmental breakdown of your San Dimas branch enrollment?

Answer: Of the 238 students enrolled at the branch school, 58 are taking ornamental horticulture, 84 are taking fruit production, and 96 are taking agricultural inspection.

Question: Is Cal Poly like the other state colleges in that its enrollment comes from the immediate vicinity of the school?

Answer: No, in fact, this college stands out in contrast to the other state colleges in that its enrollment is widespread throughout the State. For example, our enrollment in September of this year came from 50 of the 58 counties in California. A study of the home counties of matriculating freshmen at the University of California in Berkeley from 1935 to 1946 showed 61.6 percent came from the Counties of Alameda, San Francisco and Contra Costa. At the University of California at Los Angeles, 91.78 percent of the freshmen enrolled from Los Angeles County. At Fresno State College, 93.9 percent of the total enrollment for the fall semester of 1938 came from the six counties of the San Joaquin Valley. In contrast California Polytechnic's fall quarter, 1946, enrollment shows a percentage distribution of the counties having the largest representation as follows: Los Angeles County, 26.2 percent; San Luis Obispo County, 11.05 percent; out-of-state, 11.8 percent; San Diego County, 4.5 percent; Fresno County, 4.3 percent; Tulare County, 2.8 percent; Santa Clara County, 2.8 percent; Orange County, 2.6 percent; Alameda County, 2.3 percent; San Francisco County; 2.2 percent; Ventura County, 2.2 percent; Riverside County, 2.1 percent; Santa Barbara County, 2.1 percent; Kern County, 1.9 percent; Santa Cruz County, 1.8 percent; San Bernardino County, 1.8 percent. The remaining 33 counties which are represented in the enrollment study have less than 1 percent each of the total. Students from foreign countries and territories outside the continental limits of the United States total 20, which is 1.3 percent of the total. The following comparative summary of registration shows present distribution as compared to January, 1940, January, 1941, and March, 1946; followed by a chart showing departmental and county breakdown of 1946 enrollment at San Dimas.

Comparative Summary of Registration

County	*January 4 1940*	*January 1 1941*	*March 21 1946*	*September 15 1946*
Alameda	23	25	19	35
Alpine	0	0	0	0
Amador	2	1	0	0
Butte	6	9	1	1
Calaveras	0	1	0	0
Colusa	3	5	2	2
Contra Costa	15	17	7	13
Del Norte	0	0	0	0
El Dorado	0	0	0	0
Fresno	24	23	20	65
Glenn	6	7	1	3
Humboldt	7	13	6	12
Imperial	4	12	3	7
Inyo	2	2	0	2
Kern	17	18	8	29
Kings	6	13	6	18

Comparative Summary of Registration—Continued

County	*January 4 1940*	*January 1 1941*	*March 21 1946*	*September 15 1946*
Lake	3	0	0	1
Lassen	0	1	2	2
Los Angeles	185	197	163	397
Madera	6	5	1	3
Marin	3	1	2	3
Mariposa	0	1	0	0
Mendocino	5	8	1	9
Merced	15	16	2	13
Modoc	4	4	0	1
Mono	0	0	0	0
Monterey	6	8	8	19
Napa	0	1	7	4
Nevada	1	0	1	3
Orange	25	39	12	40
Placer	1	5	1	4
Plumas	0	0	0	0
Riverside	24	24	11	32
Sacramento	9	7	5	13
San Benito	0	7	5	5
San Bernardino	34	34	13	28
San Diego	24	20	15	69
San Francisco	14	17	19	34
San Joaquin	19	16	14	19
San Luis Obispo	84	81	134	175
San Mateo	2	7	6	22
Santa Barbara	25	37	19	32
Santa Clara	15	18	15	43
Santa Cruz	9	9	10	28
Shasta	0	0	3	1
Sierra	0	0	1	2
Siskiyou	4	7	0	4
Solano	2	5	0	1
Sonoma	10	9	8	19
Stanislaus	24	19	7	15
Sutter	1	4	0	2
Tehama	2	7	2	3
Trinity	1	1	0	0
Tuolumne	0	3	2	6
Tulare	15	21	18	43
Ventura	11	9	8	34
Yolo	4	3	3	2
Yuba	5	5	1	1
Other states and foreign countries	29	67	67	---
Other states	---	---	---	179
Foreign countries	---	---	---	20
	737	866	655	1,518

Only 1,518 of 1,568 students registered at the San Luis Obispo campus were included in this survey as some cards were not available at the time the study was made. Had the balance been included in this study, some additional counties would undoubtedly be represented.

Voorhis Unit (San Dimas) Enrollment by Counties, States, Etc.

September, 1946

County	*O. Hort.*	*Fruit P.*	*Ag. Insp.*	*Total*
Los Angeles	30	34	44	108
San Diego	7	8	4	16
Orange	5	9	6	17
Riverside	4	6	5	14
San Bernardino	1	6	7	14
Santa Barbara	1	1	2	4
Fresno	1	---	2	3
Sacramento	1	---	---	1
Ventura	2	9	5	16
Yolo	---	---	1	1
Kings	---	---	1	1
Kern	---	---	4	4
Sonoma	---	---	2	2
Napa	---	---	1	1
Santa Cruz	---	---	1	1
San Luis Obispo	---	---	2	2
Alameda	---	---	3	3
San Francisco	---	1	1	2
Imperial	---	2	---	2
Tehama	---	1	---	1
Tulare	---	1	---	1
Mendocino	---	1	---	1
Out-of-state	6	4	3	13
Out-of-country	---	1	2	3
	58	84	96	231

Question: To what fact do you attribute this state-wide spread of enrollment?

Answer: The most important reason is the fact that this school is the only one of its kind in the State offering vocational training on a college level. This college, with its training program built upon the student operation of productive projects, is meeting its responsibilities of becoming the State's agricultural and mechanics arts type of college. In this sphere, it is filling a need and rendering a service which no other institution, because of its facilities, location, or educational concept, is able or willing to provide. Naturally the college's excellent placement record in agriculture and industry has become known throughout the State and this fact in itself attracts many students.

Question: Was the authorization to grant the bachelor of science degree the final step in the academic growth of the college?

Answer: No, during the past year the college was accredited by the State Board of Education to give the special secondary credential in vocational agriculture. Since California Polytechnic school is to be, according to Sec. 20655 (Education Code, 1945, Chapter 3), "governed by the laws governing and regulating the state colleges insofar as such laws are applicable to the school," the authorization to grant the credential was a natural step following recent passage of Senate Bill 788.

Question: How did Senate Bill 788 affect the college?

Answer: Prior to passage of this bill the state colleges were not allowed to give more than four years of work. This act amended Sections 20451 and 20452 of the Education Code so that the state college could give courses "of such length as may be necessary to fulfill the requirements for the various credentials approved for the teacher-training program of that college by the State Board of Education." Beginning in 1931 the California Polytechnic school had been giving skills and methods courses for agriculture teacher candidates, but through an arrangement with the University of California the university granted credit for the training taken at California Polytechnic. This credit has been accepted through the University of California by the Commission on Credentials toward meeting the requirements for the special credentials in vocational agriculture. About seven years ago this arrangement was broadened so that credit for work taken at California Polytechnic has been used not only to meet the requirements for the credentials in agriculture, but also to satisfy some of the requirements for the general secondary. Passage of Senate Bill 788 made it possible for the State Board of Education to approve California Polytechnic to do directly what has been done for a number of years past through the University of California.

Question: Doesn't the occupation of agricultural teachers fall into the category of a professional rather than non-professional walk of life?

Answer: Technically speaking it might. But the vocational agriculture teacher, like teachers of industrial vocations, must first master the skills of production; he must have managerial experience and he must apply scientific knowledge to practical situations. Because these skills have primary commercial value, the early training of a vocational agriculture teacher is of a nonprofessional nature.

Question: In addition to training agricultural teachers, does the college have any other connection with agricultural education in the secondary schools?

Answer: There is a close relationship between California Polytechnic and the high school vocational agriculture program in California because the college serves as headquarters for the Bureau of Agricultural Education. From this point, the bureau directly supervises vocational agriculture throughout the State and through the college provides project foundation stock for boys and teaching materials for the 238 instructors in the 176 high schools in California. This service program to high schools includes such activities as: the use of faculty members to visit schools on dairy, meat animals, crops, poultry, farm mechanics and other agricultural problems; writing of articles by faculty members for the State Future Farmer magazine for information and improvement of agriculture in the State; correspondence by heads of departments to advise high schools on problems; judging of Future Farmer livestock, poultry and other products at fairs; furnishing of breeding stock and hatching eggs to improve the herds and flocks of Future Farmers throughout the State; preparation of teaching aids, such as film strips, charts, blue-prints, photographs, etc.; holding of state Future Farmer annual conferences on the campus. In addition to the agricultural cadet-teacher program, California Polytechnic is also

the training center for in-service agriculture teachers. During the summer months, various courses are given in agricultural management, in farming skills, and in teaching methods. Both the cadet teacher program and the in-service training program gives California Polytechnic further opportunity to materially assist high schools by better training these men to help them to meet the agricultural problems in their respective communities.

Question: Is the college connected in any way with any other special programs or functions of a state-wide nature?

Answer: California Polytechnic has a peculiar opportunity to assist in the development of a state-wide program for all vocational education because of the fact that the president of the school is also the Director of Vocational Education for the State. Because of this advantageous tie-in California Polytechnic is in a position to lend the benefit of its long experience in vocational education to the end that it may assist the Commission for Vocational Education for California in developing a state-wide plan which will result not only in the secondary schools of the State but likewise in the several state colleges carrying on a progressive vocational education program designed to serve the State as a whole. This coordination will eliminate unnecessary duplication and serve to strengthen phases of vocational education now inadequately provided for. Another special program of service to the State is the Drug and Oil Plant Project which has been operating for the past four years under the direction of the school. Funds for the operation of the research work and demonstration in medicinal drugs were provided by special appropriation, first in 1942 and then again in March of 1946. This project has undertaken the promotion and supervision of domestic production in California of numerous plants of a medicinal or condiment nature whose products are used extensively in this country, yet in the past have been imported because of lack of development in this country.

Another interesting special program is that of the thoroughbred breeding project which is operated cooperatively with the California Breeders Association and the college for the purpose of providing training in handling of light horses to animal husbandry students. The program began in 1940 with an original gift to the college of six breeding mares in foal to some of the outstanding thoroughbred sires owned by California Breeders. Four additional mares have been given to the college and Zuncho, a thoroughbred sire imported from South America, is standing at stud at the thoroughbred breeding unit on the college farm as a permanent loan from Walter T. Wells. A total of 20 yearlings have been sold since the project began and a number of these have already won in races on California tracks. Proceeds from the sale of these yearlings goes toward helping to defray the cost of upkeep of the project, used as an integral part of the animal husbandry course.

Question: How large a campus and farm does the college have to conduct its instructional program?

Answer: The lands of the California Polytechnic college total about 2,233 acres, of which 2083 acres are embraced in the home unit at San Luis Obispo and 150 acres in the Voorhis unit at San Dimas. Because of the type of agricultural instruction given at both the home unit and the

branch, the availability of good farm land is a major factor. Additions must be made soon because of increased enrollment, in order to give each student as much opportunity as possible for actual project operation. There are several hundred acres at San Luis Obispo suitable only for range purposes. Other land is devoted to hay, alfalfa and orchard. The major campus and land immediately surrounding various buildings now requires about 100 acres. Additional land must be obtained for truck crops especially. At San Dimas about 30 acres of the land utilized for citrus, avocados and a small deciduous tract, are well adapted to these uses. Considerable land is now in the rough state and is not suitable for expansion.

Question: What does the college have in the way of buildings?

Answer: Unfortunately the college is seriously handicapped by lack of permanent buildings. On the San Luis Obispo campus there are four main dormitory buildings which are classified as permanent structures, but there are only three other buildings in the classification; they are the administration and classroom building, gymnasium and swimming pool, and the engineering building. The remainder of the buildings used for classrooms, shops and laboratories are either obsolete or of a temporary nature. At San Dimas, the Voorhis unit, which was built to care for about 100 boys, is now being used to provide instruction for 238. Although it is a very beautiful campus, and is ideally located for a citriculture and horticulture branch, there is definite lack of facilities.

Not only is there a problem at present because of record enrollment at both units, but the situation will become even more critical as the college will have 2,000 students by the end of the year and 2,500 the following year. Women are demanding admittance to the college on the basis that they cannot get vocational training in the agricultural and industrial fields at any other college. If and when dormitory provisions can be made for women, the enrollment will experience another large increase.

Question: Which of your facilities are most urgently needed?

Answer: The immediate problem and most serious emergency has been lack of housing for students at the San Luis Obispo campus, where 90 percent of the students are from out of town. When the Fall quarter began, we were forced, because of delays in receiving authorization to use Camp San Luis Obispo, to house 150 students temporarily in the gymnasium, 135 in the farm machinery shop, 75 in the dormitory lounges. Permission to use the city's newly acquired USO building was granted for 30 days until a release on the Army camp could be arranged, and 200 students were moved into those quarters. Eventually 300 students will be housed in the Army camp some five miles from the campus.

Because of lack of facilities it was necessary to make some emergency provisions for classrooms and laboratories to take care of our record enrollment. At present construction is nearing completion on forty prefabricated steel buildings, one hangar for the aeronautics department, central feed storage building, and addition to the farm mechanics building, additions to the poultry laboratory, and a dairy shelter barn. These emergency construction projects amounting to $466,732 were approved by the Civilian Production Administration in August. Also included in

the authorization are additions to the physical education facilities which are not yet under construction.

Question: Will these additions take care of your normal growth needs?

Answer: No, some of these are temporary emergency provisions, such as the forty prefabricated buildings, the married veterans trailers and movable housing accommodations.

Question: How much of this overload on facilities, teaching staff, etc., is due to the problem of taking care of ex-servicemen, married students, and so forth?

Answer: I would say that we have an overload of about 100 percent now and that although our greatest problems this year came from the sudden influx of ex-servicemen students, particularly the married ones, the condition is apt to persist for some time. For example, few high school graduates are now coming to us directly out of high school but are going into the armed services. There will be a continuous backlog of students for several years.

Question: About how long do you think it will be necessary to use these emergency facilities?

Answer: In the case of the emergency housing for married students the contracts with the Federal Government specify that they are to be used for not longer than two years beyond the termination of the declared emergency, but that the actual period may be extended year to year by specific authorization In other words, no one knows exactly how long this present emergency will exist, but title to the trailers will eventually go back to the Federal Government and in the case of the movable houses the contract specifies that they be torn down into panels at the end of the emergency period.

Question: The Assembly Committee on Expositions and Fairs is concerned with the disposition of moneys derived from horse racing. It is my understanding that California Polytechnic is in the same position as are many of the county fairs and agricultural districts. That is, that it has been impossible to make the necessary and programmed improvements and expansions because of shortages and interruptions occasioned by the war. It is one of the recommendations of this committee that allocations made by the Director of Finance shall follow a certain pattern of priorities. Now while California Polytechnic may or may not be subject to such regulations, it is my understanding that you have a very definite program for expansion and rehabilitation. If I am correct will you please outline this program.

Answer: Yes, we do have a very definite long-time building program. We have 11 construction projects at an estimated cost of $1,796,267 listed in the first over-all priority list submitted by the Director of Finance to the Legislature in January, 1946. In a second priority list, we have an additional list of 16 projects at an estimated cost of $4,511,-800. All money for this building program must come from horse racing funds, as the college is not included in the general budget. For your information I would like to list the projects individually.

In the first group of projects are the following:

Library and Classroom Building	$400,000
Water Supply Tank and Distribution System	14,000
Central Feed Storage Unit	66,667
Utility Building and Distribution System	224,933
Poultry Instruction Plant	100,000
Replace Corral Fences	26,667
Athletic Field and Addition to Gymnasium	133,000
Aeronautics and Industrial Shop	352,000
Agricultural Mechanics Building	202,000
Corporation Yard and Garage	124,000
Science Unit No. 1	153,000
	$1,796,267

In the second group of projects are the following:

Farm Buildings, Propagation House, etc.	$184,533
Addition to Electric Laboratory	20,000
Engineering Building	199,000
Farm Buildings (Farm implement storage, veterinary hospital, swine isolation unit, and livestock judging pavilion)	175,000
Food Processing Building	200,000
Women's Dormitory	124,000
Men's Gymnasium	134,000
Cafeteria and Kitchen	116,000
Infirmary	32,000
Agricultural Classroom Unit	199,000
Addition to Administration Building	100,000
Permanent Roadways and Grounds Improvement	520,000
Auditorium and Music Building	387,000
Residences for Employees	67,000
Extension to Beef Unit	31,000
Extension of Utilities	227,000
	$4,511,800

If the committee is interested in hearing the specific reasons why we think each of the projects mentioned are essential either to take care of existing contingency or necessary to take care of our expected increase in enrollment, or to replace facilities now existing but outmoded, insufficient or dangerous to student health and training, I would be very glad to read the justification for capital improvement needs as presented in the 1941 and 1943 Annual Report to the State Board of Education.

Question: We might take it up in more detail later, but if it is available in the reports mentioned we can append them to this report if it is deemed advisable. Where can we get the reports if we wish them?

Answer: I have one copy of each of the reports here and I will leave them with you.

Question: That will be fine. While we are on the subject of long-time building plans, Mr. McPhee, could you tell us if you have any definite plans whereby the facilities of California Polytechnic College might be expended to render additional or greater service to agriculture and industry in California?

Answer: During all the war years we had a very capable faculty committee working on postwar planning. Their specific committee purpose was to investigate and report on methods of improving our present service to the State and of expanding into new fields where additional service is needed. Some of their recommendations are already in opera-

tion, others will be put into operation in the future. In the industrial field we have added communications and electronics to our major offerings, and within a few months we will have a "country printer" course operating as recommended by the California Newspaper Publishers Association. Building trades and highway construction maintenance are two other fields for which we are planning to provide occupational training. There is a great demand for management personnel in the hotel and restaurant trade. Since we are housing over a thousand students on the campus and providing three meals per day for an even larger number, it is a very practical expansion step. Students in this field can receive practical training by working in and helping to manage the operation of dormitories and cafeterias. The same practical application is present in the printing course, in which students work under actual production shop routine in printing a variety of student publications, smaller job shop forms, etc. The building trades and highway construction maintenance courses would integrate into their respective courses the same practical application of "learn by doing" as do all other courses in the college. At the Voorhis unit we intend to add poultry production, crops production, and dairy production to the list of courses now given there. In addition to those courses, we anticipate including courses in rabbit production, which is a very specialized industry in Southern California. When women students are again admitted to the college they will be able to take many of the existing courses in agriculture and industry, with the addition of Airlines Operations and Flight Training and Home Economics. Because of the project operation in every department, there is a natural set-up for courses in Agriculture and Industrial Business.

Question: I notice that you did not mention veterinary medicine. Do you teach that now?

Answer: No, we do not have a major in veterinary medicine.

Question: Is there any college in California where a man can study to become a veterinarian?

Answer: No. A Californian may take a preveterinary course at Cal Poly or at the University of California, but he has to leave the State to get his degree.

Question: After he returns to California is he automatically licensed to practice?

Answer: No. He has to take an examination just as though he were an out-of-state veterinarian coming into California to compete against California trained veterinarians, which of course, there are none.

Question: Why doesn't the University of California have a school of veterinary medicine? They have all the necessary laboratory facilities already, haven't they?

Answer: Yes, I would say that the university is in the best position to start a school of veterinary medicine. I understand that they were to have started such a school sometime ago, but nothing has materialized.

Question: If the university refuses to put in such a school, could the California Polytechnic College set up such a course?

Answer: Yes, it could and it will if no one else will do it. However, it would mean costly research laboratory investments for us, while the university already has that type of facility.

Question: Mr. McPhee, the committee is quite familiar with the act under which California Polytechnic College now derives its support, but how was the college supported prior to the legalizing of pari-mutuel betting?

Answer: Money was appropriated from the General Fund.

Question: During the wartime ban on racing how was the school supported?

Answer: During that period the college received support money from the General Fund partially on a loan basis. The money borrowed has since been repaid from subsequent appropriations from the Fair and Exposition Fund.

Question: What was the college's income from its percentage of the Fair and Exposition Fund for the first eight years after pari-mutuel betting was legalized?

Answer: In the fiscal year 1937-38 the income was $305,141.81; in 1938-39 it was $368,755.68; 1939-40, $344,146.77; 1940-41, $493,061.01; 1941-42, $199,899.44; 1942-43, $90,830.27; 1943-44, $231,577.03; 1944-45, $693,114.48.

Question: What was the college's income last year?

Answer: Our total income for the Ninety-seventh Fiscal Year (1945-46) was $2,215,833.30.

Question: How can you justify the need for such an increase in funds over what you needed in the first year you received money from the Fair and Exposition Fund?

Answer: It wasn't that we didn't need more then, but that was all we received and we had to limit our activities to fit within that budget, even though such curtailment meant we were not able to serve the State in the way it should have been served. Permanent improvements which should have been made many years ago were delayed because of lack of funds. We actually have only three permanent buildings on the campus, the rest being either temporary or obsolete. To construct the necessary facilities as outlined in our long-time building program will take nearly $7,000,000—all of which must come from horse racing. Although the amount received last year was considerably more than the amount received in 1937-38, it is evident that there soon will be a leveling-off in the amount of money bet at California tracks. The amount we receive in the future may decrease, and yet the demand on the educational services of this college will increase steadily. Today we are turning away eligible veterans because we do not have facilities to care for them. Our enrollment next year will be even larger, and we expect a continued increase as long as we can provide adequate facilities—because there is no other educational institution in this State offering comparable instruction of an occupational nature on a college level.

Question: How is the expenditure of the funds received by the school controlled?

Answer: Expenditures are controlled by the State Department of Education and the Department of Finance. The Department of Education exerts its control through approval of budget, encumbrance documents, etc. The Department of Finance exerts complete budgetary control and allocation.

Question: How was your 1945-46 budget expended?

Answer: Our 1945-46 budget is very complicated because of the various Federal Government abatements based on the naval aviation training program which was conducted at the college from January, 1943, until January, 1946. However, our net support budget last year was $280,510.98 after all abatements had been deducted.

For permanent improvements a total of $429,007.97 was set up, and of this amount $400,000 was transferred to the Division of Architecture for a much-needed library-classroom building. The balance of that fund was spent for additions and betterments. A complete breakdown of last year's support budget is as follows:

Administration		$84,715 73
Instruction		178,079 71
Maintenance and operation of plant, SLO		70,456 28
Farm, SLO		29,157 36
Instruction, Voorhis		2,008 25
Maintenance and operation of plant, Voorhis		4,966 56
Farm, Voorhis		4,268 31
		$373,652 20
Less Abatements:		
Vocational education	$2,143 26	
War production training	420 12	
Foundation	11,280 12	
Navy	52,912 26	
Sale surplus (farm commodities)	15,321 60	
Sale surplus (farm commodities, Voorhis unit)	8,843 86	
Abatement total	90,921 22	
Service deductions	2,220 00	
	$93,141 22	$93,141 22
Net total		$280,510 98

Question: What is your 1946-47 budget?

Answer: Our 1946-47 budget totals $740,777, which includes an estimate of what we expect to receive back from the Federal Government and civilian students for student fees.

Question: On the basis of this 1946-47 budget what would say your average cost per student would be?

Answer: Based on our 1946-47 budget the estimated cost per student was $444.64. Of that amount the Federal Government will pay about $135.55 per student which makes a net cost per student of $309.09. This estimate was based on a total of 1,660 students for both the San Luis Obispo and the San Dimas campus. We now know that our enrollment has exceeded that figure by more than 200 students, which will bring additional federal money and will decrease the cost per student.

Question: How does this cost per student compare with other California State colleges?

Answer: It compares favorably. In the State of California Budget Report to the Governor for the biennium 1945-47, the estimated cost per student, based on estimated enrollment for 1946-47, is reported as follows:

College	*Estimated enrollment*	*Estimated cost per equivalent full-time student*
San Francisco	1,860	$273 50
San Diego	1,875	278 38
Fresno	1,675	291 71
San Jose	2,340	298 32
Cal. Poly	900*	375 53
Humboldt	395	399 28
Chico	500	504 36
Average		$345 86

Our enrollment figure is more than double the number we based the biennium budget on, and there has been a corresponding increase in enrollment in all the state colleges, lowering the cost per equivalent full-time student for all the colleges.

In comparing our costs with costs of liberal arts types of colleges, one must bear in mind that it is considerably less expensive to have one instructor lecture to several hundred students in a class on English literature, for example, than it is to teach a course in tractor skills to an equal number of students. The necessity of demonstration as a part of vocational training, the importance of having students actually attempting to do the skill involved under supervision of the instructor, and the additional expense of equipment, land, livestock, and so forth, increases the cost of vocational education over the cost of a liberal arts type of training. However, as you can readily see by the comparison of costs at these other colleges, the additional cost is not excessive, and the results are worth the difference.

Question: Is there any difference in the type of teaching staff needed for vocational training than for the liberal arts type?

Answer: Yes, there is. But academically I believe our present faculty stands on an equal with that of the other state colleges despite the necessity of having men with practical experience as instructors of the vocational type courses. On our present faculty we have 10 Ph.D.'s, one doctor of veterinary medicine, 29 instructors with masters degrees, some with considerable work completed for their doctor's degree, and 40 with bachelor degrees. Only seven on a staff of 97 do not have a degree and these men not only have years of experience behind them in the vocational fields in which they are teaching, but hold special certificates from various technical schools, government licensing agencies, and have proved their ability by years of teaching experience. In our related fields, such as plant sciences, physics, chemistry, and so forth, we have successfully sought out and added to our staff men academically tops in their respective fields. In our vocational courses we look first for the man who is considered by the occupational field as being an authority, and then that man must have an addition to his practical experience, a bachelor of science degree as a minimum and a successful background of previous teaching.

Fair and Exposition Fund

COMPARATIVE STATEMENT OF REVENUE AND EXPENDITURES SINCE ENACTMENT OF "HORSE RACING ACT" TO JUNE 30, 1940

Revenue

	July 1, 1933, to June 30, 1934, 85th F. Y.	July 1, 1934, to June 30, 1935, 86th F. Y	July 1, 1935, to June 30, 1936, 87th F Y.	July 1, 1936, to June 30, 1937, 88th F. Y.	July 1, 1937, to June 30, 1938, 89th F. Y.	July 1, 1938, to June 30, 1939, 90th F. Y	July 1, 1939, to June 30, 1940 91st F. Y.
Track License Fees (4 percent of pari-mutuel pools)							
Metropolitan tracks.							
Tanforan Co., Ltd.	$240,772 64	$80,922 00	$266,496 68	$310,961 00	$317,398 76	$255,853 40	$436,932 12
California Jockey Club (Bay Meadows)		257,632 12	263,896 64	343,767 08	353,352 08	272,812 36	142,216 20
Los Angeles Turf Club (Santa Anita)		635,904 44	1,010,077 32	1,202,738 64	1,515,579 64	1,455,450 52	1,135,042 64
Del Mar Turf and Surf Club					88,972 04	156,810 04	138,798 60
Hollywood Turf Club					142,811 68	736,318 72	835,337 36
Totals, metropolitan tracks	$240,772 64	$974,458 56	$1,540,470 64	$1,857,466 72	$2,418,114 20	$2,877,245 04	$2,688,326 92
California State Fair	$4,475 80	$6,341 16	$8,521 88	$10,767 68	$12,207 72	$14,998 40	$15,179 00
District and County Fairs							
San Joaquin County Fair	$1,750 52	$2,109 20	$2,752 28	$4,329 76	$5,959 96	$5,886 36	$6,280 48
Los Angeles County Fair	5,626 40	11,590 44	21,982 48	39,462 92	70,160 00	69,959 72	73,944 76
Humboldt County Fair			125 84	119 68	226 00	430 12	496 80
Fresno County Fair			399 92	683 04	1,409 72	1,058 52	2,102 56
36th District Agricultural Assn			141 40	146 80	170 32	233 04	343 00
Santa Barbara County Fair				612 80	586 56		
Sonoma County Fair				808 56	2,488 48	3,201 52	4,778 92
22nd District Agricultural Assn				716 48	1,199 04		
13th District Agricultural Assn				111 76			
Monterey County Fair				3,825 64			
35th District Agricultural Assn					86 12		160 28
9th District Agricultural Assn					734 56	1,373 48	1,473 60
12th District Agricultural Assn					223 60		
41st District Agricultural Assn					120 28	213 56	235 96
Alameda County Fair							796 92
Totals, district and county fairs	$7,376 92	$13,699 64	$25,401 92	$50,817 44	$83,364 64	$82,356 32	$90,703 28
Totals, track license fees	$252,625 36	$994,499 36	$1,574,394 44	$1,919,051 84	$2,513,686 56	$2,974,599 76	$2,794,209 20

Fair and Exposition Fund

COMPARATIVE STATEMENT OF REVENUE AND EXPENDITURES SINCE ENACTMENT OF "HORSE RACING ACT" TO JUNE 30, 1940—Continued

	July 1, 1933, to June 30, 1934, 85th F. Y.	July 1, 1934, to June 30, 1935, 86th F. Y.	July 1, 1935, to June 30, 1936, 87th F. Y.	July 1, 1936, to June 30, 1937, 88th F. Y.	July 1, 1937, to June 30, 1938, 89th F. Y.	July 1, 1938, to June 30, 1939, 90th F. Y.	July 1, 1939, to June 30, 1940 91st F. Y.
Miscellaneous							
Licenses of jockeys, trainers, etc.	$7,032 00	$10,604 00	$12,979 00	$14,208 00	$14,116 00	$16,293 36	$16,036 50
Miscellaneous						19 69	60
Totals, miscellaneous	$7,032 00	$10,604 00	$12,979 00	$14,208 00	$14,116 00	$16,313 05	$16,037 10
Totals, revenue	$259,657 36	$1,005,103 36	$1,587,373 44	$1,933,259 84	$2,527,802 56	$2,990,912 81	$2,810,246 30
Balance brought forward from previous year		$76,277 58	$48,743 17				
Totals, revenue and balance	$259,657 36	$1,081,380 94	$1,636,116 61	$1,933,259 84	$2,527,802 56	$2,990,912 81	$2,810,246 30

Fair and Exposition Fund

COMPARATIVE STATEMENT OF REVENUE APPROPRIATIONS AND ALLOCATIONS

SECTION 13 OF THE HORSE RACING ACT (CHAP. 769, 1933, AS AMENDED)

Expenditures

	July 1, 1933, to June 30, 1934, 85th F. Y.	July 1, 1934, to June 30, 1935, 86th F. Y.	July 1, 1935, to June 30, 1936, 87th F Y.	July 1, 1936, to June 30, 1937, 88th F. Y.	July 1, 1937, to June 30, 1938, 89th F. Y.	July 1, 1938, to June 30, 1939, 90th F. Y.	July 1, 1939, to June 30, 1940 91st F. Y.
Appropriations							
Support, California Horse Racing Board	$20,000 00	$20,000 00	$20,000 00	$20,000 00	$30,000 00	$30,000 00	$27,500 00
Support, California State Fair	100,000 00	100,000 00	125,000 00	125,000 00	125,000 00	125,000 00	125,000 00
Support, Los Angeles County Fair			125,000 00	125,000 00	125,000 00	125,000 00	125,000 00
Support, Sixth District Agricultural Association			15,000 00	15,000 00	15,000 00	15,000 00	15,000 00
Supervision and auditing of county and district fairs, Department of Finance					10,000 00	10,000 00	10,000 00
Exhibit at San Diego Exposition, Department of Public Works (Chap 32, 1935)		75,000 00					
Support, California Polytechnic School (Chap. 341, 1935)			49,100 00				
Claim of Modoc Fair Association (Chap 480, 1935)		400 00					
Claim of Chief Accounting Officer, Department of Finance (Chap. 772, 1937)					237 50		
Contributions to State Employees' Retirement Fund	61 47	236 86	733 47	871 85	806 49	4,053 73	4,446 51
Total appropriations	$120,061 47	$195,636 86	$334,833 47	$285,871 85	$306,043 99	$309,053 73	$306,946 51

Fair and Exposition Fund

COMPARATIVE STATEMENT OF REVENUE APPROPRIATIONS AND ALLOCATIONS, SECTION 13 OF THE HORSE RACING ACT (CHAP. 769, 1933, AS AMENDED)—Continued

Allocations

	July 1, 1933, to June 30, 1934, 85th F. Y.	July 1, 1934, to June 30, 1935, 86th F. Y.	July 1, 1935, to June 30, 1936, 87th F. Y.	July 1, 1936, to June 30, 1937, 88th F. Y.	July 1, 1937, to June 30, 1938, 89th F. Y.	July 1, 1938, to June 30, 1939, 90th F. Y.	July 1, 1939, to June 30, 1940 91st F. Y.
For encouragement of fairs:							
Citrus Fairs (5 percent of balance after deducting appropriations)[1]	$7,035 37	$44,202 68	$65,098 67	$82,412 99	$111,087 90	$134,092 93	$125,164 98
Agricultural Fairs (40 percent of balance after deducting appropriations)[2]	56,282 94	353,621 32	520,789 36	659,303 94	888,703 45	1,072,743 64	1,001,319 92
Total for fairs	$63,318 31	$397,824 00	$585,888 03	$741,716 93	$999,791 35	$1,206,836 57	$1,126,484 90
Distribution of balance after deducting appropriations and allocations to fairs[3]							
University of California		$146,392 30	$238,465 03	$301,890 36	$403,249 17	$486,757 43	$454,348 92
California Polytechnic School		146,392 30	238,465 04	301,890 35	305,491 81	368,755 63	344,203 72
State Relief Administration		145,392 31	238,465 04	301,890 35			
Capital outlay at fairs					513,226 24	619,509 45	578,262 25
Balance carried forward to next year	$76,277 58	$48,743 17					
Total, distribution of balance	$76,277 58	$487,920 08	$715,395 11	$905,671 06	$1,221,967 22	$1,475,022 51	$1,376,814 89
Total, Appropriations and Allocations	$259,657 36	$1,081,380 94	$1,636,116 61	$1,933,259 84	$2,527,802 56	$2,990,912 81	$2,810,246 30

EXPLANATION OF SYMBOLS

[1] Funds available for use on July 1st of year following collection of revenue. Distributed as provided by Section 85 of the Agricultural Code. National Orange Show at San Bernardino is the only citrus fair to qualify.

[2] Funds apportioned on December 31st of year following collection of revenue. *Distributed as provided by Section 92 of the Agricultural Code.*

[3] Prior to July 1, 1935, the balance was carried forward to next succeeding year and was distributed as revenue. Under the provisions of Chapter 515, Statutes of 1935, the balance was transferred to the General Fund and distributed as follows:

One-third to University of California
One-third to California Polytechnic School
One-third to State Relief Administration

All moneys available under this amendment were available for expenditure on July 1st of year following collection of revenue. Under the provisions of Chapter 810, Statutes of 1937, the balance was distributed as follows:

33 percent to University of California
25 percent to California Polytechnic School
42 percent for Capital Outlay at fairs as allotted by executive order of the Director of Finance

Fair and Exposition Fund

COMPARATIVE STATEMENT OF REVENUE APPROPRIATIONS AND ALLOCATIONS, JULY 1, 1940, TO JUNE 30, 1944

Revenue

	July 1, 1940, to June 30, 1941, 92nd F Y.	July 1, 1941, to June 30, 1942, 93rd F. Y.	July 1, 1942, to June 30, 1943, 94th F. Y.	July 1, 1943, to June 30, 1944, 95th F. Y
Track License Fees (4% to 6% of Pari-mutuel Pools)				
Tanforan Co. Ltd (Tanforan)		$358,875 12		
Calif Jockey Club (Bay Meadows)	$674,764 64	35,604 52	$1,048,114 15	$2,363,588 16
Los Angeles Turf Club (Santa Anita)	1,439,566 64			
Del Mar Turf & Surf Club (Del Mar)	176,709 32	314,109 80		
Hollywood Turf Club (Inglewood)	1,324,472 08	772,068 68		
Golden Gate Turf Club (Albany)	22,301 52			
Totals, Metropolitan Tracks	$3,637,814 20	$1,480,658 12	$1,048,114 15	$2,363,588 16
California State Fair	$22,390 96	$29,034 12		
District and County Fairs:				
San Joaquin Co Fair (Stockton)	$7,381 68	$11,166 52		
Los Angeles Co Fair (Pomona)	102,008 40	139,195 04		
Humboldt Co Fair (Ferndale)	643 16	855 24		
Fresno Co Fair (Fresno)	4,113 04	5,674 44		
36th Dist Agr Assoc. (Dixon)	631 64	1,060 84		
Santa Barbara Co Fair (Santa Maria)				
Sonoma Co Fair (Santa Rosa)	6,576 00	11,251 28	$21,767 56	
22d Dist Agr Assoc. (Del Mar)				
13th Dist Agr. Assoc (Marysville)				
Monterey Co Fair (Monterey)	1,559 44	1,932 88		
35th Dist. Agr. Assoc (Merced)	196 32			
9th Dist Agr Assoc (Eureka)	1,456 40	1,544 96		
12th Dist. Agr. Assoc (Ukiah)				
41st Dist. Agr Assoc (Crescent City)	208 24	368 36		
Alameda Co. Fair (Pleasanton)	3,618 40	17,305 76		
Totals, district and county fairs	$128,392 72	$190,955 32	$21,767 56	
Totals, track license fees	$3,788,597 88	$1,700,647 56	$1,069,881 71	$2,363,588 16
Miscellaneous				
Licenses of jockeys, trainers, etc	$17,226 50	3,199 50	$7,803 50	$8,804 00
Miscellaneous				
Totals, Miscellaneous	$17,226 50	$3,199 50	$7,803 50	$8,804 00
Totals, Revenue	$3,805,824 38	$1,703,847 06	$1,077,685 21	$2,372,392 16
Less. Revenue from General Fund			47,115 91	387,862 72
Totals, Revenue for Fair and Exposition Fund	$3,805,824 38	$1,703,847 06	$1,030,569 30	$1,984,529 44
Reverted appropriations redistributed		133,112 20		12,745 12
Totals, Available for Distribution	$3,805,824 38	$1,836,959 26	$1,030,569 30	$1,997,274 54

Fair and Exposition Fund

COMPARATIVE STATEMENT OF REVENUE APPROPRIATIONS AND ALLOCATIONS, JULY 1, 1940, TO JUNE 30, 1944—Continued

Distribution

	July 1, 1940, to June 30, 1941, 92nd F. Y.	July 1, 1941, to June 30, 1942, 93rd F Y.	July 1, 1942, to June 30, 1943, 94th F Y.	July 1, 1943, to June 30, 1944, 95th F. Y.
Total available for distribution	$3,805,824 38	$1,836,959 26	$1,030,569 30	$1,997,274 54
Appropriations				
California Horse Racing Board-support	$27,500 00	$75,000 00	$75,000 00	$24,782 00
California State Fair-support	125,000 00	125,000 00	125,000 00	125,000 00
Los Angeles County Fair-support	125,000 00	125,000 00	125,000 00	125,000 00
Sixth District Agriculture Association Fair-support	15,000 00	15,000 00	15,000 00	15,000 00
Department of Finance—Supervision and auditing fairs	10,000 00	30,000 00	30,000 00	18,974 00
Department of Public Works—Exhibit at San Diego Exposition				
California Polytechnic School—Support				
Modoc Fair Association—Claim				
Chief Accounting Officer—Department of Finance—Claim				
Contributions to Employees Retirement Fund	7,014 14	13,198 12		10,000 00
Total Appropriations	$309,514 14	$383,198 12	$370,000 00	$318,756 00
Allocations From First Balance				
Encouragement of citrus fairs—5 percent of first balance	$174,815 51	$72,688 04	$33,028 46	$83,925 93
Encouragement of district and county fairs—40 percent of first balance	$1,398,524 10	581,504 46	264,227 72	671,407 43
Total allocations form first balance	$1,573,339 61	$654,192 50	$297,256 18	$755,333 36
Allocations From Second Balance				
University of California	$634,580 33	$263,857 66	$119,893 33	$304,651 11
California Polytechnic School	480,742 65	199,892 16	90,828 27	230,796 29
State Relief Administration				
Capital Outlay at Fairs	807,647 65	235,818 82	52,591 52	281,137 80
1-A District Agricultural Association-support		100,000 00	100,000 00	100,000 00
Poultry Improvement Commission-support				6,600 00
Total allocations from second balance	$1,922,070 63	$799,568 64	$363,313 12	$923,185 20
Total Appropriations and Allocations	$3,805,824 38	$1,836,959 26	$1,030,569 30	$1,997,274 56

Fair and Exposition Fund

REVENUE RECEIVED FROM HORSE RACING BY THE STATE CONTROLLER AND DISTRIBUTION OF THE REVENUE JULY 1, 1944, TO JUNE 30, 1945, 96TH FISCAL YEAR

Revenue

Track license fees (4 percent of pari-mutuel pools)	
California Jockey Club—Bay Meadows	
Fall Meeting 1944	$809,485 12
Hollywood Turf Club—Inglewood	
Fall Meeting 1944	2,384,358 64
Los Angeles Turf Club—Santa Anita	
Summer Meeting 1945 (First 28 days)	2,158,222 28
Total, track license fees	$5,352,066 04
Miscellaneous Licenses—Jockeys, Trainers, etc	14,522 50
TOTAL REVENUE[1]	$5,366,588 54

[1] Revenue for General Fund in sum of $1,776,033.02 not included.

Distribution as Provided by Sections 19621 to 19626 of the Business and Professions Code

Total available for distribution	$5,366,588 54
Less fixed annual appropriations	
California Horse Racing Board	$24,782 00
Department of Finance	
Division of Audits	7,500 00
Division of Fairs and Expositions	18,474 00
California State Fair	125,000 00
Los Angeles County Fair	125,000 00
6th District Agricultural Association	15,000 00
Contributions to Employees Retirement Fund	10,000 00
	$325,756 00
FIRST BALANCE	$5,040,832 54
Less allocation to fairs	
5 percent of first balance to citrus fairs	$252,041 62
40 percent of first balance to agricultural fairs	2,016,333 01
	$2,268,374 63
Second balance	$2,772,457 91
Less other allocations	
25 percent for California Polytechnic School	$693,114 48
33 percent for University of California	914,911 11
42 percent for Capital Outlay at State, County, District and Citrus Fairs	1,164,432 32
	$2,772,457 91

Fair and Exposition Fund

REVENUE RECEIVED FROM HORSE RACING BY THE STATE CONTROLLER AND DISTRIBUTION OF THE REVENUE JULY 1, 1945, TO JUNE 30, 1946, 97TH FISCAL YEAR

Revenue

Track license fees (4 percent of pari-mutuel pools)	
Metropolitan tracks—running races	
Los Angeles Turf Club—Santa Anita	
Summer Meeting 1945 (last 12 days)	$1,347,154 56
Winter Meeting 1945-46	5,627,461 64
Del Mar Turf Club—Del Mar	
Summer Meeting—1945	953,871 56
Hollywood Turf Club—Inglewood	
Fall Meeting—1945	3,152,660 04
Summer Meeting—1946 (first 22 days)	1,864,727 00
California Jockey Club—Bay Meadows	
Fall Meeting—1945	1,516,537 68
Spring Meeting—1946	1,442,993 20
Total, Metropolitan Tracks, Running Races	$15,905,405 68
Metropolitan Tracks—harness races	
Pacific Coast Trotting Association	
Fall Meeting 1945—Bay Meadows	$11,273 04
Spring Meeting 1946—Bay Meadows (first 13 days)	57,976 90
Western Harness Racing Association	
Spring Meeting—1946—Santa Anita	480,764 92
Total, Metropolitan Tracks—Harness Races	$550,014 92
District and county fairs	
2d District Agricultural Association—Stockton	$17,156 84
Alameda County Fair—Pleasanton	66,648 56
Sonoma County Fair—Santa Rosa	24,537 36
Total, District and County Fairs	$108,342 76
Total, Track License Fees	$16,563,763 36
Miscellaneous Licenses—Jockeys, Trainers, etc	21,401 50
Total revenue	$16,585,164 86
Reverted appropriations	112,841 26
Total available for distribution	$16,698,006 12

Fair and Exposition Fund

REVENUE RECEIVED FROM HORSE RACING BY THE STATE CONTROLLER AND DISTRIBUTION OF THE REVENUE JULY 1, 1945, TO JUNE 30, 1946, 97TH FISCAL YEAR—Continued

Distribution

TOTAL AVAILABLE FOR DISTRIBUTION	$16,698,006 12
Less fixed annual appropriations:	
California Horse Racing Board	$68,597 50
Division of Fairs and Expositions	21,052 50
State Agricultural Society	
Support—California State Fair	125,000 00
Support—Junior Agricultural Fair	15,000 00
Los Angeles County Fair	125,000 00
1-A District Agricultural Association	100,000 00
6th District Agricultural Association	15,000 00
Total fixed annual appropriations	$469,650 00
First balance	$16,228,356 12
Less allocations to fairs:	
5 percent of First Balance to citrus fairs ninety-seventh Fiscal Year	[1]$810,467 44
ninety-sixth Fiscal Year	950 37
40 percent of First Balance to district and county agricultural fairs ninety-seventh Fiscal Year	[1]6,483,739 49
ninety-sixth Fiscal Year	[2]7,602 95
Total allocations to fairs	$7,302,760 25
	8,925,595 87
Add excess in prior years 5 percent for citrus fairs redistributed during ninety-seventh Fiscal Year	147,041 62
Second balance	$9,072,637 49
Distribution of second balance:	
25 percent for California Polytechnic School	$2,268,159 38
33 percent for University of California	2,993,970 36
42 percent for capital outlay of State, county, district and citrus fairs[3]	2,310,507 75

Revenue for the General Fund

Track License Fees	
(1 percent of second $10,000,000 and 2 percent of all over $20,000,000 handled in the pari-mutuel pools at any meeting)	
Metropolitan Tracks—Running Races	
Los Angeles Turf Club—Santa Anita	
Summer Meeting—1945 (last 12 days)	$673,577 28
Winter Meeting—1945-46	2,513,730 82
Del Mar Turf Club—Del Mar	
Summer Meeting—1945	176,935 78
Hollywood Turf Club—Inglewood	
Fall Meeting—1945	1,276,330 02
Summer Meeting—1946 (first 22 days)	632,363 50
California Jockey Club—Bay Meadows	
Fall Meeting—1945	458,268 84
Spring Meeting—1946	421,496 60
Total, Metropolitan Tracks—Running Races	$6,152,702 84
Metropolitan tracks—harness races	
Western Harness Racing Association	
Spring Meeting—1946—Santa Anita	$20,191 23
Total, metropolitan tracks—harness races	$20,191 23
Total revenue for the General Fund	$6,172,894 07

[1] Any amount in excess of the maximum amount which may be apportioned to fairs under Section 19624 of the Business and Professions Code shall be transferred to the Second Balance and distributed as provided under Section 19626 of said code. The actual redistribution will be made following the close of the Fiscal Year.

[2] Under the Budget Bill Chapter 644, Statutes of 1945, the following appropriations were made out of the unallocated balance of funds previously appropriated for capital outlay for fairs

Poultry Improvement Commission, Item 43	$9,924 00
Poultry Improvement Commission, Item 44	300 00
Division of Audits, Item 126	50,000 00
State Agricultural Society, Item 129	150,000 00

[3] The amount of Ninety-sixth Fiscal Year funds available for district and county agricultural fairs was increased $67,084.37 by the reappropriation of prior year balances under Chapter 1248, Statutes of 1945.

ESTIMATED UNBUDGETED SURPLUS, DECEMBER 31, 1946, OF 65 DISTRICT AND COUNTY FAIRS WHICH RECEIVE FUNDS UNDER SECTION 92, AGRICULTURAL CODE

DISTRICT FAIRS

District	District funds Sec. 89, Agricultural Code	State funds Sec. 92 Agricultural Code	Total
1st		$81,286 13	$81,286 13
2d	$10,245 72	205,559 37	215,805 09
3d	1,186 73	65,423 56	66,610 29
4th*	2,616 29	97,968 91	100,585 20
7th*			
9th*			
10th	2,022 79	91,919 61	93,942 40
12th*			
13th*			
14th*			
15th	7,613 28	88,354 61	95,967 89
17th*			
19th	10,581 55	88,424 28	99,005 83
20th	(966 16)	112,873 96	111,907 80
21st	28,194 87	213,333 50	241,528 37
21-A	1,566 84	80,611 68	82,178 52
22d	131,739 01	77,125 83	208,864 84
23d	726 84	57,544 69	58,271 53
24th	23,364 70	73,023 88	96,388 58
25th*			
26th	474 92	86,657 14	87,132 06
27th	837 63	124,064 65	124,902 28
29th	3,393 32	78,497 31	81,890 63
30th	690 14	64,005 33	64,695 47
31st*			
33d*			
34th	3,951 19	112,381 42	116,332 61
35th	39,222 90	65,468 02	104,690 92
35-A	49 39	73,670 73	73,720 12
36th	5,074 64	93,300 20	98,374 84
37th*			
38th*			
39th	724 86	66,409 29	67,134 15
40th	2,442 53	109,870 74	112,313 27
41st	3,113 24	92,923 46	96,036 70
42d	319 48	128,244 75	128,564 23
44th	239 79	84,044 94	84,284 73
45th	2,414 45	86,031 27	88,445 72
46th*			
47th*			
49th	1,310 64	104,884 18	106,194 82
50th*			
Total-28 districts	$283,151 58	$2,703,903 44	$2,987,055 02
Total-16 counties[5]		1,174,175 77	1,174,175 77
Total-54 district and county fairs	$283,151 58	$3,878,079 21	$4,161,230 79

* Budgets not yet approved.

ESTIMATED UNBUDGETED SURPLUS, DECEMBER 31, 1946, OF 65 DISTRICT AND COUNTY FAIRS WHICH RECEIVE FUNDS UNDER SECTION 92, AGRICULTURAL CODE—Continued

COUNTY FAIRS

County	State funds Sec 92 Agricultural Code
Alameda	$93,731 96
Butte	75,828 52
El Dorado*	
Humboldt	155,270 12
Lassen	139,708 14
Madera	0 00
Mendocino*	
Merced	0 00
Monterey	59,909 48
Napa	75,967 86
Orange	89,101 93
Placer*	
Plumas*	
Riverside	82,846 30
Sacramento	77,881 79
San Benito*	
San Francisco	70,479 65
San Joaquin	62,009 47
San Mateo*	
Santa Clara	79,149 98
Shasta	61,297 30
Sonoma	50,993 27
Trinity*	
Total 16 counties	$1,174,175 77

* Budgets not yet approved

SUMMARY OF 1946 BUDGETS FOR DISTRICT AND COUNTY FAIRS

	District Agricultural Associations				
	District Funds Sec 89 Agricultural Code	State Funds Sec 92 Agricultural Code	Special Appropriation 1-A District Agricultural Association	County Fairs Sec 92 Agricultural Code	Total
Estimated unbudgeted surplus, January 1, 1946	$269,496 50	$2,691,644 15	$424,452 96	$1,097,120 90	$4,482,714 51
Estimated revenue	1,134,721 80	2,739,532 50	100,000 00	1,377,000 00	5,351,254 30
Estimated available funds	$1,404,218 30	$5,431,176 65	$524,452 96	$2,474,120 90	$9,833,968 81
Estimated operating expenditures	$532,563 06	$364,484 85	$268,949 71	$141,417 60	$1,307,415 22
Premium expenditures	3,150 00	492,258 76	84,950 00	235,332 82	815,691 58
Capital expenditures	19,400 00	515,200 84	131,070 00	193,620 26	859,291 10
Total estimated expenditures	$555,113 06	$1,371,944 45	$484,969 71	$570,370 68	$2,982,397 90
Estimated unbudgeted surplus, December 31, 1946	$849,105 24	$4,059,232 20	$39,483 25	$1,903,750 22	$6,851,570 91

NOTE: Funds not under budgetary control of the Department of Finance and funds allocated for capital outlay under Section 19626, Business and Professions Code, not included in this summary.

DISTRICT AND COUNTY FAIRS—SUMMARY OF 1946 BUDGETS

District Funds—Section 89, Agricultural Code

District Agricultural Association	Unbudgeted surplus January 1, 1946	Estimated revenue 1946*	Estimated available funds	Estimated operating expenditures	Estimated premium expenditures	Estimated capital expenditures	Total estimated expenditures	Estimated unbudgeted surplus Dec 31, 1946
1st								
1-A	$55,629 36	$508,276 00	$563,905 36	$92,975 00			$92,975 00	$470,930 36
2d	10,245 72		10,245 62					10,245 72
3d	286 73	900 00	1,186 73					1,186 73
4th	15,706 71	500 00	16,206 71	13,590 42			13,590 42	2,616 29
7th	—1,065 15	384 00	—681 15	833 26			833 26	—1,514 41
9th	350 92	1,150 00	1,500 92	1,450 00			1,450 00	50 92
10th	1,362 79	5,720 00	7,082 79	5,060 00			5,060 00	2,022 79
12th	1,928 00	400 00	2,328 00	300 00			300 00	2,028 00
13th	345 18	186 80	531 98	250 00			250 00	281 98
14th	233 55	295 00	528 55	300 00			300 00	228 55
15th	4,589 28	12,700 00	17,289 28	9,676 00			9,676 00	7,613 28
16th		19,050 00	19,050 00	19,002 00			19,002 00	48 00
17th	129 53		129 53					129 53
19th	9,782 55	23,825 00	33,607 55	23,026 00			23,026 00	10,531 55
20th	—966 16		—966 16					—966 16
21st	25,954 87	2,240 00	28,194 87					28,194 87
21-A	2,051 84	400 00	2,451 84	885 00			885 00	1,566 84
22d	43,909 01	230,800 00	274,709 01	121,570 00	$3,150 00	$18,250 00	142,970 00	131,739 01
23d	—2,968 16	15,475 00	12,506 84	11,780 00			11,780 00	726 84
24th	16,849 70	39,600 00	56,449 70	33,085 00			33,085 00	23,364 70
25th	3,491 97	16,650 00	20,141 97	11,625 00			11,625 00	8,516 97
26th	—260 08	4,530 00	4,269 92	3,795 92			3,795 00	474 92
27th	737 63	10,400 00	11,137 63	10,300 00			10,300 00	837 63
29th	293 32	3,950 00	4,243 32	850 00			850 00	3,393 32
30th	2,890 14	200 00	3,090 14	2,400 00			2,400 00	690 14
31st	5,099 89	43,645 00	48,744 89	20,550 88			20,550 88	28,194 01
33d	45 17		45 17					45 17
34th	2,683 69	8,317 50	11,001 19	7,050 00			7,050 00	3,951 19
35th	38,697 90	38,000 00	76,697 90	37,475 00			37,475 00	39,222 90
35-A	342 89	3,100 00	3,442 89	3,393 50			3,393 50	59 39
36th	5,249 64	10,950 00	16,199 64	10,875 00		250 00	11,125 00	5,074 64
37th	3,694 38	38,950 00	42,644 38	9,940 00			9,940 00	32,704 38
38th	5,113 52	35,765 00	40,878 52	27,235 00			27,235 00	13,643 52
39th	512 36	6,137 50	6,649 86	5,925 00			5,925 00	724 86
40th	2,242 53	1,100 00	3,342 53	900 00			900 00	2,442 53
41st	488 24	4,475 00	4,963 24	1,850 00			1,850 00	3,113 24
42d	319 48	14,000 00	14,319 48	14,000 00			14,000 00	319 48
44th	—115 21	4,650 00	4,534 79	4,295 00			4,295 00	239 79
45th	4,014 45	800 00	4,814 45	1,500 00		900 00	2,400 00	2,414 45
46th	3 46	1,180 00	1,183 46	1,000 00			1,000 00	183 46
48th	4,430 75	10,000 00	14,430 75	12,500 00			12,500 00	1,930 75
49th	1,311 64	300 00	1,611 64	301 00			301 00	1,310 64
50th	3,852 47	8,930 00	12,782 47	6,750 00			6,750 00	6,032 47
51st		6,790 00	6,790 00	4,270 00			4,270 00	2,520 00
Totals, 45 District Fairs	$269,496 50	$1,134,721 80	$1,404,218 30	$532,563 06	$3,150 00	$19,400 00	$555,131 06	$849,105 24

* From nonstate controlled operations.

DISTRICT AND COUNTY FAIRS—SUMMARY OF 1946 BUDGETS—Continued

State Funds—Section 92, Agricultural Code

District Agricultural Association	Unbudgeted surplus January 1, 1946	Estimated revenue 1946	Estimated available funds	Estimated operating expenditures	Estimated premium expenditures	Estimated capital expenditures	Total estimated expenditures	Estimated unbudgeted surplus Dec. 31, 1946
1st	$48,465 94	$65,000 00	$113,465 94	$4,320 00	$15,000 00	$11,500 00	$30,820 00	$82,645 94
2d	187,834 37	65,000 00	252,834 37	5,275 00	38,750 00	3,250 00	47,275 00	205,559 37
3d	51,130 34	65,000 00	116,130 34	2,500 00		47,000 00	49,500 00	66,630 34
4th	41,021 27	65,000 00	106,021 27	122 50	7,009 09		7,131 59	98,889 68
7th	85,223 21	65,000 00	150,223 21	8,949 57		160 19	9,109 76	141,113 45
9th	39,713 91	65,000 00	104,713 91	8,500 00	14,296 72	1,000 00	23,796 72	80,917 19
10th	47,242 05	65,000 00	112,242 05	5,376 00	12,750 00	1,000 00	19,126 00	93,116 05
12th	47,241 32	65,000 00	112,241 32	1,775 00		5,000 00	6,775 00	105,466 32
13th	42,343 45	65,000 00	107,343 45	8,850 00		26,200 00	35,050 00	72,293 45
14th	51,600 84	65,000 00	116,600 84	8,175 00		12,621 00	20,796 00	95,804 84
15th	64,164 42	65,000 00	129,164 42	8,875 00	29,450 00	1,125 00	39,450 00	89,714 42
16th		3,532 50	3,532 50		3,532 50		3,532 50	
17th	57,222 19	65,000 00	122,222 19	1,694 75		700 00	2,394 75	119,827 44
19th	51,018 22	65,000 00	116,018 22	4,518 75	21,839 00		26,357 75	89,660 47
20th	53,858 77	65,000 00	118,858 77	4,255 00		100 00	4,625 00	114,233 77
21st	166,193 50	65,000 00	231,193 50	17,860 00			17,860 00	213,333 50
21-A	35,493 60	65,000 00	100,493 60	5,416 25		13,275 00	18,691 25	81,802 35
22d	54,651 20	65,000 00	119,651 20	22,150 00	10,630 00	8,100 00	40,880 00	78,771 20
23d	24,136 65	65,000 00	89,136 65	14,820 00	10,250 00	5,600 00	30,670 00	58,466 65
24th	95,721 19	65,000 00	160,721 19	23,657 31	20,000 00	44,040 00	87,697 31	73,023 88
25th	53,014 51	65,000 00	118,014 51	9,051 00	13,100 00		22,151 00	95,863 51
26th	45,425 58	65,000 00	110,425 58	10,063 50	12,500 00		22,563 50	87,862 08
27th	127,831 40	65,000 00	192,831 40	3,838 75	41,000 00	23,505 25	68,344 00	124,487 40
29th	53,471 46	65,000 00	118,471 46	13,311 75	9,662 40	17,000 00	39,974 15	78,497 31
30th	76,887 55	65,000 00	141,887 55	11,720 00	15,000 00	49,120 00	75,840 00	66,047 55
31st	42,923 11	65,000 00	107,923 11	20,320 50	7,520 00	1,800 00	29,640 50	78,282 61
33d	71,236 13	65,000 00	136,236 13	10,060 00		2,920 40	12,980 40	123,255 73
34th	69,987 48	65,000 00	134,987 48	4,950 00	15,400 00	526 00	20,876 00	114,111 48
35th	44,963 82	65,000 00	109,963 82	1,000 00	12,000 00	30,000 00	43,000 00	66,963 82
35-A	31,181 19	65,000 00	96,181 19	9,092 50	9,400 00	3,100 00	21,592 50	74,588 69
36th	68,046 09	65,000 00	133,046 09	9,575 00	10,800 00	8,340 00	28,715 00	104,331 09
37th	95,877 32	65,000 00	160,877 32	21,970 00	43,449 05	5,455 00	70,874 05	90,003 27
38th	76,592 09	65,000 00	141,592 09	4,212 50	17,710 00	49,110 00	71,032 50	70,559 59
39th	45,723 29	65,000 00	110,723 29	5,578 75	10,150 00	27,500 00	43,228 75	67,494 54
40th	52,766 62	65,000 00	117,766 62	2,000 00		4,550 00	6,550 00	111,216 62
41st	118,236 59	65,000 00	183,236 59	15,650 00	22,250 00	28,500 00	66,400 00	116,836 59
42d	114,781 02	65,000 00	179,781 02	9,600 00	25,100 00	14,100 00	48,800 00	130,981 02
44th	56,121 48	65,000 00	121,121 48	10,737 47	10,710 00	14,153 00	35,600 47	85,521 01
45th	48,414 31	65,000 00	113,414 31	10,905 00		15,000 00	25,905 00	87,509 31
46th	34,412 22	65,000 00	99 412 22	7,638 00	4,350 00	850 00	12,838 00	86,574 22
48th	53,183 96	65,000 00	118,183 96	9,000 00	15,750 00	35,000 00	59,750 00	58,433 96
49th	42,948 34	65,000 00	107,948 34	2,000 00			2,000 00	105,948 34
50th	23,342 15	65,000 00	88,342 15	4,850 00	6,900 00	4,000 00	15,750 00	72,592 15
51st		6,000 00	6,000 00		6,000 00		6,000 00	
Totals, 44 Districts Fairs	$2,691,644 15	$2,739,532 50	$5,431,176 65	$364,484 85	$492,258 76	$515,200 84	$1,371,944 45	$4,059,232 20

DISTRICT AND COUNTY FAIRS—SUMMARY OF 1946 BUDGETS—Continued

State Funds—Section 92, Agricultural Code

County	Unbudgeted surplus January 1, 1946	Estimated revenue 1946	Estimated available funds	Estimated operating expenditures	Estimated premium expenditures	Estimated capital expenditures	Total estimated expenditures	Estimated unbudgeted surplus Dec. 31, 1946
Alameda	$39,960 88	$65,000 00	$104,960 88	$10 00	$10,260 00		$10,270 00	$94,690 88
Butte	33,526 50	65,000 00	98,526 50	5,600 00	15,000 00	$1,150 00	21,750 00	76,776 50
El Dorado	58,770 99	65,000 00	123,770 99	3,700 00		2,500 00	6,200 00	117,570 99
Humboldt	175,275 59	65,000 00	240,275 59	31,385 00	37,695 47	15,925 00	85,005 47	155,270 12
Lassen	111,315 10	65,000 00	176,315 10	10,880 00	22,825 00	400 00	34,105 00	142,210 10
Madera		6,000 00	6,000 00		6,000 00		6,000 00	
Mendocino	89,025 61	65,000 00	154,025 61	7,975 00	14,905 00	10,900 00	33,780 00	120,245 61
Merced		6,000 00	6,000 00		6,000 00		6,000 00	
Monterey	17,826 42	65,000 00	82,826 42	6,762 50	6,350 00	8,900 00	22,512 50	60,313 92
Napa	53,011 25	65,000 00	118,011 25	7,206 25	12,500 00	21,050 00	40,756 25	77,255 00
Orange	45,878 95	65,000 00	110,878 95	8,160 00	10,100 00	2,500 00	20,760 00	90,118 95
Placer	51,007 47	65,000 00	116,007 47					116,007 47
Plumas	20,542 77	65,000 00	85,542 77	12,115 10	6,885 25	8,045 26	27,045 61	58,497 16
Riverside	51,238 71	65,000 00	116,238 71	2,350 00		30,000 00	32,350 00	83,888 71
Sacramento	23,091 67	65,000 00	88,091 67	115 00	8,784 60		8,899 60	79,192 07
San Benito	11,013 86	65,000 00	76,013 86	3,850 00	3,150 00		7,000 00	69,013 86
San Francisco	9,959 37	65,000 00	74,959 37	1,005 00	3,227 50		4,232 50	70,726 87
San Joaquin	12,571 97	65,000 00	77,571 97	2,362 50	6,600 00	6,600 00	15,562 50	62,009 47
San Mateo	114,887 01	65,000 00	179,887 01	18,850 00	18,500 00		37,350 00	142,537 01
Santa Clara	38,095 30	65,000 00	103,095 30	340 00	10,770 00	12,000 00	23,110 00	79,985 30
Shasta	23,308 77	65,000 00	88,308 77	4,156 25	7,090 00	15,200 00	26,446 25	61,862 52
Sonoma	66,908 26	65,000 00	131,908 26	8,725 00	16,000 00	54,000 00	78,725 00	53,183 26
Trinity	49,904 45	65,000 00	114,904 45	5,870 00	12,190 00	4,450 00	22,510 00	92,394 45
Totals—23 County Fairs	$1,097,120 90	$1,377,000 00	$2,474,120 90	$141,417 60	$235,332 82	$193,620 26	$570,370 68	$1,903,750 22

Department of Finance—Fairs and Expositions Division
ESTIMATE OF FUNDS AVAILABLE FOR CAPITAL OUTLAY FOR FAIRS UNDER SECTION 19626, BUSINESS AND PROFESSIONS CODE FOR THE PERIOD OCTOBER 2, 1945, TO JUNE 30, 1948

Unallocated balance October 2, 1945	$2,274,615 68
Revenue received October 2, 1945 to November 30, 1946	4,521,248 54
	$6,795,864 22
Less allocations made October 2, 1945, to November 30, 1946	$1,839,157 50
Unallocated balance November 30, 1946	4,956,706 72
Estimated Revenue December 1, 1946, to June 30, 1947	3,209,420 29
Estimated funds available December 1, 1946, to June 30, 1947	8,166,127 01
Estimated Revenue July 1, 1947 to June 30, 1948	3,309,446 88
Estimated funds available December 1, 1946, to June 30, 1948	$11,475,573 89

Department of Finance—Fairs and Expositions Division
ALLOCATIONS FOR CAPITAL OUTLAY FOR FAIRS UNDER SECTION 19626, BUSINESS AND PROFESSIONS CODE OCTOBER 2, 1945, TO NOVEMBER 30, 1946

F 204 33d District Agricultural Association	$5,000 00
F 205 45th District Agricultural Association	60,000 00
F 206 Architectural Services	10,000 00
F 207 40th District Agricultural Association	4,200 00
F 208 3d District Agricultural Association	20,000 00
F 209 21-A District Agricultural Association	5,000 00
F 210 State Agricultural Society	68,500 00
F 211 Monterey County	10,000 00
F 212 39th District Agricultural Association	40,000 00
F 213 Los Angeles County	425,000 00
F 214 Santa Clara County	150,000 00
F 215 1st District Agricultural Association	11,500 00
F 216 3d District Agricultural Association	20,000 00
F 217 24th District Agricultural Association	35,000 00
F 218 50th District Agricultural Association	12,500 00
F 219 Alameda County	13,000 00
F 220 Alameda County	60,000 00
F 221 State Agricultural Society	18,450 00
F 222 Sonoma County	60,000 00
F 224 Riverside County	30,000 00
F 225 35th District Agricultural Association	3,000 00
F 226 Alameda County	65,000 00
F 227 Lassen County	3,900 00
F 228 3d District Agricultural Association	30,000 00
F 229 23d District Agricultural Association	6,300 00
F 230 1st District Agricultural Association	700 00
F 231 13th District Agricultural Association	6,000 00
F 232 45th District Agricultural Association	27,000 00
F 233 25th District Agricultural Association	10,000 00
F 234 Architectural Services	15,000 00
F 235 State Agricultural Society	6,000 00
F 238 Lassen County	23,000 00
F 239 46th District Agricultural Association	8,000 00
F 240 Plumas County	21,000 00
F 241 48th District Agricultural Association	100,000 00
F 242 48th District Agricultural Association	134,000 00
F 243 1-A District Agricultural Association	112,500 00
F 244 21-A District Agricultural Association	51,500 00
F 245 Plumas County	10,000 00
F 246 1-A District Agricultural Association	4,250 00
F 247 14th District Agricultural Association	30,000 00
F 248 National Orange Show	100,000 00
F 249 35-A District Agricultural Association	11,500 00
F 250 San Joaquin County	2,357 50
Total	$1,839,157 50

ALLOCATIONS FROM THE FAIR AND EXPOSITION FUND FOR CAPITAL OUTLAY FOR THE STATE, CITRUS, COUNTY AND DISTRICT FAIRS

Under Chapter 810, Statutes of 1937; Chapter 47, Statutes of 1941; and Chapter 1247, Statutes of 1945; for the period July 2, 1937 to September 27, 1946

Summary

Total revenue July 2, 1937, to September 27, 1946		$9,410,769 47
Allotments by executive order under Section 19626, Business and Professions Code	$4,116,804 75	
Less unused balances canceled	122,582 73	
Net allotments (per detail attached)	$3,994,222 02	
Special appropriations:		
1-A District Agricultural Association:		
Section 19626, Business and Professions Code	400,000 00	
Poultry Improvement Commission:		
Chapter 62, Statutes of 1943	11,600 00	
Chapter 644, Statutes of 1945	10,224 00	
Division of Audits:		
Chapter 644, Statutes of 1945	50,000 00	
State Agricultural Society:		
Chapter 644, Statutes of 1945	150,000 00	
Total allotments and appropriations July 2, 1937, to September 27, 1946		$4,616,046 02
Unallocated balance, September 27, 1946		$4,794,723 45

State Fair:

State Agricultural Society:

F-13	3-21-38	$15,000 00
F-16	4-12-38	60,000 00
F-19	5- 2-38	19,999 99
F-24	7- 9-38	10,761 00
F-50	12-31-38	27,718 89
F-51	4- 4-39	45,000 00
F-52	4- 4-39	10,527 48
F-62	10- 1-39	21,925 00
F-69	12-18-39	6,000 00
F-88	5-10-40	31,485 79
F-103	8-16-40	14,999 25
F-125	3- 5-41	44,940 71
F-148	4-30-41	7,978 50
F-149	5-13-41	9,180 59
F-155	6-26-41	259 01
F-156	7- 1-41	40,797 30
F-165	8-19-41	2,493 88
F-172	9-17-41	9,869 56
F-176	10-24-41	9,975 85
F-180	1- 5-42	11,154 99
F-190	3-20-44	2,153 00
F-198	5-11-45	5,000 00
F-203	10- 1-45	500 00
F-210	12-26-45	68,500 00
F-221	2-18-46	18,450 00
F-235	6- 5-46	6,000 00
		$500,670 79

Citrus Fairs:

National Orange Show:

F-6	2-11-38	$24,890 96
F-185	3-27-42	1,500 00
		$26,390 96

County Fairs:

Alameda County—Pleasanton:

F-94	6- 4-40	$10,000 00
F-111	11-28-40	46,500 00
F-131	3-27-41	29,118 56
F-219	2-15-46	13,000 00
F-220	2-15-46	60,000 00
F-226	5- 9-46	65,000 00
		$223,618 56

El Dorado County—Placerville:

F-79	3-18-40	$21,598 70

Humboldt County—Ferndale:

F-5	1-29-38	$5,000 00
F-14	3-21-38	15,000 00
F-33	9-15-38	4,000 00
F-57	8-14-39	11,000 00
		$35,000 00

Lassen County—Susanville:

F-227	5- 9-46	$3,900 00
F-238	7-23-46	23,000 00
		$26,900 00

Los Angeles County—Pomona:

F-21	5-11-38	$74,131 16
F-40	11-28-38	24,708 23
F-54	7-24-39	19,877 84
F-137	4- 9-41	40,000 00
F-159	7- 3-41	5,613 74
F-213	2- 6-46	425,000 00
		$589,330 97

ALLOCATIONS FROM THE FAIR AND EXPOSITION FUND FOR CAPITAL OUTLAY FOR THE STATE, CITRUS, COUNTY AND DISTRICT FAIRS—Continued

Under Chapter 810, Statutes of 1937; Chapter 47, Statutes of 1941; and Chapter 1247, Statutes of 1945; for the period July 2, 1937 to September 27, 1946

County Fairs—Continued:

Monterey County—King City:		
F-128	3-12-41	$2,500 00
F-211	1- 7-46	10,000 00
		$12,500 00
Napa County—Calistoga:		
F-15	3-28-38	$20,000 00
Orange County—Santa Ana:		
F-161	7-21-41	$993 13
Plumas County—Quincy:		
F-85	4-15-40	$2,968 51
F-93	6- 4-40	4,994 31
F-114	11-29-40	4,989 58
F-240	7-23-40	21,000 00
		$33,952 40
Riverside County—Indio:		
F-178	12-15-41	$3,105 00
F-224	2-26-46	30,000 00
		$33,105 00
Sacramento County—Galt:		
F-38	11- 2-38	$9,000 00
F-63	10-20-39	3,000 00
F-78	3- 1-40	7,000 00
F-96	7-12-40	6,700 00
F-112	11-25-40	8,500 00
		$34,200 00
Sonoma County—Santa Rosa:		
F-4	1-22-38	$35,000 00
F-27	8- 6-38	2,220 00
F-30	8-19-38	7,500 00
F-67	12-15-39	6,000 00
F-109	11-14-40	24,926 87
F-127	3-11-41	16,634 11
F-170	9-10-41	6,677 50
F-179	12-29-41	2,000 00
F-184	3-12-42	754 08
F-222	2-21-46	60,000 00
		$161,712 56
Santa Clara County—San Jose:		
F-133	3-31-41	$34,972 13
F-166	8-26-41	35,158 07
F-214	2- 5-46	150,000 00
		$220,130 20
Trinity County—Hayfork:		
F-134	4- 1-41	$1,500 00

County Fairs—Continued:

District Agricultural Association Fairs:

1st District—Oakland:		
F-215	2- 5-46	$11,500 00
F-230	5- 9-46	700 00
		$12,200 00
1-A District—San Francisco:		
F-1	11-30-37	$35,474 65
F-2	1- 6-38	24,999 20
F-35	10-21-38	7,056 28
F-47	12-31-38	42,324 30
F-53	7-14-39	129,657 17
F-107	9-12-40	2,000 00
F-108	9-26-40	56,782 00
F-120	1-11-41	35,000 00
F-145	4-25-41	7,500 00
F-163	8- 5-41	16,305 00
F-174	10-16-41	1,196 56
F-199	6-21-45	6,000 00
F-243	7-25-46	112,500 00
		$476,795 16
2d District—Stockton:		
F-76	2-10-40	$38,758 00
F-144	4- 9-41	10,500 00
		$49,258 00
3d District—Chico:		
F-44	12-16-38	$6,999 86
F-58	7-24-39	6,499 69
F-66	12-15-39	7,349 10
F-135	4- 4-41	8,897 84
F-196	2-19-45	1,000 00
F-208	12-20-45	20,000 00
F-216	2- 8-46	20,000 00
F-228	5- 9-46	30,000 00
		$100,746 49
6th District—Los Angeles:		
F-136	4- 7-41	$24,995 54
F-193	8-11-44	1,000 00
F-194	11- 2-44	4,500 00
F-202	7-31-45	27 01
		$30,522 55
7th District—Monterey:		
F-36	10-26-38	$5,997 49
F-39	11-16-38	758 10
F-55	8-14-39	7,276 72
F-70	12-19-39	1,843 69
F-90	5-27-40	6,128 68
		$22,004 68

ALLOCATIONS FROM THE FAIR AND EXPOSITION FUND FOR CAPITAL OUTLAY FOR THE STATE, CITRUS, COUNTY AND DISTRICT FAIRS—Continued

Under Chapter 810, Statutes of 1937; Chapter 47, Statutes of 1941; and Chapter 1247, Statutes of 1945; for the period July 2, 1937 to September 27, 1946

County Fairs—Continued:

9th District—Eureka:		
F-23	6-28-38	$40,000 00
F-65	11-20-39	16,701 08
		$56,701 08
10th District—Yreka:		
F-22	6- 6-38	$4,000 00
F-56	11-20-39	3,000 00
		$7,000 00
12th District—Ukiah:		
F-8	3-12-38	$17,500 00
F-25	7-21-38	1,129 14
		$18,629 14
13th District—Yuba City:		
F-153	6- 3-41	$5,000 00
F-164	8-11-41	5,679 00
F-200	7-11-45	5,500 00
F-231	5- 9-46	6,000 00
		$22,179 00
14th District—Watsonville:		
F-150	5-15-41	$5,000 00
F-162	7-22-41	8,872 30
		$13,872 30
19th District—Santa Barbara:		
F-169	9-10-41	$97 94
20th District—Auburn		
F-9	3-14-38	$23,985 71
F-31	8-18-38	24,000 00
F-64	11-14-39	8,000 00
F-99	7-12-40	5,000 00
F-110	11-18-40	1,499 39
		$62,485 10
21st District—Fresno:		
F-43	12-10-38	$20,000 00
F-59	8-14-39	8,000 00
F-46	12-31-38	22,500 00
F-80	3-28-40	19,000 00
F-100	7-12-40	3,500 00
F-123	2-26-41	9,583 46
		$82,583 46

County Fairs—Continued:

21-A District—Madera:		
F-29	8- 9-38	$2,500 00
F-86	4-16-40	2,460 88
F-106	8-31-40	2,997 53
F-167	9-10-41	1,996 17
F-209	12-20-45	5,000 00
F-244	8- 7-46	51,500 00
		$66,454 58
22d District—Del Mar		
F-3	1-15-38	$24,983 77
F-7	2-18-38	5,000 00
F-26	7-21-38	15,000 00
F-72	1-18-40	19,988 94
		$64,972 71
23d District—Antioch:		
F-151	5-15-41	$3,206 90
F-157	6-30-41	103 26
F-229	5- 9-46	6,300 00
		$9,610 16
24th District—Tulare:		
F-32	11- 1 38	$6,602 00
F-48	12-31-38	24,998 73
F-49	2-16-39	5,000 00
F-82	3-29-40	12,000 00
F-98	7-12-40	1,900 00
F-217	2- 8-46	35,000 00
		$85,500 73
25th District—Napa:		
F-20	5- 5-38	$1,225 00
F-75	2- 7-40	5,500 00
F-81	3-28-40	1,996 36
F-97	7-12-40	2,500 00
F-115	11-20-40	1,951 89
F-141	4- 9-41	500 00
F-223	5- 9-46	10,000 00
		$23,673 25
26th District—Plymouth:		
F-77	2-28-40	$1,243 16
F-140	4- 9-41	4,997 57
		$6,240 73
27th District—Anderson:		
F-11	3-16-38	$2,795 00
F-37	11- 1-38	7,205 00
		$10,000 00
29th District—Sonora:		
F-101	8- 3-40	$5,000 00

ALLOCATIONS FROM THE FAIR AND EXPOSITION FUND FOR CAPITAL OUTLAY FOR THE STATE, CITRUS, COUNTY AND DISTRICT FAIRS—Continued

Under Chapter 810, Statutes of 1937; Chapter 47, Statutes of 1941; and Chapter 1247, Statutes of 1945; for the period July 2, 1937 to September 27, 1946

County Fairs—Continued:		
33rd District—Hollister:		
F-204	10- 8-45	$5,000 00
34th District—Cedarville:		
F-45	12-31-38	$603 50
F-68	12-15-39	862 00
		$1,465 50
35th District—Merced:		
F-28	8- 9-38	$2,800 00
F-84	4-15-40	12,500 00
F-119	1-13-41	20,000 00
F-129	3-26-41	39,720 21
F-175	10-17-41	9,999 21
F-191	7- 7-44	15,000 00
F-225	4-10-46	3,000 00
		$103,019 42
35-A District—Mariposa:		
F-71	1- 8-40	$1,000 00
F-91	6- 4-40	1,500 00
F-104	8-31-40	2,500 00
F-117	11-29-40	1,342 22
F-139	4- 9-41	1,449 85
F-160	7-15-41	646 25
F-182	1-14-52	5,339 94
		$13,838 26
36th District—Dixon:		
F-41	12- 1-38	$12,500 00
37th District—Santa Maria:		
F-124	3- 5-41	$8,439 55
F-168	9-10-41	6,019 83
F-197	4-19-45	15,000 00
		$29,459 38
38th District—Turlock:		
F-12	3-18-38	$7,500 00
F-87	4-19-40	25,236 48
F-126	3- 6-41	201 06
F-132	3-28-41	8,585 59
		$41,523 13
39th District—Angels Camp:		
F-212	1- 8-46	$40,000 00
40th District—Woodland:		
F-113	11-29-40	$6,000 00
F-158	7- 3-41	5,529 52
F-207	12-11-45	4,200 00
		$15,729 52
42d District—Orland:		
F-89	5-11-40	$20,000 00
F-116	11-29-40	15,000 00
F-130	3-27-41	10,000 00
		$45,000 00
County Fairs—Continued:		
44th District—Colusa:		
F-102	8- 3-40	$2,159 99
45th District—Imperial:		
F-105	8-31-40	$30,000 00
F-152	6- 3-41	20,000 00
F-177	2-15-42	23,000 00
F-186	5-28-42	9,997 71
F-195	12-28-44	5,000 00
F-205	11-16-45	60,000 00
F-232	5- 9-46	27,000 00
		$174,997 71
46th District—Hemet:		
F-239	7-23-46	$8,000 00
48th District—Los Angeles:		
F-241	7-23-46	$100,000 00
F-242	7-23-46	134,000 00
		$234,000 00
50th District—Lancaster:		
F-181	1-13-42	$19,084 99
F-218	2- 5-46	12,500 00
		$31,584 99
Architectural Services—District Agricultural Associations:		
F-206	11-29-45	$10,000 00
F-234	5-24-46	15,000 00
		$25,000 00
Allocations for Services of General Fund Agencies, Section 695, Political Code:		
F- 34	10- 4-38	$2,466 71
F- 42	12- 8-38	692 92
F- 61	9-30-39	5,182 68
F- 74	1-25-40	1,524 48
F- 83	4-11-40	302 00
F- 95	7-10-40	5,468 01
F-118	12-18-40	955 95
F-154	6- 6-41	834 47
F-183	1-29-42	11,742 29
F-187	7- 9-42	5,695 47
F-188	12- 8-42	4,643 50
F-189	11-15-43	3,259 45
F-201	7-19-45	45 86
		$42,813 79
Net Allotments by Executive Order under Section 19626, Business and Professions Code		$3,994,222 02

COST OF PARI-MUTUEL RACING PER DAY OF RACING AT DISTRICT AND COUNTY FAIRS

Averages compiled from three large and two small 1940 race meets per day of racing	Average of five meets	Average of three larger meets	Average of two smaller meets
Revenue:			
Track share of pari-mutuel pools—net	$1,513 00	$2,212 00	$471 00
Grandstand admissions	626 00	910 00	200 00
Other race revenue	327 00	506 00	51 00
Total race revenue	$2,466 00	$3,628 00	$722 00
Expenditures			
Race purses	$2,218 00	$2,909 00	$1,185 00
Race payroll	266 00	300 00	215 00
Other race expense	92 00	112 00	61 00
Pari-mutuel payroll	306 00	432 00	120 00
Pari-mutuel expense	132 00	148 00	104 00
Race expenditures exclusive of entertainment	$3,014 00	$3,901 00	$1,685 00
Entertainment	233 00	318 00	105 00
Total race expenditures	$3,247 00	$4,219 00	$1,790 00
Net loss per day, exclusive of entertainment	$548 00	$273 00	$963 00
Net loss per day, including entertainment	$781 00	$591 00	$1,068 00

COST OF HORSE RACING AT DISTRICT AND COUNTY FAIRS, 1946

Revenue	Sonoma County Fair		Alameda County Fair		Humboldt County Fair	
	Total Seven days	Average per day	Total eleven days	Average per day	Total four days	Average per day
Revenue						
Track share of pari-mutuel pools	$109,558 25	$15,651 18	$211,193 81	$19,199 44	$7,467 38	$1,866 85
Grandstand admissions	11,566 00	1,652 29	28,690 20	2,608 20	[1]	
Other race revenue	2,615 00	373 57	14,646 95	1,331 54	[2]	
Total Race Revenue	$123,739 25	$17,677 04	$254,530 96	$23,139 18	$7,467 38	$1,866 85
Expenditures						
Race purses	$46,291 50	$6,613 07	$74,310 00	$6,755 45	$10,242 50	$2,560 63
Race payroll	9,571 00	1,367 29	25,235 20	2,294 11	1,867 50	466 88
Other race expenses	24,617 82	3,516 83	30,254 88	2,750 45	501 25	125 31
Pari-mutuel payroll	10,382 00	1,483 14	17,677 50	1,607 05	1,441 00	360 25
Pari-mutuel expense	6,090 57	870 08	10,798 07	981 64	938 34	234 58
Total Race Expenditures Exclusive of Entertainment	$96,952 89	$13,850 41	$158,275 65	$14,388 70	$14,990 59	$3,747 65
Entertainment			575 00	52 27	1,345 78	336 44
Total Race Expenditures	$96,952 89	$13,850 41	$158,850 65	$14,440 97	$16,336 37	$4,084 09
Net Profit, Exclusive of Entertainment Cost	$26,786 36	$3,826 63	$96,255 31	$8,750 48	$7,523 21	$1,880 80
Net Profit, After Including Entertainment Cost	$26,786 36	$3,826 63	$95,680 31	$8,698 21	$8,868 99	$2,217 24

[1] Admission to grounds only. No charge for admission to grandstand.
[2] Amount of other race revenue not available at time this schedule was compiled.

COST OF HORSE RACING AT SACRAMENTO COUNTY FAIR, 1946

	Sacramento County Fair	
	Total seven days	Average per day
Revenue:		
Track share of pari-mutuel pools	$37,895 11	$5,413 59
Grandstand admissions	3,199 45	457 06
Other race revenue		
Total race revenue	$41,094 56	$5,870 65
Expenditures.		
Race purses	$36,417 50	$5,202 50
Salaries and wages	13,342 01	1,906 00
Other expense	646 67	92 38
Total race expenditures exclusive of entertainment	$50,406 18	$7,200 88
Entertainment		
Total Race Expenditures	$50,406 18	$7,200 87
Net profit, exclusive of entertainment cost	—$9,311 62	—$1,330 23
Net profit after including entertainment cost	—$9,311 62	—$1,330 23

COST OF HORSE RACING AT DISTRICT AND COUNTY FAIRS, 1946

	San Mateo County Fair	
	Total eight days	Average per day
Revenue·		
Track share of pari-mutuel pools	$286,662 09	$35,832 76
Grandstand admissions	36,621 89	4,577 74
Other race revenue	15,666 50	1,958 31
Total race revenue	$338,950 48	$42,368 81
Expenditures		
Race purses	$91,565 00	$11,445 63
Race payroll	37,755 45	4,719 43
Other race expense	93,532 02	11,691 50
Pari-mutuel payroll	35,526 00	4,440 75
Pari-mutuel expense	14,943 77	1,867 97
Total race expenditures exclusive of entertainment	$273,322 24	$34,165 28
Entertainment		
Total race expenditures	$273,322 24	$34,165 28
Net profit, exclusive of entertainment cost	$65,628 24	$8,203 53
Net profit, after including entertainment cost	$65,628 24	$8,203 53

STATEMENT OF NUMBER OF EXHIBITORS AND PREMIUMS PAID IN 1941 AS COMPARED TO POPULATION OF DISTRICT

Name of Fair	Location	Population of district	Reported attendance	Percentage of population attending Fair	Exhibit data			Number of exhibits	Average premium per exhibit	Ribbons per exhibitor	Ribbons per entry	Total cost of ribbons and trophies
					Number of exhibitors	Amount of premiums paid	Average premium per exhibitor					
1st District	Oakland	513,011	111,664	21 77	119	$9,256 50	$77 79	205	$45 16			
1A District	San Francisco	746,318	117,468	15.74	*	*	*	*	*	*	*	*
2d District	Stockton	134,207	58,808	43.82	1,495	40,320 76	26 97	9,707	4 15	$0 75	$0 12	$1,121 06
3d District	Chico	42,840	6,050	14 12	377	7,795 97	20 68	1,830	4 26	0 40	0 08	149 91
4th District	Petaluma	121,949			478	5,997 36	12 55	2,556	2 35	0 22	0 04	106 76
6th District	Los Angeles											
7th District	Monterey	73,032			323	13,520 31	41 86	1,265	10 69	3 00	0 86	968 72
9th District	Eureka	45,812	3,150	6 88	135	7,861 93	58 24	932	8 44	1 37	0 20	185 43
10th District	Yreka	28,598	2,728	9.54	446	7,793 45	17 47	1,958	3 98	0 34	0 08	150 20
12th District	Ukiah	27,864			269	10,078 70	37 47	2,247	4 49	1 00	0 12	269 45
13th District	Yuba City	35,714	6,744	18 88	314	7,502 18	23 89	1,446	5 19	0 54	0 12	170 93
14th District	Watsonville	45,057	9,863	21.89	389	9,501 99	24 43	3,234	2 94	0 44	0 05	171 49
15th District	Bakersfield	135,124			330	11,528 20	34 01	1,359	8 48	0 80	0 20	272 00
17th District	Grass Valley	19,283	3,034	15.73	332	7,086 73	21 35	1,921	3 69	0 44	0 07	147 73
19th District	Santa Barbara		9,420		356	14,771 70	41 49	1,883	7 84	2 79	0 53	994 20
20th District	Auburn	28,108	6,728	23 94	303	8,974 14	29 62	1,417	6 33	0 46	0 10	139 34
21st District	Fresno	178,565	66,743	37 38	692	25,888 89	37 41	7,939	3 26	1 64	0 14	1,136 14
21A District	Madera	23,314	8,544	36 65	455	7,839 30	17 23	2,719	2 88	0 55	0 09	248 55
22d District	Del Mar	289,348	14,947	5 17	618	14,311 01	23 16	4,410	3 25	0 97	0 14	602 51
23d District	Antioch	100,450			509	7,031 44	13 81	1,751	4 02	0 62	0 18	316 20
24th District	Tulare	142,320	26,702	18 76	1,179	18,859 35	16 00	5,698	3 31	0 28	0 06	329 55
25th District	Napa	28,503	13,776	48 33	616	9,131 11	14 82	4,402	2 07	0 67	0 09	412 09
26th District	Plymouth	8,973	2,501	31 22	408	7,822 32	19 17	1,826	4 28	0 36	0 08	148 57
27th District	Anderson	24,800	6,184	24 94	653	19,989 64	30 61	3,972	5 03	0 63	0 10	411 14
29th District	Sonora	10,887	4,020	36 92	543	8,453 03	15 57	2,590	3 26	0 28	0 06	151 68
30th District	Red Bluff	14,316			413	13,361 82	32 35	3,405	3 92	0 81	0 10	333 34
31st District	Ventura	69,685	22,428	32 18	491	7,745 97	15 78	1,980	3 91	0 63	0 15	305 97
33d District	Hollister	11,392	2,253	19 78	539	10,154 29	18 84	2,732	3 72	0 28	0 06	150 44
34th District	Cedarville	8,713			575	11,218 96	19 51	3,953	2 84	0 52	0 08	298 19
35th District	Merced	46,988	21,783	46 36	496	10,664 42	21 50	2,581	4 13	1 22	0 23	606 42
35A District	Mariposa	5,605	2,944	52 52	332	6,011 66	18 11	1,326	4 53	0 37	0 09	123 66
36th District	Dixon	49,118	5,050	10.28	501	8,991 38	17 95	1,887	4 76	0 32	0 08	162 38
37th District	Santa Maria				341	15,803 10	46 34	1,158	13 65	1 13	0 34	388 39
38th District	Turlock	74,866	31,812	42 49	787	9,982 59	12 68	3,069	3 25	0 26	0 07	205 84
39th District	Angels Camp	8,221	5,657	69.18	429		19 25	1,451	4 91	0 41	0 10	150 00

STATEMENT OF NUMBER OF EXHIBITORS AND PREMIUMS PAID IN 1941 AS COMPARED TO POPULATION OF DISTRICT
Continued

Name of Fair	Location	Population of district	Reported attendance	Percentage of population attending Fair	Exhibit data			Number of exhibits	Average premium per exhibit	Ribbons per exhibitor	Ribbons per entry	Total cost of ribbons and trophies
					Number of exhibitors	Amount of premiums paid	Average premium per exhibitor					
40th District	Woodland	27,243	5,267	19 34	289	$8,817 15	$30 51	$1,620	$5 44	$0 64	$0 11	$185 40
41st District	Crescent City	4,745	2,572	54.21	494	17,706 55	35 84	4,897	3 62	0 39	0 05	192 75
42d District	Orland	12,195	15,000	123.00	791	17,725 18	22 41	5,854	3 03	0 43	0 06	338 43
44th District	Colusa	9,788	2,816	28.77	440	9,683 68	22 01	2,797	3 46	0 45	0 07	196 44
45th District	Imperial	59,740	27,263	45.64	573	9,890 39	17 26	2,941	3 36	0 60	0 12	345 64
46th District	Hemet	105,524	2,944	2.70	139	6,389 55	45 97	643	9 94	2 16	0 45	294 05
48th District	Los Angeles				453	11,052 63	24 40	2,963	3 73	1 27	0 19	576 63
49th District	Lakeport	8,089	2,242	27.79	343	6,880 59	20 06	2,406	2 86	0 34	0 05	118 14
50th District	Lancaster		6,896		231	4,590 64	19 87	666	6 89	1 47	0 51	339 39
Alameda County	Pleasanton	513,011	33,166	6 46	524	6,305 22	12 03	1,995	3 16	0 51	0 13	266 47
Butte County	Oroville	42,840	2,742	6 40	394	6,456 59	16 39	3,076	2 10	0 43	0 06	170 59
El Dorado County	Placerville	13,229	7,000	52 91	619	8,696 91	14 05	2,238	3 89	0 23	0 06	143 96
Humboldt County	Ferndale	45,812	20,035	43.73	939	29,284 51	31 19	6,963	4 21	0 94	0 13	885 51
Lassen County	Susanville	14,479			231	16,390 13	70 96	1,392	11 77	0 74	0 12	171 63
Mendocino County	Boonville	27,864	2,983	10 71	1,055	14,646 11	13 88	6,099	2 40	0 39	0 07	414 06
Monterey County	King City	73,032	1,744	2 39	180	2,734 78	15 19	483	5 66	0 41	0 15	73 28
Napa	Calistoga	28,503			319	8,380 14	26 27	2,388	3 51	0 65	0 09	206 04
Orange County	Santa Ana	130,760			526	7,252 78	13 79	1,439	5 04	0 60	0 22	314 03
Placer County	Roseville	28,108	9,441	33 59	233	9,051 30	38 85	1,485	6 10	1 10	0 17	256 30
Plumas County	Quincy	11,548	3,943	34 14	197	4,352 33	22 10	667	6 53	0 47	0 14	91 68
Riverside County	Indio	105,524	9,191	8 71	319	8,145 33	25 53	1,330	6 12	2 31	0 55	738 83
Sacramento County	Galt	170,333	4,000	2 35	246	8,492 56	34 52	1,750	4 85	4 25	0 60	1,045 06
San Benito County	Hollister	11,392	5,158	45 28	253	4,434 67	17 53	572	7 75	0 80	0 35	202 12
San Francisco County	San Francisco	634,536			36	1,597 08	44 33	391	4 08	1 03	0 09	37 08
San Joaquin County	Lodi	34,207			125	1,919 23	15 35	518	3 71	1 50	0 36	187 23
San Mateo County	San Mateo	782	26,780	23 96	285	15,530 61	54 49	2,426	6 40	1 76	0 21	502 11
Santa Clara County	San Jose	174,949	47,501	27.15	458	5,533 56	12 08	1,791	3 09	1 17	0 30	534 81
Shasta County	McArthur	24,800			198	3,685 18	18 61	752	4 90	0 70	0 18	137 91
Sonoma County	Santa Rosa	69,042	27,590	39.96	782	17,838 71	22 81	5,350	3 33	1 00	0 14	728 26
Trinity County	Hayfork	3,970	1,330	33.50	324		22 98	2,144	3 47	0 57	0 09	183 16
Totals			838,835		28,189	$663,284 59		160,845		$0 75	$0 13	$21,205 34

* Eliminated from total for calculation of average Premium to Exhibitor.

CHAPTER 385—STATUTES OF 1861 (p. 407)

An act to appropriate money for the maintenance and support of District and County Agricultural Societies

Approved May 16, 1861

SECTION 1. There is hereby appropriated out of any money in the State Treasury not otherwise appropriated, the sum of five thousand three hundred dollars ($5,300), to the Treasurer of the Northern District Agricultural and Mechanical Society, to the Treasurer of the San Francisco Bay District Agricultural and Mechanical Society, and to the Treasurer of the Sonoma District Agricultural and Mechanical Society, the sum, respectively of one thousand dollars ($1,000) each; to the Treasurer of El Dorado County Agricultural Society, the sum of four hundred dollars ($400); to the Treasurer(s) of Contra Costa, Siskiyou, and Plumas, County's Agricultural Societies the sum respectively of three hundred dollars ($300) each, on requisitions on the Treasurer of this State, signed by the presidents and recording secretaries of said societies respectively; which sum shall be used only for the purpose of paying premiums, and for no other purpose.

COMMUNICATIONS TO THE COMMITTEE

Explanatory

Here are given some of the many communications received by the committee. These are, generally, from various state agencies to which we have turned for information and clarification of some of the problems pertaining to our fairs and expositions and should prove of interest to all interested persons.

DEPARTMENT OF FINANCE, DIVISION OF FAIRS AND EXPOSITIONS

SACRAMENTO, November 27, 1946

Honorable Ernest R. Geddes, State Assembly
Pomona, California

DEAR MR. GEDDES: Enclosed is a copy of the duties and responsibilities of this division which you requested me to prepare for you. The report covers only the high spots and does not attempt to go into any great detail. I trust that it will be of value to you.

If there is anything further you desire and which I may have omitted, please advise me.

The other data the committee requested for the meeting here December 9th and 10th is in the process of preparation, and, while I will not be here for the session, members of my staff will meet with you and give you any data that you may desire concerning the program.

Sincerely,

A. E. SNIDER, Chief, Fairs and Expositions Division

The Division of Fairs and Expositions, created by legislative action, is a division of the Department of Finance and is charged with the administration of district and county fairs receiving apportionments from the Fair and Exposition fund as provided in Sections 92 and 86 of the Agricultural Code.

Section 72 of the Agricultural Code reads as follows: "There shall be a Division of Fairs and Expositions in the Department of Finance. The division shall be in charge of a chief who shall be appointed by the Director of Finance, in accordance with the provisions of the State Civil Service Act."

Until creation of the division in 1939 the supervision of district and county fairs was performed by the Division of Budgets and Accounts and such supervision was principally that of budgetary control of funds apportioned to the various district and county fairs.

With the establishment of a separate division to administer the affairs of district and county fairs, the duties and responsibilities materially increased. As funds avail-

able for these fairs continued to increase due to the higher revenues accruing to the State from pari-mutuel wagering and as the number of fairs steadily mounted, the scope of the division's activities has widened to include the administering and supervising of practically all phases of fair operations.

Hampered by a small staff and by the fact that the new agency's duties were quite different and apart from those of long-established divisions of State Government, the Division of Fairs and Expositions has been obliged to promote the fair program largely through trial and error procedure since there was no precedent in governmental set-ups of this or any other state to follow. However, valuable groundwork has been laid during the past few years for a sound structure of fair administration and supervision and with an expected increase to 10 in office personnel in 1947, the division will be able to carry out its functions more effectively.

In considering the Division of Fairs and Expositions in the same category of other state agencies, it should be borne in mind that the division deals with approximately 70 district and county fairs scattered from Del Norte to Imperial and from Modoc to San Diego Counties. Directors of district fairs, which are state agencies, are not paid; much of the labor in connection with staging fairs is volunteer. As a result, there is constant change in personnel and the necessity for closer supervision and a greater degree of service and instruction on the part of the division so that agricultural fairs may be operated on the highest possible plane and to carry out the intent of the Agricultural Code—an educational program designed to improve the quality and methods of production of agricultural and livestock products in the State of California.

Encouragement of all year uses of fairgrounds facilities for the benefit of the public is an important function of the division. Such uses include establishment of recreational facilities on fairgrounds; holding of livestock auctions; public meetings; possible location of state armories, forestry service fire stations and farm advisors headquarters on fairgrounds. Promotion of such a varied program calls for a high degree of cooperation between the division, the fair associations and the agencies involved with the ultimate successful development of this program resting chiefly with the division.

Without considering the great volume of office detail which includes correspondence, office interviews, preparation of various forms used, etc., the duties and responsibilities of the division may be listed as follows:

To supervise and administer all operations and fiscal affairs of district and county fairs.

To examine and approve annual budgets of these fairs. Intelligent consideration of these budgets is based on frequent field trips by staff members who personally inspect the fairgrounds facilities and consult with fair officials and directors in preparation of the budgets.

To compile rules and regulations governing the operations of district and county fairs.

To examine and approve premium lists of all fairs in accordance with the rules, regulations, classifications and maximum amounts payable as defined in the master premium list prepared by the division. Emphasis is placed on localizing the fair; that is, showing the products of the district or county as determined by the annual report on agriculture and livestock production issued by the Department of Agriculture.

To review all contracts, agreements, leases, proposed acquisition of land and equipment, new construction and hiring of personnel and to process the necessary documents through the various state agencies involved.

To recommend to the Director of Finance, after careful study and consideration of need, allocation of funds from the Permanent Improvement Fund for new construction. In arriving at its conclusions, the division's staff takes into account the type of fair, its location, population of the area, principal crops and local interest in the fair.

To maintain close personal contact with the several hundred fair officials, directors and employees. This necessitates a great amount of travel—fully 60 percent of the staff's time is devoted to field work during six months of the year.

To confer frequently with representatives of the agriculture, horticulture and livestock industries; with members of the faculties of the College of Agriculture, the California Polytechnic College, representatives of breeders associations, farm advisors, agricultural commissioners, Grange and Farm Bureau groups concerning premium list changes and methods for improving the standard of fairs.

To coordinate activities of other state agencies insofar as these activities affect district and county fairs—the State Fire Marshal, Department of Public Health, Department of Agriculture, Bureau of Purchases, State Printing Plant, Division of Architecture. The latter agency has assigned three men to the task of preparing master plans for all district fairs, costs of such service being paid from the Fair and Exposition Fund.

In conjunction with the Western Fairs Association to hold schools of instruction for fair managers and directors and for training judges to officiate at fairs.

To gather and compile statistical and general data from fairs in other states for comparative purposes; to gather statistical data on all operations of each fair in California; to recommend to the Department of Finance changes in the Agricultural Code which will tend to improve the entire fair program of the State.

To: Assembly Interim Committee on Fairs and Expositions
From: A. E. Snider
Subject: Survey of Fairgrounds Construction Costs

Accompanying figures, showing estimated costs of completing district and county fairgrounds facilities, are based on a personal survey of the fairgrounds listed. This survey was begun late in 1945 and, to date, covers 34 districts and eight county fairs.

The contemplated construction program is set up for a five year period—or less if funds, materials and labor become available.

Before embarking on a building program of such magnitude, it is essential that master plans be prepared for all district fairs by the Division of Architecture. The division also could serve in an advisory capacity on county fair master plans.

The master plan for fairs contemplates first the grading, leveling, and drainage of the site, using contour maps as a guide; installation of water, sewage, and electric systems; fencing; landscaping; construction of sanitary and eating facilities; exhibit buildings and barns; and grandstands and race track units.

Costs are computed on the amount of space required for the various types of exhibits—livestock, agricultural and horticultural displays, booths, etc., and are broken down into housing costs per exhibit unit.

Allocations from the permanent construction fund have been, and are being, made on a 50-50 matching basis.

Due to shortages in critical building materials, budget provisions for major construction have not been approved for the past few months as a matter of policy. With the recent federal order drastically curtailing building operations, fairs will be unable to do any construction of consequence unless authorization is obtained from the Civilian Production Administration. Copies of this order have been mailed to all fairs.

Such curtailment will prove of benefit in one way as it will provide needed time for long range, practical, and efficient planning of fairgrounds construction. Our survey has shown a deplorable lack of such planning in many instances.

Building requirements of fairs have been based on several factors—the number of exhibits shown at the last fair; careful estimates of future needs; attendance; population of the district served; principal products of the area; interest of the community in the fair; and adaptability for all year use.

The survey does not include nine existing district fairs; one newly formed district, the 51st in Los Angeles County; 10 existing county fairs; one revived county fair (Butte); the State Fair; Los Angeles County Fair; National Orange Show; Cloverdale Citrus Fair, and 6th District Agricultural Association. Also excluded are five county fairs authorized by the last Legislature, two of which, Madera and Merced, are operating this year. Marin and Solano Counties are planning acquisition of fair sites. Santa Cruz has as yet made no move to start a fair.

1-A District, San Francisco Cow Palace:

Propose purchase of 35 acres of adjoining property for future expansion and parking use. Additional livestock unit at rear of present pavilion. Estimated cost approximately $1,800,000.

2d District, Stockton:

Includes new grandstand, relocation of race track, new machinery building, barns. Estimated cost approximately $600,000. No master plan.

3d District, Chico:

Livestock buildings, replacement of fire loss, water system, additional sanitary facilities, exhibit building, grading, leveling, landscaping, fencing. No addition to grandstand contemplated. New master plan being developed. Estimated cost $200,000.

4th District, Petaluma:

Exhibit building, race track development, new barns, fencing, sanitary and restaurant facilities. Master plan being developed. Estimated cost $250,000.

7th District, Monterey:

Proposed to acquire additional acreage, construct grandstand, restaurant facilities, additional barns. Master plan to be developed. Estimated cost $250,000.

9th District, Eureka:

Exhibit buildings, barns, judging pavilion, sanitary and restaurant facilities; additional four acres for parking. Master plan to be developed. Estimated cost $175,000.

10th District, Yreka:

Additional barns, judging pavilion, water system, restaurant facilities, some fencing. Master plan to be developed. Estimated cost $75,000.

12th District, Ukiah:

Present site unsatisfactory because of drainage. Leveling, flood control facilities, exhibit building, barns, sanitary and restaurant facilities. No master plan. No estimate of cost.

13th District, Yuba City:

Additional five acres of land; exhibit buildings, barns, water and sewer systems, sanitary and restaurant facilities, grandstand. Master plan developed. Estimated cost $250,000-$300,000.

14th District, Watsonville:

Exhibit buildings, barns, improved sewer and water systems, sanitary and restaurant facilities, leveling, some fencing. Master plan to be developed. Estimated cost $250,000-$300,000.

15th District, Bakersfield:

Proposes complete fair set-up on 150 acres to be acquired by county. Master plan to be developed. Estimated cost $750,000.

16th District, Paso Robles:

No land acquired but contemplate 40-acre site donated by city and county. Master plan to be developed. Estimated cost $250,000-$300,000.

17th District, Grass Valley:

Sixty-acre site being acquired. Complete plant to be developed. No master plan. Estimated cost $200,000-$250,000.

19th District, Santa Barbara:

Contemplated acquiring acreage by donation. Complete plant to be developed. No master plan. Estimated cost $500,000.

21st District, Fresno:

Restoration of entire grounds needed following Army occupancy. Expects $1,000,000 settlement from Army. Master plan to be developed. Estimated cost $2,000,000 (including Army's settlement).

21-A District, Madera:

Machinery exhibit building, sanitary and restaurant facilities, grading, landscaping, barns. Estimated cost $160,000. Master plan developed.

22d District, Del Mar:

Horse show arena, flower exhibit building, drainage, and filling, flood control. Master plan to be developed. No cost estimate—district has ample funds for expansion program.

25th District, Napa:

Exhibit building, barns, sanitary and restaurant facilities, grandstand, fencing, leveling, landscaping. Master plan developed. Estimated cost $250,000-$300,000.

27th District, Anderson:

Exhibit building, additional five acres for parking, barns, water system. Master plan developed. Estimated cost $100,000.

30th District, Red Bluff:

Exhibit buildings, barns, new grandstand, extended water system, sanitary and restaurant facilities. Master plan to be developed. Estimated cost $200,000.

31st District, Ventura:

New barns, exhibit buildings, sanitary and restaurant facilities, grandstand. Master plan to be developed. Estimated cost $250,000-$300,000.

33d District, Hollister:

Exhibit buildings, water and sewer systems, sanitary facilities, livestock facilities, judging pavilion, fencing, grading. Master plan to be developed. Estimated cost $200,000.

34th District, Cedarville:

Livestock barns, water system, sanitary and restaurant facilities, fencing, small exhibit building. Master plan to be developed. Estimated cost $75,000.

35th District, Merced:

New grandstand, additional exhibit building, fencing, sanitary facilities. New master plan to be developed. Estimated cost $175,000.

36th District, Dixon:

Additional acreage for expansion, sanitary and restaurant facilities, exhibit building, some new barns. Master plan to be developed. Estimated cost $150,000.

37th District, Santa Maria:

Water and sewage system extensions, exhibit buildings, barns, grandstand, sanitary and restaurant facilities. Master plan developed. Estimated cost $300,000.

39th District, Angels Camp:

Needs exhibit building, sanitary and water system, grandstand, barns. Master plan developed. Estimated cost $140,000.

41st District, Crescent City:

Exhibit building, barns, fencing, grading and leveling, sanitary and restaurant facilities. Master plan to be developed. Estimated cost $200,000.

42nd District—Orland:

Smaller exhibit building. Master plan completed. Estimated cost $40,000.

44th District—Colusa:

Exhibit building, sanitary and restaurant facilities, grandstand, fencing. Master plan developed. Estimated cost $200,000.

45th District—Imperial:

Water and sewer system extensions, barns, grading, leveling, moving buildings. Master plan developed. Estimated cost $150,000.

46th District, Hemet:

Exhibit buildings, barns, sanitary and restaurant facilities, grandstand, leveling, fencing. Master plan to be developed. Estimated cost $200,000 - $250,000.

48th District, Los Angeles:

Seeking to acquire acreage for livestock pavilion, pens, complete plant. Master plan to be developed. Estimated cost $2,000,000 - $3,000,000.

50th District, Lancaster:

Exhibit building, grandstand, barns, sanitary and restaurant facilities, fencing. Master plan to be developed. Estimated cost $175,000.

Riverside County Fair, Indio:

No development of any sort on 40-acre site. Needs water and sewer systems, grading and leveling, fencing, exhibit and livestock buildings. Estimated cost $200,000 - $250,000.

Orange County Fair, Santa Ana:

County has not acquired permanent fair site—leases city property each year for holding fair. Needs permanent fair site and complete plant. Estimated cost $250,000 - $300,000.

Monterey County Fair, King City:

Exhibit buildings, livestock barns, sewer and water systems, fencing, sanitary and restaurant facilities. Estimated cost $150,000.

Santa Clara County Fair, San Jose:

Exhibit buildings, livestock barns, grandstand, sanitary and restaurant facilities. Estimated cost $500,000.

Napa County Fair, Calistoga:

Exhibit building, livestock barns, sanitary and restaurant facilities. Estimated cost $150,000.

Humboldt County Fair, Ferndale:

Exhibit building. Estimated total cost $75,000.

Lassen County Fair, Susanville:

Exhibit buildings, sanitary and restaurant facilities, new grandstand. Estimated cost $175,000.

Plumas County Fair, Quincy:

Exhibit building, water and sewage system, barns, grandstand addition, sanitary and restaurant facilities. Estimated cost $175,000.

TOTAL—$15,640,000

To: Assembly Interim Committee on Fairs and Expositions
From: A. E. Snider
Subject: Salaries of Fair Managers

Upon request of the Division of Fairs and Expositions, the State Personnel Board, as the result of a recent survey, suggested salary ranges for secretary-managers of district and county fairs based upon information supplied by the division. The suggested salaries are on a full-time basis with maximum salaries reduced in proportion to the amount of time required to handle the work. Full responsibility for managing the fair, supervising the maintenance, operation and improvement of the fairgrounds is vested in the secretary-manager, subject to the control of the governing body of the fair.

Emergency salary adjustments—$25 for salaries of $300 or less; $20 for salaries over $300.

Following are the maximum salary ranges except for addition of the $25-$20 emergency salary adjustment during the period such adjustment is in effect for state employees:

Class 1—$435 (20), $535—Fairs in this class include: District 1-A (Cow Palace); 2nd District, Stockton; 21st District, Fresno; 22nd District, Del Mar; Sonoma County Fair, Santa Rosa.

Class 2—$355 (20), $435—Fairs in this class include: District 1, Oakland; Alameda County Fair, Pleasanton; Santa Clara County Fair, San Jose.

Class 3—$275 (15), $335—Fairs in this class include: District 7, Monterey; District 19, Santa Barbara; District 24, Tulare; District 31, Ventura; District 35, Merced; District 45, Imperial; Humboldt County Fair, Ferndale; San Mateo County Fair, San Mateo.

Class 4—$215 (15), $275—All other fairs not listed above are in Class 4.

DEPARTMENT OF FINANCE, DIVISION OF FAIRS AND EXPOSITIONS
SACRAMENTO, December 9, 1946

Honorable Jacob M. Leonard, Chairman
Assembly Investigating Committee on
Exhibitions and Fairs
Hollister, California

DEAR MR. LEONARD: The California State Fair is conducted by the State Agricultural Society which is a state institution within the Department of Finance. The State Agricultural Society consists of a board of directors of 14 members.

The directors are appointed by the Governor. The president of the board of directors is designated by the Governor from among the members of the board. Twelve of the directors are appointed for staggered four-year terms. Two members of the board, who must be members of an agricultural district or county fair board, are appointed for one-year terms.

The board of directors, subject to the approval of the Department of Finance, is charged with the duty of providing for and managing the annual California State Fair at Sacramento, California, and an annual junior agricultural fair at any place within the State.

All moneys received by the State Agricultural Society from operations and the annual appropriations from the Fair and Exposition Fund for support of the California State Fair and the junior agricultural fair are deposited in or transferred to the State Agricultural Contingent Fund in the State Treasury.

The State Agricultural Society operates under a budget, approved by the Department of Finance, of the funds appropriated by the Legislature out of moneys in the State Agricultural Society Contingent Fund, and such other funds as may be provided by law.

The organic law which covers the powers and duties of the State Agricultural Society, is contained in Article 1, Chapter 3, of the Agricultural Code (Section 70 to 77, inclusive).

Yours truly,

A. E. SNIDER, Chief, Fairs and Expositions Division

DEPARTMENT OF FINANCE, DIVISION OF FAIRS AND EXPOSITIONS
SACRAMENTO, December 9, 1946

Honorable Jacob M. Leonard, Chairman
Assembly Investigating Committee on
Exhibitions and Fairs
Hollister, California

DEAR MR. LEONARD: At the present time there are two citrus fruit fairs receiving financial aid from the State. These are the National Orange Show held in San Bernardino, California, and the Cloverdale Citrus Fair held in Cloverdale, California.

The National Orange Show is conducted by the National Orange Show, Inc., a nonprofit corporation organized under the laws of this State. The annual apportionment to this fair from the funds appropriated for the encouragement of citrus fruit fairs under the provisions of Section 19624 of the Business and Professions Code and Section 94 of the Agricultural Code, may not exceed $100,000.

The Cloverdale Citrus Fair is conducted by the Cloverdale Chamber of Commerce, a nonprofit corporation organized under the laws of this State. The annual apportionment to this fair from funds appropriated for the encouragement of citrus fruit fairs under the provisions of Section 19624 of the Business and Professions Code, may not exceed $5,000.

The expenditures from the funds apportioned and paid to the two citrus fairs are not subject to budgetary or supervisory control by the Department of Finance, but such expenditures are subject to post audit by said department.

Very truly yours,

A. E. SNIDER, Chief, Fairs and Expositions Division

DEPARTMENT OF FINANCE, DIVISION OF FAIRS AND EXPOSITIONS
SACRAMENTO, December 9, 1946

Honorable Jacob M. Leonard, Chairman
Assembly Investigating Committee on
Exhibitions and Fairs
Hollister, California

DEAR MR. LEONARD: Most of the county fairs receiving financial aid from the State are conducted by nonprofit fair associations acting as agents of the respective counties under annual contracts. A few of the fairs are conducted directly by the counties.

The four principal sources of funds available for the operation of county fairs are:

1. Funds apportioned to the counties under Section 92 of the Agricultural Code on the basis of premiums paid.
2. Funds allocated to the counties by the Director of Finance under the provisions of Section 19626 of the Business and Professions Code, for capital outlay for fair purposes.
3. Funds received from the operation of the fairs.
4. Other county funds appropriated by the supervisors for the support of the fair.

The funds apportioned to the county fairs under Section 92 of the Agricultural Code are paid to the county treasurers and must be deposited in special bank accounts authorized by the Director of Finance. The expenditure of these funds is subject to the budgetary control of the Department of Finance and such laws as apply to the expenditure of county funds.

The funds allocated to counties by the Director of Finance for capital outlay for fair purposes are allocated for specific capital outlay programs. The expenditures under these allotments are reviewed by the Department of Finance before the claims for payment are presented to the State Controller for the issuance of warrants.

The funds received from the operation of the fairs and county funds appropriated for the support of the fairs are expended under such arrangements as may be made between the boards of supervisors and the respective contracting agents or county officials, subject to the laws under which the counties operate. The Department of Finance is not authorized to exercise budgetary or supervisory control over these expenditures.

The Los Angeles County Fair receives a fixed annual appropriation under the provisions of Section 19622 of the Business and Professions Code. The funds so appropriated remain in the State Treasury subject to claims filed by the county. The Department of Finance is authorized to exercise limited control over the purposes for which these funds may be expended.

The Department of Finance is charged by law with the duty of making post audits of the expenditures made by counties from funds allocated or appropriated to the counties from the Fair and Exposition Fund.

The powers and duties of the Department of Finance with respect to county fairs, as referred to herein, are vested in the Director of Finance. The Fairs and Expositions Division of the Department of Finance exercises such administrative authority in this regard as is delegated to said division by the director of the department.

Yours very truly,

A. E. SNIDER, Chief, Fairs and Expositions Division

OFFICE OF LEGISLATIVE COUNSEL
SACRAMENTO 2, December 11, 1946

Statutory Provisions Relating to County Fairs—No. 270

Section 4041 5, Political Code (Ch. 1116, Stats. 1945), authorizes boards of supervisors to levy special tax of 4 cents per $100 valuation, to be used (among other purposes) for exhibiting agricultural, etc., resources, for making plans and arrangements for world fair, trade fair, or other fair at which such resources may be exhibited, and for doing this in cooperation with or by contract with other agencies, associations or corporations. This tax is in addition to that levied under Section 4056b, Political Code.

Section 4041.18, Political Code, authorizes boards of supervisors to construct, lease, and furnish exposition buildings for exhibiting and advertising farming, etc., resources.

Section 4041h, Political Code, authorizes boards of supervisors to join and participate in affairs of associations for interchanging information relating to agricultural fairs.

Section 4041i, Political Code (Ch. 1247, Stats. 1945), provides that if county sells property purchased in whole or in part from funds allocated by the State for fair purposes, the State's proportion of the cost, less an amount allowed for depreciation by the Department of Finance, is to be paid into the Fair and Exposition Fund. The amount so paid is available for expenditure by the county for capital outlay for fair purposes, subject to approval by the Department of Finance. If not expended within three years, the money becomes part of the fund subject to allocation under Section 19626, Business and Professions Code, for permanent improvements or other capital outlay of State and local fairs for fair purposes.

Section 4041j, Political Code, authorizes boards of supervisors to erect and maintain county fair buildings on land owned by the county or any municipal corporation or body politic.

Section 4056b, Political Code, authorizes boards of supervisors, by two-thirds vote, to levy special tax of 4 cents per $100 valuation for exhibition of products and industries of county at any domestic or foreign exposition; for contribution to the support of any local fair or exhibition maintained by public agency, county agricultural association, county fair association, or chamber of commerce in the county, or if none, in any group of counties of which the county is one, such contributions to be used for the general conduct of the fair, including the giving of premiums.

Section 89.6, Agricultural Code, provides that counties may use fair property for agricultural labor camps, and may expend money on the camps. This section is effective through the calendar year 1947.

Section 96, Agricultural Code (Ch. 411, Stats. 1945), authorizes boards of supervisors to lease, let, or grant licenses to use parks or fair property for specified purposes.

Section 5154, Public Resources Code (Ch. 599, Stats. 1945), authorizes boards of supervisors to grant the use of park or fair property to non-profit associations for the purpose of operating, as agent of the county, any fair or exposition in aid of which the granting of public money is authorized by the Constitution or laws of this State. County may allocate money to such corporation for planning and preparing for fair. Funds received by the corporation, with certain exceptions, go into county fair fund to be used for fair purposes.

Section 92, Agricultural Code (Ch. 1341, Stats. 1945), provides for allocation of a portion of the Fair and Exposition Fund to county and district fairs. County fairs must file a sworn statement of premiums paid, must place money received from the State in a separate bank account approved by the Director of Finance. The money may be expended only pursuant to a budget approved by the Director of Finance. The Department of Finance makes rules and regulations for judging exhibits, and the maximum amount of premiums for all classes of exhibits and no fair is to receive an apportionment unless it complies with these rules and regulations. The department may examine the books and records to determine the correctness of any statement or report filed with the department.

Sections 620, 621, and 622, Civil Code, provide that agricultural fair corporations may purchase and hold not to exceed 160 acres of land for fair purposes. Such a corporation may not contract any debt in excess of the money in its treasury except to purchase real property and for that purpose may create debt not exceeding $5,000, secured by a mortgage on the property. These corporations are nonprofit, have no capital stock, nor income greater than necessary to discharge debts for property and improvements and defray current expenses of fairs.

These sections have stood unchanged since their enactment in 1872. Inasmuch as the nonprofit corporation law appears to contain ample, and less restrictive, provisions under which a fair association could be organized it may be that these sections have become obsolete and should be repealed.

FRED B. WOOD, Legislative Counsel
By JOSEPH W. PAULUCCI, Deputy

DEPARTMENT OF FINANCE, DIVISION OF FAIRS AND EXPOSITIONS
SACRAMENTO, July 15, 1946

Honorable Jacob M. Leonard, Chairman
Assembly Interim Committee on Fairs
Hollister, California

DEAR MR. LEONARD: Pursuant to your request for information as to the amount of dues paid to the Western Fairs Association by fairs operating under the supervision of this division, we sent out a circular letter on June 25, 1946, requesting the fairs to inform us as to the amount of dues paid to the Western Fairs Association since January 1, 1945.

The replies received from 55 of the 69 fairs are summarized as follows:

Dues paid since January 1, 1945:		
1946 dues	$18,490	
Prior year dues	13,360	
Total dues paid since January 1, 1945		$31,850
Dues unpaid:		
1946 dues	$1,900	
Prior years dues	450	
Dues unpaid		$2,350

On July 10, 1946, the Western Fairs Association, Inc., furnished us with a statement of the dues paid during the period January 1, 1945, to July 8, 1946, and dues remaining unpaid as of the latter date. This information is summarized as follows:

Dues paid, January 1, 1945 to July 8, 1946:		
1946 dues	$18,450	
Prior year dues	17,785	
Total dues paid, January 1, 1945 to July 8, 1946		$36,235
Dues unpaid as of July 8, 1946:		
1946 dues	$7,370	
Prior year dues	3,850	
Total dues unpaid as of July 8, 1946		$11,220

Yours very truly,

A. E. SNIDER, Chief Division of Fairs and Expositions

WESTERN FAIRS ASSOCIATION, INC.
SACRAMENTO 14, July 10, 1946

Jacob Leonard, Chairman
Interim Committee on Fairs and Expositions
Hollister, California

DEAR MR. LEONARD: I learned just recently that the Division of Fairs and Expositions was requesting a statement for each fair as to the sums paid by each fair to the Western Fairs Association during 1945 and 1946. I am enclosing a financial statement of not only the dues paid by each fair but the amount remaining unpaid.

I am sending you this information in anticipation of the fact that all of the fairs will have not replied prior to our meeting on the eighteenth of this month.

Yours truly,

LOUIS S. MERRILL, General Manager

DUES TO WESTERN FAIRS ASSOCIATION, INC., PAID AND UNPAID
JANUARY 1, 1945, TO JULY 8, 1946

Districts		*1946 paid*	*1946 unpaid*	*Prior year paid*	*Prior year unpaid*
1	California Spring Garden Show	------	$300	------	$300
1-A	Grand National Livestock Exposition	$1,000	------	------	------
2	San Joaquin County Fair	650	------	$300	------
3	Butte District Fair	------	300	225	------
4	4th District Fair	200	------	225	------
6	Exposition Park	------	150	------	------
7	Monterey County Fair	------	500	450	------
9	Humboldt District Fair	300	------	400	------
10	Siskiyou County Fair	------	300	300	------
12	12th District Fair	300	------	500	------
13	Peach Bowl Festival	300	------	150	------
14	Santa Cruz County Fair	300	------	300	------
15	Kern County Livestock Show	400	------	400	------
16	16th District Fair	------	20	------	------
17	Nevada County Fair	------	300	375	------
19	Santa Barbara Fair and Horse Show	100	200	400	------
20	Placer District Fair	300	------	500	------
21	Fresno District Fair	650	------	450	------
21-A	Madera District Fair	300	------	300	------
22	San Diego County Fair	400	------	300	------
23	Contra Costa County Fair	200	------	300	------
24	Tulare-Kings County Fair	650	------	450	------
25	Napa County Fair	400	------	100	300
26	Amador County Fair	------	300	300	------
27	Shasta District Fair	650	------	150	450
29	Tuolumne County Fair	300	------	300	------
30	Tehama County Fair	500	------	600	------
31	Ventura County Fair	200	------	225	------
33	San Benito County Saddle Horse Show	------	300	------	500
34	Modoc County Fair	------	400	------	400
35	Merced County Fair	400	------	400	------
35-A	Mariposa County Fair	200	------	225	------
36	Dixon Fair	400	------	400	------
37	Santa Barbara County Fair	500	------	600	------
38	Stanislaus District Fair	400	------	300	------
39	Calaveras County Fair	300	------	------	375
40	Yolo County Fair	300	------	500	------
41	Del Norte County Fair	650	------	750	------
42	Glenn County Fair	------	600	450	150
44	Colusa County Harvest Festival	400	------	400	------
45	Imperial County Fair	400	------	200	------
46	Hemet Annual Turkey Festival	300	------	------	300
48	Great Western Livestock Show	400	------	------	------
49	Lake County Fair	------	300	225	------
50	Antelope Valley Fair	200	------	------	------
Counties					
	Alameda County Fair	------	300	75	225
	Butte County Fair	------	300	------	375
	El Dorado County Fair	300	------	400	------
	Humboldt County Fair	------	650	450	------
	Lassen County Fair	600	------	150	------
	Los Angeles County Fair	1,250	------	1,800	------
	Mendocino County Fair	------	500	------	------
	Salinas Valley Fair	100	------	------	------
	Calistoga Fair and Horse Show	300	------	300	------
	Orange County Fair	300	------	------	------

DUES TO WESTERN FAIRS ASSOCIATION, INC., PAID AND UNPAID JANUARY 1, 1945, TO JULY 8, 1946—Continued

Counties	*1946 paid*	*1946 unpaid*	*Prior year paid*	*Prior year unpaid*
Placer County Fair	------	300	------	300
Plumas County Fair	200	------	200	------
Riverside County Fair and Date Festival	300	------	400	------
Sacramento County Fair	------	400	300	------
San Benito County Fair	------	50	------	100
Lodi Grape and Wine Festival	------	100	------	75
San Mateo County Fair	500	------	150	------
Santa Clara County Fair	200	------	150	------
Inter-Mountain Fair of Shasta County	200	------	150	------
Sonoma County Fair	------	500	450	------
Trinity County Fair	------	300	300	------
California State Fair	1,250	------	60	------

ARTICLES OF INCORPORATION AND BY-LAWS, WESTERN FAIRS ASSOCIATION, INCORPORATED

Article 1. Name

The name of this organization shall be the Western Fairs Association, Incorporated.

Article 2. Purposes

Section I. To encourage and foster a spirit of cooperation among the membership.

Section II. To exchange ideas on publicity and details of management, as well as problems local to each activity, or event, but which might become problems of general interest to the membership.

Section III. To coordinate efforts in setting dates of the various activities, or events, so there may be a minimum of conflicts.

Section IV. To serve as a public relation medium to the effect that the general public shall be kept informed as to the economic and social value of our present system of California Fairs and their relation to the allocation of pari-mutuel funds.

Article 3. Membership: Active, Associate, Honorary

Section I. The active membership shall consist only of agricultural associations, societies, citrus fairs, and county fairs formed and operated in conformance with the provisions governing the Agricultural Code or other codes of the State of California.

Section II. The associate membership shall consist of such other activities, out of state fairs, or events, as may be held regularly in the various communities: Rodeos, horse shows, pageants, fiestas, community events, expositions, and agricultural, horticultural, livestock and poultry associations whose purposes include the furthering of the development of agriculture, horticulture, livestock, and poultry, through agricultural fairs.

Section III. Honorary memberships without dues shall be accorded certain persons upon being approved by the board of directors and voted upon by the entire active membership.

Section IV. Termination of Membership. Any member may voluntarily resign or withdraw from membership in this association at any time upon giving 30-day notice in writing to the secretary. Upon such withdrawal, he shall cease to be a member of any committee. A resigning member shall not only forfeit its dues for the current year, but may not voluntarily withdraw if any indebtedness is still owing to the association.

Section V. Suspension or Expulsion. It shall be within the power of the board of directors to summon before it any member whose conduct shall appear to the board of directors to be prejudicial to the character or welfare of this association, or contrary to or in violation of its articles and rules. Secretary shall notify such member of such hearing at which he shall be accorded all rights to defend himself of the charges. At such hearing the member may be censured, suspended or expelled by a majority vote of the board of directors present at the meeting.

Section VI. All memberships shall be recorded in the name of the association (event), corporation, partnership, firm or individual. That is: not "John Jones, Secretary, 23d Agricultural Association," but "223d Agricultural Association."

Article 4. Meetings

Section I. The annual meeting of this association shall be held at a time designated by the board of directors.

Article 5. Dues

Section I. Annual dues shall be established as provided in the by-laws.

Article 6. Officers and Directors

Section I. The governing body of this association shall be a board of directors, to be constituted as the by-laws of the association may provide.

Section II. The board of directors shall have authority to pass upon all matters not in contravention to the actions taken by the membership at its annual or special meetings.

Section III. The officers of the association shall be a president, vice president, and secretary-treasurer, to be selected as the by-laws of the association may provide.

Section IV. (a) *President:* The president shall preside at all meetings of the association and of the meetings of the board of directors and shall, with the secretary, sign all certificates of membership and obligations of the association and shall perform other duties as may be assigned to him by the board of directors and the usual duties pertaining to his office.

(b) *Vice President:* In the absence of the president, the vice president shall perform such duties as are usually appertaining to the office.

(c) *Secretary-Treasurer:* The secretary shall give notice of all meetings of the members and of the directors and shall take the minutes of such meetings and shall keep the correspondence and all records of the members and perform such other duties as the directors may from time to time asign to him. As treasurer he shall collect all monies due the association, shall have the care and custody of and be responsible for the funds of the association which shall be deposited in the name of the association in such bank or places of deposit as the board of directors shall designate, and shall have the custody of all the securities of the association. He shall keep proper books of account showing disposition of all funds that may pass through his hands. He shall make a full report in writing covering the financial conditions of the association at each annual meeting of the association and at other times as requested by the board of directors.

Article 7. Amendments

Section I. These articles and the by-laws may be amended as provided by the by-laws.

BY-LAWS

Article 1. Election of Directors and Officers

Section I. At the annual meeting of the association a board of directors shall be chosen by vote of the active and associated membership.

Section II. This board shall consist of 12 members, nine to be chosen from the active membership, and three to be chosen from the associate membership, at least two of whom shall be from without the State of California.

Section III. The term of office of directors shall be three years, four members to be elected each year, excepting that at the election for the term starting December, 1941, four members shall be elected for a period of three years, one member shall be elected for a period of two years, and one member shall be elected for a period of one year.

Section IV. The president and vice president shall be elected annually by majority vote of the members of the board of directors. The board of directors shall elect the secretary-treasurer for the term of one year.

Section V. The president and vice president shall be members of the board of directors. The retiring president shall continue to serve for the following year as an ex-officio member of the board of directors.

Article 2. Special Meetings

Section I. Special meetings of the association may be called by order of the board of directors upon five days' notice to the membership.

Article 3. Dues

Section I. The annual dues of this association shall be established as follows: Active membership dues shall be divided into two divisions and 12 subdivisions as follows:

Division I:

A. California State Fair	$1,250
B. Los Angeles County Fair	1,250
C. National Orange Show	1,000
D. District 1-A Agricultural Association	1,000
E. Sixth District Agricultural Association	150

Division II:

Fairs receiving an annual appropriation from the "Fair and Exposition Fund" in accordance with Sections 92 and 92.1 of the Agricultural Code, State of California, shall be:

A. Over $60,000 to $65,000	$650
B. Over $50,000 to $60,000	600
C. Over $40,000 to $50,000	500
D. Over $30,000 to $40,000	400
E. Over $20,000 to $30,000	300
F. Over $10,000 to $20,000	200
G. $6,000 to $10,000	100

Associate membership dues shall be $20.

Section II. The board of directors shall be empowered to classify in what division the active membership shall be placed.

Article 4. Voting Privileges

Section I. Each of the activities, or events, under the heads of active and associate memberships shall be entitled to vote on any proposition properly presented to the association for that purpose, except that that power shall be vested in only one representative from that activity. In other words, each activity, or event, shall be entitled to but one vote. Only active and associate members shall have the right to vote upon any amendments.

Section II. No members shall be entitled to vote unless satisfactory arrangements have been made for the payment of all current dues and other obligations.

Article 5. Amendments

Section I. The articles of incorporation and these by-laws may be amended at any annual meeting provided the proposed amendment has been mailed to every voting member at least 30 days previous to the annual meeting or has been presented in writing and read to a session of the annual meeting at least one day preceding the day upon which it is to be acted upon. After a proposal for amendment has been made, however, the same may be amended before being acted upon.

Article 6. Quorum

Section I. At any association meeting the presence in person of a majority of the active and associate members shall constitute a quorum for the transaction of business.

Section II. At any meeting of the board of directors or any of the committees, the presence in person of a majority of the members shall constitute a quorum for the transaction of business, provided also that if reasonable notice of the meeting has been given, five members of the board of directors may transact any business.

Article 7. Vacancies

Section I. Vacancies on the board of directors shall be filled by a majority vote of the remaining directors.

Section II. Vacancies on any committees shall be filled by appointments made by the president.

Article 8. Depository

Section I. The funds of the association shall be deposited in a bank to be selected by the treasurer and approved by the board of directors.

Article 9. Bond

Section I. A bond for faithful performance of duty shall be required from the secretary-treasurer of this association. Premium on the bond shall be paid by the association.

Article 10. Nominations

Section I. On each election date (annual meeting) the nominating committee shall propose a list of nominees for the vacancies, and shall present this list to the entire voting membership for their consideration. However, this list may be supplemented at the pleasure of individual voting members by nominations from the floor.

Article 11. Committees

Section I. The president shall appoint the following committees: Standing: Public relations, membership. Temporary: Dates, resolutions, nominating, auditing, credentials.

Article 12. Books and Papers

Section I. All books, correspondence, and papers of the association shall be in the custody of the president or secretary-treasurer, excepting those records accumulated by the various committees, and all records shall be turned over to the successors of the above offices and committeemen at the termination of such office.

Article 13. Status of Members

Section I. In differentiating between the status of active and associate members it is understood that because of the State Racing Fund directly and materially benefiting legally formed and established agricultural associations conducting fairs or citrus shows, the dues of the former class may be of greater amount than those of the latter class.

Article 14. Finances

Section I. The funds of the association shall be withdrawn upon signatures of the president, countersigned by the treasurer

Section II. No check shall be drawn upon the funds of the association except upon a voucher approved by at least one director.

Section III. The treasurer shall annually present a financial statement which shall first be passed upon by the board of directors who may in their discretion appoint an auditing committee.

PROPOSED PERMANENT STANDING RULES OF THE ASSEMBLY FOR THE FIFTY-SEVENTH SESSION, 1947-1948

As Submitted by the Permanent Committee on Legislative Organization, 1945

SECTION 1

LEGISLATIVE ORGANIZATION

Assignment of Desks to Members

1. Members shall be assigned to desks by the Chief of the Bureau of Buildings and Grounds, subject to change by the Committee on Rules, and, as far as possible, he shall conform to the requests of members, giving due consideration to their seniority in point of service in the Assembly.

Hours of Meeting

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

Following the constitutional recess, the Assembly shall meet promptly at 9.30 o'clock a.m., daily (Sundays excepted), unless otherwise ordered by a majority vote of the members present.

RULES

Adoption of Standing Rules

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

Suspension of Rules

4. Any standing rule of the Assembly may be suspended temporarily by a vote of two-thirds of the members present; provided, that such temporary suspension shall apply only to the matter under immediate consideration, and in no case shall it extend beyond an adjournment.

Amending Standing Rules

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

Temporary Rules

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

Parliamentary Rules

7. In all cases not provided for by the Constitution, by the Assembly Rules, or by the Joint Rules of the Senate and Assembly, the authority shall be Mason's Manual of Legislative Procedure.

Standing Committees

Standing Committees

8. For their convenient functioning and in furtherance of the thorough consideration of all bills on a given subject, the several standing committees of the Assembly are respectively grouped into the following categories:

A. LEGISLATURE:

Three committees to consider legislative organization, functions and procedure:

Committee on Rules

There is a Committee on Rules, No. 1, which shall act as an executive committee of the House having the following powers:

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

The Committee on Rules shall for the purpose of Joint Rule No. 2 be deemed to be the Rules Committee of the Assembly.

Committee on Legislative Procedure

There is a Committee on Legislative Procedure, No. 2, which shall have and exercise the following powers:

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

To consider and report on bills introduced after the constitutional recess.

To assist the Speaker, upon his request, in recommending the reference of bills to the appropriate standing committees.

To assist the chairmen of the several committees in formulating consolidated bills as substitutes for several bills relating to the same subject, following the reference of bills to the appropriate standing committees.

To bring about greater efficiency in the consideration of bills and to form a liaison with the Legislative Counsel Bureau and receive the aid of the bureau in such matters.

B. GOVERNMENT:

Fifteen committees to consider legislative measures affecting Government and Governmental Organization: Two on Conservation and Planning, Nos. 3 and 4; three on Fiscal Matters, Nos. 5, 6, and 7; one on Education, No. 8; four on Social Welfare, Nos. 9, 10, 11, and 12; one on Civil Service and State Personnel, No. 13; one on Military and Police, No. 14; two on Political Subdivisions, Nos. 15 and 16; and two on Judiciary and Laws, Nos. 17 and 18.

C. INDUSTRY:

Six committees to consider legislative measures affecting Industry and the Means of Production of Wealth; two on Agriculture, Nos. 19 and 20; two on Organization and Operation, Nos. 21 and 22; one on Industrial Relations, No. 23; one on Capital, No. 24; and one on the Means of Distribution of Wealth, No. 25.

It is the policy of the Assembly that the several committees in each of the groups indicated above shall cooperate to the fullest possible extent and upon every convenient occasion meet together upon bills of common interest to the committees in the group, no matter to which committee they have been assigned.

Twenty-five standing committees of the Assembly are hereby created, upon the several subjects, and numbered respectively, as follows:

1. Rules.
2. Legislative Procedure.
3. Conservation, Planning and Public Works.
4. Fish and Game.
5. Governmental Efficiency and Economy.
6. Revenue and Taxation.
7. Ways and Means.
8. Education.
9. Crime and Correction.
10. Public Morals.
11. Public Health.
12. Social Welfare.
13. Civil Service and State Personnel.
14. Military Affairs.
15. Municipal and County Government.
16. Elections and Reapportionment.
17. Judiciary.
18. Constitutional Amendments.
19. Agriculture.
20. Livestock and Dairies.
21. Public Utilities and Corporations.
22. Manufacturing, Oil, and Mining Industry.
23. Industrial Relations.
24. Finance and Insurance.
25. Transportation and Commerce.

Prior to the assignment of members to serve on the several standing committees, the Speaker shall consider the preferences of the members with regard to committee assignments, while keeping in view the practical necessity of making assignments so that members will not serve on more than one committee which meets at the same time, and the Speaker thereafter shall determine the number and members to serve on each standing committee. Upon publication in the Journal of the number of members on each standing committee, no further change in the number of members of the committee shall be made otherwise than by a majority vote of the elected membership of the Assembly.

No Member of the Assemlby shall be a member of more than three standing committees except that upon appointment by the Speaker or the approval of the House a member may serve on four committees.

There shall be published weekly in the Assembly Weekly History during each session of the Legislature a chart showing the Rational Organization of the Standing Committees of the Assembly and showing Chairman and Vice Chairman, Number of Members, Time of Meeting, Room Number, Total Number of Measures, "referred" and "action pending," and a meeting schedule for each day of the week.

Motions to Change Membership or Meetings of Standing Committees

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

SECTION 2

HOUSE FUNCTIONS

Duties of Assembly Officers

Duties of the Speaker

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

(a) To preserve order and decorum; he may speak to points of order in preference to the other members, rising from his chair for that purpose.

(b) To decide all questions of order subject to appeal to the Assembly by any member. On every appeal, he shall have the right to assign his reason for his decision.

(c) To have general direction over the Assembly Chamber and rooms set aside for the use of the Assembly, including the rooms for use by members as private offices.

(d) To name any member to perform the duties of the Speaker, but such substitutions shall not extend beyond adjournment.

(e) To appoint the membership of all standing and special committees, and their respective chairmen and vice chairmen.

(f) To propose a schedule of meetings of standing committees.

(g) To have general control and direction over the Journals, papers, and bills of the Assembly.

(h) To act as Chairman of the Committee of the Whole.

(i) To order the Lobby and Gallery cleared whenever he shall deem it necessary.

(j) To assign desks to properly accredited newspaper representatives.

(k) To authenticate by his signature, when necessary, or when required by law, all bills, memorials, resolutions, orders, proceedings, writs, warrants, and subpenas issued by order of the Assembly.

(*l*) The Speaker shall be ex officio member of all Assembly, joint, and interim committees with all of the rights and privileges of such membership, except the right to vote. In counting a quorum of any such committees, the Speaker shall not be counted as a member.

Duties of the Speaker Pro Tempore

11. The Speaker pro Tempore shall have the powers and perform the duties of the Speaker during his absence.

Duties of the Chief Clerk

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

(a) To have charge of and supervise all clerical business and printing of the Assembly.

(b) To see that the Journals, other publications, and records of the Assembly are properly kept.

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

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

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

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

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

(h) Before the commencement of any regular session of the Legislature the Chief Clerk of the Assembly may mail to each member a blank form on which the member may indicate his committee preferences. Accompanying such blank shall be mailed a stamped envelope addressed to the Chief Clerk of the Assembly for returning such form. After their receipt, all such communications shall be delivered to the Chairman of the Committee on Legislative Organization, who shall deliver them to the Speaker immediately upon the organization of the Assembly.

(i) To certify to the Controller, pay rolls of members and attaches.

(j) To certify all requisitions upon the Controller for the payment of bills incurred by the Assembly.

(k) To order and sign for all documents and printing, subject to approval by the Speaker or the Chairman of the Committee on Rules.

Duties of the Sergeant-at-Arms

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

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

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

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

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

(e) To execute all commands of the Speaker.

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

Printing

Authority for Printing

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

Printing Style, Form and Amount to Be Printed

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

Printing Assembly History

16. The Chief Clerk shall cause to be compiled and printed during the constitutional recess a Legislative Handbook and a Semi-Final

Assembly History, together with an index, setting forth a complete history showing all actions on bills, constitutional amendments, concurrent, joint, and House resolutions prior to the constitutional recess.

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

Printing of Maps

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

Miscellaneous

Admission to Assembly Chamber

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

Use of Assembly Chamber

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

Persons Admitted to Floor of the Assembly

20. No person other than members, officers, attaches, employees of the Legislature, former Members of the Legislature, and accredited members of the press shall be admitted to the floor of the Assembly during any session of the Assembly; provided, that a guest of any member shall be admitted upon presentation of a guest card of said member countersigned by the Speaker, such guest card being valid only on the legislative day for which it was issued.

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

Lobbying in the Assembly Chamber

21. All persons appearing or being, or desiring to appear or be, at or in the Assembly Chamber, or at or in any committee room of the Assembly for the purpose of advocating the adoption or defeat of any

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

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

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

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

Smoking in Assembly Chamber

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

Fees for Witnesses

23. Each witness summoned to appear before the Assembly or any of its committees shall receive the sum of ten dollars ($10) for each day such witness shall be required to appear, and the sum of five and one-half cents ($0.05½) for each mile he shall travel in coming to and going from the place of examination.

Press Privileges

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

The Speaker shall assign the Assembly press desks to accredited newspaper representatives authenticated by the standing committee of the Capitol Correspondents' Association; also the necessary rooms for the exclusive use of such accredited press representatives.

No Dictation at Member's Desk

25. While the Assembly is in session, no member shall dictate any correspondence at his desk.

SECTION 3

LEGISLATIVE PROCEDURE

Speaker to Call Assembly to Order

26. The Speaker, or in his absence the Speaker pro Tempore, shall at the hour appointed for meeting, call the Assembly to order. In the absence of both the Speaker and the Speaker pro Tempore, the Chief Clerk, or his assistant, shall call the Assembly to order, whereupon a temporary chairman shall be elected from among the members to preside.

The functions of the temporary chairman shall terminate upon return of the Speaker or Speaker pro Tempore.

Roll Call and Quorum

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

Order of Business

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

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

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

Reading, Correcting and Approving Journal

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

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

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

Presentation of Petitions

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

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

Messages From the Governor

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

Messages From the Senate

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

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

Bills

Bills Defined

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

Introduction and Reference of Bills

35. Each bill shall be signed by the member, or each of the members, who is an author of the bill before it is introduced. If any bill is introduced which does not contain the signature of such author or co-author, the same, on motion of the member whose name appears thereon without

such signature, shall be stricken from the file by a recorded vote of a majority of the elected membership. In each legislative session, on the first day when bills are introduced under "Introduction and Reference of Bills," the roll shall be called from A to Z and then back from Z to A, and as each member's name is called, he may introduce one bill, constitutional amendment, concurrent or joint resolution.

After these two roll calls, any member desiring to introduce bills, constitutional amendments, concurrent and joint resolutions may at any time during a session send the same to the Clerk's desk.

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

Reference of Bills to Committee

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

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

Examining of Bills by Legislative Counsel Bureau

37. After introduction, all bills shall be delivered to the Legislative Counsel for the purpose of determining if the bill is in the proper form as prescribed by law or Assembly rule.

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

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

Introduction of Bills After Constitutional Recess

38. Any member requesting permission to introduce a bill, except a resolution or constitutional amendment, after the constitutional recess shall send such request together with the bill to the Clerk's desk, and it shall be referred by the Speaker to the Committee on Legislative Procedure. The committee shall ascertain if the granting of such request will exceed the limitations as set forth in Section 2 of Article IV of the Constitution, and if it will not, shall report back on the same legislative day each bill so referred to it. The adoption of the report of the committee

granting permission to introduce any bill shall require an affirmative recorded vote of three-fourths of all members elected to the Assembly.

Standing Committee Functions

Standing Committee Rules

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

A majority of the committee members present may order a call of the committee.

Meetings of Standing Committees

40. All standing committees shall meet at the hour and the place provided by schedule, unless otherwise ordered by the Assembly. No committee shall meet during any session of the Assembly without first obtaining permission from the Assembly.

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

Committee Quorum

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

Bills Reported Back to Assembly

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

Reports of Committees

43. Reports of standing and special committees shall be delivered to the Chief Clerk or an assistant, and shall be read and ordered printed in the Journal unless otherwise ordered by the Speaker or a majority vote of the members present.

Signing Bills Out of Committee

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

Committee of the Whole

45. The Assembly may resolve itself into a Committee of the Whole at any time by a majority vote of the members present. While sitting

as such committee, persons other than members may address the committee. The Speaker of the Assembly, or any member named by the Speaker, shall preside as Chairman of the Committee of the Whole.

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

Committee on Ways and Means

46. The Committee on Ways and Means shall consider all bills to appropriate money other than contingent expenses of the Assembly. Any bill which requires the expenditure of state moneys or affects the appropriation or the disbursement of same in any manner must be considered by the Committee on Ways and Means previous to its passage.

Committee Expenditures

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

Reports of Interim Committees

48. All interim committees, unless otherwise authorized, shall report to the next succeeding Legislature on or before the fortieth day after the convening thereof.

Passage of Bills

Daily File

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

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

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

Record of Bills

50. The Chief Clerk shall cause to be kept a permanent record of every action taken by the Assembly on every bill, and the date of such

action. Every such action and the date thereof shall also be endorsed upon such bill.

Second Reading of Bills

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

Committee Amendments

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

Amendments From the Floor

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

Consideration of Constitutional Amendments, Concurrent and Joint Resolutions

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

Bills Transmitted to the Senate

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

Bills Considered During Last Seven Days

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

Substitute Committee Bills

57. A committee may amend into one bill related provisions germane to the subject and embraced within the title; and with the consent of the author the committee may constitute such bill a committee bill by striking out of the heading of the bill the line "Introduced by" and the name of the author and substituting therefor "Substitute Committee Bill of the Committee on" and the name of the committee.

Concurrence in Senate Amendments

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

Nonconcurrence in Senate Amendments

59. If the Assembly refuse to concur in Senate amendments to an Assembly bill, and when notified that the Senate has refused to concur in Assembly amendments to a Senate bill, the Speaker shall appoint a committee of three (3) on conference, and the Chief Clerk shall immediately notify the Senate of the action taken by the Assembly and request the appointment of a like committee

Committee on Conference

60. The Speaker, in appointing a committee on conference, shall select two members from those voting with the majority on the point about which the difference has arisen, and the other member from the minority, in the event there is a minority vote.

61. The Chairman of the Senate committee on conference for the same bill shall arrange the time and place of meeting of such committee. It shall require an affirmative vote of not less than four of the members constituting the committee on conference to agree upon a report, and the report shall be submitted to both the Senate and the Assembly. Such report is not subject to amendment, and if either house refuses to adopt such report, the conferees shall be discharged and other conferees appointed. No member who has served on a committee on conference shall be appointed a member of another committee on conference on the same bill. The presentation and consideration of any report of a committee on conference shall always be in order, except during a roll call or when a member has the floor. It shall require the same affirmative recorded vote to adopt any conference report as required by the Constitution upon the final passage of the bill affected by such report. It shall require an affirmative recorded vote of two-thirds of the entire elected

membership of the Assembly to adopt any conference report affecting any Assembly bill which contains an item or items of appropriation which are subject to reduction or elimination under the provisions of Section 34a of Article IV of the Constitution.

The vote on concurrence or upon the adoption of such conference report by the Assembly shall be deemed the vote upon final passage of such bill.

Engrossing and Enrolling Bills

62. The Engrossing and Enrolling Clerk shall engross and enroll all bills which shall come to his hands for such purposes, in compliance with the provisions of Section 9503 of the Government Code, and in the order of time in which the same shall be acted upon by the Assembly.

Enrollment

63. After final passage by both houses, any Assembly bill not amended by the Senate shall be forthwith ordered by the Speaker to be enrolled, as provided in Sections 9508 and 9509 of the Government Code. The Committee on Legislative Procedure shall report both the day and the hour each enrolled bill is presented to the Governor, which report shall be entered in the Journal.

SECTION 4

PARLIAMENTARY PROCEDURE

Motions and Questions

Precedence of Motions During Debate

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

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

Questions of Order Decided Without Debate

65. All incidental questions of order, arising after a motion is made for any of the questions named in Rule 38 and pending such motion, shall be decided by the Speaker without debate, whether on appeal or otherwise.

Appeal From Decision of the Speaker

66. Any member may appeal from a decision of the Speaker without waiting for recognition by the Speaker, even though another member

has the floor. No appeal is in order when another is pending, or when other business has been transacted by the Assembly prior to the appeal being taken.

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

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

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

Speaker Explains Order of Business

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

To Adjourn

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

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

To Recess to a Time Certain

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

To Lay on the Table

70. A motion to lay on the table is not debatable and cannot be amended.

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

Any motion to lay on the table, if carried by a majority vote of the entire elected membership, carries with it the main question and everything that adheres to it; provided, however, that a motion to lay an

amendment on the table, if adopted, does not carry with it a bill, constitutional amendment, concurrent, joint, or House resolution.

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

The Previous Question

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

Motion to Set Special Order

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

Motion to Postpone to a Time Certain

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

Motion to Postpone Indefinitely

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

Motion to Amend

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

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

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

A motion to lay an amendment on the table may be adopted by a majority vote of the members present, as provided in Rule 75.

Amendment to Be Germane

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

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

Substitute Motion

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

Motions in Writing

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

Constitution of Motions

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

Division of Questions

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

Withdrawal of Motions

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

Motion to Be Germane

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

Motion to Withdraw and Recall Bills

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

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

Bills Stricken From File

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

Motion to Rescind Action and Expunge Record

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

Reconsideration of Vote

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

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

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

No notice of motion for reconsideration shall be in order on the day preceding the last day for consideration of Assembly or Senate bills in the Assembly. No motion to reconsider shall be adopted except upon an affirmative recorded vote of a majority of the entire elected membership, except that it shall require a two-thirds vote of the entire elected membership to reconsider the vote on any matter originally requiring a two-thirds vote for its passage or adoption.

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

Call of Assembly

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

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

Resolutions

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

Motions and Resolutions

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

Adjournment

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

Members' Decorum and Privileges

Order in Speaking to Questions

91. When a member desires to address the Assembly, he shall rise from his seat and respectfully address himself to "Mr. Speaker." Upon being recognized, he may speak, confining himself to the question under consideration. When two or more members rise at the same time, the Speaker shall designate the member who is entitled to the floor.

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

Leave of Absence

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

Personal Privilege

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

Objection to Reading of Any Paper

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

Members Called to Order for Transgressing Rules

95. a. If any member transgresses the Rules of the Assembly, the Speaker shall, or any member may, call the offending member to order. The member so called to order shall immediately take his seat, until the Speaker without debate, shall have determined whether he is in order or not. Such decision by the Speaker shall be subject to an appeal to the Assembly.

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

Members Voting

96. Every member in the Assembly Chamber when a roll call is required shall record his vote openly and without debate, unless the Assembly shall, by a majority vote of the members present, excuse him.

The name of any member who refuses to vote as required by this rule, after being requested by the Speaker to do so, shall be entered in the Journal of the Assembly, together with a statement that he was present and did so refuse to vote. Any member who refuses so to vote may, if he so desires, and immediately after the announcement of the vote, submit a written explanation of his failure to vote and have such explanation printed in the Journal, provided no such explanation shall exceed 50 words in length.

In addition to the entry of his name in the Journal, any member who refuses so to vote when required, and who has not been excused from doing so, may, immediately after the announcement of the vote, in the discretion of the Speaker or upon demand of any member, be summoned to appear before the bar of the Assembly for public censure by the Speaker or by any member designated by the Speaker. Censure of a member as provided by this rule shall not constitute a bar to proceedings for his expulsion from the Assembly pursuant to Section 9 of Article IV of the Constitution.

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

Ayes and Noes

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

Voting Not to Be Interrupted

98. When once begun, voting shall not be interrupted, except that before the vote is announced any member may have the total pending vote flashed on the visible vote recorder. Prior to the announcement of the vote the Speaker shall inquire if all members have voted. Any member may move a call of the Assembly after the completion of the roll and prior to the final recording, but no member shall be allowed to change his vote, or have his vote recorded after the vote is announced.

Members at Clerk's Desk

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

Tie Vote

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

"Two-thirds of the Entire Elected Membership" Defined

101. Wherever the words or figures, "two-thirds of the entire elected membership" appear in any rule, it shall mean 54 votes.

Rational Organization of Standing Committees of the Assembly

CALIFORNIA STATE LEGISLATURE

CUT HERE

Name of Member _____

General category	Functional category	Particular functions	COMMITTEE ORGANIZATION					TOTAL MEASURES				MEETING SCHEDULE				
								Referred		Action pending						
			Committee Name and Number	Chairman Vice Chairman	Members	Time of Meeting	Room No.	Senate	Assembly	Senate	Assembly	Mon.	Tues.	Wed.	Thurs.	Fri.
LEGISLATURE	Legislative Organization and Procedure	Legislative Organization	Legislative Organization (Permanent)			ON CALL	436									
		House Functions	1. Rules	Dickey Doyle	13	ON CALL	428									
		Introduction of Bills, Consolidation of Legislation, Engrossment and Enrollment	2. Legislative Procedure	Weber Boyd	8	ON CALL	431									
GOVERNMENT	Conservation and Planning	Natural Resources, Irrigation, Pub Wks., Parks, Buildings and Planning	3. Conservation, Planning and Public Works	McMillan Cramer	15	WEDNESDAY PERIOD I 3 to 6 p m.	426							I		
		Wild Life	4. Fish and Game	Erwin Thomas	11	TUESDAY PERIOD I 3 to 6 p.m.	435						I			
	Fiscal Matters	Departmental Organization and Administration	5. Governmental Efficiency and Economy	Field Carey	13	WEDNESDAY PERIOD I 3 to 6 p m.	435							I		
		Taxation and Revenue Sources	6. Revenue and Taxation	Hollibaugh C A Dills	17	THURSDAY PERIOD II 8 p.m.	435								II	
		Appropriations, Expenditures and Budgets	7. Ways and Means	Wollenberg Lowrey	24	MON & THURS PERIOD I 3 to 6 p m	435					I			I	
	Education	Universities, Colleges and Schools	8. Education	Dunn	20	WEDNESDAY PERIOD II 8 p m	432							II		
	Social Welfare	Crimes, Prisons, Reforms	9. Crime and Correction	Price Bennett	9	MONDAY PERIOD I 3 to 6 p m	426					I				
		Control of Behavior, Gaming, and Liquor	10. Public Morals	Thompson Crichton	7	THURSDAY PERIOD I 3 to 6 p m.	426								I	
		Health and Healing Arts	11 Public Health	Debs Evans	11	TUESDAY PERIOD I 3 to 6 p.m.	426						I			

GOVERNMENT		Social Service	12. Social Welfare	Niehouse Kilpatrick	11	TUESDAY PERIOD I 3 to 6 p.m.	426						I			
	Civil Service and State Personnel	Civil Service and State Employees	13. Civil Service and State Personnel	Gannon Stephenson	9	THURSDAY PERIOD II 8 p m	426								II	
	Military and Police	Police, Naval, Military and Veterans	14. Military Affairs	McCollister Huyck	13	MONDAY PERIOD II 8 p m.	426					II				
	Political Subdivisions	Organization and Administration of	15. Municipal and County Government	Thurman Stanley	10	WEDNESDAY PERIOD II 8 p.m.	426							II		
		Elections and Districting	16. Elections and Reapportionment	Robertson Waters	10	TUESDAY PERIOD II 8 p m	426						II			
	Judiciary and Laws	The Judiciary and General Laws	17. Judiciary	Brown Rosenthal	24	MON. & TUES PERIOD II 8 p m.	435					II	II			
		Constitutional and Initiative Laws	18. Constitutional Amendments	Crowley Maloney	7	WEDNESDAY PERIOD II 8 p m	435							II		
INDUSTRY	Means of *Production of* Wealth	Farming, Horticulture, Agronomy and Fairs	19. Agriculture	Clarke Silliman	23	TUESDAY PERIOD I 3 to 6 p m.	432						I			
		Animal Husbandry and Products	20. Livestock and *Dairies*	Thorp *Heisinger*	11	TUESDAY PERIOD II 8 p m.	432						II			
		Organization and Operation of	21. Public Utilities and Corporations	Allen Knight	7	MONDAY PERIOD I 3 to 6 p.m.	432					I	.			
		Organization and Operation of	22. Manufacturing, Oil, and Mining Industry	R C Dills Sheridan	13	WEDNESDAY PERIOD I 3 to 6 p m.	432							I		
		Labor, Wages, Unemployment and Accident Risks	23. Industrial Relations	Lyons Gaffney	15	THURSDAY PERIOD II 8 p m.	432								II	
		Capital, Loans and Risks	24. Finance and Insurance	Geddes Blosser	15	MONDAY PERIOD II 8 p m	432					II				
	Means of Distribution of Wealth	Transportation by Air, Water, Rail, Road, Commerce, Merchandising	25. Transportation and *Commerce*	Burns *Luckel*	16	THURSDAY PERIOD I *3 to 6 p m.*	432								I	

SCHEDULE OF ASSEMBLY COMMITTEE MEETINGS

MONDAY

Period I. 3:00 to 6:00 p.m.	Room	Period II. 8:00 p.m.	Room
Ways and Means	435	Judiciary	435
Public Utilities and Corporations	432	Finance and Insurance	432
Crime and Correction	426	Military Affairs	426

TUESDAY

Period I. 3:00 to 6:00 p.m.	Room	Period II. 8:00 p.m.	Room
Fish and Game	435	Judiciary	435
Agriculture	432	Livestock and Dairies	432
Public Health	426	Elections and Reapportionment	426
Social Welfare	430		

WEDNESDAY

Period I. 3:00 to 6:00 p.m.	Room	Period II. 8:00 p.m.	Room
Governmental Efficiency and Economy	435	Constitutional Amendments	435
Manufacturing, Oil, and Mining Industry	432	Education	432
Conservation, Planning, and Public Works	426	Municipal and County Government	426

THURSDAY

Period I. 3:00 to 6:00 p.m.	Room	Period II. 8:00 p.m.	Room
Ways and Means	435	Revenue and Taxation	435
Transportation and Commerce	432	Industrial Relations	432
Public Morals	426	Civil Service and State Personnel	426

FRIDAY

Period I. 3:00 to 6:00 p.m.	Room	Period II. 8:00 p.m.	Room
	435		435
	435		432
	426		426

Subject to Call of Speaker or Chairman	Room	Attaches	Room	Attaches	Room
Rules	428	Engrossing and Enrolling Clerk	423	Amending Clerk	431
Legislative Procedure	431	Sergeant-at-Arms	436	Journal Clerk	431
Legislative Organization	436				

PLACE AND TIME OF COMMITTEE MEETINGS

Room 435 — Largest Room — Seats 27 Committeemen and 75 spectators

GOVERNMENT

Conservation and Planning

Fish and Game	Tuesday,	3 00 to 6 00 p m.

Fiscal Matters

Governmental Efficiency	Wednesday,	3 00 to 6 00 p m.
Revenue and Taxation	Thursday,	8 00 p m.
Ways and Means	Monday and Thursday,	3.00 to 6 00 p m

Judiciary and Laws

Judiciary	Monday and Tuesday,	8 00 p m.
Constitutional Amendments	Wednesday,	8.00 p.m.

Room 432 — Larger Room — Seats 21 Committeemen and 75 spectators

GOVERNMENT

Education

Education	Wednesday,	8.00 p m.

INDUSTRY

Agriculture

Agriculture	Tuesday,	3.00 to 6.00 p m.
Livestock and Dairies	Tuesday,	8 00 p m.

Means of Production

Public Utilities and Corporations	Monday,	3 00 to 6 00 p m
Manufacturing, Oil, and Mining Industry	Wednesday,	3 00 to 6 .00 p m
Industrial Relations	Thursday,	8:00 p m

Finance

Finance and Insurance	Monday,	8 00 p m

Distribution and Transportation

Transportation and Commerce	Thursday,	3 00 to 6 00 p m.

Room 426 — Smaller Room — Seats 21 Committeemen and 75 spectators

GOVERNMENT

Conservation and Planning

Conservation, Planning and Public Works	Wednesday,	3 00 to 6.00 p m

Social Welfare

Crime and Correction	Monday,	3 00 to 6:00 p m.
Public Morals	Thursday,	3 00 to 6 00 p m
Public Health	Tuesday,	3 00 to 6 00 p m

Civil Service and State Personnel

Civil Service and State Personnel	Thursday,	8 00 p m

Military and Police

Military Affairs	Monday,	8.00 p m

Political Subdivisions

Municipal and County Government	Wednesday,	8 00 p m
Elections and Reapportionment	Tuesday,	8 00 p m.

Room 430 — Social Welfare — Tuesday, 3 00 to 6 00 p.m.
To be used for special meetings of subcommittees. Seats 21 Committeemen and 50 spectators.

Room 428 — Rules and Special Committee meetings

Room 436 — Committee on Legislative Organization and Sergeant-at-Arms

Room 423 — Engrossing and Enrolling Clerk.

Room 431 — Committee on Legislative Procedure.
Amending Clerk.
Journal Clerk.

Room 429 — Broadcasting.

GUESTS EXTENDED PRIVILEGE OF ASSEMBLY FLOOR

On request of Mr. Robertson and the Assembly, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Miss Martha Hyres of Santa Barbara.

On request of Messrs. Geddes, Price, and Erwin, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Don P. Nichols of Pomona.

On request of Mr. Hahn, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Foster J. Gibbings of Saskatchewan, Canada.

On request of the San Diego County Delegation, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to William O. Cotton of San Diego.

On request of Mr. Lester T. Davis, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Beck Parsons, coach, and the following members of the basket ball team of the Lassen High School of Susanville: Fritz Liss, Ned Porter, John Paillet, Clyde Taylor, Keith Becker, Lamarr Prince, John Chamberlain, Bruno Vial, Dick Hart, and Rollo Parsons.

On request of Messrs. Miller and Berry, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Rosalie Norton of Richmond.

On request of Mr. Lyons, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Miss Doris Kittler of San Francisco and Mrs. Diane Mason of Sacramento.

On request of Mr. Carey and the Alameda County Delegation, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. H. E. Rilea and Mrs. Elizabeth Smith of Oakland.

On request of Mr. Gannon, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Laurence Kimball of Sacramento.

On request of Speaker Collins, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Carrol Cone, Everett Cone and Ted Kuckel of Fullerton.

On request of Mr. Lester T. Davis and the San Francisco Delegation, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Miss Peggy Ulrig and Mrs. George Ulrig of San Francisco.

ADJOURNMENT

At 4.12 p.m., on motion of Mr. Dickey, the Speaker declared the Assembly adjourned until 10 a.m., Monday, February 3, 1947.

SAM L. COLLINS, Speaker

GERALDINE B. HADSELL, Minute Clerk

CALIFORNIA LEGISLATURE
FIFTY-SEVENTH (GENERAL) SESSION

ASSEMBLY DAILY JOURNAL

TWENTY-FIRST LEGISLATIVE DAY
TWENTY-NINTH CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO
Monday, February 3, 1947

The Assembly met at 10 a.m.
Hon. Sam L. Collins, Speaker of the Assembly, presiding.
Chief Clerk Arthur A. Ohnimus at the desk.

ROLL CALL

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

Allen, Anderson, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Hahn, Hawkins, Heisinger, Hinckley, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—73.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. Raymond Renwald:

Be Thou unto me, O God, a protector and a place of refuge to save me. for Thou art my strength and my refuge: and for Thy Name's sake Thou wilt be my Leader and wilt nourish me. In Thee, O Lord, have I hoped; let me never be confounded—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of the Speaker, the Assembly gave the pledge of allegiance to the Flag.

READING OF THE JOURNAL DISPENSED WITH

On motion of Mr. Lester T. Davis, further reading of the Journal of the previous legislative day was dispensed with.

LEAVES OF ABSENCE FOR THE DAY

The following members were granted leaves of absence for the day, and desired to waive their per diems:

Mr. Grunsky, on motion of Mr. Kirkwood.

Mr. Hinton, on motion of Mr. Stewart.

Mr. Lyons, on motion of Mr. Hollibaugh.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, January 31, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Concurrent Resolution No. 37

And reports the same correctly engrossed.

WEBER, Chairman

Above reported resolution ordered on file for adoption.

ASSEMBLY CHAMBER, SACRAMENTO, February 3, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 429

Assembly Bill No. 753

And reports the same correctly engrossed.

WEBER, Chairman

Assembly Bill No. 429 ordered to third reading.

Assembly Bill No. 753 ordered re-referred to the Committee on Governmental Efficiency and Economy.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

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

Assembly Bill No. 1890: By Mr. Doyle—An act to provide for the creation of a lottery to be operated by the State on the basis of or in relation to horse races authorized by law; to appropriate the proceeds thereof to the State Highway Fund and to set the effective date thereof.

Referred to Committee on Public Morals.

Assembly Bill No. 1891: By Mr. Burns—An act to add Section 113.5 to the Vehicle Code, relating to the California Highway Patrol.

Referred to Committee on Transportation and Commerce.

Assembly Bill No. 1892: By Mr. Beck—An act to regulate the business of escrow agencies and the employees thereof.

Referred to Committee on Judiciary.

Assembly Bill No. 1893: By Mr. Beck—An act to add Sections 10095 and 10095.5 to, and to repeal Sections 10096, 10097, and 10098 of, the Revenue and Taxation Code, relating to the motor vehicle transportation license tax.

Referred to Committee on Transportation and Commerce.

Assembly Bill No. 1894: By Mr. Beck—An act to add Sections 11490 and 11490.5 to, and to repeal Sections 11491 and 11492 of, the Revenue and Taxation Code, relating to the private car tax.

Referred to Committee on Transportation and Commerce.

Assembly Bill No. 1895: By Mr. Beck—An act to add Sections 7870 and 7870.5 to, and to repeal Section 7871 of, the Revenue and Taxation Code, relating to the motor vehicle fuel license tax.

Referred to Committee on Transportation and Commerce.

Assembly Bill No. 1896: By Mr. Beck—An act to add Section 18616 to the Education Code, relating to reconveyance of real property by school districts.

Referred to Committee on Education.

Assembly Bill No. 1897: By Mr. Beck—An act to amend Section 22 of the Corporation Income Tax Act, relating to the levy and collection of taxes upon the income of corporations, associations and Massachusetts or business trusts.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 1898: By Mr. Beck—An act to amend Section 29 of the Bank and Corporation Franchise Tax Act, relating to bank and corporation taxes.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 1899: By Mr. Lowrey—An act making an appropriation to the Fish and Game Commission for a fish hatchery in the vicinity of Stony Creek.

Referred to Committee on Ways and Means.

Assembly Bill No. 1900: By Mr. Lowrey—An act to add Section 463 to the Fish and Game Code, relating to shooting near buildings.

Referred to Committee on Fish and Game.

Assembly Bill No. 1901: By Mr. Debs—An act to add Section 7.1 to the Alcoholic Beverage Control Act, concerning the status of alcoholic beverage licenses.

Referred to Committee on Public Morals.

Assembly Bill No. 1902: By Mr. Debs—An act to amend Sections 13004.1 and 13004.2 of the Education Code, relating to order of employment of certificated employees.

Referred to Committee on Education.

Assembly Bill No. 1903: By Messrs. Grant and Geddes—An act to amend Sections 6301 and 6302 of the Education Code, relating to school finances.

Referred to Committee on Education.

Assembly Bill No. 1904: By Messrs. Geddes and Erwin—An act to provide for the sale of certain real property of the State held for the use of Pacific Colony, and appropriating the proceeds thereof for the benefit of Pacific Colony.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 1905: By Mr. Ralph C. Dills—An act to add Sections 80 and 81 to the Streets and Highways Code, relating to the California Highway Commission.

Referred to Committee on Conservation and Planning.

Assembly Bill No. 1906: By Mr. Hollibaugh—An act to amend Section 3307 of the Public Resources Code, relating to waste of oil and gas.

Referred to Committee on Manufacturing, Oil, and Mining Industry.

Assembly Constitutional Amendment No. 27: By Messrs. Grant and Erwin—A resolution to propose to the people of the State of California an amendment to the Constitution of the State by amending Section 25½ of Article IV thereof, relating to the Fish and Game Commission.

Referred to Committee on Constitutional Amendments.

Assembly Constitutional Amendment No. 28: By Mr. Doyle—A resolution to propose to the people of the State of California an amendment to the Constitution of the State by amending Section 26 of Article IV thereof, relating to state lotteries.

Referred to Committee on Constitutional Amendments.

Assembly Joint Resolution No. 23: By Messrs. Evans, Allen, Heisinger, Anderson, Brady, Debs, Clayton A. Dills, Doyle, Gannon, Hawkins, and Price—Relative to amending the Federal Social Security Act in respect to old-age assistance.

Referred to Committee on Rules.

Assembly Bill No. 1907: By Mr. McCollister—An act making an appropriation to the Division of Beaches and Parks for riding and hiking trails.

Referred to Committee on Conservation and Planning.

Assembly Bill No. 1908: By Mr. McCollister—An act to amend Section 356 of the Streets and Highways Code, relating to state highway routes.

Referred to Committee on Conservation and Planning.

COMMUNICATIONS

By Mr. Brown:

The following communication was received, read, and ordered printed in the Journal:

SAN FRANCISCO, CALIFORNIA, January 28, 1947

To Honorable Goodwin J. Knight, Lieutenant Governor and President of the Senate:

To Honorable Sam Collins, Speaker of the Assembly:

Assembly Bill 1400 (Chap. 1527) as passed by the Senate and the Assembly in the 1945 Session of the Legislature and signed by Governor Earl Warren contained an appropriation to pay for the California State Bell in the National Carillon at Valley Forge, Pennsylvania.

Acting under approval given by Governor Earl Warren, the California-Nevada District delegation of Kiwanis International, en route to its International Convention in Atlantic City, on June 9, 1946, stopped at Valley Forge and in formal ceremonies in the Washington Memorial Chapel at Valley Forge, presented and dedicated the California State Bell.

Believing that the Members of the Legislature would be interested in a report on the presentation and dedication of this bell, I am, for that purpose, furnishing you herewith a copy of my report as Past President of the California State Society, Sons of the American Revolution, and as Chairman of the Dedication Committee of the California-Nevada District of Kiwanis International, I especially call your attention to the inspiring dedication address of Benjamin H. Pratt, District Governor of the California-Nevada District of Kiwanis:

"The Bells of our Valley peal
Forth sweet and clear,
Reminding all people of truths
We hold dear;
'For God, Home and Country'
Together they ring,
Proclaiming the Freedom to which
We still cling."

In the presence of over ten thousand American patriots gathered at Valley Forge in commemoration of 150 years of American independence, the Star Spangled Banner National Peace Chime was dedicated July 4, 1926. Thirteen state bells, representing the original colonies, made up this first carillon.

Great as it was, the Star Spangled Banner National Peace Chime was inadequate for Valley Forge, where our Nation began and where the American people must be fully represented. It was intended only as the first step in a great musical tribute to the Nation and to those who at Valley Forge froze, starved, and suffered illness but kept faith and prepared for the victorious battle making possible this Nation. Back of the original chime was the ideal of a great national carillon of 49 bells, one for each state, and a national birthday bell. Forty-three of these bells have now been secured.

The state bells, outside of those for the 13 original colonies, were assigned in the order of the population of the state. To members of our Kiwanis delegation en route to the international convention in June, Governor Earl Warren gave the signal honor of making the formal presentation and dedication of the bell on behalf of California.

On Sunday, June 9th, 267 Kiwanians and ladies from the California-Nevada District visited the historic shrine at Valley Forge, site of the winter encampment of General George Washington and his Continental Army between December 19, 1777, and June 19, 1778.

In the beautiful Washington Memorial Chapel, which President Wilson named the "Shrine of the American People," filled with memorials of our first great leader, special services were held for the Kiwanis delegation, followed by Governor Pratt's dedication of the California bell:

"Through the harmonious and beautiful music of this carillon, we are able to see more clearly back through the intervening ages, to appreciate vividly the suffering, the privations, the frustrations and the mistreatment by government of those few thousand intrepid resourceful Continental soldiers, who here in the terrible winter at Valley Forge, either persisted with steadfast purpose or gave up their lives to secure the freedom of men in this Nation and all over the world.

"But we must understand that this spiritual power of Valley Forge comes not primarily from the record of the suffering of those Continental soldiers. That tremendous spiritual power comes almost exclusively from the magnificent personality who here held those intrepid, highly individualistic, ill-disciplined Continental soldiers true to their high purpose. For Washington was able to lead those soldiers effectively, spiritually, through disappointment, defeat and disaster, till, expanding into our victorious armies, those soldiers and Washington together secured victory in our desperate Revolutionary War.

"And Washington continued to lead his people, the armies and civil population alike, until almost single-handed he had devised, set into operation and firmly established through successful accomplishment, that unique government under which we and generations of our forefathers have enjoyed a greater degree of individual freedom in enterprise and opportunity than has been accorded under government to any other people.

"Then the essential integrity of Washington, the common honesty that determined his actions and his purpose, publicly as well as privately, compelled him to relinquish completely to worthy successors his personal control of that government, at just the proper time to make it forever a government of written instrument and not a government of popular personality. * * *

"So here and now we do formally dedicate this California bell to its high purpose, firm in the belief, confident in the conviction, that true to this bell's example, our State will always work zealously with all her sister states to secure the social advancement and the political freedom of all men. We so dedicate this bell under the spell of Washington pervading this atmosphere of Valley Forge. Yet we are all fully conscious of the wisdom of Lincoln's glorification of Washington more than a century ago: 'This is the one hundred and tenth anniversary of the birthday of Washington. We are met to celebrate this day. Washington is the mightiest name of earth; long since mightiest in the cause of civil liberty On this name no eulogy is expected It could not be. To add

brightness to the sun or glory to the name of Washington is alike impossible. Let none attempt it. In solemn awe pronounce the name and in its naked, deathless splendor leave it shining on.' "

Housed for the past 20 years in a temporary wooden structure behind the Chapel, the Washington Memorial National Carillon, the first made in America by American bell-makers, fills the air of Valley Forge with the music of religion and patriotism. Familiar hymns and patriotic airs are played every hour from 10 in the morning until five in the evening, and at sunset the National Anthem fills hill and dale with its stirring strains.

October 1, 1941, the foundation of the long proposed Bell Tower for the carillon was laid, and work will proceed on the tower as soon as building restrictions are lifted. The tower will be dedicated to "Revolutionary patriots who established the American way of life and to the men and women of World Wars I and II who have preserved that precious heritage."

In the tower there will be a memorial roll of honor—a wainscoting of three series of metal plates on which names may be inscribed. The first series will record the Revolutionary patriots, the second series will contain names of men and women of World Wars I and II whose ancestors were Revolutionary soldiers; and the third series will give names of those serving in the two World Wars whose families came to this Country more recently. * * *

Valley Forge is an immortal symbol of the spirit which won independence for America and to infuse and perpetuate those principles for which the War of Independence was fought, no better example may be offered than the inspiring record of courage written in blood-stained snow amid icy winds on the hills of Valley Forge. That record will not soon lose its inspiration for those of our Kiwanis group assembled at Valley Forge in June.

"The Bells of our Valley must
Never be stilled
While the hearts of her children
With courage are filled.
Our prayer to high Heaven
Forever shall be,
'Protect, oh Our Father,
This "Land of the Free" ' "

On behalf of those who have been interested in this worthy project, I express sincere thanks and appreciation to the California Legislature for its important and essential action which made the dedication of the bell possible.

Yours very truly,

ARTHUR L. SCOTT

By Speaker Collins:

The following communication was received, read, and ordered printed in the Journal:

Letter of Transmittal

STATE RECONSTRUCTION AND REEMPLOYMENT COMMISSION
SACRAMENTO 14, January 30, 1947

Honorable Earl Warren, Governor of California
Honorable Goodwin J. Knight, President of the Senate
Honorable Sam L. Collins, Speaker of the Assembly

This is the third Report of the State Reconstruction and Reemployment Commission to the Governor and the Legislature.

The accomplishments which the commission is able to document here are due in great measure to the efforts of hundreds of Californians who unstintingly gave their time and wise judgment so that the commission's work might go forward. The commission and its small staff could not have met the responsibilities entrusted to them by the Legislature without the help of the members of the Commission's Citizens' Advisory and Project Committees. These public-spirited men and women received no compensation other than the knowledge that their time, their talents and their efforts have immeasurably aided their fellow citizens.

Respectfully submitted.

STATE RECONSTRUCTION AND REEMPLOYMENT COMMISSION
C. H. PURCELL, Chairman

A. EARL WASHBURN
Director of Reconstruction and Reemployment

Above mentioned report, compiled for the Governor and the Legislature, is available upon request. Report ordered filed with the Secretary of State.

REQUEST FOR UNANIMOUS CONSENT THAT CHIEF CLERK BE INSTRUCTED TO ISSUE ADDITIONAL COPIES OF BLUE BOOK

Mr. Doyle asked for unanimous consent that the Chief Clerk be instructed to issue, upon request, 10 additional copies of the 1946 California Blue Book to each Member of the Fifty-sixth Session who has not returned to the Assembly.

Request referred to the Committee on Rules.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

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

Assembly Bill No. 1909: By Mr. McCollister—An act to amend Section 18976 of the Government Code, relating to veterans' civil service preference.

Referred to Committee on Military Affairs.

Assembly Bill No. 1910: By Mr. McCollister—An act to amend Section 303.1 of the Agricultural Code, relating to labeling of meats and meat food products

Referred to Committee on Livestock and Dairies.

Assembly Bill No. 1911: By Mr. McCollister—An act to amend Section 10202.7 of the Insurance Code, relating to group life insurance.

Referred to Committee on Finance and Insurance.

Assembly Bill No. 1912: By Mr. McCollister—An act to amend Section 1648 3 to the Insurance Code, relating to insurance.

Referred to Committee on Finance and Insurance.

Assembly Bill No. 1913: By Mr. Anderson—An act making an appropriation to the Water Commission Revolving Fund for use in making determinations of water rights, to take effect immediately.

Referred to Committee on Ways and Means.

Assembly Bill No. 1914: By Mr. Anderson—An act to amend Sections 8300, 8302, 8304, 8305, and 8570 of, to add Section 8747 to, and to repeal Sections 8301 and 8303 of the Health and Safety Code, relating to private cemeteries.

Referred to Committee on Public Health.

Assembly Bill No. 1915: By Mr. Anderson—An act to add Section 2501 to, to amend Sections 2793, 2893, 2894, 2896, and 2899 of, and to repeal Sections 2674, 2742, 2794, and 2795 of, the Elections Code, relating to partisan candidates.

Referred to Committee on Elections and Reapportionment.

Assembly Bill No. 1916: By Messrs. Hawkins and Rosenthal—An act to add Section 981.6 to the Military and Veterans Code, relating to assistance to veterans in occupational training and making an appropriation.

Referred to Committee on Military Affairs.

Assembly Bill No. 1917: By Messrs. Hawkins and Rosenthal—An act making an appropriation for a school lunch program.

Referred to Committee on Education.

Assembly Bill No. 1918: By Messrs. Hawkins and Rosenthal—An act to amend Section 981.2 of the Military and Veterans Code, relating to educational assistance to veterans and making an appropriation.

Referred to Committee on Education.

Assembly Bill No. 1919: By Messrs. Hawkins and Rosenthal—An act to provide for recreational projects to furnish recreation for adults and juveniles, creating the California Recreation Commission to administer the same, and making an appropriation therefor.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 1920: By Mr. Hawkins—An act to amend Sections 633 and 634 of the Vehicle Code, relating to lamps and devices on motor vehicles.

Referred to Committee on Transportation and Commerce.

Assembly Bill No. 1921: By Messrs. Hawkins and Anderson—An act to declare the necessity of direct participation by the State in the community redevelopment program, and that assistance to community redevelopment agencies constitutes a public use and purpose and an essential governmental function for which public moneys may be spent and other aid given; creating the California Redevelopment and Housing Commission and defining its powers and its relations with community redevelopment agencies relating to state-aided redevelopment; and making an appropriation.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 1922: By Messrs. Hawkins and Anderson—An act declaring state policy in regard to labor disputes, and defining and limiting the jurisdiction of state courts in relation thereto.

Referred to Committee on Judiciary.

Assembly Bill No. 1923: By Mr. Ralph C. Dills—An act to amend Sections 894 and 895 of, and to add Section 872.5 to, the Military and Veterans Code, relating to educational assistance to veterans and veterans' dependents.

Referred to Committee on Education.

Assembly Bill No. 1924: By Mr. Ralph C. Dills—An act to add Section 429.6 to the Fish and Game Code, relating to hunting and sporting fishing licenses.

Referred to Committee on Fish and Game.

Assembly Bill No. 1925: By Mr. Ralph C. Dills—An act to add Section 8126 to the Education Code, relating to school terms.

Referred to Committee on Education.

Assembly Bill No. 1926: By Mr. Ralph C. Dills—An act to amend Section 103 of the Code of Civil Procedure, relating to justice's courts.

Referred to Committee on Judiciary.

Assembly Bill No. 1927: By Mr. Thomas—An act to add Section 6.1a to the Alcoholic Beverage Control Act, relating to fraternal organizations and providing for the issuance of on-sale distilled spirits licenses to such organizations.

Referred to Committee on Public Morals.

Assembly Bill No. 1928: By Mr. Debs—An act to add Section 20363 to the Government Code, relating to the State Employees' Retirement System, and making membership therein optional for persons entering state service after attaining age 50.

Referred to Committee on Civil Service and State Personnel.

Assembly Bill No. 1929: By Mr. Debs—An act to add Section 2.5 to an act entitled "An act providing for the sanitation of food producing establishments, places where food is stored, prepared, kept or manufactured and in which food is distributed; regulating the use of sealed containers and providing for the sterilization of bottles, receptacles and containers used for food, drugs and liquors; regulating the health of persons by whom materials from which food is prepared or the finished product is handled; providing for the inspection of such places, persons and things; declaring places and things in violation of this act to be nuisances, dangerous to health and providing for the abatement of same; providing for the licensing of premises upon which walnuts are shelled or otherwise prepared and for the inspection of such premises and prohibiting the purchase, acquisition or receiving of walnuts shelled or prepared other than on licensed premises; providing for license fees; providing for producer exemption and empowering the California State Board of Public Health to make rules and regulations, and providing for the keeping of records; making violations of this act misdemeanors; and providing for the punishment of the same," approved March 6, 1909, as amended, and to add Section 28325.5 to the Health and Safety Code, relating to soap.

Referred to Committee on Public Health.

Assembly Bill No. 1930: By Messrs. Debs and Geddes—An act to repeal Chapter 7, comprising Sections 6700 to 6799, inclusive, of Division 3 of, and to add a new Chapter 7, comprising Sections 6700 to 6830, inclusive, to Division 3 of, the Business and Professions Code, relating to the Professional Engineers' Association of California, its organization, government, membership and powers to regulate the practice of professional engineering, and providing penalties for violations of the provisions of this act.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 1931: By Messrs. Silliman and James—An act to add Section 1128 to the Streets and Highways Code, relating to private roads and byroads.

Referred to Committee on Conservation and Planning.

Assembly Bill No. 1932: By Messrs. Silliman, Clarke, and Thorp—An act to add Chapter 1c, comprising Sections 777 to 777.95, inclusive,

to Division 5 of the Agricultural Code, relating to standards and inspection requirements for spinach, broccoli, sprouts, and cauliflower sold for canning or freezing purposes.

Referred to Committee on Agriculture.

Assembly Bill No. 1933: By Mr. Dickey—An act to add Sections 252 and 572 to the Streets and Highways Code, relating to state highway routes.

Referred to Committee on Conservation and Planning.

Assembly Bill No. 1934: By Mr. Dickey—An act making an appropriation for aid for construction of public highways.

Referred to Committee on Conservation and Planning.

Assembly Bill No. 1935: By Mr. Dickey—An act to amend Section 204e of the Code of Civil Procedure, relating to the duties and compensation of the secretary and jury commissioner of the superior court, and assistants.

Referred to Committee on Judiciary.

Assembly Bill No. 1936: By Mr. Dickey—An act to add Section 1557.1 to the Penal Code, relating to the payment of the expenses of returning arrested persons for trial.

Referred to Committee on Judiciary.

Assembly Bill No. 1937: By Mr. Dickey—An act to amend Section 5 of an act entitled "An act relating to the determination of the wartime population of cities or cities and counties for purposes of allocation of moneys from the State Highway Fund and from the Motor Vehicle License Fee Fund for expenditures therein, and declaring the urgency thereof," approved May 18, 1943, as amended, relating to the time said act remains in effect, and declaring the urgency thereof, to take effect immediately.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 1938: By Mr. Dickey—An act making an appropriation to be expended pursuant to the Property Acquisition Act for the acquisition of real property for use as a site for a state office building in the County of Alameda and in furtherance of the postwar building program.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 1939: By Mr. Dickey—An act making an appropriation to the State Department of Finance for the construction and equipment of a state office building in the County of Alameda.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 1940: By Mr. Gannon—An act to add Section 8893 to the Health and Safety Code, relating to the formation of public cemetery districts.

Referred to Committee on Public Health.

Assembly Bill No. 1941: By Mr. Cooke—An act to repeal Section 10753.5 of the Revenue and Taxation Code, relating to the market value of vehicles for vehicle license fee purposes.

Referred to Committee on Transportation and Commerce.

Assembly Bill No. 1942: By Messrs. Hollibaugh, Boyd, and Knight—An act to create a California Commission on Revenue and Taxation for study of revenue and taxation in the State, provide for its powers and duties, and making an appropriation.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 1943: By Messrs. Hollibaugh, Boyd, and Knight—An act to amend Section 11005 of, to add Sections 11002.5 and 11006 to, and to repeal Sections 11003 and 11004 of, the Revenue and Taxation Code, relating to the motor vehicle license fee, and making an appropriation.

Referred to Committee on Transportation and Commerce.

Assembly Bill No. 1944: By Messrs. Hollibaugh, Boyd, and Knight—An act to amend Sections 11003 and 11005 and to repeal Section 11004 of the Revenue and Taxation Code, relating to the distribution of the proceeds of the Vehicle License Fee Law.

Referred to Committee on Transportation and Commerce.

Assembly Bill No. 1945: By Messrs. Hollibaugh, Boyd, and Knight—An act to amend Section 3 of "An act to provide for the payment of a portion of the bonded indebtedness of the State of California, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately," approved May 19, 1943, relating to the payment of a portion of the bonded indebtedness of the State of California, and making an appropriation therefor.

Referred to Committee on Ways and Means.

Assembly Bill No. 1946: By Messrs. Hollibaugh, Boyd, and Knight—An act making an appropriation to the Teachers' Permanent Fund for the purposes of the State Teachers Retirement Law, limiting the expenditure thereof, and providing for the investment thereof and the disposition of the increment thereon.

Referred to Committee on Education.

Assembly Bill No. 1947: By Messrs. Hollibaugh, Boyd, and Knight—An act to amend Section 37 of the Alcoholic Beverage Control Act, relating to the disposition of funds collected as license fees.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 1948: By Messrs. Hollibaugh, Boyd, and Knight—An act to amend Sections 19624 and 19626 of the Business and Professions Code, relating to Fair and Exposition Fund and providing for the allocation of a portion of said funds for county roads.

Referred to Committee on Agriculture.

Assembly Bill No. 1949: By Messrs. Hollibaugh, Boyd, and Knight—An act to amend Section 12164 of, and to add Section 12164.5 to, the Government Code, relating to state-owned property.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 1950: By Messrs. Hollibaugh, Boyd, and Knight—An act providing for the inventory of property belonging to the State and making an appropriation therefor.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 1951: By Mr. Evans—An act to amend Section 5082 of the Business and Professions Code, relating to accountants and their registration.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 1952: By Mr. Doyle—An act to add Section 4085¾ to the Political Code, relating to the acquisition of rights of way to provide access to public hunting or fishing grounds.

Referred to Committee on Fish and Game.

Assembly Bill No. 1953: By Mr. Waters—An act to amend Section 241 of the Code of Civil Procedure, relating to grand juries.

Referred to Committee on Judiciary.

Assembly Bill No. 1954: By Mr. Allen—An act to amend Section 3212.5 of the Labor Code, relating to workmen's compensation benefits.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 1955: By Mr. Allen—An act to define casual motor carrier sales agent; to provide for the regulation, control and supervision thereof, and to provide for the enforcement of said act and penalties for the violation thereof; and repealing an act entitled "An act to define motor carrier transportation agent; to provide for the regulation, supervision and licensing thereof, and to provide for the enforcement of said act and penalties for the violation thereof; and repealing an act entitled 'An act to define motor carrier transportation agent; to provide for the regulation, supervision and licensing thereof, and to provide for the enforcement of said act and penalties for the violation thereof,' approved June 5, 1931, and all acts or parts of acts inconsistent with the provisions of this act," approved May 15, 1933, as amended.

Referred to Committee on Public Utilities and Corporations.

Assembly Bill No. 1956: By Mr. Fletcher—An act to repeal Section 762 of the Vehicle Code, relating to penalties for violations of said code.

Referred to Committee on Transportation and Commerce.

Assembly Bill No. 1957: By Mr. Brady (By request)—An act to amend Sections 1010 and 1011 of the Fish and Game Code, relating to the business of canning and packing of fish and fish products.

Referred to Committee on Fish and Game.

Assembly Bill No. 1958: By Messrs. Gannon and Stephenson—An act making an appropriation to the Director of Finance for the acquisition of a site for the California State Fair.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 1959: By Mr. Huyck—An act to add Section 13a to the Automobile Parking District Act of 1941, relating to automobile and vehicle parking districts.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 1960: By Messrs. Clayton A. Dills and Allen—An act to add Title XIVa, comprising Sections 626 to 626.3, inclusive, to Part 1 of the Penal Code, relating to registration of persons convicted of sex offenses.

Referred to Committee on Judiciary.

Assembly Joint Resolution No. 24: By Mr. McCollister—Relative to memorializing Congress to continue appropriations for federal aid for highways.

Referred to Committee on Rules.

Assembly Joint Resolution No. 25: By Messrs. Burns and Maloney—Relative to memorializing the Federal Government to prevent the sale of Japanese packed crab meat in the United States.

Request for Unanimous Consent

Mr. Burns asked for, and was granted, unanimous consent to take up Assembly Joint Resolution No. 25, at this time, without reference to committee, print, or file, and that the same be considered engrossed.

CONSIDERATION OF ASSEMBLY JOINT RESOLUTION NO. 25

Assembly Joint Resolution No. 25—Relative to memorializing the Federal Government to prevent the sale of Japanese packed crab meat in the United States.

Resolution read.

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

AYES—Allen, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Grant, Hahn, Heisinger, Hollibaugh, Huyck, James, Johnson, Kirkwood, Knight, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—59.

NOES—None.

Resolution ordered transmitted to the Senate.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

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

Assembly Constitutional Amendment No. 29: By Messrs. Hollibaugh and Doyle—A resolution to propose to the people of the State

of California an amendment to the Constitution of the State by amending Section 25½ of Article IV thereof, relating to the Fish and Game Commission.

Referred to Committee on Constitutional Amendments.

Assembly Bill No. 1961: By Mr. Crowley—An act to amend Section 4280 of the Political Code, relating to compensation for public services in counties of the fifty-first class.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 1962: By Mr. Crowley—An act to amend Section 737q of the Political Code, relating to salaries of superior court judges.

Referred to Committee on Judiciary.

Assembly Bill No. 1963: By Mr. Crowley—An act to amend Section 4261 of the Political Code, relating to compensation for public services in counties of the thirty-second class.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 1964: By Mr. Crowley—An act to amend Section 737bb of the Political Code, relating to salaries of superior court judges.

Referred to Committee on Judiciary.

Assembly Bill No. 1965: By Mr. Crowley—An act to amend Section 737vv of the Political Code, relating to salaries of superior court judges.

Referred to Committee on Judiciary.

Assembly Bill No. 1966: By Mr. Crowley—An act to amend Section 4252 of the Political Code, relating to compensation for public services in counties of the twenty-third class.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 1967: By Messrs. Stephenson and Gannon—An act to authorize the sale of the property in the City of Sacramento used by the State Agricultural Society for the State Fair and to provide for the disposition and use of the proceeds from such sale.

Referred to Committee on Agriculture.

Assembly Bill No. 1968: By Messrs. Stephenson and Gannon—An act to amend Section 73 of the Agricultural Code, relating to the California State Fair.

Referred to Committee on Agriculture.

Assembly Bill No. 1969: By Mr. Stephenson—An act to add Section 8854.5 to the Water Code, relating to drainage district assessments and bonds.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 1970: By Mr. Stephenson—An act to add Section 3463 5 to the Political Code, relating to reclamation district assessments and bonds.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 1971: By Mr. Stewart—An act to add Section 19491 to the Business and Professions Code, relating to licenses to conduct horse race meetings.

Referred to Committee on Public Morals.

Assembly Bill No. 1972: By Mr. Stewart—An act to add Section 19464 to the Business and Professions Code, relating to horse racing licenses.

Referred to Committee on Public Morals.

Assembly Bill No. 1973: By Mr. Stewart—An act to repeal Section 19484 of the Business and Professions Code, relating to deposits of applicants for horse racing licenses.

Referred to Committee on Public Morals.

Assembly Bill No. 1974: By Mr. Stewart—An act to add Section 19490 to the Business and Professions Code, relating to horse racing licenses.

Referred to Committee on Public Morals.

Assembly Bill No. 1975: By Mr. Stewart—An act to amend Sections 19531 and 19532 and to repeal Section 19532.1 of the Business and Professions Code, relating to horse racing and the number of days allowed therefor.

Referred to Committee on Public Morals.

Assembly Bill No. 1976: By Messrs. Stewart and Knight—An act to amend Sections 2890, 2893, 2896, 2897, 2898, and 2899 of, and to add Section 2891.5 to, the Elections Code, relating to the withdrawal of candidates for nomination or election.

Referred to Committee on Elections and Reapportionment.

Assembly Bill No. 1977: By Messrs. Heisinger and Crichton—An act making an appropriation to Twenty-first District Agricultural Association for rehabilitation and improvements of its property.

Referred to Committee on Agriculture.

Assembly Bill No. 1978: By Mr. Heisinger—An act to amend Sections 11207, 11226, 11236, and 11460 and to add Article 12, comprised of Section 11296, to Chapter 2, Part 3, Division 6 of the Water Code, relating to water resources in the Central Valley Project.

Referred to Committee on Public Utilities and Corporations.

Assembly Bill No. 1979: By Mr. Kirkwood—An act to amend Section 2 of the Planning Act, relating to planning commissions.

Referred to Committee on Conservation and Planning.

Assembly Bill No. 1980: By Mr. Kirkwood—An act to add Section 2.1 to the Planning Act, relating to planning commissions.

Referred to Committee on Conservation and Planning.

Assembly Bill No. 1981: By Mr. Kirkwood—An act to amend Section 1 of the Planning Act, relating to adoption of master and official plans.

Referred to Committee on Conservation and Planning.

Assembly Bill No. 1982: By Messrs. Kirkwood and Dolwig—An act to amend Section 214 of the Revenue and Taxation Code, relating to exemptions from taxation.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 1983: By Mr. Wollenberg—An act to amend Section 2 of the Corporate Securities Act, relating to exemptions.

Referred to Committee on Judiciary.

Assembly Bill No. 1984: By Mr. Wollenberg—An act to amend Section 4 of the Corporate Securities Act, relating to the issuance of permits.

Referred to Committee on Judiciary.

Assembly Bill No. 1985: By Mr. Wollenberg—An act to amend Section 16 of the Corporate Securities Act, relating to void securities.

Referred to Committee on Judiciary.

Assembly Bill No. 1986: By Mr. Field—An act to amend Section 372 of the Vehicle Code, relating to weight fees for commercial vehicles.

Referred to Committee on Transportation and Commerce.

Assembly Bill No. 1987: By Messrs. Field, Erwin, Knight, and Stewart—An act to add Title XIVa, comprising Sections 626 to 626.5 to the Penal Code, relating to registration of persons convicted of certain crimes, and penalizing noncompliance therewith.

Referred to Committee on Judiciary.

Assembly Bill No. 1988: By Mr. Field—An act to amend Section 10971 of the Insurance Code, relating to fraternal benefit insurance.

Referred to Committee on Finance and Insurance.

Assembly Bill No. 1989: By Messrs. Kirkwood and Knight—An act to amend Section 146 of the Civil Code, relating to divorce actions and providing for the assignment of community or homestead property when divorce is granted upon the ground of incurable insanity.

Referred to Committee on Judiciary.

Assembly Bill No. 1990: By Messrs. Kirkwood and Knight—An act to add Section 1465 to Division 4, Chapter 4 of the Probate Code, relating to the management, control and disposition by a guardian of the community real property, the homestead property and community personal property of the value of $500 or more of insane or incompetent

persons, and to repeal Sections 1435, 1435.1 to 1435.10, inclusive, of the Probate Code.

Referred to Committee on Judiciary.

Assembly Bill No. 1991: By Mr. Thomas—An act to amend Section 694 of the Vehicle Code, relating to size and width of vehicles.

Referred to Committee on Transportation and Commerce.

Assembly Bill No. 1992: By Mr. Thomas—An act to amend Section 697 of the Vehicle Code.

Referred to Committee on Transportation and Commerce.

Assembly Bill No. 1993: By Mr. Lowrey—An act to add Article 2.5 to Chapter 2 of Division 12, comprising Sections 24301 and 24302, of the Education Code, relating to private schools.

Referred to Committee on Education.

Assembly Bill No. 1994: By Messrs. Price, Brown, Conrad, Hahn, Hollibaugh, Huyck, and Stanley—An act to amend Section 105 of the Code of Civil Procedure, relating to calling of substitute justice or judge.

Referred to Committee on Judiciary.

Assembly Bill No. 1995: By Messrs. Price, Hahn, Luckel, Hinckley, Brown, Cooke, Hollibaugh, Huyck, Mrs. Niehouse, and Mr. Stanley—An act to add Section 123.4 to the Vehicle Code, relating to members of the California Highway Patrol.

Referred to Committee on Transportation and Commerce.

Assembly Bill No. 1996: By Messrs. Price, Kilpatrick, Brown, Burke, and Knight—An act to add Chapter 10, comprising Section 660, to Part 1 of Division 1 of the Insurance Code, relating to avoidance of liability by insurers for noncooperation of the insured.

Referred to Committee on Finance and Insurance.

Assembly Bill No. 1997: By Messrs. Miller, Cooke, Lester T. Davis, and Kirkwood—An act to amend Section 1384.1 of the Education Code, relating to leaves of absences for persons employed by school districts requiring certification qualifications.

Referred to Committee on Education.

Assembly Joint Resolution No. 26: By Mr. Heisinger—Relative to migratory wild fowl.

Referred to Committee on Rules.

Assembly Bill No. 1998: By Mr. McMillan—An act to add Section 55.8 to the Alcoholic Beverage Control Act, relating to sales of distilled spirits at wholesale and retail.

Referred to Committee on Public Morals.

RESOLUTIONS

The following resolution was offered:

By Messrs. Thomas and Doyle:

House Resolution No. 81

Relative to the creation of the Assembly Committee on the California Vocational Institution

Resolved by the Assembly of the State of California, As follows

1. The Assembly Committee on the California Vocational Institution is hereby created and authorized and directed to ascertain, study and analyze all facts relating to the feasibility of transferring the California Vocational Institution, now located at Lancaster, to San Clemente Island, including but not limited to the operation, effect, administration, enforcement and needed revision of any and all laws in any way bearing upon or relating to the subject of this resolution, and to report thereon to the Assembly, including in the reports its recommendations for appropriate legislation

2. The committee shall consist of three Members of the Assembly appointed by the Speaker thereof. Vacancies occurring or existing in the membership of the committee shall be filled by the appointing power.

3. The committee is authorized to act during this session of the Legislature, including any recess, but not after March 15, 1947

4. The committee and its members shall have and exercise all of the rights, duties and powers conferred upon investigating committees and their members by the provisions of the Joint Rules of the Senate and Assembly and of the Standing Rules of the Assembly as they are adopted and amended from time to time, which provisions are incorporated herein and made applicable to this committee and its members.

5. The committee has the following additional powers and duties:

(a) To select a chairman and vice chairman from its membership

(b) To contract with such other agencies, public or private, as it deems necessary for the rendition and affording of such services, facilities, studies and reports to the committee as will best assist it to carry out the purposes for which it is created

(c) To cooperate with and secure the cooperation of county, city, city and county, and other local law enforcement agencies in investigating any matter within the scope of this resolution and to direct the sheriff of any county to serve subpenas, orders and other process issued by the committee.

(d) To report its findings and recommendations to the Legislature and to the people from time to time and at any time, not later than herein provided.

(e) To do any and all other things necessary or convenient to enable it fully and adequately to exercise its powers, perform its duties, and accomplish the objects and purposes of this resolution.

6. The sum of two hundred fifty dollars ($250) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Assembly for the expenses of the committee and its members and for any charges, expenses or claims it may incur under this resolution, to be paid from said contingent fund and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read, and referred to the Committee on Rules.

CONSIDERATION OF DAILY FILE

CONSIDERATION OF HOUSE RESOLUTION NO. 64

House Resolution No. 64

Relative to the continuance of the Assembly Committee on Conservation and Planning

Resolved by the Assembly of the State of California, As follows:

1. The Assembly Committee on Conservation and Planning created by House Resolution No 284 of the Fifty-sixth Regular Session is continued as an Assembly committee at this general session, with the membership and with all the rights, powers and duties possessed by the committee and its members immediately prior to the commencement of this session Vacancies occurring or existing in the membership of the committee shall be filled by the appointing power.

2. The committee is authorized to act during this session of the Legislature including any recess, but not after March 15, 1947.

3. The provisions of the Joint Rules of the Senate and Assembly and of the Standing Rules of the Assembly, as soon as such rules are adopted at this session or amended from time to time, become applicable to this committee and its members.

4. The sum of one thousand nine hundred eighty-one dollars and seventy cents ($1,981.70) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Assembly for the expenses of the committee and its members and for any charges, expenses or claims it may incur under this resolution, to be

paid from the said contingent fund and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read.

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

AYES—Allen, Anderson, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Hahn, Hawkins, Heisinger, Hinckley, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr Speaker—65

NOES—None

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, February 3, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 321—An act to amend Sections 6011 and 6012 of the Revenue and Taxation Code, relating to sales and use taxes and providing that this act shall take effect immediately;

Assembly Bill No. 403—An act making an appropriation in augmentation of the appropriation in Item 249 of the Budget Act of 1945, for compensation benefits to state officers and employees, to take effect immediately;

And reports that the same have been correctly enrolled, and presented to the Governor on the third day of February, 1947, at 11 a.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, February 3, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Concurrent Resolution No. 33—Relative to Frank N. Killam;

Assembly Concurrent Resolution No. 39—Relative to congratulating Warren B. Francis upon becoming President of the National Press Club of Washington, D. C.;

Assembly Joint Resolution No. 7—Relative to conferring citizenship upon all Indians, native of the United States, releasing them from status of wards of the government, and dividing and distributing the tribal reservations;

And reports that the same have been correctly enrolled, and presented to the Secretary of State on the third day of February, 1947, at 11 a.m.

WEBER, Chairman

CONSIDERATION OF HOUSE RESOLUTION NO. 59

House Resolution No. 59

Relative to the purchase of published Opinions of the Attorney General

Resolved by the Assembly of the State of California, As follows:

1. That the Chief Clerk of the Assembly be and he is hereby authorized and directed to purchase eighty-one (81) sets of each of the following bound volumes (Nos. 9, 10, 11, 12) and advance sheets of Attorney General's Opinions:

1947 Advance Sheets and Volumes at $25 plus sales tax per set;

1948 Advance Sheets and Volumes at $25 plus sales tax per set.

2. That the Chief Clerk is instructed to deliver one set of each set of Attorney General's Opinions to each Member of the Assembly, and one set to the Chief Clerk of the Assembly.

3. That the Controller be and he is hereby authorized and directed to draw his warrant on the Contingent Fund of the Assembly in favor of California Legal Publications for four thousand one hundred thirty-one dollars ($4,131) in payment for the above volumes and advance sheets, and the State Treasurer is directed to pay the same.

Resolution read.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Rules:

Amendment No. 1

In paragraph 2 of the resolution, strike out "each member of the Assembly", and insert "those members who desire and request it of the Chief Clerk of the Assembly".

Amendment No. 2

In the last line of paragraph 3 of the resolution, strike out the period, and insert a comma and "the unused portion thereof to revert to the General Fund."

Amendments read, and adopted.

Consideration of Further Amendments to House Resolution No. 59

Motion to Amend

Mr. Gannon moved the adoption of the following amendment:

Amendment No. 1

Strike out paragraphs 1, 2, and 3 of said resolution, and insert

"1. That the Chief Clerk of the Assembly be and he is hereby authorized and directed to purchase 1947-48 advance sheets of Attorney General's Opinions for each Member of the Assembly who requests the same by individual letter addressed to the Chief Clerk.

2. That the Chief Clerk is authorized and directed to purchase a set of Attorney General's Opinions for the Chief Clerk of the Assembly.

3. That the Chief Clerk is instructed to deliver said Attorney General's Opinions to each Member of the Assembly who requests, by individual letter in writing, the purchase of such sets.

4. That the Chief Clerk is directed to transmit the invoice and statement for the purchase of sets of Attorney General's Opinions to the Controller who is authorized and directed to draw his warrant on the Contingent Fund of the Assembly in favor of California Legal Publications for an amount not exceeding _____ dollars ($_____) in payment for the above volumes and advance sheets, and the State Treasurer is directed to pay the same."

Amendment read.

RECESS

At 11 a.m., on motion of Mr. Dickey, the Assembly recessed until 11.10 a.m.

REASSEMBLED

At 11.10 a.m., the Assembly reconvened.

Hon. Sam L. Collins, Speaker of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

RESOLUTIONS

The following resolution was offered:

By Messrs. Cooke, Luckel, Mrs. Niehouse, Messrs. Allen, Anderson, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Sam L. Collins, Conrad, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Hahn, Hawkins, Heisinger, Hinckley, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Maloney, McCollister, McMillan, Miller, O'Day, Price, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson,

Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg:

House Resolution No. 82

Relative to congratulating Howard K. Cramer upon award of the Presidential Unit Citation

WHEREAS, This Legislature is honored with the presence of many veterans of World War II, and takes pride in their contribution, both to the State and the Nation, in serving honorably and with distinction in the service of our Country; and

WHEREAS, There is among us a veteran whom the citizens of the Eightieth District have chosen to represent them in this Assembly, and to whom the Navy Department recently transmitted a facsimile and ribbon bar with star of the Presidential Unit Citation awarded the U. S. S. San Jacinto for heroism displayed by her crew in action against enemy Japanese in the Pacific; and

WHEREAS, The Members of this Assembly are pleased to learn that Howard K. Cramer, former Aviation Chief Radioman, United States Navy, was a member of the crew of the U. S. S. San Jacinto, and took part in the heroic achievements which won the admiration of the Nation and the following citation from the Commander-in-Chief:

"For extraordinary heroism in action against enemy Japanese forces in the air, ashore and afloat in the Pacific War Area from May 19, 1944, to August 15, 1945. Operating continuously in the most forward areas, the U. S. S. San Jacinto and her air groups struck crushing blows toward annihilating Japanese fighting power; they provided air cover for our amphibious forces; they fiercely countered the enemy's aerial attacks and destroyed his planes; and they inflicted terrific losses on the Japanese in fleet and merchant marine units sunk or damaged. Daring and dependable in combat, the San Jacinto with her gallant officers and men rendered loyal service in achieving the ultimate defeat of the Japanese Empire," now, therefore, be it

Resolved by the Assembly of the State of California, That the Members of this Assembly extend to Assemblyman Howard K. Cramer hearty congratulations upon receipt of the facsimile of the Presidential Unit Citation; and be it further

Resolved, That the Chief Clerk of the Assembly is directed to transmit a suitably prepared copy of this resolution to Assemblyman Cramer as an expression of the felicitations and congratulations of the Members of this Assembly.

Resolution read.

Request for Unanimous Consent That All Names Be Placed Upon House Resolution No. 82 as Co-Authors

Mr. Dickey asked for, and was granted, unanimous consent that the names of all members present be placed upon House Resolution No. 82 as co-authors.

Request for Unanimous Consent

Mr. Cooke asked for, and was granted, unanimous consent to take up House Resolution No. 82, at this time, without reference to committee or file.

Resolution read, and adopted unanimously.

Hon. John B. Cooke Presiding

At 11.24 a.m., Hon. John B. Cooke, Member of the Assembly from the Thirty-eighth District, presiding.

APPOINTMENT OF SELECT COMMITTEE

Acting Speaker Cooke announced the appointment of Messrs. Allen and Luckel as a Select Committee to escort Mr. Cramer to the rostrum.

MOTION THAT REMARKS BY MR. CRAMER BE PRINTED IN THE JOURNAL

Mr. Doyle moved that the following remarks by Mr. Cramer, delivered at the time the Members of the Assembly presented him with a Presidential Citation, be reduced to writing, and be ordered printed in the Journal:

Motion carried.

Remarks by Mr. Cramer

MR. SPEAKER AND MEMBERS OF THE ASSEMBLY: In accepting this honor I would like to say that I am not a hero—the real heroes of the actions in which I took part are those who gave their lives that we may continue to live in a free land. We owe a debt to them which we shall never be able to repay, and we should be ever mindful of this in our daily lives here in this Legislature.

Speaker Presiding

At 11.30 a.m., Hon. Sam L. Collins, Speaker of the Assembly, presiding.

WITHDRAWAL AND RE-REFERENCE OF ASSEMBLY BILLS NOS. 1068 AND 1069

Mr. Burns moved that Assembly Bills No. 1068 and 1069 be withdrawn from the Committee on Transportation and Commerce, and re-referred to the Committee on Conservation and Planning.

Motion carried.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

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

Assembly Bill No. 1999: By Messrs. Dolwig, McCollister, Boyd. and Sherwin—An act to amend Sections 338 and 340 of the Code of Civil Procedure, relating to the time of commencing civil actions.

Referred to Committee on Judiciary.

Assembly Bill No. 2000: By Mr. Dolwig—An act to amend Section 4307 of and to add Section 4307.6 to the Political Code, and to amend Section 29610 of and add Section 29610.5 to the Government Code, relating to traveling expenses of county officials.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 2001: By Mr. Dolwig—An act to amend Section 4088 of the Political Code and Section 29917 of the Government Code, relating to county bonds.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 2002: By Messrs. Dolwig, Maloney, Field, Ralph C. Dills, Erwin, and Geddes—An act to amend Section 6624 of the Welfare and Institutions Code, relating to sexual sterilization.

Referred to Committee on Judiciary.

Assembly Bill No. 2003: By Mr. Dolwig—An act to ratify the acceptance of the conveyance of Union Cemetery in San Mateo County.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 2004: By Mr. Dolwig—An act making an appropriation to the Department of Finance for the maintenance of Union Cemetery in the County of San Mateo.

Referred to Committee on Ways and Means.

Assembly Bill No. 2005: By Mr. Dolwig—An act to amend Sections 1, 2, 3, 5, 6, 7, 9, 10, 12, 13, and 15, of that certain act entitled "An act prescribing the terms upon which licenses may be issued to practitioners of chiropractic, creating the State Board of Chiropractic Examiners and declaring its powers and duties, prescribing penalties for violation hereof, and repealing all acts and parts of acts inconsistent herewith," approved by electors November 7, 1922, relating to the practice of chiropractic, said amendment to take effect upon the approval thereof by the electors, and providing for the submission thereof to the electors pursuant to Section 1b of Article IV of the State Constitution.

Referred to Committee on Public Health.

Assembly Bill No. 2006: By Mr. Evans—An act to amend Section 7 of an act entitled "An act authorizing the establishment of municipal courts, prescribing their constitution, regulation, government, procedure and jurisdiction, and providing for the election and appointment of the judges, clerks and other attaches of such courts, their terms of office, qualification and compensation and for the selection of jurors therein," approved May 23, 1925, relating to judges and attaches in municipal courts of cities of the first and one-half class.

Referred to Committee on Judiciary.

Assembly Bill No. 2007: By Mr. Evans—An act to amend Section 1600 of the Business and Professions Code, relating to county and city licenses.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 2008: By Mr. Evans—An act to amend Sections 2831, 2834, 2842, and 2843, and to repeal Article 11 of Chapter 1 of Division 5 of the Elections Code, relating to county central committees in counties containing 20 or more assembly districts.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 2009: By Mr. Evans—An act to amend Section 11111 of the Insurance Code, relating to fraternal benefit societies.

Referred to Committee on Finance and Insurance.

Assembly Bill No. 2010: By Mr. Evans—An act to amend Section 11143 of the Insurance Code, relating to fraternal benefit societies.

Referred to Committee on Finance and Insurance.

Assembly Bill No. 2011: By Mr. Evans—An act to add Section 13841.2 to the Education Code, relating to sick or other leaves for certificated employees.

Referred to Committee on Education.

Assembly Bill No. 2012: By Messrs. Grant, Dolwig, Allen, Ralph C. Dills, Geddes, Hollibaugh, Knight, Stanley, and Stewart—An act to add Division 7, comprising Section 8600 to 8711, inclusive, to the Public

Resources Code, providing for the establishment of a Recreation Commission, prescribing its powers and duties, and making an appropriation.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 2013: By Mr. Dickey—An act to provide for the regulation and licensing of tournaments, competitions and exhibitions of the Spanish-Basque game known variously as Jai-Alai, Hi-Li, or Pelota, played in conjunction with pari-mutuel wagering; prescribing the powers and duties of the California Horse Racing Board for the regulation, licensing and supervision of such tournaments, competitions, and exhibitions; providing penalties for violation of the provisions hereof; and making an appropriation for the support of the California Horse Racing Board for administration of the terms hereof and appropriating the balance of moneys derived hereunder, after appropriation for the support of the California Horse Racing Board, to the junior colleges of the State of California for instruction in aeronautics.

Referred to the Committee on Public Morals.

Assembly Bill No. 2014: By Mrs. Niehouse—An act to amend Sections 8404 and 8503 of the Education Code, relating to ages of school children.

Referred to Committee on Education.

Assembly Bill No. 2015: By Mrs. Niehouse and Mr. Luckel—An act to amend Section 10 of the County Water Authority Act, relating to annexations to county water authorities.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 2016: By Messrs. Caldecott, M. Philip Davis, Dickey, Field, and Robertson—An act to add Article 9 to Chapter 1, Division 10 of the Education Code, relating to the University of California.

Referred to Committee on Judiciary.

Assembly Bill No. 2017: By Mr. Price—An act to amend Section 593a of the Civil Code, relating to health service corporations.

Referred to Committee on Judiciary.

Assembly Bill No. 2018: By Messrs. Sherwin, Brown, and Robertson—An act to add Section 1032.1 to the Code of Civil Procedure, relating to attorneys fees in actions involving insurance policies.

Referred to Committee on Judiciary.

Assembly Bill No. 2019: By Messrs. M. Philip Davis, Allen, Geddes, Hollibaugh, and Stewart—An act to provide for the planning, design, location, financing, acquisition of property for construction, alteration, enlargement, use, maintenance, operation, and fostering of off-street automobile parking facilities by counties and cities, and the creation of automobile parking authorities for said purpose in counties and cities.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 2020: By Mr. Boyd—An act to amend Section 182 of the Penal Code, relating to criminal conspiracy.

Referred to Committee on Judiciary.

Speaker Pro Tempore Presiding

At 11.35 a.m., Hon. Thomas A. Maloney, Speaker pro Tempore of the Assembly, presiding.

Assembly Bill No. 2021: By Mr. Brady—An act to amend Section 7091 of the Business and Professions Code, relating to contractors.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 2022: By Mr. Brady—An act to amend Section 7011 of the Business and Professions Code, relating to contractors.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 2023: By Messrs. Kilpatrick and McMillan—An act to amend Section 209 of, and to add Section 3046.5 to, the Penal Code, relating to the crime of kidnapping, and permitting the parole of persons convicted thereof.

Referred to Committee on Judiciary.

Assembly Bill No. 2024: By Mr. Kilpatrick—An act to amend Section 690 of the Elections Code, relating to precinct boards.

Referred to Committee on Elections and Reapportionment.

Assembly Bill No. 2025: By Messrs. Kilpatrick and Evans—An act to add to the Military and Veterans Code Chapter 4 of Division 6, comprising Sections 1300 to 1303, inclusive, relating to the issuance by counties of bonds for the construction of homes for veterans of World War II.

Referred to Committee on Military Affairs.

Assembly Bill No. 2026: By Mr. Kilpatrick—An act to add Chapter 6 to Division 20 of the Health and Safety Code and to amend Section 599c of the Penal Code and Section 17 of an act entitled "An act for the more effectual prevention of cruelty to animals," approved March 20, 1874, relating to the prevention of cruelty to animals.

Referred to Committee on Judiciary.

Assembly Bill No. 2027: By Mr. Thomas—An act to repeal Section 118.5 and Section 929 of the Fish and Game Code, relating to districts and nets.

Referred to Committee on Fish and Game.

Assembly Bill No. 2028: By Mr. Dickey—An act to add Section 55.6 to the Alcoholic Beverage Control Act, relating to alcoholic beverages and fair trade contracts with respect thereto.

Referred to Committee on Public Morals.

Assembly Bill No. 2029: By Mr. Geddes—An act to amend Section 11770 of the Insurance Code, relating to the organization of the State Compensation Fund.

Referred to Committee on Finance and Insurance.

Assembly Bill No. 2030: By Mr. Geddes—An act to amend Section 1463 of the Penal Code, relating to disposition of fines and forfeitures in municipal courts.

Referred to Committee on Judiciary.

Assembly Bill No. 2031: By Mr. Geddes—An act to amend Sections 2798, 2799, 2799.5, 2801, 2802, 2806, 2811, 2812, 2816, 2826, 2830, and 2831 of, and to repeal Sections 2800, 2803, 2804, 2804.5, 2805, and 2814 of, the Elections Code, relating to direct primary elections.

Referred to Committee on Elections and Reapportionment.

Assembly Bill No. 2032: By Mr. Geddes—An act to amend Sections 2829 and 2832 of the Elections Code, relating to state and county central committees.

Referred to Committee on Elections and Reapportionment.

Assembly Bill No. 2033: By Mr. Geddes—An act to amend Sections 2459, 2833, 2834, 2835, 2836, and 2837 of the Elections Code, relating to direct primary elections.

Referred to Committee on Elections and Reapportionment.

Assembly Constitutional Amendment No. 30: By Messrs. Hahn, Heisinger, Burke, Butters, Cramer, Erwin, Grant, Knight, and Stewart —A resolution to propose to the people of the State of California an amendment to the Constitution of the State by amending Section 22 of Article XX thereof, relating to intoxicating liquors.

Referred to Committee on Constitutional Amendments.

RESOLUTIONS

The following resolution was offered:

By Mr. Dickey:

House Resolution No. 83

Resolved, That the Controller be and he hereby is authorized to draw his warrants on the Contingent Fund of the Assembly in favor of the persons or firms listed below and for the amounts of money set opposite their respective names, and as itemized below, and the State Treasurer hereby is authorized and directed to pay the same:

Cascade Towel Supply (towels)	$46 00
H. S Crocker Company, Inc. (supplies)	25.30
Pacific Telephone and Telegraph Company (tolls)	96.80

Request for Unanimous Consent

Mr. Dickey asked for, and was granted, unanimous consent to take up House Resolution No. 83, at this time, without reference to committee or file.

Resolution read.

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

AYES—Allen, Anderson, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Carey, Clarke, Collier, George D. Collins, Conrad, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Hawkins, Heisinger, Hinckley, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—65.

NOES—None.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bill was introduced, and read the first time:

Assembly Bill No. 2034: By Mr. Hinckley—An act to provide for the term of office of water conservation district directors.

Referred to Committee on Municipal and County Government.

Hon. Ralph C. Dills Presiding

At 11.45 a.m., Hon. Ralph C. Dills, Member of the Assembly from the Sixty-ninth District, presiding.

FURTHER CONSIDERATION OF HOUSE RESOLUTION NO. 59

House Resolution No. 59—Relative to purchase of published Opinions of the Attorney General.

Further Consideration of Amendments Previously Offered by Mr. Gannon to House Resolution No. 59

Amendment No. 1

Strike out paragraphs 1, 2, and 3 and insert

"1. That the Chief Clerk of the Assembly be and he is hereby authorized and directed to purchase 1947-48 advance sheets of Attorney General's Opinions for each Member of the Assembly who requests the same by individual letter addressed to the Chief Clerk.

2. That the Chief Clerk is authorized and directed to purchase a set of Attorney General's Opinions for the Chief Clerk of the Assembly.

3. That the Chief Clerk is instructed to deliver said Attorney General's Opinions to each Member of the Assembly who requests, by individual letter in writing, the purchase of such sets.

4. That the Chief Clerk is directed to transmit the invoice and statement for the purchase of sets of Attorney General's Opinions to the Controller who is authorized and directed to draw his warrant on the Contingent Fund of the Assembly in favor of California Legal Publications for an amount not exceeding _____ dollars ($_____) in payment for the above volumes and advance sheets, and the State Treasurer is directed to pay the same."

Amendments read.

The roll was called.

Call of the Assembly

Pending the announcement of the vote, Mr. Gannon moved a call of the Assembly.

The roll was called, and the motion carried by the following vote:

AYES—Allen, Berry, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Lester T. Davis, M. Philip Davis, Dickey, Dolwig, Doyle, Erwin, Evans, Field, Gaffney, Gannon, Geddes, Grant, Hahn, Heisinger, Hinckley, Hollibaugh, Huyck, James, Kirkwood, Loomis, Luckel, Maloney, McCollister, Niehouse, O'Day, Robertson, Sherwin, Silliman, Stephenson, Stewart, Thomas, Thorp, Thurman, Waters, Weber, and Wollenberg—51.

NOES—Anderson, Blosser, Crichton, Crowley, Ralph C. Dills, Hawkins, Johnson, Kilpatrick, and Miller—9.

Time, 12.05 p.m.

The Speaker directed the Sergeant-at-Arms to close the doors, and to bring in the absent members.

PROCEEDINGS UNDER CALL OF THE ASSEMBLY BY UNANIMOUS CONSENT

TEMPORARY SUSPENSION OF ASSEMBLY RULE NO. 33

Mr. Maloney asked for, and was granted, unanimous consent that Assembly Rule No. 33 be temporarily suspended for the purpose of placing a call of the Assembly on any matter on file.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 429—An act to amend Section 7.5 of the Bank and Corporations Franchise Tax Act, Section 5.5 of the Corporation Income Tax Act, and Sections 6051, 6201, 17053.5, 19200, 19201.5, 19202, 19203.5, 19204.5, 19205.5 of the Revenue and Taxation Code, relating to state taxation and providing for rates and exemptions, and providing that this act shall take effect immediately.

Bill read third time.

Speaker Pro Tempore Presiding

At 12.08 p.m., Hon. Thomas A. Maloney, Speaker pro Tempore of the Assembly, presiding.

Motion to Amend

Messrs. Hawkins, Anderson, and Ralph C. Dills moved the adoption of the following amendments:

Amendment No. 1

On page 6 of the printed bill as amended in the Assembly on January 31, 1947, lines 47 and 48, strike out "three thousand dollars ($3,000)", and insert "three thousand five hundred dollars ($3,500)".

Amendment No. 2

On page 6 of said bill, lines 49 and 50, strike out "four thousand five hundred dollars ($4,500)", and insert "five thousand five hundred dollars ($5,500)".

Amendment No. 3

On page 6, line 51, of said bill, strike out "four thousand five hundred dollars ($4,500)", and insert "five thousand five hundred dollars ($5,500)".

Amendment No. 4

On page 7, line 17, of said bill, strike out "three thousand dollars ($3,000)", and insert "three thousand five hundred dollars ($3,500)".

Amendment No. 5

On page 7, lines 19 and 20, of said bill, strike out "four thousand five hundred dollars ($4,500)", and insert "five thousand five hundred dollars ($5,500)".

Amendment No. 6

On page 7, line 27, of said bill, strike out "four thousand five hundred dollars ($4,500)", and insert "five thousand five hundred dollars ($5,500)".

Amendment No. 7

On page 7, line 45, of said bill, strike out "three thousand dollars ($3,000)", and insert "three thousand five hundred dollars ($3,500)".

Amendment No. 8

On page 7, line 47, of said bill, strike out "four thousand five hundred dollars ($4,500)", and insert "five thousand five hundred dollars ($5,500)".

Amendments read.

Speaker Presiding

At 12.30 p.m., Hon. Sam L. Collins, Speaker of the Assembly, presiding.

Roll Call Demanded

Messrs. Heisinger, Anderson, and Evans demanded a roll call.

The roll was called, and the amendments offered by Mr. Hawkins to Assembly Bill No. 429 adopted by the following vote:

AYES—Allen, Anderson, Berry, Brady, Brown, Burns, Carey, Collier, George D. Collins, Cooke, Cramer, Lester T. Davis, Debs, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Evans, Fletcher, Gaffney, Geddes, Grant, Hahn, Hawkins,

Heisinger, Hinckley, Hollibaugh, Kilpatrick, Loomis, Lowrey, Luckel, McCollister, McMillan, Miller, Niehouse, O'Day, Robertson, Thomas, and Weber—40.

NOES—Blosser, Boyd, Burke, Butters, Caldecott, Clarke, Crichton, Crowley, M. Philip Davis, Dickey, Erwin, Field, Huyck, James, Johnson, Kirkwood, Maloney, Sherwin, Silliman, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—27.

FURTHER PROCEEDINGS UNDER CALL OF THE ASSEMBLY DISPENSED WITH ON AMENDMENTS BY MR. GANNON TO HOUSE RESOLUTION NO. 59

At 12.35 p.m., on motion of Mr. Gannon, further proceedings under the call of the Assembly were dispensed with.

The names of the absentees were called, and the amendments offered by Mr. Gannon to House Resolution No. 59 adopted by the following vote:

AYES—Allen, Boyd, Brown, Burke, Burns, Carey, Collier, Conrad, M. Philip Davis, Debs, Doyle, Dunn, Erwin, Evans, Field, Gannon, Geddes, Grant, Heisinger, Hinckley, Hollibaugh, Huyck, James, Loomis, Luckel, McCollister, McMillan, Niehouse, Sherwin, Silliman, Stephenson, Stewart, Thorp, and Thurman—34.

NOES—Anderson, Berry, Blosser, Brady, Butters, Caldecott, Clarke, George D. Collins, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Fletcher, Gaffney, Hawkins, Johnson, Kilpatrick, Kirkwood, Lowrey, Maloney, Miller, O'Day, Robertson, Thomas, Thompson, Waters, Weber, and Wollenberg—33.

Consideration of House Resolution No. 59, as Amended

House Resolution No. 59

Relative to the purchase of published Opinions of the Attorney General

Resolved by the Assembly of the State of California, As follows:

1. That the Chief Clerk of the Assembly be and he is hereby authorized and directed to purchase 1947-48 advance sheets of Attorney General's Opinions for each Member of the Assembly who requests the same by individual letter addressed to the Chief Clerk.

2. That the Chief Clerk is authorized and directed to purchase a set of Attorney General's Opinions for the Chief Clerk of the Assembly.

3. That the Chief Clerk is instructed to deliver said Attorney General's Opinions to each Member of the Assembly who requests, by individual letter in writing, the purchase of such sets.

4. That the Chief Clerk is directed to transmit the invoice and statement for the purchase of sets of Attorney General's Opinions to the Controller who is authorized and directed to draw his warrant on the Contingent Fund of the Assembly in favor of California Legal Publications for an amount not exceeding _____ dollars ($_____) in payment for the above volumes and advance sheets, and the State Treasurer is directed to pay the same.

Resolution read, as amended.

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

AYES—Allen, Anderson, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Erwin, Field, Fletcher, Gaffney, Gannon, Grant, Hahn, Hawkins, Hinckley, Hollibaugh, Huyck, Johnson, Kilpatrick, Loomis, Maloney, McCollister, McMillan, Niehouse, O'Day, Robertson, Silliman, Stephenson, Stewart, Thomas, Thompson, Thurman, Waters, and Wollenberg—54.

NOES—Doyle, Evans, Geddes, Heisinger, James, Kirkwood, Lowrey, Luckel, and Sherwin—9

RECESS

At 12.40 p.m., on motion of Mr. Dickey, the Assembly recessed until 2.30 p.m.

REASSEMBLED

At 2.30 p.m., the Assembly reconvened.

Hon. Thomas A. Maloney, Speaker pro Tempore of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, February 3, 1947

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

Assembly Joint Resolution No. 13

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Assembly Joint Resolution No. 13 ordered enrolled.

SENATE CHAMBER, SACRAMENTO, February 3, 1947

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

Assembly Bill No. 134
Assembly Bill No. 135
Assembly Bill No. 455

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bills ordered enrolled.

SENATE CHAMBER, SACRAMENTO, February 3, 1947

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

Assembly Joint Resolution No. 14

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

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

CONSIDERATION OF SENATE AMENDMENTS

Assembly Joint Resolution No. 14—Relative to memorializing the Congress of the United States in relation to public shooting grounds.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Joint Resolution No. 14?

Amendment No. 1

On page 1, line 24, of the printed measure, strike out "joint control", and insert "cooperative management".

Amendment No. 2

On page 2, line 8, of said measure, strike out "jointly", and insert "in cooperation".

The roll was called, and the Assembly concurred in Senate amendments to Assembly Joint Resolution No. 14 by the following vote:

AYES—Anderson, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Dolwig, Doyle, Dunn, Erwin, Evans, Fletcher, Geddes, Grant, Hahn, Hawkins, Heisinger, Hinckley, Hollibaugh, Huyck, James, Johnson, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Niehouse, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Waters, and Wollenberg—53.

NOES—None.

Assembly Joint Resolution No. 14 ordered enrolled.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, February 1, 1947

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

Senate Concurrent Resolution No. 21

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS

The following resolution was read:

Senate Concurrent Resolution No. 21—Relative to the intent and purpose, and the administration of the provisions of Chapter 728 of the Statutes of 1945, relating to inflammable articles.

Request for Unanimous Consent

Mr. Waters asked for, and was granted, unanimous consent to take up Senate Concurrent Resolution No. 21, at this time, without reference to committee or file.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 21

Senate Concurrent Resolution No. 21—Relative to the interest and purpose, and the administration of the provisions of Chapter 728 of the Statutes of 1945, relating to inflammable articles.

Resolution read.

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

AYES—Anderson, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Dolwig, Doyle, Dunn, Erwin, Fletcher, Gaffney, Geddes, Grant, Hahn, Hawkins, Heisinger, Hinckley, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Waters, Wollenberg, and Mr. Speaker—57.

NOES—None.

Resolution ordered transmitted to the Senate.

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS
CONSIDERATION OF SENATE AMENDMENTS

Assembly Bill No. 21—An act to amend Section 1054 of the Code of Civil Procedure, relating to extensions of time.

The question being: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 21?

Amendment No. 1

In line 2 of the title of the printed bill, as amended in the Assembly on January 23, 1947, after "time", insert ", declaring the urgency hereof, to take effect immediately".

The roll was called, and the Assembly concurred in Senate amendment to Assembly Bill No. 21 by the following vote:

AYES—Anderson, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Dolwig, Doyle, Dunn, Erwin, Fletcher, Gaffney, Geddes, Grant, Hahn, Hawkins, Heisinger, Hinckley, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—59.

NOES—None.

Assembly Bill No. 21 ordered enrolled.

REQUEST FOR UNANIMOUS CONSENT

Mr. Wollenberg asked for unanimous consent to take up further consideration of Assembly Bill No. 429, at this time, without reference to reprint.

Mr. Boyd withheld unanimous consent.

Motion to Temporarily Suspend the Rules

Mr. McCollister moved that Rule No. 92 be temporarily suspended for the purpose of considering further amendments to Assembly Bill No. 429, at this time, before the bill is sent to reprint.

Notice of Motion to Reconsider Vote on Amendments to Assembly Bill No. 429

Messrs. M. Philip Davis and Wollenberg gave notice that on the next legislative day they would move to reconsider the vote whereby the amendments offered by Mr. Hawkins to Assembly Bill No. 429 were this day adopted.

Motion to Consider Motion by Mr. M. Philip Davis at This Time

Mr. Evans moved that Mr. M. Philip Davis' motion to reconsider the vote whereby the amendments offered by Mr. Hawkins to Assembly Bill No. 429 were this day adopted, be taken up, at this time.

Mr. Thomas seconded the motion.

The roll was called.

Call of the Assembly

Pending the announcement of the vote, Mr. Evans moved a call of the Assembly.

Roll Call Demanded

Messrs. Ralph C. Dills, Lowrey, and Thomas demanded a roll call.

The roll was called, and the motion carried by the following vote:

AYES—Allen, Anderson, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Hahn, Hawkins, Heisinger, Hinckley, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Sherwin, Stanley, Stephenson, Thomas, Thompson, Thorp, and Waters—56.

NOES—Carey, Crichton, James, Luckel, Silliman, Stewart, and Wollenberg—7.

Time, 3 p.m.

The Speaker directed the Sergeant-at-Arms to close the doors, and to bring in the absent members.

PROCEEDINGS UNDER CALL OF THE ASSEMBLY BY UNANIMOUS CONSENT

TEMPORARY SUSPENSION OF ASSEMBLY RULE NO. 33

Mr. Dickey asked for, and was granted, unanimous consent that Assembly Rule No. 33 be temporarily suspended for the purpose of placing a call of the Assembly on any matter on file.

COMMUNICATIONS

By Mr. O'Day:

A communication from Paul F. Fratessa, a San Francisco attorney, accompanied by an article by him, entitled, "Positive Prevention of

Depressions," with the request that said article be ordered printed in the Journal.

Above request referred to the Committee on Rules, with article attached.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

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

Assembly Bill No. 2035: By Mr. Brown—An act to amend Section 4742 of the Health and Safety Code, relating to county sanitation districts.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 2036: Mr. Brown—An act to amend Section 2240 of the Health and Safety Code, relating to mosquito abatement districts.

Referred to Committee on Public Health.

Assembly Bill No. 2037: By Messrs. Brown, Price, and McCollister—An act to add Section 511.5 to the Military and Veterans Code, relating to uniforms for high school cadets, and making an appropriation.

Referred to Committee on Military Affairs.

Assembly Bill No. 2038: By Messrs. Brown and Dickey—An act to amend Section 755 of the Political Code, relating to the salary of the Clerk of the Supreme Court and ex officio Secretary of the Judicial Council.

Referred to Committee on Judiciary.

Assembly Bill No. 2039: By Messrs. Brown, Dickey, Sherwin, and Waters—An act to amend Sections 736 and 736a of the Political Code, relating to the salaries of Justices of the Supreme Court and of the district courts of appeal.

Referred to Committee on Judiciary.

Assembly Bill No. 2040: By Mr. Cramer and Mrs. Niehouse—An act to add Section 2583.1 to the Education Code, relating to suspended districts.

Referred to Committee on Education.

Assembly Bill No. 2041: By Mrs. Niehouse and Mr. Cramer—An act to amend Section 18051 of the Education Code, relating to contracts for work, materials and supplies.

Referred to Committee on Education.

Assembly Bill No. 2042: By Mrs. Niehouse and Mr. Cramer—An act to amend Section 360 of the Education Code, relating to additional reports.

Referred to Committee on Education.

Assembly Bill No. 2043: By Mrs. Niehouse and Mr. Cramer—An act to amend Section 18053 of the Education Code, relating to letting contracts.

Referred to Committee on Education.

Assembly Bill No. 2044: By Mr. Cramer and Mrs. Niehouse—An act to amend Section 1501 of the Education Code, relating to school districts.

Referred to Committee on Education.

Assembly Bill No. 2045: By Mr. Cramer and Mrs. Niehouse—An act to add Section 13861.1 to the Education Code, relating to salary of employees.

Referred to Committee on Education.

Assembly Bill No. 2046: By Messrs. Geddes and George D. Collins—An act to renumber Division 6 and Section 8000, and to repeal Section 8100 and Chapter 2, comprising Sections 1680 and 1681, of Part 6, Division 2, of the Labor Code and to add Section 50100 and a new Division 6, comprising Sections 8500 to 11357, inclusive, to the Labor Code, to consolidate and revise the law relating to unemployment and disability compensation.

Referred to Committee on Finance and Insurance.

Assembly Bill No. 2047: By Messrs. Geddes and George D. Collins—An act to add Chapter 11, comprising Sections 10301 to 10335, inclusive, to Division 6 of the Labor Code to consolidate and revise the law, relating to unemployment and disability compensation and making an appropriation therefor.

Referred to Committee on Finance and Insurance.

Assembly Bill No. 2048: By Messrs. Geddes and George D. Collins—An act to add Article 3, comprising Sections 10356 to 10367, inclusive, to Chapter 11 of Division 6 of the Labor Code, to consolidate and revise the law relating to unemployment and disability compensation and making an appropriation therefor.

Referred to Committee on Finance and Insurance.

Assembly Bill No. 2049: By Messrs. Geddes and George D. Collins—An act to add Article 4, comprising Sections 10391 to 10401, inclusive, to Chapter 11 of Division 6 of the Labor Code, to consolidate and revise the law relating to unemployment and disability compensation and making an appropriation therefor.

Referred to Committee on Finance and Insurance.

Assembly Bill No. 2050: By Messrs. Geddes and George D. Collins—An act to add Article 5, comprising Sections 10426 to 10430, inclusive, to Chapter 11 of Division 6 of the Labor Code, to consolidate and revise the law relating to unemployment and disability compensation and making an appropriation therefor.

Referred to Committee on Finance and Insurance.

Assembly Bill No. 2051: By Messrs. Geddes and George D. Collins—An act to amend Section 8536 of the Labor Code, relating to unemployment and disability compensation.

Referred to Committee on Finance and Insurance.

Assembly Bill No. 2052: By Messrs. Geddes and George D. Collins—An act to amend Section 10366 of the Labor Code, relating to unemployment and disability compensation.

Referred to Committee on Finance and Insurance.

Assembly Bill No. 2053: By Messrs. Geddes and George D. Collins—An act to amend Section 10324 of the Labor Code, relating to unemployment and disability compensation.

Referred to Committee on Finance and Insurance.

Assembly Bill No. 2054: By Messrs. Geddes and George D. Collins—An act to amend Section 11054 of the Labor Code, relating to unemployment and disability compensation.

Referred to Committee on Finance and Insurance.

Assembly Bill No. 2055: By Messrs. Geddes and George D. Collins—An act to amend Section 8709 of the Labor Code, relating to unemployment and disability compensation.

Referred to Committee on Finance and Insurance.

Assembly Bill No. 2056: By Mr. Dunn—An act to amend Section 13445 of the Education Code, relating to teachers' institutes.

Referred to Committee on Education.

Assembly Bill No. 2057: By Mr. Dunn—An act to amend Section 16254 of the Education Code, relating to transportation of pupils.

Referred to Committee on Education.

Assembly Bill No. 2058: By Mr. Dunn—An act to amend Section 16255 of the Education Code, relating to transportation of pupils.

Referred to Committee on Education.

Assembly Bill No. 2059: By Mr. Dunn—An act to amend Section 16252 of the Education Code, relating to transportation of pupils.

Referred to Committee on Education.

Assembly Bill No. 2060: By Mr. Dunn—An act to add Section 5009 to the Education Code, relating to fiscal affairs of the School System.

Referred to Committee on Education.

Assembly Bill No. 2061: By Mr. McCollister—An act to add Section 2559 to the Business and Professions Code, relating to dispensing opticians.

Referred to Committee on Public Health.

Assembly Bill No. 2062: By Mr. McCollister—An act to amend Section 2552 of the Business and Professions Code, relating to the qualifications of dispensing opticians.

Referred to Committee on Public Health.

Assembly Bill No. 2063: By Messrs. Gaffney and George D. Collins—An act to amend Section 108, and to add Sections 110, 112, and 114 to the Vehicle Code, relating to organization of the department and to create a Division of Public Relations and provide for its operation and maintenance.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 2064: By Messrs. Gaffney and George D. Collins—An act making an appropriation to the Department of Motor Vehicles for carrying out the purposes of Sections 110, 112, and 114 of the Vehicle Code.

Referred to Committee on Transportation and Commerce.

Assembly Bill No. 2065: By Messrs. Gaffney and George D. Collins—An act to add Section 106.5 to the Agricultural Code, relating to establishment and operation of state information bureaus.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 2066: By Messrs. Thompson and McCollister—An act to amend Section 18541 of the Government Code, relating to disabled veterans.

Referred to Committee on Military Affairs.

Assembly Bill No. 2067: By Mr. Luckel—An act making an appropriation to the Fish and Game Commission for patrolling and carrying on scientific investigations.

Referred to Committee on Fish and Game.

Assembly Bill No. 2068: By Mr. Luckel—An act to add Sections 88.3, 88.4, 926.5, 926.6, and 1412 to the Fish and Game Code, relating to fish and game districts, prescribing regulations and providing penalties.

Referred to Committee on Fish and Game.

Assembly Bill No. 2069: By Mr. Rosenthal—An act to amend Sections 6060, 6060.5, 6060.6, 6060.7, and 6062 of the Business and Professions Code, relating to qualifications for admission to the bar.

Referred to Committee on Judiciary.

Assembly Bill No. 2070: By Mr. Thurman—An act to amend Section 820.5 of the Streets and Highways Code, relating to the performance of work for the Federal Government.

Referred to Committee on Conservation and Planning.

Assembly Bill No. 2071: By Mr. Thurman—An act to amend Section 680 of the Streets and Highways Code, relating to state highways.

Referred to Committee on Conservation and Planning.

Assembly Bill No. 2072: By Mr. Thurman—An act to amend Section 194 of, and to repeal Sections 203 and 206 of the Streets and Highways Code, relating to expenditures of state highway funds in cities.

Referred to Committee on Municipal and County Government.

MOTION THAT ASSEMBLY BILL NO. 429 BE WITHDRAWN FROM THE FILE, AND BE RE-REFERRED TO THE COMMITTEE ON REVENUE AND TAXATION

Mr. M. Philip Davis moved that Assembly Bill No. 429 be withdrawn from the file, and be re-referred to the Committee on Revenue and Taxation.

Ruling by Speaker

The Speaker ruled the motion out of order pending the outcome of the matter now under a call of the Assembly.

FURTHER PROCEEDINGS UNDER CALL OF THE ASSEMBLY DISPENSED WITH ON THE MOTION BY MR. EVANS TO TAKE UP MR. M. PHILIP DAVIS' MOTION AT THIS TIME

At 3.15 p.m., on motion of Mr. Evans, further proceedings under the call of the Assembly were dispensed with.

The names of the absentees were called, and the motion by Mr. Evans, that the motion to reconsider the Hawkins' amendments to Assembly Bill No. 429, be taken up, at this time, lost by the following vote:

AYES—Allen, Anderson, Berry, Brady, Brown, Burns, Clarke, Cooke, Crowley, Lester T. Davis, Debs, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Evans, Fletcher, Gaffney, Geddes, Hawkins, Heisinger, Hollibaugh, Huyck, Kilpatrick, Loomis, Lowrey, Luckel, McCollister, McMillan, Niehouse, Robertson, Thomas, Thorp, and Waters—35.

NOES—Blosser, Boyd, Burke, Butters, Caldecott, Carey, Collier, George D. Collins, Conrad, Cramer, Crichton, M. Philip Davis, Dickey, Erwin, Field, Grant, Hahn, Hinckley, James, Johnson, Kirkwood, Maloney, Miller, O'Day, Price, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Wollenberg, and Mr. Speaker—33.

Motion That Assembly Bill No. 429 Be Withdrawn From the File, and Be Re-Referred to the Committee on Revenue and Taxation

Mr. M. Philip Davis moved that Assembly Bill No. 429 be withdrawn from the file, and be re-referred to the Committee on Revenue and Taxation.

Mr. Lowrey seconded the motion.

Substitute Motion

Mr. Ralph C. Dills moved, as a substitute motion, that the Assembly further consider the proposed amendments to Assembly Bill No. 429, now being held at the desk.

Point of Order

Mr. Sherwin arose to the following point of order: That a motion taking precedence to the motion just made by Mr. Ralph C. Dills is now before the House.

Ruling by Speaker

Speaker Collins ruled the point of order well taken.

The question being on the motion by Mr. McCollister to suspend the Rules so that Assembly Bill No. 429 may be further considered before going to reprint.

Motion That Mr. McCollister's Motion Be Tabled

Mr. M. Philip Davis moved that the motion by Mr. McCollister be laid upon the table.

There being no second, the motion died.

The question being on the motion to suspend the Rules.

The roll was called, and the motion lost by the following vote:

AYES—Allen, Anderson, Brady, Brown, Burns, Clarke, Cooke, Cramer, Crowley, Lester T. Davis, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Evans, Fletcher, Geddes, Hawkins, Heisinger, Huyck, Kilpatrick, Loomis, Luckel, McCollister, Miller, Niehouse, O'Day, Thomas, Thorp, and Waters—30.

NOES—Berry, Blosser, Boyd, Burke, Butters, Caldecott, Carey, Collier, George D. Collins, Conrad, Crichton, M. Philip Davis, Debs, Dickey, Dolwig, Erwin, Field, Gaffney, Gannon, Grant, Hahn, Hinckley, Hollibaugh, James, Johnson, Kirkwood, Lowrey, Maloney, McMillan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Wollenberg, and Mr. Speaker—37.

Motion That Assembly Bill No. 429 Be Withdrawn From the File, and Be Re-Referred to the Committee on Revenue and Taxation

Mr. M. Philip Davis moved that Assembly Bill No. 429 be withdrawn from the file, and be re-referred to the Committee on Revenue and Taxation.

Point of Order

Mr. Heisinger arose to the following point of order: That Mr. M. Philip Davis' motion that, on the next legislative day, he would move to reconsider the vote whereby the amendments offered by Mr. Hawkins to Assembly Bill No. 429 were this day adopted takes precedence over his present motion.

Ruling by Speaker

The Speaker ruled the point of order well taken.

Request for Unanimous Consent

Mr. Ralph C. Dills asked for, and was granted, unanimous consent that he be permitted to join with Messrs. M. Philip Davis and Wollenberg, in the notice of motion to reconsider, on the next legislative day, the vote whereby the amendments offered by Mr. Hawkins to Assembly Bill No. 429 were this day adopted.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

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

Assembly Bill No. 2073: By Mr. Thurman—An act to amend Section 779 of the Vehicle Code, relating to the distribution of the Motor Vehicle Fund.

Referred to Committee on Transportation and Commerce.

Assembly Bill No. 2074: By Mr. Thurman—An act to amend Sections 370 and 372 of the Vehicle Code, relating to fees on vehicles.

Referred to Committee on Transportation and Commerce.

Assembly Bill No. 2075: By Mr. Sam L. Collins (By request)—An act to add Section 6520.5 to the Health and Safety Code, relating to powers of sanitary districts.

Referred to Committee on Municipal and County Government.

REQUEST FOR UNANIMOUS CONSENT THAT STATEMENT AND REPORT BE PRINTED IN JOURNAL

Mr. Allen asked for, and was granted, unanimous consent that a statement by him, and the Report of the Assembly Interim Committee on Administrative Regulation, be ordered printed in the Journal.

(Above mentioned statement and report appear prior to the motion to adjourn.)

Request for Unanimous Consent That 2,000 Additional Copies of Report Be Printed

Mr. Allen asked for, and was granted, unanimous consent that 2,000 additional copies of the Report of the Assembly Interim Committee on Administrative Regulation be ordered printed.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

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

Assembly Bill No. 2076: By Mr. Sam L. Collins (By request)—An act to add Article 3.5 (Sections 4124, 4124.1, and 4124.2) to Chapter 5, Title 2, Part 4 of the Political Code, and Chapter 3.5 (Sections 26870, 26871, and 26872) to Part 3 of Division 2, Title 3 of the Government Code, relating to duties of the county controller.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 2077: By Mr. Sam L. Collins (By request)—An act to amend Sections 2797, 2831, 2832, 2842, and 2843 of, to add Sections 28085 and 2830.5, and 2849 to, and to repeal Article 11 of Chapter 1, of Division 5 of, the Elections Code, relating to political parties.

Referred to Committee on Elections and Reapportionment.

Assembly Bill No. 2078: By Mr. Clayton A. Dills—An act to add Section 606 to the Business and Professions Code, relating to the prescribing and use of medicinal preparations.

Referred to Committee on Public Health.

Assembly Bill No. 2079: By Messrs. Thompson and Clarke—An act to provide for the recruitment and placement of an adequate supply of farm labor; to provide for an agricultural study in connection with farm labor and the availability thereof and to carry on a farm labor informational service; to generally assure an adequate supply of farm labor in connection with the planting, growing and harvesting of farm commodities and products; creating a California Farm Labor Replacement Service; providing for a director, an advisory board and for necessary officers and employees; defining the powers and duties of the director and the advisory board and such other officers or employees; making an appropriation therefor, and to amend Section 92 of the Unemployment Insurance Act, relating to farm labor placement.

Referred to Committee on Agriculture.

Assembly Bill No. 2080: By Messrs. Thompson and Clarke—An act to amend Section 96 of the Agricultural Code, relating to the use of county-owned real estate or personal property by the county agricultural commissioner, the agricultural extension service and other agricultural agencies, including nonprofit farmer associations or groups of farmers.

Referred to Committee on Agriculture.

Assembly Bill No. 2081: By Mr. Thompson—An act to amend Section 24626 of the Education Code, relating to the use of county funds for

the support and maintenance of extension work in agriculture and home economics.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 2082: By Messrs. Thompson and Clarke—An act to provide state assistance in creating county agricultural centers; to apportion funds to counties for the acquisition of land and the construction of needed buildings and facilities for such centers, to authorize boards of supervisors to establish offices, laboratories and research facilities, to permit the use of buildings and facilities by county and state agricultural agencies, and to provide for the construction, operation and maintenance of agricultural service units for any purpose of a public nature and for the benefit of agriculture within the county.

Referred to Committee on Agriculture.

Assembly Bill No. 2083: By Messrs. Blosser, Thompson, George D. Collins, Gaffney, Berry, Brady, Maloney, O'Day, and Wollenberg—An act making an appropriation for the acquisition of real property and construction of buildings for the San Francisco State College.

Referred to Committee on Education.

Assembly Bill No. 2084: By Messrs. Blosser, Maloney, Wollenberg, and Gaffney—An act to add Article 2.1 to Chapter 4 of Part 2 of Division 2 of the Insurance Code, relating to insurance providing unemployment compensation disability benefits.

Referred to Committee on Finance and Insurance.

Assembly Bill No. 2085: By Mr. O'Day—An act to add Section 957.5 to the Welfare and Institutions Code, relating to state assistance to counties and cities for the construction and improvement of juvenile homes and camps, and making an appropriation therefor.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 2086: By Mr. O'Day—An act to repeal Part 10 of Division 2 of the Revenue and Taxation Code, relating to the personal income tax.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 2087: By Mr. O'Day—An act to add Section 1187.5 to the Code of Civil Procedure, relating to mechanics' liens.

Referred to Committee on Judiciary.

Assembly Bill No. 2088: By Mr. O'Day—An act to provide that any bus company whose operations in maintaining schedule cause frequent violations of traffic regulations shall forfeit its franchise or franchises.

Referred to Committee on Public Utilities and Corporations.

Assembly Bill No. 2089: By Mr. O'Day—An act making an appropriation to the Youth Authority for state assistance to counties and cities and counties for the maintenance of juvenile homes and camps.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 2090: By Mr. O'Day—An act to add Section 146 to the Streets and Highways Code, relating to signs on highways.

Referred to Committee on Conservation and Planning.

Assembly Bill No. 2091: By Mr. O'Day—An act to add Chapter 6.5, comprising Section 2500, to the Government Code, relating to suit for damages against a municipal or quasi-municipal corporation.

Referred to Committee on Judiciary.

CONSIDERATION OF PROPOSED PERMANENT STANDING RULES

Consideration of Assembly Rule No. 53

Amendments From the Floor

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

Rule read.

Motion to Amend

Mr. Boyd moved the adoption of the following amendment:

Amendment to Assembly Rule 53

Following the word "present", at the end of the first sentence in Rule 53, insert a new sentence "Before debate an extra copy of the proposed amendment must be delivered to the Clerk's desk and made available for the author of the bill".

Amendment read, and adopted.

Further Consideration of Proposed Permanent Standing Rules

Motion to Amend

Mr. George D. Collins moved the adoption of the following amendment:

Amendment No. 1

At the end of Rule 21, as printed on pages 265 and 266 of Assembly Journal for January 31, 1947, add the following:

"*(1)* After final adjournment of each session, the Chief Clerk shall cause to be prepared a brief digest of all bills passed by the Assembly during the session (using the digests which have been theretofore prepared by the Legislative Counsel, so far as feasible) and shall set forth after each digest the names of the Members of the Assembly who voted for and against the bill and who failed to vote thereon. The Chief Clerk shall have a suitable number of copies of the compiled digests printed for distribution to the Members of the Assembly."

Amendment read.

Roll Call Demanded

Messrs. Berry, O'Day, and James demanded a roll call.

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

AYES—Allen, Anderson, Berry, Brady, George D Collins, Cooke, Dunn, Gaffney, Hawkins, Kilpatrick, Miller, O'Day, and Thomas—13.

NOES—Blosser, Boyd, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cramer, Crichton, M. Philip Davis, Debs, Dickey, Dolwig, Erwin, Evans, Field, Gannon, Grant, Hahn, Hinckley, Hollibaugh, Huyck, James, Johnson, Kirkwood, Loomis, Lowrey, Luckel, Maloney, Niehouse, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—44.

Consideration of Further Amendments to the Proposed Permanent Standing Rules

Motion to Amend

Mr. George D. Collins moved the adoption of the following amendment:

Amendment No. 1

After Rule 102, add the following:

Regulation of Lobbying

103. (1) When used in this rule:

(a) The term "contribution" includes a gift, subscription, loan, advance, or deposit of money or anything of value and includes a contract, promise, or agreement, whether or not legally enforceable, to make a contribution.

(b) The term "expenditure" includes a payment, distribution, loan, advance, deposit, or gift of money or anything of value, and includes a contract, promise, or agreement, whether or not legally enforceable, to make an expenditure.

(c) The term "person" includes an individual, partnership, committee, association, corporation, and any other organization or group of persons.

(d) The term "secretary" means the Secretary of State of California.

(e) The term "legislation" means bills, resolutions, amendments, nominations, and other matters pending or proposed in either house of the Legislature, and includes any other matter which may be the subject of action by either house.

(2) (a) It shall be the duty of every person who shall in any manner solicit or receive a contribution to any organization or fund for the purposes hereinafter designated to keep a detailed and exact account of:

All contributions of any amount or of any value whatsoever;

The name and address of every person making any such contribution of $200 or more and the date thereof;

All expenditures made by or on behalf of such organization or funds; and

The name and address of every person to whom any such expenditure is made and the date thereof.

(b) It shall be the duty of such person to obtain and keep a receipted bill, stating the particulars, for every expenditure of such funds exceeding $10 in amount, and to preserve all receipted bills and accounts required to be kept by this section for a period of at least two years from the date of the filing of the statement containing such items.

(3) Every individual who receives a contribution of $200 or more for any of the purposes hereinafter designated shall within five days after receipt thereof render to the person or organization for which such contribution was received a detailed account thereof, including the name and address of the person making such contribution and the date on which received

(4) (a) Every person receiving any contributions or expending any money for the purposes designated in subparagraph (a) or (b) of paragraph (6) shall file with the Secretary between the first and tenth day of each calendar month, a statement containing complete as of the day next preceding the date of filing:

The name and address of each person who has made a contribution of $200 or more not mentioned in the preceding report; except that the first report filed pursuant to this title shall contain the name and address of each person who has made any contribution of $200 or more to such person since the effective date of this title;

The total sum of the contributions made to or for such person during the calendar year and not stated under the preceding paragraph;

The total sum of all contributions made to or for such person during the calendar year;

The name and address of each person to whom an expenditure in one or more items of the aggregate amount or value, within the calendar year, of $10 or more has been made by or on behalf of such person, and the amount, date, and purpose of such expenditure;

The total sum of all expenditures made by or on behalf of such person during the calendar year and not stated under the preceding paragraph;

The total sum of expenditures made by or on behalf of such person during the calendar year.

(b) The statements required to be filed by subparagraph (a) shall be cumulative during the calendar year to which they relate, but where there has been no change in an item reported in a previous statement only the amount need be carried forward.

(5) A statement required by this rule to be filed with the secretary:

(a) Shall be deemed properly filed when deposited in an established post office within the prescribed time, duly stamped, registered, and directed to the Secretary of State, State Capitol, Sacramento, California, but in the event it is not received, a duplicate of such statement shall be promptly filed upon notice by the secretary of its nonreceipt;

(b) Shall be preserved by the secretary for a period of two years from the date of filing, shall constitute part of the public records of his office, and shall be open to public inspection.

(6) The provisions of this rule shall apply to any person (except duly organized state or local committees of a political party), who by himself, or through any agent or employee or other persons in any manner whatsoever, directly or indirectly, solicits, collects, or receives money or any other thing of value to be used principally to aid, or the principal purpose of which person is to aid, in the accomplishment of any of the following purposes:

(a) The passage or defeat of any legislation by the Legislature of the State of California.

(b) To influence, directly or indirectly, the passage or defeat of any legislation by the Legislature of the State of California.

(7) (a) Any person who shall engage himself for pay or for any consideration for the purpose of attempting to influence the passage or defeat of any legislation by the Legislature of the State of California shall, before doing anything in furtherance of such object, register with the Secretary of State and shall give to that officer in writing and under oath, his name and business address, the name and address of the person by whom he is employed, and in whose interest he appears or is to receive, by whom he is paid or is to be paid, how much he is to be paid for expenses, and what expenses are to be included. Each such person so registering shall, between the first and tenth day of each calendar month, so long as his activity continues, file with the secretary a detailed report under oath of all money received and expended by him during the preceding calendar quarter in carrying on his work; to whom paid; for what purposes, and the names of any papers, periodicals, magazines, or other publications in which he has caused to be published any articles or editorials; and the proposed legislation he is employed to support or oppose. The provisions of this section shall not apply to any person who merely appears before a committee of the Senate or Assembly in support of or opposition to legislation; nor to any public official acting in his official capacity; nor in the case of any newspaper or other regularly published periodical (including any individual who owns, publishes, or is employed by any such newspaper or periodical) which in the ordinary course of business publishes news items, editorials, or other comments, or paid advertisements, which directly or indirectly urge the passage or defeat of legislation, if such newspaper, periodical, or individual, engages in no further or other activities in connection with the passage or defeat of such legislation, other than to appear before a committee of the Senate or Assembly in support of or in opposition to such legislation.

(b) All information required to be filed under the provisions of this section with the secretary shall be compiled by said secretary, as soon as practicable after the close of the calendar month with respect to which such information is filed and shall be printed in the Assembly Journal.

(8) All reports and statements required under this title shall be made under oath, before an officer authorized by law to administer oaths.

(9) The Assembly Committee on Rules, on complaint by any member of the Assembly, or on its own motion, shall investigate any alleged violation of this rule. If, after hearing, the committee determines that any person has violated this rule, such person shall be prohibited, for a period of one year from the date of such determination, from attempting to influence, directly or indirectly, the passage or defeat of any proposed legislation or from appearing before a committee of the Assembly in support of or opposition to proposed legislation."

Amendment read.

Motion to Withdraw Proposed Permanent Standing Rules and Re-Refer to Committee on Rules

Mr. Field moved that the Proposed Standing Rules be withdrawn from the file, and be re-referred to the Committee on Rules.

Mr. Ralph C. Dills seconded the motion.

Motion carried.

Proposed Standing Rules ordered withdrawn from the file, and re-referred to the Committee on Rules.

Request for Unanimous Consent That All Pending Amendments to the Proposed Standing Rules Be Ordered Printed in the Journal

Mr. Hawkins asked for, and was granted, unanimous consent that all amendments now being held at the desk, pertaining to the proposed permanent Standing Rules, be ordered printed in the Journal.

Proposed Amendments to Proposed Permanent Standing Rules

By Mr. Boyd:

Amendment to Rule 75 for the Adoption of Permanent Standing Rules of the Assembly for the Fifty-seventh Session as Appearing in Assembly Journal, January 31, 1947

On the last line of page 276 in Rule 75 strike out "75", and insert "70."

By Mr. Doyle:

Amendment to Assembly Standing Rules

Amendment No. 1

At the end of Rule 85 add:
"If a motion to rescind and expunge an action is made on the same day that the action was taken the Chief Clerk shall delete the expunged matter and it shall not be printed in either the uncorrected or the corrected daily Journal."

By Mr. Hawkins:

Amendment to Assembly Permanent Standing Rule No. 35, as Printed in Assembly Journal, January 31, 1947

Following the last paragraph of said rule, add a new paragraph:
"A copy of every bill when printed or re-printed shall be placed upon the desk of each member."

By Mr. Gannon:

On page 275, line 5, Rule 66, after the word "decision", add "and the member taking the appeal may give his reasons for making his appeal".
On page 275, line 5, Rule 66, after the word "and," add the words "the Speaker".

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

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

Assembly Bill No. 2092: By Messrs. O'Day, George D. Collins, and Wollenberg—An act to amend Section 575 of the Welfare and Institutions Code of the State of California, relating to the compensation of the referee of the juvenile court in counties of the second class.

Referred to Committee on Judiciary.

Assembly Bill No. 2093: By Mrs. Niehouse, Messrs. Luckel, and Cramer—An act to add Section 1503.3 to the Education Code, relating to the contracts between governing boards of elementary school districts for the education of pupils.

Referred to Committee on Education.

Assembly Bill No. 2094: By Mrs. Niehouse, Messrs. Luckel, and Cramer—An act to add Section 5942 to the Education Code, relating to transfer of funds.

Referred to Committee on Education.

Assembly Bill No. 2095: By Messrs. Carey, McCollister, and Dunn—An act to add Section 10177 to the Insurance Code, relating to effect of divorce upon ownership of life and disability policies and annuities.

Referred to Committee on Judiciary.

Assembly Bill No. 2096: By Messrs. Carey, McCollister, Thurman, Brown, and Caldecott—An act to amend Sections 10202 and 10202.5 of the Insurance Code, relating to group life insurance.

Referred to Committee on Finance and Insurance.

Assembly Bill No. 2097: By Messrs. Allen and Clayton A. Dills—An act to add Section 290 to the Penal Code, relating to the registration of persons heretofore or hereafter convicted of certain offenses.

Referred to Committee on Judiciary.

Assembly Bill No. 2098: By Mr. Evans—An act relating to the liability in damages of municipal corporations for injuries to property resulting from the negligence of their officers and employees, and providing for the manner of filing claims for such damages.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 2099: By Mr. Maloney—An act to add Section 55.6 to the Alcoholic Beverage Control Act, relating to fair trade contracts.

Referred to Committee on Public Morals.

Assembly Bill No. 2100: By Messrs. Geddes and George D. Collins—An act to amend Section 9933 of the Labor Code, relating to unemployment and disability compensation.

Referred to Committee on Finance and Insurance.

Assembly Bill No. 2101: By Messrs. Ralph C. Dills and Huyck—An act to amend Section 832 of the Civil Code, relating to lateral and subjacent support and excavations.

Referred to Committee on Judiciary.

Assembly Bill No. 2102: By Mr. Geddes—An act to add Section 6359.6 to the Revenue and Taxation Code, relating to the sales and use taxes and exemptions therefrom, including the declaration of a continuing legislative intent to exempt farm equipment, spray materials, insecticides and fungicides used or employed in the production, processing and marketing of farm crops and livestock.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 2103: By Mr. Geddes—An act to amend Section 1171 and to repeal Section 1184 of the Military and Veterans Code, relating to memorial districts.

Referred to Committee on Military Affairs.

Assembly Bill No. 2104: By Mr. Geddes—An act to provide for the assessment of property for tax purposes.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 2105: By Mr. Hinckley—An act to add Section 673.6 to the Vehicle Code, relating to motor vehicle exhaust systems, and smoke, gases, fumes, oil residue and products of combustion discharged therefrom.

Referred to Committee on Transportation and Commerce.

Assembly Bill No. 2106: By Mr. Brown—An act to amend Sections 255, 405, 441, 467, 565, 569, 616, 647, 751, 753, 757, 791, 2192, and 2908.3 of the Revenue and Taxation Code and to repeal Section 3720 of, and to add Section 3720 to the Political Code, relating to property taxation.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 2107: By Messrs. Brown, Sheridan, and Waters —An act to amend Sections 255 and 441 of the Revenue and Taxation Code, relating to property taxation.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 2108: By Mr. Brown—An act to repeal Section 256.5 of the Revenue and Taxation Code, relating to property taxation.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 2109: By Messrs. Lester T. Davis, Lowrey, Miller, and Doyle—An act to add Section 3702.2 to the Health and Safety Code, relating to sanitary drinking cups.

Referred to Committee on Public Utilities and Corporations.

Assembly Bill No. 2110: By Messrs. Carey, Robertson, Waters, and Hollibaugh—An act to amend Section 1363 of the Government Code, relating to filing of oaths of office.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 2111: By Messrs. Sherwin, Geddes, and Carey—An act to add Section 10115 to the Insurance Code, relating to loans secured by policies of insurance.

Referred to Committee on Finance and Insurance.

Assembly Bill No. 2112: By Messrs. Hawkins, Anderson, Rosenthal, Allen, Beck, Bennett, Berry, Brady, Brown, George D. Collins, Cooke, Crichton, Crowley, Lester T. Davis, Debs, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Evans, Fletcher, Gaffney, Heisinger, Johnson, Kilpatrick, Lowrey, McMillan, Miller, O'Day, Robertson, and Thomas—An act to provide aid to counties, cities and counties, cities, housing authorities and certain educational institutions in making emergency housing available to veterans, their families, the widows of veterans, distressed families of servicemen, and displaced or distressed persons; to provide for the administration thereof; to authorize counties, cities and counties, cities, housing authorities and such educational institutions as receive, in whole or in part, financial support from the State; to acquire and administer such emergency housing; to make an appropriation for such purposes; and to declare the urgency thereof; to take effect immediately.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 2113: By Messrs. Butters, M. Philip Davis, Boyd, Clarke, Erwin, Field, Sherwin, and Stewart—An act to add Section 7.5 to the Corporation Income Tax Act, relating to net operating losses, to take effect immediately.

Referred to Committee on Revenue and Taxation.

MEMBERS EXCUSED TO HOLD MEETING

At 4.18 p.m., Mr. Dickey asked for, and was granted, unanimous consent that the members of the Committee on Rules be excused, at this time, for the purpose of holding a meeting in the committee room assigned to the Committee on Rules.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

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

Assembly Bill No. 2114: By Messrs. Butters, M. Philip Davis, Boyd, Clarke, Erwin, Field, Sherwin, and Stewart—An act to add Section 8.5 to the Bank and Corporation Franchise Tax Act, relating to net operating losses, to take effect immediately.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 2115: By Messrs. Butters, M. Philip Davis, Lowrey, Boyd, Clarke, Erwin, Field, Sherwin, and Stewart—An act to add Article 4, comprising Sections 17390 to 17395, inclusive, to Chapter 4, Part 10, Division 2, of the Revenue and Taxation Code, relating to the personal income tax, and providing that this act shall take effect immediately.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 2116: By Mr. Caldecott—An act to add Section 18052.1 to the Education Code, relating to contracts let by school districts.

Referred to Committee on Education.

Assembly Bill No. 2117: By Messrs. Caldecott, Wollenberg, and Robertson—An act to amend Section 18590 of the Government Code, relating to services performed by contract.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 2118: By Messrs. Caldecott, M. Philip Davis, Dunn, and Robertson—An act making an appropriation to the Regents of the University of California for construction of a building for the School of Optometry.

Referred to Committee on Education.

Assembly Bill No. 2119: By Mr. Dunn—An act to add Section 2165d to the Welfare and Institutions Code, relating to aid to the aged.

Referred to Committee on Social Welfare.

Assembly Bill No. 2120: By Messrs. Dunn, Ralph C. Dills, Erwin, M. Philip Davis, Anderson, Beck, Brown, Burke, Caldecott, Carey, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Dolwig, Doyle, Fletcher, Geddes, Grant, Grunsky, Hawkins, Hinckley, Hinton, Hollibaugh, Huyck, Kilpatrick, Kirkwood, Knight, Lowrey, Luckel, Lyons, McCollister, McMillan, Miller, Mrs. Niehouse, Messrs. Price, Sheridan, Stanley, Stewart, and Thompson—An act to repeal Chapters 2, 3, 4, 12, 13, 13.5, 13.6, 14, 15, 15.5, 16, and 16.5 of the Education Code; to add Chapters 2, 12, 13, 14, 15, and 16 to said code; to amend Section

8761 of said code; and to add Section 8704 to said code, all relating to the Public School System, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Education.

MOTION THAT ASSEMBLY BILL NO. 2121 BE WITHDRAWN FROM THE COMMITTEE ON AGRICULTURE, AND RE-REFERRED TO THE COMMITTEE ON MANUFACTURING, OIL, AND MINING INDUSTRY

Mr. Dunn moved that Assembly Bill No. 2121 be withdrawn from the Committee on Agriculture, and be re-referred to the Committee on Manufacturing, Oil, and Mining Industry.

Motion to Lay Mr. Dunn's Motion Upon the Table

Mr. Ralph C. Dills moved that Mr. Dunn's motion be laid upon the table.

Mr. Lowrey seconded the motion.

The roll was called and the motion carried by the following vote:

AYES—Blosser, Brown, Burns, Butters, Clarke, Collier, Cramer, Lester T. Davis, Ralph C. Dills, Erwin, Gannon, Geddes, Grant, Heisinger, Hinckley, James, Johnson, Kirkwood, Loomis, Lowrey, Luckel, Silliman, Stephenson, and Thorp—24.

NOES—Berry, Burke, Caldecott, Carey, George D Collins, Conrad, Cooke, M. Philip Davis, Debs, Dunn, Gaffney, Hahn, Hawkins, Huyck, Kilpatrick, McMillan, Miller, Price, Sherwin, Thomas, and Waters—21.

Assembly Bill No. 2121 ordered re-referred to the Committee on Agriculture.

Notice of Motion to Withdraw and Re-Refer Assembly Bill No. 2121

Mr. Dunn gave notice that on the second legislative day he would move to withdraw Assembly Bill No. 2121 from the Committee on Agriculture, and have it re-referred to the Committee on Manufacturing, Oil, and Mining Industry.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

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

Assembly Bill No. 2121: By Messrs. Dunn, Gaffney, Lyons, George D. Collins, O'Day, and Sherwin—An act to add Section 579.5 to the Agricultural Code, relating to the sale and manufacture of oleomargarine colored in imitation of butter.

Referred to Committee on Livestock and Dairies.

Assembly Bill No. 2122: By Mr. James—An act to amend Section 296.4 of the Probate Code, relating to the administration of community property where a husband and wife die simultaneously.

Referred to Committee on Judiciary.

Assembly Bill No. 2123: By Mr. James—An act to add Sections 147, 148, 149, and 150 to the Streets and Highways Code, relating to state highways.

Referred to Committee on Conservation and Planning.

Assembly Bill No. 2124: By Mr. Wollenberg—An act to amend Section 337.5 of the Code of Civil Procedure, relating to the limitation of actions.

Referred to Committee on Judiciary.

Assembly Bill No. 2125: By Messrs. Gaffney and George D. Collins—An act to amend Section 8757 of the Education Code, relating to the Public School System.

Referred to Committee on Education.

Assembly Constitutional Amendment No. 31: By Mr. Brown—A resolution to propose to the people of the State of California an amendment to the Constitution of the State by amending Section 8 of Article XIII thereof, relating to property taxation.

Referred to Committee on Constitutional Amendments.

RESOLUTIONS

The following resolutions were offered:

By Mr. Gaffney:

House Resolution No. 84

WHEREAS, An acute shortage of building material and a limited number of skilled mechanics in certain trades have seriously retarded construction of urgently needed homes for veterans and citizens generally; and

WHEREAS, Because of this serious situation, the State of California has made arrangements to furnish material for veteran's housing and necessary public works; and

WHEREAS, Investigation discloses that thousands of building and construction workmen have been laid off because of inclement weather conditions which interfere with outdoor construction work; and

WHEREAS, Further investigation discloses that thousands of persons are following the custom of normal times and are waiting for the arrival of spring before proceeding with interior remodeling, repair and maintenance work; and

WHEREAS, It is manifest that when the tremendous program of constructing new homes for veterans and necessary public works is started, workmen who are now available to do interior remodeling, repair and maintenance work, will not be available because they will be steadily employed upon new housing and construction work; therefore be it

Resolved, By the State Assembly, that we respectfully urge citizens, who plan interior remodeling, repair and maintenance work, to have such work done now while workmen are available so that these property owners will not be compelled to await the services of workmen now available but who will later be employed exclusively upon the construction of veteran's homes and urgently needed public works.

Request for Unanimous Consent

Mr. Gaffney asked for unanimous consent to take up House Resolution No. 84, at this time, without reference to committee or file.

Mr. Silliman withheld unanimous consent.

Resolution ordered referred to Committee on Rules.

By Messrs. Ralph C. Dills and Robertson:

House Resolution No. 85

Relative to the continuance of the Assembly Committee on State-Federal Cooperation in the Discovery, Production, Transportation, Refining, and Use of Petroleum

WHEREAS, An Assembly Interim Committee on the subject to this resolution was first created in 1943, and a committee thereon was also created by the Assembly in 1945; and

WHEREAS, There is a continuing need for legislative investigation, study and fact-finding in this field; now, therefore, be it

Resolved by the Assembly of the State of California, As follows:

1. The Assembly Committee on State-Federal Cooperation in the Discovery, Production, Transportation, Refining, and Use of Petroleum Oil and Its Products, continued by House Resolution No 28 of the Fifty-sixth Regular Session, is continued as an Assembly committee at this general session, with the membership and with all the rights, powers and duties possessed by the committee and its members immediately prior to the commencement of this session. Vacancies occurring or existing in the membership of the committee shall be filled by the appointing power.

2. The committee is authorized to act during this session of the Legislature including any recess, but not after final adjournment, with authority to file a report on March 15, 1947.

3. The provisions of the Joint Rules of the Senate and Assembly and of the Standing Rules of the Assembly as soon as such rules are adopted at this session or amended from time to time, become applicable to this committee and its members.

4. The committee is authorized and directed to ascertain, study and analyze all facts relating to

(a) The subject (within the scope of legislative regulation and control) of attaining maximum efficiency and minimum waste at all the various phases of the discovery, production, transportation, refining, and use of oil, gas, and other hydrocarbon substances, including production thereof from lands owned by the State, public agencies, and political subdivisions, cooperating therein to the fullest extent in every way with federal agencies; and

(b) The title of the State of California and its grantees in and to the tide, submerged and reclaimed lands lying within its borders and adjacent to its seacoast, any attacks by federal officials relating thereto, litigation with reference thereto, and legislation pending in Congress affecting such title, and any and all matters relating thereto or connected therewith;

including but not limited to the operation, effect, administration, enforcement and needed revision of any and all laws in any way bearing upon or relating to the subject of this resolution, and to report thereon to the Assembly, including in the reports its recommendations for appropriate legislation.

5. The sum of _____ dollars ($_____) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Assembly for the expenses of the committee and its members and for any charges, expenses or claims it may incur under this resolution, to be paid from the said contingent fund and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read, and referred to the Committee on Rules.

CONSIDERATION OF DAILY FILE (RESUMED)

CONSIDERATION OF HOUSE RESOLUTION NO. 57

House Resolution No. 57

Relative to the creation of an Assembly Fact-Finding Committee on Working Hours of State Employees

WHEREAS, The Legislature, in a resolution adopted at the Fifty-sixth (Second Extraordinary) Session, recognized the probability of being called upon to consider the problem of uniform working hours and conditions in the state service, during this regular general session of the Legislature; and

WHEREAS, It appears that private industry and many other public jurisdictions are rapidly adopting a standard 40-hour work week and many provide for additional compensation for overtime and night work; and

WHEREAS, There are many specific examples where persons in the state service work longer hours than persons in private industry and other public jurisdictions doing comparable work and receiving only the same pay as those who work shorter hours; and

WHEREAS, There are many examples in the state service where employees doing identical work receive the same rate of pay, but some of them have to work longer hours because they are in different departments; and

WHEREAS, Many of the hours of work for state employees are determined under a statute enacted to meet the manpower shortage problem caused by the war and the readjustment of working hours to normal conditions is a large problem needing immediate legislative attention and action; and

WHEREAS, These conditions are having and will continue to have a serious adverse effect on the morale of a large number of state employees and also cause unsurmountable administrative problems to state departments; and

WHEREAS, The State will suffer seriously in obtaining and retaining necessary employees unless it can compete in the labor market on approximately the same basis as to hours and working conditions as other employers; and

WHEREAS, If this session of the Legislature does not take action on this problem it will be two years before it can again consider it, during which time the problem will get progressively worse; now, therefore, be it

Resolved by the Assembly of the State of California, As follows:

1. The Assembly Fact-Finding Committee on Working Hours of State Employees is hereby created and authorized and directed to ascertain, study and analyze all facts relating to the working hours of all state employees, including but not limited to the operation, effect, administration, enforcement, and needed revision of any and all laws in any way bearing upon or relating to the subject of this resolution, and to report thereon to the Assembly, including in the reports its recommendations for appropriate legislation.

2. The committee shall consist of five Members of the Assembly appointed by the Speaker thereof. Vacancies occurring or existing in the membership of the committee shall be filled by the appointing power.

3. The committee is authorized to act during this session of the Legislature, including any recess, but not after final adjournment.

4. The committee and its members shall have and exercise all of the rights, duties and powers conferred upon investigating committees and their members by the provisions of the Joint Rules of the Senate and Assembly and of the Standing Rules of the Assembly as they are adopted and amended from time to time, which provisions are incorporated herein and made applicable to this committee and its members.

5. The committee has the following additional powers and duties.

(a) To select a chairman and a vice chairman from its membership.

(b) To contract with such other agencies, public or private, as it deems necessary for the rendition and affording of such services, facilities, studies and reports to the committee as will best assist it to carry out the purposes for which it is created.

(c) To cooperate with and secure the cooperation of county, city, city and county, and other local law enforcement agencies in investigating any matter within the scope of this resolution and to direct the sheriff of any county to serve subpenas, orders and other process issued by the committee.

(d) To report its findings and recommendations to the Legislature and to the people from time to time and at any time, not later than herein provided.

(e) To do any and all other things necessary or convenient to enable it fully and adequately to exercise its powers, perform its duties, and accomplish the objects and purposes of this resolution.

6. The sum of five hundred dollars ($500) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Assembly for the expenses of the committee and its members and for any charges, expenses or claims it may incur under this resolution, to be disbursed after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read.

The roll was called.

Call of the Assembly

Pending the announcement of the vote, Mr. Lowrey moved a call of the Assembly.

Motion carried. Time 4.35 p.m.

The Speaker directed the Sergeant-at-Arms to close the doors, and to bring in the absent members.

PROCEEDINGS UNDER CALL OF THE ASSEMBLY BY UNANIMOUS CONSENT

TEMPORARY SUSPENSION OF ASSEMBLY RULE NO. 33

Mr. Lowrey asked for, and was granted, unanimous consent that Assembly Rule No. 33 be temporarily suspended for the purpose of placing a call of the Assembly on any matter on file.

FURTHER PROCEEDINGS UNDER CALL OF THE ASSEMBLY DISPENSED WITH ON HOUSE RESOLUTION NO. 57

At 4.50 p.m., on motion of Mr. Lowrey, further proceedings under the call of the Assembly were dispensed with.

The names of the absentees were called, and House Resolution No. 57 adopted by the following vote:

AYES—Allen, Anderson, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Lester T. Davis, M. Philip Davis, Debs, Clayton A Dills, Ralph C. Dills, Dolwig, Dunn, Erwin, Evans, Gaffney, Gannon, Geddes, Grant, Hahn, Hawkins, Heisinger, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, McCollister, McMillan, Miller, Niehouse, Price, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Waters, and Mr. Speaker—54.

NOES—None.

REQUEST FOR UNANIMOUS CONSENT THAT ASSEMBLY CONCURRENT RESOLUTION NO. 37 HOLD PLACE ON FILE

Mr. Lowrey asked for, and was granted, unanimous consent that Assembly Concurrent Resolution No. 37 hold its place on file, on the next legislative day.

STATEMENT OF ASSEMBLYMAN DON A. ALLEN

During the 1940 Special Session, I was appointed Chairman of an Interim Investigation Committee on Governmental Efficiency and Economy and while we made recommendations concerning the actual savings, of approximately $70,000,000, we ran into another intriguing problem which I am convinced vitally affected governmental efficiency and was of grave concern to the public at large, a problem which has held my attention since and to which I have devoted considerable study.

It is apparent to me above all the matters of dollars and cents (while being of considerable importance) it is foreshadowed with a crying need for a standard of decency which the administrative agencies need in their dealings with the public. That is—fair practice in administration, efficiency in government, and freedom for the individual citizen.

In the creation of these various boards, bureaus, and commissions we the Legislature should demand that the boards, bureaus, and commissions make only such specific rules as are necessary to carry out the declared intent of the Legislature. Hold hearings, and give every affected party a chance to be heard before they decide on the rules.

In positive language; we their creators should emphatically state—"Let your rules be reviewed at fair hearings, before independent and impartial officials, conducted by trained hearing officers. Your decisions be subject to review by the court and the Legislature to insure protection of the citizen against impairment of his rights."

At all times provide for publicity of your administrative rules and regulations, and follow the same "open book" policy which the Legislature and judicial branches follow now and always have followed. Then the individual citizen can tell where he stands, and what to look for in government.

Place a limit on the administrative agencies flood of investigations and questionnaires. Then the individual citizen can get relief from fishing expeditions into his private affairs.

Require legislative authority for penalties and regulations. Then the individual citizen can be protected from the multiplication of new and novel penalties. Forbid severe penalties for acts arising from delays

in rulings or sudden changes in the rules. Then the individual citizen can be secure from being punished as one of the governed for the sins of the governing.

Restate the basis rules on the availability and the scope of the judicial reviews. Then the individual citizen can tell readily the nature and the extent of his American day in court, what it covers and what it doesn't. *Separate the functions of prosecutor and judge.* So that the individual citizen will not have to have his guilt weighed and decided by his accuser.

Give the people a larger voice in the making of rules and regulations affecting their welfare and livelihood. Thus, the individual citizen will come closer to his ideal of self government—of government by consent of the governed.

We the Legislature in thundering voice must restate the principle which the administrative agencies have conveniently forgotten, that a man is deemed innocent until he has been proven guilty; compel agencies to give him due notice of action, force them to allow him full opportunities to be heard in his own behalf before he is judged. Then the individual citizen will be safe against star chamber proceedings. Compel agencies to base their decisions upon evidence, not upon surmise, and to issue their decisions only after an unbiased appraisal of all evidence. By all means permit judicial review of administrative action.

It was as a result of these early and subsequent personal studies on the part of myself that brought about the creation of this present committee under House Resolution 278. A run-down of the recitation in this resolution will give you some of the basis of the thinking that has developed since my first contact with this problem.

There is not conflict or overlapping between the work of this committee and the work recently completed by the Judicial Council. The latter focused its attention upon the development of an administrative procedure for the exercise of quasi-judicial functions as distinguished from the quasi-legislative function. A procedure designed to govern the issuance, renewal, suspension, and revocations of licenses and permits.

In the light of the number of, and the variety of the fields in which quasi-legislative function is thus being exercised and have grown until administrative regulations encompass or touch upon nearly every human activity in this State.

With the grumbling about the loss of liberty and the moaning about the future of free enterprise it would seem that people of this State and of the United States have been waiting a long time for a brake on excesses of administrative agencies of the Federal and State Governments.

Such excesses have been a continual challenge to American freedom and simple justice. Many believe that the waiting is about over. Whether collective legislation is passed under the scope of such legislation, will depend largely upon the amount of support volunteered by the people who are to be safeguarded. (At this point let me say parenthetically that in the recent survey made by this committee of over 10,000 business enterprises, as well as state agencies, there were a staggering number of individuals who refrained from answering our questionnaires in writing but expressing their opinions orally because of fear of retaliation.) Our files contain such statements as "you members of the Legislature come and go but the bureaucrats remain on forever, etc."

That type of investigation has taken much time and has been many times quite disheartening. Some of the measures are identical in text, some vary. All have the same objective.

The safeguards which are now proposed offer a minimum of perfection in standard and decency and fairness Certainly we make no claim to a guarantee of perfection in administration. But it is a beginning at holding administrative discretion within reasonable bounds; at restricting helter-skelter procedures which the individual citizen cannot predict; at preventing free and easy decisions upon which he cannot reply; and spelling out administrative power and procedure.

They aim at government of laws, not of men. This is free government.

REPORT OF THE ASSEMBLY INTERIM COMMITTEE ON ADMINISTRATIVE REGULATION

House Resolution No. 278
February 3, 1947

Committee Members
DON A. ALLEN, Chairman
M. PHILIP DAVIS

LETTER OF TRANSMITTAL

CALIFORNIA LEGISLATURE, STATE CAPITOL
SACRAMENTO, CALIFORNIA, February 3, 1947

Honorable Sam L. Collins
Speaker of the Assembly of California
State Capitol, Sacramento, California

MR. SPEAKER: Your committee, created by House Resolution No. 278 of the Fifty-sixth Regular Session, and charged with the duties of studying and reporting on the exercise of quasi-legislative functions by administrative agencies, herewith submits its report.

This report and the recommendations contained therein are presented with the endorsement of all members of the committee including Mr. Harrison W. Call, who until January 1st of this year actively participated in the work of the committee.

The committee also desires to record its appreciation to all of the individuals who gave so generously of their time in appearing before the committee and cooperating with it.

Respectfully submitted.

DON A. ALLEN, Chairman
M. PHILIP DAVIS

PART 1. REVIEW OF COMMITTEE'S WORK

At the outset the committee realized that if it were to accomplish its purpose in such a very broad field, it would be necessary to carefully plan and outline essential lines of inquiry and to rigidly restrict itself to such organized plan. Accordingly, the committee called upon the Legislative Counsel to assist it by making a careful examination of each existing statutory provision which confers a quasi-legislative function upon a state agency, prescribes a procedure for the performance of the function, or provides for administrative or judicial review of

orders made or regulations issued. Such a study, it was felt, would serve to disclose the present legislative policy, or lack of policy, and the existing adequacy or inadequacy of statutory standards, definitions and procedures. A very comprehensive compilation summarizing all such statutory provisions was completed by the Legislative Counsel and submitted to the committee. This compilation, entitled a "Summary of California Statutory Provisions Conferring Quasi-legislative Functions upon State Administrative Agencies," was embodied by the committee in its progress report submitted to the Assembly on July 20, 1946.

The second major line of inquiry adopted by the committee consisted of the consideration of the various practical considerations involved in the exercise of the quasi-legislative functions and the objectives to be attained. In following this line of inquiry the committee circularized letters to all state agencies, departments, bureaus and commissions and to businessmen, private citizens, and trade associations. Over ten thousand letters were mailed by the committee, from which the committee received many helpful responses as well as many disheartening expressions by business concerns of the fear of retaliation by governmental agencies should they express their grievances to a legislative committee.

From a consideration of the summary prepared by the Legislative Counsel and the many responses received from the committee's circularized letter, it became apparent that there were two phases of the entire problem which merited immediate legislative action. These were:

(1) The need for a uniform code of minimum statutory requirements for the adoption, amendment, and repeal of administrative rules and regulations and for their judicial review, in addition to the present filing and publication requirements, and some revision of the latter in certain respects.

(2) The need for more adequate statutory definitions of the nature and scope of the function delegated to the administrative agency or officer and for more certain standards which would serve as a guide to the administrator in exercising the quasi-legislative function, which would inform the public of the requirements which must be complied with, and which would serve to guide the courts in reviewing the acts of the administrators.

The committee focused its attention on these two major problems in order that specific recommendations in the form of proposed legislation could be submitted to the Legislature.

The Federal Administrative Procedure Act [1] which represents the culmination of 10 years of painstaking and detailed study and drafting, in which both the legislative and executive branches of the government as well as private interests of every kind participated; the model Administrative Act prepared and approved by the National Conference of Commissioners on Uniform State Laws after a most exhaustive study dating back to 1937; and the administrative procedure acts of the States of Ohio [2], North Dakota [3], Wisconsin [4], and Virginia [5] and the experiences gained under the operation of such acts proved to be an invaluable aid

[1] See Appendix for Statute Citations
[2] See Appendix for Statute Citations.
[3] See Appendix for Statute Citations
[4] See Appendix for Statute Citations
[5] See Appendix for Statute Citations

to the committee in preparing a practical, workable solution to the problem in this State. By utilizing the best features of each of these acts and adapting them to conditions peculiar to this State and with the able assistance of state administrative officers, educators in the field of public administration and members of the California State Bar, the committee has been able to offer for your consideration two bills which, although not a complete solution to the entire problem, will meet the most urgent problems and will provide a means for the long range solution of the entire problem.

Briefly these bills will accomplish the following purposes:

Assembly Bill No. 35—

(1) Establishes uniform procedural requirements for the exercise of quasi-legislative functions.

(2) Requires public notice to be given prior to the adoption, amendment or repeal of any regulation except an emergency regulation.

(3) Requires a public hearing to be held at which any interested person may appear and be heard prior to the adoption of any regulation.

(4) Permits interested persons to petition an agency for the adoption, amendment or repeal of any regulation.

(5) Provides for the judicial review of quasi-legislative administrative action.

(6) Insures the availability of administrative changes in rules and regulations to the public by providing for the filing of such regulations with the county clerk and by amending the existing provisions for the publication and filing of regulations to facilitate their publication in the California Administrative Code and Register.

Assembly Bill No. 36—Creates a joint legislative committee on administrative regulations which, with the assistance of the Legislative Counsel, will make a continuing study of the exercise of quasi-legislative functions by state administrative agencies with particular reference to the adequacy of the expression of statutory standards and of the definition and scope of the function designated by the Legislature, and to report from time to time to the Legislature with recommendations as to needed revisions in the law.

A. *Regulation of Conditional Sales*

In the course of its work in the field of quasi-legislative functions and administrative regulations, the attention of the committee was focused on the grossly excessive charges made by a certain automobile sales firm known as the Vaughn Auto Dealers in the City of Inglewood. Your committee found that a considerable number of overcharges had been made on the sales of used cars and the principal victims were veterans and members of the armed forces. A classic example is the case of one Thomas Gorman, Jr., who was in the death march of Mindanao and was a prisoner in Cabanatuan and Bilibid for several years until released. He testified as follows:

> "I bought a 1938 Chevrolet coupe, and the price of the car was $740 by the time they tacked on insurance. That's another thing

they hooked me on. It came to $861. I paid $361 down and that left me $500. Being told that the papers I signed were routine O.P.A. papers, when mailed to me a few days later I discovered that I had 15 equal payments at $58.28 a month to repay to them, making a carrying charge of $325."

A similar case, one of the several hundred brought to the attention of your committee by these ex-servicemen, was the case of George Esser, an ex-prisoner of war, who had been in the Air Corps and shot down over Germany. Mr. Esser turned in a 1940 Nash and was allowed $936 as credit on a 1941 Chevrolet that had a selling price of $1,225. He, too, was told that the papers he signed were merely routine O.P.A. papers, only to discover that he had signed a conditional sales contract in blank which was later filled in to require payments of $68.47 per month for a period of 15 months, resulting in a total purchase price of $1,963.05, or an overcharge of $738.05 for the automobile.

At the suggestion of M. Philip Davis, a member of the committee, the entire matter was sent to the district attorney's office and after considerable discussion between this committee with Mr. Davis assisting, several members of this firm were brought to trial and it was only recently that three of them were sentenced to long terms in the state penitentiary on a conspiracy charge.

The district attorney stated that a section of the law passed at the last session of the Legislature known as the Thomas Bill should have provided criminal punishment, as the conspiracy charge had been most difficult for them to prove. The committee has introduced such remedial legislation.

B. *Veterans Taxicab Regulation*

One other additional task was assigned to this committee by a resolution introduced by Mr. Vincent Thomas of San Pedro, in regard to veterans' taxicabs. A caravan of independent taxicabs owned by veterans were driven to Sacramento protesting the so-called "monopoly bill," a city ordinance adopted in the City of Los Angeles and a similar ordinance in the City of Long Beach which prevented the veterans from engaging in the taxicab business.

Your committee called all of the interested parties to a meeting in the Sixth Agricultural Building. The City of Los Angeles has repealed its so-called "monopoly bill" and the Veterans Taxicab Company is now operating in the City of Los Angeles in full compliance with the law. The committee was assured that a similar condition would exist in Long Beach, and on the last advice that this committee has, such plans are going forward.

PART 2. PUBLIC RESPONSE TO COMMITTEE INQUIRIES

The work of your committee in the field of quasi-legislative regulation compels us to present a sad commentary on our fundamental principle of government by the people through their chosen legislative representatives. The meteoric growth of administrative agencies in the last decade caused by the expansion of industry and the necessity of increased governmental regulation for the protection of the public, the growth of social legislation, and the entry of the State into the income and excise

tax field has resulted in government by regulation adopted by administrators in the exercise of their delegated quasi-legislative power.

As early as 1937, the growth and intensification of administrative regulation of private enterprise and other phases of American life had moved President Roosevelt to appoint a committee to study administrative methods, functioning, and organization. At that time he took occasion to remark that the practice of creating administrative agencies to perform administrative work in addition to judicial work, threatened to develop a "fourth branch" of the government for which there is no sanction in the Constitution.

The contemporary movement toward statutory reform of administrative procedure throughout the United States is certainly no coincidence. These movements spring from a profound apprehension over the rapid growth of more or less uncontrolled administrative powers, and a realization of legislative responsibility for such development.

The full impact of the random procedures by which quasi-legislative action is exercised was brought forcibly to the attention of the committee by the responses received from their circularized questionnaires. Many individuals stated that they were reluctant to call the committee's attention to any specific act for fear of retaliation by the agency affected. Many others by phone and letter requested committee members to call in persons and receive verbally their comment in an "off the record" discussion. Members of the committee interviewed as many as 35 different persons in one day at their request. Typical of the comments received at such interviews is the following: "You Members of the Legislature come and go but the bureaucrats remain."

Significant also are the following comments taken from several of the large volume of letters received by the committee:

"On August 10, 1946, I wrote to Mr. _____ to obtain a copy of the book known in their department as the precedent manual. At the same time I asked for a copy of their local office procedure manual. I was pretty sure they would refuse to let me have copies of these esoteric documents and I am now in receipt of a letter from Mr. _____ and another letter from Mr. _____, each of them refusing to supply copies of these books.

This is a flagrant example of how the department of _____ makes its set of rules upon which its decisions are based, then proceeds to conceal the rules from the public. By this means the public is effectually denied the right to know in advance the laws by which it is being governed but instead must be content to have trick rules pulled out of a bottom drawer to fit any special occasion or set of circumstances."

* * * * * *

"So far as expressing our ideas as to this particular act (House Resolution 278) we believe it would take a legal mind to thoroughly digest the meaning of this act. However, one thing very definitely was impressed upon the mind of the writer in that there is altogether too much delegation of authority to committees, bureaus and that these committees and bureaus use their powers in a dictatorial manner.

We have a very good example of this by the many acts passed by our Congress of the United States and the delegation of its powers

to the President and the countless number of bureaus and committees. In electing members to Congress or to the Legislature of the State of California we, as ordinary voters, expect them to express the wishes of the voters.

However, they sidestep this obligation by passing authority on to bureaus and committees. As a consequence our government 'of the people, by the people, and for the people' is in name only. If this House Resolution 278 is designed to curb the power of bureaus and committees we are for it. If it extends their powers we are certainly against it."

* * * * * *

"This situation of unlimited discretion in the matter of making rulings or reaching conclusions leads only to a great interruption and unnecessary expense in conducting business.

It cost us a very large sum to get a final determination in this matter following their repudiation, which seems very unfair to business operations. Can see where many smaller concerns would have had to submit without obtaining any apparent just decision.

These commissions if they have to be should certainly be much more rigidly circumscribed by law itself. A decision should be subject to court rule on some reasonably quick simple form of procedure and not dragged out for a period of over five years as in our own unfortunate circumstance.

The great fundamental weakness of government by commission seems to be the human element, by which men want to thrive on power and power begets power and rulings beget rulings.

No doubt some commissions may be desirable but they should be surrounded by some limited safeguards as to their duties."

* * * * * *

"The danger I think of is that danger which has stalked among us for so many years—bureaucracy. If regulations can be put in a statutory form to prevent the delegation of legislative, executive and judicial functions to individuals and committees who have never been elected by the people of the State, then I am for it. I think all of us have felt the sting of self-imposed authority as well as authority actually conveyed by the executive part of our government to individuals and committees and we have felt it to such an extent that we regard it as an evil."

* * * * * *

"The writer is definitely antagonistic to any proposal which would in any way increase the powers of administrative boards in the matter of enacting rules or in making determinations of a judicial or quasi-judicial nature. He is of the opinion that the growth of administrative agencies by the Legislature in granting wide rule making power and by the court in giving finality to their determinations have become the Frankenstein of democratic government and are essentially destroying the basic concept of separation of powers to the executive, judicial and legislative branches. As a matter of comment the writer is of the view that as a whole the Legislature has not trespassed upon executive or judicial function. Likewise the judicial has not trespassed upon the executive or legislative

function. But the executive through the development of administrative procedures, practice, regulation, and rule making powers has trespassed seriously upon both.

"The extent of the encroachment by administrative agencies has reached the point where the judicial business of these agencies exceeds the judicial business by the courts both in volume and importance. Further their legislative enactments are of equal weight with those of the Legislature itself. The statement may be entirely too generous, but the writer is of the view that both the judicial and legislative branches of government are rapidly becoming adjunct to the executive branch of government.

"Quite obviously with such positive views the writer does not look with favor upon any legislation designed to add either judicial or legislative authority or functions to the executive branch of government. The writer is further of the view that some of the judicial decisions which approve the exercise of so-called quasi-judicial authority by administrative agencies constitute acts of judicial abdication. Under such circumstances proposed legislation which has for its object the curtailment of the exercise of judicial or legislative authority by administrative boards through enactment designed to clarify or supposedly restrict their function through procedural methods become to the writer a valid recognition and legitimation of usurpation of the functions of the other two departments of government.

"The writer concedes, however, that he is rowing against the tide as the present policy of law writers, judges and legislators seems to be that many judicial and legislative functions of the past be handled by administrative agencies through the liberal grant of authority to hold and conduct hearings and make determinations and enact rules. It seems unfortunate, however, that the system does not provide as a basic guarantee insofar as the adoption of any rule is concerned that it should have legislative approval by resolution (the matter of annual sessions would make it convenient) by the whole Legislature or at least standing legislative committees that would act during the interim between sessions and also the approval by at least a superior court judge of any determination by a judicial agency that affects private rights of an individual or of properties."

* * * * * * *

The bewildering uncertainty of the private citizen whose life and property is affected daily by administrative action of one kind or another becomes more readily apparent when we stop to consider that this State alone has over one hundred separate agencies with all possible variations in the powers both quasi-legislative and quasi-judicial vested by statute in each, and with no uniformity of procedure prescribed for the exercise of such powers in the few instances where any procedure is prescribed at all.

PART 3. PREVIOUS LEGISLATIVE ACTION

It cannot be said, however, that the Legislature has been unmindful of the serious problems inherent in the growth of administrative procedure and the need for a program of reform to alleviate the existing conditions.

In 1939 the Legislature proposed a constitutional amendment [6] to permit the Legislature to provide for the judicial review of administrative action. This measure, however, was defeated at the polls.

In 1941 legislation was enacted which provided for the creation of a codification board and for the compilation and publication by this board of all administrative rules and regulations in a publication to be known as the California Administrative Code, and with periodical supplements to be known as the California Administrative Register.[7] As funds for this work were not made available until 1943 actual publication of the code did not start until 1944.

Also in 1941 a statute was enacted directing the Judicial Council of California to undertake a study of administrative procedure with particular emphasis on the problem of judicial review.[8] The failure to provide for a special appropriation for this work made it impossible for the Judicial Council to undertake the work at that time.

In 1943 an appropriation was made to the codification board [9] which enabled it to begin the compilation and publication of the rules and regulations, and the direction to the Judicial Council to study the procedure of administrative agencies was repeated.[10] As a result of the extensive work done by the Judicial Council in the investigation of the adjudicative proceedings of state licensing agencies, legislation was introduced in 1945, and enacted, which embodied the council's recommendation as to minimum standards of fair administrative procedure in the field of administrative licensing and disciplining.[11] In its report on the administrative agencies survey the Judicial Council made this comment:

> "Because of the primarily judicial interest of the council it was thought that its most valuable contribution could be made in the field of administrative adjudication rather than in the field of quasi-legislative action. For that reason no attempt has been made in this report to include the agencies which are primarily rule-making in nature." (Tenth biennial report of Judicial Council of California, December 31, 1944, page 10.)

Thus, although great strides have been taken by the Legislature to guarantee administrative justice through legislative control of quasi-judicial actions, there is still the broad field of quasi-legislative action which encompasses or touches upon nearly every human activity in this State to be similarly considered.

PART 4. FINDINGS

The study made by the committee of the statutes delegating quasi-legislative function indicates that a good many statutes while satisfying minimum constitutional requirements may fall considerably short of furnishing a sure and certain guide to administrative officials and the courts.

The constitutional requirements are well expressed by our Supreme Court in *Miller* vs. *Municipal Court* (1943) 22 Cal. (2d) 818 as follows:

> "Congress must state, insofar as is reasonably practicable, considering the nature of the subject matter and the regulation sought,

[6] See Appendix for Statute Citations
[7] See Appendix for Statute Citations.
[8] See Appendix for Statute Citations.
[9] See Appendix for Statute Citations.
[10] See Appendix for Statute Citations.
[11] See Appendix for Statute Citations.

the purpose which it seeks to accomplish and the standard by which that purpose is to be effectuated.

It may then constitutionally delegate to an administrative agency the power to determine the details essential to carry out the legislative purpose . . .

The exercise of judgment by an administrative agency will be upheld where it is within the prescribed limits and where the procedure which is directed to follow and the record of its action 'are such that Congress, the court and the public can ascertain whether the agency has conformed to the standards which Congress has prescribed.' " (page 832)

The legal principles are the same in the state as in the federal legislative field. However, minimum compliance with these principles gives no assurance of clear expression of legislative will nor does it necessarily furnish the administrative officer adequate guidance in the exercise of the delegated power, nor the courts a definite or certain test in ascertaining the validity of administrative action.

It takes very little to satisfy the constitutional requirements. If standards can be derived from any portion of the statute or from the act as a whole or from the statement of its purposes that frequently will suffice.

Such expressions as "equalization of cost of production," "public convenience, interest or necessity," "purity, quality and fitness for consumption," "just and reasonable" commissions, "in the public interest," and "unreasonable obstruction to navigation," have been severally held adequate, legal statements of legislative standards. Whether or not they may be adequate to the efficient carrying out of the legislative will is quite another question, one which would seem to merit thoughtful consideration.

Then, too, there is the clause commonly used which confers the rule-making power in vague general terms expressed as a power to "adopt rules necessary for the administration of this act" or "for the purpose of carrying out the provisions of this chapter," or "necessary or expedient for the carrying out of this chapter," or "necessary to carry into effect the provisions of this act," or "for the administration and enforcement of the provisions hereof," and so on. A check of the statutes compiled in the summary shows some 400 statutory delegations of rule-making power expressed in the above or similar vague, general terms. Certainly such provisions offer little by way of a standard for the guidance of an administrative officer in the exercise of the delegated power nor to a court in ascertaining the validity of administrative action, and no procedure whatever is prescribed for the exercise of such delegated power for the protection or benefit of the public.

One does not know, had the Legislature's particular attention been called to such a clause at the time of enactment, whether it would have been left in, taken out, narrowed down, or amplified. As it stands, it authorizes any kind of rule within the scope of the subject of the statute and not inconsistent with the statute, whether it be a rule which merely pertains to the agency's internal management, or one which interprets the statute, or fills in substantive details.

A review of the recent opinions of the Attorney General indicates that that office is often called upon to clarify the scope of an agency's quasi-legislative empowerment.

It was not possible for the committee, within the time available, to undertake the restatement of all such indefinite statutory standards that were found to be susceptible to improvement. It was possible, however, to appraise the need for improvement and to formulate a plan by which the Legislature may review such enactments and where necessary provide a clear expression of the legislative will.

The studies made by your committee also indicate that no consistent policy has been adopted or observed by the Legislature in prescribing statutory procedures governing the exercise of the quasi-legislative function.

In the greater number of cases the statute is entirely silent as to notice, hearing or other element of procedure. Normally the procedure, if any, is submitted either expressly or by implication to the administrative agency to prescribe. It is not to be inferred that in the absence of a statutory requirement, every administrative agency proceeds without notice to interested persons. The committee found that several state agencies do, in fact, give notice of the time when and the place at which they will consider specific proposed changes in their rules although there appears to be no statute requiring them to do so.

The relatively few statutes which do set forth procedural requirements are quite diverse in their provisions and for that reason furnish a considerable variety of features which make it difficult if not impossible for the public to be apprised of pending action by an administrative agency.

The lack of definite standards in the statutory empowerment and the absence of procedural requirements in the exercise of the quasi-legislative power results in a haphazard system where two or more agencies may be granted overlapping jurisdiction in a particular field. A striking example of such a condition is found in the field of building regulations.

The Director of Agriculture is authorized to establish rules and regulations and provide plans and specifications for construction of buildings used in production of market milk.[12]

The Department of Education is authorized to establish standards for school buildings and formulate a schedule for charges for services in connection with the review of plans.[13]

The State Fire Marshal, with advice of the State Fire Advisory Board, is directed to prepare and adopt rules and regulations establishing minimum standards for prevention of fire and for protection of life and property against fire and panic, and to adopt rules and regulations not inconsistent with existing law relating to fire protection in the design, construction, means and adequacy of egress and equipment of state institutions.[14]

The Fire Marshal may also prescribe rules and regulations governing construction, improvement and operation of establishments necessary for protection of life and property against fire and for promotion of occupational security of operators in clothes cleaning establishments[15].

[12] See Appendix for Statute Citations.
[13] See Appendix for Statute Citations.
[14] See Appendix for Statute Citations.
[15] See Appendix for Statute Citations

The Division of Industrial Safety may declare and prescribe safety devices or methods of protection adopted to keep places of employment safe as required by law or orders, and to fix and order reasonable standards for construction and maintenance of places of employment necessary to make them safe[16]. The Industrial Safety Board may also adopt general safety orders pertaining to the operation of construction elevators[17], and may make and enforce safety orders to supplement and carry into effect the provisions of the Labor Code prescribing safety requirements for scaffolding used in construction[18].

The Division of Industrial Safety may also make and enforce safety orders and rules necessary and proper to carry into effect the purpose of the provisions of the Labor Code for safeguarding window cleaners[19]. Prior to the installation of fastenings for safety devices, the division must first approve them for design, durability, and safety, and shall by rule and order designate the manner in which safety devices are to be installed and used[20].

The Department of Public Works is granted supervision over all dam construction and alterations[21].

The Division of Architecture supervises construction of school buildings and major reconstruction and alteration; plans must be submitted to it for approval as to safety of design and construction. The division may make rules and regulations it deems necessary, proper, or suitable, effectually to carry out the provisions of the Education Code governing approval of school building plans and supervision of construction[22].

The Railroad Commission by general or special orders, rules or regulations, or otherwise, has power to require public utilities to construct and maintain plant and equipment in a manner to promote and safeguard health and safety of employees, customers and the public, and may prescribe maintenance of safety equipment, may establish standards of construction and equipment and may require performance of any other act demanded by health or safety of the employees, customers or the public[23].

These seven state agencies each have been granted broad general powers to adopt building regulations without the benefit of any prescribed procedure by which any one agency might know what action was being taken by any of the other six agencies in a particular field. It was because of this particular situation, no doubt, that the Chairman of the Municipal and County Government Section of Town Hall wrote to your committee as follows:

> "We have been holding a series of meetings relative to the internal coordination of the regulation of building within the City of Los Angeles.
>
> "During the course of the discussion there was growing complaint that state legislation was invading the field of building regulation and that state agencies were issuing regulations conflicting with and unknown to the local authorities."

[16] See Appendix for Statute Citations.
[17] See Appendix for Statute Citations
[18] See Appendix for Statute Citations
[19] See Appendix for Statute Citations
[20] See Appendix for Statute Citations
[21] See Appendix for Statute Citations.
[22] See Appendix for Statute Citations.
[23] See Appendix for Statute Citations.

In sharp contrast to the haphazard delegations of quasi-legislative power set forth above are those contained in Sections 6800 and 6801 of the Labor Code. In Section 6800 the Division of Industrial Safety is given jurisdiction over the safety of employees of steam railroads employed in shops devoted to the construction or repair of railroad equipment and over the safety of employees of electric, interurban or street railroads employed in the generation, transmission or distribution of electrical energy or in shops devoted to the repair of railroad equipment or in any nonpublic utility operation of such railroads, and over the safety of employees of all other public utilities as defined in the Public Utilities Act. The precise scope of this jurisdiction is narrowed down and limited in Section 6801, however, by the following language: "The jurisdiction vested in the division shall in no instance, except those affecting exclusively the safety of employees, impair, diminish, or in any way affect the jurisdiction of the Railroad Commission over the construction, reconstruction, replacement, maintenance, or operation of the properties of public utilities or over any matter affecting the relationship between public utilities and their customers or the general public."

PART 5. CONCLUSION

There is an urgent need for reform in the field of the exercise of quasi-legislative functions and the procedures by which such functions are exercised. It has been said that where law ends arbitrary power begins. If, through broad delegations of quasi-legislative power, the laws may be bent to the preferences of any official agent or tribunal they cease to be laws and become merely advisory declarations of the Legislature. If, therefore, we would preserve our form of government, the Legislature, since it cannot itself perform all functions made necessary by our complex economy, must guarantee administrative justice to the individual citizen. Your committee recognizes that the ultimate goal of prescribing precise statutory standards of quasi-legislative empowerment, the scope of such empowerment, and the procedures through which such powers are exercised, can only be achieved by a careful and thorough analysis of each separate delegation of rule making power.

Many suggestions were received by the committee urging them to recommend the establishment of a legislative committee similar to that recently created in the State of Virginia[24] which would exercise complete control over the exercise of the rule making powers. This method, adopted in Virginia, requires the prior approval of the legislative committee, after a public hearing, before any administrative rule or regulation can become effective. The committee was also urged to recommend the establishment of such a committee which could exercise a veto power over all regulations adopted by administrative agencies. The committee, recognizing the tremendous task with which the administrative agencies are charged and the need for legislative assistance by way of guidance in the performance of their duties, rather than hampering their efficient operation, while at the same time recognizing the responsibility of the Legislature in the field of legislative action, quasi-legislative or otherwise, and that if we are to have law in this field we must have legislation, have sought a means of accomplishing both objectives.

Our committee recommends the creation of a joint legislative com-

[24] See Appendix for Statute Citations

mittee which, with the assistance of the Legislative Counsel, will analyze and study each quasi-legislative administrative action in the adoption, amendment, or repeal of regulations and at that time review the statutory empowerment and the scope of the quasi-legislative functions vested in the particular agency.

This method would provide adequate opportunity to give the consideration to each statute that it merits, and thus enable the committee to report back to the Legislature any needed revisions in the law. Through this means the Legislature will not only keep abreast of the current developments and trends in the exercise of the quasi-legislative functions delegated by them to the administrative agencies but in addition specific recommendations can be made which will bring a semblance of order and definiteness out of the present loose, random and incomplete standards now found in such statutes.

Of more immediate need, however, is that of guaranteeing to the individual citizen a standard of fair practice in administration. Certainly the basic safeguards established by the Constitution for the adoption of laws by the Legislature should be applied to the adoption of regulations by administrative agencies, necessarily so when such regulations have the force and effect of a law enacted by the Legislature. The administrative agencies should make only such specific rules as are necessary to carry out the declared intent of the Legislature. A public hearing should be held and every interested person given an opportunity to be heard before any rule or regulation is adopted. Every administrative action should be subject to review by the courts to protect the citizen against impairment of his rights. Adequate publicity and distribution should be provided for rules and regulations adopted by administrative agencies in order that the individual citizen may be advised of his rights, liabilities and obligations.

These safeguards, proposed by your committee and embodied in Assembly Bill No. 35 and Assembly Bill No. 36, offer only a basic minimum in attaining administrative justice. They offer, however, a beginning at holding administrative discretion within reasonable bounds; at restricting random procedures which the individual citizen cannot predict; at preventing free and easy decisions upon which he cannot rely; and at achieving definiteness in administrative power and procedures. They aim at government of laws, not of men.

Respectfully submitted,

DON A. ALLEN, Chairman
M. PHILIP DAVIS

APPENDIX

Statutes Cited

1. Federal Administrative Procedure Act. Public Law No. 404, 79th Congress.
2. Ohio Administrative Procedure Act. Ohio General Code, Sec. 154-61 to 154-73.
3. North Dakota Uniform Practices Act. N.D. Revised Code of 1943, Sec. 28-3201 to 28-3222.
4. Wisconsin Uniform Administrative Procedures Act. Wis. Stats. 1943, C. 375.

5. Chapters 160 and 217, Va. Acts of Assembly, 1944, and Chapter 234, Va. Acts of Assembly, 1946.
6. Senate Constitutional Amendment No. 9. Stats. 1939, p. 3269.
7. California Stats. 1941, Ch. 628; now Government Code, Secs. 11380 to 11402.
8. California Stats. 1941, Ch. 1190.
9. California Stats. 1943, Ch. 1060.
10. California Stats. 1943, Ch. 991.
11. California Stats. 1945, Ch. 867; 870-902; 1450 and 1495.
12. Agr. Code 498.
13. Ed. Code 18101, 18102.
14. H. & S. C., 13143, 13144, 13108.
15. H. & S. C., 13252.
16. Labor C. 6500.
17. Labor C. 7203.
18. Labor C. 7157.
19. Labor C. 7331.
20. Labor C. 7326.
21. Water Code 6078.
22. Ed. C. 18191, 18194, 18195, 18202.
23. Deering Act 6386, Section 42.
24. Chapter 234 Va. Acts of Assembly, 1946.

GUESTS EXTENDED PRIVILEGE OF ASSEMBLY FLOOR

On request of Messrs. Price and Hinckley, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to J. W. Cunningham and Captain R. A. Hager of Fontana.

On request of Mr. Gaffney and the San Francisco Delegation, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to George Newson of San Francisco.

On request of Messrs. Hinckley and Price, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Harold King and James L. King of San Bernardino.

ADJOURNMENT

At 4.53 p.m., on motion of Mr. Dickey, the Speaker declared the Assembly adjourned until 10 a.m., Tuesday, February 4, 1947.

SAM L. COLLINS, Speaker

GERALDINE B. HADSELL, Minute Clerk

CALIFORNIA LEGISLATURE
FIFTY-SEVENTH (GENERAL) SESSION

ASSEMBLY DAILY JOURNAL

TWENTY-SECOND LEGISLATIVE DAY
THIRTIETH CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO
Tuesday, February 4, 1947

The Assembly met at 10 a.m.

Hon. Sam L. Collins, Speaker of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

ROLL CALL

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

Allen, Anderson, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Hahn, Hawkins, Heisinger, Hinckley, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—72.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. Raymond Renwald:

O God, Who seest how weak we are, guard our interior and exterior life, that our body may be defended against adversity and our mind cleansed of evil thoughts, through Christ Our Lord—AMEN.

READING OF THE JOURNAL DISPENSED WITH

On motion of Mr. Luckel, further reading of the Journal of the previous legislative day was dispensed with.

LEAVES OF ABSENCE FOR THE DAY

The following member was granted leave of absence for the day, because of illness:

Mr. Knight, on motion of Mr. Stewart.

The following members were granted leaves of absence for the day, and desired to waive their per diems:

Mr. Grunsky, on motion of Mr. Kirkwood.

Mr. Lyons, on motion of Mr. Hollibaugh.

Mr. Hinton, on motion of Mr. Stewart.

MESSAGES FROM THE GOVERNOR

STATE OF CALIFORNIA, GOVERNOR'S OFFICE
SACRAMENTO, February 4, 1947

Mr. Arthur A. Ohnimus, Chief Clerk of the Assembly
Assembly Chamber, Sacramento, California

DEAR MR. OHNIMUS: I have received your letter of January 27th enclosing copy of House Resolution No. 41 adopted by the Assembly on January 23d, 1947. In this resolution you request me to include in the budget sufficient funds for the purchase and equipping of additional automobiles for the use of the California Highway Patrol in traffic law enforcement.

The budget has now been submitted to the Legislature, and I am pleased to inform you that it contains provision for the purchase of automobiles along the line suggested in the resolution.

Sincerely,

EARL WARREN, Governor

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

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

Assembly Bill No. 2126: By Mr. Waters—An act to amend Section 1274.5 of the Code of Civil Procedure, relating to the disposition of property actually abandoned and presumed to be abandoned.

Referred to Committee on Judiciary.

Assembly Bill No. 2127: By Messrs. Huyck and Waters—An act to add Section 4006.5 to, and to amend Section 4007 of, the Government Code, relating to public work.

Referred to Committee on Conservation and Planning.

Assembly Bill No. 2128: By Messrs. Huyck and Waters—An act to add Section 1737 to the Labor Code, relating to public works.

Referred to Committee on Conservation and Planning.

Assembly Bill No. 2129: By Mr. James—An act to amend Sections 595, 596, 598, and 600 of the Civil Code, and Sections 9300, 9301, 9303, 9304, and 9602 of the Corporation Code, relating to nonprofit corporations.

Referred to Committee on Judiciary.

Assembly Bill No. 2130: By Mrs. Niehouse—An act to add Section 13844 to the Education Code, relating to employees reports.

Referred to Committee on Education.

Assembly Bill No. 2131: By Mr. Grunsky—An act to add Section 806.5 to the Fish and Game Code, relating to pismo clams.

Referred to Committee on Fish and Game.

Assembly Bill No. 2132: By Mr. Stephenson—An act to amend Section 625 of the Vehicle Code, relating to side clearance lamps on wide vehicles.

Referred to Committee on Transportation and Commerce.

Assembly Bill No. 2133: By Messrs. Thomas, Berry, Burns, and Weber—An act making an appropriation for the acquisition of locations and facilities for the creation of foreign trade zones in harbors of the State.

Referred to Committee on Transportation and Commerce.

Assembly Bill No. 2134: By Mr. McMillan—An act to amend Sections 1026 and 1027 of the Penal Code, relating to procedure upon a plea of not guilty by reason of insanity, with reference to veterans entering such pleas.

Referred to Committee on Judiciary.

Assembly Bill No. 2135: By Mr. Price—An act to amend Sections 2 and 61.2 of and to add 18.1 to the Alcoholic Beverage Control Act, relating to the sale of alcoholic beverages.

Referred to Committee on Public Morals.

Assembly Bill No. 2136: By Mr. Hawkins—An act to add Sections 2981, 2982, 2983, and 2984 to the Civil Code, relating to conditional sales contracts; defining certain words and terms; prescribing the form and contents of conditional sales contracts; prescribing certain rights and obligations of buyers, sellers, and other persons; and providing civil and criminal penalties.

Referred to Committee on Judiciary.

Assembly Bill No. 2137: By Mr. Hawkins—An act to amend Section 486 of, and to add Section 486.5 to, the Vehicle Code, relating to owner's accident report forms.

Referred to Committee on Transportation and Commerce.

Assembly Bill No. 2138: By Mr. Hawkins—An act to add Section 24900 to the Health and Safety Code, relating to sound deadening materials in buildings and structures in which sound amplifying devices are used.

Referred to Committee on Public Health.

Assembly Bill No. 2139: By Mr. James—An act to amend Section 45 of the Public Utility District Act, relating to public utility district indebtedness.

Referred to Committee on Public Utilities and Corporations.

REQUEST FOR UNANIMOUS CONSENT THAT ASSEMBLY BILL NO. 1320 BE REFERRED TO THE COMMITTEE ON EDUCATION

Mr. Anderson asked for, and was granted, unanimous consent that Assembly Bill No. 1320, being held at the desk, be ordered referred to the Committee on Education.

CONSIDERATION OF DAILY FILE
THIRD READING OF ASSEMBLY BILLS

Assembly Concurrent Resolution No. 37—Relative to filing with the Legislative Auditor surveys prepared by administrative analysts in the Department of Finance and by the Division of Audits of said department for study by Members of the Legislature.

Resolution read.

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

AYES—Allen, Anderson, Berry, Blosser, Boyd, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Field, Fletcher, Gaffney, Grant, Hahn, Hawkins, Heisinger, Hinckley, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Loomis, Lowrey, Maloney, McCollister, McMillan, Niehouse, Robertson, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—59.

NOES—None.

Resolution ordered transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT THAT SENATE BILL NO. 99 BE WITHDRAWN FROM THE COMMITTEE ON WAYS AND MEANS

Mr. Thurman asked for, and was granted, unanimous consent that Senate Bill No. 99 be withdrawn from the Committee on Ways and Means, and be placed upon the file, for purpose of consideration, at this time.

RECOMMENDATION OF THE GOVERNOR

In accordance with Article IV, Section 34, of the Constitution, the Governor presented the following communication recommending the passage of Senate Bill No. 99:

STATE OF CALIFORNIA, GOVERNOR'S OFFICE
SACRAMENTO, January 31, 1947

To the Honorable Members of the Assembly
Sacramento, California

GENTLEMEN:

Senate Bill No. 99—"An act reappropriating to the Department of Public Works for expenditure exclusively for surveying projects for the control, conservation and utilization of water resources for any beneficial purpose required for mountainous areas of this State, the unexpended and unencumbered balance of funds appropriated by the Flood Control Fund Act of 1946, approved March 12, 1946, and allocated to the Department of Public Works by Section 15 of said act; repealing said Section 15 of said act; declaring the urgency of this act, to take effect immediately."

in my opinion constitutes an emergency bill within the meaning of that term as used in Section 34 of Article IV of the Constitution of the State of California, the consideration of which should not await the final enactment of the Budget Bill.

I therefore recommend consideration of Senate Bill No. 99 as an emergency measure.

Respectfully submitted.

EARL WARREN, Governor

CONSIDERATION OF SENATE BILL NO. 99 (BY UNANIMOUS CONSENT)

Senate Bill No. 99—An act reappropriating to the Department of Public Works for expenditure exclusively for surveying projects for the control, conservation and utilization of water resources for any beneficial purpose required for mountainous areas of this State, the unexpended and unencumbered balance of funds appropriated by the Flood Control

Fund Act of 1946, approved March 12, 1946, and allocated to the Department of Public Works by Section 15 of said act; repealing said Section 15 of said act; declaring the urgency of this act, to take effect immediately.

Bill read second time.

Resolution to Suspend Constitutional Provision

The following resolution was offered:

By Mr. Thurman:

Resolved, That Senate Bill No. 99 presents a case of urgency, as that term is used in Article IV, Section 15, of the Constitution, and the provision of that section requiring that the bill be read on three several days in each house is hereby dispensed with, and it is ordered that said bill be read the third time, and placed upon its passage.

Resolution read.

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

AYES—Allen, Anderson, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T Davis, Debs, Dickey, Ralph C Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Hahn, Hawkins, Heisinger, Hinckley, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Niehouse, Sherwin, Sillman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thurman, Waters, Wollenberg, and Mr. Speaker—60

NOES—None.

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

Senate Bill No. 99—An act reappropriating to the Department of Public Works for expenditure exclusively for surveying projects for the control, conservation and utilization of water resources for any beneficial purpose required for mountainous areas of this State, the unexpended and unencumbered balance of funds appropriated by the Flood Control Fund Act of 1946, approved March 12, 1946, and allocated to the Department of Public Works by Section 15 of said act; repealing said Section 15 of said act; declaring the urgency of this act, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Allen, Anderson, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Ralph C Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Hahn, Hawkins, Heisinger, Hinckley, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Niehouse, Sherwin, Sillman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thurman, Waters, Wollenberg, and Mr. Speaker—60.

NOES—None.

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

AYES—Allen, Anderson, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad Cooke, Cramer, Crichton, Crowley, Lester T Davis, Debs, Dickey, Ralph C Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Hahn, Hawkins, Heisinger, Hinckley, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Niehouse, Sherwin, Sillman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thurman, Waters, Wollenberg, and Mr. Speaker—60.

NOES—None.

Bill ordered transmitted to the Senate.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

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

Assembly Bill No. 2140: By Messrs. Grant, Hollibaugh, Debs, Erwin, James, Kilpatrick, Silliman, Stanley, Stewart, and Waters—An act to amend Section 10493 of the Insurance Code, relating to insurance.

Referred to Committee on Finance and Insurance.

Assembly Bill No. 2141: By Mr. Doyle—An act to add Sections 10206.5 and 10206.6 to the Government Code, relating to the Legislative Counsel Bureau, providing for and regulating the office hours and the payment of overtime to the employees thereof, and making an appropriation.

Referred to Committee on Rules.

Assembly Bill No. 2142: By Mr. Doyle—An act making an appropriation to the Legislative Counsel Bureau, to take effect immediately.

Referred to Committee on Rules.

Assembly Bill No. 2143: By Mr. Boyd—An act to repeal Section 7 of "An act to provide for the organization, incorporation, and government of municipal corporations," approved March 13, 1883, and to amend Section 1c of the Annexation Act of 1913, relating to annexation.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 2144: By Messrs. Allen, Hahn, Evans, Anderson, Debs, Ralph C. Dills, Hawkins, Hollibaugh, Kilpatrick, McMillan, and Waters—An act to add Section 9105 to the Government Code, relating to a legislative office for Members of the Assembly at Los Angeles, and making an appropriation therefor.

Referred to Committee on Rules.

Assembly Bill No. 2145: By Mr. Boyd—An act to validate the organization, boundaries, governing officers or boards, acts, proceedings, and bonds of public bodies, to take effect immediately.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 2146: By Mr. Boyd—An act to add Chapter 8 to Part 3, Division 13, of the Health and Safety Code, relating to fire protection and safety in buildings and housing.

Referred to Committee on Public Health.

Assembly Bill No. 2147: By Messrs. Ralph C. Dills, Brown, and Dunn—An act making an appropriation for a comprehensive survey of the System of Public Higher Education in California, including the junior colleges, the state colleges and the University of California.

Referred to Committee on Education.

Assembly Bill No. 2148: By Mr. Stephenson—An act to amend Section 4312 of the Political Code and Sections 24254 and 24256 of the Government Code, relating to location and hours of office of county offices.

Referred to Committee on Municipal and County Government.

Speaker Pro Tempore Presiding

At 10.24 a.m., Hon. Thomas A. Maloney, Speaker pro Tempore of the Assembly, presiding.

REQUEST FOR UNANIMOUS CONSENT THAT ASSEMBLY BILL NO. 1087 BE WITHDRAWN FROM THE COMMITTEE ON PUBLIC UTILITIES AND CORPORATIONS

Mr. Doyle asked for, and was granted, unanimous consent that Assembly Bill No. 1087 be withdrawn from the Committee on Public Utilities and Corporations, and be placed upon the file, for purpose of amendment, and be re-referred to the Committee on Public Utilities and Corporations.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

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

Assembly Bill No. 2149: By Mr. Maloney—An act to amend Section 7055 of the Business and Professions Code, relating to contractors.

Referred to Committee on Conservation and Planning.

Assembly Bill No. 2150: By Mr. Maloney—An act to amend Sections 10163 and 10479 of the Insurance Code, relating to life insurance.

Referred to Committee on Finance and Insurance.

Assembly Bill No. 2151: By Messrs. Beck and Geddes—An act to amend Sections 5030, 5054, 5060, and 5061 of, and to add Sections 5062.5, and 5082.5, and 5082 6 to, the Business and Professions Code, relating to public accountants.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 2152: By Messrs Thomas, Ralph C. Dills, Crichton, Thorp, and McCollister—An act providing that the State of California enter into a compact with the States of Oregon and Washington, one or both, to promote the better utilization of the fisheries, marine, shell, and anadromous of the Pacific Seaboard, and to create the Pacific Marine Fisheries Commission; providing for the members of such commission from the State of California; providing for the administration of the provisions of said compact; and making an appropriation.

Referred to Committee on Governmental Efficiency and Economy.

Speaker Presiding

At 10.25 a.m., Hon. Sam L. Collins, Speaker of the Assembly, presiding.

MEMBERS EXCUSED TO HOLD COMMITTEE MEETING

At 10.26 a.m., Mr. Clarke asked for, and was granted, unanimous consent that the members of the Committee on Agriculture be excused, at this time, for the purpose of holding a meeting in the post office.

APPOINTMENT OF COMMITTEE CHAIRMANSHIP

Pursuant to the provisions of House Resolution No. 46, Speaker Collins announced the appointment of Mr. Heisinger, as Chairman of said Committee on Migratory Wild Fowl.

REPORTS OF STANDING COMMITTEES

Committee on Agriculture

ASSEMBLY CHAMBER, SACRAMENTO, February 4, 1947

MR. SPEAKER: Your Committee on Agriculture, to which was referred:
Assembly Bill No. 1820

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

CLARKE, Chairman

Above reported bill ordered to second reading.

SECOND READING OF ASSEMBLY BILLS (BY UNANIMOUS CONSENT)

Assembly Bill No. 1820—An act to amend Sections 89 and 92 of the Agricultural Code, and Section 5154 of the Public Resources Code, relating to fairs of counties and district agricultural associations, declaring the urgency thereof, and providing that this act shall take effect immediately.

Bill read second time, and ordered engrossed.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bill was introduced, and read the first time:

Assembly Bill No. 2153: By Mr. Thomas—An act to add Sections 299.8 and 299.9 to the Streets and Highways Code, relating to state highways.

Referred to Committee on Conservation and Planning.

ANNOUNCEMENTS

Speaker Collins announced that vacancies on interim committees should be reported by committee chairmen to the Speaker, at once, so that interim committees meeting during the recess will avoid an incomplete membership.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

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

Assembly Bill No. 2154: By Messrs. Sherwin, Robertson, and Dunn—An act to amend Sections 122 and 2571 of the Elections Code, relating to registration of electors.

Referred to Committee on Elections and Reapportionment.

Assembly Bill No. 2155: By Messrs. Sherwin, Robertson, and Dunn—An act to amend Section 661 of the Elections Code, relating to election officers.

Referred to Committee on Elections and Reapportionment.

Assembly Bill No. 2156: By Messrs. Sherwin, Robertson, and Dunn—An act to amend Section 690 of the Elections Code, relating to compensation of election officers.

Referred to Committee on Elections and Reapportionment.

Assembly Bill No. 2157: By Messrs. Sherwin and Robertson—An act to amend Sections 25, 26, 951, 953, and 10050 of the Elections Code, relating to primary elections.

Referred to Committee on Elections and Reapportionment.

Assembly Bill No. 2158: By Messrs. Sherwin and Robertson—An act to amend Section 9705 of the Elections Code, relating to changing the date of elections in sixth class cities and the terms of elective officers in such cities.

Referred to Committee on Elections and Reapportionment.

Assembly Bill No. 2159: By Messrs. Sherwin and Robertson—An act to amend Section 3929 of the Elections Code, relating to designations of candidates' occupations on ballots.

Referred to Committee on Elections and Reapportionment.

Assembly Bill No. 2160: By Messrs. Sherwin, Robertson, and Dunn—An act to amend Sections 1601 and 1701 of the Elections Code, relating to municipal initiative and referendum petitions.

Referred to Committee on Elections and Reapportionment.

Assembly Bill No. 2161: By Messrs. Sherwin, Robertson, and Dunn—An act to amend Section 5553 of the Elections Code, relating to election procedure at the polls.

Referred to Committee.on Elections and Reapportionment.

Assembly Bill No. 2162: By Messrs. Sherwin, Robertson, and Dunn—An act to amend Section 2899 of the Elections Code, relating to filing fees of candidates for election.

Referred to Committee on Elections and Reapportionment.

Assembly Bill No. 2163: By Messrs. Sherwin, Robertson, and Dunn—An act to amend Section 10050 of the Elections Code, relating to consolidation of elections.

Referred to Committee on Elections and Reapportionment.

Assembly Bill No. 2164: By Messrs. Sherwin, Robertson, and Dunn—An act to amend Sections 2453, 2454, 2600, 2621, 2626, 2627, 2628, 2629, 2633, 2670, 2742, 2840, 2841, 2893, 2897, and the article heading of Article 4 of Chapter 2 of Division 5, and to repeal Sections 2603, 2604, 2605, 2606, 2607, 2608, 2609, 2610, 2611, 2612, 2613, 2614, 2615, 2616, 2617, 2618, 2619, 2620, 2622, 2623, 2624, 2625, 2630, 2631, and 2632 of the Elections Code, relating to sponsor certificates and verification deputies.

Referred to Committee on Elections and Reapportionment.

Assembly Bill No. 2165: By Messrs. Sherwin, Robertson, and Dunn—An act to amend Section 45 of the Elections Code, relating to petitions.

Referred to Committee on Elections and Reapportionment.

Assembly Bill No. 2166: By Messrs. Sherwin, Robertson, and Dunn—An act to amend Section 678 of the Elections Code, relating to elections.

Referred to Committee on Elections and Reapportionment.

Assembly Bill No. 2167: By Messrs. Sherwin, Robertson, and Dunn—An act to amend Section 9761 of the Elections Code, relating to elections.

Referred to Committee on Elections and Reapportionment.

Assembly Bill No. 2168: By Messrs. Sherwin and Dunn—An act to amend Section 3043 of the Elections Code, relating to elections.

Referred to Committee on Elections and Reapportionment.

Assembly Bill No. 2169: By Messrs. Sherwin, Robertson, and Dunn—An act to amend Section 10501 of the Elections Code, relating to elections.

Referred to Committee on Elections and Reapportionment.

Assembly Bill No. 2170: By Messrs. Sherwin and Dunn—An act to amend Section 571.5 of the Elections Code, relating to elections.

Referred to Committee on Elections and Reapportionment.

Assembly Bill No. 2171: By Messrs. Sherwin, Robertson, and Dunn—An act to amend Section 575 of the Elections Code, relating to elections.

Referred to Committee on Elections and Reapportionment.

Assembly Bill No. 2172: By Messrs. Sherwin, Robertson, and Dunn—An act to amend Section 4022 of the Political Code, relating to official bonds of county and township officers.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 2173: By Messrs. Sherwin, Robertson, and Dunn—An act to amend Sections 370, 371, 372, and 375 of the Elections Code, relating to elections.

Referred to Committee on Elections and Reapportionment.

Assembly Bill No. 2174: By Messrs. Sherwin, Robertson, and Dunn—An act to amend Section 7964 of the Elections Code, relating to canvass of returns.

Referred to Committee on Elections and Reapportionment.

Assembly Bill No. 2175: By Messrs. Sherwin, Dunn, and Robertson—An act to add Section 7936 to the Elections Code, relating to canvass of votes cast at a general election.

Referred to Committee on Elections and Reapportionment.

Assembly Bill No. 2176: By Messrs. Sherwin, Dunn, and Robertson—An act to amend Section 2842 of the Elections Code, relating to meetings of county central committees.

Referred to Committee on Elections and Reapportionment.

Assembly Bill No. 2177: By Messrs. Sherwin, Dunn, and Robertson—An act to amend Section 3931 of the Elections Code, relating to order of names on ballots.

Referred to Committee on Elections and Reapportionment.

Assembly Bill No. 2178: By Messrs. Sherwin and Robertson—An act to amend Sections 25, 26, 951, 953, and 10050 of the Elections Code, relating to primary elections.

Referred to Committee on Elections and Reapportionment.

Assembly Bill No. 2179: By Mr. Sherwin—An act to amend Section 2833 of the Elections Code, relating to county central committees in cities and counties.

Referred to Committee on Elections and Reapportionment.

ANNOUNCEMENTS

Speaker Collins announced that some Members of the Assembly have not yet obtained new automobile license plates; and that today is the last day they may be obtained without the payment of a penalty.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

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

Assembly Bill No. 2180: By Mr. Sherwin—An act to add Section 1204 to the Labor Code, relating to the employment of women and minors.

Referred to Committee on Industrial Relations.

Assembly Bill No. 2181: By Mr. Evans—An act to add Section 289 to the Penal Code, relating to the registration of persons heretofore or hereafter convicted of certain offenses.

Referred to Committee on Judiciary.

Assembly Bill No. 2182: By Mr. George D. Collins—An act to amend Section 16902 of the Business and Professions Code, relating to certain sale contracts declared unlawful.

Referred to Committee on Judiciary.

Assembly Bill No. 2183: By Mr. George D. Collins—An act to add Sections 6386 and 6404 to the Revenue and Taxation Code, relating to the exemption from the sales and use taxes of art objects and other tangible personal property sold or used for public exhibition purposes.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 2184: By Mr. George D. Collins—An act to amend Section 4 of the Industrial Loan Act, relating to loans, charges and the establishment of offices and places of business.

Referred to Committee on Finance and Insurance.

Assembly Bill No. 2185: By Mr. George D. Collins—An act to amend Section 5 of the Industrial Loan Act, relating to industrial loan companies and the outstanding investment certificates of such companies.

Referred to Committee on Finance and Insurance.

Assembly Bill No. 2186: By Mr. George D. Collins—An act to add Section 360.5 to the Code of Civil Procedure, relating to statutes of limitations.

Referred to Committee on Judiciary.

Assembly Bill No. 2187: By Messrs. George D. Collins, Gaffney, Berry, and O'Day—An act to amend Sections 1168, 1168a, 3020, 3021, and 3025 of the Penal Code, relating to terms of imprisonment.

Referred to Committee on Judiciary.

Assembly Bill No. 2188: By Mr. George D. Collins—An act to amend Section 4600 of, and to add Section 4601 5 to, the Elections Code, relating to campaign expenses.

Referred to Committee on Elections and Reapportionment.

Assembly Bill No. 2189: By Mr. George D. Collins—An act to add a new article to Chapter 3 of Title 1 of Part 3 of the Political Code to be numbered 2c, embracing Sections 362 to 362*l*, inclusive, relating to the Department of Alcoholic Beverage Control and the licensing, regulation and control of the manufacture, transportation, sale, purchase, possession and disposition of alcoholic beverages.

Referred to Committee on Public Morals.

Assembly Bill No. 2190: By Messrs. George D. Collins and Gaffney—An act to add Chapter 6 to Part 2 of Division 2 of the Labor Code, comprising Sections 860 to 880, inclusive, providing for minimum wages, maximum hours of work and conditions of employment for workers in the domestic service industry.

Referred to Committee on Industrial Relations.

Assembly Bill No. 2191: By Messrs. Burke, Field, M. Philip Davis, Clayton A. Dills, Erwin, Geddes, Grant, Hahn, Hollibaugh, McMillan, Robertson, and Stewart—An act to amend an initiative act entitled "An act entitled 'An act for the certification of land titles and the simplification of the transfer of real estate,' approved March 17, 1897," approved by electors November 3, 1914, by adding Section 48.5 thereto, relating to the withdrawal of land from registry under the said act, said amendment to take effect upon the approval thereof by the electors, and providing for the submission thereof to the electors pursuant to Section 16 of Article IV of the State Constitution.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 2192: By Mr. Stanley—An act to amend Section 7059 of the Business and Professions Code, relating to the classification of contractors.

Referred to Committee on Conservation and Planning.

Assembly Constitutional Amendment No. 32: By Messrs. Sherwin and Robertson—A resolution to propose to the people of the State of California an amendment to the Constitution of the State by amending Section 1 of Article II thereof, relating to electors.

Referred to Committee on Constitutional Amendments.

Assembly Concurrent Resolution No. 43: By Messrs Luckel, Cooke, Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D Collins, Sam L. Collins, Conrad, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs. Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Lyons, Maloney, McCollister, McMillan, Miller, Mrs. Niehouse, Messrs. O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—Relative to Marc A. Mitscher, Admiral, United States Navy.

Request for Unanimous Consent That All Names Be Placed Upon Assembly Concurrent Resolution No. 43 as Co-Authors

Mr. Luckel asked for, and was granted, unanimous consent that the names of all members present be placed upon Assembly Concurrent Resolution No. 43 as co-authors.

Request for Unanimous Consent

Mr. Luckel asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 43, at this time, without reference to committee, print, or file, and that the same be considered engrossed.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 43

Assembly Concurrent Resolution No. 43—Relative to Marc A. Mitscher, Admiral, United States Navy.

Resolution read, and adopted unanimously.

Resolution ordered transmitted to the Senate.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bill was introduced, and read the first time:

Assembly Bill No. 2193: By Mr. Gannon—An act to provide for the participation by the State of California in the centennial celebration of the discovery of gold in California, creating a commission therefor, and making an appropriation.

Referred to Committee on Rules.

RESOLUTIONS

The following resolution was offered:

By Mr McMillan:

House Resolution No. 86

Relative to the creation of the Assembly Committee on Public Accountants

Resolved by the Assembly of the State of California, As follows:

1. The Assembly Committee on Public Accountants is hereby created and authorized and directed to ascertain, study and analyze all facts relating to public accountants, the law relating thereto, and the administration thereof including but not limited to the operation, effect, administration, enforcement and needed revision of any and all laws in any way bearing upon or relating to the subject of this resolution, and to report thereon to the Assembly, including in the reports its recommendations for appropriate legislation.

2. The committee shall consist of three Members of the Assembly appointed by the Speaker thereof. Vacancies occurring or existing in the membership of the committee shall be filled by the appointing power.

3 The committee is authorized to act during this session of the Legislature, including any recess, but not after final adjournment, with authority to file a report on or before March 15, 1947.

4 The committee and its members shall have and exercise all of the rights, duties and powers conferred upon investigating committees and their members by the provisions of the Joint Rules of the Senate and Assembly and of the Standing Rules of the Assembly as they are adopted and amended from time to time, which provisions are incorporated herein and made applicable to this committee and its members.

5. The committee has the following additional powers and duties:

(a) To select a chairman and a vice chairman from its membership.

(b) To contract with such other agencies, public or private, as it deems necessary for the rendition and affording of such services, facilities, studies and reports to the committee as will best assist it to carry out the purposes for which it is created.

(c) To cooperate with and secure the cooperation of county, city, city and county, and other local law enforcement agencies in investigating any matter within the scope of this resolution and to direct the sheriff of any county to serve subpenas, orders and other process issued by the committee.

(d) To report its findings and recommendations to the Legislature and to the people from time to time and at any time, not later than herein provided.

(e) To do any and all other things necessary or convenient to enable it fully and adequately to exercise its powers, perform its duties, and accomplish the objects and purposes of this resolution

6 The sum of seven hundred fifty dollars ($750) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Assembly for the expenses of the committee and its members and for any charges, expenses or claims it may incur under this resolution, to be paid from the said contingent fund and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read, and referred to the Committee on Rules.

MOTION TO APPROVE JOURNALS

On motion of Mr. Field, the Assembly Journals for Monday, January 27, 1947; Tuesday, January 28, 1947; Wednesday, January 29, 1947; Thursday, January 30, 1947; and Friday, January 31, 1947, were approved as corrected by the Minute Clerk.

RECESS

At 11 a.m., on motion of Mr. Dickey, the Assembly recessed until 11.12 a.m.

REASSEMBLED

At 11.12 a.m., the Assembly reconvened.

Hon. Sam L. Collins, Speaker of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

CONSIDERATION OF ASSEMBLY BILL NO. 1087 (BY UNANIMOUS CONSENT)

Assembly Bill No. 1087—An act to amend Section 6907 of the Labor Code, relating to locomotives and motor power cars on railroads.

Bill read second time.

Motion to Amend

Mr. Doyle moved the adoption of the following amendment:

Amendment No. 1

On page 1 of the printed bill, strike out lines 3 to 9, inclusive, and insert

"6907. Nothing in this chapter shall permit hostler crews to handle any engine detached from a tender, or a tender detached from an engine, over main or branch main line tracks within terminal limits."

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

REPORTS OF STANDING COMMITTEES

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, February 4, 1947

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

House Resolution No. 85

Has had the same under consideration, and reports the same back with amendments with the recommendation. Amend, and be adopted, as amended.

DICKEY, Chairman

Above reported resolution ordered on file.

CONSIDERATION OF HOUSE RESOLUTION NO. 85 (BY UNANIMOUS CONSENT)

House Resolution No. 85

Relative to the continuance of the Assembly Committee on State-Federal Cooperation in the Discovery, Production, Transportation, Refining, and Use of Petroleum

WHEREAS, An Assembly interim committee on the subject to this resolution was first created in 1943, and a committee thereon was also created by the Assembly in 1945; and

WHEREAS, There is a continuing need for legislative investigation, study and fact-finding in this field; now, therefore, be it

Resolved by the Assembly of the State of California, As follows:

1. The Assembly Committee on State-Federal Cooperation in the Discovery, Production, Transportation, Refining, and Use of Petroleum Oil and Its Products, continued by House Resolution No. 28 of the Fifty-sixth Regular Session, is continued as an Assembly committee at this General Session, with the membership and with all the rights, powers and duties possessed by the committee and its members immediately prior to the commencement of this session. Vacancies occurring or existing in the membership of the committee shall be filled by the appointing power.

2. The committee is authorized to act during this session of the Legislature including any recess, but not after final adjournment, with authority to file a report on March 15, 1947.

3. The provisions of the Joint Rules of the Senate and Assembly and of the Standing Rules of the Assembly as soon as such rules are adopted at this session or amended from time to time, become applicable to this committee and its members.

4. The committee is authorized and directed to ascertain, study and analyze all facts relating to

(a) The subject (within the scope of legislative regulation and control) of attaining maximum efficiency and minimum waste at all the various phases of the discovery, production, transportation, refining, and use of oil, gas, and other hydrocarbon substances, including production thereof from lands owned by the State, public agencies, and political subdivisions, cooperating therein to the fullest extent in every way with federal agencies; and

(b) The title of the State of California and its grantees in and to the tide, submerged and reclaimed lands lying within its borders and adjacent to its seacoast, any attacks by federal officials relating thereto, litigation with reference thereto, and legislation pending in Congress affecting such title, and any and all matters relating thereto or connected therewith;

including but not limited to the operation, effect, administration, enforcement and needed revision of any and all laws in any way bearing upon or relating to the subject of this resolution, and to report thereon to the Assembly, including in the reports its recommendations for appropriate legislation.

5. The sum of _____ dollars ($_____) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Assembly for the expenses of the committee and its members and for any charges, expenses or claims it may incur under this resolution, to be paid from the said contingent fund and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Rules:

Amendment No. 1

In paragraph "5" of the resolution, after "The sum of", insert two thousand eight hundred", and in the parenthesis add "2,800".

Amendment read. and adopted.

Consideration of House Resolution No. 85, as Amended

House Resolution No. 85

Relative to the continuance of the Assembly Committee on State-Federal Cooperation in the Discovery, Production, Transportation, Refining, and Use of Petroleum

WHEREAS, An Assembly interim committee on the subject to this resolution was first created in 1943, and a committee thereon was also created by the Assembly in 1945; and

WHEREAS, There is a continuing need for legislative investigation, study and fact-finding in this field; now, therefore, be it

Resolved by the Assembly of the State of California, As follows:

1. The Assembly Committee on State-Federal Cooperation in the Discovery, Production, Transportation, Refining, and Use of Petroleum Oil and Its Products, *continued by House Resolution No. 28 of the Fifty-sixth Regular Session, is continued as* an Assembly committee at this general session, with the membership and with all the rights, powers and duties possessed by the committee and its members immediately prior to the commencement of this session. Vacancies occurring or existing in the membership of the committee shall be filled by the appointing power.

2. The committee is authorized to act during this session of the Legislature including any recess, but not after final adjournment, with authority to file a report on March 15, 1947.

3. The provisions of the Joint Rules of the Senate and Assembly and of the Standing Rules of the Assembly as soon as such rules are adopted at this session or amended from time to time, become applicable to this committee and its members.

4. The committee is authorized and directed to ascertain, study and analyze all facts relating to

(a) The subject (within the scope of legislative regulation and control) of attaining maximum efficiency and minimum waste at all the various phases of the discovery, production, transportation, refining, and use of oil, gas, and other hydrocarbon substances, including production thereof from lands owned by the State, public agencies, and political subdivisions, cooperating therein to the fullest extent in every way with federal agencies; and

(b) The title of the State of California and its grantees in and to the tide, submerged and reclaimed lands lying within its borders and adjacent to its seacoast, any attacks by federal officials relating thereto, litigation with reference thereto, and legislation pending in Congress affecting such title, and any and all matters relating thereto or connected therewith;

including but not limited to the operation, effect, administration, enforcement and needed revision of any and all laws in any way bearing upon or relating to the subject of this resolution, and to report thereon to the Assembly, including in the reports its recommendations for appropriate legislation.

5. The sum of two thousand eight hundred dollars ($2,800) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Assembly for the expenses of the committee and its members and for any charges, expenses or claims it may incur under this resolution, to be paid from the said contingent fund and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read, as amended.

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

AYES—Allen, Anderson, Berry, Blosser, Brady, Burke, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Hahn, Hawkins, Heisinger, Huyck, James, Johnson, Kilpatrick, Kirkwood, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, and Mr. Speaker—59.

NOES—None.

REPORTS OF STANDING COMMITTEES

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, February 4, 1947

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

House Resolution No 84

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

DICKEY, Chairman

Above reported resolution ordered on file for adoption.

CONSIDERATION OF HOUSE RESOLUTION NO. 84 (BY UNANIMOUS CONSENT)

House Resolution No. 84

WHEREAS, An acute shortage of building material and a limited number of skilled mechanics in certain trades have seriously retarded construction of urgently needed homes for veterans and citizens generally, and

WHEREAS, Because of this serious situation, the State of California has made arrangements to furnish material for veteran's housing and necessary public works; and

WHEREAS, Investigation discloses that thousands of building and construction workmen have been laid off because of inclement weather conditions which interfere with outdoor construction work; and

WHEREAS, Further investigation discloses that thousands of persons are following the custom of normal times and are waiting for the arrival of spring before proceeding with interior remodeling, repair and maintenance work; and

WHEREAS, It is manifest that when the tremendous program of constructing new homes for veterans and necessary public works is started, workmen who are now available to do interior remodeling, repair and maintenance work, will not be available because they will be steadily employed upon new housing and construction work; therefore be it

Resolved by the State Assembly, That we respectfully urge citizens, who plan interior remodeling, repair and maintenance work, to have such work done now while workmen are available so that these property owners will not be compelled to await the services of workmen now available but who will later be employed exclusively upon the construction of veteran's homes and urgently needed public works.

Resolution read. and adopted.

RESOLUTIONS

The following resolution was offered:

By Mr. Kilpatrick:

House Resolution No. 87

Relative to the Assembly Committee on County and City Jails

Resolved by the Assembly of the State of California, As follows:

The Assembly Interim Committee on County and City Jails created by House Resolution No 253 of the Fifty-sixth Regular Session and continued as an Assembly committee at this general session by House Resolution No 33, adopted January 16, 1947, shall have power, in addition to any other powers granted to it, to visit and inspect all local and state places for the detention of wards of the juvenile court and other juveniles, including the juvenile halls established by counties, and the California Vocational Institution at Lancaster, to which wards of the juvenile court may be transferred by the Youth Authority.

Resolution read, and referred to the Committee on Rules.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

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

Assembly Bill No. 2194: By Mr. Miller—An act to amend Sections 2802, 2803, 2805, and 2807 of the Education Code, relating to school elections.

Referred to Committee on Education.

Assembly Bill No. 2195: By Mr. Miller—An act to amend Section 4919 of the Education Code, relating to school elections.

Referred to Committee on Education.

Assembly Bill No. 2196: By Mr. Miller—An act to amend Section 1864 of the Education Code, relating to polling places in school elections.

Referred to Committee on Education.

Assembly Bill No. 2197: By Mr. Miller—An act to amend Section 13 of the Construction and Employment Act, relating to county construction projects.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 2198: By Mr. Caldecott—An act to amend Section 4012 of the Business and Professions Code, relating to the practice of pharmacy.

Referred to Committee on Public Health.

Assembly Bill No. 2199: By Mr. Caldecott—An act to amend Section 4037 of the Business and Professions Code, relating to the practice of pharmacy.

Referred to Committee on Public Health.

Assembly Bill No. 2200: By Mr. Caldecott—An act to amend Section 11661 of the Insurance Code, relating to insurance.

Referred to Committee on Finance and Insurance.

Assembly Bill No. 2201: By Mr. Caldecott—An act to add Chapter 10 to Part 2, Division 1, of the Insurance Code, relating to service organizations.

Referred to Committee on Finance and Insurance.

Assembly Bill No. 2202: By Messrs. Waters and Maloney—An act to add Chapter 18, comprising Section 19500, to the Revenue and Taxation Code, relating to personal income taxes, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 2203: By Mr. M. Philip Davis—An act to add Article 1.5, comprising Sections 14015 to 14017, inclusive, to Chapter 1, Part 5, Division 3, Title 2 of the Government Code, relating to the Commission on Public Buildings.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 2204: By Mr. M. Philip Davis—An act to add Sections 14000.5 and 14000.7 to the Government Code, relating to the Board of Public Works.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 2205: By Mr. George D. Collins—An act to permit municipalities to fix standard time within their corporate limits.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 2206: By Messrs. Price, Cooke, Crichton, Debs, McMillan, and Mrs. Niehouse—An act to add Sections 224f and 224k to the Civil Code, relating to the adoption of children.

Referred to Committee on Judiciary.

Hon. Ralph C. Dills Presiding

At 11.30 a.m., Hon. Ralph C. Dills, Member of the Assembly from the Sixty-ninth District, presiding.

Assembly Bill No. 2207: By Mr. Hollibaugh—An act to amend Section 1716 of the Revenue and Taxation Code, relating to appraisal commissions.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 2208: By Mr. Hollibaugh—An act to add Article 5 comprising Sections 1770 to 1779, inclusive, to Division 1, Part 3, Chapter 1 of the Revenue and Taxation Code, relating to periodic reinspection and reappraisal of all taxable property for the purpose of equalization of assessments.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 2209: By Mr. Hollibaugh—An act to amend Section 3692 of the Political Code, relating to the powers and duties of the State Board of Equalization, and making an appropriation therefor.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 2210: By Mr Hawkins—An act to add Part 10, comprising Sections 15750 to 15777, inclusive, to Division 3 of Title 2 of the Government Code, creating a State Commission on Economic Equality, prescribing its powers and duties, and making an appropriation.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 2211: By Mr. Hawkins—An act to establish the right to equality of job opportunity for the people of California through creation of a state agency with power to eliminate and prevent discrimination because of race, religion, color, national origin or ancestry, through conciliation, education and legal procedures and making an appropriation for such agency.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 2212: By Mr. Anderson—An act to amend Sections 13 and 55 of the Vehicle Parking District Act of 1943, relating to leasing or acquiring property for parking places, administration of parking places, and the levying of taxes and assessments.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 2213: By Mr. Anderson—An act to add Section 3928.5 to and to amend Section 3929 of the Elections Code, relating to ballots at primary elections.

Referred to Committee on Elections and Reapportionment.

Assembly Bill No. 2214: By Mr. Anderson—An act to amend Section 799.1 of the Fish and Game Code, relating to abalones.

Referred to Committee on Fish and Game.

Assembly Bill No. 2215: By Mr Hollibaugh—An act to amend Section 4041.4 of the Political Code, relating to county property taxes for highway purposes.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 2216: By Mr. Ralph C. Dills—An act to add Chapter 4, comprising Sections 16074 to 16076, inclusive, to Part 1 of Division 4 of the Government Code, creating a court of claims for the hearing and determination of claims against the State, and defining the powers and duties of the court.

Referred to Committee on Judiciary.

Assembly Bill No. 2217: By Mr. Ralph C. Dills—An act making an appropriation for the support of the court of claims.

Referred to Committee on Ways and Means.

Assembly Bill No. 2218: By Mr. O'Day—An act to amend Sections 4035, 4037, and 4044 of the Business and Professions Code, relating to the practice of pharmacy and the sale of drugs.

Referred to Committee on Public Health.

Assembly Bill No. 2219: By Messrs. O'Day and Wollenberg—An act to amend Section 1953f of the Code of Civil Procedure, relating to business records as evidence.

Referred to Committee on Judiciary.

Speaker Presiding

At 11.38 a.m., Hon. Sam L. Collins, Speaker of the Assembly, presiding.

Assembly Bill No. 2220: By Messrs. O'Day, Wollenberg, Brady, and George D. Collins—An act making an appropriation for construction and improvements at San Francisco State College.

Referred to Committee on Education.

Assembly Bill No. 2221: By Messrs. O'Day, Wollenberg, Brady, and George D. Collins—An act making an appropriation to the Department of Education for the acquisition of real property for the San Francisco State College.

Referred to Committee on Education.

Assembly Bill No. 2222: By Messrs. Wollenberg, O'Day, Brady, Berry, Blosser, George D. Collins, Gaffney, and Maloney—An act to amend Section 1908 of the Harbors and Navigation Code, relating to contract for fireboat services and making an appropriation of $_____.

Referred to Committee on Ways and Means.

Assembly Bill No. 2223: By Messrs Boyd, Thomas, Thurman, Geddes, Burns, Butters, Clarke, Lester T. Davis, Grant, James, Loomis, Lowrey, Maloney, Stephenson, and Wollenberg—An act to add Chapter 8 to Part 2, Division 1, of the Health and Safety Code, relating to local administration of public health, providing for financial assistance to local health departments by the State Department of Public Health; providing for the establishment of minimum standards of personnel, organization and administration of local health departments, and providing for the establishment of multi-county local health districts; and making an appropriation.

Referred to Committee on Public Health.

Assembly Bill No. 2224: By Mr. Huyck—An act to amend Section 8762 of the Education Code, relating to the payment of tuition for the education of seventh and eighth grade pupils in junior high schools.

Referred to Committee on Education.

ANNOUNCEMENTS

It was announced that the Committee on Rules will hold a meeting at 2 p.m., today.

RECESS

At 11.40 a.m., on motion of Mr. Dickey, the Assembly recessed until 3 p.m.

REASSEMBLED

At 3 p.m., the Assembly reconvened.

Hon. Sam L. Collins, Speaker of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, February 4, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Joint Resolution No. 13—Relative to memorializing the President and Congress to have the Mammoth Pass Road constructed;

Assembly Joint Resolution No. 14—Relative to memorializing the Congress of the United States in relation to public shooting grounds;

And reports that the same have been correctly enrolled, and presented to the Secretary of State on the fourth day of February, 1947, at 3 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, February 4, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 135—An act to amend Sections 3420 and 3472 of the Welfare and Institutions Code, relating to aid to partially self-supporting blind residents, increasing the amount thereof, and making an appropriation; and declaring the urgency thereof, to take effect immediately;

Assembly Bill No. 455—An act to amend Section 2727.5 of the Business and Professions Code, relating to the qualifications of nurses, declaring the urgency thereof, to take effect immediately;

And reports that the same have been correctly enrolled, and presented to the Governor on the fourth day of February, 1947, at 3 p.m.

WEBER, Chairman

COMMUNICATIONS

By Speaker Collins:

The following communication and report were received, read, and ordered printed in the Journal:

STATE OF CALIFORNIA, OFFICE OF LEGISLATIVE COUNSEL

SACRAMENTO, February 3, 1947

Report on Needed Changes in the Statutory Law, the Better to Express the Legislative Intent

Honorable Sam L. Collins
Speaker of the Assembly of California

MR. SPEAKER: There is transmitted to you herewith my report prepared pursuant to House Resolution 260 of 1945, together with legislative bills to carry the recommendations into effect. These bills I am delivering to you for such disposition as you may choose to make of them.

In submitting this report, I wish to acknowledge my indebtedness to the administrators, attorneys, and others, including members of my staff, who severally brought various statutory defects to my attention

Particular acknowledgment is due Mr. Lawrence G. Allyn, Deputy Legislative Counsel, who assembled and analyzed the data for the formulation of the recommendations, and supervised drafting of the legislative bills

Yours very sincerely,

FRED B. WOOD, Legislative Counsel

Report of Legislative Counsel on Needed Changes in the Statutory Law, the Better to Express the Legislative Intent

To the Assembly of the State of California:

This report is submitted in response to House Resolution No 260 (Assembly Journal for 1945, p. 3961), which directed that I bring to your attention ambiguities that should be resolved, general laws and isolated provisions that should go into the codes, obsolete statutes that should be repealed, and other similar defects in the statutes that should be corrected.

In the course of this work thus far we have assembled a considerable amount of data that doubtless will lead to a more extended list of needed amendments and repeals. I assume it is your desire that I make of this a continuous study, and report at each general session of the Legislature.

1. The following amendments would seem desirable for the purpose of clarification:

Agricultural Prorate Act (Deering Act 143a), Section 23, relative to termination of a marketing program, to clarify the statement concerning the sign-up required.

Renumber as 28. Education Code, Section 26, which relates to city superintendent of schools, there now being two Sections 26

Renumber as 2 5, that Article of Chapter 1 of Division 10 of the Education Code which is now erroneously numbered 1 5, relating to transfer of moneys from State Treasury to the Regents of the University of California, consisting of Section 20041.

Amend Government Code Section 9020, convening date of regular sessions of the Legislature, to conform to the recent budget session constitutional amendment

Amend Government Code Section 12465 and add a new section, to avoid having extraneous provisions in a single section, local government reports to the Controller and the Controller's monthly reports to the Department of Finance.

Amend Government Code Section 18025, to correct an obsolete cross reference, "Section 73 of this act," which should read "this article."

Amend Government Code Section 18051, to make permissive instead of mandatory the authority of the State Personnel Board to provide for vacations for civil servants who have been employed for less than one year, accurately to express the legislative intent.

2 It would appear desirable to transfer the provisions of the following statutes to their appropriate places in the codes severally indicated:

Political Code Section 352.5, reimbursement of a state employee for moving expenses when the appointing power changes his headquarters; transfer to the Government Code as Section 18006.

Political Code Section 363s, relating to historical markers, to the Public Resources Code as Section 502

Political Code Section 673, relating to notice to Department of Finance of proposed sale of local government bonds, to the Government Code as Section 13452.

Political Code Sections 4149b and 4149d, relating to county fish and game wardens, to Fish and Game Code as Sections 41 and 42.

Political Code Section 4226, relating to matrons of county jails, to Penal Code as Sections 4020 4-4020.8.

The act of June 13, 1913, Chapter 363, page 775 (Deering Act 539), relating to the sterilization of mentally deficient persons, to Welfare and Institutions Code as Section 6625.

3 Each of the following seems suitable for repeal, for the reasons stated below:

Political Code Section 344, relating to the designation "Fish and Game Commission;" obsolete, and adequately covered by the provisions of the Fish and Game Code.

Political Code Sections 361b and 361c, relating to Department of Agriculture; became obsolete when other sections of this group were incorporated in the Agricultural Code.

Political Code Section 376a, relating to Department of Justice; obsolete, its provisions having been reenacted as Section 15001 of the Government Code.

Revenue and Taxation Code Section 3521, time within which one may sue to set aside a tax deed; obsolete, superseded by Section 175 as added by Chapter 1017 of Statutes of 1945.

Revenue and Taxation Code Sections 3964 and 3965 as added in 1943, relating to tax-deeded property; to avoid the duplication caused by addition of the same section numbers, containing the same provisions, in 1945.

The Farm Finance Act of 1939 (Deering Act 147a), unless the administering agency, the Farm Debt Adjustment Commission, whose existence terminated September 15, 1945 (Deering Act 146a, Sec. 4), is to be revived.

Dated: Sacramento, California, January 29, 1947.

FRED B. WOOD, Legislative Counsel

MEMBERS EXCUSED TO HOLD MEETING

At 3.05 p.m., Mr. Burns asked for, and was granted, unanimous consent that the members of the Committee on Transportation and Commerce be excused, at this time, for the purpose of holding a meeting in the post office.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

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

Assembly Concurrent Resolution No. 44: By Messrs. Weber and Sam L. Collins—Relative to adding Rule No 36.5 to the Joint Rules of the Senate and Assembly, to create interim investigating committees for each house of the Legislature.

Referred to Committee on Rules.

Assembly Constitutional Amendment No. 33: By Messrs. Stephenson, Burke, Beck, Lowrey, Boyd, Butters, Clarke, Collier, George D. Collins, Cramer, M Philip Davis, Erwin, Field, Gannon, Geddes, Grant, Hahn, Heisinger, James, Johnson, Kirkwood, Knight, Loomis, Miller, Sherwin, Silliman, Stewart, and Wollenberg—A resolution to propose to the people of the State of California an amendment to the Constitution of the State by adding Section 22.5 to Article XX thereof, relating to alcoholic beverages.

Referred to Committee on Constitutional Amendments.

Assembly Bill No. 2225: By Mr. Crichton—An act to amend Section 108 of the Civil Code, relating to divorce, including actions and causes of action therefor.

Referred to Committee on Judiciary.

Assembly Bill No. 2226: By Mr Wollenberg—An act to amend Section 423 of the Probate Code, relating to nominees of persons entitled to administer.

Referred to Committee on Judiciary.

Assembly Bill No. 2227: By Mrs. Niehouse—An act to repeal Section 6060.5 of the Business and Professions Code, relating to bar examinations of veterans.

Referred to Committee on Judiciary.

Assembly Bill No. 2228: By Messrs. Maloney and Wollenberg—An act making an appropriation for surveys, plans, estimates, preliminary engineering and other preliminary expenses for a toll bridge or other toll highway crossing across the Bay of San Francisco from the City and County of San Francisco to the County of Alameda.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 2229: By Messrs. Thompson, Dunn, O'Day, and Brown—An act to amend Section 372 of the Vehicle Code, relating to weight fees for commercial vehicles.

Referred to Committee on Transportation and Commerce.

Assembly Bill No. 2230: By Mr. Burns—An act to amend Section 731 of the Streets and Highways Code, relating to the powers of California Highway Patrol and peace officers in connection with protection of state highways.

Referred to Committee on Transportation and Commerce.

Assembly Bill No. 2231: By Mr. Hahn—An act to amend Section 6060 7 of the Business and Professions Code, relating to law school credits for veterans.

Referred to Committee on Judiciary.

Assembly Bill No. 2232: By Mr. Erwin—An act to amend Section 10 of the Fish and Game Code, relating to the Division of Fish and Game.

Referred to Committee on Fish and Game.

Assembly Bill No. 2233: By Mr. Doyle—An act relating to taxation, providing for the licensing of music vending machines, providing for the enforcement of this act, to take effect immediately.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 2234: By Mr. Doyle—An act to prohibit the dispensing or vending of merchandise through coin-operated machines.

Referred to Committee on Public Morals.

Assembly Bill No. 2235: By Mr. Kirkwood—An act authorizing municipalities as herein defined issuing revenue bonds for the acquisition, construction, extension and improvement of sanitation and sewer enterprises as herein defined to contract with persons, firms, and corporations to construct, extend, improve, maintain and operate such enterprises when for the benefit of the municipality, providing that the consideration under such contracts shall be payable solely from the revenues of the enterprise, relating to the duration and provisions of such contracts and prohibiting a municipality from thereby transferring or restricting its powers and duties with respect to such enterprises and the revenue bonds thereof.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 2236: By Mr. Kirkwood—An act to repeal Part 8 of Division 3 of Title 2 of the Government Code, and to add Part 8 to Division 3 of Title 2 of the Government Code, relating to the powers and duties of the Governor; to abolish the State Reconstruction and Reemployment Commission, and making an appropriation.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 2237: By Mr. Cramer—An act to add Sections 80 to 83, inclusive, and Sections 90 to 94, inclusive, to, and to repeal

Section 100 of, the Streets and Highways Code, relating to public highways and the responsibilities and duties of the California Highway Commission and the Department of Public Works in connection therewith.

Referred to Committee on Conservation and Planning.

Assembly Bill No. 2238: By Mr. Dickey—An act to amend Section 131 of the Civil Code, relating to divorce, including actions and causes of action therefor.

Referred to Committee on Judiciary.

Assembly Bill No. 2239: By Mr. Huyck—An act to amend Sections 101, 6710, 6721, 6797, 6798, 8713, 8800, and 8804.5, and to repeal Sections 6702 and 8702, of the Business and Professions Code, relating to the State Board of Registration for Civil Engineers.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 2240: By Mr. Huyck—An act to amend Sections 101, 5510, and 5600 of the Business and Professions Code, relating to regulation of architects.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 2241: By Mr. Huyck—An act to amend Sections 101, 7000, 7011, 7065, and 7084 of the Business and Professions Code, and to repeal Section 7136 thereof, relating to the Contractors State License Board.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 2242: By Mr. Huyck (By request)—An act to add Section 2191.5 to the Business and Professions Code, relating to applications for (osteopathic) physician's and surgeon's certificates.

Referred to Committee on Public Health.

Assembly Bill No. 2243: By Mr. Waters (By request)—An act to add Section 605f to the Civil Code, relating to nonprofit corporations operating hospitals, and specifying their duties in respect to the admission of patients to such hospitals.

Referred to Committee on Public Health.

Assembly Bill No. 2244: By Mr. Waters—An act adding Section 139.5 to the Civil Code, relating to decrees granting the custody of a child.

Referred to Committee on Judiciary.

Assembly Bill No. 2245: By Mr. Waters—An act to amend Section 269 of the Vehicle Code, relating to drivers licenses.

Referred to Committee on Transportation and Commerce.

Assembly Bill No. 2246: By Mr. Waters—An act to amend Section 152 of the Vehicle Code, relating to the registration of motor vehicles.

Referred to Committee on Transportation and Commerce.

Assembly Bill No. 2247: By Mr. Waters—An act to amend Section 1242 of the Civil Code, relating to conveyance or encumbrance of homestead property.

Referred to Committee on Transportation and Commerce.

Assembly Bill No. 2248: By Messrs. Thompson, Beck, McCollister, and Brown—An act to amend Section 9121 of the Public Resources Code, relating to soil conservation districts.

Referred to Committee on Conservation and Planning.

Assembly Bill No. 2249: By Messrs. Thompson, Beck, McCollister, and Brown—An act to add Section 9200.5 to the Public Resources Code, relating to soil conservation districts.

Referred to Committee on Conservation and Planning.

Assembly Bill No. 2250: By Messrs. Thompson, Beck, McCollister, and Brown—An act to amend Section 9200 of the Public Resources Code, relating to soil conservation districts.

Referred to Committee on Conservation and Planning.

Assembly Bill No. 2251: By Messrs. Thompson, Beck, McCollister, and Brown—An act to add Section 9074.5 to the Public Resources Code, relating to soil conservation districts.

Referred to Committee on Conservation and Planning.

Assembly Bill No. 2252: By Mr. Brown—An act to add Section 14377.1 to the Education Code, relating to the membership in the State Teachers' Retirement System of certain employees of county superintendents of schools.

Referred to Committee on Education.

Assembly Bill No. 2253: By Mr. James—An act adopting and authorizing a plan for the control and utilization of flood waters of Caliente, Sycamore, Little Sycamore, Comanche and Tejon Creeks in Kern County, and making an appropriation therefor.

Referred to Committee on Conservation and Planning.

Assembly Bill No. 2254: By Messrs. Price and Brady—An act to add Section 5711 to the Labor Code, relating to proof of pneumonoconiosis.

Referred to Committee on Industrial Relations.

Assembly Bill No. 2255: By Mr. Carey, Mrs. Niehouse, and Mr. Huyck—An act to amend Section 7137 of the Business and Professions Code, relating to contractors' licenses.

Referred to Committee on Governmental Efficiency and Economy.

MOTION THAT CHIEF CLERK BE INSTRUCTED TO REQUEST THE LEGISLATIVE COUNSEL TO PREPARE SUMMARY ON SENATE BILL NO. 5

Mr. Dickey moved that the Chief Clerk be instructed to request the Legislative Counsel to prepare a summary on Senate Bill No. 5 of the

First Extraordinary Session, at once, and that the Chief Clerk mail one copy of said summary to each Member of the Assembly, to his home, within the next 10-day period.

Mr. Erwin seconded the motion.

Motion carried.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

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

Assembly Bill No. 2256: By Mr. Maloney—An act to add Section 19143 to the Government Code, relating to reemployment by the State of persons who have rendered federal service.

Referred to Committee on Civil Service and State Personnel.

Assembly Bill No. 2257: By Mr. Maloney—An act to add Section 18907 to the Government Code, relating to employment lists for employment in the state civil service.

Referred to Committee on Civil Service and State Personnel.

Assembly Bill No. 2258: By Mr. Maloney—An act to add Section 19144 to the Government Code, relating to seniority rights of state employees reemployed by the State after rendering federal service.

Referred to Committee on Civil Service and State Personnel.

Assembly Bill No. 2259: By Mr Maloney—An act to add Article ____ to the Government Code, relating to civil service rights and providing for crediting service in the United States Employment Service as state service to certain members and under certain conditions as affecting their seniority.

Referred to Committee on Civil Service and State Personnel.

Assembly Bill No. 2260: By Mr. Maloney—An act to add Section 18054 to the Government Code, relating to vacation rights of certain state employees for federal service.

Referred to Committee on Civil Service and State Personnel.

Assembly Bill No. 2261: By Mr. Maloney—An act to add Section 18104 to the Government Code, relating to the allowance of sick leave to certain state employees for federal service.

Referred to Committee on Civil Service and State Personnel.

Assembly Bill No. 2262: By Mr. Maloney—An act to add Section 18543 to the Government Code, relating to service to the Government of the United States, and defining such service as "Federal Services."

Referred to Committee on Civil Service and State Personnel.

Assembly Bill No. 2263: By Messrs. Allen, McCollister, Waters, Huyck, and Conrad—An act to amend Sections 1010, 1011, 1014, 1018, 1019, 1023, 1026, 1027, 1030, 1030.1, 1030.2, 1032, 1033, 1034, 1035, 1036, 1037, 1038, 1039, 1039.3, 1044, 1046, 1080, 1081, 1083, 1085, and 1088 of, to repeal Sections 1024 and 1084 of, and to add Sections 1091, 1092, 1093, and 1094 to, the Military and Veterans Code, relating to the Veterans Home of California and to the Woman's Relief Corps Home of California.

Referred to Committee on Military Affairs.

Assembly Bill No. 2264: By Mr. Maloney—An act to amend Section 4 of an act entitled "An act to authorize the Department of Finance to acquire surplus property from the United States for the purpose of furnishing housing facilities for veterans attending universities and colleges and making an appropriation," relating to the administering of such housing facilities, declaring the urgency thereof, and providing that this act is to take effect immediately.

Without reference to committee.

Assembly Bill No. 2265: By Messrs. Thompson and Butters—An act to amend Section 694 of the Vehicle Code, relating to width of vehicles.

Referred to Committee on Transportation and Commerce.

Assembly Bill No. 2266: By Mr. Crowley—An act to amend Sections 5403, 5406, 5408, 5409, 5410.2, and 5410.4 of the Public Resources Code, relating to recreation park and parkway districts.

Referred to Committee on Conservation and Planning.

Assembly Bill No. 2267: By Messrs. M. Philip Davis, Anderson, and McMillan—An act making an appropriation to the Division of Beaches and Parks for the development of publicly owned beaches.

Referred to Committee on Conservation and Planning.

Assembly Bill No. 2268: By Mrs. Niehouse—An act to amend Section 167 of the Vehicle Code with reference to the registration of motor vehicles.

Referred to Committee on Transportation and Commerce.

ANNOUNCEMENTS

Mr. Dickey announced, for the benefit of those wishing to obtain transportation home, as soon as possible, that the time for adjournment is set for tomorrow, Wednesday, February 5th; the time for adjournment of the Special Session to be at 3 p.m., and of the General Session at 5 p.m.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

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

Assembly Bill No. 2269: By Mr. Gannon—An act to add Section 950.6 to the Municipal Utility District Act, relating to municipal utility districts.

Referred to Committee on Public Utilities and Corporations.

Assembly Bill No. 2270: By Mr. Debs—An act to add Section 33 to the Construction and Employment Act, relating to the construction and maintenance of airports, and providing for an appropriation therefor.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 2271: By Messrs. Debs, Geddes, Evans, Kilpatrick, Allen, Anderson, Burke, Clayton A. Dills, Ralph C. Dills, Doyle, Erwin, Fletcher, Geddes, Grant, Hahn, Hawkins, Hollibaugh, Huyck,

McMillan, Thomas, and Waters—An act to add Article 6 to Chapter 6 of Division 4 of the Education Code, relating to advanced instructional programs in public educational institutions other than state colleges, defining the powers and duties of the State Board of Education, the State Department of Education, and the governing boards of junior college districts in connection therewith, making provision for the support thereof and providing that this act shall take effect immediately.

Referred to Committee on Education.

Assembly Bill No. 2272: By Mr. Dunn—An act to amend Section 673.5 of the Vehicle Code, relating to vehicle exhaust products.

Referred to Committee on Transportation and Commerce.

Assembly Bill No. 2273: By Messrs. Dunn, Caldecott, Ralph C. Dills, M. Philip Davis, Blosser, Brown, and Sheridan—An act to provide for a comprehensive survey of the System of Publicly Supported Higher Education in California, including the junior colleges, the state colleges and the University of California and making an appropriation therefor, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Education.

Assembly Bill No. 2274: By Mr. Dunn—An act to amend Sections 1510, 1511, and 1512 of the Welfare and Institutions Code, relating to aid to needy children, increasing the amount thereof, and making an appropriation.

Referred to Committee on Social Welfare.

Assembly Bill No. 2275: By Mr Dunn—An act to repeal Section 19601 of the Education Code, relating to child care centers.

Referred to Committee on Education.

Assembly Bill No. 2276: By Mr. Dunn—An act making an appropriation for the support of child care centers, and declaring the urgency thereof, to take effect immediately.

Referred to Committee on Education.

Assembly Bill No. 2277: By Mr. Dunn—An act to amend Section 972 of the Military and Veterans Code, relating to service officers.

Referred to Committee on Military Affairs.

Assembly Bill No. 2278: By Mr. Dunn—An act to amend Section 699.5 of the Military and Veterans Code, relating to assistance to veterans, prescribing the powers and duties of the Veterans' Welfare Board in aiding veterans in connection with veterans' rights, privileges, and preferences.

Referred to Committee on Military Affairs.

Assembly Bill No. 2279: By Mr. Thomas—An act to amend Section 2215 and to repeal Section 2216 of the Business and Professions Code, relating to applications of commissioned medical officers.

Referred to Committee on Military Affairs.

Assembly Bill No. 2280: By Mr. Hollibaugh—An act to amend Section 7.5 of the Bank and Corporation Franchise Tax Act, Section 5.5 of

the Corporation Income Tax Act, and Sections 6051, 6201, 17053.5, 19200, 19201.5, 19202, 19203.5, 19204.5, and 19205.5 of the Revenue and Taxation Code, relating to state taxation and providing for rates and exemptions, and providing that this act shall take effect immediately.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 2281: By Mr. Lowrey—An act to add Chapter 4 (comprising Sections 10700 to 10728, inclusive) to Part 2, Division 2 of Title 2 of the Government Code, and to repeal Sections 13293, 13294, 13295, 13296, 13297, 13298, and 13299 of said code, creating the Office of Auditor General, prescribing his powers and duties, providing for the auditing and management of the fiscal and business affairs of the State, and providing for the transfer of funds.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 2282: By Messrs. Butters and Erwin—An act to amend Section 23 of the Fish and Game Code, relating to entry and inspection.

Referred to Committee on Fish and Game.

Assembly Bill No. 2283: By Mr. Caldecott—An act to add Section 1268 5 to the Code of Civil Procedure, relating to the procedure of escheating and vesting property in the State.

Referred to Committee on Judiciary.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, February 4, 1947

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

Senate Concurrent Resolution No. 19

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS (RESUMED)

The following resolution was read:

Senate Concurrent Resolution No. 19—Relative to a study by the Judicial Council of the State of California of the court structure of all courts in the State of California exercising jurisdiction inferior to the superior court.

Request for Unanimous Consent

Mr. Thomas asked for, and was granted, unanimous consent to take up Senate Concurrent Resolution No. 19, at this time, without reference to committee or file.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 19

Senate Concurrent Resolution No. 19—Relative to a study by the Judicial Council of the State of California of the court structure of all courts in the State of California exercising jurisdiction inferior to the superior court.

Resolution read.

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

AYES—Allen, Anderson, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills,

Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Hahn, Hawkins, Heisinger, Hollibaugh, Huyck, James, Johnson, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Sheridan, Sherwin, Stephenson, Thomas, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—64.

NOES—None.

Resolution ordered transmitted to the Senate.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, February 4, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 134—An act to amend Sections 3025, 3084, and 3087 of the Welfare and Institutions Code, relating to aid to the needy blind, increasing the amount thereof, and making an appropriation; and declaring the urgency thereof, to take effect immediately;

And reports that the same has been correctly enrolled, and presented to the Governor on the fourth day of February, 1947, at 3 30 p.m

WEBER, Chairman

REQUEST FOR UNANIMOUS CONSENT THAT ASSEMBLY BILL NO. 1777 BE WITHDRAWN FROM THE COMMITTEE ON MILITARY AFFAIRS

Mr McCollister asked for, and was granted, unanimous consent that Assembly Bill No. 1777 be withdrawn from the Committee on Military Affairs, for the purpose of being considered at the same time as Assembly Bill No. 2264, which is being held at the desk.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, February 4, 1947

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

Assembly Bill No 488
Assembly Bill No. 611

And respectfully requests your honorable body to concur in said amendments

J. A BEEK, Secretary of the Senate
By C V. TAYLOR, Assistant Secretary

Above bills ordered to unfinished business file.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bill was introduced, and read the first time:

Assembly Bill No. 2284: By Mr. Dickey—An act to add Sections 750.1 and 750.2 to the Insurance Code and to amend Section 12400 of the Insurance Code, relating to the payment of rebates and commissions by title insurers.

Referred to Committee on Judiciary.

REQUEST FOR UNANIMOUS CONSENT THAT STATEMENT BE PRINTED IN JOURNAL

Mrs. Niehouse and Mr. Allen asked for, and were granted, unanimous consent that the following joint statement be ordered printed in the Journal:

Statement by Mr. Allen and Mrs. Niehouse

MR. SPEAKER: On December 23, 1946, an article appeared in the local press of Southern California to the effect that "Several thousand of Rose Bowl tickets were held for public officials," especially Members of the Assembly. Persons having waited

in line all night to purchase these tickets were turned away and were highly indignant over these statements.

The result was that Members of the Assembly and the Senate were bombarded with calls seeking these tickets. Mrs. Niehouse, Senior Assemblyman from San Diego County, was also the target for many calls for these tickets in that area. Such statements were so embarrassing and misleading to the press, public and Legislature that we issued joint statements to the effect:

1. The statement by the university was not correct.
2. That we would call for an investigation of the statements

We have accordingly requested such information and received the following reply from the University of California:

Your attention is called to the fact that *no Member of the Legislature was given complimentary tickets, but, "100 tickets were purchased by Members of the Legislature and other officials."*

Memorandum From University of California

At the request of Members of the Legislature, representatives of the University of California have investigated the allocation of tickets to the Rose Bowl on January 1st of 1947. Earlier statements in the press indicated that large blocks of tickets were made available to legislators and other state officials, but examination of the facts indicate that the statement was incorrect. An actual check of the ticket allocation indicates that slightly more than 100 tickets were purchased by the Members of the State Legislature and other officials from the tickets handled by the University of California.

It was indicated that the allocation of tickets to students and alumni, Tournament of Roses Association, University of Illinois and the press were distributed in a manner similar to the system followed by other institutions playing in the Rose Bowl game From the information available it would appear that no special privileges had been granted to any group or individuals and that a fair distribution of the tickets had been made, giving preference to the students and alumni of the institutions. As great a public sale was arranged in accordance with demands by specific groups.

It is understood that considerations are to be given in the future in stating in advance the allocation of tickets to all Rose Bowl games by the institution in charge in order to avoid misunderstandings as to the distribution of the tickets.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

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

Assembly Bill No. 2285: By Mr. Geddes—An act to amend the Building and Loan Association Act by amending Section 12.08 thereof, relating to membership of borrowers.

Referred to Committee on Finance and Insurance.

Assembly Bill No. 2286: By Mr. Geddes—An act to amend Section 14565 of the Education Code, relating to payments by the State Teachers' Retirement System to local districts, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Education.

Assembly Bill No. 2287: By Messrs. Geddes and Debs—An act to amend Section 20452 of the Education Code, relating to teacher-training courses and the granting of degrees.

Referred to Committee on Education

Assembly Bill No. 2288: By Mr. Geddes—An act to add Section 16704 to the Business and Professions Code, relating to combinations in restraint of trade.

Referred to Committee on Industrial Relations.

Assembly Bill No. 2289: By Messrs. Geddes, Waters, and M. Philip Davis—An act to add Section 4041.5a to the Political Code, relating to

the power of the board of supervisors to provide operas and other entertainment.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 2290: By Mr. Geddes (By request)—An act to add Chapter 11B, comprising Sections 11518 to 11518.24, inclusive, to Part 2 of Division 2 of the Insurance Code, relating to medical and hospital service associations.

Referred to Committee on Public Health.

Assembly Bill No. 2291: By Messrs. Conrad and M. Philip Davis—An act to add Article 3, comprising Sections 24550 to 24552, inclusive, to Chapter 5 of Division 12 of the Education Code, relating to the supervision, regulation, and registration of private nursery schools, kindergartens, elementary schools, and child care centers by the State Department of Education.

Referred to Committee on Public Health.

Assembly Bill No. 2292: By Messrs. Grant and M. Philip Davis—An act amending the title of, and adding Sections 4, 5, 6, 7, and 8 to an act entitled "An act relating to retirement systems covering county or township officers or employees or a portion of such employees," approved May 10, 1933, relating to all public retirement systems.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 2293: By Mr. Miller—An act to amend Section 459 of the Vehicle Code, relating to powers of local authorities.

Referred to Committee on Transportation and Commerce.

RESOLUTIONS

The following resolution was offered:

By Mr. Weber:

House Resolution No. 88

Relative to the creation of the Assembly Committee on Legislative Organization

Resolved by the Assembly of the State of California, As follows:

1. The Assembly Committee on Legislative Organization is hereby created and authorized to exercise the following powers:

To aid the Speaker, at his request, in organizing the standing committees of the Assembly and in drawing up a schedule of committee meetings;

To determine what rules, organization, procedure, space and facilities are best suited to the needs of the Legislature and reports its determination, together with such related matters and facts as it deems pertinent, to the Assembly;

To serve jointly with a Senate committee having similar duties and functions;

To report thereon to the Assembly, including in the reports its recommendations for appropriate legislation

2. The committee shall consist of the Speaker and four Members of the Assembly Standing Committee on Rules appointed by the Speaker. Vacancies occurring or existing in the membership of the committee shall be filled by the appointing power.

3. The committee is authorized to act during this session of the Legislature, including any recess, but not after final adjournment.

4. The committee and its members shall have and exercise all of the rights, duties and powers conferred upon investigating committees and their members by the provisions of the Joint Rules of the Senate and Assembly and of the Standing Rules of the Assembly as they are adopted and amended from time to time, which provisions are incorporated herein and made applicable to this committee and its members.

5. The committee has the following additional powers and duties:

(a) To select a chairman and a vice chairman from its membership.

(b) To contract with such other agencies, public or private, as it deems necessary for the rendition and affording of such services, facilities, studies and reports to the committee as will best assist it to carry out the purposes for which it is created.

(c) To cooperate with and secure the cooperation of county, city, city and county, and other local law enforcement agencies in investigating any matter within the scope of this resolution and to direct the sheriff of any county to serve subpenas, orders and other process issued by the committee

(d) To report its findings and recommendations to the Legislature and to the people from time to time and at any time, not later than herein provided.

(e) To do any and all other things necessary or convenient to enable it fully and adequately to exercise its powers, perform its duties, and accomplish the objects and purposes of this resolution

6. The sum of _____ dollars ($_____) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Assembly for the expenses of the committee and its members and for any charges, expenses or claims it may incur under this resolution, to be paid from the said contingent fund and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read, and referred to the Committee on Rules.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, February 4, 1947

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

Senate Joint Resolution No. 7

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS (RESUMED)

The following resolution was read:

Senate Joint Resolution No. 7—Relative to memorializing the President and the Congress of the United States in relation to the renewal of restrictions on the availability of federal surplus property to educational institutions.

Request for Unanimous Consent

Mr. Geddes asked for, and was granted, unanimous consent to take up Senate Joint Resolution No. 7, at this time, out of order, without reference to committee or file.

CONSIDERATION OF SENATE JOINT RESOLUTION NO. 7

Senate Joint Resolution No. 7—Relative to memorializing the President and the Congress of the United States in relation to the renewal of restrictions on the availability of federal surplus property to educational institutions.

Resolution read.

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

AYES—Allen, Berry, Blosser, Boyd, Brady, Brown, Burns, Butters, Caldecott, Carey, Clarke, Cooke, Cramer, Crichton, Lester T. Davis, Debs, Dickey, Ralph C. Dills, Dunn, Erwin, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Hahn, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McMillan, Miller, Niehouse, Sheridan, Sherwin, Silliman, Stephenson, Thomas, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—51.

NOES—None.

Resolution ordered transmitted to the Senate.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, February 4, 1947

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

Assembly Concurrent Resolution No. 40

And respectfully requests your honorable body to concur in said amendments

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bill ordered to unfinished business file.

REQUEST FOR UNANIMOUS CONSENT

Mr. Maloney asked for, and was granted, unanimous consent to take up Assembly Bill No. 1777, at this time, out of order, without reference to file.

CONSIDERATION OF ASSEMBLY BILL NO. 1777 (BY UNANIMOUS CONSENT)

Assembly Bill No. 1777—An act to add Section 4.5 "An act to provide for the acquisition of temporary and emergency housing facilities for veterans and families of servicemen by joint action of the State and local agencies, providing for the operation of such facilities, making an appropriation, and declaring the urgency thereof, to take effect immediately," approved February 15, 1946, as amended, relating to temporary and emergency housing for veterans, and authorizing a local agency to utilize the facilities and experience of another local agency, in providing housing pursuant to said act, to enter into agency or other appropriate agreements therefor, to validate such agreements between local agencies, and declaring the urgency thereof, to take effect immediately.

Bill read second time.

Resolution to Suspend Constitutional Provision

The following resolution was offered:

By Mr. Maloney:

Resolved, That Assembly Bill No. 1777 presents a case of urgency, as that term is used in Article IV, Section 15, of the Constitution, and the provision of that section requiring that the bill be read on three several days in each house is hereby dispensed with, and it is ordered that said bill be read the third time, considered engrossed, and placed upon its passage.

Resolution read.

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

AYES—Allen, Anderson, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Clarke, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Erwin, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Hahn, Hawkins, Heisinger, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McMillan, Miller, Niehouse, O'Day, Silliman, Stephenson, Thomas, Thompson, Thorp, Waters, Wollenberg, and Mr. Speaker—57.

NOES—None.

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

Assembly Bill No. 1777—An act to add Section 4.5 "An act to provide for the acquisition of temporary and emergency housing facilities for veterans and families of servicemen by joint action of the State and local agencies, providing for the operation of such facilities, making

an appropriation, and declaring the urgency thereof, to take effect immediately," approved February 15, 1946, as amended, relating to temporary and emergency housing for veterans, and authorizing a local agency to utilize the facilities and experience of another local agency, in providing housing pursuant to said act, to enter into agency or other appropriate agreements therefor, to validate such agreements between local agencies, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Allen, Anderson, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Clarke, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Erwin, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Hahn, Hawkins, Heisinger, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McMillan, Miller, Niehouse, O'Day, Silliman, Stephenson, Thomas, Thompson, Thorp, Waters, Wollenberg, and Mr. Speaker—57.

NOES—None.

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

AYES—Allen, Anderson, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Clarke, George D Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M Philip Davis, Debs, Dickey, Clayton A Dills, Ralph C. Dills, Doyle, Dunn, Erwin, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Hahn, Hawkins, Heisinger, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McMillan, Miller, Niehouse, O'Day, Silliman, Stephenson, Thomas, Thompson, Thorp, Waters, Wollenberg, and Mr. Speaker—57.

NOES—None.

Bill ordered transmitted to the Senate.

MOTION TO PLACE RUSH ORDER UPON THE PRINTING OF ASSEMBLY BILL NO. 2264

Mr. Maloney moved that a rush order be placed upon the printing of Assembly Bill No. 2264.

Motion carried.

REPORTS OF STANDING COMMITTEES

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, February 4, 1947

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

House Resolution No. 87

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and be adopted, as amended.

DICKEY, Chairman

Above reported resolution ordered on file for adoption.

ASSEMBLY CHAMBER, SACRAMENTO, February 4, 1947

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

House Resolution No. 81
House Resolution No. 48

Has had the same under consideration, and reports the same back with the recommendation: Be adopted

DICKEY, Chairman

Above reported resolutions ordered on file for adoption.

CONSIDERATION OF HOUSE RESOLUTION NO. 48 (BY UNANIMOUS CONSENT)

House Resolution No. 48

Relative to appropriations for the United States Forest Service

WHEREAS, Reports are now current that the present Congress of the United States intends to reduce greatly the amount of appropriations to be made for the United States Forest Service; and

WHEREAS, Such a reduction of appropriation would seriously impair the work of the United States Forest Service in its work of fire suppression, camp ground maintenance, and trail and road maintenance throughout the mountain areas of California; and

WHEREAS, Such impairment of services would result in an increase of fire hazards which might bring about destruction of vast areas of forests by fire, and certainly will greatly reduce the enjoyments to be had from vacation and pleasure trips through these mountains; and

WHEREAS, Such destruction of forest lands and impairment of camping and travel facilities will not only greatly diminish the pleasure and enjoyment which the people of the State of California derive from visiting these mountains, but will result in great economic loss to the State in devastation of rich forest areas and a discouragement of tourist travel in this State; now, therefore, be it

Resolved by the Assembly of the State of California, That the Assembly of California hereby memorializes the President and Congress of the United States to continue to provide adequate appropriations for the United States Forest Service to enable that agency to carry on with the greatest effectiveness its work of forest fire prevention and suppression, and the proper maintenance of camp and road facilities throughout the mountain areas of California; and be it further

Resolved, That the Chief Clerk of the Assembly be hereby directed to transmit copies of this resolution to the President of the United States, to the President pro Tempore of the Senate, to the Speaker of the House of Representatives, and to each Senator and Representative from California in the Congress of the United States.

Resolution read, and adopted.

MOTION TO PRINT ADDITIONAL COPIES OF ASSEMBLY BILL NO. 2120

Mr. Dickey moved that 1,500 additional copies of Assembly Bill No. 2120 be ordered printed, pursuant to a request by Mr. Dunn, heretofore made.

Motion carried.

MOTION TO PRINT ADDITIONAL COPIES OF REPORT

Mr. Geddes moved that the State Printer be instructed to print, separately 500 copies of the Report of the Assembly Interim Committee on Fairs and Expositions, which appeared in the Assembly Journal of January 31, 1947; and that said copies be delivered by February 17, 1947, to the Bill Room, for distribution to the Members of the Legislature; and for sale to the Western Fairs Association for the use of managers and directors of county and district fairs.

Motion carried.

REPORTS OF STANDING COMMITTEES

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, February 4, 1947

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

Assembly Joint Resolution No. 20
House Resolution No. 76
House Resolution No. 86

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

DICKEY, Chairman

Assembly Joint Resolution No. 20 ordered engrossed.

Above reported House resolutions ordered on file for adoption.

CONSIDERATION OF HOUSE RESOLUTION NO. 76 (BY UNANIMOUS CONSENT)

House Resolution No. 76

Relative to meetings of the Assembly Committee on Public Health and Safety

WHEREAS, The Standing Committee of the Assembly on Public Health and Safety at the Fifty-seventh Session of the Legislature is again confronted with a number of bills proposing far reaching changes in existing laws and new functions to be performed by the State in providing for health care for the people of California; and

WHEREAS, During the constitutional recess several of these bills should be carefully studied in order to determine the possible costs of providing health service; and

WHEREAS, Testimony to be valid and of worth to the Legislature should be received from interested parties in an orderly manner and, where required, witnesses should testify under oath; and

WHEREAS, The interim committee of the Assembly created by House Resolution 295 at the last session ceased to function last year by the terms of said resolution; and

WHEREAS, It is not expedient to create an interim committee to perform duties which can more properly be conducted by the Standing Committee on Public Health and Safety; now, therefore, be it

Resolved by the Assembly of the State of California, That the Assembly Standing Committee on Public Health and Safety is hereby authorized to meet during any recess of the Regular Session of the Fifty-seventh Legislature at the State Capitol, or elsewhere in the State, and to ascertain, study and analyze all facts relating to any or all bills referred to it for consideration at this session, and to report thereon to the Assembly not later than April 1, 1947; and be it further

Resolved, That except as otherwise provided in this resolution the committee shall have the powers granted to investigating committees by the Joint Rules of the Senate and Assembly, as such rules are adopted, and as such rules are from time to time amended; and be it further

Resolved, That the committee or chairman thereof may create subcommittees from the membership of the committee, assigning to the subcommittee any study, inquiry, investigation, or hearing which the committee itself has authority to make or hold, and the subcommittee for the purpose of this assignment shall have and exercise all the powers conferred upon the committee, limited only by the resolution of the committee or order of the chairman defining the powers and duties of the subcommittee, which powers may be withdrawn or terminated at any time by the committee or the chairman thereof; and be it further

Resolved, That the sum of ten thousand dollars ($10,000) is hereby made available to the committee from the Contingent Fund of the Assembly for the expenses of the committee and its members in connection with its duties and for any charges, expenses or claims it may incur under this resolution, to be paid from the said contingent fund and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read.

Point of Order

Mr. M. Philip Davis arose to the following point of order: That Mr. Debs has concluded his closing arguments.

Ruling by Speaker

The Speaker ruled the point of order well taken.

The question being on the adoption of House Resolution No. 76.

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

AYES—Allen, Anderson, Berry, Blosser, Boyd, Brady, Burke, Caldecott, Conrad, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Evans, Fletcher, Gannon, Geddes, Grant, Hahn, Hawkins, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McMillan, Niehouse, O'Day, Price, Silliman, Stephenson, Thomas, Thompson, Waters, and Mr. Speaker—44.

NOES—Burns, Butters, Carey, Clarke, George D. Collins, Heisinger, Miller, Thorp, and Wollenberg—9.

UNFINISHED BUSINESS

CONSIDERATION OF SENATE AMENDMENTS

Assembly Bill No. 488—An act to amend Section 105 of the Revenue and Taxation Code, and to add Section 105.1 to said code, relating to property taxes and declaring the urgency thereof to take effect immediately.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 488?

Amendment No. 1

On page 1, line 14, of the printed bill, strike out "substantial".

Amendment No. 2

On page 1, line 14, of the printed bill, after "improvements," insert ", unless the thing has, by the manner in which it is affixed, become an integral part of the improvements".

The roll was called.

Call of the Assembly

Pending the announcement of the vote, Mr. Davis moved a call of the Assembly.

Motion carried. Time, 4.18 p.m.

The Speaker directed the Sergeant-at-Arms to close the doors, and to bring in the absent members.

PROCEEDINGS UNDER CALL OF THE ASSEMBLY BY UNANIMOUS CONSENT

TEMPORARY SUSPENSION OF ASSEMBLY RULE NO. 33

Mr. Doyle asked for, and was granted, unanimous consent that Assembly Rule No. 33 be temporarily suspended for the purpose of placing a call of the Assembly on any matter on file.

CONSIDERATION OF HOUSE RESOLUTION NO. 81 (BY UNANIMOUS CONSENT)

House Resolution No. 81

Relative to the creation of the Assembly Committee on the California Vocational Institution

Resolved by the Assembly of the State of California, As follows:

1. The Assembly Committee on California Vocational Institution is hereby created and authorized and directed to ascertain, study and analyze all facts relating to the feasibility of transferring the California Vocational Institution, now located at Lancaster, to San Clemente Island, including but not limited to the operation, effect, administration, enforcement and needed revision of any and all laws in any way bearing upon or relating to the subject of this resolution, and to report thereon to the Assembly, including in the reports its recommendations for appropriate legislation

2. The committee shall consist of three Members of the Assembly appointed by the Speaker thereof. Vacancies occurring or existing in the membership of the committee shall be filled by the appointing power.

3. The committee is authorized to act during this session of the Legislature, including any recess, but not after March 15, 1947.

4. The committee and its members shall have and exercise all of the rights, duties and powers conferred upon investigating committees and their members by the provisions of the Joint Rules of the Senate and Assembly and of the Standing Rules of the Assembly as they are adopted and amended from time to time, which provisions are incorporated herein and made applicable to this committee and its members.

5. The committee has the following additional powers and duties:

(a) To select a chairman and a vice chairman from its membership.

(b) To contract with such other agencies, public or private, as it deems necessary for the rendition and affording of such services, facilities, studies and reports to the committee as will best assist it to carry out the purposes for which it is created.

(c) To cooperate with and secure the cooperation of county, city, city and county, and other local law enforcement agencies in investigating any matter within

the scope of this resolution and to direct the sheriff of any county to serve subpenas, orders and other process issued by the committee.

(d) To report its findings and recommendations to the Legislature and to the people from time to time and at any time, not later than herein provided.

(e) To do any and all other things necessary or convenient to enable it fully and adequately to exercise its powers, perform its duties, and accomplish the objects and purposes of this resolution

6 The sum of two hundred fifty dollars ($250) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Assembly for the expenses of the committee and its members and for any charges, expenses or claims it may incur under this resolution, to be paid from the said contingent fund and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read.

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

AYES—Allen, Anderson, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Erwin, Fletcher, Gannon, Geddes, Grant, Hawkins, Heisinger, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, McMillan, Miller, Niehouse, Price, Robertson, Sheridan, Sherwin, Silliman, Stephenson, Thomas, Thompson, Waters, Wollenberg, and Mr. Speaker—54.

NOES—None.

MOTION THAT REQUEST OF MR. DOYLE BE GRANTED

Pursuant to a previous request, made by Mr. Doyle, and referred to the Committee on Rules, that the Chief Clerk be instructed to issue, upon request, 10 additional copies of the 1946 California Blue Book to each member of the Fifty-sixth Session who has not returned to the Assembly, Mr. Dickey moved that said request be granted.

The roll was called, and the request granted by the following vote:

AYES—Allen, Anderson, Berry, Blosser, Boyd, Brady, Brown, Burke, Butters, Caldecott, Carey, Clarke, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Erwin, Evans, Fletcher, Gannon, Geddes, Grant, Hawkins, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Maloney, McMillan, Miller, Niehouse, Price, Robertson, Sheridan, Sherwin, Silliman, Thompson, Thorp, Waters, Wollenberg, and Mr. Speaker—52.

NOES—None.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, February 4, 1947

MR. SPEAKER. Your Committee on Legislative Procedure has examined:

Assembly Joint Resolution No. 20

And reports the same correctly engrossed.

WEBER, Chairman

Above reported resolution ordered on file for adoption.

CONSIDERATION OF ASSEMBLY JOINT RESOLUTION NO. 20 (BY UNANIMOUS CONSENT)

Assembly Joint Resolution No. 20—Relative to the Surplus Property Disposal Act of 1944, and rights of states and their political subdivisions to acquire surplus property.

Resolution read.

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

AYES—Allen, Anderson, Berry, Blosser, Boyd, Brady, Brown, Burke, Butters, Caldecott, Carey, Clarke, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Hahn, Hawkins, Heisinger, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey,

Maloney, McMillan, Miller, Niehouse, Price, Robertson, Sheridan, Sherwin, Silliman, Stephenson, Thomas, Thompson, Thorp, Waters, Wollenberg, and Mr. Speaker—59.
NOES—None.

Resolution ordered transmitted to the Senate.

FURTHER PROCEEDINGS UNDER CALL OF THE ASSEMBLY DISPENSED WITH ON THE CONCURRENCE IN SENATE AMENDMENTS TO ASSEMBLY BILL NO. 488

At 4.28 p.m., on motion of Mr. M. Philip Davis, further proceedings under the call of the Assembly were dispensed with.

The names of the absentees were called, and the Assembly concurred in Senate amendments to Assembly Bill No. 488 by the following vote:

AYES—Allen, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Doyle, Dunn, Erwin, Fletcher, Gaffney, Gannon, Geddes, Grant, Hahn, Hawkins, Heisinger, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Maloney, McMillan, Miller, Niehouse, Price, Robertson, Sheridan, Sherwin, Silliman, Stephenson, Thomas, Thompson, Thorp, Waters, Wollenberg, and Mr. Speaker—56.
NOES—Anderson, Ralph C Dills, and Evans—3.

Assembly Bill No. 488 ordered enrolled.

RESOLUTIONS

The following resolution was offered:

By Mr. Dickey:

House Resolution No. 89

Relative to the Assembly Legislative Process Committee

Resolved by the Assembly of the State of California, As follows:

1. That the members of the Assembly Legislative Process Committee shall be allowed their expenses and mileage as provided by the Joint Rules of the Senate and Assembly, notwithstanding the provisions of paragraph 4 of House Resolution No. 20 to the contrary.

2. That in addition to any money heretofore made available, the sum of twenty-five thousand dollars ($25,000) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Assembly for the expenses of the Legislative Process Committee and its members and for any charges, expenses or claims it may incur under this resolution, to be paid from the said contingent fund and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Request for Unanimous Consent

Mr. Dickey asked for, and was granted, unanimous consent to take up House Resolution No. 89, at this time, without reference to committee or file.

Resolution read.

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

AYES—Allen, Anderson, Berry, Blosser, Boyd, Brady, Brown, Burke, Butters, Caldecott, Carey, Clarke, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Hahn, Hawkins, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McMillan, Miller, Niehouse, Price, Robertson, Sherwin, Silliman, Stephenson, Thomas, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—59.
NOES—None.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

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

Assembly Bill No. 2294: By Mr. Allen—An act to add Article 5.5, comprising Sections 7078 to 7078.5, inclusive, to Chapter 9 of Division 3 of the Business and Professions Code, relating to contractors.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 2295: By Mr. Miller—An act to add Section 207.5 and to amend Section 215, of the Labor Code, relating to publication of unpaid wages.

Referred to Committee on Public Utilities and Corporations.

Assembly Bill No. 2296: By Mr. Wollenberg—An act to provide a method of determining the value of taxable property in counties and cities for the purpose of apportioning state funds.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 2297: By Mr. James—An act to add Section 33.5 to the Alcoholic Beverage Control Act, relating to sales of distilled spirits.

Referred to Committee on Public Morals.

Assembly Bill No. 2298: By Messrs. Luckel, Cramer, and Mrs. Niehouse—An act making an appropriation for the acquisition, development and maintenance of ocean beaches for public use.

Referred to Committee on Conservation and Planning.

Assembly Bill No. 2299: By Mr. Luckel, Mrs. Niehouse, and Mr. Cramer—An act to add Sections 282a and 282b to the Military and Veterans Code, relating to California Naval Militia.

Referred to Committee on Military Affairs.

Assembly Bill No. 2300: By Messrs. Luckel, Cramer, and Mrs. Niehouse—An act to add Sections 91.5 and 480.7 to the Fish and Game Code, creating a fish and game district in the waters offshore from a portion of San Diego County and prohibiting commercial fishing therein.

Referred to Committee on Fish and Game.

Assembly Bill No. 2301: By Messrs. Luckel, Cramer, and Mrs. Niehouse—An act to add Section 482.5 to the Fish and Game Code, relating to the taking of fish.

Referred to Committee on Fish and Game.

Assembly Bill No. 2302: By Mr. O'Day—An act to add Chapter 4 (comprising Sections 13950 to 13952, inclusive) to Part 4, Division 3, Title 3 of the Government Code, relating to the settlement of state taxes, licenses and fees.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 2303: By Messrs. O'Day, Wollenberg, Maloney, Berry, Blosser, Brady, George D. Collins, and Gaffney—An act to grant to the City and County of San Francisco any and all right, title and interest of the State of California in and to those certain submerged

lands between the southerly boundary of the City of South San Francisco and the northerly boundary of the City of Burlingame contiguous to the San Francisco Airport in the County of San Mateo.

Referred to Committee on Conservation and Planning.

Assembly Bill No. 2304: By Messrs. Waters and Huyck—An act to amend Sections 7514, 7520, and 7562 of the Business and Professions Code, relating to the licensing and regulation of private detectives, investigators, and detective agencies.

Referred to Committee on Judiciary.

Assembly Bill No. 2305: By Messrs. Price and Boyd—An act to add Sections 80 to 83, inclusive, and Sections 90 to 94, inclusive, to, and to repeal Section 100 of, the Streets and Highways Code, relating to public highways and the responsibilities and duties of the California Highway Commission and the Department of Public Works in connection therewith.

Referred to Committee on Conservation and Planning.

CONSIDERATION OF HOUSE RESOLUTION NO. 86 (BY UNANIMOUS CONSENT)

House Resolution No. 86

Relative to the creation of the Assembly Committee on Public Accountants

Resolved by the Assembly of the State of California, As follows:

1. The Assembly Committee on Public Accountants is hereby created and authorized and directed to ascertain, study and analyze all facts relating to public accountants, the law relating thereto, and the administration thereof including but not limited to the operation, effect, administration, enforcement and needed revision of any and all laws in any way bearing upon or relating to the subject of this resolution, and to report thereon to the Assembly, including in the reports its recommendations for appropriate legislation.

2. The committee shall consist of three Members of the Assembly appointed by the Speaker thereof. Vacancies occurring or existing in the membership of the committee shall be filled by the appointing power.

3. The committee is authorized to act during this session of the Legislature, including any recess, but not after final adjournment, with authority to file a report on or before March 15, 1947.

4. The committee and its members shall have and exercise all of the rights, duties and powers conferred upon investigating committees and their members by the provisions of the Joint Rules of the Senate and Assembly and of the Standing Rules of the Assembly as they are adopted and amended from time to time, which provisions are incorporated herein and made applicable to this committee and its members.

5. The committee has the following additional powers and duties:

(a) To select a chairman and a vice chairman from its membership.

(b) To contract with such other agencies, public or private, as it deems necessary for the rendition and affording of such services, facilities, studies and reports to the committee as will best assist it to carry out the purposes for which it is created

(c) To cooperate with and secure the cooperation of county, city, city and county, and other local law enforcement agencies in investigating any matter within the scope of this resolution and to direct the sheriff of any county to serve subpenas, orders and other process issued by the committee.

(d) To report its findings and recommendations to the Legislature and to the people from time to time and at any time, not later than herein provided

(e) To do any and all other things necessary or convenient to enable it fully and adequately to exercise its powers, perform its duties, and accomplish the objects and purposes of this resolution.

6. The sum of seven hundred fifty dollars ($750) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Assembly for the expenses of the committee and its members and for any charges, expenses or claims it may incur under this resolution, to be paid from the said contingent fund and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read.

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

AYES—Allen, Anderson, Berry, Blosser, Boyd, Brady, Brown, Butters, Caldecott, Carey, Clarke, Conrad, Cooke, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Hahn, Hawkins, Heisinger, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Maloney, McMillan, Miller, Price, Robertson, Sheridan, Sherwin, Silliman, Stephenson, Thomas, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—55.

NOES—None.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, February 4, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 21—An act to amend Section 1054 of the Code of Civil Procedure, relating to extensions of time, declaring the urgency hereof, to take effect immediately;

And reports that the same has been correctly enrolled, and presented to the Governor on the fourth day of February, 1947, at 4.30 p.m.

WEBER, Chairman

APPOINTMENT OF COMMITTEE ON VOCATIONAL INSTITUTIONS

Pursuant to the provisions of House Resolution No. 81, which creates an Assembly Committee on Vocational Institutions, Speaker Collins announced the appointment of Messrs. Doyle, Chairman; Thomas, and Cramer as members of said committee.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

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

Assembly Bill No. 2306: By Messrs. Ralph C. Dills, Evans, Doyle, Brady, Anderson, Burns, Crichton, Debs, Clayton A. Dills, Fletcher, Gannon, Geddes, Hawkins, Hollibaugh, and Stephenson—An act to amend an initiative act entitled "An act prescribing the terms upon which licenses may be issued to practitioners of chiropractic, creating the State Board of Chiropractic Examiners and declaring its powers and duties, prescribing penalties for violation hereof, and repealing all acts and parts of acts inconsistent herewith," approved by electors November 7, 1922, by amending Sections 4 and 5 thereof, relating to the study and practice of chiropractic, said amendment to take effect upon the approval thereof by the electors, and providing for the submission thereof to the electors pursuant to Section 1b of Article IV of the State Constitution.

Referred to Committee on Public Health.

Assembly Bill No. 2307: By Mr. Evans—An act prohibiting the vivisection of animals; providing penalties for violation of the provisions hereof, and amending Section 599c of the Penal Code.

Referred to Committee on Public Health.

Assembly Bill No. 2308: By Mr. Hawkins—An act to provide for participation by the State of California in the Liberian Centennial and Victory Exposition beginning on July 26, 1947, establishing the California Liberian Centennial Commission, prescribing its powers and duties, and making an appropriation.

Referred to Committee on Rules.

Assembly Constitutional Amendment No. 34: By Messrs. Lester T. Davis, Miller, Kilpatrick, Hahn, and Cooke—A resolution to propose to the people of the State of California an amendment to the Constitution of the State by amending Section 1 of Article II thereof, relating to the right of suffrage.

Referred to Committee on Constitutional Amendments.

Assembly Constitutional Amendment No. 35: By Messrs. Ralph C. Dills, Anderson, Debs, McMillan, Berry, Brady, Burke, Clayton A. Dills, Evans, Fletcher, Grant, Hawkins, Huyck, Maloney, Thomas, and Waters —A resolution to propose to the people of the State of California an amendment to the Constitution of the State by amending Sections 5 and 6 of Article IV, thereof, relating to Members of the Senate and Assembly.

Referred to Committee on Constitutional Amendments.

Assembly Bill No. 2309: By Mr. Berry—An act to add Section 17073.5 to the Business and Professions Code, relating to unfair trade practices.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 2310: By Mr. Price—An act to add Section 273 to the Penal Code, relating to neglect of children.

Referred to Committee on Judiciary.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, February 4, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1820

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bill ordered to third reading.

BILLS TO HOLD PLACES ON FILE

By order of the Speaker, all bills will hold their places on the file on the next legislative day.

GUESTS EXTENDED PRIVILEGE OF ASSEMBLY FLOOR

On request of Messrs. Hahn and Crowley, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Paula Crowley and Jean Langdon of Fairfield.

On request of Messrs. Cooke and Crowley, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Lieutenant Commander and Mrs. H. B. Joslin and Major and Mrs. Fulton Field of Ventura.

On request of Speaker Collins, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Bob Frey of San Mateo.

On request of Mr. Anderson, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Howard Nefsted of Rochelle, Illinois.

On request of Mr. Brady and the San Francisco Delegation, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Stephen F. Gilligan of San Francisco.

ADJOURNMENT

At 4.45 p.m., on motion of Mr. Dickey, the Speaker declared the Assembly adjourned, until 10 a.m., Wednesday, February 5, 1947, out of respect to the memory of the late Admiral Marc A. Mitscher, United States Navy.

SAM L. COLLINS, Speaker

GERALDINE B. HADSELL, Minute Clerk

CALIFORNIA LEGISLATURE
FIFTY-SEVENTH (GENERAL) SESSION

ASSEMBLY DAILY JOURNAL

TWENTY-THIRD LEGISLATIVE DAY
THIRTY-FIRST CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO
Wednesday, February 5, 1947

The Assembly met at 10 a.m.

Hon. Sam L. Collins, Speaker of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

ROLL CALL

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

Allen, Anderson, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Hahn, Hawkins, Heisinger, Hinckley, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—71.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. Raymond Renwald:

O Almighty God, I will meditate upon Thy law, which I have loved exceedingly; and I will lift up my hands to Thy commandments, which I respect from my heart. O God, preserve in me this resolution—AMEN.

READING OF THE JOURNAL DISPENSED WITH

On motion of Mr. Conrad, further reading of the Journal of the previous legislative day was dispensed with.

LEAVES OF ABSENCE FOR THE DAY

The following member was granted leave of absence for the day, because of illness:

Mr. Knight, on motion of Mr. Stewart.

The following members were granted leaves of absence for the day, and desired to waive their per diems:

Mr. Grunsky, on motion of Mr. Kirkwood.

Mr. Hinton, on motion of Mr. Stewart.

Mr. Lyons, on motion of Mr. Hollibaugh.

Mr. Field, on motion of Mr. Erwin.

COMMUNICATIONS

By Speaker Collins:

The following telegram was received, read, and ordered printed in the Journal:

FULLERTON, CALIFORNIA, February 4, 1947

Sam L. Collins, Speaker of the Assembly
Capitol Building, Sacramento, California

The Fullerton Rotary Club asks that you present a resolution to the Assembly opposing opening primitive areas for commercial use. We understand there is a threat to open the San Gorgonio primitive area for commerical skiing.

H. B. THORGENSEN, President

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

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

Assembly Bill No. 2311: By Mr. Allen—An act to add Section 354 to the Penal Code, relating to sale of admission tickets.

Referred to Committee on Judiciary.

Assembly Bill No. 2312: By Mr. Lyons—An act to add Section 1477.5 to the Labor Code, relating to the Commission of Housing, making an appropriation, declaring the urgency hereof, to take effect immediately.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 2313: By Mr. Lyons—An act to repeal Article 7.5, comprising Sections 7125 and 7126, of Chapter 9 of Division 3 of the Business and Professions Code, relating to workmen's compensation insurance reports by licensed contractors.

Referred to Committee on Finance and Insurance.

Assembly Bill No. 2314: By Mr. Price—An act to add Section 11582 to the Insurance Code, relating to actions on liability policies.

Referred to Committee on Finance and Insurance.

Assembly Bill No. 2315: By Messrs. Price and Brady—An act to add Section 5711 of the Labor Code, relating to proof of pneumonoconiosis.

Referred to Committee on Public Health.

Assembly Bill No. 2316: By Mr. M. Philip Davis—An act to amend Section 1054 of the Code of Civil Procedure, relating to extensions of time, declaring the urgency hereof, to take effect immediately.

Referred to Committee on Judiciary.

Assembly Bill No. 2317: By Mr. Lowrey—An act to amend Section 19578 of the Government Code, relating to civil service.

Referred to Committee on Civil Service and State Personnel.

Assembly Bill No. 2318: By Mr. Grunsky—An act to amend Section 4274 of the Political Code, relating to compensation for public service in counties of the forty-fifth class.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 2319: By Mr. Grunsky—An act to amend Section 4255 of the Political Code, relating to compensation for public services.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 2320: By Mr. Grunsky—An act to amend Section 737rr of the Political Code, relating to superior judges salaries.

Referred to Committee on Judiciary.

Assembly Bill No. 2321: By Mr. Grunsky—An act to amend Section 737ii of the Political Code, relating to superior judges salaries.

Referred to Committee on Judiciary.

Assembly Bill No. 2322: By Mr. Debs—An act relating to aviation; defining terms, providing for the acquisition, establishment, construction, enlargement, improvement, maintenance, equipment, operation and regulation of airports, other air navigation facilities and airport protection privileges by political subdivisions and providing the right of condemnation for such purposes; declaring the ownership and operation of airports, other air navigation facilities and airport protection privileges to be for public governmental purposes; providing for the issuance of bonds and for the levying of taxes for airport purposes; validating prior bond issues, indebtedness and contracts; granting specific powers; permitting the acceptance of federal aid; authorizing joint action by political subdivisions and by political subdivisions and the State; providing for the appointment of joint boards or commissions, and granting to political subdivisions or political subdivisions and the State, acting jointly, the powers granted a single political subdivision; providing for assistance to other political subdivisions, and to make uniform the law with reference to public airports.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 2323: By Mr. Lowrey—An act to repeal Chapter 929, Statutes of 1939, relating to farm finance.

Referred to Committee on Agriculture.

Assembly Bill No. 2324: By Mr. Lowrey—An act to repeal Sections 3964 and 3965 of the Revenue and Taxation Code as added by Chapter 897 of the Statutes of 1943, relating to tax-deeded property.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 2325: By Mr. Lowrey—An act to repeal Section 3521 of the Revenue and Taxation Code, relating to statutes of limitations.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 2326: By Mr. Lowrey—An act to repeal Section 376a of the Political Code, relating to Department of Justice.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 2327: By Mr. Lowrey—An act to repeal Article 2b of Chapter 3, Title 1, Part 3, of the Political Code, relating to the powers and duties of the Department of Agriculture.

Referred to Committee on Agriculture.

Assembly Bill No. 2328: By Mr. Lowrey—An act to repeal Section 344 of the Political Code, relating to definition of terms meaning fish and game commissioners and the powers of such commissioners.

Referred to Committee on Fish and Game.

Assembly Bill No. 2329: By Mr. Lowrey—An act to add Section 6625 to the Welfare and Institutions Code, and to repeal Chapter 363 of the Statutes of 1913, relating to sexual sterilization of mentally deficient persons.

Referred to Committee on Social Welfare.

Assembly Bill No. 2330: By Mr. Lowrey—An act to add Sections 4020.4, 4020.5, 4020.6, 4020.7, and 4020.8 to the Penal Code, and to repeal Section 4226 of the Political Code, relating to the matron of the county jail.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 2331: By Mr. Lowrey—An act to add Sections 41 and 42 to the Fish and Game Code, and to repeal Sections 4149b and 4149d of the Political Code, relating to county game wardens.

Referred to Committee on Fish and Game.

Assembly Bill No. 2332: By Mr. Lowrey—An act to repeal Section 673 of the Political Code and add Section 13452 to the Government Code, relating to notice to the Department of Finance and State Treasurer of local bond issues.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 2333: By Mr. Lowrey—An act to add Section 5023 to the Public Resources Code, and to repeal Section 363s of the Political Code, relating to the duty of city authorities with respect to markers of historical places.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 2334: By Mr. Lowrey—An act to add Section 18006 to the Government Code and to repeal Section 352.5 of the Political Code, relating to moving expenses of state officers, agents and employees.

Referred to Committee on Civil Service and State Personnel.

Assembly Bill No. 2335: By Mr. Lowrey—An act to amend Section 18051 of the Government Code, relating to vacations of state civil service employees.

Referred to Committee on Civil Service and State Personnel.

Assembly Bill No. 2336: By Mr. Lowrey—An act to amend Section 18025 of the Government Code, relating to holidays.

Referred to Committee on Civil Service and State Personnel.

Assembly Bill No. 2337: By Mr. Lowrey—An act to amend Section 12465 of, and to add Section 12466 to, the Government Code, relating to financial reports of public officials.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 2338: By Mr. Lowrey—An act to amend Section 9020 of the Government Code, relating to sessions of the Legislature.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 2339: By Mr. Lowrey—An act to renumber the article heading of Article 1.5 of Chapter 1 of Division 10 comprising Section 20041 of the Education Code, relating to the withdrawal of money from the State Treasury by the Regents of the University of California.

Referred to Committee on Education.

Assembly Bill No. 2340: By Mr. Lowrey—An act to amend and renumber Section 26 of the Education Code, as added by Chapter 65 of the Statutes of 1945, relating to city superintendent of schools.

Referred to Committee on Education.

Assembly Bill No. 2341: By Mr. Lowrey—An act to amend Section 23 of the Agricultural Prorate Act, relating to the termination of programs for marketing agricultural products.

Referred to Committee on Agriculture.

Assembly Bill No. 2342: By Mr. Allen—An act to add Section 1292 to the Military and Veterans Code, relating to headquarters for the United Spanish War Veterans, Department of California, and the preservation of war records, and making an appropriation.

Referred to Committee on Military Affairs.

Assembly Bill No. 2343: By Mr. Allen—An act to add Section 19566 to the Business and Professions Code, prohibiting the sale of alcoholic beverages at places where horse race meetings are held.

Referred to Committee on Public Morals.

Assembly Bill No. 2344: By Mr. Boyd—An act to add Section 3693 to the Political Code, relating to surveys of property tax assessment procedures and practices in the several counties and cities and counties, and making an appropriation to defray the incident expense.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 2345: By Mr. Anderson—An act to add Chapter 5, comprising Sections 20000 to 20051 inclusive, to Division 8 of the Business and Professions Code, to provide for the licensing and regulation of the flame retardant industry, creating the Flame Retardant Control Board for such purpose and making an appropriation therefor.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 2346: By Mr. Burke—An act to add Section 11003 to the Business and Professions Code, relating to subdivided lands, including the regulation thereof.

Referred to Committee on Conservation and Planning.

Assembly Bill No. 2347: By Mr. Burke—An act to amend Section 11000 of the Business and Professions Code, relating to subdivided lands.

Referred to Committee on Conservation and Planning.

Assembly Bill No. 2348: By Mr. Stanley—An act to add Chapter 19, comprising Sections 9600 to 9700, inclusive, to Division 3 of the Business and Professions Code, relating to persons in the construction industry, including architects, contractors, and engineers.

Referred to Committee on Governmental Efficiency and Economy.

MOTION TO CELEBRATE SAINT PATRICK'S DAY

Mr. Stewart moved that March 17th, Saint Patrick's Day, be celebrated in the usual fashion for a period not to exceed 30 minutes.

Motion carried.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bill was introduced, and read the first time:

Assembly Concurrent Resolution No. 45: By Mr. Lowrey—Relative to approving an amendment to the charter of the County of Tehama, State of California, voted for and ratified by the qualified electors of said county at the general election held on the fifth day of November, 1946.

Request for Unanimous Consent

Mr. Lowrey asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 45, at this time, without reference to committee, print, or file, and that the same be considered engrossed.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 45

Assembly Concurrent Resolution No. 45—Relative to approving an amendment to the charter of the County of Tehama, State of California, voted for and ratified by the qualified electors of said county at the general election held on the fifth day of November, 1946.

Resolution read.

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

AYES—Allen, Anderson, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Dolwig, Doyle, Dunn, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Hahn, Hawkins, Heisinger, Hinckley, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—65.

NOES—None.

Resolution ordered printed, and engrossed.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bill was introduced, and read the first time:

Assembly Joint Resolution No. 27: By Mr. Allen—Relative to the colors and standards of the 13th Armored Division.

Request for Unanimous Consent

Mr. Allen asked for, and was granted, unanimous consent to take up Assembly Joint Resolution No. 27, at this time, without reference to committee, print, or file, and that the same be considered engrossed.

CONSIDERATION OF ASSEMBLY JOINT RESOLUTION NO. 27

Assembly Joint Resolution No. 27—Relative to the colors and standards of the 13th Armored Division.

Resolution read.

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

AYES—Allen, Anderson, Berry, Blosser, Boyd, Brown, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Cooke, Cramer, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Dolwig, Doyle, Dunn, Erwin, Fletcher, Gaffney, Gannon, Geddes, Grant, Hahn, Heisinger, Hinckley, Huyck, James, Johnson, Kilpatrick, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Niehouse, Price, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, and Mr. Speaker—56.

NOES—None.

Resolution ordered printed, and engrossed.

REQUEST FOR UNANIMOUS CONSENT THAT ASSEMBLY BILL NO. 2247 BE WITHDRAWN FROM THE COMMITTEE ON TRANSPORTATION AND COMMERCE AND BE RE-REFERRED TO THE COMMITTEE ON JUDICIARY

Mr. Waters asked for, and was granted, unanimous consent that Assembly Bill No. 2247 be withdrawn from the Committee on Transportation and Commerce, and be re-referred to the Committee on Judiciary.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

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

Assembly Bill No. 2349: By Mr. Stanley—An act to add Division 1.5, comprising Sections 450 to 475, inclusive, to the Business and Professions Code, relating to the Department of Construction.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 2350: By Mr. Sherwin—An act to amend Section 182 of the Penal Code, relating to criminal conspiracy.

Referred to Committee on Judiciary.

Assembly Bill No. 2351: By Mr. Sherwin—An act to add Section 422 to the Penal Code, relating to offensive conduct and breach of the peace.

Referred to Committee on Judiciary.

Assembly Bill No. 2352: By Mr. Evans—An act to add Section 7113 to the Health and Safety Code, relating to the autopsy of human remains.

Referred to Committee on Public Health.

Assembly Bill No. 2353: By Mr. Evans—An act to add Sections 2.5 and 50.5 to the Public Utilities Act, relating to public garages, parking places and parking place operators.

Referred to Committee on Public Utilities and Corporations.

Assembly Bill No. 2354: By Mr. Evans—An act to amend Sections 11475, 11476, and 11479 of the Health and Safety Code, relating to hypodermic syringes and needles, and authorizing the sale thereof to, and the possession thereof by, persons licensed to practice chiropractic.

Referred to Committee on Public Health.

Assembly Bill No. 2355: By Mr. Evans—An act to amend the Vehicle Parking District Act of 1943, relating to vehicle parking districts.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 2356: By Mr. Evans—An act to add Section 1112 to the Penal Code, relating to evidence in criminal cases.

Referred to Committee on Judiciary.

Assembly Bill No. 2357: By Mr. Evans—An act to create a State Football Commission, declaring its powers and duties.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 2358: By Mr. Thurman—An act to add Section 512.2 to the Vehicle Code, relating to the reduction of prima facie speed limits on state highways in snow areas.

Referred to Committee on Transportation and Commerce.

Assembly Bill No. 2359: By Mr. Thurman—An act to add Section 437 to the Education Code, relating to county superintendent of schools.

Referred to Committee on Education.

REQUEST FOR UNANIMOUS CONSENT THAT ASSEMBLY BILL NO. 538 BE WITHDRAWN FROM THE COMMITTEE ON JUDICIARY

Mr. Brown asked for, and was granted, unanimous consent that Assembly Bill No. 538 be withdrawn from the Committee on Judiciary, be placed upon the file for the purpose of amendment, at this time, and be re-referred to the Committee on Judiciary.

CONSIDERATION OF ASSEMBLY BILL NO. 538 (BY UNANIMOUS CONSENT)

Assembly Bill No. 538—An act to amend Section 817 of the Penal Code, relating to peace officers.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Judiciary:

Amendment No. 1

On page 1, line 5, of the printed bill, after "town," insert "police officers of the State Police,".

Amendment read, and adopted.

Bill ordered reprinted and engrossed.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

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

Assembly Bill No. 2360: By Mr. Thurman—An act to add Section 458 to the Education Code, relating to county superintendent of schools.

Referred to Committee on Education.

Assembly Bill No. 2361: By Mr. Thurman—An act to add Section 442 to the Education Code, relating to county superintendent of schools.

Referred to Committee on Education.

Assembly Bill No. 2362: By Mr. Thurman—An act to add Section 448 to the Education Code, relating to county superintendent of schools.

Referred to Committee on Education.

Assembly Bill No. 2363: By Mr. Thurman—An act to add Section 433 to the Education Code, relating to county superintendent of schools.

Referred to Committee on Education.

Assembly Bill No. 2364: By Mr. Thurman—An act to amend Section 4266 of the Political Code, relating to compensation for public services in counties of the thirty-seventh class.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 2365: By Mr. Thurman—An act to amend Section 4262 of the Political Code, relating to compensation for public services in counties of the thirty-third class.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 2366: By Mr. Thurman—An act to amend Section 4277 of the Political Code, relating to compensation for public services in counties of the forty-second class.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 2367: By Mr. Thurman—An act to amend Section 4287 of the Political Code, relating to compensation for public services in counties of the forty-eighth class.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 2368: By Mr. Thurman—An act to amend Section 4271 of the Political Code, relating to compensation for public service.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 2369: By Mr. Thurman—An act to amend Section 737ee of the Political Code, relating to superior judges salaries.

Referred to Committee on Judiciary.

Assembly Bill No. 2370: By Mr. Thurman—An act to amend Section 737cc of the Political Code, relating to superior judges salaries.

Referred to Committee on Judiciary.

Assembly Bill No. 2371: By Mr. Thurman—An act to amend Section 737b of the Political Code, relating to superior judges salaries.

Referred to Committee on Judiciary.

REQUEST FOR UNANIMOUS CONSENT THAT REPORT BE PRINTED IN THE JOURNAL

Mr. McCollister asked for, and was granted, unanimous consent that the Report of the Committee on Interstate Cooperation be ordered printed in the Journal, in ten-point type.

(Above mentioned report appears before the motion to adjourn.)

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

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

Assembly Bill No. 2372: By Mr. Thurman—An act to amend Section 737i of the Political Code, relating to superior judges salaries.

Referred to Committee on Judiciary.

Assembly Bill No. 2373: By Mr. Thurman—An act to amend Section 737c of the Political Code, relating to superior judges salaries.

Referred to Committee on Judiciary.

Assembly Bill No. 2374: By Mr. Miller—An act to amend Section 259 of, and to add Sections 259.1 and 259.2 to, the Probate Code, relating to inheritance rights of aliens.

Referred to Committee on Judiciary.

Assembly Bill No. 2375: By Mr. Miller—An act to add Chapter 2 to Title 8 of Part 3 of the Political Code, relating to the sale or other disposition of public property.

Referred to Committee on Judiciary.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, February 5, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 538

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bill ordered to third reading.

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, February 5, 1947

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

Assembly Joint Resolution No. 22
Assembly Joint Resolution No. 26

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

DICKEY, Chairman

REQUEST FOR UNANIMOUS CONSENT

Mr. Butters asked for, and was granted, unanimous consent to take up Assembly Joint Resolution No. 22, at this time, without reference to file, and that the same be considered engrossed.

CONSIDERATION OF ASSEMBLY JOINT RESOLUTION NO. 22

Assembly Joint Resolution No. 22—Relative to the Colorado River.

Resolution read.

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

AYES—Allen, Anderson, Berry, Blosser, Boyd, Burke, Burns, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Hawkins, Heisinger, Hinckley, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—59.

NOES—None.

Resolution ordered transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT

Mr. Heisinger asked for, and was granted, unanimous consent to take up Assembly Joint Resolution No. 26, at this time, without reference to committee, print, or file, and that the same be considered engrossed.

CONSIDERATION OF ASSEMBLY JOINT RESOLUTION NO. 26

Assembly Joint Resolution No. 26—Relative to migratory wild fowl.

Resolution read.

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

AYES—Allen, Anderson, Berry, Blosser, Boyd, Brown, Burke, Burns, Caldecott, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Hawkins, Heisinger, Hinckley, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Silliman, Stanley, Stephenson, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—53.

NOES—None.

Resolution ordered transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT THAT REPORT BE PRINTED IN JOURNAL

Mr. Doyle asked for, and was granted, unanimous consent that the Final Report of the Joint Centennial and World's Fair Committee be ordered printed in the Journal, in 10-point type.

(Above mentioned report appears before the motion to adjourn.)

COMMUNICATIONS

By Mr. Cooke:

The following communication was received, read, and ordered printed in the Journal:

STATE OF CALIFORNIA, DEPARTMENT OF PUBLIC WORKS
SACRAMENTO, January 31, 1947

Honorable John B. Cooke, Member of Assembly,
California State Legislature, State Capitol,
Sacramento, California

DEAR MR. COOKE: In reply to your letter of January 22, 1947, I am pleased to furnish you with the following information regarding highway-railroad grade separation projects under the supervision of the Division of Highways that have been completed in the last 10 years, are now under construction and are planned for construction during the Ninety-eighth and Ninety-ninth Fiscal Years.

	Projects completed in last 10 years	*Projects now under construction*	*Projects proposed for 98th and 99th F. Y.*
Number	87	13	25
Fed. Funds	$14,171,501	$4,108,719	$5,391,128
State Funds	1,261,420	2,370,810	3,589,032
R. R. Funds	None	None	93,135
Total cost	$15,432,921	$6,479,529	$9,073,295

Very truly yours,

C. H. PURCELL, Director of Public Works

By Mr. Kilpatrick:

The following communication was received, read, and ordered printed in the Journal:

OFFICE OF THE SHERIFF, COUNTY OF ALAMEDA
OAKLAND, February 4, 1947

Honorable Vernon Kilpatrick
Assemblyman, Fifty-fifth District
State Capitol, Sacramento, California

DEAR VERNON: May I take this means of expressing my appreciation and thanks for the very nice mention you gave our Alameda County Jail System, and also for your courtesy in furnishing me with a copy of the report.

I assure you that we will try to live up to the high standards that you mention in your report.

Sometime, at your convenience, I would like to invite you to visit our new county jail layout, which we call the Santa Rita Branch, and which formerly was the Shoemaker Disciplinary Barracks located on Highway 50 at the Santa Rita Road in Alameda County. I believe this eventually will be the finest institution of its kind in the United States.

Again, with many thanks, I am

Cordially yours,

H. P. GLEASON, Sheriff

ANNOUNCEMENT OF COMMITTEE APPOINTMENT

Pursuant to the provisions of House Resolution No. 81, which creates an Assembly Committee on California Vocational Institutions, Speaker Collins announced the appointment of Mr. Luckel, vice Mr. Doyle, as a member of said committee.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

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

Assembly Joint Resolution No. 28: By Messrs. Lowrey, Clarke, Heisinger, Butters, Lester T. Davis, Erwin, Johnson, Loomis, and Thorp—Relative to a bill concerning interstate and foreign commerce in agricultural products, pending in the Congress of the United States.

Referred to Committee on Rules.

Assembly Bill No. 2376: By Mr. Miller—An act to amend Section 5653 of the Elections Code, relating to residence.

Referred to Committee on Elections and Reapportionment.

Assembly Bill No. 2377: By Mr. Miller—An act to add Section 875.6 to the Fish and Game Code, relating to gill nets.

Referred to Committee on Fish and Game.

Assembly Bill No. 2378: By Mr. Miller—An act to add Section 319.5 to the Agricultural Code, relating to meat and providing for the labeling thereof with the proper quality grade.

Referred to Committee on Public Health.

Assembly Bill No. 2379: By Messrs. Thomas and Fletcher—An act to amend Section 2 of an act entitled "An act relating to the National Flag and the Flag of the State of California, and other flags," approved June 7, 1943, relating to display of national and state flags.

Referred to Committee on Conservation and Planning.

Assembly Bill No. 2380: By Mr. Hollibaugh—An act to amend Sections 15003, 15017, 15020, and 15028 of the Health and Safety Code, relating to health and safety.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 2381: By Mr. Anderson—An act to add Section 5321.5 to, and to amend Section 5325 of, the Business and Professions Code, relating to outdoor advertising.

Referred to Committee on Conservation and Planning.

Assembly Bill No. 2382: By Mr. Anderson—An act to add Section 5312.5 to the Business and Professions Code, relating to outdoor advertising.

Referred to Committee on Conservation and Planning.

Assembly Bill No. 2383: By Mr. Anderson—An act to add Section 35 to the Alcoholic Beverage Control Act, relating to advertising of intoxicating liquor, or substitutes thereof.

Referred to Committee on Public Morals.

Assembly Bill No. 2384: By Mr. Anderson—An act to amend Section 5410 of the Health and Safety Code, relating to the pollution of water.

Referred to Committee on Public Health.

Assembly Bill No. 2385: By Messrs. Anderson, Gaffney, Brady, Beck, Bennett, Berry, Blosser, Carey, George D. Collins, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dunn, Fletcher, Grant, Hahn, Hinton, Loomis, Lowrey, Maloney, O'Day, and Rosenthal—An act to amend Sections 302 and 369 of, and to add Sections 252, 560, 561, 562, 563, 564, 565, 566, 567, and 568 to, the Streets and Highways Code, relating to state highways.

Referred to Committee on Conservation and Planning.

Assembly Bill No. 2386: By Messrs Blosser, Maloney, and Sherwin—An act to establish and clarify the policy of the State of California regarding combinations in restraint of trade, to define and punish an unlawful trust, to promote and encourage free and fair competitions, commerce and all classes of business in this State and to provide for criminal penalties and civil damages for deliberate violations hereof and for that purpose to repeal Chapter 2 of Part 2 of Division 7 of the Business and Professions Code, Chapter 530 of the Statutes of 1907, and Chapter 362 of the Statutes of 1909 and to add Chapter 2 to Part 2 of Division 7 of the Business and Professions Code, relating to combinations in restraint of trade.

Referred to Committee on Judiciary.

Assembly Bill No. 2387: By Mr. Brown—An act to amend Section 25653 of the Water Code, relating to assessments in irrigation districts.

Referred to Committee on Agriculture.

Assembly Bill No. 2388: By Mr. Brown—An act to amend Section 21166 of the Water Code, relating to compensation of directors of irrigation districts.

Referred to Committee on Agriculture.

Assembly Bill No. 2389: By Mr. Brown—An act to amend Sections 18672 and 18673 and to repeal Section 19174 of the Government Code, relating to the state civil service.

Referred to Committee on Civil Service and State Personnel.

Assembly Bill No. 2390: By Messrs. Brown, Sheridan, Mrs. Niehouse, Messrs. Gaffney, Hawkins, and Price—An act to add Chapter 4, comprising Sections 3500 to 3505, inclusive, to Part 1, Division 5, of the Welfare and Institutions Code, relating to guide dogs for the blind, requiring licensing of trainers and providing penalties.

Referred to Committee on Social Welfare.

Assembly Bill No. 2391: By Mr. Brown, Mrs. Niehouse, Messrs. Gaffney, Hawkins, and Price—An act to add Chapter 9.5, consisting of Sections 7200 through 7213, to Division 3 of the Business and Professions Code, relating to guide dogs for the blind.

Referred to Committee on Social Welfare.

Assembly Bill No. 2392: By Mr. Brown, Mrs. Niehouse, Messrs. Gaffney, Hawkins, and Price—An act to add Chapter 4, comprising Sections 3500 to 3505, inclusive, to Part 1, Division 5 of the Welfare and Institutions Code, relative to guide dogs for the blind, requiring licensing of trainers and providing penalties.

Referred to Committee on Social Welfare.

Assembly Bill No. 2393: By Mr. Brown, Mrs. Niehouse, Messrs. Price, and Gaffney—An act relating to blind persons and their guide dogs entering any place open to public.

Referred to Committee on Social Welfare.

Assembly Bill No. 2394: By Mr. Brown, Mrs. Niehouse, Messrs. Price, and Gaffney—An act relating to blind persons and their guide dogs in the operation of vending stands in buildings owned or operated by the State or its political subdivisions and cities.

Referred to Committee on Social Welfare.

Assembly Bill No. 2395: By Mr. Huyck (By request)—An act providing for the disposal of waste materials by hotels, lodging houses and other public places.

Referred to Committee on Public Health.

Assembly Bill No. 2396: By Mr. Huyck (By request)—An act relating to tourist camps.

Referred to Committee on Public Health.

Assembly Bill No. 2397: By Mr. Huyck (By request)—An act relating to water and water supply systems.

Referred to Committee on Public Health.

Assembly Bill No. 2398: By Mr. Huyck (By request)—An act to prevent the use of common drinking cups, and providing a penalty for the violation thereof.

Referred to Committee on Public Health.

Assembly Bill No. 2399: By Mr. Huyck (By request)—An act providing a penalty for the violation of any health law where a penalty is not otherwise provided.

Referred to Committee on Public Health.

Assembly Bill No. 2400: By Mr. Huyck (By request)—An act prohibiting discrimination in public places, and providing a penalty therefor.

Referred to Committee on Judiciary.

Assembly Bill No. 2401: By Mr. Huyck (By request)—An act relating to keepers of inns and hotels, including their responsibility for the property of guests and their liens for charges.

Referred to Committee on Judiciary.

Assembly Bill No. 2402: By Mr. Huyck (By request)—An act relating to hotels, restaurants, places of refreshment, lodging houses, boarding houses, resorts, summer camps, cabin camps, summer cottages, or other establishments where sleeping accommodations, meals or refreshments are furnished to, or served to the public.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 2403: By Mr. Huyck (By request)—An act relating to the equipment and regulation of hotels, restaurants, lodging houses, boarding houses, places of refreshment, roadside stands, dance halls, grocery stores, resorts, oil stations, drug stores, pool halls, barrooms, portable street concessions, fair concessions, golf courses, and exclusive candy stores, defining the same, providing for the annual inspection thereof, providing for licenses, and specifying penalties.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 2404: By Mr. Huyck (By request)—An act relating to lodging houses, including sleeping rooms therein, the equipment thereof, and the maintenance thereof.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 2405: By Mr. Huyck (By request)—An act relating to roller towels, including the prohibition of the use thereof.

Referred to Committee on Public Health.

Assembly Bill No. 2406: By Messrs. Wollenberg and Maloney—An act to amend Section 19622 of the Business and Professions Code, relating to the disposition of state revenues derived from the regulation and licensing of horse racing, horse racing meetings, and wagering on the results thereof.

Referred to Committee on Agriculture.

Assembly Bill No. 2407: By Messrs. Hollibaugh and Cooke—An act regulating the sale of discharge emblems of the armed forces of the United States and making the sale of such emblems to unauthorized persons a misdemeanor.

Referred to Committee on Military Affairs.

Assembly Bill No. 2408: By Messrs. McMillan and Debs—An act to add Article 11 to Chapter 4 of Division 9 of the Business and Professions Code, relating to the submission to the voters of any county of the question whether or not horse racing on which wagering is conducted shall be permitted in the county.

Referred to Committee on Public Morals.

Assembly Bill No. 2409: By Mr. McMillan—An act to amend Sections 15001 and 17250 of the Health and Safety Code, relating to apartment houses, hotels and dwellings, including the construction thereof and sanitation therein.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 2410: By Mr. McMillan—An act making an appropriation for the Westwood Sawtelle storm drain project.

Referred to Committee on Conservation and Planning.

Assembly Bill No. 2411: By Mr. McMillan—An act to add Title 8C, comprising Sections 1274.50 to 1274.54, inclusive, to Part 3 of the Code of Civil Procedure, relating to theater taxes held unconstitutional, and refunding and escheat thereof.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 2412: By Messrs. Debs and McMillan—An act to add Section 18722.1 to the Health and Safety Code, relating to liability of auto court and trailer camp operators.

Referred to Committee on Public Health.

Assembly Bill No. 2413: By Messrs. Debs and McMillan—An act to add Section 18477 to the Health and Safety Code, relating to rentals.

Referred to Committee on Public Health.

Assembly Bill No. 2414: By Messrs. Debs and McMillan—An act to add Section 18720.5 to the Health and Safety Code, relating to sanitation.

Referred to Committee on Public Health.

Assembly Bill No. 2415: By Messrs. Debs and McMillan—An act to amend Section 18654 of the Health and Safety Code, relating to trailer camp sites.

Referred to Committee on Public Health.

Assembly Bill No. 2416: By Mr. Debs—An act to add Section 2736.5 to the Business and Professions Code, relating to qualifications of applicants for certificates as registered nurses.

Referred to Committee on Public Health.

Assembly Bill No. 2417: By Messrs. Debs and McMillan—An act to add Section 472.5 to the Vehicle Code, relating to parking meters.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 2418: By Mr. Thompson—An act to add Section 92.6 to the Agricultural Code, relating to the participation of 4-H Clubs to state premium money for the encouragement of county, district or combined county and district fairs.

Referred to Committee on Agriculture.

Assembly Bill No. 2419: By Mr. Lester T. Davis—An act to add Section 449 to the Education Code, relating to qualifications and compensation of county superintendents of schools.

Referred to Committee on Education.

Assembly Bill No. 2420: By Mr. Caldecott—An act amending Section 4300a of the Political Code, relating to fees of county clerk.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 2421: By Mr. Thomas—An act to add Section 139.5 to the Civil Code, relating to support of children in actions for divorce.

Referred to Committee on Judiciary.

Assembly Bill No. 2422: By Mr. McCollister—An act to amend Section 694 of the Vehicle Code, relating to vehicles and highways, including size and width of vehicles.

Referred to Committee on Conservation and Planning.

Assembly Bill No. 2423: By Mr. McCollister—An act concerning the formation of junior high schools and providing for the approval thereof by the qualified electors of elementary school districts affected.

Referred to Committee on Education.

Assembly Bill No. 2424: By Mr. McCollister—An act to amend Section 12905 of, to add a new Section 1706 9 and Sections 1706.10 to 1706.13, inclusive, to, and to repeal Sections 1706.8, 1706.9, 1709.2, and 1710 of, the Insurance Code, relating to the licensing and examination of life agents and maintenance of offices by the Insurance Commissioner.

Referred to Committee on Finance and Insurance.

Assembly Bill No. 2425: By Mr. McCollister—An act to amend Section 12905 of, to repeal Sections 1706.8, 1706.9, 1709.2, and 1710 of, and to add Sections 1706.8, 1706.9, 1706.10, 1706.11, and 1706.12 to, the Insurance Code, relating to the licensing and examination of life agents and maintenance of offices by the Insurance Commissioner.

Referred to Committee on Finance and Insurance.

Assembly Bill No. 2426: By Mr. McCollister—An act to amend Section 1203 of the Penal Code, relating to granting of probation.

Referred to Committee on Judiciary.

Assembly Bill No. 2427: By Mr. McCollister—An act to add Sections 2⅝ and 50⅝ to the Public Utilities Act, relating to public parking places for vehicles, and operators thereof.

Referred to Committee on Public Utilities and Corporations.

Assembly Bill No. 2428: By Messrs. Blosser, Wollenberg, and Maloney—An act to amend Section 2147.5 of the Business and Professions Code, relating to treatment by registered graduates, matriculants, and internes for compensation when incident to study, and to provide for hospital residencies by physicians and surgeons from other states.

Referred to Committee on Public Health.

Assembly Bill No. 2429: By Mr. Thurman—An act to add Sections 580 to 590, inclusive, to the Streets and Highways Code, relating to the addition to the State Highway System of certain routes to be constructed as freeways or expressways.

Referred to Committee on Conservation and Planning.

Assembly Bill No. 2430: By Mr. Thurman—An act to amend Section 10452 of the Revenue and Taxation Code, relating to the motor vehicle transportation license tax.

Referred to Committee on Transportation and Commerce.

Assembly Bill No. 2431: By Mr. Thurman—An act to amend Sections 7351 and 8353 of the Revenue and Taxation Code, relating to motor vehicle license tax.

Referred to Committee on Transportation and Commerce.

Assembly Bill No. 2432: By Mr. Thurman—An act to amend Section 8651 of the Revenue and Taxation Code, relating to the use of fuel tax.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 2433: By Mr. Kilpatrick (By request)—An act to amend Sections 1620, 1621, 2300, and 2301 of the Welfare and Institutions Code, relating to institutions for child care, home-finding agencies, and institutions and boarding homes for aged persons.

Referred to Committee on Social Welfare.

Assembly Bill No. 2434: By Mr. Kilpatrick (By request)—An act to add Section 1412 to the Health and Safety Code, relating to local jurisdiction over hospitals.

Referred to Committee on Public Health.

Assembly Bill No. 2435: By Mr. Sheridan—An act to add Sections 750.1 and 750.2 to the Insurance Code and to amend Section 12400 of the Insurance Code, relating to the payment of rebates and commissions by title insurers.

Referred to Committee on Finance and Insurance.

Assembly Bill No. 2436: By Mr. Sheridan—An act to amend Section 6816 of the Public Resources Code, relating to the disposition of moneys credited to the State Lands Act Fund.

Referred to Committee on Conservation and Planning.

Assembly Bill No. 2437: By Messrs. Sheridan and Burns—An act to amend Section 6658 of the Welfare and Institutions Code, relating to actions for the cost of commitment of mentally ill persons and for their support in state hospitals.

Referred to Committee on Judiciary.

Assembly Bill No. 2438: By Messrs. Sheridan, Dickey, and Brown—An act to add Section 10977 to the Insurance Code, relating to fraternal benefit societies.

Referred to Committee on Finance and Insurance.

Assembly Bill No. 2439: By Messrs. Sheridan and Brown—An act to add Section 277.5 to the Agricultural Code, relating to eradication of bee diseases.

Referred to Committee on Agriculture.

Assembly Bill No. 2440: By Messrs. Sheridan, Dickey, Dunn, Carey, Caldecott, and Sherwin—An act to amend Sections 8, 13, and 19, and to add Sections 4.6 and 8a to an act entitled "An act authorizing the establishment of municipal courts, prescribing their constitution, regulation, government, procedure and jurisdiction, and providing for the election and appointment of the judges, clerks and other attaches of such courts, their terms of office, qualification and compensation for the selection of jurors therein," approved May 23, 1925, as amended, relating to the establishment of municipal courts in cities of the second class.

Referred to Committee on Judiciary.

Assembly Bill No. 2441: By Messrs. Sheridan and Brown—An act to amend Sections 1534 and 1535 of the Probate Code, relating to guardians and wards in respect to rules governing sales proceedings.

Referred to Committee on Judiciary.

Assembly Bill No. 2442: By Mr. Sheridan—An act to amend Section 12421 of the Government Code, relating to official seals.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 2443: By Mr. Sheridan—An act to amend Sections 12460 and 12461 of the Government Code, relating to financial reports of the Controller.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 2444: By Mr. Sheridan—An act to add Section 11255 to the Government Code, relating to payments for interagency transactions.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 2445: By Messrs. Sheridan and Brown—An act to amend Section 16 of the Personal Property Brokers Act, as revised by Chapters 952 and 1044 of the Statutes of 1939, as amended, relating to restrictions on chattel mortgages.

Referred to Committee on Judiciary.

Assembly Bill No. 2446: By Messrs. Sheridan and Brown—An act to amend Section 1461.3 of the Probate Code, relating to proceedings for appointment of guardians for insane and incompetent persons in a state institution.

Referred to Committee on Judiciary.

Assembly Bill No. 2447: By Mr. Robertson—An act declaring certain corporations, individuals or association of individuals engaged, directly or indirectly, in the transportation of gas or crude oil or petroleum or the products thereof, for hire or otherwise, to be common carriers and public utilities and subject to the provisions of the Public Utilities Act.

Referred to Committee on Manufacturing, Oil, and Mining Industry.

REQUEST FOR UNANIMOUS CONSENT

Mr. Maloney asked for, and was granted, unanimous consent to take up Assembly Bill No. 2264, at this time, out of order, which is being held at the desk by unanimous consent.

CONSIDERATION OF ASSEMBLY BILL NO. 2264

Assembly Bill No. 2264—An act to amend Section 4 of an act entitled "An act to authorize the Department of Finance to acquire surplus property from the United States for the purpose of furnishing housing facilities for veterans attending universities and colleges and making an appropriation," relating to the administering of such housing facilities, declaring the urgency thereof, and providing that this act is to take effect immediately.

Bill read second time.

Resolution to Suspend Constitutional Provision

The following resolution was offered:

By Mr. Maloney:

Resolved, That Assembly Bill No. 2264 presents a case of urgency, as that term is used in Article IV, Section 15, of the Constitution, and the provision of that section requiring that the bill be read on three several days in each house is hereby dispensed with, and it is ordered that said bill be read the third time, considered engrossed, and placed upon its passage.

Resolution read.

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

AYES—Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Dunn, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Hahn, Heisinger, Hinckley, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—61.

NOES—None.

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

Assembly Bill No. 2264—An act to amend Section 4 of an act entitled "An act to authorize the Department of Finance to acquire surplus property from the United States for the purpose of furnishing housing facilities for veterans attending universities and colleges and making an appropriation," relating to the administering of such housing facilities, declaring the urgency thereof, and providing that this act is to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Dunn, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Hahn, Heisinger, Hinckley, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—61.

NOES—None.

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

AYES—Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Dunn, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Hahn, Heisinger, Hinckley, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McCollister,

McMillan, Miller, Niehouse, O'Day, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—61.

NOES—None.

Bill ordered transmitted to the Senate.

RECESS

At 11 a.m., on motion of Mr. Dickey, the Assembly recessed until 11.15 a.m.

REASSEMBLED

At 11.15 a.m., the Assembly reconvened.

Hon. Sam L. Collins, Speaker of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

ANNOUNCEMENTS

Mr. Dickey announced that the Legislative Bill Room will send to each Member of the Assembly a copy of the Semi-Final History and a copy of the Legislative Digest, during the recess.

He further announced that the Legislative Bill Room will also send to each member a complete set of bills; and that it will be unnecessary to bring these bills back as the bill sets now on the members' desks will be brought up to date.

MOTION TO INSTRUCT CHIEF CLERK TO SEE THAT DESK LIGHTS AND ALTERATIONS ARE PROVIDED

Mr. Dickey moved that the Chief Clerk be instructed, during the February recess, to see that needed lights and desk alterations are provided.

Motion carried.

REQUEST FOR UNANIMOUS CONSENT THAT DEPARTMENT OF MENTAL HYGIENE BE PERMITTED TO USE COMMITTEE ROOM

Mr. Dickey asked for, and was granted, unanimous consent that on February 17th and 18th, the Department of Mental Hygiene be permitted to use a fourth floor committee room for the purpose of holding a public meeting.

COMMUNICATIONS

By the Chief Clerk:

The following communication was received, read, and ordered printed in the Journal:

STATE OF CALIFORNIA, DEPARTMENT OF PUBLIC WORKS

SACRAMENTO, January 31, 1947

Mr. Arthur A. Ohnimus, Chief Clerk of the Assembly
State Capitol, Sacramento, California

DEAR SIR: Herewith is a Report on Feasibility of a Proposed Joint Use Tehachapi Tunnel, which report has been prepared in accordance with House Resolution No. 67, adopted February 6, 1946.

Very truly yours,

C. H. PURCELL, Director

Above mentioned report ordered filed with the Secretary of State.

MOTION THAT TIME BE EXTENDED ON PRESENTATION OF REPORTS

Mr. Ralph C. Dills moved that all Assembly committees be permitted to present their reports by April 1st instead of March 15th.

Mr. Dickey seconded the motion.

Motion carried.

ANNOUNCEMENT OF APPOINTMENTS

Pursuant to the provisions of Assembly Concurrent Resolution No. 14, which provides for a Joint Committee on the Survey of Angel Island, Speaker Collins announced the appointment of Messrs. McCollister, Chairman; Carey, and O'Day as members of said committee.

RESOLUTIONS

The following resolutions were offered:

By Messrs. Price, Geddes, Erwin, and Burke:

House Resolution No. 90

Relating to the memory of John R. Todd

WHEREAS, John R. Todd of Pomona, who in his daily life exemplified the finest attributes of one who is called citizen, neighbor, friend, husband and father, has been taken from those who knew and loved him suddenly and tragically; and

WHEREAS, John R. Todd was a business associate of our fellow member, R. Fred Price, and was a close personal friend of Assemblymen Ernest R. Geddes, Thomas M. Erwin, and Montivel A. Burke; and

WHEREAS, The kindly thoughtfulness of John R. Todd, his generosity, his deep interest and participation in civic affairs widened the circle of his friends far beyond the limits of his community; and

WHEREAS, John R. Todd is recognized on the rolls of many fraternal organizations and was a Past Master of Pomona Lodge No. 246, Free and Accepted Masons, Past Exalted Ruler of Pomona Benevolent and Protective Order of Elks, Past Commander of Charles P. Rowe Post of the American Legion, Past President of Pomona Rotary Club, and a member and leader in the Methodist Church; and

WHEREAS, To Grace, the wife of John R. Todd, his sons, Richard and John, and his daughters, Peggy and Marion, we offer our heartfelt sympathy and ask for them the comfort that comes from our Heavenly Father; now, therefore, be it

Resolved by the Assembly of the State of California, That when the Assembly adjourns this day it do so out of respect for the memory for John R. Todd; and be it further

Resolved, That a suitably engrossed copy of this resolution be prepared and transmitted to the family of John R. Todd.

Request for Unanimous Consent

Mr. Geddes asked for, and was granted, unanimous consent to take up House Resolution No. 90, at this time, without reference to committee or file.

Resolution read, and adopted unanimously.

By Messrs Grunsky, Silliman, Maloney, Allen, Anderson, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Sam L. Collins, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Hahn, Hawkins, Heisinger, Hinckley, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, McCollister, McMillan, Miller, Mrs. Niehouse,

Messrs. O'Day, Price, Robertson, Sheridan, Sherwin, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg:

House Resolution No. 91

Relative to adjournment in respect to the memory of James B. Holohan

WHEREAS, In the death of James B. Holohan a great and colorful figure has passed from public life in California; and

WHEREAS, James B. Holohan was in all respects a true native son of California, displaying a typical love of orderly life in his successful agricultural endeavors, at the same time endowed with a readiness for action, violent action when the situation demanded, which made many experiences of his life read like a saga of the Old West; and

WHEREAS, Many of these incidents arose from his office in public life, as Sheriff of Santa Cruz County, or as United States Marshal for the Northern District of California, an appointment he held for 10 years, during which there occurred the famous trial in which enraged Hindus suddenly began to fight it out among themselves, turning the crowded courtroom momentarily into a turbulent scene of blazing guns and terror, until quelled by his own cool and unerring marksmanship; and

WHEREAS, James B. Holohan had a lifelong interest in public education and did much to improve the public schools of his community; and

WHEREAS, When James B. Holohan became Warden of San Quentin Prison he instituted an effective system of education for the prisoners, and sponsored other humane and enlightened methods of administration; and

WHEREAS, James B. Holohan was twice elected to the Senate of California, in 1908 from the Twenty-ninth District, and in 1936 for the Twenty-third District; now, therefore, be it

Resolved by the Assembly of the State of California, That the Members of the Assembly on behalf of the people of the State of California hereby give fitting recognition to the long and distinguished public service of James B. Holohan, and express profound regret upon the loss occasioned to the State of California by his death; and be it further

Resolved, That the Chief Clerk of the Assembly transmit suitably prepared copies of this resolution, as an expression of the deep sympathy of the Members of this Assembly to the family of James B. Holohan: To his widow, Mrs. Helen Quilty Holohan, to his daughter, Josephine, and to his sister, Mrs. Edward E. Kelly; and be it further

Resolved, That when this Assembly this day adjourns it do so in respect to the memory of James B. Holohan

Request for Unanimous Consent That All Names Be Placed Upon House Resolution No. 91 as Co-Authors

Mr. Doyle asked for, and was granted, unanimous consent that the names of all members present be placed upon House Resolution No. 91 as co-authors.

Request for Unanimous Consent

Mr. Silliman asked for, and was granted, unanimous consent to take up House Resolution No. 91, at this time, without reference to committee or file.

Resolution read, and adopted unanimously by a rising vote.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, February 5, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 488—An act to amend Section 105 of the Revenue and Taxation Code, and to add Section 105.1 to said code, relating to property taxes and declaring the urgency thereof, to take effect immediately;

And reports that the same has been correctly enrolled, and presented to the Governor on the fifth day of February, 1947, at 11 a.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, February 5, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Joint Resolution No. 22
Assembly Joint Resolution No. 26

And reports the same correctly engrossed.

WEBER, Chairman

Above reported resolutions ordered on file for adoption.

REQUEST FOR UNANIMOUS CONSENT THAT ASSEMBLY BILL NO. 382 BE WITHDRAWN FROM THE COMMITTEE ON JUDICIARY, AND BE RE-REFERRED TO THE COMMITTEE ON PUBLIC MORALS

Mr. Brown asked for, and was granted, unanimous consent that Assembly Bill No. 382 be withdrawn from the Committee on Judiciary, and be re-referred to the Committee on Public Morals.

ANNOUNCEMENTS

Speaker Collins announced that all members should leave shipping instructions in their desks pertaining to whatever material they wish shipped to their offices for use during the constitutional recess.

CONSIDERATION OF THE PROPOSED PERMANENT STANDING RULES

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Rules:

Amendments to Proposed Permanent Standing Rules of the Assembly for the Fifty-seventh Session, 1947-1948, as Printed in the Assembly Journal for January 31, 1947

Amendment No. 1

On page 260 of the Journal, under Section A, strike out "three", and insert "two".

Amendment No. 2

On page 269 of the Journal, strike out the entire last paragraph.

Amendment No. 3

On page 261 of the Journal, starting at the top of the page, strike out the entire page down to the paragraph starting with "Twenty-five standing committees".

Amendment No. 4

On page 262 of the Journal, in the title "Motions to Change Membership or Meetings of Standing Committees", strike out "Meetings", and insert "Numbers".

Amendment No. 5

On page 263 of the Journal, under Section (h), after "Chairman of the", insert "Interim".

Amendment No. 6

On page 263 of the Journal, under Section (h), after "Organization", insert "if such a committee has been created,".

Amendment No. 7

On page 267 of the Journal, strike out all of Rule No. 25

Amendment No. 8

On page 269 of the Journal, in the second paragraph, after "Clerk's desk.", insert

"When received at the Clerk's desk it shall, under the proper order of business, be numbered, read the first time, referred to a standing committee, be printed, and a copy placed upon the desk of each member."

Amendment No. 9

On page 270 of the Journal, strike out all of Rule 41, and insert "A majority of the membership of any standing committee shall constitute a quorum for the transaction of its business, including the adoption of any amendments to any bill. At least a majority of all members constituting such committee shall be required to report a bill out of committee."

Amendment No. 10

On page 272 of the Journal, in Rule 53, after "present.", insert
"Before debate an extra copy of the proposed amendment must be delivered to the Clerk's desk and made available to the author of the bill."

Amendment No. 11

On page 273 of the Journal, strike out all of Rule No. 57.

Amendment No. 12

On page 276 of the Journal, in the last line, strike out "75", and insert "70".

Amendment No. 13

The Printer is hereby authorized to renumber the sections in their correct sequence.

Demand for Previous Question

Messrs. Grant, McMillan, Luckel, Allen, and Debs demanded the previous question.

Demand for previous question sustained.

The question being on the adoption of the amendments offered by the Rules Committee to the Proposed Permanent Standing Rules.

Motion to Strike Portion of Amendments

Mr. Cooke moved that a portion of the proposed amendments be stricken from the whole.

Mr. Doyle seconded the motion.

Substitute Motion

Mr. George D. Collins moved a division of the question.

RECESS

At 12.30 p.m., on motion of Mr. Cooke, the Assembly recessed until 1.30 p.m.

REASSEMBLED

At 1.30 p.m., the Assembly reconvened.

Hon. Sam L. Collins, Speaker of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

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

Assembly Bill No. 2448: By Mr. Robertson—An act to ratify and approve an interstate compact to conserve oil and gas, executed at Dallas, Texas, February 16, 1935, to authorize the Governor to execute said compact for, in behalf of, and in the name of the State of California to make the State a party thereto, and to provide for the participation of the State in said compact.

Referred to Committee on Manufacturing, Oil, and Mining Industry.

Assembly Bill No. 2449: By Mr. Robertson—An act to conserve the oil, gas, and other hydrocarbon wealth of the State of California, and to prevent waste thereof; creating an Oil and Gas Production Advisory Board; providing for the appointment of members of said board; fixing the term of office of such members; prescribing the powers, duties and authority of the Director of Natural Resources under this act, and of said board and the members thereof; providing for the conduct of proration

programs with respect to oil and gas and hydrocarbon products; providing for the enforcement of such programs; providing penalties for violation of such programs and for violation of the orders made hereunder.

Referred to Committee on Manufacturing, Oil, and Mining Industry.

Assembly Bill No. 2450: By Mr. Debs—An act to add Section 14.2 to the Alcoholic Beverage Control Act, relating to issuance of licenses.

Referred to Committee on Public Morals.

Assembly Bill No. 2451: By Messrs. George D. Collins, Gaffney, and Berry—An act to add Section 7432, and Article 8.5, comprising Sections 7402 to 7409, inclusive, to Chapter 10 of Division 3 of the Business and Professions Code, relating to minimum price schedules for services licensed under the chapter on cosmetology.

Referred to Committee on Public Health.

Assembly Bill No. 2452: By Messrs. George D. Collins, Gaffney, Berry, and Anderson—An act to amend Section 7301 of the Business and Professions Code, relating to the Board of Cosmetology.

Referred to Committee on Public Health.

Assembly Bill No. 2453: By Messrs. George D. Collins, Gaffney, and Berry—An act to add Section 6537.5 to the Business and Professions Code, relating to barbers' colleges.

Referred to Committee on Public Health.

Assembly Bill No. 2454: By Messrs. George D. Collins, Gaffney, Berry, and Anderson—An act to amend Section 7414 of the Business and Professions Code, relating to licenses issued by the State Board of Cosmetology.

Referred to Committee on Public Health.

Assembly Bill No. 2455: By Messrs. George D. Collins and Gaffney—An act to amend Section 6535 of the Business and Professions Code, relating to the number of hours of student training in barber colleges.

Referred to Committee on Public Health.

Assembly Bill No. 2456: By Messrs. Wollenberg and Maloney—An act to amend Section 22 of the Bank and Corporation Franchise Tax Act, relating to the appointment of the Franchise Tax Commissioner.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 2457: By Mr. Maloney—An act to amend Section 22 of the Bank and Corporation Franchise Tax Act, relating to the Franchise Tax Commissioner.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 2458: By Messrs. Sheridan, Carey, Caldecott, Dunn, Dickey, and Sherwin—An act making an appropriation to the Department of Agriculture for construction of a pavilion in Alameda County.

Referred to Committee on Agriculture.

Assembly Bill No. 2459: By Messrs. Carey, Caldecott, Dunn, and Brown—An act to amend Section 675.5 of the Vehicle Code, relating to safety glass.

Referred to Committee on Transportation and Commerce.

ANNOUNCEMENT OF COMMITTEE APPOINTMENTS

Pursuant to the provisions of House Resolution No. 73, creating an Assembly Interim Committee on Military Affairs, Speaker Collins announced the appointment of Messrs. McCollister, Chairman; Allen, Clayton A. Dills, Dolwig, and Huyck as members of said committee.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

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

Assembly Bill No. 2460: By Mr. Sheridan—An act making an appropriation to the State Controller for support.

Referred to Committee on Ways and Means.

Assembly Bill No. 2461: By Mr. Debs—An act to amend Section 985 of, and to add Section 988.5 to, the Military and Veterans Code, relating to farm and home purchases for nonresident veterans, and making an appropriation therefor.

Referred to Committee on Military Affairs.

Assembly Bill No. 2462: By Mr. Miller—An act to add Sections 4888 and 4889 to the Health and Safety Code, relating to powers of boards of sewer maintenance districts.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 2463: By Messrs. Miller, George D. Collins, Gaffney, Kilpatrick, Berry, Brown, Cooke, Crichton, Lester T. Davis, O'Day, and Robertson—An act to repeal certain temporary provisions specified in this act relating to elections, including provisions relating to war voters, absent voting, and the times for elections, meetings of political parties, and filing of election documents.

Referred to Committee on Elections and Reapportionment.

Assembly Bill No. 2464: By Mr. Thorp—An act to add Section 172b to the Civil Code, relating to community property held in joint tenancy.

Referred to Committee on Judiciary.

Assembly Bill No. 2465: By Messrs. O'Day, George D. Collins, Gaffney, Berry, Blosser, Brady, Maloney, and Wollenberg—An act to amend Section 19622 of the Business and Professions Code, relating to the disposition of state revenues derived from the regulation and licensing of horse racing, horse race meetings, and wagering on the results thereof.

Referred to Committee on Public Morals.

Assembly Bill No. 2466: By Messrs. Luckel and Cramer—An act to amend Section 40 of the Alcoholic Beverage Control Act, relating to

the issuance, protest, denial, suspension and revocation of licenses to sell alcoholic beverages.

Referred to Committee on Public Morals.

Assembly Bill No. 2467: By Mr. Luckel, Mrs. Niehouse, and Mr. Cramer—An act to provide for works for development and protection of the beach at Ocean Beach and providing for the continued availability therefor of funds presently available under agreement pursuant to Chapter 942, Statutes of 1941.

Referred to Committee on Conservation and Planning.

Assembly Bill No. 2468: By Messrs. Thompson and McCollister—An act to amend Section 53.75 of the Alcoholic Beverage Control Act, relating to labeling of wines.

Referred to Committee on Public Morals.

Assembly Bill No. 2469: By Mr. Hawkins—An act to add Sections 703.5 and 703.6 to the Insurance Code, relating to unlawful acts of motor vehicle liability insurers.

Referred to Committee on Finance and Insurance.

Assembly Bill No. 2470: By Mr. Allen—An act to add Section 19432.6 to the Education Code, relating to the use of school premises as civic centers.

Referred to Committee on Education.

Assembly Bill No. 2471: By Mr. Evans—An act to add Section 1151.5 to the Welfare and Institutions Code, relating to persons who escape from Preston School of Industry.

Referred to Committee on Crime and Correction.

Assembly Bill No. 2472: By Mr. Evans—An act to add Section 1155 to the Welfare and Institutions Code, relating to state reimbursement to persons suffering loss or damage inflicted by persons on escape from Preston School of Industry, specifying the powers and duties of the Youth Authority in connection therewith, and making an appropriation therefor.

Referred to Committee on Crime and Correction.

Assembly Bill No. 2473: By Mr. Miller—An act to amend Section 4912, 4913, 4914, 4915, 4915.1, 4917, and 4919 of the Education Code, relating to reorganization of school districts.

Referred to Committee on Education.

Assembly Bill No. 2474: By Mr. Miller—An act to amend Sections 8921, 8938, 8939, 8981, and 9005 of, and to repeal Sections 9001 and 9003 of, the Health and Safety Code, relating to public cemetery districts.

Referred to Committee on Public Health.

Assembly Bill No. 2475: By Messrs. George D. Collins and Miller—An act to repeal Article 6, consisting of Sections 433, 433.6, 434, 435, 436, 437, 438, 439, 440, 441, 442, 443, 443.1, 444, 444.5, and 445, of Chapter 3 of Title 1 of Part 3 of the Political Code, and to add a new article

numbered Article 6 to Chapter 3 of Title 1 of Part 3 of the Political Code, and to repeal Sections 658 and 679 of said code, relating to the Auditor General and the transfer of certain duties heretofore exercised by the State Controller and the Department of Finance to the Auditor General and providing for the auditing and management of the fiscal and business affairs of the State.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 2476: By Messrs. George D. Collins, Miller, and Cooke—An act to add Article 2ff, comprising Sections 365.1 to 365.3, inclusive, to Chapter 3 of Title 1 of Part 3 of the Political Code, relating to a Department of Audit, and prescribing its powers and duties.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 2477: By Messrs. George D. Collins, Miller, and Cooke—An act to add two new articles to Chapter 3 of Title 1 of Part 3 of the Political Code, one to be numbered Article 2.5 embracing Sections 360 to 360i, both inclusive, and creating a Department of Revenue, and one to be numbered Article 2.8 embracing Sections 360j to 360m, both inclusive, and creating a Board of Tax Appeals, all relating to state revenues and taxes.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 2478: By Messrs. George D. Collins, Miller, and Cooke—An act to enact a Fiscal Code, relating to state revenue, taxes, moneys and property, and the collection, acquisition, disposition, administration, supervision, management, control and use thereof, and budgeting, auditing, accounting and reporting with respect thereto.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 2479: By Messrs. George D. Collins, Miller, and Cooke—An act to add a new article numbered 6a, consisting of Sections 446 to 451, both inclusive, to Chapter 3 of Title 1 of Part 3 of the Political Code, relating to the duties of the Auditor General, and providing for the auditing and management of the fiscal and business affairs of the State.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 2480: By Messrs. Berry, George D. Collins, Gaffney, and O'Day—An act making an appropriation to the Board of State Harbor Commissioners for the purchase of fire boats and equipment for San Francisco Bay.

Referred to Committee on Transportation and Commerce.

Assembly Bill No. 2481: By Mr. O'Day—An act to amend Section 16902 of the Business and Professions Code, relating to the preservation and regulation of competition.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 2482: By Mr. O'Day—An act to add Section 6B to an act entitled "An act authorizing the establishment of municipal courts, prescribing their constitution, regulation, government, procedure and jurisdiction, and providing for the election and appointment of the

judges, clerks, and other attaches of such courts, their terms of office, qualification and compensation and for the selection of jurors therein," approved May 23, 1925, relating to municipal courts.

Referred to Committee on Judiciary.

Assembly Bill No. 2483: By Messrs. Sherwin and Sheridan—An act to amend Section 7026 of the Business and Professions Code, relating to the definition of the word "Contractor."

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 2484: By Mr. M. Philip Davis—An act to add Sections 6385.6 and 6403.6 to the Revenue and Taxation Code, relating to the exemption of sales of books to public libraries, and of the use, storage or consumption thereof.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 2485: By Mr. O'Day—An act to add Section 11006 to the Revenue and Taxation Code, relating to vehicle license fee money allocable to cities.

Referred to Committee on Transportation and Commerce.

Assembly Bill No. 2486: By Mr. O'Day—An act to add Section 4036.5 to the Business and Professions Code, relating to prescriptions prepared by pharmacists.

Referred to Committee on Public Health.

COMMUNICATIONS

By Speaker Collins:

The following communication was received, read, and ordered printed in the Journal:

(COPY)

February 4, 1947

Zanna M. Osgood
433 South Hope St
Los Angeles 13, California

DEAR MADAM: I have yours of January 23d, enclosing a song entitled "Poppies," by Leila France, and requesting that this song be adopted as our State Song.

In reply I wish to advise that this is not a matter which comes under the jurisdiction of this office, but is one to be considered by the California Legislature.

I am therefore taking the liberty of forwarding your letter, together with the copy of the song, to the Clerk of the Assembly for attention and consideration.

Sincerely yours,

(Signed) FRANK M. JORDAN, Secretary of State

Copy to: California Legislature
Capitol Bldg., Sacramento, California

Above mentioned letter and song ordered referred to the Committee on Rules.

ANNOUNCEMENT OF COMMITTEE APPOINTMENTS

Pursuant to the provisions of House Resolution No. 86, creating an Assembly Committee on Public Accountants, Speaker Collins announced the appointment of Messrs. McMillan, Chairman; Geddes, and Collier as members of said committee.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

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

Assembly Bill No. 2487: By Mr. O'Day—An act to add Section 318.2 to the Agricultural Code, relating to the freezing of meat.

Referred to Committee on Agriculture.

Assembly Bill No. 2488: By Mr. O'Day—An act to add Chapter 2A to Division 8 of the Business and Professions Code, relating to deep freezing plants and the products frozen therein.

Referred to Committee on Agriculture.

Assembly Bill No. 2489: By Mr. O'Day—An act to add Article 5A to Chapter 3 of Division 21 of the Health and Safety Code, relating to deep-freezing plants and food products frozen in such plants.

Referred to Committee on Agriculture.

Assembly Bill No. 2490: By Mr. Hollibaugh—An act to amend Sections 6451, 6452, 6482, 6487, 6513, 6538, 6701, 6902, and 6907 of the Revenue and Taxation Code, to renumber Section 6702 of said code, and to add to said code Sections 6456, 6702, 6703, 6704, 6705, 6706, and 6707, all relating to the taxation of the privilege of selling and of storing, using, or otherwise consuming tangible personal property, to make certain exceptions in the application of Section 6701 of said code and providing that this act shall take effect immediately.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 2491: By Mr. Miller—An act to add Section 515 to the Streets and Highways Code, relating to state highway routes and adding a new route.

Referred to Committee on Conservation and Planning.

Assembly Bill No. 2492: By Messrs. George D. Collins, Gaffney, Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Caldecott, Carey, Cooke, Crichton, Crowley, Lester T. Davis, Dolwig, Doyle, Dunn, Fletcher, Hahn, Hawkins, Heisinger, Hollibaugh, James, Kilpatrick, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Mrs. Niehouse, Messrs. O'Day, Robertson, Rosenthal, Sheridan, Silliman, Thomas, Thompson, and Waters—An act to add Section 6365 to the Revenue and Taxation Code, relating to exemptions from the sales and use taxes.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 2493: By Mr. George D. Collins—An act to add Chapter 5.5 to Division 9 of the Health and Safety Code, relating to information concerning divorce and annulment proceedings, and making an appropriation.

Referred to Committee on Judiciary

Assembly Bill No. 2494: By Mr Maloney—An act to amend Sections 12126, 12151, 12153, 12154, 12155, 12276, 12402, 12405, 12431, 12435, 12464, 12465, 12494, 12495, 12622, 12623, 12624, 12676, 12682,

12801, 12802, 12803, 12834, 12952, 12976, 12977, 12997, 12998, 13102, 13103, 13105, 13112, and 13113, to add Section 12440, and to repeal Sections 12127, 12401, 12403, 12432, 12433, 12434, 12437, 12438, 12461, and 12625 of the Revenue and Taxation Code, relating to the taxation of insurance companies.

Referred to Committee on Finance and Insurance.

Assembly Bill No. 2495: By Mr. Sheridan—An act to amend Section 1244 of the Code of Civil Procedure, relating to allegations in complaint in proceedings in eminent domain.

Referred to Committee on Judiciary.

Assembly Bill No. 2496: By Mr. Sheridan—An act to amend Section 1706.8 of the Insurance Code and to add Section 1706.81 to the Insurance Code, relating to the appointment and examination of life insurance agents.

Referred to Committee on Finance and Insurance.

Assembly Bill No. 2497: By Messrs. Sheridan, Brown, and Sherwin—An act to amend Section 6655 of the Welfare and Institutions Code, relating to payments for the care, support, maintenance, and expenses of persons committed to state hospitals.

Referred to Committee on Public Health.

Assembly Bill No. 2498: By Mr. Sheridan—An act to amend Section 3440 of the Civil Code, relating to fraudulent conveyances.

Referred to Committee on Judiciary.

Assembly Bill No. 2499: By Messrs. Sheridan and Brown—An act to add Section 16g to the Bank Act, relating to refusal to honor checks or withdrawal orders, or access to safe deposit vaults or boxes.

Referred to Committee on Judiciary.

Assembly Bill No. 2500: By Mr. Sheridan—An act to amend Section 4250; to repeal Section 4254 and to add a new Section 4254 to the Labor Code, relating to rejecting the provisions of the Workmen's Compensation Law.

Referred to Committee on Finance and Insurance.

Assembly Bill No. 2501: By Mr. Sheridan—An act to amend Section 6650 of the Welfare and Institutions Code, relating to payments for the care and treatment of patients in state institutions.

Referred to Committee on Judiciary.

Assembly Bill No. 2502: By Mr. Burke—An act to add Sections 2954 and 2954.5 to the Civil Code, relating to mortgages.

Referred to Committee on Judiciary.

Assembly Bill No. 2503: By Mr. Doyle—An act to add Section 337g to the Penal Code, relating to gaming and gambling and acts in futherance thereof.

Referred to Committee on Public Morals.

Assembly Bill No. 2504: By Mr Dickey—An act to amend Section 19761 of the Government Code, relating to pay rolls of state officers and employees.

Referred to Committee on Civil Service and State Personnel.

Assembly Bill No. 2505: By Mr. James—An act to amend Section 11009 of the Government Code, relating to investments of funds and the sale or exchange of securities by state agencies and the powers of the Department of Finance.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 2506: By Mr. James—An act to amend Section 16471 of the Government Code, relating to investment of surplus state funds, and creating the Surplus Money Investment Fund.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 2507: By Messrs. Hollibaugh and Anderson—An act to add Chapter 12 to Part 2, Division 2 of the Revenue and Taxation Code, relating to the powers of cities, counties and cities and counties to levy and collect a motor vehicle fuel license tax for street and highway purposes.

Referred to Committee on Revenue and Taxation.

ANNOUNCEMENT OF COMMITTEE APPOINTMENTS

Speaker Collins announced the appointment of Mr. Evans as a member of the Committee on Education; the appointment of Mr. Crichton as a member of the Committee on Ways and Means; the appointments of Messrs. Blosser, Evans and Waters as members of the Committee on Governmental Efficiency and Economy; the appointment of Mr. Thomas, as Chairman of the Assembly Committee on California Vocational Institution, vice Mr. Doyle, resigned (pursuant to the provisions of House Resolution No. 81).

RESOLUTIONS

The following resolution was offered:

By Messrs. M. Philip Davis, Huyck, and Waters:

House Resolution No. 92

Relative to the creation of the Assembly Committee on a World Trade Fair and War Memorial

WHEREAS, Proposals have been made for the establishment of a Permanent Annual Trade Exposition, including space therein for display by merchants, manufacturers and traders of the products of all countries interested in trade with our Country, and particularly the countries of Latin America and Asia, and with further provision for auditoriums and other facilities for commercial, educational and cultural use; and

WHEREAS, It appears that the establishment of such an Annual Trade Exposition in the Los Angeles area would appeal particularly to the Latin American nations and to all nations of the Pacific; now, therefore, be it

Resolved by the Assembly of the State of California, As follows

1. The Assembly Committee on a World Trade Fair and War Memorial is hereby created and authorized and directed to ascertain, study and analyze all facts relating to a World Trade Fair and War Memorial in Los Angeles County and an Annual Trade Exposition in the Los Angeles area, including but not limited to the operation, effect, administration, enforcement and needed revision of any and all laws in any way bearing upon or relating to the subject of this resolution, and to report thereon to the Assembly, including in the reports its recommendations for appropriate legislation.

2. The committee shall consist of three Members of the Assembly appointed by the Speaker thereof. Vacancies occurring or existing in the membership of the committee shall be filled by the appointing power.

3. The committee is authorized to act during this session of the Legislature, including any recess, but not after the fifth legislative day following the constitutional recess.

4. The committee and its members shall have and exercise all of the rights, duties and powers conferred upon investigating committees and their members by the provisions of the Joint Rules of the Senate and Assembly and of the Standing Rules of the Assembly as they are adopted and amended from time to time, which provisions are incorporated herein and made applicable to this committee and its members.

5. The committee has the following additional powers and duties:

(a) To select a chairman and a vice chairman from its membership.

(b) To contract with such other agencies, public or private, as it deems necessary for the rendition and affording of such services, facilities, studies and reports to the committee as will best assist it to carry out the purposes for which it is created.

(c) To cooperate with and secure the cooperation of county, city, city and county, and other local law enforcement agencies in investigating any matter within the scope of this resolution and to direct the sheriff of any county to serve subpenas, orders and other process issued by the committee.

(d) To report its findings and recommendations to the Legislature and to the people from time to time and at any time, not later than herein provided.

(e) To do any and all other things necessary or convenient to enable it fully and adequately to exercise its powers, perform its duties, and accomplish the objects and purposes of this resolution.

6. The sum of five thousands dollars ($5.000) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Assembly for the expenses of the committee and its members and for any charges, expenses or claims it may incur under this resolution, to be paid from the said contingent fund and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read, and referred to the Committee on Rules.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, February 5, 1947

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

Assembly Bill No. 372
Assembly Bill No. 374
Assembly Bill No. 419
Assembly Bill No. 550
Assembly Bill No. 626
Assembly Bill No. 966

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bills ordered enrolled.

SENATE CHAMBER, SACRAMENTO, February 5, 1947

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

Assembly Bill No. 402
Assembly Bill No. 974
Assembly Bill No. 975

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bills ordered enrolled.

SENATE CHAMBER, SACRAMENTO, February 5, 1947

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

Assembly Bill No. 747
Assembly Joint Resolution No. 19

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

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bills ordered to unfinished business file.

SENATE CHAMBER, SACRAMENTO, February 5, 1947

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

Assembly Concurrent Resolution No. 11
Assembly Concurrent Resolution No. 23
Assembly Concurrent Resolution No. 31
Assembly Joint Resolution No. 3
Assembly Joint Resolution No. 16
Assembly Joint Resolution No. 17

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above resolutions ordered enrolled.

SENATE CHAMBER, SACRAMENTO, February 5, 1947

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

Assembly Bill No. 714

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

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bill ordered to unfinished business file.

SENATE CHAMBER, SACRAMENTO, February 4, 1947

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

Assembly Concurrent Resolution No. 28
Assembly Concurrent Resolution No. 30
Assembly Concurrent Resolution No. 41

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above reported resolutions ordered enrolled.

SENATE CHAMBER, SACRAMENTO, February 4, 1947

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

Assembly Joint Resolution No. 25

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above resolution ordered enrolled.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

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

Assembly Bill No. 2508: By Mr. Weber—An act to add Chapter 7, comprising Sections 1115 to 1125, inclusive, to Part 3, Division 2 of the Labor Code, relating to mediation and arbitration of labor disputes.

Referred to Committee on Industrial Relations.

Assembly Bill No. 2509: By Mr. Weber—An act to provide for the establishment of master and official plans in cities, cities and counties, and counties, and for the adoption of ordinances pursuant thereto; to prescribe the manner of adoption of such plans, portions thereof and amendments thereto, and the composition and effects thereof; to provide for the establishment and appointment of planning commissions by cities, cities and counties, and counties, for the creation of regional planning districts and the establishment and appointment of regional planning commissions and the State Conservation and Planning Board and

Director of Planning; to define the powers and duties of such commissions and the State Conservation and Planning Board and the Director of Planning, and to provide for the exercise of such powers; to provide for the levy of special taxes for the support of planning commissions, and making certain expenditures legal charges against the funds of cities, cities and counties, and counties; and prescribing penalties for the violation thereof; and to repeal the Planning Act, as amended, relating to planning commissions.

Referred to Committee on Conservation and Planning.

Assembly Bill No. 2510: By Messrs. Weber and Kirkwood—An act to amend Section 2 of the Planning Act, relating to planning commissions.

Referred to Committee on Conservation and Planning.

Assembly Bill No. 2511: By Mr. Weber—An act to provide for planning and conservation, creating a State Conservation and Planning Board, prescribing its powers and duties, and providing for planning, conservation, and utilization of the resources of the State, and making an appropriation.

Referred to Committee on Conservation and Planning.

Assembly Bill No. 2512: By Mr. Weber—An act to add Section 2.7 to the Planning Act, relating to urban planning commissions.

Referred to Committee on Conservation and Planning.

Assembly Bill No. 2513: By Mr. Weber—An act to amend Section 4 of the Planning Act, relating to the powers and duties of the Planning Commission.

Referred to Committee on Conservation and Planning.

Assembly Bill No. 2514: By Mr. Weber—An act relating to the use and occupation of real property lying within the lines of public improvements adopted as precised plans under the Planning Act, restricting the use of property within such lines, and prescribing the powers and duties of certain public officers in connection therewith.

Referred to Committee on Conservation and Planning.

Assembly Bill No. 2515: By Mr. Weber—An act to add Article 4 to Chapter 3 of Division 1 of the Streets and Highways Code, relating to the use and occupation of real property lying within the lines of mapped state highways, restricting the use of property within such lines by the persons owning or possessing the same in the interest of such persons and the public, and prescribing the powers and duties of certain state and local officers in connection with the carrying out of the provisions of said article.

Referred to Committee on Conservation and Planning.

Assembly Bill No. 2516: By Mr. Weber—An act to add Section 1239.5 to the Code of Civil Procedure, relating to eminent domain and the use of property acquired pursuant to eminent domain proceedings by the state and public agencies.

Referred to Committee on Conservation and Planning.

Assembly Bill No. 2517: By Mr. Weber—An act to provide for the coordination and unification of the planning, operating, and financing of public works, facilities, and services under regional authorities, for the eliminating of the overlapping and superimposing of public districts levying taxes or assessments on property within their boundaries, and to provide for the more orderly conservation and development of the resources of this State.

Referred to Committee on Conservation and Planning.

Assembly Bill No. 2518: By Mr. Weber—An act to add Article 10, comprising Sections 8001 to 8026, inclusive, to Chapter 4 of Part 3 of Division 6 of the Public Resources Code, relating to surveys and maps, creating the office of State Director of Maps and Surveys, and prescribing his powers and duties, making an appropriation therefor, and repealing "An act to provide for basic topographic mapping of the State of California and making an appropriation therefor," approved July 17, 1945.

Referred to Committee on Conservation and Planning.

Assembly Bill No. 2519: By Messrs. Weber and Thorp—An act making an appropriation for a state office building in the City of Stockton.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 2520: By Messrs. Weber and Thorp—An act relating to certain state-owned real property in the City of Stockton, granting a right of way over said property to the City of Stockton, authorizing the Department of Mental Hygiene to sell the said property after removing and disposing of bodies interred therein, and making an appropriation.

Referred to Committee on Conservation and Planning.

Assembly Bill No. 2521: By Messrs. Weber, Evans, and Debs—An act to add Section 13077 to the Government Code, relating to the powers of the Director of Finance.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 2522: By Mr. Weber—An act to add Section 1905 to the Government Code, relating to the State Capitol Building.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 2523: By Mr. Dolwig—An act to add Section 129.5 to the Penal Code, relating to false swearing and prescribing the penalty therefor.

Referred to Committee on Judiciary.

Assembly Bill No. 2524: By Mr. Dolwig—An act to add Section 8113 to the Health and Safety Code, relating to grave markers in cemeteries.

Referred to Committee on Public Health.

Assembly Bill No. 2525: By Mr. Stephenson—An act to add Section 18104 to the Government Code, relating to sick leave.

Referred to Committee on Civil Service and State Personnel.

RESOLUTIONS

The following resolution was offered:

By Messrs. Maloney, Dunn, and Gaffney:

House Resolution No. 93

Relative to the Building Trades Industries plan for industrial peace

WHEREAS, There has recently been concluded between the Building Construction Trades Department of the American Federation of Labor and the Associated General Contractors of America an agreement on a no strike and no lockout plan for settlement of all employer-labor differences arising in the Building Trades Industries; and

WHEREAS, The successful conclusion of these negotiations and the agreement reached represent efforts of a statesmanlike character on the part of all representatives participating, and stand as a symbol of industrial peace and of democracy in action; and

WHEREAS, These agreements mean uninterrupted work and production in these critical industries at a time when it is most needed, and the plan demonstrates that labor and management through collective bargaining can settle their differences and carry on their business in a manner best suited to serve the public interest; now, therefore, be it

Resolved by the Assembly of the State of California, That this Assembly, on behalf of the people of the State of California, hereby congratulates and commends the representatives of the Associated General Contractors of America and of the Building and Construction Trades Department of the American Federation of Labor, representing 19 unions, upon the successful negotiation of this agreement which will be a guide and an inspiration to both labor and management in other fields of industry to arrive at similar workable plans for the settlement of differences, obviating industrial strife and bringing production to the high level of efficiency and workmanship which has made the United States the industrial leader of the world; and be it further

Resolved, That the Chief Clerk of the Assembly transmit copies of this resolution to those who signed the agreement on behalf of both labor and management: Herbert E. Foreman, Managing Director, and James D. Marshall, Assistant Managing Director of the Contractors' Association, and Richard Gray, President, and Herbert Rivers, Secretary-Treasurer, for the American Federation of Labor Building and Construction Trades Department.

Request for Unanimous Consent

Mr. Maloney asked for, and was granted, unanimous consent to take up House Resolution No. 93, at this time, without reference to committee or file.

Resolution read, and adopted.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, February 4, 1947

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

Assembly Joint Resolution No. 22
Assembly Concurrent Resolution No 43
Assembly Concurrent Resolution No. 45

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above reported resolutions ordered enrolled.

SENATE CHAMBER, SACRAMENTO, February 5, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed:

Assembly Bill No. 2264

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bill ordered enrolled.

REPORTS OF STANDING COMMITTEES

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, February 5, 1947

MR. SPEAKER: Your Committee on Rules, to which was referred:

House Resolution No. 62

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

DICKEY, Chairman

Above reported resolution ordered on file for adoption.

ASSEMBLY CHAMBER, SACRAMENTO, February 5, 1947

MR. SPEAKER: Your Committee on Rules, to which was referred:

House Resolution No. 40

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and be adopted, as amended.

DICKEY, Chairman

Above reported resolution ordered on file.

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, February 5, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1087

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bill ordered re-referred to the Committee on Public Utilities and Corporations.

Speaker Pro Tempore Presiding

At 2.05 p.m., Hon. Thomas A. Maloney, Speaker pro Tempore of the Assembly, presiding.

FURTHER CONSIDERATION OF PROPOSED PERMANENT STANDING RULES

Motion That Amendments to Proposed Permanent Standing Rules Be Adopted

Mr. Dickey moved that the amendments offered by the Committee on Rules to the Proposed Permanent Standing Rules be adopted.

Speaker Presiding

At 2.25 p.m., Hon. Sam L. Collins, Speaker of the Assembly, presiding.

Point of Order

Mr. Cooke arose to the following point of order: That Mr. Weber is not speaking to the question.

Ruling by the Speaker

The Speaker ruled the point of order not well taken.

Demand for Previous Question

Messrs. M. Philip Davis, Butters, Grant, Ralph C. Dills, and Luckel demanded the previous question.

Demand for previous question sustained.

The question being on the adoption of the amendments offered by the Committee on Rules to the Proposed Permanent Standing Rules.

Amendments read, and adopted.

RESOLUTIONS

The following resolution was offered:

By Mr. Dickey:

House Resolution No. 94

Be it Resolved, That the proposed Permanent Standing Rules of the Assembly as printed in the Assembly Journal of January 31, 1947, pages 259 through 281, as amended, be and the same are hereby adopted as the Permanent Standing Rules of the Assembly for the Fifty-seventh Session, 1947-1948.

Request for Unanimous Consent

Mr. Dickey asked for unanimous consent to take up House Resolution No. 94, at this time, without reference to committee or file.

Mr. George D. Collins withheld unanimous consent.

CONSIDERATION OF FURTHER AMENDMENTS TO THE PROPOSED PERMANENT STANDING RULES (BY UNANIMOUS CONSENT)

Motion to Amend

Mr. George D. Collins moved the adoption of the following amendments:

Amendment No. 1

After Rule 102, insert:

Regulation of Lobbying

103. (1) When used in this rule:

(a) The term "contribution" includes a gift, subscription, loan, advance, or deposit of money or anything of value and includes a contract, promise, or agreement, whether or not legally enforceable, to make a contribution.

(b) The term "expenditure" includes a payment, distribution, loan, advance, deposit, or gift of money or anything of value, and includes a contract, promise, or agreement, whether or not legally enforceable, to make an expenditure.

(c) The term "person" includes an individual, partnership, committee, association, corporation, and any other organization or group of persons.

(d) The term "Secretary" means the Secretary of State of California.

(e) The term "legislation" means bills, resolutions, amendments, nominations, and other matters pending or proposed in either house of the Legislature, and includes any other matter which may be the subject of action by either house.

(2) (a) It shall be the duty of every person who shall in any manner solicit or receive a contribution to any organization or fund for the purposes hereinafter designated to keep a detailed and exact account of:

All contributions of any amount or of any value whatsoever;

The name and address of every person making any such contribution of $200 or more and the date thereof;

All expenditures made by or on behalf of such organization or fund; and

The name and address of every person to whom any such expenditure is made and the date thereof.

(b) It shall be the duty of such person to obtain and keep a receipted bill, stating the particulars, for every expenditure of such funds exceeding $10 in amount, and to preserve all receipted bills and accounts required to be kept by this section for a period of at least two years from the date of the filing of the statement containing such items.

(3) Every individual who receives a contribution of $200 or more for any of the purposes hereinafter designated shall within five days after receipt thereof render to the person or organization for which such contribution was received a detailed account thereof, including the name and address of the person making such contribution and the date on which received.

(4) (a) Every person receiving any contributions or expending any money for the purposes designated in subparagraph (a) or (b) of paragraph (6) shall file with the secretary between the first and tenth day of each calendar month, a statement containing complete as of the day next preceding the date of filing:

The name and address of each person who has made a contribution of two hundred dollars ($200) or more not mentioned in the preceding report; except that the first report filed pursuant to this title shall contain the name and address of each person who has made any contribution of two hundred dollars ($200) or more to such person since the effective date of this title;

The total sum of the contributions made to or for such person during the calendar year and not stated under the preceding paragraph;

The total sum of all contributions made to or for such person during the calendar year;

The name and address of each person to whom an expenditure in one or more items of the aggregate amount or value, within the calendar year, of ten dollars ($10)

or more has been made by or on behalf of such person, and the amount, date, and purpose of such expenditure;

The total sum of all expenditures made by or on behalf of such person during the calendar year and not stated under the preceding paragraph;

The total sum of expenditures made by or on behalf of such person during the calendar year.

(b) The statements required to be filed by subparagraph (a) shall be cumulative during the calendar year to which they relate, but where there has been no change in an item reported in a previous statement only the amount need be carried forward.

(5) A statement required by this rule to be filed with the secretary:

(a) Shall be deemed properly filed when deposited in an established post office within the prescribed time, duly stamped, registered, and directed to the Secretary of State, State Capitol, Sacramento, California, but in the event it is not received, a duplicate of such statement shall be promptly filed upon notice by the secretary of its nonreceipt;

(b) Shall be preserved by the secretary for a period of two years from the date of filing, shall constitute part of the public records of his office, and shall be open to public inspection

(6) The provisions of this rule shall apply to any person (except a duly organized state or local committees of a political party), who by himself, or through any agent or employee or other persons in any manner whatsoever, directly or indirectly, solicits, collects, or receives money or any other thing of value to be used principally to aid, or the principal purpose of which person is to aid, in the accomplishment of any of the following purposes:

(a) The passage or defeat of any legislation by the Legislature of the State of California.

(b) To influence, directly or indirectly, the passage or defeat of any legislation by the Legislature of the State of California

(7) (a) Any person who shall engage himself for pay or for any consideration for the purpose of attempting to influence the passage or defeat of any legislation by the Legislature of the State of California shall, before doing anything in furtherance of such object, register with the Secretary of State and shall give to that officer in writing and under oath, his name and business address, the name and address of the person by whom he is employed, and in whose interest he appears or is to receive, by whom he is paid or is to be paid, how much he is to be paid for expenses, and what expenses are to be included Each such person so registering shall, between the first and tenth day of each calendar month, so long as his activity continues, file with the secretary a detailed report under oath of all money received and expended by him during the preceding calendar quarter in carrying on his work; to whom paid; for what purposes; and the names of any papers, periodicals, magazines, or other publications in which he has caused to be published any articles or editorials; and the proposed legislation he is employed to support or oppose. The provisions of this section shall not apply to any person who merely appears before a committee of the Senate or Assembly in support of or opposition to legislation; nor to any public official acting in his official capacity; nor in the case of any newspaper or other regularly published periodical (including any individual who owns, publishes, or is employed by any such newspaper or periodical) which in the ordinary course of business publishes news items, editorials, or other comments, or paid advertisements, which directly or indirectly urge the passage or defeat of legislation, if such newspaper, periodical, or individual, engages in no further or other activities in connection with the passage or defeat of such legislation, other than to appear before a committee of the Senate or Assembly in support of or in opposition to such legislation.

(b) All information required to be filed under the provisions of this section with the secretary shall be compiled by said secretary, as soon as practicable after the close of the calendar month with respect to which such information is filed and shall be printed in the Assembly Journal

(8) All reports and statements required under this title shall be made under oath, before an officer authorized by law to administer oaths.

(9) The Assembly Committee on Rules, on complaint by any Member of the Assembly, or on its own motion, shall investigate any alleged violation of this rule. If, after hearing, the committee determines that any person has violated this rule, such person shall be prohibited, for a period of_____from the date of such determination, from attempting to influence, directly or indirectly, the passage or defeat of any proposed legislation or from appearing before a committee of the Assembly in support of or opposition to proposed legislation"

Amendment read.

Roll Call Demanded

Messrs. Heisinger, Gaffney, and Lowrey demanded a roll call.

The roll was called, and the amendments offered by Mr. George D. Collins to the Proposed Permanent Standing Rules were refused adoption by the following vote:

AYES—George D. Collins, Heisinger, Miller, and Thomas—4.

NOES—Blosser, Brady, Brown, Burns, Butters, Carey, Collier, Conrad, Crichton, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Evans, Gaffney, Gannon, Geddes, Grant, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Luckel, Maloney, McCollister, Robertson, Silliman, Stephenson, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—37.

Consideration of Further Amendments to the Proposed Permanent Standing Rules

Motion to Amend

Mr. Boyd moved the adoption of the following amendment:

Amendment No. 1

In the last line on page 276, Rule 75, strike out "75", and insert "70."

Amendment read, and withdrawn.

Consideration of Further Amendments to the Proposed Permanent Standing Rules

Motion to Amend

Mr. Doyle moved the adoption of the following amendment:

Amendment No. 1

At the end of Rule 85, insert

"If a motion to rescind and expunge an action is made on the same day that the action was taken the Chief Clerk shall delete the expunged matter and it shall not be printed in either the uncorrected or the corrected daily Journal."

Amendment read.

RECESS

At 2.45 p.m., on motion of Mr. Dickey, the Assembly recessed until 3.10 p.m.

REASSEMBLED

At 3.10 p.m., the Assembly reconvened.

Hon. Sam L. Collins, Speaker of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

RESOLUTIONS

The following resolution was offered:

By Mr. Stephenson:

House Resolution No. 95

Relative to the powers of the Assembly Fact-Finding Committee on Working Hours of State Employees

Resolved by the Assembly of the State of California, That, in addition to the subject specified in House Resolution No 57, the Assembly Fact-Finding Committee on Working Hours for State Employees shall also study and report upon retirement rights and benefits under the State Employees Retirement Law.

Resolution read, and referred to the Committee on Rules.

REPORTS OF STANDING COMMITTEES

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, February 5, 1947

MR. SPEAKER: Your Committee on Rules, to which were referred:

House Resolution No. 92

House Resolution No. 95

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

DICKEY, Chairman

Above reported resolutions ordered on file for adoption.

REQUEST FOR UNANIMOUS CONSENT

Mr. Stephenson asked for, and was granted, unanimous consent to take up House Resolution No. 95, at this time, without reference to file.

House Resolution No. 95

Relative to the powers of the Assembly Fact-Finding Committee on Working Hours of State Employees

Resolved by the Assembly of the State of California, That, in addition to the subject specified in House Resolution No. 57, the Assembly Fact-Finding Committee on Working Hours for State Employees shall also study and report upon retirement rights and benefits under the State Employees Retirement Law.

Resolution read, and adopted.

REQUEST FOR UNANIMOUS CONSENT

Mr. M. Philip Davis asked for, and was granted, unanimous consent to take up House Resolution No. 92, at this time, without reference to file.

House Resolution No. 92

Relative to the creation of the Assembly Committee on a World Trade Fair and War Memorial

WHEREAS, Proposals have been made for the establishment of a permanent annual trade exposition, including space therein for display by merchants, manufacturers and traders of the products of all countries interested in trade with our Country, and particularly the countries of Latin America and Asia, and with further provision for auditoriums and other facilities for commercial, educational and cultural use; and

WHEREAS, It appears that the establishment of such an annual trade exposition in the Los Angeles area would appeal particularly to the Latin American nations and to all nations of the Pacific; now, therefore, be it

Resolved by the Assembly of the State of California, As follows:

1. The Assembly Committee on a World Trade Fair and War Memorial is hereby created and authorized and directed to ascertain, study and analyze all facts relating to a World Trade Fair and War Memorial in Los Angeles County and an annual trade exposition in the Los Angeles area, including but not limited to the operation, effect, administration, enforcement and needed revision of any and all laws in any way bearing upon or relating to the subject of this resolution, and to report thereon to the Assembly, including in the reports its recommendations for appropriate legislation.

2. The committee shall consist of three Members of the Assembly appointed by the Speaker thereof. Vacancies occurring or existing in the membership of the committee shall be filled by the appointing power.

3. The committee is authorized to act during this session of the Legislature, including any recess, but not after the fifth legislative day following the constitutional recess.

4. The committee and its members shall have and exercise all of the rights, duties and powers conferred upon investigating committees and their members by the provisions of the Joint Rules of the Senate and Assembly and of the Standing Rules of the Assembly as they are adopted and amended from time to time, which provisions are incorporated herein and made applicable to this committee and its members.

5. The committee has the following additional powers and duties:

(a) To select a chairman and vice chairman from its membership.

(b) To contract with such other agencies, public or private, as it deems necessary for the rendition and affording of such services, facilities, studies and reports to the committee as will best assist it to carry out the purposes for which it is created,

(c) To cooperate with and secure the cooperation of county, city, city and county, and other local law enforcement agencies in investigating any matter within the scope of this resolution and to direct the sheriff of any county to serve subpenas, orders and other process issued by the committee

(d) To report its findings and recommendations to the Legislature and to the people from time to time and at any time, not later than herein provided.

(e) To do any and all other things necessary or convenient to enable it fully and adequately to exercise its powers, perform its duties, and accomplish the objects and purposes of this resolution.

6 The sum of one thousand five hundred dollars ($1,500) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Assembly *for the expenses of the committee and its members and for any charges, expenses or* claims it may incur under this resolution, to be paid from the said contingent fund and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Allen, Berry, Blosser, Boyd, Brady, Brown, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Evans, Gaffney, Gannon, Geddes, Grant, Hahn, Heisinger, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—57.

NOES—None.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolution was offered:

Assembly Concurrent Resolution No. 46: By Messrs. Ralph C. Dills and Dickey—Relative to joint legislative committees.

Request for Unanimous Consent

Mr. Ralph C. Dills asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 46, at this time, without reference to committee, print, or file, and that the same be considered engrossed.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 46

Assembly Concurrent Resolution No. 46—Relative to joint legislative committees.

Resolution read, and adopted.

MOTION TO PLACE RUSH ORDER UPON THE PRINTING OF ASSEMBLY BILL NO. 1500 AND TO SEPARATELY PRINT 3,500 ADDITIONAL COPIES

Mr. Wollenberg moved that a rush order be placed upon the printing of Assembly Bill No. 1500, and that 3,500 additional copies of said bill be ordered printed.

Motion carried.

UNFINISHED BUSINESS
CONSIDERATION OF SENATE AMENDMENTS

Assembly Joint Resolution No. 19—Relative to requesting President Harry S. Truman to appoint a resident of California to the United States Maritime Commission.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Joint Resolution No. 19?

Amendment No. 1

On page 1, line 25, of the printed resolution, strike out "now, therefore, be it", and insert "and".

Amendment No. 2

On page 1 of the printed resolution, between lines 25 and 26, insert

"WHEREAS, We the membership of the California Legislature have learned with satisfaction that His Excellency, Harry S. Truman, President of the United States, is carefully considering the name of Senator Thomas F. Keating, a Democratic Member of the Senate of the California Legislature, for appointment to fill the said vacancy; and

WHEREAS, We the said membership of the said California Legislature are unanimously in accord in our belief in the ability, integrity and diligence of the said Senator Keating, and in our confidence that if appointed to the membership on the said commission he will discharge the duties of that office with credit to the administration and with benefit to the maritime interest of the United States as a whole and of the Pacific Coast and of the State of California; now, therefore, be it".

Amendment No. 3

On page 2, line 2, of the printed resolution, strike out "a resident of the", and insert "the said Senator Thomas F. Keating".

Amendment No. 4

On page 2, line 3, of the printed resolution, strike out "State of California".

The roll was called, and the Assembly concurred in Senate amendments to Assembly Joint Resolution No. 19 by the following vote:

AYES—Allen, Berry, Blosser, Boyd, Brady, Brown, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Gaffney, Gannon, Geddes, Grant, Hahn, Heisinger, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—58.

NOES—None

Assembly Joint Resolution No. 19 ordered enrolled.

RESOLUTIONS

The following resolution was offered:

By Mr. Ralph C. Dills:

House Resolution No. 96

Relative to Assembly committees

Resolved by the Assembly of the State of California, That wherever, in any House resolution creating or continuing an Assembly committee, a day prior to March 17, 1947, is specified as the last day upon which the committee may act, or the day upon which the committee is required to report or to take any other action, that date is hereby changed to the first day of April, 1947, after the reconvening of this session of the Legislature following the constitutional recess thereof.

Request for Unanimous Consent

Mr. Ralph C. Dills asked for, and was granted, unanimous consent to take up House Resolution No. 96, at this time, without reference to committee or file.

Resolution read, and adopted.

REQUEST FOR UNANIMOUS CONSENT THAT ASSEMBLY BILL NO. 331 BE WITHDRAWN FROM THE COMMITTEE ON JUDICIARY

Mr. Debs asked for, and was granted, unanimous consent that Assembly Bill No. 331 be withdrawn from the Committee on Judiciary, for purpose of amendment, and be re-referred to the Committee on Judiciary.

SECOND READING OF ASSEMBLY BILLS (RESUMED) (BY UNANIMOUS CONSENT)

Assembly Bill No. 331—An act to amend Sections 131 and 132 of the Civil Code, relating to divorce.

Bill read second time.

Motion to Amend

Mr. Debs moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 6, of the printed bill, after the period, insert "No action for divorce shall be heard by the court within six months of the filing of the complaint therein."

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, February 5, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 331

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bill ordered to third reading.

ANNOUNCEMENT OF COMMITTEE APPOINTMENT

Pursuant to the provisions of House Resolution No. 64, which continues the Assembly Committee on Conservation and Planning, Speaker Collins announced the appointment of Mr Kirkwood, as a member on said committee, vice Mr. Armstrong.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, February 4, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted:

Senate Concurrent Resolution No. 24

Senate Concurrent Resolution No. 25

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS (RESUMED)

The following resolution was read:

Senate Concurrent Resolution No. 24—Relative to making additional funds available to the Legislative Budget Committee, established by Senate Concurrent Resolution No. 3 (Res. Ch. 20, 1945).

Request for Unanimous Consent

Mr. Wollenberg asked for, and was granted, unanimous consent to take up Senate Concurrent Resolution No. 24, at this time, without reference to committee or file.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 24

Senate Concurrent Resolution No. 24—Relative to making additional funds available to the Legislative Budget Committee, established by Senate Concurrent Resolution No. 3 (Res. Ch. 20, 1945).

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Allen, Berry, Blosser, Brown, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Cooke, Cramer, Crowley, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Gaffney, Gannon, Geddes, Grant, Hahn, Heisinger, Huyck, James, Johnson, Kilpatrick, Kirkwood, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, Robertson, Sheridan, Sherwin, Sillman, Stanley, Stephenson, Thomas, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—53.

NOES—None.

Resolution ordered transmitted to the Senate.

FIRST READING AND REFERENCE OF SENATE BILLS (RESUMED)

The following resolution was read:

Senate Concurrent Resolution No. 25—Relative to requesting the Governor to proclaim a tree planting time for California.

Request for Unanimous Consent

Mr. Thomas asked for, and was granted, unanimous consent to take up Senate Concurrent Resolution No. 25, at this time, without reference to committee or file.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 25

Senate Concurrent Resolution No. 25—Relative to requesting the Governor to proclaim a tree planting time for California.

Resolution read, and adopted.

COMMUNICATIONS

By Speaker Collins:

The following communication was received, read, and ordered printed in the Journal:

STATE OF CALIFORNIA, DEPARTMENT OF NATURAL RESOURCES

SACRAMENTO, February 5, 1947

To the Honorable Members of the Assembly
Sacramento, California

GENTLEMEN: Transmitted herewith is Report of the Beach Erosion Control Engineer of the Division of Beaches and Parks of this department submitted in compliance with House Resolution No. 57, Special Session 1946, concerning the disposition of the offshore breakwater at Santa Monica. I concur in the recommendation of the reporting officer.

Respectfully yours,

WARREN T. HANNUM, Director Natural Resources

Above mentioned report ordered filed with the Secretary of State.

UNFINISHED BUSINESS (RESUMED)

CONSIDERATION OF SENATE AMENDMENTS

Assembly Bill No. 714—An act to authorize the Department of Finance to acquire surplus housing facilities from the United States of America or any of its agencies for resale to veterans, making an appropriation, and declaring that this act shall take effect immediately.

The question being: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 714?

Consideration of Committee Amendments

Amendment No. 1

On page 2, line 7, of the printed bill, strike out "or the Merchant Marine".

The roll was called, and the Assembly concurred in Senate amendment to Assembly Bill No. 714 by the following vote:

AYES—Allen, Berry, Blosser, Boyd, Brady, Brown, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Gaffney, Gannon, Geddes, Grant, Hahn, Heisinger, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—58.

NOES—None.

Assembly Bill No. 714 ordered enrolled.

Assembly Bill No. 611—An act to add Article 4 to Chapter 1, Part 3, Division 2, of the Insurance Code, relating to insurance, declaring the urgency thereof, to take effect immediately.

The question being: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 611?

Amendment No. 1

On page 1, line 9, of the printed bill strike out the second "such", and insert: "automobile bodily injury and property damage".

The roll was called, and the Assembly concurred in Senate amendment to Assembly Bill No. 611 by the following vote:

AYES—Allen, Berry, Blosser, Boyd, Brady, Brown, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Gaffney, Gannon, Geddes, Grant, Hahn, Heisinger, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—58.

NOES—None.

Assembly Bill No. 611 ordered enrolled.

Assembly Concurrent Resolution No. 40—Relative to adjournment of the Legislature for the constitutional recess.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Concurrent Resolution No. 40?

Amendment No. 1

On page 1, line 8, of the printed resolution, strike out "3 o'clock p.m. on January 31, 1947", and insert "5 o'clock p.m. on February 5, 1947".

Amendment No. 2

On page 1, line 9, of the printed resolution, strike out "March 3, 1947", and insert "March 17, 1947".

The roll was called, and the Assembly concurred in Senate amendments to Assembly Concurrent Resolution No. 40 by the following vote:

AYES—Allen, Berry, Blosser, Boyd, Brady, Brown, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Gaffney, Gannon, Geddes, Grant, Hahn, Heisinger, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—58.

NOES—None.

Assembly Concurrent Resolution No. 40 ordered enrolled.

CONSIDERATION OF FURTHER AMENDMENTS TO PROPOSED PERMANENT STANDING RULES

Motion to Amend

Mr. Doyle moved the adoption of the following amendment:

Amendment No. 1

At the end of Rule 85 add:

"If a motion to rescind and expunge an action is made on the same day that the action was taken the Chief Clerk shall delete the expunged matter and it shall not be printed in either the uncorrected or the corrected daily Journal"

Amendment read, and refused adoption.

Consideration of Further Amendments to the Proposed Permanent Standing Rules

Motion to Amend

Mr. Gannon moved the adoption of the following amendment:

Amendment No. 1

On page 275, line 5, Rule 66, after the word "decision" add "and the member taking the appeal may give his reasons for making his appeal".

On page 275, line 5, Rule 66, after the word "and", add the words "the Speaker".

Amendment read, and adopted.

CONSIDERATION OF PROPOSED PERMANENT STANDING RULES, AS AMENDED

House Resolution No. 94

Be it Resolved, That the proposed Permanent Standing Rules of the Assembly as printed in the Assembly Journal of January 31, 1947, pages 259 through 281, as amended, be and the same are hereby adopted as the Permanent Standing Rules of the Assembly for the Fifty-seventh Session, 1947-1948.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Allen, Berry, Blosser, Boyd, Brady, Brown, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Gaffney, Gannon, Geddes, Grant, Hahn, Heisinger, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—58.

NOES—None.

PERMANENT STANDING RULES OF THE ASSEMBLY FOR THE FIFTY-SEVENTH SESSION, 1947-1948

SECTION 1

LEGISLATIVE ORGANIZATION

Assignment of Desks to Members

1. Members shall be assigned to desks by the Chief of the Bureau of Buildings and Grounds, subject to change by the Committee on Rules, and, as far as possible, he shall conform to the requests of members, giving due consideration to their seniority in point of service in the Assembly.

Hours of Meeting

2. The session of Assembly, prior to the constitutional recess, shall be daily, beginning at 10 o'clock a.m. (Sundays excepted), unless otherwise ordered by a majority vote of the members present.

Following the constitutional recess, the Assembly shall meet promptly at 9.30 o'clock a.m., daily (Sundays excepted), unless otherwise ordered by a majority vote of the members present.

RULES

Adoption of Standing Rules

3. The adoption of the Standing Rules shall require an affirmative recorded vote of a majority of the entire elected membership. When once adopted, such Standing Rules shall remain in effect, unless suspended or amended as provided in these Rules.

Suspension of Rules

4. Any standing rule of the Assembly may be suspended temporarily by a vote of two-thirds of the members present; provided, that such temporary suspension shall apply only to the matter under immediate consideration, and in no case shall it extend beyond an adjournment.

Amending Standing Rules

5. No standing rule of the Assembly shall be amended except by an affirmative recorded vote of a majority of the entire elected membership of the Assembly, and one day's notice must be given on the motion thereof.

Temporary Rules

6. The Committee on Rules may at any time report a temporary rule. Upon adoption by an affirmative recorded vote of two-thirds of the entire elected membership of the Assembly, such temporary rule shall have the effect, for the time being, of a standing rule. If such temporary rule shall be in conflict with a standing rule, it shall supersede such standing rule only for the time being.

Parliamentary Rules

7. In all cases not provided for by the Constitution, by the Assembly Rules, or by the Joint Rules of the Senate and Assembly, the authority shall be Mason's Manual of Legislative Procedure.

Standing Committees

Standing Committees

8. For their convenient functioning and in furtherance of the thorough consideration of all bills on a given subject, the several standing committees of the Assembly are respectively grouped into the following categories:

A. LEGISLATURE:

Two committees to consider legislative organization, functions and procedure:

Committee on Rules

There is a Committee on Rules, No. 1, which shall act as an executive committee of the House having the following powers:

To recommend the appointment of all attaches and employees of the Assembly not otherwise provided for by statute. It shall have authority to suspend, with or without pay, any such attache or employee for incompetency or dereliction of duty, pending final action by the Assembly.

The Committee on Rules shall for the purpose of Joint Rule No. 2 be deemed to be the Rules Committee of the Assembly.

Committee on Legislative Procedure

There is a Committee on Legislative Procedure, No. 2, which shall have and exercise the following powers:

To be the Committee on Engrossment and Enrollment within the meaning of the Joint Rules. It shall be the duty of the Committee on Legislative Procedure to compare all bills, ordered or considered engrossed by the Assembly, with the engrossed copies thereof; and, before they pass out of the possession of the Assembly, see that the engrossed bill is a true copy of the original, with such amendments as may have been made thereto; and said committee shall see that all engrossed bills are reported back in the order in which they were ordered engrossed. The report of the Committee on Legislative Procedure shall be in order at any time.

To consider and report on bills introduced after the constitutional recess.

To assist the Speaker, upon his request, in recommending the reference of bills to the appropriate standing committees.

Twenty-five standing committees of the Assembly are hereby created, upon the several subjects, and numbered respectively, as follows:

1. Rules.
2. Legislative Procedure.
3. Conservation, Planning and Public Works.
4. Fish and Game.
5. Governmental Efficiency and Economy.
6. Revenue and Taxation.
7. Ways and Means.
8. Education.
9. Crime and Correction.
10. Public Morals.
11. Public Health.
12. Social Welfare.
13. Civil Service and State Personnel.
14. Military Affairs.
15. Municipal and County Government.
16. Elections and Reapportionment.
17. Judiciary.
18. Constitutional Amendments.
19. Agriculture.
20. Livestock and Dairies.
21. Public Utilities and Corporations.
22. Manufacturing, Oil, and Mining Industry.
23. Industrial Relations.
24. Finance and Insurance.
25. Transportation and Commerce.

Prior to the assignment of members to serve on the several standing committees, the Speaker shall consider the preferences of the members with regard to committee assignments, while keeping in view the practical necessity of making assignments so that members will not serve on more than one committee which meets at the same time, and the Speaker thereafter shall determine the number and members to serve on each standing committee. Upon publication in the Journal of the number of members on each standing committee, no further change in the number of members of the committee shall be made otherwise than by a majority vote of the elected membership of the Assembly.

No Member of the Assembly shall be a member of more than three standing committees except that upon appointment by the Speaker or the approval of the House a member may serve on four committees.

There shall be published weekly in the Assembly Weekly History during each session of the Legislature a chart showing the Rational Organization of the Standing Committees of the Assembly and showing Chairman and Vice Chairman, Number of Members, Time of Meeting, Room Number, Total Number of Measures, "referred" and "action pending," and a meeting schedule for each day of the week.

Motions to Change Membership or Numbers of Standing Committees

9. A motion proposing to increase or diminish the membership of a standing committee or the number of standing committees, shall not be considered until the same shall have been referred to and approved by the Committee on Rules.

SECTION 2

HOUSE FUNCTIONS

Duties of Assembly Officers

Duties of the Speaker

10. The Speaker shall possess the powers and perform the duties prescribed:

(a) To preserve order and decorum; he may speak to points of order in preference to the other members, rising from his chair for that purpose.

(b) To decide all questions of order subject to appeal to the Assembly by any member. On every appeal, he shall have the right to assign his reason for his decision.

(c) To have general direction over the Assembly Chamber and rooms set aside for the use of the Assembly, including the rooms for use by members as private offices.

(d) To name any member to perform the duties of the Speaker, but such substitutions shall not extend beyond adjournment.

(e) To appoint the membership of all standing and special committees, and their respective chairmen and vice chairmen.

(f) To propose a schedule of meetings of standing committees.

(g) To have general control and direction over the Journals, papers, and bills of the Assembly.

(h) To act as Chairman of the Committee of the Whole.

(i) To order the Lobby and Gallery cleared whenever he shall deem it necessary.

(j) To assign desks to properly accredited newspaper representatives.

(k) To authenticate by his signature, when necessary, or when required by law, all bills, memorials, resolutions, orders, proceedings, writs, warrants, and subpenas issued by order of the Assembly.

(*l*) The Speaker shall be ex officio member of all Assembly, joint, and interim committees with all of the rights and privileges of such membership, except the right to vote. In counting a quorum of any such committees, the Speaker shall not be counted as a member.

Duties of the Speaker Pro Tempore

11. The Speaker pro Tempore shall have the powers and perform the duties of the Speaker during his absence.

Duties of the Chief Clerk

12. The duties of the Chief Clerk shall be as follows:

(a) To have charge of and supervise all clerical business and printing of the Assembly.

(b) To see that the Journals, other publications, and records of the Assembly are properly kept.

(c) To refuse to permit any records or papers to be taken from the desk or out of his custody, except upon duly signed receipts from persons authorized.

(d) To read or allow his assistants to read from the desk only such matters as the Speaker of the Assembly shall direct.

(e) To have general supervision over all clerks, attaches and employees, and to be responsible for their official acts and their performance of and regular attendance upon their duties.

(f) To suspend temporarily any clerk, attache, or employee for incompetency or dereliction of duty, pending action by the Committee on Rules.

(g) To perform all other duties pertaining to his office as prescribed by law or Assembly rule.

(h) Before the commencement of any regular session of the Legislature the Chief Clerk of the Assembly may mail to each member a blank form on which the member may indicate his committee preferences. Accompanying such blank shall be mailed a stamped envelope addressed to the Chief Clerk of the Assembly for returning such form. After their receipt, all such communications shall be delivered to the Chairman of the Interim Committee on Legislative Organization, if such a committee has been created, who shall deliver them to the Speaker immediately upon the organization of the Assembly.

(i) To certify to the Controller, pay rolls of members and attaches.

(j) To certify all requisitions upon the Controller for the payment of bills incurred by the Assembly.

(k) To order and sign for all documents and printing, subject to approval by the Speaker or the Chairman of the Committee on Rules.

Duties of the Sergeant-at-Arms

13. The duties of the Sergeant-at-Arms shall be as follows:

(a) To attend the Assembly during its session, preserve order, announce all official messengers, and serve all processes issued by authority of the Assembly and directed by the Speaker; he shall receive his actual expenses for himself or for an assistant when executing any such process.

(b) To see that no person is admitted to the Assembly Chamber except in accordance with the provisions of these rules.

(c) To have general supervision over the Assistant Sergeants-at-Arms and be responsible for their official acts and their performance of and regular attendance upon their duties.

(d) To suspend temporarily any Assistant Sergeant-at-Arms for incompetency or dereliction of duty, pending action by the Committee on Rules.

(e) To execute all commands of the Speaker.

(f) To perform all other duties pertaining to his office as prescribed by law or Assembly rule.

Printing

Authority for Printing

14. The State Printer shall not charge any printing or other work to the Assembly other than provided by law or Assembly rule, except upon a written order signed by the Chief Clerk of the Assembly and countersigned by the Chairman of the Committee on Rules or by the Speaker, and delivered to him prior to beginning such printing or work. All invoices for printing furnished the Assembly shall be itemized and rendered by the State Printer within 30 days after completion of said printing. When necessary, the Chief Clerk may order certain printed matter completed in advance of its regular order by the issuance of a rush order.

Printing Style, Form and Amount to Be Printed

15. Unless otherwise restricted by law or by Assembly rule, the style and form of all printing, the quality of paper to be used, the number of copies to be printed of each order, and the number of copies to be delivered to each member shall be decided by the Chief Clerk and approved by the Speaker or the Chairman of the Committee on Rules. All requests by members for additional copies of bills, documents, or other printed matter shall be referred to the Committee on Rules.

Printing Assembly History

16. The Chief Clerk shall cause to be compiled and printed during the constitutional recess a Legislative Handbook and a Semi-Final Assembly History, together with an index, setting forth a complete History showing all actions on bills, constitutional amendments, concurrent, joint, and House resolutions prior to the constitutional recess.

During the remainder of the session, the Chief Clerk shall cause to be printed and placed upon each member's desk prior to convening on Monday of each week, a complete history showing all actions taken upon each measure up to and including the legislative day preceding its issuance. For each legislative day intervening between the issuance of such Weekly History, there shall be printed a Daily Supplemental History showing only actions taken upon any measure since the issuance of the preceding Weekly History.

Printing of Maps

17. Maps or charts accompanying documents other than bills shall not be printed without special authority from the Assembly by a majority vote of its entire elected membership.

Miscellaneous

Admission to Assembly Chamber

18. Persons admitted to the Assembly Chamber, other than members and attaches, shall not be permitted to stand in the lobby in the rear of the Assembly Chamber while the Assembly is in session, but shall be required to occupy the seats provided for them.

Use of Assembly Chamber

19. The Assembly Chamber shall not be used for any public or private business other than legislative matters during the sessions of the Legislature, except by consent of a majority of the entire elected membership of the Assembly.

Persons Admitted to Floor of the Assembly

20. No person other than members, officers, attaches, employees of the Legislature, former Members of the Legislature, and accredited members of the press shall be admitted to the floor of the Assembly during any session of the Assembly; provided, that a guest of any member shall be admitted upon presentation of a guest card of said member countersigned by the Speaker, such guest card being valid only on the legislative day for which it was issued.

All guests shall be seated only in the chairs in back of the rail in the rear of the Assembly Chamber and shall not be permitted to sit at the desks of the members while the Assembly is in session. No person other than an accredited newspaper representative shall be permitted to sit at the press desks. A special section in the balcony shall be reserved for those holding guest cards.

Lobbying in the Assembly Chamber

21. All persons appearing or being, or desiring to appear or be, at or in the Assembly Chamber, or at or in any committee room of the Assembly for the purpose of advocating the adoption or defeat of any bill, measure, or resolution introduced in, pending before, or being considered by the Assembly or by any committee thereof, or for the purpose of soliciting the vote of any Member of the Assembly upon any such bill, measure, or resolution, shall register with the Sergeant-at-Arms his name and address, together with a statement of the person or persons, corporation or corporations, or interest represented by or intended to be represented by him, and shall file with the Sergeant-at-Arms his written authority to represent such person, corporation, or interest; and thereupon the Sergeant-at-Arms shall issue to such person a certificate that he has so registered in conformity with this rule, which certificate shall be exhibited to the chairman of a committee upon request. A complete record of all persons so registered, together with their respective addresses and the persons, corporations, or interest represented by them, shall be kept and preserved by the Sergeant-at-Arms, and shall be open at all times to public inspection.

This rule shall not apply to members of either house of the Legislature, to elected state officers, or to individuals of the State of California

appearing in their own interest or behalf who are not representing any group, organization, or corporation.

No person shall appear at or enter the Assembly Chamber, or any committee room of the Assembly, for the purpose of advocating the adoption or defeat of any bill, measure, or resolution, without first having registered and secured the certificate, as herein provided.

No person engaged in presenting to the Assembly or its committees any business, or claim, or legislation, shall be permitted to engage in such business in the Assembly Chamber, or be permitted on the floor of the Assembly at any time while the Assembly is in session except those enumerated above; and any person transgressing this rule shall be removed from the floor of the Assembly and be debarred from the privilege of the floor during the remainder of the entire session. The Speaker is charged with the enforcement of this rule. This rule cannot be suspended except by a two-thirds vote of the entire elected membership of the Assembly.

Smoking in Assembly Chamber

22. Smoking may be prohibited temporarily during any session of Assembly by a majority vote of the members present.

Fees for Witnesses

23. Each witness summoned to appear before the Assembly or any of its committees shall receive the sum of ten dollars ($10) for each day such witness shall be required to appear, and the sum of five and one-half cents ($0.05½) for each mile he shall travel in coming to and going from the place of examination.

Press Privileges

24. Newspaper correspondents desiring Assembly press cards and privileges shall make written application to the Speaker. The Assembly by a majority vote of the members present may revoke any press card.

The Speaker shall assign the Assembly press desks to accredited newspaper representatives authenticated by the standing committee of the Capitol Correspondents' Association; also the necessary rooms for the exclusive use of such accredited press representatives.

SECTION 3

LEGISLATIVE PROCEDURE

Speaker to Call Assembly to Order

25. The Speaker, or in his absence the Speaker pro Tempore, shall, at the hour appointed for meeting, call the Assembly to order. In the absence of both the Speaker and the Speaker pro Tempore, the Chief Clerk, or his assistant, shall call the Assembly to order, whereupon a temporary chairman shall be elected from among the members to preside.

The functions of the temporary chairman shall terminate upon return of the Speaker or Speaker pro Tempore.

Roll Call and Quorum

26. Before proceeding with the business of the Assembly, the roll of the members shall be called, and the names of those present shall be entered in the Journal. A majority of all the members elected to the Assembly shall constitute a quorum.

Order of Business

27. The order of business of the Assembly shall be as follows:

1. Roll Call
2. Prayer by the Chaplain
3. Reading of the Previous Day's Journal
4. Presentation of Petitions
5. Introduction and Reference of Bills
6. Reports of Committees
7. Second Reading of Bills
8. Messages from the Governor
9. Messages from the Senate
10. Motions and Resolutions
11. Business on the Daily File
12. Announcements
13. Adjournment

28. On each Monday morning during the session, following the prayer by the Chaplain, the Members of the Assembly and its officers, attaches, and employees present in the Assembly Chamber shall pledge their allegiance to the Flag of the United States of America.

Reading, Correcting and Approving Journal

29. a. The reading of the Journal of the previous day may be dispensed with on motion by a majority of the members present.

b. All Journals of the Assembly shall be corrected by the Minute Clerk and delivered by him to the Chief Clerk within seven calendar days from the date of such Journal. Such corrected Journals may thereafter be approved by a majority vote of the members present.

c. A motion to correct any day's Journal shall be in order prior to the approval by the Assembly of such day's Journal. The approval of the Journal shall require a majority vote of the members present.

Presentation of Petitions

30. Whenever petitions, memorials, or other papers are presented by a member, a brief statement of the contents thereof may be made verbally by the introducer. Petitions are not debatable and shall be filed, or be referred to a committee as the Speaker shall determine. Mention of receipt of such presentation and its disposition shall be entered on the Journal.

Upon receipt of a petition for the impeachment of any person subject to impeachment by the Legislature, the Speaker shall, without comment or debate, forthwith refer such petition to committee.

Messages From the Governor

31. Messages from the Governor shall be delivered to the Chief Clerk or an assistant, and shall be read and ordered printed on the Journal unless otherwise ordered by the Speaker or by a majority vote of the members present.

Messages From the Senate

32. Messages from the Senate shall be delivered to the Chief Clerk or an assistant, and shall be read and ordered printed on the Journal. The Speaker shall forthwith refer to the proper committee all Senate bills accompanying such messages, which reference shall be entered in the Journal. Assembly bills which have been passed without amendment by the Senate shall be ordered to enrollment.

Assembly bills amended by the Senate shall be ordered placed upon the unfinished business file.

Bills

Bills Defined

33. Whenever the word "bill" is used in these Rules, it shall include constitutional amendments, concurrent and joint resolutions, except as otherwise specifically provided.

Introduction and Reference of Bills

34. Each bill shall be signed by the member, or each of the members, who is an author of the bill before it is introduced. If any bill is introduced which does not contain the signature of such author or co-author, the same, on motion of the member whose name appears thereon without such signature, shall be stricken from the file by a recorded vote of a majority of the elected membership. In each legislative session, on the first day when bills are introduced under "Introduction and Reference of Bills," the roll shall be called from A to Z and then back from Z to A, and as each member's name is called, he may introduce one bill, constitutional amendment, concurrent or joint resolution.

After these two roll calls, any member desiring to introduce bills, constitutional amendments, concurrent and joint resolutions may at any time during a session send the same to the Clerk's desk.

When received at the Clerk's desk it shall, under the proper order of business, be numbered, read the first time, referred to a standing committee, be printed, and a copy placed upon the desk of each member.

All bills, constitutional amendments, concurrent and joint resolutions introduced before the standing committees of the Assembly are appointed, shall be referred to committees, references to take effect when the committees shall be appointed.

Reference of Bills to Committee

35. Immediately following its first reading, the Speaker shall refer each bill to a committee, unless upon a motion the Assembly, by a majority vote of its entire elected membership, shall refer it to some other committee. Such motion to refer a bill shall not be debatable.

Should several different committees be proposed, preference shall be given as follows:

1. Committee of the Whole.
2. Standing Committee.
3. Special Committee.

Examining of Bills by Legislative Counsel Bureau

36. After introduction, all bills shall be delivered to the Legislative Counsel for the purpose of determining if the bill is in the proper form as prescribed by law or Assembly rule.

If, in the opinion of the Legislative Counsel, any correction made by him under the authority of this rule should in any manner be construed to be a change in the bill other than a change in form, he shall obtain the consent of the author of the bill before making such change.

Immediately upon the completion of the check of the bills referred to the Legislative Counsel in accordance with the provisions of this rule, he shall deliver the bills to the State Printer. Under no circumstances shall the Legislative Counsel retain in his possession any bills referred to him under the provisions of this rule for any period longer than two legislative days.

Introduction of Bills After Constitutional Recess

37. Any member requesting permission to introduce a bill, except a resolution or constitutional amendment, after the constitutional recess shall send such request together with the bill to the Clerk's desk, and it shall be referred by the Speaker to the Committee on Legislative Procedure. The committee shall ascertain if the granting of such request will exceed the limitations as set forth in Section 2 of Article IV of the Constitution, and if it will not, shall report back on the same legislative day each bill so referred to it. The adoption of the report of the committee granting permission to introduce any bill shall require an affirmative recorded vote of three-fourths of all members elected to the Assembly.

Standing Committee Functions

Standing Committee Rules

38. The Rules of the Assembly shall govern the conduct of all committee meetings. Each committee may adopt, by a majority vote of its entire membership, such additional rules as it may deem necessary for the conduct of any business referred to such committee.

A majority of the committee members present may order a call of the committee.

Meetings of Standing Committees

39. All standing committees shall meet at the hour and the place provided by schedule, unless otherwise ordered by the Assembly. No committee shall meet during any session of the Assembly without first obtaining permission from the Assembly.

Every scheduled committee meeting shall be open to the public, unless the committee, by a majority vote of its entire membership, shall order an executive session.

Committee Quorum

40. A majority of the membership of any standing committee shall constitute a quorum for the transaction of its business, including the adoption of any amendments to any bill. At least a majority of all members constituting such committee shall be required to report a bill out of committee.

Bills Reported Back to Assembly

41. All committees shall act upon bills referred to them as soon as practicable, and when acted upon each bill shall be reported back to the Assembly forthwith, and the chairman of each committee is charged with the observance of this rule.

Reports of Committees

42. Reports of standing and special committees shall be delivered to the Chief Clerk or an assistant, and shall be read and ordered printed in the Journal unless otherwise ordered by the Speaker or a majority vote of the members present.

Signing Bills Out of Committee

43. No bill shall be signed out of committee unless the committee has failed to hold a meeting on two consecutive scheduled dates, or having so met, has failed to have a quorum present for the transaction of business.

Committee of the Whole

44. The Assembly may resolve itself into a Committee of the Whole at any time by a majority vote of the members present. While sitting as such committee, persons other than members may address the committee. The Speaker of the Assembly, or any member named by the Speaker, shall preside as Chairman of the Committee of the Whole.

A motion that the Committee of the Whole "do now rise and report back to the Assembly," shall always be in order, and shall be decided without debate. All actions of the Committee of the Whole shall be reported to the Assembly by the chairman, but shall not be entered in the Journal except upon motion and a majority vote of the members present.

Committee on Ways and Means

45. The Committee on Ways and Means shall consider all bills to appropriate money other than contingent expenses of the Assembly. Any

bill which requires the expenditure of state moneys or affects the appropriation or the disbursement of same in any manner must be considered by the Committee on Ways and Means previous to its passage.

Committee Expenditures

46. No member or committee shall be permitted to incur any expense without first receiving the consent of the Assembly, except that the Chairman of the Committee on Ways and Means shall be allowed his actual expenses for the performance of any duties of his office during the constitutional recess.

Reports of Interim Committees

47. All interim committees, unless otherwise authorized, shall report to the next succeeding Legislature on or before the fortieth day after the convening thereof.

Passage of Bills

Daily File

48. There shall be printed an Assembly Daily File for each legislative day following the constitutional recess, or at any time prior thereto when ordered by the Speaker. The Committee on Rules shall have charge of the Daily File of the Assembly. The following listing shall constitute the order of the Daily File.

1. Special Orders of the Day
2. Second Reading, Assembly Bills
3. Second Reading, Senate Bills
4. Unfinished Business
5. Third Reading, Assembly Bills
6. Third Reading, Senate Bills

All bills on the Daily File shall be called for consideration in the order of their listing, unless otherwise ordered by unanimous consent or an affirmative vote of two-thirds of the members present.

Record of Bills

49. The Chief Clerk shall cause to be kept a permanent record of every action taken by the Assembly on every bill, and the date of such action. Every such action and the date thereof shall also be endorsed upon such bill.

Second Reading of Bills

50. All bills shall be read the second time in the order of their appearance upon the second reading file. Upon second reading, Assembly bills reported without amendments shall be ordered engrossed, and Senate bills reported without amendments shall be ordered to third reading.

Committee Amendments

51. Committee amendments reported with bills shall be considered upon their second reading and such amendments may be adopted by a majority vote of the members present. Assembly bills so amended shall be ordered reprinted and engrossed, and Senate bills so amended shall be ordered reprinted and to third reading.

Amendments From the Floor

52. Any member may move to amend a bill during its second or third reading and such motion to amend may be adopted by a majority vote of the members present.

Before debate an extra copy of the proposed amendment must be delivered to the Clerk's desk and made available to the author of the bill. Bills so amended on second reading shall be treated the same as committee amendments. Any bill so amended upon second or third reading shall be reprinted and re-engrossed. The Chief Clerk shall order printed not to exceed 1,000 copies of all amended bills.

Consideration of Constitutional Amendments, Concurrent and Joint Resolutions

53. Constitutional amendments, concurrent and joint resolutions may be amended by a majority of the members present and shall be treated the same as bills, except that they shall be read but once. The ayes and noes shall not be called upon the adoption of concurrent resolutions, except those presenting charter amendments or authorizing expenditures of money, unless regularly demanded or required by statute or by the Constitution.

Bills Transmitted to the Senate

54. Upon the final passage of any bill if no notice of motion to reconsider such bill be given, the Speaker shall order the bill transmitted to the Senate under signature of the Chief Clerk. Senate bills refused passage shall forthwith be returned to the Senate under similar signature.

Bills Considered During Last Seven Days

55. No Assembly bill shall be passed by the Assembly within seven calendar days previous to the time set for adjournment *sine die* of the Legislature, except upon recommendation of the Speaker and permission to consider and vote on such bill being granted by a recorded vote of three-fourths of the entire elected membership of the Assembly.

Concurrence in Senate Amendments

56. It shall require the same affirmative recorded vote to concur in any Senate amendment to an Assembly bill as the vote required by the

Constitution for the passage of such bill. It shall require an affirmative recorded vote of two-thirds of the entire elected membership of the Assembly to concur in any Senate amendment to an Assembly bill which contains an item or items of appropriation subject to reduction or elimination under the provisions of Section 34a of Article IV of the Constitution. The vote on concurrence shall be deemed the vote upon final passage of such bill. When Senate amendments to an Assembly bill are concurred in, the bill shall be forthwith ordered enrolled, and the Chief Clerk shall notify the Senate of such concurrence.

Nonconcurrence in Senate Amendments

57. If the Assembly refuse to concur in Senate amendments to an Assembly bill, and when notified that the Senate has refused to concur in Assembly amendments to a Senate bill, the Speaker shall appoint a committee of three (3) on conference, and the Chief Clerk shall immediately notify the Senate of the action taken by the Assembly and request the appointment of a like committee.

Committee on Conference

58. The Speaker, in appointing a committee on conference, shall select two members from those voting with the majority on the point about which the difference has arisen, and the other member from the minority, in the event there is a minority vote.

59. The Chairman of the Senate committee on conference for the same bill shall arrange the time and place of meeting of such committee. It shall require an affirmative vote of not less than four of the members constituting the committee on conference to agree upon a report, and the report shall be submitted to both the Senate and the Assembly. Such report is not subject to amendment, and if either house refuses to adopt such report, the conferees shall be discharged and other conferees appointed. No member who has served on a committee on conference shall be appointed a member of another committee on conference on the same bill. The presentation and consideration of any report of a committee on conference shall always be in order, except during a roll call or when a member has the floor. It shall require the same affirmative recorded vote to adopt any conference report as required by the Constitution upon the final passage of the bill affected by such report. It shall require an affirmative recorded vote of two-thirds of the entire elected membership of the Assembly to adopt any conference report affecting any Assembly bill which contains an item or items of appropriation which are subject to reduction or elimination under the provisions of Section 34a of Article IV of the Constitution.

The vote on concurrence or upon the adoption of such conference report by the Assembly shall be deemed the vote upon final passage of such bill.

Engrossing and Enrolling Bills

60. The Engrossing and Enrolling Clerk shall engross and enroll all bills which shall come to his hands for such purposes, in compliance with the provisions of Section 9503 of the Government Code, and in the order of time in which the same shall be acted upon by the Assembly.

Enrollment

61. After final passage by both houses, any Assembly bill not amended by the Senate shall be forthwith ordered by the Speaker to be enrolled, as provided in Sections 9508 and 9509 of the Government Code. The Committee on Legislative Procedure shall report both the day and the hour each enrolled bill is presented to the Governor, which report shall be entered in the Journal.

SECTION 4

PARLIAMENTARY PROCEDURE

Motions and Questions

Precedence of Motions During Debate

62. When a question is under debate or before the Assembly, no motions shall be received but the following, which shall take precedence in the order named:

First—To adjourn;
Second—To recess to a time certain;
Third—To lay on the table;
Fourth—For the previous question;
Fifth—To set as a special order;
Sixth—To postpone indefinitely;
Seventh—To refer or re-refer;
Eighth—To amend.

Questions of Order Decided Without Debate

63. All incidental questions of order, arising after a motion is made for any of the questions named in Rule 38 and pending such motion, shall be decided by the Speaker without debate, whether on appeal or otherwise.

Appeal From Decision of the Speaker

64. Any member may appeal from a decision of the Speaker without waiting for recognition by the Speaker, even though another member has the floor. No appeal is in order when another is pending, or when other business has been transacted by the Assembly prior to the appeal being taken.

Upon the appeal being seconded, the Speaker may give his reasons for the decision, and the member taking the appeal may give his reasons for making his appeal, and the Speaker shall forthwith put this question to the Assembly: "Shall the decision of the Speaker be sustained?"

An appeal can not be amended and yields only to a motion to recess or adjourn, to lay on the table, or a question of personal privilege. If an appeal be laid on the table, such action shall have no effect on the pending question.

An appeal can not be debated when relating to indecorum, transgression of Rules, or priority of business. A majority vote of the members present shall decide any appeal.

Speaker Explains Order of Business

65. The Speaker may, on his own motion or upon the motion of any Member of the Assembly, explain the order of business when the motion pending before the Assembly is not debatable. Such explanation is not to consume more than two minutes.

To Adjourn

66. A motion to adjourn is not debatable and can not be amended, and is always in order, except (a) when another member has the floor; (b) when the Assembly is voting; (c) during a call of the Assembly. The name of any member moving an adjournment and also the hour at which the motion was made and adjournment taken shall be entered in the Journal. A motion to adjourn must be adopted by a majority vote of the members present.

When a motion to adjourn is made and seconded, it shall be in order for the Speaker, before putting the question, to permit any member to state to the Assembly any fact relating to the condition of the business of the Assembly which would seem to render it improper or inadvisable to adjourn. A statement shall not occupy more than two minutes and shall not be debatable.

To Recess to a Time Certain

67. A motion to recess to a time certain shall be treated the same as a motion to adjourn, except that such motion is debatable when no business is before the Assembly, and can be amended as to the time and duration of the recess. It yields only to a motion to adjourn.

To Lay on the Table

68. A motion to lay on the table is not debatable and cannot be amended.

A motion to table a bill, constitutional amendment, concurrent or joint resolution requires a majority vote of the entire elected membership.

Any motion to lay on the table, if carried by a majority vote of the entire elected membership, carries with it the main question and everything that adheres to it; provided, however, that a motion to lay an

amendment on the table, if adopted, does not carry with it a bill, constitutional amendment, concurrent, joint, or House resolution.

A motion to lay an amendment on the table may be adopted by a majority vote of the members present.

The Previous Question

69. The previous question shall be put only when demanded by five members, and in this form: "Shall the question be now put?" And its effect, when sustained by a majority of the members present, shall be to put an end to all debate and bring the House to a vote only on the question then pending; except that the proponent of the matter pending shall be allowed not to exceed five minutes to close the debate.

Motion to Set Special Order

70. A motion to set any matter before the Assembly as a special order of business must be adopted by a two-thirds vote of the members elected. It is debatable only as to the propriety of setting the main question as a special order of business, and may be amended only as to the time.

Motion to Postpone to a Time Certain

71. A motion to postpone to a time certain shall be deemed and treated as a motion to set as a special order.

Motion to Postpone Indefinitely

72. When a motion is made to postpone indefinitely any bill, motion, or amendment, it opens the main question to debate. Should the motion to postpone indefinitely prevail by a majority vote of the entire elected membership, the main question shall not be acted upon again during the session.

Motion to Amend

73. A motion to amend may itself be amended, but no "amendment to an amendment" can be amended. A motion to amend is debatable, except where the main question to be amended is not debatable. Any motion to amend may be adopted by a majority vote of the members present.

A motion to amend having been decided in the negative, shall not again be in order on the same day, or at the same stage of proceeding. A motion to amend by striking out certain words having been decided in the negative, shall not preclude a motion to amend by adding words, or a motion to amend by striking out and inserting words; but in no case shall a further amendment be substantially the same as the one rejected.

Subject to the above provisions of this rule, a motion to amend is in order during the second or third reading of any bill.

A motion to lay an amendment on the table may be adopted by a majority vote of the members present, as provided in Rule 68.

Amendment to Be Germane

74. No amendment to any bill, whether reported by a committee or offered by a member, shall be in order when such amendment relates to a different subject, or is intended to accomplish a different purpose, or requires a title essentially different from the original title of any bill.

No amendment shall be in order which adds or deletes the name of a member as an author or co-author, or which changes the original number of any bill.

Substitute Motion

75. A motion to substitute shall be deemed and treated as a motion to amend.

Motions in Writing

76. Upon request of the Speaker all motions shall be reduced to writing and shall be read by the Speaker before the same are acted upon.

Constitution of Motions

77. No motion, whether oral or written, shall be adopted until the same shall be seconded and distinctly stated to the Assembly by the Speaker.

Division of Questions

78. Any member may call for a division of the question, and the Speaker shall order the question divided if it comprehend propositions in substance so distinct that, one being taken away, a substantive proposition shall remain for the decision of the Assembly.

Withdrawal of Motions

79. After a motion is stated by the Speaker, or a bill, resolution, or petition read by the Clerk, it shall be deemed to be in the possession of the Assembly.

Motion to Be Germane

80. No motion or proposition on a subject different from that under consideration shall be admitted as an amendment.

Motion to Withdraw and Recall Bills

81. A motion to withdraw a bill or resolution from committee, or to re-refer a bill or resolution from one committee to another committee may be made during the regular order of business. A motion to re-refer shall only be debatable as to the propriety of such reference, and shall require a recorded vote of a majority of the elected members.

No bill or resolution shall be withdrawn from committee and placed upon the file except upon two days' notice thereof and except by a recorded vote of a majority of the elected members.

Bills Stricken From File

82. A motion to strike from the file any bill or House resolution requires a majority vote of the entire elected membership. Such bill shall not be acted upon again during the session.

Motion to Rescind Action and Expunge Record

83. Previous to the approval of the Journal by the Assembly, any action may be rescinded and its record ordered expunged by an affirmative recorded vote sufficient to take such action originally; except that no action shall be rescinded and the record expunged by a vote less than a majority of the entire elected membership. No motion to rescind the action and expunge the record shall be made twice on the same proposition.

Reconsideration of Vote

84. Notice of a motion to reconsider on the next legislative day, the vote whereby any bill, constitutional amendment, concurrent or joint resolution was passed or refused passage, must be given on the same day such vote to be so reconsidered was taken.

A notice of motion to reconsider a vote must be given by a member voting on the bill, constitutional amendment, concurrent or joint resolution, and shall take precedence over all motions, except a motion to adjourn. Upon such notice of motion being given, the bill, constitutional amendment, concurrent or joint resolution shall forthwith be placed upon the unfinished business file, and no further action shall be taken prior to the next legislative day. When a notice of a motion to reconsider has once been made, the same shall be considered to be the property of the Assembly.

Any member voting on any motion, amendment, concurrence, Assembly resolution or proposition other than a bill, constitutional amendment, concurrent or joint resolution, may give notice of reconsideration of the vote whereby the same was passed or refused passage on the same day such vote to be reconsidered was taken, which notice shall suspend all further consideration until the next legislative day; provided, however, that a motion to reconsider on the same day the notice was given shall take precedence over and above such notice and upon demand of any member must be put to an immediate vote. A motion to reconsider any proposition other than a bill, constitutional amendment, concurrent or joint resolution shall require an affirmative recorded vote of a majority of the entire elected membership.

No notice of motion for reconsideration shall be in order on the day preceding the last day for consideration of Assembly or Senate bills in the Assembly. No motion to reconsider shall be adopted except upon an affirmative recorded vote of a majority of the entire elected membership, except that it shall require a two-thirds vote of the entire elected membership to reconsider the vote on any matter originally requiring a two-thirds vote for its passage or adoption.

When reconsideration is granted, the bill shall resume its exact position before the Assembly previous to its being voted upon.

Call of Assembly

85. After the roll has been called, and prior to the announcement of the vote, any member may move a call of the Assembly. A majority of the members present may order a call of the Assembly, and the Speaker shall immediately order the Sergeant-at-Arms to lock all doors and shall direct the Clerk to prepare a list of absentees as disclosed by the last roll call, which list of absentees shall be furnished to the Sergeant-at-Arms and printed in the Journal. Thereupon no members shall be permitted to leave the Assembly Chamber except by written permission of the Speaker, and no person shall be permitted to enter except such member as is taken into custody as herein provided, or Senators, officers, attaches, or employees of the Legislature in the official performance of their duties.

Those members who are found to be absent, and for whom no leaves of absence have been granted, shall be forthwith taken into custody wherever found by the Sergeant-at-Arms or his assistants and brought to the Assembly Chamber. No recess or adjournment shall be taken during a call of the Assembly. During such call, the Assembly may consider and transact any matter of business by unanimous consent. No call of the Assembly shall be ordered on any matter while the Assembly is already under call. A call of the Assembly may be dispensed with at any time upon a majority vote of the members present, at which time the completion of the roll call pending when the call of the Assembly was ordered shall become the immediate order of business before the Assembly.

Resolutions

86. The adoption of any resolution authorizing the expenditure of money shall require an affirmative recorded vote of a majority of all members elected to the Assembly. All House resolutions shall be numbered and shall be referred to the appropriate committee by the Speaker.

Motions and Resolutions

87. Any motion or resolution not otherwise provided for under the Rules shall be placed before the Assembly only under this order of business. Unless otherwise provided by law or Assembly rule, any motion or resolution may be adopted by a majority vote of the members present.

Adjournment

88. Adjournment for the constitutional recess or adjournment *sine die* shall be ordered by concurrent resolution. The resolution for adjournment *sine die* shall be adopted by the Assembly not less than seven days before the date set therein for such adjournment.

Members' Decorum and Privileges

Order in Speaking to Questions

89. When a member desires to address the Assembly, he shall rise from his seat and respectfully address himself to "Mr. Speaker." Upon being recognized, he may speak, confining himself to the question under consideration. When two or more members rise at the same time, the Speaker shall designate the member who is entitled to the floor.

No member shall speak more than once during the consideration of any one question on the same day and at the same stage of proceeding, except that the author of a bill or resolution or the mover of a question shall have the right to open and close the debate thereon. No member shall be allowed to speak more than 10 minutes to open and five minutes to close the debate thereon, and no member other than the author or the mover of the question shall be allowed to speak more than five minutes thereon. No member shall yield to any other member the time for which he is entitled to speak on any matter.

Leave of Absence

90. No member shall absent himself from attendance at any session of the Assembly without leave of the Assembly, and no member shall obtain such leave of absence or be excused for nonattendance, except by a two-thirds vote of all members elected to the Assembly, or by unanimous consent.

Personal Privilege

91. Any member may rise to explain a matter personal to himself and shall forthwith be recognized by the Speaker, but shall not discuss a question in such explanation. Such matters of personal privilege yield only to a motion to recess or adjournment.

Objection to Reading of Any Paper

92. Any member upon recognition by the Speaker may object to the reading of any paper before the Assembly. After such objection, the question of reading shall be determined without debate by a majority vote of the members present, upon a brief statement of its substance by the Speaker.

Members Called to Order for Transgressing Rules

93. a. If any member transgresses the Rules of the Assembly, the Speaker shall, or any member may, call the offending member to order. The member so called to order shall immediately take his seat, until the Speaker without debate, shall have determined whether he is in order or not. Such decision by the Speaker shall be subject to an appeal to the Assembly.

b. If any member be called to order for offensive words spoken in debate, the person calling him to order shall state to the Assembly the words to which exception is taken. No member shall be held to answer, or be subject to censure by the Assembly, for language used in debate, if other business shall have been transacted by the Assembly prior to exception being taken to the words spoken.

Members Voting

94. Every member in the Assembly Chamber when a roll call is required shall record his vote openly and without debate, unless the Assembly shall, by a majority vote of the members present, excuse him.

The name of any member who refuses to vote as required by this rule, after being requested by the Speaker to do so, shall be entered in the Journal of the Assembly, together with a statement that he was present and did so refuse to vote. Any member who refuses so to vote may, if he so desires, and immediately after the announcement of the vote, submit a written explanation of his failure to vote and have such explanation printed in the Journal, provided no such explanation shall exceed 50 words in length.

In addition to the entry of his name in the Journal, any member who refuses so to vote when required, and who has not been excused from doing so, may, immediately after the announcement of the vote, in the discretion of the Speaker or upon demand of any member, be summoned to appear before the bar of the Assembly for public censure by the Speaker or by any member designated by the Speaker. Censure of a member as provided by this rule shall not constitute a bar to proceedings for his expulsion from the Assembly pursuant to Section 9 of Article IV of the Constitution.

A member may submit a written explanation of his vote on any bill or House resolution, and have such explanation printed in the Journal immediately following such vote, provided no such explanation shall exceed 50 words in length.

Ayes and Noes

95. The ayes and noes shall be recorded by the electrical voting system on the final passage of all bills, or by viva voce when demanded by three members or when ordered by the Speaker, and on any other question when called for by three members or ordered by the Speaker, the names of which members shall be entered in the Journal.

Voting Not to Be Interrupted

96. When once begun, voting shall not be interrupted, except that before the vote is announced any member may have the total pending vote flashed on the visible vote recorder. Prior to the announcement of the vote the Speaker shall inquire if all members have voted. Any member may move a call of the Assembly after the completion of the roll and prior to the final recording, but no member shall be allowed to change his vote, or have his vote recorded after the vote is announced.

Members at Clerk's Desk

97. No member or other person shall be allowed at the Clerk's desk while the ayes and noes are being recorded or the votes counted.

Tie Vote

98. In case of an equal division, or tie vote, the question shall be lost.

"Two-thirds of the Entire Elected Membership" Defined

99. Wherever the words or figures, "two-thirds of the entire elected membership" appear in any rule, it shall mean 54 votes.

SCHEDULE OF ASSEMBLY COMMITTEE MEETINGS

MONDAY

Period I. 3:00 to 6:00 p.m.	Room	Period II. 8:00 p.m.	Room
Ways and Means	435	Judiciary	435
Public Utilities and Corporations	432	Finance and Insurance	432
Crime and Correction	426	Military Affairs	426

TUESDAY

Period I. 3:00 to 6:00 p.m.	Room	Period II. 8:00 p.m.	Room
Fish and Game	435	Judiciary	435
Agriculture	432	Livestock and Dairies	432
Public Health	426	Elections and Reapportionment	426
Social Welfare	430		

WEDNESDAY

Period I. 3:00 to 6:00 p.m.	Room	Period II. 8:00 p.m.	Room
Governmental Efficiency and Economy	435	Constitutional Amendments	435
Manufacturing, Oil, and Mining Industry	432	Education	432
Conservation, Planning, and Public Works	426	Municipal and County Government	426

THURSDAY

Period I. 3:00 to 6:00 p.m.	Room	Period II. 8:00 p.m.	Room
Ways and Means	435	Revenue and Taxation	435
Transportation and Commerce	432	Industrial Relations	432
Public Morals	426	Civil Service and State Personnel	426

FRIDAY

Period I. 3:00 to 6:00 p.m.	Room	Period II. 8:00 p.m.	Room
	435		435
	435		432
	426		426

Subject to Call of Speaker or Chairman	Room	Attaches	Room	Attaches	Room
Rules	428	Engrossing and Enrolling Clerk	423	Amending Clerk	431
Legislative Procedure	431	Sergeant-at-Arms	436	Journal Clerk	431
Legislative Organization	436				

Rational Organization of Standing Committees of the Assembly

CALIFORNIA STATE LEGISLATURE

CUT HERE

Name of Member _____

General category	Functional category	Particular functions	COMMITTEE ORGANIZATION					TOTAL MEASURES				MEETING SCHEDULE				
								Referred		Action pending						
			Committee Name and Number	Chairman Vice Chairman	Members	Time of Meeting	Room No.	Senate	Assembly	Senate	Assembly	Mon.	Tues.	Wed.	Thurs.	Fri.
LEGISLATURE	Legislative Organization and Procedure	Legislative Organization	Legislative Organization (Permanent)			ON CALL	436									
		House Functions	1. Rules	Dickey Doyle	13	ON CALL	428									
		Introduction of Bills, Consolidation of Legislation, Engrossment and Enrollment	2. Legislative Procedure	Weber Boyd	8	ON CALL	431									
GOVERNMENT	Conservation and Planning	Natural Resources, Irrigation, Pub. Wks., Parks, Buildings and Planning	3. Conservation, Planning and Public Works	McMillan Cramer	15	WEDNESDAY PERIOD I 3 to 6 p.m.	426							I		
		Wild Life	4. Fish and Game	Erwin Thomas	11	TUESDAY PERIOD I 3 to 6 p.m.	435						I			
	Fiscal Matters	Departmental Organization and Administration	5. Governmental Efficiency and Economy	Field Carey	13	WEDNESDAY PERIOD I 3 to 6 p.m.	435							I		
		Taxation and Revenue Sources	6. Revenue and Taxation	Hollibaugh C. A. Dills	17	THURSDAY PERIOD II 8 p.m.	435								II	
		Appropriations, Expenditures and Budgets	7. Ways and Means	Wollenberg Lowrey	24	MON & THURS. PERIOD I 3 to 6 p.m.	435					I			I	
	Education	Universities, Colleges and Schools	8. Education	Dunn	20	WEDNESDAY PERIOD II 8 p.m.	432							II		
	Social Welfare	Crimes, Prisons, Reforms	9. Crime and Correction	Price Bennett	9	MONDAY PERIOD I 3 to 6 p.m.	426					I				
		Control of Behavior, Gaming, and Liquor	10. Public Morals	Thompson Crichton	7	THURSDAY PERIOD I 3 to 6 p.m.	426								I	
		Health and Healing Arts	11. Public Health	Debs Evans	11	TUESDAY PERIOD I 3 to 6 p.m.	426									

GOVERNMENT		Social Service	12. Social Welfare	Niehouse Kilpatrick	11	TUESDAY PERIOD I 3 to 6 p m	426						I			
	Civil Service and State Personnel	Civil Service and State Employees	13. Civil Service and State Personnel	Gannon Stephenson	9	THURSDAY PERIOD II 8 p m	426								II	
	Military and Police	Police, Naval, Military and Veterans	14. Military Affairs	McCollister Huyck	13	MONDAY PERIOD II 8 p m.	426					II				
	Political Subdivisions	Organization and Administration of	15. Municipal and County Government	Thurman Stanley	10	WEDNESDAY PERIOD II 8 p.m.	426							II		
		Elections and Districting	16. Elections and Reapportionment	Robertson Waters	10	TUESDAY PERIOD II 8 p m.	426						II			
	Judiciary and Laws	The Judiciary and General Laws	17. Judiciary	Brown Rosenthal	24	MON. & TUES PERIOD II 8 p m.	435					II	II			
		Constitutional and Initiative Laws	18. Constitutional Amendments	Crowley Maloney	7	WEDNESDAY PERIOD II 8 p m.	435							II		
INDUSTRY	Means of Production of Wealth	Farming, Horticulture, Agronomy and Fairs	19. Agriculture	Clarke Silliman	23	TUESDAY PERIOD I 3 to 6 p m.	432						I			
		Animal Husbandry and Products	20. Livestock and Dairies	Thorp Heisinger	11	TUESDAY PERIOD II 8 p m.	432						II			
		Organization and Operation of	21. Public Utilities and Corporations	Allen Knight	7	MONDAY PERIOD I 3 to 6 p.m.	432					I				
		Organization and Operation of	22. Manufacturing, Oil, and Mining Industry	R. C. Dills Sheridan	13	WEDNESDAY PERIOD I 3 to 6 p m.	432							I		
		Labor, Wages, Unemployment and Accident Risks	23. Industrial Relations	Lyons Gaffney	15	THURSDAY PERIOD II 8 p m.	432								II	
		Capital, Loans and Risks	24. Finance and Insurance	Geddes Blosser	15	MONDAY PERIOD II 8 p m	432					II				
	Means of Distribution of Wealth	Transportation by Air, Water, Rail, Road. Commerce, Merchandising	25. Transportation and Commerce	Burns Luckel	16	THURSDAY PERIOD I 3 to 6 p m.	432								I	

PLACE AND TIME OF COMMITTEE MEETINGS

Room 435 — Largest Room, Seats 27 Committeemen and 75 spectators

GOVERNMENT

Conservation and Planning

Fish and Game — Tuesday, 3.00 to 6.00 p m

Fiscal Matters

Governmental Efficiency — Wednesday, 3 00 to 6 00 p.m.
Revenue and Taxation — Thursday, 8 00 p m
Ways and Means — Monday and Thursday, 3 00 to 6 00 p m.

Judiciary and Laws

Judiciary — Monday, and Tuesday 8 00 p m.
Constitutional Amendments — Wednesday, 8 00 p m.

Room 432 — Larger Room, Seats 21 Committeemen and 75 spectators

GOVERNMENT

Education

Education — Wednesday, 8 00 p m

INDUSTRY

Agriculture

Agriculture — Tuesday, 3 00 to 6 00 p m.
Livestock and Dairies — Tuesday, 8 00 p m.

Means of Production

Public Utilities and Corporations — Monday, 3 00 to 6 00 p m.
Manufacturing, Oil, and Mining Industry — Wednesday, 3 00 to 6 00 p m.
Industrial Relations — Thursday, 8 00 p m.

Finance

Finance and Insurance — Monday, 8 00 p m

Distribution and Transportation

Transportation and Commerce — Thursday, 3 00 to 6 00 p m

Room 426 — Smaller Room, Seats 21 Committeemen and 75 spectators

GOVERNMENT

Conservation and Planning

Conservation, Planning and Public Works — Wednesday, 3.00 to 6 00 p m.

Social Welfare

Crime and Correction — Monday, 3 00 to 6 00 p m.
Public Morals — Thursday, 3.00 to 6.00 p m.
Public Health — Tuesday, 3.00 to 6·00 p m

Civil Service and State Personnel

Civil Service and State Personnel — Thursday, 8.00 p.m.

Military and Police

Military Affairs — Monday, 8.00 p.m.

Political Subdivisions

Municipal and County Government — Wednesday, 8·00 p m.
Elections and Reapportionment — Tuesday, 8·00 p m.

Room 430

Social Welfare — Tuesday, 3 00 to 6 00 p.m.
To be used for special meetings of subcommittees Seats 21 Committeemen and 50 spectators.

Room 428

Rules and Special Committee meetings.

Room 436

Committee on Legislative Organization and Sergeant-at-Arms

Room 423

Engrossing and Enrolling Clerk

Room 431

Committee on Legislative Procedure
Amending Clerk
Journal Clerk

Room 429

Broadcasting.

UNFINISHED BUSINESS (RESUMED)
CONSIDERATION OF SENATE AMENDMENTS

Assembly Bill No. 747—An act to add Section 2042 to the Penal Code, relating to escapes from the California Vocational Institution, and declaring the urgency thereof, to take effect immediately.

The question being: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 747?

Amendment No. 1

On page 1, line 5, of the printed bill, after "felony", insert "or a misdemeanor, in the discretion of the court".

The roll was called, and the Assembly refused to concur in Senate amendment to Assembly Bill No. 747 by the following vote:

AYES—Blosser, Brown, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cramer, Crichton, Dickey, Dolwig, Doyle, Gannon, Geddes, Grant, Hahn, Heisinger, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McCollister, Niehouse, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thorp, Thurman, Weber, Wollenberg, and Mr. Speaker—41.

NOES—Berry, George D. Collins, Cooke, Debs, Ralph C. Dills, Dunn, Gaffney, and Miller—8.

Appointment of Committee on Conference Concerning Assembly Bill No. 747

The Speaker announced the appointment of Messrs. Geddes, Carey, and George D. Collins as a Committee on Conference concerning Assembly Bill No. 747.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, February 5, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed, as amended:

Assembly Bill No. 973

And respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

CONSIDERATION OF SENATE AMENDMENTS

Assembly Bill No. 973—An act making an appropriation in augmentation of the appropriation in Item 79.5 of the Budget Act of 1945, for publishing, purchasing, and shipping free textbooks, Department of Education, to take effect immediately.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 973?

Amendment No. 1

On page 1, line 7, of the printed bill, as amended in the Senate on February 5, 1947, after "Education", insert "; provided, however, that no part of this appropriation may be expended for the purchase of any textbook or supplement thereto which is in any way a part of the "Building America Series" or a duplication thereof whether known by that name or any other name".

Amendment No. 2

On page 1, line 3, of the printed bill, as amended in the Senate on February 5, 1947, strike out "eight hundred".

Amendment No. 3

On page 1, line 4, of the printed bill, strike out "ninety-six thousand nine hundred forty dollars ($896,940)", and insert "six hundred three thousand six hundred dollars ($603,600)".

The roll was called, and the Assembly refused to concur in Senate amendments to Assembly Bill No. 973 by the following vote:

AYES—Ralph C. Dills, Gannon, Lowrey, Luckel, and Sheridan—5.

NOES—Allen, Berry, Blosser, Brady, Brown, Burns, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Debs, Dolwig, Doyle,

Dunn, Gaffney, Geddes, Grant, Hinckley, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Loomis, Maloney, McCollister, Miller, Niehouse, O'Day, Robertson, Silliman, Stanley, Stephenson, Thomas, Thorp, Weber, Wollenberg, and Mr. Speaker—43.

Appointment of Committee on Conference Concerning Assembly Bill No. 973

The Speaker announced the appointment of Messrs. Ralph C. Dills, Lowrey, and Wollenberg as a Committee on Conference concerning Assembly Bill No. 973.

RESOLUTIONS

The following resolution was offered:

By Messrs. Ralph C. Dills, Sam L. Collins, Thorp, Burns, Stephenson, McCollister, Dolwig, Johnson, Clarke, Heisinger, Silliman, and Maloney:

House Resolution No. 97

Relative to thanking C. William Queale

WHEREAS, C. William Queale, who has formerly served this Assembly through three regular sessions and many special sessions as Minute Clerk and is thoroughly familiar with the work of this Assembly is now employed by the California Dairy Industry Advisory Board where his fulltime services are required; and

WHEREAS, Upon learning that not enough experienced people were available to serve this Assembly efficiently at the beginning of its present session, C. William Queale, better known to the members as Bill Queale, in a fine spirit of friendliness and cooperation offered his services to the Assembly to assist in the work at the desk during the January session; and

WHEREAS, The services of C. William Queale have been invaluable to this Assembly; and

WHEREAS, The California Dairy Industry Advisory Board so graciously permitted C. William Queale to assist in this work at the desk; now therefore, be it

Resolved by the Assembly of the State of California, That each and every Member of this Assembly extends his sincere appreciation to C. William Queale for the service he has performed, and for his outstanding ability which has materially assisted in expediting the work of this January session; and, be it further

Resolved, That the Chief Clerk of the Assembly is hereby requested to have a suitably prepared copy of this resolution presented to C. William Queale; and be it further

Resolved, That a copy of this resolution be forwarded to Mr. Richard J. Werner, Manager of the California Dairy Industry Advisory Board, in appreciation for permitting C. William Queale to assist the Assembly during this time.

Request for Unanimous Consent

Mr. Ralph C. Dills asked for, and was granted, unanimous consent to take up House Resolution No. 97, at this time, without reference to committee or file.

Resolution read, and adopted unanimously.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, February 5, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed:

Assembly Bill No. 1777

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bill ordered enrolled.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolution was offered:

Assembly Concurrent Resolution No. 47: By Mr. Silliman—Relative to moving the Legislative Halls to Monterey and creating a committee to investigate the feasibility thereof.

Referred to Committee on Rules.

RESOLUTIONS

The following resolutions were offered:

By Mr. Thomas:

House Resolution No. 98

Relating to distribution of the Constitution of the State of California, Annotated, 1946

WHEREAS, The State Printer has compiled, published, and distributed a Constitution of the State of California, Annotated, 1946, compiled by Paul Mason; and

WHEREAS, It is fitting that the Members of the Assembly should receive copies of such Constitution in order that they and their constituents may be better acquainted with the information therein contained; and

WHEREAS, A number of members have been elected to the Fifty-seventh Legislature of California who were not Members of the Fifty-sixth Legislature, and who have not received copies of such Constitution; now, therefore, be it

Resolved by the Assembly of the State of California, That the Chief Clerk of the Assembly is authorized to deliver to the Members of the Fifty-seventh Legislature copies of the Constitution of the State of California, Annotated, 1946, compiled by Paul Mason, as follows: To each Member of the Assembly who was not a Member of the Fifty-sixth Legislature, 10 copies, and to each Member of this Assembly who was also a Member of the Fifty-sixth Legislature, upon his written request to the Chief Clerk, five copies.

Request for Unanimous Consent

Mr. Thomas asked for, and was granted, unanimous consent to take up House Resolution No. 98, at this time, without reference to committee or file.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Berry, Blosser, Brady, Brown, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, Debs, Dolwig, Doyle, Dunn, Gaffney, Gannon, Geddes, Grant, Hahn, Heisinger, Hinckley, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Robertson, Sheridan, Sherwin, Silliman, Stanley, Thomas, Thorp, Waters, Wollenberg, and Mr. Speaker—51.

NOES—Stephenson—1.

By Mr. Dickey:

House Resolution No. 99

Resolved, That the Chief Clerk be and he is hereby authorized to receipt for any warrants for members, officers, or attaches of the Assembly during the constitutional recess.

Request for Unanimous Consent

Mr. Dickey asked for, and was granted, unanimous consent to take up House Resolution No. 99, at this time, without reference to committee or file.

Resolution read, and adopted.

By Mr. Dickey:

House Resolution No. 100

WHEREAS, During the constitutional recess, services of the officers, attaches, and employees of the Assembly will not be required, with certain exceptions; and

WHEREAS, There is a great deal of exacting detail pertaining to this session of the Legislature to be taken care of; and

WHEREAS, It will be necessary to employ a certain amount of help to assist in the performance of this work; now, therefore, be it

Resolved, That Arthur A. Ohnimus, Chief Clerk of the Assembly, is hereby directed to take charge of arranging and preparing the books, bills, and all other records of the Assembly and filing with the Secretary of State such papers as provided by law and all indexing, correcting, compiling and proofreading and otherwise preparing the Journal of the Assembly for the Fifty-seventh Session of the Legislature and correcting and perfecting the records of the Assembly so that they may be properly filed at the adjournment of the Assembly and of compiling and preparing and having printed a Semi-Final Calendar of the legislative business of the Fifty-seventh Session of the Legislature, said history to contain titles of all measures introduced and their authors, the numbers that shall have become law, those that shall have been read the

second time, and any and such information as will provide a history of the session's business and a guide for the information of subsequent sessions of the Legislature.

When the Semi-Final History is prepared, Arthur A. Ohnimus, Chief Clerk of the Assembly, is directed to forward one copy of this book to each Member of the Assembly and to each public library of the State which may apply for same; and be it further

Resolved, That the Chief Clerk is hereby authorized to employ such help as may be necessary to complete the aforesaid work of the Assembly and the same shall be compensated at the same rate paid per diem as allowed them during the time the Legislature is in session; provided, however, that no compensation shall be allowed except for services actually performed and the Chief Clerk is hereby directed to keep an accurate attendance record of all attaches so employed and certified by him to the State Controller as being entitled to compensation; and be it further

Resolved, That the State Controller is hereby authorized and directed to pay weekly compensation in such amounts and to such persons as may be certified to him by the Chief Clerk as being entitled to the same, and such sums shall be payable from the unexpended balance of the fund provided for the pay of officers and attaches of the Assembly.

Request for Unanimous Consent

Mr. Dickey asked for, and was granted, unanimous consent to take up House Resolution No. 100, at this time, without reference to committee or file.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Allen, Berry, Blosser, Boyd, Brady, Brown, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Debs, Dickey, Ralph C Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Gaffney, Gannon, Geddes, Grant, Hahn, Heisinger, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—58.

NOES—None

CONSIDERATION OF DAILY FILE

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1820—An act to amend Sections 89 and 92 of the Agricultural Code, and Section 5154 of the Public Resources Code, relating to fairs of counties and district agricultural associations, declaring the urgency thereof, and providing that this act shall take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Allen, Berry, Blosser, Boyd, Brady, Brown, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Debs, Dickey, Ralph C Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Gaffney, Gannon, Geddes, Grant, Hahn, Heisinger, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—58.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Berry, Blosser, Boyd, Brady, Brown, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Gaffney, Gannon, Geddes, Grant, Hahn, Heisinger, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—58.

NOES—None.

Bill ordered transmitted to the Senate.

CONSIDERATION OF HOUSE RESOLUTION NO. 87

House Resolution No. 87

Relative to the Assembly Committee on County and City Jails

Resolved by the Assembly of the State of California, As follows:

The Assembly Interim Committee on County and City Jails created by House Resolution No. 253 of the Fifty-sixth Regular Session and continued as an Assembly committee at this General Session by House Resolution No. 33, adopted January 16, 1947, shall have power, in addition to any other powers granted to it, to visit and inspect California Vocational Institution at Lancaster, to which wards of the juvenile court may be transferred by the Youth Authority.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Rules:

Amendment No. 1

In paragraph 1 of the resolution, after "inspect", strike out "all local and state places for the detention of wards of the juvenile court and other juveniles, including the juvenile halls established by counties, and the".

Amendment read, and adopted.

Consideration of House Resolution No. 87, as Amended

House Resolution No. 87

Relative to the Assembly Committee on County and City Jails

Resolved by the Assembly of the State of California, As follows:

The Assembly Interim Committee on County and City Jails created by House Resolution No. 253 of the Fifty-sixth Regular Session and continued as an Assembly committee at this general session by House Resolution No. 33, adopted January 16, 1947, shall have power, in addition to any other powers granted to it, to visit and inspect all local and state places for the detention of wards of the juvenile court and other juveniles, including the juvenile halls established by counties, and the California Vocational Institution at Lancaster, to which wards of the juvenile court may be transferred by the Youth Authority.

Resolution read, as amended, and adopted.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, February 5, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate appointed Senators Jespersen, Tenney, and DeLap as a Committee on Conference concerning:

Assembly Bill No. 973—An act making an appropriation in augmentation of the appropriation in Item 79.5 of the Budget Act of 1945, for publishing, purchasing, and shipping free textbooks, to take effect immediately.

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

CONSIDERATION OF HOUSE RESOLUTION NO. 62

House Resolution No. 62

Relative to the creation of Assembly investigating committees, and establishing the permanent standing committees of the Assembly as interim committees

WHEREAS, Many of the proposed subjects of Legislation presented at this session require further study and the development of additional information in order that proper consideration may be given thereto; and

WHEREAS, Such study and investigation can best be undertaken by interim committees composed of Members of the Assembly who have served on standing committees that have considered measures relating to such proposed subjects during this session of the Legislature; now, therefore, be it

Resolved by the Assembly of the State of California, As follows:

1. Twenty-five Assembly investigating committees are hereby created, consisting of the permanent standing committees of the Assembly listed in Rule 8 of the Permanent Standing Rules of the Assembly for this general session of the Legislature, and having the same membership and chairmen, and vice chairmen, respectively, as have such standing committees. Vacancies occurring or existing in the membership of such investigating committees shall be filled by the Speaker of the Assembly. Each

such investigating committee shall be known as "The Assembly Interim Committee on (the name of the corresponding standing committee)."

2. Each investigating committee is authorized and directed to ascertain, study and analyze all facts relating to any subject of legislation it may be authorized and directed to consider pursuant to any resolution adopted by the Assembly, including but not limited to the operation, effect, administration, enforcement and needed revision of any and all laws in any way bearing upon or relating to such subject and to report thereon to the Assembly, including in the reports its recommendations for appropriate legislation.

3. Each committee is authorized to act during this session of the Legislature, including any recess, and after final adjournment until the commencement of the next regular general session, with authority to file its final report not later than the thirtieth legislative day of the next regular general session.

4. Each committee and its members shall have and exercise all of the rights, duties and powers conferred upon investigating committees and their members by the provisions of the Joint Rules of the Senate and Assembly and of the Standing Rules of the Assembly as they are adopted and amended from time to time, which provisions are incorporated herein and made applicable to each committee and its members.

5. Each committee has the following additional powers and duties:

(a) To contract with such other agencies, public or private, as it deems necessary for the rendition and affording of such services, facilities, studies and reports to the committee as will best assist it to carry out the purposes for which it is created.

(b) To cooperate with and secure the cooperation of county, city, city and county, and other local law enforcement agencies in investigating any matter within the scope of this resolution and to direct the sheriff of any county to serve subpenas, orders and other process issued by the committee.

(c) To report its findings and recommendations to the Legislature and to the people from time to time and at any time, not later than herein provided.

(d) To do any and all other things necessary or convenient to enable it fully and adequately to exercise its powers, perform its duties, and accomplish the objects and purposes of this resolution.

(e) To expend such funds as may be made available to it from the Contingent Fund of the Assembly for the expenses of the committee and its members and for any charges, expenses or claims it may incur under this resolution, to be paid from the said contingent fund and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Allen, Berry, Blosser, Boyd, Brady, Brown, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Gaffney, Gannon, Geddes, Grant, Hahn, Heisinger, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, Robertson, Sheridan, Sherwin, Sillman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—58.

NOES—None.

REPORT OF COMMITTEE ON CONFERENCE

The following report of Committee on Conference was received, and read:

ASSEMBLY CHAMBER, SACRAMENTO, February 5, 1947

MR. SPEAKER: The Committee on Conference concerning:

Assembly Bill No. 973—An act making an appropriation in augmentation of the appropriation in Item 79.5 of the Budget Act of 1945, for publishing, purchasing, and shipping free textbooks, Department of Education, to take effect immediately.

consisting of the undersigned members, has met, and reports that it has agreed to recommend the following:

That the amendments of the Senate be concurred in, and that the bill, as amended the second time on February 5, 1947, be further amended as follows:

Amendment No. 1

On page 1, lines 3 and 4, of the printed bill, strike out "six hundred three thousand six hundred dollars ($603,600)", and insert "seven hundred twenty-three thousand three hundred eight dollars ($723,308)".

JESPERSEN
DELAP
TENNEY
Senate Committee on Conference

WOLLENBERG
LOWREY
Assembly Committee on Conference

The roll was called, and the report adopted by the following vote:

AYES—Allen, Berry, Blosser, Boyd, Brady, Brown, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Gaffney, Gannon, Geddes, Grant, Hahn, Heisinger, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, Robertson, Sheridan, Sherwin, Sullivan, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—58.

NOES—None.

MOTION TO ADJOURN OUT OF RESPECT TO THE MEMORY OF PAT H. DOYLE

Mr. Gannon moved that when the Assembly does this day adjourn it do so out of respect to the memory of Mr. Pat H. Doyle, a former Sacramento newspaperman.

Motion carried.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, February 5, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate appointed Senators Deuel, Gordon, and Carter as a Committee on Conference concerning:

Assembly Bill No. 747—An act to add Section 2042 to the Penal Code, relating to escapes from the California Vocational Institution, and declaring the urgency thereof, to take effect immediately.

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

RESOLUTIONS

The following resolution was offered:

By Mr. Carey:

House Resolution No. 101

Relative to training and providing dogs to trace and locate missing persons

Resolved by the Assembly of the State of California, That the Department of Justice is instructed to study, and to report to the Legislature prior to adjournment of the Fifty-seventh Regular Session as to the feasibility and need for making provision for the training and making available to peace officers whenever and wherever needed throughout the State of dogs to trace and locate missing persons.

Resolution read, and referred to the Committee on Rules.

ANNOUNCEMENTS OF COMMITTEE APPOINTMENTS

Pursuant to the provisions of House Resolution No. 57, which creates a Fact-Finding Committee on Working Hours of State Employees, Speaker Collins announced the appointment of Messrs. Stephenson, Chairman; Geddes, Doyle, Cooke, and Thompson as members of said committee.

CONSIDERATION OF HOUSE RESOLUTION NO. 40

House Resolution No. 40

Relative to more stringent enforcement by the California Highway Patrol of Sections 621 and 621.5 of the Vehicle Code, relating to rear lamps and reflectors required of motor vehicles engaged in highway travel

WHEREAS, There has been a serious increase in the number of automobile accidents during the past 12 months in this State, with resultant mounting toll of death, injury and property damage; and

WHEREAS, A contributing factor to this heavy accident toll has been the failure of drivers of motor vehicles to maintain in working order adequate rear lamps and

reflectors as provided in Sections 621 and 621.5 of the Vehicle Code, which factor is aggravated during the months when visibility is greatly reduced due to fog, rain and other atmospheric conditions; and

WHEREAS, It is imperative that action be taken immediately to alleviate the deplorable accident situation which exists in this State; now, therefore, be it

Resolved by the Assembly of the State of California, As follows:

That the California Highway Patrol is directed to strictly enforce the Sections 621 and 621.5 of the Vehicle Code, relating to the display of rear lamps and reflectors of motor vehicles on the highways; and be it further

Resolved, That the Chief Clerk of the Assembly is authorized and directed to transmit copies of this resolution to the Director of Motor Vehicles and to the Chief of the California Highway Patrol.

Resolution read.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Rules:

Amendment No. 1

In paragraph 2 of the printed resolution, after "adequate", insert "head lamps and reflectors and".

Amendment No. 2

In paragraph 2 of the printed resolution, after "provided", strike out "in Sections 621 and 621.5 of the Vehicle Code", and insert "by existing law".

Amendment No. 3

In paragraph 2 of the printed resolution, after "which", add the letter "s" to "factor," strike out "is", and insert "are".

Amendment No. 4

In paragraph 4 of the printed resolution, after "enforce", strike out "the Sections 621 and 621.5 of the".

Amendment No. 5

In paragraph 4 of the printed resolution, after "display of", insert "head lamps and reflectors and".

Amendment No. 6

In the title of the printed resolution, after "relating to", insert "head lamps and reflectors and".

Amendments read, and adopted.

Consideration of House Resolution No. 40, as Amended

House Resolution No. 40

Relative to more stringent enforcement by the California Highway Patrol of Sections 621 and 621.5 of the Vehicle Code, relating to head lamps and reflectors and rear lamps and reflectors required of motor vehicles engaged in highway travel.

WHEREAS, There has been a serious increase in the number of automobile accidents during the past 12 months in this State, with resultant mounting toll of death, injury and property damage; and

WHEREAS, A contributing factor to this heavy accident toll has been the failure of drivers of motor vehicles to maintain in working order adequate head lamps and reflectors and rear lamps and reflectors as provided by existing law, which factors are aggravated during the months when visibility is greatly reduced due to fog, rain and other atmospheric conditions; and

WHEREAS, It is imperative that action be taken immediately to alleviate the deplorable accident situation which exists in this State; now, therefore, be it

Resolved by the Assembly of the State of California, As follows:

That the California Highway Patrol is directed to strictly enforce Vehicle Code, relating to the display of head lamps and reflectors and rear lamps and reflectors of motor vehicles on the highways; and be it further

Resolved, That the Chief Clerk of the Assembly is authorized and directed to transmit copies of this resolution to the Director of Motor Vehicles and to the Chief of the California Highway Patrol.

Resolution read, as amended, and adopted.

REQUEST FOR UNANIMOUS CONSENT THAT ASSEMBLY BILL NO. 823 BE RE-REFERRED TO THE COMMITTEE ON CONSERVATION AND PLANNING

Mr. Dickey asked for, and was granted, unanimous consent that Assembly Bill No. 823 be withdrawn from the file, and be re-referred to the Committee on Conservation and Planning.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bills were introduced, and read the first time:

Assembly Bill No. 2526: By Mr. Miller—An act to add Section 129.5 to the Streets and Highways Code, relating to streets and highways.

Referred to Committee on Conservation and Planning.

Assembly Bil No. 2527: By Messrs. Waters, Thompson, Dunn, Berry, Brady, Brown, Burke, Carey, Clarke, George D. Collins, Cooke, Crichton, Debs, Clayton A. Dills, Ralph C. Dills, Doyle, Erwin, Evans, Gaffney, Huyck, Kilpatrick, McMillan, Miller, Niehouse, O'Day, Robertson, Sheridan, Thomas, Thompson, and Weber—An act to repeal Part 4, comprising Sections 9601 to 10501, inclusive, of Division 2 of the Revenue and Taxation Code, imposing a tax upon persons engaged in the transportation of persons or property for hire or compensation by motor vehicle.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 2528: By Mr. Anderson—An act to add Section 13160.5 to the Government Code, relating to assignment of space in the State Capitol.

Referred to Committee on Rules.

Assembly Bill No. 2529: By Mr. Burns—An act to amend Section 108 of the Vehicle Code, relating to the organization of the Department of Motor Vehicles.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 2530: By Mr. Burns—An act conveying certain tidelands and submerged lands, situate in Crescent City Harbor to the County of Del Norte, in furtherance of navigation and commerce and the fisheries, and providing for the government, management and control thereof, reserving rights to the State.

Referred to Committee on Conservation and Planning.

Assembly Bill No. 2531: By Mr. Dolwig (By request)—An act to add Section 700.5 to, and to amend Section 710 of, the Probate Code, relating to filings of claims and service of notice and copies thereof.

Referred to Committee on Judiciary.

Assembly Bill No. 2532: By Mr. Dolwig (By request)—An act to amend Section 1096 of the Code of Civil Procedure, relating to service of writs of mandate.

Referred to Committee on Judiciary.

Assembly Bill No. 2533: By Messrs. M. Philip Davis and Allen—An act to add Section 20895 to the Government Code, relating to the retirement of state civil service members.

Referred to Committee on Civil Service and State Personnel.

Assembly Bill No. 2534: By Messrs. M. Philip Davis and Allen—An act to add Sections 18595, 11372, and 11409, to amend Sections 11384, 11385, 11410, 11411, 11412, 11413, and 11415, and to repeal Article 2 comprising Sections 11400 to 11402, inclusive, of the Government Code, relating to administrative regulations.

Referred to Committee on Judiciary.

Assembly Bill No. 2535: By Mr. Rosenthal—An act to amend Sections 4152a, 4178, and 4312 of the Political Code, relating to the government of counties.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 2536: By Mr. Rosenthal—An act to amend Section 1992 of the Code of Civil Procedure, relating to failure to obey subpenas.

Referred to Committee on Judiciary.

Assembly Bill No. 2537: By Mr. Gaffney—An act to provide for recreational projects to furnish recreation for adults and juveniles, creating the California Recreation Commission to administer the same, making an appropriation therefor, and creating a Recreation Fund.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 2538: By Messrs. Gaffney and George D. Collins—An act amending Section 42 of the Public Utilities Act, relating to the Public Utilities Commission and safety devices.

Referred to Committee on Public Utilities and Corporations.

Assembly Bill No. 2539: By Mr. Kilpatrick—An act to amend Section 1716 of the Revenue and Taxation Code, relating to property taxation.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 2540: By Messrs. Carey, Maloney, Sheridan, Wollenberg, and Clayton A. Dills—An act to amend Section 13101 of the Health and Safety Code, relating to the salaries of public officers.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 2541: By Mr. Evans—An act to add Chapter 1.5, comprising Sections 13010 and 13011, to Part 1 of Division 12 of the Health and Safety Code, relating to regulations of local authorities respecting the parking of vehicles.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 2542: By Mr. Evans—An act to add Section 19568 to the Business and Professions Code, relating to horse racing.

Referred to Committee on Public Morals.

Assembly Bill No. 2543: By Mr. Evans—An act to amend Section 18953 of the Government Code, relating to promotional examinations.

Referred to Committee on Civil Service and State Personnel.

Assembly Bill No. 2544: By Mr. Evans—An act to add Section 18939 to the Government Code, relating to civil service examinations.

Referred to Committee on Civil Service and State Personnel.

Assembly Bill No. 2545: By Mr. Berry—An act to amend Section 4711 of the Education Code, relating to the Public School System.

Referred to Committee on Education.

Assembly Bill No. 2546: By Mr. Boyd—An act to add Section 7.5 to "An act to provide a unified program of construction, improvement and equipment of state agencies, creating a State Public Works Board, and making an appropriation to carry out the provisions of this act," approved March 13, 1946, relating to public works, and making an appropriation to carry out the provisions of said act.

Referred to Committee on Ways and Means.

Assembly Bill No. 2547: By Mr. Geddes—An act to add Section 368 to the Education Code, to carry out the provisions of Section 31 of Article IV of the State Constitution by providing for the establishment and use of a fund for temporary transfers to school districts and declaring the urgency thereof.

Referred to Committee on Education.

Assembly Bill No. 2548: By Mr. Beck—An act imposing a tax on the privilege of renting rooms for sleeping purposes in apartment houses and hotels, and providing for the administration thereof and the disposition of funds collected thereunder.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 2549: By Mr. Clayton A. Dills—An act to amend Section 19562 of the Business and Professions Code, relating to horse racing.

Referred to Committee on Public Morals.

Assembly Bill No. 2550: By Mr. James—An act to amend Sections 12 and 14 of an act entitled "An act prescribing terms and conditions upon which corporations may transact business in this State, and providing penalties and forfeitures for noncompliance" and to amend Sections 3669cc and 3669d of the Political Code, relating to the reinstatement of corporations.

Referred to Committee on Judiciary.

Assembly Bill No. 2551: By Mr. James—An act to amend Section 292 of the Civil Code and to add Section 292 5 to the Civil Code, relating to corporations.

Referred to Committee on Judiciary.

Assembly Bill No. 2552: By Mr. James—An act to add Section 15.5 to the Bank and Corporation Franchise Tax Act.

Referred to Committee on Finance and Insurance.

Assembly Bill No. 2553: By Mr. James—An act to amend Section 411 of the Code of Civil Procedure and Sections 373, 402a, and 406a of the Civil Code, relating to service of process.

Referred to Committee on Judiciary.

Assembly Bill No. 2554: By Mr. Ralph C. Dills—An act to amend Sections 19422 and 19424 of the Business and Professions Code, relating to members of the California Horse Racing Board.

Referred to Committee on Public Morals.

Assembly Bill No. 2555: By Mr. Ralph C. Dills—An act to amend Section 19562 of the Business and Professions Code, relating to horse racing.

Referred to Committee on Public Morals.

Assembly Bill No. 2556: By Mr. Ralph C. Dills—An act to add Section 19561.5 to the Business and Professions Code, relating to horse racing meetings.

Referred to Committee on Public Morals.

Assembly Bill No. 2557: By Mr. Ralph C. Dills—An act to amend Section 8156 of the Education Code, relating to school holidays.

Referred to Committee on Education.

Assembly Bill No. 2558: By Mr. Dolwig—An act to add Section 726.6 to the Political Code, relating to uniform legal forms.

Referred to Committee on Judiciary.

Assembly Bill No. 2559: By Mr. Dolwig—An act to amend Section 11523 of the Government Code, relating to the judicial review of quasi-judicial proceedings.

Referred to Committee on Judiciary.

Assembly Bill No. 2560: By Mr. Dolwig (By request)—An act to amend Section 7304 of the Revenue and Taxation Code, relating to motor fuel taxes.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 2561: By Messrs. Sheridan and Brown—An act to add Section 1554.3 to the Penal Code of California, relating to warrants for return from other states or countries of persons charged with crimes.

Referred to Committee on Judiciary.

Assembly Bill No. 2562: By Mr. McMillan—An act to add Section 484.8 to the Fish and Game Code, relating to fishing from a boat on the Klamath River.

Referred to Committee on Fish and Game.

Assembly Bill No. 2563: By Messrs. Gaffney and George D. Collins—An act to add Section 538 to the Streets and Highways Code, relating to state highways.

Referred to Committee on Conservation and Planning.

Assembly Bill No. 2564: By Messrs. Gaffney and George D. Collins—An act to add Section 647 to the Streets and Highways Code, relating to state highways, and creating the "Divisional Highway," in the City and County of San Francisco.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 2565: By Messrs. Gaffney and George D. Collins—An act to amend Section 1771, and to add Section 1771.5 to the Code of Civil Procedure, relating to conciliation of spouses and divorces.

Referred to Committee on Judiciary.

Assembly Bill No. 2566: By Messrs. Gaffney and George D. Collins—An act to amend Section 1741 of the Code of Civil Procedure, relating to children's courts of conciliation.

Referred to Committee on Judiciary.

Assembly Bill No. 2567: By Messrs. Gaffney and George D. Collins—An act to add Section 130.2 to the Civil Code, relating to actions for divorce.

Referred to Committee on Judiciary.

Assembly Bill No. 2568: By Messrs. Gaffney and George D. Collins—An act to add Section 130.1 to the Civil Code, relating to actions for divorce.

Referred to Committee on Judiciary.

Assembly Bill No. 2569: By Messrs. Gaffney and George D. Collins—An act making an appropriation to the Public Utilities Commission for a survey leading to the elimination of all railroad grade crossings.

Referred to Committee on Public Utilities and Corporations.

Assembly Bill No. 2570: By Mr. Maloney—An act to amend Section 8 of an act entitled "An act to provide for the acquisition of temporary and emergency housing facilities for veterans and families of servicemen by joint action of the state and local agencies, providing for the operation of such facilities, making an appropriation, and declaring the urgency thereof, to take effect immediately," approved February 15, 1946, relating to the availability of the appropriation made thereby.

Referred to Committee on Military Affairs.

Assembly Bill No. 2571: By Mr. Brown—An act to amend Section 19626 of the Business and Professions Code, relating to the allocation of moneys in the Fair and Exposition Fund.

Referred to Committee on Agriculture.

Assembly Bill No. 2572: By Mr. Brown—An act to provide for the establishment of a state college in Stanislaus County, and making an appropriation therefor.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 2573: By Mr. Brown—An act adding Chapter 3.3 to Division 10 of the Education Code, relating to the establishment of the Stanislaus Polytechnic School.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 2574: By Mr. Brown—An act to amend Section 423 of the Probate Code, relating to nominees of persons entitled to administer.

Referred to Committee on Judiciary.

Assembly Bill No. 2575: By Messrs. Brown and Sheridan—An act to amend Section 1153 of the Probate Code, relating to reports of public administrators.

Referred to Committee on Judiciary.

Assembly Bill No. 2576: By Mr. Brown—An act to amend Section 1435.2 of the Probate Code, relating to guardians of estates.

Referred to Committee on Judiciary.

Assembly Bill No. 2577: By Messrs. Brown and Sheridan—An act to amend Section 851 of the Probate Code, relating to notices in administration of estates.

Referred to Committee on Judiciary.

Assembly Bill No. 2578: By Messrs. Brown and Sheridan—An act to amend Section 553.5 of the Probate Code, relating to substitution and discharge of surety.

Referred to Committee on Judiciary.

Assembly Bill No. 2579: By Messrs. Brown and Sheridan—An act to amend Section 261 of the Probate Code, relating to notices in estates of missing persons.

Referred to Committee on Judiciary.

Assembly Bill No. 2580: By Messrs. Brown and Sheridan—An act to amend Section 780 of the Probate Code, relating to sale of real property in estates.

Referred to Committee on Judiciary.

Assembly Bill No. 2581: By Messrs. Brown and Sheridan—An act to amend Section 283 of the Probate Code, relating to notices in estates of missing persons.

Referred to Committee on Judiciary.

Assembly Bill No. 2582: By Messrs. Brown and Sheridan—An act to amend Section 521 of the Probate Code, relating to appointment of executors and administrators.

Referred to Committee on Judiciary.

Assembly Bill No. 2583: By Messrs. Brown and Sheridan—An act to amend Section 824 of the Code of Civil Procedure, relating to publication of notice of execution sales of vessels.

Referred to Committee on Judiciary.

Assembly Bill No. 2584: By Messrs. Brown and Sheridan—An act to amend Section 1271 of the Code of Civil Procedure, relating to escheats.

Referred to Committee on Judiciary.

Assembly Bill No. 2585: By Messrs. Brown and Sheridan—An act to amend Section 413 of the Code of Civil Procedure, relating to service of summons.

Referred to Committee on Judiciary.

Assembly Bill No. 2586: By Mr. Brown—An act to amend Section 692 of the Code of Civil Procedure.

Referred to Committee on Judiciary.

Assembly Bill No. 2587: By Messrs. Brown and Sheridan—An act to amend Section 762 of the Code of Civil Procedure, relating to service of notice to lien-holders in actions for the partition of property.

Referred to Committee on Judiciary.

Assembly Bill No. 2588: By Messrs. Brown and Sheridan—An act to amend Section 1274 of the Code of Civil Procedure, relating to escheated property.

Referred to Committee on Judiciary.

Assembly Bill No. 2589: By Messrs. Brown and Sheridan—An act to add Sections 468 and 469 to the Revenue and Taxation Code, relating to property taxation.

Referred to Committee on Judiciary.

Assembly Bill No. 2590: By Messrs. Brown and Sheridan—An act to add Article 4, comprising Sections 6060 to 6064, inclusive, to Chapter 1 of Division 7 of Title 1 of the Government Code, relating to the publication of notices.

Referred to Committee on Judiciary.

Assembly Bill No. 2591: By Messrs. Brown and Sheridan—An act to amend Section 772 of the Probate Code, relating to sale of personal property in estates.

Referred to Committee on Judiciary.

Assembly Bill No. 2592: By Mr. Brown—An act to amend Sections 700, 701, 709, 710, 712, 716, 718, 732, and 735, and to repeal Section 711, of the Probate Code, relating to the filing of claims against an estate.

Referred to Committee on Judiciary.

Assembly Bill No. 2593: By Mr. Brown—An act to amend Section 146 of the Civil Code, relating to disposition of community property on divorce.

Referred to Committee on Judiciary.

Assembly Bill No. 2594: By Messrs. Brown, Rosenthal, Caldecott, Carey, James, and Sheridan—An act to amend Sections 1859 and 1860 and to repeal Section 1861 of the Civil Code, relating to the liability of innkeepers and others for loss of or injury to personal property.

Referred to Committee on Judiciary.

Assembly Bill No. 2595: By Mr. Brown—An act to amend Sections 4005 and 4022 of the Penal Code, relating to accepting federal and other prisoners in county jails.

Referred to Committee on Judiciary.

Assembly Bill No. 2596: By Mr. Brown—An act to add Section 4025 to the Penal Code, relating to the maintenance and operation of jails and the duties of officers and employees with respect thereto.

Referred to Committee on Judiciary.

Assembly Bill No. 2597: By Mr. Wollenberg—An act making an appropriation for emergency fund in augmentation of the appropriation in Item 275 of the Budget Act of 1945, to take effect immediately.

Referred to Committee on Ways and Means.

Assembly Bill No. 2598: By Mr. Wollenberg—An act making an appropriation for the support of the State Fire Marshal, to take effect immediately.

Referred to Committee on Ways and Means.

Assembly Bill No. 2599: By Mr. Wollenberg—An act making an appropriation in augmentation of Item 26 of the Budget Act of 1945, for support of the Governor and the Governor's Office, to take effect immediately.

Referred to Committee on Ways and Means.

Assembly Bill No. 2600: By Mr. Lowrey—An act to add Chapter 13.7 to Division 3 of the Education Code, relating to apportionment of school support.

Referred to Committee on Education.

Assembly Bill No. 2601: By Mr. Stephenson—An act to amend Sections 10951 and 10951.1 of the Insurance Code, relating to the conversion of mutual life and disability insurers to incorporated life or legal reserve capital stock insurers.

Referred to Committee on Finance and Insurance.

Assembly Bill No. 2602: By Mr. Ralph C. Dills—An act to amend Section 18025 of the Government Code, relating to holidays.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 2603: By Messrs. Blosser, Thorp, Heisinger, Anderson, Burns, Clarke, Cramer, Crichton, Crowley, Dolwig, James, Johnson, Kilpatrick, McCollister, Thompson, and Waters—An act to amend Section 13115 and to repeal Section 13116 of the Health and Safety Code, relating to fireproofing of tents and awnings used to temporarily house public gatherings.

Referred to Committee on Public Health.

Assembly Bill No. 2604: By Mr. Kirkwood—An act to add Article 1.5 to Chapter 4 of Part 1 of Division 6 of the Health and Safety Code, relating to inclusion of sanitary districts in county sanitation districts.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 2605: By Mr. Kirkwood—An act to amend Sections 4704 and 4711 of, and to add Section 4711.1 to, the Health and Safety Code, relating to county sanitation districts.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 2606: By Mr. Kirkwood—An act to add Article 2.3 to Chapter 4 of Part 3 of Division 5 of the Health and Safety Code, relating to inclusion of sewer maintenance districts in county sanitation districts.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 2607: By Mr. Kirkwood—An act to amend Section 6 of an act entitled "District Investigation Act of 1933," relating to the investigation report.

Referred to Committee on Municipal and County Government.

REQUEST FOR UNANIMOUS CONSENT THAT ALL BILLS HOLD THEIR PLACES UPON THE FILE

Mr. Wollenberg asked for, and was granted, unanimous consent that all bills hold their places upon the file on the next legislative day.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bills were introduced, and read the first time:

Assembly Bill No. 2608: By Mr. Burns—An act to amend Section 292 of the Streets and Highways Code, relating to expressways.

Referred to Committee on Conservation and Planning.

Assembly Bill No. 2609: By Mr. Burns—An act to amend Section 188 of the Streets and Highways Code, relating to allocation of state highway construction moneys.

Referred to Committee on Conservation and Planning.

Assembly Bill No. 2610: By Mr. Burns—An act to amend Section 74 of the Streets and Highways Code, relating to petitions to the California Highway Commission.

Referred to Committee on Conservation and Planning.

Assembly Bill No. 2611: By Mr. Burns—An act to amend Sections 2108 and 2109 of the Streets and Highways Code, relating to the Highway Users Tax Fund.

Referred to Committee on Conservation and Planning.

Assembly Bill No. 2612: By Mr. Burns—An act to amend Section 2113 of the Streets and Highways Code, relating to the Highway Users Tax Fund.

Referred to Committee on Conservation and Planning.

Assembly Bill No. 2613: By Mr. Burns—An act to amend Sections 250 and 256 of the Streets and Highways Code, relating to the Expressway System of State Highways.

Referred to Committee on Conservation and Planning.

Assembly Bill No. 2614: By Mr. Burns—An act to amend Section 290 of the Streets and Highways Code, relating to expenditure of funds on expressways.

Referred to Committee on Conservation and Planning.

Assembly Bill No. 2615: By Mr. Burns—An act to amend Section 29 of the Streets and Highways Code, relating to definitions.

Referred to Committee on Conservation and Planning.

Assembly Bill No. 2616: By Mr. Burns—An act to amend Section 2005 of the Streets and Highways Code, relating to the county primary road system.

Referred to Committee on Conservation and Planning.

Assembly Bill No. 2617: By Mr. Burns—An act to amend Section 2054 of the Streets and Highways Code, relating to the major city street system.

Referred to Committee on Conservation and Planning.

Assembly Bill No. 2618: By Mr. Burns—An act to amend Section 2104 of the Streets and Highways Code, relating to the Highway Users Tax Fund.

Referred to Committee on Conservation and Planning.

Assembly Bill No. 2619: By Mr. Burns—An act to amend Sections 2105 and 2106 of the Streets and Highways Code, relating to the Highway Users Tax Fund.

Referred to Committee on Conservation and Planning.

Assembly Bill No. 2620: By Mr. Burns—An act to amend Section 2107 of the Streets and Highways Code, relating to the Highway Users Tax Fund.

Referred to Committee on Conservation and Planning.

Assembly Bill No. 2621: By Mr. Maloney—An act to add Section 68 to the Alcoholic Beverage Control Act.

Referred to Committee on Public Morals.

Assembly Bill No. 2622: By Messrs. George D. Collins and Gaffney—An act adding Chapter 4, comprising Sections 10500 to 10507, to Part 2, Division 2, Title 2 of the Government Code, creating for the Legislative Department an agency in aid of its functioning to facilitate the formulation of legislative policies and the coordination of legislative activities, defining the agency's powers and duties, and making an appropriation therefor.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 2623: By Messrs. George D. Collins and Miller—An act in relation to the regulation, control and stabilization of rents and the eviction of tenants in housing accommodations during an emergency, creating a Temporary State Housing Rent Commission, prescribing its powers and duties and making an appropriation therefor.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 2624: By Mr. George D. Collins—An act to amend Section 6 of the Municipal Court Act of 1925, relating to municipal courts in cities of the first class.

Referred to Committee on Judiciary.

Assembly Bill No. 2625: By Mr. George D. Collins—An act to amend Section 67 of the Code of Civil Procedure, relating to the number of superior court judges and providing for the appointment of 11 additional superior court judges in and for the City and County of San Francisco, and providing for their compensation.

Referred to Committee on Judiciary.

Assembly Bill No. 2626: By Mr. Brady—An act to authorize the State Department of Education to aid and assist in the development and conduct of a program of aviation education inaugurated by the Civil Air Patrol, and making an appropriation therefor.

Referred to Committee on Education.

Assembly Bill No. 2627: By Messrs. Luckel, Cramer, and Mrs. Niehouse—An act to add Section 1064 to the Government Code, relating to public officers.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 2628: By Mr. Thomas—An act to amend Sections 5, 6 and 20½ of the Alcoholic Beverage Control Act, relating to the licensing of the manufacture, distribution and sale of alcoholic beverages.

Referred to Committee on Public Morals.

Assembly Bill No. 2629: By Messrs. Brady, O'Day, Blosser, George D. Collins, Gaffney, and Berry—An act to add Section 1908.1 to the Harbors and Navigation Code, providing for state aid in connection with the purchase of two diesel-electric power type fireboats by the City and County of San Francisco and making an appropriation in $_____.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 2630: By Messrs. Loomis and Silliman (By request)—An act to amend Section 57 of the Unemployment Insurance Act, relating to unemployment insurance.

Referred to Committee on Finance and Insurance.

Assembly Bill No. 2631: By Messrs. Loomis and Silliman (By request)—An act to amend Section 9.2 of the Unemployment Insurance Act, relating to unemployment insurance.

Referred to Committee on Finance and Insurance.

Assembly Bill No. 2632: By Messrs. Loomis and Silliman (By request)—An act to add Sections 57.3 and 57.6 to the Unemployment Insurance Act, relating to unemployment insurance.

Referred to Committee on Finance and Insurance.

Assembly Bill No. 2633: By Messrs. Loomis and Silliman (By request)—An act to amend Section 58 of the Unemployment Insurance Act, relating to unemployment insurance.

Referred to Committee on Finance and Insurance.

Assembly Bill No. 2634: By Messrs. Loomis and Silliman (By request)—An act to amend Section 67 of the Unemployment Insurance Act, relating to unemployment insurance.

Referred to Committee on Finance and Insurance.

Assembly Bill No. 2635: By Messrs. Loomis and Silliman (By request)—An act to amend Section 58 of the Unemployment Insurance Act, relating to unemployment insurance.

Referred to Committee on Finance and Insurance.

Assembly Bill No. 2636: By Messrs. Loomis and Silliman (By request)—An act to add Section 101.1 to the Unemployment Insurance Act, relating to unemployment insurance and the penalties thereunder.

Referred to Committee on Finance and Insurance.

Assembly Bill No. 2637: By Messrs. Loomis and Silliman (By request)—An act to add Section 57.2 to the Unemployment Insurance Act, relating to unemployment insurance and eligibility of claimants therefor.

Referred to Committee on Finance and Insurance.

Assembly Bill No. 2638: By Messrs. Loomis and Silliman (By request)—An act to add Section 57.4 to the Unemployment Insurance Act, relating to unemployment insurance.

Referred to Committee on Finance and Insurance.

Assembly Bill No. 2639: By Mr. O'Day—An act to repeal Sections 6035, 6036, 6037 of the Penal Code, relating to the State Board of Prison Directors.

Referred to Committee on Judiciary.

Assembly Bill No. 2640: By Mr. McMillan—An act to add Section 381 to the Alcoholic Beverage Control Act, relating to alcoholic beverages and a certificate of compliance.

Referred to Committee on Public Morals.

Assembly Bill No. 2641: By Mr. O'Day—An act to amend Section 315 of the Vehicle Code, relating to operator's and chauffeur's licenses.

Referred to Committee on Transportation and Commerce.

Assembly Bill No. 2642: By Messrs. Brown and Sheridan—An act to amend Section 1201 of the Probate Code, relating to notices in the administration of estates.

Referred to Committee on Judiciary.

Assembly Bill No. 2643: By Mr. Brown—An act to amend Section 548 of the Probate Code, relating to appointment of executors and administrators.

Referred to Committee on Judiciary.

Assembly Constitutional Amendment No. 36: By Mr. Evans—A resolution to propose to the people of the State of California an amendment to the Constitution of the State by adding to Article XXIV thereof a new section to be numbered 2.5, relating to membership on the State Personnel Board.

Referred to Committee on Constitutional Amendments.

Assembly Bill No. 2644: By Messrs. George D. Collins and Miller—An act to prohibit rents for commercial property in excess of the maxima provided, and providing penalties therefor.

Referred to Committee on Governmental Efficiency and Economy.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, February 5, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted the report of the Committee on Conference concerning.

Assembly Bill No. 747—An act to add Section 2042 to the Penal Code, relating to escapes from the California Vocational Institution, and declaring the urgency thereof, to take effect immediately.

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

REPORT OF COMMITTEE ON CONFERENCE

The following report of Committee on Conference was received, and read:

ASSEMBLY CHAMBER, SACRAMENTO, February 5, 1947

MR. SPEAKER: The Committee on Conference concerning:

Assembly Bill No. 747—An act to add Section 2042 to the Penal Code, relating to escapes from the California Vocational Institution, and declaring the urgency thereof, to take effect immediately.

Consisting of the undersigned members, has met, and reports that it has agreed to recommend the following:

That the amendments of the Senate be concurred in.

GORDON
DEUEL
CARTER
Senate Committee on Conference

GEDDES
Assembly Committee on Conference

The roll was called, and the report of the Committee on Conference concerning Assembly Bill No. 747 refused adoption by the following vote:

AYES—Berry, Blosser, Boyd, Burns, Butters, Carey, Clarke, Collier, Conrad, Cramer, Dickey, Doyle, Evans, Gannon, Geddes, Grant, Hahn, Heisinger, Hinckley, Hollibaugh, Huyck, James, Johnson, Kirkwood, Lowrey, Maloney, Niehouse, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thorp, Waters, Wollenberg, and Mr. Speaker—36.

NOES—George D. Collins, Cooke, Ralph C. Dills, Dunn, Gaffney, Miller, and Robertson—7.

Appointment of Second Committee on Conference Concerning Assembly Bill No. 747

The Speaker announced the appointment of Messrs. Doyle, Evans, and Gaffney as a Second Committee on Conference concerning Assembly Bill No. 747.

ANNOUNCEMENT OF COMMITTEE APPOINTMENTS

Pursuant to the provisions of Assembly Concurrent Resolution No. 10, which continues the Joint Interim Committee on Aviation, Speaker Collins announced the appointment of Messrs. Debs, Waters, Huyck, Dunn, and Cramer as members of said committee.

Pursuant to the provisions of House Resolution No. 92, which creates an Assembly Committee on a World Trade Fair and War Memorial, Speaker Collins announced the appointment of Messrs. M. Philip Davis, Chairman; Grant, and Stanley as members of said committee.

Pursuant to the provisions of House Resolution No. 85, which continues the Assembly Interim Committee on State-Federal Cooperation in the Discovery, Production, Transportation, Refining, and Use of Petroleum Oil and Its Products, Speaker Collins announced the reappointment of Messrs. Ralph C. Dills, Chairman, and Robertson as members of said committee; and the appointment of Mr. Crichton, vice Mr. Werdel; Mr. Waters, vice Mr. Fourt; Mr. Fletcher, vice Mr. Middough; and Mr. Stanley, vice Mr. Sam L. Collins, as members of said committee. Speaker Collins is also a member of the committee pursuant to the provisions of the resolution.

Pursuant to the provisions of House Resolution No. 72, which continues the Assembly Interim Committee on Public Morals, Speaker Collins announced the appointment of Mr. Thompson, Chairman, vice Mr. Sawallisch; Mr. Dickey, vice Mr. Call; and Mr. Fletcher, vice Mr. Sam L. Collins, as members of said committee.

RESOLUTIONS

The following resolution was offered:

By Messrs. O'Day, Kirkwood, and Thompson:

House Resolution No. 102

Relative to the Mackay Radio Tower at Palo Alto

WHEREAS, It has been brought to the attention of this Assembly that the Mackay Radio Tower at Palo Alto is obsolete and a menace to air navigation and air traffic operating into San Francisco Bay area airports; and

WHEREAS, This tower is 629 feet in height and is situated close to the Naval Air Station at Moffatt Field, Santa Clara County, as well as close to the municipal airport at Palo Alto; and

WHEREAS, This Assembly is informed that the State of California as a public agency can sponsor the removal of this tower under Public Law 377, the Federal Airport Act, or by instituting condemnation proceedings; now, therefore, be it

Resolved by the Assembly of the State of California, That the Director of the State Department of Public Works is hereby requested to make an immediate investigation into the matter of the removal of the Mackay Radio Tower at Palo Alto with a view to recommending what appropriate action can be initiated by the Department of Public Works or any other state agency to effect the removal of such tower as a menace to air traffic; and be it further

Resolved, That the Director of the State Department of Public Works is requested to submit a report to this Assembly on or before March 3, 1947, when the Fifty-seventh (First Extraordinary) Session reconvenes.

Resolution read, and referred to the Committee on Rules.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, February 5, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted the report of the Committee on Conference concerning:

Assembly Bill No. 973—An act making an appropriation in augmentation of the appropriation in Item 79.5 of the Budget Act of 1945, for publishing, purchasing, and shipping free textbooks, to take effect immediately.

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Assembly Bill No. 973 ordered enrolled.

SENATE CHAMBER, SACRAMENTO, February 5, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted:

Assembly Concurrent Resolution No. 14
Assembly Concurrent Resolution No. 37
Assembly Concurrent Resolution No. 46
Assembly Joint Resolution No. 20

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above resolutions ordered enrolled.

RESOLUTIONS

The following resolutions were offered:

By Messrs. O'Day, Maloney, Wollenberg, Blosser, Berry, Gaffney, George D. Collins, Brady, Cooke, Cramer, Kirkwood, Thompson, and Dickey:

House Resolution No. 103

Relating to the Naval Air Transport Service

WHEREAS, The Naval Air Transport Service under the command of a distinguished officer, Rear Admiral J. W. Reeves, Jr., has established a remarkable record of safety and regularity of operations in this Country and overseas both during the war and in the postwar era, and

WHEREAS, The Naval Air Transport Service, familiarly known as NATS, has its headquarters at Moffett Field, California; and

WHEREAS, NATS, under the able direction of Admiral Reeves, has developed and attained a highly efficient technique of ground controlled approach through the use of radar to insure a safe approach to and landing at an airport under conditions of fog and low visibility, and

WHEREAS, NATS has maintained most of its scheduled arrivals and departures even under adverse weather conditions when many commercial airline operations have been canceled, and

WHEREAS, NATS has continued to improve its overall safety record each year notwithstanding the release of over 4,000 experienced pilots, about two-thirds of its total, and

WHEREAS, The Naval Air Transport Service DC-4 planes alone, exclusive of other types, have achieved the amazing safety record of flying 1,400,000,000 passenger miles in the last four years without a single passenger fatality, and

WHEREAS, Admiral Reeves, by gallant leadership, skill, ability, experience and sound judgment, has inspired the forces under his command and brought glory and public renown to the Naval Air Transport Service, now, therefore, be it

Resolved by the Assembly of the State of California, That the Assembly of the State of California does hereby commend Rear Admiral J. W. Reeves, Jr., U.S.N., and gives official recognition to his outstanding achievements in commanding and directing the far-flung domestic and overseas operations of the Naval Air Transport Service, and establishing a superlative record of safety and regularity in its operations, and be it further

Resolved, That the Chief Clerk is directed to send copies of this resolution to the President of the United States, the President pro Tempore of the United States Senate, the Speaker of the House of Representatives, the Secretary of the Navy and each of California's Representatives in the Congress of the United States, and be it further

Resolved, That the Chief Clerk prepare a suitably engrossed copy of this resolution and forward it to Rear Admiral J. W. Reeves, Jr., with the sincere good wishes of every Member of this Assembly.

Resolution read, and referred to the Committee on Rules.

By Mr. Dickey:

House Resolution No. 104

Resolved, That the Speaker appoint a Committee of Five to wait upon the Governor and inform him that the Assembly is ready to adjourn for the constitutional recess.

Request for Unanimous Consent

Mr. Dickey asked for, and was granted, unanimous consent to take up House Resolution No. 104, at this time without reference to committee or file.

Resolution read, and adopted.

Appointment of Select Committee

Pursuant to the provisions of House Resolution No. 104, Speaker Collins announced the appointment of Messrs. Robertson, Chairman; Ralph C. Dills, Clarke, Butters, and Geddes as such Select Committee to inform the Governor that the Assembly is ready to adjourn for the constitutional recess.

By Mr. Dickey:

House Resolution No. 105

Resolved, That a Committee of Three be appointed by the Speaker to wait upon the Senate and inform that body that the Assembly is ready for the constitutional recess, and ask if the Senate has any further communication to make to the Assembly.

Request for Unanimous Consent

Mr. Dickey asked for, and was granted, unanimous consent to take up House Resolution No. 105, at this time, without reference to committee or file.

Resolution read, and adopted.

Appointment of Select Committee

Pursuant to the provisions of House Resolution No. 105, Speaker Collins announced the appointment of Messrs. Kirkwood, Miller, and Caldecott as such Select Committee to inform the Senate that the Assembly is ready to adjourn for the constitutional recess.

COMMITTEE FROM THE SENATE

Senators Breed, Watson, and Mayo appeared before the bar of the Assembly, and announced that the Senate had concluded its labors, and was now ready to recess the Fifty-seventh General Session until 12 m., Monday, March 17, 1947.

REPORTS OF SELECT COMMITTEES

The Select Committee appointed to wait upon the Governor, appeared before the bar of the Assembly, and reported that it had communicated with the Governor, and that he had no further communication to make to the Assembly.

The Select Committee appointed to wait upon the Senate appeared before the bar of the Assembly, and reported that the instructions of the Assembly had been carried out.

RE-REFERENCE OF ASSEMBLY BILLS NOS. 331 AND 538

By order of the Speaker, Assembly Bills Nos. 331 and 538 were ordered re-referred to the Committee on Judiciary.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, February 5, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Concurrent Resolution No. 11—Relative to the continuance of the Joint Committee on Preschool and Primary Training created by Resolutions Chapter No 60 of the 1946 (First) Special Session;

Assembly Concurrent Resolution No. 14—Relating to the establishment of a state park on Angel Island in San Francisco Bay;

Assembly Concurrent Resolution No. 23—Relative to expenditures for capital outlay, State Division of Beaches and Parks;

Assembly Concurrent Resolution No. 28—Relative to Pepperdine College;

And reports that the same have been correctly enrolled, and presented to the Secretary of State on the fifth day of February, 1947, at 4.55 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, February 5, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Concurrent Resolution No. 30—Relative to the purchase of aircraft for the Department of Education;

Assembly Concurrent Resolution No. 31—Relative to the continuance of the Joint Committee on the Housing Emergency;

Assembly Concurrent Resolution No. 37—Relative to filing with the Legislative Auditor surveys prepared by Administrative Analysts in the Department of Finance and by the Division of Audits of said department for study by Members of the Legislature;

Assembly Concurrent Resolution No. 40—Relative to adjournment of the Legislature for the constitutional recess, and to the reassembling of the Legislature after said recess, and fixing the date for said adjournment and said reassembling;

And reports that the same have been correctly enrolled, and presented to the Secretary of State on the fifth day of February, 1947, at 4.55 p.m

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, February 5, 1947

MR. SPEAKER. Your Committee on Legislative Procedure has examined:

Assembly Concurrent Resolution No. 41—Relative to approving certain amendments to the charter of the City of Roseville, in the County of Placer, State of California, voted for and ratified by the electors of the city at a general municipal election held therein on the ninth day of April, 1946;

Assembly Concurrent Resolution No. 43—Relative to Marc A. Mitscher, Admiral, United States Navy;

Assembly Concurrent Resolution No. 45—Approving an amendment to the charter of the County of Tehama, State of California, voted for and ratified by the qualified electors of said county at the general election held on the fifth day of November, 1946;

Assembly Concurrent Resolution No. 46—Relative to Joint Legislative committees;

And reports that the same have been correctly enrolled, and presented to the Secretary of State on the fifth day of February, 1947, at 4.55 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, February 5, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Joint Resolution No. 20—Relating to the Surplus Property Disposal Act of 1944, and rights of states and their political subdivisions to acquire surplus property;

Assembly Joint Resolution No. 22—Relating to the Colorado River;

Assembly Joint Resolution No. 25—Relative to memorializing the Federal Government to prevent the sale of Japanese packed crab meat in the United States;

And reports that the same have been correctly enrolled, and presented to the Secretary of State on the fifth day of February, 1947, at 4.55 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, February 5, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Joint Resolution No. 3—Relative to memorializing Congress to erect a Monument to the Unknown Sailor;

Assembly Joint Resolution No. 16—Relative to the procurement of federal surplus property for the Veterans' Home of California;

Assembly Joint Resolution No. 17—Relative to federal payments for disabled veterans in veterans homes;

Assembly Joint Resolution No. 19—Relative to requesting President Harry S. Truman to appoint a resident of California to the United States Maritime Commission;

And reports that the same have been correctly enrolled, and presented to the Secretary of State on the fifth day of February, 1947, at 4:55 p.m.

WEBER, Chairman

MOTION TO APPROVE JOURNALS

On motion of Mr. Dickey, the Assembly Journals for Monday, February 3, 1947; Tuesday, February 4, 1947; and Wednesday, February 5, 1947, were approved as corrected by the Minute Clerk.

REPORT OF COMMITTEE ON INTERSTATE COOPERATION

Sacramento, February 4, 1947

MR. SPEAKER: Pursuant to House Resolution 23, your Committee on Interstate Cooperation submits herewith its Report on the Eighth General Assembly of the States, held in convention at the Edgewater Beach Hotel in Chicago, January 16, 17, and 18, 1947, under the sponsorship of the Council of State Governments, which we were instructed to attend.

In all, 44 states sent delegations to this general assembly. California was represented by the full membership of your committee, and by Senators Brown, Mayo, and McBride, who joined with us, representing a like committee from the California Senate.

Prior to our departure from Sacramento, we were called into conference with His Excellency, Governor Earl Warren, to discuss issues of major importance to California. Governor Warren requested that our committee obtain adoption of certain resolutions relating to veterans' housing, water resources, and hoof-and-mouth disease. The motions proposed, and successfully adopted, will be found at the end of this report. Your committee takes special pride in the fact that all three major questions upon which we were requested to take action by Governor Warren were successfully presented by the California Delegation, and favorably acted upon in the General Assembly.

Your special attention is directed to a resolution relative to memorializing Congress to recognize state ownership of tidelands and submerged lands, which resolution was prepared and successfully carried to adoption by Assemblyman Ralph C. Dills of the California Delegation.

The following is a brief resume of these Chicago meetings:

Opening Session

The Assembly convened on the morning of January 16th, Senator John W. Van Ness of Indiana, Chairman of the Board of Managers of the Council of State Governments, presiding. Following the adoption of rules, the Assembly heard the presidential address of Millard F. Caldwell, Governor of Florida. Governor Caldwell called for the preservation of self-government as the foundation of our democratic society. He declared, "The modern trend toward governmental centralization will, unless checked, result in an atrophy of citizenship responsibility and an ultimate

abandonment of democracy. Self-government is the foundation of our system. It is a real and valuable thing which must be preserved. Paternalism is destructive of sound government. The present tendency of the people to slide back into indifference and look to some higher authority for the solution of all of their problems and a way out of all of their difficulties must be reversed. The citizenship must be aroused to a sense of civic responsibility and to the exercise of civic energy and initiative if democracy is to survive. The trend cannot be reversed as long as the state attempts to solve local problems and the Federal Government attempts to solve state problems. Neither can the people be stirred from their apathy under a something-for-nothing policy. As far as is feasible, the unit which spends the money should have the burden of raising it. Federal and state handouts do not make for strong local government or responsible citizenship."

Governor Caldwell added, however, that "a few of our states, like some of the counties in all of the states, are unable to finance the services they must have if they are to remain productive and useful. The sound course lies in the extension of assistance to the weaker elements in such a way as to avoid the extremes of bureaucratic domination on the one side and of free gifts with no safeguarding regulations, on the other. Either extreme would be dangerous, if not disastrous."

Frank Bane then presented the Report of the Executive Director of the Council of State Governments. Retracing the development of cooperative action by the states during the last two decades, he stated that the Council of State Governments has indeed "come of age,"—1946 marked the twenty-first year of operation. But the council has come of age in a more significant sense: "Organized by a few of the states in 1925, this agency—established by the states, supported by the states, and dedicated to the service of the states—now includes all of the states and now is the coordinating and service agency for all associations of state legislators and over-all state administrative officials. It has functioned in prosperity and depression, in war and in peace."

Describing the accomplishments of the states with respect to veterans' affairs, employment security, tax and fiscal policy, aviation and construction of airports, insurance regulation, water resources, public health and welfare, public works, legislative processes and procedures, state-local relations, and federal-state relations, the report concluded with a preview of the problem of cooperative government in the years ahead. "The states face the future with confidence. In many respects they are more important units of government and are in better condition than ever before. They have done and are doing public jobs that have to be done: they are continually perfecting their governmental machinery to do them more effectively; and they have established and operated over a period of years this cooperative agency which has demonstrated that the states can and will work together for the good of the whole."

Following the Report of the Executive Director, Governor Caldwell read a message of greeting from the Governor of Illinois, Dwight H. Green, and announced the appointment of the following committees:

Reception Committee

George B. McKibbin, Chairman ---------- Illinois
Milton J. Blake ---------- Colorado
Tom Calloway ---------- Georgia
W. O. Hughes ---------- Indiana
H. D. Arend ---------- Kansas
Ralph W. Farris ---------- Maine
George Ward Stetson ---------- Massachusetts
O. W. Bishop ---------- Michigan
W. L. Caughman ---------- Mississippi
Arthur W. Lewis ---------- New Jersey
Elisha T. Barrett ---------- New York
Donnell Haugen ---------- North Dakota
Carl D. Sheppard ---------- Ohio
R. G. Kinkle ---------- Tennessee

Committee on Rules

S. Edward Moore, Chairman ---------- Pennsylvania
Ralph C. Dills ---------- California
Horace Armstrong ---------- Alabama
H. K. Thatcher ---------- Arkansas
Charles Brown ---------- California
Glen S. Phillips ---------- Georgia
D. Hale Brake ---------- Michigan
Enoch D. Fuller ---------- New Hampshire
Wheeler Milmoe ---------- New York

Resolutions Committee

C. Petrus Peterson, Chairman ---------- Nebraska
Jesse M. Mayo ---------- California
Judge Henry H. Hunt ---------- Connecticut
J. Tom Watson ---------- Florida
L. Harold Sothoron ---------- Maryland
T. G. Driscoll ---------- Minnesota
John Noble ---------- Missouri
Albert H. Kruse ---------- Montana
Charles D. Breitel ---------- New York
Charles H. Jenkins ---------- North Carolina
Fred R. Seibert ---------- Ohio
Phil H. Lowrey ---------- Oklahoma
Franklin H. Lichtenwalter ---------- Pennsylvania
William J. Thompson ---------- Rhode Island
Fred Harris ---------- Texas
Thomas H. Rees ---------- Utah
Carl M. Frasure ---------- West Virginia

Parliamentarian

S. Edward Moore ---------- Pennsylvania

Thursday Afternoon Session

A luncheon meeting opened the afternoon session with Senator Harry F. Hittle of Michigan presiding. Alfred E. Driscoll, Governor-elect of New Jersey, addressed the assembly on the subject of competitive taxation. He declared that "what we need is a master plan of a working federalism which will give expression to the most effective capacities of both the states and the Federal Government. Such a plan could in principle stake out the appropriate areas of policy determination and administration for our various levels of government, and it could define, as a matter of national policy to be accepted by all the states, the fields of taxation and other governmental revenues to be devoted to the use of each level of government." He urged "a new integration between the various state congressional delegations and their respective state administrations" and expressed the hope "that through the formalizing of such an integration we may find the means for an intermediate level of policy coordination between Federal and State Government—a coordination which is now sorely lacking in our federal system."

Following the luncheon meeting, the Assembly turned to an open discussion of legislative processes and procedures. Harold C. Ostertag, Assemblyman from New York, presided, and a panel composed of Floyd

E. Anderson, Senator from New York and Chairman of the Council's Committee on Legislative Processes and Procedures; D. Hale Brake, State Treasurer of Michigan; Vernon M. Cheever, Senator from Colorado, and Bernice T. Van der Vries, Representative from Illinois, opened the discussion. Focus of the discussion was the 12-point series of recommendations for legislative reappraisal submitted by the Council's Committee on Legislative Processes and Procedures, chief among which were compensation and terms of legislators, reorganization of legislative committees, legislative councils and research committees, legislative reference, statutory revision and bill drafting services.

Following widespread participation on the part of the delegates in the consideration of problems of legislative organization and procedure in the several states, a motion was adopted urging the Resolutions Committee of the assembly to include in its report an endorsement of the Report of the Council of State Governments Committee on Legislative Processes and Procedures. A special committee consisting of the members of the panel was appointed by Mr. Ostertag to prepare a draft statement for consideration by the Resolutions Committee.

T. G. Driscoll, Commissioner of Administration from Minnesota, discussed the Administrative Organization of State Government with particular emphasis upon the fiscal "strait jacket" in which the states find themselves as a result of the extensive practice of earmarking state revenue for specific purposes either through constitutional or statutory provisions.

State Dinner

The state dinner of the General Assembly was held at 8 o'clock on Thursday evening with the address by Honorable Warren R. Austin, the United States Representative to the United Nations. Speaking of the role of the states in emerging problems of international organization, Ambassador Austin declared: "When you heard that I was to speak on the subject, 'Our States and the Opportunity for Peace and Security,' you may have wondered whether there was any very close connection between the states of the Union, which are not generally considered as agents in the field of foreign relations, and the problem of securing the peace. I chose this title, however, because the critical questions of international relations cannot be handled in Washington alone, or at the seat of the United Nations in New York, or in our diplomatic missions abroad.

"This Country can play its part in the achievement of international peace and security only if the citizens of our individual states and communities understand and exert the extent of their power of participation in the conduct of American foreign affairs.

"There is another reason. Our own federal Union is history's most convincing demonstration of the benefits of the close collaboration of individual states for their mutual benefit."

Ambassador Austin emphasized the power and influence of the states when acting together and urged their cooperation and assistance in working with the Senate of the United States, in which the states are equally represented, to promote the cause of international organization and world peace.

Friday Morning Session

Franklin H. Lichtenwalter, Speaker of the Pennsylvania House of Representatives, presided at the session dedicated to a discussion of "Our Public Services—How Shall They Be Financed and Administered?"

Harold D. Smith, former Director of the Federal Bureau of the Budget and now Vice President of the International Bank, advocated for an organized approach to the problem of intergovernmental relations. As a substitute for the present haphazard and piecemeal method of dividing federal-state activities and sharing of revenue and tax sources, Mr. Smith urged a comprehensive and consistent program. To develop such a plan he suggested the formation of specially appointed committees in state legislatures dealing with the impact of the Federal Government on states and localities; and he urged machinery for the adjustment of differences between the states collectively and the Federal Government.

Luther Gulick, President of the Institute of Public Administration, declared that public services should be administered and financed through joint planning and cooperation. There is no simple formula, he said, to solve the problems of intergovernmental relations. The major functions of government are cooperative endeavors. Even those governmental functions which affect citizens in their localities most immediately—police, health, sanitation, and education—involve state and federal cooperation. These functions cannot be delegated in their entirety to one level of government, but they can be handled by dividing them into their local, state, and federal aspects. Mr Gulick listed five general principles which make for effective and responsible administration of public affairs: (1) It is highly desirable to get administration as close to "grass roots" as possible even though over-all, long-term public policies may have to be determined to some extent by a more remote body than that which actually administers. (2) In allocating aspects of functions to the different areas of government, the units of government should be reconsidered so that work can be assigned to that unit which can best fulfill the function. (3) The functions of government should be divided among the federal government, the states, and the localities on the basis of those aspects of the functions which each area can best perform. (4) These aspects of functions should be complementary to one another; overlapping or duplication of functions should be avoided. (5) Avoid as far as possible intergovernmental payments. Insofar as possible responsibility for taxing and spending should be vested in the same unit of government and there is need for the states to delegate more taxing power to cities and localities.

Senator Edgar A. Brown of South Carolina said that state budgets for the coming year will call for larger appropriations than had been expended in the past year or two, and added that estimated expenditures on deferred construction and maintenance on capitol facilities will substantially exceed the surpluses and reserves the states now have on hand.

To simpify administration and prevent the overlapping and duplication which results in a waste of public funds, Senator Brown called for a reappraisal of the grant-in-aid system of financing public services.

With regard to payment of taxes or payments in lieu of taxes on certain types of federally-owned property, Senator Brown said, "Many localities and many states have been severely and adversely affected by virtue of the fact that it has been necessary for them to provide services

for the Federal Government without adequate compensation. Congress should certainly take prompt action to provide for adequate payments on various types of federal property. All payments should be based on consistent principles, but provision for each type need not wait until agreement has been reached on all." Pointing out the dangers in competition between the states and Federal Government for existing tax resources, Senator Brown called for revision of federal and state tax systems.

Senator C. Petrus Peterson of Nebraska concluded the Friday morning session with emphasis upon the growth of governmental functions as a reflection of the growing public character of many human needs. The growth of the functions of government does not mean that society is performing new tasks but more often that tasks are being transferred from the family and the church to the state. Of course, there are also functions of government which are entirely new—which are products of our technological age. Senator Peterson emphasized the thought that the human values of public services should be considered along with the material costs in determining how our public services can be administered and financed.

Friday Afternoon Session

Governor Fred G. Aandahl of North Dakota presided at the Friday luncheon meeting which was addressed by the Secretary of War, Honorable Robert P. Patterson. He described four great lessons of the recent global conflict: (1) that air power is indispensable to success of war; (2) that scientific research and development can revolutionize warfare; (3) that a coordinated and comprehensive intelligence system must be maintained; and (4) the necessity of unified command of military forces. Declaring himself in favor of disarmament by all nations, the Secretary declared, "The fact remains, however, that nations still talk, and act, in terms of force. So long as that is the case, disarmament by us alone would deprive us of all ability to promote the cause of peace. It would do more; it would expose our people to the greatest peril. The paramount point is that in this day and age, our foreign policy, fair and just as it is, is only as firm as the military forces that sustain it. Maintenance of military forces in strength, in this period of transition from war to peace, is our sure safeguard. That will cost money, but no investment will pay such big dividends."

At the afternoon session, chairmaned by Frank T. Millis, State Treasurer of Indiana, the Assembly heard several addresses on major state problems.

Edward E. Odom, Solicitor, the Veterans Administration, discussed federal-state cooperation in relation to veterans' affairs and described the manner in which the several provisions of the G. I. Bill were being administered.

Carl H. Chatters, Comptroller, the Port of New York Authority discussed "Can Taxes Be Reduced?" and expressed the belief that any substantial tax reduction on the part of cities would be difficult. He suggested, however, that the states can assist municipalities to solve their fiscal problems at least nine different ways: (1) Refraining from granting tax exemptions on real estate without at the same time providing localities with means for meeting the burden imposed by the exemption. (2) Financing expenditures that are of highly variable or extraordinary

character such as those resulting from unpredictable disasters. (3) Refraining from imposing the burden of services on cities unless cities are able to bear the cost. (4) Abstaining from fixing the salaries or hours of work of any local employees or groups of employees. (5) Administering financial grants to localities to support a minimum standard of services but not to encourage expenditures. (6) Granting cities home rule charters. (7) A more generous distribution of the gasoline tax should be made by states to cities. (8) Strengthening land use laws to protect developments in the environments of cities. (9) States with numerous urban communities might set up Departments of Municipal Affairs with the authority to engage in research, to draft laws, and to serve as a point of contact between the states and the cities.

Elwood J. Turner, Member of the House of Representatives, Pennsylvania and Chairman of the Council's Committee on Water Resources, described the work of the Council of State Governments in this field and declared that no subject more directly involves the relations between the Federal Government and the states. Our river basins, he said, are among our greatest resources and their future development affects vitally our future political and social life. Not until the early thirties when the TVA was established did the Federal Government set up an all-inclusive federal agency to control the development of a river valley. The United States Supreme Court in the New River and Red River cases reversed century-old precedent to bring almost every stream and rivulet in the Nation under potential federal control. Faced with a loss of all voice in the development of their water ways, the states took collective action in securing in 1944 the O'Mahoney and Milliken Amendments to the Federal Flood Control and Rivers and Harbors Bill of that year. Cooperative state action has insured that the states have an opportunity to express their views and to participate in plans affecting their interests in our water ways system. Cooperative state action has not only brought greater cooperation between and among states but has resulted in the coordination of policies and administrative cooperation among the federal agencies concerned with this matter. The Water Resources Committee and the Council of State Governments have encouraged and assisted the states to establish agencies for the consideration of the state's water policies and to cooperate with other states and with the Federal Government.

Discussing the opportunity and obligation of the states in the field of aviation, William C. Lazarus, Aviation Supervisor of the Florida State Improvement Commission, insisted that federal-state-local cooperation is essential in the administration of the nation-wide air transportation systems of the future. He urged that civilian aviation and air transport were really in their infancy, that great expansion of both facilities and services would occur in the next few years. Pointing out that the effective solution of aviation problems would require participation on the part of all three areas of government through well-equipped, well-financed aviation agencies, he advocated the development of our national airport system on a basis of federal-state cooperation and in accordance with our well-established federal-state operating principles. Only in this way we can insure necessary financing and the effective administration which will be required to keep America in the lead in aviation.

Speaking on the topic, "Taxation of Airlines," Charles F. Conlon, Executive Director of the Federation of Tax Administrators, advocated a formula to prevent multiple taxation of airlines engaged in interstate operations. Mr. Conlon supported a National Association of Tax Administrators recommendation that revenues from airline taxes based on property used or income arising out of interstate operations be allocated among the states involved. This allocation would be achieved through a formula based on three factors: (1) Tonnage received and discharged within the state compared to the total tonnage handled by the airline; (2) Scheduled arrivals and departures within the state compared with arrivals and departures over the whole airline system; and (3) Total revenues from the transportation of passengers and property first received within the state compared to total revenues from the transportation of persons and property over the airline's whole system.

"No elaborate law is required to implement these principles," Mr. Conlon said. "If a tax law now on the books of a state is applicable to airline carriers, substantial compliance with these recommendations will be obtained merely by amending any present allocation formula to conform with those just recited, or if there is none, by adding one."

Saturday Morning

At a session devoted to discussion of the question, "Do We Have to—Boom and Bust?" Kim Sigler, Governor of Michigan, presided. Opening the discussion, Simeon E. Leland, Chairman of the Federal Reserve Board of Chicago, expressed doubt that business cycle swings can be eliminated in the United States in the predictable future. There are means at our disposal to greatly reduce the severity of these swings, he declared, but it is doubtful whether we will have the courage to use or to apply today unpopular policies to the extent necessary to prevent depression tomorrow.

Edward J. Condon, Assistant to the President of Sears, Roebuck and Co., called for cooperation on the part of government, labor, and industry to stabilize economic conditions and forestall another depression. He said, with reference to the nation's integrated economy, "The day is done—if it ever existed—when any class or segment of our population can advance its position at the expense of any other class. We cannot exist for long with a prosperous industry and a prostrate agriculture—or vice versa—any more than we could exist as a political entity half slave and half free. Management cannot enjoy the benefits of production if the worker is denied the wherewithal to enjoy the fruits of what he produces."

Honorable Keen Johnson, Under Secretary of Labor and former Governor of Kentucky, advised the states to limit outlays for public works to high priority projects as a means of restraining inflation. He pointed out that states can do a great deal to eliminate laws and regulations that restrict competition and hinder the efficient operation of industry and agriculture. Such laws, he said, have no place in a full employment economy. "We should avoid thinking of high wages, good profits, and low prices as conflicting claims on our economy. In the past we have seen our great industries built on expanding production at lower costs and lower prices, paying higher wages and handsome profits. Our future progress lies along the same way." He urged that the problem

has been, the problem is and will continue to be that of maintaining purchasing power. If we can maintain purchasing power, we can sustain full employment, stabilize our economy, control booms and prevent busts.

John Temple Graves, Associate Editor of the Southern Agriculturist and editorial writer for the Birmingham Post, concluded the discussion by calling for confidence in America's economic future. To the question, "Do We Have to—Boom and Bust?" he answered that we must "boom" and we cannot afford to "bust." We as a Nation have chosen the road of free enterprise, he said, but "free enterprise will work only for a people fit for the freedom and full of the enterprise."

Business Session

The business before the Assembly was the report of the Resolutions Committee which was presented by Senator C. Petrus Peterson of Nebraska, Chairman. Resolutions were adopted concerning the development of a national airport program in accordance with the long established pattern of federal-state cooperation and channeling of funds through the states; uniform statute providing for an equitable method of state taxation of air carriers; the establishment of a procedural system providing participation by the states effected in the formulation and determination of air routes; termination of emergency tax levies; coordination of federal-state death and gift taxes; implementation of state agencies concerned with water resources; memorializing Congress concerning state rights to tide and submerged lands; consideration of proposals in the report "Suggested Legislative Program for 1947"; recommendations for the strengthening of state legislatures; commitments to the states in providing temporary housing for veterans of World War II; memorializing Congress concerning prevention, control, and eradication of hoof-and-mouth disease in this country and Mexico; and appreciation to the officers and Executive Committee of the Council, program participants, the State of Illinois and its Commission on Intergovernmental Cooperation and the management of the Edgewater Beach Hotel. Those resolutions of special interest to California are reproduced in full, as follows:

TEMPORARY HOUSING

WHEREAS, The United States Government since demobilizing of members of the armed forces has assisted the several states in providing temporary housing for veterans of World War II; and

WHEREAS, The United States Government has recently without notice terminated such help and assistance to the states in providing temporary housing for veterans of World War II; and

WHEREAS, Many of the states are in the process of completing a large number of units of these temporary housing facilities for veterans and the termination of federal help has seriously impeded the progress of providing these vital housing facilities for the veterans of World War II; now, therefore, be it

Resolved by the Eighth General Assembly of the States, That the United States Government be requested to complete its previous commitments to the states in providing temporary housing for veterans of World War II which has been started by the states and various cities and counties.

WATER RESOURCES

WHEREAS, The Acts of Congress under which basin-wide plans are developed for the full utilization of the water resources of river valleys provide for consideration by the states of tentative plans before their final adoption; and

WHEREAS, It is highly desirable that such plans be not only in accord with the Acts of Congress but also in accord with the laws of the states within the valley; and

WHEREAS, This frequently requires changes in the statutory laws of the states; and

WHEREAS, The states have commissions on interstate cooperation which commissions have been established to deal with problems which reach beyond single state boundaries: Now therefore be it

Resolved, The executive staff of the Council of State Governments is authorized to seek further implementation of the agencies of the state governments in their participation in the formulation and consideration of regional plans and, upon request, to arrange for joint meetings of the commissions on interstate cooperation in a region to consider plans for such increased participation.

HOOF-AND-MOUTH DISEASE

WHEREAS, The United States Department of Agriculture has been advised by the United States Embassy in Mexico City, Mexico, that the disastrous livestock disease known as hoof-and-mouth disease has appeared and exists widespread in several states of the Republic of Mexico, and diagnosis of the disease has been confirmed by both Mexican and United States Government veterinarians who have conducted extensive field investigation; and

WHEREAS, The United States Government through action of the Secretary of Agriculture on December 30, 1946, added Mexico to the list of countries in which hoof-and-mouth disease exists and thereby prohibited the importation into the United States from that country of cattle, sheep, or other domestic ruminants, or swine, and the meat thereof; and

WHEREAS, In accordance with the terms of the Mexico-United States Sanitary Treaty, the United States Department of Agriculture will continue to cooperate with the Mexican authorities in dealing with this serious threat to the livestock industries of the two countries, including the production of meat and milk in the United States; and

WHEREAS, There have been outbreaks of hoof-and-mouth disease in the United States in the past, including two in the State of California, and these have been eradicated only after great expenditure of public funds and losses to livestock owners; and

WHEREAS, The method of eradication used in previous outbreaks in the United States has been to destroy or burn or deeply bury all animals in affected herds and those directly exposed thereto, the last outbreak in the United States being in 1929; and

WHEREAS, Any disruption of our food producing processes would be serious to the public welfare, the disruption of commerce and the adverse effect on the economic life of the people would be disastrous, and the difficulties and expenses that would be entailed in effectively eradicating this disease, should it spread to the Western States, would be tremendous; and

WHEREAS, Time is of the essence if this disease is not to be permitted to spread to the United States; and

WHEREAS, It appears that the Government of the Republic of Mexico may need immediately the expert assistance and financial help of the Government of the United States in curtailing this disease; and

WHEREAS, It is to the immediate interest of all the people of the United States that the disease be controlled and eradicated in the Republic of Mexico before it is permitted to spread to the United States; and

WHEREAS, The full administrative and financial assistance required by the United States to deal with the present outbreak in Mexico may not be included in existing laws, involving expenditures in a foreign country in the interest of the people of the United States; now, therefore, be it

Resolved by the Eighth General Assembly of the States, That the President and the Congress of the United States are hereby respectfully memorialized and requested to take such steps as may be necessary, by legislation or otherwise, to prevent, control, and eradicate hoof-and-mouth disease in this Country; and be it further

Resolved, That the Secretary of the Council of State Governments is hereby directed, forthwith, to send a copy of this joint resolution by telegram or mail to the President of the United States, the President pro Tempore of the Senate of the United States, the Speaker of the House of Representatives, the Secretary of the Department of Agriculture, the Assistant Secretary of State (for American Republic Affairs), the Chairman of the Committee on Agriculture of the United States Senate, the Chairman of the Committee on Agriculture of the House of Representatives, and to the Members of the Senate and of the House of Representatives in the Congress from the cattle raising and processing states.

MEMORIALIZING CONGRESS RELATIVE TO OWNERSHIP BY STATES OF TIDELANDS AND SUBMERGED LANDS

WHEREAS, On the adoption of the Declaration of Independence, the original states, as successors to the English crown, became the owners of the tide and submerged lands within their respective borders and such ownership was retained by them on the adoption of the Constitution and never has been relinquished; and

WHEREAS, The states were admitted to the Union on a basis of equality with the original states, possessing and enjoying all the attributes of sovereignty residing in the original states, including the ownership of the tide and submerged lands within their borders; and

WHEREAS, Such ownership has long been recognized with the result that the states and their grantees, both public and private, relying thereon, have expended vast sums of money in the development of such lands, including harbor facilities, reclamation and filling in, and the erection of costly structures; and

WHEREAS, Legislation declaring such title to be in the states is necessary to clear any possible cloud on titles; and

WHEREAS, Appropriate legislation has been introduced declaring the states to be the owners of tide and submerged lands within their respective borders; now, therefore, be it

Resolved, By the Eighth General Assembly of the States that the President and the Congress of the United States are respectfully urged

and memorialized to consider and approve Senate Joint Resolution No. 14 or House Joint Resolution No. 51, affirming state rights to tide and submerged lands; and be it further

Resolved, That the Eighth General Assembly of the States is directed to transmit copies of this resolution to the President of the United States, to the President pro Tempore of the Senate of the United States, to the Speaker of the House of Representatives and to the members of the Judiciary Committees of the Senate and House of Representatives.

Your committee wishes to emphasize the importance of the work which may be accomplished in this broad field of eliminating state barriers, on retarding the aggression of a centralized Federal Government, and protecting and strengthening states' rights.

It is anticipated that we shall be asked to join with the committee from the Senate and the five executive members of the California delegation, headed by our own Lieutenant Governor Goodwin Knight, in future conferences and in additional regional meetings with the various western states.

Respectfully submitted.

HON. RICHARD H. MCCOLLISTER
HON. J. G. CRICHTON
HON. RALPH C. DILLS
HON. VINCENT THOMAS
HON. JOHN F. THOMPSON
(Alternate for HON. JAMES E. THORP)

FINAL REPORT OF THE JOINT CENTENNIAL AND WORLD'S FAIR COMMITTEE

To the Members of the Senate and Assembly

GENTLEMEN: Your committee created by Senate Concurrent Resolution No. 19, relative to providing for a full year, state-wide celebration in 1950 commemorating California's admission to the Union, begs leave to report as follows:

Your committee in cooperation with members of an advisory committee as set forth in Senate Concurrent Resolution No. 19 has held several meetings throughout the State in conjunction with a Centennial Committee of the State Chamber of Commerce and has come to the conclusion that a commission to be appointed by the Governor should be created with proper financial assistance and safeguards to plan and prepare for certain centennial events in 1948, 1949 and 1950, as set forth in Senate Bill No. 610, which seeks to create said commission.

Your legislative committee and advisory committee after conferences with the Governor feel that only events commemorating the centennial anniversaries of the discovery of gold, the Gold Rush, the adoption of the first Constitution, and the admission of California to the Union be celebrated. We have therefore designated these certain events that should be definitely commemorated in Senate Bill No. 610.

We believe that the State of California should sponsor these events and recommend the full support of the Members of the Legisalture.

Respectfully submitted,

FRED WEYBRET, Chairman
Joint Centennial and World's Fair Committee
RALPH C. DILLS, Secretary

THOMAS J. DOYLE
DWIGHT H. STEPHENSON
ALBERT C. WOLLENBERG
EARL D. DESMOND
ARTHUR H. BREED, JR.
H. E. DILLINGER

GUESTS EXTENDED PRIVILEGE OF ASSEMBLY FLOOR

On request of Mr. Weber, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Diane Violet L. Graves of Stockton.

On request of Mr. Berry, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to R. T. Hamilton of Lovelock, Nevada, and C. Vincent Moore of Dallas, Texas.

On request of the San Diego County Delegation, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to G. E. Arnold of San Diego.

On request of Mr. James, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Miss Dorothy Bitner of Bakersfield, George Gill of Sacramento, and Walter J. Meyers of Long Beach.

On request of Mr. Johnson, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Miss Carol Fleming of Porterville.

On request of Speaker Collins and Mr. Stanley, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Clarence Sprague of Fullerton.

On request of the Assembly, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. Fred N. Howser of Los Angeles.

ADJOURNMENT

At 5 p.m., Wednesday, February 5, 1947, in accordance with the provisions of Assembly Concurrent Resolution No. 40, Hon. Sam L. Collins, Speaker of the Assembly, announced that the time for adjournment for the constitutional recess of the Fifty-seventh (General) Session of the Legislature of the State of California had arrived, and thereupon declared the Assembly adjourned, until 11 a.m., Monday, March 17, 1947, out of respect to the memory of the late John R. Todd, John B. Holahan, and Pat Doyle.

SAM L. COLLINS, Speaker

GERALDINE B. HADSELL, Minute Clerk

CALIFORNIA LEGISLATURE

FIFTY-SEVENTH (GENERAL) SESSION

ASSEMBLY DAILY JOURNAL

TWENTY-FOURTH LEGISLATIVE DAY

SEVENTY-FIRST CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO

Monday, March 17, 1947

At 11 o'clock a.m., pursuant to the requirements of Section 2, Article IV of the Constitution of the State of California, and to the provisions of Assembly Concurrent Resolution No. 40, the Assembly was called to order.

Hon. Sam L. Collins, Speaker of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—78.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. Raymond Renwald:

O God, who didst vouchsafe to send blessed Patrick, Thy confessor and Bishop, to preach Thy glory to the Gentiles, grant through his merits and intercession, that what Thou hast commanded us to do, we may be able to accomplish through the help of Thy grace through Christ Our Lord—AMEN.

READING OF THE JOURNAL DISPENSED WITH

On motion of Mr. Crowley, further reading of the Journal of the previous legislative day was dispensed with.

LEAVES OF ABSENCE FOR THE DAY

The following member was granted leave of absence for the day, because of legislative business elsewhere:

Mr. Hinckley, on motion of Mr. Field.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of the Speaker, the Assembly gave the pledge of allegiance to the Flag.

RESOLUTIONS

The following resolutions were offered:

By Mr. Maloney:

House Resolution No. 106

Resolved, That the Speaker appoint a Select Committee of Three to notify the Senate that the Assembly has reconvened pursuant to Assembly Concurrent Resolution No. 40, and is ready to proceed with the business of the State with all officers heretofore elected present, to wit:

Speaker—Hon. Sam L. Collins
Speaker pro Tempore—Hon. Thomas A. Maloney
Chief Clerk—Arthur A. Ohnimus
Minute Clerk—Geraldine B. Hadsell
Sergeant-at-Arms—Wilkie Ogg
Chaplain—Rev. Raymond Renwald

Request for Unanimous Consent

Mr. Dickey asked for, and was granted, unanimous consent to take up House Resolution No. 106, at this time, without reference to committee or file.

Resolution read, and adopted.

Appointment of Select Committee

Pursuant to the provisions of House Resolution No. 106, the Speaker announced the appointment of Messrs. Field, Geddes, and Doyle as such Select Committee.

By Mr. Doyle:

House Resolution No. 107

Resolved, That a Select Committee of Five be appointed by the Speaker to wait upon the Governor and inform him that the Assembly has reconvened after the constitutional recess, and awaits any communication that he may wish to make to it.

Request for Unanimous Consent

Mr. Dickey asked for, and was granted, unanimous consent to take up House Resolution No. 107, at this time, without reference to committee or file.

Resolution read, and adopted.

Appointment of Select Committee

Pursuant to the provisions of House Resolution No. 107, the Speaker announced the appointment of Messrs. Burns, Clarke, Collier, Fletcher, and Rosenthal as such Select Committee.

By Mr. Wollenberg:

House Resolution No. 108

Resolved by the Assembly of the State of California, That the Controller be and he is hereby directed to draw his warrant upon the Contingent Fund of the Assembly in favor of the Chief Clerk of the Assembly, and the State Treasurer is hereby directed to pay the same, in the sum of one thousand nine hundred seventy-five dollars ($1,975), said amount being for the purchase of postage stamps to be used by Members of the Assembly for official mail; and be it further

Resolved, That the Chief Clerk be and he is hereby directed to purchase postage stamps in such amounts and denominations, not exceeding one thousand nine hundred seventy-five dollars ($1,975) in the aggregate, as shall be necessary for the use of the Members of the Assembly for official mail; and be it further

Resolved, That the amount of stamps requisitioned by any one Member of the Assembly for official mail shall not exceed the sum of twenty-five dollars ($25).

Request for Unanimous Consent

Mr. Dickey asked for, and was granted, unanimous consent to take up House Resolution No. 108, at this time, without reference to committee or file.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Allen, Beck, Bennett, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Dunn, Erwin, Evans, Field, Gaffney, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, O'Day, Price, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—64.

NOES—None.

By Mr. Dickey:

House Resolution No. 109

MR SPEAKER: Your Committee on Rules respectfully begs to report that it has carefully considered the applications for the various positions and desires to submit the following resolution:

Resolved, That the following named persons be and they are hereby appointed to the positions hereinafter set forth as provided by law, with the compensation set opposite their names payable weekly, and the Controller is hereby directed to draw his warrants in favor of the respective persons for the said respective amounts, and the Treasurer is hereby directed to pay the same:

Commencing Monday, March 17, 1947:	*Per day*
Chief Clerk, Arthur A. Ohnimus	$20 00
Assistant Chief Clerk, Harold Lewright	15 00
Minute Clerk, Geraldine B. Hadsell	15 00
Chaplain, Rev. Raymond Renwald	5 00
Sergeant-at-Arms, Wilkie Ogg	15 00
Assistant Clerk, Robert J. Finnie	12 00
Assistant Clerk, Carroll Parish	12 00
Assistant Clerk, Randal F. Dickey, Jr.	12 00
Assistant Clerk, C. William Queale	12 00
History Clerk, Ethel E. Brockelbank	12 00
File Clerk, Ruth Riley	12 00
Engrossing and Enrolling Clerk, Charles W. Robbins	14 00

Resolved, That the compensation of the above named attaches shall be on a seven-day week basis.

Request for Unanimous Consent

Mr. Dickey asked for, and was granted, unanimous consent to take up House Resolution No. 109, at this time, without reference to committee or file.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Allen, Beck, Bennett, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Dunn, Erwin, Evans, Field, Gaffney, Grant, Grunsky, Hahn, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, O'Day, Price, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—64.

NOES—None.

REPORT OF SELECT COMMITTEE

The Select Committee appointed to wait upon the Senate reported that the Senate was organized, and ready to proceed with the regular business.

RESOLUTIONS

The following resolutions were offered:

By Mr. Dickey:

House Resolution No. 110

Resolved, That whenever a bill has been passed twice on third reading file, it shall forthwith be placed upon a special file to be known as the inactive file. When a bill has been placed on the inactive file, it may be returned to the third reading file by a request of the author upon one day's notice; but the bill shall then be placed at the foot of the third reading file.

Resolution read, and referred to Committee on Rules.

By Mr. Dickey:

House Resolution No. 111

Resolved, That the Controller be and he is hereby authorized and directed to draw his warrant on the Contingent Fund of the Assembly in favor of Arthur A. Ohnimus, Chief Clerk, and the State Treasurer is hereby directed to pay the same for the sum of two hundred dollars ($200), said amount being for the payment of postage, telegraphing, expressage, and incidental expenses of the Chief Clerk's Office.

Request for Unanimous Consent

Mr. Dickey asked for, and was granted, unanimous consent to take up House Resolution No. 111, at this time, without reference to committee or file.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Allen, Beck, Bennett, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, O'Day, Price, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—68.

NOES—None.

By Mr. Dickey:

House Resolution No. 112

Resolved by the Assembly of the State of California, That the State Controller be and he is hereby directed and ordered to draw his warrants on the proper fund in favor of the following members and officers of the Assembly for the amount set opposite their respective names, and the State Treasurer is hereby directed and ordered to pay the same:

District	Name	Address	Distance from county seat	Distance from county seat, more	Distance from county seat, less	Mileage one way	Total mileage	Amount at 5 cents per mile
1	Michael J. Burns	Eureka, Humboldt County	312	--	--	312	624	$31 20
2	Lester Thomas Davis	Portola, Plumas County	136	40	--	176	352	17 60
3	Lloyd W. Lowrey	Rumsey, Yolo County	23	36	--	59	118	5 90
4	**Bert W. Loomis**	**Chico, Butte County**	**86**	**22½**	--	**108½**	**217**	**10 85**
5	Ernest C. Crowley	Fairfield, Solano County	40	--	--	40	80	4 00
6	Allen G. Thurman	Colfax, Placer County	37	17	--	54	108	5 40
7	Richard H McCollister	Mill Valley, Marin County	105	8	--	113	226	11 30
8	Chester F Gannon	Sacramento, Sacramento County	--	--	--	---	---	-----
9	Dwight H. Stephenson	Elk Grove, Sacramento County	--	13	--	13	26	1 30
10	George Miller, Jr.	Richmond, Contra Costa County	62	22	--	84	168	8 40
11	Charles M Weber	Stockton, San Joaquin County	48	--	--	48	96	4 80
12	James E Thorp	Lockeford, San Joaquin County	48	--	3	45	90	4 50

District	Name	Address	Distance from county seat	Distance from county seat, more	Distance from county seat, less	Mileage one way	Total mileage	Amount at 5 cents per mile
13	Francis Dunn, Jr.	Oakland, Alameda County	84	--	--	84	168	8 40
14	Randal F Dickey	Alameda, Alameda County	84	5	--	89	178	8 90
15	Bernard A Sheridan	Oakland, Alameda County	84	--	--	84	168	8 40
16	Marvin Sherwin	Piedmont, Alameda County	84	--	--	84	168	8 40
17	Edward J Carey	Emeryville, Alameda County	84	--	2	82	164	8 20
18	Thomas W. Caldecott	Berkeley, Alameda County	84	--	1	83	166	8 30
19	Bernard R Brady	San Francisco, San Francisco County	90	--	--	90	180	9 00
20	Thomas A Maloney	San Francisco, San Francisco County	90	--	--	90	180	9 00
21	Albert C Wollenberg	San Francisco, San Francisco County	90	--	--	90	180	9 00
22	George D Collins, Jr	San Francisco, San Francisco County	90	--	--	90	180	9 00
23	William Clifton Berry	San Francisco, San Francisco County	90	--	--	90	180	9 00
24	Edward F O'Day	San Francisco, San Francisco County	90	--	--	90	180	9 00
25	Raymond W Blosser	San Francisco, San Francisco County	90	--	--	90	180	9 00
26	Edward M Gaffney	San Francisco, San Francisco County	90	--	--	90	180	9 00
27	Richard J. Dolwig	South San Francisco, San Mateo County	119	--	11	108	216	10 80
28	Robert C. Kirkwood	Saratoga, Santa Clara County	128	12	--	140	280	14 00
29	John F Thompson	San Jose, Santa Clara County	128	--	--	128	256	12 80
30	Ralph M Brown	Modesto, Stanislaus County	77	--	--	77	154	7 70
31	George A Clarke	Planada, Merced County	114	10	--	124	248	12 40
32	Donald L Grunsky	Watsonville, Santa Cruz County	198	20	--	218	436	21 80
33	James W Silliman	Soledad, Monterey County	208	25	--	233	466	23 30
34	James S Crichton	Fresno, Fresno County	169	--	--	169	338	16 90
35	S. L Heisinger	Calwa, Fresno County	169	5	--	174	348	17 40
36	Harry J Johnson	Porterville, Tulare County	206	28	--	234	468	23 40
37	Alfred W Robertson	Santa Barbara, Santa Barbara County	460	--	--	460	920	46 00
38	John B Cooke	Ventura, Ventura County	490	--	--	490	980	49 00
39	W E James	Bakersfield, Kern County	278	--	--	278	556	27 80
40	William H. Rosenthal	Los Angeles, Los Angeles County	447	--	--	447	894	44 70
41	Julian Beck	San Fernando, Los Angeles County	447	--	21	426	852	42 60
42	Walter R Hinton	Burbank, Los Angeles County	447	--	11	436	872	43 60
43	C Don Field	Glendale, Los Angeles County	447	--	10	437	874	43 70
45	Thomas J Doyle	Los Angeles, Los Angeles County	447	--	--	447	894	44 70
46	Glenn M. Anderson	Hawthorne, Los Angeles County	447	12	--	459	918	45 90
47	Albert I Stewart	Pasadena, Los Angeles County	447	13	--	460	920	46 00
48	T Fenton Knight	La Canada, Los Angeles County	447	16	--	463	926	46 30
49	Ernest R Geddes	Pomona, Los Angeles County	447	30	--	477	954	47 70
50	Thomas M Erwin	Puente, Los Angeles County	447	19	--	466	932	46 60
51	Elwyn S Bennett	Los Angeles, Los Angeles County	447	--	--	447	894	44 70
52	Jonathan J Hollibaugh	Huntington Park, Los Angeles County	447	6	--	453	906	45 30
53	Montivel A Burke	Alhambra, Los Angeles County	447	9	--	456	912	45 60
54	John B E. Collier	Los Angeles, Los Angeles County	447	--	--	447	894	44 70
55	Vernon Kilpatrick	Los Angeles, Los Angeles County	447	--	--	447	894	44 70
56	Ernest E Debs	Los Angeles, Los Angeles County	447	--	--	447	894	44 70
57	Charles J Conrad	Los Angeles, Los Angeles County	447	--	--	447	894	44 70
58	Laughlin E Waters	Los Angeles, Los Angeles County	447	--	--	447	894	44 70
59	Willard M Huyck	Beverly Hills, Los Angeles County	447	8	--	455	910	45 50
60	M Philip Davis	Los Angeles, Los Angeles County	447	--	--	447	894	44 70
61	Lester A McMillan	Los Angeles, Los Angeles County	447	--	--	447	894	44 70
62	Augustus F Hawkins	Los Angeles, Los Angeles County	447	--	--	447	894	44 70
63	Don A Allen	Los Angeles, Los Angeles County	447	--	--	447	894	44 70
64	John C Lyons	Los Angeles, Los Angeles County	447	--	--	447	894	44 70
65	John W Evans	Los Angeles, Los Angeles County	447	--	--	447	894	44 70
66	Gordon R Hahn	Los Angeles, Los Angeles County	447	--	--	447	894	44 70
67	Clayton A Dills	Gardena, Los Angeles County	447	11	--	458	916	45 80
68	Vincent Thomas	San Pedro, Los Angeles County	447	23	--	470	940	47 00
69	Ralph C Dills	Compton, Los Angeles County	447	18	--	465	930	46 50
70	William S Grant	Long Beach, Los Angeles County	447	22	--	469	938	46 90
71	Carl Fletcher	Long Beach, Los Angeles County	447	22	--	469	938	46 90
72	R Fred Price	Upland, San Bernardino County	508	--	23	485	970	48 50
73	L Stewart Hinckley	Redlands, San Bernardino County	508	9	--	517	1,034	51 70
74	Earl W Stanley	Newport Beach, Orange County	481	4	--	485	970	48 50
75	Sam L Collins	Fullerton, Orange County	481	--	11	470	940	47 00
76	Philip L Boyd	Palm Springs, Riverside County	512	54	--	566	1,132	56 60
77	George R Butters	Brawley, Imperial County	661	--	14	647	1,294	64 70
78	Frank Luckel	San Diego, San Diego County	573	--	--	573	1,146	57 30
79	Kathryn T Niehouse	San Diego, San Diego County	573	--	--	573	1,146	57 30
80	Howard K Cramer	Chula Vista, San Diego County	573	10	--	583	1,166	58 30

Name	Address	Distance from county seat	Distance from county seat, more	Distance from county seat, less	Mileage one way	Total mileage	Amount at 10 cents per mile
Arthur A. Ohnimus	San Francisco, San Francisco County	--	--	--	---	---	-----
Geraldine B Hadsell	Los Angeles, Los Angeles County	447	--	--	447	894	89.40
Wilkie Ogg	Sacramento, Sacramento County	--	--	--	---	---	-----

Request for Unanimous Consent

Mr. Dickey asked for, and was granted, unanimous consent to take up House Resolution No. 112, at this time, without reference to committee or file.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Allen, Beck, Bennett, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, O'Day, Price, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—66.

NOES—Gannon—1.

By Mr. Dickey:

House Resolution No. 113

Relative to the Assembly Legislative Process Committee

Resolved by the Assembly of the State of California, As follows:

That House Resolution No. 20, which creates the Assembly Legislative Process Committee, and which was heretofore adopted by the Assembly on January 8, 1947, and printed on pages 34 and 35 of the Assembly Journal of that date, is hereby amended as follows:

Amendment No. 1

In paragraph "2", line 3, of said resolution, as it appears on page 35 of the Assembly Journal for January 8, 1947, strike out "Judiciary", and insert "Industrial Relations".

Request for Unanimous Consent

Mr. Dickey asked for, and was granted, unanimous consent to take up House Resolution No. 113, at this time, without reference to committee or file.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Boyd, Burke, Burns, Butters, Caldecott, Carey, Clarke, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—67.

NOES—None.

House Resolution No. 20, as Amended

House Resolution No. 20

Creating the Assembly Legislative Process Committee and defining its powers and duties

WHEREAS, Many of the legislative proposals involve problems within the jurisdiction of more than one standing committee of the Assembly, and the adequate consideration of such measures requires the cooperation of such several committees in order to avoid duplicating the work of one such committee by another, and much delay in

the legislative process could be avoided if it were possible to eliminate such duplication of effort and provide a means for expediting the consideration of such measures; and

WHEREAS, There is need for a committee equipped to ascertain facts and secure facts and information upon assigned topics from time to time during the session, a committee acting in aid of and in collaboration with the several standing committees of the Assembly; now, therefore, be it

Resolved by the Assembly of the State of California, As follows:

1. A special committee designated the "Assembly Legislative Process Committee" is hereby created and authorized and directed to take such steps as may be necessary to coordinate the work of the various standing committees of this session in considering questions before such session in order that there be no duplication of work or effort, and to make such studies as may be necessary, ascertain such facts and information, and secure such statistics for the use of the members and committees of the Assembly as may be of aid to them in considering and acting upon legislative proposals at this session.

2. The committee shall consist of the chairmen of the following Assembly committees: Rules, who shall be chairman of the committee; Ways and Means, Governmental Efficiency and Economy, Industrial Relations, Revenue and Taxation, Public Morals, Education, Transportation and Commerce, and five Members of the Assembly to be appointed by the Speaker thereof.

Vacancies occurring or existing in the membership of the committee shall be filled by the appointing power.

3. The committee is authorized to meet during this session of the Legislature, including any recess, but not after final adjournment.

4. The committee and its members shall have and exercise all of the rights, duties and powers conferred upon investigating committees and their members by the provisions of the Joint Rules of the Senate and Assembly and of the Standing Rules of the Assembly as they are adopted and amended from time to time, which provisions are incorporated herein and made applicable to this committee and its members except that the members of the committee shall serve without compensation and shall not be allowed mileage.

Until the adoption of Joint Rules at this session, the Joint Rules of the last preceding regular session are incorporated herein and made applicable to this committee and its members.

5. The committee has the following additional powers and duties:

(a) To contract with such other agencies, public or private, as it deems necessary for the rendition and affording of such services, facilities, studies and reports to the committee as will best assist it to carry out the purposes for which it is created.

(b) To cooperate with and secure the cooperation of county, city, city and county, and other local law enforcement agencies in investigating any matter within the scope of this resolution and to direct the sheriff of any county to serve subpenas, orders and other process issued by the committee.

(c) To report its findings and recommendations to the Assembly from time to time and at any time.

(d) To do any and all other things necessary or convenient to enable it fully and adequately to exercise its powers, perform its duties, and accomplish the objects and purposes of this resolution.

6. The sum of fifty thousand dollars ($50,000), or so much thereof as may be necessary, is hereby made available from the Contingent Fund of the Assembly for the expenses of the committee and its members and for any charges, expenses or claims it may incur under this resolution, to be paid from the said contingent fund and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Appointment of Assembly Legislative Process Committee

Pursuant to the provisions of House Resolution No. 20, Speaker Collins announced the appointment of Messrs. Doyle, Crichton, Evans, Fletcher, and Maloney as members of said Assembly Legislative Process Committee. Messrs. Dickey, Chairman; Wollenberg, Field, Lyons, Hollibaugh, Thompson, Dunn, and Burns, as Chairmen of the Committees on Rules, Ways and Means, Governmental Efficiency and Economy, Industrial Relations, Revenue and Taxation, Public Morals, Education, and Transportation and Commerce, respectively, are also members of said committee pursuant to the provisions of the resolution.

REPORT OF SELECT COMMITTEE

The Select Committee appointed to wait upon the Governor reported that it had performed its duty.

COMMITTEE FROM THE SENATE

Senators Watson, Carter, and Jespersen appeared before the bar of the Assembly, and informed the Assembly that, pursuant to the provisions of Assembly Concurrent Resolution No. 40, the Senate had reconvened, and was ready to proceed with the business of the State with all officers heretofore elected present.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

The following resolutions were offered:

Assembly Concurrent Resolution No. 48: By Mr. McCollister—Relative to the establishment of a state park on Angel Island in San Francisco Bay.

Referred to Committee on Rules.

Assembly Constitutional Amendment No. 37: By Mr. McCollister—A resolution to propose to the people of the State of California an amendment to the Constitution of the State by amending Section 1¼ of Article XIII, relating to exemptions of property on account of military service.

Referred to Committee on Constitutional Amendments.

REQUEST FOR UNANIMOUS CONSENT THAT REPORT BE PRINTED IN JOURNAL

Mr. McCollister asked for, and was granted, unanimous consent that the Report of the Interim Committee on Military Affairs be ordered printed in the Journal, in 10-point type.

Above report will appear prior to the motion to adjourn.

REQUEST FOR UNANIMOUS CONSENT THAT REPORT BE PRINTED IN THE JOURNAL

Mr. McCollister asked for, and was granted, unanimous consent that the Report of the Committee Relative to Angel Island be ordered printed in the Journal, in 10-point type.

Above report will appear prior to the motion to adjourn.

REQUEST FOR UNANIMOUS CONSENT THAT REPORT OF THE JOINT LEGISLATIVE INTERIM COMMITTEE ON PRE-SCHOOL TRAINING BE PRINTED IN THE JOURNAL, AND THAT ADDITIONAL COPIES BE PRINTED

Mr. M. Philip Davis asked for, and was granted, unanimous consent that the Report of the Joint Legislative Interim Committee on Pre-School Training, relative to child care centers, be ordered printed in the Journal, in 10-point type; and that 1,000 additional copies, be separately printed.

Above report will appear prior to the motion to adjourn.

REQUEST FOR UNANIMOUS CONSENT THAT HIS REMARKS BE PRINTED IN THE JOURNAL

Mr. Dunn asked for, and was granted, unanimous consent that remarks, made by him, relative to child care centers, be ordered printed

in the Journal, immediately following the Report of the Joint Legislative Interim Committee on Pre-School Training, relative to child care centers.

Above report will appear prior to the motion to adjourn and Mr. Dunn's remarks will follow.

REQUEST FOR UNANIMOUS CONSENT THAT MINORITY REPORT BE PRINTED IN THE JOURNAL

Mr. Debs asked for, and was granted, unanimous consent that the Minority Report of the Joint Legislative Interim Committee on Pre-School Training, relative to child care centers, be ordered printed in the Journal, in 10-point type, following the Majority Report of the Joint Legislative Interim Committee on Pre-School Training, and the remarks by Mr. Dunn.

Above report will be printed after the remarks by Mr. Dunn, prior to the motion to adjourn.

INVITATION TO LIEUTENANT GOVERNOR

By invitation of Speaker Collins, the Hon. Goodwin J. Knight, Lieutenant Governor of the State of California, was escorted to the rostrum by the Sergeant-at-Arms of the Assembly.

APPOINTMENT OF SELECT COMMITTEES

Speaker pro Tempore Maloney announced the appointment of Senators Quinn and Salsman and Messrs. Cooke and Hahn as a Select Committee to escort His Excellency, the Hon. Earl Warren, Governor of the State of California, to the rostrum.

RECESS

At 11.42 a.m., on motion of Mr. Dickey, the Assembly recessed until 12.15 p.m. to celebrate Saint Patrick's Day with the presentation of a program; to hear an address by the Hon. William A. O'Brien; and to receive Governor Warren and Lieutenant Governor Knight.

REASSEMBLED

At 12.15 p.m., the Assembly reconvened.

Hon. Sam L. Collins, Speaker of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolution was offered:

Assembly Joint Resolution No. 29: By Messrs. Hollibaugh, Boyd, and Knight—Relative to memorializing Congress to relieve the State of California's taxation problem created by the presence in the State of vast amounts of federally-owned, tax-exempt real property.

Referred to Committee on Rules.

REQUESTS FOR PERMISSION TO INTRODUCE BILLS

The following request for permission to introduce a bill was presented:

By Mr. Sam L. Collins:

ASSEMBLY CHAMBER, SACRAMENTO, March 17, 1947

MR. SPEAKER: In accordance with the provisions of Article IV, Section 2, of the Constitution, I request permission to introduce a bill, the title of which is as follows:

An act making an appropriation for the contingent expenses of the Assembly, without regard to fiscal years, including committee expenses, to take effect immediately.

Respectfully submitted.

SAM L. COLLINS

Request referred to Committee on Legislative Procedure.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, March 17, 1947

MR. SPEAKER: Your Committee on Legislative Procedure, to which was referred the following bill, herewith returns the same with the recommendation that the author be permitted to introduce it:

By Mr. Sam L. Collins:

An act making an appropriation for the contingent expenses of the Assembly, without regard to fiscal years, including committee expenses, to take effect immediately.

WEBER, Chairman

The roll was called, and permission granted by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Doyle, Dunn, Erwin, Evans, Field, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Price, Rosenthal, Sheridan, Sherwin, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—68.

NOES—None.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bill was introduced, and read the first time:

Assembly Bill No. 2645: By Mr. Sam L. Collins—An act making an appropriation for the contingent expenses of the Assembly, without regard to fiscal years, including committee expenses, to take effect immediately.

By order of the Speaker, Assembly Bill No. 2645 was ordered printed, and held at the desk without reference to committee.

REQUESTS FOR PERMISSION TO INTRODUCE BILLS

The following request for permission to introduce a bill was presented:

By Mr. Dickey:

ASSEMBLY CHAMBER, SACRAMENTO, March 17, 1947

MR. SPEAKER: In accordance with the provisions of Article IV, Section 2, of the Constitution, I request permission to introduce a bill, the title of which is as follows:

An act making an appropriation for mileage of the members and officers of the Assembly, without regard to fiscal years, to take effect immediately.

Respectfully submitted.

RANDAL F. DICKEY

Request referred to Committee on Legislative Procedure.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, March 17, 1947

MR. SPEAKER: Your Committee on Legislative Procedure, to which was referred the following bill, herewith returns the same with the recommendation that the author be permitted to introduce it:

By Mr. Dickey:

An act making an appropriation for mileage of the members and officers of the Assembly, without regard to fiscal years, to take effect immediately.

WEBER, Chairman

The roll was called, and permission granted by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Doyle, Dunn, Erwin, Evans, Field, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Price, Rosenthal, Sheridan, Sherwin, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—68.

NOES—None.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bill was introduced, and read the first time:

Assembly Bill No. 2646: By Mr. Dickey—An act making an appropriation for mileage of the members and officers of the Assembly, without regard to fiscal years, to take effect immediately.

By order of the Speaker, Assembly Bill No. 2646 was ordered printed, and held at the desk without reference to committee.

REQUEST FOR UNANIMOUS CONSENT THAT ASSEMBLY BILL NO. 619 BE WITHDRAWN FROM THE COMMITTEE ON FINANCE AND INSURANCE, AND BE RE-REFERRED

Mr. Grunsky asked for, and was granted, unanimous consent that Assembly Bill No. 619 be withdrawn from the Committee on Finance and Insurance, be placed upon the file for the purpose of amendment, and be re-referred to the Committee on Finance and Insurance.

CONSIDERATION OF ASSEMBLY BILL NO. 619

Assembly Bill No. 619—An act relating to insurance, including provisions for the fixing and regulation of rates, and authorizing and regulating rating and other organizations formed to serve insurers.

Bill read second time.

Motion to Amend

Mr. Grunsky moved the adoption of the following amendments:

Amendment No. 1

On page 1 of the printed bill, strike out lines 1 to 6, inclusive, and insert

"SECTION 1. Purpose Of This Act. The purpose of this act is to promote the public welfare by regulating insurance rates as herein provided to the end that they shall not be excessive, inadequate or unfairly discriminatory, by authorizing the existence and operation of qualified rating organizations and advisory organizations, by requiring that the rates and rating manuals of such rating organizations be generally available to all admitted insurers, and by authorizing cooperation between insurers in rate making and other related matters.

It is the express intent of this act to permit and encourage competition between insurers on a sound financial basis."

Amendment No. 2

On page 1, line 15, of the printed bill, after "or", insert "on".

Amendment No. 3

On page 2 of the printed bill, strike out lines 3 and 4, and insert

"(3) Workmen's compensation insurance and employers' liability insurance written in connection therewith."

Amendment No. 4

On page 2 of the printed bill, strike out line 9, and insert

"(5) Disability Insurance;".

Amendment No. 5

On page 2 of the printed bill, strike out line 10, and insert

"(6) Life insurance;
(7) Title insurance;
(8) Credit insurance;
(9) Mortgage insurance."

Amendment No. 6

On page 2, line 12, of the printed bill, strike out "admitted".

Amendment No. 7

On page 2, line 13, of the printed bill, strike out "all", and insert "any".

Amendment No. 8

On page, 2, line 15, of the printed bill, strike out "systems or", and insert "systems,".

Amendment No. 9

On page 2, line 17, of the printed bill, strike out "investigations or", and insert "investigations,".

Amendment No. 10

On page 3 of the printed bill, strike out lines 14 to 17, inclusive, and insert "subscribers."

Amendment No. 11

On page 3 of the printed bill, strike out lines 46 to 52, inclusive.

Amendment No. 12

On page 4, line 14, of the printed bill, strike out "bers," and insert "bers and subscribers,".

Amendment No. 13

On page 4, line 23, of the printed bill, after "members", insert "and subscribers".

Amendment No. 14

On page 4, line 26, of the printed bill, strike out "group, association or", and insert "advisory".

Amendment No. 15

On page 4 of the printed bill, at the end of line 28, insert "This subdivision shall not apply to a duly authorized attorney at law acting in the usual course of his profession."

Amendment No. 16

On page 4, line 31, of the printed bill, after "ance", insert "through such organization or by standing agreement among the members thereof."

Amendment No. 17

On page 5 of the printed bill, strike out lines 4 to 17, inclusive, and insert

"(j) Agreements may be made between two or more insurers or between rating organizations and insurers to adhere to rates, rating plans, rating systems, underwriting rules, policy and bond forms for any of the classes of insurance included in this act, provided such agreements are submitted to the commissioner for approval and are found by him to contemplate the use of rates which meet the standards prescribed in this act, and provided the activities and practices contemplated by such agreements are not unfair or unreasonable or otherwise inconsistent with the provisions of this act and do not adversely affect the public interest. Agreements may also be made among insurers with respect to the equitable apportionment among them of insurance which may be afforded applicants who are in good faith entitled to but who are unable to procure such insurance through ordinary methods, and with respect to the use of reasonable rate modifications for such insurance. All agreements referred to in this subdivision shall be submitted in written form to the commissioner for his consideration and approval, together with such information as he may reasonably require to determine whether or not they adversely affect the public interest. At any

time after such agreements are in effect the commissioner may review the practices and activities of the adherents to such agreements and if after a hearing he finds that any such practice or activity is unfair or unreasonable or adversely affects the public interest, he may issue a written order to the parties to any such agreement specifying in what respects such activity is unfair or unreasonable or adversely affects the public interest and requiring the discontinuance of such activity or practice. For good cause the commissioner may, after hearing, revoke approval of such agreements."

Amendment No. 18

On page 5 of the printed bill, strike out lines 18 to 23, inclusive, and insert

"(k) Two or more insurers executing cosurety bonds or having a common or affiliated ownership or operating under common management or control are hereby authorized to act in concert between or among themselves with respect to the matters set forth in Section 3 (a) hereof, the same as if such insurers constituted a single insurer.

(l) The fee for filing applications for license for a rating or advisory organization pursuant to the provisions of this act shall be twenty-five dollars ($25)."

Amendment No. 19

On page 5, line 24, of the printed bill, strike out "and Making of Rates".

Amendment No. 20

On page 5, line 25, of the printed bill, after "making", insert "and use".

Amendment No. 21

On page 5 of the printed bill, strike out lines 27 to 40, inclusive, and insert

"(1) Rates shall not be excessive or inadequate, as herein defined, nor shall they be unfairly discriminatory. No rate shall be held to be excessive unless the commissioner shall find after hearing as hereinafter provided that competition does not exist in the area and with respect to the classification covered by such rate, and that such rate is unreasonable for the insurance provided. No rate shall be held to be inadequate unless the commissioner shall find after hearing as hereinafter provided that the continued use thereof presently endangers the solvency of the insurer using the same.

(2) Consideration shall be given by rating organizations and insurers, to the extent applicable, to past and prospective loss experience within and outside this State, to conflagration and catastrophe hazards, to a reasonable margin for underwriting profit and contingencies, to dividends, savings or unabsorbed premium deposits allowed or returned by insurers to their policy holders, member or subscribers, to past and prospective expenses both country-wide and those specially applicable to this State, and to all other factors deemed relevant within and outside this State; and in the case of fire insurance rates, consideration may be given to the experience of the fire insurance business during the most recent five-year period for which such experience is available."

Amendment No. 22

On page 6, line 17, of the printed bill, after "(a)", insert "The administration and enforcement of this act shall be governed solely by the express provisions of this act."

Amendment No. 23

On page 6, line 18, of the printed bill, strike out "years," and insert "years, and may as often as may be reasonable and necessary,".

Amendment No. 24

On page 6 of the printed bill, strike out lines 34 to 51, inclusive; and on page 7, strike out lines 1 to 16, inclusive, and insert

"(b) The commissioner may, at any reasonable time, examine the rates, rating plans or rating systems, which are within the scope of this act and used by any admitted insurer, to ascertain whether the same are in compliance with the provisions of this act. Such examination may be held at any time other than at the time of or in connection with a periodic general examination participated in by representatives of more than one state. The reasonable cost of any such examination shall be paid by the insurer.

(c) If the commissioner, after examination as provided in this act, has good cause to believe that any rate, rating plan or rating system made or used by a rating organization or by an insurer does not meet the standards and provisions of this act expressly applicable to it, or that a rating organization or an advisory organization is not in compliance with the provisions of this act expressly applicable to it, the commissioner shall give notice in writing to such rating organization, insurer or advisory organization stating therein in what manner and to what extent he believes such noncompliance to exist and specifying therein a reasonable time, not less than 10 days thereafter, in which such noncompliance may be corrected. If within the period prescribed by the commissioner the rating organization, insurer or advisory organization does not make such changes as may be necessary to correct the noncompliance specified by the commissioner, or establish to the satisfaction of the commissioner that such

specified noncompliance does not exist, then the commissioner may hold a public hearing in connection therewith, providing that within a reasonable period of time, which shall be not less than 10 days before the date of such hearing, he shall mail written notice specifying the matters to be considered at such hearing to such rating organization, insurer or advisory organization. Such notice and hearing shall not include any additional subjects not specified in said original notice. If the commissioner, after such hearing, finds.

1. That such rate, rating plan or rating system is in violation of this act he may issue an order specifying in what respects such violation exists and stating when, within a reasonable period of time, the further use of such rate, rating plan or rating system by a rating organization or insurer which has been the subject of the examination and hearing in contracts of insurance made thereafter shall be prohibited and a copy of such order shall be sent to such rating organization or insurer;

2. That a rating organization, an advisory organization, or any group, association or other organization mentioned in Section 3 (h), is in violation of the provisions of this act applicable to it other than provisions dealing with rates, rating plans or rating systems, he may issue an order to such rating organization, advisory organization or other group, association or organization, which has been the subject of the examination and hearing specifying in what respects such violation exists and requiring compliance within a reasonable time thereafter."

Amendment No. 25

On page 7, lines 17 and 18, of the printed bill, strike out "or in any other law".

Amendment No. 26

On page 7, line 24, of the printed bill, strike out "9", and insert "10".

Amendment No. 27

On page 7 of the printed bill, between lines 27 and 28, insert

"(e) If any rating organization or advisory organization is found after such hearing by the commissioner to have wilfully engaged in fraudulent or dishonest practices, he may in addition to any other penalty provided by this act suspend or revoke the license of such organization."

Amendment No. 28

On page 7 of the printed bill, between lines 27 and 28, insert

"It is hereby declared:

(1) To be the policy of the State of California to permit and encourage competition in the business of insurance on a sound financial basis, and that such competition will be promoted by the regulation prescribed in this act.

(2) That no other or further regulation in the making or use of rates is necessary or required in the public interest."

Amendment No. 29

On page 7 of the printed bill, following line 31, insert

"A plan for the payment of dividends, savings or unabsorbed premium deposits allowed or returned by insurers to their policy holders, members or subscribers shall not be deemed to be a rating plan or system."

Amendment No. 30

On page 7, line 44, of the printed bill, strike out "fix and".

Amendment No. 31

On page 8, line 4, of the printed bill, strike out "11", and insert "12".

Amendment No. 32

On page 8 of the printed bill, between lines 5 and 6, insert

"Nothing contained in this act shall be construed as affecting the operations of insurers or the powers and duties of the commissioner under Chapter 2 and Chapter 3 of Part 3, Division 2, of the Insurance Code."

Amendment No. 33

On page 8 of the printed bill, between lines 10 and 11, insert

"SEC. 13. Provisions of Insurance Code Incorporated Herein. The following sections of the Insurance Code are by this reference incorporated herein and made applicable to the administration, enforcement and interpretation of this act:

Insurance Code Sections 6, 7, 13, 16, 19, 20, 22, 23, 24, 37, 38, 100 to 121, both inclusive, 620, 12919, 12921.5, 12924, 12925, 12928, 12974, 12975, 12975.5, 12976, 12977."

Amendment No. 34

On page 8, line 11, of the printed bill, strike out "12", and insert "14".

Amendment No. 35

On page 8, line 21, of the printed bill, strike out "13", and insert "15".

Amendment No. 36

On page 8, line 23, of the printed bill, strike out "14", and insert "16".

Amendments read, and adopted.

Assembly Bill No. 619 ordered reprinted, and engrossed.

REQUEST FOR UNANIMOUS CONSENT THAT ADDRESS BY WILLIAM A. O'BRIEN BE PRINTED IN THE JOURNAL

Mr. Gannon asked for, and was granted, unanimous consent that the following address, delivered by Mr. William A. O'Brien during the recess, be ordered printed in the Journal:

Address by the Hon. William A. O'Brien, of San Francisco

Mr. Speaker, Distinguished Guests, Members of the Legislature of the State of California:

It is no small thing to have set aside as one's very own, an entire day of the calendar. There are only 365 of them, you know. Few men in all history have been so honored. Among our own countrymen there are but two: The Father of Our Country, and the Great Emancipator and Savior of the Union. It is, however, a venerable but ever verdant tradition of the Republic, growing greener with the years, to set aside this day, the seventeenth of March, to honor the patron of the Emerald Isle—St. Patrick—and this is the day we celebrate.

The habit of this House in formally observing the feast day of Ireland's patron Saint is an old American custom. I cite no less an authority than the Father of Our Country. At Valley Forge, 169 years ago today, a dispute arose between the Irish in camp and the New Englanders, over a supposed insult (a situation recognizable by anyone familiar with the political history of Massachusetts). General George Washington settled the argument himself, saying: "I, too, am a lover of St. Patrick's Day and must settle the affair by making all the Army keep the day."

As one of Irish origin, I think I may say that the Irish, a notoriously generous people as a rule, would display a certain selfishness in regard to their Friendly Saint, should they claim him exclusively as their own. As a matter of historical fact, it appears St. Patrick himself was no Irishman at all and in very truth he belongs to all the world.

One night some 1,300 years ago Patrick, a youthful slave of the Irish chief Milcho, tended his sheep in the green hills of Antrim. Still a boy and yet a slave in an alien land, like so many lonely boys before and since, his thoughts turned toward home.

In this strange land, there was no peace, clan warred with clan, chief with chief, and five kings one with another. The people of this green and alien isle had not yet heard of the King of Kings and his strange doctrine that all men are brothers.

Patrick felt not the manacles of the slave that bound his body for his spirit was free and he saw that it was indeed not he but his masters who were slaves. Like another boy who in a distant unborn age, on a continent to remain for centuries still undiscovered who, seeing his fellow man in chains resolved that some day he would hit that thing and hit it hard, Patrick resolved to escape, that some day he might return to free his masters.

The stars that glistened above Bethlehem cave shone down on the green hills of Erin and as the slave Patrick tended the flocks of his master Milcho he heard in his heart the echo of the angelic chorus—

"Peace on earth, good will toward men."

It was many years before the alien slave and shepherd boy returned to the land of his captivity. He returned a man, a spiritual shepherd, a bishop of the Roman Church, educated in the best schools of Christendom, traveled, trained, disciplined, and inspired

On Easter Eve, not long after Patrick's return, the Kings of Ireland were assembled in meeting and solemn religious festival in the royal hall of Tara. In strict obedience to the ancient Druidic law, no fire burned that night in all of ancient Erin and darkness pervaded the entire island. To strike a flame that night meant death, but Patrick encamped below Tara's hill, with a courage matching his faith, struck the Paschal fire of the Christians, and, as the flame glowed in the plain of Slien beneath Tara's royal and holy hill, the Kings of ancient Ireland decreed death to the unknown profaner of the ancient temple and the violator of the royal decree.

But Patrick did not die a martyr's death. History tells us that he marched into the court of the Irish kings with the royal bearing of a free man, armed only with faith and courage and that he bested the wise men of the court in defense of his strange new doctrine of peace and brotherly love.

Patrick's action on that far off night was characteristic and prophetically symbolic of the race with whom his name since has been and ever shall be united. It demonstrated an unshakable faith in God and in the intrinsic worth of the individual man, a courage to fight against overwhelming odds for the freedom of the human spirit; and, may I further observe, a rather unflattering opinion of all royalty and a genius for politics.

It is more than a mere figure of rhetoric when I say that in that night long centuries ago, the Star of Destiny of a goodly number of the members of this very House became fixed in history's heaven.

The flame that Patrick struck that night grew steadily in brightness and multiplied itself a thousandfold until the fire of learning and civilization burned in the towers of countless seats of learning and all the Western World saw it brilliantly glowing in the Irish sky.

It flashed like a beacon from the towers of Ima and a thousand other centers of learning. All Europe saw the gleam and, as scholars flocked from the continent, Ireland became the Isle of Saints and Scholars. When Western Europe lay in ruins before the onslaught of the barbarian hordes and the long night of the Dark Ages threatened to settle upon her forever, the torch of civilization was rekindled from the Irish flame first struck by Patrick on Tara's hill.

In our own day a new flame has been kindled in the Eastern sky, and Western man faces a crisis in history.

Like the ancient Irish kings, we are faced with the alternative of peace or mutual destruction. Believing with Patrick in the intrinsic worth of the individual man, without distinction as to any race, color, or creed, with his faith and his courage let us hasten the day of universal brotherhood for which St. Patrick's Day has become for us here in America, a heartening symbol.

REQUEST FOR UNANIMOUS CONSENT THAT SINGER BE THANKED

Mr. Gannon asked for, and was granted, unanimous consent that the Chief Clerk be instructed to write a letter of appreciation, on behalf of the Members of the Assembly to Mr. Michael Patrick Brennan who sang several songs during the Saint Patrick's celebration.

REQUEST FOR UNANIMOUS CONSENT THAT REMARKS AND POEM BE PRINTED IN THE JOURNAL

Mr. Doyle asked for, and was granted, unanimous consent that the remarks of His Excellency the Governor, the Hon. Earl Warren, made during recess, be reduced to writing, and be ordered printed in the Journal; and that the Irish poem given by Mr. Maloney during recess be ordered printed in the Journal.

Above mentioned remarks of Governor Warren were not available.

Poem Recited by Assemblyman Thomas A. Maloney of the Twentieth District, Speaker pro Tempore of the Assembly

The prettiest little picture hangs there on the wall
Most anyone can see it, if they've eyes at all, at all.
It's nothing extra special, but it means the world to me,
Cause you see, me mother's Irish, just as Irish as can be.
And in a little corner of that picture tucked away,
I've placed a little shamrock to remind me every day
Of a land of song and sorrow, that's far across the sea,
Of a sad or sweet or smiling face that's Ireland sure to me.

REPORTS OF STANDING COMMITTEES

Committee on Social Welfare

ASSEMBLY CHAMBER, SACRAMENTO, March 17, 1947

MR. SPEAKER: Your Committee on Social Welfare, to which were referred:

Assembly Bill No. 718
Assembly Bill No. 719
Assembly Bill No. 720
Assembly Bill No. 725
Assembly Bill No. 727

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

NIEHOUSE, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, March 17, 1947

MR. SPEAKER: Your Committee on Social Welfare, to which were referred:

Assembly Bill No. 724
Assembly Bill No. 1048

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

NIEHOUSE, Chairman

Above reported bills ordered to second reading.

Committee on Governmental Efficiency and Economy

ASSEMBLY CHAMBER, SACRAMENTO, March 17, 1947

MR. SPEAKER: Your Committee on Governmental Efficiency and Economy, to which was referred:

Assembly Bill No. 1334

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended

FIELD, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, March 17, 1947

MR. SPEAKER: Your Committee on Governmental Efficiency and Economy, to which were referred:

Assembly Bill No. 401
Assembly Bill No. 614
Assembly Bill No. 616
Assembly Bill No. 1121
Assembly Bill No. 1122

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

FIELD, Chairman

Above reported bills ordered to second reading.

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, February 7, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1777—An act to add Section 4.5 to an act entitled "An act to provide for the acquisition of temporary and emergency housing facilities for veterans and families of servicemen by joint action of the state and local agencies, providing for the operation of such facilities, making an appropriation, and declaring the urgency thereof, to take effect immediately," approved February 15, 1946, as amended, relating to temporary and emergency housing for veterans, and authorizing a local agency to utilize the facilities and experience of another local agency, in providing housing pursuant to said act, to enter into agency or other appropriate agreements therefor, to validate such agreements between local agencies, and declaring the urgency thereof, to take effect immediately;

Assembly Bill No. 2264—An act to amend Section 4 of an act entitled "An act to authorize the Department of Finance to acquire surplus property from the United States for the purpose of furnishing housing facilities for veterans attending universities and colleges and making an appropriation," relating to the administering of

such housing facilities, declaring the urgency thereof, and providing that this act is to take effect immediately;

And reports that the same have been correctly enrolled, and presented to the Governor on the seventh day of February, 1947, at 11 a.m.

WEBER, *Chairman*

ASSEMBLY CHAMBER, SACRAMENTO, February 7, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 419—An act to add Sections 29a and 29b to the California Water District Act, relating to California water districts and the distribution of water in such districts, declaring the urgency of this act, to take effect immediately;

Assembly Bill No. 550—An act to amend Section 3411 of the Public Resources Code, relating to estimates for support of the Division of Oil and Gas, Department of Natural Resources, from the Petroleum and Gas Fund, declaring the urgency thereof to take effect immediately;

Assembly Bill No. 611—An act to add Article 4 to Chapter 1, Part 3, Division 2, of the Insurance Code, relating to insurance, declaring the urgency thereof, to take effect immediately;

And reports that the same have been correctly enrolled, and presented to the Governor on the seventh day of February, 1947, at 11 a.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, February 7, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 372—An act authorizing the Attorney General to represent the Indians of this State before the Indian Claims Commission, declaring the urgency thereof, to take effect immediately;

Assembly Bill No. 374—An act making appropriation to the Attorney General for appearing as counsel for the Indians of the State of California before the Indian Claims Commission, declaring the urgency thereof, to take effect immediately;

Assembly Bill No. 402—An act to make an appropriation for the cost of auditing and collecting unemployment relief restitutions, to take effect immediately;

And reports that the same have been correctly enrolled, and presented to the Governor on the seventh day of February, 1947, at 11 a.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, February 7, 1947

MR. SPFAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 626—An act to amend Section 2270 of the Health and Safety Code, relating to mosquito abatement districts, declaring the urgency thereof to take effect immediately;

Assembly Bill No. 714—An act to authorize the Department of Finance to acquire surplus housing facilities from the United States of America or any of its agencies for resale to veterans, making an appropriation, and declaring that this act shall take effect immediately;

Assembly Bill No. 966—An act to amend Section 830 of the Agricultural Code, relating to the use of dates for by-products purposes, declaring the urgency of this act, to take effect immediately;

And reports that the same have been correctly enrolled, and presented to the Governor on the seventh day of February, 1947, at 11 a.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, February 7, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 973—An act making an appropriation in augmentation of the appropriation in Item 79.5 of the Budget Act of 1945, for publishing, purchasing, and shipping free textbooks, to take effect immediately;

Assembly Bill No. 974—An act to add Section 3090 to the Labor Code, relating to occupational training, making an appropriation in augmentation of the appropriation in Item 138 of the Budget Act of 1945, for support of the Division of Apprenticeship Standards, Department of Industrial Relations, to take effect immediately;

Assembly Bill No. 975—An act making an appropriation in augmentation of the appropriation in Item 231 of the Budget Act of 1945, for medical and physical care, hospitalization, appliances, and convalescent care for physically handicapped children, Department of Public Health, to take effect immediately;

And reports that the same have been correctly enrolled, and presented to the Governor on the seventh day of February, 1947, at 11 a.m.

WEBER, Chairman

MESSAGES FROM THE GOVERNOR

STATE OF CALIFORNIA, GOVERNOR'S OFFICE
SACRAMENTO, February 17, 1947

To the Honorable Members of the Assembly
State of California, Sacramento, California

GREETINGS: I am returning herewith, without my signature,

Assembly Bill No. 488, entitled "An act to amend Section 105 of the Revenue and Taxation Code, and to add Section 105.1 to said code, relating to property taxes and declaring the urgency thereof, to take effect immediately."

My objections to this bill are as follows:

This bill provides that trade fixtures shall be assessed for the purpose of taxation as personal property. It would reverse the rule recently announced by the Supreme Court of this State that trade fixtures, like other fixtures, are to be assessed as improvements to the realty to which they are attached.

Although it has been represented that approval of this bill would restore an assessing practice which was overturned by the recent court decision, this does not appear to be the case. In 1937 the State Board of Equalization advised all assessors that this class of property should be assessed as indicated by the court. I am informed that a majority of county assessors have been following this procedure. This is further indicated by the fact that although many communications have reached me urging approval of this bill, no assessor is now supporting it. On the other hand, the Northern California Assessors' Association has unanimously adopted a resolution strongly condemning the measure and urging its veto. Joining in this resolution were the assessors of Alpine, Amador, Butte, Colusa, Del Norte, El Dorado, Glenn, Humboldt, Lake, Lassen, Mendocino, Modoc, Mono, Nevada, Placer, Plumas, Sacramento, Shasta, Sierra, Siskiyou, Sutter, Tehama, Trinity, Yolo, and Yuba. Concurring were the assessors of these adjoining counties: Alameda, Calaveras, Contra Costa, Marin, Napa, San Joaquin, San Mateo, Santa Clara, Solano, Sonoma, and Stanislaus.

The Attorney General has recommended a veto. He states that the existing law "is a salutary rule which, if followed by the assessors throughout the State, would result not only in uniformity of taxation, but would tend to more equitably place the burden of taxation upon business and industrial organizations." He also points out that the recent Supreme Court decision is not an innovation, but is based upon long established precedent and long established practice followed by many counties and the Assessment Standards Division of the State Board of Equalization.

The League of California Cities has asked for a veto of this bill because of its effect in removing a substantial amount of property from local tax rolls.

The Secretary of the State Board of Equalization has observed that, although there are two situations pertaining to taxation of a tenant's improvements as to which the law might well be changed, this bill fails to accomplish either revision satisfactorily. He points out that (1), under Section 608 of the Revenue and Taxation Code, a tenant's improvements which include fixtures, may be assessed to the landlord, and that (2), under Section 2188 of that code, the taxes on the tenant's improvements are made a lien on the landlord's realty, even though the improvements are assessed to the tenant.

By classifying trade fixtures as personalty, this bill would avoid the assessment of such property of a tenant to his landlord. It would also prevent the creation of a lien for the taxes on the property against the realty of the landlord. But the measure would not avoid similar situations as to taxes on other improvements belonging to the tenant. Under modern conditions, many improvements not susceptible of classification as trade fixtures are placed upon leased premises by tenants. If it is undesirable that the taxes upon the tenants' trade fixtures shall be assessed to the landlords and made a lien upon the property of the latter, it seems equally undesirable that this result obtain with respect to taxes on other property of the tenants placed upon the landlords' premises.

Sections 601 and 602 of the Revenue and Taxation Code make it possible for the State Board of Equalization and the assessors to take immediate administrative action assuring that there shall be no commingling of the assessment of the property of tenants and landlords on the current tax rolls. By amending the Code (Sections 608, 609, and 2188) when the Legislature reconvenes in March it will be possible to confirm this administrative procedure and to remove any liens that may have been created against the landlords' realty because of taxes on their tenants' improvements. Since this would be merely the removal of a statutory lien and not the forgiveness of the tax itself such legislation should not be vulnerable to attack as violative of the constitutional prohibition against the extinguishment of a public obligation. Local revenue officials would have ample means available otherwise to enforce payment of the taxes on the tenants' improvements.

All of this could be accomplished without exempting from taxes or special assessments property that is now subject to such levies. If this bill should become law, only a part of the taxes on property owned by tenants would be excluded from the lien on the landlord's realty and there would still be substantial hardship to the latter because of the encumbrance of their titles.

What is even worse is that this bill would extend tax exemption to certain classes of taxpayers with no sound reason assigned for doing so. In fact, it is only fair to assume that such a result was not intended by its authors.

Many special assessment districts, including those providing drainage, flood control, sanitation, and fire protection, make their levies only on real property, i.e. land and improvements. Approval of this bill would remove all trade fixtures, now classified as improvements, from any share in the support of these districts whose existence obviously adds to the value of the property to its owners.

Numerous agencies of the Federal Government are authorized by the Congress to pay local taxes on their realty, but none on their personalty. I am informed that in 1945 these agencies paid local governments in California taxes amounting to more than $2,000,000 on property which this bill would term personalty. I am unwilling to share responsibility for such an extensive loss of local revenue as may be anticipated if this bill becomes law.

In addition, banks and insurance companies, taxed under special constitutional provisions, pay local taxes only on their realty. This bill would provide a tax exemption as to all of their trade fixtures by changing the classification thereof from realty to personalty, with substantial resultant loss of local revenue. These exemptions seem clearly unwarranted and have not been requested by the taxpayers affected.

Respectfully submitted.

EARL WARREN, Governor

STATE OF CALIFORNIA, GOVERNOR'S OFFICE
SACRAMENTO, March 17, 1947

To the Assembly of the State of California
Sacramento, California

GENTLEMEN: I am transmitting to you herewith a copy of a message with reference to

Assembly Bill No. 488, entitled "An act to amend Section 105 of the Revenue and Taxation Code, and to add Section 105.1 to said code, relating to property taxes and declaring the urgency thereof, to take effect immediately."

This bill, with my message relative thereto, I (through my Legislative Secretary) delivered to Arthur A. Ohnimus, Chief Clerk of the Assembly, at 6 o'clock p.m. on the seventeenth day of February, 1947, at which time your honorable body had adjourned for the day but not for the session.

Respectfully submitted.

EARL WARREN, Governor

CONSIDERATION OF AMENDMENTS TO PERMANENT STANDING RULES (BY UNANIMOUS CONSENT)

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Rules:

Amendments to Permanent Standing Rules of the Assembly as Printed in Assembly Journal for February 5, 1947, Commencing at Page 50

Amendment No. 1

Immediately preceding Rule 28, as printed on page 58, insert as a heading "*Pledging Allegiance to the Flag*".

Amendment No. 2

In Rule 31, as printed on page 59, strike out "by the Speaker or by a majority vote of the members present", and insert "by a recorded vote of two-thirds of the elected membership".

Amendment No. 3

In the second line of Rule 63, as printed on page 65, strike out "Rule 38", and insert "Rule 62".

Amendment No. 4

In the last line of Rule 73, as printed on page 67, strike out "Rule 70", and insert "Rule 68".

Amendments read.

The roll was called, and the amendments adopted by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Doyle, Dunn, Erwin, Evans, Field, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn,

Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Price, Rosenthal, Sheridan, Sherwin, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—68.

NOES—None.

COMMUNICATIONS

By the Chief Clerk:

A communication from Mrs. Laura Foss of Montebello, relative to a state park, in Placerita Canyon, and the discovery of gold in California, was received, and ordered filed with the Secretary of State.

The following communications were received, read, and ordered printed in the Journal:

By the Chief Clerk:

STATE OF CALIFORNIA, DEPARTMENT OF NATURAL RESOURCES
DIVISION OF FORESTRY, SACRAMENTO 14, February 5, 1947

Arthur A. Ohnimus, Chief Clerk
Assembly, California Legislature
State Capitol, Sacramento 14, California

DEAR MR. OHNIMUS: In the temporary absence of the State Forester I am pleased and proud to acknowledge your letter of January 31st with House Resolution No. 78 enclosed. This resolution, presented by Messrs. O'Day and Burns was indeed a surprise to our organization. I know that the State Forester is very grateful for this expression of confidence in his organization and I am sure that he will give most of the credit to the men in the field where the job is actually done. From my own observation I can assure you that the morale of the Division of Forestry has never been higher. Although we look to a very severe fire season during 1947 we are at least united in our defense. If the occasion arises please give our thanks to Mr. O'Day and to Mr. Burns and please accept my own personal best wishes.

Very truly yours,

STATE FORESTER,
C. R. CLAR, Chief Deputy

By the Chief Clerk:

SACRAMENTO 14, CALIFORNIA, February 5, 1947

Arthur A. Ohnimus, Chief Clerk
Assembly, California Legislature
State Capitol

Subject: House Resolution No. 52

In acknowledging receipt of copy of House Resolution No. 52, I might state that the Division of Architecture has advised us as to the proper changes and installation to be made in regard to the revamping of the ventilating system in the Assembly Chamber and wish to assure you that the Division of Buildings and Grounds will make every effort to expedite bringing this project to completion as soon as possible.

Very truly yours,

JUSTIN G. CHILD, Chief
Buildings and Grounds Division
M. L. ROGERS, Chief Office Building Engineer

By the Chief Clerk:

DEPARTMENT OF NATURAL RESOURCES
DIVISION OF FISH AND GAME
February 5, 1947

Mr. Arthur A. Ohnimus, Chief Clerk
State Capitol, Sacramento 14, California

DEAR SIR: Referring to your letter of January 30th, acknowledge the receipt of House Resolution No. 65, wish to advise that I will discuss this matter with the other commissioners, and I am sure that it will receive the proper attention.

I am,
Yours very truly,

WM. J. SILVA, Commissioner

By the Chief Clerk:

CONGRESS OF THE UNITED STATES, HOUSE OF REPRESENTATIVES
WASHINGTON, D. C., February 5, 1947

Mr. Arthur A. Ohnimus, Chief Clerk
Assembly, California Legislature, Sacramento, California

DEAR MR OHNIMUS: This will acknowledge receipt of your letter of February 1st relative to House Resolution No. 49.

The California Delegation anticipates meeting to discuss the subject matter of the resolution and we are in full accord on the desirability of achieving the goal set forth in the resolution.

You may count upon my support in this regard.

Sincerely yours,

DONALD L. JACKSON

By the Chief Clerk:

NAVY DEPARTMENT, BUREAU OF NAVAL PERSONNEL
WASHINGTON 25, D. C., February 6, 1947

Mr. Arthur A. Ohnimus, Chief Clerk
Assembly, California Legislature, Sacramento 14, California

DEAR MR. OHNIMUS: The Secretary of the Navy has referred to me for reply your letter of January 17, 1947, which forwarded a copy of a resolution adopted by the Assembly of the California Legislature on January 15, 1947, regarding the establishment of a United States Naval Postgraduate School on the Monterey Peninsula.

I am indeed pleased to receive this evidence of support for the project of establishing the new United States Naval Postgraduate School at Monterey, California.

The Navy is sponsoring legislation to be introduced to the present Congress to authorize the development of this new school. The choice of the Monterey Bay area was made after an exhaustive survey of possible sites throughout the United States. Monterey Bay was chosen as the area most nearly fulfilling the Navy's desire for a location in which the geographical surroundings, the climate, and other conditions affecting operation of the school would permit the best possible atmosphere for our student naval officers to pursue their postgraduate education.

Sincerely yours,

LOUIS DENFELD, Vice Admiral, U. S. N.
The Chief of Naval Personnel

By the Chief Clerk:

CONGRESS OF THE UNITED STATES, HOUSE OF REPRESENTATIVES
WASHINGTON, D. C., February 6, 1947

Mr. Arthur A. Ohnimus, Chief Clerk
California State Assembly
State Capitol, Sacramento 14, California

MY DEAR MR. OHNIMUS: I wish to acknowledge receipt of House Resolution No. 49, copy of which you sent me on February 1, 1947.

I shall certainly give this my close attention and my support.

Very truly yours,

NORRIS POULSON
Thirteenth District, California

By the Chief Clerk:

EXECUTIVE OFFICE OF THE PRESIDENT, BUREAU OF THE BUDGET
WASHINGTON 25, D. C., February 10, 1947

Mr. Arthur A. Ohnimus, Chief Clerk
California Legislature Assembly
Sacramento 14, California

DEAR MR. OHNIMUS: Your letter of January 17th to the President, with which you enclosed a copy of Assembly Joint Resolution No. 4, adopted by the California Legislature on January 10th, has been referred to this office for reply.

In response you are advised that the matter is now under consideration by the National Housing Agency and this office and it is anticipated that some action will be taken within the next few days.

Very truly yours,

HEIST SUTTON, Administrative Assistant

By the Chief Clerk:

THE WHITE HOUSE
WASHINGTON, February 10, 1947

Honorable Arthur A. Ohnimus, Chief Clerk of the Assembly
California Legislature, Sacramento, California

MY DEAR MR. OHNIMUS: The President has asked me to acknowledge the telegram of February 6th embodying Assembly Joint Resolution No. 19 which you sent to him by direction of the California Legislature. He wishes me to inform you that he submitted to the Senate on February 7th the nomination of Honorable Joseph K. Carson, Jr., for appointment as a member of the United States Maritime Commission. However, the selection of Mr. Carson was not made until the President had given most careful consideration to all of the recommendations before him.

The President is nonetheless appreciative of having this endorsement of Honorable Thomas F. Keating.

Very sincerely yours,

WILLIAM D. HASSETT, Secretary to the President

By the Chief Clerk:

UNITED STATES SENATE, COMMITTEE ON PUBLIC LANDS
February 12, 1947

Mr. Arthur A. Ohnimus, Chief Clerk
California Legislature, State Capitol
Sacramento 14, California

DEAR MR. OHNIMUS: This will acknowledge with thanks the copy of House Resolution No. 49, adopted by the Assembly of the California Legislature on January 27, 1947.

Please be assured of my cooperation and efforts to attain a sufficient appropriation of funds for the San Joaquin Experimental Range for the purposes outlined in your resolution.

Sincerely,

SHERIDAN DOWNEY

By the Chief Clerk:

UNITED STATES DEPARTMENT OF AGRICULTURE, FOREST SERVICE
WASHINGTON, February 13, 1947

Mr. Arthur A. Ohnimus, Chief Clerk
California Legislature Assembly
Sacramento 14, California

DEAR MR. OHNIMUS: Your letter of February 1st, addressed to Secretary Anderson has been referred to me for reply. I am much concerned in the building up of the San Joaquin Experimental Range so that it can continue its program of service to the livestock industry as ably pointed out in House Resolution No. 49.

During the war the work at the San Joaquin Experimental Range had to be curtailed, and more recently the conscientious objector camp that was at the San Joaquin has been liquidated. The question of appropriations, however, is a matter on which I can make no comment until Congress considers the President's budget.

I deeply appreciate the fact that the work of the station has elicited so much interest.

Sincerely yours,

LYLE F. WATTS, Chief

By the Chief Clerk:

DEPARTMENT OF THE INTERIOR, OFFICE OF INDIAN AFFAIRS
WASHINGTON 25, D. C., February 20, 1947

Mr. Arthur A. Ohnimus,
California Legislature, State Capitol,
Sacramento 14, California

DEAR MR. OHNIMUS: There has been referred to this office for reply your letter of February 11, 1947 to the Secretary of the Interior with which you enclosed a copy of Assembly Joint Resolution No. 7, which was adopted by the California Legislature on January 31, 1947.

We are very grateful to you for sending an official copy of this resolution. Since the contents of the resolution are closely related to the activities of this office, we shall give most thorough study to the views of the California Legislature as set forth in this document.

Sincerely yours,

JOHN McGUE, Acting Commissioner

By the Chief Clerk:

DEMOCRATIC STATE CENTRAL COMMITTEE
LOS ANGELES 13, CALIFORNIA, February 21, 1947

Mr. Arthur A. Ohnimus, Chief Clerk
California Legislature,
State Building, Sacramento, California

DEAR MR. OHNIMUS: Thank you very much for your kind letter of February 19th, and for sending me the copy of Assembly House Resolution No. 77, commemorating the birthday of the late President Franklin Delano Roosevelt.

I would appreciate it very much if you would convey to the Members of the California State Assembly my heartfelt thanks for their thoughtfulness and kindness in honoring the memory of my father in connection with the fight against infantile paralysis. This was a project that was close to his heart and I know that it would mean much to him that the Assemblymen of our great State were, by this commemoration, continuing that fight against this dreaded disease.

Will you also kindly accept my thanks for your courtesy in forwarding this resolution to me

Sincerely yours,

JAMES ROOSEVELT

By the Chief Clerk:

NAVY DEPARTMENT
WASHINGTON, D. C., February 27, 1947

Mr. Arthur A. Ohnimus, Chief Clerk
Assembly, California Legislature
Sacramento 14, California

DEAR MR. OHNIMUS: The Secretary of the Navy has referred to me for reply your letter of February 11, 1947, which enclosed a copy of California Assembly Joint Resolution No. 16 adopted by the Legislature on February 5, 1947. This resolution concerned the procurement of federal surplus property for the Veterans' Home of California.

The Navy is not generally considered a disposal agency and does not determine matters of policy in connection with the disposition of surplus property, and therefore, is not in a position to issue regulations or submit recommendations in connection with the resolution. Inasmuch as a decision to grant the Veterans' Home authority to receive surplus property in a manner similar to that provided the Veterans Administration would require legislation, you have taken the proper action by submitting copies of the resolution to the agencies responsible for the administration of surplus property disposal, and to the California Senators and Representatives in the Congress.

In the event that the Veterans' Home of California is determined by proper authority to be eligible to receive surplus property in a manner similar to that provided the Veterans Administration, you may be assured that the Navy will extend every effort to make available to the Veterans' Home property which may be useful to that organization.

Sincerely yours,

M. L. RING, R. Adm. (SC) USN.
By direction

By the Chief Clerk:

SAN FRANCISCO LABOR COUNCIL
SAN FRANCISCO 3, CALIFORNIA, February 27, 1947

Clerk of the Assembly, State Capitol
Sacramento, California

DEAR SIR: Enclosed please find resolution adopted by this council on February 21, 1947, which is self-explanatory.

We would appreciate having you give this matter your immediate attention.

Sincerely yours,

JOHN A. O'CONNELL, Secretary

Resolution

WHEREAS, All labor is interested in maintaining a good employment service; and

WHEREAS, A recent examination held on Employment Series, Booklet A, on February 15, 1947 was irrelevant, immaterial, and manifestly unfair as a selective factor in securing experienced employment service personnel; and

WHEREAS, As a result of this examination, the employees in the employment service have suffered a severe shock to their morale, which is detrimental to the services now so necessary in the present labor market; and

WHEREAS, The very nature of the examination does not comply with H.R. Bill 549, stating that United States Employment Office personnel be given a reasonable opportunity to qualify for State Employment Service jobs; and

WHEREAS, This affects the continuation of an efficiently operated public employment service after June 30, 1947; therefore be it

Resolved, That the San Francisco Central Labor Council demand the examination be declared invalid, unfair and bordering on the illegal; and be it further

Resolved, That we petition the Governor, the Legislature, and the State Personnel Board to take action to secure that an unassembled examination based on qualifications, performance and experience be held at once.

Adopted by the Central Labor Council of San Francisco at the meeting of February 21, 1947.

By the Chief Clerk:

LOS ANGELES, CALIFORNIA, February 27, 1947

Arthur A. Ohnimus, Sacramento, California

DEAR MR. OHNIMUS: Thank you very much for copies of Resolution No. 17, relative to the memory of Glenn D. Willaman.

Sincerely yours,

MRS. GLENN D. WILLAMAN

By the Chief Clerk:

WAR ASSETS ADMINISTRATION
WASHINGTON 25, D. C., March 1, 1947

Mr. Arthur A. Ohnimus, Chief Clerk
State Capitol, Sacramento 14, California

DEAR MR. OHNIMUS: Your letter of February 11th, regarding Assembly Joint Resolutions of the California Legislature, has been referred to this office by the White House. We also acknowledge your letters of February 11th, addressed to the Surplus Property Board, and to the Administrator of the Board regarding the same subject, which have also been referred to this office for attention.

The accomplishments requested in the resolutions which you have sent us may only be obtained by an Act of Congress. We note that it is the intention of the California Legislature to present their requests through the California delegation. This seems entirely proper.

We thank you for bringing this matter to our attention, and trust the requests will be well received and given every consideration by the present Congress.

Sincerely yours,

ARTHUR G. EATON, Director
Public Interest Division

By the Chief Clerk:

U. S. COMMERCIAL COMPANY
WASHINGTON 25, D. C., March 4, 1947

Mr. Arthur A Ohnimus
Chief Clerk, California Legislature
State Capitol, Sacramento 14, California

DEAR MR. OHNIMUS: This will acknowledge receipt of your letter of February 11th enclosing a copy of Joint Resolution No. 25 adopted by the California Legislature on February 4, 1947.

In February 1946, the U. S. Commercial Company entered into an arrangement with the War Department, the Department of State and the Supreme Commander for the Allied Powers in Japan pursuant to which commodities, made available by the Supreme Commander, are delivered to the U. S. Commercial Company for sale. From the proceeds of these sales, the U S. Commercial Company deducts its out-of-pocket expenses and its administrative costs. The balance of the proceeds is made available to the War Department. In this manner dollar balances are in turn made available to the Supreme Commander to help defray the costs of occupation.

In selling the commodities handled by it, the U. S. Commercial Company, of course, complies with all customs regulations as well as other pertinent laws. It is our aim to do everything we can to foster the return of this trade to normal channels as soon as conditions in Japan permit. In the meantime you may be assured that it is our intent to obtain the greatest proceeds possible, consistent with good business practices, and to conduct our operations with all fairness to American business men.

Sincerely yours,

CARNEY J. TUNDEM
for CHARLES B. HENDERSON, Chairman of the Board

By the Chief Clerk:

LOS ANGELES, CALIFORNIA, March 14, 1947

Clerk of the Assembly
State of California
Sacramento, California

GENTLEMEN: It is our information that several bills have been introduced at this session of the Legislature, providing for a lowering of the professional standards for the admission of veterans to the Bar of our State.

As a war veteran myself, I desire to enter vigorous protest against the adoption of any such measure and in particular against Senate Bills 11, 14, 333 and 517 and Assembly Bills 1024 and 2069.

While it is most commendable that a man may have served his Country and suffered severe physical and spiritual injury by reason thereof, yet life still goes on, and the public still expects and deserves competent counsel before courts of justice. It makes a mockery of human affairs to mollycoddle a veteran and to endow him with the powerful privileges of counselorship when he hasn't the training and education to support the burden of being an attorney People whose lives and properties are endangered are entitled to a lawyer who has been trained in accordance with high standards. To hand him, a veteran, however staunch and courageous his record in defense of his Country, this special privilege when he has not the ability to do for the citizen what should be done, is to evade the responsibilities of state sovereignty. The innocent and unsuspecting client who comes to the lawyer's office for help in time of need doesn't know that his lawyer might be untrained and uneducated, but that he is only a lawyer solely because he served in time of war. That is asking too much of the public at large.

Also from the standpoint of the veteran himself, it is unfair to him to ask him to face the responsibility resulting from his ignorance and lack of training and this responsibility is truly a heavy one. If by the ignorance of a veteran an act of malpractice is committed, the veteran stands responsible civilly and morally. To allow him to assume this burden is as unfair as it is unwise.

As a veteran and a citizen, I welcome all beneficial aids to members of the armed forces, but I would seek no aid for them or for myself which would be harmful in the end to all of the people of this State.

Very truly yours,

PETER T. RICE

cc: Clerk of the Senate
cc: Los Angeles Bar Association

ANNOUNCEMENT OF COMMITTEE MEETINGS

It was announced that the following committees would hold meetings:

At 2 p.m., today, in the Assembly Chamber—
Revenue and Taxation.

At 2.30 p.m., today, in Committee Room—
Ways and Means.

At 3 p.m., today, in Committee Room—
Crime and Corrections.

At 8 p.m., tonight, in Committee Rooms—
Military Affairs (Room 426).
Judiciary.
Finance and Insurance.
Subcommittee, Ways and Means (Motor Vehicles), in Room 435.

Tomorrow, Tuesday, March 18th, in Committee Rooms—

At 9.30 a.m.—
Rules.

At 3 p.m.—
Social Welfare.
Public Health.

At 8 p.m.—
Judiciary.

On Tuesday, March 25th—
Agriculture.

It was announced that no meeting of the Committee on Education will be held on Wednesday evening, March 19th.

ANNOUNCEMENTS

Mr. Cooke announced that a caucus of the Democratic Delegation will be held in Room 426, tomorrow, Tuesday, March 18th, upon adjournment.

REPORT OF INTERIM COMMITTEE ON MILITARY AFFAIRS
February 28, 1947

Pursuant to the provisions of House Resolution No. 73, your Interim Committee on Military Affairs wishes to report as follows:

After preliminary preparation and listing of the bills referred to our committee, which listings were made according to subject matter, your committee met in the State Capitol on February 28th.

Included in our agenda was a review and the adoption of a planned schedule of meetings for the main Committee on Military Affairs, initiating a new and more efficient system of scheduling the bills referred to us according to subject matter, as follows:

March 10—Organization meeting and informal discussion with the Adjutant General and staff on bills relating to armories, high school cadet corps, the Militia, the National Guard, and the State Guard.

March 17—Formal action on bills reviewed March 10th. Action on bills relating to the State Department of Veteran Affairs—education, farm and home loans, Women's Relief Corps Home residence requirements, Napa State Farm, and Spanish War Veterans.

March 24—All matters relating to civil service employees, including military leave, professional licenses, and retirement rights.

March 31—All housing proposals.

April 7—Memorial resolutions, memorial districts, Merchant Marine definitions, and miscellaneous.

April 14—Appropriations and Senate bills.

HOUSING

Your committee scheduled a review of the expenditure of state funds in connection with veterans' housing, and received formal and detailed exhibits from the Director of Finance and the State Controller.

High light of the inquiry developed the fact that on the temporary housing program, approximately $8,500,000 of the $10,000,000 previously voted by the Legislature has been applied for and allocated to cover the State's portion in the erection of 13,527 dwelling units. In addition to this, it is known that approximately 4,000 more units are under construction throughout the State of California, for which the local authorities have made no application to the State for assistance. A new and clear system of reports and vouchers, to be used by local authorities in obtaining state support under this program, was presented to the committee by the state officials. This was in keeping with a previous request made by your chairman. Assurances were given that all local housing agencies are in successful operation, so far as the procedures at the state level of government are concerned.

At the time of our meeting it was known that the Federal Government had ceased its activities in this field, and statistics were submitted to support the fact that nearly 5,000 temporary veterans' housing units

remain incomplete, as a result of the cessation of the federal program. The committee was assured of the legality of the state expenditures on behalf of site preparations and work already undertaken, even though the anticipated housing appears no longer forthcoming through federal sources. A moot situation developed, however, regarding the legality of the State of California assuming the costs of completing the work on the 5,000 units now abandoned. After much discussion it was concluded that some $15,000,000 will be required to complete this work, since our cost must be multiplied by four without federal assistance. Cost factors show that these units cost an approximate over-all $3,200 with $2,600 being borne by the Federal Government, leaving the state and local authorities to supply but $600 on the 90-10 basis. Much discussion revolved around the obligation of the Federal Government, with the state officials expressing themselves on the matter. It was left as a subject to be determined by the Legislature.

RECOMMENDATION

The committee therefore wishes to recommend that a suitable bill be prepared and introduced for reference to the Committee on Military Affairs and the Committee on Ways and Means, setting forth the policy and desire of the State to see this program completed, and the appropriation required.

CONCLUSION

In cooperation with the veteran representatives in attendance at our meeting, your committee decided to defer consideration of the above proposed bill, and all other housing measures, until after the report of the Investigating Committee on Housing, headed by Senator O'Gara, has been received. Thus, the meeting date of March 31st was selected and set aside for this purpose.

Your committee also takes satisfaction in the planning of meeting nights according to topics and bills relating thereto. All present concurred in the anticipated increased efficiency resulting therefrom.

Respectfully submitted.

RICHARD H. MCCOLLISTER, Chairman
DON ALLEN
C. A. DILLS
RICHARD DOLWIG
WILLARD M. HUYCK

REPORT OF COMMITTEE ON ANGEL ISLAND

MR. SPEAKER: Pursuant to the provisions of Assembly Concurrent Resolution No. 14, your undersigned committee, appointed to ascertain, study and analyze the feasibility of securing Angel Island in San Francisco Bay as a site for state use, reports as follows:

INSPECTION TRIP

In order to acquaint ourselves with the first hand information and physical properties of Angel Island, your committee arranged to visit the premises in cooperation with the Bay Area Council, who were kind enough to secure the services of the United States Coast Guard for our transportation. Accordingly, an inspection tour of the island was made on February 20th. As provided in Section 5 (B) of our resolution, the

following persons participated in our trip and conferences: T. F. Bagshaw, Chairman Bay Area Council Committee of Citizens for the Disposal of Angel Island; Chas. A. Winslow, President California State Marine Parks Association; Fred Cairns, Chairman Bay Area Maritime Committee, and Manager of the San Rafael Chamber of Commerce; Frank E. Feliz, Assistant to the General Manager of the Bay Area Council; Frank B. Anderson, Associated Newspapers; H. C. R. Akin, State Reconstruction and Reemployment Commission; Walter H. Sullivan, Jr., Deputy Regional Director Real Property Disposal, War Assets Administration; J. Walter Blair, Director Public Interest and Veterans Division, War Assets Administration; Olin Bryan, Chief of Planning, War Assets Administration; Paul G. Carney, Director of Sales and Promotion, War Assets Administration; A. J. Cathcart, Regional Counsel, War Assets Administration; together with the members of this legislative committee and the officials now stationed on Angel Island.

Angel Island

CONFERENCE

In addition to our actual inspection of the island, your chairman was invited to attend a meeting held in the San Francisco office of the War Assets Administration on March 5th, relative to developing Angel Island into a master airport. Leading the discussion in this conference were Messrs. Paul G. Carney of the War Assets Administration; S. C. Farrington, Deputy Director of the Non-Industrial Division of the War Assets Administration; and Col. Frank D. Gore, Airport Consultant from the staff of Kaiser Engineers.

BACKGROUND

As a brief history of Angel Island your committee wishes to relate that on August 5, 1775, Commander Juan Manuel Ayalo of the Spanish Ship "*San Carlos*" anchored at the island and named it "Nuestra Senora de Los Angeles" (Our Lady of the Angels). Since then it has been called "Angel Island." In 1839 the island was deeded by the Mexican Government to one Antonio Osio. In 1859, after California had been admitted to the Union, a superior court decision decreed that the Mexican Government, "under the circumstances, had no authority to make this grant to Osio and that, therefore, the grant is void." In 1863 the island was taken by our own federal troops and by 1865 there had been installed three batteries, mounting 19 guns, and this installation commanded the approach to and constituted our defense of the Golden Gate.

In 1867 a general depot for the receiving and distributing of military recruits was established on the island. In 1888 a permit was granted to the United States Marine Hospital Service for the use of a portion of the island as a national quarantine station. This station is located at Hospital Cove on the north side of the island. By 1909 an additional area of the island was transferred to the jurisdiction of the Secretary of Commerce and Labor for the construction of an immigration station which has been used on the island until its transfer to the War Department in 1941. During the war the entire island and its facilities were used as a prisoner of war camp.

At the termination of the last war, in October, 1946, the island was declared surplus by the United States Army and custody of the entire premises is now being transferred to the War Assets Administration, with whom your committee has been in consultation.

FACILITIES

Angel Island consists of 640.2 acres of government-owned land. It is situated in San Francisco Bay, seven miles northeast of San Francisco, but only 4,500 feet southwest of the Marin County shores of Tiburon.

All facilities are government-owned, improvements consisting of an assemblage of buildings served by an adequate pier on the east side of the island, known as Fort McDowell; the United States Marine Hospital group of buildings at Hospital Cove; and the other buildings known as the North Garrison and West Garrison. All of the newer permanent and temporary buildings erected since 1940 are in very good condition.

Roads: The main roads are hard surfaced with bituminous prime and seal coats with cover aggregate except for roads on the south side of

the island which are unsurfaced. The roads in general are in good condition.

Electrical Lines: High voltage line is brought to the island substation by a P. G. & E. marine cable from Tiburon. Lines on the island are government-owned and in good condition.

Telephone: Telephone service is furnished to the island by Pacific Telephone and Telegraph marine cables from San Francisco and Fort Baker. Lines on the island are government-owned and in good condition.

Potable Water: The three wells are insufficient to supply the demand and water is brought to the island by barge. The water is obtained from the mains at Fort Mason and delivered to the East Garrison where it is pumped into distribution reservoirs. Lines are in fair condition.

Fuel Oil: Fuel oil is shipped into the East Garrison where it is pumped into tanks. Lines in fair condition.

Fire Water Lines, Sewer and Steam: Lines in fair condition.

Lighthouses: Not included or available for transfer and state consideration are the existing United States Coast Guard installations consisting of the Point Knox Lighthouse and keeper's quarters; the Point Blunt Lighthouse; the Point Stuart Lighthouse; and the North Garrison Wharf Light.

WATER AND TRANSPORTATION

Since the property under consideration is strictly an island, there remain two acknowledged problems which your committee recognizes as requiring engineering attention and study:

Water: There are at present three wells drilled on Angel Island, though their capacity is insufficient. There has been as many as 4,000 people quartered on Angel Island (during World War II) but the water supply from the existing wells does not serve more than 20 people. During your committee's conferences with the officials listed above, it was noted that some doubt exists over the engineering question and advisability of drilling a new deep well, with some persons feeling this would be a proper solution—and still others feeling that no new well could be developed. A pipe line from the Marin shores crossing the 4,500 foot channel was discussed at length, since ample water is at hand through the services of the Marin Municipal Water District. Your committee recognizes, however, that this suggestion also needs the advice and study of adequate engineers, since it is known that the channel bottom is not covered with silt and is, rather, hard rock in surface and subjected to swift currents.

Transportation: In considering the patronage that this island might receive under public uses, your committee does not look with favor upon the operation of a ferry boat service to and from the mainland. The expense of such a service is of course considerable and would in time amount to the over-all cost of constructing a permanent bridge. The island is well graded with adequate and paved roads for automobile travel, and your committee wishes to recommend that consideration be given to the suggestion of the construction of a high level bridge from Tiburon to the island, across which bridge might also be aligned water and other utility services. In addition to the suggested bridge to the Marin County shore, a bridge to Treasure Island has been suggested in order to join the East Bay Bridge at a central point in the flow of Bay area traffic. This point of transportation connection is highly desirable in the event the island becomes a master airport. Engineering advice has

not been obtained in detail, but it is believed that a bridge joining Angel Island and Treasure Island will be easier to construct by reason of the known water depths and footings, whereas the bridge from the Marin shore must necessarily be a high level suspension type structure.

POSITION OF THE FEDERAL GOVERNMENT

Your committee ascertained that the War Assets Administration is not yet in actual possession of Angel Island, custody resting still with the United States Army Engineers. Actual transfer is anticipated in the immediate future, however. Further, no actual appraisal of the island has as yet been made by which a cash value might enter our considerations. It is expected that within the next 60 days a complete appraisal will be at hand. There is a system of priorities under which the State of California may come second in line for the purchase of the island. It is known that the Federal Government and/or its agencies are to have first choice, but through an informal canvass it has developed that no agency of the Federal Government has asked for Angel Island. Next would come the State of California, if sufficient institutional or recreational use is decided upon, and thirdly, the island may be offered for public sale.

It was brought out that previous instances of the disposal of surplus properties through the War Assets Administration had been accomplished to other governmental agencies under sales embodying a large discount. Your committee understands that if sufficient, due, and proper public service facilities are undertaken by the State of California we may receive a discount as high as 85 percent of the appraised value. It was also learned that a great bulk of the island, if desired for use as a master airport, may be classified as potential airport land, having a direct bearing upon airport and security developments of benefit to the entire Pacific Coast, under which classification the land may be given over without cost to the agency making the desirable improvements.

Mr. Walter H. Sullivan, Jr., Deputy Regional Director for the Disposal of Real Property, War Assets Administration, has remarked "Our preliminary work indicates that the State of California, if it is interested in purchase of the island, might obtain it for a state park or other recreational use. Of course, any federal agency could decide to exercise its top priority to obtain the island, but so far there has been no indication that this will occur. The War Assets Administration Office of Real Property will be happy to cooperate with the State if it decides to exercise its priority and seek Angel Island, and we will try to expedite transfer in every way we can."

ADDITIONAL INFORMATION

Your committee wishes to make note of the fact that since Angel Island has been continuously owned by the government, it has never been on the tax rolls. The property falls within the boundary of Marin County, save and except one tiny portion falling in the County of San Francisco. Any further public use or purchase of the island, therefore, cannot be subjected to the usual argument that property is being taken from our tax bases. Also, we wish to direct attention to the acknowledged problems of potable water and transportation, which will, in all probability, mitigate against private or commercial development.

It appears that Angel Island can be had by the State for a fraction of its value and that it is large enough to accommodate several or a variety of uses.

POSSIBLE USES

Institution: The group of buildings known as Fort McDowell on the east side of the island comprise a permanent administration building, permanent barracks, warehouses, officers' quarters, chapel, and a 350-bed hospital, together with paved roads, gardens, landing pier and utilities. The total installation would cost many millions of dollars to construct. This property is in excellent condition and should, obviously, be used, and is ideal for a public institution. Your committee recommends that it be looked upon in this light, either for a hospital, an infirmary for the mentally deranged, a prison, headquarters for the State or National Guard, or some other such institutional purpose.

Park: The group of buildings at Hospital Cove on the north side of the island are permanent in form and in excellent condition, but they are small in number and are beautifully situated facing a magnificent sheltered cove. There is also a large pier and a boat house, together with gardens, rock walls, pathways and lawns. This installation would be ideal for a marine park, for boating, as a yacht harbor, or like recreational use; and your committee recommends that it be considered for such purposes.

Airport: At the March 5th conference considerable time was devoted to analyzing the expected growth of air transportation, the size of new airplanes, and the known size of landing fields which may be required to facilitate air traffic through San Francisco in the immediate future. The proposal was made that Angel Island would be a natural location for this purpose, and that the top of the island be levelled down to a 250-foot elevation, thus providing two 7,000 foot runways. In connection with this plan wharfage facilities could be constructed around the entire island, thereby adding to the port facilities of the Bay area. In this connection it must be noted that California stands to receive $18,000,000 over the period of the next seven years from the Federal Government for the express purpose of airport development.

Combination: It appears entirely possible that a combination of the above three potential developments of Angel Island may be undertaken.

ENDORSEMENTS

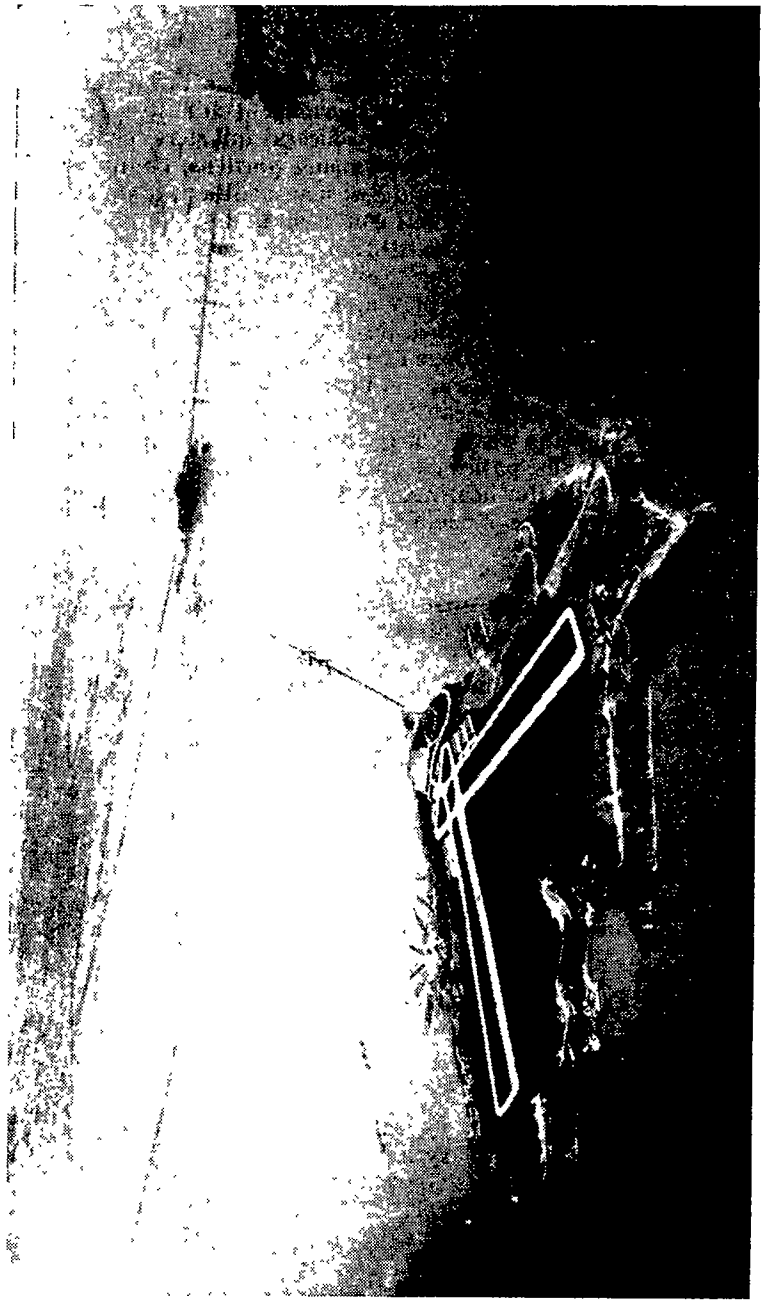
At this date it is already known that all Marin County chambers of commerce, the Marin County Supervisors, the Bay Area Maritime Committee, and the Redwood Empire Association have endorsed the proposition of making state use of Angel Island.

RECOMMENDATIONS

To conclude our preliminary investigation of the subject so assigned to us, your committee submits the following recommendations:

1. That the State of California, faced with an immediate opportunity to acquire this property, exhaust all possibilities of public use which can be made of the property.

2. That because of the size of the undertaking, this committee be instructed to arrange for another inspection tour of the island on April 5th.



Projected Master Airport Proposed for Angel Island

3. That on such tour the following officials be requested to participate:

His Excellency the Governor
The Lieutenant Governor
Director of the Department of Corrections (Prisons)
Director of the Department of Natural Resources (Parks and Recreation)
Director of the Department of Mental Hygiene (Hospitals, etc.)
Director of the Department of Public Works (Engineering)
Director of the Department of Finance (Maintenance)
Director of the Department of Real Estate (Values)
The Adjutant General (Military)
Additional Members of the Legislature
Officials of the War Assets Administration
Officials of the Civil Aeronautics Association
Members of the Citizens' Committee
Others interested.

4. That all state officials as above listed be requested to report in writing concerning their opinions and recommendations, said reports being submitted to this committee within 10 days after inspection of the premises.

5. That this committee again report to the full Legislature, following, and bearing upon the findings of the state officials' reports to the committee, said committee report to be filed prior to final adjournment, so that further action thereupon may be taken if necessary.

6. That a new resolution giving force and directives to the recommendations listed herein be immediately presented to the Legislature.

Respectfully submitted.

For the Assembly

HON. R. H. MCCOLLISTER, Chairman
HON. EDWARD J. CAREY
HON. EDWARD F. O'DAY

For the Senate

HON. THOMAS F. KEATING
HON. GERALD J. O'GARA

REPORT OF JOINT LEGISLATIVE INTERIM COMMITTEE ON PRE-SCHOOL TRAINING

The Joint Legislative Interim Committee on Pre-School Training hereby makes the following recommendations relative to child care centers:

1. That child care centers, as provided under and designed to fill a wartime need should be discontinued; and

2. That a child care service should be continued under peacetime needs with state aid to meet the requirements of needy parents and their children; and

3. That the parents' and children's need of the service be determined under the following conditions:

(a) That there is but one parent in the home who both supports and cares for the child, or

(b) That there are two parents in the home, one of whom is physically or mentally unable to either support the family or care for the child, or

(c) That either parent is a veteran of World War II attending school or receiving instruction under the GI Bill of Rights during the years of 1947 to 1951, and the other parent, if any, is gainfully employed, or

(d) That the services of the parent having care of the child are necessary as a teacher in a public school or as a nurse in a hospital.

4. That except under the conditions set forth in 3 (c) and (d) above no child shall be admitted to a child care center unless the total monthly income from all sources of the child's immediate family is less than two hundred dollars ($200) or unless the monthly income per person in the family as determined by dividing the total monthly income of the immediate family from all sources by the number of persons to be supported therefrom does not exceed fifty-five dollars ($55).

5. That a part of the cost of such child care service be borne by the parent by the payment of a reasonable fee set in proportion to the total family income and size of the family.

6. That such child care services wherever possible be maintained in the buildings and with the equipment and facilities now in use and available.

7. That such child care services be administered by the regular public school administrative staffs.

8. That wherever the word parent is used herein it shall be deemed to include anyone having the actual legal care and custody of the child.

(Signed)

JACK B. TENNEY
CHRIS N. JESPERSEN
ARTHUR H. BREED
M. PHILIP DAVIS
ERNEST R. GEDDES
FRANCIS DUNN

REMARKS BY MR. DUNN

March 17, 1947

The Report of the Joint Committee on Pre-school Training created by Assembly Bill No. 5, Fifty-sixth (First Extraordinary) Session and continued by Assembly Bill No. 11, Fifty-seventh Regular Session recommends that child care centers be continued under certain limited conditions.

I am in accord with the committee on the need for continuance; I agree that limitations as to the eligibility should be prescribed. Because of this I have signed the report and recommendations.

I would be remiss in my duty as a member of the committee if I failed to point out certain inadequacies in the recommendation.

First, the recommendations apparently exclude the possibility of making child care centers available to a child, both of whose parents are working, without regard to the amount of family income. Possibly

Section (c) makes a limited exception to veterans employed under a vocational training program. Second, no consideration is given to family expenses. Parents purchasing household goods, making rent or mortgage payments out of proportion to income should be given consideration. Third, the original Child Care Center Act was adopted as a means of making additional manpower available. This policy was eliminated in the 1946 act, except as regards people employed in "the harvesting or processing of crops" (Sec. 19617 (b) Chapter 34, Fifty-sixth First Extraordinary Session).

The committee now recognizes this manpower need as regards teachers and nurses, but rejected by motion to include the provisions of the aforesaid section in their recommendations.

The committee likewise rejected a motion to permit use of child care centers to children of veterans who are self-employed, where the mother is assisting in the operation of the enterprise.

I believe that the Legislature should consider the foregoing deficiencies in the report, and in the enactment of legislation to implement the recommendations of the committee definite provisions should be made for the inclusion of the foregoing suggestions.

I further suggest that provision for a counseling service be given most serious consideration.

Respectfully submitted,

FRANCIS DUNN, JR.

MINORITY REPORT BY MR. DEBS

March 17, 1947

I disagree with the Majority Report of the Joint Legislative Interim Committee on Pre-school Training relative to the continuation of child care centers.

The majority recommended that the centers be continued only on the basis of serving needy parents and their children by limiting the amount of income to $200 in any one family, or a monthly income per person in the family to $55. This will exclude from the program more than 50 percent of the children now using the centers.

I believe that child care centers as presently constituted are rendering a service not only to parents who must work, but to children who otherwise would be neglected. This neglect will tend to increase juvenile delinquency, and the ultimate cost to the taxpayers will far exceed any present monetary saving in the long run.

The moral responsibility especially of developing children with healthy bodies and minds of course should not be overlooked, for it is on this basis that I believe child care centers render their best service.

ERNEST E. DEBS

GUESTS EXTENDED PRIVILEGE OF ASSEMBLY FLOOR

On request of Messrs. Kirkwood, Thompson, Gaffney, and the San Francisco Delegation, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to the following faculty members of the Notre Dame High School of San Jose: Mrs. Raymond Mosher, Sister Winifred Marie, Sister Angela Bernardine, Sister Mary Genevieve, Sister Ann Loretto, Sister Marie Celine, Sister Aloysius Marie,

Sister Claire Marie, Sister Catharine Julie, and the following pupils: Mildred Canelo, Marie Pritchard, Betty Bailey, Kristine Jensen, Sharon Caselli, Jeanne Long, Lorraine Cancilla, Patricia Puziene, Mary Theresa Ristey, Mabel Perry, Dorothy Snow, Janice Eckstrom, Jeanne Sullivan, Eleanor Gonzalves, Carmella Badalamente, Frances Pusateri, Lois Silvera, Jean Boitano, Gloria Marianelli, Patricia White, Marie Bozzo, Sylvia Pucinelli, Joan Leahy, Doris Pfeiffer, Frances Pfeiffer, Barbara Pfeiffer, Leanore Barcala, Jean McCarthy, Paula O'Keefe, Rosemary Pasin, Mary Louise Gomes, Marta Alvarez, Virginia Fernandez, Mary Louise Mercier, Eleanor Fassler, Mary Anne Guiffre, Charlotte Hess, Diane Schott, Constance Mafort, Agnes Flecklin, Eileene MacDonald, Caroline Nardini, Virginia Bowe, Eileene Dempsey, June Carpita, Mary Louise Cataldi, Patricia Kiely, Margaret Schuh, Jacqueline Bessiere, Mary O'Donnell, Kathleen Maloney, Joan Kuklinski, Corinne Kenneally, Mary Morettini, Joyce Frost, Mary Ann Orlando, Marie Cefalu, and Lily Ducote.

On request of Mr. Dickey, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. R. B. Dickey of Boulder, Colo.

ADJOURNMENT

At 1.04 p.m., on motion of Mr. Dickey, the Speaker declared the Assembly adjourned until 10 a.m., Tuesday, March 18, 1947.

SAM L. COLLINS, Speaker

GERALDINE B. HADSELL, Minute Clerk

CALIFORNIA LEGISLATURE
FIFTY-SEVENTH (GENERAL) SESSION

ASSEMBLY DAILY JOURNAL

TWENTY-FIFTH LEGISLATIVE DAY
SEVENTY-SECOND CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO
Tuesday, March 18, 1947

The Assembly met at 10 a m.
Hon. Sam L. Collins, Speaker of the Assembly, presiding.
Chief Clerk Arthur A. Ohnimus at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—76.

Quorum present.

PRAYER

Upon invitation of the Speaker, the following prayer was offered by Monsignor Thomas A. Kirby:

Let my prayer be directed as incense in Thy sight, O Lord; the lifting up of my hands as an evening sacrifice. Enlighten our minds, we beseech Thee, O Lord, with the light of Thy brightness: That we may be able to see what we ought to do, and have the strength to do it, through Christ Our Lord—AMEN.

READING OF THE JOURNAL DISPENSED WITH

On motion of Mr. Hinton, further reading of the Journal of the previous legislative day was dispensed with.

REQUEST FOR UNANIMOUS CONSENT THAT ASSEMBLY BILL NO. 196 BE WITHDRAWN FROM THE COMMITTEE ON ELECTIONS AND REAPPORTIONMENT, AND BE RE-REFERRED

Mr. Cooke asked for, and was granted, unanimous consent that Assembly Bill No. 196 be withdrawn from the Committee on Elections and Reapportionment, and be re-referred to the Committee on Civil Service and State Personnel.

REQUEST FOR UNANIMOUS CONSENT THAT REPORT BE PRINTED IN THE JOURNAL

Mr. Knight asked for, and was granted, unanimous consent that a Report of the Postwar Rehabilitation Interim Committee be ordered printed in the Journal in 10-point type.

Above mentioned report will appear prior to the motion to adjourn.

RESOLUTIONS

The following resolution was offered:

By Mr. Dickey:

House Resolution No. 114

Resolved, That the Controller be and he is hereby authorized to draw his warrants on the Contingent Fund of the Assembly in favor of the persons or firms listed below and for the amounts of money set opposite their respective names, and as itemized below, and the State Treasurer is hereby authorized and directed to pay the same:

Department of Finance (typewriter service)	$10 40
Department of Finance (pro-rate cost telephone service)	4 34
Department of Finance (carpenter work)	65 47
Rogers Letter Shop (mimeographing)	4 50
The Letter Shop (mimeographing)	8 97
Underwood Corporation (3 Underwood noiseless typewriters)	511 71
Sam S. Frieden (strips for bulletin board)	60 00
Western Union (tolls)	86 09
Bell Florist (wreath for Mr. Pelletier's desk)	5 13
Pacific Telephone & Telegraph Co. (tolls)	2 50

Request for Unanimous Consent

Mr. Dickey asked for, and was granted, unanimous consent to take up House Resolution No. 114, at this time, without reference to committee or file.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—73.

NOES—None.

REPORTS OF STANDING COMMITTEES

Committee on Finance and Insurance

ASSEMBLY CHAMBER, SACRAMENTO, March 17, 1947

MR. SPEAKER: Your Committee on Finance and Insurance, to which were referred:

Assembly Bill No. 1003
Assembly Bill No. 1988

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

GEDDES, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, March 17, 1947

MR. SPEAKER: Your Committee on Finance and Insurance, to which was referred:

Assembly Bill No. 1005

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

GEDDES, Chairman

Above reported bill ordered to second reading.

Committee on Military Affairs

ASSEMBLY CHAMBER, SACRAMENTO, March 18, 1947

MR. SPEAKER: Your Committee on Military Affairs, to which were referred:

Assembly Bill No. 76
Assembly Bill No. 130
Assembly Bill No. 901
Assembly Bill No. 902
Assembly Bill No. 1395
Assembly Bill No. 1398
Assembly Bill No. 2263

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

McCOLLISTER, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, March 18, 1947

MR. SPEAKER: Your Committee on Military Affairs, to which was referred:

Assembly Bill No. 2037

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, do pass, as amended, and re-refer to Committee on Ways and Means.

McCOLLISTER, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, March 18, 1947

MR. SPEAKER: Your Committee on Military Affairs, to which were referred:

Assembly Bill No. 74
Assembly Bill No. 895

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

McCOLLISTER, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, March 18, 1947

MR. SPEAKER: Your Committee on Military Affairs, to which were referred:

Assembly Bill No. 896
Assembly Bill No. 897
Assembly Bill No. 898
Assembly Bill No. 900
Assembly Bill No. 1391
Assembly Bill No. 1396
Assembly Bill No. 1397

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

McCOLLISTER, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, March 18, 1947

MR. SPEAKER: Your Committee on Military Affairs, to which was referred:

Assembly Joint Resolution No. 5

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

McCOLLISTER, Chairman

Above reported resolution ordered engrossed.

Committee on Transportation and Commerce

ASSEMBLY CHAMBER, SACRAMENTO, March 13, 1947

MR. SPEAKER: Your Committee on Transportation and Commerce, to which was referred:

Assembly Bill No. 157

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

BURNS, Chairman

Above reported bill ordered to second reading.

Committee on Crime and Correction

ASSEMBLY CHAMBER, SACRAMENTO, March 17, 1947

MR. SPEAKER: Your Committee on Crime and Correction, to which was referred:

Assembly Bill No. 9

Has had the same under consideration, and reports the same back with the recommendation: Be re-referred to Committee on Judiciary.

PRICE, Chairman

Above reported bill re-referred to Committee on Judiciary.

ASSEMBLY CHAMBER, SACRAMENTO, March 17, 1947

MR. SPEAKER: Your Committee on Crime and Correction, to which was referred:

Assembly Bill No. 406

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

PRICE, Chairman

Above reported bill ordered to second reading.

REQUESTS FOR PERMISSION TO INTRODUCE BILLS

The following request for permission to introduce a bill was presented:

By Mr. Debs:

ASSEMBLY CHAMBER, SACRAMENTO, March 18, 1947

MR. SPEAKER: In accordance with the provisions of Article IV, Section 2, of the Constitution, I request permission to introduce a bill, the title of which is as follows:

An act to amend Sections 211a and 213 of the Penal Code relating to degrees of robbery.

Respectfully submitted.

ERNEST E. DEBS

Request referred to Committee on Legislative Procedure.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, March 18, 1947

MR. SPEAKER: Your Committee on Legislative Procedure, to which was referred the following bill, herewith returns the same with the recommendation that the author be permitted to introduce it:

By Mr. Debs:

An act to amend Sections 211a and 213 of the Penal Code, relating to degrees of robbery.

WEBER, Chairman

The roll was called, and permission granted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—73.

NOES—None.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

The following bill was introduced, and read the first time:

Assembly Bill No. 2647: By Mr. Debs—An act to amend Sections 211a and 213 of the Penal Code, relating to degrees of robbery.

Referred to Committee on Judiciary.

CONSIDERATION OF DAILY FILE
SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 2645—An act making an appropriation for the contingent expenses of the Assembly, without regard to fiscal years, including committee expenses, to take effect immediately.

Bill read second time, and ordered engrossed.

Assembly Bill No. 2646—An act making an appropriation for mileage of the members and officers of the Assembly, without regard to fiscal years, to take effect immediately.

Bill read second time, and ordered engrossed.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, March 18, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 2645
Assembly Bill No. 2646

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

REQUEST FOR UNANIMOUS CONSENT

Mr. Dickey asked for, and was granted, unanimous consent to take up Assembly Bills Nos. 2645 and 2646, at this time, without reference to file.

CONSIDERATION OF ASSEMBLY BILLS NOS. 2645 AND 2646

Resolution to Suspend Constitutional Provision

The following resolution was offered:

By Mr. Dickey:

Resolved, That Assembly Bill No. 2645 presents a case of urgency, as that term is used in Article IV, Section 15, of the Constitution, and the provision of that section requiring that the bill be read on three several days in each house is hereby dispensed with, and it is ordered that said bill be read the third time, and placed upon its passage.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—73.

NOES—None.

Article IV, Section 15, of the Constitution was declared suspended.

Assembly Bill No. 2645—An act making an appropriation for the contingent expenses of the Assembly, without regard to fiscal years, including committee expenses, to take effect immediately.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cramer, Crichton, Crowley, Lester T Davis, M Philip Davis, Debs, Dickey, Clayton A Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—73.

NOES—None.

Bill ordered transmitted to the Senate.

Resolution to Suspend Constitutional Provision

The following resolution was offered:

By Mr. Dickey:

Resolved, That Assembly Bill No. 2646 presents a case of urgency, as that term is used in Article IV, Section 15, of the Constitution, and the provision of that section requiring that the bill be read on three several days in each house is hereby dispensed with, and it is ordered that said bill be read the third time, and placed upon its passage.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D Collins, Conrad, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—73.

NOES—None.

Article IV, Section 15, of the Constitution was declared suspended.

Assembly Bill No. 2646—An act making an appropriation for mileage of the members and officers of the Assembly, without regard to fiscal years, to take effect immediately.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—73.

NOES—None.

Bill ordered transmitted to the Senate.

CONSIDERATION OF DAILY FILE (RESUMED)
SECOND READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 718—An act to add Section 3088.1 to the Welfare and Institutions Code, relating to aid to the needy blind.

Bill read second time, and ordered engrossed.

Assembly Bill No. 719—An act to add Section 3474.1 to the Welfare and Institutions Code, relating to aid to the partially self-supporting blind.

Bill read second time, and ordered engrossed.

Assembly Bill No. 720—An act to add Section 3084.1 to the Welfare and Institutions Code, relating to aid to the needy blind.

Bill read second time, and ordered engrossed.

Assembly Bill No. 725—An act to add Sections 3078.3 and 3475 to the Welfare and Institutions Code, relating to restoration of aid to the blind after discontinuance thereof.

Bill read second time, and ordered engrossed.

Assembly Bill No. 727—An act to add Section 3082.1 to the Welfare and Institutions Code, relating to aid to the blind.

Bill read second time, and ordered engrossed.

Assembly Bill No. 401—An act to add Section 120.7 to the Welfare and Institutions Code, relating to the Department of Social Welfare.

Bill read second time, and ordered engrossed.

Assembly Bill No. 614—An act to amend Sections 9765, 9791, 13538, 13571, 13576, and 13579, and to repeal Sections 13572, 13574, 13575, 13577, 13580, and 13604 of, the Government Code, relating to the State Printing Office.

Bill read second time, and ordered engrossed.

Assembly Bill No. 616—An act to amend Section 12040 of the Government Code, relating to the membership of the Governor's Council.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1121—An act to amend Section 14797 of the Revenue and Taxation Code, relating to maximum commissions that may be retained by county treasurers out of inheritance taxes.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1122—An act to amend Section 3793.5 and to repeal Section 3807.8 of the Revenue and Taxation Code, relating to notices on purchases of tax-deeded property by taxing agencies.

Bill read second time, and ordered engrossed.

Assembly Bill No. 724—An act to amend Sections 3077, 3080, and 3081 of the Welfare and Institutions Code, relating to applications for aid to the blind, changing the contents thereof, and simplifying the procedures for supplying and filing such applications.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Social Welfare:

Amendment No. 1

On page 1, line 17, of the printed bill, strike out "county".

Amendment No. 2

On page 2, line 1, of said bill, after "children", insert "and parents".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1048—An act to add Section 3084.5 to the Welfare and Institutions Code, relating to aid to the needy blind.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Social Welfare:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "3084.5", and insert "3084.3".

Amendment No. 2

On page 1, line 1, of said bill, strike out "3084.5", and insert "3084.3".

Amendment No. 3

On page 1, line 3, of said bill, strike out "3084.5", and insert "3084.3".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1334—An act to amend Sections 7 and 26 of the Construction and Employment Act, relating to the State Allocation Board and to allocation of state funds to local agencies for the construction of public works.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency and Economy:

Amendment No. 1

On page 1 of the printed bill, following line 21, insert

"(d) The board may provide, by rule, that, after approval of an application and upon submission of a claim by a local agency, not to exceed 50 percent of the state's share of the estimated cost of the project may be made as an advance to such local agency."

Amendment No. 2

On page 1, line 22, of the printed bill, strike out "(d)", and insert "(e)".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

REPORTS OF STANDING COMMITTEES

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, March 18, 1947

MR. SPEAKER: Your Committee on Rules, to which was referred:

House Resolution No. 110

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

DICKEY, Chairman

REQUEST FOR UNANIMOUS CONSENT

Mr. Dickey asked for, and was granted, unanimous consent to take up House Resolution No. 110, at this time, without reference to file.

~~CONSIDERATION OF HOUSE RESOLUTION NO. 110~~

House Resolution No. ~~110~~

Resolved, That whenever a bill has been passed twice on third reading file, it shall forthwith be placed upon a special file to be known as the inactive file. When a bill has been placed on the inactive file, it may be returned to the third reading file by a request of the author ~~upon one day's notice~~; but the bill shall then be placed at the foot of the third reading file.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—77.

NOES—None

COMMUNICATIONS

By Speaker Collins:

The following communication was received, read, and ordered printed in the Journal:

DEPARTMENT OF NATURAL RESOURCES, DIVISION OF FISH AND GAME
SACRAMENTO, March 17, 1947

Hon. Sam L. Collins, Speaker of the Assembly
State Capitol, Sacramento, California

DEAR SIR: Pursuant to House Resolution No. 65, dated January 27, 1947, adopted January 29, 1947, there is transmitted herewith an accounting of all monies collected and expended under Article 2, Chapter 5, of the California Fish and Game Code, for the period July 1, 1917 through June 30, 1946

The expenditures referred to in the attached schedules include but are not limited to:

Operation of research vessels.
Salaries and wages, operating expenses, and equipment necessary to further scientific investigations relative to the following fisheries: sardine, tuna, mackerel, shell fish, salmon, etc.
Marine Patrol, law enforcement, and cannery inspection.
Necessary administration.
Operation and maintenance of scientific laboratories and library.
Operation of statistical unit.
Etc.

Yours very truly,

EMIL J. N. OTT JR., Executive Secretary
By ROBERT REEDY, Administrative Aid

Analysis of Receipts and Expenditures, Pursuant to Article 2, Chapter 5, California Fish and Game Code, July 1, 1917, Through June 30, 1946

Summary

Period covered	*Revenue*	*Expenditures*	*Unexpended balance*
July 1, 1917 through June 30, 1935	$1,865,604 93	$2,476,612 68	(D) $611,007 75
July 1, 1935 through June 30, 1946	3,362,061 46	3,063,902 36	* 298,159 10
Totals	$5,227,666 39	$5,540,515 04	*(D) $312,848 65

Expenditures by District
July 1, 1935 through June 30, 1946

	Revenue	*Expenditures*	*Unexpended balance*
Northern California	$817,679 24	$765,975 57	$51,703 67
Monterey	969,325 37	919,170 71	50,154 66
Southern California	1,575,056 85	1,378,756 08	196,300 77
Totals	$3,362,061 46	$3,063,902 36	$298,159 10

(D)—Deficit (Expenditures in excess of Receipts).

* The proposed Ninety-ninth Fiscal Year Budget provides for approximately $1,200,000 in expenditures and estimated revenue of approximately $500,000 for these functions. Estimated deficit as of July 1, 1948 is $1,300,000.

REPORTS OF STANDING COMMITTEES

Committee on Ways and Means

ASSEMBLY CHAMBER, SACRAMENTO, March 18, 1947

MR. SPEAKER: Your Committee on Ways and Means, to which was referred:

Assembly Bill No. 432

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

WOLLENBERG, Chairman

Above reported bill ordered to second reading.

Committee on Judiciary

ASSEMBLY CHAMBER, SACRAMENTO, March 17, 1947

MR. SPEAKER: Your Committee on Judiciary, to which were referred:

Assembly Bill No. 473
Assembly Bill No. 574
Assembly Bill No. 1071
Assembly Bill No. 2536

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

BROWN, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, March 17, 1947

MR. SPEAKER: Your Committee on Judiciary, to which were referred:

Assembly Bill No. 4
Assembly Bill No. 117
Assembly Bill No. 519
Assembly Bill No. 562
Assembly Bill No. 563
Assembly Bill No. 564
Assembly Bill No. 1091

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

BROWN, Chairman

Above reported bills ordered to second reading.

Speaker Pro Tempore Presiding

At 10.48 a.m., Hon. Thomas A. Maloney, Speaker pro Tempore of the Assembly, presiding.

RESOLUTIONS

The following resolutions were offered:

By Mr. Hawkins:

House Resolution No. 115

Resolved by the Assembly of the State of California, That all heads of departments and other officers in charge of divisions and agencies of the State Government, upon request of any veteran employee eligible for educational benefits under the Servicemen's Readjustment Act of 1944, and whenever possible, are hereby requested to rearrange the working hours of such veteran employee so as to enable him to take advantage of the educational benefits of said act.

Resolution read, and referred to Committee on Rules.

By Mr. Burke:

House Resolution No. 116

Relative to Richard J. Keller

WHEREAS, The death of Richard J. Keller on March 16, 1947, brought profound grief and shock to the entire community of San Gabriel Valley, where he had served as Police Judge for Monterey Park, and since 1942 as Justice of the Peace for San Gabriel Township; and

WHEREAS, In addition to the duties of his court Judge Keller carried on a busy law practice and was well known throughout the San Gabriel Valley where he was a member of the Alhambra Coordinating Council, the Kiwanis Club, Alhambra Eagles, and Elks Lodge, had been a member of the Monterey Park Ration Board, and served as legal counsel for the Veterans' Service Bureau; and

WHEREAS, Richard J. Keller, born in Spokane, Washington, had lived in the San Gabriel Valley since the age of three years, had attended the local schools, and was graduated from Stanford University in 1932, taking his law degree from Hastings Law School of the University of California in 1937; and

WHEREAS, Richard J. Keller had begun his law career auspiciously by becoming Police Judge of Monterey Park at an earlier age than any lawyer who had ever held such an office in California, and was also the youngest man to occupy the office of justice of the peace in California when elected to that office in 1942; now, therefore, be it

Resolved by the Assembly of the State of California, That the Members of this Assembly hereby express profound regret that the sudden death of Judge Keller at the early age of 36 years has taken from the State of California the able and sincere public service which this young man was already performing for the people of San Gabriel Valley, and kept him from that larger service to the people of the State of California which undoubtedly would have been his had but a few more years of life been his; and be it further

Resolved, That the Chief Clerk of the Assembly transmit suitably prepared copies of this resolution to the family of Judge Keller: To his widow, Mrs. Gladys B. Keller, and his daughter, Karalee Pam, and to his parents, Mr. and Mrs. J. R. Keller of San Marino.

Request for Unanimous Consent

Mr. Burke asked for, and was granted, unanimous consent to take up House Resolution No. 116, at this time, without reference to committee or file.

Resolution read, and adopted unanimously.

Speaker Presiding

At 10.53 a.m., Hon. Sam L. Collins, Speaker of the Assembly, presiding.

RECONSIDERATION OF AMENDMENTS TO ASSEMBLY BILL NO. 429

In compliance with a notice given on a previous day, Mr. M. Philip Davis moved that the vote whereby the amendments to Assembly Bill No. 429 were adopted, be reconsidered.

Demand for Previous Question

Messrs. Thurman, Stewart, Luckel, Evans, and Heisinger demanded the previous question.

Demand for previous question sustained.

The question being on the motion by Mr. M. Philip Davis that the vote whereby amendments to Assembly Bill No. 429 were adopted, be reconsidered.

The roll was called, and the amendments to Assembly Bill No. 429 reconsidered by the following vote:

AYES—Blosser, Boyd, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cramer, Crichton, M. Philip Davis, Dickey, Erwin, Field, Grant, Grunsky, Hahn, Hinckley, Hinton, Huyck, James, Johnson, Kirkwood, Knight, Loomis, Maloney, McCollister, Niehouse, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—41.

NOES—Allen, Anderson, Beck, Bennett, Berry, Brady, Brown, George D. Collins, Cooke, Crowley, Lester T. Davis, Debs, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Evans, Fletcher, Gaffney, Gannon, Geddes, Hawkins, Heisinger, Hollibaugh, Kilpatrick, Lowrey, Luckel, Lyons, McMillan, Miller, O'Day, Robertson, Rosenthal, Sheridan, Thomas, and Thorp—36.

Motion to Re-Refer Assembly Bill No. 429

Mr. M. Philip Davis moved that Assembly Bill No. 429 be withdrawn from the file, and be re-referred to the Committee on Revenue and Taxation.

Mr. Robertson seconded the motion.

Motion carried.

REQUEST FOR UNANIMOUS CONSENT THAT REPORT OF SUBCOMMITTEE ON GOVERNMENTAL EFFICIENCY AND ECONOMY BE READ

Mr. Field asked for, and was granted, unanimous consent that a Report of a Subcommittee on Governmental Efficiency and Economy be ordered read.

Report read.

Request for Unanimous Consent That Report Be Printed in the Journal

Mr. Field asked for, and was granted, unanimous consent that the Report of a Subcommittee of the Committee on Governmental Efficiency and Economy, as read, be ordered printed in the Journal in 10-point type.

Above mentioned report will appear prior to the motion to adjourn.

MOTION TO PRINT REMARKS AND NEWSPAPER EXCERPTS IN JOURNAL

Mr. Ralph C. Dills moved that remarks made by him, and newspaper excerpts from the *Sacramento Union* be ordered printed in the Journal in 10-point type.

Mr. Dunn seconded the motion.

Motion carried.

Remarks by Mr. Ralph C. Dills

The subject of the teaching of patriotism in our public schools is one which is receiving a great deal of attention at this time.

There has recently appeared in the local press a discussion of this subject containing an expression by an officer of the Legislature.

We desire that the following questions and answers on this important topic be read and printed in the Journal of this day:

Excerpt From the Sacramento Union, March 1, 1947

What Shall I Teach?

EDITOR OF THE UNION: With so many experts, each with feet of clay, posing as authorities on what should and should not be taught in the public schools, certainly one ought to be able to answer my questions. I am a teacher in the elementary schools, and my children have learned to respect me and trust me, and to believe the things I say are true.

When they ask me what Democracy is, what shall I tell them? How shall I answer them?

Shall I say it means they all have an equal chance, when I fear that the gentle little Negro in the back row will have a lifelong struggle for any chance she has?

Shall I tell them that they may choose whomever they wish to make their rules when I know that the Artie Samishes and other lobbyists, and political machines and unions are robbing men of that freedom, and that the great men of the Nation are avoiding the field of statemanship because of what happens to Lilienthal and others who are proposed for important office?

What shall I tell them about our lawmakers who daily make spectacles of themselves in Sacramento, and who go about the State on silly junkets between sessions and put on Roman holidays such as the one that was staged in Chico one day this week?

Shall I tell these trusting youngsters what a great world power we have in America, when signs of internal decay—drunkenness, lewdness, boisterousness, immorality—are everywhere apparent?

Even if I tell these fine youngsters these things, what will they find when they take their places as units of society? Will they find that Democracy is a sham and liberty only a word? Will they find that all I told them was false, and so lose faith in me and in what I stand for? Or will they find what I told them was true, and will they continue thus to respect me and the Nation I represent? What are we going to do about these things?

TEACHER

Excerpt From the Sacramento Union, March 3, 1947

Answer to "What Shall I Teach?"

DEAR MR. EDITOR: Your issue of March 1 carries a letter in which "Teacher" inquires what he shall teach about public affairs, and asks if Democracy is only a "sham and liberty only a word."

If teacher will review his history, cast his eyes about him, and overcome his discouraged, perhaps cynical, attitude he may decide to try the following:

Teach the fundamentals of our form of government and reveal the fact that it has allowed more freedom and presented a greater opportunity for the pursuit of happiness than any system ever devised by man.

Teach that while Democracy has its weaknesses and sometimes functions awkwardly, such imperfections are a small price to pay for the advantages we enjoy under that system which is the only living alternative to dictatorship.

Develop our adherence to the proposition of the greatest good to the greatest number with the result that the average American lives the life of a king compared to the average German under Nazism; the average Italian under Fascism; or the average Russian under Communism, for under any of these forms of despotism, with all their efficiency and all their glittering promises, the individual is nothing but a slave to the state.

Teacher may well emphasize the fact that eternal vigilance is the price of good government. He will not teach his pupils that the lobbyists and the labor unions are, as he says, running our Legislature and robbing us of our freedom. The lobbyists are not running the Legislature. Legislators, generally, listen to them with the mental attitude of a judge listening to a lawyer representing a client. Labor unions were not created to deprive men of freedom but to secure just treatment for victims of injustice. When they started depriving people of freedom our government set about circumscribing their power. The fact of their existence is evidence of the freedom we enjoy under Democracy, as, also, is the fact that by lawful means they can be deprived of the power to interfere with anyone's freedom.

Teach the dignity of labor, pride of craftsmanship, and the truth that the finest reward a man gets out of life, be he preacher, pedagogue,

or pugilist, is the respect of his contemporaries and the esteem of those who know him best.

Teach that fine Biblical admonition, it is more blessed to give than to receive, and that life is service and success measured in terms of the degree of service.

Teach temperance in all things including denunciation of men in public office, that students may not be guilty of such unjust accusations as teacher's statement that "our law-makers daily make spectacles of themselves." Our legislators are perhaps no better but certainly no worse than those who elect them. Most of them are serious minded individuals who do nothing more spectacular than study the measures before them and try to render service to their constituencies.

Teach the virtue of common decency and the axiom that "self denial is the price of all the excellencies" in order that our young people may avoid the "drunkenness, lewdness, boisterousness and immorality" which teacher deplores.

Admit that race problems are as old as humanity but that the cure lies not in awakening race consciousness but in the application of such homely expedients as common sense, tolerance and Christian charity.

There are so many things worth teaching that teacher is to be envied his opportunity. Between the lines of his letter there are the signs of a fine crusading spirit but, alas, Mr. Editor, I also detect the traces of a perfectionist—one who expects things to be perfect. Nothing ever is. Legislative government is not perfect but, for the common man, it is the best system yet devised.

JOSEPH ALLAN BEEK
Secretary of the Senate
State of California

REPORTS OF STANDING COMMITTEES

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, March 18, 1947

MR. SPEAKER: Your Committee on Rules, to which was referred:

Assembly Concurrent Resolution No. 48

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

DICKEY, Chairman

Above reported resolution ordered engrossed.

Committee on Transportation and Commerce

ASSEMBLY CHAMBER, SACRAMENTO, March 6, 1947

MR. SPEAKER: Your Committee on Transportation and Commerce, to which were referred:

Assembly Bill No. 144
Assembly Bill No. 146

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

BURNS, Chairman

Above reported bills ordered to second reading.

REPORT OF POSTWAR REHABILITATION INTERIM COMMITTEE

Recommendation—Report—Conclusions

FOREWORD

When, under authority of House Resolution No. 190, the Postwar Rehabilitation Committee was authorized, it was the purpose of this Assembly, inclusive of the membership of the interim committee, to study existing industrial, community, and social conditions, and thereby ascertain the extent to which the State Government could render most effective assistance in easing the strains and uncertainties of the postwar reconversion period.

Initial studies revealed that a "depression expectancy" attitude existed among the majority of witnesses examined; i.e., that they expected the immediate postwar period to be one of widespread unemployment and economic dislocation. Continuing studies and subsequent events proved these original beliefs to have been misconceived, and that problems, for the most part, were not of an unusually serious nature, either as applied to unemployment or to reconversion.

Based on these facts, and on the fact that existing committees of the Assembly are qualified to explore each field of interest and importance specifically, this committee has foregone any unnecessary expenditure of state funds and is returning to the Assembly the greater portion of its $7,500 appropriation unexpended.

RECOMMENDATIONS

1. That the report and findings of the Postwar Rehabilitation Committee be studied by other committees for the purpose of securing therefrom such information as may be helpful to them in continuing their activities and investigations.

2. That the Postwar Rehabilitation Interim Committee be dissolved and discontinued, there being no practical reason for its continuing function in the light of changed and existing conditions.

REPORT

The undersigned, members of the Postwar Rehabilitation Interim Committee, do herewith file this Committee's Report, Findings, and Conclusions.

For purposes of identification, this report has been subdivided into categories, the intention being to generally outline planned rehabilitation activities in various fields of community, industrial and social endeavor.

Since it is the purpose of the Assembly to view this report objectively, and not to consider it as applying to any specific city, township, county, business or social organization, analyses of local and individual needs have not been made. Rather, it may be accepted as a presentation outlining the general attitude of segments of the State of California's economy as a whole, and it is in this spirit that this report is presented.

City Anticipated Needs

It has been ascertained by this committee that there is an unprecedented backlog of genuinely essential public works projects, municipal in

nature, in virtually every municipality in this State. These projects have been made necessary by a four-year wartime postponement of all local construction; by an early postwar limitation as to the use of certain construction materials; and by wartime and continuing shortages of many types of skilled and experienced construction labor.

Sanitary facilities, sewage disposal and incinerating in nature, appear to be at or near the head of the list for construction in most communities. Water supplies, storm drains and fire protection are generally viewed as projects needed to best serve the public convenience and necessity.

Some attention is being given in all areas to the desirability of extending the existing recreational facilities, the prevailing attitude being that such facilities contribute substantially in their program of curbing juvenile delinquency. Cultural projects such as libraries and museums are either completed as to plans or are still in planning process. However, the general attitude toward cultural and recreational developments is that such projects can be best utilized to absorb any surplus of labor that might be brought about because of industrial recession or a delayed reconversion process.

Generally regarded as of the utmost importance is public works development viewed in the light of street improvement needs. Almost without exception, city streets and boulevards have been subjected to a maximum of usage during the war years while repairs and resurfacing have been held to an absolute minimum. New streets, bridges and major in-city artery improvements are being called for in the light of expanding population areas. It has been pointed out that new housing developments are reaching beyond the heretofore existing limits of metropolitan living areas with an attendant increase in the required public services, including streets, lighting, water service and sewage disposal.

Cities—Financing

Property taxes, special fees and business license taxes based on gross receipts are generally considered to be the principal sources of local revenue. The collection of fees or special taxes from specific sources such as garbage collection fees and sewage rental charges, is being seriously considered by many cities. However, many other areas are attempting to maintain low tax levels, and are therefore unable to anticipate revenues that will begin to approximate full or near-full financing of their anticipated projects.

Harbor development in California can be expected to be reasonably self-supporting, both because of harbor revenues and because of local diversion of special revenues to this purpose. However, street and highway improvements, as well as bridge reconstruction and new bridges, are expected to be given substantial state aid in financing.

The general reaction of cities as a group is that ample funds exist for a state building program, that this sum exists even after appropriations for beach and park acquisitions, state bond redemptions, county road matching funds, and others. The prevailing attitude is that such additional and existing funds can well be utilized for the repair, enlargement and construction of facilities such as sewage treatment and disposal, which, it is averred, were adequate for a prewar population, but now prove to be wholly inadequate to meet present requirements.

Generally, the attitude of all cities appears to indicate their willingness to become self-financing as far as possible. Existing needs and future requirements have already received substantial state financial assistance through appropriations made by the State Legislature during the Special Session of January, 1946.

Industry

During the early part of this committee's investigations, it was readily apparent that most industries anticipated a recession of greater or lesser degree, depending upon its ability to reconvert and to market products and services. As the postwar period extended, this attitude showed a marked change, with the general feeling of industry being one of independence, neither willing nor asking any state financial aid.

Equally apparent was the change from an attitude which regarded widespread unemployment as inevitable to one which eyed the existing labor market as low in skilled workers. Generally, and for some time to come, industry expects that employment will continue at a high level, brought about by a generally unsatisfied consumer demand for goods and services of most kinds produced within the confines of this State.

Principals of manufacturing associations now recommend that the Legislature consider reducing the costs of operating the State Government; withhold additional social legislation; effect a more stringent administration of the state unemployment compensation funds; to reduce state corporation income taxes; and generally scrutinize all public works projects in which the State may have a financial interest with an eye to eliminating those that may be unnecessary at a time when they (the industries) are in need of manpower.

Housing

Prior to VJ-Day, it was generally believed that there would be a mass exodus from California, particularly of war workers who had established themselves in this area during periods of war employment in aircraft, parts, and shipyard industries. Subsequent events proved this to be another misconception, and while there was some exodus from the State, it by no means was sufficient in volume to offset the immigration that took place following the lifting of travel restrictions. Additionally, there have been thousands of war veterans, never previously residents of this area, who have come to California, taking advantage of government educational and employment subsidies to do so.

The net result of in-migration, plus four years wherein normal construction was retarded, has been to create a severe housing shortage. Local building groups, construction labor organizations, and county and city governments backed in many instances by state effort, have made rapid strides in their programs to overcome this shortage. However, there is much that must still be done.

The building industry as a whole has more demand than it can meet at this time, principally due to the fact that all existing construction labor and available materials are being utilized to their fullest degree, yet neither being sufficient in quantity to meet existing needs.

We are assured that there is sufficient private capital available and willing to finance all of the residential construction for a long time to come, inclusive of rental projects. It is generally believed by the industry that any approach of the State in the field of public or clearance housing

at this time will seriously deter the entire housing program, and that such state action is unnecessary because ample private funds exist that will fully utilize all construction labor and material for several years to come.

Veterans, building contractors and realty associations are agreed that many changes must be made in zoning ordinances now in force in most urban areas. The claim by these groups is that such ordinances are "restrictive," and that they do not permit the full utilization of expensive land for building. Should such ordinances be changed, they claim, a greater number of rental units will be permitted per plot of land, thus lowering over-all cost and reducing rents of newly constructed dwellings as much as $18 per month.

Realty groups, as well as builders, appear to be convinced that suburban areas will require continuing development in order to permit a free expansion of new residential construction. This, it has been pointed out, is necessary because of continuing high land costs within the cities proper. The general attitude is that such developments will require parallel development of freeways and access highways, as well as street development and bridges.

Shipping

Since the State of California has within its confines the important seaports of San Francisco, Los Angeles, Long Beach and San Diego, and since these ports to a great extent are supported by taxpayers of these communities, this committee has investigated the present condition of waterborne shipping for the purpose of determining what economic trends, if any, exist.

Coastwise and intercoastal shipping have played an important role in the development of California. Industrial facilities, particularly those that came into existence during the war production period, regard economic transportation of raw materials and finished products as of major importance. Without such transportation, it is claimed that California-produced goods cannot successfully compete with other goods on Eastern markets, thereby limiting production to a level of supply for adjacent areas and seriously curtailing their power to maintain high levels of employment for California's war-developed population growth.

Shipping officials are inclined to regard the present position of coastal and intercoastal water commerce as poor compared with pre-war years. Increased labor costs and inadequate rate structures are claimed to be the reasons why this industry has been reduced from a profitable to a nonprofitable operation.

According to the Pacific American Steamship Association, representing the majority of American lines on the Pacific Coast, estimates are that 69.7 percent of all cargo handled in California ports in the next few years will be in foreign trade, as distinguished from intercoastal, coastwise, and territorial shipping.

The effect of this is that the estimated 20,000 maritime jobs in California steamship lines and allied industries, as well as California's extensive harbor facilities, will depend on foreign trade for 70 percent of all pay roll and revenue. Shipping officials claim this to be a reversal of pre-war years when domestic shipping comprised approximately two-thirds of the total shipping volume.

It is the opinion of the waterborne shipping industry that the legislative bodies of this State should carefully examine laws and regulations relating to coastwise, intercoastal, territorial and foreign trade, with a view to determine whether or not such regulations are in the best interests of industrial security and continuing expansion and development. While chambers of commerce and other similar institutions and organizations are engaged in ascertaining ways and means of promoting foreign trade, it is felt that the state legislative bodies can lend much assistance and encouragement to California industry and agriculture as well as the shipping industry by making a study for the purpose of determining methods whereby the State of California can encourage expansion of foreign trade and security of coastal and intercoastal water commerce.

Labor

Labor representatives appearing before this committee call for some sort of retirement or pension plan for older workers, although no specific plan is set forth. Generally, labor appears to be opposed to any complete worker registration with the California Employment Bureau, basing such opposition on the grounds that all labor contracts have agreements between the contracting parties setting forth that first contact for labor supply shall be the Union. However, it must also be remembered that such contracts cover only organized workers and do not encompass the needs of nonunion workers.

Labor also expresses interest in extension of existing unemployment insurance to other fields of endeavor, as well as developing programs for sickness and general disability benefits

Summary

Set forth in the foreword of this report is the statement that much of this committee's earlier investigations revealed an attitude of "depression expectancy," and that since such attitudes have logically alternated with the stabilizing of employment, economic, and industrial conditions, this report must of necessity be regarded in that light.

T. Fenton Knight, Chairman of this Postwar Rehabilitation Committee, is also a member of both the Property Acquisition Board and State Public Works Board. These boards have the responsibility of acquiring sites and allocating the $154,000,000 appropriated for the public works program at the Special Legislative Session in January, 1946. He has conveyed such material in this report as has been pertinent to the proper conduct of the affairs of the Property Acquisition Board and the State Public Works Board, and thus maintained a close cooperation between these executive and legislative agencies dealing with a common problem. Since much, if not most, of the State's rehabilitation effort must be made in the direction of projects which may be identified all inclusively as "Public Works," it appears that further investigations by the Postwar Rehabilitation Committee can only result in a duplication of effort and objective.

It must be regarded that this Postwar Rehabilitation Interim Committee has performed an important function, ready, as it has been during the early and critical days of the postwar period, to meet any emergency that might occur. Constant contact has been maintained with the Reconstruction and Reemployment Commission of the Governor and the Senate Interim Committee on Public Works. Had a crisis or series of crises

developed during the earlier postwar period, it would have been the obligation of this committee to cope with such emergent problems, doing its utmost to minimize stresses of unemployment. This primary obligation has been met and this committee, during the period of its existence, has kept constantly informed as to trends and has been fully prepared to meet any emergency.

Conclusions

Based on its investigations and analyses of testimony, this committee concludes as follows:

1. That it is the responsibility of other existing committees, specifically charged with the task of researching every individual field covered in this general report, to make necessary findings and legislative recommendations.

2. That the principal function of this committee has been to study conditions generally and remain available for general public and legislative assistance in the event of an emergency.

3. That the committee has fully discharged its duties and is therefore prepared for dissolution.

4. That any continuing assignment of this committee will only result in overlapping the activities and jurisdictions of other committees now and hereafter engaged in covering each field of public and general state interest specifically.

T. FENTON KNIGHT, Chairman
JOHN C. LYONS
PHILIP L. BOYD

REPORT OF SUBCOMMITTEE ON GOVERNMENTAL EFFICIENCY AND ECONOMY

March 18, 1947

Mr. Speaker and Members of the Assembly

Our attention has been called to a statement made by Chairman Woollomes of the Kern County Board of Supervisors to the effect that the county administration had not been permitted to defend itself in the hearing of the legislative committee's investigation of the administration of the Kern General Hospital. The following is submitted as a Preliminary Report of the Subcommittee and in answer to the statement made by Mr. Woollomes.

Section 9410 of the Government Code provides that any person sworn and examined before a legislative committee cannot be held to answer criminally or be subject to any penalty or forfeiture for any act or fact touching which he is required to testify.

Abundant evidence was adduced at the committee hearing which, in the opinion of the committee, warranted:

1. Prosecution of Dr. Rhoden for practicing medicine without a license in California;

2. Prosecution of Dr. Rhoden for using the letters "Dr." and "M.D." in violation of the Medical Practice Act of the State of California;

3. Prosecution of Dr. Rhoden for obtaining the blood of Mrs. Moats, Mrs. Wolford, and Mrs. Beacham by false pretenses or by trick and device;

4. Prosecution of Dr. Rhoden for appropriating to his own use the blood belonging to the Kern General Hospital;

5. Prosecution of Dr. Rilcoff for aiding and abetting Dr. Rhoden in the latter's practicing medicine without a license in California;

6. Prosecution of Dr. Rilcoff for aiding and abetting Dr. Rhoden in violating the Medical Practice Act by using the letters "Dr." and "M.D.";

7. Prosecution of Dr. Rilcoff for aiding and abetting approximately 10 or more persons to practice medicine at the Kern General Hospital without those persons having a license in California.

From the evidence presented to the committee, it was obvious that both the District Attorney of Kern County, and the members of the board of supervisors had in their possession, or could have obtained by proper investigation, evidence which would have supported those charges. The record shows, however, that, up to the time of the hearing, both Dr. Rhoden and Dr. Rilcoff were still on the pay roll of the Kern General Hospital.

Both the district attorney, and the board of supervisors, are responsible to the people for their official acts and omissions, and if they be derelict in their duty, they are answerable under the law.

The committee is of the opinion that neither the district attorney, nor the members of the board of supervisors (with the exception of Supervisor Salzar), properly performed the duties imposed upon them by law in the investigation of this matter.

Under the provisions of the Government Code above mentioned, if Dr. Rhoden and Dr. Rilcoff had been examined by the committee as to the charges made against them, each would have been immune from prosecution on those charges. Likewise, if the members of the board of supervisors had been examined as witnesses before the committee as to the administration of the hospital and their connection with the Rhoden matter, no action looking toward their removal from office for dereliction of duty could ever be brought against them, should the evidence warrant such action.

Because this matter is so vital to the people of the State of California, and to the lives and health and welfare of the residents of Kern County, the committee felt that it should not take the responsibility of granting immunity to these persons, under the circumstances disclosed by this investigation.

However, it might be mentioned in passing that, insofar as any "defense" by the board of supervisors is concerned, the committee did hear the testimony of Norman Main, the assistant district attorney, who defended not only the inaction of the district attorney in this matter, but also the inaction of the board of supervisors; and the committee did hear also the testimony of the board's legal representative Norbert Baumgarten, County Counsel for Kern County, who was fully questioned concerning the board's connection with the Rhoden matter, and who was a member of the committee of the board of supervisors appointed to investigate the charges against Dr. Rhoden and the administration

of the Kern General Hospital, and who prepared the report of the committee "whitewashing" Dr. Rhoden and Dr. Rilcoff and the board of supervisors.

Mr. Speaker and Members of the Assembly, the other members of the subcommittee join in the above statement.

Respectfully submitted.

C. DON FIELD, Chairman,
Subcommittee on Administration of
Public Hospitals of Assembly
Committee on Governmental Efficiency
and Economy
THOMAS M. ERWIN
GEORGE A. CLARKE

GUESTS EXTENDED PRIVILEGE OF ASSEMBLY FLOOR

On request of Mr. Dickey, and the Alameda and San Francisco Delegations, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to the following faculty members of the Notre Dame High School of Alameda: Sister Mary Eleanor, Principal, Sister Mary Patricia, Sister Agnes Joseph, Sister Mary Loretta, Miss Myrtle Healey; and the following pupils: Joan Ackerman, Susan Alhadate, Barbara Alves, Frances Boisvert, Caroline Bosque, Frances Brown, Evelyn Capozo, Margaret Capozo, Peggy Cryan, Dorothea Cunha, Lucille DePaiva, Lora Fontanella, Joann Heck, Dolores Hidalgo, Dorothy Johnson, Marilyn Lawrence, Mona Loughran, Patricia McGuire, Patricia Murphy, Eileen Napier, Nancy Reed, Joan Roach, Mary Ann St. Clair, Barbara Shannon, Patricia Singer, Marilyn Videll, Josephine Barone, Beverly Bartlett, Consuelo Buitrago, Betty Jean Chambers, Ceceilia Courtney, Mary Falls, Mary Frances Finkes, Virginia Fish, Colleen Fitzgerald, Mary Flynn, Mary Hagerty, Greta Hagman, Jacqueline Hickey, Ruth Iversen, Norma Kieffer, Carol Ladenburger, Mildred Lewis, Donna Louis, Adrienne Macartney, Joan Robinson, Gertrude Sappema, Margaret Whitelock, Eileen Williams, and Betty Young.

On request of Mr. Erwin, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mr. and Mrs. J. A. Gerrard of Whittier.

On request of Mr. Fletcher, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Frank Beggs and George Rochester of Long Beach.

On request of Messrs. Evans and Ralph C. Dills, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. Theodora Hansen of Long Beach and Erwin T. Thayer of San Francisco.

ADJOURNMENT

At 11 a.m., on motion of Mr. Dickey, the Speaker declared the Assembly adjourned until 10 a.m., Wednesday, March 19, 1947.

SAM L. COLLINS, Speaker

GERALDINE B. HADSELL, Minute Clerk

CALIFORNIA LEGISLATURE

FIFTY-SEVENTH (GENERAL) SESSION

ASSEMBLY DAILY JOURNAL

TWENTY-SIXTH LEGISLATIVE DAY

SEVENTY-THIRD CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO

Wednesday, March 19, 1947

The Assembly met at 10 a.m.

Hon. Sam L. Collins, Speaker of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnsen, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—77.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. Raymond Renwald:

O Lord, Thou hast been our refuge from generation to generation: From eternity to eternity Thou art. Before the mountains were made, or the earth and the world was formed; from eternity to eternity Thou art God. Glory be to the Father and to the Son and to the Holy Ghost As it was in the beginning, is now and ever shall be; world without end—AMEN.

READING OF THE JOURNAL DISPENSED WITH

On motion of Mr. Sheridan, further reading of the Journal of the previous legislative day was dispensed with.

COMMUNICATIONS

By Speaker Collins:

The following communication was received, read, and ordered printed in the Journal in 10-point type:

BOARD OF SUPERVISORS, COUNTY OF KERN
BAKERSFIELD, CALIFORNIA, March 13, 1947

Mr. W. E. James,
Member of the State Assembly, Sacramento, California

DEAR MR. JAMES: We are enclosing certified copy of resolution in re Assembly hospital investigation, which was adopted by the Board of Supervisors of Kern County, on March 10th.

Yours very truly,
R. J. VEON, County Clerk and Clerk of the Board

BEFORE THE BOARD OF SUPERVISORS OF THE
COUNTY OF KERN, STATE OF CALIFORNIA

IN RE: ASSEMBLY HOSPITAL INVESTIGATION

RESOLUTION

March 10, 1947

On motion of Supervisor Harty, seconded by Supervisor Noon, the following resolution was adopted by the Board of Supervisors of the County of Kern this tenth day of March, 1947:

WHEREAS, Supervisor W. R. Woollomes of this county presented the following statement to the board of supervisors on the third day of March, 1947, which statement has been filed in the records of this board:

"Let the records of our board show that for two days following the twenty-fifth day of February, 1947, I sat through an investigation of certain activities of the Kern General Hospital by a Subcommittee of the Assembly Committee on Governmental Efficiency and Economy. The proceeding was peculiar in that, while it called for a legal determination of whether a wrong had been committed, no one trained in law was a member of the investigating body, and that while the proceedings involved the interpretation of a contract of employment, no one was called who had first-hand knowledge of the contract, although at least four such witnesses were subpenaed and were constantly present.

"At the conclusion of the hearing, a most 'astounding and startling' thing occurred. Instantly following the last person heard, the chairman pronounced what was tantamount to a legal pronouncement and proceeded with a denunciation of the superintendent of our hospital, and three members of this board and a former member of this board. The astounding and startling thing was this, not one of these officials and former official was called to testify or otherwise explain the conditions for which they were so bitterly criticized, and when one of them rose in indignation and asked to be heard, he was bluntly told by the chairman that the hearing was over. Mr. Chairman, I protest such unfair, and arbitrary action and the attack on the integrity of this board and of the hospital committee that investigated the same conditions. I ask that an immediate investigation be made to determine those responsible for this so-called investigation

by this outside committee, and that the Assemblyman and Senator from this county, and the supervisors' association make a formal protest to our State Assembly and Senate for the summary manner in which this investigation was conducted, and the arbitrary action of the committee, and hereby offer such a resolution."

Now, therefore, be it

Resolved by the Board of Supervisors of the County of Kern, As follows:

1. That this board of supervisors concurs in the sentiments expressed by the said statement of Supervisor Woollomes.

2. That this board protests against unfair and arbitrary manner of the conduct of the hearing by the Subcommittee on Hospital Management of the Assembly Committee on Governmental Efficiency and Economy held in Bakersfield February 25th to February 27th, inclusive, under the chairmanship of Assemblyman C. Don Field.

3. That this board voice this protest to the Legislature of this State and ask that an investigation be made by the said Legislature to determine who is responsible for this investigation, whether any lawful purpose prompted it and why it was conducted without giving those attacked by its findings an opportunity to be heard.

4. That the Legislature be further asked to make such necessary changes in its rules to prevent the recurrence of the violation of fundamental constitutional principles by the holding of committee hearings in such an injudicial manner.

5. That copies of this resolution be sent to Assemblyman W. E. James and Senator J. R. Dorsey from this county with request for the aid of each of said gentlemen.

6. That copies of this resolution be sent to the Governor and to the Attorney General of this State.

7. That a copy be sent to the State Supervisors Association requesting its help in voicing the protest of this board to the Legislature of this State.

The foregoing resolution was passed and adopted by the following vote, to wit:

Ayes: Woollomes, Harty, Barnes, Noon.

Noes: Salzer.

Absent: None.

I, R. J. VEON, County Clerk and ex Officio Clerk of the Board of Supervisors of the County of Kern, State of California, do hereby certify that the foregoing resolution was passed by said board at its regular meeting on the tenth day of March, 1947, and adopted by the vote referred to therein.

[SEAL]

R. J. VEON
County Clerk and ex Officio Clerk of the
Board of Supervisors, Kern County, California

NOTE: The Report of the Subcommittee on Governmental Efficiency and Economy, relative to the above mentioned Kern County matter, was printed in the Assembly Daily Journal of March 18th, on pages 20, 21, and 22.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, March 18, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 401
Assembly Bill No. 614
Assembly Bill No. 616
Assembly Bill No. 619
Assembly Bill No. 718
Assembly Bill No. 719
Assembly Bill No. 720
Assembly Bill No. 725
Assembly Bill No. 727
Assembly Bill No. 1121
Assembly Bill No. 1122

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, March 18, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Joint Resolution No. 5
Assembly Concurrent Resolution No. 48

And reports the same correctly engrossed.

WEBER, Chairman

Above reported resolutions ordered on file for adoption.

Committee on Transportation and Commerce

ASSEMBLY CHAMBER, SACRAMENTO, March 18, 1947

MR. SPEAKER: Your Committee on Transportation and Commerce, to which was referred:

Assembly Bill No. 1022

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

BURNS, Chairman

Above reported bill ordered to second reading.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

The following resolution was offered:

Assembly Concurrent Resolution No. 49: By Mrs. Niehouse—Relative to approving certain amendments to the charter of the City of San Diego, a municipal corporation in the County of San Diego, State of California, voted for and ratified by the qualified electors of said city at the municipal special election held therein on the eleventh day of March, 1947.

Request for Unanimous Consent

Mrs. Niehouse asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 49, at this time, without reference to committee, print, or file, and that the same be considered engrossed.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 49

Assembly Concurrent Resolution No. 49—Relative to approving certain amendments to the charter of the City of San Diego, a municipal corporation in the County of San Diego, State of California, voted for and ratified by the qualified electors of said city at the municipal special election held therein on the eleventh day of March, 1947.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Rosenthal, Sheridan, Sherwin, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—67.

NOES—None.

Resolution ordered transmitted to the Senate.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, March 19, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 724
Assembly Bill No. 1048
Assembly Bill No. 1334

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

CONSIDERATION OF DAILY FILE

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 1003—An act to amend Section 10270.7 of the Insurance Code, relating to insurance.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1988—An act to amend Section 10971 of the Insurance Code, relating to fraternal benefit insurance.

Bill read second time, and ordered engrossed.

Assembly Bill No. 76—An act to amend Section 1083 of the Military and Veterans Code, relating to the Woman's Relief Corps Home of California.

Bill read second time, and ordered engrossed.

Assembly Bill No. 130—An act to amend Section 699.5 of the Military and Veterans Code, relating to the powers and duties of the Veterans' Welfare Board in aiding veterans in connection with veterans' rights, privileges, and preferences.

Bill read second time, and ordered engrossed.

Assembly Bill No. 901—An act to amend the title of Chapter 1 and of Part 2, Division 2, of the Military and Veterans Code, relating to the name of the California High School Cadet Corps. To amend Sections 500, 500.1, 501, 502.1, 502.2, 503, 504, 505, 506, 507, 508, 509, 510, 511, 512.1, 513.1, 514, 515.1, 516, 516.1, 517, 520.1, and 530 of the said code, relating to the admission of colleges and junior college to the high school cadet program, the change in name of the High School Cadet Corps, the adoption of rules and regulations for the control of the cadet corps, the appointment of commandants, assistant commandants and assistant commandants junior grade, the commissioning of cadet supervisors, the regulation of cadet uniforms and insignia, the organization of the cadet corps, the appointment of cadet officers and noncommissioned officers and

their promotion, dismissal from the corps and the discipline of the corps, limitations as to formation of cadet corps, preparation of cadet instruction, inspections, marksmanship instruction, issuance of military property to cadets including rifles, schools and conferences for personnel, establishment of cadet units in private educational institutions, and commissioning of officers in military academies and professors of military science and tactics.

Bill read second time, and ordered engrossed.

Assembly Bill No. 902—An act to amend Sections 128, 143, 145, 146, 147, 167, 168, 170, 255, 340, 360, 361, 366, 421, 422 of the Military and Veterans Code, relating to the addition of the unorganized militia when called into the service of the State and its employment in the same situations as the National Guard when necessary, the description of circumstances in which the military forces may be employed, the creation of an offense for violation of a military proclamation, the change in name of the office of the Adjutant General, the wearing of a military uniform, the equipment of the unorganized militia when called into the service of the State and the extension of compensation benefits to such militia when so employed, the wrongful disposition of military property, a system of discipline for the unorganized militia when called into the service of the State, and the employment of the unorganized militia when called into the service of the State.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1395—An act to repeal Section 395.7 of the Military and Veterans Code, relating to rights of restoration to former or like positions by members of the State Guard leaving private employment for active service in the State Guard.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1398—An act amending Section 395 of the Military and Veterans Code, relating to the pay and allowances of National Guard officers and enlisted men while on active duty in the service of the State and attending drills, camps or special exercises sponsored by federal authority or while serving in cases of an emergency; the right to be reinstated to employment following return from full-time active duty after an emergency and the procedure therefor.

Bill read second time, and ordered engrossed.

Assembly Bill No. 2263—An act to amend Sections 1010, 1011, 1014, 1018, 1019, 1023, 1026, 1027, 1030, 1030.1, 1030.2, 1032, 1033, 1034, 1035, 1036, 1037, 1038, 1039, 1039.3, 1044, 1046, 1080, 1081, 1083, 1085, and 1088 of, to repeal Sections 1024 and 1084 of, and to add Sections 1091, 1092, 1093, and 1094 to, the Military and Veterans Code, relating to the Veterans Home of California and to the Woman's Relief Corps Home of California.

Bill read second time, and ordered engrossed.

Assembly Bill No. 406—An act to amend Sections 1731.5 and 1732 of the Welfare and Institutions Code, relating to commitments to the Youth Authority.

Bill read second time, and ordered engrossed.

Assembly Bill No. 432—An act making an appropriation in augmentation of the appropriation in Item 187 of the Budget Act of 1945, payable from the Motor Vehicle Fund, for support of the Department of Motor Vehicles, to take effect immediately.

Bill read second time, and ordered engrossed.

Assembly Bill No. 4—An act to amend Section 737j of the Political Code, relating to the salaries of judges of the superior court.

Bill read second time, and ordered engrossed.

Assembly Bill No. 117—An act to amend Section 1260 of the Civil Code, relating to homesteads.

Bill read second time, and ordered engrossed.

Assembly Bill No. 519—An act to amend Section 17091 of the Government Code, relating to lost or destroyed warrants.

Bill read second time, and ordered engrossed.

Assembly Bill No. 562—An act to amend Section 574 of the Welfare and Institutions Code, relating to referees in juvenile courts.

Bill read second time, and ordered engrossed.

Assembly Bill No. 563—An act to amend Section 880 of the Welfare and Institutions Code, relating to the transfer of juvenile court cases.

Bill read second time, and ordered engrossed.

Assembly Bill No. 564—An act to amend Section 633 of the Welfare and Institutions Code, relating to the term of office of probation officers in counties not having charters or merit or civil service systems governing such terms.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1091—An act to add Section 4156d to the Political Code, relating to district attorneys.

Bill read second time, and ordered engrossed.

Assembly Bill No. 144—An act to amend Section 503 of the Vehicle Code, relating to theft and unlawful driving or taking of a vehicle.

Bill read second time, and ordered engrossed.

Assembly Bill No. 146—An act to amend Sections 480 and 501 of the Vehicle Code, relating to offenses involving injury to persons.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1005—An act to amend Section 10203.5 of the Insurance Code, relating to insurance.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Finance and Insurance:

Amendment No. 1

On page 1, line 20, of the printed bill, strike out "30", and insert "32".

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 896—An act to amend Sections 321, 323, and 324 of the Military and Veterans Code, relating to the pay and allowances of enlisted men in the California National Guard, the furnishing of a uniform allowance to commissioned and warrant officers of the active militia and the pay and allowances of officers and enlisted men of the National Guard who perform special duty.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Military Affairs:

Amendment No. 1

In line 7 of the title of the printed bill, after "duty", insert ", and declaring the urgency thereof, to take effect immediately".

Amendment No. 2

On page 2, line 14, of said bill, after the period, insert

"An officer of the National Guard or Naval Militia may, with his consent, be detailed for special duty without expense to the State, except and provided however he may be paid his actual traveling expenses.

SEC. 4. This act is hereby declared to be an urgency measure necessary for the immediate preservation of public peace, health and safety within the meaning of Section 1 of Article IV of the Constitution and shall therefore go into immediate effect. A statement of the facts constituting such necessity is as follows:

It is essential that the postwar California National Guard be rapidly reorganized, equipped and paid Enlistment depends upon proper, prompt compensation at the same rate as is adopted in the United States Army, and enlistment must be made immediately attractive to obtain a proper security force and before other organizations secure personnel that are now eligible for the National Guard."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 897—An act to amend Sections 161, 162, 164, 164.1, and 168 of the Military and Veterans Code, relating to the personnel of the office of the Adjutant General, the establishment of the rank of Major General for the Adjutant General and the qualifications therefor, the establishment of the rank of Brigadier General for the Assistant Adjutant General and the qualifications therefor, the organization of the Office of the Adjutant General, and the pay and allowances for the Adjutant General and the Assistant Adjutant General.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Military Affairs:

Amendment No. 1

In line 10 of the title of the printed bill, after "General", insert ", and declaring the urgency thereof, to take effect immediately".

Amendment No. 2

On page 3 of said bill, after line 18, insert

"SEC. 6. This act is hereby declared to be an urgency measure necessary for the immediate preservation of public peace, health and safety within the meaning of Section 1 of Article IV of the Constitution and shall therefore go into immediate effect. A statement of the facts constituting such necessity is as follows:

The prompt postwar reorganization of the California National Guard requires the immediate change in the staff and administrative officers of the guard with appropriate prompt allowances and pay. World War II experience indicates the necessity of immediate change in the qualifications for appointment of the Adjutant General and the Assistant Adjutant General in order to assure competent command and employment of the guard".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 898—An act to repeal Sections 330, 331, 332, and 435 of the Military and Veterans Code, relating to monthly allowances to commanding officers and organizations of the National Guard, the use of funds, the allowance of claims and the payment of rental for leased armory, to add a new Section 330 to the said code, relating to expenses of commanding officers and organizations of the National Guard and the payment thereof. To amend Sections 413 and 432 of the Military and Veterans Code, relating to funds and property held in trust for commanding officers and organizations of the National Guard and the payment thereof and the payment of revenues received from state armories.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Military Affairs:

Amendment No. 1

In line 12 of the title of the printed bill, after "armories", insert ", and declaring the urgency thereof, to take effect immediately".

Amendment No. 2

On page 3 of said bill, after line 7, insert

"SEC. 5. This act is hereby declared to be an urgency measure necessary for the immediate preservation of public peace, health and safety within the meaning of Section 1 of Article IV of the Constitution and shall therefore go into immediate effect. A statement of the facts constituting such necessity is as follows:

The prompt postwar reorganization of the California National Guard requires the immediate change in the control of unit and armory administration and the payment and receipt of military funds. The creation of an effective security force requires the prompt disposition of military and unit funds held in trust and which should be immediately available for military purposes."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 900—An act to repeal the California State Guard Act of 1943, added by Statutes of 1943, Chapter 295, Par. 4; to repeal Sections 560 to 589, inclusive, of the Military and Veterans Code, relating to the organization, administration, control, employment and discipline of the California State Guard, providing for privileges, benefits, compensation and insurance for state guardsmen, and to reserve and continue all claims, demands, rights, benefits, privileges or causes of action that have accrued under the provisions of Sections 572, 575, 576, 577, 578, 588, and 589 and to reserve all disciplinary power as to offenses heretofore committed including all authority granted by Sections 571

and 585 and to provide for the liquidation of the property, accounts funds, assets and affairs of the California State Guard.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Military Affairs:

Amendment No. 1

On page 1, line 9, of the printed bill, after "competent," insert "jurisdiction".

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1391—An act to add Section 647.1 to the Military and Veterans Code, relating to the issue of a California Service Ribbon to members of the California State Guard who served honorably in the State Guard during World War II.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Military Affairs:

Amendment No. 1

On page 1 of the printed bill, strike out all of lines 22 and 23.

Amendment No. 2

On page 2 of the printed bill, strike out all of lines 1 to 23, inclusive.

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1396—An act amending Section 431 of the Military and Veterans Code, relating to the control of armories by the Adjutant General, including the power to lease or otherwise authorize the use of the same, the creation of armory boards and their powers, the collection, payment and accounting of revenues and income from armories.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Military Affairs:

Amendment No. 1

In line 6 of the title of the printed bill, after "armories", insert ", and declaring the urgency thereof, to take effect immediately."

Amendment No. 2

On page 1 of said bill, after line 20, insert

"SEC. 2. This act is hereby declared to be an urgency measure necessary for the immediate preservation of public peace, health and safety within the meaning of Section I of Article IV of the Constitution and shall therefore go into immediate effect. A statement of the facts constituting such necessity is as follows:

The prompt postwar reorganization of the California National Guard requires the immediate change and clarification of the powers of the Adjutant General with reference to the control and administration of armory boards and armories to enable the prompt construction of new armories and the effective and economical use of military facilities."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1397—An act to amend Section 395.1 of the Military and Veterans Code, relating to the right of persons in the military service to return to their office or position upon termination of active service with the armed forces.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Military Affairs:

Amendment No. 1

On page 1 of the printed bill, after line 24, insert

"(b) Upon such return and reentry to the office or employment the officer or employee shall have all of the rights and privileges in, connected with, or arising out of the office or employment which he would have enjoyed if he had not been absent therefrom; provided, however, such officer or employee shall not be entitled to sick leave, vacation or salary for the period during which he was on leave from such governmental service and in the service of the armed forces of the United States.

If the office or position has been abolished or otherwise has ceased to exist during his absence, he shall be reinstated in a position of like seniority, status and pay if such position exists, or to a comparable vacant position for which he is qualified.

(c) Any officer or employee other than a probationer who is restored to his office or employment pursuant to this act shall not be discharged from such office or position without cause within one year after such restoration, and shall be entitled to participate in insurance or other benefits offered by the employing governmental agency pursuant to established rules and practices relating to such officers or employees on furlough or leave of absence in effect at the time such officer or employee left his office or position to join the armed forces of the United States."

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2037—An act to add Section 511.5 to the Military and Veterans Code, relating to uniforms for high school cadets, and making an appropriation.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Military Affairs:

Amendment No. 1

On page 1, line 6, of the printed bill, strike out "linens", and insert "liners".

Amendment No. 2

On page 1, line 10, of the printed bill, fill in the sum of "twenty-five thousand dollars ($25,000)".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 74—An act to amend Section 37 of the Civil Code, relating to contracts by veterans and their spouses for servicemen's benefits.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Military Affairs:

Amendment No. 1

In the title of the printed bill, insert "declaring the urgency thereof, to take effect immediately."

Amendment No. 2

On page 1 of the printed bill, following line 11, insert

"SEC. 2. This act is hereby declared to be an urgency measure necessary for the immediate preservation of the public peace, health or safety within the meaning of Section 1 of Article 4 of the Constitution and shall therefore go into immediate effect. A statement of the facts constituting such necessity is as follows:

Veterans are entitled to the benefits of the Servicemen's Readjustment Act of 1944, including the loan guarantee provisions, regardless of age, but under California law those veterans who are minors cannot take advantage of said loan provisions for purchase or construction of a home because they are prohibited from entering into a legal contract. This brings about the incongruous situation of a veteran being old enough to fight for his Country but too young to take advantage of the benefits granted him by that Country. Many veterans will be deprived of homes which they already have arranged to purchase, in the belief that they were eligible to do so, unless they are immediately granted the right to enter into the required contractual agreements for such purchases."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 895—An act to repeal Sections 212 and 213 of the Military and Veterans Code, relating to the inactive National Guard and honorary members in the National Guard and to amend Sections 16, 127, 142, 173, 183, 210, 224, 228, 256, 365, 394, 398, 417, 439, 470, and 644 of the Military and Veterans Code, relating to the administration of military oaths, assignment of military command, the employment of the military forces in the performance of necessary military duties, the publications of military material, the issuance of military property, the inactive National Guard, the priority of rank of military officers, the retirement of military officers and enlisted men, the temporary direction of the military forces by civil officers, discrimination against military personnel, the creation of an offense for trespass upon military grounds, armories or military places, the transportation of military personnel and material, county aid for the National Guard, the delivery of military personnel to civil authorities and the issuance of service medals.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Military Affairs:

Amendment No. 1

In line 5 of the title of the printed bill, strike out "and 644", and insert "644, and 644.1".

Amendment No. 2

In line 18 of the title of said bill, after "medals", insert ", and making an appropriation".

Amendment No. 3

On page 4, line 38, of said bill, after "armory," insert "airport,".

Amendment No. 4

On page 4, line 42, of said bill, after "by", insert "or at the direction of".

Amendment No. 5

On page 5, line 2, of said bill, after "Any", insert "city or".

Amendment No. 6

On page 5, line 6, of said bill, after "purposes", insert "the governing body of the city and".

Amendment No. 7

On page 5, line 7, of said bill, before "condemn", insert "donate, dedicate,".

Amendment No. 8

On page 5, line 14, of said bill, before "county", insert "city or".

Amendment No. 9

On page 5, line 16, of said bill, after "states", insert ", and the Adjutant General of the State of California".

Amendment No. 10

On page 5, line 17, of said bill, after "buildings", insert ", including any buildings constructed as memorials or for other purposes".

Amendment No. 11

On page 5 of said bill, after line 34, insert

"SEC. 19. Section 644.1 is added to said code, to read.

644.1. A Federal Service Ribbon may be presented by the Adjutant General to each person inducted into the federal service as a member of a California National Guard unit after September 15, 1940, and who has completed not less than a total of 12 months honorable service in the armed forces of the United States between September 15, 1940, and September 16, 1945.

The Federal Service Ribbon and lapel miniature shall be prepared, designed, awarded and issued according to rules and regulations to be adopted by the Adjutant General and all applications therefor shall be in writing and filed in the Office of the Adjutant General. The applicant shall have the burden of proof as to his military service and the decision of the Adjutant General, in case of dispute, shall be final.

SEC. 20. There is hereby appropriated the sum of _____ dollars ($_____) from the general funds of the State of California not otherwise appropriated to be used by the Adjutant General in the acquisition, purchase, storage, distribution, issuance and award of the Federal Service Ribbon and lapel miniature, including expenses of necessary personnel, accounting, examination of official records and the maintenance thereof as to military service and the costs of necessary forms and reports."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 157—An act to amend Sections 164, 181, 222 of, to repeal Section 146.5 of, and to add Section 182.1 to, the Vehicle Code, relating to the registration and transfers of registration of vehicles, declaring the urgency thereof, and providing that this act shall take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Transportation and Commerce:

Amendment No. 1

On page 1 of the printed bill, strike out line 1.

Amendment No. 2

On page 1, line 2, of said bill, strike out "Sec. 2", and insert "Sec. 1".

Amendment No. 3

On page 2 of said bill, strike out lines 10 to 23, inclusive.

Amendment No. 4

On page 2, line 24, of said bill, strike out "Sec. 4", and insert "Sec. 2".

Amendment No. 5

On page 2 of said bill, strike out lines 40 to 51, inclusive; and on page 3, strike out lines 1 to 10, inclusive.

Amendment No. 6

On page 3, line 11, of said bill, strike out "Sec. 6", and insert "Sec. 3".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 473—An act to add Section 1759.5 to the Welfare and Institutions Code, relating to the placement power of the Youth Authority.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Judiciary:

Amendment No. 1

On page 1, lines 5 and 6, of the printed bill, strike out "which the authority is authorized to use", and insert "the California Vocational Institution".

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 574—An act to amend Section 2956 of the Civil Code, relating to the form of mortgages on crops or chattels.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

On page 1, line 17, of the printed bill, following "property", insert "or crops".

Amendment No. 2

On page 1, line 18, of the printed bill, following "therein", insert "the interest rate or".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1071—An act to amend Section 86a of the Code of Civil Procedure, relating to destruction of old records.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Section", and insert "Sections 86 and".

Amendment No. 2

In line 2 of the title of said bill, after "records", insert "and to keeping of indexes".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 3

On page 1 of said bill, strike out line 1, and insert

"SECTION 1. Section 86 of the Code of Civil Procedure is amended to read:

86. [The clerks of municipal courts shall keep an index of the names of all judgment debtors with the date of entry of judgment and the number of the action. A record of all proceedings subsequent to judgment, including the amounts of all credits and accrued costs thereon shall be kept in the register of actions by such clerks.] *The clerk of a municipal court must keep among the records of the court such indexes as will insure ready reference to any action or proceeding filed in the court. There shall be separate indexes of plaintiffs and defendants in civil actions and of defendants in criminal actions and the name of each plaintiff and defendant shall be indexed and there shall appear opposite each name indexed the number of the action or*

proceeding and the name or names of the adverse litigant or litigants if such there be together with the date of filing thereof.

SEC 2. Section 86a of said code is".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2536—An act to amend Section 1992 of the Code of Civil Procedure, relating to failure to obey subpenas.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Judiciary:

Amendment No. 1

On page 1, line 6, of the printed bill, after "attend," insert "or a refusal to be sworn, or to answer as a witness, or to subscribe an affidavit or deposition when required,".

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolution was offered:

Assembly Concurrent Resolution No. 50: By Mr. Dickey—Relative to construction of additions to State Capitol.

Referred to Committee on Rules.

Speaker Pro Tempore Presiding

At 10.30 a.m., Hon. Thomas A. Maloney, Speaker pro Tempore of the Assembly, presiding.

REPORTS OF STANDING COMMITTEES

Committee on Social Welfare

ASSEMBLY CHAMBER, SACRAMENTO, March 19, 1947

MR. SPEAKER: Your Committee on Social Welfare, to which was referred:

Assembly Bill No. 1527

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

NIEHOUSE, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, March 19, 1947

MR. SPEAKER: Your Committee on Social Welfare, to which were referred:

Assembly Bill No. 93
Assembly Bill No. 721
Assembly Bill No. 722
Assembly Bill No. 723

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

NIEHOUSE, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, March 19, 1947

MR. SPEAKER: Your Committee on Social Welfare, to which were referred:

Assembly Bill No. 453
Assembly Bill No. 454

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee

NIEHOUSE, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, March 19, 1947

MR. SPEAKER: Your Committee on Social Welfare, to which were referred:

Assembly Bill No. 862
Assembly Bill No. 863

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, do pass, as amended, and re-refer to Committee on Ways and Means.

NIEHOUSE, Chairman

Above reported bills ordered to second reading.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, March 18, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate appointed Senators Busch, Dillinger, and Judah as a Second Committee on Conference concerning:

Assembly Bill No. 747—An act to add Section 2042 to the Penal Code, relating to escapes from the California Vocational Institution, and declaring the urgency thereof, to take effect immediately.

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 718—An act to add Section 3088.1 to the Welfare and Institutions Code, relating to aid to the needy blind.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—70.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 719—An act to add Section 3474.1 to the Welfare and Institutions Code, relating to aid to the partially self-supporting blind.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—71.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 720—An act to add Section 3084.1 to the Welfare and Institutions Code, relating to aid to the needy blind.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—72.

NOES—None.

Bill ordered transmitted to the Senate.

RE-REFERENCE OF BILLS

By order of the Speaker, the following bill was withdrawn from the file, and re-referred as follows:

Assembly Bill No. 619 re-referred to Committee on Finance and Insurance.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 725—An act to add Sections 3078.3 and 3475 to the Welfare and Institutions Code, relating to restoration of aid to the blind after discontinuance thereof.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—72.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 724—An act to amend Sections 3077, 3080, and 3081 of the Welfare and Institutions Code, relating to applications for aid to the blind, changing the contents thereof, and simplifying the procedures for supplying and filing such applications.

Bill read third time.

Motion to Amend

Mr. Kilpatrick moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 1, of the printed bill, as amended in the Assembly on March 18, 1947, after "Institutions", insert "Code".

Amendment read, and adopted.

Bill ordered reprinted, and reengrossed.

Speaker Presiding

At 10.50 a.m., Hon. Sam L. Collins, Speaker of the Assembly, presiding.

Assembly Bill No. 616—An act to amend Section 12040 of the Government Code, relating to the membership of the Governor's Council.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Sheridan, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—70.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Joint Resolution No. 5—Relative to on-the-job training for veterans.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Sheridan, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—70.

NOES—None.

Resolution ordered transmitted to the Senate.

Assembly Concurrent Resolution No. 48—Relative to the establishment of a state park on Angel Island in San Francisco Bay.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—72.

NOES—None.

Resolution ordered transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT THAT ASSEMBLY BILL NO. 1264 BE WITHDRAWN FROM THE COMMITTEE ON MUNICIPAL AND COUNTY GOVERNMENT, AND BE RE-REFERRED

Mr. Anderson asked for, and was granted, unanimous consent that Assembly Bill No. 1264 be withdrawn from the Committee on Municipal and County Government, and be re-referred to the Committee on Revenue and Taxation.

MEMBERS EXCUSED TO ATTEND COMMITTEE MEETING

At 10.51 a.m., Mr. Debs asked for, and was granted unanimous consent that the members of the Committee on Public Health be excused, at this time, for the purpose of holding a meeting in the cloak room.

COMMUNICATIONS

The following telegrams were received, read, and ordered printed in the Journal:

By Speaker pro Tempore Maloney:

SAN FRANCISCO, CALIFORNIA, March 19, 1947

Thomas A. Maloney
Assemblyman, Assembly Chamber
State Capitol, Sacramento, California

San Francisco Veterans Housing Committee requests you call for session of California State Assembly for 30 minutes Monday, March 24th, between 11 a.m. and 12 noon, to give representatives of all major veteran organizations in California an opportunity to present their program for veterans housing.

HENRY A. HARRIS
Northern California Regional Coordinator
Veteran Housing Motorcade

By Speaker Collins:

SAN FRANCISCO, CALIFORNIA, March 19, 1947

Speaker of the Assembly
Sacramento, California

Department of California Veterans of Foreign Wars of the United States repudiate allegation they are sponsors of so-called housing caravan marching on Sacramento. Officially we know nothing of this activity.

CHAS. P. ASH, Department Commander
California Veterans of Foreign Wars

By Speaker Collins:

SAN FRANCISCO, CALIFORNIA, March 19, 1947

Speaker of the Assembly
State Capitol, Sacramento, California

The American Legion Department of California hereby give notice that the reported project of the housing march on the State Capitol scheduled for March 23d is in no way authorized, sponsored, or approved by the American Legion. Our organization is vitally interested in the improvement of veteran's housing conditions, but we feel the proposed method is ill advised. Furthermore the American Legion will at all times speak for itself, and it should be understood that our organization never has and does not now affiliate itself with any policy-making body. The use of the name the American Legion in the proposed march is unauthorized.

DON CLARKE, Adjutant Department of California
ED J. SHARKEY, National Vice Commander, the American Legion

MOTION TO SET SPECIAL ORDER

Mr. McCollister moved that the matter relating to the San Francisco Veterans Housing Committee be made a special order of business for Monday, March 24, 1947, at 11.45 a.m.; and that at that time a recess be declared for 10 minutes for the purpose of holding a hearing thereon.

Mr. Maloney seconded the motion.

Substitute Motion

Mr. Stewart moved that the matter relating to the San Francisco Veterans Housing Committee be referred to the Committee on Military Affairs.

Mr. Knight seconded the motion.

Demand for Previous Question

Messrs. Robertson, Lowrey, Hahn, Doyle, and Grunsky demanded the previous question.

Demand for previous question sustained.

The question being on the motion by Mr. Stewart to refer the matter relating to the San Francisco Veterans Housing Committee to the Committee on Military Affairs.

The roll was called, and the motion lost by the following vote:

AYES—Butters, Cramer, Grant, Knight, Sherwin, Stewart, and Mr. Speaker—7.

NOES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burns, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Crowley, Lester T. Davis, Debs, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, and Wollenberg—59.

Demand for Previous Question

Messrs. Robertson, Lowrey, Hahn, Caldecott, and Lester T. Davis demanded the previous question.

Demand for previous question sustained.

The question being on the motion by Mr. McCollister to set the matter relating to the San Francisco Veterans Housing Committee as a special order of business for Monday, March 24th.

The roll was called, and the motion carried by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, and Wollenberg—60.

NOES—Butters, Cramer, Geddes, Grant, Knight, and Mr. Speaker—6.

Explanation of Vote

The vote opposing the above motion is in no way a denial of the constitutional right of the people to peacefully assemble and petition the Legislature—but only on the propriety of using the Assembly Chamber for such purpose, a practice which if extended can interfere seriously with our labors.

ERNEST R. GEDDES
GEO. R. BUTTERS
T. FENTON KNIGHT
HOWARD K. CRAMER
SAM L. COLLINS

Explanation of Vote

I voted "No" on the motion to allow the veterans to be heard in the Assembly March 24th, because I did not believe that they would have had ample time to properly present their problem.

I have never been in favor of denying any one the right to be properly heard.

W. S. GRANT

REPORTS OF STANDING COMMITTEES

Committee on Judiciary

ASSEMBLY CHAMBER, SACRAMENTO, March 18, 1947

MR. SPEAKER: Your Committee on Judiciary, to which was referred:

Assembly Bill No. 2283

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

BROWN, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, March 18, 1947

MR. SPEAKER: Your Committee on Judiciary, to which were referred:

Assembly Bill No. 224
Assembly Bill No. 1668

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

BROWN, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, March 18, 1947

MR. SPEAKER: Your Committee on Judiciary, to which were referred:

Assembly Bill No. 607
Assembly Bill No. 782
Assembly Bill No. 1111

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

BROWN, Chairman

Above reported bills ordered to second reading.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, March 18, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed:

Assembly Bill No. 2646
Assembly Bill No. 2645

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bills ordered enrolled.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolutions were offered:

Assembly Joint Resolution No. 30: By Messrs. Butters, Cooke, Allen, Cramer, Anderson, Burke, Conrad, M. Philip Davis, Erwin, Grant, Hinckley, Huyck, Knight, Luckel, Mrs. Niehouse, and Mr. Stanley—Relative to remains of Americans fighting with Allied Forces killed in action in World War II.

Referred to Committee on Rules.

Assembly Joint Resolution No. 31: By Mrs. Niehouse, Messrs. Allen, Cramer, Luckel, Cooke, Hahn, Hinton, and Lowrey—Relative to memorializing the President and Congress to enact S-172, providing for the creation of a Commission to Consider Claims that released prisoners of war may have against the Japanese Government.

Referred to Committee on Rules.

REQUESTS FOR PERMISSION TO INTRODUCE BILLS

The following request for permission to introduce a bill was presented:

By Mr. Johnson:

ASSEMBLY CHAMBER, SACRAMENTO, March 18, 1947

MR. SPEAKER: In accordance with the provisions of Article IV, Section 2, of the Constitution, I request permission to introduce a bill, the title of which is as follows:

An act to add Section 66h to the Code of Civil Procedure, relating to the number of judges of the Superior Court in the County of Tulare, and providing for the appointment of an additional judge and for his compensation.

Respectfully submitted.

HARRY J. JOHNSON

Request referred to Committee on Legislative Procedure.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, March 18, 1947

MR. SPEAKER: Your Committee on Legislative Procedure, to which was referred the following bill, herewith returns the same with the recommendation that the author be permitted to introduce it:

By Mr. Johnson:

An act to add Section 66h to the Code of Civil Procedure, relating to the number of judges of the Superior Court in the County of Tulare, and providing for the appointment of an additional judge and for his compensation.

WEBER, *Chairman*

The roll was called, and permission granted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—69.

NOES—None.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bill was introduced, and read the first time:

Assembly Bill No. 2648: By Mr. Johnson—An act to add Section 66h to the Code of Civil Procedure, relating to the number of judges of the Superior Court in the County of Tulare, and providing for the appointment of an additional judge and for his compensation.

Referred to Committee on Judiciary.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, March 18, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted:

Senate Concurrent Resolution No. 26

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS

The following resolution was read:

Senate Concurrent Resolution No. 26—Relative to making funds available to the Joint Legislative Committee on Agriculture and Livestock Problems.

Request for Unanimous Consent

Mr. Clarke asked for, and was granted, unanimous consent to take up Senate Concurrent Resolution No. 26, at this time, out of order without reference to committee, print, or file.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 26

Senate Concurrent Resolution No. 26—Relative to making funds available to the Joint Legislative Committee on Agriculture and Livestock Problems.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hollibaugh, Huyck, James, Johnson, Kirkwood, Knight, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, Robertson, Rosenthal, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—66.

NOES—None.

Resolution ordered transmitted to the Senate.

RESOLUTIONS

The following resolution was offered:

By Messrs. Wollenberg, Maloney, Cooke, Robertson, Brady, Sam L. Collins, Dickey, Hinton, Heisinger, Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Burke, Burns, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Hinckley, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, McCollister, McMillan, Miller, Mrs. Niehouse, Messrs. Price, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, and Weber:

House Resolution No. 117

Congratulating Governor Earl Warren upon his birthday anniversary

WHEREAS, On this nineteenth day of March, in addition to his busy program of affairs of State, our genial Governor, Earl Warren, is celebrating his birthday anniversary, now, therefore, be it

Resolved by the Assembly of the State of California, That the Members of this Assembly, on behalf of the people of the State of California, hereby congratulate Governor Warren, and extend to him hearty felicitations upon this anniversary of his natal day; and be it further

Resolved, That the Chief Clerk of the Assembly transmit a suitably prepared copy of this resolution to Governor Earl Warren as an expression of warm regard and good wishes on his birthday.

Names Added as Co-Authors by Unanimous Consent

By unanimous consent, the names of all members present were added as co-authors of House Resolution No. 117.

Request for Unanimous Consent

Mr. Wollenberg asked for, and was granted, unanimous consent to take up House Resolution No. 117, at this time, without reference to committee or file.

Resolution read, and adopted unanimously.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 614—An act to amend Sections 9765, 9791, 13538, 13571, 13576, and 13579, and to repeal Sections 13572, 13574, 13575, 13577, 13580, and 13604 of, the Government Code, relating to the State Printing Office.

Bill read third time.

Motion to Amend

Mr. Field moved the adoption of the following amendment:

Amendment No. 1

On page 2, line 47, of the printed bill, after "such", insert "compositors, bookbinders, pressmen, assistants and such other".

Amendment read, and adopted.

Bill ordered reprinted, and re-engrossed.

ANNOUNCEMENT OF COMMITTEE MEETINGS

It was announced that the following committees would hold meetings:

At 2 p.m. today in the Assembly Chamber—
Revenue and Taxation.

At 2.30 p.m. today in Room 426—
Conservation, Planning, and Public Works.

At 3 p.m. today—
Governmental Efficiency and Economy.

At 9 a.m. tomorrow, Thursday, March 20th—
Joint Interim Committee on Housing.
Subcommittee of Ways and Means (on Investment) in Room 426.

At 8 p.m. tomorrow, Thursday, March 20th—
Civil Service and State Personnel.

At 8 p.m., Monday, March 24th—
Finance and Insurance.

At 3 p.m., Wednesday, March 26th—
Manufacturing, Oil, and Mining Industry.

It was announced that the following committees would not hold meetings:

Tonight—
Education.

Tomorrow—
Manufacturing, Oil, and Mining Industry.

GUESTS EXTENDED PRIVILEGE OF ASSEMBLY FLOOR

On request of Mr. Allen, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Ted Merrill and Gordon Marshall of Fair Oaks.

On request of Mr. Kirkwood, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Miss Coomb and Mr. Mulkey, faculty members of the Fremont Union High School of Sunnyvale, and the following pupils: Keith Adamson, Madeline Alves, George Pauline, Phil Bettencourt, Silvio Borello, Carmen Canton, Angela Cassulo, Mary Castagnolo, Maxine Caviglia, Lucille Di Leonardo, Robert Drysdale, Glenn Foreman, David Frembling, Joyce Frembling, Betty Friley, Jo Ann Huber, Marilyn Maas, Nick Mariani, Josie Martin, William McFadden, Peter Mesa, Jon Mintz, Bob Morris, Jimmie Myers, Yvonne Nave, Mary Padilla, Charles Passantino, Frank Perez, Alice Poso, Elaine Ravalin, Pauline Radoni, Dorothy Ross, Antonette Sanchez, Kiyoko Shinke, Elmer Silveria, Eugene Silvers, Milan

Soso, Don Soule, Jewyl Stowell, James Tanous, Retha Tibbitts, Murle Trickel, Edward Vallotton, Frances Yglesias, Edna Link, Miss Coomb, Mr. Mulkey, Betty Vanderbeck, and Emery Mintz.

On request of Mr. Geddes, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. Morris Wilson and Miss Clarinda Sievers of Pomona.

On request of Mr. McCollister, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Bob Brusatori and J. S. Peters of San Rafael.

On request of Mr. Stanley, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Dale H. Hinly of Santa Ana.

On request of Mr. Ralph C. Dills, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Rollins McFadyen of Los Angeles.

On request of Mr. Dickey, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Glenn A. Baxter and J. C. Spencer of Alameda.

On request of Mr. Debs, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to I. L. Bateman, representing Los Angeles Department of Water and Power.

On request of Messrs. Thorp and Weber, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Miss Vera Brown and Miss Pearl Sifford, faculty members of Stockton Chapter No. 41 Scholarship Federation of Stockton, and the following students: Judith Alles, Margaret Alley, Anna May Banovitch, T. S. Barton, Mary Ann Blair, Lilly Blickle, Dorothy Bonnifield, Harold Burch, Eloise Busalachi, Sidney Carlin, Lesley Clark, Frances Colliver, Marcia Coblentz, Leotomae Crocco, Allen N. Croft, Frank Culver, Betty Sue Curtis, Marian Danska, Joy De Ferrari, Nancy Lee Denton, Bob Driggs, Eugene Early, Beverly Fetsch, Francis Filippini, Shirley Flaningam, Lida Diane Foulkes, Loismae Garibaldi, Marilyn Graffis, Jack Graham, Mary Lee Halford, Janice Hammond, Pat Hardesty, Margaret Harrison, Audrey Higdey, Patricia Holliger, Marian Hoskins, Burley Howe, Marilyn Ilgenfritz, Dixie Ingram, Carolynne Isaacson, John Jenkins, Mary Helen Keppel, Helen Kessel, Zoe King, Diane Korbholz, Merrill Krout, Shirley Lee, Annie Louie, Betty Lucas, Mildred McKay, Mary Ng, Donna Odell, Peggy Pickering, May Passadore, Eva Peters, Maxine Pounds, Doris Reed, Doris Ritchie, Aldo Rossi, Thelma Ruff, Joan Schediwy, Mary Jo Schwartz, Bill Solomon, Alan Talt, Janet Thienes, Anne Toy, Joan Von Berg, Jack Waldron, Ben Waller, Patricia Mae Wong, and Marion Young.

On request of Mr. Thurman, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to C. Edmunds of Truckee.

On request of Mr. Gannon, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Martin McDonough of Sacramento.

On request of Mr. Dunn and the Alameda Delegation, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. Adah Dodge, Mrs. Eleanor Holcombe, Mrs. Beulah

Ray White, Mrs. Ella Bishop, Mrs. Beth Hooper, Mrs. Adelaide Waddell, Mrs. Lina W. Deadrick, Mrs. Marie H. Johnston, Mrs. A. Schabarum, Mrs. Edward Hooper of Oakland and Mrs. F. Johnston of Berkeley.

On request of Mr. Gaffney and the San Francisco Delegation, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. John C. Minudri, Mrs. Daniel F. Del Carlo, Mrs. Louis H. Mooser, Jr., Mrs. Ramsay Oppenheim, Jr., Mrs. William E. Gordon, Mrs. Joseph C. Sharp, Mrs. S. Spiro, Mrs. Max Grabstein, Mrs. Henry Newburgh, Mrs. Philip Levin, Mrs. James Anderson, Mrs. Mary Ryan and Mrs. Elizabeth Smith of San Francisco.

On request of Mr. Thurman, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to E. T. Botts of Roseville.

On request of Mr. Brown, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to C. E. Plummer of Modesto.

On request of Mr. Grant, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Brennan S. Thomas of Long Beach.

On request of Mr. Knight, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to F. V. Frey of Pasadena.

On request of Mr. Stewart, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to E. L. Bettannier of Pasadena.

ADJOURNMENT

At 11 a.m., on motion of Mr. Dickey, the Speaker declared the Assembly adjourned until 10 a.m., Thursday, March 20, 1947.

SAM L. COLLINS, Speaker

GERALDINE B. HADSELL, Minute Clerk

CALIFORNIA LEGISLATURE
FIFTY-SEVENTH (GENERAL) SESSION

ASSEMBLY DAILY JOURNAL

TWENTY-SEVENTH LEGISLATIVE DAY
SEVENTY-FOURTH CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO
Thursday, March 20, 1947

The Assembly met at 10 a.m.
Hon. Sam L. Collins, Speaker of the Assembly, presiding.
Chief Clerk Arthur A. Ohnimus at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—78.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. Raymond Renwald:

Deliver me, O Lord, from my necessities: See my abjection and my labor, and forgive me my sins. To Thee, O Lord, have I lifted up my soul: In Thee, O God, have I put my trust; let me not be confounded. Glory be to the Father, and to the Son, and to the Holy Ghost; as it was in the beginning, is now and ever shall be, world without end—AMEN.

READING OF THE JOURNAL DISPENSED WITH

On motion of Mr. Thorp, further reading of the Journal of the previous legislative day was dispensed with.

COMMUNICATIONS

By the Chief Clerk:

The following communication was received, read, and ordered printed in the Journal:

CAPITOL CORRESPONDENTS ASSOCIATION OF CALIFORNIA
SACRAMENTO, March 19, 1947

Hon. Arthur A. Ohnimus
Chief Clerk, Assembly, Sacramento, California

DEAR MR. OHNIMUS: The Standing Committee of the Capitol Correspondents Association has examined application for authentication as accredited press representative, and recommends the following action:

Approved for press card:

Associated Press—Morrie Landsberg, replacing Van Harbert.

Sincerely,

EARL C. BEHRENS, President

By unanimous consent, the Members of the Assembly ratified the above action as taken by the Capitol Correspondents Association of California.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

The following resolution was offered:

Assembly Concurrent Resolution No. 51: By Mr. Fletcher—Relative to approving certain amendments to the Charter of the City of Long Beach, State of California, ratified by the qualified electors of said city at a special municipal election held therein on the eleventh day of February, 1947.

Request for Unanimous Consent

Mr. Fletcher asked for unanimous consent to take up Assembly Concurrent Resolution No. 51, at this time, without reference to committee print, or file, and that the same be considered engrossed.

Mr. Evans withheld unanimous consent.

Assembly Concurrent Resolution No. 51 ordered referred to the Committee on Rules.

COMMUNICATIONS

By Speaker Collins:

The following telegrams were received, read, and ordered printed in the Journal:

SAN FRANCISCO, CALIFORNIA, March 19, 1947

Speaker of the State Assembly
Sacramento, California

May we take this method of informing you and the State Legislature that the American Legion San Francisco County Council has not sponsored any proposed march to the State Capitol relative to the veterans housing situation. We have not sponsored this proposed trip, rather, to the contrary, we are opposed to the procedure. Any use of the name San Francisco County Council American Legion by any individual or groups in connection with this particular trip is wholly unauthorized.

FRED COULMAN, Commander.

SAN FRANCISCO, CALIFORNIA, March 19, 1947

Speaker, State Assembly of California
Sacramento, California

This will call to your attention that apparently certain groups are purporting to be veterans organizations have proposed a motorcade or other means of going to the State Capitol of California for the purpose of contacting the Governor or Members of the State Legislature relative to veterans housing conditions. Please be advised that while the Jewish war veterans are for remedying conditions for veterans, nevertheless we do not sponsor this type of action; and, therefore, desire to inform you that

we, as an organization, are in no manner whatsoever a part of this proposed caravan, nor do we sponsor in any other manner nor have any connection with it.

IRVING KLEIN, Department Commander
Jewish War Veterans of United States

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolution was offered:

Assembly Concurrent Resolution No. 52: By Messrs. Erwin and Field—Relative to declaring the golden trout the official State Fish of California.

Referred to Committee on Fish and Game.

REPORTS OF STANDING COMMITTEES

Committee on Public Health

ASSEMBLY CHAMBER, SACRAMENTO, March 19, 1947

MR. SPEAKER: Your Committee on Public Health, to which was referred:

Assembly Bill No. 1914

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

DEBS, Chairman

Above reported bill ordered to second reading.

Committee on Conservation, Planning, and Public Works

ASSEMBLY CHAMBER, SACRAMENTO, March 19, 1947

MR. SPEAKER: Your Committee on Conservation, Planning, and Public Works, to which was referred:

Assembly Bill No. 1339

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, do pass, as amended, and re-refer to Committee on Ways and Means.

McMILLAN, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, March 19, 1947

MR. SPEAKER: Your Committee on Conservation, Planning, and Public Works, to which was referred:

Assembly Bill No. 2266

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

McMILLAN, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, March 19, 1947

MR. SPEAKER: Your Committee on Conservation, Planning, and Public Works, to which was referred:

Assembly Bill No. 2467

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

McMILLAN, Chairman

Above reported bill ordered to second reading.

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, March 19, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 4	Assembly Bill No. 563
Assembly Bill No. 76	Assembly Bill No. 564
Assembly Bill No. 117	Assembly Bill No. 901
Assembly Bill No. 130	Assembly Bill No. 902
Assembly Bill No. 144	Assembly Bill No. 1003
Assembly Bill No. 146	Assembly Bill No. 1091
Assembly Bill No. 406	Assembly Bill No. 1395
Assembly Bill No. 432	Assembly Bill No. 1398
Assembly Bill No. 519	Assembly Bill No. 1988
Assembly Bill No. 562	Assembly Bill No. 2263

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, March 20, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 74
Assembly Bill No. 896

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, March 19, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 2645—An act making an appropriation for the contingent expenses of the Assembly, without regard to fiscal years, including committee expenses, to take effect immediately;

Assembly Bill No. 2646—An act making an appropriation for mileage of the Members and Officers of the Assembly, without regard to fiscal years, to take effect immediately;

And reports that the same have been correctly enrolled, and presented to the Governor on the nineteenth day of March, 1947, at 2 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, March 20, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 614
Assembly Bill No. 724

And reports the same correctly re-engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

RE-REFERENCE OF BILLS

By order of the Speaker, the following bill was withdrawn from the file, and re-referred as follows:

Assembly Bill No. 74 re-referred to Committee on Military Affairs.

REQUEST FOR UNANIMOUS CONSENT THAT ASSEMBLY BILL NO. 1328 BE WITHDRAWN FROM THE COMMITTEE ON FINANCE AND INSURANCE, BE PLACED UPON THE FILE, AND BE RE-REFERRED

Mr. Geddes asked for, and was granted, unanimous consent that Assembly Bill No. 1328 be withdrawn from the Committee on Finance and Insurance, be placed upon the file, for purpose of amendment, at this time, and be re-referred to the Committee on Finance and Insurance.

CONSIDERATION OF ASSEMBLY BILL NO. 1328 (BY UNANIMOUS CONSENT)

Assembly Bill No. 1328—An act to amend Section 39 of the Unemployment Insurance Act, relating to the rate of contributions.

Bill read second time.

Motion to Amend

Mr. Geddes moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 6, of the printed bill, strike out "and prior to December 31, 1947."

Amendment No. 2

On page 1, line 11, of the printed bill, after "period", insert "except as otherwise provided in subsections (b) and (c)."

Amendment No. 3

On page 2 of the printed bill, strike out lines 4 to 10, inclusive, and insert "(b) After December 31, 1947 whenever the balance in the Unemployment Fund, on January 1st of any calendar year, exclusive of any amounts available for transfer to the Disability Fund, equals 7½ percent of the wages in employment subject to this act paid during the 12 month period ending upon the computation date immediately preceding such January 1st employers shall pay into the Unemployment Fund contributions for such calendar year upon all wages with respect to which contributions become due and payable for employment subject to this act at rates as provided hereinafter."

Amendment No. 4

On page 3, line 12, of the printed bill, strike out "(b)" and insert "(c)".

Amendment No. 5

On page 3, line 26, of the printed bill, after "(a)", insert "or (b)".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

CONSIDERATION OF DAILY FILE
SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 1527—An act to add Section 2186.1 to the Welfare and Institutions Code, relating to aid to the aged.

Bill read second time, and ordered engrossed.

Assembly Bill No. 224—An act to amend Section 1557 of the Penal Code, relating to fugitives from justice.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1668—An act to add Section 7.5 to the Welfare and Institutions Code, relating to administration of oaths.

Bill read second time, and ordered engrossed.

Assembly Bill No. 93—An act to amend Sections 2024 and 2186 of the Welfare and Institutions Code, relating to aid to the aged.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Social Welfare:

Amendment No. 1

In line 3 of the title of the printed bill, strike out the period, and insert ", and declaring the urgency thereof, to take effect immediately."

Amendment No. 2

On page 1 of said bill, strike out line 22, and insert

"SEC. 2. It is and always has been the intent of the Legislature that the United States Government shall receive its proportionate share of moneys refunded by or on behalf of recipients of aid to the aged.

SEC. 3. Section 2186 of said code is amended to read:".

Amendment No. 3

On page 2, line 27, of said bill, strike out "SEC. 3.", and insert "SEC. 4."

Amendment No. 4

On page 2 of said bill, after line 30, insert

"SEC. 5. This act is hereby declared to be an urgency measure necessary for the immediate preservation of the public peace, health or safety within the meaning of Section 1 of Article IV of the Constitution and shall therefore go into immediate effect. A statement of the facts constituting such necessity is as follows:

Amendments to the Federal Social Security Act, effective October 1, 1946, have increased federal participation in certain grants of aid to the aged to an amount in excess of one-half of the amount of the grant to the recipient, thereby changing the formula upon which the provisions of the Welfare and Institutions Code amended by this act were based.

The rules of the Federal Social Security Administration require that a proportionate share of refunds collected be returned to the Federal Treasury. Inability of this State to comply with this requirement will jeopardize the receipt of federal grants-in-aid for old age security aid, and the discontinuance of such grants would disrupt the entire program for aid to the aged, reduce the amount of many grants, and render many recipients ineligible to continue to receive aid. To prevent the resultant hardship and confusion, it is necessary that this act take effect immediately."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 721—An act to amend Section 3051 of, and to add Section 3052 to, the Welfare and Institutions Code, relating to the prevention and cure of blindness, and to the powers and duties of the Department of Social Welfare in connection therewith.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Social Welfare:

Amendment No. 1

On page 1 of the printed bill, strike out lines 13 to 16, inclusive, and insert "ment after a full investigation of each case by the advisory committee of ophthalmologists or by an ophthalmologist who has been designated by the advisory committee."

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 722—An act to amend Section 3083 of the Welfare and Institutions Code, relating to aid to the needy blind.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Social Welfare:

Amendment No. 1

On page 1, line 10, of the printed bill, strike out "the Division for the Blind in".

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 723—An act to amend Section 3471 of the Welfare and Institutions Code, relating to aid to the partially self-supporting blind.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Social Welfare:

Amendment No. 1

On page 1, line 10, of the printed bill, strike out "the Division for the Blind in".

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2283—An act to add Section 1268.5 to the Code of Civil Procedure, relating to the procedure of escheating and vesting property in the State.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Judiciary:

Amendment No. 1

On page 1, line 25, of the printed bill, strike out "list", and insert "listed".

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1022—An act to repeal an act entitled "Motor Carrier Transportation Agent Law," approved May 15, 1933, and to add two new sections to Part 1, Title 15, Chapter 2 of the Penal Code, to be known as Sections 654.1 and 654.2 of the Penal Code, concerning transportation of persons.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Transportation and Commerce:

Amendment No. 1

Strike out lines 1, 2, 3, 4, and 5, inclusive, of the title of the printed bill, and insert "An act to repeal "An act to define motor carrier transportation agent; to provide for the regulation, supervision and licensing thereof, and to provide for the enforcement of said act and penalties for the violation thereof; and repealing an act entitled 'An act to define motor carrier transportation agent; to provide for the regulation, supervision and licensing thereof, and to provide for the enforcement of said act and penalties for the violation thereof,' approved June 5, 1931, and all acts or parts of acts inconsistent with the provisions of this act," approved May 15, 1933, and to add Sections 654.1, 654.2, and 654.3 to the Penal Code, relating to transportation of persons."

Amendment No. 2

On page 1 of said bill, strike out lines 1 through 23, inclusive; and on page 2, strike out lines 1 through 13, inclusive, and insert

"SECTION 1. The act cited in the title hereof is repealed.

SEC. 2. Section 654.1 is added to the Penal Code, to read:

654.1. It shall be unlawful for any person, acting individually or as an officer or employee of a corporation, or as a member of a copartnership or as a commission agent or employee of another person, firm or corporation, to sell or offer for sale or, to negotiate, provide or arrange for, or to advertise or hold himself out as one who sells or offers for sale or negotiates, provides or arranges for transportation of a person or persons on an individual fare basis over the public highways of the State of California unless such transportation is to be furnished or provided solely by, and

such sale is authorized by, a carrier having a valid and existing certificate of convenience and necessity, or other valid and existing permit from the Public Utilities Commission of the State of California, or from the Interstate Commerce Commission of the United States, authorizing the holder of such certificate or permit to provide such transportation.

SEC. 3. Section 654.2 is added to the Penal Code, to read:"

Amendment No. 3

On page 2 of said bill, strike out lines 34 through 42, inclusive, and insert "SEC. 4. Section 654.3 is added to the Penal Code, to read:

654.3. Violation of Section 654.1 shall be a misdemeanor, and upon first conviction the punishment shall be a fine of not over two hundred fifty dollars ($250), or imprisonment in jail for not over 90 days, or both such fine and imprisonment. Upon second conviction the punishment shall be imprisonment in jail for not less than 30 days and not more than 180 days. Upon a third or subsequent conviction the punishment shall be confinement in jail for not less than 90 days and not more than one year, and a person suffering three or more convictions shall not be eligible to probation, the provisions of any law to the contrary notwithstanding."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 453—An act to add Section 2163.3 to the Welfare and Institutions Code, relating to aid to the aged, declaring rents not income; and declaring the urgency thereof, to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Social Welfare:

Amendment No. 1

On page 1, line 5, of the printed bill, strike out "1946", and insert "1947".

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 454—An act to add Section 3084.5 to the Welfare and Institutions Code, relating to aid to the needy blind, declaring rents received not income; and declaring the urgency thereof, to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Social Welfare:

Amendment No. 1

On page 1, line 5, of the printed bill, strike out "1946", and insert "1947".

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 862—An act to amend Sections 3025, 3084, and 3087 of the Welfare and Institutions Code, relating to aid to the needy blind, increasing the amount thereof, and making an appropriation.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Social Welfare:

Amendment No. 1

On page 1, line 7, of the printed bill, strike out "and not an inmate of any institution supported"; strike out line 8; and in line 9, strike out "divisions,".

Amendment No. 2

In line 1 of the title of the printed bill, between "3084", and the comma, insert ", 3087.1".

Amendment No. 3

On page 1, lines 9 and 10, of the printed bill, strike out "four hundred twenty dollars ($420)", and insert "seven hundred eighty dollars ($780)".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendments is indicated by being enclosed within brackets.

Amendment No. 4

On page 2, of said bill, after line 47, insert

"SEC. 4. Section 3087.1 of said code is amended to read:

3087.1. From the sums appropriated in Section 3025 of this code the State Treasurer shall pay to each county an additional amount, which shall be used exclusively for aid to the needy blind under this chapter, equal to [one-half of] *five dollars ($5) less than* the *monthly* remainder of the sums expended by the county as aid to the needy blind under this chapter after deducting from the sums so expended the amount paid to the county under subdivision 1 of Section 3087 of this code, except that the State shall pay the county the full amount of aid granted any person otherwise qualified who has resided in the State for the required period and who has no county residence, after deducting the amount paid with respect to such person under subdivision 1 of Section 3087."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 863—An act to amend Sections 3420, 3472, and 3480 of the Welfare and Institutions Code, relating to aid to partially self-supporting blind.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Social Welfare:

Amendment No. 1

On page 1, lines 9 and 10, of the printed bill, strike out "five hundred eighty-eight dollars ($588)", and insert "seven hundred eighty dollars ($780)".

Amendment No. 2

On page 2, line 21, of said bill, strike out "seven-tenths", and insert "the full amount".

Amendment No. 3

On page 2, line 22, of said bill, between "chapter", and the comma, insert "less five dollars ($5) per case per month".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 607—An act to amend Section 360 of the Code of Civil Procedure, relating to the statute of limitations on promissory notes.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

On page 1, line 15, of the printed bill, strike out "has", and insert "would otherwise have".

Amendment No. 2

On page 1, line 15, of the printed bill, following "or", insert "on".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 782—An act to amend Sections 422 and 423 of the Probate Code, relating to the administration of estates of decedents.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Sections 422 and", and insert "Section".

Amendment No. 2

On page 1 of the printed bill, strike out all of lines 1 to 22, inclusive.

Amendment No. 3

On page 1, line 23, of the printed bill, strike out "Sec. 2", and insert "Section 1"; and in the same line, strike out "Said code", and insert "the Probate Code".

Amendment No. 4

On page 2 of the printed bill, strike out all of line 1, and "next of kin entitled to share in the estate, filed in court." in line 2, and insert "the written request, filed in court, of the person entitled, or of any heir at law or next of kin who is a resident of the United States, although not a resident of this State, and who is entitled to succeed to some portion of the estate."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1111—An act to add Section 6a to an act entitled "An act authorizing the establishment of municipal courts, prescribing their constitution, regulation, government, procedure and jurisdiction, and providing for the election and appointment of the judges, clerks and other attaches of such courts, their terms of office, qualification and compensation and for the selection of jurors therein," approved May 23, 1925, relating to municipal courts.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

On page 1, line 3, of the printed bill, after "Sec. 6a", insert "The judges of the municipal court in a city or city and county of the first class shall appoint one clerk who shall also act as secretary to the judges of said court, who shall receive a monthly salary of eight hundred dollars ($800)."

Amendment No. 2

On page 2, line 15, of said bill, strike out "Twenty-eight", and insert "Twenty-seven".

Amendment No. 3

On page 2 of said bill, after line 26, insert "One deputy clerk (telephone operator) who shall receive a minimum salary of two hundred dollars ($200) monthly, with annual increments of ten dollars ($10) monthly effective the first of the month following anniversary of appointment, to a maximum of two hundred fifty dollars ($250) monthly."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, March 19, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted:

Assembly Concurrent Resolution No. 49

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Assembly Concurrent Resolution No. 49 ordered enrolled.

SENATE CHAMBER, SACRAMENTO, March 18, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted:

Senate Concurrent Resolution No. 28

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS

The following resolution was read:

Senate Concurrent Resolution No. 28—Relative to approving certain amendments to the charter of the City of San Leandro, a municipal corporation of the County of Alameda, State of California, voted for and ratified by the qualified electors of said city at a special municipal election held therein on the eighteenth day of February, 1947.

Ordered held at desk without reference to committee.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, March 19, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed:

Senate Bill No 117
Senate Bill No. 132
Senate Bill No. 298
Senate Bill No. 318
Senate Bill No. 319
Senate Bill No. 323
Senate Bill No. 324
Senate Bill No. 352
Senate Bill No. 364
Senate Bill No. 365
Senate Bill No. 387
Senate Bill No. 462
Senate Bill No. 587
Senate Bill No. 660
Senate Bill No. 662
Senate Bill No. 741
Senate Bill No. 742
Senate Bill No. 755
Senate Bill No. 1155

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS (RESUMED)

The following bills were read the first time:

Senate Bill No. 117—An act to amend Section 4105 of the Political Code and Section 29821 of the Government Code, relating to registered warrants.

Referred to Committee on Governmental Efficiency and Economy.

Senate Bill No. 132—An act to amend Section 111 of the County Employees Retirement Act of 1937 and Section 31671 of the Government Code, relating to compulsory retirement, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Municipal and County Government.

Senate Bill No. 298—An act to amend Section 6 of an act entitled "An act to create an Agricultural Research Study Committee, provide for its powers and duties, and making an appropriation," approved March 12, 1946, relating to the Agricultural Research Study Committee.

Referred to Committee on Agriculture.

Senate Bill No. 318—An act to amend Section 13373 of the Government Code, relating to the Purchasing Revolving Fund.

Referred to Committee on Governmental Efficiency and Economy.

Senate Bill No. 319—An act to amend Sections 13640 and 13643 and to repeal Sections 13642, 13644, and 13645 of the Government Code, relating to state printing funds.

Referred to Committee on Governmental Efficiency and Economy.

Senate Bill No. 323—An act to amend Section 19431 of the Business and Professions Code, relating to the general office of the California Horse Racing Board.

Referred to Committee on Public Morals.

Senate Bill No. 324—An act to amend Sections 16500, 16501, 16503, 16508, 16521, 16523, 16531, and 16533 of the Government Code and to repeal an act entitled "An act to authorize and control the deposit in banks of money belonging to or in the custody of the State and to repeal all acts or parts of acts in conflict with this act," approved April 12, 1923, and an act entitled "An act providing for the designation of money in the State Treasury as surplus money, authorizing the investment and reinvestment of such money in certain classes of bonds, directing the disposal of interest or premium received therefrom and permitting the subsequent sale or exchange of the bonds so purchased," approved June 10, 1913, relating to the deposit of state funds.

Referred to Committee on Finance and Insurance.

Senate Bill No. 352—An act to add Section 13943.5 to the Government Code, relating to the collection of taxes, licenses, fees, or other money.

Referred to Committee on Governmental Efficiency and Economy.

Senate Bill No. 364—An act to amend Section 13942 of the Government Code, relating to authorization by the State Board of Control discharging state agencies from accountability for the collection of taxes, licenses, fees, or other money.

Referred to Committee on Governmental Efficiency and Economy.

Senate Bill No. 365—An act to add Section 13145 to the Government Code, relating to refunds.

Referred to Committee on Governmental Efficiency and Economy.

Senate Bill No. 387—An act to amend Section 307 of the Agricultural Code, relating to meat.

Referred to Committee on Agriculture.

Senate Bill No. 462—An act to amend Section 132.5 of the Agricultural Code, relating to the control of pests on property belonging to or under the control of public agencies.

Referred to Committee on Agriculture.

Senate Bill No. 587—An act to amend Section 21658 of the Water Code, relating to nomination of candidates for offices in irrigation districts.

Referred to Committee on Agriculture.

Senate Bill No. 660—An act to amend Section 6 of an act entitled "An act to promote the welfare of the poultry industry of the State of California; to encourage the breeding of poultry stock through public testing and demonstration of the results of superior breeding, and to make an appropriation," approved July 22, 1939, relating to the Poultry Improvement Commission.

Referred to Committee on Livestock and Dairies.

Senate Bill No. 662—An act to amend Section 1 of an act entitled "An act to promote the welfare of the poultry industry of the State of California; to encourage the breeding of poultry stock through public testing and demonstration of the results of superior breeding, and to make an appropriation," approved July 22, 1939, relating to the Poultry Improvement Commission.

Referred to Committee on Livestock and Dairies.

Senate Bill No. 741—An act to amend Sections 1083, 1083.3, 1083.5, 1089, and 1091 of the Agricultural Code, relating to commercial feeding stuffs.

Referred to Committee on Agriculture.

Senate Bill No. 742—An act to add Section 1066.1 to the Agricultural Code, relating to economic poisons sales.

Referred to Committee on Agriculture.

Senate Bill No. 755—An act to amend the title of, and Sections 1 to 6 inclusive of "An act authorizing municipalities to declare noxious and dangerous weeds growing upon the streets or sidewalks, or upon private property within municipalities, to be a public nuisance, creating a lien upon the property fronting upon such streets or sidewalks or upon which such nuisance exists for the cost of abating the same," approved May 26, 1915, relating to removal of weeds and rubbish.

Referred to Committee on Municipal and County Government.

Senate Bill No. 1155—An act relating to the disposition of moneys received by the State Controller as restitutions from former recipients of unemployment relief under the California Unemployment Relief Act of 1935, abolishing the State Controller S.R.A. Restitution Fund and transferring the balance therein to the General Fund, and repealing an

act entitled "An act creating a special fund in the State Treasury for the deposit of restitutions received by the State from former recipients of relief under the provisions of the 'California Unemployment Relief Act of 1935,' making a transfer of funds to this fund, making an appropriation to the State Controller for continued collection of restitutions, to take effect immediately," approved January 31, 1943.

Referred to Committee on Governmental Efficiency and Economy.

COMMUNICATIONS

By Mr. Anderson:

The following opinion of the Legislative Counsel was received, read, and ordered printed in the Journal:

Opinion of Legislative Counsel

STATE OF CALIFORNIA, OFFICE OF LEGISLATIVE COUNSEL
SACRAMENTO, March 19, 1947

Designation of Legislative Sessions—No. 3240

Honorable Glenn M. Anderson
Assembly Chamber

DEAR MR. ANDERSON: You have asked us to advise you how legislative sessions should be designated in order that they may be properly identified in view of the adoption of the amendment to Section 2 of Article IV of the Constitution to provide for annual sessions. This section of the Constitution now provides in part that:

"All *regular* sessions in odd numbered years shall be known as general sessions.

"All *regular* sessions in even numbered years shall be known as budget sessions * * *"

It will be observed that each annual session is a "regular" session regardless of whether it is a general session or a budget session.

It therefore appears that the session to be held in 1948 will be the Fifty-eighth Regular Session of the Legislature and the session in 1949 will be the Fifty-ninth Regular Session. (The 1948 session could, however, be designated the "Regular Budget Session of the Fifty-seventh Legislature," and the 1949 session the "Regular General Session of the Fifty-eighth Legislature," but this form of designation has been used only occasionally.)

An examination of the statutes indicates that sessions have most commonly been designated by the number of the session. However, they are sometimes also designated the "Regular Session of the_____Legislature." The reason for this style appears to be that special sessions have become more frequent and are commonly bound in the same volume with the statutes of a regular session. Thus, the fly leaf of the Statutes of 1945 refers to the laws passed at the Third and Fourth Extraordinary Sessions of the Fifty-fifth Legislature, 1944, and the Regular Session of the Fifty-sixth Legislature, 1945. However, the heading on the page where the statutes of the 1945 regular session commences reads "Statutes of California Passed at the Fifty-sixth Session of the Legislature."

It so happens that the number of regular sessions and the number of legislatures has been the same to date. During the early years of the history of the State when annual sessions were held, the Members of the Assembly were elected for one-year terms and the Senate for two-year terms. When the Constitution was changed to provide for biennial sessions the terms of the members were changed to two and four years respectively. Hereafter, however, there will be two regular sessions of the Legislature during which the membership will be the same.

Generally speaking, the manner in which the sessions are designated is a question of style and is important only insofar as uniformity is desirable in the records of the houses of the Legislature to avoid confusion. There are, however, occasional references to sessions in the statutes, such as in duration clauses, providing that a statute remains in force only until a given time after a designated session. Any such provision should be carefully checked to ascertain whether it is ambiguous or whether it may terminate sooner than anticipated.

There is no constitutional or statutory requirement as to the manner in which sessions of the Legislature are designated. If the Legislature should so desire it can refer to the "1948 Regular Session," or the "1948 Budget Session," or the "1948 Regular Budget Session," and similarly to the 1949 Session, without designating them as the Fifty-eighth or Fifty-ninth Sessions or as the Budget Session of the Fifty-seventh Legislature or General Session of the Fifty-eighth Legislature. One obvious advantage in doing so is that such a designation conveys a great deal more information to all persons except those closely connected with the Legislature.

In order to insure uniformity and to serve as a guide to the members and officers of the Legislature and others interested, it would be appropriate to include the subject of manner of designating legislative sessions in the Joint Rules of the Legislature.

Very truly yours,

FRED B. WOOD, Legislative Counsel
By LAWRENCE G. ALLYN, Deputy

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolution was offered:

Assembly Concurrent Resolution No. 53: By Mr. Stewart—Relative to approving certain amendments to the charter of the City of Pasadena, State of California, ratified by the qualified electors of said city at a special municipal election held therein on the thirteenth day of March, 1947.

Request for Unanimous Consent

Mr. Stewart asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 53, at this time, without reference to committee, print, or file, and that the same be considered engrossed.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 53

Assembly Concurrent Resolution No. 53—Relative to approving certain amendments to the charter of the City of Pasadena, State of California, ratified by the qualified electors of said city at a special municipal election held therein on the thirteenth day of March, 1947.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Burke, Burns, Butters, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Clayton A. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, McCollister, McMillan, Miller, Nicholse, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—67.

NOES—None.

Resolution ordered printed, and transmitted to the Senate.

Motion to Place Rush Order Upon Printing of Assembly Concurrent Resolution No. 53

Mr. Stewart moved that a rush order be placed upon the printing of Assembly Concurrent Resolution No. 53.

Motion carried.

RESOLUTIONS

The following resolution was offered:

By Mr. Thomas:

House Resolution No. 118

Relating to expenditure of moneys derived from the license fee on fish

WHEREAS, On January 28, 1947, this Assembly adopted House Resolution No. 65 requesting the Fish and Game Commission to transmit to this Assembly not later than the reconvening of the Fifty-seventh Session following the constitutional recess a report and an accounting of all sums of money expended and the purpose for which they were expended since 1935 by the Fish and Game Commission pursuant to Section 1019 of the Fish and Game Code; and

WHEREAS, A report pursuant to such House resolution has been received and is set forth in the Assembly Journal for March 18, 1947; and

WHEREAS, The information contained in such report does not give to the Members of this Assembly the most full and complete information possible concerning

the fishing industries and action taken by the State of California concerning them insofar as expenditures pursuant to Section 1019 of the Fish and Game Code are involved; and

WHEREAS, Section 1019 of the Fish and Game Code provides for the expenditure of moneys from the license fee for certain fish within the districts from which the revenues are derived and subdivision (d) of Section 2 of the Fish and Game Code defines a district for the purposes of that code as a fish and game district; and

WHEREAS, The Report of the Fish and Game Commission indicates that the expenditure of moneys pursuant to Section 1019 indicates that it was expended in Northern California, Monterey, and Southern California, which indefinite areas of the State are not fish and game districts under the law of this State; and

WHEREAS, The Report of the Fish and Game Commission indicates that the Legislature should be advised of the accounting methods followed by the Fish and Game Commission in order to comply with Section 1019 and other provisions of the Fish and Game Code and of the financial practices related thereto; now, therefore, be it

Resolved by the Assembly of the State of California, That the Fish and Game Commission is requested to transmit to this Assembly at the earliest possible date all of the following information:

(a) An itemized accounting of all moneys expended pursuant to Section 1019 of the Fish and Game Code since July 1, 1935, classified as to the object of such expenditure in accordance with the objects indicated in Section 1019 and further classified to show the amount of money expended for each such object in each fish and game district established as such pursuant to law;

(b) An itemized accounting of all moneys expended pursuant to the last sentence of Section 1015 and Section 1016.5 of the Fish and Game Code giving as complete itemization thereof as is possible;

(c) A complete explanation of the deficit shown to exist on June 30, 1935, and on June 30, 1946, by the report hereinbefore referred to, indicating how such deficit was created, the law pursuant to which it was created, the reason for the estimated increase in such deficit, and the means by which it is proposed eventually to meet such deficit;

(d) A full statement of the accounting procedures followed by the Fish and Game Commission in connection with the expenditure of moneys pursuant to Article 2 of Chapter 5 of Part 2 of Division 4 of the Fish and Game Code; and be it further

Resolved, That the Chief Clerk of the Assembly immediately transmit copies of this resolution to the members of the Fish and Game Commission, and to Mr. Emil J. N. Ott, Jr., Executive Secretary of said commission.

Request for Unanimous Consent

Mr. Thomas asked for unanimous consent to take up House Resolution No. 118, at this time, without reference to committee or file.

Resolution read.

Mr. Erwin withheld unanimous consent.

Motion to Temporarily Suspend the Rules

Mr. Thomas moved that the Rules be temporarily suspended for the purpose of considering House Resolution No. 118, at this time.

Mr. Lowrey seconded the motion.

The roll was called, and the Rules temporarily suspended by the following vote:

AYES—Anderson, Beck, Boyd, Burke, Carey, Collier, George D. Collins, Cooke, Crowley, Lester T. Davis, Doyle, Dunn, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Hawkins, Heisinger, Hinton, James, Johnson, Kilpatrick, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, O'Day, Robertson, Silliman, Stanley, Stephenson, Thomas, Waters, and Weber—40.

NOES—Butters, Clarke, Cramer, M. Philip Davis, Debs, Dolwig, Erwin, Grunsky, Hinckley, Huyck, Kirkwood, McCollister, Price, Sherwin, Thorp, Thurman, Wollenberg, and Mr. Speaker—18.

House Resolution No. 118 read, and adopted.

REQUEST FOR UNANIMOUS CONSENT THAT ASSEMBLY BILL NO. 1944 BE WITHDRAWN FROM THE COMMITTEE ON TRANSPORTATION AND COMMERCE, AND BE RE-REFERRED TO THE COMMITTEE ON REVENUE AND TAXATION

Mr. Hollibaugh asked for, and was granted, unanimous consent that Assembly Bill No. 1944 be withdrawn from the Committee on Transporta-

tion and Commerce, and be re-referred to the Committee on Revenue and Taxation.

REQUEST FOR UNANIMOUS CONSENT THAT MEMBERS BE EXCUSED

At 10.50 a.m., Mr. Ralph C. Dills asked for, and was granted, unanimous consent that he and Messrs. Maloney, Crichton, Caldecott, and Stewart be excused from morning roll calls because they were attending a meeting of the Joint Interim Committee on Housing.

REPORT OF SECOND COMMITTEE ON CONFERENCE

The following report of Second Committee on Conference was received, and read:

ASSEMBLY CHAMBER, SACRAMENTO, March 20, 1947

MR. SPEAKER: The Committee on Conference concerning:

Assembly Bill No. 747—An act to add Section 2042 to the Penal Code, relating to escapes from the California Vocational Institution, and declaring the urgency thereof, to take effect immediately;

Consisting of the undersigned members, has met, and reports that it has agreed to recommend the following:

That the amendments of the Senate be not concurred in, and that the bill be further amended as follows:

Amendment No. 1

In line 5 of the printed bill, strike out "felony or a misdemeanor, in the discretion of the court." immediately following the word "a", and insert "crime and shall be imprisoned in a state prison for not exceeding five years or in the county jail for not exceeding one year."

BUSCH
DILLINGER
JUDAH
Senate Committee on Conference

EVANS
DOYLE
Assembly Committee on Conference

Report read.

Demand for Previous Question

Messrs. Hahn, Weber, Rosenthal, Burke, and Cramer demanded the previous question.

Demand for previous question sustained.

The question being on the adoption of the report of the Second Committee on Conference concerning Assembly Bill No. 747.

The roll was called, and the report adopted by the following vote:

AYES—Allen, Beck, Bennett, Blosser, Boyd, Brady, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cramer, Crichton, Philip M. Davis, Dickey, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Gannon, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Luckel, Lyons, Maloney, Niehouse, Price, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—59.

NOES—Anderson, Berry, George D. Collins, Cooke, Lester T. Davis, Debs, Ralph C. Dills, Fletcher, Gaffney, Hawkins, McMillan, Miller, O'Day, and Robertson—14.

RESOLUTIONS

The following resolution was offered:

By Mr. Dickey:

House Resolution No. 119

Resolved, That the Superintendent of Buildings and Grounds be, and he is hereby authorized and directed to purchase for the Assembly 10 typewriter desks and 10 posture typewriter chairs at a consideration not to exceed $350, and be it further

Resolved, That the State Controller be and he is hereby authorized and directed to draw his warrant from the Contingent Fund of the Assembly in favor of the Superintendent of Buildings and Grounds in a sum not to exceed $350, and the State Treasurer is hereby directed to pay the same, and be it further

Resolved, That the Superintendent of Buildings and Grounds shall furnish vouchers to the Controller for the money so expended by him for the said desks and chairs.

Request for Unanimous Consent

Mr. Dickey asked for, and was granted, unanimous consent to take up House Resolution No. 119, at this time, without reference to committee or file.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, James, Johnson, Kirkwood, Knight, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—72.

NOES—None.

REQUEST FOR UNANIMOUS CONSENT THAT MEMBERS BE EXCUSED

At 11.25 a.m., Mr. Dunn asked for, and was granted, unanimous consent that the members of the Committee on Education be excused, at this time, for the purpose of holding a meeting in the post office.

REQUEST FOR UNANIMOUS CONSENT THAT ASSEMBLY BILL NO. 743 BE WITHDRAWN FROM THE COMMITTEE ON JUDICIARY, AND BE RE-REFERRED

Mr. Price asked for, and was granted, unanimous consent that Assembly Bill No. 743 be withdrawn from the Committee on Judiciary, and be re-referred to the Committee on Public Health.

REQUEST FOR UNANIMOUS CONSENT THAT ASSEMBLY BILL NO. 1947 BE WITHDRAWN FROM THE COMMITTEE ON MUNICIPAL AND COUNTY GOVERNMENT, AND BE RE-REFERRED

Mr. Thompson asked for, and was granted, unanimous consent that Assembly Bill No. 1947 be withdrawn from the Committee on Municipal and County Government, and be re-referred to the Committee on Public Morals.

REQUEST FOR UNANIMOUS CONSENT

Mr. Dickey asked for, and was granted, unanimous consent to take up Senate Concurrent Resolution No. 28, at this time, without reference to committee or file.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 28

Senate Concurrent Resolution No. 28—Relative to approving certain amendments to the charter of the City of San Leandro, a municipal corporation of the County of Alameda, State of California, voted for and ratified by the qualified electors of said city at a special municipal election held therein on the eighteenth day of February, 1947.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Allen, Anderson, Bennett, Berry, Boyd, Brady, Brown, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T.

Davis, Debs, Dickey, Clayton A. Dills, Dolwig, Doyle, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—64.

NOES—None.

Resolution ordered transmitted to the Senate.

RE-REFERENCE OF BILLS

By order of the Speaker, the following bills were withdrawn from the file, and re-referred as follows:

Assembly Bill No. 157 re-referred to Committee on Transportation and Commerce.

Assembly Bill No. 473 re-referred to Committee on Judiciary.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolution was offered:

Assembly Joint Resolution No. 32: By Messrs. Allen, Cramer, Cooke, and Luckel — Relative to memorializing Congress and the President to retain the identity of the Marine Corps in any unification of the armed forces.

Request for Unanimous Consent

Mr. Allen asked for, and was granted, unanimous consent to take up Assembly Joint Resolution No. 32, at this time, without reference to committee, print, or file, and that the same be considered engrossed.

CONSIDERATION OF ASSEMBLY JOINT RESOLUTION NO. 32

Assembly Joint Resolution No. 32—Relative to memorializing Congress and the President to retain the identity of the Marine Corps in any unification of the armed forces.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Allen, Beck, Bennett, Berry, Blosser, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Doyle, Erwin, Evans, Field, Gannon, Grant, Grunsky, Hahn, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Lyons, Maloney, Miller, Niehouse, O'Day, Price, Robertson, Silliman, Stanley, Stephenson, Thompson, Thurman, Waters, and Wollenberg—53.

NOES—Anderson, Brady, M. Philip Davis, Ralph C. Dills, Fletcher, Hawkins, Knight, McMillan, and Stewart—9.

Resolution ordered transmitted to the Senate.

REPORTS OF STANDING COMMITTEES

Committee on Education

ASSEMBLY CHAMBER, SACRAMENTO, March 20, 1947

MR. SPEAKER: Your Committee on Education, to which was referred:

Assembly Bill No. 2273

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, do pass, as amended, and re-refer to Committee on Ways and Means.

DUNN, Chairman

Above reported bill ordered to second reading.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 2273—An act to provide for a comprehensive survey of the System of Publicly Supported Higher Education in California, including the junior colleges, the state colleges and the University of California and making an appropriation therefor, declaring the urgency thereof, to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Education:

Amendment No. 1

On page 1, line 10, of the printed bill, after "conducted.", insert "The Members of the Legislature so appointed are hereby constituted a legislative interim committee on the subject of this act, with all the powers and duties imposed upon such committees by the Joint Rules of the Legislature. The members of the interim committee shall receive no compensation for their services under this act, but shall be reimbursed for their actual and necessary expenses incurred in connection with the performance of their duties hereunder, to be paid out of the appropriation made by Section 2 of this act."

Amendment No. 2

On page 1 of said bill, strike out lines 17 to 20, inclusive, and insert "manner of support thereof. As a part of the survey the State Department of Education and the Regents of the University of California shall investigate the emergency needs of the State for higher education, including such as may exist in Los Angeles County and in Sacramento County, and report on such emergency needs, with recommendations, to the Legislature not later than May 15, 1947. The State Department of Education and the Regents of the University of California shall report the results of the entire survey, together with their recommendations, to the Legislature at its 1948 Regular Session."

Amendment No. 3

On page 2, line 2, of said bill, strike out "during the Ninety-ninth Fiscal Year".

Amendment No. 4

On page 2, line 3, of said bill, strike out "Board" and insert "Department".

Amendment No. 5

On page 2, line 4, of said bill, after "California", insert "during the Ninety-eighth and Ninety-ninth Fiscal Years".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Motion to Place Rush Order Upon the Printing of Assembly Bill No. 2273

Mr. Dunn moved that a rush order be placed upon the printing of Assembly Bill No. 2273.

Motion carried.

REPORTS OF STANDING COMMITTEES

Committee on Governmental Efficiency and Economy

ASSEMBLY CHAMBER, SACRAMENTO, March 19, 1947

MR. SPEAKER: Your Committee on Governmental Efficiency and Economy, to which were referred:

Assembly Bill No. 754
Assembly Bill No. 1768
Assembly Bill No. 1770

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

FIELD, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, March 19, 1947

MR. SPEAKER: Your Committee on Governmental Efficiency and Economy, to which was referred:

Assembly Bill No 2152

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be re-referred to Committee on Ways and Means.

FIELD, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, March 19, 1947

MR SPEAKER: Your Committee on Governmental Efficiency and Economy, to which was referred:

Assembly Bill No. 613

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

FIELD, Chairman

Above reported bill ordered to second reading.

Committee on Judiciary

ASSEMBLY CHAMBER, SACRAMENTO, March 19, 1947

MR. SPEAKER: Your Committee on Judiciary, to which was referred:

Assembly Bill No. 1892

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

BROWN, Chairman

Above reported bill ordered to second reading.

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, March 20, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 574
Assembly Bill No. 2037
Assembly Bill No. 2536

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, March 20, 1947

MR SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 157
Assembly Bill No. 473
Assembly Bill No. 1397

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolution was offered:

Assembly Joint Resolution No. 33: By Messrs. O'Day, Maloney, Wollenberg, Berry, Blosser, Brady, Burns, George D. Collins, Crowley, Gaffney, and McCollister—Relative to accepting amendments to permits from the Government of the United States for the construction of approach roads and toll collection areas over certain rights of way leading to the Golden Gate Bridge, and relating to the retrocession by the Congress of the United States of jurisdiction over said rights of way as relocated and said toll areas, bridge ends and bridge.

Request for Unanimous Consent

Mr. O'Day asked for, and was granted, unanimous consent to take up Assembly Joint Resolution No. 33, at this time, without reference to committee, print, or file, and that the same be considered engrossed.

CONSIDERATION OF ASSEMBLY JOINT RESOLUTION NO. 33

Assembly Joint Resolution No. 33—Relative to accepting amendments to permits from the Government of the United States for the construction of approach roads and toll collection areas over certain rights of way leading to the Golden Gate Bridge, and relating to the retrocession by the Congress of the United States of jurisdiction over said rights of way as relocated and said toll areas, bridge ends and bridge.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Allen, Anderson, Bennett, Berry, Blosser, Brady, Brown, Burke, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—67.

NOES—None.

Resolution ordered transmitted to the Senate.

UNFINISHED BUSINESS

CONSIDERATION OF GOVERNOR'S VETO

Assembly Bill No. 488—An act to amend Section 105 of the Revenue and Taxation Code, and to add Section 105.1 to said code, relating to property taxes and declaring the urgency thereof to take effect immediately.

Governor's message stating his objections read previously.

The question being: Shall Assembly Bill No. 488 become a law notwithstanding the objections of the Governor?

The roll was called, and the Assembly sustained the objections of the Governor by the following vote:

AYES—None.

NOES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke; Cramer, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Dunn, Erwin, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—69.

CONSIDERATION OF DAILY FILE (OUT OF ORDER)

(BY UNANIMOUS CONSENT)

THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 563—An act to amend Section 880 of the Welfare and Institutions Code, relating to the transfer of juvenile court cases.

Bill read third time.

Motion to Amend

Mr. Wollenberg moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 1, of the printed bill, before "880", insert
"SECTION 1. Section 880 of the Welfare and Institutions Code is amended to read:".

Amendment No. 2

On page 1, line 2, of said bill, after "court", insert "of a county".

Amendments read, and adopted.
Bill ordered reprinted, and engrossed.

Request for Unanimous Consent That Assembly Bill No. 563 Hold Its Place on File

Mr. Wollenberg asked for, and was granted, unanimous consent that Assembly Bill No. 563 hold its place on file on the next legislative day.

ANNOUNCEMENT OF COMMITTEE MEETINGS

It was announced that the following committees would hold meetings:

At 2 p.m., in Committee Room—
Revenue and Taxation.
Subcommittee of Ways and Means (Fiscal Affairs).
Transportation and Commerce.

At 8 p.m., tonight, in Committee Rooms—
Civil Service and State Personnel.
Industrial Relations.
Revenue and Taxation.

At 9.30 a.m., tomorrow, Friday, March 21st—
Rules.

GUESTS EXTENDED PRIVILEGE OF ASSEMBLY FLOOR

On request of Mr. Thurman, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. Sana B. Fleming, faculty member of the California Scholarship Federation No. 136n of the Roseville Joint Union High School, and guest, Mrs. L. F. Newstrum and the following pupils: Leah Alexson, Arlene Allen, Jack Anderson, Vincent Arp, Arlis Barnes, Joyce Bitner, Jeanne Cagley, David Dabritz, Harriet Decker, Nona DeFuentes, Jo Ann Donaldson, Hallie Eggert, Joyce Ann Eggert, Jim Elster, Sharon Fenno, Dale Fredrickson, Gale Fredrickson, Jane McConnell, Yvonne Putnana, Tillie Reiser, Dorothy Sousa, Patsy Wamsley, Joan Whitlock, Catheryn Wolf, Noretta Furlow, Marlene Hansen, Linda Hart, and Mary Healy.

On request of Messrs. Collins, McCollister, Crowley, Burns, Cooke, and the San Francisco Delegation, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Gerald P. Haggerty, Edward A. Kenney, William D. Hadeler of San Francisco, W. Finlaw Geauy of Santa Rosa, James E. Rickels, Charles D. Hudson of the Golden Gate Highway District.

On request of Mr. Carey and the Alameda County Delegation, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Carl G. Larrson of the faculty of the Golden Gate Academy of Berkeley and the following pupils: Seymour Webb, Frank

Tuzzolino, Vernon Gomes, Joe De Leone, Elaine Domeny, Louise Roberson, Anna Pillor, Lynna Marie Larson, Jane Phillips, Naomi Poteat, Shirley Annofsky, Marie Smith, Phyllis Harrison, Bette Young, and Eugene Bernard.

On request of Mr. Kilpatrick and the Los Angeles Delegation, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Miss Barbara Rosien and Howard L. Holtzendroff of Los Angeles.

On request of Mr. Cramer and the San Diego Delegation, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. Charles E. Ogg and Mrs. Lewis McChesney.

On request of Mr. Thurman, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Henry S. Lyon of Placerville.

On request of Messrs. Hinton, Beck, and the San Fernando Valley Delegation, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to A. H. Meacham, Eddie Sheelan, Robert B. Ringstrom, and William Dunkerly of Van Nuys.

ADJOURNMENT

At 11.30 a.m., on motion of Mr. Dickey, the Speaker declared the Assembly adjourned until 10 a.m., Friday, March 21, 1947.

SAM L. COLLINS, Speaker

GERALDINE B. HADSELL, Minute Clerk

CALIFORNIA LEGISLATURE
FIFTY-SEVENTH (GENERAL) SESSION

ASSEMBLY DAILY JOURNAL

TWENTY-EIGHTH LEGISLATIVE DAY
SEVENTY-FIFTH CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO
Friday, March 21, 1947

The Assembly met at 10 a.m.
Hon. Sam L. Collins, Speaker of the Assembly, presiding.
Chief Clerk Arthur A. Ohnimus at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Maloney, McCollister, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—72.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. Raymond Renwald:

O Lord Jesus Christ who hast said: Ask and you shall receive; seek, and you shall find; knock and it shall be opened unto you; grant, we beseech Thee, unto us who ask, the gift of Thy divine love, that we may ever love Thee with our hearts, and in all our words and actions never cease from showing forth Thy praise—AMEN.

READING OF THE JOURNAL DISPENSED WITH

On motion of Mr. Berry, further reading of the Journal of the previous legislative day was dispensed with.

LEAVES OF ABSENCE FOR THE DAY

The following members were granted leaves of absence for the day, because of legislative business elsewhere:

Mr. Allen, on motion of Mr. M. Philip Davis.
Mr. Huyck, on motion of Mr. Waters.
Mr. Cramer, on motion of Mr. Luckel.

The following members were granted leaves of absence for the day, and desired to waive their per diems:

Mr. Debs, on motion of Mr. Geddes.
Mr. Lyons, on motion of Mr. Geddes.
Mr. Stanley, on motion of Mr. Hinton.
Mr. McMillan, on motion of Mr. Geddes.

MEMBERS OF RULES COMMITTEE EXCUSED

Speaker Collins, by unanimous consent, excused from the roll call the members of the Committee on Rules who are holding a meeting at this time.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, March 20, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 224
Assembly Bill No. 895
Assembly Bill No. 897
Assembly Bill No. 898
Assembly Bill No. 900
Assembly Bill No. 1005
Assembly Bill No. 1071
Assembly Bill No. 1391
Assembly Bill No. 1396
Assembly Bill No. 1527
Assembly Bill No. 1668

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, March 21, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:
Assembly Bill No. 2273

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bill ordered to third reading.

RECOMMENDATION OF THE GOVERNOR

In accordance with Article IV, Section 34, of the Constitution, the Governor presented the following communication recommending the passage of Assembly Bill No. 2273:

STATE OF CALIFORNIA, GOVERNOR'S OFFICE
SACRAMENTO, March 17, 1947

To the Honorable Members of the Assembly
Sacramento, California

GENTLEMEN:

Assembly Bill No. 2273—"An act to provide for a comprehensive survey of the System of Publicly Supported Higher Education in California, including the junior colleges, the state colleges and the University of California and making an appropriation therefor, declaring the urgency thereof, to take effect immediately,"

in my opinion constitutes an emergency bill within the meaning of that term as used in Section 34, of Article IV, of the Constitution of the State of California, the consideration of which should not await the final enactment of the Budget Bill.

I therefore recommend consideration of Assembly Bill No. 2273 as an emergency measure.

Respectfully submitted.

EARL WARREN, Governor

RE-REFERENCE OF BILLS

By order of the Speaker, the following bills were withdrawn from the file, and re-referred as follows:

Assembly Bill No. 2273 re-referred to Committee on Ways and Means.

Assembly Bill No. 895 re-referred to Committee on Military Affairs.

Assembly Bill No. 1071 re-referred to Committee on Judiciary.

Assembly Bill No. 2037 re-referred to Committee on Ways and Means.

CONSIDERATION OF DAILY FILE
SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 613—An act to amend Section 12922 of the Insurance Code, relating to printing for the Department of Insurance.

Bill read second time, and ordered engrossed.

Assembly Bill No. 2467—An act to provide for works for development and protection of the beach at Ocean Beach and providing for the continued availability therefor of funds presently available under agreement pursuant to Chapter 942, Statutes of 1941.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Conservation, Planning, and Public Works:

Amendment No. 1

On page 1, line 28, of the printed bill, after the period, insert "The money appropriated by this section and the money made available by the City of San Diego pursuant to this act may be advanced to any federal agency for the construction of works, pursuant to agreement therefor as provided in Section 1."

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1914—An act to amend Sections 8300, 8302, 8304, 8305, and 8570 of, to add Section 8747 to, and to repeal Sections 8301 and 8303 of the Health and Safety Code, relating to private cemeteries.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Public Health:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "8305", and insert "8308".

Amendment No. 2

On page 2, line 1, of said bill, strike out "8305", and insert "8308".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 3

On page 2 of said bill, strike out lines 3 to 7, inclusive, and insert

"8308. [It] *A cemetery authority* may make [and enforce] *reasonable* rules and regulations [for all other purposes deemed necessary by the cemetery authority] for the proper conduct of [the] *its* business [of the cemetery], for the transfer of any

plot or [the] right of interment, and the protection and safe-guarding of [the] *its* premises [, and the principles, plans, and ideals on which the cemetery is conducted]."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1339—An act to add Section 46.5 to the State Water Resources Act of 1945 and Sections 18 and 19 to the Flood Control Fund Act of 1946, relating to flood control.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Conservation, Planning, and Public Works:

Amendment No. 1

On page 1, lines 7 and 8, of the printed bill, strike out "two hundred thirty-eight thousand dollars ($1,238,000)", and insert "eight hundred twenty-six thousand dollars ($1,826,000)".

Amendment No. 2

On page 1, lines 13 and 14, of said bill, strike out "thirty-five thousand dollars ($435,000)", and insert "forty-six thousand dollars ($446,000)".

Amendment No. 3

On page 2, line 4, of said bill, strike out "eight hundred three thousand dollars ($803,000)", and insert "one million three hundred eighty thousand dollars ($1,380,000)".

Amendment No. 4

On page 2 of said bill, strike out line 13; and in line 14, strike out "work", and insert "from time to time to pay the State's share of the cost of cooperation in connection with such part of such work as the federal cost has been appropriated for by the Congress. The State Water Resources Board shall determine the amounts in which each of such reallocations shall be made".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2266—An act to amend Sections 5403, 5406, 5408, 5409, 5410.2, and 5410.4 of the Public Resources Code, relating to recreation park and parkway districts.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Conservation, Planning, and Public Works.

Amendment No. 1

In line 2 of the title of the printed bill, after "of", insert ", and to add Sections 5410.45 and 5402.5 to,".

Amendment No. 2

On page 1, line 12, of said bill, after "electors", insert ", but such tax ceiling shall not at any time exceed _____ cents per $100 of assessed valuation of the taxable property in the district".

Amendment No. 3

On page 2 of said bill, strike out lines 1 and 2, and insert

"(d) State that the question of whether a tax ceiling shall be set for the district and submitted to the electors for approval, will be determined at the hearing."

Amendment No. 4

On page 2, line 41, of said bill, strike out "4510.4", and insert "5410.4".

Amendment No. 5

On page 2, line 42, of said bill, strike out "4510.4.", and insert "5410.4.".

Amendment No. 6

On page 2, line 47, of said bill, strike out "otherwise two directors"; and strike out line 48, and insert "and one director elected from the district at large."

Amendment No. 7

On page 2 of said bill, strike out line 49, and insert

"(b) If there is only one precinct in the district, a board of five directors may be elected from the district at large.

SEC. 7. Section 5410.45 is added to said code, to read:

5410.45. Members of the board of directors shall be elected as provided in Section 5410.5. Of the members first so elected, the three elected by the highest vote shall hold office for four years, and the other two for two years, and until their successors are elected and qualified. Subsequent elections shall be for the term of four years. Vacancies shall be immediately filled by the board for the unexpired portion of the terms in which they occur. Directors shall be residents and electors of the districts from which they are elected.

SEC. 8. Section 5402.5 is added to said code, to read:

5402.5. The district may take by grant, appropriation, purchase, gift, devise, or lease, and may hold, use, enjoy, and lease or dispose of real and personal property of every kind and rights in real and personal property, within or without the district, necessary to the full exercise of its powers."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 754—An act to amend Section 5.1 of the Mount San Jacinto Winter Park Authority Act, relating to the Mount San Jacinto Winter Park Authority.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency and Economy:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Section", and insert "Sections 4.4 and".

Amendment No. 2

In line 3 of the title of the printed bill, after "Authority" insert ", declaring the urgency thereof, to take effect immediately".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 3

On page 1 of the printed bill, strike out lines 1 and 2, and insert

"SECTION 1. Section 4.4 of Mount San Jacinto Winter Park Authority Act is amended to read:

Sec. 4.4. The authority may acquire, construct or complete roads, highways, trams, tramways, aerial cableways, up-skis, ski-lifts, parking areas, skiing areas, areas for tobogganing, coasting, snowshoeing, sledding, ice skating, ski huts, ski hostels, restaurants, busses, buildings, and all other works, properties and structures necessary, convenient or useful for the development of winter sports, and any other recreational facilities within the territorial limits of the authority as defined in Section 3.3. It may also acquire or construct and operate and maintain water supplies, and power and drainage systems, necessary, convenient, or useful to the project purposes of the authority, but only where water supply, power or drainage facilities are not then available from established private utilities operating under the jurisdiction of the California Railroad Commission; provided, that such facilities for auxiliary or standby service may be acquired, constructed operated and maintained to supplement service from such established private utilities. It may operate and maintain said improvements and also all cars, engines, machinery, cables, tramways, busses, and other transportation facilities necessary or convenient to make accessible to the public the winter snow area of Mount San Jacinto, and may exercise all rights and privileges necessary or incidental thereto; provided, that no [restaurants,] dwelling accommodations, *other than those for employees of the Authority, employees of concessionaires of the Authority, and employees of any contracting agency connected*

with the construction or operation of the tramway, [playgrounds, or places of recreation,] shall be acquired or constructed in Secs. 3, 4, 5, 6, 7 and 8, T. 4 S., R. 4 E., S. B. B. & M.; and provided further, that any roads or highways acquired, constructed, or completed in accordance with this section shall be open to the use of the owners of any land traversed by said roads or highways; and provided further, that any of the powers herein granted shall be exercised within the territorial limits of Mount San Jacinto State Park only by the express consent of and under contract with the State Park Commission.

SEC. 2. Section 5.1 of Mount San Jacinto Winter Park Authority Act is amended to read: ".

Amendment No. 4

On page 1 of the printed bill, strike out lines 6, 7, and 8, and insert "and purposes of this act.

SEC. 3. This act is hereby declared to be an urgency measure necessary for the immediate preservation of the public peace, health or safety within the meaning of Section 1 of Article IV of the Constitution and shall therefore go into immediate effect. A statement of the facts constituting such necessity is as follows:

The successful issue and sale of bonds is dependent upon favorable market conditions which exist at the present time, and the construction of improvements in the area can be more readily undertaken in the approaching off-season months Engineering studies are complete and responsible contractors have made estimates and are available to bid and undertake the tramway development. In order to accomplish a construction program and develop a new recreation area for the people of the State in the shortest possible time under favorable conditions, it is necessary that this act take effect immediately."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1768—An act to amend Sections 135 and 136.5 of the Streets and Highways Code and Section 4200 of the Government Code, relating to state contracts.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency and Economy:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Sections 135 and 136.5 of", and insert "Section 136 5 of, and to add Section 135.5 to".

Amendment No. 2

In line 2 of the title of said bill, following "and", insert "to amend".

Amendment No. 3

On page 1 of said bill, strike out lines 1 to 9, inclusive, and insert

"SECTION 1. Section 135 5 is added to the Streets and Highways Code, to read:

135.5. The department may enter into contracts for the sale of buildings and other structures owned by the State as required to clear state highway rights of way for construction.

All such contracts shall be awarded to the lowest responsible bidder after competitive bidding based on such reasonable notice as the department may prescribe. Posting of notice for five days in a public place in the district office of the Division of Highways within which the work is to be done is sufficient."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1770—An act to amend Sections 14254, 14256, 14272, 14273, 14290, and 14292 of the Government Code, relating to state contracts.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency and Economy:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "14254, 14256, 14272, 14273, 14290", and insert "14256, 14272, 14273".

Amendment No. 2

In line 2 of the title of said bill, strike out "14292 of", and insert "14291 of and to add Section 14294 to".

Amendment No. 3

On page 1 of said bill, strike out lines 1 to 7, inclusive.

Amendment No. 4

On page 1, line 8, of said bill, strike out "SEC. 2", and insert "SECTION 1".

Amendment No. 5

On page 1, line 16, of said bill, strike out "3", and insert "2".

Amendment No. 6

On page 2, line 6, of said bill, strike out "4", and insert "3".

Amendment No. 7

On page 2 of said bill, strike out lines 11 to 42, inclusive, and insert

"SEC. 4. Section 14291 of said code is amended to read:

14291. The notices shall state the time and place for the receiving and opening of sealed bids and describe in general terms the work to be done.

In the case of work done by or under the Division of Highways, *if the estimated cost does not exceed fifty thousand dollars ($50,000)*, the director may require that bids shall be delivered to and opened by the district engineer of the Division of Highways in whose district the work is to be done, and the notice shall designate when and by whom the bids shall be opened.

SEC. 5. Section 14294 is added to said code, to read:

14294. If the estimated cost of any project is more than one thousand dollars ($1,000) and less than five thousand dollars ($5,000) the department may in lieu of any other procedure specified in this article give public notice of the proposed work by posting in three public places in the county in which the work is to be done."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1892—An act to regulate the business of escrow agencies and the employees thereof.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

In line 2 of the title of the printed bill, after "thereof", insert a comma and "to provide for their licensing, examination and regulation by the Commissioner of Corporations, to provide exemptions from and prescribe penalties for violations of this act".

Amendment No. 2

On page 1 of the printed bill, strike out lines 8 and 9, and insert "ten instrument, money, evidence of title to real or personal property, or other thing of value is delivered to a person for the purpose of effecting the sale, transfer, encumbering or leasing of real or personal property, to be held by him".

Amendment No. 3

On page 1, line 17, of the printed bill, after "delivery", insert "for compensation".

Amendment No. 4

On page 2, line 15, of the printed bill, after "($5,000)", insert a comma and "with one or more sureties whose liability as such sureties shall not exceed the said sum in the aggregate".

Amendment No. 5

On page 2, line 16, of the printed bill, after "thereof", strike out the comma, and insert "and of any person or persons who may have a cause of action against the obligor of said bond under the provisions of this act".

Amendment No. 6

On page 2, line 19, of the printed bill, after "State", insert "and to any such person or persons".

Amendment No. 7

On page 2, line 20, of the printed bill, after "State", insert "or to such person or persons".

Amendment No. 8

On page 2, line 35, of the printed bill, after the period, insert "If the commissioner finds that any applicant does not possess the requirements specified in this section, he shall, upon reasonable opportunity to be heard, deny the application."

Amendment No. 9

On page 2 of the printed bill, strike out lines 36 to 38, inclusive, and insert

"A license shall remain in effect until it is surrendered, revoked or suspended. It shall expire at noon on the thirty-first day of December of any calendar year if, on or before the twentieth day of December of such year, the licensee fails to file an application to renew it and pay the annual license fee for the next succeeding calendar year."

Amendment No. 10

On page 2, line 44, of the printed bill, strike out "work for or be employed by any", and insert "open, conduct, transact or negotiate an escrow transaction for an".

Amendment No. 11

On page 3, line 12, of the printed bill, strike out "and of".

Amendment No. 12

On page 3 of the printed bill, strike out lines 15 to 19, inclusive, and insert

"If the commissioner is satisfied of the honesty, truthfulness and good reputation of the applicant and if the applicant shall have passed a satisfactory examination, he shall issue and deliver a license to the applicant to act as an escrow agent employee in accordance with the provisions of this act Such license shall remain in effect until it is surrendered, revoked or suspended It shall expire at noon on the thirty-first day of December of any calendar year if, on or before the twentieth day of December of such year the licensee fails to file an application to renew it and pay the annual license fee for the next succeeding calendar year.

If the commissioner finds that any applicant does not possess the requirements specified in this section, he shall deny the application If such denial is based on the lack of honesty, truthfulness or good reputation of the applicant a denial shall not be issued until a reasonable opportunity has been given the applicant to be heard."

Amendment No. 13

On page 3, line 28, of the printed bill, strike out "unless", and insert "if".

Amendment No. 14

On page 3, line 29, of the printed bill, strike out "each of".

Amendment No. 15

On page 3, line 30, of the printed bill, after "it is", insert "not".

Amendment No. 16

On page 3, line 41, of the printed bill, after "For", insert "filing an application for".

Amendment No. 17

On page 3 of the printed bill, after line 42, insert

"(d) For applying to take an examination for an escrow agent employee license, five dollars ($5)."

Amendment No. 18

On page 4 of the printed bill, strike out lines 28 to 35, inclusive, and insert

"SEC. 10. No person, other than a licensee hereunder, shall issue, circulate or publish any advertisement, either written or printed or oral, by mail, telegraph, radio or otherwise, or make use of or circulate any letter-".

Amendment No. 19

On page 5, line 28, of the printed bill, strike out "fifty", and insert "five".

Amendment No. 20

On page 5, line 29, of the printed bill, strike out "($50)", and insert "($5)".

Amendment No. 21

On page 5, of the printed bill, after line 34, insert

"The actual cost of any investigation, inspection or examination of a licensee by the commissioner shall be paid to the commissioner by the licensee investigated, inspected or examined and the commissioner may maintain an action for the recovery of such costs in any court of competent jurisdiction."

Amendment No. 22

On page 6, of the printed bill, after line 44, insert

"SEC. 16.5. The commissioner shall, after reasonable opportunity to be heard, revoke any license issued hereunder, if he shall find that:

(a) The licensee has failed to maintain in effect a bond required under the provisions of this act.

(b) The licensee has violated any provision of this act or any rule or regulation lawfully made by the commissioner under and within the authority of this act.

(c) Any fact or condition exists which, if it had existed at the time of the original application for such license, reasonably would have warranted the commissioner in refusing originally to issue such license."

Amendment No. 23

On page 7, of the printed bill, strike out lines 29 to 32, inclusive, and insert

"SEC. 19. All hearings provided for in this act shall be conducted in accordance with the provisions of Chapter 5, Part 1, Division 3, Title 2, of the Government Code, and the commissioner shall have all the powers granted therein."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2152—An act providing that the State of California enter into a compact with the States of Oregon and Washington, one or both, to promote the better utilization of the fisheries, marine, shell, and anadromous of the Pacific Seaboard, and to create the Pacific Marine Fisheries Commission; providing for the members of such commission from the State of California; providing for the administration of the provisions of said compact; and making an appropriation.

Bill read second time.

Re-reference of Assembly Bill No. 2152

Assembly Bill No. 2152 ordered re-referred to the Committee on Ways and Means.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, March 20, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted the report of the Second Committee on Conference concerning:

Assembly Bill No. 747—An act to add Section 2042 to the Penal Code, relating to escapes from the California Vocational Institution, and declaring the urgency thereof, to take effect immediately.

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Assembly Bill No. 747 ordered enrolled.

SENATE CHAMBER, SACRAMENTO, March 20, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed:

Senate Bill No. 8
Senate Bill No. 100
Senate Bill No. 112
Senate Bill No. 113
Senate Bill No. 116
Senate Bill No. 118
Senate Bill No. 119
Senate Bill No. 120
Senate Bill No. 127
Senate Bill No. 203
Senate Bill No. 226
Senate Bill No. 300
Senate Bill No. 306
Senate Bill No. 311
Senate Bill No. 384
Senate Bill No. 386
Senate Bill No. 394
Senate Bill No. 395
Senate Bill No. 396
Senate Bill No. 397
Senate Bill No. 400
Senate Bill No. 403
Senate Bill No. 574
Senate Bill No. 589
Senate Bill No. 604
Senate Bill No. 605
Senate Bill No. 754
Senate Bill No. 774
Senate Bill No. 825
Senate Bill No. 833
Senate Bill No. 944
Senate Bill No. 1128
Senate Bill No. 1164
Senate Bill No. 1227
Senate Bill No. 1298
Senate Bill No. 1313
Senate Bill No. 1488

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS

The following bills were read the first time:

Senate Bill No. 8—An act to amend Section 4249 of the Political Code and Section 28120 of the Government Code, relating to compensation for public service in counties of the twentieth class.

Referred to Committee on Municipal and County Government.

Senate Bill No. 100—An act to amend Section 4257 of the Political Code and Section 28128 of the Government Code, relating to compensation for public services in counties of the twenty-eighth class.

Referred to Committee on Municipal and County Government.

Senate Bill No. 112—An act to amend Section 204a of the Code of Civil Procedure, relating to the appointment of jury commissioners.

Referred to Committee on Judiciary.

Senate Bill No. 113—An act to add Section 483.5 to the Revenue and Taxation Code, relating to correction of errors on the delinquent roll.

Referred to Committee on Revenue and Taxation.

Senate Bill No. 116—An act to amend Section 2152 of the Revenue and Taxation Code, relating to determination of the property tax.

Referred to Committee on Revenue and Taxation.

Senate Bill No. 118—An act to amend Section 4041.2 of the Political Code, and Section 25252 of the Government Code, relating to county funds.

Referred to Committee on Municipal and County Government.

Senate Bill No. 119—An act to amend Section 674 of the Code of Civil Procedure, relating to the extinction of liens by staying enforcement of judgments or decrees on appeal.

Referred to Committee on Judiciary.

Senate Bill No. 120—An act to amend Section 2957 of the Civil Code, relating to mortgages.

Referred to Committee on Judiciary.

Senate Bill No. 127—An act to amend Section 4237.1 of the Political Code and Section 28108 of the Government Code, relating to salaries of phonographic reporters in counties of the eighth class.

Referred to Committee on Judiciary.

Senate Bill No. 203—An act to amend Section 4247 of the Political Code and Section 28118 of the Government Code, relating to compensation for public services in counties of the eighteenth class.

Referred to Committee on Municipal and County Government.

Senate Bill No. 226—An act to amend Section 10 of an act entitled "An act to provide for the organization, incorporation, and government of municipal corporations," approved March 13, 1883, relating to compensation of elective officers of cities, declaring the urgency hereof, to take effect immediately.

Referred to Committee on Municipal and County Government.

Senate Bill No. 300—An act to amend Section 4265 of the Political Code and Section 28136 of the Government Code, relating to compensation for public services in counties of the thirty-sixth class.

Referred to Committee on Municipal and County Government.

Senate Bill No. 306—An act to amend Section 1107 of the Code of Civil Procedure, relating to service of applications for prerogative writs.

Referred to Committee on Judiciary.

Senate Bill No. 311—An act to amend Section 4241 of the Political Code and Section 28112 of the Government Code, relating to compensation for public service in counties of the twelfth class.

Referred to Committee on Municipal and County Government.

Senate Bill No. 384—An act to amend Section 4267 of the Political Code and Section 28138 of the Government Code, relating to compensation for public services in counties of the thirty-eighth class.

Referred to Committee on Municipal and County Government.

Senate Bill No. 386—An act to amend Section 4268 of the Political Code and Section 28139 of the Government Code, relating to compensation for public services in counties of the thirty-ninth class.

Referred to Committee on Municipal and County Government.

Senate Bill No. 394—An act to amend Section 1278 of the Fish and Game Code, relating to license tags for taking deer.

Referred to Committee on Fish and Game.

Senate Bill No. 395—An act to amend Section 405 of the Fish and Game Code, relating to licenses.

Referred to Committee on Fish and Game.

Senate Bill No. 396—An act to amend Section 407 of the Fish and Game Code, relating to licenses.

Referred to Committee on Fish and Game.

Senate Bill No. 397—An act to amend Section 409 of, and to add Sections 410 and 411 to, the Fish and Game Code, relating to licenses.

Referred to Committee on Fish and Game.

Senate Bill No. 400—An act to authorize the Director of Finance to convey or exchange certain real property in the County of San Luis Obispo.

Referred to Committee on Governmental Efficiency and Economy.

Senate Bill No. 403—An act to amend Section 5 of the Housing Authorities Law, relating to appointment and compensation of commissioners.

Referred to Committee on Municipal and County Government.

Senate Bill No. 574—An act to amend Section 4251 of the Political Code and Section 28122 of the Government Code, relating to compensation for public services in counties.

Referred to Committee on Municipal and County Government.

Senate Bill No. 589—An act to amend Section 22727 of the Water Code, relating to verified claims for damages.

Referred to Committee on Judiciary.

Senate Bill No. 604—An act to amend Section 25 of the Storm Water District Act of 1909, relating to expenses of maintaining and repairing storm-water district improvements.

Referred to Committee on Municipal and County Government.

Senate Bill No. 605—An act to add Section 4436 to the Public Resources Code, and to repeal Chapter 1496 of the Statutes of 1945, relating to forestry, providing for the development and maintenance of the mountain home tract forests.

Referred to Committee on Municipal and County Government.

Senate Bill No. 754—An act to amend Section 886 of "An act to provide for the organization, incorporation and government of municipal corporations," approved March 13, 1883, relating to officers' interest in contracts made by them in their official capacity.

Referred to Committee on Municipal and County Government.

Senate Bill No. 774—An act to amend Section 6966 of the Public Resources Code, relating to payment of royalties to the State for extraction of minerals from public lands.

Referred to Committee on Manufacturing, Oil, and Mining Industry.

Senate Bill No. 825—An act to amend Section 337 of the Code of Civil Procedure, relating to the time of commencing civil actions.

Referred to Committee on Judiciary.

Senate Bill No. 833—An act providing for the transfer to the Department of Education of exclusive jurisdiction and control over certain lands.

Referred to Committee on Conservation, Planning, and Public Works.

Senate Bill No. 944—An act to amend Section 6401 and 6402 of the Public Resources Code, and to add Section 6403 thereto, relating to the reservation of oil, gas, and mineral rights in state lands.

Referred to the Committee on Manufacturing, Oil, and Mining Industry.

Senate Bill No. 1128—An act authorizing the Director of Natural Resources, with the approval of the State Park Commission, to convey by quitclaim deed to Central Pacific Railway Company, a corporation, a certain parcel of land in Castle Crag State Park, County of Shasta, State of California, in exchange for a quitclaim deed from said railway company to the State of a certain parcel of land in the County of Sonoma, State of California.

Referred to Committee on Conservation, Planning, and Public Works.

Senate Bill No. 1164—An act to add Section 9203.5 to the Public Resources Code, relating to elections in soil conservation districts.

Referred to Committee on Municipal and County Government.

Senate Bill No. 1227—An act to add Section 2501a to the Civil Code, relating to certificates of limited partnerships.

Referred to Committee on Judiciary.

Senate Bill No. 1298—An act to add Section 18 to the County Water Works District Act, relating to the government of county water works districts.

Referred to Committee on Municipal and County Government.

Senate Bill No. 1313—An act to amend Section 1233 of the Probate Code, relating to rules of pleading and practice in judicial proceedings.

Referred to Committee on Judiciary.

Senate Bill No. 1488—An act to amend Section 542 of the Code of Civil Procedure, relating to attachment of personal property in respect to the deposit of expenses of taking and safekeeping.

Referred to Committee on Judiciary.

ANNOUNCEMENT OF POLICY

Mr. Dickey, on behalf of the members of the Committee on Rules, announced the policy adopted by this committee, and urged cooperation by all, so that the business of each legislative day may be expedited.

Motion Relative to Policy as Adopted by the Committee on Rules

Mr. Dickey moved that, from this date on, when unanimous consent is asked by any member to consider a measure without reference to

committee, print, or file, unanimous consent be withheld, so that the business of the day be considered more rapidly.

Mr. Hawkins seconded the motion.

Motion carried.

REQUEST FOR UNANIMOUS CONSENT THAT ASSEMBLY BILL NO. 2273 BE WITHDRAWN FROM THE COMMITTEE ON WAYS AND MEANS, FOR CONSIDERATION AT THIS TIME

Mr. Dunn asked for, and was granted, unanimous consent that Assembly Bill No. 2273 be withdrawn from the Committee on Ways and Means, for purpose of consideration at this time.

CONSIDERATION OF ASSEMBLY BILL NO. 2273 (BY UNANIMOUS CONSENT)

Assembly Bill No. 2273—An act to provide for a comprehensive survey of the System of Publicly Supported Higher Education in California, including the junior colleges, the state colleges and the University of California and making an appropriation therefor, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency clause read.

Demand for Previous Question

Messrs. Grunsky, Erwin, Caldecott, Burke, and Waters demanded the previous question.

Demand for previous question sustained.

The question being on the adoption of the urgency clause to Assembly Bill No. 2273.

The roll was called, and the urgency clause adopted by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, George D. Collins, Conrad, Cooke, Crichton, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Dunn, Erwin, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Hinckley, Hinton, Hollibaugh, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McCollister, Miller, Niehouse, Price, Robertson, Sherwin, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—60.

NOES—Collier, Doyle, Heisinger, James, Rosenthal, and Silliman—6.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, George D. Collins, Conrad, Crichton, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Dunn, Erwin, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hawkins, Hinckley, Hinton, Hollibaugh, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McCollister, Miller, Niehouse, Price, Rosenthal, Sherwin, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—57.

NOES—Collier, Cooke, Crowley, Doyle, Hahn, Heisinger, James, and Silliman—8.

Bill ordered transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT THAT MEMBERS BE EXCUSED

Mr. Ralph C. Dills asked for, and was granted, unanimous consent that it be noted in the Journal that, prior to the consideration of Assembly Bill No. 2273, he and Messrs. Maloney, Crichton, and Stewart were attending a meeting of the Joint Interim Committee on Housing.

REQUEST FOR UNANIMOUS CONSENT THAT ASSEMBLY BILL NO. 1106 BE WITHDRAWN FROM COMMITTEE ON GOVERNMENTAL EFFICIENCY AND ECONOMY, AND BE RE-REFERRED

Mr. Wollenberg asked for, and was granted, unanimous consent that Assembly Bill No. 1106 be withdrawn from the Committee on Governmental Efficiency and Economy, and be re-referred to the Committee on Education.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 727—An act to add Section 3082.1 to the Welfare and Institutions Code, relating to aid to the blind.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brown, Burns, Caldecott, Carey, Clarke, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, Ralph C. Dills, Dolwig, Doyle, Dunn, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Lowrey, Luckel, Maloney, McCollister, Miller, Niebouse, Price, Robertson, Rosenthal, Silliman, Thomas, Thompson, Thurman, Weber, and Wollenberg—50.

NOES—Boyd, Butters, Collier, M. Philip Davis, Dickey, Erwin, Field, Kirkwood, Knight, Loomis, Stephenson, Stewart, Thorp, and Waters—14.

Bill ordered transmitted to the Senate.

ANNOUNCEMENTS

Mr. Knight announced that the Preliminary Report of the Joint Legislative Budget Committee to the Fifty-seventh Session of the California Legislature will be printed in today's Senate Journal, urged all members to read it, and filed an original copy at the desk.

Mr. Knight announced that 1,000 copies of the Analysis of the Budget and Budget Bill of the State of California for the Fiscal Year July 1, 1947, to June 30, 1948, as reported by the Legislative Auditor to the Joint Legislative Budget Committee, have been printed, and are available to Members of the Assembly.

REPORTS OF STANDING COMMITTEES

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, March 21, 1947

MR. SPEAKER: Your Committee on Rules, to which were referred:

Assembly Concurrent Resolution No. 50
Assembly Joint Resolution No. 29

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

DICKEY, Chairman

Above reported resolutions ordered engrossed.

Committee on Transportation and Commerce

ASSEMBLY CHAMBER, SACRAMENTO, March 20, 1947

MR. SPEAKER: Your Committee on Transportation and Commerce, to which were referred:

Assembly Bill No. 489
Assembly Bill No. 1161
Assembly Bill No. 1598
Assembly Bill No. 1599
Assembly Bill No. 2246

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

BURNS, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, March 21, 1947

MR. SPEAKER: Your Committee on Transportation and Commerce, to which was referred:

Assembly Bill No 157

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

BURNS, Chairman

Above reported bill ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, March 20, 1947

MR. SPEAKER: Your Committee on Transportation and Commerce, to which was referred:

Assembly Bill No. 2133

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be re-referred to Committee on Ways and Means.

BURNS, Chairman

Above reported bill re-referred to Committee on Ways and Means.

ASSEMBLY CHAMBER, SACRAMENTO, March 20, 1947

MR. SPEAKER: Your Committee on Transportation and Commerce, to which was referred:

Assembly Bill No. 149

Has had the same under consideration, and reports the same back with amendments with the recommendation. Amend, and do pass, as amended

BURNS, Chairman

Above reported bill ordered to second reading.

Committee on Industrial Relations

ASSEMBLY CHAMBER, SACRAMENTO, March 20, 1947

MR. SPEAKER: Your Committee on Industrial Relations, to which were referred:

Assembly Bill No. 761
Assembly Bill No. 365

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

LYONS, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, March 20, 1947

MR. SPEAKER: Your Committee on Industrial Relations, to which was referred:

Assembly Bill No. 292

Has had the same under consideration, and reports the same back with recommendation: Be re-referred to Committee on Ways and Means.

LYONS, Chairman

Above reported bill re-referred to Committee on Ways and Means.

ASSEMBLY CHAMBER, SACRAMENTO, March 20, 1947

MR. SPEAKER: Your Committee on Industrial Relations, to which were referred:

Assembly Bill No. 543
Assembly Bill No. 116

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, do pass, as amended, and re-refer to Committee on Ways and Means.

LYONS, Chairman

Above reported bills ordered to second reading.

Committee on Public Morals

ASSEMBLY CHAMBER, SACRAMENTO, March 20, 1947

MR. SPEAKER: Your Committee on Public Morals, to which was referred:

Assembly Bill No. 772

Has had the same under consideration, and reports the same back with recommendation: Be re-referred to Committee on Fish and Game.

THOMPSON, Chairman

Above reported bill re-referred to Committee on Fish and Game.

RESOLUTIONS

The following resolution was offered:

By Messrs. Gannon and Stephenson:

Assembly Resolution No. 120

Relative to George E. Zoller

WHEREAS, The news of the sudden death on March 20, 1947, of George E. Zoller has been received with profound regret and shock by the Members of this Assembly, among whom he had many close personal friends; and

WHEREAS, A native of Sacramento and descended of a pioneer family which settled here early in the eighteen fifties, George E. Zoller was at the time of his death 53 years of age and had long been a leader in the social, political, and civic life of Sacramento where his loss will be keenly felt and his death sincerely mourned by all who knew him; and

WHEREAS, At the time of his death George E. Zoller was President of the Capital National Bank, where he began his banking career 37 years ago and succeeded the founder of the bank as president in 1944, was a member of the Board of Directors of the California-Western States Life Insurance Company, and held also a number of offices in other financial enterprises in several California communities; and

WHEREAS, As a member of the committees on legislation and taxation and commodity loans of the California Bankers Association, he was well known in banking circles throughout the United States; and

WHEREAS, A veteran of World War I, George E. Zoller was a charter member of Sacramento Post No. 1 of the American Legion, and also belonged to the Sacramento Lodge of Elks and to the Sutter Club, to the Shrine, the Sciots, and to the Native Sons of the Golden West, and was active in Republican Party activities; and

WHEREAS, George E. Zoller was an enthusiastic sportsman, being a boxing fan and a hunter as well as a handball enthusiast, in which game he was participating at the time of his death; now, therefore, be it

Resolved by the Assembly of the State of California, That the Members of this Assembly express their sorrow in the loss of a friend, and regret that such a fine man and leader has been lost to Sacramento and to the State of California; and be it further

Resolved, That the Chief Clerk of the Assembly send suitably prepared copies of this resolution as an expression of the deep sympathy the Members of this Assembly extend to the widow of George E. Zoller, Mrs. Esther Zoller, and to his sister, Mrs. Zelma Lauppe; and be it further

Resolved, That when this Assembly this day adjourns it do so out of respect to the memory of George E. Zoller.

Request for Unanimous Consent

Mr. Gannon asked for, and was granted, unanimous consent to take up House Resolution No. 120, at this time, without reference to committee or file.

Resolution read, and adopted unanimously.

COMMUNICATIONS

By Mr. Thomas:

The following telegram was received, read, and ordered printed in the Journal:

LOS ANGELES, CALIFORNIA, March 20, 1947

Vincent Thomas
Assembly Chamber, Sacramento, California

Wire services are carrying the story today that you authored resolution calling on Fish and Game Commission for a full accounting of expenditures of license fees since 1935. Surely after four terms in the Legislature you are aware that the commission does not have its own accounting department and accounting is done by the Departmental Accounting Office in the Department of Natural Resources under the supervision of Dan Blood. Under these circumstances it would seem to me that your resolution is improperly directed and should have been directed to the Director of Natural Resources, General Warren T. Hannum

LEE F. PAYNE

RECESS

At 11.30 a.m., on motion of Mr. Dickey, the Assembly recessed until 2 p.m.

REASSEMBLED

At 2 p.m., the Assembly reconvened.
Hon. Sam L. Collins, Speaker of the Assembly, presiding.
Chief Clerk Arthur A. Ohnimus at the desk.

REQUEST FOR UNANIMOUS CONSENT THAT ASSEMBLY BILL NO. 1091 BE TAKEN UP, OUT OF ORDER

Mr. Beck asked for, and was granted, unanimous consent that Assembly Bill No. 1091 be taken up, out of order, at this time, for purpose of amendment.

CONSIDERATION OF ASSEMBLY BILL NO. 1091

Assembly Bill No. 1091—An act to add Section 4156d to the Political Code, relating to district attorneys.

Bill read third time.

Motion to Amend

Mr. Beck moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, after "Code", insert "and Section 26542 to the Government Code".

Amendment No. 2

On page 1 of said bill, after line 10, insert

"SEC. 2. Section 26542 is added to the Government Code, to read:

26542. If the office of district attorney is vacant the duties of the office may be temporarily discharged by a chief deputy district attorney, assistant or deputy district attorney, as the case may be, next in authority to the district attorney, in office at the time the vacancy occurs, with like authority and subject to the same obligations and penalties as the district attorney, until the vacancy in the office is filled in the manner provided by law.

SEC. 3. Section 2 of this act becomes operative only if Title 3 of the Government Code is enacted by the Legislature at its Fifty-seventh Regular General Session, and in such case at the same time as said Title 3 takes effect; at which time Section 4156d of the Political Code, added by this act, is hereby repealed."

Amendments read, and adopted.

Bill ordered reprinted, and re-engrossed.

Request for Unanimous Consent That Assembly Bill No. 1091 Hold Its Place on File

Mr. Beck asked for, and was granted, unanimous consent that Assembly Bill No. 1091 hold its place on file, on the next legislative day.

RE-REFERENCE OF BILLS

By order of the Speaker, the following bills were withdrawn from the file, and re-referred as follows:

Assembly Bill No. 2536 re-referred to Committee on Judiciary.
Assembly Bill No. 453 re-referred to Committee on Social Welfare.
Assembly Bill No. 607 re-referred to Committee on Judiciary.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, March 21, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Concurrent Resolution No. 50

And reports the same correctly engrossed.

WEBER, Chairman

Above reported resolution ordered on file for adoption.

ASSEMBLY CHAMBER, SACRAMENTO, March 21, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 563

And reports the same correctly re-engrossed.

WEBER, Chairman

Above reported bill ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, March 21, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 453
Assembly Bill No. 607

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

Committee on Civil Service and State Personnel

ASSEMBLY CHAMBER, SACRAMENTO, March 21, 1947

MR. SPEAKER: Your Committee on Civil Service and State Personnel, to which were referred:

Assembly Bill No. 993
Assembly Bill No. 994
Assembly Bill No. 995
Assembly Bill No. 1219

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

STEPHENSON, Vice Chairman

Above reported bills ordered to second reading.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, March 21, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed:

Assembly Bill No. 1820

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bill ordered enrolled.

SENATE CHAMBER, SACRAMENTO, March 21, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted:

Assembly Concurrent Resolution No. 48
Assembly Concurrent Resolution No. 53

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above resolutions ordered enrolled.

SENATE CHAMBER, SACRAMENTO, March 21, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted:

Senate Joint Resolution No. 10

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS (RESUMED)

The following resolution was read:

Senate Joint Resolution No. 10—Relative to memorializing the President and Congress of the United States in relation to providing funds for a continued federal aid highway program.

Referred to Committee on Rules.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, March 21, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed.

Senate Bill No. 448
Senate Bill No. 492
Senate Bill No. 504
Senate Bill No. 505
Senate Bill No. 526
Senate Bill No. 617
Senate Bill No. 618
Senate Bill No. 675
Senate Bill No. 678
Senate Bill No. 789
Senate Bill No. 792
Senate Bill No. 946

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS (RESUMED)

The following bills were read the first time:

Senate Bill No. 448—An act to add Section 46.1 to the Fish and Game Code, relating to appropriation of funds.

Referred to Committee on Fish and Game.

Senate Bill No. 492—An act to amend Section 427 of the Fish and Game Code, relating to hunting and fishing, and the issuance of licenses therefor.

Referred to Committee on Fish and Game.

Senate Bill No. 504—An act to amend Section 4284 of the Political Code and Section 28155 of the Government Code, relating to compensation for public services in counties.

Referred to Committee on Municipal and County Government.

Senate Bill No. 505—An act to amend Section 4259 of the Political Code and Section 28130 of the Government Code, relating to compensation for public services in counties.

Referred to Committee on Municipal and County Government.

Senate Bill No. 526—An act to repeal Sections 10240 and 10242 of the Insurance Code, and to add Sections 10240, 10242, 10244, 10246, 10248, 10250, 10252, and 10254 to Chapter 3, Part 2, Division 2 of the Insurance Code, relating to funeral insurance.

Referred to Committee on Finance and Insurance.

Senate Bill No. 617—An act to repeal Section 152 of the Fish and Game Code, relating to refuges.

Referred to Committee on Fish and Game.

Senate Bill No. 618—An act to amend Section 4095 of the Political Code and Section 29802 of the Government Code, relating to void warrants.

Referred to Committee on Municipal and County Government.

Senate Bill No. 675—An act to amend Section 74, and to repeal Section 75, of the Fish and Game Code, relating to districts.

Referred to Committee on Fish and Game.

Senate Bill No. 678—An act to amend Section 877 of the Fish and Game Code, relating to the use of nets.

Referred to Committee on Fish and Game.

Senate Bill No. 789—An act to repeal Sections 134 and 135 of the Fish and Game Code, relating to game refuges.

Referred to Committee on Fish and Game.

Senate Bill No. 792—An act to amend Section 522.5 of the Fish and Game Code, relating to the construction of additional structures on dams to provide free passage of fish, and providing for the liability of the State for damages resulting from such construction.

Referred to Committee on Fish and Game.

Senate Bill No. 946—An act to amend Section 881 of the Fish and Game Code, relating to use of nets.

Referred to Committee on Fish and Game.

REQUEST FOR UNANIMOUS CONSENT THAT ASSEMBLY BILL NO. 1391 BE TAKEN UP, OUT OF ORDER

Mr. Doyle asked for, and was granted, unanimous consent that Assembly Bill No. 1391 be taken up, at this time, out of order, for purpose of amendment.

CONSIDERATION OF ASSEMBLY BILL NO. 1391

Assembly Bill No. 1391—An act to add Section 647.1 to the Military and Veterans Code, relating to the issue of a California Service Ribbon to members of the California State Guard who served honorably in the State Guard during World War II.

Bill read third time.

Motion to Amend

Mr. Doyle moved the adoption of the following amendments:

Amendment No. 1

In line 3 of the title of the printed bill, after "Guard", insert "and members of accredited civilian defense organizations".

Amendment No. 2

Strike out line 4 of the title of said bill, and insert "ably in such services during World War II, declaring the urgency thereof, to take effect immediately."

Amendment No. 3

On page 1 of the printed bill, between lines 13 and 14, insert

"A California Service Ribbon may also be presented by the Adjutant General to each person upon satisfactory proof of service by him in any of the following accredited civilian defense groups between December 7, 1941, and December 31, 1946:

Staff Corps
Air Raid Wardens
Auxiliary Police
Auxiliary Firemen
Fire Watchers
Demolition and Clearance Crews
Road Repair Crews

Rescue Squads Corps
Decontamination Squads
Medical Corps
Nurses Aid Corps
Drivers Corps
Emergency Food and Housing
Messengers
Utility Repair
Instructors
Civilian Evacuation Service
Forest Fire Fighting Service
Civil Defense Auxiliary Group
Civil Air Patrol
Citizens Service Corps
Junior Citizens Service Corps
Citizens Defense Corps
Red Cross."

Amendments read, and adopted.

Consideration of Further Amendment to Assembly Bill No. 1391
(By Unanimous Consent)

Motion to Amend

Mr. McCollister moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 17, of the printed bill, as amended in the Assembly on March 19, 1947, strike out "therefore", and insert "therefor".

Amendment read, and adopted.
Bill ordered reprinted, and re-engrossed.

REQUEST FOR UNANIMOUS CONSENT THAT ASSEMBLY BILL NO. 1988 BE TAKEN UP, OUT OF ORDER

Mr. Field asked for, and was granted, unanimous consent that Assembly Bill No. 1988 be taken up, at this time, out of order, for purpose of amendment.

CONSIDERATION OF ASSEMBLY BILL NO. 1988

Assembly Bill No. 1988—An act to amend Section 10971 of the Insurance Code, relating to fraternal benefit insurance.

Bill read third time.

Motion to Amend

Mr. Field moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 14, of the printed bill, after "benefits", insert "and which paid such benefits on or before September 15, 1945".

Amendment read, and adopted.
Bill ordered reprinted, and re-engrossed.

REQUEST FOR UNANIMOUS CONSENT THAT ASSEMBLY BILL NO. 614 BE TAKEN UP, OUT OF ORDER

Mr. Field asked for, and was granted, unanimous consent that Assembly Bill No. 614 be taken up, at this time, out of order, for purpose of amendment.

CONSIDERATION OF ASSEMBLY BILL NO. 614

Assembly Bill No. 614—An act to amend Sections 9765, 9791, 13538, 13571, 13576, and 13579, and to repeal Sections 13572, 13574, 13575, 13577, 13580, and 13604 of, the Government Code, relating to the State Printing Office.

Bill read third time.

Motion to Amend

Mr. Field moved the adoption of the following amendments:

Amendment No. 1

On page 1 of the printed bill, strike out lines 17 to 25, inclusive, and insert "(b) to the Governor, Lieutenant Governor, each Member of the Legislature, the Secretary of the Senate and the Clerk of the Assembly, one copy each."

Amendment No. 2

On page 2, line 1, of the printed bill, strike out the "e" in parentheses, and insert "c".

Amendment No. 3

On page 2, line 2, of the printed bill, after "purposes", insert a comma and "and to each county law library, one copy".

Amendment No. 4

On page 2, line 3, of the printed bill, strike out the "f" in parentheses, and insert "d".

Amendment No. 5

On page 2, line 7, of the printed bill, strike out the "g" in parentheses, and insert "e".

Amendments read, and adopted.

Bill ordered reprinted, and re-engrossed.

Request for Unanimous Consent That Assembly Bill No. 614 Hold Its Place on File

Mr. Field asked for, and was granted, unanimous consent that Assembly Bill No. 614 hold its place on file, on the next legislative day.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1334—An act to amend Sections 7 and 26 of the Construction and Employment Act, relating to the State Allocation Board and to allocation of state funds to local agencies for the construction of public works.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Brady, Brown, Burke, Caldecott, Carey, Clarke, Collier, George D. Collins, Cooke, Crichton, Lester T. Davis, Dickey, Ralph C. Dills, Doyle, Dunn, Evans, Field, Fletcher, Geddes, Grant, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McCollister, Miller, Niehouse, Price, Robertson, Sheridan, Sherwin, Stephenson, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—50.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 401—An act to add Section 120.7 to the Welfare and Institutions Code, relating to the Department of Social Welfare.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Bennett, Blosser, Brady, Brown, Burke, Burns, Caldecott, Clarke, Collier, George D Collins, Cooke, Crichton, Lester T. Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Evans, Field, Fletcher, Gannon, Geddes, Grant, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Maloney, McCollister, Miller, Niehouse, Price, Robertson, Sheridan, Silliman, Stephenson, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—51.

NOES—Lowrey—1.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1121—An act to amend Section 14797 of the Revenue and Taxation Code, relating to maximum commissions that may be retained by county treasurers out of inheritance taxes.

Bill read third time.

Motion to Amend

Mr. Dunn moved the adoption of the following amendment:

Amendment No. 1

On page 1 of the printed bill, strike out line 11, and insert "seventeen thousand dollars ($17,000)."

Amendment read.

The roll was called, and the amendment adopted by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Brady, Brown, Burke, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Dickey, Ralph C. Dills, Doyle, Dunn, Evans, Field, Fletcher, Gannon, Geddes, Grant, Hahn, Hawkins, Heisinger, Hinton, James, Johnson, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McCollister, Miller, Niehouse, Price, Robertson, Sheridan, Sherwin, Silliman, Stephenson, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—52.

NOES—None.

Consideration of Further Amendment to Assembly Bill No. 1121
(By Unanimous Consent)

Motion to Amend

Mr. Maloney moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 9, of said bill, strike out "seventeen thousand dollars ($17,000)", and insert "twenty-five thousand dollars ($25,000)".

Amendment read.

The roll was called, and the amendment adopted by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Brady, Brown, Burke, Burns, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Lester T. Davis, Dickey, Ralph C. Dills, Doyle, Dunn, Field, Fletcher, Gannon, Geddes, Grant, Hahn, Hawkins, Heisinger, Hinton, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McCollister, Miller, Niehouse, Price, Robertson, Sheridan, Sherwin, Silliman, Stephenson, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—53.

NOES—Evans—1.

Bill ordered reprinted, and re-engrossed.

Assembly Bill No. 1122—An act to amend Section 3793.5 and to repeal Section 3807.8 of the Revenue and Taxation Code, relating to notices on purchases of tax-deeded property by taxing agencies.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Boyd, Brady, Brown, Burke, Burns, Caldecott, Clarke, Collier, George D. Collins, Conrad, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Ralph C. Dills, Doyle, Dunn, Evans, Field, Fletcher, Gannon, Geddes, Grant, Hahn, Hawkins, Heisinger, Hinton, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McCollister, Miller, Niehouse, Price, Sheridan, Silliman, Stephenson, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—54.

NOES—None.

Bill ordered transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT THAT ASSEMBLY BILL NO. 130 BE TAKEN UP, OUT OF ORDER

Mr. Field asked for, and was granted, unanimous consent that Assembly Bill No. 130 be taken up, at this time, out of order.

CONSIDERATION OF ASSEMBLY BILL NO. 130

Assembly Bill No. 130—An act to amend Section 699.5 of the Military and Veterans Code, relating to the powers and duties of the Veterans' Welfare Board in aiding veterans in connection with veterans' rights, privileges, and preferences.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Boyd, Brady, Brown, Burke, Burns, Caldecott, Clarke, Collier, George D. Collins, Conrad, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Evans, Field, Gannon, Geddes, Grant, Hahn, Hawkins, Heisinger, Hinton, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McCollister, Miller, Niehouse, Price, Sheridan, Silliman, Stephenson, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—54.

NOES—None.

Bill ordered transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT THAT MEMBERS BE EXCUSED TO ATTEND MEETING

At 2.40 p.m., Mr. Field asked for, and was granted, unanimous consent that he and Messrs. George D. Collins, and Gannon be excused, at this time, for the purpose of holding a meeting of a subcommittee of the Committee on Ways and Means.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 724—An act to amend Sections 3077, 3080, and 3081 of the Welfare and Institutions Code, relating to applications for aid to the blind, changing the contents thereof, and simplifying the procedures for supplying and filing such applications.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Boyd, Brady, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Evans, Fletcher, Gannon, Geddes, Grant, Hahn, Hawkins, Heisinger, Hinton, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McCollister,

Miller, Niehouse, O'Day, Price, Sheridan, Sherwin, Silliman, Stephenson, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—57.
NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1048—An act to add Section 3084.5 to the Welfare and Institutions Code, relating to aid to the needy blind.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, Conrad, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Evans, Fletcher, Grant, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McCollister, Miller, Niehouse, O'Day, Price, Sheridan, Sherwin, Silliman, Stephenson, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—53.
NOES—None.

Bill ordered transmitted to the Senate.

RE-REFERENCE OF BILLS

By order of the Speaker, the following bill was withdrawn from the file, and re-referred as follows:

Assembly Bill No. 454 re-referred to Committee on Social Welfare.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1003—An act to amend Section 10270.7 of the Insurance Code, relating to insurance.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Beck, Bennett, Blosser, Boyd, Brady, Brown, Burke, Burns, Caldecott, Clarke, Collier, Conrad, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Evans, Fletcher, Geddes, Grant, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McCollister, Miller, Niehouse, O'Day, Price, Sheridan, Silliman, Stephenson, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—53.
NOES—None.

Bill ordered transmitted to the Senate.

BILLS WITHDRAWN FROM ACTIVE FILE, AND PLACED ON THE INACTIVE FILE

Assembly Bill No. 76, on motion of Mr. McCollister.

REQUEST FOR UNANIMOUS CONSENT THAT MEMBERS BE EXCUSED

At 2.50 p.m., Mr. Silliman asked for unanimous consent that he and Messrs. Lowrey, Boyd, and Johnson be excused, at this time, for the purpose of holding a meeting of a subcommittee of the Committee on Ways and Means.

Mr. Evans withheld unanimous consent.

REQUEST FOR UNANIMOUS CONSENT THAT ASSEMBLY BILLS NOS. 901, 902, AND 1395 HOLD THEIR PLACES ON FILE

Mr. McCollister asked for, and was granted, unanimous consent that Assembly Bills Nos. 901, 902, and 1395 hold their places on file, on the next legislative day.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1398—An act amending Section 395 of the Military and Veterans Code, relating to the pay and allowances of National Guard officers and enlisted men while on active duty in the service of the State and attending drills, camps or special exercises sponsored by federal authority or while serving in cases of an emergency; the right to be reinstated to employment following return from full-time active duty after an emergency and the procedure therefor.

Bill read third time.

Motion to Amend

Mr. McCollister moved the adoption of the following amendments:

Amendment No. 1

In line 8 of the title of the printed bill, strike out "therefore", and insert "therefor, declaring the urgency thereof and providing that this act shall take effect immediately".

Amendment No. 2

On page 1, line 12, of said bill, strike out the comma.

Amendment No. 3

On page 1, line 14, of said bill, after "begins", insert a comma.

Amendments read, and adopted.

Bill ordered reprinted, and re-engrossed.

Assembly Bill No. 2263—An act to amend Sections 1010, 1011, 1014, 1018, 1019, 1023, 1026, 1027, 1030, 1030.1, 1030.2, 1032, 1033, 1034, 1035, 1036, 1037, 1038, 1039, 1039.3, 1044, 1046, 1080, 1081, 1083, 1085, and 1088 of, to repeal Sections 1024 and 1084 of, and to add Sections 1091, 1092, 1093, and 1094 to, the Military and Veterans Code, relating to the Veterans Home of California and to the Woman's Relief Corps Home of California.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Beck, Bennett, Blosser, Boyd, Brady, Brown, Burke, Burns, Caldecott, Clarke, Collier, Conrad, Crichton, Crowley, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Evans, Fletcher, Geddes, Grant, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Loomis, Lowrey, Luckel, Maloney, McCollister, Miller, Niehouse, O'Day, Price, Robertson, Sheridan, Silliman, Stephenson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—50.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 406—An act to amend Sections 1731.5 and 1732 of the Welfare and Institutions Code, relating to commitments to the Youth Authority.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Beck, Bennett, Blosser, Boyd, Brady, Brown, Burke, Burns, Caldecott, Clarke, Collier, Conrad, Cooke, Crichton, Crowley, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Evans, Fletcher, Geddes, Grant, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McCollister, Miller, Niehouse, O'Day, Price, Robertson, Sheridan, Sherwin,

Silliman, Stephenson, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—54.
NOES—None.

Bill ordered transmitted to the Senate.

RECESS

At 3 p.m., on motion of Mr. Dickey, the Assembly recessed until 3.05 p.m.

REASSEMBLED

At 3.05 p.m., the Assembly reconvened.
Hon. Sam L. Collins, Speaker of the Assembly, presiding.
Chief Clerk Arthur A. Ohnimus at the desk.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 4—An act to amend Section 737j of the Political Code, relating to the salaries of judges of the superior court.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Beck, Bennett, Blosser, Boyd, Brady, Brown, Burke, Burns, Caldecott, Clarke, Collier, Conrad, Crichton, Crowley, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Fletcher, Geddes, Grant, Hahn, Hinton, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Maloney, Niehouse, Price, Rosenthal, Silliman, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—42.
NOES—Cooke, Dunn, Evans, Hawkins, Heisinger, and Hollibaugh—6.

Bill ordered transmitted to the Senate.

Assembly Bill No. 519—An act to amend Section 17091 of the Government Code, relating to lost or destroyed warrants.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Beck, Bennett, Blosser, Boyd, Brady, Brown, Burke, Burns, Caldecott, Clarke, Collier, Conrad, Cooke, Crichton, Crowley, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Evans, Fletcher, Geddes, Grant, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McCollister, Miller, Niehouse, Price, Robertson, Rosenthal, Silliman, Stephenson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—50.
NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 562—An act to amend Section 574 of the Welfare and Institutions Code, relating to referees in juvenile courts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Beck, Bennett, Blosser, Boyd, Brady, Brown, Burke, Burns, Caldecott, Clarke, Collier, Cooke, Crichton, Crowley, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Geddes, Grant, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Lowrey, Maloney, McCollister, Miller, Niehouse, Price, Robertson, Rosenthal, Silliman, Stephenson, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—47.
NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 563—An act to amend Section 880 of the Welfare and Institutions Code, relating to the transfer of juvenile court cases.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Beck, Bennett, Blosser, Boyd, Brady, Brown, Burke, Burns, Caldecott, Clarke, Collier, Conrad, Cooke, Crichton, Crowley, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Evans, Fletcher, Grant, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Lowrey, Luckel, Maloney, McCollister, Miller, Price, Robertson, Rosenthal, Silliman, Stephenson, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—49.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 564—An act to amend Section 633 of the Welfare and Institutions Code, relating to the term of office of probation officers in counties not having charters or merit or civil service systems governing such terms.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Bennett, Blosser, Boyd, Brady, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Crichton, Crowley, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Fletcher, Grant, Hahn, Hawkins, Heisinger, Hinton, James, Johnson, Kilpatrick, Kirkwood, Lowrey, Luckel, Maloney, Miller, Niehouse, Price, Robertson, Rosenthal, Sherwin, Silliman, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—50.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1005—An act to amend Section 10203.5 of the Insurance Code, relating to insurance.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Beck, Bennett, Blosser, Brady, Brown, Burke, Burns, Caldecott, Clarke, Collier, George D. Collins, Cooke, Crichton, Crowley, M. Philip Davis, Dickey, Ralph C. Dills, Doyle, Dunn, Evans, Fletcher, Geddes, Grant, Hahn, Heisinger, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Lowrey, Luckel, Maloney, McCollister, Miller, Niehouse, Price, Robertson, Rosenthal, Silliman, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—49.

NOES—None.

Bill ordered transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT THAT ASSEMBLY BILLS NOS. 896, 897, AND 898 HOLD THEIR PLACES ON FILE

Mr. McCollister asked for, and was granted, unanimous consent that Assembly Bills Nos. 896, 897, and 898 hold their places on the file on the next legislative day.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 900—An act to repeal the California State Guard Act of 1943, added by Statutes of 1943, Chapter 295, Par. 4; to repeal Sections 560 to 589. inclusive, of the Military and Veterans Code, relating to the organization, administration, control, employment and discipline of the California State Guard, providing for privileges, benefits, compensation and insurance for State Guardsmen, and to reserve

and continue all claims, demands, rights, benefits, privileges or causes of action that have accrued under the provisions of Sections 572, 575, 576, 577, 578, 588, and 589 and to reserve all disciplinary power as to offenses heretofore committed including all authority granted by Sections 571 and 585 and to provide for the liquidation of the property, accounts, funds, assets and affairs of the California State Guard.

Bill read third time.

Motion to Amend

Mr. McCollister moved the adoption of the following amendments:

Amendment No. 1

In line 2 of the title of the printed bill, as amended in the Assembly on March 19, 1947, strike out ", Par. 4".

Amendment No. 2

On page 1, line 2, of said bill, strike out "par. 4,".

Amendments read, and adopted.

Bill ordered reprinted, and re-engrossed.

REQUEST FOR UNANIMOUS CONSENT THAT ASSEMBLY BILLS NOS. 1396 AND 1397 HOLD THEIR PLACES ON FILE

Mr. McCollister asked for, and was granted, unanimous consent that Assembly Bills Nos. 1396 and 1397 hold their places on file on the next legislative day.

RE-REFERENCE OF BILLS

By order of the Speaker, the following bill was withdrawn from the file, and re-referred as follows:

Assembly Bill No. 782 re-referred to Committee on Judiciary.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1668—An act to add Section 7.5 to the Welfare and Institutions Code, relating to administration of oaths.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Beck, Bennett, Blosser, Boyd, Brady, Brown, Burke, Burns, Caldecott, Collier, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Ralph C. Dills, Doyle, Dunn, Evans, Fletcher, Geddes, Grant, Hahn, Heisinger, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Lowrey, Luckel, Maloney, Miller, Niehouse, Price, Robertson, Sherwin, Silliman, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—48.

NOES—None.

Bill ordered transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT THAT ASSEMBLY BILL NO. 98 BE WITHDRAWN FROM THE COMMITTEE ON EDUCATION, BE PLACED UPON THE FILE, AND BE RE-REFERRED

Mr. Lowrey asked for, and was granted, unanimous consent that Assembly Bill No. 98 be withdrawn from the Committee on Education, be placed upon the file, for purpose of amendment, and be re-referred to the Committee on Education.

CONSIDERATION OF ASSEMBLY BILL NO. 98

Assembly Bill No. 98—An act to add Chapter 1.5 to Division 3 of the Education Code providing for school district public works and making an appropriation therefor, declaring the urgency thereof, to take effect immediately.

Bill read second time.

Motion to Amend

Mr. Lowrey moved the adoption of the following amendments:

Amendment No. 1

On page 1 of the printed bill, strike out lines 13 to 15, inclusive, and insert "5022. The sum of thirty million dollars ($30,000,000), or so much thereof as may be necessary, is hereby appropriated out of any money in the State Treasury not otherwise appropriated, for apportionments to school districts of this State in accordance with the provisions of this chapter and for the administration of this chapter. Of the money appropriated by this section, two hundred twenty-five thousand dollars ($225,000) or so much thereof as may be necessary, is hereby made available for support of the Director of Finance and the Department of Finance in administering this chapter. Apportionments from said appropriation to such school districts shall be made by the State Allocation Board in the manner, and subject to the con-".

Amendment No. 2

On page 2 of the printed bill, strike out lines 5 to 9, inclusive, and insert "5023. The Director of Finance shall administer this chapter and shall provide such assistance to the board as it may require. Applications for apportionments under this chapter shall be filed with the Director of Finance and shall be authorized and accompanied by a resolution of the governing board of the school district. After determining that all the proper information has been submitted, the Director of Finance shall refer the application to the board."

Amendment No. 3

On page 2 of the printed bill, strike out lines 10 to 20, inclusive, and insert "5024. The members of the board and the Members of the Legislature meeting with the board in an advisory capacity shall receive no compensation for their services under this chapter but shall be reimbursed for their actual and necessary expenses incurred in connection with the performance of their duties hereunder, to be paid out of the money made available to the Department of Finance by this chapter."

Amendment No. 4

On page 2, line 22, of the printed bill, strike out "State School Building Commission" and insert "State Allocation Board".

Amendment No. 5

On page 2, line 23, of the printed bill, strike out "commission", and insert "board".

Amendment No. 6

On page 2 of the printed bill, strike out lines 29 and 30, and insert "necessary; and (3) adopt such rules and regulations for the administration of this chapter, requiring such procedure, forms and information, as it may deem necessary."

Amendment No. 7

On page 2 of the printed bill, strike out lines 31 to 37, inclusive, and insert "5026. The State Allocation Board shall apportion -------- ($--------) except as otherwise provided in this act, from the aforesaid appropriation available for apportionment to school districts, to school districts which in the judgment of the board are so impoverished".

Amendment No. 8

On page 2, line 46, of the printed bill, after "($0.005)", insert "of".

Amendment No. 9

On page 3, lines 2 and 3, of the printed bill, strike out "State School Building Commission", and insert "State Allocation Board".

Amendment No. 10

On page 3, lines 10 and 11, of the printed bill, strike out "State School Building Commission", and insert "State Allocation Board".

Amendment No. 11

On page 3, lines 16 and 17, of the printed bill, strike out "State School Building Fund", and insert "appropriation made by this chapter and available for apportionment to school districts".

Amendment No. 12

On page 3, line 22, of the printed bill, strike out "State School Building Commission", and insert "State Allocation Board".

Amendment No. 13

On page 3, lines 28 and 29, of the printed bill, strike out "State School Building Commission", and insert "State Allocation Board".

Amendment No. 14

On page 3 of the printed bill, after line 29, insert

"5031. The appropriation herein made is exempt from the provisions of Section 16304 of the Government Code. Any money appropriated by this act for apportionment to school districts for which application is not made on or before December 31, 1951, shall revert to the General Fund in the State Treasury. In regard to applications filed on or before the latter date, apportionments may be made at any time until December 31, 1952. Any money appropriated by this chapter for support of the Department of Finance or the Director of Finance shall be available for expenditure until December 31, 1953."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

REQUEST FOR UNANIMOUS CONSENT THAT ASSEMBLY BILL NO. 601 BE WITHDRAWN FROM THE COMMITTEE ON JUDICIARY, BE PLACED UPON THE FILE, AND BE RE-REFERRED

Mr. Kilpatrick asked for, and was granted, unanimous consent that Assembly Bill No. 601 be withdrawn from the Committee on Judiciary, be placed upon the file, for purpose of amendment, and be re-referred to the Committee on Judiciary.

CONSIDERATION OF ASSEMBLY BILL NO. 601

Assembly Bill No. 601—An act to add Sections 7.5, 6030, 6031, 6032, and 6033 to, and to add Chapter 9, comprising Sections 6130 to 6144, inclusive, to Title 7, Part 3 of, the Penal Code, relating to prisons, jails, and other places of detention, and prisoners confined therein, and making an appropriation.

Bill read second time.

Motion to Amend

Mr. Kilpatrick moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 2, of the printed bill, after "city", insert " , city and county".

Amendment No. 2

On page 1, line 16, of said bill, after "city", insert " , city and county".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

REPORTS OF STANDING COMMITTEES

Committee on Transportation and Commerce

ASSEMBLY CHAMBER, SACRAMENTO, March 20, 1947

MR. SPEAKER: Your Committee on Transportation and Commerce, to which was referred:

Assembly Bill No 167

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

BURNS, Chairman

Above reported bill ordered to second reading.

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, March 21, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 454
Assembly Bill No 722
Assembly Bill No. 723

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, March 21, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 863
Assembly Bill No. 782

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, March 21, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Joint Resolution No. 29

And reports the same correctly engrossed.

WEBER, Chairman

Above reported resolution ordered on file for adoption.

ASSEMBLY CHAMBER, SACRAMENTO, March 21, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 721

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bill ordered to third reading.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 224—An act to amend Section 1557 of the Penal Code, relating to fugitives from justice.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Beck, Bennett, Blosser, Boyd, Brady, Brown, Burke, Burns, Caldecott, Collier, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M Philip Davis, Dickey, Ralph C. Dills, Doyle, Dunn, Evans, Fletcher, Geddes, Grant, Hahn, Heisinger, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Lowrey, Luckel, Maloney, Miller, Niehouse, Price, Robertson, Sherwin, Silliman, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—48.

NOES—None.

Bill ordered transmitted to the Senate

GUESTS EXTENDED PRIVILEGE OF ASSEMBLY FLOOR

On request of Mr. Thomas, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to John Real and George Stephenson of San Pedro.

On request of Mr. Anderson, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. Harvey Mydland of Inglewood.

On request of Mr. Luckel and the San Bernardino Delegation, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Walter V. Combs of San Bernardino.

On request of Messrs. Maloney and Gaffney, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mr. and Mrs. W. A. Sullivan and Mrs. George H. McAteer of Olympia, Washington.

On request of Mr. Johnson, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Walter Hertage of Porterville.

On request of Mr. Kilpatrick, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mr. and Mrs. Earl Edmondson and Miss Ruth Edmondson of Longview, Washington.

ADJOURNMENT

At 3.35 p.m., on motion of Mr. Dickey, the Speaker declared the Assembly adjourned, until 11 a.m., Monday, March 24, 1947, out of respect to the memory of the late George E. Zoller.

SAM L. COLLINS, Speaker

GERALDINE B. HADSELL, Minute Clerk

CALIFORNIA LEGISLATURE
FIFTY-SEVENTH (GENERAL) SESSION

ASSEMBLY DAILY JOURNAL

TWENTY-NINTH LEGISLATIVE DAY
SEVENTY-EIGHTH CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO
Monday, March 24, 1947

The Assembly met at 11 a.m.
Hon. Sam L. Collins, Speaker of the Assembly, presiding.
Chief Clerk Arthur A. Ohnimus at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—74.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. Raymond Renwald:

O My God, I present myself before Thee at the beginning of another day, to offer Thee anew the homage of my heart I humbly adore Thee, My Creator, My Redeemer, and My Judge. I believe in Thee, because Thou art Truth itself; I hope in Thee, because Thou art faithful to Thy promises; I love Thee with my whole heart, because Thou art infinitely good and worthy of being loved; and for Thy sake I love my neighbor as myself—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of the Speaker, the Assembly gave the pledge of allegiance to the Flag.

READING OF THE JOURNAL DISPENSED WITH

On motion of Mr. Cooke, further reading of the Journal of the previous legislative day was dispensed with.

LEAVES OF ABSENCE FOR THE DAY

The following member was granted leave of absence for the day, because of illness:

Mr. Cramer, on motion of Mr. Luckel.

The following member was granted leave of absence for the day, and desired to waive his per diem:

Mr. Burke, on motion of Mr. Geddes.

MOTION TO APPROVE JOURNALS

On motion of Mr. Dickey, the Journals for Monday, March 17, 1947; Tuesday, March 18, 1947; Wednesday, March 19, 1947; Thursday, March 20, 1947; and Friday, March 21, 1947, were approved as corrected by the Minute Clerk.

COMMUNICATIONS

The following telegrams were received, read, and ordered printed in the Journal:

By Speaker Collins:

LOS ANGELES, CALIFORNIA, March 21, 1947

Speaker of the Assembly Sam L. Collins
California State Legislature
State Capitol, Sacramento, California

The Los Angeles Central Labor Council, American Federation of Labor at the regular meeting held March 17th voted unanimously to deny endorsement to the so-called housing caravan to Sacramento, and refused to participate in any of its activities in any way.

W. J. BASSETT, Secretary
Los Angeles Central Labor Council

By Speaker Collins:

SAN FRANCISCO, CALIFORNIA, March 22, 1947

Honorable Speaker of the Assembly
Sacramento, California

Veterans Nonpartisan League of San Francisco, Inc., opposes any such demonstrations as the so-called veterans motor car march on Sacramento.

JOSEPH D. McMANUS, President
WILLIAM MARLIN, Secretary

REQUESTS FOR PERMISSION TO INTRODUCE BILLS

The following request for permission to introduce a bill was presented:

By Mr. Luckel:

ASSEMBLY CHAMBER, SACRAMENTO, March 18, 1947

MR. SPEAKER: In accordance with the provisions of Article IV, Section 2, of the Constitution, I request permission to introduce a bill, the title of which is as follows:

An act granting certain lands of the State of California to the City of San Diego upon certain trusts and conditions.

Respectfully submitted.

FRANK LUCKEL

Request referred to Committee on Legislative Procedure.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, March 24, 1947

MR. SPEAKER: Your Committee on Legislative Procedure, to which was referred the following bill, herewith returns the same with the recommendation that the author be permitted to introduce it:

By Mr. Luckel:

An act granting certain lands of the State of California to the City of San Diego upon certain trusts and conditions.

WEBER, Chairman

The roll was called, and permission granted by the following vote:

AYES—Anderson, Bennett, Blosser, Burns, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Nichouse, Price, Robertson, Rosenthal, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—63.

NOES—None.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

The following bill was introduced, and read the first time:

Assembly Bill No. 2649: By Mr. Luckel—An act granting certain lands of the State of California to the City of San Diego upon certain trusts and conditions.

Referred to Committee on Conservation and Planning.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, March 24, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 93	Assembly Bill No. 1328
Assembly Bill No. 613	Assembly Bill No. 2152
Assembly Bill No. 862	Assembly Bill No. 2283
Assembly Bill No. 1022	Assembly Bill No. 1111

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, March 22, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 614	Assembly Bill No. 1121
Assembly Bill No. 900	Assembly Bill No. 1391
Assembly Bill No. 1091	Assembly Bill No. 1988

And reports the same correctly re-engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, March 22, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 754	Assembly Bill No. 1914
Assembly Bill No. 1339	Assembly Bill No. 2467
Assembly Bill No. 1768	

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, March 24, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1398

And reports the same correctly re-engrossed.

WEBER, Chairman

Above reported bill ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, March 24, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 98
Assembly Bill No. 601
Assembly Bill No. 2266

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, March 24, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1892

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bill ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, March 24, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Concurrent Resolution No. 48—Relating to the establishment of a state park on Angel Island in San Francisco Bay;

Assembly Concurrent Resolution No. 49—Approving certain amendments to the charter of the City of San Diego, a municipal corporation in the County of San Diego, State of California, voted for and ratified by the qualified electors of said city at the municipal special election held therein on the eleventh day of March, 1947;

Assembly Concurrent Resolution No. 53—Approving certain amendments to the charter of the City of Pasadena, State of California, ratified by the qualified electors of said city at a special municipal election held therein on the thirteenth day of March, 1947;

And reports that the same have been correctly enrolled, and presented to the Secretary of State on the twenty-fourth day of March, 1947, at 11 a.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, March 24, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 747—An act to add Section 2042 to the Penal Code, relating to escapes from the California Vocational Institution, and declaring the urgency thereof, to take effect immediately;

Assembly Bill No. 1820—An act to amend Sections 89 and 92 of the Agricultural Code, and Section 5154 of the Public Resources Code, relating to fairs of counties and district agricultural associations, declaring the urgency thereof, and providing that this act shall take effect immediately;

And reports that the same have been correctly enrolled, and presented to the Governor on the twenty-fourth day of March, 1947, at 11 a.m.

WEBER, Chairman

Speaker Pro Tempore Presiding

At 11.12 a.m., Hon. Thomas A. Maloney, Speaker pro Tempore of the Assembly, presiding.

REQUEST FOR UNANIMOUS CONSENT THAT REPORT OF THE JOINT FACT-FINDING COMMITTEE ON UN-AMERICAN ACTIVITIES BE PRINTED IN THE JOURNAL

Mr. Thompson asked for, and was granted, unanimous consent that the Report of the Joint Fact-Finding Committee on Un-American Activities be printed in the Journal.

The above mentioned report will appear prior to the motion to adjourn.

CONSIDERATION OF DAILY FILE
SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 489—An act to amend Section 142 of the Vehicle Code, relating to vehicles exempted from registration.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1161—An act to amend Section 142 of the Vehicle Code, relating to vehicles exempt from registration.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1598—An act to amend Section 156.5 of the Vehicle Code, relating to the registration of vehicles.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1599—An act to add Section 132.1 to the Vehicle Code, relating to the registration of vehicles.

Bill read second time, and ordered engrossed.

Assembly Bill No. 2246—An act to amend Section 152 of the Vehicle Code, relating to the registration of motor vehicles.

Bill read second time, and ordered engrossed.

Assembly Bill No. 761—An act to repeal the War Production Act, relating to employment and working conditions of female employees and to all permits issued thereunder.

Bill read second time, and ordered engrossed.

Assembly Bill No. 365—An act to amend Section 1582 of the Labor Code, relating to private employment agencies.

Bill read second time, and ordered engrossed.

Assembly Bill No. 993—An act to amend Sections 18533, 18537, 19054, and 19057 of the Government Code, relating to eligible lists and certification of employees in the state civil service.

Bill read second time, and ordered engrossed.

Assembly Bill No. 994—An act to amend Section 19055 of the Government Code, relating to certification from eligible list in the state civil service.

Bill read second time, and ordered engrossed.

Assembly Bill No. 995—An act to amend Section 18859 of the Government Code, relating to adjustments in salary ranges for state employees.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1219—An act to amend Section 19254 of the Government Code, relating to eligible lists for limited term and intermittent employment appointments in the state civil service.

Bill read second time, and ordered engrossed.

Assembly Bill No. 149—An act to add Section 425.1 to the Vehicle Code, relating to liens upon vehicles.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Transportation and Commerce:

Amendment No. 1

On page 1 of the printed bill, after line 7, insert "Any lienholder assigning a lien as authorized herein shall at the time of assigning such lien give written notice to the registered and legal owner of such assignment, including the name and address of the person to whom such lien is assigned."

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 543—An act to authorize the Department of Industrial Relations to make an investigation and revise the State Housing Act.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Industrial Relations:

Amendment No. 1

In line 2 of the title of the printed bill, after "Act", insert ", and making an appropriation therefor."

Amendment No. 2

On page 1, line 10, of said bill, strike out "may", and insert "shall".

Amendment No. 3

On page 1, lines 11 and 12, of said bill, strike out "Fifty-eighth Session of the Legislature, in January, 1949", and insert "Legislature in the 1949 Regular Session or in any prior extraordinary session at which the Legislature may have the power to legislate on such subject".

Amendment No. 4

On page 1 of said bill, after line 12, insert

"SEC. 4. There is hereby appropriated, out of any money in the State Treasury not otherwise appropriated, the sum of twenty-four thousand, one hundred dollars ($24,100), or so much thereof as may be necessary to the Department of Industrial Relations to be expended for the purposes of this act."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 116—An act to amend Section 7158 of the Labor Code, relating to scaffolding.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Industrial Relations:

Amendment No. 1

In line 2 of the title of the printed bill, strike out the period, and insert ", providing for the enforcement of the law relating thereto, and making an appropriation."

Amendment No. 2

On page 1 of said bill, strike out lines 4 and 5, and insert "article, and shall employ therefor not less than 10 assistant construction safety engineers

SEC. 2. Out of any money in the State Treasury not otherwise appropriated, the sum of fifty-seven thousand nine hundred dollars ($57,900) is hereby appropriated to the Division of Industrial Safety, Department of Industrial Relations, in augmentation of any moneys otherwise made available for the support of the division, to pay the salaries and expenses of the assistant construction safety engineers employed pursuant to Section 7158 of the Labor Code until July 1, 1948."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 167—An act to amend Sections 39.5, 132, 143, 150, 166, 168, 177, 195, 195.5, 221, 225, 234, 237, 239, and 246, to add Sections 140.1, 163, 180.7, and 232.1 to, and to repeal Section 160.1 of, the Vehicle Code, relating to the identification, registration and transfers of registration of vehicles.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Transportation and Commerce:

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendments is indicated by being enclosed within brackets.

Amendment No. 1

On page 5 of the printed bill, strike out lines 29 to 50, inclusive, and insert

"225. Suspending or Revoking Certificate or Special Plates. *(a)* The department *after notice and hearing* may suspend [or], revoke *or refuse to renew* a certificate or the special plates issued to a manufacturer, transporter, or dealer upon determining that any said person is not lawfully entitled thereto [or], has made or knowingly or negligently permitted any illegal use of such plates [or], has committed fraud in the registration of vehicles [or], *has* failed to give notices of transfers when and as required by this code [or], *has* failed to deliver to a transferee lawfully entitled thereto a properly endorsed certificate of ownership[ ], *or has used duplicate dealers reports of sale contrary to the provisions of Section 237 (b).* The department *after notice and hearing* may also suspend [or], revoke *or refuse to renew* the certificate and special plates issued to a dealer when such dealer has received as transferee a properly endorsed certificate of ownership and the registration card of a vehicle which he holds for resale if such dealer operates or moves the same on the highway without displaying thereon his special plates or without complying with Section 177.

(b) The department may pending a hearing, temporarily suspend or refuse to renew the certificates or special plates issued to a manufacturer, transporter, or dealer, for a period not to exceed 30 days, if the director finds that such action is required in the public interest. In any such case a hearing shall be held and a decision thereon issued within 30 days after notice of the temporary suspension.

(c) Every hearing as provided for in the section shall be pursuant to the provisions of Chapter 5, Part 1, Division 3, Title 2 of the Government Code."

Amendment No. 2

On page 6 of the printed bill, strike out lines 38 to 41, inclusive, and insert

"*(b) The department may authorize dealers certificated under Section 206 to issue a duplicate copy of the dealers report of sale form distributed by the department for display on the windshield of a vehicle sold by such dealer. The department shall promulgate and publish rules and regulations relating to the use of said duplicate copy of dealers reports of sale. When used pursuant to such rules and regulations the vehicle upon which the duplicate copy of the report of sale is displayed may be operated for a period not to exceed 10 days without the card permit or plates provided for herein. The dealer shall, as a penalty to the State, forfeit three dollars ($3) for each such duplicate report of sale used by him contrary to the provisions of this section or affixed by him to a vehicle other than that for which issued.*"

Amendment No. 3

To the bill add the following:

"SEC. 21. Section 225.1 is added to the Vehicle Code, to read:

225.1. Procedure Upon Refusal to Issue Certificates or Special Plates to Manufacturers, Transporters or Dealers—Hearings.

(a) Upon refusal of the department to issue a certificate or special plates to a manufacturer, transporter or dealer the applicant shall be entitled to demand in writing a hearing before the director or his representative within 60 days after notice of refusal.

(b) The hearing shall be conducted pursuant to Chapter 5, Part 1, Division 3, Title 2 of the Government Code."

Amendment No. 4

To the bill add the following:

"SEC. 22. Section 245.5 of the Vehicle Code is amended to read:

245.5. Suspending, [or] Revoking *or Refusing to Renew* Certificate, License or Special Plates Issued to Automobile Wrecker. *(a)* The department may suspend, [or] revoke *or refuse to renew* a certificate or license, or the special plates issued to an automobile wrecker, upon determining that any such automobile wrecker is not lawfully entitled thereto or has made, or knowingly or negligently permitted, any illegal use of such plates, license or certificate, or has committed fraud in the registration of vehicles, or failed to give notices of transfers when and as required of him by this code, or has failed to surrender to the department license plates or certificates for vehicles wrecked or dismantled.

(b) The department may pending a hearing, temporarily suspend or refuse to renew the certificate, license or special plates issued to an automobile wrecker for a period not to exceed 30 days, if the director finds that such action is required in the public interest. In any such case a hearing shall be held and a decision thereon issued within 30 days after notice of the temporary suspension.

(c) Every hearing as provided for in this section shall be pursuant to the provisions of Chapter 5, Part 1, Division 3, Title 2 of the Government Code."

Amendment No. 5

To the bill add the following:

"SEC. 23. Section 245.6 is added to the Vehicle Code, to read:

245.6. Procedure upon Refusal to Issue Certificates, License or Special Plates to Automobile Wreckers—Hearings.

(a) Upon refusal of the department to issue a certificate, license or special plate to an automobile wrecker the applicant shall be entitled to demand in writing a hearing before the director or his representative within 60 days after notice of refusal.

(b) The hearing shall be conducted pursuant to Chapter 5, Part 1, Division 3, Title 2 of the Government Code."

Amendment No. 6

On page 2 of the printed bill, strike out lines 13 to 17, inclusive, and insert

"If the application for a transfer is made in the manner provided in this code the department shall not be required to withhold the transfer of any right, title or interest in or to a vehicle if the application on its face appears to be genuine and regular and the department has not received from any law enforcement agency a request that action on the application be deferred unless an order of a competent court restraining such transfer has been filed with the department".

Amendment No. 7

On page 3, line 6, of the printed bill, after "motor", strike out the comma and "serial or other", and insert "or a permanent".

Amendment No. 8

On page 4 of the printed bill, strike out lines 4 to 19, inclusive.

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 863—An act to amend Sections 3420, 3472, and 3480 of the Welfare and Institutions Code, relating to aid to partially self-supporting blind.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Social Welfare:

Amendment No. 1

On page 1, line 7, of the printed bill, strike out "and not an inmate of any institution supported in", and strike out line 8.

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 1121—An act to amend Section 14797 of the Revenue and Taxation Code, relating to maximum commissions that may be retained by county treasurers out of inheritance taxes.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Beck, Bennett, Blosser, Brown, Burns, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Erwin, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Rosenthal, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, and Wollenberg—61.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1988—An act to amend Section 10971 of the Insurance Code, relating to fraternal benefit insurance.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Beck, Bennett, Blosser, Brown, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, and Wollenberg—61.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 614—An act to amend Sections 9765, 9791, 13538, 13571, 13576, and 13579, and to repeal Sections 13572, 13574, 13575, 13577, 13580, and 13604 of, the Government Code, relating to the State Printing Office.

Bill read third time.

The roll was called, ~~and the bill passed by the following vote:~~

PRINTER'S NOTE—There being no 7-point strikeout type available, the following roll call, which should appear in strikeout type, is indicated by being enclosed within brackets:

[AYES—Anderson, Beck, Bennett, Blosser, Brown, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Luckel, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, and Wollenberg—60.

NOES—Maloney and Stephenson—2.]

MOTION TO EXPUNGE RECORD AND RESCIND ACTION ON PASSAGE OF ASSEMBLY BILL NO. 614

Mr. Field moved to expunge the record, and rescind the action whereby Assembly Bill No. 614 was this day passed.

The roll was called, and the motion carried by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Boyd, Brown, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Clayton A. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Knight, Loomis, Luckel, Maloney, McCollister, McMillan, Niehouse, O'Day, Price, Robertson, Rosenthal, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—65.

NOES—None.

Assembly Bill No. 614 ordered to third reading.

RE-REFERENCE OF BILLS

By order of the Speaker, the following bills were withdrawn from the file, and re-referred as follows:

Assembly Bill No. 1022 re-referred to Committee on Transportation and Commerce.

Assembly Bill No. 862 re-referred to Committee on Ways and Means.

Assembly Bill No. 1111 re-referred to Committee on Judiciary.

Assembly Bill No. 1914 re-referred to Committee on Public Health.

Assembly Bill No. 1339 re-referred to Committee on Ways and Means.

Assembly Bill No. 754 re-referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 1768 re-referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 2152 re-referred to Committee on Ways and Means.

Assembly Bill No. 574 re-referred to Committee on Judiciary.

Assembly Bill No. 1328 re-referred to Committee on Finance and Insurance.

Assembly Bill No. 2266 re-referred to Committee on Conservation, Planning, and Public Works.

Assembly Bill No. 98 re-referred to Committee on Education.

Assembly Bill No. 601 re-referred to Committee on Judiciary.

Assembly Bill No. 1892 re-referred to Committee on Judiciary.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 613—An act to amend Section 12922 of the Insurance Code, relating to printing for the Department of Insurance.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Bennett, Blosser, Boyd, Brown, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—64.

NOES—Stephenson—1.

Bill ordered transmitted to the Senate.

Assembly Bill No. 614—An act to amend Sections 9765, 9791, 13538, 13571, 13576, and 13579, and to repeal Sections 13572, 13574, 13575, 13577, 13580, and 13604 of, the Government Code, relating to the State Printing Office.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Boyd, Brown, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Sillman, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—68.

NOES—None.

Bill ordered transmitted to the Senate.

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following action is indicated by being inclosed within brackets:

[REQUESTS FOR PERMISSION TO INTRODUCE BILLS]

~~The following request for permission to introduce a bill was presented:~~

~~By Mrs. Niehouse:~~

[ASSEMBLY CHAMBER, SACRAMENTO, March 24, 1947

MR. SPEAKER: In accordance with the provisions of Article IV, Section 2, of the Constitution, I request permission to introduce a bill, the title of which is as follows:

An act to add Section 13409 to the Education Code, relating to holding of teachers' institutes.

Respectfully submitted.

NIEHOUSE]

~~Request referred to Committee on Legislative Procedure.~~

[REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, March 24, 1947

MR. SPEAKER: Your Committee on Legislative Procedure, to which was referred the following bill, herewith returns the same with the recommendation that the author be permitted to introduce it:

By Mrs. Niehouse:

An act to add Section 13409 to the Education Code, relating to holding of teachers' institutes.

WEBER, Chairman]

~~The roll was called, and permission granted by the following vote:~~

PRINTER'S NOTE—There being no 7-point type available, the following roll call, which should appear in strikeout type, is indicated by being inclosed within brackets:

[AYES—Allen, Anderson, Beck, Bennett, Blosser, Boyd, Brown, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Crichton, Crowley,

Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, O'Day, Price, Robertson, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Waters, Weber, and Wollenberg—66.

NOES—None.]

Motion to Expunge Record and Rescind Action on Request for Permission to Introduce a Bill

Mrs. Niehouse moved to expunge the record, and rescind the action whereby she requested permission to introduce a bill, and whereby her request for permission to introduce the bill was this day granted.

Mr. Dunn seconded the motion.

The roll was called, and the motion carried by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Boyd, Brown, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—69.

NOES—None.

REQUESTS FOR PERMISSION TO INTRODUCE BILLS

The following request for permission to introduce a bill was presented:

By Mr. James:

ASSEMBLY CHAMBER, SACRAMENTO, March 24, 1947

MR. SPEAKER: In accordance with the provisions of Article IV, Section 2, of the Constitution, I request permission to introduce a bill, the title of which is as follows:

An act to amend Section 80 of the Agricultural Code, relating to agricultural districts.

Respectfully submitted.

W. E. JAMES

Request referred to Committee on Legislative Procedure.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, March 24, 1947

MR. SPEAKER: Your Committee on Legislative Procedure, to which was referred the following bill, herewith returns the same with the recommendation that the author be permitted to introduce it:

By Mr. James:

An act to amend Section 80 of the Agricultural Code, relating to agricultural districts.

WEBER, Chairman

The roll was called, and permission granted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Boyd, Brown, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—68.

NOES—None.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bill was introduced, and read the first time:

Assembly Bill No. 2650: By Mr. James—An act to amend Section 80 of the Agricultural Code, relating to agricultural districts.

Referred to Committee on Agriculture.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 901—An act to amend the title of Chapter 1 and of Part 2, Division 2, of the Military and Veterans Code, relating to the name of the California High School Cadet Corps. To amend Sections 500, 500.1, 501, 502.1, 502.2, 503, 504, 505, 506, 507, 508, 509, 510, 511, 512.1, 513.1, 514, 515.1, 516, 516.1, 517, 520.1, and 530 of the said code, relating to the admission of colleges and junior college to the high school cadet program, the change in name of the high school cadet corps, the adoption of rules and regulations for the control of the cadet corps, the appointment of commandants, assistant commandants and assistant commandants junior grade, the commissioning of cadet supervisors, the regulation of cadet uniforms and insignia, the organization of the cadet corps, the appointment of cadet officers and noncommissioned officers and their promotion, dismissal from the corps and the discipline of the corps, limitations as to formation of cadet corps, preparation of cadet instruction, inspections, marksmanship instruction, issuance of military property to cadets including rifles, schools and conferences for personnel, establishment of cadet units in private educational institutions, and commissioning of officers in military academies and professors of military science and tactics.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Boyd, Brown, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, M. Philip Davis, Debs, Dickey, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Knight, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Rosenthal, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—65.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 902—An act to amend Sections 128, 143, 145, 146, 147, 167, 168, 170, 255, 340, 360, 361, 366, 421, 422 of the Military and Veterans Code, relating to the addition of the unorganized militia when called into the service of the State and its employment in the same situations as the National Guard when necessary, the description of circumstances in which the military forces may be employed, the creation of an offense for violation of a military proclamation, the change in name of the office of the Adjutant General, the wearing of a military uniform, the equipment of the unorganized militia when called into the service of the State and the extension of compensation benefits to such militia when so employed, the wrongful disposition of military

property, a system of discipline for the unorganized militia when called into the service of the State, and the employment of the unorganized militia when called into the service of the State.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Boyd, Brown, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—63.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1395—An act to repeal Section 395.7 of the Military and Veterans Code, relating to rights of restoration to former or like positions by members of the State Guard leaving private employment for active service in the State Guard.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Boyd, Brown, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Knight, Loomis, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Rosenthal, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—67.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1398—An act amending Section 395 of the Military and Veterans Code, relating to the pay and allowances of National Guard officers and enlisted men while on active duty in the service of the State and attending drills, camps or special exercises sponsored by federal authority or while serving in cases of an emergency; the right to be reinstated to employment following return from full-time active duty after an emergency and the procedure therefor.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Boyd, Brown, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Knight, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—70.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Boyd, Brown, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James,

Johnson, Kirkwood, Knight, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—70.
NOES—None.

Bill ordered transmitted to the Senate.

RESOLUTIONS

The following resolution was offered:

House Resolution No. 121

Relative to traveling expenses of state employees

WHEREAS, The increase in the cost of living, aggravated by the removal of price controls on many items and services, has been recognized by the Legislature in providing for the continued efficient operation of the State Government; and

WHEREAS, It is desirable that full recognition be given to such facts in prescribing maximum amounts for which reimbursement may be claimed by state employees for expenditures made by them in traveling on official state business, since it is contrary to the public policy and detrimental to efficient public service, to require a public employee to expend personal funds in the performance of his official duties for which he is not reimbursed in full; now, therefore, be it

Resolved by the Assembly of the State of California, That the Board of Control be, and it is hereby directed to make a thorough survey of the rising costs of state employees' traveling expenses, including but not limited to the costs of hotel accommodations, meals and the costs of operating private automobiles, and report thereon to the Legislature within the next 60 days, including in said report a detailed explanation of the compensating adjustments made to meet such increased costs

Resolution read, and referred to the Committee on Rules.

MOTION TO RELAX THE STANDING RULES AND PERMIT VISITORS TO STAND IN REAR OF THE ASSEMBLY CHAMBER

Mr. Dickey moved that the Standing Rules of the Assembly be relaxed, at this time, so that visitors, representing the San Francisco Veterans Committee on Housing, be permitted to stand in the rear of the Assembly Chamber, and that the motion, previously carried, to declare a 10-minute recess be augmented by five minutes.

Motion carried.

APPOINTMENT OF SELECT COMMITTEES

Speaker pro Tempore Maloney announced the appointment of Mr. McCollister as a Select Committee to escort to the rostrum the Hon. Goodwin J. Knight, Lieutenant Governor of the State of California.

Speaker pro Tempore Maloney announced the appointment of Messrs. Grunsky, Allen, Cooke, and Thompson, as a Select Committee to escort to the rostrum Mr. Harper W. Poulson, Chairman of the Association of Veteran Home Buyers.

RECESS

At 11.43 a.m., on motion of Mr. Dickey, the Assembly recessed until 11.58 a.m.

REASSEMBLED

At 11.58 a.m., the Assembly reconvened.

Hon. Thomas A. Maloney, Speaker pro Tempore of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

MOTION THAT REMARKS BY MR. HARPER W. POULSON BE PRINTED IN THE JOURNAL

Mr. Rosenthal moved that the remarks by Mr. Harper W. Poulson, made during the recess, be ordered printed in the Journal.

Mr. McCollister seconded the motion.

Motion carried.

Remarks Made by Harper W. Poulson, President of the Committee of 1,000 Veteran Home Buyers, Before the Assembly

Mr. Speaker, Mr. President, Members of the Assembly, Members of the Senate, If There Are Senators Present, and I Believe There Are

We have come from all over California representing many groups to place before you a single, simple program of action on housing. At a large rally at the State Fair Grounds last night we elected a committee of six spokesmen and they in turn have chosen me as spokesman for them. I should like the privilege of introducing the other members of this committee who are standing at the rear. They are:

Mr. Alvin M. Joseph, Jr., of Santa Monica, State Vice Chairman, American Veterans Committee,

Mr. William Belton of Los Angeles, Veteran's Committee of Los Angeles C. I. O. Council,

Mr. Jack Reynolds, Business Agent, A. F. of L. Building Trades,

Mr. P. Hendricks of the Howard C. Sperry Post No. 3570, V. F. W., and

Mr. J. Stern, Secretary of the State C. I. O. Veteran's Committee.

We are a group of many groups. Every single veterans' organization in California, every single labor organization and practically every community organization of note, has taken a stand unqualifiedly in support of the four-point program which we of the housing caravan bring to Sacramento today.

That program is: 1. The enactment of the law appropriating $100,000,000 for the provision by the State of low rental housing units which veterans and others in desperate need of homes can afford. 2. A further emergency appropriation of $35,000,000 for the provision of immediate temporary emergency housing for some of the 250,000 families in California who are today without a place to live. 3. The enactment of a State Rent Control Act to take the place of faltering federal controls. Rents to be controlled at present ceilings. 4. The enactment of a law outlawing restrictive covenants.

Ladies and gentlemen—it has been said by some leaders in some veterans' organizations that a caravan is not the best method to bring this program before the Legislature of the State. This is a matter of opinion but there is a more important matter and that is that each one of these leaders, in making such a statement, went on to add that his organization was wholeheartedly and solidly behind the four points of the housing caravan program which I have presented to you.

I understand that in 1944 this body found it useful and necessary to pass emergency appropriation of $100,000,000 for beautifying projects, projects that were also useful. I understand that again in 1946 a similar emergency appropriation of nearly $100,000,000 was again found useful and necessary by this body. If there has at any time been an emergency, we have today the emergency that stops them all. The emergency that arises when veterans and nonveterans, their wives and their children have no roof for their heads, no home properly their own. Today 250,000 families in California are the victims of a corrosive situation in which they cannot lead normal lives, raise their children, make their contribution as citizens because they have no home as a basis of operations. It has been said by some people that the housing situation is not as desperate as it has been painted. Gentlemen, in my own group of 1,000 veteran families alone, more than 150 have received eviction notices within the last three months and have no home to which to go. We have veterans living in garages without utilities. Two of our families are living in tents in vacant lots.

Gentlemen, veterans and their wives and children would not leave badly needed jobs, would not make the arduous drive from Los Angeles, Bakersfield and other cities to Sacramento for two days, would not stand up as they are not accustomed to do to speak before their Legislature unless they are confronted with an emergency such as they have not known before. I would ask you to measure the emergency in terms of the men, the women and children who today stand as visitors in this hall, in terms of the sacrifices they have made to come here. It would be easy to say that this is a complex program, that there is some doubt as to what is really wanted by the veterans in other groups. This would be true if we brought you an advance program, a radical program. The program we have outlined is, on the contrary, a program agreed upon in advance by every veteran and other organization in the State. It represents the absolute minimum that is asked, it is only, if you like, the crumbs of the housing program that we desperately need. We are extremely grateful for the opportunity we have had to speak to you today. We hope that you legislators for the

people of California will arise and say: "We will not be found wanting," and that you will, in fact, we ask you to recognize that there is an emergency and enact speedily into law this program as the beginning of the answer urgently needed by the homeless hundreds of thousands in this State.

At this point a question was asked by Rep. Thomas of the speaker as to whether reports that members of the housing caravan were a group of Communists were true. The Speaker pro Tempore, Mr. Maloney, ruled that the question was out of order inasmuch as the time voted for the recess had expired, adding that he was convinced there was no need for anyone to ask this question, that it was completely obvious that the charge was without foundation.

Mr. Poulson thanked the body for its attention, and said that he concurred with the Speaker that the matter raised by Mr. Thomas could well be allowed to rest.

REQUEST FOR UNANIMOUS CONSENT THAT REMARKS BE PRINTED IN THE JOURNAL

Mr. Thompson asked for, and was granted, unanimous consent that the following remarks be ordered printed in the Journal:

Remarks by Mr. Thompson

Harper Poulson was a member of the famous Ninety-first Infantry Division, Fifth Army, which was at Anzio. Poulson fought at Anzio, across the Arno, up Highway 65, through the German Gothic line, and finally in the break through to the Po Valley which ended the war in Italy. Three battle stars

RECESS

At 12.15 p.m., on motion of Mr. Dickey, the Assembly recessed until 2 p.m.

REASSEMBLED

At 2 p.m., the Assembly reconvened.

Hon. Sam L. Collins, Speaker of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

REQUEST FOR UNANIMOUS CONSENT THAT ASSEMBLY BILL NO. 1999 BE WITHDRAWN FROM THE COMMITTEE ON JUDICIARY, AND BE RE-REFERRED

Mr. Lyons asked for, and was granted, unanimous consent that Assembly Bill No. 1999 be withdrawn from the Committee on Judiciary, and be re-referred to the Committee on Industrial Relations.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, March 24, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1770

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bill ordered to third reading.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 117—An act to amend Section 1260 of the Civil Code, relating to homesteads.

Bill read third time.

Motion to Amend

Mr. Beck moved the adoption of the following amendment:

Amendment No. 1

On page 1 of the printed bill, strike out line 5, and insert "ten thousand dollars ($10,000)".

Amendment read.

The roll was called, and the amendment adopted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burns, Butters, Carey, Collier, George D Collins, Conrad, Cooke, Crowley, Debs, Ralph C. Dills, Doyle, Dunn, Erwin, Field, Gaffney, Geddes, Grant, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Johnson, Kilpatrick, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller. Niehouse, Robertson, Rosenthal, Stanley, Stewart, Weber, and Mr. Speaker—45.

NOES—Caldecott, Clarke, Crichton, M. Philip Davis, Dolwig, Gannon, Grunsky, James, Kirkwood, Loomis, Price, Silliman, Stephenson, Thorp, Thurman, and Wollenberg—16.

Bill ordered reprinted, and engrossed.

Recommendation of the Governor

In accordance with Article IV, Section 34, of the Constitution, the Governor presented the following communication recommending the passage of Assembly Bill No. 432:

STATE OF CALIFORNIA, GOVERNOR'S OFFICE,
SACRAMENTO, March 21, 1947

To the Honorable Members of the Assembly
Sacramento, California

GENTLEMEN:

Assembly Bill No. 432—"*An act making an appropriation in augmentation* of the appropriation in Item 187 of the Budget Act of 1945, payable from the Motor Vehicle Fund, for support of the Department of Motor Vehicles, to take effect immediately,"

in my opinion constitutes an emergency bill within the meaning of that term as used in Section 34 of Article IV of the Constitution of the State of California, the consideration of which should not await the final enactment of the Budget Bill.

I therefore recommend consideration of Assembly Bill No. 432 as an emergency measure.

Respectfully submitted.

EARL WARREN, Governor

Assembly Bill No. 432—An act making an appropriation in augmentation of the appropriation in Item 187 of the Budget Act of 1945, payable from the Motor Vehicle Fund, for support of the Department of Motor Vehicles, to take effect immediately.

Bill read third time.

Motion to Amend

Mr. Lowrey moved the adoption of the following amendment:

Amendment No. 1

On page 1, lines 2 and 3, of the printed bill, strike out "seventy-six thousand four hundred ninety-four dollars ($476,494)", and insert "forty-four thousand seven hundred ninety-five dollars ($444,795)".

Amendment read.

The roll was called, and the amendment refused adoption by the following vote:

AYES—Allen, Beck, Brady, Brown, Carey, George D. Collins, Cooke, Ralph C. Dills, Dunn, Evans, Fletcher, Geddes, Heisinger, Huyck, James, Kilpatrick, Lowrey, McMillan, Miller, Robertson, Rosenthal, and Silliman—22.

NOES—Blosser, Boyd, Burns, Caldecott, Clarke, Collier, Conrad, Crichton, Crowley, M. Philip Davis, Dickey, Dolwig, Doyle, Erwin, Field, Gaffney, Gannon, Grant, Grunsky, Hahn, Hinckley, Hinton, Johnson, Kirkwood, Loomis, Luckel, Lyons, Maloney, Niehouse, Price, Stanley, Stephenson, Stewart, Thompson, Thurman, Wollenberg, and Mr. Speaker—37.

The question being on the passage of Assembly Bill No. 432.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Boyd, Burns, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, M. Philip Davis, Dickey, Dolwig, Doyle, Erwin, Field, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Luckel, Lyons, Maloney, McMillan, Niehouse, O'Day, Price, Rosenthal, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—57.

NOES—Blosser, Brady, Carey, Ralph C. Dills, Dunn, Evans, Fletcher, Geddes, Heisinger, and Lowrey—10.

Bill ordered transmitted to the Senate.

RESOLUTIONS

The following resolution was offered:

By Mr. Thompson:

House Resolution No. 122

Resolved by the Assembly of the State of California, That the Chief Clerk of the Assembly be directed to have printed as a separate document, 5,000 copies of the full Report of the Joint Interim Committee on Un-American Activities as printed in the Assembly Journal of March 24, 1947, and made available for Members of the Assembly.

Resolution read, and referred to the Committee on Rules.

RE-REFERENCE OF BILLS

By order of the Speaker, the following bill was withdrawn from the file, and re-referred as follows:

Assembly Bill No. 1770 re-referred to Committee on Governmental Efficiency and Economy.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, March 24, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 365	Assembly Bill No. 1161
Assembly Bill No. 489	Assembly Bill No. 1219
Assembly Bill No 761	Assembly Bill No. 1598
Assembly Bill No. 993	Assembly Bill No. 1599
Assembly Bill No. 994	Assembly Bill No. 2246
Assembly Bill No. 995	

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

ANNOUNCEMENT OF COMMITTEE MEETINGS

It was announced that the following committees would hold meetings:

Upon adjournment of the First Extraordinary Session—
Revenue and Taxation.
Ways and Means.
Crime and Corrections.

At 8 p.m., tonight—
Finance and Insurance.
Judiciary.
Subcommittee on Ways and Means (Motor Vehicles).

At 8 p.m., tomorrow night, Tuesday, March 25th—
Judiciary.

REPORT OF THE JOINT FACT-FINDING COMMITTEE ON UN-AMERICAN ACTIVITIES IN CALIFORNIA

Mr. President, Mr. Speaker, and Members of the 1947 Legislature

The Joint Fact-Finding Committee on Un-American Activities in California of the Fifty-sixth Session of the Legislature was created by Senate Concurrent Resolution 66, adopted in the Senate June 13, 1945, in the Assembly June 15, 1945, and filed with the Secretary of State June 16, 1945.

The committee was granted the sum of $20,000 by the Senate and the Assembly in order to carry on its work. As of January 1, 1947, the committee had a balance left in its appropriation of $771.60.

The resolution creating the committee is as follows:

WHEREAS, These are yet times of public danger. Subversive persons and groups are endangering our domestic unity so as to leave us unprepared to resist attack from without and within. Under color of the protection afforded by the Bill of Rights these persons and groups seek to destroy our freedom by force, violence, threats, undermining and sabotage, and to subject us to the domination of foreign powers and ideologies; and

WHEREAS, There is danger that the ordeal through which the country has suffered to keep the pursuit of its ideals free may be in vain; and

WHEREAS, Persons and groups, motivated by hatred of American ideals, our republican form of government and democratic processes, some bound together by allegiance to foreign powers, are even now seeking to achieve by subversion what we have so valiantly fought to sustain from force; and

WHEREAS, California, as one of the laboratories of this great Nation, may profitably study the problem within its boundaries, and enact pertinent legislation therein, if facts are available therefor; and

WHEREAS, State legislation to meet the problem and to assist law enforcement officers can best be based on a thorough and impartial investigation by a competent and active legislative committee, now, therefore, be it

Resolved by the Senate of the State of California, the Assembly thereof concurring, as follows:

1. The Joint Fact-Finding Committee on Un-American Activities is hereby created, authorized, appointed and directed to investigate, ascertain, collate, appraise, study and analyze all facts directly or indirectly relating to the foregoing, including any facts causing or constituting interference with the National defense program or the war effort in California or rendering the people of the State, as a part of the Nation, less fit physically, mentally, morally, economically or socially.

2. In addition to other duties imposed upon the committee, the committee shall investigate and study the activities of groups and organizations whose membership include persons who are members of organ-

Assembly Journals
(Page missing in original book)

GUESTS EXTENDED PRIVILEGE OF ASSEMBLY FLOOR

On request of Mr. Anderson, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mr. and Mrs. R. L. Ko Ken of Hermosa Beach.

On request of Mr. Ralph C. Dills, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mr. and Mrs. Chet Crain of Compton and Bob Grizzell of Hollydale.

On request of Mr. O'Day, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Joseph P. Lacey of San Francisco.

On request of Messrs. Lyons and Huyck, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. Clarence Horn of Los Angeles.

On request of Mr. O'Day, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Michael J. King, Jr., of San Francisco.

On request of Mr. Rosenthal, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Jack Palmer, Sam Glassberg, Sylvia Glassberg, Salcae Ishihari, Jack Berman, and Carl Brown of Los Angeles.

On request of Mr. Weber, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. Sally Carlson and Mrs. Jack Frost of Stockton.

ADJOURNMENT

At 2.55 p.m., on motion of Mr. Dickey, the Speaker declared the Assembly adjourned until 10 a.m., Tuesday, March 25, 1947.

SAM L. COLLINS, Speaker

GERALDINE B. HADSELL, Minute Clerk

CALIFORNIA LEGISLATURE
FIFTY-SEVENTH (GENERAL) SESSION

ASSEMBLY DAILY JOURNAL

THIRTIETH LEGISLATIVE DAY
SEVENTY-NINTH CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO
Tuesday, March 25, 1947

The Assembly met at 10 a.m.
Hon. Sam L. Collins, Speaker of the Assembly, presiding.
Chief Clerk Arthur A. Ohnimus at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—74.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. Raymond Renwald:

I lift up mine eyes unto the mountains: Whence shall help come to me? My help is from the Lord, who made heaven and earth. He will not suffer thy foot to stumble, nor shall He slumber that keeps thee. Behold, He that guards Israel will neither slumber nor sleep. O Protector of Israel, guard us who put our trust in Thee—AMEN.

READING OF THE JOURNAL DISPENSED WITH

On motion of Mr. Bennett, further reading of the Journal of the previous legislative day was dispensed with.

LEAVE OF ABSENCE FOR THE DAY

The following member was granted leave of absence for the day, because of illness:

Mr. Cramer, on motion of Mr. Erwin.

REPORTS OF STANDING COMMITTEES

Committee on Finance and Insurance

ASSEMBLY CHAMBER, SACRAMENTO, March 24, 1947

MR. SPEAKER: Your Committee on Finance and Insurance, to which were referred:

Assembly Bill No. 659
Assembly Bill No. 663

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

GEDDES, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, March 24, 1947

MR. SPEAKER: Your Committee on Finance and Insurance, to which was referred:

Assembly Bill No. 1327

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

GEDDES, Chairman

Above reported bill ordered to second reading.

Committee on Crime and Correction

ASSEMBLY CHAMBER, SACRAMENTO, March 24, 1947

MR. SPEAKER: Your Committee on Crime and Correction, to which were referred:

Assembly Bill No. 380
Assembly Bill No. 809

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

PRICE, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, March 24, 1947

MR. SPEAKER: Your Committee on Crime and Correction, to which was referred:

Assembly Bill No. 1227

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

PRICE, Chairman

Above reported bill ordered to second reading.

Committee on Judiciary

ASSEMBLY CHAMBER, SACRAMENTO, March 24, 1947

MR. SPEAKER: Your Committee on Judiciary, to which was referred:

Assembly Bill No. 288

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

BROWN, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, March 24, 1947

MR. SPEAKER: Your Committee on Judiciary, to which were referred:

Assembly Bill No. 705	Assembly Bill No. 1413
Assembly Bill No. 1369	Assembly Bill No. 1535
Assembly Bill No. 1411	Assembly Bill No. 1593

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

BROWN, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, March 24, 1947

MR. SPEAKER: Your Committee on Judiciary, to which were referred:

Assembly Bill No. 593
Assembly Bill No. 1111
Assembly Bill No. 1285
Assembly Bill No. 1416
Assembly Bill No. 2016

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

BROWN, Chairman

Above reported bills ordered to second reading.

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, March 25, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 117

And reports the same correctly re-engrossed.

WEBER, Chairman

Above reported bill ordered to third reading.

Committee on Ways and Means

ASSEMBLY CHAMBER, SACRAMENTO, March 25, 1947

MR. SPEAKER: Your Committee on Ways and Means, to which was referred:

Assembly Bill No. 2599

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

WOLLENBERG, Chairman

Above reported bill ordered to second reading.

Committee on Military Affairs

ASSEMBLY CHAMBER, SACRAMENTO, March 25, 1947

MR. SPEAKER: Your Committee on Military Affairs, to which were referred:

Assembly Bill No. 895
Assembly Bill No. 100
Assembly Bill No. 68
Assembly Bill No. 72

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

McCOLLISTER, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, March 25, 1947

MR. SPEAKER: Your Committee on Military Affairs, to which was referred:

Assembly Bill No. 67

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

McCOLLISTER, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, March 25, 1947

MR. SPEAKER: Your Committee on Military Affairs, to which was referred:

Assembly Bill No. 2570

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

McCOLLISTER, Chairman

Above reported bill ordered to second reading.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, March 24, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted:

Assembly Joint Resolution No. 33

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Assembly Joint Resolution No. 33 ordered enrolled.

SENATE CHAMBER, SACRAMENTO, March 25, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed:

Senate Bill No. 620

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS

The following bill was read the first time:

Senate Bill No. 620—An act to amend Section 4250 of the Political Code and 28121 of the Government Code, relating to compensation for public services in counties of the twenty-first class.

Referred to Committee on Municipal and County Government.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, March 24, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted:

Senate Concurrent Resolution No. 29

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS (RESUMED)

The following resolution was read:

Senate Concurrent Resolution No. 29—Relative to amendment of the Joint Rules concerning the manner of designating legislative sessions.

Referred to Committee on Rules.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, March 24, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed:

Senate Bill No. 41
Senate Bill No. 58
Senate Bill No. 60
Senate Bill No. 114
Senate Bill No. 222
Senate Bill No. 224
Senate Bill No. 225
Senate Bill No. 335
Senate Bill No. 445
Senate Bill No. 449
Senate Bill No. 947
Senate Bill No. 1129
Senate Bill No. 1243
Senate Bill No. 1420
Senate Bill No. 1442

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

SENATE CHAMBER, SACRAMENTO, March 24, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed:

Senate Bill No. 677

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS (RESUMED)

The following bills were read the first time:

Senate Bill No. 41—An act to amend Section 4253 of the Political Code and Section 28124 of the Government Code, relating to the compensation for public service in counties of the twenty-fourth class.

Referred to Committee on Municipal and County Government.

Senate Bill No. 58—An act to amend Sections 85 and 86 of the Fish and Game Code, relating to districts.

Referred to Committee on Municipal and County Government.

Senate Bill No. 60—An act to amend Section 4248 of the Political Code and Section 28119 of the Government Code, relating to compensation for public services in counties of the nineteenth class.

Referred to Committee on Fish and Game.

Senate Bill No. 114—An act to amend Section 2.6 of the Planning Act, relating to compensation of members of the commission.

Referred to Committee on Municipal and County Government.

Senate Bill No. 222—An act to amend Section 16 of the Corporate Securities Act, relating to void securities.

Referred to Committee on Finance and Insurance.

Senate Bill No. 224—An act to amend Section 2 of the Corporate Securities Act, relating to exemptions.

Referred to Committee on Finance and Insurance.

Senate Bill No. 225—An act to amend Section 4 of the Corporate Securities Act, relating to the issuance of permits.

Referred to Committee on Finance and Insurance.

Senate Bill No. 335—An act to amend Section 4239 of the Political Code, and Section 28110 of the Government Code, relating to compensation for public service in counties of the tenth class.

Referred to Committee on Municipal and County Government.

Senate Bill No. 445—An act to amend Section 1015 of the Fish and Game Code, relating to privilege taxes.

Referred to Committee on Fish and Game.

Senate Bill No. 449—An act to amend Section 1019 of the Fish and Game Code, relating to expenditure of revenues.

Referred to Committee on Fish and Game.

Senate Bill No. 947—An act to amend Section 880 of the Fish and Game Code, relating to nets.

Referred to Committee on Fish and Game.

Senate Bill No. 1129—An act authorizing the Director of Natural Resources, with the approval of the State Park Commission, to exchange certain lands in the County of Santa Cruz, State of California.

Referred to Committee on Conservation, Planning, and Public Works.

Senate Bill No. 1243—An act to amend Section 13923 of the Government Code, relating to revolving fund advances.

Referred to Committee on Governmental Efficiency and Economy.

Senate Bill No. 1420—An act to add Article 3 to Chapter 1 of Division 2 of the Fish and Game Code, relating to the protection of fish

Referred to Committee on Fish and Game.

Senate Bill No. 1442—An act to amend Section 1 of an act entitled "An act to provide a stenographer and typist for judges of the superior courts and providing for their salaries and the payment thereof," approved May 31, 1927, relating to superior court stenographers and secretaries.

Referred to Committee on Judiciary.

Senate Bill No. 677—An act to amend Section 670 of the Fish and Game Code, relating to salmon.

Referred to Committee on Fish and Game.

CONSIDERATION OF DAILY FILE
THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 1091—An act to add Section 4156d to the Political Code, relating to district attorneys.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brown, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Dolwig, Doyle, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—65.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 144—An act to amend Section 503 of the Vehicle Code, relating to theft and unlawful driving or taking of a vehicle.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brown, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Crichton, Lester T. Davis, Debs, Clayton A. Dills, Dolwig, Doyle, Erwin, Evans, Fletcher, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—63.

NOES—Dickey—1.

Bill ordered transmitted to the Senate.

Assembly Bill No. 146—An act to amend Sections 480 and 501 of the Vehicle Code, relating to offenses involving injury to persons.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brown, Burns, Butters, Caldecott, Carey, Clarke, Collier, Cooke, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—68.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 896—An act to amend Sections 321, 323, and 324 of the Military and Veterans Code, relating to the pay and allowances of enlisted men in the California National Guard, the furnishing of a uniform allowance to commissioned and warrant officers of the active militia and the pay and allowances of officers and enlisted men of the National Guard who perform special duty.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brown, Burns, Butters, Carey Clarke, Collier, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, and Mr. Speaker—64.
NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brown, Burns, Butters, Carey, Clarke, Collier, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, and Mr. Speaker—64.
NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 117—An act to amend Section 1260 of the Civil Code, relating to homesteads.

Bill read third time.

Motion to Amend

Mr. Bennett moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 9, of the printed bill, as amended in the Assembly on March 24, 1947, strike out "two", and insert "three".

Amendment No. 2

On page 1, line 10, of said bill, strike out "($2,000)", and insert "($3,000)".

Amendments read.

The roll was called, and the amendments adopted by the following vote:

AYES—Anderson, Bennett, Berry, Blosser, Brown, Burns, Caldecott, Carey, Collier, Cooke, Crichton, Crowley, Lester T. Davis, Debs, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Fletcher, Gaffney, Gannon, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Price, Robertson, Sheridan, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thurman, Waters, and Mr. Speaker—55.
NOES—Butters, Clarke, Dickey, Grant, Hinckley, and Thorp—6.

Bill ordered reprinted, and re-engrossed.

Assembly Bill No. 897—An act to amend Sections 161, 162, 164, 164.1, and 168 of the Military and Veterans Code, relating to the personnel of the office of the Adjutant General, the establishment of the rank

of Major General for the Adjutant General and the qualifications therefor, the establishment of the rank of Brigadier General for the Assistant Adjutant General and the qualifications therefor, the organization of the office of the Adjutant General, and the pay and allowances for the Adjutant General and the Assistant Adjutant General.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Bennett, Berry, Blosser, Brown, Burns, Butters, Caldecott, Carey, Clarke, Collier, Cooke, Crichton, Crowley, Debs, Dickey, Clayton A. Dills, Dolwig, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hinton, Huyck, James, Johnson, Kilpatrick, Knight, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—56.

NOES—Anderson, Beck, Heisinger, Hinckley, and Lowrey—5.

The roll was called, and the bill passed by the following vote:

AYES—Bennett, Berry, Blosser, Brown, Burns, Butters, Caldecott, Carey, Clarke, Collier, Cooke, Crichton, Crowley, Debs, Clayton A. Dills, Dolwig, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hinton, Huyck, James, Johnson, Kilpatrick, Knight, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—55.

NOES—Anderson, Beck, Heisinger, Hinckley, and Lowrey—5.

Bill ordered transmitted to the Senate.

Assembly Bill No. 898—An act to repeal Sections 330, 331, 332, and 435 of the Military and Veterans Code, relating to monthly allowances to commanding officers and organizations of the National Guard, the use of funds, the allowance of claims and the payment of rental for leased armory, to add a new Section 330 to the said code, relating to expenses of commanding officers and organizations of the National Guard and the payment thereof. To amend Sections 413 and 432 of the Military and Veterans Code, relating to funds and property held in trust for commanding officers and organizations of the National Guard and the payment thereof and the payment of revenues received from state armories.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brown, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Cooke, Crichton, Crowley, Debs, Dickey, Dolwig, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kilpatrick, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thorp, Thurman, Waters, Weber, and Mr. Speaker—59.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brown, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Cooke, Crichton, Crowley, Debs, Dickey, Dolwig, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kilpatrick, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan,

Niehouse, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thorp, Thurman, Waters, Weber, and Mr. Speaker—59.
NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 900—An act to repeal the California State Guard Act of 1943, added by Statutes of 1943, Chapter 295, Par. 4; to repeal Sections 560 to 589, inclusive, of the Military and Veterans Code, relating to the organization, administration, control, employment and discipline of the California State Guard, providing for privileges, benefits, compensation and insurance for State Guardsmen, and to reserve and continue all claims, demands, rights, benefits, privileges or causes of action that have accrued under the provisions of Sections 572, 575, 576, 577, 578, 588, and 589 and to reserve all disciplinary power as to offenses heretofore committed including all authority granted by Sections 571 and 585 and to provide for the liquidation of the property, accounts, funds, assets and affairs of the California State Guard.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brown, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Cooke, Crichton, Crowley, Debs, Dickey, Dolwig, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kilpatrick, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thorp, Thurman, Waters, Weber, and Mr. Speaker—59.
NOES—None.

Bill ordered transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT THAT ASSEMBLY BILL NO. 1391 BE WITHDRAWN FROM THE FILE, AND BE RE-REFERRED TO THE COMMITTEE ON MILITARY AFFAIRS

Mr. McCollister asked for, and was granted, unanimous consent that Assembly Bill No. 1391 be withdrawn from the file, and be re-referred to the Committee on Military Affairs.

REQUEST FOR UNANIMOUS CONSENT THAT ASSEMBLY BILL NO. 1821 BE WITHDRAWN FROM THE COMMITTEE ON JUDICIARY, AND BE RE-REFERRED TO THE COMMITTEE ON REVENUE AND TAXATION

Mr. Field asked for, and was granted, unanimous consent that Assembly Bill No. 1821 be withdrawn from the Committee on Judiciary and be re-referred to the Committee on Revenue and Taxation.

REQUEST FOR UNANIMOUS CONSENT THAT ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 28 AND ASSEMBLY BILL NO. 1890 BE WITHDRAWN FROM COMMITTEES, AND BE RE-REFERRED

Mr. Doyle asked for unanimous consent that Assembly Constitutional Amendment No. 28 be unanimously withdrawn from the Committee on Constitutional Amendments, be placed upon the file, for purpose of amendment, and be re-referred to the Committee on Constitutional Amendments; and that Assembly Bill No. 1890 be withdrawn from the Committee on Public Morals, be placed upon the file, for purpose of amendment, and be re-referred to the Committee on Public Morals.

Mr. Dickey withheld unanimous consent.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1396—An act amending Section 431 of the Military and Veterans Code, relating to the control of armories by the Adjutant General, including the power to lease or otherwise authorize the use of the same, the creation of armory boards and their powers, the collection, payment and accounting of revenues and income from armories.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brown, Burns, Butters, Carey, Clarke, Collier, George D. Collins, Cooke, Crichton, Crowley, Debs, Dickey, Ralph C. Dills, Dolwig, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kilpatrick, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—58.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Berry, Blosser, Brown, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Cooke, Crichton, Crowley, Debs, Dickey, Ralph C. Dills, Dolwig, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kilpatrick, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—60.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 721—An act to amend Section 3051 of, and to add Section 3052 to, the Welfare and Institutions Code, relating to the prevention and cure of blindness, and to the powers and duties of the Department of Social Welfare in connection therewith.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brown, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Cooke, Crichton, Crowley, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Knight, Luckel, Lyons, Maloney, McCollister, McMillan, Price, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Weber, and Mr. Speaker—60.

NOES—None.

Notice of Motion to Reconsider Assembly Bill No. 721

Mr. Dickey gave notice that on the next legislative day he would move to reconsider the vote whereby Assembly Bill No. 721 was this day passed.

Assembly Bill No. 722—An act to amend Section 3083 of the Welfare and Institutions Code, relating to aid to the needy blind.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brown, Burns, Butters, Caldecott, Carey, Collier, George D. Collins, Cooke, Crichton, Crowley, Debs, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Evans, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kilpatrick,

Knight, Luckel, Lyons, Maloney, McCollister, McMillan, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, and Weber—55.
NOES—Dickey and Lowrey—2.

Bill ordered transmitted to the Senate.

Assembly Bill No. 723—An act to amend Section 3471 of the Welfare and Institutions Code, relating to aid to the partially self-supporting blind.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brown, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Cooke, Crichton, Crowley, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kilpatrick, Knight, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Weber, and Wollenberg—61.
NOES—Lowrey—1.

Bill ordered transmitted to the Senate.

Assembly Bill No. 2467—An act to provide for works for development and protection of the beach at Ocean Beach and providing for the continued availability therefor of funds presently available under agreement pursuant to Chapter 942, Statutes of 1941.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brown, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Knight, Lowrey, Luckel, Lyons, Maloney, McMillan, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—64.
NOES—None.

Bill ordered transmitted to the Senate.

Assembly Concurrent Resolution No. 50—Relative to construction of additions to State Capitol.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Cooke, Crichton, Crowley, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Knight, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—64.
NOES—Silliman and Weber—2.

Resolution ordered transmitted to the Senate.

RESOLUTIONS

The following resolution was offered:

By Messrs. Sam L. Collins, Dickey, and Wollenberg:

House Resolution No. 123

Inviting the President of Mexico to Visit California

WHEREAS, His Excellency Licenciado Don Miguel Alémán, the President of the Republic of Mexico, has announced his intention of paying a visit to the United States in the very near future; and

WHEREAS, The people of the State of California and their neighbors in the great republic on the south have been living in harmonious and friendly relationship for many years, and during that time have developed widespread interests in common, culturally, socially, and commercially; and

WHEREAS, An exchange of calls between the heads of the two nations and between the Governors of the various states thereof, tends to encourage more frequent visits by the peoples of the respective countries, thereby cementing more closely the bonds of friendship already existing between them; now, therefore, be it

Resolved by the Assembly of the State of California, That this Assembly heartily joins with His Excellency Earl Warren, the Governor of the State of California, in extending to the President of the Republic of Mexico a cordial invitation to include a visit to California in his itinerary; and be it further

Resolved, That the Chief Clerk of the Assembly be and he is hereby authorized and directed to transmit a suitably prepared copy of this resolution to His Excellency Licenciado Don Miguel Alémán, the President of the Republic of Mexico.

Resolution read, and referred to the Committee on Rules.

REPORTS OF STANDING COMMITTEES

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, March 25, 1947

MR. SPEAKER: Your Committee on Rules, to which was referred:

House Resolution No. 123

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

DICKEY, Chairman

Above reported resolution ordered on file for adoption.

REQUEST FOR UNANIMOUS CONSENT

Mr. Dickey asked for, and was granted, unanimous consent to take up House Resolution No. 123, at this time, without reference to file.

CONSIDERATION OF HOUSE RESOLUTION NO. 123

House Resolution No. 123

Inviting the President of Mexico to visit California

WHEREAS, His Excellency Licênciado Don Miguel Alémán, the President of the Republic of Mexico, has announced his intention of paying a visit to the United States in the very near future; and

WHEREAS, The people of the State of California and their neighbors in the great republic on the south have been living in harmonious and friendly relationship for many years, and during that time have developed widespread interests in common, culturally, socially, and commercially; and

WHEREAS, An exchange of calls between the heads of the two nations and between the Governors of the various states thereof, tends to encourage more frequent visits by the peoples of the respective countries, thereby cementing more closely the bonds of friendship already existing between them; now, therefore, be it

Resolved by the Assembly of the State of California, That this Assembly heartily joins with His Excellency Earl Warren, the Governor of the State of California, in extending to the President of the Republic of Mexico a cordial invitation to include a visit to California in his itinerary; and be it further

Resolved, That the Chief Clerk of the Assembly be and he is hereby authorized and directed to transmit a suitably prepared copy of this resolution to His Excellency Licenciado Don Miguel Alémán, the President of the Republic of Mexico.

Resolution read, and adopted.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1397—An act to amend Section 395.1 of the Military and Veterans Code, relating to the right of persons in the military service to return to their office or position upon termination of active service with the armed forces.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Bennett, Berry, Blosser, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Gransky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—67.

NOES—None.

Resolution ordered transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT THAT ASSEMBLY BILL NO. 1707 BE WITHDRAWN FROM THE COMMITTEE ON EDUCATION, AND BE RE-REFERRED

Mr. McCollister asked for, and was granted, unanimous consent that Assembly Bill No. 1707 be withdrawn from the Committee on Education, and be re-referred to the Committee on Military Affairs.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Joint Resolution No. 29—Relative to memorializing Congress to relieve the State of California's taxation problem created by the presence in the State of vast amounts of federally-owned, tax-exempt real property.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Crichton, Crowley, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Freld, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—65.

NOES—None.

Resolution ordered transmitted to the Senate.

Assembly Bill No. 489—An act to amend Section 142 of the Vehicle Code, relating to vehicles exempted from registration.

Bill read third time.

Motion to Amend

Mr. Geddes moved the adoption of the following amendments:

Amendment No. 1

On page 2 of the printed bill, between lines 2 and 3, insert

"(3) A spray rig designed and used exclusively for spraying in the conduct of agricultural operations.

(4) A nurse rig or equipment auxiliary to the use of a spray rig.

(5) A row duster."

Amendment No. 2

On page 2 of said bill, after line 6, insert "The foregoing list shall be deemed as illustrating and not a list of limitations."

Amendments read, and adopted.

Bill ordered reprinted, and re-engrossed.

REPORTS OF STANDING COMMITTEES

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, March 25, 1947

MR. SPEAKER: Your Committee on Rules, to which was referred.

Senate Concurrent Resolution No. 29

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

DICKEY, Chairman

Above reported resolution ordered on file for adoption.

Request for Unanimous Consent

Mr. Dickey asked for, and was granted, unanimous consent to take up Senate Concurrent Resolution No. 29, at this time, without reference to file.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 29

Senate Concurrent Resolution No. 29—Relative to amendment of the Joint Rules concerning the manner of designating legislative sessions.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Cooke, Crichton, Crowley, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, O'Day, Price, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—64.

NOES—None.

Resolution ordered transmitted to the Senate.

REPORTS OF STANDING COMMITTEES

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, March 25, 1947

MR. SPEAKER: Your Committee on Rules, to which were referred:

Assembly Joint Resolution No. 30

Assembly Joint Resolution No. 31

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

DICKEY, Chairman

Above reported resolutions ordered engrossed.

REQUEST FOR UNANIMOUS CONSENT THAT REPORT TO THE ASSEMBLY, PURSUANT TO HOUSE RESOLUTION NO. 46, BE PRINTED IN THE JOURNAL

Mr. Heisinger asked for, and was granted, unanimous consent that a report to the Assembly, pursuant to House Resolution No. 46, be ordered printed in the Journal, in 10-point type.

The above mentioned report will be printed prior to the motion to adjourn.

RECESS

At 11.30 a.m., on motion of Mr. Dickey, the Assembly recessed until 2 p.m.

REASSEMBLED

At 2 p.m., the Assembly reconvened
Hon. Sam L. Collins, Speaker of the Assembly, presiding.
Chief Clerk Arthur A. Ohnimus at the desk.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, March 25, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 116
Assembly Bill No. 149
Assembly Bill No 543

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, March 25, 1947

MR SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Joint Resolution No 30
Assembly Joint Resolution No 31

And reports the same correctly engrossed.

WEBER, Chairman

Above reported resolutions ordered on file for adoption.

RE-REFERENCE OF BILLS

By order of the Speaker, the following bills were withdrawn from the file, and re-referred as follows:

Assembly Bill No. 543 re-referred to Committee on Ways and Means.
Assembly Bill No. 116 re-referred to Committee on Ways and Means.

COMMUNICATIONS

The following communications were received, read, and ordered printed in the Journal:

By the Chief Clerk:

INTERSTATE COMMERCE COMMISSION
WASHINGTON 25 D. C., March 19, 1947

Mr. Arthur A. Ohnimus, Chief Clerk.
Assembly California Legislature,
State Capitol, Sacramento 14, California

DEAR MR. OHNIMUS: On behalf of the members of the commission, I wish to acknowledge receipt of your letter of March 14th and copy of Assembly Joint Resolution No. 2 which was adopted by the California Legislature on March 12th.

For your information, there is enclosed a copy of the commission's notice of March 14th in Investigation and Suspension Docket No. 5464, Iron and Steel, Utah to Pacific Coast Points.

Yours very truly,

CLYDE B AITCHISON, Chairman.

INTERSTATE COMMERCE COMMISSION
WASHINGTON, D. C., March 14, 1947

Investigation and Suspension Docket No 5464, Iron and Steel,
Utah to Pacific Coast Points

NOTICE

TO PARTIES OF RECORD: The Interstate Commerce Commission, after considering the protests and replies filed with it and the oral presentations made by interested persons on March 11th and 12th, has decided that the present order of investigation

and suspension shall stand as issued. This will result in an expiration of the order of suspension, March 31, 1947. The investigation of the rates involved will continue.

The proceeding will be set for hearing as soon as practicable, and all concerned are advised to prepare to present their evidence at an early date.

W. P. BARTEL, Secretary

By the Chief Clerk:

HOUSE OF REPRESENTATIVES, COMMITTEE ON ARMED SERVICES
WASHINGTON 25, D. C, March 21, 1947

Mr. Arthur A. Ohnimus,
Assembly, California Legislature,
State Capitol, Sacramento 14, California

DEAR MR. OHNIMUS: Honorable Joseph W. Martin, Jr., Speaker of the House of Representatives, has referred your letter of March 14th in which you enclosed a copy of Assembly Joint Resolution No. 1 adopted during the Fifty-seventh Session of the California Legislature on March 11, 1947 to this committee.

A subcommittee of this committee is currently conducting an inquiry regarding the matter of centralized purchasing for Navy ship's service stores, and your communication, together with the resolution, is being referred to the chairman thereof.

Yours very truly,

W. G. ANDREWS, Chairman

BILLS WITHDRAWN FROM ACTIVE FILE, AND PLACED ON THE INACTIVE FILE

Assembly Bill No. 1161, on motion of Mr. Geddes.

REQUEST FOR UNANIMOUS CONSENT TO USE ASSEMBLY CHAMBER FOR MEETING

Mrs. Niehouse asked for, and was granted, unanimous consent that the Committee on Social Welfare be permitted to use the Assembly Chamber, today, upon adjournment, for the purpose of holding a meeting.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, March 24, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted:

Senate Joint Resolution No. 14

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS (RESUMED)

The following resolution was read the first time:

Senate Joint Resolution No. 14—Relative to memorializing the President and the Congress of the United States in relation to appropriations affecting the United States Customs Service.

Referred to Committee on Rules.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1598—An act to amend Section 156.5 of the Vehicle Code, relating to the registration of vehicles.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Bennett, Berry, Blosser, Boyd, Brown, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Erwin, Evans, Gaffney, Geddes, Grant, Hahn, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Lowrey, Luckel, Lyons, Maloney, Miller, Niehouse, Price, Sherwin,

Silliman, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—51.
NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1599—An act to add Section 132.1 to the Vehicle Code, relating to the registration of vehicles.

Bill read third time.

Motion to Amend

Mr. Burns moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 3, of the printed bill, after "132.1.", insert "Undertaking upon Registration."

Amendment read, and adopted.

Bill ordered reprinted, and re-engrossed.

Assembly Bill No. 761—An act to repeal the War Production Act, relating to employment and working conditions of female employees and to all permits issued thereunder.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Beck, Bennett, Berry, Blosser, Boyd, Brown, Butters, Caldecott, Carey, Clarke, Collier, George D Collins, Conrad, Cooke, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Clayton A Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Gaffney, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Luckel, Lyons, Maloney, Miller, Niehouse, Price, Rosenthal, Sherwin, Silliman, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—58.
NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 365—An act to amend Section 1582 of the Labor Code, relating to private employment agencies.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Beck, Bennett, Berry, Blosser, Boyd, Brown, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Gaffney, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Luckel, Lyons, Maloney, Miller, Niehouse, Price, Rosenthal, Sherwin, Silliman, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—58.
NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 2246—An act to amend Section 152 of the Vehicle Code, relating to the registration of motor vehicles.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Beck, Bennett, Berry, Blosser, Boyd, Brown, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, M Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Gaffney, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinton, Hollibaugh, Huyck,

James, Johnson, Kilpatrick, Luckel, Lyons, Maloney, Miller, Niehouse, Price, Rosenthal, Sherwin, Silliman, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr Speaker—58.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 993—An act to amend Sections 18533, 18537, 19054, and 19057 of the Government Code, relating to eligible lists and certification of employees in the state civil service.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Bennett, Berry, Blosser, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Price, Sherwin, Silliman, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—59.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 994—An act to amend Section 19055 of the Government Code, relating to certification from eligible list in the state civil service.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Bennett, Berry, Blosser, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, O'Day, Price, Robertson, Sherwin, Silliman, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—65.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 995—An act to amend Section 18859 of the Government Code, relating to adjustments in salary ranges for state employees.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—69.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1219—An act to amend Section 19254 of the Government Code, relating to eligible lists for limited term and intermittent employment appointments in the state civil service.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Ralph C Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—69.

NOES—None.

Bill ordered transmitted to the Senate.

RE-REFERENCE OF BILLS

By order of the Speaker, the following bill was withdrawn from the file, and re-referred as follows:

Assembly Bill No. 167 re-referred to Committee on Transportation and Commerce.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, March 25, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 167

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bill ordered to third reading.

Committee on Governmental Efficiency and Economy

ASSEMBLY CHAMBER, SACRAMENTO, March 25, 1947

MR. SPEAKER: Your Committee on Governmental Efficiency and Economy, to which was referred:

Assembly Bill No. 2012

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

FIELD, Chairman

Above reported bill ordered to second reading.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 157—An act to amend Sections 164, 181, 222 of, to repeal Section 146.5 of, and to add Section 182.1 to, the Vehicle Code, relating to the registration and transfers of registration of vehicles, declaring the urgency thereof, and providing that this act shall take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Ralph C Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—69.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—69.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 149—An act to add Section 425.1 to the Vehicle Code, relating to liens upon vehicles.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Berry, Blosser, Brady, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Cooke, Crichton, M. Philip Davis, Debs, Dickey, Dolwig, Doyle, Dunn, Erwin, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinton, Hollibaugh, Huyck, Johnson, Luckel, Maloney, McCollister, Niehouse, Price, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Weber, Wollenberg, and Mr. Speaker—49.

NOES—Bennett, Brown, James, Kilpatrick, Lowrey, O'Day, and Robertson—7.

Notice of Motion to Reconsider Assembly Bill No. 149

Mr. Bennett gave notice that on the next legislative day he would move to reconsider the vote whereby Assembly Bill No. 149 was this day passed.

RESOLUTIONS

The following resolution was offered:

By Mr. Brady:

House Resolution No. 124

Relative to the continuance of the Assembly Interim Committee on Tide and Submerged Lands

Resolved by the Assembly of the State of California, That the period of time for which the Assembly Interim Committee on Tide and Submerged Lands was continued as an Assembly Committee by House Resolution No. 29 of this general session is hereby extended to the _____ day of _____, 1947, and that said committee is authorized to act and to expend the funds made available to it until that date and to file its final report on or before said date.

Resolution read, and referred to the Committee on Rules.

REMARKS UPON THE CONDITION OF THE FILE

Mr. Weber spoke upon the condition of the file.

REMARKS UPON THE CONDITION OF THE FILE

Mr. Field spoke upon the condition of the file.

ANNOUNCEMENT OF COMMITTEE MEETINGS

It was announced that the following committees would hold meetings:

Upon adjournment, today—

Subcommittee of Ways and Means (Judiciary Section).

Agriculture.

At 3 p.m., today—
Public Health (in Room 426).
Social Welfare (in the Assembly Chamber).
At 8 p.m., tonight—
Fish and Game.
Livestock and Dairies.
At 9.30 a.m., on Wednesday, March 26th—
Rules.
At 3 p.m., on Monday, March 31st—
Public Utilities and Corporations.

REPORT TO THE ASSEMBLY PURSUANT TO HOUSE RESOLUTION NO. 46

Your Committee Investigating Game Refuges has made personal exhaustive surveys of proposed game refuges and public hunting grounds within the San Joaquin Valley. We have traveled many miles by automobile, motor boat, and airplane, and have viewed some of the finest migratory fowl country in California. Numerous meetings have been held with sportsmen throughout the valley, and they emphasize the necessity of favorable action now.

The survey has covered territory as far north as Newman and as far south as Bakersfield. Those portions lying north of Firebaugh are in critical need of a permanent supply of water for wild fowl; those portions of the territory south of Mendota need legislative attention immediately if resting places for wild fowl are not to be destroyed by cultivation of the land for agricultural purposes which is continuously increasing in the San Joaquin Valley.

Several thousand acres adjoining the Mendota Pool are now under water and, of course, have riparian rights to the waters of not only the San Joaquin River but also of the Kings River. The Mendota Pool, a portion of the Central Valley Project, is a navigable stream several miles in length and is never without water, and will continue so throughout the life of the Central Valley Project.

The land adjoining the pool is not in cultivation, except possibly a small acreage, and this small acreage is not considered very valuable for cultivation, but would be valuable as a game refuge and public shooting ground and in the opinion of this committee should be acquired at the earliest possible moment.

About 40 or 50 miles southeast of the Mendota Pool is what is known as the Summit Lake, which is the dividing point where the Kings River water separates when portions of it empty into Tulare Lake and other portions flow north into the Mendota Pool and San Joaquin River.

The proposed Summit Lake Game Refuge and public hunting ground comprises approximately 6,000 acres with riparian water rights and with some water throughout the year. This proposed refuge is strongly supported by the sportsmen of Tulare and Kings Counties as being the logical place and in direct flight of the water fowl game population as it migrates from the North to South and back again toward its nesting places in the Far North. Most of this area is in the wild state of swamps of tule and wild grasses and would form a link of resting

places for migratory fowl in their flight from North to South and back again.

About 40 or 50 miles southeast of Summit Lake is what is known as the Goose Lake territory situated between Tulare Lake and Buena Vista Lake in Kern County. Goose Lake is riparian to the Kern River and has some water at all times and, of course, is in the flight of the game from North to South and then returning again to their nesting places in the Far North. The land is largely in the wild state composed of tule growth and wild grasses and is what is known as cheap land.

All these lands mentioned are practically in the raw state, but adjacent lands are being put into cultivation, and in the opinion of this committee, it will be necessary to acquire these lands immediately or possibly lose them forever as an asset to the wild life service of California.

The committee wishes to impress upon the minds of the legislators the importance of the wild life, which is one of the large assets of California, being estimated by the State Chamber of Commerce as worth many, many millions of dollars annually to the people of the State.

The committee analyzes the whole problem of game conservation as being tied up with three cardinal problems—namely, procuring the land before it gets too high, providing for a permanent water supply, and being properly financed by immediate state appropriations to cover the cost of the lands, and for the enactment of law now to provide for a permanent water supply.

The sportsmen of the State are willing to continue paying for the water they use on their hunting clubs and their only fear is that their water may be taken away to be used for other purposes and thereby make worthless their investments while at the same time destroy the usefulness of the Pacific Flyway.

In the cases of game refuges and public shooting grounds the State would be required to acquire the small amount of water needed for these limited acreages but would be remunerated from the fees charged for shooting privileges by the unattached hunters.

This work should have been done years ago, and the longer it is delayed, the more it will cost the State to accomplish the purposes, besides taking the chance of losing out altogether. To the mind of the committee, it is inconceivable that California should delay action now and thereby fritter away one of its large natural resources by failing to act at this session of the Legislature. The people of California have too many millions of dollars invested in fish and game enterprises to give up now. The State has too much at stake in its income from these sources to allow them to perish by lack of action at this time.

Bills are now pending in the Legislature which would assure a water supply for these game refuges and for all shooting grounds and fishing streams, and in the opinion of the committee, the Legislature should not allow this session to end without enacting water legislation which would provide for a permanent supply of water for these and other such purposes.

The financial part of the program would be the lesser of the tasks because the State now has the money to finance such projects, and it might be called to your attention that throughout the years the sportsmen and fishermen of the State have contributed millions of dollars in sales taxes and other taxes to support general government expenses,

while at the same time they have practically borne all the expense of maintenance of fish and game in the State. Therefore, the committee feels justified in requesting the Legislature to provide funds for these purposes, which, in our opinion, would only be returning to this natural resource some of the moneys which the State has received from it, and which are available because of the activities of the sportsmen and fishermen of the State of California.

It is assumed by many people that ducks nest exclusively in the Far North, but this committee desires to assure you that thousands of ducks have been observed wintering in the San Joaquin Valley where there is water, and many will be mating and laying at the proper time, and thousands plus thousands of young ducks will be produced within the San Joaquin Valley if given the proper conditions which this committee recommends in this report.

Before we close this report we wish to incorporate a letter which the chairman has just received from the Western Cooperative Dairymen's Union with headquarters in Fresno, which reads as follows:

"March 14, 1947

Hon. S. L. Heisinger
State Capitol, Sacramento, California

DEAR ASSEMBLYMAN: About 75 years ago when the Miller and Lux Corporation placed irrigation water from the San Joaquin River on the grasslands which lie in the Counties of Fresno, Madera and Merced, these grasslands, together with other adjacent lands which also received, at the same time, appropriated water from the river, became a well settled country composed of farms and prosperous towns.

All these lands continued to receive such irrigation water as was needed to produce pasture and other crops adapted to the soil and climate.

When the Central Valley Project was started, without notice to us, we learned that Miller and Lux Corporation, or successors, had sold to the Federal Government, the water covering the grasslands to be transported to another water shed.

Since then we can only buy water from the Federal Government from year to year without assurance of a permanent supply.

We feel that we should have a permanent contract which would provide water from the Friant Dam until the Delta Mendota Canal is completed, which after that time, should furnish us water.

Thousands of dairy farmers operate in this territory and largely supply dairy products to the metropolitan districts of California.

These 100,000 acres of grasslands graze thousands of our calves, heifers and dry cows, which makes it possible to have such a successful dairy country.

About an acre-foot annually to each acre of these grasslands is sufficient for good results.

In addition to stock feed, these lands furnish water and feed for migratory water fowl and in turn the sportsmen pay for shooting privileges which help to pay costs and so we find that this water serves to preserve two of the State's large natural resources.

This association respectfully requests you to do everything in your power to procure for us a permanent water supply so that this splendid territory may not go back to the desert from whence it came.

Respectfully,

WESTERN COOPERATIVE DAIRYMEN'S UNION

JOE BRANCO, President

JOSEPH E. MATTOS, JR., Secretary"

We also wish to call to your attention a letter written in 1945 by Ira Gabrielson who was then at the head of the Wildlife Service of the United States, which letter reads as follows:

"UNITED STATES DEPARTMENT OF THE INTERIOR
FISH AND WILDLIFE SERVICE
Chicago, Illinois (54)

June 5, 1945

Memorandum for Commissioner Harry W. Bashore,
Bureau of Reclamation, Washington, D. C.

From our previous discussions you will recall the San Joaquin Grasslands water problem and our mutual efforts to solve this difficult situation which is national in significance as it involves a resource common to all the West Coast states.

The delivery of 83,545 acre-feet of nondemand water by your bureau in the period May-December of 1944 to the Emergency Cattlemen's Association for use on the grassland area lying west of the San Joaquin River and north and south of Los Banos, California, not only provided emergency pasture lands to support some 60,000 head of dairy and beef cattle, but also continued in use for another year one of the greatest migratory waterfowl resting, feeding, and nesting areas in the Pacific Flyway.

These 100,000 acres of grassland are of silty clay soil and have always been classified as nonagricultural. It is hereditary wintering ground of thousands of waterfowl. Dr. H. C. Bryant, formerly of the California Fish and Game Commission, in May 1914 made a careful survey of the Los Banos Duck Club area and reported, 'Here we were in the heart of the best duck country and found conditions favorable to our work. For many years this region has been known as the best of the duck-breeding grounds in the State, as well as the best loafing ground for waterfowl during the winter.' Dr. Bryant found nesting here in 1914, mallard, pintail, gadwall, cinnamon teal, ruddy duck, fulvous tree duck, redhead, shoveller, coot, and blackneck stilts.

The growth of agriculture has eliminated thousands of acres of natural waterfowl wintering grounds. Now, to insure storage in the Friant Dam, your bureau has purchased the rights of Miller & Lux to water including the grassland water rights formerly used on the so-called grasslands north and south of Los Banos. This area without water threatens to become semidesert, further reducing the already limited waterfowl habitat of the Pacific Flyway. It would be a serious blow to the waterfowl management program which is now being undertaken by this service and the State Fish and Game Department in California if your bureau, in constructing the great Central Valley Project, should

eliminate marshes that would need to be replaced, at great cost to the taxpayers, if indeed, it would be possible to replace them at all.

The owners of the lands to which you furnished water in 1944 have organized the Grass Lands Water Association, Inc., a nonprofit mutual water company to serve the dairy interests, duck breeding lands, and wildlife refuges and are now in a position to make delivery of any allotted water. To preserve the grasslands area as natural waterfowl habitat, we consider it necessary and the association has requested that 100,000 acre-feet of nondemand water annually be allotted to this area by the Bureau of Reclamation. This water need not be of the quality necessary for agricultural crops and should be dedicated exclusively for pasture and wild life use. Reasonable pasturing does not conflict with wild life use here.

Recently legislation has been introduced in Congress proposing that water for wild life purposes be included in your projects as a nonreimbursable item. The suggested allotment of water to the grasslands, in our opinion, falls within this category. This project would be nonreimbursable for capital investment only.

In order to benefit the resident population of nesting waterfowl, it would be desirable that the allotment of 100,000 acre-feet of water to this area include July and August delivery of not less than 7,500 acre-feet of water for the maintenance of 4,000 acres of permanent waterfowl ponds scattered throughout the area. This would preserve the natural waterfowl foods and decrease the depredation of agricultural crops adjacent to the area.

The grasslands area must be preserved or the migratory waterfowl of the Pacific Flyway, a national resource, will suffer seriously. I cannot emphasize too highly the importance of preserving the grasslands as a unit for an area of indispensable wintering grounds for the thousands of waterfowl which are dependent almost wholly upon this residual bit of the original San Joaquin Valley marshlands for survival. From the economic standpoint I do not believe I have to stress to you the dollar and cents value of these birds to local merchants, filling station operators, hotels, and many other businesses which are seasonably dependent upon the sportsmen for their income. Likewise the cattle and dairy products originating on this area are important in rounding out the commercial life of an irrigated farm community.

In conclusion, I urge that every possible means at your command be thoroughly explored for a satisfactory solution to the water supply necessary to preserve the San Joaquin grasslands as now organized and awaiting favorable action by the Bureau of Reclamation.

I. N. GABRIELSON, Director"

Through the ages Tulare Lake and Buena Vista Lake were the natural watering and resting places of the migratory fowl, but these are now privately owned and are being dried for agricultural purposes and can no longer be available for wild life.

In summing up this report, the committee wishes to inform you that between Los Banos and Southern California there are now no permanent resting places for wild fowl, which fact brings about a bottleneck. It is difficult for the migratory birds to overcome this distance of several hundred miles without a permanent supply of water for resting and feeding grounds.

It should also be called to your attention that should the three resting and watering places recommended in this report be established, they will furnish much feed for the birds, thereby lessening damage upon growing crops of farmers in the neighboring territories while at the same time will go far to keep for California one of its greatest natural resources.

Respectfully,

S. L. HEISINGER, Chairman
THOMAS J. DOYLE
THOMAS M. ERWIN

GUESTS EXTENDED PRIVILEGE OF ASSEMBLY FLOOR

On request of Messrs. Rosenthal and Hollibaugh, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to F. A. Billhimes of Los Angeles, President of Huntington Park Townsend Club No. 1.

On request of Mr. Stephenson, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to William Clark of Sacramento.

On request of Mr. Dickey and William Murphy, Assistant Sergeant of Arms, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Miss Pat McLean of Sacramento, student in the Oregon University.

On request of Mr. George D. Collins and the Assembly, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Hon. Jesse Carter, Associate Justice of the Supreme Court.

On request of Messrs. Anderson and Thomas, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mr. and Mrs. James Sellers of Torrance.

On the request of Mr. Stephenson, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mr. Cabalzar and Mrs. Manning, faculty members of the Galt Joint Union Grammar School and the following pupils: Dora Mingo, Darlene Pahl, Alma Shaffer, Margaret De Volld, Marlene Prather, Donald Harbert, Bruce Hemminger, Frank Ederra, Jack Neff, Ronald Pearson, Arlene Gevock, Jimmie Quaschnick, Dale Gross, Wayne Macher, Ray Weatherman, Barbara Stenstrum, Marlene Linneman, Vera Nelson, Lucille Vinyard, Thelma McGarrah, Marie Lavagnino, Carolyn Woodard, Betty Boyd, Betty-Jean Stroing, Dora Moroles, Robert Middleton, June Clevenger, Gladys Hadley, Florence Hilder, Martha Jesser, Roger Lindberg, and Donald Keller.

On request of Mr. Ralph C. Dills, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mr. and Mrs. A. W. Beaty of Auburn.

ADJOURNMENT

At 2.55 p.m., on motion of Mr. Dickey, the Speaker declared the Assembly adjourned until 10 a.m., Wednesday, March 26, 1947.

SAM L. COLLINS, Speaker

GERALDINE B. HADSELL, Minute Clerk

CALIFORNIA LEGISLATURE
FIFTY-SEVENTH (GENERAL) SESSION

ASSEMBLY DAILY JOURNAL

THIRTY-FIRST LEGISLATIVE DAY
EIGHTIETH CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO
Wednesday, March 26, 1947

The Assembly met at 10 a.m.

Hon. Sam L. Collins, Speaker of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Lowrey, Luckel, Lyons, Maloney, McCollister, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Weber, Wollenberg, and Mr. Speaker—71.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. Raymond Renwald:

Give ear to my words, O Lord, give heed to my groaning. Harken to my appeal, O my King and my God For I beseech Thee, O Lord: In the morning Thou hearest my voice: In the morning I offer my prayers to Thee and I wait. Let all those who flee to Thee be glad and exult forever. For Thou will bless the just man, O Lord, Thou wilt surround him with loving kindness as with a shield—AMEN.

READING OF THE JOURNAL DISPENSED WITH

On motion of Mr. Geddes, further reading of the Journal of the previous legislative day was dispensed with.

LEAVES OF ABSENCE FOR THE DAY

The following members were granted leaves of absence for the day, because of illness:

Mr. Loomis, on motion of Mr. Ralph C. Dills.

Mr. Cramer, on motion of Mr. Ralph C. Dills.

The following members were granted leaves of absence for the day, because of legislative business elsewhere:

Mr. Debs, on motion of Mr. Geddes.
Mr. Dunn, on motion of Mr. Geddes.
Mr. McMillan, on motion of Mr. Geddes.
Mr. Waters, on motion of Mr. Geddes.
Mr. Crichton, on motion of Mr. Geddes.

COMMUNICATIONS

By Speaker Collins:

A communication from the Sacramento Chapter of the Military Order of the World Wars, relative to passing marks in examinations taken by veterans, was received, and referred to the Committee on Military Affairs.

REPORTS OF STANDING COMMITTEES

Committee on Judiciary

ASSEMBLY CHAMBER, SACRAMENTO, March 25, 1947

MR SPEAKER: Your Committee on Judiciary, to which were referred:

Assembly Bill No. 44
Assembly Bill No. 222
Assembly Bill No. 228
Assembly Bill No. 230
Assembly Bill No. 456
Assembly Bill No. 492
Assembly Bill No 493
Assembly Bill No. 534
Assembly Bill No. 536
Assembly Bill No. 538
Assembly Bill No. 797
Assembly Bill No. 1441
Assembly Bill No. 2648

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

BROWN, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, March 25, 1947

MR. SPEAKER: Your Committee on Judiciary, to which were referred:

Assembly Bill No 467
Assembly Bill No 981
Assembly Bill No. 2498
Assembly Bill No. 537

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

BROWN, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, March 25, 1947

MR. SPEAKER: Your Committee on Judiciary, to which were referred:

Assembly Bill No. 142
Assembly Bill No. 749
Assembly Bill No. 796
Assembly Bill No. 849

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

BROWN, Chairman

Above reported bills ordered to second reading.

Committee on Fish and Game

ASSEMBLY CHAMBER, SACRAMENTO, March 25, 1947

MR. SPEAKER: Your Committee on Fish and Game, to which were referred:

Assembly Bill No. 34
Assembly Bill No. 617
Assembly Bill No. 773
Assembly Bill No. 781
Assembly Bill No. 1575
Assembly Bill No. 1576
Assembly Bill No. 2282

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

ERWIN, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, March 25, 1947

MR. SPEAKER: Your Committee on Fish and Game, to which was referred:

Assembly Concurrent Resolution No. 52

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

ERWIN, Chairman

Above reported resolution ordered engrossed.

ASSEMBLY CHAMBER, SACRAMENTO, March 25, 1947

MR. SPEAKER: Your Committee on Fish and Game, to which was referred:

Assembly Bill No. 772

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, do pass, as amended, and re-refer to Committee on Ways and Means.

ERWIN, Chairma

Above reported bill ordered to second reading.

Committee on Livestock and Dairies

ASSEMBLY CHAMBER, SACRAMENTO, March 26, 1947

MR. SPEAKER: Your Committee on Livestock and Dairies, to which was referred:

Assembly Bill No. 46

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be re-referred to Committee on Ways and Means.

THORP, Chairman

Above reported bill ordered to second reading.

Committee on Public Health

ASSEMBLY CHAMBER, SACRAMENTO, March 25, 1947

MR. SPEAKER: Your Committee on Public Health, to which were referred:

Assembly Bill No. 527
Assembly Bill No. 1183
Assembly Bill No. 1184

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

EVANS, Vice Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, March 25, 1947

MR. SPEAKER: Your Committee on Public Health, to which was referred:

Assembly Bill No. 961

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

EVANS, Vice Chairman

Above reported bill ordered to second reading.

Committee on Social Welfare

ASSEMBLY CHAMBER, SACRAMENTO, March 26, 1947

MR. SPEAKER: Your Committee on Social Welfare, to which was referred:

Assembly Bill No. 1520

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

NIEHOUSE, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, March 26, 1947

MR. SPEAKER: Your Committee on Social Welfare, to which was referred:

Assembly Bill No. 751

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, do pass, as amended, and re-refer to Committee on Ways and Means.

NIEHOUSE, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, March 26, 1947

MR. SPEAKER. Your Committee on Social Welfare, to which was referred:

Assembly Bill No. 124

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

NIEHOUSE, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, March 26, 1947

MR. SPEAKER: Your Committee on Social Welfare, to which were referred:

Assembly Bill No. 138
Assembly Bill No. 477

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be re-referred to Committee on Ways and Means.

NIEHOUSE, Chairman

Above reported bills ordered to second reading.

Committee on Agriculture

ASSEMBLY CHAMBER, SACRAMENTO, March 26, 1947

MR. SPEAKER: Your Committee on Agriculture, to which were referred:

Assembly Bill No. 825
Assembly Bill No. 893
Assembly Bill No. 1306
Assembly Bill No. 1307
Assembly Bill No. 1308
Assembly Bill No. 1309

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

CLARKE, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, March 26, 1947

MR SPEAKER: Your Committee on Agriculture, to which were referred:

Assembly Bill No. 1304
Assembly Bill No. 1305
Assembly Bill No 1376

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

CLARKE, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, March 26, 1947

MR. SPEAKER: Your Committee on Agriculture, to which was referred:

Assembly Bill No. 1626

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

CLARKE, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, March 26, 1947

MR. SPEAKER: Your Committee on Agriculture, to which was referred:

Senate Bill No. 462

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

CLARKE, Chairman

Above reported bill ordered to second reading.

CONSIDERATION OF DAILY FILE

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 1327—An act amending Section 58 of the Unemployment Insurance Act, relating to disqualification for benefits.

Bill read second time, and ordered engrossed.

Assembly Bill No. 380—An act to add Section 1767.4 to the Welfare and Institutions Code, relating to payment of the expense of returning to the Youth Authority persons paroled by the Youth Authority.

Bill read second time, and ordered engrossed.

Assembly Bill No. 809—An act to amend Section 17 of the Penal Code, relating to the definition of crimes as felonies or misdemeanors, and providing for the determination of classification of crimes for which offenders are committed to the Youth Authority.

Bill read second time, and ordered engrossed.

Assembly Bill No. 593—An act to amend Section 342 of the Code of Civil Procedure, relating to the attachment of real and personal property.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1285—An act to amend Section 737g of the Political Code, relating to salaries of superior court judges.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1416—An act to amend Section 785 of the Probate Code, relating to probate sales.

Bill read second time, and ordered engrossed.

Assembly Bill No. 2016—An act to add Article 9 to Chapter 1, Division 10 of the Education Code, relating to the University of California.

Bill read second time, and ordered engrossed.

Assembly Bill No. 2599—An act making an appropriation in augmentation of Item 26 of the Budget Act of 1945, for support of the Governor and the Governor's Office, to take effect immediately.

Bill read second time, and ordered engrossed.

Assembly Bill No. 67—An act to add Section 18972.5 to the Government Code, relating to physical qualification of veterans for state civil service.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1227—An act to amend Section 869 and to repeal Section 1742 of the Welfare and Institutions Code, relating to the support of persons committed to the Youth Authority or confined in institutions subject to its jurisdiction.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Crime and Correction:

Amendment No. 1

In line 2 of the title of the printed bill, after "Code", insert "and to add Section 869.5 thereto".

Amendment No. 2

On page 1 of said bill, strike out lines 15 to 22, inclusive; and on page 2, strike out lines 1 to 8, inclusive.

Amendment No. 3

On page 2 of said bill, after line 17, insert

"SEC. 3. Section 869.5 is added to said code, to read:

869.5. For each person hitherto committed to the Department of Institutions for placement in a correctional school and for each ward of the juvenile court committed to the Youth Authority the county from which he is committed shall pay the State at the rate of twenty-five dollars ($25) per month for the time such person so committed remains in such state school or in any camp or farm colony, custodial institution, or other institution under the direct supervision of the Youth Authority to which such person may be transferred, in the California Vocational Institution, or in any boarding home, foster home, or other private or public institution in which he is placed by the Youth Authority, on parole or otherwise, and cared for and supported at the expense of the Youth Authority.

Each county auditor shall include in his state settlement report rendered to the Controller in the months of January and June the amount due under this section, and the county treasurer, at the time of settlement with the State in such months, shall pay to the State Treasurer, upon the order of the Controller, the amounts found to be due by reason of such commitments."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 288—An act to amend Section 261 of the Code of Civil Procedure, relating to court commissioners in counties, or cities and counties, having a population of two million or over.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Judiciary:

Amendment No. 1

On page 1, line 5, of the printed bill, strike out "12", and insert "ten".

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 895—An act to repeal Sections 212 and 213 of the Military and Veterans Code, relating to the inactive National Guard and honorary members in the National Guard and to amend Sections 16, 127, 142, 173, 183, 210, 224, 228, 256, 365, 394, 398, 417, 439, 470, 644, and 644.1 of the Military and Veterans Code, relating to the administration of military oaths, assignment of military command, the employment of the military forces in the performance of necessary military duties, the publications of military material, the issuance of military property, the inactive National Guard, the priority of rank of military officers, the retirement of military officers and enlisted men, the temporary direction of the military forces by civil officers, discrimination against military personnel, the creation of an offense for trespass upon military grounds, armories or military places, the transportation of military personnel and material, county aid for the National Guard, the delivery of military personnel to civil authorities and the issuance of service medals, and making an appropriation.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Military Affairs:

Amendment No. 1

On page 3, line 30, of the printed bill, as amended in the Assembly March 18, 1947, strike out "or", and insert "and".

Amendment No. 2

On page 5 of the printed bill, strike out all of lines 46 to 49, inclusive.

Amendment No. 3

On page 6 of the printed bill, strike out all of lines 1 to 5, inclusive.

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 100—An act to amend Sections 971 and 922.1 of the Military and Veterans Code, relating to assistance to families of deceased veterans.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Military Affairs:

Amendment No. 1

On page 1 of the printed bill, strike out all of lines 10 to 25, inclusive.

Amendment No. 2

On page 2 of the printed bill, strike out all of lines 1 to 13, inclusive.

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 68—An act to add Section 19057.5 to the Government Code, relating to appointments in state civil service.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Military Affairs:

Amendment No. 1

On page 1, line 8, of the printed bill, strike out the period, and insert a comma after "representative".

Amendment No. 2

On page 1 of the printed bill, commencing at the end of line 8, insert "providing that such report shall be mailed only to any such veteran, or veterans, standing in the first three highest eligible positions on the list."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 72—An act to amend Sections 986.4 and 986.5 of the Military and Veterans Code, relating to the purchase of farms and homes by veterans.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Military and Veterans Affairs:

Amendment No. 1

On page 1, lines 5 and 6, of the printed bill, strike out "fifteen thousand dollars ($15,000)", and insert "ten thousand dollars ($10,000)".

Amendment No. 2

On page 1, line 8, of the printed bill, strike out "thirty thousand dollars ($30,000)", and insert "fifteen thousand dollars ($15,000)".

Amendment No. 3

On page 1, line 14, of the printed bill, strike out "purchase price", and insert "value".

Amendment No. 4

On page 1, lines 15 and 16, of the printed bill, strike out "fifteen thousand dollars ($15,000)", and insert "ten thousand dollars ($10,000)".

Amendment No. 5

On page 1, line 20, of the printed bill, strike out "purchase price", and insert "value".

Amendment No. 6

On page 1, lines 21 and 22, of the printed bill, strike out "thirty thousand dollars ($30,000)", and insert "fifteen thousand dollars ($15,000)".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 659—An act to amend the title of the California Small Loan Act, Chapters 953 and 1045 of the Statutes of 1939, relating to unsecured loans.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Finance and Insurance:

Amendment No. 1

In line 1 of the title of the printed bill, after "title", insert a comma and "Sections 4, 16, 18.5, 19, and 24".

Amendment No. 2

In line 3 of the title of the printed bill, after "loans", insert "and charges thereon".

Amendment No. 3

On page 1, line 4, of the printed bill, strike out "in the amount".

Amendment No. 4

On page 1, line 5, of the printed bill, strike out "of three hundred dollars ($300) or less".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendments is indicated by being enclosed within brackets

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Amendment No. 5

On page 1 of the printed bill, after line 13, insert

"SEC. 2 Section 4 of the California Small Loan Act, Chapter 953 of the Statutes of 1939, is amended to read:

Sec. 4. License No person shall engage in the business of making or negotiating, for himself or another, loans of money, credit, goods, or things in action, [in the amount or of the value of three hundred dollars ($300) or less,] without first obtaining a license from the Commissioner of Corporations.

SEC. 3. Section 16 of the California Small Loan Act, Chapter 953 of the Statutes of 1939, is amended to read:

Sec. 16. Maximum Rate of Charge. No licensee hereunder shall make any loan [of three hundred dollars ($300) or less,] and contract or receive thereon interest at a rate exceeding ten percentum (10%) per annum, computed on the unpaid balance of the loan, which said interest shall not be paid, deducted or received in advance, nor compounded.

Nor shall any such licensee hereunder contract for or receive any service or expense charges beyond the actual outlay; provided, however, that such charges for actual outlay, when added to interest computed at the rate herein provided, shall not exceed an aggregate amount of two and one-half percentum (2½%) per month on that portion of the unpaid principal balance of any loan *up to, including but* not in excess of one hundred dollars ($100) [and], two percentum (2%) per month on *that portion of the unpaid principal balance in excess of one hundred dollars ($100) up to, including but not in excess of three hundred dollars ($300) and ten percentum (10%) per annum on* any remainder of such unpaid principal balance. If, however, any property securing a loan made by a licensee is insured against loss in favor of the licensee,

service or expense charges for actual outlay, when added to interest computed at the rate specified by this section, shall in no event exceed an aggregate amount of two percentum (2%) per month on the unpaid principal balance of the loan *up to, including but not in excess of three hundred dollars ($300) and ten percentum (10%) per annum on any remainder of such unpaid principal balance.*

Split Loans Prohibited. No licensee *or any other person*, shall induce or permit any [borrower] *person, or husband and wife jointly or severally*, to split up or divide any loan[.] *or* [No licensee shall induce or permit any person, nor any husband and wife jointly or severally,] to become obligated, directly or contingently or both, under more than one contract of loan at the same time, for the purpose or with the result of obtaining a higher rate of charge than would otherwise be permitted by this section *or to enter into a contract of loan with more than one licensee or other person engaged in the business of lending money with the result of obtaining a higher rate of charge than would be permitted by this act if there were only one borrower obligated on a single contract of loan.*

No charges or interest on louns made under this act shall be paid, deducted, or received in advance, or compounded.

All charges and interest on loans made under this act (a) shall be computed and paid only as a percentage per month of the unpaid principal balance or portions thereof, and (b) shall be so expressed in every obligation signed by the borrower, and (c) shall be computed on the basis of the number of days actually elapsed, for the purpose of which computations a month shall be any period of thirty (30) consecutive days.

The loan contract may provide for payment of the aggregate amount contracted to be paid in substantially equal periodical installments

In addition to the charges including interest herein permitted, no amount whatsoever shall be directly or indirectly charged, contracted for, or received, by the lender or the broker or any other person, and the total charges including interest, of the lender, the broker and any other person, in the aggregate, shall not exceed said amount on any one loan for the negotiating, making, collecting and enforcing of said loan.

Nothing in this section denies to any licensee under this act the right to contract for, collect or receive at the time of making a loan or at any time thereafter, the statutory fee paid by him to any public officer for acknowledging, filing, recording, or releasing in any public office any instruments securing the loan or executed in connection therewith.

Nothing in this section shall deny to any licensee under this act the right, in addition to all other charges herein provided, in the enforcing and collecting of a delinquent loan of an unpaid principal balance in excess of five hundred dollars ($500) to collect and receive the court costs and reasonable attorney's fees allowed by a court in a judgment against a defaulting debtor.

If any amount in excess of the interest and charges permitted by this act is charged, contracted for, or received, the contract of loan shall be void as to any agreement therein to pay *principal*, interest or charges and neither the licensee nor any other person shall have any right to collect or receive any *principal*, interest or charges whatsoever.

SEC. 4. Section 18.5 of the California Small Loan Act, Chapter 953 of the Statutes of 1939, is amended to read:

Sec. 18.5. Wage-buying Limited. The payment [of three hundred dollars or less] by a lender or broker in money, credit, goods or things in action as consideration for any sale or assignment of, or order for, the payment of wages, salary, commissions, or other compensation for services, whether earned or to be earned, shall, for the purposes of regulation under this act, be deemed a loan secured by such assignment, and the amount by which such assigned compensation exceeds the amount of such consideration actually paid shall, for the purposes of regulation under this act, be deemed interest and charges upon or for such loan from the date of such payment to the date such compensation is payable. Such transaction shall be governed by and subject to the provisions of this act. Nothing contained in this section shall be construed as modifying or affecting existing statutes governing wage assignments in the State of California, or as authorizing such assignments.

SEC. 5. Section 19 of the California Small Loan Act, Chapter 953 of the Statutes of 1939, is amended to read:

Sec. 19. Prohibition. No person by any device, subterfuge, or pretense whatsoever shall charge, contract for, or receive greater interest, consideration, or charges than is authorized by this act for any such loan, use, or forbearance of money, goods, or things in action or for any such loan, use, or sale of credit.

No loan [of the amount or value of three hundred dollars ($300) or less,] for which a greater rate of interest, consideration, brokerage, and charges than is permitted by this act has been charged, contracted for, or received, made within the State of California, shall be enforced in this State, and every person in anywise participating therein in this State shall be subject to the provisions of this act.

A loan lawfully made outside the State of California [of the amount or value of three hundred dollars ($300) or less,] may be enforced in this State as to the unpaid principal balance of said loan together with the interest, consideration, brokerage and all other charges, to the extent of but not to exceed said unpaid principal

balance and the aggregate amount of interest, consideration, brokerage and all other charges permitted by this act in connection with a loan of the same amount made within this State. Any person who in anywise collects or attempts to collect in this State the unpaid principal balance of a loan made outside the State of California, and a greater aggregate amount of interest, consideration, brokerage and all other charges in connection with such loan than is permitted by this act in connection with a loan of the same amount made within this State, shall be subject to the provisions of this act. Any person who contracts for or negotiates in this State a loan to be made outside the State of California for the purpose of evading or avoiding this act, shall be subject to the provisions of this act

No licensee or any other person in connection with or incidental to the making of any loan shall require the borrower to contract for, purchase, or agree to purchase, any other thing in connection with the loan, nor to enter into any collateral sales agreements or contracts

At the time of the making of the loan, the licensee shall deliver to the borrower, to be retained by the borrower, an amount equal to the face value of the loan and note evidencing the same

Any profit or advantage of any kind whatsoever that any lender or broker may contract for, collect, receive or in anywise obtain by a collateral sale, purchase, or agreement, in connection with the negotiating, arranging, making or otherwise in connection with any loan [of three hundred dollars ($300) or less], except commissions received as a licensed insurance agent or broker on insurance written as hereinafter permitted, shall be deemed to be charges for the purposes of regulation under this act. Such transactions shall be governed by and subject to the provisions of this act However, security consisting of tangible personal property offered as security may be reasonably insured against loss for a reasonable term, considering the circumstances of the loan, and such insurance shall not be deemed such collateral sale, purchase, or agreement when the policy is payable to the borrower or any member of his family, even though the customary mortgage clause is attached or the licensee is a coassured; provided, that such insurance is sold at standard rates through duly licensed insurance agents.

No licensee shall enter into a contract for a loan for a longer period than 24 months after the making of the loan

SEC. 6 Section 24 of the California Small Loan Act, Chapter 958 of the Statutes of 1939, is amended to read:

Sec. 24. Decisions Affect Adjudicated Sections Only. If any clause, sentence, *paragraph*, section, provision, or part of this act shall be adjudged to be unconstitutional or invalid for any reason by any court of competent jurisdiction, such judgment shall not impair, affect, or invalidate the remainder of this act, which shall remain in full force and effect thereafter. *The Legislature hereby declares that it would have passed this act, and each clause, sentence, paragraph, section, provision, or part thereof irrespective of the fact that any one or more other clauses, sentences, paragraphs, sections, provisions or parts be declared unconstitutional.*"

Amendment No. 6

On page 1, line 14, of the printed bill, strike out "Sec. 2", and insert "Sec. 7".

Amendment No. 7

On page 1, line 17, of the printed bill, strike out "in the amount".

Amendment No. 8

On page 1, line 18, of the printed bill, strike out "of three hundred dollars ($300), or less".

Amendment No. 9

On page 1 of the printed bill, after line 26, insert

"SEC. 8. Section 4 of the California Small Loan Act, Chapter 1045 of the Statutes of 1939, is amended to read:

Sec. 4. License. No person shall engage in the business of making or negotiating, for himself, or another, loans of money, credit, goods, or things in action, [in the amount or of the value of three hundred dollars ($300) or less,] without first obtaining a license from the Commissioner of Corporations.

SEC. 9. Section 16 of the California Small Loan Act, Chapter 1045 of the Statutes of 1939, is amended to read:

Sec. 16. Maximum Rate of Charge. No licensee hereunder shall make any loan [of three hundred dollars, or less], and contract or receive thereon interest at a rate exceeding 10 percent per annum, computed on the unpaid balance of the loan, which said interest shall not be paid, deducted or received in advance, nor compounded.

Nor shall any such licensee hereunder contract for or receive any service or expense charges beyond the actual outlay; provided, however, that such charges for actual outlay, when added to interest computed at the rate herein provided, shall not exceed an aggregate amount of 2½ percentum per month on that portion of the unpaid principal balance of any loan *up to, including but* not in excess of one hundred dollars, [and] 2 percentum per month on *that portion of the unpaid principal balance in excess of one hundred dollars ($100) up to, including but not in excess of three hundred*

($800) and 10 percentum per annum on any remainder of such unpaid principal balance. If, however, any property securing a loan made by a licensee is insured against loss in favor of the licensee, service or expense charges for actual outlay, when added to interest computed at the rate specified by this section, shall in no event exceed an aggregate amount of 2 percentum per month on the unpaid principal balance of the loan *up to, including but not in excess of three hundred dollars ($300) and 10 percentum (10%) per annum on any remainder of such unpaid principal balance*.

No licensee *or any other person* shall induce or permit any [borrower] *person, or husband and wife jointly or severally*, to split up or divide any loan [,] *or* [No licensee shall induce or permit any person, nor any husband and wife jointly or severally,] to become obligated, directly or contingently or both, under more than one contract of loan at the same time, for the purpose or with the result of obtaining a higher rate of charge than would otherwise be permitted by this section *or to enter into a contract of loan with more than one licensee or other person engaged in the business of lending money with the result of obtaining a higher rate of charge than would be permitted by this act if there were only one borrower obligated on a single contract of loan*.

No charges or interest on loans made under this act shall be paid, deducted, or received in advance, or compounded.

All charges and interest on loans made under this act (a) shall be computed and paid only as a percentage per month of the unpaid principal balance or portions thereof, and (b) shall be so expressed in every obligation signed by the borrower, and (c) shall be computed on the basis of the number of days actually elapsed, for the purpose of which computations a month shall be any period of thirty consecutive days. The loan contract may provide for payment of the aggregate amount contracted to be paid in substantially equal periodical installments.

In addition to the charges including interest herein permitted, no further or other amount whatsoever shall be directly or indirectly charged, contracted for, or received, by the lender or the broker or any other person, and the total charges including interest, of the lender, the broker and any other person, in the aggregate, shall not exceed said amount on any one loan for the negotiating, making, collecting and enforcing of said loan.

Nothing in this section denies to any licensee under this act the right to contract for, collect or receive at the time of making a loan or at any time thereafter, the statutory fee paid by him to any public officer for acknowledging, filing, recording, or releasing in any public office any instruments securing the loan or executed in connection therewith.

Nothing in this section shall deny to any licensee under this act the right, in addition to all other charges herein provided, in the enforcing and collecting of a delinquent loan of an unpaid principal balance in excess of five hundred dollars ($500) to collect and receive the court costs and reasonable attorney's fees allowed by a court in a judgment against a defaulting debtor.

If any amount other than or in excess of the interest and charges permitted by this act is charged, contracted for, or received, the contract of loan shall be void as to *principal*, interest and charges, and neither the licensee nor any other person shall have any right to collect or receive *any principal*, interest or charges whatsoever.

SEC. 10 Section 18 5 of the California Small Loan Act, Chapter 1045 of the Statutes of 1939, is amended to read:

Sec 18 5 Wage-buying Limited. The payment [of three hundred dollars or less] by a lender or broker in money, credit, goods or things in action as consideration for any sale or assignment of, or order for, the payment of wages, salary, commissions, or other compensation for services, whether earned or to be earned, shall, for the purposes of regulation under this act, be deemed a loan secured by such assignment, and the amount by which such assigned compensation exceeds the amount of such consideration actually paid shall, for the purposes of regulation under this act, be deemed interest and charges upon or for such loan from the date of such payment to the date such compensation is payable. Such transaction shall be governed by and subject to the provisions of this act Nothing contained in this section shall be construed as modifying or affecting existing statutes governing wage assignments in the State of California, or as authorizing such assignments.

SEC. 11 Section 19 of the California Small Loan Act, Chapter 1045 of the Statutes of 1939, is amended to read:

Sec. 19 Prohibition. No person by any device, subterfuge, or pretense whatsoever shall charge, contract for, or receive greater interest, consideration, or charges than is authorized by this act for any such loan, use, or forbearance of money, goods, or things in action or for any such loan, use, or sale of credit

No loan [of the amount or value of three hundred dollars ($300) or less,] for which a greater rate of interest, consideration, brokerage, and charges than is permitted by this act has been charged contracted for, or received, made within the State of California, shall be enforced in this State, and every person in anywise participating therein in this State shall be subject to the provisions of this act.

A loan lawfully made outside the State of California [of the amount or value of three hundred dollars ($300) or less,] may be enforced in this State as to the unpaid principal balance of said loan together with the interest, consideration, brokerage and all other charges, to the extent of but not to exceed said unpaid principal balance and the aggregate amount of interest, consideration, brokerage and all other charges permitted by this act in connection with a loan of the same amount made within this State. Any person who in anywise collects or attempts to collect in this State the unpaid principal balance of a loan made outside the State of California, and a greater aggregate amount of interest, consideration, brokerage and all other charges in connection with such loan than is permitted by this act in connection with a loan of the same amount made within this State, shall be subject to the provisions of this act. Any person who contracts for or negotiates in this State a loan to be made outside the State of California for the purpose of evading or avoiding this act, shall be subject to the provisions of this act.

No licensee or any other person in connection with or incidental to the making of any loan shall require the borrower to contract for, purchase, or agree to purchase, any other thing in connection with the loan, nor to enter into any collateral sales agreements or contracts.

At the time of the making of the loan, the licensee shall deliver to the borrower, to be retained by the borrower, an amount equal to the face value of the loan and note evidencing the same.

Any profit or advantage of any kind whatsoever that any lender or broker may contract for, collect, receive or in anywise obtain by a collateral sale, purchase, or agreement, in connection with the negotiating, arranging, making or otherwise in connection with any loan [of three hundred dollars ($300) or less], except commissions received as a licensed insurance agent or broker on insurance written as hereinafter permitted, shall be deemed to be charges for the purposes of regulation under this act. Such transactions shall be governed by and subject to the provisions of this act. However, security consisting of tangible personal property offered as security may be reasonably insured against loss for a reasonable term, considering the circumstances of the loan, and such insurance shall not be deemed such collateral sale, purchase, or agreement when the policy is payable to the borrower or any member of his family, even though the customary mortgagee clause is attached or the licensee is a coassured; provided, that such insurance is sold at standard rates through duly licensed insurance agents.

No licensee shall enter into a contract for a loan for a longer period than 24 months after the making of the loan.

SEC. 12. Section 24 of the California Small Loan Act, Chapter 1045 of the Statutes of 1939, is amended to read:

Sec. 24. Decisions Affect Adjudicated Sections Only. If any clause, sentence, *paragraph,* section, provision, or part of this act shall be adjudged to be unconstitutional or invalid for any reason by any court of competent jurisdiction, such judgment shall not impair, affect, or invalidate the remainder of this act, which shall remain in full force and effect thereafter. *The Legislature hereby declares that it would have passed this act, and each clause, sentence, paragraph, section, provision, or part thereof irrespective of the fact that any one or more other clauses, sentences, paragraphs, sections, provisions, or parts be declared unconstitutional"*

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 663—An act to amend the title of the Personal Property Brokers Act as revised by Chapters 952 and 1044 of the Statutes of 1939, relating to loans by personal property brokers.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Finance and Insurance:

Amendment No. 1

In line 1 of the title of the printed bill, after "title", insert a comma and "Sections 17, 19 5, 20, and 23".

Amendment No. 2

In line 2 of the title of the printed bill, strike out "Chapters 952 and", and insert "Chapter 952 of the Statutes of 1939 and to amend the title, Sections 17, 19 5, 20, and 24 of the Personal Property Brokers Act as revised by Chapter".

Amendment No. 3

In line 3 of the title of the printed bill, strike out "loans", and insert "limitations on loans and charges".

Amendment No. 4

On page 1, line 10, of the printed bill, strike out "in the".

Amendment No. 5

On page 1, line 11, of the printed bill, strike out "amount of three hundred dollars ($300) or less".

Amendment No. 6

On page 1, line 14, of the printed bill, strike out "in the amount of three hundred dollars ($300) or less".

Amendment No. 7

On page 1, line 12, of the printed bill, after the comma, insert "and".

Amendment No. 8

On page 1 of the printed bill, strike out line 15

Amendment No. 9

On page 1, line 16, of the printed bill, strike out "choses in action".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendments is indicated by being enclosed within brackets.

Amendment No. 10

On page 1 of the printed bill, after line 22, insert

"SEC. 2. Section 17 of the Personal Property Brokers Act, as revised by Chapter 952 of the Statutes of 1939, is amended to read:

Sec. 17. Maximum Rate of Charge. Every licensee hereunder who lends any sum of money [not to exceed three hundred dollars ($300) in amount] may contract for and receive thereon charges at a rate not exceeding two and one-half percentum (2½%) per month on that part of the unpaid principal balance of any loan *up to, including but* not in excess of one hundred dollars ($100) [and], two percentum (2%) per month on *that portion of the unpaid principal balance in excess of one hundred dollars ($100) up to, including but not in excess of three hundred dollars ($300), and ten percentum (10%) per annum on* any remainder of such unpaid principal balance *in excess of three hundred dollars ($300).* If, however, any property securing a loan made by a licensee is insured against loss in favor of the licensee the latter may only contract for and receive thereon charges at a rate not exceeding two percentum (2%) per month on *that portion of the unpaid principal balance up to, including but not in excess of three hundred dollars ($300) and ten percentum (10%) per annum on that portion of* the unpaid principal balance *in excess of three hundred dollars ($300).*

Split Loans Prohibited. No licensee *or any other person,* shall induce or permit any [borrower] *person, or husband and wife jointly or severally,* to split up or divide any loan[.] *or* [No licensee shall induce or permit any person, nor any husband and wife jointly or severally,] to become obligated, directly or contingently or both, under more than one contract of loan at the same time, with the result of obtaining a higher rate of charge than would otherwise be permitted by this section *or to enter into a contract or contracts of loan with more than one licensee or other person engaged in the business of lending money with the result of obtaining a higher rate of charge than would be permitted by this act if there were only one borrower obligated on a single contract of loan.*

No charges on loans made under this act shall be paid, deducted, or received in advance, or compounded. All charges on loans made under this act (a) shall be computed and paid only as a percentage per month of the unpaid principal balance or portions thereof, and (b) shall be so expressed in every obligation signed by the borrower, and (c) shall be computed on the basis of the number of days actually elapsed, for the purpose of which computations a month shall be any period of thirty (30) consecutive days. The loan contract may provide for payment of the aggregate amount contracted to be paid in substantially equal periodical installments In addition to the charges herein permitted no amount whatsoever shall be directly or indirectly charged, contracted for, or received, by either the personal property broker or the broker, or any other person, and the total charges of the personal property broker and broker and any other person in the aggregate shall not exceed the maximum rate herein provided.

Nothing in this section denies to any licensee under this act the right to contract for, collect or receive at the time of making a loan, or at any time thereafter, the statutory fee paid by him to any public officer for acknowledging, filing, recording, or releasing in any public office any instrument securing the loan or executed in connection therewith.

Nothing in this section shall deny to any licensee under this act the right, in addition to all other charges herein provided, in the enforcing and collecting of a delinquent loan of an unpaid principal balance in excess of five hundred dollars ($500) to collect and receive the court costs and reasonable attorney's fees allowed by a court in a judgment against a defaulting debtor.

If any amount in excess of the charges permitted by this act is charged, contracted for, or received, the contract of loan shall be void, and neither the licensee nor any other person shall have any right to collect or receive any principal, charges, or recompense whatsoever.

SEC. 3. Section 19.5 of the Personal Property Brokers Act, as revised by Chapter 952 of the Statutes of 1939, is amended to read:

Sec. 19.5. Wage-buying limited. The payment [of three hundred dollars or less] by a personal property broker or broker in money, credit, goods or things in action as consideration for any sale or assignment of, or order for, the payment of wages, salary, commissions, or other compensation for services, whether earned or to be earned, shall, for the purposes of regulation under this act, be deemed a loan secured by such assignment, and the amount by which such assigned compensation exceeds the amount of such consideration actually paid shall, for the purposes of regulation under this act, be deemed interest and charges upon or for such loan from the date of such payment to the date such compensation is payable. Such transaction shall be governed by and subject to the provisions of this act. Nothing contained in this section shall be construed as modifying or affecting existing statutes governing wage assignments in the State of California, or as authorizing such assignments.

SEC. 4. Section 20 of the Personal Property Brokers Act, as revised by Chapter 952 of the Statutes of 1939, is amended to read:

Sec. 20. Prohibition. No person, except as authorized by this act, shall directly or indirectly charge, contract for, or receive any interest, discount, or consideration greater than the lender would be permitted by law to charge if he were not a licensee hereunder upon the loan, use, or forbearance of money, goods, or things in action, or upon the loan, use, or sale of credit [of the amount or value of three hundred dollars ($300) or less].

The foregoing prohibition shall apply to any person, who by any device, subterfuge, or pretense whatsoever shall charge, contract for, or receive greater interest, consideration, or charges than is authorized by this act for any such loan, use, or sale of credit.

No loan [of the amount or value of three hundred dollars ($300) or less], for which a greater rate of interest, consideration, brokerage, and charges than is permitted by this act has been charged, contracted for, or received, made within the State of California, shall be enforced in this State, and every person in anywise participating therein in this State shall be subject to the provisions of this act.

A loan lawfully made outside the State of California [of the amount or value of three hundred dollars ($300) or less], may be enforced in this State as to the unpaid principal balance of said loan together with the interest, consideration, brokerage and all other charges, to the extent of but not to exceed said unpaid principal balance and the aggregate amount of interest, consideration, brokerage and all other charges permitted by this act in connection with a loan of the same amount made within this State. Any person who in anywise collects or attempts to collect in this State the unpaid principal balance of a loan made outside the State of California, and a greater aggregate amount of interest, consideration, brokerage and all other charges in connection with such loan than is permitted by this act in connection with a loan of the same amount made within this State, shall be subject to the provisions of this act. Any person who contracts for or negotiates in this State a loan to be made outside the State of California for the purpose of evading or avoiding this act, shall be subject to the provisions of this act.

No licensee or any other person in connection with or incidental to the making of any loan, may require the borrower to contract for, purchase, or agree to purchase any other thing in connection with the loan; and no licensee or any other person in connection with or incidental to the making of such loan shall require the borrower to enter into any collateral sales agreements or contracts, other than the contract of pledge, assignment or mortgage of personal property by the borrower to the lender as security for the repayment of the loan and charges thereon. The licensee shall deliver to the borrower at the time of making the loan an amount to be retained by the borrower equal to the face value of the loan and note evidencing same.

Any profit or advantage of any kind whatsoever that any personal property broker or broker may contract for, collect, receive or in anywise obtain by a collateral sale, purchase, or agreement, in connection with the negotiating, arranging, making or otherwise in connection with any loan [of three hundred dollars ($300) or less], except commissions received as a licensed insurance agent or broker on insurance written as hereinafter permitted, shall be deemed to be charges for the purposes of regulation under this act. Such transactions shall be governed by and subject to the provisions of this act. However, security consisting of tangible personal property offered as security may be reasonably insured against loss for a reasonable term, considering the circumstances of the loan, and such insurance shall not be deemed such collateral sale, purchase, or agreement when the policy is payable to the borrower or

any member of his family, even though the customary mortgagee clause is attached or the licensee is a coassured; provided, that such insurance is sold at standard rates through duly licensed insurance agents.

No licensee shall enter into any contract for a loan for a period of longer than 24 months after making the loan.

SEC. 5. Section 23 of the Personal Property Brokers Act, as revised by Chapter 952 of the Statutes of 1939, is amended to read:

Sec. 23. Constitutionality. If any clause, sentence, section, *paragraph*, provision, or part of this act is adjudged to be unconstitutional or invalid for any reason by any court of competent jurisdiction, such judgment shall not impair, affect or invalidate the remainder of this act, which shall remain in full force and effect thereafter. *The Legislature hereby declares that it would have passed this act, and every clause, sentence, section, paragraph, provision or part thereof irrespective of the fact that any one or more other clauses, sentences, sections, paragraphs, provisions or parts be declared unconstitutional.*"

Amendment No. 11

On page 2, line 1, of the printed bill, strike out "Sec. 2.", and insert "Sec. 6."

Amendment No. 12

On page 2, line 10, of the printed bill, strike out "in the".

Amendment No. 13

On page 2, line 11, of the printed bill, strike out "amount of three hundred dollars ($300) or less".

Amendment No. 14

On page 2, line 14, of the printed bill, strike out "in the amount of three hundred dollars ($300) or less".

Amendment No. 15

On page 2, line 12, of the printed bill, after the comma, insert "and".

Amendment No. 16

On page 2 of the printed bill, strike out line 15.

Amendment No. 17

On page 2, line 16, of the printed bill, strike out "choses in action".

Amendment No. 18

On page 2 of the printed bill, after line 22, insert

"SEC. 7. Section 17 of the Personal Property Brokers Act, as revised by Chapter 1044 of the Statutes of 1939, is amended to read:

Sec. 17. Maximum Rate of Charge. Every licensee hereunder who lends any sum of money [not to exceed three hundred dollars in amount] may contract for and receive thereon charges at a rate not exceeding 2½ percentum per month on that part of the unpaid principal balance of any loan *up to, including but* not in excess of one hundred dollars ($100), [and] 2 percentum per month on *that portion of the unpaid principal balance in excess of one hundred dollars ($100) up to, including but not in excess of three hundred dollars ($300), and 10 percentum per annum* on any remainder of such unpaid principal balance *in excess of three hundred dollars ($300)*. If, however, any property securing a loan made by a licensee is insured against loss in favor of the licensee the latter may only contract for and receive thereon charges at a rate not exceeding 2 percentum per month on *that portion of the unpaid principal balance of the loan up to, including but not in excess of three hundred dollars ($300) and 10 percentum per annum on that portion of* the unpaid principal balance *in excess of three hundred dollars ($300)* [of the loan].

No licensee *or any other person*, shall induce or permit any [borrower] *person, or husband and wife jointly or severally*, to split up or divide any loan[.] *or*[No licensee shall induce or permit any person, nor any husband and wife jointly or severally,] to become obligated, directly or contingently or both, under more than one contract of loan at the same time, with the result of obtaining a higher rate of charge than would otherwise be permitted by this section *or to enter into a contract or contracts of loan with more than one licensee or other person engaged in the business of lending money with the result of obtaining a higher rate of charge than would be permitted by this act if there were only one borrower obligated on a single contract of loan*.

No charges on loans made under this act shall be paid, deducted, or received in advance, or compounded. All charges on loans made under this act (a) shall be computed and paid only as a percentage per month of the unpaid principal balance or portions thereof, and (b) shall be so expressed in every obligation signed by the borrower, and (c) shall be computed on the basis of the number of days actually elapsed, for the purpose of which computations a month shall be any period of 30 consecutive days. The loan contract may provide for payment of the aggregate amount contracted to be paid in substantially equal periodical installments. In addition to

the charges herein permitted, no further or other amount whatsoever shall be directly or indirectly charged, contracted for, or received by the personal property broker or the broker, or any other person, and the total charges of the personal property broker and broker and any other person in the aggregate shall not exceed the maximum rate herein provided.

Nothing in this section denies to any licensee under this act the right to contract for, collect or receive at the time of making a loan, or at any time thereafter, the statutory fee paid by him to any public officer for acknowledging, filing, recording, or releasing in any public office any instrument securing the loan or executed in connection therewith.

Nothing in this section shall deny to any licensee under this act the right, in addition to all other charges herein provided, in the enforcing and collecting of a delinquent loan of an unpaid principal balance in excess of five hundred dollars ($500) to collect and receive the court costs and reasonable attorney's fees allowed by a court in a judgment against a defaulting debtor.

If any amount other than or in excess of the charges permitted by this act is charged, contracted for, or received, the contract of loan shall be void, and neither the licensee nor any other person shall have any right to collect or receive any principal, charges or recompense whatsoever.

SEC. 8. Section 19.5 of the Personal Property Brokers Act as revised by Chapter 1044 of the Statutes of 1939, is amended to read:

Sec. 19.5. Wage-Buying Limited. The payment [of three hundred dollars or less] by a personal property broker or broker in money, credit, goods or things in action as consideration for any sale or assignment of, or order for, the payment of wages, salary, commissions, or other compensation for services, whether earned or to be earned, shall, for the purposes of regulation under this act, be deemed a loan secured by such assignment, and the amount by which such assigned compensation exceeds the amount of such consideration actually paid shall, for the purposes of regulation under this act, be deemed interest and charges upon or for such loan from the date of such payment to the date such compensation is payable. Such transaction shall be governed by and subject to the provisions of this act. Nothing contained in this section shall be construed as modifying or affecting existing statutes governing wage assignments in the State of California, or as authorizing such assignments.

SEC 9 Section 20 of the Personal Property Brokers Act, as revised by Chapter 1044 of the Statutes of 1939, is amended to read:

Sec. 20. Prohibition. No person, except as authorized by this act, shall directly or indirectly charge, contract for, or receive any interest, discount, or consideration greater than the lender would be permitted by law to charge if he were not a licensee hereunder upon the loan, use, or forbearance of money, goods, or things in action, or upon the loan, use, or sale of credit [of the amount or value of three hundred dollars ($300) or less].

The foregoing prohibition shall apply to any person, who by any device, subterfuge, or pretense whatsoever shall charge, contract for, or receive greater interest, consideration, or charges than is authorized by this act for any such loan, use, or forbearance of money, goods, or things in action or for any such loan, use, or sale of credit.

No loan [of the amount or value of three hundred dollars ($300) or less,] for which a greater rate of interest, consideration, brokerage, and charges than is permitted by this act has been charged, contracted for, or received, made within the State of California, shall be enforced in this State, and every person in anywise participating therein in this State shall be subject to the provisions of this act.

A loan lawfully made outside the State of California [of the amount or value of three hundred dollars ($300) or less,] may be enforced in this State as to the unpaid principal balance of said loan together with the interest, consideration, brokerage and all other charges, to the extent of but not to exceed said unpaid principal balance and the aggregate amount of interest, consideration, brokerage and all other charges permitted by this act in connection with a loan of the same amount made within this State. Any person who in anywise collects or attempts to collect in this State the unpaid principal balance of a loan made ouside the State of California, and a greater aggregate amount of interest, consideration, brokerage and all other charges in connection with such loan than is permitted by this act in connection with a loan of the same amount made within this State, shall be subject to the provisions of this act. Any person who contracts for or negotiates in this State a loan to be made outside the State of California for the purpose of evading or avoiding this act, shall be subject to the provisions of this act.

No licensee or any other person in connection with or incidental to the making of any loan, may require the borrower to contract for, purchase, or agree to purchase any other thing in connection with the loan; and no licensee or any other person in connection with or incidental to the making of such loan shall require the borrower to enter into any collateral sales agreements or contracts, other than the contract of pledge, assignment or mortgage of personal property by the borrower to the lender as security for the repayment of the loan and charges thereon. The licensee shall deliver to the borrower at the time of making the loan an amount to be retained by the borrower equal to the face value of the loan and note evidencing same.

Any profit or advantage of any kind whatsoever that any personal property broker or broker may contract for, collect, receive or in anywise obtain by a collateral sale, purchase, or agreement, in connection with the negotiating, arranging, making or otherwise in connection with any loan [of three hundred dollars ($300) or less], except commissions received as a licensed insurance agent or broker on insurance written as hereinafter permitted, shall be deemed to be charges for the purposes of regulation under this act. Such transactions shall be governed by and subject to the provisions of this act. However, security consisting of tangible personal property offered as security may be reasonably insured against loss for a reasonable term, considering the circumstances of the loan, and such insurance shall not be deemed such collateral sale, purchase, or agreement when the policy is payable to the borrower or any member of his family, even though the customary mortgagee clause is attached or the licensee is a coassured; provided, that such insurance is sold at standard rates through duly licensed insurance agents.

No licensee shall enter into any contract for a loan for a period of longer than 24 months after making the loan.

SEC. 10. Section 24 of the Personal Property Brokers Act, as revised by Chapter 1044 of the Statutes of 1939, is amended to read:

Sec. 24. Constitutionality. If any clause, sentence, section, *paragraph*, provision, or part of this act is adjudged to be unconstitutional or invalid for any reason by any court of competent jurisdiction, such judgment shall not impair, affect or invalidate the remainder of this act, which shall remain in full force and effect thereafter. *The Legislature hereby declares that it would have passed this act, and each clause, sentence, section, paragraph, provision, or part thereof irrespective of the fact that any one or more other clauses, sentences, sections, paragraphs, provisions, or parts be declared unconstitutional.*"

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 705—An act to amend Section 73b of the Code of Civil Procedure, relating to holding sessions of the superior court in places other than the county seat.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

On page 1, line 17, of the printed bill, strike out "23,460", and insert "50,000".

Amendment No. 2

On page 1, line 18, of said bill, strike out "23,460", and insert "20,000".

Amendment No. 3

On page 1, line 19, of said bill, strike out "11", and insert "8".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1369—An act to add Section 170.6 to the Code of Civil Procedure, relating to disqualification of judges.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "add Section 170.6" and insert "repeal Section 170.5 of and to add Section 170.5".

Amendment No. 2

Strike out all of lines 1 and 2 of the printed bill, and insert

"SECTION 1. Section 170.5 of the Code of Civil Procedure hereby is repealed."

Amendment No. 3

Strike out lines 3 to 21, inclusive, of the printed bill, and insert

"SEC. 2. Section 170.5 is added to the Code of Civil Procedure, to read:

(1) No judge of any superior, municipal, justice or other inferior court of the State of California shall hear or try any action or proceeding when it shall be established as hereinafter provided that such judge is prejudiced against any party or attorney or the interest of any party or attorney appearing in such action or proceeding.

(2) Any party to or any attorney appearing in any action or proceeding in any superior, municipal, justice or other inferior court of this State may establish such prejudice by an oral or written motion without notice supported by affidavit that the judge before whom the action or proceeding is pending or to whom it is assigned is prejudiced against any such party or attorney so that such party or attorney cannot or believes that he cannot have a fair and impartial trial before such judge. Such motion shall be presented orally or if in writing filed prior to the making of an opening statement by counsel for plaintiff or if no such statement is made then prior to swearing in the first witness or to the giving of any evidence. If such motion is duly presented, the court shall, upon request of counsel, continue the matter for not less than 24 hours in order to permit the party or his attorney making the motion to prepare and file the affidavit in support of such motion.

(3) If such motion is duly presented and such affidavit is duly filed pursuant to the provisions hereof, thereupon and without any further act or proof, the presiding judge in those counties where there is a presiding judge who assigns causes for hearing or trial, or the chairman of the judicial council in other counties, shall assign some other judge to try the cause or hear the pending matter, and such cause shall be continued on the calendar until the judge so secured or assigned may try the cause or hear the matter. If it is necessary to secure or assign a judge from another county, the chairman of the judicial council shall so assign such judge unless a judge theretofore assigned to the court by the judicial council is available for that purpose. No party or attorney shall be permitted to make more than one such motion in any one cause or proceeding pursuant to this section; and in cases where there may be more than one plaintiff or more than one defendant appearing in the action or proceeding, only one motion for each side may be made in any one action or proceeding.

(4) Nothing in this section contained shall affect or limit the provisions of Section 170 and Title 4, Part 2, of this code, and the provisions of this section shall be construed as cumulative thereto."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1411—An act to amend Section 426 of the Code of Civil Procedure, relating to complaints.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Judiciary:

Amendment No. 1

On page 1, line 12, of the printed bill, strike out "specifically."

Amendment No. 2

On page 1, line 15, of the printed bill, after "complaint.", insert "If the demand be for relief on account of the alleged infringement of the plaintiff's rights in and to a literary, artistic or intellectual production, there must be attached to the complaint a copy of the production as to which the infringement is claimed and a copy of the alleged infringing production. If, by reason of bulk or the nature of the production it is not practicable to attach a copy to the complaint, that fact and the reasons why it is impracticable to attach a copy of the production to the complaint shall be alleged; and the court, in connection with any demurrer, motion or other proceeding in the cause in which a knowledge of the contents of such production may be necessary or desirable, shall make such order for a view of the production not attached as will suit the convenience of the court, to the end that the contents of such production may be deemed to be a part of the complaint to the same extent and with the same force as though such production had been capable of being and had been attached to the complaint."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1413—An act to amend Section 2055 of the Code of Civil Procedure, relating to examination of witnesses.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Judiciary:

Amendment No. 1

In lines 6, 7, and 8 of the printed bill, strike out "corporation which is a party to the record, or the managing agent or superintendent of any party to the record", and insert "such party or person".

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1535—An act to amend Sections 11103, 11106, and 11680 of the Health and Safety Code, relating to the Division of Narcotic Enforcement, Department of Justice, and the powers and duties of the Attorney General relating thereto.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "11103, 11106, and 11680", and insert "11001, 11103, 11104, 11106, 11166.12, 11170, 11331.5, 11392, 11393, 11475, 11476, 11680, 11715.7, 11721, and 11780 of and to add Sections 11163.5, 11166.02, 11170.05, 11178, 11179, and 11390.5 to and to repeal Section 11477".

Amendment No. 2

In line 2 of the title of said bill, after "the", insert "sale, possession, distribution, and use of habit forming narcotic and other dangerous drugs, and providing penalties for the violation thereof, and to the".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendments is indicated by being enclosed within brackets.

Amendment No. 3

On page 1 of said bill, strike out lines 1 and 2, and insert

"SECTION 1. Section 11001 of the Health and Safety Code is amended to read:

11001. "Narcotics," as used in this division, means any of the following:

(a) Cocaine.

(b) Opium.

(c) Morphine.

(d) Codeine.

(e) Heroin.

(f) Alpha eucaine.

(g) Beta eucaine.

(h) All parts of the [plant loco weed or of the] plant Cannabis sativa L. (Commonly known as marihuana), whether growing or not; the seeds thereof; the resin extracted from any part of such plant; and every compound, manufacture, salt, derivative, mixture, or preparation of such plant, its seeds or resin; but not including the mature stalks of such plant, fiber produced from such stalks, oil or cake made from the seeds of such plant, any other compound, manufacture, salt, derivative, mixture, or preparation of such mature stalks (except the resin extracted therefrom), fiber, oil, or cake, or the sterilized seed of such plant which is incapable of germination.

(i) Isonipecaine. "Isonipecaine" shall mean any substance identified chemically as 1-methyl-4-phenyl-piperidene-4-carboxylic acid ethyl ester, or any salt thereof, by whatever trade name designated.

SEC. 2. Section 11103 of the said code is amended to read:"

Amendment No. 4

On page 1 of said bill between lines 7 and 8 insert:

"SEC. 3. Section 11104 of the Health and Safety Code is amended to read:

11104. The state division may employ a physician to interview and examine any patient for whom any narcotic has been prescribed or to whom any narcotic has been furnished or administered, [and] *or* who is an habitual user of narcotics[.] , *or who has a previous narcotic addiction record.*

The patient shall submit to the interview and examination and shall not in any manner hinder or impede it.

The physician employed by the state division to conduct the interview and examination shall report the results of the examination and interview to the state division.

The physician so employed may testify in any action brought under this division or in any hearing before the State Board of Medical Examiners and his testimony is not privileged.

Every person who violates any provision of this section is guilty of a misdemeanor."

Amendment No. 5

On page 1, line 8, of said bill, strike out "2", and insert "4".

Amendment No. 6

On page 1 of said bill, between lines 18 and 19, insert

"SEC. 5. Section 11163.5 is added to the Health and Safety Code, to read:

11163.5. Any physician, who by court order or order of the State Medical Board or any other state or governmental agency, or who voluntarily, in lieu of prosecution, surrenders his narcotic privileges, shall not possess, administer, or prescribe a narcotic unless and until he has been reinstated and obtained a current registration with the United States Collector of Internal Revenue as provided by law.

SEC. 6. Section 11166.02 is added to the Health and Safety Code, to read:

11166.02. No person shall fill, compound, or dispense a prescription unless it is wholly written in handwriting, signed and dated by the prescriber, and contains the name and address of the person for whom prescribed, and states the name and quantity of the narcotic prescribed.

SEC. 7. Section 11166.12 of the Health and Safety Code is amended to read:

11166.12. The provisions of this code with reference to the writing of narcotic prescriptions on official triplicate blanks and the filling thereof do not apply to any preparations containing codeine or to preparations containing not more than two grains of opium to the fluid or avoirdupois ounce, without additional narcotics when compounded with other medicinal ingredients or to codeine, when prescribed in combination with any of the narcotic drugs or preparations mentioned in this section, or to preparations containing apomorphine hydrochloride, or ethylmorphine hydrochloride (*dionin*), *prescribed in writing in good faith for medicinal purposes only. Such preparations, however, shall be prescribed on a form other than the official triplicate blanks.*

When codeine, or tincture opii camphorata (paregoric) is not compounded with other ingredients, it shall be prescribed on the official blanks.

SEC. 8. Section 11170 of the Health and Safety Code is amended to read:

11170. (1) No person shall obtain or attempt to obtain narcotics, or procure or attempt to procure the administration of or prescription for narcotics, (a) by fraud, deceit, misrepresentation, or subterfuge; or (b) by the concealment of a material fact [; or (c) by the use of a false name or the giving of a false address.].

(2) No person shall make a false statement in any prescription, order, report, or record, required by this division.

(3) No person shall, for the purpose of obtaining narcotics, falsely assume the title of, or represent himself to be, a manufacturer, wholesaler, pharmacist, physician, dentist, veterinarian, or other authorized person.

(4) No person shall affix any false or forged label to a package or receptacle containing narcotics

SEC. 9. Section 11170.5 is added to the Health and Safety Code, to read:

11170.5. No person shall, in connection with the prescribing, furnishing, administering, or dispensing of a narcotic, give a false name or false address.

SEC. 10. Section 11178 is added to the Health and Safety Code, to read:

11178. Every person who fills, compounds, or dispenses a prescription for a narcotic shall keep a record that, as to the transaction, shows all of the following:

(a) The name and address of the patient.

(b) The date.

(c) The character and quantity of narcotics involved.

SEC. 11. Section 11179 is added to the Health and Safety Code, to read:

11179. No person shall fill or compound a prescription for a narcotic unless such person is a registered pharmacist under the laws of the State of California.

SEC. 12. Section 11331.5 of the Health and Safety Code is amended to read:

11331.5. In order to provide a supply of narcotics as may be necessary to handle emergency cases, any hospital which does not employ a resident pharmacist

[and which is under the supervision of a licensed physician,] may purchase narcotics on federal order forms for said institution, under the name of said [licensed physician] *hospital*, said supply to be made available to a registered nurse for administration to patients in emergency cases, upon direction of a licensed physician.

A report showing the kind and amount of narcotics purchased on the federal order form shall be forwarded, by registered mail, to the Division of Narcotic Enforcement, at the time such narcotics are purchased.

SEC. 13. Section 11390.5 is added to the Health and Safety Code, to read:

11390.5. No physician or other person shall order, permit or direct any person other than a registered nurse, or other physician, to administer a narcotic to a person being treated for addiction.

SEC. 14. Section 11392 of the Health and Safety Code is amended to read:

11392. A physician treating an addict for addiction shall not prescribe for or furnish the addict more than any one of the following amounts of narcotics during each of the first 15 days of such treatment:

(a) Eight grains of opium.
(b) Four grains of morphine.
(c) Six grains of Pantopon.
(d) One grain of Dilaudid.
(e) Four hundred milligrams of Isonipecaine (Demerol).

SEC. 15. Section 11393 of the Health and Safety Code is amended to read:

11393. After 15 days of treatment the physician shall not prescribe for or furnish to the addict more than any one of the following amounts of narcotics during each day of such treatment:

(a) Four grains of opium.
(b) Two grains of morphine.
(c) Three grains of Pantopon.
(d) One-half grain Dilaudid.
(e) Two hundred milligrams of Isonipecaine (Demerol).

SEC. 16. Section 11475 of the Health and Safety Code is amended to read:

11475. [No person shall sell, vend, give away, or furnish, either directly or indirectly, to any person other than a physician, dentist, veterinarian, pharmacist, or osteopath, a hypodermic syringe, or a hypodermic needle, without a written, signed order from a physician, dentist, osteopath, or veterinarian. The order shall contain the name and address of the party for whom ordered.] *No hypodermic needle or hypodermic syringe shall be sold for human use except upon the prescription of a physician and surgeon, dentist or chiropodist. The foregoing provisions shall not apply to sales of hypodermic needles or hypodermic syringes for human use for the purpose of administering adrenalin or insulin to persons suffering from diabetes or asthma.*

SEC. 17. Section 11476 of the Health and Safety Code is amended to read:

11476. [No person other than a physician, dentist, osteopath, chiropodist, registered nurse, veterinarian or pharmacist, shall have in his possession a hypodermic syringe or a hypodermic needle, or any instrument or contrivance used for the same purpose, unless it was purchased by the person with a written order signed by a physician, dentist, chiropodist, veterinarian, or osteopath.] *The possession by any person of a hypodermic needle or hypodermic syringe which has been obtained by false or fraudulent representation or design or by forged or fictitious name, or contrary to or in violation of any of the provisions of this chapter, shall constitute a misdemeanor. Any person convicted thereof shall be punished as provided by this chapter.*

SEC. 18. Section 11477 of the Health and Safety Code is hereby repealed."

Amendment No. 7

On page 1, line 19, of said bill, strike out "3", and insert "19".

Amendment No. 8

On page 2 of said bill, after line 9, insert

"SEC. 20. Section 11715.7 of the Health and Safety Code is amended to read:

11715.7. Any person who shall violate any of the provisions of Sections 11162, 11162.5, 11163, *11163.5*, 11164 [and], 11170, *11170.05. and 11555* shall be punished by imprisonment in a county jail for not less than six months or in the state prison for not more than six years.

SEC. 21. Section 11721 of the Health and Safety Code is amended to read:

11721. [A narcotic addict, as defined in Section 11009, is punishable] *No person shall unlawfully use or be addicted to the unlawful use of narcotics. Any person who shall violate any of the provisions of this section shall be punished* by imprisonment in the county jail for not less than three nor more than six months.

SEC. 22. Section 11780 of the Health and Safety Code is amended to read:

11780. Every building or place used for the purpose of unlawfully selling, serving, storing, keeping, or giving away any opium, morphine, cocaine, heroin, *or* cannabis sativa, [or loco weed,] and every building or place wherein or upon which

such acts take place, is a nuisance which shall be enjoined, abated, and prevented, whether it is a public or private nuisance."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1593—An act to add Section 1238.2 to the Code of Civil Procedure, relating to farmers' free market.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

In line 2 of the title of the printed bill, after "market", insert ", declaring the urgency thereof, to take effect immediately".

Amendment No. 2

On page 1 of said bill, after line 10, insert

"SEC. 2. This act is hereby declared to be an urgency measure necessary for the immediate preservation of the public peace, health or safety within the meaning of Section 1 of Article IV of the Constitution and shall therefore go into immediate effect. A statement of the facts constituting such necessity is as follows:

The problem of making available adequate quantities of food to the communities of the State which have experienced a great increase in population during the war years has become critical. Experience has shown that municipal or free markets alleviate this problem by encouraging additional marketing of foodstuffs at reasonable prices. It is necessary that this act take effect immediately to enable establishment of free markets immediately which will increase available food supplies and prevent wasting of the urgently needed food supply of the State."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2570—An act to amend Section 8 of an act entitled "An act to provide for the acquisition of temporary and emergency housing facilities for veterans and families of servicemen by joint action of the State and local agencies, providing for the operation of such facilities, making an appropriation, and declaring the urgency thereof, to take effect immediately," approved February 15, 1946, relating to the availability of the appropriation made thereby.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Military Affairs:

Amendment No. 1

In line 8 of the title of the printed bill, after "thereby", insert a comma and "declaring the urgency thereof and declaring that this act shall take effect immediately".

Amendment No. 2

On page 2 of the printed bill, following line 23, insert

"SEC. 2. This act is hereby declared to be an urgency measure necessary for the immediate preservation of the public peace, health or safety within the meaning of Section 1 of Article IV of the Constitution and shall therefore go into immediate effect A statement of the facts constituting such necessity is as follows:

The appropriation made by the act cited in the title hereof will with certain exceptions revert to the General Fund on the ninety-first day following the convening of the Regular Session of the Fifty-seventh Legislature. It is imperative, therefore, that this act go into effect immediately in order that said appropriation will remain available without interruption for the purpose of providing temporary and emergency housing facilities for veterans."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2012—An act to add Division 7, comprising Sections 8600 to 8711, inclusive, to the Public Resources Code, providing for the establishment of a Recreation Commission, prescribing its powers and duties, and making an appropriation.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency and Economy:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "8711", and insert "8703".

Amendment No. 2

On page 1 of said bill, strike out lines 10 and 11, and insert "by the Governor, one of whom designated by the Governor shall serve as chairman, for terms of four years, and until the qualification of their successors, except as to the first appointees."

Amendment No. 3

On page 1, line 15, of said bill, after the period, insert "Vacancies for causes other than expiration of terms of office shall be filled for the remainder of the unexpired term."

Amendment No. 4

On page 1 of said bill, strike out lines 19, 20, 21, and 22, and insert

"8604. The commission shall cause to be studied and shall consider the whole problem of recreation of the people of the State of California as it affects and may affect the welfare of the people and especially the children and youth;

Shall formulate, in cooperation with other state agencies, interested organizations and citizens, a comprehensive recreational policy for the State of California.

And shall, with the written approval of the Governor, establish policies for the guidance of the Director of Recreation in the performance and exercise of his powers and duties as set forth in this act.

8605. The Governor, in consultation with the commission, shall appoint a Director of Recreation who is technically trained with adequate administrative experience in the field of public recreation, and who shall receive a salary to be determined by the Recreation Commission with the approval of the Department of Finance. The Director of Recreation shall serve at the pleasure of the Governor.

8606. The commission shall aid and encourage, but not conduct, public recreation activities.

8607. The commission shall report annually to the Governor on the needs of the State and the local subdivisions thereof for recreational facilities, programs, and activities.

8608. The Governor may designate the Recreation Commission and the Director of Recreation as the authorized agent to receive donations and disburse subventions in order to carry out the purposes of this division."

Amendment No. 5

On page 1 of said bill, strike out lines 26 and 27, and insert

"8700. In accordance with the policies established by the commission with the written approval of the Governor, the Director of Recreation shall execute the powers and duties set forth in Chapter 1, and shall:

(a) Appoint and supervise and direct all officers, agents, and employees necessary to carry out the provisions of this act.

(b) Investigate and report to the commission upon the facilities and services which are needed or which exist in the public recreational areas within the State and by consultation with the authorities in charge, assist in the coordination and development of recreational programs, provided that surveys of the recreational facilities and programs of local agencies shall be made only upon their request.

(c) Advise and cooperate with and encourage community recreation agencies interested in the use of or the development of recreational facilities and programs for public benefit.

(d) Advise the administrative officers of all state agencies, authorized by law to perform recreational services, of regular meetings of the commission and of such special meetings as may consider matters relating to their specific responsibilities, and invite such officers to attend and participate in deliberations of the commission without the authority to vote.

8701. The Director of Recreation may encourage and render assistance in the promotion of training programs for volunteer and professional recreation leaders in cooperation with other agencies, organizations and institutions, and may encourage the establishment of standards for recreation personnel.

8702. The Director of Recreation may assist every department, commission, board, agency, and officer of the State in rendering recreational services in conformity with their respective authorized powers and duties and encourage and assist in the coordination of federal, state and local recreational activities.

8703. The Director of Recreation shall perform such other duties as may be prescribed by law, and such other administrative and executive duties as have been by other provisions of law imposed upon the Recreation Commission.

SEC. 2. The sum of seventy-nine thousand dollars ($79,000) is hereby appropriated out of any money in the State Treasury not otherwise appropriated for expenditure by the Recreation Commission and the Director of Recreation pursuant to this act."

Amendment No. 6

On page 2 of said bill, strike out lines 1 to 49, inclusive.

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

REPORTS OF STANDING COMMITTEES

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, March 26, 1947

MR. SPEAKER: Your Committee on Rules, to which was referred:

Senate Joint Resolution No. 14

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

DICKEY, Chairman

Above reported resolution ordered on file for adoption.

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, March 26, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Concurrent Resolution No. 52

And reports the same correctly engrossed.

WEBER, Chairman

Above reported resolution ordered on file for adoption.

ASSEMBLY CHAMBER, SACRAMENTO, March 26, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 67	Assembly Bill No. 1327
Assembly Bill No. 380	Assembly Bill No. 1416
Assembly Bill No. 593	Assembly Bill No. 2016
Assembly Bill No. 809	Assembly Bill No. 2599
Assembly Bill No. 1285	

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

The following resolution was offered:

Assembly Concurrent Resolution No. 54: By Mr. Dickey—Relative to approving a certain amendment to the charter of the City of Alameda, a municipal corporation in the County of Alameda, State of California, voted for and ratified by the qualified electors of said city at a general municipal election held therein on the eleventh day of March, 1947.

Referred to Committee on Rules.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, March 26, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Joint Resolution No. 33—Relative to accepting amendments to permits from the Government of the United States for the construction of approach

roads and toll collection areas over certain rights of way leading to the Golden Gate Bridge, and relating to the retrocession by the Congress of the United States of jurisdiction over said rights of way as relocated and said toll areas, bridge ends and bridge;

And reports that the same has been correctly enrolled, and presented to the Secretary of State on the twenty-sixth day of March, 1947, at 10 a.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, March 26, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 117
Assembly Bill No. 489
Assembly Bill No. 1599

And reports the same correctly re-engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

COMMUNICATIONS

By Mr. Boyd:

The following communication was received, read, and ordered printed in the Journal:

Opinion of Legislative Counsel

STATE OF CALIFORNIA, OFFICE OF LEGISLATIVE COUNSEL
SACRAMENTO, March 24, 1947

Number of Copies of Amendments to Bills—No. 3421

Hon. Philip L. Boyd
Assembly Chamber

DEAR MR. BOYD: You have asked us for our opinion as to whether the Standing Rules of the Assembly require four copies of amendments to bills or whether the requirement of four copies applies only to amendments submitted from the floor of the Assembly and not to committee amendments. This question involves consideration of Assembly Standing Rules 51 and 52 which read as follows:

"51. Committee amendments reported with bills shall be considered upon their second reading and such amendments may be adopted by a majority vote of the members present. Assembly bills so amended shall be ordered reprinted and engrossed, and Senate bills so amended shall be ordered reprinted and to third reading.

"52. Any member may move to amend a bill during its second or third reading and such motion to amend may be adopted by a majority vote of the members present.

"*Before debate an extra copy of the proposed amendment must be delivered to the Clerk's desk and made available to the author of the bill.* Bills so amended on second reading shall be treated the same as committee amendments. Any bill so amended upon second or third reading shall be reprinted and re-engrossed. The Chief Clerk shall order printed not to exceed 1,000 copies of all amended bills."

The apparent ambiguity as to whether the sentence in Rule 52 that we have underlined applies also to amendments submitted by a committee under Rule 51 arises by reason of the fact that the customary practice is to adopt committee amendments on the second reading without debate. However, this is not always the situation and such amendments may be fully considered and debated on second reading.

These two rules are substantially the same as Rules 62 and 63 of the 1945 session with the exception that the underlined sentence has been added. We believe that a comparison of the phraseology of these rules with that of the similar rules of the previous session clarifies any ambiguity and that they should be interpreted as meaning that the extra copy (the fourth copy) of a proposed amendment must be delivered to the Clerk's desk and made available to the author of the bill only when the amendment is offered from the floor, and that this extra copy is not required as to amendments reported out of committee.

We call your attention to that portion of the second sentence of Rule 51 reading "Assembly bills *so amended* shall be ordered reprinted and engrossed * * *", which sentence refers to committee amendments; also to the second and third sentences of Rule 52 and particularly the latter which reads: "Any bill *so amended* upon second or third reading shall be reprinted and re-engrossed", which sentences refer to amendments offered from the floor. *In our opinion, the phrase "so amended" in the third and fourth sentences of Rule 52 means bills amended as provided in the first and second sentences of that rule and hence limit the requirement of submitting an extra copy of amendments to amendments submitted from the floor.*

If it is the desire of the Assembly that an extra copy of amendments be submitted in all cases, it would seem advisable to amend Rule 51 to insert therein a sentence to that effect similar to the one in Rule 52, so that all persons concerned in drafting amendments will be forewarned as to the number of copies. So far as this office is concerned, we have made a practice of delivering four copies in every case as it is impractical and almost impossible to determine whether they will be used in committee or on the floor.

Very truly yours,

FRED B. WOOD, Legislative Counsel
By LAWRENCE G. ALLYN, Deputy

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, March 25, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed:

Assembly Bill No. 616
Assembly Bill No. 811

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bills ordered enrolled.

SENATE CHAMBER, SACRAMENTO, March 25, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed:

Senate Bill No. 1416

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS

The following bill was read the first time:

Senate Bill No. 1416—An act to repeal Chapter 1 of the Fifty-fifth (Second Extraordinary) Session, Chapter 49 of the Fifty-fifth (Fourth Extraordinary) Session, Chapters 32 and 1053 of the Fifty-sixth Session, and Chapter 139 of the Fifty-sixth (First Extraordinary) Session of the Legislature, relating to food and fiber production; and providing for the transfer of money to the General Fund and for the transfer of property to the Department of Finance.

Referred to Committee on Governmental Efficiency and Economy.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, March 25, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed:

Senate Bill No. 163
Senate Bill No. 219
Senate Bill No. 221
Senate Bill No. 223
Senate Bill No. 231
Senate Bill No. 250
Senate Bill No. 252
Senate Bill No. 338
Senate Bill No. 339
Senate Bill No. 363
Senate Bill No. 367
Senate Bill No. 466
Senate Bill No. 527
Senate Bill No. 532
Senate Bill No. 564
Senate Bill No. 596
Senate Bill No. 601
Senate Bill No. 647
Senate Bill No. 768
Senate Bill No. 822
Senate Bill No. 950
Senate Bill No. 985
Senate Bill No. 1075
Senate Bill No. 1308
Senate Bill No. 1411

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS (RESUMED)

The following bills were read the first time:

Senate Bill No. 163—An act to amend Sections 890 and 891 of the Military and Veterans Code, relating to veterans' dependents.

Referred to Committee on Military Affairs.

Senate Bill No. 219—An act to amend Section 9028.5 of the Business and Professions Code, relating to proceedings for the suspension or revocation of certificates of registered social workers.

Referred to Committee on Public Health.

Senate Bill No. 221—An act to amend Sections 9594 and 9595 of the Business and Professions Code, relating to the regulation and licensing of cleaning, dyeing and pressing establishments and persons engaged therein.

Referred to Committee on Public Health.

Senate Bill No. 223—An act to amend Sections 5100, 5101, and 5104 of the Business and Professions Code, to repeal Sections 5102 and 5103 thereof, to add a new Section 5102 thereto, and to repeal Section 3 of an act entitled "An act to repeal Chapter 1, comprising Sections 5000 to 5044 inclusive, of Division 3 of, and to add a new Chapter 1, comprising Sections 5000 to 5132 inclusive, to Division 3 of, the Business and Professions Code, relating to the creation of a State Board of Accountancy, and prescribing its duties and powers; regulating the practice of public accountancy and requiring persons engaged in the practice thereof to obtain annual permits to practice; providing for the examination of and issuance of the certificate of certified public accountant to qualified applicants and for the continuance of certified public accountant certificates issued under prior acts; and providing penalties for violations of the provisions of this act," approved July 13, 1945, all relating to accountancy.

Referred to Committee on Governmental Efficiency and Economy.

Senate Bill No. 231—An act to repeal Section 206.7 of the Welfare and Institutions Code, relating to reports concerning veterans in county institutions.

Referred to Committee on Military Affairs.

Senate Bill No. 250—An act to repeal Chapter 10 of Division 2 of the Business and Professions Code, relating to trained hospital attendants.

Referred to Committee on Public Health.

Senate Bill No. 252—An act to amend Section 2798 of the Business and Professions Code, relating to nursing and nursing schools.

Referred to Committee on Public Health.

Senate Bill No. 338—An act to amend Sections 21171 and 21173 of the Education Code, relating to cruises of vessels of the California Maritime Academy.

Referred to Committee on Education.

Senate Bill No. 339—An act to add Section 7006.1 to the Education Code, relating to emergency state aid to school districts, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Education.

Senate Bill No. 363—An act to amend Section 2 and to repeal Section 3.5 of the Property Acquisition Act, relating to the Property Acquisition Board, declaring the urgency thereof, and providing this act shall take effect immediately.

Referred to Committee on Governmental Efficiency and Economy.

Senate Bill No. 367—An act to amend Sections 186, 5962, 5963, 5964, 10116, 10117, 10118, 18101, and 18103 of the Education Code, all relating to the Department of Education.

Referred to Committee on Education.

Senate Bill No. 466—An act to amend Section 274 of the Code of Civil Procedure, relating to phonographic reporters.

Referred to Committee on Judiciary.

Senate Bill No. 527—An act to amend the Palo Verde Irrigation District Act, as amended, by amending Section 26, relating to estimates for levy of taxes and Section 28, relating to levy of taxes and by adding Section 28.1, relating to particular purpose taxes and by reenacting Sections 69 and 72, relating to the inclusion of lands in said district, all relating to the Palo Verde Irrigation District.

Referred to Committee on Municipal and County Government.

Senate Bill No. 532—An act to add Section 12143 to the Education Code, relating to credentials issued by the State Board of Education.

Referred to Committee on Education.

Senate Bill No. 564—An act to amend Section 3 of the Property Acquisition Act, relating to the acquisition of property by the State in connection with the postwar construction program.

Referred to Committee on Governmental Efficiency and Economy.

Senate Bill No. 596—An act to repeal Sections 330, 331, 332, and 435 of the Military and Veterans Code, relating to monthly allowances to commanding officers and organizations of the National Guard, the use of funds, the allowance of claims and the payment of rental for leased armory, to add a new Section 330 to the said code, relating to expenses of commanding officers and organizations of the National Guard and the payment thereof, to amend Sections 413 and 432 of the Military and Veterans Code, relating to funds and property held in trust for commanding officers and organizations of the National Guard and the payment thereof and the payment of revenues received from state armories.

Referred to Committee on Military Affairs.

Senate Bill No. 601—An act to repeal Sections 212 and 213 of the Military and Veterans Code, relating to the inactive National Guard and honorary members in the National Guard and to amend Sections 16, 127, 142, 173, 183, 210, 224, 228, 256, 365, 394, 398, 417, 439, 470, and 644 of

the Military and Veterans Code, relating to the administration of military oaths, assignment of military command, the employment of the military forces in the performance of necessary military duties, the publications of military material, the issuance of military property, the inactive National Guard, the priority of rank of military officers, the retirement of military officers and enlisted men, the temporary direction of the military forces by civil officers, discrimination against military personnel, the creation of an offense for trespass upon military grounds, armories or military places, the transportation of military personnel and material, county aid for the National Guard, the delivery of military personnel to civil authorities and the issuance of service medals.

Referred to Committee on Military Affairs.

Senate Bill No. 647—An act to amend Sections 20921 and 20922 of the Government Code, relating to crediting members with state service for time employed in federal service, under certain conditions, in connection with the State Employees' Retirement System.

Referred to Committee on Civil Service and State Personnel.

Senate Bill No. 768—An act to amend Section 20651 of the Education Code, relating to the California Polytechnic School.

Referred to Committee on Education.

Senate Bill No. 822—An act to amend Sections 12031, 12042, 12043, 12044 of the Education Code, relating to procedures for the issuance of certification documents by or for the State Board of Education.

Referred to Committee on Education.

Senate Bill No. 950—An act to amend Sections 12135, 12136, 12302, 12304, 12405, 12502, and 13051 of the Education Code, to add Sections 12142, 12405.1, and 12406 to said code, and to repeal Section 13052 of said code, all relating to certification documents authorizing service in the public schools.

Referred to Committee on Education.

Senate Bill No. 985—An act amending Section 431 of the Military and Veterans Code, relating to the control of armories by the Adjutant General, including the power to lease or otherwise authorize the use of the same, the creation of armory boards and their powers, the collection, payment and accounting of revenues and income from armories.

Referred to Committee on Military Affairs.

Senate Bill No. 1075—An act to add Section 6.15 to the Alcoholic Beverage Control Act, relating to alcoholic beverages.

Referred to Committee on Public Morals.

Senate Bill No. 1308—An act to amend Section 20130 of the Government Code, relating to the State Employees' Retirement System in respect to the rate of interest adopted by the Board of Administration.

Referred to Committee on Civil Service and State Personnel.

Senate Bill No. 1411—An act to repeal Part 8, comprising Sections 15530 to 15565, inclusive, of Division 3 of Title 2 of the Government Code, relating to the State Reconstruction and Reemployment Commission, and providing for the transfer of money to the General Fund, and for the transfer of property to the Department of Finance.

Referred to Committee on Governmental Efficiency and Economy.

NOTICE OF MOTION TO RECONSIDER ASSEMBLY BILL NO. 721 WAIVED

Mr. Dickey waived his notice of motion to reconsider the vote whereby Assembly Bill No. 721 was passed.

Assembly Bill No. 721 ordered transmitted to the Senate.

NOTICE OF MOTION TO RECONSIDER ASSEMBLY BILL NO. 149 CONTINUED

Mr. Bennett asked for, and was granted, unanimous consent that his notice of motion to reconsider Assembly Bill No. 149 be continued until the next legislative day.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 117—An act to amend Section 1260 of the Civil Code, relating to homesteads.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Crowley, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Knight, Lowrey, Luckel, Lyons, Maloney, McCollister, Niehouse, Price, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Wollenberg, and Mr. Speaker—62.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1527—An act to add Section 2186.1 to the Welfare and Institutions Code, relating to aid to the aged.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Crowley, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Knight, Lowrey, Luckel, Lyons, Maloney, McCollister, Niehouse, Price, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Wollenberg, and Mr. Speaker—62.

NOES—None.

Bill ordered transmitted to the Senate.

REPORTS OF STANDING COMMITTEES

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, March 26, 1947

MR. SPEAKER: Your Committee on Rules, to which was referred:

Assembly Concurrent Resolution No. 54

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

DICKEY, Chairman

Request for Unanimous Consent

Mr. Dickey asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 54, at this time, without reference to print or file, and that the same be considered engrossed.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 54

Assembly Concurrent Resolution No. 54—Relative to approving a certain amendment to the charter of the City of Alameda, a municipal corporation in the County of Alameda, State of California, voted for and ratified by the qualified electors of said city at a general municipal election held therein on the eleventh day of March, 1947.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Crowley, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Knight, Lowrey, Luckel, Lyons, Maloney, McCollister, Niehouse, Price, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Wollenberg, and Mr. Speaker—62.

NOES—None.

Resolution ordered transmitted to the Senate.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 93—An act to amend Sections 2024 and 2186 of the Welfare and Institutions Code, relating to aid to the aged.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Crowley, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Knight, Lowrey, Luckel, Lyons, Maloney, McCollister, Niehouse, Price, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Wollenberg, and Mr. Speaker—62.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Crowley, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Knight, Lowrey, Luckel,

Lyons, Maloney, McCollister, Niehouse, Price, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Wollenberg, and Mr. Speaker—62.
NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 2283—An act to add Section 1268.5 to the Code of Civil Procedure, relating to the procedure of escheating and vesting property in the State.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brown, Burke, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Crowley, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kilpatrick, Knight, Lowrey, Luckel, Lyons, Maloney, McCollister, Niehouse, Price, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Wollenberg, and Mr. Speaker—59.
NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 489—An act to amend Section 142 of the Vehicle Code, relating to vehicles exempted from registration.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Burke, Burns, Butters, Clarke, Collier, George D. Collins, Conrad, Cooke, Crowley, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Knight, Lowrey, Luckel, Lyons, Maloney, Niehouse, Price, Robertson, Rosenthal, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Wollenberg, and Mr. Speaker—58.
NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1599—An act to add Section 132.1 to the Vehicle Code, relating to the registration of vehicles.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Burke, Burns, Butters, Clarke, Collier, George D. Collins, Conrad, Cooke, Crowley, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Knight, Lowrey, Luckel, Lyons, Maloney, Niehouse, Price, Robertson, Rosenthal, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Wollenberg, and Mr. Speaker—58.
NOES—None.

Bill ordered transmitted to the Senate.

Assembly Joint Resolution No. 30—Relative to remains of Americans fighting with allied forces killed in action in World War II.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Burke, Burns, Butters, Clarke, Collier, George D. Collins, Conrad, Cooke, Crowley, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh,

Huyck, James, Johnson, Kilpatrick, Knight, Lowrey, Luckel, Lyons, Maloney, Niehouse, Price, Robertson, Rosenthal, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Wollenberg, and Mr. Speaker—58.

NOES—None.

Resolution ordered transmitted to the Senate.

Assembly Joint Resolution No. 31—Relative to memorializing the President and Congress to enact S-172, providing for the creation of a commission to consider claims that released prisoners of war may have against the Japanese government.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Burke, Burns, Butters, Clarke, Collier, George D. Collins, Conrad, Cooke, Crowley, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Knight, Lowrey, Luckel, Lyons, Maloney, Niehouse, Price, Robertson, Rosenthal, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Wollenberg, and Mr. Speaker—58.

NOES—None.

Resolution ordered transmitted to the Senate.

RESOLUTIONS

The following resolution was offered:

By Mr. Kilpatrick:

House Resolution No. 125

Relative to extending the time for filing the Report of the Interim Committee on County and City Jails

Resolved by the Assembly of the State of California, That the Assembly Interim Committee on County and City Jails created by House Resolution No. 253 of the Fifty-sixth Regular Session, and continued in existence by House Resolution No. 33 of this Fifty-seventh General Session, is granted authority to file its final report not later than the fifteenth day of April, 1947.

Resolution read, and referred to the Committee on Rules.

REQUESTS FOR PERMISSION TO INTRODUCE BILLS

The following request for permission to introduce a bill was presented:

By Mr. McCollister:

ASSEMBLY CHAMBER, SACRAMENTO, March 26, 1947

MR. SPEAKER: In accordance with the provisions of Article IV, Section 2, of the Constitution, I request permission to introduce a bill, the title of which is as follows:

An act to add Section 216 to the Revenue and Taxation Code, relating to property tax exemptions.

Respectfully submitted.

R. H. McCOLLISTER

Request referred to Committee on Legislative Procedure.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, March 26, 1947

MR. SPEAKER: Your Committee on Legislative Procedure, to which was referred the following bill, herewith returns the same with the recommendation that the author be permitted to introduce it:

By Mr. McCollister:

An act to add Section 216 to the Revenue and Taxation Code, relating to property tax exemptions.

WEBER, Chairman

The roll was called, and permission granted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Crowley, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Knight, Lowrey, Luckel, Lyons, Maloney, McCollister, Niehouse, Price, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Wollenberg, and Mr. Speaker—62.

NOES—None.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bill was introduced, and read the first time:

Assembly Bill No. 2651: By Mr. McCollister—An act to add Section 216 to the Revenue and Taxation Code, relating to property tax exemptions.

Referred to Committee on Revenue and Taxation.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, March 27, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Concurrent Resolution No. 54

And reports the same correctly engrossed.

WEBER, Chairman

Above reported resolution ordered on file for adoption.

ANNOUNCEMENT OF COMMITTEE MEETINGS

It was announced that the following committees would hold meetings:

At 2.30 p.m., today—

Conservation, Planning, and Public Works.

At 3 p.m., today—

Governmental Efficiency and Economy.

At 8 p.m., tonight—

Municipal and County Government.

Education.

At 9 a.m., tomorrow, Thursday, March 27th—

Joint Committee on Housing.

At 9.30 a.m., tomorrow, Thursday, March 27th—

Rules.

It was announced that no meeting of the Committee on Manufacturing, Oil, and Mining Industry will be held today.

GUESTS EXTENDED PRIVILEGE OF ASSEMBLY FLOOR

On request of Mr. Lowrey, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. Chapman and Mr. Boyinton, teachers of the Winters Union High School, and the following pupils: Richard Washabaugh, Frank Valadez, Tom Stowers, Gene Stith, Don Rominger, Ray Munez, Josie Nunez, Martha Paul, Rose Ann Paul, Virginia Richardson, Lawrence Ramos, Joe Lawrence, Sally Lee, Beverly Merchant, Claudia Moore, Lloyd Islip, Betty Hansel, Jacky Hague, Mary Lou Gale, Virginia Freeman, Ted Eaton, Bill

Brink, Kenneth Campbell, Louis Campos, Irene Campos, Dolores Baker, Doris Dunsmore, and Rafe Carrion.

On request of Mr. Rosenthal, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Marjorie Lembark of Beverly Hills and Alvin P. Jackson of Hollywood.

On request of Mr. Thurman, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. Nancy J. Knisley.

On request of the San Francisco Delegation, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. Herbert Richards, Mrs. Templeton Peck, Mrs. Kirk Whitehead, Mrs. John Eagan, Mrs. Harold Hackey, Mrs. Joseph Felix, and Mrs. Ilot Johnson.

On request of Mr. Thorp, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to F. Brennan, teacher, F. Mells, trustee of the Turner School of Lodi, and the following pupils: Bud Sullivan, Ki Fjorka, John Crook, Betty Aiehell, Ralph Herring, Manuel Fernandez, Delores Lehr, Delores Jardine, Joe Cotta, and Dan Sullivan.

On request of Mr. Crowley, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to the following Camp Fire Leaders of Napa: Peggy Godsil, Minette Weaver and the following members: Marylen Layton, Leddilu Williamson, Virginia Jensen, Jane Edwards, Bette MacWeaver, Jane Conley, Harriet Donaldson, Sally Van Winkle, Shirley Weaver, Joan Farnsworth, Nancy Donaldson, Margaret Bertain, Helen Wilson, Nancy Wilson, Mary Margaret Hemplar, Joy Cavagnara, Marlene Cerletti, Margaret Paris, Sally Stockman, Mancy Naff, Jeanette Lacaze, Mary Boren, Kitty Koch, Alice Godsil, and Marilyn Clift.

On request of Mr. Blosser, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mr. and Mrs. George W. Kemper of San Francisco.

On request of Mr. Erwin, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Robert Hicks of El Monte.

On request of Mr. Crowley, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to the following members of the Vallejo Citizenship Class: Mrs. Blas, Mrs. Pacheco, Mrs. Reyes, Mrs. Organza, Mrs. Leinsted, Mrs. de La Cerna, Mrs. Hullano, Mrs. Rodrigo, Mrs. Orpolla, Rose Mary Blas, Messrs. Holgado, Cos, Organza, Hullano, Aikuno, Castronueva, Medrosa, Palocha, Salvante, Pael, DeLeon, Obispaida, Miranda, Arucan, Aronci, Rubia, Martinez, Paranol, Villapuerto, Orpilla, Ventura, Lambis, Magna, Raua, Salugsugan, Galaora, Almonte, Olea, Villegas, Enecio, Bacol, LaCosta, Joseph Dinelli, Mrs. J. Dinelli, Mrs. Julia Vidal, and Messrs. Frank Menopace and John Nissis.

ADJOURNMENT

At 11 a.m., on motion of Mr. Dickey, the Speaker declared the Assembly adjourned until 10 a.m., Thursday, March 27, 1947.

SAM L. COLLINS, Speaker

GERALDINE B. HADSELL, Minute Clerk

CALIFORNIA LEGISLATURE
FIFTY-SEVENTH (GENERAL) SESSION

ASSEMBLY DAILY JOURNAL

THIRTY-SECOND LEGISLATIVE DAY
EIGHTY-FIRST CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO
Thursday, March 27, 1947

The Assembly met at 10 a.m.
Hon. Sam L. Collins, Speaker of the Assembly, presiding.
Chief Clerk Arthur A. Ohnimus at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—77.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. Raymond Renwald:

Rebuke me not in Thine anger, O Lord, and in Thy fury chastise me not. Have pity on me, O Lord, for I am weak; heal me, O Lord, for my bones are shaken, and my soul is deeply troubled. O God, forgive my sins, and my soul shall be refreshed again. Thanks be to God—AMEN.

READING OF THE JOURNAL DISPENSED WITH

On motion of Mr. Erwin, further reading of the Journal of the previous legislative day was dispensed with.

LEAVES OF ABSENCE FOR THE DAY

The following member was granted leave of absence for the day, because of illness:

Mr. Cramer, on motion of Mr. Luckel.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, March 27, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 68
Assembly Bill No. 1411
Assembly Bill No. 1413
Assembly Bill No. 1593

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

CONSIDERATION OF DAILY FILE

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 44—An act to add Section 66e to the Code of Civil Procedure, relating to the number of judges of the superior court in the County of Santa Clara, and providing for the appointment of an additional judge and for his compensation.

Bill read second time, and ordered engrossed.

Assembly Bill No. 222—An act to amend Section 274a of the Code of Civil Procedure, relating to phonographic reporters.

Bill read second time, and ordered engrossed.

Assembly Bill No. 228—An act to amend Section 3 of an act entitled "An act creating an additional district court of appeal known as the District Court of Appeal for the Fourth Appellate District, redividing the State into appellate districts, providing for the maintenance and operation of said court, and making an appropriation therefor," approved June 5, 1929, relating to sessions.

Bill read second time, and ordered engrossed.

Assembly Bill No. 230—An act to amend Section 9 of the Municipal Court Act of 1925, relating to the constitution of the court and to compensation of officials.

Bill read second time, and ordered engrossed.

Assembly Bill No. 456—An act to amend Section 19700 of the Health and Safety Code, relating to signs in hotels.

Bill read second time, and ordered engrossed.

Assembly Bill No. 492—An act to amend Section 320b of the Civil Code and Section 2218 of the Corporations Code, relating to representing shares of stock in corporations, and specifying the rights of nominees of fiduciaries to represent such shares.

Bill read second time, and ordered engrossed.

Assembly Bill No. 493—An act to amend Section 105 of the Bank Act, relating to trust companies' investments: Deposit in banks: Stock or other securities, and the registration of stock or other securities in the name of trust company nominees: Liability of corporations, their registrars and transfer agents with respect to stock registered in the name of trust company nominees.

Bill read second time, and ordered engrossed.

Assembly Bill No. 534—An act to add Section 261c to the Code of Civil Procedure, relating to phonographic reporters for the superior courts.

Bill read second time, and ordered engrossed.

Assembly Bill No. 536—An act to add Section 66d to the Code of Civil Procedure, relating to the number of judges of the Superior Court in the County of Alameda, and providing for the appointment of additional judges and for their compensation.

Bill read second time, and ordered engrossed.

Assembly Bill No. 797—An act to amend Section 20 of the Probate Code, relating to wills.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1441—An act to amend Section 67 of the Code of Civil Procedure, relating to the number of superior court judges and providing for the appointment of three additional superior court judges in and for the City and County of San Francisco, and providing for their compensation.

Bill read second time, and ordered engrossed.

Assembly Bill No. 2648—An act to add Section 66h to the Code of Civil Procedure, relating to the number of judges of the Superior Court in the County of Tulare, and providing for the appointment of an additional judge and for his compensation.

Bill read second time, and ordered engrossed.

Assembly Bill No. 34—An act to add Sections 169 and 283 to the Fish and Game Code, relating to game refuges.

Bill read second time, and ordered engrossed.

Assembly Bill No. 617—An act to add Section 1176.6 to the Fish and Game Code, relating to homing pigeons.

Bill read second time, and ordered engrossed.

Assembly Bill No. 773—An act to amend Section 1313 of the Fish and Game Code, relating to traps.

Bill read second time, and ordered engrossed.

Assembly Bill No. 781—An act to amend Sections 14.2, 15, 16, 16.1, 16.2, and 19.6 of the Fish and Game Code, relating to the general regulatory powers of the Fish and Game Commission.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1575—An act to add Section 960 to the Fish and Game Code, relating to bait nets.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1576—An act to add Section 342 to the Fish and Game Code, relating to domestic animals on lands under the control of the Fish and Game Commission.

Bill read second time, and ordered engrossed.

Assembly Bill No. 2282—An act to amend Section 23 of the Fish and Game Code, relating to entry and inspection.

Bill read second time, and ordered engrossed.

Assembly Bill No. 527—An act to add Section 18009 to the Education Code, relating to sanitary facilities for pupils.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1183—An act to amend Section 13115 of the Health and Safety Code, relating to fireproofing of tents and awnings used to temporarily house public gatherings.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1184—An act to amend Section 19810 of the Health and Safety Code, relating to inflammable articles.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1520—An act amending Section 2163 of the Welfare and Institutions Code, relating to aid to the aged.

Bill read second time, and ordered engrossed.

Assembly Bill No. 825—An act to add Section 20571 to the Water Code, relating to irrigation districts and assessments of irrigation districts.

Bill read second time, and ordered engrossed.

Assembly Bill No. 893—An act to repeal Chapter 1a, comprising Sections 160.1 to 160.7, inclusive, of Division 2 of the Agricultural Code, relating to the registration of fruit trees.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1306—An act to amend Section 820 of the Agricultural Code, relating to the packing of tomatoes.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1307—An act to amend Section 787.5 of the Agricultural Code, relating to markings on containers of fruits, nuts, and vegetables.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1308—An act to amend Section 784.6 of the Agricultural Code, relating to fancy packs of fruits.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1309—An act to amend Section 771 of the Agricultural Code, relating to certification of grapes for by-products.

Bill read second time, and ordered engrossed.

Assembly Bill No. 142—An act to amend Section 67a of the Code of Civil Procedure, relating to judges in the counties of the first class.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

On page 1, line 4, of the printed bill, strike out "_____", and insert "fifty-five".

Amendment No. 2

On page 1, line 9, of the printed bill, strike out "_____", and insert "twenty-eight".

Amendment No. 3

On page 1 of the printed bill, following line 16, insert

"SEC. 2. Within 90 days after this act goes into effect, the Governor shall appoint five additional judges of the superior court in counties of the first class, in addition to the 50 superior court judges already provided by law in and for the said counties of the first class, who shall hold office until the first Monday after the first day of January, 1949. At the next general election to be held in November, 1948, five additional judges of the superior court shall be elected in counties of the first class who shall be successors of the judges appointed hereunder, to hold office for the term prescribed by the Constitution and by law. The salaries of the additional judges herein provided for shall be the same in amount and be paid in the same manner and at the same time as the salaries of the judges of counties of the first class now authorized by law."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 749—An act to amend Section 11b of the Municipal Court Act of 1925, relating to municipal courts in cities of the second and three-eighths class.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Judiciary:

Amendment No. 1

On page 1, line 8, of the printed bill, strike out "eight thousand dollars ($8,000)", and insert "six thousand dollars ($6,000)".

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 796—An act to amend Section 7100 of the Health and Safety Code, relating to control of the disposition of the remains of a deceased person.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Judiciary:

Amendment No. 1

Strike out lines 17 to 25, inclusive, of the printed bill, and insert

"A decedent, prior to his death, may direct the preparation for, type or place of interment of his remains, either by oral or written instructions. If such instructions are in a will or other written instrument, he may direct that the whole or any part of his remains be given to a teaching institution, university, college, legally licensed hospital, or to the State Director of Public Health, and the person or persons otherwise entitled to control the disposition of such remains under the provisions of this section shall faithfully carry out the directions of the decedent subject only to the provisions of this chapter with respect to the duties of the coroner.

If such instructions are contained in a will, they shall be immediately carried out, regardless of the validity of the will in other respects or of the fact that the will may not be offered for or admitted to probate until a later date.

This section shall be administered and construed to the end that such expressed instructions of any person shall be faithfully and promptly performed.

A funeral director or cemetery authority shall not be liable to any person or persons for carrying out such instructions of the decedent."

Amendment read, and adopted.
Bill ordered reprinted, and engrossed.

Assembly Bill No. 849—An act to amend Section 9 of the Municipal Court Act of 1925, relating to the constitution of the court and to compensation of officials.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Judiciary:

Amendment No. 1

On page 2, line 47, of the printed bill, strike out "five", and insert "Four".

Amendment read, and adopted.
Bill ordered reprinted, and engrossed.

Assembly Bill No. 124—An act to amend Sections 2011, 2160, and 2181, and to repeal Sections 2181.01 and 2224 of the Welfare and Institutions Code, and to amend Section 206 of the Civil Code and Section 270c of the Penal Code, relating to aged aid, and the liability of responsible relatives.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Social Welfare:

Amendment No. 1

On page 5, line 7, of the printed bill, after "attendance", insert a comma, and "or other remedial care".

Amendment No. 2

On page 5, line 6, of the printed bill, strike out "or".

Amendments read, and adopted.
Bill ordered reprinted, and engrossed.

Assembly Bill No. 1626—An act to add Section 829.6 to the Agricultural Code, relating to sale of fruits and nuts in "consumer packages."

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Agriculture:

Amendment No. 1

On page 1, line 9, of the printed bill, strike out "are (1)", and insert ": (1) are".

Amendment No. 2

On page 1, line 11, of said bill, strike out ", and", and insert ";".

Amendment No. 3

On page 1, line 11, of said bill, after "of", insert "similar".

Amendment No. 4

On page 1, line 12, of said bill, strike out "as", and insert ", to those".

Amendment No. 5

On page 1, line 13, of said bill, strike out "and", and insert ", are".

Amendment No. 6

On page 1, line 15, of said bill, after "commodity", strike out the comma, and insert semicolon.

Amendment No. 7

On page 1, line 15, of said bill, after "(3)", insert "are".

Amendment No. 8

On page 1, line 20, of said bill, after "standard", insert "container".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 46—An act to provide for the control of pullorum disease, an infectious disease of poultry, and making an appropriation to the Department of Agriculture therefor.

Bill read second time, and ordered engrossed.

Assembly Bill No. 772—An act to amend Section 19627 of the Business and Professions Code, relating to the state revenue derived from horse racing licenses.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Public Morals:

Amendment No. 1

On page 1, line 12, of the printed bill, strike out "four", and insert "two".

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 467—An act to amend Sections 1429 and 1430 of the Penal Code, relating to criminal procedure.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

In line 1 of the title of the printed bill, after "Sections", insert "1018,".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets

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Amendment No. 2

On page 1 of said bill, strike out lines 1 and 2, and insert

"SECTION 1. Section 1018 of the Penal Code is amended to read:

1018. A plea of guilty [can] *may* be put in by the defendant himself only in open court, unless upon indictment or information against a corporation, in which case it may be put in by counsel. The court may at any time before judgment, upon a plea of guilty, permit it to be withdrawn and a plea of not guilty substituted.

Upon an indictment or information the defendant may, when his counsel is present, with the consent of the judge and the district attorney or other counsel for the people, plead guilty to the offense charged or to any offense the commission of which is necessarily included in that with which he is charged, or to an attempt to commit the act charged or to any offense shown by the testimony before the grand jury or the committing magistrate to have been committed, and such plea, if not withdrawn or set aside, shall be a bar to any further prosecution for the offense charged in such information or indictment.

SEC. 2. Section 1429 of the Penal Code is amended to read:".

Amendment No. 3

On page 1, line 18, of said bill, strike out "2", and insert "3".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 981—An act to amend Section 647a of the Penal Code, relating to annoying or molesting children, vagrancy, punishment.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Judiciary:

Amendment No. 1

On page 1 of the printed bill, strike out lines 3 to 11, inclusive, and insert "647a. (1) Every person who annoys or molests any child is a vagrant and is punishable upon first conviction by a fine of not exceeding five hundred dollars ($500) or by imprisonment in the county jail for not exceeding six months or by both such fine and imprisonment and is punishable upon the second and each subsequent conviction by imprisonment in the state prison not exceeding five years.

(2) Every person who loiters about any school or public place at or near which school children attend, is a vagrant, and is punishable by a fine of not exceeding five hundred dollars ($500) or by imprisonment in the county jail for not exceeding six months, or by both such fine and imprisonment."

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2498—An act to amend Section 3440 of the Civil Code, relating to fraudulent conveyances.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Judiciary:

Amendment No. 1

On page 2, lines 24 and 25, of the printed bill, strike out "which such transfer or assignment is intended to be made", and insert "the township in which the merchandise or property intended to be sold, transferred, assigned or mortgaged, or some part thereof, is situated".

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 537—An act to add Section 83.5 to the Civil Code, relating to the venue of an action to obtain a decree of nullity of marriage.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "add Section 83.5 to the Civil Code, relating to the", and insert "amend Section 817 of the Penal Code, relating to".

Amendment No. 2

Strike out line 2 of the title of said bill, and insert "peace officers."

Amendment No. 3

On page 1 of said bill, strike out line 1, and insert

"SECTION 1. Section 817 of the Penal Code is amended to read:

817. A peace officer is a sheriff of a county, marshal of a municipal court, constable of a township, marshal, policeman of a city or town, *police officers of the state police, detectives, investigators, inspectors, and process servers, regularly employed, and receiving pay as such, in the office of a district attorney,* inspectors of the California State Board of Pharmacy not exceeding 10 in number, special agents and assistant special agents of the Board of Medical Examiners of the State of California, an inspector of the Board of Osteopathic Examiners of the State of California, an inspector of the Board of Chiropractic Examiners of the State of California, the superintendent and the special criminal investigators of the Bureau of Criminal Identification and Investigation, the chief and inspectors of the Division of Narcotic Enforcement, and a supervisor or guard employed by the Department of Corrections, while acting in the transportation of prisoners and in the apprehension of prisoners who have escaped. Any parole officer of the State Department of Corrections, and any placement or parole officer of the Youth Authority shall have the powers of a peace officer in the actual performance of his official duties."

Amendment No. 4

On page 1 of said bill, strike out lines 2 to 9, inclusive.

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 961—An act adding Chapter 5 comprising Sections 19800 through 19809, inclusive, to Division 8 of the Business and Professions Code, relating to standard bread loaves, wrappings and markings, declaring the urgency thereof, to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Public Health:

Amendment No. 1

In lines 4 and 5 of the title of the printed bill, after "markings", strike out "declaring the urgency thereof, to take effect immediately.", and insert a period.

Amendment No. 2

On page 1, lines 7 and 8, of said bill, after the comma, strike out "whether or not the loaf is sliced", and insert "sliced or unsliced".

Amendment No. 3

On page 1, line 11, of said bill, after "standard", strike out "small".

Amendment No. 4

On page 1, line 13, of said bill, after "Standard", strike out "small".

Amendment No. 5

On page 1, line 21, of said bill, after "standard", strike out "small".

Amendment No. 6

On page 2, line 5, of said bill, strike out "small", before the word "loaf".

Amendment No. 7

On page 2, line 5, of said bill, strike out the period, and insert ", and such label shall also comply in all respects with the provisions of Chapter 6 of Division 5 of the Business and Professions Code of the State of California."

Amendment No. 8

On page 2 of said bill, strike out all lines 6, 7, 8, 9, and 10, and insert

"19805. The provisions of this chapter shall not apply to crackers, pretzels, biscuits, buns, scones, rolls or loaves of fancy bread weighing less than one fourth of a pound avoirdupois or to what is commonly known as "stale bread," sold as such, provided the seller shall, at the time of sale, expressly state to the buyer that the bread so sold is stale bread."

Amendment No. 9

On page 2, line 20, of said bill, strike out "act", and insert "Chapter".

Amendment No. 10

On page 2 of said bill, strike out lines 27 to 40, inclusive.

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 751—An act to amend Sections 2000, 2020, 2186, and 2187 of the Welfare and Institutions Code, to amend the chapter heading of Chapter 1 of Division 3 thereof, to amend and renumber Section 2021.001 thereof to be Section 2021, to add Sections 2000.1, 2000.2, 2019, 2020.1, and 2020.2 thereto, and to repeal Sections 2021, 2021.01, 2025, and 2187.01 thereof, relating to aid to the aged, designating such aid as senior citizens grants, increasing the amount thereof and providing for funeral benefits and health services for recipients thereof, modifying property and income qualifications therefor, and making an appropriation.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Social Welfare:

Amendment No. 1

In line 5 of the title of the printed bill, strike out ", 2000.2, 2019, 2020.1, and 2020.2", and insert "and 2020.1".

Amendment No. 2

In the title of said bill, strike out lines 9 to 11, inclusive, and insert "ing for funeral benefits for recipients thereof, and making an appropriation."

Amendment No. 3

On page 2 of said bill, strike out lines 17 to 39, inclusive.

Amendment No. 4

On page 2, line 40, of said bill, strike out "6", and insert "4".

Amendment No. 5

On page 3, line 3, of said bill, strike out "7", and insert "5".

Amendment No. 6

On page 3 of said bill, strike out lines 12 to 20, inclusive.

Amendment No. 7

On page 3, line 21, of said bill, strike out "9", and insert "6".

Amendment No. 8

On page 3, line 23, of said bill, strike out "10", and insert "7".

Amendment No. 9

On page 3, line 48, of said bill, strike out "11", and insert "8".

Amendment No. 10

On page 3, line 49, of said bill, strike out "12", and insert "9".

Amendment No. 11

On page 4, line 23, of said bill, strike out "13", and insert "10".

Amendment No. 12

On page 4, line 37, of said bill, strike out "14", and insert "11".

Amendment No. 13

On page 4, line 38, of said bill, strike out "15", and insert "12".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 138—An act to amend Sections 2020, 2186, and 2187 of the Welfare and Institutions Code, to repeal Sections 2021, 2021.01, 2025, and 2187.01 thereof, and to amend and renumber Section 2021.001 thereof, relating to aid to the aged, increasing the amount thereof, and making an appropriation.

Bill read second time, and ordered engrossed.

Assembly Bill No. 477—An act to add Section 2020.5, to amend Section 2186, and to repeal Sections 2021 and 2021.01 of the Welfare and Institutions Code, relating to aid for the aged and increasing the amount thereof, and making an appropriation therefor.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1304—An act to amend Section 798 of the Agricultural Code, relating to standards for dates.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Agriculture:

Amendment No. 1

On page 1 of the printed bill, strike out lines 3 to 17, inclusive, and insert

"798. Dates, including dates for use in products or by-products other than alcohol, brandy, and products not intended for human consumption, shall be free from the following defects:

(a) Mold, decay, fermentation or souring;
(b) Visible colonies of yeast;
(c) Dirt and other foreign matter;
(d) Live insects, whether larva, pupa, or adult;
(e) Dead insects, insect parts and excreta;
(f) Side spots more than three-sixteenths of an inch in length or width;
(g) Black scald or collapse and blackening of the flesh along the side of the date.

Not more than 10 percent, by count, or in the case of dates packed in blocks, by weight, of the dates in any one container or lot may be below these requirements; but of this amount not more than one-half, or 5 percent, shall be allowed for defects (a), (c), and (e) combined, and not more than one-fifth, or 2 percent, shall be allowed for decay. No tolerance shall be allowed for defect (d)."

Amendment No. 2

On page 2 of said bill, strike out lines 3 to 6, inclusive; and in line 7, strike out " "steamed dates." "

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1305—An act to amend Sections 830.1, 830.2, and 830.5 of the Agricultural Code, relating to substandard fruits, nuts and vegetables.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Agriculture:

Amendment No. 1

In line 1 of the title of the printed bill, after "830.2," insert "830.4,".

Amendment No. 2

On page 2 of said bill, strike out line 9, and insert

"SEC. 3. Section 830.4 of said code is amended to read:

830.4. It is unlawful to use or dispose of any fruits, nuts or vegetables, for which a permit *or disposal order* has been issued, in any manner or for any purpose

other than that for which such permit *or disposal order* was issued, *unless specifically authorized in writing by an enforcing officer.*

SEC. 4. Section 830.5 of said code is amended to read:"

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1376—An act to amend Section 802 of the Agricultural Code, relating to the maturity of grapes.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Agriculture:

Amendment No. 1

On page 1, line 15, of the printed bill, after "however", insert a comma.

Amendment No. 2

On page 1, line 21, of said bill, strike out "14", and insert "15".

Amendment No. 3

On page 2 of said bill, strike out lines 11 to 14, inclusive, and insert "standard, the maturity of varieties included in Group A shall be determined by testing the juice from entire bunches representative of the least mature grapes in any container and constituting not less than 10 percent by weight of the contents of the container. The maturity of all varieties not included in Group A shall be determined by testing the juice from a composite sample representative of the average of the grapes in any container or bulk lot. The standards provided by this section are minimum standards, and the tolerances allowed by Sections 800 and 801 shall not be applied to any test made in accordance with this section for the purpose of determining whether any lot of grapes complies with the maturity standard for the variety."

Amendment No. 4

On page 2, line 28, of said bill, strike out "or", and insert "of".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

SECOND READING OF SENATE BILLS

Senate Bill No. 462—An act to amend Section 132.5 of the Agricultural Code, relating to the control of pests on property belonging to or under the control of public agencies.

Bill read second time, and ordered to third reading.

NOTICE OF MOTION TO RECONSIDER ASSEMBLY BILL NO. 149 CONTINUED

Mr. Bennett asked for, and was granted, unanimous consent that his notice of motion to reconsider Assembly Bill No. 149 be continued until the next legislative day.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, March 26, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted:

Senate Joint Resolution No. 12

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS

The following resolution was read:

Senate Joint Resolution No. 12—Relative to memorializing the Congress of the United States to support Senate Bill No. 715, providing retirement benefits for the investigatory staff of the Federal Bureau of Investigation.

Referred to Committee on Rules.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, March 26, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed:

Senate Bill No. 359
Senate Bill No. 369
Senate Bill No. 371
Senate Bill No. 373
Senate Bill No. 389
Senate Bill No. 472
Senate Bill No. 530
Senate Bill No. 1309

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS (RESUMED)

The following bills were read the first time:

Senate Bill No. 359—An act to repeal Article 2, Chapter 7, Part 4, Division 5, of the Water Code, relating to the revolving fund of the Reclamation Board, and providing for the abolition of, and the disposal of the money in said fund.

Referred to Committee on Agriculture.

Senate Bill No. 369—An act to amend Section 80 of the Military and Veterans Code, relating to the powers and duties of the Director of Veterans Affairs.

Referred to Committee on Military Affairs.

Senate Bill No. 371—An act to add Section 899 to the Military and Veterans Code, relating to veterans' education.

Referred to Committee on Military Affairs.

Senate Bill No. 373—An act to amend Sections 690, 694, 695, 698, 699, 700, 802, 831, 842, 986.8, 986.9, 987, 987.1, 987.2, 987.3, 987.4, 987.5, 987.6, 987.7, 987.8, 987.9, 987.10, 988, 988.2, and 988.3 of the Military and Veterans Code, relating to the Veterans Welfare Board and Department of Veterans Affairs.

Referred to Committee on Military Affairs.

Senate Bill No. 389—An act to amend Section 4244 of the Political Code and Section 28115 of the Government Code, relating to compensation for public services in counties of the fifteenth class.

Referred to Committee on Municipal and County Government.

Senate Bill No. 472—An act to amend Sections 5 and 27 of an act entitled "An act making an appropriation for allocation to cities, counties, and cities and counties to develop a postwar public works program comprising the preparation of surveys and plans and specifications for proposed public works and the acquisition of rights of way and sites for major streets, roads, bridges, sewerage and other public facilities, and

providing the procedure for making such allocations, approved June 20, 1944," abolishing the Postwar Public Works Review Board and transferring its duties, powers, purposes, responsibilities and jurisdiction to the State Allocation Board.

Referred to Committee on Governmental Efficiency and Economy.

Senate Bill No. 530—An act to add Sections 12130.1 and 12406 to the Education Code, relating to the provisional general elementary credential.

Referred to Committee on Education.

Senate Bill No. 1309—An act to amend Section 13661 of the Government Code, relating to the distribution of state publications.

Referred to Committee on Rules.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, March 27, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 72
Assembly Bill No. 2570

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

Speaker Pro Tempore Presiding

At 10.19 a.m., Hon. Thomas A. Maloney, Speaker pro Tempore of the Assembly, presiding.

EXPLANATION OF ABSENCE

At 10.20 a.m., Mr. Ralph C. Dills explained that he and Messrs. Stewart and Maloney had been unable to answer morning roll calls because they had been detained at a meeting of the Joint Interim Committee on Housing; and asked for, and was granted, unanimous consent that said explanation be noted in the Journal.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 1111—An act to add Section 6a to an act entitled "An act authorizing the establishment of municipal courts, prescribing their constitution, regulation, government, procedure and jurisdiction, and providing for the election and appointment of the judges, clerks and other attaches of such courts, their terms of office, qualification and compensation and for the selection of jurors therein," approved May 23, 1925, relating to municipal courts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Erwin, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, O'Day, Price, Robertson, Rosenthal,

Sherwin, Silliman, Stanley, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—64.
NOES—None.

Bill ordered transmitted to the Senate.

REMARKS ORDERED PRINTED IN JOURNAL

The following remarks by Mr. Thompson were ordered printed in the Journal:

Remarks by Mr. Thompson

"The prunes on your desk were distributed by Mr. Kirkwood and myself. We hope you will enjoy them. The prunes are from the ranch of our good friend R. V. Garrod in Santa Clara County and packed by the California Prune and Apricot Growers, and the juice was made and donated by them. They are good and very good for you."

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 538—An act to amend Section 817 of the Penal Code, relating to peace officers.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Erwin, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, O'Day, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Thomas, Thompson, Thorp, Thurman, Waters, and Wollenberg—64.
NOES—None.

Bill ordered transmitted to the Senate.

Speaker Presiding

At 10.24 a.m., Hon. Sam L. Collins, Speaker of the Assembly, presiding.

Assembly Concurrent Resolution No. 52—Relative to declaring the golden trout the official State Fish of California.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Erwin, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, O'Day, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Thomas, Thompson, Thorp, Thurman, Waters, and Wollenberg—64.
NOES—None.

Resolution ordered transmitted to the Senate.

Assembly Bill No. 380—An act to add Section 1767.4 to the Welfare and Institutions Code, relating to payment of the expense of returning to the Youth Authority persons paroled by the Youth Authority.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brown, Burke, Burns, Butters, Caldecott, Carey, Collier, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Erwin, Field,

Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, O'Day, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—67.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 593—An act to amend Section 342 of the Code of Civil Procedure, relating to the attachment of real and personal property.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brown, Burke, Burns, Butters, Caldecott, Carey, Collier, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Erwin, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, O'Day, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—67.

NOES—None.

Bill ordered transmitted to the Senate.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, March 27, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 288
Assembly Bill No. 705

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1416—An act to amend Section 785 of the Probate Code, relating to probate sales.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Erwin, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—67.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 2016—An act to add Article 9 to Chapter 1, Division 10 of the Education Code, relating to the University of California.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Erwin, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—69.

NOES—None.

Bill ordered transmitted to the Senate.

Recommendation of the Governor

In accordance with Article IV, Section 34, of the Constitution, the Governor presented the following communication recommending the passage of Assembly Bill No. 2599:

STATE OF CALIFORNIA, GOVERNOR'S OFFICE
SACRAMENTO, March 25, 1947

To the Honorable Members of the Assembly
Sacramento, California

GENTLEMEN:

Assembly Bill No. 2599—"An act making an appropriation in augmentation of Item 26 of the Budget Act of 1945, for support of the Governor and the Governor's Office, to take effect immediately,"

in my opinion constitutes an emergency bill within the meaning of that term as used in Section 34 of Article IV of the Constitution of the State of California, the consideration of which should not await the final enactment of the Budget Bill.

I therefore recommend consideration of Assembly Bill No. 2599 as an emergency measure.

Respectfully submitted.

EARL WARREN, Governor

Assembly Bill No. 2599—An act making an appropriation in augmentation of Item 26 of the Budget Act of 1945, for support of the Governor and the Governor's Office, to take effect immediately.

Bill read third time.

Motion Relative to Assembly Bill No. 2599

Mr Ralph C. Dills moved that the facts set forward, verbally, by Mr. Wollenberg, relative to Assembly Bill No. 2599, be ordered printed in the Journal; and that further consideration of Assembly Bill No. 2599 be continued until the next legislative day.

Mr. Thomas seconded the motion.

Demand for Previous Question

Messrs. Cooke, Hinton, Hahn, Waters, and Doyle demanded the previous question.

Demand for previous question sustained.

The question being on the motion by Mr. Ralph C. Dills that facts given by Mr. Wollenberg, relative to Assembly Bill No. 2599, be ordered printed in the Journal; and that consideration of Assembly Bill No. 2599 be continued until the next legislative day.

Motion lost.

The question being on the passage of Assembly Bill No. 2599.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Bennett, Berry, Blosser, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Dolwig, Doyle, Erwin, Evans, Field, Fletcher, Gaffney, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Weber, Wollenberg, and Mr. Speaker—64.

NOES—Ralph C. Dills and Geddes—2.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1285—An act to amend Section 737g of the Political Code, relating to salaries of superior court judges.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Crichton, Crowley, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Hinckley, Hinton, James, Johnson, Kirkwood, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—61.

NOES—None.

Bill ordered transmitted to the Senate.

RE-REFERENCE OF BILLS

By order of the Speaker, the following bills were withdrawn from the file, and re-referred as follows:

Assembly Bill No. 705 re-referred to Committee on Judiciary.
Assembly Bill No. 1411 re-referred to Committee on Judiciary.
Assembly Bill No. 1413 re-referred to Committee on Judiciary.
Assembly Bill No. 1593 re-referred to Committee on Judiciary.
Assembly Bill No. 2570 re-referred to Committee on Military Affairs.

REQUESTS FOR PERMISSION TO INTRODUCE BILLS

The following request for permission to introduce a bill was presented:

By Mr. Crichton:

ASSEMBLY CHAMBER, SACRAMENTO, March 27, 1947

MR. SPEAKER: In accordance with the provisions of Article IV, Section 2, of the Constitution, I request permission to introduce a bill, the title of which is as follows:

An act providing for the relocation of the Fresno State College.

Respectfully submitted.

J. G. CRICHTON

Request referred to Committee on Legislative Procedure.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, March 27, 1947

MR. SPEAKER: Your Committee on Legislative Procedure, to which was referred the following bill, herewith returns the same with the recommendation that the author be permitted to introduce it:

By Mr. Crichton:

An act providing for the relocation of the Fresno State College.

WEBER, Chairman

The roll was called, and permission granted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Lyons, Maloney, McCollister, McMillan, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Thomas, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—67.

NOES—None.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

The following bill was introduced, and read the first time:

Assembly Bill No. 2652: By Mr. Crichton—An act providing for the relocation of the Fresno State College.

Referred to Committee on Governmental Efficiency and Economy.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, March 27, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 222

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bill ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, March 27, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 100
Assembly Bill No. 1227

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

Committee on Governmental Efficiency and Economy

ASSEMBLY CHAMBER, SACRAMENTO, March 27, 1947

MR. SPEAKER: Your Committee on Governmental Efficiency and Economy, to which were referred:

Assembly Bill No. 680
Assembly Bill No. 788

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be re-referred to Committee on Ways and Means.

FIELD, Chairman

Above reported bills re-referred to Committee on Ways and Means.

ASSEMBLY CHAMBER, SACRAMENTO, March 27, 1947

MR. SPEAKER: Your Committee on Governmental Efficiency and Economy, to which were referred:

Assembly Bill No. 754
Assembly Bill No. 1347
Assembly Bill No. 1367

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

FIELD, Chairman

Above reported bills ordered to second reading.

Committee on Education

ASSEMBLY CHAMBER, SACRAMENTO, March 27, 1947

MR. SPEAKER: Your Committee on Education, to which was referred:

Assembly Bill No. 1061

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

BECK, Vice Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, March 27, 1947

MR. SPEAKER: Your Committee on Education, to which was referred:

Assembly Bill No. 2120

Has had the same under consideration, and reports the same back with the recommendation: Amend, do pass, as amended, and be re-referred to Committee on Ways and Means.

BECK, Vice Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, March 27, 1947

MR. SPEAKER: Your Committee on Education, to which were referred:

Assembly Bill No. 697
Assembly Bill No. 1011
Assembly Bill No. 1075
Assembly Bill No. 1093
Assembly Bill No. 1094
Assembly Bill No. 1385
Assembly Bill No. 1095
Assembly Bill No. 1096
Assembly Bill No. 1099
Assembly Bill No. 1531
Assembly Bill No. 1672
Assembly Bill No. 1082

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

BECK, Vice Chairman

Above reported bills ordered to second reading.

Committee on Municipal and County Government

ASSEMBLY CHAMBER, SACRAMENTO, March 27, 1947

MR. SPEAKER: Your Committee on Municipal and County Government, to which were referred:

Assembly Bill No. 14
Assembly Bill No. 189
Assembly Bill No. 334
Assembly Bill No. 399
Assembly Bill No. 755
Assembly Bill No. 1032
Assembly Bill No. 1062
Assembly Bill No. 1206
Assembly Bill No. 1340
Assembly Bill No. 2034
Assembly Bill No. 2148
Senate Bill No. 41
Senate Bill No. 300

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

THURMAN, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, March 27, 1947

MR. SPEAKER: Your Committee on Municipal and County Government, to which was referred:

Assembly Bill No. 871

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be re-referred to Committee on Ways and Means.

THURMAN, Chairman

Above reported bill re-referred to Committee on Ways and Means.

ASSEMBLY CHAMBER, SACRAMENTO, March 27, 1947

MR. SPEAKER: Your Committee on Municipal and County Government, to which was referred:

Assembly Bill No. 188

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the Committee on Judiciary.

THURMAN, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, March 27, 1947

MR. SPEAKER: Your Committee on Municipal and County Government, to which was referred:

Assembly Bill No. 1280

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

THURMAN, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, March 27, 1947

MR. SPEAKER: Your Committee on Municipal and County Government, to which was referred:

Assembly Bill No. 1088

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

THURMAN, Chairman

Above reported bill ordered to second reading.

Committee on Education

ASSEMBLY CHAMBER, SACRAMENTO, March 27, 1947

MR. SPEAKER: Your Committee on Education, to which were referred:

Assembly Bill No. 692	Assembly Bill No. 1342
Assembly Bill No. 1101	Assembly Bill No. 1514
Assembly Bill No. 1106	Assembly Bill No. 1665

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

BECK, Vice Chairman

Above reported bills ordered to second reading.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, March 27, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted:

Assembly Concurrent Resolution No. 54

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above resolution ordered enrolled.

GUESTS EXTENDED PRIVILEGE OF ASSEMBLY FLOOR

On request of Mr. Thompson, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mr. Sedgwick, Miss Murdock, Mrs. Plastre, and Mrs. Cooper, teachers of the Cupertino Grammar School, and the following pupils: Rachel Chavoya, Robert Cole, Delorise Crane, Rudy Gianetto, Geneva Griffin, Henry Imokawa, Bonnie Jones, Matt Katicich, Mildred Komenovich, Jimmie Koshiyama, Leona Lawrence, Jimmie Lytle, Josephine Menacho, Marie Menacho, Salvador Mercado, Joan Mulnix, Robert Murata, Raul Murillo, Dale Patton, Cruz Perez, Janet Porter, Peggy Price, Joy Pyne, Mary Robles, Delores Rodriguez, Lupe Salazar, Claudine Shehan, Ellowita Shelton, Betsy Stevens, Dora Titsworth, Pauline Wallin, Kris Zankich, Felicitas Aguiniga, Shelly Beebe, Johnny Bianchi, Tessie Brazington, Eileen Chuck, George Clements, Russell Cole, Yvonne Dionne, Yoshiye Fukumoto, Gerald Gilliam, Bob Hefner, Lyman Johnson, Billy Jurevich, Carl Kuhnle, Darlene Lawson, John Lopina, Sydney Loughead, Elinor Ortega, Lois Patton, Dennis Perira, Felix Perkov, Leroy Plants, Robert Ravizza, James Relph, Marion Rice, Jess Rodriguez, Richard Silva, Bob Soso,

Paulene Volpi, Bethyle Warburton, Sumio Yasukawa, and Marjorie Yonemura.

On request of Mr. Maloney and the San Francisco Delegation, Mr. Sheridan and the Alameda Delegation, and Mr. Stewart and the Los Angeles Delegation, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Dr. Celestine J. Sullivan, Jr., Professor of Philosophy in the University of Oregon.

ADJOURNMENT

At 11 a.m., on motion of Mr. Dickey, the Speaker declared the Assembly adjourned until 10 a.m., Friday, March 28, 1947.

SAM L. COLLINS, Speaker

GERALDINE B. HADSELL, Minute Clerk

CALIFORNIA LEGISLATURE
FIFTY-SEVENTH (GENERAL) SESSION

ASSEMBLY DAILY JOURNAL

THIRTY-THIRD LEGISLATIVE DAY
EIGHTY-SECOND CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO
Friday, March 28, 1947

The Assembly met at 10 a.m.
Hon. Sam L. Collins, Speaker of the Assembly, presiding.
Chief Clerk Arthur A. Ohnimus at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—77.

Quorum present.

PRAYER

Upon request of the Speaker, the following prayer was offered by Assemblyman Walter Hinton:

Our Father, once more we bow our heads before Thee, thankful for the privilege of being of service to the people of our State. We pray Thy blessing, especially this morning, on our great Republic. May America ever remain free and mighty and true to her best ideals. May our ancient watchword, In God We Trust, ever live, and may the faith of our mothers and fathers continue to guide, protect, and sustain our people—AMEN.

READING OF THE JOURNAL DISPENSED WITH

On motion of Mr. M. Philip Davis, further reading of the Journal of the previous legislative day was dispensed with.

LEAVES OF ABSENCE FOR THE DAY

The following member was granted leave of absence for the day, because of illness:

Mr. Cramer, on motion of Mr. Dickey.

COMMUNICATIONS

By the Chief Clerk:

The following communication was received, read, and ordered printed in the Journal:

STATE OF CALIFORNIA
SACRAMENTO, March 27, 1947

Mr. Arthur A. Ohnimus, Chief Clerk
Assembly, California Legislature
State Capitol, Sacramento, California

DEAR MR. OHNIMUS: Thank you for the copy of Assembly Concurrent Resolution No. 48, which was adopted by the California Legislature on March 21, 1947.

I am sorry that I will not be able to participate in this inspection tour, but previous engagements prevent my being there.

Sincerely yours,

GOODWIN J. KNIGHT, Lieutenant Governor

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, March 28, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 616—An act to amend Section 12040 of the Government Code, relating to the membership of the Governor's Council;

Assembly Bill No. 811—An act relating to the employment of prisoners confined in the California State Prison at San Quentin, and declaring the urgency thereof;

And reports that the same have been correctly enrolled, and presented to the Governor on the twenty-seventh day of March, 1947, at 3.30 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, March 28, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 659
Assembly Bill No. 663
Assembly Bill No. 1535
Assembly Bill No. 2012

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, March 28, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 34
Assembly Bill No. 44
Assembly Bill No. 46
Assembly Bill No. 228
Assembly Bill No. 456
Assembly Bill No. 527
Assembly Bill No. 534
Assembly Bill No. 536
Assembly Bill No. 617
Assembly Bill No. 773
Assembly Bill No. 797
Assembly Bill No. 825
Assembly Bill No. 893
Assembly Bill No. 1183
Assembly Bill No. 1307
Assembly Bill No. 1308
Assembly Bill No. 1309
Assembly Bill No. 1520
Assembly Bill No. 1575
Assembly Bill No. 2282
Assembly Bill No. 2648

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

Committee on Constitutional Amendments

ASSEMBLY CHAMBER, SACRAMENTO, March 26, 1947

MR. SPEAKER: Your Committee on Constitutional Amendments, to which was referred:

Assembly Constitutional Amendment No. 7

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

CROWLEY, Chairman

Above reported resolution ordered engrossed.

ASSEMBLY CHAMBER, SACRAMENTO, March 26, 1947

MR. SPEAKER: Your Committee on Constitutional Amendments, to which was referred:

Assembly Constitutional Amendment No. 9

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

CROWLEY, Chairman

Above reported resolution ordered engrossed.

ASSEMBLY CHAMBER, SACRAMENTO, March 26, 1947

MR. SPEAKER: Your Committee on Constitutional Amendments, to which was referred:

Assembly Constitutional Amendment No. 37

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

CROWLEY, Chairman

Above reported resolution ordered engrossed.

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, March 27, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 895

And reports the same correctly re-engrossed.

WEBER, Chairman

Above reported bill ordered to third reading.

Committee on Constitutional Amendments

ASSEMBLY CHAMBER, SACRAMENTO, March 26, 1947

MR. SPEAKER: Your Committee on Constitutional Amendments, to which was referred:

Assembly Constitutional Amendment No. 28

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

CROWLEY, Chairman

Above reported resolution ordered on file.

Committee on Civil Service and State Personnel

ASSEMBLY CHAMBER, SACRAMENTO, March 27, 1947

MR. SPEAKER: Your Committee on Civil Service and State Personnel, to which were referred:

Assembly Bill No. 594
Assembly Bill No. 596
Assembly Bill No. 597
Assembly Bill No. 598
Assembly Bill No. 599
Assembly Bill No. 793
Assembly Bill No. 1294
Assembly Bill No. 1402
Assembly Bill No. 1403
Assembly Bill No. 1404

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

STEPHENSON, Vice Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, March 27, 1947

MR. SPEAKER: Your Committee on Civil Service and State Personnel, to which were referred:

Assembly Bill No. 941
Assembly Bill No. 2389

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

STEPHENSON, Vice Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, March 27, 1947

MR. SPEAKER: Your Committee on Civil Service and State Personnel, to which were referred:

Assembly Bill No. 1016
Assembly Bill No. 1076

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be re-referred to Committee on Ways and Means.

STEPHENSON, Vice Chairman

Above reported bills re-referred to Committee on Ways and Means.

REQUEST FOR UNANIMOUS CONSENT THAT ASSEMBLY BILL NO. 1439 BE WITHDRAWN FROM THE COMMITTEE ON LIVESTOCK AND DAIRIES, BE PLACED UPON THE FILE, AND BE RE-REFERRED

Mr. Thorp asked for unanimous consent that Assembly Bill No. 1439 be withdrawn from the Committee on Livestock and Dairies, be placed upon the file, for purpose of amendment, and be re-referred to the Committee on Livestock and Dairies.

Mr. Dickey withheld unanimous consent.

CONSIDERATION OF DAILY FILE

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 1347—An act to add Section 19258 to the Government Code, relating to payment to state employees for personal property damage or destroyed in the line of duty.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1367—An act to amend Section 6050 of the Penal Code, relating to the salaries of wardens and superintendents of state correctional institutions.

Bill read second time, and ordered engrossed.

Assembly Bill No. 697—An act to amend Section 16273 of the Education Code, relating to the definition of a school bus.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1011—An act to add Article 4 to Chapter 1 of Division 4 of the Education Code, relating to the rendering of services by governing boards of school districts and county superintendents of schools.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1075—An act to add Section 8006.1 to the Education Code, relating to the maintenance by school districts of classes in state institutions.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1093—An act to amend Section 13502 of the Education Code, relating to district retirement plans.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1094—An act to amend Section 14135.1 of the Education Code, relating to district retirement plans.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1385—An act to add Section 14744 to the Education Code, relating to school district retirement plans.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1095—An act to amend Section 14736 of the Education Code, relating to district retirement salary plans.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1096—An act to amend Section 2103 of the Education Code, relating to compensation of board members.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1099—An act to amend Section 16271 of the Education Code, relating to school busses.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1531—An act to amend Section 20343.1 of the Education Code, relating to the refund of state college student fees.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1672—An act to amend Sections 8007 and 8008 of the Education Code, relating to the maintenance of schools by school districts.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1082—An act to add Section 5942 to the Education Code, relating to loans to school districts from the county school service fund.

Bill read second time, and ordered engrossed.

Assembly Bill No. 14—An act to amend Section 1 of an act entitled "An act to provide for changing the boundaries of cities and municipal corporations, and to exclude territory therefrom," approved March 20, 1889, relating to exclusion of territory from cities.

Bill read second time, and ordered engrossed.

Assembly Bill No. 189—An act to amend Section 4300h of the Political Code, relating to coroners' fees.

Bill read second time, and ordered engrossed.

Assembly Bill No. 334—An act to add Section 14654.5 to the Health and Safety Code, relating to members of the board of directors of fire protection districts in one or more counties.

Bill read second time, and ordered engrossed.

Assembly Bill No. 399—An act to add Section 14053.5 to the Health and Safety Code, relating to members of the board of fire commissioners of fire protection districts in unincorporated areas.

Bill read second time, and ordered engrossed.

Assembly Bill No. 755—An act to amend Section 4243 of the Political Code and Section 28114 of the Government Code, relating to compensation for public services in counties of the fourteenth class.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1032—An act to amend Section 4250 of the Political Code and 28121 of the Government Code, relating to compensation for public services in counties of the twenty-first class.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1062—An act to amend Section 1 of the Annexation of Uninhabited Territory Act of 1939, relating to the alteration of boundaries of municipalities.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1206—An act to amend Section 4245 of the Political Code and Section 28116 of the Government Code, relating to compensation for public service in counties of the sixteenth class.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1340—An act to ratify and confirm city ordinances which granted pueblo lands for cemetery purposes.

Bill read second time, and ordered engrossed.

Assembly Bill No. 2034—An act to provide for the term of office of water conservation district directors.

Bill read second time, and ordered engrossed.

Assembly Bill No. 2148—An act to amend Section 4312 of the Political Code and Sections 24254 and 24256 of the Government Code, relating to location and hours of office of county officers.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1061—An act to add Section 6308.1 to the Education Code, relating to intra budget transfers in school district budgets.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Education:

Amendment No. 1

On page 1, line 5, of the printed bill, strike out "made", and insert "make".

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1088—An act adding Section 9.8 to an act entitled "An act to authorize the counties of the State of California to establish systems for the retirement and pension of certain county and county fire protection district officers and employees, namely county foresters, firewardens and county fire protection district firemen as defined in the act, and to provide certain benefits for their dependents, and empowering county boards of supervisors to levy a special tax," approved May 19, 1939, Statutes 1939, Chapter 174, Section 9.8 to the County Peace Officers' Retirement Law, and Sections 32038 and 32388 to the Government Code, and relating to retirement.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Municipal and County Government:

Amendment No. 1

In line 9 of the title of the printed bill, after "Section", insert "s 9.3, 9.4, and".

Amendment No. 2

In line 10 of the title of the printed bill, after "Sections", insert "31904.5, 31985,".

Amendment No. 3

On page 2, line 3, of the printed bill, after "SEC. 2.", insert "Section 9.3 is added to the County Peace Officers' Retirement Law, to read:

Sec. 9.3. As used in this act "county peace officers" also mean detectives and investigators in the office of the district attorney whose duties are substantially similar to those of peace officers as defined in Section 9 of this act.

SEC. 3. Section 9.4 is added to the County Peace Officers' Retirement Law, to read:

Sec. 9.4. In any county in which the provisions of this act shall have become operative prior to the effective date of the amendment adding Section 9.3 hereto, the persons employed in positions included in the definition of "county peace officers" by Section 9.3 shall become members of the retirement system on the first day of the calendar month following the expiration of 30 days after the board of supervisors has adopted by a four-fifths (4/5) vote a resolution providing for the inclusion of such positions in the retirement system, and thereafter each person employed in any position included in the definition "county peace officers" by Section 9.3 shall become a member on the first day of the calendar month following the expiration of 30 days after he is so employed.

SEC. 4."

Amendment No. 4

On page 2 of the printed bill, between lines 18 and 19, insert

"SEC. 5. Section 30904.5 is added to the Government Code, to read:

30904.5. "County peace officers" also includes detectives and investigators in the office of the district attorney whose duties are substantially similar to those of peace officers as defined in subsection (a) of Section 31904.

SEC 6. Section 31985 is added to the Government Code, to read:

31985. In any county in which the predecessor of this chapter has become operative prior to the effective date of this chapter, the persons employed in positions included in the definition of "county peace officers" by Section 30904.5 shall become members of the system on the first day of the calendar month following the expiration of 30 days after the board of supervisors has adopted by a four-fifths (4/5) vote a resolution providing for the inclusion of such positions in the system. Thereafter each person employed in any position included in that definition shall become a member on the first day of the calendar month following the expiration of 30 days after he is so employed."

Amendment No. 5

On page 2, line 19, of the printed bill, strike out "3", and insert "7".

Amendment No. 6

On page 2, line 34, of the printed bill, strike out "4", and insert "8".

Amendment No. 7

On page 3, line 1, of the printed bill, strike out "5. Sections 3 and 4", and insert: "9. Sections 5, 6, 7, and 8".

Amendment No. 8

On page 3, line 6, of the printed bill, after "Section", insert "s 9.3, 9.4, and".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2120—An act to repeal Chapters 2, 3, 4, 12, 13, 13.5, 13.6, 14, 15, 15.5, 16, and 16.5 of the Education Code; to add Chapters 2, 12, 13, 14, 15, and 16 to said code; to amend Section 8761 of said code; and to add Section 8704 to said code, all relating to the Public School System, declaring the urgency thereof, to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Education:

Amendment No. 1

On page 3 of the printed bill, after line 38, insert

"6703. Not less than 85 percent of all moneys apportioned to a school district from the State School Fund under Articles 12 and 13 of Chapter 15 of this division, exclusive of amounts allowed under Article 2 of Chapter 15, during any fiscal year must be expended during the same fiscal year for the payment of salaries of persons employed by the district in positions requiring certification qualifications."

Amendment No. 2

On page 5, line 2, of said bill, after "kindergarten", insert a comma.

Amendment No. 3

On page 5 of said bill, beginning in line 19, strike out ", and, as an emergency provision, except that", and insert ". As an emergency provision".

Amendment No. 4

On page 5, line 24, of said bill, strike out "Each", and insert "6813. For apportionment purposes each".

Amendment No. 5

On page 5, line 28, of said bill, strike out "6816", and insert "6817".

Amendment No. 6

On page 5, line 29, of said bill, strike out "6813", and insert "6814".

Amendment No. 7

On page 5, line 32, of said bill, strike out "6816", and insert "6817".

Amendment No. 8

On page 5, line 33, of said bill, strike out "6814", and insert "6815".

Amendment No. 9

On page 5, line 36, of said bill, strike out "6816", and insert "6817".

Amendment No. 10

On page 5, line 37, of said bill, strike out "6815", and insert "6816".

Amendment No. 11

On page 5, line 41, of said bill, strike out "6816", and insert "6817".

Amendment No. 12

On page 8, line 6, of said bill, after "schools", insert ", continuation high schools and continuation education classes".

Amendment No. 13

On page 8, line 35, of said bill, after "days", insert "of".

Amendment No. 14

On page 10, line 46, of said bill, after "district", insert "for transportation as specified in this section".

Amendment No. 15

On page 11, line 25, of said bill, strike out "July 1st", and insert "May 1st".

Amendment No. 16

On page 11 of said bill, following line 32, insert

"7024. If the total amount allowed to all school districts under Sections 7012 and 7023 is less than the amount computed under Section 7011, the Superintendent of Public Instruction shall apportion, not later than June 1st of the then current fiscal year, the balance pro rata on average daily attendance during the preceding fiscal years in the elementary, high school, and junior college districts, exclusive of grades 13 and 14, to those districts receiving state equalization aid."

Amendment No. 17

On page 11, line 45, of said bill, strike out "6942", and insert "6944".

Amendment No. 18

On page 11, line 52, of said bill, strike out "6942", and insert "6944".

Amendment No. 19

On page 12, line 8, of said bill, strike out "6942", and insert "6944".

Amendment No. 20

On page 12, line 11, of said bill, after "forty-five", insert "dollars".

Amendment No. 21

On page 12, line 16, of said bill, strike out "6942", and insert "6944".

Amendment No. 22

On page 12, line 19, of said bill, strike out "6942", and insert "6944".

Amendment No. 23

On page 12, line 24, of said bill, strike out "Sections 6941 and 6961", and insert "Section 6943".

Amendment No. 24

On page 12, line 27, of said bill, strike out "Section 6951", and insert "Sections 6951 and 6953".

Amendment No. 25

On page 12 of said bill, beginning in line 29, strike out "Section 6951", and insert "Sections 6952 and 6953".

Amendment No. 26

On page 12 of said bill, beginning in line 30, strike out "take the total", and insert "shall multiply the number of units of average daily attendance computed for the district under Section 6961 by one hundred seventy-five dollars ($175) if subject to the provisions of Section 7148, and by two hundred dollars ($200) if subject to the provisions of Section 7149".

Amendment No. 27

On page 12, line 33, of said bill, after "attendance", insert "in grades 13 and 14 subject to provisions of Section 7149".

Amendment No. 28

On page 12, line 34, of said bill, after "6951", insert ", 6953".

Amendment No. 29

On page 12, line 37, of said bill, after "attendance", insert "in grades 11 and 12 subject to provisions of Section 7148".

Amendment No. 30

On page 12, line 38, of said bill, strike out "Section 6952", and insert "Sections 6952, 6953 and 6961".

Amendment No. 31

On page 12, line 41, of said bill, strike out "7119", and insert "7037".

Amendment No. 32

On page 13, line 39, of said bill, strike out "6942", and insert "6944".

Amendment No. 33

On page 13 of said bill, following line 45, insert

"7052. The total amount allowed during the Fiscal Year 1947-1948 under this article to an elementary school district which had an average daily attendance of less than 100 during the school year 1945-1946, and, subject to the approval of the State Commission on School Districts, during each fiscal year thereafter shall not be less than an amount computed by allowing for each unit of average daily attendance the total amount apportioned to the district for the Fiscal Year 1946-1947 divided by the total average daily attendance credited to the district during the Fiscal Year 1945-1946."

Amendment No. 34

On page 14, line 5, of said bill, after "tax", insert "less not more than one cent ($0.01)".

Amendment No. 35

On page 14, line 6, of said bill, strike out "less not more than one cent ($0.01)".

Amendment No. 36

On page 14 of said bill, strike out lines 31 to 35, inclusive, and insert

"7064. He shall allow to each high school district one thousand dollars ($1,000) for each year of the two year course covering grades 13 and 14 maintained in an accredited day junior college during the preceding fiscal year and in addition one thousand dollars ($1,000) for each of the eleventh and twelfth grades of each four

year junior college situated in the district whether maintained by a high school district or by a junior college district. An accredited day junior college is one which complies with the standards prescribed by the State Board of Education."

Amendment No. 37

On page 14, line 38, of said bill, strike out "and, in addition, two thou-"; and strike out all of lines 39 to 42, inclusive, and insert a period".

Amendment No. 38

On page 14, line 49, of said bill, strike out "6954," and insert "6952, 6953".

Amendment No. 39

On page 14, line 49, of said bill, after "6961", insert "for grades 11 and 12, subject to provisions of Section 7148".

Amendment No. 40

On page 14, line 50, of said bill, strike out "any", and insert "a".

Amendment No. 41

On page 14, line 51, of said bill, strike out "whether", and insert "but".

Amendment No. 42

On page 14, line 52, of said bill, strike out "by the high school district or".

Amendment No. 43

On page 15, line 18, of said bill, after "year", insert "of the two year course covering grades 13 and 14".

Amendment No. 44

On page 15, line 29, of said bill, after "attendance", insert "in grades 13 and 14 subject to the provisions of Section 7149".

Amendment No. 45

On page 17, line 43, of said bill, strike out "7101", and insert "7052, 7068, 7101, 7102".

Amendment No. 46

On page 18, line 26, of said bill, after "($0.20)", insert "or more".

Amendment No. 47

On page 18, line 32, of said bill, after "Aid", insert "nor apportionments provided under Articles 2 and 3 of this Division and Section 7062".

Amendment No. 48

On page 18 of said bill, strike out lines 46 to 52, inclusive; and on page 19, of said bill, strike out lines 1 to 8, inclusive, and insert

"7128. The Superintendent of Public Instruction shall direct the State Controller to, and the State Controller shall, withhold from the apportionment to the high school district:

(a) The amount computed by the Superintendent of Public Instruction to be equal to the total amounts apportioned to the high school district under Section 7122, less amounts allowed to the district under Sections 7061, 7062, 7063, 7064, 7065, 7066 and 7102, multiplied by the ratio of the average daily attendance of the pupils attending the eleventh and twelfth grades, subject to provisions of Section 7148, of a four year junior college situated in the district and maintained by a junior college district and the total average daily attendance, subject to provisions of Section 7148, for the high school district; plus

(b) The amount allowed under Section 7064 for the eleventh and twelfth grades of each four year college situated in the district and maintained by a junior college district.

The State Controller shall add the amount withheld to the apportionment required to be made under Section 7123 to the junior college district maintaining the four year junior college."

Amendment No. 49

On page 19, line 5, of said bill, strike out ", and", and insert ". The State Controller shall".

Amendment No. 50

On page 19, line 41, of said bill, after "valuation", insert "and tax rate".

Amendment No. 51

On page 20 of said bill, strike out lines 28 to 31, inclusive, and insert "trict, the requirement shall be deemed to be one requiring the levy of a tax for the unified school district at a rate which shall be determined by adding to the rate of tax required to be levied for such elementary school district, high school district or junior college district,

the maximum rate of district tax fixed by Section 6357 for every other district included within the unified school district and subtracting ten cents ($0.10) from the total."

Amendment No. 52

On page 20 of said bill, following line 31, insert

"7147. For the purpose of this division whenever computations of apportionments based on average daily attendance are made for elementary school districts attendance in all classes of kindergarten through grade 8 and all types of ungraded classes assigned to kindergarten through grade 8 shall be included.

7148. For the purposes of this division whenever computations of apportionments based on average daily attendance are made for grades 9 to 12, all attendance in such grades and all types of ungraded classes including classes for adults assigned to grades 9 to 12 shall be included whether maintained by a high school district or a junior college district.

7149. For the purposes of this division whenever computations of apportionments based on average daily attendance are made for grades 13 and 14, all attendance in such grades and all types of ungraded classes including classes for adults assigned to grades 13 and 14, shall be included whether maintained by a high school district or a junior college district."

Amendment No. 53

On page 21 of said bill, strike out lines 5 to 8, inclusive, and insert "trict. Funds raised by school".

Amendment No. 54

On page 22, line 2, of said bill, after the period, insert "In the event of the inability of the county superintendent of schools to use such amounts advantageously during any fiscal year, the unexpended portion of such amounts may be used for other purposes of the county school service fund and county high school tuition fund."

Amendment No. 55

On page 22, line 16, of said bill, strike out the first "the", and insert "his report of".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 188—An act to amend Section 261b of the Code of Civil Procedure, relating to phonographic reporters in counties of 130,000 population and over.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Municipal and County Government:

Amendment No. 1

On page 2 of the printed bill, strike out line 7, and insert "of six thousand dollars ($6,000) per annum,".

Amendment No. 2

On page 2, line 45, of said bill, strike out "correspondent", and insert "co-respondent".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1280—An act to amend an act entitled "An act providing for the creation of revolving funds in the counties and townships of the State," approved May 9, 1923, by adding a new section, and to add Section 29331 to the Government Code, relating to revolving funds of purchasing agents in certain counties.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Municipal and County Government:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "amend", and insert "add Section 7 to".

Amendment No. 2

In line 3 of the title of the printed bill, strike out "by adding a new section."

Amendment No. 3

On page 1, lines 7 and 8, of the printed bill, strike out "purchased by him", and insert "which he is authorized by law to purchase and which constitutes a legal charge against the county".

Amendment No. 4

On page 1 of the printed bill, between lines 11 and 12, insert "All of the provisions of this act shall apply to the fund for which provision is made by this section except insofar as inconsistent therewith."

Amendment No. 5

On page 1, line 18, of the printed bill, strike out "purchased by him", and insert "which he is authorized by law to purchase and which constitute a legal charge against the county."

Amendment No. 6

On page 1 of the printed bill, following line 21, insert "In all other respects, the provisions of this article shall apply to the revolving fund provided for in this section."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 692—An act to add Section 12134.1 to the Education Code, relating to the issuance of the elementary school administration credential for service in the public schools.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Education:

Amendment No. 1

In line 3 of the title of the printed bill, after "schools", insert ", declaring the urgency thereof, to take effect immediately."

Amendment No. 2

On page 1, line 7, of said bill, strike out "1937", and insert "1943".

Amendment No. 3

On page 1, line 8, of said bill, after "credential", insert "which authorizes teaching in the elementary field".

Amendment No. 4

On page 1 of said bill, following line 16, insert

"SEC. 2. This act is hereby declared to be an urgency measure necessary for the immediate preservation of the public peace, health and safety within the meaning of Section 1 of Article IV of the Constitution and shall therefore go into immediate effect. A statement of the facts constituting such necessity is as follows:

Sometime prior to January 1, 1937 a number of applicants for credentials authorizing them to administer elementary schools were, through error, issued credentials of a type which did not authorize them to render such service although the applicants had met all requirements for the credentials for which they had in fact applied. The error which was made should be rectified immediately in order that the persons affected may, without further delay, qualify for positions as elementary school administrators. Simple justice requires that this act take effect immediately."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1101—An act to amend Section 6306 of the Education Code, relating to school district budgets, declaring the urgency thereof, to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Education:

Amendment No. 1

On page 1 of the printed bill, strike out lines 3 to 6, inclusive, and insert "6306. (a) On or before the eighth day of August, or on or before the tenth day of August in the case of a school district in which there is an average daily attendance of more than 10,000, the governing board of each school district in which a public hearing is required in Section 6334 of this code shall finally adopt".

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1106—An act making an appropriation for the purchase of land and the construction and equipment of a building thereon for Hastings College of the Law.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency and Economy:

Amendment No. 1

In lines 1 and 2 of the title of the printed bill, strike out "for the purchase of land and the construction and equipment of a building thereon", and insert "to provide and equip a building".

Amendment No. 2

On page 1 of said bill, strike out lines 3 to 6, inclusive, and insert "sary, is hereby appropriated to the Regents of the University of California out of any money in the State Treasury not otherwise appropriated to provide and equip a suitable building in the City and County of San Francisco for Hastings College of the Law, either by the acquisition of a site and the construction and equipping of a building thereon or by the acquisition of a building and the performance of such remodeling thereof and installation of equipment as may be necessary.

The appropriation made by this act shall not be expended until authorized by the State Public Works Board and shall be subject to the same limitations and conditions as if it were an allocation made pursuant to "An act to provide a unified program of construction, improvement, and equipment for state agencies, creating a State Public Works Board, and making an appropriation to carry out the provisions of this act," approved March 13, 1946.

SEC. 2. The appropriation made by this act shall be available without regard to fiscal years and shall be exempt from the provisions of Section 16304 of the Government Code."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1342—An act to add Article 10, comprising Sections 10190 to 10193, inclusive, to Chapter 1, Division 5, of the Education Code; to amend Sections 124 and 254, and to repeal Section 257, of the Vehicle Code, relating to establishment of a course of instruction in automobile driving and the issuance of licenses therefor.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Education:

Amendment No. 1

On page 2, line 41, of the printed bill, strike out "upon graduation".

Amendment No. 2

On page 3, line 18, of said bill, after "licenses" insert ", and when such tests are not successfully passed the applicant must then successfully complete the driver education course in a day or night class of a California high school".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1514—An act establishing an Educational Radio Facilities Commission, and making an appropriation for the construction of a radio broadcasting system for educational purposes with radio relay facilities for network operations.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Education:

Amendment No. 1

On page 1, line 6, of the printed bill, strike out "FM", and insert "frequency modulation".

Amendment No. 2

On page 1, line 10, of said bill, strike out the period, and insert "; provided, however, that if a State Communication System is established by law, the state agency so established shall construct and maintain such portions of the facilities as may be determined by mutual agreement between said state agency and the Educational Radio Facilities Commission."

Amendment No. 3

On page 1, line 11, of said bill, strike out "No", and insert "No".

Amendment No. 4

On page 1, line 20, of said bill, strike out ", and to operate the system".

Amendment No. 5

On page 1 of said bill, beginning on line 23, strike out "one million seven hundred sixteen thousand dollars ($1,716,000)", and insert "seven hundred twenty-five thousand dollars ($725,000)".

Amendment No. 6

On page 1, line 25, of said bill, strike out "system and radio relays", and insert "studios and such other expenditures as are necessary to carry out the provisions of this act".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1665—An act to add Article 2.1 to Division 8, Chapter 3 of the Education Code, relating to junior traffic patrols in the public schools.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Education:

Amendment No. 1

On page 2, line 25, of the printed bill, strike out the period, and insert a comma and "provided, however, that no pupil shall be compelled to accept such services if his parent or guardian objects.".

Amendment No. 2

In the title of the printed bill, strike out "junior traffic", and insert "school safety".

Amendment No. 3

On page 1, line 4, of the printed bill, strike out "Junior Traffic", and insert "School Safety".

Amendment No. 4

On page 1, line 8, of said bill, strike out "junior", and in line 9, strike out "traffic", and insert "school safety".

Amendment No. 5

On page 1, line 12, of said bill, strike out "junior traffic", and insert "school safety".

Amendment No. 6

On page 1, line 18, of said bill, strike out "junior traffic", and insert "school safety".

Amendment No. 7

On page 2, line 9, of said bill, strike out "junior traffic", and insert "school safety".

Amendment No. 8

On page 2, line 11, of said bill, strike out "junior traffic", and insert "school safety".

Amendment No. 9

On page 2, line 19, of said bill, strike out "junior traffic", and insert "school safety".

Amendment No. 10

On page 2, line 21, of said bill, strike out "junior traffic", and insert "school safety".

Amendment No. 11

On page 2, line 25, of said bill, strike out "junior traffic", and insert "school safety".

Amendment No. 12

On page 2, line 30, of said bill, strike out "junior traffic", and insert "school safety".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

SECOND READING OF SENATE BILLS

Senate Bill No. 41—An act to amend Section 4253 of the Political Code and Section 28124 of the Government Code, relating to the compensation for public service in counties of the twenty-fourth class.

Bill read second time, and ordered to third reading.

Senate Bill No. 300—An act to amend Section 4265 of the Political Code and Section 28136 of the Government Code, relating to compensation for public services in counties of the thirty-sixth class.

Bill read second time, and ordered to third reading.

NOTICE OF MOTION TO RECONSIDER CONTINUED

Mr. Bennett asked for, and was granted, unanimous consent that his notice of motion to reconsider Assembly Bill No. 149 be continued until the next legislative day.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, March 27, 1947

MR SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted:

Senate Concurrent Resolution No. 31
Senate Concurrent Resolution No. 32

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS

The following resolutions were read:

Senate Concurrent Resolution No. 31—Relative to the investigation of rheumatic fever.

Referred to Committee on Rules.

Senate Concurrent Resolution No. 32—Relative to the Joint Committee on the Housing Problem.

Referred to Committee on Rules.

MEMBERS EXCUSED TO ATTEND MEETING

At 10.20 a.m., Mr. Thorp asked for, and was granted, unanimous consent that the members of the Committee on Livestock and Dairies be excused, at this time, for the purpose of holding a meeting in the post office.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, March 27, 1947

MR. SPEAKER. I am directed to inform your honorable body that the Senate on this day passed:

Senate Bill No. 1
Senate Bill No. 63
Senate Bill No. 123
Senate Bill No. 126
Senate Bill No. 197
Senate Bill No. 379
Senate Bill No. 497
Senate Bill No. 599
Senate Bill No. 602
Senate Bill No. 977

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS (RESUMED)

The following bills were read the first time:

Senate Bill No. 1—An act to add Section 14053.5 to the Health and Safety Code, relating to members of the board of fire commissioners of fire protection districts in unincorporated areas.

Referred to Committee on Municipal and County Government.

Senate Bill No. 63—An act to amend Section 506.6 of the Public Resources Code, relating to the powers and duties of the State Park Commission respecting shore line protection, improvement and development of state or publicly owned beaches, and to appointment of a Beach Erosion Control Engineer.

Referred to Committee on Municipal and County Government.

Senate Bill No. 123—An act to amend Sections 1 and 5a of an act entitled "The California Air Navigation Act," relating to air navigation.

Referred to Committee on Conservation, Planning, and Public Works.

Senate Bill No. 126—An act to amend Section 592.1 of the Vehicle Code, relating to parking of vehicles.

Referred to Committee on Transportation and Commerce.

Senate Bill No. 197—An act to amend Section 4704 of the Health and Safety Code, relating to county sanitation districts.

Referred to Committee on Transportation and Commerce.

Senate Bill No. 379—An act to add Section 5006.5 to the Public Resources Code, relating to leasing land for state park purposes.

Referred to Committee on Conservation, Planning, and Public Works.

Senate Bill No. 497—An act to amend Section 27 of an act entitled "An act making an appropriation for allocation to cities, counties, and cities and counties to develop a postwar public works program comprising the preparation of surveys and plans and specifications for proposed public works and the acquisition of rights-of-way and sites for major streets, roads, bridges, sewerage and other public facilities, and providing the procedure for making such allocations," approved June 20, 1944, relating to postwar public works programs, and declaring the urgency thereof, to take effect immediately.

Referred to Committee on Governmental Efficiency and Economy.

Senate Bill No. 599—An act to amend Sections 321, 323, and 324 of the Military and Veterans Code, relating to the pay and allowances of enlisted men in the California National Guard, the furnishing of a uniform allowance to commissioned and warrant officers of the active militia and the pay and allowances of officers and enlisted men of the National Guard who perform special duty.

Referred to Committee on Military Affairs.

Senate Bill No. 602—An act to amend Sections 450, 453, 454, 455, 456, 457, 458, and 459 of the Military and Veterans Code, relating to the administration of company punishment of members of the National Guard, to the appointment of special courts-martial, the appointment of summary courts-martial, the appointment of courts of inquiry and boards of investigating officers, the jurisdiction of general, special and summary courts-martial and the admission to bail of military persons charged with military offenses before military courts.

Referred to Committee on Military Affairs.

Senate Bill No. 977—An act to add Division 17, comprising Sections 30000 to 30873, inclusive, and Sections 50009, 50010, 50011, and 50012 to the Streets and Highways Code, thereby consolidating and revising the law relating to public ways and all appurtenances thereto, including the law relating to toll bridges, toll ferries and toll roads, and to repeal certain acts and parts of acts specified herein.

Referred to Committee on Conservation, Planning, and Public Works.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 809—An act to amend Section 17 of the Penal Code, relating to the definition of crimes as felonies or misdemeanors,

and providing for the determination of classification of crimes for which offenders are committed to the Youth Authority.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Dolwig, Doyle, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—67.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 67—An act to add Section 18972.5 to the Government Code, relating to physical qualification of veterans for state civil service.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Dolwig, Doyle, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—67.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1227—An act to amend Section 869 and to repeal Section 1742 of the Welfare and Institutions Code, relating to the support of persons committed to the Youth Authority or confined in institutions subject to its jurisdiction.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Dolwig, Doyle, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—67.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 288—An act to amend Section 261 of the Code of Civil Procedure, relating to court commissioners in counties, or cities and counties, having a population of two million or over.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Dolwig, Doyle, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey,

Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—64.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 100—An act to amend Sections 971 and 922.1 of the Military and Veterans Code, relating to assistance to families of deceased veterans.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Dolwig, Doyle, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—64.

NOES—None.

Bill ordered transmitted to the Senate.

RESOLUTIONS

The following resolution was offered:

By Messrs. Beck, Maloney, Evans, Clayton A. Dills, Gaffney, Allen, Anderson, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Sam L. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Field, Fletcher, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, McCollister, McMillan, Miller, Mrs. Niehouse, Messrs. O'Day, Price, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg:

House Resolution No. 126

Congratulating Elisabeth Victoria Rosenthal upon her birthday

WHEREAS, A year has passed lightly over the infant head of Elisabeth Victoria Rosenthal since first she came to gladden the hearts of her adoring parents, Bill and Diana Rosenthal, in Los Angeles, California; and

WHEREAS, The charm and good looks of this lovely little miss have become well known to the Members of this Assembly since she has taken up her present residence at El Rancho Motel; now, therefore, be it

Resolved by the Assembly of the State of California, That the Members of this Assembly hereby extend good wishes and felicitations to Elisabeth Victoria Rosenthal upon the occasion of her first birthday anniversary on March 30, 1947; and be it further

Resolved, That the Chief Clerk of this Assembly transmit a suitably prepared copy of this resolution to Elisabeth Victoria Rosenthal.

Names of All Members Present Added as Co-Authors of House Resolution No. 126

By unanimous consent, the names of all members present were placed upon House Resolution No. 126 as co-authors.

Request for Unanimous Consent

Mr. Maloney asked for, and was granted, unanimous consent to take up House Resolution No. 126, at this time, without reference to committee or file.

Resolution read, and adopted.

REQUEST FOR UNANIMOUS CONSENT THAT CHIEF CLERK BE INSTRUCTED TO WRITE LETTER

Mr. Gaffney asked for, and was granted, unanimous consent that the Chief Clerk be instructed to write a letter to former Assemblyman William Hornblower, of San Francisco, on behalf of the Members of the Assembly, expressing their best wishes for a quick recovery from his present illness.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 68—An act to add Section 19057.5 to the Government Code, relating to appointments in state civil service.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—71.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 72—An act to amend Sections 986.4 and 986.5 of the Military and Veterans Code, relating to the purchase of farms and homes by veterans.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—71.

NOES—None.

Bill ordered transmitted to the Senate.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, March 28, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1075

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bill ordered re-referred to Committee on Education.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 754—An act to amend Section 5.1 of the Mount San Jacinto Winter Park Authority Act, relating to the Mount San Jacinto Winter Park Authority.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—71.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—71.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 44—An act to add Section 66e to the Code of Civil Procedure, relating to the number of judges of the Superior Court in the County of Santa Clara, and providing for the appointment of an additional judge and for his compensation.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hinckley, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, and Wollenberg—61.

NOES—George D. Collins, Cooke, and Heisinger—3.

Bill ordered transmitted to the Senate.

Speaker Pro Tempore Presiding

At 10.45 a.m., Hon. Thomas A. Maloney, Speaker pro Tempore of the Assembly, presiding.

Assembly Bill No. 222—An act to amend Section 274a of the Code of Civil Procedure, relating to phonographic reporters.

Bill read third time.

Motion to Amend

Mr. Rosenthal moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 8, of the printed bill, after "juvenile", insert "court".

Amendment read, and adopted.

Bill ordered reprinted, and re-engrossed.

Assembly Bill No. 228—An act to amend Section 3 of an act entitled "An act creating an additional district court of appeal known as the District Court of Appeal for the Fourth Appellate District, redividing the State into appellate districts, providing for the maintenance and operation of said court, and making an appropriation therefor," approved June 5, 1929, relating to sessions.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—70.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 456—An act to amend Section 19700 of the Health and Safety Code, relating to signs in hotels.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brown, Burke, Burns, Butters, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—64.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 534—An act to add Section 261c to the Code of Civil Procedure, relating to phonographic reporters for the superior courts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Bennett, Berry, Blosser, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Rosenthal, Sheridan, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, and Weber—61.

NOES—Beck and Heisinger—2.

Bill ordered transmitted to the Senate.

Hon. Albert C. Wollenberg Presiding

At 10.55 a.m., Hon. Albert C. Wollenberg, Member of the Assembly from the Twenty-first District, presiding.

Assembly Bill No. 536—An act to add Section 66d to the Code of Civil Procedure, relating to the number of judges of the Superior Court in the County of Alameda, and providing for the appointment of additional judges and for their compensation.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Crichton, Crowley, Lester T. Davis, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—64.

NOES—George D. Collins—1.

Bill ordered transmitted to the Senate.

Assembly Bill No. 797—An act to amend Section 20 of the Probate Code, relating to wills.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—69

NOES—None.

Bill ordered transmitted to the Senate.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, March 28, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 138	Assembly Bill No. 1184
Assembly Bill No. 230	Assembly Bill No 1306
Assembly Bill No. 477	Assembly Bill No 1369
Assembly Bill No. 492	Assembly Bill No. 1441
Assembly Bill No. 493	Assembly Bill No. 1576
Assembly Bill No. 781	

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

Speaker Presiding

At 11.15 a.m., Hon. Sam L. Collins, Speaker of the Assembly, presiding.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1441—An act to amend Section 67 of the Code of Civil Procedure, relating to the number of superior court judges and providing for the appointment of three additional superior court judges

in and for the City and County of San Francisco, and providing for their compensation.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Conrad, Crichton, Crowley, Lester T. Davis, M Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Erwin, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hinckley, Hinton, Huyck, James, Johnson, Kirkwood, Knight, Loomis, Luckel, Lyons, Maloney, McCollister, Miller, Niehouse, Price, Robertson, Rosenthal, Sheridan, Shelwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—61.

NOES—Anderson, Collier, George D. Collins, Cooke, Dunn, Heisinger, Lowrey, and McMillan—8.

Bill ordered transmitted to the Senate.

Assembly Bill No. 230—An act to amend Section 9 of the Municipal Court Act of 1925, relating to the constitution of the court and to compensation of officials.

Bill read third time

Motion to Amend

Mrs. Niehouse moved the adoption of the following amendment:

Amendment No. 1

On page 2, line 42, of the printed bill, strike out "minimum", and insert "maximum".

Amendment read, and adopted

Bill ordered reprinted, and re-engrossed.

REPORTS OF STANDING COMMITTEES

Committee on Industrial Relations

ASSEMBLY CHAMBER, SACRAMENTO, March 27, 1947

MR. SPEAKER. Your Committee on Industrial Relations, to which were referred:

Assembly Bill No. 362
Assembly Bill No. 363

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

LYONS, Chairman

Above reported bills ordered to second reading.

Committee on Revenue and Taxation

ASSEMBLY CHAMBER, SACRAMENTO, March 28, 1947

MR. SPEAKER: Your Committee on Revenue and Taxation, to which were referred:

Assembly Bill No. 1117
Assembly Bill No. 1118
Assembly Bill No. 1123
Assembly Bill No 1125
Assembly Bill No 1126

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

HOLLIBAUGH, Chairman

Above reported bills ordered to second reading.

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, March 28, 1947

MR. SPEAKER: Your Committee on Rules, to which were referred:

House Resolution No. 125
Senate Concurrent Resolution No. 32
Senate Joint Resolution No. 12

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

DICKEY, Chairman

Above reported resolutions ordered on file for adoption.

Committee on Industrial Relations

ASSEMBLY CHAMBER, SACRAMENTO, March 27, 1947

MR. SPEAKER: Your Committee on Industrial Relations, to which was referred:

Assembly Bill No. 411

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

LYONS, Chairman

Above reported bill ordered to second reading.

Committee on Revenue and Taxation

ASSEMBLY CHAMBER, SACRAMENTO, March 28, 1947

MR. SPEAKER: Your Committee on Revenue and Taxation, to which were referred:

Assembly Bill No. 1119
Assembly Bill No. 1120
Assembly Bill No. 1124
Assembly Bill No. 1821

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

HOLLIBAUGH, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, March 28, 1947

MR. SPEAKER: Your Committee on Revenue and Taxation, to which were referred:

Assembly Bill No. 487
Assembly Bill No. 1838

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

HOLLIBAUGH, Chairman

Above reported bills ordered to second reading.

Committee on Industrial Relations

ASSEMBLY CHAMBER, SACRAMENTO, March 27, 1947

MR. SPEAKER: Your Committee on Industrial Relations, to which was referred:

Assembly Bill No. 500

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

LYONS, Chairman

Above reported bill ordered to second reading.

Committee on Livestock and Dairies

ASSEMBLY CHAMBER, SACRAMENTO, March 28, 1947

MR. SPEAKER: Your Committee on Livestock and Dairies, to which was referred:

Assembly Bill No. 1439

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

THORP, Chairman

Above reported bill ordered to second reading.

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, March 28, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Constitutional Amendment No. 7
Assembly Constitutional Amendment No. 9
Assembly Constitutional Amendment No. 37

And reports the same correctly engrossed.

WEBER, Chairman

Above reported resolutions ordered on file for adoption.

RE-REFERENCE OF BILLS

By order of the Speaker, the following bills were withdrawn from the file, and re-referred as follows:

Assembly Bill No. 46 re-referred to Committee on Ways and Means.

Assembly Bill No. 138 re-referred to Committee on Ways and Means.

Assembly Bill No. 1369 re-referred to Committee on Judiciary.

Assembly Bill No. 659 re-referred to Committee on Finance and Insurance.

Assembly Bill No. 663 re-referred to Committee on Finance and Insurance.

Assembly Bill No. 1535 re-referred to Committee on Judiciary.

Assembly Bill No. 2012 re-referred to Committee on Governmental Efficiency and Economy.

COMMUNICATIONS

The following communications were received, read, and ordered printed in the Journal:

By the Chief Clerk:

STATE OF CALIFORNIA
DIVISION OF REAL ESTATE, March 27, 1947

Mr. Arthur A. Ohnimus, Chief Clerk
The Assembly, State Capitol, Sacramento, California

DEAR FRIEND ARTHUR: I wish to acknowledge receipt of your letter of March 26th in which you enclosed a copy of Assembly Concurrent Resolution No. 48, and thank you for calling this to my attention.

I expect to visit Angel Island with the group on Saturday, April 5th.

With very kindest regards, I am

Sincerely yours,

HUBERT B SCUDDER
Real Estate Commissioner of California

By the Chief Clerk:

RADIO STATION KOCS
ONTARIO, CALIFORNIA, March 26, 1947

Mr. Arthur A. Ohnimus
Assembly, California Legislature
Sacramento 14, California

DEAR MR. OHNIMUS: This is to advise that we received the copy of House Resolution No. 66, and wish to thank you and Assemblyman R. Fred Price for your kind interest in Radio Station KOCS.

We certainly appreciate the favorable comments the station has received during the past few months. Thanks again.

Cordially,

KEN THORNTON, General Manager
Radio Station KOCS-AM-FM

REQUEST FOR UNANIMOUS CONSENT

Mr. Maloney asked for, and was granted, unanimous consent to take up Senate Concurrent Resolution No. 32, at this time, without reference to file.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 32

Senate Concurrent Resolution No. 32—Relative to the Joint Committee on the Housing Problem.

Resolution read, and adopted.

Resolution ordered transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT

Mr. Wollenberg asked for, and was granted, unanimous consent to take up Senate Joint Resolution No. 12, at this time, without reference to file.

CONSIDERATION OF SENATE JOINT RESOLUTION NO. 12

Senate Joint Resolution No. 12—Relative to memorializing the Congress of the United States to support Senate Bill No. 715, providing retirement benefits for the investigatory staff of the Federal Bureau of Investigation.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D Collins, Conrad, Cooke, Crichton, Crowley, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—69.

NOES—None

Resolution ordered transmitted to the Senate.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, March 28, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 142
Assembly Bill No. 467
Assembly Bill No. 537

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, March 28, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Concurrent Resolution No. 54—Relative to approving a certain amendment to the charter of the City of Alameda, a municipal corporation in the County of Alameda, State of California, voted for and ratified by the qualified electors of said city at a general municipal election held therein on the eleventh day of March, 1947;

And reports that the same has been correctly enrolled, and presented to the Secretary of State on the twenty-eighth day of March, 1947, at 11 a.m.

WEBER, Chairman

ANNOUNCEMENT OF COMMITTEE APPOINTMENTS

Pursuant to the provisions of House Resolution No. 54, the Speaker announced the appointment of Mr. Dickey, vice Mr. Call, as a member of said California Legislative Committee on Administrative Regulations.

Pursuant to the provisions of House Resolution No. 42, the Speaker announced the appointment of Mr. Dickey, vice Mr. Call, and Mr. Geddes, vice Mr. Johnson, as members of said Assembly Interim Committee on Postwar Rehabilitation.

Pursuant to the provisions of Senate Concurrent Resolution No. 6, the Speaker announced the appointment of Mr. Evans, vice Mr. Haggerty, and Mr. Luckel, vice Mr. Stream, as members of said Joint Fact-Finding Committee on Highways, Streets, and Bridges.

ADJOURNMENT

At 11.36 a.m., on motion of Mr. Dickey, the Speaker declared the Assembly adjourned until 11 a.m., Monday, March 31, 1947.

SAM L. COLLINS, Speaker

GERALDINE B. HADSELL, Minute Clerk

CALIFORNIA LEGISLATURE
FIFTY-SEVENTH (GENERAL) SESSION

ASSEMBLY DAILY JOURNAL

THIRTY-FOURTH LEGISLATIVE DAY
EIGHTY-FIFTH CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO
Monday, March 31, 1947

The Assembly met at 11 a.m.
Hon. Sam L. Collins, Speaker of the Assembly, presiding.
Chief Clerk Arthur A. Ohnimus at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—73.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. Raymond Renwald:

O Almighty and Everlasting God, who hast caused Our Savior to become man and then to suffer death on the cross, so that all mankind might follow in His example of humility; mercifully grant that we may deserve to keep in mind both the record of His suffering and also share in His resurrection. Through Christ Our Lord—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of the Speaker, the Assembly gave the pledge of allegiance to the Flag.

READING OF THE JOURNAL DISPENSED WITH

On motion of Mr. Luckel, further reading of the Journal of the previous legislative day was dispensed with.

LEAVES OF ABSENCE FOR THE DAY

The following member was granted leave of absence for the day, because of illness:

Mr. Cramer, on motion of Mr. Luckel.

The following members were granted leaves of absence for the day, and desired to waive their per diems:

Mr. Clayton A. Dills, on motion of Mr. Evans.

Mr. Stanley, on motion of Mr. Waters.

REQUESTS FOR PERMISSION TO INTRODUCE BILLS

The following request for permission to introduce a bill was presented:

By Mr. Knight:

ASSEMBLY CHAMBER, SACRAMENTO, March 28, 1947

MR. SPEAKER: In accordance with the provisions of Article IV, Section 2, of the Constitution, I request permission to introduce a bill, the title of which is as follows:

An act to amend Sections 1a and 2 of the Annexation Act of 1913, relating to the annexation of territory to municipal corporations.

Respectfully submitted.

T. FENTON KNIGHT

Request referred to Committee on Legislative Procedure.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, March 28, 1947

MR. SPEAKER: Your Committee on Legislative Procedure, to which was referred the following bill, herewith returns the same with the recommendation that the author be permitted to introduce it:

By Mr. Knight:

An act to amend Sections 1a and 2 of the Annexation Act of 1913, relating to the annexation of territory to municipal corporations.

WEBER, Chairman

The roll was called, and permission granted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Burke, Burns, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Evans, Fletcher, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—66.

NOES—None.

COMMUNICATIONS

By Speaker Collins:

Communications from Duncan Gardner, relative to preferred stock in the Southern California Edison Company, Ltd., were received, and referred to the Committee on Public Utilities and Corporations.

By the Chief Clerk:

The following telegram was received, read, and ordered printed in the Journal:

MEXICAN GOVERNMENT, S.J. PALACIO NACIONAL, MEXICO, March 29, 1947

Arthur A. Ohnimus 1500 15th
Sacramento, California

Senor Presidente enterose atento usted 25 actual yen relaciones acuerdo alude encomienda decirle que si dentro distribucion oficial tiempo estase elaborando para su proximo viaje ese gran pais queda incluide California con todo gusto acepara invitacion formulasele punto.

OFICIAL MAYOR AMOROS

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

The following bill was introduced, and read the first time:

Assembly Bill No. 2653: By Mr. Knight—An act to amend Sections 1a and 2 of the Annexation Act of 1913, relating to the annexation of territory to municipal corporations.

Referred to Committee on Municipal and County Government.

RESOLUTIONS

The following resolutions were offered:

By Mr. Doyle:

House Resolution No. 127

Relating to the construction of the Governor's Mansion

Resolved by the Assembly of the State of California, That the Standing Committee on Rules, in its capacity as an interim investigating committee as provided by House Resolution No 62, is hereby directed to consider the feasibility of constructing the Governor's Mansion at the east end of Capitol Park in Sacramento, and the chairman of said committee is directed to appoint a subcommittee of three for the purpose of undertaking such consideration.

Resolution read, and referred to the Committee on Rules.

By Mr. Miller:

House Resolution No. 128

Relative to the creation of the Assembly Committee on Unemployment Insurance

WHEREAS, It has been reported that the practice of distributing unemployment compensation checks through local offices of the Department of Employment instead of paying such compensation by mail from Sacramento has resulted in the loss of checks totaling thousands of dollars through burglaries at the Vallejo, San Jose and San Francisco local offices; and

WHEREAS, Said practice has been reported to have cost the State approximately one million two hundred thousand dollars ($1,200,000) more than the distribution of checks by mail from Sacramento would have cost; and

WHEREAS, It has been reported that in some local offices of the Department of Employment undelivered checks two years old are on file, endangering state funds because the checks may be lost or stolen; and

WHEREAS, It has been reported that virtually all local offices of the Department of Employment are from three to four months in arrears in the payment of charges for telephone, gas and light service, payment for which is made through a central office; and

WHEREAS, It has been reported that in the case of some local offices of said department in Sacramento the landlord has complained that the department fails to pay its rent; and

WHEREAS, It has been reported that money has been paid to claimants illegally as a result of the failure of local office personnel of the Department of Employment to check the eligibility of claimants when they certify to unemployment; and

WHEREAS, It has been reported that the administrative accounting section of the Department of Employment is approximately four months behind in paying expense vouchers of employees; and

WHEREAS, It has been reported that there has developed in the Department of Employment a patronage system which has resulted in junior interviewers, clerks, etc., being appointed to high paying positions while field supervisors who were on old lists were passed by when the Employment Service was returned to the State; and

WHEREAS, It is reported that an employee of the Department of Employment was ousted from service at the request of the Social Security Board when he publicly stated that he was unable to fill employers' requests for workers because claimants refused to work and preferred to collect unemployment compensation; and

WHEREAS, The Department of Employment does not publish statistics concerning persons referred to or placed in jobs in its weekly reports so that comparison can be made with the number of persons drawing unemployment compensation; and

WHEREAS, It is estimated that the Department of Employment is not referring to jobs as many as 10 percent of the persons drawing unemployment compensation; and

WHEREAS, It is imperative that all pertinent facts bearing upon the subject of unemployment insurance be found, assembled and analyzed to the end that the Legislature of California may be enabled to act advisedly and judiciously in the

premises for the best interests of California in the consideration and enactment of legislation; now, therefore, be it

Resolved by the Assembly of the State of California, As follows:

1. The Assembly Committee on Unemployment Insurance is hereby created and authorized and directed to ascertain, study and analyze all facts relating to (i) employment and unemployment conditions in California, (ii) the administration, application, operation and effects of the Unemployment Insurance Act, (iii) activities and operations of the Department of Employment, including the State Employment Service, (iv) the relationships between the Department of Employment and the Federal Security Agency, including the Social Security Board and the Bureau of Employment Security, (v) the collection and disposal of revenues collected in California under the Federal Unemployment Tax Act, and (vi) the requirements and conditions imposed upon the governmental agencies of this State by the agencies of the Federal Government under the Federal Social Security Act and the Federal Unemployment Tax Act with respect to unemployment insurance, including but not limited to the operation, effect, administration, enforcement and needed revision of any and all laws in any way bearing upon or relating to the subject of this resolution, and to report thereon to the Legislature, including in the reports its recommendations for appropriate legislation.

2. The committee shall consist of five Members of the Assembly appointed by the Speaker thereof. Vacancies occurring or existing in the membership of the committee shall be filled by the appointing power.

3. The committee is authorized to act during this session of the Legislature, including any recess, and after final adjournment until the commencement of the next regular general session, with authority to file its final report not later than the thirtieth legislative day of the next regular general session.

4. The committee and its members shall have and exercise all of the rights, duties and powers conferred upon investigating committees and their members by the provisions of the Joint Rules of the Senate and Assembly and of the Standing Rules of the Assembly as they are adopted and amended from time to time, which provisions are incorporated herein and made applicable to this committee and its members.

5. The committee has the following additional powers and duties:

(a) To select a chairman and a vice chairman from its membership.

(b) To contract with such other agencies, public or private, as it deems necessary for the rendition and affording of such services, facilities, studies and reports to the committee as will best assist it to carry out the purposes for which it is created.

(c) To cooperate with and secure the cooperation of county, city, city and county, and other local law enforcement agencies in investigating any matter within the scope of this resolution and to direct the sheriff of any county to serve subpenas, orders and other process issued by the committee.

(d) To report its findings and recommendations to the Legislature and to the people from time to time and at any time, not later than herein provided.

(e) To do any and all other things necessary or convenient to enable it fully and adequately to exercise its powers, perform its duties, and accomplish the objects and purposes of this resolution.

6. The sum of five hundred dollars ($500) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Assembly for the expenses of the committee and its members and for any charges, expenses or claims it may incur under this resolution, to be paid from the said contingent fund and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read, and referred to the Committee on Rules.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, March 31, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 188	Assembly Bill No. 1106
Assembly Bill No. 692	Assembly Bill No. 1280
Assembly Bill No. 1061	Assembly Bill No. 1342
Assembly Bill No. 1088	Assembly Bill No. 1514
Assembly Bill No. 1101	Assembly Bill No. 1665

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, March 31, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 2120

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bill ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, March 31, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 124
Assembly Bill No. 749
Assembly Bill No. 751
Assembly Bill No. 772
Assembly Bill No. 796
Assembly Bill No. 849
Assembly Bill No. 961
Assembly Bill No. 981
Assembly Bill No. 1304
Assembly Bill No. 1305
Assembly Bill No. 1376
Assembly Bill No. 1626
Assembly Bill No. 2498

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, March 31, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 14
Assembly Bill No. 189
Assembly Bill No. 334
Assembly Bill No. 399
Assembly Bill No. 697
Assembly Bill No. 755
Assembly Bill No. 1011
Assembly Bill No. 1032
Assembly Bill No. 1062
Assembly Bill No. 1082
Assembly Bill No. 1093
Assembly Bill No. 1094
Assembly Bill No. 1095
Assembly Bill No. 1096
Assembly Bill No. 1099
Assembly Bill No. 1206
Assembly Bill No. 1340
Assembly Bill No. 1347
Assembly Bill No. 1367
Assembly Bill No. 1385
Assembly Bill No. 1531
Assembly Bill No. 1672
Assembly Bill No. 2034
Assembly Bill No. 2148

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, March 31, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 222
Assembly Bill No. 230

And reports the same correctly re-engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

REQUEST FOR UNANIMOUS CONSENT THAT ASSEMBLY BILLS NOS. 1455 AND 1456 BE WITHDRAWN FROM THE COMMITTEE ON CONSERVATION, PLANNING, AND PUBLIC WORKS, AND BE RE-REFERRED

Mr. McCollister asked for, and was granted, unanimous consent that Assembly Bills Nos. 1455 and 1456 be withdrawn from the Committee on Conservation, Planning, and Public Works, and be re-referred to the Committee on Military Affairs.

CONSIDERATION OF DAILY FILE
SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 594—An act to amend Section 18102 of the Government Code, relating to use of accumulated vacation by state employees.

Bill read second time, and ordered engrossed.

Assembly Bill No. 596—An act to amend Section 19056 of the Government Code, relating to certification from eligible lists in the state civil service.

Bill read second time, and ordered engrossed.

Assembly Bill No. 597—An act to amend Section 19501 of the Government Code, relating to disciplinary proceedings in the state civil service.

Bill read second time, and ordered engrossed.

Assembly Bill No. 598—An act to amend Section 19538 of the Government Code, relating to payment of salary upon recertification to a position in the state civil service.

Bill read second time, and ordered engrossed.

Assembly Bill No. 599—An act to amend Section 19141 of the Government Code, relating to reinstatement of employees in the state civil service.

Bill read second time, and ordered engrossed.

Assembly Bill No. 793—An act to amend Section 18002 of the Government Code, relating to deductions from salaries of state employees.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1294—An act to add Section 20009.2 to the Government Code, relating to the State Employees' Retirement System.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1402—An act to amend Section 18575 of the Government Code, relating to service by mail by the State Personnel Board.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1403—An act to amend Section 19261 of the Government Code, relating to transfers of employees in the state civil service.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1404—An act to add Section 18682 to the Government Code, relating to hearings by the State Personnel Board.

Bill read second time, and ordered engrossed.

Assembly Bill No. 362—An act to amend Section 1395 of the Labor Code, relating to the employment of minors.

Bill read second time, and ordered engrossed.

Assembly Bill No. 363—An act to amend Section 1393 of the Labor Code, relating to the employment of minors.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1117—An act to amend Sections 2617, 2618, and 2621 of the Revenue and Taxation Code, relating to penalties for nonpayment of real estate taxes.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1118—An act to add Section 162 to the Revenue and Taxation Code, relating to charging of fees for certified copies of redemption certificates and other documents or records.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1123—An act to validate certain acts of taxing agencies and revenue districts and of their officers, relating to taxation of property.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1125—An act to repeal Sections 3495, 3511.3, 3511.4, 3511.5 and all of Chapter 4.6, Part 6, Division 1, of the Revenue and Taxation Code, relating to the termination of the right of redemption of tax-deeded property, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1126—An act to amend Section 3511.4 of, and to suspend and postpone the operation of Sections 3511.3, 3511.5, 3571, 3571.3, 3571 5, 3572, 3573, 3574, 3575, 3576, 3577, and 3578 of, the Revenue and Taxation Code, relating to the termination of the right of redemption, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered engrossed.

Assembly Bill No. 411—An act to amend Section 973 of the Labor Code, relating to solicitations for employment.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Industrial Relations:

Amendment No. 1

On page 1, line 6, of the printed bill, strike out ", the".

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1119—An act to amend Sections 134, 157, 2616, 2912, 2922, 4106, 4108, 4155, 4217, 4986 of and to add Section 2921.5 to the Revenue and Taxation Code, relating to cancellation of unpaid personal property taxes; the notification of the fact of redemption; the accounting of collections by the assessor, tax collector and redemption officer; the penalty date for taxes on the unsecured roll; the payment of taxes on a portion of a parcel of real property; and installment payments on redemption.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Revenue and Taxation:

Amendment No. 1

In line 2 of the title of the printed bill, after "add", strike out the remainder of the line, and insert "Sections 2921.5 and 4655.5 to the".

Amendment No. 2

On page 4, line 3, of the printed bill, after "11", insert "Section 4655.5 is hereby added to the Revenue and Taxation Code, to read:

4655.5. Amounts collected as interest on deferred payments under the permanent installment plan, except amounts applied as taxes as the result of a renewal of a defaulted plan, shall be distributed to the county general fund.

SEC. 12."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1120—An act to amend Sections 3490, 3492, 3493, 3494, 3495, and 4339 of the Revenue and Taxation Code, relating to postponement of tax sales and declaring the urgency thereof to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Revenue and Taxation:

Amendment No. 1

On page 2, line 7, of the printed bill, following "redeemed", insert "or an installment plan of redemption is initiated".

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1124—An act to amend Sections 3358, 3552.2, 3552.6, 3691, 3696.5, 3700, 3701, 3702, 3706, 3710, 3798, 3799, 3908 of, and to add Section 3708.5 to, the Revenue and Taxation Code, relating to the advertising, selling prices, notices and deed recitations in connection with the sale of tax-deeded property.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Revenue and Taxation:

Amendment No. 1

On page 1 of the printed bill, strike out lines 16 and 17, and insert "copies of the notice in three public places in the county."

Amendment No. 2

On page 3 of the printed bill, strike out lines 4 and 5, and insert "the sale the tax collector shall forward:

(a) Two copies to the Controller for his authorization."

Amendment No. 3

On page 3, line 6, of the printed bill, strike out "The", and insert "One copy to the".

Amendment No. 4

On page 3 of the printed bill, strike out all of line 30 and the remainder of the sentence in line 31, and insert "three public places in the county."

Amendment No. 5

On page 4, line 33, of the printed bill, strike out "four conspicuous", and add "three public".

Amendment No. 6

On page 4 of the printed bill, strike out lines 34 to 36, inclusive, and insert "county."

Amendment No. 7

On page 5, line 7, of the printed bill, after "redeemed", insert "or an installment plan of redemption is initiated".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1821—An act to amend Sections 3355, 3359, 3537, 3552.4, 3702, 3704, 3718, 3719, 3803, 3804, and 4655 of the Revenue and Taxation Code, to clarify and provide uniform procedure in connection with sales of tax-deeded property.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

On page 2 of the printed bill, strike out lines 32 to 34, inclusive, and insert "(b) The name of the last assessee of all or any portion of the property."

Amendment No. 2

On page 2, line 47, of the printed bill, after "three", strike out the remainder of the line, and insert "successive weeks in a newspaper of general circulation published in".

Amendment No. 3

On page 2, line 49, of the printed bill, after "three", strike out "conspicuous", and insert "public".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 941—An act to amend Section 18020 of the Government Code, relating to hours of work for state employees.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Civil Service and State Personnel:

Amendment No. 1

In line 1 of the title of the printed bill, after "18", insert "0".

Amendment No. 2

On page 1, line 22, of the printed bill, after "of the State", insert "for which a monthly salary range is fixed".

Amendment No. 3

On page 1, line 24, of the printed bill, after "is compensated at", strike out "the rate of one".

Amendment No. 4

On page 1, line 25, of the printed bill, strike out "and one-half times".

Amendment No. 5

On page 2, line 4, of the printed bill, after "time off", strike out, "at the rate of one and one-half times the amount of".

Amendment No. 6

On page 2, line 5, of the printed bill, strike out, "overtime worked".

Amendment No. 7

On page 2, line 9, of the printed bill, after "agency", insert

"The Personnel Board, upon proper showing by any agency affected that the hours of work or the payment of overtime compensation or the allowance of compensating time off to any class of employees in the state civil service or to any employee exempt from civil service, in accordance herewith, will interfere with the efficient administration of the agency or will be inimical to the public welfare may exempt

such class or employee from the provisions of this section and in lieu thereof may provide for them different hours or days of work or different rates of overtime compensation not to exceed those herein provided and may provide for different methods and times for paying it or of allowing compensating time off. Any employee affected by any application for exemption from the provisions of this section shall, upon written request, have a right to a hearing before the Personnel Board in the matter."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2389—An act to amend Sections 18672 and 18673 and to repeal Section 19174 of the Government Code, relating to the state civil service.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Civil Service and State Personnel:

Amendment No. 1

In line 1 of the title of the printed bill, after "18672", strike out "and", and insert a comma.

Amendment No. 2

In line 1 of the title of the printed bill, after "18673", insert ", and 19170".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendments is indicated by being enclosed within brackets.

Amendment No. 3

On page 2 of the printed bill, after line 5, insert

"SEC. 3. Section 19170 of said code is amended to read:

19170. An appointment from an eligible list or promotional eligible list is not permanent until after the expiration of a probationary period [to be prescribed by board rule]. The probationary period shall be [not less than] six months [nor more than one year. Within these limits,] *unless* the board *establishes a longer period of not more than one year for the class in which the appointment is made* [rule may provide probationary periods of different lengths for different classes of positions]."

Amendment No. 4

On page 2, line 6, of the printed bill, strike out "3", and insert "4".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 500—An act to amend Sections 1622, 1623, 1624, 1625, 1626, 1627, 1628, 1631, 1635, and 1641 and to repeal Section 1629 of the Labor Code, relating to private employment agencies.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Industrial Relations:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "1624, 1625, 1626, 1627,"; and strike out line 2 of the title, and insert "1629, 1631, and 1635 of".

Amendment No. 2

On page 1, line 4, of said bill, after "records", insert "approved by the Labor Commissioner,".

Amendment No. 3

On page 1 of said bill, between lines 10 and 11, insert

"(d) Other information which the Labor Commissioner requires."

Amendment No. 4

On page 1 of said bill, strike out line 15, and insert "or in separate records, approved by the Labor Commissioner;".

Amendment No. 5

On page 1, line 16, of said bill, strike out "applicant", and insert "employer from whom an order is".

Amendment No. 6

On page 1, line 18, of said bill, strike out "application", and insert "receipt of each order".

Amendment No. 7

On page 1 of said bill, between lines 22 and 23, insert

"(4) Other information which the Labor Commissioner requires."

Amendment No. 8

On page 2 of said bill, strike out lines 12 to 52, inclusive; and on page 3, strike out lines 1 to 21, inclusive, and insert

"SEC. 3. Section 1629 of said code is amended to read:

1629. Each employer to whom an applicant is sent in response to a request for an employee shall, *upon the applicant's request*, state on the reverse side of the contract, in the space provided therefor, that he refused to employ the applicant or that he discharged him after employing him less than seven days, when either is the fact.

SEC. 4. Section 1631 of said code is amended to read:".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendments is indicated by being enclosed within brackets.

Amendment No. 9

On page 3 of said bill, strike out lines 34 to 51, inclusive; and on page 4, strike out lines 1 to 9, inclusive, and insert

"SEC. 5. Section 1635 of said code is amended to read

1635. In cases where the applicant paying or agreeing to pay a fee is sent [beyond the limits] *a distance of more than 35 miles from the city hall* of the city in which the employment agency is located, the employment agency shall, in addition to repaying any fee paid, reimburse the applicant for any actual expenses incurred in going to and returning from any place where the applicant has been sent. Where the applicant is employed and the employment lasts less than seven days by reason of his discharge, the employment agency shall return to the applicant the fee paid by him, or such portion of the fee as in the judgment of the Labor Commissioner is adequate."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 487—An act to add Article 6 to Chapter 1, Division 2 of the Business and Professions Code, relating to rebates, refunds and unearned discounts.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Revenue and Taxation:

Amendment No. 1

On page 1 of the printed bill, after line 18, insert

"652. The license of any person licensed under the provisions of this division may be revoked, suspended or annulled, or such licensee may be reprimanded or disciplined if he has directly or indirectly requested, received or participated in the division, transference, assignment, rebate, splitting or refunding of a fee for, or has directly or indirectly requested, received or profited by means of a credit or other valuable consideration as a commission, discount or gratuity in connection with the furnishing of medical, surgical or dental care, diagnosis or treatment or service, including X-ray examination and treatment, or for or in connection with the sale, rental, supplying or furnishing of clinical laboratory service or supplies, X-ray services or supplies, inhalation therapy service or equipment, ambulance service, hospital or medical supplies, physiotherapy or other therapeutic service or equipment, artificial limbs, teeth or eyes, orthopedic or surgical appliances or supplies, optical appliances,

supplies or equipment, devices for aid of hearing, drugs, medication or medical supplies or any other goods, services or supplies prescribed for medical diagnosis, care or treatment under this division, except payment, not to exceed 33⅓ percentum of any fee received for X-ray examination, diagnosis or treatment, to any hospital furnishing facilities for such examination, diagnosis or treatment."

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1838—An act to amend Section 106 of the Revenue and Taxation Code of the State of California pertaining to personal property.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Revenue and Taxation:

Amendment No. 1

On page 1, line 5, of the printed bill, after "cities", insert a comma; then strike out line 6, and insert "counties, cities and counties, of the State of California".

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1439—An act to amend Section 553.5 of the Agricultural Code, relating to sterilized milk and cream.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Livestock and Dairies:

Amendment No. 1

On page 1 of the printed bill, strike out lines 5, 6, 7, and 8, and insert "lize the product and to which an edible stabilizer not to exceed five-tenths of 1 per cent may be added.

It shall be made from milk of no lesser quality than that used for evaporated milk.

Such sterilized milk or sterilized cream shall be packed in sterile containers and hermetically sealed.

In an area in which a price stabilization and marketing plan is in effect such sterilized milk or sterilized cream shall be sold at no less than the minimum wholesale or minimum retail prices established for fluid milk or fluid cream in that area."

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Constitutional Amendment No. 28—A resolution to propose to the people of the State of California an amendment to the Constitution of the State by amending Section 26 of Article IV thereof, relating to state lotteries.

Resolution read.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Constitutional Amendments:

Amendment No. 1

On page 1 of the printed measure, strike out lines 16, 17, and 18, and insert "shall appropriate the net proceeds therefrom for highway construction and maintenance, except that such amount thereof as the legislature deems to be in excess of the amount currently needed for highway purposes may be appropriated for any other state purpose."

Amendment read, and adopted.

Resolution ordered reprinted, and engrossed.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, March 28, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed:

Senate Bill No. 164
Senate Bill No. 205
Senate Bill No. 428
Senate Bill No. 637
Senate Bill No. 790
Senate Bill No. 1350

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS

The following bills were read the first time:

Senate Bill No. 164—An act to amend Section 980 of the Military and Veterans Code, relating to the purchases of farms and homes by veterans of World War II.

Referred to Committee on Military Affairs.

Senate Bill No. 205—An act to amend Section 1100 of and to add Section 1596.5 to the Insurance Code, relating to insurance and the investments and assets of insurers.

Referred to Committee on Finance and Insurance.

Senate Bill No. 428—An act to amend Section 4281 of the Political Code and Section 28152 of the Government Code, relating to compensation for public services in counties.

Referred to Committee on Municipal and County Government.

Senate Bill No. 637—An act to amend Section 18554 of the Revenue and Taxation Code, relating to the personal income tax, including the payment thereof.

Referred to Committee on Revenue and Taxation.

Senate Bill No. 790—An act to amend Section 534 of the Fish and Game Code, relating to obstructions in streams.

Referred to Committee on Fish and Game.

Senate Bill No. 1350—An act to amend Section 18101 of the Government Code, relating to sick leave.

Referred to Committee on Governmental Efficiency and Economy.

RE-REFERENCE OF BILLS

By order of the Speaker, the following bills were withdrawn from the file, and re-referred as follows:

Assembly Bill No. 772 re-referred to Committee on Ways and Means.
Assembly Bill No. 981 re-referred to Committee on Judiciary.
Assembly Bill No. 2498 re-referred to Committee on Judiciary.
Assembly Bill No. 961 re-referred to Committee on Public Health.
Assembly Bill No. 751 re-referred to Committee on Ways and Means.
Assembly Bill No. 477 re-referred to Committee on Ways and Means.
Assembly Bill No. 1304 re-referred to Committee on Agriculture.
Assembly Bill No. 1305 re-referred to Committee on Agriculture.
Assembly Bill No. 1376 re-referred to Committee on Agriculture.
Assembly Bill No. 188 re-referred to Committee on Judiciary.
Assembly Bill No. 1280 re-referred to Committee on Municipal and County Government.

Assembly Bill No. 692 re-referred to Committee on Education.
Assembly Bill No. 1101 re-referred to Committee on Education.
Assembly Bill No. 1106 re-referred to Committee on Education.
Assembly Bill No. 1342 re-referred to Committee on Education.
Assembly Bill No. 1514 re-referred to Committee on Education.
Assembly Bill No. 1665 re-referred to Committee on Education.
Assembly Bill No. 2120 re-referred to Committee on Ways and Means.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (OUT OF ORDER)
(BY UNANIMOUS CONSENT)

Assembly Bill No. 697—An act to amend Section 16273 of the Education Code, relating to the definition of a school bus.

Bill read third time.

Motion to Amend

Mr. Geddes moved the adoption of the following amendments:

Amendment No. 1

On page 1, lines 11 and 12, of the printed bill, strike out "State Railroad", and insert "Public Utilities".

Amendment No. 2

On page 1, line 13, of said bill, strike out "State Railroad", and insert "Public Utilities".

Amendments read, and adopted.
Bill ordered reprinted, and re-engrossed.

Assembly Bill No. 1088—An act adding Section 9.8 to an act entitled "An act to authorize the counties of the State of California to establish systems for the retirement and pension of certain county and county fire protection district officers and employees, namely county foresters, firewardens and county fire protection district firemen as defined in the act, and to provide certain benefits for their dependents, and empowering county boards of supervisors to levy a special tax," approved May 19, 1939, Statutes 1939, Chapter 174, Section 9.8 to the County Peace Officers' Retirement Law, and Sections 32038 and 32388 to the Government Code, and relating to retirement.

Bill read third time.

Motion to Amend

Mr. Doyle moved the adoption of the following amendment:

Amendment No. 1

In line 10 of the title of the printed bill, strike out "32388", and insert "32338".

Amendment read, and adopted.
Bill ordered reprinted, and re-engrossed.

Assembly Bill No. 1093—An act to amend Section 13502 of the Education Code, relating to district retirement plans.

Bill read third time.

Motion to Amend

Mr. Beck moved the adoption of the following amendment:

Amendment No. 1

In line 2 of the title of the printed bill, after "plans", insert "declaring the urgency thereof, to take effect immediately".

Amendment read, and adopted.
Bill ordered reprinted, and re-engrossed.

Assembly Bill No. 1094—An act to amend Section 14135.1 of the Education Code, relating to district retirement plans.

Bill read third time.

Motion to Amend

Mr. Beck moved the adoption of the following amendment:

Amendment No. 1

In line 2 of the title of the printed bill, after "plans", insert "declaring the urgency thereof, to take effect immediately".

Amendment read, and adopted.

Bill ordered reprinted, and re-engrossed.

Assembly Bill No. 1096—An act to amend Section 2103 of the Education Code, relating to compensation of board members.

Bill read third time.

Motion to Amend

Mr. Beck moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 19, of the printed bill, between "the" and "city", insert "members of the".

Amendment read, and adopted.

Bill ordered reprinted, and re-engrossed.

Assembly Bill No. 1206—An act to amend Section 4245 of the Political Code and Section 28116 of the Government Code, relating to compensation for public service in counties of the sixteenth class.

Bill read third time.

Motion to Amend

Mr. Brown moved the adoption of the following amendment:

Amendment No. 1

On page 2 of the printed bill, strike out lines 11 and 12, and insert "The compensation provided by this section shall be paid to incumbent officers."

Amendment read, and adopted.

Bill ordered reprinted, and re-engrossed.

REQUEST FOR UNANIMOUS CONSENT THAT REPORT OF SUBCOMMITTEE ON ADMINISTRATION OF PUBLIC HOSPITALS OF THE ASSEMBLY COMMITTEE ON GOVERNMENTAL EFFICIENCY AND ECONOMY BE PRINTED

Mr. Field asked for, and was granted, unanimous consent that a Report of the Subcommittee on Administration of Public Hospitals of the Assembly Committee on Governmental Efficiency and Economy be ordered printed in the Journal in 10-point type.

Above mentioned report will be printed prior to the motion to adjourn.

RESOLUTIONS

The following resolution was offered:

By Mr. Hollibaugh:

House Resolution No. 129

Relative to copies of legislative measures for distribution by the Secretary of State

WHEREAS, The Secretary of State, through the Keeper of the Archives, has maintained a supply of all the legislative measures that have been introduced at each recent session of the Legislature for the use of Members of the Legislature, public officials, and other interested persons and organizations; and

WHEREAS, It is essential, particularly in the preparation of legislative bills, that copies of such measures and chapters of previous sessions be made available to all who need them; and

WHEREAS, The joint rule regarding distribution of legislative publications has apparently been interpreted as preventing the delivery of an adequate supply of legislative measures for this purpose to the Secretary of State; now, therefore, be it

Resolved by the Assembly of the State of California, As follows:

1. The State Printer is hereby directed to deliver to the Keeper of the Archives in the Office of the Secretary of State 50 copies of all legislative measures and amendments thereof heretofore or hereafter introduced at this regular session and at any special session of this Legislature, that the Secretary of State may make them available in accordance with the established practices of his office.

2. Prior to the convening of the 1949 Regular Session, the Legislative Bill Room shall deliver all surplus copies of legislative measures to the Keeper of the Archives, who shall retain such portion thereof for distribution as may be deemed advisable.

3. This resolution supersedes House Resolution No. 18, on the same subject, adopted January 8, 1947.

4. The Chief Clerk is directed to transmit copies of this resolution to the Secretary of State, the Director of Finance, and the State Printer.

Resolution read, and referred to the Committee on Rules.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolution was offered:

Assembly Concurrent Resolution No. 55: By Mr. Grant—Relative to the National Convention of the United States Junior Chamber of Commerce.

Referred to Committee on Rules.

NOTICE OF MOTION TO RECONSIDER ASSEMBLY BILL NO. 149 WAIVED

Mr. Bennett waived his notice of motion to reconsider the vote whereby Assembly Bill No. 149 was passed.

Assembly Bill No. 149 ordered transmitted to the Senate.

COMMUNICATIONS

By Mr. Bennett:

The following communication was received, read, and ordered printed in the Journal:

Opinion of Legislative Counsel

STATE OF CALIFORNIA
OFFICE OF LEGISLATIVE COUNSEL
SACRAMENTO 2, CALIFORNIA, March 31, 1947

Assignment of Liens—No. 3515

Hon. Elwyn S. Bennett
Assembly Chamber

DEAR MR. BENNETT: You have asked whether Assembly Bill No. 149, providing for assignment by the lienor of his lien for wages and material expended on a motor vehicle will permit the legal owner of the vehicle to hold the lienor for damages, wrongful use, or misappropriation by the assignee.

It is our opinion that the assignor of the lien would be liable to the owner of the vehicle.

Although we have found no California authorities to support our opinion, cases in other jurisdictions where a similar question has arisen tend to support our view, that the legal owner of the vehicle may hold the lienor for damages, wrongful use or misappropriation by the assignee of the lien. *Davis* vs. *Bigler* 62 Pa 242; *Nash* vs. *Mosher* 19 Wend (N. Y.) 431; *Tripple Action Spring Co.* vs. *Gayena* 156 N. Y. S. 1064.

Very truly yours,

FRED B. WOOD, Legislative Counsel
By D. J. HIGGINS, Deputy

REQUESTS FOR PERMISSION TO INTRODUCE BILLS

The following request for permission to introduce a bill was presented:

By Mr. Anderson:

ASSEMBLY CHAMBER, SACRAMENTO, March 31, 1947

MR. SPEAKER: In accordance with the provisions of Article IV, Section 2, of the Constitution, I request permission to introduce a bill, the title of which is as follows:

An act to amend Section 1593 of the Education Code, relating to the effect of the formation and changes in territory and status of school districts, declaring the urgency thereof, to take effect immediately

Respectfully submitted.

GLENN M ANDERSON

Request referred to Committee on Legislative Procedure.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, March 31, 1947

MR SPEAKER: Your Committee on Legislative Procedure, to which was referred the following bill, herewith returns the same with the recommendation that the author be permitted to introduce it:

By Mr. Anderson:

An act to amend Section 1593 of the Education Code, relating to the effect of the formation and changes in territory and status of school districts, declaring the urgency thereof, to take effect immediately.

WEBER, Chairman

The roll was called, and permission granted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—72.

NOES—None

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bill was introduced, and read the first time:

Assembly Bill No. 2654: By Mr. Anderson—An act to amend Section 1593 of the Education Code, relating to the effect of the formation and changes in territory and status of school districts, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Education.

Motion to Place Rush Order Upon Printing of Assembly Bill No. 2654

Mr. Anderson moved that a rush order be placed upon the printing of Assembly Bill No. 2654.

Motion carried.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, March 31, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 362
Assembly Bill No. 363
Assembly Bill No. 594
Assembly Bill No. 596
Assembly Bill No. 597
Assembly Bill No. 598
Assembly Bill No. 599
Assembly Bill No. 793
Assembly Bill No. 1117
Assembly Bill No. 1118
Assembly Bill No. 1123
Assembly Bill No. 1125
Assembly Bill No. 1126
Assembly Bill No. 1294
Assembly Bill No. 1402
Assembly Bill No. 1403
Assembly Bill No. 1404

And reports the same correctly engrossed. WEBER, Chairman

Above reported bills ordered to third reading.

ANNOUNCEMENT OF COMMITTEE MEETINGS

It was announced that the following committee would hold a meeting:

Upon adjournment—

Public Utilities and Corporations.

REQUEST FOR UNANIMOUS CONSENT THAT REPORT RELATIVE TO THE INTERNAL REVENUE CODE BE PRINTED IN THE JOURNAL

Mr. Thomas asked for, and was granted, unanimous consent that the following report, relative to the Internal Revenue Code, be ordered printed in the Journal:

INCOME TAX—PART I

A. INTERNAL REVENUE CODE

Section 23(a)-2: Traveling expenses. 1947-5-12497
(Also Section 24, Section 29.24-1.) I.T. 3842

INTERNAL REVENUE CODE

Deductions for traveling expenses by members of state legislatures. I.T. 3368 (C.B. 1940-1, 29) amplified.

Advice is requested concerning the deductibility for federal income tax purposes of traveling expenses, including the cost of meals and lodging, incurred by members of state legislatures.

Section 23(a)(1)(A) of the Internal Revenue Code provides in part that in computing net income there shall be allowed as deductions "traveling expenses (including the entire amount expended for meals and lodging) while away from home in the pursuit of a trade or business." Section 24(a)(1) of the code provides that no deduction shall in any case be allowed in respect to "Personal, living, or family expenses, except extraordinary medical expenses deductible under Section 23(x)" of the code.

Upon careful consideration of the general question of whether members of state legislatures may deduct, under Section 23(a)(1)(A) of the Internal Revenue Code, expenditures for their meals and lodging while attending legislative sessions at the state capital, and for transportation between the state capital and the place where a member maintains his permanent residence, the position of the bureau as expressed in I.T. 3368 (C.B. 1940-1, 29) is amplified as set forth below.

Reimbursements and allowances for expenses incurred by a state legislator should be included in gross income. (See Section 29.23(a) -2

(b) and (c), Regulations 111.) The deductibility of such expenses is not, however, affected by state law. (See *Maurice Victor Barnhill et al.* vs. *Commissioner,* 148 Fed. (2d), 913, Ct. D. 1646, C.B. 1945, 96.) A state legislator, like any other taxpayer, is entitled to deduct traveling expenses, including the entire amount expended for meals and lodging, only when on business trips which require him to be away from home and his principal place of business.

Where a state legislator's principal place of business and his home are located at a distance from the state capital, he is entitled to deduct the cost of his meals and lodging while attending sessions of the legislature. (See *Walter F. Brown* vs. *Commissioner,* 13 B.T.A., 832, and *Joseph W. Powell* vs. *Commissioner,* 34 B.T.A., 655.) Where the legislator's principal place of business is at the state capital, he may not deduct his expenses for meals and lodging while there, even though he is, during sessions of the legislature, away from his minor place of business and his permanent place of abode. (See *S. M. R. O'Hara* vs. *Commissioner,* 6 T.C., 841.) Obviously, where an individual's duties as a state legislator constitute his only business, no deductions for meals and lodging while attending the legislative sessions may be allowed. These principles governing the deductibility of expenses for meals and lodging are equally applicable to regular and special sessions of the legislature.

In this connection, it might be noted that although the time element is generally one of the more important factors in determining whether a particular location constitutes an individual's principal or minor place of business, it should not of itself be regarded as controlling. (See *Commissioner* vs. *J. N. Flowers,* 326 U.S., 465, Ct. D. 1659, C.B. 1946-1, 57.) Thus, the mere fact that a state legislator in an unusual year has to spend more than six months at the state capital does not automatically convert what is normally his minor place of business into his principal place of business for that particular year. Where a taxpayer has two or more business locations, a temporary shift of emphasis from the principal to a minor place of business should be regarded as similar in nature to the temporary departure of a taxpayer having only one business location from the place where he customarily carries on business during the taxable year. (See *Charles D. Coburn* vs. *Commissioner,* 138 Fed. (2d), 763, and *Harry F. Schurer* vs. *Commissioner,* 3 T. C., 544.)

Where an individual's duties as a state legislator constitute his only business, he may deduct transportation expenses for only those trips from the state capital which are actually undertaken for the purpose of discharging state business. In addition thereto, if a state legislator is engaged in some other trade or business, he may also deduct such expenditures incurred in going from and returning to the state capital for the purpose of attending to matters relating to the pursuit of such other trade or business. However, even though a legislator's permanent place of abode is located in the vicinity of such other business, any expenses incurred for the purpose of being with his family are personal and nondeductible. (See *George F. Thompson* vs. *Commissioner,* 6 T. C., 285.)

A state legislator may deduct the cost of nonreimbursed daily travel between his principal place of business and the state capital (his minor place of business), provided such daily trips are necessary for the purpose of discharging his business at both locations.

REPORT OF SUBCOMMITTEE ON ADMINISTRATION OF PUBLIC HOSPITALS OF THE ASSEMBLY COMMITTEE ON GOVERNMENTAL EFFICIENCY AND ECONOMY

To the Honorable Speaker and Members of the Assembly:

The Subcommittee on Administration of Public Hospitals of the Assembly Committee on Governmental Efficiency and Economy files herewith its report on its investigation of the administration of the Kern General Hospital located in Bakersfield, California, and of the activities of public officers and bodies connected therewith.

BASIS OF THE INVESTIGATION

In the early part of January, 1947, the attention of the Assembly Committee on Governmental Efficiency and Economy (which Committee was created by House Resolution No. 225, Fifty-sixth (1945) Legislative Session and continued by House Resolution No. 44, Fifty-seventh (1947) Legislative Session (General)) was called to certain conditions existing at the Kern General Hospital at Bakersfield, California. It was reported that persons not licensed in this State had been, and were still, practicing medicine at that hospital; that the pathologist at the hospital was not licensed to practice medicine in this State and that he had appropriated property belonging to Kern County to his own use and that he had obtained quantities of rare blood from a number of women residents of Kern County upon the false representations that it was to be used for charitable purposes and had sold this blood to commercial laboratories, receiving therefor thousands of dollars which he had retained for himself; that these conditions existed with the knowledge of the board of supervisors, which body had approved the appointment of the pathologist to his position with the said hospital. It was reported, also, that efforts had been made to have the District Attorney of Kern County and the Kern County grand jury take action to correct these conditions, but those public officers had refused to act; likewise, the board of supervisors had not only failed to take any action looking toward a correction of this situation, but had filed a report justifying the activities of the pathologist and the hiring of unlicensed persons to practice medicine in the Kern General Hospital.

If these reports were true, it was at once manifest that the health and welfare of the citizens of Kern County were in danger; that the affairs of the Kern General Hospital were not being properly administered; that the law was being violated; and that those in charge of law-enforcement in Kern County and those in charge of the Kern General Hospital were not properly performing the duties imposed upon them by law. Because of the source whence these reports emanated, there was reasonable ground to believe that the charges were well-founded, and the committee felt that an investigation should be made for the purpose of determining if the alleged conditions actually existed, and, if so, whether or not any changes in, or additions to, the law might be necessary to correct such conditions and prevent further recurrence.

CREATION OF SUBCOMMITTEE ON ADMINISTRATION OF PUBLIC HOSPITALS

Thereupon, and on the twentieth day of February, 1947, the Chairman of the Assembly Committee on Governmental Efficiency and Economy, pursuant to the powers granted him, created the Subcommittee on Administration of Public Hospitals.

The subcommittee was empowered to consider matters pertaining to the organization, functions and administration of public hospitals, including county hospitals, and the exercise of the powers and duties of public officers and bodies in connection therewith.

HEARINGS HELD

The first meeting of the Subcommittee on Administration of Public Hospitals was called for Tuesday, February 25, 1947, at 2 o'clock p.m. at the American Legion Hall, 1301 17th Street, Bakersfield, California. Hearings commenced on that day and were continued on Wednesday, February 26th and Thursday, February 27, 1947, and until 1.30 o'clock a.m. on February 28, 1947. At these hearings the subcommittee received the testimony of approximately 60 witnesses including the Assistant District Attorney of Kern County, and the County Counsel of Kern County, relating to the administration of the Kern General Hospital and the charges hereinabove mentioned; and the subcommittee also received in evidence 121 exhibits.

In the conduct of said hearings the subcommittee carefully avoided swearing and examining any persons whom the evidence indicated might have been responsible for the conditions complained of, and who might be subject to a penalty or forfeiture for any act or fact touching which he might testify, and who, by so testifying, would gain immunity under the provisions of Section 9410 of the Government Code of California.

KERN GENERAL HOSPITAL

The Kern General Hospital is located in the City of Bakersfield, in Kern County. It is owned by Kern County and its governing body is the Board of Supervisors of Kern County. It has facilities for the care of 600 patients, and those eligible to admission and treatment at the hospital include all persons required or permitted admittance by the laws of the State, county employees, and all persons afflicted by accident or sudden illness, and victims of public disaster. The medical functions of the hospital are supervised and directed by the medical and public health director, who must be licensed as a physician and surgeon in California, and who is appointed by and responsible to the board of supervisors. The medical director has the power of appointing, subject to the approval of the board of supervisors, all medical, surgical, nursing, and professional assistants. There is also an assistant to the medical director. The hospital has a medical staff consisting of physicians specializing in the different branches of medicine and surgery, all of whom are under the jurisdiction of the medical director. A number of other physicians are assigned to assist the members of the medical staff in their respective departments. The business and financial division of the hospital is under the direction of the manager of medical institutions, who is directly responsible to the board of supervisors. At the time of the subcommittee's hearings, Dr. Nicolai Rilcoff was the medical director; Dr. W. C. Buss

was the Kern County health officer, and one, Alfred E. Rhoden was the pathologist in charge of the laboratory.

THE CASE OF ALFRED E. RHODEN, PATHOLOGIST AT KERN GENERAL HOSPITAL

It appears from the evidence that Alfred E. Rhoden claimed to have been born in Vienna, Austria; that he entered the United States in 1937 under the name of Alfredum Rosenbaum; that between 1937 and 1938 he dropped the name of Rosenbaum and took the name of Rhoden. Rhoden claimed to have been graduated from the University of Vienna in 1936, under the name of Alfredum Rosenbaum. He practiced as a resident physician at Beth-el Hospital in Brooklyn, New York, during 1937, and at the Jewish Sanitarium in the same city in January, 1938 to 1940. He had not had an interneship at any hospital, and the Jewish Sanitarium is not approved for interneship. In January, 1938, he was licensed to practice in the State of New York. On October 25, 1940, he was issued a National Board certificate, although he had not complied with the interneship requirements of the National Board. On January 22, 1945, he obtained reciprocity with Missouri, based upon his National Board certificate, but never practiced in that state.

Before coming to California Rhoden had practiced in Indiana, Arkansas, and Texas. However, he was never licensed in any of those states In 1944 Rhoden obtained an appointment as pathologist at St. John's Infirmary in Houston, Texas, at a salary of $1,000 per month. He was declared essential and not subject to the draft. He engaged in private practice in addition to his work at the hospital and his essential classification was then cancelled. It was suggested that he apply for a commission or be drafted. He thereupon closed his office, quit the hospital, and was not heard of thereafter by the hospital authorities at Houston.

Rhoden was appointed to the position of pathologist at the Kern General Hospital on May 7, 1945. His application was filed with Dr. Rilcoff and his appointment was approved by the board of supervisors The terms of his employment—according to statements later made by certain members of the board—provided that Rhoden would receive a monthly salary of $550; that he would be provided housing accommodations at the hospital and the use of a county car; that he would perform the autopsies for the county coroner for additional compensation; and in order to further supplement his income, that he would be permitted to conduct a private practice, and in connection with his private practice could use without charge, the personnel and the facilities of the hospital. Though the position of pathologist in the hospital is one of the most important posts, and one upon which the proper functioning of the hospital is greatly dependent, the evidence disclosed that no written contract was entered into between Rhoden and the board of supervisors covering his employment in that position; and though the contract alleged to have been entered into contained provisions by which county property was used for private purposes and gave Rhoden the right to conduct a private practice (which provisions are not ordinarily found in contracts between the county and its employees) nowhere was there to be found any written record of this contract, either in the minutes of the board of supervisors, or elsewhere. The Government Code requires

that the board of supervisors keep a minute book in which shall be recorded an accurate account of the proceedings before the board. The clerk of the board testified that the minutes of the board of supervisors of the County of Kern did not reflect anything whatsoever with reference to the Rhoden transaction; though matters of much less import in connection with the hospital's business, such as changes of classification of certain doctors, etc., were duly recorded.

In addition to his $550 monthly salary, Rhoden received an additional sum of approximately $500 monthly from the county for performing autopsies for the county coroner and for appearing as a witness for the district attorney. He was employed also as part-time pathologist at the Bakersfield Hospital and at the Mercy Hospital; at the former his salary was $300 per month, and at the latter $600 per month His total income from all of these sources was approximately $1,950 per month, or $23,400 per year. In addition, the evidence indicates that during the year 1946 this income was augmented by the sale of serum, for which Rhoden received approximately $6,300 cash, plus $5,200 uncollected. The board of supervisors stated that a full-time pathologist would cost the county $15,000 yearly, and that by the arrangement with Rhoden they were saving $10,000 annually. However, two of the leading pathologists in Los Angeles County and the President of the Los Angeles County Medical Association expressed the opinion that a properly certified pathologist could be obtained within a salary range of $9,000 to $10,000 per year, and that numerous applicants could be had within the salary range of $12,000 yearly; and these salaries would be for full-time work. It appears from the evidence that all of Rhoden's work for the Mercy and Bakersfield hospitals and for other doctors and patients is done at the Kern General Hospital laboratory, where county-owned equipment and supplies are used for that purpose, as well as the services of the hospital personnel, who are county employees. We doubt whether the county can legally make a contract by which its property can, without limitation, be turned over to an individual for his private use, even though such use be purportedly as part compensation for that person's services. In May, 1946, a survey of the hospital was made by Dr. Thomas R. Ponton at the request of the board of supervisors. In this report, which was made September 2, 1946, he recommended that the contract with the pathologist "should be more clearly stated" and further recommended that all income from private practice should not accrue to the pathologist, but at least 25 percent of these fees should be paid to the hospital to compensate for use of the hospital facilities and personnel. In the year 1946, if such an arrangement had been made the taxpayers of Kern County could have been saved the sum of approximately $4,500, exclusive of a percentage of Rhoden's fees for work done for other doctors, a record of which was not available. The evidence does not disclose, however, that the board of supervisors made any effort to make such arrangements for the benefit of the hospital and the taxpayers, though at the time of the hearing six months had elapsed since this recommendation was made.

RHODEN'S PRACTICE OF MEDICINE WITHOUT HAVING A CALIFORNIA LICENSE THEREFOR

Aside from the fact that Rhoden was the beneficiary of an arrangement so advantageous to him and so financially disadvantageous to the taxpayers of Kern County, it appears from the evidence adduced before the subcommittee that in his work for the county and in his private practice, Rhoden was practicing medicine without having a California certificate to so practice, in violation of the provisions of the Business and Professions Code of the State.

Rhoden started work at the hospital in May, 1945, and was still in its employ at the time of the subcommittee's hearings in the latter part of February, 1947. During this period Rhoden was practicing in Kern County without a California license, with the knowledge of Dr. Rilcoff, the medical director of the hospital, the board of supervisors, and the district attorney.

It appears from the evidence that Rhoden directed the clinical and pathological laboratory at the hospital and supervised the operation of the blood bank. The duties of the pathologist include the examination of tissue of the body for the purpose of ascertaining its condition with relation to disease. The pathological diagnosis consists of two parts; first, the examination of what is called the gross specimen, that is, the whole tissue involved, before it is removed, if possible; and, second the microscopic examination of a piece of the tissue. The taking of a piece of tissue from the person is called a biopsy. From both of these examinations the diagnosis of the condition of the tissue is made, and this is called the pathological diagnosis, which is the basis for the treatment of the disease, if any, which is indicated.

The evidence discloses that what was termed a tumor clinic was held once a week at the hospital. This clinic was presided over by Rhoden and was attended by the hospital staff and by private physicians. At this clinic hospital patients would be examined by all of the doctors, who would make and express their diagnoses. If it was the consensus of the group that a biopsy be taken, that was done. That tissue would then be taken to the laboratory for examination and report by Rhoden and the next week Rhoden would report the result of his examination. When the doctors had expressed their respective diagnoses at these meetings, a final diagnosis was agreed upon and dictated for the report.

Many witnesses who appeared before the subcommittee testified that at the tumor clinic Rhoden made physical examinations of the patients, touching and feeling the affected parts with his hands; that he joined with the other doctors in making the diagnoses; that the examination of the tissue under the microscope and the report thereon were made by Rhoden and that that diagnosis was the one usually accepted by the clinic. One witness testified that he was present when Rhoden would dictate the results of the gross examination of the tissue, and also the result of his microscopic examination, and then give his final diagnosis. This was then typed and thereafter signed either in Rhoden's own handwriting or by the use of a rubber stamp facsimile of his signature. A number of such reports were introduced in evidence before the subcommittee. Similar reports for Rhoden's work for the Bakersfield and Mercy Hospitals were also received in evidence. These indicated that for the Mercy Hospital some 1,000 of such reports were made, and for the Bakersfield

Hospital approximately 400. On some of these reports not only was the diagnosis made by Rhoden, but the type of treatment was also suggested by him. We quote from one of these reports, made over the signature of Rhoden:

"Differential Diagnosis:

Infectious mononucleosis cannot be considered. An overwhelming infection may conceivably be considered, especially if accompanied by endocarditis. However, there is nothing to suggest this possibility from a clinical point of view, and the fact that the patient has not benefited from penicillin is in keeping with this concept. We are left with the diagnosis of acute leukemia and we consider this a typical case.

Treatment: X-ray contra-indicated; supportive; transfusions if indicated; sedations."

Other witnesses testified that Rhoden examined patients in the hospital wards, diagnosed their condition, and prescribed treatment for them. In addition to his work as pathologist for the Kern General Hospital, the Bakersfield Hospital, and the Mercy Hospital, and his private practice, Rhoden performed autopsies for the coroner's office in Kern County, and he was compensated for this work by Kern County. As a part of the autopsy work, Rhoden made reports of his post-mortem examinations, and these reports contained diagnoses made by him of the persons' physical condition and the ailment which caused death.

From the evidence adduced at the subcommittee's hearings, it is manifest that Rhoden's activities as pathologist, as hereinabove outlined, constituted the practice of medicine within the meaning of the Business and Professions Code of this State governing such practice. Section 2141 of that code provides that "Any person, * * * who diagnoses, treats, operates for, or prescribes for any ailment, blemish, deformity, disease, disfigurement, disorder, injury, or other mental or physical condition of any person, without having at the time of so doing a valid, unrevoked certificate as provided in this chapter, is guilty of a misdemeanor." The evidence is clear that Rhoden not only "diagnosed" but also "prescribed for" "disease" and "other * * * physical condition" of persons, and it is not denied that he has been and still is without the necessary certificate which would permit him to perform any of those acts in this State. Our Supreme Court, in the case of *People* vs *Jordan,* 172 Cal. 391, has held that "diagnosis, is as much a part of the practice of medicine as is the administration of remedies, and it is a vastly more important branch thereof because, generally speaking, the treatment of disease is governed by the practitioner's theory regarding its cause," and that in pathology "diagnosis" means "the recognition of a disease from its symptoms." The court also holds that "*it is impossible to dissociate diagnosis from the practice of the art of healing by any physical, medical, mechanical, hygienic, or surgical means.*" In thus construing the provisions governing the issuance of certificates for the treatment of the sick or afflicted, the court concludes that it is competent for the Legislature to permit only those persons who are proficient and who have been found to be educated up to certain standards to "diagnose" ailments. Even if there were no evidence of Rhoden's having prescribed for patients (on which subject ample evidence was received) yet, there can be no question that

Rhoden's acts hereinabove discussed constituted "diagnosing" as that term is used in the code and as interpreted by our Supreme Court, and were in violation of law.

RHODEN'S UNAUTHORIZED USE OF THE PREFIX "DR." AND THE LETTERS "M.D." IN CONNECTION WITH HIS NAME

Witnesses testified that on a sign above the door of Rhoden's office in the hospital there appears the prefix "Dr." before Rhoden's name, and there was received in evidence a photograph of that sign.

Section 2142 of the Business and Professions Code makes it a misdemeanor for any person to use such prefix in any sign, unless he have at the time an unrevoked certificate as designated by that code. As hereinabove mentioned, Rhoden had no such certificate, and the evidence plainly indicates a violation by him of that section of the code.

The evidence also shows that in the pathological diagnoses and in other documents, Rhoden used the letters "M.D." in connection with his signature.

Section 2395 of the Business and Professions Code prohibits the use of those letters, unless the person using them is licensed by this State to treat the sick or afflicted; and Rhoden, not being so licensed, was guilty of a violation of that statute when he affixed those letters to his name.

RHODEN'S SALE OF Rh SERUM FOR COMMERCIAL PURPOSES

It appears from the evidence that in recent years in the field of medicine a new type of blood known as "Rh" was discovered. Experiments indicated that in about 85 percent of the people the blood contained this Rh factor. In investigating the causes of jaundice among newborn babies, the scientists discovered that 92 percent of the mothers of such babies whom they examined were what is known as Rh negative, indicating a lack of the Rh factor in their red cells. Further investigation developed the fact that when the father was Rh positive and the mother Rh negative, the child would probably be Rh positive. In such cases, there are produced in the mother during pregnancy what are known as "antibodies" and these antibodies operate upon the faetus and as a result the mother suffers a miscarriage or the child is born dead or deformed, or suffering from jaundice, or what is termed "erythroblastosis." Where the woman's titre (the number of antibodies in the blood) is high, there is more chance that these results will occur. So far as is known, no preventive for this condition has been found. However, early induction of labor has in some instances brought about normal birth and saved the baby. Also, where the baby is suffering from erythroblastosis blood transfusion has been resorted to with some success. In order to determine whether or not a person is Rh negative it is necessary that tests be made with Rh serum. This serum is obtained by drawing the blood of a person known to be Rh negative, processing that blood and separating the serum therefrom. Owing to the scarcity of serum, and its importance in medical science, it is very much in demand and commands a high price on the commercial market.

The evidence discloses that while Rhoden was at the hospital he was constantly seeking persons who had Rh negative blood and from whom this rare serum could be obtained. The hospital, too, was desirous of obtaining this serum so that it could make tests of its patients. Dr.

Lucille May, one of the local doctors in Bakersfield, and who had formerly been in charge of the obstetrical department at the Kern General Hospital for a period of five years, had referred several of her patients to Rhoden for Rh testing. Among these patients were Mrs. Charlene Moats, Mrs. Flossie Beacham and Mrs. Florine Walford.

In the case of Mrs. Moats, she had been tested by Rhoden and found to be Rh negative when her first baby was born. The baby was a erythroblastotic baby, but after transfusions, the baby lived. At all times Dr. May was her attending physician. In January, 1946, after learning from Dr. May that Mrs. Moats was again pregnant, Rhoden wrote Mrs. Moats and asked her to call, which she did. He tested her again, told her that her blood was highly sensitized; that by "washing the cells" there would be a possibility that the baby would live. He said he would draw a pint of blood a week, "wash the cells," and return the blood to her the following week, and that she would probably have to do that during the entire pregnancy. He stated that if she didn't give the blood she would probably have a miscarriage. He told her he would take the blood from her "for nothing." Thereafter, 22 pints of blood were drawn from this patient by Rhoden. Rhoden was not always present on these occasions, but his laboratory assistant, Mr. Van Zandt, a county employee, took the blood under directions from Rhoden. Van Zandt testified that Rhoden told Mrs. Moats that if she came in every week for this treatment he could promise a chance of the baby's being born; that if this were not done, she was almost certain to lose the baby. One pint of blood was taken each week, the serum drawn off and the cells returned to the patient the next week. A pint of blood contains about 500 cc. and from this amount about 250 cc. of serum is obtainable. Mrs. Moats was under the impression that her blood was being "washed" and returned to her. In July, 1946, Dr. May first learned that Rhoden had been drawing a pint of blood from Mrs. Moats every week. She called Rhoden and asked for a report on Mrs. Moats, and he said that while her anti-bodies had been low, they had taken a sudden jump in the previous week. Because of Mrs. Moats' condition, Dr. May found it necessary to perform a Caesarian immediately in an effort to save the baby. The baby was alive when born but it died two days later. It was erythroblastotic. Subsequently, Mrs. Moats received a letter from Rhoden asking her to get in touch with him again, and later she received a second letter in which, among other things, Rhoden wrote:

> "No one needs to tell you what the Rh factor may mean in the life of a mother. And so, we are taking here more and more mothers for the Rh factor. In order to test them, we need the serum of highly sensitized people like yourself. There is nothing else that will take its place. We need the help of people like you in this matter. You have a chance to render a real service to many a mother, to many a patient who needs transfusions. We need some of your serum badly for testing * * *
>
> "To reimburse you for the inconvenience, we would be glad to pay you $20—each time we draw blood—something to start a little bank account for your child with * * *"

Mrs. Moats testified that she did not know the blood had any commercial value; that she was under the impression that it was being used in the community.

In the case of Mrs. Beacham, who had also been tested and found to be Rh negative, Rhoden told her if he took her blood and washed it and put it back, it would lower her titre and the baby might live. He drew blood from Mrs. Beacham eight times in one month, one pint on each occasion. Later, he took blood from her again, ten times in one month, and on two other occasions. Mrs. Beacham testified that she had severe reactions from the drawing of the blood; that at times she would "black-out," would run a temperature, and have the "shakes"; and that when she told Rhoden about it, he said it was her imagination. She testified further that on one occasion she had a fainting spell and the nurse had to use the hot water bottle and put blankets on her. Mrs. Beacham states that Rhoden told her that if she would let him draw her blood, it might help them help other women of the same blood who had babies; and that was why she let him have it. Some of the county equipment used by Rhoden when he took this blood from Mrs. Beacham is still at her home.

Mrs. Walford met Rhoden in June, 1946. He tested her and found her to be Rh negative. He told her that in his experience he had rarely found a titre so high; that there was great need for highly sensitized blood in the blood bank; that sensitized blood from women such as hers was of great benefit in testing other women in the community, and he asked her to consent to give a pint of blood in order that the serum might be used in testing other women. She was hesitant at first and refused, but he insisted and told her that it was not often a person had a chance to be of great service to his community. She agreed to give one pint of blood, which she did. Later another pint was taken without her permission, when she thought the red cells were being returned. He again asked her for more blood and said there was a great need for the blood in the blood bank for testing purposes, and it would be a generous thing to do if she gave the blood again. Upon this representation she consented and thereupon eight more pints in addition to the first two were taken.

The blood of these three women was processed by Mr. Van Zandt, a county employee, with the use of county facilities and material. In the processing, Van Zandt, under instructions from Rhoden, used as a diluent, blood plasma from the hospital blood bank. This blood plasma had been donated to the county for use of the patients at the hospital. Seven parts of the blood plasma were mixed with one part of the Rh serum. This material was then placed in containers and labeled "Kern County Blood Bank." It appears, also, that additional amounts of this Rh serum had been obtained by Rhoden from other women.

E. A. Cutter, Jr., vice president of Cutter Laboratories of Berkeley, California, testified that his firm had some transactions with Rhoden in 1946 in connection with the sale and purchase of this Rh serum. It appears from the correspondence between Rhoden and the Cutter Laboratories and from the testimony of the witnesses, that Rhoden contacted the Cutter Laboratories and offered to supply them with Rh serum at $1 50 per cc. A price of 90 cents per cc., or about $450 per pint was finally agreed upon, and the company purchased from Rhoden three shipments of this serum for $900, $5,400, and $2,700, respectively. The company was under the impression that Rhoden had complete title to this plasma. They paid him for the $900 and the $5,400 shipments, but before the $2,700 transaction was concluded, a civil action based upon the taking of blood from

the three women was filed against Rhoden and thereupon the Cutter Laboratories voluntarily agreed to withhold payment of the $2,700.

In one of Rhoden's letters to the Cutter Laboratories he stated that he had on hand excess plasma for sale. The laboratory asked him to let them know if that was the property of the Kern General Hospital, but they never received a reply to that inquiry. The plasma referred to was the ordinary plasma stored in the Kern General Hospital Blood Bank.

In another letter to the Cutter Laboratories, Rhoden stated that he had just obtained from one woman "serum sufficient for about one-half million tests." And this was at a time when, according to his own statements to Dr. May, they did not have enough Rh serum in the hospital with which to test their patients. In this same letter Rhoden stated that he was familiar with a means of artificial "sensitization of human donors of this Rh serum which could be resorted to if the regular source should prove insufficient." This means that the number of antibodies (the substance which causes the difficulties during pregnancy) would be increased.

Though Rhoden agreed that the Cutter Laboratories should have exclusive distribution of this serum, it appears that during the same period Rhoden was making sales of this product to the Hyland Laboratories in Los Angeles. John E. Blaine, Jr., general sales manager for that company testified that Rhoden quoted them a price of $1.50 per cc., but they finally agreed upon a figure of 50 cents per cc., and they purchased from Rhoden 5500 cc. at a total price of $2,500. Payment was not made because of the action which had been filed against Rhoden. This shipment consisted of the four containers prepared by Van Zandt and labeled "Kern County Blood Bank." Mr. Blaine testified further that in a conversation with Rhoden the latter stated that he had done rather well financially in Bakersfield, that he "hated to see it dwindle away," and he wanted to know if the company could pay him on the basis of his rendering services to them as a consultant. Blaine refused to do that and told Rhoden that they could not "jimmy" their books to suit him.

The bills sent by Rhoden to the laboratories called for payment to him personally, and the checks were made in that manner. Neither of the companies knew of the manner in which Rhoden had obtained this plasma. The witnesses testified that they did not know that Rhoden had obtained this blood from donors who thought they were contributing it to the Kern General Hospital Blood Bank, and that if they had known those circumstances they would not have purchased it. And they did not know at the time of the transactions that Rhoden was not licensed to practice medicine in California.

Mrs. Moats, Mrs. Beacham and Mrs. Walford testified that they did not know that Rhoden was planning to sell their blood, and they would not have given it had they been advised of that fact. And none of these women knew until after they had given their blood that Rhoden did not have a certificate permitting him to practice medicine in California.

If payment had not been stopped on two of these blood sales. Rhoden's total income from these transactions would have been $11,500.

The evidence received by the subcommittee on this subject indicates that in his dealing with these women Rhoden indulged in false and fraudulent representations for the purpose of accomplishing his object; that in thus obtaining this Rh blood from his victim Rhoden was violating the law and was subject to prosecution for obtaining property by false

pretenses or for larceny by trick and device. In his letter to Mrs. Moats, Rhoden stated that they were taking "here" more and more mothers for the Rh factor, and that in order to test them "we need the serum of highly sensitized people like yourself." And again "we need some of your serum badly for testing." The use of the word "we" and the letter written on Kern General Hospital stationery by the pathologist of that institution, could not help but convey the idea that it was the hospital and the patients therein for whom the serum was needed. With Mrs. Walford the representation was plain that the blood was to be used in the blood bank for testing purposes. At no time did he suggest or intimate that he was going to sell their blood at $450 a pint and pocket the money for himself. However, we do find that, with a generosity and altruism characteristic of his actions when he was inducing these three women to contribute their blood "for the good of the community," Rhoden did offer to pay Mrs. Moats $20 every time he drew her blood—"something to start a little bank account for your child with." That figure is less than one-half of 1 percent of what he was obtaining for each pint of her blood, and it will be observed that this offer was not made until after he had already obtained approximately $5,000 for her blood, and of which sum she had received nothing. It also appears that the blood plasma which was used as a diluent with the Rh serum was plasma which was in the blood bank for use by hospital patients; it did not belong to Rhoden and he had no title to or interest therein; and the facilities, equipment, and personnel of the hospital all were used by Rhoden in these transactions for his personal benefit and to his personal profit. Assuming the propriety and legality of a contract the terms of which permit the use, without charge, of county property, facilities and employees, by an individual, we venture to suggest that even such a contract could not be interpreted so as to bring within its provisions the acts and conduct of Rhoden in connection with the sale of this blood for commercial purposes.

THE EMPLOYMENT AND USE OF UNLICENSED PERSONS IN THE PRACTICE OF MEDICINE AT THE KERN GENERAL HOSPITAL

The evidence discloses that in addition to Rhoden there were at least nine or ten other persons who had been employed by and were practicing medicine in the Kern General Hospital while they did not hold certificates permitting them to practice in the State of California. Most of these persons had been employed during Dr. Rilcoff's regime, and he had personal knowledge of the fact that they did not have California licenses; and while the remainder had been employed prior to Dr. Rilcoff's having been appointed medical director of the hospital, the evidence indicates that these persons were permitted to continue the practice of medicine at the hospital with the full knowledge and approval of Dr. Rilcoff.

Those persons were permitted to practice at the hospital for varying periods of time, some for a period of over a year. These unlicensed persons were permitted to practice medicine in the same manner as the licensed practitioners; they examined patients, diagnosed their ailments, prescribed, entered findings and orders on patients' charts, and performed both minor and major operations. In one instance, one of these men, working in surgery, took over the chief resident surgeon's duties for a

period of two months and performed all the duties that the chief resident would have performed had he been there.

It appears, also, that the chief resident surgeon himself was not licensed to practice medicine in the State of California during the period from January 1, 1945, to March, 1946. He had two or three men working under him in that capacity over whom he exercised control and supervision in the performance of their duties, which included both minor and major operations upon hospital patients. This person had been appointed to his post by Dr. Rilcoff, who had knowledge of the fact that he was unlicensed in this State.

In the case of Rhoden, it appears that the fact that he did not have a California certificate to practice medicine was known to Dr. Rilcoff at the time of Rhoden's appointment. Thereafter, and from May, 1945, the date of Rhoden's employment, down to date, Rhoden practiced his profession under Dr. Rilcoff's supervision at the hospital and with Dr. Rilcoff's knowledge that during all of that time Rhoden was without the proper license to practice medicine in this State.

DR. RILCOFF'S KNOWLEDGE OF RHODEN'S ACTIVITIES AND OF THE VIOLATION OF LAW OCCURRING AT THE HOSPITAL

As pointed out above, Dr. Rilcoff, as medical director of the hospital, was at all times cognizant of the fact that Rhoden did not have a license to practice medicine in this State. In his capacity as medical director, Rilcoff knew, or was charged with knowing, just what duties Rhoden was performing at the hospital, and the evidence shows that he did have actual knowledge of Rhoden's work. Rilcoff knew too, or should have known, that Rhoden's activities in examining, diagnosing, and recommending treatment of patients seen by him at the hospital were in violation of law. Rilcoff is charged also with the knowledge that the use of the prefix "Dr." and the letters "M.D." by Rhoden in connection with the latter's name was prohibited by law. Furthermore, as head of the hospital and bearing in mind the elasticity and breadth of the purported contract between Rhoden and the board of supervisors, Rilcoff should have been diligent in seeing that the rights of the taxpayers of Kern County were not impaired by Rhoden in his use of the facilities, equipment, material and personnel of the hospital in the carrying out of his private work.

In October, 1946, Rilcoff wrote a letter to a committee appointed by the board of supervisors to investigate the activities of Rhoden, and in that letter he stated that the blood taken by Rhoden from the three women "was of no value to the Kern General Hospital." But it was this blood, from which the Rh serum was made by Rhoden and for which Rhoden received thousands of dollars personally, a portion of which, under proper hospital administration would have accrued to the benefit of the hospital. Rilcoff further states that "through Rhoden's generosity" approximately one thousand dollars worth of Rh serum had been made available to the hospital without charge In this connection it might be observed that the hospital patients were available to Rhoden for the obtaining of this serum, and if it were obtained by him from them, his act in letting the hospital have it could scarcely be called "generosity," except by some one seeking to "whitewash" his obviously irregular activities.

While Rilcoff in that letter does not mention the sale of blood by Rhoden and the profit he made therefrom, nor the fact that it was obtained by Rhoden by false and fraudulent representations, these facts were either known to him at that time or had been called to his attention later. This conduct of Rhoden's in this connection must have met with the full approval of Rilcoff, since we find that at no time since the transaction occurred has Rilcoff taken any steps toward the censuring, disciplining, suspending, or dismissing of Rhoden; in fact, up to the present time, Rhoden is actively engaged, as heretofore, in his activities at the hospital.

We have hereinabove discussed the employment and use of other unlicensed persons at the hospital. This, too, as has been indicated, was with the knowledge of Rilcoff. This is not a case where the medical director was imposed upon by designing persons who deceived him into believing that they were licensed; here, there is positive evidence that at the time of employment Rilcoff knew that these persons did not have the proper certificate permitting them to practice in this State.

It appears from the evidence, also, that in the hospital pharmacy prescriptions were not kept after the end of a month, though the law requires that all prescriptions be kept for two years, and prescriptions for dangerous drugs and narcotics for at least three years. It appears that when the patient was discharged from the hospital, the prescriptions were destroyed. The pharmacist stated, according to one of the witnesses, that he was not familiar with this state law requiring the prescriptions to be kept on file for certain periods. Dr. Rilcoff, as medical director of the hospital, is charged with the duty of seeing that his assistants and the heads of departments, at least comply with the state law in the performance of their duties.

The law requires that certificates of death be signed by the attending physician. The evidence discloses that Dr. Rilcoff in many instances signed these death certificates when he had had no connection whatsoever with the case as attending physician. Section 10675 of the Health and Safety Code makes such conduct a misdemeanor. Insofar as Dr. Rilcoff's activities are concerned, the evidence indicates that he was guilty of the following criminal offenses:

(1) Aiding and abetting Rhoden in the latter's practicing medicine at the county hospital when he did not have the proper certificate entitling him to so practice in this State;

(2) Signing death certificates as the attending physician of the deceased when he had no legal right so to do;

and that he was also guilty of misconduct which should have warranted his dismissal by the board of supervisors for failing to take steps looking toward the dismissal of Rhoden for the latter's misconduct and violation of law in connection with the drawing of the blood from women patients, and the subsequent commercial sale thereof.

THE GRAND JURY'S INVESTIGATION AND REPORT ON THE KERN GENERAL HOSPITAL

It appears from the testimony of W. C. Willis, a member of the 1946 Kern County grand jury that on November 6, 1946, the grand jury called before it Supervisor Salzer. Mr. Salzer gave them the information

he had with reference to the hospital and to the activities of Rhoden. This was the same information which he had theretofore transmitted to the board of supervisors. He told the grand jury that Rhoden was using the facilities, equipment and personnel of the hospital in connection with his private work; that Rhoden's contract with the board provided for the payment of $550 per month and the right to engage in private practice; and he told them the details of Rhoden's transactions with the laboratories for the sale of the blood of Mrs. Moats, Mrs. Beacham, and Mrs. Walford, and the representations that had been made to those women by Rhoden in order to induce them to give their blood. After Salzer had testified, the grand jury asked Tom Scott, the district attorney, for advice; he told them that in view of the kind of agreement the board had with Rhoden, there was no case for criminal action. It appears that the grand jury asked both the district attorney and Norman Main, the assistant district attorney, for the statement made by Van Zandt, the laboratory technician who assisted Rhoden in the drawing of blood, but it was never delivered to them.

On December 6th, the grand jury visited the hospital; they were there about four hours. According to the testimony, they met and talked with both Rilcoff and Rhoden. Rilcoff explained the benefits of having hired Rhoden during wartime, but none of the jurors interrogated either Rilcoff or Rhoden about any of Salzer's charges. No one asked whether Rhoden was licensed; nothing was asked as to why Rhoden was permitted to sell blood belonging to the county; no one inquired concerning the drawing of blood from the three women mentioned, nor about the sale of the serum to the laboratories for Rhoden's personal financial benefit; and no one asked Rhoden or Rilcoff with reference to the former's use of county facilities, personnel, and material in connection with his private practice.

Though the trip to the hospital was supposed to be for the purpose of investigating the administration thereof, and to find out if there was any basis for Salzer's charges, no effort seems to have been made by anyone, either the jurors, or those who had them in tow, to see that the jurors were enlightened on the all-important subjects upon which they were seeking information.

The grand jury's report on this investigation is a model of brevity, if not thoroughness and correctness. It states:

"There have been rumors about the hospital administration, but we found no grounds for these reports. We feel that if there are any such conditions existing, our supervisors will correct them."

That is all. And Mr. Willis testified that the basis of that report was the visit of the grand jury to the hospital, plus what information they obtained from Rilcoff and Rhoden.

The grand jury said the report was "very good" and voted to accept it.

The following testimony of this witness with reference to the report is particularly interesting, and somewhat indicative of the attitude assumed by most of the law-enforcement officers and other public officials of Kern County in connection with this matter:

Q. (By Mr. Beirne) Was there any discussion had at all about it?

A. No, there was some discussion. I don't remember just what it was; that that was the easiest way out of a bad condition.

Q. In other words, you recognized that there was a bad condition and you felt that this was the easiest way out of it?

A. Well, that is the way I felt about it personally.

Q. And was it the sense of the grand jury that, for example, this phrase here—and that is what I am directing your attention to particularly; we want to get the basis for this—"There have been rumors about the hospital administration, but we found no grounds for these reports."

A. That is right.

Q. Was that the sense of the grand jury at that time?

A. Yes.

Q. That is what you are referring to when you say it was a bad situation and this was the easiest way out of it?

A. That is right.

Q. Of course, you knew and the grand jurors knew at that time that there was some ground for these reports; either that or Mr. Salzer was falsifying his testimony before the grand jury on the occasion on which he testified.

A. That is right.

THE FAILURE OF THE DISTRICT ATTORNEY TO TAKE ACTION IN CONNECTION WITH THE KERN GENERAL HOSPITAL INVESTIGATION AND THE ACTIVITIES OF RHODEN

Norman Main, the Assistant District Attorney of Kern County, was interrogated by the subcommittee with reference to the connection of the district attorney's office with the Kern General Hospital investigation and the investigation of the activities of Rhoden.

The subcommittee found Mr. Main a hostile and reluctant witness, prone to evade and equivocate and disposed to make it difficult for the subcommittee to obtain direct answers to its questions propounded to him. One of the witnesses testified that when the facts concerning Rhoden's activities had been presented to him, he, Main, stated that he thought the situation at the hospital was a fight between the County Medical Society and the county hospital, and that he was reluctant to issue complaints because he thought that was the basis of the investigation. Mr. Main's attitude on the witness stand gave the impression that he was not inclined to give proper weight to the evidence which had been presented to him, and that he held an animus toward the persons who were desirous of having the matter investigated. In this connection, he stated that he would not consider Mr. Williams as a complainant in the event prosecutions were had. Mr. Williams is the chief special agent for the Board of Medical Examiners of the State of California, and is charged with the duty of investigating cases where unlicensed persons are practicing medicine in this State, and cases of unprofessional conduct upon the part of licensed doctors. We gather from the evidence that Mr. Williams incurred the displeasure of the assistant district attorney by insisting upon a criminal complaint being issued against Rhoden.

It appears from the evidence that as early as May, 1946, Mr. Main was informed that Rhoden did not have a license to practice in California; and that at that time he made an arrangement with Rhoden

that when he used Rhoden as an expert witness in the trial of a criminal case, Rhoden was to simply say that he was a pathologist when he was asked what his occupation was.

In the latter part of September, Mr. Salzer presented to Mr. Main the evidence which he had obtained concerning Rhoden's sale of blood, and he was advised also that witnesses were available who would testify as to Rhoden's practicing without a license. The district attorney's investigators contacted both the Cutter Laboratories and the Hyland Laboratories and corroborated the statements made by Salzer as to those transactions. However, at an informal meeting between Main and three of the supervisors, those supervisors informed Main that they thought Rhoden's activities might come within the terms of the board's verbal contract with him, and later, according to Main, they confirmed that original impression. Main testified that it was the opinion of those supervisors—Woollomes, Harty and Noon, that the taking of county blood by Rhoden for use as a diluent in the making of the Rh serum for sale by him for commercial purposes, was within the terms of Rhoden's contract with the board. Mr. Main, therefore, came to the conclusion that insofar as any charge against Rhoden based upon his appropriations of county property for his own purposes, was concerned, Rhoden would be protected by Section 511 of the Penal Code which provides that in a charge of embezzlement, if it appears that the property was taken by the defendant under a claim of right, openly and avowedly, that constitutes a defense to the charge.

Additionally, Mr. Main suggested that he had been unable to ascertain who actually owned the blood, whether the county or some other organization, and that this was an added reason for not considering a charge against Rhoden upon those facts. It appears, however, that Rhoden did not have title to the property, regardless of who was the owner, and Mr. Main should have known that under the law Rhoden could have been prosecuted as a bailee of that property, regardless of where the title lay.

We have adverted above to the fact that as early as May, 1946, Mr. Main was apprised of the fact that Rhoden was without a license to practice medicine in California.

Later, early in November, 1946, Mr. Main was given the same information by Mr. Williams. Then, again, in the early part of December, 1946, Mr. Williams advised Mr. Main by letter that he had gathered considerable evidence relative to Rhoden's diagnosing in his work as a pathologist and also as to Rhoden's practicing medicine in the tumor clinic at the hospital. In this letter Williams asked Main to advise him his then attitude on the issuance of a complaint against Rhoden on charges of practicing medicine without a license. Main testified that he wrote a letter in reply, which Williams states he never received, and if he had, he would have come to Bakersfield immediately. But be that as it may, Main had enough evidence in his hands at that time to have warranted a thorough investigation of that subject. However, as disclosed by his further testimony, Main had no intention of doing anything whatsoever with reference to a prosecution against Rhoden. Williams had provided him with citations of our Supreme Court decisions interpreting the word "diagnosis" as used in Section 2141 of the Business and Professions Code. These citations included that of *People* vs.

Jordan, hereinabove referred to, and they clearly hold that a person who "diagnoses" without having a California license to treat the sick is guilty of a misdemeanor. However, Mr. Main was of the opinion that all Rhoden was doing was "diagnosing" and that that was not prohibited by the statute unless it was followed by treatment. None of the decided cases makes any such distinction, and our quotation from *People* vs. *Jordan,* supra, directly refutes Mr. Main's position. But Mr. Main's reasoning in this connection is interesting; because he could find no case in which the precise question of whether diagnosing without treatment constituted a violation of the statute had been before the court and a decision rendered on that particular point, he concluded that such conduct was not intended to be prohibited, despite the clear definition of "diagnosing" as given by our Supreme Court in the cases cited. And from the witness stand he stated that he "did not have the specific evidence necessary to prove a particular count of practicing medicine." We might observe here in passing that not only did the evidence in Mr. Main's possession (he had the pathological reports from the Mercy Hospital as early as September 21st and a routine investigation would have produced others) show that Rhoden was "diagnosing" but that he was also recommending treatment of the patients.

The following testimony given by this witness is illuminating:

Q. (By Mr. Beirne) And is it your present attitude that you intend to do nothing further insofar as action against Rhoden for a violation of Section 2141, particularly, is concerned?

A. I have no intentions at the moment on that subject, Mr. Beirne. It would be governed by whatever evidence comes in.

Q. And at the present time you have no evidence?

A. Well, almost none.

Q. Almost none?

A. We have these three statements that I spoke of.

Q. Yes.

A. Now, I am not going to say that there isn't some question or answer there that might amount to evidence—that might not amount to evidence.

Q. Tonight, I take it, you were here, Mr. Main, when Dr. Baker testified?

A. Yes.

Q. As to the activities of Dr. Rhoden?

A. Yes.

Q. Do you think evidence of Dr. Baker and evidence of similar character by other doctors would influence you in making further investigation of this matter?

A. It quite possibly would. I didn't hear any particular occasion on when this happened. Dr. Baker's testimony referred to a whole series of occasions, what he testified to generally. You can't prove a criminal count that way.

Q. Was his evidence sufficient to warrant an investigation by you to determine whether or not you could get definite detailed evidence from him?

A. Possibly.

Q. You are a little doubtful about proceeding any further with this investigation, are you, Mr. Main?

A. I told you that I have no intentions whatever with regard to this at the moment. We will listen to whatever evidence we get. I am not particular with what I am going to do. I am going to see what is presented to me.

Q. Would you be interested in reviewing the testimony which has been adduced here before this committee with a view of determining whether or not criminal action will lie?

A. I will review it if you wish to present it.

Q. Would you review it whether we present it to you or not?

A. I don't know whether I will have access to a copy of the transcript.

Q. I think that the board of supervisors has made arrangements for the transcript.

A. That is fine.

MR. BEIRNE: I think Mr. Petrini has made arrangements for that."

The Dr. Baker referred to in this testimony was one of the doctors who had worked at the hospital. He had just testified that Rhoden had not only examined patients in the tumor clinic at the hospital and had diagnosed their ailments, but had also made examinations and diagnoses of patients in the wards.

From the evidence adduced at the hearings, it is the opinion of the subcommittee that Mr. Main could have taken steps to see that a prosecution was instituted against Rhoden for practicing medicine without a license. The evidence was amply sufficient, in our judgment, to have warranted actions being taken; but, even if it were not, there was sufficient to indicate the need for further investigation on that subject. The district attorney had an investigating staff, and the necessary evidence could have been obtained through their efforts, if any had been made. Furthermore, Mr. Main knew that one of the state agencies—the Board of Medical Examiners—was interested in this matter, and, regardless of his personal animus toward Mr. Williams, if Mr. Main had been sincere in his professed desire to properly perform his duties as a law enforcement officer, he should have made further efforts to contact the medical board to ascertain what evidence was in their hands.

With reference to the unlicensed persons other than Rhoden who were practicing at the hospital, the subcommittee was able to elicit from Main—after considerable effort—the fact that he knew that doctors unlicensed by the State of California had been practicing at the hospital and that they did not make any investigation of that matter because "we have crimes of violence to prosecute here." It will be recalled that at least 10 unlicensed persons had been practicing at the hospital, examining, prescribing, and treating patients and performing both minor and major operations. As illustrative of this witness' evasion and equivocation in his testimony before the subcommittee, we quote the following on this subject:

Q. (By Mr. Beirne): All right. Now, did it come to your attention during this investigation, Mr. Main, that there were other unlicensed doctors practicing at the Kern General Hospital, other than Dr. Rhoden?

A. Well, I can't say that I never heard such a thing suggested; but certainly nothing very definite was ever brought to me, and no one made any complaint on that score.

Q. Did Mr. Williams advise you that there were at least 10 doctors practicing at the Kern General Hospital who were not licensed to practice in the State of California?

A. I don't recall it.

Q. You heard something about that during this investigation, did you?

A. I heard there were people out there who were not licensed, but I didn't know in what capacity they were serving.

Q. Did you send out an investigator from your office to find out, follow up that lead?

A. No, we didn't follow up on that, Mr. Beirne, because it was not seriously suggested by any person that any offense was being committed.

Q. You did find out that there were unlicensed doctors out there?

A. I heard people say so today.

Q. I understood your testimony, that you heard that unlicensed doctors were there, but that you didn't know what they were doing?

A. Not true.

Q. You mean you didn't make that statement?

A. I don't think I did. I didn't mean to, certainly.

CHAIRMAN FIELD: Read it back. You said you didn't know in what capacity? You didn't know what they were doing?

A. I don't know what they were doing out there. They might have been orderlies.

Q. (By Mr. Beirne) But you heard that there were unlicensed doctors at the hospital; is that correct?

A. Sometime in the last couple of months I probably did. Unlicensed doctors? No, don't slip that one in on me. I meant unlicensed persons.

Q. What do you mean, unlicensed persons?

A. Well, there are men employed out there. They wear white gowns. I don't know what they do. They might look through a microscope.

Q. Do other persons have to be licensed, other than doctors.

A. Yes.

Q. What I am trying to find out, Mr. Main, the direct question: Whether you knew that doctors unlicensed by the State of California were practicing at the Kern General Hospital.

A. I didn't. Well, that question is quite general as to time, but up until just recently I did not.

Q. When did you first learn of it?

A. Oh, probably sometime in January.

Q. And did you take any steps then?

A. I did not.

Q. Did you make any investigation of that matter?

A. It was a hearsay rumor. It came up in somebody's conversation.

Q. And you didn't follow it up?

A. No, we have crimes of violence to prosecute here, Mr. Beirne. We are pretty busy with that.

Q. And you have been investigating the Rhoden matter for months and the Kern General Hospital?

A. No, we dropped it a long time ago.

The use of the prefix "Dr." and the letters "M.D." by Rhoden in connection with his name, in violation of law, was another matter which did not seem to be important enough to engage Mr. Main's attention in his official capacity as law enforcement officer for Kern County. He was advised that Rhoden was using the title of "Doctor" and he had seen the pathological reports with the letters "M.D." after Rhoden's name; and he knew as early as May, 1946, that Rhoden was unlicensed in California. No steps, however, were taken by him or his office to investigate that matter. Mr. Main's testimony on that subject affords another example of his lack of forthrightness on matters connected with the Rhoden investigation.

We quote therefrom:

Q. (By Mr. Beirne) Now, did it come to your attention that Dr. Rhoden was using the term or the word "Doctor" before his name and the word "M.D." after his name?

A. Yes. I asked Van Zandt whether he was called "doctor" out at the hospital. He said he was, universally.

Q. And there were presented to you, were there not, documents with Dr. Rhoden's name on them, where the word "Doctor" preceded the name "Rhoden" or the letters "M.D." followed his name?

A. It seems to me that that letter he wrote to Mrs. Moats was signed "Dr. Rhoden." The reports of laboratory examinations that he had made, I believe, had "M.D." after his name.

Q. Yes. Now, there is a code section, is there not, in the Medical Practice Act, which makes that a misdemeanor?

A. I think if you read it carefully, you will find the use of "Doctor" refers to sign or advertisement.

Q. Was it called to your attention that there was a sign over his door in the hospital in which the word "Rhoden" was preceded by the word "Doctor"?

A. I was not aware of that, no.

Q. You were aware, as early as June, 1946, that Dr. Rhoden was not licensed to practice in the State of California?

CHAIRMAN FIELD: April; somtime in April.

MR. BEIRNE: No, he changed that to about June.

Q. (By Mr. Beirne:) Somewhere in May or June?

A. If you so state it.

Q. You learned that he was not licensed to practice in the State of California?

A. That is right.

Q. You learned sometime during that investigation that he was a doctor at the general hospital?

A. I knew he was employed there as a pathologist, and I was only interested in his ability to make autopsies and testify regarding them.

Q. Well, that was your only interest, insofar as your office work was concerned? I am speaking of the investigation.

A. Well, then, would you mind repeating the question with regard to the investigation?

Q. You learned in May that he was unlicensed in the State of California?

A. That is right.

Q. About May, 1946. Now, during this investigation you learned, did you not, that he had been employed by the general hospital as a pathologist?

A. Yes.

Q. In the hospital?

A. Yes.

Q. And from your testimony here, you learned that he had been using the letters "Dr." before his name and "M. D." after his name in the documents which you said you saw?

A. As far as a doctor is concerned, that is a pretty convenient handle. I notice almost everybody in this room is using it.

Q. Maybe we are aiding and abetting a violation of the code. But at any rate, did you take any steps and make any investigation to find out if there was a violation of Section 2142, which provides, as you suggest, that "any person who uses in any sign or advertisement the word or prefix 'doctor,' the words 'M. D.' or any other letters indicating or implying that he is a physician, surgeon, practitioner, under this or the terms of any other law, or is entitled to practice hereunder or any other law, without having at the time of so doing a valid, unrevoked certificate, as provided in this chapter, is guilty of a misdemeanor?"

A. I didn't go out and see if he had a sign out, no.

Q. Did you send any investigator out to find out that?

A. No As far as the "M D." is concerned, I understood he is a doctor of medicine. He graduated from school, so far as I am informed. I didn't see it.

Q. That wouldn't make any difference, so far as Section 2142 of the Medical Practice Act.

A. Well, I don't know whether the Medical Practice Act can take the degree away from him or not.

Q. Not taking the degree away. It is just that he can't use it here. Am I correct on Section 2142?

A. I think it is a different section under "M.D."

Q. I just read Section 2142 to you.

A. That is the one about the sign and advertisement?

Q. Yes, the one with "Doctor" and "M.D." on it.

A. I don't recall."

The cases of Mrs. Moats, Mrs. Walford, and Mrs. Beacham had been brought to Mr. Main's attention by Mr. Salzer, and the district attorney's investigators had taken the women's statements. Main also was in possession of the facts concerning the sale of this blood by Rhoden to the different laboratories for a consideration paid to Rhoden personally. When he was interrogated by the subcommittee as to whether or not he had considered a prosecution of Rhoden for obtaining this blood by false pretenses, his reply was that the women never asked for such prosecution, that "they were the injured parties, if anyone," and again, that "their attorney, I am aware, was not interested in such a prosecution."

It is the opinion of the subcommittee that the evidence of those three women, and that of the laboratory officials with reference to the purchase of the blood from Rhoden is so clear and convincing that there should have been no legitimate reason why steps should not have been

taken looking toward the prosecution of Rhoden for obtaining property by false pretenses or for larceny by trick and device. The fact that these women had not asked for such prosecution and that they were the injured parties, is no excuse, as the district attorney well knows, for his not performing the duties imposed upon him by law. Nor does the fact that the attorneys for the victims were not interested in such prosecution warrant the district attorney's neglecting his obligation to the people of the State of California. Criminal prosecutions are not instituted simply because of the personal wishes or desires of individuals or their attorneys; nor should they be abated, delayed, or withheld because of the personal feelings of those persons. A prosecution is not commenced for the benefit of an individual; the people of the State of California as a whole are the ones interested in, and for whose benefit the prosecution is had; and if the evidence here indicated that there was reasonable ground to believe that Rhoden was guilty of the offense mentioned (and we are of the opinion that the evidence was even stronger than that) then it was the duty of the district attorney to prosecute.

Insofar as a prosecution against Dr. Rilcoff was concerned, Mr. Main testified that Dr. Wynia might have suggested that to him on the night this matter was first called to his attention, September 21, 1946, but that he, Main, didn't come to any conclusion as to whether or not such prosecution would be had, that he "didn't give the matter any attention."

We believe that the following excerpt from Mr. Main's testimony gives a pretty clear picture of his attitude toward the Rhoden investigation:

Q. (By Mr. Beirne): Well, regardless of—you seem to be interested in the excitement of somebody else about it. Your office is there to prosecute—

A. And we are busy prosecuting all the time, Mr. Beirne, without going out and trying to make up cases, see how many cases we can make.

Q. Is that the situation with reference to the Rhoden investigation, that somebody was trying to make up a case?

A. I don't know.

Q. Is that the feeling that you have about it?

A. My feelings are not relevant here.

Q. You just mentioned or suggested persons making up a case. Now, did you feel that somebody was trying to make up a case here against Rhoden?

A. I was merely pointing out, Mr. Beirne, that there probably are thousands of cases that, if we went out and applied ourselves to them, we could make into a case; but we are not equipped to do that.

Q. Don't you think that this matter was of sufficient importance to the residents of Kern County to have warranted a full and complete investigation of all the information that you had on hand, wherever it came from?

A. You are speaking now of Dr. Rilcoff or Dr. Rhoden?

Q. No, I am speaking of the Rhoden investigation.

A. Well, we gave it quite a lot of time, I believe, Mr. Beirne; I believe a great deal of time.

Q. Do you think you gave it the time and effort and thoroughness of investigation that was warranted in a case of this kind in which the whole county, all the residents of Kern County, were vitally interested?

A. Well, if you will leave the argumentative part out of your question, I think I gave it more consideration than it deserves.

Q. You think the district attorney's office—I am not speaking of you personally, I am speaking of the district attorney's office—you think the district attorney's office gave the Rhoden case more consideration than it deserved?

A. Well—

Q. Do you want to go on record with that now?

A. Of course, I can't speak for the office. My chief should do that. But that is my feeling about it, if that is what you want.

Q. It isn't what I want.

A. Well, that is just a personal opinion."

If the Rhoden investigation, involving as it did the health and welfare of the citizens of Kern County, the theft of human blood by a county employee, and numbers of unlicensed persons practicing medicine at the county's hospital, was given "more consideration than it deserved" by the district attorney's office, from our review of the evidence here, we are inclined to wonder how much attention, if any, is given to the investigation of a simple criminal case in Kern County.

THE ACTS AND CONDUCT OF THE BOARD OF SUPERVISORS OF KERN COUNTY IN RESPECT OF THE KERN GENERAL HOSPITAL AND RHODEN'S INVESTIGATION

Mr. Norbert Baumgarten, County Counsel of Kern County and legal advisor to the board of supervisors, testified as to the latter's connection with the hospital investigation and the hiring of Rhoden.

It appears that after Supervisor Salzer had called the matter of Rhoden's activities to the board, a special committee was appointed to make an investigation. Mr. Baumgarten was a member of this supervisor's committee. They had been informed of all of Rhoden's activities at that time. Their investigation consisted of talking with Dr. Rilcoff about the matter and making a report which consisted of a written statement by Rilcoff to the committee, and they stated that "nothing has been presented to the committee, nor has the committee any knowledge of any evidence contrary to the contents of said letter." Rilcoff's letter outlined the agreement made with Rhoden by the board of supervisors and stated that it was in accord with the policy suggested by Dr. Ponton in his survey. However, as pointed out above, Dr. Ponton's suggestion was that the hospital be given at least 25 percent of the pathologist's fees from outside sources.

Rilcoff suggested also that $550 per month was wholly inadequate to attract a full time pathologist. He failed to mention, however, that Rhoden was being paid an additional sum of approximately $500 a month by the county for autopsy work.

Nothing is said in this letter about Rhoden's practicing without a license.

According to the evidence, this supervisor's committee knew at the time that Rhoden had obtained the blood of the three women and had sold it at a profit to himself; they knew of the representations alleged to have been made by Rhoden in that connection; they knew of Dr. Ponton's report, since it had been authorized by and filed with the board;

and they knew that Rhoden was obtaining an additional sum of approximately $500 per month from the county over and above his salary; and they knew that Rhoden was unlicensed to practice medicine in the State of California. And yet, in the face of that knowledge, they make the bald statement that they had no knowledge of any evidence contrary to the contents of Rilcoff's letter.

Subsequently, and in December of 1946, this supervisor's committee made another report in connection with its investigation at the hospital. This report was based upon conversations with Rhoden, Rilcoff and Mr. Main, the assistant district attorney. Interrogated concerning this report, Mr. Baumgarten testified he was of the opinion that, as stated in the report, "the present attack" was wholly unfounded and there was some ulterior motive in bringing it, and that Rhoden was not guilty of any malfeasance. This report attempts to justify the actions of Rhoden and the board of supervisors in hiring and retaining him, and insinuates that some group is endeavoring to obtain control of the hospital and that the charges against the hospital administration have been made for that purpose and not because there was any basis for them. In this connection, it will be recalled that the State Medical Board, a state agency, was interested in investigating this matter, and there is no evidence that that body was under the control of any person or group in Kern County. Further, a review of the evidence, adduced before the legislative subcommittee and which was in the hands of the law-enforcement officers and the Board of Supervisors of Kern County, refutes completely any suggestion that the charges were unfounded. This supervisor's committee report is nothing more nor less than a "whitewash" of Rhoden, Rilcoff, and the board of supervisors—an attempt to justify conduct that was palpably irregular and illegal. The board of supervisors had made a contract which, in the judgment of this legislative subcommittee should never have been saddled upon the taxpayers—one which resulted in a financial loss to the county. Its terms were so indefinite that Rhoden could have done practically anything with the county property used in his work, and he would have been within his rights, according to the board. As will be recalled, the board reached the conclusion that Rhoden even had the right to use and sell the blood from the county blood bank in connection with his private work. And this contract, it will be observed, was not handled in the regular manner—no official entry thereof was made in the minutes of the board.

When the suggestion of prosecuting Rhoden was made to the district attorney, it was the members of the board who informed the district attorney that they thought Rhoden's activities were legal. In this respect, they state they did not believe Rhoden had done anything improper in connection with the drawing and selling of the blood, as hereinabove outlined. At the time of making this statement, they had in their possession all of the details of those transactions, and it seems to this legislative subcommittee that that information would have warranted a thorough investigation and hearing by the board for the purpose of determining whether or not an employee of the county, in an important post at the county hospital, was or was not guilty of misconduct warranting his dismissal.

This legislative subcommittee cannot refrain from commenting on the fact that the Board of Supervisors of Kern County has employed to

represent them in this investigation the same attorney whom two county employees who are under fire have retained in matters relating to this same inquiry. The facts are that Rhoden and Rilcoff were represented by Mr. Petrini before the State Board of Medical Examiners, one in the capacity of principal and the other in the capacity of a witness. In addition, it appears also that Petrini represents Rhoden in the civil action brought by Mrs. Moats, Mrs. Beacham and Mrs. Walford against Rhoden for damages arising out of the blood transaction. Petrini testified before the legislative subcommittee that he had been employed by the board of supervisors to represent that body in the subcommittee's investigation; that he was associated with the county counsel for that purpose; and the minutes of the board reflect that employment, but with a similar indefiniteness as to compensation as that which featured the board's contract with Rhoden. In fact, Petrini testified that no arrangement had been made for fees, although "I was appointed by the board of supervisors with the same breadth of authority that the board of supervisors has."

The action of the board in retaining Petrini is particularly obnoxious in view of the fact that the board has at its command the county counsel of Kern County whose duty it is to represent the supervisors in all legal proceedings. Instead of allowing the people's counsel—the county counsel—to represent them in this matter in a neutral position and without any entanglements with the two members whose conduct and activities have been under investigation, the board not only seeks additional private counsel, but goes out of its way to secure the services of the very attorney who is defending the accused county employees. A mere recital of the facts shows the conflict of interests between the board as representatives of the people and these two county employees against whom serious charges have been made.

This action of the board of supervisors in retaining the same counsel as the accused employees emphasizes again the dereliction of duty upon the part of the board in failing to have maintained the neutral attitude required of representatives of the people as a whole, and of the taxpayers of Kern County in particular in a matter of this nature. They knew when they employed Petrini to represent them that they were thus making common cause as it were with Rhoden and Rilcoff and with the attorney of this pair; by that action they knew that they would be assured of the benefit of any sympathetic or favorable move that Rilcoff or Rhoden might make through their counsel. In the opinion of this subcommittee, the action of the board of supervisors in this connection constituted a most flagrant violation of their duties to the taxpayers of Kern County.

We find that the board of supervisors, like the district attorney, did not make the effort it should have made in this matter to protect the interests of the taxpayers of Kern County; but, on the contrary, used its official position in an endeavor to prevent a full disclosure of the true facts and thus preclude a necessary correction of the irregularities in the administration of the hospital.

CONCLUSIONS AND RECOMMENDATIONS

It is incredible and amazing that a situation such as disclosed by the evidence at the subcommittee's hearings could have existed in Kern

County; that a score of unlicensed doctors would be hired as county employees, with the knowledge of the board of supervisors, and of the medical director of the county hospital, and be permitted to practice medicine in flagrant violation of our law; that the board of supervisors would approve the appointment of, and enter into, a contract with another unlicensed person to act as head of the pathological department at the county hospital and practice medicine therein in violation of the law, and permit him the privilege also of engaging in private practice and of using the facilities, equipment, material and personnel of the county hospital, without charge, in his private practice; that this same unlicensed person would be permitted, in violation of law and with the knowledge of the board of supervisors and of the medical director of the hospital, to hold himself out as a doctor licensed to practice in this State and to use the prefix "Dr." and the letters "M.D." in connection with his name; that this unlicensed person would obtain the blood of pregnant women upon the false and fraudulent representation that it would be used for the benefit of the community and for testing purposes locally, and would then sell the serum obtained from that blood and receive thousands of dollars therefor, retaining the money for his own benefit; that the board of supervisors would see nothing irregular or illegal in such acts and conduct on the part of that person; and that both the board of supervisors and the district attorney would treat these matters and the protection of the taxpayers of Kern County and the patients at the Kern General Hospital with cynical contempt and indifference by refusing to take steps to prosecute for the offenses, the clear evidence of which had been brought to their attention not once, but on numerous occasions. Yet, incredible as it seems, such were the conditions which the subcommittee found existing in Kern County, as disclosed by the evidence received at the subcommittee hearings. From this evidence we draw the following conclusions:

1. That the contract of Rhoden with the board of supervisors which gave him the right to use, without charge, the facilities, personnel, equipment and material of the county was to that extent illegal;

2. That even if said contract were legal, it did not contemplate Rhoden's appropriating blood from the county blood bank and using it for his private purposes and personal profit;

3. That Rhoden was guilty of practicing medicine without a license;

4. That Rhoden used the prefix "Dr." and the letters "M.D." in connection with his name, in violation of law;

5. That Rhoden obtained the blood of Mrs. Moats, Mrs. Walford and Mrs. Beacham by false and fraudulent representations, and sold it and received and retained the proceeds of said sale.

6. That unlicensed persons were employed and worked as county employees at the hospital, and practiced medicine therein.

7. That Dr. Rilcoff knew that Rhoden and the other unlicensed persons practicing medicine at the hospital did not have the certificates entitling them to practice in this State.

8. That the board of supervisors (with the exception of Supervisor Salzer) was derelict in its official duties, and in its obligations to the taxpayers of Kern County, in the following particulars:

A. In making a contract with Rhoden by the terms of which Rhoden was permitted to use the personnel, facilities, material and equipment of the Kern General Hospital in his private practice, and without charge, and in failing to make an official record of that contract, or otherwise make public its terms;

B. In violating the laws of this State by employing Rhoden and permitting him to practice medicine at the county hospital, when the board well knew that Rhoden did not have a license to practice medicine in this State;

C. In permitting Rhoden to appropriate the blood from the county blood bank and use this blood in his private practice and for his own personal benefit and profit;

D. In failing to take action looking toward the disciplining, suspension, or dismissal of Rhoden for his actions and conduct in connection with the fraudulent obtaining of blood from Mrs. Moats, Mrs. Beacham and Mrs. Walford and the subsequent sale of the blood serum by Rhoden for his own personal benefit and profit;

E. In violating the laws of this State by knowingly permitting Rhoden to illegally use the prefix "Dr." and the letters "M.D." in connection with his name at the hospital;

F. In violating the laws of this State by permitting unlicensed persons to practice medicine at the hospital, when the board knew that such practice constituted a criminal offense;

G. In failing to take steps to have both Rhoden and Dr. Rilcoff prosecuted for the offenses disclosed by the evidence to have been committed by them.

9. That the District Attorney was derelict in his official duties in the following particulars:

(a) In not making the proper investigation to determine if certain offenses had been committed by the parties involved in the hospital and Rhoden investigation, and in not taking steps to institute criminal prosecutions against those persons when he had sufficient evidence in his possession indicating that there was reasonable ground to believe that offenses had been committed by these persons.

It is the opinion of the subcommittee that the District Attorney, had he been at all desirous of performing the duty resting upon him as the law enforcement officer of Kern County in connection with this matter, could have and should have taken the necessary steps looking toward prosecutions based upon the following charges:

(1) Prosecution of Rhoden for practicing medicine without a license in California;

(2) Prosecution of Rhoden for using the letters "Dr." and "M.D." in violation of the Medical Practice Act of the State of California;

(3) Prosecution of Rhoden for obtaining the blood of Mrs. Moats, Mrs. Walford and Mrs. Beacham by false pretenses or by trick and device;

(4) Prosecution of Rhoden for appropriating to his own use the blood belonging to the Kern County Blood Bank;

(5) Prosecution of Dr. Rilcoff for aiding and abetting Rhoden in the latter's practicing medicine without a license in California;

(6) Prosecution of Dr. Rilcoff for aiding and abetting Rhoden in violating the Medical Practice Act by using the letters "Dr." and "M.D.";

(7) Prosecution of Dr. Rilcoff for aiding and abetting approximately 10 or more persons to practice medicine at the Kern General Hospital without those persons having a license in California.

10. That the conditions hereinabove outlined and existing at the Kern General Hospital are inconsistent with proper and efficient hospital administration.

Based upon the evidence adduced at the hearings and upon the conclusions hereinabove stated, the subcommittee makes the following recommendations:

a. That the Legislature enact a law providing that public hospitals, such as those operated by counties, obtain operating licenses from the State Department of Health. A number of bills have been introduced at this session of the Legislature covering this subject.

b. That those sections of the Business and Professions Code governing the issuance of licenses to those persons treating the sick and afflicted, be amended so as to prohibit the performing of autopsies or post-mortems by persons other than physicians and surgeons licensed to practice in this State.

c. That Section 2141 of the Business and Professions Code be amended so as to include a specific definition of the word "diagnosis" as that word is used in said section.

d. We feel that insofar as the contract between the Board of Supervisors of Kern County and Rhoden is concerned, the evidence does not disclose a need for any change in or addition to the laws governing the powers of boards of supervisors to contract. While we are convinced that this contract, if it contained, as claimed, the provisions with reference to the use of county property and personnel by Rhoden, without charge, is invalid, its invalidity arises not because of any defect or inadequacy in the law, but solely because of a violation of that law by the board of supervisors.

e. That each county hospital must be under the supervision of a chief administrator who shall be of good moral character, and shall have been found qualified by the State Board of Public Health.

It may be noted here that Supervisor Salzer was the only member of the board of supervisors who showed a sufficient interest in the proper administration of the county hospital and in the welfare of the taxpayers of Kern County to insist upon a correction of the conditions at the hospital and upon the dismissal of Rhoden from the county service,

and were it not for Mr. Salzer's efforts it is doubtful whether or not the unwholesome conditions at the county hospital and the violations of law committed by the county employees therein, would have been brought to the attention of the residents of Kern County.

Since the preparation of this report, it has come to the attention of the subcommittee that the State Board of Medical Examiners has suspended Dr. Rilcoff's license to practice medicine in this State for the period of one year, and has placed him on probation for a period of five years. This action was taken subsequently to the close of the subcommittee's hearings.

Also, the subcommittee has been informed that subsequently to the medical board's action, Mr. Main, the Assistant District Attorney of Kern County finally agreed to take steps to prosecute Rhoden and that a complaint, in four counts, charging Rhoden with the offense of practicing medicine without a license has been filed in Kern County.

Since this hearing was concluded, and even while the subcommittee was in the process of compiling its report, it came to the attention of the subcommittee that following the medical board's order suspending him from the practice of medicine, Dr. Rilcoff was employed by the board of supervisors as lay administrator of the Kern General Hospital. This position will carry the same salary, we are informed, as he received as medical director of the hospital. The subcommittee must point out that again the supervisors have demonstrated an almost uncanny penchant for flying in the face of what the subcommittee would consider sound practice in administering public affairs. The conduct of Rilcoff in permitting men under him to practice upon the patients in the hospital when he knew these men were not licensed to practice medicine in California, indicates a very low concept of moral standards. It is bad enough when the layman falls into loose practices, but with a professional man in the position of Dr. Rilcoff, we look for higher concepts due to his training in professional conduct and standards. The deplorable attitude of the board of supervisors as far as professional standards are concerned in condoning these practices might be mitigated upon the grounds of ignorance, but it is also disclosed that the supervisors were warned by Dr. Ponton, the efficiency expert whom they employed over a year ago to investigate and report upon the administration of the hospital. In that report the matter of the choice of an administrator for the hospital was considered for the express purpose of making recommendations to the board on the qualifications to be expected of the person chosen to fill that position. In the course of his investigation, Dr Ponton considered the possibility of the position's being filled by Dr. Rilcoff. This man was found to be not acceptable for the post of administrator in the opinion of the efficiency expert. We quote from his report on that point as follows:

> "Administrators having a wide experience required to administer so large an institution are not abundant, and should one be found who appears to have the necessary qualifications, special care must be exercised to be certain that he has the knowledge and the ability to deal with the very serious medical staff problems with which he will be faced. * * *

"*He (Dr. Rilcoff) states that he had no experience in administration*, and shows a marked inflexibility in his attempt to attain his ideals. Being young and inexperienced in the difficulties encountered by the practicing physician, he does not have a sympathetic understanding of the problems of the members of the attending staff. *He would not make a successful superintendent*, * * *" (Emphasis ours.)

Under the circumstances disclosed by the evidence, it is the opinion of this subcommittee that the board of supervisors should immediately discharge Dr. Rilcoff from his new post as lay administrator at the hospital, and that he be not employed in any capacity as an employee of Kern County.

The board of supervisors in employing Rilcoff as a lay administrator flagrantly disregarded the conclusions and action of the Board of Medical Examiners in respect of Rilcoff's conduct and moral character, and showed themselves to be cynically indifferent to the opinions and recommendations of the efficiency expert, whom they had employed at the expense of the taxpayers to make recommendations for the improvement of the administration of the hospital It is difficult to understand how men holding the high position of supervisor in one of the leading counties of this State could be so contemptuous of the public trust as these men have demonstrated themselves to be.

A copy of this report will be forwarded to the Attorney General of the State of California for proper action.

Dated: Sacramento, California, March 31, 1947.

Respectfully submitted.

C. DON FIELD, Chairman
THOMAS M. ERWIN, Member
GEORGE A. CLARKE, Member

GUESTS EXTENDED PRIVILEGE OF ASSEMBLY FLOOR

On request of Mr. Lyons, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Wallace Warren Hadsell of Los Angeles.

On request of Mr. Debs, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Miss Lily Hawkinson, Miss Frances Hawkinson, and Miss Joline Jensen of Los Angeles.

On request of Mr. Butters, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Alex F. Meyers of Imperial County.

On request of Mr. Geddes, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mr. and Mrs. T. E. Colley of Inglewood, Mr. and Mrs. John R. Boyd, Sydney Ann Boyd, and Mr. and Mrs. Robert W. Dukes of Pomona.

On request of Mr. Dolwig, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to A. J. Gaggers, and Joseph Sacto of Daly City.

On request of Mr. Crowley, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Lee Harwell of Richmond, Paula Crowley of Fairfield, and David Harwell of Vallejo.

On request of Mr. Miller, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to the following Girl Scouts of Troop 9 of Richmond: Evelyn Crowell, Dixie Menzie, Betty Weaver, Marian Rose, Georgialee Korsborn, Georgia Krenkel, Diana Engelking, Laquita Gibbs, and Judith Jaeger; and Mrs. E. D. George, leader, and Mrs. E. H. Karsbarn.

On request of Mr. Anderson, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Carl G. Arfwedson of Inglewood.

On request of Mr. Hinckley, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to former Assemblyman and Mrs. Gordon Corwin and Gordon Corwin II of Highland.

On request of Mr. Lowrey, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to J. A. Russell, Adviser, Orland Joint Union High School, and the following pupils of the California Scholarship Federation: Allen Abbott, Rose Marie Ball, Reuben Barclay, Tommy Brown, Marvin Forbes, June Fulbright, Margaret Garcia, Janice Gay, Mary Heaton, Ollie House, Kenneth Hibdon, Harold Hollopeter, Bruce Jardine, Irma Levett, Clarice Mower, Sally Orth, Daniel Schneider, Laura Shoehart, Francis Smith, Evelyn Sothe, Jean Tuchtenhagen, Virginia Vereshagin, Bernice Westfield, Joanne Williams, Jerrie Young, Patricia Young, and Anna Marie Reece.

ADJOURNMENT

At 11.30 a.m., on motion of Mr. Dickey, the Speaker declared the Assembly adjourned until 10 a.m., Tuesday, April 1, 1947.

SAM L. COLLINS, Speaker

GERALDINE B. HADSELL, Minute Clerk

CALIFORNIA LEGISLATURE
FIFTY-SEVENTH (GENERAL) SESSION

ASSEMBLY DAILY JOURNAL

THIRTY-FIFTH LEGISLATIVE DAY
EIGHTY-SIXTH CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO
Tuesday, April 1, 1947

The Assembly met at 10 a.m.
Hon. Sam L. Collins, Speaker of the Assembly, presiding.
Chief Clerk Arthur A. Ohnimus at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Allen, Anderson, Beck, Bennett, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—74.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. Raymond Renwald:

O Almighty and Everlasting God, grant us so to celebrate the mysteries of Our Lord's passion that we may perform fitting penance for our sins and deserve to receive Thy pardon through the merits of the same Jesus Christ, Thy Son, who livest and reignest with Thee in unity of the Holy Ghost, God forever and ever—AMEN.

READING OF THE JOURNAL DISPENSED WITH

On motion of Mrs. Niehouse, further reading of the Journal of the previous legislative day was dispensed with.

LEAVES OF ABSENCE FOR THE DAY

The following member was granted leave of absence for the day, because of illness:

Mr. Cramer, on motion of Mr. Luckel.

RESOLUTIONS

The following resolution was offered:

By Mr. Cooke:

House Resolution No. 130

Relative to creating an Assembly Fact-Finding Committee on Housing Regulation Violations

WHEREAS, This Legislature is vitally interested in alleviating an acute housing shortage throughout the State and has repeatedly memorialized the President and Congress of the United States to make available the essential materials immediately necessary to a construction program; and

WHEREAS, This body has before it legislation to aid and assist war veterans in obtaining temporary and permanent housing facilities, and to encourage and insure a construction program which will provide adequate housing in sufficient quantity and at the earliest possible date to relieve a serious situation; and

WHEREAS, The press has recently given wide publicity to an open and flagrant violation of federal law by the Tanforan Race Track which pursued a construction program which has no immediate need and serves no useful purpose, and which was undertaken and completed in defiance of court orders and administrative process; and

WHEREAS, This reported flagrant violation has become a matter of national concern; now, therefore, be it

Resolved by the Assembly of the State of California, As follows:

1. The Assembly Fact-Finding Committee on Housing Regulations is hereby created and authorized and directed to study, investigate and report upon the reported violation of federal regulations by the Tanforan Race Track, and inquire, investigate, ascertain and determine and report upon what basis a racing permit was granted to the said race track operators, and why the said permit was not canceled or revoked by the California Horse Racing Commission in view of the known conditions and circumstances attending this matter; and to study the needed revision of any and all laws in any way bearing upon or relating to the subject of this resolution, and to report thereon to the Assembly, including in the reports its recommendations for appropriate legislation to prevent a recurrence of such violation.

2. The committee shall consist of three Members of the Assembly appointed by the Speaker thereof. Vacancies occurring or existing in the membership of the committee shall be filled by the appointing power.

3. The committee is authorized to act during this session of the Legislature, including any recess, but not after final adjournment

4. The committee and its members shall have and exercise all of the rights, duties and powers conferred upon investigating committees and their members by the provisions of the Joint Rules of the Senate and Assembly and of the Standing Rules of the Assembly as they are adopted and amended from time to time, which provisions are incorporated herein and made applicable to this committee and its members.

5. The committee has the following additional powers and duties:

(a) To select a chairman and a vice chairman from its membership.

(b) To contract with such other agencies, public or private, as it deems necessary for the rendition and affording of such services, facilities, studies and reports to the committee as will best assist it to carry out the purposes for which it is created

(c) To cooperate with and secure the cooperation of county, city, city and county, and other local law enforcement agencies in investigating any matter within the scope of this resolution and to direct the sheriff of any county to serve subpenas, orders and other process issued by the committee.

(d) To report its findings and recommendations to the Legislature and to the people from time to time and at any time, not later than herein provided

(e) To do any and all other things necessary or convenient to enable it fully and adequately to exercise its powers, perform its duties, and accomplish the objects and purposes of this resolution.

6. The sum of five hundred dollars ($500) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Assembly for the expenses of the committee and its members and for any charges, expenses or claims it may incur under this resolution, to be disbursed after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer

Resolution read, and referred to the Committee on Rules.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, April 1, 1947

MR SPEAKER: Your Committee on Legislative Procedure has examined

Assembly Bill No. 1096

And reports the same correctly re-engrossed.

WEBER, Chairman

Above reported bill ordered to third reading.

Committee on Military Affairs

ASSEMBLY CHAMBER, SACRAMENTO, April 1, 1947

MR. SPEAKER: Your Committee on Military Affairs, to which was referred:
Assembly Bill No. 89

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

McCOLLISTER, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 1, 1947

MR. SPEAKER: Your Committee on Military Affairs, to which was referred:
Assembly Bill No. 2570

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

McCOLLISTER, Chairman

Above reported bill ordered to second reading.

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, April 1, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:
Assembly Constitutional Amendment No. 28

And reports the same correctly engrossed.

WEBER, Chairman

Above reported resolution ordered on file for adoption.

ASSEMBLY CHAMBER, SACRAMENTO, April 1, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:
Assembly Bill No. 411
Assembly Bill No. 487

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

MOTION TO APPROVE JOURNALS

On motion of Mr. Dickey, the Journals for Monday, March 24, 1947; Tuesday, March 25, 1947; Wednesday, March 26, 1947; Thursday, March 27, 1947; and Friday, March 28, 1947, were approved as corrected by the Minute Clerk.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, March 31, 1947

MR. SPEAKER. I am directed to inform your honorable body that the Senate on this day passed:

Senate Bill No. 21
Senate Bill No. 122
Senate Bill No. 176
Senate Bill No. 447
Senate Bill No. 598
Senate Bill No. 652
Senate Bill No. 665
Senate Bill No. 667
Senate Bill No. 679
Senate Bill No. 945
Senate Bill No. 1036
Senate Bill No. 1402

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS

The following bills were read the first time:

Senate Bill No. 21—An act to add Section 6018 to the Revenue and Taxation Code, relating to the sales and use taxes.

Referred to Committee on Revenue and Taxation.

Senate Bill No. 122—An act to amend Section 5082 of the Business and Professions Code, relating to registration as a public accountant.

Referred to Committee on Judiciary.

Senate Bill No. 176—An act to amend Section 7.5 of the Bank and Corporation Franchise Tax Act, Section 5.5 of the Corporation Income Tax Act, and Sections 6051, 6201, 17053.5, 19200, 19201.5, 19202, 19203 5, 19204.5, and 19205.5 of the Revenue and Taxation Code, relating to state taxation and providing for rates and exemptions, and providing that this act shall take effect immediately.

Referred to Committee on Revenue and Taxation.

Senate Bill No. 447—An act to amend Section 1016 and to repeal Section 1016.5 of the Fish and Game Code, relating to privilege taxes.

Referred to Committee on Fish and Game.

Senate Bill No. 598—An act to amend Sections 161, 162, 164, 164.1, and 168 of the Military and Veterans Code, relating to the personnel of the office of the Adjutant General, the establishment of the rank of Major General for the Adjutant General and the qualifications therefor, the establishment of the rank of Brigadier General for the Assistant Adjutant General and the qualifications therefor, the organization of the office of the Adjutant General, and the pay and allowances for the Adjutant General and the Assistant Adjutant General.

Referred to Committee on Military Affairs.

Senate Bill No. 652—An act to amend Section 1194 8 of the Insurance Code, relating to excess funds investments of incorporated insurers.

Referred to Committee on Finance and Insurance.

Senate Bill No. 665—An act to amend Section 10270.5 of the Insurance Code, relating to group disability insurance.

Referred to Committee on Finance and Insurance.

Senate Bill No. 667—An act to add Section 10203.7 to the Insurance Code, relating to group life insurance.

Referred to Committee on Finance and Insurance.

Senate Bill No. 679—An act to amend Sections 14.2, 15, 16, 16.1, 16.2, and 19.6 of the Fish and Game Code, relating to the general regulatory powers of the Fish and Game Commission.

Referred to Committee on Fish and Game.

Senate Bill No. 945—An act to amend Sections 794, 795, 797, 798, 799, 800, and 802, and to repeal Sections 797.5 and 799.1 of the Fish and Game Code, relating to abalones.

Referred to Committee on Fish and Game.

Senate Bill No. 1036—An act to amend Section 947 of the Fish and Game Code, relating to nets.

Referred to Committee on Fish and Game.

Senate Bill No. 1402—An act making an appropriation for the support of the Legislative Counsel Bureau, to take effect immediately.

Referred to Committee on Rules.

RECESS

At 10.05 a.m., on motion of Mr. Dickey, the Assembly recessed until 10.15 a.m.

REASSEMBLED

At 10.15 a.m., the Assembly reconvened.

Hon. Sam L. Collins, Speaker of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

REQUEST FOR UNANIMOUS CONSENT THAT ABSENCE OF MEMBERS BE NOTED

At 10.15 a.m., Mr. Maloney asked for, and was granted, unanimous consent that it be noted in the Journal that he and Messrs. Caldecott and Crichton were unable to be present when certain rolls were called, because they were attending a meeting of the Joint Interim Committee on Housing.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

The following resolution was offered:

Assembly Concurrent Resolution No. 56: By Mr. McCollister—Relative to the investigation of rheumatic fever.

Referred to Committee on Rules.

REQUEST FOR UNANIMOUS CONSENT THAT NEWSPAPER EXCERPT BE PRINTED IN THE JOURNAL

Mr. Lowrey asked for unanimous consent that a newspaper excerpt from the Willows Journal be ordered printed in the Journal.

Above mentioned request and newspaper excerpt ordered referred to the Committee on Rules.

RE-REFERENCE OF BILLS

By order of the Speaker, the following bills were withdrawn from the file, and re-referred as follows:

Assembly Bill No. 467 re-referred to Committee on Judiciary.

Assembly Bill No. 537 re-referred to Committee on Judiciary.

Speaker Pro Tempore Presiding

At 10 18 a.m., Hon. Thomas A Maloney, Speaker pro Tempore of the Assembly, presiding.

CONSIDERATION OF DAILY FILE
THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 1327—An act amending Section 58 of the Unemployment Insurance Act, relating to disqualification for benefits.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Blosser, Brown, Burke, Burns, Butters, Clarke, Collier, Conrad, Cooke, Crichton, M. Philip Davis, Dickey, Clayton A. Dills, Dolwig, Doyle, Erwin, Fletcher, Geddes, Grant, Hahn, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Niehouse, Price, Robertson, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, and Waters—45.

NOES—Carey, Lester T. Davis, Dunn, Gaffney, Lyons, Maloney, and McMillan—7.

Bill ordered transmitted to the Senate.

Assembly Bill No. 222—An act to amend Section 274a of the Code of Civil Procedure, relating to phonographic reporters.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Brown, Burke, Butters, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Dolwig, Doyle, Dunn, Erwin, Evans, Fletcher, Gaffney, Geddes, Grant, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Niehouse, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Waters, and Mr. Speaker—58.

NOES—None.

Bill ordered transmitted to the Senate.

Speaker Presiding

At 10.25 a.m., Hon. Sam L. Collins, Speaker of the Assembly, presiding.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, April 1, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1439

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bill ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 1, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No 697
Assembly Bill No. 1094
Assembly Bill No. 1206

And reports the same correctly re-engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 230—An act to amend Section 9 of the Municipal Court Act of 1925, relating to the constitution of the court and to compensation of officials.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Beck, Bennett, Blosser, Boyd, Brown, Burke, Burns, Carey, Clarke, Collier, Conrad, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Erwin, Field, Gaffney, Grant, Hahn, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood,

Loomis, Lowrey, Luckel, Lyons, McCollister, Niehouse, Price, Rosenthal, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—54.

NOES—Heisinger and McMillan—2.

Bill ordered transmitted to the Senate.

MEMBER EXCUSED TO ATTEND TO LEGISLATIVE BUSINESS

At 10.30 a.m., Mr. Maloney asked for, and was granted, unanimous consent that he be excused, at this time, for the purpose of attending to other legislative business.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 492—An act to amend Section 320b of the Civil Code and Section 2218 of the Corporations Code, relating to representing shares of stock in corporations, and specifying the rights of nominees of fiduciaries to represent such shares.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Grant, Hahn, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Loomis, Lowrey, Luckel, Lyons, McCollister, McMillan, Niehouse, Price, Rosenthal, Sherwin, Silliman, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—64.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 493—An act to amend Section 105 of the Bank Act, relating to trust companies' investments: Deposit in banks: Stock or other securities, and the registration of stock or other securities in the name of trust company nominees: Liability of corporations, their registrars and transfer agents with respect to stock registered in the name of trust company nominees.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Grant, Hahn, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Loomis, Lowrey, Luckel, Lyons, McCollister, McMillan, Niehouse, Price, Rosenthal, Sherwin, Silliman, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—64.

NOES—None.

Bill ordered transmitted to the Senate.

REQUESTS FOR PERMISSION TO INTRODUCE BILLS

The following request for permission to introduce a bill was presented:

By Mr. M. Philip Davis:

ASSEMBLY CHAMBER, SACRAMENTO, March 31, 1947

MR. SPEAKER. In accordance with the provisions of Article IV, Section 2, of the Constitution, I request permission to introduce a bill, the title of which is as follows:

An act to add Chapter 9 to Part 3, Division 2, of the Labor Code, relating to coercive labor practices

Respectfully submitted.

M. PHILIP DAVIS

Request referred to Committee on Legislative Procedure.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, March 31, 1947

MR SPEAKER: Your Committee on Legislative Procedure, to which was referred the following bill, herewith returns the same with the recommendation that the author be permitted to introduce it.

By Mr. M. Philip Davis:

An act to add Chapter 9 to Part 3, Division 2, of the Labor Code, relating to coercive labor practices

WEBER, Chairman

The roll was called, and permission granted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Grant, Hahn, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Loomis, Lowrey, Luckel, Lyons, McCollister, McMillan, Niehouse, Price, Rosenthal, Sherwin, Silliman, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—64.

NOES—None.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bill was introduced, and read the first time:

Assembly Bill No. 2655: By Mr. M. Philip Davis—An act to add Chapter 9 to Part 3, Division 2, of the Labor Code, relating to coercive labor practices.

Referred to Committee on Industrial Relations.

CONSIDERATION OF DAILY FILE (RESUMED) THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 2648—An act to add Section 66h to the Code of Civil Procedure, relating to the number of judges of the Superior Court in the County of Tulare, and providing for the appointment of an additional judge and for his compensation.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Beck, Bennett, Blosser, Boyd, Brown, Burke, Burns, Butters, Carey, Clarke, Collier, Conrad, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Evans, Fletcher,

Gaffney, Gannon, Grant, Hahn, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Loomis, Lowrey, Luckel, Lyons, McCollister, Niehouse, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—55.

NOES—Anderson, George D. Collins, and Dunn—3.

Bill ordered transmitted to the Senate.

Assembly Bill No. 34—An act to add Sections 169 and 283 to the Fish and Game Code, relating to game refuges.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Fletcher, Gaffney, Grant, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, McCollister, McMillan, Niehouse, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—61.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 895—An act to repeal Sections 212 and 213 of the Military and Veterans Code, relating to the inactive National Guard and honorary members in the National Guard and to amend Sections 16, 127, 142, 173, 183, 210, 224, 228, 256, 365, 394, 398, 417, 439, 470, 644, and 644.1 of the Military and Veterans Code, relating to the administration of military oaths, assignment of military command, the employment of the military forces in the performance of necessary military duties, the publications of military material, the issuance of military property, the inactive National Guard, the priority of rank of military officers, the retirement of military officers and enlisted men, the temporary direction of the military forces by civil officers, discrimination against military personnel, the creation of an offense for trespass upon military grounds, armories or military places, the transportation of military personnel and material, county aid for the National Guard, the delivery of military personnel to civil authorities and the issuance of service medals, and making an appropriation.

Bill read third time.

Motion to Amend

Mr. McCollister moved the adoption of the following amendments:

Amendment No. 1

In line 5 of the title of the printed bill, as amended in the Assembly on March 26, 1947, strike out "644, and 644.1 of", and insert "and 644 of, and to add Section 644.1 to".

Amendment No. 2

In line 18 of the title of said bill, strike out the comma; and strike out line 19 of the title, and insert a period.

Amendment No. 3

On page 5, line 47, of said bill, strike out "therefore", and insert "therefor".

Amendments read, and adopted.

Bill ordered reprinted, and re-engrossed.

Assembly Bill No. 617—An act to add Section 1176.6 to the Fish and Game Code, relating to homing pigeons.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Grant, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, McCollister, McMillan, Niehouse, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, and Mr. Speaker—66.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 773—An act to amend Section 1313 of the Fish and Game Code, relating to traps.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Grant, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, McCollister, McMillan, Niehouse, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, and Mr. Speaker—66.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 781—An act to amend Sections 14.2, 15, 16, 16.1, 16.2, and 19.6 of the Fish and Game Code, relating to the general regulatory powers of the Fish and Game Commission.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Boyd, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, McCollister, Niehouse, Price, Robertson, Sheridan, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, and Mr. Speaker—59.

NOES—Brady, Burns, Lowrey, McMillan, Silliman, and Stephenson—6.

Notice of Motion to Reconsider Assembly Bill No. 781

Mr. Lowrey gave notice that on the next legislative day he would move to reconsider the vote whereby Assembly Bill No. 781 was this day passed.

Motion That Assembly Bill No. 781 Be Reconsidered at This Time

Mr. Erwin moved that the vote whereby Assembly Bill No. 781 was this day passed be reconsidered, at this time.

Mr. Burke seconded the motion.

Point of Order

Mr. Doyle arose to the following point of order: That Mr. Erwin's motion is not in order because the Rules have not been suspended.

Ruling by Speaker

Speaker Collins ruled the point of order well taken.

Motion to Temporarily Suspend the Rules

Mr. Heisinger moved that the Rules be temporarily suspended for the purpose of considering the reconsideration of the vote whereby Assembly Bill No. 781 was this day passed, at this time.

Mr. Erwin seconded the motion.

Statement by Mr. Beck

Mr. Beck stated that Mr. Lowrey is temporarily out of the Assembly Chamber because he has to attend a committee meeting relative to other legislative business.

Motion Withdrawn

Mr. Erwin withdrew his second because of the absence of Mr. Lowrey from the Assembly Chamber.

Mr. Heisinger withdrew his motion.

REQUEST FOR UNANIMOUS CONSENT THAT ASSEMBLY BILL NO. 1672 BE TAKEN UP OUT OF ORDER

Mr. Thurman asked for, and was granted, unanimous consent that Assembly Bill No. 1672 be taken up, out of order, at this time, for purpose of amendment.

CONSIDERATION OF ASSEMBLY BILL NO. 1672

Assembly Bill No. 1672—An act to amend Sections 8007 and 8008 of the Education Code, relating to the maintenance of schools by school districts.

Bill read third time.

Motion to Amend

Mr. Thurman moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 11, of the printed bill, strike out "and may approve any such action here-"; and strike out lines 12 and 13, and insert a period.

Amendment read, and adopted.

Bill ordered reprinted, and re-engrossed.

REQUEST FOR UNANIMOUS CONSENT THAT SENATE BILL NO. 462 BE TAKEN UP OUT OF ORDER

Mr. Clarke asked for unanimous consent that Senate Bill No. 462 be taken up, out of order, at this time, for purpose of amendment.

Mr. Dickey withheld unanimous consent.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1575—An act to add Section 960 to the Fish and Game Code, relating to bait nets.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Brady, Brown, Burke, Butters, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher,

Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, McCollister, Miller, Niehouse, Price, Robertson, Sheridan, Sherwin, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, and Mr. Speaker—61

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1576—An act to add Section 342 to the Fish and Game Code, relating to domestic animals on lands under the control of the Fish and Game Commission.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Brady, Brown, Burke, Butters, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, McCollister, Miller, Niehouse, Price, Robertson, Sheridan, Sherwin, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, and Mr. Speaker—61.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 2282—An act to amend Section 23 of the Fish and Game Code, relating to entry and inspection.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Brady, Brown, Burke, Butters, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, McCollister, Miller, Niehouse, Price, Robertson, Sheridan, Sherwin, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, and Mr. Speaker—61.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1520—An act amending Section 2163 of the Welfare and Institutions Code, relating to aid to the aged.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Brady, Brown, Burke, Burns, Butters, Carey, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Hinton, Hollibaugh, Huyck, Kilpatrick, Loomis, Luckel, Lyons, McCollister, McMillan, Miller, Niehouse, Robertson, Rosenthal, Sheridan, Stanley, Stephenson, Thomas, Thompson, Thurman, and Waters—53.

NOES—Caldecott, Clarke, M. Philip Davis, Erwin, Hinckley, Kirkwood, Sherwin, and Stewart—8.

Bill ordered transmitted to the Senate.

Assembly Bill No. 825—An act to add Section 20571 to the Water Code, relating to irrigation districts and assessments of irrigation districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lyons, McCollister, McMillan, Miller, Niehouse, Sheridan, Sherwin, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, and Wollenberg—62.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 893—An act to repeal Chapter 1a, comprising Sections 160.1 to 160.7, inclusive, of Division 2 of the Agricultural Code, relating to the registration of fruit trees.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lyons, McCollister, McMillan, Miller, Niehouse, Sheridan, Sherwin, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, and Wollenberg—62.

NOES—None.

Bill ordered transmitted to the Senate.

CONSIDERATION OF HOUSE RESOLUTION NO. 125

House Resolution No. 125

Relative to extending the time for filing the Report of the Interim Committee on County and City Jails

Resolved by the Assembly of the State of California, That the Assembly Interim Committee on County and City Jails created by House Resolution No. 253 of the Fifty-sixth Regular Session, and continued in existence by House Resolution No. 33 of this Fifty-seventh General Session, is granted authority to file its final report not later than the fifteenth day of April, 1947.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lyons, McCollister, McMillan, Miller, Niehouse, Sheridan, Sherwin, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, and Wollenberg—62.

NOES—None.

REQUEST FOR UNANIMOUS CONSENT THAT BILLS ON FILE BE TAKEN UP OUT OF ORDER

Mr. Dickey asked for, and was granted, unanimous consent that all bills with amendments on file at the desk be taken up, out of order, at this time, for purpose of amendment.

THIRD READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 462—An act to amend Section 132.5 of the Agricultural Code, relating to the control of pests on property belonging to or under the control of public agencies.

Bill read third time.

Motion to Amend

Mr. Clarke moved the adoption of the following amendment:

Amendment No. 1

On page 1 of the printed bill, as amended in the Senate on March 18, 1947, following line 14, insert "This section shall apply to state highway rights of way where pests of the same kind have or are being subjected to control, destruction or eradication on other private or public property in the immediate vicinity thereof, either at the direction of the commissioner or voluntarily by the owner of such adjacent property."

Amendment read, and adopted.

Bill ordered reprinted, and to third reading.

THIRD READING OF ASSEMBLY BILLS (RESUMED) (OUT OF ORDER)

Assembly Bill No. 594—An act to amend Section 18102 of the Government Code, relating to use of accumulated vacation by state employees.

Bill read third time.

Motion to Amend

Mr. Stephenson moved the adoption of the following amendment:

Amendment No. 1

On page 1 of the printed bill, after line 8, insert

"He is nevertheless entitled to medical, surgical, and hospital treatment as provided in the Labor Code. When his accumulated sick leave and vacation is exhausted, he is still entitled to receive disability indemnity."

Amendment read, and adopted.

Bill ordered reprinted, and re-engrossed.

Assembly Bill No. 14—An act to amend Section 1 of an act entitled "An act to provide for changing the boundaries of cities and municipal corporations, and to exclude territory therefrom," approved March 20, 1889, relating to exclusion of territory from cities.

Bill read third time.

Motion to Amend

Mr. Thomas moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "amend Section 1 of", and insert "add Section 1.5 to".

Amendment No. 2

On page 1, lines 1 and 2, of said bill, strike out "1 of the act cited in the title hereof is amended", and insert "1.5 is added to the act cited in the title hereof".

Amendment No. 3

On page 1 of said bill, strike out line 3, and insert

"SEC. 1.5. If the territory proposed to be excluded has previously annexed itself to any city or municipality, the boundaries of the city or municipal cor-".

Amendments read, and adopted.

Bill ordered reprinted, and re-engrossed.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, April 1, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1088
Assembly Bill No. 1093

And reports the same correctly re-engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

Committee on Judiciary

ASSEMBLY CHAMBER, SACRAMENTO, April 1, 1947

MR. SPEAKER: Your Committee on Judiciary, to which were referred:

Assembly Bill No. 371
Assembly Bill No. 649
Assembly Bill No. 1030
Assembly Bill No. 1193
Assembly Bill No. 1346
Assembly Bill No. 1721
Assembly Bill No. 1722
Assembly Bill No. 1723
Assembly Bill No. 1724
Assembly Bill No. 1725
Assembly Bill No. 1726

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

BROWN, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 1, 1947

MR. SPEAKER: Your Committee on Judiciary, to which were referred:

Assembly Bill No. 1593
Assembly Bill No. 891

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

BROWN, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 1, 1947

MR. SPEAKER: Your Committee on Judiciary, to which was referred:

Assembly Bill No. 920

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

BROWN, Chairman

Above reported bill ordered to second reading.

Committee on Public Utilities and Corporations

ASSEMBLY CHAMBER, SACRAMENTO, March 31, 1947

MR. SPEAKER: Your Committee on Public Utilities and Corporations, to which was referred:

Assembly Bill No. 859

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

ALLEN, Chairman

Above reported bill ordered to second reading.

Committee on Finance and Insurance

ASSEMBLY CHAMBER, SACRAMENTO, March 31, 1947

MR. SPEAKER: Your Committee on Finance and Insurance, to which was referred:

Assembly Bill No. 1348
Assembly Bill No. 2096

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

GEDDES, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, March 31, 1947

MR. SPEAKER: Your Committee on Finance and Insurance, to which was referred:

Assembly Bill No. 619

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

GEDDES, Chairman

Above reported bill ordered to third reading.

Committee on Judiciary

ASSEMBLY CHAMBER, SACRAMENTO, April 1, 1947

MR. SPEAKER: Your Committee on Judiciary, to which were referred:

Assembly Bill No. 223	Assembly Bill No. 1417
Assembly Bill No. 601	Assembly Bill No. 1461
Assembly Bill No. 1410	Assembly Bill No. 2026
Assembly Bill No. 978	Assembly Bill No. 1700
Assembly Bill No. 1414	Assembly Bill No. 890

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

BROWN, Chairman

Above reported bills ordered to second reading.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolution was offered:

Assembly Concurrent Resolution No. 57: By Messrs. Dunn, Caldecott, Dickey, Sheridan, and Sherwin—Relative to the Hayward Area Chamber of Commerce.

Referred to Committee on Rules.

REQUEST FOR UNANIMOUS CONSENT THAT REPORT OF THE ASSEMBLY COMMITTEE ON STATE-FEDERAL COOPERATION IN THE DISCOVERY, PRODUCTION, TRANSPORTATION, REFINING, AND USE OF PETROLEUM AND ITS PRODUCTS, BE PRINTED IN THE JOURNAL

Mr. Ralph C. Dills asked for, and was granted, unanimous consent that a Report of the Assembly Committee on State-Federal Cooperation in the Discovery, Production, Transportation, Refining, and Use of Petroleum and Its Products, as continued by House Resolution No. 85, be ordered printed in the Journal, in 10-point type.

Above mentioned report will appear prior to the motion to adjourn.

REQUEST FOR UNANIMOUS CONSENT THAT REPORT OF THE ASSEMBLY INTERIM COMMITTEE ON PUBLIC HEALTH BE PRINTED IN THE JOURNAL

Mr. Debs asked for, and was granted, unanimous consent that a Report of the Assembly Interim Committee on Public Health, as created by House Resolution No. 76, be ordered printed in the Journal, in 10-point type.

Above mentioned report will appear prior to the motion to adjourn.

RESOLUTIONS

The following resolution was offered:

By Messrs. Gaffney, Cooke, Maloney, George D. Collins, Lowrey, Brady, Gannon, O'Day, Dolwig, McMillan, Wollenberg, Berry, Thurman, Blosser, Debs, and Crowley:

House Resolution No. 131

Relative to Mrs. Josephine Mahé of San Francisco

WHEREAS, Mrs. Josephine Lande Mahé passed away in her ninety-third year in her beloved City of San Francisco; and

WHEREAS, Mrs. Mahé was the eldest native daughter of California, born to her pioneer parents, Raphael and Maria Lande, at the old Montgomery Block near Portsmouth Square on August 5th in 1853; and

WHEREAS, As the wife of the late Dr. Gustave Mahé she began a long lifetime of interest and active participation in the religious, civic, fraternal and cultural growth of San Francisco and California; and

WHEREAS, As an officer and member of Buena Vista Parlor, Native Daughters of the Golden West, and of the Association of Pioneer Women of California, she advanced the interests of her native city and State; and

WHEREAS, By her exemplary services as teacher in the old Lincoln School she helped endow the attainments of many prominent Californians in contemporary walks of life; now, therefore, be it

Resolved by the Assembly of the State of California, That the Members of this Assembly regret the passing of this gentle and great eldest native daughter and commend her to her eternal reward; and be it further

Resolved, That the Chief Clerk be instructed to forward copies of this resolution to the following: Buena Vista Parlor, N. D. G. W., and the Association of Pioneer Women of California, The Society of California Pioneers, Madame C. E. Grosjean, Mr. A. P. Giannini, Miss Nealie Sullivan, Mrs. Mary C. Gaffney, Judge Clarence Morris, and Cantor Reuben R. Rinder of Temple Emanu-El, all of San Francisco.

Resolution read, and referred to the Committee on Rules.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, April 1, 1947

MR. SPEAKER: *Your Committee on Legislative Procedure has examined:*

Assembly Bill No. 941
Assembly Bill No. 1120
Assembly Bill No. 1838

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

RECESS

At 12.10 p.m., on motion of Mr. Dickey, the Assembly recessed until 2.30 p.m.

REASSEMBLED

At 2.30 p.m., the Assembly reconvened.

Hon. Sam L. Collins, Speaker of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

LEAVE OF ABSENCE FOR THE BALANCE OF THE LEGISLATIVE DAY

The following member was granted leave of absence for the balance of the legislative day:

Mr. Allen, on motion of Mr. Lyons.

REPORTS OF STANDING COMMITTEES

Committee on Education

ASSEMBLY CHAMBER, SACRAMENTO, April 1, 1947

MR. SPEAKER: Your Committee on Education, to which was referred:

Assembly Bill No. 2654

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

DUNN, Chairman

Above reported bill ordered to second reading.

MOTION TO TEMPORARILY SUSPEND THE RULES

Mr. Anderson moved that the Rules be temporarily suspended for the purpose of reading Assembly Bill No. 2654 the second time, at this time.

Motion carried.

SECOND READING OF ASSEMBLY BILL NO. 2654

Assembly Bill No. 2654—An act to amend Section 1593 of the Education Code, relating to the effect of the formation and changes in territory and status of school districts, declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered engrossed.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 142—An act to amend Section 67a of the Code of Civil Procedure, relating to judges in the counties of the first class.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Caldecott, Carey, Clarke, Collier, Conrad, Crichton, Crowley, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Evans, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hawkins, Hollibaugh, Huyck, James, Johnson, Kirkwood, Loomis, Luckel, Lyons, Maloney, McCollister, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Waters, Wollenberg, and Mr. Speaker—54.

NOES—George D. Collins, Cooke, Dunn, Heisinger, Kilpatrick, McMillan, and Thorp—7.

Bill ordered transmitted to the Senate.

Assembly Bill No. 749—An act to amend Section 11b of the Municipal Court Act of 1925, relating to municipal courts in cities of the second and three-eighths class.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—63.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 796—An act to amend Section 7100 of the Health and Safety Code, relating to control of the disposition of the remains of a deceased person.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinckley,

Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—67.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 849—An act to amend Section 9 of the Municipal Court Act of 1925, relating to the constitution of the court and to compensation of officials.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—67.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1626—An act to add Section 829.6 to the Agricultural Code, relating to sale of fruits and nuts in "consumer packages."

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—67.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Constitutional Amendment No. 7—A resolution to propose to the people of the State of California an amendment to the Constitution of the State by amending Section 23 of Article IV of the Constitution of said State, relating to the compensation of Members of the Legislature.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Anderson, Berry, Blosser, Brady, Brown, Burke, Burns, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hawkins, Hinckley, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Waters, Wollenberg, and Mr. Speaker—59.

NOES—Heisinger—1.

Resolution ordered transmitted to the Senate.

Assembly Constitutional Amendment No. 7

A resolution to propose to the people of the State of California an amendment to Section 23 of Article IV of the Constitution of said State, relating to the compensation of Members of the Legislature

Resolved by the Assembly, the Senate concurring, That the Legislature of the State of California at its Fifty-seventh Regular Session commencing on the sixth day of January, 1947, two-thirds of the members elected to each of the two houses of the Legislature voting therefor, hereby proposes to the people of the State of California that

Section 23 of Article IV of the Constitution of the State of California be amended to read as follows:

SEC. 23 The Members of the Legislature shall receive for their services such compensation as may be provided by law and mileage to be fixed by law, all paid out of the State Treasury, such mileage not to exceed five cents ($0 05) per mile.

Assembly Constitutional Amendment No. 9—A resolution to propose to the people of the State of California an amendment to the Constitution of the State by amending Section 14, Article I, thereof, relating to immediate possession in eminent domain proceedings.

Resolution read.

The roll was called.

Call of the Assembly

Pending the announcement of the vote, Mr. Anderson moved a call of the Assembly.

Motion carried. Time, 3.13 p.m.

The Speaker directed the Sergeant-at-Arms to close the doors, and to bring in the following absent members:

Allen, Boyd, Brady, Butters, Carey, Conrad, Cooke, Cramer, Lester T. Davis, Debs, Clayton A. Dills, Dunn, Erwin, Evans, Field, Gannon, Grunsky, Hahn, Hinton, Hollibaugh, Huyck, Johnson, Knight, Lowrey, Sheridan, Silliman, Thurman, and Weber—28.

PROCEEDINGS UNDER CALL OF THE ASSEMBLY BY UNANIMOUS CONSENT

TEMPORARY SUSPENSION OF ASSEMBLY RULE NO. 85

Mr. Field asked for, and was granted, unanimous consent that Assembly Rule No. 85 be temporarily suspended for the purpose of placing a call of the Assembly on any matter on file.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1347—An act to add Section 19258 to the Government Code, relating to payment to state employees for personal property damaged or destroyed in the line of duty.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hawkins, Hinckley, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—62.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1367—An act to amend Section 6050 of the Penal Code, relating to the salaries of wardens and superintendents of state correctional institutions.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle,

Dunn, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hawkins, Hinckley, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—62.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 697—An act to amend Section 16273 of the Education Code, relating to the definition of a school bus.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Evans, Fletcher, Gaffney, Geddes, Grant, Hawkins, Hinckley, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Waters, Wollenberg, and Mr. Speaker—62.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1093—An act to amend Section 13502 of the Education Code, relating to district retirement plans.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Burke, Burns, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Evans, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hawkins, Hinckley, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—62.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Burke, Burns, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Evans, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hawkins, Hinckley, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—62.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1094—An act to amend Section 14135.1 of the Education Code, relating to district retirement plans.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Burke, Burns, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle,

Dunn, Evans, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hawkins, Hinckley, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—62.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Burke, Burns, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Evans, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hawkins, Hinckley, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—62.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1385—An act to add Section 14744 to the Education Code, relating to school district retirement plans.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Brady, Brown, Burke, Burns, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Evans, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hawkins, Hinckley, Hollibaugh, Huyck, James, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—60.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1095—An act to amend Section 14736 of the Education Code, relating to district retirement salary plans.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Brady, Brown, Burke, Burns, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C Dills, Dolwig, Doyle, Dunn, Evans, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hawkins, Hinckley, Hollibaugh, Huyck, James, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—60.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1096—An act to amend Section 2103 of the Education Code, relating to compensation of board members.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn,

Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, and Wollenberg—64.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1099—An act to amend Section 16271 of the Education Code, relating to school busses.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, and Wollenberg—64.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1011—An act to add Article 4 to Chapter 1 of Division 4 of the Education Code, relating to the rendering of services by governing boards of school districts and county superintendents of schools.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brown, Burke, Burns, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thurman, Waters, Wollenberg, and Mr. Speaker—62.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1531—An act to amend Section 20343.1 of the Education Code, relating to the refund of state college student fees.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thurman, Waters, and Mr. Speaker—60.

NOES—None.

Bill ordered transmitted to Senate.

Assembly Bill No. 1082—An act to add Section 5942 to the Education Code, relating to loans to school districts from the county school service fund.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Evans, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, Maloney, McCollister, Miller, Niehouse, O'Day, Price, Robertson, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—62.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 189—An act to amend Section 4300h of the Political Code, relating to coroners' fees.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Hawkins, Heisinger, Hinckley, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Waters, Wollenberg, and Mr. Speaker—63.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 334—An act to add Section 14654.5 to the Health and Safety Code, relating to members of the board of directors of fire protection districts in one or more counties.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Hawkins, Heisinger, Hinckley, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Waters, Wollenberg, and Mr. Speaker—63.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 399—An act to add Section 14053.5 to the Health and Safety Code, relating to members of the board of fire commissioners of fire protection districts in unincorporated areas.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig,

Doyle, Dunn, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Hawkins, Heisinger, Hinckley, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Waters, Wollenberg, and Mr. Speaker—63.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1062—An act to amend Section 1 of the Annexation of Uninhabited Territory Act of 1939, relating to the alteration of boundaries of municipalities.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Hawkins, Heisinger, Hinckley, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Waters, Wollenberg, and Mr. Speaker—63.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1206—An act to amend Section 4245 of the Political Code and Section 28116 of the Government Code, relating to compensation for public service in counties of the sixteenth class.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Hawkins, Heisinger, Hinckley, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Waters, Wollenberg, and Mr. Speaker—63.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1340—An act to ratify and confirm city ordinances which granted pueblo lands for cemetery purposes.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Hawkins, Heisinger, Hinckley, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Waters, Wollenberg, and Mr. Speaker—63.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 2148—An act to amend Section 4312 of the Political Code and Sections 24254 and 24256 of the Government Code, relating to location and hours of office of county officers.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Burke, Burns, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Evans, Field, Gaffney, Geddes, Grant, Hawkins, Heisinger, Hinckley, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, O'Day, Price, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Waters, Wollenberg, and Mr. Speaker—57.

NOES—Brown—1.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1088—An act adding Section 9.8 to an act entitled "An act to authorize the counties of the State of California to establish systems for the retirement and pension of certain county and county fire protection district officers and employees, namely county foresters, firewardens and county fire protection district firemen as defined in the act, and to provide certain benefits for their dependents, and empowering county boards of supervisors to levy a special tax," approved May 19, 1939, Statutes 1939, Chapter 174, Section 9.8 to the County Peace Officers' Retirement Law, and Sections 32038 and 32388 to the Government Code, and relating to retirement.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Hawkins, Heisinger, Hinckley, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Waters, Wollenberg, and Mr. Speaker—63.

NOES—None.

Bill ordered transmitted to the Senate.

FURTHER PROCEEDINGS UNDER CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 9

At 4.04 p.m., on motion of Mr. Anderson, further proceedings under the call of the Assembly were dispensed with.

The names of the absentees were called, and Assembly Constitutional Amendment No. 9 adopted by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brown, Burke, Caldecott, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Clayton A. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hawkins, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Knight, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, O'Day, Price, Rosenthal, Sherwin, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—54.

NOES—Burns, Clarke, Collier, Dickey, Ralph C. Dills, Heisinger, Hinckley, James, Loomis, McCollister, Robertson, Silliman, and Stephenson—13.

Resolution ordered transmitted to the Senate.

Assembly Constitutional Amendment No. 9

A resolution to propose to the people of the State of California an amendment to the Constitution of California by amending Section 14, Article I, thereof, relating to immediate possession in eminent domain proceedings

Resolved by the Assembly, the Senate concurring, That the Legislature of the State of California, at its Fifty-seventh Regular Session commencing on the sixth

day of January, 1947, two-thirds of all members of each of the two houses voting in favor thereof, hereby propose that Section 14, Article I, of said Constitution be amended to read as follows:

SEC. 14. Private property shall not be taken or damaged for public use without just compensation having first been made to, or paid into court for, the owner, and no right of way or lands to be used for reservoir purposes or beaches to be used for recreational purposes or sites to be used for public buildings or sites to be used for civic centers shall be appropriated to the use of any corporation, except a municipal corporation or a county or the state or metropolitan water district, municipal utility district, municipal water district, drainage, irrigation, levee, reclamation or water conservation district, or similar public corporation until full compensation therefor be first made in money or ascertained and paid into court for the owner, irrespective of any benefits from any improvement proposed by such corporation, which compensation shall be ascertained by a jury, unless a jury be waived, as in other civil cases in a court of record, as shall be prescribed by law; provided, that in any proceeding in eminent domain brought by the State, or a county, or a municipal corporation, or metropolitan water district, municipal utility district, municipal water district, drainage, irrigation, levee, reclamation or water conservation district, or similar public corporation, the aforesaid State or municipality or county or public corporation or district aforesaid may take immediate possession and use of any right of way or lands to be used for reservoir purposes or beaches to be used for recreational purposes or sites to be used for public buildings or sites to be used for civic centers required for a public use whether the fee thereof or an easement therefor be sought upon first commencing eminent domain proceedings according to law in a court of competent jurisdiction and thereupon giving such security in the way of money deposited as the court in which such proceedings are pending may direct, and in such amounts as the court may determine to be reasonably adequate to secure to the owner of the property sought to be taken immediate payment of just compensation for such taking and any damage incident thereto, including damages sustained by reason of an adjudication that there is no necessity for taking the property, as soon as the same can be ascertained according to law. The court may, upon motion of any party to said eminent domain proceedings, after such notice to the other parties as the court may prescribe, alter the amount of such security so required in such proceedings. The taking of private property for a railroad run by steam or electric power for logging or lumbering purposes shall be deemed a taking for a public use, and any person, firm, company or corporation taking private property under the law of eminent domain for such purposes shall thereupon and thereby become a common carrier.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, April 1, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 500
Assembly Bill No. 2389
Assembly Bill No. 2654

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 1, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1124

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bill ordered to third reading.

ANNOUNCEMENT OF COMMITTEE MEETINGS

It was announced that the following committees would hold meetings:

Upon recess, this noon—

Education.

At 2 p.m., today—
Subcommittee on Ways and Means.
(Natural Resources).
At 3 p.m., today—
Social Welfare.
Agriculture.
At 8 p.m., tonight—
Fish and Game.
Elections and Reapportionment.
At 9.30 a.m., Wednesday, April 2d—
Rules.

It was announced that the following committees would not hold meetings today:

Livestock and Dairies.
Public Health.

REPORT OF THE ASSEMBLY COMMITTEE ON STATE-FEDERAL COOPERATION IN THE DISCOVERY, PRODUCTION, TRANSPORTATION, REFINING AND USE OF PETROLEUM AND ITS PRODUCTS AS ESTABLISHED BY HOUSE RESOLUTION NO. 85

The members of this committee are:

ASSEMBLYMAN RALPH C. DILLS, Chairman
ASSEMBLYMAN LAUGHLIN WATERS
ASSEMBLYMAN EARL STANLEY
ASSEMBLYMAN JAMES CRICHTON
ASSEMBLYMAN SAM COLLINS
ASSEMBLYMAN CARL FLETCHER
ASSEMBLYMAN ALFRED W. ROBERTSON

Sacramento hearing, January 5, 1946

This meeting was called by Chairman Dills at the request of Assemblyman Charles M. Weber, who wished to discuss with the committee members proposed legislation dealing with the management of oil and gas districts. After a thorough discussion of the subject matter it was agreed that copies of the proposed measure should be prepared and sent to all parties in interest.

Accordingly copies were sent by Chairman Dills to the following list which was furnished the committee by R. D. Bush, State Oil and Gas Supervisor:

	Attention of	*Address*
Amerada Petroleum Corp.	Downs McCloskey	417 S. Hill St., Los Angeles 13
Barnsdall Oil Co.	W. C. Whaley	714 W. Olympic Blvd., Los Angeles 15
Belridge Oil Co.	Robt. W. Patterson	815 Edison Bldg., Los Angeles 13
Chanslor-Canfield Midway Oil Co.	H. L. Briggs	108 W. 6th St., Room 233, Los Angeles 14
Continental Oil Co.	R. E. Collom	601 W. 5th St., Los Angeles 13
General Petroleum Corp. of Calif.	B. E. Parsons	108 W. 2d St., Los Angeles 12
General Petroleum Corp. of Calif.	A. L. Weil	108 W. 2d St., Los Angeles 12
Honolulu Oil Corp.	Wm. L. Holloway	215 Market St., San Francisco 5
Honolulu Oil Corp.	A. C. Mattei	215 Market St., San Francisco 5
Independent Petroleum and Consumers' Association	J. A. Smith	1015 Subway Terminal Bldg., Los Angeles
Jergins Oil Co.	Alan Jergins	1000 Jergins Trust Bldg., Long Beach 2
The Ohio Oil Co.	J. V. Sutherland	437 S. Hill St., Room 904, Los Angeles 13
Oil Producers' Agency	Rush M. Blodget	417 S. Hill St., Los Angeles 13
Pacific Western Oil Corp.	Emil Kluth	417 S. Hill St., Los Angeles 13
Petrol Corporation	J. Barton Hutchins	756 S. Broadway, Los Angeles
Richfield Oil Corp.	Frank A. Morgan	555 S. Flower St., Los Angeles 13
Shell Oil Co., Incorporated	S. Belither	100 Bush St., San Francisco 6
Signal Oil and Gas Co.	R. M. Green	811 W. 7th St., Los Angeles 14
Standard Oil Co. of Calif.	Felix Smith	225 Bush St., San Francisco 20
Standard Oil Co. of Calif.	E. G. Gaylord	225 Bush St., San Francisco 20
The Superior Oil Co.	J. M. Lewis	601 W. 5th St., Los Angeles 13
The Texas Company	W. A. Clark	929 S. Broadway, Los Angeles 15
Tide Water Associated Oil Co.	T. L. Wark	79 New Montgomery St., San Francisco 20
Tide Water Associated Oil Co.	Wm. F. Humphrey	79 New Montgomery St., San Francisco 20
Union Oil Co. of Calif.	A. C. Rubel	617 W. 7th St., Los Angeles 14
Universal Consolidated Oil Co.	Gene Starr	Subway Terminal Bldg., Los Angeles
Western Gulf Oil Co.	J. C. Leovy	417 S Hill St., Los Angeles 13
Western Oil & Gas Assoc.		510 W. 6th St., Los Angeles 14
Wilshire Oil Co., Inc.	M. A. Machris	1206 Maple Ave., Los Angeles 15

The measure under discussion by the committee became Assembly Bill No. 700, introduced by Mr. Weber, January 27, 1947, California Legislature, Fifty-seventh (General) Session. It is entitled:

An act to provide for the organization, government and management of oil and gas drilling districts, public bodies corporate and politic, to prescribe and define their powers, duties, purposes and responsibilities, to provide for the acquisition, construction, maintenance and operation of works and other property for the purposes of such districts, and for the dissolution of such districts.

Concerning Assembly Bill No. 700, which was referred to the Committee on Manufacturing, Oil, and Mining Industry, Assemblyman Weber made the following statement:

"The bill offers a solution to the very complex physical and legal problems of drilling for gas in urban and suburban areas.

"During the last two decades such problems have found their way into the courts for solution, but in most cases, the solution was one of compromise based upon judicial reasoning rather than upon the equitable distribution of the wealth resulting from the actual production of oil or gas to the owner or lessors of the land. These experiences in the court have indicated that a cooperative organization in the form of a quasi-public district covering the lands of the lessors, or lessees, would be highly desirable. It is felt by the author that the existence of such a permissive law in the statutes, even though it would not be used immediately, would prove to be far-sighted legislation and would anticipate in a timely manner the future requirements of the oil industry."

Tidelands Hearings

Two of the members of this committee—Chairman Dills and Assemblyman Sam L. Collins—were chosen as members of a Joint Legislative Committee to appear before the United States Senate Judiciary Committee in Washington, February 7, 1946, at which time they submitted the following report:

BEFORE THE JUDICIARY COMMITTEE OF THE SENATE OF THE UNITED STATES

February 7, 1946

Statement of the Representatives of the Legislature of the State of California

The State of California has claimed and exercised ownership, dominion and jurisdiction over the lands under the ocean seaward for a distance of three miles and the lands under all tidal and navigable waters within its boundaries ever since its admittance as a state in the year 1850. The State most forcefully now asserts these claims. This ownership has been recognized, established and respected by everybody, including the United States of America and all agencies thereof, until about 1937 when the so-called Nye Resolution was introduced in the United States Senate. The Nye Resolution and others of similar purport which were introduced in the House of Representatives were very properly defeated; however, since that occasion the Federal Government by and through its respective officers, agencies and departments has made claims to the tidal submerged lands and thereby cast a cloud upon the title of the State of California to all of the lands beneath tidal and navigable streams and to filled lands.

The matter has been brought forcibly to the attention of the Legislature of the State of California by virtue of the filing of the case, *United States of America* vs. *State of California,* by United States Attorney General Tom C. Clark in the Supreme Court of the United States as an original proceeding. Likewise Mr. Harold Ickes as the Secretary of the Department of the Interior has indicated that he intends to pursue a course of conduct which will in effect assert a claim of title in and to the lands in question. The raising of these claims after nearly a century of uninterrupted peaceful possession has cast an unjustifiable and wholly unwarranted cloud upon the title of the people of the State of California, in and to the properties in question. Fortunately there is now under consideration, the matter of Senate Joint Resolution No. 48 which is similar in nature to House Joint Resolution No. 225 which passed the House of Representatives on or about September 20, 1945, by an overwhelming

majority. Such a serious threat to the sovereignty of the State of California cannot go unchallenged by the Legislature of the State of California, though our rights and interests be ever so ably guarded by our Attorney General Robert W. Kenny. To the end that the views of the Legislature of the State of California might be expressed in this matter, a resolution providing for a committee of six members, three from the Senate and three from the Assembly, was adopted unanimously by the Legislature of California.

As we understand it the purport or essence of these resolutions S.J. No. 48 and H.J. 225, is that, if adopted, the United States of America would thereby release, remise and quitclaim all right, title, interest, claim, or demand of the United States of America in and to all lands beneath tidewaters and all lands beneath navigable waters within the boundaries of each of the respective states, to each of such states and to the respective grantees or successors in interest thereof, and to the respective present owners of such lands of which title has been confirmed by official action of the United States of America; excepting of course, such lands as might have been acquired by the United States of America from any state, its grantees or successors in interest, by cession, grant, quitclaim or condemnation; and of course, that the United States of America would continue with its present powers of regulation and control for the purposes of commerce, navigation and the national defense. We are of the opinion that the adoption of the resolution will permanently and satisfactorily quiet the titles of the respective states, their grantees or successors in interest in and to the tidal and submerged lands and thereby dispose of many complex and perplexing problems, all to the end that we can proceed with reconversion and new developments involving the expenditure of millions of dollars.

It is appropriate for the Congress to act upon this subject at this time. Repeatedly, legislative bodies of the respective states and the Congress have continued to function even though suits may be brought or be pending in reference to the subject matter under consideration. There surely is no rule of law or common practice or general understanding to the effect that upon the filing of an action in court the legislative processes must be stilled until the courts finally dispose of the issues involved in any such action. If this were true, any legislative body could for all practical purposes be put into a legislative "straight jacket" at the whim of any person for almost any reason. Numerous citations of authority commencing with the Supreme Court of the United States in *United States* vs. *Schooner Peggy,* 5 U.S. 103, sustain the point of view herein indicated.

The State of California and its successors and grantees have on many, many occasions granted to the Federal Government certain parcels of the tidal and submerged lands. It has been assumed by the Federal Government and all of its departments and agencies until very recently that there was absolutely no question about where the titles to these tidal and submerged lands was located, i.e. in the State of California. We have no doubt that equity and fairness would dictate that the Federal Government is now estopped to make any claim or demand upon these lands.

It is the opinion of the Legislature of the State of California that the State of California should no longer be confronted with the uncertain conditions and vexatious proceedings and statements which have come into being in recent years with reference to its tidal and submerged lands.

We are confident in the belief that the adoption of these resolutions is the only means of stopping for all time the assault upon our well established titles.

The Supreme Court of the United States of America has repeatedly held that the State of California has the title to the lands in question. We feel that it is the duty and the responsibility of Congress to once and for all, quiet the titles in the states.

We feel that the legislation is needed to remove the clouds which have been cast upon the titles of the State of California, its successors and grantees.

We respectfully urge and request that the Senate Judiciary Committee take favorable action upon the resolution heretofore referred to and further that the United States Senate take similar action, if and when the matter is before said United States Senate for consideration.

Meeting at State Building, Los Angeles, February 26, 1947

Present

ASSEMBLYMAN RALPH C. DILLS, Chairman
ASSEMBLYMAN LAUGHLIN WATERS
ASSEMBLYMAN EARL STANLEY
ASSEMBLYMAN JAMES CRICHTON
ASSEMBLYMAN SAM L. COLLINS

Upon convening this hearing, Chairman Dills made the following statement:

"The Assembly Committee on State-Federal Cooperation in the Discovery, Production, Transportation, Refining and Use of Petroleum Oil and its Products was reconstituted by House Resolution No. 85 passed on February 4, 1947. At that time, the powers of the Assembly committee were amended and I shall read to you the pertinent amendments with respect to the additional powers given to the committee: The committee is authorized and directed as set forth to ascertain, study, and analyze all facts relating to Paragraph A. 'The subject within the scope of legislative control and attaining maximum efficiency and minimum waste at all the various phases of the discovery, production, transportation, refining and the use of oil, gas, and other hydro-carbon substances'; and now the new matter; 'including production thereof from lands owned by the State, public agencies, and political subdivisions cooperating therein to the fullest extent in every way with federal agencies.'

"That is the new matter. And, in addition, this committee has this duty and also, Paragraph B: 'The title of the State of California and its grantees in and to the tide, submerged and reclaimed lands lying within its borders and adjacent to its seacoast, any attacks by federal officials relating thereto, litigation with reference thereto, and legislation pending in Congress affecting such title, and any and all matters relating thereto, or connected therewith.'

"I should like to call the attention of those present and members of the committee to Section 6872 of Chapter 3 of Article 4 of the Public Resources Code. I am quoting now verbatim Section 6872: The title is 'Circumstances Authorizing Leases.' Whenever it appears to the commission that oil or gas deposits are known or believed to be contained in any such lands and may be or are being drained by means of wells upon adjacent lands, the commission—may I parenthetically point out that

is the State Lands Commission—'shall thereupon be authorized and empowered to lease any such lands either as a tract or in parcels of such size and shape as the commission shall determine for the production of oil and gas therefrom.'

"Section 6829 of the Public Resources Code, entitled 'Terms, Conditions and Provisions to be Included' establishes a requirement that the State Lands Commission shall set up certain conditions, and I shall read that section or a portion of that Section 6829 for you for your information. I am quoting directly now: 'Every oil or gas lease executed under this chapter shall include the following: A. Such terms, conditions, and provisions as will protect the interests of the State with reference to securing the payment to the State of the proper amount or value of production. B. Such terms, conditions and provisions as will protect the interests of the State with reference to the spacing of wells for the purpose of properly offsetting the drainage of oil and gas from state lands by wells drilled and operated on and within privately owned lands. Diligence on the part of the lessee will be used in drilling wells to the oil beds and will also be used to follow the requirements as to depth of such wells for the purpose of reaching the oil sands and producing oil and gas therefrom in commercial quantities.'

"From the reading of these two sections of our Public Resources Code, then we find the authority for the State Lands Commission to enter into leases with private companies for drilling purposes on state lands. That is to say, it is known or believed that the state lands are being drained by adjacent sites or adjacent leaseholders. Then, we are required —then the other provisions of the codes which I quoted, established conditions under which the Legislature feels these leases may be let providing for drilling and so on, that we may recoup for the State the greater amount of money and resources under this code."

Chairman Dills announced that he had requested the presence at the hearing of J. Stuart Watson, the Executive Officer of the State Lands Commission and that he had asked Mr. Watson to come prepared to answer questions concerning the following:

1. Lease P. R. C. (Public Resources Code) No. 132 between the State of California and Gilco, Incorporated.

2. Lease P. R. C. No. 186 between the State of California and Marine Exploration Company.

3. How many other leases of state lands for oil or gas drilling purposes has the State Lands Commission let since 1943?

4. What is the customary or usual requirements respecting continuous drilling in these leases?

5. Has the State Lands Commission formally excused the requirement for continuous drilling? If so, when and for what leases? (Give P. R. C. lease number.)

6. Has the Executive Officer of the State Lands Commission granted permission to any lessee to suspend or discontinue drilling? If so, when and for what leases?

7. Under what authority has the Executive Officer of the State Lands Commission the right to suspend or discontinue drilling operations?

8. What lessees have not conformed to the terms of their leases respecting the requirement for continuous drilling? (List by P. R. C. lease number.)

Mr. Watson stated that he had been Acting Executive Officer of the State Lands Commission since April, 1946, or approximately 11 months. He succeeded Carlyle F. Lynton.

Mr. Watson stated the P. R. C. (Public Resources Code) No. 132 was one of a series of leases and documents representing a separate transaction and that this one (132) is located in Orange County, seaward of the ordinary highwater mark, right at the Orange-Los Angeles County border. He stated that P. R. C. 186 goes farther seaward and a little farther east than No. 132. Both are off Seal Beach. The witness stated that the State Lands Commission entered into a lease with Gilco, Incorporated, on January 27, 1944, this lease being known as P. R. C. 132.

This lease, specifically paragraph 5, requires as follows:

"That within 45 days from and after the date of this lease, the lessee shall commence operations for the drilling of a well and shall continue diligently thereafter with such drilling until such well has reached a vertical depth below sea level of at least 7,000 feet, unless by written mutual consent of the parties hereto, it shall be determined that said well should be drilled to a lesser depth."

Also Section 7 specifies: "Within 30 days from and after the date of completion of the first well or the cessation of drilling or testing operations therein, the lessee shall commence operations for the drilling of the next well and operations for the drilling of each succeeding well thereafter shall be commenced within 30 days from and after the date of completion or cessation of drilling of the preceding well so that there shall be drilled to each commercially productive oil and/or gas zone, if it is mechanically practicable to do so by slant drilling, at least one well for the production of oil for each 10 acres of the area contained in the demised premises and at least one well for the production of gas for each 40 acres of the area contained in the demised premises."

Mr. F. J. Hortig, Acting Assistant Executive Officer for the State Lands Commission, testified that Gilco, Incorporated, never reached a "vertical depth below sea level of at least 7,000 feet" but, in fact, had reached a depth of only 4,327.57 feet. The witness agreed with Chairman Dills that "at no time, with respect to the first well, did Gilco, Incorporated, ever comply with the terms of the lease with respect to vertical drilling."

(The record shows that "first well" means P. R. C. 132; that Gilco, Incorporated, in drilling the first well, stated they found it impossible to reach the structure so they asked the State Lands Commission to advertise an additional area. This was done and resulted in the issuance of P. R. C. 186.)

At the request of Chairman Dills, the Attorney General's Office was requested to examine into the legal entity of the lessees under P. R. C. lease No. 132 and No. 186 and, in a communication dated March 1, 1947,

the Attorney General informed the committee that the following facts were disclosed:

"P. R. C. Lease 132 is dated January 27, 1944, and is between the State of California, acting by and through the State Lands Commission, as Lessor and Gilco, Inc., as Lessee.

"The Lessee signs as Gilco, Inc. By A. T. Jergins, President, and by Lowell Stanley, Secretary, and bears the corporate seal indicating that said corporation is a California corporation.

"P. R. C. 186 is dated September 24, 1945, between the State of California, acting by and through the State Lands Commission, as Lessor, and Marine Exploration Company, a California corporation, as Lessee. It is signed on behalf of the Lessee as "Marine Exploration Company, Jas. T. Wood, Jr., Vice President, Lowell Stanley, Secretary," and bears the corporate seal as a California corporation 'Incorporated March 19, 1934.' "

The Attorney General made the following conclusion:

"It therefore appears that the State Lands Commission has entered into two separate leases with the same corporation under its name of Gilco, Inc., and the latter lease P. R. C. No. 186 with the same corporation under its present name of Marine Exploration Company."

With respect to P. R. C. 132 and P. R. C. 186 the testimony before the committee was to the effect that Gilco, Inc., now known as Marine Exploration Company, did not attempt to drill to the 7,000 vertical feet as required by the lease nor did it begin a new well. Instead, Marine Exploration Company used the same derrick and drill site formerly used by Gilco, Inc., and drilled only to a vertical depth of 3,407 feet and discontinued drilling on February 23, 1946.

In connection with the question of compliance with the requirements contained in the lease, the transcript of the hearing contains the following:

CHAIRMAN DILLS: Now this lease with the Marine Exploration Company, Lease No. 186, entered into September 24, 1945; they reached a vertical depth of 3,407 feet as stated by Mr. Hortig. Mr. Hortig, did you give us the date at which time that has been reached?

MR. HORTIG: No, sir, it is approximately January, 1946. However, as I say, as soon as the daily record comes down, we will have the exact date and the verification of the depth.

Q. Approximately January, 1946?

MR. HORTIG: Yes.

Q. Now, does this record disclose that on February 27, 1946, a letter was addressed to the Marine Exploration Company, attention of Mr. Lyle Stanley, by Carlyle Lynton—have you found that letter?

A. Letter of February 27, 1946, to Marine Exploration, attention Lyle Stanley, "In re: Lease P. R. C. 186. This is in reply to your letter of February 21, 1946, in which your request of approval of extension of operations under lease P. R C. 186, and the drilling of well State One until the delivery of a new string of two and three-quarter inch drill pipe, which you have ordered heretofore, is approved hereby, subject to confirmation by the State Lands Commission."

Q. And that was February 27, 1946?

A. '46.

Q. Do the records disclose that the State Lands Commission did, in fact, confirm the suspension of operations in accordance with the letter written by Carlyle Lynton?

A. No, they do not.

Q. For a period then of from February 27, 1946, until to date and by authority of a letter received from the executive officer of the State Lands Commission, but not confirmed by the State Lands Commission in duly assembled convention, the Marine Exploration Company was authorized to discontinue the drilling of their first well?

A. Well, Mr. Dills, I don't think the executive officer of the State Lands Commission can commit the State. It has to be confirmed by the commission and it has not been done in this case, if I understand your point.

Q. Has the Marine Exploration Company discontinued operations as of that date?

A. Yes.

Q. There has not been any further activity?

A. No.

Q. Since February 27, 1946?

A. Or until some date approximately that, I wouldn't like to state.

Q. Has the State Lands Commission, as constituted, at any time after that, they did not grant them permission to do so?

A. That's right.

Q. And in the action taken on December, 1946, at which Mr. Dean and Lieutenant Governor—or not Lieutenant Governor, but State Controller Riley were present, this authority was not granted for 186?

A. It just said—they ordered me not to serve notice for a period of 60 days on default.

Q. Then, the committee is justified in believing that the Marine Exploration Company is not complying with the terms of its lease, is it, with respect to continuous drilling?

A. That is correct. These leases and others too. That was the point in bringing this matter to the commission, that there are other leases in the same category.

ASSEMBLYMAN DILLS: Any questions?

ASSEMBLYMAN WATERS: Yes.

CHAIRMAN DILLS: Assemblyman Waters.

EXAMINATION BY ASSEMBLYMAN WATERS: Q. Was this extension that was suggested by Mr. Lynton disaffirmed by the State Lands Commission?

A. No, it was not.

Q. Mr. Lynton left before that time, I presume?

A. Yes, Mr. Lynton left about that time. I presume that I was supposed to pick up the things he hadn't completed, but it was not done.

Q. Do you know whether or not the drill pipe which they were expecting has been delivered?

A. To my attention, and my knowledge, it has not.

Q. In other words, insofar as they are concerned, then, they have had no disaffirmation on the part of the commission and they are functioning, or waiting for the delivery of the drill pipe?

A. I think that is a reasonable conclusion.

CHAIRMAN DILLS: That is a conclusion based upon the fact that they are assuming that the executive officer has the authority to grant the extension which the state law clearly does not permit.

A. No, I don't think the executive officer can do those things.

In connection with the question as to how many leases of state lands for oil or gas drilling purposes has the State Lands Commission granted since 1943 the testimony showed that, since May 21, 1943, there had been eight leases issued pursuant to advertising and bid, namely: P.R.C. 91; 129; 132; 144; 145; 163; 186 and 208.

The record of the hearing shows the following list of leases where deferment had been granted:

Lease 129, April 7, 1944, minutes page 503: "Approved 30-day delay in drilling of the first well." That lease is at Elwood. "Lease 132, P.R.C., Gilco, Seal Beach, April 7, 1944, minutes page 503, approved 30-day delay in drilling first well. Lease 129, P.R.C., Signal, at Elwood, minutes of May 5, 1944; "Approved 15-day additional delay in drilling first well." Lease 392, old series, Southwest Exploration Company, minutes of May 5, 1944; "Approved 30-day delay in continuous drilling." Lease 129, Signal, at Elwood, minutes of August 3, 1944; "Approved additional 15-day delay in drilling first well." Lease 132, P.R.C., Gilco, Seal Beach, minutes of August 3, 1944; "Approved reasonable extension of time for subsequent delay in drilling." Lease 144, Bell Oil, et al., now operated by Fullerton, Rendont Field, Ventura County, minutes of September 6, 1944, "Approved 30-day delay in drilling first well." Lease P.R.C., 145, Bell Oil, et al., now known as the Rendont Field, Ventura County, minutes of September 6, 1944, "Approved 30-day delay in drilling first well." Lease 145, P.R.C., Bell Oil, et al., now known as Fullerton, Rendont Field, minutes of November 15, 1944; "Approved additional 30-day delay in drilling first well." Lease 129 P.R.C., Signal, at Elwood, minutes of November 15, 1944; "Approved 30-day delay in drilling the second well." Lease 163, P.R.C., Signal, at Huntington Beach, minutes of January 12, 1945; "Approved 30-day delay in drilling first well." Lease 163, P.R.C., Signal, Huntington Beach, minutes of February 20, 1945; "Approved modification in location and drilling of deepness." Lease 91, P.R.C., H. R. Hamilton, et al., Huntington Beach, minutes of October 24, 1945; "Deferred until further notice by commission, of further drilling in Johnson, pending drilling into the main zone." Lease 91, P.R.C., H. R. Hamilton, et al., Huntington Beach, minutes of February 15, 1946; "Deferred drilling of main zone well until February 15, 1946." P.R.C. 91, H. R. Hamilton, et al., Huntington Beach, August 22, 1946, defer drilling of the second main zone well until October 1, 1946."

Conclusions

It would appear to the committee that the State Lands Commission, which consists of the Director of the Department of Finance, Chairman; the Lieutenant Governor, member; and the State Controller, member, should seriously consider the advisability of requiring all lessees to comply with the terms of their leases with respect to continuous drilling. If such is not done, we see no way in which the State's interests in the oil and gas deposits on state lands can be adequately protected.

The committee assumes that the State Lands Commission was correct in entering into the leases in the first instance based upon possible drainage from state lands. We, therefore, are obliged to conclude that, unless lessees present reasonable grounds for not complying, they must be made to do so.

The committee recommends that the State Lands Commission undertake to require proof that lessees are exercising due diligence and reasonable efforts to secure men and material necessary to commence operations suspended because of shortage. Specifically, where a lessee requests an extension of time for continuing drilling because of a shortage of men and/or material, such lessee should be required to supply evidence of reasonable effort to remedy such shortage.

In view of the testimony that, except for one lease, there have always been bidders when the State advertises for drilling upon state lands, the committee recommends that the State Lands Commission consider the advisability of declaring a forfeiture of some of the existing leases where there are reasonable grounds to believe that state lands are being drained. These areas could then be opened up to bidders who would be required to comply with the terms of the lease with respect to continuous drilling and the protection of the State's interests in its oil and gas deposits.

Where state tidelands have been leased by the Lands Commission on the assumption that they have been subject to drainage from adjacent property and subsequent developments have shown that such drainage does not exist, it would seem that such lease should be cancelled and the tidelands not reopened to bidding because the original premise of possible drainage has been disproved.

The committee concludes that the alleged excuse of oil companies that they are not complying with the terms of the lease respecting continuous drilling because of the current challenge by the Federal Government as to the ownership of tidelands is not a valid argument upon which the State Lands Commission should decline to take appropriate action. Arguments have been completed on this issue before the United States Supreme Court and Attorney General Tom Clark has stated that it will not be the purpose of the Federal Government, should they be successful in the current litigation, to lay claims to any revenues previously derived from oil or gas bearing tidelands.

The committee further recommends that an interim committee be established to protect the State's interests as represented in S.J. No. 48 and S.J. No. 225, now pending in the Congress, and with respect to carrying out the recommendations contained in this report.

Respectfully submitted.

RALPH C. DILLS, Chairman
J. G. CRICHTON
LAUGHLIN E. WATERS
EARL W. STANLEY
SAM L. COLLINS

REPORT OF THE ASSEMBLY INTERIM COMMITTEE ON PUBLIC HEALTH, H.R. 76

March 31, 1947

Hon. Sam Collins, Speaker of the Assembly
State Capitol, Sacramento, California

MR. SPEAKER: Your committee, as provided in H.R. 76, 1947, herewith makes its report.

We have acted during the constitutional recess as provided and since returning to Sacramento for the reconvening of the First Extraordinary and the Regular Sessions of 1947. Manifestly there has been little time in which the members could meet for discussion, hold hearings, or engage in independent research.

However, several of the members, each in his own way, have contacted various hospitals.

It was deemed advisable and pertinent to ascertain if valid experience, obtained since that appearing in other documents furnished the Legislature, materially changed previously determined expectations, and by unanimous action of the committee we secured the services of Mr. Virgil M. Griffin, Actuary.

Mr. Griffin was asked to include in his report an evaluation of the costs which might be expected to obtain under the provisions set forth in Assembly Bill No. 1500 in its present form. His report appears herein.

It is the unanimous opinion of this committee that hearings on any bills touching on the subject of health insurance which are brought before the Legislature may now be studied objectively. We now have before us as useful aids in making a determination the present report, the report of the Senate Interim Committee, and the report of the Assembly Health Care Investigating Interim Committee, and it is;

Recommended that this Legislature carefully consider the cost factors involved in any plan to be undertaken by the State.

The committee finds also that the presently existing shortage of *hospital beds* in California is not to be disregarded, whether or not any plans for providing prepaid medical care are adopted. Today there simply are not enough beds in the hospitals of this State to adequately care for the needs of the population. Health insurance, compulsory or otherwise, is not going to build hospitals.

This report then brings in no recommendations for or against any proposed legislation but is, as nearly as it is possible to make it, a factual document bearing on an important subject.

Respectfully submitted.

ERNEST E. DEBS, Chairman
JOHN W. EVANS, Vice Chairman
RAYMOND W. BLOSSER
CLAYTON A. DILLS
ERNEST R. GEDDES
WILLIAM S. GRANT
WALTER R. HINTON
RICHARD H. MCCOLLISTER
WILLIAM H. ROSENTHAL
JOHN F. THOMPSON

Report of Virgil M. Griffin, Actuary

LETTER OF TRANSMITTAL

SACRAMENTO, CALIFORNIA, March 31, 1947

Hon. Ernest E. Debs, Chairman
Assembly Interim Committee on Public Health

DEAR ASSEMBLYMAN DEBS: Herewith is the report prepared by myself at the instance of, and as authorized by, your committee.

The report deals with the hospitalization experience during the year 1946 or fiscal year ending in 1946 of three representative insurance carriers.

In accordance with the request of Assemblyman Geddes, chairman of your subcommittee the material was gathered mainly with reference to the incidence and use of hospitalization, but some cost trends have been added to supplement previously obtained statistics.

Also, at the request of your committee, I have made an evaluation of the costs of the benefits proposed under Assembly Bill No. 1500 in the printed form as of January 30, 1947.

Very truly yours,
(Signed)

VIRGIL M. GRIFFIN

Report Submitted by Virgil M. Griffin, Actuary

This report contains the most recent available experience with reference to hospitalization of: (1) The Occidental Life Insurance Company, (2) Blue Cross Hospital Plan, (3) The Health Service System of San Francisco.

OCCIDENTAL LIFE INSURANCE CO.

Through the cooperation of the Occidental Life Insurance Company which opened its books to us at its home office in Los Angeles, a complete examination was made of its claim register. This examination supplemented by runs on the company's tabulating equipment was sufficient to provide the number of hospital claims and the number of members exposed to risk in the State of California.

Five groups were excluded in making our computations because either the complete claim information or the membership rolls were not currently available.

The record of groups and memberships therein for the year 1946 were as follows:

	January 1st	*May 1st*	*September 1st*	*December 1st*
Number of groups	105	111	122	120
Number of persons	23,113	24,475	28,431	32,172

The averages for the year were 114½ groups with 27,048 members.

Table 1, which follows, sets forth the claims experience during the calendar year 1946.

Table 1

Group Hospitalization Experience—Occidental Life Insurance Company

1946

(a)	Life years exposure		27,048.
(b)	Hospitalized cases		
	* Surgical cases	1,532	
	Medical cases	634	
			2,166.
(c)	Hospital days		18,286.
(d)	Cases per member (b ÷ a)		.08
(e)	Day per case (c ÷ b)		8.44
(f)	Hospital days per member per year (d × e)		.675

Of the 2,166 cases hospitalized, there were 27 where the number of days extended beyond the limits provided in the contracts under which the beneficiaries were insured. Some of the contracts in force provided for hospitalization up to 31 days and others up to 70 days. Under the 31-day contracts, there were 13 claims in which hospitalization extended beyond the limit; while under the 70-day contracts, there were 14.

Membership in the groups was preponderantly adults, male and female employees.

BLUE CROSS HOSPITAL PLAN

The experience of the Blue Cross Hospital Plan was taken from its nation-wide statistical studies which were made available to us through the courtesy of the officers of the state organization.

These studies yield the pertinent data shown in the table which follows and covers a six-year experience for the years 1940 to 1945, inclusive.

Table 2

Blue Cross Hospitalization Experience

	Admissions (Cases per member)		*Hospital days (Per member per year)*	
Year	*Adult males*	*Adult females*	*Adult males*	*Adult females*
1940	.08	.10	.84	1.18
1941	.07	.10	.70	.99
1942	.085	.105	.84	.96
1943	.09	.09	.93	.91
1944	.10	.10	.95	.93
1945	.10	.10	1.11	.92

HEALTH SERVICE SYSTEM OF SAN FRANCISCO

The Health Service System of San Francisco is a health service system for the municipal employees and the employees of the Board of Education of San Francisco. The plan under which such employees are insured provides medical, surgical and hospitalization benefits for them and for their dependents, and for retired members.

Membership on the part of employees is compulsory while membership of dependents is elective and selective in that physical examination is required. Since physical examination on the part of employees is required as a condition of employment, the whole membership may be considered as select. Certain benefits are excluded, such as tonsillectomies and adenoidectomies for minor dependents. "No adult dependent or independent beneficiary is entitled to obstetrical service or service for complications of pregnancy," nor are employed members entitled to hospitalization for the same.

We were furnished the material used to compile the table shown below by the office of the Health Service System of San Francisco. A separate table appearing on the next page shows the costs attending the hospitalization of members for the 12 months ending September 12, 1946.

Table 3

Group Hospitalization Experience—Health Service System of San Francisco

Year Ending September 30, 1946

Membership	*Number of subscribers*	*Number hospitalized*	*Total days hospitalized*	*Average days per patient*	*Days per member per year*
Employed					
Male	7,539	564	4,823	9	.64
Female	3,353	321	2,720	8	.81
Total	10,892	885	7,543	9	.69
Adult dependents					
Male	86	6	47	8	.55
Female	2,412	227	1,867	8	.77
Total	2,498	233	1,914	8	.76
Children	1,903	143	657	5	.36
Retired	848	83	868	10	1.02
Grand total	16,141	1,344	10,982	8	.74

Comparison by Type of Subscriber of Hospitalization Experience—12-Month Period Ending September 30, 1946 *

	Number of subscribers in group	*Number hospitalized*	*Total days hospitalized*	*Average days per patient*	*Average cost per patient hospitalized*	*Cost per patient per day*	*Total cost*
Members							
Male	7,539	564	4,823	9	$98 75	$11 55	$55,696 50
Female	3,353	321	2,720	8	94 45	11 15	30,318 29
Total	10,892	885	7,543	9	$97 19	$11 40	$86,014 79
Retired							
Under 62 years							
Male	179	13	152	12	$123 93	$10 60	$1,611 06
Female	101	7	25	4	47 92	13 42	335 44
Total	280	20	177	9	$97 33	$10 99	$1,946 50
62 years and over							
Male	369	38	427	11	$125 94	$11 21	$4,785 80
Female	199	25	264	11	114 82	10 87	2,870 42
Total	568	63	691	11	$121 53	$11 08	$7,656 22
Total retired	848	83	868	10	$115 70	$11 06	$9,602 72
Adult dependents							
Under 62 years							
Male	60	4	30	8	$100 60	$13 41	$402 40
Female	2,009	178	1,388	8	87 22	11 18	15,525 17
Total	2,069	182	1,418	8	$87 51	$11 23	$15,927 57
62 years and over							
Male	26	2	17	9	$103 75	$12 20	$207 50
Female	403	49	479	10	106 72	10 92	5,229 27
Total	429	51	496	10	$106 60	$10 96	$5,436 77
Total adult dependents	2,498	233	1,914	8	$91 69	$11 16	$21,364 34
Minor dependents	1,903	143	657	5	$49 00	$10 67	$7,007 24
Grand total	16,141	1,344	10,982	8	$92 25	$11 29	$123,989 09

* Health Service System of San Francisco.

In order to more readily compare the experiences studied we have prepared the table below in which the Blue Cross experience for 1945 is used.

Table 4

Comparative Hospitalization Experience

Experience studied	*Hospital cases per member per year*	*Hospital days per member per year*
Occidental Life	.08	.675
Blue Cross Male	.10	1.11
Blue Cross Female	.10	.92
Health Service Plan of San Francisco	.08	.74

Cost Trends

Our study thus far has been directed toward securing data reflecting current experience as to the incidence and duration of hospitalization. It will be seen, with reference to previous studies, that there is little variation from year to year in the incidence and the duration of hospitalization. Unit costs of hospitalization, however, have shown a steady upward trend.

The following determinations are not introduced here to establish hospital costs but to illustrate factually the current trend.

HOSPITAL COSTS PER DAY

Blue Cross

1945, First Quarter	$9 20
1945, First Half	9 60
1945, Second Half	10 13
1946, First Quarter	10 30
1946, First Half	11 10

San Francisco County Hospital

	Main Hospital	*T.B. Hospital*	*Communicable Disease, Isolation*
1942-1943	$7 47	$4 84	$6 97
1943-1944	9 08	5 79	5 87
1944-1945	9 33	5 99	8 36
1945-1946	9 33	6 67	6 59

Health Service System, San Francisco

1942-1943	$8 36
1943-1944	9 45
1944-1945	9 80
1945-1946	11 29

Fifteen California Hospitals *

1940	$9 21
1944	11 80

Five Southern California Hospitals *

1940	$9 14
1944	12 30

Ten Northern California Hospitals *

1940	$9 26
1944	11 41

* Final Report Assembly Health Care Investigating Interim Committee—See pages 31 and 32.

Evaluation of the Costs of Providing Benefits Under A.B. No. 1500

Reference is made to Assembly Bill No. 1500 as introduced and printed January 30, 1947. Article 3 of the bill, Sections 50 and 51, provides the following services:

1. Up to 100 days hospitalization for each continuous period of disability.
2. Medical services by a physician or surgeon rendered in a hospital or following hospitalization.
3. Certain treatment by dentists when performed in a hospital.

Hospital services as detailed in Section 52 (a), (b), (c) and (d) include:

(a) Bed and board in a ward or semi-private room. Services of a dietician, general nursing care, use of operating room, anaesthetics and surgical supplies. Use of cystoscopic rooms.

(b) Drugs, Biologies, bandages, dressings, oxygen, blood and plasma, as required during period of hospitalization.

(c) Care of new born infants during such period as mother remains in the hospital.

(d) Laboratory services, including chemical, bacteriological, physical, diagnostic and therapeutic X-ray, and such other laboratory or related services, as are ordinarily provided by a hospital.

Section 53 provides that the above laboratory services may be rendered to persons outside of the hospital in standard approved laboratories approved by the authority when necessary and prescribed by the physician as required by the nature of the case.

In Section 54 it is provided that the authority may require in cases other than surgery or obstetrics that the beneficiary pay for the first two days of hospitalization or a portion of the laboratory fees, not to exceed $10.

Sections 55 and 56 provide for extension of services but cannot be evaluated here since they are contingent on the condition of the fund.

In Article 7, Section 158, it is provided that not more than 6 percent of the money deposited in the fund may be expended for all expenses by the authority and departments of government incident to carrying out the provisions of the act.

Those eligible to receive benefits under the act are employees and each of their dependents.

The subjoined table exhibits an estimate of the costs of the above listed benefits under the following conditions:

(a) Medical services at 1945 cost levels.

(b) Laboratory and X-ray services at 1945 cost levels.

(c) Hospitalization at 1947 cost levels.

(d) Incidence and demand for service comparable to that experienced by prepaid medical care plans operating in California.

(e) A membership consisting of equal numbers of men between the ages of 18 and 65, women between 18 and 65, and children under age 18.

(f) No expansion or reduction of the above benefits by action of the authority.

The table has been prepared to show the cost individually for an adult male, an adult female and a child; the total column shows the cost for a group consisting of three people: An adult male, an adult female and a child. The three people do not, necessarily, represent a family although it is estimated that among the civilian population of California, the average family consists of 3.1 persons.

DETERMINATION OF POSSIBLE COSTS FOR CERTAIN HOSPITAL AND MEDICAL SERVICES

Annual Cost per Person

Service	*Reference, A B. No. 1500*	*Males, age 18 to 65*	*Females, age 18 to 65*	*Children, age 0 to 18*	*Total, man woman and child*
1. Medical:	Art. 3, Sec. 51				
(a) Doctor's calls	(a)	$3 30	$5 10	$1 68	$10 08
(b) Surgical	(a)	5 33	10 62	4 78	20 73
(c) Dental	(b)	?	?	?	?
2. Hospital, including laboratory	Sec. 52 (a) (b) (c) (d)	11 25	16 75	5 63	33 63
3. Laboratory, outside hospital	Sec. 53	5 29	5 29	2 65	13 23
4. Maternity: Hospital and physician (not included under hospital or medical above)			13 50		13 50
Totals		$25 17	$51 26	$14 74	$91 17
5. Expenses	Art. 7, Sec. 158				
6 percent of gross deposits					5 83
Total cost					$97 00

NOTES: Following references are to "Final Report of the Assembly Health Care Investigating Interim Committee" H.R. 295—1945.

*1(a) Table 37, page 69.

*1(b) Page 101 (Costs for "Employed Women" and "Unemployed Married Women" averaged.)

*1(c) No cost data available.

*2. Page 94, Table 52, Division 3, with cost per hospital day (ward care) assumed to be $12.50. Division 3 selected because contemplated coverage is for all eligible groups indiscriminately under "fee for service."

*3. Page 88, for adult. Page 100 for child.

4. Based on expectation of 18 births per year per 1,000 population. Cost per birth: 10 days in hospital at $12 50 ---------- $125
Physician's fees ---------- 100
Total ---------- $225

* The paragraphs and tables referred to appear on the following pages.

VIRGIL M. GRIFFIN

References to Final Report of the Assembly Health Care Investigating Interim Committee as Quoted in Report of Virgil M. Griffin, Actuary

Table 37—Ross-Loos Medical Group, 1939
Amount and Value of Service to Subscribers

Services	Cost per unit	Number of services	Number of services per 1,000,000	Value per 1,000,000	Number of services	Number of services per 1,000,000	Value per 1,000,000
1. Office calls (not otherwise specified)	$2 50	56,171	3,392,728	$8,481,820	29,295	6,521,067	$16,302,668
2. General examination	5 00	1,745	105,398	526,990	693	154,262	771,310
3. Orthopedics	2 50	2,148	129,739	324,348	997	221,932	554,830
4. Dermatology	2 50	4,600	277,840	694,600	1,593	354,602	886,505
5. Urology	2 50	6,261	378,164	945,410	745	165,837	414,593
6. Gynecology and obstetrics	2 50	0	0	0	2,384	530,678	1,326,695
7. Eye, ear, nose and throat	2 50	21,609	1,305,184	3,262,960	7,710	1,716,246	4,290,615
8. Surgical, dressings, etc.	2 50	5,944	359,018	897,545	1,666	370,852	927,130
9. Pediatrics	2 50	0	0	0	0	0	0
10. Refractions	10 00	2,860	172,904	1,729,040	1,168	259,997	2,599,970
11. Laboratory examinations	2 50	10,076	608,590	1,521,475	5,336	1,187,794	2,969,485
12. X-ray examinations	10 00	4,500	271,800	2,718,000	2,217	493,504	4,935,040
13. Basal metabolism tests	5 00	325	19,630	98,150	420	93,492	467,460
14. Electrocardiogram	7 50	425	25,670	192,525	173	38,510	288,825
15. Physiotherapy	2 50	21,038	1,270,695	3,176,738	8,944	1,990,934	4,977,335
16. Residence calls—Day	5 00	4,943	298,557	1,492,785	1,708	380,201	1,901,005
17. Residence calls—Night	7 50	851	51,400	384,500	286	52,564	394,230
18. Hospital calls	3 00	18,392	1,110,877	3,332,631	7,596	1,690,870	5,072,610
19. Minor operations	25 00	1,590	96,036	2,400,900	596	132,669	3,316,740
20. Major operations	100 00	387	23,375	2,337,500	167	37,174	3,717,420
21. Confinements	100 00	0	0	0	50	11,130	1,113,000
22. Hospitalizations, surgical	100 00	387	23,375	2,337,500	217	48,304	4,830,400
23. Hospitalization, medical	55 00	425	25,670	1,411,850	126	28,048	1,542,640
Total	-----	164,677	9,946,650	$38,268,267	74,087	16,400,667	$60,631,021

	Male		Female	
	Service per 1,000,000	Value per 1,000,000	Service per 1,000,000	Value per 1,000,000
Totals, omitting 6, 9, 10, and 21	9,773,746	$36,539,227	15,678,862	$55,691,356
Totals surgical, 19 and 20	119,411	4,738,400	169,843	7,034,160
Totals hospitalization, 22 and 23	49,045	3,749,350	76,352	6,373,040

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Participant	*Incidence of surgery per year*	*Cost per case*	*Cost per member per year*
Employed men	.12	$44.41	$5.33
Employed women	.17	53.63	9.12
Unemployed married women	.17	71.32	12.12
Child	.12	39.80	4.78

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Table 52—Average Number of Hospital Days per Member per Year

Division	*Group*	*Incidence* *Men*	*Women*	*Children*	*Days per case* *Adult*	*Child*	*Average stay (in days) Per member per year* *Men*	*Women*	*Children*
1. Select, private practice	Insured Group 1 H. S. S. of S. F.	.068	.102	.068	8.8	4.4	.60	.89	.30
2. Select, group practice	Ross-Loos	.048	.072	.048	9.4	4.7	.45	.68	.23
3. Non-select, private practice	Insured Group 2 C. P. S.	.112	.168	.112	8.0	4.0	.90	1.34	.45
4. Non-select, group practice	Permanente	.088	.132	.088	7.0	3.5	.62	.92	.31

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Table of Comparative Costs of Nonhospitalized Laboratory and X-ray Service

Plan	*Year*	*Cost per member per year*
C. P. S.	1940–1941	$4.20
C. P. S.	1944	3.89
H. S. S. of S. F.	1944	1.57 (limited)
Ross-Loos	1939	5.02
Ross-Loos	1944	5.11
Permanente	1944	8.25

The membership of C. P. S. was predominantly female in a ratio of about 1.5 to 1; of Ross-Loos predominantly male in a ratio of about 3.5 to 1; of Permanente, not known.

Considerable variation in cost is noted. To obtain a usable cost figure, an average cost under the unlimited coverage contracts can be taken, and there being insufficient data on which to base a relative cost estimate as between male and female subscribers, the figure can be assumed to apply to each. The average thus determined is $5.29 per member per year.

The determining factors in the amount of use required may be contrasted with those of "Doctor's Calls." The amount of demand for "Doctor's Calls" resides largely in the opinion of the member concerning his own state of health, while the extent of use of laboratory, X-ray, and other special equipment depends to a greater degree upon the professional methods of the attending physician or surgeon, and upon the availability of facilities.

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There is no experience available from which the cost of these services for children might have been determined. Since the cost of other physician's services per child appears to be about half that of an adult, the cost of laboratory and X-ray can be assumed to follow the same relation. On that basis the cost per child per year would be about $2.65.

GUESTS EXTENDED PRIVILEGE OF ASSEMBLY FLOOR

On request of Mr. Stephenson, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mabel Dong, Anna Fong, and Grace Yee of Sacramento College.

On request of Mr. Thurman, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Miss Nancy Yuen, pupil of Weimar Sanitarium High School, and her teacher, Miss Rose Zoll.

On request of Mr. Wollenberg, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Eugene Elkus, Howard Elkus, Miss Jean Elkus, Mariann Goldman, Armand Lehmann and Barney Glaser of San Francisco.

On request of Mr. Lowrey, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. Edith L. Gallup and Mrs. Paul Ruff, teacher of Langenour School of Woodland, and the following pupils: Paul Roberts, Ronald Lutman, Richard Leathers, Herbert Hennigan, Wesley Reiff, Linson Patton, Dorothy Lutman, Shirley Roberts, Margery Rominger, Edward Ishisaki, Albert Rominger, and Alfred Cruickshank.

On request of Mr. Thurman, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Francis C. Lindsay of Loomis.

On request of Mr. Lester T. Davis, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mr. and Mrs. E. V. Mitchell of Oakland and Edward Mitchell of Portola.

On request of Mrs. Niehouse, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. Brown Smith of Oakland.

On request of Messrs. Grant and Fletcher, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Samuel E. Vickers and Colon O. Kilby of Vallejo.

On request of Mr. Anderson, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Ray J. Hewitt of Los Angeles.

ADJOURNMENT

At 4.10 p.m., on motion of Mr. Dickey, the Speaker declared the Assembly adjourned until 11 a.m., Wednesday, April 2, 1947.

SAM L. COLLINS, Speaker

GERALDINE B. HADSELL, Minute Clerk

CALIFORNIA LEGISLATURE
FIFTY-SEVENTH (GENERAL) SESSION

ASSEMBLY DAILY JOURNAL

THIRTY-SIXTH LEGISLATIVE DAY
EIGHTY-SEVENTH CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO
Wednesday, April 2, 1947

The Assembly met at 11 a.m.

Hon. Thomas A. Maloney, Speaker pro Tempore of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—77.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. Raymond Renwald:

Let us pray. Bow down your heads before God. May Thy mercy, O God, purify our old nature, that leaving behind the ways of sin, we may deserve to be formed anew unto a life of holiness and grace and ever walk pleasing to Thee, through the merits of Our Lord Jesus Christ—AMEN.

READING OF THE JOURNAL DISPENSED WITH

On motion of Mr. Collier, further reading of the Journal of the previous legislative day was dispensed with.

LEAVES OF ABSENCE FOR THE DAY

The following member was granted leave of absence for the day, because of illness:

Mr. Cramer, on motion of Mr. Maloney.

The following member was granted leave of absence for the day, and desired to waive his per diem:

Mr. Weber, on motion of Mr. Maloney.

RESOLUTIONS

The following resolution was offered:

By Messrs. Dickey, Doyle, Burns, Crichton, Dunn, Evans, Field, Fletcher, Hollibaugh, Lyons, Maloney, Thompson, and Wollenberg:

House Resolution No. 132

Relative to salary range and compensation of legislative copy editor

WHEREAS, Eleanor K Donoghue, for the past 15 years has been employed in the State Printing Office as legislative copy editor; and

WHEREAS, During all of these years she has not only performed the duties of her position but has without reservation given of her own time without regard to hours or personal inconvenience and without adequate compensation for the overtime work she has performed for this Assembly; and

WHEREAS, Eleanor K. Donoghue has been of great assistance to each and every Member of this Assembly, not only during this session but in past sessions, in assisting them in the proper preparation and editing of legislative copy, and of being of the greatest help to the clerical force of this Assembly in keeping the records of this body in a correct and concise form; and

WHEREAS, It has come to our attention that the compensation paid to Eleanor K. Donoghue is entirely inadequate and one which does not compare with work of the character she performs; now, therefore, be it

Resolved by the Assembly of the State of California, That the State Printer be and he is hereby directed and instructed to do everything within his power to increase the compensation of Eleanor K. Donoghue comparable with the duties she performs; and be it further

Resolved, That this Assembly earnestly requests the State Personnel Board to readjust her salary range so that she may receive compensation in keeping with the work she performs; and be it further

Resolved, That the Rules Committee of the Assembly be instructed to present copies of this resolution to the State Printer and to the members of the State Personnel Board; and be it further

Resolved, That the State Printer and the members of the State Personnel Board are hereby requested to acknowledge receipt of this resolution with whatever recommendations they may make in keeping with carrying out the provisions of this resolution.

Resolution read, and referred to the Committee on Rules.

REQUEST FOR UNANIMOUS CONSENT THAT ASSEMBLY BILLS NOS. 1627, 1629, 1630, 1631, AND 1632 BE WITHDRAWN FROM THE COMMITTEE ON GOVERNMENTAL EFFICIENCY AND ECONOMY, AND BE RE-REFERRED

Mr. O'Day asked for, and was granted, unanimous consent that Assembly Bills Nos. 1627, 1629, 1630, 1631, and 1632 be withdrawn from the Committee on Governmental Efficiency and Economy, and be re-referred to the Committee on Conservation, Planning, and Public Works.

RECESS

At 11.05 a.m., on motion of Mr. Dickey, the Assembly recessed until 3 p.m.

REASSEMBLED

At 3 p.m., the Assembly reconvened.

Hon. Sam L. Collins, Speaker of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

MESSAGES FROM THE GOVERNOR

STATE OF CALIFORNIA
GOVERNOR'S OFFICE, SACRAMENTO, April 2, 1947

To the Honorable Members of the Assembly
Sacramento, California

GENTLEMEN: I have the honor to transmit herewith a true copy of a resolution of the Congress of the United States entitled "Joint Resolution Proposing an amendment to the Constitution of the United States relating to the terms of office of the President," passed during the first session of the Eightieth Congress of the United States.

As requested by the Secretary of State of the United States, I am submitting this joint resolution to the Legislature for such action as it may take.

Respectfully,

EARL WARREN, Governor

UNITED STATES OF AMERICA
DEPARTMENT OF STATE

To whom these presents shall come, Greeting:

I Certify That the copy hereto attached is a true copy of a resolution of Congress entitled "JOINT RESOLUTION Proposing an amendment to the Constitution of the United States relating to the terms of office of the President", the original of which is on file in this Department.

In testimony whereof, *I, Dean Acheson, Acting Secretary of State, have hereunto caused the seal of the Department of State to be affixed and my name subscribed by the Authentication Officer of the said Department, at the City of Washington, in the District of Columbia, this twenty-fifth day of March, 1947.*

DEAN ACHESON
Acting Secretary of State
By M. P. CHAUVIN
Authentication Officer, Department of State

EIGHTIETH CONGRESS OF THE UNITED STATES OF AMERICA
At the First Session
Begun and held at the City of Washington on Friday, the third day of January, one thousand nine hundred and forty-seven

---

JOINT RESOLUTION
Proposing an amendment to the Constitution of the United States relating to the terms of office of the President

---

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled (two-thirds of each House concurring therein), That the following article is hereby proposed as an amendment to the Constitution of the United States, which shall be valid to all intents and purposes as part of the Constitution when ratified by the legislatures of three-fourths of the several States:

"ARTICLE —

"SECTION 1. No person shall be elected to the office of the President more than twice, and no person who has held the office of President, or acted as President, for more than two years of a term to which some other person was elected President shall be elected to the office of the President more than once. But this Article shall not apply to any person holding the office of President when this Article was proposed by the Congress, and shall not prevent any person who may be holding the office of President, or acting as President, during the term within which this Article becomes operative from holding the office of President or acting as President during the remainder of such term.

"SEC. 2. This article shall be inoperative unless it shall have been ratified as an amendment to the Constitution by the legislatures of three-fourths of the several States within seven years from the date of its submission to the States by the Congress."

JOSEPH W. MARTIN, JR.
Speaker of the House of Representatives
WILLIAM F. KNOWLAND
Acting President of the Senate pro tempore

Resolution read, and referred to the Committee on Rules.

RESOLUTIONS

The following resolution was offered:

By Messrs. Dunn and Brady:

House Resolution No. 133

Sending birthday greetings to Clayton A. Dills and Effie Dills

AMONG all the other happy and welcome signs of Spring, there is a particular reason for rejoicing in this Assembly this second day of April, 1947, for it is the birthday anniversary of our distinguished colleague, Clayton A. Dills and of Effie Dills, wife of his brother, another distinguished colleague, Ralph C. Dills; now, therefore, be it

Resolved by the Assembly of the State of California, That the Members of this Assembly extend felicitations to Clayton A. Dills and to Effie Dills upon this joyful occasion and extend to them good wishes and the hope that they may celebrate many more such happy birthday anniversaries in the familiar confines of this Assembly Chamber amid the good wishes of their friends and colleagues; and be it further

Resolved, That the Chief Clerk of the Assembly transmit suitably prepared copies of this resolution to Clayton A. Dills and to Effie Dills.

Request for Unanimous Consent

Mr. Brady asked for, and was granted, unanimous consent to take up House Resolution No. 133, at this time, without reference to committee or file.

Resolution read, and adopted unanimously.

REQUEST FOR UNANIMOUS CONSENT THAT ASSEMBLY BILL NO. 2654 BE TAKEN UP OUT OF ORDER

Mr. Anderson asked for, and was granted, unanimous consent that Assembly Bill No. 2654 be taken up, out of order, at this time.

CONSIDERATION OF ASSEMBLY BILL NO. 2654 (BY UNANIMOUS CONSENT)

Assembly Bill No. 2654—An act to amend Section 1593 of the Education Code, relating to the effect of the formation and changes in territory and status of school districts, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Sheridan, Sherwin, Silliman, Stanley, Thomas, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—68.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse,

O'Day, Price, Robertson, Sheridan, Sherwin, Silliman, Stanley, Thomas, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—68.
NOES—None.

Bill ordered transmitted to the Senate.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

The following resolutions were offered:

Assembly Concurrent Resolution No. 58: By Mr. Gannon—Relative to erection of a monument to commemorate the Spanish-American War.

Referred to Committee on Rules.

Assembly Concurrent Resolution No. 59: By Messrs. Doyle and Geddes—Relative to the creation of the Joint Committee on Constructing the Governor's Mansion.

Referred to Committee on Rules.

ANNOUNCEMENT BY MR. GEDDES RELATIVE TO THE COMMITTEE ON FINANCE AND INSURANCE

Notice is given that Assembly bills referred to this committee, for which hearing dates are not specifically requested, will be heard in numerical order. Bills not taken up at the time set, through failure of authors to appear, will be placed in numerical order in the deferred action file.

GEDDES, Chairman

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, April 2, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:
Assembly Bill No. 1119
Assembly Bill No. 1821
And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 2, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:
Assembly Bill No. 895
And reports the same correctly re-engrossed.

WEBER, Chairman

Above reported bill ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 2, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:
Assembly Bill No. 14
Assembly Bill No. 594
Assembly Bill No. 1672
And reports the same correctly re-engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

Committee on Agriculture

ASSEMBLY CHAMBER, SACRAMENTO, April 2, 1947

MR. SPEAKER: Your Committee on Agriculture, to which were referred:

Assembly Bill No. 943
Assembly Bill No. 1129
Assembly Bill No. 2323
Assembly Bill No. 1130
Assembly Bill No. 2327

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

CLARKE, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 2, 1947

MR. SPEAKER: Your Committee on Agriculture, to which were referred:

Assembly Bill No. 944
Assembly Bill No. 1107

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

CLARKE, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 2, 1947

MR. SPEAKER: Your Committee on Agriculture, to which was referred:

Assembly Bill No. 1376

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

CLARKE, Chairman

Above reported bill ordered to second reading.

Committee on Social Welfare

ASSEMBLY CHAMBER, SACRAMENTO, April 2, 1947

MR. SPEAKER: Your Committee on Social Welfare, to which were referred:

Assembly Bill No. 424
Assembly Bill No. 1420
Assembly Bill No. 428
Assembly Bill No. 1425
Assembly Bill No. 1419
Assembly Bill No. 1889

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

NIEHOUSE, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 2, 1947

MR. SPEAKER: Your Committee on Social Welfare, to which were referred:

Assembly Bill No. 1421
Assembly Bill No. 1427

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

NIEHOUSE, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 2, 1947

MR. SPEAKER: Your Committee on Social Welfare, to which were referred:

Assembly Bill No. 1423
Assembly Bill No. 1428
Assembly Bill No. 1429

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

NIEHOUSE, Chairman

Above reported bills ordered to second reading.

Committee on Fish and Game

ASSEMBLY CHAMBER, SACRAMENTO, April 1, 1947

MR. SPEAKER: Your Committee on Fish and Game, to which were referred:

Assembly Bill No. 610
Assembly Bill No. 615
Assembly Bill No. 730
Assembly Bill No. 740
Assembly Bill No. 774
Assembly Bill No 777
Assembly Bill No. 779
Assembly Bill No. 780

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

ERWIN, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 1, 1947

MR. SPEAKER: Your Committee on Fish and Game, to which was referred:

Assembly Bill No. 892

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

ERWIN, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 1, 1947

MR. SPEAKER: Your Committee on Fish and Game, to which were referred:

Assembly Bill No. 830
Assembly Bill No. 2131
Assembly Bill No. 2301

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

ERWIN, Chairman

Above reported bills ordered to second reading.

Committee on Elections and Reapportionment

ASSEMBLY CHAMBER, SACRAMENTO, April 2, 1947

MR. SPEAKER: Your Committee on Elections and Reapportionment, to which were referred:

Assembly Bill No. 2168
Assembly Bill No. 2169
Assembly Bill No. 2175
Assembly Bill No 2176
Assembly Bill No. 2177
Assembly Bill No. 2463

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

ROBERTSON, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 2, 1947

MR. SPEAKER: Your Committee on Elections and Reapportionment, to which were referred:

Assembly Bill No. 634
Assembly Bill No. 1638

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

ROBERTSON, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 2, 1947

MR. SPEAKER: Your Committee on Elections and Reapportionment, to which were referred:

Assembly Bill No. 1046	Assembly Bill No. 2157
Assembly Bill No. 1639	Assembly Bill No. 2159
Assembly Bill No. 1823	Assembly Bill No. 2160
Assembly Bill No. 1863	Assembly Bill No. 2161
Assembly Bill No. 1915	Assembly Bill No. 2162
Assembly Bill No. 2077	Assembly Bill No. 2163
Assembly Bill No. 2154	Assembly Bill No. 2165
Assembly Bill No 2155	Assembly Bill No. 2167

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

ROBERTSON, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 2, 1947

MR. SPEAKER: Your Committee on Elections and Reapportionment, to which were referred:

Assembly Bill No. 6	Assembly Bill No. 854
Assembly Bill No. 121	Assembly Bill No. 856
Assembly Bill No. 249	Assembly Bill No. 934
Assembly Bill No. 395	Assembly Bill No. 988
Assembly Bill No. 397	Assembly Bill No. 1006
Assembly Bill No. 575	Assembly Bill No. 1007
Assembly Bill No. 633	Assembly Bill No. 1008
Assembly Bill No. 736	Assembly Bill No. 1009

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

ROBERTSON, Chairman

Above reported bills ordered to second reading.

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, April 2, 1947

MR. SPEAKER: Your Committee on Rules, to which were referred:

House Resolution No. 115
House Resolution No. 124

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and be adopted, as amended.

DICKEY, Chairman

Above reported resolutions ordered on file for adoption.

ASSEMBLY CHAMBER, SACRAMENTO, April 2, 1947

MR. SPEAKER: Your Committee on Rules, to which were referred:

House Resolution No. 132	Assembly Concurrent Resolution No. 36
House Resolution No. 129	Assembly Joint Resolution No. 18
House Resolution No. 131	

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

DICKEY, Chairman

Above reported House resolutions ordered on file for adoption.

Above reported Assembly Concurrent Resolution No. 36 and Assembly Joint Resolution No. 18 ordered engrossed.

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, April 2, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Concurrent Resolution No. 36
Assembly Joint Resolution No. 18

And reports the same correctly engrossed.

WEBER, Chairman

Above reported resolutions ordered on file for adoption.

Committee on Judiciary

ASSEMBLY CHAMBER, SACRAMENTO, April 2, 1947

MR. SPEAKER: Your Committee on Judiciary, to which were referred:

Assembly Bill No. 535	Assembly Bill No. 1843
Assembly Bill No. 815	Assembly Bill No. 99

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

BROWN, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 2, 1947

MR. SPEAKER: Your Committee on Judiciary, to which were referred:

Assembly Bill No. 1841	Assembly Bill No. 1849
Assembly Bill No. 1842	Assembly Bill No. 1851
Assembly Bill No. 1844	Assembly Bill No. 1852
Assembly Bill No. 1845	Assembly Bill No. 1855
Assembly Bill No. 1847	

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

BROWN, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 2, 1947

MR. SPEAKER: Your Committee on Judiciary, to which were referred:

Assembly Bill No. 537	Assembly Bill No. 1848
Assembly Bill No. 1840	Assembly Bill No. 1532

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

BROWN, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 2, 1947

MR. SPEAKER: Your Committee on Judiciary, to which was referred:

Assembly Bill No. 782

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

BROWN, Chairman

Above reported bill ordered to third reading.

CONSIDERATION OF DAILY FILE

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 371—An act to amend Section 2709 of the Penal Code, relating to products of the employment of prisoners, and authorizing sale for private use of by-products of agricultural enterprises, under rules prescribed by the Director of Finance.

Bill read second time, and ordered engrossed.

Assembly Bill No. 649—An act to amend Section 737uu of the Political Code, relating to the salary of superior judges in and for the County of Siskiyou.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1030—An act to amend Section 737m of the Political Code, relating to salaries of judges of superior courts.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1193—An act to amend Section 737ff of the Political Code, relating to salaries of superior court judges.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1346—An act to amend Section 1 of, and to add Sections 6.5a to 6.5r, inclusive, to "An act to regulate and prevent the transportation of persons to gambling ships; to prevent the solicitation of persons to visit gambling ships and to provide penalties for such transportation or solicitation," approved May 21, 1929, relating to the definition of the term "gambling ship," declaring to be nuisances conveyances which are used in violation thereof, providing for the abatement and prevention of such nuisances by injunction and otherwise, providing for the forfeiture of such conveyances, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1721—An act to amend Section 17000 of the Government Code, relating to issuance of state warrants.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1722—An act to repeal Section 17001 of the Government Code, relating to issuance of state warrants.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1723—An act to repeal Section 17003 of the Government Code, relating to issuance of state warrants.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1724—An act to amend Section 17006 of the Government Code, relating to furnishing the Treasurer with a list of warrants issued.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1725—An act to add Section 17007 to the Government Code, relating to the designation by codes of funds, appropriations, revenues and accounts on the records of the Controller and Treasurer.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1726—An act to amend Sections 17030, 17031, and 17032 and repeal Sections 17033 and 17034 of the Government Code, relating to issuance of warrants.

Bill read second time, and ordered engrossed.

Assembly Bill No. 920—An act to amend Section 6854 of the Business and Professions Code, relating to the definition of "collection agency."

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Judiciary:

Amendment No. 1

On page 1, lines 8, 9, and 10, of the printed bill, strike out ", while not attempting as assignees to collect, by suit or otherwise, any claims assigned to them." and insert "; provided, however, no such person is excluded from "collection agency" if he shall

file or maintain suits as assignee to collect claims assigned to him without being represented in each such suit by a duly authorized and licensed attorney at law."

Amendment read, and adopted.
Bill ordered reprinted, and engrossed.

Assembly Bill No. 859—An act to amend Sections 51 and 52 of the Public Utilities Act, defining the powers of the Public Utilities Commission, relating to certain transactions of public utilities.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Public Utilities and Corporations:

Amendment No. 1

On page 2, line 24, of the printed bill, strike out "The commission is author-"; and strike out lines 25 to 35, inclusive.

Amendment No. 2

On page 6, line 49, of said bill, strike out "The commission is authorized,"; strike out lines 50 and 51; and on page 7, strike out lines 1 to 8, inclusive.

Amendments read, and adopted.
Bill ordered reprinted, and engrossed.

Assembly Bill No. 89—An act to amend Section 980 of, and to add Section 988.4 to, the Military and Veterans Code, relating to farm and home purchases for veterans' widows, and making an appropriation therefor.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Military Affairs:

Amendment No. 1

On page 2, line 24, of the printed bill, after "the", insert "unmarried".

Amendment No. 2

On page 2, line 25, of said bill, strike out "any such person", and insert "a veteran who either died in service or died of a service connected disability if she was his wife at any time he was in the service".

Amendments read, and adopted.
Bill ordered reprinted, and engrossed.

Assembly Bill No. 223—An act to add Section 269a to the Code of Civil Procedure, relating to phonographic reporters.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Judiciary:

Amendment No. 1

On page 1 of the printed bill, strike out lines 3 to 7, inclusive, and insert "269a. The reporting notes of either official or pro tempore court reporters may be destroyed by the reporter five years after the taking of such notes, unless otherwise directed by an order of the court in a specific case or cases."

Amendment read, and adopted.
Bill ordered reprinted, and engrossed.

Assembly Bill No. 601—An act to add Sections 7.5, 6030, 6031, 6032, and 6033 to, and to add Chapter 9, comprising Sections 6130 to 6144 inclusive, to Title 7, Part 3 of, the Penal Code, relating to prisons, jails, and other places of detention, and prisoners confined therein, and making an appropriation.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in the Assembly on March 21, 1947, after "Act to", insert "amend Section 923 of, to".

Amendment No. 2

On page 2 of said bill, between lines 47 and 48, insert

"6134.5. A copy of all reports made by a grand jury on the condition and management of the public prisons within the county, pursuant to the provisions of Section 923 of the Penal Code, shall be submitted to the Director of Corrections on or before October 1st of the year in which the reports are rendered."

Amendment No. 3

On page 4 of said bill, after line 13, insert

"SEC. 9. Section 923 of the said code is amended to read:

923. The grand jury must inquire into the case of every person imprisoned in the jail of the county on a criminal charge and not indicted; into the condition and management of the public prisons within the county; and into the wilful or corrupt misconduct in office of public officers of every description within the county. *The grand jury shall render a report in September of each year on the condition and management of the detention facilities and state prisons within the county. A copy of the report shall be submitted to the Director of Corrections on or before October 1st of the year in which the report is rendered.*"

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1410—An act to add Section 2491.5 to the Civil Code, relating to the reconveyance of property subject to a deed of trust.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Judiciary:

Amendment No. 1

On page 1, line 6, of the printed bill, after "property", insert "accompanied by good and sufficient proof that said obligation has been satisfied,".

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 978—An act to define and regulate the practice of shorthand reporting; creating a State Board of Shorthand Reporting, and providing for its powers and duties; providing for the examination and certification of shorthand reporters, with the designation of "certified shorthand reporter"; providing for the reporting of depositions by certified shorthand reporters; prescribing penalties for violations of this act; and to amend Section 270 of the Code of Civil Procedure, relating to shorthand reporting.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

On page 4, line 17, of the printed bill, strike out "recorded".

Amendment No. 2

On page 4, line 18, of said bill, after "deposition.", insert

"Nothing herein shall be construed as prohibiting the use of a recording device by any reporter who shall have successfully passed the examination prescribed herein, or be otherwise certified hereunder, and be the holder of a certificate as a certified shorthand reporter."

Amendment No. 3

On page 6 of said bill, after line 14, insert

"SEC. 19. The amendment of Section 270 of the Code of Civil Procedure made by this act shall become operative on January 1, 1949."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1414—An act to add Section 170.3 to the Code of Civil Procedure, relating to judges presiding at new trials.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Judiciary:

Amendment No. 1

On page 1 of said bill, strike out lines 3 to 7, inclusive, and insert

"170.3. No judge before whom an action or proceeding or any part thereof has been heard and determined shall sit or act on a new trial or hearing of all or any part of the issues of such action or proceeding where such new trial or hearing results from a judgment or order of an appellate court."

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1417—An act to amend Section 1433.1 of the Probate Code, relating to real property of insane persons.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

Strike out the title of the printed bill, and insert

"An act to repeal Sections 1435, 1435.1, 1435.2, 1435.3, 1435.4, 1435.5, 1435.6, 1435.7, 1435.8, 1435.9, and 1435.10 of the Probate Code and to add a new chapter to Division 4 of said code to be numbered Chapter IIA, consisting of Sections 1435.1 to 1435.39, inclusive, relating to the management, control, and disposition of the community real property and the homestead property of insane or incompetent persons."

Amendment No. 2

On page 1 of said bill, strike out lines 1 to 24, inclusive, and insert

"SECTION 1. Sections 1435, 1435.1, 1435.2, 1435.3, 1435.4, 1435.5, 1435.6, 1435.7, 1435.8, 1435.9, and 1435.10 of the Probate Code are hereby repealed but no action or proceeding commenced under said sections is affected by such repeal, and any such action or proceeding may be continued and completed as though such repeal had not taken place.

SEC. 2. Chapter IIA, comprising Sections 1435.1 to 1435.39, inclusive, is added to Division 4 of the Probate Code, to read:

1435.1. Where real property or any interest therein is owned or where real property of any interest therein is owned by husband and wife as community or separate property and is subject to a homestead and one or both of the spouses is incompetent, it may be sold and conveyed or encumbered, transferred, or exchanged or otherwise

disposed of in the manner provided in this chapter, notwithstanding the provisions of Sections 1242 and 1243 of the Civil Code.

1435.2. As used in this chapter the word incompetent shall be construed to include insanity as well as incompetency arising by reason of old age, disease, weakness of mind, or other cause rendering a person unable, unassisted, properly to manage and take care of himself or his property, and by reason thereof likely to be deceived or imposed upon by artful or designing persons.

1435.3. The spouse not incompetent, or if both spouses are incompetent, the guardian of the estate of the incompetent husband, as such guardian, may petition for an order permitting the petitioner to sell and convey, exchange, mortgage, lease (including a lease for the exploration and production of oil, gas, or other substance) or execute a deed of trust upon the community or homestead property or any portion thereof or interest therein.

1435.4. The spouse not incompetent, or, if both spouses are incompetent, the guardian of the estate of the incompetent husband, as such guardian, may petition the court for an order permitting the petitioner to transfer the community or homestead property or any portion thereof or interest therein in compromise, composition or settlement of any indebtedness, claim, demand, action, or proceeding to which such property may be subject.

1435.5. The petition shall be filed in the superior court of the county in which such real property or some part thereof is situated.

1435.6. The petition shall set forth the name and age of both spouses and, if one or both of the spouses has been adjudged incompetent, the fact of such adjudication.

1435.7. If a guardian of the estate of a spouse adjudged incompetent has been appointed and is then qualified and acting, the petition shall set forth the name of said guardian and the county in which the guardianship proceeding is pending.

1435.8. The petition shall set forth the name and address of the nearest adult relative of the incompetent person resident in this State, other than a spouse, if such name and address is known to the petitioner.

1435.9. The petition shall contain an allegation that the real property, or interest therein, describing it, is the homestead of the spouses, or their community property as the case may be, and allege the value thereof.

1435.10. The petition shall be verified and shall show such facts, in addition to the incompetency of the spouse or spouses, as may be relied upon to show that the order sought is for the advantage, benefit, or best interests of the spouses or their estates; or for the care and support of either of them, or of their minor child or children, or of such members of their families as either of them may be legally obligated to support; or to pay taxes, interest or other encumbrances and charges for the protection and preservation of the homestead or the community property.

1435.11. The terms and conditions of the proposed transaction shall be set forth in the petition and if a sale and conveyance of the property is sought, the petition shall show the names of the proposed purchaser or purchasers.

1435.12. Upon the filing of the petition the clerk shall set the same for hearing by the court and shall issue a citation directed to the spouse or spouses not petitioning, setting forth the time, and place of such hearing and notice of the hearing shall be given as hereinafter provided.

1435.13. The citation and a copy of the petition shall be personally served on an alleged incompetent spouse, whether within or without the State, at least 21 days before the time of hearing.

1435.14. Notice of the hearing of the petition shall give the name or names of the incompetent persons, the name of the petitioner and the purpose for which the order is sought, referring to the petition for further particulars, and notifying all interested persons to appear at the time and place mentioned in the notice and show cause, if any they have, why the order should not be made.

1435.15 A copy of the notice shall be published, in a newspaper of general circulation in the county in which the property or some part thereof is situated, if there is a newspaper published therein, once each week for four successive weeks prior to the hearing, or if there is no such newspaper, then, in lieu of publication, three written or printed notices of the hearing shall be posted at three of the most public places in the county, at least 10 days before the hearing.

1435 16. If there is a qualified guardian of the estate or person of a spouse who is then acting under the provisions of this code, and if such guardian is not the petitioner, a copy of the notice shall be personally served upon such guardian at least 21 days before the time of said hearing.

1435.17. A copy of such notice must also be personally served upon the nearest adult relative or upon one of the nearest adult relatives of the incompetent person resident in this State, other than a spouse, at least three weeks prior to such hearing.

1435.18. If there is no such relative known to the petitioner and no guardian of the person or estate of an incompetent spouse known to the petitioner upon whom notice can be served as hereinbefore provided, a copy of such notice must be served upon the public administrator of the county in which the petition is filed, at least 21 days prior to the hearing and it shall be the duty of such public administrator to appear and represent the interests of such incompetent spouse.

1435.19. For all such services rendered by the public administrator he may be allowed a reasonable fee, to be fixed by the court, which shall be taxed as costs against the spouse not incompetent, or if both spouses are incompetent, the court may order such fee to be paid out of the proceeds of the transaction authorized, or if there are no cash proceeds or the cash proceeds are insufficient, then out of the assets of the estate of the husband.

1435.20. If a spouse alleged in the petition to be incompetent has not been adjudicated to be incompetent in proceedings under Division 4 of this code, or, after such adjudication, has been restored to capacity as in this code provided, such spouse, if able to attend, must be produced at the hearing.

1435.21. If such spouse is not able to attend by reason of physical inability, the affidavit and certificate of a duly licensed physician or surgeon or other medical practitioner, or the certificate of the medical superintendent or acting medical superintendent of a state hospital in this State in which such spouse is a patient, shall be prima facie evidence of the facts therein stated as to the physical inability of the spouse to attend.

1435.22. If it appears to the court that said property is the homestead or community property of the spouses, and if it also appears that a spouse is or the spouses are then incompetent or has or have been adjudged incompetent under Division 4 of this code and has not or have not been restored to capacity, it shall so adjudge.

1435.23. If it further appears to the court that the petition should be granted it may then make an order authorizing and permitting the petitioner to sell and convey, lease, encumber, transfer, exchange, or otherwise dispose of the property as prayed, or upon such other terms and conditions as it deems just.

1435.24. The court may, in its discretion, order the property to be appraised, but nothing contained in this code shall prevent the court from authorizing any sale of such property for an amount less than ninety percentum (90%) of such appraised value.

1435.25. If at the time of the hearing of a petition to sell and convey a written offer of 10 percent more in amount than that named in the petition is made to the court by a responsible person, and the bid complies with all provisions of the law, it shall be in the discretion of the court to accept such offer and order a sale and conveyance to such person or deny the petition without prejudice to another petition.

1435.26. If a petition for sale and conveyance is granted as prayed the court shall have jurisdiction to order such sale and conveyance to be made to a grantee who shall be the purchaser named in the petition or his assignee or nominee.

1435.27. The court shall determine the net cash proceeds to be received by the petitioner from the consummation of the transaction before executing any conveyance, lease, transfer, mortgage, or deed of trust, and shall require the petitioner to give a bond, to be approved by the judge of the court, conditioned to account for the entire net proceeds of the transaction and to apply such proceeds only as the court may direct. Any note or notes taken by the petitioner for the amount of unpaid purchase money due upon a sale, shall be deemed to be net cash proceeds within the meaning of this section.

1435.28. If the bond is to be given by individual persons the penalty must be in an amount not less than twice the amount of the net cash proceeds to be received by the petitioner as determined by the court.

1435.29. If the bond is to be given by an authorized surety company the penalty must be in an amount equal to the amount of the net cash proceeds to be received by the petitioner as determined by the court

1435.30. The provisions of Sections 1483, 1483.1, 1483.2, and 1483.3 of this code relating to guardians and the bonds thereof, are hereby made applicable to petitioners and the bonds thereof under the provisions of this chapter.

1435.31. The petitioner shall, upon receipt of the consideration therefor, execute, acknowledge, and deliver the conveyance, transfer, mortgage, lease, or deed of trust as directed, setting forth therein that it is made by authority of the order, and a certified copy of the order must be recorded in the office of the recorder of the county, of each county in which the land or any portion thereof lies.

1435.32. Any sale, conveyance, transfer, mortgage, lease, or deed of trust and any instrument made in pursuance of such order is as valid and effectual as if the property affected thereby was the sole and absolute property of the person making such sale or executing such instrument.

1435.33. Any note or notes, mortgages, leases or deeds of trust so executed by a petitioning guardian as such, shall create no personal liability against the guardian so signing, unless said guardian is one of the spouses and then only to the extent that such personal liability would have resulted had both spouses been competent and joined in such execution.

1435.34. If a sale is made upon a credit in pursuance of the order, the petitioner must take the note or notes of the person to whom the sale is made for the amount of the unpaid balance of the purchase money, with a mortgage or deed of trust on the property so sold, to secure the payment of said unpaid balance. Such note or notes shall be made payable to the petitioner or if his petition was made as guardian, then made payable to him as such guardian.

1435.35 If, after the authorization of a sale under this chapter, the person to whom the sale was ordered to be made neglects or refuses to comply with the terms of the sale, the court, on motion of the petitioner, and after notice to the person to whom the sale was ordered, or to the guardian, executor or administrator of the estate of such person, given in the manner directed by the court, may vacate the order of sale.

1435.36. Any property received in an exchange shall be taken in the same manner and the same tenancy as the property given in exchange was held, except that such property shall be free of any homestead unless otherwise ordered by the court.

1435.37. Any person who has been adjudicated incompetent in proceedings under this chapter, or any relative or friend, may at any time file a verified petition in the same proceeding to have the fact of his restoration to capacity judicially determined. Such petition shall allege that such person is then sane or competent. The court, in proceedings under this chapter, shall retain jurisdiction to hear and determine any such petition.

1435.38. The proceedings upon such petition shall be as prescribed by Sections 1471 and 1472 of this code.

1435.39. Any adjudication of restoration to capacity shall not prejudice or affect anything theretofore lawfully done pursuant to and in accordance with any prior order made under the provisions of this chapter."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1461—An act to amend Section 12550 of the Government Code, relating to the powers and duties of the Attorney General.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

On page 1, lines 10 and 11, of the printed bill, strike out "may, where he deems it necessary, take full charge of any investigation or prosecution of", and insert "whenever in the opinion of the Attorney General any law of the State is not being adequately enforced in any county, it shall be the duty of the Attorney General to prosecute any".

Amendment No. 2

On page 1, line 12, of said bill, strike out ", the municipal court, or the justice courts", and insert "shall".

Amendment No. 3

On page 1, line 13, of said bill, strike out ". In this respect", and insert ", and in cases involving violations of state law of which courts inferior to the superior court have jurisdiction the Attorney General may assist the district attorney or take full charge of such cases, and in these respects".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2026—An act to add Chapter 6 to Division 20 of the Health and Safety Code and to amend Section 599c of the Penal Code and Section 17 of an act entitled "An act for the more effectual prevention of cruelty to animals," approved March 20, 1874, relating to the prevention of cruelty to animals.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

On page 1 of the printed bill, strike out line 8, and insert

"24900. It is the purpose of this chapter (1) to prohibit the use of living dogs and cats for vivisection and in experiments, except subject to restrictions imposed

by this chapter, (2) to prohibit the use of dogs and cats in experiments in connection with the radioactivity, nuclear, atomic energy, or fissionable sciences, (3) to prohibit the use of dogs and cats for the purpose of attaining or maintaining manual skill, and (4) to prohibit the allocation to medical or scientific institutions of dogs or cats impounded under Chapter 190, Statutes of 1921, as amended, or under any local ordinance, or the allocation of unclaimed dogs and cats to research laboratories by municipal or private animal shelters maintained for the purpose of harboring stray dogs or cats.

24901. Unless the context otherwise requires, the definitions hereinafter set forth govern the construction of this chapter.

24902. "Experiment" means an act or operation for the purpose of discovering something unknown or testing a principle or supposition; which act or operation is of a nature calculated to give pain to a living dog or cat, and includes surgical operations involving mutilation, inoculations, and fatigue experiments calculated to give pain.

24903. "Society" means any society or corporation formed and existing for the purpose of preventing cruelty to animals, antivivisection societies, veterinarians' organizations or clubs or associations of dog or cat fanciers or owners.

24904. "Licensed kennels" means the premises on which a supplier is authorized by his license to raise animals.

24905. "License authority" means the officer or employee of a city or county whose official duty it is to issue dog licenses.

24906. "License" means a license issued under this chapter.

24907. This chapter does not apply to experiments by a veterinarian holding a valid and unrevoked license issued by the Board of Examiners in Veterinary Medicine of the State of California, where such experiments are conducted for the purpose of curing or relieving disability or disease of a dog or cat or improving its health.

Article 2. Experiments

24940. A person shall not perform any experiment on a living dog or cat unless he possesses an unrevoked experimenter's license, and the experiment is performed in accordance with this chapter.

24941. A person shall not perform any such experiment on any living dog or cat unless the animal is procured from a licensed supplier pursuant to this chapter. If a licensed experimenter breeds dogs or cats for the purpose of performing such experiments on them, he shall procure a license to act as supplier and is also subject to the provisions of this chapter applicable to suppliers.

24942. At least ten (10) and not more than thirty (30) days before a licensed experimenter performs any such experiment or series of experiments on any living dog or cat, he shall file with the license authority that issued his license a notice showing: (a) The nature and purpose of the proposed experiment and the experimenter's reasons for believing that it is permitted by this chapter, (b) the place at which it is to be performed, (c) the quantity of dogs and cats to be used and the name of the licensed supplier from whom they have been or are to be obtained, (d) the anaesthetic proposed to be used, if any, and (e) the date and hour at which the experiment is to begin and its probable duration

He shall file a separate notice for each experiment, but one notice shall be sufficient for not more than six connected and consecutive experiments.

24943. At the time a licensed experimenter procures a dog or cat from a supplier for the purpose of performing any experiment, he shall deliver to the supplier a copy of the notice of intention to conduct the experiment or series of experiments which he filed with the license authority. The supplier shall enter upon the copy a description of the dogs and cats supplied and retain it for his files.

If the licensed experimenter is also a licensed supplier and the dogs or cats to be used were not obtained by him from another licensed supplier, he shall immediately make the same entries.

24944. A licensed experimenter shall perform experiments only with a view to the advancement by new discovery of (a) physiological knowledge, or (b) knowledge that will be useful for saving or prolonging life or alleviating suffering, and where the object sought is specific.

24945. During the whole of the experiment, the animal shall be under the influence of an anaesthetic of sufficient power to prevent the animal feeling pain.

24946. If pain is likely to continue after the effect of the anaesthetic has ceased, or if any serious injury is inflicted on the animal by or during the experiment, the animal shall be killed before it recovers from the influence of the anaesthetic.

24947. Experiments of any kind shall not be performed for the purpose of attaining or maintaining manual skill.

24948. Experiments shall not be performed as an illustration of lectures or to demonstrate that which is already scientifically or medically known.

24949. The substance known as urari or curare or any substance that produces physical immobility in any part of the body of a living animal without producing unconsciousness to pain shall not be used or administered for the purpose of or during the experiment.

24950. Experiments may be performed without anaesthesia if:

(a) The object of the experiment will be necessarily frustrated unless it is performed on an animal similar in constitution and habits to a cat or a dog and no such other animal is reasonably available.

(b) Insensibility cannot be produced without necessarily frustrating the object of the experiment.

(c) Authorized representatives of a licensed society, whether or not accompanied by representatives of the press, and any other law enforcement officer have free access to the places at which the experiments are conducted, during the whole course of the experiments.

24951. Experiments may be performed without killing the animal before it recovers from the influence of the anaesthesia if.

(a) The killing of the animal would necessarily frustrate the object of the experiment.

(b) If the animal is killed as soon as the object is attained.

(c) Authorized representatives of a licensed society, whether or not accompanied by representatives of the press, and any other law enforcement officer have free access to the places at which the experiments are conducted, during the whole course of the experiments and during the observation periods following the experiments.

24952. Every licensed experimenter is responsible for the actions of all who participate in or assist him with any experiment or who attend to the dogs and cats used therein prior to or after the experiment, or during observation under post-operative care.

24953. Within five (5) days after the commencement of any such experiment, the experimenter shall file a report with the license authority showing: (a) the number of dogs and cats used in the experiment or series of experiments, (b) the results attained to date of the report, (c) the disposition of the dogs and cats, and if they were not killed, their condition and whether they are to be held under continued observation and for what period of time, and in any event, what disposition is to be made of them.

Article 3. Suppliers

24970. A supplier shall raise dogs or cats for use in experiments only in the kennels specified in his application and license, and shall not at any location whatsoever engage in the business of boarding or caring for the dogs or cats of others or breeding or raising dogs or cats for other purposes or uses. This section does not prevent a supplier from keeping one or more dogs or cats as pets at his home and not in his licensed kennels, if they are licensed as are other pets under any applicable law.

24971. Only dogs and cats that have been whelped or littered in the licensed kennels of a licensed supplier may be supplied by a licensed supplier for any experiment. If the holder of an experimenter's license is also the holder of a supplier's license, only dogs and cats that have been whelped or littered in the kennels licensed to him as a supplier or which have been obtained from other licensed suppliers may be used by him for any experiment.

24972. Every licensed supplier shall at all times keep a complete record of the quantity, species, sex and general color and description of each dog or cat in his kennels and shall furnish the license authority with a copy of such record at the time he makes application for a license. Where the dog or cat has no distinguishing characteristics or markings by which it may be clearly identified from the record, it must bear an identifying number or mark which shall be shown in the record. Upon the occurrence of any increase or decrease in the number of dogs or cats in his kennels, the supplier shall make a written report to the license authority showing the quantity involved, their description, the reason for the increase or decrease, and if the decrease is by reason of delivery to any other person or licensed supplier, the name and address of such person and the purpose for which the delivery was made. At the same time he shall make appropriate entries in the record required to be kept by this section. The license authority shall furnish suppliers with the forms on which such reports shall be made.

24973. Every supplier shall keep the licensed kennels in a clean and sanitary condition He shall provide the dogs and cats with proper and sufficient food, pure water, adequate runs, and protection from the elements, and segregate species, sexes and individuals for the maintenance of their well being and comfort.

24974. The licensed kennels and the records required to be kept by a licensed supplier shall be open to inspection by the authorized representatives of any licensed society, whether or not accompanied by representatives of the press, or any law enforcement officer during usual business hours and at any time that a caretaker is on the premises.

24975 Any vehicle used by a supplier in the delivery of dogs or cats to or at the direction of any person shall have attached to at least two sides thereof, signs bearing the name of the supplier, the address of his licensed kennels and the words "licensed supplier of research animals" clearly legible at a distance of one hundred (100) feet.

24976. A supplier's license only authorizes the supplier to deliver dogs and cats to licensed experimenters at locations within the State of California.

Article 4. Licenses

24990. Every person desiring to perform an experiment on any living dog or cat shall apply for an experimenter's license to the license authority of the city in which he resides, or if he does not reside in a city, to the license authority of the county in which he resides, and if there be no such license authority, to the license authority of the nearest city to his place of residence. The application shall be on the form prescribed by the license authority and shall contain such information as it deems necessary to enable it to determine whether the applicant meets the requirements of this chapter.

24991. An experimenter's license shall be issued only to a person:

(a) Who possesses a postgraduate medical, surgical, or chemistry degree conferred by a school approved by the Board of Medical Examiners of the State of California under Article 4, Chapter 5, Division 2 of the Business and Professions Code, or a valid and unrevoked license issued by the Board of Examiners in Veterinary Medicine of the State of California;

(b) Whose application specifies as the place at which all such experiments shall be conducted, an educational institution of collegiate grade within the State of California; and

(c) Whose application is accompanied by a certification issued by the president or by or under authority of the governing body of such institution that the applicant has the scientific training necessary to qualify him to perform such experiments, and possesses the postgraduate degree or license required by subdivision (a), and that the institution will permit the applicant, if licensed, to perform such experiments on the premises and under the general supervision of the institution.

24992. If an application shows that the applicant meets the requirements of this chapter, the license authority shall issue an experimenter's license to the applicant. The license shall specify the institution at which all experiments shall be conducted.

24993. Any person desiring to procure a license to act as a supplier of animals for such experiments shall file an application therefor with the license authority of or nearest to the location of his kennels, as prescribed by Section 24990. The application shall show:

(a) The name under which applicant intends to conduct its business as a supplier;

(b) The location of the kennels to be used.

24994. If the application shows that the applicant meets the requirements of this chapter, the license authority shall issue a supplier's license to the applicant. The license shall specify the location of the kennels in which the supplier shall conduct his business as a supplier.

24995. Any society may apply to any license authority for a license authorizing its designated representatives to inspect the kennels of any licensed supplier and the premises on which any experiment is to be, is being, or has been performed, and to be present during the performance of any such experiment and at any time during the time a dog or cat is kept under observation in connection with an experiment or series of experiments.

If the license authority finds that the applicant constitutes a society within the meaning of Section 24903, it shall issue a license to the society authorizing it and its representatives to exercise the powers conferred upon such societies and their representatives by this chapter.

24996. Every such license shall expire at the same time as dog licenses issued by the license authority expire, and may be renewed upon application filed therefor at least ten (10) days before date of expiration. The license authority shall not renew any experimenter's or supplier's license while the applicant is in default in filing any of the notices or making any of the reports required by this chapter. It shall not issue a license to or renew the license of any applicant who, by a final judgment, has been convicted of violating any provision of this chapter or any license issued to the applicant.

24997. The records of every license authority pertaining to its duties under this chapter, including all applications, licenses, notices and reports shall be open to public inspection. Any person desiring to receive copies of applications, licenses, notices and reports filed under this chapter, may obtain them from the license authority upon payment of ten cents ($0.10) a folio for each copy requested.

Article 5. Fees

25010. The fee for filing an application for an experimenter's, supplier's or society's license is fifty dollars ($50). The fee for filing application for renewal of any such license is fifty dollars ($50).

25011. All fees received by the license authority shall be first used to defray the expenses incurred by it under this chapter. Any amount remaining at the end of any fiscal year and unnecessary for the administration of such duties, shall be disposed of as provided by law for the disposition of dog license revenues.

Article 6. Penalties

25020. Every person who violates any provision of this chapter for the violation of which another punishment is not herein prescribed, is guilty of a misdemeanor.

25021. Every person who knowingly supplies a dog or cat for the purpose of any experiment upon such animal without holding at the time an unrevoked license to act as a supplier, is guilty of a felony.

25022. Every public poundmaster or keeper of a municipal or private kennel or animal shelter and any of his employees having the custody or care of any animals who knowingly supply a dog or cat for the purpose of any experiment upon such animal is guilty of a felony.

25023. Every person who performs an experiment upon any living dog or cat, without holding at the time an unrevoked license to act as an experimenter is guilty of a felony.

25024. Every holder of an experimenter's license who conducts any experiment upon any dog or cat at other than the place specified in his license is guilty of a felony.

25025. Except as otherwise provided, every holder of an experimenter's or supplier's license who fails to perform any duty enjoined upon him by or violates any provision of this chapter is guilty of a misdemeanor.

25026. Every person who uses any dog or cat in connection with experiments for the purpose of research in the fields of the radio-activity, nuclear, atomic energy, or fissionable sciences, is guilty of a felony."

Amendment No. 2

On page 1 of said bill, strike out lines 9 to 22, inclusive; strike out all of pages 2 to 7, inclusive; and on page 8, strike out lines 1 to 5, inclusive.

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1700—An act to amend Section 1161 of the Civil Code, relating to the recordation of instruments.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

On page 1, line 3, of the printed bill, after "1161.", insert "(a)".

Amendment No. 2

On page 1 of said bill, strike out line 19, and insert "thereby.

(b) Any assignment of any such agreement for sale, option".

Amendment No. 3

On page 1 of said bill, after line 29, insert

"(c) The provisions of subdivision (b) of this section shall not apply to any such assignment made by or contained in any deed of trust, mortgage or other liens given to secure the payment of bonds or other evidences of indebtedness authorized or permitted to be issued by the Commissioner of Corporations, or made by a public utility subject to the provisions of the Public Utilities Act."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 890—An act to amend Title 8 of Part 3 of the Code of Civil Procedure, relating to escheated estates.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Title 8 of Part 3 of the Code of Civil Procedure", and insert "Section 1274bb of, and to add Section 1274d to, the Code of Civil Procedure, and to amend Section 19598 of the Business and Professions Code".

Amendment No. 2

In line 2 of the title of said bill, strike out "escheated estates", and insert "abandoned property and escheats".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendments is indicated by being enclosed within brackets.

Amendment No. 3

On page 1 of said bill, strike out lines 1 to 15, inclusive, and insert

"SECTION 1. Section 1274bb of the Code of Civil Procedure is amended to read:

1274bb. All money or other property which [shall have been, or shall hereafter be, paid into or deposited in the custody of, or be under the control of, any court of the United States in and for any district within the State, or shall have been or hereafter shall be in the custody of any depository, registry, clerk, or other officer of such court,] *has remained in, or has been deposited in the custody of, or under the control of, any officer, department or agency of the United States for eight or more consecutive years, which money or other property has its situs or source in this State, and which shall have been or shall hereafter be paid into, or deposited in the custody of, or under the control of any officer, department, agency or court of the United States in and for any district within the State, or shall have been or hereafter shall be in the custody of any registry, clerk, officer, department or agency of the United States,* and the rightful owner or owners [thereof] *of which* either (a) shall have been or shall be unknown for a period of [10] *eight* consecutive years; or (b) shall have died or shall die without having disposed thereof, and without having left or without leaving a will disposing thereof, and without having left or without leaving heirs, devisees, or legatees; or (c) shall have abandoned or shall abandon such funds or property, are declared to have escheated or to escheat, together with all interest accrued thereon, to and to have become or to become the property of the State. *This section is not limited in its application by the naming of any particular agency. This section shall include all funds held by the Controller of Currency as unclaimed deposits and safe deposit box contents held in custody after liquidation by national banks, all funds and deposits held by the Veterans Administration, United States Treasury, Department of Internal Revenue, federal courts, Registry of Federal Courts, such evidences of indebtedness as old unclaimed debts which have matured, together with unclaimed interest thereon, postal savings bonds, postal savings deposits, liberty bonds, victory notes, Treasury bonds, Treasury notes, certificates of indebtedness, Treasurer's savings certificates, bonuses and adjusted compensation, allotments and unclaimed national bank accounts, safe deposit box contents, unclaimed tax refunds, and all unclaimed refunds or rebates of whatever kind or nature.*

In any proceeding authorized by this section if it shall appear from the records of [the court] *any officer, clerk, registry, department or agency* of the United States that the rightful owner or owners of money or property which has been or shall hereafter be deposited in the custody *of* or [be] under the control of, [such] *any* court, [or in the custody of its depository, registry, clerk, or other] officer, *department, or agency of the United States*, have not made claim [thereto] *therefor* for a period of [10] *eight* successive years, it shall be presumed for all purposes of this section that such rightful owner or owners are, and during such period have been, unknown, and that they have died without having disposed thereof, and without having left a will, and without having left any heirs, next-of-kin, or distributees, and that such property has been abandoned. In a case where the rightful owners of such money or property was a corporation it shall also be presumed for purposes of this section that the corporation is dissolved and no longer in existence, and its charter forfeited, and all the foregoing presumptions set forth in this section shall be made with respect to the rightful owners or claimants to the assets of such corporation, including its stockholders and creditors. Any or all of the foregoing several presumptions may be rebutted by competent evidence to the contrary.

Whenever it shall appear that there exists or may exist escheated property under this section, the Attorney General may at any time commence proceedings under Section 1268 of this code to have it established that such property has escheated to the State. In such proceeding a copy of the petition and order shall be served upon the clerk, *registry, or other officer, or person in charge* of the court, *department, or agency* into which or into whose registry *or treasury* the fund or property has been paid or deposited or which has control or custody thereof, or which has jurisdiction to make orders for the payment of such money to the rightful owners thereof, together with a notice that no personal claim is made against [him] *such officer, registry, or other person in charge of the agency or department having control or possession of the funds or property sought*, and also upon the United States attorney for the district in which such court is located. This section does not authorize a judgment to require such courts, officers, agents, depositories, registries, or clerks to pay or surrender funds or property to this State.

Whenever appropriate and proper, the Attorney General shall take appropriate action, by obtaining an order of the court of the United States, or otherwise, to collect and receive such funds or property.

SEC. 2 Section 1274d is added to said code, to read:

1274d. (a) All money received by any person, bank or trust company from the sale of any bonds, warrants, notes, securities, interest coupons, or other evidence of indebtedness of the State of California, which money shall have remained in the possession of any person, bank or trust company for a period of more than eight years after its receipt by said person, bank or trust company is declared abandoned and to have escheated or to escheat, together with all interest accrued thereon, to and to have become or to become the property of the State.

(b) All money received by any person, bank or trust company or other business organization from the sale of any bonds or other evidence of indebtedness of any improvement district or other entity organized under the laws of this State for and on behalf of such improvement district or other entity which shall have remained in the possession of any person, bank, trust company or other business organization or the fiscal agent or officers thereof, for a period of more than eight years after its receipt by such person, bank, trust company or other business organization is declared abandoned and to have escheated or to escheat, together with all interest thereon, to and to have become or to become the property of the State.

SEC. 3. Section 19598 of the Business and Professions Code is amended to read:

19598. From and after the effective date of this section, any person claiming to be entitled to any part of a redistribution from a pari-mutuel pool operated by a licensee under this chapter, who fails to claim the money due him prior to the completion of the racing meet at which such pool was formed, may, within 60 days after the close of such meet file with the board a verified claim in such form as the board shall prescribe setting forth in detail the claim of such person and such other information as may be necessary to identify the particular pool and the amount claimed therefrom. The board shall hear such claim and proof offered in support thereof. Unless the claimant satisfactorily establishes his right to participate in such pool, such claim shall be rejected. If the claim be allowed, the licensee shall upon order of the board pay the same to the claimant. Ninety days after the close of any racing meet hereafter conducted any moneys subjected to this section not theretofore successfully claimed [,] *are declared abandoned and shall escheat to the State and* shall be paid to the board and the board shall immediately pay such money into the State Treasury to the credit of the [special deposit] *Abandoned Property* Fund, to be held therein and disposed of in the manner provided by law for other deposits in the fund."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1348—An act to define and regulate the business of selling or cashing checks, drafts or money orders; to provide for the issuance of licenses and the making of examinations and investigations by the Commissioner of Corporations; to limit the amount of fees to be charged; to provide for the suspension, surrender and revocation of licenses; to provide for the adoption of rules and regulations and to prescribe penalties for violations of this act.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Finance and Insurance:

Amendment No. 1

In line 2 of the title of the printed bill, after "orders", insert "or of receiving money for the purpose of paying bills, invoices or accounts of an obligor".

Amendment No. 2

On page 1, line 4, of the printed bill, strike out "engaged", and insert a comma and "who for compensation, engages".

Amendment No. 3

On page 1, line 6, of the printed bill, strike out "for a valuable consideration", and insert "or of receiving money for the purpose of paying bills, invoices or accounts of an obligor".

Amendment No. 4

On page 1, line 12, of the printed bill, after "association", insert a comma and "trust".

Amendment No. 5

On page 2, line 7, of the printed bill, after "address", insert "or addresses".

Amendment No. 6

On page 2, line 8, of the printed bill, after "address", insert "or addresses".

Amendment No. 7

On page 2, line 26, of the printed bill, strike out "said", and insert "business, if the applicant is to engage exclusively in the business of cashing checks, drafts or money orders, liquid assets of at least one thousand dollars ($1,000), and if the applicant is to engage in the sale of checks, drafts or money orders that it has liquid assets of at least five thousand dollars ($5,000)."

Amendment No. 8

On page 2 of the printed bill, strike out lines 27 to 32, inclusive.

Amendment No. 9

On page 2, line 36, of the printed bill, strike out "five thousand dollars ($5,000)", and insert "one thousand dollars ($1,000) or in a principal amount equal to the amount of funds to be held by the licensee for the account of customers at any one time, whichever is greater,".

Amendment No. 10

On page 2, line 37, of the printed bill, strike out "two", and insert "one".

Amendment No. 11

On page 2, line 45, of the printed bill, after "hereunder," insert "and will honestly and faithfully apply all funds received and will faithfully and honestly perform all obligations and undertakings under this act,".

Amendment No. 12

On page 3 of the printed bill, strike out lines 49 to 51, inclusive, and insert "SEC. 13. A licensee may establish branch offices or agencies provided it expressly assumes responsibility for the acts of any person selling or cashing checks, drafts or money orders for the licensee or accepting money in its name or on its behalf at such place of business. There shall be posted in a prominent place in each branch office or agency a sign stating that the place of business is a branch office or agency of the licensee and that the licensee is responsible for the acts of any person selling or cashing checks, drafts or money orders or accepting money in its name or on its behalf."

Amendment No. 13

On page 4 of the printed bill, strike out lines 1 and 2.

Amendment No. 14

On page 4 of the printed bill, after line 31, insert

"Each licensee shall annually on or before the fifteenth day of March file a report with the commissioner giving such relevant information as the commissioner reasonably may require concerning the business and operations during the preceding calendar year of each licensed place of business conducted by such licensee."

Amendment No. 15

On page 4, line 35, of the printed bill, after "greater", insert a comma and "unless the draft, check or money order presented for cashing is drawn on a depositary outside of the State of California, in which event the fee shall not exceed 1 percent of the face amount of such draft, check or money order".

Amendment No. 16

On page 5, line 18, of the printed bill, strike out "association, partnership, trust or corporation", and insert "who either (a) is".

Amendment No. 17

On page 5, line 22, of the printed bill, after "companies", insert a semicolon and "or (b) is engaged in the business of selling or cashing checks, drafts or money orders issued by a person who has complied, and continues to comply with, Section 13 of the Bank Act".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2096—An act to amend Sections 10202 and 10202.5 of the Insurance Code, relating to group life insurance.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Finance and Insurance:

Amendment No. 1

On page 2, line 28, of the printed bill, strike out the period, and insert ", *but limited to such individual proprietor and/or partners who are actively engaged in the business the employees of which are covered by the group insurance.*"

Amendment read, and adopted.

Bill ordered reprinted, and re-engrossed.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, April 1, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed:

Senate Bill No. 17
Senate Bill No. 18
Senate Bill No. 27
Senate Bill No. 28
Senate Bill No. 50
Senate Bill No. 59
Senate Bill No. 68
Senate Bill No. 115
Senate Bill No. 193
Senate Bill No 272
Senate Bill No. 320
Senate Bill No 321
Senate Bill No. 341
Senate Bill No. 357
Senate Bill No. 381
Senate Bill No. 390
Senate Bill No. 411
Senate Bill No. 413
Senate Bill No. 467
Senate Bill No 468
Senate Bill No. 469
Senate Bill No. 508
Senate Bill No. 514
Senate Bill No. 668
Senate Bill No. 731
Senate Bill No. 732
Senate Bill No. 750
Senate Bill No. 773
Senate Bill No. 972
Senate Bill No. 989
Senate Bill No. 1004
Senate Bill No 1005
Senate Bill No. 1006
Senate Bill No 1022
Senate Bill No. 1117
Senate Bill No. 1337
Senate Bill No 1343
Senate Bill No. 1476

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS

The following bills were read the first time:

Senate Bill No. 17—An act to amend Section 204 of the Code of Civil Procedure, relating to the selection of trial jurors.

Referred to Committee on Judiciary.

Senate Bill No. 18—An act to amend Section 1425 of the Penal Code, relating to criminal jurisdiction of justices', municipal and police courts.

Referred to Committee on Judiciary.

Senate Bill No. 27—An act to amend Section 10407 of the Government Code, relating to the Commission on Uniform State Laws.

Referred to Committee on Judiciary.

Senate Bill No. 28—An act to add Section 578a to the Probate Code, relating to compromises and settlements by executors or administrators of claims, rights of action and actions for death by wrongful act.

Referred to Committee on Judiciary.

Senate Bill No. 50—An act to revise the Municipal Utility District Act, relating to municipal utility districts, including provisions for the organization, incorporation and government of such districts.

Referred to Committee on Municipal and County Government.

Senate Bill No. 59—An act to amend Section 4240 of the Political Code and Section 28111 of the Government Code, relating to compensation for public services in counties of the eleventh class.

Referred to Committee on Municipal and County Government.

Senate Bill No. 68—An act to add Sections 446, 450, and 453 to the Education Code, relating to the qualifications and salaries of county superintendents of schools.

Referred to Committee on Education.

Senate Bill No. 115—An act to amend Section 259 of, and to add Sections 259.1 and 259.2 to, the Probate Code, relating to inheritance rights of aliens.

Referred to Committee on Judiciary.

Senate Bill No. 193—An act to add Section 19 to the Welfare and Institutions Code, declaring the legislative intent in respect to the purposes of the Welfare and Institutions Code.

Referred to Committee on Social Welfare.

Senate Bill No. 272—An act authorizing the sale and conveyance of certain property belonging to the State of California and located in what is known as Reclamation District No. 1660 in the County of Sutter, State of California.

Referred to Committee on Conservation, Planning, and Public Works.

Senate Bill No. 320—An act to amend Section 12465 of the Government Code, relating to the destruction of records in the custody of the Controller.

Referred to Committee on Governmental Efficiency and Economy.

Senate Bill No. 321—An act to repeal Chapter 5, comprising Sections 16500 to 16542, inclusive, of Part 1, Division 7, of the Business and Professions Code, and abolishing the Defense Training School Fund, relating to defense training schools.

Referred to Committee on Governmental Efficiency and Economy.

Senate Bill No. 341—An act to amend Section 1503 of the Education Code, relating to the interdistrict attendance of pupils.

Referred to Committee on Education.

Senate Bill No. 357—An act to amend Section 10203.6 of the Insurance Code, relating to insurance.

Referred to Committee on Finance and Insurance.

Senate Bill No. 381—An act to add Section 13325 to the Government Code, relating to the approval of transactions by the Department of Finance.

Referred to Committee on Governmental Efficiency and Economy.

Senate Bill No. 390—An act to add Section 6.5 to "An act to provide a unified program of construction, improvement, and equipment for state agencies, creating a State Public Works Board, and making an appropriation to carry out the provisions of this act," approved March 13, 1946, relating to the appropriation made by that act.

Referred to Committee on Governmental Efficiency and Economy.

Senate Bill No. 411—An act to add Section 3692.5 to the Political Code, relating to the powers and duties of the State Board of Equalization.

Referred to Committee on Judiciary.

Senate Bill No. 413—An act to repeal Chapter 506 of Statutes of 1913, Chapters 426, 428, and 429 of Statutes of 1919, and Chapter 737 of Statutes of 1921, relating to appropriations to the University of California.

Referred to Committee on Education.

Senate Bill No. 467—An act to amend Section 3210 of the Civil Code, relating to the definition of inland bills of exchange.

Referred to Committee on Judiciary.

Senate Bill No. 468—An act to amend Section 3415 of the Civil Code, relating to actions to establish or compel the re-issuance of private documents which have been lost or destroyed.

Referred to Committee on Judiciary.

Senate Bill No. 469—An act to add Section 16012 to the Government Code, relating to the disposition of unexpended balances of appropriations from the State Treasury.

Referred to Committee on Governmental Efficiency and Economy.

Senate Bill No. 508—An act to repeal an act entitled "An act to authorize the counties of the State of California to establish retirement systems for their employees," approved May 20, 1919, relating to county employees retirement system.

Referred to Committee on Municipal and County Government.

Senate Bill No. 514—An act repealing Chapter 2 of Part 1, of Division 4 of Title 3 of the Government Code, consisting of Sections 31250 to 31369, relating to retirement.

Referred to Committee on Municipal and County Government.

Senate Bill No. 668—An act to amend Sections 11529 and 11530 of the Insurance Code, and to add to the Insurance Code a new section to be numbered 11529.5, all relating to voluntary mutualization of incorporated life and life and disability insurers.

Referred to Committee on Finance and Insurance.

Senate Bill No. 731—An act to amend Sections 6838, 6862, 6867, 6894, 6896, and 6943 of the Harbors and Navigation Code, relating to river port districts.

Referred to Committee on Transportation and Commerce.

Senate Bill No. 732—An act to add Section 3722 to the Political Code, relating to the organization of river port districts for assessment and taxation purposes.

Referred to Committee on Transportation and Commerce.

Senate Bill No. 750—An act to amend Section 852b of "An act to provide for the organization, incorporation, and government of municipal corporations," approved March 13, 1883, relating to the city manager form of government in cities of the sixth class.

Referred to Committee on Municipal and County Government.

Senate Bill No. 773—An act to add Section 1292 to the Military and Veterans Code, relating to certain lands of the State described in Chapter 891 of the Statutes of 1939, and the leasing thereof or of parts thereof or of interests therein to veterans' associations.

Referred to Committee on Military Affairs.

Senate Bill No. 972—An act to amend an initiative act entitled "An act prescribing the terms upon which licenses may be issued to practitioners of chiropractic, creating the State Board of Chiropractic Examiners and declaring its powers and duties, prescribing penalties for violation hereof, and repealing all acts and parts of acts inconsistent herewith," approved by electors November 7, 1922, by amending Sections 4 and 5 thereof, relating to the study and practice of chiropractic, said amendment to take effect upon the approval thereof by the electors, and providing for the submission thereof to the electors pursuant to Section 1b of Article IV of the State Constitution.

Referred to Committee on Public Health.

Senate Bill No. 989—An act to amend Section 460 of the Government Code, relating to the counties of the State.

Referred to Committee on Municipal and County Government.

Senate Bill No. 1004—An act to add Section 12461.5 to the Government Code, relating to the duties of the Controller.

Referred to Committee on Governmental Efficiency and Economy.

Senate Bill No. 1005—An act to add Section 25.5 to the Municipal Courts Act of 1925, relating to the fees of marshals.

Referred to Committee on Municipal and County Government.

Senate Bill No. 1006—An act to amend Section 27802 of the Government Code, relating to justices of the peace.

Referred to Committee on Municipal and County Government.

Senate Bill No. 1022—An act to amend Sections 11271, 11272, and 11274 of, and to add Section 11275 to, the Government Code, relating to

the allocation of administrative costs to special fund agencies, and the duties of the Board of Control and Controller in connection therewith.

Referred to Committee on Governmental Efficiency and Economy.

Senate Bill No. 1117—An act to add Title 3 and Sections 500036 to 500040, inclusive, to the Government Code, to consolidate and revise the law relating to the organization, operation, and maintenance of a System of State and Local Government, and to repeal acts and parts of acts specified herein.

Referred to Committee on Municipal and County Government.

Senate Bill No. 1337—An act to add Section 4707 to, and to repeal Sections 4805 and 4855 of, the Labor Code, all relating to benefits payable on account of death of employees who are members of the State Employees Retirement System.

Referred to Committee on Civil Service and State Personnel.

Senate Bill No. 1343—An act to amend Section 37 of the Alcoholic Beverage Control Act, relating to appropriations from the Alcoholic Beverage Control Fund.

Referred to Committee on Public Morals.

Senate Bill No. 1476—An act to add Division 8 to the Military and Veterans Code, relating to veterans' welfare.

Referred to Committee on Military Affairs.

UNANIMOUS CONSENT THAT ALL MOTIONS BE CONTINUED

By unanimous consent, Speaker Collins announced that all motions would be continued on file until the next legislative day.

ANNOUNCEMENT OF COMMITTEE MEETINGS

It was announced that the following committees would hold meetings:

Upon adjournment, today—

Conservation, Planning, and Public Works.

Governmental Efficiency and Economy.

At 8 p.m., tonight—

Education.

At 9 a.m., tomorrow, Thursday, March 3—

Subcommittee of Transportation and Commerce.

Subcommittee of Ways and Means (on Education) (continued from 3 p.m., today).

It was announced that the following committees would not hold meetings tonight:

Constitutional Amendments.

Manufacturing, Oil, and Mining Industry.

RE-REFERENCE OF BILLS

By order of the Speaker, the following bills were withdrawn from the file, and re-referred as follows:

Assembly Bill No. 941 re-referred to Committee on Civil Service and State Personnel.

Assembly Bill No. 2389 re-referred to Committee on Civil Service and State Personnel.

Assembly Bill No. 500 re-referred to Committee on Industrial Relations.

Assembly Bill No. 487 re-referred to Committee on Revenue and Taxation.

Assembly Bill No. 1838 re-referred to Committee on Revenue and Taxation.

Assembly Bill No. 1439 re-referred to Committee on Livestock and Dairies.

Assembly Constitutional Amendment No. 28 re-referred to Committee on Constitutional Amendments.

GUESTS EXTENDED PRIVILEGE OF ASSEMBLY FLOOR

On request of Mr. Anderson, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mr. and Mrs. E. J. Baum of Hawthorne.

ADJOURNMENT

At 3.57 p.m., on motion of Mr. Maloney, the Speaker declared the Assembly adjourned until 10 a.m., Thursday, April 3, 1947.

SAM L. COLLINS, Speaker

GERALDINE B. HADSELL, Minute Clerk

CALIFORNIA LEGISLATURE
FIFTY-SEVENTH (GENERAL) SESSION

ASSEMBLY DAILY JOURNAL

THIRTY-SEVENTH LEGISLATIVE DAY
EIGHTY-EIGHTH CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO
Thursday, April 3, 1947

The Assembly met at 10 a.m.
Hon. Sam L. Collins, Speaker of the Assembly, presiding.
Chief Clerk Arthur A. Ohnimus at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—76.

Quorum present.

PRAYER

Upon invitation of the Speaker, the following prayer was offered by the Rev. Thomas H. Markham:

O Lord, Who upon this day did wash the feet of Thy disciples and did command that we do this in imitation of Thee, grant that we may learn this example of humility, that ever ministering to the needs of our neighbor, we may learn to have a love for him similar to that which Thou didst have for all of us—AMEN.

READING OF THE JOURNAL DISPENSED WITH

On motion of Mr. Price, further reading of the Journal of the previous legislative day was dispensed with.

LEAVES OF ABSENCE FOR THE DAY

The following members were granted leaves of absence for the day, because of illness:

Mr. Cramer, on motion of Mr. Stewart.
Mr. Ralph C. Dills, on motion of Mr. Stewart.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, April 3, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 371
Assembly Bill No. 649
Assembly Bill No. 1030
Assembly Bill No. 1193
Assembly Bill No. 1346
Assembly Bill No. 1721
Assembly Bill No. 1722
Assembly Bill No. 1723
Assembly Bill No. 1724
Assembly Bill No. 1725
Assembly Bill No. 1726

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 3, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 223
Assembly Bill No. 920
Assembly Bill No. 1410
Assembly Bill No. 1414
Assembly Bill No. 1461
Assembly Bill No. 1700
Assembly Bill No. 2096

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

ANNOUNCEMENT BY MR. THURMAN

Mr. Thurman announced that the Committee on Municipal and County Government had been adjourned last night for lack of a quorum.

ANNOUNCEMENT BY THE SPEAKER

Speaker Collins announced that if committee chairmen will report the absence of committee members who have been absent three consecutive times, he will make new appointments so that the work of various committees will not be retarded.

CONSIDERATION OF DAILY FILE

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 1841—An act to amend the chapter heading of Chapter 1, Part 4, Division 6 and to amend Sections 6500 and 154 of the Welfare and Institutions Code, relating to the Department of Mental Hygiene and providing for the designation of temporary state mental institutions and the use thereof.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1842—An act to amend Section 160 of the Welfare and Institutions Code, relating to the deportation of nonresident patients of state hospitals.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1844—An act to add Section 155 to the Welfare and Institutions Code, relating to the acceptance of grants and gifts by the Director of Mental Hygiene.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1845—An act to amend the chapter heading of Chapter 2, Division 1, and Sections 157, 158, 6505, 6556, 6559, 6561, 6562, 7003, and 7004 of, and to add Sections 6557.5, 6560.3, and 6560.5 to, the Welfare and Institutions Code, relating to the Department of

Mental Hygiene, and providing for the qualifications, appointment, compensation, powers, and duties of officers and employees of institutions subject to the jurisdiction of the department.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1847—An act to amend Section 6514 of the Welfare and Institutions Code, relating to training schools and courses for employees of the Department of Mental Hygiene and of institutions within the department.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1849—An act to amend Section 6564 of the Welfare and Institutions Code, relating to the operation of canteens on the grounds of state institutions.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1851—An act to amend Sections 6660 and 6660.5 and to repeal Section 6662 of the Welfare and Institutions Code, relating to guardianship and administration of estates of hospital patients and to protect those estates where the value does not warrant guardianship, and providing for the department through its designated officer or employee to perform such functions.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1852—An act to repeal Section 6664 of the Welfare and Institutions Code, relating to the payment of expenses by the county when a person committed to a state institution is charged with a crime.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1855—An act to amend Section 5406 of the Welfare and Institutions Code, relating to dipsomaniacs, inebriates and addicts and their discharge from state hospitals

Bill read second time, and ordered engrossed.

Assembly Bill No. 610—An act to amend Sections 427, 428, and 432 of the Fish and Game Code, relating to hunting and fishing, and the issuance of licenses therefor.

Bill read second time, and ordered engrossed.

Assembly Bill No. 615—An act to amend Section 740 of the Fish and Game Code, relating to grunion.

Bill read second time, and ordered engrossed.

Assembly Bill No. 730—An act to amend Section 797 of the Fish and Game Code, relating to abalones.

Bill read second time, and ordered engrossed.

Assembly Bill No. 740—An act to amend Section 450.5 of the Fish and Game Code, relating to ocean fishing with spear.

Bill read second time, and ordered engrossed.

Assembly Bill No. 774—An act to amend Section 1158 of the Fish and Game Code, relating to closing of areas to hunting.

Bill read second time, and ordered engrossed.

Assembly Bill No. 777—An act to amend Section 452 of the Fish and Game Code, relating to unlawful possession.

Bill read second time, and ordered engrossed.

Assembly Bill No. 779—An act to repeal Section 560 of the Fish and Game Code, relating to definition of fish and kelp.

Bill read second time, and ordered engrossed.

Assembly Bill No. 780—An act to amend Section 2 of the Fish and Game Code, relating to definitions.

Bill read second time, and ordered engrossed.

Assembly Bill No. 424—An act to amend Section 2160.5 of the Welfare and Institutions Code, relating to aid to the aged.

Bill read second time, and ordered engrossed.

Assembly Bill No. 428—An act to amend Section 2183.9 of the Welfare and Institutions Code, relating to aid to the aged.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1419—An act to amend Section 1520 of the Welfare and Institutions Code, relating to aid to orphans and other needy children.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1420—An act to amend Section 1521 of the Welfare and Institutions Code, relating to aid to orphans and other needy children.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1425—An act to add Sections 3047.3 and 3447.3 to the Welfare and Institutions Code, relating to property qualifications for aid to the blind.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1889—An act to add Section 1622.5 to the Welfare and Institutions Code, relating to child care, and boarding homes for children.

Bill read second time, and ordered engrossed.

Assembly Bill No. 943—An act to add Section 403 to the Agricultural Code, relating to lawful fences.

Bill read second time, and ordered engrossed.

Assembly Bill No. 2323—An act to repeal Chapter 929, Statutes of 1939, relating to farm finance.

Bill read second time, and ordered engrossed.

Assembly Bill No. 2327—An act to repeal Article 2b of Chapter 3, Title 1, Part 3, of the Political Code, relating to the powers and duties of the Department of Agriculture.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1129—An act to repeal Article 1a, comprising Section 35, of Chapter 1 of Division 1 of the Agricultural Code, relating to temporary provisions, conditions, standards or prices.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1130—An act to amend Sections 53 and 57 of the Agricultural Code, relating to the qualification and appointment of deputy agricultural commissioners and agricultural inspectors.

Bill read second time, and ordered engrossed.

Assembly Bill No. 6—An act to add Section 5662 to the Elections Code, relating to the rights of the occupant of a house which is situated on a precinct line.

Bill read second time, and ordered engrossed.

Assembly Bill No. 121—An act to amend the Elections Code of the State of California by adding thereto a new section to be numbered 8558 and to amend Sections 8572 and 8652 thereof, all relating to the costs of election contests.

Bill read second time, and ordered engrossed.

Assembly Bill No. 249—An act to add Section 3831 to the Elections Code, relating to numerical and alphabetical designation of measures submitted to voters.

Bill read second time, and ordered engrossed.

Assembly Bill No. 395—An act to amend Section 2621 of the Elections Code, relating to declaration of candidacy.

Bill read second time, and ordered engrossed.

Assembly Bill No. 397—An act to add Section 7109.5 to the Elections Code, relating to election supplies and records.

Bill read second time, and ordered engrossed.

Assembly Bill No. 575—An act to amend Section 21652 of the Water Code, relating to general elections.

Bill read second time, and ordered engrossed.

Assembly Bill No. 633—An act to amend Section 571.5 of the Elections Code, relating to division of electors in a precinct into groups.

Bill read second time, and ordered engrossed.

Assembly Bill No. 736—An act to amend Sections 2897 and 2898 of the Elections Code, relating to death of candidate before an election.

Bill read second time, and ordered engrossed.

Assembly Bill No. 854—An act to amend Section 678 of the Elections Code, relating to precinct boards.

Bill read second time, and ordered engrossed.

Assembly Bill No. 856—An act to amend Section 3043 of the Elections Code, relating to nomination papers.

Bill read second time, and ordered engrossed.

Assembly Bill No. 934—An act to amend Section 652 of the Elections Code, relating to members of precinct boards.

Bill read second time, and ordered engrossed.

Assembly Bill No. 988—An act to amend Section 43 of, and to add Section 658.5 to, the Elections Code, relating to precinct boards and substitutive canvassing and counting boards.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1006—An act to amend Section 700 of the Elections Code, relating to elections.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1007—An act to amend Sections 2609, 2621, and 2792 of the Elections Code, relating to the nomination of candidates at primary elections.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1008—An act to amend Section 1454 of the Elections Code, relating to measures submitted to voters.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1009—An act to amend Section 1403 of the Elections Code, relating to elections.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1046—An act to amend Section 7968 of the Elections Code, relating to the record of votes cast.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1639—An act to add Section 21655.1 to the Water Code, relating to notice of election in irrigation districts.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1823—An act to amend Section 3041 of the Elections Code, relating to independent nominations.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1863—An act to amend Sections 2609, 2621, and 2792 of the Elections Code, relating to the nomination of candidates at primary elections.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1915—An act to add Section 2501 to, to amend Sections 2793, 2893, 2894, 2896, and 2899 of, and to repeal Sections 2674, 2742, 2794, and 2795 of, the Elections Code, relating to partisan candidates.

Bill read second time, and ordered engrossed.

Assembly Bill No. 2077—An act to amend Sections 2797, 2831, 2832, 2842, and 2843 of, to add Sections 28085 and 2830.5 and 2849 to, and to repeal Article 11 of Chapter 1, of Division 5 of, the Elections Code, relating to political parties.

Bill read second time, and ordered engrossed.

Assembly Bill No. 2154—An act to amend Sections 122 and 2571 of the Elections Code, relating to registration of electors.

Bill read second time, and ordered engrossed.

Assembly Bill No. 2155—An act to amend Section 661 of the Elections Code, relating to election officers.

Bill read second time, and ordered engrossed.

Assembly Bill No. 2157—An act to amend Sections 25, 26, 951, 953, and 10050 of the Elections Code, relating to primary elections.

Bill read second time, and ordered engrossed.

Assembly Bill No. 2159—An act to amend Section 3929 of the Elections Code, relating to designations of candidates' occupations on ballots.

Bill read second time, and ordered engrossed.

Assembly Bill No. 2160—An act to amend Sections 1601 and 1701 of the Elections Code, relating to municipal initiative and referendum petitions.

Bill read second time, and ordered engrossed.

Assembly Bill No. 2161—An act to amend Section 5553 of the Elections Code, relating to election procedure at the polls.

Bill read second time, and ordered engrossed.

Assembly Bill No. 2162—An act to amend Section 2899 of the Elections Code, relating to filing fees of candidates for election.

Bill read second time, and ordered engrossed.

Assembly Bill No. 2163—An act to amend Section 10050 of the Elections Code, relating to consolidation of elections.

Bill read second time, and ordered engrossed.

Assembly Bill No. 2165—An act to amend Section 45 of the Elections Code, relating to petitions.

Bill read second time, and ordered engrossed.

Assembly Bill No. 2167—An act to amend Section 9761 of the Elections Code, relating to elections.

Bill read second time, and ordered engrossed.

Assembly Bill No. 2168—An act to amend Section 3043 of the Elections Code, relating to elections.

Bill read second time, and ordered engrossed.

Assembly Bill No. 2169—An act to amend Section 10501 of the Elections Code, relating to elections.

Bill read second time, and ordered engrossed.

Assembly Bill No. 2175—An act to add Section 7936 to the Elections Code, relating to canvass of votes cast at a general election.

Bill read second time, and ordered engrossed.

Assembly Bill No. 2176—An act to amend Section 2842 of the Elections Code, relating to meetings of county central committees.

Bill read second time, and ordered engrossed.

Assembly Bill No. 2177—An act to amend Section 3931 of the Elections Code, relating to order of names on ballots.

Bill read second time, and ordered engrossed.

Assembly Bill No. 2463—An act to repeal certain temporary provisions specified in this act relating to elections, including provisions relating to war voters, absent voting, and the times for elections, meetings of political parties, and filing of election documents.

Bill read second time, and ordered engrossed.

Assembly Bill No. 892—An act to amend Sections 1019 and 1060, and to repeal Section 1061, of the Fish and Game Code, relating to commercial fishing, packing and reduction plants.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Fish and Game:

Amendment No. 1

In lines 1 and 2 of the title of the printed bill, strike out ", and to repeal Section 1061".

Amendment No. 2

On page 1 of said bill, strike out line 20.

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1421—An act to add Section 1521.1 to the Welfare and Institutions Code, relating to aid to orphans and other needy children.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Social Welfare:

Amendment No. 1

On page 1, line 5, of the printed bill, after "recipient", insert "or parents".

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1427—An act to add Sections 3083.1 and 3462.1 to the Welfare and Institutions Code, relating to eye examinations for blind aid.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Social Welfare:

Amendment No. 1

On page 1, line 5, of the printed bill, after "examination", strike out "required", and insert "as required by the Department of Social Welfare".

Amendment No. 2

On page 1, line 11, of the printed bill, after "examination", strike out "required", and insert "as required by the Department of Social Welfare".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 537—An act to amend Section 817 of the Penal Code, relating to peace officers.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Judiciary:

Amendment No. 1

On page 1, line 12, of the printed bill, as amended, after "sheriff", insert ", undersheriff or deputy sheriff".

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1840—An act to amend Sections 6734 and 6735 of the Welfare and Institutions Code, relating to the restoration to capacity of persons committed to a state hospital.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

On page 2, line 7, of said bill, after the first "and", insert ", if no guardian has been appointed for such person,".

Amendment No. 2

On page 2, line 16, of said bill, after "behalf," insert "if no guardian has been appointed for such person,".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1848—An act to add Section 7058.01 to the Welfare and Institutions Code, relating to commitment of defective or psychopathic delinquents.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

On page 1, line 6, of the printed bill, after "740.5," insert "or has been placed by the Youth Authority pursuant to Section 1756 in a state institution under the jurisdiction of the Department of Mental Hygiene for observation and diagnosis,".

Amendment No. 2

On page 1, line 8, of the printed bill, after "court", insert "or to the Youth Authority".

Amendment No. 3

On page 1, line 12, of the printed bill, after "740.5", insert "or the placement by the Youth Authority pursuant to Section 1756".

Amendment No. 4

On page 1, lines 16 and 17, of the printed bill, strike out "made pursuant to Section 740.5".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1532—An act to amend Sections 8, 9, and 13 of and to add Sections 13.1 and 13.2 to Chapter 339 of the Statutes of 1923, relating to the possession, sale, and use of pistols, revolvers, and other firearms capable of being concealed upon the person, the registration of sales of such firearms, and the granting of licenses or permits to carry the same concealed upon the person.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

In line 2 of the title of the printed bill, after "13.1", strike out "and 13.2", and insert ", 13.2 and 18".

Amendment No. 2

In line 5 of the title of the printed bill, after "firearms", strike out "and".

Amendment No. 3

In line 7 of the title of the printed bill, after "person", strike out the period, and insert "and to entitle said chapter 'The Dangerous Weapons' Control Law'."

Amendment No. 4

On page 3 of the printed bill, after line 22, insert

"SEC. 6. Section 18 is added to the act cited in the title hereof to read:

Sec. 18. This act shall be known and may be cited and referred to in any action or proceeding as 'The Dangerous Weapons' Control Law'."

Amendment No. 5

On page 2, line 38, of the printed bill, after "revolver", insert ", without first having secured written permission from the Chief of the Division of Criminal Identification and Investigation to make such change, alteration or removal".

Amendment No. 6

On page 3, line 3, of the printed bill, after "number", strike out "or mark of identification".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1376—An act to amend Section 802 of the Agricultural Code, relating to the maturity of grapes.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Agriculture:

Amendment No. 1

On page 2, line 42, of the printed bill, as amended in the Assembly on March 27, 1947, strike out "from any cause, or part of", and insert ", from any cause, of part or".

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 634—An act to amend Sections 370, 371, 372, and 375 of the Elections Code, relating to the index to affidavits of registration.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Elections and Reapportionment:

Amendment No. 1

On page 2, line 10, of the printed bill, after "exceed", strike out "three", and insert "four".

Amendment No. 2

On page 2, line 16, of said bill, strike out "for such indexes and supplements".

Amendment No. 3

On page 2, line 18, of said bill, strike out "them", and insert "lined out indexes of registration and supplements other than for those provided for by Sections 370 and 371".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1638—An act to amend Sections 21654 and 21655 of the Water Code, relating to notice of election in irrigation districts.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Elections and Reapportionment:

Amendment No. 1

On page 1, lines 10 and 11, of the printed bill, strike out "community paper having general circulation in the district", and insert "newspaper having general circulation in the district published in any affected county of the district".

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

CONSIDERATION OF HOUSE RESOLUTION NO. 115

House Resolution No. 115

Resolved by the Assembly of the State of California, That all heads of departments and other officers in charge of divisions and agencies of the State Government, upon request of any veteran employee eligible for educational benefits under the Servicemen's Readjustment Act of 1944, and whenever possible, are hereby requested to rearrange the working hours of such veteran employee so as to enable him to take advantage of the educational benefits of said act.

Resolution read.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Rules:

Amendment No. 1

In line 6 of the resolution, as printed on page 10 of the Journal of March 18, 1947, strike out the period, and insert "; and be it further

Resolved, That the Director of Finance is directed to notify all heads of departments and other officers in charge of divisions and agencies of the State Government of the contents of this resolution."

Amendment read, and adopted.

Consideration of House Resolution No. 115, as Amended

House Resolution No. 115

Resolved by the Assembly of the State of California, That all heads of departments and other officers in charge of divisions and agencies of the State Government, upon request of any veteran employee eligible for educational benefits under the Servicemen's Readjustment Act of 1944, and whenever possible, are hereby requested to rearrange the working hours of such veteran employee so as to enable him to take advantage of the educational benefits of said act; and be it further

Resolved, That the Director of Finance is directed to notify all heads of departments and other officers in charge of divisions and agencies of the State Government of the contents of this resolution.

Resolution read, as amended, and adopted.

CONSIDERATION OF HOUSE RESOLUTION NO. 124

House Resolution No. 124

Relative to the continuance of the Assembly Interim Committee on Tide and Submerged Lands

Resolved by the Assembly of the State of California, That the period of time for which the Assembly Interim Committee on Tide and Submerged Lands was continued as an Assembly Committee by House Resolution No. 29 of this general session is hereby extended to the _____ day of _____, 1947, and that said committee is authorized to act and to expend the funds made available to it until that date and to file its final report on or before said date.

Resolution read.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Rules:

Amendment No. 1

In paragraph 1 of said resolution, after "extended to the", insert "twenty-first", and after "day of", insert "April".

Amendment read, and adopted.

Consideration of House Resolution No. 124, as Amended

House Resolution No. 124

Relative to the continuance of the Assembly Interim Committee on Tide and Submerged Lands

Resolved by the Assembly of the State of California, That the period of time for which the Assembly Interim Committee on Tide and Submerged Lands was continued as an Assembly Committee by House Resolution No. 29 of this general session is hereby extended to the twenty-first day of April, 1947, and that said committee is authorized to act and to expend the funds made available to it until that date and to file its final report on or before said date.

Resolution read, as amended, and adopted.

SECOND READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 2131—An act to add Section 806.5 to the Fish and Game Code, relating to pismo clams.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Fish and Game:

Amendment No. 1

On page 1, line 6, of the printed bill, strike out "1st. Pismo clams taken", and insert "30th. Pismo clams possessed".

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 830—An act to amend Section 887 of the Fish and Game Code, relating to fishing in Salton Sea.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Fish and Game:

Amendment No. 1

On page 1, lines 23 and 24, of the printed bill, strike out "between July 1st and December 31st", and insert "except during such open season as may be prescribed by the commission".

Amendment No. 2

On page 2, line 6, of said bill, strike out "hook and line", and insert "by line with one or more hooks".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2301—An act to add Section 482.5 to the Fish and Game Code, relating to the taking of fish.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Fish and Game:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "add Section 482.5 to", and insert "amend Section 736 of".

Amendment No. 2

In line 2 of the title of said bill, after "fish", insert ", declaring the urgency thereof, to take effect immediately".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendments is indicated by being enclosed within brackets.

Amendment No. 3

On page 1 of said bill, strike out lines 1, 2, 3, and 4, and insert

"SECTION 1. Section 736 of the Fish and Game Code is amended, to read:

Sec. 736. No yellow-fin tuna or blue-fin tuna weighing less than seven and one-half pounds may be sold. On and after June 30, [1947] *1949*, no yellow-fin tuna or blue-fin tuna weighing less than seven and one-half pounds or more than 150 pounds may be sold.

SEC. 2. This act is hereby declared to be an urgency measure necessary for the immediate preservation of the public peace, health and safety within the meaning of Section 1 of Article IV of the Constitution and shall therefore go into immediate effect. A statement of the facts constituting such necessity is as follows:

One of the most important sources of our food supply is the fishing industry. Fresh and canned tuna for many years had been among the largest contributors to this source. Recently there has been a serious shortage in the tuna available, and the limitation of weight which will become effective June 30, 1947, unless the existing exemption is extended as provided in this bill, will increase the existing shortage and further diminish a valuable food supply of the people of this State."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1423—An act to add Section 3088.3 to the Welfare and Institutions Code, relating to aid to the needy blind.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Social Welfare:

Amendment No. 1

In line 1 of the title of the printed bill, after "3088.3", insert "and 3474.7".

Amendment No. 2

On page 1, line 6, of the printed bill, strike out all of line 6, and insert "such spouse is in excess of two hundred dollars ($200) and,".

Amendment No. 3

On page 1, line 8, of the printed bill, between "of", and "hundred", strike out "three", and insert "two".

Amendment No. 4

On page 1, line 9, of the printed bill, after "dollars", strike out "($300)", and insert "($200)".

Amendment No. 5

On page 1 of the printed bill, insert

"SEC. 2. Section 3474.7 is added to the said code, to read:

3474.7. The spouse of a blind recipient of aid under this chapter shall not be required to contribute to the support of such blind recipient of aid unless the monthly net income of such spouse is in excess of two hundred dollars ($200), and for the purposes of this chapter, no part of the monthly net income of said spouse which is not in excess of two hundred dollars ($200) shall be considered income of such blind recipient of aid."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1428—An act to add Sections 3447.1 and 3474.7 to the Welfare and Institutions Code, relating to aid to the partially self-supporting blind.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Social Welfare:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "and 3474.7".

Amendment No. 2

On page 1 of the printed bill, strike out all of lines 3 to 20, inclusive, and insert

"3447.1. For the purposes of this chapter the term personal property may not include interment plots as defined in Section 7022 of the Health and Safety Code, nor money placed in trust or insurance for funeral or interment expenses or similar purposes, nor to any contract rights connected therewith if such money, insurance, or contract rights do not exceed five hundred dollars ($500) in value."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1429—An act to amend Section 3047 of the Welfare and Institutions Code, relating to aid to the needy blind.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Social Welfare:

Amendment No. 1

On page 2 of the printed bill, strike out all of lines 8 to 16, inclusive, and insert

"(d) For the purposes of this chapter, the term personal property may not include interment plots as defined in Section 7022 of the Health and Safety Code, nor

money placed in trust or insurance for funeral or interment expenses or similar purposes, nor to any contract rights connected therewith if such money, insurance, or contract rights do not exceed five hundred dollars ($500) in value."

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 535—An act to add Section 1042.1 to the Probate Code, relating to the removal of the personal estate of nonresident decedents and wards.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

On page 1 of the printed bill, strike out all of lines 3 to 23, inclusive, and insert "1042.1. An executor, administrator or conservator to whom letters are issued on the estate of a nonresident decedent by a court of competent jurisdiction in any state or territory of the United States may collect and receive any personal estate in this State of such decedent not exceeding five thousand dollars ($5,000) in value and remove it to the jurisdiction in which his letters are issued; provided:

(a) At least 120 days has elapsed since the death of the decedent;

(b) There has been published once a week for four weeks in a newspaper of general circulation published in the county in which such personal estate or some part thereof is situated a notice entitled "In the Matter of the Estate of _____ _____, Deceased" and giving notice that the executor, administrator or conservator whose name and address shall appear in the notice has requested the removal from this State of personal property of said decedent;

(c) At least 90 days has elapsed from the date of the first publication of said notice;

(d) The executor, administrator or conservator delivers to the person or corporation indebted to or holding the personal estate of the decedent the affidavit of such executor, administrator or conservator, dated at least 90 days following the date of the first publication of said notice, averring that to the best of his knowledge no petition for letters upon the estate of said decedent has been granted or is then pending in this State and that to the best of his knowledge there are no creditors of the decedent in this State;

(e) Said executor, administrator or conservator delivers to the person or corporation indebted to or holding the personal estate of said decedent authenticated copies of his letters and of the order of the court which issued them, authorizing him to collect, receive and remove the personal estate;

(f) The written consent of the State Controller to the removal of said personal estate is secured."

Amendment No. 2

On page 2, line 1, of the printed bill, strike out "estate"

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 815—An act to amend Sections 664 and 665 of the Probate Code, relating to probate of homesteads.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

On page 1, line 5, of the printed bill, strike out "six thousand dollars ($6,000)", and insert "the amount of the homestead exemption".

Amendment No. 2

On page 1, line 10, of said bill, strike out "six thousand dollars ($6,000)", and insert "the amount of the homestead exemption".

Amendment No. 3

On page 1, lines 13 and 14, of said bill, strike out "six thousand dollars ($6,000)", and insert "the amount of the homestead exemption".

Amendment No. 4

On page 1, line 21, of said bill, strike out "sum of six thousand dollars ($6,000)", and insert "amount of the homestead exemption".

Amendment No. 5

On page 2, lines 4 and 5, of said bill, strike out "six thousand dollars ($6,000)", and insert "the amount of the homestead exemption".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1843—An act to amend Sections 6650 and 6661 of the Welfare and Institutions Code, and to amend and renumber Section 6656.5 thereof to be Section 6657, relating to patients in state institutions under the jurisdiction of the Department of Mental Hygiene, and making provision concerning the support, funds, and property of such patients.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Judiciary:

Amendment No. 1

On page 2, line 9, of the printed bill, after "($500)", insert "during the lifetime of the patient".

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 99—An act to amend Section 737nn of the Political Code, relating to the salaries of judges of the superior court.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Section", and insert "Sections 737aa and".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendments is indicated by being enclosed within brackets.

Amendment No. 2

On page 1 of the printed bill, after line 6, insert

"SEC. 2. Section 737aa of said code is amended to read:

737aa. The annual salary of the judge of the Superior Court in and for the County of Monterey is [ten] *twelve* thousand dollars [($10,000)] *($12,000)*."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 944—An act to add Sections 150.1, 150.5, 150.6, and 150.7 to the Agricultural Code, relating to the application of poisonous substances.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Agriculture:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "add Sections 150.1, 150.5, 150.6, and 150.7 to", and insert "amend Section 150 of, and to add Sections 150.1, 150.2, 150.3, 150.4, 150.5, 150.6, 150.7, and 150.8 to,".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendments is indicated by being enclosed within brackets.

Amendment No. 2

On page 1 of said bill, strike out line 1, and insert

"SECTION 1. Section 150 of the Agricultural Code is amended to read:

150. The commissioner shall prescribe and enforce rules for the qualification of any person who engages for hire in the business of eradicating or controlling pests within his county, and issue an agricultural pest control operator's [certificate] *license* to any person whom he shall find by examination or otherwise to be qualified for such work.

It shall be unlawful for any person, [firm or corporation] to engage for hire in such business who has not first secured *such a license.* [a certificate in the manner herein provided. The director shall have authority to make rules and regulations governing the conduct of, and application of methods of control or eradication used in, the business of eradicating or controlling pests for hire within the State. The commissioner shall enforce such rules and regulations. Any certificate issued under the provisions of this section may be revoked or suspended, after hearing by the officer issuing same for violation by the holder thereof of any of the rules and regulations authorized by this section.

All persons engaged in operating airplanes used in eradicating or controlling pests shall be classified as airplane pest control operators.]

SEC. 2. Section 150.1 is added to said code, to read:

150.1. Every person desiring to engage for hire in the business of eradicating or controlling pests in any county shall make application to the commissioner of the county for an agricultural pest control operator's license. The application shall be upon forms provided by the commissioner. In the application the applicant shall state his name and address, his principal place of business, a complete and itemized description of the machinery and apparatus to be used in the application of insecticide, a description of the type and character of the insecticide to be used and an itemized list of all the substances and ingredients contained therein.

SEC. 3. Section 150.2 is added to said code, to read:

150.2. If the commissioner finds the applicant to be qualified and properly equipped to operate he shall issue an agricultural pest control operator's license to him upon his filing a bond on behalf of the county with the commissioner in the sum of five thousand dollars ($5,000), conditioned upon compliance with the provisions of Sections 150 to 150.6, inclusive, and for the protection of persons and property from damage or injury as a result of the application of insecticides.

SEC. 4. Section 150.3 is added to said code, to read:

150.3. Before applying any insecticide, the licensee shall also file with the commissioner a statement showing the location of all fields where the insecticide is to be applied, the nature and character of the crops being grown thereon, and the name and address of the person for whom the work is to be done. The commissioner shall thereupon issue a permit which shall authorize the licensee to apply the insecticide to the fields and in the manner set forth in the application. The permit shall also specify the hours between which the insecticide may be applied.

SEC. 5. Section 150.4 is added to said code, to read:

150.4. Every licensee shall comply with all of the following regulations:

(a) He shall keep all equipment, when in use, in a state of good repair and shall use only equipment capable of performing all of the functions necessary to insure proper application of material.

(b) He shall keep informed as to the proper climatic conditions and recognized stage of development of the pest and of the crop being treated, and shall not operate when climatic, crop or pest conditions are not proper.

(c) He shall exercise every precaution, when using materials known to be lethal to bees, or injurious to livestock or other property, to protect such property from

damage, and shall use only such methods of application, and under such climatic conditions, as shall confine the material applied to the premises of intended application.

SEC. 6. Section 150.5 is added to said code, to read:

150.5. Every licensee engaged in spraying or dusting agricultural crops with insecticide shall comply with all of the following regulations:

(a) All equipment when in use shall be kept in a state of good repair.

(b) Work shall not be carried on when climatic conditions interfere with the proper application of materials

(c) When a fluid dilutant is used, the contents of a tank shall be thoroughly agitated, before, at starting, and after each stop before application. The agitator shall be kept going where combination sprays are used, while filling and until the tank is empty.

(d) Each spray tank shall be visibly marked with the number of gallons capacity actually delivered under field practice, with the owner's name and serial number of the tank in bold faced letters and figures not less than two inches high.

(e) Each licensee shall notify the commissioner immediately before the start of operation on each property and on the first day of each month shall also submit to the commissioner a report showing for each piece of work performed: the date of operation, the name of the grower, the location of planting or orchard, the number and kind of trees or acres of other crops, the kind and strength of material, and the amount of undiluted material used.

(f) A daily record showing the temperature, time of application of each tank or load, strength and kind of material used, name of the grower and location of planting shall be made and kept on file for one year. A copy of this record shall be furnished the commissioner upon request.

SEC. 7. Section 150.6 is added to said code, to read:

150.6. The director shall by rule and regulation prescribe the methods of operation and types equipment to be used by licensees for eradicating and controlling pests, which rules and regulations shall be so designed as to secure the maximum attainable control and eradication consistent with the safeguarding of bees, livestock, and other property from injury or contamination. As used in Sections 150 to 150.6 inclusive, "licensee" means a holder of an agricultural pest control operator's license, and the violation of any of the provisions of those sections by a licensee shall be ground for revoking his license.

SEC. 8. Section 150.7 is added to said code, to read:

150.7. It shall be unlawful for any person to apply by mechanical device or otherwise insecticide to any field between the hours determined and published by the commissioner of each county.

SEC. 9. Section 150.8 is added to said code, to read:

150.8. It shall be unlawful for any person to negligently or carelessly apply insecticide by such means or under such conditions as to cause a poisonous substance to be deposited on premises other than those of intended application in quantities injurious to honey bees, livestock or other property, or upon any land where livestock are being pastured or where feed for livestock is being produced or stored."

Amendment No. 3

On page 1 of said bill, strike out lines 2 to 24, inclusive; and strike out all of page 2.

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1107—An act to amend Section 762.9 of the Agricultural Code, relating to inspection fees for inspection and certification of tomatoes.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Agriculture:

Amendment No. 1

In line 3 of the title of the printed bill, after "tomatoes", insert ", and declaring the urgency thereof, to take effect immediately".

Amendment No. 2

On page 2 of the printed bill, after line 4, insert

"SEC. 2. This act is hereby declared to be an urgency measure necessary for the immediate preservation of the public peace, health or safety within the meaning of

Section 1 of Article IV of the Constitution and shall therefore go into immediate effect. A statement of the facts constituting such necessity is as follows:

The tomato canning season in this State is variable and plans for supervision, inspection programs and other administrative functions must be made well in advance of the opening date for production. In order that an increase in inspection fees may be taken into consideration and development of plans which will be in effect during the current year, it is urgent that this act take effect immediately."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

COMMUNICATIONS

By Mr. Doyle:

A resolution from the City of Los Angeles, presented by Harold Harby, Councilman, Eleventh District, relative to legislation to increase California's Old Age Pension, was received, and referred to the Committee on Rules.

Hon. Edward F. O'Day Presiding

At 10.28 a.m., Hon. Edward F. O'Day, Member of the Assembly from the Twenty-fourth District, presiding.

REPORTS OF STANDING COMMITTEES

Committee on Elections and Reapportionment

ASSEMBLY CHAMBER, SACRAMENTO, April 3, 1947

MR. SPEAKER: Your Committee on Elections and Reapportionment, to which was referred:

Assembly Bill No. 398

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

ROBERTSON, Chairman

Above reported bill ordered to second reading.

REQUEST FOR UNANIMOUS CONSENT THAT SENATE JOINT RESOLUTION NO. 14 BE TAKEN UP OUT OF ORDER

Mr. Maloney asked for, and was granted, unanimous consent that Senate Joint Resolution No. 14 be taken up, out of order, at this time.

Speaker Presiding

At 10.30 a.m., Hon. Sam L. Collins, Speaker of the Assembly, presiding.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF SENATE BILLS (BY UNANIMOUS CONSENT)

Senate Joint Resolution No. 14—Relative to memorializing the President and the Congress of the United States in relation to appropriations affecting the United States Customs Service.

Resolution read.

Demand for Previous Question

Messrs. Gannon, James, Carey, Burke, and Butters demanded the previous question.

Demand for previous question sustained.

The question being on the adoption of Senate Joint Resolution No. 14.

The roll was called, and the resolution adopted by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Cooke, Crichton, Crowley,

Debs, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—68.

NOES—None.

Resolution ordered transmitted to the Senate.

RESOLUTIONS

The following resolution was offered:

By Mr. Dickey:

House Resolution No. 134

MR. SPEAKER: Your Committee on Rules respectfully begs to report that it has carefully considered the applications for the various positions and desires to submit the following resolution:

Resolved, That the following named persons be and they are hereby appointed to the positions hereinafter set forth as provided by law, with the compensation set opposite their respective names payable weekly, and the Controller is hereby directed to draw his warrants in favor of the respective persons in the said amounts and the Treasurer is hereby directed to pay the same:

Commencing March 31, 1947

Pages	*Per day*
Donna Lee Doyle	$3 00
Larry Smith	3 00
Archie Mull, Jr.	3 00
Philip Davis	3 00
Fred Links, Jr.	3 00
Craig Hinckley	3 00
Wayne Gray	3 00
William Gray	3 00
Gordon Corwin II	3 00
Jacqueline Melvin	3 00
Donnie Field	3 00
Annette Downs	3 00
Lamar Garner	3 00
Priscilla Stall	3 00
Paul Burns, Assistant Sergeant-at-Arms	9 00
Robert Davis, Assistant Sergeant-at-Arms	9 00
Commencing April 1, 1947	
Francine Dunn, Page	3 00
Virginia Lyons, Page	3 00
Clare Desmond, Page	3 00
Carol Norton, Page	3 00
Commencing April 2, 1947	
Cameron Wylie, Jr., Page	3 00
Commencing April 3, 1947	
Anne Kirkwood, Page	3 00
Robert C. Kirkwood III, Page	3 00
Frank Michael Waters	3 00

Resolved, That the compensation of the above named attaches shall be on a seven-day week basis.

Resolved further, That the following named person be and is hereby stricken from the roll upon completion of work on April 1, 1947:

Gordon Corwin II, Page $3 00

Request for Unanimous Consent

Mr. Dickey asked for, and was granted, unanimous consent to take up House Resolution No. 134, at this time, without reference to committee or file.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Cooke, Crichton, Crowley,

Debs, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—68.

NOES—None.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolution was offered:

Assembly Joint Resolution No. 34: By Messrs. Sam L. Collins, Dickey, Blosser, Boyd, Burke, Butters, Caldecott, Carey, Clarke, Collier, Conrad, M. Philip Davis, Dolwig, Erwin, Geddes, Grant, Grunsky, Hahn, Hinckley, Hollibaugh, Huyck, James, Loomis, Luckel, Mrs. Niehouse, Messrs. Price, Stanley, Stephenson, Stewart, Waters, and Wollenberg—Relative to ratification of an amendment to the Constitution of the United States, proposed by the Congress of the United States of America, relating to the terms of office of the President.

Referred to Committee on Rules.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, April 2, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed:

Senate Bill No. 46
Senate Bill No. 48
Senate Bill No. 199
Senate Bill No. 230
Senate Bill No. 328
Senate Bill No. 342
Senate Bill No. 479
Senate Bill No. 943
Senate Bill No. 1089
Senate Bill No. 1090
Senate Bill No. 1092
Senate Bill No. 1485
Senate Bill No. 831

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS

The following bills were read the first time:

Senate Bill No. 46—An act to add Section 20702 to the Water Code, relating to the formation of irrigation districts.

Referred to Committee on Conservation, Planning, and Public Works.

Senate Bill No. 48—An act to add Section 14¼ to the County Waterworks District Act, relating to the dissolution of county waterworks districts and the disposition of property of county waterworks districts.

Referred to Committee on Municipal and County Government.

Senate Bill No. 199—An act to add Section 2271 to the Civil Code, relating to powers and discretions of a successor trustee.

Referred to Committee on Judiciary.

Senate Bill No. 230—An act to amend Section 78 of the Military and Veterans Code, relating to the powers of California Veterans Board and Director of Veterans Affairs.

Referred to Committee on Military Affairs.

Senate Bill No. 328—An act to add Section 2272 to the Civil Code, relating to the validity of leases executed by a trustee.

Referred to Committee on Judiciary.

Senate Bill No. 342—An act to amend Section 1135 of the Labor Code, relating to hot cargo and secondary boycotts, making the provisions thereof permanent, and declaring state policy in regard thereto.

Referred to Committee on Industrial Relations.

Senate Bill No. 479—An act to amend Section 718.5 of the Probate Code, relating to claims or demands by or against estates in probate.

Referred to Committee on Judiciary.

Senate Bill No. 943—An act to add Section 1274.10a to the Code of Civil Procedure, relating to abandoned property or escheated property.

Referred to Committee on Judiciary.

Senate Bill No. 1089—An act to amend Section 16471 of the Government Code, relating to investment of surplus state funds, and creating the Surplus Money Investment Fund.

Referred to Committee on Governmental Efficiency and Economy.

Senate Bill No. 1090—An act to amend Section 20105 of the Government Code, pertaining to the administration of the State Employees' Retirement System.

Referred to Committee on Civil Service and State Personnel.

Senate Bill No. 1092—An act to amend Section 8525 of the Business and Professions Code, relating to guarantees for pest control work.

Referred to Committee on Public Health.

Senate Bill No. 1485—An act to amend Section 117 of the Labor Code, relating to offices and rooms for the Industrial Accident Commission.

Referred to Committee on Governmental Efficiency and Economy.

Senate Bill No. 831—An act authorizing the Regents of the University of California to acquire real property, and to acquire, construct, erect, equip and furnish on said real property, or any real property owned or controlled by the Regents of the University of California, dormitories or other housing facilities or boarding facilities for use by students, faculty members or employees of the University of California; providing a method of financing such project through the issuance of revenue bonds, payable from the revenues of such projects; authorizing the Regents of the University of California to maintain and operate such projects, and to prescribe, revise and collect the rentals, rates and other charges for the services and facilities furnished thereby, authorizing the issuance of such revenue bonds and providing for their payment and

the rights and remedies of the holders thereof; repealing an act entitled "An act authorizing the Regents of the University of California to issue and sell bonds to provide funds for the acquisition of the real property and for the erection, equipping and furnishing thereon or upon other real property owned by said Regents of the University of California of dormitories or other housing facilities for the use of students or employees of the University of California, declaring the urgency thereof and providing that this act shall take effect immediately," approved March 18, 1946.

Referred to Committee on Governmental Efficiency and Economy.

MOTION TO RECONSIDER ASSEMBLY BILL NO. 781

In compliance with a notice given on a previous day, Mr. Lowrey moved that the vote whereby Assembly Bill No. 781 was passed be reconsidered.

Demand for Previous Question

Messrs. Price, Stanley, M. Philip Davis, Huyck, and Waters demanded the previous question.

Demand for previous question sustained.

The question being on the motion to reconsider the vote whereby Assembly Bill No. 781 was passed.

The roll was called, and Assembly Bill No. 781 refused reconsideration by the following vote:

AYES—Beck, Burns, George D. Collins, Cooke, Crichton, Crowley, Dickey, Clayton A. Dills, Dunn, Gannon, Geddes, Hawkins, Huyck, Knight, Loomis, Lowrey, McMillan, O'Day, Rosenthal, Sheridan, Silliman, Stephenson, Thomas, Thorp, and Waters—25.

NOES—Allen, Anderson, Bennett, Berry, Blosser, Brown, Burke, Butters, Carey, Clarke, Collier, Conrad, M. Philip Davis, Debs, Dolwig, Doyle, Erwin, Field, Gaffney, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Hollibaugh, Kilpatrick, Kirkwood, Luckel, Maloney, McCollister, Miller, Niehouse, Price, Robertson, Sherwin, Stanley, Stewart, Thompson, Weber, and Wollenberg—41.

Assembly Bill No. 781 ordered transmitted to the Senate.

REPORTS OF STANDING COMMITTEES

Committee on Governmental Efficiency and Economy

ASSEMBLY CHAMBER, SACRAMENTO, April 3, 1947

MR. SPEAKER: Your Committee on Governmental Efficiency and Economy, to which were referred:

Assembly Bill No. 1028
Assembly Bill No. 2505

Has had the same under consideration, and reports the same back with amendments with the recommendation. Amend, and re-refer to the committee.

FIELD, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 3, 1947

MR. SPEAKER: Your Committee on Governmental Efficiency and Economy, to which were referred.

Assembly Bill No. 1450
Assembly Bill No. 1698
Assembly Bill No. 1699
Senate Bill No. 363
Senate Bill No. 504

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

FIELD, Chairman

Above reported bills ordered to second reading.

Committee on Conservation, Planning, and Public Works

ASSEMBLY CHAMBER, SACRAMENTO, April 2, 1947

MR. SPEAKER: Your Committee on Conservation, Planning, and Public Works, to which was referred:

Assembly Bill No. 1797

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

McMILLAN, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 2, 1947

MR. SPEAKER: Your Committee on Conservation, Planning, and Public Works, to which were referred:

Assembly Bill No. 1446
Assembly Bill No. 1933
Assembly Bill No. 2649

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

McMILLAN, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 2, 1947

MR. SPEAKER: Your Committee on Conservation, Planning, and Public Works, to which was referred:

Assembly Bill No. 935

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

McMILLAN, Chairman

Above reported bill ordered to second reading.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF ASSEMBLY BILLS (RESUMED)

House Resolution No. 132

Relative to salary range and compensation of legislative copy editor

WHEREAS, Eleanor K. Donoghue, for the past 15 years has been employed in the State Printing Office as legislative copy editor; and

WHEREAS, During all of these years she has not only performed the duties of her position but has without reservation given of her own time without regard to hours or personal inconvenience and without adequate compensation for the overtime work she has performed for this Assembly; and

WHEREAS, Eleanor K. Donoghue has been of great assistance to each and every Member of this Assembly, not only during this session but in past sessions, in assisting them in the proper preparation and editing of legislative copy, and of being of the greatest help to the clerical force of this Assembly in keeping the records of this body in a correct and concise form; and

WHEREAS, It has come to our attention that the compensation paid to Eleanor K. Donoghue is entirely inadequate and one which does not compare with work of the character she performs; now, therefore, be it

Resolved by the Assembly of the State of California, That the State Printer be and he is hereby directed and instructed to do everything within his power to increase the compensation of Eleanor K. Donoghue comparable with the duties she performs; and be it further

Resolved, That this Assembly earnestly requests the State Personnel Board to readjust her salary range so that she may receive compensation in keeping with the work she performs; and be it further

Resolved, That the Rules Committee of the Assembly be instructed to present copies of this resolution to the State Printer and to the members of the State Personnel Board; and be it further

Resolved, That the State Printer and the members of the State Personnel Board are hereby requested to acknowledge receipt of this resolution with whatever recommendations they may make in keeping with carrying out the provisions of this resolution.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—74.

NOES—None.

MOTION RELATIVE TO MORNING ROLL CALLS

Mr. Dickey moved that the Chief Clerk be instructed to close the morning roll call promptly; and that only those who are present to answer to their names be recorded, unless excused by unanimous consent to attend to other legislative business, at that time.

Motion to Refer Subject Matter to Committee on Rules

Mr. Field moved that the subject matter in Mr. Dickey's motion be ordered referred to the Committee on Rules.

Mr. Stewart seconded the motion.

Motion carried.

Subject matter in Mr. Dickey's motion referred to the Committee on Rules.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolution was offered:

Assembly Joint Resolution No. 35: By Messrs. O'Day, Berry, Gaffney, Wollenberg, George D. Collins, Thompson, Maloney, and Kirkwood—Relative to commending Rear Admiral J. W. Reeves, Jr., of the United States Navy.

Referred to Committee on Rules.

REPORTS OF STANDING COMMITTEES

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, April 3, 1947

MR. SPEAKER: Your Committee on Rules, to which was referred:

Senate Bill No. 1402

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

DICKEY, Chairman

Above reported bill ordered to second reading.

SECOND READING OF SENATE BILLS (BY UNANIMOUS CONSENT)

Senate Bill No. 1402—An act making an appropriation for the support of the Legislative Counsel Bureau, to take effect immediately.

Bill read second time, and ordered to third reading.

REPORTS OF STANDING COMMITTEES

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, April 3, 1947

MR. SPEAKER: Your Committee on Rules, to which was referred:

House Resolution No. 128

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and be adopted, as amended.

DICKEY, Chairman

Above reported resolution ordered on file for adoption.

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, April 3, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 601

And reports the same correctly re-engrossed

WEBER, Chairman

Above reported bill ordered to third reading.

REQUESTS FOR PERMISSION TO INTRODUCE BILLS

The following request for permission to introduce a bill was presented:

By Mrs. Niehouse:

ASSEMBLY CHAMBER, SACRAMENTO, April 3, 1947

MR. SPEAKER: In accordance with the provisions of Article IV, Section 2, of the Constitution, I request permission to introduce a bill, the title of which is as follows:

An act to add Section 1030.5 to the Code of Civil Procedure, relating to cost bonds

Respectfully submitted.

KATHRYN T. NIEHOUSE

Request referred to Committee on Legislative Procedure.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, April 3, 1947

MR. SPEAKER: Your Committee on Legislative Procedure, to which was referred the following bill, herewith returns the same with the recommendation that the author be permitted to introduce it:

By Mrs. Niehouse:

An act to add Section 1030.5 to the Code of Civil Procedure, relating to cost bonds.

WEBER, Chairman

The roll was called, and permission granted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Debs, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Evans, Field, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Knight, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Stewart, Thomas, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—64.

NOES—None.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bill was introduced, and read the first time:

Assembly Bill No. 2656: By Mrs. Niehouse—An act to add Section 1030.5 to the Code of Civil Procedure, relating to cost bonds.

Referred to Committee on Judiciary.

REPORTS OF STANDING COMMITTEES

Committee on Education

ASSEMBLY CHAMBER, SACRAMENTO, April 3, 1947

MR. SPEAKER: Your Committee on Education, to which were referred:

Assembly Bill No. 1074
Assembly Bill No. 1282
Assembly Bill No. 1349
Assembly Bill No. 1530
Assembly Bill No. 1550
Assembly Bill No. 1804
Assembly Bill No. 2056

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

DUNN, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 3, 1947

MR. SPEAKER: Your Committee on Education, to which were referred:

Assembly Bill No. 710
Assembly Bill No 1375
Senate Bill No. 339
Senate Bill No. 768

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

DUNN, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 3, 1947

MR. SPEAKER: Your Committee on Education, to which was referred:

Assembly Bill No. 1075

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

DUNN, Chairman

Above reported bill ordered to third reading.

RECESS

At 11 a.m., on motion of Mr. Dickey, the Assembly recessed until 2.30 p.m.

REASSEMBLED

At 2.30 p m., the Assembly reconvened.

Hon. Sam L. Collins, Speaker of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, April 3, 1947

MR. SPEAKER. Your Committee on Legislative Procedure has examined:

Assembly Bill No. 89
Assembly Bill No. 890
Assembly Bill No. 1348
Assembly Bill No 1417

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

RE-REFERENCE OF BILLS

By order of the Speaker, the following bills were withdrawn from the file, and re-referred as follows:

Assembly Bill No. 89 re-referred to Committee on Military Affairs.
Assembly Bill No. 223 re-referred to Committee on Judiciary.
Assembly Bill No. 601 re-referred to Committee on Judiciary.
Assembly Bill No. 1410 re-referred to Committee on Judiciary.
Assembly Bill No. 1414 re-referred to Committee on Judiciary.
Assembly Bill No. 1417 re-referred to Committee on Judiciary.

Assembly Bill No. 1461 re-referred to Committee on Judiciary.

Assembly Bill No. 1700 re-referred to Committee on Judiciary.

Assembly Bill No. 890 re-referred to Committee on Judiciary.

Assembly Bill No. 1348 re-referred to Committee on Finance and Insurance.

Assembly Bill No. 2096 re-referred to Committee on Finance and Insurance.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1306—An act to amend Section 820 of the Agricultural Code, relating to the packing of tomatoes.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Debs, Dickey, Clayton A. Dills, Doyle, Dunn, Erwin, Evans, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McMillan, Miller, Niehouse, Price, Robertson, Sheridan, Sherwin, Stephenson, Stewart, Thompson, Thurman, Waters, Wollenberg, and Mr. Speaker—57.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1307—An act to amend Section 787.5 of the Agricultural Code, relating to markings on containers of fruits, nuts and vegetables.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Debs, Dickey, Clayton A. Dills, Doyle, Dunn, Erwin, Evans, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McMillan, Miller, Niehouse, Price, Robertson, Sheridan, Sherwin, Stephenson, Stewart, Thompson, Thurman, Waters, Wollenberg, and Mr. Speaker—57.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1308—An act to amend Section 784.6 of the Agricultural Code, relating to fancy packs of fruits.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Debs, Dickey, Clayton A. Dills, Doyle, Dunn, Erwin, Evans, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McMillan, Miller, Niehouse, Price, Robertson, Sheridan, Sherwin, Stephenson, Stewart, Thompson, Thurman, Waters, Wollenberg, and Mr. Speaker—57.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1309—An act to amend Section 771 of the Agricultural Code, relating to certification of grapes for by-products.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Debs, Dickey, Clayton A. Dills, Doyle, Dunn, Erwin, Evans, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McMillan, Miller, Niehouse, Price, Robertson, Sheridan, Sherwin, Stephenson, Stewart, Thompson, Thurman, Waters, Wollenberg, and Mr. Speaker—57.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1183—An act to amend Section 13115 of the Health and Safety Code, relating to fireproofing of tents and awnings used to temporarily house public gatherings.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Doyle, Dunn, Erwin, Evans, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, Johnson, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McMillan, Miller, Niehouse, Price, Sheridan, Sherwin, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—59.

NOES—George D. Collins—1.

Bill ordered transmitted to the Senate.

RECOMMENDATION OF THE GOVERNOR

STATE OF CALIFORNIA
GOVERNOR'S OFFICE, SACRAMENTO, March 29, 1947

In accordance with Article IV, Section 34, of the Constitution, the Governor presented the following communication recommending the passage of Assembly Bill No. 1402:

To the Honorable Members of the Assembly
Sacramento, California

GENTLEMEN:

Senate Bill No. 1402—"An act making an appropriation for the support of the Legislative Counsel Bureau, to take effect immediately,"

in my opinion constitutes an emergency bill within the meaning of that term as used in Section 34 of Article IV of the Constitution of the State of California, and consideration of which should not await the final enactment of the Budget Bill.

I therefore recommend consideration of Senate Bill No 1402 as an emergency measure.

Respectfully submitted.

EARL WARREN, Governor

RESOLUTION TO SUSPEND CONSTITUTIONAL PROVISION

The following resolution was offered:

By Mr. Dickey:

Resolved, That Senate Bill No. 1402 presents a case of urgency, as that term is used in Article IV, Section 15, of the Constitution, and the provision of that section requiring that the bill be read on three several days in each house is hereby dispensed with, and it is ordered that said bill be read the third time, and placed upon its passage.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Dolwig, Doyle, Dunn, Erwin, Evans, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, Johnson, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Sheridan, Sherwin, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—62.

NOES—None.

Article IV, Section 15, of the Constitution was declared suspended.

CONSIDERATION OF SENATE BILL NO. 1402

Senate Bill No. 1402—An act making an appropriation for the support of the Legislative Counsel Bureau, to take effect immediately.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Dolwig, Doyle, Dunn, Erwin, Evans, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, Johnson, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Sheridan, Sherwin, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—62.

NOES—None.

Bill ordered transmitted to the Senate.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1184—An act to amend Section 19810 of the Health and Safety Code, relating to inflammable articles.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Doyle, Dunn, Erwin, Evans, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, Johnson, Loomis, Lowrey, Luckel, Maloney, McMillan, Niehouse, Price, Robertson, Sheridan, Sherwin, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—57.

NOES—George D. Collins—1

Bill ordered transmitted to the Senate.

Assembly Bill No. 1672—An act to amend Sections 8007 and 8008 of the Education Code, relating to the maintenance of schools by school districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Doyle, Dunn, Erwin, Evans, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, Johnson, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McMillan, Miller, Niehouse, Price, Robertson, Sheridan, Sherwin, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—62.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 755—An act to amend Section 4243 of the Political Code and Section 28114 of the Government Code, relating to compensation for public services in counties of the fourteenth class.

Bill read third time

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Dolwig, Doyle, Erwin, Evans, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hinckley, Hinton, Hollibaugh, Huyck, Johnson, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McCollister, Miller, Niehouse, Price, Robertson, Sheridan, Sherwin, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—60

NOES—Heisinger—1.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1032—An act to amend Section 4250 of the Political Code and 28121 of the Government Code, relating to compensation for public services in counties of the twenty-first class.

Bill read third time.

Motion to Amend

Mr. Butters moved the adoption of the following amendments:

Amendment No. 1

On page 2 of the printed bill, between lines 20 and 21, insert:

"4. Trial jurors in criminal cases, shall receive as compensation for each day's attendance for trial in the superior courts the sum of three dollars ($3) per day, and for each mile actually and necessarily traveled from their residence in attending the superior court, one way only, the sum of ten cents ($0.10) per mile.

Grand jurors shall receive as compensation for each day's attendance at sessions of the grand jury, the sum of three dollars ($3) per day, and for each mile actually and necessarily traveled from their residence in attending the sessions of the grand jury, one way only, the sum of ten cents ($0.10) per mile, such mileage for said grand jurors to be allowed but once during each meeting day said grand jurors are required to attend sessions thereof.

All jurors who are required to attend trials in the several justice's courts in such counties shall receive as compensation for each day's attendance for trial in a justice court, the sum of one dollar and fifty cents ($1.50) per day, and for each mile actually and necessarily traveled, one way only, in attending trials in said justice's courts, the sum of ten cents ($0.10) per mile, such mileage to be allowed but once during each meeting day said trial jurors are required to attend trial.

In addition to the above compensation to be paid the county officers mentioned in this section the county shall pay one-third of the insurance premium for group life, accident and health insurance, where said county officers are covered by such group insurance.

The compensation provided by this section shall be paid to incumbent officers."

Amendment No. 2

On page 2, line 27, of the printed bill, after "($3,900)", insert "a year".

Amendment No. 3

On page 3 of the printed bill, strike out lines 34 to 51, inclusive; and on page 4, strike out lines 1 to 11, inclusive.

Amendments read, and adopted.

Bill ordered reprinted, and re-engrossed.

Assembly Bill No. 2034—An act to provide for the term of office of water conservation district directors.

Bill read third time.

Motion to Amend

Mr. Hinckley moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "provide for the term of office of", and insert "amend Section 5 of and to add Section 14.5 to, the Water Conservation Act of 1929, as reenacted by Chapter 1020, Statutes of 1931, relating to".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendments is indicated by being enclosed within brackets.

Amendment No. 2

On page 1 of said bill, strike out lines 1 to 8, inclusive, and insert

"SECTION 1. Section 5 of the act cited in the title hereof is amended to read:

Sec. 5. When, under the provisions of the preceding sections, the boundaries of the proposed district are defined and established, said board shall make an order dividing said district into three or five or seven divisions, as requested in the petition. Such divisions shall be as nearly equal in area as practicable and shall be numbered consecutively, and one director [, who shall be an elector of the division.] shall be elected from each division by vote of the electors of the division [in which such director resides No person may be elected a director who shall] . *A director need* not be a qualified elector of the district, [and who] *but* shall [not] be a resident of the county, or of one of the counties in which the district is situated.

SEC. 2 Section 14.5 is added to said act, to read:

Sec. 14.5. If on the twentieth day prior to the day fixed for the biennial district election it appears that one person, but not more than one, has been nominated for each of the positions of director, which are to be filled at that election and a petition, signed by five percent (5%) of the qualified electors in the district, requesting that the biennial district election in the district be held has not been presented to the board of directors of the district, an election shall not be held, but the board of supervisors of the county in which the district, or the greater portion thereof, is situated at a regular or special meeting held prior to the day fixed for said election shall appoint to the said positions those persons who have been nominated for such positions. The said persons shall qualify and take office and serve exactly as if elected at a biennial district election. In such instances the publication provided for in Section 14 of this act shall instead of calling an election state that no election is to be held, but that the board of supervisors will appoint those nominated for the said positions of director."

Amendments read, and adopted.

Bill ordered reprinted, and re-engrossed.

Assembly Bill No. 1061—An act to add Section 6308.1 to the Education Code, relating to intra budget transfers in school district budgets.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Dolwig, Doyle, Dunn, Erwin, Evans, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Loomis, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Sheridan, Sherwin, Silliman, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—65.

NOES—None.

Bill ordered transmitted to the Senate.

INVITATION

Mr. McCollister announced that all Members of the Assembly are invited to be at pier 43½, in San Francisco, at 1 p.m. on Saturday, April 5th for the purpose of being taken on a tour of Angel Island.

REQUEST FOR UNANIMOUS CONSENT THAT 1,000 ADDITIONAL COPIES OF REPORT AND REMARKS BE PRINTED AS A SEPARATE DOCUMENT

Mr. Dunn asked for, and was granted, unanimous consent that 1,000 additional copies of the Report of the Joint Legislative Interim Committee on Pre-School Training as printed in the Assembly Journal on March 17, 1947, pages 35 and 36, be printed; and that the remarks by Mr. Dunn and the Minority Report by Mr. Debs, which appeared on pages 36 and 37 of the same Journal, be printed immediately following the report; and that the report, remarks by Mr. Dunn, and Minority Report by Mr. Debs be printed as one document.

REPORTS OF STANDING COMMITTEES

Committee on Elections and Reapportionment

ASSEMBLY CHAMBER, SACRAMENTO, April 3, 1947

MR. SPEAKER: Your Committee on Elections and Reapportionment, to which was referred:

Assembly Bill No. 1292

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

ROBERTSON, Chairman

Above reported bill ordered to second reading.

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, April 3, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 978

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bill ordered to third reading.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolution was offered:

Assembly Concurrent Resolution No. 60: By Mr. Dunn—Relative to the celebration of Mission San Jose De Guadalupe Sesquicentennial.

Referred to Committee on Rules.

ANNOUNCEMENT OF COMMITTEE MEETINGS

It was announced that the following committees would hold meetings:

Upon adjournment—

Ways and Means.

Subcommittee of Ways and Means (Natural Resources).

Transportation and Commerce.

At 8 p.m., tonight—

Revenue and Taxation.

At 8.30 p.m., tonight—

Civil Service and State Personnel.

At 8 p.m., Thursday, April 10th—

Industrial Relations.

It was announced that the following committee would hold no meeting tonight:

Industrial Relations.

GUESTS EXTENDED PRIVILEGE OF ASSEMBLY FLOOR

On request of Messrs. O'Day and Gaffney and the San Francisco Delegation, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to John J. Boland of San Francisco.

On request of Mr. Gannon, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Walter Happel of Sacramento.

On request of Messrs. Gaffney and Berry and the San Francisco Delegation, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Herbert Hanley of San Francisco.

On request of Mr. Evans, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Jerry Mayo of Los Angeles.

On request of Mr. Thompson, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Aldy Raymond of Sacramento.

On request of Mr. Thurman, the privilege of the floor of the Assembly for this day was unanimously extended to Clarence Tindall of Placer County.

On request of Mr. Boyd, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. Walter C. Marmon and Mrs. Philip L. Boyd and Spencer M. Boyd, Riverside.

ADJOURNMENT

At 3.08 p.m., on motion of Mr. Dickey, the Speaker declared the Assembly adjourned until 10 a.m., Friday, April 4, 1947.

SAM L. COLLINS, Speaker

GERALDINE B. HADSELL, Minute Clerk

CALIFORNIA LEGISLATURE
FIFTY-SEVENTH (GENERAL) SESSION

ASSEMBLY DAILY JOURNAL

THIRTY-EIGHTH LEGISLATIVE DAY
EIGHTY-NINTH CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO
Friday, April 4, 1947

The Assembly met at 10 a.m.
Hon. Sam L. Collins, Speaker of the Assembly, presiding.
Chief Clerk Arthur A. Ohnimus at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Allen, Anderson, Beck, Bennett, Berry, Blesser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Sheridan, Sherwin, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—72.

Quorum present.

PRAYER

Upon invitation of the Speaker, the following prayer was offered by Assemblyman Ernest Geddes:

Almighty Father of the Universe, at whose creative fiat all things first were made, we, the frail creatures of Thy Providence, are assembled in Thy Holy Name.

Pour down upon us Thy continued blessing and help us to remember that Thou did first establish Thy laws upon which ours should be founded, so that liberty and justice shall continue in our land—AMEN.

MOTION TO GRANT LEAVES OF ABSENCE

Mr. Doyle moved that all members previously granted leaves of absence for the day, in the First Extraordinary Session, be granted leaves of absence in the General Session, by unanimous consent.

Motion carried.

READING OF THE JOURNAL DISPENSED WITH

On motion of Mr. Grant, further reading of the Journal of the previous legislative day was dispensed with.

LEAVES OF ABSENCE FOR THE DAY

The following member was granted leave of absence for the day, because of illness:

Mr. Cramer, by unanimous consent.

The following members were granted leaves of absence for the day, because of legislative business elsewhere:

Mr. Lyons, by unanimous consent.
Mr. Rosenthal, by unanimous consent.
Mr. Silliman, by unanimous consent.

The following members were granted leaves of absence for the day, and desire to waive their per diems:

Mr. Stanley, by unanimous consent.
Mr. Fletcher, by unanimous consent.

RESOLUTIONS

The following resolution was offered:

By Messrs. Maloney, Dickey, Gaffney, and Sam L. Collins:

House Resolution No. 135

Relative to adjournment on Good Friday, April 4, 1947

WHEREAS, It is the custom among Christians throughout the world to devote three hours on the afternoon of Good Friday to commemorative services and meditation upon the passion and death of our Saviour; and

WHEREAS, All Members of this Assembly desiring to participate in these religious observances should be free to do so; now, therefore, be it

Resolved by the Assembly of the State of California, That an adjournment be taken from 12 noon on Friday, April 4, 1947, until Monday, April 7, 1947, at 11 a.m., in respect to observance of Holy Week.

Request for Unanimous Consent

Mr. Maloney asked for, and was granted, unanimous consent to take up House Resolution No. 135, at this time, without reference to committee or file.

Resolution read, and adopted.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, April 4, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 859
Assembly Bill No. 2026

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 4, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 6
Assembly Bill No. 249
Assembly Bill No. 395
Assembly Bill No. 397
Assembly Bill No. 575
Assembly Bill No. 615
Assembly Bill No. 633
Assembly Bill No. 730
Assembly Bill No. 736
Assembly Bill No. 740
Assembly Bill No. 774
Assembly Bill No. 777
Assembly Bill No. 779
Assembly Bill No. 780
Assembly Bill No. 854
Assembly Bill No. 856
Assembly Bill No. 943
Assembly Bill No. 988
Assembly Bill No. 1006
Assembly Bill No. 1008
Assembly Bill No. 1009
Assembly Bill No. 1046
Assembly Bill No. 1129
Assembly Bill No. 1419
Assembly Bill No. 1420
Assembly Bill No. 1639
Assembly Bill No. 1823
Assembly Bill No. 1844
Assembly Bill No. 1845
Assembly Bill No. 1847
Assembly Bill No. 1852
Assembly Bill No. 2155

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 4, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 2161
Assembly Bill No. 2162
Assembly Bill No. 2168
Assembly Bill No. 2169
Assembly Bill No. 2175
Assembly Bill No. 2176
Assembly Bill No. 2323
Assembly Bill No. 2327

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 4, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 424
Assembly Bill No. 428
Assembly Bill No. 984
Assembly Bill No. 1007
Assembly Bill No. 1130
Assembly Bill No. 1425
Assembly Bill No. 1842
Assembly Bill No. 1889
Assembly Bill No. 2154
Assembly Bill No. 2163
Assembly Bill No. 2165
Assembly Bill No. 2463

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 4, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 121
Assembly Bill No 610
Assembly Bill No. 1855

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

CONSIDERATION OF DAILY FILE

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 1450—An act to amend Sections 2 and 3.5 of the Property Acquisition Act, relating to the acquisition by the State of real property for use in furtherance of the postwar construction program, abolishing the Property Acquisition Board and transferring its powers, duties, purposes, responsibilities, and jurisdiction to the State Public Works Board.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1698—An act to amend Section 12402 of, and to add Section 12404 to, the Government Code, relating to the officers and employees in the Controller's Office, and the appointment by the Controller of deputy controllers and civil executive officers.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1699—An act to amend Section 16304 of the Government Code, relating to the reversion of unexpended balances of certain appropriations.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1446—An act to amend Section 11535 of the Business and Professions Code, relating to the regulation of real estate subdivisions.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1933—An act to add Sections 252 and 572 to the Streets and Highways Code, relating to state highway routes.

Bill read second time, and ordered engrossed.

Assembly Bill No. 2649—An act granting certain lands of the State of California to the City of San Diego upon certain trusts and conditions.

Bill read second time, and ordered engrossed.

Assembly Bill No. 710—An act to amend Section 19143 of the Education Code, relating to the qualifications of librarians employed by county superintendent of schools.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1375—An act to repeal Sections 8003 and 8004 of the Education Code, relating to the establishment of separate schools for certain races.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1292—An act to provide for the revision of the Constitution of this State, including the election of delegates to the convention, the proceedings, powers, duties, and matters incidental to the convention, the submission of the revised Constitution to the people and matters incidental thereto, and making an appropriation therefor.

Bill read second time, and ordered engrossed.

Assembly Bill No. 398—An act to amend Section 690 of the Elections Code, relating to election officers.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Elections and Reapportionment:

Amendment No. 1

On page 1, line 5, of the printed bill, strike out "fifteen dollars ($15)", and insert "twelve dollars ($12)".

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 935—An act to add Section 252 to the Streets and Highways Code, relating to primary state highways.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Conservation, Planning, and Public Works.

Amendment No. 1

In paragraph 2, line 5, of the printed bill, after "route", strike out "69", and insert "252".

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1074—An act to amend Section 8401 of the Education Code, relating to the establishment of kindergartens.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Education:

Amendment No. 1

On page 1, line 8, of the printed bill, strike out "in which less"; strike out line 9; and in line 10, strike out "years of age reside".

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1282—An act to amend Sections 19153 and 19154 of the Education Code, relating to school district library fund.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Education:

Amendment No. 1

In line 2 of the title of the printed bill, after "Code", insert "and to add Article 3.5 to Chapter 7 of Division 9 of said code".

Amendment No. 2

In line 2 of the title of said bill, strike out "library fund", and insert "libraries".

Amendment No. 3

On page 1 of said bill, following line 20, insert

"SEC. 3. Article 3.5 is added to Chapter 7 of Division 9 of said code, to read:

Article 3.5. Affiliation with County Superintendent of Schools

19101. The county superintendents of schools of any county in which no county library is maintained may establish, with the approval of the county board of education, as provided in this article, a county school library service for such elementary school districts of the county as elect, through the governing boards thereof, to participate in such service.

19102. The county superintendent of schools of any county establishing a county school library service under the provisions of this article shall establish a "county school library fund" in the county treasury.

19103. Upon the governing board of any elementary school district filing with the county superintendent of schools prior to July 1st written notice of its election to participate in such service, the county superintendent of schools shall transfer annually from the library fund of the district to the "county school library fund" twenty-five dollars ($25) for each teacher unit allowed the district.

19104. The county superintendent of schools shall have the same powers, duties, responsibilities and jurisdiction with respect to the furnishing and performance of library services to elementary school districts which have elected to participate in the

county school library service as may be exercised by a county library with respect to school district libraries which are branches thereof.

19105. The county superintendents of schools of two or more contiguous counties which have established county school library services under the provisions of this article may cooperate with each other and to that end may enter into agreements with each other, and may do any and all things necessary or convenient to aid and cooperate in carrying out the provisions of this article."

Amendment No. 4

On page 1, line 6, of the printed bill, strike out "26", and insert "35".

Amendment No. 5

On page 1, line 7, of said bill, strike out the comma, and insert "and for each 300 units of average daily attendance".

Amendment No. 6

On page 1, line 17, of said bill, strike out "26", and insert "35".

Amendment No. 7

On page 1, line 18, of said bill, strike out the comma, and insert "and for each 300 units of average daily attendance".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1349—An act to amend Sections 14471, 14479, 14602, 14632, 14635, and 14636 of the Education Code, relating to the State Teachers' Retirement System.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Education:

Amendment No. 1

On page 1 of the printed bill, strike out lines 21, 22, and 23, and insert "ing so much thereof as exceeds three thousand dollars ($3,000) for each school year prior to July 1, 1947, and five thousand dollars ($5,000) for each school year after June 30, 1947, and not counting".

Amendment No. 2

On page 2 of said bill, strike out lines 22 and 23, and insert

"(a) A retirement salary of fifty dollars ($50) per month if retired prior to July 1, 1947, and a retirement salary of seventy-five dollars ($75) per month if retired after June 30, 1947, derived from the Permanent Fund, if".

Amendment No. 3

On page 2 of said bill, strike out lines 32, 33, and 34, and insert "much thereof as exceeds three thousand dollars ($3,000) for each school year prior to July 1, 1947, and five thousand dollars ($5,000) for each school year after June 30, 1947, and not counting".

Amendment No. 4

On page 3 of said bill, strike out lines 1, 2, and 3, and insert "counting so much thereof as exceeds three thousand dollars ($3,000) for each school year prior to July 1, 1947, and five thousand dollars ($5,000) for each school year after June 30, 1947;".

Amendment No. 5

On page 3, line 12, of said bill, strike out "(a)".

Amendment No. 6

On page 3 of said bill, strike out lines 38 to 50, inclusive.

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1530—An act to amend Section 20301 of the Education Code, relating to the objects of the state colleges.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Education:

Amendment No. 1

In line 1 of the title of the printed bill, after "Code", insert "and to add Section 20429.1 to said code".

Amendment No. 2

In line 2 of the title of said bill, strike out "the objects of".

Amendment No. 3

On page 1 of said bill, following line 18, insert

"SEC. 2. Section 20429.1 is added to said code, to read:

20429.1. An applicant for admission, with or without advanced standing, to a state college who also applies for admission to a teacher training curriculum of the college, or who at the time of applying for admission to a state college states his intention to apply for admission to a teacher training curriculum of the college, shall, upon meeting the requirements for admission to such curriculum and if otherwise qualified, be given preference in admission to the college and no such applicant meeting such conditions shall be denied admission."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1550—An act to amend Sections 13031 and 13831 of the Education Code, and to add Section 13031.1 to said code, all relating to positions in the Public School System requiring certification qualifications.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Education:

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 1

On page 1 of the printed bill, following line 18, insert

"SEC. 3. Section 13831 of said code is amended to read:

13831. No [requisition] *order* for a warrant shall be drawn in favor of any [teacher] *person employed in a position requiring certification qualifications*, unless [the teacher] *such person is at the time* the holder of a proper [certificate] *certification document* in full force for the full time for which the requisition is drawn, *and on file or registered as required by law at the time* or unless he is employed by the governing board of the school district or by the *county* superintendent of schools as provided in this code."

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1804—An act to amend Sections 1651, 7402, 7435, and 7438 of the Education Code, relating to proceedings for the issuance and sale of school district bonds, declaring the urgency thereof, to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Education:

Amendment No. 1

On page 1 of the printed bill, strike out lines 8 to 24, inclusive, and insert "the supervisors of the county, the county superintendent of schools of which has jurisdiction over the district, except".

Amendment No. 2

On page 2, line 1, of the printed bill, strike out "such bonds", and insert "bonds of any such district".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2056—An act to amend Section 13445 of the Education Code, relating to teachers' institutes.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Education:

Amendment No. 1

In line 1 of the title of the printed bill, after "of", insert ", and to add Section 13409 to,".

Amendment No. 2

On page 1 of said bill, after line 10, insert

"SEC. 2. Section 13409 is added to the Education Code, to read:

13409. Nothing in this chapter makes mandatory the holding of a teachers' institute for the teachers of any school district which provides for such teachers an in-service training program approved by the Superintendent of Public Instruction as an equivalent to attendance upon a teachers' institute."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1028—An act to add Section 12230 to the Government Code, relating to state archives, and making an appropriation therefor.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency and Economy:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Section 12230 to", and insert "Article 6 to Chapter 3 of Part 2 of Division 3 of Title 2 of".

Amendment No. 2

In line 2 of the title of said bill, strike out "state archives", and insert "the establishment of a Central Record Depository in the office of the Secretary of State, specifying the powers and duties of the Secretary of State and the Department of Finance in relation thereto".

Amendment No. 3

On page 1 of said bill, strike out lines 1 to 5, inclusive, and insert

"SECTION 1. Article 6 is added to Chapter 3 of Part 2 of Division 3 of Title 2 of the Government Code, to read:

Article 6. State Record Depository

12260. The Secretary of State shall establish in his office a bureau to be known as the Central Record Depository, for the receipt and custody of all records required or permitted by law to be filed or deposited in the office of the Secretary of State, and may employ such personnel as may be necessary for the proper and efficient operation of the bureau.

12261. The Secretary of State may, with the approval of the Department of Finance, contract with any qualified person for a professional survey of records in his custody, in order to establish a uniform method of filing which shall be followed by all state agencies filing records with the Secretary of State.

12262. The Secretary of State may, with the approval of the Department of Finance, do any or all of the following:

(a) Acquire such filing equipment, lighting equipment, and other equipment as may be necessary for the proper functioning of the bureau.

(b) Provide suitable space for the occupancy of the bureau, and cause such alterations and repairs to be made in his offices and the space under his jurisdiction as may be necessary or convenient for that purpose.

(c) Adopt, amend, and rescind rules and regulations for the receipt and filing of state records in his custody.

(d) Do all things necessary to preserve valuable state records.

12663. The Secretary of State may, after consultation with the respective interested state agencies, determine as to any record or class of records, the period for which it shall be kept before being destroyed, whether it shall be microphotographed before being destroyed, or whether it shall be microphotographed for the purpose of making a duplicate record."

Amendment No. 4

On page 1 of said bill, strike out lines 7 to 9, inclusive, and insert "wise appropriated, the sum of two hundred thirty thousand dollars ($230,000) is hereby appropriated to the Secretary of State, to be expended for the establishment and support of the Central Record Depository until July 1, 1948."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2505—An act to amend Section 11009 of the Government Code, relating to investments of funds and the sale or exchange of securities by state agencies and the powers of the Department of Finance.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency and Economy:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "11009", and insert "13471".

Amendment No. 2

In line 2 of the title of the printed bill, strike out "and the sale or exchange of", and strike out all of lines 3 and 4 of the title, and insert "by the Director of Finance."

Amendment No. 3

On page 1, line 1, of the printed bill, strike out "11009", and insert "13471".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendments is indicated by *being enclosed within brackets.*

Amendment No. 4

On page 1 of the printed bill, strike out all of lines 3 to 27, inclusive, and insert "13471. When there is in the Treasury the sum of ten thousand dollars ($10,000) or more [as the proceeds of the sale of State school lands] *in the School Land Fund*, the Director of Finance shall invest such sums in the bonds specified in this article."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1797—An act conveying certain tidelands and lands lying under inland navigable waters, situated in the Bay of San Pablo to the City of Vallejo, in furtherance of navigation and commerce

and the fisheries, and providing for the government, management and control thereof, reserving rights to the State.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Conservation, Planning, and Public Works:

Amendment No. 1

On page 1 of the printed bill, strike out lines 6 and 7, and insert "bay and more particularly bounded and described as follows:

Commencing at the meander corner along the northeastern shore of San Pablo Bay on the western line of Sec 6 T. 3 N., R 4 W., M. D. B. & M., and running thence southeasterly along the meander line of San Pablo Bay to the point of intersection thereof with the line common to the S E. ¼ and the S W. ¼ of said Sec 6, and thence at right angles southwesterly to the point of intersection with the southwestern boundary line of the land of the Irvine Company, the last said point of intersection being the point of beginning of the parcel of land herein described, thence along said southwestern boundary line of the lands of the Irvine Company to the point of intersection thereof with the northwestern boundary line of the lands owned by the United States Government and commonly known as Mare Island Naval Shipyard, thence south 71 degrees west to the western boundary line of Solano County, thence along said county boundary line approximately north 62½ degrees W., 14,000 feet; thence leaving said county boundary line and running northeasterly in a straight line to the point of beginning."

Amendment No. 2

On page 1 of said bill, strike out lines 8 to 22, inclusive; and on page 2, strike out lines 1 to 24, inclusive, and insert

"To be forever held by said city, and its successors, in trust for the uses and purposes and upon the express conditions following, to wit:

(a) That said lands shall be used by said city, and its successors, only for the establishment, improvement and conduct of a harbor, including an airport or aviation facilities, and for the construction, maintenance and operation thereon of wharves, docks, piers, slips, quays and other utilities, structures, facilities and appliances necessary or convenient for the promotion and accommodation of commerce and navigation by air as well as by water, and said city, or its successors, shall not, at any time, grant, convey, give or alien said lands, or any part thereof, to any individual, firm or corporation for any purposes whatever; provided, that said city, or its successors, may grant franchises thereon for limited periods (but in no event exceeding 50 years), for wharves and other public uses and purposes and may lease said lands, or any part thereof, for limited periods (but in no event exceeding 50 years), for purposes consistent with the trust upon which said lands are held by the State of California, and with the requirements of commerce and navigation at said harbor, and collect and retain rents from such leases

(b) That said lands shall be improved by said city without expense to the State, and shall always remain available for public use for all purposes of commerce and navigation, and the State of California shall have at all times, the right to use, without charge, all wharves, docks, piers, slips, quays, and other improvements and facilities constructed on said lands, or any part thereof, for any vessel or other water or aircraft, or railroad, owned or operated by the State of California.

(c) That in the management, conduct or operation of said harbor, or of any of the utilities, structures, appliances or facilities mentioned in paragraph (a), no discrimination in rates, tolls, or charges or in facilities for any use or service in connection therewith shall ever be made, authorized or permitted by said city or its successors."

Amendment No. 3

On page 2, line 25, of said bill, strike out "Sec. 6.", and insert "(d)".

Amendment No. 4

On page 2, line 29, of said bill, strike out "Sec. 7.", and insert "(e)".

Amendment No. 5

On page 2, line 34, of said bill, strike out "Sec. 8.", and insert "(f)".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

SECOND READING OF SENATE BILLS

Senate Bill No. 363—An act to amend Section 2 and to repeal Section 3.5 of the Property Acquisition Act, relating to the membership, powers, and duties of the Property Acquisition Board, declaring the urgency thereof, and providing this act shall take effect immediately.

Bill read second time, and ordered to third reading.

Senate Bill No. 564—An act to amend Section 3 of the Property Acquisition Act, relating to the acquisition of property by the State in connection with the postwar construction program.

Bill read second time, and ordered to third reading.

Senate Bill No. 339—An act to add Section 7006 1 to the Education Code, relating to emergency state aid to school districts, declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

Senate Bill No. 768—An act to amend Section 20651 of the Education Code, relating to the California Polytechnic School.

Bill read second time, and ordered to third reading.

REPORTS OF STANDING COMMITTEES

Committee on Revenue and Taxation

ASSEMBLY CHAMBER, SACRAMENTO, April 4, 1947

MR. SPEAKER. Your Committee on Revenue and Taxation, to which were referred:

Assembly Bill No. 450
Assembly Bill No. 681
Senate Bill No 21

Has had the same under consideration, and reports the same back with the recommendation. Do pass.

HOLLIBAUGH, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 4, 1947

MR. SPEAKER: Your Committee on Revenue and Taxation, to which was referred:

Assembly Bill No. 449

Has had the same under consideration, and reports the same back with amendments with the recommendation. Amend, and re-refer to the committee.

HOLLIBAUGH, Chairman

Above reported bill ordered to second reading.

Committee on Ways and Means

ASSEMBLY CHAMBER, SACRAMENTO, April 4, 1947

MR. SPEAKER: Your Committee on Ways and Means, to which was referred:

Assembly Bill No 2597

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

WOLLENBERG, Chairman

Above reported bill ordered to second reading.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, April 3, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted:

Assembly Joint Resolution No. 26

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above resolution ordered enrolled.

SENATE CHAMBER, SACRAMENTO, April 3, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed:

Assembly Bill No. 44
Assembly Bill No. 536
Assembly Bill No. 613
Assembly Bill No. 718
Assembly Bill No. 719
Assembly Bill No. 720
Assembly Bill No. 721
Assembly Bill No. 722
Assembly Bill No. 723
Assembly Bill No. 725

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bills ordered enrolled.

SENATE CHAMBER, SACRAMENTO, April 3, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed:

Senate Bill No. 2
Senate Bill No. 67
Senate Bill No. 74
Senate Bill No. 142
Senate Bill No. 170
Senate Bill No. 198
Senate Bill No. 297
Senate Bill No. 348
Senate Bill No. 480
Senate Bill No. 542
Senate Bill No. 696
Senate Bill No. 826
Senate Bill No. 1226
Senate Bill No. 1470

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS

The following bills were read the first time:

Senate Bill No. 2—An act to add Section 66d to the Code of Civil Procedure, relating to the number of judges of the Superior Court in the County of San Joaquin, and providing for the appointment of an additional judge and for his compensation.

Referred to Committee on Judiciary.

Senate Bill No. 67—An act to add Article 3 to Chapter 2, Division 1, of the Education Code, relating to county superintendents of schools.

Referred to Committee on Education.

Senate Bill No. 74—An act to amend Section 67a of the Code of Civil Procedure, relating to the superior court in counties of the first class and the number thereof.

Referred to Committee on Judiciary.

Senate Bill No. 142—An act to amend Section 10 of the Municipal Court Act of 1925, relating to the constitution of said court and the judges, clerks, marshals and attaches thereof.

Referred to Committee on Judiciary.

Senate Bill No. 170—An act to add Section 13.1 to the County Waterworks District Act, relating to county waterworks districts.

Referred to Committee on Municipal and County Government.

Senate Bill No. 198—An act to amend Section 1538.5 of the Probate Code, relating to leases by guardians.

Referred to Committee on Judiciary.

Senate Bill No. 297—An act relating to the marketing of farm products and to provide for the regulation of the unloading and handling thereof when delivered to markets.

Referred to Committee on Agriculture.

Senate Bill No. 348—An act to add Division 15, comprising Sections 20700 to 20808 inclusive, and to add Sections 40009 and 40010 to Division 30 of the Health and Safety Code to consolidate and revise the law relating to the regulation of the sale of poisons, and to repeal acts and parts of acts specified herein.

Referred to Committee on Public Health.

Senate Bill No. 480—An act to amend Section 602 of the Penal Code, and Sections 4102 and 4127 of the Public Resources Code, and to add Section 4126.5 to the Public Resources Code, relating to establishing, regulating, and protecting fire hazard areas.

Referred to Committee on Conservation, Planning, and Public Works.

Senate Bill No. 542—An act to amend Section 4004.5 of the Political Code and Section 23010 of the Government Code, relating to loans by counties.

Referred to Committee on Municipal and County Government.

Senate Bill No. 696—An act to add Section 10251.5 to the Health and Safety Code, relating to delayed birth registration of adopted persons.

Referred to Committee on Public Health.

Senate Bill No. 826—An act amending Section 6489 of the Health and Safety Code, relating to the Sanitary District Act of 1923, and fixing compensation.

Referred to Committee on Public Health

Senate Bill No. 1226—An act to amend Section 21300 of the Government Code, relating to the State Employees' Retirement System in respect to the disability retirement pension payable to persons gainfully employed.

Referred to Committee on Civil Service and State Personnel.

Senate Bill No. 1470—An act to add Chapter 11, comprising Sections 29000 to 29065, inclusive, to Division 21 of the Health and Safety Code, relating to restaurants as herein defined.

Referred to Committee on Public Health.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, April 3, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted:

Senate Joint Resolution No. 15

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS (RESUMED)

The following resolution was read:

Senate Joint Resolution No. 15—Relative to memorializing Congress to enact H. R. 881 and H. R. 1199, granting tax exemptions to those held prisoners by the Japanese.

Referred to Committee on Rules.

REQUEST FOR UNANIMOUS CONSENT THAT ASSEMBLY BILL NO. 1472 BE WITHDRAWN FROM THE COMMITTEE ON MUNICIPAL AND COUNTY GOVERNMENT, AND BE RE-REFERRED

Mr. Dickey asked for, and was granted, unanimous consent that Assembly Bill No. 1472 be withdrawn from the Committee on Municipal and County Government, and be re-referred to the Committee on Civil Service and State Personnel.

REQUEST FOR UNANIMOUS CONSENT THAT ASSEMBLY BILL NO. 1474 BE WITHDRAWN FROM THE COMMITTEE ON JUDICIARY, AND BE RE-REFERRED

Mr. Dickey asked for, and was granted, unanimous consent that Assembly Bill No. 1474 be withdrawn from the Committee on Judiciary, and be re-referred to the Committee on Civil Service and State Personnel.

REQUEST FOR UNANIMOUS CONSENT THAT ASSEMBLY BILL NO. 209 BE WITHDRAWN FROM THE COMMITTEE ON GOVERNMENTAL EFFICIENCY AND ECONOMY, AND BE RE-REFERRED

Mr. McCollister asked for, and was granted, unanimous consent that Assembly Bill No. 209 be withdrawn from the Committee on Governmental Efficiency and Economy, and be re-referred to the Committee on Military Affairs.

BEST WISHES EXTENDED

Speaker Collins, on behalf of himself and Speaker pro Tempore Maloney, extended best Easter wishes to the Members of the Assembly and urged attendance at Easter services.

REPORTS OF STANDING COMMITTEES

Committee on Civil Service and State Personnel

ASSEMBLY CHAMBER, SACRAMENTO, April 4, 1947

MR. SPEAKER: Your Committee on Civil Service and State Personnel, to which was referred:

Assembly Bill No. 2533

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

GANNON, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 4, 1947

MR. SPEAKER: Your Committee on Civil Service and State Personnel, to which were referred:

Assembly Bill No. 1493	Assembly Bill No. 1479
Assembly Bill No. 1473	Assembly Bill No. 1480
Assembly Bill No. 1475	Assembly Bill No. 1366
Assembly Bill No. 1476	Assembly Bill No. 1472
Assembly Bill No. 1477	Assembly Bill No. 1474
Assembly Bill No. 1478	

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

GANNON, Chairman

Above reported bills ordered to second reading.

COMMUNICATIONS

By the Chief Clerk:

The following communication was received, read, and ordered printed in the Journal:

LOS ANGELES, CALIFORNIA, April 2, 1947

Mr. Arthur A. Ohnimus, Chief Clerk
Assembly, California Legislature
Sacramento, California

DEAR SIR: In behalf of myself and family, I wish to thank you, and the Members of the Fifty-seventh Session of the California Legislature

We are deeply grateful and proud that our husband and father Elmer E. Lyons was so remembered by the Members of the Assembly of our great State.

Sincerely,

CARMILLA LYONS and LAURA SUE LYONS

REQUESTS FOR PERMISSION TO INTRODUCE BILLS

The following request for permission to introduce a bill was presented:

By Mr. Thurman:

ASSEMBLY CHAMBER, SACRAMENTO, April 4, 1947

MR. SPEAKER: In accordance with the provisions of Article IV, Section 2, of the Constitution, I request permission to introduce a bill, the title of which is as follows:

An act to add Section 6368 to the Revenue and Taxation Code, relating to sales and use taxes.

Respectfully submitted.

ALLEN G. THURMAN

Request referred to Committee on Legislative Procedure.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, April 4, 1947

MR. SPEAKER: Your Committee on Legislative Procedure, to which was referred the following bill, herewith returns the same with the recommendation that the author be permitted to introduce it:

By Mr. Thurman:

An act to add Section 6368 to the Revenue and Taxation Code, relating to sales and use taxes.

WEBER, Chairman

The roll was called, and permission granted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson,

Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Nicholse, Price, Robertson, Sheridan, Sherwin, Stewart, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr Speaker—68

NOES—None

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

The following bill was introduced, and read the first time:

Assembly Bill No. 2657: By Mr. Thurman—An act to add Section 6368 to the Revenue and Taxation Code, relating to sales and use taxes.

Referred to Committee on Revenue and Taxation.

CONSIDERATION OF DAILY FILE (RESUMED) THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 895—An act to repeal Sections 212 and 213 of the Military and Veterans Code, relating to the inactive National Guard and honorary members in the National Guard and to amend Sections 16, 127, 142, 173, 183, 210, 224, 228, 256, 365, 394, 398, 417, 439, 470, and 644 of, and to add Section 644.1 to the Military and Veterans Code, relating to the administration of military oaths, assignment of military command, the employment of the military forces in the performance of necessary military duties, the publications of military material, the issuance of military property, the inactive National Guard, the priority of rank of military officers, the retirement of military officers and enlisted men, the temporary direction of the military forces by civil officers, discrimination against military personnel, the creation of an offense for trespass upon military grounds, armories or military places, the transportation of military personnel and material, county aid for the National Guard, the delivery of military personnel to civil authorities and the issuance of service medals.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Price, Robertson, Sheridan, Sherwin, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—65.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 527—An act to add Section 18009 to the Education Code, relating to sanitary facilities for pupils.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan,

Miller, O'Day, Price, Robertson, Sheridan, Sherwin, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—69.
NOES—None.

Bill ordered transmitted to the Senate.

Assembly Constitutional Amendment No. 37—A resolution to propose to the people of the State of California an amendment to the Constitution of the State by amending Section 1¼ of Article XIII, relating to exemptions of property on account of military service.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Sheridan, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—69.
NOES—None.

Resolution ordered transmitted to the Senate.

Assembly Constitutional Amendment No. 37

A resolution to propose to the people of the State of California an amendment to the Constitution of said State by amending Section 1¼ of Article XIII, relating to exemptions of property on account of military service.

Resolved by the Assembly, the Senate concurring, That the Legislature of the State of California, at its Fifty-seventh Session commencing on the sixth day of January, 1947, two-thirds of all members elected to each of the two houses of said Legislature voting in favor thereof, hereby proposes to the people of the State of California that Section 1¼ of Article XIII of the Constitution of this State be amended to read as follows:

SEC. 1¼. The property to the amount of one thousand dollars ($1,000) assessed value of every resident of this State who has served in the Army, Navy, Marine Corps, Coast Guard or Revenue Marine (Revenue Cutter) Service of the United States (1) in time of war, or (2) in time of peace, in a campaign or expedition for service in which a medal has been issued by the Congress of the United States, and in either case has received an honorable discharge therefrom, or who after such service of the United States under such conditions has continued in such service, or who in time of war is in such service, or who has been released from active duty because of disability resulting from such service in time of peace or under other honorable conditions, or lacking such amount of property in his own name, so much of the property of the wife of any such person as shall be necessary to equal said amount; and the property to the amount of one thousand dollars ($1,000) assessed value of the widow resident in this State, or if there be no such widow, of the widowed mother resident in this State, of every person who has so served and has died either during his term of service or after receiving an honorable discharge from said service, or who has been released from active duty because of disability resulting from such service in time of peace or under other honorable conditions, and the property to the amount of one thousand dollars ($1,000) assessed value of pensioned widows, fathers, and mothers, resident in this State, of soldiers, sailors and marines who served in the Army, Navy, Marine Corps, Coast Guard or Revenue Marine (Revenue Cutter) Service of the United States shall be exempt from taxation; provided, this exemption shall not apply to any person named herein owning property of the assessed value of five thousand dollars ($5,000) or more, or where the wife of such soldier or sailor owns property of the assessed value of five thousand dollars ($5,000) or more No exemption shall be made under the provisions of this section of the property of a person who is not legal resident of the State; provided, however, all real property owned by the Ladies of the Grand Army of the Republic and all property owned by the California Soldiers Widows Home Association shall be exempt from taxation.

Assembly Bill No. 594—An act to amend Section 18102 of the Government Code, relating to use of accumulated vacation by state employees.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Sheridan, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—69.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 597—An act to amend Section 19501 of the Government Code, relating to disciplinary proceedings in the state civil service.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Sheridan, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—69.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 598—An act to amend Section 19538 of the Government Code, relating to payment of salary upon recertification to a position in the state civil service.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Sheridan, Stephenson, Stewart, Thomas Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—69.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 599—An act to amend Section 19141 of the Government Code, relating to reinstatement of employees in the state civil service.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Sheridan, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—69.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 793—An act to amend Section 18002 of the Government Code, relating to deductions from salaries of state employees.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Sheridan, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—69.
NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1403—An act to amend Section 19261 of the Government Code, relating to transfers of employees in the state civil service.

Bill read third time.

The roll was called, ~~and the bill passed by the following vote:~~

PRINTER'S NOTE—There being no 7-point strikeout type available, the following roll call, which should appear in strikeout type, is indicated by being inclosed within brackets:

[AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Sheridan, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—69.
NOES—None.]

~~Bill ordered transmitted to the Senate.~~

Motion to Expunge Record and Rescind Action on Assembly Bill No. 1403

Mr. Brown moved to expunge the record, and rescind the action whereby Assembly Bill No. 1403 was this day passed.

The roll was called, and the motion carried by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Sheridan, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—69.
NOES—None.

Assembly Bill No. 1403 ordered to third reading.

Assembly Bill No. 1117—An act to amend Sections 2617, 2618, and 2621 of the Revenue and Taxation Code, relating to penalties for nonpayment of real estate taxes.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Sheridan, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—69.
NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1118—An act to add Section 162 to the Revenue and Taxation Code, relating to charging of fees for certified copies of redemption certificates and other documents or records.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Nichouse, O'Day, Price, Robertson, Sheridan, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—70.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1123—An act to validate certain acts of taxing agencies and revenue districts and of their officers, relating to taxation of property.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Nichouse, O'Day, Price, Robertson, Sheridan, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—70.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1125—An act to repeal Sections 3495, 3511.3, 3511.4, 3511.5 and all of Chapter 4.6, Part 6, Division 1, of the Revenue and Taxation Code, relating to the termination of the right of redemption of tax deeded property, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Nichouse, O'Day, Price, Robertson, Sheridan, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—70.

NOES—None.

Assembly Bill No. 1125 ordered to third reading.

Assembly Bill No. 1119—An act to amend Sections 134, 157, 2616, 2912, 2922, 4106, 4108, 4155, 4217, 4986 of and to add Sections 2921.5 and 4655.5 to the Revenue and Taxation Code, relating to cancellation of unpaid personal property taxes; the notification of the fact of redemption; the accounting of collections by the assessor, tax collector and redemption officer; the penalty date for taxes on the unsecured roll; the

payment of taxes on a portion of a parcel of real property; and installment payments on redemption.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Sheridan, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—70.

NOES—None.

Bill ordered transmitted to the Senate.

Recommendation of the Governor

In accordance with Article IV, Section 34, of the Constitution, the Governor presented the following communication recommending the passage of Assembly Bill No. 2570:

STATE OF CALIFORNIA
GOVERNOR'S OFFICE, SACRAMENTO, April 3, 1947

To the Honorable Members of the Assembly
Sacramento, California

GENTLEMEN:

Assembly Bill No. 2570—"An act to amend Section 8 of an act entitled 'An act to provide for the acquisition of temporary and emergency housing facilities for veterans and families of servicemen by joint action of the State and local agencies, providing for the operation of such facilities, making an appropriation, and declaring the urgency thereof, to take effect immediately,' approved February 15, 1946, relating to the availability of the appropriation made thereby, declaring the urgency thereof and declaring that this act shall take effect immediately,"

in my opinion constitutes an emergency bill within the meaning of that term as used in Section 34 of Article IV of the Constitution of the State of California, the consideration of which should not await the final enactment of the Budget Bill.

I therefore recommend consideration of Assembly Bill No. 2570 as an emergency measure.

Respectfully submitted.

EARL WARREN, Governor

Assembly Bill No. 2570—An act to amend Section 8 of an act entitled "An act to provide for the acquisition of temporary and emergency housing facilities for veterans and families of servicemen by joint action of the State and local agencies, providing for the operation of such facilities, making an appropriation, and declaring the urgency thereof, to take effect immediately," approved February 15, 1946, relating to the availability of the appropriation made thereby, declaring the urgency thereof and declaring that this act shall take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Sheridan, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—70

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Sheridan, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—70

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 782—An act to amend Section 423 of the Probate Code, relating to the administration of estates of decedents.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Sheridan, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—70

NOES—None.

Notice of Motion to Reconsider Assembly Bill No. 782

Mr. Cooke gave notice that on the next legislative day he would move to reconsider the vote whereby Assembly Bill No. 782 was this day passed.

Explanation of Vote

My "aye" vote on Assembly Bill No. 782 is a vote moved from a previous roll call. I have moved for reconsideration of the vote as I am opposed to the bill.

J. B. COOKE

REQUEST FOR UNANIMOUS CONSENT THAT ASSEMBLY BILL NO. 371 BE WITHDRAWN FROM THE FILE, AND BE RE-REFERRED

Mr. Price asked for, and was granted, unanimous consent that Assembly Bill No. 371 be withdrawn from the file, and be re-referred to the Committee on Livestock and Dairies.

CONSIDERATION OF DAILY FILE (RESUMED) THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1721—An act to amend Section 17000 of the Government Code, relating to issuance of state warrants.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Sheridan, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—70.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1722—An act to repeal Section 17001 of the Government Code, relating to issuance of state warrants.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Sheridan, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—70.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1723—An act to repeal Section 17003 of the Government Code, relating to issuance of state warrants.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Sheridan, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—70.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1724—An act to amend Section 17006 of the Government Code, relating to furnishing the Treasurer with a list of warrants issued.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Sheridan, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—70.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1725—An act to add Section 17007 to the Government Code, relating to the designation by codes of funds, appropriations, revenues and accounts on the records of the Controller and Treasurer.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Sheridan, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—70.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1726—An act to amend Sections 17030, 17031, and 17032 and repeal Sections 17033 and 17034 of the Government Code, relating to issuance of warrants.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Sheridan, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—70.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 920—An act to amend Section 6854 of the Business and Professions Code, relating to the definition of "collection agency."

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Sheridan, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—70.

NOES—None.

Bill ordered transmitted to the Senate.

CONSIDERATION OF HOUSE RESOLUTION NO. 131

House Resolution No. 131

Relative to Mrs. Josephine Mahé of San Francisco

WHEREAS, Mrs. Josephine Lande Mahé passed away in her 93d year in her beloved City of San Francisco; and

WHEREAS, Mrs. Mahé was the eldest native daughter of California, born to her pioneer parents, Raphael and Maria Lande at the old Montgomery Block near Portsmouth Square on August 5, 1853; and

WHEREAS, As the wife of the late Dr. Gustave Mahé she began a long lifetime of interest and active participation in the religious, civic, fraternal and cultural growth of San Francisco and California; and

WHEREAS, As an officer and member of Buena Vista Parlor, Native Daughters of the Golden West, and of the Association of Pioneer Women of California, she advanced the interests of her native city and State; and

WHEREAS, By her exemplary services as teacher in the old Lincoln School she helped endow the attainments of many prominent Californians in contemporary walks of life; now, therefore, be it

Resolved by the Assembly of the State of California, That the Members of this Assembly regret the passing of this gentle and great eldest native daughter and commend her to her eternal reward; and be it further

Resolved, That the Chief Clerk be instructed to forward copies of this resolution to the following, Buena Vista Parlor, N. D. G. W., and the Association of Pioneer Women of California, The Society of California Pioneers, Madame C. E. Grosjean, Mr. A. P. Giannini, Miss Nealie Sullivan, Mrs. Mary C. Gaffney, Judge Clarence Morris, and Cantor Reuben R. Rinder of Temple Emanu-El, all of San Francisco.

Resolution read, and adopted unanimously.

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Concurrent Resolution No. 36—Relative to the problem of severely handicapped spastic and crippled children and adults.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Sheridan, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—70.

NOES—None.

Resolution ordered transmitted to the Senate.

Assembly Joint Resolution No. 18—Relative to memorializing Congress to enact legislation to authorize conversion of federal savings and loan associations into state savings and loan or building and loan associations.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Sheridan, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—70.

NOES—None.

Resolution ordered transmitted to the Senate.

Assembly Bill No. 610—An act to amend Sections 427, 428, and 432 of the Fish and Game Code, relating to hunting and fishing, and the issuance of licenses therefor.

Bill read third time.

Motion to Amend

Mr. Erwin moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 5, of the printed bill, strike out "(c)", and insert "(a)".

Amendment No. 2

On page 2, line 8, of said bill, strike out "Sec. 2. This act", and insert "The amendments to this section".

Amendments read, and adopted.

Bill ordered reprinted, and re-engrossed.

Assembly Bill No. 615—An act to amend Section 740 of the Fish and Game Code, relating to grunion.

Bill read third time.

Demand for Previous Question

Messrs. Dunn, Clayton A. Dills, Doyle, Thurman, and Loomis demanded the previous question.

Demand for previous question sustained.

The question being on the passage of Assembly Bill No. 615.

The roll was called, and the bill passed by the following vote:

AYES—Bennett, Blosser, Brady, Burke, Burns, Butters, Caldecott, Clarke, George D. Collins, Crichton, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Gaffney, Geddes, Grant, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Knight, Loomis, Lowrey, Luckel, Maloney, McCollister, Miller, Niehouse, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—51.

NOES—Cooke and Robertson—2.

Bill ordered transmitted to the Senate.

Assembly Bill No. 730—An act to amend Section 797 of the Fish and Game Code, relating to abalones.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Sheridan, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—70.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 774—An act to amend Section 1158 of the Fish and Game Code, relating to closing of areas to hunting.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Sheridan, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—70.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 779—An act to repeal Section 560 of the Fish and Game Code, relating to definition of fish and kelp.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Sheridan, Stephenson

Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—70.
NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 780—An act to amend Section 2 of the Fish and Game Code, relating to definitions.

Bill read third time.

Motion to Amend

Mr. Erwin moved the adoption of the following amendment:

Amendment No. 1

On page 2, line 20, of the printed bill, strike out "food", and insert "feed".

Amendment read, and adopted.

Bill ordered reprinted, and re-engrossed.

Assembly Bill No. 424—An act to amend Section 2160.5 of the Welfare and Institutions Code, relating to aid to the aged.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Sheridan, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—70.
NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 428—An act to amend Section 2183.9 of the Welfare and Institutions Code, relating to aid to the aged.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Sheridan, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—70.
NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1889—An act to add Section 1622.5 to the Welfare and Institutions Code, relating to child care, and boarding homes for children.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James,

Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Sheridan, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—70.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 943—An act to add Section 403 to the Agricultural Code, relating to lawful fences.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, George D Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Sheridan, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—70.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 2323—An act to repeal Chapter 929, Statutes of 1939, relating to farm finance.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Sheridan, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—70.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 2327—An act to repeal Article 2b of Chapter 3, Title 1, Part 3, of the Political Code, relating to the powers and duties of the Department of Agriculture.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Sheridan, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—70.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 6—An act to add Section 5662 to the Elections Code, relating to the rights of the occupant of a house which is situated on a precinct line.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Sheridan, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—70.

NOES—None.

Bill ordered transmitted to the Senate.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolutions were offered:

Assembly Concurrent Resolution No. 61: By Mr. Kilpatrick—Relative to the creation of the Joint Interim Committee on Building Codes and Practices.

Referred to Committee on Rules.

Assembly Joint Resolution No. 36: By Messrs. Thompson, Crichton, Blosser, Brown, George D. Collins, Lester T. Davis, Ralph C. Dills, Dunn, Gannon, Grunsky, Hahn, Hinton, James, Johnson, Kirkwood, Lowrey, Maloney, Miller, Stephenson, Thomas, Thurman, and Wollenberg—Relative to establishing September 17th as Constitution Day.

Referred to Committee on Rules.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, April 4, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 537	Assembly Bill No. 1376
Assembly Bill No. 1032	Assembly Bill No. 2034

And reports the same correctly re-engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

Committee on Transportation and Commerce

ASSEMBLY CHAMBER, SACRAMENTO, April 3, 1947

MR. SPEAKER: Your Committee on Transportation and Commerce, to which were referred:

Assembly Bill No. 143	Assembly Bill No. 1172
Assembly Bill No. 213	Assembly Bill No. 1176
Assembly Bill No. 677	Assembly Bill No. 1181

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

BURNS, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 3, 1947

MR. SPEAKER: Your Committee on Transportation and Commerce, to which were referred:

Assembly Bill No. 764	Assembly Bill No. 1275
Assembly Bill No. 765	Assembly Bill No. 2265
Assembly Bill No. 983	Assembly Bill No. 2268

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

BURNS, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 3, 1947

MR. SPEAKER: Your Committee on Transportation and Commerce, to which were referred:

Assembly Bill No. 858
Assembly Bill No. 1171
Assembly Bill No. 1174
Assembly Bill No. 1178
Assembly Bill No. 1180
Assembly Bill No. 1490
Senate Bill No. 732

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

BURNS, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 3, 1947

MR. SPEAKER: Your Committee on Transportation and Commerce, to which were referred:

Assembly Bill No. 1173
Assembly Bill No. 1177

Has had the same under consideration, and reports the same back with the recommendation: Be re-referred to Committee on Governmental Efficiency and Economy.

BURNS, Chairman

Above reported bills re-referred to Committee on Governmental Efficiency and Economy.

RE-REFERENCE OF BILLS

By order of the Speaker, the following bills were withdrawn from the file, and re-referred as follows:

Assembly Bill No. 1177 re-referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 1173 re-referred to Committee on Governmental Efficiency and Economy.

Committee on Public Morals

ASSEMBLY CHAMBER, SACRAMENTO, April 4, 1947

MR. SPEAKER: Your Committee on Public Morals, to which were referred:

Assembly Bill No. 243
Assembly Bill No. 1015
Assembly Bill No. 1890

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

THOMPSON, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 4, 1947

MR. SPEAKER: Your Committee on Public Morals, to which was referred:

Senate Bill No. 1075

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

THOMPSON, Chairman

Above reported bill ordered to second reading.

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, April 4, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1841
Assembly Bill No. 1849
Assembly Bill No. 1851
Assembly Bill No. 1863
Assembly Bill No 1915
Assembly Bill No. 2077
Assembly Bill No. 2157
Assembly Bill No. 2159
Assembly Bill No. 2160
Assembly Bill No. 2167
Assembly Bill No. 2177

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, April 4, 1947

MR. SPEAKER: Your Committee on Rules, to which was referred:

House Resolution No. 122

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

DICKEY, Chairman

Above reported resolution ordered on file for adoption.

RESOLUTIONS

The following resolution was offered:

By Mr. Brady:

House Resolution No. 136

Relative to "Highway Users'" federal excise taxes distribution, the inequity of such distribution, and the failure of California to receive her full share thereof for highway construction

WHEREAS, Eight hundred six million one hundred eighty-four thousand four hundred eighty-one dollars was derived by the Federal Government in 1946 from "Highway Users" according to the Bureau of Internal Revenue's recently released report of the total collections for the year 1946; and

WHEREAS, The "Highway Users" in the United States have paid $806,184,481 by paying excise tax added to the purchase price of gasoline, lubricating oil, automobile, motorcycle, truck parts, tires, tubes and motor vehicle accessories; and

WHEREAS, The "Highway Users" of California embrace more than 10 percent of the total registration of automotive equipment in the 48 states; and

WHEREAS, The "Highway Users" of California are increased annually by the addition of literally tens of thousands of tourists from others of the 48 states; and

WHEREAS, Over 10 percent or $80,618,448, therefore, should be returned as our just percentage for our highway construction and maintenance; and

WHEREAS, In this year 1947-1948 we are receiving but $23,000,000 for highway construction; and

WHEREAS, This inequitable distribution of "Highway Users" taxes for highway construction should be corrected; and

WHEREAS, Our State of California grows daily, and has now arrived at the position of the second largest State in the United States; and

WHEREAS, This fact presumes that in the future we should be entitled to even more of the $806,184,481 than the $23,000,000 which we shall receive in the next fiscal year for highway construction; and

WHEREAS, The Chief Executive of our State of California, Governor Earl Warren, and we of the Legislature of the State of California, realize from our intimacy with the highway construction program that our representatives in the National Congress must be made as acutely aware of our problem as we locally are; and

WHEREAS, Our Governor and we of the State Legislature contemplate a long-range highway construction program, and our National Congress has not taken any action on future allotments to our State of California beyond the next fiscal year of $23,000,000; now, therefore, be it

Resolved by the Assembly of the State of California, That our United States Senators and our Representatives in the Congress strongly maintain that this inequitable distribution be corrected in the future and that a just percentage of the $806,000,000 be returned to us; and be it further

Resolved, That the Chief Clerk of the Assembly be hereby directed to transmit copies of this resolution to Honorable Sheridan Downey and Honorable William F. Knowland, Members of the Senate of the United States, and to the California Members of the Congress of the United States.

Resolution read, and referred to the Committee on Rules.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 2077—An act to amend Sections 2797, 2831, 2832, 2842, and 2843 of, to add Sections 28085 and 2830.5 and 2849 to, and to repeal Article 11 of Chapter 1, of Division 5 of, the Elections Code, relating to political parties.

Bill read third time.

Motion to Amend

Mr. Sam L. Collins moved the adoption of the following amendment:

Amendment No. 1

In line 2 of the title of the printed bill, strike out "28085", and insert "2808.5".

Amendment read, and adopted.

Bill ordered reprinted, and re-engrossed.

EASTER GREETINGS EXTENDED

Mr. Doyle, on behalf of the Members of the Assembly, wished the Speaker and Speaker pro Tempore a very happy Easter.

GUESTS EXTENDED PRIVILEGE OF ASSEMBLY FLOOR

On request of Mr. Field, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Miss Cathy Strannix, June Tassinary, Lt. Richard Gribling, and Ray S. Adams, Jr., of Glendale.

On request of Mr. Huyck, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mr. and Mrs. E. M. Birdsall, Janice Birdsall, and Aitken Birdsall of Los Angeles.

On request of Messrs. Thomas and Lowrey, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Frank Dasso, and Lon Vezilick of Hollywood.

On request of Mr. Beck, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mr. and Mrs. Raymond W. Jones of Redondo Beach.

On request of Mr. Collier, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Russ Guiver of Los Angeles.

On request of Mr. Loomis, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to B. W. Shaper of Chico.

On request of Messrs. Beck and Hahn, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mr. and Mrs. Calven Gross of Los Angeles.

On request of Messrs. Conrad and Doyle, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mr. and Mrs. Fred Rogers of Los Angeles.

On request of Mr. Brady and the San Francisco Delegation, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mr. and Mrs. Frank L. Colburn of San Francisco.

ADJOURNMENT

At 12 m., on motion of Mr. Dickey, the Speaker declared the Assembly adjourned until 11 a.m., Monday, April 7, 1947.

SAM L. COLLINS, Speaker

GERALDINE B. HADSELL, Minute Clerk

CALIFORNIA LEGISLATURE
FIFTY-SEVENTH (GENERAL) SESSION

ASSEMBLY DAILY JOURNAL

THIRTY-NINTH LEGISLATIVE DAY
NINETY-SECOND CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO
Monday, April 7, 1947

The Assembly met at 11 a.m.
Hon. Sam L. Collins, Speaker of the Assembly, presiding.
Chief Clerk Arthur A. Ohnimus at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Nicholson, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—76.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. Raymond Renwald:

Pour forth upon us, O Lord, the spirit of Thy love, that, by Thy loving kindness, Thou may make all of us to be of one mind here upon earth, whom Thou hast fed with the paschal sacraments, through Christ Our Lord—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of the Speaker, the Assembly gave the pledge of allegiance to the Flag.

READING OF THE JOURNAL DISPENSED WITH

On motion of Mr. Wollenberg, further reading of the Journal of the previous legislative day was dispensed with.

LEAVES OF ABSENCE FOR THE DAY

The following members were granted leaves of absence for the day, because of illness:

Mr. Knight, by unanimous consent.

Mr. Burns, by unanimous consent.

The following members were granted leaves of absence for the day, because of legislative business elsewhere:

Mr. Johnson, by unanimous consent.

Mr. Rosenthal, by unanimous consent.

COMMUNICATIONS

By the Chief Clerk:

The following communication was received, read, and ordered printed in the Journal:

LOS ANGELES TIMES, WASHINGTON BUREAU
WASHINGTON 4, D. C., April 2, 1947

Mr. Arthur A. Ohnimus, Chief Clerk
The State Assembly, Sacramento 14, California.

DEAR MR. OHNIMUS: I am deeply grateful for the illuminated copy of the resolution of congratulations which was passed by the Legislature on the occasion of my installation as President of the National Press Club.

It was very thoughtful of you to send me the document which will make a treasured souvenir for the office wall.

Very truly yours,

WARREN B. FRANCIS, Washington Correspondent

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

The following resolution was offered:

Assembly Constitutional Amendment No. 38: By Mr. McCollister—A resolution to propose to the people of the State of California an amendment to the Constitution of the State by adding to Article XIII thereof a new section to be numbered 18, relating to making the proceeds of state sales and use taxes available for expenditure by counties and cities.

Referred to Committee on Constitutional Amendments.

MOTION TO APPROVE JOURNALS

Upon motion of Mr. Dickey, the Journals for Monday, March 31, 1947; Tuesday, April 1, 1947; Wednesday, April 2, 1947; Thursday, April 3, 1947; and Friday, April 4, 1947, were approved as corrected by the Minute Clerk.

REQUEST FOR UNANIMOUS CONSENT THAT ASSEMBLY BILL NO. 1057 BE WITHDRAWN FROM THE COMMITTEE ON PUBLIC HEALTH, FOR PURPOSE OF AMENDMENT, AND BE RE-REFERRED

Mr. McCollister asked for unanimous consent that Assembly Bill No. 1057 be withdrawn from the Committee on Public Health, for purpose of amendment, and be re-referred to the Committee on Public Health.

Mr. Dickey withheld unanimous consent.

RECESS

At 11.15 a.m., on motion of Mr. Dickey, the Assembly recessed until 3 p.m.

REASSEMBLED

At 3 p.m., the Assembly reconvened.
Hon. Sam L. Collins, Speaker of the Assembly, presiding.
Chief Clerk Arthur A. Ohnimus at the desk.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, April 7, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 99
Assembly Bill No. 535
Assembly Bill No. 634
Assembly Bill No. 815
Assembly Bill No. 830
Assembly Bill No. 892
Assembly Bill No. 1107
Assembly Bill No. 1421
Assembly Bill No. 1427
Assembly Bill No. 1428
Assembly Bill No. 1429
Assembly Bill No. 1532
Assembly Bill No. 1638
Assembly Bill No. 1848
Assembly Bill No. 2131
Assembly Bill No. 2301

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 7, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 710
Assembly Bill No. 944
Assembly Bill No. 1292
Assembly Bill No. 1375
Assembly Bill No. 1423
Assembly Bill No. 1446
Assembly Bill No. 1450
Assembly Bill No. 1698
Assembly Bill No. 1699
Assembly Bill No. 1840
Assembly Bill No. 1843
Assembly Bill No. 1933
Assembly Bill No. 2649

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 7, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 398
Assembly Bill No. 935
Assembly Bill No. 1074
Assembly Bill No. 1550
Assembly Bill No. 2056
Assembly Bill No. 2505

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 7, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1349
Assembly Bill No. 1804

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 7, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1028
Assembly Bill No. 1282
Assembly Bill No. 1797

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 7, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 610
Assembly Bill No. 780
Assembly Bill No. 2077

And reports the same correctly re-engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 7, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 44—An act to add Section 66e to the Code of Civil Procedure, relating to the number of judges of the Superior Court in the County of Santa Clara, and providing for the appointment of an additional judge and for his compensation;

Assembly Bill No. 536—An act to add Section 66d to the Code of Civil Procedure, relating to the number of judges of the Superior Court in the County of Alameda, and providing for the appointment of additional judges and for their compensation;

Assembly Bill No. 613—An act to amend Section 12922 of the Insurance Code, relating to printing for the Department of Insurance;

And reports that the same have been correctly enrolled, and presented to the Governor on the seventh day of April, 1947, at 3 p m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, April 7, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 718—An act to add Section 3088.1 to the Welfare and Institutions Code, relating to aid to the needy blind;

Assembly Bill No. 719—An act to add Section 3474.1 to the Welfare and Institutions Code, relating to aid to the partially self-supporting blind;

Assembly Bill No. 720—An act to add Section 3084.1 to the Welfare and Institutions Code, relating to aid to the needy blind;

And reports that the same have been correctly enrolled, and presented to the Governor on the seventh day of April, 1947, at 3 p m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, April 7, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 721—An act to amend Section 3051 of, and to add Section 3052 to, the Welfare and Institutions Code, relating to the prevention and cure of blindness, and to the powers and duties of the Department of Social Welfare in connection therewith;

Assembly Bill No. 722—An act to amend Section 3083 of the Welfare and Institutions Code, relating to aid to the needy blind;

Assembly Bill No. 723—An act to amend Section 3471 of the Welfare and Institutions Code, relating to aid to the partially self-supporting blind;

And reports that the same have been correctly enrolled, and presented to the Governor on the seventh day of April, 1947, at 3 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, April 7, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 725—An act to add Sections 3078.3 and 3475 to the Welfare and Institutions Code, relating to restoration of aid to the blind after discontinuance thereof;

And reports that the same has been correctly enrolled, and presented to the Governor on the seventh day of April, 1947, at 3 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, April 7, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Joint Resolution No. 26—Relative to migratory wild fowl;

And reports the same has been correctly enrolled, and presented to the Secretary of State on the seventh day of April, 1947, at 3 p.m.

WEBER, Chairman

MESSAGES FROM THE GOVERNOR

STATE OF CALIFORNIA
GOVERNOR'S OFFICE, SACRAMENTO, March 24, 1947

Mr. Arthur A. Ohnimus, Chief Clerk of the Assembly
State Capitol, Sacramento, California

DEAR MR. OHNIMUS: I have received your letter of March 21st with a copy of House Resolution No. 117 congratulating me upon my birthday.

I appreciate the courtesy of the Members of the Assembly in adopting this resolution.

Sincerely.

EARL WARREN, Governor

COMMUNICATIONS

By the Chief Clerk:

The following communication and statement were received, read, and ordered printed in the Journal:

THE ASSISTANT SECRETARY OF THE NAVY
WASHINGTON, March 31, 1947

Mr. Arthur A. Ohnimus, Chief Clerk of the Assembly
California Legislature, State Capitol
Sacramento 14, California

DEAR MR. OHNIMUS: The copies of the California Assembly Joint Resolution No. 1 which were forwarded to the President and to the Secretary of the Navy have been referred to me.

I regret that this resolution was passed by the California Assembly without having the facts before it which would have prevented the inaccurate statements which were made.

I am enclosing a copy of my statement before Subcommittee No. 6 of the House Armed Services Committee on March 13, 1947. I believe a careful study of this statement will show that the action taken was in the best interest of the Navy and will clarify the misunderstandings which are indicated by the wording of the joint resolution.

Sincerely yours.

W. JOHN KENNEY

STATEMENT OF THE HONORABLE W. JOHN KENNEY, ASSISTANT SECRETARY OF THE NAVY, BEFORE THE HOUSE OF REPRESENTATIVES SUBCOMMITTEE NO. 6 (PROCUREMENT AND SUPPLY) OF THE COMMITTEE OF THE ARMED SERVICES

March 13, 1947

I am very glad of this opportunity to appear before your committee to explain the action that has been taken by the Secretary of the Navy with respect to ships' service stores. Initially I want to describe to the committee the conditions found in those stores and to describe the steps taken to improve conditions. I am not advocating the adoption of any particular system, nor am I claiming infallibility in the steps that have been taken to cure a situation, which I believe all of you will admit when you hear the facts, required positive action. There is much that remains to be done but the steps that have been taken do, in my opinion, represent an improvement.

At the outset, I want to point out that ships' service stores are operated with nonappropriated funds, differing from commissary stores and ship's stores. Generally, ships' service stores are located on shore at places where satisfactory commercial facilities are not available, while ship's stores are small units located on board ship. The purpose of the ships' service stores are twofold; first, to supply the needs of the men at the lowest possible price and second, to furnish a source of funds for recreational and welfare purposes for the enlisted men.

In the past, ships' service stores were operated as independent, individual units. Rules and procedures governing their operation were issued by the Bureau of Naval Personnel in the form of regulations. These regulations covered in general, procedures to prevent fraud, to further the health and welfare of Naval personnel and laid out very general rules covering operations. Monthly financial statements were required together with periodical local audits by members of the staff of the reporting activity or local commercial auditors. These audits, together with the usual Naval inspections, were correct as far as they went but there was no procedure in effect which covered in detail the proper evaluation of stock levels, turnover, operational percentages, personnel expenditures and allied problems. There was no standard pattern for departments in those stores. While it was true that each large store had the usual retail

store, snack bar, cobbler shop, barber shop and other types of services, there was no mandatory type of breakdown into departments within the retail store itself. There was practically no limit on the types of service departments. Oyster beds, rug cleaning plants, children's cafeterias to name a few, were some of the unusual types of operations to be found. While there may have been every reason for the operation of such activities, there was no control exercised over the operation of such projects outside of periodical reports of operations. It was entirely up to the local commanding officer of the activity involved to supervise these projects.

In addition, there were no formal markdown procedures or set standards of profit requirements. None of the monthly operating statements carried an entry to show what markdowns, if any, were taken during the current month. By the same token it was therefore impossible for operating statements to show what influence monthly markdowns had on the month's operation. Not only did this make for poor financial and merchandising control, but store managers were extremely reluctant to take any markdowns due to the fact that such action would reflect to the disadvantage of the store. Thus monthly profits were often fictitious and the amount of funds made available to the commanding officer of the activity were equally imaginary. Due to lack of age inventory, stocks of dead merchandise were built up and were, of course, carried on the monthly operating statement as assets. In many cases a large portion of such stocks were assets in name only and if properly evaluated would have been completely charged off the books. The stores were often operated at a loss. The following are typical examples:

Store "A"—This store had cash operating funds on hand amounting to $6,177.13 as of September 30, 1946, and current liabilities amounted to $22,534.80. Some of the accounts payable went back as far as July. On a stock of $46,970.87 at the end of the month, it did a volume of $12,586.56 or a monthly turnover of 26 percent which is considered a poor turnover for this type of operation. It had merchandise on order amounting to $17,248.54. This store was bankrupt and in need of drastic action to prevent large markdowns and excessive losses. Notwithstanding this unhealthy condition, the commercial audit for a three months' period showed a fictitious net profit on sales of $5,195.13.

Store "B"—This store had cash operating funds on hand August 31, 1946, amounting to $8,997.55 The current liabilities amounted to $147,733.30. Even if the capital reserve funds of $59,600 (cash in special bank account and government bonds) were to be considered as liquid operating capital, this store was in the red to the extent of $79,136. Accounts payable amounted to $144,340.35 On an end of month stock of $408,115.91 the monthly volume of the store was $87,770.10 and the store had on order $231,465.17 worth of merchandise.

Store "C"—This store had cash operating funds on hand as of July 31, 1946, amounting to $2,136.73 with accounts payable of $11,176.61. Even considering its total capital reserve fund of $5,702.77 as liquid operating funds, this store would still be in the red to the extent of $3,337.11 if only accounts payable are considered On a stock at retail of $27,810.14 at end of month, this store did a volume of $17,794.75 and had a net loss of $281.14 for the month In the case of this store $22,840.14 worth of merchandise remained on order at the end of the month.

Store "D"—This store had cash operating funds amounting to $34,454.94 on hand as of August 31, 1946. Current liabilities amounted to $42,474.02 which again consisted mostly of accounts payable ($39,818.45). On an end of month stock of $96,747.19 it did a volume of $57,427.80 Merchandise on order amounted to $79,611.45. This store showed the same precarious cash position as the other stores cited but in addition it showed losses in its service departments which were very substantial. This particular store showed a profit of only $3,406 06 in its retail store while it showed the following detailed profits and losses:

	Volume	*Profit*	*Loss*
Retail store	$57,427 80	$3,406 06	$ ------
Restaurant	22,989 02	------	2,117 58
Laundry	5,621 61	------	1,449 15
Barber shop	600 10	------	29 44
Cobbler	536 80	230 53	------
Gasoline station	1,771 37	------	58 50
Beauty shop	147 95	------	67 31
Tailor shop	684 85	193 53	------
Beverage venders	2,201 49	61 21	------
CPO club	2,692 80	620 82	------
	$94,673 79	$4,512 15	$3,721 98
Net profit		$790 17	

While a profit of $790.17 is shown, actually a net loss of $2,765.70 was accrued when direct administrative expenses were considered.

Such conditions were not uncommon due to the fact that it was the accepted practice for local commanding officers to establish the custom of having each particular service activity make or lose money as he saw fit. If he felt that free hair cuts would be appropriate, then the losses incurred in the barber shop had to be absorbed by some other activity (usually the retail store) which did make money.

No uniform stock or inventory control system was in effect. As an illustration, no central evaluation was made in connection with correcting this type of situation: This store had an inventory of $15,125.86 worth of toilet articles at the end of the month. Sales in this department amounted to $5,374.71 or a turnover of approximately 33 percent for the month. Even in the face of this poor turnover, merchandise on order amounted to $7,636.44. This merchandise which should be practically the fastest moving in the store is also the type which can be procured in the shortest length of time.

Salary expenses *alone* amounted to 17.7 percent of sales and the total *gross* markup for the entire operation amounted to only 19.4 percent. Markdowns on store merchandise were indicated as $259.36 against sales of $57,427.80—a ridiculously low figure.

The steps which have been taken to reorganize the stores are as follows:

1. Standard Procedures. The first step taken was the establishment of the central office. Following closely on this step was the promulgation of "Manual of Standard Procedures," which was issued to all field activities on August 1, 1946. This manual covered all procedures in connection with basic operations under the new organization, accounting and financial matters, and the use of standard forms.

2. Central Procurement. The most basic change in the new operation in comparison with the old was the institution of central procurement. The procurement of uniform stocks to be carried in all stores was essential before inventory control could be efficiently practiced. It was highly impractical to attempt to institute any system of inventory control if local stores were permitted to purchase all of the various standard and nonstandard lines of merchandise which had previously been made available to them. Through the medium of purchase agreement bulletins a large portion of procurement was centralized and standardized for all stores. Merchandise is made available to the stores through the medium of Price Agreement Bulletins which are issued from time to time by the central office. These Price Agreement Bulletins listing competitive merchandise such as small leather goods, costume jewelry, novelties, are issued after bids are received and a Merchandise Committee has evaluated all items submitted for consideration. The widest possible competition is therefore assured and all products submitted from any section of the Country are evaluated upon their individual merits and comparative value in accordance with standard commercial merchandising practices. Stores are not necessarily restricted to the procurement of merchandise listed on Price Agreement Bulletins but may, with the approval of the central office, purchase other items or products which may have a local demand such as beer, candy and similar items, or where items can be purchased locally upon more economical terms. All requirements for perishable items are handled locally. A sampling of some purchases indicates that 64 percent of purchases previously made from local sources continues to be so made.

3. Central Disbursing. All disbursing, with the exception of certain bills for local services is done by the central office. A single check issued by the central office pays all of the bills rendered by any one supplier to many of the individual stores. Thus, no one store can endanger the credit of the entire organization by being tardy with its payments.

4. Central Audit. A central audit is in effect not only to prevent fraud, but also to check monthly operating statements in order to alleviate or eliminate the merchandising and management conditions which were illustrated by the examples previously cited.

5. Central Stock Control. The Manual of Operating Procedures outlines complete information towards the setting up of stock records and the installation of inventory procedures. Based upon the facts outlined on these records and the monthly operational statements, stock replenishments as well as the balancing of stocks on hand, can be accomplished. With inventory control, stocks can be reduced and excess stocks can be transferred from store to store.

6. Comprehensive Operating Statements. While previously operational statements were received monthly from all stores, these statements have been completely revised and carry much more detail in order to accomplish detailed monthly analyses of all phases of store operations. These are broken down into operational and inventory figures covering all departments within the retail stores as well as the service departments. These statements show operating percentage figures as well as turnover data in addition to the usual financial position figures.

7. Field Organization and Supervision. In order to obtain a more efficient operation of the stores in the field, two types of stores have been created. These are "Main" and "Branch" stores. A main store may have many, and sometimes isolated, branch stores included in its operation. In this manner more balanced stocks may be maintained in smaller units due to the fact that only the main stores need to carry the bulk

stocks. All of the branch stores are under the supervision of the main store and do all of their reporting and operating through them.

8. Basic Stock Allowances. The basis of all stock control and financial analysis rests upon the establishment of basic stocks from which all inventory control percentages are derived. Due to the almost complete absence of records covering this phase of the former operation and the rapid demobilization of the Naval establishment, all that can be done in this respect is to estimate what future volume figures will be in each particular area or activity, and from these figures establish basic inventory allowances.

9. Plans. An "Operating Manual" is in preparation and covers the phases connected with the operation of service departments. Manuals of displays, fixture usage, store layout, etc. are actively being worked upon and will be issued to the field in the near future. In addition to all of the activities mentioned, every prospective Ship's Service Officer is put through a complete training course before he is sent to the field.

I should now like to point out to the committee some of the savings that have resulted from this centralized operation. With the exception of the salaries of four supervisory officers, the entire operation of the central office is financed with nonappropriated moneys. With the reduction in Naval personnel it was considered imperative to relieve officers of the line from primary duties as Ship's Service Officers and return them to the duties for which they were trained, i.e. military duties. In addition, it was considered equally important to reduce in every way possible the number of Naval personnel being used to operate those stores. Where formerly each ship's service store was managed by one, two or more line officers, depending upon the size of the operation, a relatively few Supply Corps Officers are now on duty in a supervisory capacity in the various stores. Civilian managers are employed in the stores and are paid out of nonappropriated funds.

The following reduction in personnel has taken place in ship's service stores:

Districts One Through Nine and River Commands

Present number employed		*Previous number*	*Saving*
Officers	67	185	118
Enlisted	600	1,255	655
Civilian	5,536	6,323	787

Due to the recent take-over of the Eleventh, Twelfth, Thirteenth and Fourteenth Districts, comparative figures are not available. However, based upon the experience record of the districts upon which figures are available, it is estimated that the following additional savings will be effected there:

Officers, 49 Enlisted, 501 Civilians, 258

These figures cover the operational savings in connection with ship's service stores only, and represent an approximate annual pay roll saving of $3,531,200 based upon average annual salary rates. The total Central Ship's Store Office annual pay roll from nonappropriated funds is estimated to be $722,880.

A portion of the foregoing personnel savings is gained through the performance of all accounting functions for all stores by the central office. This office handles the accounting for both merchandise and store equipment. This central accounting, through the use of standard forms and utilizing business machines to great advantage, greatly reduces the personnel who were engaged in accounting and bookkeeping at each store. All disbursements for ships' service stores merchandise are made by the central office.

In addition to the considerable savings realized through the establishment of centralized accounting procedures, no less important were the savings to be gained through a central audit covering all ships' service stores operations. In the year preceding the reorganization the stores which are now being continued in operation spent a total of $192,023.10 for auditing. These audits were conducted on the basis of individual stores and no overall contract for the auditing of all stores was placed. Experienced auditors who are familiar with similar types of operations, have estimated they would make a similar audit of the complete system as centralized for $15,000 plus $175 for each individual store to be audited in detail. As a detailed field audit of 20 percent of the stores is considered adequate, this would make a total annual auditing charge of $22,000 or an estimated annual saving of $170,023.10.

In considering all of the factors which constitute operating overhead the matter of insurance coverage must be considered. In this particular field a complete survey was made and disclosed that local purchase of insurance had not only been very costly, but also in many instances proper protection from normal hazards had not been obtained. In some cases it was found that there was duplication of coverage and coverage of hazards by a more expensive form of insurance than was necessary. The central control of insurance permits among other things flexibility of policies furnishing automatic coverage of new acquisitions of individual stores, the elimination of border line cases of public liability, and the convenience of settling all claims through one point.

The following figures illustrate the annual savings:

Present Cost	*Previous Cost*	*Savings*
$112,075.00	$286,558.00 *	$174,483.00

* This figure is based on average rates of 27 stores.

Up to this point the primary emphasis has been placed upon the delineation of administrative and managerial savings derived through centralized control. Actually, the most important savings may be realized through centralized procurement of merchandise and the exercising of control over inventory of store stocks, and merchandising methods.

The absence in the past, of a central office to receive all bids, has handicapped the stores in obtaining the best values and has virtually restricted them to the habit of purchasing highly competitive and seasonal merchandise from a comparatively small group of suppliers without the benefit of comparison with other potential sources. All ships' service stores, and particularly small stores, do not have the facilities to shop in markets for the best values and therefore must rely upon the representations of the supplier, who as a party in interest cannot give the objective advice of a trained buyer. The fundamental basis of certain of the criticisms of centralized control is that this business will no longer be confined to a small group but will now be thrown open to the public for all to compete.

Procurement of supplies of general merchandise for all ships' service stores is handled in one of the following ways:

(a) Quotations are invited for the supply of standard branded merchandise for all stores. Awards are made to the supplier offering the best terms and conditions of sale. Shipment orders are placed only by the individual stores and quantities ordered are determined solely by the customer acceptance of the product. The type of contract used for branded merchandise is known as an "open end" contract because of the indefinite quantities which may be ordered out by the stores under the contract. This type of procurement procedure is applicable to approximately 80 percent of all merchandise procured. Deliveries are effected in accordance with normal business practice—shipments being made either directly from the supplier or through local distributors.

(b) Quotations are invited for the supply of nonbranded merchandise, such as small leather goods or items of jewelry, the demand for which is based upon quality and price rather than upon a specific brand name. Quotations and samples are reviewed by an experienced Merchandise Committee and "open end" contracts are awarded to the concerns offering the best values. Orders are placed by stores and stocks are replenished as customer demand warrants. Deliveries are accomplished as previously described.

(c) Quotations are invited for the supply of specific quantities of certain types of merchandise, such as textiles and clothing, which are in short supply or on which substantial savings can be effected by consolidated procurement. Definite quantities are determined by a tabulation of actual store requirements. Quotations and samples are reviewed and a firm order is placed with one or more suppliers offering the best values. The Navy Ship's Store Office does not warehouse such materials but relies upon regular commercial distribution methods.

Specifications, federal or otherwise, covering resale items of merchandise rarely exist, nor is it practical or necessary to develop such specifications. All requirements therefore, are indicated by type, general description or brand name. If the item is in recurring demand *all suppliers whether large or small, whether manufacturer, distributor or wholesaler from any section of the country may compete on the merits of the products submitted.*

The widest possible competition between all types of suppliers is an absolute necessity if the Navy Ship's Store Office is to accomplish its mission of providing the most acceptable merchandise at the lowest possible prices.

The following lists typical examples of savings derived through central procurement:

Item	*Previous cost*	*NSSO cost*	*Percentage of saving*
Bryson pipes	$2 10	$1 75	20
Fills-Easy morocco pouches	90	645	40
Fills-Easy saddle pouches	1 20	84	42.8
Fills-Easy cowhide pouches	1 50	1 05	42.8
Fills-Easy pigskin pouches	1 50	1 05	42.8
Golf bag lighter	1 50	1 25	20
Cannon lighter (bronze)	3 00	2 60	15
Cannon lighter (plated)	5 75	4 60	25
Park lighter (brass)	1 50	1 12	33.9
Park lighter (chrome)	1 50	1 12	33.9
Lekrolite lighter (ivory)	4 50	3 38	33

Item	*Previous cost*	*NSSO cost*	*Percentage of saving*
Cigarettes, T.P.—			
Lucky Strike	$0 13	$0 12517	3.5
Chesterfield	13	12506	3.5
Camels	13	125067	3.5
Philip Morris	13	125067	3.5
Fleetwood	13018	125067	4.0
Cigars, T.P.—			
Phillies Perfecto	072	06703	7
Havatampa Jewels	057	05586	2
Havatampa Straights	057	05586	2
Havatampa Nugget	057	05586	2
Havatampa Sports	057	05586	2
White Owl Invincible	0706	06703	5
Robt. Burns, T.P. Cigarillo	031	02916	6
Habanello Commodores, T.P.	0706	06982	1
Laguna Pearls	5 00	3 00	66.5
Laguna Pearls	8 00	6 00	33 ⅓
Laguna Pearls (triple strand)	13 50	8 50	59
Laguna Pearls (double strand)	9 00	6 00	50
Laguna Pearls (single strand)	9 00	6 00	50
Complete line of pearls	(25 percent lower than previously quoted. Supplier did ¼ million annual business with ship's service store jobbers.)		
Opal necklace	$6 97	$5 50	26
Opal necklace and earrings	14 50	9 50	53
S.S. military nurses watches	35 00	25 34	38
Longine Ensign watches	89 35	62 50	43
Nurses watches (Crawford)	20 00	16 50	21
Nurses watches (Crawford)	19 50	16 50	18
Selection of 54 items of jewelry	(15 to 20 percent less than previously quoted)		
Selection of 70 items of jewelry	(15 to 40 percent less than previously quoted)		
No. 926 Matchabelli set	1 50	1 18	27
Dram Matchabelli York	9375	73	28
2 Dram Matchabelli Strad	2 25	1 76	28
No. 402 Ciro perfume	9 38	7 50	25
No. 302 Ciro perfume	9 38	7 50	25
No. 457 Charbert cologne	1 00	89	12
Peerless hard candy	26	2346	11
Peerless hard candy	41	35	17
Peerless hard candy	925	78	18.5
Peerless hard candy	1 25	1 00	25
Mars bars	76	72	6
Schraffts (1-lb. box)	75	667	12.5
Chocolate syrup	5 44	4 14	31
Golden Moon vanilla syrup (Cleveland)	1 25 gal.	1 17 gal.	7
Furlough bags	27 00 doz.	24 00 doz.	12 ½
Gladstone bags	17 15	14 50	18
Bates Supreme table cloth	2 76	2 37	16
Bates Supreme napkins	4 20	3 60	17
Handerchiefs, 17" x 17"	1666	139	20
No. 5153 Rubberset shaving brushes	80	75	7
Gem razors	8333	585	43
Mennens talc	16	14166	12
Quinsana foot powder	30	28333	6
Listerine tooth paste	2534	228	11
Noxema cream	348	3058	14
Gaby suntan lotion	2858	2382	20
Waterman pen set	45 00	37 50	20
Eversharp pen set	5 85	4 631	26
Torpedo pencils	2 50	1 25	100
Spiffy collar holder	14 40 gross	12 00 gross	20
Golf balls	8 50 doz.	7 60 doz.	12

Typical price comparisons of Service Department items indicating price advantages of central procurement:

Item	*Previous cost*	*NSSO cost*	*Percentage of saving*
O'Sullivan heels	$2 50 doz.	$1 67 doz.	49.4%
O'Sullivan heels	1 85 doz.	1 28 doz.	44.5%
Purolator filters	87 doz.	63 doz.	38%
Laundry nets	13 15 doz.	10 43 doz.	26%

All comparative unit prices quoted cover identical periods and do not reflect any change in general price levels.

Through a survey of the procurement savings percentages outlined above, it is estimated that the following annual procurement savings should result in Ships' Service Stores:

Retail dept.	*Net annual sales*	*Estimated savings*	
Confections	$5,000,000	$100,000	2%
Tobacco	15,000,000	75,000	½%
Smoking accessories	1,000,000	100,000	10%
Auto accessories	250,000	50,000	20%
Housewares	2,000,000	100,000	5%
Sport goods	250,000	50,000	20%
Leather goods	1,000,000	200,000	20%
Stationery and periodicals	3,500,000	175,000	5%
Luggage	2,500,000	250,000	10%
Toiletries	6,000,000	120,000	2%
Jewelry	5,000,000	1,250,000	25%
Notions and sundries	1,000,000	100,000	10%
Uniform accessories	1,000,000	100,000	10%
Men's and boys' accessories	2,500,000	250,000	10%
Women's and girls' accessories	1,000,000	100,000	10%
Linens and textiles	1,000,000	200,000	20%
Totals	$48,000,000	$3,220,000	Av. 6.7

Centralized control is expected to produce the following aggregate savings for the calendar year 1947:

$3,220,000	Merchandise procurement
174,483	Insurance
170,023	Audit
108,000	Consolidation of laundry facilities
3,531,200	Personnel reduction
Total $7,203,706	
Less 1,200,000	Central Office expense
Net Total $6,003,706	

In summary, the direction of the Secretary of the Navy for the establishment of the Navy Ship's Store Office was made after a most exhaustive study, and after careful consideration. It has already accomplished much towards promoting morale in the naval service by making available better values. It has contributed substantially to the reduction in expenditures of appropriated moneys and has instituted many safeguards to conserve the expenditure of nonappropriated funds.

It is not the intention of the Navy to deviate from established business methods and procedures of management and merchandising in the operation of these stores. Every effort is being extended to operate these stores in accordance with the traditionally American business practice of encouraging the widest possible competition. It is the policy of the Navy to afford the opportunity to compete without discrimination to every segment of American business, whether large or small. In fact, the largest number of suppliers are small business concerns. Every type of supplier capable of furnishing appropriate lines of merchandise for Navy stores can participate in this business. Agreements will be made with the supplier offering the highest quality merchandise at the lowest price and having the desired distribution. It is of no importance what commercial business classification the supplier might hold. Quality, price and adequate distribution are the deciding factors. The previous procedures had created a virtual monopoly and subsidization to a small segment of business which was inimical to the best interests of the men and was contrary to accepted American business practices

It is believed that the Navy Department would have been derelict in the discharge of its responsibilities to the enlisted men if every step possible had not been taken to improve the operation of Ships' Service Stores in the manner outlined.

CONSIDERATION OF DAILY FILE

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 450—An act to amend Section 255 of the Revenue and Taxation Code, relating to affidavits for exemptions.

Bill read second time, and ordered engrossed.

Assembly Bill No. 681—An act to add Section 6018 to the Revenue and Taxation Code, relating to the sales and use taxes.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1493—An act to amend Sections 20019, 20306, 20457, 20458, 20492, 20606, 20607, 20608, and 20803 of, and to add Section 20021.5 to, the Government Code, relating to the State Employees' Retirement System, and providing for the inclusion of county peace officers therein.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1473—An act to amend Section 20492 of the Government Code, relating to inclusion and exclusions from State Retirement System.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1475—An act to amend Section 20606 of the Government Code, relating to contributions to State Retirement System.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1476—An act to amend Section 20707 of the Government Code, relating to contributions to State Retirement System.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1477—An act to amend Section 20306 of the Government Code, relating to local safety members and members of the California Highway Patrol.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1478—An act to amend Section 20457 of the Government Code, relating to method of adoption of State Retirement System.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1479—An act to amend Section 20608 of the Government Code, relating to contributions to State Retirement System.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1480—An act to amend Section 20803 of the Government Code, relating to State Retirement System prior service.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1366—An act to amend Section 20016 of the Government Code, relating to members of the State Employees' Retirement System.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1472—An act to amend Section 20019 of the Government Code, relating to local safety members.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1474—An act to add Section 20021.5 to the Government Code, relating to county peace officers.

Bill read second time, and ordered engrossed.

Assembly Bill No. 858—An act to amend Section 5 of an act entitled "An act relating to the determination of the wartime population of cities or cities and counties for purposes of allocation of moneys from the State Highway Fund and from the Motor Vehicle License Fee Fund for expenditures therein, and declaring the urgency thereof," approved May 18, 1943, relating to the time said act remains in effect, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1171—An act to add Section 2056 to the Harbors and Navigation Code, relating to the termination of contracts.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1174—An act to amend Section 3006 of the Harbors and Navigation Code, relating to deposit of dredge spoil.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1178—An act to amend Section 1700 of the Harbors and Navigation Code, and to add Section 1700.5 thereto, relating to the Board of State Harbor Commissioners for San Francisco Harbor.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1180—An act to amend Section 1708 of the Harbors and Navigation Code, relating to reports to the Governor.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1490—An act to amend Section 640 of the Vehicle Code, relating to lights on vehicles.

Bill read second time, and ordered engrossed.

Assembly Bill No. 2597—An act making an appropriation for Emergency Fund in augmentation of the appropriation in Item 275 of the Budget Act of 1945, to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Ways and Means:

Amendment No. 1

On page 1, line 2, of the printed bill, following "million", insert "two hundred fifty thousand".

Amendment No. 2

On page 1, line 3, of the printed bill, strike out "($3,000,000)", and insert "($3,250,000)".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 143—An act to add Sections 464, 468.1, and 759 to, and to amend Sections 468, 477, and 758 of, the Vehicle Code, relating to signs and traffic signaling devices.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Transportation and Commerce:

Amendment No. 1

In line 2 of the title of the printed bill, after "468", insert "476".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendments is indicated by being enclosed within brackets.

Amendment No. 2

On page 2 of the printed bill, after line 49, insert

"SEC. 3. Section 476 of the Vehicle Code is amended to read:

476. Official Traffic Signals. Whenever traffic is controlled by official traffic control signals exhibiting the words "Go," "Caution," or "Stop," or exhibiting different colored lights successively, one at a time, or with arrows, the following colors only shall be used, and said terms and lights shall indicate and apply to drivers of vehicles and pedestrians as follows:

(a) Green alone or "Go."

1. Vehicular traffic facing the signal shall proceed straight through or may turn right or left or make a semicircular or U turn unless a sign at such place prohibits any such turn. But vehicular traffic, including vehicles turning right or left, shall yield the right of way to other vehicles and to pedestrians lawfully within the intersection or an adjacent crosswalk at the time such signal is exhibited.

2. Pedestrians facing the signal may proceed across the roadway within any marked or unmarked crosswalk.

(b) Yellow or "Caution" when shown following the green or "Go" signals.

1. Vehicular traffic facing the signal is thereby warned that the red or stop signal will be exhibited immediately thereafter and vehicular traffic shall not enter the intersection when the red or stop signal is exhibited.

2. No pedestrian shall enter the roadway or cross any part of a roadway or from or to a safety zone against a yellow or "Caution" signal.

(c) Red alone or "Stop."

1. Vehicular traffic facing the signal shall stop before entering the crosswalk on the near side of the intersection or, if none, then before entering the intersection and shall remain standing until green or "Go" is shown alone, except as provided in the next succeeding paragraph.

2. [Local authorities may designate any intersection by erecting appropriate signs thereat where] *The* driver of a vehicle which is stopped as close as practicable at the entrance to the crosswalk on the near side of the intersection or, if none, then at the entrance to the intersection in obedience to a red or "Stop" signal, may make a right turn but shall yield the right of way to pedestrians and other traffic proceeding as directed by the signal at said intersection, *except that local authorities may by ordinance prohibit any such right turn against a red or "Stop" signal at any intersection within a central traffic district as defined by ordinance, or within any business district or at any intersection outside of a central traffic district or business district when a sign is erected at such intersection prohibiting any such right turn against a red or "Stop" signal.*

3. No pedestrian shall enter the roadway or cross any part of the roadway or from or to a safety zone against a red or "Stop" signal.

(d) Red with green arrow. Vehicular traffic facing such signal may cautiously enter the intersection only to make the movement indicated by such arrow but shall yield the right of way to pedestrians lawfully within a crosswalk and to other traffic lawfully using the intersection

(e) The motorman of any street car shall obey all official traffic signals as applicable to vehicles except that the motorman of a street car shall not make a right or left turn when facing a red alone or stop signal.

(f) No person shall disobey the directions of this section except when it is necessary for the purpose of avoiding a collision or in case of other emergency or when otherwise directed by a police or traffic officer, or as permitted under Section 454."

Amendment No. 3

In line 1 of the title of the printed bill, strike out "464."

Amendment No. 4

On page 1 of the printed bill, strike out all of lines 1 to 12, inclusive.

Amendment No. 5

On page 1, line 13, of the printed bill, strike out "Sec. 2", and insert "Sec. 1".

Amendment No. 6

On page 2, line 24, of the printed bill, strike out "Sec. 3", and insert "Sec. 2".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 213—An act to add Section 44.11 to the Vehicle Code, relating to authorized emergency vehicles.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Transportation and Commerce:

Amendment No. 1

On page 1, line 9, of the printed bill, after "calls", insert "and when operating under a permit issued by the Chief of the California Highway Patrol".

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 677—An act to amend Section 1170 of the Harbors and Navigation Code, relating to pilotage rates.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Transportation and Commerce:

Amendment No. 1

On page 1, line 7, of the printed bill, after "tons", insert "two".

Amendment No. 2

On page 1, line 9, of the printed bill, after "tons", insert "two".

Amendment No. 3

On page 1, line 10, of the printed bill, after the strike out "one and one eighth", insert "one and five-eighths".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1172—An act to amend Section 2053 of the Harbors and Navigation Code, relating to bidding procedure.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Transportation and Commerce:

Amendment No. 1

On page 1, line 5, of the printed bill, after "lowest", insert "responsible".

Amendment No. 2

On page 1 of the printed bill, strike out lines 8 to 14, inclusive, and insert "If the bids are too high, it may reject them, and advertise anew in like manner as before.

If the second bids are too high, it may reject them likewise, and enter into contract".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1176—An act to add Section 2076 to the Harbors and Navigation Code, relating to lease of land for terminal facilities.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Transportation and Commerce:

Amendment No. 1

On page 1, line 5, of the printed bill, after the comma following "article," insert "or made pursuant to or ratified by express legislative authority,".

Amendment No. 2

On page 1, line 6, of the printed bill, strike out "25 years or less to the same lessee", and insert "50 years or less to the same lessee, or to an assignee of said lessee who is occupying the premises,".

Amendment No. 3

On page 1, line 8, of the printed bill, strike out "for a new term of 25", and insert a comma and "or to an assignee of said lease who is occupying the premises, for a new term of 50".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1181—An act to amend Section 1740 of the Harbors and Navigation Code, relating to the bond of the chief engineer.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Transportation and Commerce:

Amendment No. 1

On page 1, line 8, of the printed bill, after "amount", insert a comma and "not less than $25,000,".

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 449—An act to amend Section 255 of, and to add Section 255.4 to, the Revenue and Taxation Code, relating to affidavits for exemptions.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Revenue and Taxation:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "255 of, and to add Section 255.4 to," and insert "252 of".

Amendment No. 2

On page 1, line 1, of said bill, strike out "255", and insert "252".

Amendment No. 3

On page 1 of said bill, strike out lines 3 to 10, inclusive, and insert

"252. Any person claiming the veterans exemption *or the spouse of such person* shall appear before the assessor, shall give all information required and answer all questions in an affidavit, and shall subscribe and swear to the affidavit before the assessor. The assessor may require other proof of the facts stated before allowing the exemption."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2533—An act to add Section 20895 to the Government Code, relating to the retirement of state civil service members.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Civil Service and State Personnel:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Section", and insert "Sections 20981.5 and".

Amendment No. 2

In line 2 of the title of said bill, strike out "state civil service members.", and insert "members of the State Employees' Retirement System."

Amendment No. 3

On page 1 of said bill, after line 10, insert

"SEC. 2. Section 20981.5 is added to said code, to read:

20981.5. Notwithstanding the provisions of Sections 20981 and 21000, a state miscellaneous member who has been retained in state service pursuant to Section 21000 in an administrative or executive position for which the possession of a professional license or certificate is required, of such essential nature and responsibility that the compensation thereof exceeds eight thousand dollars ($8,000) a year, and who, after attaining age 70, has satisfactorily performed the duties of his position, shall not be retired therefrom except upon his application for retirement pursuant to Article 1 of this chapter, or upon determination by the board of administration pursuant to Article 3 of this chapter that he is physically or mentally incapacitated for the performance of his duties."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 764—An act to add Chapter 16.7 to Division 3 of the Business and Professions Code, relating to motor boat safety, the inspection of motor boats by marine surveyors licensed by the Yacht and Ship Brokers Commissioner, providing for proof of ability to respond in damages for injury or death resulting from motor boats, providing for permits for motor boats, and making an appropriation.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Transportation and Commerce:

Amendment No. 1

In line 2 of the title of the printed bill, strike out "motor boat safety", and insert "safety of vessels".

Amendment No. 2

In line 3 of the title of said bill, strike out "motor boats", and insert "vessels".

Amendment No. 3

In lines 6 and 7 of the title of said bill, strike out "motor boats, providing for permits for motor boats", and insert "vessels, providing for permits for vessels".

Amendment No. 4

On page 1, line 4, of said bill, strike out "Motor".

Amendment No. 5

On page 1, line 9, of said bill, strike out "motor".

Amendment No. 6

On page 1, line 10, of said bill, strike out "Motor".

Amendment No. 7

On page 1, line 12, of said bill, strike out "motor boats", and insert "certain vessels".

Amendment No. 8

On page 1, line 14, of said bill, strike out "within one year immediately", and insert "periodically".

Amendment No. 9

On page 1, lines 14 and 15, of said bill, strike out "by any such boat".

Amendment No. 10

On page 1, lines 15 and 16, of said bill, strike out "the boat is".

Amendment No. 11

On page 1, line 17, of said bill, strike out "with respect to such boats".

Amendment No. 12

On page 1, lines 17 and 18, of said bill, strike out "motor boats as well as all other", and insert "vessels as well as all".

Amendment No. 13

On page 1, line 21, of said bill, strike out "of the boats", and insert "thereof".

Amendment No. 14

On page 2 of said bill, strike out line 7, and insert
"8995.20. "Boat" includes each of the following:
(a) A vessel with an inboard".

Amendment No. 15

On page 2, lines 8 and 9, of said bill, strike out ", except that it", and insert ".
(b) A vessel without a motor propelled by sails and more than 24 feet in length.
(c) A barge not exceeding 100 gross measured tons. "Boat" ".

Amendment No. 16

On page 2, line 37, of said bill, strike out "Motor".

Amendment No. 17

On page 2, line 39, of said bill, strike out "motor".

Amendment No. 18

On page 2, line 46, of said bill, strike out "motor".

Amendment No. 19

On page 3, line 4, of said bill, strike out "motor".

Amendment No. 20

On page 3, line 5, of said bill, strike out "motor".

Amendment No. 21

On page 3, line 8, of said bill, strike out "motor".

Amendment No. 22

On page 3, line 10, of said bill, strike out "motor".

Amendment No. 23

On page 3, line 11, of said bill, after "navigation", insert "or otherwise".

Amendment No. 24

On page 3, line 14, of said bill, strike out "motor".

Amendment No. 25

On page 3, line 15, of said bill, strike out "motor".

Amendment No. 26

On page 3, line 16, of said bill, after "report", insert "provided for in Sections 8996.05 and 8996.10".

Amendment No. 27

On page 3, line 19, of said bill, strike out "ten dollars ($10), or one dollar ($1) per ton for each", and insert "twenty dollars ($20), or two dollars ($2) per ton for each gross measured".

Amendment No. 28

On page 3 of said bill, strike out line 20, and insert "boat inspected, whichever is the greater, but in no event may the charge be more than thirty dollars ($30) for each boat inspected.

For each inspection and inspection report provided for in Section 8997.35, exclusive of the fee for verification, a marine surveyor licensed under the provisions of this chapter may not charge more than ten dollars ($10) for each barge inspected."

Amendment No. 29

On page 3, line 37, of said bill, strike out "motor".

Amendment No. 30

On page 3, line 41, of said bill, strike out "motor".

Amendment No. 31

On page 3, line 42, of said bill, strike out "motor".

Amendment No. 32

On page 3, line 44, of said bill, strike out "motor".

Amendment No. 33

On page 3, line 45, of said bill, after "navigation", insert "or otherwise".

Amendment No. 34

On page 4, line 5, of said bill, strike out "motor".

Amendment No. 35

On page 4, line 6, of said bill, strike out "motor".

Amendment No. 36

On page 4, line 8, of said bill, strike out "motor".

Amendment No. 37

On page 4, line 9, of said bill, after "navigation", insert "or otherwise".

Amendment No. 38

On page 4, line 16, of said bill, strike out "motor".

Amendment No. 39

On page 4, line 19, of said bill, strike out "motor"

Amendment No. 40

On page 4, line 20, of said bill, strike out "motor".

Amendment No. 41

On page 4, line 21, of said bill, strike out "motor".

Amendment No. 42

On page 4, line 24, of said bill, strike out "motor".

Amendment No. 43

On page 4, line 26, of said bill, strike out "license", and insert "permit, except that the permit for a barge required to be licensed by this chapter shall expire three years after the date of inspection specified in the license".

Amendment No. 44

On page 4, line 27, of said bill, strike out "motor".

Amendment No. 45

On page 4, line 29, of said bill, strike out "motor".

Amendment No. 46

On page 4, line 31, of said bill, strike out "Motor".

Amendment No. 47

On page 4, line 34, of said bill, strike out "motor".

Amendment No. 48

On page 4, line 38, of said bill, strike out "motor boat", and insert "boat other than a barge".

Amendment No. 49

On page 4, line 41, of said bill, strike out "motor".

Amendment No. 50

On page 4, line 43, of said bill, strike out "motor".

Amendment No. 51

On page 4, line 49, of said bill, strike out "motor".

Amendment No. 52

On page 5, line 1, of said bill, strike out "motor".

Amendment No. 53

On page 5, line 3, of said bill, strike out "motor".

Amendment No. 54

On page 5 of said bill, between lines 16 and 17, insert

"8997.35. Every barge must be inspected by a marine surveyor and a verified inspection report in connection therewith transmitted to the commissioner at least once during each 30-day period, such report to be with respect to the adequacy and safety of the ground tackle and mooring facilities of the barge."

Amendment No. 55

On page 5, line 20, of said bill, strike out "motor".

Amendment No. 56

On page 5, line 23, of said bill, strike out "motor".

Amendment No. 57

On page 5, line 25, of said bill, strike out "motor".

Amendment No. 58

On page 5, line 32, of said bill, after the first "insurance", insert "to or for the benefit of the persons named therein as assured,".

Amendment No. 59

On page 2, lines 33 and 34, of said bill, strike out "to or for the benefit of the persons named therein as assured", and insert ", or by and through a surplus line broker licensed under Chapter 6 of Part 2 of Division 1 of the Insurance Code".

Amendment No. 60

On page 5, line 37, of said bill, strike out "motor".

Amendment No. 61

On page 5, line 41, of said bill, strike out "motor".

Amendment No. 62

On page 5, line 44, of said bill, strike out "motor".

Amendment No. 63

On page 5, line 47, of said bill, strike out "motor".

Amendment No. 64

On page 5, line 49, of said bill, after "accident", insert ", except that with respect to each barge required to be licensed by this chapter the policy need not cover against a total loss in excess of one hundred thousand dollars ($100,000)".

Amendment No. 65

On page 6, line 8, of said bill, strike out "motor".

Amendment No. 66

On page 6, line 17, of said bill, strike out "motor".

Amendment No. 67

On page 6, line 19, of said bill, strike out "motor".

Amendment No. 68

On page 6, line 20, of said bill, after "accident", insert "except that with respect to each barge required to be licensed by this chapter the bond need not be conditioned for the payment of more than one hundred thousand dollars ($100,000)".

Amendment No. 69

On page 6, line 24, of said bill, strike out "motor boat.", and insert "boat. The Treasurer of the State shall accept any such deposit and issue a receipt therefor."

Amendment No. 70

On page 6 of said bill, strike out line 25, and insert "deposit of money shall be insufficient to comply with this subdivision while any".

Amendment No. 71

On page 6, line 28, of said bill, strike out "The Treasurer of the State shall"; and strike out line 29.

Amendment No. 72

On page 7, line 48, of said bill, strike out "motor".

Amendment No. 73

On page 8, line 16, of said bill, strike out "motor".

Amendment No. 74

On page 8, line 18, of said bill, strike out "motor".

Amendment No. 75

On page 8, line 21, of said bill, strike out "motor".

Amendment No. 76

On page 8, line 22, of said bill, strike out "motor".

Amendment No. 77

On page 8, line 23, of said bill, strike out "motor boat", and insert "boat, including the equipment thereof,".

Amendment No. 78

On page 8, line 25, of said bill, strike out "motor".

Amendment No. 79

On page 8, line 26, of said bill, strike out "motor".

Amendment No. 80

On page 8, line 31, of said bill, strike out "motor".

Amendment No. 81

On page 9, line 8, of said bill, strike out "ton of a motor", and insert "gross measured ton of a".

Amendment No. 82

On page 9, line 10, of said bill, after "renewal)", insert "but in no event more than thirty dollars ($30) for the boat".

Amendment No. 83

On page 9, line 13, of the bill, strike out "Motor".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 765—An act making an appropriation for the purpose of enforcing the Motor Boat Safety Act.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Transportation and Commerce:

Amendment No. 1

In line 2 of the title of the printed bill, strike out "Motor".

Amendment No. 2

On page 1, line 4, of said bill, strike out "Motor".

Amendment No. 3

On page 1, line 5, of said bill, strike out "Motor".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 983—An act relating to aeronautics; providing for the development and regulation thereof within this State; creating a State Aeronautics Commission and the office of Director of Aeronautics; prescribing the powers and duties of such commission and director; prescribing penalties; and to make uniform the law with reference to state development and regulation of aeronautics.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Transportation and Commerce:

Amendment No. 1

On page 13, lines 15 and 16, of the printed bill, strike out "as provided in Section 18".

Amendment No. 2

On page 15 of the printed bill, commencing with line 10, strike out "and any denial or revocation of an approval, certificate", strike out all of lines 11 through 15, inclusive, and insert "shall set forth the reasons, shall state the acts to be done or requirements to be met, and".

Amendment No. 3

On page 15 of the printed bill, commencing with line 17, strike out "In every case where notice and opportunity"; strike out all of lines 18 through 34, inclusive, and insert "Any person aggrieved by an order of the commission may have the action of the commission reviewed by the courts of this State in the manner provided by law.

In every case where a hearing is held under Section 17 of this act, the proceedings shall be conducted in accordance with Chapter 5 of Part 1 of Division 3 of Title 2 of the Government Code, and the commission shall have all the powers granted therein."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1275—An act to add Section 604.12 to the Vehicle Code, relating to motorcycles.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Transportation and Commerce:

Amendment No. 1

On page 1 of the printed bill, strike out lines 3 to 8, inclusive, and insert

"604.12. Passengers on Motorcycles. It is unlawful for an operator of a motorcycle to carry any other person thereon, except on a seat securely fastened to the machine in the rear of the operator and provided with foot rests and hand grips, or in a side car attached to a motorcycle and designed for the purpose of carrying a passenger."

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2265—An act to amend Section 694 of the Vehicle Code, relating to width of vehicles.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Transportation and Commerce:

Amendment No. 1

On page 1, line 22, of the printed bill, strike out "or tractor trailers incidentally"; and strike out lines 23 to 26, inclusive, and insert ", tractor trailers or tractor trailers transported upon another vehicle, incidentally operated or moved over a highway or to special mobile equipment, nor to highway construction or maintenance equipment, but such special mobile equipment".

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2268—An act to amend Section 167 of the Vehicle Code, with reference to the registration of motor vehicles.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Transportation and Commerce:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "167 of", and insert "128 of, and to add Section 134.5 to,".

Amendment No. 2

In lines 1 and 2 of the title of said bill, strike out "with reference to the registration of motor vehicles", and insert "relating to the officers and functions of the Department of Motor Vehicles, and declaring the urgency thereof, to take effect immediately".

Amendment No. 3

On page 1 of said bill, strike out lines 1 to 7, inclusive, and insert

"SECTION 1. Section 128 of the Vehicle Code is amended to read:

128. Powers and Duties of Director. (a) The director shall administer and enforce this code and shall enforce all other laws regulating the operation of vehicles or the use of the highways.

(b) The director may adopt and enforce such rules and regulations as may be necessary to carry out the provisions of this code.

(c) The director may purchase or lease such real estate and erect such buildings as the department or any of its divisions may require, subject to the approval of the Department of Finance.

(d) Any and all leases heretofore signed by the Director of Motor Vehicles and approved by the Department of Finance for offices or other real property for the use of the Department of Motor Vehicles or any of its divisions are hereby validated, ratified, approved, and confirmed.

(e) The director, with the approval of the Department of Finance, may insure any property in the possession and control of the department against loss by burglary, theft or robbery.

SEC. 2. Section 134.5 is added to the Vehicle Code, to read:

134.5. Association of Motor Vehicle Officials. The department may join associations of motor vehicle officials of other states and others having as their purpose the interchanging or supplying of information relating to the technique of motor vehicle administration law.

SEC. 3. This act is hereby declared to be an urgency measure necessary for the immediate preservation of the public peace, health or safety within the meaning of Section 1 of Article IV of the Constitution and shall therefore go into immediate effect. A statement of the facts constituting such necessity is as follows:

Recent robberies have shown the seriousness of the absence of any provision permitting the insurance of property in the possession and control of the Department of Motor Vehicles against loss by burglary, theft or robbery and this legislation is urgently needed to insure the State from further losses. The mounting toll of traffic deaths and property damage as a result of motor vehicle operation in this State necessitates better techniques of motor vehicle law administration. The union of the California Department of Motor Vehicles with associations of motor vehicle officials of other states is urgently needed for the interchange of ideas and information which will assist in the reduction of automobile accidents"

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 243—An act to amend Section 172.5 of the Penal Code, relating to the operation of certain clubs near certain institutions.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Public Morals:

Amendment No. 1

On page 1, line 11, of the printed bill, strike out "American citizens", and insert "persons".

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1015—An act to amend Section 59.5 of the Alcoholic Beverage Control Act, relating to hours of sale of alcoholic beverages.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Public Morals:

Amendment No. 1

In line 1 of the title of the printed bill, after "of", insert ", and to add Section 59.5a to,".

Amendment No. 2

On page 1, line 3, of said bill, strike out "5", and insert "59.5".

Amendment No. 3

On page 1, line 6, of said bill, strike out all of line 6 after the period; and strike out all of lines 7 to 10, inclusive.

Amendment No. 4

On page 1 of said bill, after line 10, insert

"SEC. 2. Section 59.5a is added to said act, to read:

Sec. 59.5a. No licensee shall sell, serve or deliver at retail to any person, any alcoholic beverage for consumption off the premises where sold, served or delivered, except between the hours of 10 o'clock a.m. and 8 o'clock p.m. of the same day, nor upon any Sunday."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1890—An act to provide for the creation of a lottery to be operated by the State on the basis of or in relation to horse races authorized by law; to appropriate the proceeds thereof to the State Highway Fund and to set the effective date thereof.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Public Morals:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "creation of a lottery", and insert "conducting and management of lotteries".

Amendment No. 2

In lines 3 and 4 of the title of said bill, strike out "to the State Highway Fund", and insert a semicolon.

Amendment No. 3

On page 1 of said bill, strike out lines 1 to 6, inclusive, and insert

"SECTION 1. The California State Lottery Board is hereby created which shall consist of the Director of Finance, who shall be chairman, and four members appointed by and serving at the pleasure of the Governor. The appointed members of the board shall receive no compensation for their services but shall be allowed their necessary traveling and other expenses incurred in the performance of their duties.

SEC. 2. As soon as practicable after its appointment the board shall meet and organize and shall devise a system for the conducting of lotteries by the State upon the basis of or in relation to horse races authorized by law, for the purpose of raising revenue. Such lotteries shall be conducted and managed by the Department of Finance pursuant to rules and regulations therefor adopted by the board consistent with the provisions of this act. Such rules and regulations shall include provision for setting aside for distribution as prizes of not less than 50 percent of the proceeds of the sale of any series of state lottery tickets.

SEC. 3. Lottery tickets sold within the State shall be sold either by employees of the department or pursuant to contract with independent agencies. Lottery tickets sold outside of the State may be sold in such manner as the board may prescribe. No commission or other consideration in excess of 10 percent of the value of the tickets sold shall be paid for the sale thereof.

SEC. 4. The board may authorize the Director of Finance to expend funds for advertising in newspapers, magazines, and other periodicals and for other forms of publicity designed to assure the successful sale of state lottery tickets.

SEC. 5. All tickets, instructions, and other printed matter necessary for the distribution of lottery tickets shall be printed in the State Printing Plant.

SEC. 6. No person, firm, or corporation shall print or otherwise manufacture, sell or offer for sale, buy or have in his possession any lottery ticket of any kind not printed in the State Printing Plant as provided in this act. Violation of this section is a felony punishable by imprisonment in the State Prison for not exceeding five years or by a fine of not exceeding five thousand dollars ($5,000), or by both such fine and imprisonment.

SEC. 7. Any person, firm, or corporation who forges or counterfeits any ticket made for the purpose of a lottery under this act, or who alters any numbers thereof, or who offers for sale or sells any forged or counterfeited ticket or any ticket the number of which is altered, knowing it to be so altered, or who presents any such forged, counterfeited or altered ticket to the State or its agencies with intent to defraud the State, is guilty of a felony punishable by imprisonment in the state prison for not exceeding five years or by a fine not exceeding five thousand dollars ($5,000), or by both such fine and imprisonment.

SEC. 8. All money received by the department under this act shall be paid into the "California Lottery Fund" in the State Treasury which fund is hereby created. All prizes shall be paid from the California Lottery Fund by the State Treasurer upon warrants drawn thereon by the State Controller. There is hereby annually appropriated from such fund for expenditure by the California Lottery Board and the Department of Finance such amounts as are necessary for the administration of the provisions of this act, as determined by the State Board of Control, not to exceed 10 percent of the total amount annually deposited in that fund.

SEC. 9. The balance of the money in the California Lottery Fund shall be transferred by the Controller to the State Highway Fund for construction and maintenance of highways upon order of the California Lottery Board."

Amendment No. 4

On page 1, line 7, of said bill, strike out "SEC. 3.", and insert "SEC. 10."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

SECOND READING OF SENATE BILLS

Senate Bill No. 732—An act to add Section 3722 to the Political Code, relating to the organization of river port districts for assessment and taxation purposes.

Bill read second time, and ordered to third reading.

Senate Bill No. 21—An act to add Section 6018 to the Revenue and Taxation Code, relating to the sales and use taxes.

Bill read second time, and ordered to third reading.

Senate Bill No. 1075—An act to add Section 6.15 to the Alcoholic Beverage Control Act, relating to alcoholic beverages.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Governmental Efficiency and Economy:

Amendment No. 1

On page 1, line 6, of the printed bill, after "other", insert "state or".

Amendment read, and adopted.

Bill ordered reprinted, and to third reading.

RE-REFERENCE OF BILLS

By order of the Speaker, the following bills were withdrawn from the file, and re-referred as follows:

Assembly Bill No. 978 re-referred to Committee on Judiciary.
Assembly Bill No. 2026 re-referred to Committee on Judiciary.
Assembly Bill No. 830 re-referred to Committee on Fish and Game.
Assembly Bill No. 2131 re-referred to Committee on Fish and Game.
Assembly Bill No. 2301 re-referred to Committee on Fish and Game.
Assembly Bill No. 1423 re-referred to Committee on Social Welfare.
Assembly Bill No. 1428 re-referred to Committee on Social Welfare.
Assembly Bill No. 1429 re-referred to Committee on Social Welfare.
Assembly Bill No. 535 re-referred to Committee on Judiciary.
Assembly Bill No. 815 re-referred to Committee on Judiciary.
Assembly Bill No. 1843 re-referred to Committee on Judiciary.
Assembly Bill No. 99 re-referred to Committee on Judiciary.
Assembly Bill No. 944 re-referred to Committee on Agriculture.
Assembly Bill No. 1107 re-referred to Committee on Agriculture.
Assembly Bill No. 1028 re-referred to Committee on Governmental Efficiency and Economy.
Assembly Bill No. 2505 re-referred to Committee on Governmental Efficiency and Economy.
Assembly Bill No. 1797 re-referred to Committee on Conservation, Planning, and Public Works.

REQUEST FOR UNANIMOUS CONSENT THAT ASSEMBLY BILL NO. 1057 BE WITHDRAWN FROM THE COMMITTEE ON PUBLIC HEALTH, BE PLACED UPON THE FILE, AND BE RE-REFERRED

Mr. McCollister asked for, and was granted, unanimous consent that Assembly Bill No. 1057 be withdrawn from the Committee on Public Health, be placed upon the file, for purpose of amendment, and be re-referred to the Committee on Public Health.

SECOND READING OF ASSEMBLY BILL NO. 1057

Assembly Bill No. 1057—An act to repeal Chapter 10, comprising Sections 4500 to 4551, inclusive, of Division 2, and to add Chapter 10, comprising Sections 4500 to 4573, inclusive, to Division 2, of the Business and Professions Code, relating to the care of the sick or afflicted by trained

attendants, to schools for training attendants and to students in schools for training attendants.

Bill read second time.

Motion to Amend

Mr. McCollister moved the adoption of the following amendments:

Amendment No. 1

In line 7 of the title of the printed bill, after "attendants", insert ", and making an appropriation".

Amendment No. 2

On page 2, line 2, of said bill, strike out ", who shall".

Amendment No. 3

On page 2, line 3, of said bill, strike out "be ex-officio members, and of two members", and insert "and of two persons".

Amendment No. 4

On page 2, line 6, of said bill, after "superintendent", insert "; both shall be citizens".

Amendment No. 5

On page 2, line 8, of said bill, strike out "experience in the active practice of", and insert "nursing experience in the".

Amendment No. 6

On page 2 of said bill, strike out lines 9 and 10, and in line 11, strike out "trained attendants who are members of the board", and insert "care of the sick or afflicted and shall have been engaged actively in such activity within one year of appointment. Any trained attendant appointed to the board for a term commencing on or after January 15, 1951,".

Amendment No. 7

On page 2, line 22, of said bill, strike out "additional", and insert "appointive".

Amendment No. 8

On page 2, line 23, of said bill, strike out "1948", and insert "1950".

Amendment No. 9

On page 2, line 24, of said bill, strike out "1950", and insert "1951".

Amendment No. 10

On page 2, lines 29 and 30, of said bill, strike out "of appointment of an additional", and insert "to select an appointive".

Amendment No. 11

On page 4, line 12, of said bill, strike out ", who shall"; and strike out lines 13 and 14.

Amendment No. 12

On page 4, line 19, of said bill, strike out "must have had at least five years' experience"; strike out line 20; and in line 21, strike out "of age," and insert "must be a citizen and at least 30 years of age, must have had at least five years' nursing experience in the care of the sick or afflicted,".

Amendment No. 13

On page 4, lines 23 and 24, of said bill, strike out "practiced elementary nursing", and insert "cared for the sick or afflicted".

Amendment No. 14

On page 5, line 3, of said bill, strike out "The practice of elementary nursing within the"; and strike out lines 4 to 7, inclusive.

Amendment No. 15

On page 5, line 9, of said bill, strike out "has met all the legal requirements for licensing"; and strike out lines 10 to 12, inclusive, and insert "holds a license issued under this chapter."

Amendment No. 16

On page 5, line 14, of said bill, strike out "of the sick by friends or members"; and strike out lines 15 to 19, inclusive, and insert "care of the sick or afflicted."

Amendment No. 17

On page 5, line 20, of said bill, strike out "(c) Incidental care of the sick", and insert

"(b) Incidental care of the sick or afflicted".

Amendment No. 18

On page 5, line 21, of said bill, strike out "as long as they do"; and strike out line 22, and insert a period.

Amendment No. 19

On page 5, line 23, of said bill, strike out "(d)", and insert "(c)".

Amendment No. 20

On page 5, line 25, of said bill, strike out "(e)", and insert "(d)".

Amendment No. 21

On page 5, line 27, of said bill, strike out "(f)", and insert "(e)".

Amendment No. 22

On page 5 of said bill, strike out line 30; and in line 31, strike out "tubercular", and insert

"(f) Nursing services by attendants in mental hygiene".

Amendment No. 23

On page 5 of said bill, strike out lines 33 and 34, and insert a period.

Amendment No. 24

On page 5, line 37, of said bill, strike out "course for training", and insert "school for trained".

Amendment No. 25

On page 5, line 39, of said bill, strike out "or course".

Amendment No. 26

On page 6, line 3, of said bill, after "adherents of", insert "and in connection with the practice of the religious tenets of".

Amendment No. 27

On page 6 of said bill, strike out lines 6, 7, and 8, and insert

"4529. Except as in this chapter provided, no person shall give nursing care to the sick or afflicted unless he holds a license issued under this chapter or under some other law of this State authorizing such care"

Amendment No. 28

On page 6, line 16, of said bill, strike out "4531", and insert "4532".

Amendment No. 29

On page 6 of said bill, strike out line 32; and in line 33, strike out "(2)", and insert

"(1)".

Amendment No. 30

On page 6, line 35, of said bill, strike out "(3) Has completed", and insert "(2) Has successfully completed".

Amendment No. 31

On page 6, line 37, of said bill, strike out "(4)", and insert "(3)".

Amendment No. 32

On page 6, line 38, of said bill, strike out "(5)", and insert "(4)".

Amendment No. 33

On page 6, line 40, of said bill, strike out "(6)", and insert "(5)".

Amendment No. 34

On page 6, lines 43 and 44, of said bill, strike out "an accredited school of nursing as defined in the Nursing Practice Act.", and insert "a hospital approved by the American Medical Association or the American College of Surgeons."

Amendment No. 35

On page 6 of said bill, strike out line 49.

Amendment No. 36

On page 7, line 1, of said bill, strike out "(c)", and insert "(b)".

Amendment No. 37

On page 7, line 4, of said bill, strike out "(d)", and insert "(c)".

Amendment No. 38

On page 7, line 6, of said bill, strike out the period, and insert "; or".

Amendment No. 39

On page 7, line 7, of said bill, strike out "(e)", and insert "(d)".

Amendment No. 40

On page 7, line 11, of said bill, strike out the period, and insert "; or".

Amendment No. 41

On page 7, line 12, of said bill, strike out "(f)", and insert "(e)".

Amendment No. 42

On page 7, line 18, of said bill, strike out "(g)", and insert "(f)".

Amendment No. 43

On page 7, lines 20 and 21, of said bill, strike out "practice nursing", and insert "give nursing care to the sick or afflicted".

Amendment No. 44

On page 7, line 25, of said bill, strike out "practicing nursing", and insert "giving nursing care to the sick or afflicted".

Amendment No. 45

On page 7, line 26, of said bill, strike out "a trained attendant", and insert "trained attendants".

Amendment No. 46

On page 7 of said bill, strike out lines 39 and 40.

Amendment No. 47

On page 7, line 43, of said bill, strike out "less than six nor".

Amendment No. 48

On page 8, line 33, of said bill, strike out "practice nursing", and insert "give nursing care to the sick or afflicted as a trained attendant".

Amendment No. 49

On page 8, line 39, of said bill, strike out "practice nursing", and insert "give nursing care to the sick or afflicted as a trained attendant".

Amendment No. 50

On page 8, lines 42 and 43, of said bill, strike out "and shall be entitled to resume his practice of nursing".

Amendment No. 51

On page 8, line 44, of said bill, strike out "practiced nursing in this State", and insert "violated this chapter".

Amendment No. 52

On page 8, line 45, of said bill, after "suspension", insert "or committed any act which is a ground for disciplinary action under this chapter".

Amendment No. 53

On page 9, lines 2 and 3, of said bill, strike out "or an applicant for a license as trained attendant", and insert "and refuse a license to an applicant".

Amendment No. 54

On page 9, line 11, of said bill, after "chapter", insert ", or any regulation promulgated by the board".

Amendment No. 55

On page 9, line 25, of said bill, strike out "nursing", and insert "caring for".

Amendment No. 56

On page 9, line 35, of said bill, strike out "the Training of", and insert "Trained".

Amendment No. 57

On page 9, line 38, of said bill, after "training", insert "persons to care for the sick or afflicted as trained".

Amendment No. 58

On page 9, lines 40 and 41, of said bill, strike out "to practice nursing".

Amendment No. 59

On page 9, line 42, of said bill, strike out "training", and insert "trained".

Amendment No. 60

On page 10, line 4, of said bill, strike out "elementary".

Amendment No. 61

On page 10, line 9, of said bill, strike out "ized inspect all schools for training attendants", and insert "ized, inspect all schools for training persons to care for the sick or afflicted as trained attendants".

Amendment No. 62

On page 10, line 12, of said bill, strike out "for training attendants".

Amendment No. 63

On page 10, line 15, of said bill, strike out "training", and insert "trained".

Amendment No. 64

On page 10, lines 30 and 31, of said bill, strike out "or persons to practice or to offer to practice elementary nursing", and insert "to give nursing care to the sick or afflicted or to offer to care for the sick or afflicted".

Amendment No. 65

On page 10, line 32, of said bill, strike out "practicing", and insert "caring for the sick or afflicted".

Amendment No. 66

On page 10, line 35, of said bill, strike out "or persons".

Amendment No. 67

On page 10 of said bill, strike out lines 37, 38, 39, and 40, and insert "pretend to be a "licensed attendant," or to use the title "licensed attendant," or after one year from the effective date of this act, to use the title "trained attendant," the letters "T.A.," or the title "attendant," or after January 1, 1951, to use the title "practical nurse," or any designations or initials intended to convey a similar meaning; except that a person employed in a mental hygiene institution maintained and supported by the State and under the jurisdiction of the Department of Mental Hygiene may use the title "attendant" in connection with his duties in such institution."

Amendment No. 68

On page 11 of said bill, strike out lines 1 through 7, inclusive.

Amendment No. 69

On page 11 of said bill, between lines 13 and 14, insert

"4562.5. Upon the request of the Board of Examiners of Trained Attendants of the State of California, and the Board of Nurse Examiners of the State of California, the State Controller with the approval of the Department of Finance shall transfer from the Board of Nurse Examiners Fund to the Board of Examiners of Trained Attendants Fund such sums as are necessary to administer and supervise this chapter. Until the amount so transferred shall have been returned to the Board of Nurse Examiners Fund, all license fees collected by the Board of Examiners of Trained Attendants shall be paid into the Board of Nurse Examiners Fund."

Amendment No. 70

On page 11, line 15, of said bill, strike out "shall apply for a renewal of his license and".

Amendment No. 71

On page 11, line 17, of said bill, after "license.", insert "If the renewal fee is not paid prior to June 1st a penalty in the amount of such renewal fee shall be added thereto."

Amendment No. 72

On page 11 of said bill, strike out lines 19, 20, and 21, and insert "August of each year, but may be reinstated at any time thereafter without examination upon payment of the renewal fee for the current year and in addition a penalty in the amount of such fee."

Amendment No. 73

On page 11 of said bill, strike out lines 29 through 37, inclusive.

Amendment No. 74

On page 11 of said bill, strike out line 42, and insert
"4567. Under".

Amendment No. 75

On page 12, lines 3 and 4, of said bill, strike out "filing of an application for renewal.", and insert "annual renewal of a license."

Amendment No. 76

On page 12, line 10, of said bill, strike out "trained attendants", and insert "persons".

Amendment No. 77

On page 12 of said bill, between lines 14 and 15, insert
"Prior to March 1, 1948, persons may be appointed to the advisory council who are not licensed under the provisions of this chapter but who otherwise possess the qualifications enumerated in Section 4518.
Any appointive member of the board or advisory council appointed prior to March 1, 1948, who is not licensed on March 1, 1948, shall cease automatically to be a member of the board or advisory council."

Amendment No. 78

On page 12, line 16, of said bill, strike out "to practice elementary nursing", and insert "for any person to give nursing care to the sick or afflicted".

Amendment No. 79

On page 12, line 17, of said bill, after "1951", insert ", subject to other laws of this State pertaining thereto".

Amendment No. 80

On page 12 of said bill, strike out lines 18 through 21, inclusive.

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Motion to Place Rush Order Upon Printing of Assembly Bill No. 1057

Mr. McCollister moved that a rush order be placed upon the printing of Assembly Bill No. 1057.

Motion carried.

REQUEST FOR UNANIMOUS CONSENT THAT ASSEMBLY BILL NO. 619 BE TAKEN UP, OUT OF ORDER, FOR PURPOSE OF AMENDMENT

Mr. Grunsky asked for, and was granted, unanimous consent that Assembly Bill No. 619 be taken up, out of order, for purpose of amendment.

CONSIDERATION OF ASSEMBLY BILL NO. 619

Assembly Bill No. 619—An act relating to insurance, including provisions for the fixing and regulation of rates, and authorizing and regulating rating and other organizations formed to serve insurers.

Bill read third time.

Motion to Amend

Mr. Grunsky moved the adoption of the following amendments:

Amendment No. 1

On page 1 of the printed bill, as amended March 17, 1947, strike out the entire title which begins with "An act" and ends with "serve insurers", and insert
"An act relating to insurance and to the payment of commissions and fees in connection therewith, authorizing and regulating rating and other organizations formed to serve insurers and granting certain immunities from prosecution under other laws which do not specifically relate to insurance."

Amendment No. 2

On page 1, line 20, of said printed bill, strike out "motor vehicle", and insert "automobile".

Amendment No. 3

On page 2, lines 10 and 11, of said printed bill, strike out ", other than workmen's compensation and employers' liability,".

Amendment No. 4

On page 2, line 16, of said printed bill, after "therewith", insert "and incidental thereto".

Amendment No. 5

On page 2 of said printed bill, between line 27 and line 28, insert "This act shall be applicable to reciprocal and interinsurance exchanges, as well as to other insurers. Casualty insurance as used herein shall be deemed to include all forms of insurance to which the provisions of this act are applicable and which are included within Sections 105, 107, 108, 110, 112, 115, and, when written by insurers not admitted to transact fire or marine insurance in this State, Sections 111, 114, 116, and 120 of the Insurance Code."

Amendment No. 6

On page 2, line 41, of said printed bill, strike out "subject to the provisions of this act", and insert "upon compliance with the provisions of this act applicable thereto."

Amendment No. 7

On page 4, line 44, of said printed bill, after "may be served.", insert "Upon compliance with the provisions of this act applicable thereto any such advisory organization may carry on its activities in this State."

Amendment No. 8

On page 5, line 15, of said printed bill, after "may be served.", insert "Upon compliance with the provisions of this act any such group, association or organization may carry on its activities in this State."

Amendment No. 9

On page 5 of said printed bill, strike out lines 37 to 52, inclusive; and on page 6, strike out lines 1 to 14, inclusive, and insert "(i) Except with regard to types of insurance to which the provisions of Section 11620 of the Insurance Code apply, agreements may be made among admitted insurers with respect to the equitable apportionment among them of insurance which may be afforded applicants who are in good faith entitled to but who are unable to procure such insurance through ordinary methods, and with respect to the use of reasonable rate modifications for such insurance, such agreements to be subject to the approval of the commissioner.

All such agreements shall be submitted in writing to the commissioner for his consideration and approval, together with such information as he may reasonably require. The commissioner shall approve only such agreements as are found by him to contemplate (a) the use of rates which meet the standards prescribed by this act and (b) activities and practices that are not unfair, unreasonable or otherwise inconsistent with the provisions of this act.

At any time after such agreements are in effect the commissioner may review the practices and activities of the adherents to such agreements and if after a hearing upon not less than 10 days notice to such adherents he finds that any such practice or activity is unfair or unreasonable, or is otherwise inconsistent with the provisions of this act, he may issue a written order to the parties to any such agreement specifying in what respects such practice or activity is unfair or unreasonable or otherwise inconsistent with the provisions of this act and requiring the discontinuance of such activity or practice. For good cause, and after hearing upon not less than 10 days notice to the adherents thereto, the commissioner may revoke approval of any such agreement."

Amendment No. 10

On page 6 of said printed bill, strike out lines 21 to 26, inclusive, and insert "(j) With respect to any matters pertaining to the making of rates or rating systems, the preparation or making of insurance policy or bond forms, underwriting rules, surveys, inspections and investigations, the furnishing of loss or expense statistics or other information and data, or carrying on of research, two or more admitted insurers having a common ownership or operating in this State under common management or control, are hereby authorized to act in concert between or among themselves the same as if they constituted a single insurer, and to the extent that such matters relate to co-surety bonds, two or more admitted insurers executing such bonds are hereby authorized to act in concert between or among themselves the same as if they constituted a single insurer."

Amendment No. 11

On page 6, line 27, of said printed bill, strike out the numeral "(1)", and insert the alphabetic script letter "(k)".

Amendment No. 12

On page 6, line 28, of said printed bill, strike out "or advisory".

Amendment No. 13

On page 6 of said printed bill, strike out lines 37 to 44, inclusive, and insert "be held to be excessive unless (a) such rate is unreasonably high for the insurance provided and (b) a reasonable degree of competition does not exist in the area with respect to the classification to which such rate is applicable. No rate shall be held to be inadequate unless (a) such rate is unreasonably low for the insurance provided and (b) the continued use of such rate presently endangers the solvency of the insurer using the same."

Amendment No. 14

On page 7 of said printed bill, strike out lines 37 to 40, inclusive, and insert

"SEC. 5. Use of Rates. Rates, rating plans and rating systems, and any modifications and amendments thereof, made or adopted by a rating organization licensed hereunder may be used, subject to the provisions of this act, by any admitted insurer. Except as provided in Sections 3(g), 3(i) and 3(j) of this act, insurers shall not agree with each other or with rating organizations or others to adhere to rates, rating systems, underwriting rules or policy or bond forms relating to insurance on risks or operations in this State. The fact, however, that two or more admitted insurers use, either consistently or intermittently, the rates or rating systems made or adopted by a rating organization, or the underwriting rules or policy or bond forms prepared by a rating or advisory organization, shall not be sufficient to support a finding that an agreement to so adhere exists and any agreement to adhere must be established by direct evidence of such agreement."

Amendment No. 15

On page 7, lines 44 and 45, of said printed bill, strike out the balance of this section after "by insurers", and insert "in relation to any class of insurance, including classes of insurance excluded from the other provisions of this act by Section 2 hereof, and such payments are expressly authorized when otherwise lawful under the Insurance Code."

Amendment No. 16

On page 8, line 2, of said printed bill, after "organization", insert ", group, association or other organization of insurers which engages in joint underwriting or joint reinsurance".

Amendment No. 17

On page 8 of said printed bill, strike out lines 3 to 7, inclusive; and strike out "method of operation." appearing in line 8, and insert "shall be paid in advance by the rating organization, advisory organization, group, association or other organization of insurers examined. The officers, managers, agents and employees of any such rating organization, advisory organization, group, association or other organization of insurers may be examined at any time under oath and shall exhibit all books, records, accounts, documents or agreements governing its method of operation, together with all data, statistics and information of every kind and character collected or considered by the organization in the conduct of its operations."

Amendment No. 18

On page 8 of said printed bill, strike out lines 11 to 13, inclusive, and insert "In examining any organization, group or association pursuant to this section the commissioner shall ascertain whether such organization, group or association, and, in the case of a rating organization, any rate or rating systems made or used by it, complies with the requirements and standards of this act applicable to it."

Amendment No. 19

On page 8 of said printed bill, strike out lines 19 to 27, inclusive, and insert "(b) The commissioner may, at any reasonable time, make or cause to be made an examination of every admitted insurer transacting any class of insurance to which the provisions of this act are applicable to ascertain whether such insurer and every rate and rating system used by it for every such class of insurance complies with the requirements and standards of this act applicable thereto. Such examination shall not be a part of a periodic general examination participated in by representatives of more than one state. The reasonable cost of any such examination shall be paid in advance by the insurer examined. The officers, managers, agents and employees of such insurer may be examined at any time under oath and shall exhibit all books, records, accounts, documents or agreements governing its method of operation, together with all data, statistics and information of every kind and character collected or considered by the insurer in the conduct of the operations to which such examination relates."

Amendment No. 20

On page 9, line 47, of said printed bill, after "this act", insert "or in any other law".

Amendment No. 21

On page 9, line 49, of said printed bill, after "rating organization or" insert "the certificate of authority of any".

Amendment No. 22

On page 10, line 2, of said printed bill, strike out the partial word "Sub-", and strike out lines 3 to 6, inclusive.

Amendment No. 23

On page 10 of said printed bill, between lines 11 and 12, insert a new subdivision to read:

"(f) Except as otherwise provided in this act, all proceedings in connection with the denial, suspension or revocation of a license or certificate of authority under this act shall be conducted in accordance with the provisions of Chapter 5 of Part 1 of Division 3 of Title 2 of the Government Code, and the commissioner shall have all the powers granted to him therein."

Amendment No. 24

On page 10, line 7, of said printed bill, strike out "or advisory organization"

Amendment No. 25

On page 10, line 12, of said printed bill, before the first word appearing in the line, insert

"SEC. 8. Public Policy."

Amendment No. 26

On page 10 of said printed bill, between lines 18 and 19, insert

"SEC. 9. Withholding, or Furnishing False or Misleading, Information. No person, insurer or organization shall wilfully withhold information from, or knowingly give false or misleading information to, the commissioner or to any rating organization, advisory organization, insurer or group, association or other organization of insurers, which will affect the rates, rating systems or premiums for the classes of insurance to which the provisions of this act are applicable."

Amendment No. 27

On page 10, line 19, of said printed bill, strike out "8", and insert "10".

Amendment No. 28

On page 10 of said printed bill, strike out lines 27 to 32, inclusive, and insert

"SEC. 11. Judicial Review. Any finding, determination, rule, ruling or order made by the commissioner under this act shall be subject to review by the courts of the State and proceedings on review shall be in accordance with the provisions of the Code of Civil Procedure. In such proceedings on review, the court is hereby authorized to exercise its independent judgment on the evidence. If any act or order of the commissioner be submitted for judicial review, it shall become effective 30 days after the petition for review shall have been filed with the court unless said act or order of the commissioner is stayed by the court."

Amendment No. 29

On page 10, line 33, of said printed bill, strike out "10", and insert "12".

Amendment No. 30

On page 10, line 43, of said printed bill, strike out "violations", and insert "violation".

Amendment No. 31

On page 10, lines 44 and 45, of said printed bill, strike out "officer or employee of a rating organization, advisory organization or insurer", and insert "person".

Amendment No. 32

On page 10, line 46, of said printed bill, strike out "12", and insert "13".

Amendment No. 33

On page 11 of said printed bill, strike out lines 1 to 5, inclusive, and insert

"SEC. 14. Immunities From Other Laws. No act done, action taken or agreement made pursuant to the authority conferred by this act shall constitute a violation of or grounds for prosecution under any other law of this State heretofore or hereafter enacted which does not specifically relate to insurance."

Amendment No. 34

On page 11, line 6, of said printed bill, strike out "13", and insert "15".

Amendment No. 35

On page 11, line 13, of said printed bill, strike out "14", and insert "16".

Amendment No. 36

On page 11, line 23, of said printed bill, strike out "15", and insert "17".

Amendment No. 37

On page 11, line 25, of said printed bill, strike out "16", and insert "18".

Amendment No. 38

On page 2, line 8, of said printed bill, strike out "(h)", and insert "(g)".

Amendment No. 39

On page 4, line 19, of said printed bill, strike out "(g)", and insert "(f)".

Amendment No. 40

On page 4, line 49, of said printed bill, strike out "(h)", and insert "(g)".

Amendment No. 41

On page 5, line 18, of said printed bill, strike out "(i)", and insert "(h)".

Amendment No. 42

On page 9, line 24, of said printed bill, strike out "(h)", and insert "(g)".

Amendments read, and adopted.

Bill ordered reprinted, and re-engrossed.

Motion to Place Rush Order on Printing of Assembly Bill No. 619

Mr. Grunsky moved that a rush order be placed on the printing of Assembly Bill No. 619.

Motion carried.

RESOLUTIONS

The following resolution was offered:

By Mr. Dickey:

House Resolution No. 137

MR. SPEAKER: Your Committee on Rules respectfully begs to report that it has carefully considered the applications for the various positions and desires to submit the following resolution:

Resolved, That the following named persons be and they are hereby appointed to the positions hereinafter set forth as provided by law, with the compensation set opposite their respective names payable weekly, and the Controller is hereby directed to draw his warrants in favor of the respective persons in the said amounts and the Treasurer is hereby directed to pay the same:

Commencing Monday, April 7, 1947

Pages	
Eddie Gaffney	$3 00
Peter Gaffney	3 00

Resolved, That the compensation of the above named attaches shall be on a seven-day week basis.

Request for Unanimous Consent

Mr. Dickey asked for, and was granted, unanimous consent to take up House Resolution No. 137, at this time, without reference to committee or file.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Allen, Anderson, Beck, Berry, Blosser, Brady, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Dunn, Erwin, Evans, Field, Gaffney, Gannon, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Kirkwood, Loomis, Lowrey, Luckel,

Lyons, Maloney, McCollister, McMillan, Miller, Robertson, Sheridan, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Waters, and Mr. Speaker—58.
NOES—None.

REQUESTS FOR PERMISSION TO INTRODUCE BILLS

The following request for permission to introduce a bill was presented:

By Mr. Cramer:

ASSEMBLY CHAMBER, SACRAMENTO, April 7, 1947

MR. SPEAKER: In accordance with the provisions of Article IV, Section 2, of the Constitution, I request permission to introduce a bill, the title of which is as follows:

An act to amend Section 971 of, to add Section 970.5 to, and to repeal Section 970 of, the Streets and Highways Code, relating to the naming of county highways.

Respectfully submitted.

HOWARD K. CRAMER

Request referred to Committee on Legislative Procedure.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, April 7, 1947

MR. SPEAKER: Your Committee on Legislative Procedure, to which was referred the following bill, herewith returns the same with the recommendation that the author be permitted to introduce it:

By Mr. Cramer:

An act to amend Section 971 of, to add Section 970.5 to, and to repeal Section 970 of, the Streets and Highways Code, relating to the naming of county highways.

WEBER, Chairman

The roll was called, and permission granted by the following vote:

AYES—Allen, Anderson, Beck, Berry, Blosser, Brady, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—66.
NOES—None.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

The following bill was introduced, and read the first time:

Assembly Bill No. 2658: By Mr. Cramer—An act to amend Section 971 of, to add Section 970.5 to, and to repeal Section 970 of, the Streets and Highways Code, relating to the naming of county highways.

Referred to Committee on Conservation, Planning, and Public Works.

NOTICE OF MOTION TO RECONSIDER ASSEMBLY BILL NO. 782 CONTINUED

Mr. Cooke asked for, and was granted, unanimous consent that his notice of motion to reconsider Assembly Bill No. 782 be continued until the next legislative day.

REQUEST FOR UNANIMOUS CONSENT THAT ASSEMBLY BILLS NOS. 1349, 1550, 1804, 2056, AND 1282 BE WITHDRAWN FROM FILE, AND BE RE-REFERRED TO COMMITTEE ON EDUCATION

Mr. Dunn asked for, and was granted, unanimous consent that Assembly Bills Nos. 1349, 1550, 1804, 2056, and 1282 be withdrawn from the file, and be re-referred to the Committee on Education.

RE-REFERENCE OF BILLS

By order of the Speaker, the following bills were withdrawn from the file, and re-referred as follows:

Assembly Bill No. 1349 re-referred to Committee on Education.
Assembly Bill No. 1550 re-referred to Committee on Education.
Assembly Bill No. 1804 re-referred to Committee on Education.
Assembly Bill No. 2056 re-referred to Committee on Education.
Assembly Bill No. 1282 re-referred to Committee on Education.

REQUEST FOR UNANIMOUS CONSENT THAT ASSEMBLY BILLS NOS. 395 AND 397 BE WITHDRAWN FROM FILE, AND BE RE-REFERRED TO COMMITTEE ON ELECTIONS AND REAPPORTIONMENT

Mr. Dunn asked for, and was granted, unanimous consent that Assembly Bills Nos. 395 and 397 be withdrawn from the file, and be re-referred to the Committee on Elections and Reapportionment.

RE-REFERENCE OF BILLS

By order of the Speaker, the following bills were withdrawn from the file, and re-referred as follows:

Assembly Bill No. 395 re-referred to Committee on Elections and Reapportionment.

Assembly Bill No. 397 re-referred to Committee on Elections and Reapportionment.

REQUEST FOR UNANIMOUS CONSENT THAT ASSEMBLY BILL NO. 1593 BE TAKEN UP, OUT OF ORDER, FOR PURPOSE OF AMENDMENT

Mr. Wollenberg asked for, and was granted, unanimous consent that Assembly Bill No. 1593 be taken up, out of order, for purpose of amendment, at this time.

CONSIDERATION OF ASSEMBLY BILL NO. 1593

Assembly Bill No. 1593—An act to add Section 1238.2 to the Code of Civil Procedure, relating to farmers' free market, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Motion to Amend

Mr. Wollenberg moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 9, of the printed bill, as amended in the Assembly on March 26, 1947, strike out "by a city," and insert "for a public use by a".

Amendment No. 2

On page 1, line 10, of said bill, strike out "for public use.", and insert "whose average population per square mile is more than 10,000 persons."

Amendments read, and adopted.

Bill ordered reprinted, and re-engrossed.

RESOLUTIONS

The following resolution was offered:

By Mr. Dickey:

House Resolution No. 138

Resolved, That the following named persons be and they are hereby stricken from the pay roll upon completion of work on Saturday, April 5, 1947:

Pages:	*Per day*
Donna Lee Doyle	$3 00
Larry Smith	3 00
Archie Mull, Jr.	3 00
Philip Davis	3 00
Fred Links, Jr.	3 00
Craig Hinckley	3 00
Wayne Gray	3 00
William Gray	3 00
Jacqueline Melvin	3 00
Donnie Field	3 00
Annette Downs	3 00
Lamar Garner	3 00
Priscilla Stall	3 00
Francine Dunn	3 00
Virginia Lyons	3 00
Clare Desmond	3 00
Carol Norton	3 00
Cameron Wylie, Jr.	3 00
Anne Kirkwood	3 00
Robert C. Kirkwood, III	3 00
Frank Michael Waters	3 00
Assistant Sergeant-at-Arms:	
Paul Burns	9 00
Robert Davis	9 00

Request for Unanimous Consent

Mr. Dickey asked for, and was granted, unanimous consent to take up House Resolution No. 138, at this time, without reference to committee or file.

Resolution read, and adopted.

Speaker Presiding

At 3.25 p.m., Hon. Thomas A. Maloney, Speaker pro Tempore of the Assembly, presiding.

REQUEST FOR UNANIMOUS CONSENT THAT ASSEMBLY BILL NO. 610 BE TAKEN UP, OUT OF ORDER, FOR PURPOSE OF AMENDMENT

Mr. Erwin asked for, and was granted, unanimous consent that Assembly Bill No. 610 be taken up, out of order, for purpose of amendment, at this time.

CONSIDERATION OF ASSEMBLY BILL NO. 610

Assembly Bill No. 610—An act to amend Sections 427, 428, and 432 of the Fish and Game Code, relating to hunting and fishing, and the issuance of licenses therefor.

Bill read third time.

Motion to Amend

Mr. Erwin moved the adoption of the following amendment:

Amendment No. 1

On page 1 of the printed bill, as amended in the Assembly on April 4, 1947, strike out line 16; and in line 17, strike out "(e)", and insert "(d)".

Amendment read, and adopted.

Bill ordered reprinted, and re-engrossed.

Speaker Presiding

At 3.35 p.m., Hon. Sam L. Collins, Speaker of the Assembly, presiding.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 124—An act to amend Sections 2011, 2160, and 2181, and to repeal Sections 2181.01 and 2224 of the Welfare and Institutions Code, and to amend Section 206 of the Civil Code and Section 270c of the Penal Code, relating to aged aid, and the liability of responsible relatives.

Bill read third time.

Point of Order

Mr. Dickey arose to the following point of order: That, pursuant to Standing Rule 45, Assembly Bill No. 124 is not properly before the House because it has not been referred to the Committee on Ways and Means.

Ruling by Speaker

Speaker Collins ruled the point of order well taken.

Motion to Temporarily Suspend the Rules

Mr. Ralph C. Dills moved that Rule 45 be temporarily suspended for the purpose of considering Assembly Bill No. 124, at this time, without reference to the Committee on Ways and Means.

Mr. Hawkins seconded the motion.

The roll was called, and the motion for temporary suspension of the Rules lost by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Brady, Brown, George D. Collins, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Evans, Fletcher, Gaffney, Gannon, Geddes, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Kilpatrick, Lowrey, Lyons, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Rosenthal, Sheridan, and Thomas—40.

NOES—Blosser, Boyd, Burke, Butters, Caldecott, Carey, Clarke, Collier, Conrad, M. Philip Davis, Dickey, Dolwig, Erwin, Field, Grant, Grunsky, Hinckley, Huyck, James, Kirkwood, Loomis, Luckel, Maloney, Robertson, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—35.

Re-Reference of Assembly Bill No. 124

Assembly Bill No. 124 ordered withdrawn from the file, and re-referred to Committee on Ways and Means.

Assembly Bill No. 14—An act to add Section 1.5 to an act entitled "An act to provide for changing the boundaries of cities and municipal corporations, and to exclude territory therefrom," approved March 20, 1889, relating to exclusion of territory from cities.

Bill read third time.

Motion to Amend

Mr. Stanley moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, as amended, strike out "Section 1.5", and insert "Sections 1.5 and 1.6".

Amendment No. 2

On page 2 of said bill, strike out lines 14 to 26, inclusive, and insert "be for exclusion, such legislative body may, by ordinance, approve such exclusion, or, in the case of failure to so approve, by ordinance, such exclusion, shall then submit to the electors of such municipal corporation the question of whether such territory shall be excluded from such municipal corporation. Such question may be so submitted at the next general municipal election to be held in such municipal corporation, or it may be so submitted prior to such general election, either at a special election called therein for that purpose, or at any other special municipal election therein. Whenever such question is submitted at any election in such municipal corporation, such question shall be stated in the notice of such election and on the ballots to be used at such election, and the electors shall vote thereon, in the same manner as hereinbefore provided in the case of the election in the territory proposed to be excluded. Whenever such question is submitted at any such municipal election, general or special, as above provided, it shall be submitted and voted upon as other questions are required by law to be submitted and voted upon at such elections, except in particulars otherwise in this act set forth; and the laws applicable to and governing the time and manner of giving notice, conducting, holding, canvassing the returns, and declaring the result of any such election shall apply to and govern the submission of such question to the electors of such municipal corporation at any such election.

SEC. 1.6. Immediately upon the completion of the canvass of the returns of any election in any municipal corporation at which the question of exclusion of territory therefrom was submitted, as in this act provided, the legislative body of such municipal corporation shall cause a record to be made, and entered upon its minutes, showing the total number of votes cast in such municipal corporation upon such question at such election, the number thereof cast in favor of exclusion, and the number thereof cast against exclusion.

If it shall appear from the canvass of the returns of such election, that a majority of the qualified electors of such municipal corporation voting on the question of such exclusion are in favor thereof, the clerk or other officer performing the duties of clerk of the legislative body of such municipal corporation shall make and certify, under the seal thereof, and transmit to the Secretary of State, a copy of the record of the canvass of the returns of the election in such territory to be excluded, and of the election in such municipal corporation at which the question of the exclusion of the said territory was submitted and entered upon its minutes as aforesaid, together with a statement showing the dates of such elections in said territory and in said municipal corporation, and the time and the result of the canvass of the returns of such elections, and containing a description of such territory. If such exclusion has been approved by ordinance of such legislative body, as herein authorized, a certified copy of such ordinance, giving the date of its passage, shall be substituted in said document in place of the copy of the record of the canvass of the returns of the election in such municipal corporation provided for in case such exclusion was not approved by ordinance. Said document, in either case, shall be filed by the Secretary of State immediately upon the receipt thereof, and a certificate of the filing of such document in his office shall be by the Secretary of State transmitted forthwith to the clerk, or other officer performing the duties of clerk of the legislative body of such municipal corporation, and to the board of supervisors of the county in which such municipal corporation is situated.

From and after the date of the filing of such document in the office of the Secretary of State, the exclusion of such territory so proposed to be excluded and described therein, shall be deemed to be and shall be".

Amendments read.

Point of Order

Mr. Stewart arose to the following point of order: That Mr. Thomas is not speaking to the question.

Ruling by Speaker

Speaker Collins ruled the point of order well taken.

The question being on the adoption of the amendments offered by Mr. Stanley to Assembly Bill No. 14.

Roll Call Demanded

Messrs. Beck, Burke, and Luckel demanded a roll call.

The roll was called, and the amendments refused adoption by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Boyd, Brown, Burke, Butters, Caldecott, Carey, Conrad, Cramer, Dickey, Gannon, Grant, Grunsky, Hollibaugh, James, Kilpatrick, Kirkwood, Luckel, Maloney, Miller, Niehouse, Price, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thurman, Waters, and Mr. Speaker—34.

NOES—Allen, Berry, Brady, Clarke, Collier, George D. Collins, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Hawkins, Heisinger, Hinton, Huyck, Loomis, Lowrey, Lyons, McCollister, McMillan, O'Day, Stewart, Thomas, Thompson, and Thorp—36.

The question being on the passage of Assembly Bill No. 14.

Demand for Previous Question

Messrs. Robertson, Cooke, Waters, Allen, and Price demanded the previous question.

Demand for previous question sustained.

The question being on the passage of Assembly Bill No. 14.

The roll was called, and the bill refused passage by the following vote:

AYES—Berry, Blosser, Brady, George D. Collins, Cooke, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Erwin, Evans, Fletcher, Gaffney, Geddes, Hawkins, Heisinger, Hinckley, Lowrey, Maloney, O'Day, Robertson, Sheridan, Thomas, Weber, and Wollenberg—28.

NOES—Allen, Anderson, Beck, Bennett, Boyd, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cramer, Crichton, Debs, Dolwig, Dunn, Field, Gannon, Grunsky, Hahn, Hinton, Hollibaugh, Huyck, James, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, McCollister, McMillan, Miller, Niehouse, Price, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, and Waters—45.

Notice of Motion to Reconsider Assembly Bill No. 14

Messrs. Thomas and Doyle gave notice that on the next legislative day they would move to reconsider the vote whereby Assembly Bill No. 14 was this day refused passage.

REPORTS OF STANDING COMMITTEES

Committee on Transportation and Commerce

ASSEMBLY CHAMBER, SACRAMENTO, April 3, 1947

MR. SPEAKER: Your Committee on Transportation and Commerce, to which was referred:

Assembly Bill No. 167

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

BURNS, Chairman

Above reported bill ordered to second reading.

NOTICE OF MOTION TO WITHDRAW ASSEMBLY BILL NO. 124 FROM COMMITTEE

Mr. Ralph C. Dills gave notice that on the second legislative day he would move to withdraw Assembly Bill No. 124 from the Committee on Ways and Means, and have it placed upon the file.

Point of Order

Mr. Wollenberg arose to the following point of order: That the motion by Mr. Ralph C. Dills is not in order because the Committee on Ways and Means will not have considered the bill by that time.

Ruling by Speaker

Speaker Collins ruled the point of order not well taken.

COMMUNICATIONS

By Mrs. Niehouse:

The following opinion of the Legislative Counsel was received, read, and ordered printed in the Journal:

Opinion of Legislative Counsel

OFFICE OF LEGISLATIVE COUNSEL
SACRAMENTO 2, CALIFORNIA, April 7, 1947

Assembly Bill No. 124 re Aged Aid and Liability of Responsible Relatives

Hon. Kathryn T. Niehouse
Assembly Chamber

DEAR MRS. NIEHOUSE: You have asked us whether the above bill is required to be referred to the Assembly Committee on Ways and Means pursuant to that portion of Standing Rule 45 which reads:

> "Any bill which requires the expenditure of state moneys or affects the appropriation or the disbursement of same in any manner must be considered by the Committee on Ways and Means previous to its passage."

It is our opinion that this provision of Rule 45 requires the reference of Assembly Bill No. 124 to the Committee on Ways and Means.

The effect of the bill is to abolish any liability imposed under the Old Age Security Law upon the relatives of a person receiving aid thereunder to contribute to the support of such person or to reimburse the county, State, and United States for aid granted to an eligible recipient. The bill further deletes statutory provisions rendering ineligible for aid a person who is receiving adequate support from a child able and responsible for such support.

It therefore appears that the bill comes within the provisions of the portion of Rule 45 quoted above.

Very truly yours,

FRED B. WOOD, Legislative Counsel
By LAWRENCE G. ALLYN, Deputy

RESOLUTIONS

The following resolutions were offered:

By Messrs. Allen and Debs:

House Resolution No. 139

Relative to appointment of a Subcommittee of the Assembly Committee on Military Affairs to investigate veterans' housing operations of construction companies

WHEREAS, It has been reported to the Legislature of the State of California by the Association of Veteran Home Buyers:

(1) That between January and October, 1946, approximately 1,000 veterans and their families signed contracts with the Myers Bros. Construction Co. and Culver City Housing Corp. for the construction of houses on their own lots scattered through West Los Angeles, Culver City, Venice, and Santa Monica, and arranged for financing of said construction by bank loans to be guaranteed by the Veterans Administration under the GI Bill of Rights;

(2) That said veterans were promised that their houses would be completed in five months, and the contracts required completion within eight months of authorization by the lending bank for construction;

(3) That after more than a year, less than 50 of said houses have been completed;

(4) That completions do not exceed 20 houses per month, with nearly 1,000 yet to be completed, and at the present rate of operations it will require from two to three years to complete the houses;

(5) That the houses which have been completed are far short of the contract plans and specifications, and the veterans are unable to secure adequate help to get the builders to fulfill their contracts; and

WHEREAS, It is imperative that the Legislature obtain complete information on these matters to the end that legislation protecting veterans' rights may be enacted; now, therefore, be it

Resolved by the Assembly of the State of California, That the Assembly Committee on Military Affairs created by House Resolution No. 73 of the Fifty-seventh Regular General Session is hereby directed to appoint a subcommittee, consisting of

three members of the committee to be appointed by the chairman thereof, to make immediately a complete investigation of the operations of Myers Bros. Construction Co. and the Culver City Housing Corp., and other complaints of similar nature with respect to veterans' housing and to make a separate report thereon to the Legislature.

Resolution read, and referred to the Committee on Rules.

By Mr. Maloney:

House Resolution No. 140

Relative to welcoming Sylvan I. Stroock to California

WHEREAS, Among those presently visiting California is Mr. Sylvan I. Stroock of Newburgh, New York; and

WHEREAS, Mr. Stroock is nationally known as a leader in the woolen industry, an authority on woolen mills and the manufacture of wearing apparel, recognized by manufacturers, fashion editors, and the retail trade for his tremendous contributions to the industry; and

WHEREAS, Mr. Sylvan I. Stroock is also a great American and a patriot having served as a dollar-a-year man throughout World War I, and having responded generously to the calls of various government committees in World War II, giving freely of his time and experience to promote the national welfare; now, therefore, be it

Resolved by the Assembly of the State of California, That the people of the State of California heartily welcome their distinguished guest, Mr. Sylvan I. Stroock, to this State and wish him every enjoyment during his visit here; and be it further

Resolved, That the Chief Clerk of the Assembly transmit a suitably prepared copy of this resolution to Mr. Sylvan I. Stroock as an expression of esteem by the Members of this Assembly.

Resolution read, and referred to the Committee on Rules.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolution was offered:

Assembly Joint Resolution No. 37: By Mr. Maloney—Relative to extending pension benefits to persons who served on certain transport vessels operated by the Army during the War with Spain, the Philippine Insurrection, and the China Relief Expedition.

Referred to Committee on Rules.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, April 7, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed, as amended:

Assembly Bill No. 1121

And respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bill ordered to unfinished business file.

REQUEST FOR UNANIMOUS CONSENT THAT RESOLUTION BE PRINTED IN THE JOURNAL

Mr. Loomis asked for unanimous consent that a resolution relative to textbooks entitled "Building America" be ordered printed in the Journal.

Mr. Dickey withheld unanimous consent.

Above request and resolution ordered referred to the Committee on Rules.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, April 7, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed:

Senate Bill No. 39
Senate Bill No. 353
Senate Bill No. 684
Senate Bill No. 687
Senate Bill No. 688
Senate Bill No. 695
Senate Bill No. 830
Senate Bill No. 853
Senate Bill No 865
Senate Bill No. 868
Senate Bill No. 873

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS

The following bills were read the first time:

Senate Bill No. 39—An act to amend Section 50 of the Fish and Game Code, relating to game management area.

Referred to Committee on Fish and Game.

Senate Bill No. 353—An act to add Chapter 3, comprising Sections 430 to 435.6, inclusive, to Part 1 of Division 1 of the Health and Safety Code, Section 4052g to the Political Code and Section 25369 to the Government Code, and to repeal Chapter 56 of the Statutes of the Fifty-sixth (First Extraordinary) Session of the Legislature, providing for a program of surveying hospital and health center facilities and of construction of additional hospital and health center facilities to be administered by the State Department of Public Health, implementing the Federal Hospital Survey and Construction Act, establishing the Advisory Hospital Council, and providing for state assistance to public agencies for the construction of hospitals and health centers, and for county grants to local hospital districts.

Referred to Committee on Public Health.

Senate Bill No. 687—An act to add Section 559.5 to the Agricultural Code, relating to fermented milk.

Referred to Committee on Livestock and Dairies.

Senate Bill No. 684—An act to add Section 560.2 to the Agricultural Code, relating to cream dressing.

Referred to Committee on Livestock and Dairies.

Senate Bill No. 688—An act to amend Section 469.5 of the Agricultural Code, relating to milk and cream.

Referred to Committee on Livestock and Dairies.

Senate Bill No. 695—An act to amend Section 742.1 of the Agricultural Code, relating to the California Industry Advisory Board and the powers, duties and responsibilities thereof and of the Director of Agriculture in connection therewith.

Referred to Committee on Agriculture.

Senate Bill No. 830—An act to amend Section 1043 of the Agricultural Code, relating to licenses of persons selling fertilizing materials.

Referred to Committee on Agriculture.

Senate Bill No. 853—An act to amend Section 748.1 of the Agricultural Code, relating to fund balances.

Referred to Committee on Agriculture.

Senate Bill No. 865—An act to amend Section 501 of the Agricultural Code, relating to milk inspection services.

Referred to Committee on Livestock and Dairies.

Senate Bill No. 868—An act to amend Section 690 of the Agricultural Code, relating to the disposition of moneys derived under the provisions of the Milk and Milk Products Act of 1941.

Referred to Committee on Livestock and Dairies.

Senate Bill No. 873—An act to amend Section 453.1 of the Agricultural Code, relating to imitation milk and milk products.

Referred to Committee on Livestock and Dairies.

ANNOUNCEMENT OF COMMITTEE MEETINGS

It was announced that the following committees would hold meetings:

Upon Adjournment—

Ways and Means.

At 8 p.m., tonight—

Subcommittee on Ways and Means (Public Works).

Finance and Insurance.

At 9.30 a.m., Tuesday, April 8th—

Rules.

At 3 p.m., Monday, April 14th—

Public Utilities and Corporations.

It was announced that the following committee would hold no meeting tonight:

Military Affairs.

GUESTS EXTENDED PRIVILEGE OF ASSEMBLY FLOOR

On request of Mrs. Niehouse and the San Diego Delegation, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. Georgette McCormick and Mrs. Ruth Bence of San Diego.

On request of Messrs. McCollister and O'Day, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to W. Finlaw Geary and James Brucker of Santa Rosa

On request of Mr. O'Day and the San Francisco Delegation, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Thos. K. McCarthy of San Francisco.

On request of Mr. Cooke, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Corinne D. Westervelt, Mr. and Mrs Paul Donlon, David Donlon and Richard D Westervelt of Oxnard.

ADJOURNMENT

At 4 p.m., on motion of Mr. Dickey, the Speaker declared the Assembly adjourned until 9.30 a. m., Tuesday, April 8, 1947.

SAM L. COLLINS, Speaker

GERALDINE B. HADSELL, Minute Clerk

CALIFORNIA LEGISLATURE

FIFTY-SEVENTH (GENERAL) SESSION

ASSEMBLY DAILY JOURNAL

FORTIETH LEGISLATIVE DAY

NINETY-THIRD CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO

Tuesday, April 8, 1947

The Assembly met at 9.30 a.m.

Hon. Sam L. Collins, Speaker of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Allen, Anderson, Bennett, Berry, Blosser, Boyd, Brown, Burke, Butters, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Evans, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, Price, Robertson, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Weber, Wollenberg, and Mr. Speaker—64.

Quorum present.

PRAYER

Upon invitation of the Speaker, the following prayer was offered by Assemblyman Walter Hinton:

Our Father, once more we come before Thee, thankful for the privilege of being of service to the people of our State. May Thy Spirit rest upon this Legislature and may it uplift us to constant devotion to Thy teachings and to the welfare of our people; in Thy name we pray—AMEN.

READING OF THE JOURNAL DISPENSED WITH

On motion of Mr. George D. Collins, further reading of the Journal of the previous legislative day was dispensed with.

LEAVES OF ABSENCE FOR THE DAY

The following members were granted leaves of absence for the day, because of illness:

Mr. Knight, on motion of Mr. Stewart.

Mr. Erwin, on motion of Mr. Stewart.

Mr. Burns, on motion of Mr. Stewart.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, April 8, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1530

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bill ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 8, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 450
Assembly Bill No. 681
Assembly Bill No. 858
Assembly Bill No. 1171
Assembly Bill No. 1174
Assembly Bill No. 1178
Assembly Bill No. 1180
Assembly Bill No. 1366
Assembly Bill No. 1472
Assembly Bill No. 1473
Assembly Bill No. 1474
Assembly Bill No. 1475
Assembly Bill No. 1476
Assembly Bill No. 1477
Assembly Bill No. 1478
Assembly Bill No. 1479
Assembly Bill No. 1480
Assembly Bill No. 1490
Assembly Bill No. 1493

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

CONSIDERATION OF DAILY FILE

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 167—An act to amend Sections 39.5, 132, 143, 150, 166, 168, 177, 195, 195.5, 221, 225, 234, 237, 239 and 246, to add Sections 140.1, 163, 180.7 and 232.1 to, and to repeal Section 160.1 of, the Vehicle Code, relating to the identification, registration and transfers of registration of vehicles.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Transportation and Commerce:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in the Assembly on March 24, 1947, strike out "177".

Amendment No. 2

Strike out line 3 of the title of said bill, and insert "140.1, 163, 180.7, 225.1, 232.1, and 245.6 to, and to repeal Section 160.1".

Amendment No. 3

On page 2, line 45, of said bill, strike out "the serial number of the vehicle or".

Amendment No. 4

On page 3, line 30, of said bill, strike out "serial or".

Amendment No. 5

On page 6, line 37, of said bill, strike out "a serial or other", and insert "an".

Amendment No. 6

On page 6, line 46, of said bill, strike out "manufacturer's serial or".

Amendment No. 7

On page 7, line 2, of said bill, strike out "serial,".

Amendment No. 8

On page 7, line 31, of said bill, after "herein", strike out the period, and insert ", except that where the registration fees have been paid to the department within said 10 day period the vehicle may be operated on the duplicate copy of the report of

sale as provided herein until such time as license plates have been received from the department."

Amendment No. 9

On page 8, line 48, of said bill, between "department" and "may", insert "after notice and hearing".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, April 7, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed, as amended:

Assembly Bill No. 2273

And respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bill ordered to unfinished business file.

SENATE CHAMBER, SACRAMENTO, April 7, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed:

Assembly Bill No. 2599

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bill ordered enrolled.

NOTICE OF MOTION TO WITHDRAW FROM COMMITTEE CONTINUED

Mr. Ralph C. Dills asked for, and was granted, unanimous consent that his notice of motion to withdraw Assembly Bill No. 124 from committee be continued until the next legislative day.

NOTICE OF MOTION TO RECONSIDER ASSEMBLY BILL NO. 14 CONTINUED

Mr. Thomas asked for, and was granted, unanimous consent that his notice of motion to reconsider Assembly Bill No. 14 be continued until the next legislative day.

CONSIDERATION OF DAILY FILE (RESUMED)

RECONSIDERATION OF ASSEMBLY BILL NO. 782

In compliance with a notice given on a previous day, Mr. Cooke moved that the vote whereby Assembly Bill No. 782 was passed be reconsidered.

Call of the Assembly

Mr. Cooke moved a call of the Assembly.

Motion carried. Time, 9.55 a.m.

The Speaker directed the Sergeant-at-Arms to close the doors, and to bring in the following absent members:

Beck, Brady, Burns, Crowley, Dickey, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gannon, Hollibaugh, Kilpatrick, Knight, Loomis, Lyons, Miller, O'Day, Rosenthal, Thompson, and Wollenberg—23.

PROCEEDINGS UNDER CALL OF THE ASSEMBLY BY UNANIMOUS CONSENT

TEMPORARY SUSPENSION OF ASSEMBLY RULE NO. 85

Mr. Maloney asked for, and was granted, unanimous consent that Assembly Rule No. 85 be temporarily suspended for the purpose of placing a call of the Assembly on any matter on file.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 1032—An act to amend Section 4250 of the Political Code and 28121 of the Government Code, relating to compensation for public services in counties of the twenty-first class.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Bennett, Berry, Blosser, Boyd, Brown, Burke, Butters, Caldecott, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Debs, Clayton A. Dills, Ralph C. Dills, Dolwig, Gaffney, Grant, Grunsky, Hahn, Hawkins, Hinckley, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Lowrey, Luckel, Maloney, McCollister, McMillan, Niehouse, Price, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—54.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 2034—An act to amend Section 5 of, and to add Section 14.5 to, the Water Conservation Act of 1929, as reenacted by Chapter 1020, Statutes of 1931, relating to water conservation district directors.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Bennett, Berry, Blosser, Boyd, Brown, Burke, Butters, Caldecott, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Debs, Clayton A. Dills, Ralph C. Dills, Dolwig, Field, Gaffney, Grant, Grunsky, Hahn, Hawkins, Hinckley, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thurman, Waters, Weber, and Mr. Speaker—55.

NOES—Heisinger—1.

Bill ordered transmitted to the Senate.

Assembly Bill No. 649—An act to amend Section 737uu of the Political Code, relating to the salary of superior judges in and for the County of Siskiyou.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Debs, Clayton A. Dills, Ralph C. Dills, Dolwig, Field, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Hinckley, Hinton, Huyck, James, Johnson, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McCollister, Miller, Niehouse, Price, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, and Mr. Speaker—56.

NOES—Heisinger—1.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1030—An act to amend Section 737m of the Political Code, relating to salaries of judges of superior courts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C Dills, Dolwig, Doyle, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McCollister, Miller, Niehouse, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—62.

NOES—George D. Collins, Dunn, and Heisinger—3

Bill ordered transmitted to the Senate.

COMMUNICATIONS

By the Chief Clerk:

The following communication was received, read, and ordered printed in the Journal:

UNITED STATES SENATE
COMMITTEE ON PUBLIC LANDS, April 4, 1947

Mr. Arthur A. Ohnimus
California Legislature, Assembly
Sacramento, California

DEAR MR. OHNIMUS: Thanks for copies of Assembly Joint Resolution No. 6 and House Resolution No. 36.

The San Diego Aqueduct Development has my active and energetic support, likewise I am interested in the proposal regarding San Francisco State College and use of certain Presidio lands and properties, currently being studied.

Sincerely,

SHERIDAN DOWNEY

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 362—An act to amend Section 1395 of the Labor Code, relating to the employment of minors.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Evans, Field, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—71.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 363—An act to amend Section 1393 of the Labor Code, relating to the employment of minors.

Bill read third time.

Motion to Amend

Mr. Field moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 8, of the printed bill, after "misdemeanor", insert ", punishable by a fine of not more than twenty dollars ($20), or by imprisonment for not more than 10 days or by both".

Amendment read.

Assembly Bill No. 363 ordered passed on file temporarily.

Assembly Bill No. 411—An act to amend Section 973 of the Labor Code, relating to solicitations for employment.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, and Weber—70.

NOES—None.

Bill ordered transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT TO FURTHER CONSIDER ASSEMBLY BILL NO. 363

Mr. Lyons asked for, and was granted, unanimous consent that Assembly Bill No. 363 be further considered, at this time.

FURTHER CONSIDERATION OF ASSEMBLY BILL NO. 363

Assembly Bill No. 363—An act to amend Section 1393 of the Labor Code relating to the employment of minors.

Bill read third time.

Further Consideration of Amendment by Mr. Field

Amendment No. 1

On page 1, line 8, of the printed bill, after "misdemeanor" insert ", punishable by a fine of not more than twenty dollars ($20), or by imprisonment for not more than 10 days or by both".

Amendment read, and adopted.

Bill ordered reprinted, and re-engrossed.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 981—An act to amend Section 647a of the Penal Code, relating to annoying or molesting children, vagrancy, punishment.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Burke, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Lyons, Maloney, McCollister, McMillan, Miller,

Niehouse, Price, Robertson, Rosenthal, Silliman, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—65.
NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1193—An act to amend Section 737ff of the Political Code, relating to salaries of superior court judges.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McCollister, Miller, Niehouse, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Weber, Wollenberg, and Mr. Speaker—65.
NOES—Heisinger—1.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1346—An act to amend Section 1 of, and to add Sections 6.5a to 6.5r, inclusive, to "An act to regulate and prevent the transportation of persons to gambling ships; to prevent the solicitation of persons to visit gambling ships and to provide penalties for such transportation or solicitation," approved May 21, 1929, relating to the definition of the term "gambling ship," declaring to be nuisances conveyances which are used in violation thereof, providing for the abatement and prevention of such nuisances by injunction and otherwise, providing for the forfeiture of such conveyances, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Motion to Amend

Mr. George D. Collins moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "6.5r", and insert "6.5m".

Amendment No. 2

On page 2, line 1, of said bill, strike out "6.5r", and insert "6.5m".

Amendment No. 3

On page 2, line 11, of said bill, after "shall", strike out the comma; strike out line 12; and in line 13, strike out "name, may,".

Amendment No. 4

On page 2 of said bill, strike out lines 38 and 39.

Amendment No. 5

On page 2, line 40, of said bill, strike out "6.5e", and insert "6.5d".

Amendment No. 6

On page 2 of said bill, strike out lines 45 to 50, inclusive.

Amendment No. 7

On page 3 of said bill, strike out lines 1 and 2.

Amendment No. 8

On page 3, line 3, of said bill, strike out "6.5g", and insert "6.5e".

Amendment No. 9

On page 3 of said bill, strike out lines 6 to 17, inclusive.

Amendment No. 10

On page 3, line 18, of said bill, strike out "6.5k", and insert "6.5f".

Amendment No. 11

On page 3, line 24, of said bill, strike out "6.5l", and insert "6.5g".

Amendment No. 12

On page 3, line 30, of said bill, strike out "6.5m", and insert "6.5h".

Amendment No. 13

On page 3, line 36, of said bill, strike out "6.5n", and insert "6.5i".

Amendment No. 14

On page 3, line 38, of said bill, strike out "6.5o", and insert "6.5j".

Amendment No. 15

On page 3, line 42, of said bill, strike out "6.5p", and insert "6.5k".

Amendment No. 16

On page 3, line 49, of said bill, strike out "6.5q", and insert "6.5l".

Amendment No. 17

On page 4, line 13, of said bill, strike out "6.5r", and insert "6.5m".

Amendments read, and refused adoption.

The question being on the passage of Assembly Bill No. 1346.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Burke, Butters, Caldecott, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—67.

NOES—None.

Bill ordered transmitted to the Senate.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, April 8, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 619

And reports the same correctly re-engrossed.

WEBER, Chairman

Above reported bill ordered to third reading.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 619—An act relating to insurance, including provisions for the fixing and regulation of rates, and authorizing and regulating rating and other organizations formed to serve insurers.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney,

McCollister, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—72.

NOES—Thomas—1.

Bill ordered transmitted to the Senate.

FURTHER PROCEEDINGS UNDER CALL OF THE ASSEMBLY DISPENSED WITH

At 10.55 a.m., on motion of Mr. Cooke, further proceedings under the call of the Assembly were dispensed with.

The names of the absentees were called, and the following answered to their names:

Allen, Anderson, Bennett, Berry, Blosser, Boyd, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Clayton A. Dills, Ralph C. Dills, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kirkwood, Lowrey, Luckel, Maloney, McCollister, McMillan, Niehouse, Price, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thorp, Thurman, Waters, Weber, and Mr. Speaker—55

Further Consideration of Motion to Reconsider Assembly Bill No. 782

The question being on the motion by Mr. Cooke to reconsider the vote whereby Assembly Bill No. 782 was passed

The roll was called, and the motion carried by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thomas, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—71.

NOES—None.

Assembly Bill No. 782 ordered to third reading and, by unanimous consent, to hold its place on file.

RECESS

At 11 a.m., on motion of Mr. Dickey, the Assembly recessed until 2 p.m.

REASSEMBLED

At 2 p.m., the Assembly reconvened.

Hon. Sam L. Collins, Speaker of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1366—An act to amend Section 20016 of the Government Code, relating to members of the State Employees' Retirement System.

Bill read third time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Civil Service and State Personnel:

Amendment No. 1

On page 1, line 5, of the printed bill, strike out "members" immediately following "all", and insert "parole officers".

Amendment No. 2

On page 1, line 7, of said bill, strike out "and" immediately following "Act", and after "Officer", insert "and parole officers appointed by the Board of Trustees of the California Institution for Women at Tehachapi".

Amendments read, and adopted.

Bill ordered reprinted, and re-engrossed.

REPORTS OF STANDING COMMITTEES

Committee on Crime and Correction

ASSEMBLY CHAMBER, SACRAMENTO, April 7, 1947

MR. SPEAKER: Your Committee on Crime and Correction, to which was referred:

Assembly Bill No. 388

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

PRICE, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 7, 1947

MR. SPEAKER: Your Committee on Crime and Correction, to which were referred:

Assembly Bill No. 439
Assembly Bill No. 1567

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

PRICE, Chairman

Above reported bills ordered to second reading.

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, April 8, 1947

MR. SPEAKER: Your Committee on Rules, to which were referred:

Assembly Concurrent Resolution No. 42
Assembly Concurrent Resolution No. 57
Senate Concurrent Resolution No. 31

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

DICKEY, Chairman

Above reported Senate concurrent resolution ordered on file for adoption.

Above reported Assembly concurrent resolutions ordered engrossed.

ASSEMBLY CHAMBER, SACRAMENTO, April 8, 1947

MR. SPEAKER: Your Committee on Rules, to which was referred:

Assembly Joint Resolution No. 34

Has had the same under consideration, and respectfully reports the same back without recommendation.

DICKEY, Chairman

Above reported resolution ordered engrossed.

Committee on Finance and Insurance

ASSEMBLY CHAMBER, SACRAMENTO, April 7, 1947

MR. SPEAKER: Your Committee on Finance and Insurance, to which were referred:

Assembly Bill No. 636
Assembly Bill No. 1019
Senate Bill No. 324

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

GEDDES, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 7, 1947

MR. SPEAKER: Your Committee on Finance and Insurance, to which were referred:

Assembly Bill No. 622
Assembly Bill No. 1505
Senate Bill No. 665

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

GEDDES, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 7, 1947

MR. SPEAKER: Your Committee on Finance and Insurance, to which were referred:

Assembly Bill No. 845
Assembly Bill No. 115
Assembly Bill No. 1328
Assembly Bill No. 998
Assembly Bill No. 846
Assembly Bill No. 844

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

GEDDES, Chairman

Above reported bills ordered to second reading.

Committee on Judiciary

ASSEMBLY CHAMBER, SACRAMENTO, April 7, 1947

MR. SPEAKER: Your Committee on Judiciary, to which were referred:

Assembly Bill No. 495
Assembly Bill No. 978
Assembly Bill No. 1417

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

BROWN, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 7, 1947

MR. SPEAKER: Your Committee on Judiciary, to which were referred:

Assembly Bill No. 1615
Assembly Bill No. 1616
Assembly Bill No. 2124

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

BROWN, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 7, 1947

MR. SPEAKER: Your Committee on Judiciary, to which were referred:

Assembly Bill No. 223
Assembly Bill No. 253
Assembly Bill No. 574
Assembly Bill No. 750
Assembly Bill No. 1935
Senate Bill No. 119
Senate Bill No. 120

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

BROWN, Chairman

Above reported bills ordered to second reading.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, April 7, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted:

Senate Concurrent Resolution No. 33

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS

The following bill was read the first time:

Senate Concurrent Resolution No. 33—Relative to designation of certain highways as Blue Star Memorial Routes.

Referred to Committee on Rules.

REQUEST FOR UNANIMOUS CONSENT THAT ASSEMBLY BILL NO. 1323 BE WITHDRAWN FROM THE COMMITTEE ON JUDICIARY, AND BE RE-REFERRED

Mr. Geddes asked for, and was granted, unanimous consent that Assembly Bill No. 1323 be withdrawn from the Committee on Judiciary, and be re-referred to the Committee on Finance and Insurance.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1075—An act to add Section 8006.1 to the Education Code, relating to the maintenance by school districts of classes in state institutions.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Dolwig, Doyle, Evans, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Price, Sheridan, Sherwin, Silliman, Stanley, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—56.

NOES—Dunn—1.

Bill ordered transmitted to the Senate.

CONSIDERATION OF HOUSE RESOLUTION NO. 128

House Resolution No. 128

Relative to the creation of the Assembly Committee on Unemployment Insurance

WHEREAS, It has been reported that the practice of distributing unemployment compensation checks through local offices of the Department of Employment instead of paying such compensation by mail from Sacramento has resulted in the loss of checks totaling thousands of dollars through burglaries at the Vallejo, San Jose and San Francisco local offices; and

WHEREAS, Said practice has been reported to have cost the State approximately one million two hundred thousand dollars ($1,200,000) more than the distribution of checks by mail from Sacramento would have cost; and

WHEREAS, It has been reported that in some local offices of the Department of Employment undelivered checks two years old are on file, endangering state funds because the checks may be lost or stolen; and

WHEREAS, It has been reported that virtually all local offices of the Department of Employment are from three to four months in arrears in the payment of charges for telephone, gas and light service, payment for which is made through a central office; and

WHEREAS, It has been reported that in the case of some local offices of said department in Sacramento the landlord has complained that the department fails to pay its rent; and

WHEREAS, It has been reported that money has been paid to claimants illegally as a result of the failure of local office personnel of the Department of Employment to check the eligibility of claimants when they certify to unemployment; and

WHEREAS, It has been reported that the administrative accounting section of the Department of Employment is approximately four months behind in paying expense vouchers of employees; and

WHEREAS, It has been reported that there has developed in the Department of Employment a patronage system which has resulted in junior interviewers, clerks,

etc., being appointed to high paying positions while field supervisors who were on old lists were passed by when the Employment Service was returned to the State; and

WHEREAS, It is reported that an employee of the Department of Employment was ousted from service at the request of the Social Security Board when he publicly stated that he was unable to fill employers' requests for workers because claimants refused to work and preferred to collect unemployment compensation; and

WHEREAS, The Department of Employment does not publish statistics concerning persons referred to or placed in jobs in its weekly reports so that comparison can be made with the number of persons drawing unemployment compensation; and

WHEREAS, It is estimated that the Department of Employment is not referring to jobs as many as 10 percent of the persons drawing unemployment compensation; and

WHEREAS, It is imperative that all pertinent facts bearing upon the subject of unemployment insurance be found, assembled and analyzed to the end that the Legislature of California may be enabled to act advisedly and judiciously in the premises for the best interests of California in the consideration and enactment of legislation; now, therefore, be it

Resolved by the Assembly of the State of California, As follows:

1. The Assembly Committee on Unemployment Insurance is hereby created and authorized and directed to ascertain, study and analyze all facts relating to (i) employment and unemployment conditions in California, (ii) the administration, application, operation and effects of the Unemployment Insurance Act, (iii) activities and operations of the Department of Employment, including the State Employment Service, (iv) the relationships between the Department of Employment and the Federal Security Agency, including the Social Security Board and the Bureau of Employment Security, (v) the collection and disposal of revenues collected in California under the Federal Unemployment Tax Act, and (vi) the requirements and conditions imposed upon the governmental agencies of this State by the agencies of the Federal Government under the Federal Social Security Act and the Federal Unemployment Tax Act with respect to unemployment insurance, including but not limited to the operation, effect, administration, enforcement and needed revision of any and all laws in any way bearing upon or relating to the subject of this resolution, and to report thereon to the Legislature, including in the reports its recommendations for appropriate legislation.

2. The committee shall consist of five Members of the Assembly appointed by the Speaker thereof. Vacancies occurring or existing in the membership of the committee shall be filled by the appointing power.

3. The committee is authorized to act during this session of the Legislature, including any recess, and after final adjournment until the commencement of the next regular general session, with authority to file its final report not later than the thirtieth legislative day of the next regular general session.

4. The committee and its members shall have and exercise all of the rights, duties and powers conferred upon investigating committees and their members by the provisions of the Joint Rules of the Senate and Assembly and of the Standing Rules of the Assembly as they are adopted and amended from time to time, which provisions are incorporated herein and made applicable to this committee and its members.

5. The committee has the following additional powers and duties:

(a) To select a chairman and a vice chairman from its membership.

(b) To contract with such other agencies, public or private, as it deems necessary for the rendition and affording of such services, facilities, studies and reports to the committee as will best assist it to carry out the purposes for which it is created.

(c) To cooperate with and secure the cooperation of county, city, city and county, and other local law enforcement agencies in investigating any matter within the scope of this resolution and to direct the sheriff of any county to serve subpenas, orders and other process issued by the committee.

(d) To report its findings and recommendations to the Legislature and to the people from time to time and at any time, not later than herein provided.

(e) To do any and all other things necessary or convenient to enable it fully and adequately to exercise its powers, perform its duties, and accomplish the objects and purposes of this resolution.

6. The sum of five hundred dollars ($500) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Assembly for the expenses of the committee and its members and for any charges, expenses or claims it may incur under this resolution, to be paid from the said contingent fund and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read.

Motion to Amend

Mr. Miller moved the adoption of the following amendment:

Amendment No. 1

In House Resolution No. 128, as printed on pages 3 and 4 of the Assembly Journal for March 31, 1947, strike out the paragraph numbered 3 on page 4 of said Journal, and insert

"3. The committee is authorized to act during this session of the Legislature, including any recess, with authority to file its final report not later than June 1, 1947."

Amendment read, and adopted.

Consideration of House Resolution No. 128, as Amended

House Resolution No. 128

Relative to the creation of the Assembly Committee on Unemployment Insurance

WHEREAS, It has been reported that the practice of distributing unemployment compensation checks through local offices of the Department of Employment instead of paying such compensation by mail from Sacramento has resulted in the loss of checks totaling thousands of dollars through burglaries at the Vallejo, San Jose and San Francisco local offices; and

WHEREAS, Said practice has been reported to have cost the State approximately one million two hundred thousand dollars ($1,200,000) more than the distribution of checks by mail from Sacramento would have cost; and

WHEREAS, It has been reported that in some local offices of the Department of Employment undelivered checks two years old are on file, endangering state funds because the checks may be lost or stolen; and

WHEREAS, It has been reported that virtually all local offices of the Department of Employment are from three to four months in arrears in the payment of charges for telephone, gas and light service, payment for which is made through a central office; and

WHEREAS, It has been reported that in the case of some local offices of said department in Sacramento the landlord has complained that the department fails to pay its rent; and

WHEREAS, It has been reported that money has been paid to claimants illegally as a result of the failure of local office personnel of the Department of Employment to check the eligibility of claimants when they certify to unemployment; and

WHEREAS, It has been reported that the administrative accounting section of the Department of Employment is approximately four months behind in paying expense vouchers of employees; and

WHEREAS, It has been reported that there has developed in the Department of Employment a patronage system which has resulted in junior interviewers, clerks, etc., being appointed to high paying positions while field supervisors who were on old lists were passed by when the employment service was returned to the State; and

WHEREAS, It is reported that an employee of the Department of Employment was ousted from service at the request of the Social Security Board when he publicly stated that he was unable to fill employers' requests for workers because claimants refused to work and preferred to collect unemployment compensation; and

WHEREAS, The Department of Employment does not publish statistics concerning persons referred to or placed in jobs in its weekly reports so that comparison can be made with the number of persons drawing unemployment compensation; and

WHEREAS, It is estimated that the Department of Employment is not referring to jobs as many as 10 percent of the persons drawing unemployment compensation; and

WHEREAS, It is imperative that all pertinent facts bearing upon the subject of unemployment insurance be found, assembled and analyzed to the end that the Legislature of California may be enabled to act advisedly and judiciously in the premises for the best interests of California in the consideration and enactment of legislation; now, therefore, be it

Resolved by the Assembly of the State of California, As follows:

1. The Assembly Committee on Unemployment Insurance is hereby created and authorized and directed to ascertain, study and analyze all facts relating to (i) employment and unemployment conditions in California, (ii) the administration, application, operation and effects of the Unemployment Insurance Act, (iii) activities and operations of the Department of Employment, including the State Employment Service, (iv) the relationships between the Department of Employment and the Federal Security Agency, including the Social Security Board and the Bureau of Employment Security, (v) the collection and disposal of revenues collected in California under the Federal Unemployment Tax Act, and (vi) the requirements and conditions imposed upon the governmental agencies of this State by the agencies of the Federal Government under the Federal Social Security Act and the Federal Unemployment Tax Act with respect to unemployment insurance, including but not limited to the operation, effect, administration, enforcement and needed revision of any and all laws in any way

bearing upon or relating to the subject of this resolution, and to report thereon to the Legislature, including in the reports its recommendations for appropriate legislation.

2. The committee shall consist of five Members of the Assembly appointed by the Speaker thereof. Vacancies occurring or existing in the membership of the committee shall be filled by the appointing power.

3. The committee is authorized to act during this session of the Legislature, including any recess, with authority to file its final report not later than June 1, 1947.

4. The committee and its members shall have and exercise all of the rights, duties and powers conferred upon investigating committees and their members by the provisions of the Joint Rules of the Senate and Assembly and of the Standing Rules of the Assembly as they are adopted and amended from time to time, which provisions are incorporated herein and made applicable to this committee and its members.

5. The committee has the following additional powers and duties:

(a) To select a chairman and a vice chairman from its membership.

(b) To contract with such other agencies, public or private, as it deems necessary for the rendition and affording of such services, facilities, studies and reports to the committee as will best assist it to carry out the purposes for which it is created.

(c) To cooperate with and secure the cooperation of county, city, city and county, and other local law enforcement agencies in investigating any matter within the scope of this resolution and to direct the sheriff of any county to serve subpenas, orders and other process issued by the committee.

(d) To report its findings and recommendations to the Legislature and to the people from time to time and at any time, not later than herein provided.

(e) To do any and all other things necessary or convenient to enable it fully and adequately to exercise its powers, perform its duties, and accomplish the objects and purposes of this resolution.

6. The sum of five hundred dollars ($500) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Assembly for the expenses of the committee and its members and for any charges, expenses or claims it may incur under this resolution, to be paid from the said contingent fund and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read, as amended.

The roll was called, and the resolution adopted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Caldecott, Carey, Clarke, Conrad, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Dunn, Evans, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—60.

NOES—None.

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 859—An act to amend Sections 51 and 52 of the Public Utilities Act, defining the powers of the Public Utilities Commission, relating to certain transactions of public utilities.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Beck, Bennett, Berry, Blosser, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Evans, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—63.

NOES—None.

Bill ordered transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT THAT REPORT OF ASSEMBLY COMMITTEE TO INVESTIGATE THE STATE BOARD OF ACCOUNTANCY BE PRINTED IN THE JOURNAL

Mr. McMillan asked for, and was granted, unanimous consent that the Report of the Assembly Committee to Investigate the State Board of Accountancy be ordered printed in the Journal, in 10-point type.

Above mentioned report will appear prior to the motion to adjourn.

Request for Unanimous Consent That 500 Additional Copies of Report Be Printed

Mr. McMillan asked for, and was granted, unanimous consent that 500 additional copies of the Report of the Assembly Committee to Investigate the State Board of Accountancy be printed, as separate documents.

RECOMMENDATION OF THE GOVERNOR

In accordance with Article IV, Section 34, of the Constitution, the Governor presented the following communication recommending the passage of Assembly Bill No. 2120:

STATE OF CALIFORNIA
GOVERNOR'S OFFICE, SACRAMENTO, April 2, 1947

To the Honorable Members of the Assembly
Sacramento, California

GENTLEMEN:

Assembly Bill No. 2120—"An act to repeal Chapters 2, 3, 4, 12, 13, 13.5, 13.6, 14, 15, 15.5, 16, and 16.5 of the Education Code; to add Chapters 2, 12, 13, 14, 15, and 16 to said code; to amend Section 8761 of said code; and to add Section 8704 to said code, all relating to the Public School System, declaring the urgency thereof, to take effect immediately,"

in my opinion constitutes an emergency bill within the meaning of that term as used in Section 34 of Article IV of the Constitution of the State of California, the consideration of which should not await the final enactment of the Budget Bill.

I therefore recommend consideration of Assembly Bill No. 2120 as an emergency measure.

Respectfully submitted.

EARL WARREN, Governor

REQUEST FOR UNANIMOUS CONSENT THAT ASSEMBLY BILL NO. 2120 BE WITHDRAWN FROM THE COMMITTEE ON WAYS AND MEANS, AND BE PLACED UPON THE THIRD READING FILE

Mr. Dunn asked for unanimous consent that Assembly Bill No. 2120 be withdrawn from the Committee on Ways and Means, and be placed upon the third reading file.

Mr. Wollenberg withheld unanimous consent.

Motion to Temporarily Suspend the Rules

Mr. Dunn moved that Rules 43 and 45 be temporarily suspended for the purpose of moving to withdraw Assembly Bill No. 2120 from the Committee on Ways and Means, and that it be placed upon the third reading file, at this time.

Announcement

It was announced by Mr. Wollenberg that a meeting of the Committee on Ways and Means will be held at 9 a.m. on Thursday, April 10, 1947, for the purpose of considering Assembly Bill No. 2120.

Motion Withdrawn

Mr. Dunn withdrew his motion to temporarily suspend Rules 43 and 45.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, April 8, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1057
Assembly Bill No. 2533

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

RE-REFERENCE OF BILLS

By order of the Speaker, the following bills were withdrawn from the file, and re-referred as follows:

Assembly Bill No. 2533 re-referred to Committee on Civil Service and State Personnel.

Assembly Bill No. 1057 re-referred to Committee on Public Health.

MESSAGES FROM THE GOVERNOR

STATE OF CALIFORNIA
GOVERNOR'S OFFICE, SACRAMENTO, April 7, 1947

To the Honorable Members of the Assembly
Sacramento, California

GENTLEMEN: I have the honor to transmit to you a translation of a telegram which I have received from the President of Mexico in response to the invitation to visit this State extended him in your House Resolution 123 adopted March 25. President Aleman's telegram reads as follows:

"Sr. Earl Warren
Governador Estado De California, Sacramento, California

I appreciate the gracious invitation which you sent me in your message of March 25th, in the name of the people of California, as well as the formal concurrence of both legislative houses of your State, with the purpose of inviting me to include California in the itinerary of my coming trip. I regret greatly that the time limitation to which my itinerary is of necessity subject prevents me from visiting California on that occasion. In return for their courteous gesture I beg that you present to the two honorable houses in common my heartiest thanks.

PRESIDENTE REPUBLICA MIGUEL ALEMAN."

Sincerely,

EARL WARREN, Governor

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1851—An act to amend Sections 6660 and 6660.5 and to repeal Section 6662 of the Welfare and Institutions Code, relating to guardianship and administration of estates of hospital patients and to protect those estates where the value does not warrant guardianship, and providing for the department through its designated officer or employee to perform such functions.

Bill read third time.

Motion to Amend

Mr. Kirkwood moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 15, of the printed bill, after "court", insert "or".

Amendment read, and adopted.

Bill ordered reprinted, and re-engrossed.

Assembly Bill No. 1419—An act to amend Section 1520 of the Welfare and Institutions Code, relating to aid to orphans and other needy children.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Evans, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—67.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1420—An act to amend Section 1521 of the Welfare and Institutions Code, relating to aid to orphans and other needy children.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Evans, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—67.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1425—An act to add Sections 3047.3 and 3447.3 to the Welfare and Institutions Code, relating to property qualifications for aid to the blind.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Evans, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—67.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1129—An act to repeal Article 1a, comprising Section 35, of Chapter 1 of Division 1 of the Agricultural Code, relating to temporary provisions, conditions, standards or prices.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Evans, Fletcher, Gaffney, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister,

McMillan, Miller, Niehouse, Rosenthal, Sheridan, Sherwin, Silliman. Stanley, Stephenson, Stewart, Thomas, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—68.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1130—An act to amend Sections 53 and 57 of the Agricultural Code, relating to the qualification and appointment of deputy agricultural commissioners and agricultural inspectors.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Evans, Fletcher, Gaffney, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—68.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 121—An act to amend the Elections Code of the State of California by adding thereto a new section to be numbered 8558 and to amend Sections 8572 and 8652 thereof, all relating to the costs of election contests.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Evans, Fletcher, Gaffney, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—68.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 249—An act to add Section 3831 to the Elections Code, relating to numerical and alphabetical designation of measures submitted to voters.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Evans, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—69.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 575—An act to amend Section 21652 of the Water Code, relating to general elections.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Evans, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—69.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 633—An act to amend Section 571.5 of the Elections Code, relating to division of electors in a precinct into groups.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Evans, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—69.

NOES—None.

Bill ordered transmitted to the Senate.

REPORTS OF STANDING COMMITTEES

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, April 8, 1947

MR. SPEAKER: Your Committee on Rules, to which was referred:

Senate Concurrent Resolution No. 33

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

DICKEY, Chairman

Request for Unanimous Consent

Mr. Dolwig asked for, and was granted, unanimous consent to take up Senate Concurrent Resolution No. 33, at this time, without reference to file.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 33

Senate Concurrent Resolution No. 33—Relative to designation of certain highways as Blue Star Memorial Routes.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Evans, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Loomis, Lowrey, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson,

Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—68.
NOES—None.

Resolution ordered transmitted to the Senate.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, April 8, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:
Assembly Bill No. 1366
And reports the same correctly re-engrossed.

WEBER, Chairman

Above reported bill ordered to third reading.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 740—An act to amend Section 450.5 of the Fish and Game Code, relating to ocean fishing with spear.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cramer, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Evans, Fletcher, Gaffney, Geddes, Grant, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, O'Day, Price, Rosenthal, Silliman, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—61.
NOES—None.

Bill ordered transmitted to the Senate.

ANNOUNCEMENT OF COMMITTEE APPOINTMENT

Pursuant to the provisions of House Resolution No. 128, Speaker Collins announced the appointment of Messrs. Miller, Chairman, Kirkwood, Clayton A. Dills, Burke and Geddes as members of said Assembly Committee on Unemployment Insurance.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1477—An act to amend Section 20306 of the Government Code, relating to local safety members and members of the California Highway Patrol.

Bill read third time.

Motion to Amend

Mr. Dickey moved the adoption of the following amendments:

Amendment No. 1

In line 2 of the title of the printed bill, after "to", insert "membership in the State Employees' Retirement System of".

Amendment No. 2

On page 1, of said bill, strike out lines 3 and 4, and insert "20306. Local".

Amendments read, and adopted.

Bill ordered reprinted, and re-engrossed.

Assembly Bill No. 1480—An act to amend Section 20803 of the Government Code, relating to State Retirement System prior service.

Bill read third time.

Motion to Amend

Mr. Dickey moved the adoption of the following amendments:

Amendment No. 1

In line 2 of the title of the printed bill, strike out "State Retirement System prior service", and insert "the State Employees' Retirement System".

Amendment No. 2

On page 1, line 6, of said bill, after "a", insert "public".

Amendments read, and adopted.

Bill ordered reprinted, and re-engrossed.

Assembly Bill No. 1530—An act to amend Section 20301 of the Education Code and to add Section 20429.1 to said code, relating to the state colleges.

Bill read third time.

Motion to Amend

Mrs. Niehouse moved the adoption of the following amendment:

Amendment No. 1

On page 1 of the printed bill, as amended in the Assembly on April 4, 1947, between lines 13 and 14, insert

"SEC. 2. Section 20429.1 is added to the Education Code, to read:".

Amendment read, and adopted.

Bill ordered reprinted, and re-engrossed.

Assembly Bill No. 2159—An act to amend Section 3929 of the Elections Code, relating to designations of candidates' occupations on ballots.

Bill read third time.

Motion to Amend

Mr. Sherwin moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 10, of the printed bill, after "District", insert quotation marks.

Amendment No. 2

On page 1, line 15, of said bill, after "District", insert quotation marks.

Amendments read, and adopted.

Bill ordered reprinted, and re-engrossed.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, April 8, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1015
Assembly Bill No. 1176
Assembly Bill No. 1275
Assembly Bill No. 2265

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 8, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Concurrent Resolution No. 42
Assembly Concurrent Resolution No. 57
Assembly Joint Resolution No. 34

And reports the same correctly engrossed.

WEBER, Chairman

Above reported resolutions ordered on file for adoption.

REPORT OF ASSEMBLY COMMITTEE TO INVESTIGATE THE STATE BOARD OF ACCOUNTANCY, HOUSE RESOLUTION NO. 86

Members

HON. LESTER A. MCMILLAN, Chairman
HON. JOHN L. E. COLLIER
HON. ERNEST R. GEDDES

INTRODUCTION

Mr. Speaker and Members of the Assembly

Your Committee to Investigate the State Board of Accountancy submits the following report:

This committee was set up by the Fifty-seventh Session of the Legislature under Assembly Resolution No. 86 to investigate the State Board of Accountancy and inquire into the practical application and operation of the law passed in the Fifty-sixth Session of the Legislature known as the Public Accountancy Act.

This act repealed all existing accountancy regulation, substituted a new Board of Accountancy of seven members in place of the former five-man board and gave the new board new powers and duties.

Principal work of the former board was certification and regulation of certified public accountants (commonly called CPA's). Under the new 1945 Act provision was made for a second class of persons not previously subject to state registration, i.e., public accountants. Thus two occupational classifications in the field presumably were recognized by the State—CPA's and PA's.

The act under investigation carried provision, however, that issuance of permits to PA's would close on March 15, 1946, which in effect set a deadline on the existence of the second, or PA, classification. After that date, no persons would be recognized in the accountancy field by the State but the top class of CPA.

Because Members of the Legislature have received numerous complaints that the accountancy act was unjustifiably monopolistic in ultimate effect and was being inadequately and improperly administered, particularly in Southern California, the committee held hearings and conducted investigations of rejected applicants and the method used in processing applications. At these hearings numerous witnesses testified both for and against the existing legislation. They included members of the State Board of Accountancy, members of the administrative committees appointed by the board, and persons who have had dealings with the board and the committees.

RECOMMENDATIONS

Your committee has carefully weighed the testimony presented at its hearings and suggests the following recommendations:

1. The entire Public Accountancy Act enacted in 1945 should be amended with new legislation assuring the continuation on a permanent basis of two classes of accountants, i.e., public accountants as well as certified public accountants.

Furthermore, your committee feels there are inherent weaknesses in the structure of the present Accountancy Act that make it administratively undesirable, and that inequities will occur from time to time which will require continued study by this committee. Therefore, it is our recommendation that this committee be permitted to continue this study through the legislative interim.

SHORTCOMINGS SUMMARIZED

In brief, the testimony indicated the following objections exist under the present legislation. Following presentation of these summarized objections, the committee wishes to present in digest form, some of the specific testimony supporting these objections.

1. Ultimate effect of the act will be extermination of the designation, "Public Accountant." There seems to be ample room for both certified public accountants, the aristocracy, so to speak of the accountancy field, and public accountants. Prior to the act, the lower classification was not recognized by the State; it seems desirable that public accountants be recognized and that recognition, through a system of permits issued by the State, be continued on more than a temporary basis.

2. Recognition of the PA classification and at the same time setting a registration deadline after which they may not register has the restrictive effect of "one class" legislation—eventually restricting persons permitted in the accountancy field to CPA's. Numerous witnesses cited the limited registration period as monopolistic and unfair. Why not regulation by state regulatory bodies, with appropriate examinations required, for each of the two classifications?

3. Under terms of the act, the Board of Accountancy appoints administrative committees, one in Northern and one in Southern California, to whom is delegated complete responsibility for passing on qualifications of public accountants. The board, appointed by the Governor, has no power to control or influence the decisions of the committees. Thus the paradoxical situation is created of a board appointed by the Governor being relegated to the mere execution of legislative detail, while committees which it has created hold all the real power.

4. Commonest complaint by witnesses as appearing before the committee was that administration of the terms of the act, i.e., granting of registration to persons seeking the status of public accountants, was unreasonably—indeed, shockingly—slow and inefficient, and that decisions indicated arrogant and dictatorial attitudes by the administrative committees—particularly, the southern committee. A member of the southern committee, who recently refused to accept reappointment, said he did not think a majority of the committee gave adequate consideration to the human rights of PA applicants to earn their livings at the type of work they had been engaged in for years.

EXCERPTS FROM TESTIMONY

T. G. Douglas, Member of the State Board of Accountancy, explained that whereas members of the State Board are CPA's, members of the administrative committees are public accountants, and the latter have "complete authority and final action with respect to the registration of individuals as public accountants."

He explained that the closing of registration for public accountants as of March 15, 1946, as provided by the Accountancy Act, prohibits any one not registering by that deadline from practicing public accountancy *as a principal* unless he is a CPA. It does not forbid an accountant not a CPA to work otherwise than as a principal, he declared. But other witnesses pointed out that a great many accountants would be deprived of their livelihood if not allowed to engage in business as principals. They operate their own businesses, and their only alternative would be attempting to find a position with a CPA.

An extremely common complaint cited to members of the investigating committee was as follows:

Applicants in Southern California have sent as many as six and eight registered letters and telephoned time and again to the office of the administrative committee trying to find out whether their applications have been approved or denied. (After sending in their applications with a $10 fee, the only response they have received is a form letter, unsigned, from the committee, saying that unless "additional information" is submitted within 15 days the application cannot be approved.) They are at a loss as to what additional information is desired. Many of them are fearful, during the many months of silence from the committee, that if they continue their practice of accountancy they may be in violation of the act and perhaps subject to a fine of as much as $500.

Commenting on this criticism, Douglas said approximately 14,400 applications had been received and that delay in handling them could in many instances be attributed to lack of staff and office facilities. At the same time, he said the majority if not all the members of the board believed the administrative committee had been "unduly meticulous" in its consideration of the applications. Testimony of members of the administrative committee indicated it followed the procedure of considering rather closely each application that came before it, granting registration where the applicant clearly met the qualifications but delaying action on all those upon whom a committee majority was not in agreement.

Said Douglas: "I think I am justified in saying that a majority, if not all, of the board members believe that it would have been better if such committees had waived all technicalities under the act and approved every application where there was a showing of equitable right to registration. This belief is held in part because of the desirability of completing the monumental task of registration at the earliest possible date and in part because the act confers on the board the right, after permits have been granted, to investigate alleged violations of the Accountancy Act and to revoke permits for stipulated causes, one of which is the practice of fraud or deceit in the obtaining of a permit. In short, the general feeling of the board has been that it would be better to grant permits to many persons who might not be legally entitled to them than to deny a permit to one person who was entitled to it. The procedures the board would like to have seen followed would have disposed much earlier of

the overwhelming majority of the applications as bona fide and would have permitted concentration on the ones concerning which there was doubt * * *."

In response to questions, Mr. Douglas agreed also that there might be injustice in the administrative committee's arbitrary notifying of applicants that they must submit "additional information" regarding their qualifications whenever the committees weren't entirely satisfied with the application.

His answer, repeatedly, was that the board had no control or authority over the committees—which it appointed. This seemed to your investigating committee to be an underlying weakness of the act as it now stands. Mr. Douglas, while admitting that the board disagreed with the administrative committee's method of operation, said the same members of the committees were reappointed because changing memberships might slow down the already slow process of handling the applications.

Douglas estimated that of the more than 14,000 applications filed, approximately 8,500 had been approved by the administrative committees at the time of the Los Angeles hearing and perhaps 1,400 denied. No denials had been formally issued, however.

Ira N. Frisby, member of the State Board of Accountancy likewise thought that the administrative committees should not function completely devoid of executive control by the Accountancy Board, but with the act so drawn, he said, there was nothing the board could do about it except find the best possible persons for membership on the administrative committees. He, too, said he was not in agreement with all the actions of the committees, but he explained willingness to continue the committees despite disagreement because they had the task of passing on applications under way and "the question was, when a year had passed, should we change horses?" He thought not.

Thomas A. Brandy, member of southern administrative committee brought another fundamental flaw in the act to light: Lack of clear definition of the qualifications of a "Public Accountant." Members of the investigating committee brought up the following borderline cases of persons who make their livings in accounting, bookkeeping, etc.:

A man who handles the accounts for half a dozen stores, gas stations and a grocery store or two. He has a small office and employs two or three persons.

A comptroller in a corporation thoroughly familiar with corporation accounting who wants to go into business for himself.

Mr. Brandy's opinion was the first man would not qualify as a public accountant. He gave no clear-cut opinion regarding the second. In the course of the testimony, however, it was revealed that no definite set of qualifications have been set up by the administrative committees. It was further revealed that once an application is denied, the applicant's only recourse is to the courts. Mr. Douglas, in earlier testimony, agreed that court review is "a long, drawn out affair."

Harry T. King, member of the southern administrative committee called the Public Accountancy Act "a law that seems, from my point of view, none too clear." He added that "I think it has been difficult to administer." Defending the denial of some applications which the investigating committee deemed borderline, Mr. King argued that:

"We have made the attempt not to injure anyone by taking away his livelihood. There is a note in the law to the effect that anyone who knows public bookkeeping would not be injured by this law. He could continue on * * * I think that most of the people who have been denied should be, and all of them could carry on without injury."

Mr. King did not take cognizance of a point previously brought out by members of the investigating committee, i.e., that the hypothetical person handling a small number of accounts in the borderline area between bookkeeping and accounting might be denied the right to call himself a public accountant and thereby lose his principal claim or certificate of competency.

However, he suggested that inequities might easily result from the deadline provision of the act, and that a possible solution might be extension of the deadline for three or four years, giving borderline persons in the field time to prepare for a public accountants' examination "a reasonable examination could be given, I don't mean a CPA examination but a one-day exam to prove basic qualifications."

H. E. Alford, chairman, southern administrative committee, explained complaints about the functioning of the southern committee's office in the following excerpts from the transcript:

Question by investigating committee: A lot of persons have come to us who have applied for registration as public accountant. They have received a rejection slip which simply says that unless further information is received within 15 days the application cannot be approved. They don't know what information to submit. They send in what they think is wanted, and never get a reply, not even to as many as six letters. Perhaps you haven't the help.

Answer: That is true. A lot of them don't receive replies to those letters.

Q. Well, it seems unjust.

A. It probably works inequity on the men. But it is a matter of not having help.

Q. In case a person gets a rejection slip and asks for a personal interview, don't you think you could have some mimeographed card to send the applicant, telling him you have received his letter and will get around to him as soon as possible.

A. That is exactly what should be done. There is no question about it.

Mr. Alford blamed delay in processing applications and failure to answer correspondence from applicants on both lack of office space and lack of employees. No employees have been requisitioned this year because of lack of space. He said that out of 8,562 applications submitted to the southern office, 5,355 have been granted and 2,536 have been rejected but not yet formally denied.

Lynn Peterson, commander of the legislative division of the American Legion, sharply criticized the act for its lack of consideration of the rights of veterans. He said: "I have had numerous complaints about it from Oregon to the Mexican border. This bill is, as all legislators know, what is referred to as a 'grandfather's bill.' It was designed for putting out of business the public accountants in due time * * * There is no provision for anybody becoming a public accountant ever again after the deadline. They are just waiting for those who do exist to die. Then you

have only CPA's. To become a CPA, veterans would have to work for somebody for a certain length of time in a CPA office. They might not get a living wage.

J. G. Tillman, former member of the administrative committee who refused reappointment, commented on the committee's use of form letters requesting more information from applicants:

"In many of the letters sent out and in interviews the committee insisted that the applicant give more background of education. If they failed to get the information the man was considered not approved. That was the principal thing that I found fault with. I thought that these applicants were human beings and good citizens. Under the law, they were fully qualified. We had many controversies on that, contrary to the testimony this morning, and I am proud to say that oftentimes I held out."

Answering a query from the investigating committee as to whether there should be two classifications in the accounting field—CPA and PA —Tillman said:

"I do. The answer is usually that we have only one class of doctors. We do have two, however. We have one class of lawyers, but perhaps we should have two. Sometimes the small-time police court lawyer is not qualified to act in a higher sense. It does remain that we do have two classes of accounting work. The small merchant and small businessman can't pay $25 to $40 a day and the small-time bookkeeper or accountant is the only answer. If he is a public accountant, I think he should be allowed to practice. Nineteen hundred CPA's and only half of them practicing can't take care of the accounting work."

He concluded: "I have just one other thought, about committee members speaking sneeringly of the public bookkeeper. In the case of three of the members of the committee on which I served for a year, the major portion of their income is from keeping books for clients. One went so far as to say 90 percent. It might be interesting to know that public bookkeeping is the largest part of the public accountant's work."

Other witnesses, including a number of accountants who have vainly and repeatedly tried to get response to the communications to the southern administrative committee, testified that the act as it is being administered is discriminatory against the private accountant who wants to get into the public field.

Among them was Paul S. Farr, treasurer's staff assistant, Douglas Aircraft Co., who declared:

"With the growth of industry in this State, the profession of accountancy should improve and grow also, but industrial accountants should not be shackled. The free movement between public and private accountancy should be on a two-way highway and not limited to a narrow one-way street as is now a part of the Accountancy Act. The act permits registered public accountants to go into private or governmental accounting replacing a qualified private or governmental accountant, but a qualified private or governmental accountant is prohibited from entering the public field unless he has been previously registered, his registration being judged by an apparently biased group desirous of keeping the number of registered accountants at a minimum. This seems to me to establish a 'closed shop agreement' by legislative enactment, and as such is against public policy."

Testimony at both northern and southern hearings strongly indicated that a far more liberal attitude in passing on applications exists in the north than in the south.

At the northern hearing, Mr. John F. Forbes, member of the State Board of Accountancy, again stressed the lack of complaints in the northern area by testifying that no complaints had been filed there to his knowledge.

He also commented on the curious administrative setup of the act, whereby the Board of Accountancy has no responsibility in the administrative field beyond appointing the members of the administrative committees, making it a system whereunder the board is not responsible to the Governor or the Legislature.

One of the most significant of the witnesses at the northern hearing was Mr. Lewis Lilly, former member of the northern committee who was not reappointed.

He said he was out of sympathy with legislation such as the Accountancy Act, that a broad enough specific definition of public accountancy could be worked out. Legislation such as the act is unnecessary, in his opinion, because the practice automatically gravitates to those who are competent to do the work.

Also significant was the testimony of Mr. J. C. Bowden, chairman of the northern administrative committee, who said his committee had received 5,969 applications, granted 3,755 and tentatively rejected 1,128. He agreed there were conflicting provisions in the act, that it was not explicit and that the original intent of the act was to obviate many of the difficulties which are included in it.

LESTER A. MCMILLAN, Chairman
JOHN L. E. COLLIER
ERNEST R. GEDDES

ANNOUNCEMENT OF COMMITTEE MEETINGS

It was announced that the following committees would hold meetings:

Upon Adjournment—
Agriculture.
Social Welfare.
Public Health.

At 8 p.m., tonight—
Livestock and Dairies.
Fish and Game.

At 9.30 a.m., Wednesday, April 9th—
Rules.

At 9 a.m., Thursday, April 10th—
Ways and Means.

GUESTS EXTENDED PRIVILEGE OF ASSEMBLY FLOOR

On request of Mr. Crowley, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to J. L. Sidener, Principal of the Rio Vista Joint Union High School, and the following pupils: Clara Agust, Betty Anzalone, Edith Carpenter, Jewel Cibulka, Don

Davis, John Del Zompo, Marie Fenton, Faye Fransconi, Rosalie Goodman, Shirley Hastings, Mary Jane Horsky, Robert Lee, Edwina Lee, Rose Lopez, Marian Maria, Mary Louise McDougal, Louis Owyoung, Dolores Pitta, Betty Rasmussen, Evelyn Redding, Ruth Vallejo, Joan Vaughn, Dolores Viegas, Beverly Whitaker, Winefred Wright, and Kazuo Yoshida.

On request of Mrs. Niehouse and Mr. Luckel, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Dennis V. Allen of San Diego.

On request of Messrs. Maloney and Berry and the San Francisco Delegation, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. Edward Gaffney and the following members of the family: Matthew, Helen, Peter, Eddie, and Margaret Mary Gaffney, and foster child Michael O'Neill of San Francisco.

On request of Mr. Dolwig, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Vincent D. Kenneod, Jr., Patricia A. Kenneod, and Gerald M. Kenneod of San Mateo.

On request of Mr. Lyons, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mr. and Mrs. Ed Davenport of Los Angeles.

ADJOURNMENT

At 3.08 p.m., on motion of Mr. Dickey, the Speaker declared the Assembly adjourned until 10 a.m., Wednesday, April 9, 1947.

SAM L. COLLINS, Speaker

GERALDINE B. HADSELL, Minute Clerk

CALIFORNIA LEGISLATURE
FIFTY-SEVENTH (GENERAL) SESSION

ASSEMBLY DAILY JOURNAL

FORTY-FIRST LEGISLATIVE DAY
NINETY-FOURTH CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO
Wednesday, April 9, 1947

The Assembly met at 10 a.m.

Hon. Sam L. Collins, Speaker of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, O'Day, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—70.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. Raymond Renwald:

Grant, we beseech Thee, O Lord, that the power of the Paschal sacrament may ever remain with us, that we may keep in mind the necessity of Thy grace, and always cooperate with it, through Christ Our Lord—AMEN.

READING OF THE JOURNAL DISPENSED WITH

On motion of Mr. Thompson, further reading of the Journal of the previous legislative day was dispensed with.

LEAVES OF ABSENCE FOR THE DAY

The following members were granted leaves of absence for the day, because of illness:

Mr. Knight, on motion of Mr. Stewart.

Mr. Field, on motion of Mr. Stewart.

The following member was granted leave of absence for the day, and desired to waive his per diem:

Mr. Huyck, on motion of Mr. Waters.

COMMUNICATIONS

By the Chief Clerk:

The following communication was received, read, and ordered printed in the Journal:

CAPITOL CORRESPONDENTS ASSOCIATION OF CALIFORNIA
SACRAMENTO, April 9, 1947

Hon. Arthur A. Ohnimus
Chief Clerk, Assembly
Sacramento, California

DEAR MR. OHNIMUS: The Standing Committee of the Capitol Correspondents Association has examined applications for authentication as accredited press representatives and recommend the following action:

Approved for Press Cards:

Associated Press—Joseph Cullivan and John C. Oglesby.

These correspondents replace Kirtley MacBride and Morrie Landsberg, of the Associated Press staff, transferred.

Sincerely,

EARL C. BEHRENS, President

By unanimous consent, the above action, as taken by the Capitol Correspondents Association of California, was ratified by the Members of the Assembly.

REPORTS OF STANDING COMMITTEES

Committee on Public Health

ASSEMBLY CHAMBER, SACRAMENTO, April 8, 1947

MR. SPEAKER: Your Committee on Public Health, to which was referred:

Senate Bill No. 972

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

DEBS, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 8, 1947

MR. SPEAKER: Your Committee on Public Health, to which was referred:

Assembly Bill No. 576

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

DEBS, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 8, 1947

MR. SPEAKER: Your Committee on Public Health, to which were referred:

Assembly Bill No. 2223
Assembly Bill No. 2603

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

DEBS, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 9, 1947

MR. SPEAKER: Your Committee on Public Health, to which was referred:

Assembly Bill No. 961

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

DEBS, Chairman

Above reported bill ordered to third reading.

Committee on Agriculture

ASSEMBLY CHAMBER, SACRAMENTO, April 9, 1947

MR. SPEAKER: Your Committee on Agriculture, to which was referred:

Senate Bill No. 298

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

CLARKE, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 9, 1947

MR. SPEAKER: Your Committee on Agriculture, to which was referred:

Senate Bill No. 359

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

CLARKE, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 9, 1947

MR. SPEAKER: Your Committee on Agriculture, to which were referred:

Assembly Bill No. 369
Assembly Bill No. 848
Assembly Bill No. 992
Assembly Bill No. 1134
Assembly Bill No. 1384

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

CLARKE, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 9, 1947

MR. SPEAKER: Your Committee on Agriculture, to which were referred:

Assembly Bill No. 1127
Assembly Bill No. 1131
Assembly Bill No. 1132
Assembly Bill No. 1135

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

CLARKE, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 9, 1947

MR. SPEAKER: Your Committee on Agriculture, to which were referred:

Assembly Bill No. 1107
Assembly Bill No. 1304
Assembly Bill No. 1305

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

CLARKE, Chairman

Above reported bills ordered to second reading.

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, April 9, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 213
Assembly Bill No. 243
Assembly Bill No. 449
Assembly Bill No. 677
Assembly Bill No. 765
Assembly Bill No. 1172
Assembly Bill No. 1181
Assembly Bill No. 1890
Assembly Bill No. 2268
Assembly Bill No. 2597

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 9, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 610
Assembly Bill No. 1593

And reports the same correctly re-engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

RE-REFERENCE OF BILLS

By order of the Speaker, the following bills were withdrawn from the file, and re-referred as follows:

Assembly Bill No. 765 re-referred to Committee on Transportation and Commerce.

Assembly Bill No. 449 re-referred to Committee on Revenue and Taxation.

Assembly Bill No. 1275 re-referred to Committee on Transportation and Commerce.

Assembly Bill No. 2265 re-referred to Committee on Transportation and Commerce.

Assembly Bill No. 2268 re-referred to Committee on Transportation and Commerce.

Assembly Bill No. 243 re-referred to Committee on Public Morals.

Assembly Bill No. 1015 re-referred to Committee on Public Morals.

Assembly Bill No. 1890 re-referred to Committee on Public Morals.

CONSIDERATION OF DAILY FILE

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 253—An act to amend Sections 26840, 27322, and 27376 of the Government Code, relating to marriage licenses and certificates of marriage.

Bill read second time, and ordered engrossed.

Assembly Bill No. 750—An act to amend Section 7d of an act entitled "An act authorizing the establishment of municipal courts, prescribing their constitution, regulation, government, procedure and jurisdiction, and providing for the election and appointment of the judges, clerks and other attaches of such courts, their terms of office, qualification and compensation and for the selection of jurors therein," approved May 23, 1925, relating to compensation of court reporters in municipal courts in cities of the first and one-half class.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1935—An act to amend Section 204e of the Code of Civil Procedure, relating to the duties and compensation of the secretary of jury commissioner of the superior court, and assistants.

Bill read second time, and ordered engrossed.

Assembly Bill No. 636—An act to amend Section 11871 of the Insurance Code, relating to the powers of the State Compensation Insurance Fund.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1019—An act to amend Section 1157 of the Government Code, relating to pay roll deductions of public employees.

Bill read second time, and ordered engrossed.

Assembly Bill No. 439—An act to amend Section 2943 of the Penal Code, relating to the discharge of prisoners, and specifying the privileges, funds, and clothing to be provided thereupon.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1567—An act to add Section 555 to the Welfare and Institutions Code, relating to juveniles.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1615—An act to add Section 6b to an act entitled "An act authorizing the establishment of municipal courts, prescribing their constitution, regulation, government, procedure and jurisdiction, and providing for the election and appointment of the judges, clerks, and other attaches of such courts, their terms of office, qualification and compensation and for the selection of jurors therein," approved May 23, 1925, relating to municipal courts.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

On page 1 of the printed bill, strike out lines 3 to 19, inclusive, and insert

"SEC. 6b. Official reporters in every municipal court in a city or city and county of the first class, appointed as provided in Sections 274c and 274d of the Code of Civil Procedure shall be attaches of such court, and in lieu of any other compensation provided by law for their services in reporting testimony and proceedings in such court, shall receive a salary of four hundred dollars ($400) per month, which shall be a charge against the general fund of the said city or city and county.

In conformity with the provisions of Section 274c of the Code of Civil Procedure, the judges of such court may appoint as many additional reporters as the business of the court may require, who shall be known as official reporters pro tempore, and who shall serve without salary but shall receive the fees provided by Section 274 of the Code of Civil Procedure, except that in lieu of the per diem fees provided in said section for reporting testimony and proceedings, said official reporters pro tempore shall in all cases receive twenty dollars ($20) per day, which shall upon order of the court be a charge against the general fund of the said city or city and county.

All per diem fees otherwise payable by law by the parties to proceedings in said court to official reporters or official reporters pro tempore shall be paid to the clerk of the court. All said fees shall be deposited in the treasury of the said city or city and county to the credit of the general fund.

Fees for transcription of testimony and proceedings in such court shall be paid by the litigants to official reporters and official reporters pro tempore as otherwise provided by law. In all cases where by law, the court may direct the payment of transcription fees out of the city or city and county treasury, such fees shall, upon order of the court, be paid from the general fund including fees for transcription of testimony and proceedings in criminal cases as provided in Section 274 of the Code of Civil Procedure which shall be paid from the city or city and county treasury.

Official reporters of such court shall be members of any retirement system maintained by any city or city and county of the first class in which they are employed. For the purpose of such retirement system the salary herein provided for such reporters shall be deemed their entire compensation.

The provisions of Section 274c of the Code of Civil Procedure with reference to the appointment, tenure of office and removal of phonographic reporters shall not apply to phonographic reporters of the criminal division of the municipal court of a city or city and county of the first class who were acting in that capacity on the effective date of this section and who were certified by the civil service commission of a city or city and county of the first class, or were appointed to the court superseded by said municipal court. All such reporters shall be deemed the duly appointed, qualified and acting phonographic reporters of the criminal division of the municipal court of a city or city and county of the first class and shall be entitled to all the benefits of the civil service and retirement provisions of the charter of a city or city and county of this class and of the rules of the civil service commission having jurisdiction respecting suspensions and dismissals of employees.

Each official phonographic reporter appointed pursuant to the provisions of Sections 274c and 274d of the Code of Civil Procedure shall retain his appointment and status as such phonographic reporter pursuant to the provisions of Section 274c and Section 274d of the Code of Civil Procedure, subject to the compulsory age of retirement under said retirement system."

Amendment No. 2

Strike out all of pages 2 and 3.

Amendments read, and adopted.
Bill ordered reprinted, and engrossed.

Assembly Bill No. 1616—An act to amend Section 79 of the Civil Code, relating to marriage without a license.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Judiciary:

Amendment No. 1

On page 1 of the printed bill, strike out lines 10 to 15, inclusive.

Amendment read, and adopted.
Bill ordered reprinted, and engrossed.

Assembly Bill No. 2124—An act to amend Section 337.5 of the Code of Civil Procedure, relating to the limitation of actions.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

On page 1, line 6, of the printed bill, strike out "bonds or coupons", and insert "general obligation bonds or coupons, not secured in whole or in part by a lien on real property,".

Amendment No. 2

On page 1, line 8, of said bill, strike out ", reclamation and irrigation".

Amendment No. 3

On page 1 of said bill, strike out lines 10 to 19, inclusive.

Amendments read, and adopted.
Bill ordered reprinted, and engrossed.

Assembly Bill No. 845—An act to amend Sections 2, 7, and 23.4 of an act entitled "An act defining credit unions, providing for their incorporation, powers, management and supervision," approved March 31, 1927, relating to the regulation of credit unions.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Finance and Insurance:

Amendment No. 1

On page 1, lines 8 and 9, of the printed bill, strike out "or for fixing the date of the annual meeting each year".

Amendment No. 2

On page 1, line 17, of said bill, after the comma, insert "not less than three".

Amendment No. 3

On page 1, line 20, of said bill, after "members", insert "not less than three".

Amendments read, and adopted.
Bill ordered reprinted, and engrossed.

Assembly Bill No. 115—An act to amend Section 54 of the Unemployment Insurance Act, relating to unemployment insurance and the amounts of benefits payable thereunder.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Finance and Insurance:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Section 54 of", and insert "Sections 403, 451, 455, and 460 of, and to add Sections 309 and 455.7 to,".

Amendment No. 2

Strike out lines 2 and 3 of the title of the printed bill, and insert "Act, relating to unemployment compensation disability insurance."

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendments is indicated by being enclosed within brackets.

Amendment No. 3

On page 1, line 1, of the printed bill, strike out "Section 54 of the Unemployment Insurance"; strike out lines 2 to 25, inclusive; and on page 2, strike out lines 1 to 10, inclusive, and insert "309 is hereby added to the Unemployment Insurance Act, to read:

Sec. 309. The commission shall maintain in the Disability Fund a separate account, to be known as the extended liability account, to which shall be credited the amounts hereinafter provided. Such extended liability account shall be charged with all disability benefit payments made on or after January 1, 1948 in respect to uninterrupted periods of disability which commenced after termination of employment.

The commission shall determine the sum of the amount of worker contributions collected under this act during the calendar years 1944 and 1945, plus the amount of worker contributions collected under Part 5 of this article prior to December 1, 1946. At the end of each calendar year, commencing with the calendar year 1946, an amount equal to such sum multiplied by the average rate of interest or other earnings received on all investments of the Disability Fund, including the part, if any, of the contributions collected during 1944 and 1945 deposited or invested in the obligations of the Unemployment Trust Fund, shall be determined by the commission and credited to the extended liability account.

If the extended liability account shall show an accumulated deficit at the end of any calendar year after interest and other earnings have been credited as provided in this section, the commission shall determine the ratio of such deficit to the total of all wages paid in employment during that year. At the end of each calendar year when the extended liability account shows such a deficit, the commission shall thereupon make an assessment against each employer with employees covered under an approved voluntary plan during that year in an amount equal to the amount of wages exempt under Section 455 of this act for that year, multiplied by such ratio, but in no event shall any such assessment exceed two-one-hundredths of 1 percent (.02%) of such wages. The provisions of Article 4 of this act with respect to the assessment and collection of contributions shall apply to the assessments provided by this section, except that interest shall not accrue until 30 days after notice of assessment. The amounts of such assessments collected by the commission shall be deposited in the Disability Fund to the credit of the extended liability account.

At the end of each calendar year when the extended liability account shows such a deficit, the extended liability account shall be credited with an amount equal to the total of all wages not exempt under Section 455 of this act during that year, multiplied by the aforementioned ratio, but in no event shall such credit exceed two-one-hundredths of 1 percent (.02%) of such wages.

SEC. 2. Section 403 of the Unemployment Insurance Act is amended to read:

Sec. 403. Unemployment compensation disability benefits shall become payable under this article one year after the effective date of this amendatory act, to eligible individuals with respect to compensable weeks of disability occurring subsequent, thereto; provided, however, that if it is determined by the Social Security Board or other higher authority that the worker contributions collected under this act during the calendar years 1944 and 1945, and heretofore deposited or invested in the obligations of the Unemployment Trust Fund of the United States of America, established by Subchapter C of Chapter 9 of the United States Internal Revenue Code, may be withdrawn and expended for the purposes of this article without conflicting with any provisions or conditions of the Federal Unemployment Tax Act or Title 3 of the Social Security Act, in order that employers of this State, subject to

the taxes imposed by the Federal Unemployment Tax Act, shall continue to receive the credits and additional credits provided in Sections 1609 and 1602 thereof; then, and in that event such amounts as determined by the commission and not in excess of such worker contributions *and the interest or other earnings thereon* shall be requisitioned from the Unemployment Trust Fund and deposited in the Disability Fund and benefits shall become payable on and after 90 days from such determination; provided further, in the event funds are so requisitioned from the Unemployment Trust Fund subsequent to July 1, 1947, such funds shall augment the contributions on deposit in the Disability Fund and shall be available for expenditure for the same purposes, except that no portion thereof shall be expended for the purposes of administering this article. *In no event shall the total amount requisitioned from the Unemployment Trust Fund for the purposes of this article, including interest or other earnings, be in excess of the amount of worker contributions collected under this act and deposited or invested in the obligations of the Unemployment Trust Fund.*

SEC. 3. Section 451 of the Unemployment Insurance Act is amended to read:

Sec. 451. The commission shall approve any voluntary plan as to which it finds that all of the following exist:

(a) The rights afforded to the covered employees are greater than those provided for in Part 2 of this article.

(b) The plan has been made available to all of the employees of the employer employed in this State except that if the employer maintains more than one distinct separate establishment in this State the plan has been made available to all employees of any such establishment *and except that such authorized regulations as may be necessary shall be prescribed applicable to individuals in partial or other forms of short time employment and to employees not in employment.*

(c) A majority of the employees of the employer employed in this State have consented to the plan, except that if the employer maintains more than one distinct, separate establishment in this State a majority of the employees employed at any such establishment have consented to the plan.

(d) If the plan provides for insurance the form of the insurance policies to be issued have been approved by the Insurance Commissioner and are to be issued by an admitted disability insurer.

(e) The employer has consented to the plan and has agreed to make the pay roll deductions required, if any, and transmit the proceeds to the plan insurer, if any.

(f) The plan provides for the inclusion of future employees.

(g) The plan is to be in effect for a period of not less than [two years] *one year* and thereafter continuously unless the commission finds that the employer or a majority of his employees employed in this State covered by such plan have given notice of the termination of such plan. Such notice shall be filed in writing with the commission and, upon such filing, shall be effective at the date indicated therein, but in any event not less than 60 days from the time of the filing of such notice.

(h) The approval of the plan or plans will not result in a substantial selection of risks adverse to the Disability Fund.

SEC. 4. Section 455 of the Unemployment Insurance Act is amended to read:

Sec. 455. From and after the effective date on which disability benefits become payable under Section 403 of this act, neither an employee [covered by an approved voluntary plan] nor his employer [is] *shall be* liable for the contributions required by Sections 44, 44.2, or 400 of this act with respect to wages paid by the employer [for employment] *while the employee is covered by an approved voluntary plan*, and such an employee [is not] *shall not be* entitled to benefits from the Disability Fund, *except as provided in this section, for a disability which commenced* while he is covered by the voluntary plan *and except that such authorized regulations as may be necessary shall be prescribed applicable to individuals simultaneously covered by one or more approved voluntary plans and the Disability Fund.*

An employee who has ceased to be covered by an approved voluntary plan shall, if otherwise eligible, thereupon immediately become entitled to benefits from the Disability Fund to the same extent as though there had been no exemption from contributions as provided in this section, except that in computing the amount of benefits to which such an employee may be entitled from the Disability Fund during the remainder of a benefit year during a portion of which he received benefits under a voluntary plan, the amount of all benefits, at a weekly rate not exceeding the employee's weekly benefit rate pursuant to Section 203 of this act, paid or to be paid to the employee under all approved voluntary plans during that benefit year, whether before or after cessation of coverage, shall be deducted from the benefits payable from the Disability Fund during that benefit year.

SEC. 5. Section 455.7 is hereby added to the Unemployment Insurance Act to read:

Sec. 455.7. Benefits paid from the Disability Fund pursuant to Section 455 of this act for a disability which commenced while an employee was covered under an approved voluntary plan shall be assessed against the employer responsible for benefits under such plan. The provisions of Article 4 of this act with respect to the assessment and collection of contributions shall apply to assessments provided by this section, except that interest shall not accrue until 30 days after notice of assessment. The amounts of such assessments collected by the commission under this section shall be deposited in the Disability Fund.

SEC. 6. Section 460 of the Unemployment Insurance Act is amended to read:

Sec. 460. The commission shall in accordance with authorized regulations, determine each fiscal year the total amount expended for added administrative work arising out of voluntary plans. The total amount so determined shall be prorated among the approved voluntary plans in effect during that year on the basis of the amount of wages paid in employment by employers to individuals participating in such plans. The commission shall make assessments of amounts so prorated against the employers responsible for benefits under such approved plans. The amount assessed shall not exceed two-one-hundredths of 1 percent (.02%) of the amount of wages paid in employment by employers to individuals participating in such plans. The provisions of Article 4 of this act with respect to the assessment and collection of contributions shall apply to the assessments provided by this section , *except that interest shall not accrue until 30 days after notice of assessment.* The amounts collected by the commission under this section shall be added to amounts otherwise made available for administration of this article."

Amendments read, and adopted.

Request for Unanimous Consent

Mr. Lyons asked for, and was granted, unanimous consent to take up further amendments to Assembly Bill No. 115, at this time, without reference to reprint or file.

Consideration of Further Amendments to Assembly Bill No. 115

Motion to Amend

Mr. Lyons moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, after "An act to", insert "repeal and add Sections 205 and 206, to".

Amendment No. 2

On page 2 of the printed bill, after line 10, insert

"SEC. 7. Sections 205 and 206 of said act are repealed.

SEC. 8. Section 205 is added to said act, to read:

Sec. 205. A disabled individual shall be eligible to receive unemployment compensation disability benefits with respect to any week in which he is unemployed due to a disability and only if the commission finds that:

(a) He has made a claim for unemployment compensation disability benefits as required by authorized regulations; and

(b) He has been continuously unemployed and disabled for a waiting period of seven consecutive days during each uninterrupted period of disability; and

(c) He has during his base period been paid wages in employment for employers, equal to not less than the minimum amount otherwise prescribed to be paid during his base period as a condition of eligibility for unemployment compensation benefits; and

(d) Except as provided in Section 252, he has submitted to a reasonable examination or examinations, if so required by the commission, for the purpose of the commission determining his mental or physical disability.

(e) He has filed a certificate as required by the provisions of Section 252 of this act.

SEC. 9. Section 206 is added to said act to read:

Sec. 206. An individual who has been continuously unemployed and disabled for a waiting period of seven consecutive days shall be eligible to receive one-seventh (1/7) of his weekly benefit amount for each day immediately following such waiting period if he is unemployed and disabled."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1328—An act to amend Section 39 of the Unemployment Insurance Act, relating to the rate of contributions.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Finance and Insurance:

Amendment No. 1

In the heading of the printed bill, after the name "Geddes", insert "Sponsored by Mr. Lyons."

Amendment No. 2

In the title of the printed bill, strike out "Section 39 of the Unemployment Insurance Act relating to the rate of contributions", and insert "Sections 39, 41, 53, 54, and 57 and to add Section 39.1 to the Unemployment Insurance Act relating to unemployment insurance."

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendments is indicated by being enclosed within brackets.

Amendment No. 3

On page 3 of the printed bill, after line 35, insert

SEC. 2. Section 41 of the Unemployment Insurance Act is amended to read:

Sec. 41. The commission shall maintain a separate account for each employer, and shall credit his account with all the contributions paid on his own behalf. But nothing in this act shall be construed to grant any employer or individuals in his service prior claims or rights to the amounts paid by him into the fund whether on his own behalf or on behalf of such individuals. Benefits paid to an unemployed individual during any benefit year shall be charged against the account of his employer during his base period; provided, that if such individual performed services in employment for more than one employer during his base period; benefits [earned by] *paid to* such individual shall be charged against the respective accounts of such employers in the proportion that the total wages [earned by] *paid to* such individual in employment for each such employer bears to the total wages paid to such individual in employment for all such employers during the base period. The maximum amount of benefits [payable under this act and] chargeable against such employer's accounts shall not be in excess of four hundred sixty-eight dollars ($468) for any one individual in any one benefit year.

SEC. 3. Section 53 of the Unemployment Insurance Act is hereby amended to read:

Sec. 53. The maximum [total] amount of benefits payable to an individual during any one benefit year shall be [determined by the total wages paid to the individual in employment for employers during his base period, and shall be the amount appearing or shall be computed in the manner set forth in Column B in the table in this section, opposite the line on which in Column A of such table there appears the wage bracket containing such wages paid to such individual. For the purpose of this section and Section 54, wages due to an individual but unpaid within the time limit set forth in Sections 201, 202, and 204 of the Labor Code of the State of California, shall be deemed wages paid to such individual.

A Amount of total wages		Maximum total amount of benefits payable
$300.00-	$349.99	$163
350.00-	399.99	188
400.00-	449.99	213
450.00-	499.99	238
500.00-	549.99	263
550.00-	599.99	
600.00-	649.99	
650.00-	699.99	16 times weekly benefit amount
700.00-	749.99	
750.00-	799.99	
800.00-	899.99	
900.00-	999.99	306
1,000.00-	1,099.99	324
1,000.00-	1,099.99	342
1,200.00-	1,299.99	360
1,300.00-	1,399.99	378
1,400.00-	1,499.99	396
1,500.00-	1,599.99	414
1,600.00-	1,699.99	414
1,700.00-	1,799.99	432
1,800.00-	1,999 99	450
2,000.00 and up		*26 times his weekly benefit amount provided that in no case shall the total amount of benefits payable be more than one-half the total wages paid such individual during his base period and provided further that if such benefit is not a multiple of one dollar ($1) it shall be computed to the next higher multiple of one dollar ($1).*

Or 16 times weekly benefit amount, whichever is the lesser.

SEC. 4. Section 57 of the Unemployment Insurance Act is amended to read:

Sec. 57. An unemployed individual shall be eligible to receive benefits with respect to any week only if the commission finds that:

(a) A claim for benefits with respect to such week has been made in accordance with such regulations as the commission may prescribe.

(b) He has registered for work, and thereafter continued to report, at a public employment office or such other place as the commission may approve, except that either or both of the requirements of this subdivision may be waived or altered by authorized regulation as to partially employed individuals attached to regular jobs.

(c) He was able to work and available for work for such week.

(d) He has been unemployed for a waiting period of one week. No week shall be counted as a week of unemployment for the purposes of this subsection:

(1) Unless it occurs within the benefit year which includes the week with respect to which he claims payment of benefits, provided that this requirement shall not interrupt the payment of benefits for consecutive weeks of unemployment, and provided further that the week immediately preceding a benefit year, if part of one uninterrupted period of unemployment which continues into such benefit year shall be deemed (for the purposes of this subsection only) to be within such benefit year as well as within the preceding benefit year.

(2) If benefits have been paid with respect thereto.

(3) Unless the individual was eligible for benefits with respect thereto in all respects, except for the requirements of this subsection (d) and Section 53.

(e) He has during his base year been paid wages for employment by employers of not less than three hundred dollars ($300) *; provided, however, that if more than 75 percent of his base-period wages were paid during a single calendar quarter, he shall not be eligible for benefits unless his total wages during the base period are not less than 30 times his weekly benefit amount.*

SEC. 5. Section 54 of the Unemployment Insurance Act is amended to read:

Sec. 54. An individual's "weekly benefit amount" shall be the amount appearing in Column B in the table set forth in this section on the line of which in Column A of such table there appears the wage bracket containing the amount of wages paid to such individual for employment by employers during the quarter of his base period in which such wages were the highest.

A Amount of wages in highest quarter	B Weekly benefit amount
$75.00-$199.99	$10
200.00- 219.99	11
220.00- 239.99	12
240.00- 259.99	13
260.00- 279.99	14
280.00- 299.99	15
300.00- 319.99	16
320.00- 339.99	17
340.00- 359.99	18
360.00- 379.99	19
380.00- 419.99	20
420.00- 459.99	21
460.00- 499.50	22
500.00- 539.99	23
540.00- 579.99	24
580.00- and over	25

SEC. 6. *Section 39.1 is added to the Unemployment Insurance Act, to read:*

Sec. 39.1. Benefits paid to a claimant for the period subsequent to a disqualification under the provisions of subsection (a) 1 of Section 58 of this act, and prior to the termination of the continuous period of unemployment commencing with such disqualification shall not be charged to any employer's account.

SEC. 7 *Section 39.1 and the amendments contained herein to Sections 39, 41, 53, 54 and 57 of the Unemployment Insurance Act shall not become operative unless the Federal Social Security Administrator, prior to January 1, 1948, certifies that the provisions of Sections 39, 39.1, 41, 53, 54, and 57 as amended by the Fifty-seventh Session of the California Legislature are in conformity with the provisions of Title 3 of the Social Security Act and/or Sections 1601 and 1602 of the Federal Unemployment Tax Act.*

SEC. 8. Section 39.1 and the amendments to Sections 41, 53, 54 and 57 shall be effective only as to claims for benefits arising during benefit years established subsequent to December 31, 1947."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 998—An act to amend Sections 520 and 10129 of the Insurance Code, relating to assignment of insurance policies.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Finance and Insurance:

Amendment No. 1

On page 1, line 10, of the printed bill, after "life", insert "policies".

Amendment No. 2

On page 1, line 10, of the printed bill, before "group", insert "to".

Amendment No. 3

On page 1, line 10, of the printed bill, before "or", insert a comma.

Amendment No. 4

On page 1, line 11, of the printed bill, after "disability", insert a comma.

Amendment No. 5

On page 1, line 11, of the printed bill, after "when", insert "any of".

Amendment No. 6

On page 1, line 12, of the printed bill, strike out "policies", and insert "group life policies, group disability policies or individual policies providing benefits for loss of time due to disability".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 846—An act to amend Sections 3 and 14 of an act entitled "An act defining credit unions, providing for their incorporation, powers, management and supervision," approved March 3, 1927, relating to the regulation of credit unions.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Finance and Insurance:

Amendment No. 1

In line 3 of the title of the printed bill, strike out "3", and insert "31".

Amendment No. 2

On page 1, line 3, of said bill, after "union", insert "shall".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 844—An act to amend Section 10 of an act entitled "An act defining credit unions, providing for their incorporation, powers, management and supervision," approved March 3, 1927, relating to the regulation of credit unions.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Finance and Insurance:

Amendment No. 1

In line 3 of the title of the printed bill, strike out "3", and insert "31".

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 388—An act to add Section 4019.5 to the Penal Code, relating to the discipline of prisoners in prisons, jails and other places of detention.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Crime and Correction:

Amendment No. 1

On page 1, line 13, of the printed bill, after "constable", insert ", police officer, warden".

Amendment No. 2

On page 1, line 15, of said bill, after "exercise", strike out "disciplinary control", and insert "the right of punishment".

Amendment No. 3

On page 1, line 20, of said bill, after "constable", insert ", police officer, warden".

Amendment No. 4

On page 1, line 23, of said bill, after "committees", strike out ", or by the use of similar practices, or by any other means".

Amendment No. 5

On page 2, line 1, of said bill, strike out lines 1 to 4, inclusive.

Amendment No. 6

On page 2, line 5, of said bill, strike out "(f)", and insert "(e)".

Amendment No. 7

On page 2, line 8, of said bill, strike out "(g)", and insert "(f)".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 495—An act to add Section 69.5 to the Civil Code, relating to applications for marriage licenses.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

On page 1, line 13, of the printed bill, after the period, insert "If the judge determines that the application for issuance of a license prior to expiration of the 72-hour period is made only for reasons of personal convenience of the parties, or that good cause therefor does not exist, he shall deny such application."

Amendment No. 2

On page 1, lines 10 and 11, of the printed bill, strike out: ", or in the absence of such judge, any other magistrate there present,".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 978—An act to define and regulate the practice of shorthand reporting; creating a State Board of Shorthand Reporting, and providing for its powers and duties; providing for the examination and certification of shorthand reporters, with the designation of "certified shorthand reporter"; providing for the reporting of depositions by certified shorthand reporters; prescribing penalties for violations of this

act; and to amend Section 270 of the Code of Civil Procedure, relating to shorthand reporting.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

Commencing on page 2, line 51, of the printed bill, as amended in the Assembly on April 2, 1947, strike out ", upon written charges filed with the board, and hearing thereon, after written notice deposited in the United States mail, postage prepaid, and directed to the holder at his last known address not less than ten (10) days prior to said hearing", ending on page 3, line 3, of said bill.

Amendment No. 2

On page 3 of the printed bill, following line 12, insert
"The proceedings shall be conducted in accordance with Chapter 5 of Part 1 of Division 3 of Title 2 of the Government Code, and the board shall have all of the powers granted therein."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1417—An act to repeal Sections 1435, 1435.1, 1435.2, 1435.3, 1435.4, 1435.5, 1435.6, 1435.7, 1435.8, 1435.9, and 1435.10 of the Probate Code, and to add a new chapter to Division 4 of said code to be numbered Chapter 2A, consisting of Sections 1435.1 to 1435.39, inclusive, relating to the management, control, and disposition of the community real property and the homestead property of insane or incompetent persons.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

On page 2, line 21, of the printed bill, strike out "owned or where real property or any interest therein is".

Amendment No. 2

On page 2, line 37, of the printed bill, between "petition" and "for", insert "the court".

Amendment No. 3

On page 3, line 12, of said bill, strike out "resident", and insert "within the second degree residing".

Amendment No. 4

On page 4, line 4, of said bill, strike out "10", and insert "21".

Amendment No. 5

On page 4, line 12, of said bill, strike out "resident", and insert "within the second degree residing".

Amendment No. 6

On page 4, line 13, of said bill, strike out "three weeks", and insert "21 days".

Amendment No. 7

On page 4 of said bill, following line 30, insert
"1435.20. If the alleged incompetent person is a patient at a state institution under the jurisdiction of the Department of Mental Hygiene, the petition shall set forth the name of such institution, and a copy of such notice shall be mailed to the Director of Mental Hygiene at his office in Sacramento at least 21 days prior to the hearing, and the director may appear and represent the interests of such incompetent spouse."

Amendment No. 8

On page 4, line 31, of said bill, strike out "1435.20", and insert "1435.21".

Amendment No. 9

On page 4, line 36, of said bill, strike out "1435.21", and insert "1435.22".

Amendment No. 10

On page 4, line 43, of said bill, strike out "1435.22", and insert "1435.23".

Amendment No. 11

On page 4, line 49, of said bill, strike out "1435.23", and insert "1435.24".

Amendment No. 12

On page 5, line 3, of said bill, strike out "1435.24", and insert "1435.25".

Amendment No. 13

On page 5, line 8, of said bill, strike out "1435.25", and insert "1435.26".

Amendment No. 14

On page 5, line 15, of said bill, strike out "1435.26", and insert "1435.27".

Amendment No. 15

On page 5, line 19, of said bill, strike out "1435.27", and insert "1435 28".

Amendment No. 16

On page 5, line 25, of said bill, between "to" and "apply", insert "account for and".

Amendment No. 17

On page 5, line 25, of said bill, between "may" and "direct", insert "in its order, or an order upon subsequent petition".

Amendment No. 18

On page 5, line 29, of said bill, strike out "1435.28", and insert "1435.29".

Amendment No. 19

On page 5, line 33, of said bill, strike out "1435 29", and insert "1435.30".

Amendment No. 20

On page 5, line 37, of said bill, strike out "1435.30", and insert "1435.31".

Amendment No. 21

On page 5, line 41, of said bill, strike out "1435.31", and insert "1435.32".

Amendment No. 22

On page 5, line 46, of said bill, strike out "of the county,".

Amendment No. 23

On page 5, line 48, of said bill, strike out "1435 32", and insert "1435.33".

Amendment No. 24

On page 6, line 1, of said bill, strike out "1435 33", and insert "1435.34".

Amendment No. 25

On page 6, line 7, of said bill, strike out "1435.34", and insert "1435.35".

Amendment No. 26

On page 6, line 15, of said bill, strike out "1435.35", and insert "1435.36".

Amendment No. 27

On page 6, line 22, of said bill, strike out "1435.36", and insert "1435.37".

Amendment No. 28

On page 6, line 26, of said bill, strike out "1435 37", and insert "1435.38".

Amendment No. 29

On page 6, line 28, of said bill, strike out "file", and insert "apply by".

Amendment No. 30

On page 6, line 28, of said bill, between "petition" and "in", insert ", filed".

Amendment No. 31

On page 6, line 33, of said bill, after "petition", insert "The proceedings upon such petition shall be as prescribed in Sections 1471 and 1472 of this code."

Amendment No. 32

On page 6 of said bill, strike out lines 34 and 35.

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 622—An act to add Section 7.3 to the Unemployment Insurance Act, relating to unemployment insurance and employments excluded therefrom.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Finance and Insurance:

Amendment No. 1

On page 1, line 6, of the printed bill, between "Code" and the period, insert ", or a business opportunity salesman licensed as such under the provisions of Chapter 4 of Part 1, Division 4 of the Business and Professions Code".

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1505—An act to add Section 59 to the Unemployment Insurance Act, relating to seasonal employments.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Finance and Insurance:

Amendment No. 1

Strike out line 2 of the title of the printed bill, and insert "to add Sections 9505 and 9607 to the Labor Code, relating to unemployment and disability benefits."

Amendment No. 2

On page 1 of the printed bill, strike out lines 3 to 12, inclusive, and insert

"Sec. 59. A seasonal worker shall not be eligible for benefits during any calendar quarter of his benefit year unless he has received wages equal to at least seven and one-half times his weekly benefits amount in the corresponding calendar quarter of his base period.

An individual is presumed to be a seasonal worker if the commission finds that:

1. During each of the two calendar years immediately preceding his benefit year he was unemployed for more than 26 weeks and his periods of employment occurred in approximately the same seasons; and

2. He was not, during substantially the entire time of his unemployment in such years, registered for work in accordance with authorized regulations, or if so registered was not ready, willing, and able to accept any suitable work during any portion of such periods when he was not disabled. The term "employment" as used in this section includes any service for wages whether or not otherwise subject to this act.

SEC. 2. Section 9505 is added to the Labor Code, to read:

9505. A seasonal worker shall not be eligible for benefits during any calendar quarter of his benefit year unless he has received wages equal to at least seven and one-half times his weekly benefit amount in the corresponding calendar quarter of his base period.

An individual is presumed to be a seasonal worker if the commission finds that:

(a) During each of the two calendar years immediately preceding his benefit year he was unemployed for more than 26 weeks and his periods of employment occurred in approximately the same seasons; and

(b) He was not, during substantially the entire time of his unemployment in such years, registered for work in accordance with authorized regulations, or if so registered was not ready, willing, and able to accept any suitable work during any portion of such periods when he was not disabled. The term "employment" as used

in this section includes any service for wages whether or not otherwise subject to this act.

SEC. 3. Section 9607 is added to the Labor Code, to read:

9607. A seasonal worker shall not be eligible for benefits during any calendar quarter of his benefit year unless he has received wages equal to at least seven and one-half times his weekly benefit amount in the corresponding calendar quarter of his base period.

An individual is presumed to be a seasonal worker if the commission finds that:

(a) During each of the two calendar years immediately preceding his benefit year he was unemployed for more than 26 weeks and his periods of employment occurred in approximately the same seasons; and

(b) He was not, during substantially the entire time of his unemployment in such years, registered for work in accordance with authorized regulations, or if so registered was not ready, willing, and able to accept any suitable work during any portion of such periods when he was not disabled. The term "employment" as used in this section includes any service for wages whether or not otherwise subject to this act.

SEC. 4. Sections 2 and 3 of this act become operative only if the Unemployment and Disability Compensation Law is enacted by the Legislature at its Fifty-seventh Regular General Session, and in such case at the same time as the said act takes effect; at which time Section 59 of the Unemployment Insurance Act is hereby repealed."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

SECOND READING OF SENATE BILLS

Senate Bill No. 119—An act to amend Section 674 of the Code of Civil Procedure, relating to the extinction of liens by staying enforcement of judgments or decrees on appeal.

Bill read second time, and ordered to third reading.

Senate Bill No. 120—An act to amend Section 2957 of the Civil Code, relating to mortgages.

Bill read second time, and ordered to third reading.

Senate Bill No. 324—An act to amend Sections 16500, 16501, 16503, 16508, 16521, 16523, 16531, 16533, 16562, and 16581 of the Government Code and to repeal an act entitled "An act to authorize and control the deposit in banks of money belonging to or in the custody of the State and to repeal all acts or parts of acts in conflict with this act," approved April 12, 1923, and an act entitled "An act providing for the designation of money in the State Treasury as surplus money, authorizing the investment and reinvestment of such money in certain classes of bonds, directing the disposal of interest or premium received therefrom and permitting the subsequent sale or exchange of the bonds so purchased," approved June 10, 1913, relating to the deposit of state funds.

Bill read second time, and ordered to third reading.

Senate Bill No. 665—An act to amend Section 10270.5 of the Insurance Code, relating to group disability insurance.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Finance and Insurance:

Amendment No. 1

On page 1, line 16, of the printed bill, as amended in the Senate on March 27, 1947, before "for", insert "or spouses".

Amendment No. 2

On page 2, line 5, of the printed bill, after "dependents", insert "or spouses".

Amendment No. 3

On page 2, line 14, of the printed bill, after "dependents", insert "or spouses".

Amendments read, and adopted.

Bill ordered reprinted, and to third reading.

THIRD READING OF SENATE BILLS

Senate Bill No. 1075—An act to add Section 6.15 to the Alcoholic Beverage Control Act, relating to alcoholic beverages.

Bill read third time.

Motion to Amend

Mr. Cooke moved the adoption of the following amendment:

Amendment No. 1

On page 2, line 1, of the printed bill, following the period after "guests", strike out "Such license is not trans"; strike out line 2, and "by whom renewed." in line 3, and insert

"No on sale general license held by a club, as defined in this act, at the time this act becomes a law, and no license issued pursuant to this act, shall be transferable to another person from the person to whom issued or by whom renewed."

Amendment read, and adopted.

Bill ordered reprinted, and to third reading.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, April 8, 1947

MR. SPEAKER. I am directed to inform your honorable body that the Senate on this day passed:

Assembly Bill No. 432
Assembly Bill No. 1122
Assembly Bill No. 1668

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bills ordered enrolled.

SENATE CHAMBER, SACRAMENTO, April 8, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed:

Senate Bill No. 49
Senate Bill No. 101
Senate Bill No. 102
Senate Bill No. 103
Senate Bill No. 104
Senate Bill No. 105
Senate Bill No. 106
Senate Bill No. 220
Senate Bill No. 354
Senate Bill No. 370
Senate Bill No. 450
Senate Bill No. 686
Senate Bill No. 987
Senate Bill No. 1045
Senate Bill No. 1205

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS

The following bills were read the first time:

Senate Bill No. 49—An act to amend Section 413 of the Code of Civil Procedure, relating to service of summons.

Referred to Committee on Judiciary.

Senate Bill No. 101—An act to amend Section 226 of the Civil Code, relating to adoptions.

Referred to Committee on Judiciary.

Senate Bill No. 102—An act to amend Section 224m of the Civil Code, relating to adoption.

Referred to Committee on Judiciary.

Senate Bill No. 103—An act to amend Section 227b of the Civil Code, relating to adoptions.

Referred to Committee on Judiciary.

Senate Bill No. 104—An act to add Section 255m to the Civil Code, relating to adoptions.

Referred to Committee on Judiciary.

Senate Bill No. 105—An act to amend Section 551 of the Welfare and Institutions Code, relating to children.

Referred to Committee on Judiciary.

Senate Bill No. 106—An act to add Section 226m to the Civil Code, relating to adoption.

Referred to Committee on Judiciary.

Senate Bill No. 220—An act to amend Sections 11500, 11501, 11503, 11504, 11518, 11520, and 11523 of the Government Code, to repeal Section 11514 thereof, and to add new Sections 11514 and 11529 thereto, all relating to administrative procedure.

Referred to Committee on Governmental Efficiency and Economy.

Senate Bill No. 354—An act to add Section 11275 to the Government Code, relating to the administrative costs of state agencies.

Referred to Committee on Governmental Efficiency and Economy.

Senate Bill No. 370—An act to amend Sections 72 and 78 of the Military and Veterans Code, relating to the Department of Veterans Affairs.

Referred to Committee on Military Affairs.

Senate Bill No. 450—An act to add Section 401 to the Code of Civil Procedure, relating to the commencement and trial of actions.

Referred to Committee on Judiciary.

Senate Bill No. 686—An act to add Section 553.3 to the Agricultural Code, relating to evaporated chocolate milk.

Referred to Committee on Livestock and Dairies.

Senate Bill No. 987—An act to repeal Section 395.7 of the Military and Veterans Code, relating to rights of restoration to former or like positions by members of the State Guard leaving private employment for active service in the State Guard.

Referred to Committee on Military Affairs.

Senate Bill No. 1045—An act to amend Section 21 of the Bank Act, relating to surplus of banks, Sections 23, 60, and 82 of the Bank Act, relating to the minimum capital requirements for new banks, and Section 9, relating to the establishment of branch banks.

Referred to Committee on Finance and Insurance.

Senate Bill No. 1205—An act to amend Section 201 of the Labor Code, relating to the payment of wages.

Referred to Committee on Industrial Relations.

REPORTS OF STANDING COMMITTEES

Committee on Fish and Game

ASSEMBLY CHAMBER, SACRAMENTO, April 8, 1947

MR. SPEAKER: Your Committee on Fish and Game, to which were referred:

Assembly Bill No. 186
Assembly Bill No. 625
Assembly Bill No. 1561
Assembly Bill No. 2027
Assembly Bill No. 2131

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

ERWIN, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 8, 1947

MR. SPEAKER: Your Committee on Fish and Game, to which were referred:

Assembly Bill No. 1039
Assembly Bill No. 1355

Has had the same under consideration, and reports the same back without recommendation, and be re-referred to Committee on Governmental Efficiency and Economy.

ERWIN, Chairman

Above reported bills re-referred to Committee on Governmental Efficiency and Economy.

ASSEMBLY CHAMBER, SACRAMENTO, April 8, 1947

MR. SPEAKER: Your Committee on Fish and Game, to which were referred:

Assembly Bill No. 483
Assembly Bill No. 623
Assembly Bill No. 745
Assembly Bill No. 787
Assembly Bill No. 879

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

ERWIN, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 8, 1947

MR. SPEAKER: Your Committee on Fish and Game, to which was referred:

Assembly Bill No. 604

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, do pass, as amended, and re-refer to Committee on Ways and Means.

ERWIN, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 8, 1947

MR. SPEAKER: Your Committee on Fish and Game, to which were referred:

Senate Bill No. 679
Senate Bill No. 946
Senate Bill No. 947
Senate Bill No. 1420

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

ERWIN, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 8, 1947

MR. SPEAKER: Your Committee on Fish and Game, to which were referred:

Assembly Bill No. 1517
Assembly Bill No. 2068

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

ERWIN, Chairman

Above reported bills ordered to second reading.

Committee on Social Welfare

ASSEMBLY CHAMBER, SACRAMENTO, April 9, 1947

MR. SPEAKER: Your Committee on Social Welfare, to which was referred:

Assembly Bill No. 1529

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, do pass, as amended, and re-refer to Committee on Ways and Means.

NIEHOUSE, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 9, 1947

MR. SPEAKER: Your Committee on Social Welfare, to which were referred:

Assembly Bill No. 606
Assembly Bill No. 1445

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

NIEHOUSE, Chairman

Above reported bills ordered to second reading.

Committee on Livestock and Dairies

ASSEMBLY CHAMBER, SACRAMENTO, April 9, 1947

MR. SPEAKER: Your Committee on Livestock and Dairies, to which was referred:

Assembly Bill No. 989

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

THORP, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 9, 1947

MR. SPEAKER: Your Committee on Livestock and Dairies, to which was referred:

Assembly Bill No. 371

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

THORP, Chairman

Above reported bill ordered to second reading.

NOTICE OF MOTION TO RECONSIDER CONTINUED

Messrs. Thomas and Doyle asked for, and were granted, unanimous consent that their notice of motion to reconsider Assembly Bill No. 14 be continued until the next legislative day.

CONSIDERATION OF DAILY FILE (RESUMED)

UNFINISHED BUSINESS

CONSIDERATION OF SENATE AMENDMENTS

Assembly Bill No. 2273—An act to provide for a comprehensive survey of the System of Publicly Supported Higher Education in California, including the junior colleges, the state colleges and the University of California and making an appropriation therefor, declaring the urgency thereof, to take effect immediately.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 2273?

Amendment No. 1

On page 1, line 6, of the printed bill, as amended in the Assembly on March 20, 1947, strike out "One Member", and insert "Two Members".

Amendment No. 2

On page 1, line 7, of said bill, strike out "one Member", and insert "two Members".

Amendment No. 3

On page 2, line 18, of said bill, after "Session", insert "within five days after the convening thereof".

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 2273 by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burns, Butters, Caldecott, Clarke, Conrad, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, O'Day, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—66.

NOES—Collier and Cooke—2.

Assembly Bill No. 2273 ordered enrolled.

RECESS

At 11 a.m., on motion of Mr. Dickey, the Assembly recessed until 11.10 a.m.

REASSEMBLED

At 11.10 a.m., the Assembly reconvened.

Hon. Sam L. Collins, Speaker of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

MOTION TO WITHDRAW ASSEMBLY BILL NO. 124 FROM COMMITTEE

In compliance with a notice given on a previous day, Mr. Ralph C. Dills moved that Assembly Bill No. 124 be withdrawn from the Committee on Ways and Means, and be placed upon the file.

Point of Order

Mr. M. Philip Davis arose to the following point of order: That Mr. Ralph C. Dills is not speaking to the subject.

Ruling by Speaker

Speaker Collins ruled the point of order well taken.

Demand for Previous Question

Messrs. James, Kirkwood, Grunsky, Heisinger, and Waters demanded the previous question.

Demand for previous question sustained.

The question being on the motion by Mr. Ralph C. Dills that Assembly Bill No. 124 be withdrawn from the Committee on Ways and Means, and be placed upon the file.

The roll was called.

Call of the Assembly

Pending the announcement of the vote, Mr. Ralph C. Dills moved a call of the Assembly.

Motion carried. Time, 11.15 a.m.

The Speaker directed the Sergeant-at-Arms to close the doors, and to bring in the following absent members:

Brady, Carey, Doyle, Field, Huyck, Knight, Lowrey, Sheridan, Stephenson, and Weber—10.

PROCEEDINGS UNDER CALL OF THE ASSEMBLY BY UNANIMOUS CONSENT

TEMPORARY SUSPENSION OF ASSEMBLY RULE NO. 85

Mr. Dickey asked for, and was granted, unanimous consent that Assembly Rule No. 85 be temporarily suspended for the purpose of placing a call of the Assembly on any matter on file.

REQUEST FOR UNANIMOUS CONSENT THAT ASSEMBLY CONCURRENT RESOLUTION NO. 13 BE WITHDRAWN FROM THE COMMITTEE ON CIVIL SERVICE AND STATE PERSONNEL, AND BE RE-REFERRED TO THE COMMITTEE ON MILITARY AFFAIRS

Mr. McCollister asked for, and was granted, unanimous consent that Assembly Concurrent Resolution No. 13 be withdrawn from the Committee on Civil Service and State Personnel, and be re-referred to the Committee on Military Affairs.

REQUEST FOR UNANIMOUS CONSENT THAT SENATE BILL NO. 605 BE WITHDRAWN FROM THE COMMITTEE ON MUNICIPAL AND COUNTY GOVERNMENT, AND BE RE-REFERRED

Mr. Thurman asked for, and was granted, unanimous consent that Senate Bill No. 605 be withdrawn from the Committee on Municipal and County Government, and be re-referred to the Committee on Conservation, Planning, and Public Works.

REQUEST FOR UNANIMOUS CONSENT THAT ASSEMBLY BILLS NOS. 580, 581, 582, 583, 584, AND 585 BE WITHDRAWN FROM THE COMMITTEE ON SOCIAL WELFARE, AND BE RE-REFERRED

Mr. Rosenthal asked for, and was granted, unanimous consent that Assembly Bills Nos. 580, 581, 582, 583, 584, and 585 be withdrawn from the Committee on Social Welfare, and be re-referred to the Committee on Judiciary.

RESOLUTIONS

The following resolution was offered:

By Mr. Dickey:

House Resolution No. 141

Resolved, That the following named persons be and they are hereby stricken from the pay roll upon completion of work on Wednesday, April 9, 1947:

	Per day
Eddie Gaffney, Page	$3 00
Peter Gaffney, Page	3 00

Request for Unanimous Consent

Mr. Dickey asked for, and was granted, unanimous consent to take up House Resolution No. 141, at this time, without reference to committee or file.

Resolution read, and adopted.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

The following resolution was offered:

Assembly Concurrent Resolution No. 62: By Mr. Anderson—Relative to Clyde Burgett.

Referred to Committee on Rules.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, April 9, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 2599—An act making an appropriation in augmentation of Item 26 of the Budget Act of 1945, for support of the Governor and the Governor's Office, to take effect immediately;

And reports that the same has been correctly enrolled, and presented to the Governor on the ninth day of April, 1947, at 10.30 a.m.

WEBER, Chairman

Committee on Judiciary

ASSEMBLY CHAMBER, SACRAMENTO, April 8, 1947

MR. SPEAKER: Your Committee on Judiciary, to which was referred:

Assembly Bill No. 742

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be re-referred to Committee on Ways and Means.

BROWN, Chairman

Above reported bill re-referred to Committee on Ways and Means.

ASSEMBLY CHAMBER, SACRAMENTO, April 8, 1947

MR. SPEAKER: Your Committee on Judiciary, to which was referred:

Assembly Bill No. 141

Has had the same under consideration, and reports the same back with the recommendation: Do pass, as amended, and be re-referred to Committee on Ways and Means.

BROWN, Chairman

Above reported bill re-referred to Committee on Ways and Means.

ASSEMBLY CHAMBER, SACRAMENTO, April 8, 1947

MR. SPEAKER: Your Committee on Judiciary, to which were referred:

Assembly Bill No. 92
Assembly Bill No. 110
Assembly Bill No. 666
Assembly Bill No. 667
Assembly Bill No. 668
Assembly Bill No. 670
Assembly Bill No. 695
Assembly Bill No. 818
Assembly Bill No. 819
Assembly Bill No. 928
Assembly Bill No. 1017
Assembly Bill No. 1259
Assembly Bill No. 1418
Assembly Bill No. 1786

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

BROWN, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 9, 1947

MR. SPEAKER: Your Committee on Judiciary, to which were referred:

Assembly Bill No. 1411
Assembly Bill No. 1700

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

BROWN, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 8, 1947

MR. SPEAKER: Your Committee on Judiciary, to which were referred:

Assembly Bill No. 19
Assembly Bill No. 817
Assembly Bill No. 820

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

BROWN, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 8, 1947

MR. SPEAKER: Your Committee on Judiciary, to which were referred:

Assembly Bill No. 669
Assembly Bill No. 763
Assembly Bill No. 1409
Assembly Bill No. 1936

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

BROWN, Chairman

Above reported bills ordered to second reading.

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, April 9, 1947

MR. SPEAKER: Your Committee on Rules, to which was referred:

Assembly Bill No. 1153

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

DICKEY, Chairman

Above reported bill ordered to second reading.

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, April 9, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 143

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bill ordered to third reading.

REQUESTS FOR PERMISSION TO INTRODUCE BILLS

The following request for permission to introduce a bill was presented:

By Mr. Waters:

ASSEMBLY CHAMBER, SACRAMENTO, April 9, 1947

MR. SPEAKER: In accordance with the provisions of Article IV, Section 2, of the Constitution, I request permission to introduce a bill, the title of which is as follows:

An act to amend Section 10434 of the Insurance Code, relating to regulation of life and disability insurers.

Respectfully submitted.

LAUGHLIN E. WATERS

Request referred to Committee on Legislative Procedure.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, April 9, 1947

MR. SPEAKER: Your Committee on Legislative Procedure, to which was referred the following bill, herewith returns the same with the recommendation that the author be permitted to introduce it:

By Mr. Waters:

An act to amend Section 10434 of the Insurance Code, relating to regulation of life and disability insurers.

WEBER, Chairman

The roll was called, and permission granted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sherwin, Silliman, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—70.

NOES—None.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bill was introduced, and read the first time:

Assembly Bill No. 2659: By Mr. Waters—An act to amend Section 10434 of the Insurance Code, relating to regulation of life and disability insurers.

Referred to Committee on Finance and Insurance.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, April 8, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed:

Senate Bill No. 372
Senate Bill No. 988

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS (RESUMED)

The following bill was read the first time:

Senate Bill No. 372—An act to amend Sections 68 and 78 and to repeal Section 72 of the Military and Veterans Code, relating to the California Veterans Board and the Director of Veterans Affairs.

Referred to Committee on Military Affairs.

Senate Bill No. 988—An act amending Section 395 of the Military and Veterans Code, relating to the pay and allowances of National Guard officers and enlisted men while on active duty in the service of the State and attending drills, camps or special exercises sponsored by federal authority or while serving in cases of an emergency; the right to be reinstated to employment following return from full-time active duty after an emergency and the procedure therefor.

Referred to Committee on Military Affairs.

MOTION TO GIVE AUTHORIZATION TO THE CHIEF CLERK TO MAKE NEEDED REPAIRS IN THE ENGROSSING AND ENROLLING ROOM

Mr. Weber moved that the Assembly authorize the Chief Clerk to see that needed soundproofing repairs, new lighting, and other needed improvements, are made in the Engrossing and Enrolling Room; and that he be instructed to give orders for said repairs, at once.

Mr. Field seconded the motion.

~~Motion carried.~~

Motion to Expunge Record, and Rescind Action on Motion

Mr. Dickey moved to expunge the record, and rescind the action whereby the motion by Mr. Weber, to instruct the Chief Clerk to make needed repairs in the Engrossing and Enrolling Room was this day carried, pending an investigation.

By unanimous consent, the record was expunged, and the action rescinded on the motion by Mr. Weber.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, April 9, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 363	Assembly Bill No. 1530
Assembly Bill No. 1477	Assembly Bill No. 1851
Assembly Bill No. 1480	Assembly Bill No. 2159

And reports the same correctly re-engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 736—An act to amend Sections 2897 and 2898 of the Elections Code, relating to death of candidate before an election.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—70.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 854—An act to amend Section 678 of the Elections Code, relating to precinct boards.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—72.

NOES—Butters—1.

Bill ordered transmitted to the Senate.

Speaker Pro Tempore Presiding

At 11.25 a.m., Hon. Thomas A. Maloney, Speaker pro Tempore of the Assembly, presiding.

Assembly Bill No. 610—An act to amend Sections 427, 428, and 432 of the Fish and Game Code, relating to hunting and fishing, and the issuance of licenses therefor.

Bill read third time.

Assembly Bill No. 610 passed on file, for purpose of amendment, by unanimous consent.

Speaker Presiding

At 11.30 a.m., Hon. Sam L. Collins, Speaker of the Assembly, presiding.

Assembly Bill No. 777—An act to amend Section 452 of the Fish and Game Code, relating to unlawful possession.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Beck, Berry, Blosser, Boyd, Burke, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Crichton, Lester T. Davis, M. Philip Davis, Debs, Clayton A. Dills, Dolwig, Dunn, Erwin, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Price, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thurman, Waters, and Wollenberg—53.

NOES—Bennett, Brown, Burns, George D. Collins, Crowley, and Sheridan—6.

Bill ordered transmitted to the Senate.

Assembly Bill No. 780—An act to amend Section 2 of the Fish and Game Code, relating to definitions.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Dunn, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—70.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1593—An act to add Section 1238.2 to the Code of Civil Procedure, relating to farmers' free market, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Motion to Amend

Mr. Wollenberg moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 6, of the printed bill, as amended in the Assembly on April 7, 1947, strike out "Property", and insert "Contiguous property at one site".

Amendment read, and adopted.

Bill ordered reprinted, and re-engrossed.

REQUESTS FOR PERMISSION TO INTRODUCE BILLS

The following request for permission to introduce a bill was presented:

By Mr. Heisinger:

ASSEMBLY CHAMBER, SACRAMENTO, April 9, 1947

MR. SPEAKER: In accordance with the provisions of Article IV, Section 2, of the Constitution, I request permission to introduce a bill, the title of which is as follows:

An act to provide for the conservation of animal life within the State by providing water for the conservation of migratory fish and bird life, and livestock, and

for that purpose to add Article 12, comprising Section 11296, to Chapter 2, Part 3, Division 6 of the Water Code, relating to the use and transfer of water.

Respectfully submitted.

S. L. HEISINGER

Request referred to Committee on Legislative Procedure.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, April 9, 1947

MR. SPEAKER: Your Committee on Legislative Procedure, to which was referred the following bill, herewith returns the same with the recommendation that the author be permitted to introduce it:

By Mr. Heisinger:

An act to provide for the conservation of animal life within the State by providing water for the conservation of migratory fish and bird life, and livestock, and for that purpose to add Article 12, comprising Section 11296, to Chapter 2, Part 3, Division 6 of the Water Code, relating to the use and transfer of water.

WEBER, Chairman

The roll was called, and permission granted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—73.

NOES—None.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bill was introduced, and read the first time:

Assembly Bill No. 2660: By Mr. Heisinger—An act to provide for the conservation of animal life within the State by providing water for the conservation of migratory fish and bird life, and livestock, and for that purpose to add Article 12, comprising Section 11296, to Chapter 2, Part 3, Division 6 of the Water Code, relating to the use and transfer of water.

Referred to Committee on Fish and Game.

REPORTS OF STANDING COMMITTEES

Committee on Agriculture

ASSEMBLY CHAMBER, SACRAMENTO, April 9, 1947

MR. SPEAKER: Your Committee on Agriculture, to which was referred:

Assembly Bill No. 1133

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

CLARKE, Chairman

Above reported bill ordered to second reading.

FURTHER PROCEEDINGS UNDER CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 124

At 12.05 a.m., on motion of Mr. Ralph C. Dills, further proceedings under the call of the Assembly were dispensed with.

The names of the absentees were called, and the motion to withdraw Assembly Bill No. 124 from the Committee on Ways and Means carried by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Brady, Brown, Carey, George D. Collins, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Hawkins, Heisinger, Hollibaugh, Kilpatrick, Lowrey, Luckel, Lyons, McCollister, McMillan, Miller, Niehouse, O'Day, Robertson, Rosenthal, Sheridan, and Thomas—41.

NOES—Blosser, Boyd, Burke, Burns, Butters, Caldecott, Clarke, Collier, Conrad, M. Philip Davis, Dickey, Dolwig, Erwin, Field, Grunsky, Hahn, Hinckley, Hinton, James, Johnson, Kirkwood, Loomis, Maloney, Price, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—36.

Assembly Bill No. 124 ordered to third reading.

REQUEST FOR UNANIMOUS CONSENT THAT SENATE BILL NO. 527 BE WITHDRAWN FROM THE COMMITTEE ON MUNICIPAL AND COUNTY GOVERNMENT, AND BE RE-REFERRED

Mr. Boyd asked for, and was granted, unanimous consent that Senate Bill No. 527 be withdrawn from the Committee on Municipal and County Government, and be re-referred to the Committee on Agriculture.

RECESS

At 12.10 p.m., on motion of Mr. Dickey, the Assembly recessed until 2 p.m.

REASSEMBLED

At 2 p.m., the Assembly reconvened.

Hon. Thomas A. Maloney, Speaker pro Tempore of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, April 9, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 167

And reports the same correctly re-engrossed.

WEBER, Chairman

Above reported bill ordered to third reading.

REQUEST FOR UNANIMOUS CONSENT TO TAKE UP ASSEMBLY CONCURRENT RESOLUTION NO. 57, OUT OF ORDER

Mr. Dunn asked for, and was granted, unanimous consent that Assembly Concurrent Resolution No. 57 be taken up out of order, at this time.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 57

Assembly Concurrent Resolution No. 57—Relative to the Hayward Area Chamber of Commerce.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans,

Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, James, Johnson, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Price, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thompson, Thorp, Thurman, and Waters—57.

NOES—None.

Resolution ordered transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT THAT ASSEMBLY BILL NO. 2168 BE WITHDRAWN FROM FILE, AND BE RE-REFERRED TO COMMITTEE

Mr. Sherwin asked for, and was granted, unanimous consent that Assembly Bill No. 2168 be withdrawn from the third reading file, and be re-referred to the Committee on Elections and Reapportionment.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 856—An act to amend Section 3043 of the Elections Code, relating to nomination papers.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Beck, Bennett, Berry, Blosser, Brady, Brown, Burns, Butters, Caldecott, Carey, Clarke, Conrad, Cooke, Crichton, Crowley, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinton, Hollibaugh, James, Johnson, Kirkwood, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Price, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thompson, Thorp, Thurman, Waters, and Weber—55.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 934—An act to amend Section 652 of the Elections Code, relating to members of precinct boards.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Beck, Bennett, Berry, Blosser, Brady, Brown, Burns, Butters, Caldecott, Carey, Clarke, Conrad, Cooke, Crichton, Crowley, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Hollibaugh, James, Johnson, Kirkwood, Loomis, Luckel, Lyons, Maloney, McMillan, Miller, Price, Sheridan, Sherwin, Stanley, Stephenson, Thompson, Thorp, Thurman, Waters, and Weber—54.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 782—An act to amend Section 423 of the Probate Code, relating to the administration of estates of decedents.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Carey, Clarke, Collier, Conrad, Crichton, Crowley, Debs, Clayton A. Dills, Ralph C. Dills, Doyle, Erwin, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Heisinger, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thompson, Thorp, Thurman, and Waters—53.

NOES—Cooke, Evans, and Robertson—3.

Bill ordered transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT THAT SENATE BILL NO. 732 BE TAKEN UP, OUT OF ORDER

Mr. Stephenson asked for, and was granted, unanimous consent that Senate Bill No. 732 be taken up, out of order, at this time.

CONSIDERATION OF SENATE BILL NO. 732

Senate Bill No. 732—An act to add Section 3722 to the Political Code, relating to the organization of river port districts for assessment and taxation purposes.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, and Wollenberg—64.
NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, and Wollenberg—64.
NOES—None.

Bill ordered transmitted to the Senate.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 988—An act to amend Section 43 of, and to add Section 658.5 to, the Elections Code, relating to precinct boards and substitutive canvassing and counting boards.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—65.
NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1046—An act to amend Section 7968 of the Elections Code, relating to the record of votes cast.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burns, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Debs, Clayton A. Dills, Ralph C. Dills, Doyle, Evans, Fletcher, Gaffney,

Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Robertson, Rosenthal, Sheridan, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Weber, and Wollenberg—59.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1823—An act to amend Section 3041 of the Elections Code, relating to independent nominations.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Bennett, Berry, Blosser, Brown, Burke, Caldecott, Carey, Clarke, Collier, Conrad, Cramer, Crichton, Crowley, Clayton A. Dills, Doyle, Field, Fletcher, Gaffney, Gannon, Geddes, Grunsky, Hawkins, Hinckley, Hinton, Hollibaugh, Johnson, Kilpatrick, Luckel, Lyons, Maloney, Niehouse, Robertson, Rosenthal, Sheridan, Sherwin, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—46.

NOES—Beck, Burns, Butters, George D. Collins, Cooke, Debs, Evans, Heisinger, James, Loomis, McMillan, Miller, Silliman, and Stephenson—14.

Notice of Motion to Reconsider Assembly Bill No. 1823

Messrs. Debs and Heisinger gave notice that on the next legislative day they would move to reconsider the vote whereby Assembly Bill No. 1823 was this day passed.

Assembly Bill No. 1639—An act to add Section 21655.1 to the Water Code, relating to notice of election in irrigation districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Debs, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—64.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 2077—An act to amend Sections 2797, 2831, 2832, 2842, and 2843 of, to add Sections 2808.5 and 2830.5 and 2849 to, and to repeal Article 11 of Chapter 1, of Division 5 of, the Elections Code, relating to political parties.

Bill read third time.

Motion to Amend

Mr. Conrad moved the adoption of the following amendments:

Amendment No. 1

In the title of the printed bill, as amended in the Assembly on April 4, 1947, strike out lines 1 and 2, and insert

"An act to amend Section 2797 of, and to add Section 2808.5 to,".

Amendment No. 2

On page 2 of said bill, strike out lines 1 to 39, inclusive.

Amendments read.

Demand for Previous Question

Messrs. Grunsky, Geddes, Loomis, Erwin, and Cramer demanded the previous question.

Demand for previous question sustained.

The question being on the amendments offered by Mr. Conrad to Assembly Bill No. 2077.

Roll Call Demanded

Messrs. Miller, Heisinger, and Lowrey demanded a roll call.

The roll was called, and the amendments offered by Mr. Conrad to Assembly Bill No. 2077 adopted by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Clayton A. Dills, Dolwig, Doyle, Dunn, Erwin, Field, Fletcher, Gaffney, Gannon, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Weber, and Wollenberg—58.

NOES—Crowley, Dickey, Ralph C. Dills, Evans, Geddes, Grant, Hollibaugh, Robertson, Thurman, Waters, and Mr. Speaker—11

Bill ordered reprinted, and re-engrossed.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, April 9, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 764

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bill ordered to third reading.

RE-REFERENCE OF BILLS

By order of the Speaker, the following bill was withdrawn from the file, and re-referred as follows:

Assembly Bill No. 764 re-referred to Committee on Transportation and Commerce.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolution was offered:

Assembly Constitutional Amendment No. 39: By Messrs. Cooke, Sam L. Collins, Geddes, Lyons, and Robertson—A resolution to propose to the people of the State of California an amendment to the Constitution of the State by relating to judicial officers.

Referred to Committee on Constitutional Amendments.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, April 9, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed:

Assembly Bill No. 754

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bill ordered enrolled.

SENATE CHAMBER, SACRAMENTO, April 9, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed, as amended:

Assembly Bill No. 100

And respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bill ordered to unfinished business file.

REQUEST FOR UNANIMOUS CONSENT THAT 1,000 ADDITIONAL COPIES OF REPORT BE PRINTED

Mr. Field asked for, and was granted, unanimous consent that 1,000 additional copies of the Report of the Subcommittee on Administration of Public Hospitals of the Assembly Committee on Governmental Efficiency and Economy, appearing in the Assembly Journal of Monday, March 31, 1947, pages 20 to 49, inclusive, be printed, as separate documents, in 10-point type.

ANNOUNCEMENT OF COMMITTEE MEETINGS

It was announced that the following committees would hold meetings:

Upon adjournment—

Conservation, Planning, and Public Works.
Manufacturing, Oil, and Mining Industry.
Governmental Efficiency and Economy.

At 8 p.m., tonight—

Municipal and County Government.
Constitutional Amendments.

At 9 a.m., tomorrow, April 10th—

Ways and Means.
Subcommittee on Irrigation (Agriculture).

GUESTS EXTENDED PRIVILEGE OF ASSEMBLY FLOOR

On request of Messrs. Thompson and Kirkwood, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mr. and Mrs. Rendahl, sponsors of the Tri Sigma Social Service Club of San Jose State College of San Jose and the following members: Arlene Vivier, Kit McNeil, Ethel Peer, Tulareta Wilkins, Theresa A. Wilcox, Mary Nakagawa, Mary Hamachi, Martha Miller, Ann Guenther, Harry Couse, Kitty Burgess, Jo Mead, Delbert A. Williams, Mildred Foley, Gilbert Hubbard, Mrs. Gilbert Hubbard, Marilyn Merrill, Arlene Ross, Lois Bourquin, Charles Anderson, Blane W. Sykes, Margaret McLean, Bonnie McPherson, Janet Perryman, Fran Scheiber, Jean Burrell, Lydia Santilli, Norma Browe, Barbara Peterson, Georgiabell Williams, Madge R. Smith, George A. Schroeder, Paul Sutcliff, Jr., and Mae Lum.

On request of Mr. Lowrey, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to E. E. McKenzie, Arno J. Pozzi of Willows, B. W. Shaper of Chico, and Roy Lochenmeyer of Corning.

On request of Messrs. Blosser and Wollenberg, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Lloyd E. Graybiel of San Francisco.

On request of Mr. Loomis, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. Paul Paulson, Mrs. B. W. Shaper, and Mrs. John Scott of Chico.

On request of Mr. Anderson, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Forrest G. Murdock of Inglewood.

On request of Mr. Boyd, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Tom Gore, Charles O. Reid, George Pooley, Louis Alabaster, and Harvey Lynn.

On request of Mr. Stanley, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mr. and Mrs. Herbert Kenny of Balboa.

On request of Messrs. Boyd and Grant, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mr. and Mrs. C. C. Nordal of Hemet.

On request of Messrs. Thomas and Anderson, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Herb. Bennett of Hawthorne.

ADJOURNMENT

At 3.20 p.m., on motion of Mr. Dickey, the Speaker declared the Assembly adjourned until 10 a.m., Thursday, April 10, 1947.

SAM L. COLLINS, Speaker

GERALDINE B. HADSELL, Minute Clerk

CALIFORNIA LEGISLATURE
FIFTY-SEVENTH (GENERAL) SESSION

ASSEMBLY DAILY JOURNAL

FORTY-SECOND LEGISLATIVE DAY
NINETY-FIFTH CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO
Thursday, April 10, 1947

The Assembly met at 10 a.m.

Hon. Sam L. Collins, Speaker of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D Collins, Conrad, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—73.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. Raymond Renwald:

Grant, we beseech Thee, O Almighty God, that we who have kept the Paschal solemnities with veneration, may receive from Thee the grace to always know our duty and the strength to perform it according to Thy will, that we may deserve one day to be happily united to Thee for all eternity—AMEN.

READING OF THE JOURNAL DISPENSED WITH

On motion of Mr. Dolwig, further reading of the Journal of the previous legislative day was dispensed with.

LEAVES OF ABSENCE FOR THE DAY

The following member was granted leave of absence for the day, because of illness:

Mr. Knight, on motion of Mr. Luckel.

The following members were granted leaves of absence for the day, because of legislative business elsewhere:

Mr. Price, on motion of Mr. Stanley.

Mr. Cooke, on motion of Mr. Robertson.

COMMUNICATIONS

By the Chief Clerk:

The following communication was received, read, and ordered printed in the Journal:

MEXICAN GOVERNMENT, PALACIO NACIONAL, MEXICO, April 9, 1947

Arthur A. Ohnimus
Secretario De La Asamblea, Sacramento, California

Por instrucciones del Senor Presidente refierome su atento telegrama fecha veinticinco Marzo manifestandole que la menta muy sinceramente no peder aceptar la cordial invitacion que inciada por la camara ha aprobado esa Asamblea coma en virtud de que sus intensas ocupaciones oficiales lo han determinado a rdducir los dias que debe estar ausente de nuestro pais punto ruegole transmitir honorables miembros de esa camara asi como Asamblea usted es secretario el profundo agradecimento del Senor Presidente Aleman por sus amables atenciones punto.

LIC ROGERIO DE LA SELVA
Secretario de la Presidencia de la Republica

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

The following resolution was offered:

Assembly Joint Resolution No. 38: By Mr. Allen—Relative to the perpetuation of the Thirteenth Armored Division in this State.

Referred to Committee on Rules.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, April 10, 1947

MR SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 253	Assembly Bill No. 983
Assembly Bill No. 439	Assembly Bill No. 1019
Assembly Bill No. 636	Assembly Bill No. 1567
Assembly Bill No. 750	Assembly Bill No. 1935

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

Committee on Ways and Means

ASSEMBLY CHAMBER, SACRAMENTO, April 10, 1947

MR. SPEAKER: Your Committee on Ways and Means, to which was referred:

Assembly Bill No. 440

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

WOLLENBERG, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 10, 1947

MR. SPEAKER: Your Committee on Ways and Means, to which was referred:

Assembly Bill No. 2120

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

WOLLENBERG, Chairman

Above reported bill ordered to second reading.

Committee on Constitutional Amendments

ASSEMBLY CHAMBER, SACRAMENTO, April 9, 1947

MR. SPEAKER: Your Committee on Constitutional Amendments, to which was referred:

Assembly Constitutional Amendment No. 30

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

CROWLEY, Chairman

Above reported resolution ordered on file.

ASSEMBLY CHAMBER, SACRAMENTO, April 9, 1947

MR. SPEAKER: Your Committee on Constitutional Amendments, to which were referred:

Assembly Constitutional Amendment No. 2
Assembly Constitutional Amendment No 11
Assembly Constitutional Amendment No. 27
Assembly Constitutional Amendment No 28
Assembly Constitutional Amendment No. 32
Assembly Constitutional Amendment No. 38

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

CROWLEY, Chairman

Assembly Constitutional Amendment No. 28 ordered on file for adoption.

Balance of above reported resolutions ordered engrossed.

RE-REFERENCE OF BILLS

By order of the Speaker, the following bill was withdrawn from the file, and re-referred as follows:

Assembly Bill No. 983 re-referred to Committee on Transportation and Commerce.

CONSIDERATION OF DAILY FILE
SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 576—An act to amend Section 3300 of the Health and Safety Code, relating to grants in aid for the care and treatment of persons suffering from tuberculosis or susceptible thereto.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1127—An act to amend Section 12 of the Agricultural Code, relating to delegation of power or authority.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1131—An act to add Section 106.3 to, and to amend Sections 115 and 124 of, the Agricultural Code, relating to warning tags or notices.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1132—An act to amend Section 108.5 of the Agricultural Code, relating to host-free periods and districts.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1135—An act to amend Section 123 of the Agricultural Code, relating to nursery stock manifests.

Bill read second time, and ordered engrossed.

Assembly Bill No. 606—An act to amend Section 2220 of the Welfare and Institutions Code, relating to suspension or revocation of grants of aid to aged persons.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1445—An act to amend Sections 254, 255, 256, 263, and 271 of the Health and Safety Code, and to amend and renumber Sections 257 and 258 of said code, to add Section 275.5 to said code, and to repeal Sections 265 and 266 of said code, relating to physically handicapped children.

Bill read second time, and ordered engrossed.

Assembly Bill No. 483—An act to add Section 432.7 of the Fish and Game Code, relating to licenses for hunting and fishing guides.

Bill read second time, and ordered engrossed.

Assembly Bill No. 623—An act to amend Section 799.1 of, and to add Section 799.2 to, the Fish and Game Code, relating to abalones.

Bill read second time, and ordered engrossed.

Assembly Bill No. 745—An act to amend Sections 420 and 421 of the Fish and Game Code, relating to fishing and the issuance of licenses therefor.

Bill read second time, and ordered engrossed.

Assembly Bill No. 787—An act to amend Section 781 of the Fish and Game Code, relating to lobsters.

Bill read second time, and ordered engrossed.

Assembly Bill No. 879—An act to amend Section 697.5 of the Fish and Game Code, relating to striped bass.

Bill read second time, and ordered engrossed.

Assembly Bill No. 92—An act to amend Section 4200 of the Government Code, relating to contractor's bonds on public works.

Bill read second time, and ordered engrossed.

Assembly Bill No. 110—An act to amend Section 5065 of the Streets and Highways Code, relating to posting of notices in proceedings under the Improvement Act of 1911.

Bill read second time, and ordered engrossed.

Assembly Bill No. 666—An act to add Section 26806 to the Government Code, relating to the employment of interpreters by county clerks and defining the powers and duties of such interpreters.

Bill read second time, and ordered engrossed.

Assembly Bill No. 667—An act amending Section 583 of the Code of Civil Procedure, relating to the filing of stipulations extending the time for the dismissal of actions.

Bill read second time, and ordered engrossed.

Assembly Bill No. 668—An act amending Section 1952 of the Code of Civil Procedure, relating to the destruction or other disposition of depositions.

Bill read second time, and ordered engrossed.

Assembly Bill No. 670—An act to amend Section 981a of the Code of Civil Procedure, respecting dismissal of appeals from justice court.

Bill read second time, and ordered engrossed.

Assembly Bill No. 695—An act to amend Section 261b, as added by Chapter 1031 of the Statutes of 1943, of the Code of Civil Procedure, relating to fees for phonographic reporters.

Bill read second time, and ordered engrossed.

Assembly Bill No. 818—An act to amend Section 737a of the Political Code, relating to salaries of superior court judges.

Bill read second time, and ordered engrossed.

Assembly Bill No. 819—An act to amend Section 204e of the Code of Civil Procedure, relating to the duties and compensation of the secretary and jury commissioner of the superior court, and assistants.

Bill read second time, and ordered engrossed.

Assembly Bill No. 928—An act to repeal Section 749.5 of the Code of Civil Procedure, relating to quieting of title to real property.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1017—An act to amend Section 15003 of the Government Code, relating to the Deputy Director of the Department of Justice.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1259—An act to amend Section 7370 of the Political Code, relating to salaries of judges.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1418—An act to amend Section 1126 of the Probate Code, relating to the administration of trusts.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1786—An act to amend Section 18 of "An act to establish police courts in cities of the second class, to fix their jurisdiction, and provide for officers of said courts, and fix the compensation of certain officers thereof," approved March 23, 1901, relating to jurors' fees, mileage and expenses.

Bill read second time, and ordered engrossed.

Assembly Bill No. 186—An act to amend Section 1068 of the Fish and Game Code, relating to fish reduction or extraction processes.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Fish and Game:

Amendment No. 1

On page 1, line 3, of the printed bill, strike out "an annual", and insert "a".

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 625—An act to amend Section 799 of, and to add Section 799.3 to, the Fish and Game Code, relating to abalones.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Fish and Game:

Amendment No. 1

On page 1, line 4, of the printed bill, strike out "and 17", and insert ", 17, and 19A".

Amendment No. 2

On page 1, line 8, of said bill, strike out "19A, 20, 20A, and 21", and insert "20, and 20A".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1561—An act to add Section 954 to the Fish and Game Code, relating to trawl nets.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Fish and Game:

Amendment No. 1

In line 1 of the printed bill, strike out "Section 954", and insert "Sections 954 and 951.5".

Amendment No. 2

On page 1 of said bill, following line 5, insert

"SEC. 2. Section 951.5 is added to the Fish and Game Code, to read:

951.5. It is unlawful for any person to use or possess any paranzella net, or otter trawl net with meshes which are less than five inches in length.

The provisions of this section shall become effective January 1, 1948."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2027—An act to repeal Section 118.5 and Section 929 of the Fish and Game Code, relating to districts and nets.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Fish and Game:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Section 929", and insert "929 and to amend Section 921".

Amendment No. 2

On page 1 of said bill, after line 3, insert
"SEC. 3. Section 921 of said code is amended to read:
921. In Districts 1, 2, and 3, round haul nets may not be possessed on any boat, *except in that part of District 3 lying within the boundaries of the Moss Landing Harbor District round haul or any other type of nets may be possessed on any boat.*"

Amendments read, and adopted.
Bill ordered reprinted, and engrossed.

Assembly Bill No. 2131—An act to add Section 806.5 to the Fish and Game Code, relating to pismo clams.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Fish and Game:

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendments is indicated by being enclosed within brackets.

Amendment No. 1

On page 1 of the printed bill, as amended, after line 7, insert
"SEC. 2. Section 811 is amended to read:
Sec. 811. Hard-shell cockles (Chione fluctifraga, Chione undatella, or Chione succincta), or thin-shelled cockles (Paphia tenerrima), or rock cockles (Paphia staminea) may be taken at any time, *except in the waters of Marin County where such cockles may be taken only between September 1st and March 31st*. No such cockles measuring less than one and one-half inches in greatest diameter may be taken, possessed, transported or sold. The bag limit on such cockles is [six dozen] *50* per day. Not more than one daily bag limit of such cockles may be possessed by any person during one day. Cockles of legal size as herein provided when taken outside of the State, and brought within the State, may be possessed, transported, and sold without restriction."

Amendment No. 2

In line 2 of the title of said bill, after "clams", strike out the period, and insert a comma and "and to amend Section 811 relating to cockle clams."

Amendments read, and adopted.
Bill ordered reprinted, and engrossed.

Assembly Bill No. 989—An act to provide for the control of brucellosis in dairy cattle, and making appropriations therefor.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Livestock and Dairies:

Amendment No. 1

On page 2, line 2, of the printed bill, after "calves", insert ", and any beef calves,".

Amendment No. 2

On page 2 of said bill, strike out line 13, and insert
"260.4. All owners of calves to be vaccinated".

Amendments read, and adopted.
Bill ordered reprinted, and engrossed.

Assembly Bill No. 1153—An act to add Section 9105 to the Government Code, relating to the State Capitol Building, the management thereof, and the assignment and reassignment of space therein.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Rules:

Amendment No. 1

In line 3 of the title of the printed bill, after "therein", insert ", declaring the urgency hereof, to take effect immediately".

Amendment No. 2

On page 1 of said bill, after line 14, insert "Said committees shall function during the regular sessions of the Legislature and also during the interim between such sessions. The members thereof shall serve until their successors are designated.

SEC. 2 This act is hereby declared to be an urgency measure necessary for the immediate preservation of the public peace, health, and safety within the meaning of Section 1 of Article IV of the Constitution and therefore shall take effect immediately. The following is a statement of the facts constituting such necessity:

The State Capitol is and should be the seat of the Legislative Branch of the State Government. The immense increase in the volume of legislative business in recent years and the presence in the State Capitol of offices and personnel not related to the Legislature have resulted in an overcrowding which seriously interferes with the functioning of the Legislature. In order that the Legislature may have space for committee rooms in which the people may be heard upon legislative measures of great consequence to the welfare of the State and in order to permit the Legislature to carry out the functions imposed upon it as a coordinate branch of the State Government by the Constitution of this State it is necessary that steps be taken immediately to relieve the intolerably overcrowded conditions under which it now operates."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 19—An act to amend Sections 827 and 1946 of the Civil Code, relating to landlord and tenant and hiring of real property, respectively.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

On page 1 of the printed bill, strike out lines 4 to 9, inclusive, and insert "therein, from week to week, month to month, or other period less than a month, the landlord may, upon giving notice in writing to the tenant, in the manner prescribed by Section 1162 of the Code of Civil Procedure, change the terms of the lease to take effect, as to tenancies for less than one month, upon the expiration of a period at least as long as the term of the hiring itself, and, as to tenancies from month to month, to take effect at the expiration of not less than 30 days, but if such change takes effect within a".

Amendment No. 2

On page 2, line 9, of said bill, strike out "for a period of a"; and on page 2, line 10, strike out "month or longer", and insert "from month to month".

Amendment No. 3

On page 2, line 11, of said bill, strike out "30", and insert "at least 30"

Amendment No. 4

On page 2, line 12, of said bill, strike out "then", and insert "the".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 817—An act to amend Section 103 of the Code of Civil Procedure, relating to justices' courts in townships and cities.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

On page 3, line 40, of the printed bill, strike out "six thousand dollars ($6,000)", and insert "eight thousand four hundred dollars ($8,400)".

Amendment No. 2

On page 3, lines 42 and 43, of said bill, strike out "two thousand four hundred dollars ($2,400)", and insert "six thousand dollars ($6,000)".

Amendment No. 3

On page 3 of said bill, strike out lines 45 to 48, inclusive, and insert "a salary of five thousand four hunded dollars ($5,400) per".

Amendment No. 4

On page 4 of said bill, strike out lines 1 to 11, inclusive, and insert

"(i) Each of said justices of the peace, upon requisition by the justice of the peace, shall be provided by the city authorities, or by the board of supervisors, in counties where the salary of the city justice of the peace is paid by the county, with suitable offices for the justice of the peace, for the justice's clerks, and rooms suitable for holding sessions of said court, together with suitable furniture, furnishings, utilities, printing, stationery, supplies, and all other services and things necessary, proper, or convenient to carry on the business of said court. The".

Amendment No. 5

On page 4 of said bill, after line 31, insert

"The compensation provided for by this section shall be paid to incumbent officers."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 820—An act to amend Section 103½ of the Code of Civil Procedure, relating to justices' clerks in cities and towns.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

On page 1, line 19, of the printed bill, strike out "Said clerks shall be respec-", and insert

"Said clerks shall be respec".

Amendment No. 2

On page 2, line 16, of said bill, strike out "every", and insert

"Every".

Amendment No. 3

On page 2, line 35, of said bill, strike out "three thousand six hundred dollars ($3,600)", and insert "four thousand eight hundred dollars ($4,800)".

Amendment No. 4

On page 2, line 37, of said bill, strike out "one hundred dollars ($2,100)", and insert "seven hundred dollars ($2,700)".

Amendment No. 5

On page 2, line 40, of said bill, strike out "one hundred dollars ($2,100)", and insert "seven hundred dollars ($2,700)".

Amendment No. 6

On page 2, lines 49 and 50, of said bill, strike out "Said clerks shall be respectively appointed by the justice of the peace"; and on page 3, lines 1 and 2, strike out "of said court and shall hold office during the pleasure of said justice."

Amendment No. 7

In line 2 of the title of said bill, after "towns", insert ", declaring the urgency thereof, to take effect immediately".

Amendment No. 8

On page 3 of said bill, after line 9, insert

"SEC. 2. This act is hereby declared to be an urgency measure necessary for the immediate preservation of public peace, health and safety within the meaning of Section 1 of Article IV of the Constitution and shall therefore go into immediate effect. A statement of the facts constituting such necessity is as follows:

For city justice's courts which have recently experienced and are continuing to have a heavily increased workload, this act provides the additional compensation needed to command the services of thoroughly qualified clerks. It also provides, in cities of the third class (City of Alameda) in which the volume of work has recently increased approximately 300 percent, for an assistant clerk and one deputy clerk, and such additional deputy clerks as the legislative body of the city provides. In order to provide the necessary personnel to permit these justice's courts to function efficiently, effectively and expeditiously, it is necessary that this act take effect immediately."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1133—An act to add Section 119.5 to the Agricultural Code, relating to reporting new pests.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Agriculture:

Amendment No. 1

On page 1, line 5, of the printed bill, strike out "report to the", and insert "make a report to the commissioner of the county or to the director or to his immediate superior for the purpose of having such report transmitted to the commissioner of the county or to the director of".

Amendment No. 2

On page 1, line 6, of said bill, strike out "director".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2223—An act to add Chapter 8 to Part 2, Division 1, of the Health and Safety Code, relating to local administration of public health, providing for financial assistance to local health departments by the State Department of Public Health; providing for the establishment of minimum standards of personnel, organization and administration of local health departments, and providing for the establishment of multi-county local health districts; and making an appropriation.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Public Health:

Amendment No. 1

On page 3, line 12, of the printed bill, strike out "as of July 1"; and strike out line 13, and insert "on the ninety-first day after final adjournment of the 1949 Regular Session of the Legislature."

Amendment No. 2

On page 3, line 30, of said bill, strike out "money appropriated", and insert "appropriation made".

Amendment No. 3

On page 3, line 31, of said bill, strike out "seven and one-half percent (7½%)", and insert "three and one-half percent (3½%)".

Amendment No. 4

On page 3, line 34, of said bill, strike out the comma, and insert a period after "chapter"; and strike out "for the training of technical".

Amendment No. 5

On page 3 of said bill, after line 34, insert

"1112 Out of any appropriation made for the purposes of this chapter, four percent (4%) or so much thereof as may be necessary, is hereby made available to the State Department of Public Health for consultant and advisory services and for the training of technical".

Amendment No. 6

On page 4 of said bill, after line 2, insert "Such standards may include the maintenance of records of services, finances and expenditures, which shall be reported to the State Department of Public Health in a manner and at such times as it may specify."

Amendment No. 7

On page 4, line 6, of said bill, strike out ", until July 1,".

Amendment No. 8

On page 4, line 7, of said bill, strike out "1949 ".

Amendment No. 9

On page 4 of said bill, after line 10, insert "Such provisional approval shall terminate on the ninety-first day after final adjournment of the 1949 Regular Session of the Legislature."

Amendment No. 10

On page 4 of said bill, strike out lines 11 and 12.

Amendment No. 11

On page 4, line 13, of said bill, strike out "chapter shall be allocated", and insert "1141. From the appropriation made for the purposes of this chapter, allocation shall be made".

Amendment No. 12

On page 4, line 27, of said bill, strike out "Section 1111", and insert "Sections 1111 and 1112".

Amendment No. 13

On page 4, line 28, of said bill, after "balance", insert "of the appropriation".

Amendment No. 14

On page 4 of said bill, strike out lines 37, 38, 39, and 40, and insert

"1154. No funds appropriated for the purposes of this chapter shall be allocated to any local health department unless the governing body of such local health department has appropriated for the same period from local funds for the support of such local health department an amount equal to at least twice the per capita allotment provided in Section 1141 (b) of this chapter, such local funds to be wholly exclusive of any state funds received or receivable under the terms of this chapter. Actual expenditures of local funds, exclusive of state funds received under the terms of this chapter, shall be not less than this proportion of the total expenditures."

Amendment No. 15

On page 4 of said bill, after line 45, insert

"1156. The basic and per capita allotments shall be paid quarterly to the administrative body of each qualifying local health department. Each quarterly payment may be adjusted on a basis of the actual expenditures during the previous quarter, if such adjustment is necessary to maintain the minimum proportional relationship of state and local expenditures as outlined in Section 1154. The State Department of Public Health shall certify to the State Controller the amounts to be paid to each local health department each quarter and the State Controller shall thereupon draw the necessary warrants, and the State Treasurer shall pay to the administrative body of each local health department the amount so certified. Any such payments may be withheld by the State Department of Public Health if a local health department fails to continue to meet the minimum standards established; provided, that not less than 45 days advance notice of intention to withhold such payments, and the reasons therefore, shall be given to the governing body of the local health department."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2603—An act to amend Section 13115 and to repeal Section 13116 of the Health and Safety Code, relating to fireproofing of tents and awnings used to temporarily house public gatherings.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Public Health:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "and to repeal Section 13116".

Amendment No. 2

On page 2 of the printed bill, strike out lines 1 to 8, inclusive.

Amendment No. 3

On page 1 of the printed bill, strike out lines 12 to 21, inclusive, and insert "are treated and maintained in a flame-retardant condition. This paragraph shall not apply to the tops or roofs of tents, not including the side walls, when such are made from cotton material to be no more inflammable than when in its natural state, nor to tents used to conduct committal services on the grounds of a cemetery, nor to tents, awnings or other fabric enclosures erected and used within a sound stage, theater, or other structural enclosure which is equipped with an overhead automatic sprinkler system.

"Flame-retardant" as used herein means treated by flame-retardant solution or process approved by the State Fire Marshal, that will render the fabric or material resistant to flame or fire to the extent that it will successfully withstand standard fire-resistive tests adopted and promulgated by the State Fire Marshal."

Amendment No. 4

On page 2, line 9, of the printed bill, insert

"SEC. 3. This act is hereby declared to be an urgency measure necessary for the immediate preservation of the public peace, health and safety within the meaning of Section 1 of Article IV of the Constitution of the State of California, and as such shall take effect immediately. The facts constituting such necessity are as follows:

Existing conditions in the conduct of the county and district fairs throughout the State make it mandatory for the holding of said fairs and/or the exhibitions incident thereto, in or under tents That it is practically impossible to use or obtain tents under the present restrictions. This act will afford relief and if made effective immediately will permit the manufacture, construction and use of tents for the various county, district and state fairs throughout the State during the 1947 Season."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 369—An act to amend Sections 272, 274, 275, 283, 284, and 285.3 of the Agricultural Code, relating to bee diseases, and apiary equipment brands.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Agriculture:

Amendment No. 1

In line 1 of the title of the printed bill, immediately following "275," insert "281,".

Amendment No. 2

In line 2 of the title of said bill, immediately preceding "the", insert ", to add Sections 272.5 and 281.6 to, and to repeal Section 281.5 of,".

Amendment No. 3

In line 2 of the title of said bill, strike out the second comma.

Amendment No. 4

On page 1 of said bill, between lines 14 and 15, insert

"SEC. 2. Section 272.5 is added to the Agricultural Code, to read:

272.5. In the event that no provision is made in any county for the appointment and compensation of a county inspector of apiaries, the director shall assign a Deputy State Bee Inspector who shall, in cooperation with the commissioner, if there be such officer in the county, perform all of the duties of the county inspector of apiaries in such county.

The actual cost of services performed by a Deputy State Bee Inspector shall be paid by the county in the same manner in which other claims against the county are paid.

The rate of compensation for a Deputy State Bee Inspector shall be in accordance with the salary range established by the State Personnel Board for this classification. In addition to his compensation, a Deputy State Bee Inspector shall be repaid by the county for his actual traveling expenses in connection with his work in the county in the same manner as other claims for such reimbursements are paid.

The period of employment of a Deputy State Bee Inspector in any one county shall be based at the rate of not more than one month for each 1,000 colonies of bees in the county and not to exceed six months in any one calendar year."

Amendment No. 5

On page 1, line 15, of said bill, strike out "2", and insert "3".

Amendment No. 6

On page 2, line 3, of said bill, strike out "October", and insert "September".

Amendment No. 7

On page 2, line 24, of said bill, strike out "3", and insert "4".

Amendment No. 8

On page 2 of said bill, strike out all of lines 33 to 41, inclusive, and insert "The commissioner in the county of origin shall also be notified of such movement within five days thereof."

Amendment No. 9

On page 3, line 5, of said bill, strike out "release", and insert "permit".

Amendment No. 10

On page 3 of said bill, between lines 10 and 11, insert

"SEC. 5. Section 281 of the Agricultural Code is amended to read:

281. It is unlawful for any person owning or controlling bees, hives or appliances within the State, which are infected with disease to move or transport the same except *under permit from the commissioner or an authorized inspector* for the purpose of eradication *only*, as prescribed in Section 276, and then no farther than necessary to avoid the danger of fire or other natural hazards. The inspector may in a summary manner destroy any and all infected bees unlawfully moved within the State wherever they may be found. It is unlawful to sell diseased bees, hives or appliances. *It is unlawful to abandon any diseased apiary.*

SEC. 6 Section 281.6 is added to the Agricultural Code, to read:

281.6. It shall be lawful, at the option and expense of the owner, notwithstanding any other provisions of this article, for the inspector or for any person having a permit from the inspector, to transport hives in which disease has been found, together with their contents, to a wax-salvage plant, licensed under the provisions of this section, after first having killed the bees in such hives and sealed the hives to prevent the entrance of live bees.

It is unlawful to remove any honey or wax or to salvage or attempt to salvage any hives or appliances from any colony infected with American foulbrood, except in a wax-salvage plant licensed and operated under the provisions of this section.

The director shall prepare and furnish to interested parties upon request uniform specifications for the construction of wax-salvage plants, and rules and regulations for the operation of such plants in such manner as to prevent the spread of disease therefrom.

Any person desiring to maintain and operate a plant for the salvaging of wax, hives and appliances from diseased apiaries shall apply for an annual license therefor to the commissioner of the county in which such wax-salvage plant is located. The commissioner shall make such investigation as he may deem necessary and shall issue the license without fee if he is satisfied that the plant is constructed in accordance with the provisions of this section and the specifications of the director, and that the plant will be operated in accordance with the rules and regulations of the director. All licenses shall be good for the calendar year within which same are issued and shall expire on December 31st thereof.

All salvage operations with respect to wax, hives and appliances from diseased colonies shall be performed under the direction and supervision of the inspector in an enclosure tightly double-screened to prevent the entrance of bees, with screens not less

than three inches apart. Entrance to the enclosure shall be through a vestibule not less than six feet in length, double-screened in the same manner as the enclosure, with tight-fitting doors at each end. No such wax, hives or appliances shall be removed from such enclosure except under permit from the inspector after treatment in the manner herein provided. The frames, together with their contents, shall be held not less than 30 minutes in boiling water in a vat drained by direct connection into a sewage disposal system or into a cesspool constructed in accordance with specifications of the director. The frames, after removal from the vat, shall be boiled not less than 20 minutes in a solution of lye water The hives, bodies, bottom boards, covers and supers shall either be scorched or shall be boiled not less than 20 minutes in a solution of lye water. Honey shall not be salvaged, but shall be drained off with the refuse water. All solid matter, other than wax, remaining after draining the vat shall be burned in an incinerator constructed in accordance with specifications of the director.

Any license issued under the provisions of this section may be revoked or suspended or renewal of such license may be refused by the commissioner, after hearing, whenever he finds that a licensee has not complied with all of the provisions of this section and the rules, regulations and specifications issued hereunder."

Amendment No. 11

On page 3, line 11, of said bill, strike out "4", and insert "7".

Amendment No. 12

On page 3, line 14, of said bill, strike out "March, 1944," and insert "November, of each year,".

Amendment No. 13

On page 3 of said bill, strike out all of lines 15 to 17, inclusive, and insert "ber of colonies therein and the location thereof "

Amendment No. 14

On page 3, line 28, of said bill, strike out "5", and insert "8".

Amendment No. 15

On page 3, line 50, of said bill, strike out "6", and insert "9".

Amendment No. 16

On page 4 of said bill, immediately following line 14, insert
"SEC. 10. Section 281.5 of the Agricultural Code is repealed."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 848—An act to amend Section 80 of the Agricultural Code, relating to agricultural districts.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Agriculture:

Amendment No. 1

On page 3, lines 17 and 18, of the printed bill, strike out "and the communities of Burbank, Sunland, and Tujunga", and insert ", all of the City of Burbank, and that portion of Assembly District 42 lying east of a line extended south from the center of the south line of T. 3 N., R. 14 W., S. B B. & M.".

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 992—An act to amend Sections 795 and 796.2 of, to add Section 795.5 to, and to repeal Section 795.2 of, the Agricultural Code, relating to citrus fruits.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Agriculture:

Amendment No. 1

On page 1, line 6, of the printed bill, after "punctures", insert a period.

Amendment No. 2

On page 3 of said bill, strike out lines 5 to 7, inclusive, and insert "for export to markets other than Canada shall not be required to meet this standard.

Determination of maturity shall be made as follows: The volume of a representative sample of at least 25 lemons from the containers or bulk lot shall be measured by water displacement in a graduate. The juice is then extracted from the sample by reaming, screened by pressing through cheesecloth, and its volume measured in a graduate. The percent of juice by volume is found by dividing the juice volume by the fruit volume and multiplying by 100."

Amendment No. 3

On page 3, line 13, of said bill, strike out "membraneous", and insert "membranous".

Amendment No. 4

On page 3, line 42, of said bill, after "diameter", insert a period.

Amendment No. 5

On page 4 of said bill, strike out all of lines 1 to 4, inclusive, and insert

"The compliance or noncompliance with the standards for lemons prescribed in this chapter, except as to maturity, may be determined from a representative sample taken as follows:

(a) When in containers the sample shall consist of not less than 5 percent, by count, of the lemons in each of the containers selected as the sample.

(b) When in bulk the sample shall consist of not less than 100 lemons, except that where the total number of lemons in the bulk lot is less than 1,000 lemons a representative sample shall consist of 10 percent of the lemons.

Each individual lemon may be examined for one or all of the defects, except as to maturity, but only one defect shall be counted or scored against any individual lemon.

Tolerances to be applied to the foregoing standards are hereby established:

A. There shall be no tolerance for failure to meet the maturity requirements as set forth in Standard (1) above.

B. Not more than 5 percent, by count, of the lemons in any one container or bulk lot may fail to meet the requirements of any one or a combination of the standards set forth in Standard (3) above.

C. Not more than 5 percent, by count, of the lemons in any one container or bulk lot may fail to meet the requirements of any one or a combination of the standards set forth in Standards (2) and (4) to (15), inclusive, above.

D In no case may the total tolerance for serious defects in Standards 2 to 15 inclusive, exceed 10 percent.

It shall be unlawful to mix or blend any lot of lemons which fails to conform to the requirements of this chapter with other lots which conform to such requirements, for the purpose of selling, marketing or transporting the fruit which has thus failed to conform to the requirements of this chapter."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1134—An act to amend Section 120 of the Agricultural Code, relating to nursery license fees and renewal penalties.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Agriculture:

Amendment No. 1

On page 1, line 7, of the printed bill, strike out "ten dollars ($10)", and insert "fifteen dollars ($15)".

Amendment No. 2

On page 1, line 8, of said bill, strike out "two dollars ($2)", and insert "fifteen dollars ($15)".

Amendment No. 3

On page 2 of said bill, between lines 16 and 17, insert "or renewal thereof".

Amendment No. 4

On page 2, line 20, of said bill, after "stock", insert ", or was intentionally guilty of fraud or deception in the procurement of such license, or has been guilty of fraud or misrepresentation in the handling or sale of nursery stock".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1384—An act to amend Sections 1102, 1102.1, 1102.2, 1102.3, 1103.3, 1104, 1104.1, and 1107, and to add Section 1102.5 to the Agricultural Code, relating to eggs.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Agriculture:

Amendment No. 1

In line 2 of the title of the printed bill, strike out "1104.1, and 1107", and insert "and 1104.1".

Amendment No. 2

On page 3 of said bill, strike out lines 30 to 35, inclusive, and insert "ungraded as to quality or size, except that the director, upon the written application of any producer, may proclaim that an emergency exists which prevents the normal marketing of eggs by the producer and other producers in the same area, and in such case the director shall permit such producers to sell to retailers or consumers eggs produced upon the premises of such producers which are ungraded as to size and quality and the sale of such eggs by retailers to consumers; provided, that, each container of such eggs and all invoices relating to such eggs shall be clearly marked "Emergency, ungraded" and shall bear the name and address of the producer."

Amendment No. 3

On page 3 of said bill, strike out lines 41 to 52, inclusive; and on page 4, strike out lines 1 to 5, inclusive.

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1529—An act to add Chapter 3, comprising Sections 1500 to 1517, inclusive, to Division 2 of the Health and Safety Code, relating to establishments rendering services to handicapped persons, providing for the licensing, inspection, and regulation of such establishments by the State Department of Public Health, and making an appropriation therefor.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Education:

Amendment No. 1

On page 2 of the printed bill, between lines 50 and 51, insert

"Establishments whose principal support is derived from taxes shall be exempt from the payment of the fees required by this section."

Amendment No. 2

On page 4, line 32, of said bill, strike out "educational", and insert "academic".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 604—An act to add Sections 28.5 and 39.8 to the Fish and Game Code, relating to the preservation of wild life and making an appropriation therefor.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Fish and Game:

Amendment No. 1

On page 1, line 18, of the printed bill, strike out "_____ dollars ($_____)", and insert "ten thousand dollars ($10,000)".

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1517—An act to amend Section 492 of the Fish and Game Code, relating to mutilation of fish.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Fish and Game:

Amendment No. 1

On page 1, line 3, of the printed bill, after "any", insert "fishing".

Amendment No. 2

On page 1, line 4, of said bill, after "ashore", insert "more than five pounds in the aggregate of".

Amendment No. 3

On page 1, line 7, of said bill, after the period, insert "The provisions of this section do not apply to fish taken south of the international boundary line between the United States and Mexico, extended westerly in the Pacific Ocean, nor to fish taken north of the boundary line between the States of California and Oregon, extended westerly in the Pacific Ocean."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2068—An act to add Sections 88.3, 88.4, 926.5, 926.6, and 1412 to the Fish and Game Code, relating to fish and game districts, prescribing regulations and providing penalties.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Fish and Game:

Amendment No. 1

In line 2 of the title of the printed bill, strike out, "districts".

Amendment No. 2

In line 3 of the title of said bill, strike out "and providing penalties", and insert ", providing penalties and making an appropriation".

Amendment No. 3

On page 2 of said bill, after line 15, insert

"SEC. 6. Out of any money in the State Treasury not otherwise appropriated there is hereby appropriated the sum of sixty-five thousand dollars ($65,000) to the Fish and Game Commission, which, if expended, shall be expended only to purchase equipment and pay salaries, maintenance and upkeep in connection with patrolling and carry-

ing on scientific research and investigations relative to fish and fisheries management problems in Fish and Game Districts 19B and 19C."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 141—An act to amend Section 736b of the Political Code, relating to salaries of judges.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

On page 1 of the printed bill, strike out line 6, and insert "State shall pay the sum of six thousand five hundred dollars".

Amendment No. 2

On page 1, line 7, of said bill, strike out "($_____)", and insert "($6,500)".

Amendment No. 3

On page 1 of said bill, strike out line 10, and insert "judge be less than six thousand five hundred dollars".

Amendment No. 4

On page 1 of said bill, strike out line 11, and insert "($6,500)."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 669—An act amending Section 413 of the Code of Civil Procedure, relating to the service of summons and complaints out of the State of California.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

In line 1 of the title of the printed bill, after "procedure", insert "and amending Section 404 of the Vehicle Code".

Amendment No. 2

Strike out line 2 of the title of said bill, and insert "relating to service in civil proceedings."

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendments is indicated by being enclosed within brackets.

Amendment No. 3

After line 20 of the printed bill, insert

"SECTION 1 Section 404 of the Vehicle Code is amended to read:

404. Service of Process on Nonresident. (a) The acceptance by a nonresident of the rights and privileges conferred upon him by this code or any use of the highways of this State as evidenced by the operation by himself or agent of a motor vehicle upon the highways of this State or in the event such nonresident is the owner of a motor vehicle then by the operation of such vehicle upon the highways of this State by any person with his express or implied permission, is equivalent to an appointment by such nonresident of the director of his successor in office to be his true and lawful attorney upon whom may be served all lawful processes in any action or proceeding against said nonresident operator or nonresident owner growing out of any accident or collision resulting from the operation of any motor vehicle upon the highways of this State by himself or agent

(b) The acceptance of such rights and privileges or use of said highways shall be a signification of the agreement of said nonresident that any such process against him which is served in the manner herein provided shall be of the same legal force and validity as if served on said nonresident personally in this State.

(c) Service of such process shall be made by leaving a copy of the summons and complaint with a fee of two dollars ($2) for each nonresident to be so served in the hands of the director or in his office at Sacramento and such service shall be [a sufficient service on said nonresident subject to] *complete upon* compliance with subdivision (d) hereof

(d) A notice of such service and a copy of the summons and complaint shall be forthwith sent by registered mail by the plaintiff or his attorney to said defendant. Personal service of such notice and a copy of the summons and complaint upon said defendant wherever found outside this State shall be the equivalent of said mailing

(e) Proof of compliance with subsection (d) hereof shall be made in the event of service by mail by affidavit of the plaintiff or his attorney showing said mailing, together with the return receipt of the United States Post Office bearing the signature of said defendant Such affidavit and receipt shall be appended to the original summons which shall be filed with the court from out of which such summons issued within *30 days or* such time as the court may allow for the return of such summons. In the event of personal service outside this State such compliance may be proved by the return of any duly constituted public officer, qualified to serve like process of and in the State or jurisdiction where the defendant is found, showing such service to have been made. Such return shall be appended to the original summons which shall be filed as aforesaid

(f) The court in which the action is pending may order such continuances as may be necessary to afford the defendant reasonable opportunity to defend the action.

(g) The director shall keep a record of all process so served upon him which record shall show the day and hour of service

(h) As used in this section "nonresident" means a person who is not a resident of this State at the time the accident or collision occurs"

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 763—An act to amend Sections 11 and 11d of the Municipal Court Act of 1925, relating to municipal courts and the attaches of said courts.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

On page 1 of the printed bill, strike out lines 12 to 17, inclusive, and insert "four hundred sixty-four dollars ($464) monthly, with annual increments of twenty-five dollars ($25), twenty-seven dollars ($27), twenty-nine dollars ($29), and thirty dollars ($30), to a maximum of five hundred seventy-five dollars ($575) monthly;".

Amendment No. 2

On page 1, line 19, of said bill, strike out "One deputy clerk, who", and insert "Two deputy clerks, each of whom".

Amendment No. 3

On page 1 of said bill, strike out lines 20 to 25, inclusive, and insert "two hundred thirty-three dollars ($233) monthly, with annual increments of thirteen dollars ($13), thirteen dollars ($13), fourteen dollars ($14), and fifteen dollars ($15), to a maximum of two hundred eighty-eight dollars ($288) monthly;".

Amendment No. 4

On page 1, line 26, of said bill, strike out "Three deputy clerks, each of whom", and insert

"One senior legal stenographer, who".

Amendment No. 5

On page 1 of said bill, strike out lines 27 to 30, inclusive; and on page 2, strike out lines 1 and 2, and insert "salary of two hundred twenty-one dollars ($221) monthly, with annual increments of twelve dollars ($12), thirteen dollars ($13), thirteen dollars ($13), and fourteen dollars ($14), to a maximum of two hundred seventy-three dollars ($273) monthly;".

Amendment No. 6

On page 2, line 3, of said bill, strike out "Two deputy clerks, each of whom", and insert

"One senior typist-clerk, who".

Amendment No. 7

On page 2 of said bill, strike out lines 4 to 9, inclusive, and insert "salary of two hundred dollars ($200) monthly, with annual increments of eleven dollars ($11), ten dollars ($10), twelve dollars ($12), and thirteen dollars ($13), to a maximum of two hundred forty-six dollars ($246) monthly;".

Amendment No. 8

On page 2 of said bill, strike out lines 11 to 22, inclusive, and insert "salary of one hundred eighty-one dollars ($181) monthly, with annual increments of nine dollars ($9), ten dollars ($10), eleven dollars ($11), and ten dollars ($10), to a maximum of two hundred twenty-one dollars ($221) monthly;".

Amendment No. 9

On page 2 of said bill, strike out lines 25 to 30, inclusive, and insert "four hundred forty dollars ($440) monthly, with annual increments of twenty-four dollars ($24), twenty-five dollars ($25), twenty-seven dollars ($27), and twenty-nine dollars ($29), to a maximum of five hundred forty-five dollars ($545) monthly;".

Amendment No. 10

On page 2, line 39, of said bill, strike out "Five", and insert "Three".

Amendment No. 11

On page 2 of said bill, strike out lines 40 to 45, inclusive, and insert "a minimum salary of two hundred fifty-nine dollars ($259) monthly, with annual increments of fourteen dollars ($14), fifteen dollars ($15), fifteen dollars ($15), and sixteen dollars ($16), to a maximum of three hundred nineteen dollars ($319) monthly;".

Amendment No. 12

On page 2 of said bill, strike out lines 47 to 50, inclusive; and on page 3, strike out lines 1 to 7, inclusive; and insert "of two hundred twenty-one dollars ($221) monthly, with annual increments of twelve dollars ($12), thirteen dollars ($13), thirteen dollars ($13), and fourteen dollars ($14), to a maximum of two hundred seventy-three dollars ($273) monthly;".

Amendment No. 13

On page 3 of said bill, strike out lines 31 to 36, inclusive, and insert "four hundred sixty-four dollars ($464) monthly, with annual increments of twenty-five dollars ($25), twenty-seven dollars ($27), twenty-nine dollars ($29), and thirty dollars ($30), to a maximum of five hundred seventy-five dollars ($575) monthly;".

Amendment No. 14

On page 3, line 38, of said bill, strike out "One deputy clerk, who", and insert "Two deputy clerks, each of whom".

Amendment No. 15

On page 3 of said bill, strike out lines 39 to 44, inclusive, and insert "two hundred thirty-three dollars ($233) monthly, with annual increments of thirteen dollars ($13), thirteen dollars ($13), fourteen dollars ($14), and fifteen dollars ($15), to a maximum of two hundred eighty-eight dollars ($288) monthly;".

Amendment No. 16

On page 3, line 45, of said bill, strike out "Three deputy clerks, each of whom", and insert

"One senior legal stenographer, who".

Amendment No. 17

On page 3 of said bill, strike out lines 46 to 49, inclusive; and on page 4, strike out lines 1 and 2, and insert "salary of two hundred twenty-one dollars ($221) monthly, with annual increments of twelve dollars ($12), thirteen dollars ($13), thirteen dollars ($13), and fourteen dollars ($14), to a maximum of two hundred seventy-three dollars ($273) monthly;".

Amendment No. 18

On page 4, line 3, of said bill, strike out "Two deputy clerks, each of whom", and insert

"One senior typist-clerk, who".

Amendment No. 19

On page 4 of said bill, strike out lines 4 to 9, inclusive, and insert "salary of two hundred dollars ($200) monthly, with annual increments of eleven dollars ($11), ten dollars ($10), twelve dollars ($12), and thirteen dollars ($13), to a maximum of two hundred forty-six dollars ($246) monthly ;".

Amendment No. 20

On page 4 of said bill, strike out lines 11 to 22, inclusive, and insert "salary of one hundred eighty-one dollars ($181) monthly, with annual increments of nine dollars ($9), ten dollars ($10), eleven dollars ($11), and ten dollars ($10), to a maximum of two hundred twenty-one dollars ($221) monthly ;".

Amendment No. 21

On page 4 of said bill, strike out lines 25 to 30, inclusive, and insert "four hundred forty dollars ($440) monthly, with annual increments of twenty-four dollars ($24), twenty-five dollars ($25), twenty-seven dollars ($27), and twenty-nine dollars ($29), to a maximum of five hundred forty-five dollars ($545) monthly ;".

Amendment No. 22

On page 4, line 39, of said bill, strike out "Five", and insert "Three".

Amendment No. 23

On page 4 of said bill, strike out lines 40 to 45, inclusive, and insert "a minimum salary of two hundred fifty-nine dollars ($259) monthly, with annual increments of fourteen dollars ($14), fifteen dollars ($15), fifteen dollars ($15), and sixteen dollars ($16), to a maximum of three hundred nineteen dollars ($319) monthly ;".

Amendment No. 24

On page 4 of said bill, strike out lines 47 to 50, inclusive; and on page 5, strike out lines 1 to 7, inclusive, and insert "of two hundred twenty-one dollars ($221) monthly, with annual increments of twelve dollars ($12), thirteen dollars ($13), thirteen dollars ($13), and fourteen dollars ($14), to a maximum of two hundred seventy-three dollars ($273) monthly ;".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1409—An act to amend Section 1426.1 of the Penal Code, relating to copies of complaints for defendants.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

On page 1, line 3, of the printed bill, after "furnished", insert "upon request".

Amendment No. 2

On page 1, line 4, of the printed bill, after "defendant", strike out the period, and insert "charged with a violation of Section 240, 242, 372, 415, 417, 594, or 647, or any offense defined in Sections 319 to 332 inclusive of this code, or with the commission of a misdemeanor under the Vehicle Code. A copy of the complaint shall be furnished to each defendant for a violation of any other section of this code."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1936—An act to add Section 1557.1 to the Penal Code, relating to the payment of the expenses of returning arrested persons for trial.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

Strike out line 1 of the title of the printed bill, and insert

"An act to amend Section 1557 of, and to add Section 1557.1 to, the Penal Code, relating to the".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendments is indicated by being enclosed within brackets.

Amendment No. 2

On page 1 of said bill, strike out lines 1 and 2, and insert

"SECTION 1. Section 1557 of the Penal Code is amended to read:

1557. When the Governor of this State, in the exercise of the authority conferred by Section 2, Article IV, of the Constitution of the United States, or by the laws of this State, demands from the executive authority of any state of the United States, or of any foreign government, the surrender to the authorities of this State of a fugitive from justice, who has been found and arrested in such state or foreign government, the accounts of the person employed to bring back such fugitive, including any money paid by such person to the authorities of a sister state for subsistence of the fugitive while detained by such sister state and without payment of which, the authorities of such state refuse to surrender such fugitive, must be audited by the [Board of Control] *State Controller* and paid out of the State Treasury; provided, however, that the State shall not pay the expenses of any such person so employed where the fugitive so returned is not so arraigned or placed on trial, that such expenses shall be a charge upon the county asking the requisition; provided further, that when a warrant has been issued by any magistrate after the filing of a complaint or the finding of an indictment and its presentation to the court and filing by the clerk, and the person named therein as defendant is a fugitive from justice, who has been found and arrested in any state of the United States or in any foreign government, the county auditor shall draw his warrant and the county treasurer shall pay to the person designated to return the fugitive, the amount of expenses estimated by the district attorney to be incurred in the return of such fugitive; provided further, the person designated to return the fugitive shall make no disbursements from any such fund so advanced without a receipt being obtained therefor showing the amount, the purpose for which said sum is expended, place, date, and to whom paid.

Such receipts must be filed by such person with the county auditor or State [Board of Control] *Controller*, as the case may be, together with an affidavit by such person that the expenditures represented by said receipts were necessarily made in the performance of duty, and when such advance has been made by the county treasurer to the person designated to return the fugitive, and has thereafter been audited by the State [Board of Control] *Controller*, the payment thereof shall be made by the State Treasurer to the county treasury, which has advanced the said funds; provided further, that when no advance has been made to the person designated to return the fugitive, the sums expended by him, when audited by the [Board of Control] *State Controller*, shall be paid by the State Treasury to the said person so designated. In every case where the expenses of such person so employed to bring back such fugitive as herein provided, are less than the amount advanced on the recommendation of the district attorney, such persons so employed to bring back such fugitive shall return to the county treasurer the difference in amount between the aggregate amount of receipts so filed by him, as herein employed, and the amount advanced to such person upon the recommendation of the district attorney.

SEC. 2. Section 1557.1 is added to said code, to read:".

Amendment No. 3

On page 1, line 7, of said bill, strike out "board of control", and insert "State Controller".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

SECOND READING OF SENATE BILLS

Senate Bill No. 972—An act to amend an initiative act entitled "An act prescribing the terms upon which licenses may be issued to practitioners of chiropractic, creating the State Board of Chiropractic

Examiners and declaring its powers and duties, prescribing penalties for violation hereof, and repealing all acts and parts of acts inconsistent herewith," approved by electors November 7, 1922, by amending Sections 34, 5, 10, and 12 thereof, relating to the study and practice of chiropractic, said amendment to take effect upon the approval thereof by the electors, and providing for the submission thereof to the electors pursuant to Section 1b of Article IV of the State Constitution.

Bill read second time, and ordered to third reading.

Senate Bill No. 359—An act to repeal Article 2, Chapter 7, Part 4, Division 5, of the Water Code, relating to the revolving fund of the Reclamation Board, and providing for the abolition of, and the disposal of the money in said fund.

Bill read second time, and ordered to third reading.

Senate Bill No. 679—An act to amend Sections 14.2, 15, 16, 16.1, 16.2, and 19.6 of the Fish and Game Code, relating to the general regulatory powers of the Fish and Game Commission.

Bill read second time, and ordered to third reading.

Senate Bill No. 946—An act to amend Section 881 of the Fish and Game Code, relating to use of nets.

Bill read second time, and ordered to third reading.

Senate Bill No. 947—An act to amend Section 880 of the Fish and Game Code, relating to nets.

Bill read second time, and ordered to third reading.

Senate Bill No. 1420—An act to add Article 3 to Chapter 1 of Division 2 of the Fish and Game Code, relating to the protection of fish.

Bill read second time, and ordered to third reading.

Senate Bill No. 298—An act to amend Section 6 of an act entitled "An act to create an Agricultural Research Study Committee, provide for its powers and duties, and making an appropriation," approved March 12, 1946, relating to the Agricultural Research Study Committee.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Agriculture:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Section", and insert "Sections 1 and".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 2

On page 1 of said bill, strike out line 1, and insert

"SECTION 1. Section 1 of the act cited in the title is amended to read:

Section 1. The Agricultural Research Study Committee, herein called the committee, is hereby created. It shall consist of nine members, to be appointed by and serve at the pleasure of the Governor. Three members shall be representative of the public at large; the other members shall have practical knowledge and experience in

the production, processing or distribution of agricultural, horticultural, viticultural, livestock, and dairy or poultry products.

The Director of Agriculture and the Dean of the College of Agriculture of the University of California are ex officio members of the committee. [One] *Two* member *s* of the Senate appointed by the Senate Committee on Rules, and [one] *two* member *s* of the Assembly appointed by the Speaker, shall meet with and participate in the work of the committee as ex officio members to the extent that such participation is not incompatible with their respective positions as Members of the Legislature. The Members of the Legislature so appointed are hereby constituted a legislative interim committee on the subject of this act, with all the powers and duties imposed upon such committees by the Joint Rules of the Legislature.

SEC. 2. Section 6 of said act is amended".

Amendment No. 3

On page 1 of said bill, strike out lines 5 to 9, inclusive, and insert "cease to have existence on and after the ninety-first day after final adjournment of the 1949 Regular Session of the Legislature."

Amendments read, and adopted.

Bill ordered reprinted, and to third reading.

NOTICE OF MOTION TO RECONSIDER ASSEMBLY BILL NO. 14 CONTINUED

Messrs. Thomas and Doyle asked for, and were granted, unanimous consent that their notice of motion to reconsider Assembly Bill No. 14 be continued until the next legislative day.

NOTICE OF MOTION TO RECONSIDER ASSEMBLY BILL NO. 1823 WAIVED

Messrs. Debs and Heisinger waived their notice of motion to reconsider the vote whereby Assembly Bill No. 1823 was passed.

Assembly Bill No. 1823 ordered transmitted to the Senate.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, April 9, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed:

Senate Bill No. 70
Senate Bill No. 71
Senate Bill No. 72
Senate Bill No. 87
Senate Bill No. 195
Senate Bill No. 305
Senate Bill No. 340
Senate Bill No. 782
Senate Bill No 1047

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS

The following bills were read the first time:

Senate Bill No. 70—An act to amend Section 1744 of the Code of Civil Procedure, relating to attaches of the conciliation court in counties of 900,000 population or more.

Referred to Committee on Judiciary.

Senate Bill No. 71—An act to add Section 261c to the Code of Civil Procedure, relating to superior court employees in counties, or cities and counties, of 2,000,000 population or more.

Referred to Committee on Judiciary.

Senate Bill No. 72—An act to amend Section 261a of the Code of Civil Procedure, relating to superior court employees in counties, or cities and counties, of 900,000 population or more.

Referred to Committee on Judiciary.

Senate Bill No. 87—An act to add Section 7e to an act entitled "An act authorizing the establishment of municipal courts, prescribing their constitution, regulation, government, procedure and jurisdiction, and providing for the election and appointment of the judges, clerks and other attaches of such courts, their terms of office, qualification and compensation and for the selection of jurors therein," approved May 23, 1925, relating to the office of secretary and jury commissioner in municipal courts in cities of the first and one-half class.

Referred to Committee on Judiciary.

Senate Bill No. 195—An act to add Sections 820.5 and 987.01 to the Military and Veterans Code, relating to the rate of interest on veterans' farm and home purchases.

Referred to Committee on Military Affairs.

Senate Bill No. 305—An act to validate the organization, boundaries, governing officers or boards, acts, proceedings, and bonds of public bodies, to take effect immediately.

Referred to Committee on Municipal and County Government.

Senate Bill No. 340—An act to amend the Building and Loan Association Act by amending Section 1.01 thereof, relating to definitions, Section 2.06 thereof, relating to merger, consolidation and transfer, Section 3.01 thereof, relating to issuance of shares and stock, Section 3.04 thereof, relating to retirement of free shares, Section 3.07 thereof, relating to dividends on funds invested in shares less than six months, Section 4.01 thereof, relating to guarantee stock, Section 5.01 thereof, relating to investment certificates, Section 5.06 thereof, relating to redemption of investment certificates, Sections 6.01, 6.02, and 6.03 thereof, relating to withdrawals, Section 6.04 thereof, relating to reports while on notice, Section 6.05 thereof, relating to delay in paying withdrawal claims, Section 7.09 thereof, relating to liability of stockholders, Section 8.01 thereof, relating to voting rights, Sections 9.07 and 9.10 thereof, relating to loans, Section 13.17 thereof, relating to assessments for salaries and expenses of the Building and Loan Commissioner and his staff, and Section 15.16 thereof, relating to supervision and control of borrowers' mutual building and loan associations, and repealing Section 5.07 thereof, relating to modification of investment certificates; all relating to building and loan associations.

Referred to Committee on Finance and Insurance.

Senate Bill No. 782—An act to repeal Sections 24a, 120, 121, 122, 123, 123.1, 140, 141, and 142 of, to amend Section 124 of, and to add Sections 120, 120.1, 120.2, 120.3, 120.4, 120.5, 120.6, 120.7, 121, 121.1, 121.2, 121.3, 121.4, 121.5, 122, 122.1, 122.2, 122.3, 122.4, 122.5, 122.6, 122.7, 122.8, 123, 123.1, and 123.2, to the Bank Act, relating to the qualifications, appointment, term, compensation and duties of the Superintendent of Banks, the duties, employees, records, and expenses of the State Banking Department, and the collection and disposition of the State Banking Fund.

Referred to Committee on Finance and Insurance.

Senate Bill No. 1047—An act to amend Section 3721 of the Political Code, relating to assessment and taxation of property affected by the organization, formation and incorporation of sanitary districts or any change of boundaries thereof or any consolidation of such districts, declaring the urgency thereof and providing that it shall take effect immediately.

Referred to Committee on Municipal and County Government.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, April 9, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted:

Senate Joint Resolution No. 17

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS (RESUMED)

The following resolution was read:

Senate Joint Resolution No. 17—Relative to the development of deposits of mineral ores in the United States.

Referred to Committee on Rules.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, April 9, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted:

Senate Concurrent Resolution No. 34

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS (RESUMED)

The following resolution was read:

Senate Concurrent Resolution No. 34—Relative to a study and survey of motor vehicle traffic over the Benicia-Martinez Ferry.

Referred to Committee on Rules.

REQUEST FOR UNANIMOUS CONSENT THAT ASSEMBLY BILL NO. 2077 BE WITHDRAWN FROM FILE, AND BE RE-REFERRED TO COMMITTEE

Speaker Collins asked for, and was granted, unanimous consent that Assembly Bill No. 2077 be withdrawn from the third reading file, and be re-referred to the Committee on Elections and Reapportionment.

CONSIDERATION OF DAILY FILE (RESUMED) THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 1421—An act to add Section 1521.1 to the Welfare and Institutions Code, relating to aid to orphans and other needy children.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, Miller, Robertson,

Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—65.
NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 2154—An act to amend Sections 122 and 2571 of the Elections Code, relating to registration of electors.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, Miller, Robertson, Sheridan, Sherwin, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—63.
NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 2155—An act to amend Section 661 of the Elections Code, relating to election officers.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, Miller, Robertson, Sheridan, Sherwin, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—63.
NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 2160—An act to amend Sections 1601 and 1701 of the Elections Code, relating to municipal initiative and referendum petitions.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—67.
NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 2161—An act to amend Section 5553 of the Elections Code, relating to election procedure at the polls.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins,

Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—67.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 2162—An act to amend Section 2899 of the Elections Code, relating to filing fees of candidates for election.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—67.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 2163—An act to amend Section 10050 of the Elections Code, relating to consolidation of elections.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—67.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 2165—An act to amend Section 45 of the Elections Code, relating to petitions.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—67.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 2167—An act to amend Section 9761 of the Elections Code, relating to elections.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Berry, Blosser, Brown, Burke, Butters, Caldecott, Carey, Clarke, Conrad, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh,

Huyck, Johnson, Kirkwood, Loomis, Luckel, Lyons, Maloney, McMillan, Niehouse, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—57.

NOES—Bennett, Collier, George D. Collins, Gaffney, Hinckley, James, and Kilpatrick—7.

Bill ordered transmitted to the Senate.

Assembly Bill No. 2169—An act to amend Section 10501 of the Elections Code, relating to elections.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cramer, Crichton, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—67.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 2175—An act to add Section 7936 to the Elections Code, relating to canvass of votes cast at a general election.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Bennett, Berry, Blosser, Brady, Brown, Burns, Butters, Caldecott, Carey, Clarke, Collier, Cramer, Crichton, M. Philip Davis, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gannon, Geddes, Grant, Grunsky, Hahn, Hinckley, Hinton, Huyck, James, Johnson, Loomis, Luckel, Lyons, Maloney, McCollister, Niehouse, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—53.

NOES—Anderson, Beck, George D. Collins, Conrad, Lester T. Davis, Debs, Ralph C. Dills, Gaffney, Hawkins, Heisinger, Hollibaugh, Kilpatrick, Lowrey, McMillan, and Miller—15

Bill ordered transmitted to the Senate.

Assembly Bill No. 2177—An act to amend Section 3931 of the Elections Code, relating to order of names on ballots.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—70.

NOES—None.

Bill ordered transmitted to the Senate.

RECESS

At 11 a.m., on motion of Mr. Dickey, the Assembly recessed until 11.15 a.m.

REASSEMBLED

At 11.15 a.m., the Assembly reconvened.
Hon. Sam L. Collins, Speaker of the Assembly, presiding.
Chief Clerk Arthur A. Ohnimus at the desk.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, April 10, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 978	Assembly Bill No. 1593
Assembly Bill No. 1417	Assembly Bill No. 2077

And reports the same correctly re-engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

Committee on Municipal and County Government

ASSEMBLY CHAMBER, SACRAMENTO, April 10, 1947

MR. SPEAKER: Your Committee on Municipal and County Government, to which were referred:

Assembly Bill No. 683	Assembly Bill No. 957
Assembly Bill No. 954	Assembly Bill No. 959
Assembly Bill No. 955	

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

THURMAN, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 10, 1947

MR. SPEAKER: Your Committee on Municipal and County Government, to which were referred:

Assembly Bill No. 139	Assembly Bill No. 1054
Assembly Bill No. 956	Assembly Bill No. 2143
Assembly Bill No. 958	Assembly Bill No. 2292

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

THURMAN, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 10, 1947

MR. SPEAKER: Your Committee on Municipal and County Government, to which were referred:

Senate Bill No. 1	Senate Bill No. 428
Senate Bill No. 50	Senate Bill No. 504
Senate Bill No. 118	Senate Bill No. 604
Senate Bill No. 311	Senate Bill No. 1298
Senate Bill No. 384	

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

THURMAN, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 10, 1947

MR. SPEAKER: Your Committee on Municipal and County Government, to which were referred:

Assembly Bill No. 387	Assembly Bill No. 1643
Assembly Bill No. 1553	Assembly Bill No. 1644
Assembly Bill No. 1563	Assembly Bill No. 2535

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

THURMAN, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 10, 1947

MR. SPEAKER: Your Committee on Municipal and County Government, to which was referred:

Assembly Bill No. 1280

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

THURMAN, Chairman

Above reported bill ordered to second reading.

Committee on Conservation, Planning, and Public Works

ASSEMBLY CHAMBER, SACRAMENTO, April 10, 1947

MR. SPEAKER: Your Committee on Conservation, Planning, and Public Works, to which were referred:

Assembly Bill No. 951
Assembly Bill No. 638
Assembly Bill No. 639
Assembly Bill No. 1627
Assembly Bill No. 1628
Assembly Bill No. 1631
Assembly Bill No. 1633
Assembly Bill No. 1634
Assembly Bill No. 737
Assembly Bill No. 986
Assembly Bill No. 2436

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

CRAMER, Vice Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 10, 1947

MR. SPEAKER: Your Committee on Conservation, Planning, and Public Works, to which was referred:

Assembly Bill No. 823

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, do pass, as amended, and re-refer to Committee on Ways and Means.

CRAMER, Vice Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 10, 1947

MR. SPEAKER: Your Committee on Conservation, Planning, and Public Works, to which was referred:

Assembly Bill No. 2429

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

CRAMER, Vice Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 10, 1947

MR. SPEAKER: Your Committee on Conservation, Planning, and Public Works, to which was referred:

Assembly Bill No. 1629

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

CRAMER, Vice Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 10, 1947

MR. SPEAKER: Your Committee on Conservation, Planning, and Public Works, to which were referred:

Senate Bill No. 1128
Senate Bill No. 1129
Senate Bill No. 833

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

CRAMER, Vice Chairman

Above reported bills ordered to second reading.

Committee on Manufacturing, Oil, and Mining Industry

ASSEMBLY CHAMBER, SACRAMENTO, April 10, 1947

MR. SPEAKER: Your Committee on Manufacturing, Oil, and Mining Industry, to which was referred:

Senate Bill No. 774

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

RALPH C. DILLS, Chairman

Above reported bill ordered to second reading.

RECESS

At 11.53 a.m., on motion of Mr. Dickey, the Assembly recessed until 2 p.m.

REASSEMBLED

At 2 p.m., the Assembly reconvened.

Hon. Sam L. Collins, Speaker of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

CERTIFICATE FROM SECRETARY OF STATE

The Chief Clerk read the following certificate of duly elected Member of the Assembly of the Fifty-seventh Session of the Legislature of the State of California:

STATE OF CALIFORNIA
OFFICE OF THE SECRETARY OF STATE

Certificate of Election

I, FRANK M. JORDAN, Secretary of State of the State of California, do hereby certify that

EDWARD E. ELLIOTT

was elected to the Office of Member of the Assembly—Forty-fourth Assembly District of the State of California at the special election held in said district on the first day of April, 1947, as appears by the official returns of said election and statement thereof on file in my office.

WITNESS my hand and Official Seal this tenth day of April, 1947.

FRANK M. JORDAN, Secretary of State

(SEAL)

APPOINTMENT OF SELECT COMMITTEE

Speaker Collins announced the appointment of Mr. Hawkins as a Select Committee to escort Mr. Edward E. Elliott, Member-elect of the Forty-fourth Assembly District, to the rostrum.

MEMBER SWORN IN

Upon arriving at the bar of the Assembly, Member-elect Edward E. Elliott took and subscribed to the following oath, administered by Hon. Sam L. Collins, Speaker of the Assembly:

I do solemnly swear that I will support the Constitution of the United States and the Constitution of the State of California, and that I will faithfully discharge the duties of the office of Member of the Assembly for the Forty-fourth District according to the best of my ability.

REPORTS OF STANDING COMMITTEES

Committee on Governmental Efficiency and Economy

ASSEMBLY CHAMBER, SACRAMENTO, April 10, 1947

MR. SPEAKER: Your Committee on Governmental Efficiency and Economy, to which were referred:

Senate Bill No. 318
Senate Bill No. 319
Senate Bill No. 497

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be re-referred to Committee on Ways and Means.

FIELD, Chairman

Above reported bills re-referred to Committee on Ways and Means.

ASSEMBLY CHAMBER, SACRAMENTO, April 10, 1947

MR. SPEAKER: Your Committee on Governmental Efficiency and Economy, to which were referred:

Senate Bill No. 117
Senate Bill No. 472
Senate Bill No. 1155

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

FIELD, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 10, 1947

MR. SPEAKER: Your Committee on Governmental Efficiency and Economy, to which was referred:

Assembly Bill No. 2505

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

FIELD, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 10, 1947

MR. SPEAKER: Your Committee on Governmental Efficiency and Economy, to which was referred:

Assembly Bill No. 1028

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be re-referred to Committee on Ways and Means.

FIELD, Chairman

Above reported bill re-referred to Committee on Ways and Means.

ASSEMBLY CHAMBER, SACRAMENTO, April 10, 1947

MR. SPEAKER: Your Committee on Governmental Efficiency and Economy, to which were referred:

Assembly Bill No. 497
Assembly Bill No. 1596
Assembly Bill No. 2652

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be re-referred to Committee on Ways and Means.

FIELD, Chairman

Above reported bills re-referred to Committee on Ways and Means.

Committee on Municipal and County Government

ASSEMBLY CHAMBER, SACRAMENTO, April 10, 1947

MR. SPEAKER: Your Committee on Municipal and County Government, to which were referred:

Senate Bill No. 100
Senate Bill No. 114
Senate Bill No. 386
Senate Bill No. 389
Senate Bill No. 505

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

THURMAN, Chairman

Above reported bills ordered to second reading.

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, April 10, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 432—An act making an appropriation in augmentation of the appropriation in Item 187 of the Budget Act of 1945, payable from the Motor Vehicle Fund, for support of the Department of Motor Vehicles, to take effect immediately;

Assembly Bill No. 754—An act to amend Sections 4.4 and 5.1 of the Mount San Jacinto Winter Park Authority Act, relating to the Mount San Jacinto Winter Park Authority, declaring the urgency thereof, to take effect immediately;

Assembly Bill No. 1122—An act to amend Section 3793.5 and to repeal Section 3807.8 of the Revenue and Taxation Code, relating to notices on purchases of tax-deeded property by taxing agencies;

And reports that the same have been correctly enrolled, and presented to the Governor on the tenth day of April, 1947, at 12 m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, April 10, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1328

And reports the same correctly re-engrossed.

WEBER, Chairman

Above reported bill ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 10, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined.

Assembly Bill No. 1668—An act to add Section 7.5 to the Welfare and Institutions Code, relating to administration of oaths;

Assembly Bill No. 2273—An act to provide for a comprehensive survey of the System of Publicly Supported Higher Education in California, including the junior colleges, the state colleges and the University of California and making an appropriation therefor, declaring the urgency thereof, to take effect immediately;

And reports that the same have been correctly enrolled, and presented to the Governor on the tenth day of April, 1947, at 12 m.

WEBER, Chairman

Committee on Education

ASSEMBLY CHAMBER, SACRAMENTO, April 10, 1947

MR. SPEAKER: Your Committee on Education, to which were referred:

Assembly Bill No. 229
Assembly Bill No. 891
Assembly Bill No. 1092
Assembly Bill No. 1097
Assembly Bill No. 1100
Assembly Bill No. 1113

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

DUNN, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 10, 1947

MR. SPEAKER: Your Committee on Education, to which was referred:

Senate Bill No. 67

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

DUNN, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 10, 1947

MR. SPEAKER: Your Committee on Education, to which was referred:

Senate Bill No. 68

Has had the same under consideration, and reports the same back with amendments with the recommendation. Amend, and do pass, as amended.

DUNN, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 10, 1947

MR. SPEAKER: Your Committee on Education, to which were referred:

Assembly Bill No. 1010
Assembly Bill No. 1098

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

DUNN, Chairman

Above reported bills ordered to second reading.

RE-REFERENCE OF BILLS

By order of the Speaker, the following bills were withdrawn from the file, and re-referred as follows:

Assembly Bill No. 978 re-referred to Committee on Judiciary.
Assembly Bill No. 1417 re-referred to Committee on Judiciary.

REQUESTS FOR PERMISSION TO INTRODUCE BILLS

The following request for permission to introduce a bill was presented:

By Mr. Sam L. Collins:

ASSEMBLY CHAMBER, SACRAMENTO, April 10, 1947

MR. SPEAKER: In accordance with the provisions of Article IV, Section 2, of the Constitution, I request permission to introduce a bill, the title of which is as follows:

An act making an appropriation for expenses of Members of the Assembly, to take effect immediately.

Respectfully submitted.

SAM L. COLLINS

Request referred to Committee on Legislative Procedure.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, April 10, 1947

MR. SPEAKER: Your Committee on Legislative Procedure, to which was referred the following bill, herewith returns the same with the recommendation that the author be permitted to introduce it:

By Mr. Sam L. Collins:

An act making an appropriation for expenses of Members of the Assembly, to take effect immediately.

WEBER, Chairman

The roll was called.

Call of the Assembly

Pending the announcement of the vote, Mr. Dickey moved a call of the Assembly.

Motion carried. Time, 2.15 p.m.

The Speaker directed the Sergeant-at-Arms to close the doors, and to bring in the following absent members:

Allen, Berry, Blosser, Boyd, Brown, Butters, Cooke, Crowley, Lester T. Davis, Dolwig, Doyle, Erwin, Evans, Field, Gaffney, Knight, Lowrey, McCollister, McMillan, O'Day, Price, Robertson, Stewart, and Thomas—24.

PROCEEDINGS UNDER CALL OF THE ASSEMBLY BY UNANIMOUS CONSENT

TEMPORARY SUSPENSION OF ASSEMBLY RULE NO. 85

Mr. Maloney asked for, and was granted, unanimous consent that Assembly Rule No. 85 be temporarily suspended for the purpose of placing a call of the Assembly on any matter on file.

BILLS WITHDRAWN FROM ACTIVE FILE, AND PLACED ON THE INACTIVE FILE

Assembly Bill No. 1006, on motion of Mr. Bennett.
Assembly Bill No. 1007, on motion of Mr. Bennett.
Assembly Bill No. 1008, on motion of Mr. Bennett.
Assembly Bill No. 1009, on motion of Mr. Bennett.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 2463—An act to repeal certain temporary provisions specified in this act relating to elections, including provisions relating to war voters, absent voting, and the times for elections, meetings of political parties, and filing of election documents.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dunn, Elliott, Field, Fletcher, Gannon, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, James, Johnson, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, Miller, Niehouse, Rosenthal, Silliman, Stanley, Stephenson, Thompson, Thorp, Thurman, Weber, Wollenberg, and Mr. Speaker—51.

NOES—None.

Bill ordered transmitted to the Senate.

Speaker Pro Tempore Presiding

At 2.17 p.m., Hon. Thomas A. Maloney, Speaker pro Tempore of the Assembly, presiding.

Assembly Bill No. 537—An act to amend Section 817 of the Penal Code, relating to peace officers.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Crichton, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dunn, Elliott, Field, Fletcher, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, Miller, Niehouse, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—59.

NOES—None.

Notice of Motion to Reconsider Assembly Bill No. 537

Mr. George D. Collins gave notice that on the next legislative day he would move to reconsider the vote whereby Assembly Bill 537 was this day passed.

Speaker Presiding

At 2.20 p.m., Hon. Sam L. Collins, Speaker of the Assembly, presiding.

Assembly Bill No. 1840—An act to amend Sections 6734 and 6735 of the Welfare and Institutions Code, relating to the restoration to capacity of persons committed to a state hospital.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cramer, Crichton, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dunn, Elliott, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, Johnson, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, Miller, Niehouse, Rosenthal, Sheridan, Sherwin, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—57.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1848—An act to add Section 7058.01 to the Welfare and Institutions Code, relating to commitment of defective or psychopathic delinquents.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cramer, Crichton, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dunn, Elliott, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, Johnson, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, Miller, Niehouse, Rosenthal, Sheridan, Sherwin, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—57.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1532—An act to amend Sections 8, 9, and 13 of, and to add Sections 13.1, 13.2, and 18 to, Chapter 339 of the Statutes of 1923, relating to the possession, sale, and use of pistols, revolvers, and other firearms capable of being concealed upon the person, the registering of sales of such firearms, the granting of licenses or permits to carry the same concealed upon the person and to entitle said chapter "the Dangerous Weapons' Control Law."

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Berry, Blosser, Brady, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cramer, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Loomis, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—63.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 892—An act to amend Sections 1019 and 1060, and to repeal Section 1061, of the Fish and Game Code, relating to commercial fishing, packing and reduction plants.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Caldecott, Carey, Collier, George D. Collins, Conrad, Cramer, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn,

Elliott, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, James, Johnson, Kirkwood, Loomis, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Rosenthal, Sherwin, Silliman, Stanley, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker —61.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1376—An act to amend Section 802 of the Agricultural Code, relating to the maturity of grapes.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Caldecott, Carey, Collier, George D. Collins, Conrad, Cramer, Crichton, Crowley, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinton, Hollibaugh, James, Johnson, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—62.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 634—An act to amend Sections 370, 371, 372, and 375 of the Elections Code, relating to the index to affidavits of registration.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Caldecott, Carey, Collier, George D. Collins, Conrad, Cramer, Crichton, Crowley, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinton, Hollibaugh, James, Johnson, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—62

NOES—None

Notice of Motion to Reconsider Assembly Bill No. 634

Mr. Bennett gave notice that on the next legislative day he would move to reconsider the vote whereby Assembly Bill No. 634 was this day passed.

Assembly Bill No. 1638—An act to amend Sections 21654 and 21655 of the Water Code, relating to notice of election in irrigation districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D Collins, Conrad, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr Speaker—69.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1446—An act to amend Section 11535 of the Business and Professions Code, relating to the regulation of real estate subdivisions.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—69.

NOES—None

Bill ordered transmitted to the Senate.

Assembly Bill No. 2649—An act granting certain lands of the State of California to the City of San Diego upon certain trusts and conditions.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—69.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 710—An act to amend Section 19143 of the Education Code, relating to the qualifications of librarians employed by county superintendents of schools.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—68.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1375—An act to repeal Sections 8003 and 8004 of the Education Code, relating to the establishment of separate schools for certain races.

Bill read third time.

Demand for Previous Question

Messrs. Doyle, Debs, Luckel, Lyons, and Grunsky demanded the previous question.

Demand for previous question sustained.

The question being on the passage of Assembly Bill No. 1375.

The roll was called, and Assembly Bill No. 1375 passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Evans, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Rosenthal, Sherwin, Stanley, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—60.

NOES—Gannon and Lowrey—2.

Bill ordered transmitted to the Senate.

FURTHER PROCEEDINGS UNDER CALL OF THE ASSEMBLY DISPENSED WITH ON INTRODUCTION OF BILL

At 3.20 p.m., on motion of Mr. Dickey, further proceedings under the call of the Assembly were dispensed with.

The names of the absentees were called, and permission to introduce a bill was granted to Mr. Sam L. Collins by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr Speaker—68

NOES—None.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bill was introduced, and read the first time:

Assembly Bill No. 2661: By Mr. Sam L. Collins—An act making an appropriation for expenses of Members of the Assembly, to take effect immediately.

Assembly Bill No. 2661 ordered printed, and held at the desk, without reference to committee.

REQUESTS FOR PERMISSION TO INTRODUCE BILLS

The following request for permission to introduce a bill was presented:

By Mr. Clayton A. Dills:

ASSEMBLY CHAMBER, SACRAMENTO, April 10, 1947

MR. SPEAKER: In accordance with the provisions of Article IV, Section 2, of the Constitution, I request permission to introduce a bill, the title of which is as follows:

An act to amend Section 862.11 of an act entitled "An act to provide for the organization, incorporation and government of municipal corporations," approved March 13, 1883, relating to taxation by sixth class cities.

Respectfully submitted.

CLAYTON A. DILLS

Request referred to Committee on Legislative Procedure.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, April 10, 1947

MR. SPEAKER: Your Committee on Legislative Procedure, to which was referred the following bill, herewith returns the same with the recommendation that the author be permitted to introduce it:

By Mr. Clayton A. Dills:

An act to amend Section 862 11 of an act entitled "An act to provide for the organization, incorporation and government of municipal corporations," approved March 13, 1883, relating to taxation by sixth class cities.

WEBER, Chairman

The roll was called, and permission granted by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cramer, Crichton, Crowley, Lester T. Davis, M Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Rosenthal, Sherwin, Sillman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—65

NOES—None.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bill was introduced, and read the first time:

Assembly Bill No. 2662: By Mr. Clayton A. Dills—An act to amend Section 862.11 of an act entitled "An act to provide for the organization, incorporation and government of municipal corporations," approved March 13, 1883, relating to taxation by sixth class cities.

Referred to Committee on Municipal and County Government.

REPORTS OF STANDING COMMITTEES

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, April 10, 1947

MR. SPEAKER: Your Committee on Rules, to which was referred:

Assembly Concurrent Resolution No. 62

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

DICKEY, Chairman

Above reported resolution ordered engrossed.

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, April 10, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Concurrent Resolution No. 62

And reports the same correctly engrossed.

WEBER, Chairman

REQUEST FOR UNANIMOUS CONSENT

Mr. Anderson asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 62, at this time, without reference to file.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 62

Assembly Concurrent Resolution No. 62—Relative to Clyde Burgett.

Resolution read, and adopted unanimously.

Resolution ordered transmitted to the Senate.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 213—An act to add Section 44.11 to the Vehicle Code, relating to authorized emergency vehicles.

Bill read third time.

Motion to Amend

Mr. Grant moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 3, of the printed bill, as amended in the Assembly on April 7, 1947, after "44.11.", insert "Lifeguard or Life Saving Equipment."

Amendment read, and adopted.

Bill ordered reprinted, and re-engrossed.

Assembly Bill No. 677—An act to amend Section 1170 of the Harbors and Navigation Code, relating to pilotage rates.

Bill read third time.

Motion to Amend

Mr. Maloney moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 10, of the printed bill, as amended in the Assembly on April 7, 1947, after "per", insert "net".

Amendment read, and adopted.

Bill ordered reprinted, and re-engrossed.

Assembly Bill No. 253—An act to amend Sections 26840, 27322, and 27376 of the Government Code, relating to marriage licenses and certificates of marriage.

Bill read third time.

Motion to Amend

Mr. Clayton A. Dills moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 9, of the printed bill, strike out "shall be", and insert "is".

Amendment No. 2

On page 1, line 13, of said bill, strike out "Upon the payment of his fees,".

Amendment No. 3

On page 1, line 14, of said bill, strike out "the instruments listed in this section".

Amendment No. 4

On page 1, line 15, of said bill, strike out ", either"; and strike out lines 16 and 17, and insert "the following instruments:".

Amendment No. 5

On page 2 of said bill, between lines 17 and 18, insert
"The books shall be either bound or contain insertable leaves which when placed in the books cannot be removed."

Amendments read, and adopted.

Bill ordered reprinted, and re-engrossed.

RESOLUTIONS

The following resolution was offered:

By Mr. Dickey:

House Resolution No. 142

Resolved by the Assembly of the State of California, That the State Controller be and he is hereby directed and ordered to draw his warrant on the proper fund in favor of the following Member of the Assembly for the amount set opposite his name, and the State Treasurer is hereby directed and ordered to pay the same:

District	Name	Address	Distance from county seat	Distance from county seat, more	Distance from county seat, less	Mileage one way	Total mileage	Amount at 5 cents per mile
44	Edward E. Elliott	Los Angeles, Los Angeles County	447	--	--	447	894	44 70

Request for Unanimous Consent

Mr. Dickey asked for, and was granted, unanimous consent to take up House Resolution No. 142, at this time, without reference to committee or file

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D Collins, Conrad, Cramer, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Rosenthal, Sheridan, Sherwin, Silliman, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr Speaker—66.

NOES—None.

REQUEST FOR UNANIMOUS CONSENT THAT 1,000 ADDITIONAL COPIES OF ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 30 BE PRINTED

Mr. Hahn asked for unanimous consent that 1,000 additional copies of Assembly Constitutional Amendment No. 30 be printed, as amended.

Request referred to the Committee on Rules.

REQUEST FOR UNANIMOUS CONSENT THAT REPORT OF THE JOINT SENATE-ASSEMBLY COMMITTEE ON THE HOUSING PROBLEM BE PRINTED IN THE JOURNAL

Mr. Ralph C. Dills asked for, and was granted, unanimous consent that the following Report of the Joint Senate-Assembly Committee on the Housing Problem, (Senate Concurrent Resolution No. 13), be ordered printed in the Journal in 10-point type:

REPORT OF THE JOINT SENATE-ASSEMBLY COMMITTEE ON THE HOUSING PROBLEM

(Created Pursuant to Senate Concurrent Resolution No. 13)

LETTER OF TRANSMITTAL

JOINT HOUSING INVESTIGATING COMMITTEE
SAN FRANCISCO 2, CALIFORNIA, April 9, 1947

HONORABLE GOODWIN J. KNIGHT, *President of the Senate*
HONORABLE SAMUEL L. COLLINS, *Speaker of the Assembly*
State Capitol, Sacramento, California

DEAR SIRS: Pursuant to the provisions of Senate Concurrent Resolution No. 13, the Joint Committee on the Housing Problem was duly organized with the following membership:

Senator Gerald J. O'Gara, Chairman
Assemblyman Ralph C. Dills, Vice Chairman
Senator Arthur H. Breed, Jr.
Senator T. H. DeLap
Senator Nelson S. Dilworth
Senator Jack B. Tenney
Assemblyman Thomas W. Caldecott
Assemblyman James G. Crichton
Assemblyman Thomas A. Maloney
Assemblyman Albert I. Stewart

The committee has made inquiry into the housing problem throughout the State with particular reference to veterans' housing as directed in the resolution and submits herewith its report thereon.

The committee gratefully acknowledges the assistance in its inquiries of the many citizens and public officers who have appeared before it as witnesses.

Respectfully submitted,

SENATOR GERALD J. O'GARA, Chairman
ASSEMBLYMAN RALPH C. DILLS, Vice Chairman

ACKNOWLEDGMENT

The committee wishes to take this means to gratefully acknowledge the fine cooperation and assistance extended to this committee by the many federal, state and local agencies as well as veterans' and citizens' groups concerned with the housing problem in its many and diverse aspects.

The committee is particularly appreciative of the loyal and untiring efforts of the members of its staff. Special credit for whatever value this report may have is due to Warren Olney III, committee counsel. Assisting him with unremitting enthusiasm and vigor were Neill C. Toohy, Administrative Assistant, Gregory S. Stout, Assistant Counsel and Mary Ann Fissori, secretary. For more than two months under the heavy pressure of a short time limit, they have labored at a difficult, complicated task without regard to hours or personal convenience.

INTRODUCTION

This committee was created by Senate Concurrent Resolution No. 13 adopted by the Senate, January 14, 1947, and by the Assembly, January 17, 1947. The committee was directed to ascertain, study and analyze all facts relating to the housing situation in California with particular reference to veterans' housing, including the operation, effect, administration, enforcement, and needed revision of any and all laws in any way bearing upon or relating to the subject of housing, and to report thereon to the Legislature, including in its report recommendations for appropriate legislation.

Originally the committee was required to render its report not later than March 15, 1947, but later action of the Legislature extended the time to April 10, 1947.

Pursuant to and in furtherance of the directives of the resolution creating it, your committee has made as intensive and comprehensive an investigation of the subject of the housing problem in California as the limited time at the committee's disposal would permit.

The following public hearings were held to which interested parties and the general public were invited and given an opportunity to express their views to the committee:

Civic Auditorium, San Francisco, February 13, 14, and 17, 1947

Appearances

A. EARL WASHBURN, Director, State Reconstruction and Reemployment Commission.

MILTON N. MORRIS, Executive Secretary, Associated Home Builders of San Francisco, Inc.

RICHARD CHAMBERLAIN, Oakland, Commander, Department of California, American Legion.

FRANK C. MacDONALD, President, State Building and Construction Trades Council—AFL.

JAMES McCREARY, San Francisco, Expediter and Economist, National Housing Agency.

FRANK HENDRICKS, San Francisco Veterans' Housing Committee.

J. RUPERT MASON, San Francisco, Investment Broker.

ROGER D. LAPHAM, Mayor, City and County of San Francisco.

ALVIN E. HEWITT, Executive Vice President, California Manufacturers' Association.

JULIUS M. KELLER, First Vice Chairman, American Veterans' Committee (AVC).

RT. REV. WILLIAM J. FLANAGAN, Director of Catholic Charities.

LANGDON W. POST, Regional Director, Federal Public Housing Authority.

MERVYN RATHBORNE, Executive Secretary, California Council, Congress of Industrial Organization.

J. PAUL LEONARD, President, San Francisco State College.

RONALD L. CAMPBELL, Procurement Officer for the David Bohannan Organization.

DON W. McCOLLY, California State Chamber of Commerce, Agricultural Department and Former Deputy Director, State Farm Production Council.

ARTHUR J. GRIER, Regional Director, Civilian Production Administration.

MRS. PAUL HEYNEMAN, Chairman, Plans and Housing Committee, California League of Women Voters.

C. J. HAGGERTY, Secretary, California State Federation of Labor—AFL.

JOHN W. BEARD, Executive Director, San Francisco Housing Authority.

MRS. MARION B. HOWDEN, Chairman, Housing Committee of the San Francisco Planning and Housing Association.

E. A. MATTISON, Executive Vice President, Bank of America.
WILLIAM HARRY, Director, San Francisco Veterans' Information Center.
FRANK ROSE, Executive Assistant to the Regional Director, Federal Public Housing Authority.
D. C. McGINNESS, Regional Director, Federal Housing Administration.
EDWARD HOWDEN, Executive Director, Council Civic Unity of San Francisco.
MARVIN O. ADAMS, citizen.
MRS. DOLORES NOLAN, San Francisco property owner.

Alameda County Courthouse, Oakland, February 18, 1947

Appearances

HENRY J. KAISER, Oakland, Industrialist.
FRITZ B. BURNS, *President, Kaiser Community Homes, Inc., Los Angeles.*
WILLIAM J. NORTON, Berkeley, Business Manager, University of California.
EARL W. SMITH, Associated Home Builders of Alameda County.
JAMES A. WHITESIDE, President, Alameda Homes Company.
DR. WILFRED H. ROBINSON, Former President, California State Apartment House Owners' Association.
ROBERT S. ELLIOTT, Executive Director, Richmond Housing Authority.
RAY WALLACE, Executive Secretary, Alameda County Council, American Veterans' Committee (AVC).
GORDON HASKELL, Representing San Francisco Bay Area Branch, Workers' Party.
HENRY T. S. JOHNSON, JR., Executive Secretary, Alameda County Branch, National Association for the Advancement of Colored People.

State Building, Los Angeles, February 24 and 25, 1947

Appearances

FLETCHER BOWRON, Mayor, City of Los Angeles.
ROLLINS MacFAYDEN, Los Angeles, State Chairman, American Legion Housing Committee.
CHARLES B. BENNETT, Los Angeles City Planning Director, Los Angeles City Planning Commission
HOWARD HOLTZENDORFF, Executive Director, Housing Authority, City of Los Angeles.
AL WINEBERG, Coordinator of Veterans' Advisory Committee, Housing Authority, City of Los Angeles.
LEONARD J. ROACH, Supervisor, County of Los Angeles.
LAWRENCE C. STEVENS, Director, State Department of Veterans' Affairs.
A. H. VOELKER, Past President and member of Legislative Committee, California Real Estate Association.
JOHN McGOVERN, District Director, Southern California Area, Federal Housing Administration.
RT. REVEREND MONSIGNOR THOMAS J. O'DWYER, General Director of Charities, Catholic Welfare Bureau; member, State Housing Commission; and President, Los Angeles Citizens' Housing Council.
KENNETH WINEBRENNER, Representing the Los Angeles Chamber of Commerce, the American Institute of Architects, the Associated General Contractors of Los Angeles and the Home Builders' Institute.
PRESTON E. WRIGHT, Regional Expediter, National Housing Agency.
AL GILBERT, Counsel, Los Angeles Central Labor Council—AFL.
ASSEMBLYMAN DON A. ALLEN, Sixty-third Assembly District, Los Angeles.
PAUL HOLLENBECK, member, National Home Manufacturers' Institute.
BURTON E. EDWARDS, Secretary-Treasurer, California State Apartment Owners' Conference and Secretary-Manager, Apartment Owners' Association of Los Angeles County.
HENRY G. BEAUMONT, Member, Board of Directors, Apartment House Association of Los Angeles.

ALVIN E. HEWITT, Executive Vice President, California Manufacturers' Association.

KENNETH KINGSLEY, Vice President, Norris Stamping and Manufacturing Company, Los Angeles.

J. J. STEIN, Secretary-Manager, Pacific Coast Clay Products Institute.

CLARENCE SALISBURY, Blue Diamond Corporation, Los Angeles.

EBER JAKUES, Southwest Portland Cement Company.

FRANK DEE SCRIVEN, Los Angeles, State Commander (AMVETS), American Veterans of World War II.

WILLIAM J. TUBESING, President, San Fernando Valley Chapter, Building Contractors' Association of California.

State Capitol, Sacramento, March 6, 1947

Appearances

GEORGE SEHLMEYER, Sacramento, Master, State Grange.

SENATOR CHRIS N. JESPERSEN, San Luis Obispo County.

CHARLES RUMMEL, Berkeley, Assistant Legal Counsel, California Farm Bureau Federation.

PAUL SCHARRENBERG, San Francisco, Director, State Department of Industrial Relations

CHARLES GIBBS, San Francisco, Executive Secretary, Associated Farmers of California.

LLOYD A. MASHBURN, Los Angeles, Business Representative, Building Construction Trades Council, represented by C J. Haggerty, Secretary, California State Federation of Labor.

In addition to the foregoing public hearings, your committee received evidence in the form of written statements from the following witnesses:

T. W. MACQUARRIE, President, San Jose State College.

AYMER J. HAMILTON, President, Chico State College.

KENNETH P. BAILEY, Dean of Students, Humboldt State College.

HERBERT C. PEIFFER, JR., Dean of Student Personnel, San Diego State College.

JACK MARSH, Chairman, Mayor's Housing Committee, San Jose.

C. D. PLUM, Western United Lumber Manufacturers, Inc.

WILLIAM R. MARRIOTT, Los Angeles Apartment House Owner.

H. L. SACKS, Los Angeles.

FLOYD P. ELLZEY, Los Angeles.

WILLARD S. CONGER, Manager, Congers, Inc., Los Angeles.

ANDREW W. SHAMEL, Los Angeles.

ERIC D. GREEN, San Francisco, Adjutant, Emydian Post No. 829, Catholic War Veterans.

WALTER S. JOHNSON, President, American Box Corporation, San Francisco.

RALPH TAYLOR, Sacramento, Executive Secretary, Agricultural Council of California.

BRUCE J. HARRIS, citizen, Berkeley.

CHARLES W. LYON, Legislative Representative, Southern California Chapter, Associated General Contractors.

This committee did not endeavor to conduct an inquisition or primarily place blame for the shortage of housing. Instead, it strove to determine and state the causes of the shortage wherever the responsibility might fall.

It is apparent that there is an acute shortage of housing in the State. In 1940 the State did not have housing sufficient to accommodate the population of that date. In the intervening years war conditions kept home construction work at the irreducible minimum. Today the State has the population in excess of 2,000,000 persons over the 1940 population.

This huge population increase, shortages of materials and labor, high prices and other factors described in the body of the report have all combined to cause our present and prospective shortage.

Obviously there is no single or simple cause for this problem—and certainly no single or simple solution.

The committee has experienced great difficulty in its effort to obtain an accurate and comprehensive picture of the housing problem in California. This difficulty is not due to any reticence or lack of cooperation on the part of witnesses heard by the committee. It results from the fact that there is no organization in California, either public or private, which is engaged in the continuous gathering of information, compilation of data, and study necessary to a complete and adequate understanding of the manifold aspects of the housing problem.

The need is plain for some agency to perform this service for the benefit of private industry and the people of the State generally, as well as for the use of local and state government. **The extent to which the Legislature is handicapped for lack of information on a state level concerning housing is illustrated by one of the witnesses appearing before your committee who remarked that it was the sixth time in the space of a very few years that he had appeared as a witness before some legislative committee seeking information on one aspect or another of the housing problem. Of the other witnesses, most of them had appeared previously before at least one other interim committee.**

Some explanation is required concerning the body of this report and particularly concerning that portion which attempts to outline California's present housing needs. The committee heard much testimony upon this subject, and, as might be expected, the witnesses did not always agree. All statistics and statements in the body of the report are, of course, supported by the testimony of witnesses considered by the committee to be reliable. In many instances, however, there have been divergencies among the most reliable witnesses concerning such things as estimates of the need, the probable results of construction programs, anticipated changes in prices, etc. In such instances, it is invariably the more conservative statement of the matter which has been included in the body of the report. It is a fact that the report has been written with the definite thought in mind of avoiding exaggeration of the extent and acuteness of the housing problem.

From the foregoing it will be seen that this report does not and cannot claim to be an entirely accurate picture of the housing problem. But its faults and deficiencies are on the side of minimizing the need. It may well be that in a conscientious effort to avoid exaggeration the report understates the necessities of the situation to a very considerable degree. The resulting picture, however, portrays a problem so large and so serious that it seems safe to say that whatever distortions there may be are due to understatement, and are of little practical consequence in demonstrating the need for attention and action.

In this connection, your committee has endeavored to make this report as brief as possible. However, transcripts and written statements of witnesses are available for inspection by all members of the Legislature as well as supporting data for all statements in this report.

SUMMARY OF THE COMMITTEE FINDINGS

1. The minimum number of dwelling units needed to provide California's urban families in 1947 with housing of minimum standards of safety, sanitation and decency is 743,568. This total includes 195,750 units for veteran families and 111,818 units for nonveteran families.

2. Two-thirds of these needed dwellings, or 495,712, should be rental units and the remaining one-third, or 247,856 units, should be for purchase.

3. The average maximum gross rental which California families can afford to pay, whether veteran or nonveteran, is $47 per month.

4. The average purchase price which veteran families can afford to pay for a home is $7,200, with monthly payments not to exceed $53.

5. Not included in the 743,568 units required to meet the minimum housing needs of California are additional units required in rural areas to house migratory farm workers and families desiring to build permanent residences on their own farms.

6. Student veteran housing needs include the construction of shelter for 770 single students and an additional 1665 units to house veteran families.

7. A condition of loose occupancy of existing dwelling units appears to exist, due to rent controls or other causes, which if corrected might make available for use as many as 86,278 additional dwelling units.

8. As against a normal vacancy factor of about 5 percent, the present vacancy factor in California cities averages about 1.3 percent. In this situation rent control is holding down the rentals paid by Californians. Elimination of rent control would result in substantially increased rentals.

9. Most critical shortages of building materials, which prevented the completion of about one-third of the dwelling units commenced in 1946, are expected to be alleviated by June 30th of this year, provided federal regulations channeling building materials into home construction are continued in effect.

10. The number of building trades mechanics working in California on on-site residential construction rose from 155,000 in February, 1946, to 190,000 in September, 1946. The number of apprentices rose similarly to a present total of 15,623. In spite of these gains a shortage of on-site labor will continue to impede residential construction to a degree during 1947.

11. With the rise in prices the proportions of the housing dollar have changed approximately as follows:

	1945 percent	*1947 percent*
Cost of materials	58	53
On site labor	29.5	33
Cost of unimproved land	7	9.5
Cost of land improvements	5.5	4.5
	100%	100%

12. The cost of a new dwelling unit has risen from a base figure of 100 in January, 1939, to 186 in San Francisco and 228 in Los Angeles in February, 1947.

13. There is no prospect of a reduction of construction costs during 1947. As long as construction costs remain as high as they now are it will continue to be a practical impossibility for private investors to build rental units and to make an adequate return on their investments without charging a rental greatly in excess of the $47 monthly rental the average citizen and average renter can afford to pay.

14. Of the priorities issued for new construction during the period January 15 to December 23, 1946, 25 percent were for the construction of rental units, of which only 40 percent thereof were to rent for $50 a month or below.

15. Of the total priorities issued for new construction during the same period, 75 percent thereof were for units to be sold, of which 50 percent were for units to sell in excess of $8,500 and 50 percent were to sell for less than $8,500.

16. Between December 24, 1946, when Section 608 of the Federal Housing Act was broadened and January 15, 1947, only 11 percent of the priorities issued were for the construction of rental units, 30 percent thereof being units which would rent for below $50 per month for shelter rent.

17. Of the 155,806 priorities issued during 1946, only 105,000 dwellings were actually completed, from which it can be estimated that only 26,000 rental units were completed.

18. 140,000 veteran families are awaiting completion of 1,679 units of veterans emergency housing which remain unfinished because the estimated $3,500,000 needed to complete them is not available to the Federal Public Housing Authority.

19. Projected for construction at the present time are 1,379 units of permanent public housing which cannot be built because the cost of construction has risen above the federal statutory limitation of $5,000 per unit to a cost of not less than $7,500 per unit

20. Private industry has set its state goal at about 200,000 new homes to be begun in 1947, but because of continuing over-all scarcity of building materials in California, actual completions may run considerably lower.

21. Minor progress is being made in meeting California's housing need. It is probable that the housing deficit may be reduced slightly during the year 1947. If the maximum construction promised by private industry is actually accomplished, it will result in no more than a net gain of 111,000 units to be applied to a backlog of 677,568 units needed when the year began.

22. Insufficient experience of the industry in the field of prefabrication precludes a reliable determination as to whether substantial reduction of construction costs can be achieved by prefabrication methods.

23. Greater uniformity in building codes governing home construction will permit more standardization and efficiency and a substantial decrease in building costs.

24. At the present time there is no state agency with complete responsibility or authority for all of the State's activities in the housing field. There are now at least 12 separate agencies in the State Government with overlapping duties relating to housing. At present there

is no single agency with the responsibility or authority to coordinate activities relating to veterans' housing, housing for persons of low income, housing for migratory and other forms of labor, etc. Neither is there any agency able to gather information and statistics and to make necessary studies of the state housing problem as a whole, or to make plans or furnish advice to the Governor and the Legislature concerning housing needs.

25. Other states, notably New York and Massachusetts have inaugurated large scale housing programs publicly financed and designed to provide public housing for persons of low income and to stimulate and assist private industry in building rental housing for persons of low and moderate income.

26. At least two out of three veterans wish to rent, not buy, their dwellings. Because of this fact the California Veterans Farm and Home Purchase Act has been of limited assistance to the average veteran. Furthermore at this time the usefulness of this act for veterans who wish to buy homes and farms is seriously impaired as indicated by the following facts:

a. To date only 6,085 veterans have secured these loans, totaling $32,899,000. This is only 16.5 percent of the total fund available for loans.

b. The program is lagging and purchases have been steadily decreasing with a new low of 174 applications in the month of December, 1946, as compared with 254 purchases during the preceding month.

c. A policy of greater stringency in making appraisals precludes many veterans who attempt to buy or build homes at today's prices.

27. The current housing deficiency has created many acute hardship factors. Foremost among these is the fact that 27 percent of the married veteran population is living "doubled-up," living with friends or relatives, with no quarters of its own.

28. Inadequacy of housing has a direct bearing on juvenile delinquency, public health, welfare, and morals. Experience in the densely overcrowded areas shows that per capita tax revenues decrease, while the cost of public services, such as police, hospitalization, social welfare, etc., advances sharply.

SECTION I

MINIMUM URBAN HOUSING NEEDS OF CALIFORNIA FAMILIES IN 1947

The minimum number of dwelling units needed to provide California's urban families in 1947 with housing of minimum standards of safety, sanitation, and decency may be summarized as follows:

195,750 units for veteran families without housing of such minimum standards.
111,818 units for nonveteran families without housing of such minimum standards.
370,000 substandard units requiring replacement.
36,000 units for new families from 1947 marriages.
30,000 units for new families from 1947 immigration.

743,568 total units.

Although the foregoing summary is based upon data compiled by the United States Bureau of Census and by the California State Reconstruction and Reemployment Commission, and in the opinion of the Committee constitutes as close a statement of California's housing needs as it is possible to make at the present time, it must be conceded that the summary is only an approximation at best, and a rough one at that. The facts which are necessary to give real precision and clarity to our housing needs have never been compiled either officially or privately. In their absence, a reasonable estimate of the need, based upon such data as is available, is the most that can be claimed or expected.

The most reliable figures the committee has obtained on the number of families in California and the number of dwelling units to house them have come from the United States Bureau of Census and the California State Reconstruction and Reemployment Commission. In 1940 the Census Bureau actually counted the number of families in California as 2,146,809 families, and the number of urban dwelling units as 2,147,759 units, showing an excess of 950 urban dwelling units over the number of families. In January, 1947, the State Reconstruction and Reemployment Commission estimated the total number of families in the State as 2,987,000, and the number of urban dwelling units as 2,679,432, showing 307,568 fewer urban dwelling units than families.

The objection to accepting this figure of 307,568 as the number of families now without housing of their own lies in the fact that the total of families for both 1940 and 1947 includes all the families in the State, those living on farms as well as those in cities, while the number of dwelling units given in each year are urban units only and do not include farms. Unfortunately there is no way of determining the proportion of the State's families in urban as against rural areas in either year.

There are, however, other facts to assist in reaching a conclusion. The great influx of population in California between 1940 and 1947 has certainly not been characterized by any rush to the farm. Without doubt during these years the greatest growth, both in actual numbers and proportionately, has been in the urban and not in the rural areas. It seems entirely safe to conclude that the great excess of families in California

over the total of urban dwelling units in the State has not been absorbed on the farm. These families are, with little question, doubled up and jammed in, in one way or another, in the urban areas and with a quite inadequate number of dwelling units to house them all.

Starting from the fact that in 1940 the number of families and the number of urban dwelling units in the State were about equal, and taking into consideration the fact that the heavy increase in population during subsequent years has been in the cities and not the country, it seems reasonable, in the absence of better evidence, to take the present excess of families over urban dwelling units (307,568) as fairly indicative of the number of families in our cities who are doubled up and who require housing to relieve an almost unbearable overcrowding.

Accepting the number of 307,568 families as the approximate number who lack housing, the number of veterans' families in that total can also be estimated. According to the Veterans' Administration and the Director of the Reconstruction and Reemployment Commission there is a total of 1,200,000 veterans of World War II in California. In June, 1946, the Bureau of Census made a survey of 500,000 such veterans which shows 58 percent married and of the married veterans, 27 percent without minimum standard housing for themselves and families. An application of the percentages established by this survey to the total of veterans shows 195,750 veteran families without minimum standard housing. Subtraction of the number of veterans' families without housing from the total of 307,568 houseless families leaves 111,818 as the approximate number of nonveteran families without minimum housing.

In any determination of California's housing needs consideration must be given to the number of substandard units requiring replacement. When the census of 1940 was taken, 370,000 dwelling units were found to be below the minimum standards of health, safety, and decency. There has been no substantial replacement or improvement in these substandard units since that time. Today we have no less a number and probably a considerably greater one, due to units that have deteriorated and become obsolete during the last seven years. To adopt, as is done in this report, the same figure for 1947 as for 1940 of 370,000 substandard units requiring replacement is conservative to the point of understatement.

Additional present housing needs which cannot be ignored are for 36,000 dwelling units to house new families resulting from California marriages in 1947 and 30,000 units to house new families who may be expected with reasonable certainty to immigrate to California in 1947.

Quite imminent in many instances, and not to be overlooked, is the additional necessity to replace 75,000 units of temporary war emergency housing. These units were never intended for permanent housing, and demolition within two years after the formal termination of the war is required as a rule by the law under which they were built. The useful life of these units is definitely limited and if allowed to remain they will become slums. Their gradual replacement as they become overaged, must necessarily be considered as part of the state's housing requirements.

To summarize again, in order to provide housing for our doubled up and overcrowded families, to replace our substandard units, and to make room for the new families of the year 1947 will require not less

than 743,568 dwelling units in California. This is a minimum figure for the strictly present need.

The committee's investigations at the local level in San Francisco, Oakland, Los Angeles, San Diego, San Jose and Fresno tend strongly to confirm that the state-wide housing need is at least as great as the foregoing estimates. Recent surveys in the City of San Francisco indicate there are approximately 70,000 veterans in the city of whom 48,000 are long time residents and 22,000 are newcomers. Forty thousand of the city's veterans are married and of the newcomers, 15,000 are married.

According to Mayor Roger D. Lapham, 1,200 or 3 percent of the city's married veterans are living in trailers, auto camps, hotels, etc., and 7,600 or 19 percent are doubled up with no separate accommodations of their own.

In Oakland, a study was made by the Oakland Community Chest of the records of the U. S. Census, Oakland City Planning Commission, and Oakland Housing Authority, which study was supplied to the committee by the League of Women Voters. This study shows that in 1940 Oakland had 99,395 families and 103,709 dwelling units with a resultant occupancy factor of 95.8 percent. In 1945 the number of families in the city had increased to 131,886 families while the number of dwelling units had risen to only 117,437 units, giving an occupancy factor of 112.3 percent. As of January 1, 1946, Oakland's housing needs are listed in this study as:

14,455 units existing shortage
5,680 units to provide a normal 5 percent vacancy factor
2,898 units to replace war emergency construction about to become obsolete
29,800 units to replace substandard units

52,833 Total units needed

Although the Oakland study was for 1945 the total figure for Oakland's needs is at least as great today because the construction industry in the city has not been able to exceed the increase in family population during the same period.

In Los Angeles, data of the United States Census Bureau, the City Planning Commission and the National Housing Agency was supplied to the committee by Mayor Fletcher Bowron. This shows that from 1940 to 1947 the population in Los Angeles County increased by 962,319, while the number of dwelling units including all temporary war housing, trailers and motels in the county, as well as all permanent structures, increased during the same period by only 235,857 units.

A survey made by the National Housing Agency in Los Angeles early in 1946 reports 162,000 families in the city living in critically overcrowded conditions or transient facilities. In the intervening period, according to evidence furnished to the Mayor by the National Housing Agency and the Residential Research Committee of the Security-First National Bank, new construction has been adequate only to hold the line. Therefore the figure of 162,000 is valid today.

A special survey of the Bureau of Census made in Los Angeles County in November, 1946, shows 350,000 veterans of World War II in the area, of which 66,000 veteran families were in immediate need of

housing According to the survey, three in 10 married World War II veterans in the county were "doubled-up" or living in rented rooms.

The tremendous demand among veterans in Los Angeles for temporary emergency housing further confirms the great extent and acuteness of the housing need. In December, 1946, the backlog of applications in Los Angeles for veterans' emergency housing had risen to 15,500 at which time the lists were closed because of inability to meet the need. A survey of 1,000 of such applications disclosed that 59 percent of the applicants had incomes less than $40 per week. It showed further that 14.5 percent were disabled, 5.9 percent were receiving on-the-job training, 7.8 percent were attending a school under the provisions of the GI Bill of Rights, 1.3 percent were disabled and receiving vocational rehabilitation training. It also disclosed and 29.5 percent of the families were in the very low income group.

Another fact disclosed by this survey, not without significance, is that 67 percent had been in the State of California less than one year; 18 percent had been in California more than one year but less than two years, and 15 percent had been in California more than two years but less than three years.

Conditions in San Diego are similar. Evidence supplied by the Mayor's Emergency Housing Committee, through Mayor Harley E. Knox, shows a backlog of 6,000 unmet applications for veterans' emergency housing as of January 30, 1947. Of the total backlog of applications, 83 5 percent are veterans with families, and an additional 15.2 percent are service personnel, 57.8 percent of the applicants are residents of the State of California while 42 2 percent are immigrants.

During January, 1947, 303 applicants for temporary emergency housing, representing 860 persons, were received, and analysis of these applications indicates 50.75 percent of the applicants were living in transient rooms or temporary Navy quarters, 16.5 percent were living in hotels or motels with rentals in excess of the applicants' ability to pay, and 4 percent had no shelter of any kind.

Information from the Mayor's Emergency Housing Committee of the City of San Jose concerning applications for veterans' emergency housing indicates that 34 percent of the applicants were living doubled-up, 38 percent were living in substandard accommodations, and 17 percent were in process of being evicted.

A recent survey in the City of Fresno conducted by the Fresno Bee disclosed 3,000 veteran families doubled-up and an additional 5,000 living in "submarginal" dwellings in that community.

At the committee hearings, apprehension was expressed concerning possible hardships growing out of relocations resulting from construction of freeways in the Los Angeles and San Francisco areas. Moving present residents out of rights of way, throws an additional burden on the already overtaxed housing facilities of both cities, except in instances where the person's home is moved to a new site.

The evidence submitted to the committee leaves no doubt that the estimate of 743,568 as the number of additional dwelling units required to provide California's 1947 urban population with housing

of minimum standard of health, safety and decency, is the extreme conservative estimate. It appears probable that the minimum critical need is considerably greater.

UNITS NEEDED FOR RENTAL AND FOR PURCHASE

According to the United States Census Bureau, the proportion of renters to home owners now prevailing among city dwellers throughout the United States is roughly, 66 percent renters and 33 percent home owners. These proportions have been generally applicable to California's cities. The needs of California's veterans appear to be no exception. In 1946 at the request of the National Housing Agency, a survey was made of veterans housing needs among half a million veterans of World War II residing in the urban areas of Los Angeles County, San Francisco Bay Area, San Diego Bay Area, Sacramento Area, and Fresno Area.

The survey showed 58 percent of the 500,000 veterans interviewed, to be married, and 42 percent single. Of the married veterans, 24 percent were then living in their own homes and 76 percent were paying rent. All of the veterans were questioned as to whether under favorable conditions they would buy or build a home or would rent. The response indicated that under such conditions only 32 percent would buy or build and the remaining 68 percent would continue to pay rent.

It is clear, therefore, that to adequately meet California's need of 743,568 dwelling units, 495,712 or two-thirds should be rental units, and 247,856 or one-third should be units for home purchase.

THE AVERAGE GROSS RENTAL PAYABLE AND THE AVERAGE PURCHASE PRICE PAYABLE WITH AVERAGE MONTHLY PAYMENTS

To meet California's need for rental units, it appears from the 1946 survey of the Census Bureau previously mentioned, that for the veteran families, as well as for the non-veteran families, the average gross rental, including heating, lighting, and cooking-fuel costs, cannot exceed $47 per month without being beyond the average ability to pay. This figure was arrived at from a specific question on the point in the survey, and that it is accurate is apparent from the additional fact that the average weekly income of the veterans planning to rent ranged between $50 and $52 in the five California city areas surveyed.

As might be expected, among the applicants for veterans emergency housing, the average income and ability to pay rent is considerably lower. An analysis of 1,000 applications for veterans' emergency housing in Los Angeles disclosed incomes as follows:

Amount of income per annum	*Number of veterans in a group of 1,000*
$4,500-$4,800	7
3,600- 4,400	28
3,000- 3,500	49
2,500- 2,900	84
2,000- 2,400	238
1,080- 1,900	427
900- 1,075	167

Therefore, 77 percent of the applicants had monthly incomes of $200 or less.

The testimony with respect to veteran applicants for emergency housing in San Francisco and San Diego showed a parallel heavy proportion of applicants in the low income group.

The same 1946 survey previously mentioned shows the average monthly income of those persons planning to buy or build their own homes to be $242. This limited income necessarily means that their average payments cannot exceed $53 per month. Further, under present financing practice, it means that the price of a home for which they can pay cannot exceed $7,200.

SECTION II

RURAL HOUSING NEEDS

Not included in the 743,568 units required to meet the minimum housing needs of California are additional units required in rural areas to house migratory farm workers and families desiring to build permanent residences on their own farms. Although no testimony as to the number of units needed to house farmers and their families or to shelter migratory workers was given, the representatives of farm organizations were emphatic in declaring the need for additional housing. They also stressed the greater adaptability of surplus military housing to rural as contrasted with city use. They strongly advocated that some agency of the State should continue the program which has been carried on by the Farm Production Council.

The Farm Production Council, since 1945, has purchased 4,395 surplus buildings from the War Assets Administration. Funds for their purchase were provided by the appropriation of a million dollar fund by the State Legislature. No more than $400,000 was ever utilized at one time for these purchases. The buildings were secured at a cost of approximately $1,433,000. They have been resold to farmers for conversion into approximately 8,693 units valued in excess of $10,000,000 of family housing utilizable for transient farm labor during the harvest season.

Senate Bill 1416 provides for the transfer of the revolving fund used by the Farm Production Council to the General Fund on June 30, 1947, when the work of the council is terminated. No provision is made for any other agency of the State to continue the council's rural housing program.

SECTION III

STUDENT HOUSING NEEDS

On the campuses of the universities and colleges supported by the people of the State of California, there are 770 single veteran students and 1665 veteran families who lack adequate shelter. At the request of the committee, the University of California has compiled statistical information relating to the housing problem of students and faculty on the campuses of the University at Berkeley, Los Angeles, Davis and Santa

Barbara. Surveys were also conducted by the various state colleges in February of this year to provide factual information regarding student housing needs to your committee.

In general, all surveys indicate a most pressing need for housing accommodations caused by the influx of veteran students and their families who seek to take advantage of the "GI Bill of Rights."

The University of California at Berkeley is at present utilizing dormitory units and family units assigned to it in the Richmond Public Housing Project. For students living in these accommodations, two hours per day is required to commute to and from the campus. 1,000 units are available there for single veteran students. At the present time only about 514 are being utilized. A most acute need for women students and nonveteran male students arises, neither group being eligible to be housed in the buildings of the Public Housing Authority. 366 nonveteran male students and 133 women students applied for housing in excess of the number of accommodations available. So far as veteran students with families are concerned, there were 284 more applications than accommodations.

The actual total deficit of housing at the University of California at Berkeley is approximately 650 units.

At the University of California at Los Angeles there are no figures obtainable as to the quarters for male students, whether veteran or nonveteran. 171 women student applicants, however, could not find available housing, nor could 502 married couples.

Total deficit of housing accommodations on the Westwood campus is approximately 673 units.

At the University Agricultural College at Davis a most acute housing problem was revealed. There are 156 male veteran students and 73 male nonveteran students living in quarters converted from basements of university buildings. Thirty-seven women students and 160 married couples are also living in converted quarters of a similar nature.

From the statement made by the Business Manager of the University there appears to be no deficit of housing on the campus at Santa Barbara. As a matter of fact, there is a surplus of 246 accommodations.

The survey among 5,644 students at San Jose State College conducted by the office of the president of that institution at the request of this committee indicated that of the 508 married veteran couples surveyed, 239 or 47 percent are living doubled-up with parents, relatives, and friends, or are living in garages, attics, basements, trailers, etc. One hundred five of the 1,542 single veteran students polled or 6.5 percent are living in trailers, garages, attics, basements, motels, etc.

At Chico State College all students were polled. It was found that approximately 36 percent are married. 34.5 percent are living in homes mostly with other families and 9.6 percent are living in converted garages or commercial buildings of some other type.

At Humboldt State College, Arcata, the entire veteran student group was questioned. The survey disclosed approximately 35 percent are married. The Dean of Students stated that students unable to find

housing could not continue their education. He estimated the need at 10 additional units for married couples and a dormitory for single male students which could house approximately 70 persons.

In San Diego State Teachers College, questionnaires were sent to approximately 600 veteran students. 29.3 percent are married. The Dean of Student Personnel estimated that approximately 12.3 percent of the students surveyed are living either doubled-up or in converted garages or other commercial buildings.

At San Francisco State College the survey conducted by the president of the college reveals that approximately 470 student veterans, both single and married, are living doubled-up with other families or in garages or other commercial buildings which have been converted into living quarters. Since the group surveyed contained approximately 27 percent married students, applying this percentage to the total units required would indicate that 127 dwelling units are required for married couples and 343 units are required for the single students.

Because of the lack of housing accommodations many potential students are unable to resume their education. It is impossible to calculate how many are so affected or how many of the students now actually attending state universities and colleges and living either doubled-up or in substandard quarters will abandon efforts to complete their education because of housing difficulties.

SECTION IV

RENT CONTROLS

The majority of witnesses appearing before your committee were strongly of the belief that the passage of a standby rent control act was necessary to prevent economic dislocation and hardship among a vast number of veterans as well as nonveterans and low income groups.

Some cities advocated such legislation on the local level wherein local citizens' committees familiar with all facts and conditions could determine rates and prevent hardship.

Foremost among those advocating that the ceilings be administered on the local level were Mayor Roger D. Lapham of San Francisco, A. Earl Washburn, Director of the State Reconstruction and Reemployment Commission, and Dr. Wilfred H. Robinson as spokesman for apartment owners groups.

On the other hand, Mayor Fletcher Bowron of Los Angeles testified that in the event rent control legislation were enacted in the State it should be done on a state level or at least on the county level. He declared that rent control on the local community level would cause chaos in the densely populated communities of Southern California.

Abandonment of rent controls was advocated by witnesses representing the real estate interests and apartment house owners and operators who cited the loose occupancy factor prevailing under rent controls. These witnesses declared that the loose occupancy conditions whereby

an individual or couple now can occupy at a low rental a large dwelling capable of accommodating several persons or even families is a major contributing factor to the housing shortage.

Some of the witnesses advocated that the State memorialize the Federal Government urging revision of regulations to permit a graduated rental scale based upon the actual number of occupants and predicated in the main upon the system used by hotels. The rent for the space would rise according to the increase in occupants. This change from present OPA regulations was offered as a practical device to increase the occupancy of existing rental units. Foremost among witnesses speaking on this phase of the proposal was Henry G. Beaumont ,member, Board of Directors of the Apartment House Association of Los Angeles.

A survey made by the California State Apartment House Association of 132,351 furnished apartment units in Los Angeles County, would seem to indicate that existing premises are not being occupied to the limit of their rated capacity. These units are designed to accommodate 354,947 persons. At the present time there are 228,428 occupants. There are 90,233 single occupant units with a rated capacity of 180,000 persons now occupied by approximately 138,000 persons. Of the 36,000 double apartments containing one bedroom, having a potential capacity of 144,000, there are but 77,000 occupants. There are some 5,494 large, multiple units containing two or more bedrooms having a potential occupancy of 30,000 that are presently being occupied by about 12,000 persons. The conclusion is therefore drawn that more than 126,000 persons or about 40,000 families, assuming that there are 3 1 persons per family, are being deprived of shelter in the Los Angeles area alone.

Since there are 1,197,398 dwelling units in Los Angeles County, the units thus withdrawn from the market represent 3.34 percent of the total It is estimated that there are about 2,583,432 dwelling units in the State of California at the present time. Applying this percentage, a possible 86,278 dwelling units are being kept from the present housing market.

It is claimed that the reason for this is the fact that families are paying for rental only about 17 percent of their income instead of 25 percent which was the general figure before World War II. Also that landlords who are restricted to a low rental by present ceilings would prefer to rent to as few occupants as possible because of less wear and tear on the premises.

In comparison with an existing need of 743,568 dwelling units, the placing of an additional 86,000 units upon the market, while useful as a means of taking some of the edge off of the market, nevertheless, is no major solution to the need, considering the reshuffling involved and the opposition which would no doubt come from tenants able to pay a high price for the privilege of spacious living quarters.

No information was presented to show what proportion of these loosely occupied units are in the under $50 monthly rental bracket.

Another suggestion relating to rent control was that ceilings be removed as far as new rental construction is concerned. As against this, FHA officials asserted that recently liberalized FHA regulations allow an adequate rental return on new rental construction.

SECTION V

MATERIAL AND LABOR SHORTAGES IN 1946 AND 1947

In 1946 critical shortages of finished wiring including fixtures, finished plumbing including fixtures, hardwood flooring, soil pipe and other ceramics, and gypsum board lath delayed the completion of a substantial number of dwelling units commenced in that year. It is estimated that on the basis of present production of these critical materials, there will be no shortage of supply after June 30, 1947.

A survey, entitled "Operation Housing" conducted by the Emergency Housing Committee of the Honorable Fletcher Bowron, Mayor of the City of Los Angeles, indicates what shortages of building materials are responsible for failure to complete dwelling units for which building permits have been issued.

REPORT ON "OPERATION HOUSING"
(Extract from Testimony of Mayor Bowron)

"On January 4, 5, and 6, 1947, the veterans organizations of Los Angeles County cooperated with the Mayor's Emergency Housing Committee in an area-wide survey of uncompleted dwellings. Reports on 5,867 dwelling units have been returned to the committee thus far for analysis and tabulation. It is estimated that these cover one-third of all dwelling units under construction.

"The survey reveals that 83 percent of the units under construction were started within the last eight months, or after June 1, 1946.

"Following is the building status on these 5,867 dwelling units:

	Percent
1. Foundation completed	86
2. Studding raised	81
3. Roofs completed	70
4. Rough wiring completed	68
5. Finished wiring completed (including fixtures)	22
6. Rough plumbing completed	65
7. Finished Plumbing completed (including fixtures)	17
8. Walls completed (including windows and doors)	35
9. Interior walls completed	28
10. Finish flooring completed	22
11. Interior painted	18

"Analysis of buildings status percentages indicates that factors holding up completion of many units were as follows:

Finished wiring
Finished plumbing
Finished flooring
Interior paint work

"The above was due primarily to shortages of:

Gypsum lath
Plasterers

"The greatest labor shortages were found in the following categories:

1. Plasterers
2. Finish plumbers
3. Electricians
4. Skilled finish carpenters

"Only 20 percent of the dwelling units displayed FHA Veterans Housing Permit."

MATERIALS

The testimony by the Executive Vice President of the California Manufacturers Association, the Regional Housing Expediter and building constructors indicate that by June 30, 1947, they are hopeful that there will be no critical shortages of building materials in California, with the exception noted in the next paragraph, assuming that current Federal Government regulations (Patman Act) channeling critical materials into the housing industry are maintained in full force and effect.

Critical shortages in plumbing fixtures will continue during 1947. Other materials such as lumber, hardwood flooring, cement, common and face brick, structural clay tile, etc., have already or are expected to reach satisfactory or even surplus proportions within the next six months.

LABOR

In January, 1946, it was estimated that there were in California 155,000 mechanics working on onsite residential construction. This figure rose to a peak of 190,000 in September from which there has been a decline due to seasonal factors. Between April and December, 1946, the number of apprentices in the United States rose from 25,000 to 86,000. Roughly one-sixth of them or about 15,000 are in California.

These figures were obtained from the Regional Housing Expediter and were confirmed by the Director of Industrial Relations of the State of California.

Labor through the various representatives of the building trades councils in Northern and Southern California and the State Federation of Labor has voiced the opinion that the utilization of the existing labor forces is being hampered by lack of a steady flow of construction materials to the various building sites. This view is agreed to by representatives of the Associated General Contractors and such prominent builders as the president of Kaiser-Burns Community Homes, James A. Whiteside and others.

Work stoppages caused by disputes between labor and management have never been a factor in the building trades industry in California due to regional agreements.

SECTION VI

WHERE THE HOUSING DOLLAR GOES AND THE RISE IN CONSTRUCTION COSTS

The State Reconstruction and Reemployment Commission in 1945 estimated that 45.7 percent of the cost of a new dwelling unit represents the cost of materials, 29.5 percent represents the cost of on-the-site labor; 12.3 percent represents contractors' and subcontractors' overhead and profit; 7 percent is the cost of the bare land and 5.5 percent land improvements.

1. Cost of materials at site	*Cost of manufacture*	*Cost of distribution*	*Cost of transportation*	*Combined profits*	*Delivered price*
Lumber	4.19%	4.64%	1.42%	1.60%	11.85%
Masonry	2.17	0.73	0.30	0.25	3.45
Concrete and mortar	1.70	0.86	0.33	0.44	3.33
Plaster, lath and wallboard	1.31	1.54	0.46	0.96	4.27
Insulation	0.11	0.06	0.03	0.04	0.24
Roofing	0.62	0.32	0.10	0.21	1.25
Flooring	1.35	1.02	0.24	0.34	2.95
Millwork	2.88	3.10	0.38	1.00	7.36
Paint	0 88	0.34	0.04	0.15	1.41
Finish hardware	0.29	0 29	0.03	0.10	0.71
Plumbing	3 63	0.90	0.35	0 60	5.48
Heating	0.89	0 30	0.09	0 14	1 42
Electrical	0.39	0 40	0.05	0.14	0.98
Miscellaneous	0.49	0.30	0.08	0.13	1.00
All materials	20.90%	14.80%	3.90%	6.10%	45.70%
2. Cost of site construction labor					29.50%
3. Contractor's and subcontractors' overhead and profit					12.30
4. Total cost of house					87.50%
5. Value of unimproved land (including profit on land)					7.00
6. Cost of land improvements (including profit on improvements)					5.50
7. Capital Cost					100.00%

The office of the State Architect has recently received bids from various private contractors calling for the erection of some 58 identical homes. The analysis which they made of the bids submitted has been furnished to show that there has been a substantial shift so far as percentages are concerned in where the housing dollar goes as of February, 1947 compared to June, 1945. The cost of materials and contractors' commissions today is approximately 53 percent of the total cost for the building, whereas in 1945 it was 57 percent. Labor costs have increased so that instead of being 29.5 percent as in 1945, they are now about 32 percent of normal construction costs.

The three homes which have been analyzed by the State Architect are for all intents and purposes identical. They only vary so far as exterior finishing is concerned.

Analysis (C) indicates that substantial savings, especially in labor costs, will accrue if prefabrication methods are utilized. The prefabricated home will cost $8,848 compared with $10,500 and $11,843 for standard construction.

ANALYSIS A

One 5-room plaster interior, rustic or shingle exterior residence with 1,110-square-foot floor area. Garage with 427 square feet included

		Cost	*Percent*
No. 1.	Cost of Materials	$5,550 00	52.86
No. 2.	Cost of on-site labor	3,484 00	33.18
No. 3.	Cost of Land	1,000 00	9.61
No. 4.	Cost of Improvements	466 00	3 52
		$10,500 00	100.00

ANALYSIS B

One 5-room plaster exterior and interior residence of 1,110 square feet with plaster exterior, garage of 427 square feet

		Cost	*Percent*
No. 1.	Cost of Materials	$6,510 00	54.96
No. 2.	Cost of on-site labor	3,867 00	32 65
No. 3.	Cost of Land	1,000 00	8 44
No. 4.	Cost of Improvements	466 00	3.95
		$11,843 00	100.00

ANALYSIS C

One 5-room house, interior plasterboard, exterior shingles, with 1,110-square-foot floor area. Garage with 427 square feet included. House and garage are prefabricated at the mill under jig layout and delivered to site ready for erection of panels. Exterior shingles, plasterboard, and finish floor are field or site applied.

		Cost	*Percent*
No. 1.	Cost of Materials	$5,232 00	59.00
No. 2.	Cost On-Site Labor	2,150 00	24.00
No. 3.	Cost of Land	1,000 00	11.00
No. 4.	Cost of Improvements	466 00	6.00
		$8,848 00	100.00

THE RISE IN CONSTRUCTION COSTS

It was considered outside the primary scope of the committee's inquiry to analyze all factors which have resulted in increases in the cost of production of homes. However, testimony from witnesses actually in the business of constructing homes showed what increases have occurred in the period from 1945 to 1947.

An experienced Northern California builder testified that a two-bedroom home containing approximately 960 square feet built in 1945 cost between $6,000 and $6,750. The same home on the basis of today's prices will cost between $7,750 and $8,250. The cost per square foot rose from $7.03 in 1945 to $8.59 in 1947, an increase of $1.56 per square foot. This represents an approximate increase in cost to the ultimate consumer of about 22.1 percent.

The various factors of production that go into the making of a home are costs of (1) labor; (2) materials; (3) land and (4) financing. A comparison of some of the costs of these factors of production between 1945 and 1947 is illuminating. For example, the price of concrete in 1945 varied between $1.80 and $1.90 per barrel. The same price per barrel in 1947 is about $2.20. This represents an increase of between thirty and forty cents per barrel or approximately 22 percent.

Brick was selling in 1945 between $16 and $20 per thousand. The price in 1947 is between $32 and $38 per thousand. This represents between 80 or 100 percent increase in price in less than two years. Copper pipe in this same period is up approximately 30 percent of 1945 prices. Nails are up approximately 30 percent. Millwork is up about 20 percent.

The testimony presented by the Secretary of the Los Angeles Building and Construction Trades Council indicates that for the 12 Southern California counties, where collective bargaining agreements are in effect between the building trade unions and the various contractors associations, there have been negotiated wage increases between 1941 and 1947 of 36.8 percent. The cost of labor in a completed house may be considerably higher than this increase indicates. It is a fact that building trade mechanics may be paid for a full day's work when possibly only a fraction of a day's work has been done. This condition was agreed to by labor and management witnesses alike. It has been caused by a lack of a steady flow of building materials to the job, the fact that constructors desire to retain skilled mechanics who have been working for them for a considerable period and not let them go when there is a greater need at the moment on some other job.

There were no figures presented to the committee showing that increase in the value of land was a major factor in increasing home construction costs.

Another indication of the extent to which the cost of construction has risen is found in the following figures compiled by the National Housing Agency and furnished to the committee by the State Reconstruction and Reemployment Commission showing cost factors adjusted to a base of 100 for 1939 and subsequent years. These figures represent cost factors in Los Angeles and San Francisco.

	Los Angeles	*San Francisco*
Year end 1939	100	101
Year end 1940	101	103
Year end 1941	104	107
Year end 1942	119	127
Year end 1943	135	131
Year end 1944	138	132
Year end 1945	182	139
Year end 1946	232	183
February 1947	228	186

There is no reason to believe that there will be a substantial decrease in the cost of a new dwelling unit in 1947. On the contrary, qualified experts believe costs will go up. Henry J. Kaiser and Fritz B. Burns, large-scale builders, and James A. Whiteside, a small-scale builder of wide experience, are all of the opinion that prices of materials and labor in 1947 will continue to go up over 1946 levels. This opinion was concurred in by the Regional Housing Expediter.

SECTION VII

THE RECORD OF CONSTRUCTION IN CALIFORNIA DURING 1946

COMPLETIONS BY PRIVATE INDUSTRY

A review of the progress made to meet California's housing need as accomplished in 1946 is appropriate.

The Wyatt Housing Program of 1946, recognizing a national need for construction in that year of 1,200,000 units, allocated 200,000 units to California for construction by private industry. By December 31, 1946, private industry had completed only 105,000 units in California and only 670,000 units in the whole United States. While it cannot be determined with exactness how many of the units completed in California were rentals, the number can be estimated at one-quarter of the total completed or, roughly, 26,000 units. This estimate is based on the housing priorities granted in California from January 15 to December 23, 1946, totaling 155,806 units, of which 39,671 or roughly, one-quarter were for rental units.

During the period January 15 to December 23, 1946, 155,806 priorities for new construction were issued. 125,285 or 75 percent of the total were issued for the construction of units to be sold. Fifty percent or 62,643 sale priorities were for units which would sell for $8,500 per unit and up; 44.3 percent or 57,642 were designed to sell between $5,000 and $8,500 and 5.7 percent or less than 5,000 units were designed to sell below $5,000.

These sale prices contrast rather unfavorably with the $7,200 average purchase price which a veteran's family can afford to pay.

The priorities issued for the construction of rental housing during the period January 15 to December 23, 1946, were 39,671 units. These represented 25 percent of the total priorities issued in California. 16.9 percent of 39,671 units, or 6,704 units, were designed to rent at a figure less than $40 per month. 23.6 percent of 39,671, or 9,362 units, were to rent from $40 to $50 per month; 28.7 percent of the total, or 11,386 units, were to rent from $50 to $60 per month and 30.8 percent of the total, or 12,219 units, were to rent over $60.

No breakdown of the 1946 figures is available which indicates the trend during the year for or against rental construction. However, a trend against rental construction is indicated from applications for construction permits made in California for the period of December 26, 1946, to February 14, 1947. During this period applications were approved for 29,537 dwelling units, of which 3,166 or only 11 percent were for rentals. This decreasing percent of rentals appears in the face of the new program of the Federal Government announced on December 24th, which was intended to secure a larger proportion of rental construction by authorizing more favorable terms for FHA loans for rental construction.

It seems highly significant that of the 3,166 rental units applied for between December 24, 1946, and January 15, 1947, only 950 or 30 percent are to rent for less than $50 per month shelter rent, while 1,488, or 47 percent, are to rent from $50 to $70 per month shelter

rent, and 728, or 23 percent, are to rent at a figure in excess of $70 per month for shelter rent.

FHA applications and priorities tell the same story. The man who has money to invest in construction of housing can as a rule make much more money building homes for sale than dwellings for rent.

At present prices and under present conditions, low-rental construction is particularly unattractive to the investor who wants the maximum return possible. Indeed, if a rental unit costs $7,500—which is a good average figure for multiple dwellings—it is difficult if not impossible for a landlord to rent at $47 a month—the price the average veteran and nonveteran can pay—and earn a fair return on his investment.

That is the situation today and it promises to be the situation as long as construction costs remain where they are—at least through 1947.

COMPLETIONS OF PUBLIC HOUSING

California contains 9,394 units of permanent public housing constructed during the years 1939 to 1942 financed by 90 percent federal funds and 10 percent local funds. These units, which are continuously occupied, accommodate an average of four persons each. Plans and specifications have been drawn and funds allocated for additional 1,379 units of public housing in California. However, this construction is authorized under the National Housing Act of 1937, which contains a limitation that the cost of construction shall not exceed $5,000 per unit, or $1,000 per room. The witnesses appearing before the committee have made it clear that at present prices such construction cannot be completed for less than $7,500 per unit, or $1,500 to $2,000 per room.

As an example of the extent to which the cost of public construction has risen, Mayor Lapham of San Francisco stated that just prior to the war, the City of San Francisco received a bid of $40,000 for a certain remodeling and reconstruction job on one of the public buildings. In 1942 on the identical specifications the city received a bid of $60,000, and in the latter part of 1946, again for the identical job, the lowest bid had risen to $125,000.

Mayor Lapham also testified that there were six public housing projects planned in San Francisco for which land had been purchased and for the construction of which the city has on hand some *twelve to fourteen million dollars*. But the San Francisco Housing Authority is unable to go ahead with the construction because of its inability to bring the cost within the $5,000 limitation provided in the National Housing Act of 1937.

It was the opinion of witnesses connected either with the Federal Government or with local housing authorities that the Legislature should request Congress to amend the National Housing Act in order that projected construction may proceed as planned.

The witnesses appearing before the committee have been almost unanimous in testifying that in general the time for the construction of temporary emergency housing has passed. It was pointed out repeatedly that the cost of temporary emergency housing is usually nearly as great as that of permanent construction, that the use of materials for temporary construction only diverts them from better use in permanent buildings and contributes to material shortages and high prices.

In addition, temporary units by their very nature will become substandard in the near future and become and tend to encourage slums.

The witnesses were equally unanimous, however, that certain temporary emergency housing units should be completed. These are the emergency housing units whose construction was commenced in 1946 by means of federal, state and local funds but which were left unfinished by the December, 1946, stop order of the Federal Public Housing Authority. This program in California called for the completion of 14,229 family units. 12,550 have either been completed or will be within the immediate future. 1,679 units still remain partly built with no immediate prospect of completion. The Director of the Reconstruction and Reemployment Commission estimates that between $3,500,000 and $4,500,000 will be required to complete these units. It is interesting to note that there are approximately 140,000 veteran families with applications now on file who are awaiting the completion of the 1,679 veterans' emergency housing units.

The work on the projected temporary units above-mentioned was stopped by the Federal Public Housing Authority because of lack of federal funds. Strenuous efforts have been and are being made by the California delegation in Congress and by the Governor and State Administration to induce Congress to appropriate the necessary money without delay. Appropriate resolutions urging this course upon Congress have been sent to the California delegation by the Legislature and by this committee. Notwithstanding these efforts, the witnesses appearing before this committee, a number of whom had only recently returned from Washington, D. C., were strongly of the opinion that the federal appropriation necessary to complete these units could not be expected for several months. Many of these witnesses, particularly Mayor Bowron of Los Angeles, in whose city the majority of the unfinished units are located, urged strongly that the Legislature appropriate funds sufficient to finish the job without delay but with all possible precautions to secure eventual repayment by the Federal Government.

SECTION VIII

CONSTRUCTION PLANNED IN CALIFORNIA IN 1947

Numerous builders and representatives of the home construction industry appeared as witnesses before the committee and gave their own estimates of what could reasonably be expected in accomplishment from the home building industry in California during 1947. From these witnesses, and particularly from the representatives of the Home Builders Institute and the Associated Home Builders, it was learned that the private building industry has set for itself a goal in 1947 of home completions running from 1,000,000 to 1,200,000 dwelling units for the United States. It is estimated that a maximum of 200,000 of these units are to be built in California. What proportion of these dwellings will be rental units is not known, but there is no reason to believe that the proportion will exceed 25 percent, the proportion for last year.

In the field of public housing the maximum which can be expected under the most favorable circumstances is the completion of 1,379 new units in California in 1947. This is the total number of units, according to the Regional Housing Expediter, which are planned by local housing

authorities in California. None of these units will be commenced without amendment of the federal law because of the provision that their cost can not exceed $5,000 per unit.

It seems probable also that the 1,679 temporarily abandoned units of emergency construction of the Federal Public Housing Authority will be completed in 1947, in one way or another—if not by federal then by state or local government—and consequently completion of these units also may be considered as an accomplishment to be anticipated for 1947, even though they are of temporary nature.

It is, therefore, evident that the maximum amount of housing the completion of which can be expected in California during 1947, will under the most favorable conditions not exceed a combined total of 203,058 units of private construction, public housing, and temporary veterans' emergency housing, as against a present minimum need for 743,568 units.

SECTION IX

IS THE HOUSING DEFICIT DECREASING?

As mentioned above, the maximum hope of private industry is the construction of 200,000 dwelling units in California in 1947. An interesting sidelight on the probability of the accomplishment of this goal is the previous maximum high for any one year of 105,000 units completed in 1946, and the next previous high of 85,000 units completed in an earlier year.

The priority records of the Federal Housing Administration for 1946 show only one out of three dwellings completed of priorities granted. In view of this record of noncompletions, it appears difficult, if not impossible, to estimate with any accuracy the percentage of completions to be expected for 1947.

There is, therefore, on the asset side of the ledger the maximum hope of private industry for 200,000 units.

On the debit side of the ledger, as is shown in the next paragraph, the items for the year 1947 total at least 92,794 units without any consideration being given to our present backlog of need of 677,568 units. These debit items consist of the units necessary to take care of obsolescence for 1947 and a rough estimate of units needed to house new families to be acquired by the State this year.

The debit figures are computed as follows: The total number of urban dwellings in the State in 1947, as estimated by the Reconstruction and Reemployment Commission, is 2,679,432, of which 1 percent or 26,794 units will become obsolete in 1947. As mentioned above, the Reconstruction and Reemployment Commission estimates that 30,000 new families will migrate to California in 1947. This is an extremely conservative estimate because during the period 1940 through 1946 the number of families in California increased by 840,000 or an average of 140,000 per year. This high average figure, however, should probably be regarded as abnormal and is due to the great influx of war workers during the period of hostilities and the subsequent additional flood of discharged veterans in the years 1945 and 1946.

As part of the housing debit for 1947 there should of course be added to the 26,794 obsolete units, the 36,000 units needed to house the new families created by 1947 marriages and the 30,000 units for immigrant families during the year, making a total of 92,794 units required to meet the new housing needs of the year.

Thus it will be seen that if the maximum hope of private industry is achieved and 200,000 dwelling units are actually completed in California in 1947, nearly half of the units gained must be applied just in meeting the new needs created during the year. It is optimistic probably to assume that private industry will achieve its goal of 200,000 units in view of its completion of only 105,000 units in 1946 and the continuation of material and labor shortages well into 1947. Indeed, certain officials estimate private industry can complete only 125,000 units in 1947. It appears therefore that the year will end with a net gain (considering all private and public construction) of between 36,000 and 111,000 units.

SECTION X

PREFABRICATION

The office of the National Housing Expediter undertook to guarantee the market in the United States for five producers of prefabricated homes. A total output of 51,400 homes in 1946 and 1947 was scheduled for completion by these manufacturers, of which 22,500 are covered by market guarantees. A total of about 37,000 such homes were completed and sold in 1946. Of these approximately 9,000 or 25 percent originated in California.

The Regional Housing Expediter stated that, in his opinion, there is very little difference in cost between the prefabricated home and the conventional home. The largest producer of prefabricated (package) units in the State of California was of the same opinion so far as the price of a fully-erected habitable dwelling to the consumer is concerned. This was concurred in by Frank C. MacDonald of the California State Building and Construction Trades Council.

The State Architect, however, has introduced figures which show a substantial savings especially in labor costs which result from using such technique. These figures are set forth in Section VI and indicate a saving to the purchaser of between $1,500 and $3,000 on a five-room home.

SECTION XI

CONFLICT AND CONFUSION IN BUILDING CODES

Many of the witnesses appearing before the committee, particularly builders and construction men and representatives of the prefabrication industry, described the difficulties and consequent increases in construction costs due to the conflicting requirements of the building codes of our various municipalities and counties. The variations in requirements are, according to these witnesses, one of the principal obstacles to standardization and efficiency in home construction. Although many munici-

palities have already adopted the so-called "Uniform Building Code," the conflicts which still remain are a formidable obstacle to efficiency and the reduction of construction costs.

It was strongly recommended by these witnesses, by the Director of the State Reconstruction and Reemployment Commission, and by many other public officers who appeared before the committee, that some state agency be given the authority and sufficient funds to make a careful study of this subject. It is expected that such studies will result in the recommendation and eventual adoption of building standards for dwelling construction which will resolve the confusion and conflicts now prevailing and make possible standardization of materials and technique in the home construction industry. Such a development, it is confidently asserted, will substantially reduce the costs of construction.

The problem has become particularly confusing in urban areas where cities are adjacent to each other with only imaginary boundary lines through the center of a street. There have been instances cited where the same contractor was endeavoring to build two homes on opposite sides of the same street, and was required to use different materials and different construction in each because of differences in the building codes of the two cities.

The requirements of both codes were reasonable enough, considered separately, but the fact that their requirements were conflicting, prevented standardization and resulted in an increased cost and an increase in the price of each house.

SECTION XII

NEED FOR CONTINUOUS STUDY OF HOUSING PROBLEM AND COORDINATION OF EFFORT ON STATE LEVEL

There has developed a need for a centralized agency to coordinate all problems relating to housing. The agency should operate on the state level, as is done in New York, Illinois, Massachusetts and Connecticut.

Such was the crux of the testimony of many witnesses appearing before the hearings of your committee throughout the State, including representatives of cities and counties, building, veterans, and labor organizations.

The functions of this agency, as envisioned by witnesses, would include:

1. Eliminate overlapping of functions and duplication of effort, as well as cost, of the many state and local, public and quasi-public agencies, each of which deal with one phase of the problem.

2. Conduct research throughout the State, so that the current needs of the State for housing and housing legislation would be available at all times for members of the Legislature.

3. Conduct studies on uniform standards for construction for all units of Government, and encourage the adoption of such standards by their public agencies.

4. Conduct research activities and studies on the question of uniform building codes for dwellings, based on standards of safety, health, and decency, effect uniformity in the construction industry, eliminate

"cinch" provisions in local building codes which create monopolies or favoritism for the benefit of persons regulated by the codes.

5. Serve as an information center by channeling all information gathered in the fact-finding activities to the proper public and quasi-public agencies, both on State and local levels.

6. Administer such funds and responsiblities as the Legislature might delegate to it.

Witnesses pointed out that an over-all coordinating agency would eliminate considerable confusion as well as a great deal of useless expense and duplication of effort.

One witness testified that in recent years he had been summoned to testify before six legislative committees. He pointed out that such an agency would eliminate the necessity for such committee inquiries by having all pertinent facts available for legislative bodies at all times.

SECTION XIII

PRESENT STATE HOUSING LAWS

From 1933 to 1945 a number of statutes have been passed by the Legislature dealing with the housing problem. The first to be enacted is the so-called "Limited Dividend Corporations Act" passed in 1933 to secure for California its share of funds to be allocated by the Federal Public Works Act of 1933. The act provides for the creation of such corporations to clear urban slum areas.

It is an enabling statute and has never been utilized. Its nonutilization is due largely to the fact that no single agency of State Government speaks for the State with reference to the administration of the act. Similar acts were passed in New York, New Jersey, Pennsylvania, etc. The so-called "Rochester Plan" devised by public-spirited citizens of the City of Rochester, New York, to meet the needs of that city has for its basis the formation of a so-called "Limited Dividend Corporation."

The Community Land Chest Act was also enacted in 1933. This, too, is an enabling act providing for the organization of nonprofit corporations to provide housing in rural and suburban areas for families of low income. It has not been utilized although funds for such development are made available by the Reconstruction Finance Corporation.

The Housing Authorities Law enacted by the Legislature in the extra session of 1938 and amended in 1939 provides for the creation of public housing authorities to undertake slum clearance and to provide dwellings for low-income groups in congested urban areas. There is no over-all authority of the State Government which can coordinate the local city or county housing authorities created thereunder.

The Housing Cooperation Law enacted by the Legislature in extra session of 1938 authorized cities, counties or other government bodies to aid in the establishment of housing projects by the dedication, sale, or other conveyance of their property to a local housing authority or to the Federal Government to be used to establish parks, playgrounds, streets, and other improvements and facilities in areas where public housing projects are being established.

An act to exempt housing authority property and bonds from taxation was enacted by the Legislature in the extra session of 1938. The act provides exemption from ad valorem direct taxes levied by the State, city, county, or other political divisions of the State. In lieu thereof, the housing authorities must pay for services, improvements and facilities furnished by the local government for the benefit of the project. Income from bonds issued by public housing authorities are exempted from all forms of income taxation.

The Community Redevelopment Act was enacted by the Legislature in 1945. It was designed to permit the clearance of "blighted areas" to be rebuilt either into residential areas or business districts. Cities make surveys of their "blighted areas" and adopt a master plan for the redevelopment thereof. Having once established such master plan, a typical "blighted area" is then chosen and proceedings for its clearance begun.

In spite of the many useful provisions of the act it has never been utilized. One reason for its nonutilization was stated by the director of the Los Angeles Planning Commission (and one of the sponsors of the act). It was contemplated by the sponsors that the funds for urban redevelopment would be provided by the Federal Government through such mechanisms as the Wagner-Ellender-Taft bill. However, this bill after passage by the Senate was killed in house committee at the last session of Congress. Although there is hope for action at this session, it is not known whether funds will be forthcoming from the Federal Government. No state funds were made available.

If the State Government would loan substantial sums at low interest rates, the proceeds to be utilized in financing urban redevelopment, it is likely that the act would be utilized by the various communities.

Two additional provisions hamper utilization. Section 68 thereof provides that if the plan adopted for redevelopment causes the displacement of occupants of dwelling units in the projected areas *adequate permanent* housing facilities must be provided at rents comparable to those which the displaced occupants are paying at the time of their displacement. With the existing dearth of housing facilities, it is practically impossible under present circumstances to find permanent houses with comparable rents.

The other difficulty encountered arises from the provisions of Section 45.7 of the act, limiting the amount of the write-off of the cost of acquiring the site to only 10 percent. Practical experience has shown that it is impossible to acquire the land of a blighted area, to clear it, and then resell it with a loss of only 10 percent. The witnesses on this subject recommended amendment of Section 45.7 so as to increase the permissible write-off.

The Veterans Farm and Home Purchase Act has been a very useful law to those persons in a position to take advantage of the assistance offered. But the statute is not and was never intended to be a solution of the housing shortage. It helps veterans to buy homes but at least two out of three veterans must rent and not buy.

Under this act, $130,000,000 has been made available to veterans of World War II, but by February 1947, only $32,899,000 or 16.5 percent had been used for a total of 6,085 farms and homes. Since May of

1946, the trend of purchase volume under the act has been generally downward, reaching a low in December of 1946 of only 174 purchases at a cost of $939,600.

In his testimony before the committee the State Director of the Department of Veterans' Affairs emphasized that the state purchase program was never intended as a means of providing immediate shelter, that the department felt that "the best service we can render the veteran is not to go along with him in the purchase of a house with an inflated price which will constitute a burden on him in the future, or which does not contain adequate living space for him and his family, or which is substandard or has depreciated to such an extent that it will have no appreciable resale value in a buyer's market.

"The board believes that the solution to the critical shortage of homes for veterans is in the development of low cost rental housing rather than in forcing the veteran to buy a house which he can ill afford."

SECTION XIV

PENDING FEDERAL HOUSING LEGISLATION

Senate Bill 886, popularly known as the Wagner-Ellender-Taft Bill is a modified form of the same bill which was introduced at the last session, Seventy-ninth Congress. At that session it was passed by the Senate but failed to pass in the House of Representatives. In its present form it is designed to meet the objections raised at the time of the earlier hearings. The bill states a national housing objective, namely the securing of a decent home and a suitable living environment for every American family. Mechanisms are set up in the bill for the attainment of the objective.

Representative Helen Gahagan Douglas has introduced a housing bill which calls for the appropriation of $1,000,000,000 to be used to secure adequate housing for the people of the United States, especially veterans. Little is known of its progress. When information was last received concerning it, it had been read for the first time and referred to committee.

The committee is unable even to speculate as to the nature of the legislation on housing which may eventually emerge from the present session of Congress.

SECTION XV

HOUSING LEGISLATION AND PROGRESS IN OTHER STATES AND CITIES

The State of New York has since 1938 enacted constitutional amendments and legislation pursuant thereto calculated to (1) aid in the development of low rental housing for low income groups both through public agencies and private organizations, and (2) assist building for the moderate income, medium rental groups. Loans by the state to local government and housing authorities, guarantee of yield to persons constructing multiple unit dwellings with low rental rates, use of the power of eminent domain, use of the state's credit to guarantee principal and interest of indebtedness contracted to build such low rental units are examples.

A total of $300,000,000 in bonds has been authorized for the above purposes since 1939. In addition, enabling legislation has been passed permitting cities to make loans to limited dividend housing corporations. Grants of tax exemption are also provided to such organizations.

Notwithstanding all these financing aids, since the program became effective in 1939, the total amount of subsidy funds paid by the state is less than $700,000. The State of New York has entered into many loan and subsidy contracts in connection with housing projects. What will have to be paid in the future on the basis of these subsidies cannot be foretold, as the war prevented maximum utilization of authorized bond issues. The total subsidies paid must not exceed the legal maximum of largest one-year interest payment on the loan plus 1 percent of the project cost. In all cases, local communities must match the state subsidy at least 100 percent.

New York's Legislature has just voted to submit to vote of the people next November a new additional $135,000,000 bond issue for low rental housing. Of this sum $120,000,000 is earmarked for New York City.

The Commonwealth of Massachusetts has seen fit to embark on a program of subsidization similar to the State of New York. The factual situation which necessitated action is much the same as is now found in California. Four thousand veterans emergency dwelling units were constructed through a combination of 90 percent FPHA and 10 percent local community funds.

Upon exhaustion of the federal appropriation for such housing, many cities and towns have begun to construct permanent housing units for veterans. Enabling legislation is recommended for passage at this time which will permit remodeling by cities and towns of existing dwellings so that they may be utilized as dwelling units to be rented to veterans at reasonable rates.

All this work is being carried out under the guidance of the Emergency Housing Commission, which is an agency of the State Government.

The problem of local building codes has resulted in a recommendation by the chairman of the State Board of Housing, asking that the Legislature enact a uniform building code which would be effective throughout the commonwealth, setting forth "minimum standards of fitness for human habitation of dwellings of all types." Such recommendation is necessitated by the fact that local codes prevent the use of prefabrication and other more efficient techniques.

Amendments to the urban redevelopment law are also advocated by the chairman of the State Board of Housing to permit a long range housing development.

SECTION XVI

SOCIAL IMPORT OF THE HOUSING PROBLEM

Some of the witnesses appearing before the committee described the conditions under which many of the 307,568 families without minimum housing of their own are now living. These people are living with their relatives or they have found places in basements or garages or in other units converted from commercial types. In addition, a large number are living in trailer camps, motels and other types of transient quarters.

A survey was recently made of the families with children attending the Prescott School in Oakland. This school is in one of the older and poorer sections of Oakland. The results of this survey show under what conditions low income families live in the absence of housing which will provide them with minimum standards of health and decency.

1. Kindergarten Class—51 children from families of 281 persons lived in 216 rooms.
2. Kindergarten Class and two other classes—111 children from families totaling 642 persons lived in 454 rooms.
3. 18 children from the most crowded homes;
   a. 5 families from homes of one room each—
      2 families of six persons; 2 of 5 persons;
      1 of 3 persons.
   b. 6 families from homes of 2 rooms each—
      1 family of 8 persons, 1 of 7 persons, 1 of 6 persons, 2 of 5 persons, and 1 of 4 persons.
   c. 5 families from homes of 3 rooms each—
      1 family of 11 persons, 1 of 9 persons, 2 of 8 persons, 1 of 7 persons.
   d. 1 family of 11 persons in 4 rooms.
   e. 1 family of 13 persons in 5 rooms.

It has been demonstrated that juvenile delinquency increases sharply in proportion to overcrowding. Likewise, there is a definite and undeniable relationship between tax revenue and tax outlay—revenue goes down and outlay goes up—in the badly overcrowded and blighted areas as compared to the nonblighted areas.

In San Francisco, at least one family every day is wholly or partly broken up because of chaotic housing conditions. Children are either offered for adoption or they are placed in private or public institutions. This condition exists among families of low income who have despaired of their ability to find adequate housing.

In 1940 a comparison was made between two areas in the City of Los Angeles. The "blighted" Boyle Heights District contains 48,949 persons. It covers an area of about three square miles with a population density of about 26.8 persons per acre. The "nonblighted" West Adams Area which covers 2.2 square miles, has a total population of 33,000 persons or 20.6 persons per acre. The two districts are otherwise fairly comparable.

A comparison of expenditure for direct services, on a per capita cost basis, in these two areas follows:

Direct service	*Good area*	*Blighted area*	*City*
Police	1 88	$3 51	$4 10
Fire	1 27	2 14	2 66
Health	0 28	0 63	0 47
Library	0 98	1 17	0 67
Parks	0 24	0 72	0 67
Playground	1 63	1 70	0 56
Subtotal	$6 28	$9 87	$9 13
Percent of city average	69.0	108.0	100%
Indirect services			
Executive and administrative departments, public works Tax collection, etc.	$7 35	$7 35	$7 35
Total	$13 63	$17 22	$16 48
Percent of city average	83.0%	104.0%	100%

The final cost figures indicate that "blighted-areas" are subsidized by the rest of the city, yet they do not give the whole picture even of municipal costs. Juvenile delinquency is seven times as prevalent in the blighted areas, and the need for tuberculosis protection is eight times as frequent in these areas as compared to "good" areas.

Health and police departments of Los Angeles state that they would spend not twice, but four or five times as much in the "blighted-areas" as the "good areas," if they were not restricted by budget limitations.

Conditions found prevalent in the "blighted" areas breed crime and disease, and the additional cost to the taxpayer will rapidly increase as the blight spreads.

A report of the Oakland City Health Department states:

"Diseases that directly reflect the overcrowding in our community have begun to climb. Tuberculosis is increasing slowly, insidiously. It is definitely related to the overcrowded housing conditions that we are experiencing. Venereal diseases have rocketed upward. One factor causing this increase is again over-crowding. Overcrowding in its relationship to disease is our lesson from 1946 and our problem for 1947."

CONCLUSIONS AND RECOMMENDATIONS

Senate Concurrent Resolution No. 13 directs the committee to include in its report to the Legislature not only its findings of fact but also its recommendations. Pursuant to this direction, the committee endeavored to arrive at conclusions acceptable to all its members. This proved impossible. Accordingly, this section of our report is divided into two parts (a) unanimous recommendations (b) additional recommendations approved by various members of the committee.

In making recommendations, all members of the committee endeavored as far as possible consistent with their duty, to pass upon principles, rather than upon specific bills which are pending before the Legislature and which the committee feels should be judged by the Legislature itself after full hearings and usual procedure.

UNANIMOUS RECOMMENDATIONS

The following recommendations were adopted unanimously by the committee:

1. The committee recommends that the Legislature enact at the present session, a statute authorizing rent control on residential property and providing for an appropriate and effective administration, such statute to take effect if and when federal rent controls are terminated. The committee is convinced of the necessity for the continuation of rent control in California until such time as there has been at least some alleviation of the housing shortage in this State and makes the foregoing recommendation because of the possibility that federal rent controls may be terminated in June, 1947.

Although the committee is unanimous in its recommendation that some form of stand-by rent control be adopted by the Legislature, there are differences of opinion among the committee members as to whether the administrative controls should be on a state or local level. All of the

members are of the view that there should be provision for hearing complaints and other matters requiring adjustment before local boards, but some of the members are of the view that such boards should be largely advisory while others are of the opinion that they should have broader administrative powers.

2. The committee recommends that all of the functions of the State relating to housing, both those now being exercised and those which may hereafter extend into this field, be consolidated for administration by a single agency of the State. The committee makes no recommendation as to whether such agency should be separate or a part of an existing department of the State Government, but does recommend that such agency be given authority and adequate budget to enable it to gather information and make studies and recommendations to the Governor and Legislature on all aspects of the housing problem and the home building industry.

3. The committee recommends that the Legislature authorize the state agency for housing to make an intensive study of the standards for home construction throughout the State with a view to recommending a uniform building code to supersede the present confusion of conflicting local building codes. The adoption of such a uniform code will permit increased standardization and efficiency, with resultant lowering of cost, in the construction industry.

4. The committee recommends that an appropriate state agency, preferably the state housing agency if and when created, continue the activities of the present Farm Production Council in securing surplus military housing from the Federal Government for resale to farmers.

5. The committee recommends that the Legislature immediately appropriate the amount of money necessary (estimated to be $3,500,000) to complete the 1,679 units of veterans' temporary emergency housing now left incomplete because of the failure of federal funds; with the proviso that all possible steps should be taken to secure prompt repayment to the State by the Federal Government of all moneys thus advanced to meet federal commitments.

6. The committee recommends generally against the commencement of any more housing units of temporary or substandard nature, for the reason that in most cases the money, material and labor can be used to better purpose in the construction of permanent housing. The committee recognizes, however, the necessity for exceptions to such a policy when the materials are not being diverted from permanent construction or where other exceptional conditions exist.

7. The committee recommends that the Legislature, by resolution, request the Congress to raise the limitation on the permitted per unit cost of public housing construction from the sum of $5,000 per unit to such higher rate per unit as will make possible the construction at present costs of at least 1,379 units of public housing now planned and ready to build.

8. The committee considers that the present housing situation in California is primarily and essentially the result of the national emergency caused by the war and its aftermaths. One of the most important factors in creating California's housing crisis was the influx of workers who came to this State to man its war industries, and particularly since the end of the war the influx of veterans who passed through California

while in the service and upon release from the service returned here to live. California cannot and should not attempt to escape its responsibility for meeting its own housing obligations, but it can and should ask the assistance of the Federal Government in meeting housing needs which are in no sense of its own creation but are the result of national factors entirely beyond its control and are neither equaled nor approached in any other state.

For these reasons the committee recommends that Congress enact suitable legislation to financially assist this State during the emergency in providing housing for veterans and persons from other states who have come to California during and after the war.

9. The committee recommends legislation authorizing local communities to give or lease at nominal rates lands now in public ownership to veterans' housing projects organized as public corporations, insofar as may be constitutionally possible.

10. The committee affirms its approval of the principles of the Community Redevelopment Act of 1945 and recommends that the Legislature appropriate state funds in a suitable amount to be used as a grant in aid to local communities for the purpose of financing the planning which is required as a preliminary to the use of the act, provided however, that any such grant in aid should be matched with local funds. The committee recommends all possible and reasonable progress under the act but opposes proceedings during the present housing shortage in those cases where a substantial number of dwelling units must be razed and no other housing is available for the occupants.

11. The committee recommends that the Department of Highways and the Division of Public Works be required during the duration of the present critical housing shortage to refrain from razing existing dwelling units and from evicting the tenants in order to construct freeways or other public works, except where other suitable habitations are made available to such tenants.

12. The committee is of the view that the present federal controls channeling building materials into home construction by means of restrictions upon commercial construction are beneficial and desirable during the present housing shortage. However, the committee is also convinced that the channeling of building materials, many of which originate outside of this State, is impossible at the state level and that if federal controls are removed, an attempt by the State to restrict commercial construction and direct materials into home building will result in driving such building materials out of the State for use in more profitable commercial construction elsewhere. For these reasons the committee recommends disapproval of proposals for the State to attempt to channel materials into home building by restricting commercial construction.

The committee recommends that the State of California exercise the greatest care with respect to its own construction projects so that it will not unnecessarily divert building materials from home construction. Construction projects which are desirable but not essential, should be postponed—unless postponement will cause unreasonable and substantial unemployment—until such time as the labor and materials used in such projects are not critically needed for residential and rental construction.

13. The committee recommends disapproval of proposals for the State to engage directly in the production of building materials, or in the construction of housing, upon the ground, principally, that the possible increase in the supply of building materials and the possible increase in the amount of home construction resulting from the adoption of such measures does not warrant state entry into this proper field of private industry.

14. The committee recommends that the Legislature give careful consideration and study to the proposal advanced by Mr. A. Earl Washburn, Director of California State Reconstruction and Reemployment Commission, to provide private industry with incentives to engage in the construction of low rent dwellings by means of changes in the tax laws. Mr. Washburn's proposal involves a combination of three changes in taxes now applicable to concerns that might invest in the construction of rental units. These modifications are:

(a) Exemption from local tax through the enactment by the Legislature of measures directing local taxing agencies to tax new rental dwelling units upon the land only, and to disregard for a five-year period the value of improvements. In order that the local community will not have to bear the full loss from non-inclusion of such new dwellings on the local tax rolls it is proposed that the State make a direct contribution to the local community in lieu of taxes of one-half, or other agreed proportion of the amount. (The Legislative Counsel questions the constitutionality of this proposal at present.)

(b) Income tax relief through amendment of state law to permit, for state income tax purposes, on new dwelling construction, in addition to normal amortization, an additional amortization over a five-year period of one-third of the cost of construction, providing the owner certifies that the property has been rented and that the rental received does not exceed 1 percent per month of two-thirds of the total investment in improvements.

(c) Removal of the sales tax on building materials if used in residential construction.

The committee has not had enough time to give adequate study to these proposals which were not received by the committee until March 31, 1947. The committee recommends that the proposals be given the serious study necessary to determine whether either separately or in combination they constitute adequate inducement to the construction by private industry of rental units to rent at $50 a month and below.

Respectfully submitted.

GERALD J. O'GARA, Chairman
RALPH C. DILLS, Vice Chairman
ARTHUR H. BREED, JR.
T. H. DELAP
NELSON S. DILWORTH
JACK B. TENNEY
THOMAS W. CALDECOTT
JAMES G. CRICHTON
THOMAS A. MALONEY
ALBERT I. STEWART

RECOMMENDATIONS OF SENATOR O'GARA, AND ASSEMBLYMEN DILLS AND CRICHTON

Governor Warren in his message to the Legislature declared that housing is the most critical problem facing California. The undersigned members of this committee not only agree with Governor Warren but furthermore believe that the State's most critical problem merits a solution which is as fundamental, effective and immediate as possible.

For that reason, we submitted certain proposed recommendations at various meetings of the committee. These recommendations failed to receive a majority vote of the committee. However, we still believe they merit consideration by the Legislature and therefore submit them in this supplement to the unanimous recommendations of the committee.

We do not believe that California's housing problem will solve itself. Local communities cannot, unaided, solve it. The Federal Government may or may not furnish a partial solution. This presents a crucial question of policy. Does the State of California intend to take bold and vigorous action to meet its housing crisis or is it statisfied to tell its people, particularly veterans and low-income groups who most critically need housing, that the problem will work itself out in time and that in the meantime there is really not a great deal the State can do?

It is quite true that the best effort the State can make to solve its housing problem will be little and late. But that effort, if it is made now, will not be too little or too late. While the housing shortage is the result of many complicated factors, the basic facts are these:

1. Private enterprise always has been and must continue to be the main source of housing. This is particularly true in the medium and higher-income brackets. The State of California, through a well organized overall housing agency, such as is unanimously proposed by the committee can do much to assist private enterprise to fill this need. Although legislative fiat alone cannot be a major factor, by all means the Legislature should encourage, stimulate and assist to the limit of its ability. It can rely on private enterprise to do its wholehearted best in this field because the two factors of competition and prospective profits act as the best possible stimulants to maximum efforts.

2. In the field of low-rental housing, the situation is altogether different. In this area, there is the greatest need on the part of veterans and nonveterans alike and the least activity on the part of private enterprise to fill that need. This is true because under present conditions private industry generally speaking cannot build such housing and make a profit. Money, not labor or materials, is the main stumbling-block.

The average veteran and nonveteran wants to rent and can afford to pay no more than $50 a month (more exactly $47 a month).

Private industry cannot ordinarily build such units even on a multiple scale at a cost low enough to permit profitable rental at an average of $50 a month. On the contrary, such units would cost in the neighborhood of $7,500 and would have to rent for an average of $75 a month if the private investor is to find the investment attractive and

profitable. If it were possible to build such units for $5,000 a unit, private capital could rent them for an average of $50 a month and make money, and private industry would pour a great deal of money into such construction.

Actually, 75 percent of home construction capital is going into homes for sale instead of to rent. This is for the very simple reason that private capital can make much more money building homes for sale than for rent. There is nothing in the situation today which warrants the hope that during the next two years private capital generally will find it possible to build multiple-rental units for much less than $7,500 a unit or good business to rent such units for an average of $50 a month.

This presents the most specific question upon which the whole problem hinges: Since private capital generally cannot and will not under existing and prospective conditions build low-rental units for veterans and low-income families, is the State of California willing to assist financially?

If the State is to do anything to relieve this situation, it must be prepared to make money available for the purpose. There is no mystery about the exigencies of the housing situation and there is no magic by which it can be cured without money.

This does not mean the State can or should donate large sums of money for the purpose. It does mean that by a combination of long-term, low-interest loans and limited subsidies it can prime the pump for immediate construction of low-rental housing for thousands of veterans and low-income families.

Under our present Constitution, much of this financial assistance must be allocated to public housing agencies. As soon as constitutionally possible, however, private enterprise should be given suitable incentives so that as quickly as may be it can assume the main burden of construction of low-rental housing, as it should under normal conditions.

In this connection, we have no objection to tax incentives such as those suggested by Mr. A. Earl Washburn and discussed in the unanimous report provided they are constitutional and are acceptable to private enterprise and local communities. In fact, we will be most happy if such incentives prove a major solution to our housing problem. We do question, however, the constitutionality of several aspects of the proposal and we oppose any measure which will deprive local communities of property tax revenue without their consent.

If the Legislature receives immediate and clear evidence that tax incentives proposed are constitutional and have the full, enthusiastic and firm acceptance of private enterprise and local communities, a large-scale program along that line should be immediately adopted by the Legislature as an urgency measure.

In any case, subject to such modification as the Legislature may consider proper, we recommend the following concrete program, to receive priority consideration and action:

1. **Since housing is the most critical problem facing the State, we recommend that a special session on housing be called immediately so that the Legislature may give it preferred consideration.**

2. Make available immediately at least $25,000,000 to (a) be loaned or granted on a matching basis or otherwise, on such terms as the Legislature may determine, to communities and local public housing authorities in California and (b) be devoted to incentives as far as constitutionally possible, to private agencies which will construct and operate low-rental housing. This sum can be raised by direct appropriation or by issuance of revenue bonds or by a combination of such methods of financing. It would make available at least 3,000 units—in all probability at least twice that number, if local communities and private industry participated—of low-rental housing and would give first-aid to the most appalling cases of veterans and low income families now living under distressed housing conditions. In no event could this outlay possibly interfere with or overlap housing construction stimulated by tax incentives, since the need for low-rent housing is so great.

   It should be emphasized again that this money should be used so far as constitutionally possible, to assist private enterprise.

   It could also perhaps be utilized for loan-subsidies to public agencies which would contract to build and operate low rental housing for the period of the housing emergency and dispose of such housing at the end of the emergency.

3. Create the State Housing Agency unanimously recommended by the committee. This agency can be operating 90 days after the special session adjourns and in all probability by September of this year.

4. Hold a special election as soon as possible so that the people of California may determine this state's housing policy with particular reference to veterans and low-income families.

5. At that election submit a bond issue of at least $50,000,000 to the people. At the discretion of the Legislature, this bond issue can be drafted along the lines of the Veterans' Farm and Home Purchase Act already approved by the people. In general, loans would be for a 40-year term or longer, would be made to public agencies and as far as constitutionally possible, would be used for incentives to private agencies for construction of low-cost rental housing. If approved by the people, this money would be immediately available for construction purpose and would make possible building of at least 8,000 permanent rental units for veterans and low-income families. This would be essentially a loan fund, not a fund for grants in aid.

6. At the same election submit to the people a constitutional amendment which would permit the Legislature to:

   (a) Issue additional general obligation bonds of the State not exceeding in the aggregate $50,000,000 without submission to the people, the money so acquired to be used exclusively for housing purposes and community redevelopment and to be repaid over a period not to exceed 50 years. This also would be chiefly a loan fund.

(b) Subsidize to a limited amount low-cost housing for veterans and low-income families by capital, periodic and yield insurance subsidies from the general fund.

(c) Grant or authorize loans, tax exemptions and power of eminent domain to limited dividend housing corporations.

(d) Authorize communities to issue bonds in a limited amount in aid of housing and community redevelopment plans.

7. If the people approve the constitutional amendment, the State Housing Authority should within the following three months be able to put before the Governor and Legislature its recommendations as to:

(a) The amount of general obligation bonds the Legislature should issue;

(b) The purposes for which the money is to be spent;

(c) The manner in which the money is to be loaned or granted.

In this connection, attention is invited to the experience of the State of New York which under a similar constitutional amendment has issued housing bonds since 1938 to the extent of $265,000,000. The money has been used to aid low-rental housing for low-income groups through public and private agencies and to assist private agencies investing in houses to rent at low or moderate rates. Specifically, New York has lent money to cities and made contracts for periodic subsidies to public agencies not exceeding 60 years. By law, in New York, such subsidies are granted only when the local community makes at least an equal subsidy. It is to be noted also that periodic-subsidy contracts may not exceed the amount of the largest annual interest payment on the construction loan plus 1 percent of the cost of the project. As an indication of the success and public acceptance of this program, the Legislature of New York with the approval of Governor Dewey has voted to submit to the people of that state next November an additional $135,000,000 housing bond issue.

8. If the people of California approve the proposed Constitutional Amendment, the Legislature will at all times have the authority to determine the amount of and closely supervise the administration of any housing funds which it authorizes.

It may be said that the program suggested will be only a drop in the bucket as far as filling the housing needs of California is concerned. We do not believe that because we are unable to fully fill a need that we should refuse to do the best we can now and to make a start toward eventual solution of our problem. Moreover, we feel this program will give real and substantial housing help where it is most needed.

In this connection, we believe that the most pressing need at this time is for housing for the 195,750 veteran and 111,818 nonveteran families who now lack housing which meets the minimum standards of safety, sanitation and decency. Of these families approximately one-third hope to buy or build homes and two-thirds hope to rent. The federal and

state veterans' home loan plans are doing much to assist those who wish to buy or build.

Our concern, therefore, must chiefly be with the 130,000 veteran and 74,000 nonveteran families who lack minimum housing and wish to rent. If we now remember that the average rent which veterans and nonveterans alike can pay is about $50 a month, we can safely say that about half of these veterans who wish to rent can pay more than $50 a month rent and that private enterprise will properly insist upon its right to build rental dwellings for them. This leaves about 65,000 veteran and 37,000 nonveteran families, a total of 102,000 families who most need help and who cannot hope for substantial assistance from private industry at this time, or in the immediate future. This group undoubtedly is made up for the most part of families living in critically overcrowded or transient quarters or conditions such as "doubling-up" with relatives, rented rooms, motels, trailer camps, basements, attics, and in some cases, even tents and chicken coops.

The undersigned have proposed a program which will make possible construction of at least 3,000 low cost rental units immediately, a minimum of 8,000 more units immediately following the special election if the people approve the proposed $50.000,000 bond issue and a minimum of 8,000 additional units if the Constitution is amended and the Legislature authorizes $50,000,000 more in housing bonds. This is a total of 19,000 units. It would relieve more than one-fourth of the 65,000 veteran families who most desperately need housing and who are the least likely to secure it from private enterprise or could be divided between veteran and nonveteran families in most need. This would leave ample room for private industry and the Federal Government to assist other less needy families.

In the course of their lives, these 19,000 units would house not only the 19,000 families who first occupied them, but because of constant turnover, many more. These figures should be contrasted with the total of 21,000 families intended to be benefited by the $130,000,000 California Veterans' Farm and Home Loan Purchase Program which the people approved. The undersigned also approve that program as entirely sound, necessary and desirable, but they wish to point out that a program to finance rental housing for veterans and low-income families is at least equally as sound, necessary and desirable.

It should also be borne in mind that one of the prime objectives of the program is to attract private capital into the low rental field. New York has done this successfully and there is every reason to believe that California likewise can do so and can so multiply the 19,000 minimum many times.

With reference to the claim that a large-scale state-sponsored housing program would attract veterans from other states, it will be remembered that the Legislature can impose residence requirements which will assure preference for the thousands of native-California veterans in all parts of the State who are today living under critically bad housing conditions. The Legislature also can be trusted to require safeguards which will prevent this State from becoming a happy hunting ground for houseless veterans from other states.

In any program such as the undersigned propose, administration would be as far as possible at the community level and in all cases construction would be accomplished by private industry and labor.

We hear it repeatedly said that California should not go into the housing business. With 9,000 units of permanent public housing and 75,000 units of temporary public housing scattered throughout the State, local communities and to a less extent the State itself are already in the housing business whether we like it or not. Certainly, public housing is here to stay. The only question now is whether the State will do a good job or a poor one.

We believe that in fairness to veterans, low-income families and the people of California generally, the State's most critical problem deserves the State's best endeavor to devise an affirmative solution.

GERALD J. O'GARA
RALPH C. DILLS
JAMES G. CRICHTON

RECOMMENDATIONS OF ASSEMBLYMEN MALONEY AND CALDECOTT

In addition to the measures recommended unanimously by the committee, we favor the following:

1. Submission to the people of a $50,000,000 bond issue for veterans and low income housing.
2. Submission to the people of a constitutional amendment which would authorize the Legislature to incur a debt for an additional $50,000,000 to be used for housing purposes.

THOMAS A. MALONEY
THOMAS W. CALDECOTT

ANNOUNCEMENT OF COMMITTEE MEETINGS

It was announced that the following committees would hold meetings:

Upon Adjournment—

Transportation and Commerce.

Subcommittee on Public Works (Ways and Means).

At 8 p.m., tonight—

Industrial Relations.

Revenue and Taxation.

Civil Service and State Personnel.

At 8 a.m., tomorrow, April 11th—

Subcommittee on Mental Hygiene (Ways and Means).

At 9 a.m., tomorrow, April 11th—

Rules.

GUESTS EXTENDED PRIVILEGE OF ASSEMBLY FLOOR

On request of Mr. Hinton, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to David Vincent of Van Nuys.

On request of Mr. Kilpatrick, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Assemblyman-Elect Edward R. Elliott of Los Angeles.

On request of Mr. Lowrey, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Frank Delaini, Joseph Dimas of Broderick and Ammond Venesio of Sacramento.

On request of Mr. Loomis, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. Hugh Love, Mrs. Cliff Scott, Mrs. H. I. Graser, Mrs. Kenneth Gordon, Mrs. Chauncey Harter, and Mrs. W. J. Rainville of Yuba City.

On request of Mr. Stewart, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Lathrope Leishman and Robert Leishman of Pasadena.

On request of Mr. Gannon, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. Estelle Young and Mrs. Curtis, teachers of the Rio Linda Union School, and the following pupils: Jacqueline Alkire, Dudley Arnold, Wanda Axtell, Deniece Baldwin, Barbaralee Bolden, Jacqueline Bonivert, Gayle Brantley, James Brown, Lorene Campbell, Johnnie Carlile, Janet Chapman, John Cook, Beverly Crisp, Lloyd Day, Richard Del Nero, Billy Edwards, Carolyn Felkins, Philip Fenrich, Edward Garcia, Joan Green, Barbara Griffith, Lorna Griffin, Carole Hunting, Ardell Hurst, Elva James, Bonita Jeffries, Joe Keeling, Iris Kirkpatrick, Bill Krueger, Leonard Loy, Wanda Mathis, Nelson Matthews, Fred McKee, Jr., Jerry Moberg, Denson Mott, James Edward Newsom, Dennis Peterson, Sondra Peterson, Mary Louise Purvis, Mary Rhea, Bobby Rieb, David Rose, Ernest Stermer, Eileen Smith, Joyce Smith, Harvey Terry, Ray Terry, Donald Thayer, Dalton Trent, Katheryn Veder, Donald Wagner, Alan Weber, Evelyn Williamson, Leroy Young, and Velma Young.

On request of Mr. Thorp, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to A. F. Milani, teacher

of the West Park School of Tracy, and the following pupils: Nicholas Alexion, Arthur Alves, Dale Bracken, W. A. Duckworth, Rosalyn Moore, Helen Richardson, Marilyn Samuelson, Bob Sandidge, Jeanne Sattler, Harry Schetter, Charles Selna, James Shaw, Frank Sherwood, Glen Shipley, Patricia Slater, Billy Sutton, Donna Taylor, Naomi Thomas, Mary Tigh, Hazel Titsworth, Joene Toon, Ilene Toon, Joe Torres, Joan Travins, Donald Tucker, Wilbur Vierra, Maxine Villalovoz, Barbara Walsh, Mary Wasmer, Glen Welch, Robert White, Joan Wiley, Harriet Wilson, Pete Wright, Mildred Yates, Ray Young, Howard McCuistion, A. F. Milani, Marion Gerhan, Russel Blair, Roberta Doughty, Betty Elms, Mike Erceg, Yvonne Espinol, Margaret Frederichson, Joan Furrer, Charlotte Gyon, Frances Gruenwald, Billie Granadas, George Garris, Ray Goodsen, Leo Gentry, Alice Green, Leon Gottberg, Joe Grandinetti, Dominic Giampetro, Kenneth Hooper, Curtis Hutton, Darriel Hayes, Darrel Henderson, George Hovater, Billy Highfill, Corrine James, Billie Jones, John Johnson, Dena Kouretas, Lois Ann Kenner, Marion Leiman, Gayle Koehnen, Leroy Lindsey, Clara Laccource, Frances Kennedy, and Jesse Salas.

On request of Messrs. Conrad, Waters, and Huyck, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Miss Douglas McGuire of San Francisco.

On request of Mr. McCollister, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to C. T. Sharek, Miss Margaret Mollins, teachers of the Sonoma Valley Union High School, and 53 students.

On request of Mr. McCollister, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. Lydia Gray of Mill Valley.

On request of Mr. Geddes, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Edmundo Gonzalez, Consul of Mexico.

On request of Mr. Crowley, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Lt. Travis T. Dooly and M. R. Smith of Vallejo.

ADJOURNMENT

At 3.36 p.m., on motion of Mr. Dickey, the Speaker declared the Assembly adjourned until 9.30 a.m., Friday, April 11, 1947, out of respect to the memory of the late Clyde Burgett.

SAM L. COLLINS, Speaker

GERALDINE B. HADSELL, Minute Clerk

CALIFORNIA LEGISLATURE
FIFTY-SEVENTH (GENERAL) SESSION

ASSEMBLY DAILY JOURNAL

FORTY-THIRD LEGISLATIVE DAY
NINETY-SIXTH CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO
Friday, April 11, 1947

The Assembly met at 9.30 a.m.

Hon. Sam L. Collins, Speaker of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Collier, Conrad, Cramer, Crowley, Lester T. Davis, M. Philip Davis, Debs, Clayton A. Dills, Elliott, Erwin, Geddes, Grunsky, Heisinger, Hinckley, Hinton, Huyck, James, Kirkwood, Loomis, Lowrey, Luckel, McMillan, Robertson, Sherwin, Stanley, Stephenson, Stewart, Thorp, Waters, Wollenberg, and Mr. Speaker—39.

Call of the Assembly

Mr. Heisinger moved a call of the Assembly.

Motion carried. Time, 9.34 a.m.

The Speaker directed the Sergeant-at-Arms to close the doors, and to bring in the following absent members:

Allen, Anderson, Beck, Bennett, Brady, Carey, Clarke, George D. Collins, Cooke, Crichton, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Evans, Field, Fletcher, Gaffney, Gannon, Grant, Hahn, Hawkins, Hollibaugh, Johnson, Kilpatrick, Knight, Lyons, Maloney, McCollister, Miller, Niehouse, O'Day, Price, Rosenthal, Sheridan, Silliman, Thomas, Thompson, Thurman, and Weber—41.

Further Proceedings Under Call of the Assembly Dispensed With

At 9.47 a.m., on motion of Mr. Heisinger, further proceedings under the call of the Assembly were dispensed with.

The names of the absentees were called, and the following answered to their names:

Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—73.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. Raymond Renwald:

Let us pray: O Lord Jesus Christ, who hast said: Ask and you shall receive; seek, and you shall find; knock and it shall be opened unto you; grant, we beseech Thee, unto us who ask, the gift of Thy divine love, that we may ever love Thee with all our hearts, and in all our words and actions never cease from showing forth Thy praise—AMEN.

ANNOUNCEMENT

Speaker Collins announced that the following members did not answer to the morning roll call by reason of their being in attendance at committee meetings at 9 a.m., this morning:

Messrs. Crichton, Dunn, Evans, Hollibaugh, Lyons, Maloney, Thompson, Doyle, Dickey, Grant, Gaffney, Clarke, and Johnson.

READING OF THE JOURNAL DISPENSED WITH

On motion of Mr. Silliman, further reading of the Journal of the previous legislative day was dispensed with.

LEAVES OF ABSENCE FOR THE DAY

The following members were granted leaves of absence for the day, because of legislative business elsewhere:

Mr. Cooke, on motion of Mr. Robertson.
Mr. Hahn, on motion of Mr. Hinton.
Mr. Price, on motion of Mr. Stanley.
Mr. Kilpatrick, on motion of Mr. Bennett.
Mr. Allen, on motion of Mr. Huyck.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, April 11, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 115	Assembly Bill No. 845
Assembly Bill No. 388	Assembly Bill No. 998
Assembly Bill No. 495	Assembly Bill No. 1616
Assembly Bill No. 622	Assembly Bill No. 2124
Assembly Bill No. 844	

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 11, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 92	Assembly Bill No. 623
Assembly Bill No. 110	Assembly Bill No. 666
Assembly Bill No. 483	Assembly Bill No. 668
Assembly Bill No. 576	Assembly Bill No. 1505
Assembly Bill No. 606	Assembly Bill No. 1615

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

RE-REFERENCE OF BILLS

By order of the Speaker, the following bills were withdrawn from the file, and re-referred as follows:

Assembly Bill No. 495 re-referred to Committee on Judiciary.

Assembly Bill No. 622 re-referred to Committee on Finance and Insurance.

REQUEST FOR UNANIMOUS CONSENT THAT SENATE BILL NO. 46 BE WITHDRAWN FROM COMMITTEE ON CONSERVATION, PLANNING, AND PUBLIC WORKS, AND BE RE-REFERRED

Mr. Loomis asked for, and was granted, unanimous consent, that Senate Bill No. 46 be withdrawn from the Committee on Conservation, Planning, and Public Works, and be re-referred to the Committee on Agriculture.

REQUEST FOR UNANIMOUS CONSENT THAT SENATE BILL NO. 48 BE WITHDRAWN FROM COMMITTEE ON MUNICIPAL AND COUNTY GOVERNMENT, AND BE RE-REFERRED

Mr. Loomis asked for, and was granted, unanimous consent that Senate Bill No. 48 be withdrawn from the Committee on Municipal and County Government, and be re-referred to the Committee on Agriculture.

CONSIDERATION OF DAILY FILE

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 139—An act to amend Section 4260 of the Political Code and Section 28131 of the Government Code, relative to compensation for public services in counties of the thirty-first class.

Bill read second time, and ordered engrossed.

Assembly Bill No. 956—An act to amend Sections 43.5 and 46 of the County Employees Retirement Act of 1937, relating to retirement.

Bill read second time, and ordered engrossed.

Assembly Bill No. 958—An act to amend Section 118 of the County Employees Retirement Act of 1937, relating to retirement allowances.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1054—An act to amend Section 4238 of the Political Code and Section 28109 of the Government Code, relating to compensation for public services in counties of the ninth class.

Bill read second time, and ordered engrossed.

Assembly Bill No. 2143—An act to repeal Section 7 of "An act to provide for the organization, incorporation, and government of municipal corporations," approved March 13, 1883, and to amend Section 1c of the Annexation Act of 1913, relating to annexation.

Bill read second time, and ordered engrossed.

Assembly Bill No. 2292—An act amending the title of, and adding Sections 4, 5, 6, 7, and 8 to an act entitled "An act relating to retirement systems covering county or township officers or employees or a portion

of such employees," approved May 10, 1933, relating to all public retirement systems.

Bill read second time, and ordered engrossed.

Assembly Bill No. 951—An act to add Section 613.1 to the Streets and Highways Code, relating to state highways.

Bill read second time, and ordered engrossed.

Assembly Bill No. 638—An act conveying certain tidelands and lands lying under inland navigable waters, situated in the Bay of San Diego to the City of National City, in furtherance of navigation and commerce and the fisheries, and providing for the government, management and control thereof, reserving rights to the State.

Bill read second time, and ordered engrossed.

Assembly Bill No. 639—An act conveying certain tidelands and lands lying under inland navigable waters, situated in the Bay of San Diego to the City of Chula Vista, in furtherance of navigation and commerce and the fisheries, and providing for the government, management and control thereof, reserving rights to the State.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1627—An act to amend Section 27300 of the Streets and Highways Code, relating to revenues of bridge and highway districts.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1628—An act to amend Section 302 of the Streets and Highways Code, relating to state highway routes.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1631—An act to amend Sections 27146 and 27154 and to repeal Section 27246 of the Streets and Highways Code, relating to bridge and highway districts.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1633—An act to amend the title of, and to add Section 1.5 to, an act entitled "An act to provide for the construction of a road in Marin County, and including its incorporation into the State Highway System, and making an appropriation," approved July 18, 1945, relating to the purposes of expenditure of said appropriation, declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1634—An act to provide for the transfer of title and easement to the highway known as Sausalito Lateral by the State Highway Commission from Golden Gate Bridge and Highway District, and to provide for the incorporation of such highway in the State Highway System of the State of California.

Bill read second time, and ordered engrossed.

Assembly Bill No. 737—An act to add Section 5019 to the Public Resources Code, relating to land deeded to the State for park and beach purposes.

Bill read second time, and ordered engrossed.

Assembly Bill No. 986—An act to add Section 1.5 to an act entitled "An act making an appropriation to the Division of Beaches and Parks, Department of Natural Resources, for the acquisition of land at Newport Beach, Orange County, as part of the State Park System," approved July 17, 1945, to extend the time during which the appropriation made thereby may be expended, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered engrossed.

Assembly Bill No. 2436—An act to amend Section 6816 of the Public Resources Code, relating to the disposition of moneys credited to the State Lands Act Fund.

Bill read second time, and ordered engrossed.

Assembly Bill No. 229—An act to amend Section 16482 of the Education Code, relating to physical examinations of pupils in the Public School System.

Bill read second time, and ordered engrossed.

Assembly Bill No. 891—An act to amend Sections 526 and 528 of the Business and Professions Code, relating to the State Medical Library.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1092—An act to amend Sections 14602, 14610, and 14612 of the Education Code, relating to the State Teachers Retirement System.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1097—An act to amend Section 14128 of the Education Code, relating to school district merit systems.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1100—An act to add Section 1554 to the Education Code, relating to school district records.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1113—An act to add Section 2208.5 to the Education Code, relating to the powers and duties of the governing boards of city school districts.

Bill read second time, and ordered engrossed.

Assembly Bill No. 683—An act to add Section 1157.5 to the Government Code, relating to pay roll deductions.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Municipal and County Government:

Amendment No. 1

In line 1 of the title of the printed bill, after the first "to", insert "amend Section 1157 of and".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 2

On page 1 after line 6, insert:

"SEC. 2. Section 1157 of said code is amended to read:

1157. Officers and employees of a public agency may authorize the governing body of the public agency to make deductions from their salaries or wages for the payment of premiums on group life, [accident or health] *disability, liability, or automobile* insurance, or on [all three] *any two or more*, under a system of group insurance adopted and carried into effect by the governing body. Employees of a public agency may authorize the governing body of the public agency to make deductions from their salaries or wages for the payment of dues of nonprofit membership corporations for defraying the cost of medical service (including services rendered by doctors of medicine, doctors of osteopathy, or doctors of chiropractic), or hospital care, or both, under a system of medical service, or hospital care, or both, adopted and carried into effect by the governing body."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 954—An act authorizing the making of appropriations by city councils to pay for expenses of drafting new charters by boards of freeholders.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Municipal and County Government:

Amendment No. 1

In lines 1 and 2 of the title of the printed bill, strike out "by boards of freeholders"

Amendment No. 2

On page 1, lines 1 and 2, of said bill, strike out "of boards of freeholders".

Amendment No. 3

On page 1, line 3, of said bill, strike out "and".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 955—An act to amend Sections 90, 116, and 127 of the County Employees Retirement Act of 1937, relating to retirement.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Municipal and County Government:

Amendment No. 1

On page 1, line 10, of the printed bill, strike out "one-sixtieth", and insert "one one-hundred-twentieth".

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 957—An act to amend Sections 44, 55.5, 57, 93, 112, and 121 of, to add Sections 111.7 and 129 and Article 6.5 to, and to repeal Sections 31, 45, and 117 of, the County Employees Retirement Act of 1937, relating to county retirement systems.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Municipal and County Government:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "44, 55.5, 57, 93, 112 and 121", and insert "31, 44, 55.5, 57, 93 and 112".

Amendment No. 2

In line 3 of the title of the printed bill, strike out "Sections 31, 45, and", and insert "Section".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendments is indicated by being enclosed within brackets.

Amendment No. 3

On page 1, line 1, of the printed bill, after "Section 1.", insert "Section 31 of the County Employees Retirement Act is amended to read:

Sec. 31. For the purpose of computing the total amounts of compensation of members under Article 6 of this act, the compensation of every member who receives in excess of [$500] *$600* per month shall be computed at [$500] *$600* per month.

"SEC. 1.5".

Amendment No. 4

On page 2, line 24, of the printed bill, after "Sec. 93.", insert "The rate of contribution shall apply to so much of the earnable compensation of each member as does not exceed six hundred dollars ($600) per month."

Amendment No. 5

On page 3 of the printed bill, strike out lines 28 to 38, inclusive; and in line 39, strike out "Sec. 9.", and insert

"SEC. 8".

Amendment No. 6

On page 3 of the printed bill, strike out line 43, and insert

"SEC. 9. Section 117 of said act is repealed."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 959—An act to add Section 4307.2 to the Political Code and Section 29618 to the Government Code, relating to county charges.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Municipal and County Government:

Amendment No. 1

On page 1 of the printed bill, strike out line 4, and insert "incurred in drafting a county charter by a board of freeholders,".

Amendment No. 2

On page 1 of said bill, strike out line 10, and insert "drafting of a county charter by a board of freeholders, when such".

Amendment No. 3

On page 1, line 17, of said bill, strike out "4307.7", and insert "4307.2".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1280—An act to add Section 7 to an act entitled "An act providing for the creation of revolving funds in the counties and townships of the State," approved May 9, 1923, and to add Section 29331 to the Government Code, relating to revolving funds of purchasing agents in certain counties.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Municipal and County Government:

Amendment No. 1

On page 1, line 9, of the printed bill, as amended in the Assembly on March 28, 1947, after the period, insert "When any materials or articles of personal property designed for building construction work are purchased from the revolving fund provided for in this section, such materials or articles of personal property shall be used only in connection with repairs to existing structures."

Amendment No. 2

On page 2, line 3, of said bill, after the period, insert "When any materials or articles of personal property designed for building construction work are purchased from the revolving fund provided for in this section, such materials or articles of personal property shall be used only in connection with repairs to existing structures."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1629—An act to amend Section 27149 of the Streets and Highways Code, relating to bridge and highway districts.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency and Economy:

Amendment No. 1

On page 1, line 6, of the printed bill, strike out "his" and insert "necessary".

Amendment No. 2

On page 1, line 8, of said bill, strike out "three", and insert "four".

Amendment No. 3

On page 1, line 9, of said bill, strike out "meetings and three", and insert "or".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1010—An act to amend Section 14768 of the Education Code, and to add Section 14772.1 to said code, both relating to joint school district retirement plans, declaring the urgency thereof, to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Education:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "amend Section 14768 of the Education Code and to".

Amendment No. 2

In line 2 of the title of said bill, strike out "said code, both", and insert "the Education Code,".

Amendment No. 3

On page 1 of said bill, strike out lines 1 to 14, inclusive, and insert "SECTION 1. Section 14772.1 is added to the Education Code, to read:".

Amendment No. 4

On page 1, line 16, of said bill, strike out "Section", and insert "Sections 14770 and".

Amendment No. 5

On page 1, line 21, of said bill, strike out "a stipulated sum", and insert "a sum of not less than one hundred dollars ($100) per month".

Amendment No. 6

On page 1, line 22, of said bill, strike out "Section", and insert "Sections 14770 and".

Amendment No. 7

On page 2, line 1, of said bill, after "alone," insert "any other provision of this division to the contrary notwithstanding,".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1098—An act to add Section 13841.2 to the Education Code, relating to certificated employees.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Education:

Amendment No. 1

On page 1 of the printed bill, after line 12, insert

"Notwithstanding the foregoing, when a person employed in a position requiring certification qualifications is absent from his duties on account of illness for a period of more than five school months, or when a person is absent from his duties for a cause other than illness, the amount deducted from the salary due him for the month in which the absence occurs shall be determined according to the rules and regulations established by the governing board of the district. Such rules and regulations shall not conflict with rules and regulations of the State Board of Education.

Nothing in this section shall be construed so as to deprive any district, city, or city and county of the right to make any reasonable rule for the regulation of accident or sick leave or cumulative accident or sick leave without loss of salary for persons requiring certification qualifications.

This section shall be applicable whether or not the absence from duty is by reason of a leave of absence granted by the governing board of the employing district."

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 440—An act making an appropriation to pay the claim of the Secretary of the State Board of Control against the State of California, declaring the urgency thereof and providing that this act shall take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Ways and Means:

Amendment No. 1

On page 1, lines 1 and 2, of the printed bill, strike out "fifty-six thousand thirty-five dollars and fifty-five cents ($56,035.55)", and insert "eighty-six thousand five hundred twenty-three dollars and eleven cents ($86,523.11)".

Amendment No. 2

On page 1, lines 6 and 7, of the printed bill, strike out "fifty-six thousand thirty-five dollars and fifty-five cents ($56,035.55)", and insert "eighty-six thousand five hundred twenty-three dollars and eleven cents ($86,523.11)".

Amendment No. 3

On page 1 of the printed bill, strike out lines 8 to 24, inclusive; and on page 2, strike out lines 1 to 36, inclusive, and insert "Thirty-three thousand four hundred ninety-seven dollars and twenty-nine cents ($33,497.29) out of any money in the State Treasury not otherwise appropriated; seven thousand five hundred six dollars and fifty-two cents ($7,506.52) out of any money in the Department of Agriculture Fund in the State Treasury; eight hundred fifty-one dollars ($851) out of any money in the State Agricultural Society Contingent Fund in the State Treasury; two hundred ninety-one dollars and thirty-seven cents ($291.37) out of any money in the Division of Architecture Revolving Fund in the State Treasury; six hundred sixty-eight dollars and thirty-nine cents ($668.39) out of any money in the Contractors' License Fund in the State Treasury; nine hundred thirty-four dollars and ninety-one cents ($934.91) out of any money in the Department of Employment Contingent Fund in the State Treasury; two hundred fifty-eight dollars and ninety cents ($258.90) out of any money in the Estates of Deceased Persons Fund in the State Treasury; seventeen dollars and thirty-eight cents ($17.38) out of any money in the Fair and Exposition Fund in the State Treasury available for permanent improvements upon property of the State, citrus, county, or district agricultural associations for fair purposes, allocated by Section 19626 of the Business and Professions Code; eight hundred eighty-five dollars and thirty-six cents ($885.36) out of any money in the Fish and Game Preservation Fund in the State Treasury; ten thousand nine hundred twenty-two dollars and forty-five cents ($10,922.45) out of any money in the State Highway Fund in the State Treasury; one hundred seventy-eight dollars and fifty cents ($178.50) out of any money in the State Lands Act Fund in the State Treasury; eight thousand ninety-six dollars and fifty-nine cents ($8,096.59) out of any money in the Motor Vehicle Fund in the State Treasury; six thousand four hundred eighty-five dollars and ninety-one cents ($6,485 91) out of any money in the Motor Vehicle Fuel Fund in the State Treasury; forty-one dollars and twenty cents ($41.20) out of any money in the Motor Vehicle License Fee Fund in the State Treasury; four hundred thirty-four dollars and twenty-two cents ($434.22) out of any money in the Motor Vehicle Transportation Tax Fund in the State Treasury; forty-six dollars and fifty cents ($46.50) out of any money in the State Park Maintenance Fund in the State Treasury; four hundred thirty-four dollars and thirty-four cents ($434.34) out of any money in the Personal Income Tax Fund in the State Treasury; seventeen cents (17c) out of any money in the Petroleum and Gas Fund in the State Treasury; forty-two dollars and seventy-six cents ($42.76) out of any money in the Poultry Testing Project Fund in the State Treasury; one thousand two hundred sixty-five dollars and eighty-three cents ($1,265.83) out of any money in the Department of Public Health Fund in the State Treasury; one hundred thirty dollars and ninety-seven cents ($130.97) out of any money in the Purchases Revolving Fund in the State Treasury; fifty-eight dollars and fifty-seven cents ($58.57) out of any money in the Real Estate Fund in the State Treasury; fifty-six dollars and thirteen cents ($56 13) out of any money in the Redemption Tax Fund in the State Treasury; ten thousand five hundred fifty-five dollars and ninety-two cents ($10,555.92) out of any money in the Retail Sales Tax Fund in the State Treasury; two thousand two hundred seventy-eight dollars and ninety-five cents ($2,278.95) out of any money in the San Francisco Harbor Improvement Fund in the State Treasury; two hundred fifty dollars ($250) out of any money in the Service Revolving Fund in the State Treasury; one hundred fifty-three dollars ($153) out of any money in the Unemployment Administration Fund in the State Treasury; and one hundred seventy-nine dollars and ninety-eight cents ($179.98) out of any money in the Veterans' Farm and Home Building Fund in the State Treasury."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Constitutional Amendment No. 30—A resolution to propose to the people of the State of California an amendment to the Constitution of the State by amending Section 22 of Article XX thereof, relating to intoxicating liquors.

Resolution read.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Constitutional Amendments:

Amendment No. 1

On page 2, line 42, of the printed measure, after "license", insert ", or for renewal of such license because of expiration, suspension or revocation, or because of transfer of ownership or change of location,".

Amendment No. 2

On page 2, line 44, of said measure, strike out "made in a local area"; and line 45, and insert "published for three successive issues in a newspaper of general circulation published nearest to the premises for which the license is sought. The advertisement shall be in type not smaller than eight (8) point, and the heading shall be "Application for Liquor License" in twelve (12) point, bold face type. The State Board of Equalization shall prescribe the form of the advertisement, and an affidavit of publication shall be filed with the said board prior to the issuance of any license. In addition, notice of the filing of an application shall be posted conspicuously at the entrance of the premises for which a license is sought for a period of 30 days prior to final publication of the newspaper advertisement."

Amendment No. 3

On page 3 of said measure, strike out line 1, and insert "If a majority of the registered voters residing".

Amendment No. 4

On page 3, line 3, of said measure, strike out "to the State Board of Equalization, protesting", and insert "against".

Amendment No. 5

On page 3, line 5, of said measure, after the period, insert "The said protest shall be filed with the governing body of the city or city and county within which the premises for which a license is sought are located, or with the governing body of the county if the said premises are located in unincorporated territory, within five days after final publication of the required newspaper advertisement. The protest shall be transmitted to the State Board of Equalization by the said governing body together with its certificate stating the number of registered voters residing in the specified area and the number of such registered voters signing the protest."

Amendments read, and adopted.

Resolution ordered reprinted, and engrossed.

Assembly Bill No. 387—An act to amend Section 1 of, and to add Section 1a to, "An act to provide for the creation of a board of parole commissioners for each county in this State, for the paroling of prisoners confined in county jails, and authorizing and empowering such boards to make rules and regulations in relation thereto," approved March 25, 1909, relating to county boards of parole commissioners.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Municipal and County Government:

Amendment No. 1

On page 2, line 5, of the printed bill, after the period, insert "Every such prisoner in the county jail or in any city or other jail within the county, shall be informed of the provisions of this act and all rules and regulations of the board which may apply to his case."

Amendment No. 2

On page 2 of said bill, strike out lines 27 to 38, inclusive, and insert

"SEC. 1a. There shall be a board of five parole commissioners in every county having a population in excess of 1,000,000, which shall consist of the sheriff, the district attorney, and the chief of police of the city constituting the county seat of said county, together with two appointed members, neither of whom shall be a public officer at the time of his appointment. Each appointed member shall be a graduate of a college or university of recognized standing, with training and experience in one or more of the following fields: Psychology, psychiatry, medicine, sociology or social work. No two appointed members shall have had training and experience limited to the same field. Said two members shall be certified for appointment from the civil service list of the county, from the first five applicants on said list. One shall be appointed by the presiding judge of the superior court in and for said county, and the other by the presiding judge of the municipal court of the city constituting the county seat. Each appointed member shall receive a per diem compensation as fixed by the county board of supervisors for each day spent in actual attendance at meetings of the board and for each day actually spent performing necessary work in connection with the administration of this act, including attendance at committee meetings authorized by the board or by its chairman, such per diem to be paid out of the county treasury."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1553—An act to amend Section 852a of an act entitled "An act to provide for the organization, incorporation, and government of municipal corporations," approved March 13, 1883, relating to the council-manager form of government in cities of the sixth class.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Municipal and County Government:

Amendment No. 1

On page 2 of the printed bill, after line 47, insert

"All ordinances heretofore enacted providing for the establishment of the city-manager form of government are hereby confirmed, validated, and declared legally effective."

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1563—An act amending Sections 4, 11, and 12 of the County Peace Officers' Retirement Law, relating to county peace officers' retirement systems.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Municipal and County Government:

Amendment No. 1

On page 2, line 27, of the printed bill, strike out "of", and insert "for".

Amendment No. 2

On page 2, line 29, of said bill, after "shall", insert "be".

Amendment No. 3

On page 3, line 24, of said bill, strike out "each", and insert "such".

Amendment No. 4

On page 3, line 25, of said bill, strike out "shall", and insert "may".

Amendment No. 5

On page 4, line 21, of said bill, strike out "disconnected", and insert "connected".

Amendment No. 6

On page 4, line 27, of said bill, after "thereafter," insert "or".

Amendment No. 7

On page 4, line 43, of said bill, strike out the period, and insert a colon.

Amendment No. 8

On page 5 of said bill, strike out lines 40 to 52, inclusive; and on page 6, strike out lines 1 to 7, inclusive, and insert

"Sec. 12. Whenever any person at the time this act becomes effective or thereafter shall have been duly appointed, selected or elected and qualified, and shall have served for 20 years or more in the aggregate, as a county peace officer, and who shall have reached the age of 55 years, said board may upon its own motion, except as to the sheriff and the under-sheriff, or upon the application of such person, order that such person be retired. Hereafter every member, except the sheriff and the under-sheriff, who has served 20 or more years in the aggregate, shall be retired as of the first day of the month after attaining the age of 60 years. The board shall order and direct that such person be retired, and such person shall thereafter receive a pension payable in monthly installments during his lifetime, equal to one-half of his terminal salary; provided, that the amount of such pension shall in no case be more than one hundred fifty dollars ($150) per month, or less than one hundred dollars ($100) per".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1643—An act to amend Section 861 of "An act to provide for the organization, incorporation, and government of municipal corporations," approved March 13, 1883, relating to the taking effect of ordinances in cities of the sixth class.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Municipal and County Government:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Section 861", and insert "Sections 854 and 861".

Amendment No. 2

In line 3 of the title of said bill, strike out "the"; and in line 4 of the title, strike out "taking effect of ordinances in".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 3

On page 1 of said bill, strike out lines 1 and 2, and insert

"SECTION 1. Section 854 of the act cited in the title hereof is amended to read:

Sec. 854. Any vacancy occurring in any of the offices provided for in this act shall be filled by appointment by the city council; but in the event of said city council failing to fill such vacancy by appointment within 30 days after such vacancy occurs, they must, if said office be an elective one, immediately after the expiration of said 30 days cause an election to be held to fill such vacancy; provided, however, that any person appointed or elected to fill such vacancy shall hold office [only until the next regular election, at which time a person shall be elected to serve for the remainder of such unexpired term] *for the unexpired term of the former incumbent*. In case a member of the city council absents himself from all regular meetings of the city council for a period of 60 days consecutively from and after the last regular city council meeting attended by said member, unless by permission of the city council, his office shall become vacant and the same shall be filled as in the case of other vacancies.

SEC. 2. Section 861 of said act is amended to read:".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1644—An act to amend Section 878 of an act entitled "An act to provide for the organization, incorporation, and government of municipal corporations," approved March 13, 1883, relating to powers of city councils in cities of the sixth class.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Municipal and County Government:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Section 878", and insert "Sections 862b and 878".

Amendment No. 2

On page 1 of said bill, strike out lines 1 and 2, and insert

"SECTION 1. Section 862b of the act cited in the title hereof is amended to read:

Sec. 862b. (a) In any city of the sixth class the city council shall have power to contract with any neighboring municipality, or county or county fire *or police* protection district for the furnishing of supplementary fire *or police* protection to such city of the sixth class by such municipality or county or county fire *or police* protection district, and the governing body of any municipality, or county or county fire *or police* protection district in this State shall have jurisdiction and power to contract for the furnishing of such fire *or police* protection to such city of the sixth class.

(b) All the privileges and immunities from liability which surround the activity of the fire fighting *or police* force or department of any public agency or municipality, when performing its functions within the territorial limits of such public agency or municipality shall apply to the activities of any such fire fighting *or police* force or department while furnishing fire *or police* protection outside of its territorial limits under any contract provided for in subdivision (a) of this section.

SEC. 2. Section 878 of the act cited in the title hereof is amended to read:".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2535—An act to amend Sections 4152a, 4178, and 4312 of the Political Code, relating to the government of counties.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Municipal and County Government:

Amendment No. 1

In line 1 of the title of the printed bill, after "of", insert ", and add 4152b to".

Amendment No. 2

On page 2 of the printed bill, strike out lines 1 and 2, and insert

"7. Perform all the foregoing functions in each department of the superior court holding regular sessions in a city other than the county seat and maintain at each such department of the court at all times, all records, papers, documents in connection with actions filed therein.

8. Perform such other duties as may be required of him by law.

SEC. 2. Section 4152b is added to the Political Code, to read:

4152b. By the majority vote of its membership the judges of a superior court may appoint such officers, clerks or attaches as they deem necessary for the prompt handling of court business and the proper administration of justice, and may prescribe the duties of such appointees."

Amendment No. 3

On page 2, line 3, of said bill, strike out "2", and insert "3".

Amendment No. 4

On page 2, line 19, of said bill, strike out "3" and insert "4".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 823—An act making an appropriation to the Division of Beaches and Parks, Department of Natural Resources for the acquisition of land and the restoration of the Old Glass House located near the City of Watsonville in Monterey County, declaring the emergency thereof, to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Ways and Means:

Amendment No. 1

In line 4 of the title of the printed bill, strike out the comma; and strike out all of line 5 of said title, and insert a period.

Amendment No. 2

On page 1 of said bill, strike out lines 7 to 18, inclusive.

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2429—An act to add Sections 580 to 590, inclusive, to the Streets and Highways Code, relating to the addition to the State Highway System of certain routes to be constructed as freeways or expressways.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Conservation, Planning, and Public Works:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Sections 580 to 590, inclusive," and insert "Section 580".

Amendment No. 2

Strike out lines 3 and 4 of the title of said bill, and insert "way System of Route 240."

Amendment No. 3

On page 1 of said bill, strike out lines 3 to 23, inclusive; and on page 2, strike out lines 1 to 6, inclusive, and insert

"580. Route 240 is from Auburn to Foresthill."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

SECOND READING OF SENATE BILLS

Senate Bill No. 1—An act to add Section 14053.5 to the Health and Safety Code, relating to members of the board of fire commissioners of fire protection districts in unincorporated areas.

Bill read second time, and ordered to third reading.

Senate Bill No. 50—An act to revise the Municipal Utility District Act, relating to municipal utility districts, including provisions for the organization, incorporation and government of such districts.

Bill read second time, and ordered to third reading.

Senate Bill No. 118—An act to amend Section 4041.2 of the Political Code, and Section 25252 of the Government Code, relating to county funds.

Bill read second time, and ordered to third reading.

Senate Bill No. 311—An act to amend Section 4241 of the Political Code, and Section 28112 of the Government Code, relating to compensation for public service in counties of the twelfth class.

Bill read second time, and ordered to third reading.

Senate Bill No. 384—An act to amend Section 4267 of the Political Code and Section 28138 of the Government Code, relating to compensation for public services in counties of the thirty-eighth class.

Bill read second time, and ordered to third reading.

Senate Bill No. 428—An act to amend Section 4281 of the Political Code and Section 28152 of the Government Code, relating to compensation for public services in counties.

Bill read second time, and ordered to third reading.

Senate Bill No. 504—An act to amend Section 4284 of the Political Code and Section 28155 of the Government Code, relating to compensation for public services in counties.

Bill read second time, and ordered to third reading.

Senate Bill No. 604—An act to amend Section 25 of the Storm Water District Act of 1909, relating to expenses of maintaining and repairing storm water district improvements.

Bill read second time, and ordered to third reading.

Senate Bill No. 1298—An act to add Section 18 to the County Water Works District Act, relating to the government of county water works districts.

Bill read second time, and ordered to third reading.

Senate Bill No. 1128—An act authorizing the Director of Natural Resources, with the approval of the State Park Commission, to convey by quitclaim deed to Central Pacific Railway Company, a corporation, a certain parcel of land in Castle Crag State Park, County of Shasta, State of California, in exchange for a quitclaim deed from said railway company to the State of a certain parcel of land in the County of Sonoma, State of California.

Bill read second time, and ordered to third reading.

Senate Bill No. 1129—An act authorizing the Director of Natural Resources, with the approval of the State Park Commission, to exchange certain lands in the County of Santa Cruz, State of California.

Bill read second time, and ordered to third reading.

Senate Bill No. 833—An act providing for the transfer to the Department of Education of exclusive jurisdiction and control over certain lands.

Bill read second time, and ordered to third reading.

Senate Bill No. 67—An act to add Article 3 to Chapter 2, Division 1, of the Education Code, relating to county superintendents of schools.

Bill read second time, and ordered to third reading.

Senate Bill No. 117—An act to amend Section 4105 of the Political Code and Section 29821 of the Government Code, relating to registered warrants.

Bill read second time, and ordered to third reading.

Senate Bill No. 472—An act to amend Sections 5 and 27 of an act entitled "An act making an appropriation for allocation to cities, counties, and cities and counties to develop a postwar public works program comprising the preparation of surveys and plans and specifications for proposed public works and the acquisition of rights of way and sites for major streets, roads, bridges, sewerage and other public facilities, and providing the procedure for making such allocations, approved June 20, 1944," abolishing the Postwar Public Works Review Board and transferring its duties, powers, purposes, responsibilities and jurisdiction to the State Allocation Board.

Bill read second time, and ordered to third reading.

Senate Bill No. 1155—An act relating to the disposition of moneys received by the State Controller as restitutions from former recipients of unemployment relief under the California Unemployment Relief Act of 1935, abolishing the State Controller SRA Restitutions Fund and transferring the balance therein to the General Fund, and repealing an act entitled "An act creating a special fund in the State Treasury for the deposit of restitutions received by the State from former recipients of relief under the provisions of the 'California Unemployment Relief Act of 1935,' making a transfer of funds to this fund, making an appropriation to the State Controller for continued collection of restitutions, to take effect immediately," approved January 31, 1943.

Bill read second time, and ordered to third reading.

Senate Bill No. 774—An act to amend Section 6966 of the Public Resources Code, relating to payment of royalties to the State for extraction of minerals from public lands.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Conservation, Planning, and Public Works:

Amendment No. 1

On page 1, line 5, of the printed bill, after "commission", insert "by".

Amendment No. 2

On page 1, line 6, of said bill, strike out "in a"; and strike out lines 7 to 12, inclusive, and insert "a royalty on all minerals and mineral products extracted from the leased premises and sold, in the sum of".

Amendment No. 3

On page 1, line 16, of said bill, after "sold", insert ", whichever is the greater".

Amendments read, and adopted.

Bill ordered reprinted, and to third reading.

Senate Bill No. 68—An act to add Sections 446, 450, and 453 to the Education Code, relating to the qualifications and salaries of county superintendents of schools.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Education:

Amendment No. 1

On page 1, line 5, of the printed bill, after "administrator.", insert "The qualifications prescribed by this section do not apply to any person who, on the effective date of this section, was holding the position of county superintendent of schools, nor to such person for any subsequent terms to which he may be elected."

Amendment No. 2

On page 1 of said bill, strike out line 7, and insert "two hundred dollars ($4,200). The compensation provided by this section shall be paid to incumbents."

Amendment No. 3

On page 1, line 11, of said bill, after "administrator.", insert "The qualifications prescribed by this section do not apply to any person who, on the effective date of this section, was holding the position of county superintendent of schools, nor to such person for any subsequent terms to which he may be elected."

Amendment No. 4

On page 1 of said bill, strike out line 13, and insert "two hundred dollars ($4,200) The compensation provided by this section shall be paid to incumbents."

Amendment No. 5

On page 1, line 17, of said bill, after "administrator.", insert "The qualifications prescribed by this section do not apply to any person who, on the effective date of this section, was holding the position of county superintendent of schools, nor to such person for any subsequent terms to which he may be elected."

Amendment No. 6

On page 1 of said bill, strike out line 19, and insert "two hundred dollars ($4,200). The compensation provided by this section shall be paid to incumbents."

Amendments read, and adopted.

Bill ordered reprinted, and to third reading.

Senate Bill No. 100—An act to amend Section 4257 of the Political Code and Section 28128 of the Government Code, relating to compensation for public services in counties of the twenty-eighth class.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Municipal and County Government:

Amendment No. 1

Strike out lines 1, 2 and 3 of the title of the printed bill, and insert

"An act to amend Sections 4242 and 4257 of the Political Code and Sections 28113 and 28128 of the Government Code, relating to compensation for public services."

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendments is indicated by being enclosed within brackets.

Amendment No. 2

On page 1 of said bill, strike out line 1, and insert

"SECTION 1. Section 4242 of the Political Code is amended to read:

4242. In counties of the thirteenth class, the following shall receive as compensation for the services required of them by law or by virtue of their office, the following sums:

1. The county auditor, [four thousand five hundred dollars ($4,500)] *five thousand one hundred dollars ($5,100)* per annum.

2. The district attorney, [five thousand two hundred dollars ($5,200)] *six thousand dollars ($6,000)* per annum.

3. Each supervisor shall be paid a salary of four thousand five hundred dollars ($4,500) per annum for all personal services performed by him as supervisor, member of the board of equalization and road commissioner, and in addition thereto each supervisor shall receive his actual and necessary traveling expenses incurred in performing any of the duties of his office, the claim for which shall be allowed and paid out of the county general fund in the same manner as other claims are allowed and paid; provided, however, that the said traveling expenses exclusive of meals and hotel accommodations shall not exceed the sum of five cents ($0 05) per mile.

4. Each member of the grand jury shall be allowed four dollars ($4) for each day in attendance upon the sessions of the grand jury or for each day's active and necessary service as a member of any committee of the grand jury. Each grand juror shall be allowed mileage at the rate of five cents ($0 05) per mile for each and every mile actually and necessarily traveled in attendance upon and returning from meetings of the grand jury or any actual or necessary session of a grand jury committee, duly called by the secretary, or committee chairman; provided, no mileage shall be allowed outside of the county; for attending as a trial juror in the superior court, for each day's attendance per day two dollars ($2); for attending as a trial juror in the justice's court for each juror sworn to try the cause per day two dollars ($2); for each mile actually traveled in attending court as a juror, five cents ($0 05) per mile each way.

The compensation provided by this section shall be paid to incumbent officers.

SEC. 2. Section 4257 of the Political Code is amended".

Amendment No. 3

On page 2 of said bill, strike out line 15, and insert

"SEC. 3 Section 28113 of the Government Code is amended to read:

28113. In a county of the thirteenth class the following shall receive as compensation for the services required of them by law or by virtue of their offices the following sums:

(a) The county auditor, [four thousand five hundred dollars ($4,500)] *five thousand one hundred dollars ($5,100)* a year.

(b) The district attorney, [five thousand two hundred dollars ($5,200)] *six thousand dollars ($6,000)* a year.

(c) Each supervisor, four thousand five hundred dollars ($4,500) a year for all personal services performed by him as supervisor, member of the Board of Equalization, and road commissioner and his actual and necessary traveling expenses incurred in performing any of the duties of his office, the claim for which shall be allowed and paid out of the county general fund in the same manner as other claims are allowed and paid. The traveling expenses exclusive of meals and hotel accommodations shall not exceed five cents ($0.05) a mile.

(d) Each member of the grand jury shall be allowed four dollars ($4) for each day in attendance upon the sessions of the grand jury or for each day's active and necessary service as a member of any committee of the grand jury. Each grand juror shall be allowed mileage at the rate of five cents ($0.05) a mile for each mile actually and necessarily traveled in attendance upon and returning from meetings of the grand jury or any actual or necessary session of a grand jury committee duly called by the secretary or committee chairman, but no mileage shall be allowed outside of the county. For attending as a trial juror in the superior court, for each day's attendance, two dollars ($2); for attending as a trial juror in the justice's court for each juror sworn to try the cause, two dollars ($2) a day; for each mile actually traveled in attending court as a juror, five cents ($0.05) a mile each way.

The compensation provided by this section shall be paid to incumbent officers.

SEC. 4. Section 28128 of the Government Code is".

Amendment No. 4

On page 3 of said bill, strike out line 1, and insert

"SEC. 5. Sections 3 and 4 of this act become operative only if".

Amendment No. 5

On page 3 of said bill, strike out lines 4 and 5, and insert "the same time as said Title 3 takes effect; at which time Sections 4242 and 4257 of the Political Code are hereby repealed."

Amendments read, and adopted.

Bill ordered reprinted, and to third reading.

Senate Bill No. 114—An act to amend Section 2.6 of the Planning Act, relating to compensation of members of the commission.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Municipal and County Government:

Amendment No. 1

On page 1, line 10, of the printed bill, as amended in the Senate on March 20, 1947, after "city", insert "or of the county".

Amendment read, and adopted.

Bill ordered reprinted, and to third reading.

Senate Bill No. 386—An act to amend Section 4268 of the Political Code and Section 28139 of the Government Code, relating to compensation for public services in counties of the thirty-ninth class.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Municipal and County Government:

Amendment No. 1

On page 1, line 9, of the printed bill, as amended in the Senate on March 19, 1947, strike out all of line 9 after "annum."; strike out line 10; and strike out line 11 down to and including "county."

Amendment read, and adopted.

Bill ordered reprinted, and to third reading.

Senate Bill No. 389—An act to amend Section 4244 of the Political Code and Section 28115 of the Government Code, relating to compensation for public services in counties of the fifteenth class.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Municipal and County Government:

Amendment No. 1

On page 2, line 35, of the printed bill, as amended in the Senate on March 25, 1947, strike out "five", and insert "four".

Amendment No. 2

On page 2, line 36, of said bill, strike out "$8,500", and insert "$8,400".

Amendment No. 3

On page 2, line 37, of said bill, strike out "five", and insert "four".

Amendment No. 4

On page 2, line 38, of said bill, strike out "$8,500", and insert "$8,400".

Amendments read, and adopted.

Bill ordered reprinted, and to third reading.

Senate Bill No. 505—An act to amend Section 4259 of the Political Code and Section 28130 of the Government Code, relating to compensation for public services in counties.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Municipal and County Government:

Amendment No. 1

On page 2, line 3, of the printed bill, strike out "21830", and insert "28130".

Amendment read, and adopted.

Bill ordered reprinted, and to third reading.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, April 10, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed:

Assembly Bill No. 2654

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bill ordered enrolled.

SENATE CHAMBER, SACRAMENTO, April 10, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed:

Senate Bill No. 192
Senate Bill No. 209
Senate Bill No. 276
Senate Bill No. 347
Senate Bill No. 385
Senate Bill No. 416
Senate Bill No. 454
Senate Bill No. 455
Senate Bill No. 482
Senate Bill No. 486
Senate Bill No. 531
Senate Bill No. 631
Senate Bill No. 746
Senate Bill No. 808
Senate Bill No. 809
Senate Bill No. 810
Senate Bill No. 811
Senate Bill No. 812
Senate Bill No. 813
Senate Bill No. 814
Senate Bill No. 815
Senate Bill No. 816
Senate Bill No. 837
Senate Bill No. 840
Senate Bill No. 913
Senate Bill No. 971
Senate Bill No. 1213

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS (RESUMED)

The following bills were read the first time:

Senate Bill No. 192—An act to amend Section 2016 of the Welfare and Institutions Code, relating to aid to the aged.

Referred to Committee on Social Welfare.

Senate Bill No. 209—An act to amend Section 6357 of the Education Code, relating to rates of school district tax.

Referred to Committee on Education.

Senate Bill No. 276—An act to add Article 9, comprising Sections 20221 and 20222 to Chapter 1 of Division 10 of the Education Code, relating to the University of California Police.

Referred to Committee on Education.

Senate Bill No. 347—An act to add Section 13397.1 to the Health and Safety Code, relating to solvents in clothes cleaning establishments.

Referred to Committee on Public Health.

Senate Bill No. 385—An act to amend Section 573 of the Probate Code, relating to the power and duties of executors and administrators of estates in probate.

Referred to Committee on Judiciary.

Senate Bill No. 416—An act to amend Sections 120, 152, 311, 315, 340, 350, 381, 440, 460, 502, 561, 583, 584, 820, 900, 901, 951, 952, 953, 954, 960, 1121, 1130, 1133, 1134, 1135, 1152, 1153, 1171, 1201, 1210, 1221, 1411, 1421, 1422, 1425, 1481, 1524, 1525, 1621, 1631, 1633, 1720, 1731, 1751, 1753, 1760, 1770, 1771, 1800, 1910, 2000, 2002, and 2005 of the Municipal Utility District Act, to repeal Sections 154, 317, 1211, 1212, 1213, 1220, 1222 thereof, to repeal Article 2, Chapter 4, Part 3, comprising Section 470 thereof, to repeal Chapter 5, Part 6, comprising Sections 1500 to 1507, inclusive, thereof, and add a new Chapter 5, Part 6, comprising Sections 1500 to 1504, inclusive, thereto, and to add Sections 17, 26, 27, 28, 604, 950.5, 950.6, 1202, 1203, 1441, and 1772 thereto, relating to municipal utility districts.

Referred to Committee on Municipal and County Government.

Senate Bill No. 454—An act to add Section 6407 to the Health and Safety Code, relating to sanitary districts, declaring the urgency thereof to take effect immediately.

Referred to Committee on Municipal and County Government.

Senate Bill No. 455—An act to validate the formation, organization and existence of sanitary districts, declaring the urgency thereof to take effect immediately.

Referred to Committee on Municipal and County Government.

Senate Bill No. 482—An act to add Chapter 11, comprising Sections 6910 to 6913 to Division 6, Part 1 of the Health and Safety Code, to provide for the exclusion of a portion of a sanitary district under certain conditions.

Referred to Committee on Municipal and County Government.

Senate Bill No. 486—An act to amend Sections 29004 and 29022 of, and to add Sections 29030 and 29031 to, the Health and Safety Code, relating to dangerous drugs.

Referred to Committee on Public Health.

Senate Bill No. 531—An act to amend Section 185 of the Education Code, relating to traveling expenses of officers and employees of the Department of Education.

Referred to Committee on Education.

Senate Bill No. 631—An act to amend Sections 12 and 16 of the Construction and Employment Act, relating to county road or highway and sewage facility projects, and declaring the urgency thereof, to take effect immediately.

Referred to Committee on Municipal and County Government.

Senate Bill No. 746—An act to amend Section 12000 of the Government Code, relating to the salary of the Governor.

Referred to Committee on Governmental Efficiency and Economy.

Senate Bill No. 808—An act to add Part 2 of Division 15 of the Health and Safety Code, comprising Sections 21400 to 21409, inclusive, and to add Section 40012 thereto, thereby consolidating and revising the law relating to examinations of pregnant and recently delivered women for syphilis, and repealing acts and parts of acts specified therein.

Referred to Committee on Public Health.

Senate Bill No. 809—An act to repeal "An act to regulate the sale of eggs that have been shipped or imported into the State of California from any point or place outside of the United States, requiring the marking thereof by all persons selling or offering the same for sale, and fixing penalties for the violation of the same or of any of the provisions thereof," approved June 4, 1915, to repeal an act entitled "An act to regulate the sale of food and drink, the ingredients of which are in part composed of eggs shipped or imported into the State of California, from any point or place outside of the United States, requiring the marking of all bills of fare or menu cards placed on tables or counters in establishments preparing, serving or offering for sale any such food or drink, and fixing penalties for the violation of the same or of any of the provisions thereof," approved June 4, 1915, and to repeal an act entitled "An act to regulate the placing of cards in all packages or wrappers enclosing manufacturers' food products, before being sold or offered for sale, which are composed in part of eggs shipped or imported into the State of California, from any point or place outside of the United States, and fixing penalties for the violation of the same or of any of the provisions thereof," approved June 4, 1915, all relating to the sale of eggs and egg products.

Referred to Committee on Livestock and Dairies.

Senate Bill No. 810—An act to repeal an act entitled "An act for preventing the manufacture, sale or transportation of adulterated, mislabeled or misbranded foods and liquors and regulating the traffic therein, providing penalties, establishing a state laboratory for foods; liquors and drugs and making an appropriation therefor," approved March 11, 1907, and an act entitled "An act to provide against the adulteration of food and drugs," approved March 26, 1895, relating to the adulteration of foods and drugs.

Referred to Committee on Public Morals.

Senate Bill No. 811—An act to repeal an act entitled "An act to prohibit within certain limits the mooring and anchoring of house-boats in rivers and streams, and the maintaining of privies, vaults, cesspools, sewer pipes and conduits on the banks of rivers and streams, and providing for punishment for violation thereof, declaring such acts to be public nuisances, and providing for the abatement of such nuisances," approved March 6, 1909.

Referred to Committee on Municipal and County Government.

Senate Bill No. 812—An act to add Chapter 10, comprising Sections 28500 to 28509, to Division 21 of the Health and Safety Code, and to add Section 40018 thereto, thereby consolidating and revising the law relating to the sale and use of sulphur containing arsenic, and repealing acts and parts of acts specified therein.

Referred to Committee on Public Health.

Senate Bill No. 813—An act to add Chapter 8, comprising Sections 28360 to 28455, inclusive, to Division 21 of the Health and Safety Code, and to add Section 40016 thereto, thereby consolidating and revising the law relating to canneries, and repealing acts and parts of acts specified therein.

Referred to Committee on Public Health.

Senate Bill No. 814—An act to add Chapter 9, comprising Sections 28475 to 28488, inclusive, to Division 21 of the Health and Safety Code, and to add Section 40017 thereto, thereby consolidating and revising the law relating to the manufacture, sale and use of olive oil, and repealing acts and parts of acts specified therein.

Referred to Committee on Public Health.

Senate Bill No. 815—An act to add Part 1 of Division 15 to the Health and Safety Code, comprising Sections 21000 to 21386, inclusive, and to add Section 40011 thereto, thereby consolidating and revising the law relating to the care and control of venereal disease, and repealing acts and parts of acts specified therein.

Referred to Committee on Public Health.

Senate Bill No. 816—An act to add Chapter 6, comprising Sections 28190 to 28254, inclusive, to Division 21 of the Health and Safety Code, and to add Section 40014 thereto, thereby consolidating and revising the law relating to bakeries and bakery products, and repealing acts and parts of acts specified therein.

Referred to Committee on Public Health.

Senate Bill No. 837—An act to add Chapter 8 to Division 10 of the Education Code, relating to state cerebral palsy schools.

Referred to Committee on Education.

Senate Bill No. 840—An act to amend the heading of Article 12 of Chapter 7 of Division 4 of the Education Code and to amend Sections 9176 and 9178 of said code, all relating to federal programs.

Referred to Committee on Education.

Senate Bill No. 913—An act to amend Section 30204 and to add Sections 30204.1, 30204.2, 30204.3, 30204.4, 30204.5, and 30357 to the Streets and Highways Code, relating to additional toll bridges and other toll highway crossings.

Referred to Committee on Transportation and Commerce.

Senate Bill No. 971—An act to amend Section 10 of the Political Code, relating to holidays.

Referred to Committee on Judiciary.

Senate Bill No. 1213—An act to add Section 18721.1 to the Education Code, relating to the sale of personal property.

Referred to Committee on Education.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

The following resolution was offered:

Assembly Concurrent Resolution No. 63: By Messrs. Debs, Waters, M. Philip Davis, Collier, Conrad, Clayton A. Dills, Hawkins, Hinton, Huyck, McMillan, and Elliott—Relative to approving 12 certain amendments to the charter of the City of Los Angeles, a municipal corporation, in the County of Los Angeles, State of California, voted for and ratified by the electors of said city at a general municipal election held therein on the first day of April, 1947.

Referred to Committee on Rules.

Motion to Place Rush Order Upon the Printing of Assembly Concurrent Resolution No. 63

Mr. Debs moved that a rush order be placed upon the printing of Assembly Concurrent Resolution No. 63.

Motion carried.

REPORTS OF STANDING COMMITTEES

Committee on Civil Service and State Personnel

ASSEMBLY CHAMBER, SACRAMENTO, April 11, 1947

MR. SPEAKER: Your Committee on Civil Service and State Personnel, to which were referred:

Assembly Bill No. 841
Senate Bill No. 647

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

GANNON, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 11, 1947

MR. SPEAKER: Your Committee on Civil Service and State Personnel, to which was referred:

Assembly Bill No. 2533

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

GANNON, Chairman

Above reported bill ordered to second reading.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, April 10, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed:

Senate Bill No. 1553

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS (RESUMED)

The following bill was read the first time:

Senate Bill No. 1553—An act making an appropriation for expenses of Members of the Senate pursuant to Section 352 of the Political Code.

Request for Unanimous Consent

Mr. Dickey asked for, and was granted, unanimous consent to take up Senate Bill No. 1553, at this time, without reference to committee or file.

CONSIDERATION OF SENATE BILL NO. 1553

Resolution to Suspend Constitutional Provision

The following resolution was offered:

By Mr. Dickey:

Resolved, That Senate Bill No. 1553 presents a case of urgency, as that term is used in Article IV, Section 15, of the Constitution, and the provision of that section requiring that the bill be read on three several days in each house is hereby dispensed with, and it is ordered that said bill be read the second and third times, and placed upon its passage.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Robertson, Sheridan, Sherwin, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—70.

NOES—None.

Article IV, Section 15, of the Constitution was declared suspended.

Senate Bill No. 1553—An act making an appropriation for expenses of Members of the Senate pursuant to Section 352 of the Political Code.

Bill read second time.

Senate Bill No. 1553—An act making an appropriation for expenses of Members of the Senate pursuant to Section 352 of the Political Code.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Robertson, Sheridan, Sherwin, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—70.

NOES—None.

Bill ordered transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT THAT ASSEMBLY BILL NO. 610 BE WITHDRAWN FROM FILE, AND BE RE-REFERRED

Mr. Erwin asked for, and was granted, unanimous consent that Assembly Bill No. 610 be withdrawn from the third reading file, and be re-referred to the Committee on Fish and Game.

REPORTS OF STANDING COMMITTEES

Committee on Industrial Relations

ASSEMBLY CHAMBER, SACRAMENTO, April 10, 1947

MR. SPEAKER: Your Committee on Industrial Relations, to which were referred:

Assembly Bill No. 390
Assembly Bill No. 391

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

LYONS, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 10, 1947

MR. SPEAKER: Your Committee on Industrial Relations, to which was referred:

Assembly Bill No. 500

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

LYONS, Chairman

Above reported bill ordered to second reading.

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, April 11, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 667	Assembly Bill No. 879
Assembly Bill No. 670	Assembly Bill No. 928
Assembly Bill No. 745	Assembly Bill No. 1017
Assembly Bill No. 787	Assembly Bill No. 1127
Assembly Bill No. 818	Assembly Bill No. 1418
Assembly Bill No. 846	Assembly Bill No. 1786

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

CONSIDERATION OF DAILY FILE (RESUMED)

UNFINISHED BUSINESS

CONSIDERATION OF SENATE AMENDMENTS

Assembly Bill No. 100—An act to amend Sections 971 and 992.1 of the Military and Veterans Code, relating to assistance to families of deceased veterans.

The question being: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 100?

Amendment No. 1

In line 1 of the title of the printed bill, as amended in the Assembly on March 26, 1947, strike out "Sections 971 and 992.1", and insert "Section 971".

The roll was called, and the Assembly concurred in Senate amendment to Assembly Bill No. 100 by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Rosenthal, Sheridan, Sherwin, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—68.

NOES—None.

Assembly Bill No. 100 ordered enrolled.

Speaker Pro Tempore Presiding

At 10.20 a.m., Hon. Thomas A. Maloney, Speaker pro Tempore of the Assembly, presiding.

RECONSIDERATION OF ASSEMBLY BILL NO. 537

In compliance with a notice given on a previous day, Mr. George D. Collins moved that the vote whereby Assembly Bill No. 537 was passed be reconsidered.

Request for Unanimous Consent to Read Letter

Mr. Kirkwood asked for unanimous consent that he be permitted to read a letter relating to Assembly Bill No. 537.

Mr. Dickey withheld unanimous consent.

Point of Order

Mr. Beck arose to the following point of order: That during a debate any argument may be presented.

Ruling by Speaker

Speaker pro Tempore Maloney ruled the point of order well taken.

Mr. Kirkwood read the above mentioned letter.

The question being on the reconsideration of Assembly Bill No. 537.

The roll was called, and Assembly Bill No. 537 reconsidered by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Dunn, Elliott, Erwin, Evans, Field, Gaffney, Gannon, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—69.

NOES—None.

Motion to Print Letter in Journal

Mr. M. Philip Davis moved that the letter, as read by Mr. Kirkwood, be ordered printed in the Journal.

Point of Order

Mr. Beck arose to the following point of order: That, pursuant to the order of business, we are not on motions and resolutions.

Ruling by Speaker

Speaker pro Tempore Maloney ruled the point of order well taken.

MOTION TO SET SPECIAL ORDER

Mr. Dunn moved that Assembly Bill No. 2120 be made a special order of business for Monday, April 14, 1947, at 11.30 a.m.

Mr. Ralph C. Dills seconded the motion.

Motion carried.

REQUEST FOR UNANIMOUS CONSENT THAT STATEMENT BE PRINTED IN THE JOURNAL

Mr. Dunn asked for, and was granted, unanimous consent that the following statement by Mr. Henry W. Magnuson be ordered printed in the Journal, in 10-point type:

STATEMENT BY MR. HENRY W. MAGNUSON

Chairman and Gentlemen of the Committee

As a preliminary to a discussion of the major provisions of Assembly Bill No. 2120, I should like briefly to review the provisions of Constitutional Amendment No. 3.

Constitutional Amendment No. 3 provides for one school fund in place of the several funds incorporated in the Constitution before the passage of this amendment; also, that the State shall provide $120 per average daily attendance; a $90 average daily attendance guarantee to each district; a provision that no full-time certificated person is to receive less than $2,400 per year; no district to receive less than $2,400; and defines the School System as embracing kindergarten through grade 14.

Also, as a preliminary to the presentation of Assembly Bill No. 2120, I should like to indicate the membership of the committee of approximately 40 educational and lay members whose recommendations are incorporated in Assembly Bill No. 2120. This group consists of representatives of the school trustees, all levels of education, county superintendents, city superintendents, Parent Teachers Associations, California Teachers Association, large and small districts, heads of all the education professional sections and representatives of the State Department of Education. Assembly Bill No. 2120 was the result of a number of meetings of this group. Over 20 apportionment plans were computed in their entirety before agreement on Assembly Bill No. 2120. This was necessary in order to determine the operation of the proposed plans in terms of each of the school districts in California.

The following is a resume of the major provisions of Assembly Bill No. 2120:

The bill provides for (1) a foundation program, (2) a district participating tax and (3) basic support as indicated in the constitutional amendment.

A foundation program for a given educational level is the most adequate state-wide program which can be financed by the moneys available from state and specified district support.

As an example of the manner in which this operates, let me indicate a typical case: Using a district with a $10,000 assessed valuation per average daily attendance, which is approximately the average assessed valuation per average daily attendance for the elementary districts of the State; first, the $145 foundation program is set up; second, a 45-cent tax rate is computed on 90 percent of the $10,000 assessed valuation which results in a figure of $40.50. This $40.50 is subtracted from the $145, which leaves $104.50, which is the financial support given this district by the State. Of this $104.50, $90 is indicated as basic support and $14.50 as equalization.

Special provision is made for small elementary districts below 83 average daily attendance. This schedule is given below:

A.D.A.	*Amount*	
0–12	$3,000	
13	3,025	
14	3,075	
15	3,125	
16	3,175	
17	3,225	
18	3,275	
19	3,325	
20	3,375	
21	3,425	
22	3,475	
23	3,525	
24	3,575	
25	3,625	(25 x $145)
26–37	6,000	
38	6,050	
39	6,150	
40	6,250	
41	6,350	
42	6,450	
43	6,550	
44	6,650	
45	6,750	
46	6,850	
47	6,950	
48	7,050	
49	7,150	
50	7,250	(50 x $145)
51–62	9,000	
63	9,135	
64	9,280	
65	9,425	
66	9,570	
67	9,715	
68	9,860	
69	10,005	
70	10,150	
71	10,295	
72	10,440	
73	10,585	
74	10,730	
75	10,875	(75 x $145)
76-82	12,000	
83 and over	145 x A.D.A.	

Districts within a union are to be considered as at present; that is, elementary districts within the union are to be considered as separate elementary districts for purposes of computing apportionments. Special provision is made for transportation of pupils both in the elementary and

secondary fields. This operates as follows: A 2-cent tax is computed on the assessed valuation of the district. This amount is subtracted from the total transportation bill of the district exclusive of capital outlay for transportation. The remainder is divided by two, the State supplying one-half of the cost, the district the other one-half. The amount for transportation provided by the State is not to exceed $2 times the average daily attendance of grades kindergarten through 12. In order to participate in this program, districts are required to have levied within 1 cent of their maximum tax rate.

During the Fiscal Year 1946-47, each 120 minutes of attendance, exclusive of recess, in the kindergarten is counted as a day of attendance. This is the present statutory definition of kindergarten average daily attendance. However, no state support was afforded kindergarten a.d.a. before passage of the constitutional amendment. During the Fiscal Years 1947-48 and 1948-49, a district which maintains two kindergarten classes on the same day, taught by the same teachers, the minimum school day for each such class shall be 130 minutes, inclusive of recess. Except for the Fiscal Year 1946-47, in which 120 minutes of attendance, exclusive of recess, will constitute one a.d.a. each 180 minutes of attendance shall constitute one a.d.a. for apportionment purposes. Thus districts maintaining kindergarten for the minimum day of 130 minutes, inclusive of recess, will receive 130/180 of an a.d.a.

The high school plan calls for a $175 foundation program; a 32-cent participating tax rate; and a $90 guarantee; and $1,000 per year maintained, with the exception of special assistance for small high schools, which is indicated as follows:

For high schools with an a.d.a. of less than 100, $2,500 per year maintained; a.d.a. of 100-109, $2,400. As the a.d.a. increases 10 units of a.d.a., the amount per year maintained is decreased $100 until $1,000 per year maintained is reached at 240 a.d.a. In order to participate in this program, high schools are required to levy within 10 cents of their maximum tax rate.

Transportation is the same provision as I indicated for the elementary schools.

There is also a provision that no high school district of less than 600 a.d.a. is to receive less than in the year 1946-47. A similar provision applies to elementary districts of less than 100 a.d.a.

There are no district allocations for classes for adults. Classes for adults come under the level in which they are taught; that is, adult education classes in high school are to be considered as high school a.d.a. and adult classes in junior colleges as junior college a.d.a. Evening high schools receive a flat apportionment of $4,000; i. e., the equivalent of the $1,000 per year for a four-year day high school. Classes for adults, evening high school and junior college classes and continuation education classes are to be apportioned money on the basis of 180 minutes per day constituting an average day of attendance.

The junior college program calls for a foundation program of $200 per a.d.a., a participating tax rate of 20 cents and $1,000 per year maintained.

Average daily attendance in the day junior colleges is to be based on 180 minutes per day as at present. Average daily attendance in grades

11 and 12 of four-year junior colleges is computed the same as junior college a.d.a. but the apportionment is based on the high school foundation of $175. The bill also provides that junior college grades 13 and 14 may earn up to 1⅓ a.d.a. for these grades. There is an apportionment of $2,000 for evening junior colleges; i.e., the equivalent of $1,000 per year for grades 13 and 14 of a day junior college. Evening schools may consist of classes for adults.

Miscellaneous provisions are as follows:

The money to be used for transportation of elementary and high school pupils is to be set aside by multiplying the a.d.a. of grades kindergarten through 12 by $2. Any of this money not so used is to be set aside as an emergency fund to aid distressed districts; i.e., districts that are within 1 cent of their maximum tax rate and who have shown to the satisfaction of the Superintendent of Public Instruction the need for an emergency apportionment because of an emergency condition existing in the district.

Elementary school supervision units are set up at $2,400 per unit. The basis upon which this fund is apportioned is the same as the present statutory provision except $2,400 is used per supervision unit instead of $1,570. This is to conform to the $2,400 minimum salary level incorporated in the constitutional amendment.

The county services fund is set aside by multiplying the a.d.a. of all levels by $3. This money is to be apportioned by the Superintendent of Public Instruction on the basis of need as indicated in the county superintendent's budget request. This fund takes the place of three former funds, the unapportioned county elementary school fund, the unapportioned county high school fund and the county elementary school supervision fund.

Average daily attendance for all levels is defined as follows: The total days of attendance of a pupil upon a regular full-time day kindergarten, elementary school, high school or junior college, during the fiscal year shall be the number of days school was actually taught for not less than the minimum school day during the fiscal year, less the sum of his absences due to causes other than his illness.

The bill calls for aid for physically handicapped minors in addition to the $120 per a.d.a. This is in line with the old statutory provisions which called for aid for physically handicapped minors in addition to the regular apportionment.

The bill also calls for one $2,400 allocation to each county toward the payment of the county superintendent's salary.

Assembly Bill No. 2120 provides that not less than 85 percent of all moneys apportioned to a school district from the State School Fund, exclusive of the amounts which are allowed for pupil transportation during any fiscal year, must be expended during the same fiscal year for the payment of salaries of persons employed by the district in positions requiring certification qualifications.

HENRY W. MAGNUSON
Chief, Division of Research and Statistics
State Department of Education

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS (RESUMED)
CONSIDERATION OF SENATE AMENDMENTS

Assembly Bill No. 1121—An act to amend Section 14797 of the Revenue and Taxation Code, relating to maximum commissions that may be retained by county treasurers out of inheritance taxes.

The question being: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 1121?

Amendment No. 1

On page 1, line 15, of the printed bill, as amended in the Assembly on March 21, 1947, strike out "five thousand dollars ($5,000)", and insert "seven thousand five hundred dollars ($7,500)".

The roll was called, and the Assembly concurred in Senate amendment to Assembly Bill No. 1121 by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—69.

NOES—None.

Assembly Bill No. 1121 ordered enrolled.

REPORTS OF STANDING COMMITTEES

Committee on Revenue and Taxation

ASSEMBLY CHAMBER, SACRAMENTO, April 11, 1947

MR. SPEAKER: Your Committee on Revenue and Taxation, to which was referred: Assembly Bill No. 487

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

HOLLIBAUGH, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 11, 1947

MR. SPEAKER: Your Committee on Revenue and Taxation, to which was referred: Assembly Bill No. 1311

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

HOLLIBAUGH, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 11, 1947

MR. SPEAKER: Your Committee on Revenue and Taxation, to which was referred: Assembly Bill No. 449

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

HOLLIBAUGH, Chairman

Above reported bill ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 11, 1947

MR. SPEAKER: Your Committee on Revenue and Taxation, to which were referred:

Assembly Bill No. 860
Assembly Bill No. 1312
Assembly Bill No. 1839

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

HOLLIBAUGH, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 11, 1947

MR. SPEAKER: Your Committee on Revenue and Taxation, to which was referred:

Assembly Bill No. 1523

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be re-referred to Committee on Ways and Means.

HOLLIBAUGH, Chairman

Above reported bill referred to Committee on Ways and Means.

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, April 11, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Constitutional Amendment No. 2
Assembly Constitutional Amendment No. 11
Assembly Constitutional Amendment No. 27
Assembly Constitutional Amendment No. 32
Assembly Constitutional Amendment No. 38

And reports the same correctly engrossed.

WEBER, Chairman

Above reported resolutions ordered on file for adoption.

Committee on Transportation and Commerce

ASSEMBLY CHAMBER, SACRAMENTO, April 10, 1947

MR. SPEAKER: Your Committee on Transportation and Commerce, to which was referred:

Assembly Bill No. 983

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

BURNS, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 10, 1947

MR. SPEAKER: Your Committee on Transportation and Commerce, to which was referred:

Assembly Bill No. 1275

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

BURNS, Chairman

Above reported bill ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 10, 1947

MR. SPEAKER: Your Committee on Transportation and Commerce, to which was referred:

Assembly Bill No. 2268

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

BURNS, Chairman

Above reported bill ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 10, 1947

MR. SPEAKER: Your Committee on Transportation and Commerce, to which were referred:

Assembly Bill No. 147
Assembly Bill No. 148
Assembly Bill No. 164
Assembly Bill No. 166
Assembly Bill No. 568
Assembly Bill No. 2358

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

BURNS, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 10, 1947

MR. SPEAKER: Your Committee on Transportation and Commerce, to which were referred:

Assembly Bill No. 145
Assembly Bill No. 1213
Assembly Bill No. 1991

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-reter to the committee.

BURNS, Chairman

Above reported bills ordered to second reading.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 398—An act to amend Section 690 of the Elections Code, relating to election officers.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinton, Huyck, James, Johnson, Kirkwood, Knight, Loomis, Lyons, Maloney, McMillan, Miller, Niehouse, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—63.

NOES—None.

Bill ordered transmitted to the Senate.

RECESS

At 11 a.m., on motion of Mr. Dickey, the Assembly recessed until 11.10 a.m.

REASSEMBLED

At 11 10 a.m., the Assembly reconvened.

Hon. Thomas A. Maloney, Speaker pro Tempore of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

REPORTS OF STANDING COMMITTEES

Committee on Education

ASSEMBLY CHAMBER, SACRAMENTO, April 11, 1947

MR. SPEAKER: *Your Committee on Education, to which was referred:*

Assembly Bill No. 325

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

DUNN, Chairman

Above reported bill ordered to second reading.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1530—An act to amend Section 20301 of the Education Code and to add Section 20429.1 to said code, relating to the state colleges.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hawkins, Hinckley, Hinton, Hollibaugh, James, Johnson, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, Miller, Niehouse, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—66.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1074—An act to amend Section 8401 of the Education Code, relating to the establishment of kindergartens.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cramer, Crichton, Crowley, Lester T. Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Field, Fletcher, Geddes, Grant, Grunsky, Hawkins, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Loomis, Luckel, Lyons, Maloney, Niehouse, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—60.

NOES—Gaffney, Lowrey, and Robertson—3.

Bill ordered transmitted to the Senate.

Hon. Lester A. McMillan Presiding

At 11.23 a m., Hon. Lester A. McMillan, Member of the Assembly from the Sixty-first District, presiding.

MOTION TO INVESTIGATE CHARGES IN LETTER

Mr. Kirkwood moved that the Interim Committee of the Committee on Governmental Efficiency and Economy be authorized to investigate the charges contained in the letter previously read by Mr. Kirkwood.

Mr. Sam L. Collins seconded the motion.

~~Motion carried unanimously.~~

On April 15, 1947, the above record was expunged, and the action rescinded, whereby the Assembly on this day authorized the Interim Committee on Governmental Efficiency and Economy to investigate the charges contained in the letter previously read by Mr. Kirkwood.

Hon. Ralph C. Dills Presiding

At 11.25 a.m., Hon. Ralph C. Dills, Member of the Assembly from the Sixty-ninth District, presiding.

CONSIDERATION OF DAILY FILE (RESUMED)

CONSIDERATION OF HOUSE RESOLUTION NO. 122

House Resolution No. 122

Resolved by the Assembly of the State of California, That the Chief Clerk of the Assembly be directed to have printed as a separate document, 5,000 copies of the full

Report of the Joint Interim Committee on Un-American Activities as printed in the Assembly Journal of March 24, 1947, and made available for Members of the Assembly.

Resolution read.

Motion to Amend

Mr. Beck moved the adoption of the following amendment:

Amendment No. 1

At the end of said resolution, as introduced on March 24, 1947, add the following sentence: "This resolution shall not be effective unless material printed therein concerning Assemblymen Hawkins and McMillan is deleted."

Amendment read.

Motion to Set Special Order

Mr. Gannon moved that the amendment by Mr. Beck to House Resolution No. 122 be made a special order of business for Tuesday, April 15, 1947, at 11 a.m.

Motion lost for lack of a second.

Point of Order

Mr. Rosenthal arose to the following point of order: That Mr. Gannon is not speaking to the question.

Ruling by Speaker

Acting Speaker Ralph C. Dills ruled the point of order well taken.

Speaker Pro Tempore Presiding

At 11.35 a.m., Hon. Thomas A. Maloney, Speaker pro Tempore of the Assembly, presiding.

The question being on the adoption of the amendment offered by Mr. Beck to House Resolution No. 122.

Motion to Refer Amendment, and to Re-Refer House Resolution No. 122 to Committee on Rules

Mr. Sherwin moved that the amendment offered by Mr. Beck to House Resolution No. 122 be referred to the Committee on Rules; and that House Resolution No. 122 be re-referred to the Committee on Rules.

Mr. Stewart seconded the motion.

Demand for Previous Question

Messrs. Robertson, Doyle, Silliman, Sheridan, and Hinton demanded the previous question.

Demand for previous question sustained.

The question being on the motion to refer the amendment offered by Mr. Beck to House Resolution No. 122 and to re-refer House Resolution No. 122 to the Committee on Rules.

The roll was called, and the motion carried by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D Collins, Conrad, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dolwig, Doyle, Dunn, Field, Fletcher, Gaffney, Gannon, Grant, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, Niehouse, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thurman, Waters, Weber, and Wollenberg—55.

NOES—Clayton A. Dills, Ralph C. Dills, Elliott, Evans, Geddes, Grunsky, Heisinger, Miller, Rosenthal, Thomas, and Thorp—11.

Hon. C. Don Field Presiding

At 12 m., Hon. C. Don Field, Member of the Assembly from the Forty-third District, presiding.

REQUEST FOR UNANIMOUS CONSENT THAT ASSEMBLY BILL NO. 1923 BE WITHDRAWN FROM COMMITTEE ON EDUCATION, AND BE RE-REFERRED

Mr. Ralph C. Dills asked for, and was granted, unanimous consent that Assembly Bill No. 1923 be withdrawn from the Committee on Education, and be re-referred to the Committee on Military Affairs.

MEMBER EXCUSED

Mr. Berry asked for, and was granted, unanimous consent that Mr. O'Day be excused for the balance of the legislative day, because of legislative business elsewhere.

RESOLUTIONS

The following resolution was offered:

By Messrs. Waters, Evans, Brown, Sheridan, Robertson, and Huyck:

House Resolution No. 143

Relative to the Fourth of July

WHEREAS, It has been the custom of this Assembly suitably to observe the holidays which occur while the Legislature is in session; and

WHEREAS, It is evident from the lack of progress on the mass of legislation now confronting it that the Legislature will be in session on the Fourth of July and later; and

WHEREAS, It is rarely the occasion that the Assembly is in position as a body to mark the most important of the national holidays, the anniversary of the birth of our Republic, and the rarity of such opportunity and the importance of the day combine to make it desirable that particular efforts be made for appropriate celebration thereof; now, therefore, be it

Resolved by the Assembly of the State of California, That the Speaker of the Assembly shall appoint a committee of five Members of the Assembly as a Select Committee on the Fourth of July, and that said committee shall have the following powers:

1. To provide that on the Fourth of July the Assembly Chamber is appropriately decorated

2. To secure the services of a speaker accomplished in the art of oratory to deliver a Fourth of July oration in the traditional manner.

3. To invite the attendance of the Governor, Lieutenant Governor, the Members of the Senate, and other public officials and leading citizens.

4 To do any and all other things necessary to accomplish the suitable and adequate commemoration of the Fourth of July, 1947.

Resolution read, and referred to the Committee on Rules.

RECESS

At 12.10 p.m., on motion of Mr. Dickey, the Assembly recessed until 2 p.m.

REASSEMBLED

At 2 p.m., the Assembly reconvened.

Hon. Thomas A. Maloney, Speaker pro Tempore of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, April 11, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 213
Assembly Bill No. 253
Assembly Bill No. 677

And reports the same correctly re-engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, April 11, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed, as amended:

Assembly Bill No. 2263

And respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bill ordered to unfinished business file.

SENATE CHAMBER, SACRAMENTO, April 11, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed:

Assembly Bill No. 67
Assembly Bill No. 130
Assembly Bill No. 224
Assembly Bill No. 228
Assembly Bill No. 993
Assembly Bill No. 994
Assembly Bill No. 995
Assembly Bill No. 1091
Assembly Bill No. 1416
Assembly Bill No. 2016

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bills ordered enrolled.

REPORTS OF STANDING COMMITTEES

Committee on Industrial Relations

ASSEMBLY CHAMBER, SACRAMENTO, April 10, 1947

MR SPEAKER: Your Committee on Industrial Relations, to which was referred:

Assembly Bill No. 259

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

LYONS, Chairman

Above reported bill ordered to second reading.

MEMBERS EXCUSED

At 2.04 p.m., Mr. M. Philip Davis asked for, and was granted, unanimous consent that Mr. Butters be granted leave of absence for the balance of the legislative day, because of legislative business elsewhere.

At 2.05 p.m., by unanimous consent, the absence of the following members is noted, because they are attending a meeting of a Subcommittee on Agricultural Fairs:

Messrs. Beck, Boyd, Lester T. Davis, Geddes, Kirkwood, Cramer, and Stephenson.

CALL OF THE ASSEMBLY

Mr. Heisinger moved a call of the Assembly.

Motion carried. Time, 2.06 p.m.

The Speaker directed the Sergeant-at-Arms to close the doors, and to bring in the following absent members:

Allen, Anderson, Beck, Berry, Blosser, Boyd, Butters, Caldecott, Carey, George D. Collins, Cooke, Cramer, Crowley, Lester T. Davis, Debs, Clayton A. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Hahn, Hinckley, James, Kirkwood, Knight, Loomis, Lowrey, McCollister, McMillan, Miller, O'Day, Price, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thorp, Thurman, Waters, and Weber—50.

PROCEEDINGS UNDER CALL OF THE ASSEMBLY BY UNANIMOUS CONSENT

TEMPORARY SUSPENSION OF ASSEMBLY RULE NO. 85

Mr. Heisinger asked for, and was granted, unanimous consent that Assembly Rule No. 85 be temporarily suspended for the purpose of placing a call of the Assembly on any matter on file.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, April 11, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed:

Senate Bill No. 1131

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS (RESUMED)

The following bill was read the first time:

Senate Bill No. 1131—An act to amend Section 22 of the Agricultural Code, relating to the powers of the Director of Agriculture.

Referred to Committee on Livestock and Dairies.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, April 11, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted:

Senate Joint Resolution No. 3
Senate Joint Resolution No. 6
Senate Concurrent Resolution No. 30

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS (RESUMED)

The following resolutions were read:

Senate Joint Resolution No. 3—Relative to memorializing Congress to increase federal aid to the Veterans' Home of California, at Yountville.

Referred to Committee on Rules.

Senate Joint Resolution No. 6—Relative to memorializing and petitioning the President and Congress of the United States to pass appropriate legislation to enable veterans who obtained guaranteed loans prior to December 28, 1945, to come within provisions of Public Law 268.

Referred to Committee on Rules.

Senate Concurrent Resolution No. 30—Relative to creating an Interim Committee on Remodeling the State Capitol.

Referred to Committee on Rules.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, April 11, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted:

Assembly Concurrent Resolution No. 15
Assembly Concurrent Resolution No. 16
Assembly Concurrent Resolution No. 17
Assembly Concurrent Resolution No. 18
Assembly Concurrent Resolution No. 19
Assembly Concurrent Resolution No. 26
Assembly Concurrent Resolution No. 32
Assembly Concurrent Resolution No. 52
Assembly Concurrent Resolution No. 62

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above resolutions ordered enrolled.

Hon. Ralph C. Dills Presiding

At 2.20 p.m., Hon. Ralph C. Dills, Member of the Assembly from the Sixty-ninth District, presiding.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1171—An act to add Section 2056 to the Harbors and Navigation Code, relating to the termination of contracts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Berry, Blosser, Brady, Brown, Burke, Burns, Caldecott, Clarke, Collier, George D. Collins, Conrad, Crichton, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Evans, Fletcher, Gaffney, Grant, Grunsky, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Niehouse, Silliman, Stewart, Thomas, Thompson, Thurman, Wollenberg, and Mr. Speaker—47.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1174—An act to amend Section 3006 of the Harbors and Navigation Code, relating to deposit of dredge spoil.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Caldecott, Clarke, Collier, George D. Collins, Conrad, Crichton, M. Philip Davis, Debs, Clayton A. Dills, Ralph C. Dills, Doyle, Elliott, Evans, Fletcher, Gaffney, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Niehouse, Silliman, Stewart, Thomas, Thompson, Thurman, Wollenberg, and Mr. Speaker—48.

NOES—Dickey—1.

Notice of Motion to Reconsider Assembly Bill No. 1174

Mr. Dickey gave notice that on the next legislative day he would move to reconsider the vote whereby Assembly Bill No. 1174 was this day passed.

Assembly Bill No. 1178—An act to amend Section 1700 of the Harbors and Navigation Code, and to add Section 1700.5 thereto, relating to the Board of State Harbor Commissioners for San Francisco Harbor.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Caldecott, Clarke, Collier, George D. Collins, Conrad, Crichton, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Evans, Fletcher, Gaffney, Grant, Grunsky, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Niehouse, Silliman, Stewart, Thomas, Thompson, Thurman, Weber, Wollenberg, and Mr. Speaker—49.
NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1180—An act to amend Section 1708 of the Harbors and Navigation Code, relating to reports to the Governor.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Caldecott, Clarke, Collier, George D. Collins, Conrad, Crichton, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Evans, Fletcher, Gaffney, Grant, Grunsky, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Niehouse, Silliman, Stewart, Thomas, Thompson, Thurman, Weber, Wollenberg, and Mr. Speaker—49.
NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 450—An act to amend Section 255 of the Revenue and Taxation Code, relating to affidavits for exemptions.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Caldecott, Clarke, Collier, George D. Collins, Conrad, Crichton, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Evans, Fletcher, Gaffney, Grant, Grunsky, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Niehouse, Silliman, Stewart, Thomas, Thompson, Thurman, Weber, Wollenberg, and Mr. Speaker—49.
NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1493—An act to amend Sections 20019, 20306, 20457, 20458, 20492, 20606, 20607, 20608, and 20803 of, and to add Section 20021.5 to, the Government Code, relating to the State Employees' Retirement System, and providing for the inclusion of county peace officers therein.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Caldecott, Clarke, Collier, George D. Collins, Conrad, Crichton, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Rosenthal, Silliman, Stewart, Thomas, Thompson, Thurman, Weber, Wollenberg, and Mr. Speaker—51.
NOES—None.

Bill ordered transmitted to the Senate.

BILLS WITHDRAWN FROM ACTIVE FILE, AND PLACED ON THE INACTIVE FILE

Assembly Bill No. 1473, on motion of Mr. Dickey.
Assembly Bill No. 1475, on motion of Mr. Dickey.
Assembly Bill No. 1476, on motion of Mr. Dickey.
Assembly Bill No. 1477, on motion of Mr. Dickey.
Assembly Bill No. 1478, on motion of Mr. Dickey.
Assembly Bill No. 1479, on motion of Mr. Dickey.
Assembly Bill No. 1480, on motion of Mr. Dickey.
Assembly Bill No. 1472, on motion of Mr. Dickey.
Assembly Bill No. 1474, on motion of Mr. Dickey.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1490—An act to amend Section 640 of the Vehicle Code, relating to lights on vehicles.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Bennett, Blosser, Brady, Brown, Burke, Burns, Caldecott, Clarke, Collier, George D. Collins, Conrad, Crichton, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Rosenthal, Silliman, Stewart, Thomas, Thompson, Thurman, Weber, Wollenberg, and Mr. Speaker—54.
NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 213—An act to add Section 44.11 to the Vehicle Code, relating to authorized emergency vehicles.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Bennett, Blosser, Brady, Brown, Burke, Burns, Caldecott, Clarke, Collier, George D. Collins, Conrad, Crichton, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Rosenthal, Silliman, Stewart, Thomas, Thompson, Thurman, Weber, Wollenberg, and Mr. Speaker—54.
NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 677—An act to amend Section 1170 of the Harbors and Navigation Code, relating to pilotage rates.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Bennett, Blosser, Brady, Brown, Burke, Burns, Caldecott, Clarke, Collier, George D. Collins, Conrad, Crichton, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Rosenthal, Silliman, Stewart, Thomas, Thompson, Thurman, Weber, Wollenberg, and Mr. Speaker—54.
NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1172—An act to amend Section 2053 of the Harbors and Navigation Code, relating to bidding procedure.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Bennett, Blosser, Brady, Brown, Burke, Burns, Caldecott, Clarke, Collier, George D. Collins, Conrad, Crichton, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Rosenthal, Silliman, Stewart, Thomas, Thompson, Thurman, Weber, Wollenberg, and Mr. Speaker—54.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1176—An act to add Section 2076 to the Harbors and Navigation Code, relating to lease of land for terminal facilities.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Bennett, Blosser, Brady, Brown, Burke, Burns, Caldecott, Clarke, Collier, George D. Collins, Conrad, Crichton, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Rosenthal, Silliman, Stewart, Thomas, Thompson, Thurman, Weber, Wollenberg, and Mr. Speaker—54.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1181—An act to amend Section 1740 of the Harbors and Navigation Code, relating to the bond of the chief engineer.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Bennett, Blosser, Brady, Brown, Burke, Burns, Caldecott, Clarke, Collier, George D. Collins, Conrad, Crichton, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Rosenthal, Silliman, Stewart, Thomas, Thompson, Thurman, Weber, Wollenberg, and Mr. Speaker—54.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1402—An act to amend Section 18575 of the Government Code, relating to service by mail by the State Personnel Board.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Brady, Brown, Burke, Burns, Caldecott, Clarke, Collier, George D. Collins, Conrad, Crichton, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Niehouse, Rosenthal, Silliman, Stewart, Thomas, Thompson, Thurman, Weber, Wollenberg, and Mr. Speaker—54.

NOES—None.

Bill ordered transmitted to the Senate.

Speaker Pro Tempore Presiding

At 3.10 p.m., Hon. Thomas A. Maloney, Speaker pro Tempore of the Assembly, presiding.

Assembly Bill No. 1404—An act to add Section 18682 to the Government Code, relating to hearings by the State Personnel Board.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Brady, Brown, Burke, Burns, Caldecott, Clarke, Collier, George D. Collins, Conrad, Crichton, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Niehouse, Rosenthal, Silliman, Stewart, Thomas, Thompson, Thurman, Weber, Wollenberg, and Mr. Speaker—54.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 363—An act to amend Section 1393 of the Labor Code, relating to the employment of minors.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Brady, Brown, Burke, Burns, Caldecott, Clarke, Collier, George D. Collins, Conrad, Crichton, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Niehouse, Rosenthal, Silliman, Stewart, Thomas, Thompson, Thurman, Weber, Wollenberg, and Mr. Speaker—54.

NOES—None.

Bill ordered transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT THAT HOUSE RESOLUTION NO. 129 BE WITHDRAWN FROM FILE, AND BE RE-REFERRED TO COMMITTEE ON RULES

Mr. Hollibaugh asked for, and was granted, unanimous consent that House Resolution No. 129 be withdrawn from the file, and be re-referred to the Committee on Rules.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1841—An act to amend the chapter heading of Chapter 1, Part 4, Division 6 and to amend Sections 6500 and 154 of the Welfare and Institutions Code, relating to the Department of Mental Hygiene and providing for the designation of temporary state mental institutions and the use thereof.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Brady, Brown, Burke, Burns, Caldecott, Clarke, Collier, George D. Collins, Conrad, Crichton, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Niehouse, Rosenthal, Silliman, Stewart, Thomas, Thompson, Thurman, Weber, Wollenberg, and Mr. Speaker—54.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1842—An act to amend Section 160 of the Welfare and Institutions Code, relating to the deportation of nonresident patients of state hospitals.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Blosser, Brady, Brown, Burke, Burns, Caldecott, Clarke, Collier, George D. Collins, Conrad, Crichton, M. Philip Davis, Dolwig, Doyle, Elliott, Fletcher, Gaffney, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, James, Johnson, Kirkwood, Knight, Loomis, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Rosenthal, Silliman, Thomas, Thompson, Thurman, Weber, Wollenberg, and Mr. Speaker—44.

NOES—Clayton A. Dills and Evans—2.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1844—An act to add Section 155 to the Welfare and Institutions Code, relating to the acceptance of grants and gifts by the Director of Mental Hygiene.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Blosser, Brady, Brown, Burke, Burns, Caldecott, Clarke, Collier, George D. Collins. Conrad, Crichton, M. Philip Davis, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson. Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Rosenthal, Silliman, Thomas, Thompson, Thurman, Weber, Wollenberg, and Mr. Speaker—52.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1845—An act to amend the chapter heading of Chapter 2, Division 1, and Sections 157, 158, 6505, 6556, 6559, 6561, 6562, 7003, and 7004 of, and to add Sections 6557.5, 6560.3, and 6560.5 to, the Welfare and Institutions Code, relating to the Department of Mental Hygiene, and providing for the qualifications, appointment, compensation, powers, and duties of officers and employees of institutions subject to the jurisdiction of the department.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Bennett, Blosser, Brady, Brown, Burke, Burns, Caldecott, Clarke, Collier, George D. Collins, Conrad, Crichton, M. Philip Davis, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, Johnson, Kirkwood, Knight, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Rosenthal, Silliman, Stewart, Thomas, Thompson, Thurman, Weber, Wollenberg, and Mr. Speaker—51.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1847—An act to amend Section 6514 of the Welfare and Institutions Code, relating to training schools and courses for employees of the Department of Mental Hygiene and of institutions within the department.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Bennett, Blosser, Brady, Brown, Burke, Burns, Caldecott, Clarke, Collier, George D. Collins, Conrad, Crichton, M. Philip Davis, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky,

Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, Johnson, Kirkwood, Knight, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Rosenthal, Silliman, Stewart, Thomas, Thompson, Thurman, Weber, Wollenberg, and Mr. Speaker—51.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1849—An act to amend Section 6564 of the Welfare and Institutions Code, relating to the operation of canteens on the grounds of state institutions.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Bennett, Blosser, Brady, Brown, Burke, Burns, Caldecott, Clarke, Collier, George D. Collins, Conrad, Crichton, M. Philip Davis, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, Johnson, Kirkwood, Knight, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Rosenthal, Silliman, Stewart, Thomas, Thompson, Thurman, Weber, Wollenberg, and Mr. Speaker—51.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1851—An act to amend Sections 6660 and 6660.5 and to repeal Section 6662 of the Welfare and Institutions Code, relating to guardianship and administration of estates of hospital patients and to protect those estates where the value does not warrant guardianship, and providing for the department through its designated officer or employee to perform such functions.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Bennett, Blosser, Brady, Brown, Burke, Burns, Caldecott, Clarke, Collier, George D. Collins, Conrad, Crichton, M. Philip Davis, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, Johnson, Kirkwood, Knight, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Rosenthal, Silliman, Stewart, Thomas, Thompson, Thurman, Weber, Wollenberg, and Mr. Speaker—51.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1852—An act to repeal Section 6664 of the Welfare and Institutions Code, relating to the payment of expenses by the county when a person committed to a state institution is charged with a crime.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Bennett, Blosser, Brady, Brown, Burke, Burns, Caldecott, Clarke, Collier, George D. Collins, Conrad, Crichton, M. Philip Davis, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, Johnson, Kirkwood, Knight, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Rosenthal, Silliman, Stewart, Thomas, Thompson, Thurman, Weber, Wollenberg, and Mr. Speaker—51.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1855—An act to amend Section 5406 of the Welfare and Institutions Code, relating to dipsomaniacs, inebriates and addicts and their discharge from state hospitals.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Bennett, Blosser, Brady, Brown, Burke, Burns, Caldecott, Clarke, Collier, George D. Collins, Conrad, Crichton, M. Philip Davis, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, Johnson, Kirkwood, Knight, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Rosenthal, Silliman, Stewart, Thomas, Thompson, Thurman, Weber, Wollenberg, and Mr. Speaker—51.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1450—An act to amend Sections 2 and 3.5 of the Property Acquisition Act, relating to the acquisition by the State of real property for use in furtherance of the postwar construction program, abolishing the Property Acquisition Board and transferring its powers, duties, purposes, responsibilities, and jurisdiction to the State Public Works Board.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Bennett, Blosser, Brady, Brown, Burke, Burns, Caldecott, Clarke, Collier, George D. Collins, Conrad, Crichton, M. Philip Davis, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, Johnson, Kirkwood, Knight, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Rosenthal, Silliman, Stewart, Thomas, Thompson, Thurman, Weber, Wollenberg, and Mr. Speaker—51.

NOES—None.

Motion to Amend Title

Mr. Knight moved the adoption of the following amendment to the title:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Sections 2 and", and insert "Section 2 and to repeal Section".

Amendment read, and adopted.

Bill ordered reprinted, and transmitted to the Senate.

Assembly Bill No. 1427—An act to add Sections 3083.1 and 3462.1 to the Welfare and Institutions Code, relating to eye examinations for blind aid.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Blosser, Brady, Brown, Burke, Burns, Caldecott, Clarke, Collier, George D. Collins, Conrad, Crichton, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Rosenthal, Silliman, Thomas, Thompson, Thurman, Wollenberg, and Mr. Speaker—51.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 143—An act to add Sections 468.1 and 759 to, and to amend Sections 468, 476, 477, and 758 of, the Vehicle Code, relating to signs and traffic signaling devices.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Blosser, Brady, Brown, Burke, Burns, Caldecott, Clarke, Collier, George D. Collins, Conrad, Crichton, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Rosenthal, Silliman, Thomas, Thompson, Thurman, Wollenberg, and Mr Speaker—51.

NOES—None.

Bill ordered transmitted to the Senate.

THIRD READING OF SENATE BILLS

Senate Bill No. 462—An act to amend Section 132.5 of the Agricultural Code, relating to the control of pests on property belonging to or under the control of public agencies.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Blosser, Brady, Brown, Burke, Burns, Caldecott, Clarke, Collier, George D. Collins, Conrad, Crichton, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Rosenthal, Silliman, Thomas, Thompson, Thurman, Wollenberg, and Mr Speaker—51.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 41—An act to amend Section 4253 of the Political Code and Section 28124 of the Government Code, relating to the compensation for public service in counties of the twenty-fourth class.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Blosser, Brady, Brown, Burke, Burns, Caldecott, Clarke, Collier, George D. Collins, Conrad, Crichton, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Rosenthal, Silliman, Thomas, Thompson, Thurman, Wollenberg, and Mr Speaker—51.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 300—An act to amend Section 4265 of the Political Code and Section 28136 of the Government Code, relating to compensation for public services in counties of the thirty-sixth class.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Blosser, Brady, Brown, Burke, Burns, Caldecott, Clarke, Collier, George D. Collins, Conrad, Crichton, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan,

Miller, Niehouse, Rosenthal, Silliman, Thomas, Thompson, Thurman, Wollenberg, and Mr. Speaker—51.
NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 564—An act to amend Section 3 of the Property Acquisition Act, relating to the acquisition of property by the State in connection with the postwar construction program.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Blosser, Brady, Brown, Burke, Burns, Caldecott, Clarke, Collier, George D. Collins, Conrad, Crichton, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Rosenthal, Silliman, Thomas, Thompson, Thurman, Wollenberg, and Mr. Speaker—51.
NOES—None.

Bill ordered transmitted to the Senate.

FURTHER PROCEEDINGS UNDER CALL OF THE ASSEMBLY DISPENSED WITH

At 3.52 p.m., on motion of Mr. Clayton A. Dills, further proceedings under the call of the Assembly were dispensed with.

The names of the absentees were called, and the following members answered to their names:

Anderson, Bennett, Brady, Brown, Burke, Burns, Caldecott, Clarke, Collier, George D. Collins, Conrad, Crichton, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Elliott, Evans, Fletcher, Grant, Grunsky, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Loomis, Luckel, Lyons, Maloney, Niehouse, Rosenthal, Stewart, Thomas, Thompson, Thurman, Wollenberg, and Mr. Speaker—42.

REQUEST FOR UNANIMOUS CONSENT THAT CHIEF CLERK BE INSTRUCTED TO OBTAIN AN OPINION

Messrs. Ralph C. Dills, Dickey, and Dunn asked for, and were granted, unanimous consent that the Chief Clerk be instructed to communicate with the Office of the Legislative Counsel to obtain an opinion relative to the construction of House Rule No. 45.

COMMUNICATIONS

By the Chief Clerk:

The following communication was received, read, and ordered printed in the Journal:

LOS ANGELES, CALIFORNIA, April 9, 1947

To the Clerk of the Assembly

DEAR SIR: Please read aloud to the Assembly this letter of my appreciation and gratitude for their unanimous vote on the Water Taxi Bill to carry gambling devotees to the gaming ship. I wish the ship itself could be declared a nuisance.

Sincerely and gratefully,

MRS. ANNIE E. AMES

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, April 11, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 141
Assembly Bill No. 186
Assembly Bill No. 625
Assembly Bill No. 695
Assembly Bill No. 819
Assembly Bill No. 1133
Assembly Bill No. 1561

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

Committee on Transportation and Commerce

ASSEMBLY CHAMBER, SACRAMENTO, April 10, 1947

MR. SPEAKER. Your Committee on Transportation and Commerce, to which was referred:

Assembly Bill No. 162

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

BURNS, Chairman

Above reported bill ordered to second reading.

Committee on Conservation, Planning, and Public Works

ASSEMBLY CHAMBER, SACRAMENTO, April 11, 1947

MR. SPEAKER: Your Committee on Conservation, Planning, and Public Works, to which was referred:

Assembly Bill No. 2266

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

McMILLAN, Chairman

Above reported bill ordered to second reading.

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, April 11, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1131
Assembly Bill No. 1132
Assembly Bill No. 1135
Assembly Bill No. 1259
Assembly Bill No. 1445

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

MOTION TO ADJOURN

Mr. Dickey moved that the Assembly do now adjourn until 10.30 a.m., Monday, April 14, 1947.

Substitute Motion

Mr. Anderson moved, as a substitute motion, that the Assembly do now adjourn until 10 a.m , Saturday, April 12, 1947.

Mr. Evans seconded the motion.

Point of Order

Mr. Dickey arose to the following point of order: That the motion made by Mr. Anderson is not debatable, and that Mr. Weber is out of order.

Ruling by Speaker

Speaker pro Tempore Maloney ruled the point of order well taken.

The question being on the motion by Mr. Anderson that the Assembly do now adjourn until 10 a.m., Saturday, April 12, 1947.

Roll Call Demanded

Messrs. Anderson, Hawkins, and Evans demanded a roll call.

The roll was called, and the motion by Mr. Anderson that the Assembly do now adjourn until 10 a.m., Saturday, April 12, 1947, lost by the following vote:

AYES—Anderson, Boyd, Burke, Clarke, Doyle, Elliott, Evans, Hawkins, Huyck, Johnson, Knight, Luckel, Rosenthal, and Stewart—14

NOES—Bennett, Blosser, Brown, Caldecott, Collier, M. Philip Davis, Dickey, Ralph C. Dills, Dolwig, Dunn, Gaffney, Grunsky, Heisinger, Hinton, James, Lyons, Maloney, Silliman, Thurman, Weber, and Wollenberg—21.

The question being on the motion by Mr. Dickey that the Assembly do now adjourn until 10.30 a.m., Monday, April 14, 1947.

Motion carried.

GUESTS EXTENDED PRIVILEGE OF ASSEMBLY FLOOR

On request of Mr. Geddes, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mr. and Mrs. Chas. B. Burns and Jack Afflerbaugh of Pomona.

On request of Mr. Fletcher, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Jonah Jones, Jr. and Clarence E. Wagner of Long Beach.

On request of Messrs. Gaffney, Rosenthal, Robertson, Dunn, and the San Francisco Delegation, the Alameda Delegation, and the Democratic Delegation, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. Minnie Lou Eakin, Mrs. Marie Murphy, Mrs. Daisy Trumble, Miss Henrietta Horton, Mrs. Marie F. Ruez, Mrs. Ethel Wilcox, Mrs. Bessie Casperson, Mrs. Mitchell Tyson, Mrs. Manly P. Harris, Mrs. Lennah Labodie, Mrs. T. A. Burnett, Mrs. Opal Alexander, Mrs. Mary Winefrinner, Mrs. Jenny Perry, Mrs. Inetz Winestock, Mrs. Marjorie Heckinger, Mrs. George Brainerd, and Mrs. George Rolf.

On request of Mr. Brown, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Paul Cook, teacher of the Modesto Fairview School, and the following pupils: Junior Berry, Kaythryn Davis, Leroy Davis, Eugene Dickenson, Helen Campbell, Joan Hamlin, Hazel Hamlin, Benny Gragg, Leo Scheuber, Charles Wall, Richard Arbritton, Francis Murphy, Sydney Lee, Bertha Thomas, Lloyd Turner, Frank Guinn, Delmar Mathison, Johnnie Trotter, Jimmy Smith, Rosco Limbaugh, Richard Franks, Wesley Stuart, Mary Reed, and Sammy Harmon.

ADJOURNMENT

At 4 p.m., the Speaker declared the Assembly adjourned until 10.30 a.m., Monday, April 14, 1947.

SAM L. COLLINS, Speaker

GERALDINE B. HADSELL, Minute Clerk

CALIFORNIA LEGISLATURE
FIFTY-SEVENTH (GENERAL) SESSION

ASSEMBLY DAILY JOURNAL

FORTY-FOURTH LEGISLATIVE DAY
NINETY-NINTH CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO
Monday, April 14, 1947

The Assembly met at 10.30 a.m.
Hon. Sam L. Collins, Speaker of the Assembly, presiding.
Chief Clerk Arthur A. Ohnimus at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—78.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. Raymond Renwald:

O Lord hear my prayer, and let my cry come unto Thee. The Lord be with you, and with Thy spirit. Let us pray: Grant, we beseech Thee, O Almighty God, that we who are continually afflicted by our own excesses, may be delivered by the passion of Thine only-begotten Son, who lives and reigns with Thee forever and ever—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of the Speaker, the Assembly gave the pledge of allegiance to the Flag.

READING OF THE JOURNAL DISPENSED WITH

On motion of Mr. Elliott, further reading of the Journal of the previous legislative day was dispensed with.

LEAVES OF ABSENCE FOR THE DAY

The following member was granted leave of absence for the day, because of illness:

Mr. Knight, on motion of Mr. Stewart.

The following member was granted leave of absence for the day, because of legislative business elsewhere:

Mr. Hinton, on motion of Mr. Doyle.

COMMUNICATIONS

By the Chief Clerk:

The following resolutions were received, read, and ordered printed in the Journal:

1947 GRAND JURY
COUNTY OF LOS ANGELES
LOS ANGELES 12, CALIFORNIA

RESOLUTION

WHEREAS, The Los Angeles County Grand Jury of 1947 is making a careful study of the care of the mentally ill in this county and within the State of California for the purpose of trying to bring about a better type of care for the mentally ill in this county; and

WHEREAS, There is now in the Welfare and Institutions Code a requirement that no person shall be permitted to stay in the psychopathic unit of a county hospital under a complaint for a longer period than 20 days; and

WHEREAS, Suitable and proper therapy might bring about an alleviation of the patient's mental condition to the extent that it would not be necessary for him to be sent to a state institution if that period of 20 days could be extended; now, therefore, be it

Resolved, That the Board of Supervisors of Los Angeles County together with the Los Angeles County Grand Jury of 1947 present legislation during this present legislative session eliminating the present 20-day limitation on the stay of mentally ill patients now contained in the Welfare and Institutions Code in order that suitable therapy may be started and carried on within these county hospitals for those patients who might be aided by such treatment.

Dated: Los Angeles, California, this eighth day of April, 1947.

E. P. JOCHIMSEN, Foreman.
Grand Jury, Los Angeles County, California

ATTEST:
GERTRUDE F. ROTH, Secretary,
Grand Jury, Los Angeles County, California

1947 GRAND JURY
COUNTY OF LOS ANGELES
LOS ANGELES 12, CALIFORNIA

RESOLUTION

WHEREAS, A part of California, including most of Los Angeles County, is suffering from a pall which covers the area from time to time like a blanket and is commonly known as "SMOG"; and whereas the smog is unpleasant to the senses, causes eye smarting, physical discomfort, and damage to property, reduces visibility and interferes with aerial navigation, and may be injurious to health; and whereas a large number of cities are included in the area and uniform, county-wide scientific regulation and enforcement are necessary to solve the problem; and

WHEREAS, Assembly Bill No. 1 now pending before the State Legislature authorizes the creation of air pollution control districts in counties suffering from smog; enables the board of supervisors as the ex officio governing body of such district to have county-wide jurisdiction in such matters; provides a simple objective test for the measurement of smoke, and authorizes regulations governing the emission of smoke, soot, fumes, gases, dusts, and all other detrimental air pollution; now, therefore,

The Grand Jury of Los Angeles County hereby endorses Assembly Bill No. 1 and the program of the board of supervisors of said county for the elimination of smog and other air pollution and asks the people of the State and their representatives in the Legislature to support this program.

Dated: Los Angeles, California, this tenth day of April, 1947.

E. P. JOCHIMSEN, Foreman,
Grand Jury, Los Angeles County, California

ATTEST:
GERTRUDE F. ROTH, Secretary,
Grand Jury, Los Angeles County, California

1947 GRAND JURY
COUNTY OF LOS ANGELES
LOS ANGELES 12, CALIFORNIA

WHEREAS, The State Bar of California, by resolution of its board of governors, made March 14, 1947, adopted as a primary legislative objective a comprehensive program for the needed readjustment of judicial salaries in California, whereby the State Legislature is urged to enact legislation providing for increases as follows: The Chief Justice of the Supreme Court to $21,000, the Associate Justices of such court to $20,000, the justices of the district courts of appeal to $17,500, the judges of the superior courts of Los Angeles, San Francisco and Alameda Counties to $15,000, the judges of the municipal courts of Los Angeles and San Francisco Counties to $12,500, and proportional increases for the judges of the superior courts in and for other counties of the State; and

WHEREAS, The Grand Jury of the County of Los Angeles recognizes the desirability and urgency of the establishment of judicial salary schedules consistent with the rapidly increasing population, wealth and importance of the State of California, and upon a basis reasonably equivalent to those judicial salaries now being paid courts of comparable jurisdiction in the five other largest states in the Union; now, therefore, be it

Resolved, That the Grand Jury of Los Angeles County does hereby approve the action of the State Bar of California in recommending the enactment of legislation providing for the payment of judicial salaries in the State of California in the amounts and in accordance with the principles as above set forth in the resolution of the State Bar of California adopted March 14, 1947; and be it further

Resolved, That the Grand Jury of Los Angeles County does hereby recommend to the Legislature and to state and county officers the prompt enactment and approval of legislation in the amounts set forth and in accordance with the principles as hereinabove set forth in the resolution of the State Bar of California adopted by the State Bar of California through it board of governors under date of March 14, 1947, which said resolution of said State Bar is hereby referred to, included and made a part hereof.

Dated: Los Angeles, California, this eighth day of April, 1947.

E. P. JOCHIMSEN, Foreman
Grand Jury, Los Angeles County, California

ATTEST:
GERTRUDE F. ROTH, Secretary
Grand Jury, Los Angeles County, California

MOTION TO APPROVE JOURNALS

Upon motion of Mr. Dickey, the Journals for Monday, April 7, 1947; Tuesday, April 8, 1947; Wednesday, April 9, 1947; Thursday, April 10, 1947; and Friday, April 11, 1947, were approved, as corrected by the Minute Clerk.

REPORTS OF STANDING COMMITTEES

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, April 14, 1947

MR. SPEAKER: Your Committee on Rules, to which was referred:

House Resolution No. 122

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

DICKEY, Chairman

Above reported resolution ordered on file for adoption.

ASSEMBLY CHAMBER, SACRAMENTO, April 14, 1947

MR. SPEAKER: Your Committee on Rules, to which was referred:

Assembly Concurrent Resolution No. 63

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

DICKEY, Chairman

Above reported resolution ordered on file.

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, April 14, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined

Assembly Bill No. 823
Assembly Bill No. 1280
Assembly Bill No. 2131

And reports the same correctly re-engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 14, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 604
Assembly Bill No. 820
Assembly Bill No. 1153
Assembly Bill No. 1409
Assembly Bill No. 1517
Assembly Bill No. 2027
Assembly Bill No. 2068
Assembly Bill No. 2603

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 14, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 139
Assembly Bill No. 229
Assembly Bill No. 638
Assembly Bill No. 639
Assembly Bill No. 683
Assembly Bill No. 737
Assembly Bill No. 763
Assembly Bill No 891
Assembly Bill No. 951
Assembly Bill No. 954
Assembly Bill No. 955
Assembly Bill No. 956
Assembly Bill No. 958
Assembly Bill No. 959
Assembly Bill No. 986
Assembly Bill No. 1054
Assembly Bill No 1092
Assembly Bill No. 1097
Assembly Bill No. 1098
Assembly Bill No. 1100
Assembly Bill No. 1113
Assembly Bill No. 1627
Assembly Bill No. 1628
Assembly Bill No. 1629
Assembly Bill No. 1631
Assembly Bill No. 1633
Assembly Bill No. 1634
Assembly Bill No. 2143
Assembly Bill No. 2292
Assembly Bill No. 2436

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 14, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 19
Assembly Bill No. 369
Assembly Bill No 669
Assembly Bill No. 817
Assembly Bill No. 848
Assembly Bill No. 989
Assembly Bill No. 992
Assembly Bill No. 1134
Assembly Bill No. 1384
Assembly Bill No. 1529
Assembly Bill No. 1936
Assembly Bill No 2223

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 14, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 957
Assembly Bill No. 1010
Assembly Bill No. 1553

And reports the same correctly engrossed

WEBER, Chairman

Above reported bills ordered to third reading.

CONSIDERATION OF DAILY FILE

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 841—An act to amend Section 18594 of the Government Code, relating to the officers and employees of the Public

Utilities Commission of the State of California (formerly the Railroad Commission of the State of California), exempting certain positions from the state civil service.

Bill read second time, and ordered engrossed.

Assembly Bill No. 390—An act to amend Section 212 of the Labor Code, relating to the payment of wages.

Bill read second time, and ordered engrossed.

Assembly Bill No. 391—An act to add Section 432.5 to the Labor Code, relating to contracts and applications for employment.

Bill read second time, and ordered engrossed.

Assembly Bill No. 860—An act to amend Sections 3906, 3908, and 3910 of, and to add Section 3913 to, the Revenue and Taxation Code, relating to the correlative rights of taxing agencies.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1312—An act to amend Sections 15110, 15111, 15305, and 16221 of the Revenue and Taxation Code, to amend and renumber Section 15963 thereof, to add Section 16510 thereto, and to repeal Sections 15212 and 15557 thereof, relating to gift taxation.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1839—An act to add Section 214 to the Revenue and Taxation Code, relating to exempting business licenses from taxation.

Bill read second time, and ordered engrossed.

Assembly Bill No. 147—An act to amend Sections 453, 623.5, 640, and 650.6 of the Vehicle Code, relating to persons and equipment engaged in highway work, declaring the urgency thereof and providing that this act shall take effect immediately.

Bill read second time, and ordered engrossed.

Assembly Bill No. 148—An act to amend Sections 379, 380, 382, 383, 383.1, and 776 of the Vehicle Code, Section 7 of an act entitled "An act to regulate the caravanning of vehicles upon the public highways of this State, defining the term 'caravanning' and providing for the licensing of vehicles in caravan for the privilege of using the public highways and for the cost of regulating persons engaged in caravanning and providing such fees shall be a lien and for the enforcement of such liens and the collection and dispositon of such fees and imposing penalties for violation thereof, and to repeal an act entitled 'An act to regulate the caravanning of motor vehicles upon the public highways of this State, defining the term "caravanning" and providing for the licensing of motor vehicles in caravan and imposing penalties for violation thereof,' approved July 6, 1935, declaring the urgency thereof, and providing that it shall take effect immediately," approved July 1, 1937, being Chapter 788 of the Statutes of 1937, and Section 10901 of the Revenue and Taxation Code, relating to fees collected by the Department of Motor Vehicles and refunds made thereby.

Bill read second time, and ordered engrossed.

Assembly Bill No. 164—An act to amend Sections 298, 307, 308, and 502 of the Vehicle Code, relating to the suspension and revocation of drivers' licenses.

Bill read second time, and ordered engrossed.

Assembly Bill No. 166—An act to amend Section 257 of the Vehicle Code, relating to drivers' licenses of minors.

Bill read second time, and ordered engrossed.

Assembly Bill No. 568—An act to amend Section 699 of the Vehicle Code, relating to the length of vehicles.

Bill read second time, and ordered engrossed.

Assembly Bill No. 2358—An act to add Section 512.2 to the Vehicle Code, relating to the reduction of prima facie speed limits on state highways in snow areas.

Bill read second time, and ordered engrossed.

Assembly Bill No. 162—An act to amend Sections 10753.5 and 10755 of the Revenue and Taxation Code, relating to the vehicle license fee, and vehicles subject thereto.

Bill read second time, and ordered engrossed.

Assembly Bill No. 2533—An act to add Sections 20981.5 and 20985 to the Government Code, relating to the retirement of members of the State Employees' Retirement System.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Civil Service and State Personnel:

Amendment No. 1

On page 1, line 3, of the printed bill, as amended in the Assembly on April 7, 1947, strike out "provisions of this article", and insert "compulsory retirement provisions of Articles 2 and 2.5 of this chapter".

Amendment No. 2

On page 1 of said bill, strike out lines 11 to 24, inclusive.

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1311—An act to amend Sections 13308, 13555, 14103, 14201, 14212, 14797, and 14811 of the Revenue and Taxation Code, and to add Section 14741 thereto, relating to inheritance taxation.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Revenue and Taxation:

Amendment No. 1

In line 2 of the title of the printed bill, strike out "14797,".

Amendment No. 2

On page 2 of said bill, strike out lines 37 to 51, inclusive.

Amendment No. 3

On page 3 of said bill, strike out line 1, and insert "SEC. 7. Section 14811 of said code is amended to read:".

Amendments read, and adopted.
Bill ordered reprinted, and engrossed.

Assembly Bill No. 259—An act to add Section 1197.5 to the Labor Code, relating to wages for women.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Industrial Relations:

Amendment No. 1

On page 1, line 11, of the printed bill, strike out the period, and insert "; provided further that wage differentials provided in a valid collective bargaining agreement between an employer and a bona fide labor organization shall not be construed as a violation of this section."

Amendment read, and adopted.
Bill ordered reprinted, and engrossed.

Assembly Bill No. 2266—An act to amend Sections 5403, 5406, 5408, 5409, 5410.2, and 5410.4 of, and to add Sections 5410.45 and 5402.5 to, the Public Resources Code, relating to recreation park and parkway districts.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Conservation, Planning, and Public Works:

Amendment No. 1

On page 1, line 12, of the printed bill, as amended in the Assembly on March 21, 1947, strike out "_____", and insert "one".

Amendment No. 2

On page 1, line 13, of said bill, strike out "_____", and insert "25".

Amendments read, and adopted.
Bill ordered reprinted, and engrossed.

Assembly Bill No. 487—An act to add Article 6 to Chapter 1, Division 2 of the Business and Professions Code, relating to rebates, refunds and unearned discounts.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Revenue and Taxation:

Amendment No. 1

On page 1 of the printed bill, as amended in the Assembly on March 31, 1947, strike out line 7, and insert "association, whether organized as a cooperative, or for profit or nonprofit, to pay, or offer to pay or allow, directly or indirectly, to any person licensed under this division, and it is unlawful for such person to request, receive or allow, directly or indirectly, a rebate, refund, commission, unearned discount or profit by means of a credit or other valuable consideration in connection with the referral of patients to any person, firm, corporation or association, or in connection with the furnishing of medical, surgical or dental care, diagnosis, treatment or service, or the sale, rental, furnishing or supplying of clinical laboratory supplies or services of any kind, or any other goods, services or supplies prescribed for medical diagnosis, care or treatment."

Amendment No. 2

On page 1 of said bill, strike out lines 8 to 11, inclusive.

Amendment No. 3

On page 2 of said bill, after line 17, insert

"653. It is the intent of this article, and this article shall be so construed, that persons licensed under this division shall only be authorized by law to charge or receive compensation for professional services rendered if such services are actually rendered by the licentiate and not otherwise; provided, however, that it is not intended to prohibit two or more licentiates who practice their profession as copartners to charge or collect compensation for any professional services by any member of the firm, or to prohibit a licentiate who employs another licentiate to charge or collect compensation for professional services rendered by the employee licentiate."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 983—An act relating to aeronautics; providing for the development and regulation thereof within this State; creating a State Aeronautics Commission and the office of Director of Aeronautics; prescribing the powers and duties of such commission and director; prescribing penalties; and to make uniform the law with reference to state development and regulation of aeronautics.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Transportation and Commerce:

Amendment No. 1

On page 1, lines 9 and 10, of the printed bill, as amended in the Assembly on April 7, 1947, strike out "; and instruction in flying or ground subjects pertaining thereto".

Amendment No. 2

On page 2 of said bill, strike out lines 29 to 46, inclusive.

Amendment No. 3

On page 3, line 22, of said bill, after "airports", insert "encourage the flow of private capital into aviation facilities, and".

Amendment No. 4

On page 3, line 44, of said bill, strike out "such a low"; strike out lines 45 and 46; and in line 47, strike out "by the owner", and insert "altitudes below those prescribed by federal authority".

Amendment No. 5

On page 4, line 4, of said bill, strike out "owner", and insert "operator".

Amendment No. 6

On page 4, line 8, of said bill, strike out "owner", and insert "operator".

Amendment No. 7

On page 4, line 11, of said bill, strike out "If the aircraft is leased at"; and strike out lines 12 to 19, inclusive.

Amendment No. 8

On page 4, line 44, of said bill, strike out the period; strike out lines 45 to 48, inclusive; and in line 49, strike out "interest in, aeronautics".

Amendment No. 9

On page 10, line 48, of said bill, strike out the comma; and in line 49, strike out "as nearly as may be".

Amendment No. 10

On page 14, line 45, of said bill, strike out "; and in that connection each of"; strike out lines 46 to 49, inclusive; and in line 50, strike out "ducted".

Amendment No. 11

On page 16, line 9, of said bill, strike out "upon the pilot concerned".

Amendment No. 12

On page 7 of said bill, strike out lines 22 to 34, inclusive, and insert

"(c) Any political subdivision of this State, whether acting alone or jointly with another political subdivision, which requests or receives state financial assistance under Section 6(b) above shall designate the commission as its agent for the purpose of submitting a project application to the Administrator of Civil Aeronautics of the United States under the provisions of Section 9(a) of the Act of Congress approved May 13, 1946, being a Public Law 377, Seventy-ninth Congress, known as the "Federal Airport Act," or any amendment thereof, and it shall designate the commission".

Amendment No. 13

On page 7, line 38 of said bill, after "jointly," insert "upon their request,".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 145—An act to amend Sections 511.1, 512 of, to repeal Sections 511.2, 511.3, and 511.4 of, and to add Sections 511.2, 511.3, and 525.1 to, the Vehicle Code, and to amend Section 144 of the Streets and Highways Code, all relating to speed limits and the operation of vehicles upon the highway.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Transportation and Commerce:

Amendment No. 1

In line 1 of the title of the printed bill, following "511.1," insert "511.2,".

Amendment No. 2

Strike out line 2 of the title of said bill, and insert "tions 511.3 and 511.4 of, and to add Sections".

Amendment No. 3

In line 3 of the title of said bill, following "511.3", insert ", 511.4".

Amendment No. 4

On page 2, line 13, of said bill, strike out "511.2,".

Amendment No. 5

On page 2, line 15, of said bill, strike out "511.2", and insert "511.3".

Amendment No. 6

On page 2, line 17, of said bill, strike out "511 2", and insert "511.3".

Amendment No. 7

On page 2, line 46, of said bill, strike out "511.3", and insert "511.4".

Amendment No. 8

On page 2, line 48, of said bill, strike out "511.3", and insert "511.4".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 9

On page 4 of said bill, following line 15, insert

"SEC. 9. Section 511.2 of the Vehicle Code is amended to read:

511 2. Authority to [Decrease 55-Mile Limit] *Link Districts.* Whenever the Department of Public Works determines upon the basis of an engineering and traffic investigation that the prima facie limit of 55 miles per hour is more than is reasonable or safe upon any portion of a State highway for a distance of not exceeding [1,500] *2,000 feet in length between districts, either business or residence,* [or 1,000 feet at the end of either thereof,] the department may determine and declare a reasonable and

safe prima facie limit thereon lower than 55 miles per hour, but not less than 25 miles per hour, which declared prima facie speed limit shall be effective when appropriate signs giving notice thereof are erected upon said highway."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1213—An act to amend Section 45 of the Vehicle Code, relating to implements of husbandry.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Transportation and Commerce:

Amendment No. 1

Strike out the title of the printed bill, and insert

"An act to amend Sections 45 and 142 of the Vehicle Code, relating to registration of vehicles".

Amendment No. 2

Strike out lines 3 to 6, inclusive, of said bill, and insert

"45. "Implement of Husbandry." An "implement of husbandry" is any vehicle which is used exclusively in the conduct of farm operations.

SEC. 2. Section 142 of the Vehicle Code is amended to read:

142. Exemption from Registration. The registration provisions of this chapter shall not apply to any of the following vehicles:

(a) Any vehicle of a type otherwise subject to registration hereunder which is driven or moved upon a highway in conformance with the provisions of this code relating to dealers, transporters or nonresidents or under a temporary registration permit issued by the department as authorized by Section 147 hereof.

(b) Any vehicle of a type otherwise subject to registration hereunder which is driven or moved upon a highway only for the purpose of crossing such highway from one property to another in accordance with a permit issued by the Department of Public Works.

(c) Any implement of husbandry, whether of a type otherwise subject to registration hereunder or not, which is only incidentally operated or moved over a highway. A lift-carrier "or any other vehicle which is used exclusively in the conduct of farm operations, when operated or moved upon the highway, shall be deemed to be an implement of husbandry".

(d) Special mobile equipment.

(e) Any self-propelled wheel chair or invalid tricycle.

(f) Special highway construction equipment."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1991—An act to amend Section 694 of the Vehicle Code, relating to size and width of vehicles.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Transportation and Commerce:

Amendment No. 1

On page 2 of the printed bill, after line 26, insert

"(i) The width limitations of subdivision (a) of this section shall not apply to lumber carriers not exceeding 106 inches in width, when the excess width is caused by auxiliary parts, equipment, or machinery not used as space to carry any part of the load."

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 325—An act to add Article 6 to Chapter 9 of Division 3 of the Education Code, relating to the auditing of school districts.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Education:

Amendment No. 1

On page 2 of the printed bill, between lines 2 and 3, insert

"Any school district or districts in this classification may employ a competent auditor or auditors, not employees of the district, in lieu of having its or their books audited by the county auditor, in which event the county auditor shall be notified on or before April 1st preceding the succeeding school year."

Amendment No. 2

On page 2 of said bill, after line 16, insert

"6206. The governing board of a school district may contract with the county, the superintendent of schools of which has jurisdiction over the district, to have its funds and accounts audited by the auditor of the county."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

SECOND READING OF SENATE BILLS

Senate Bill No. 647—An act to amend Sections 20921 and 20922 of the Government Code, relating to crediting members with state service for time employed in federal service, under certain conditions, in connection with the State Employees' Retirement System.

Bill read second time, and ordered to third reading.

RE-REFERENCE OF BILLS

By order of the Speaker, the following bills were withdrawn from the file, and re-referred as follows:

Assembly Bill No. 2603 re-referred to Committee on Public Health.

Assembly Bill No. 604 re-referred to Committee on Ways and Means.

Assembly Bill No. 1517 re-referred to Committee on Fish and Game.

Assembly Bill No. 2068 re-referred to Committee on Fish and Game.

Assembly Bill No. 1409 re-referred to Committee on Judiciary.

Assembly Bill No. 1936 re-referred to Committee on Judiciary.

Assembly Bill No. 2223 re-referred to Committee on Public Health.

Assembly Bill No. 1529 re-referred to Committee on Ways and Means.

Assembly Bill No. 1384 re-referred to Committee on Agriculture.

Assembly Bill No. 1134 re-referred to Committee on Agriculture.

Assembly Bill No. 992 re-referred to Committee on Agriculture.

Assembly Bill No. 848 re-referred to Committee on Agriculture.

Assembly Bill No. 669 re-referred to Committee on Judiciary.

Assembly Bill No. 369 re-referred to Committee on Agriculture.

Senate Bill No. 665 re-referred to Committee on Finance and Insurance.

Assembly Bill No. 823 re-referred to Committee on Ways and Means.

Assembly Bill No. 763 re-referred to Committee on Judiciary.

REQUEST FOR UNANIMOUS CONSENT THAT ASSEMBLY BILL NO. 538 BE RETURNED FROM THE SENATE

Speaker Collins asked for, and was granted, unanimous consent that the Chief Clerk be instructed to request the Senate to return Assembly Bill No. 538 to the Assembly.

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS
RECONSIDERATION OF ASSEMBLY BILL NO. 14

In compliance with a notice given on a previous day, Mr. Thomas moved that the vote whereby Assembly Bill No. 14 was refused passage be reconsidered.

Demand for Previous Question

Messrs. Gannon, Thurman, Silliman, Waters, and Thorp demanded the previous question.

Demand for previous question sustained.

The question being on the motion by Mr. Thomas to reconsider the vote whereby Assembly Bill No. 14 was refused passage.

The roll was called.

Call of the Assembly

Pending the announcement of the vote, Mr. Evans moved a call of the Assembly.

Motion carried. Time 11.05 a.m.

The Speaker directed the Sergeant-at-Arms to close the doors, and to bring in the following absent members:

Berry, Carey, Cramer, Crowley, Grant, Hawkins, Heisinger, Hinton, Knight, Loomis, Lowrey, O'Day, Sheridan, and Weber—14.

PROCEEDINGS UNDER CALL OF THE ASSEMBLY BY UNANIMOUS CONSENT
TEMPORARY SUSPENSION OF ASSEMBLY RULE NO. 85

Mr. Maloney asked for, and was granted, unanimous consent that Assembly Rule No. 85 be temporarily suspended for the purpose of placing a call of the Assembly on any matter on file.

Speaker Pro Tempore Presiding

At 11.06 a.m., Hon. Thomas A. Maloney, Speaker pro Tempore of the Assembly, presiding.

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS (RESUMED)
RECONSIDERATION OF ASSEMBLY BILL NO. 634

In compliance with a notice given on a previous day, Mr. Bennett moved that the vote whereby Assembly Bill No. 634 was passed be reconsidered.

The roll was called, and Assembly Bill No. 634 reconsidered by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Brown, Burns, Butters, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Evans, Field, Gaffney, Geddes, Grunsky, Hawkins, Heisinger, James, Kilpatrick, Kirkwood, Lowrey, Lyons, McMillan, Miller, Niehouse, Rosenthal, Sherwin, Silliman, Stanley, Thomas, Thompson, Thorp, Thurman, Waters, and Weber—45.

NOES—Blosser, Boyd, Burke, Caldecott, Clarke, Collier, Debs, Dickey, Dolwig, Fletcher, Gannon, Grant, Hahn, Huyck, Johnson, Loomis, Luckel, Maloney, McCollister, Stephenson, Stewart, and Wollenberg—22.

Assembly Bill No. 634 ordered to third reading.

CONSIDERATION OF SENATE AMENDMENTS

Assembly Bill No. 2263—An act to amend Sections 1010, 1011, 1014, 1018, 1019, 1023, 1026, 1027, 1030, 1030.1, 1030.2, 1032, 1033, 1034, 1035, 1036, 1037, 1038, 1039, 1039.3, 1044, 1046, 1080, 1081, 1083, 1085, and 1088 of, to repeal Sections 1024 and 1084 of, and to add Sections 1091, 1092, 1093, and 1094 to, the Military and Veterans Code, relating to the Veterans Home of California and to the Woman's Relief Corps Home of California.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 2263?

Amendment No. 1

On page 1, line 14, of the printed bill, before "direction", insert "policies adopted by the California Veterans Board and the".

Amendment No. 2

On page 5, line 2, of said bill, after the comma, insert "in accordance with the policies adopted by the California Veterans Board and".

Amendment No. 3

On page 6, line 16, of said bill, after "to the", insert "policies adopted by the California Veterans Board and to the".

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 2263 by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hollibaugh, Huyck, James, Johnson, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—68.

NOES—None.

Assembly Bill No. 2263 ordered enrolled.

NOTICE OF MOTION TO RECONSIDER ASSEMBLY BILL NO. 1174 WAIVED

Mr. Dickey waived his notice of motion to reconsider the vote whereby Assembly Bill No. 1174 was passed.

Assembly Bill No. 1174 ordered transmitted to the Senate.

UNFINISHED BUSINESS (RESUMED)

CONSIDERATION OF ASSEMBLY BILL NO. 2661

Assembly Bill No. 2661—An act making an appropriation for expenses of Members of the Assembly, to take effect immediately.

Bill read second time.

Resolution to Suspend Constitutional Provision

The following resolution was offered:

By Mr. Dickey:

Resolved, That Assembly Bill No. 2661 presents a case of urgency, as that term is used in Article IV, Section 15, of the Constitution, and the provision of that section requiring that the bill be read on three several days in each house is hereby dispensed with, and it is ordered that said bill be read the third time, considered engrossed, and placed upon its passage.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hollibaugh, Huyck, James, Johnson, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—67.

NOES—None.

Article IV, Section 15, of the Constitution was declared suspended.

Assembly Bill No. 2661—An act making an appropriation for expenses of Members of the Assembly, to take effect immediately.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hollibaugh, Huyck, James, Johnson, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—66.

NOES—None.

Bill ordered transmitted to the Senate.

Hon. Randal F. Dickey Presiding

At 11.20 a.m., Hon. Randal F. Dickey, Member of the Assembly from the Fourteenth District, presiding.

FURTHER PROCEEDINGS UNDER CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 14

At 11.22 a.m., on motion of Mr. Evans, further proceedings under the call of the Assembly were dispensed with.

The names of the absentees were called, and the motion by Mr. Thomas to reconsider the vote whereby Assembly Bill No. 14 was refused passage carried by the following vote:

AYES—Anderson, Blosser, Brady, Burns, Butters, George D. Collins, Cooke, Cramer, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Evans, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hawkins, Hinckley, Johnson, Loomis, Lowrey, Maloney, McMillan, Miller, O'Day, Robertson, Rosenthal, Stephenson, Thomas, Thompson, Thorp, Thurman, Wollenberg, and Mr. Speaker—41.

NOES—Allen, Beck, Bennett, Boyd, Brown, Burke, Caldecott, Clarke, Collier, Conrad, Crichton, Debs, Dolwig, Erwin, Field, Gannon, Hahn, Heisinger, Hollibaugh, Huyck, James, Kilpatrick, Kirkwood, Luckel, Lyons, McCollister, Niehouse, Price, Sherwin, Silliman, Stanley, Stewart, and Waters—33.

Assembly Bill No. 14 ordered to third reading.

RECOMMENDATION OF THE GOVERNOR

In accordance with Article IV, Section 34, of the Constitution, the Governor presented the following communication recommending the passage of Assembly Bill No. 2597:

STATE OF CALIFORNIA
GOVERNOR'S OFFICE, SACRAMENTO, April 8, 1947

To the Honorable Members of the Assembly
Sacramento, California

GENTLEMEN:

Assembly Bill No. 2597—"An act making an appropriation for Emergency Fund in augmentation of the appropriation in Item 275 of the Budget Act of 1945, to take effect immediately,"

in my opinion constitutes an emergency bill within the meaning of that term as used in Section 34 of Article IV of the Constitution of the State of California, the consideration of which should not await the final enactment of the Budget Bill.

I therefore recommend consideration of Assembly Bill No. 2597 as an emergency measure.

Respectfully submitted.

EARL WARREN, Governor

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 2597—An act making an appropriation for Emergency Fund in augmentation of the appropriation in Item 275 of the Budget Act of 1945, to take effect immediately.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Boyd, Brady, Brown, Burke, Burns, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—72.

NOES—None.

Bill ordered transmitted to the Senate.

APPOINTMENT OF SELECT COMMITTEE

Acting Speaker Dickey announced the appointment of Messrs. Robertson and Thurman as a Select Committee to escort to the rostrum Mr. Knox Manning, CBS news commentator.

RECESS

At 11.36 a.m., on motion of Mr. Robertson, the Assembly recessed until 11.41 a.m., to hear remarks by Mr. Knox Manning, CBS news commentator.

REASSEMBLED

At 11.41 a.m., the Assembly reconvened.

Hon. Randal F. Dickey, Member of the Assembly from the Fourteenth District, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

MOTION THAT MEMBERS BE PERMITTED TO REMOVE THEIR COATS

Mrs. Niehouse moved that the gentlemen Members of the Assembly be permitted to remove their coats, if they so desire.

Motion carried.

REQUEST FOR UNANIMOUS CONSENT THAT SENATE BILL NO. 363 BE TAKEN UP, OUT OF ORDER

Mr. Thurman asked for, and was granted, unanimous consent that Senate Bill No. 363 be taken up, out of order, at this time.

CONSIDERATION OF SENATE BILL NO. 363

Senate Bill No. 363—An act to amend Section 2 and to repeal Section 3.5 of the Property Acquisition Act, relating to the membership, powers, and duties of the Property Acquisition Board, declaring the urgency thereof, and providing this act shall take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—71.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—71.

NOES—None.

Bill ordered transmitted to the Senate.

Speaker Pro Tempore Presiding

At 11.50 a.m., Hon. Thomas A. Maloney, Speaker pro Tempore of the Assembly, presiding.

CONSIDERATION OF SPECIAL ORDER

The hour having arrived, Assembly Bill No. 2120 was taken up.

Assembly Bill No. 2120—An act to repeal Chapters 2, 3, 4, 12, 13, 13.5, 13.6, 14, 15, 15.5, 16, and 16.5 of the Education Code; to add Chapters 2, 12, 13, 14, 15, and 16 to said code; to amend Section 8761 of said code; and to add Section 8704 to said code, all relating to the Public School System, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Motion to Amend

Mr. George D. Collins moved the adoption of the following amendments:

Amendment No. 1

On page 12 of the printed bill, as amended in the Assembly on March 28, 1947, strike out lines 19 to 51, inclusive; and on page 13, strike out lines 1 to 29, inclusive, and insert

"Sec. 7032. For each elementary school district which had an average daily attendance as computed under Sections 6911 and 6942 during the preceding fiscal year of less than 26, he shall compute four thousand dollars ($4,000).

Sec. 7033. For each elementary school district employing two or more full-time teachers which had an average daily attendance during the preceding year of 26 or more and less than 51, as computed under Sections 6911 and 6942, he shall compute eight thousand dollars ($8,000). However, if less than two full-time teachers were employed, he shall compute one hundred sixty dollars ($160) for each average daily attendance.

Sec. 7034. For each elementary school district employing three or more full-time teachers which had during the preceding year an average daily attendance of 51 or more but less than 76, as computed under Sections 6911 and 6942, he shall compute twelve thousand dollars ($12,000). However, if less than three full-time teachers were employed, he shall compute one hundred sixty dollars ($160) for each average daily attendance.

Sec. 7035. For each elementary school district employing four or more full-time teachers which had during the preceding year an average daily attendance of 76 or more but less than 100, as computed under Sections 6911 and 6942, he shall compute sixteen thousand dollars ($16,000). However, if less than four full-time teachers were employed he shall compute one hundred sixty dollars ($160) per average daily attendance.

Sec. 7036. For each elementary school district which had an average daily attendance during the preceding fiscal year of 100 or more as computed under Sections 6911 and 6942, he shall multiply the number of units of average daily attendance so computed by one hundred sixty dollars ($160).

Sec. 7037. For each high school district he shall multiply the number of units of average daily attendance computed under Sections 6941 and 6961 by two hundred dollars ($200) and shall multiply the number of units of average daily attendance in grades 13 and 14 computed under Section 6951 by two hundred dollars ($200) and shall multiply the number of units of average daily attendance in grades 11 and 12 computed for the district under Section 6951 by two hundred dollars ($200).

Sec. 7038. For each junior college district he shall multiply the number of units of average daily attendance computed for the district under Sections 6951 and 6961 by two hundred dollars ($200).

Sec. 7039. For each junior college district he shall multiply the number of units of average daily attendance computed for the district under Section 6952 by two hundred dollars ($200) and add the amount so computed to the amount allowed the high school district in which the junior college is located under Section 7119."

Amendment No. 2

On page 17, line 3, of said bill, strike out "Forty-five cents ($0 45)", and insert "Seventy cents ($0.70)."

Amendment No. 3

On page 17, line 6, of said bill, strike out "Thirty-two cents ($0 32)", and insert "Fifty cents ($0.50)."

Amendment No. 4

On page 18 of said bill, strike out lines 43 to 45, inclusive, and insert

"School Equalization Balance, shall be allowed to all school districts of the State by the Superintendent of Public Instruction, pro rata on".

Amendment No. 5

On page 19 of said bill, strike out lines 46 and 47, and insert "during the preceding fiscal year a mandatory or qualifying tax of thirty cents ($0.30) for an elementary school district, of thirty cents ($0.30) for a high school district and of twenty cents ($0.20) for grades 13 and 14 in a junior college district or in a high school district maintaining a junior college, and no district which . . ."

Amendments read.

Demand for Previous Question

Messrs. Robertson, Debs, James, Rosenthal, and Lowrey demanded the previous question.

Demand for previous question sustained.

The question being on the adoption of the amendments offered by Mr. George D. Collins to Assembly Bill No. 2120.

Roll Call Demanded

Messrs. Heisinger, Dunn, and Gaffney demanded a roll call.

The roll was called, and the amendments offered by Mr. George D. Collins to Assembly Bill No. 2120 refused adoption by the following vote:

AYES—Berry, Blosser, Brady, Collier, George D. Collins, Crowley, Evans, Fletcher, Gaffney, Heisinger, Maloney, O'Day, Rosenthal, Thomas, and Wollenberg —15.

NOES—Anderson, Beck, Bennett, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Conrad, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Field, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Hinckley, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, and Waters —59.

The question being on the passage of Assembly Bill No. 2120.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—76.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—75.

NOES—George D. Collins and Gaffney—2.

Bill ordered transmitted to the Senate.

RECESS

At 12 m., on motion of Mr. Dickey, the Assembly recessed until 2.30 p.m.

REASSEMBLED

At 2.30 p.m., the Assembly reconvened.

Hon. Thomas A. Maloney, Speaker pro Tempore of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

COMMUNICATIONS

By Speaker pro Tempore Maloney:

The following communication was received, read, and ordered printed in the Journal:

CALIFORNIA MARITIME ACADEMY, April 14, 1947

To the Assembly of the State of California:

This is to inform you that the training ship *Golden Bear* will be moored in the Port of Stockton from Thursday, April 17th, to Sunday, April 20th, inclusive.

The *Golden Bear* has just returned from a training cruise, traversing not only the Pacific Ocean, but the Caribbean, the Gulf of Mexico, and portions of the Atlantic. She is the finest ship ever to be used by the Maritime Academy, and is open to inspection by state officials and Members of the Legislature, all of whom are most cordially invited to come aboard during any of the four days she will be at Stockton.

Faithfully and sincerely yours,

CLAUDE B. MAYO, Superintendent
California Maritime Academy

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, April 14, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed:

Assembly Bill No. 2661

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bill ordered enrolled.

SENATE CHAMBER, SACRAMENTO, April 14, 1947

MR. SPEAKER: I am directed to inform your honorable body that, pursuant to your request, the Senate on this day returned to the Assembly:

Assembly Bill No. 538

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bill ordered to third reading.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

The following resolutions were offered:

Assembly Joint Resolution No. 39: By Messrs. Hawkins and Elliott—Relative to memorializing Congress for a continuation of the school-lunch programs.

Referred to Committee on Rules.

Assembly Concurrent Resolution No. 64: By Mr. McCollister—Relative to the Revised Laws of Hawaii 1945 affecting the sale of imported eggs.

Referred to Committee on Livestock and Dairies.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, April 14, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 387
Assembly Bill No. 440

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 14, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 2654—An act to amend Section 1593 of the Education Code, relating to the effect of the formation and changes in territory and status of school districts, declaring the urgency thereof, to take effect immediately;

And reports that the same has been correctly enrolled, and presented to the Governor on the fourteenth day of April, 1947, at 11 a.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, April 14, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 67—An act to add Section 18972.5 to the Government Code, relating to physical qualifications of veterans for state civil service;

Assembly Bill No. 100—An act to amend Section 971 of the Military and Veterans Code, relating to assistance to families of deceased veterans;

Assembly Bill No. 130—An act to amend Section 699.5 of the Military and Veterans Code, relating to the powers and duties of the Veterans' Welfare Board in aiding veterans in connection with veterans' rights, privileges, and preferences;

And reports that the same have been correctly enrolled, and presented to the Governor on the fourteenth day of April, 1947, at 11 a.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, April 14, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1643
Assembly Bill No. 1644
Assembly Bill No. 2429

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 14, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 224—An act to amend Section 1557 of the Penal Code, relating to fugitives from justice;

Assembly Bill No. 228—An act to amend Section 3 of an act entitled "An act creating an additional district court of appeal known as the District Court of Appeal for the Fourth Appellate District, redividing the State into appellate districts, providing for the maintenance and operation of said court, and making an appropriation therefor," approved June 5, 1929, relating to sessions;

Assembly Bill No. 993—An act to amend Sections 18533, 18537, 19054, and 19057 of the Government Code, relating to eligible lists and certification of employees in the state civil service;

And reports that the same have been correctly enrolled, and presented to the Governor on the fourteenth day of April, 1947, at 11 a.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, April 14, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 994—An act to amend Section 19055 of the Government Code, relating to certification from eligible lists in the state civil service;

Assembly Bill No. 995—An act to amend Section 18859 of the Government Code, relating to adjustments in salary ranges for state employees;

Assembly Bill No. 1091—An act to add Section 4156d to the Political Code and Section 26542 to the Government Code, relating to district attorneys;

And reports that the same have been correctly enrolled, and presented to the Governor on the fourteenth day of April, 1947, at 11 a.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, April 14, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1121—An act to amend Section 14797 of the Revenue and Taxation Code, relating to maximum commissions that may be retained by county treasurers out of inheritance taxes;

Assembly Bill No. 1416—An act to amend Section 785 of the Probate Code, relating to probate sales;

Assembly Bill No. 2016—An act to add Article 9 to Chapter 1, Division 10 of the Education Code, relating to the University of California;

And reports that the same have been correctly enrolled, and presented to the Governor on the fourteenth day of April, 1947, at 11 a.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, April 14, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Concurrent Resolution No. 19—Relative to the reports of the annual conventions of the Disabled American Veterans of the World War of the Department of California;

Assembly Concurrent Resolution No. 26—Relative to reports of the annual conventions of the American Veterans of World War II (AMVETS);

Assembly Concurrent Resolution No. 32—Relative to reports of the annual conventions of the Jewish War Veterans;

Assembly Concurrent Resolution No. 52—Relative to declaring the golden trout the official State Fish of California;

And reports that the same have been correctly enrolled, and presented to the Secretary of State on the fourteenth day of April, 1947, at 11 a.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, April 14, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Concurrent Resolution No. 15—Relative to reports of the annual conventions of the American Legion;

Assembly Concurrent Resolution No. 16—Relative to the reports of the sessions of the department encampment of the Grand Army of the Republic;

Assembly Concurrent Resolution No. 17—Relative to reports of the annual conventions or encampments of the Veterans of Foreign Wars of the Department of California;

Assembly Concurrent Resolution No. 18—Relative to reports of the department encampment and the annual convention of the United Spanish-American War Veterans;

And reports that the same have been correctly enrolled, and presented to the Secretary of State on the fourteenth day of April, 1947, at 11 a.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, April 14, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Concurrent Resolution No. 62—Relative to Clyde Burgett;

And reports that the same has been correctly enrolled, and presented to the Secretary of State on the fourteenth day of April, 1947, at 11 a.m.

WEBER, Chairman

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, April 11, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed:

Senate Bill No. 1552

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS

The following bill was read the first time:

Senate Bill No. 1552—An act to repeal Division 7 of, and add Division 7 to, the Citrus Pest District Control Act, relating to citrus pest control districts.

Referred to Committee on Agriculture.

RE-REFERENCE OF BILLS

By order of the Speaker, the following bills were withdrawn from the file, and re-referred as follows:

Assembly Bill No. 2429 re-referred to Committee on Conservation, Planning, and Public Works.

Assembly Bill No. 1644 re-referred to Committee on Municipal and County Government.

Assembly Bill No. 1643 re-referred to Committee on Municipal and County Government.

Assembly Bill No. 440 re-referred to Committee on Ways and Means.

Assembly Bill No. 387 re-referred to Committee on Municipal and County Government.

Speaker Presiding

At 2.35 p.m., Hon. Sam L. Collins, Speaker of the Assembly, presiding.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 223—An act to add Section 269a to the Code of Civil Procedure, relating to phonographic reporters.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Blosser, Boyd, Brown, Burke, Clarke, Collier, Conrad, Crowley, Clayton A. Dills, Ralph C. Dills, Doyle, Elliott, Erwin, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hollibaugh, Huyck, Johnson, Kirkwood, Lowrey, Luckel, Lyons, McMillan, Miller, Niehouse, Price, Rosenthal, Sheridan, Stanley, Stephenson, Stewart, Thorp, Thurman, Waters, Weber, and Mr. Speaker—44.

NOES—Evans, Loomis, Robertson, and Sherwin—4.

Bill ordered transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT THAT ASSEMBLY BILL NO. 1292 BE WITHDRAWN FROM FILE, AND BE RE-REFERRED TO COMMITTEE ON WAYS AND MEANS

Mr. Robertson asked for, and was granted, unanimous consent that Assembly Bill No. 1292 be withdrawn from the third reading file, and be re-referred to the Committee on Ways and Means.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 961—An act adding Chapter 5, comprising Sections 19800 through 19809 inclusive, to Division 8 of the Business and

Professions Code, relating to standard bread loaves, wrappings and markings.

Bill read third time.

Motion to Amend

Mr. Allen moved the adoption of the following amendment:

Amendment No. 1

In line 3 of the title of the printed bill, as amended in the Assembly on March 17, 1947, after "Code", insert "and to repeal Chapter 704 of the Statutes of 1921".

Amendment read, and adopted.

Bill ordered reprinted, and re-engrossed.

Assembly Bill No. 167—An act to amend Sections 39.5, 132, 143, 150, 166, 168, 195, 195.5, 221, 225, 234, 237, 239 and 246, to add Sections 140.1, 163, 180.7, 225.1, 232.1, and 245.6 to, and to repeal Section 160.1 of, the Vehicle Code, relating to the identification, registration and transfers of registration of vehicles.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Bennett, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—71.

NOES—None.

Motion to Amend Title

Mr. Dunn moved the adoption of the following title amendment:

Amendment No. 1

In line 2 of the title of the printed bill, after "239", insert ", 245.5".

Amendment read, and adopted.

Bill ordered reprinted, and transmitted to the Senate.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolution was offered:

Assembly Concurrent Resolution No. 65: By Messrs. Allen, Evans, and Stewart—Relative to the scope, purpose, and meaning of Chapters 46 and 47 of the Statutes of the Regular Session of 1947, relating to Indian Affairs.

Referred to the Committee on Rules.

REQUEST FOR UNANIMOUS CONSENT

Mr. Debs asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 63, at this time, without reference to file, and that the same be considered engrossed.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 63

Assembly Concurrent Resolution No. 63—Relative to approving 12 certain amendments to the charter of the City of Los Angeles, a municipal corporation, in the County of Los Angeles, State of California, voted for and ratified by the electors of said city at a general municipal election held therein on the first day of April, 1947.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Boyd, Brady, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cramer, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Doyle, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hollibaugh, Huyck, James, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, Miller, Niehouse, Price, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—63.

NOES—None.

Resolution ordered transmitted to the Senate.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Concurrent Resolution No. 42—Relative to requesting the Department of Public Health to make a survey of means for the treatment of cancer.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cramer, Crichton, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Wollenberg, and Mr. Speaker—69.

NOES—None.

Resolution ordered transmitted to the Senate.

MOTION TO SET SPECIAL ORDER

Mr. McCollister moved that Assembly Joint Resolution No. 34 be made a special order of business for Tuesday, April 15, 1947, at 10.30 a.m.

Mr. Rosenthal seconded the motion.

Motion carried.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1107—An act to amend Section 762.9 of the Agricultural Code, relating to inspection fees for inspection and certification of tomatoes.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Allen, Beck, Bennett, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cramer, Crichton, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig,

Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Heisinger, Hinckley, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Rosenthal, Sheridan, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—65.

NOES—Lowrey and Sherwin—2.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Beck, Bennett, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cramer, Crichton, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Heisinger, Hinckley, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Rosenthal, Sheridan, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—65.

NOES—Lowrey and Sherwin—2.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1305—An act to amend Sections 830.1, 830.2, 830.4, and 830.5 of the Agricultural Code, relating to substandard fruits, nuts and vegetables.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Boyd, Brady, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—69.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 371—An act to amend Section 2709 of the Penal Code, relating to products of the employment of prisoners, and authorizing sale for private use of by-products of agricultural enterprises, under rules prescribed by the Director of Finance.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—73.

NOES—None.

Bill ordered transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT THAT COMMITTEE MEMBERS BE EXCUSED

At 3.13 p.m., Mr. Field asked for unanimous consent that he and Messrs. Thomas, Butters, and Collier, members of a subcommittee of the Committee on Governmental Efficiency and Economy, be excused, at this time, for the purpose of holding a meeting.

MOTION TO SET SPECIAL ORDER

Mr. Ralph C. Dills moved that Assembly Bill No. 124 be made a special order of business for Tuesday, April 15, 1947, at 11.30 a.m.

Motion carried.

RESOLUTIONS

The following resolution was offered:

By Mr. Field:

House Resolution No. 144

Relative to the Assembly Investigations Committee on Governmental Efficiency and Economy

Resolved by the Assembly of the State of California, As follows:

1. The Assembly Committee on Governmental Efficiency and Economy, created by House Resolution No. 225 of the Fifty-sixth Regular Session and continued in existence by House Resolution No. 44 of this regular session is hereby authorized to continue to act and to file a final report not later than May 31, 1947.

2. The sum of seven thousand five hundred dollars ($7,500), in addition to the money heretofore made available, is hereby made available from the Contingent Fund of the Assembly, for the expenses of the committee and its members and for any charges, expenses or claims it may incur under this resolution, to be paid from the said contingent fund and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read, and referred to the Committee on Rules.

MOTION BY MR. FIELD

Mr. Field moved that the Rules be amended to make mandatory the printing of all amendments to bills in italics; and that this motion be referred to the Committee on Rules for consideration.

Motion carried.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1366—An act to amend Section 20016 of the Government Code, relating to members of the State Employees' Retirement System.

Bill read third time.

Motion to Amend

Mr. Price moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 5, of the printed bill, as amended in the Assembly on April 7, 1947, after "and all", strike out "members".

Amendment read, and adopted.

Bill ordered reprinted, and re-engrossed.

Assembly Bill No. 956—An act to amend Sections 43.5 and 46 of the County Employees Retirement Act of 1937, relating to retirement.

Bill read third time.

Motion to Amend

Mr. Allen moved the adoption of the following amendments:

Amendment No. 1

In line 2 of the title of the printed bill, after the comma, insert "and Sections 31560 and 31645 of the Government Code,".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 2

On page 2 of the printed bill, following line 7, insert

"SEC. 3. Section 31560 of the Government Code is amended to read:

31560. Any persons over age 55 at the time of his entrance into the *county* service [of the county or any district] is ineligible for membership in the association unless:

(a) He has been an employee [of the] *in* county *service* [or district] for three or more years immediately prior to the effective date of a system established pursuant to this chapter, or unless

(b) He has been a member of a previous pension system which is superseded by a retirement system established pursuant to this chapter, *or*

(c) He receives credit for time of membership in another existing retirement system pursuant to Article 7.5 and was not over 55 years of age when first becoming a member of such other existing system.

SEC. 4. Section 31645 of the Government Code is amended to read:

31645. Except as provided in Section 31646 credit for prior service shall be granted to each person who has rendered such service as defined in or pursuant to this chapter, and who has become a member of the retirement system [on the day] *within one year after* it becomes operative, or within six months after discharge from military service [, or within one year after last rendering prior service].

SEC. 5. Sections 3 and 4 of this act shall take effect only if Title 3 of the Government Code is enacted by the Legislature at its Fifty-seventh Regular General Session, and in such case at the same time as said Title 3 takes effect; at which time Sections 43.5 and 46 of the County Employees Retirement Act of 1937 are hereby repealed."

Amendments read, and adopted.

Bill ordered reprinted, and re-engrossed.

NOTICE OF MOTION TO WITHDRAW ASSEMBLY BILLS NOS. 2157 AND 2159 FROM THE INACTIVE FILE

Mr. Sherwin gave notice that on the next legislative day he would move to withdraw Assembly Bills Nos. 2157 and 2159 from the inactive file, and that they be placed upon the third reading file.

NOTICE OF MOTION TO WITHDRAW ASSEMBLY BILL NO. 596 FROM THE INACTIVE FILE

Mr. Stephenson gave notice that on the next legislative day he would move to withdraw Assembly Bill No. 596 from the inactive file, and that it be placed upon the third reading file.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 638—An act conveying certain tide lands and lands lying under inland navigable waters, situated in the Bay of San Diego to the City of National City, in furtherance of navigation and commerce and the fisheries, and providing for the government, management and control thereof, reserving rights to the State.

Bill read third time.

Motion to Amend

Mr. Cramer moved the adoption of the following amendment:

Amendment No. 1

On page 1 of the printed bill, strike out lines 1 to 7, inclusive, and insert

"SECTION 1. There is hereby granted and conveyed to the City of National City in the County of San Diego, State of California, all of those certain tide and submerged lands of San Diego Bay, whether filled or unfilled, lying and being in the County of San Diego, State of California, and more particularly described as follows: Beginning

at a point on the southerly boundary of the City of National City, at the intersection of the said boundary with the ordinary high water mark of San Diego Bay as said point of intersection is delineated on Miscellaneous Map No. 185, Records of San Diego County, and running thence along the said ordinary high water mark, as delineated on said Miscellaneous Map No. 185, S. 31 degrees 10 minutes E., 26.84 feet, N. 77 degrees 20 minutes E., 251.04 feet, S. 41 degrees 01 minutes 29 seconds E., 493.67 feet, S. 40 degrees 52 minutes E., 261.31 feet, S. 26 degrees 56 minutes E., 695.43 feet and S. 9 degrees 46 minutes W., 266.97 feet; thence out into San Diego Bay S. 71 degrees 43 minutes 29 seconds W., 2,636.31 feet to an intersection with a straight line joining U. S. Harbor Line Stations for San Diego Bay Nos. 303 and 495; thence along the said line joining Stations 303 and 495 N. 8 degrees 02 minutes 19 seconds W., 1,697.97 feet to the extension westerly of the southerly boundary of the City of National City; thence along the extension of said southerly boundary N. 71 degrees 44 minutes 34 seconds E., 1,808.18 feet to the place of beginning."

Amendment read, and adopted.

Bill ordered reprinted, and re-engrossed.

Assembly Bill No. 639—An act conveying certain tide lands and lands lying under inland navigable waters, situated in the Bay of San Diego to the City of Chula Vista, in furtherance of navigation and commerce and the fisheries, and providing for the government, management and control thereof, reserving rights to the State.

Bill read third time.

Motion to Amend

Mr. Cramer moved the adoption of the following amendment:

Amendment No. 1

On page 1 of the printed bill, strike out lines 1 to 6, inclusive, and insert

"SECTION 1. There is hereby granted and conveyed to the City of Chula Vista in the County of San Diego, State of California, all of those certain tide and submerged lands of San Diego Bay, whether filled or unfilled, lying and being in the County of San Diego, State of California, and more particularly described as follows:

Beginning at a point on the northerly boundary of the City of Chula Vista, at the intersection of the said boundary with the ordinary high water mark of San Diego Bay as said point of intersection is delineated on Miscellaneous Map No. 185, Records of San Diego County, and running thence along the said ordinary high water mark, as delineated on said Miscellaneous Map No. 185, N. 12 degrees 31 minutes W., 617.04 feet, N. 33 degrees 18 minutes W., 277.39 feet, N. 1 degree 25 minutes W., 203.06 feet, N. 81 degrees 22 minutes E., 146.66 feet, S. 65 degrees 22 minutes E., 132.01 feet, N. 55 degrees 24 minutes E., 140.91 feet, N. 10 degrees 35 minutes E, 277.73 feet, N. 61 degrees 10 minutes E., 200.91 feet, S. 81 degrees 24 minutes E., 802.02 feet, N. 78 degrees 29 minutes E., 225.52 feet, N. 34 degrees 36 minutes E., 419.13 feet, N. 7 degrees 59 minutes E., 201.96 feet, N. 27 degrees 44 minutes E., 305.04 feet and N. 9 degrees 46 minutes E., 204.87 feet; thence out into San Diego Bay S. 71 degrees 43 minutes 29 seconds W., 2,636.31 feet to an intersection with a straight line joining U. S. Harbor Line Stations for San Diego Bay Nos. 303 and 495; thence along the said line joining Stations 303 and 495 S. 8 degrees 02 minutes 19 seconds E., 1,697.98 feet to the extension westerly of the northerly boundary of the City of Chula Vista; thence along the extension of said northerly boundary N. 71 degrees 42 minutes 24 seconds E., 489.57 feet to the place of beginning."

Amendment read, and adopted.

Bill ordered reprinted, and re-engrossed.

Assembly Bill No. 623—An act to amend Section 799.1 of, and to add Section 799.2 to, the Fish and Game Code, relating to abalones.

Bill read third time.

Motion to Amend

Mr. Thomas moved the adoption of the following amendment:

Amendment No. 1

On page 1 of the printed bill, before line 1, insert
"SECTION 1. Section 799.1 of the Fish and Game Code is amended to read:".

Amendment read, and adopted.
Bill ordered reprinted, and re-engrossed.

THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 359—An act to repeal Article 2, Chapter 7, Part 4, Division 5, of the Water Code, relating to the revolving fund of the Reclamation Board, and providing for the abolition of, and the disposal of the money in said fund.

Bill read third time.

Motion to Amend

Mr. Hawkins moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 1, of the printed, after "Division 5", insert "of the Water Code".

Amendment read, and adopted.
Bill ordered reprinted, and re-engrossed.

RE-REFERENCE OF BILLS

By order of the Speaker, the following bills were withdrawn from the file, and re-referred as follows:

Assembly Bill No. 2535 re-referred to Committee on Municipal and County Government.

Assembly Constitutional Amendment No. 30 re-referred to Committee on Constitutional Amendments.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, April 14, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:
Assembly Bill No. 2535
And reports the same correctly engrossed.

WEBER, Chairman

Above reported bill ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 14, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:
Assembly Constitutional Amendment No. 30
And reports the same correctly engrossed.

WEBER, Chairman

Above reported resolution ordered on file for adoption.

ANNOUNCEMENT BY SPEAKER

Speaker Collins announced that C. V. Irwin, former Chief Page of the Assembly, was made a Private First Class of the Marine Corps this morning; and that he sends best wishes to his friends in the Capitol.

NOTICE OF MOTION

Mr. Dickey gave notice that on the next legislative day he would move that night sessions be held.

ANNOUNCEMENT OF COMMITTEE MEETINGS

It was announced that the following committees would hold meetings:

On Adjournment—

Public Utilities and Corporations.
Crime and Correction.
Ways and Means

At 8 p.m., tonight—

Finance and Insurance.

At 9 a.m., tomorrow, Tuesday, April 15th—

Rules.

GUESTS EXTENDED PRIVILEGE OF ASSEMBLY FLOOR

On request of Mr. Brown, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to the Misses Florence and Helen McCarthy of Modesto.

On request of Mr. Lyons and Alameda County Delegation, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to J. M. McDonough of Oakland.

On request of Mr. Allen and the Los Angeles Delegation, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. Leslie Claypool of Los Angeles.

On request of Mrs. Niehouse and the San Diego Delegation, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. Fannie Enson and Miss Hattie Wilden of San Diego.

On request of Mr. Wollenberg, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. Louis Heilbron, David Heilbron and John Heilbron of San Francisco.

On request of Mr. Johnson, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mr. and Mrs. Myron Frew of Dinuba.

On request of Mr. O'Day, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. William Yerby of San Francisco, and Charles W. Goldbeck of Sonora.

ADJOURNMENT

At 3.29 p.m., on motion of Mr. Dickey, the Speaker declared the Assembly adjourned until 9.30 a.m., Tuesday, April 15, 1947.

SAM L. COLLINS, Speaker

GERALDINE B. HADSELL, Minute Clerk

CALIFORNIA LEGISLATURE
FIFTY-SEVENTH (GENERAL) SESSION

ASSEMBLY DAILY JOURNAL

FORTY-FIFTH LEGISLATIVE DAY
ONE HUNDREDTH CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO
Tuesday, April 15, 1947

The Assembly met at 9.30 a.m.
Hon. Sam L. Collins, Speaker of the Assembly, presiding.
Chief Clerk Arthur A. Ohnimus at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—76.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. Raymond Renwald:

Our Father who art in heaven, hallowed be Thy name, Thy kingdom come, Thy will be done on earth as it is in heaven. Give us this day our daily bread, and forgive us our trespasses as we forgive those who trespass against us, and lead us not into temptation, but deliver us from evil—AMEN.

READING OF THE JOURNAL DISPENSED WITH

On motion of Mr. Clarke, further reading of the Journal of the previous legislative day was dispensed with.

LEAVES OF ABSENCE FOR THE DAY

The following members were granted leaves of absence for the day, because of illness:

Mr. Burns, on motion of Mr. Heisinger.
Mr. Cooke, on motion of Mr. Robertson.
Mr. Knight, on motion of Mr. Erwin.

The following member was granted leave of absence for the day, because of legislative business elsewhere:

Mr. Hinton, on motion of Mr. Beck.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, April 15, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 162
Assembly Bill No. 166
Assembly Bill No. 390
Assembly Bill No 391
Assembly Bill No. 568
Assembly Bill No. 841
Assembly Bill No. 1839

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 14, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1563

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bill ordered to third reading.

RE-REFERENCE OF BILLS

By order of the Speaker, the following bills were withdrawn from the file, and re-referred as follows:

Assembly Bill No. 1505 re-referred to Committee on Finance and Insurance.

Assembly Bill No. 141 re-referred to Committee on Ways and Means.

Assembly Bill No. 1553 re-referred to Committee on Municipal and County Government.

Assembly Bill No. 1563 re-referred to Committee on Municipal and County Government.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, April 14, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed:

Assembly Bill No. 34
Assembly Bill No. 617
Assembly Bill No. 1334

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bills ordered enrolled.

SENATE CHAMBER, SACRAMENTO, April 14, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed:

Senate Bill No. 290
Senate Bill No. 327
Senate Bill No. 714
Senate Bill No. 804
Senate Bill No. 807
Senate Bill No. 917
Senate Bill No. 1329
Senate Bill No. 1330
Senate Bill No. 1344
Senate Bill No. 1345
Senate Bill No. 1346
Senate Bill No. 1347
Senate Bill No. 1348
Senate Bill No. 1349
Senate Bill No. 1439

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS

The following bills were read the first time:

Senate Bill No. 290—An act to repeal Section 1881.3 of the Civil Code, relating to the period during which the chapter of said code relating to private bulk storage of grain shall remain in effect.

Referred to Commitee on Agriculture.

Senate Bill No. 327—An act to amend Section 17953 of the Revenue and Taxation Code, relating to credits against net income of estates and trusts under the Personal Income Tax Law.

Referred to Committee on Revenue and Taxation.

Senate Bill No. 714—An act to add Sections 108 and 109 to the Bank Act and to add Article 6, comprising Sections 18210 to 18216, inclusive, to Chapter 8 of Part 10 of Division 2 of the Revenue and Taxation Code, relating to common trust funds.

Referred to Committee on Finance and Insurance.

Senate Bill No. 804—An act to add Chapter 7, comprising Sections 28280 to 28345, inclusive, to Division 21 of the Health and Safety Code, and to add Section 40015 thereto, thereby consolidating and revising the law relating to sanitation in the production, handling, storage, and sale of food, including food production establishments, food containers and food licensing, and repealing acts and parts of acts specified therein.

Referred to Committee on Public Health.

Senate Bill No. 807—An act to add Chapter 5, comprising Sections 28110 to 28160, inclusive, to Division 21 of the Health and Safety Code, and to add Section 40013 thereto, thereby consolidating and revising the law relating to cold storage, including refrigerating warehouses and food kept or preserved therein, and repealing acts and parts of acts specified therein.

Referred to Committee on Public Health.

Senate Bill No. 917—An act to amend Sections 30605 and 30606 of and to add Section 30608 to the Streets and Highways Code, relating to the San Francisco-Oakland Bay Bridge.

Referred to Committee on Transportation and Commerce.

Senate Bill No. 1329—An act to amend Section 6816 of the Public Resources Code, relating to the disposition of moneys credited to the State Lands Act Fund.

Referred to Committee on Manufacturing, Oil, and Mining Industry.

Senate Bill No. 1330—An act to amend Sections 8352 and 8353 of the Revenue and Taxation Code, relating to appropriations from the Motor Vehicle Fuel Fund.

Referred to Committee on Revenue and Taxation.

Senate Bill No. 1344—An act to amend Section 16652 of the Revenue and Taxation Code, relating to appropriations from the Gift Tax Fund.

Referred to Committee on Revenue and Taxation.

Senate Bill No. 1345—An act to repeal Section 7103 of the Revenue and Taxation Code, relating to appropriations to carry out the Sales and Use Tax Law.

Referred to Committee on Revenue and Taxation.

Senate Bill No. 1346—An act to repeal Section 19353 of the Revenue and Taxation Code, relating to appropriations to carry out the Personal Income Tax Law.

Referred to Committee on Revenue and Taxation.

Senate Bill No. 1347—An act to amend Section 27 of the Corporation Income Tax Act, relating to appropriations to carry out said act.

Referred to Committee on Revenue and Taxation.

Senate Bill No. 1348—An act to amend Section 5014 of the Public Resources Code, relating to the appropriation of moneys in the State Beach Fund.

Referred to Committee on Conservation, Planning, and Public Works.

Senate Bill No. 1349—An act to amend Section 5014.1 of the Public Resources Code, relating to appropriations from the State Park Fund.

Referred to Committee on Municipal and County Government.

Senate Bill No. 1439—An act to amend Section 1 of "An act authorizing and empowering any county, city and county, or city in the State of California to donate, convey, and grant to the State of California, or to district agricultural associations thereof, any real property owned, held and used by it for fair ground and exposition purposes, or which it may hereafter acquire, hold and use for such purposes," approved July 11, 1935, relating to powers of counties, cities and counties, and cities.

Referred to Committee on Governmental Efficiency and Economy.

REPORTS OF STANDING COMMITTEES

Committee on Military Affairs

ASSEMBLY CHAMBER, SACRAMENTO, April 15, 1947

MR. SPEAKER: Your Committee on Military Affairs, to which was referred:

Assembly Bill No. 79

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

McCOLLISTER, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 15, 1947

MR. SPEAKER: Your Committee on Military Affairs, to which was referred:

Assembly Bill No. 297

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

McCOLLISTER, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 15, 1947

MR. SPEAKER: Your Committee on Military Affairs, to which were referred:

Assembly Bill No. 77
Assembly Bill No. 903
Assembly Bill No. 907
Assembly Bill No. 1392
Assembly Bill No. 1707
Assembly Bill No. 1909

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

McCOLLISTER, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 15, 1947

MR. SPEAKER: Your Committee on Military Affairs, to which was referred:

Assembly Concurrent Resolution No. 13

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

McCOLLISTER, Chairman

Above reported resolution ordered engrosesd.

ASSEMBLY CHAMBER, SACRAMENTO, April 15, 1947

MR. SPEAKER: Your Committee on Military Affairs, to which was referred:

Assembly Bill No. 209

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be re-referred to Committee on Ways and Means.

McCOLLISTER, Chairman

Above reported bill re-referred to Committee on Ways and Means.

ASSEMBLY CHAMBER, SACRAMENTO, April 15, 1947

MR. SPEAKER: Your Committee on Military Affairs, to which was referred:

Assembly Bill No. 89

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be re-referred to Committee on Ways and Means.

McCOLLISTER, Chairman

Above reported bill re-referred to Committee on Ways and Means.

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, April 15, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 2661—An act making an appropriation for expenses of Members of the Assembly, to take effect immediately;

And reports that the same has been correctly enrolled, and presented to the Governor on the fifteenth day of April, 1947, at 9.30 a.m.

WEBER, Chairman

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, April 14, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted:

Senate Joint Resolution No. 16

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS (RESUMED)

The following resolution was read:

Senate Joint Resolution No. 16—Relative to the ratification of an amendment to the Constitution of the United States, proposed by the Congress of the United States, relating to the terms of office of the President.

Ordered held at desk without reference to committee.

CONSIDERATION OF DAILY FILE

THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 1411—An act to amend Section 426 of the Code of Civil Procedure, relating to complaints.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Boyd, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Crowley, Lester T. Davis, Clayton A. Dills, Dolwig, Elliott, Erwin, Geddes, Grant, Grunsky, Hahn, Hawkins, Huyck, James, Kilpatrick, Kirkwood, Loomis, Lowrey, McCollister, McMillan, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thorp, Waters, and Mr. Speaker—43.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1700—An act to amend Section 1161 of the Civil Code, relating to the recordation of instruments.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Boyd, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cramer, Crowley, Lester T. Davis, Clayton A. Dills, Dolwig, Elliott, Erwin, Gannon, Geddes, Grunsky, Hahn, Hawkins, Huyck, James, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, McCollister, McMillan, Price, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thorp, Waters, and Mr. Speaker—44.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 253—An act to amend Sections 26840, 27322, and 27376 of the Government Code, relating to marriage licenses and certificates of marriage.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Boyd, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cramer, Crowley, Lester T. Davis, Debs, Clayton A. Dills, Dolwig, Elliott, Erwin, Gaffney, Gannon, Geddes, Grant, Grunsky, Hawkins, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thorp, Thurman, and Weber—49.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1019—An act to amend Section 1157 of the Government Code, relating to payroll deductions of public employees.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cramer, Lester T. Davis, Debs, Dolwig, Elliott, Erwin, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinckley, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Sheridan, Sherwin, Silliman, Stanley, Thomas, Thorp, Thurman, Waters, Weber, and Mr. Speaker—51.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 439—An act to amend Section 2943 of the Penal Code, relating to the discharge of prisoners, and specifying the privileges, funds, and clothing to be provided thereupon.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cramer, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Elliott, Erwin, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thorp, Thurman, Waters, Weber, and Mr. Speaker—57.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 750—An act to amend Section 7d of an act entitled "An act authorizing the establishment of municipal courts, prescribing their constitution, regulation, government, procedure and jurisdiction, and providing for the election and appointment of the judges, clerks and other attaches of such courts, their terms of office, qualification and compensation and for the selection of jurors therein," approved May 23, 1925, relating to compensation of court reporters in municipal courts in cities of the first and one-half class.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Bennett, Berry, Blosser, Boyd, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cramer, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Elliott, Erwin, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Huyck, James, Johnson, Kirkwood, Loomis, Lowrey, Luckel, McCollister, McMillan, Miller, Price, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thorp, Thurman, Waters, Weber, and Mr. Speaker—53.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1616—An act to amend Section 79 of the Civil Code, relating to marriage without a license.

Bill read third time.

The roll was called, and the bill refused passage by the following vote:

AYES—Blosser, Boyd, Butters, Collier, Conrad, M. Philip Davis, Fletcher, Geddes, Grant, Hinckley, Huyck, McMillan, Thomas, and Waters—14.

NOES—Beck, Berry, Brady, Brown, Burke, Caldecott, Carey, Clarke, Cramer, Crichton, Lester T. Davis, Dickey, Ralph C. Dills, Dolwig, Dunn, Elliott, Erwin, Field, Gaffney, Gannon, Grunsky, Hahn, Heisinger, James, Johnson, Loomis, Luckel, Lyons, Maloney, McCollister, Niehouse, Price, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Weber, and Wollenberg—44.

Assembly Bill No. 636—An act to amend Section 11871 of the Insurance Code, relating to the powers of the State Compensation Insurance Fund.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—67.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 2124—An act to amend Section 337.5 of the Code of Civil Procedure, relating to the limitation of actions.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—70.

NOES—None.

Bill ordered transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT TO TAKE UP ASSEMBLY BILL NO. 1593, OUT OF ORDER

Mr. Maloney asked for unanimous consent to take up Assembly Bill No. 1593, out of order, at this time.

Mr. Ralph C. Dills withheld unanimous consent.

Speaker Pro Tempore Presiding

At 10.30 a.m., Hon. Thomas A. Maloney, Speaker pro Tempore of the Assembly, presiding.

CONSIDERATION OF DAILY FILE (RESUMED)
CONSIDERATION OF SPECIAL ORDER

The hour of 10.30 a.m. having arrived, Assembly Joint Resolution No. 34 was taken up.

By unanimous consent, consideration of Senate Joint Resolution No. 16 was substituted for the consideration of Assembly Joint Resolution No. 34.

CONSIDERATION OF SENATE JOINT RESOLUTION NO. 16

Senate Joint Resolution No. 16—Relative to the ratification of an amendment to the Constitution of the United States, proposed by the Congress of the United States, relating to the terms of office of the President.

Resolution read.

Demand for Previous Question

Messrs. Conrad, Luckel, Price, Robertson, and Doyle demanded the previous question.

Demand for previous question sustained.

The question being on the adoption of Senate Joint Resolution No. 16.

The roll was called, and the resolution adopted by the following vote:

AYES—Blosser, Boyd, Burke, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cramer, M. Philip Davis, Dickey, Dolwig, Erwin, Field, Gannon, Geddes, Grant, Grunsky, Hahn, Hinckley, Hollibaugh, Huyck, James, Kirkwood, Loomis, Luckel, Lyons, Maloney, McCollister, Niehouse, Price, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—45.

NOES—Anderson, Beck, Bennett, Berry, Brady, Brown, George D. Collins, Crichton, Crowley, Lester T. Davis, Debs, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Evans, Fletcher, Gaffney, Hawkins, Heisinger, Johnson, Kilpatrick, Lowrey, McMillan, Miller, O'Day, Robertson, Rosenthal, and Thomas—30

Resolution ordered transmitted to the Senate.

Explanation of Vote

Due to illness I was absent when the vote on Senate Joint Resolution No. 16 was taken. Had I been present I would have voted "no."

J. B. COOKE

RECESS

At 11 a.m., on motion of Mr. Dickey, the Assembly recessed until 11.10 a.m.

REASSEMBLED

At 11.10 a.m., the Assembly reconvened.

Hon. Thomas A. Maloney, Speaker pro Tempore of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

RE-REFERENCE OF BILLS

By order of the Speaker, the following bill was withdrawn from the file, and re-referred as follows:

Assembly Joint Resolution No. 34 re-referred to the Committee on Rules.

CONSIDERATION OF DAILY FILE (RESUMED)
CONSIDERATION OF SPECIAL ORDER

The hour having arrived, Assembly Bill No. 124 was taken up.

Assembly Bill No. 124—An act to amend Sections 2011, 2160, and 2181, and to repeal Sections 2181.01 and 2224 of the Welfare and Institutions Code, and to amend Section 206 of the Civil Code and Section 270c of the Penal Code, relating to aged aid, and the liability of responsible relatives.

Bill read third time.

Motion to Amend

Mr. Sherwin moved the adoption of the following amendments:

Amendment No. 1

In lines 3 and 4 of the title of the printed bill, as amended in the Assembly on March 27, 1947, strike out "and to amend Section 206 of the Civil Code and Section 270c of the Penal Code,".

Amendment No. 2

On page 3 of said bill, strike out lines 20 to 37, inclusive.

Amendments read.

Roll Call Demanded

Messrs. Ralph C. Dills, Hawkins, and Debs demanded a roll call.

The roll was called, and the amendments offered by Mr. Sherwin to Assembly Bill No. 124 were refused adoption by the following vote:

AYES—Blosser, Burke, Butters, Caldecott, Clarke, Conrad, M. Philip Davis, Dolwig, Erwin, Field, Grunsky, Hinckley, Huyck, James, Kirkwood, Loomis, Maloney, Sherwin, Silliman, Stanley, Stewart, Thompson, Thorp, Waters, and Wollenberg—25.

NOES—Allen, Anderson, Beck, Bennett, Berry, Brady, Brown, Carey, Collier, George D. Collins, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Evans, Gaffney, Gannon, Geddes, Grant, Hawkins, Heisinger, Hollibaugh, Johnson, Kilpatrick, Lowrey, Luckel, Lyons, McCollister, McMillan, Miller, Niehouse, Price, Rosenthal, Sheridan, Stephenson, Thomas, and Weber—44.

The question being on the passage of Assembly Bill No. 124.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Brady, Brown, Carey, Collier, George D. Collins, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Evans, Gaffney, Gannon, Geddes, Grant, Hawkins, Heisinger, Hollibaugh, Johnson, Kilpatrick, Lowrey, Luckel, Lyons, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Stanley, Stephenson, Thomas, Thompson, and Weber—48.

NOES—Blosser, Burke, Butters, Caldecott, Clarke, Conrad, M. Philip Davis, Dolwig, Erwin, Field, Grunsky, Hinckley, Huyck, Kirkwood, Loomis, Maloney, Sherwin, Silliman, Stewart, Thorp, Waters, and Wollenberg—22.

Bill ordered transmitted to the Senate.

RECESS

At 12.15 p.m., on motion of Mr. Dickey, the Assembly recessed until 2 p.m.

REASSEMBLED

At 2 p.m., the Assembly reconvened.

Hon. Thomas A. Maloney, Speaker pro Tempore of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, April 15, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 147	Assembly Bill No. 1312
Assembly Bill No. 164	Assembly Bill No. 2358
Assembly Bill No. 860	

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

Committee on Finance and Insurance

ASSEMBLY CHAMBER, SACRAMENTO, April 14, 1947

MR. SPEAKER: Your Committee on Finance and Insurance, to which were referred:

Senate Bill No. 224
Senate Bill No. 668

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

GEDDES, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 14, 1947

MR. SPEAKER: Your Committee on Finance and Insurance, to which were referred:

Assembly Bill No. 474
Assembly Bill No. 475
Assembly Bill No. 2435

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

GEDDES, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 14, 1947

MR. SPEAKER: Your Committee on Finance and Insurance, to which were referred:

Assembly Bill No. 1505
Assembly Bill No. 2150
Senate Bill No. 222
Senate Bill No. 225
Senate Bill No. 357
Senate Bill No. 652
Senate Bill No. 665
Senate Bill No. 667
Senate Bill No. 205

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

GEDDES, Chairman

Above reported bills ordered to second reading.

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, April 15, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 148

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bill ordered to third reading.

Committee on Judiciary

ASSEMBLY CHAMBER, SACRAMENTO, April 15, 1947

MR. SPEAKER: Your Committee on Judiciary, to which were referred:

Assembly Bill No. 763
Assembly Bill No. 1417

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

BROWN, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 14, 1947

MR. SPEAKER: Your Committee on Judiciary, to which were referred:

Assembly Bill No. 106
Assembly Bill No. 513
Assembly Bill No. 518
Assembly Bill No. 620
Assembly Bill No. 2320

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

BROWN, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 14, 1947

MR. SPEAKER: Your Committee on Judiciary, to which were referred:

Assembly Bill No. 512
Assembly Bill No. 514
Assembly Bill No. 515
Assembly Bill No. 517
Assembly Bill No. 802
Assembly Bill No. 914
Assembly Bill No. 1232
Assembly Bill No. 2238
Assembly Bill No. 516

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

BROWN, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 14, 1947

MR. SPEAKER: Your Committee on Judiciary, to which was referred:

Senate Bill No. 589

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

BROWN, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 14, 1947

MR. SPEAKER: Your Committee on Judiciary, to which were referred:

Assembly Bill No. 460
Assembly Bill No. 469
Assembly Bill No. 2097

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

BROWN, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 14, 1947

MR. SPEAKER: Your Committee on Judiciary, to which was referred:

Senate Bill No. 2

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

BROWN, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 14, 1947

MR. SPEAKER: Your Committee on Judiciary, to which was referred:

Assembly Bill No. 978

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

BROWN, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 14, 1947

MR. SPEAKER: Your Committee on Judiciary, to which was referred:

Assembly Bill No. 911

Has had the same under consideration, and reports the same back with the recommendation: Do pass, as amended, and be re-referred to Committee on Ways and Means.

BROWN, Chairman

Above reported bill ordered to second reading.

Committee on Public Utilities and Corporations

ASSEMBLY CHAMBER, SACRAMENTO, April 15, 1947

MR. SPEAKER: Your Committee on Public Utilities and Corporations, to which was referred:

Assembly Bill No. 1978

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

ALLEN, Chairman

Above reported bill ordered to second reading.

Committee on Ways and Means

ASSEMBLY CHAMBER, SACRAMENTO, April 15, 1947

MR. SPEAKER: Your Committee on Ways and Means, to which was referred:
Senate Bill No. 319

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

WOLLENBERG, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 15, 1947

MR. SPEAKER: Your Committee on Ways and Means, to which was referred:
Assembly Bill No. 2652

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, do pass, as amended, and re-refer to Committee on Ways and Means.

WOLLENBERG, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 15, 1947

MR. SPEAKER: Your Committee on Ways and Means, to which was referred:
Senate Bill No. 318

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

WOLLENBERG, Chairman

Above reported bill ordered to second reading.

AMENDMENT TO STANDING RULES

The following amendment to the Standing Rules of the Assembly was offered:

By Mr. Ralph C. Dills:

Amendment No. 1

Rule No. 45 is amended to read:

"45. The Committee on Ways and Means shall consider all bills to appropriate money, other than the contingent expenses of the Assembly."

Amendment read, and referred to the Committee on Rules.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, April 14, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed:
Senate Bill No. 1339

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS (RESUMED)

The following bill was read the first time:

Senate Bill No. 1339—An act to repeal Chapter 295 of the Statutes of 1945 and Sections 160.5, 223.5, 395.6, and 395.7 and Chapter 4, comprising Sections 560 to 489, inclusive, of Part 2 of Division 2 of the Military and Veterans Code, relating to the California State Guard, reserving claims, rights, benefits, and privileges of members and disciplinary power as to offenses, and providing for the liquidation of property, funds, and affairs of the California State Guard.

Referred to Committee on Military Affairs.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 844—An act to amend Section 10 of an act entitled "An act defining credit unions, providing for their incorporation, powers, management and supervision," approved March 31, 1927, relating to the regulation of credit unions.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Bennett, Brady, Brown, Burke, Carey, Clarke, Conrad, Crichton, Crowley, Debs, Clayton A. Dills, Ralph C. Dills, Dolwig, Elliott, Erwin, Fletcher, Grant, Grunsky, Hawkins, Hinckley, Hollibaugh, Huyck, Johnson, Kilpatrick, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Sheridan, Sherwin, Stanley, Stewart, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—45.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 845—An act to amend Sections 2, 7, and 23.4 of an act entitled "An act defining credit unions, providing for their incorporation, powers, management and supervision," approved March 31, 1927, relating to the regulation of credit unions.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Brady, Brown, Burke, Carey, Clarke, George D. Collins, Conrad, Crichton, Crowley, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Elliott, Erwin, Evans, Fletcher, Gannon, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stewart, Thompson, Thorp, Thurman, Waters, and Weber—54.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 846—An act to amend Sections 3 and 14 of an act entitled "An act defining credit unions, providing for their incorporation, powers, management and supervision," approved March 31, 1927, relating to the regulation of credit unions.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Brady, Brown, Burke, Carey, Clarke, George D. Collins, Conrad, Crichton, Crowley, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hawkins, Hinckley, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thompson, Thorp, Thurman, Waters, and Weber—58.

NOES—None.

Bill ordered transmitted to the Senate.

Hon. Richard H. McCollister Presiding

At 2.35 p.m., Hon. Richard H. McCollister, Member of the Assembly from the Seventh District, presiding.

Assembly Bill No. 1328—An act to amend Sections 39, 41, 53, 54, and 57 and to add Section 39.1 to the Unemployment Insurance Act, relating to unemployment insurance.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Lowrey, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Weber, and Wollenberg—65

NOES—Beck, Cramer, Loomis, and Luckel—4.

Bill ordered transmitted to the Senate.

MEMBERS EXCUSED

At 2.45 p.m., Mr. Thomas asked for, and was granted, unanimous consent that it be noted in the Journal that he and Messrs. Collier, Butters, and Cramer were absent from the noon recess until this time because they were attending to legislative duties elsewhere.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 115—An act to repeal and add Sections 205 and 206, to amend Sections 403, 451, 455, and 460 of, and to add Sections 309 and 455.7 to, the Unemployment Insurance Act, relating to unemployment compensation disability insurance.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cramer, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Dunn, Elliott, Erwin, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, and Wollenberg—63.

NOES—None.

Motion to Amend Title

Mr. Lyons moved the adoption of the following amendments to the title:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in the Assembly on April 9, 1947, strike out "and add".

Amendment No. 2

In line 1 of the title of the printed bill, after "206", insert "of".

Amendment No. 3

In line 3 of the title of the printed bill, after "Sections", insert "205, 206".

Amendments read, and adopted.

Bill ordered reprinted, and transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT THAT REPORT BE PRINTED IN THE JOURNAL

Mr. Kilpatrick asked for, and was granted, unanimous consent that the Supplementary Report of the Assembly Interim Committee on

County and City Jails (House Resolution No. 33) be ordered printed in the Journal, in 10-point type.

Above mentioned report will appear prior to the motion to adjourn.

MOTION TO WITHDRAW ASSEMBLY BILLS NOS. 2157 AND 2159 FROM THE INACTIVE FILE

Pursuant to a notice of motion made yesterday by Mr. Sherwin, Mr. Carey moved that Assembly Bills Nos. 2157 and 2159 be withdrawn from the inactive file, and be placed upon the third reading file.

Motion carried.

NOTICE OF MOTION TO AMEND STANDING HOUSE RULE NO. 45

Mr. Ralph C. Dills gave notice that on the next legislative day he would move to amend Standing Rule 45.

MOTION TO WITHDRAW ASSEMBLY BILL NO. 596 FROM THE INACTIVE FILE

Pursuant to a notice of motion made yesterday, Mr. Stephenson moved that Assembly Bill No. 596 be withdrawn from the inactive file, and be placed upon the third reading file.

Motion carried.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 998—An act to amend Sections 520 and 10129 of the Insurance Code, relating to assignment of insurance policies.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—66.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 388—An act to add Section 4019.5 to the Penal Code, relating to the discipline of prisoners in prisons, jails and other places of detention.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cramer, Crichton, Crowley, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—69.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1567—An act to add Section 555 to the Welfare and Institutions Code, relating to juveniles.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Crichton, Crowley, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, and Wollenberg—66.

NOES—None.

Bill ordered transmitted to the Senate.

REQUESTS FOR PERMISSION TO INTRODUCE BILLS

The following request for permission to introduce a bill was presented:

By Mr. Stephenson:

ASSEMBLY CHAMBER, SACRAMENTO, April 15, 1947

MR. SPEAKER: In accordance with the provisions of Article IV, Section 2, of the Constitution, I request permission to introduce a bill, the title of which is as follows:

An act to amend Section 92.1 of the Agricultural Code, relating to the allocation of state money to county and district fairs.

Respectfully submitted.

DWIGHT H. STEPHENSON

Request referred to Committee on Legislative Procedure.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, April 15, 1947

MR. SPEAKER: Your Committee on Legislative Procedure, to which was referred the following bill, herewith returns the same with the recommendation that the author be permitted to introduce it.

By Mr. Stephenson:

An act to amend Section 92.1 of the Agricultural Code, relating to the allocation of state money to county and district fairs.

WEBER, Chairman

The roll was called, and permission granted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cramer, Crichton, Crowley, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—68.

NOES—None.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

The following bill was introduced, and read the first time:

Assembly Bill No. 2663: By Mr. Stephenson—An act to amend Section 92.1 of the Agricultural Code, relating to the allocation of state money to county and district fairs.

Referred to Committee on Agriculture.

REQUEST FOR UNANIMOUS CONSENT THAT RESOLUTION OF THE ASSEMBLY COMMITTEE ON WAYS AND MEANS BE PRINTED IN THE JOURNAL

Mr. Wollenberg asked for, and was granted, unanimous consent that the following resolution of the Assembly Committee on Ways and Means be ordered printed in the Journal:

Resolution of Assembly Committee on Ways and Means

WHEREAS, The Legislative Auditor, on page 141 of his Analysis of the Budget and the Budget Bill for the Fiscal Year July 1, 1947 to June 30, 1948, with reference to Item 22 of Assembly Bill No. 1250, the Budget Bill, has made the following statement:

"We recommend Item 22 be approved as submitted, with the exception that the reclassification and salary adjustments of the positions of Chief Law Secretary and Law Secretary be delayed until such time as a thorough study and analysis of the duties and remuneration of such positions is made and adjustments made to conform therewith. All money to be used for reclassification and salary adjustments, amounting to $4,140, should be segregated until such a study has been made."

therefore, be it

Resolved by the Assembly Ways and Means Committee, That the Judicial Council of the State of California undertake an immediate study and analysis of the duties and remuneration of all personnel employed by the district courts of appeal and recommend to the Director of Finance uniform classifications and salary ranges for the various positions required by the district courts of appeal; and be it further

Resolved, That the Director of Finance in approving fiscal year budgets adhere to such classifications and salary ranges; and be it further

Resolved, That a copy of this resolution be sent by the secretary of the Ways and Means Committee to the Judicial Council of the State of California, to each of the four district courts of appeal, and to the Director of Finance and that a copy be printed in the Assembly Journal.

Adopted this fourteenth day of April, 1947.

ALBERT C. WOLLENBERG, Chairman

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, April 15, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 487	Assembly Bill No. 961
Assembly Bill No. 623	Assembly Bill No. 2266
Assembly Bill No. 956	Assembly Bill No. 2533

And reports the same correctly re-engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, April 15, 1947

MR. SPEAKER: Your Committee on Rules, to which was referred:

Senate Joint Resolution No. 17

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

DICKEY, Chairman

Above reported resolution ordered on file for adoption.

ASSEMBLY CHAMBER, SACRAMENTO, April 15, 1947

MR. SPEAKER: Your Committee on Rules, to which were referred:

Assembly Concurrent Resolution No. 35
Assembly Concurrent Resolution No. 65

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

DICKEY, Chairman

Above reported resolutions ordered engrossed.

ASSEMBLY CHAMBER, SACRAMENTO, April 15, 1947

MR. SPEAKER: Your Committee on Rules, to which were referred:

Assembly Bill No. 2141
Assembly Bill No. 2142

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

DICKEY, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 15, 1947

MR. SPEAKER: Your Committee on Rules, to which was referred:

House Resolution No. 144

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

DICKEY, Chairman

Above reported resolution ordered on file for adoption.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 955—An act to amend Sections 90, 116, and 127 of the County Employees Retirement Act of 1937, relating to retirement.

Bill read third time.

Motion to Amend

Mr. Allen moved the adoption of the following amendments:

Amendment No. 1

In line 2 of the title of the printed bill, as amended in the Assembly on April 11, 1947, after "1937", insert "and Sections 31620, 31621, 31676, and 31677 of the Government Code".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 2

On page 2 of said bill, after line 14, insert

"SEC. 4. Section 31620 of the Government Code is amended to read:

31620. The normal rates of contribution of members shall be based on sex and age at the nearest birthday at the time of entrance into the retirement system, *except where, pursuant to Article 7.5, credit is granted for service in another retirement system, in which case the time of entrance into such other system shall be used.*

SEC. 5. Section 31621 of the Government Code is amended to read:

31621. The normal rates of contribution shall be such as will provide an average annuity at age [65] *60* equal to one one-hundred [fortieth] *twentieth* of the final compensation of members, according to the tables adopted by the board of supervisors, for each year of service rendered after entering the system.

SEC. 6. Section 31676 of the Government Code is amended to read:

31676. The prior service pension is an additional pension for members purchased by the contributions of the county or district, equal to one- [seventieth] *sixtieth* of the average annual compensation earnable by him during the *last* three years prior to the establishment of the system *and the last three years of service*, multiplied by the number of years of prior service credited to him.

SEC. 7. Section 31677 of the Government Code is amended to read:

31677. If a member retires for service before attaining age [65] *60*, the prior service pension shall be reduced to that amount which the value of the pensions as deferred to age [65] *60* will purchase at the actual age of retirement.

SEC. 8. Sections 4, 5, 6, and 7 of this act become operative only if Title 3 of the Government Code is enacted by the Legislature at this session, and in such case, at the same time as said Title 3 takes effect; at which time Sections 90, 116, and 127 of the County Employees Retirement Act of 1937 are hereby repealed."

Amendments read, and adopted.

Bill ordered reprinted, and re-engrossed.

Assembly Bill No. 957—An act to amend Sections 31, 44, 55.5, 57, 93, and 112 of, to add Sections 111.7 and 129 and Article 6.5 to, and to repeal Section 117 of, the County Employees Retirement Act of 1937, relating to county retirement systems.

Bill read third time.

Motion to Amend

Mr. Allen moved the adoption of the following amendments:

Amendment No. 1

In line 5 of the title of the printed bill, as amended in the Assembly on April 11, 1947, after the comma, insert "to amend Sections 31521, 31526, 31553, 31583, 31620, 31624, and 31672 of, to add Sections 31671.5, 31705 and Article 7.5 to Chapter 3 of Part 3 of Division 4 of Title 3 of the Government Code, and to repeal Section 31678 of the Government Code,".

Amendment No. 2

On page 1, line 17, of said bill, strike out ", or", and insert a period.

Amendment No. 3

On page 1 of said bill, strike out lines 18 and 19.

Amendment No. 4

On page 1 of said bill, strike out lines 20 and 21, and insert "Every such declaration filed prior to May 21, 1946, is".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 5

On page 4 of said bill, after line 6, insert

"SEC. 10. Section 31521 of the Government Code is amended to read:

31521. The board of supervisors may provide that the fourth and fifth members shall receive compensation at a rate of not more than ten dollars ($10) a meeting for not more than [one] *two* meeting*s* per month.

SEC. 11. Section 31526 of the Government Code is amended to read:

31526. The regulations shall include provisions:

(a) For the election of officers, their terms, meetings, and all other matters relating to the administrative procedure of the board.

(b) For exemption from membership, in the discretion of the board, of persons whose tenure is temporary, seasonal, or intermittent, or for part time only, or persons whose rate of compensation is less than eighty dollars ($80) a month, or persons whose compensation is fixed at a rate by the day or hour.

(c) For the filing of a sworn statement by every person who is or becomes an employee, showing date of birth, nature and duration or employment with the county, compensation received, and such other information as is required by the board.

(d) For forms of [membership and] annuity certificates and for such other forms as are required

SEC. 12. Section 31553 of the Government Code is amended to read:

31553. Elective officers become members of the retirement association on the first day of the month after filing a declaration with the board to become a member. The declaration shall be filed within 90 days after:

(a) *First* taking office.

(b) The effective date of a system established pursuant to this chapter.

Every such declaration filed prior to May 21, 1946, is validated, confirmed, and declared to be of full force and effect from and after the date on which it was filed.

SEC. 13. Section 31583 of the Government Code is amended to read:

31583. For the purpose of computing the total amounts of compensation of members, pursuant to Sections 31581 to 31587, inclusive, the compensation of every member who receives in excess of [five hundred dollars ($500)] *six hundred dollars ($600)* per month shall be computed at [five hundred dollars ($500)] *six hundred dollars ($600)* per month.

SEC. 14. Section 31620 of the Government Code is amended to read:

31620. The normal rates of contribution of members shall be based on sex and age at the nearest birthday at the time of entrance into the retirement system *except where, pursuant to Article 7.5 credit is granted for service in another system, in which case the time of entrance into such other system shall be used.*

SEC. 15. Section 31624 of the Government Code is amended to read:

31624. The rate of contribution applies only to so much of the earnable compensation of each member as does not exceed [five hundred dollars ($500)] *six hundred dollars ($600)* a month.

SEC. 16. Section 31672 of the Government Code is amended to read:

31672. Any *member who has reached the age of 70 years or any* member who has completed 20 years of continuous service and who has reached age 55 may be retired upon filing with the board a written application, setting forth the date upon which he desires his retirement to become effective which shall be not more than 60 days after the date of filing the application.

SEC. 17. Article 7.5 is added to Chapter 3 of Part 3 of Division 4 of Title 3 of the Government Code, to read:

Article 7.5. Transfers

31660. If a member resigns and enters public service and by such employment becomes eligible to participate in a retirement system which provides that such system may accept funds from other retirement funds, and if, pursuant to the provisions of such other system, request for the transfer of funds of the county employees retirement system is made, the treasurer shall pay from the employees retirement fund an amount equal to the member's accumulated contributions plus county contributions equal to the member's accumulated normal contributions to the proper officer of such other retirement system.

31661. If a member enters county service after the termination of his membership in any other public retirement system, other than termination by retirement, and within one year from such termination deposits in the retirement fund an amount equal to his contributions to such other system plus governmental contributions to such system made on account of the membership of such employee, such portion of such amount equal to his contributions to such other system shall be considered as a part of his accumulated normal contributions, and the time during which he was a member of such other system shall be considered as service as defined by Section 31641 performed while he was a member of the retirement system established by this chapter.

SEC. 18. Section 31671.5 is added to the Government Code, to read:

31671.5. Nothing in Section 31671 prevents an elected official from completing the remainder of his term of office.

SEC. 19. Section 31705 is added to the Government Code, to read:

31705. The retirement allowance shall be calculated according to the provisions of this chapter as they exist at the time of the commencement of the retirement allowance.

SEC. 20. Section 31678 of the Government Code is hereby repealed.

SEC. 21. Sections 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, and 20 of this act become operative only if Title 3 of the Government Code is enacted by the Legislature at its Fifty-seventh Regular General Session, and in such case at the same time as said Title 3 takes effect; at which time Sections 31, 44, 55 5, 57, 93, and 112 of the County Employees Retirement Act of 1937 and Sections 111.7 and 129 and Article 6.5 added to the said County Employees Retirement Act of 1937 by this act, are hereby repealed"

Amendments read, and adopted.

Bill ordered reprinted, and re-engrossed.

Assembly Bill No. 1935—An act to amend Section 204e of the Code of Civil Procedure, relating to the duties and compensation of the secretary of jury commissioner of the superior court, and assistants.

Bill read third time.

Motion to Amend

Mr. Dickey moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 3, of the printed bill, after "204e.", insert "Except as provided in Section 204h,".

Amendment No. 2

On page 2, line 1, of said bill, after "hundred", insert "fifty".

Amendment No. 3

On page 2, line 3, of said bill, strike out "one hundred seventy-five", and insert "two hundred".

Amendments read, and adopted.

Bill ordered reprinted, and re-engrossed.

QUESTION OF PERSONAL PRIVILEGE

Mr. Field arose to a question of personal privilege.

MOTION TO EXPUNGE RECORD, AND RESCIND ACTION WHEREBY MOTION CARRIED

Mr. Field moved to expunge the record, and to rescind the action whereby the motion, previously carried, that the Interim Committee of the Committee on Governmental Efficiency and Economy be authorized to investigate the charges contained in the letter read by Mr. Kirkwood.

Mr. Dickey seconded the motion.

The question being on the motion by Mr. Field to expunge the record, and rescind the action.

Point of Order

Mr. Doyle arose to the following point of order: That Mr. Field is out of order because the correspondence under discussion was placed in the hands of Mr. Field's committee and not in the hands of Mr. Field personally.

Ruling by Speaker

Acting Speaker McCollister ruled the point of order not well taken.

Point of Order

Mr. Rosenthal arose to the following point of order: That the remarks by Mr. Kirkwood are not in order because Mr. Field made the motion and not Mr. Sam L. Collins.

Ruling by Speaker

Acting Speaker McCollister ruled the point of order well taken.

Demand for Previous Question

Messrs. Crichton, Brady, Robertson, Debs, and Cramer demanded the previous question.

Demand for previous question sustained.

The question being on the motion by Mr. Field to expunge the record and rescind the action whereby the motion carried that the Interim Committee on Governmental Efficiency and Economy be authorized to investigate the charges contained in the letter read by Mr. Kirkwood.

The roll was called, and the motion carried by the following vote:

AYES—Anderson, Bennett, Blosser, Boyd, Brady, Brown, Burke, Caldecott, Carey, Clarke, Collier, Conrad, Cramer, Crichton, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Dunn, Elliott, Erwin, Field, Fletcher, Gaffney, Geddes, Grant, Hahn, Hawkins, Heisinger, Hinckley, Hollibaugh, James, Johnson, Kilpatrick, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Waters, Weber, and Wollenberg—58.

NOES—Allen, Butters, Crowley, M. Philip Davis, Doyle, Evans, Gannon, Grunsky, Miller, O'Day, and Thurman—11.

Point of Order

Mr. Lowrey arose to the following point of order: That the remarks by Mr. Stewart are not in order because there is nothing before the House.

Ruling by Speaker

Acting Speaker McCollister ruled the point of order well taken.

Motion to Set Special Order

Mr. Evans moved that the charges contained in the letter read by Mr. Kirkwood be made a special order of business for Tuesday, April 22, 1947, at 2 p.m.; and that, at that time, the Assembly resolve itself into a Committee of the Whole; and that the Committee on Rules be instructed to give to the Chief Clerk the list of witnesses who are to be subpenaed for the hearing.

Mr. Debs seconded the motion.

Substitute Motion

Mr. Heisinger moved, as a substitute motion, that the matter under discussion be referred to the Committee on Judiciary for investigation.

Mr. Gannon seconded the motion.

Amendment to the Substitute Motion

Mr. Gannon moved the following amendment to Mr. Heisinger's motion, with the permission of Mr. Heisinger: That the Speaker pro Tempore be empowered to appoint a Committee of Five Members of the Assembly to substitute for the Committee on Judiciary to make the investigation.

Mr. McMillan seconded the motion.

The roll was called.

Call of the Assembly

Pending the announcement of the vote, Mr. Gannon moved a call of the Assembly.

Motion lost.

The question being on Mr. Gannon's amendment to Mr. Heisinger's substitute motion.

The roll was called, and Mr. Gannon's amendment refused adoption by the following vote:

AYES—Boyd, Brady, Brown, Carey, Clarke, Crichton, M. Philip Davis, Dickey, Ralph C. Dills, Dolwig, Doyle, Fletcher, Gaffney, Gannon, Heisinger, James, Johnson, Loomis, McCollister, McMillan, O'Day, Price, Robertson, Rosenthal, Silliman, Thompson, and Wollenberg—27.

NOES—Allen, Anderson, Bennett, Blosser, Burke, Butters, Caldecott, Collier, George D. Collins, Cramer, Crowley, Debs, Clayton A. Dills, Dunn, Elliott, Erwin, Evans, Geddes, Grant, Hahn, Hawkins, Hollibaugh, Kilpatrick, Lowrey, Luckel, Lyons, Miller, Niehouse, Stanley, Stephenson, Stewart, Thomas, Thorp, and Weber—34.

Mr. Heisinger withdrew his substitute motion.

The question being on the motion by Mr. Evans.

Motion to Table Motion

Mr. Robertson moved that the motion by Mr. Evans be laid on the table.

Mr. Gannon seconded the motion.

Roll Call Demanded

Messrs. Evans, Debs, and Luckel demanded a roll call.

The roll was called, and the motion by Mr. Robertson that Mr. Evans' motion be laid on the table lost by the following vote:

AYES—Brady, Brown, Burke, Caldecott, Carey, Crichton, M. Philip Davis, Dickey, Ralph C. Dills, Dolwig, Dunn, Erwin, Fletcher, Gannon, Heisinger, James,

Kilpatrick, Loomis, Lyons, Maloney, McCollister, McMillan, O'Day, Price, Robertson, Silliman, Stanley, Stephenson, Stewart, Thompson, Waters, and Wollenberg—32.

NOES—Allen, Anderson, Bennett, Blosser, Boyd, Butters, Clarke, Collier, George D. Collins, Cramer, Crowley, Lester T. Davis, Debs, Clayton A. Dills, Doyle, Elliott, Evans, Gaffney, Geddes, Grant, Grunsky, Hawkins, Hinckley, Hollibaugh, Johnson, Lowrey, Luckel, Miller, Niehouse, Rosenthal, Thomas, Thorp, Thurman, and Weber —34.

The question being on the motion by Mr. Evans.

Point of Order

Mr. M. Philip Davis arose to the following point of order: That the motion by Mr. Evans is a compound motion, and that it is not in order to move for a special order of business and also a Committee of the Whole.

Ruling by Speaker

Acting Speaker McCollister ruled the point of order well taken, in that the motion called for clarification, and that by his interpretation he would rule that the motion was to set a special order of business, and that, at that time, a motion that the Assembly resolve itself into a Committee of the Whole would be in order.

The question being on the motion by Mr. Evans.

Substitute Motion

Mr. Gannon offered the following substitute motion: That the matter under discussion be re-referred to the Interim Committee on Governmental Efficiency and Economy, and that the Speaker pro Tempore be authorized to appoint five Members of the Assembly to sit with said committee to make the investigation.

Mr. Thurman seconded the motion.

Motion to Table

Mr. Evans moved that the substitute motion by Mr. Gannon be laid on the table.

Mr. Thomas seconded the motion.

Mr. Thomas withdrew his second.

Mr. Evans withdrew his motion to lay the substitute motion by Mr. Gannon on the table.

The question being on the substitute motion by Mr. Gannon.

Point of Order

Mr. Doyle arose to the following point of order: That Mr. O'Day's question to Mr. Gannon is out of order because it is not germane to the subject.

Ruling by Speaker

Acting Speaker McCollister ruled that Mr. Gannon was closing his argument, and was entitled to yield part of his time to questions if he so desired.

The question being on the substitute motion by Mr. Gannon to Mr. Evans' motion.

Point of Order

Mr. Collier arose to the following point of order: That Mr. Evans is out of order because Mr. Gannon has closed.

Ruling by Speaker

Acting Speaker McCollister ruled the point of order well taken.

Demand for Previous Question

Messrs. Lowrey, Rosenthal, Debs, Luckel, and Gannon demanded the previous question.

Demand for previous question sustained.

The question being on the substitute motion by Mr. Gannon to the motion by Mr. Evans.

The roll was called, and the substitute motion by Mr. Gannon carried by the following vote:

AYES—Berry, Brown, Burke, Butters, Caldecott, Carey, Collier, George D. Collins, M. Philip Davis, Ralph C. Dills, Dolwig, Doyle, Erwin, Gaffney, Gannon, Grant, Grunsky, Heisinger, Hinckley, James, Johnson, Kilpatrick, Loomis, Maloney, McCollister, O'Day, Robertson, Silliman, Stephenson, Stewart, Thorp, Thurman, Waters, and Wollenberg—34.

NOES—Allen, Anderson, Bennett, Blosser, Brady, Clarke, Conrad, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Clayton A. Dills, Dunn, Elliott, Evans, Geddes, Hawkins, Hollibaugh, Lowrey, Luckel, Lyons, McMillan, Niehouse, Price, Rosenthal, Stanley, Thomas, Thompson, and Weber—30.

REQUESTS FOR PERMISSION TO INTRODUCE BILLS

The following request for permission to introduce a bill was presented:

By Mr. Stephenson:

ASSEMBLY CHAMBER, SACRAMENTO, April 15, 1947

MR. SPEAKER: In accordance with the provisions of Article IV, Section 2, of the Constitution, I request permission to introduce a bill, the title of which is as follows:

An act to repeal Chapter 1 of the Fifty-fifth (Second Extraordinary) Session, Chapter 49 of the Fifty-fifth (Fourth Extraordinary) Session, Chapters 32 and 1053 of the Fifty-sixth Session and Chapter 139 of the Fifty-sixth (First Extraordinary) Session of the Legislature relating to food and fibre production; providing for the transfer of certain funds to the General Fund to the credit of the Department of Agriculture and for the transfer of property and certain functions performed by the California Farm Production Council to the Department of Agriculture.

Respectfully submitted.

DWIGHT H. STEPHENSON

Request referred to Committee on Legislative Procedure.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, April 15, 1947

MR. SPEAKER: Your Committee on Legislative Procedure, to which was referred the following bill, herewith returns the same with the recommendation that the author be permitted to introduce it:

By Mr. Stephenson:

An act to repeal Chapter 1 of the Fifty-fifth (Second Extraordinary) Session, Chapter 49 of the Fifty-fifth (Fourth Extraordinary) Session, Chapters 32 and 1053 of the Fifty-sixth Session and Chapter 139 of the Fifty-sixth (First Extraordinary) Session of the Legislature relating to food and fibre production; providing for the transfer of certain funds to the General Fund to the credit of the Department of Agriculture and for the transfer of property and certain functions performed by the California Farm Production Council to the Department of Agriculture.

WEBER, Chairman

The roll was called, and permission granted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Evans, Field, Gaffney, Gannon, Geddes, Grant, Grunsky, Hawkins, Heisinger, Huyck, James, Johnson, Kirkwood, Loomis, Lowrey,

Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—65.

NOES—None.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bill was introduced, and read the first time:

Assembly Bill No. 2664: By Mr. Stephenson—An act to repeal Chapter 1 of the Fifty-fifth (Second Extraordinary) Session, Chapter 49 of the Fifty-fifth (Fourth Extraordinary) Session, Chapters 32 and 1053 of the Fifty-sixth Session and Chapter 139 of the Fifty-sixth (First Extraordinary) Session of the Legislature relating to food and fibre production; providing for the transfer of certain funds to the General Fund to the credit of the Department of Agriculture and for the transfer of property and certain functions performed by the California Farm Production Council to the Department of Agriculture.

Referred to the Committee on Agriculture.

RE-REFERENCE OF BILLS

By order of the Speaker, the following bills were withdrawn from the file, and re-referred as follows:

Assembly Bill No. 487 re-referred to Committee on Revenue and Taxation.

Assembly Bill No. 1213 re-referred to Committee on Transportation and Commerce.

Speaker Pro Tempore Presiding

At 4.25 p.m., Hon. Thomas A. Maloney, Speaker pro Tempore of the Assembly, presiding.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, April 15, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 259
Assembly Bill No. 1213
Assembly Bill No. 1311

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 15, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Concurrent Resolution No. 13

And reports the same correctly engrossed.

WEBER, Chairman

Above reported resolution ordered on file for adoption.

APPOINTMENTS ANNOUNCED BY THE SPEAKER PRO TEMPORE

Pursuant to the provisions of Mr. Gannon's substitute motion, Speaker pro Tempore Maloney announced the appointment of Messrs. Dolwig, McCollister, Robertson, Thomas, and Beck.

ANNOUNCEMENT OF COMMITTEE MEETINGS

It was announced that the following committees would hold meetings:

Upon Adjournment—
Public Health.
Social Welfare.
Agriculture.
Subcommittee on Ways and Means (Veterans Affairs).

At 8 p.m., tonight—
Fish and Game.
Livestock and Dairies.

At 8.30 a.m., tomorrow, Wednesday, April 16th—
Subcommittee on Ways and Means (State Colleges).

SUPPLEMENTARY REPORT OF ASSEMBLY INTERIM COMMITTEE ON COUNTY AND CITY JAILS

(Created by House Resolution No. 253, Fifty-sixth Session, 1945; Authority Extended by House Resolution No. 33, Fifty-seventh Session, 1947)

Members of Committee

VERNON KILPATRICK, *Chairman* ELWYN S. BENNETT, *Secretary*
R. FRED PRICE, *Vice Chairman* WILLIAM H. ROSENTHAL
MONTIVEL A. BURKE

LETTER OF TRANSMITTAL

ASSEMBLY INTERIM COMMITTEE ON
COUNTY AND CITY JAILS
SACRAMENTO, CALIFORNIA, April 15, 1947

Hon. Sam L. Collins, Speaker of the Assembly
State Capitol, Sacramento 14, California

DEAR MR. SPEAKER: The Assembly Interim Committee on County and City Jails, created pursuant to the provisions of House Resolution No. 253, Fifty-sixth Session, 1945, and continued by House Resolution No. 33, Fifty-seventh Session, 1947, herewith transmits its Supplementary Report.

The committee desires to express its appreciation to all of those who cooperated with the committee.

Respectfully submitted.

VERNON KILPATRICK, Chairman
R. FRED PRICE, Vice Chairman
ELWYN S. BENNETT, Secretary
WILLIAM H. ROSENTHAL
MONTIVEL A. BURKE

INTRODUCTION

Mr. Speaker and Members of the Assembly:

Your Interim Committee on County and City Jails submits the following supplementary report:

The committee submitted to the 1945 Extraordinary Session of the Legislature a progress report which summarized its work up to that time. It was a resume of formal committee hearings, individual investigations by members of the committee, and investigations by the State Department of Public Health cooperatively executed by the department at the request of the committee.

To the 1947 Regular Session was submitted the committee's report containing recommendations as a result of the committee's findings. Highlighting the report were extensive hearings held in the State Building in Los Angeles which brought together a highly imposing collection of authorities from various parts of the State and the Nation. The Los Angeles sessions were supplemented by an additional hearing in Sacramento.

In view of the fact that reports of various grand juries, which under the law must report on conditions in county and city jails were not yet available on the date of the report's submission and since have become available, the committee feels that a supplementary report embracing the findings of these juries is a necessary part of the survey of the conditions the committee was empowered to investigate.

This supplementary report, then, embraces these various grand jury findings, together, in some instances, with a comparison with the committee's report. It should be noted here the committee, because of limitations of time and other considerations, did not visit all jails.

This report also includes the committee's report on the California Vocational Institute at Lancaster as of February 19, 1947; a summary of legislation submitted as a result of the committee investigations; a report from the Conference on Alcoholism held in Los Angeles February 12, 1947, and other pertinent data which has come to the attention of the committee.

Considering the jury reports as a whole, a most hopeful sign is the unmistakable increase of an awareness of the necessity for jail reform. And though many constructive suggestions and recommendations were offered by many juries, there was a notable lack of cohesion or direction toward a solution of the serious problem.

In spite of the laudable sense of responsibility shown, far too many juries made but a perfunctory inspection of the jails in their political subdivisions or none at all.

However, the realistic viewpoint of conscientious grand juries is encouraging. An analysis of the findings of these bears out the committee's discovery that in general, conditions in the State's penal institutions are shocking. The conclusion is unmistakable that our present jail system, for the most part, is antiquated. The steel and stone structures built to hold men in idle confinement are an anachronism, exorbitant in cost not only from the standpoint of the tax dollar required for

their erection and maintenance but from a consideration of public health and the rehabilitation of the offender.

In all fairness we must state that there are in California city and county jails which are adequate, clean, well-run and a credit to their communities. These will pass the most exacting inspection any time and will have nothing to fear from proposals for the general improvement and inspection of all jails.

It is clear too, from jury reports, that the farm type of jail is infinitely less expensive and far more practical for the housing of all but a few types of prisoners. Not only does the inmate earn his keep but it is the rule for a man to come out of such an institution in such physical condition that he is able to accept employment elsewhere immediately. This is not true of the man who, over a period of time, has been confined to cells and forced to subsist on bare and inadequate diet and live under conditions of faulty sanitation and uncleanliness.

The more forward-looking juries take the healthy view that a penal institution is a place for rehabilitation, providing means of redemption where the antisocial person is taught to live in harmony with his fellows, rather than a place for punishment. The inmate of a jail, they declare, must be returned to society strengthened rather than damaged.

An illustration for the need for minimum standards are cases where grand jury reports found conditions excellent in one jail while another institution in the same locality was declared deplorable in respect to sanitation, health standards and segregation of diseased inmates.

Some juries reported that jails in their community would be in good shape and well managed if there were a way to avoid the horde of alcoholics which taxes the capacity of both the jails and the jailers. Here we must stress again the need for recognizing the alcoholic for the sick man he is, suffering from a definite and now-recognized disease. The problem of the alcoholic has been covered rather extensively in both your committee's report and the progress report.

An unavoidable conclusion from studying the findings of these juries is the soundness of your committee's recommendations, which were listed in the earlier report:

THE COMMITTEE'S RECOMMENDATIONS FOR THE REFORM AND IMPROVEMENT OF COUNTY AND CITY JAILS IN CALIFORNIA

1. Creation of a division of jail inspection, to function under the State Department of Corrections.

2. Establishment of minimum standards for county and city jails by the Department of Corrections, covering both facilities and personnel.

3. Obligatory approval by the Department of Corrections of all custodial building or remodeling plans where the expenditure involved is $1,500 or more; and similar approval for projected custodial programs where the amount of money involved is $1,500 or more. To insure enforcement, the committee recommends that all contracts within the scope of this provision will otherwise be null and void.

4. Delegation to the State Health Department of specific authority to enter any jail at any time for inspections and enforcement, plus

explicit delegation of responsibility to the Health Department for sanitation and health in jails.

5. Establishment of uniform and detailed accounting systems for county and city jails, probably set up by the Department of Finance, and submission of annual financial reports to the State Director of Finance.

6. Prohibition of the fee system of feeding prisoners. The committee also favors abolition of kangaroo court.

7. Creation at the University of California of clinical facilities for scientific study of causes and treatment of alcoholism.

8. Establishment in the State Department of Mental Hygiene of a specific program covering research in alcoholism and outpatient treatment therefor.

9. Delegation of authority to the Department of Mental Hygiene to contract with other divisions of State Government for the establishment of work programs for patients committed as alcoholics or dipsomaniacs.

10. Establishment of two inebriate colonies, one in the northern and the other in the southern part of the State. This, like the three preceding recommendations, is in line with the committee's belief that alcoholism must be recognized as a medical rather than a criminal problem, and that handling of such cases must be adjusted accordingly.

11. Separation, as far as possible, of persons charged but not convicted of crimes from those convicted, and specific custodial training, at least in larger population areas, for those charged with custodial duties. The committee strongly feels that there should be more recognition of the need of distinguishing between apprehension and custody.

The grand juries of 19 counties reported perfunctorily or not at all on county or city jails. A list of these counties is appended.

PERFUNCTORY REPORT OR NO REPORT AT ALL

Alpine—No pertinent grand jury report made on jails.

Amador—No pertinent report.

Del Norte—No recommendations made by the grand jury since 1939.

El Dorado—The grand jury reports of the last two years made no recommendations concerning jails.

Lake—No pertinent report.

Lassen—Nothing pertinent, except that all county buildings were found in good order.

Madera—Perfunctory report. The only recommendation was that the old section of the jail be remodeled.

Modoc—No report made pertaining to conditions and supervision of jails.

Mono—No report.

Napa—No report.

Plumas—No mention in report regarding county and city jails.

San Joaquin—No pertinent report by grand jury.

San Mateo—No pertinent reports. Last report and present report not filed.

Sierra—Report confined to recommendation of a new jail.

Sonoma—Only one report in the last 10 or 12 years, except for six years ago when the grand jury recommended that prisoners be fed by the county instead of by the sheriff. That method was adopted.

Sutter—No recent pertinent report from the grand jury. However, the county has a practically new jail which will accommodate about 50.

Trinity—The only recommendation of the grand jury concerned routine repairs.

Yolo—The last grand jury report was filed in 1939. At that time it was recommended that new cells be built to relieve overcrowded condition and that the prison camp system be investigated. Neither suggestion was acted upon.

Yuba—No pertinent report.

These sketchy reports from some juries and lack of any report at all from others further point up the advisability of concrete action on the committee's recommendations. Also the committee is moved to recommend that Section 923 of the Penal Code, requiring grand juries to investigate jail conditions, be changed to require that these sections of grand jury reports be presented no later than September 1st of each year and that a copy of said report be forwarded to the Director, Department of Corrections no later than October 1st of each year.

It should be noted that a few juries reporting construed their duty as investigating the security of jails and confined their recommendations to measures which would make the institution as near escape-proof as possible.

These and some others took a dim view of the misdemeanants and the presumably innocent awaiting trial in their custody, giving little or no consideration to the manner of treatment accorded the prisoner or the conditions under which he is housed, or what he is fed. They refuse to face the fact that the offenses of many confined misdemeanants may be no greater, say, than the dereliction of a grand juror who visits the local prison and recommends "another strand of barbed wire," when under the terms of Section 923 of the Penal Code he:

> "Must inquire into the case of every person imprisoned in the jail of the county on a criminal charge and not indicted; into the condition and management of the public prisons within the county * * *"

The fact must be faced that misdemeanants are short term prisoners and under law will come out of jail. Surely conditions which send these men forth weakened and less able to cope with society rather than strengthened with some measure of reform is intolerable.

Following is a brief summary compiled from the reports of the grand juries on county and city jails in the various counties in California, as received from the county clerks, together with a comparison, in some instances, with the findings of the committee.

ALAMEDA

The grand jury found conditions in the Oakland city jail deplorable, practically with respect to fire hazard, lack of proper segregation of diseased inmates, ventilation, and general cleanliness.

ALPINE

No recommendation is made by the grand jury concerning jails.

AMADOR

No pertinent grand jury report made on jails.

BUTTE

The 1945 grand jury building committee recommended: "That again, the county jail facilities be improved by either construction of new additions, or relief from over-crowding by the City of Oroville."

The 1946 panel in the course of jail inspections found that the same conditions and needs existed as found by the previous jury, with the exception that the board of supervisors had endeavored to remedy building deficiencies. They have been unable to do so principally because of inability to obtain the necessary building permit from the federal agency granting such permits. The jury feels that during the next year the supervisors should be able to obtain these permits and earnestly urges that they carry out planned construction.

Your committee found conditions in the Butte County jail to be generally deplorable. Kangaroo Court was openly condoned and the objectionable fee system for feeding prisoners. Thus the food consisted of little more than beans flavored with broth from pork rinds at the time of investigation. Beds were of canvas hammock materials, dirty and ragged.

CALAVERAS

The 1945 jury reported: "Padlocks and new beds have been ordered but the sheriff states that so far it has been impossible to get them. The stovepipe from the heater in the cell building remains in the same condition. The cell building has been painted."

In a preliminary report the 1946 jury stated: "The jail yard needs cleaning very badly and the committee recommends that the dry grass be removed from around the wooden buildings."

The county clerk stated on March 27, 1947 that the grand jury of 1946 had not as yet rendered a final report.

The San Andreas jail, your committee found, was built in 1885 to accommodate about 10 persons without any provisions for segregation whatsoever as to sex or offense. It is now overpopulated. An outbuilding is used for juveniles or females. This outbuilding is merely a wooden shed, and both buildings are fire hazards. Two iron cots in bad repair are provided for use of the inmates in this shed. The main jail building is kept in fair condition so far as cleanliness is concerned.

COLUSA

The building and office committee of the 1946 Colusa County Grand Jury found upon inspection of the jail building that the grand jury room in the upper portion thereof should have certain repairs. However, in view of the fact that the present jury room will undoubtedly be converted to other purposes, the committee recommended that no repairs be made in the existing jury room at the present time. The jury also found a tin or metal chimney had become rusted and created an unsightly rust stain from the roof to the ground along the west wall of the jail. It recommended, " * * * immediate repair and renewal of this chimney extension;

we suggest a new chimney extension be made out of nonrusty material such as stainless steel or aluminum so that this disgraceful appearance of the jail building will be satisfactorily repaired for years to come. We also recommend that the unsightly plastered condition of this same west wall be repaired. The committee inspected the kitchen of the jail proper and recommend that it be repainted and that other necessary sanitary improvements be made."

S. E. Crutcher, County Clerk, informed the committee that the Colusa County Board of Supervisors, "have plans to build an annex to the courthouse and hall of records to allow for space to relieve the crowded condition of the jail and it is their intention to remodel the jail so that there will be separate rooms for the internment of juveniles and females, something which is sadly lacking at the present time." He added that there was hope that outside assistance would be granted for the proposed building.

CONTRA COSTA

County Jail

The grand jury reports inspecting the newly completed county jail building on April 3, 1946. "It is modern in every respect and as near jail-break-proof as possible."

Sheriff Long and his staff were commended for doing an efficient job in view of the continued increase in crime.

Branch County Jail

The 1944 jury reported an expansion program which included new fire lines to cover all of the buildings, new sanitary systems to care for about 500 inmates and the purchase of equipment to provide a bathhouse for barracks and kitchen secured from the State of California.

The 1945 panel after an inspection of buildings and grounds reported completion of a new water reservoir and a solitary confinement room for unruly prisoners. This room is a separate building well constructed with concrete floor and steel bar cage and is provided with sanitary washbowl and toilet accommodations. They reported the kitchen to be clean. The service was plain but wholesome food which is stored under modern refrigeration. The jury recommended a central heating plant as more efficient and less of a fire hazard.

Detention Home

The building was reported to be kept clean but to have suffered undue damage by the inmates. The jury recommended a new building to replace the old one.

County Clerk W. T. Paasch reports that as far as he can determine the grand jury has made no investigation of the city jails at Richmond and El Cerrito.

DEL NORTE

The county jail at Klamath was found to be in a very insanitary condition and the 1943 grand jury recommended that the board of supervisors take suitable action to eliminate this condition.

The county clerk advises that the reports of the grand jury have made no recommendation or report of the jails since that time (1943).

EL DORADO

Grand jury reports for the last two years made no mention concerning jails within this county, according to V. H. Benson, Deputy County Clerk.

FRESNO

A committee of the Fresno Grand Jury made a conscientious and rather extensive study of the county jail and county road camp. Its findings, conclusions and recommendations coincided with those of your committee in similar investigations. The superiority of the farm or road camp type of institution where rehabilitation is accented over steel and stone confinement was graphically illustrated.

County Jail

Though woefully understaffed and overcrowded the jail was said to be run efficiently. It was pointed out that the sheriff's staff consisted of 45 men, while Kern County with a 50,000 smaller population than Fresno County has 63 men in the sheriff's office. Bookings for the year 1945 up to October were 8,951, an increase of 2,222 over the same period the previous year.

Contributing to the congestion of the county jail is the fact that the City of Fresno is still using the county jail for its prisoners. This fact makes it difficult for the jailers to control disease and vermin. While county prisoners are stripped upon entering and their clothing thoroughly steamed, this practice is impossible with overnight city prisoners.

The jury called attention to the fact that juvenile girls are now thrown into the same quarters with older women, in violation of law, and suggested that space occupied by the matrons quarters might be used for these girls. In reference to the county jail the jury recommended that the city make arrangements to house its own prisoners. This recommendation has been made by other grand juries but nothing has been done about it. Employment of three full-time matrons plus a relief matron was suggested. The committee also recommended that the $55 per month war bonus be made a part of the basic salary in the sheriff's office.

Fresno County Road Camp—Los Gatos Creek

The jury found the road camp to be primarily a rehabilitation camp and that the men placed there probably pay for their keep by road building. It was pointed out that men confined in the camp are not hardened criminals. The length of sentence varies from 30 days to six months. The jury was impressed with the cleanliness and order of the camp and reported that the men look healthy and well fed. They found provision for recreation which they felt was a valuable supplement to the work program. There is also a first aid room. A doctor visits the camp each Sunday and is on call for emergency. There are no guards and the record of escape has been low.

The jury concluded that the camp is accomplishing very well the purpose for which it is established. A man released from the camp is in a physical condition which enables him to go to work elsewhere immediately. It was also pointed out that from the rehabilitation value the camp was a saving to the taxpayer.

GLENN

County Clerk W. B. Sale informs that after going over reports of the grand jury for several years he finds nothing mentioned about county jails.

HUMBOLDT

The 1945-46 jury found the jail well managed and recommended that the building should be painted inside and out and some toilets replaced. The report of the 1946-47 jury has not yet been made available.

IMPERIAL

County Jail

Good condition, but too small.

Holtville

Very sanitary conditions, but mattress covers recommended.

Winterhaven

Building clean. Six mattresses in poor condition to serve 24 bunks. No mattress covers and cell doors out of order.

Calexico

Building clean and well managed.

Imperial

Building clean and sanitary. Walls and floor freshly painted.

El Centro

Jail building of corrugated iron lined with wood, wood stoves. Fire trap; "trusty" in charge out to lunch and it took officer in charge 20 minutes to locate key—11 men locked in. Other conditions insanitary; one prisoner stated he was there two weeks without a chance to take a bath.

Westmoreland

Building good. Jail clean and well kept.

Calipatria

Sanitary condition, but jail unkept as though not used recently.

Brawley

Fair condition, but no mattress covers. Hot and cold water inside jail.

County Detention Home—Imperial

Pleasant atmosphere, clean, but need window curtains, more pillow slips, hardware, screen for windows, refinishing and painting of walls.

The jury recommended mattress covers that could be removed and laundered, thereby saving the mattresses as well as making the beds more sanitary.

INYO

Bishop

In good condition but heating system and new toilet facilities needed.

Lone Pine

Present single door constitutes a dangerous condition; inner guard door needed. Guards for heating stove and ceiling lights recommended.

Independence Jail

Repairs to windows and window screens needed.

KERN

Investigations of the Kern County Grand Jury emphasize the advantages both to the prisoner and to the taxpayer of the farm type institution over the antiquated cell block type of jail.

County Jail

The jury found the jail clean and well tended but shockingly overpopulated. The institution houses 100 steady inmates with a weekend population reaching 200.

Sheriff John Loustalot presented alteration plans to the jury which would enable the housing of 200 prisoners in existing space through the use of available materials—concrete or brick. The sheriff also pointed to the need within the jail of a clinic because many prisoners have venereal disease and require medical attention. At present much of the deputies' time is required transporting prisoners to Kern General Hospital.

The jury found the matrons' department in a shameful condition. This section is badly overcrowded—beds being used in the runways around the cell blocks and women even sleeping on the floor. All women are thrown together. Approximately 60 percent of the women examined are infected with venereal disease. The jury recommended these inmates be segregated.

The jury also recommended the sheriff's plans for providing additional space be carried out immediately. It was further recommended that new jail blocks be installed at the industrial prison farm instead of any addition being built to the county jail.

Industrial Farm

There are 394 acres of well-kept land all under cultivation. While the buildings are old they are neat. Inmates do farm work, supply most of the county institutions with food at market prices. For the last few years the farm has been a paying proposition. The jury recommended new quarters for the guards.

Apache Prison Camp

The jury found the camp to be well kept and clean.

Detention Home

The jury found much need of improvement. The home built to house 16 inmates, held 19 boys and six girls. It found two beds to a cell and, in some cases, mattresses in use on the floor. There is no way of separating nondelinquents from the delinquents. A need was found for a school program. The yard was reported to be too small, playground equipment lacking and no room for exercise.

Mr. Clarence Miller, superintendent of the home, said he had submitted a report in detail to the California Youth Authority, including plans for a new building.

Camp Owen

The camp contains 40 boys who work out-of-doors, do laundry and help in mess hall. The boys sleep in Navy water-proof tents while their

barracks (which was condemned) is being rebuilt. The work was held up due to unavailability of materials. Grounds and buildings were found to be neat and clean but old and worn.

Delano

The jury found the jail to be filthy and dirty in the extreme on March 4, 1946. The chief of police was advised to clean the jail and hire help to keep it clean. On September 4th, six months later, the jury returned to Delano to find that nothing had been done to improve these unsanitary conditions.

The jury pointed out to the mayor the need for proper cleaning of the jail and later talked with the new city manager who agreed to see that this condition be corrected. The jury notes, under date of January 29, 1947, that the jail had been cleaned.

Wasco

The jail was dirty and the plumbing especially bad. This is a county jail; Wasco was incorporated the first of this year and uses the jail and assumed the responsibility of its care. There is no janitor.

Shafter

The same filth was found here. The jury recommends the jail be cleaned.

McKittrick

Jail small and dirty, but only used for overnight inmates.

Taft

Clean, but badly located and a perfect fire trap. New jail needed.

Randsburg

Jail dirty but used only infrequently.

Tehachapi

Dirty bowls and filthy mattresses. Cleaning and fumigation recommended.

Mojave

This jail has been freshly painted.

Inyokern

This jail is in good shape. Jail scrubbed every two days and DDT used regularly. The jury commends the personnel for conditions here.

Tehachapi California State Institution for Women

The Kern County Grand Jury made a tour of inspection on Friday, August 16, 1946. The institution was found to be understaffed and overcrowded. The buildings were clean and orderly. Temporary workshops were crowded and found to present a fire hazard. Many small rooms, intended for occupancy by a single person, have two inmates crowded into them. The institution was said to be well-managed and the grounds clean and well-kept.

KINGS

No county jails.

The 1939-40 grand jury jail committee recommended that the Board of Supervisors of Kings County formulate plans to build a new jail as soon as feasible.

In the same report the entire grand jury recommended: "That the Board of Supervisors of Kings County proceed at once to formulate plans for a new jail."

The county clerk, E. F. Pickerill, advises that "The board of supervisors has been putting aside some money each year for the purpose of building a new jail, and for which the county has a site and plans. It is planned to go ahead with construction as soon as materials and labor are available.

"Our jail is very antiquated and inadequate, and at times has double the number of prisoners it should have."

LAKE

The last grand jury made no report pertaining to county jails.

LASSEN

No pertinent grand jury report made on jails except that all county buildings in good order.

LOS ANGELES

The 1946 grand jury inspected every jail except Avalon, a total of over 80. Conditions generally were good, but a few were in need of attention.

Pomona

The dirtiest jail in the county. Beds and wash bowls filthy; blankets and mattresses torn and scattered; trash piled in cardboard cartons, constituting a fire hazard. Kitchen facilities dirty and dusty. Only one shower in men's tank, apparently in disuse. Only two towels and two or three drinking cups available. Very dirty and insanitary conditions throughout.

Compton

Dark, dingy and full of flies. Beds, toilets and cell partitions very dirty. A thorough cleaning and painting of wall recommended.

Montebello

Toilets, surrounding floor and wash bowls very dirty. No covers on mattresses.

Inglewood

Wash bowls, toilets, mattresses and bars dirty. Paper cartons for wastepaper, constituting a fire hazard. Ventilation very poor. Full time instead of part time janitor recommended. Plans now being drawn for a new jail.

Los Angeles Central Jail

Antiquated and unsanitary—now closed.

County Jail Hospital

Dilapidated and poorly equipped. Old wood interior and floors constitute fire hazard. Located too far from main hospital. New location for county jail ward provided on 13th floor of main county hospital building.

County Jail

Built for normal capacity of 1,500; now has almost 2,400 prisoners. Recommended that a new jail with 1,000 to 1,500 capacity be erected on the Castaic Farm to relieve overload in county jail. Overcrowded condition prevents proper segregation or supervision. Food served in jails, road camps and honor farms is ample and of fairly good quality.

Castaic Honor Farm

Capacity of about 500. Provides ample outdoor work and healthful exercise under ideal conditions. Costs less than in jail. The jury recommends that a large honor farm for the city should be provided to facilitate the handling of alcoholics and relieve overcrowded condition.

MADERA

Recommended that old section of county jail be remodeled as soon as possible.

MARIN

On December 6, 1945, and at various times subsequent the Marin County Grand Jury inspected the county jail and found the building to be 40 years old with a capacity of 57 and 25 confined at the time of the first visit. The cells are fairly well lighted and ventilated. Heating of a new cell in the women's section was inadequate. The kitchen is equipped with a stove but food was prepared and brought in from outside. The jail on the whole was clean. Clean bedding was issued to each new prisoner and changed frequently. Prisoners wash their own clothing in sinks. County physicians visit jail only when called upon. Examinations for venereal disease are not given. No outside recreation yard.

The jury recommended: Segregation of prisoners as set forth in Sections 1732.4 and 6000 of Welfare and Institutions Code; visit by physician daily and inspection of menu by him; county library to furnish good books; bars be replaced with hard steel bars; jail clothing furnished; two-way radio in road camp and purchase of jeep for beach rescue work.

MARIPOSA

The 1945 Grand Jury of Mariposa County recommended that lights be installed at the entrance to cells, toilets be partitioned from remainder of room and health officer inspect jail to improve sanitary conditions. Supervisors urged to consider need for place of detention for children.

MENDOCINO

The jury found conditions favorable with the exception of the county jail where the ventilating system was out of order, no private cells and uncleanliness. Committee appointed to confer with sheriff in regard to cleanup. Conditions now much improved.

MERCED

The 1946 jury reports the county jail to be outmoded and inadequate. It was built for 40 and is now housing a maximum of 125. Insufficient money is budgeted to keep the jail clean and in proper repair. The jury recommends that a new jail and detention home be constructed on a farm sufficient to produce foodstuffs for feeding inmates and patients of the county hospital.

MODOC

County Clerk Ella C. Sloss advises that there was no report made by the grand jury pertaining to conditions and supervision of jails.

MONO

There is no report by the Mono County Grand Jury, according to County Clerk George C. Delury, Jr.

MONTEREY

The 1946 grand jury recommended: Construction of separate women's jail to relieve overcrowded condition; regular system of clothing and bedding sterilization; replacement of icebox, plates, cups, saucers, etc.; attention to hot water supply and cupboards; that a regular cook be employed; arrangements made for keeping intoxicated women on the ground floor overnight and signing of prisoner's receipt for personal property by prisoner and jailor. The jury commended Matron Lingley upon the cleanliness of the women's section.

NAPA

The 1945-46 Napa County Grand Jury made no comment at all on the Napa County Jail in their report.

NEVADA

The 1946 grand jury found the county jail adequate for adult male inmates but inadequate for women and juveniles. It was recommended that a new addition be constructed and provisions be made for an exercise yard.

Echo Ranch—Boarding Home

Clean and orderly. Children are under good home influence. It was recommended that the rate per day for transient children be increased.

ORANGE

County Jail

The jury visited the county jail several times and each time found the jail clean and food adequate for adults. The juvenile tank, however, was very bad—dark and poorly ventilated.

Huntington Beach

Good condition, part of the jail freshly painted. A shower is needed. There is none at present.

Seal Beach

Clean and in good condition.

Newport Beach

Dirty and poorly kept, blankets in disorder. It was recommended that special juvenile officers be employed during vacation periods.

Orange

In good condition.

Placentia

Fair condition on first visit and improved on the second.

Brea

In fair condition, but blankets used by the last prisoner were still on the bunk.

La Habra

Dirty and insanitary; unfit for use.

Fullerton

Model jail; light; well ventilated and clean.

Anaheim

In poor condition. Dirty; no light and practically no ventilation.

Laguna Beach

Fairly clean but used blankets were found on bunks.

San Clemente

Very clean. Clean folded blankets in each cell. A bulletin board in outer office with the names of men on duty; seemed to be excellent system.

General recommendations of the jury: Clean blankets be issued every prisoner. Police departments cooperate fully with sheriff's office. Immediate building of adequate facilities for juveniles. San Clemente and Fullerton commended for outstanding cleanliness, light, ventilation, care of blankets and cell arrangement in their jails.

PLACER

The grand jury recommended that firearms and ammunition be removed from basement closet to the sheriff's vault. Installation of steel gate at foot of stairs leading into the basement. Inspection of heating boiler at regular intervals. Repair of steam pipe and pump; servicing of testcocks and replacement of broken windows.

PLUMAS

The last grand jury report was filed November, 1946, and there was no mention of county or city jails.

RIVERSIDE

The 1946 grand jury visited all the county jails and found them to be operating efficiently, but all were overcrowded and in need of additional space.

The jury asks that the board of supervisors meet with the city officials of Banning in an endeavor to work out some solution to the jail problem there.

The jury considers the problems presented by the Indio and Banning jails are sufficiently serious in their nature to require definite action by

the board of supervisors in the immediate future as the problems can be expected to increase rather than diminish in the ensuing years.

Your committee found the Riverside County Jail to be more modern and kept in better condition than most of the jails. It was one of the few jails where there is provided an open air space for prisoners. The jail floor is scrubbed every day and the whole jail appeared clean. It was found, however, that in addition to the jail's overcrowded condition there was no segregation of felons and misdemeanants.

SACRAMENTO

The grand jury recommended that improvements be made at the county jail. Reference was made to a preliminary report filed in 1942 stating that conditions were very bad. The jail was found to be overcrowded and extremely unsanitary. Cells and cell doors were in bad condition. Need for a psychopathic ward was pointed out. The jury suggested that another road camp be set up to relieve the congestion. The sheriff appears to be doing the best that can be done with what facilities he has.

Your committee agrees with the grand jury. Conditions are indeed bad. On the day of the committee's visit the Sacramento County Jail presented one of the worst conditions encountered. This was especially true of accommodations for boys. Several were sleeping on the floor with only a dirty blanket under them. The jail was built some 40 years ago, providing for about 135 persons, and its present-day population is approximately 230. There are few facilities for segregation and in many instances those awaiting trial are confined in tanks with sentenced prisoners. The women's ward has a capacity of about 16, yet more than 35 prisoners are confined there. Medical examination and treatment is insufficient.

The kitchen is in the basement, and all bedding renovation is done in an adjoining room, separated mainly by a wire screen which permits dirt from the renovating process to contaminate the food. The floors and walls of the jail were dirty as well as the toilet and wash bowl facilities. Conditions were so bad your committee appealed to the State Health Department, which made an investigation of the jail and recommended a thorough housecleaning.

SAN BENITO

The 1946 grand jury found the present jail inadequate and recommended that a new one be built. An immediate and complete cleanup of the jail is necessary: Clean and paint walls; remove and burn old and filthy cots and mattresses which are not being used; install new toilets and showers with adequate drainage; regular inspection by health department.

SAN BERNARDINO

The 1946 jury found detention home facilities inadequate for present day needs. The building is old. Equipment is needed in school rooms. Maximum security facilities are needed. Crowded conditions have resulted in juveniles being held in county jails.

The jury recommends that a ranch home be provided for juveniles where offenders can be given schooling, job training and outdoor life.

It recommends that juveniles be segregated from adults in jails and that county jails be enlarged to accomplish this. A new jail should be constructed at Victorville.

Your committee feels that the grand jury was properly concerned with juveniles and that its recommendation for the betterment of the young is well taken, but also found much to be desired in the treatment accorded adults. At the San Bernadino County Jail there is inadequate space and no yard for prisoners.

The San Bernardino City Jail has scarcely any facilities and is very overcrowded. As many as 20 sleep in the jail, which consists of one small room, on the floor and have blankets only in the winter. There is one toilet for all the prisoners. The prisoners eat out at a restaurant.

SAN DIEGO

The grand jury reports for the year 1946 make no comment on jails of city or county. However J. B. McClees, County Clerk, reports that conditions have been materially improved since the county jail no longer is filled with federal prisoners.

The interim committee found that San Diego had its problem of overcrowding in the county jail. Sixty-nine prisoners were confined to a tank built for 26. Mattresses were laid on the floor side by side in a cell five by nine feet, one of which had to be placed under a two-deck iron bed with the lower bunk only 16 inches from the floor, making three persons on one side of the cell, one above the other. Another mattress occupied the remaining floor space, leaving no passageway to the toilet or washbowl at the rear of the cell. The tank is a two-deck affair. Local authorities are stalemated in any endeavors to provide new quarters because of disagreement over a suitable location. It appears to the committee that the sheriff is showing remarkable tact in his continuous promotion of good will among the prisoners.

SAN FRANCISCO

The 1946 grand jury found county jails Nos. 2 and 4 in San Mateo County in good order. County Jails Nos. 1 and 3 were also in good condition and well cared for.

The jury reports that prisoners received nourishing food, well prepared, that the sanitation in the jails was commendable, and cells and clothing of prisoners were neat and clean.

Your interim committee found here a modern method of segregating the convicted from those awaiting trial. All persons awaiting trial are kept in the city and county jails in San Francisco. Most sentenced prisoners are sent to the city-county San Bruno jail, away from the congested area, where there is ground to be cultivated, and other work for those who wish to work. San Bruno jail is one of the best kept and equipped in the State, with most of the upkeep done by inmate labor. It is exceptionally clean and well painted.

Although the committee considers all that has been done here commendable it believes that cheaper construction of buildings, a more intensified work program, and further segregation of prisoners is desirable and possible.

SAN JOAQUIN

No pertinent grand jury report has been made on jails.

Your committee, after visiting the San Joaquin County Jail, did make a report of the findings. The bunks, mattresses, blankets, floors and walls were filthy. Some cells had no windows and only small vents for air. Food rationing and conditions were the worst found anywhere. The kitchen was inadequate and facilities in bad repair. Cockroaches by the thousands were running everywhere. Kangaroo court was openly condoned, with rules and regulations pasted on the walls within the tanks. The fee system for feeding prisoners was used. The sheriff receives 28 cents a day per prisoner. Rations were scanty and prisoners were forced to buy rations from the jail authorities, which are cooked on one of the many gas plates within the jail. The Health Department was requested to make a thorough investigation of this jail, and make recommendations to remedy its extremely bad conditions.

SAN LUIS OBISPO

The 1946 jury found all jails to be in good shape, and noted that the county jail was well operated. The jury recommended a new jail be constructed.

SAN MATEO

No pertinent grand jury report was made on jails.

SANTA BARBARA

The 1944 grand jury found juvenile quarters inadequate. The 1945 report stated that the county jail was immaculately clean and in good order. In the city jail conditions in the men's section were deplorable. Soap, water and paint were badly needed. The women's section was better—well-painted and clean. An entire new jail was recommended.

Your interim committee found here possibly the best conditions of any jails visited, with the majority of problems of other cities overcome. The sheriff of the county was cooperative and anxious to give the committee the opportunity to secure all information desired. There is no farm in connection with the Santa Barbara jail but prisoners work on road projects, building county roads in the hills and also fire breaks. They have built many scenic drives throughout the county. Sheriff Ross stated that he found the prisoners good workers and that they responded to good treatment, the alcoholics as well as others. He told the committee prisoners were not forced to work. Those unwilling to work are taken back to the jail. Those working receive $2 per day for each work day at the time of their release.

This jail is an example of what can be done not only in improving conditions but taking prisoners out into the open air where they can do constructive work. The committee could not help but notice the difference in the administration of justice in the jails of two adjacent counties and the cities within the counties.

SANTA CLARA

The Santa Clara County Grand Jury report presents an example of well-developed civic conscience plus an intelligent awareness of the multiple dangers to a community which may result from an antiquated

crime-breeding and disease-harboring jail. The report stands out all the more in contrast to the numerous grand juries throughout the State who make but perfunctory inspection of jails or none at all. Not only because of its worth as an example of the duty of a grand jury, but its value as a social document, we present in full the report on the county jail of the law-enforcement committee of the Grand Jury of Santa Clara County.

"Your Committee on Law Enforcement has inspected the county jail and at a later date, many other members of this grand jury conducted a similar inspection.

"Like all other grand jury committees of the past decade, we found the jail to be an old, outmoded, dilapidated building of some 70 or 80 years of age, erected when this county was celebrating the boom of the horse and buggy era. A palatial bastile at that time perhaps, we now find it has become a structural antique, a fit historical landmark indeed, but certainly not an example of a modern, progressive, expanding county as we have today. We feel that we can and must relegate our present jail to some museum as a souvenir of Santa Clara County's colorful past. It is no longer a simple disgrace and a prime example of short-sighted economy and public administration; it is a tragedy deplorable and inexcusable. It would be a pleasure to point out our present jail as a mere replica of our county's early law enforcement era; as a mere uninhabitable, old, brick, barnlike edifice, some parts of which would be unworthy of a pig sty. Instead, we must, with a feeling of guilt, admit that we still use the jail as a place of enforced habitation for an unfortunate segment of our local people.

"There is practically a total lack of administrative facilities and definitely no central records section. Poor tools make for poor work, and thus our lack of office and file space helps create an inefficiency in the administration of the jail. Modern police methods are detailed and intricate in order to combat modern crime, and they require up-to-date office facilities and equipment.

"There is no segregation of the various types or ages of law violators in our jail, because this is impossible. It is the same jail in which cattle rustlers, horse thieves, brigands and renegade Indians were housed 75 years past. A youth, in jail for the first time, may be thrown into the same big tank with brutal criminals, burglars, sex perverts and vagrants of all description. In other words, modern treatment and penal methods cannot be applied to law violators in our present jail.

"Adequate facilities for the necessary short detention of those mentally ill do not exist, nor do we have a fit place for juveniles who prove too incorrigible for the detention home. In fact, the only facilities which are adequate are those which house the cockroaches.

"The board of supervisors are to be severely criticized for failing to cooperate with previous sheriffs; for failing to supply such basic items as kitchen equipment, tables and cutlery. It is a matter of public record that sheriffs, in the name of humanity and common decency, have been forced to supply such equipment from their personal funds; and we must add that even food has been bought for prisoners by the sheriff himself. Our county certainly does not believe in pampering prisoners but instead, incarcerating them practically without light or air is impossible to condone.

"It is entirely possible for a violent and major epidemic of contagious disease to originate and spread from the present county jail, and thus endanger the public health of Santa Clara County. Disease, be it bacterial or mental, originates in filth. Such is our present county jail.

"Nevertheless, the local newspapers recently offered some encouragement by reporting that a few much needed repairs and materials for the cleaning up of the jail, at least temporarily, had been authorized. The public is aware that this should have been done years ago, and ironic as it may seem, the aforementioned equipment is being purchased from our last elected sheriff.

"We can find no excuse for the board of supervisors not proceeding with the construction of a new jail. It is a foremost need of the county today. We repeat, our present jail is unsanitary, inadequate and inexcusable. It is a medieval masterpiece but a modern shame and disgrace to this county. The fact that jails are used to house law violators has little or no bearing on the case. Offenders of the public code must be helped and corrected, and it is everyone's civic responsibility to see that this is done. Santa Clara County is now witnessing a program of expansion and progress which promises a bright and prosperous future. Law enforcement must lead—not lag or hinder this development."

SANTA CRUZ

City Jail

New and well kept. Clean.

Watsonville City Jail

Clean and in good condition.

County Jail

Clean. In good condition and prisoners apparently well cared for.

SHASTA

County Jail

Clean and kept in excellent condition. The grand jury recommended that a women's ward be provided immediately and that means be taken to segregate young boys and that a gardener be hired to superintend work of prisoners on grounds.

SIERRA

The last two grand juries' report have recommended a new county jail.

SISKIYOU

The grand jury found plumbing insanitary and showers and toilets not clean. The building had been painted only once in the last eight years; lighting and ventilation bad. The juvenile block of cells was in deplorable condition, with a large percentage of the windows broken. Prisoners were well fed, however. It was recommended that new modern cell blocks be installed and that the entire jail be overhauled.

SOLANO

Benicia

The grand jury recommends a room for female prisoners and states that such a room is available in the present jail. The jail's bad condition could be remedied by structural improvements. In view of the close

proximity of the very modern branch jail at Vallejo, where county prisoners could be confined, the jury felt that any extensive modernization of this jail should be carefully considered.

Rio Vista

Considered satisfactory by the jury.

Vacaville

In very poor condition for handling county prisoners. Such prisoners should be confined in the county jail at Fairfield.

Dixon

In need of modernization and painting. The jury recommends that a portion of the $10,000 set aside in the county budget for the proposed construction of a new county-city jail be used to recondition the present jail and to renovate the upstairs which is not being used, and that a police officer's headquarters and constable's office be built.

County Jail

The jury feels that upon completion of the new addition to the jail and the reconstruction of the old jail the county will have a penal institution of which the citizens may well be proud.

SONOMA

Walter H. Nagle, County Clerk, advises that there has been no report concerning county jails for the last 10 or 12 years, with the exception of six years ago when the grand jury recommended that prisoners be fed by the county instead of the sheriff. That method has been used since that time, with considerable saving to taxpayers. Trucks deliver food from the county hospital to the county jail.

STANISLAUS

Turlock

In excellent condition.

Ceres

A fire hazard exists because the jail is between a bakery and hardware store. Abandonment recommended.

County Jail—Modesto

In very good condition but overcrowded. Plans for construction of new jail have been made.

Oakdale

Clean and in good condition.

Detention Home

Building and grounds in very good condition but the building needs paint inside and out.

Newman

In very good condition, but lack of cell space and there appears to be no heating facilities in the cells.

Del Puerto Road Camp

In first class condition.

Patterson

In good condition, but the building is badly in need of a roof and plumbing fixtures. It was recommended that the entire jail facilities be remodeled.

The jury also recommended that a boys' camp should be established and the Ceres jail abandoned for detention of prisoners due to extended periods during which no officer is in attendance and the difficulty of rescuing prisoners in an emergency.

SUTTER

No recent pertinent grand jury report made on jails. The county clerk states that the county has a practically new jail which will accommodate about 50 inmates.

TEHAMA

The 1946 grand jury found the jail cells clean, with ample facilities for personal cleanliness. The kitchen was sanitary and the food apparently wholesome and sufficient. The jail was not overcrowded. The jury did make two suggestions for improvement, however. They felt that there should be a ward at the county hospital where insane persons could be taken directly, without having to pass through the county jail. The second recommendation concerned juveniles. A place is needed for their detention separate from adult prisoners and entirely separate from the county jail.

TRINITY

The only recommendation of the grand jury concerned routine repairs: Repairing or refinishing of plaster in the welfare office, women's cell and fingerprinting room.

TULARE

The grand jury found conditions "disgraceful and insanitary." The floors were filthy in the men's and boys' quarters. Toilets, wash basins and bedding in the prison quarters were not fit for human use. This county jail has been in use for 40 years. The grand jury, as others before them, repeated a recommendation for new quarters. The jail was seriously overcrowded.

TUOLUMNE

The 1946 grand jury recommends that the Health Department make periodic inspection of the county jail as to cleanliness. Also, as it was pointed out previously, a new jail is necessary. These findings are in line with the recommendations of your committee.

VENTURA

The grand jury investigated Oxnard, Moorpark, Piru, Fillmore, Santa Paula, Ojai, Ventura County and Ventura City jails.

The jury found room for improvement in sanitary conditions in the Oxnard jail. It was pointed out that the jail was overcrowded. Purchase of laundry equipment for the Oxnard jail was suggested. The administration there appeared to be capably handled. Members of the jury found the city jails of Fillmore, Santa Paula and Ventura in very satisfactory condition but advised that a fumigator or delouser be

installed as soon as equipment is available. The jury committee commended Sheriff Durley for his efficient operation and administration of the Ventura County Jail.

Your interim committee investigators found in Ventura County an example of contrast in management and conditions of jails within the same area. At Oxnard jail the prisoners have no money and live in filth while at Ventura, 13 miles away, many work in the open and on their honor. In the Oxnard jail the walls have not been cleaned in years. The bedding is unbelievably dirty. Brooms and mops and other equipment are kept in a cell where prisoners are confined. The solitary confinement tank is almost without ventilation, and the odor so foul that it is almost impossible for anyone to stay in it for any length of time. The jailer claimed that it was not used but nevertheless it was ready for use. Conditions in this jail were so disgraceful that the chairman of this committee reported the matter to the State Department of Public Health.

A careful investigation was made of the situation and on October 18th a communication was addressed to the Ventura County Health Officer, and a report was submitted by Roscoe C. Davis, Public Health Department. The report stated: "The jail is constantly overcrowded with little light and ventilation and the plumbing facilities throughout the building are inadequate, resulting in a dangerous insanitary condition. It is recommended that a new and modern jail be provided and in the meantime the following conditions be improved: That not more than 30 prisoners be housed in the Oxnard jail at one time. That the entire building be thoroughly cleaned and that walls, cells, bunks and other facilities be repainted. That all bedding, linen, etc., be kept clean. That adequate light and ventilation as well as plumbing facilities be provided.

A letter signed by Malcolm H. Merrill, M. D., State Department of Public Health, stated that due to the present insanitary condition of the jail it would be necessary to have these improvements made at once or to vacate the building without delay.

YOLO

The 1939 grand jury found the county jail newly painted and clean. The jury recommended, however, that several new cells be constructed because the jail had become overcrowded, and that the prison camp system as practiced in Sacramento County be investigated and put into effect to take care of misdemeanants and short-term cases. The county clerk found that neither of the two recommendations were followed.

YUBA

No pertinent grand jury report made on jails.

CALIFORNIA VOCATIONAL INSTITUTION AT LANCASTER

Today 500 boys are housed in a former Army Air Field barracks taken over by the Department of Corrections under pressure of necessity, court and public censure. These barracks, surrounded by a newly constructed wire fence, were crudely converted into a temporary youths'

custodial location where academic instruction and 20 or more courses in vocational training are in progress.

These courses in job training include carpentry, mill and cabinet, sheet metal, arc acetylene welding, machine shop, radio, electricity, plumbing, cooking, laundry, dry cleaning, janitorial, photography, business, auto mechanic, general shop, hospital orderly, drafting, blue printing, hobby shop, and a diesel engine correspondence course.

The California Vocational Institution opened on March 11, 1946, with but 20 boys. Each boy has a mattress, and a cot with plenty of blankets. A laundry on the premises provides regularly cleaned bedding and garments. There are three meals daily except for those in isolation. Food is seemingly ample and a rating of 4,200 calories per day is claimed. A year ago many of these 500 young men would have been confined in various overcrowded and dirty local jails throughout the State, many of them compelled to sleep on floors, mingle with hardened criminals. Space, plenty of sunshine and fresh air are attributes here not to be found in the best jails.

When this institution was first established community resentment and active opposition set in against a prison in Lancaster. This has changed, and credit is due the administrators at the institution for skill and ingenuity. The personnel participates in community service clubs and local activities. Much community cooperation has been accomplished. At Christmas the townspeople saw that every boy in camp received at least one gift. These accomplishments make it appear to the committee that California has made a long stride in the right direction within a single year. Yet there is much to be desired. This institution is far from a model project. Facilities have been hurriedly put together at heavy outlay of funds, and more are badly needed.

Operations have been carried on at Lancaster under the most trying conditions. There are provisions for 148 positions but 25 of them are vacant, and 25 percent of the officers have to sleep in barracks while their families live elsewhere. The long barracks, where far too many boys are housed under one roof are drab and dreary. There could be greater concern for moral and physical well-being.

LEGISLATIVE PROPOSALS

As a result of the committee's investigation and findings several bills have been introduced in the Assembly.

Assembly Bill No. 388, introduced by Messrs. Bennett, Kilpatrick, Hollibaugh, Rosenthal and Price, outlaws Kangaroo Court, prevents delegation to prisoners of authority to exercise disciplinary control over other prisoners; provides for impartial discipline for all prisoners and forbids special privileges to any class of prisoners. This section would not prevent the use of skilled inmates, under adequate and proper supervision and guidance of jailers or other employed personnel, as instructors of other inmates in the performance of assigned work, if such relationship does not include the exercise of disciplinary authority.

Assembly Bill No. 389, introduced by Messrs. Rosenthal, Price, Kilpatrick, Hollibaugh, and Bennett, prohibits use of the Fee System of feeding prisoners. The board of supervisors shall provide the sheriff with necessary food, clothing and bedding for prisoners, which shall be

of a quality at least equal to the minimum standards and requirements prescribed by the Board of Corrections. Except as provided in Section 2, the expenses thereof shall be paid out of the county treasury. Sec. 2. If a county officer performs municipal duties he shall be paid from municipal funds while compensation determined to be for county duties shall be paid from county funds; the compensation and expenses of the officer may be apportioned by the board of supervisors. The sheriff shall receive $4 a day for conveying prisoners to and from state prisons, and for those conveyed to and from state hospitals, or other state institutions. Further expenses incurred, above such traveling expenses, shall be paid by the State.

Assembly Bill No. 601, introduced by Messrs. Kilpatrick, Price, Bennett, Hollibaugh, and Rosenthal, establishes minimum standards of health and sanitation. The Board of Corrections shall prescribe adequate measures for the protection of the health and safety of prisoners in county, city and other local jails, prisons and detention facilities, and for the peace and safety of the public; and minimum standards for the construction and equipment for all detention facilities as well as minimum standards for discipline, feeding, clothing, medical attention, and segregation of all prisoners. The board shall also establish minimum standards for personnel employed, with an in-service training program for personnel. The Director of Corrections shall establish a Bureau of Field Services within the Department of Corrections. Authorized employees of this bureau may at any time enter the premises of any detention facility for the purpose of inspection, examination of management, records or accounts. The State Department of Public Health and the State Fire Marshal may inspect any detention facility at any time. The Board of Corrections shall transmit to the Governor, in January of each year, and to each Regular and each Budget Session of the Legislature, summaries of all reports of the bureau pertaining to investigations.

Assembly Bill No. 715, introduced by Mr. Kilpatrick, provides for state inebriate colonies, and for an appropriation from the State Treasury to the Department of Mental Hygiene for the establishment, equipping and operation of these colonies. It further provides that the Department of Mental Hygiene may require inmates of the state inebriate colonies to perform such agricultural and other work upon colony premises as the department considers suitable for the rehabilitation and training of the inmates, the sum paid such workers to be determined by the department.

ALCOHOLISM

In view of legislation pending in the Assembly concerning the care and rehabilitation of alcoholics, a brief resume of a proposed bill before the United States Congress affecting the District of Columbia is in order.

The Hébert bill in nearly every particular parallels recommendations contained in the section entitled "Comment and Conclusions" in the report of your committee, presented earlier in this session. The Hébert bill indicates a trend toward advanced thinking in connection with what has become one of the Nation's leading social and medical problems. It is gratifying to be able to foresee that the State of California may be in the vanguard with constructive legislation.

H. R. 2659, introduced by Mr. Hébert, establishes a program for the rehabilitation of alcoholics and provides for medical, psychiatric and other scientific treatment for chronic alcoholism. It authorizes the courts of the District of Columbia to take judicial notice of the fact that a chronic alcoholic is a sick person and in need of proper medical, institutional, advisory and rehabilitative treatment. It further authorizes the court to direct that he receive such treatment.

It directs the establishment of a clinic in connection either with some existing hospital or correctional institution for the diagnosis, classification, hospitalization, confinement, treatment and study of persons who are found to be chronic alcoholics. It directs preparing and administering a program for the rehabilitation of alcoholics and for the teaching and training of professional personnel; and provides for a classification and diagnostic center.

Any chronic alcoholic may voluntarily submit himself for admission and treatment in the clinic. Every person committed to the clinic shall first be sent to the classification and diagnostic center for observation and examination. He may then be permitted to remain at liberty conditionally, under supervision.

The Conference on Alcoholism held in Los Angeles in February under the sponsorship of the Welfare Council of Metropolitan Los Angeles, Southern California Society for Mental Hygiene, and individual members of Alcoholics Anonymous, thoroughly discussed the findings and recommendations of your committee concerning the problem of alcoholism and the jails.

Several of the speakers at the conference had earlier appeared before your committee and had assisted both with the investigation of penal institutions and alcoholism. The resolutions passed by the conference were in general agreement with the findings and recommendations of the committee and the conference voiced praise for and appreciation of the forward steps in investigation and education of your committee legislation along these lines.

The conference had a registration of 650 members and delegates. Among the speakers who also assisted with the committee work were: Karl Bowman, M. D., Director of the Langley-Porter Clinic; Dora Shaw Heffner, Director of Mental Hygiene; Lawrence Kolb, M. D., Medical Deputy Director, Department of Mental Hygiene. Other speakers were Anton Carlson, M. D., President, National Research Council on Problems of Alcohol; and Joseph Hirsh, Associate Director, National Research Council on Problems of Alcohol.

Dr. Carlson, who in addition to his work with the council, is Professor Emeritus at the University of Chicago and internationally accepted as an authority on several fields of medical research, told the conference that it was absolutely imperative that extensive research into the little-known disease of alcoholism be undertaken at once on a large scale. Dr. Carlson compared alcoholism today to diabetes 20 years ago when it was called "sugar disease" and about which almost nothing was known. He also pointed out that 30 years ago silicosis, asbestosis and kindred respiratory diseases of which we now have extensive knowledge and definite treatments were a medical mystery. They were referred to as quarry-workers' disease, asbestos-workers' disease, miners' consumption and the "wasting sickness."

Pointing to the beginnings along the lines of alcoholic studies being made in Delaware, New Jersey, Connecticut and the District of Columbia, Doctor Carlson logically pointed out that the great State of California should be the leader, rather than lagging behind. He was encouraged by the work of the interim committee but warned that this was but a first step and urged that alcoholic research and rehabilitation in the State must soon be made a reality.

The committee believes you will find the following resolutions of so large a representative group of interest.

Resolution 1.

WHEREAS, The problems of alcoholism are many and varied; and

WHEREAS, Whatever the causes of alcoholism, individuals suffering therefrom are sick persons and in need of medical care; now, therefore, be it

Resolved, That alcoholism be known as a disease, be considered as an illness, and treated as such.

Resolution 2.

WHEREAS, Alcoholism is primarily an illness requiring medical treatment; and

WHEREAS, Medical facilities for the care and treatment of alcoholic patients in the Southern California area and throughout the State of California are seriously inadequate; and

WHEREAS, This conference has been advised that the State Department of Mental Hygiene is planning an extension of its out-patient clinic program; now, therefore, be it

Resolved, That the State Department of Mental Hygiene be commended for its action in extending its out-patient clinic program to include eight general psychiatric clinics throughout the State; and be it further

Resolved, That the State Department of Mental Hygiene be urged specifically to include in said program a provision for the treatment of alcoholics on an out-patient basis, and that this resolution be transmitted to the officials concerned for their appropriate action.

Resolution 3.

WHEREAS, Alcoholism is primarily a medical problem; and

WHEREAS, Medical facilities for the care and treatment of alcoholic patients in the Southern California area and in the State of California are presently inadequate; now, therefore, be it

Resolved, That the plan of the State Department of Mental Hygiene for the establishment of special hospitals for alcoholics, pursuant to the provisions of Section 7100 of the Welfare and Institutions Code known as the Inebriate Colony Act, be vigorously endorsed and supported, with the added recommendation, however, that the initial capacity of such special hospitals should be not less than one thousand beds; and be it further

Resolved, That a copy of this resolution be transmitted to the officials concerned for their appropriate action.

Resolution 4.

Be it resolved, That the Hospital Survey Committee of Metropolitan Los Angeles be urged to consider in its program for this community the urgent need of hospitals to provide care and treatment for alcoholic patients, and that a copy of this resolution be transmitted to the parties concerned for their appropriate action.

Resolution 5.

Be it resolved, That private hospitals be urged, when additional hospital facilities make it possible, to provide care for alcoholic patients on the same basis as they would offer care to persons suffering from any other disease and that a copy of this resolution be transmitted to the parties concerned for their appropriate action.

Resolution 6.

WHEREAS, Scientific research into the causes and treatment of alcoholism is essential in any proper approach to this problem; now, therefore, be it

Resolved, That the program of the Langley-Porter Clinic, of San Francisco, in relation to this problem, be endorsed; and be it further

Resolved, That the plan for establishment of psychiatric facilities in the new medical school at the University of California at Los Angeles be endorsed and the proper authorities urged to include a program of study and treatment of alcoholism on both in-patient and out-patient basis, and that a copy of this resolution be transmitted to the officials concerned for their appropriate action.

Resolution 7.

Be it resolved, That the Los Angeles County General Hospital be urged to accept acute alcoholic patients for care on the same basis as sick persons suffering from any other disease are accepted.

Resolution 8.

Be it resolved, That the Family and Adult Service Division of the Welfare Council of Metropolitan Los Angeles be requested to call together a committee made up of members appointed by the three co-sponsoring agencies of this conference to serve as a continuing committee, and that it be known as the Los Angeles Civic Committee on Alcoholic Problems.

It is with gratification that your committee acknowledges receipt of a considerable volume of mail commending the committee for its work as outlined in the report to the Assembly. Letters have been received from numerous state, county and municipal officials; from social service organizations, civic groups, the judiciary and interested citizens. Numerous requests for copies of the report have come not only from within the State but from widespread sources beyond our borders. We feel, too, that the favorable response by the daily and weekly press to the committee report has served to focus public attention on conditions existing in our jails and will do much to bring about needed reforms.

GUESTS EXTENDED PRIVILEGE OF ASSEMBLY FLOOR

On request of Mr. Debs, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Roy Hampton and Harry Brankey, Los Angeles.

On request of Mr. McMillan, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. B. J. Herron of Los Angeles.

On request of Mr. Caldecott, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Samuel C. May, Director State Administration of University of California, and the following graduate students: Douglas M. Frame, Margaret Wolff, Stephen Keil, Bernice Meyer, Alten B. Davis, Isaiah J. Shain, Alex Cloner, Jerome M. Sivesind, Renee Schneider, J. C. Davis, Ann Poulsen, Harry Wolf, Bessie M. Ferma, Charles M. G. Heldebrant, Roy Stevenson, Agnes Hamonisto and Richard W. Carey.

On request of Mr. Crowley, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to the following pupils of the St. Helena Unified School District: Jack Abruzzini, Laverne Alexander, Albert Butala, Lucille Canhoto, Richard Cavness, Phylanne Cannon, Edio Delfino, Gene Di Pasqua, Julie Di Pasqua. Alfred Harding, Dano Mattiuzzi, Bob Moe, Jerry Morgan, Nancy Sallmon, Jacqueline Sears, Carolyn Shriver, Leland Slavens, Petite Volper, Bob Wilson, Stanley Lane, Ralph Ingols, Leroy Anderson, Virginia Koeber, Verino Minegon, Philip Morisoli, Howard Pearigan, Chuck Stanley, Ferral Penland, Donald Gilley, Don Anderson, Elena Casaris, Ernest Moberg, Bob Morgan, Laura Brown, David Kilgore, Donald Warnock, Ruth Couchman, Virginia Lynch, Martha Gellespie, Vivian Mair, Barbara Moe, Boyd Rhoda, and Ann Seto.

On request of Mr. Hinckley, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Rodney Cranmer of Redlands.

On request of Mr. Conrad, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to William D. Long of Los Angeles, Dr. Louis Rosen and Mrs. Nelson of Hollywood.

On request of Mr. Blosser, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Elmer G. Johnson of San Francisco.

On request of the Assembly, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Pearl Johnston, Belle Kohler, Alice Robbins, Mrs. Frederick Kull and Caroline Fraser, Auxiliary United Spanish War Veterans.

On request of Mr. Anderson, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Dr. H. H. Eshelman of Los Angeles.

On request of Mr. Conrad, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Dr. H. George Blasdel of Hollywood.

On request of Mr. Blosser, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Robert Di Giorgio of San Francisco.

ADJOURNMENT

At 4.33 p.m., on motion of Mr. Dickey, the Speaker declared the Assembly adjourned until 9.30 a.m., Wednesday, April 16, 1947.

SAM L. COLLINS, Speaker

GERALDINE B. HADSELL, Minute Clerk

CALIFORNIA LEGISLATURE
FIFTY-SEVENTH (GENERAL) SESSION

ASSEMBLY DAILY JOURNAL

FORTY-SIXTH LEGISLATIVE DAY
ONE HUNDRED FIRST CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO
Wednesday, April 16, 1947

The Assembly met at 9.30 a.m.

Hon. Thomas A. Maloney, Speaker pro Tempore of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Anderson, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hollibaugh, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—65.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. Raymond Renwald:

O God, from whom proceed holy desires, right counsels and just works; give to Thy servants that peace which the world can not give; that our hearts may be disposed to obey Thy commandments, and that the fear of enemies being removed, our times may be, by Thy protection, peaceful, through Christ Our Lord—AMEN.

READING OF THE JOURNAL DISPENSED WITH

On motion of Mr. Conrad, further reading of the Journal of the previous legislative day was dispensed with.

LEAVES OF ABSENCE FOR THE DAY

The following member was granted leave of absence for the day, because of illness:

Mr. Knight, on motion of Mr. Stewart.

The following members were granted leaves of absence for the day, because of legislative business elsewhere:

Mr. Hinton, on motion of Mr. Doyle.

Mr. Huyck, on motion of Mr. Waters.

Mr. Stephenson, on motion of Mr. Maloney.

The following member was granted leave of absence for the day, and desired to waive his per diem:

Mr. Butters, on motion of Mr. Erwin.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, April 16, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 325
Assembly Bill No. 1991

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 16, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Concurrent Resolution No. 35
Assembly Concurrent Resolution No. 65

And reports the same correctly engrossed.

WEBER, Chairman

Above reported resolutions ordered on file for adoption.

ASSEMBLY CHAMBER, SACRAMENTO, April 16, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 638
Assembly Bill No. 639
Assembly Bill No. 1366

And reports the same correctly re-engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

CONSIDERATION OF DAILY FILE

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 77—An act to repeal Article 5 of Chapter 2, Part 3, Division 3 of Title 2 of the Government Code and to add Sections 1048 to 1053, inclusive, to the Military and Veterans Code, relating to Napa State Farm.

Bill read second time, and ordered engrossed.

Assembly Bill No. 903—An act to amend Section 19402 of the Government Code, relating to leave of absence for veterans for educational training.

Bill read second time, and ordered engrossed.

Assembly Bill No. 907—An act to amend Section 18977 of the Government Code, relating to qualifications of veterans for state civil service examinations.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1392—An act to add Section 18543 to the Government Code, defining "military leave."

Bill read second time, and ordered engrossed.

Assembly Bill No. 1707—An act to amend Section 20009.1 of the Government Code, relating to the Retirement System.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1909—An act to amend Section 18976 of the Government Code, relating to veterans' civil service preference.

Bill read second time, and ordered engrossed.

Assembly Bill No. 2150—An act to amend Sections 10163 and 10479 of the Insurance Code, relating to life insurance.

Bill read second time, and ordered engrossed.

Assembly Bill No. 512—An act to add Section 689.6 to the Code of Civil Procedure, relating to executions.

Bill read second time, and ordered engrossed.

Assembly Bill No. 514—An act to amend Section 689.5 of the Code of Civil Procedure, relating to executions.

Bill read second time, and ordered engrossed.

Assembly Bill No. 515—An act to amend Section 1033.7 of the Code of Civil Procedure, relating to costs and interest on execution.

Bill read second time, and ordered engrossed.

Assembly Bill No. 517—An act to amend Section 2968 of the Civil Code, relating to mortgage of personal property.

Bill read second time, and ordered engrossed.

Assembly Bill No. 802—An act to amend Section 759.1 of the Political Code, relating to reporters for district courts of appeal.

Bill read second time, and ordered engrossed.

Assembly Bill No. 914—An act to amend Section 1161 of the Civil Code, relating to prerequisites to recordation, and Section 2952 of the Civil Code, relating to mortgages of real property, and providing for the recording of fictitious mortgages and deeds of trust and the inclusion of the provisions thereof in other mortgages and deeds of trust by reference, and constructive notice of such mortgages and deeds of trust by the recording thereof.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1232—An act to amend Section 487 of the Penal Code, relating to grand theft.

Bill read second time, and ordered engrossed.

Assembly Bill No. 2238—An act to amend Section 131 of the Civil Code, relating to divorce, including actions and causes of action therefor.

Bill read second time, and ordered engrossed.

Assembly Bill No. 516—An act to amend Section 1174 of the Code of Civil Procedure, relating to forcible entry and detainer.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1978—An act to amend Sections 11207, 11226, 11236, and 11460 and to add Article 12, comprised of Section 11296, to Chapter 2, Part 3, Division 6 of the Water Code, relating to water resources in the Central Valley Project.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Public Utilities and Corporations:

Amendment No. 1

Strike out the title of the printed bill, and insert

"An act to provide for the conservation of animal life within the State by providing water for the conservation of migratory fish and bird life, and for that purpose to amend Section 106 of the Water Code, relating to the use of water."

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 2

On page 1 of said bill, strike out line 1, and insert

"SECTION 1. Section 106 of the Water Code is amended to read:

106. It is hereby declared to be the established policy of this State that the use of water for domestic purposes is the *first* highest *primary* use of water [and] , that the [next] *second* highest *primary* use is for irrigation , *and that the third highest primary use of water is for the preservation, propagation and increase of any salmon, striped bass or other migratory fish and for the preservation or increase of any resting, feeding or breeding grounds for waterfowl or migratory birds* ."

Amendment No. 3

On page 1 of said bill, strike out lines 2 to 22, inclusive; and strike out all of pages 2 and 3.

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 763—An act to amend Sections 11 and 11d of the Municipal Court Act of 1925, relating to municipal courts and the attaches of said courts.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

On page 3 of the printed bill, as amended in the Assembly on April 10, 1947, strike out lines 37 to 44, inclusive, and insert

"e. Any person employed in the service on the effective date of this section, whose rate of compensation is established on a five-step basis by this section, shall be entitled to receive that step rate of compensation which is next higher than that received by such person prior to the effective date of this section. Thereafter, such person shall be entitled to receive such annual increments within the five-step rate range as may be provided for his position up to the maximum rate set. Changes of title created by this section shall not affect an employee's right to receive such increased compensation under the five-step plan."

Amendment No. 2

On page 5 of said printed bill, as amended, strike out lines 50 to 52, inclusive; and on page 6, strike out lines 1 to 6, inclusive, and insert

"e. Any person employed in the service on the effective date of this section, whose rate of compensation is established on a five-step basis by this section, shall be entitled to receive that step rate of compensation which is next higher than that received by such person prior to the effective date of this section. Thereafter, such person shall be entitled to receive such annual increments within the five-step rate range as may be provided for his position up to the maximum rate set. Changes of title created by this section shall not affect an employee's right to receive such increased compensation under the five-step plan."

Amendment No. 3

On page 1 of said printed bill, as amended, between lines 20 and 21, insert

"One chief deputy clerk who shall receive a minimum salary of three hundred thirty-seven dollars ($337) monthly, with annual increments of eighteen dollars ($18), twenty dollars ($20), twenty dollars ($20), and twenty-two dollars ($22) to a maximum of four hundred seventeen dollars ($417) monthly,".

Amendment No. 4

On page 4 of said printed bill, as amended, between lines 11 and 12, insert

"One chief deputy clerk who shall receive a minimum salary of three hundred thirty-seven dollars ($337) monthly, with annual increments of eighteen dollars ($18), twenty dollars ($20), twenty dollars ($20), and twenty-two dollars ($22) to a maximum of four hundred seventeen dollars ($417) monthly,".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1417—An act to repeal Sections 1435, 1435.1, 1435.2, 1435.3, 1435.4, 1435.5, 1435.6, 1435.7, 1435.8, 1435.9, and 1435.10 of the Probate Code and to add a new chapter to Division 4 of said code to be numbered Chapter 2A, consisting of Sections 1435.1 to 1435.39, inclusive, relating to the management, control, and disposition of the community real property and the homestead property of insane or incompetent persons.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Judiciary:

Amendment No. 1

On page 1, line 2, of the printed bill, strike out "1435.1", and insert "1435.10".

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 106—An act to amend Section 1001 of the Government Code, relating to civil executive officers.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Judiciary:

Amendment No. 1

On page 2, line 3, of the printed bill, after "and", and before "Assistant", insert "an", to read "and an Assistant".

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 513—An act to amend Section 689b of the Code of Civil Procedure, relating to executions.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Judiciary:

Amendment No. 1

On page 1, line 7, of the printed bill, after "days", insert "after receipt of demand,".

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 518—An act to repeal Sections 2969 and 2970 of the Civil Code, relating to levy of attachments and executions and application of proceeds of sale.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Judiciary:

Amendment No. 1

On page 1, line 1, of the printed bill, strike out "2869", and insert "2969".

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 620—An act to amend Section 4300b of the Political Code and 26726 of the Government Code, relating to sheriffs', constables' and marshals' fees.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Judiciary:

Amendment No. 1

On page 1, line 20, of the printed bill, strike out "ten dollars ($10)", and insert "eight dollars ($8)"; in line 22, strike out "ten dollars ($10)", and insert "eight dollars ($8)"; on page 3, line 49, strike out "ten dollars ($10)", and insert "eight dollars ($8)"; and on page 4, line 1, strike out "ten dollars ($10)", and insert "eight dollars ($8)".

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2320—An act to amend Section 737rr of the Political Code, relating to superior judges' salaries.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

On page 1, line 4, of the printed bill, strike out the blank, and insert "twelve".

Amendment No. 2

On page 1, line 5, of said bill, strike out the blanks and after "$", insert "12,000".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 297—An act to amend Section 5082 of the Business and Professions Code, relating to registration as a public accountant.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Military Affairs:

Amendment No. 1

In line 2 of the title of the printed bill, strike out the period, and insert ", declaring the urgency thereof to take effect immediately."

Amendment No. 2

On page 1 of said bill, strike out lines 20 to 24, inclusive, and insert "during the period September 16, 1940 to March 15, 1946, was released or served under honorable conditions, filed an application within one year after release from military service or before March 15, 1948, whichever is the later, and meets one of the following requirements:

A. Demonstration of an intent to pursue the profession of public accounting prior to entry into military service by an appropriate course of study or accounting activity, such demonstration of intent to be determined with liberality.

B. Completion prior to March 15, 1951, of two years of accounting education.

C. Completion prior to March 15, 1951, of two years of accounting experience or the equivalent thereof.

No application for registration under this subdivision shall be received after March 15, 1951."

Amendment No. 3

On page 2 of said bill, after line 23, insert

"SEC. 2. This act is hereby declared to be an urgency measure necessary for the immediate preservation of the public peace, health or safety within the meaning of Section 1 of Article IV of the Constitution and shall therefore go into immediate effect. A statement of the facts constituting such necessity is as follows:

The provision amended by this act was originally enacted to provide the means for veterans, who have been absent due to military service, to engage in the practice of accountancy which might otherwise be denied under the provisions of the act. This section as presently interpreted, however, does not give effect to this intent. There is at the present time a large number of unprocessed veteran applications pending before the board many of which will be denied under the provisions of the act as presently interpreted resulting in substantial inequities to the veterans. To avoid such inequities to veterans, it is therefore urgent that this act take effect immediately."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2652—An act providing for the relocation of the Fresno State College.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency and Economy:

Amendment No. 1

In line 1 of the title of the printed bill, after "College", insert "and making an appropriation".

Amendment No. 2

On page 1, line 3, of the printed bill, after the second "and", insert ", subject to the provisions of the Property Acquisition Act,".

Amendment No. 3

On page 1 of the printed bill, after line 4, insert

"SEC. 2. Out of any money in the State Treasury not otherwise appropriated there is hereby appropriated the sum of one hundred thirty-three thousand five hun-

dred forty-seven dollars ($133,547) in addition to any other moneys appropriated for the same purpose to purchase a new site for a state college."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 474—An act to amend Section 4 of "An act defining credit unions, providing for their incorporation, powers, management and supervision," approved March 31, 1927, relating to fines and obligations of officers.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Finance and Insurance:

Amendment No. 1

On page 2, line 9, of the printed bill, strike out "a loan", and insert "shares".

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 475—An act to amend Section 17 of "An act defining credit unions, providing for their incorporation, powers, management and supervision," approved March 31, 1927, relating to duties of directors.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Finance and Insurance:

Amendment No. 1

On page 1 of the printed bill, strike out lines 8 to 12, inclusive, and insert

"2. To obtain adequate surety bond coverage for the treasurer and any assistant treasurer conditioned upon faithful performance of his trust. The minimum principal amount of such bond shall be based on the gross assets of the credit union according to the following schedule:

Gross Assets	Amount of Bond
Up to $5,000	$1,000
$5,001 to $15,000	$2,000
$15,001 to $30,000	$3,000
$30,001 to $50,000	$4,000
$50,001 to $75,000	$5,000
$75,001 to $100,000	$7,500
$100,001 to $150,000	$10,000
$150,001 to $200,000	$15,000
$200,001 to $300,000	$20,000
$300,001 to $500,000	$25,000
$500,001 to $750,000	$30,000
$750,001 to $1,000,000	$40,000
$1,000,001 or more	$50,000

To obtain adequate surety bond coverage for each officer and employee having control of or access to funds or securities owned by or pledged with a credit union commensurate with risks involved."

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2435—An act to add Sections 750.1 and 750.2 to the Insurance Code and to amend Section 12400 of the Insurance Code, relating to the payment of rebates and commissions by title insurers.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Finance and Insurance:

Amendment No. 1

On page 1, lines 3 and 4, of the printed bill, strike out "by way of credit or otherwise,".

Amendment No. 2

On page 1 of said bill, strike out line 6.

Amendment No. 3

On page 1, line 7, of said bill, strike out "able to the public".

Amendment No. 4

On page 1, line 15, of said bill, strike out "credit,".

Amendment No. 5

On page 1 of said bill, between lines 16 and 17, insert

"Nothing in this section shall prohibit a division of fees or charges between two or more title insurers or between one or more title insurers and any person or persons regularly engaged in the business of preparing abstracts or searches of title"

Amendment No. 6

On page 1, lines 21 and 22, of said bill, strike out "(whether insuring owners, mortgagees or lessees)".

Amendment No. 7

On page 2, line 7, of said bill, strike out "provisions of subdivision (f) of Section 381,".

Amendment No. 8

On page 2, line 8, of said bill, strike out "and the".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 911—An act authorizing a suit or suits against the State of California to quiet title against it to certain real property in the City of Sacramento, County of Sacramento, State of California.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Ways and Means:

Amendment No. 1

On page 2, line 30, of the printed bill, insert

"SEC. 4. Out of any money in the State Lands Act Fund not otherwise appropriated, the sum of five thousand and no one-hundredths dollars ($5,000), or so much thereof as may be necessary, is hereby appropriated to the State Lands Commission to defray the costs of said commission and the charges of the Attorney General in the defense of the suit contemplated under this act."

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 460—An act to add Section 817a to the Penal Code, relating to peace officers.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

On page 1, line 3, of the printed bill, strike out "peace officer", and insert "police officer or deputy sheriff".

Amendment No. 2

On page 1, lines 4 and 5, of said bill, strike out "any labor organizations as defined in Section 1134 (c) of the Labor Code".

Amendment No. 3

On page 1, line 6, of said bill, strike out "such organi-", and insert "any employee organization other than one whose sole and exclusive purpose is social and fraternal and to render mutual assistance, or which is not affiliated or connected with any organization, committee, or group engaged in private industry.

This prohibition shall not apply to membership or affiliation with labor organizations undertaken or acquired prior to employment as a police officer or deputy sheriff.

Any violation of this section is a misdemeanor."

Amendment No. 4

On page 1 of said bill, strike out lines 7 to 10, inclusive.

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 469—An act to add Article 6 to Chapter 5 and Article 7.5 to Chapter 10 of Part 8, and Article 2.5 to Chapter 8 and Article 1.5 to Chapter 13 of Part 10, of Division 2 of the Revenue and Taxation Code, relating to the exemption of persons dying in the military service from taxes and providing for the refund of taxes so paid.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

On page 1, line 3, of the printed bill, after "dying", insert "in line of duty as the result of their military service".

Amendment No. 2

On page 2, line 1, of said bill, after "dies", insert "as the result of disease contracted or injury suffered by reason of military service in the line of duty and not due to his own wilful misconduct, and".

Amendment No. 3

On page 2, line 6, of said bill, strike out "a", and insert "any such".

Amendment No. 4

On page 2, line 42, of said bill after "dying", insert "as the result of disease contracted or injury suffered by reason of military service in the line of duty and not due to his own wilful misconduct, and".

Amendment No. 5

On page 3, line 2, of said bill, strike out "a", and insert "any such".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2097—An act to add Section 290 to the Penal Code, relating to the registration of persons heretofore or hereafter convicted of certain offenses.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Judiciary:

Amendment No. 1

Strike out from line 3 on page 1 of the printed bill, through line 10, page 2, inclusive, and insert

"Sec. 290. Any person who, since the first day of July, 1944, has been or is hereafter convicted in the State of California of any offense defined in Sections 266,

267, 268, 285, 286, 288, 288a, 647a, subdivision 3 or 4 of Section 261, or subdivision 1 or 2 of Section 311 of this code, or of any offense involving lewd and lascivious conduct under Section 702 of the Welfare and Institutions Code, or has been since said date or is hereafter convicted in any other state of any offense which, if committed in this State, would have been punishable under one or more of the abovementioned sections shall within 30 days after the effective date of this section or within 30 days of his coming into any county in which he resides or is temporarily domiciled for such length of time register with the sheriff of or a chief of police in such county.

Such registration shall consist of (a) a statement in writing signed by such person, giving such information as may be required by the State Bureau of Criminal Identification, and (b) the fingerprints and photograph of such person. Within three days thereafter the sheriff or chief of police shall forward such statement, fingerprints and photograph to the State Bureau of Criminal Identification and Investigation.

Any person required hereby to register shall upon changing his address within the county in which he is required to register promptly inform the sheriff or chief of police in writing of his new address, and such sheriff or chief of police shall within three days after receipt of such information forward it to the State Bureau of Criminal Identification and Investigation

Any person required to register under the provisions of this section who shall violate any of the provisions thereof is guilty of a misdemeanor.

The statements, photographs and fingerprints herein required shall not be open to inspection by the public or by any person other than a regularly employed peace or other law enforcement officer."

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 978—An act to define and regulate the practice of shorthand reporting; creating a State Board of Shorthand Reporting, and providing for its powers and duties; providing for the examination and certification of shorthand reporters, with the designation of "certified shorthand reporter"; providing for the reporting of depositions by certified shorthand reporters; prescribing penalties for violations of this act; and to amend Section 270 of the Code of Civil Procedure, relating to shorthand reporting.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

On page 2, line 8, of the printed bill, strike out the period, and insert ", provided however that members of the board first appointed hereunder need not be holders of a certificate, but shall be eligible for a certificate under the provisions of this act and shall have all the other qualifications prescribed."

Amendment No. 2

On page 6 of the printed bill, after line 14, insert

"SEC. 19. Any applicant for a certificate hereunder who, prior to the time of filing his application, has successfully passed an examination for the position of hearing reporter, State of California, shall be granted a certificate without examination, provided the applicant is otherwise qualified."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2141—An act to add Sections 10206.5 and 10206.6 to the Government Code, relating to the Legislative Counsel Bureau, providing for and regulating the office hours and the payment of overtime to the employees thereof, and making an appropriation.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Rules:

Amendment No. 1

On page 1, line 11, of the printed bill, after "and", insert ", when such compensation is not otherwise provided for,".

Amendment No. 2

On page 2 of said bill, strike out lines 19 to 24, inclusive, and insert "SEC. 4. Any of the money appropriated by an act entitled "An act making an appropriation to the Legislative Counsel Bureau for the payment of overtime worked by the employees thereof, to take effect immediately," enacted at the 1947 Regular Session is available for expenditure to carry out the purposes of this act."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2142—An act making an appropriation to the Legislative Counsel Bureau to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Rules:

Amendment No. 1

In line 2 of the title of the printed bill, after "Bureau", insert "for the payment for overtime worked by the employees thereof".

Amendment No. 2

On page 1, line 3, of said bill, strike out "_____ dollars ($_____)", and insert "nineteen thousand seven hundred thirty-three dollars ($19,733)".

Amendment No. 3

On page 1, lines 4 and 5, of said bill, strike out "of the expenses of said bureau, particularly including the payment of", and insert "for".

Amendment No. 4

On page 1, line 6, of said bill, after the period, insert "The appropriation made by this act shall be available for expenditure without regard to fiscal years."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

SECOND READING OF SENATE BILLS

Senate Bill No. 318—An act to amend Section 13373 of the Government Code, relating to the Purchasing Revolving Fund.

Bill read second time, and ordered to third reading.

Senate Bill No. 222—An act to amend Section 16 of the Corporate Securities Act, relating to void securities.

Bill read second time, and ordered to third reading.

Senate Bill No. 225—An act to amend Section 4 of the Corporate Securities Act, relating to the issuance of permits.

Bill read second time, and ordered to third reading.

Senate Bill No. 357—An act to amend Section 10203.6 of the Insurance Code, relating to insurance.

Bill read second time, and ordered to third reading.

Senate Bill No. 652—An act to amend Section 1194.8 of the Insurance Code, relating to excess funds investments of incorporated insurers.

Bill read second time, and ordered to third reading.

Senate Bill No. 665—An act to amend Section 10270.5 of the Insurance Code, relating to group disability insurance.

Bill read second time, and ordered to third reading.

Senate Bill No. 667—An act to add Section 10203.7 to the Insurance Code, relating to group life insurance.

Bill read second time, and ordered to third reading.

Senate Bill No. 205—An act to amend Section 1100 of, and to add Section 1596.5 to, the Insurance Code, relating to insurance and the investments and assets of insurers.

Bill read second time, and ordered to third reading.

Senate Bill No. 2—An act to add Section 66i to the Code of Civil Procedure, relating to the number of judges of the Superior Court in the County of San Joaquin, and providing for the appointment of an additional judge and for his compensation.

Bill read second time, and ordered to third reading.

Senate Bill No. 319—An act to amend Sections 13640 and 13643 and to repeal Sections 13642, 13644, and 13645 of the Government Code, relating to state printing funds.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Governmental Efficiency and Economy:

Amendment No. 1

On page 1, line 11, of the printed bill, strike out "that", and insert "the".

Amendment read, and adopted.

Bill ordered reprinted, and to third reading.

Senate Bill No. 224—An act to amend Section 2 of the Corporate Securities Act, relating to exemptions.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Finance and Insurance:

Amendment No. 1

On page 4 of the printed bill, as amended in the Senate on March 20, 1947, strike out lines 33 and 34, and insert

"11. Promissory notes, whether secured or unsecured, where the notes are not offered to the public, or are not sold to an underwriter for the purpose of resale."

Amendment No. 2

On page 4 of said printed bill, as amended, after line 46, insert

"14. Any bona fide joint adventure interest, except such interests when offered to the public."

Amendments read, and adopted.

Bill ordered reprinted, and to third reading.

Senate Bill No. 668—An act to amend Sections 11529 and 11530 of the Insurance Code, and to add to the Insurance Code a new section to be numbered 11529.5, all relating to voluntary mutualization of incorporated life and life disability insurers.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Finance and Insurance:

Amendment No. 1

On page 3, line 9, of the printed bill, as amended in the Senate on March 31, 1947, strike out "dur-"; and strike out lines 10 to 14, both inclusive, and insert "for not longer than thirty (30) years and thereafter until the termination of the trust provided for in Section 11529 The trust created pursuant to the provisions of this section shall terminate in any event upon termination of the trust provided for in Section 11529. Upon the termination of the trust created pursuant to the provision of this section, any shares held in such trust shall revert to the persons entitled thereto by law."

Amendment No. 2

On page 1, line 15, of the printed bill, as amended, before "stock", insert "such".

Amendments read, and adopted.

Bill ordered reprinted, and to third reading.

Senate Bill No. 589—An act to amend Section 22727 of the Water Code, relating to verified claims for damages.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Judiciary:

Amendment No. 1

On page 1 of the printed bill, strike out lines 8, 9, and 10, and insert "shall be presented in writing and filed with the officers or employees involved and also with the secretary within 90 days after the accident or injury has occurred. If an officer or employee cannot be found to be served, the officer's or employee's copy may be served on the secretary, but in any event a verified claim must be served on the secretary."

Amendment read, and adopted.

Bill ordered reprinted, and to third reading.

SECOND READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 79—An act to add Section 20363 to the Government Code, relating to the retirement of member help in the Veterans' Home of California.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Military Affairs:

Amendment No. 1

In line 1 of the title of the printed bill, after "Code", insert "and to add Section 1020 to the Military and Veterans Code".

Amendment No. 2

In line 2 of the title of said bill, strike out "the retirement of member help in", and insert "employees of".

Amendment No. 3

On page 1 of said bill, strike out lines 14 to 21, inclusive, and insert

"SEC. 2. Section 1020 is added to the Military and Veterans Code, to read:

1020. The Director of Veterans Affairs may authorize the Commandant of the Veterans' Home of California to grant leaves of absence to members of the medical

staff of said home to attend medical and scientific meetings and medical refresher courses in recognized schools or colleges. Attendance at such meetings or courses, whether inside or outside the State, constitutes state business for the purposes of Article 3 of Chapter 1 of Part 1 of Division 3 of Title 2 of the Government Code, for which members of the medical staff shall be allowed, in addition to regular salary, actual and necessary travel expenses

When traveling is outside the State, traveling and expense shall be approved by the Governor and Director of Finance as provided in Section 11032 of the Government Code."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

REPORTS OF STANDING COMMITTEES

Committee on Judiciary

ASSEMBLY CHAMBER, SACRAMENTO, April 15, 1947

MR. SPEAKER: Your Committee on Judiciary, to which were referred:

Assembly Bill No. 531
Assembly Bill No. 1846

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

BROWN, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 15, 1947

MR. SPEAKER: Your Committee on Judiciary, to which was referred:

Senate Bill No. 825

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

BROWN, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 15, 1947

MR. SPEAKER: Your Committee on Judiciary, to which was referred:

Assembly Bill No. 1108

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

BROWN, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 15, 1947

MR. SPEAKER: Your Committee on Judiciary, to which was referred:

Assembly Bill No. 1843

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

BROWN, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 15, 1947

MR. SPEAKER: Your Committee on Judiciary, to which were referred:

Senate Bill No. 112
Senate Bill No. 466
Senate Bill No. 479

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

BROWN, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 15, 1947

MR. SPEAKER: Your Committee on Judiciary, to which were referred:

Assembly Bill No. 815
Assembly Bill No. 1936

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

BROWN, Chairman

Above reported bills ordered to second reading.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, April 15, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed:

Senate Bill No. 82
Senate Bill No. 84
Senate Bill No. 91
Senate Bill No. 184
Senate Bill No. 229
Senate Bill No. 566
Senate Bill No. 567
Senate Bill No. 984
Senate Bill No. 1110

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS

The following bills were read the first time:

Senate Bill No. 82—An act to amend Section 7c of an act entitled "An act authorizing the establishment of municipal courts, prescribing their constitution, regulation, government, procedure and jurisdiction, and providing for the election and appointment of the judges, clerks, and other attaches of such courts, their terms of office, qualification and compensation and for the selection of jurors therein," approved May 23, 1935, relating to commissioners in municipal courts in cities of the first and one-half class.

Referred to Committee on Judiciary.

Senate Bill No. 84—An act to amend Section 7a of an act entitled "An act authorizing the establishment of municipal courts, prescribing their constitution, regulation, government, procedure and jurisdiction, and providing for the election and appointment of the judges, clerks and other attaches of such courts, their terms of office, qualification and compensation and for the selection of jurors therein," approved May 23, 1925, relating to attaches in municipal courts in cities of the first and one-half class.

Referred to Committee on Judiciary.

Senate Bill No. 91—An act to amend Section 10b of the Municipal Court Act of 1925, relating to municipal courts in cities of the second and one-half class, and the marshals and attaches thereof.

Referred to Committee on Judiciary.

Senate Bill No. 184—An act to amend Section 4280 of the Political Code and Section 28151 of the Government Code, relating to compensation for public services in counties of the fifty-first class.

Referred to Committee on Municipal and County Government.

Senate Bill No. 229—An act to add Section 900 to the Military and Veterans Code, relating to veterans education.

Referred to Committee on Military Affairs.

Senate Bill No. 566—An act to amend Section 1622 of the Welfare and Institutions Code, relating to state payments for the inspection and licensing of boarding homes and institutions for children.

Referred to Committee on Social Welfare.

Senate Bill No. 567—An act to amend Section 2302 of the Welfare and Institutions Code, relating to state payments for the inspection and licensing of boarding homes and institutions for aged.

Referred to Committee on Social Welfare.

Senate Bill No. 984—An act to add Section 20836.5 to the Government Code, relating to the State Employees' Retirement System, and providing for allocation and payment of the cost of prior service rendered by local members to more than one contracting agency.

Referred to Committee on Civil Service and State Personnel.

Senate Bill No. 1110—An act to amend Section 252 of the Unemployment Insurance Act, relating to a System of Unemployment Compensation Disability Benefits and physicians' certificates thereunder.

Referred to Committee on Industrial Relations.

RE-REFERENCE OF BILLS

By order of the Speaker, the following bills were withdrawn from the file, and re-referred as follows:

Assembly Bill No. 325 re-referred to Committee on Education.

Assembly Bill No. 1991 re-referred to Committee on Transportation and Commerce.

RESOLUTIONS

The following resolution was offered:

By Messrs. Doyle, Geddes, and Maloney:

House Resolution No. 145

Relative to adjournment in respect to the memory of Henry Ford

WHEREAS, The death of Henry Ford in his 83d year takes one of the last of the great figures who invented, designed, and built the machines which during the last half century in the United States have accomplished the almost complete transition from horse to motor power in highway transportation and much of farm equipment, a transition which has in turn revolutionized the life of the people of this Nation by vastly increasing the areas of quick and easy communication, produced a great network of paved highways to accommodate the new traffic, and reduced to a minimum the former gulf between rural and urban life; and

WHEREAS, Henry Ford, one of the greatest figures of this era, the son of Irish immigrants, left the farm to begin his career as a machine shop workman by day and a watch repairman by night, and reached the age of 40 years before entering upon the venture which was to make him one of the giants of American industry; and

WHEREAS, In the 43 years of his life as an automobile manufacturer, Henry Ford built up a great industrial empire, from the resources of which he paid his workmen high wages, built huge tracts of model homes, schools, and hospitals for their benefit, and twice during those years converted his manufacturing plants to the production of equipment which sped the United States to victory over its enemies in war, the most spectacular of his achievements being the production of a bomber an hour at the Willow Run plant during World War II; and

WHEREAS, These achievements stemmed from the mechanical genius, hard work, and administrative ability of Henry Ford, who had been designing and making various kinds of power-driven engines since he was a boy of 10, and began the manufacture of automobiles in Detroit in 1903, where six years later he devised the assembly line system of automobile manufacture which revolutionized the Nation's production methods and turned out millions of Model T Ford motor cars, until the Tin Lizzie

became a household word of the whole continent and by 1919 brought motor transportation within the range of even moderate incomes, a feat nearly reenacted in 1932 when the Ford V-8 was put into production, bringing luxury type motor and construction to the field of low-priced cars; and

WHEREAS, Although his career encompassed the acquisition of huge farms, tracts of timberland, mines, railroads, and other properties which produced and carried the raw materials used in the Ford plants, included an international organization for the distribution of Ford products, accomplished miracles of finance, and embraced philanthropy on a scale so large that its true extent is not yet known, Henry Ford himself remained a modest, hard-working man, devoted to his family and to his small group of close friends which included others of America's great men, notably Thomas Edison, Harvey Firestone, and John Burroughs, taking pleasure and expending large sums of money in the preservation or restoration of historic American relics, music and folk dancing; now, therefore, be it

Resolved by the Assembly of the State of California, That this Assembly expresses profound regret upon the death of Henry Ford, a man unique among the men of his time yet typical of the men to whom the American continent and American Democracy brought unparalleled opportunity and who repaid that opportunity with hard work and the creation of machines and methods which have helped to make the American standard of living the highest in the world; and be it further

Resolved, That the Chief Clerk of this Assembly transmit suitably prepared copies of this resolution to Mrs. Clara Bryant Ford, widow of Henry Ford, and to his grandson, Henry Ford II, as an expression of esteem and sympathy; and be it further

Resolved, That when this Assembly this day adjourns it do so out of respect to the memory of Henry Ford.

Request for Unanimous Consent

Mr. Doyle asked for, and was granted, unanimous consent to take up House Resolution No. 145, at this time, without reference to committee or file.

Resolution read, and adopted unanimously.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS

Assembly Constitutional Amendment No. 27—A resolution to propose to the people of the State of California an amendment to the Constitution of the State by amending Section 25½ of Article IV thereof, relating to the Fish and Game Commission.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Clayton A. Dills, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Hinckley, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—64.

NOES—None.

Resolution ordered transmitted to the Senate.

Assembly Constitutional Amendment No. 27

A resolution to propose to the people of the State of California an amendment to the Constitution of the State by amending Section 25½ of Article IV thereof, relating to the Fish and Game Commission.

Resolved by the Assembly, the Senate concurring, That the Legislature of the State of California at its Fifty-seventh Regular Session commencing on the sixth day of January, 1947, two-thirds of the members elected to each of the two houses thereof voting therefor, hereby proposes to the people of the State of California that Section 25½ of Article IV of the Constitution of said State be amended to read:

SEC. 25½. The Legislature may provide for the division of the State into fish and game districts and may enact such laws for the protection of fish and game in such districts or parts thereof as it may deem appropriate.

There shall be a Fish and Game Commission of five members appointed by the Governor, subject to confirmation by the Senate, with a term of office of six years and

until their respective successors are appointed and qualified, except that the terms of the members first appointed shall expire as follows: One member, January 15, 1943; one member, January 15, 1944; one member, January 15, 1945; one member, January 15, 1946; and one member, January 15, 1947. Each subsequent appointment shall be for six years, or, in case of a vacancy, then for the unexpired portion of such term. The Legislature may delegate to the commission such powers relating to the protection, propagation and preservation of fish and game as the Legislature sees fit. Any member of the commission may be removed by concurrent resolution of the Legislature passed by the vote of a majority of the members elected to each of the two houses thereof.

REQUEST FOR UNANIMOUS CONSENT THAT LETTER BE READ, AND PRINTED IN JOURNAL

Mr. Kilpatrick asked for unanimous consent that a letter from the United States Department of Justice, Bureau of Prisons, be read, and ordered printed in the Journal.

Request and letter referred to the Committee on Rules.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Constitutional Amendment No. 32—A resolution to propose to the people of the State of California an amendment to the Constitution of the State by amending Section 1 of Article II thereof, relating to electors.

Resolution read.

The roll was called.

Call of the Assembly

Pending the announcement of the vote, Mr. Sherwin moved a call of the Assembly.

Motion carried. Time, 10.10 a.m.

The Speaker directed the Sergeant-at-Arms to close the doors, and to bring in the following absent members:

Allen, Beck, Brady, Burns, Butters, Lester T. Davis, Dickey, Ralph C. Dills, Evans, Field, Hahn, Heisinger, Hinton, Hollibaugh, Huyck, Knight, O'Day, Stephenson, and Weber—19.

PROCEEDINGS UNDER CALL OF THE ASSEMBLY BY UNANIMOUS CONSENT
TEMPORARY SUSPENSION OF ASSEMBLY RULE NO. 85

Mr. McCollister asked for, and was granted, unanimous consent that Assembly Rule No. 85 be temporarily suspended for the purpose of placing a call of the Assembly on any matter on file.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Constitutional Amendment No. 38—A resolution to propose to the people of the State of California an amendment to the Constitution of the State by adding to Article XIII thereof a new section to be numbered 18, relating to making the proceeds of state sales and use taxes available for expenditure by counties and cities.

Resolution read.

FURTHER PROCEEDINGS UNDER CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 32

At 10.20 a m., on motion of Mr. Sherwin, further proceedings under the call of the Assembly were dispensed with.

The names of the absentees were called, and Assembly Constitutional Amendment No. 32 adopted by the following vote:

AYES—Allen, Bennett, Berry, Blosser, Boyd, Brown, Burke, Caldecott, Carey, Clarke, Collier, Conrad, Cramer, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Erwin, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hinckley, Hollibaugh, James, Johnson, Kirkwood, Loomis, Luckel, Lyons, Maloney, McCollister, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—55.

NOES—Anderson, George D. Collins, Cooke, Lester T. Davis, Elliott, Hawkins, Kilpatrick, Lowrey, McMillan, and Miller—10.

Resolution ordered transmitted to the Senate.

Assembly Constitutional Amendment No. 32

A resolution to propose to the people of the State of California an amendment to the Constitution of the State by amending Section 1 of Article II thereof, relating to electors.

Resolved by the Assembly, the Senate concurring, That the Legislature of the State of California, at its Fifty-seventh Regular Session commencing on the sixth day of January, 1947, two-thirds of all members elected to each of the two houses voting in favor thereof, hereby proposes to the people of the State of California that Section 1 of Article II of the Constitution of said State be amended to read:

SECTION 1. Every native citizen of the United States, every person who shall have acquired the rights of citizenship under and by virtue of the treaty of Queretaro, and every naturalized citizen thereof, who shall have become such 90 days prior to any election, of the age of 21 years, who shall have been a resident of the State one year next preceding the day of the election, and of the county in which he or she claims his or her vote 90 days, and in the election precinct 54 days, shall be entitled to vote at all elections which are now or may hereafter be authorized by law; provided, any person duly registered as an elector in one precinct and removing therefrom to another precinct in the same county within 54 days prior to an election, shall for the purpose of such election be deemed to be a resident and qualified elector of the precinct from which he so removed until after such election; provided, further, no alien ineligible to citizenship, no idiot, no insane person, no person convicted of any infamous crime, no person hereafter convicted of the embezzlement or misappropriation of public money, and no person who shall not be able to read the Constitution in the English language and write his or her name, shall ever exercise the privileges of an elector in this State; provided, that the provisions of this amendment relative to an educational qualification shall not apply to any person prevented by a physical disability from complying with its requisitions, nor to any person who had the right to vote on October 10, 1911, nor to any person who was 60 years of age and upwards on October 10, 1911; provided, further, that the Legislature may, by general law, provide for the casting of votes by duly registered voters who expect to be absent from their respective precincts or unable to vote therein, by reason of physical disability, on the day on which any election is held.

FURTHER CONSIDERATION OF ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 38

Assembly Constitutional Amendment No. 38—A resolution to propose to the people of the State of California an amendment to the Constitution of the State by adding to Article XIII thereof a new section to be numbered 18, relating to making the proceeds of state sales and use taxes available for expenditure by counties and cities.

Resolution read.

The roll was called, and the resolution refused adoption by the following vote:

AYES—Allen, Caldecott, Carey, Cramer, Crichton, Debs, Dolwig, Doyle, Geddes, Heisinger, Johnson, McCollister, Niehouse, Stanley, Thompson, and Thorp—16.

NOES—Anderson, Beck, Bennett, Blosser, Boyd, Burke, Clarke, Collier, George D. Collins, Conrad, Cooke, Crowley, Lester T. Davis, Dickey, Clayton A. Dills, Ralph C Dills, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Grant, Grunsky,

Hahn, Hawkins, Hinckley, Hollibaugh, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Price, Robertson, Rosenthal, Sherwin, Stewart, Thomas, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—49.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1127—An act to amend Section 12 of the Agricultural Code, relating to delegation of power or authority.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Debs, Clayton A. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—64.

NOES—Ralph C. Dills—1.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1131—An act to add Section 106.3 to, and to amend Sections 115 and 124 of, the Agricultural Code, relating to warning tags or notices.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hollibaugh, James, Johnson, Kirkwood, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Weber, Wollenberg, and Mr. Speaker—64.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1132—An act to amend Section 108.5 of the Agricultural Code, relating to host-free periods and districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hollibaugh, James, Johnson, Kirkwood, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Weber, Wollenberg, and Mr. Speaker—64.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1135—An act to amend Section 123 of the Agricultural Code, relating to nursery stock manifests.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans,

Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hollibaugh, James, Johnson, Kirkwood, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Weber, Wollenberg, and Mr. Speaker—64.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1445—An act to amend Sections 254, 255, 256, 263, and 271 of the Health and Safety Code, and to amend and renumber Sections 257 and 258 of said code, to add Section 275.5 to said code, and to repeal Sections 265 and 266 of said code, relating to physically handicapped children.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brown, Burke, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Debs, Dickey, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—65.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 483—An act to add Section 432.7 to the Fish and Game Code, relating to licenses for hunting and fishing guides.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sheridan, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Weber, and Wollenberg—63.

NOES—Carey, Sherwin, and Waters—3.

Bill ordered transmitted to the Senate.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, April 16, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 34—An act to add Sections 169 and 283 to the Fish and Game Code, relating to game refuges;

Assembly Bill No. 617—An act to add Section 1176.6 to the Fish and Game Code, relating to homing pigeons;

Assembly Bill No. 1334—An act to amend Sections 7 and 26 of the Construction and Employment Act, relating to the State Allocation Board and to allocation of state funds to local agencies for the construction of public works;

And reports that the same have been correctly enrolled, and presented to the Governor on the sixteenth day of April, 1947, at 11 a.m.

WEBER, Chairman

APPOINTMENTS ANNOUNCED BY SPEAKER PRO TEMPORE

Pursuant to the provisions of Assembly Bill No. 2273, Chapter 57, Statutes of 1947, Speaker pro Tempore Maloney announced the appointment of Mrs. Niehouse, and Mr. Debs, as members of such Joint Legislative Committee to sit with the State Department of Education of California, and the Regents of the University of California, on authorized survey.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Constitutional Amendment No. 11—A resolution to propose to the people of the State of California an amendment to the Constitution of the State by adding Section 38 to Article IV thereof, relating to aid to physically disabled persons.

Resolution read.

Resolution ordered held on file.

Assembly Bill No. 623—An act to amend Section 799.1 of, and to add Section 799.2 to, the Fish and Game Code, relating to abalones.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hollibaugh, Johnson, Kilpatrick, Kirkwood, Lowrey, Luckel, Lyons, Maloney, McMillan, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, and Weber—61.

NOES—None.

Bill ordered transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT TO TAKE UP ASSEMBLY BILL NO. 625, OUT OF ORDER

Mr. Thomas asked for, and was granted, unanimous consent that Assembly Bill No. 625 be taken up, out of order, at this time.

CONSIDERATION OF ASSEMBLY BILL NO. 625

Assembly Bill No. 625—An act to amend Section 799 of, and to add Section 799.3 to, the Fish and Game Code, relating to abalones.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Clayton A. Dills, Ralph C. Dills, Doyle, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hollibaugh, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Price, Sheridan, Sherwin, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, and Weber—59.

NOES—None.

Bill ordered transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT THAT ASSEMBLY BILL NO. 606 BE WITHDRAWN FROM FILE, AND BE RE-REFERRED

Mr. Doyle asked for, and was granted, unanimous consent that Assembly Bill No. 606 be withdrawn from the third reading file, and be re-referred to the Committee on Ways and Means.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 745—An act to amend Sections 420 and 421 of the Fish and Game Code, relating to fishing and the issuance of licenses therefor.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Berry, Blosser, Burke, Carey, George D. Collins, Conrad, Cramer, Crichton, Debs, Dickey, Clayton A. Dills, Doyle, Elliott, Erwin, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hollibaugh, Johnson, Kilpatrick, Kirkwood, Luckel, Lyons, McMillan, Miller, Niehouse, Price, Sherwin, Stanley, Thomas, Thorp, Thurman, and Weber—41.

NOES—Beck, Brady, Caldecott, Clarke, Collier, Crowley, Lester T. Davis, M. Philip Davis, Ralph C. Dills, Evans, James, Loomis, Lowrey, Maloney, Robertson, Sheridan, Silliman, and Wollenberg—18.

Bill ordered transmitted to the Senate.

Assembly Bill No. 787—An act to amend Section 781 of the Fish and Game Code, relating to lobsters.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Berry, Blosser, Brady, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Sheridan, Sherwin, Silliman, Stanley, Thomas, Thompson, Thorp, Thurman, Weber, and Wollenberg—63.

NOES—Crowley—1.

Bill ordered transmitted to the Senate.

Assembly Constitutional Amendment No. 2—A resolution to propose to the people of the State of California an amendment to the Constitution of the State by adding Section 22aa to Article IV thereof, relating to aid to needy children.

Resolution read.

The roll was called.

Call of the Assembly

Pending the announcement of the vote, Mr. Anderson moved a call of the Assembly.

Motion carried. Time, 11.58 a.m.

The Speaker directed the Sergeant-at-Arms to close the doors, and to bring in the following absent members:

Allen, Boyd, Burns, Butters, Conrad, Cooke, Cramer, Dolwig, Gannon, Hinton, Huyck, James, Knight, Lowrey, McCollister, Robertson, Stephenson, Stewart, Waters, Weber, and Mr. Speaker—21.

PROCEEDINGS UNDER CALL OF THE ASSEMBLY BY UNANIMOUS CONSENT

TEMPORARY SUSPENSION OF ASSEMBLY RULE NO. 85

Mr. Dickey asked for, and was granted, unanimous consent that Assembly Rule No. 85 be temporarily suspended for the purpose of placing a call of the Assembly on any matter on file.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, April 16, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 2263—An act to amend Sections 1010, 1011, 1014, 1018, 1019, 1023, 1026, 1027, 1030, 1030.1, 1030.2, 1032, 1033, 1034, 1035, 1036, 1037, 1038, 1039, 1039.3, 1044, 1046, 1080, 1081, 1083, 1085, and 1088 of, to repeal Sections 1024 and 1084 of, and to add Sections 1091, 1092, 1093, and 1094 to, the Military and Veterans Code, relating to the Veterans' Home of California and to the Woman's Relief Corps Home of California;

And reports that the same has been correctly enrolled, and presented to the Governor on the sixteenth day of April, 1947, at 12 m.

WEBER, Chairman

REQUEST FOR UNANIMOUS CONSENT THAT HOUSE RESOLUTION NO. 144 BE TAKEN UP, OUT OF ORDER

Mr. Field asked for, and was granted, unanimous consent that House Resolution No. 144 be taken up, out of order, at this time.

CONSIDERATION OF HOUSE RESOLUTION NO. 144

House Resolution No. 144

Relative to the Assembly Investigations Committee on Governmental Efficiency and Economy

Resolved by the Assembly of the State of California, As follows:

1. The Assembly Committee on Governmental Efficiency and Economy, created by House Resolution No. 225 of the Fifty-sixth Regular Session and continued in existence by House Resolution No. 44 of this regular session is hereby authorized to continue to act and to file a final report not later than May 31, 1947.

2 The sum of seven thousand five hundred dollars ($7,500), in addition to the money heretofore made available, is hereby made available from the Contingent Fund of the Assembly, for the expenses of the committee and its members and for any charges, expenses or claims it may incur under this resolution, to be paid from the said contingent fund and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read.

Motion to Set Special Order

Mr. Ralph C. Dills moved that House Resolution No. 144 be made a special order of business for today, April 16, 1947, at 2.30 p.m.

Mr. Lowrey seconded the motion.

Motion carried.

RESOLUTIONS

The following resolutions were offered:

By Mr. Dickey:

House Resolution No. 146

Resolved by the Assembly of the State of California, That the Controller be and he is hereby directed to draw his warrant upon the Contingent Fund of the Assembly in favor of the Chief Clerk of the Assembly, and the State Treasurer is hereby directed to pay the same, in the amount of two thousand dollars ($2,000), said amount being for the purchase of postage stamps to be used by Members of the Assembly for official mail; and be it further

Resolved, That the Chief Clerk be and he is hereby directed to purchase postage stamps in such amounts and denominations, not exceeding two thousand dollars ($2,000) in the aggregate, as shall be necessary for the use of the Members of the Assembly for official mail; and be it further

Resolved, That the amount of stamps requisitioned by any one Member of the Assembly for official mail shall not exceed the sum of twenty-five dollars ($25).

Request for Unanimous Consent

Mr. Dickey asked for, and was granted, unanimous consent to take up House Resolution No. 146, at this time, without reference to committee or file.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Beck, Bennett, Berry, Blosser, Boyd, Brady, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—65.

NOES—None.

By Mr. Dickey:

House Resolution No. 147

Resolved, That the Controller be and he is hereby authorized to draw his warrants on the Contingent Fund of the Assembly in favor of the persons or firms listed below and for the amounts of money set opposite their respective names, and as itemized below, and the State Treasurer is hereby authorized and directed to pay the same:

Department of Finance (pro-rate telephone service)	$73 94
Department of Finance (desk lights and alterations)	25 09
H. S. Crocker Company (supplies)	2 46
Quality Cabinet Shop (one step ladder)	2 31
Rogers Letter Shop (mimeographing)	2 77
Western Manufacturing Company (cases)	643 44
Western Manufacturing Company (frame cases)	2,829 00
Western Union (telegrams)	12 20
Shasta Water Company (drinking water)	16 21
Department of Finance (install light fixtures)	346 50
Pacific Telephone & Telegraph Co. (tolls)	6 00
Department of Finance (mimeographing)	1 00

Request for Unanimous Consent

Mr. Dickey asked for, and was granted, unanimous consent to take up House Resolution No. 147, at this time, without reference to committee or file.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Beck, Bennett, Berry, Blosser, Boyd, Brady, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—65.

NOES—None.

By Mr. Dickey:

House Resolution No. 148

Resolved by the Assembly of the State of California, That the Controller be and he is hereby authorized and directed to draw his warrant on the Contingent Fund of the Assembly in favor of Arthur A. Ohnimus, Chief Clerk of the Assembly, and the State Treasurer is hereby directed to pay the same, for the sum of two hundred dollars ($200), said amount being for the payment of postage, telegraphing, expressage, and incidental expenses of the Chief Clerk's Office.

Request for Unanimous Consent

Mr. Dickey asked for, and was granted, unanimous consent to take up House Resolution No. 148, at this time, without reference to committee or file.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Beck, Bennett, Berry, Blosser, Boyd, Brady, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—65.

NOES—None.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 879—An act to amend Section 697.5 of the Fish and Game Code, relating to striped bass.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Beck, Bennett, Berry, Blosser, Boyd, Brady, Burke, Burns, Caldecott, Clarke, Collier, George D Collins, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, James, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, McMillan, O'Day, Price, Robertson, Rosenthal, Silliman, Thomas, Thompson, Thorp, Thurman, Waters, and Weber—54.

NOES—None.

Bill ordered transmitted to the Senate.

MOTION TO REMOVE FILE INDICATOR

Mr. Doyle moved that the Chief Clerk be instructed to communicate with the gentleman who built and installed the file indicator, and ask him to remove it; and that the file indicator that was formerly used be again put into use.

Mr. Field seconded the motion.

Substitute Motion

Mr. Field moved, as a substitute motion, that the Chairman of the Committee on Rules be instructed to contact the gentleman who installed the file indicator, and demand action.

Amendment to Substitute Motion

Mr. Dickey offered the following amendment to Mr. Field's substitute motion: That the Chief Clerk be instructed to write a letter, at once, to the gentleman who built and installed the file indicator, and give him a deadline of one week in which to satisfactorily meet his contract.

Mr. Doyle seconded the motion.

Motion carried.

Notice of Motion

Mr. Dickey gave notice that in one week, if the man responsible for the satisfactory working of the file indicator does not complete his contract, he will move to request the Assembly to rescind its action of the

payment of $300, and will demand that said sum be returned to the Assembly General Fund.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 92—An act to amend Section 4200 of the Government Code, relating to contractor's bonds on public works.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Beck, Bennett, Berry, Blosser, Boyd, Brady, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hollibaugh, James, Johnson, Kilpatrick, Loomis, Lowrey, Luckel, Lyons, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Sherwin, Silliman, Stanley, Thomas, Thompson, Thorp, Thurman, and Weber—57.

NOES—None.

Bill ordered transmitted to the Senate.

FURTHER PROCEEDINGS UNDER CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 2

At 12.35 p.m., on motion of Mr. Anderson, further proceedings under the call of the Assembly were dispensed with.

The names of the absentees were called, and Assembly Constitutional Amendment No. 2 refused adoption by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Caldecott, Carey, George D. Collins, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Evans, Fletcher, Gaffney, Geddes, Grant, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Johnson, Kilpatrick, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Stanley, Thomas, Waters, and Weber—50.

NOES—Brady, Clarke, Collier, M. Philip Davis, Dickey, Erwin, Field, Grunsky, Hinckley, Kirkwood, Loomis, Sherwin, Silliman, Thompson, Thorp, Thurman, and Wollenberg—17.

Notice of Motion to Reconsider Assembly Constitutional Amendment No. 2

Mr. Anderson gave notice that on the next legislative day he would move to reconsider the vote whereby Assembly Constitutional Amendment No. 2 was this day refused adoption.

RECESS

At 12.42 p.m., on motion of Mr. Dickey, the Assembly recessed until 2.30 p.m.

REASSEMBLED

At 2.30 p.m., the Assembly reconvened.

Hon. Thomas A. Maloney, Speaker pro Tempore of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, April 16, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 955
Assembly Bill No. 957
Assembly Bill No. 1935

And reports the same correctly re-engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

Committee on Public Health

ASSEMBLY CHAMBER, SACRAMENTO, April 16, 1947

MR. SPEAKER: Your Committee on Public Health, to which were referred:

Senate Bill No. 219
Senate Bill No. 221
Senate Bill No. 250
Senate Bill No. 252
Senate Bill No. 348
Senate Bill No. 696
Senate Bill No. 826

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

DEBS, Chairman

Above reported bills ordered to second reading.

Committee on Fish and Game

ASSEMBLY CHAMBER, SACRAMENTO, April 15, 1947

MR. SPEAKER: Your Committee on Fish and Game, to which was referred:

Senate Bill No. 447

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

ERWIN, Chairman

Above reported bill ordered to second reading.

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, April 16, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 983

And reports the same correctly re-engrossed.

WEBER, Chairman

Above reported bill ordered re-referred to the Committee on Transportation and Commerce.

Committee on Public Health

ASSEMBLY CHAMBER, SACRAMENTO, April 16, 1947

MR. SPEAKER: Your Committee on Public Health, to which were referred:

Assembly Bill No. 1772
Assembly Bill No. 1774
Assembly Bill No. 1775

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

DEBS, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 16, 1947

MR. SPEAKER: Your Committee on Public Health, to which were referred:

Assembly Bill No. 2223
Assembly Bill No. 1773

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

DEBS, Chairman

Above reported bills ordered to second reading.

Committee on Social Welfare

ASSEMBLY CHAMBER, SACRAMENTO, April 16, 1947

MR. SPEAKER: Your Committee on Social Welfare, to which were referred:

Assembly Bill No. 416
Assembly Bill No. 646

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

NIEHOUSE, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 16, 1947

MR. SPEAKER: Your Committee on Social Welfare, to which were referred:

Assembly Bill No. 1428
Assembly Bill No. 1429

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

NIEHOUSE, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 16, 1947

MR. SPEAKER: Your Committee on Social Welfare, to which was referred:

Assembly Bill No. 2119

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

NIEHOUSE, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 16, 1947

MR. SPEAKER: Your Committee on Social Welfare, to which were referred.

Senate Bill No. 192
Senate Bill No. 193

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

NIEHOUSE, Chairman

Above reported bills ordered to second reading.

Committee on Livestock and Dairies

ASSEMBLY CHAMBER, SACRAMENTO, April 16, 1947

MR. SPEAKER: Your Committee on Livestock and Dairies, to which were referred:

Senate Bill No. 660
Senate Bill No. 662

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

THORP, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 16, 1947

MR. SPEAKER: Your Committee on Livestock and Dairies, to which was referred:

Assembly Bill No. 1439

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

THORP, Chairman

Above reported bill ordered to second reading.

Committee on Social Welfare

ASSEMBLY CHAMBER, SACRAMENTO, April 16, 1947

MR. SPEAKER: Your Committee on Social Welfare, to which were referred:

Assembly Bill No. 479
Assembly Bill No. 713
Assembly Bill No. 1335
Assembly Bill No. 1422

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

NIEHOUSE, Chairman

Above reported bills ordered to second reading.

Committee on Agriculture

ASSEMBLY CHAMBER, SACRAMENTO, April 16, 1947

MR. SPEAKER: Your Committee on Agriculture, to which were referred:

Assembly Bill No. 369
Assembly Bill No. 1134

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

CLARKE, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 16, 1947

MR. SPEAKER: Your Committee on Agriculture, to which were referred:

Senate Bill No. 387
Senate Bill No. 1552

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

CLARKE, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 16, 1947

MR. SPEAKER: Your Committee on Agriculture, to which were referred:

Assembly Bill No. 1085
Assembly Bill No. 1086

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

CLARKE, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 16, 1947

MR. SPEAKER: Your Committee on Agriculture, to which was referred:

Assembly Bill No. 2079

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be re-referred to Committee on Governmental Efficiency and Economy.

CLARKE, Chairman

Above reported bill re-referred to Committee on Governmental Efficiency and Economy.

Committee on Fish and Game

ASSEMBLY CHAMBER, SACRAMENTO, April 15, 1947

MR. SPEAKER: Your Committee on Fish and Game, to which were referred:

Assembly Bill No. 776
Assembly Bill No. 789
Assembly Bill No. 1952
Assembly Bill No. 2660

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

ERWIN, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 15, 1947

MR. SPEAKER: Your Committee on Fish and Game, to which were referred:

Assembly Bill No. 18
Assembly Bill No. 790
Assembly Bill No. 1378

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

ERWIN, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 15, 1947

MR. SPEAKER: Your Committee on Fish and Game, to which was referred:

Assembly Bill No. 610

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

ERWIN, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 15, 1947

MR. SPEAKER: Your Committee on Fish and Game, to which were referred:

Senate Bill No. 395
Senate Bill No. 396
Senate Bill No. 397
Senate Bill No. 445
Senate Bill No. 448
Senate Bill No. 449

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

ERWIN, Chairman

Above reported bills ordered to second reading.

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, April 16, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 145

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bill ordered to third reading.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, April 16, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted:

Senate Joint Resolution No. 18

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS (RESUMED)

The following resolution was read:

Senate Joint Resolution No. 18—Relative to memorializing the Congress and the President of the United States in relation to migratory game birds.

Referred to Committee on Rules.

REQUESTS FOR PERMISSION TO INTRODUCE BILLS

The following request for permission to introduce a bill was presented:

By Mr. Robertson:

ASSEMBLY CHAMBER, SACRAMENTO, April 16, 1947

MR. SPEAKER: In accordance with the provisions of Article IV, Section 2, of the Constitution, I request permission to introduce a bill, the title of which is as follows:

An act to amend Section 36 of the Civil Code, relating to contracts of minors.

Respectfully submitted.

ALFRED W ROBERTSON

Request referred to Committee on Legislative Procedure.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, April 16, 1947

MR. SPEAKER: Your Committee on Legislative Procedure, to which was referred the following bill, herewith returns the same with the recommendation that the author be permitted to introduce it:

By Mr. Robertson:

An act to amend Section 36 of the Civil Code, relating to contracts of minors.

WEBER, Chairman

The roll was called, and permission granted by the following vote:

AYES—Allen, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Caldecott, Carey, Clarke, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Clayton A. Dills, Ralph C. Dills, Doyle, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, O'Day, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—63.

NOES—None.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

The following bill was introduced, and read the first time:

Assembly Bill No. 2665: By Mr. Robertson—An act to amend Section 36 of the Civil Code, relating to contracts of minors.

Referred to Committee on Judiciary.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 841—An act to amend Section 18594 of the Government Code, relating to the officers and employees of the Public Utilities Commission of the State of California (formerly the Railroad Commission of the State of California), exempting certain positions from the state civil service.

Bill read third time.

Motion to Amend

Mr. Wollenberg moved the adoption of the following amendment:

Amendment No. 1

On page 1 of the printed bill, strike out lines 1 to 13, inclusive, and insert

"SECTION 1. Section 18594 of the Government Code is amended to read:

18594. The "state civil service" includes state officers and employees directly appointed or employed by the *Public Utilities Commission (formerly the* Railroad Commission *)*, except *(and in addition to those excepted by Section 4 (a) of Article XXIV of the Constitution), the secretary and* the phonographic reporters and transcribers of its proceedings. Persons who left the employment of the commission, or who hereafter leave, to enter military service of the United States but who, had they remained in such employment, would have been entitled to permanent or probationary status are accorded the full protection of Sections 19390 and 19391."

Amendment read, and adopted.

Bill ordered reprinted, and re-engrossed.

Assembly Bill No. 110—An act to amend Section 5065 of the Streets and Highways Code, relating to posting of notices in proceedings under the Improvement Act of 1911.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Caldecott, Carey, Clarke, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Clayton A. Dills, Doyle, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, O'Day, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—61.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 666—An act to add Section 26806 to the Government Code, relating to the employment of interpreters by county clerks and defining the powers and duties of such interpreters.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Caldecott, Carey, Clarke, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grunsky, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, James, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, O'Day, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—63.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 667—An act amending Section 583 of the Code of Civil Procedure, relating to the filing of stipulations extending the time for the dismissal of actions.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Caldecott, Carey, Clarke, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grunsky, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, James, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, O'Day, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—63.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 668—An act amending Section 1952 of the Code of Civil Procedure, relating to the destruction or other disposition of depositions.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Caldecott, Carey, Clarke, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grunsky, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, James, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, O'Day, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—63.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 670—An act to amend Section 981a of the Code of Civil Procedure, respecting dismissal of appeals from justice court.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Caldecott, Carey, Clarke, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M Philip Davis, Debs, Dickey, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grunsky, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, James, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, O'Day, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—63.

NOES—None.

Bill ordered transmitted to the Senate.

CONSIDERATION OF SPECIAL ORDER

The hour having arrived, House Resolution No. 144 was taken up.

House Resolution No. 144

Relative to the Assembly Investigations Committee on Governmental Efficiency and Economy

Resolved by the Assembly of the State of California, As follows:

1. The Assembly Committee on Governmental Efficiency and Economy, created by House Resolution No. 225 of the Fifty-sixth Regular Session and continued in existence by House Resolution No. 44 of this regular session is hereby authorized to continue to act and to file a final report not later than May 31, 1947.

2. The sum of seven thousand five hundred dollars ($7,500), in addition to the money heretofore made available, is hereby made available from the Contingent Fund of the Assembly, for the expenses of the committee and its members and for any charges, expenses or claims it may incur under this resolution, to be paid from the said contingent fund and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read.

Statement by Mr. Field

Mr. Field stated that he wished to disqualify himself both as a member of, and chairman of, the committee charged with the responsibility of investigating the charges contained in the letter read by Mr. Kirkwood.

Question of Personal Privilege

Mr. Field arose to a question of personal privilege.

The question being on the adoption of House Resolution No. 144 by Mr. Field.

Substitute House Resolution

Mr. Ralph C. Dills offered a substitute House resolution to House Resolution No. 144, but requested that, due to the fact Mr. Field had disqualified himself from the investigation committee, said substitute House resolution be held at the desk for a few minutes, pending changes.

Remarks on Condition of the File

Mr. Hawkins spoke upon the condition of the file.

Remarks on Condition of the File

Mr. Field spoke on the condition of the file.

Motion to Set Special Order

Mr. McMillan moved that the substitute House resolution offered by Mr. Ralph C. Dills to House Resolution No. 144 be made a special order of business for Thursday, April 17, 1947, at 11 a.m.

Motion lost for lack of a second.

Statement by Mr. Dunn

Mr. Dunn stated that, as noted on pages 34 and 35 of the Assembly Journal for Monday, January 27, 1947, (pages 784 and 785 of the Corrected Journal), and pursuant to House Resolution No. 62, introduced on that day, and as adopted, on Wednesday, February 5, 1947 (see pages 81 and 82 of that day's Journal—pages 1431 and 1432 of the Corrected Journal) the present status of the Interim Committee on Governmental Efficiency and Economy is clarified.

Point of Order

Mr. Lowrey arose to the following point of order: That he had seconded the motion by Mr. McMillan, and that there is a motion before the House.

Ruling by Speaker

Speaker pro Tempore Maloney ruled the point of order not well taken.

Request for Unanimous Consent That Additional Time Be Granted Mr. Ralph C. Dills on Presentation of His Substitute House Resolution

Mr Dickey asked for, and was granted, unanimous consent that Mr. Ralph C. Dills be granted a few more minutes in which to offer his substitute House resolution to House Resolution No. 144.

Remarks on Condition of the File

Mr. M. Philip Davis spoke on the condition of the file as it pertained to clarification of the status of the Interim Committee on Governmental Efficiency and Economy.

Remarks on Condition of the File

Mr. Dickey spoke on the condition of the file as it pertained to clarification of the status of the Interim Committee on Governmental Efficiency and Economy.

Remarks on Condition of the File

Mr. Field spoke on the condition of the file as it pertained to clarification of the status of the Interim Committee on Governmental Efficiency and Economy.

MEMBERS EXCUSED

At 3.15 p.m., Mr. Thomas asked for, and was granted, unanimous consent that it be noted in the Journal that he and Messrs. Collier and Cramer have been attending to legislative duties elsewhere, and that they be granted leaves of absence for the early part of the afternoon.

MOTION TO CONTINUE CONSIDERATION OF SUBSTITUTE HOUSE RESOLUTION

Mr. Lowrey moved that consideration of the proposed substitute House resolution to House Resolution No. 144 be continued until 11 a.m., tomorrow, Thursday, April 17, 1947.

Mr. Cooke seconded the motion.

The roll was called, and the motion lost by the following vote:

AYES—Cooke, Crowley, Heisinger, Kilpatrick, and Lowrey—5.

NOES—Allen, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, Conrad, Cramer, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Hinckley, Hinton, Hollibaugh, James, Johnson, Kirkwood, Loomis, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Silliman, Stanley, Thomas, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—58.

Substitute House Resolution to House Resolution No. 144

Mr. Ralph C. Dills offered the following substitute House resolution:

By Mr. Ralph C. Dills:

Substitute House Resolution

Relative to the creation of the Assembly Special Investigating Committee

Resolved by the Assembly of the State of California, As follows:

1. The Assembly Special Investigating Committee is hereby created and authorized and directed to ascertain, study and investigate any and all matters relating to those certain charges against a Member of the Assembly which were referred to and considered by the Assembly, as appears in the Assembly Journal for April 15, 1947, commencing at page 22, and relating to pending legislation involved therein, and report thereon to the Assembly.

2. The committee shall consist of all the Members of the Assembly Interim Committee on Governmental Efficiency and Economy (which was continued in existence by House Resolution No. 44 of this session) and those five Members of the Assembly appointed by the Speaker pro Tempore pursuant to motion, as appears in the Assembly Journal for April 15, 1947, at page 26.

The Chairman of the Special Investigating Committee shall be appointed by the Speaker pro Tempore.

3. The committee is authorized to act during this session of the Legislature, including any recess, but not after final adjournment.

4. The committee and its members shall have and exercise all of the rights, duties and powers conferred upon investigating committees and their members by the provisions of the Joint Rules of the Senate and Assembly and of the Standing Rules of the Assembly as they are adopted and amended from time to time, which provisions are incorporated herein and made applicable to this committee and its members, except that all matters of policy, including the question of employing counsel for the committee, shall be decided by vote of the members of the committee.

5. The committee has the following additional powers and duties:

(a) To contract with such other agencies, public or private, as it deems necessary for the rendition and affording of such services, facilities, studies and reports to the committee as will best assist it to carry out the purposes for which it is created.

(b) To cooperate with and secure the cooperation of county, city, city and county, and other local law enforcement agencies in investigating any matter within the scope of this resolution and to direct the sheriff of any county to serve subpenas, orders and other process issued by the committee.

(c) To do any and all other things necessary or convenient to enable it fully and adequately to exercise its powers, perform its duties, and accomplish the objects and purposes of this resolution.

6. The sum of seven thousand five hundred dollars ($7,500) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Assembly for the expenses of the committee and its members and for any charges, expenses or claims it may incur under this resolution, to be paid from the said Contingent Fund and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Substitute resolution read.

The roll was called, and the substitute resolution adopted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—70.

NOES—None.

The question being on the adoption of House Resolution No. 144, as amended.

Consideration of House Resolution No. 144, as Amended by Substitute Resolution Offered by Mr. Ralph C. Dills

House Resolution No. 144

Relative to the creation of the Assembly Special Investigating Committee

Resolved by the Assembly of the State of California, As follows:

1. The Assembly Special Investigating Committee is hereby created and authorized and directed to ascertain, study and investigate any and all matters relating to those certain charges against a Member of the Assembly which were referred to and considered by the Assembly, as appears in the Assembly Journal for April 15, 1947, commencing at page 22, and relating to pending legislation involved therein, and report thereon to the Assembly.

2. The committee shall consist of all the Members of the Assembly Interim Committee on Governmental Efficiency and Economy (which was continued in existence by House Resolution No. 44 of this session) and those five Members of the Assembly appointed by the Speaker pro Tempore pursuant to motion, as appears in the Assembly Journal for April 15, 1947, at page 26.

The Chairman of the Special Investigating Committee shall be appointed by the Speaker pro Tempore.

3. The committee is authorized to act during this session of the Legislature, including any recess, but not after final adjournment.

4. The committee and its members shall have and exercise all of the rights, duties and powers conferred upon investigating committees and their members by the provisions of the Joint Rules of the Senate and Assembly and of the Standing Rules of the Assembly as they are adopted and amended from time to time, which provisions are incorporated herein and made applicable to this committee and its members, except that all matters of policy, including the question of employing counsel for the committee, shall be decided by vote of the members of the committee.

5. The committee has the following additional powers and duties:

(a) To contract with such other agencies, public or private, as it deems necessary for the rendition and affording of such services, facilities, studies and reports to the committee as will best assist it to carry out the purposes for which it is created.

(b) To cooperate with and secure the cooperation of county, city, city and county, and other local law enforcement agencies in investigating any matter within the scope of this resolution and to direct the sheriff of any county to serve subpenas, orders and other process issued by the committee.

(c) To do any and all other things necessary or convenient to enable it fully and adequately to exercise its powers, perform its duties, and accomplish the objects and purposes of this resolution.

6. The sum of seven thousand five hundred dollars ($7,500) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Assembly for the expenses of the committee and its members and for any charges, expenses or claims it may incur under this resolution, to be paid from the said contingent fund and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read, as amended.

The roll was called, and the resolution adopted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—70.

NOES—None.

QUESTION OF PERSONAL PRIVILEGE

Speaker Sam L. Collins arose to a question of personal privilege.

MOTION TO PRINT REMARKS BY SPEAKER SAM L. COLLINS IN THE JOURNAL

Mr. Debs moved that the remarks made by Speaker Sam L. Collins when he arose to a question of personal privilege be ordered printed in the Journal in 10-point type.

Mr. Evans seconded the motion.

Motion carried.

REMARKS BY SPEAKER SAM L. COLLINS

On a point of personal privilege, it is my desire to discuss the letter of Judge William Doran of March 28, 1947, which was read to this body by Assemblyman Kirkwood, the letter being addressed to C. Don Field. The why or wherefore of its being read in the manner it was is unimportant, since the subject matter is before this body and has been broadcast to the far corners of the State.

I will discuss the letter paragraph by paragraph. Judge Doran was speaking of Assembly Bill No. 538. The bill under consideration was Assembly Bill No. 537, but, to the end that no one could raise the point of order that the judge's letter was not germane, I purposely had Assembly Bill No. 538 withdrawn from the Senate, and brought back to this body so that we might discuss the judge's letter with respect to Assembly Bill No. 538.

The first paragraph of the judge's letter states that a copy of Assembly Bill No. 538 is enclosed.

The second paragraph states, and I quote, *"THIS BILL IS POSITIVELY VICIOUS FOR IT IS DESIGNED TO PROTECT THE GAMBLING INTERESTS."* This bill has been under consideration since January 20th, and the subject matter of this bill, contained in Section 817 of the Penal Code, has been there for years. Section 817 of the Penal Code defines who are peace officers, and for years it remained in substantially the same form until this section was amended in 1943 and in 1945 to include parole officers In 1943, for the first time, parole officers were mentioned in Section 817; for the first time under this section, they were given police powers, and, if the judge's letter is to be interpreted literally, then the gambling interests to which he refers had a free run of the State prior to 1943; and none of the other peace officers mentioned in Section 817 were concerned with nor authorized to interfere with gambling interests. Judge Doran would have you believe that, when this section was finally amended in 1943 and in 1945 to include parole officers, that then, and only then, were the gambling interests in a condition where they could be in jeopardy. The truth of the matter is that when this amendment was first introduced in 1943 the author stated to the Legislature, without reservation, that it was for the sole and only purpose of permitting parole officers to arrest and take into custody parolees who had violated the law or some rule or regulation of the Board of Prison Directors. It was questioned on the floor of this House whether this proposal would give to these parole officers general police powers to be exercised at their whim and pleasure with unlimited discretion throughout the entire State, and the author of this particular bill at that particular time stated that under no circumstances would they desire nor would they exercise general police powers.

VENTURA, CALIFORNIA, April 15, 1947

DEAR SAM: It has come to my attention through the newspapers, the radio, and other sources that the Honorable William Doran, Justice of the District Court of Appeal, has, through a letter dated March 28, 1947, directed to Assemblyman Don C. Field, made certain references to a bill which you introduced; namely, Assembly Bill No. 538. I have read what purports to be a copy of the Doran letter, and I draw from such reading the inference that the judge is of the opinion that the law, as presently written, gives to parole officers the powers of peace officers generally, and that such was the intention of the Legislature in the first instance.

I was in the Legislature during what is usually referred to as the 1943 Session, and at that time I introduced and handled a considerable number of bills for the then Board of Prison Directors. One of the bills in this category was Assembly Bill No. 451 which was ultimately adopted by both houses and signed by the Governor and became Chapter 106 of the Statutes of 1943. This bill provided, as I recollect it, that any parole officer of the State Board of Prison Directors would have the powers of and be a peace officer. I was in almost constant contact with the members of the board, or their duly constituted employees and representatives and we discussed thoroughly and completely each and every one of the bills which were to be heard. I recollect distinctly that the board was concerned with the problem that a parole officer could not under the law as then written go out and arrest a parole violator and, therefore, parole officers would frequently have to secure the assistance of the sheriff, police or other local authorities in making such arrests. My bill was to correct that evil and that alone. It was not contemplated that the parole officers would exercise general police powers and in fact it was specifically stated by me as the author of the bill that the parole officers needed to be peace officers for the purpose of being able to arrest parole violators and in transporting prisoners. This statement on my part was, of course, authorized and directed by the Board of Prison Directors. The question was raised on the floor of the Assembly that in truth and in fact the Legislature would be setting up a system of roving policemen with full police powers if the bill were passed. I hastened to assure those who so questioned that there was no thought of such a thing and the only purpose of the bill was as heretofore set forth, i.e., the authority of a peace officer in the actual performance of his official duties.

So far as I know, and I was in rather close contact with the activities of the board until it was replaced by the Department of Corrections, in the Special Session of 1944, no parole officer of the State Board of Prison Directors violated the understanding of the board and, therefore, made no arrests as peace officers excepting in the course of carrying out the provisions of the Parole Laws.

It would seem, therefore, that all your bill does is to spell out specifically and positively what was originally intended, and what was represented would be done in the first instance.

You may, of course, use this letter for such purpose or purposes as you may deem advisable and proper.

With my very best regards.

Very truly yours,

WALTER J. FOURT"

Based on this statement by the author, it is my belief and, in my opinion, it was the belief of the Legislature at the time, that, when these amendments were adopted, the authority of parole officers would be limited to the actual performance of their actual duties. As a matter of fact, the Adult Authority itself issued an order following the raids in question stating this very thing to be the policy of the Department of Corrections, and that, thereafter, parole officers should restrict themselves to the performance of their duties as parole officers. They were instructed to cooperate with local enforcement agencies, and that, if local agencies were not cooperative, they should refer the matter back to the head of the department.

The third paragraph states that the Chief of Police of Long Beach refused to act. This the chief denies emphatically.

The fourth paragraph states, "A worse condition existed in Santa Ana," where it is claimed the Chief of Police of Santa Ana refused to act. I have here a telegram from George G. Boyd, the then Chief of Police of Santa Ana, which reads as follows:

> "State Parole Officer Baxter raided a Santa Ana bookie that he knew was under investigation. His motive was shake down or political ambition. He advised me of his ambition before raid.
>
> GEO. G. BOYD, Former Chief of Police"

If you don't think that this was political ambition, let me read from the April 13th edition of the Santa Ana Globe:

> "Aside from the mayor, every incumbent seeking re-election succeeded. Police Chief B. A. Hershey had a wide margin over his opponents, State Parole Officer Clifford Baxter and Police Officer Charles Neer, exceeding their combined vote by 371."

Now, this is the State Parole Officer referred to in the former chief's telegram, and the political ambition referred to was his ambition to run for Chief of Police of the City of Santa Ana.

Speaking of political ambition, "My son, John," referred to in Judge Doran's letter, was running for city council in the City of Los Angeles at the time this letter was written. The reference in the letter to the number of men and the parolees that young Doran had under his jurisdiction was intended to aid him in his councilmanic race in the City of Los Angeles; but, despite the ruthless effort of Judge Doran, his son, John, was overwhelmingly defeated.

The fifth paragraph of the judge's letter reads as follows:

> "Following the raid in Orange County, Assemblyman Collins called on my son Jack in his office in Los Angeles, and protested against this raid in Santa Ana, informing my son that if this continued he would introduce a bill in the Legislature to deprive the parole officers of their authority as peace officers—which threat he has carried out."

The truth is that I called on "John" or "Jack" Doran at his office when my attention had been directed by the Sheriff of Orange County to the so-called raid conducted in Orange County, of which the sheriff complained to me that it appeared to be entirely political in its nature. The sheriff advised me that no word was received by him from the parole office, nor from any parole officer, concerning the matter; and he further advised that it was his opinion that none of the local police had been informed of any contemplated raid or raids. The sheriff stated that he felt that the local authorities should, at least, be consulted and extended an opportunity to cooperate in such matters; and particularly so when the cause or matter was in the midst of a political campaign. Following the sheriff's complaints to me, as I have stated, I called on "John" or "Jack" Doran and told him it was my belief that it had never been the intent of the Legislature to bestow upon parole officers general police authority or duties, and that I proposed to introduce a bill in the Legislature whereby the Legislature might express its opinion as to whether or not they intended the parole officers to have general police powers or only those powers necessary in the actual performance of their duties. My only protest against the raid or arrests in Santa Ana was that any gambling violations within the knowledge of parole officers should have been called to the attention of local authorities. The local authorities should have been given the opportunity to cooperate in the arrests, and, as local authorities, should not have been bypassed in the midst of a political campaign or at any other time. Young Doran made no mention at the time that the arrests were made because the local authorities refused to cooperate. No threats were ever made; I am not and never have been of a threatening disposition. I simply told young Doran that, irrespective of their activities, I proposed to introduce legislation to clarify the situation. Whether they stopped or whether they continued was not of any moment then, and is not of any moment now. The occasion of my visit to young Doran's office was the only time I have ever met him. I do not recall ever having met Judge Doran, the writer of the letter.

Subsequent to my visit to young Doran, I was invited to attend a meeting at which were present Frank Waters and Richard Fildew. I was introduced to Mr. Fildew by Mr. Waters, Mr. Waters stating that Mr. Fildew was the man who was largely responsible for young Doran's appointment as a parole officer. During the lunch, Mr. Fildew asked me what the complaint was about Jack Doran. I advised him that there was no complaint at all about Jack Doran, and there never had been any complaint as far as I was concerned. I explained to him that parole officers had made arrests in Santa Ana, ignoring and bypassing the local authorities while they were in the midst of a political campaign. I further explained to Mr. Fildew, in the same manner as I had explained to young Doran, that I did not think the Legislature intended that parole officers should exercise general police powers. I informed Mr. Fildew that I proposed to introduce legislation to have the matter clarified. The Legislative Counsel advises me that the following offices have like limitations:

The following are peace officers or have the authority of peace officers with respect to the enforcement of particular laws, or within designated areas, or under specified conditions:

> Persons in whom enforcement of provisions of Agricultural Code are vested, as to such enforcement. (Ag. C., Sec. 6.)

Board of Dental Examiners, inspector, as to duties. (B. & P. C., Sec. 1704.)

Director of Finance and civil executive officers enforcing any lawful order of Department of Finance. (Gov. C., Sec. 13,071.)

Division of Forestry officers and employees and designated voluntary fire wardens as to Public Resources Code and Fire Laws. (Pub. R. C., Sec. 4011.)

Division of Housing officers and agents as to laws administered. (Lab. C., Sec. 2424.)

Division of Labor Law Enforcement employees as to Labor Law. (Lab. C., Sec. 95.)

Division of Mines employees as to licensing gold and silver buyers. (Pub. R. C., Sec. 2268.)

Board of Equalization employees as to Motor Vehicle Transportation License Tax Law. (R. & T. C. 10402.) And as to law re alcoholic beverages (Sec. 38d, Deering Act 3796).

Sealers of Weights and Measures and deputies as to duties. (B. & P. C., Sec. 12013.)

Division of Beaches and Parks employees for State Parks. (Pub. R C., Sec. 5008.)

Department of Public Works, toll takers as to vehicular crossings and as necessary for performance of duties while not upon such crossings. (Veh. C., Sec. 606.2.)

California Highway Patrol members as to enforcement of Vehicle Code, and as to other laws under specified conditions. (Veh. C., Secs. 135 and 135.5.)

County Fish and Game Wardens as to Fish and Game Laws. (F. & G. C., Sec. 40.)

Youth Authority officers and employees as to inmates escaped or inmates delivered to them. (W & I. C., Sec. 1150.)

Secretary, Department of Mental Hygiene, as to care of personal property of mentally ill persons. (W. & I. C., Sec. 6660.5.)

State Hospital, Business Manager and designated employees, as to hospital. (W. & I. C., Sec. 6563.)

Yours very truly,

FRED B. WOOD, Legislative Counsel

Shortly thereafter, I talked to Mr. Karl Holton, Director of the Youth Authority, and discussed this situation with him in its entirety, although I do not believe I mentioned the names of any individuals. There was nothing personal in it then, and there is nothing personal in it now, as far as young Doran is concerned. Mr. Holton said that, as he understood the law, it was never intended that they should exercise such authority. I advised Mr. Holton I intended to introduce legislation to clarify the matter, and no objection was offered.

The next paragraph of the letter read, as follows:

"Although he purports to be on friendly terms with the ministers in Orange County, actually Collins appears to be more interested in the gamblers."

The statement that I am interested in or appear to be interested in gamblers is a gross insult and a deliberate falsehood. Actually, in view of the charge, I desire to state that I have never been interested in nor

connected with any gambling interests of any nature, and I never will be. It so happens I have never made or placed a bet with a bookie or any similar operation. Further, I do not recall ever stating that I was on friendly terms with the ministers of Orange County, but I believe I am, and until this attempt to distort my motive was circulated throughout the State, I am certain that they had full faith and confidence in me—and that confidence was and is fully justified.

It is a well-known fact in Orange County that, when I was district attorney of that county, there were no gambling operations conducted therein; that, following my resignation as district attorney to go to Congress, I, personally, appeared at a hearing in Orange County to prevent gamblers from opening and operating in Orange County. During my term as Congressman, I had introduced and passed in Congress a bill prohibiting gambling ships from operating off the coast of California.

In the last paragraph of the letter Judge Doran says he hopes Mr. Field will inform the Assembly of the contents of his letter and gives permission that it may be read. I desire to state to you Members of the Assembly that no Member of the Assembly advised me of the existence of this letter prior to the time it was read on the floor of the Assembly, and I had no knowledge thereof; but I am reliably informed that the letter was discussed by a few members of this body, namely, Mr. Phil Davis, Mr. George D. Collins, Mr. Robert Kirkwood and Mr. Albert Wollenberg, together with Mr. William Sweigert, one of the Governor's secretaries. I was advised that Mr. Field was informed of the existence of this letter for the first time when called on the telephone by this group to produce the original letter. There were at least two members of the press, that is, Mr. Hanson and Mr. Behrens, who knew of the existence of this letter prior to the time it was read on the floor. None of these gentlemen discussed the letter with me prior to its being read here. I understand that Mr. Walter Gordon, Chairman of the Adult Authority, was called by this group and, at that time, the letter was under discussion. This is the first time that Mr. Gordon ever raised a voice or protested against this bill or the contents of it. In fact, when the bill was heard in the Judiciary Committee of the Assembly not one person spoke against it, and no letter of opposition or protest was present in the committee.

I have heretofore stated that a full hearing should be had into all the matters contained in Judge Doran's letter, whether they pertain to my alleged interest in gamblers or otherwise. Grave charges were made in this letter against the chiefs of police of two of our large cities with the implication that they have ignored protests of parole officers having knowledge of gambling in their respective cities. These matters should be thoroughly investigated.

In my opinion, the judge who would read the law so loosely as to interpret this bill as being designed to aid gamblers has no learning in the law, and apparently has no conception of what evidence is or is not acceptable and satisfactory when he asks us to accept such rank hearsay testimony; and, furthermore, is completely lacking in judicial temperament, as evidenced by his intemperate letter of March 28th. Are there other qualifications lacking that make him wholly unfit to preside as a justice of the appellate court? I, personally, have received so many

complaints about his qualifications that it is my opinion that this should likewise be the subject matter for consideration by this committee.

The gravity of this effrontery and attempt on the part of a member of the Judiciary to influence the Legislative Branch of the government, I am sure, is not, or was not, apparent on first reading. The furore and indignation was purely personal as an attack on a member of this body. Imagine this body passing a resolution and, on official stationery, advising the court that litigation pending was vicious, and that the court was designedly protecting gamblers as law violators! Would that be countenanced by the court? Would that be tolerated by the press? Would that be sanctioned by the people? Never! Never would this body be so presumptious! We would be held in contempt. If that be contemptuous on our part, is it not contemptuous on the part of the Judiciary? Yet here we have on the official stationery of the Judiciary this very attempt. Are they, or this member, so high and mighty that this can be done without comment from the press? Without a murmur from the Executive Branch? Or with no objection from the Legislative Branch? Maybe he is immune if we fail to protest. He certainly is immune to the will of the people. The people can only vote "yes" or "no"—nor can he be replaced by a qualified man running as an opponent.

Had the judge been interested in legislation, he knows that he could direct a letter expressing his views to the Committee on Judiciary. The letter, in which he enclosed a copy of the bill, stated that it was pending there—so that is not too violent an assumption. Yet no such letter was written. It follows, naturally, that he was not interested in legislation, but in furthering the political aspirations of his son, John.

As a sideline, and apart from this sinister scheme, I desire to call attention to the fact that my secretary's desk was recently broken into and her notebook and notes taken. My file was also broken into. My desk was open, so I was unable to ascertain if anything had been taken, although it was obvious the contents had been disarrayed. Just who could and who would be so interested? Had they but requested it, I certainly would have been happy to let them read any of the material contained in my desk—in my office here, or in my office in the City of Fullerton. It might be well to investigate the breaking of the locks in my office here in the Capitol and rifling of my files.

One element of the press yesterday even went so far as to suggest that Sam Collins should resign as Speaker because of these charges contained in a letter which discloses that the judge is not speaking of matters of which he has personal knowledge but only as to those things on which he has been informed by others—the rankest kind of hearsay testimony, which even this judge should know better than to admit as evidence. This element of the press, as is well known, was bitterly opposed to my election as Speaker and, no doubt, would be happy to have me resign. But, fortunately, the press does not elect Speakers of this body; the membership does that. I have no intention of resigning nor stepping down until the membership of this body directs that I do so by a majority vote. You members of this body always have that authority over your Speaker, whether it is Sam Collins or otherwise, without direction or intimidation by this or any other element.

RESOLUTIONS

The following resolution was offered:

By Messrs. Geddes, Evans, Luckel, Crichton, Stanley, Lowrey, Cramer, Dickey, Dunn, Brady, Weber, Cooke, Price, Rosenthal, Hollibaugh, Mrs. Niehouse, Messrs. Clayton A. Dills, Debs, McMillan, Fletcher, Anderson, Hawkins, Ralph C. Dills, Lyons, Kilpatrick, Allen, Doyle, Grant, Waters, Beck, Clarke, Thorp, Robertson, Loomis, Crowley, Thompson, Johnson, Stephenson, Hinton, Kirkwood, James, and Lester T. Davis:

House Resolution No. 149

Expressing confidence in the Speaker of the Assembly

WHEREAS, There appeared in a daily newspaper of April 15, 1947, an editorial suggesting that Sam L. Collins step down from his position as Speaker of this Assembly during the time that a committee of this Assembly is investigating as yet unsubstantiated charges, based on the rankest hearsay, made against the Speaker as a Member of this Assembly; and

WHEREAS, The editorial is in effect prejudicial to the Speaker of this Assembly to the extent that it advocates that the Speaker and Members of this Assembly take action based upon newspaper reports and statements of individuals before those reports and statements have been investigated or substantiated; and

WHEREAS, It is the duty of this Assembly to act as a deliberative legislative body, to make its determinations solely upon fact, and to maintain at all times that due regard for the respect, dignity, and integrity of every Member of this Assembly which is essential to the conduct of the business of this Assembly and to the maintenance of democratic government; and

WHEREAS, This Assembly is and has been proceeding in an orderly and accepted manner to deal with all matters before it, and in this instance the Assembly has referred the matter to a proper committee for investigation and report and is now awaiting the report of its committee; now, therefore, be it

Resolved by the Assembly of the State of California, That this Assembly deplores such editorials as being prejudicial to an officer of this Assembly and advocating precipitate action without hearing by this Assembly; and be it further

Resolved, That the Members of this Assembly hereby express full confidence in the Speaker of this Assembly.

Request for Unanimous Consent

Mr. Geddes asked for, and was granted, unanimous consent to take up House Resolution No. 149, at this time, without reference to committee or file.

Resolution read.

Roll Call Demanded

Messrs. Lowrey, Luckel, and Robertson demanded a roll call.

The roll was called, and the resolution adopted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—68.

NOES—None.

MEMBERS EXCUSED

At 4.07 p.m., Mr. Dickey asked for, and was granted, unanimous consent that it be noted in the Journal that Messrs. McCollister and Dolwig have been attending to legislative duties elsewhere, and that they be granted leaves of absence for the afternoon.

ANNOUNCEMENT OF APPOINTMENT

Speaker pro Tempore Maloney announced the appointment of Mr. Dolwig as chairman of the committee responsible for investigating the charges contained in the letter read by Mr. Kirkwood, vice Mr. Field.

REQUEST FOR UNANIMOUS CONSENT TO USE ASSEMBLY CHAMBER

Mr. Lyons asked for, and was granted, unanimous consent that the Committee on Industrial Relations be permitted to use the Assembly Chamber on Thursday, April 24, 1947, at 8 p.m., for the purpose of holding a meeting.

ANNOUNCEMENT OF COMMITTEE MEETINGS

It was announced that the following committees would hold meetings:

Upon adjournment—

Constitutional Amendments.
Conservation, Planning, and Public Works.
Manufacturing, Oil, and Mining Industry.

At 8 p.m., tonight—

Education.
Municipal and County Government.

At 9 a.m., tomorrow, April 17th—

Rules.

GUESTS EXTENDED PRIVILEGE OF ASSEMBLY FLOOR

On request of Mr. Miller, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Richard L. Davis, Miss Marie M. Quillen, teachers of the Orinda Union School, and the following pupils: Frank Teiche, Jim D. Hall, Robert Burkett, Jim W. Hall, Bill Garrison, Bob Wickman, Gordon Hooper, Jim Jacobus, Jan Erikson, Roger Dunn, Richard Thomson, John de Soto, Jerry Nounce, Jack Stoffel, Leroy Atkinson, Anne Summers, Janet Jansse, Nancy Tinkham, Joyce Amdisen, Carol E. Andrews, Betty Jack, Shirley Daniels, Judy Woolsey, Karen Tynes, Margaret Zamloch, Sue Richards, Darline Smith, Carola Courtright, Janet Chantler, Shirlie Salvage, Diane Owen, and Shirley McAninch.

On request of Messrs. Thompson and Kirkwood, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to William L. Pierce, Nino Baudino and Oscar de Reschke of the Franklin School and the following pupils: Louis Aldama, Duane Burrow, Lee Burch, Douglas Brooner, Don Carrillo, Billy Condon, Janice de Reschke, Inez Donohue, Marvin Evans, Dovie Finley, Jean Freeland, Loeta Harris, Jimmy Hicks, Richard Holdren, Betty Huchabay, Jeanette Le Fevre, Richard McKinney, Wanda McKinney, Betty Moser, Tommy Palacios, Toby Palacios, Emma Perez, Olga Perez, Raymond Perez, Jo Ann Qunito, Barbara Richards, Mary Lou Shirey, Marilyn Stowell, James Suyemasa, Anna Thielman, Earl Vermillion, Patty White, Priscilla Martinez, Corina Dominquez, Patsy Donner, Narbeth Hein, Jacqueline Anderson, Thelma Atwell, Ned Barker, Dorothy Borum, Robert Brown, Marietta Bruno, Roberta Bryant, Robert Burrow, Joyce Bu Steed, Johnnie Carpenter, Eugene Carroll, Lavelle Cook, Adam Fimbrez, Helen Fimbrez, Aubrey

Finley, May Gyotoku, Bartolo Guillen, Franklin Kawanami, Addie Lee Loob, Rachel Martinez, Consuelo Montes, Dian Needham, De Loy Peterson, Robert Polson, Rachel Ruiz, Ramona Ruiz, Harry Shigemoto, Jean Shigemoto, Lillian Silvera, Margaret Sloan, Adolph Wagner, Marion Hopping, and Ernest Moser.

On request of Mr. Loomis, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Samuel G. Shannon and Grover C. Shannon of Yuba City.

On request of Mr. Hinckley, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Frank H. Mogle of San Bernardino.

On request of Mr. Geddes, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mr. and Mrs. J. C. Baldwin of Arcadia.

On request of Messrs. O'Day and Gaffney and the San Francisco Delegation, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Joseph T. Curley and Ivan Slavich of San Francisco.

On request of Messrs. Maloney and Gaffney and the San Francisco Delegation, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Leland Cutler of San Francisco.

On request of Mr. Maloney, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mary Ward and Grace Drummond of San Francisco.

On request of Mr. Lester T. Davis, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Martin W. Sword of Quincy and C. H. Gray of Santa Rosa.

ADJOURNMENT

At 4.10 p.m., on motion of Mr. Dickey, the Speaker declared the Assembly adjourned out of respect to the memory of the late Henry Ford until 9.30 a.m., Thursday, April 17, 1947.

SAM L. COLLINS, Speaker

GERALDINE B. HADSELL, Minute Clerk

CALIFORNIA LEGISLATURE
FIFTY-SEVENTH (GENERAL) SESSION

ASSEMBLY DAILY JOURNAL

FORTY-SEVENTH LEGISLATIVE DAY
ONE HUNDRED SECOND CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO
Thursday, April 17, 1947

The Assembly met at 9.30 a.m.

Hon. Sam L. Collins, Speaker of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Caldecott, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—69.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. Raymond Renwald:

O My God, I believe in Thee, I hope in Thee, I love Thee above all things with all my soul, with all my heart, and with all my strength; I love Thee because Thou art infinitely good and worthy of being loved; and because I love Thee, I repent with all my heart of having offended Thee; have mercy on me, a sinner—AMEN.

READING OF THE JOURNAL DISPENSED WITH

On motion of Mr. Caldecott, further reading of the Journal of the previous legislative day was dispensed with.

LEAVES OF ABSENCE FOR THE DAY

The following members were granted leaves of absence for the day, because of illness:

Mr. Knight, on motion of Mr. Stewart.

Mr. Lyons, on motion of Mr. Hollibaugh.

The following member was granted leave of absence for the day, and desired to waive his per diem:

Mr. Butters, on motion of Mr. Erwin.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, April 17, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 77	Assembly Bill No. 907
Assembly Bill No. 512	Assembly Bill No. 914
Assembly Bill No. 514	Assembly Bill No. 1232
Assembly Bill No. 515	Assembly Bill No. 1392
Assembly Bill No. 516	Assembly Bill No. 1707
Assembly Bill No. 517	Assembly Bill No. 1909
Assembly Bill No. 802	Assembly Bill No. 2150
Assembly Bill No. 903	Assembly Bill No. 2238

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

CONSIDERATION OF DAILY FILE

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 1108—An act to add 66g to the Code of Civil Procedure, relating to the number of judges of the Superior Court in the County of Orange, and providing for the appointment of an additional judge and for his compensation.

Bill read second time, and ordered engrossed.

Assembly Bill No. 2119—An act to add Section 2165d to the Welfare and Institutions Code, relating to aid to the aged.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1772—An act to amend Section 3209.3 of the Labor Code.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1774—An act to amend Section 1679 of the Dental Practice Act.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1775—An act to amend Section 1627 of the Dental Practice Act.

Bill read second time, and ordered engrossed.

Assembly Bill No. 531—An act to amend Section 1280b of the Penal Code, relating to affidavits for justification of bail.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Section", and insert "Sections 1280a and".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 2

On page 1, line 1, of the printed bill, after "Section 1.", insert "*Section 1280a of the Penal Code is amended to read:*

1280a. All such affidavits for the justification of bail shall set forth the legal description of the real estate owned by the bail, which is scheduled as showing that they each possess the qualifications provided in the preceding sections, said affidavit shall also show all encumbrances upon such real estate known to affiants and shall show the number of bonds, if any, on which [said] *each* bail has qualified, within one year before the date of the affidavit, *together with the amount of each such bond, the date on which, the county in which, and the name of the principal for whom each such bond was executed.*

The affidavit shall also state the amount of each bail's liability on bonds executed in previous years and not exonerated at the date of the execution of the affidavit.

SEC. 2."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 610—An act to amend Sections 427, 428, and 432 of the Fish and Game Code, relating to hunting and fishing, and the issuance of licenses therefor.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Fish and Game:

Amendment No. 1

On page 1, line 5, of the printed bill, strike out "14", and insert "16".

Amendment No. 2

On page 1, line 9, of the printed bill, strike out "14", and insert "16".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1846—An act to amend Sections 5040, 5050.3, 5050.7, 5100, 5102, 5103, and 5125 of, to repeal Section 5041 of, and to add Section 5041 to, the Welfare and Institutions Code, relating to mentally ill persons, redefining "mentally ill," and providing for the detention and commitment of mentally ill persons, and the safeguarding of their property pending commitment.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

In the title of the printed bill, strike out "and to add Section 5041 to," and insert "and to add Sections 5041 and 5156 to,".

Amendment No. 2

On page 5 of the printed bill, after line 35, insert

"SEC. 10. Section 5156 is added to said code, to read:

5156 No person who is being treated by prayer in the practice of the religion of any well recognized church, sect, denomination or organization, shall be ordered detained or committed under the provisions of this chapter unless the court shall determine that he is or would likely become dangerous to himself or to the person or property of others, or unless, being an adult, he shall consent to such detention or commitment, or, being a minor, his parent or guardian having custody of his person shall consent thereto."

Amendment No. 3

On page 4 of the printed bill, strike out lines 11 and 12, and insert and * was/was not represented by _____, an attorney * (appointed by the court for that purpose). There were also in".

Amendment No. 4

On page 4, line 49, of the printed bill, after "of", insert "harmless chronic mental unsoundness".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 18—An act to amend Section 1346 of the Fish and Game Code, relating to antelope.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Fish and Game:

Amendment No. 1

On page 1 of the printed bill, at the end of line 12, following "antelope", insert "provided only one permit may be issued to any one individual in any 10-year period".

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 790—An act to amend Section 250 of the Fish and Game Code, relating to refuges.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Fish and Game:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Section 250", and insert "Sections 250 and 252".

Amendment No. 2

On page 1 of said bill, after line 22, insert

"SEC. 2. Section 252 of said code is amended to read:

252. Nothing in this code shall prohibit the possession of firearms, *or bows and arrows*, by persons when *traveling through any game refuges when such firearms are* taken apart or encased and unloaded *and such bows are unstrung*; provided, that, except when the traveling is done over a public highway or other public thoroughfare or right of way, notice shall have been given to the Fish and Game Commission at least twenty-four (24) hours before traveling through any game refuge with any such firearms, *or bows and arrows*, which notice shall give the name or names and address or addresses of the person or persons intending to travel through such game refuge, the name of the refuge, the approximate route and the approximate time when such person or persons intend to travel through such refuge."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1378—An act to amend Section 1097 of the Fish and Game Code, relating to record of catch.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Fish and Game:

Amendment No. 1

On page 1, line 13, of the printed bill, strike out "fifth", and insert "fifteenth".

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1085—An act to amend Section 804 of the Agricultural Code, relating to standards for pears.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Agriculture:

Amendment No. 1

In line 2 of the title of the printed bill, after "pears", insert ", and declaring the urgency of this act to take effect immediately."

Amendment No. 2

On page 2 of said bill, strike out lines 14 and 15, and insert "only because of the presence of codlin moth larvae, or because of serious damage caused by codlin moth larvae, which can not be".

Amendment No. 3

On page 3, line 22, of said bill, after "variety", strike out the semicolon, and insert a semicolon after the quotation mark.

Amendment No. 4

On page 3 of said bill, after line 36, insert

"SEC. 2. This act is hereby declared to be an urgency measure necessary for the immediate preservation of the public peace, health, and safety within the meaning of Section 1 of Article IV of the State Constitution, and therefore shall take effect immediately. The following is a statement of the facts constituting such necessity:

Emergency standards adopted during wartime expired with the cessation of hostilities. Continuation of these standards will permit marketing of considerable quantities of partially damaged pears which otherwise would be prohibited. Unless this act is made effective immediately, it will not be applicable to the 1947 crop of pears, and in consequence large quantities of pears otherwise suitable for human consumption will be wasted."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1086—An act to amend Section 806 of the Agricultural Code, relating to standards for plums and fresh prunes.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Agriculture:

Amendment No. 1

In line 2 of the title of the printed bill, after "prunes", insert ", and declaring the urgency of this act to take effect immediately".

Amendment No. 2

On page 2, line 21, of said bill, after "diameter", insert a semicolon.

Amendment No. 3

On page 3 of said bill, after line 47, insert

"SEC. 2. This act is hereby declared to be an urgency measure necessary for the immediate preservation of the public peace, health, and safety within the meaning of Section 1 of Article IV of the State Constitution, and therefore shall take effect immediately. The following is a statement of the facts constituting such necessity:

Emergency standards adopted during wartime expired with the cessation of hostilities. Continuation of these standards will permit marketing of considerable quantities of partially damaged plums and fresh prunes which otherwise would be prohibited. Unless this act is made effective immediately, it will not be applicable to the 1947 crop of plums and fresh prunes, and in consequence large quantities of plums and fresh prunes otherwise suitable for human consumption will be wasted."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 416—An act to add Section 2163.3 to the Welfare and Institutions Code, relating to aid to the aged in respect to personal property qualifications of applicants and recipients.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Social Welfare:

Amendment No. 1

On page 1, line 5, of the printed bill, after "vehicle", insert " , the value of the motor vehicle to be that listed by the Department of Motor Vehicles pursuant to the Vehicle License Fee Law".

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 646—An act to amend Section 2165 of the Welfare and Institutions Code, relating to aid to the aged in respect to real property qualifications of applicants.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Social Welfare:

Amendment No. 1

On page 1 of the printed bill, strike out line 5, and insert "real property of the husband and wife".

Amendment No. 2

On page 1, line 6, of said bill, strike out "separate real property of the applicant".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1843—An act to amend Sections 6650 and 6661 of the Welfare and Institutions Code, and to amend and renumber Section 6656.5 thereof to be Section 6657, relating to patients in state institutions under the jurisdiction of the Department of Mental Hygiene, and making provision concerning the support, funds, and property of such patients.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

On page 2, line 7, of the printed bill, as amended in the Assembly on April 3, 1947, strike out "during the lifetime of the patient".

Amendment No. 2

On page 2, line 8, of said bill, strike out "and", and insert a comma.

Amendment No. 3

On page 2 of said bill, strike out line 9. and insert "and medical attenton of the patient. After the death of the patient any sum remaining in his personal deposit account in excess of burial costs may be applied for payment of care, support, maintenance and medical attention."

Amendment No. 4

On page 2, line 28, of said bill, after the period, insert "Payments from retirement systems maintained by the State or public agencies thereof which are due or owing to such inmates or patients may also be collected by the superintendent of the institution of which the person is an inmate, upon the furnishing of an affidavit

executed by the Superintendent and the Director of the Department of Mental Hygiene, containing the name of the institution of which the person is an inmate and the statement that such person is entitled to receive payments from such retirement system."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 776—An act to amend Section 456 of the Fish and Game Code, relating to shipment of game.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Fish and Game:

Amendment No. 1

On page 1, line 12, of the printed bill, following "thereof", insert "Licensed commercial fishermen and licensed commercial fish dealers are subject to all of the provisions of this section, except that commercial shipments of fish, mollusks, or crustaceans may be indicated by total net weight of each species instead of by numbers."

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 789—An act to amend Section 252 of the Fish and Game Code, relating to refuges.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Fish and Game:

Amendment No. 1

On page 1 of the printed bill, strike out lines 3 to 16, inclusive, and insert

"252 (1) The following shall constitute a game refuge and public shooting grounds and shall be designated Mendota Pool Game Refuge: Commencing at a point on Mendota Pool at White's Bridge on the northern boundary line of Sec. 9, T. 14 S., R. 15 E, M. D. B. & M., thence westerly to the northwest corner of Sec. 8, thence southerly two miles to the southwest corner of Sec. 17, thence easterly to the northwest corner of Sec. 21, thence southerly to the southwest corner of Sec. 21, thence easterly to the northwest corner of Sec. 27, thence southerly to the southwest corner of Sec. 27, thence easterly to the southeast corner of Sec. 25, of said township and range, thence northerly to the boundary of said Mendota Pool.

(2) The following shall constitute a game refuge and public shooting grounds and shall be designated Summit Lake Game Refuge. Commencing at the northwest corner of Sec. 5, T. 18 S., R. 19 E., M. D. B. & M, thence east three miles along the north lines of Secs. 5, 4, and 3, thence south one mile along the east line of Sec. 3, thence east one mile along the north line of Sec. 11, thence south 1½ miles, thence west one mile through the center of Sec 14, thence south one-half mile, thence west three miles along the south lines of Secs. 15, 16, and 17, thence north three miles along the west lines of Secs. 17, 8, and 5 to the point of beginning, containing 10½ sections and all being in said T. 18 S, R. 19 E.; approximately 6,720 acres.

(3) The following shall constitute a game refuge and public shooting grounds and shall be designated Goose Lake Game Refuge: All of Secs. 19, 20, 21, 22, 27, 28, 29, 30, 31, 32, and 33 in T 26 S., R. 22 E.; also Secs. 22, 23, 24, 25, 26, 27, 34, 35, and 36, in T. 26 S., R. 21 E., M. D. B & M.

(4) The Fish and Game Commission is authorized to exclude from or to include within the boundaries of the refuges described in subdivision (1), (2), and (3), above, any land which in its judgment should be excluded therefrom or included therein."

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1952—An act to add Section 4085¾ to the Political Code, relating to the acquisition of rights of way to provide access to public hunting or fishing grounds.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Fish and Game:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "4085¾ to the Political Code", and insert "39.9 to the Fish and Game Code".

Amendment No. 2

On page 1 of said bill, strike out line 1, and insert
"SECTION 1. Section 39.9 is added to the Fish and Game Code".

Amendment No. 3

On page 1, line 3, of said bill, strike out "4085¾", and insert "39.9".

Amendment No. 4

On page 1 of said bill, between lines 14 and 15, insert
"One line of any such right of way shall be the boundary line of the private lands over which the public desire to pass, if the topography of such land is adaptable for the construction of a motor vehicle road thereon at reasonable cost. If not so adaptable, and there is any other natural or artificial boundary such as a slough, creek, stream, river, canal, conduit, pipe line, fence, private trail or road, crossing such land, along which a suitable public road could be constructed at a minimum of damage to such private land, then said latter boundary shall be one boundary of said right of way."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2660—An act to provide for the conservation of animal life within the State by providing water for the conservation of migratory fish and bird life, and livestock, and for that purpose to add Article 12, comprising Section 11296, to Chapter 2, Part 3, Division 6 of the Water Code, relating to the use and transfer of water.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Fish and Game:

Amendment No. 1

In line 3 of the title of the printed bill, strike out "and livestock,".

Amendment No. 2

Strike out line 4 of the title of said bill, and in line 5 of the title, strike out "Part 3, Division 6 of", and insert "amend Section 106 of, and to add Section 109 to,".

Amendment No. 3

On page 1 of said bill, strike out lines 1 to 5, inclusive; and in line 6, strike out "11296", and insert
"SECTION 1. Section 106 of the Water Code is amended to read:
106 It is hereby declared to be the established policy of this State that the use of water for domestic purposes is the first highest primary use of water, that the second highest primary use is for irrigation, *and that the third highest primary use is for the preservation, propagation and increase of any salmon, striped bass or other migratory fish and for the preservation or increase of any resting, feeding or breeding grounds for waterfowl or migratory birds.*
SEC. 2. Section 109 is added to said code, to read:
109".

Amendment No. 4

On page 1, line 6, of said bill, strike out "or diverted", and insert ", appropriated, or diverted under any circumstances".

Amendment No. 5

On page 1, line 8, of said bill, after "supply", insert "in that watershed".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 479—An act to add Section 2001.1 to the Welfare and Institutions Code, relating to construction of words "in need" and "need."

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Social Welfare:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "2001.1", and insert "2160.4".

Amendment No. 2

In line 2 of the title of said bill, strike out "construction of words "in need" and"; and strike out line 3 of the title, and insert "eligibility for old age security."

Amendment No. 3

On page 1, line 1, of said bill, strike out "2001.1", and insert "2160.4".

Amendment No. 4

On page 1 of said bill, strike out lines 3 to 6, inclusive, and insert

"2160.4. When a recipient of aid under this chapter changes his residence from one county to another county, his case record in the former county shall be accepted by the last county of residence as establishing his eligibility."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 713—An act to amend Section 3047 and to add Section 3047.05 to the Welfare and Institutions Code, relating to aid to needy blind.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Social Welfare:

Amendment No. 1

On page 1, line 2, of the printed bill, after "3047.", insert

"(a) Aid shall not be received under the provisions of this chapter by any person who owns personal or real property, or both, the county assessed valuation of which, less all encumbrances thereon of record, is in excess of three thousand five hundred dollars ($3,500) "

Amendment No. 2

On page 1 of said bill, strike out lines 7 to 13, inclusive.

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1335—An act to amend Section 7066 of the Welfare and Institutions Code, relating to defective or psychopathic delinquents.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Social Welfare:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Section 7066", and insert "Sections 7066 and 7067".

Amendment No. 2

On page 1, line 3, of the printed bill, after "provisions of", strike out "this chapter", and insert "Section 7058 of this code except persons referred to in Section 7067 hereof".

Amendment No. 3

On page 1, line 10, of the printed bill, after "others", strike out "and", insert "after".

Amendment No. 4

On page 1, line 11, of the printed bill, strike out "certifies", and insert "has certified".

Amendment No. 5

On page 1, line 11, of the printed bill, strike out "Unless", and insert "If".

Amendment No. 6

On page 1, line 13, of the printed bill, after "return of", strike out "the person", and insert "such person, the person shall be returned forthwith to await further action of the court. Unless within 30 days after the receipt of such certification the committing court orders the return of the person".

Amendment No. 7

On page 1, line 22, of the printed bill, strike out "Institutions", and insert "Mental Hygiene".

Amendment No. 8

On page 1, line 25, of the printed bill, strike out "Institutions", and insert "Mental Hygiene".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 9

On page 2 of the printed bill, strike out lines 1 to 7, inclusive, and insert

"SEC. 2. Section 7067 of the said Code is hereby amended to read:

7067. [(Adjournment of proceedings or suspension of sentence. Ordering proceedings and detention.)] If [, when] a minor is brought before a juvenile court *by a petition filed under any subdivision of Section 700 of this code except subdivisions (c) or (d) thereof* or is charged with *a* crime in any court [,] *and* it appears to the court [, either before or] after ajudication[,] that the minor is a defective or psychopathic delinquent, the court may adjourn [or suspend] the proceedings *in the juvenile court* or suspend the sentence [, as the case may be,] *in any other court* and direct some suitable person to take proceedings under this chapter against the minor in the superior court, and the court may order that, pending the preparation, filing and hearing of the petition, the minor before the court be detained in a place of safety *, or be placed under guardianship of some suitable person, on his entering into a recognizance for the appearance of the person when required*.

[(Report that minor not defective: Return to court.)] If, upon the hearing of the petition, or upon a subsequent hearing under this chapter, the minor is found not to be a defective or psychopathic delinquent, the superior court shall return the person to the court in which the case originated for such disposition as that court may deem necessary and proper.

[(Minor defective: Procedure.)] If, upon the hearing of the petition, *or upon a subsequent hearing*, the court is of the opinion that or in doubt whether the minor is a defective or psychopathic delinquent, the court shall proceed in accordance with the provisions of Section 7058 for the commitment of the minor or other disposition of the case.

If such minor is found to be a defective or psychopathic delinquent and committed to an institution for such delinquents, whenever thereafter the superintendent of the institution wherein the person is confined and the Director of Mental Hygiene certify to the committing court that the person has been sufficiently treated, or give any other

reason which is deemed by the court to be adequate and sufficient, the court may order the parole or discharge of the person or may order his return to await the further action of the court."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1422—An act to amend Section 5355 of the Welfare and Institutions Code, relating to mentally irresponsible persons, narcotic addicts.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Social Welfare:

Amendment No. 1

In line 1 of the title of the printed bill, after "amend", strike out "Section 5355", and insert "Sections 5355 and 5355.1".

Amendment No. 2

In line 2 of the title of the printed bill, after "relating to", strike out "mentally irresponsible persons," and insert "the commitment, parole and discharge of".

Amendment No. 3

On page 1, line 5, of the printed bill, after "Department of", strike out "Institutions", and insert "Mental Hygiene".

Amendment No. 4

On page 1, line 7, of the printed bill, after "period of not", insert "less than eight months nor".

Amendment No. 5

On page 1, line 7, of the printed bill, after "years," insert "provided that any time after commitment any person may be discharged by the medical superintendent of the institution wherein the person is confined whenever such superintendent has certified to the Director of Mental Hygiene that such person has fully recovered from such drug addiction and such director has approved such discharge."

Amendment No. 6

On page 1, line 8, of the printed bill, strike out "but no such order", and insert "No such order of commitment".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 7

On page 1 of the printed bill, after line 21, insert

"SEC. 2. Section 5355.1 is amended to read:

5355.1. Any person committed as a drug addict except such persons as have been committed under the provisions of Section 5360, may be paroled after the expiration of eight months under the same rules and conditions under which the [insane] *mentally ill* are paroled, and [the Department of Institutions may, upon recommendation of] the superintendent, *on filing his written certificate with the Director of Mental Hygiene, may* discharge any person committed under this article after the expiration of eight months and before the expiration of the maximum term of confinement when [it] *such superintendent* is satisfied that [he] *the person* will not receive substantial benefit from *further* hospital treatment."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2223—An act to add Chapter 8 to Part 2, Division 1, of the Health and Safety Code, relating to local administration of public health, providing for financial assistance to local health departments by the State Department of Public Health; providing for the

establishment of minimum standards of personnel, organization and administration of local health departments, and providing for the establishment of multi-county local health districts; and making an appropriation.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Public Health:

Amendment No. 1

On page 1, line 12, of the printed bill, as amended in the Assembly on April 10, 1947, strike out "This can be accomplished best"; strike out lines 13 to 18, inclusive; and on page 2, strike out lines 1 to 21, inclusive, and insert "In many areas within the State local public health agencies (that is, health departments of counties, cities and local health districts) lack the necessary funds, and the local population lack the means to furnish funds, to provide effective public health services."

Amendment No. 2

On page 2, line 22, of said bill, strike out "and"; and in line 23, strike out "extension".

Amendment No. 3

On page 2, line 47, of said bill, strike out "which meets"; and strike out lines 48 and 49, and insert a colon.

Amendment No. 4

On page 3 of said bill, strike out lines 28, 29, and 30, and insert

"1110. There is hereby established a California Conference of Local Health Officers with which the board and the department shall consult in establishing standards as provided in this chapter. The conference shall consist of all legally appointed local health officers in the State. It shall organize, and shall annually elect a president, a vice president and a secretary, who shall serve as the Executive Committee of the Conference and each of whom shall be a full-time local health officer. The President of the Conference, after consultation with the director, shall appoint, for the purpose of advising with the director, such other committees of the conference as may from time to time be necessary.

Meetings of the conference for the purposes of this chapter shall be called by the director. At official sessions of meetings of the conference the director shall preside; provided, however, that the conference may hold additional sessions as may be determined by the Executive Committee of the Conference at which the president or other member of the conference shall preside.

Expenses incident to attendance at not more than two meetings per year of the conference shall be a legal charge against the local governmental unit. Expenses incident to attendance at special meetings of the committees of the conference called by the director shall be a legal charge against the administrative funds appropriated by this chapter."

Amendment No. 5

On page 3 of said bill, immediately preceding line 31, insert

"1111. The State Department of Public Health shall administer this chapter and the State Board of Public Health shall adopt rules and regulations necessary thereto provided, however, that such rules and regulations shall be adopted only after consultation with and approval by the California Conference of Local Health Officers."

Amendment No. 6

On page 3, line 31, of said bill, strike out "1111", and insert "1112".

Amendment No. 7

On page 3, line 32, of said bill, strike out "seven and one-half per-"; and in line 33, strike out "cent (7½%)".

Amendment No. 8

On page 3, line 37, of said bill, strike out "1112", and insert "1113".

Amendment No. 9

On page 4, line 3, of said bill, after "Health", insert ", after consultation with and approval by the Conference of Local Health Officers".

Amendment No. 10

On page 4, line 4, of said bill, before "establish", insert "by Board regulations".

Amendment No. 11

On page 4, line 6, of said bill, after "ments", strike out ". It shall establish minimum standards", and insert "and".

Amendment No. 12

On page 4, line 43, of said bill, strike out "1111 and 1112", and insert "1112 and 1113".

Amendment No. 13

On page 3 of said bill, between lines 30 and 31, insert

"1110.5. Nothing in this chapter or in any rule or regulation prescribed by the State Department of Public Health in accordance herewith shall compel any practitioner who treats the sick by prayer in the practice of the religion of any well recognized church, sect, denomination, or organization or any persons covered by Sections 2731 and 2800 of the Business and Professions Code to give any information about a disease or disability which is not infectious, contagious, or communicable or authorize any compulsory education, medical examination, or medical treatment."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1773—An act to amend Section 252 of the Unemployment Insurance Act.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Public Health:

Amendment No. 1

On page 1, line 7, of the printed bill, after "dentist", insert "acting within the scope of his practice".

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

SECOND READING OF SENATE BILLS

Senate Bill No. 112—An act to amend Section 204a of the Code of Civil Procedure, relating to the appointment of jury commissioners.

Bill read second time, and ordered to third reading.

Senate Bill No. 466—An act to amend Section 274 of the Code of Civil Procedure, relating to phonographic reporters.

Bill read second time, and ordered to third reading.

Senate Bill No. 479—An act to amend Section 718.5 of the Probate Code, relating to claims or demands by or against estates in probate.

Bill read second time, and ordered to third reading.

Senate Bill No. 395—An act to amend Section 405 of the Fish and Game Code, relating to licenses.

Bill read second time, and ordered to third reading.

Senate Bill No. 396—An act to amend Section 407 of the Fish and Game Code, relating to licenses.

Bill read second time, and ordered to third reading.

Senate Bill No. 397—An act to amend Section 409 of, and to add Sections 410 and 411 to, the Fish and Game Code, relating to licenses.

Bill read second time, and ordered to third reading.

Senate Bill No. 445—An act to amend Section 1015 of the Fish and Game Code, relating to privilege taxes.

Bill read second time, and ordered to third reading.

Senate Bill No. 448—An act to add Section 46.1 to the Fish and Game Code, relating to appropriation of funds.

Bill read second time, and ordered to third reading.

Senate Bill No. 449—An act to amend Section 1019 of the Fish and Game Code, relating to expenditure of revenues.

Bill read second time, and ordered to third reading.

Senate Bill No. 387—An act to amend Section 307 of the Agricultural Code, relating to meat.

Bill read second time, and ordered to third reading.

Senate Bill No. 1552—An act to repeal Division 7 of, and add Division 7 to, the Citrous Pest District Control Act, relating to citrous pest control districts.

Bill read second time, and ordered to third reading.

Senate Bill No. 660—An act to amend Section 6 of an act entitled "An act to promote the welfare of the poultry industry of the State of California; to encourage the breeding of poultry stock through public testing and demonstration of the results of superior breeding, and to make an appropriation," approved July 22, 1939, relating to the Poultry Improvement Commission.

Bill read second time, and ordered to third reading.

Senate Bill No. 662—An act to amend Section 1 of an act entitled "An act to promote the welfare of the poultry industry of the State of California; to encourage the breeding of poultry stock through public testing and demonstration of the results of superior breeding, and to make an appropriation," approved July 22, 1939, relating to the Poultry Improvement Commission.

Bill read second time, and ordered to third reading.

Senate Bill No. 192—An act to amend Section 2016 of the Welfare and Institutions Code, relating to aid to the aged.

Bill read second time, and ordered to third reading.

Senate Bill No. 193—An act to add Section 19 to the Welfare and Institutions Code, declaring the legislative intent in respect to the purposes of the Welfare and Institutions Code.

Bill read second time, and ordered to third reading.

Senate Bill No. 219—An act to amend Section 9028.5 of the Business and Professions Code, relating to proceedings for the suspension or revocation of certificates of registered social workers.

Bill read second time, and ordered to third reading.

Senate Bill No. 221—An act to amend Sections 9594 and 9595 of the Business and Professions Code, relating to the regulation and licensing of cleaning, dyeing and pressing establishments and persons engaged therein.

Bill read second time, and ordered to third reading.

Senate Bill No. 250—An act to repeal Chapter 10 of Division 2 of the Business and Professions Code, relating to trained hospital attendants.

Bill read second time, and ordered to third reading.

Senate Bill No. 252—An act to amend Section 2798 of the Business and Professions Code, relating to nursing and nursing schools.

Bill read second time, and ordered to third reading.

Senate Bill No. 348—An act to add Division 15, comprising Sections 20700 to 20808, inclusive, and to add Sections 40009 and 40010 to Division 30 of the Health and Safety Code to consolidate and revise the law relating to the regulation of the sale of poisons, and to repeal acts and parts of acts specified herein.

Bill read second time, and ordered to third reading.

Senate Bill No. 696—An act to add Section 10251.5 to the Health and Safety Code, relating to delayed birth registration of adopted persons.

Bill read second time, and ordered to third reading.

Senate Bill No. 826—An act amending Sections 6489 and 6564 of the Health and Safety Code, relating to sanitary districts.

Bill read second time, and ordered to third reading.

Senate Bill No. 825—An act to amend Section 337 of the Code of Civil Procedure, relating to the time of commencing civil actions.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Judiciary:

Amendment No. 1

On page 1, line 15, of the printed bill, strike out "in writing".

Amendment read, and adopted.

Bill ordered reprinted, and to third reading.

Senate Bill No. 447—An act to amend Section 1016 of the Fish and Game Code, relating to privilege taxes.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Fish and Game:

Amendment No. 1

On page 1, line 9, of the printed bill, as amended in the Senate on March 27, 1947, strike out "30", and insert "60".

Amendment read, and adopted.

Bill ordered reprinted, and to third reading.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, April 16, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed, as amended:

Assembly Bill No. 72
Assembly Bill No. 157

And respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bills ordered to unfinished business file.

SENATE CHAMBER, SACRAMENTO, April 16, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted:

Assembly Concurrent Resolution No. 63
Assembly Joint Resolution No. 18

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above resolutions ordered enrolled.

SENATE CHAMBER, SACRAMENTO, April 16, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed:

Assembly Bill No. 401
Assembly Bill No. 492
Assembly Bill No. 493
Assembly Bill No. 781
Assembly Bill No. 1048
Assembly Bill No. 1062
Assembly Bill No. 1340
Assembly Bill No. 1531

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bills ordered enrolled.

SENATE CHAMBER, SACRAMENTO, April 16, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to:

Senate Bill No. 462

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

SENATE CHAMBER, SACRAMENTO, April 16, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed:

Senate Bill No. 580

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS

The following bill was read the first time:

Senate Bill No. 580—An act to amend Section 6902 of the Labor Code, relating to train crews.

Referred to Committee on Public Utilities and Corporations.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, April 16, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed:

Senate Bill No. 25
Senate Bill No. 65
Senate Bill No. 249
Senate Bill No. 490
Senate Bill No. 806
Senate Bill No. 849
Senate Bill No. 1214
Senate Bill No. 1057
Senate Bill No. 1058
Senate Bill No. 1060
Senate Bill No. 1063
Senate Bill No. 1064
Senate Bill No. 1065
Senate Bill No. 1070
Senate Bill No. 1071
Senate Bill No. 1198
Senate Bill No. 993

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS (RESUMED)

The following bills were read the first time:

Senate Bill No. 25—An act to add Section 1662 to the Civil Code, relating to contracts for purchase and sale of real property.

Referred to Committee on Judiciary.

Senate Bill No. 65—An act to amend Sections 2821 and 2827 of the Elections Code, relating to state central committees of political parties.

Referred to Committee on Elections and Reapportionment.

Senate Bill No. 249—An act to amend Sections 2450 and 2452 of the Business and Professions Code, relating to chiropody.

Referred to Committee on Public Health.

Senate Bill No. 490—An act to amend Section 4806 of the Business and Professions Code, relating to the salary of the Secretary of the Board of Examiners in Veterinary Medicine.

Referred to Committee on Public Health.

Senate Bill No. 806—An act to add Chapter 5.5, comprising Sections 2425 and 2426, inclusive, to Division 3 of the Health and Safety Code, and to add Section 40019 thereto, thereby consolidating and revising the law relating to mosquito control, and repealing acts and parts of acts specified therein.

Referred to Committee on Public Health.

Senate Bill No. 849—An act to amend Section 3044 of the Business and Professions Code, relating to the practice of optometry.

Referred to Committee on Public Health.

Senate Bill No. 1214—An act to amend Section 18191 of the Education Code, relating to the construction of school buildings.

Referred to Committee on Education.

Senate Bill No. 1057—An act to amend Section 2458 of the Business and Professions Code, relating to fees under the chapter on medicine and surgery.

Referred to Committee on Public Health.

Senate Bill No. 1058—An act to amend Section 2011 of the Business and Professions Code, relating to instruction requirements to practice medicine and surgery.

Referred to Committee on Public Health.

Senate Bill No. 1060—An act to amend Section 2117 of the Business and Professions Code, relating to the Board of Medical Examiners.

Referred to Committee on Public Health.

Senate Bill No. 1063—An act to amend Section 2450 of the Business and Professions Code, relating to the payment of the annual tax and registration fee for physicians and surgeons, drugless practitioners, chiropodists and midwives.

Referred to Committee on Public Health.

Senate Bill No. 1064—An act to amend Section 2174 of the Business and Professions Code, relating to disapproval of schools under the chapter on medicine and surgery.

Referred to Committee on Public Health.

Senate Bill No. 1065—An act to amend Section 2114 of the Business and Professions Code, relating to the publication of a directory.

Referred to Committee on Public Health.

Senate Bill No. 1070—An act to add Section 2391.5 to the Business and Professions Code, relating to unprofessional conduct under the chapter on medicine and surgery.

Referred to Committee on Public Health.

Senate Bill No. 1071—An act to amend Section 2390 of the Business and Professions Code, relating to unprofessional conduct under the chapter on medicine and surgery.

Referred to Committee on Public Health.

Senate Bill No. 1198—An act to amend Sections 3456a and 3460 of the Political Code, relating to reclamation districts.

Referred to Committee on Conservation, Planning, and Public Works.

Senate Bill No. 993—An act to amend Sections 18661, 18662, and 18671 of the Education Code, relating to the dedication, sale, granting and leasing of real property belonging to school districts and of interests therein.

Referred to Committee on Education.

Speaker Pro Tempore Presiding

At 9.46 a.m., Hon. Thomas A. Maloney, Speaker pro Tempore of the Assembly, presiding.

ANNOUNCEMENT OF COMMITTEE APPOINTMENTS

Speaker pro Tempore Maloney announced the appointment of Messrs. Dolwig, Chairman; McCollister, Robertson, Thomas, and Beck, as members of the committee created pursuant to the provisions of House

Resolution No. 144, as amended by the substitute House Resolution offered by Mr. Ralph C. Dills, yesterday, and adopted, as amended.

REQUEST FOR UNANIMOUS CONSENT TO TAKE UP ASSEMBLY CONCURRENT RESOLUTION NO. 65, OUT OF ORDER

Mr. Allen asked for, and was granted, unanimous consent that Assembly Concurrent Resolution No. 65 be taken up, out of order, at this time.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 65

Assembly Concurrent Resolution No. 65—Relative to the scope, purpose, and meaning of Chapters 46 and 47 of the Statutes of the Regular Session of 1947, relating to Indian affairs.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Allen, Anderson, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Caldecott, Clarke, Collier, Cramer, Crichton, Crowley, Debs, Clayton A. Dills, Dolwig, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Loomis, Luckel, Maloney, McCollister, Miller, Niehouse, Price, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—56.

NOES—None.

Resolution ordered transmitted to the Senate.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 695—An act to amend Section 261b, as added by Chapter 1031 of the Statutes of 1943, of the Code of Civil Procedure, relating to fees for phonographic reporters.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Caldecott, Clarke, Collier, Cramer, Crichton, Crowley, Debs, Dolwig, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hollibaugh, Huyck, James, Johnson, Kirkwood, Loomis, Luckel, Maloney, McCollister, Miller, Niehouse, Price, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—53.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1259—An act to amend Section 7370 of the Political Code, relating to salaries of judges.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Caldecott, Clarke, Collier, Cramer, Crichton, Debs, Dolwig, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hollibaugh, Huyck, James, Johnson, Kirkwood, Loomis, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—48.

NOES—Elliott and Heisinger—2.

Bill ordered transmitted to the Senate.

Assembly Bill No. 2505—An act to amend Section 13471 of the Government Code, relating to investments of funds by the Director of Finance.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Caldecott, Clarke, Collier, Cramer, Crichton, Crowley, Debs, Dolwig, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Heisinger, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Silliman, Stanley, Stewart, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—52.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1418—An act to amend Section 1126 of the Probate Code, relating to the administration of trusts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Caldecott, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, Debs, Dolwig, Dunn, Elliott, Erwin, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Loomis, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Silliman, Stanley, Thomas, Thorp, Thurman, Waters, Weber, and Wollenberg—49.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1786—An act to amend Section 18 of "An act to establish police courts in cities of the second class, to fix their jurisdiction, and provide for officers of said courts, and fix the compensation of certain officers thereof," approved March 23, 1901, relating to jurors' fees, mileage and expenses.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Caldecott, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, M. Philip Davis, Debs, Dolwig, Doyle, Dunn, Elliott, Erwin, Fletcher, Gaffney, Grant, Grunsky, Hahn, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Silliman, Stanley, Thomas, Thompson, Thorp, Thurman, Weber, and Wollenberg—55.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 186—An act to amend Section 1068 of the Fish and Game Code, relating to fish reduction or extraction processes.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brown, Burke, Burns, Caldecott, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, M. Philip Davis, Debs, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—59.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1561—An act to add Sections 954 and 951.5 to the Fish and Game Code, relating to trawl nets.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brown, Burke, Burns, Caldecott, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dolwig, Doyle, Dunn, Elliott, Erwin, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—62.

NOES—None.

Bill ordered transmitted to the Senate.

REQUESTS FOR PERMISSION TO INTRODUCE BILLS

The following request for permission to introduce a bill was presented:

By Mr. Hinton:

ASSEMBLY CHAMBER, SACRAMENTO, April 17, 1947

MR. SPEAKER: In accordance with the provisions of Article IV, Section 2, of the Constitution, I request permission to introduce a bill, the title of which is as follows:

An act to add Section 1.5 to "An act making an appropriation to the Department of Natural Resources, Division of Beaches and Parks, for the acquisition of the Amestoy Rancho in the County of Los Angeles," approved July 17, 1945, to extend the time during which the appropriation made thereby may be expended, and declaring the urgency thereof, to take effect immediately.

Respectfully submitted.

WALTER R. HINTON

Request referred to Committee on Legislative Procedure.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, April 17, 1947

MR. SPEAKER: Your Committee on Legislative Procedure, to which was referred the following bill, herewith returns the same with the recommendation that the author be permitted to introduce it:

By Mr. Hinton:

An act to add Section 1.5 to "An act making an appropriation to the Department of Natural Resources, Division of Beaches and Parks, for the acquisition of the Amestoy Rancho in the County of Los Angeles," approved July 17, 1945, to extend the time during which the appropriation made thereby may be expended, and declaring the urgency thereof, to take effect immediately.

WEBER, Chairman

The roll was called, and permission granted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brown, Burke, Burns, Caldecott, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—62.

NOES—None.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

The following bill was introduced, and read the first time:

Assembly Bill No. 2666: By Mr. Hinton—An act to add Section 1.5 to "An act making an appropriation to the Department of Natural

Resources, Division of Beaches and Parks, for the acquisition of the Amestoy Rancho in the County of Los Angeles," approved July 17, 1945, to extend the time during which the appropriation made thereby may be expended, and declaring the urgency thereof, to take effect immediately.

Referred to Committee on Conservation, Planning, and Public Works.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 2131—An act to add Section 806.5 to the Fish and Game Code, relating to pismo clams, and to add Section 811, relating to cockle clams.

Bill read third time.

Motion to Amend

Mr. Grunsky moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in the Assembly on April 10 1947, after "act", insert "to amend Section 811 of, and".

Amendment No. 2

Strike out lines 2 and 3 of the title of said bill, and insert "relating to clams."

Amendment No. 3

On page 1, line 4, of said bill, strike out "District", and insert "Districts".

Amendment No. 4

On page 1, line 8, of said bill, after "811", insert "of said code".

Amendments read, and adopted.

Bill ordered reprinted, and re-engrossed.

REQUEST FOR UNANIMOUS CONSENT THAT ASSEMBLY CONCURRENT RESOLUTION NO. 35 BE TAKEN UP, OUT OF ORDER

Messrs. Stephenson and Dunn asked for, and were granted, unanimous consent that Assembly Concurrent Resolution No. 35 be taken up, out of order, at this time.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 35

Assembly Concurrent Resolution No. 35—Relative to the designation of Arbor Day.

Resolution read, and adopted unanimously.

Resolution ordered transmitted to the Senate.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1133—An act to add Section 119.5 to the Agricultural Code, relating to reporting new pests.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Loomis, Lowrey, Maloney, McCollister, McMillan, Miller, Niehouse, Price,

Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—67.
NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 500—An act to amend Sections 1622, 1623, 1629, 1631, and 1635 of the Labor Code, relating to private employment agencies.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cramer, Crichton, Crowley, M. Philip Davis, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Niehouse, Price, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, and Weber—64.
NOES—Cooke and Lester T. Davis—2.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1275—An act to add Section 604.12 to the Vehicle Code, relating to motorcycles.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Caldecott, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Clayton A. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Lowrey, Luckel, Maloney, McCollister, Miller, Niehouse, Price, Robertson, Sheridan, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—62.
NOES—None.

Notice of Motion to Reconsider Assembly Bill No. 1275

Mr. Thomas gave notice that on the next legislative day he would move to reconsider the vote whereby Assembly Bill No. 1275 was this day passed.

Assembly Bill No. 2268—An act to amend Section 128 of, and to add Section 134.5 to, the Vehicle Code, relating to the officers and functions of the Department of Motor Vehicles, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Bill ordered passed on file, until the next legislative day.

RESOLUTIONS

The following resolution was offered:

By Messrs. Sam L. Collins, Brady, and Maloney:

House Resolution No. 150

Relative to extending sympathy concerning the disastrous explosion of chemical plants in Texas

WHEREAS, The Members of this Assembly are profoundly shocked to learn of a series of explosions of chemical plants, which explosions have brought disaster to the Gulf Coast of Texas, with an estimated loss of over 1,000 lives, many more thousands of persons injured, and still other thousands homeless; and

WHEREAS, In this disaster the people of sister states commiserate with those of Texas, with hearts torn by the intermingled news of suffering and heroism, and deeply

moved to witness the courage and fortitude with which the people of Texas are meeting this devastating experience; now, therefore, be it

Resolved by the Assembly of the State of California, That the Members of this Assembly, on behalf of the people of the State of California, extend to the people of Texas profound sympathy in this hour of trial, and urge Californians everywhere to lend to the people of Texas whatever of aid and comfort may be possible to alleviate the sufferings of those in the stricken areas; and be it further

Resolved, That the Chief Clerk of the Assembly immediately transmit copies of this resolution to the President of the Senate and the Speaker of the House of the Texas Legislature, and to the Governor of the State of Texas, and the Mayor of the City of Texas City.

Request for Unanimous Consent

Mr. Brady asked for, and was granted, unanimous consent to take up House Resolution No. 150, at this time, without reference to committee or file.

Resolution read, and adopted unanimously.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 139—An act to amend Section 4260 of the Political Code and Section 28131 of the Government Code, relative to compensation for public services in counties of the thirty-first class.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T Davis, M. Philip Davis, Clayton A. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Price, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—64.

NOES—None.

Bill ordered transmitted to the Senate.

MEMBER EXCUSED

At 10.45 a.m., Mr. Allen asked for, and was granted, unanimous consent that he be excused until 11.15 a.m., for the purpose of attending to legislative duties elsewhere.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1054—An act to amend Section 4238 of the Political Code and Section 28109 of the Government Code, relating to compensation for public services in counties of the ninth class.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Caldecott, Carey, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Ralph C. Dills, Dolwig, Doyle, Fletcher, Gaffney, Gannon, Grant, Grunsky, Huyck, James, Johnson, Kirkwood, Loomis, Lowrey, Maloney, McCollister, Miller, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—44.

NOES—Clarke, Collier, Conrad, Clayton A Dills, Elliott, Erwin, Evans, Field, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Kilpatrick, Luckel, Stewart, and Thomas—18.

Bill ordered transmitted to the Senate.

Assembly Bill No. 2143—An act to repeal Section 7 of "An act to provide for the organization, incorporation, and government of municipal corporations," approved March 13, 1883, and to amend Section 1c of the Annexation Act of 1913, relating to annexation.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Boyd, Brady, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Grant, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Price, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—64.

NOES—None.

Bill ordered transmitted to the Senate.

RE-REFERENCE OF BILLS

By order of the Speaker, the following bill was withdrawn from the file, and re-referred as follows:

Assembly Bill No. 145 re-referred to Committee on Transportation and Commerce.

RECESS

At 11 a.m., on motion of Mr. McCollister, the Assembly recessed until 11.10 a.m.

REASSEMBLED

At 11.10 a.m., the Assembly reconvened.

Hon. Thomas A. Maloney, Speaker pro Tempore of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 2292—An act amending the title of, and adding Sections 4, 5, 6, 7, and 8 to an act entitled "An act relating to retirement systems covering county or township officers or employees or a portion of such employees," approved May 10, 1933, relating to all public retirement systems.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Clayton A. Dills, Dolwig, Dunn, Elliott, Erwin, Field, Fletcher, Gaffney, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McCollister, Miller, Price, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Weber, and Wollenberg—60.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 737—An act to add Section 5019 to the Public Resources Code, relating to land deeded to the State for park and beach purposes.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Dolwig, Dunn, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Price, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Weber, and Wollenberg—62.

NOES—Cooke and Robertson—2.

Bill ordered transmitted to the Senate.

Assembly Bill No. 986—An act to add Section 1.5 to an act entitled "An act making an appropriation to the Division of Beaches and Parks, Department of Natural Resources, for the acquisition of land at Newport Beach, Orange County, as part of the State Park System," approved July 17, 1945, to extend the time during which the appropriation made thereby may be expended, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Dunn, Elliott, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Price, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Weber, and Wollenberg—64.

NOES—Erwin and Field—2.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Dunn, Elliott, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Price, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Weber, and Wollenberg—64.

NOES—Erwin and Field—2.

Bill ordered transmitted to the Senate.

Request for Unanimous Consent That Vote Be Changed On Roll Call

Mr. Stanley asked for, and was granted, unanimous consent that Messrs. Field and Erwin be permitted to be recorded on the original roll calls on Assembly Bill No. 986, as having voted "no," instead of "aye."

Assembly Bill No. 638—An act conveying certain tide lands and lands lying under inland navigable waters, situated in the bay of San Diego to the City of National City, in furtherance of navigation and

commerce and the fisheries, and providing for the government, management and control thereof, reserving rights to the State.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Brady, Brown, Burke, Burns, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Grant, Grunsky, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Price, Robertson, Sheridan, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Weber, and Wollenberg—62.

NOES—None.

Bill ordered transmitted to the Senate.

Hon. John W. Evans Presiding

At 11.20 a.m., Hon. John W. Evans, Member of the Assembly from the Sixty-fifth District, presiding.

Assembly Bill No. 639—An act conveying certain tidelands and lands lying under inland navigable waters, situated in the Bay of San Diego to the City of Chula Vista, in furtherance of navigation and commerce and the fisheries, and providing for the government, management and control thereof, reserving rights to the State.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Price, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Weber, Wollenberg, and Mr. Speaker—67.

NOES—None.

Bill ordered transmitted to the Senate.

REPORTS OF STANDING COMMITTEES

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, April 17, 1947

MR. SPEAKER: Your Committee on Rules, to which was referred:

Proposed amendment to Permanent Standing Rules of the Assembly by Ralph C. Dills:

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

DICKEY, Chairman

Above proposed amendment to Permanent Standing Rules ordered on file for adoption.

MOTION TO AMEND RULE NO. 45 OF PERMANENT STANDING RULES

Mr. Ralph C. Dills moved the adoption of the following amendment to the Permanent Standing Rules of the Assembly:

Amendment No. 1

Rule No. 45 is amended to read

"45. The Committee on Ways and Means shall consider all bills to appropriate money, other than the contingent expenses of the Assembly."

Amendment read.

The roll was called, and the amendment to Rule No. 45 adopted by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Maloney, McCollister, McMillan, Niehouse, Sheridan, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Weber, Wollenberg, and Mr. Speaker—59.

NOES—George D. Collins, Cooke, Hinckley, Lowrey, Robertson, and Sherwin—6.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 2436—An act to amend Section 6816 of the Public Resources Code, relating to the disposition of moneys credited to the State Lands Act Fund.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Bennett, Berry, Brady, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thorp, Thurman, Weber, Wollenberg, and Mr. Speaker—66.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 229—An act to amend Section 16482 of the Education Code, relating to physical examinations of pupils in the Public School System.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—70.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 891—An act to amend Sections 526 and 528 of the Business and Professions Code, relating to the State Medical Library.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Brady, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Clayton A. Dills, Ralph C. Dills, Dolwig, Dunn, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—65.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1092—An act to amend Sections 14602, 14610, and 14612 of the Education Code, relating to the State Teachers Retirement System.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Brady, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Dunn, Elliott, Fletcher, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—63.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1097—An act to amend Section 14128 of the Education Code, relating to school district merit systems.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Brady, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—66.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1100—An act to add Section 1554 to the Education Code, relating to school district records.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Brady, Brown, Burke, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Maloney, McMillan, Miller, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—60.

NOES—Heisinger and Luckel—2.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1113—An act to add Section 2208.5 to the Education Code, relating to the powers and duties of the governing boards of city school districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn,

Hawkins, Hinckley, Hinton, Johnson, Kilpatrick, Kirkwood, Lowrey, Maloney, McCollister, McMillan, Miller, Sheridan, Sherwin, Silliman, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Weber, and Wollenberg—57.

NOES—Cramer, Heisinger, Huyck, James, Luckel, and Niehouse—6.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1280—An act to add Section 7 to an act entitled "An act providing for the creation of revolving funds in the counties and townships of the State," approved May 9, 1923, and to add Section 29331 to the Government Code, relating to revolving funds of purchasing agents in certain counties.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Brady, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Niehouse, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—62.

NOES—None.

Bill ordered transmitted to the Senate.

RECESS

At 11.55 a.m., on motion of Mr. Dickey, the Assembly recessed until 2 p.m.

REASSEMBLED

At 2 p.m., the Assembly reconvened.

Hon. Sam L. Collins, Speaker of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

RESOLUTIONS

The following resolution was offered:

By Mr. Dickey:

House Resolution No. 151

Relative to increasing the membership of certain standing committees

Resolved by the Assembly of the State of California, That the number of members of the Standing Committees on Industrial Relations, Social Welfare, and Military Affairs is hereby increased by the addition of one member to each of said committees.

Request for Unanimous Consent

Mr. Dickey asked for, and was granted, unanimous consent to take up House Resolution No. 151, at this time, without reference to committee or file.

Resolution read, and adopted.

ANNOUNCEMENT OF COMMITTEE APPOINTMENTS

Pursuant to the provisions of House Resolution No. 151, Speaker Collins announced the appointment of Mr. Elliott as a member of the following committees: Industrial Relations, Social Welfare, and Military Affairs.

MOTION TO PRINT ADDITIONAL COPIES OF ASSEMBLY JOURNAL

Mr. Dickey moved that 2,500 additional copies of the Assembly Journal for Wednesday, April 16, 1947, be ordered printed.

Mr. McMillan seconded the motion.

Motion carried.

MEMBERS EXCUSED

At 2.05 p m., Mr. Robertson asked for, and was granted, unanimous consent that Mr. Collier be excused for the balance of the legislative day, for the purpose of attending to legislative duties elsewhere.

At 2.06 p.m., Mr. Geddes asked for, and was granted, unanimous consent that Mr. Blosser be excused for the balance of the legislative day, for the purpose of attending to legislative duties elsewhere.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, April 17, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1108	Assembly Bill No. 1775
Assembly Bill No. 1772	Assembly Bill No. 2119
Assembly Bill No. 1774	

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 17, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 106	Assembly Bill No. 2142
Assembly Bill No. 460	Assembly Bill No. 2320
Assembly Bill No. 518	Assembly Bill No. 2652

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, April 17, 1947

MR. SPEAKER: Your Committee on Rules, to which was referred:

Request from Assemblyman Kilpatrick, relative to a letter from the United States Department of Justice, regarding Report of Interim Committee on City and County Jails;

Has had the same under consideration, and reports the same back with the recommendation: Be printed in the Assembly Daily Journal.

DICKEY, Chairman

Above reported communication ordered printed in the Journal.

COMMUNICATION FROM UNITED STATES DEPARTMENT OF JUSTICE

UNITED STATES DEPARTMENT OF JUSTICE
BUREAU OF PRISONS, WASHINGTON 25, April 10, 1947

Hon. Vernon Kilpatrick, California Legislature
State Capitol, Sacramento, California

DEAR MR. KILPATRICK: Thanks for sending me a copy of the "Report of Assembly Interim Committee on County and City Jails." It is an excellent report and I congratulate you for the manner in which you presented the facts to the Assembly.

Your getting together the experts who testified before the Assembly, as indicated by the report, must in itself have been a considerable task. Your recommendations for improvements are all sound. I hope that the Legislature will enact a bill to put them into effect. Your efforts in this very important work are most commendable.

If there is any way in which you think I can be of assistance, please let me know

With personal regards,

Sincerely,

JAMES V. BENNETT, Director

REPORTS OF STANDING COMMITTEES

Committee on Education

ASSEMBLY CHAMBER, SACRAMENTO, April 17, 1947

MR. SPEAKER: Your Committee on Education, to which was referred:

Senate Bill No. 276

Has had the same under consideration, and respectfully reports the same back without recommendation.

DUNN, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 17, 1947

MR. SPEAKER: Your Committee on Education, to which were referred:

Assembly Bill No. 357
Assembly Bill No. 1318
Assembly Bill No. 1801
Assembly Bill No. 2041
Assembly Bill No. 2042
Assembly Bill No. 2130

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

DUNN, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 17, 1947

MR. SPEAKER: Your Committee on Education, to which were referred:

Senate Bill No. 338
Senate Bill No. 413
Senate Bill No. 532

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

DUNN, Chairman

Above reported bills ordered to second reading.

Committee on Municipal and County Government

ASSEMBLY CHAMBER, SACRAMENTO, April 17, 1947

MR. SPEAKER: Your Committee on Municipal and County Government, to which were referred:

Assembly Bill No. 1553
Assembly Bill No. 1644

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

THURMAN, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 17, 1947

MR. SPEAKER: Your Committee on Municipal and County Government, to which was referred:

Senate Bill No. 631

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

THURMAN, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 17, 1947

MR. SPEAKER: Your Committee on Municipal and County Government, to which were referred:

Assembly Bill No. 10
Assembly Bill No. 225
Assembly Bill No. 335
Assembly Bill No. 1554

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

THURMAN, Chairman

Above reported bills ordered to second reading.

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, April 17, 1947

MR. SPEAKER: Your Committee on Rules, to which were referred:

Assembly Joint Resolution No. 36
Assembly Joint Resolution No. 37

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

DICKEY, Chairman

Above reported resolutions ordered engrossed.

Committee on Conservation, Planning, and Public Works

ASSEMBLY CHAMBER, SACRAMENTO, April 17, 1947

MR. SPEAKER: Your Committee on Conservation, Planning, and Public Works, to which were referred:

Assembly Bill No. 588
Assembly Bill No. 2305
Assembly Bill No. 496
Assembly Bill No. 2510
Assembly Bill No. 2512
Assembly Bill No. 2513

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

McMILLAN, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 17, 1947

MR. SPEAKER: Your Committee on Conservation, Planning, and Public Works, to which were referred:

Senate Bill No. 605
Senate Bill No. 977

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

McMILLAN, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 17, 1947

MR SPEAKER: Your Committee on Conservation, Planning, and Public Works, to which was referred:

Assembly Bill No. 2429

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

McMILLAN, Chairman

Above reported bill ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 17, 1947

MR. SPEAKER: Your Committee on Conservation, Planning, and Public Works, to which were referred:

Assembly Bill No. 178
Assembly Bill No. 1301

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be re-referred to Committee on Ways and Means.

McMILLAN, Chairman

Above reported bills re-referred to Committee on Ways and Means.

ASSEMBLY CHAMBER, SACRAMENTO, April 17, 1947

MR. SPEAKER: Your Committee on Conservation, Planning, and Public Works, to which were referred:

Assembly Bill No. 1872
Assembly Bill No. 2123
Assembly Bill No. 2346

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

McMILLAN, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 17, 1947

MR. SPEAKER: Your Committee on Conservation, Planning, and Public Works, to which was referred:

Assembly Bill No. 1797

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

McMILLAN, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 17, 1947

MR. SPEAKER: Your Committee on Conservation, Planning, and Public Works, to which were referred:

Assembly Bill No. 592
Assembly Bill No. 2509

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

McMILLAN, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 17, 1947

MR. SPEAKER: Your Committee on Conservation, Planning, and Public Works, to which was referred:

Assembly Bill No. 1663

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, do pass, as amended, and re-refer to Committee on Ways and Means.

McMILLAN, Chairman

Above reported bill ordered to second reading.

Committee on Governmental Efficiency and Economy

ASSEMBLY CHAMBER, SACRAMENTO, April 17, 1947

MR. SPEAKER: Your Committee on Governmental Efficiency and Economy, to which was referred:

Assembly Bill No. 1678

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

FIELD, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 17, 1947

MR. SPEAKER: Your Committee on Governmental Efficiency and Economy, to which was referred:

Assembly Bill No. 1679

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be re-referred to Committee on Ways and Means.

FIELD, Chairman

Above reported bill re-referred to Committee on Ways and Means.

Committee on Manufacturing, Oil, and Mining Industry

ASSEMBLY CHAMBER, SACRAMENTO, April 16, 1947

MR. SPEAKER: Your Committee on Manufacturing, Oil, and Mining Industry, to which was referred:

Senate Bill No. 944

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

RALPH C. DILLS, Chairman

Above reported bill ordered to second reading.

Committee on Education

ASSEMBLY CHAMBER, SACRAMENTO, April 17, 1947

MR. SPEAKER: Your Committee on Education, to which were referred:

Assembly Bill No. 1349
Assembly Bill No. 2014
Assembly Bill No. 1551

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

DUNN, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 17, 1947

MR. SPEAKER: Your Committee on Education, to which was referred:

Senate Bill No. 530

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

DUNN, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 17, 1947

MR. SPEAKER: Your Committee on Education, to which was referred:

Senate Bill No. 341

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

DUNN, Chairman

Above reported bill ordered to second reading.

Committee on Municipal and County Government

ASSEMBLY CHAMBER, SACRAMENTO, April 17, 1947

MR. SPEAKER: Your Committee on Municipal and County Government, to which were referred:

Assembly Bill No. 408
Assembly Bill No. 547
Assembly Bill No. 591

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

THURMAN, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 17, 1947

MR. SPEAKER: Your Committee on Municipal and County Government, to which was referred:

Assembly Bill No. 387

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

THURMAN, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 17, 1947

MR. SPEAKER: Your Committee on Municipal and County Government, to which was referred:

Senate Bill No. 416

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

THURMAN, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 17, 1947

MR. SPEAKER: Your Committee on Municipal and County Government, to which were referred:

Assembly Bill No. 64	Assembly Bill No. 976
Assembly Bill No. 881	Assembly Bill No. 1197

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

THURMAN, Chairman

Above reported bills ordered to second reading.

Committee on Governmental Efficiency and Economy

ASSEMBLY CHAMBER, SACRAMENTO, April 17, 1947

MR. SPEAKER: Your Committee on Governmental Efficiency and Economy, to which were referred:

Assembly Bill No. 25	Assembly Bill No. 1296
Assembly Bill No. 1065	Assembly Bill No. 2022
Assembly Bill No. 1066	

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

FIELD, Chairman

Above reported bills ordered to second reading.

Committee on Agriculture

ASSEMBLY CHAMBER, SACRAMENTO, April 17, 1947

MR. SPEAKER: Your Committee on Agriculture, to which was referred:

Assembly Bill No. 181

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

CLARKE, Chairman

Above reported bill ordered to second reading.

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, April 17, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 763
Assembly Bill No. 841
Assembly Bill No. 1417

And reports the same correctly re-engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

Committee on Public Health

ASSEMBLY CHAMBER, SACRAMENTO, April 17, 1947

MR. SPEAKER: Your Committee on Public Health, to which were referred:

Assembly Bill No. 1	Assembly Bill No. 498
Assembly Bill No. 394	Assembly Bill No. 1547

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

DEBS, Chairman

Above reported bills ordered to second reading.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolution was offered:

Assembly Concurrent Resolution No. 66: By Mr. Elliott—Relative to requesting the Governor to call the Legislature into extraordinary session to enact legislation to alleviate the housing shortage.

Referred to Committee on Rules.

RE-REFERENCE OF BILLS

By order of the Speaker, the following bills were withdrawn from the file, and re-referred as follows:

Assembly Bill No. 2142 re-referred to Committee on Rules.

Assembly Bill No. 460 re-referred to Committee on Judiciary.

Assembly Bill No. 2652 re-referred to Committee on Ways and Means.

Speaker Pro Tempore Presiding

At 2.15 p.m., Hon. Thomas A. Maloney, Speaker pro Tempore of the Assembly, presiding.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1017—An act to amend Section 15003 of the Government Code, relating to the Deputy Director of the Department of Justice.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Brown, Burke, Burns, Caldecott, Carey, Clarke, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Fletcher, Gaffney, Geddes, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Maloney, McCollister, McMillan, Miller, Price, Robertson, Sherwin, Stanley, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—58.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1010—An act to add Section 14772.1 to the Education Code, relating to joint school district retirement plans, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read.

Demand for Previous Question

Messrs. Cooke, Geddes, Burke, Waters, and Luckel demanded the previous question.

Demand for previous question sustained.

The question being on the adoption of the urgency clause to Assembly Bill No. 1010.

The roll was called, and the urgency clause adopted by the following vote:

AYES—Allen, Beck, Bennett, Berry, Boyd, Brown, Burke, Burns, Caldecott, Carey, Clarke, Conrad, Cooke, Cramer, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Dunn, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McCollister, Niehouse, Price, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thompson, Thorp, Thurman, Waters, and Weber—56.

NOES—Brady, George D. Collins, James, Miller, and O'Day—5.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Beck, Bennett, Berry, Boyd, Brown, Burke, Burns, Caldecott, Carey, Clarke, Conrad, Cooke, Cramer, Crichton, Crowley, M. Philip Davis, Debs,

Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hinckley, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McCollister, Niehouse, Price, Robertson, Sheridan, Sherwin, Stanley, Stephenson, Thompson, Thorp, Thurman, Waters, and Weber—56.

NOES—Brady, George D. Collins, James, Miller, O'Day, and Silliman—6.

Bill ordered transmitted to the Senate

ANNOUNCEMENTS

Speaker pro Tempore Maloney announced that all Members of the Assembly having bills on the Senate third reading file should send their explanations to the Senate, promptly, in an effort to be cooperative with the Senate.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 956—An act to amend Sections 43.5 and 46 to the County Employees Retirement Act of 1937, and Sections 31560 and 31645 of the Government Code, relating to retirement.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Bennett, Berry, Boyd, Brady, Brown, Burke, Burns, Caldecott, Carey, Clarke, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—67.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 958—An act to amend Section 118 of the County Employees Retirement Act of 1937, relating to retirement allowances.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Bennett, Berry, Boyd, Brady, Brown, Burke, Burns, Caldecott, Carey, Clarke, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—67.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 683—An act to amend Section 1157 of and add Section 1157.5 to the Government Code, relating to pay roll deductions.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Bennett, Berry, Boyd, Brady, Brown, Burke, Burns, Caldecott, Carey, Clarke, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, McCollister, McMillan, Miller, Niehouse, O'Day,

Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—67.
NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 954—An act authorizing the making of appropriations by city councils to pay for expenses of drafting new charters.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Bennett, Berry, Boyd, Brady, Brown, Burke, Burns, Caldecott, Carey, Clarke, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—67.
NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 955—An act to amend Sections 90, 116, and 127 of the County Employees Retirement Act of 1937 and Sections 31620, 31621, 31676, and 31677 of the Government Code, relating to retirement.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Bennett, Berry, Boyd, Brady, Brown, Burke, Burns, Caldecott, Carey, Clarke, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—67.
NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 957—An act to amend Sections 31, 44, 55.5, 57, 93, and 112 of, to add Sections 111.7 and 129 and Article 6.5 to, and to repeal Section 117 of, the County Employees Retirement Act of 1937, to amend Sections 31521, 31526, 31553, 31583, 31620, 31624, and 31672 of, to add Sections 31671.5, 31705 and Article 7.5 to Chapter 3 of Part 3 of Division 4 of Title 3 of the Government Code, and to repeal Section 31678 of the Government Code, relating to county retirement systems.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Bennett, Berry, Boyd, Brady, Brown, Burke, Burns, Caldecott, Carey, Clarke, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—67
NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 959—An act to add Section 4307.2 to the Political Code and Section 29618 to the Government Code, relating to county charges.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Bennett, Berry, Boyd, Brady, Brown, Burke, Burns, Caldecott, Carey, Clarke, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—67.

NOES—None.

Bill ordered transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT TO WITHDRAW ASSEMBLY BILL NO. 819 FROM FILE

Mr. Dickey asked for, and was granted, unanimous consent that Assembly Bill No. 819 be withdrawn from the third reading file, and be placed upon the inactive file.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1935—An act to amend Section 204e of the Code of Civil Procedure, relating to the duties and compensation of the secretary of jury commissioner of the superior court, and assistants.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Brady, Brown, Burke, Burns, Caldecott, Carey, Clarke, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—69.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 928—An act to repeal Section 749.5 of the Code of Civil Procedure, relating to quieting of title to real property.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Brady, Brown, Burke, Burns, Carey, Clarke, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sheridan, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—68.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 19—An act to amend Sections 827 and 1946 of the Civil Code, relating to landlord and tenant and hiring of real property, respectively.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Bennett, Berry, Brown, Burke, Burns, Caldecott, Carey, Clarke, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Clayton A. Dills, Ralph C. Dills, Elliott, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McMillan, Miller, Niehouse, Robertson, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—60.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 817—An act to amend Section 103 of the Code of Civil Procedure, relating to justices' courts in townships and cities.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Brady, Brown, Burke, Burns, Caldecott, Carey, Clarke, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McMillan, Miller, Niehouse, Price, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—64.

NOES—Heisinger—1.

Bill ordered transmitted to the Senate.

NOTICE OF MOTION TO RECONSIDER CONTINUED

Mr. Anderson asked for, and was granted, unanimous consent that his notice of motion to reconsider Assembly Constitutional Amendment No. 2 be continued until the next legislative day.

NOTICE OF MOTION TO MOVE FOR FRIDAY NIGHT SESSION

Mr. Dickey gave notice that on the next legislative day he would move that a night session be held on Friday evening, April 18, 1947.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, April 17, 1947.

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 297	Assembly Bill No. 2141
Assembly Bill No. 513	Assembly Bill No. 2435

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

RE-REFERENCE OF BILLS

By order of the Speaker, the following bills were withdrawn from the file, and re-referred as follows:

Assembly Bill No. 297 re-referred to Committee on Military Affairs.

Assembly Bill No. 2435 re-referred to Committee on Finance and Insurance.

Assembly Bill No. 2141 re-referred to Committee on Rules.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1707—An act to amend Section 20009.1 of the Government Code, relating to the Retirement System.

Bill read third time.

Motion to Amend

Mr. Crowley moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 5, of the printed bill, strike out "post"; and in line 6, strike out "exchange and other post fund activities", and insert "Commandant, Veterans' Home of California,".

Amendment No. 2

On page 1, line 7, of said bill, strike out "when", and insert "of the post exchange and other post fund activities whose".

Amendments read, and adopted.

Bill ordered reprinted, and re-engrossed.

Assembly Bill No. 634—An act to amend Sections 370, 371, 372, and 375 of the Elections Code, relating to the index to affidavits of registration.

Bill read third time.

Motion to Amend

Mr. Bennett moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 13, of the printed bill, as amended in the Assembly on April 3, 1947, between the period and "The", insert "If the name is that of a woman, the given name shall be preceded by the designation of "Miss" or "Mrs." "

Amendment read, and adopted.

Bill ordered reprinted, and re-engrossed.

Assembly Bill No. 14—An act to add Section 1.5 to an act entitled "An act to provide for changing the boundaries of cities and municipal corporations, and to exclude territory therefrom," approved March 20, 1889, relating to exclusion of territory from cities.

Bill read third time.

Motion to Amend

Mr. Thomas moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 5, of the printed bill, as amended in the Assembly on April 1, 1947, strike out "annexed itself to any city or municipality", and insert "comprised the territory of any city or municipality consolidated with the city or municipality from which the territory is proposed to be excluded and if the city or municipality from which such territory is proposed to be excluded has a population of 900,000 or more at the time of the presentation of a petition for the exclusion of such territory".

Amendment No. 2

On page 1, line 6, of said bill, after "and", insert "such".

Amendments read, and adopted.

Bill ordered reprinted, and re-engrossed.

ANNOUNCEMENT OF COMMITTEE MEETINGS

It was announced that the following committees would hold meetings:

Upon adjournment—

Transportation and Commerce.
Public Morals.
Ways and Means.

At 8 p.m., tonight—

Industrial Relations.
Civil Service and State Personnel.
Revenue and Taxation.

At 9 a.m., Friday, April 18, 1947—

Rules.

REQUEST FOR UNANIMOUS CONSENT THAT REPORT OF ASSEMBLY FACT-FINDING COMMITTEE ON RETIREMENT RIGHTS AND BENEFITS UNDER STATE EMPLOYEES' RETIREMENT LAW

Mr. Stephenson asked for, and was granted, unanimous consent that the following Report of the Assembly Fact-Finding Committee on Retirement Rights and Benefits, under State Employees' Retirement Law, (House Resolution No. 95) be ordered printed in the Journal, in 10-point type.

REPORT OF ASSEMBLY FACT-FINDING COMMITTEE ON RETIREMENT RIGHTS AND BENEFITS UNDER STATE EMPLOYEES' RETIREMENT LAW

(Pursuant to House Resolution No. 95, adopted by Assembly February 5, 1947)

SACRAMENTO, CALIFORNIA, April, 1947

Mr. Speaker and Members of the Assembly:

The Assembly Fact-Finding Committee appointed pursuant to House Resolution No. 57, adopted February 3, 1947, was directed, by House Resolution No. 95, adopted February 5, 1947, to study and report upon retirement rights and benefits under the State Employees' Retirement Law.

This committee held sessions in Sacramento on February 24 and 25, 1947, in connection with the State Employees' Retirement Law. At these meetings, exhaustive testimony was taken from Mr. Theodore H. Jenner, Chairman of the Retirement Committee of the California State Employees' Association, as well as testimony from Mr. Samuel G. Hanson, General Manager of the California State Employees' Association, Mr. Earl W. Chapman, Executive Secretary of the State Employees' Retirement System, and Mr. Donald Gallagher, member of the Board of Administration of the State Employees' Retirement System.

Mr. Jenner's testimony included a comprehensive analysis of the provisions and basic operations of the State Employees' Retirement Law, as they relate to and affect state miscellaneous members of the Retirement System, and a thorough discussion of the provisions and effect of Assembly Bills No. 1220 and 1224, inclusive, before us at this session of the Legislature.

No other individuals or representatives of organizations appeared before the committee, nor requested an opportunity to be heard, in connection with the State Employees' Retirement System. The following report, therefore, sets forth the findings and recommendations of the committee in connection with those matters covered by the testimony taken, and with particular reference to the provisions of the Assembly bills enumerated above.

The provisions of these Assembly bills, whose adoption was urged by the representatives of the California State Employees' Association in connection with the testimony given by them, are summarized in Exhibit A of the Appendix of this report.

As a result of this committee's consideration of the testimony given at its hearings, and pursuant to consideration given by it to the provisions of the State Employees' Retirement Law and to the results of the operations of the system, this committee respectfully submits its findings of fact, as follows:

FINDINGS OF COMMITTEE

I. ORIGIN OF THE STATE EMPLOYEES' RETIREMENT SYSTEM

Chapter 431, Statutes of 1927, effective July 29, 1927, created a commission "for the purpose of inquiring into the subject of retirement pensions, allowances and annuities for state officers and employees, especially with reference to the method of establishing and maintaining the fund from which such pensions, allowances and annuities shall be paid." The commission consisted of the commissioner of the State Department of Civil Service and four members appointed by the Governor. The act appropriated $6,000 for the expenses of the commission, and directed it to report the result of its inquiry to the Governor and Legislature, on or before July 1, 1928, including in its report such proposed legislation as it might deem advisable.

As a result of the committee's report, made in 1928, the Forty-eighth Legislature enacted Assembly Constitutional Amendment No. 37 (Resolution Chapter 87, Statutes of 1929), submitting to the people as Proposition No. 5 at the general election of November 4, 1930, a proposed constitutional amendment, authorizing the establishment of a retirement system for state employees.

The proposed constitutional amendment, which was adopted by the people at the general election referred to above, added Section 22*a* to Article IV of the State Constitution; providing as follows:

> "SEC. 22*a*. The Legislature shall have power to provide for the payment of retirement salaries to employees of the State who shall qualify therefor by service in the work of the State as provided by law. The Legislature shall have power to fix and from time to time change the requirements and conditions for retirement which shall include a minimum period of service, a minimum attained age and minimum contribution of funds by such employees and such other conditions as the Legislature may prescribe, subject to the power of the Legislature to prescribe lesser requirements for retirement because of disability.
>
> "The rates of contribution and the periods and conditions of service and amount of retirement salaries fixed in pursuance of this

section shall not be changed except by the vote of two-thirds of the members elected to each of the two houses of the Legislature."

Pursuant to the above enabling act, the State Employees' Retirement Act (Chapter 700, Statutes of 1931) was adopted, effective August 14, 1931, creating the State Employees' Retirement System to become effective January 1, 1932. This act, which has been amended by subsequent Legislatures, was codified in Part 3 of the Government Code (Sections 20000 to 21455 inclusive) by the provisions of Chapter 123, Statutes of 1945, effective September 15, 1945. These Government Code provisions are known as the "State Employees' Retirement Law."

II. PURPOSE OF THE STATE EMPLOYEES' RETIREMENT SYSTEM

The purpose of the State Employees' Retirement System is set forth in Section 20001 of the Government Code, which states:

> "The purpose of this part is to effect economy and efficiency in the public service by providing a means whereby employees who become superannuated or otherwise incapacitated may, without hardship or prejudice, be replaced by more capable employees, and to that end provide a retirement system consisting of retirement compensation and death benefits."

As stated by Dr. Lewis Meriam ("Principles Governing the Retirement of Public Employees"), there are three distinct parties concerned in the establishment and maintenance of a retirement system for public employees: the governmental agency, the employees and the taxpayers.

The State's interest in an *adequate* retirement system was stated in the "Report of the Commission on Pensions of State Employees, California, 1929," in the following words:

> "A sound retirement system provides the State with a sure and just method of eliminating from its active force those employees who have become incapable of performing their best work because of disability or superannuation. In the absence of a retirement system the aged or disabled employee is left in active service as long as he can 'go through the motions.' He is really retired on the job, but the cost to the State of paying his full salary is charged to the current budget. To a very great extent the State pays for a retirement system even though one is not established."

III. NATURE OF THE STATE EMPLOYEES' RETIREMENT SYSTEM

The State Employees' Retirement System has, from the beginning, been operated on a sound actuarial basis. Under such a system, adequate funds are accumulated currently, through regular contributions of calculated amount, in order to cover the accruing obligations of both employer and employee.

Experience has consistently demonstrated that unless a public retirement system is based on sound actuarial principles, the time eventually arrives when the retirement obligations of the system are greater than can be met. The result is inevitably the drastic curtailment of benefits previously promised, together with a belated conversion of the system to a sound actuarial basis.

The continued soundness of the State Employees' Retirement System has been assured by the provision of the law requiring quadrennial actuarial investigations into the mortality, service and compensation experience of members and persons receiving benefits, and actuarial valuations of the assets and liabilities of the system.

The State has been fortunate in having had, since the inception of the system, the services of Mr. Ralph R. Nelson as its actuary, and Mr. Earl W. Chapman as its executive officer. Mr. Nelson is recognized as one of the outstanding actuaries of the Nation; and Mr. Chapman has earned national recognition for his able administration of the system, which has over 46,000 members at the date of this report.

The system is also fortunate in having the benefit of the expert advice of Mr. Rene L. Rothschild, Investment Adviser of the State Department of Finance. Mr. Rothschild attends all meetings of the Retirement Board, where his advice is available in connection with the formulation of the board's policies and decisions with respect to the investment of moneys in the State Employees' Retirement Fund.

Rates of member contributions, interest rates, and mortality tables are fixed from time to time, in the light of experience, by the Board of Administration of the State Employees' Retirement System. This board, which is the governing body of the system consists of:

(a) One member appointed by the State Personnel Board, selected by and serving at its pleasure. The present incumbent is Mr. Emery E. Olson, member of the State Personnel Board and Dean of the School of Public Administration of the University of Southern California.

(b) The Director of Finance. The present incumbent is Mr. James S. Dean.

(c) The Comptroller of the University of California or such other official as the university may designate. The present incumbent is Mr. Henry H. Benedict, Manager, Insurance and Retirement Systems of the University of California.

(d) Three members elected under the supervision of the board from the active members of the system. The present incumbents are:

1. Mr. Thomas E. Stanton, Materials and Research Engineer of the State Department of Public Works; a member of the Board of Administration since the inception of the system, and the present president of the board.
2. Mr. John R. Cornwell, Assistant Secretary and Los Angeles Branch Manager of the State Compensation Insurance Fund; a member of the Board of Administration since the inception of the system, and the present Vice President of the board.
3. Mr. Donald Gallagher, Counsel of the State Compensation Insurance Fund; a member of the board since January, 1943.

(e) An official of a life insurer, appointed by the Governor. The present incumbent is Mr. Walter C. Kennedy, Vice President of the California-Western State Life Insurance Company.

(f) An official of a bank, appointed by the Governor. The present incumbent is Mr. Harold H. Robinson, President of the Merchants National Bank of Sacramento.

Because of the sound actuarial basis on which the State Employees' Retirement System is established; because of the legal provision for

actuarial investigations and valuations; and because of the high calibre of men heading its board of administration and actuarial and administrative staffs, the actuarial soundness and financial integrity of the system are beyond question. This does not mean, however, that the provisions of the present law provide the assurance of adequate retirement allowances to members of the system, nor that the system is successfully achieving its purposes, as set forth above.

In its findings of fact, this committee has indicated the manner in which the benefits payable under the system fall short of the minimum standards now generally recognized as essential to the accomplishment of the purposes for which any public employees retirement system is established. In Exhibit A of the Appendix are summarized the provisions of the various legislative bills now before the 1947 Legislature, which, in the committee's opinion, and in the light of its findings, will obviate the outstanding inequities and deficiencies of the system.

IV. RETIREMENT ALLOWANCE FOR CURRENT SERVICE

Components of Retirement Allowance—Annuity and Pension

The law now provides for a Service Retirement Annuity, to be provided by the accumulated normal contributions of the member, and a Current Service Pension, to be paid for by the State and defined by law as equal to the Service Retirement Annuity. The sum of such annuity and pension represents the retirement allowance for current service.

Statutory Formula Since October 1, 1945

Since October 1, 1945, the law has provided that the Retirement Board shall fix rates of normal contributions for state miscellaneous members, sufficient to provide, upon retirement at the normal retirement age of 60, a Service Retirement Annuity equal to 1/120 *times* number of years of current service *times* average compensation earnable by the member during the five years immediately preceding his retirement. This annuity, plus the Current Service Pension provided by the State in an equal amount, are intended to provide, upon retirement for service at age 60, a retirement allowance for current service equal to 1/60 *times* number of years of current service *times* average compensation earnable by the member during the five years immediately preceding his retirement. For retirement at ages above or below age 60, the retirement allowance is actuarially increased or decreased.

For the reasons which will be given in this report, the present provisions of the Retirement Law render impossible of realization the retirement allowance goal contained in the rate-fixing directive referred to above.

Furthermore, the present statutory formula and normal retirement age which have been in effect since October 1, 1945, apply only to rates fixed by the board since that date; and will therefore affect only those benefits relating to state service since October 1, 1945.

Statutory Formula Before October 1, 1945

Prior to October 1, 1945, the law provided for a normal retirement age of 65 (instead of age 60, as at present); and the normal rates of contribution for state miscellaneous members were required to be such as would provide, upon retirement for service at age 65, a Service Retirement Annuity equal to 1/140 (instead of 1/120, as at present) *times* the

average compensation earnable by the member during the five years immediately preceding his retirement. This annuity, plus the Current Service Pension provided by the State in an equal amount, were intended to provide, upon retirement for service at age 65, a retirement allowance for current service equal to 1/70 (instead of 1/60, as at present) *times* the number of years of current service *times* the average compensation earnable by the member during the five years immediately preceding his retirement.

It will be observed that the statutory formula and normal retirement age which were in effect until October 1, 1945, were the ones on which all contribution rates for state miscellaneous members were calculated prior to that date; and are the ones, therefore, which, notwithstanding the October 1, 1945, changes in formula and normal retirement age, continue to determine the retirement benefits payable to members with respect to all state service from January 1, 1932 to October 1, 1945.

Effect of 1945 Legislation on Members' Rates

The lowering of the normal retirement age from 65 to 60, and the increase in the fraction used in the formula, from 1/70 to 1/60, were provided by Chapter 1265, Statutes of 1945 (Senate Bill No. 51—Judah and Jespersen), effective October 1, 1945. As a result of these statutory changes, the normal contribution rates for state miscellaneous members were increased nearly 50 percent over the rates in effect prior to the change. In Exhibit B of the Appendix of this report are set forth the rates of normal contributions for state miscellaneous members, before and after October 1, 1945.

Reason for 1945 Legislative Changes—Minimum Retirement Standards

The changes in normal retirement age and formula effected by Chapter 1265, Statutes of 1945, were adopted by the Legislature in recognition of the fact that the minimum standards of a public employees' retirement system which will successfully accomplish the objectives of the system for the benefit of both employer and employee are those which will provide for half-pay after 30 years service (1/60 x 30 years service), upon retirement at age 60, with proportionately increased or reduced benefits for retirement above or below age 60, based on actuarial calculations. Experience has demonstrated that with a lower standard, employees will not retire from service when their value to the employer has diminished as a result of superannuation.

Theoretical Deficiency Due to Change in Formula

Because the accumulated contributions of all state miscellaneous members having service prior to October 1, 1945, reflected the effect of contribution rates based on a substandard formula prior to that date, a theoretical deficiency exists in each of said accumulated contribution amounts, representing the difference between the actual amount accumulated, and the amount which should now be accumulated to the credit of the employee, if he is to receive the benefit of the present normal retirement age and formula, in the calculation of his entire retirement allowance for current service at the time of his retirement.

Interest Rates and Mortality Tables

In calculating contribution rates, current interest rates and mortality tables are employed. The interest rate employed in the calculation

of the normal contribution rates of members is fixed by the board, from time to time, in the light of the interest rate earned by the investments of the State Employees' Retirement Fund. Since January 1, 1932, the following rates have been fixed by the board:

January 1, 1932 to June 30, 1938	4%
July 1, 1938 to June 30, 1941	3½%
July 1, 1941 to June 30, 1944	3%
July 1, 1944 to present	2½%

Furthermore, effective July 1, 1944, a revised mortality table was adopted by the board, reflecting longer life expectancies than those previously employed.

Theoretical Deficiency Due to Reductions in Interest Rate

Each revision downward in interest rate has resulted in a theoretical deficiency in the accumulated contributions of the member, measuring the extent to which his accumulated contributions fall short of the amount they should be, if he is to be able to retire at the normal age of retirement and receive a retirement allowance equal to that contemplated by the formula on which his rates of contribution were determined.

Theoretical Deficiency Due to Revision of Mortality Tables

Each revision of the mortality tables to embody longer life-expectancies results in a theoretical deficiency in the accumulated contributions of the member, equal to the difference between such actual accumulation and the amount it would have been, had the current mortality table been the one always used in fixing contribution rates. This theoretical deficiency prevents the member, upon retirement, from receiving an allowance based on the formula contained in the law.

Theoretical Deficiency Due to Changes in Salary Levels

In fixing normal contribution rates for each age of entry into the Retirement System, the board must estimate, at the time a member first enters the system, the ratio which his "final compensation," immediately preceding his retirement, will bear to the average compensation which he will earn during his entire membership in the system. This forecasting is made by the actuary from statistical analysis of the past experience data of the system; and members' normal contribution rates are calculated on the basis of "progress curves" resulting from such studies. These "progress curves" are reviewed and revised, from time to time, on the basis of later experience, as revealed in connection with quadrennial valuations of the system. The contribution rates of members are subject to revision on the basis of changes made in the "progress curves" previously employed. Such revision, however, applies only to contribution rates applicable to future service; and has no effect on benefits obtainable with respect to past service, which are based on the rates of contribution previously employed.

As a result of the increase in the general level of state salaries, due to revisions of salary ranges and cost-of-living adjustments, the "progress curves" used in past years in calculating contribution rates have proved inadequate. This has resulted in a further theoretical deficiency in the accumulated contributions of state miscellaneous members, equal

to the difference between such actual accumulation, and the amount it would now be had the rates of contribution always been fixed on the basis of "progress curves" calculated in the light of today's knowledge. This theoretical deficiency, like the others, causes the retirement allowance to fall below the amount contemplated by the statutory formula.

Effect of Inadequate Allowances Available Upon Retirement

The state miscellaneous members, as a result of the causes set fortn above, are, in general, remaining in service beyond the normal retirement age, because the allowances granted under the present provisions of the law are hopelessly inadequate to meet minimum subsistence standards.

Law Does Not Assure Allowance Based on Statutory Formula

The Retirement Law does not, at present, contain any assurance to a member of the system that he will receive a retirement allowance in the full amount indicated by the present statutory formula (i.e., 1/60 *times* years of service *times* "final compensation"). Instead, the statutory formula is merely a goal, provided by law since October 1, 1945, for the board to observe in fixing contribution rates after that date. Nevertheless, as a result of its investigations, this committee has found that until very recently, the great majority of state employees believed that they were, in fact, assured a retirement allowance in the full amount of the formula. Nearly every printed statement of benefits under the system, which has been available to its members, has read substantially as follows:

> "Allowance upon Service Retirement—If retired at age 60, allowance of approximately 1/60 of average salary earnable during five years immediately preceding retirement, for each year of future service, that is, service after January 1, 1932, as a member of the system, * * *" etc.

Connoted by the word "approximately" in the above quotation are all of the factors which have caused the retirement allowances to fall below the statutory goal.

Necessity for Statutory Assurance That Allowance Will Meet the Formula

An assurance by the State that the member, upon retirement at normal age of retirement, would receive a retirement allowance for current service equal to that contemplated by the present statutory formula, is the only means whereby employees may plan in advance for their retirement, with a definitely assured financial goal which will not be subject to change.

Unless such an assurance is provided in the law, it is probable that the system will not, in general, accomplish its fundamental purposes.

Recognition of Need for Statutory Assurance

The necessity for such an assurance has gained recognition in recent years. In his "Analysis of Retirement Plans for State Employees," Mr. A. A. Weinberg, a nationally recognized consulting actuary, recommended, with reference to the California State Employees' Retirement System, that "consideration be given to the elimination of the variables which now influence the formula for the computation of the retirement benefit by providing for a fixed rate of benefit of a certain percentage of

average earnable compensation per year of service. Under such a formula, the employees would receive at retirement a fixed rate of benefit which would remain unchanged under any and all conditions and would not be influenced by fluctuations in the rate of interest or other factors. Any such fluctuations would be absorbed in the employer's contributions."

San Francisco Retirement Law Assures Full Benefits Under Formula

The necessity for an assured retirement allowance was recently recognized by the voters of the City and County of San Francisco, who in the last general election, adopted Charter Amendment No. 3, revising the retirement system of that city and county to provide an assured retirement allowance, upon retirement at age 60, equal to $1\frac{2}{3}$ percent (i.e., $\frac{1}{60}$) times number of years of service *times* final compensation. This is the same assured formula for normal retirement at age 60 that is provided by Assembly Bill No. 1224. (See Exhibit A of Appendix.)

Results to Be Achieved by Adoption of Assembly Bill No. 1224

The adoption of Assembly Bill No. 1224 would eliminate the defects of the present law with respect to the retirement allowance for current service payable to state miscellaneous members, and is probably the only means whereby the objectives of the system can be successfully accomplished with respect to the majority of members now in state service.

The adoption of Assembly Bill No. 1224 involves the assumption by the State of the existing theoretical deficiency in accumulated contributions. If the trend of interest rates goes up in the future, theoretical excesses will build up which will partially offset the amount of the theoretical deficiency, as it is calculated today.

Theoretical Deficiency to Be Amortized Over Future Years

The assumption by the State of the existing theoretical deficiency will not require the immediate transfer of the total amount of such deficiency to the State Employees' Retirement Fund. The theoretical deficiency will be amortized over future years by an increase in the present state rate of contribution. The amount of this increase in state rate of contribution is now being determined by Mr. Ralph R. Nelson, the system's actuary, in connection with the quadrennial valuation of the system now in process. This data is expected to be available to the 1947 Legislature during the latter part of April.

V. RETIREMENT ALLOWANCES NOW BEING PAID

Tables and Charts Show Inadequacy of Present Benefits for Service Retirement

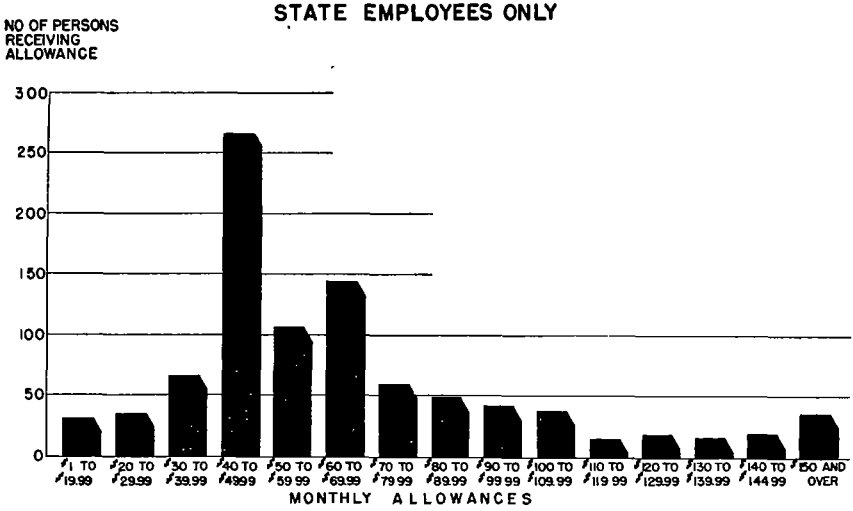
The inadequacy of the present provisions of the retirement law, and the pressing need for the adoption of a statutory assurance that a retirement allowance measured by the present statutory formula will be paid upon retirement, is clearly demonstrated by Chart No. 1 printed below. In this chart is set forth a "frequency distribution" showing the number of state employees receiving service retirement allowances within various ranges, as of November, 1946.

CHART NO. 1

SERVICE RETIREMENTS

MONTH OF NOVEMBER 1946

STATE EMPLOYEES ONLY



The above chart shows graphically the data contained in the first two columns of Table A below:

TABLE A

Number of State Employees Receiving Service Retirement Allowances Within Various Ranges, as of November, 1946

Amount of retirement allowance per month *(Range)*	*Number of persons receiving retirement allowance*	*Cumulative number of persons receiving retirement allowance below upper limit of range* *Number*	*Percent of total*
$1.00– 19.99	31	31	3.28
20.00– 29.99	35	66	6.98
30.00– 39.99	66	132	13.95
40.00– 49.99	266	398	42.07
50.00– 59.99	106	504	53.28
60.00– 69.99	144	648	68.50
70.00– 79.99	59	707	74.74
80 00– 89.99	49	756	79.92
90.00– 99.99	42	798	84.36
100 00–109.99	39	837	88.48
110 00–119.99	16	853	90.17
120.00–129.99	19	872	92.18
130.00–139.99	17	889	93.97
140.00–149.99	20	909	96.09
150.00 and over	37	946	100.00
Total	946		

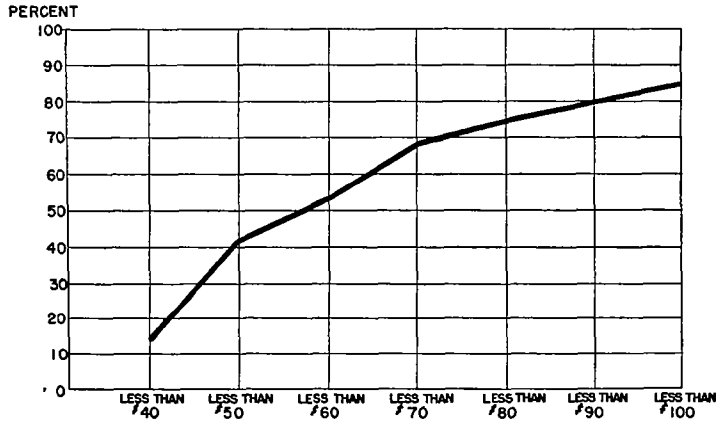
Median Retirement Allowance—$57.07 per month

The median service retirement allowance, calculated from the above table, is $57 07 per month—only $2.07 more than the amount paid in California for Old Age Assistance!

In Chart No. 2, below, is shown the percent of the total number of persons retired for service who are receiving retirement allowances, below various amounts. This data is taken from the third column of Table A given above.

CHART NO. 2

PERCENT OF SERVICE RETIREMENT ALLOWANCE
FROM LESS THAN $40 TO LESS THAN $100 PER MONTH



Disability Retirement Benefits Shown by Table

In Table B, below, is set forth a frequency distribution showing the number of persons receiving disability retirement allowances within various ranges, as of November, 1946:

TABLE B

State Employees' Retirement System
Number of Persons Receiving Disability Retirement Allowances
as of November, 1946

Amount of retirement allowance per month	*Number of persons receiving allowance*	*Cumulative number of persons receiving retirement allowance below upper limit of range*	
		Number	*Percent of total*
$1.00- 19.99	39	39	8.25
20.00- 29.99	103	142	30.02
30.00- 39.99	111	253	53.49
40.00- 49.99	72	325	68.71
50.00- 59.99	46	371	78.44
60.00- 69.99	18	389	82.24
70.00- 79.99	12	401	84.78
80.00- 89.99	6	407	86.05
90.00- 99.99	9	416	87.95
100.00-109.99	12	428	90.49
110.00-119.99	21	449	94.93
120.00-129.99	24	473	100.00
Total	473		

Median Retirement Allowance—$38.55 per month

The committee believes that the above charts and tables speak louder than words in demonstrating the need for remedial legislation.

Prior Service Pension for Those Retiring Since October 1, 1945

For a state miscellaneous member who, *on or after October 1, 1945,* retired for service *at age 60* with credit for prior service, the prior service

pension payable to him by the State is a pension equal to 1/60 *times* number of years of prior service (i.e., before January 1, 1932) *times* average compensation earnable during three years immediately preceding January 1, 1932. If he retires below age *60,* his prior service pension is reduced actuarially to the amount which the value of the pension, as deferred to age 60, will purchase at the actual age of retirement.

Prior Service Pension for Those Retiring Before October 1, 1945

For a state miscellaneous member who, *prior to October 1, 1945,* retired for service *at age 65* with credit for prior service, the prior service pension payable to him by the State is a pension equal to 1/70 *times* number of years of prior service times average compensation earnable by him during three years immediately preceding January 1, 1932. If such a member retired below age 65, his prior service pension was reduced actuarially to the amount which the value of the pension, as deferred to age 65, would purchase at the actual age of retirement.

Inequities in Application of Prior Service Pension

When the 1945 legislation lowered the normal age of retirement from 65 to 60 and increased the fraction in the prior-service pension formula from 1/70 to 1/60, the liberalized provisions of the law were not made applicable to those who had previously retired. Those persons, therefore, who retired for service before October 1, 1945, with credit for prior service, receive smaller retirement allowances than they would now be receiving, under the same conditions, had they remained in state service until October 1, 1945.

Minimum Guarantee Since October 1, 1945

State miscellaneous members who retired for service *after* October 1, 1945, at age 65 with credit for 20 years of service, or at age 70 with credit for prior service, receive retirement allowances based on a minimum guarantee of $60 per month.

Minimum Guarantee Before October 1, 1945

State miscellaneous members who retired for service *before* October 1, 1945, at age 70 with credit for prior service are receiving retirement allowances based on a minimum guarantee of $40 per month.

Inequities in Application of Minimum Guarantee

When the 1945 legislation increased the minimum guarantee in the retirement allowance from $40 to $60 per month, and extended this guarantee to those persons who retire for service at age 65 with credit for 20 years of service, as well as to those retiring at age 70 with credit for prior service, the liberalized minimum-guarantee provisions of the law were not made applicable to those who had previously retired. Those persons, therefore, who would have been affected by the new provisions relating to the minimum guarantee, are receiving smaller retirement allowances than they would have received, under the same conditions, had they not retired until after October 1, 1945.

Disability Retirement Allowance Since October 1, 1945

After October 1, 1945, the disability retirement pension, payable by the State, has been defined as "such an amount as with that portion of his annuity provided by his accumulated normal contributions, will make his disability retirement allowance equal:

(a) Ninety percent of one-sixtieth of his final compensation multiplied by the number of years of service credited to him; or

(b) If the disability retirement allowance computed under subdivision (a) does not exceed one-fourth of his final compensation, 90 percent of one-sixtieth of his final compensation multiplied by the number of years of service which would be creditable to him were his service to continue until attainment by him of age 60, but in such case the retirement allowance shall not exceed one-fourth of such final compensation.

Disability Retirement Allowance Before October 1, 1945

Prior to October 1, 1945, the disability retirement allowance for state miscellaneous members was defined as at present; except that the fraction, "1/70," was provided by law, instead of the "1/60" now contained in the statutory formula.

Inequities in Application of Disability Retirement Allowance

When the 1945 legislation increased the fraction in the disability retirement allowance formula from 1/70 to 1/60, the increased fraction was not made applicable to those who had previously retired. Those persons, therefore, who have retired for disability prior to October 1, 1945, are receiving smaller disability retirement allowances than they would have received, under the same conditions, had they remained in state service until October 1, 1945.

Present Inequities Represent Manifest Injustice

It is a manifest injustice that state employees who retired prior to October 1, 1945, should receive smaller retirement allowances than do those who retired thereafter under the same conditions.

Results to Be Achieved by Adoption of Assembly Bill No. 1223

The adoption of Assembly Bill No. 1223 would remedy the obvious injustices set forth above. This bill precludes, as to future payments, any prejudice in the retirement allowance received by a state miscellaneous member because of the date of his retirement, by providing that after its effective date, he shall receive a current and prior service pension, or a disability retirement allowance, equal to that which he would have received had the provisions of the State Employees' Retirement Law, as they exist on said effective date, been in effect on the date of his actual retirement. The provisions of this bill are not retroactive, and would have no effect on benefit payments heretofore made to retired members of the system.

VI. LIMITATION ON SALARIES SUBJECT TO COMPUTATIONS UNDER THE RETIREMENT LAW

Statutory Limitations in Fixed Dollars Economically Unsound

Because our national economy is not based on a stable dollar, the adoption of statutory or constitutional limitations in terms of a fixed number of dollars is an unsafe and unsound policy.

Retirement Law Has $416.66 Maximum Limitation on Salaries Subject to Contributions

The State Employees' Retirement Law has always provided, and now provides, that salaries of members in excess of $416.66 per month are excluded from all computations thereunder. This means that normal

contributions of a member are made only on the amount of his salary up to $416.66 per month.

Present Statutory Maximum Has Become Obsolete

When the retirement law was adopted in 1931, $416.66 per month was the salary of all constitutional officers except the Governor and Lieutenant-Governor. Very few state employees received salaries approaching that amount. However, from 1931 to the present time, the decrease in the purchasing value of the dollar, and the accompanying increase in living costs has caused a progressive increase in the salaries of state employees. As a result, today many state employees receive salaries considerably in excess of $416.66 per month; although the actual purchasing power of such salaries is probably no more than that reflected by the correspondingly lower salaries of 16 years ago.

Retirement Benefits Must Be Related to Previous Standard of Living

It is essential to the successful accomplishment of the purposes of any retirement system that the retirement benefits payable thereunder bear some reasonable relationship, in terms of purchasing power, to the earnings upon which the member's standard of living, prior to retirement, has been based.

Contributions Should Be Based on Entire Salary

Unless a member's contributions, and all computations involved in calculating his retirement benefits, are based on his entire compensation, the retirement allowance to which such a member will become entitled at the age of retirement will be too small, in relation to his previous standard of living, to enable him to retire without excessive hardship. As a result, such a member can be expected to remain in state service, and in practice, does remain in service, beyond the age at which he should be expected to retire; thus defeating one of the major objectives for which the Retirement System is maintained.

It Is Particularly Important That Higher-Salaried Employees Should Retire When Superannuated

From the standpoint of the public's benefit, it is *more important* that a higher-salaried member of the system be able to retire when his usefulness has been diminished by superannuation, than that a routine clerk should remain in service after he is no longer efficient. It is obvious that the higher-salaried employee, whose duties involve administrative responsibility, the formulation of policy, and the making of decisions, will cause considerably more loss to his employer, if "retired on the job" instead of under the Retirement System, than will a clerk whose duties are merely routine.

Results to Be Achieved by Adoption of Assembly Bill No. 1221

Assembly Bill No. 1221 would correct the defect in the Retirement System resulting from the $416.66 maximum limitation on salaries subject to computations under the act, by eliminating such maximum from the law, with respect to future periods, and by providing for its elimination, as to the period from January 1, 1932, until the adoption of the bill, in the case of those members who elect to pay into the State Employees' Retirement Fund the additional normal contributions they would have made, had there never been a maximum prescribed by law,

together with the additional interest that would have been credited to their accounts under such assumption.

VII. EFFECT OF ASSEMBLY BILLS NOS. 1221 AND 1224 ON CONTRACTING AGENCIES

Public Agencies May Contract With Retirement System

Under the provisions of the State Employees Retirement Law, any public agency may participate in, and make all or part of its employees members of, the State Employees' Retirement System.

"Public Agency" is defined by the law to mean "any city, county, district, other local authority or public body of or within the State of California," and includes the office of county superintendent of schools with respect to its employees whose compensation is not paid from county funds.

Contracts With Public Agencies Do Not Involve Cost to State

The contract with a public agency provides for the payment of the resulting costs by the agency and its employees, as determined by actuarial studies and valuations made by the system's actuary at the expense of the contracting agency.

Contracting agencies pay into the Retirement Fund the pro rata portion of the administrative cost of the system, as determined by the Retirement Board.

Contributions are made to the Retirement Fund by the public agency and its employees, to cover the respective costs of benefits which are to be borne by the public agency, as employer, and by its employees, as members.

Contracts Not Approved Until Election Is Held

Under the law, the Retirement Board cannot approve a contract with a public agency until an election has been held to permit the employees of the public agency to express, by secret ballot, their approval or disapproval of the proposal that they be included in the system.

Contract Includes Firemen, Policemen and Other Employees, Except as Excluded by Agreement

The contract is required to include in the Retirement System all firemen, policemen, and other employees of the contracting agency, except as exclusions, in addition to the exclusions applicable to state employees, may be agreed to by the agency and the Retirement Board.

Such exclusions must be based on groups of employees, such as by departments, duties or age, and not on individual employees.

Contract Benefits Based on Present Retirement Law

The benefits to be provided by contract for employees of contracting agencies are based on the formulas and provisions now or heretofore set forth in the Retirement Law as applicable to state employees.

Under the present provisions of the law, employees of contracting agencies, like state employees, have no assurance that their retirement allowances will meet the statutory formula.

Under the present provisions of the law, there is a $416.66 per month maximum on the salaries of contract members subject to contributions under the system.

Application of Assembly Bills 1221 and 1224 to Contract Members

Assembly Bills 1221 and 1224, if adopted, will not apply to contracting agencies nor to their employees who are members of the system,

unless and until the agency elects to be subject to such provisions by amendment to its contract; except that an election among the employees is not required. Contracts made after the effective date of these bills may, by express provision, make the contracting agency subject to the provisions of such legislation.

Employees of All Public Agencies Vitally Interested in Adoption of Assembly Bills 1221 and 1224

The employees of all contracting agencies, and indeed, of all public agencies whose employees look forward to the time when they, too, will become members of the State Employees' Retirement System, are vitally interested in and affected by the adoption of Assembly Bills 1221 and 1224; because the contracts under which they became, or will become, members of the system cannot be amended or executed to provide assured retirement allowance benefits, and to provide that the entire salaries of such members shall be subject to normal contributions, until the provisions of these bills have first been adopted by the Legislature.

There Were 142 Contracting Agencies as of March 4, 1947

As of March 4, 1947, a total of 142 public agencies have contracted to participate in the State Employees' Retirement System. Pursuant to these contracts, a total of 13,658 employees of public agencies were members of the system, as of June 30, 1946. From July 1, 1946 until March 4, 1947, an additional 1,750 employees have become members of the system pursuant to the execution of contracts during that period.

In Exhibit C of the Appendix of this report is set forth a table listing the public agencies participating in the State Employees' Retirement System as of March 4, 1947. This table gives the effective dates of such participation, and the number of employees affected thereby as of July 1, 1946, or on the effective date of participation, if after July 1, 1946.

VIII. MEMBERSHIP OF THE STATE EMPLOYEES' RETIREMENT SYSTEM

As of June 30, 1946, the membership of the State Employees' Retirement System was as follows:

State-employee members	*Number of persons*
Miscellaneous members	30,963
Patrol members	978
Warden members	134
Total state employee members	32,075
Public agency members	13,658
Total membership, June 30, 1946	45,733

IX. PROVISIONS OF ASSEMBLY BILLS NOS. 1220 TO 1224, INCLUSIVE

Assembly Bills 1220 to 1224 Would Result in Attainment of System's Objectives

It is the considered opinion of this committee, in the light of the facts set forth above, that the provisions of Assembly Bills Nos. 1220, 1222, 1223 and 1224, if adopted by the 1947 Legislature, will properly and effectively correct the existing inequities and shortcomings of the State Employees' Retirement System, and will result in the attainment of the major objectives for which the system was established. Upon the adoption of these bills, the necessary adjustment in the present state-rate of contribution should be effected by the adoption of Assembly Bill No. 1221.

Bills Have Been Prepared Under Actuary's Supervision

Assembly Bills. Nos. 1220 to 1224, inclusive, have been carefully prepared, with the advice and assistance of Mr. Ralph R. Nelson, Actuary for the State Employees' Retirement System. As a result, the provisions of these bills are sound from an actuarial and technical standpoint.

Bills Have Been Experted by Legislative Counsel Bureau

These Assembly bills have been carefully checked and experted by Mrs. Harriett R. Buhler, Deputy Legislative Counsel, who is the Legislative Counsel Bureau's expert on the State Employees' Retirement Law. As a result, the provisions of these bills are correct from the standpoint of legal phraseology and effect.

SUMMARY OF COMMITTEE'S FINDINGS

1. State Employees' Retirement System Financially Sound

The State Employees' Retirement System is based on sound actuarial principles, and has been ably administered since its inception.

2. Present Law Does Not Assure Adequate Retirement Allowance

The present provisions of the State Employees' Retirement Law do not afford the assurance of adequate retirement allowances to members of the system; because the formula contained in the law is merely a guide to the board in fixing rates, and provides no assurance to the member that his actual retirement allowance will meet the formula.

3. Employees Should be Able to Plan for Definite Retirement Goal

A definite assurance under the law that the member, upon retirement, will receive an allowance equal to that contemplated by the statutory formula, is the only means whereby employees may plan in advance for their retirement, with a definite and assured financial goal.

4. Assurance Should be Based on Present Statutory Formula

Any assurance provided by law with respect to the allowance payable at retirement should be based on the statutory formula now contained in the Retirement Law; since this formula, providing for half pay after 30 years of service at age 60, with proportionate increases or decreases, actuarially calculated for other ages, represents the minimum standard of retirement benefits which will successfully accomplish the purposes for which the system was established.

5. Employees Have Believed the Law Provided an Assured Formula

Because of the highly technical provisions of the State Employees' Retirement Law, and because of the manner in which these provisions have heretofore been described in official explanations available to members, the great majority of state employees, including most of those now retired, have believed that the law did, in fact, assure the payment of retirement allowances in the full amount indicated by the formula.

6. Cost to State of Providing Assured Benefits Should be Amortized over Future Years

The cost resulting from the adoption of provisions to assure benefits meeting the present statutory formula should be borne entirely by the State, and should be amortized over future years by an increase in the future state rate of contribution.

7. Basis of 50-50 Participation in Cost to be Maintained

The adoption of provisions for assured benefits, and the assumption of the cost of the present theoretical deficiency by the State, will not alter the basic principle of the State Employees' Retirement Law, under which the cost of all retirement allowances for current service is borne, one-half by the member and one-half by the State. It will, however, clarify the time at which the 50-50 allocation of such cost is determined; and will establish the sound and equitable principle that the 50-50 allocation of costs between the member and the State shall be determined, as to members' contribution rates, *at the time such rates are fixed by the Retirement Board.* The guarantee of a definite formula of benefits is merely a guarantee that this principle shall be observed.

8. Present Allowances Below Minimum Subsistence Standards

The retirement allowances now paid to those already retired are below minimum subsistence standards.

9. Members Who Retired before October 1, 1945 Receive Smaller Allowances than Others

Members who retired for service or disability prior to October 1, 1945, are receiving smaller prior service pensions and disability retirement allowances than do those who retired after October 1, 1945, under the same conditions.

Members who retired for service prior to October 1, 1945, and were affected by the minimum guarantee provisions of the law receive smaller retirement allowances than do those who, under the same conditions, retired after October 1, 1945, when more liberal minimum guarantee provisions became effective.

10. Prior Service, Disability, and Minimum Guarantee Benefits Should be Applied Under Uniform Provisions

All members retired for service or disability should receive prior service pensions, disability retirement allowances and minimum-guarantee benefits based on the same statutory provisions.

11. Present $416.66 Maximum Obsolete

Because of the decrease in the purchasing value of the dollar which has occurred since 1932 when the Retirement Law became effective, the $416.66 per month statutory maximum on *salaries* of members subject to computations under the law has become obsolete, and this has demonstrated the fallacy of enacting statutory limitations in terms of a fixed number of dollars.

12. Higher-Salaried Members Cannot Obtain Sufficient Benefits to Cause Retirement upon Superannuation

Because of the statutory maximum on salaries subject to members' normal contributions, it is impossible, under the present provisions of the law, for a member whose salary exceeds $416.66 per month to acquire the right, at retirement, to an allowance bearing a necessary ratio to his previously accustomed standard of living. As a result, such a member generally remains in state service beyond the age at which he should retire; thus defeating one of the major objectives of the system.

13. Entire Salary Should be Included in Calculations

The Retirement Law should be amended to provide that all calculations shall be based on the entire salary of the member, with respect to

future periods, and to make the same provisions, with respect to the period from January 1, 1932 until the adoption of the bill, in the case of those members who elect to pay into the State Employees' Retirement Fund the additional normal contributions they would have made had there never been a maximum prescribed by law, together with the additional interest that would have been credited to their accounts under such assumption.

14. Assembly Bills Nos. 1220 to 1224 Technically Correct

Assembly Bills Nos. 1220 to 1224, inclusive have been carefully prepared for the purpose of correcting the existing inequities and shortcomings of the State Employees' Retirement System, and have been checked, as to technical and legal correctness, by the actuary and the Legislative Counsel Bureau.

15. Employees of Other Public Agencies Affected by Bills Under Consideration

The adoption of Assembly Bills Nos. 1221 and 1224 is of interest, not only to state employees, and to more than 15,000 employees of 142 public agencies who are contract members of the system, but to the employees of all public agencies in this State, who look forward to the time when they, too, will become members of the State Employees' Retirement System; because the adoption of these bills will permit amendment or execution of contracts with public agencies that desire to come under the provisions of such bills.

16. Adoption of Assembly Bills Nos. 1220 to 1224 will Enact into Law Provisions Essential to the Accomplishment of the System's Objectives

The adoption of Assembly Bills No. 1220 to 1224 inclusive will, in the considered opinion of this committee, remedy the existing inequities in the system, and will enact into the law such assurances and other provisions as are essential to the successful accomplishment of the purposes for which the State Employees' Retirement System was established.

* * * * * * *

Out of the sum of $500 made available to this committee for its expenses under House Resolution No. 57 (Working Hours of State Employees) and House Resolution No. 95 (State Employees' Retirement System), the committee has expended a total of $135.49, of which $67.74 was incurred in connection with activities under House Resolution No. 57 and $67.75, under House Resolution No. 95.

Respectfully submitted.

ASSEMBLY FACT-FINDING COMMITTEE ON RETIREMENT RIGHTS AND BENEFITS UNDER STATE EMPLOYEES' RETIREMENT LAW

DWIGHT H. STEPHENSON, *Chairman*
ERNEST R. GEDDES
THOMAS J. DOYLE
JOHN B. COOKE
JOHN F. THOMPSON

APPENDIX

EXHIBIT A

Summary of the Provisions of Assembly Bills Nos. 1220 to 1224, Inclusive, Referred to in the Attached Report

The effective date of each of the bills summarized below is the first day of the first month next succeeding the ninetieth day after the final adjournment of the Fifty-seventh Regular Session of the Legislature.

Assembly Bill No. 1220 (Stephenson)

This is an omnibus bill containing in one bill all of the provisions of Assembly Bills Nos. 1221 to 1224, inclusive.

Assembly Bill No. 1221 (Stephenson)

This bill provides as follows:

1. For any period of state service on and after the effective date of the bill, the entire compensation of a member of the State Employees' Retirement System shall be subject to normal contributions by the member, and shall be included in any computation to be made under the State Employees' Retirement Law.

2. For any period of state service prior to the effective date of the bill, any compensation of a member of the system in excess of $416.66 per month shall be excluded from any computation to be made under the Retirement Law, unless, prior to July 1, 1948, such member elects, by written notice filed with the Retirement Board, to pay into the State Employees' Retirement Fund, by lump sum payment or by pay roll deductions over a period not exceeding 36 months, (1) such additional amount as he would have contributed as a part of his normal contributions, assuming that the entire compensation earnable by him was subject to normal contributions during the entire period of his membership in the system, and (2) an amount equal to the additional interest which would have been credited to his account under such assumption. At the time of making the election, the member may elect to apply toward the additional amount payable by him pursuant to such election, any additional accumulated voluntary contributions with which he is entitled to be credited.

3. The provisions of this bill shall not apply to the employees of public agencies who are members of the State Employees' Retirement System by contract, such as cities, counties, districts, etc., (see Exhibit C of Appendix), unless such public agency elects to be subject to such provisions by amendment to its contract with the Board of Administration of the State Employees' Retirement System, or by express provision in its contract, if the contract is made after the bill takes effect.

Assembly Bill No. 1222 (Stephenson)

This bill provides for such revision of the present state rate of contributions (now 7.20 percent) as may be found necessary as a result of the quadrennial valuation of the Retirement System now being made pursuant to the provisions of Section 20127 of the Government Code, and as a result of such legislation affecting the system as may be adopted by the 1947 Legislature.

Assembly Bill No. 1223 (Stephenson)

This bill provides that the current and prior service pensions and the disability retirement pension for a state miscellaneous member who retired for service or disability prior to the effective date of this bill are,

for all payments due and payable to him for time beginning on said effective date, pensions derived from the contributions of the State equal to the current and prior service pensions or the disability retirement pension to which he would have been entitled had the provisions of the State Employees' Retirement Law, as they exist on said effective date, been in effect on the date of his actual retirement; provided, that no reduction in the total retirement allowance heretofore payable to such retired person shall be made as a result of this provision.

The bill provides that calculations of pensions under its provisions shall be made on the basis of current interest rate and mortality tables.

The effect of this bill is that after its effective date, all state miscellaneous members who have theretofore retired for service or disability will receive current and prior service pensions or disability retirement pensions calculated on the basis of the same statutory formula, regardless of date on which they retired. This bill is prospective only, and has no retroactive effect on retirement allowances paid prior to its effective date.

Assembly Bill No. 1224 (Stephenson)

This bill provides that upon retirement for service at age 60, a state miscellaneous member shall be assured a retirement allowance for current service equal to $\frac{1}{60}$ *multiplied by* number of years of current service *multiplied by* average compensation earnable by him during the five years immediately preceding his retirement; with proportionate increases or decreases, mathematically calculated from actuarial tables, for retirement above or below age 60.

Under the provisions of this bill, the current service pension paid for by the State would be the amount required to be added to the service retirement annuity purchased by the accumulated normal contributions of the member, in order that their total (i.e., the retirement allowance for current service) shall equal the specified amount.

This bill enacts into the law two tables of fractions, one for men and one for women, set forth opposite each of the possible ages on which service retirement may occur (i.e., ages 55 to 70 inclusive). The assured retirement allowance payable upon retirement at the normal retirement age of 60, would be multiplied by the fraction opposite the actual age of retirement (if other than age 60), in order to increase or decrease such retirement allowance to the amount payable at the actual age of retirement. Thus, for retirement below the normal age of 60, the amount payable is decreased by the application of the fraction, to allow for the additional life-expectancy after retirement during which the member will (theoretically) live to draw the allowance, and to allow for the fact that a member retiring below the normal retirement age will make correspondingly less contributions than if he had remained in state service until age 60. Likewise, for retirement at ages above 60, the retirement allowance otherwise payable at 60 would be increased by the appropriate fraction, in order to reflect the shorter life expectancy after retirement, and in order to reflect the fact that normal contributions are made by the member beyond the normal retirement age.

A maximum is placed upon the amount by which the retirement allowance payable at age 60 shall be increased actuarially for retirement at ages above 60, by the provision that the fractions in the table, for ages above 65, shall be the same as for age 65.

Under the provisions of this bill, the table of fractions shall be adjusted by the Retirement Board, from time to time, in accordance with such interest and mortality tables as the board may adopt with respect to members subject to the provisions thereof.

This bill further provides that employees of public agencies who are members of the State Employees' Retirement System by contract shall not be covered by the provisions of such bill unless the public agency elects to be subject to such provisions by amendment to its contract with the Retirement Board, or by express provision in its contract, if the contract is made after the bill takes effect.

EXHIBIT B

State Employees' Retirement System—Normal Rates of Contribution in Percentage of Compensation, State Miscellaneous Members Before and After October 1, 1945

(The Effective Date of Ch. 1265/45)

	Men		*Women*	
Nearest age at entry into system	*Prior to 10-1-45 percent*	*Present rates percent*	*Prior to 10-1-45 percent*	*Present rates percent*
20	4.83	7.22	5.83	8.51
21	4.83	7.22	5.84	8.52
22	4.83	7.22	5.86	8.55
23	4.83	7.22	5.89	8.57
24	4.84	7.22	5.91	8.62
25	4.85	7.22	5.94	8.66
26	4.86	7.24	5.99	8.71
27	4.88	7.26	6.02	8.76
28	4 91	7.28	6.06	8.82
29	4.93	7.32	6 11	8.87
30	4.96	7.36	6.16	8.94
31	4.99	7.40	6.21	9.02
32	5.04	7.46	6.26	9.09
33	5.08	7.52	6.32	9.17
34	5.12	7.58	6.37	9.24
35	5.18	7.65	6.42	9.32
36	5.23	7.72	6.49	9.41
37	5.29	7.81	6.54	9.49
38	5 34	7.88	6.61	9.58
39	5.42	7.97	6 67	9.67
40	5.47	8.07	6.73	9.76
41	5.55	8.16	6.80	9.84
42	5.61	8.26	6.86	9.93
43	5.69	8.35	6.93	10.02
44	5.76	8.47	6.99	10.12
45	5.84	8.58	7.05	10.22
46	5.91	8.69	7.12	10.31
47	5.99	8.81	7.19	10.40
48	6.08	8.92	7.26	10.50
49	6.15	9.04	7.32	10.59
50	6.24	9.16	7.40	10.69
51	6.31	9.27	7.46	10.79
52	6.40	9.39	7.54	10.89
53	6.49	9 51	7.61	10.99
54	6 56	9.63	7.67	11.09
55	6.65	9.76	7.75	11.19
56	6.74	9.88	7.82	11.29
57	6.82	10.00	7.90	11.40
58	6 91	10.13	7.97	11.50
59	7.00	10.26	8.05	11.61

EXHIBIT C

List of Public Agencies Participating in the State Employees' Retirement System as of March 4, 1947

Name of public agency	*Effective date of participation*	*Number of members 7-1-46 or on the date participation was effective if after 7-1-46*
Alameda Co. Mosquito Abatement Dist.	1-1-46	13
Alameda Unified School District	7-1-42	62
Albany Unified School District	7-1-44	18
Alhambra, City of	10-1-44	215
Alhambra Elementary School District	7-1-45	73
Alhambra High School District	7-1-45	93
Arcadia, City of	10-1-45	66
Atherton, Town of (Exclude Firemen)	7-1-45	7
Bakersfield, City of (Excl. Firemen)	8-1-44	173
Bakersfield School District	7-1-44	83
Bell, City of	7-1-45	37
Berkeley, City of (Excl. Fire. & Police)	3-1-42	318
Berkeley Unified School District	1-1-42	145
Beverly Hills, City of	7-1-41	312
Beverly Hills Unified School District	1-1-46	58
Burbank, City of	10-1-45	552
Burbank Unified School District	7-1-46	121
Burlingame, City of	7-1-42	90
Burlingame Elementary School District	7-1-42	9
Butte County	4-1-45	218
California Dairy Advisory Board	3-1-47	11
Centinella Valley High School District	7-1-46	6
Coachella Valley Public Cemetery	12-1-45	1
Coalinga Elementary School District	7-1-43	16
Coalinga High School District	7-1-43	22
Colton, City of	7-1-45	77
Compton Junior College	7-1-46	75
Compton Union High School District	7-1-46	64
Culver City, City of	8-1-45	105
Daly City, City of (Exclude Firemen)	8-1-46	28
El Monte, City of	7-1-46	24
El Segundo, City of (Exclude Firemen)	10-1-43	44
Emeryville, Town of	1-1-45	33
Eureka Elementary School District	7-1-43	15
Eureka High School District	7-1-43	21
Ferndale Elementary School	3-1-47	1
Fresno Elementary School District	7-1-41	93
Fresno High School District	7-1-41	137
Fullerton, City of	7-1-46	85
Fullerton Elementary School District	7-1-46	16
Glendale, City of	7-1-45	607
Glendale Unified School District	3-1-46	176
Golden Gate Br. & Highway District	3-1-44	94
Gridley, City of	1-1-46	13
Hayward School District	12-1-40	34
Hillsborough, Town of	7-1-42	28
Humboldt County	1-1-46	234
Huntington Beach, City of	10-1-45	56
Huntington Park, City of	1-1-45	143
Inglewood, City of	8-1-45	148
Inyo County	2-1-44	43
Jefferson Union High School District	7-1-46	9
Kern County Union High School District	1-1-46	90
Laguna Beach, City of (Exclude Firemen)	1-1-45	38
Lassen County	1-1-47	70
Long Beach Unified School District	9-1-42	552
Los Angeles County Law Library	7-1-44	12
Los Angeles County Superintendent of Schools	7-1-46	41
Los Angeles County Sanitation Dist. No. 2	7-1-46	59
Lynwood, City of	7-1-46	62
Menlo Park Fire District	3-1-44	18
Marin County Sanitation District No. 1	7-1-45	3
Metropolitan Water District	1-1-45	194

EXHIBIT C—Continued

List of Public Agencies Participating in the State Employees' Retirement System as of March 4, 1947

Name of public agency	*Effective date of participation*	*Number of members 7-1-46 or on the date participation was effective if after 7-1-46*
Midway School District	7-1-44	8
Modesto, City of (Exclude Miscellaneous)	8-1-46	46
Mono County	1-1-46	31
Montebello, City of	7-1-46	102
Montebello Unified School District	10-1-45	96
Montecito County Water District	7-1-45	12
Montecito Fire District	7-1-44	12
Monterey City School District	10-1-43	10
Monterey Union High School District	1-1-46	10
Newport Beach, City of	7-1-45	91
Oakland School District	7-1-41	352
Oakland High School District	7-1-41	452
Ontario, City of	1-1-46	93
Palo Alto, City of	1-1-42	202
Palos Verdes School District	7-1-44	4
Pasadena, City of (Exclude Fire. & Police)	7-1-45	724
Pasadena City School District	7-1-45	215
Pasadena City High School District	7-1-45	208
Pasadena Junior College	7-1-45	200
Piedmont Unified School District	9-1-46	18
Placer Union High School District	7-1-45	24
Plumas County	1-1-47	64
Redlands, City of	7-1-45	113
Redwood City, City of	7-1-41	94
Reef-Sunset Union Elementary School District	7-1-42	9
Richmond Elementary School	7-1-44	57
Richmond High School District	7-1-44	73
Riverside, City of	7-1-45	365
Riverside County	4-1-45	569
Riverside City School District	7-1-45	54
Riverside High School District	7-1-45	59
Riverside Junior College	7-1-45	26
Roseville, City of	4-1-45	49
Sacramento Municipal Utility District	1-1-47	43
Sacramento Unified School District	7-1-45	221
San Benito County	7-1-46	63
San Bernardino, City of	3-1-45	322
San Bernardino School District	1-1-46	68
San Bernardino High School District	1-1-46	70
San Bruno, City of	1-1-45	43
San Carlos, City of (Firemen Excluded)	10-1-43	19
San Carlos Amendment to include Firemen	7-1-46	3
San Fernando, City of	10-1-46	64
San Gabriel School District	7-1-46	24
San Gabriel County Water District	2-1-47	7
San Joaquin Local Health District	1-1-46	36
San Jose Unified School District	7-1-42	103
San Leandro, City of	7-1-44	85
San Leandro School District	1-1-46	14
San Mateo, City of	1-1-42	114
San Mateo Elementary School District	7-1-45	10
San Mateo High School District	1-1-41	27
San Mateo Junior College District	1-1-42	13
Santa Ana, City of	7-1-47	285
Santa Barbara School District	9-1-42	46
Santa Barbara High School District	9-1-42	69
Santa Clara, City of (Firemen Excluded)	9-1-43	56
Santa Clara County	7-1-45	694
Santa Clara Elementary School District	9-1-44	6
Santa Clara High School District	9-1-44	7
Santa Cruz County	1-1-47	215
Santa Fe Irrigation District	7-1-45	7
Santa Monica, City of	7-1-44	681
Santa Monica City School District	1-1-46	100
Santa Monica City High School District	1-1-46	121

EXHIBIT C—Continued

List of Public Agencies Participating in the State Employees' Retirement System as of March 4, 1947

Name of public agency	*Effective date of participation*	*Number of members 7-1-46 or on the date participation was effective if after 7-1-46*
Sequoia Union High School District	1-1-42	40
Solano County	7-1-45	155
South Pasadena, City of	7-1-46	92
South San Francisco, City of	9-1-45	40
Stockton, City of	9-1-44	234
Taft School District	9-1-43	31
Taft Union High School District	10-1-42	46
Tamalpais Union High School	7-1-42	16
Upland, City of	8-1-44	30
Vallejo Unified School District	7-1-42	121
Victor Valley Union High School District	7-1-45	17
Washington Union High School District	7-1-41	10
Whittier, City of	7-1-45	199
Woodland, City of	9-1-46	38
Total number of employees		15,408
Total number of participating agencies		142

GUESTS EXTENDED PRIVILEGE OF ASSEMBLY FLOOR

On request of Speaker Sam L. Collins, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. Albert Goode of Bakersfield, Mrs. Alberta Dunkle of Fresno, and Mrs. Sadie G. Long of Fresno.

On request of Mr. Gannon, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Rev. Father T. Markham of the Mercy College of Nursing of Sacramento, and the following pupils: Pansy Carrick, Lena Visintainer, Mary Stefani, Helen Stevenson, Jean Robinson, Josephine Zanetta, Sophie Angelakis, Mary Alice De Rushia, Evelyn Curnow, Julmae Laubinger, Thelma Carlson, Emma Ianni, Irma Schmidt, Mary Alcorta and Viola Zanze.

On request of Mr. Waters, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Walter L. Bowers, and Judge and Mrs. Elmer Doyle of Los Angeles.

On request of Mr. Price, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Rex W. Wignall, teacher of Chaffey High School of Ontario, and the following pupils: Kenneth Fowlkes, Al Carter, Wayne Blanton, Russell Patterson, Don Howell, Andy Smith, Bill Null, Larry DeLong, Bob Adams, Charles Pfister, Dick Ferrell, and Laurence Borba.

On request of Messrs. Beck and Hinton, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Earl D. Killion of North Hollywood.

On request of Mr. Stephenson, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Miss Anna Kirchgater, Mrs. Leora Keema, Mrs. Marion Carlisle, teachers of the Elk Grove Union School, and the following pupils: Lou Akins, Dolores Norene Badella, Mary Ann Bunney, Barbara Daley, Alice Jean Dials, Frances Edralin, Darlene Dean Eisenbeisz, James Everson, Phillip Kenneth Frame, Bobby Lynn Frost, James R. Guttridge, Elvira Elizabeth Hartman, Mary Louise Hoeppner, Eda Bernice Houston, Billie Lee

Howell, John Richard Law, Lewis M. Lindsay, Elsie Jane Malka, Paul Michael McDermott, Edward Franklyn McGee, Daryl Dean Miller, Earl Peyton, Albert Robison, Fred Tsuda, Homer Tsuda, Alice Jean Villasor, Alice Westling, Betty White, Walter Alberg, Shirley Berry, Suzi Camalig, Rose Duval, Leroy Falloon, Henry Frost, Janet Guttridge, Della Hironymous, Janet Hooper, Betty Jauch, Charles Jeselink, Arlene Jones, Lillian Kammerer, Kathleen Keith, Dolores Larimore, Lois McKeehan, Arlene Monk, Alfred Olvera, Tommy Okamoto, John Robinson, Herbert Smith, David Steele, Lily Taniguchi, Loreen Varozza, Jerry Ward, Frank Yamanaka, Joanne Zehnder, Gregory Batey, Roberta Blodgett, Nathan Conne, Bob Coons, Gerald Derr, Rodney Devine, Donald Fouts, Virginia Gerringer, David Gibson, Barbara Haskins, Frank Hayashida, Glen High, Arnie Hottman, Darlene Idzinga, Lawrence Jorgenson, James Lindsay, Orvis Littke, Colleen Machado, Kathleen Machado, Marcia Miller, Bob Souza, Howard Todd, Jim Vanderveen, Norma Vann, Evelyn Villasor, Norman Womack, and James Yoshihara.

On request of Mr. Waters, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Miss Beatrice Fannemel and Robert Thompson of Los Angeles.

On request of Mr. Cooke, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. Josephine Darling, William C. Tanner and Robert Lefever of Oxnard.

On request of Mr. Berry, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Joseph Bradley and Howard Bradley of Redwood City.

On request of Mr. Gaffney and the San Francisco Delegation, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Michael Riordan of San Francisco and Mr. and Mrs. A. D. Sgarlato of Big Basin City.

ADJOURNMENT

At 3.30 p.m., on motion of Mr. Dickey, the Speaker declared the Assembly adjourned until 9.30 a.m., Friday, April 18, 1947.

SAM L. COLLINS, Speaker

GERALDINE B. HADSELL, Minute Clerk

CALIFORNIA LEGISLATURE

FIFTY-SEVENTH (GENERAL) SESSION

ASSEMBLY DAILY JOURNAL

FORTY-EIGHTH LEGISLATIVE DAY

ONE HUNDRED THIRD CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO

Friday, April 18, 1947

The Assembly met at 9.30 a m

Hon. Alfred W. Robertson, Member of the Assembly from the Thirty-seventh District, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Anderson, Bennett, Berry, Blosser, Brown, Burke, Caldecott, Collier, Conrad, Cooke, Cramer, Lester T. Davis, Debs, Elliott, Erwin, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Kirkwood, Loomis, Luckel, Niehouse, Price, Robertson, Silliman, Stanley, Stephenson, Stewart, Thorp, Waters, Wollenberg, and Mr. Speaker—38.

Call of the Assembly

Mr. Heisinger moved a call of the Assembly.

Motion carried. Time 9.35 a.m.

The Speaker directed the Sergeant-at-Arms to close the doors, and to bring in the following absent members:

Allen, Beck, Boyd, Brady, Burns, Butters, Carey, Clarke, George D. Collins, Crichton, Crowley, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Hinckley, Johnson, Kilpatrick, Knight, Lowrey, Lyons, Maloney, McCollister, McMillan, Miller, O'Day, Rosenthal, Sheridan, Sherwin, Thomas, Thompson, Thurman, and Weber—42

Further Proceedings Under Call of the Assembly Dispensed With

At 9.45 a.m , on motion of Mr. Heisinger, further proceedings under the call of the Assembly were dispensed with.

The names of the absentees were called, and the following answered to their names:

Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh Huyck, James, Johnson, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Niehouse,

Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—70.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. Raymond Renwald:

Into Thy hands, O Lord, I commit my soul and the souls of all here present. Guard and protect them throughout this day. Shield them from temptations and enlighten their minds with the light of Thy divine truth. Make them quick to know Thy will and ready to perform it through the help of Our Lord, Jesus Christ—AMEN.

READING OF THE JOURNAL DISPENSED WITH

On motion of Mr. Heisinger, further reading of the Journal of the previous legislative day was dispensed with.

LEAVES OF ABSENCE FOR THE DAY

The following member was granted leave of absence for the day, because of illness:

Mr. Knight, on motion of Mr. Stewart.

The following members were granted leaves of absence for the day, because of legislative business elsewhere:

Mr. Kilpatrick, on motion of Mr. Butters.
Mr. Miller, on motion of Mr. Caldecott.
Mr. Hinckley, on motion of Mr. Maloney.
Mr. Crowley, on motion of Mr. Robertson.

The following member was granted leave of absence for the day, and desired to waive his per diem:

Mr. Butters, on motion of Mr. Erwin.

MEMBERS EXCUSED

At 9.50 a.m., Mr. Dickey asked for, and was granted, unanimous consent that it be noted in the Journal that the members of the Committee on Rules have been holding a committee meeting, until this time.

At 9.51 a.m., Mr. Sherwin asked for, and was granted, unanimous consent that it be noted in the Journal that he and Messrs. M. Philip Davis and Lowrey have been attending a subcommittee meeting of the Committee on Ways and Means, until this time.

At 9.52 a.m., Mr. Weber asked for, and was granted, unanimous consent that it be noted in the Journal that he and Messrs. Clarke, Johnson, Gaffney, and Thurman have been attending a meeting of the Subcommittee on Mental Hygiene of the Committee on Ways and Means, until this time.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, April 18, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Joint Resolution No. 36
Assembly Joint Resolution No. 37

And reports the same correctly engrossed.

WEBER, Chairman

Above reported resolutions ordered on file for adoption.

ASSEMBLY CHAMBER, SACRAMENTO, April 18, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 474
Assembly Bill No. 475
Assembly Bill No. 911
Assembly Bill No. 2097

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

CONSIDERATION OF DAILY FILE
SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 1678—An act to amend Section 19421 of the Business and Professions Code, relating to the California Horse Racing Board.

Bill read second time, and ordered engrossed.

Assembly Bill No. 357—An act to amend Section 2421 of the Education Code, relating to school districts.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1318—An act to add Sections 1603, 1604, and 1605 to the Education Code, relating to the transfer of territory from one school district to another school district.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1801—An act to add Section 13842 1 to the Education Code, relating to the establishment of salary schedules for persons employed by school districts in positions requiring certification qualifications.

Bill read second time, and ordered engrossed.

Assembly Bill No. 2041—An act to amend Section 18051 of the Education Code, relating to contracts for work, materials and supplies.

Bill read second time, and ordered engrossed.

Assembly Bill No. 2042—An act to amend Section 360 of the Education Code, relating to additional reports.

Bill read second time, and ordered engrossed.

Assembly Bill No. 2130—An act to add Section 13844 to the Education Code, relating to employees reports.

Bill read second time, and ordered engrossed.

Assembly Bill No. 588—An act to amend Section 44 of the State Water Resources Act of 1945, relating to waters and flood control.

Bill read second time, and ordered engrossed.

Assembly Bill No. 2305—An act to add Sections 80 to 83, inclusive, and Sections 90 to 94, inclusive, to, and to repeal Section 100 of, the Streets and Highways Code, relating to public highways and the responsibilities and duties of the California Highway Commission and the Department of Public Works in connection therewith.

Bill read second time, and ordered engrossed.

Assembly Bill No. 496—An act to add Section 513 to the Streets and Highways Code, relating to state highways.

Bill read second time, and ordered engrossed.

Assembly Bill No. 2510—An act to amend Section 2 of the Planning Act, relating to planning commissions.

Bill read second time, and ordered engrossed.

Assembly Bill No. 2512—An act to add Section 2.7 to the Planning Act, relating to urban planning commissions.

Bill read second time, and ordered engrossed.

Assembly Bill No. 2513—An act to amend Section 4 of the Planning Act, relating to the powers and duties of the Planning Commission.

Bill read second time, and ordered engrossed.

Assembly Bill No. 10—An act to amend Section 5437 of the Public Resources Code, relating to qualifications of voters of county recreation districts.

Bill read second time, and ordered engrossed.

Assembly Bill No. 225—An act to amend Sections 29851 and 29852 of the Government Code, relating to duplicate county warrants.

Bill read second time, and ordered engrossed.

Assembly Bill No. 335—An act amending Section 3 of an act entitled, "An act providing for the creation of revolving funds in counties and townships of the State," approved May 9, 1923, and amending Section 29327 of the Government Code, relating to county revolving funds.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1554—An act to amend Section 19182 of the Streets and Highways Code, relating to highway lighting districts.

Bill read second time, and ordered engrossed.

Assembly Bill No. 64—An act to amend Section 32001 of the Health and Safety Code, relating to the establishment, organization, government and powers of hospital districts.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Municipal and County Government:

Amendment No. 1

On page 1 of the printed bill, after line 9, insert "No territory which is part of a county having a population in excess of 1,000,000 as ascertained by the last preceding census taken under the authority of the Congress of the United States shall be included in any local hospital district."

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 881—An act to add Section 5832.6 to the Streets and Highways Code and to add Section 4893 to the Health and Safety Code, relating to sewer maintenance districts.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Municipal and County Government:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Section 5832.6 to", and insert "Sections 5832.6, 5835.1 and 5835.2 to, and to amend Section 5837 of".

Amendment No. 2

On page 2, line 10, of said bill, insert

"SEC. 3. Section 5835.1 is added to the Streets and Highways Code, to read:

5835.1. "Sewers" as used in this chapter includes lateral and collecting sewers, septic tanks and all other means of handling, gathering and disposing of sewage in the district.

SEC. 4. Section 5835.2 is added to the Streets and Highways Code, to read:

5835.2. "Maintenance of Sewers" as used in this chapter includes the extension and enlargement of sewers, within a district.

SEC. 5. Section 5837 of the Streets and Highways Code is amended to read:

5837. The boundaries of any maintenance district may be altered, and contiguous territory whether it is within incorporated or unincorporated territory may be annexed thereto If incorporated territory is sought to be annexed, consent thereto shall first be obtained from the legislative body of the city.

The board of supervisors may by resolution fix a time and place for hearing upon the question of annexation of such territory to an existing maintenance district. The resolution shall describe the boundaries of the contiguous territory proposed to be annexed

The board of supervisors may by resolution determine that each parcel of the territory to be annexed to a sewer maintenance district should pay its proportionate share of the cost of outfall and/or pumping plant construction previously paid for by other properties within said district and shall in said resolution fix the amount to be contributed by each said parcel. No parcel so annexed shall be issued a permit to connect to the sewer until the full amount of contribution so fixed has been paid. The contributions when paid shall be deposited into the maintenance fund of said district.

The date set for the hearing on the proposed annexation shall be at least three weeks from and after the date of the adoption of the resolution setting the hearing."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 976—An act to amend Section 862.2 of "An act to provide for the organization, incorporation and government of municipal corporations," approved March 18, 1883, relating to the powers of sixth class cities to acquire and convey real property.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Municipal and County Government:

Amendment No. 1

In line 5 of the title of the printed bill, after "erty", insert ", and declaring the urgency thereof to take effect immediately".

Amendment No. 2

On page 1 of said bill, after line 10, insert

"SEC. 2 This act is hereby declared to be an urgency measure necessary for the immediate preservation of the public peace, health or safety within the meaning of Section 1 of Article IV of the Constitution and shall therefore go into immediate effect. A statement of the facts constituting such necessity is as follows:

Under the existing law a city cannot convey waterfront property to the State for public beach or park purposes This provision prevents the development of a state beach and park project Unless this act takes effect immediately, the providing of healthful recreation facilities for a large number of persons will be delayed beyond

the season when those facilities are most needed. Further, delay may cost the taxpayers additional money due to rising costs of other lands to be acquired in connection with this project."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1197—An act to amend Section 4278 of the Political Code and Section 28149 of the Government Code, relating to compensation for public services in counties.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Municipal and County Government:

Amendment No. 1

On page 1, line 1, of the printed bill, strike out "said", and insert "the Political".

Amendment No. 2

On page 1, lines 5 and 6, of said bill, strike out "_____ dollars ($_____)", and insert "one thousand fifty dollars ($1,050)".

Amendment No. 3

On page 1, line 9, of said bill, strike out "_____ dollars ($_____)", and insert "two thousand five hundred dollars ($2,500)".

Amendment No. 4

On page 1, line 11, of said bill, strike out "_____ dollars ($_____)", and insert "one thousand eight hundred dollars ($1,800)".

Amendment No. 5

On page 2, line 12, of said bill, strike out "_____ dollars ($_____)", and insert "one thousand fifty dollars ($1,050)"

Amendment No. 6

On page 2, line 15, of said bill, strike out "_____ dollars ($_____)", and insert "two thousand five hundred dollars ($2,500)".

Amendment No. 7

On page 2, line 17, of said bill, strike out "_____ dollars ($_____)", and insert "one thousand eight hundred dollars ($1,800)".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1797—An act conveying certain tidelands and lands lying under inland navigable waters, situated in the Bay of San Pablo to the City of Vallejo, in furtherance of navigation and commerce and the fisheries, and providing for the government, management and control thereof, reserving rights to the State.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Conservation, Planning, and Public Works:

Amendment No. 1

On page 1, of the printed bill, as amended in the Assembly on April 4, 1947, strike out lines 1 to 8, inclusive.

"SECTION 1. There is hereby granted and conveyed to the City of Vallejo, in the County of Solano, State of California, all of the tide and submerged lands situated on the northeasterly shore of San Pablo Bay, immediately north of Mare Island Naval Yard, more particularly bounded and described as follows:

Commencing at the intersection of the ordinary high-water mark along the northeastern shore of San Pablo Bay and the west line of Sec. 6, T. 3 N., R. 4 W., M.

D. B. & M.; running thence southeasterly along said ordinary high-water mark of San Pablo Bay to the intersection thereof with a line common to the SE. ¼ and the SW. ¼ of said Sec 6, said intersection being the true point of beginning of the parcel of tide and submerged lands herein described; continuing thence along the ordinary high-water mark of San Pablo Bay southeasterly to the point of intersection thereof with the northwestern boundary line of the lands owned by the United States Government and commonly known as Mare Island Naval Ship Yard; thence south 71 degrees west, to the western boundary line of Solano County; thence along said county boundary line approximately north 62½ degrees west 14,000 feet, thence leaving said county boundary line and running northeasterly in a straight line to the point of beginning."

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 592—An act to create a flood control district to be called Monterey County Flood Control and Water Conservation District; to provide for the control and conservation of flood and storm waters and the protection of watercourses, watersheds, public highways, life and property from damage or destruction from such waters; to provide for the retention and reclaiming of drainage, storm, flood, and other waters and to save and conserve such waters for beneficial use in said district; to authorize the incurring of indebtedness, the issuance and sale of bonds, and the levying and collection of taxes and assessments on property within said district and in the respective zones thereof; to define the powers of said district; to provide for the government, management, and operation of said district and for the acquisition and construction of property and works to carry out the purposes of the district.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Conservation, Planning, and Public Works:

Amendment No. 1

On page 2, line 50, of the printed bill, strike out "and", and insert "defend or".

Amendment No. 2

On page 2, line 51, of said bill, after "trict", insert "in behalf of the landowners therein".

Amendment No. 3

On page 3, line 14, of said bill, after "used", insert "or useful".

Amendment No. 4

On page 3, line 50, of said bill, strike out "of", and insert "or".

Amendment No. 5

On page 4, line 6, of said bill, strike out "in the", and insert "in a".

Amendment No. 6

On page 19 of said bill, after line 12, insert

"SEC. 36. This act is hereby declared to be an urgency measure necessary for the immediate preservation of the public peace, health or safety within the meaning of Section 1 of Article IV of the Constitution and shall therefore go into immediate effect. A statement of the facts constituting such necessity is as follows:

The effective culmination of planning and application and operation of engineering and fiscal data developed for use in this project requires the development of an immediate and expedient program prior to the flood season. In order to accomplish this purpose and to effect operation at the earliest possible moment under favorable conditions, it is necessary that this act take effect immediately."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2509—An act to provide for the establishment of master and official plans in cities, cities and counties, and counties, and for the adoption of ordinances pursuant thereto; to prescribe the manner of adoption of such plans, portions thereof and amendments thereto, and the composition and effects thereof; to provide for the establishment and appointment of planning commissions by cities, cities and counties, and counties, for the creation of regional planning districts and the establishment and appointment of regional planning commissions and the State Conservation and Planning Board and Director of Planning; to define the powers and duties of such commissions and the State Conservation and Planning Board and the Director of Planning, and to provide for the exercise of such powers; to provide for the levy of special taxes for the support of planning commissions, and making certain expenditures legal charges against the funds of cities, cities and counties, and counties; and prescribing penalties for the violation thereof; and to repeal the Planning Act, as amended, relating to planning commissions.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Conservation, Planning, and Public Works:

Amendment No. 1

On page 3, line 21, of the printed bill, after "Conservation", insert "Board".

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 25—An act to add Chapter 5, comprising Sections 20000 to 20140, inclusive, to Division 8 of the Business and Professions Code, relating to the regulation and licensing of locksmiths.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency and Economy:

Amendment No. 1

On page 4 of the printed bill, strike out lines 42 to 44, inclusive; except the number "20092" in line 42, and insert

"The proceedings under this article shall be conducted in accordance with Chapter 5 of Part 1 of Division 3 of Title 2 of the Government Code, and the director shall have all the powers granted therein."

Amendment No. 2

On page 4 of the printed bill, strike out lines 45 to 52, inclusive.

Amendment No. 3

On page 5 of the printed bill, strike out lines 1 to 21, inclusive.

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1065—An act to add Chapter 16.5 to Division 3, to amend Section 8967, and to repeal Section 8968, of the Business and Professions Code, relating to the regulation of boat dealers and salesmen and providing for the payment of the cost of administration of the laws relating to yacht and ship brokers, wholesalers, distributors, and

salesmen and boat dealers and salesmen, and making an appropriation therefor.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency and Economy:

Amendment No. 1

On page 1, line 17, of the printed bill, after "who", insert "as a whole or partial vocation".

Amendment No. 2

On page 2 of said bill, after line 52, insert
"8990.75. This chapter shall not apply to any boat under 12 feet in length."

Amendment No. 3

On page 4 of said bill, strike out lines 1 to 6, inclusive.

Amendment No. 4

On page 5, line 20, of said bill, strike out ", on a form approved by the commissioner,".

Amendment No. 5

On page 5, line 23, of said bill, strike out "the commissioner and with".

Amendment No. 6

On page 5 of said bill, between lines 37 and 38, insert
"This section shall not apply to any boat under 16 feet in length."

Amendment No. 7

On page 5, line 45, of said bill, strike out "new boat"; and strike out lines 46 to 49, inclusive, and insert "boat, real estate, automobile, or other merchandise shall issue a signed dealer's certificate stating the condition of the hull, engines, and equipment."

Amendment No. 8

On page 6, line 31, of said bill, strike out "Fifty dollars ($50)", and insert "Twenty-five dollars ($25)".

Amendment No. 9

On page 6, line 32, of said bill, strike out "Twenty-five dollars ($25)", and insert "Ten dollars ($10)".

Amendment No. 10

On page 6, line 34, of said bill, strike out "Ten dollars ($10)", and insert "Two dollars ($2)".

Amendment No. 11

On page 6, line 35, of said bill, strike out "Five dollars ($5)", and insert "One dollar ($1)".

Amendment No. 12

On page 5, line 37, of said bill, strike out "Ten dollars ($10)", and insert "Five dollars ($5)".

Amendment No. 13

On page 6, line 39, of said bill, strike out "Ten dollars ($10)", and insert "Five dollars ($5)".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1066—An act to amend Sections 8902, 8920, 8935, 8966, 8970, 8971, and 7872 of the Business and Professions Code, relating to the licensing of yacht and ship brokers, wholesalers, distributors and salesmen.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency and Economy:

Amendment No. 1

In line 1 of the title of the printed bill, after "8935," insert "8954, 8955,".

Amendment No. 2

In line 2 of the title of said bill, strike out "and 8972 of", and insert "8972, and 8975 of, and to add Sections 8938.5, 8942, and 8943 to,".

Amendment No. 3

On page 1, line 25, of said bill, after "these", insert "or acts in the capacity of a booking agent for charter or party boats".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 4

On page 2 of said bill, between lines 46 and 47, insert

"SEC. 4. Section 8938.5 is added to said code, to read:

8938.5. The commissioner may refuse to issue a license to any applicant who is unable to make a showing to the commissioner that he has not committed any act which would constitute grounds for the suspension or revocation of a license under this chapter.

The proceedings under this section shall be conducted in accordance with Chapter 5 of Part 1 of Division 3 of Title 2 of the Government Code, and the commissioner shall have all the powers granted therein.

SEC. 5. Section 8942 is added to said code, to read:

8942. It is a misdemeanor, punishable by a fine of not exceeding fifty dollars ($50) for each offense, for any person, whether obligor, escrow holder or otherwise, to pay or deliver to anyone a compensation for performing any of the acts within the scope of this chapter, who is not known to be or does not present evidence to such payor that he is a regularly licensed broker at the time such compensation is earned. Section 8924 is not applicable to a violation of this section.

SEC. 6. Section 8943 is added to said code, to read:

8943. Upon application and payment of the fee therefor the commissioner shall issue to each licensee an identification card showing the license issued to the licensee and any other matter, including a photograph of the licensee, deemed proper by the commissioner.

When for any reason the person issued the identification card no longer is a licensee of the class indicated on such card, he shall immediately return the identification card to the commissioner.

SEC. 7. Section 8954 of said code is amended to read:

8954. The commissioner may [temporarily] suspend or [permanently] revoke the license of a broker or salesman found to be guilty of:

(a) Making any substantial misrepresentation.

(b) Making any false promise of a character likely to influence, persuade or induce any person with whom business is transacted under this chapter.

(c) A continued and flagrant course of misrepresentation or making of false promises.

(d) Acting for more than one party in a transaction without the [knowledge and] *written* consent of all parties.

(e) Commingling the money or other property of his principal with his own.

(f) *Depositing the money, funds, or other property of his principal in a bank or other account in which the money, funds, or other property of the salesman or broker have been deposited.*

(g) Selling or offering for sale, buying or offering to buy, negotiating the purchase or sale or exchange of, chartering, offering to charter, or negotiating the charter of, leasing, renting, or negotiating loans on, any ship or yacht which has not been registered and for which a certificate of registration has not been issued, as required by [Chapter 251 of the Statutes of 1935] *Article 1 of Chapter 6 of Part 5 of Division 1 of the Revenue and Taxation Code*.

[(g)] *(h)* Any other conduct constituting fraud or dishonest dealings.

(i) [Any licensee who performs] *Performance of* any act or [participates] *participation* in any transaction which belongs to or is connected with a class of activity other than the class for which he is licensed [, shall be subject to disciplinary action and may have his license temporarily suspended or permanently revoked by the commissioner.

The following acts shall be deemed improper practices, subjecting a licensee to disciplinary action and constituting ground for the denial, suspension, or revocation of a license:

(a)] *(j)* Using coercive or oppressive methods, contrary to rules and regulations to be promulgated by the commissioner, for the purpose of obtaining business or of procuring an exclusive listing, or participating in a transaction knowing that such means have been or will be used therein[:].

[(b)] *(k)* Quoting or soliciting a price other than the gross listing price or such other basic price as may be fixed by the custom of the trade or by special contract, without disclosing to a party entitled to disclosure, the basis on which the price is quoted or solicited.

(l) Offering a vessel for sale unless a signed listing has been obtained from the owner thereof containing a statement of the condition of the vessel, an inventory of the equipment and appurtenances of the vessel, the selling price of the vessel and the rate of commission to be paid to the broker, and the length of time the listing is to be enforced.

(m) Failing to show to any person, whether obligor, escrow holder or otherwise, before the payment or delivery of any compensation for performing any of the acts within the scope of this chapter, evidence to such payor that he is a regularly licensed real estate broker at the time such compensation was earned.

SEC. 8. Section 8955 of said code is amended to read:

8955. The commissioner may suspend or revoke the license of any licensee who, within three years immediately preceding, has:

(a) Procured a license under this chapter, or Chapter 824 of the Statutes of 1935, for himself or another by fraud, misrepresentation or deceit.

(b) Been convicted of a felony, knowledge of which the commissioner did not have at the time of last issuing a license to the licensee.

(c) [Knowingly] Authorized, directed, connived or aided in the publication, advertisement, distribution or circulation of *any material* false statement or misrepresentation concerning his business or any transaction under this chapter, or Chapter 824 of the Statutes of 1935.

(d) [Wilfully] Disregarded or violated any of the provisions of this chapter, or Chapter 824 of the Statutes of 1935.

(e) [Wilfully] Used [the] *any* term ["yacht and ship broker" or "yacht and ship salesman"] *defined in Section 8902* without [legal right] *having a license issued under this chapter* so to do."

Amendment No. 5

On page 2, line 47, of said bill, strike out "4", and insert "9".

Amendment No. 6

On page 3, line 22, of said bill, strike out "5", and insert "10".

Amendment No. 7

On page 4 of said bill, between lines 1 and 2, insert
"9. Ten dollars ($10) for a broker's temporary license."

Amendment No. 8

On page 4, line 2, of said bill, strike out "9", and insert "10".

Amendment No. 9

On page 4, line 4, of said bill, strike out "10", and insert "11".

Amendment No. 10

On page 4, line 6, of said bill, strike out "11", and insert "12".

Amendment No. 11

On page 4, line 8, of said bill, strike out "12", and insert "13".

Amendment No. 12

On page 4, line 9, of said bill, strike out "13", and insert "14".

Amendment No. 13

On page 4 of said bill, between lines 11 and 12, insert
"15. One dollar ($1) for each identification card."

Amendment No. 14

On page 4, line 18, of said bill, strike out "6", and insert "11".

Amendment No. 15

On page 5, line 21, of said bill, strike out "7", and insert "12".

Amendment No. 16

On page 5 of said bill, after line 42, insert

"SEC. 13. Section 8975 of said code is amended to read:

8975. Temporary licenses may be issued to salesmen under the following conditions:

(a) Such licenses shall be issued for a period not to exceed 60 days *for salesmen and not to exceed 30 days for brokers.*

(b) An application must be filed for a temporary license *and for a permanent license*, and at the same time the applicant must pay the prescribed fee.

(c) The applicant must state under oath his qualifications for the position of salesman, and must show that he has not been guilty of any conduct and has not done any act that would constitute good cause for the suspension or revocation of a permanent license.

(d) On or before the expiration date of the temporary license, such licensee shall take a written examination for a permanent license of the class or classes which he selects and for which he is qualified. If without valid excuse he fails to appear for the examination at the time prescribed, the examination fee shall be forfeited."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1296—An act to amend Sections 6736, 6737, 6755, 6795, 6796, and 6799 and to repeal Section 6743 of the Business and Professions Code, relating to the practice of civil engineering.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency and Economy:

Amendment No. 1

In line 1 of the title of the printed bill, after "6737," insert "6741,".

Amendment No. 2

On page 2 of the printed bill, following line 11, insert

"This chapter does not prevent one or more registered civil engineers from forming a partnership with a person who holds a valid, unrevoked certificate to practice architecture in this State; provided, that the engineering plans, specifications, and reports of the partnership are signed by and stamped with the seal of each registered civil engineer in specific charge of the preparation of the same; provided further, that the members of the partnership who are not registered civil engineers shall not be designated as civil engineers."

Amendment No. 3

On page 3, line 14, of the printed bill, strike out "civil engineers registration", and insert "registration as a civil engineer only".

Amendment No. 4

On page 3 of the printed bill, strike out lines 16 and 17, and insert

"(g) The annual renewal fee for registration as a civil engineer and authority to use the title "Structural Engineer" is nine dollars ($9)."

Amendment No. 5

On page 3 of the printed bill, following line 21, insert

"SEC. 8. Section 6741 of said code is amended to read:

6741. Any person, *firm, partnership, or corporation* who is not a resident of the State of California, and who is legally qualified to practice as a civil engineer in another state, and offers to practice but who does not practice civil engineering in this State and who does not have or maintain a regular place of business in this State is exempt from registration under the provisions of this chapter."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2022—An act to amend Section 7011 of the Business and Professions Code, relating to contractors.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Governmental Efficiency and Economy:

Amendment No. 1

On page 1, line 13, of the printed bill, commencing with "Deputy registrars," strike out to and including the period in line 16.

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 181—An act to amend Section 19626 of the Business and Professions Code, relating to allocation of "Fair and Exposition Fund."

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Agriculture:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "19626", and insert "19627".

Amendment No. 2

On page 1, line 1, of said bill, strike out "19626", and insert "19627".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 3

On page 1 of said bill, between lines 2 and 3, insert

"19627. All of the license fee *s* for conducting [a] horse racing meeting *s* not payable into the Fair and Exposition Fund shall be paid *as follows: Two hundred thousand dollars ($200,000) annually to the Fresno State College Fund, which fund is hereby created and the money in which is appropriated annually for the support and improvement of the Department of Agriculture of the Fresno State College; the remainder shall be paid* into the General Fund in the State Treasury"

Amendment No. 4

On page 1 of said bill, strike out lines 3 to 22, inclusive.

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1663—An act to provide for the acquisition of a state park in the County of Los Angeles as a part of the State Park System, and making an appropriation.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Conservation, Planning, and Public Works:

Amendment No. 1

On page 1, line 7, of the printed bill, strike out "one hundred thousand dollars ($100,000)", and insert "fifteen thousand dollars ($15,000)".

Amendment No. 2

On page 1 of said bill, after line 9, insert

"SEC. 3. No portion of this appropriation shall be expended unless moneys equal to or in excess of the amount to be expended from this appropriation for said purpose shall have been made available (by any person, corporation, political subdivision, public district or public agency other than the State) for expenditure by

the State for that purpose, to the end that any sums expended from this appropriation shall be matched by like or greater amounts from sources other than the State."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1872—An act relating to the acquisition of lands by the State, providing for giving notice thereof, and requiring owners of land proposed to be acquired by the State to give notice of such proposed acquisition to any prospective purchaser thereof.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Conservation, Planning, and Public Works:

Amendment No. 1

In line 1 of the title of the printed bill, after "State,", insert "and by counties and cities,".

Amendment No. 2

In line 2 of the title of said bill, strike out "land", and insert "any such lands".

Amendment No. 3

In line 3 of the title of said bill, strike out "proposed to be acquired by the State".

Amendment No. 4

In line 4 of the title of said bill, after "thereof", insert "and imposing penalties for violation of this act".

Amendment No. 5

On page 1, line 1, of said bill, after "agency", insert "or any county or city".

Amendment No. 6

On page 1, line 2, of said bill, after "land", insert "by condemnation proceedings for a reservoir site, or for construction of a building, or".

Amendment No. 7

On page 1, line 5, of said bill, after "agency", insert "or the county or city, as the case may be,".

Amendment No. 8

On page 1, line 17, of said bill, after "State", insert "or by a county or city".

Amendment No. 9

On page 1, line 20, of said bill, after "State", insert "or a designated county or city".

Amendment No. 10

On page 2, line 1, of said bill, after "agency", insert ", county or city".

Amendment No. 11

On page 2 of said bill, after line 5, insert

"SEC. 6. Any person who violates any of the provisions of Section 4 of this act is guilty of a misdemeanor, punishable by a fine of not less than one hundred dollars ($100) or more than one thousand dollars ($1,000) or by imprisonment in the county jail for not more than six months, or by both such fine and imprisonment."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2123—An act to add Sections 147, 148, 149, and 150 to the Streets and Highways Code, relating to state highways.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Conservation, Planning, and Public Works:

Amendment No. 1

In line 1 of the title of the printed bill, after "act", insert "to amend Section 70 of,".

Amendment No. 2

In line 1 of the title of said bill, strike out "149, and 150 to", and insert "and 149 to, and to repeal Section 70.1 of,".

Amendment No. 3

In line 2 of the title of said bill, after "state highways", insert "and the California Highway Commission".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 4

On page 1 of said bill, strike out lines 1 and 2, and insert

"SECTION 1. Section 70 of the Streets and Highways Code is amended to read:

70. There is in the department the California Highway Commission, consisting of seven members. The Director of Public Works shall be an ex officio member and chairman of the commission. The [Governor shall nominate and, with the advice and consent of the Senate, shall appoint the] other six members of the commission *shall be elected by the qualified electors of the entire State at the general election to be held in the year 1948, and on every fourth year thereafter. The members elected at the general election in the year 1948 shall take office on the first Monday in January, 1949, at which time the terms of all members theretofore appointed shall expire.* [Except as provided in Section 70.1, t] *T*he members shall hold office for terms of four years and until their successors are [appointed] *elected* and qualify. The members shall receive their actual and necessary traveling expenses incurred in the discharge of their duties and a per diem of fifteen dollars ($15) per day while in attendance at the meetings of the commission. Each member of the commission shall take the oath of office prescribed for other state officers.

SEC. 2. Section 70.1 of said code is repealed.

SEC. 3. Section 147 is added to said code, to read:".

Amendment No. 5

On page 1, line 9, of said bill, strike out "2", and insert "4".

Amendment No. 6

On page 1, line 14, of said bill, strike out "Governor", and insert "California Highway Commission".

Amendment No. 7

On page 1 of said bill, strike out lines 17 to 26, inclusive; and on page 2, strike out lines 1 to 8, inclusive, and insert

"SEC. 5. Section 149 is added to said code, to read:

149. The commission shall determine whether the plans, specifications, and type of road so selected and adopted by the department is in the judgment of the commission the best for the particular project, considering, among other matters, the cost thereof. Upon conclusion of its hearings and deliberations the commission shall immediately communicate its findings and conclusions to".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2346—An act to add Section 11003 of the Business and Professions Code, relating to subdivided lands, including the regulation thereof.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Conservation, Planning, and Public Works:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Section", and insert "Sections 11000.5 and".

Amendment No. 2

On page 1 of said bill, before line 1, insert

"SECTION 1. Section 11000.5 is added to the Business and Professions Code, to read:

11000.5. Whenever five or more lots or parcels which have at any time been included in subdivided lands or a subdivision are under common ownership, they shall be deemed "subdivided lands" or a "subdivision for the purposes of this chapter."

Amendment No. 3

On page 1, line 1, of said bill, strike out "Section 1", and insert "Sec. 2".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1349—An act to amend Sections 14471, 14479, 14602, 14632, 14635, and 14636 of the Education Code, relating to the State Teachers' Retirement System.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Education:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in the Assembly on April 4, 1947, strike out "14471, 14479, 14602, 14632," and insert "14479, 14602,".

Amendment No. 2

On page 1 of said bill, strike out lines 1 to 16, inclusive, and insert

"SECTION 1. Section 14479 of the Education Code is amended to read:".

Amendment No. 3

On page 1 of said bill, strike out lines 18 and 19.

Amendment No. 4

On page 1, line 20, of said bill, strike out "be".

Amendment No. 5

On page 1 of said bill, strike out lines 21 to 24, inclusive; and on page 2, strike out lines 1 and 2, and insert "ing so much thereof as exceeds the amount which would have been paid at the rate of three thousand dollars ($3,000) for each school year and not counting any salary earned".

Amendment No. 6

On page 2 of said bill, strike out lines 5 to 9, inclusive, and insert "which will provide one-half of the benefits paid or payable from the Retirement Annuity Fund after July 1, 1944."

Amendment No. 7

On page 2, line 10, of said bill, strike out "SEC. 3.", and insert "SEC. 2."

Amendment No. 8

On page 2 of said bill, strike out lines 21 to 50, inclusive; and on page 3, strike out lines 1 to 3, inclusive.

Amendment No. 9

On page 3, line 4, of said bill, strike out "SEC. 5.", and insert "SEC. 3."

Amendment No. 10

On page 3 of said bill, strike out lines 5 to 21, inclusive, and insert

"14635. Upon retirement for service each member shall receive an annuity of twenty dollars ($20) a year for each year of credited service rendered after July 1, 1944, not counting any service for which the member is entitled to retirement benefits from a local retirement system."

Amendment No. 11

On page 3, line 22, of said bill, strike out "SEC. 6.", and insert "SEC. 4."

Amendment No. 12

On page 3, line 24, of said bill, strike out "40", and insert "30".

Amendment No. 13

On page 3 of said bill, strike out lines 28 to 35, inclusive, and insert "for service shall be twenty dollars ($20)."

Amendment No. 14

On page 1, line 19, of said bill, after "System," insert "or at such later time as the member first is required to make annuity contributions,".

Amendment No. 15

On page 3, line 32, of said bill, after "63", insert ", deferred to age 63".

Amendment No. 16

On page 1, line 14, of said bill, strike out "Seventy-five dollars ($75)", and insert "Ninety dollars ($90)".

Amendments read, ~~and adopted.~~

~~Bill ordered reprinted, and engrossed.~~

(On this date the above record was expunged, and the action rescinded whereby the Assembly adopted the above committee amendments to Assembly Bill No. 1349.)

Assembly Bill No. 2014—An act to amend Sections 8404 and 8503 of the Education Code, relating to ages of school children.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Education:

Amendment No. 1

On page 1, line 9, of the printed bill, strike out "five", and insert "four and one-half".

Amendment No. 2

On page 1 of said bill, beginning in line 11, strike out "five years", and insert "four and one-half years".

Amendment No. 3

On page 1, line 25, of said bill, strike out "six", and insert "five and one-half".

Amendment No. 4

On page 2, line 2, of said bill, strike out "six years", and insert "five years and nine months".

Amendment No. 5

On page 2, line 5, of said bill, strike out "six years", and insert "five years and nine months".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1551—An act to amend Section 4271 of the Education Code, relating to the Public School System.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Education:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "4271", and insert "13841.1"

Amendment No. 2

In line 2 of the title of said bill, strike out "the Public School System", and insert "leaves of absence for illness or injury of persons employed by school districts in positions requiring certification qualifications"

Amendment No. 3

On page 1, line 1, of said bill, strike out "4271", and insert "13841.1".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 4

On page 1 of said bill, strike out lines 3 to 6, inclusive, and insert

"13841.1. Every person employed by a school district in a position requiring certification qualifications shall be entitled to [five] *10* days leave of absence for illness or injury and such additional days in addition thereto as the governing board may allow for illness or injury, exclusive of all days he is not required to render service to the district, with full pay for a school year of service. If such employee does not take the full amount of leave allowed in any school year under this section the amount not taken shall be accumulated from year to year up to a total of [25] *40* days, or such additional days as the governing board may allow.

The governing board of each school district shall adopt rules and regulations requiring, and prescribing the manner of proof of illness or injury for the purposes of this section. Such rules and regulations shall not discriminate against evidence of treatment and the need therefor by the practice of the religion of any well recognized church or denomination.

Nothing in this section shall be deemed to modify or repeal any provision of law contained in Article 3 of Chapter 6 of Division 3 of the Health and Safety Code.

The provisions of Section 13841 relating to compensation, shall not apply to the first [five] *10* days of absence of any such employee on account of illness or accident or to such additional days granted by the governing board

Nothing in this section contained shall apply to any employee of any school district controlled by a governing board which has under its control a district or districts having a combined average daily attendance of 100,000 or more, and which had on April 1, 1943, a rule providing for the payment of sick leave salary to its certificated employees, so long as such district maintains such rule, or a rule as favorable to its certificated employees, in effect."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 387—An act to amend Section 1 of, and to add Section 1a to, "An act to provide for the creation of a board of parole commissioners for each county in this State, for the paroling of prisoners confined in county jails, and authorizing and empowering such boards to make rules and regulations in relation thereto," approved March 25, 1909, relating to county boards of parole commissioners.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Municipal and County Government:

Amendment No. 1

On page 2, line 51, of the printed bill, as amended in the Assembly on April 11, 1947, strike out "Said two members shall be certified for appointment"; strike out line 52; and on page 3, strike out lines 1 to 11, inclusive, and insert "They shall be appointed by the board of supervisors of the county."

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 408—An act to add Chapter 14 to Part 2 of Division 2 of Title 3 of the Government Code, relating to the powers and duties of counties and the boards of supervisors thereof, and authorizing the acquisition, construction, maintenance and development of public improvements and the issuance and sale of revenue bonds to finance the same and providing for the use and expenditure of the proceeds of such bonds and the use and disposition of revenue arising from public improvements so financed.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Municipal and County Government:

Amendment No. 1

On page 2, line 39, of the printed bill, after "all", insert "real".

Amendment No. 2

On page 2 of the printed bill, strike out lines 40 to 49, inclusive, and insert "ditions as it deems advisable.

Whenever the cost of construction of any project or the cost of any repairs thereto shall exceed two thousand five hundred dollars ($2,500), such work shall be done by contract, and any contract therefor shall be void unless the same shall be let in the manner provided by Sections 25451 to 25455, inclusive, of the Government Code.

26306.5 It is unlawful to split or separate into smaller work orders or projects any project undertaken pursuant to this chapter for the purpose of evading any provisions of this chapter which require such work to be done by contract after competitive bidding. Every person who wilfully violates the provisions of this section is guilty of a misdemeanor".

Amendment No. 3

On page 13 of the printed bill, following line 18, insert

"26400.4 This chapter shall not be operative in any county until the board of supervisors, either at a general or a special election, shall submit to the electors of the county the question as to whether the board of supervisors shall be authorized to adopt the revenue-bond method of financing for the improvements referred to in this chapter.

If a majority of the electors voting upon the question vote in favor of the revenue-bond method of financing the said improvements, the board of supervisors may proceed to undertake and finance the improvements as provided for herein.

If a majority of the electors voting upon the question vote against the revenue-bond method of financing the said improvements, the board of supervisors shall not again submit the question to the electors until a period of at least six months has elapsed since the date of the last election at which the question was submitted."

Amendment No. 4

On page 10, line 50, of the printed bill, after "the", insert "United States, the".

Amendment No. 5

On page 10, line 51, of the printed bill, after "the", insert "United States, the".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 547—An act to add Chapter 15 to Part 2 of Division 2 of Title 3 of the Government Code, relating to the powers and duties of counties and the boards of supervisors thereof, and authorizing the acquisition, construction, maintenance and operation of public incinerators and the issuance and sale of revenue bonds to finance the same and providing for the use and expenditure of the proceeds of such bonds and the use and disposition of revenue arising from public incinerators so financed.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Municipal and County Government:

Amendment No. 1

On page 2, line 28, of the printed bill, after "all", insert "real".

Amendment No. 2

On page 2 of the printed bill, strike out lines 29 to 38, inclusive, and insert "tions as it deems advisable.

Whenever the cost of construction of any project or the cost of any repairs thereto shall exceed two thousand five hundred dollars ($2,500), such work shall be done by contract, and any contract therefor shall be void unless the same shall be

let in the manner provided by Sections 25451 to 25455, inclusive, of the Government Code.

26406.5. It is unlawful to split or separate into smaller work orders or projects any project undertaken pursuant to this chapter for the purpose of evading any provisions of this chapter which require such work to be done by contract after competitive bidding Every person who wilfully violates the provisions of this section is guilty of a misdemeanor".

Amendment No. 3

On page 12 of the printed bill, following line 52, insert

"26488. This chapter shall not be operative in any county until the board of supervisors, either at a general or a special election, shall submit to the electors of the county the question as to whether the board of supervisors shall be authorized to adopt the revenue-bond method of financing for the improvements referred to in this chapter.

If a majority of the electors voting upon the question vote in favor of the revenue-bond method of financing the said improvements, the board of supervisors may proceed to undertake and finance the improvements as provided for herein.

If a majority of the electors voting upon the question vote against the revenue-bond method of financing the said improvements, the board of supervisors shall not again submit the question to the electors until a period of at least six months has elapsed since the date of the last election at which the question was submitted."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 591—An act to add Section 1441 to the Municipal Utility District Act, relating to municipal utility districts.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Municipal and County Government:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "add Section 1441 to", and insert "amend Sections 15d and 15f of".

Amendment No. 2

In line 2 of the title of said bill, after "Act", insert "as enacted by Chapter 218 of the Statutes of 1921 and thereafter amended and to amend Sections 1400 and 1424 of the Municipal Utility District Act, as revised by Senate Bill 50 of the 1947 Regular Session".

Amendment No. 3

In line 2 of the title of said bill, after "districts", insert ", sewer facilities thereof, and taxation thereby, declaring the urgency hereof, to take effect immediately".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 4

On page 1 of said bill, strike out line 1, and insert

"SECTION 1. Section 15d of the Municipal Utility District Act is amended to read:

Sec. 15d. One or more special districts for sewage disposal purposes may be created within the boundaries of a municipal utility district [and within the boundaries of a single county,] in the manner following:

Resolutions shall first be passed by the legislative bodies of half or more, but of not less than two, of the public agencies, all or any part of the area of which it is intended to include in the proposed special district, declaring that the public interest or necessity demands the creation of a special district for sewage disposal purposes and shall describe the boundaries of the same The boundaries of the proposed special district may include territory outside any such public agency; provided, such territory is within the area of the municipal utility district. When the entire area of any public agency is to be included in such special district it may be described in said resolutions by name. Certified copies of said resolutions shall be filed with the secretary of said municipal utility district.

Instead of said resolutions, a petition may be filed with the secretary of said municipal utility district signed by qualified electors within the boundaries of a proposed special district, which boundaries shall include all or any part of two or more public agencies, equal in number to at least 10 percent of the total vote cast at the last preceding general election within the territory proposed to be included in such special district, which said territory shall be described in said petition A statement of the name of any public agency shall constitute a sufficient description of the territory thereof if the entire area of such agency is included Such petition shall declare that the public interest or necessity demands the creation of such special district for sewage disposal purposes within such area of said municipal utility district described in said petition. Such petition may be on separate papers, but each paper shall contain the affidavit of the party who circulated same, certifying that each name signed thereto is the true signature of the person whose name it purports to be The secretary of said municipal utility district shall compare the signatures with the affidavits of registration and certify to the sufficiency or insufficiency of such petition.

The board of directors of any municipal utility district on its own motion, and without any previous resolution or resolutions of any public agency included within such municipal utility district, or without any petition therefor as hereinbefore provided, may initiate proceedings for the creation of any special district for sewage disposal purposes within the area of such municipal utility district by passing a resolution declaring that the public interest or necessity demands the creation of such special district for sewage disposal purposes, and in said resolution shall describe that portion of the area of said municipal utility district which it is proposed to include in such special district, which shall include all or any part of two or more public agencies. A public agency to be included may be described by name. No certified copy of such resolution need be filed with the secretary of such municipal utility district.

SEC. 2. Section 15f of the Municipal Utility District Act is amended to read:

Sec. 15f At or before said hearing, any person interested may file with the secretary of the utility district written objections to the creation of said special district or to the inclusion of his property therein Upon such hearing the board of directors of the utility district shall hear and determine all protests and objections. Any such hearing may be adjourned from time to time by the board of directors without further notice other than an order to be entered upon the minutes of its meeting fixing the time and place of such adjournment In the event that no protests are filed, or the protests filed are overruled and denied by the board of directors, said board shall thereupon, by resolution, approve the creation of the district either as originally described, or may, with or without the filing of any protest or objection, and on its own motion, revise by reducing or enlarging the boundaries of said special district, so that such enlarged boundaries may include additional area [within the same county in which the territory proposed to be included in said special district is located and] within said municipal utility district; provided, that said board of directors shall not approve the creation of a district containing territory not included in the resolutions or petition filed with the secretary of the municipal utility district, or in its own resolution, until notice of its intention to include such additional territory has been published or posted for the time and in the manner hereinbefore fixed for the hearing on the original matter, and a hearing is had pursuant to such notice; provided further, no public agency or portion thereof shall be included within the boundaries of a special district unless the legislative body thereof shall, by resolution, consent thereto

The consent of the legislative body of any public agency to the inclusion of such public agency or portion thereof shall not be required if the proceedings for the creation of said special district have been initiated by petition of the electors as provided in Section 15d

SEC. 3 Section 1400 of the Municipal Utility District Act is amended to read

Sec. 1400. One or more special districts for sewage disposal purposes may be created within the boundaries of a district [and within the boundaries of a single county,] as provided in this part.

SEC. 4. Section 1424 of the Municipal Utility District Act is amended to read:

Sec. 1424. The board may reduce or enlarge the boundaries of the proposed special district, but the boundaries as enlarged shall be within the district [and within a single county].

SEC 5 Sections 3 and 4 of this act become operative only if the Municipal Utility District Act as revised by Senate Bill No. 50 of this session of the Legislature is enacted by the Legislature at this session of the Legislature, and in such case at the same time as said act as so revised takes effect; at which time Sections 15d and 15f of said act as they existed immediately prior to said revision are repealed.

SEC. 6. Notwithstanding Section 3720 of the Political Code or other applicable provisions of law, whenever any territory is annexed to a special district after the first day of February, 1947, but prior to the first day of July, 1947, and a legal description of the boundaries of the territory so annexed together with a map or plat indicating the boundaries of said special district are filed with the State Board of Equalization and with each assessor whose roll is used for the levy on or before said first day of July, all taxable property within the territory so annexed, the taxes upon

which are a lien upon land sufficient in value to secure their payment, shall be subject to taxation for special district purposes commencing with the fiscal year beginning on said first day of July and all taxable property within the territory so annexed, the taxes upon which are not a lien upon land sufficient in value to secure their payment, shall be subject to such taxation commencing with the fiscal year beginning on the first day of July, 1947.

SEC. 7. This act is hereby declared to be an urgency measure necessary for the immediate preservation of the public peace, health or safety within the meaning of Section 1 of Article IV of the Constitution and shall therefore go into immediate effect. A statement of the facts constituting such necessity is as follows:

The discharge of untreated sewage into San Francisco Bay has created nauseating, unwholesome and insanitary conditions Proceedings have been initiated to eliminate the causes of this widespread pollution and in order that these proceedings may be prosecuted to a successful conclusion it is necessary that this act go into immediate effect."

Amendment No. 5

On page 1 of said bill, strike out lines 2 to 5, inclusive.

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1—An act amending Section 452 of, and adding Section 458 to, the Health and Safety Code, and adding Chapter 2 to Division 20 of the Health and Safety Code, relating to the control and suppression of air pollution.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Public Health:

Amendment No. 1

In lines 1 and 2 of the title of the printed bill, strike out "amending Section 452 of, and adding Section 458 to, the Health and Safety Code, and".

Amendment No. 2

On page 1, line 1, of the printed bill, strike out "Section 452 of the Health and Safety Code"; strike out lines 2 to 18, inclusive; on page 2, strike out lines 1 to 4, inclusive; and in line 5, strike out "Sec. 3.".

Amendment No. 3

On page 2, line 11, of the printed bill, insert

"24198. The Legislature finds and declares that the people of the State of California have a primary interest in atmospheric purity and freedom of the air from any air contaminants and that there is pollution of the atmosphere in many portions of the State which is detrimental to the public peace, health, safety, and welfare of the people of the State."

Amendment No. 4

On page 2, line 25, of the printed bill, after "nants", insert "in order to safeguard life, health, property and the public welfare and".

Amendment No. 5

On page 2, line 38, of the printed bill, after "24203.", insert

"The board of supervisors at any time on its own motion may hold a public hearing to determine whether or not there is need for an air pollution control district to function.

24204. The board of supervisors shall give notice of the time and place of a public hearing to determine whether or not there is need for an air pollution control district to function by publication once in a newspaper of general circulation not less than 15 days before, and not more than 45 days before such hearing.

24205."

Amendment No. 6

On page 2, line 40, of the printed bill, after "if", insert "from the evidence received at such a public hearing".

Amendment No. 7

On page 2, line 41, of the printed bill, after "polluted", insert "with air contaminants".

Amendment No. 8

On page 2, line 42, of the printed bill, after the comma which follows "health", strike out "or offensive to the senses,".

Amendment No. 9

On page 2, line 43, of the printed bill, after the comma which follows "property", insert "or offensive to the senses of a considerable number of persons,".

Amendment No. 10

On page 2 of the printed bill, between lines 48 and 49, as a new paragraph, insert "Upon the adoption of this resolution the district shall begin to function."

Amendment No. 11

On page 2, line 49, of the printed bill, strike out "24204", and insert "24206".

Amendment No. 12

On page 2, line 52, of the printed bill, strike out "24203", and insert "24205".

Amendment No. 13

On page 3, line 3, of the printed bill, strike out "24205", and insert "24207".

Amendment No. 14

On page 3, line 6, of the printed bill, strike out "24206", and insert "24208".

Amendment No. 15

On page 3, line 8, of the printed bill, strike out "and", and insert "or".

Amendment No. 16

On page 3, line 8, of the printed bill, strike out the period, and insert a comma and "or any combination thereof.

24209. The air pollution control board shall pay all salaries, wages, and other expenses of the air pollution control district from county funds, and all such expenses are legal charges against the county.

24210. In a county in which an air pollution control district is functioning, the board of supervisors, for the purpose of levying county taxes, adopting a county budget and expending and transferring funds, shall treat and consider the air pollution control district as a department or office of the county."

Amendment No. 17

On page 3, line 12, of the printed bill, strike out "24210", and insert "24220".

Amendment No. 18

On page 3, line 16, of the printed bill, strike out "24211", and insert "24221".

Amendment No. 19

On page 3, line 25, of the printed bill, strike out "24212", and insert

"24222. The air pollution control board shall appoint an air pollution control officer.

24223. The air pollution control board may provide for assistants, deputies, clerks, attaches, and other persons to be employed by the air pollution control officer, and the times at which they shall be appointed.

24224."

Amendment No. 20

On page 3, lines 31 and 32, of the printed bill, strike out "such air pollution control officer", and insert "the hearing board".

Amendment No. 21

On page 3, line 34, of the printed bill, strike out "24213", and insert

"24225 The air pollution control board shall appoint a hearing board to consist of three members, none of whom is otherwise employed by the air pollution control district or by the county. Two members shall have been admitted to practice law in this State One member shall be a chemical or mechanical engineer.

24226 The air pollution control board shall appoint one member of the hearing board for a term of one year, one for a term of two years, and one for a term of three years. Thereafter the terms of members of the hearing board shall be three years.

24227 The air pollution control board shall determine the compensation of, and pay from county funds, the air pollution control officer, all of his assistants, deputies, clerks, attaches, and other employees, and members of the hearing board.

24228. In any county having a system of civil service, the air pollution control board shall appoint the air pollution control officer, and the air pollution control officer shall appoint all of his assistants, deputies, clerks, attaches, and other employees, pursuant to such civil service provisions, except:

(a) If the civil service commission or body performing the functions thereof, finds that any person has been employed by the county or by any city within the air pollution control district for a continuous period of not less than six months prior to the effective date of a resolution adopted by the board of supervisors pursuant to Article 1 of this chapter, in a position the duties of which, and qualifications for which are substantially the same as, or are greater than and include qualifications which are substantially the same as those of any position in the air pollution control district, and such person has attained permanent civil service status in such city or county position, the civil service commission or such other body shall certify, without examination, such person as eligible to hold such air pollution control district position.

(b) If the civil service commission or body performing the functions thereof finds that any person has been employed by the county or by any city within the air pollution control district in a position the duties of which, and qualifications for which are substantially the same as, or are greater than and include qualifications which are *substantially the same as those of any position in the air pollution control district*, at the request of the air pollution control officer, the civil service commission or such other body, may certify, without examination, such person as eligible to hold such air pollution control district position

(c) This section does not apply to the appointment of members to the hearing board.

24229 All officers and employees of an air pollution control district are entitled to the benefits of the County Employees' Retirement Law of 1937, Chapter 3 of Part 3 of Division 4 of Title 3 of the Government Code, to the same extent as employees of the county. An air pollution control district is a district as defined in Section 31468 of the Government Code.

24230. If any person is employed by an air pollution control district after certification without examination by the civil service commission or similar body because of his employment in a position of similar duties by the county or by a city within the air pollution control district, for the purpose of retirement benefits and salary rates all time employed in such county or city position shall be considered as time employed by the air pollution control district.

24231."

Amendment No. 22

On page 3, line 42, of the printed bill, strike out "24221", and insert "24241".

Amendment No. 23

On page 3, line 46, of the printed bill, strike out "24222" and insert "24242".

Amendment No. 24

On page 3, line 46, of the printed bill, after "discharge", insert "into the atmosphere".

Amendment No. 25

On page 3, line 46, of the printed bill, after "any", insert "single".

Amendment No. 26

On page 3, line 46, of the printed bill, after "source", insert "of emission".

Amendment No. 27

On page 3, line 49, of the printed bill, strike out "Equal to", and insert "As dark".

Amendment No. 28

On page 3, line 49, of the printed bill, strike out "greater", and insert "darker".

Amendment No. 29

On page 3, line 49, of the printed bill, strike out "density than", and insert "shade as".

Amendment No. 30

On page 3, line 50, of the printed bill, strike out "1", and insert "2".

Amendment No. 31

On page 4, line 1, of the printed bill, strike out "So dense", and insert "Of such opacity".

Amendment No. 32

On page 4, line 1, of the printed bill, strike out "the passage of light", and insert "an observer's view".

Amendment No. 33

On page 4 of the printed bill, strike out lines 4, 5, and 6; and in line 7, strike out "24224", and insert
"24243".

Amendment No. 34

On page 4 of the printed bill, strike out lines 14 to 21, inclusive; and in line 22, strike out "24226", and insert
"24245".

Amendment No. 35

On page 4, line 26, of the printed bill, strike out "city or county", and insert "public".

Amendment No. 36

On page 4, line 27, of the printed bill, strike out "or for any other purpose".

Amendment No. 37

On page 4, line 29, of the printed bill, strike out "24227", and insert
"24246".

Amendment No. 38

On page 4, line 34, of the printed bill, after "dence", insert "and may stop, detain, and inspect any vehicle".

Amendment No. 39

On page 4, line 35, of the printed bill, strike out the period; and in line 36, strike out "24228.", and insert "or such stopping, detaining, or inspection of such vehicle.
24247. The Legislature does not, by the provisions of this chapter, intend to occupy the field."

Amendment No. 40

On page 4, line 38, of the printed bill, strike out "prohibiting, regulating, or controlling", and insert "stricter than the provisions of this article and stricter than the rules and regulations adopted pursuant to Article 4 of this chapter, which local ordinance prohibits, regulates or controls".

Amendment No. 41

On page 4, line 39, of the printed bill, strike out "24229", and insert
"24248".

Amendment No. 42

On page 4, line 40, of the printed bill, after "any", insert "such".

Amendment No. 43

On page 4, line 41, of the printed bill, strike out "24230", and insert
"24249".

Amendment No. 44

On page 4, lines 41 and 42, of the printed bill, strike out "despite the provisions of Section 24229,".

Amendment No. 45

On page 4, line 47, of the printed bill, strike out "24231", and insert
"24250".

Amendment No. 46

On page 5 of the printed bill, strike out lines 1, 2, 3, and 4; and in line 5, strike out "24233", and insert
"24251".

Amendment No. 47

On page 5, line 5, of the printed bill, strike out "24222", and insert
"24242".

Amendment No. 48

On page 5, line 9, of the printed bill, strike out "24234", and insert
"24252".

Amendment No. 49

On page 5, line 13, of the printed bill, strike out "24234", and insert
"24235".

Amendment No. 50

On page 5, line 19, of the printed bill, strike out "24241", and insert
"24261".

Amendment No. 51

On page 5, line 21, of the printed bill, after "regulations", insert "necessary or proper to accomplish the purposes of this chapter".

Amendment No. 52

On page 5, line 24, of the printed bill, strike out "24242", and insert "24262".

Amendment No. 53

On page 5, line 26, of the printed bill, strike out "physical", and insert "any".

Amendment No. 54

On page 5, line 26, of the printed bill, after "discomfort", insert "or property damage".

Amendment No. 55

On page 5, line 31, of the printed bill, strike out "24243", and insert

"24263. The air pollution control board may require by regulation that before any person builds, erects, alters, replaces, operates, or uses any article, machine, equipment, or other contrivance specified by such regulation the use of which may cause the issuance of air contaminants, such person shall obtain a permit to do so from the air pollution control officer.

24264."

Amendment No. 56

On page 5, line 40, of the printed bill, strike out "24244", and insert

"24265. A permit shall not be required for:

(a) Any mobile equipment.

(b) Any structure designed for and used exclusively as a dwelling for not more than four families.

(c) An incinerator used exclusively in connection with such a structure.

(d) Barbecue equipment used exclusively in connection with such a structure.

(e) Orchard heaters.

24266. The air pollution control board may contract with the county, and may contract with any city within the air pollution control district, and the county and any such city may contract with the air pollution control district, for the performance of such work in the name of, and subject to the approval of, the air pollution control officer by the building department or other officer, department, or agency of the county or such city charged with the enforcement of regulations pertaining to the erection, construction, reconstruction, movement, conversion, alteration, or enlargement of buildings or structures, as will accomplish all or part of the purposes of Sections 24263 and 24264. The contract may provide for the consideration, if any, which the air pollution control district shall pay to such city.

24267. The air pollution control board may provide by regulation a schedule of fees not exceeding the estimated cost of issuing such permits and inspection pertaining to such issuance to be paid for the issuance of such permits. Every person applying for a permit shall pay the fee required by such schedule.

24268. A contract entered into pursuant to Section 24266 may provide that fees for permits shall be paid to the city, the officer, department, or agency of which city issues the permit, and may be retained by such city in whole or in part as the consideration, or part thereof, for issuing such permits. Otherwise, all fees paid for the issuance of permits shall be paid into the county treasury.

24269. The air pollution control officer at any time may require from an applicant for, or holder of, any permit provided for by the regulations of the air pollution control board, such information, analyses, plans, or specifications as will disclose the nature, extent, quantity, or degree of air contaminants which are or may be discharged by such source.

24270 If the holder of any permit provided for by the regulations of the air pollution control board within a reasonable time wilfully fails and refuses to furnish to the air pollution control officer information, analyses, plans, or specifications requested by such air pollution control officer, the air pollution control officer may suspend the permit. He shall serve notice in writing of such suspension and the reasons therefor on the permittee

24271. Within 10 days after receipt of notice of suspension the permittee may file with the hearing board a demand for a public hearing as to whether or not the permit was properly suspended.

24272. The air pollution control officer shall reinstate a suspended permit when all information, analyses, plans, and specifications are furnished.

24273. The air pollution control officer may reinstate a suspended permit where, in his opinion, good reasons exist therefor.

24274. The air pollution control officer may request the hearing board to hold a public hearing to determine whether a permit should be revoked, or a suspended permit should be reinstated.

24275. Within 30 days after either the air pollution control officer or the permittee has requested a public hearing, the hearing board shall give notice of the time and place of a public hearing to the permittee, to the air pollution control officer and to such other persons as the hearing board deems should be notified, not less than 10 days before the date of the public hearing.

24276. After a public hearing, the hearing board may:
(a) Continue the suspension of a permit suspended by the air pollution control officer, or
(b) Remove the suspension of an existing permit invoked by the air pollution control officer pending the furnishing by the permittee of the information, analyses, plans, and specifications required, or
(c) Find that no violation exists and reinstate an existing permit, or
(d) Revoke an existing permit, if it finds:
(1) The permittee has failed to correct any conditions required by the air pollution control officer, or
(2) A refusal of a permit would be justified, or
(3) Fraud or deceit was employed in the obtaining of the permit, or
(4) Any violation of this chapter or of any rule or regulation of the air pollution control board

24277. Every person is guilty of a misdemeanor who knowingly makes any false statement in any application for a permit or in any information, analyses, plans, or specifications submitted either in conjunction therewith, or at the request of the air pollution control officer.

24278. Every person is guilty of a misdemeanor who builds, erects, alters, replaces, uses, or operates any source capable of emitting air contaminants for which a permit is required by the regulations of the air pollution control district when his permit so to do has been either suspended or revoked.

24279. Every person required by the regulations of the air pollution control board to obtain a permit so to do who, without first obtaining such permit, builds, erects, alters, replaces, uses, or operates any source capable of emitting air contaminants, is guilty of a misdemeanor.

24280."

Amendment No. 57

On page 5, line 41, of the printed bill, after "replaces", insert a comma and "operates or uses,".

Amendment No. 58

On page 5, line 41, of the printed bill, after "such", insert "article, machine,".

Amendment No. 59

On page 5, line 41, of the printed bill, after "equipment", insert "or other contrivance".

Amendment No. 60

On page 5, line 42, of the printed bill, strike out "by the air pollution"; strike out line 43; and in line 44, strike out "24245", and insert "under regulations adopted pursuant to this article.
24281".

Amendment No. 61

On page 5, line 48, of the printed bill, insert
"24282. Every permittee who wilfully fails or neglects to furnish information, analyses, plans, or specifications required by the air pollution control officer is guilty of a misdemeanor."

Amendment No. 62

On page 5, line 51, of the printed bill, strike out "24261", and insert
"24291".

Amendment No. 63

On page 6, lines 3 and 4, of the printed bill, strike out "air pollution control officer", and insert "hearing board or a court on review".

Amendment No. 64

On page 6, line 6, of the printed bill, strike out "24262. The air pollution control officer on his", and insert
"24292. The hearing board on its".

Amendment No. 65

On page 6, line 12, of the printed bill, strike out "24263. If the air pollution control officer", and insert
"24293. The air pollution control board may provide, by regulation, a schedule of fees which will yield a sum not exceeding the estimated cost of the administration of this article, for the filing of applications for variances or to revoke or modify variances. All applicants shall pay the fees required by such regulations.
24294. All such fees shall be paid into the county treasury.
24295. The hearing board shall serve a notice of the time and place of a hearing to grant a variance upon the air pollution control officer and upon the applicant, if any, not less than 10 days prior to such hearing.
24296. If the hearing board".

Amendment No. 66

On page 6, lines 13 and 14, of the printed bill, strike out "it is impossible to obtain necessary equipment with which to make changes necessary to comply", and insert "compliance".

Amendment No. 67

On page 6, line 15, of the printed bill, immediately before "any", insert "with".

Amendment No. 68

On page 6, line 16, of the printed bill, strike out "he", and insert "will result in an arbitrary and unreasonable taking of property or in the practical closing and elimination of any lawful business, occupation or activity, without a sufficient corresponding benefit or advantage to the people in the reduction of air contamination, it".

Amendment No. 69

On page 6, line 19, of the printed bill, strike out the period; strike out lines 20 to 29, inclusive; and in line 30, strike out "24265. The air pollution control officer", and insert "provided, however, that no variance may permit or authorize the maintenance of a nuisance.

24297. In determining under what conditions and to what extent a variance from said requirements is necessary and will be permitted, the hearing board may exercise a wide discretion in weighing the equities involved and the advantages and disadvantages to the residents of the district and to any lawful business, occupation or activity involved, resulting from requiring compliance with said requirements or resulting from granting a variance.

24298. The hearing board".

Amendment No. 70

On page 6, lines 32 and 33, of the printed bill, strike out "variation.

24266. The air pollution control officer", and insert "variance.

24299. The hearing board".

Amendment No. 71

On page 6, line 35, of the printed bill, strike out "variation", and insert "variance".

Amendment No. 72

On page 6, line 36, of the printed bill, after "upon", insert "the air pollution control officer, upon".

Amendment No. 73

On page 6, line 38, of the printed bill, after "persons", insert "interested or likely to be affected".

Amendment No. 74

On page 6, line 38, of the printed bill, after "the", insert "hearing board or".

Amendment No. 75

On page 6, line 40, of the printed bill, strike out "24267. The air pollution control officer", and insert

"24300. The hearing board".

Amendment No. 76

On page 6, line 41, of the printed bill, after "to", insert "grant a variance or to".

Amendment No. 77

On page 6, line 42, of the printed bill, strike out "variation", and insert "variance".

Amendment No. 78

On page 6, line 45, of the printed bill, strike out "air pollution control officer", and insert "hearing board"

Amendment No. 79

On page 6, line 50, of the printed bill, strike out "24268. The air pollution control officer", and insert

"24301. The hearing board".

Amendment No. 80

On page 7, line 1, of the printed bill, strike out "24269", and insert "24302".

Amendment No. 81

On page 7, line 6, of the printed bill, after "granted", insert "prior to the adoption of a resolution by the board of supervisors pursuant to Article 1 of this chapter".

Amendment No. 82

On page 7, line 7, of the printed bill, strike out "air pollution control officer", and insert "hearing board for the time specified therein or one year whichever is shorter or".

Amendment No. 83

On page 7, lines 7 and 8, of the printed bill, strike out "the air pollution control officer", and insert "prior to the expiration of such time the hearing board".

Amendment No. 84

On page 7 of the printed bill, after line 9, insert

"Article 6. Procedure

24310. This article applies to all hearings which either Article 4 or Article 5 of this chapter provides shall be held by the hearing board.

24311. The hearing board shall select from its number a chairman.

24312. The hearing board may hold a hearing in bank or may designate two or one of their number to hold a hearing.

24313. If two or three members of the hearing board conduct a hearing the concurrence of two shall be necessary to a decision.

24314. The hearing board not less than two being present may, in its discretion, within 30 days rehear any matter which was decided by a single member.

24315. Whenever the members of the hearing board conducting any hearing deem it necessary to examine any person as a witness at such hearing, the chairman of the hearing board shall issue a subpena, in proper form, commanding such person to appear before it at a time and place specified to be examined as a witness. The subpena may require such person to produce all books, papers, and documents in his possession or under his control material to such hearing.

24316. A subpena to appear before the hearing board shall be served in the same manner as a subpena in a civil action.

24317 Whenever any person duly subpenaed to appear and give evidence or to produce any books and papers before the hearing board neglects or refuses to appear, or to produce any books and papers, as required by the subpena, or refuses to testify or to answer any question which the hearing board decides is proper and pertinent, he shall be deemed in contempt, and the hearing board shall report the fact to the judge of the superior court of the county.

24318. Upon receipt of the report, the judge of the superior court shall issue an attachment directed to the sheriff of the county where the witness was required to appear and testify, commanding the sheriff to attach such person and forthwith bring him before the judge who ordered the attachment issued.

24319. On the return of the attachment and the production of the body of the defendant, the judge has jurisdiction of the matter. The person charged may purge himself of the contempt in the same way, and the same proceeding shall be had, and the same penalties may be imposed, and the same punishment inflicted as in the case of a witness subpenaed to appear and give evidence on the trial of a civil cause before a superior court.

24320. Every member of the hearing board may administer oaths in every hearing in which he participates

24321 At any hearing the hearing board may require all or any witnesses to be sworn before testifying

24322 Any person deeming himself aggrieved, including the air pollution control district, may maintain an action in a court of competent jurisdiction, to review any action of the hearing board.

24323. In any action taken, the hearing board acts in a purely administrative capacity. This chapter does not delegate any judicial or quasi-judicial power to the hearing board

24324 Any person filing an action to review any decision of the hearing board shall be entitled to a trial *de novo* and an independent determination of the reasonableness and legality of such administrative action in a court of competent jurisdiction on all issues of law, facts, and mixed questions of law and facts and opinions therein involved."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 394—An act to amend Sections 6501, 6590, and 6614 of the Business and Professions Code, relating to barbering.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Public Health:

Amendment No. 1

On page 1, line 9, of the printed bill, after "person", insert "who has been a registered barber in this State for at least five years immediately prior to his appointment and".

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 498—An act to amend Section 3700 of the Health and Safety Code, relating to the use of common drinking receptacles.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Public Health:

Amendment No. 1

On page 1, line 7, of the printed bill, strike out ", railroad engine, or caboose", and insert "carrying passengers".

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1547—An act to add to the Insurance Code a new section to be numbered Section 10972.1, providing that any state, district or local branch or unit of any fraternal benefit society shall not be restricted from furnishing to its members and their beneficiaries and dependents, or to any group of such members, hospitalization or physicians services when the same are furnished by the state, district or local branch or unit independently of its affiliation with the supreme or governing lodge and by means of its own funds and without regard to any funds in the possession or control of such supreme or governing lodge.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Public Health:

Amendment No. 1

In line 6 of the title of the printed bill, after "bers,", insert "weekly sick and accident benefits,".

Amendment No. 2

On page 1, line 13, of said bill, after the comma, insert "weekly sick and accident benefits,".

Amendment No. 3

On page 1, lines 14 and 15, strike out "both, which hospitalization or physician's service", and insert "any or all of such benefits or services which".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

SECOND READING OF SENATE BILLS

Senate Bill No. 605—An act to add Section 4436 to the Public Resources Code, and to repeal Chapter 1496 of the Statutes of 1945, relating to forestry, providing for the development and maintenance of the Mountain Home Tract Forest.

Bill read second time, and ordered to third reading.

Senate Bill No. 977—An act to add Division 17, comprising Sections 30000 to 30873, inclusive, and Sections 50009, 50010, 50011, and 50012 to the Streets and Highways Code, thereby consolidating and revising the law relating to public ways and all appurtenances thereto, including the law relating to toll bridges, toll ferries and toll roads, and to repeal certain acts and parts of acts specified herein.

Bill read second time, and ordered to third reading.

Senate Bill No. 338—An act to amend Sections 21171 and 21173 of the Education Code, relating to cruises of vessels of the California Maritime Academy.

Bill read second time, and ordered to third reading.

Senate Bill No. 413—An act to repeal Chapter 506 of Statutes of 1913, Chapters 426, 428, and 429 of Statutes of 1919, and Chapter 737 of Statutes of 1921, relating to appropriations to the University of California.

Bill read second time, and ordered to third reading.

Senate Bill No. 532—An act to add Section 12143 to the Education Code, relating to credentials issued by the State Board of Education.

Bill read second time, and ordered to third reading.

Senate Bill No. 631—An act to amend Sections 12 and 16 of the Construction and Employment Act, relating to county road or highway and sewage facility projects, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

Senate Bill No. 276—An act to add Article 9, comprising Sections 20221 and 20222 to Chapter 1 of Division 10 of the Education Code, relating to the University of California Police.

Bill read second time, and ordered to third reading.

Senate Bill No. 341—An act to amend Section 1503 of the Education Code, relating to the interdistrict attendance of pupils.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Education:

Amendment No. 1

On page 2 of the printed bill, following line 12, insert

"The provisions of this section do not apply to the attendance of pupils in the seventh and eighth grades of a junior high school."

Amendment read, and adopted.

Bill ordered reprinted, and to third reading.

Senate Bill No. 416—An act to amend Sections 120, 152, 311, 315, 340, 350, 381, 440, 460, 502, 561, 583, 584, 820, 900, 901, 951, 952, 953, 954, 960, 1121, 1130, 1133, 1134, 1135, 1152, 1153, 1171, 1201, 1210, 1221, 1411, 1421, 1422, 1425, 1481, 1524, 1525, 1621, 1631, 1633, 1720, 1731, 1751,1753,1760,1770, 1771, 1800, 1910, 2000, 2002, and 2005 of the Municipal Utility District Act, to repeal Sections 154, 317, 1211, 1212, 1213,

1220, and 1222 thereof, to repeal Article 2, Chapter 4, Part 3, comprising Section 470 thereof, to repeal Chapter 5, Part 6, comprising Sections 1500 to 1507, inclusive, thereof, and add a new Chapter 5, Part 6, comprising Sections 1500 to 1504, inclusive, thereto, and to add Sections 17, 26, 27, 28, 604, 950.5, 950.6, 1202, 1203, 1441, and 1772 thereto, relating to municipal utility districts.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Public Utilities and Corporations:

Amendment No. 1

On page 4, line 28, of the printed bill, as amended in the Senate on March 28, 1947, strike out "three thousand dollars ($3,000)", and insert "two thousand dollars ($2,000)"

Amendment read, and adopted.

Bill ordered reprinted, and to third reading.

Senate Bill No. 530—An act to add Sections 12130.1, 12400.1, and 12402.1 to the Education Code, and to amend Sections 12400 and 12402 of said code, all relating to the provisional general elementary credential, declaring the urgency thereof, to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Education:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in the Senate on March 24, 1947, after "12130.1", insert ", 12306".

Amendment No. 2

In line 1 of the title of said bill, strike out "and", and insert a comma.

Amendment No. 3

In line 2 of the title of said bill, after "12402.1", insert "and 13099.3".

Amendment No. 4

In line 4 of the title of said bill, strike out "provisional general elementary credentials", and insert "credentials authorizing service in the public schools".

Amendment No. 5

On page 1 of said bill, following line 13, insert

"SEC. 1.1. Section 12306 is added to said code to read:

12306. In computing the school experience of a candidate, no credit shall be allowed for experience had by the candidate while serving under an emergency credential or a provisional credential."

Amendment No. 6

On page 2 of said bill, between lines 19 and 20, insert

"SEC. 5.1. Section 13099.3 is added to said code, to read:

13099.3 Service by a person under a provisional credential shall not be included in computing the service required as a prerequisite to attainment of, or eligibility to, classification as a permanent employee of a school district."

Amendments read, and adopted.

Bill ordered reprinted, and to third reading.

Senate Bill No. 944—An act to amend Sections 6401 and 6402 of the Public Resources Code, and to add Section 6403 thereto, relating to the reservation of oil, gas, and mineral rights in state lands.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Manufacturing, Oil, and Mining Industry:

Amendment No. 1

In line 2 of the title of the printed bill, as amended in the Senate on March 19, 1947, strike out "Section 6403", and insert "Sections 6403 and 6404".

Amendment No. 2

On page 2 of said bill, after line 42, insert

"SEC. 4 Section 6404 is added to said code, to read:

6404 Any state agency that sells any of the lands listed in Section 6403, other than tax-deeded lands, may, with the approval of the State Lands Commission, reserve to the State any or all oil, gas, oil shale, coal, phosphate, sodium, gold, silver, or other mineral deposits therein, together with the right to prospect for, mine and remove such deposits, and to occupy and use so much of the surface of the land as may be necessary therefor."

Amendments read, and adopted.

Bill ordered reprinted, and to third reading.

REQUEST FOR UNANIMOUS CONSENT THAT LETTER BE PRINTED IN THE JOURNAL

Mr. Silliman asked for unanimous consent that a letter from Congressman Ernest K. Bramlett be ordered printed in the Journal.

Mr. Grunsky withheld unanimous consent, and moved that the request and the letter be referred to the Committee on Rules.

Motion carried.

COMMUNICATIONS

By the Chief Clerk:

A communication from Ernest K. Bramlett, Member of the House of Representatives, Washington, D. C., relative to Joint Resolutions Nos. 6 and 33 and House Resolution No. 36, was received, and referred to the Committee on Rules.

By the Chief Clerk:

The following communication was received, read, and ordered printed in the Journal:

CALIFORNIA STATE PERSONNEL BOARD
SACRAMENTO, CALIFORNIA, April 16, 1947

Mr. Arthur A. Ohnimus, Chief Clerk
California State Assembly, State Capitol
Sacramento, California

DEAR MR. OHNIMUS: Thank you for your letter of April 10, 1947, which drew our attention to House Resolution No. 132, adopted by the Assembly on April 3, 1947. This resolution has reference to the salary range for the class Legislative Copy Editor. The State Printer had a short time earlier also asked for a study of this salary range.

I will be glad to recommend that the Personnel Board consider the salary range for this class at its next meeting, April 25 and 26, 1947, in San Francisco.

Very truly yours,

JOHN F. FISHER, Executive Officer

By the Chief Clerk:

The following communication was received, read, and ordered printed in the Journal:

SUTTER HOSPITAL, SACRAMENTO, CALIFORNIA, April 18, 1947

Mr. Arthur A. Ohnimus, Chief Clerk of the Assembly,
State Capitol, Sacramento, California

DEAR MR. OHNIMUS: I appreciated your kind letter and through you I desire to thank the Members of the Assembly for their expression of good wishes in the Assembly Journal of April 2, 1947.

At last I am beginning to be allowed out of bed and I'm in hopes of being able to leave the hospital in a few days.

My best regards to you and the Members of the House.

Sincerely,

ALBERT WOLLENBERG, JR.

REPORTS OF STANDING COMMITTEES

Committee on Revenue and Taxation

ASSEMBLY CHAMBER, SACRAMENTO, April 18, 1947

MR. SPEAKER: Your Committee on Revenue and Taxation, to which was referred:

Assembly Bill No. 45

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

HOLLIBAUGH, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 18, 1947

MR. SPEAKER: Your Committee on Revenue and Taxation, to which was referred:

Assembly Bill No. 341

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee

HOLLIBAUGH, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 18, 1947

MR. SPEAKER: Your Committee on Revenue and Taxation, to which were referred.

Senate Bill No. 113
Senate Bill No. 116
Senate Bill No. 637

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

HOLLIBAUGH, Chairman

Above reported bills ordered to second reading.

Committee on Ways and Means

ASSEMBLY CHAMBER, SACRAMENTO, April 18, 1947

MR SPEAKER: Your Committee on Ways and Means, to which was referred:

Assembly Bill No. 433

Has had the same under consideration, and reports the same back with amendments with the recommendation. Amend, and do pass, as amended.

WOLLENBERG, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 18, 1947

MR. SPEAKER: Your Committee on Ways and Means, to which was referred:

Senate Bill No. 497

Has had the same under consideration, and reports the same back with the recommendation. Do pass.

WOLLENBERG, Chairman

Above reported bill ordered to second reading.

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, April 18, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 79
Assembly Bill No. 469
Assembly Bill No. 620
Assembly Bill No. 1978

And reports the same correctly engrossed

WEBER, Chairman

Above reported bills ordered to third reading.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, April 17, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed:

Assembly Bill No 93
Assembly Bill No. 594
Assembly Bill No 597
Assembly Bill No 598
Assembly Bill No 599

J A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bills ordered enrolled.

SENATE CHAMBER, SACRAMENTO, April 17, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed:

Senate Bill No. 83
Senate Bill No. 85
Senate Bill No. 181
Senate Bill No. 244
Senate Bill No 248
Senate Bill No. 310
Senate Bill No 549
Senate Bill No. 573
Senate Bill No 737
Senate Bill No 739
Senate Bill No. 745
Senate Bill No 749
Senate Bill No 785
Senate Bill No 1061
Senate Bill No 1165
Senate Bill No 1533

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS

The following bills were read the first time:

Senate Bill No. 83—An act to amend Section 7b of an act entitled "An act authorizing the establishment of municipal courts, prescribing their constitution, regulation, government, procedure and jurisdiction, and providing for the election and appointment of the judges, clerks and other attaches of such courts, their terms of office, qualification and compensation and for the selection of jurors therein," approved May 23, 1925, relating to attaches in municipal courts in cities of the first and one-half class.

Referred to Committee on Judiciary.

Senate Bill No. 85—An act to amend Section 7 of an act entitled "An act authorizing the establishment of municipal courts, prescribing their constitution, regulation, government, procedure and jurisdiction, and providing for the election and appointment of judges, clerks and other attaches of such courts, their terms of office, qualification and compensation and for the selection of jurors therein," approved May 23, 1925, relating to judges and attaches in municipal courts of cities of the first and one-half class

Referred to Committee on Judiciary

Senate Bill No. 181—An act to amend Section 215 of the Revenue and Taxation Code, relating to veterans organizations.

Referred to Committee on Military Affairs.

Senate Bill No. 244—An act to amend Section 673 of the Vehicle Code, relating to mufflers.

Referred to Committee on Transportation and Commerce.

Senate Bill No. 248—An act to amend Section 2246 of the Business and Professions Code, relating to instruction in chiropody.

Referred to Committee on Public Health.

Senate Bill No. 310—An act to renumber Section 1557.1 of the Probate Code to be Section 1557.2 and to amend said section and to add Section 1557.1 to said code, relating to investments by guardians and declaring the urgency thereof, to take effect immediately.

Referred to Committee on Judiciary.

Senate Bill No. 549—An act to amend Section 19511 of the Business and Professions Code, relating to licenses issued by the California Horse Racing Board.

Referred to Committee on Public Morals.

Senate Bill No. 553—An act to amend Section 19432 of the Business and Professions Code, relating to reports of the California Horse Racing Board.

Referred to Committee on Public Morals.

Senate Bill No. 737—An act to amend Section 600 and to add Section 600.5 to the Penal Code, relating to burning structures or other things not subject to arson, and providing a penalty.

Referred to Committee on Judiciary.

Senate Bill No. 739—An act to amend Sections 4002, 4003, and 4008 of the Public Resources Code, relating to prevention and control of forest fires.

Referred to Committee on Conservation, Planning, and Public Works.

Senate Bill No. 745—An act to amend Sections 4151, 4165, and 4167 of the Public Resources Code, relating to forestry.

Referred to Committee on Conservation, Planning, and Public Works.

Senate Bill No. 749—An act to amend Section 11121 of the Elections Code, relating to recall elections.

Referred to Committee on Elections and Reapportionment.

Senate Bill No. 785—An act to add Chapter 4 to Division 10 of the Streets and Highways Code, relating to inter-city agreements limiting the power of vacation of public streets and highways.

Referred to Committee on Municipal and County Government.

Senate Bill No. 1061—An act to add Section 2142.10 to the Business and Professions Code, relating to use of the word "physician".

Referred to Committee on Public Health.

Senate Bill No. 1165—An act to amend Section 1331 of the Streets and Highways Code, relating to the county road commissioner.

Referred to Committee on Municipal and County Government.

Senate Bill No. 1533—An act to amend Section 337f of the Penal Code of the State of California, relating to the use of narcotic or electrical device on race horse.

Referred to Committee on Public Morals.

REQUESTS FOR PERMISSION TO INTRODUCE BILLS

The following request for permission to introduce a bill was presented:

By Mr. Hawkins:

ASSEMBLY CHAMBER, SACRAMENTO, April 18, 1947

MR. SPEAKER: In accordance with the provisions of Article IV, Section 2, of the Constitution, I request permission to introduce a bill, the title of which is as follows:

An act to add Section 712 to the Civil Code, relating to restrictions upon the use or occupancy of real property.

Respectfully submitted.

AUGUSTUS F. HAWKINS

Request referred to Committee on Legislative Procedure.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, April 18, 1947

MR. SPEAKER: Your Committee on Legislative Procedure, to which was referred the following bill, herewith returns the same with the recommendation that the author be permitted to introduce it:

By Mr. Hawkins:

An act to add Section 712 to the Civil Code, relating to restrictions upon the use or occupancy of real property.

WEBER, Chairman

The roll was called, and permission granted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Doyle, Dunn, Elliott, Erwin, Field, Fletcher, Gaffney, Gannon, Geddes, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Niehouse, Robertson, Sheridan, Sherwin, Sillman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—63.

NOES—None.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

The following bill was introduced, and read the first time:

Assembly Bill No. 2667: By Mr Hawkins—An act to add Section 712 to the Civil Code, relating to restrictions upon the use or occupancy of real property.

Referred to Committee on Judiciary.

RE-REFERENCE OF BILLS

By order of the Speaker, the following bills were withdrawn from the file, and re-referred as follows:

Assembly Bill No. 474 re-referred to Committee on Finance and Insurance.

Assembly Bill No. 475 re-referred to Committee on Finance and Insurance.

Assembly Bill No. 911 re-referred to Committee on Ways and Means.

Assembly Bill No. 2097 re-referred to Committee on Judiciary.

Speaker Pro Tempore Presiding

At 10.20 a.m., Hon. Thomas A. Maloney, Speaker pro Tempore of the Assembly, presiding.

CONSIDERATION OF DAILY FILE (RESUMED)

UNFINISHED BUSINESS

MOTION TO RECONSIDER ASSEMBLY BILL NO. 1275

In compliance with a notice given on a previous day, Mr. Thomas moved that the vote whereby Assembly Bill No. 1275 was passed be reconsidered.

Demand for Previous Question

Messrs. Geddes, Fletcher, Luckel, Erwin, and Carey demanded the previous question.

Demand for previous question sustained.

The question being on the motion to reconsider Assembly Bill No. 1275.

The roll was called, and reconsideration refused by the following vote:

AYES—Anderson, Boyd, Collier, Lester T. Davis, Dickey, Field, Fletcher, Geddes, Grant, Hinton, Lowrey, Niehouse, Thomas, and Thorp—14

NOES—Allen, Beck, Bennett, Berry, Blosser, Brown, Burke, Caldecott, Carey, Clarke, George D. Collins, Conrad, Cooke, Cramer, Crichton, M. Philip Davis, Debs, Doyle, Dunn, Elliott, Gaffney, Gannon, Grunsky, Hawkins, Heisinger, Hollibaugh, Huyck, James, Kirkwood, Loomis, Luckel, Lyons, Maloney, McMillan, Price, Robertson, Sherwin, Silliman, Stanley, Stephenson, Thompson, Thurman, and Waters—43.

Assembly Bill No. 1275 ordered transmitted to the Senate.

THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 1098—An act to add Section 13841.2 to the Education Code, relating to certificated employees.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M Philip Davis, Debs, Dickey, Clayton A. Dills, Doyle, Dunn, Elliott, Erwin, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Niehouse, Price, Robertson, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—64.

NOES—None.

Bill ordered transmitted to the Senate.

CONSIDERATION OF HOUSE RESOLUTION NO. 122

House Resolution No. 122

Resolved by the Assembly of the State of California, That the Chief Clerk of the Assembly be directed to have printed as a separate document, 5,000 copies of the full Report of the Joint Interim Committee on Un-American Activities as printed in the Assembly Journal of March 24, 1947, and made available for Members of the Assembly.

Resolution read.

Motion to Amend

Mr. Hawkins moved the adoption of the following amendments:

Amendment No. 1

In the last line of the resolution, as printed in the Assembly Journal of March 24, 1947, page 19, after "Assembly", strike out the period, and insert a comma and "and; be it further".

Amendment No. 2

Add a second paragraph to the resolution to read:

"*Resolved,* That within 30 days all of the public testimony heard before the committee and properly transcribed shall be deposited in a central place in the State Capitol where it will be made available to Members of the Legislature upon request."

Amendments read.

Amendments Withdrawn

Mr. Hawkins withdrew his amendments.

The question being on the adoption of House Resolution No. 122.

Motion to Re-Refer House Resolution No. 122

Mr. Dunn moved that House Resolution No. 122 be re-referred to the Committee on Rules until such time as, pursuant to the Joint Rules, the material of the Joint Interim Committee on Un-American Activities is filed with the Legislative Auditor.

Messrs. Grunsky and Heisinger seconded the motion.

Notice of Motion

Mr. Dunn gave notice that soon he will move that all evidence and material of the Joint Interim Committee on Un-American Activities be micro-filmed so that it may be condensed.

The question being on the motion by Mr. Dunn to re-refer House Resolution No. 122 to the Committee on Rules.

Demand for Previous Question

Messrs. Silliman, Cooke, Allen, Waters, and Luckel demanded the previous question.

Demand for previous question sustained.

The question being on the motion by Mr. Dunn to re-refer House Resolution No. 122 to the Committee on Rules until such time as material is filed with the Legislative Auditor.

Roll Call Demanded

Messrs. Price, Grunsky, and Luckel demanded a roll call.

The roll was called, and the motion by Mr. Dunn to re-refer House Resolution No. 122 to the Committee on Rules lost by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Burns, George D. Collins, Cooke, Lester T. Davis, Ralph C. Dills, Dunn, Elliott, Fletcher, Gaffney, Geddes, Grunsky, Hawkins, Heisinger, Hinton, Kirkwood, Lowrey, Lyons, Maloney, McMillan, Miller, Rosenthal, Thomas, and Wollenberg—27.

NOES—Allen, Blosser, Boyd, Burke, Caldecott, Clarke, Collier, Conrad, Cramer, Crichton, M. Philip Davis, Dickey, Dolwig, Erwin, Field, Gannon, Grant, Hahn, Hollibaugh, Huyck, James, Johnson, Knight, Loomis, Luckel, Niehouse, O'Day, Price, Robertson, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thurman, Waters, and Weber—38.

Explanation of Vote

I voted to re-refer the above resolution to committee because I believe all legislative committees should comply with the Rules and voted "aye" on the final passage of the resolution because the report is already in print and sufficient distribution should be afforded.

ERNEST R. GEDDES

The question being on the adoption of House Resolution No. 122.

Demand for Previous Question

Messrs. Thurman, Grunsky, Silliman, Gannon, and Lowrey demanded the previous question.

Demand for Previous Question Withdrawn

Messrs. Thurman, Grunsky, Silliman, Gannon, and Lowrey withdrew their demand for the previous question to give Mr. McMillan an opportunity to be heard.

Demand for Previous Question

Messrs. Allen, Conrad, Grunsky, Hahn, and Luckel demanded the previous question.

Demand for previous question sustained.

The question being on the adoption of House Resolution No. 122.

The roll was called, and the resolution adopted by the following vote:

AYES—Allen, Blosser, Boyd, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, Conrad, Cramer, Crichton, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Erwin, Field, Fletcher, Gannon, Geddes, Grant, Grunsky, Hahn, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Knight, Loomis, Luckel, Lyons, Maloney, Niehouse, O'Day, Price, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—55.

NOES—Anderson, Beck, Berry, George D. Collins, Cooke, Lester T. Davis, Dunn, Elliott, Gaffney, Hawkins, Heisinger, Lowrey, McMillan, Miller, and Rosenthal—15.

Explanations of Vote

Explanation of "No" vote

This matter has already cost the taxpayers multiplied thousands of dollars during the rolling years.

Apparently no accomplishments have resulted and, therefore, such extravagance should cease.

S. L. HEISINGER

I voted in favor of completion of the third Report on "Un-American Activities in California."

I voted "no" on authorizing 5,000 additional copies because of lack of deletion by the authors of the names of our colleagues, Messrs. McMillan and Hawkins as suspect of communistic sympathies.

EDWARD M. GAFFNEY

RECESS

At 11 a.m., on motion of Mr. Dickey, the Assembly recessed until 11.05 a.m.

REASSEMBLED

At 11.05 a.m., the Assembly reconvened.

Hon. Thomas A. Maloney, Speaker pro Tempore of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

REQUEST FOR UNANIMOUS CONSENT THAT SENATE BILL NO. 1552 BE TAKEN UP, OUT OF ORDER

Mr. Johnson asked for, and was granted, unanimous consent that Senate Bill No. 1552 be taken up, out of order, at this time.

CONSIDERATION OF SENATE BILL NO. 1552

Senate Bill No. 1552—An act to repeal Division 7 of, and add Division 7 to, the Citrous Pest District Control Act, relating to citrous pest control districts.

Bill read third time.

Urgency Clause

Urgency clause read.

Senate Bill No. 1552 ordered held at the desk.

REQUEST FOR UNANIMOUS CONSENT THAT ASSEMBLY BILL NO. 576 BE WITHDRAWN FROM THE INACTIVE FILE, AND BE PLACED UPON THE ACTIVE FILE

Mr. Erwin asked for, and was granted, unanimous consent that Assembly Bill No. 576 be withdrawn from the inactive file, and be placed upon the third reading file.

REQUEST FOR UNANIMOUS CONSENT THAT ASSEMBLY BILL NO. 1802 BE WITHDRAWN FROM THE COMMITTEE ON GOVERNMENTAL EFFICIENCY AND ECONOMY, AND BE RE-REFERRED

Mr. Dunn asked for, and was granted, unanimous consent that Assembly Bill No 1802 be withdrawn from the Committee on Governmental Efficiency and Economy, and be re-referred to the Committee on Education.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, April 18, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 401—An act to add Section 120 7 to the Welfare and Institutions Code, relating to the State Department of Social Welfare;

Assembly Bill No. 492—An act to amend Section 320b of the Civil Code and Section 2218 of the Corporations Code, relating to representing shares of stock in corporations, and specifying the rights of nominees of fiduciaries to represent such shares;

Assembly Bill No. 493—An act to amend Section 105 of the Bank Act, relating to trust companies' investments: Deposit in banks: Stock or other securities, and the registration of stock or other securities in the name of trust company nominees. Liability of corporations, their registrars and transfer agents with respect to stock registered in the name of trust company nominees;

And reports that the same have been correctly enrolled, and presented to the Governor on the eighteenth day of April, 1947, at 11 30 a.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, April 18, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 781—An act to amend Sections 14 2, 15, 16. 16 1, 16 2, and 19.6 of the Fish and Game Code, relating to the general regulatory powers of the Fish and Game Commission;

Assembly Bill No. 1048—An act to add Section 3084.3 to the Welfare and Institutions Code, relating to aid to the needy blind;

Assembly Bill No. 1062—An act to amend Section 1 of the Annexation of Uninhabited Territory Act of 1939, relating to the alteration of boundaries of municipalities;

And reports that the same have been correctly enrolled, and presented to the Governor on the eighteenth day of April, 1947, at 11 30 a.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, April 18, 1947

MR SPEAKER. Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1240—An act to ratify and confirm city ordinances which granted pueblo lands for cemetery purposes,

Assembly Bill No. 1531—An act to amend Section 20343 1 of the Education Code, relating to the refund of state college student fees;

And reports that the same have been correctly enrolled, and presented to the Governor on the eighteenth day of April, 1947, at 11.30 a m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, April 18, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Joint Resolution No. 18—Relative to memorializing Congress to enact legislation to authorize conversion of federal savings and loan associations into state savings and loan or building and loan associations;

And reports that the same has been correctly enrolled, and presented to the Secretary of State on the eighteenth day of April, 1947, at 11:30 a.m.

WEBER, Chairman

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 841—An act to amend Section 18594 of the Government Code, relating to the officers and employees of the Public Utilities Commission of the State of California (formerly the Railroad Commission of the State of California), exempting certain positions from the state civil service.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Caldecott, Carey, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Erwin, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinton, Huyck, James, Johnson, Loomis, Lowrey, Lyons, Maloney, McMillan, Miller, Niehouse, O'Day, Price, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—61.

NOES—None

Bill ordered transmitted to the Senate.

FURTHER CONSIDERATION OF SENATE BILL NO. 1552

Senate Bill No. 1552—An act to repeal Division 7 of, and add Division 7 to, the Citrous Pest District Control Act, relating to citrous pest control districts.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Caldecott, Carey, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Doyle, Dunn, Erwin, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Loomis, Lowrey, Lyons, Maloney, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—64.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Caldecott, Carey, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Doyle, Dunn, Erwin, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Loomis, Lowrey, Lyons, Maloney, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—64.

NOES—None

Bill ordered transmitted to the Senate.

REPORTS OF STANDING COMMITTEES

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, April 18, 1947

MR. SPEAKER: Your Committee on Rules, to which were referred:

Assembly Concurrent Resolution No. 51
Assembly Joint Resolution No. 39

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

DICKEY, Chairman

Above reported resolutions ordered engrossed.

MEMBERS EXCUSED

At 12.05 p.m., Mr. Huyck asked for, and was granted, unanimous consent that Mr. Allen be excused for the balance of the legislative day.

At 12.06 p.m., Mr. Stephenson announced that a meeting will be held at 1.30 p.m., today, of the Subcommittee on Agriculture, and asked for, and was granted, unanimous consent that he and the following members be temporarily excused early in the afternoon: Messrs. Thorp, Beck, Lester T. Davis, Miller, and Cramer.

RECESS

At 12.05 p.m., on motion of Mr. Dickey, the Assembly recessed until 2 p.m.

REASSEMBLED

At 2 p.m., the Assembly reconvened.

Hon. Thomas A. Maloney, Speaker pro Tempore of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

MEMBERS EXCUSED

At 2.02 p.m., Mr. M. Philip Davis asked for, and was granted, unanimous consent that Mr. Kirkwood be excused for the balance of the legislative day.

At 2.03 p.m., Mr. McMillan asked for, and was granted, unanimous consent that Mr. Debs be excused for the balance of the legislative day, because of legislative business elsewhere.

At 2.04 p.m., Mr. Price asked for, and was granted, unanimous consent that Mr. Stanley be excused for the balance of the legislative day.

RE-REFERENCE OF BILLS

By order of the Speaker, the following bill was withdrawn from the file, and re-referred as follows:

Assembly Bill No. 469 re-referred to Committee on Judiciary.

REPORTS OF STANDING COMMITTEES

Committee on Public Morals

ASSEMBLY CHAMBER, SACRAMENTO, April 18, 1947

MR. SPEAKER: Your Committee on Public Morals, to which were referred:

Assembly Bill No. 569
Assembly Bill No. 1353
Assembly Bill No. 2450

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

THOMPSON, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 18, 1947

MR. SPEAKER: Your Committee on Public Morals, to which was referred:

Assembly Bill No. 1890

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

THOMPSON, Chairman

Above reported bill ordered to second reading.

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, April 18, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 610
Assembly Bill No. 634
Assembly Bill No. 1707
Assembly Bill No. 2131

And reports the same correctly re-engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

Committee on Judiciary

ASSEMBLY CHAMBER, SACRAMENTO, April 18, 1947

MR. SPEAKER: Your Committee on Judiciary, to which were referred:

Assembly Bill No. 1535
Assembly Bill No. 2551
Assembly Bill No. 1985

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

BROWN, Chairman

Above reported bills ordered to second reading.

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, April 18, 1947

MR. SPEAKER: Your Committee on Rules, to which was referred:

Senate Joint Resolution No. 18

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

DICKEY, Chairman

Above reported resolution ordered on file for adoption.

Committee on Transportation and Commerce

ASSEMBLY CHAMBER, SACRAMENTO, April 17, 1947

MR. SPEAKER: Your Committee on Transportation and Commerce, to which were referred.

Assembly Bill No. 161
Assembly Bill No. 165

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

BURNS, Chairman

Above reported bills ordered to second reading.

Speaker Presiding

At 2.07 p.m., Hon. Sam. L. Collins, Speaker of the Assembly, presiding.

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, April 18, 1947

MR. SPEAKER: Your Committee on Rules, to which was referred:

Mr. Beck's request that 500 additional copies of the Interim Committee Report on Public Education be printed as separate documents

Has had the same under consideration, and reports the same back with the recommendation: Permission be granted.

DICKEY, Chairman

REQUEST GRANTED THAT 500 ADDITIONAL COPIES OF REPORT BE PRINTED

By unanimous consent, and pursuant to the recommendation of the Committee on Rules, Mr. Beck's request that 500 additional copies of the Interim Committee Report on Public Education be printed, as separate documents, was granted.

REQUEST FOR UNANIMOUS CONSENT

Mr. Erwin asked for, and was granted, unanimous consent to take up Senate Joint Resolution No. 18, at this time, without reference to file.

CONSIDERATION OF SENATE JOINT RESOLUTION NO. 18

Senate Joint Resolution No. 18—Relative to memorializing the Congress and the President of the United States in relation to migratory game birds.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Brown, Burke, Burns, Caldecott, Carey, Collier, George D. Collins, Conrad, Cooke, Crichton, M. Philip Davis, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stewart, Thomas, Thurman, Waters, Wollenberg, and Mr. Speaker—55.

NOES—None.

Resolution ordered transmitted to the Senate.

REPORTS OF STANDING COMMITTEES

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, April 18, 1947

MR. SPEAKER: Your Committee on Rules, to which was referred:

Mr. Hahn's request that 1,000 additional copies of Assembly Constitutional Amendment No. 30 be printed:

Has had the same under consideration, and reports the same back with the recommendation: Permission be granted.

DICKEY, Chairman

REQUEST GRANTED THAT 1,000 ADDITIONAL COPIES OF RESOLUTION BE PRINTED

By unanimous consent, and pursuant to the recommendation of the Committee on Rules, Mr. Hahn's request that 1,000 additional copies of Assembly Constitutional Amendment No. 30 be printed, as separate documents, was granted.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, April 18, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Concurrent Resolution No. 63—Approving 12 certain amendments to the charter of the City of Los Angeles, a municipal corporation, in the County of Los Angeles, State of California, voted for and ratified by the electors of said city at a general municipal election held therein on the first day of April, 1947;

And reports that the same has been correctly enrolled, and presented to the Secretary of State on the eighteenth day of April, 1947, at 2.30 p.m.

WEBER, Chairman

Committee on Civil Service and State Personnel

ASSEMBLY CHAMBER, SACRAMENTO, April 18, 1947

MR. SPEAKER: Your Committee on Civil Service and State Personnel, to which were referred:

Assembly Bill No. 1080
Assembly Bill No. 1689
Assembly Bill No. 2389

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

GANNON, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 18, 1947

MR. SPEAKER: Your Committee on Civil Service and State Personnel, to which was referred:

Assembly Bill No. 48

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

GANNON, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 18, 1947

MR. SPEAKER: Your Committee on Civil Service and State Personnel, to which were referred:

Assembly Bill No. 47
Assembly Bill No. 49
Assembly Bill No. 650
Assembly Bill No. 977
Assembly Bill No. 1546
Senate Bill No. 1090
Senate Bill No. 1308
Senate Bill No. 1337

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

GANNON, Chairman

Above reported bills ordered to second reading.

Committee on Transportation and Commerce

ASSEMBLY CHAMBER, SACRAMENTO, April 17, 1947

MR. SPEAKER: Your Committee on Transportation and Commerce, to which was referred:

Assembly Bill No. 145

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

BURNS, Chairman

Above reported bill ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 17, 1947

MR. SPEAKER: Your Committee on Transportation and Commerce, to which were referred:

Senate Bill No. 913
Senate Bill No. 917

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

BURNS, Chairman

Above reported bills ordered to second reading.

MEMBERS EXCUSED

At 2.19 p.m., Mr. Ralph C. Dills asked for, and was granted, unanimous consent that he be excused, at this time, for the purpose of appearing before a Subcommittee on Agriculture.

REPORTS OF STANDING COMMITTEES

Committee on Transportation and Commerce

ASSEMBLY CHAMBER, SACRAMENTO, April 17, 1947

MR. SPEAKER: Your Committee on Transportation and Commerce, to which was referred:

Assembly Bill No. 155

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

BURNS, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 17, 1947

MR. SPEAKER: Your Committee on Transportation and Commerce, to which was referred:

Assembly Bill No. 2265

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

BURNS, Chairman

Above reported bill ordered to second reading.

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, April 18, 1947

MR. SPEAKER: Your Committee on Rules, to which were referred:

Assembly Bill No. 2141
Assembly Bill No. 2142

Has had the same under consideration, and reports the same back with the recommendation: Be re-referred to Committee on Ways and Means.

DICKEY, Chairman

Above reported bills re-referred to Committee on Ways and Means.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, April 18, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed, as amended:

Assembly Bill No. 797
Assembly Bill No. 2570

And respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bills ordered to unfinished business file.

SENATE CHAMBER, SACRAMENTO, April 18, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed:

Assembly Bill No. 456
Assembly Bill No. 796

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bills ordered enrolled.

SENATE CHAMBER, SACRAMENTO, April 18, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed:

Senate Bill No. 210
Senate Bill No. 510
Senate Bill No. 793

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS (RESUMED)

The following bills were read the first time:

Senate Bill No. 210—An act to amend Section 4919 of the Education Code, relating to elections for the reorganization of schools districts.

Referred to Committee on Education.

Senate Bill No. 510—An act to add Section 32129 to the Health and Safety Code, relating to powers of boards of directors of local hospital districts.

Referred to Committee on Public Health.

Senate Bill No. 793—An act to amend Sections 156, 158, 159, 161, and 164 of the Vehicle Code, relating to license plates.

Referred to Committee on Transportation and Commerce.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, April 18, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Joint Resolution No. 39

And reports the same correctly engrossed.

WEBER, Chairman

Above reported resolution ordered on file for adoption.

REMARKS ON THE CONDITION OF THE FILE

Mr. Waters spoke on the condition of the file relative to the anniversary, today, of the great fire in San Francisco.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, April 18, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed, as amended:

Assembly Joint Resolution No. 30

And respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above resolution ordered to unfinished business file.

COMMUNICATIONS

By the Chief Clerk:

The following communication was received, read, and ordered printed in the Journal by the Committee on Rules, pursuant to Mr. Silliman's request:

CONGRESS OF THE UNITED STATES
HOUSE OF REPRESENTATIVES, WASHINGTON, D. C., April 14, 1947

Arthur A. Ohnimus, Chief Clerk
Assembly, California Legislature
Sacramento 14, California

MY DEAR MR. OHNIMUS: Thank you for the copies of Assembly Joint Resolutions Nos. 6 and 33 and House Resolution No. 36. Please assure the members of my cooperation.

My kind regards and best wishes.

Sincerely,

ERNEST K. BRAMBLETT, M. C.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 634—An act to amend Sections 370, 371, 372, and 375 of the Elections Code, relating to the index to affidavits of registration.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Bennett, Blosser, Brown, Burke, Burns, Caldecott, Carey, Collier, George D. Collins, Conrad, Cooke, Crichton, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Niehouse, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stewart, Thomas, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—55.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 390—An act to amend Section 212 of the Labor Code, relating to the payment of wages.

Bill read third time.

Motion to Amend

Mr. Rosenthal moved the adoption of the following amendment:

Amendment No. 1

On page 1 of the printed bill, strike out lines 23 to 25, inclusive; and on page 2, strike out lines 1 to 6, inclusive.

Amendment read, and adopted.

Bill ordered reprinted, and re-engrossed.

Speaker Pro Tempore Presiding

At 2.40 p.m., Hon. Thomas A. Maloney, Speaker pro Tempore of the Assembly, presiding.

Assembly Bill No. 860—An act to amend Sections 3906, 3908, and 3910 of, and to add Section 3913 to, the Revenue and Taxation Code, relating to the correlative rights of taxing agencies.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Brady, Brown, Burke, Burns, Caldecott, Carey, Collier, George D. Collins, Conrad, Cooke, Crichton, M. Philip Davis, Dickey, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Evans, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Niehouse, Rosenthal, Sheridan, Sherwin, Silliman, Stewart, Thomas, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—55.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1312—An act to amend Sections 15110, 15111, 15305, and 16221 of the Revenue and Taxation Code, to amend and renumber Section 15963 thereof, to add Section 16510 thereto, and to repeal Sections 15212 and 15557 thereof, relating to gift taxation.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Brady, Brown, Burke, Burns, Caldecott, Carey, Collier, George D. Collins, Conrad, Cooke, Crichton, M. Philip Davis, Dickey, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Evans, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Niehouse, Rosenthal, Sheridan, Sherwin, Silliman, Stewart, Thomas, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—55.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 147—An act to amend Sections 453, 623.5, 640, and 650.6 of the Vehicle Code, relating to persons and equipment engaged in highway work, declaring the urgency thereof and providing that this act shall take effect immediately.

Bill read third time.

Motion to Amend

Messrs. Huyck and Waters moved the adoption of the following amendment:

Amendment No. 1

On page 2 of the printed bill, between lines 32 and 33, insert

"(f) Trucks actually engaged in the towing of houses or buildings upon any highway may display a red spotlight to the front or side thereof."

Amendment read, and adopted.

Bill ordered reprinted, and re-engrossed.

Speaker Presiding

At 2.50 p.m., Hon. Sam L. Collins, Speaker of the Assembly, presiding.

Assembly Bill No. 148—An act to amend Sections 379, 380, 382, 383, 383.1, and 776 of the Vehicle Code, Section 7 of an act entitled "An act to regulate the caravanning of vehicles upon the public highways of this State, defining the term 'caravanning' and providing for the licensing of vehicles in caravan for the privilege of using the public highways and for the cost of regulating persons engaged in caravanning and providing such fees shall be a lien and for the enforcement of such liens and the collection and disposition of such fees and imposing penalties for violation thereof, and to repeal an act entitled 'An act to regulate the caravanning of motor vehicles upon the public highways of this State, defining the term "caravanning" and providing for the licensing of motor vehicles in caravan and imposing penalties for violation thereof,' approved July 6, 1935, declaring the urgency thereof, and providing that it shall take effect immediately," approved July 1, 1937, being Chapter 788 of the Statutes of 1937, and Section 10901 of the Revenue and Taxation Code, relating to fees collected by the Department of Motor Vehicles and refunds made thereby.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Bennett, Blosser, Brady, Brown, Burke, Burns, Caldecott, Carey, Collier, George D. Collins, Conrad, Cooke, Crichton, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan,

Niehouse, O'Day, Price, Sheridan, Sherwin, Silliman, Thomas, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—57.
NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 164—An act to amend Sections 298, 307, 308, and 502 of the Vehicle Code, relating to the suspension and revocation of drivers' licenses.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Brady, Brown, Burke, Burns, Caldecott, Carey, Collier, George D Collins, Conrad, Cooke, Crichton, M. Philip Davis, Clayton A. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Loomis, Luckel, Lyons, Maloney, McMillan, Niehouse, Price, Rosenthal, Sheridan, Sherwin, Silliman, Thomas, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—55.
NOES—None.

Bill ordered transmitted to the Senate.

APPOINTMENTS BY SPEAKER

Pursuant to the provisions of Senate Concurrent Resolution No. 11, Speaker Collins announced the reappointment of Mr. Maloney, and the appointment of Messrs. Geddes and Grunsky, vice Messrs. Waters and Miller, as members of said Joint Committee on Insurance.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 166—An act to amend Section 257 of the Vehicle Code, relating to drivers' licenses of minors.

Bill read third time.

Assembly Bill No. 166 ordered passed on file.

Assembly Bill No. 568—An act to amend Section 699 of the Vehicle Code, relating to the length of vehicles.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Bennett, Blosser, Brady, Brown, Burke, Burns, Caldecott, Carey, Collier, George D. Collins, Conrad, Cooke, Crichton, M. Philip Davis, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Huyck, James, Johnson, Loomis, Lowrey, Luckel, Lyons, Maloney, Niehouse, Rosenthal, Sheridan, Sherwin, Silliman, Stewart, Thomas, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—54.
NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 2358—An act to add Section 512.2 to the Vehicle Code, relating to the reduction of prima facie speed limits on state highways in snow areas.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Brady, Brown, Burke, Burns, Caldecott, Carey, Collier, George D. Collins, Conrad, Cooke, Crichton, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans,

Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Niehouse, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stewart, Thomas, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—58.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Brady, Brown, Burke, Burns, Caldecott, Carey, Collier, George D. Collins, Conrad, Cooke, Crichton, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Niehouse, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stewart, Thomas, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—58.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 162—An act to amend Sections 10753.5 and 10755 of the Revenue and Taxation Code, relating to the vehicle license fee, and vehicles subject thereto.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Brady, Brown, Burke, Burns, Caldecott, Carey, Collier, George D. Collins, Conrad, Cooke, Crichton, M. Philip Davis, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Huyck, James, Johnson, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Niehouse, O'Day, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stewart, Thomas, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—58.

NOES—None.

Bill ordered transmitted to the Senate.

Speaker Pro Tempore Presiding

At 3.25 p.m., Hon. Thomas A. Maloney, Speaker pro Tempore of the Assembly, presiding.

Assembly Bill No. 2533—An act to add Sections 20981.5 and 20985 to the Government Code, relating to the retirement of members of the State Employees' Retirement System.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Caldecott, Carey, Collier, George D. Collins, Conrad, Cooke, Crichton, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Loomis, Lowrey, Luckel, Lyons, Maloney, Niehouse, O'Day, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stewart, Thomas, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—60.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1311—An act to amend Sections 13308, 13555, 14103, 14201, 14212, and 14811 of the Revenue and Taxation Code, and to add Section 14741 thereto, relating to inheritance taxation.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Caldecott, Carey, Collier, George D. Collins, Conrad, Cooke, Crichton, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin,

Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Loomis, Lowrey, Luckel, Lyons, Maloney, Nicholson, O'Day, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stewart, Thomas, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—60.

NOES—None.

Bill ordered transmitted to the Senate.

Speaker Presiding

At 3.30 p.m., Hon. Sam L. Collins, Speaker of the Assembly, presiding.

Assembly Bill No. 2157—An act to amend Sections 25, 26, 951, 953, and 10050 of the Elections Code, relating to primary elections.

Bill read third time.

The roll was called.

Call of the Assembly

Pending the announcement of the vote, Mr. Sherwin moved a call of the Assembly.

Motion carried. Time, 3.45 p.m.

The Speaker directed the Sergeant-at-Arms to close the doors, and to bring in the following absent members:

Allen, Beck, Berry, Butters, Clarke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Hinckley, Johnson, Kilpatrick, Kirkwood, Knight, McMillan, Miller, Robertson, Stanley, Stephenson, and Thorp—21.

PROCEEDINGS UNDER CALL OF THE ASSEMBLY BY UNANIMOUS CONSENT

TEMPORARY SUSPENSION OF ASSEMBLY RULE NO. 85

Mr. Fletcher asked for, and was granted, unanimous consent that Assembly Rule No. 85 be temporarily suspended for the purpose of placing a call of the Assembly on any matter on file.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1505—An act to add Section 59 to the Unemployment Insurance Act, to add Sections 9505 and 9607 to the Labor Code, relating to unemployment and disability benefits.

Bill read third time.

Motion to Amend

Mr. Boyd moved the adoption of the following amendments:

Amendment No. 1

On page 2 of the printed bill, as amended in the Assembly on April 9, 1947, between lines 4 and 5, insert

"The presumption that an individual is a seasonal worker may be overcome if he shows to the satisfaction of the commission that notwithstanding his prior work history, because of a change in economic condition or family status, he is now ready, willing and able to accept suitable work during any part of the year."

Amendment No. 2

On page 2 of said bill, between lines 23 and 24, insert

"The presumption that an individual is a seasonal worker may be overcome if he shows to the satisfaction of the commission that notwithstanding his prior work history, because of a change in economic condition or family status, he is now ready, willing and able to accept suitable work during any part of the year."

Amendment No. 3

On page 2 of said bill, between lines 42 and 43, insert

"The presumption that an individual is a seasonal worker may be overcome if he shows to the satisfaction of the commission that notwithstanding his prior work history, because of a change in economic condition or family status, he is now ready, willing and able to accept suitable work during any part of the year."

Amendments read, and adopted.

Bill ordered reprinted, and re-engrossed.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, April 18, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Concurrent Resolution No. 51

And reports the same correctly engrossed.

WEBER, Chairman

REQUEST FOR UNANIMOUS CONSENT

Mr. Fletcher asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 51, at this time, without reference to file.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 51

Assembly Concurrent Resolution No. 51—Relative to approving certain amendments to the charter of the City of Long Beach, State of California, ratified by the qualified electors of said city at a special municipal election held therein on the eleventh day of February, 1947.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Bennett, Blosser, Boyd, Brady, Brown, Burke, Burns, Caldecott, Carey, George D. Collins, Conrad, Cooke, Crichton, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Field, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, Niehouse, O'Day, Price, Robertson, Sheridan, Sherwin, Silliman, Stewart, Thomas, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—57.

NOES—Evans—1.

Resolution ordered transmitted to the Senate.

Assembly Bill No. 596—An act to amend Section 19056 of the Government Code, relating to certification from eligible lists in the state civil service.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Blosser, Boyd, Brady, Brown, Burke, Burns, Carey, Collier, Conrad, Cramer, Crichton, M. Philip Davis, Dickey, Dolwig, Doyle, Erwin, Field, Gannon, Grant, Grunsky, Hahn, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Loomis, Lowrey, Luckel, Maloney, McCollister, Niehouse, Price, Sheridan, Sherwin, Silliman, Stephenson, Stewart, Thompson, Thurman, Weber, Wollenberg, and Mr. Speaker—44.

NOES—Anderson, Bennett, George D. Collins, Cooke, Lester T. Davis, Ralph C. Dills, Dunn, Elliott, Fletcher, Gaffney, Hawkins, Miller, O'Day, and Thomas—14.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1936—An act to add Section 1557.1 to the Penal Code, relating to the payment of the expenses of returning arrested persons for trial.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Boyd, Brady, Brown, Burke, Burns, Caldecott, Carey, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, Miller, Niehouse, O'Day, Price, Robertson, Sheridan, Sherwin, Silliman, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—66.

NOES—None.

Bill ordered transmitted to the Senate.

FURTHER PROCEEDINGS UNDER CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 2157

At 4.20 p.m., on motion of Mr. Sherwin, further proceedings under call of the Assembly were dispensed with.

The names of the absentees were called, and Assembly Bill No. 2157 passed by the following vote:

AYES—Bennett, Blosser, Boyd, Brown, Burke, Burns, Caldecott, Carey, Conrad, M. Philip Davis, Dickey, Dolwig, Doyle, Erwin, Field, Fletcher, Gannon, Grant, Grunsky, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Loomis, Lyons, Maloney, Price, Robertson, Sheridan, Sherwin, Silliman, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—42.

NOES—Anderson, Brady, Collier, George D. Collins, Cooke, Cramer, Lester T. Davis, Clayton A. Dills, Ralph C. Dills, Dunn, Elliott, Evans, Gaffney, Geddes, Hahn, Hawkins, Lowrey, Luckel, McCollister, Miller, Niehouse, O'Day, Rosenthal, and Thomas—24.

Notice of Motion to Reconsider Assembly Bill No. 2157

Mr. Evans gave notice that on the next legislative day he would move to reconsider the vote whereby Assembly Bill No. 2157 was this day passed.

MESSAGES FROM THE GOVERNOR

STATE OF CALIFORNIA
GOVERNOR'S OFFICE, SACRAMENTO, April 17, 1947

To the Honorable Members of the Assembly
State of California, Sacramento, California

GREETINGS:

I am returning herewith, without my signature,

Assembly Bill No. 721, entitled "An act to amend Section 3051 of, and to add Section 3052 to, the Welfare and Institutions Code, relating to the prevention and cure of blindness, and to the powers and duties of the Department of Social Welfare in connection therewith."

My objections to this bill are as follows:

Section 2 of the bill adds a new section to the Welfare and Institutions Code to permit the State Department of Social Welfare to carry out an educational program and research on the causes and cure of blindness, and directs the department to cooperate with school and health authorities in the examination of the eyes of school children. I am advised by the Director of the State Department of Social Welfare and by the Director of the State Department of Public Health that all of the functions described in this section are now being performed by the State Department of Public Health and the local health departments of our counties and cities.

Since these functions are now delegated to existing agencies, it is undesirable to cause confusion and duplication of effort by assigning the same duties to another agency. In the interest of efficient operation of government, and not because I have any objection whatever to the desirability of the service, I am vetoing this bill.

There is no objection on my part to the provisions of Section 1 of this bill amending Section 3051 of the Welfare and Institutions Code. Other bills are pending before the Assembly which could be used to reenact the provisions contained in Section 1 of this bill.

Respectfully submitted.

EARL WARREN, Governor

COMMUNICATIONS

By the Chief Clerk:

The following communication was received, read, and ordered printed in the Journal:

CAPITOL CORRESPONDENTS ASSOCIATION OF CALIFORNIA
STATE CAPITOL, SACRAMENTO, CALIFORNIA, April 18, 1947

Hon. Arthur A. Ohnimus, Chief Clerk, Assembly
Sacramento, California

DEAR MR. OHNIMUS: The Standing Committee of the Capitol Correspondents Association has examined application for authentication as accredited press representative, and recommends the following action:

Approved for Press Card:

Radio Station KROY—Vincent Paul Sullivan.

Sincerely,

EARL C. BEHRENS, President

Above action ratified by the Members of the Assembly, as taken by the Capitol Correspondents Association.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 369—An act to amend Sections 272, 274, 275, 281, 283, 284, and 285.3 of, to add Sections 272.5 and 281.6 to, and to repeal Section 281.5 of, the Agricultural Code, relating to bee diseases and apiary equipment brands.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Brady, Brown, Burke, Burns, Caldecott, Carey, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, Miller, Niehouse, O'Day, Price, Sheridan, Silliman, Stephenson, Stewart, Thomas, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—62.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1134—An act to amend Section 120 of the Agricultural Code, relating to nursery license fees and renewal penalties.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Beck, Bennett, Blosser, Brady, Brown, Burke, Burns, Caldecott, Carey, Collier, George D. Collins, Conrad, Cooke, Crichton, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hollibaugh, Huyck, James, Johnson, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, Niehouse, O'Day, Price, Sheridan, Sherwin, Silliman, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—60.

NOES—Robertson—1.

Bill ordered transmitted to the Senate

REQUEST FOR UNANIMOUS CONSENT THAT MEMBERS BE EXCUSED

At 4.30 p.m., Mr. Dunn asked for unanimous consent that the Committee on Education be excused for the purpose of holding a meeting in the post office, at this time.

Mr. Ralph C. Dills withheld unanimous consent.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1439—An act to amend Section 553.5 of the Agricultural Code, relating to sterilized milk and cream.

Bill read third time.

Roll Call Demanded

Messrs. Collins, Grant, and Doyle demanded a roll call.

The roll was called, and Assembly Bill No. 1439 passed by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Brown, Burke, Caldecott, Carey, Collier, George D. Collins, Conrad, Cooke, Cramer, Lester T. Davis, M. Philip Davis, Dickey, Clayton A Dills, Dolwig, Doyle, Elliott, Erwin, Field, Fletcher, Gannon, Geddes, Grant, Grunsky, Hahn, Hinton, Hollibaugh, Huyck, James, Johnson, Loomis, Lowrey, Luckel, Lyons, Niehouse, O'Day, Price, Sheridan, Sherwin, Silliman, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—52.

NOES—Brady, Crichton, Ralph C Dills, Evans, Gaffney, Heisinger, Maloney, McCollister, and Robertson—9.

Bill ordered transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT THAT SENATE BILL NO. 1110 BE WITHDRAWN FROM THE COMMITTEE ON INDUSTRIAL RELATIONS, AND BE RE-REFERRED

Mr. Geddes asked for, and was granted, unanimous consent that Senate Bill No. 1110 be withdrawn from the Committee on Industrial Relations, and be re-referred to the Committee on Finance and Insurance.

RE-REFERENCE OF BILLS

By order of the Speaker, the following bills were withdrawn from the file, and re-referred as follows:

Assembly Bill No. 1843 re-referred to Committee on Judiciary.

Assembly Bill No. 2223 re-referred to Committee on Public Health.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, April 18, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 14
Assembly Bill No. 1843
Assembly Bill No. 2223

And reports the same correctly re-engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

Committee on Finance and Insurance

ASSEMBLY CHAMBER, SACRAMENTO, April 14, 1947

MR. SPEAKER: Your Committee on Finance and Insurance, to which was referred:

Senate Bill No. 340

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

GEDDES, Chairman

Above reported bill ordered to second reading.

Committee on Industrial Relations

ASSEMBLY CHAMBER, SACRAMENTO, April 17, 1947

MR. SPEAKER: Your Committee on Industrial Relations, to which was referred:

Assembly Bill No. 1800

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

LYONS, Chairman

Above reported bill ordered to second reading.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1772—An act to amend Section 3209.3 of the Labor Code.

Bill read third time.

Motion to Amend

Messrs. Wollenberg and Field moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, after "Code", insert "relating to workmen's compensation and insurance".

Amendment No. 2

On page 1, line 3, of said bill, strike out "physicians", and insert "physician".

Amendments read, and adopted.

Bill ordered reprinted, and re-engrossed.

Assembly Bill No. 1774—An act to amend Section 1679 of the Dental Practice Act.

Bill read third time.

Motion to Amend

Mr. Wollenberg moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Dental Practice Act", and insert "Business and Professions Code, relating to revocation or suspension of licenses to practice dentistry".

Amendment No. 2

On page 1, line 1, of said bill, strike out "act cited in the title hereof," and insert "Business and Professions Code".

Amendments read, and adopted.

Bill ordered reprinted, and re-engrossed.

Assembly Bill No. 1775—An act to amend Section 1627 of the Dental Practice Act.

Bill read third time.

Motion to Amend

Messrs. Wollenberg and Field moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Dental Practice Act", and insert "Business and Professions Code, relating to the practice of dentistry".

Amendment No. 2

On page 1 of said bill, strike out lines 1 to 10, inclusive, and insert

"SECTION 1. Section 1627 of the Business and Professions Code is amended to read as follows:

Sec. 1627. It is unlawful for any person to engage in the practice of dentistry in the State of California, *either privately or as an employee of a governmental agent or political subdivision, unless* he has obtained a license from the board. *The provisions of this act, however, shall not apply to practice by personnel of the Army or Navy or employees of the United States Public Health Service, Veterans' Administration or Indian Affairs when engaged in discharge of official duties.*

The license of any dentist, existing at the time of the passage of this chapter, shall continue in force until forfeited in the manner provided in this chapter."

Amendments read, and adopted.

Bill ordered reprinted, and re-engrossed.

Assembly Bill No. 914—An act to amend Section 1161 of the Civil Code, relating to prerequisites to recordation, and Section 2952 of the Civil Code, relating to mortgages of real property, and providing for the recording of fictitious mortgages and deeds of trust and the inclusion of the provisions thereof in other mortgages and deeds of trust by reference, and constructive notice of such mortgages and deeds of trust by the recording thereof.

Bill read third time.

Motion to Amend

Mr. Cramer moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 12, of the printed bill, strike out "of sale", and insert "for sale".

Amendment No. 2

On page 1, line 14, of said bill, strike out "of", and insert "for".

Amendment No. 3

On page 1 of said bill, after line 20, insert

"Any assignment of any such agreement for sale, option agreement, agreement for lease, deposit receipt, commission receipt, or lease shall not impart any notice thereof and shall not be recorded unless the original instrument itself has been recorded as by this section required and such assignment contains a reference to the correct book and page where such original instrument is recorded, except that no such reference is required if the original instrument and the assignment are presented for recordation concurrently."

Amendments read, and adopted.

Bill ordered reprinted, and re-engrossed.

THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 1075—An act to add Section 6.15 to the Alcoholic Beverage Control Act, relating to alcoholic beverages.

Bill read third time.

Motion to Amend

Mr. Cooke moved the adoption of the following amendment:

Amendment No. 1

On page 2, line 6, of the printed bill, strike out "act", and insert "section".

Amendment read, and adopted.

Bill ordered reprinted, and to third reading.

COMMUNICATIONS

By Mr. Dolwig:

The following opinion of the Legislative Counsel was received, read, and ordered printed in the Journal in 10-point type:

Opinion of Legislative Counsel

STATE OF CALIFORNIA
OFFICE OF LEGISLATIVE COUNSEL
SACRAMENTO 2, CALIFORNIA, April 17, 1947

Scope of the powers and duties of the Assembly Special Investigating Committee created by *H. R. 144, of the 1947 Regular Session—No. 4165*

Hon. Richard J. Dolwig
Assembly Chamber

DEAR MR. DOLWIG: H. R. 144, as adopted, appears on page 37 of the Assembly Journal for April 16, 1947. It directs the committee to ascertain, study and investigate "any and all matters relating to those certain charges against a Member of the Assembly which were referred to and considered by the Assembly, as appears in the Assembly Journal for April 15, 1947, commencing at page 22," and any and all matters "relating to pending legislation involved therein," and to "report thereon to the Assembly."

When we turn to page 22 of the Assembly Journal for April 15, 1947, we find nothing more definite than a reference to "the charges contained in the letter read" by one of the Members. I have inquired and am informed that there do not appear to be at the desk or in the custody of the Chief Clerk any documents which might serve to amplify and make definite and certain this reference which appears on page 22 of the Journal for April 15th.

Under these circumstances, it is not possible for me to define or describe with definiteness or certainty the nature and scope of the powers and duties of this committee. It is my advice that the committee refrain from acting and avoid incurring any expenditures until the purpose and scope of the investigation committed to it shall have been more definitely expressed and declared by a House Resolution supplementing or amending House Resolution 144.

It is essential to the functioning of a legislative investigating committee that the subject of the investigation be expressed with adequate certainty. Section 37 of Article IV of the Constitution authorizes the appointment of committees to ascertain facts and to make recommendations "as to any subject within the scope of legislative regulation or control." If and when a committee's powers are challenged, as when a witness refuses to appear or to respond to questions, the resolution creating the committee, and supplemental resolutions further defining the nature and scope of the investigation, are necessarily examined and

interpreted by the courts in ascertaining the jurisdiction of the committee and the rights, duties, and privileges of the witness (*Ex parte McCarthy* (1866), 29 Cal. 395; *Ex parte Lawrence and Levings* (1897), 116 Cal. 298; *In re Battelle* (1929), 207 Cal. 227).

Yours very truly,

FRED B. WOOD, Legislative Counsel

MEMBER EXCUSED

At 5.07 p.m., Mr. Thomas asked for, and was granted, unanimous consent that he be excused for the balance of the legislative day.

MOTION TO RECESS

At 5.08 p.m , Mr. Dickey moved that the Assembly do now recess until 8 p.m.

Substitute Motion

Mr. Collier moved, as a substitute motion, that the Assembly do now adjourn until Monday, April 21, 1947, at 9 a.m.

Mr. Luckel seconded the motion.

The roll was called, and the motion lost by the following vote:

AYES—Collier, George D. Collins, James, Luckel, McCollister, O'Day, Sheridan, Silliman, and Waters—9.

NOES—Beck, Bennett, Blosser, Brady, Brown, Burke, Carey, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, Dickey, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Hinton, Hollibaugh, Huyck, Johnson, Loomis, Lowrey, Maloney, Niehouse, Price, Robertson, Sherwin, Stephenson, Stewart, Thompson, Weber, Wollenberg, and Mr. Speaker—44.

The question being on the motion by Mr. Dickey that the Assembly do now recess until 8 p.m.

Roll Call Demanded

Messrs. Burke, Erwin, and Robertson demanded a roll call.

The roll was called, and the motion by Mr. Dickey to recess until 8 p.m. carried by the following vote:

AYES—Beck, Bennett, Blosser, Brady, Burke, Carey, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, Dickey, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Evans, Fletcher, Gaffney, Geddes, Grant, Hawkins, Hinton, Hollibaugh, Huyck, James, Johnson, Loomis, Lowrey, Maloney, Niehouse, O'Day, Price, Robertson, Stephenson, Stewart, Thorp, Waters, Wollenberg, and Mr. Speaker—42.

NOES—Brown, Collier, Clayton A. Dills, Gannon, Grunsky, Hahn, Luckel, McCollister, Sheridan, Sherwin, Silliman, Thompson, and Weber—13.

RECESS

At 5.20 p.m., the Assembly recessed until 8 p.m.

REASSEMBLED

At 8 p.m., the Assembly reconvened.

Hon. Sam L. Collins, Speaker of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

Absence of Quorum Suggested

Mr. Robertson suggested the absence of a quorum.

The roll was called.

Pending the announcement of the result, Mr. Robertson moved a call of the Assembly.

Motion lost.

The result was announced, and the following answered to their names:

Beck, Blosser, Brown, Burke, Caldecott, Cooke, Cramer, Crichton, Lester T. Davis, Dickey, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Grant,

Grunsky, Hahn, Heisinger, Hinton, Hollibaugh, Huyck, Johnson, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Niehouse, Price, Robertson, Sheridan, Silliman, Stephenson, Thompson, Thorp, Weber, and Mr. Speaker—42.

Quorum present.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1428—An act to add Section 3447.1 to the Welfare and Institutions Code, relating to aid to the partially self-supporting blind.

Bill read third time.

The roll was called.

Call of the Assembly

Pending the announcement of the vote, Mr. Brown moved a call of the Assembly.

Motion carried. Time, 8.18 p.m.

The Speaker directed the Sergeant-at-Arms to close the doors, and to bring in the following absent members:

Allen, Anderson, Berry, Boyd, Brady, Burns, Butters, Carey, Clarke, Collier, George D. Collins, Conrad, Crowley, M. Philip Davis, Debs, Clayton A. Dills, Ralph C. Dills, Elliott, Evans, Gannon, Hawkins, Hinckley, James, Kilpatrick, Kirkwood, Knight, Lyons, Miller, O'Day, Rosenthal, Sherwin, Stanley, Thomas, Thurman, Waters, and Wollenberg—36.

PROCEEDINGS UNDER CALL OF THE ASSEMBLY BY UNANIMOUS CONSENT

TEMPORARY SUSPENSION OF ASSEMBLY RULE NO. 85

Mr. Dickey asked for, and was granted, unanimous consent that Assembly Rule No. 85 be temporarily suspended for the purpose of placing a call of the Assembly on any matter on file.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1429—An act to amend Section 3047 of the Welfare and Institutions Code, relating to aid to the needy blind.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Beck, Bennett, Blosser, Brown, Burke, Caldecott, Collier, George D. Collins, Cooke, Cramer, Crichton, Lester T. Davis, Dickey, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, Johnson, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Niehouse, Price, Robertson, Sheridan, Sherwin, Silliman, Stephenson, Stewart, Thompson, Thorp, Weber, Wollenberg, and Mr. Speaker—51

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 77—An act to repeal Article 5 of Chapter 2, Part 3, Division 3 of Title 2 of the Government Code and to add Sections 1048 to 1053, inclusive to the Military and Veterans Code, relating to Napa State Farm.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Beck, Bennett, Blosser, Brown, Burke, Caldecott, Collier, George D. Collins, Cooke, Cramer, Crichton, Lester T. Davis, Dickey, Dolwig, Doyle, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, Johnson, Loomis, Lowrey, Luckel, Maloney,

McCollister, McMillan, Niehouse, Price, Robertson, Sheridan, Sherwin, Silliman, Stephenson, Stewart, Thompson, Thorp, Weber, Wollenberg, and Mr. Speaker—50.
NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 903—An act to amend Section 19402 of the Government Code, relating to leave of absence for veterans for educational training.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Beck, Bennett, Blosser, Brown, Burke, Caldecott, Collier, George D. Collins, Cooke, Cramer, Crichton, Lester T. Davis, Dickey, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, Johnson, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Niehouse, O'Day, Price, Robertson, Sheridan, Sherwin, Silliman, Stephenson, Stewart, Thompson, Thorp, Weber, Wollenberg, and Mr. Speaker—52.
NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 907—An act to amend Section 18977 of the Government Code, relating to qualifications of veterans for state civil service examinations.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Beck, Bennett, Blosser, Brown, Burke, Caldecott, Collier, George D. Collins, Cooke, Cramer, Crichton, Lester T. Davis, Dickey, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, Johnson, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Niehouse, O'Day, Price, Robertson, Sheridan, Sherwin, Silliman, Stephenson, Stewart, Thompson, Thorp, Weber, Wollenberg, and Mr. Speaker—52.
NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1392—An act to add Section 18543 to the Government Code, defining "military leave."

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Beck, Bennett, Blosser, Brown, Burke, Caldecott, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, Dickey, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, Johnson, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Niehouse, O'Day, Price, Robertson, Sheridan, Sherwin, Silliman, Stephenson, Stewart, Thompson, Thorp, Weber, Wollenberg, and Mr. Speaker—54.
NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1909—An act to amend Section 18976 of the Government Code, relating to veterans' civil service preference.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Beck, Bennett, Blosser, Brown, Burke, Caldecott, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, Dickey, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, Johnson, Loomis,

Lowrey, Luckel, Maloney, McCollister, McMillan, Niehouse, O'Day, Price, Robertson, Sheridan, Sherwin, Silliman, Stephenson, Stewart, Thompson, Thorp, Weber, Wollenberg, and Mr. Speaker—54.
NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 2150—An act to amend Sections 10163 and 10479 of the Insurance Code, relating to life insurance.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Beck, Bennett, Blosser, Brown, Burke, Caldecott, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, Dickey, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, Johnson, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Niehouse, O'Day, Price, Robertson, Sheridan, Sherwin, Silliman, Stephenson, Stewart, Thompson, Thorp, Weber, Wollenberg, and Mr. Speaker—54.
NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 512—An act to add Section 689.6 to the Code of Civil Procedure, relating to executions.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Beck, Bennett, Blosser, Brown, Burke, Caldecott, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, Dickey, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Niehouse, O'Day, Price, Robertson, Sheridan, Sherwin, Silliman, Stephenson, Stewart, Thompson, Thorp, Weber, Wollenberg, and Mr. Speaker—55
NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 514—An act to amend Section 689.5 of the Code of Civil Procedure, relating to executions.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Beck, Bennett, Blosser, Brown, Burke, Caldecott, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, Dickey, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Niehouse, O'Day, Price, Robertson, Sheridan, Sherwin, Silliman, Stephenson, Stewart, Thompson, Thorp, Weber, Wollenberg, and Mr. Speaker—55.
NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 515—An act to amend Section 1033.7 of the Code of Civil Procedure, relating to costs and interest on execution

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Beck, Bennett, Blosser, Brown, Burke, Caldecott, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, Dickey, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Niehouse, O'Day,

Price, Robertson, Sheridan, Sherwin, Silliman, Stephenson, Stewart, Thompson, Thorp, Weber, Wollenberg, and Mr. Speaker—55.
NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 802—An act to amend Section 759.1 of the Political Code, relating to reporters for district courts of appeal.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Beck, Bennett, Blosser, Brown, Burke, Caldecott, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Niehouse, O'Day, Price, Robertson, Sheridan, Sherwin, Silliman, Stephenson, Stewart, Thompson, Thorp, Weber, Wollenberg, and Mr. Speaker—57.
NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 517—An act to amend Section 2968 of the Civil Code, relating to mortgage of personal property.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Beck, Bennett, Blosser, Brown, Burke, Caldecott, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, Dickey, Clayton A. Dills, Ralph C Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Niehouse, O'Day, Price, Robertson, Sheridan, Sherwin, Silliman, Stephenson, Stewart, Thompson, Thorp, Weber, Wollenberg, and Mr. Speaker—57.
NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1232—An act to amend Section 487 of the Penal Code, relating to grand theft.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Blosser, Brown, Burke, Caldecott, Collier, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Erwin, Field, Fletcher, Gannon, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Niehouse, Price, Silliman, Stephenson, Stewart, Thompson, Thorp, Weber, Wollenberg, and Mr. Speaker—45.
NOES—Beck, Bennett, George D. Collins, Ralph C. Dills, Elliott, Evans, Gaffney, Hawkins, O'Day, Robertson, Sheridan, and Sherwin—12.

Bill ordered transmitted to the Senate.

Assembly Bill No. 79—An act to add Section 20363 to the Government Code and to add Section 1020 to the Military and Veterans Code, relating to employees of the Veterans' Home of California.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Bennett, Blosser, Brady, Brown, Burke, Caldecott, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T Davis, Dickey, Clayton A. Dills, Ralph C Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Niehouse,

O'Day, Price, Robertson, Sheridan, Sherwin, Silliman, Stewart, Thompson, Thorp, Weber, Wollenberg, and Mr. Speaker—54.
NOES—Beck and Evans—2.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1417—An act to repeal Sections 1435, 1435.1, 1435.2, 1435.3, 1435.4, 1435.5, 1435.6, 1435.7, 1435.8, 1435.9, and 1435.10 of the Probate Code and to add a new chapter to Division 4 of said code to be numbered Chapter 2A, consisting of Sections 1435.1 to 1435.39, inclusive, relating to the management, control, and disposition of the community real property and the homestead property of insane or incompetent persons.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Beck, Bennett, Blosser, Brady, Brown, Burke, Caldecott, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Niehouse, O'Day, Price, Robertson, Sheridan, Sherwin, Silliman, Stewart, Thompson, Thorp, Weber, Wollenberg, and Mr. Speaker—55.
NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 513—An act to amend Section 689b of the Code of Civil Procedure, relating to executions.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Beck, Bennett, Blosser, Brady, Brown, Burke, Caldecott, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Niehouse, O'Day, Price, Robertson, Sheridan, Sherwin, Silliman, Stewart, Thompson, Thorp, Weber, Wollenberg, and Mr. Speaker—55.
NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 620—An act to amend Section 4300b of the Political Code and 26726 of the Government Code, relating to sheriffs', constables' and marshals' fees.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Beck, Bennett, Blosser, Brady, Brown, Burke, Caldecott, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Niehouse, O'Day, Price, Robertson, Sherwin, Silliman, Stephenson, Stewart, Thompson, Thorp, Weber, Wollenberg, and Mr Speaker—56.
NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 518—An act to repeal Sections 2969 and 2970 of the Civil Code, relating to levy of attachments and executions and application of proceeds of sale.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Beck, Bennett, Blosser, Brady, Brown, Burke, Caldecott, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Niehouse, O'Day, Price, Robertson, Sherwin, Silliman, Stephenson, Stewart, Thompson, Thorp, Weber, Wollenberg, and Mr. Speaker—56.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 106—An act to amend Section 1001 of the Government Code, relating to civil executive officers.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Beck, Bennett, Blosser, Brady, Brown, Burke, Caldecott, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Niehouse, O'Day, Price, Robertson, Sherwin, Silliman, Stephenson, Stewart, Thompson, Thorp, Weber, Wollenberg, and Mr. Speaker—56

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 2320—An act to amend Section 737rr of the Political Code, relating to superior judges salaries.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Beck, Bennett, Blosser, Brown, Burke, Caldecott, Collier, Conrad, Cramer, Crichton, Lester T. Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hinton, Hollibaugh, Huyck, James, Johnson, Loomis, Maloney, McCollister, Niehouse, Price, Sheridan, Sherwin, Silliman, Stewart, Thompson, Thorp, Weber, Wollenberg, and Mr. Speaker—44

NOES—George D. Collins, Cooke, Dunn, Elliott, Heisinger, Luckel, McMillan, and Stephenson—8.

Bill ordered transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT TO EXPUNGE RECORD AND RESCIND ACTION ON ASSEMBLY BILL NO. 1349

Mr. McMillan asked for, and was granted, unanimous consent to expunge the record, and rescind the action whereby amendments offered by the Committee on Education to Assembly Bill No. 1349 were this day adopted.

FURTHER CONSIDERATION OF ASSEMBLY BILL NO. 1349

Assembly Bill No. 1349—An act to amend Sections 14471, 14479, 14602, 14632, 14635, and 14636 of the Education Code, relating to the State Teachers' Retirement System.

Bill read second time.

Motion to Amend

Mr. McMillan moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in the Assembly on April 4, 1947, strike out "14471, 14479, 14602, 14632," and insert "14479, 14602,".

Amendment No. 2

On page 1 of said bill, strike out lines 1 to 16, inclusive, and insert "SECTION 1. Section 14479 of the Education Code is amended to read:".

Amendment No. 3

On page 1 of said bill, strike out lines 18 and 19.

Amendment No. 4

On page 1, line 20, of said bill, strike out "be".

Amendment No. 5

On page 1 of said bill, strike out lines 21 to 24, inclusive; and on page 2, strike out lines 1 and 2, and insert "ing so much thereof as exceeds the amount which would have been paid at the rate of three thousand dollars ($3,000) for each school year and not counting any salary earned".

Amendment No. 6

On page 2 of said bill, strike out lines 5 to 9, inclusive, and insert "which will provide one-half of the benefits paid or payable from the Retirement Annuity Fund after July 1, 1944."

Amendment No. 7

On page 2, line 10, of said bill, strike out "SEC. 3.", and insert "SEC. 2."

Amendment No. 8

On page 2 of said bill, strike out lines 21 to 50, inclusive; and on page 3, strike out lines 1 to 3, inclusive.

Amendment No. 9

On page 3, line 4, of said bill, strike out "SEC. 5.", and insert "SEC. 3."

Amendment No. 10

On page 3 of said bill, strike out lines 5 to 21, inclusive, and insert "14635. Upon retirement for service each member shall receive an annuity of twenty dollars ($20) a year for each year of credited service rendered after July 1, 1944, not counting any service for which the member is entitled to retirement benefits from a local retirement system."

Amendment No. 11

On page 3, line 22, of said bill, strike out "SEC. 6.", and insert "SEC. 4."

Amendment No. 12

On page 3, line 24, of said bill, strike out "40", and insert "30".

Amendment No. 13

On page 3 of said bill, strike out lines 28 to 35, inclusive, and insert "for service shall be twenty dollars ($20)."

Amendments read, and adopted.

Bill ordered reprinted, and re-engrossed.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Joint Resolution No. 36—Relative to establishing September 17th as Constitution Day.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Beck, Bennett, Blosser, Brady, Brown, Burke, Caldecott, Collier, George D. Collins, Cooke, Cramer, Crichton, Lester T. Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinton, Hollibaugh, Huyck,

James, Johnson, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Niehouse, O'Day, Price, Robertson, Sheridan, Sherwin, Silliman, Stephenson, Stewart, Thompson, Thorp, Weber, Wollenberg, and Mr. Speaker—56.
NOES—None.

Resolution ordered transmitted to the Senate.

Assembly Joint Resolution No. 37—Relative to extending pension benefits to persons who served on certain transport vessels operated by the Army during the War with Spain, the Philippine Insurrection, and the China Relief Expedition.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Beck, Bennett, Blosser, Brady, Brown, Burke, Caldecott, Collier, George D. Collins, Cooke, Cramer, Crichton, Lester T. Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Niehouse, O'Day, Price, Robertson, Sheridan, Silliman, Stephenson, Stewart, Thompson, Thorp, Weber, and Wollenberg—55.
NOES—None.

Resolution ordered transmitted to the Senate.

Speaker Pro Tempore Presiding

At 9.18 p.m., Hon. Thomas A. Maloney, Speaker pro Tempore of the Assembly, presiding.

Assembly Bill No. 1108—An act to add 66g to the Code of Civil Procedure, relating to the number of judges of the Superior Court in the County of Orange, and providing for the appointment of an additional judge and for his compensation.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Beck, Bennett, Blosser, Brady, Brown, Burke, Caldecott, Collier, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Hinton, Hollibaugh, Huyck, James, Johnson, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Niehouse, O'Day, Price, Robertson, Sheridan, Sherwin, Silliman, Stewart, Thompson, Thorp, Weber, Wollenberg, and Mr. Speaker—54.
NOES—George D. Collins—1.

Bill ordered transmitted to the Senate.

Assembly Bill No. 2119—An act to add Section 2165d to the Welfare and Institutions Code, relating to aid to the aged.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Beck, Bennett, Blosser, Brady, Brown, Burke, Caldecott, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Lowrey, Luckel, Maloney, McCollister, McMillan, Niehouse, O'Day, Price, Robertson, Sheridan, Sherwin, Silliman, Stephenson, Stewart, Thompson, Thorp, Weber, Wollenberg, and Mr. Speaker—56.
NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 610—An act to amend Sections 427, 428, and 432 of the Fish and Game Code, relating to hunting and fishing, and the issuance of licenses therefor.

Bill read third time.

Point of Order

Mr. Beck arose to the following point of order: That amended copies of Assembly Bill No. 610 are not at the desks of the members.

Ruling by Speaker

Speaker Collins ruled the point of order well taken.

Assembly Bill No. 610 ordered held at the desk, pending the return of the Sergeant-at-Arms with amended copies of the bill.

REQUEST FOR UNANIMOUS CONSENT TO WITHDRAW ASSEMBLY BILL NO. 819 FROM INACTIVE FILE

Mr. Dickey asked for, and was granted, unanimous consent that Assembly Bill No 819 be withdrawn from the inactive file, and be placed upon the third reading file.

REQUEST FOR UNANIMOUS CONSENT TO WITHDRAW ASSEMBLY BILL NO. 1403 FROM INACTIVE FILE

Mr. Brown asked for, and was granted, unanimous consent that Assembly Bill No. 1403 be withdrawn from the inactive file, and be placed upon the third reading file.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1593—An act to add Section 1238.2 to the Code of Civil Procedure, relating to farmers' free market, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Assembly Bill No. 1593 ordered passed on file.

REQUEST FOR UNANIMOUS CONSENT THAT ASSEMBLY BILL NO. 1863 BE WITHDRAWN FROM FILE, AND BE RE-REFERRED

Mr. George D. Collins asked for, and was granted, unanimous consent that Assembly Bill No. 1863 be withdrawn from the third reading file, and be re-referred to the Committee on Elections and Reapportionment.

REQUEST FOR UNANIMOUS CONSENT TO TAKE UP SENATE BILL NO. 21, OUT OF ORDER

Mr. Geddes asked for, and was granted, unanimous consent to take up Senate Bill No. 21, out of order, at this time.

CONSIDERATION OF SENATE BILL NO. 21

Senate Bill No. 21—An act to add Section 6018 to the Revenue and Taxation Code, relating to the sales and use taxes.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Beck, Bennett, Blosser, Brady, Brown, Burke, Caldecott, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher,

Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Niehouse, O'Day, Price, Robertson, Sheridan, Sherwin, Silliman, Stephenson, Stewart, Thompson, Thorp, Weber, Wollenberg, and Mr. Speaker—58.

NOES—None.

Bill ordered transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT THAT ASSEMBLY BILL NO. 681 BE WITHDRAWN FROM FILE, AND BE RE-REFERRED

Mr. Geddes asked for, and was granted, unanimous consent that Assembly Bill No. 681 be withdrawn from the third reading file, and be re-referred to the Committee on Revenue and Taxation.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1366—An act to amend Section 20016 of the Government Code, relating to members of the State Employees' Retirement System.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Beck, Bennett, Blosser, Brady, Brown, Burke, Caldecott, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Niehouse, O'Day, Price, Robertson, Sheridan, Sherwin, Silliman, Stephenson, Stewart, Thompson, Thorp, Weber, Wollenberg, and Mr. Speaker—57.

NOES—None.

Bill ordered transmitted to the Senate.

FURTHER CONSIDERATION OF ASSEMBLY BILL NO. 610

Assembly Bill No. 610—An act to amend Sections 427, 428, and 432 of the Fish and Game Code, relating to hunting and fishing, and the issuance of licenses therefor.

Bill read third time.

Motion to Table

Mr. Evans moved that Assembly Bill No. 610 be laid on the table.

Mr. Elliott seconded the motion.

The roll was called, and the motion lost by the following vote:

AYES—Elliott, Evans, Hawkins, and O'Day—4.

NOES—Bennett, Blosser, Brady, Brown, Burke, Caldecott, Collier, George D. Collins, Conrad, Cramer, Lester T. Davis, Dickey, Dolwig, Erwin, Field, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Loomis, Luckel, Maloney, McCollister, McMillan, Niehouse, Robertson, Sherwin, Silliman, Stephenson, Stewart, Thompson, Thorp, Weber, Wollenberg, and Mr. Speaker—43.

The question being on the passage of Assembly Bill No. 610.

Motion to Amend

Mr. Dunn moved the adoption of the following amendments:

Amendment No. 1

On page 1 of the printed bill, strike out lines 8 to 10, inclusive.

Amendment No. 2

On page 2 of the printed bill, strike out lines 8 to 10, inclusive.

Amendments read.

Division of the Question

Mr. Cooke asked for a division of the question on the amendments offered by Mr. Dunn.

Consideration of Amendment No. 1

The question being on the adoption of Amendment No. 1.

The roll was called, and the amendment refused adoption by the following vote:

AYES—Beck, Brady, Caldecott, George D. Collins, Lester T. Davis, Clayton A. Dills, Ralph C. Dills, Dunn, Elliott, Evans, Fletcher, Hawkins, Lowrey, McMillan, Niehouse, O'Day, and Sheridan—17.

NOES—Bennett, Blosser, Brown, Burke, Collier, Conrad, Cooke, Cramer, Crichton, Dickey, Dolwig, Doyle, Erwin, Field, Gaffney, Gannon, Grant, Grunsky, Hahn, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Loomis, Luckel, Maloney, McCollister, Robertson, Sherwin, Silliman, Stephenson, Stewart, Thompson, Thorp, Weber, Wollenberg, and Mr. Speaker—39.

Consideration of Amendment No. 2

The question being on the adoption of Amendment No. 2.

The roll was called, and the amendment adopted by the following vote:

AYES—Beck, Bennett, Blosser, Brady, Brown, Caldecott, George D. Collins, Cooke, Crichton, Lester T. Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dunn, Elliott, Evans, Fletcher, Geddes, Hahn, Huyck, James, Johnson, Lowrey, McMillan, Niehouse, O'Day, Robertson, Sheridan, Silliman, Stephenson, Thompson, and Weber—32.

NOES—Burke, Collier, Conrad, Cramer, Dolwig, Erwin, Field, Gaffney, Gannon, Grant, Grunsky, Heisinger, Hinton, Hollibaugh, Loomis, Luckel, Maloney, McCollister, Sherwin, Stewart, Thorp, Wollenberg, and Mr. Speaker—23.

Bill ordered reprinted, and re-engrossed.

Assembly Bill No. 858—An act to amend Section 5 of an act entitled "An act relating to the determination of the wartime population of cities or cities and counties for purposes of allocation of moneys from the State Highway Fund and from the Motor Vehicle License Fee Fund for expenditures therein, and declaring the urgency thereof," approved May 18, 1943, relating to the time said act remains in effect, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Beck, Bennett, Blosser, Brown, Burke, Caldecott, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Loomis, Luckel, Maloney, McCollister, McMillan, Niehouse, O'Day, Price, Robertson, Sheridan, Sherwin, Silliman, Stephenson, Stewart, Thompson, Thorp, Weber, Wollenberg, and Mr. Speaker—54.

NOES—Lowrey—1.

The roll was called, and the bill passed by the following vote:

AYES—Beck, Bennett, Blosser, Brown, Burke, Caldecott, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Loomis, Luckel, Maloney, McCollister, McMillan, Niehouse, O'Day, Price,

Robertson, Sheridan, Sherwin, Silliman, Stephenson, Stewart, Thompson, Thorp, Weber, Wollenberg, and Mr. Speaker—54.
NOES—Lowrey—1.

Bill ordered transmitted to the Senate.

Assembly Bill No. 574—An act to amend Section 2956 of the Civil Code, relating to the form of mortgages on crops or chattels.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Beck, Bennett, Blosser, Brady, Brown, Burke, Caldecott, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Niehouse, O'Day, Price, Robertson, Sheridan, Sherwin, Silliman, Stephenson, Stewart, Thompson, Thorp, Weber, Wollenberg, and Mr. Speaker—58.
NOES—None.

Bill ordered transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT TO TAKE UP ASSEMBLY BILL NO. 820, OUT OF ORDER

Mr. Dickey asked for, and was granted, unanimous consent that Assembly Bill No. 820 be taken up, out of order, at this time.

CONSIDERATION OF ASSEMBLY BILL NO. 820

Assembly Bill No. 820—An act to amend Section 103½ of the Code of Civil Procedure, relating to justices' clerks in cities and towns, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Beck, Bennett, Blosser, Brady, Brown, Burke, Caldecott, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Niehouse, O'Day, Price, Robertson, Sheridan, Sherwin, Silliman, Stephenson, Stewart, Thompson, Thorp, Weber, Wollenberg, and Mr. Speaker—58.
NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Beck, Bennett, Blosser, Brady, Brown, Burke, Caldecott, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Niehouse, O'Day, Price, Robertson, Sheridan, Sherwin, Silliman, Stephenson, Stewart, Thompson, Thorp, Weber, Wollenberg, and Mr. Speaker—58.
NOES—None.

Bill ordered transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT TO TAKE UP ASSEMBLY BILL NO. 449, OUT OF ORDER

Mr. Dickey asked for, and was granted, unanimous consent to take up Assembly Bill No. 449, out of order, at this time.

CONSIDERATION OF ASSEMBLY BILL NO. 449

Assembly Bill No. 449—An act to amend Section 252 of the Revenue and Taxation Code, relating to affidavits for exemptions.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Beck, Bennett, Blosser, Brady, Brown, Burke, Caldecott, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Niehouse, O'Day, Price, Robertson, Sheridan, Sherwin, Silliman, Stephenson, Stewart, Thompson, Thorp, Weber, Wollenberg, and Mr. Speaker—58.

NOES—None.

Bill ordered transmitted to the Senate.

FURTHER PROCEEDINGS UNDER CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 1428

At 10.28 p.m., on motion of Mr. Brown, further proceedings under the call of the Assembly were dispensed with.

The names of the absentees were called, and Assembly Bill No. 1428 passed by the following vote:

AYES—Beck, Bennett, Blosser, Brown, Burke, Caldecott, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Niehouse, O'Day, Price, Robertson, Sheridan, Sherwin, Silliman, Stephenson, Stewart, Thompson, Thorp, Weber, Wollenberg, and Mr. Speaker—56.

NOES—None.

Bill ordered transmitted to the Senate.

GUESTS EXTENDED PRIVILEGE OF ASSEMBLY FLOOR

On request of Mr. Doyle and the Assembly, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Former Assemblyman Thomas H. Werdel of Bakersfield.

On request of Mr. Waters, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Monsignor Thomas J. O'Dwyer of Los Angeles.

On request of Mr. M. Philip Davis, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Eugene C. Lee and Donald S. McNary of Los Angeles.

On request of Messrs. Caldecott, Gaffney and the San Francisco Delegation, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. J. R. Warne of Berkeley.

On request of Mr. Loomis, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. Bert Loomis and Mr. and Mrs. Frank Patty of Chico.

On request of Mr. Blosser and the San Francisco Delegation, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Roger Levit and Bert W. Levit of San Francisco.

On request of Mr. Brady and the San Francisco Delegation, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. Mortimer M. Donoghue, Miss Nell Donoghue, Mrs. Marguerite Montgomery and Bill Montgomery of Montana.

ADJOURNMENT

At 10.34 p m., on motion of Mr. Dickey, the Speaker declared the Assembly adjourned until 10.30 a.m., Monday, April 21, 1947.

SAM L. COLLINS, Speaker

GERALDINE B. HADSELL, Minute Clerk

CALIFORNIA LEGISLATURE
FIFTY-SEVENTH (GENERAL) SESSION

ASSEMBLY DAILY JOURNAL

FORTY-NINTH LEGISLATIVE DAY
ONE HUNDRED SIXTH CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO
Monday, April 21, 1947

The Assembly met at 10.30 a m.
Hon. Sam L. Collins, Speaker of the Assembly, presiding.
Chief Clerk Arthur A. Ohnimus at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Allen, Beck, Bennett, Blosser, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Loomis, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—65.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. Raymond Renwald:

Come, Holy Ghost, and fill the hearts of Thy faithful and enkindle in them the fire of Thy divine love. Send forth Thy Spirit and they shall be created. And Thou shalt renew the face of the earth.

Let us pray: O God, who didst instruct the hearts of the faithful by the light of the Holy Spirit, grant us by the same Holy Spirit to relish what is right and evermore to rejoice in His consolation, through Christ Our Lord—AMEN.

READING OF THE JOURNAL DISPENSED WITH

On motion of Mr. Burns, further reading of the Journal of the previous legislative day was dispensed with.

LEAVES OF ABSENCE FOR THE DAY

The following members were granted leaves of absence for the day, because of illness:

Mr. Knight, on motion of Mr. Stewart.
Mr. Lyons, on motion of Mr. Hollibaugh.
Mr. Thurman, on motion of Mr. Grunsky.

The following member was granted leave of absence for the day, because of legislative business elsewhere:

Mr. Boyd, on motion of Mr. Grant.

The following member was granted leave of absence for the day, and desired to waive his per diem:

Mr. M. Philip Davis, on motion of Mr. Kirkwood.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of the Speaker, the Assembly gave the pledge of allegiance to the Flag.

REQUEST FOR UNANIMOUS CONSENT THAT 5,000 ADDITIONAL COPIES OF REPORT BE PRINTED

Mr. Crowley asked for unanimous consent that 5,000 additional copies of the Report of the Inter-Department Committee on Study of and Services for the Blind be printed. (Senate Concurrent Resolution No. 41 of 1945.)

Request ordered referred to the Committee on Rules.

RESOLUTIONS

The following resolutions were offered:

By Messrs. Gaffney, Wollenberg, O'Day, George D. Collins, Blosser, Berry, and Brady:

House Resolution No. 152

Congratulating the Honorable Thomas A. Maloney, Speaker pro Tempore

WHEREAS, There is nothing which gives the Members of this Assembly so much pleasure as an opportuntity to congratulate our genial Speaker pro Tempore; and

WHEREAS, This fine broth of a lad has not been lacking in providing occasion for congratulations, having through the courtesy of Mrs. Maloney presented to the world four fine Maloneys, Thomas V., John R., Alice Lorraine, and Barbara June; and

WHEREAS, This fine spirit of cooperation also marks the second generation of Maloneys, to the extent that this mighty gavel and shillelagh wielder, Thomas A. Maloney, has heretofore become grandfather on six separate occasions, they being the arrivals of Shirley Ann Maloney, Lenore Marie Maloney, Robert Maloney, Patricia Anne Maloney, Terence Maloney, and Philip Ehrhorn, Jr.; and

WHEREAS, On the sixteenth day of April, 1947, there was born to Philip and Alice Lorraine Ehrhorn, their second son, Thomas Edward Ehrhorn, weighing nine pounds, the seventh grandchild for our honored colleague; now, therefore, be it

Resolved by the Assembly of the State of California, That the Members of this Assembly heartily congratulate the Honorable Thomas A. Maloney, Speaker pro Tempore of this Assembly, upon becoming grandfather for the seventh time, and extend our felicitations also to Philip and Alice Lorraine Ehrhorn, parents of this fine newcomer, to the Maloney Clan; and be it further

Resolved, That the Chief Clerk of the Assembly transmit suitably prepared copies of this resolution to the Honorable Thomas A. Maloney and to Mr. and Mrs. Philip Ehrhorn.

Request for Unanimous Consent

Mr. Gaffney asked for, and was granted, unanimous consent to take up House Resolution No. 152, at this time, without reference to committee or file.

Resolution read, and adopted unanimously.

By Messrs. Thompson, Gaffney, and Field:

House Resolution No. 153

Congratulating Assemblyman and Mrs. Robert C. Kirkwood upon the birth of a son

WHEREAS, To Robert C. and Jean Kirkwood there was born a son at the hour of 7.51 a.m. this eighteenth day of April, 1947; now, therefore, be it

Resolved by the Assembly of the State of California, That the Members of this Assembly extend to their freshman colleague, Robert C. Kirkwood, and to his wife, Jean, congratulations upon this felicitous event; and be it further

Resolved, That the Chief Clerk of the Assembly transmit a suitably prepared copy of this resolution to Assemblyman and Mrs Robert C. Kirkwood as a token of the esteem and good wishes of the Members of this Assembly.

Request for Unanimous Consent

Mr. Thompson asked for, and was granted, unanimous consent to take up House Resolution No. 153, at this time, without reference to committee or file.

Resolution read, and adopted unanimously.

By Messrs Evans, Sam L. Collins, Mrs. Niehouse, Messrs. Ralph C. Dills, Dickey, Cramer, Silliman, Geddes, Brady, Doyle, Gannon, Luckel, Clayton A. Dills, Burke, Hinton, Hahn, and Elliott:

House Resolution No. 154

Congratulating Mr and Mrs. William C. Glackin upon the birth of a daughter

WHEREAS, The Members of this Assembly have learned from usually reliable sources that under release date of April 7, 1947, Providence issued to Mr. and Mrs. William C. Glackin a lovely baby daughter; and

WHEREAS, This charming miss may hereafter be known and cited as Christine Anita Glackin, now, therefore, be it

Resolved by the Assembly of the State of California, That warm congratulations are hereby extended to Mr. and Mrs William C. Glackin upon this happy occasion, and the Members of this Assembly extend also to Christine Anita their good wishes that down the golden pathway of life she may travel a joyous journey, and be it further

Resolved, That the Chief Clerk of this Assembly transmit suitably prepared copies of this resolution to Mr. and Mrs. William C. Glackin and to Christine Anita Glackin.

Request for Unanimous Consent

Mr. Evans asked for, and was granted, unanimous consent to take up House Resolution No. 154, at this time, without reference to committee or file.

Resolution read, and adopted unanimously.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, April 21, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined.

Assembly Bill No. 93—An act to amend Sections 2024 and 2186 of the Welfare and Institutions Code, relating to aid to the aged, and providing for payments and repayments thereof, and declaring the urgency thereof, to take effect immediately;

Assembly Bill No. 456—An act to amend Section 19700 of the Health and Safety Code, relating to signs in hotels;

Assembly Bill No. 594—An act to amend Section 18102 of the Government Code, relating to use of accumulated vacation by state employees;

And reports that the same have been correctly enrolled, and presented to the Governor on the twenty-first day of April, 1947, at 9:30 a.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, April 21, 1947

MR SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 796—An act to amend Section 7100 of the Health and Safety Code, relating to control of the disposition of the remains of a deceased person;

And reports that the same has been correctly enrolled, and presented to the Governor on the twenty-first day of April, 1947, at 9.30 a.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, April 21, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined.

Assembly Bill No. 597—An act to amend Section 19501 of the Government Code, relating to disciplinary proceedings in the state civil service;

Assembly Bill No. 598—An act to amend Section 19538 of the Government Code, relating to payment of salary upon recertification to a position in the state civil service;

Assembly Bill No. 599—An act to amend Section 19141 of the Government Code, relating to reinstatement of employees in the state civil service;

And reports that the same have been correctly enrolled, and presented to the Governor on the twenty-first day of April, 1947, at 9.30 a.m.

WEBER, *Chairman*

ASSEMBLY CHAMBER, SACRAMENTO, April 18, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 479
Assembly Bill No. 790
Assembly Bill No. 1085
Assembly Bill No. 1086
Assembly Bill No. 1846

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 21, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 18
Assembly Bill No. 416
Assembly Bill No. 531
Assembly Bill No. 646
Assembly Bill No. 713
Assembly Bill No. 776
Assembly Bill No. 789
Assembly Bill No. 1335
Assembly Bill No. 1378
Assembly Bill No. 1422
Assembly Bill No. 1773
Assembly Bill No. 1952
Assembly Bill No. 2660

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 21, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 147
Assembly Bill No. 387
Assembly Bill No. 390
Assembly Bill No. 610
Assembly Bill No. 914
Assembly Bill No. 978
Assembly Bill No. 1349
Assembly Bill No. 1505
Assembly Bill No. 1772
Assembly Bill No. 1774
Assembly Bill No. 1775
Assembly Bill No. 1797

And reports the same correctly re-engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 21, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1065
Assembly Bill No. 1296

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 21, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 10
Assembly Bill No. 64
Assembly Bill No. 181
Assembly Bill No. 225
Assembly Bill No. 335
Assembly Bill No. 357
Assembly Bill No. 394
Assembly Bill No. 496
Assembly Bill No. 498
Assembly Bill No. 588
Assembly Bill No. 591
Assembly Bill No. 881
Assembly Bill No. 976
Assembly Bill No. 1197
Assembly Bill No. 1318
Assembly Bill No. 1547
Assembly Bill No. 1551
Assembly Bill No. 1554
Assembly Bill No. 1663
Assembly Bill No. 1678
Assembly Bill No. 1801
Assembly Bill No. 1872
Assembly Bill No. 2014
Assembly Bill No. 2022
Assembly Bill No. 2041
Assembly Bill No. 2042
Assembly Bill No. 2123
Assembly Bill No. 2130
Assembly Bill No. 2305
Assembly Bill No. 2346
Assembly Bill No. 2510
Assembly Bill No. 2512

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 21, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 2513

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bill ordered to third reading.

Committee on Military Affairs

ASSEMBLY CHAMBER, SACRAMENTO, April 21, 1947

MR. SPEAKER: Your Committee on Military Affairs, to which were referred:

Assembly Bill No. 69
Assembly Bill No. 83
Assembly Bill No. 906
Assembly Bill No. 1393

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

McCOLLISTER, Chairman

Above reported bills ordered to second reading.

RE-REFERENCE OF BILLS

By order of the Speaker, the following bills were withdrawn from the file, and re-referred as follows:

Assembly Bill No. 2660 re-referred to Committee on Fish and Game.

Assembly Bill No. 1952 re-referred to Committee on Fish and Game.

Assembly Bill No. 1773 re-referred to Committee on Public Health.

Assembly Bill No. 1335 re-referred to Committee on Social Welfare.

Assembly Bill No. 789 re-referred to Committee on Fish and Game.

Assembly Bill No. 776 re-referred to Committee on Fish and Game.

Assembly Bill No. 713 re-referred to Committee on Social Welfare.

Assembly Bill No. 479 re-referred to Committee on Social Welfare.

Assembly Bill No. 2022 re-referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 181 re-referred to Committee on Agriculture.

Assembly Bill No. 1663 re-referred to Committee on Ways and Means.

Assembly Bill No. 1872 re-referred to Committee on Conservation, Planning, and Public Works.

Assembly Bill No. 2123 re-referred to Committee on Conservation, Planning, and Public Works.

Assembly Bill No 2346 re-referred to Committee on Conservation, Planning, and Public Works.

Assembly Bill No. 1349 re-referred to Committee on Education.

Assembly Bill No. 2014 re-referred to Committee on Education.

Assembly Bill No. 1551 re-referred to Committee on Education.

Assembly Bill No. 387 re-referred to Committee on Municipal and County Government.

Assembly Bill No. 591 re-referred to Committee on Municipal and County Government.

Assembly Bill No. 394 re-referred to Committee on Public Health.

Assembly Bill No. 498 re-referred to Committee on Public Health.

Assembly Bill No. 1547 re-referred to Committee on Public Health

Assembly Bill No. 1422 re-referred to Committee on Social Welfare.

Assembly Bill No. 1065 re-referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 1296 re-referred to Committee on Governmental Efficiency and Economy.

MOTION TO APPROVE JOURNALS

Upon motion of Mr. Dickey, the Journals for Monday, April 14, 1947; Tuesday, April 15, 1947; Wednesday, April 16, 1947; Thursday, April 17, 1947; and Friday, April 18, 1947, were approved as corrected by the Minute Clerk.

CONSIDERATION OF DAILY FILE
SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 45—An act to amend Section 1833 of the Revenue and Taxation Code, relating to property taxation.

Bill read second time, and ordered engrossed.

Assembly Bill No. 47—An act to amend Section 19401 of the Government Code, relating to completion of civil service examinations after military service, declaring the urgency hereof, to take effect immediately.

Bill read second time, and ordered engrossed.

Assembly Bill No. 49—An act to amend and renumber Section 19398 of the Government Code, as added by Chapter 68 of the Statutes of 1945, to be Section 19404 of said code, relating to promotional examination rights of state civil service employees.

Bill read second time, and ordered engrossed.

Assembly Bill No. 650—An act to amend Section 1 of an act entitled "An act authorizing the creation of a personnel system, merit system or civil service system in cities; the creation of the office of personnel director; the appointment of a civil service commission; the delegation of certain authority to said personnel officer or commission in municipalities within this State; and prohibiting certain political activities and providing penalties for the violation of said provision," approved April 11, 1935, relating to civil service systems.

Bill read second time, and ordered engrossed.

Assembly Bill No. 977—An act to amend Section 20894.1 of the Government Code, relating to military service of local members of the State Employees' Retirement System.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1546—An act to amend Section 18709 of the Government Code, relating to state civil service rights of employees of functions taken over by the State.

Bill read second time, and ordered engrossed.

Assembly Bill No. 155—An act to amend Sections 11619 and 11621 of the Health and Safety Code, relating to the use of vehicles in the transportation of narcotics.

Bill read second time, and ordered engrossed.

Assembly Bill No. 433—An act making an appropriation in augmentation of the appropriation in Item 200 of the Budget Act of 1945, for support of the Division of Forestry, Department of Natural Resources.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Ways and Means:

Amendment No. 1

On page 1, lines 2 and 3, of the printed bill, strike out "two hundred forty-seven thousand seventy-three dollars ($247,073)", and insert "three hundred seventy-eight thousand one hundred seventy-four dollars ($378,174)".

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 161—An act to add Sections 34.5, 452.5, 452.10, 694.10, and 697.5 to the Vehicle Code, relating to trolley coaches.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Transportation and Commerce:

Amendment No. 1

On page 1, line 12, of the printed bill, following "378", insert "379".

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 165—An act to amend Sections 271, 278, 314, 314.5, 315, 316, and 332 of the Vehicle Code, and to add Sections 271.2 and 305.1 to the Vehicle Code, relating to drivers licenses and to the issuance, suspension, or revocation thereof, and declaring the urgency of this act.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Transportation and Commerce:

Amendment No. 1

In line 1 of the title of the printed bill, following "271," insert "277,".

Amendment No. 2

On page 2, line 8, of the printed bill, strike out "Divisions 4 and 9 of the Vehicle Code", and insert "the Vehicle Code, involving the safe operation of vehicles on the highway and which are by law required to be reported to the department,".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 3

On page 2 of said bill, following line 14 of the printed bill insert:

"SEC. 2.5. Section 277 of the Vehicle Code is amended to read:

277. Expiration of Chauffeur's Licenses. Every chauffeur's license *heretofore or* hereafter issued shall expire four years after the date of issuance. *A duplicate chauffeur's license shall expire four years from the date of issuance of the license for which the duplicate was issued.* [Every chauffeur's license heretofore issued shall expire at the date fixed in the license as issued or six months after the cessation of hostilities in the present war in which the United States is engaged, as declared by the President or the Congress of the United States, whichever time is later. Every chauffeur's license issued during the year 1936 shall expire at midnight on March 31, 1938, and every chauffeur's license issued during the year 1937 prior to the effective date hereof shall expire at midnight on March 31, 1939.]

Amendment No. 4

On page 4, line 19, of the printed bill, following "license", insert "or to renew the same".

Amendment No. 5

On page 4 of the printed bill, begin line 25 with a paragraph.

Amendment No. 6

On page 4, line 25, of the printed bill, strike out "hereunder", and insert "to a hearing under this section".

Amendment No. 7

On page 4, lines 28 and 29, of the printed bill, strike out "under the provisions of this section", and insert "nor to a formal hearing whenever the action was taken on grounds ascertainable on examination or reexamination pursuant to the provisions of this code,".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 48—An act to amend Sections 18933, 18936, and 18937 of the Government Code, relating to the establishment of eligible lists for employment or promotion in the state civil service.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Civil Service and State Personnel:

Amendment No. 1

On page 1, lines 13 and 14, of the printed bill, strike out "(e) The passing mark or the method by which the passing mark is to be determined."

Amendment No. 2

On page 2, line 11, of said bill, strike out "on a list".

Amendment No. 3

On page 2, lines 14, 15, and 16, of said bill, strike out "of persons to be certified from such lists by removing such number of names as may be necessary from the bottom of the list".

Amendment No. 4

On page 2, line 16, of said bill, insert "to be placed on the employment list. For purposes of receiving veterans preference credits, service in World War II shall be counted only if it was performed before January 1, 1947."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2265—An act to amend Section 694 of the Vehicle Code, relating to width of vehicles.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Transportation and Commerce:

Amendment No. 1

On page 2, line 1, of the printed bill, as amended in the Assembly on April 7, 1947, strike out the comma; and strike out all of lines 2 and 3, and insert "or tractor trailers used by farmers in farming operations and only incidentally operated or towed over a highway or to".

Amendment No. 2

On page 2, line 5, of said bill, following "such", insert "tractor trailers,".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1800—An act to amend Sections 6409 and 6500 of the Labor Code, relating to industrial injury reports.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Industrial Relations:

Amendment No. 1

In line 1 of the title of the printed bill, after "6409", insert ", 6413,".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 2

On page 2 of said bill, after line 9, insert

"SEC. 3. Section 6413 of said code is amended to read:

6413 No information furnished to the Division of Labor Statistics and Research by an employer or an insurer shall be open to public inspection or made public [except on order of a court or other agency with the authority to compel witness to testify]. *No report of injury required to be filed by an employer or an insurer by this chapter shall be admissible as evidence in any adversary proceeding before the Industrial Accident Commission.*"

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 341—An act to amend Section 7351 of the Revenue and Taxation Code, relating to the rate of tax on distribution of motor vehicle fuel, to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Revenue and Taxation:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Section 7351 of", and insert "Sections 8651, 9303, and 10452 of, and to add Sections 7351.5, 8364, 9654, and 10456 to,"

Amendment No. 2

In line 2 of the title of said bill, strike out ", relating to the rate of tax on distribution of motor"; and strike out line 3 of the title, and insert "and to amend Sections 372 and 779 of the Vehicle Code, relating to financial support for public streets and highways including the levying of taxes therefor."

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 3

On page 1 of said bill, strike out line 1, and insert

"SECTION 1. Section 7351.5 is added to the Revenue and Taxation Code to read:

7351.5 For the privilege of distributing motor vehicle fuel a license tax, in addition to any other tax imposed by this part, is hereby imposed upon distributors at the rate of one cent ($0.01) for each gallon of fuel distributed by them in this State

SEC. 2. Section 8364 is added to the Revenue and Taxation Code, to read:

8364. The net revenue in the Motor Vehicle Fuel Fund derived from the tax imposed by Section 7351.5 (computed by deducting from the gross revenue of such tax the amounts required to be paid pursuant to subdivisions (a), (b), (c), and (f) of Section 8352) shall be transferred by the Controller to the State Highway Fund,

and the Controller shall make such transfers at the same time as other transfers to the State Highway Fund of moneys received under this part are made. The amount so required to be transferred shall not be deemed to be money in the Motor Vehicle Fuel Fund for the purpose of Section 8353.

SEC. 3. Section 8651 of the Revenue and Taxation Code is amended to read:

8651. An excise tax is hereby imposed *on the use of fuel by any user thereof* at the rate of three cents ($0.03) per gallon [on the use of fuel by any user thereof] *to and including June 30, 1947, and at the rate of four and one-half cents ($0.045) per gallon on and after July 1, 1947.*

SEC. 4. Section 9303 of the Revenue and Taxation Code is amended to read:

9303. The Controller shall transfer the balance of all money deposited in the Motor Vehicle Fuel Fund under this part, after the payment of refunds, to the State Highway Fund [The amount so transferred shall be expended for the repair, reconstruction of, or additions to those bridges on state highways which have been posted for less than legal speeds or weights under Sections 516 and 715 of the Vehicle Code or for the construction of new bridges or highways to replace such posted bridges.]

SEC. 5. Section 9654 is added to the Revenue and Taxation Code, to read:

9654. Each operator shall be allowed a credit against the taxes imposed by this part in the amount of 50 percent of all amounts which he has paid as registration fees on motor vehicles used in operations under Section 372 of the Vehicle Code as amended by the same act as enacts this section and as thereafter amended.

SEC. 6. Section 10452 of the Revenue and Taxation Code is amended to read:

10452. All money in the Motor Vehicle Transportation Tax Fund, unless otherwise appropriated, shall, upon order of the Controller, be drawn therefrom for the purpose of making refunds under this part or be transferred to the [General] *State Highway* Fund [of the State]

SEC. 7. Section 10456 is added to the Revenue and Taxation Code, to read:

10456. The Controller shall make the transfers to the State Highway Fund at the same time as transfers to said fund of moneys received under the Motor Vehicle Fuel License Tax Law are made.

SEC. 8. Section 372 of the Vehicle Code is amended to read:

372. Weight Fees for Commercial Vehicles. (a) In addition to the registration fee specified in Section 370, there shall be paid fees as set forth in this section for the registration of every vehicle of a type subject to registration used or maintained for the transportation of persons for hire, compensation or profit or designed, used or maintained primarily for the transportation of property.

(b) For any electric vehicle designed, used or maintained as described in subdivision (a) hereof fees shall be paid for registration according to the following schedule:

Unladen weight	Fee
(1) Less than 6,000 pounds	*$36.00*
(2) 6,000 pounds or more but less than 10,000 pounds	*72.00*
(3) 10,000 pounds or more	*96.00*

[(c) For any vehicle designed, used or maintained as described in subdivision (a) hereof other than an electric vehicle fees shall be paid for registration according to the following schedule:

Weight	Fee
(1) When unladen, 3,000 pounds or more, but less than 6,000 pounds and if not used primarily on the premises of the owner	$8.00
(2) When unladen, 3,400 pounds or more, but less than 6,000 pounds and if used primarily on the premises of the owner	$8.00
(3) When unladen, 6,000 pounds or more but less than 10,000 pounds and equipped with not more than two axles	$40.00
(4) When unladen, 10,000 pounds or more and equipped with not more than two axles	$50.00
(5) When unladen, 6,000 pounds or more and equipped with three or more axles	$70.00]

(c) For any motor vehicle having not more than two axles and designed, used or maintained as described in subdivision (a) hereof, other than an electric vehicle, fees shall be paid for registration according to the following schedule:

Unladen Weight	*Fee*
(1) 3,000 pounds to and including 4,000 pounds	*$10.00*
(2) 4,001 pounds to and including 5,000 pounds	*20.00*
(3) 5,001 pounds to and including 6,000 pounds	*30.00*
(4) 6,001 pounds to and including 7,000 pounds	*40.00*
(5) 7,001 pounds to and including 8,000 pounds	*50.00*
(6) 8,001 pounds to and including 9,000 pounds	*60.00*
(7) 9,001 pounds to and including 10,000 pounds	*70.00*
(8) 10,001 pounds to and including 11,000 pounds	*80.00*
(9) 11,001 pounds to and including 12,000 pounds	*90.00*
(10) 12,001 pounds to and including 13,000 pounds	*100.00*
(11) 13,001 pounds to and including 14,000 pounds	*110.00*
(12) 14,001 pounds and over	*120.00*

(d) For any motor vehicle having three or more axles or for any trailer or semi-trailer designed, used or maintained as described in subdivision (a) hereof other than an electric vehicle, fees shall be paid for registration according to the following schedules:

	Unladen Weight	*Fee*
(1)	*2,000 pounds to and including 3,000 pounds*	*$8.00*
(2)	*3,001 pounds to and including 4,000 pounds*	*15.00*
(3)	*4,001 pounds to and including 5,000 pounds*	*30.00*
(4)	*5,001 pounds to and including 6,000 pounds*	*45.00*
(5)	*6,001 pounds to and including 7,000 pounds*	*60.00*
(6)	*7,001 pounds to and including 8,000 pounds*	*75.00*
(7)	*8,001 pounds to and including 9,000 pounds*	*90.00*
(8)	*9,001 pounds to and including 10,000 pounds*	*105.00*
(9)	*10,001 pounds to and including 11,000 pounds*	*120.00*
(10)	*11,001 pounds to and including 12,000 pounds*	*135.00*
(11)	*12,001 pounds to and including 13,000 pounds*	*150.00*
(12)	*13,001 pounds to and including 14,000 pounds*	*165.00*
(13)	*14,001 pounds to and including 15,000 pounds*	*180.00*
(14)	*15,001 pounds and over*	*200.00*

SEC. 9. Section 779 of the Vehicle Code is amended to read:

779. Apportionment to Counties. (a) [Thirty-one and three-fourths percent (31¾%)] *Five million four hundred thousand dollars ($5,400,000)* of the moneys received and reported as registration and weight fees and penalties thereon and fees for special plates in the Motor Vehicle Fund is hereby *annually* appropriated and shall be paid to the counties of this State and the State Controller shall in the months of February and August of each year draw his warrants upon said Motor Vehicle Fund in favor of the county treasurer of each county for the amount to which each said county is entitled hereunder. Said payments shall be made to the counties in proportion to the number of fee-paid vehicles registered in such counties as determined by the places of residence of the owners to whom the registration cards are issued.

The department shall, when requested by the State Controller, furnish to him a verified statement showing the number of such fee-paid vehicles registered in each county according to the records of the department for the use of the State Controller in making the apportionments provided for herein.

The base sum of five million four hundred thousand dollars ($5,400,000) per year shall be increased or decreased for each fiscal year in the ratio that the total number of motor vehicles registered in this State for the preceding calendar year bears to the total number of motor vehicles registered in this State for the calendar year 1946.

(b) In the event the actual domicile, residence or place of abode of an owner of any vehicle registered hereunder is in a county other than the county which the owner has designated as his place of residence in his application for registration and as shown by the records of the department, then the county auditor of the county receiving such funds from the State as hereinabove provided may draw his warrant in favor of the county wherein is located the actual domicile, residence or place of abode of such owner. Such warrant when so drawn shall be in such total sum as to cover all such vehicles as may properly be attributed to the latter county hereunder in order to secure payment to each county of sums in proportion to registration of vehicles therein according to the actual residences of the owners thereof.

SEC. 10. Sections 1, 3, and 8 of this act, inasmuch as they provide for a tax levy, and this section shall, under the provisions of Section 1 of Article IV of the Constitution, take effect immediately; provided, that said sections shall become operative July 1, 1947."

Amendment No. 4

On page 1 of said bill, strike out lines 2 to 10, inclusive.

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 569—An act to add Section 59.3, and to repeal Sections 59.5 and 59.6 of the Alcoholic Beverage Control Act, relating to the hours of sale of alcoholic beverages.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Public Morals:

Amendment No. 1

In lines 1 and 2 of the title of the printed bill, strike out ", and to repeal Sections 59.5 and 59.6 of", and insert "to".

Amendment No. 2

On page 1, line 3, of said bill, strike out "(a)", and insert "Notwithstanding any provision of Section 59 5,".

Amendment No. 3

On page 1 of said bill, strike out lines 8 to 17, inclusive.

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1353—An act to add Section 9a to the Alcoholic Beverage Control Act, relating to lighting.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Public Morals:

Amendment No. 1

On page 1, line 11, of the printed bill, strike out "an average light intensity of two", and insert "a light intensity of three".

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2450—An act to add Section 14.2 to the Alcoholic Beverage Control Act, relating to issuance of licenses.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Public Morals:

Amendment No. 1

On page 1, line 3, of the printed bill, strike out "American citizen", and insert "individual".

Amendment No. 2

On page 1 of said bill, strike out lines 8 to 10, inclusive, and insert "ancestry, may at any time within six months after the effective date of this section file an application for a similar license, and the board is authorized to review the application and issue such a license upon the payment of the fee therefor. The provisions"

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1535—An act to amend Sections 11001, 11103, 11104, 11106, 11166.12, 11170, 11331.5, 11392, 11393, 11475, 11476, 11680, 11715.7, 11721, and 11780 of, and to add Sections 11163.5, 11166.02, 11170.05, 11178, 11179, and 11390.5 to, and to repeal Section 11477 of the Health and Safety Code, relating to the sale, possession, distribution, and use of habit forming narcotic and other dangerous drugs, and providing penalties for the violation thereof, and to the Division of Narcotic Enforcement, Department of Justice, and the powers and duties of the Attorney General relating thereto.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in the Assembly on March 26, 1947, after "11001," insert "11003,".

Amendment No. 2

In line 4 of the title of said bill, strike out "11170.05", and insert "11170.5".

Amendment No. 3

In line 5 of the title of said bill, strike out "and 11390.5", and insert "11390.5, 11477, 11478, 11479, and 11480".

Amendment No. 4

In lines 5 and 6 of the title of said bill, strike out "Section 11477", and insert "Sections 11477, 11478, and 11479".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 5

On page 2 of said bill, between lines 13 and 14, insert

"SEC. 1.5. Section 11003 of the Health and Safety Code is amended to read:

11003. "Cannabis sativa," as used in this division, means the male [and] *or* female of any species commonly known as cannabis sativa, hemp, Indian hemp, or marihuana."

Amendment No. 6

On page 2, line 52, of said bill, strike out "State Medical Board", and insert "Board of Medical Examiners of the State of California".

Amendment No. 7

On page 3, line 1, of said bill, strike out "in lieu of prosecution,".

Amendment No. 8

On page 3, line 3, of said bill, strike out "he has been reinstated and", and insert "such privileges have been restored and he has".

Amendment No. 9

On page 3, line 4, of said bill, strike out "a current registration with", and insert "current registration from".

Amendment No. 10

On page 3, line 9, of said bill, after "prescription", insert "for a narcotic".

Amendment No. 11

On page 3, line 24, of said bill, after "(dionin)," insert "provided such preparations are".

Amendment No. 12

On page 3, line 25, of said bill, strike out "Such preparations,"; and strike out lines 26 and 27.

Amendment No. 13

On page 3, line 37, of said bill, after "fact", and before the period, insert "; or (c) by the use of a false name or the giving of a false address".

Amendment No. 14

On page 4, line 18, of said bill, after "pharmacist", insert "and which is under the supervision of a licensed physician,".

Amendment No. 15

On page 4, line 32, of said bill, after "for", insert "narcotic".

Amendment No. 16

On page 5 of said bill, strike out lines 16 to 22, inclusive, and insert

"The Board of Pharmacy may, upon written application, on a form furnished by the board, and in its discretion, issue a permit to any person, permitting and authorizing such person to sell and dispense hypodermic syringes and hypodermic needles for the purposes and uses specified in said permit."

Amendment No. 17

On page 5 of said bill, strike out lines 31 to 36, inclusive, and insert

"Any sale of a hypodermic needle or hypodermic syringe shall at the time of sale be recorded in a book by the person making such sale and giving the date and hour of the sale, the type or kind of syringe sold, the quantity sold, the purpose and use for which such hypodermic needle or hypodermic syringe was purchased, the signature of the person making the sale and the signature and address of the purchaser.

Such record book shall be available for inspection by any authorized representative of the board or of the Division of Narcotics of the Department of Justice of the State of California."

Amendment No. 18

On page 5 of said bill, between lines 38 to 39, insert

"SEC. 19. Section 11477 is added to the Health and Safety Code, to read:

11477. The provisions of this article with reference to hypodermic syringes and needles do not apply to the sale at wholesale by drug jobbers, drug wholesalers and drug manufacturers or manufacturers and wholesalers of surgical instruments to any of the following:

(a) Pharmacies as defined in the Business and Professions Code
(b) Physicians.
(c) Dentists.
(d) Chiropodists.
(e) Veterinarians.
(f) Other jobbers, wholesalers or manufacturers.
(g) Persons to whom a permit has been issued.

Nor do such provisions apply to the sale at retail by persons to whom a permit has been issued to any of the following:

(a) Pharmacists.
(b) Physicians.
(c) Dentists.
(d) Chiropodists.
(e) Veterinarians.
(f) Licensed medical technicians or technologists.
(g) Nurses.
(h) Hospital research teaching or clinical laboratories.
(i) Other permittees.

SEC. 19.2. Section 11478 of the Health and Safety Code is repealed.

SEC. 19.3. Section 11478 is added to the Health and Safety Code, to read:

11478. The possession by any person of a hypodermic needle or hypodermic syringe which has been obtained by false or fraudulent representation or design or by forged or fictitious name or contrary to or in violation of any provision of this chapter, shall constitute a misdemeanor. Any person convicted thereof shall be punished as prescribed by law.

SEC. 19.5. Section 11479 of the Health and Safety Code is repealed.

SEC. 19.6. Section 11479 is added to the Health and Safety Code, to read:

11479. Any person who has obtained a hypodermic needle or hypodermic syringe from any person to whom a permit has been issued as provided in this article and uses, permits or causes, directly or indirectly, such hypodermic needle or hypodermic syringe to be used for any purpose other than that for which it was purchased, is guilty of a misdemeanor and upon conviction thereof is punishable by imprisonment for not less than six months or by a fine of not less than one hundred dollars ($100) or more than five hundred dollars ($500) or by both such fine and imprisonment.

SEC. 19.7. Section 11480 is added to the Health and Safety Code, to read:

11480. No hypodermic needle or hypodermic syringe shall be sold for human use except upon the prescription of a physician and surgeon, dentist or chiropodist. The foregoing provision shall not apply to sales of hypodermic needles or hypodermic syringes for human use for the purpose of administering adrenalin or insulin to persons suffering from diabetes or asthma.

SEC. 19.8. Section 11680 of the Health and Safety Code is amended to read:

11680. The district attorney of the county in which any violation of this division is committed shall conduct all actions and prosecutions for the violation."

Amendment No. 19

On page 5 of said bill, strike out lines 47 to 51, inclusive.

Amendment No. 20

On page 6, line 5, of said bill, strike out "11170.05 and", and insert "11170.5 or".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2551—An act to amend Section 292 of the Civil Code and to add Section 292.5 to the Civil Code, relating to corporations.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "the Civil Code".

Amendment No. 2

In line 2 of the title of said bill, after the comma, insert "and to amend Section 307 of and to add Section 308.5 to the Corporations Code,".

Amendment No. 3

On page 2 of said bill, after line 13, insert

"SEC. 3. Section 307 of the Corporations Code is amended to read:

307. Each person named in the articles as a director shall, and any other persons may, sign the articles. All signatures thereto shall be acknowledged before an officer authorized by the laws of this State or of the place where the acknowledgment is made to take acknowledgments, *other than a person who has signed the articles*. Any certificate of acknowledgment taken without the State before any officer other than a notary public or a judge or clerk of a court of record having an official seal shall be authenticated by the certificate of an officer having the requisite official knowledge of the qualifications of the officer before whom the acknowledgment was made.

SEC. 4. Section 308.5 is added to the Corporations Code, to read:

308.5. The Secretary of State shall not file articles of incorporation of any proposed corporation unless there is also filed with him a statement signed by a majority of the persons who are to act in the capacity of directors designating an agent upon whom process directed to the corporation may be served and setting forth the complete business or residence address of the agent, which shall be in this State, and the proposed location and address of the principal office of the corporation. No fee shall be payable for filing such statement. The delivery to such agent of a copy of any process against the corporation shall constitute valid service on the corporation.

SEC. 5. Sections 3 and 4 of this act shall take effect only if the Corporations Code is enacted by the Legislature at this session, and in such case, at the same time that the Corporations Code takes effect; at which time Sections 292 and 292.5 of the Civil Code are hereby repealed."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1985—An act to amend Section 16 of the Corporate Securities Act, relating to void securities.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "16", and insert "5".

Amendment No. 2

In line 2 of the title of the printed bill, strike out "void securities", and insert "rules and regulations".

Amendment No. 3

On page 1, line 1, of the printed bill, strike out "16", and insert "5".

Amendment No. 4

On page 1 of the printed bill, strike out lines 3 to 9, inclusive, and insert

"SEC. 5. The commissioner, whenever in his opinion the further sale of any securities by any company would be unfair, unjust or inequitable to the purchasers thereof, may order such company to desist and to refrain from the further sale of its securities. If after such an order is made, a request for a hearing is filed in writing and no hearing is held within 60 days thereafter, such order shall be deemed to have been rescinded.

He shall have the power to establish such rules and regulations as may be reasonable or necessary to carry out the purposes and provisions of this act.

The commissioner shall have authority to prescribe by rules and regulations adopted after reasonable notice and a public hearing, the rights, preferences, privileges, restrictions, and par value of securities proposed to be sold for the purpose of raising funds with which to finance racing enterprises authorized by law.

Every company, otherwise subject to the provisions of this act, conducting or carrying on in this State the business of accumulating savings of its security holders and of loaning and/or investing such accumulations in the manner similar to associations as defined in Chapter 269 of the Statutes of 1931 of the State of California, whether specifically incorporated under said act or not, shall be subject to the supervision and regulation of the commissioner whose duty it is to administer said Chapter 269 of the Statutes of 1931 and amendments thereto, and shall not be subject to the provisions of the Corporate Securities Act."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1080—An act to amend Section 20457 of the Government Code, relating to elections among employees of public agencies on the question of their inclusion in the State Employees' Retirement System.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Civil Service and State Personnel:

Amendment No. 1

On page 1 of the printed bill, strike out lines 11 to 13, inclusive, and insert "proposal. Prior to the election each governing body shall be furnished with a schedule of rates of contribution of members, which shall be made available by the governing body to each employee proposed to be included in the retirement system. The ballot".

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1689—An act creating the Salary Emergency Fund, and making an appropriation to said fund and providing salary and wage increases for state employees and providing that this act take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Civil Service and State Personnel:

Amendment No. 1

On page 1, line 19, of the printed bill, strike out "fifteen", and insert "twenty-five".

Amendment No. 2

On page 1, line 20, of said bill, strike out "($15)", and insert "($25)".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2389—An act to amend Sections 18672, 18673, and 19170 and to repeal Section 19174 of the Government Code, relating to the state civil service.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Civil Service and State Personnel:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in the Assembly on March 31, 1947, after "18673," strike out "and".

Amendment No. 2

In line 1 of the title of the printed bill, as amended, after "19170", insert ", and 19173".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 3

On page 2 of the printed bill, as amended, after line 16, insert

"SEC. 4. Section 19173 of said code is amended to read:

19173. Any probationer may be rejected by the appointing power during the probationary period for reasons relating to the probationer's qualifications, the good of the service, or failure to demonstrate merit, efficiency, fitness, and moral responsibility.

[Notice of rejection accompanied by a statement of the specific reasons therefor, truthful within the knowledge of the appointing power or other officer or person in charge of the employee, shall be filed by the appointing power with the board and a copy served upon the probationer to give effect to the rejection.]

A rejection during probationary period is effected by the service upon a probationer of a written notice of rejection which shall include: (a) an effective date for the rejection which shall not be later than the last day of the probationary period; and (b) the specific reasons for the rejection, which reasons shall be truthful within the knowledge of the appointing power or other person in charge of the employee. Service of the notice shall be made on or prior to the effective date specified. Within 15 days after the effective date of the rejection, a copy thereof shall be filed with the board."

Amendment No. 4

On page 2, line 17, of the printed bill, as amended, strike out "4", and insert "5".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

SECOND READING OF SENATE BILLS

Senate Bill No. 113—An act to add Section 4834.5 to the Revenue and Taxation Code, relating to correction of errors on the delinquent roll.

Bill read second time, and ordered to third reading.

Senate Bill No. 116—An act to amend Section 2152 of the Revenue and Taxation Code, relating to determination of the property tax.

Bill read second time, and ordered to third reading.

Senate Bill No. 637—An act to amend Section 18554 of the Revenue and Taxation Code, relating to the personal income tax, including the payment thereof.

Bill read second time, and ordered to third reading.

Senate Bill No. 497—An act to amend Section 27 of an act entitled "An act making an appropriation for allocation to cities, counties, and cities and counties to develop a postwar public works program comprising the preparation of surveys and plans and specifications for proposed public works and the acquisition of rights of way and sites for major streets, roads, bridges, sewerage and other public facilities, and providing the procedure for making such allocations," approved June 20, 1944, relating to postwar public works programs, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

Senate Bill No. 1090—An act to amend Section 20105 of the Government Code, pertaining to the administration of the State Employees' Retirement System.

Bill read second time, and ordered to third reading.

Senate Bill No. 1308—An act to amend Section 20130 of the Government Code, relating to the State Employees' Retirement System in respect to the rate of interest adopted by the Board of Administration.

Bill read second time, and ordered to third reading.

Senate Bill No. 1337—An act to add Section 4707 to, and to repeal Sections 4805 and 4855 of, the Labor Code, all relating to benefits payable on account of death of employees who are members of the State Employees' Retirement System.

Bill read second time, and ordered to third reading.

Senate Bill No. 913—An act to amend Section 30204 and to add Sections 30204.1, 30204.2, 30204.3, 30204.4, 30204.5, and 30357 to the Streets and Highways Code, relating to additional toll bridges and other toll highway crossings.

Bill read second time, and ordered to third reading.

Senate Bill No. 917—An act to amend Sections 30605 and 30606 of, and to add Section 30608 to the Streets and Highways Code, relating to the San Francisco-Oakland Bay Bridge.

Bill read second time, and ordered to third reading.

Senate Bill No. 340—An act to amend the Building and Loan Association Act by amending Section 1.01 thereof, relating to definitions, Section 2.06 thereof, relating to merger, consolidation and transfer, Section 3.01 thereof, relating to issuance of shares and stock, Section 3.04 thereof, relating to retirement of free shares, Section 3.07 thereof, relating to dividends on funds invested in shares less than six months, Section 4.01 thereof, relating to guarantee stock, Section 5.01 thereof, relating to investment certificates, Section 5.06 thereof, relating to redemption of investment certificates, Sections 6.01, 6.02, and 6.03 thereof, relating to withdrawals, Section 6.04 thereof, relating to reports while on notice, Section 6.05 thereof, relating to delay in paying withdrawal claims, Section 7.09 thereof, relating to liability of stockholders, Section 8.01 thereof, relating to voting rights, Sections 9.07 and 9.10 thereof, relating to loans, Section 13.17 thereof, relating to assessments for salaries and expenses of the Building and Loan Commissioner and his staff, and Section 15.16 thereof, relating to supervision and control of borrowers' mutual building and loan associations, and repealing Section 5.07 thereof, relating to modification of investment certificates; all relating to building and loan associations.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Finance and Insurance:

Amendment No. 1

On page 6, line 41, of the printed bill, as amended in the Senate on April 3, 1947, strike out "and 5.07".

Amendment No. 2

On page 9, lines 35 to 37, of said bill, strike out "(2) in the case of notices of modification given pursuant to Section 5.07 of this act, upon the date of the expiration of the period of such notices of modification; and (3)", and insert "and (2)".

Amendment No. 3

On page 11, line 37, of said bill, after the semicolon, insert "and".

Amendment No. 4

On page 11, line 39, of said bill, strike out all except "unpaid"; strike out lines 40 and 41; and strike out all of line 42 except the period.

Amendment No. 5

On page 13, line 16, of said bill, strike out "and to"; strike out lines 17 and 18; and in line 19, strike out "of one type of such withdrawal over the other,".

Amendment No. 6

On page 13, line 21, of said bill, strike out "in the case of withdrawals pursuant to said"; and in line 22, strike out "Section 6.01".

Amendment No. 7

On page 13, line 23, of said bill, strike out "and in the case of with-"; strike out lines 24, 25, and 26; and in line 27, strike out "tions".

Amendments read, and adopted.

Bill ordered reprinted, and to third reading.

RESOLUTIONS

The following resolution was offered:

By Mr. Stephenson:

House Resolution No. 155

Relative to printing additional copies of the Report of Assembly Fact-Finding Committee on Retirement Rights and Benefits under State Employees' Retirement Law

Resolved by the Assembly of the State of California, That the Chief Clerk of the Assembly be directed to have printed, as a separate document, and made available for Members of the Assembly 1,500 copies of the Report of Assembly Fact-Finding Committee on Retirement Rights and Benefits under State Employees' Retirement Law, as printed in the Assembly Journal of April 17, 1947, at page 43.

Resolution read, and referred to the Committee on Rules.

CONSIDERATION OF DAILY FILE (RESUMED)

UNFINISHED BUSINESS

CONSIDERATION OF SENATE AMENDMENTS

Assembly Bill No. 72—An act to amend Sections 986.4 and 986.5 of the Military and Veterans Code, relating to the purchase of farms and homes by veterans.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 72.

Amendment No. 1

In line 1 of the title of the printed bill, as amended in the Assembly on March 26, 1947, strike out "986.4 and".

Amendment No. 2

On page 1, line 1, of said bill, strike out "986.4", and insert "986.5".

Amendment No. 3

On page 1 of said bill, strike out lines 3 to 9, inclusive.

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 72 by the following vote:

AYES—Allen, Beck, Bennett, Blosser, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Clayton A. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Fletcher, Gaffney, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Kirkwood, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—58.

NOES—None.

Assembly Bill No. 72 ordered enrolled.

Assembly Bill No. 157—An act to amend Sections 164, 181, 222 of, to repeal Section 146.5 of, and to add Section 182.1 to, the Vehicle Code, relating to the registration and transfers of registration of vehicles, declaring the urgency thereof, and providing that this act shall take effect immediately.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 157?

Amendment No. 1

In line 1 of the title of the printed bill, as amended in the Assembly on March 19, 1947, strike out "181, 222"; and also, in said line 1 of the title, strike out "to repeal Section".

Amendment No. 2

In line 2 of the title of said bill, strike out "146.5 of,".

Amendment No. 3

On page 1, line 12, of said bill, after "year," insert "or upon a potential registration card issued near the close of the preceding year,".

Amendment No. 4

On page 2 of said bill, at the end of line 7, strike out the period, and insert "or may endorse or authorize the endorsement of a receipt or validation upon a potential registration card issued by the department for use at time of renewal.

The department may authorize an endorsement of a receipt or the validation of a registration card or potential registration card as hereinbefore provided by a person or organization holding a certificate of authority issued under the provisions of Part 5 of Division 2 of the Insurance Code."

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 157 by the following vote:

AYES—Allen, Beck, Bennett, Blosser, Brown, Burke, Burns, Butters, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—63.

NOES—None.

Assembly Bill No. 157 ordered enrolled.

THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 610—An act to amend Sections 427, 428, and 432 of the Fish and Game Code, relating to hunting and fishing, and the issuance of licenses therefor.

Bill read third time.

Motion to Amend

Mr. Dunn moved the adoption of the following amendments:

Amendment No. 1

On page 2, line 11, of the printed bill, as amended in the Assembly on April 18, 1947, strike out "(c)", and insert
"(b)".

Amendment No. 2

On page 2, line 16, of said bill, strike out "(d)", and insert
"(c)".

Amendments read, and adopted.

Bill ordered reprinted, and re-engrossed.

UNFINISHED BUSINESS (RESUMED)

CONSIDERATION OF SENATE AMENDMENTS (RESUMED)

Assembly Bill No. 797—An act to amend Section 20 of the Probate Code, relating to wills.

The question being: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 797?

Amendment No. 1

On page 1, line 7, of the printed bill, after "college", insert ", State Director of Public Health".

The roll was called, and the Assembly concurred in Senate amendment to Assembly Bill No. 797 by the following vote:

AYES—Allen, Beck, Bennett, Blosser, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hollibaugh, Huyck, James, Johnson, Loomis, Luckel, Maloney, McCollister, McMillan, Niehouse, Price, Robertson, Rosenthal, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—59.

NOES—None.

Assembly Bill No. 797 ordered enrolled.

Assembly Bill No. 2570—An act to amend Section 8 of an act entitled "An act to provide for the acquisition of temporary and emergency housing facilities for veterans and families of servicemen by joint action of the State and local agencies, providing for the operation of such facilities, making an appropriation, and declaring the urgency thereof, to take effect immediately," approved February 15, 1946, relating to the availability of the appropriation made thereby, declaring the urgency thereof and declaring that this act shall take effect immediately.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 2570?

Amendment No. 1

In lines 7 and 8 of the title of the printed bill, as amended in the Assembly on March 26, 1947, strike out "relating to the availability of the appropriation made thereby", and insert "making an appropriation therefor and relating to the period of availability of moneys thereby or heretofore appropriated therefor".

Amendment No. 2

On page 2 of said bill, strike out lines 9 to 13, inclusive, and insert
"A sum of money equal to the amount (of the appropriation heretofore made by this act, augmented by the appropriation made by Chapter 1 of the Fifty-sixth (Second Extraordinary) Session) which reverted to the General Fund on or about April 6, 1947, is hereby appropriated out of moneys in the State Treasury not otherwise appropriated, in augmentation of the appropriation heretofore made by this act,

to carry out the provisions of this act. Any portion of the moneys hereby or heretofore appropriated for allocation to local agencies which is not obligated for expenditure by the State or for which application is not made on or before April 6, 1948, shall revert to the General Fund in the".

Amendment No. 3

On page 2 of said bill, strike out lines 34 and 35, and insert "Certain funds heretofore made available for temporary and emergency housing for veterans and families of servicemen reverted to the General Fund on the".

Amendment No. 4

On page 2, lines 38 and 39, of said bill, strike out "said appropriation will remain available without", and insert "funds will be available without prolonged".

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 2570 by the following vote:

AYES—Allen, Beck, Bennett, Blosser, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hollibaugh, Huyck, James, Johnson, Loomis, Luckel, Maloney, McCollister, McMillan, Niehouse, Price, Robertson, Rosenthal, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—59.
NOES—None.

Assembly Bill No. 2570 ordered enrolled.

Assembly Joint Resolution No. 30—Relative to remains of Americans fighting with Allied Forces killed in action in World War II.

The question being: Shall the Assembly concur in the following Senate amendment to Assembly Joint Resolution No. 30?

Amendment No. 1

On page 1, line 17, of the printed resolution, strike out "were killed while fighting", and insert "lost their lives while serving".

The roll was called, and the Assembly concurred in Senate amendment to Assembly Joint Resolution No. 30 by the following vote:

AYES—Allen, Beck, Bennett, Blosser, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hollibaugh, Huyck, James, Johnson, Loomis, Luckel, Maloney, McCollister, McMillan, Niehouse, Price, Robertson, Rosenthal, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—59.
NOES—None.

Assembly Joint Resolution No. 30 ordered enrolled.

MEMBER EXCUSED

At 11.35 a.m., Mr. Doyle asked for, and was granted, unanimous consent that Mr. Geddes be excused for the balance of the legislative day, because of illness.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1593—An act to add Section 1238.2 to the Code of Civil Procedure, relating to farmers' free market, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read.

Demand for Previous Question

Messrs. Thomas, Luckel, Price, Cooke, and Grunsky demanded the previous question.

Demand for previous question sustained.

The question being on the adoption of the urgency clause to Assembly Bill No. 1593.

Further consideration of urgency clause to Assembly Bill No. 1593 continued temporarily.

RECESS

At 12 m., on motion of Mr. Dickey, the Assembly recessed until 12.10 p.m.

REASSEMBLED

At 12.10 p.m., the Assembly reconvened.

Hon. Sam L. Collins, Speaker of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

FURTHER CONSIDERATION OF ASSEMBLY BILL NO. 1593

Assembly Bill No. 1593—An act to add Section 1238.2 to the Code of Civil Procedure, relating to farmers' free market, declaring the urgency thereof, to take effect immediately.

The question being on the adoption of the urgency clause to Assembly Bill No. 1593.

The roll was called.

Call of the Assembly

Pending the announcement of the vote, Mr. Maloney moved a call of the Assembly.

Motion carried. Time 12.10 p.m.

The Speaker directed the Sergeant-at-Arms to close the doors, and to bring in the following absent members:

Berry, Boyd, Brady, Burns, Carey, M. Philip Davis, Geddes, Hinckley, Knight, Lyons, O'Day, Sheridan, Sherwin, Thorp, and Thurman—15.

PROCEEDINGS UNDER CALL OF THE ASSEMBLY BY UNANIMOUS CONSENT

TEMPORARY SUSPENSION OF ASSEMBLY RULE NO. 85

Mr. Dickey asked for, and was granted, unanimous consent that Assembly Rule No. 85 be temporarily suspended for the purpose of placing a call of the Assembly on any matter on file.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 961—An act adding Chapter 5, comprising Sections 19800 through 19809, inclusive, to Division 8 of the Business and Professions Code and to repeal Chapter 704 of the Statutes of 1921, relating to standard bread loaves, wrappings and markings.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Brown, Burke, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel,

Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—63.

NOES—None.

Bill ordered transmitted to the Senate.

Speaker Pro Tempore Presiding

At 12.15 p.m., Hon. Thomas A. Maloney, Speaker pro Tempore of the Assembly, presiding.

Assembly Bill No. 818—An act to amend Section 737a of the Political Code, relating to salaries of superior court judges.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Burke, Caldecott, Clarke, Collier, Conrad, Cramer, Crowley, Lester T. Davis, Dickey, Dolwig, Doyle, Erwin, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hinckley, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Maloney, McCollister, McMillan, Miller, Niehouse, Rosenthal, Stanley, Stewart, Thomas, Thompson, Thorp, Waters, Wollenberg, and Mr. Speaker—46.

NOES—Debs, Ralph C. Dills, Dunn, Evans, Heisinger, Luckel, Silliman, and Stephenson—8.

Bill ordered transmitted to the Senate.

Assembly Bill No. 2027—An act to repeal Sections 118.5 and 929 and to amend Section 921 of the Fish and Game Code, relating to districts and nets.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Brown, Burke, Burns, Caldecott, Collier, George D. Collins, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Clayton A. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Gaffney, Gannon, Grant, Grunsky, Hahn, Heisinger, Hinckley, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McCollister, Miller, Niehouse, Price, Rosenthal, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Waters, and Wollenberg—53.

NOES—Robertson—1.

Bill ordered transmitted to the Senate.

COMMUNICATIONS

By Mr. Kirkwood:

The following communication was received, read, and ordered printed in the Journal:

April 21, 1947

Arthur Ohnimus, Chief Clerk of the Assembly
Sacramento, California

DEAR ARTHUR: Herewith is Adult Authority copy of letter dated March 28, 1947, from Judge Doran to Don Field. This is the copy of the letter which I actually read on the floor of the Assembly on April 11th.

ROBERT C. KIRKWOOD

Above mentioned copy of letter ordered held at the desk, by unanimous consent.

Hon. Richard H. McCollister Presiding

At 12.30 p.m., Hon. Richard H. McCollister, Member of the Assembly from the Seventh District, presiding.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 2131—An act to amend Section 811 of, and to add Section 806.5 to the Fish and Game Code, relating to clams.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Waters, and Wollenberg—63.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 390—An act to amend Section 212 of the Labor Code, relating to the payment of wages.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Dolwig, Doyle, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Waters, Weber, and Wollenberg—63.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 391—An act to add Section 432 5 to the Labor Code, relating to contracts and applications for employment.

Bill read third time.

Motion to Amend

Mr. Miller moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 3, of the printed bill, strike out 'knowingly".

Amendment No. 2

On page 1, line 4, of said bill, strike out "containing", and insert "with knowledge that such contract contains".

Amendments read, and adopted.

Bill ordered reprinted, and re-engrossed.

Assembly Bill No. 1153—An act to add Section 9105 to the Government Code, relating to the State Capitol Building, the management thereof, and the assignment and reassignment of space therein, declaring the urgency hereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig,

Doyle, Dunn, Elliott, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, Robertson, Rosenthal, Stanley, Stephenson, Thomas, Thompson, Thorp, Waters, Weber, and Wollenberg—62.

NOES—Silliman—1.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, Robertson, Rosenthal, Stanley, Stephenson, Thomas, Thompson, Thorp, Waters, Weber, and Wollenberg—62.

NOES—Silliman—1.

Bill ordered transmitted to the Senate.

FURTHER PROCEEDINGS UNDER CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 1593

At 12.38 p.m., on motion of Mr. Maloney, further proceedings under the call of the Assembly were dispensed with.

The names of the absentees were called, and the urgency clause to Assembly Bill No. 1593 adopted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brown, Burke, Burns, Butters, Caldecott, Clarke, George D. Collins, Conrad, Cooke, Lester T. Davis, Debs, Doyle, Dunn, Elliott, Fletcher, Gaffney, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Maloney, McCollister, McMillan, Miller, Price, Robertson, Rosenthal, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—54.

NOES—Collier, Cramer, Crichton, Crowley, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Erwin, Evans, Field, Gannon, Geddes, Luckel, Niehouse, and Stephenson—16.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brown, Burke, Burns, Butters, Caldecott, Clarke, George D. Collins, Conrad, Cooke, Lester T. Davis, Debs, Doyle, Dunn, Elliott, Fletcher, Gaffney, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Maloney, McCollister, McMillan, Miller, Price, Robertson, Rosenthal, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—54.

NOES—Collier, Cramer, Crichton, Crowley, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Erwin, Evans, Field, Gannon, Geddes, Luckel, Niehouse, and Stephenson—16.

Bill ordered transmitted to the Senate.

Explanations of Vote

The reason I did not vote on this bill was because, at the time the matter was presented, I was in San Francisco, on legislative business. A member cannot delegate another person to cast his vote for him. I would have voted "Yes".

EDWARD F. O'DAY

Inasmuch as I am a co-author of Assembly Bill No. 1593, had I not been detained in San Francisco because of sickness in the family, I should have given the bill an "Aye" vote.

BERNARD R. BRADY

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 147—An act to amend Sections 453, 623.5, 640, and 650.6 of the Vehicle Code, relating to persons and equipment engaged

in highway work, declaring the urgency thereof and providing that this act shall take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read.

The roll was called.

Call of the Assembly

Pending the announcement of the vote, Mr. Thomas moved a call of the Assembly.

The roll was called, and the motion carried by the following vote:

AYES—Beck, Berry, Blosser, Burke, Burns, Butters, Carey, Clarke, Collier, George D. Collins, Conrad, Cramer, Crowley, Lester T. Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Fletcher, Gaffney, Geddes, Grant, Grunsky, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, Kirkwood, Loomis, Luckel, Maloney, McCollister, Miller, Niehouse, Stanley, Stewart, Thomas, Thompson, Thorp, Waters, Weber, and Wollenberg—46.

NOES—Bennett, Cooke, Dunn, James, Kilpatrick, McMillan, Robertson, Rosenthal, and Stephenson—9.

Time, 12.50 p.m.

The Speaker directed the Sergeant-at-Arms to close the doors, and to bring in the following absent members:

Allen, Boyd, Brady, Conrad, Cooke, M. Philip Davis, Debs, Dickey, Evans, Field, Hawkins, Knight, Lyons, O'Day, Price, Sheridan, Sherwin, Thurman, and Mr. Speaker—19.

PROCEEDINGS UNDER CALL OF THE ASSEMBLY BY UNANIMOUS CONSENT

TEMPORARY SUSPENSION OF ASSEMBLY RULE NO. 85

Mr. Dickey asked for, and was granted, unanimous consent that Assembly Rule No. 85 be temporarily suspended for the purpose of placing a call of the Assembly on any matter on file.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, April 21, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1066

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bill ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 21, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 25

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bill ordered to third reading.

RE-REFERENCE OF BILLS

By order of the Speaker, the following bills were withdrawn from the file, and re-referred as follows:

Assembly Bill No. 1066 re-referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 25 re-referred to Committee on Governmental Efficiency and Economy.

REQUEST FOR UNANIMOUS CONSENT THAT ASSEMBLY BILL NO. 2041 BE RE-REFERRED TO COMMITTEE

Mrs. Niehouse asked for, and was granted, unanimous consent that Assembly Bill No. 2041 be withdrawn from the third reading file, and be re-referred to the Committee on Education.

Hon. Randal F. Dickey Presiding

At 12.55 p.m., Hon. Randal F. Dickey, Member of the Assembly from the Fourteenth District, presiding.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 2266—An act to amend Sections 5403, 5406, 5408, 5409, 5410.2, and 5410.4 of, and to add Sections 5410.45 and 5402.5 to, the Public Resources Code, relating to recreation park and parkway districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Bennett, Berry, Blosser, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, Robertson, Rosenthal, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Waters, Weber, and Wollenberg—65

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Concurrent Resolution No. 13—Relative to Sergeants in the State Police.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, Robertson, Rosenthal, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Weber, and Wollenberg—64.

NOES—Collier—1.

Resolution ordered transmitted to the Senate.

Assembly Bill No. 815—An act to amend Sections 664 and 665 of the Probate Code, relating to probate of homesteads.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gannon, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick,

Kirkwood, Loomis, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, Robertson, Rosenthal, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Waters, Weber, and Wollenberg—63.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1707—An act to amend Section 20009.1 of the Government Code, relating to the Retirement System.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, Robertson, Rosenthal, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Waters, Weber, and Wollenberg—66.

NOES—None.

Bill ordered transmitted to the Senate.

NOTICE OF MOTION TO WITHDRAW ASSEMBLY BILL NO. 1915 FROM THE INACTIVE FILE

Mr. Anderson gave notice that on the next legislative day he would move to withdraw Assembly Bill No. 1915 from the inactive file, and have it placed upon the third reading file.

Hon. Richard H. McCollister Presiding

At 1.12 p.m., Hon. Richard H. McCollister, Member of the Assembly from the Seventh District, presiding.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 914—An act to amend Section 1161 of the Civil Code, relating to prerequisites to recordation, and Section 2952 of the Civil Code, relating to mortgages of real property, and providing for the recording of fictitious mortgages and deeds of trust and the inclusion of the provisions thereof in other mortgages and deeds of trust by reference, and constructive notice of such mortgages and deeds of trust by the recording thereof.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Bennett, Berry, Blosser, Brown, Burke, Burns, Butters, Caldecott, Carey, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Dolwig, Doyle, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, Robertson, Rosenthal, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Waters, Weber, and Wollenberg—58.

NOES—Beck, George D. Collins, Ralph C. Dills, Dunn, and Elliott—5.

Bill ordered transmitted to the Senate.

Assembly Bill No. 2238—An act to amend Section 131 of the Civil Code, relating to divorce, including actions and causes of action therefor.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T Davis, Debs, Dickey, Clayton A. Dills, Dolwig, Doyle, Elliott, Erwin, Evans, Fletcher, Gannon, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, Robertson, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Waters, Weber, and Wollenberg—62

NOES—None

Bill ordered transmitted to the Senate.

FURTHER PROCEEDINGS UNDER CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 147

At 1.22 p.m., on motion of Mr. Burns, further proceedings under the call of the Assembly were dispensed with.

The names of the absentees were called, and the urgency clause to Assembly Bill No. 147 adopted by the following vote:

AYES—Allen, Anderson, Berry, Blosser, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kirkwood, Loomis, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Waters, Weber, and Wollenberg—56.

NOES—Beck, Bennett, George D Collins, Ralph C. Dills, Elliott, Geddes, Hollibaugh, Kilpatrick, Lowrey, Robertson, and Rosenthal—11.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Berry, Blosser, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kirkwood, Loomis, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Waters, Weber and Wollenberg—56

NOES—Beck, Bennett, George D Collins, Ralph C. Dills, Elliott, Geddes, Hollibaugh, Kilpatrick, Lowrey, Robertson, and Rosenthal—11.

Bill ordered transmitted to the Senate.

RECESS

At 1.25 p.m., on motion of Mr. Dickey, the Assembly recessed until 3 p.m.

REASSEMBLED

At 3 p.m., the Assembly reconvened.

Hon. Sam L. Collins, Speaker of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1644—An act to amend Sections 862b and 878 of an act entitled "An act to provide for the organization, incorporation, and government of municipal corporations," approved March 13, 1883, relating to powers of city councils in cities of the sixth class.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Brown, Burke, Burns, Caldecott, Carey, Clarke, George D. Collins, Conrad, Cooke, Cramer, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Gaffney, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Luckel, Maloney, McCollister, McMillan, Niehouse, O'Day, Price, Robertson, Silliman, Stanley, Stephenson, Stewart, Thorp, Waters, Wollenberg, and Mr. Speaker—54.
NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1772—An act to amend Section 3209.3 of the Labor Code.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Brown, Burke, Burns, Caldecott, Carey, Clarke, George D. Collins, Conrad, Cooke, Cramer, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Gaffney, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, O'Day, Price, Robertson, Silliman, Stanley, Stephenson, Stewart, Thorp, Waters, Wollenberg, and Mr. Speaker—54.
NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1774—An act to amend Section 1679 of the Dental Practice Act.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Bennett, Blosser, Burke, Burns, Caldecott, Carey, Clarke, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Gaffney, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Niehouse, O'Day, Price, Robertson, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Waters, Wollenberg, and Mr. Speaker—56.
NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1775—An act to amend Section 1627 of the Dental Practice Act.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Burke, Burns, Caldecott, Carey, Clarke, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Niehouse, O'Day, Price, Robertson, Silliman, Stanley, Stephenson, Thompson, Thorp, Waters, Wollenberg, and Mr. Speaker—57.
NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 531—An act to amend Sections 1280a and 1280b of the Penal Code, relating to affidavits for justification of bail.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brown, Burke, Burns, Caldecott, Carey, Clarke, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Erwin, Fletcher, Gaffney, Geddes, Grant, Grunsky, Heisinger, Hinckley, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Maloney, McCollister, McMillan, Niehouse, Price, Robertson, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Waters, Wollenberg, and Mr. Speaker—55.

NOES—George D. Collins and Elliott—2.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1553—An act to amend Section 852a of an act entitled "An act to provide for the organization, incorporation, and government of municipal corporations," approved March 13, 1883, relating to the council-manager form of government in cities of the sixth class.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Bennett, Berry, Blosser, Brown, Burke, Burns, Caldecott, Carey, George D Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Fletcher, Gaffney, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Loomis, Luckel, Maloney, McCollister, McMillan, Niehouse, O'Day, Price, Robertson, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Waters, Wollenberg, and Mr. Speaker—56.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 18—An act to amend Section 1346 of the Fish and Game Code, relating to antelope.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brown, Burke, Burns, Caldecott, Carey, Clarke, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, Debs, Dickey, Ralph C Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Loomis, Maloney, McCollister, McMillan, Niehouse, O'Day, Price, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Waters, Wollenberg, and Mr. Speaker—55.

NOES—Lowrey and Robertson—2.

Bill ordered transmitted to the Senate.

Assembly Bill No. 790—An act to amend Sections 250 and 252 of the Fish and Game Code, relating to refuges.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brown, Burke, Burns, Caldecott, Carey, Clarke, George D. Collins, Conrad, Cramer, Crichton, Lester T. Davis, Debs, Dickey, Dolwig, Doyle, Dunn, Elliott, Erwin, Fletcher, Gaffney, Grant, Grunsky, Hahn, Hawkins, Heisinger, Huyck, James, Johnson, Kilpatrick, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Niehouse, O'Day, Price, Silliman, Stephenson, Stewart, Thompson, Thorp, Waters, Wollenberg, and Mr. Speaker—51.

NOES—Cooke, Geddes, Robertson, and Stanley—4.

Bill ordered transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT THAT ASSEMBLY BILL NO. 1978 HOLD ITS PLACE ON FILE

Mr. Heisinger asked for unanimous consent that Assembly Bill No. 1978 be passed on file, and hold its place on file.

Mr. James withheld unanimous consent.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 935—An act to add Section 252 to the Streets and Highways Code, relating to primary state highways.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Bennett, Berry, Blosser, Brown, Burke, Caldecott, Carey, Clarke, George D Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, O'Day, Price, Silliman, Stephenson, Stewart, Thompson, Thorp, Waters, Wollenberg, and Mr. Speaker—54.

NOES—Stanley—1.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1615—An act to add Section 6b to an act entitled "An act authorizing the establishment of municipal courts, prescribing their constitution, regulation, government, procedure and jurisdiction, and providing for the election and appointment of the judges, clerks, and other attaches of such courts, their terms of office, qualification and compensation and for the selection of jurors therein," approved May 23, 1925, relating to municipal courts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brown, Burke, Caldecott, Carey, Clarke, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Dolwig, Doyle, Dunn, Erwin, Fletcher, Gaffney, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, O'Day, Price, Silliman, Stanley, Stephenson, Thompson, Thorp, Waters, Wollenberg, and Mr. Speaker—52.

NOES—None

Bill ordered transmitted to the Senate.

Speaker Pro Tempore Presiding

At 3.45 p.m., Hon. Thomas A. Maloney, Speaker pro Tempore of the Assembly, presiding.

Assembly Bill No. 259—An act to add Section 1197.5 to the Labor Code, relating to wages for women.

Bill read third time.

Speaker Presiding

At 4 p.m., Hon. Sam L. Collins, Speaker of the Assembly, presiding.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Bennett, Berry, Blosser, Brown, Burke, Burns, Caldecott, Carey, Clarke, George D Collins, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Geddes, Grant, Hahn, Hawkins, Heisinger, Hinckley, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Stewart, Thorp, Waters, and Wollenberg—52.

NOES—Beck, Grunsky, Hinton, James, Loomis, Silliman, Stanley, Stephenson, Thompson, and Mr. Speaker—10.

Bill ordered transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT TO USE ASSEMBLY CHAMBER

Mr. Brown asked for, and was granted, unanimous consent that the Committee on Judiciary be permitted to use the Assembly Chamber, tonight, at 8 p.m., for the purpose of holding a meeting.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS

Senate Bill No. 662—An act to amend Section 1 of an act entitled "An act to promote the welfare of the poultry industry of the State of California; to encourage the breeding of poultry stock through public testing and demonstration of the results of superior breeding, and to make an appropriation," approved July 22, 1939, relating to the Poultry Improvement Commission.

Bill read third time.

Motion to Amend

Mr. Brown moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "amend Section 1 of", and insert "to add Article 3 to Chapter 1 of Division 1 of the Agricultural Code and to repeal".

Amendment No. 2

On page 1 of said bill, strike out line 1, and insert

"SECTION 1. Article 3 is added to Chapter 1 of Division 1 of the Agricultural Code, to read:

Article 3. The Poultry Improvement Commission

43. There is in the State Government the Poultry Improvement Commission. The commission consists of 10 members, three of whom are ex officio members and seven of whom are appointed by the Governor for terms as hereinafter provided.

The ex officio members are:

(a) The Chief of the Poultry Division of the University of California.

(b) The Chief of the Veterinary Division of the University of California.

(c) The director.

The seven appointive members are:

(a) The five members heretofore appointed, the terms of whom shall expire in the rotation heretofore established.

(b) Two members who shall be appointed by the Governor after this section takes effect for terms of two and four years, respectively, and whose successors shall be appointed for terms of four years.

Each appointive member shall serve for the term for which he is appointed and until his successor has been appointed and qualifies.

In making appointments the members shall be chosen so far as possible to give representation to the seven major poultry districts of the State.

44. The members of the commission shall serve without compensation but may be reimbursed for their necessary traveling and other expenses incurred in the performance of their official duties.

45. The commission shall annually conduct a poultry testing project in the vicinity of Modesto or at such other place in the State as the commission may determine which has similar qualifications as to central location, mild climate, and freedom from communicable diseases of poultry.

The commission may provide for the collection of fees from exhibitors in such amounts as, in the opinion of the commission, will make the poultry testing projects self perpetuating and self supporting.

The commission may construct necessary buildings, employ necessary personnel, disburse and receive funds for the purpose of conducting poultry testing projects, prescribe rules and regulations and do all things necessary for the conduct of poultry testing projects.

46. All state agencies, services, and facilities, including the University of California, the Department of Public Works, the State Printer, and the department shall cooperate in providing such services in connection with the carrying out of the provisions of this article as the commission may require.

47. The poultry testing project fund in the State Treasury is continued in existence. All money received by the commission shall be paid into said fund and disbursed therefrom upon order of the commission for the purposes of carrying out this article.

48. The commission shall make rules and regulations governing the payment of cash awards or premiums to exhibitors whose entries demonstrate the results of superior breeding and may pay the same from the Poultry Testing Project Fund or any other money available for such purpose.

SEC. 2. The act cited in the title hereof is repealed."

Amendment No. 3

On page 1 of said bill, strike out lines 2 to 20, inclusive.

Amendments read, and adopted.

Bill ordered reprinted, and to third reading.

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1631—An act to amend Sections 27146 and 27154 and to repeal Section 27246 of the Streets and Highways Code, relating to bridge and highway districts.

Bill read third time.

Motion to Amend

Mr. O'Day moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Sections 27146 and 27154", and insert "Section 27146".

Amendment No. 2

On page 1, line 5, of said bill, after "board", insert "or any of its committees".

Amendment No. 3

On page 1, line 9, of said bill, after "board", insert "or any of its committees".

Amendment No. 4

On page 1 of said bill, strike out lines 11 through 24, inclusive; and on page 2, strike out lines 1 to 7, inclusive.

Amendment No. 5

On page 2, line 8, of said bill, strike out "SEC. 3.", and insert "SEC. 2."

Amendments read, and adopted.

Bill ordered reprinted, and re-engrossed.

RESOLUTIONS

The following resolutions were offered:

By Mr. McCollister:

House Resolution No. 156

Relating to increasing the membership of certain standing committees

WHEREAS, The membership of the Assembly standing committees on Industrial Relations, Social Welfare and Military Affairs was increased by one member each, pursuant to House Resolution No. 151; and

WHEREAS, Such increase in membership has resulted in increasing the number of members required for a quorum of such committees to the same number that would be required if the membership of such committees had been increased by two members; now, therefore, be it

Resolved by the Assembly of the State of California, That the number of members of the standing committees on Industrial Relations, Social Welfare and Military Affairs is hereby increased by one additional member for each of said committees.

Request for Unanimous Consent

Mr. McCollister asked for, and was granted, unanimous consent to take up House Resolution No. 156, at this time, without reference to committee or file.

Resolution read, and adopted.

By Mr. Ralph C. Dills:

House Resolution No. 157

Relative to amending House Resolution No. 144, which created the Assembly Special Investigating Committee, and further defining the powers and duties of the committee

WHEREAS, By House Resolution No. 144 the Assembly Special Investigating Committee was created to ascertain for the Assembly all facts pertaining to the writing of a certain letter and the statements therein made, in order to enable this Assembly to determine what action, if any, it should take with reference thereto within the scope of its powers; and

WHEREAS, It is desirable that the scope of the investigation to be undertaken by that committee be more specifically defined; now, therefore, be it

Resolved by the Assembly of the State of California, As follows:

1. Paragraph No. 1 of House Resolution No. 144 is amended to read:

1. (a) At this Regular Session of the Legislature, under date of April 11, 1947, while the Assembly had under consideration a motion that the vote whereby Assembly Bill No. 537 was passed be reconsidered, a Member of the Assembly brought to the attention of and read to this Assembly a copy of a letter purportedly written by William C. Doran, Associate Justice of the District Court of Appeal, Second Appellate District, Division One, relating to Assembly Bill No. 538 and referring to the author of Assembly Bills Nos. 537 and 538, the original of which letter or a copy thereof is in the possession of this Assembly, in the custody of the Chief Clerk.

(b) The Assembly Special Investigating Committee, to which said letter is hereby referred for consideration and report, is hereby created and authorized to ascertain, study and investigate all facts in any way bearing upon or relating to the writing of said letter and any and all statements contained or facts recited therein, and any and all matters incidental thereto, including in the inquiry the subject matter of Assembly Bills Nos. 537 and 538, the effect of the bills if enacted into law, the purpose or purposes for which they were introduced and amended, and the question whether or not in connection with said bills or the writing and transmission of said letter there has been any interference with the legislative process, and to report to the Assembly its findings of fact in relation to all these matters, including in its report the recommendations of the committee as to what action, if any, the Assembly should take with reference thereto, within the scope of the powers of the Assembly.

2. Paragraph No. 2 of said resolution is amended to read:

2. The committee consists of the following 20 Members of the Assembly:

Messrs. Allen, Berry, Boyd, Butters, Clarke, Crowley, Dickey, Clayton A. Dills, Erwin, Evans, Field, Fletcher, James, O'Day, and Stewart (members of the Interim Committee on Governmental Efficiency and Economy which was continued in existence by House Resolution No. 44 at this session) and Messrs. Dolwig, McCollister, Robertson, Thomas, and Beck.

Mr. Dolwig shall be the chairman of the committee.

Vacancies occurring or existing in the membership or chairmanship of the committee shall be filled by appointment by the Speaker pro Tempore of the Assembly.

3. Paragraphs 3, 4, 5, and 6 of said resolution are hereby re-adopted by the Assembly.

Request for Unanimous Consent

Mr. Ralph C. Dills asked for, and was granted, unanimous consent to take up House Resolution No. 157, at this time, without reference to committee or file.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Caldecott, Carey, Clarke, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McMillan, Miller, Nichouse, O'Day, Price, Robertson, Silliman, Stephenson, Stewart, Thompson, Thorp, Waters, and Wollenberg—62.

NOES—None.

ANNOUNCEMENT OF SPECIAL COMMITTEE MEETING

Chairman Dolwig announced that, pursuant to the provisions of House Resolution No. 157, the Assembly Special Investigating Committee would hold an Executive Session, for the purpose of organizing, on Tuesday afternoon, April 22, 1947, upon adjournment.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, April 21, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:
Assembly Bill No. 408

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bill ordered re-referred to Committee on Municipal and County Government.

REQUEST FOR UNANIMOUS CONSENT THAT ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 2 HOLD ITS PLACE ON FILE

Mr. Anderson asked for, and was granted, unanimous consent that Assembly Constitutional Amendment No. 2 hold its place on file, on the next legislative day.

ANNOUNCEMENT OF COMMITTEE MEETINGS

It was announced that the following committees would hold meetings:

At 4 p.m., today—
Ways and Means.
Crime and Correction.
Public Utilities and Corporations.

At 8 p.m., tonight—
Finance and Insurance.

At 9 a.m., tomorrow, April 22d—
Rules.

GUESTS EXTENDED PRIVILEGE OF ASSEMBLY FLOOR

On request of Messrs. Stephenson and Gannon, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Sister Benedicta and Sister Mary Oliver of St. Joseph's Academy of Sacramento, and the following pupils: Mary Dullanty, Matilda Macias, Henrietta Mulgat, Georgina Zwkovich, Mary Jane Boroja, Margaret Wiget, Betty Kearns, Margaret Hall, Elizabeth Yniguez, Mary E. Harder, Arlene Martin, Anna Peluso, Barbara Burke, Pat Allen, Joyce Cummings, Evelyn Casella, Josephine Lolive, Catherine Burger, Carmel Nuccio, Thea Pellegrini, Pat Berry, Betty Lou Weeks, Norma McCallum, Eva Puliz, Phyllis Perri, Jean Meda, Mary Mulligan, Margaret M. Hannan, Inez Green, Jeanne Shipp, Joan Krueger, Lorraine Kamp, Ramona Artero, Estella Chavez, Frances Fava, Jeanette Martin, Norma Tenhunfeld, Anita Maes, Angelina Resendez, Rita Yepez, Jacinta Villegas, Connie Avila, Elaine Dickerson, Jacquetta Frazier, Marjorie Creighton, Mary Ellen Doyle, Violet Nekrasoff, Paula Perez, Mamie Lujan, Hope Massey, Pat Judge, Adeline Garbarino, Noreen Warriner, Pat Risse,

Viola Cantu, Georgiana Naso, Joan Hamilton, Joy Swafford, Pat Russell, Catherine Ryan, Nancy Tenhunfeld, Elaine Reveling, Mary Ryan, Barbara Fischer, Rosina Vasquez, Margaret Cortez, Elizabeth Tobol, Joyce Tucker, Violet Lind, Lupe Rizo, and Consuelo Sepeda.

On request of Mr. Hinton, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. L. P. Fuller of San Fernando Valley.

On request of Mr. Bennett, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mr. and Mrs. Fred B. Bennett of Los Angeles.

On request of Mr. Blosser, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to John R. Moore and Lloyd E. Wilson of San Francisco.

On request of Messrs. Anderson and Conrad, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Halsey Denman of Hermosa Beach, and E. D. Moore of Los Angeles.

On request of Mr. Debs, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mr. and Mrs. George Gleason of Los Angeles.

ADJOURNMENT

At 4.16 p.m., on motion of Mr. Dickey, the Speaker declared the Assembly adjourned until 9.30 a.m., Tuesday, April 22, 1947.

SAM L. COLLINS, Speaker

GERALDINE B. HADSELL, Minute Clerk

CALIFORNIA LEGISLATURE
FIFTY-SEVENTH (GENERAL) SESSION

ASSEMBLY DAILY JOURNAL

FIFTIETH LEGISLATIVE DAY
ONE HUNDRED SEVENTH CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO
Tuesday, April 22, 1947

The Assembly met at 9.30 a.m.

Hon. Sam L. Collins, Speaker of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—77.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. Raymond Renwald:

Every good gift and every perfect gift is from above, coming down from the Father of Lights, with whom there is no change, nor shadow of alteration. Of His own will He has begotten us by the word of Truth, that we might be, as it were, the first-fruits of His creatures. Therefore, casting aside all uncleanness and abundance of malice, with meekness let us receive the word of God which is able to save our souls—AMEN.

READING OF THE JOURNAL DISPENSED WITH

On motion of Mr. Carey, further reading of the Journal of the previous legislative day was dispensed with.

LEAVES OF ABSENCE FOR THE DAY

The following members were granted leaves of absence for the day, because of illness:

Mr. Knight, on motion of Mr. Stewart.

Mr. Lyons, on motion of Mr. Hollibaugh.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, April 22, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 2509

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bill ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 22, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 45
Assembly Bill No. 47
Assembly Bill No. 155

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

Committee on Military Affairs

ASSEMBLY CHAMBER, SACRAMENTO, April 22, 1947

MR. SPEAKER: Your Committee on Military Affairs, to which was referred:

Senate Bill No. 195

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

McCOLLISTER, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 22, 1947

MR. SPEAKER: Your Committee on Military Affairs, to which was referred:

Senate Bill No. 163

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

McCOLLISTER, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 22, 1947

MR. SPEAKER: Your Committee on Military Affairs, to which were referred:

Assembly Bill No. 95
Assembly Bill No. 904
Assembly Bill No. 1923
Assembly Bill No. 2066
Assembly Bill No. 2407

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

McCOLLISTER, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 22, 1947

MR. SPEAKER: Your Committee on Military Affairs, to which was referred:

Assembly Bill No. 297

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

McCOLLISTER, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 22, 1947

MR. SPEAKER: Your Committee on Military Affairs, to which was referred:

Assembly Bill No. 2342

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be re-referred to Committee on Ways and Means.

McCOLLISTER, Chairman

Above reported bill re-referred to Committee on Ways and Means.

CONSIDERATION OF DAILY FILE
SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 69—An act to amend Section 18973 of the Government Code, relating to veterans' preference in state civil service.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Military Affairs:

Amendment No. 1

On page 1, line 3, of the printed bill, strike out "entrance".

Amendment No. 2

On page 1, lines 5 and 6, of said bill, strike out "become eligible for certification from eligible lists by attaining", and insert "attain".

Amendment No. 3

On page 1, line 7, of said bill, strike out "one of the following".

Amendment No. 4

On page 1, line 7, of said bill, after "credits", insert "as follows".

Amendment No. 5

On page 1 of said bill, strike out lines 8 and 9, and insert
"(a) In entrance examinations, if a disabled veteran, 15 points; otherwise, 10 points."

Amendment No. 6

On page 1, line 10, of said bill, strike out "(c)", and insert
"(b)".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 83—An act to amend Section 19533 of the Government Code, relating to layoffs in the state civil service.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Military Affairs:

Amendment No. 1

On page 1, lines 20 and 21, of the printed bill, strike out "preference equivalent to five years seniority", and insert "seniority preference equal to the period of service in the armed forces, computed to the nearest six months; provided, that the veteran enters state service within a period of one year after date of discharge or if more than one year has elapsed that there has not been any intervening employment".

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 906—An act to add Section 19403 to the Government Code, relating to taking of civil service examinations by veterans.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Military Affairs:

Amendment No. 1

In line 2 of the title of the printed bill, after "veterans", insert ", declaring the urgency thereof, and providing that this act shall take effect immediately".

Amendment No. 2

On page 2 of said bill, after line 12, insert

"SEC. 2. This act is hereby declared to be an urgency measure necessary for the immediate preservation of the public peace, health or safety within the meaning of Section 1 of Article IV of the Constitution and shall therefore go into immediate effect. A statement of the facts constituting such necessity is as follows:

A number of veterans whose services are urgently needed by the state agencies for which they worked under duration appointment, prior to entering military service, will have to be separated from the state service before July 1, 1947, if this act does not take immediate effect. Their removal would seriously impair the efficiency of the state agencies in the services of which they are now engaged."

Amendment No. 3

On page 1, line 5, of said bill, after "exempt", insert "appointment".

Amendment No. 4

On page 1, line 11, of said bill, after "military service", insert "or on military leave".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1393—An act to amend Section 19394 of the Government Code, relating to certification of persons on military leave from the state civil service.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Military Affairs:

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 1

On page 1 of the printed bill, strike out lines 1 to 16, inclusive, and insert

"SECTION 1. Section 19394 of the Government Code is amended to read:

19394. [Any person whose name appears on any employment list who enters the armed forces of the United States before it is abolished shall retain his place on it until the expiration of three years from the termination of his service with the armed forces.

Promotional lists upon which the names of such persons appear may not be abolished, unless they are replaced by more recently prepared lists and the names of such persons are placed thereon in the order and at the same place they appeared on the former list.

This section does not apply to any person who refuses to accept appointment to a permanent position after certification thereto subsequent to his discharge from the armed forces, or who has not been certified during his service with the armed forces of the United States.]

A person whose name was high enough on a regular permanent employment list to be available for certification for possible appointment to a permanent position while he was in the armed forces of the United States shall retain his place on the list for three years following the date of his release from military service or until December 31, 1949, whichever is the earlier date. The name of a person whose eligibility is retained under the provisions of this section beyond the time other names are removed from a list as provided in Section 18901 shall be certified ahead of the names of persons on more recently prepared lists, except that the name shall be removed from the list if he refuses to accept appointment to a permanent position after certification thereto subsequent to his release from the armed forces."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, April 21, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted:

Assembly Concurrent Resolution No. 51

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above resolution ordered enrolled.

SENATE CHAMBER, SACRAMENTO, April 21, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed:

Senate Bill No. 135
Senate Bill No. 178
Senate Bill No. 194
Senate Bill No. 315
Senate Bill No. 680
Senate Bill No. 681
Senate Bill No. 682
Senate Bill No. 683
Senate Bill No. 738
Senate Bill No. 751
Senate Bill No. 1240

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS

The following bills were read the first time:

Senate Bill No. 135—An act to amend Section 19514 of the Business and Professions Code, relating to employees in the pari-mutuel departments of race tracks.

Referred to Committee on Public Morals.

Senate Bill No. 178—An act to amend Sections 80 and 92 of the Agricultural Code, relating to agricultural districts and district agricultural fairs.

Referred to Committee on Agriculture.

Senate Bill No. 194—An act to amend Section 86 of the Agricultural Code, relating to the powers of district agricultural associations.

Referred to Committee on Agriculture.

Senate Bill No. 315—An act to amend the heading of Chapter 1 of Division 4 and Sections 3300 and 3301 of the Health and Safety Code, to amend and renumber Section 3300a thereof to be Section 3300.5, to repeal Sections 3100 and 3101 and Chapter 3 of Division 4 thereof, comprising Sections 3325 and 3326, to add Sections 3301.5 and 3301.6 thereto, and to amend and renumber the heading of Chapter 4 of Division 4 thereof to be Chapter 3 thereof, relating to state grants-in-aid to counties, cities and counties, and cities for the treatment and care of persons suffering from tuberculosis, and declaring the urgency thereof, to take effect immediately.

Referred to Committee on Municipal and County Government.

Senate Bill No. 680—An act to amend Section 813 of the Agricultural Code, relating to cauliflower.

Referred to Committee on Agriculture.

Senate Bill No. 681—An act to amend Section 813.5 of the Agricultural Code, relating to celery.

Referred to Committee on Agriculture.

Senate Bill No. 682—An act to add Section 814.5 to the Agricultural Code, relating to Italian sprouting broccoli.

Referred to Committee on Agriculture.

Senate Bill No. 683—An act to amend Sections 812, 812.2, 812.3, 812.4, 812.5, and 812.6 of the Agricultural Code, relating to carrots.

Referred to Committee on Agriculture.

Senate Bill No. 738—An act to amend Section 4352 of the Public Resources Code, relating to state nurseries.

Referred to Committee on Conservation, Planning, and Public Works.

Senate Bill No. 751—An act to amend Sections 6451, 6452, 6482, 6487, 6513, 6701, 6902, and 6907 of the Revenue and Taxation Code, relating to returns and payments of sales and use taxes and security for payment of sales and use taxes, and to provide that this act shall take effect immediately.

Referred to Committee on Revenue and Taxation.

Senate Bill No. 1240—An act to add Section 829.7 to the Agricultural Code, relating to consumer packages for vegetables and other products.

Referred to Committee on Agriculture.

REQUEST FOR UNANIMOUS CONSENT

At 9.50 a.m., Mr. Butters asked for, and was granted, unanimous consent that his name and those of Messrs. Johnson, Loomis, and Thompson be placed upon the morning roll call, with the explanation that other legislative duties had delayed their arrival in the Assembly Chamber.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

The following resolution was offered:

Assembly Joint Resolution No. 40: By Mr. McCollister—Relative to requesting the War Assets Administration to expedite the appraisal of Angel Island.

Request for Unanimous Consent

Mr. McCollister asked for, and was granted, unanimous consent to take up Assembly Joint Resolution No. 40, at this time, without reference to committee, print, or file, and that the same be considered engrossed.

CONSIDERATION OF ASSEMBLY JOINT RESOLUTION NO. 40

Assembly Joint Resolution No. 40—Relative to requesting the War Assets Administration to expedite the appraisal of Angel Island.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Anderson, Bennett, Berry, Blosser, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crowley, Lester T. Davis, Debs, Clayton A. Dills, Dolwig, Elliott, Evans, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Loomis, Lowrey, Luckel, McCollister, McMillan, Miller, Niehouse, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thorp, Waters, and Mr. Speaker—49.

NOES—None.

Resolution ordered transmitted to the Senate.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolution was offered:

Assembly Concurrent Resolution No. 67: By Mr. Elliott—Relative to requesting the municipal government of the City of Los Angeles to endeavor to remedy the transportation needs of certain areas within that city.

Referred to Committee on Rules.

CONSIDERATION OF DAILY FILE (RESUMED) THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 416—An act to add Section 2163.3 to the Welfare and Institutions Code, relating to aid to the aged in respect to personal property qualifications of applicants and recipients.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Clayton A. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Silliman, Stanley, Stewart, Thompson, Thorp, Waters, and Mr. Speaker—59.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 646—An act to amend Section 2165 of the Welfare and Institutions Code, relating to aid to the aged in respect to real property qualifications of applicants.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Clayton A. Dills, Dolwig, Doyle, Elliott, Erwin, Fletcher, Gaffney, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Loomis, Lowrey, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Silliman, Stanley, Stewart, Thompson, Thorp, Waters, and Mr. Speaker—55.

NOES—None.

Bill ordered transmitted to the Senate.

COMMUNICATIONS

By Speaker Collins:

The following communication was received, read, and ordered printed in the Journal:

SENATE CHAMBER, SACRAMENTO, April 22, 1947

Hon. Sam L. Collins
Assembly Chamber, State Capitol

DEAR MR. SPEAKER: With the idea of making hearings upon Assembly bills as convenient for your members as possible, I have concluded to set all noncontroversial Assembly bills on Tuesday morning for 10 a.m.

Controversial bills and those requested by the author will be set for Thursday evening.

In the hearing of our calendar, we will give preference to the Assemblymen who wish to present their bills so as to expedite their return to their duties.

If you will kindly announce this, I shall appreciate it.

Very truly yours,

RALPH E. SWING, Chairman
Committee on Governmental Efficiency

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Joint Resolution No. 39—Relative to memorializing Congress for a continuation of the school-lunch program.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Lester T. Davis, Dibs, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Price, Robertson, Rosenthal, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, and Waters—57.

NOES—None.

Resolution ordered transmitted to the Senate.

Assembly Bill No. 357—An act to amend Section 2421 of the Education Code, relating to school districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Lester T. Davis, Dickey, Clayton A. Dills, Dolwig, Doyle, Elliott, Erwin, Evans, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Rosenthal, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Waters, and Mr. Speaker—59

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1318—An act to add Sections 1603, 1604, and 1605 to the Education Code, relating to the transfer of territory from one school district to another school district.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brown, Burke, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Maloney, McCollister, McMillan, Miller, Niehouse,

Price, Rosenthal, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—57.
NOES—Butters and Loomis—2.

Bill ordered transmitted to the Senate.

Assembly Bill No. 2042—An act to amend Section 360 of the Education Code, relating to additional reports.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brown, Burke, Butters, Caldecott, Carey, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, Debs, Clayton A. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Loomis, Lowrey, Maloney, McCollister, McMillan, Niehouse, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—59.
NOES—None.

Bill ordered transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT THAT ABSENCE OF MEMBERS BE NOTED

At 10.10 a.m., Mr. Thomas asked for, and was granted, unanimous consent that it be noted in the Journal that he and Messrs. Collier and Butters were absent for awhile, yesterday afternoon, because they were attending a subcommittee meeting.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 2130—An act to add Section 13844 to the Education Code, relating to employees reports.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, Debs, Clayton A. Dills, Dolwig, Doyle, Elliott, Erwin, Evans, Fletcher, Gaffuey, Gannon, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Niehouse, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—61.
NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 588—An act to amend Section 44 of the State Water Resources Act of 1945, relating to waters and flood control.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Gaffney, Gannon, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Maloney, McCollister, McMillan, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—63.
NOES—None.

Bill ordered transmitted to the Senate.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolution was offered:

Assembly Joint Resolution No. 41: By Mr. Gannon—Relative to issuance of a postage stamp commemorating the Centennial of the Discovery of Gold in California.

Request for Unanimous Consent

Mr. Gannon asked for, and was granted, unanimous consent to take up Assembly Joint Resolution No. 41, at this time, without reference to committee, print, or file, and that the same be considered engrossed.

CONSIDERATION OF ASSEMBLY JOINT RESOLUTION NO. 41

Assembly Joint Resolution No. 41—Relative to issuance of a postage stamp commemorating the Centennial of the Discovery of Gold in California.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Allen, Anderson, Bennett, Berry, Blosser, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—65.

NOES—Beck—1.

Resolution ordered transmitted to the Senate.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 2305—An act to add Sections 80 to 83, inclusive, and Sections 90 to 94, inclusive, to, and to repeal Section 100 of, the Streets and Highways Code, relating to public highways and the responsibilities and duties of the California Highway Commission and the Department of Public Works in connection therewith.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Bennett, Berry, Blosser, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Loomis, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—65.

NOES—None.

Bill ordered transmitted to the Senate.

Speaker Pro Tempore Presiding

At 10.20 a.m., Hon. Thomas A. Maloney, Speaker pro Tempore of the Assembly, presiding.

Assembly Bill No. 496—An act to add Section 513 to the Streets and Highways Code, relating to state highways.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Bennett, Berry, Blosser, Brown, Burke, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cramer, Crichton, Crowley, Debs, Dickey, Dolwig, Doyle, Dunn, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Hinckley, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Rosenthal, Sherwin, Silliman, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—58.

NOES—None.

Bill ordered transmitted to the Senate.

Hon. Kathryn T. Niehouse Presiding

At 10.25 a.m., Hon. Kathryn T. Niehouse, Member of the Assembly from the Seventy-ninth District, presiding.

Assembly Bill No. 2509—An act to provide for the establishment of master and official plans in cities, cities and counties, and counties, and for the adoption of ordinances pursuant thereto; to prescribe the manner of adoption of such plans, portions thereof and amendments thereto, and the composition and effects thereof; to provide for the establishment and appointment of planning commissions by cities, cities and counties, and counties, for the creation of regional planning districts and the establishment and appointment of regional planning commissions and the State Conservation and Planning Board and Director of Planning; to define the powers and duties of such commissions and the State Conservation and Planning Board and the Director of Planning, and to provide for the exercise of such powers; to provide for the levy of special taxes for the support of planning commissions, and making certain expenditures legal charges against the funds of cities, cities and counties, and counties; and prescribing penalties for the violation thereof; and to repeal the Planning Act, as amended, relating to planning commissions.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Bennett, Berry, Blosser, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Rosenthal, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—64.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 2510—An act to amend Section 2 of the Planning Act, relating to planning commissions.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Bennett, Berry, Blosser, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel,

Maloney, McCollister, McMillan, Niehouse, O'Day, Price, Rosenthal, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—63.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 2512—An act to add Section 2.7 to the Planning Act, relating to urban planning commissions.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Bennett, Berry, Blosser, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cramer, Crichton, Crowley, Debs, Dickey, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Niehouse, O'Day, Price, Rosenthal, Sherwin, Silliman, Stanley, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—60.

NOES—Butters, Grant, and Robertson—3.

Bill ordered transmitted to the Senate.

Assembly Bill No. 2513—An act to amend Section 4 of the Planning Act, relating to the powers and duties of the Planning Commission.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Bennett, Berry, Blosser, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Rosenthal, Sheridan, Sherwin, Stanley, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—64.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 10—An act to amend Section 5437 of the Public Resources Code, relating to qualifications of voters of county recreation districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Bennett, Berry, Blosser, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, Conrad, Cramer, Crichton, Crowley, Debs, Clayton A. Dills, Dolwig, Doyle, Dunn, Erwin, Field, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kilpatrick, Loomis, Luckel, Maloney McCollister, McMillan, Niehouse, O'Day, Price, Rosenthal, Sherwin, Silliman, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—53.

NOES—Allen, Beck, Butters, George D. Collins, Lester T. Davis, M. Philip Davis, Ralph C. Dills, Evans, Geddes, Lowrey, and Stanley—11.

Bill ordered transmitted to the Senate.

Speaker Presiding

At 10.45 a.m., Hon. Sam L. Collins, Speaker of the Assembly, presiding.

Assembly Bill No. 225—An act to amend Sections 29851 and 29852 of the Government Code, relating to duplicate county warrants.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Nichouse, O'Day, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr Speaker—71.
NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 335—An act amending Section 3 of an act entitled, "An act providing for the creation of revolving funds in counties and townships of the State," approved May 9, 1923, and amending Section 29327 of the Government Code, relating to county revolving funds.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Debs, Dickey, Clayton A. Dills, Ralph C Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Maloney, McMillan, Nichouse, O'Day, Price, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr Speaker—67.
NOES—Beck, Lester T. Davis, and McCollister—3.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1554—An act to amend Section 19182 of the Streets and Highways Code, relating to highway lighting districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brown, Burke, Burns, Butters, Carey, Clarke, Collier, George D Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Nichouse, O'Day, Price, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—71.
NOES—None.

Bill ordered transmitted to the Senate.

Hon. Elwyn S. Bennett Presiding

At 10.53 a.m., Hon. Elwyn S. Bennett, Member of the Assembly from the Fifty-first District, presiding.

Assembly Bill No. 64—An act to amend Section 32001 of the Health and Safety Code, relating to the establishment, organization, government and powers of hospital districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Clayton A Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Lowrey, Luckel, Maloney, McCollister,

McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—71.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1801—An act to add Section 13842.1 to the Education Code, relating to the establishment of salary schedules for persons employed by school districts in positions requiring certification qualifications.

Bill read third time.

Demand for Previous Question

Messrs. Evans, Price, Collier, Rosenthal, and Burke demanded the previous question.

Demand for previous question sustained.

The question being on the passage of Assembly Bill No. 1801.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Kilpatrick, Loomis, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Stanley, Stewart, Thompson, Thurman, Waters, and Weber—64.

NOES—Boyd, Butters, Cramer, Evans, Hinckley, Johnson, Kirkwood, Lowrey, Silliman, Stephenson, Thomas, and Thorp—12.

Bill ordered transmitted to the Senate.

RECONSIDERATION OF ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 2

In compliance with a notice given on a previous day, Mr. Anderson moved that the vote whereby Assembly Constitutional Amendment No. 2 was refused adoption, be reconsidered.

The roll was called, and Assembly Constitutional Amendment No. 2 reconsidered by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Carey, Clarke, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Hawkins, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Lowrey, Luckel, Maloney, McCollister, McMillan, Niehouse, O'Day, Robertson, Rosenthal, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, and Weber—59.

NOES—Butters, Caldecott, Collier, Grunsky, Heisinger, Hinckley, Loomis, Silliman, and Waters—9.

Assembly Constitutional Amendment No. 2 ordered on file for adoption.

Speaker Presiding

At 11.40 a.m., Hon. Sam L. Collins, Speaker of the Assembly, presiding.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 881—An act to add Sections 5832.6, 5835.1, and 5835.2 to, and to amend Section 5837 of, the Streets and Highways Code and to add Section 4893 to the Health and Safety Code, relating to sewer maintenance districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—72.

NOES—None.

Bill ordered transmitted to the Senate.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, April 22, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 391
Assembly Bill No. 610
Assembly Bill No. 2265

And reports the same correctly re-engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

Committee on Finance and Insurance

ASSEMBLY CHAMBER, SACRAMENTO, April 21, 1947

MR. SPEAKER: Your Committee on Finance and Insurance, to which were referred:

Assembly Bill No. 762
Assembly Bill No. 2084
Assembly Bill No. 2424
Assembly Bill No. 2425
Assembly Bill No. 1348

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

GEDDES, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 21, 1947

MR. SPEAKER: Your Committee on Finance and Insurance, to which was referred:

Assembly Bill No. 952

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

GEDDES, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 21, 1947

MR. SPEAKER: Your Committee on Finance and Insurance, to which was referred:

Senate Bill No. 714

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

GEDDES, Chairman

Above reported bill ordered to second reading.

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, April 14, 1947

MR. SPEAKER: Your Committee on Rules, to which was referred:

Senate Concurrent Resolution No. 30

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and be adopted, as amended.

DICKEY, Chairman

Above reported resolution ordered on file for adoption.

Committee on Judiciary

ASSEMBLY CHAMBER, SACRAMENTO, April 22, 1947

MR. SPEAKER: Your Committee on Judiciary, to which was referred:

Assembly Bill No. 317

Has had the same under consideration, and reports the same back with the recommendation: *Do pass.*

BROWN, Chairman

Above reported bill ordered to second reading.

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, April 22, 1947

MR. SPEAKER: Your Committee on Rules, to which was referred:

House Resolution No. 155

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

DICKEY, Chairman

Above reported resolution ordered on file for adoption.

CONSIDERATION OF HOUSE RESOLUTION NO. 155

House Resolution No. 155

Relative to printing additional copies of the Report of Assembly Fact-finding Committee on Retirement Rights and Benefits under State Employees' Retirement Law

Resolved by the Assembly of the State of California, That the Chief Clerk of the Assembly be directed to have printed, as a separate document, and made available for Members of the Assembly 1,500 copies of the Report of Assembly Fact-finding Committee on Retirement Rights and Benefits under State Employees' Retirement Law, as printed in the Assembly Journal of April 17, 1947, at page 43.

Resolution read, and adopted.

REPORTS OF STANDING COMMITTEES

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, April 22, 1947

MR. SPEAKER: Your Committee on Rules, to which was referred:

Senate Concurrent Resolution No. 34

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

DICKEY, Chairman

Above reported resolution ordered on file for adoption.

Committee on Judiciary

ASSEMBLY CHAMBER, SACRAMENTO, April 22, 1947

MR. SPEAKER: Your Committee on Judiciary, to which were referred:

Assembly Bill No. 318
Assembly Bill No. 1962
Assembly Bill No. 1964

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

BROWN, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 22, 1947

MR. SPEAKER: Your Committee on Judiciary, to which were referred:

Assembly Bill No. 444
Assembly Bill No. 2553

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

BROWN, Chairman

Above reported bills ordered to second reading.

Committee on Ways and Means

ASSEMBLY CHAMBER, SACRAMENTO, April 22, 1947

MR. SPEAKER: Your Committee on Ways and Means, to which were referred:

Assembly Bill No. 606
Assembly Bill No. 1523

Has had the same under consideration, and respectfully reports the same back without recommendation.

WOLLENBERG, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 22, 1947

MR. SPEAKER: Your Committee on Ways and Means, to which was referred:

Assembly Bill No. 209

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, do pass, as amended, and re-refer to Committee on Ways and Means.

WOLLENBERG, Chairman

Above reported bill ordered to second reading.

Hon. C. Don Field Presiding

At 11.48 a.m., Hon. C. Don Field, Member of the Assembly from the Forty-third District, presiding.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, April 22, 1947

MR SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No 49
Assembly Bill No. 650
Assembly Bill No. 977
Assembly Bill No. 1546

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF SENATE BILLS

Senate Bill No. 114—An act to amend Section 2.6 of the Planning Act, relating to compensation of members of the commission.

Bill read third time.

Motion to Amend

Mr. Miller moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 11 of the printed bill, as amended in the Assembly on April 11, 1947, after "meeting", insert "nor fifty dollars ($50) in any calendar month".

Amendment read ~~; and adopted~~.

~~Bill ordered reprinted, and to third reading.~~

(On this day, the above record was expunged, and the action rescinded whereby the Assembly adopted the above amendment to Senate Bill No. 114.)

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 155—An act to amend Sections 11619 and 11621 of the Health and Safety Code, relating to the use of vehicles in the transportation of narcotics.

Bill read third time.

Motion to Amend

Mr. Burns moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 3, of the printed bill, strike out "Evidence at Hearing: On Part of Owner."

Amendment No. 2

On page 1, lines 17 and 18, of said bill, strike out "Same: Matters Not Required to Be Proved by Certain Lienholders."

Amendments read, and adopted.

Bill ordered reprinted, and re-engrossed.

REPORTS OF STANDING COMMITTEES

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, April 22, 1947

MR. SPEAKER: Your Committee on Rules, to which was referred:

Assemblyman Crowley's request for 5,000 copies of the "Report of Inter-Department Committee on Study of Problems of and Services for the Blind"

Has had the same under consideration, and reports the same back with the recommendation: That the copies be printed.

DICKEY, Chairman

UNANIMOUS CONSENT GRANTED THAT 5,000 ADDITIONAL COPIES OF REPORT BE PRINTED

Upon recommendation of the Committee on Rules, and pursuant to a request made on April 21, 1947, by Mr. Crowley, 5,000 additional copies of the Report of the Inter-Department Committee on Study of Problems and Services for the Blind, were ordered printed, by unanimous consent.

REQUEST FOR UNANIMOUS CONSENT THAT ASSEMBLY BILL NO. 1978 BE WITHDRAWN FROM INACTIVE FILE, AND BE RE-REFERRED

Mr. Heisinger asked for, and was granted, unanimous consent that Assembly Bill No. 1978 be withdrawn from the inactive file, and be re-referred to the Committee on Agriculture.

RECESS

At 11.50 a.m., on motion of Mr. Dickey, the Assembly recessed until 2 p.m.

REASSEMBLED

At 2 p.m., the Assembly reconvened.

Hon. Sam L. Collins, Speaker of the Assembly, presiding.

* Chief Clerk Arthur A. Ohnimus at the desk.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, April 22, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1631
Assembly Bill No. 2389

And reports the same correctly re-engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 22, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined.

Assembly Bill No. 48

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bill ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 22, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 72—An act to amend Section 986.5 of the Military and Veterans Code, relating to the purchase of farms and homes by veterans;

Assembly Bill No. 157—An act to amend Section 164 of, and to add Section 182.1 to, the Vehicle Code, relating to the registration and transfers of registration of vehicles, declaring the urgency thereof, and providing that this act shall take effect immediately;

Assembly Bill No. 797—An act to amend Section 20 of the Probate Code, relating to wills;

And reports that the same have been correctly enrolled, and presented to the Governor on the twenty-second day of April, 1947, at 12 m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, April 22, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 2570—An act to amend Section 8 of an act entitled "An act to provide for the acquisition of temporary and emergency housing facilities for veterans and families of servicemen by joint action of the State and local agencies, providing for the operation of such facilities, making an appropriation, and declaring the urgency thereof, to take effect immediately," approved February 15, 1946, making an appropriation therefor and relating to the period of availability of moneys thereby or heretofore appropriated therefor, declaring the urgency thereof and declaring that this act shall take effect immediately;

And reports that the same has been correctly enrolled, and presented to the Governor on the twenty-second day of April, 1947, at 12 m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, April 22, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 161
Assembly Bill No. 433
Assembly Bill No. 569
Assembly Bill No. 1080
Assembly Bill No. 1689

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, April 21, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted:

Senate Concurrent Resolution No. 35

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS (RESUMED)

The following resolution was read:

Senate Concurrent Resolution No. 35—Relative to approving certain amendments to the charter of the City of San Luis Obispo, a municipal corporation in the County of San Luis Obispo, State of California, voted for and ratified by the qualified electors of said city at the general municipal election held therein on the seventh day of April, 1947.

Referred to Committee on Rules.

RE-REFERENCE OF BILLS

By order of the Speaker, the following bills were withdrawn from the file, and re-referred as follows:

Assembly Bill No. 978 re-referred to Committee on Judiciary.

Assembly Bill No. 2389 re-referred to Committee on Civil Service and State Personnel.

Assembly Bill No. 1080 re-referred to Committee on Civil Service and State Personnel.

Assembly Bill No. 1689 re-referred to Committee on Civil Service and State Personnel.

Assembly Bill No. 569 re-referred to Committee on Public Morals.

MEMBER EXCUSED

At 2.05 p.m., Mr. Doyle asked for, and was granted, unanimous consent that Mr. Hinton be excused for the balance of the legislative day.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1197—An act to amend Section 4278 of the Political Code and Section 28149 of the Government Code, relating to compensation for public services in counties.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Berry, Blosser, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Evans, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Hinckley, Hollibaugh, Huyck, James, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—59.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1085—An act to amend Section 804 of the Agricultural Code, relating to standards for pears, and declaring the urgency of this act to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Anderson, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Evans, Fletcher, Gaffney, Geddes, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hollibaugh, Huyck, James, Kilpatrick, Kirkwood, Loomis,

Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—63.
NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C Dills, Dolwig, Doyle, Elliott, Erwin, Evans, Fletcher, Gaffney, Geddes, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hollibaugh, Huyck, James, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—63.
NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1086—An act to amend Section 806 of the Agricultural Code, relating to standards for plums and fresh prunes, and declaring the urgency of this act to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Anderson, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Evans, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr Speaker—62.
NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Evans, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—62.
NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 976—An act to amend Section 862.2 of "An act to provide for the organization, incorporation and government of municipal corporations," approved March 18, 1883, relating to the powers of sixth class cities to acquire and convey real property, and declaring the urgency thereof to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Anderson, Bennett, Berry, Blosser, Brady, Brown, Burke, Butters, Caldecott, Carey, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C Dills, Dolwig, Doyle, Elliott, Erwin, Evans, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Wollenberg, and Mr. Speaker—63.
NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Bennett, Berry, Blosser, Brady, Brown, Burke, Butters, Caldecott, Carey, Collier, George D Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Evans, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Wollenberg, and Mr. Speaker—63.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1797—An act conveying certain tidelands and lands lying under inland navigable waters, situated in the Bay of San Pablo to the City of Vallejo, in furtherance of navigation and commerce and the fisheries, and providing for the government, management and control thereof, reserving rights to the State.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Bennett, Berry, Blosser, Brady, Brown, Burke, Butters, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—60.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 650—An act to amend Section 1 of an act entitled "An act authorizing the creation of a personnel system, merit system or civil service system in cities; the creation of the office of personnel director; the appointment of a civil service commission; the delegation of certain authority to said personnel officer or commission in municipalities within this State; and prohibiting certain political activities and providing penalties for the violation of said provision," approved April 11, 1935, relating to civil service systems.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Fletcher, Gaffney, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Maloney, McMillan, Miller, Niehouse, O'Day, Price, Sheridan, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—60.

NOES—Elliott—1.

Bill ordered transmitted to the Senate.

Assembly Bill No. 977—An act to amend Section 20894.1 of the Government Code, relating to military service of local members of the State Employees' Retirement System.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C Dills, Doyle, Dunn, Elliott, Erwin, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McMillan, Miller, Niehouse, O'Day, Price, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—64.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1546—An act to amend Section 18709 of the Government Code, relating to state civil service rights of employees of functions taken over by the State.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Erwin, Evans, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McMillan, Miller, Niehouse, O'Day, Price, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—64.

NOES—None.

Bill ordered transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT THAT ALL ASSEMBLY BILLS ON THE THIRD READING FILE BE CONTINUED

Mr. Dickey asked for, and was granted, unanimous consent that all Assembly bills on the third reading file hold their places on file, and be continued until the next legislative day.

REQUEST FOR UNANIMOUS CONSENT THAT THE SENATE THIRD READING FILE BE CONSIDERED

Mr. Dickey asked for, and was granted, unanimous consent that the Senate third reading file be considered, at this time.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 768—An act to amend Section 20651 of the Education Code, relating to the California Polytechnic School.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Bennett, Berry, Blosser, Brady, Brown, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McMillan, Miller, Niehouse, O'Day, Price, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—64.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Concurrent Resolution No. 31—Relative to the investigation of rheumatic fever.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Allen, Anderson, Bennett, Berry, Blosser, Brady, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McMillan, Miller, Niehouse, O'Day, Price, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—65.

NOES—None.

Resolution ordered transmitted to the Senate.

Senate Bill No. 359—An act to repeal Article 2, Chapter 7, Part 4, Division 5, of the Water Code, relating to the revolving fund of the Reclamation Board, and providing for the abolition of, and the disposal of the money in said fund.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Caldecott, Carey, Collier, George D. Collins, Conrad, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McMillan, Miller, Niehouse, O'Day, Price, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr Speaker—66.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 679—An act to amend Sections 14.2, 15, 16, 16.1, 16.2, and 19.6 of the Fish and Game Code, relating to the general regulatory powers of the Fish and Game Commission.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Bennett, Berry, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Heisinger, Hinckley, Hollibaugh, Huyck, Kilpatrick, Kirkwood, Loomis, Luckel, Maloney, McMillan, Miller, Niehouse, O'Day, Stanley, Thomas, Thompson, Thurman, Weber, Wollenberg, and Mr. Speaker—50.

NOES—Blosser, Brady, Burns, Cramer, Johnson, Lowrey, Silliman, Stephenson, and Thorp—9.

Bill ordered transmitted to the Senate.

Senate Bill No. 119—An act to amend Section 674 of the Code of Civil Procedure, relating to the extinction of liens by staying enforcement of judgments or decrees on appeal.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant,

Grunsky, Heisinger, Hinckley, Hollibaugh, Huyck, James. Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McMillan, Miller, Niehouse, O'Day, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—66.
NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 120—An act to amend Section 2957 of the Civil Code, relating to mortgages.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Bennett. Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Carey, Clarke, Colher, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Heisinger, Hinckley, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McMillan, Miller, Niehouse, O'Day, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—66.
NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 324—An act to amend Sections 16500, 16501, 16503, 16508, 16521, 16523, 16531, 16533, 16562, and 16581 of the Government Code and to repeal an act entitled "An act to authorize and control the deposit in banks of money belonging to or in the custody of the State and to repeal all acts or parts of acts in conflict with this act," approved April 12, 1923, and an act entitled "An act providing for the designation of money in the State Treasury as surplus money, authorizing the investment and reinvestment of such money in certain classes of bonds, directing the disposal of interest or premium received therefrom and permitting the subsequent sale or exchange of the bonds so purchased," approved June 10, 1913, relating to the deposit of state funds.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Heisinger, Hinckley, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McMillan, Miller, Niehouse, O'Day, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—66.
NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 946—An act to amend Section 881 of the Fish and Game Code, relating to use of nets.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills. Doyle, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Heisinger, Hinckley, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McMillan, Miller, Niehouse, O'Day, Sheridan,

Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—66.
NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 947—An act to amend Section 880 of the Fish and Game Code, relating to nets.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Heisinger, Hinckley, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McMillan, Miller, Niehouse, O'Day, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—66.
NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 1420—An act to add Article 3 to Chapter 1 of Division 2 of the Fish and Game Code, relating to the protection of fish.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Huyck, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Maloney, McMillan, Miller, Niehouse, O'Day, Price, Sheridan, Sherwin, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—67.
NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 298—An act to amend Section 6 of an act entitled "An act to create an Agricultural Research Study Committee, provide for its powers and duties, and making an appropriation," approved March 12, 1946, relating to the Agricultural Research Study Committee.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Huyck, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Maloney, McMillan, Miller, Niehouse, O'Day, Price, Sheridan, Sherwin, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—67.
NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 50—An act to revise the Municipal Utility District Act, relating to municipal utility districts, including provisions for the organization, incorporation and government of such districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Maloney, McMillan, Miller, Niehouse, O'Day, Price, Rosenthal, Sheridan, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—68.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 386—An act to amend Section 4268 of the Political Code and Section 28139 of the Government Code, relating to compensation for public services in counties of the thirty-ninth class.

Bill read third time.

Motion to Amend

Mr. Loomis moved the adoption of the following amendment:

Amendment No. 1

On page 2, line 18, of the printed bill, as amended in the Assembly on April 11, 1947, strike out "he shall not engage in the private law"; strike out line 19; and in line 20, strike out "county."

Amendment read, and adopted.

Bill ordered reprinted, and to third reading.

MOTION TO EXPUNGE RECORD AND RESCIND ACTION ON AMENDMENT TO SENATE BILL NO. 114

Mr. Weber moved to expunge the record, and rescind the action whereby the Assembly, on this day, adopted an amendment to Senate Bill No. 114.

The roll was called, and the motion carried by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Dunn, Elliott, Erwin, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Maloney, McMillan, Miller, Niehouse, O'Day, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—69.

NOES—None.

REQUESTS FOR PERMISSION TO INTRODUCE BILLS

The following request for permission to introduce a bill was presented:

By Mr. Thompson:

ASSEMBLY CHAMBER, SACRAMENTO, April 22, 1947

MR. SPEAKER. In accordance with the provisions of Article IV, Section 2, of the Constitution, I request permission to introduce a bill, the title of which is as follows:

An act to amend Sections 5, 6, 7, 24.27 and 67.5 of the Alcoholic Beverage Control Act, relating to licenses, sales, storage and taxation of alcoholic beverages.

Respectfully submitted.

JOHN F. THOMPSON

Request referred to Committee on Legislative Procedure.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, April 22, 1947

MR. SPEAKER: Your Committee on Legislative Procedure, to which was referred the following bill, herewith returns the same with the recommendation that the author be permitted to introduce it:

By Mr. Thompson:

An act to amend Sections 5, 6, 7, 24.27 and 67.5 of the Alcoholic Beverage Control Act, relating to licenses, sales, storage and taxation of alcoholic beverages.

WEBER, Chairman

The roll was called, and permission granted by the following vote:

AYES—Allen, Anderson, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Knight, Loomis, Lowrey, Luckel, Maloney, McMillan, Miller, Niehouse, O'Day, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thomas, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—69.

NOES—None.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bill was introduced, and read the first time:

Assembly Bill No. 2668: By Mr. Thompson—An act to amend Sections 5, 6, 7, 24.27 and 67.5 of the Alcoholic Beverage Control Act, relating to licenses, sales, storage and taxation of alcoholic beverages.

Referred to Committee on Public Morals.

NOTICE OF MOTION TO WITHDRAW ASSEMBLY BILL NO. 516 FROM THE INACTIVE FILE

Mr. Gannon gave notice that on the next legislative day he would move to withdraw Assembly Bill No. 516 from the inactive file, and have it placed upon the third reading file.

NOTICE OF MOTION TO WITHDRAW ASSEMBLY BILL NO. 2429 FROM THE INACTIVE FILE

Mr. Thurman gave notice that on the next legislative day he would move to withdraw Assembly Bill No. 2429 from the inactive file, and have it placed upon the third reading file.

RESOLUTIONS

The following resolution was offered:

By Mr. Field:

House Resolution No. 158

Amending Paragraph No 2 of House Resolution No. 144, heretofore amended by House Resolution No. 157, relative to the membership of the Assembly Special Investigating Committee

WHEREAS, On the sixteenth day of April, 1947, C. Don Field disqualified himself from serving on the committee charged with investigating charges contained in a letter read by Mr. Kirkwood (Assembly Journal, April 16, 1947, page 34), and by a House Resolution subsequently adopted, he was inadvertently elected a Member of the Assembly Special Investigating Committee, by reference to the membership of another committee, and for the purpose of correcting the record C. Don Field now offers the following resolution:

Resolved by the Assembly of the State of California, That:

Paragraph No. 2 of House Resolution No. 144, heretofore amended by House Resolution No. 157 (Assembly Journal, April 21, 1947, page 36), is amended to read as follows:

2. The committee consists of the following 19 Members of the Assembly: Messrs. Allen, Berry, Boyd, Butters, Clarke, Crowley, Dickey, Clayton A. Dills, Erwin, Evans, Fletcher, James, O'Day, Stewart, Dolwig, McCollister, Robertson, Thomas, and Beck.

Mr Dolwig shall be the chairman of the committee

Vacancies occurring or existing in the membership or chairmanship of the committee shall be filled by appointment by the Speaker pro Tempore of the Assembly.

Request for Unanimous Consent

Mr. Field asked for, and was granted, unanimous consent to take up House Resolution No. 158, at this time, without reference to committee or file.

Resolution read, and adopted.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, April 22, 1947

MR. SPEAKER Your Committee on Legislative Procedure has examined.

Assembly Bill No. 1353
Assembly Bill No 1860
Assembly Bill No. 1985
Assembly Bill No. 2450
Assembly Bill No. 2551

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

MOTION TO WITHDRAW ASSEMBLY BILL NO. 1915 FROM THE INACTIVE FILE

Pursuant to a notice of motion previously given, Mr. Anderson moved that Assembly Bill No. 1915 be withdrawn from the inactive file, and be placed upon the third reading file.

Motion carried.

ANNOUNCEMENT OF COMMITTEE MEETINGS

It was announced that the following committees would hold meetings:

Upon adjournment—

Special Investigating Committee, in Room 428.
Agriculture, in Room 432.
Social Welfare.
Public Health.

At 8 p.m., tonight—

Fish and Game.
Livestock and Dairies.

At 9 a.m., tomorrow, Wednesday, April 23d—

Rules.

GUESTS EXTENDED PRIVILEGE OF ASSEMBLY FLOOR

On request of Messrs. Stephenson and Doyle, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Miss Mabel Cox, teacher of the Sutter Jr. High School of Sacramento, and the following pupils: Jimmie Bass, David Bell, Ronald Cady, Gregory Gianopulos, Ronald Greene, Kenneth Silva, Susan Charters, Karryl

Daly, Carol Emigh, Virginia Fitzpatrick, Marlene Harris, Claire Jan, Betty Lonning, Lyna MacCauley, Sherry Moseanko, Lorraine Reed, Mary Jane Simpson, Charlene Smeltzer, Judy Stanton, Sydney Sheehan, Janet Crispi, Harvey Brenner, Jimmie Casali, Marshall Catron, Charles Davis, Frank Eakes, Jan Hendrix, Johnnie Pieratt, John Procida, Mehl Simmons, Paul Thames, Howard Turner, Janice Crosby, Carolyn Joyce Frazier, Maudine Jones, Beverly Lane, Mary MacCauley, Willa McKenzie, Bessie Paras, Crescent Sanderson, Larry Williams, Joyce Smoak, Paula Spiro, Angelina Valentina, Mary Wallis, Mary Wulff, Eleanor Reid, Mike Diaz, Bob Farncomb, Alexander Gutierrez, Harold Ohanesian, Wilber Reynolds, Evelyn Journet, Joann Palermo, Beth Satterlee, Alice Trent, Joan Klawitter, Carl Parker, Merlin Reeder, Benard Kypredakis, John Rutherford, Don Harrisberger, Milton Damore, David Ricks, Dorothy Covey, Barbara Flowers, Georgia Lee Niemeyer and Alice Olvera.

On request of Mr. Crowley, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to P. G. Jacobs, teacher of Rio Vista School, and the following pupils: Stella Slawlk, Darlene Stadler, Kenneth Hospiki, David Car, David Hamilton, Michael Flaherety, Lester Emigh, Billy Friedel, Rudy Esperson, Clara Amburn, Allene Basham, Patty Ann Borden, Gordon Cardoza, William Coldiron, Betty Conable, Dorothy Darkenwald, Margaret Esperson, Marlene Marks, Betty Blackmore, Joan Belcher, Sherwood Church, Charles Coover, Margie Azevedo, Jeannie Borden, Barbara Wiehel, Margie Amburn, Stella Sue Spencer, Ella Anderson, Robert Abramson, Geraldine Cartmell, Martha Hierlihy, Gloria Hirchest, Iris Holmes, Teddy Horsky, Joyce Jones, Glen Kissinger, Junior Landi, Evelyn Lea, Arleva McKnight, Marilyn Miller, Billy Owens, Nancy Sidener, Norma Coldiron, Janet Davidson, Diane Douglas, Eugene Frick, Robert Fry, Lyle Jessee, Tom McCormack, Dwayne Minick, Marlene Marks, Franklin Nielson, Rose Silva, and Barbara Stevenson.

On request of Mr. Caldecott, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. Erick G. Thomsen, Mrs. Willits Merrick, Mrs. L. H. Fisher, Mrs. C. B. Threlkeld, Mrs. A. E. Anderson, Mrs. L. A. Doyle, Mrs. M. M. Knight, Mrs. F. C. Newman.

On request of Mr. Ralph C. Dills, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Paul J. Nishels of Downey.

On request of Mr. Rosenthal, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to George Hersh and Mrs. M. Hersh of Los Angeles.

On request of Mr. Anderson, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Ruth V. Fraser of Hawthorne.

On request of Mr. Collier, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Judge Ellsworth Meyer of Los Angeles.

On request of the San Francisco Delegation, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Daniel J. O'Brien III, Fitzmaurice P. Butler, James K. Donahue,

John Lee, John Durkin, Donald F. Farbstein, Gerald Kilday, Robert Maurer, and Charles Willin.

On request of Mr. Debs and the Los Angeles Delegation, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to John Anson Ford of Los Angeles.

On request of Mr. Hinckley, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mary Smith, Betty Jones, and Ruth Shay of Los Angeles.

On request of Mr. Crichton, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Burton Lurner of Fresno.

On request of Mr. Hinton, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Marion C. Sparrow of Los Angeles.

On request of the Alameda County Delegation, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Former Assemblyman Hart H. North, Mrs. James Gillette, and Pat Silverstein of Berkeley.

On request of Mrs. Niehouse and the San Diego Delegation, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. Eliza Hardin of San Diego.

On request of Speaker Sam L Collins, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mr. and Mrs. Neil Locke of Los Angeles.

On request of Messrs. Hollibaugh and Conrad, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Miss Murin Lillie of Hollywood.

ADJOURNMENT

At 3 08 p.m., on motion of Mr. Ralph C. Dills, the Speaker declared the Assembly adjourned until 9.30 a.m., Wednesday, April 23, 1947.

SAM L. COLLINS, Speaker

GERALDINE B. HADSELL, Minute Clerk

CALIFORNIA LEGISLATURE
FIFTY-SEVENTH (GENERAL) SESSION

ASSEMBLY DAILY JOURNAL

FIFTY-FIRST LEGISLATIVE DAY
ONE HUNDRED EIGHTH CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO
Wednesday, April 23, 1947

The Assembly met at 9.30 a.m.
Hon. Sam L. Collins, Speaker of the Assembly, presiding.
Chief Clerk Arthur A. Ohnimus at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—76.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. Raymond Renwald:

Receive, O Holy Father, Almighty and Eternal God, this prayer of expiation, which I, Thine unworthy servant, offer unto Thee, my living and true God, for mine own countless sins, offenses and negligences, and for all here present; as also for all faithful Christians, both living and dead, that it may avail both me and them unto salvation for life everlasting—AMEN.

READING OF THE JOURNAL DISPENSED WITH

On motion of Mr. James, further reading of the Journal of the previous legislative day was dispensed with.

LEAVES OF ABSENCE FOR THE DAY

The following members were granted leaves of absence for the day, because of illness:

Mr. Knight, on motion of Mr. Stewart.
Mr. Geddes, on motion of Mr. Doyle.

The following member was granted leave of absence for the day, because of legislative business elsewhere:

Mr. Hinton, on motion of Mr. Doyle.

The following member was granted leave of absence for the day, and desired to waive his per diem:

Mr. Crichton, on motion of Mr. Thompson.

COMMUNICATIONS

By the Chief Clerk:

The following communication was received, read, and ordered printed in the Journal:

CALIFORNIA STATE FAIR
STATE AGRICULTURAL SOCIETY, SACRAMENTO 9, April 21, 1947

Mr. Arthur A. Ohnimus, Chief Clerk
California State Assembly
State Capitol, Sacramento, California

DEAR MR. OHNIMUS: Reference is made to your letter dated April 17, 1947, relative to the item numbering machine, and in reply to this letter may I state that the original machine has been replaced but it will be impossible for me to complete the electrically operated unit within the time specified in your letter.

The original resolution calling for the electrification of this unit was issued to the Bureau of Buildings and Grounds which is now the Division of Buildings and Grounds, and I being an employee of that department at that time was given the assignment to produce the machine There is no contract between the Assembly and myself, neither is there any contract between Buildings and Grounds and myself, and any refunding that may be desired should be directed to them and not to me personally

I will state, however, that as I feel a personal responsibility in the producing of this machine and that the greatest part of the equipment has been purchased, I do feel that it is my obligation to deliver such a machine to the Assembly. As there was no date or time limit mentioned or fixed in the original resolution, I do not feel that the Assembly should at this time, due to the fact of scarcity, press this issue as they have been doing.

The Assembly will, as soon as it is possible for me to construct such a machine, be furnished with an electrically operated item numbering machine satisfactory in its operation and at a cost considerably more than the original sum mentioned. This additional expense I have personally assumed

Very truly yours,

STATE AGRICULTURAL SOCIETY
By W. H. EPPERSON
Superintendent of Buildings and Grounds

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, April 23, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 547

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bill ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 23, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 592

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bill ordered to third reading.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

The following resolution was offered:

Assembly Joint Resolution No. 42: By Mr. Heisinger—Relative to appropriation of funds for the Central Valley Project.

Referred to Committee on Rules.

Motion to Place Rush Order on Printing of Assembly Joint Resolution No. 42

Mr. Heisinger moved that a rush order be placed on the printing of Assembly Joint Resolution No. 42.

Motion carried.

RE-REFERENCE OF BILLS

By order of the Speaker, the following bill was withdrawn from the file, and re-referred as follows:

Assembly Bill No. 547 re-referred to Committee on Municipal and County Government.

CONSIDERATION OF DAILY FILE
SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 95—An act to amend Section 699.5 of the Military and Veterans Code, relating to assistance to veterans.

Bill read second time, and ordered engrossed.

Assembly Bill No. 904—An act to amend Section 18541 of the Government Code, relating to the definition of a "disabled veteran."

Bill read second time, and ordered engrossed.

Assembly Bill No. 1923—An act to amend Sections 894 and 895 of, and to add Section 872.5 to the Military and Veterans Code, relating to educational assistance to veterans and veterans' dependents.

Bill read second time, and ordered engrossed.

Assembly Bill No. 2066—An act to amend Section 18541 of the Government Code, relating to disabled veterans.

Bill read second time, and ordered engrossed.

Assembly Bill No. 2407—An act regulating the sale of discharge emblems of the armed forces of the United States and making the sale of such emblems to unauthorized persons a misdemeanor.

Bill read second time, and ordered engrossed.

Assembly Bill No. 317—An act to amend Section 737x of the Political Code, relating to judges' salaries.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1523—An act to amend Sections 4102, 4149, and 4653.1 of the Revenue and Taxation Code, relating to real property taxation, and declaring that this act shall take effect immediately.

Bill read second time, and ordered engrossed.

Assembly Bill No. 952—An act to add Section 1182 to the Insurance Code, relating to general investments of incorporated insurers.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Finance and Insurance:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "1182", and insert "1192.1".

Amendment No. 2

In line 2 of the title of said bill, strike out "general", and insert "excess funds".

Amendment No. 3

On page 1, line 1, of said bill, strike out "1182", and insert "1192.1".

Amendment No. 4

On page 1, line 3, of said bill, strike out "1182. Such insurers may invest", and insert

"1192.1. Excess funds investments may be made".

Amendment No. 5

On page 1, line 5, of said bill, after "Development.", insert "Investments held under the authority of this section at any one time shall not be in excess of two and one-half percent (2½%) of the insurer's admitted assets or an amount equal to twenty-five percent (25%) of the total of the capital and surplus of such insurer, whichever is the lesser. Percentage or dollar value of assets and surplus as provided herein shall be determined by the insurer's last preceding annual statement of conditions and affairs filed with the commissioner pursuant to law."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 318—An act to amend Section 737t of the Political Code, relating to the salary of the Judge of the Superior Court in and for the County of Madera.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Judiciary:

Amendment No. 1

On page 1, lines 4 and 5, of the printed bill, strike out "seven thousand five hundred dollars ($7,500)", and insert "eight thousand dollars ($8,000)".

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1962—An act to amend Section 737q of the Political Code, relating to salaries of superior court judges.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Judiciary:

Amendment No. 1

On page 1, line 5, of the printed bill, strike out "_____ ($_____)", and insert "nine thousand dollars ($9,000)".

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1964—An act to amend Section 737bb of the Political Code, relating to salaries of superior court judges.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Section 737bb", and insert "Sections 737bb and 737vv".

Amendment No. 2

On page 1, line 5, of said bill, strike out "_____dollars ($_____)", and insert "twelve thousand dollars ($12,000)".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 3

On page 1 of said bill, after line 5, insert

"SEC. 2. Section 737vv of said code is amended to read:

737vv. The annual salary of each of the judges of the Superior Court in and for the County of Solano is [nine thousand five hundred dollars ($9,500)] *twelve thousand dollars ($12,000).*"

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 762—An act to amend Section 9084 and to repeal Section 9087 of the Insurance Code, relating to fraternal fire insurance.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Finance and Insurance:

Amendment No. 1

In line 1 of the title of the printed bill, after "of", insert ", and to add Section 9084.5 to,".

Amendment No. 2

On page 1 of said bill, strike out line 21, and insert

"SEC. 2. Section 9084.5 is added to said code, to read:

9084.5. An association organized and operating under this chapter may reinsure any risk insured under Section 9084, or may accept reinsurance in any association operating under this chapter or under any agreement for mutual reinsurance between two or more such associations. In any such case the reinsurance taken by any one insurer shall not exceed the amount of the risk retained by the insurer originating the business.

The restrictions imposed by this chapter upon any association as to original insurance shall apply to reinsurance written by it.

SEC. 3. Section 9087 of said code is".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2084—An act to add Article 2.1 to Chapter 4 of Part 2 of Division 2 of the Insurance Code, relating to insurance providing unemployment compensation disability benefits.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Finance and Insurance:

Amendment No. 1

Strike out the title of the printed bill, and insert

"An act to amend Section 10270 of the Insurance Code, relating to disability insurance policies."

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 2

On page 1 of said bill, strike out lines 1 to 25, inclusive; and strike out lines 1 to 7, inclusive, on page 2, and insert

"SECTION 1. Section 10270 of the Insurance Code is amended to read:

10270. This chapter shall not affect workmen's compensation insurance, nor shall it apply:

(a) To a blanket policy issued to a volunteer fire company providing benefits to members only in event of accident incurred while performing actions incident to such membership [,] .

(b) To a blanket policy issued to a college, school, or other institution of learning or to the head or principal thereof agreeing to indemnify for loss of tuition by reason of disability of students enrolled therein [, or] .

(c) To a blanket policy issued to a school district or to the governing board of any school district providing benefits to pupils or persons responsible for their support for hospital, medical and surgical expenses resulting from accident to such pupils while they are in or on buildings or premises of the school or district during the time such pupils are required to be therein or thereon by reason of their attendance upon a college or a regular day school or any regular day school of a school district or while being transported to and from school or other place of instruction. No pupil shall be compelled to accept such service without the consent of his parent or guardian.

(d) *To a policy issued on application of an employer, a majority of the employees in this State of an employer, or both, to pay the benefits afforded by a voluntary plan of unemployment compensation disability insurance. Notwithstanding the provisions of Section 10113, such policies may incorporate by reference any of the appropriate provisions of Article 10 of the California Unemployment Insurance Act and the authorized regulations of the California Employment Stabilization Commission.*

[Such] *No* policies *described in (a) to (d) herein, inclusive,* [however,] shall [not] be issued, *however,* until approved as to substance and form by the commissioner. The commissioner may after notice and hearing promulgate [general rules as to provisions reasonably required in such blanket policies] *such reasonable rules and regulations, relating to the substance, form and issuance of such policies, as are necessary or desirable to preserve, insofar as applicable, standards as respects substance, form and issuance comparable to the standards in such respects prescribed by this chapter and applicable to other types of disability policies, and to further the purpose or purposes for which such policies are to be issued*

Sections 10129 and 10130 do not apply to policies issued pursuant to this section."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2424—An act to amend Section 12905 of, to add a new Section 1706.9 and Sections 1706.10 to 1706.13, inclusive, to, and to repeal Sections 1706.8, 1706.9, 1709.2, and 1710 of, the Insurance Code, relating to the licensing and examination of life agents and maintenance of offices by the Insurance Commissioner.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Finance and Insurance:

Amendment No. 1

In line 1 of the title of the printed bill, strike out ", to add a new Section 1706.9"; strike out all of lines 2, 3, and 4; and in line 5 "agents and", and insert "the Insurance Code, relating to the".

Amendment No. 2

On page 1 of the printed bill, strike out lines 7 to 21, inclusive, and on page 2, strike out lines 1 to 40, inclusive.

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2425—An act to amend Section 12905 of, to repeal Sections 1706.8, 1706.9, 1709.2, and 1710 of, and to add Sections 1706.8, 1706.9, 1706.10, 1706.11, and 1706.12 to, the Insurance Code, relating to the licensing and examination of life agents and maintenance of offices by the Insurance Commissioner.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Finance and Insurance:

Amendment No. 1

Strike out lines 1 to 3, inclusive, of the title of the printed bill, and insert "An act to add Sections 1706.85 and 1706.95 to the Insurance".

Amendment No. 2

In lines 5 and 6 of the title of the printed bill, strike out "and maintenance of offices by the Insurance Commissioner".

Amendment No. 3

On page 1 of the printed bill, strike out lines 1 to 22, inclusive; and on page 2, strike out lines 1 to 29, inclusive, and insert

"SECTION 1. Section 1706.85 is added to the Insurance Code, to read:

1706.85. No certificate of convenience provided by Section 1706.8 shall be issued unless the insurer certifies that the applicant is enrolled in and will pursue a course of study and instruction given by or on behalf of an insurer. Such course of study and instruction must have the approval of the commissioner.

Before approving such course of study and instruction the commissioner must be satisfied that it meets all of the following requirements:

1. That the course covers the fundamentals of the life and disability or disability only business, as the case may be, and gives instruction designed to protect the insuring public.

2. That the course includes further instruction commensurate with the type of business in which the applicant is to be engaged.

3. That the course contains a system of progress checks whereby it can be determined whether the individual is taking the course and obtaining information, or training. Such progress checks shall be in writing and be taken by the individual in person and record thereof must be kept on file for a period of two years.

The approval of such a course may, after notice and hearing, be withdrawn by the commissioner if he finds either (1) that the course as administered does not meet the requirements for its first approval or (2) that the course is not then adequate to meet the requirements provided hereinabove.

SEC. 2. Section 1706.95 is added to the Insurance Code, to read:

1706.95. If an applicant for a life or a disability only license fails the qualifying examination or fails to fulfill the examination requirements, the Insurance Commissioner shall give him written notice of such failure, and based thereon shall forthwith deny the application.

Such denial shall not prevent the applicant from making a new application for a license nor from securing a certificate of convenience if still eligible therefor. Such denial, in the case of an applicant eligible for a certificate of convenience, shall be without prejudice to his re-application for a license and, if still eligible therefor, for the securing of a certificate of convenience.

If a person holding a certificate of convenience is called for an examination and fails that examination or fails to fulfill the examination requirements, the commissioner shall give him written notice of such failure, and unless he qualifies within the period set forth in Section 1706.9, shall deny the application at the end of the said period.

The commissioner may after notice and hearing promulgate rules setting reasonable time limits within which a person who has twice failed an examination or failed to fulfill the examination requirements may not take further examinations.

SEC. 3. This act shall take effect as to all applications filed on and after July 1, 1948."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1348—An act to define and regulate the business of selling or cashing checks, drafts or money orders or of receiving money for the purpose of paying bills, invoices or accounts of an obligor; to provide for the issuance of licenses and the making of examinations and investigations by the Commissioner of Corporations; to limit the amount of fees to be charged; to provide for the suspension, surrender and revocation of licenses; to provide for the adoption of rules and regulations and to prescribe penalties for violations of this act.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Finance and Insurance:

Amendment No. 1

On page 2, line 4, of the printed bill, as amended in the Assembly on April 2, 1947, after "business", insert a comma and "for compensation,".

Amendment No. 2

On page 2, line 5, of the printed bill, as amended, strike out "for a consideration", and insert "or of receiving money for the purpose of paying bills, invoices or accounts of an obligor".

Amendment No. 3

On page 2, line 48, of the printed bill, as amended, strike out "or in a principal amount equal", and insert "if the applicant is to engage exclusively in the check cashing business and in the sum of five thousand dollars ($5,000) if the applicant is to engage in the business of check selling or receiving money for the purpose of paying bills, invoices or accounts of an obligor."

Amendment No. 4

On page 2 of the printed bill, as amended, strike out lines 49 and 50, and insert "Such bond shall have".

Amendment No. 5

On page 5, line 15, of the printed bill, as amended, strike out "is drawn", and insert "is in a face amount in excess of one hundred dollars ($100) in which".

Amendment No. 6

On page 5 of the printed bill, as amended, strike out line 16.

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 444—An act to add Section 4041.40 to the Political Code, and Section 26205 to the Government Code, relating to the preservation of certain documentary records by the preparation of photographic copies thereof and the destruction or disposition of said records thereafter.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

On page 1 of the printed bill, strike out lines 3 to 18, inclusive, and insert

"4041.40. At the request of the county officer concerned, the board of supervisors of any county may authorize the destruction of any record, paper, or document which is not expressly required by law to be filed and preserved if all of the following conditions are complied with:

(a) The record, paper, or document is photographed, microphotographed, or reproduced on film of a type approved for permanent photographic records by the National Bureau of Standards;

(b) The device used to reproduce such record, paper, or document on film is one which accurately reproduces the original thereof in all details;

(c) The photographs, microphotographs, or other reproductions on film are placed in conveniently accessible files and provision is made for preserving, examining, and using the same.

This section shall not authorize the destruction of any record, paper, or document recorded in the manner provided by law in the office of the county recorder, or the microfilming or other photographic reproduction thereof for that purpose."

Amendment No. 2

On page 1 of the printed bill, strike out lines 21 to 23, inclusive; and on page 2, strike out lines 1 to 13, inclusive, and insert

"26205. At the request of the county officer concerned, the board of supervisors of any county may authorize the destruction of any record, paper, or document which is not expressly required by law to be filed and preserved if all of the following conditions are complied with:

(a) The record, paper, or document is photographed, microphotographed, or reproduced on film of a type approved for permanent photographic records by the National Bureau of Standards;

(b) The device used to reproduce such record, paper, or document on film is one which accurately reproduces the original thereof in all details;

(c) The photographs, microphotographs, or other reproductions on film are placed in conveniently accessible files and provision is made for preserving, examining, and using the same.

This section shall not authorize the destruction of any record, paper, or document recorded in the manner provided by law in the office of the county recorder, or the microfilming or other photographic reproduction thereof for that purpose."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2553—An act to amend Section 411 of the Code of Civil Procedure and Sections 373, 402a, and 406a of the Civil Code, relating to service of process.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

Strike out line 2 of the title of the printed bill, and insert ", to amend Sections 373, 402a, and 406a of the Civil Code, and to amend Sections 3302, 3305, 3306, 6500, and 6501 of the Corporations Code, relating".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendments is indicated by being enclosed within brackets.

Amendment No. 2

On page 4 of said bill, after line 36, insert

"SEC. 5. Section 411 of the Code of Civil Procedure is amended to read:

411. The summons must be served by delivering a copy thereof as follows:

1. If the suit is against a domestic corporation. To the president or other head of the corporation, a vice president, a secretary, an assistant secretary, general manager, or a person designated for service of process or authorized to receive service of process. If such corporation is a bank, to any of the foregoing officers or agents thereof, or to a cashier or an assistant cashier thereof. If no such officer or agent of the corporation can be found within the State after diligent search, then to the Secretary of State as provided in [Section 373 of the Civil Code] *Sections 3301 to 3304, inclusive, of the Corporations Code*, unless the corporation be of a class expressly excepted from the operation of [that section] *those sections*

2 If the suit is against a foreign corporation, or a nonresident joint stock company or association, doing business in this State; in the manner provided by [Section 406a of the Civil Code] *Sections 6500 to 6504, inclusive, of the Corporations Code*

3 If against a minor, under the age of 14 years, residing within this State: To such minor, personally, and also to his father, mother, or guardian; or if there be none within this State, then to any person having the care or control of such minor, or with whom he resides, or in whose service he is employed.

4. If against a person residing within this State who has been judicially declared to be of unsound mind, or incapable of conducting his own affairs, and for whom a guardian has been appointed: To such person, and also to his guardian.

5. If against a county, city or town: To the president of the board of supervisors, president of the council or trustees, or other head of the legislative department thereof.

6. In all cases where a corporation has forfeited its charter or right to do business in this State, or has dissolved, by delivering a copy thereof to one of the persons who have become the trustees of the corporation and of its stockholders or members; or, in [a proper] case *the corporation was dissolved on or after August 14, 1929,* as provided in [Section 402a of the Civil Code] *Sections 3305 and 3306 of the Corporations Code.*

7. In an action or proceeding authorized by law against a state board or commission, to the president, chairman, or other head of or to the secretary of said board or commission.

8. In all other cases to the defendant personally.

SEC. 6. Section 3302 of the Corporations Code is amended to read:

3302. If designation of an agent for the purpose of service of process has not been filed with the Secretary of State, and it is shown by affidavit to the satisfaction of a court or judge that personal service of process against a domestic corporation cannot be made with the exercise of due diligence in any other manner provided by law the court or judge may make an order that the service be made upon the corporation by delivering by hand to the Secretary of State, or to any person employed in his office in the capacity of assistant or deputy, one copy of the process *and a copy of such order, certified by the county clerk,* for each defendant to be served. Service in this manner constitutes personal service upon the corporation.

SEC. 7. Section 3305 of the Corporations Code is amended to read.

3305. Summons or process against a dissolved corporation may be served by delivering a copy thereof to an officer, director, or person having charge of its assets, or if no such person can be found, to any person who is, or at the time of dissolution was, an agent for service of process. If no such person can be found [summons or process may be served upon the dissolved corporation by delivering a copy thereof to the Secretary of State or an assistant or deputy secretary of state.] *and the fact appears by affidavit to the satisfaction of the court or a judge thereof, such court or judge may make an order that the service be made upon such corporation by delivering to the Secretary of State, or to any person employed in his office in the capacity of assistant or deputy, one copy of such process and a copy of such order, certified by the county clerk, for each defendant to be served. Service in such manner shall be and constitute personal service upon such corporation.*

SEC. 8. Section 3306 of the Corporations Code is amended to read:

3306. Upon receipt of the process [and the fee therefor prescribed in the Government Code,] the Secretary of State forthwith shall give notice by mail of the service of the process to the corporation at its last known address. The defendant shall appear and answer within 30 days after [the Secretary of State gives the notice] *delivery of such process to the Secretary of State.*

SEC. 9. Section 6500 of the Corporations Code is amended to read:

6500. Process directed to any foreign corporation may be served upon the corporation by delivering a copy to the person designated as its agent for service of process or authorized to receive service of process, or to the president or other head of the corporation, a vice president, a secretary, an assistant secretary, the general manager in this State, or the cashier or assistant cashier of a bank.

[A copy of the designation, certified by the Secretary of State, is sufficient evidence of the appointment of an agent for the service of process.]

SEC. 10. Section 6501 of the Corporations Code is amended to read:

6501. If the agent for the service of process designated cannot be found with due diligence at the address given, or if the agent designated is no longer authorized to act, or if no person has been designated and if no one of the officers or agents of the corporation specified in Section 6500 can be found after diligent search, [then service shall be made by delivery to the Secretary of State or to an assistant or deputy Secretary of State.] *and the fact appears by affidavit to the satisfaction of the court or a judge thereof, such court or judge may make an order that the service be made upon such corporation by delivering to the Secretary of State, or to any person employed in his office in the capacity of assistant or deputy, one copy of such process and a copy of such order, certified by the county clerk, for each defendant to be served. Service in such manner shall be and constitute personal service upon such corporation.*

[The making and filing of an affidavit in the action or proceeding showing what effort was made or action taken to comply with the requirement of due diligence or diligent search, and the making of an order of the court in which the action or proceeding is pending finding that due diligence or diligent search has been exercised and directing service of summons as provided in this section, is sufficient proof of the fact of the exercise of due diligence or diligent search.]

SEC. 11. Sections 1, 2, 3, and 4 of this act shall take effect only if the Corporations Code is not enacted by the Legislature at this session; Sections 5, 6, 7, 8, 9, and

10 of this act shall take effect only if the Corporations Code is enacted by the Legislature at this session, and in such case, at the same time that the Corporations Code takes effect."

Amendments read, and adopted.
Bill ordered reprinted, and engrossed.

Assembly Bill No. 209—An act to appropriate the sum of $_____ from the general funds of the State of California not otherwise appropriated to provide for payment to members of the Post Band at the State Veterans' Hospital.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Ways and Means:

Amendment No. 1

In the title of the printed bill, strike out lines 1, 2, and 3, and insert "An act making an appropriation for payment of members of the Post Band".

Amendment No. 2

On page 1, line 2, strike out "$_____ from the general funds", and insert "fourteen thousand four hundred dollars ($14,400) out of any money in the Treasury".

Amendments read, and adopted.
Bill ordered reprinted, and engrossed.

SECOND READING OF SENATE BILLS

Senate Bill No. 163—An act to amend Sections 890 and 891 of the Military and Veterans Code, relating to veterans' dependents.

Bill read second time, and ordered to third reading.

Senate Bill No. 714—An act to add Sections 108 and 109 to the Bank Act and to add Article 6, comprising Sections 18210 to 18216, inclusive, to Chapter 8 of Part 10 of Division 2 of the Revenue and Taxation Code, relating to common trust funds.

Bill read second time, and ordered to third reading.

Senate Bill No. 195—An act to add Sections 820.5 and 987.01 to the Military and Veterans Code, relating to the rate of interest on veterans' farm and home purchases

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Military Affairs:

Amendment No. 1

On line 23 of the printed bill, as amended in the Senate on April 8, 1947, strike out "and assignees".

Amendment read, and adopted.
Bill ordered reprinted, and to third reading.

Senate Concurrent Resolution No. 30—Relative to creating an Interim Committee on Remodeling the State Capitol.

Resolution read.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Rules:

Amendment No. 1

On page 2 of the printed measure, as amended in the Senate on April 10, 1947, strike out lines 16 to 19, inclusive, and insert "the Legislature, including any recess, but not after final adjournment, with authority to file its final report prior to such adjournment."

Amendment read, and adopted.

Resolution ordered reprinted, and to third reading.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, April 22, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed:

Assembly Bill No. 362
Assembly Bill No. 365
Assembly Bill No. 893
Assembly Bill No. 901
Assembly Bill No. 902
Assembly Bill No. 1003
Assembly Bill No. 1005
Assembly Bill No. 1398
Assembly Bill No. 1527
Assembly Bill No. 2597

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bills ordered enrolled.

SENATE CHAMBER, SACRAMENTO, April 22, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted:

Assembly Joint Resolution No. 31
Assembly Joint Resolution No. 32

J. A. BEEK, Secretary of the Senate
By C. V TAYLOR, Assistant Secretary

Above reported resolutions ordered enrolled.

SENATE CHAMBER, SACRAMENTO, April 22, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed:

Senate Bill No. 38
Senate Bill No. 172
Senate Bill No. 173
Senate Bill No. 208
Senate Bill No. 246
Senate Bill No. 251
Senate Bill No. 548
Senate Bill No. 828
Senate Bill No. 906
Senate Bill No. 955
Senate Bill No. 956
Senate Bill No. 957
Senate Bill No. 958
Senate Bill No. 962
Senate Bill No. 1007
Senate Bill No. 1067
Senate Bill No. 1068
Senate Bill No. 1108
Senate Bill No. 1162
Senate Bill No. 1170
Senate Bill No. 1253
Senate Bill No. 1271
Senate Bill No. 1456
Senate Bill No. 1512

J A BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS

The following bill was read the first time:

Senate Bill No. 38—An act to amend Sections 1520 and 1521 of, and to add Section 1521.2 to the Welfare and Institutions Code, relating to property qualifications for aid to needy children.

Referred to Committee on Social Welfare.

Senate Bill No. 172—An act amending the title and Sections 1, 2, 3, 4, and 5 of, and adding Section 1.5 and 7 to, an act entitled "An act authorizing and empowering any city, city and county, county or subdivision of the State of California, to park, and to permit the parking of,

vehicles on real property belonging to, or in the possession of, or subject to an easement of, such city, city and county, county or subdivision of the State to lease or grant franchises in real property for such purpose and to construct, and maintain land and buildings for such purpose," approved May 24, 1927, relating to the parking of motor vehicles.

Referred to Committee on Municipal and County Government.

Senate Bill No. 173—An act amending the title and Sections 1, 4, 6, 44, 46, and 52 of, and adding Sections 2.1, 2.2, 2.3, 2.4, 2.6, and 2.8 to, the Vehicle Parking District Act of 1943, relating to parking districts and providing that such parking districts may be formed in the unincorporated territory, incorporated territory, or may include both.

Referred to Committee on Municipal and County Government.

Senate Bill No. 208—An act to amend Sections 4901, 4902, 4904, 4912, 4913, 4914, 4915, and 4953 of the Education Code, and to add Section 4912.1 to said code, all relating to the reorganization of school districts.

Referred to Committee on Education.

Senate Bill No. 246—An act to add Sections 8965 and 8966 to the Health and Safety Code, relative to officers and employees of public cemetery districts and to the powers of said districts.

Referred to Committee on Public Health.

Senate Bill No. 251—An act to amend Section 4882 of the Business and Professions Code, and to add Sections 4809.5 and 4829.5 thereto, relating to the practice of veterinary medicine, dentistry and surgery.

Referred to Committee on Public Health.

Senate Bill No. 548—An act to amend Section 19533 and to repeal Sections 19535 and 19536 of the Business and Professions Code, relating to licenses to conduct horse race meetings.

Referred to Committee on Public Morals.

Senate Bill No. 828—An act to add Section 4052f to the Political Code and Section 25368 to the Government Code, relating to conveyances of county property for hospital purposes, and validating such conveyances hereto made.

Referred to Committee on Municipal and County Government.

Senate Bill No. 906—An act to add Section 7032 to Article 2, Chapter 9, Division 3 of the Business and Professions Code, relating to the power of cities to regulate contractors.

Referred to Committee on Municipal and County Government.

Senate Bill No. 955—An act to amend Sections 20980 and 20981 of the Business and Professions Code, relating to penalties for violation of provisions regulating petroleum.

Referred to Committee on Judiciary.

Senate Bill No. 956—An act to amend Section 12020 of the Business and Professions Code, relating to false weights and measures.

Referred to Committee on Municipal and County Government.

Senate Bill No. 957—An act to amend Sections 12200, 12201, 12203, and 12214 of the Business and Professions Code, relating to appointment of sealers of weights and measures.

Referred to Committee on Municipal and County Government.

Senate Bill No. 958—An act to amend Section 12504 of the Business and Professions Code, relating to testing of weights and measures by request.

Referred to Committee on Municipal and County Government.

Senate Bill No. 962—An act to add Sections 56.2 and 44.4 to, the Unemployment Insurance Act, relating to unemployment insurance and employments excluded therefrom.

Referred to Committee on Finance and Insurance.

Senate Bill No. 1007—An act to amend Section 25457 and to renumber Chapter 4, comprising Sections 26800 to 26858, of Part 3, Division 2, Title 3 of the Government Code, relating to the government of counties.

Referred to Committee on Municipal and County Government.

Senate Bill No. 1067—An act to amend Section 2376.5 of the Business and Professions Code, relating to the restoration of certificates to practice medicine.

Referred to Committee on Public Health.

Senate Bill No. 1068—An act to add Section 2141 10 to the Business and Professions Code, relating to post mortem examinations.

Referred to Committee on Public Health.

Senate Bill No. 1108—An act to amend Section 737.6-2 of the Agricultural Code, relating to fluid milk testing.

Referred to Committee on Livestock and Dairies.

Senate Bill No. 1162—An act to amend Section 9203 of the Public Resources Code, relating to elections in soil conservation districts.

Referred to Committee on Municipal and County Government.

Senate Bill No. 1170—An act to amend Section 7.2 of the Alcoholic Beverage Control Act, relating to escrows.

Referred to Committee on Public Morals.

Senate Bill No. 1253—An act to amend Section 2552 of the Business and Professions Code, relating to the qualifications of dispensing opticians.

Referred to Committee on Public Health.

Senate Bill No. 1271—An act to amend Section 5032 of the Business and Professions Code, relating to public accountants.

Referred to Committee on Governmental Efficiency and Economy.

Senate Bill No. 1456—An act to add Section 254.2 to the Revenue and Taxation Code, relating to property taxation.

Referred to Committee on Revenue and Taxation.

Senate Bill No. 1512—An act to amend Sections 4421, 4424, and 4433 of the Public Resources Code, relating to reforestation of forest lands.

Referred to Committee on Conservation, Planning, and Public Works.

CONSIDERATION OF DAILY FILE (RESUMED)

UNFINISHED BUSINESS

CONSIDERATION OF GOVERNOR'S VETO

Assembly Bill No. 721—An act to amend Section 3051 of, and to add Section 3052 to, the Welfare and Institutions Code, relating to the prevention and cure of blindness, and to the powers and duties of the Department of Social Welfare in connection therewith.

Governor's message stating his objections read previously.

The question being: Shall Assembly Bill No. 721 become a law notwithstanding the objections of the Governor?

The roll was called, and the Assembly sustained the objections of the Governor by the following vote:

AYES—None.

NOES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, Conrad, Cooke, Cramer, Crowley, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Grant, Grunsky, Hahn, Hawkins, Hinckley, Huyck, James, Johnson, Kilpatrick, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stewart, Thomas, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—60.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, April 23, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1535

And reports the same correctly re-engrossed.

WEBER, Chairman

Above reported bill ordered to third reading.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 161—An act to add Sections 34.5, 452.5, 452.10, 694.10, and 697.5 to the Vehicle Code, relating to trolley coaches.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Beck, Bennett, Berry, Blosser, Boyd, Burke, Burns, Butters, Clarke, Collier, Conrad, Cooke, Cramer, Crowley, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Grant, Grunsky, Hahn, Hawkins, Hinckley, Huyck, James, Johnson, Kilpatrick, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, Price, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—57.

NOES—None.

Bill ordered transmitted to the Senate.

Recommendation of the Governor

In accordance with Article IV, Section 34, of the Constitution, the Governor presented the following communication recommending the passage of Assembly Bill No. 433:

STATE OF CALIFORNIA
GOVERNOR'S OFFICE, SACRAMENTO, April 22, 1947

To the Honorable Members of the Assembly
Sacramento, California

GENTLEMEN:

Assembly Bill No. 433—"An act making an appropriation in augmentation of the appropriation in Item 200 of the Budget Act of 1945, for support of the Division of Forestry, Department of Natural Resources,"

in my opinion constitutes an emergency bill within the meaning of that term as used in Section 34 of Article IV of the Constitution of the State of California, the consideration of which should not await the final enactment of the Budget Bill

I therefore recommend consideration of Assembly Bill No. 433 as an emergency measure.

Respectfully submitted.

EARL WARREN, Governor

Assembly Bill No. 433—An act making an appropriation in augmentation of the appropriation in Item 200 of the Budget Act of 1945, for support of the Division of Forestry, Department of Natural Resources.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, Conrad, Cooke, Crowley, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Grant, Grunsky, Hahn, Hawkins, Hinckley, Huyck, James, Johnson, Kilpatrick, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—61.
NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 48—An act to amend Sections 18933, 18936, and 18937 of the Government Code, relating to the establishment of eligible lists for employment or promotion in the state civil service.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, Conrad, Cramer, Crowley, Lester T. Davis, M. Philip Davis, Debs, Clayton A. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Grant, Grunsky, Hahn, Hawkins, Hinckley, Huyck, James, Johnson, Kilpatrick, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sherwin, Silliman, Stephenson, Stewart, Thomas, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—60.
NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1800—An act to amend Sections 6409, 6413, and 6500 of the Labor Code, relating to industrial injury reports.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Cooke, Cramer, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Grant, Grunsky, Hahn, Hawkins, Hinckley, Huyck, James, Johnson, Kilpatrick, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister,

McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sherwin, Silliman, Stephenson, Thomas, Thorp, Thurman, Waters, Weber, and Mr. Speaker—61.
NOES—None.

Bill ordered transmitted to the Senate.

NOTICE OF MOTION TO RECONSIDER ASSEMBLY BILL NO. 2157 WAIVED

Mr. Evans waived his notice of motion to reconsider the vote whereby Assembly Bill No. 2157 was passed.

Assembly Bill No. 2157 ordered transmitted to the Senate.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 576—An act to amend Section 3300 of the Health and Safety Code, relating to grants in aid for the care and treatment of persons suffering from tuberculosis or susceptible thereto.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Grant, Grunsky, Hahn, Hawkins, Hinckley, Huyck, James, Johnson, Kilpatrick, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—65
NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 819—An act to amend Section 204e of the Code of Civil Procedure, relating to the duties and compensation of the secretary and jury commissioner of the superior court, and assistants.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cramer, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Grant, Grunsky, Hahn, Hawkins, Hinckley, Huyck, James, Johnson, Kilpatrick, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Silliman, Stanley, Stephenson, Stewart, Thomas, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—65
NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 297—An act to amend Section 5082 of the Business and Professions Code, relating to registration as a public accountant, declaring the urgency thereof to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read.

Assembly Bill No. 297 ordered passed on file.

RE-REFERENCE OF BILLS

By order of the Speaker, the following bills were withdrawn from the file, and re-referred as follows:

Assembly Bill No. 1353 re-referred to Committee on Public Morals.
Assembly Bill No. 2450 re-referred to Committee on Public Morals.
Assembly Bill No. 1535 re-referred to Committee on Judiciary.
Assembly Bill No. 2551 re-referred to Committee on Judiciary.
Assembly Bill No. 1985 re-referred to Committee on Judiciary.

RECESS

At 11 a.m., on motion of Mr. Dickey, the Assembly recessed until 11.10 a.m.

REASSEMBLED

At 11.10 a.m., the Assembly reconvened.
Hon. Sam L. Collins, Speaker of the Assembly, presiding.
Chief Clerk Arthur A. Ohnimus at the desk.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Constitutional Amendment No. 2—A resolution to propose to the people of the State of California an amendment to the Constitution of the State by adding Section 22aa to Article IV thereof, relating to aid to needy children.

Resolution read.

The roll was called.

Call of the Assembly

Pending the announcement of the vote, Mr. Anderson moved a call of the Assembly.

Motion carried. Time, 11.12 a.m.

The Speaker directed the Sergeant-at-Arms to close the doors, and to bring in the following absent members:

Brady, Crichton, Crowley, M. Philip Davis, Evans, Fletcher, Geddes, Hahn, Hinton, Huyck, Knight, McMillan, Sheridan, Sherwin, Stanley, Thompson, and Waters—17.

PROCEEDINGS UNDER CALL OF THE ASSEMBLY BY UNANIMOUS CONSENT

TEMPORARY SUSPENSION OF ASSEMBLY RULE NO. 85

Mr. Doyle asked for, and was granted, unanimous consent that Assembly Rule No. 85 be temporarily suspended for the purpose of placing a call of the Assembly on any matter on file.

NOTICE OF MOTION TO WITHDRAW ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 11 FROM INACTIVE FILE

Mr. Kilpatrick gave notice that on the next legislative day he would move to withdraw Assembly Constitutional Amendment No. 11 from the inactive file, and have it placed upon the third reading file.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Constitutional Amendment No. 28—A resolution to propose to the people of the State of California an amendment to the Constitution of the State by amending Section 26 of Article IV thereof, relating to state lotteries.

Resolution read.

Demand for Previous Question

Messrs. Heisinger, Loomis, Grunsky, Burke, and Luckel demanded the previous question.

Demand for previous question sustained.

The question being on the adoption of Assembly Constitutional Amendment No. 28.

Point of Order

Mr. Dickey arose to the following point of order: That Mr. Doyle has exceeded his time.

Ruling by Speaker

Speaker Collins ruled the point of order well taken.

The question being on the adoption of Assembly Constitutional Amendment No. 28.

The roll was called, and the resolution refused adoption by the following vote:

AYES—Allen, Berry, Brady, Clarke, Cooke, Cramer, Crowley, Lester T. Davis, Clayton A. Dills, Doyle, Dunn, Evans, Fletcher, Hollibaugh, Kilpatrick, Lyons, Maloney, McCollister, McMillan, Niehouse, O'Day, Robertson, Stanley, Thomas, Thorp, and Weber—26.

NOES—Beck, Bennett, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Collier, George D. Collins, Conrad, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Erwin, Field, Gaffney, Grant, Grunsky, Hahn, Heisinger, Huyck, James, Johnson, Kirkwood, Loomis, Lowrey, Luckel, Miller, Price, Sherwin, Silliman, Stephenson, Stewart, Thompson, Thurman, Waters, Wollenberg, and Mr. Speaker—43.

Notice of Motion to Reconsider Assembly Constitutional Amendment No. 28

Mr. Doyle gave notice that on the next legislative day he would move to reconsider the vote whereby Assembly Constitutional Amendment No. 28 was this day refused adoption.

REQUESTS FOR PERMISSION TO INTRODUCE BILLS

The following request for permission to introduce a bill was presented:

By Mr. Hinckley:

ASSEMBLY CHAMBER, SACRAMENTO, April 23, 1947

MR. SPEAKER: In accordance with the provisions of Article IV, Section 2, of the Constitution, I request permission to introduce a bill, the title of which is as follows:

An act to provide for the adoption of red scale eradication programs

Respectfully submitted.

L. STEWART HINCKLEY

Request referred to Committee on Legislative Procedure.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, April 23, 1947

MR SPEAKER: Your Committee on Legislative Procedure, to which was referred the following bill, herewith returns the same with the recommendation that the author be permitted to introduce it:

By Mr. Hinckley:

An act to provide for the adoption of red scale eradication programs.

WEBER, Chairman

The roll was called, and permission granted by the following vote:

AYES—Allen, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crowley, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Grant, Grunsky, Heisinger, Hinckley, Holbbaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, O'Day, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—66.

NOES—None.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bill was introduced, and read the first time:

Assembly Bill No. 2669: By Mr. Hinckley—An act to provide for the adoption of red scale eradication programs.

Referred to Committee on Agriculture.

REQUEST FOR UNANIMOUS CONSENT THAT REPORT OF ASSEMBLY INTERIM COMMITTEE ON UNIFORM WORKING HOURS FOR STATE EMPLOYEES BE PRINTED

Mr. Thompson asked for, and was granted, unanimous consent that the following Report of the Assembly Interim Committee on Uniform Working Hours for State Employees, be printed in the Journal, in 10-point type.

REPORT OF ASSEMBLY INTERIM COMMITTEE ON UNIFORM WORKING HOURS FOR STATE EMPLOYEES

Your Interim Committee on Uniform Working Hours for State Employees met in Sacramento on February 24 and 25, and heard testimony on the various proposals pending before the Assembly for a 40-hour, uniform work-week for state employees.

The following letter from the Personnel Board to Governor Warren, issued on Friday, January 31, 1947, was read to the committee:

"To the Honorable Earl Warren, Governor of the State of California:

As a result of many requests from employees and representatives of employees who have advocated the establishment of a basic 40-hour week for state employees, the State Personnel Board during the year 1946 has continued to study the problem of the 40-hour week. Since the ultimate decision on the problem involves the appropriation of additional funds by the Legislature and since the problem has been placed before the Legislature through the introduction of certain bills, the State Personnel Board submits this report.

Extent of Problem

As of July 1, 1946 there were approximately 14,300 full time civil service employees who were eligible to be paid overtime or given compensating time off for hours worked in excess of 40 in one week; 1,030 employees who were required to work 44 hours per week before being eligible to receive overtime or compensating time off; 4,600 employees who worked 48 hours per week before being eligible to receive overtime or compensating time off; and 5,500 employees whose work week is not subject to an hourly limitation and who were not included in any plan of cash payment for overtime. The bulk of the employees required to work more than 40 hours in a week are in the Department of Mental Hygiene, Department of Corrections, Division of Forestry, and the Department of Motor Vehicles.

Changes in Hours Worked by Hospital Employees

Prior to January 1, 1947 most hospital employees in California were required to work more than 40 hours per week. Recently, *however, the employees in the University of California Hospital, and in hospitals maintained by the Counties of Los Angeles and San Francisco and by the Veteran's Administration of the Federal Government were changed to a 40-hour week. Effective early in January 1947, all employees of the principal private hospitals in Los Angeles and in the San Francisco Bay Area were placed on a 40-hour week with no reduction in pay.**

Changes in Hours Worked by Other Institutional Employees

If any change is made in the hours worked by employees in the Department of Mental Hygiene it should be realized that there has long been a tradition to treat the employees of the Veteran's Home, of the Department of Corrections and of the Youth Authority on the same basis as the employees in the Department of Mental Hygiene, and that all of these employees should be treated alike. In addition, consideration may be given to the fact that employees of federal prisons are on a 40-hour week.

Changes in Hours Worked by Forestry Employees

Outside of the state service, the chief measure of prevailing practices for positions in the Division of Forestry is the United States Forest Service. Since July 1, 1945, the Federal Government employees have been on a 40-hour week.

Changes in Hours Worked by Police Officers

The majority of other state employees working more than 40 hours per week are the State Traffic Officers of the Department of

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* Specific hospitals include

Los Angeles Area

California Lutheran, Santa Monica, St. Vincent's, Queen of the Angels, Methodist, Good Samaritan, Cedars of Lebanon, Hollywood Presbyterian

San Francisco Bay Area

Stanford-Lane, St Francis, St. Marys, Mary's Help, St. Joseph, Franklin, Peralta, Merritt, Alta Bates, Berkeley, St Lukes, Childrens, French, Mt Zion, Hahnemann, Richmond, Providence, East Oakland, Alameda

Motor Vehicles. *In 1946 the City of Los Angeles and the City of San Francisco established work weeks for police employees very closely approximating a 40-hour work week.* In addition to hospitals as noted above, other industries, especially many retail trades, have changed to a 40-hour week. Manufacturing industry and other service industries such as banks and public utilities have been on a 40-hour week for many years.

Cost of 40-Hour Week

The total estimated annual cost of placing all state employees on a 40-hour week will, based on the current number of employees, be approximately $4,400,000. This cost will be increased by additional employees provided in the budget for 1947-48.

The State Personnel Board has not given recent salary adjustments to the employees who would be affected by a change to a 40-hour week. *It appears to be the general practice to leave the weekly or monthly salaries the same when a change is made from a 44- or 48-hour week to a 40-hour week. The board believes that the existing salaries for these employees are equitable for a 40-hour week. If present 44- and 48-hour work weeks are continued, however, the studies made by the State Personnel Board indicate that increases in pay should be made to the employees in the groups affected, in order to compensate them for the longer work week."*

From the factual information contained in the foregoing letter, it conclusively appeared that the State of California was the only major public agency in the State that had not yet established a uniform workweek of eight hours per day for five days per week for all of its employees.

To fully ascertain the attitude of the various state departments which would be affected by establishing a uniform 40-hour week they were requested to have representatives appear before the committee.

The following persons representing departments, or divisions in departments, appeared and testified:

Norman Woodbury, Personnel Officer for the Department of Corrections
Ellsworth Frank, Administrative Officer of the Youth Authority
Jack Meyer, Assistant to the Secretary, Board of Equalization
Anson Crutcher, Chief, Capitol Police, Department of Finance
Ernest B. Camper, Administrative Aid, Division of Parks and Beaches
C. R. Clar, Chief Deputy State Forester, Division of Forestry
C. Raymond Cato, Chief of the California Highway Patrol
Ellis Groff and Jack O'Toole, of the Department of Finance
Kelvin Sharp, Chief of the Pay Unit, State Personnel Board
James H. Phillips, Attorney for the California State Employees' Association
James S. McCormack, representative of the American Federation of Labor.

With the exception of those from the Division of Forestry, none of the witnesses expressed opposition to a 40-hour week, if sufficient funds were made available to them to employ the additional help that would

be made necessary by a reduction in hours, or to take care of overtime, if necessary to require employees to work longer than 40 hours a week.

Speaking in favor of adopting the uniform 40-hour week, some witnesses testified that their efforts to recruit competent help are being blocked because when veterans and others apply for work and are told that the jobs are 48 hours, six days a week, and some with night work, they decline to accept inasmuch as they can earn the same money elsewhere in 40 hours working only daytime.

All witnesses indicated that any departmental administrative difficulties involved in changing to 40 hours could be overcome.

The Division of Forestry presented a special problem to the committee because of the emergency character of its fire control work in summer time. It was pointed out that their men are on 24-hour call during the summer months. When they are not on regular duty they are on "stand-by" duty. Many times men are on regular duty for many hours in addition to their regular hours, when a fire is burning. The department stated that for several reasons a straight 40-hour week with overtime would be extremely difficult to administer and would be very costly.

The department presented a substitute proposal to wit: That for its department the 40-hour week be adopted by reducing the regular number of work days from six to five and instead of regular overtime, 25 percent be added to the salaries for the period of the regular fire season to compensate for all hours worked beyond 40 in any week and for the stand-by time.

James H. Phillips informed the committee that this proposal had been discussed with representatives of the employees in the department; that they recognized the administrative difficulties involved in paying overtime in their division and had approved the department's proposal.

In addition to the witnesses who testified in person, communications were read to the committee from the Director of the Department of Mental Hygiene, Professional and Vocational Standards, Agriculture and Industrial Relations stating that they were not opposed to the establishment of a 40-hour week.

The committee also received testimony on the question of whether overtime should be on a straight time or time and one-half basis, on the question of a differential for night work and the groups or classes which should receive overtime compensation.

On the subject of compensation for overtime, although the evidence established that nearly all of private industry pays time and one-half for time worked beyond eight hours in any one day and 40 hours in a week and that a number of public jurisdictions, including the Federal Government, do likewise, the committee was of the opinion that the prevailing practice in public agencies was not yet sufficiently established to justify recommending its adoption for the State of California at this time. The committee believed that the provisions now contained in Section 18021 and Section 18023 of the Government Code for paying straight time or compensating time off within six months should be retained for the present.

In the matter of paying a differential for night work the evidence established that the practice of paying a 10 percent bonus for night work is definitely the prevailing practice in private industry, and is applied in several public jurisdictions, yet is not clearly a prevailing

practice in public agencies. There was some evidence that failure to do so in state service is a detriment to recruiting desirable employees for state service Your committee believes that this matter should also be left for consideration by a future Legislature.

The reason for the introduction of Assembly Bill No. 937 on holidays was presented to the committee It appears that the conditions upon which the bill is based exist in departments working 48 hours and when the work must be performed every day in the week including Sunday. The committee believes that the adoption of the 40-hour program will overcome the problem in part and that the departments and the Personnel Board by rule can adjust the balance of it and, therefore, legislation is not necessary at this session.

COST

The Director of the Department of Finance in the following letter presented figures on the probable cost of adopting the program recommended herein, which is Plan III of the letter.

April 21, 1947

Hon. Sam L. Collins, Speaker of the Assembly
State Capitol, Sacramento, California

DEAR MR SPEAKER: Pursuant to Assembly Concurrent Resolution No. 11 of the Fifty-sixth (Second Extraordinary) Session of the Legislature, I am transmitting herewith a statement of the estimated additional costs which would result from the inauguration of a uniform 40-hour week for state employees. These estimates apply to the 1947-48 Fiscal Year and represent the additional costs over and above the Governor's Budget for that year.

The estimates were prepared by the individual agencies and as a result contain certain inconsistencies due to variations of interpretation as to the complete effect of the 40-hour week upon the operations of the particular agency. The elimination of these inconsistencies would require clarification as to the specific provisions of the law and Personnel Board rules under which the 40-hour week would be made effective. Particularly necessary would be a definition of the extent to which the 40-hour week would be applicable to the so-called "Group Four" employees who are not now included in any plan of payment for overtime because their duties and responsibilities are such that they are not adapted to a maximum number of hours per week.

While these inconsistencies cast some doubt as to the estimates of certain individual agencies, it is believed that their effect on the over-all total is negligible. In our opinion the aggregate of the estimates represents a fair approximation of the total cost involved in putting a general 40-hour week into effect.

In addition to the basic plan set forth in the resolution, namely, a 40-hour individual work week base with compensation at the rate of time and one-half for overtime, we have secured cost estimates based on two possible modifications embodied in bills pending before the Legislature.

(a) Compensation for overtime at "straight time" rates, instead of time and one-half; and

(b) Exemption of the Division of Forestry's administrative and field personnel from the general 40-hour week provisions and adoption, instead, of their suggested "Plan B" under which the work week would be reduced from six days to five days, but employees would continue to be subject to call 24 hours per day during the fire season. In lieu of payment for overtime and "standby" service, such employees would be given flat percentage increases in salary ranging from 10 percent to 25 percent.

A summary of the cost estimates under the several plans is given below:

	Plan I *Uniform 40-hour week* With time and one-half for overtime	Plan II *Uniform 40-hour week* With straight time for overtime	Plan III Div. of Forestry @ Plan B— Other agencies @ Plan II
Current Expenses:			
Additional Positions:			
Number	(877)	(877)	(877)
Amount	$2,275,088 00	$2,275,088 00	$2,275,088 00
Additional Temporary Help	5,246,229 00	5,246,229 00	700,120 00
Additional Overtime Compensation	5,390,945 00	3,402,841 00	3,907,410 00*
Additional Operating Expenses	124,915 00	124,915 00	122,915 00
Additional Equipment	232,535 00	232,535 00	203,595 00
Additional Retirement Contributions	900,000 00	760,000 00	500,000 00
Increased Allotments to Counties for Watershed Protection	852,881 00	821,650 00	164,068 00
Total, Current Expenses	$15,022,593 00	$12,863,258 00	$7,873,196 00
Capital Outlay:			
Additional Employees Housing (Div. of Beaches & Parks)	402,600 00	402,600 00	402,600 00
Total, Additional Cost	$15,425,193 00	$13,265,858 00	$8,275,796 00
General Fund	$12,901,250 00	$11,106,862 00	$6,116,800 00
Special Fund	2,523,943 00	2,158,996 00	2,158,996 00

* Including $657,847 for flat increases to Forestry employees in lieu of overtime and "standby" compensation.

The detailed estimates of the several agencies are on file in the office of the Division of Budgets and Accounts and can be made available, if desired.

(Signed) JAMES S. DEAN
Director of Finance

In connection with the cost of changing to a basic 40-hour week, it appears that considerable additional money will have to be spent by the State by the way of making further salary increases in the amount of 20 percent of existing salaries to compensate for the sixth day of work in order to meet the prevailing rates of pay, if the 40-hour week is not adopted. This will have to be done by the Personnel Board in accordance with the requirements of Section 18850 of the Government Code, so that employees in the state service will be paid on the same basis as other employees in public jurisdictions and private industry doing like work and certainly to enable the departments to hold their present employees

and recruit competent new ones in order to keep the State functioning efficiently. For example, the evidence show that nurses in private hospitals and other public jurisdictions now work 40 hours for a starting salary of $200. The State of California still works its nurses 48 hours for the same salary as the nurses elsewhere who work only 40 hours. It is self-evident that the State must either reduce the working hours of nurses to 40 hours for the same pay or increase the pay by 20 percent in order to keep and recruit nurses. The cost to the State will be approximately the same in either case.

On the question of which employees or classes of employees should be covered by the basic 40-hour week with overtime beyond 40 hours, all state employees are eligible for overtime in accordance with the present provisions of Sections 18020, 18021, and 18022 of the Government Code.

It is the prevailing practice in California to provide overtime for all employees in the major public agencies in California. The following is a list of the larger public agencies in California in employee competition with the State and the number of their employees covered by overtime provisions:

Alameda County—All employees
Federal Government—All employees
Los Angeles City—All employees
Los Angeles County—All employees
Los Angeles Water and Power District—
All employees (time and one-half for employees earning $423 per month or more—equal time for employees earning $423 or more)
City of Oakland—All employees
City and County of San Francisco—
All employees, except certain executive and supervisory classes)

In order to take care of the special problem of the Department of Forestry, and because it is believed that other special problems might develop in some of the departments which would make the general proposal for the 40-hour week with overtime at the regular rate of pay unworkable, we believe that the present law should be amended to give the Personnel Board authority to make exceptions to the general 40-hour week with overtime at the regular rate of pay in the cases where a proper showing can be made by the department of the necessity in the public interest for a different work week or rate of overtime compensation or method of allowing it.

Your committee believes that it is in the best interest of the state service and of the state employees that the basic 40-hour week be established as soon as possible and, therefore, the money necessary to establish it should be made available by July 1, 1947 so that those departments that are experiencing difficulty in recruiting and keeping employees may take the necessary steps to place their department on the basic 40-hour week as early as possible in order to be able to meet the competition of private industry and other public jurisdictions for competent employees and to bring the working conditions and hours of work of state employees up to the prevailing practice immediately.

RECOMMENDATIONS

Your committee recommends that:

1. Legislation be adopted at this session of the Legislature to establish a basic eight-hour day, five-day week for state employees paid on a monthly basis; that provisions be made for payment of straight time for overtime worked beyond eight hours per day or 40 hours per week with the alternative of compensating time off within six months; that the Personnel Board be given authority, upon proper showing of the necessity therefore in the public interest to provide a different work week or a different rate of pay or method of payment for overtime compensation for any class or classes in the civil service or any exempt employees.

2. That Assembly Bill No. 941, as amended, be enacted by this session of the Legislature.

3. That the funds necessary to establish the basic 40-hour work week be provided for in the present Budget Bill so that they can become available for use in establishing the 40-hour work week by July 1, 1947.

Your committee begs to submit the above report.

DWIGHT H. STEPHENSON, Chairman
JOHN B. COOKE
THOMAS J. DOYLE
ERNEST R. GEDDES
JOHN F. THOMPSON

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, April 23, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:
Assembly Bill No. 155
And reports the same correctly re-engrossed.

WEBER, Chairman

Above reported bill ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 23, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:
Assembly Bill No. 165
And reports the same correctly engrossed.

WEBER, Chairman

Above reported bill ordered to third reading.

Committee on Agriculture

ASSEMBLY CHAMBER, SACRAMENTO, April 23, 1947

MR. SPEAKER: Your Committee on Agriculture, to which was referred:
Assembly Bill No. 992
Has had the same under consideration, and reports the same back with the recommendation: Do pass.

CLARKE, Chairman

Above reported bill ordered to second reading.

Committee on Livestock and Dairies

ASSEMBLY CHAMBER, SACRAMENTO, April 23, 1947

MR. SPEAKER: Your Committee on Livestock and Dairies, to which was referred:

Senate Bill No. 1131

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

THORP, Chairman

Above reported bill ordered to second reading.

Committee on Agriculture

ASSEMBLY CHAMBER, SACRAMENTO, April 23, 1947

MR. SPEAKER: Your Committee on Agriculture, to which were referred:

Assembly Bill No. 1136
Assembly Bill No. 1137
Assembly Bill No. 1139

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

CLARKE, Chairman

Above reported bills ordered to second reading.

NOTICE OF MOTION

Mr. McCollister gave notice that on the next legislative day, Mr. Dickey will request, for him, that the members of the Committee on Military Affairs be excused, tomorrow, Thursday, April 24, 1947, for the legislative day, for the purpose of leaving the Capitol at 9 a.m., in the morning, to inspect the Women's Relief Corps Home at Santa Clara.

REPORTS OF STANDING COMMITTEES

Committee on Agriculture

ASSEMBLY CHAMBER, SACRAMENTO, April 23, 1947

MR. SPEAKER: Your Committee on Agriculture, to which was referred:

Senate Bill No. 297

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

CLARKE, Chairman

Above reported bill ordered to second reading.

Committee on Social Welfare

ASSEMBLY CHAMBER, SACRAMENTO, April 23, 1947

MR. SPEAKER: Your Committee on Social Welfare, to which were referred:

Assembly Bill No. 2
Assembly Bill No. 86
Assembly Bill No 426

Has had the same under consideration, and reports the same back with the recommendation: Do pass

NIEHOUSE, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 23, 1947

MR SPEAKER: Your Committee on Social Welfare, to which was referred:

Assembly Bill No. 1422

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

NIEHOUSE, Chairman

Above reported bill ordered to second reading.

Committee on Livestock and Dairies

ASSEMBLY CHAMBER, SACRAMENTO, April 23, 1947

MR. SPEAKER: Your Committee on Livestock and Dairies, to which was referred: Assembly Concurrent Resolution No. 64

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

THORP, Chairman

Above reported resolution ordered engrossed.

FURTHER PROCEEDINGS UNDER CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 2

At 12.05 p.m., on motion of Mr. Anderson, further proceedings under the call of the Assembly were dispensed with.

The names of the absentees were called, and Assembly Constitutional Amendment No. 2 refused adoption by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burns, Caldecott, Carey, George D Collins, Conrad, Cooke, Cramer, Crowley, Lester T. Davis, Debs, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Evans, Fletcher, Gaffney, Grant, Hahn, Hawkins, Hollibaugh, Johnson, Kilpatrick, Kirkwood, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Stanley, Thomas, Thompson, Weber, and Wollenberg—51.

NOES—Burke, Butters, Clarke, Collier, Dickey, Dolwig, Erwin, Field, Gannon, Grunsky, Heisinger, Hinckley, Hinton, Huyck, James, Loomis, Shelwin, Silliman, Stephenson, Stewart, Thorp, Thurman, Waters, and Mr. Speaker—24.

REQUEST FOR UNANIMOUS CONSENT TO USE ASSEMBLY CHAMBER

Mr. Dunn asked for, and was granted, unanimous consent that the Committee on Education be permitted to use the Assembly Chamber tonight, at 8 p.m., for the purpose of holding a meeting.

RECESS

At 12.10 p.m., on motion of Mr. Dickey, the Assembly recessed until 2 p.m.

REASSEMBLED

At 2 p.m., the Assembly reconvened.

Hon. Sam L. Collins, Speaker of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

BILLS WITHDRAWN FROM ACTIVE FILE, AND PLACED ON THE INACTIVE FILE

Assembly Bill No. 537, on motion of Mr. Sam L. Collins.

Assembly Bill No. 538, on motion of Mr. Sam L. Collins.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1631—An act to amend Sections 27146 and 27154 and to repeal Section 27246 of the Streets and Highways Code, relating to bridge and highway districts.

Bill read third time.

The roll was called.

Call of the Assembly

Pending the announcement of the vote, Mr. O'Day moved a call of the Assembly.

Motion carried. Time, 2.05 p.m.

The Speaker directed the Sergeant-at-Arms to close the doors, and to bring in the following absent members:

Allen, Beck, Berry, Blosser, Boyd, Brady, Burns, Carey, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Dunn, Field, Gaffney, Gannon, Geddes, Heisinger, Hinckley, Huyck, Knight, Lyons, McCollister, McMillan, Niehouse, Price, Robertson, Rosenthal, Sherwin, Stephenson, Stewart, Thomas, Waters, Weber, and Wollenberg—44.

PROCEEDINGS UNDER CALL OF THE ASSEMBLY BY UNANIMOUS CONSENT

TEMPORARY SUSPENSION OF ASSEMBLY RULE NO. 85

Mr. O'Day asked for, and was granted, unanimous consent that Assembly Rule No. 85 be temporarily suspended for the purpose of placing a call of the Assembly on any matter on file.

NOTICE OF MOTION TO WITHDRAW ASSEMBLY BILLS NOS. 1627, 1628, 1633, 1634, AND 1629 FROM INACTIVE FILE

Mr. O'Day gave notice that on the next legislative day he would move to withdraw Assembly Bills Nos. 1627, 1628, 1633, 1634, and 1629 from the inactive file, and have them placed upon the third reading file.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, April 23, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bill ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 23, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Joint Resolution No. 36—Relative to remains of Americans fighting with allied forces killed in action in World War II;

Assembly Concurrent Resolution No. 51—Approving certain amendments to the charter of the City of Long Beach, State of California, ratified by the qualified electors of said city at a special municipal election held therein on the eleventh day of February, 1947;

And reports that the same have been correctly enrolled, and presented to the Secretary of State on the twenty-third day of April, 1947, at 12 m.

WEBER, Chairman

Committee on Fish and Game

ASSEMBLY CHAMBER, SACRAMENTO, April 22, 1947

MR. SPEAKER: Your Committee on Fish and Game, to which were referred:

Assembly Bill No. 776
Assembly Bill No. 789
Assembly Bill No. 830
Assembly Bill No. 2301

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

ERWIN, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 22, 1947

MR. SPEAKER: Your Committee on Fish and Game, to which were referred:

Assembly Bill No. 1379
Assembly Bill No. 1388
Assembly Bill No. 1560
Assembly Bill No. 1879

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

ERWIN, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 22, 1947

MR. SPEAKER: Your Committee on Fish and Game, to which were referred:

Senate Bill No 394
Senate Bill No. 492
Senate Bill No. 617
Senate Bill No. 789
Senate Bill No. 792
Senate Bill No. 1036

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

ERWIN, Chairman

Above reported bills ordered to second reading.

Committee on Social Welfare

ASSEMBLY CHAMBER, SACRAMENTO, April 23, 1947

MR. SPEAKER: Your Committee on Social Welfare, to which was referred:

Assembly Bill No. 425

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be re-referred to Committee on Ways and Means.

NIEHOUSE, Chairman

Above reported bill re-referred to Committee on Ways and Means.

Committee on Public Health

ASSEMBLY CHAMBER, SACRAMENTO, April 23, 1947

MR. SPEAKER: Your Committee on Public Health, to which were referred:

Assembly Bill No. 438
Assembly Bill No. 1245
Assembly Bill No. 1773
Assembly Bill No. 1779

Has had the same under consideration, and reports the same back with the recommendation. Do pass.

DEBS, Chairman

Above reported bills ordered to second reading.

Committee on Agriculture

ASSEMBLY CHAMBER, SACRAMENTO, April 23, 1947

MR. SPEAKER: Your Committee on Agriculture, to which was referred:

Assembly Bill No. 1143

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be re-referred to Committee on Ways and Means.

CLARKE, Chairman

Above reported bill re-referred to Committee on Ways and Means.

ASSEMBLY CHAMBER, SACRAMENTO, April 23, 1947

MR. SPEAKER: Your Committee on Agriculture, to which were referred:

Assembly Bill No. 417
Assembly Bill No. 1141
Assembly Bill No. 1544
Assembly Bill No. 2082
Assembly Bill No. 2388

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

CLARKE, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 23, 1947

MR. SPEAKER: Your Committee on Agriculture, to which was referred:

Assembly Bill No. 1384

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

CLARKE, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 23, 1947

MR. SPEAKER: Your Committee on Agriculture, to which was referred:

Assembly Bill No. 181

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, do pass, as amended, and re-refer to Committee on Ways and Means.

CLARKE, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 23, 1947

MR. SPEAKER: Your Committee on Agriculture, to which was referred:

Assembly Bill No. 1978

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

CLARKE, Chairman

Above reported bill ordered to second reading.

Committee on Public Health

ASSEMBLY CHAMBER, SACRAMENTO, April 23, 1947

MR. SPEAKER: Your Committee on Public Health, to which was referred:

Senate Bill No. 353

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

DEBS, Chairman

Above reported bill ordered to second reading.

Committee on Social Welfare

ASSEMBLY CHAMBER, SACRAMENTO, April 23, 1947

MR. SPEAKER: Your Committee on Social Welfare, to which was referred:

Assembly Bill No. 1423

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

NIEHOUSE, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 23, 1947

MR. SPEAKER: Your Committee on Social Welfare, to which were referred:

Assembly Bill No. 271
Assembly Bill No. 1708

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

NIEHOUSE, Chairman

Above reported bills ordered to second reading.

Committee on Fish and Game

ASSEMBLY CHAMBER, SACRAMENTO, April 22, 1947

MR. SPEAKER: Your Committee on Fish and Game, to which was referred:

Assembly Bill No. 1517

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

ERWIN, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 22, 1947

MR. SPEAKER: Your Committee on Fish and Game, to which was referred:

Assembly Bill No. 1150

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

ERWIN, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 22, 1947

MR. SPEAKER: Your Committee on Fish and Game, to which was referred:

Assembly Bill No. 2660

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, do pass, as amended, and re-refer to Committee on Agriculture.

ERWIN, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 22, 1947

MR. SPEAKER: Your Committee on Fish and Game, to which were referred:

Assembly Bill No 775
Assembly Bill No 791
Assembly Bill No. 792
Assembly Bill No. 1767

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

ERWIN, Chairman

Above reported bills ordered to second reading.

Committee on Finance and Insurance

ASSEMBLY CHAMBER, SACRAMENTO, April 22, 1947

MR. SPEAKER: Your Committee on Finance and Insurance, to which were referred:

Assembly Bill No. 659
Assembly Bill No. 663

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

GEDDES, Chairman

Above reported bills ordered to second reading.

Committee on Livestock and Dairies

ASSEMBLY CHAMBER, SACRAMENTO, April 23, 1947

MR. SPEAKER: Your Committee on Livestock and Dairies, to which was referred:

Assembly Bill No. 711

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee

THORP, Chairman

Above reported bill ordered to second reading.

Committee on Public Health

ASSEMBLY CHAMBER, SACRAMENTO, April 23, 1947

MR. SPEAKER: Your Committee on Public Health, to which were referred:

Assembly Bill No. 238
Assembly Bill No. 743
Assembly Bill No. 927
Assembly Bill No 1360
Assembly Bill No. 1500
Assembly Bill No. 1620
Assembly Bill No. 1702
Assembly Bill No 2223

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

DEBS, Chairman

Above reported bills ordered to second reading.

Committee on Judiciary

ASSEMBLY CHAMBER, SACRAMENTO, April 23, 1947

MR. SPEAKER: Your Committee on Judiciary, to which were referred:

Assembly Bill No. 275
Assembly Bill No. 385
Assembly Bill No. 783
Assembly Bill No. 913

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

BROWN, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 23, 1947

MR. SPEAKER: Your Committee on Judiciary, to which were referred:

Senate Bill No. 122
Senate Bill No. 1227

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

BROWN, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 23, 1947

MR. SPEAKER: Your Committee on Judiciary, to which was referred:

Assembly Bill No. 601

Has had the same under consideration, and reports the same back with the recommendation: Do pass, as amended, and be re-referred to Committee on Ways and Means.

BROWN, Chairman

Above reported bill re-referred to Committee on Ways and Means.

Hon. Randal F. Dickey Presiding

At 2.28 p.m., Hon. Randal F. Dickey, Member of the Assembly from the Fourteenth District, presiding.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, April 22, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted:

Senate Concurrent Resolution No. 36

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS (RESUMED)

The following resolution was read:

Senate Concurrent Resolution No. 36—Relative to urging participation in World Trade Week.

Referred to Committee on Rules.

REPORTS OF STANDING COMMITTEES

Committee on Judiciary

ASSEMBLY CHAMBER, SACRAMENTO, April 23, 1947

MR. SPEAKER: Your Committee on Judiciary, to which were referred:

Assembly Bill No. 469
Assembly Bill No. 1535
Assembly Bill No. 1843
Assembly Bill No. 1413

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

BROWN, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 23, 1947

MR. SPEAKER: Your Committee on Judiciary, to which were referred:

Assembly Bill No. 1819
Assembly Bill No. 1854

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

BROWN, Chairman

Above reported bills ordered to second reading.

Speaker Presiding

At 2.30 p.m., Hon. Sam L. Collins, Speaker of the Assembly, presiding.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1505—An act to add Section 59 to the Unemployment Insurance Act, to add Sections 9505 and 9607 to the Labor Code, relating to unemployment and disability benefits.

Bill read third time.

The roll was called, and the bill refused passage by the following vote:

AYES—Blosser, Boyd, Burke, Butters, Clarke, Collier, Cramer, Erwin, Grant, Grunsky, Hinckley, Hinton, Huyck, James, Johnson, Kirkwood, Knight, Loomis, Luckel, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Waters, and Mr. Speaker—28.

NOES—Allen, Anderson, Beck, Bennett, Berry, Brady, Brown, Burns, Caldecott, Carey, Conrad, Cooke, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Elliott, Evans, Fletcher, Gaffney, Hahn, Hawkins, Heisinger, Hollibaugh, Kilpatrick, Lowrey, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Thomas, Thurman, and Wollenberg—44.

Notice of Motion to Reconsider Assembly Bill No. 1505

Mr. Boyd gave notice that on the next legislative day he would move to reconsider the vote whereby Assembly Bill No. 1505 was this day refused passage.

Explanation of Vote

I was absent from the Assembly Chamber on business relative to child care centers when Assembly Bill No. 1505 was considered. Had I been present, I would have voted "No."

FRANCIS DUNN

FURTHER PROCEEDINGS UNDER CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 1631

At 2.42 p.m., on motion of Mr. O'Day, further proceedings under the call of the Assembly were dispensed with.

The names of the absentees were called, and Assembly Bill No. 1631 passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—73.

NOES—None.

Bill ordered transmitted to the Senate.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1915—An act to add Section 2501 to, to amend Sections 2793, 2893, 2894, 2896, and 2899 of, and to repeal Sections 2674, 2742, 2794, and 2795 of, the Elections Code, relating to partisan candidates.

Bill read third time.

Demand for Previous Question

Messrs. Cooke, Lowrey, Doyle, Burke, and Rosenthal demanded the previous question.

Demand for previous question sustained.

The question being on the passage of Assembly Bill No. 1915.

The roll was called, and the bill refused passage by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Burke, George D. Collins, Conrad, Cooke, Lester T. Davis, M. Philip Davis, Debs, Ralph C. Dills, Dunn, Elliott, Evans, Field, Fletcher, Gaffney, Hawkins, Heisinger, Kilpatrick, Knight, Lowrey, McMillan, Miller, Price, Rosenthal, Stewart, and Thomas—29.

NOES—Allen, Berry, Boyd, Brady, Brown, Burns, Butters, Caldecott, Carey, Clarke, Collier, Cramer, Crowley, Dickey, Clayton A. Dills, Dolwig, Doyle, Erwin, Gannon, Grant, Grunsky, Hahn, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Loomis, Luckel, Lyons, Maloney, McCollister, Niehouse, O'Day, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—48.

BILLS WITHDRAWN FROM INACTIVE FILE, AND PLACED ON THE THIRD READING FILE

The following bills were withdrawn from the inactive file, and placed upon the third reading file:

Assembly Bill No. 516, on request of Mr. Gannon.

Assembly Bill No. 2429, on request of Mr. Thurman.

CONSIDERATION OF DAILY FILE (RESUMED)
SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER) (BY UNANIMOUS CONSENT)

Assembly Bill No. 659—An act to amend the title of the California Small Loan Act, Chapters 953 and 1045 of the Statutes of 1939, relating to unsecured loans.

Bill read second time.

Motion to Amend

Mr. Grunsky moved the adoption of the following amendments:

Amendment No. 1

In line 3 of the title of the printed bill, as amended in the Assembly on March 26, 1947, strike out "unsecured".

Amendment No. 2

On page 1, line 4, of the printed bill, as amended, strike out "unsecured".

Amendment No. 3

On page 2, line 33, of the printed bill, as amended, strike out "or to enter into a contract of loan with more than", and insert a period and "No licensee or any other person shall induce or encourage, or cause or arrange with any other person to induce or encourage, any person or any husband and wife jointly or severally, to split up or divide any loan with any other licensee or licensees for the purpose or with the result that the charges payable on the aggregate amounts loaned would exceed the charges permitted under this act on a single contract of loan."

Amendment No. 4

On page 2 of the printed bill, as amended, strike out lines 34 to 37, inclusive.

Amendment No. 5

On page 3 of the printed bill, as amended, strike out lines 11 to 17, inclusive.

Amendment No. 6

On page 3, line 27, of the printed bill, as amended, after "broker", insert "or any other person".

Amendment No. 7

On page 4, line 1, of the printed bill, as amended, strike out "made within the State", and insert "wherever made,".

Amendment No. 8

On page 4 of the printed bill, as amended, strike out line 2, and insert "shall be enforced in this State, except as hereinafter provided, and every person".

Amendment No. 9

On page 4, line 5, of the printed bill, as amended, after "California", insert "under a regulatory loan law requiring licensing of lenders and regulating maximum charges".

Amendment No. 10

On page 5, line 17, of the printed bill, as amended, strike out "unsecured".

Amendment No. 11

On page 6, line 17, of the printed bill, as amended, strike out "or to enter into a contract", and insert a period and "No licensee or any other person shall induce or encourage, or cause or arrange with any other person to induce or encourage, any person or any husband and wife jointly or severally, to split up or divide any loan with any other licensee or licensees for the purpose or with the result that the charges payable on the aggregate amounts loaned would exceed the charges permitted under this act on a single contract of loan."

Amendment No. 12

On page 6 of the printed bill, as amended, strike out lines 18 to 22, inclusive.

Amendment No. 13

On page 6 of the printed bill, as amended, strike out lines 47 to 51, inclusive.

Amendment No. 14

On page 7 of the printed bill, as amended, strike out lines 1 and 2.

Amendment No. 15

On page 7, line 12, of the printed bill, as amended, after "broker", insert "or any other person".

Amendment No. 16

On page 7, line 38, of the printed bill, as amended, strike out "made within the State", and insert "wherever made,".

Amendment No. 17

On page 7 of the printed bill, as amended, strike out line 39, and insert "shall be enforced in this State, except as hereinafter provided, and every person".

Amendment No. 18

On page 7, line 42, of the printed bill, as amended, after "California", insert "under a regulatory law requiring licensing of lenders and regulating maximum charges".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 663—An act to amend the title of the Personal Property Brokers Act as revised by Chapters 952 and 1044 of the Statutes of 1939, relating to loans by personal property brokers.

Bill read second time.

Motion to Amend

Mr. Grunsky moved the adoption of the following amendments:

Amendment No. 1

On page 2, line 35, of the printed bill, as amended in the Assembly on March 26, 1947, strike out "or to enter", and insert a period.

Amendment No. 2

On page 2 of the printed bill, as amended, strike out lines 36 to 40, inclusive, and insert "No licensee or any other person shall induce or encourage, or cause or arrange with any other person to induce or encourage, any person or any husband and wife jointly or severally, to split up or divide any loan with any other licensee or licensees for the purpose or with the result that the charges payable on the aggregate amounts loaned would exceed the charges permitted under this act on a single contract of loan."

Amendment No. 3

On page 3 of the printed bill, as amended, strike out lines 13 to 18, inclusive.

Amendment No. 4

On page 3, line 28, of the printed bill, as amended, after "or broker", insert "or any other person".

Amendment No. 5

On page 4, line 9, of the printed bill, as amended, strike out "made within the State", and insert "wherever made,".

Amendment No. 6

On page 4 of the printed bill, as amended, strike out line 10, and insert "shall be enforced in this State, except as hereinafter provided, and every person".

Amendment No. 7

On page 4, line 13, of the printed bill, as amended, after "California", insert "under a regulatory loan law requiring licensing of lenders and regulating maximum charges".

Amendment No. 8

On page 6, line 23, of the printed bill, as amended, strike out "or to enter into a contract or contracts of", and insert a period.

Amendment No. 9

On page 6 of the printed bill, as amended, strike out lines 24 to 27, inclusive, and insert "No licensee or any other person shall induce or encourage, or cause or arrange with any other person to induce or encourage, any person or any husband and wife jointly or severally, to split up or divide any loan with any other licensee or licensees for the purpose or with the result that the charges payable on the aggregate amounts loaned would exceed the charges permitted under this act on a single contract of loan."

Amendment No. 10

On page 6 of the printed bill, as amended, strike out lines 51 and 52.

Amendment No. 11

On page 7 of the printed bill, as amended, strike out lines 1 to 5, inclusive.

Amendment No. 12

On page 7, line 15, of the printed bill, as amended, after "or broker", insert "or any other person".

Amendment No. 13

On page 7, line 49, of the printed bill, as amended, strike out "made within the State", and insert "wherever made,".

Amendment No. 14

On page 7 of the printed bill, as amended, strike out line 50, and insert "shall be enforced in this State, except as hereinafter provided, and every person".

Amendment No. 15

On page 8, line 1, of the printed bill, as amended, after "California", insert "under a regulatory loan law requiring licensing of lenders and regulating maximum charges".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Motion to Place Rush Order on Printing of Assembly Bills Nos. 659 and 663

Mr. Grunsky moved that a rush order be placed upon the printing of Assembly Bills Nos. 659 and 663.

Motion carried.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 972—An act to amend an initiative act entitled "An act prescribing the terms upon which licenses may be issued to practitioners of chiropractic, creating the State Board of Chiropractic Examiners and declaring its powers and duties, prescribing penalties for violation hereof, and repealing all acts and parts of acts inconsistent herewith," approved by electors November 7, 1922, by amending Sections

34, 5, 10, and 12 thereof, relating to the study and practice of chiropractic, said amendment to take effect upon the approval thereof by the electors, and providing for the submission thereof to the electors pursuant to Section 1b of Article IV of the Senate Constitution.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crowley, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sheridan, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—63.

NOES—Butters, Carey, Lester T. Davis, Dolwig, Loomis, Sherwin, and Thomas—7.

Bill ordered transmitted to the Senate.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, April 23, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed.

Senate Bill No. 1561

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS (RESUMED)

The following bill was read the first time:

Senate Bill No. 1561—An act making an appropriation for public assistance, including aid to the aged, aid to the needy blind, and aid to needy children, to be expended under the conditions and upon the terms specified therein, and declaring the urgency thereof, to take effect immediately.

Request for Unanimous Consent

Mr. Wollenberg asked for, and was granted, unanimous consent to take up Senate Bill No. 1561, at this time, without reference to committee or file.

CONSIDERATION OF SENATE BILL NO. 1561

Resolution to Suspend Constitutional Provision

The following resolution was offered:

By Mr. Wollenberg:

Resolved, That Senate Bill No. 1561 presents a case of urgency, as that term is used in Article IV, Section 15, of the Constitution, and the provision of that section requiring that the bill be read on three several days in each house is hereby dispensed with, and it is ordered that said bill be read the second and third times, and placed upon its passage.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Field, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister,

McMillan, Miller, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—71.

NOES—None.

Article IV, Section 15, of the Constitution was declared suspended.

Senate Bill No. 1561—An act making an appropriation for public assistance, including aid to the aged, aid to the needy blind, and aid to needy children, to be expended under the conditions and upon the terms specified therein, and declaring the urgency thereof, to take effect immediately.

Bill read second time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Field, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—71.

NOES—None.

Senate Bill No. 1561—An act making an appropriation for public assistance, including aid to the aged, aid to the needy blind, and aid to needy children, to be expended under the conditions and upon the terms specified therein, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Recommendation of the Governor

In accordance with Article IV, Section 34, of the Constitution, the Governor presented the following communication recommending the passage of Senate Bill No. 1561:

STATE OF CALIFORNIA
GOVERNOR'S OFFICE, SACRAMENTO, April 22, 1947

To the Honorable Members of the Assembly
Sacramento, California

GENTLEMEN:

> **Senate Bill No. 1561**—"An act making an appropriation for public assistance, including aid to the aged, aid to the needy blind, and aid to needy children, to be expended under the conditions and upon the terms specified therein, and declaring the urgency thereof, to take effect immediately,"

in my opinion constitutes an emergency bill within the meaning of that term as used in Section 34 of Article IV of the Constitution of the State of California, the consideration of which should not await the final enactment of the Budget Bill.

The Department of Social Welfare advises me that Congress has not yet acted upon the Deficiency Bill, H.R. 2849, for the Social Security Administration. If this bill should not become law before May 1st, there will be no federal funds available for aged aid, blind aid, or children's aid. Under the provisions of our statutes which apply in the absence of federal funds, some 39,800 aged persons would be denied aid for lack of 15 years' residence, and a majority of the remaining 131,600 would have their grants reduced by $5.

Of the 6,300 blind persons estimated to receive aid during May and June, about 700 would not be eligible for residence reasons. Aid to needy children would continue in the same manner and for the same amounts as heretofore.

It is the opinion of the Director of Social Welfare that Congress will pass the Deficiency Bill, but not in sufficient time for it to be effective by May 1st. If no legislation is enacted and the State should operate under our present laws as though no federal funds were to be received, the State would not be eligible for reimbursement from the Federal Government as our requirements would be more restrictive than permitted under the federal act.

It is the director's suggestion that emergency legislation such as this bill be introduced to be passed before May 1st in order to provide state funds in an amount equal to anticipated federal funds for assistance for the months of May and June, with a provision for reimbursement when federal funds are received, and to provide that the eligibility conditions operative under the receipt of federal funds will remain effective during the months of May and June even though no federal funds may be received.

The amount of federal funds involved for the months of May and June to continue assistance on the present basis is as follows:

Assistance	*May*	*June*	*Total*
Aged	$4,200,375.35	$4,216,282 81	$8,416,658.16
Blind	155,260 80	156,646.89	311,907.69
Children	259,210.82	268,583.72	527,794.54
	$4,614,846.97	$4,641,513.42	$9,256,360.39

There is now available in the Social Welfare Fund approximately $103,000 of federal money. This amount is necessary as a reserve for adjustments in both assistance and administrative costs The figure of $9,256,360.39 represents the amount necessary to meet the federal share of assistance costs for the two months. It does not involve funds to meet the administrative costs of $480,294 67 for counties and $95.946 for the State, because it is believed that federal money will be available before the end of June.

I therefore recommend consideration of Senate Bill No. 1561 as an emergency measure.

Respectfully submitted.

EARL WARREN, Governor

The question being on the passage of Senate Bill No. 1561.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Field, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—71.

NOES—None.

Bill ordered transmitted to the Senate.

RESOLUTIONS

The following resolution was offered:

By Mr. Brady:

House Resolution No. 159

Commending the State Capitol telephone operators

WHEREAS, The State Capitol switchboard serving state offices throughout the City of Sacramento is operated entirely by the State of California and is staffed by girls employed by the State; and

WHEREAS, The present emergency status of telephone service throughout the Country has made the task of these state telephone operators much more difficult because those operating the regular telephone exchanges are for the most part unfamiliar with the equipment and inexpert in telephone work, causing delays and interruptions in service; and

WHEREAS, The state telephone operators are working extra hard during this emergency to maintain efficiency of the Capitol service and to get the legislative calls through expeditiously in spite of the handicaps and difficulties of the emergency; and

WHEREAS, The Capitol telephone operators who staff the long distance switchboard in the second floor corridor, but are the operators employed by the State to operate the state switchboard which is housed in Room 216 of the Capitol, where in spite of inadequate equipment and office space, these state operators are doing a marvelous job for Assemblymen, Senators and state officials; now therefore, be it

Resolved by the Assembly of the State of California, That Mrs. Cruz Wallquist, Chief Operator for the State Capitol, and the members of her able staff are hereby commended for the fine work they have done in maintaining the efficiency of the Capitol Exchange at all times and particularly during the present emergency, and for the patient and courteous manner in which their work is carried on; and be it further

Resolved, That the Chief Clerk of this Assembly transmit a suitably prepared copy of this resolution to Mrs. Cruz Wallquist and her assistants as a token of appreciation by the Members of this Assembly and as an expression of the pride which they take in the commendably high standard of efficiency set by this fine group of state employees.

Resolution read, and referred to the Committee on Rules.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, April 23, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 906
Assembly Bill No. 1393

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 23, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 95
Assembly Bill No. 317
Assembly Bill No. 904
Assembly Bill No. 1523
Assembly Bill No. 1923
Assembly Bill No. 2066
Assembly Bill No. 2407

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 23, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 69
Assembly Bill No. 83
Assembly Bill No. 341

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, April 22, 1947

MR. SPEAKER: Your Committee on Rules, to which was referred:

Assembly Concurrent Resolution No. 66

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and be adopted, as amended.

DICKEY, Chairman

Above reported resolution ordered on file for adoption.

Committee on Judiciary

ASSEMBLY CHAMBER, SACRAMENTO, April 23, 1947

MR. SPEAKER: Your Committee on Judiciary, to which were referred:

Assembly Bill No. 279
Assembly Bill No. 876
Assembly Bill No. 1657
Assembly Bill No. 2502
Assembly Bill No. 137

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

BROWN, Chairman

Above reported bills ordered to second reading.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, April 23, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to:

Senate Bill No. 298
Senate Bill No. 359

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 592—An act to create a flood control district to be called Monterey County Flood Control and Water Conservation District; to provide for the control and conservation of flood and storm waters and the protection of watercourses, watersheds, public highways, life and property from damage or destruction from such waters; to provide for the retention and reclaiming of drainage, storm, flood, and other waters and to save and conserve such waters for beneficial use in said district; to authorize the incurring of indebtedness, the issuance and sale of bonds, and the levying and collection of taxes and assessments on property within said district and in the respective zones thereof; to define the powers of said district; to provide for the government, management, and operation of said district and for the acquisition and construction of property and works to carry out the purposes of the district.

Bill read third time.

Motion to Amend

Mr. Silliman moved the adoption of the following amendment:

Amendment No. 1

In line 16 of the title of the printed bill, as amended in the Assembly on April 18, 1947, after "district", insert "declaring the urgency thereof, to take effect immediately".

Amendment read, and adopted.

Bill ordered reprinted, and re-engrossed.

ANNOUNCEMENT OF COMMITTEE MEETINGS

It was announced that the following committees will hold meetings:

Upon adjournment—

Industrial Relations.
Conservation, Planning, and Public Works.
Governmental Efficiency and Economy.
Special Investigating Committee.

At 8 p.m., tonight—

Municipal and County Government.
Education, in the Assembly Chamber.

At 9 a.m., tomorrow, Thursday, April 24th—

Rules.

It was announced that the following committees would not hold meetings today:

Manufacturing, Oil, and Mining Industry.
Constitutional Amendments.

GUESTS EXTENDED PRIVILEGE OF ASSEMBLY FLOOR

On request of the Assembly, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Captain Eva V. Alexander of Far East Command, of Tokyo.

On request of Mr. Thomas, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. Sylvia Jacobs and Mrs. Ruth Torslund of San Pedro.

On request of Mr. Brown, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Blanche Palmer, Jessie Mae Hamilton, and Leslie Morrill, teachers of the Modesto Union Academy, and the following pupils: Ralph Puerchel, Louis Venden, Jimmie Johnson, Eddie Macomber, Jimmie Myers, Carol Giffen, Loren Krier, Dick Schonert, George West, Ted Thorn, Betty Beach, Caroline Olsen, Midgie Hysler, Margie Messer, Dick Baker, Dick Rogers, Leroy Gearing, Robert Proctor, Robert Orser, Barbara Drulinger, Kenny Potterton, Kittie Carter, Marna Frye, and Buella Vickers.

On request of Mr. Thompson, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to the following pupils of the Burbank School of San Jose: Anita Balandria, Norma Bryant, Eleanor Butte, Dolores Caldwell, Renee Carter, Mildred Churchill, Frances Clevenger, Charlotte Crain, Mary Frances Emler, Beverlie Gard, Gatha Hale, Beverly Harris, Carol Friis, Evelyn Keeley, Kathleen Martin, Eunice Paulsen, Rose Marie Piazia, Dolores Rodriquez, Nancy Steingruiber, James Mesi, Richard Mendence, Donald Pedro, Clifford Price, Richard Renolds, Ralph Salmon, Henry Silva, Albert Stockwell, Glenn Tanner, Lloyd Williams, Bobby Elliott, Lou Ann Hines, Harry Pann, Leonard Bradley, Frank Brown, Ed Caballero, Elwyn Clewett, Jack Hall, James Fletcher, Stanley Gazary, Jerry Whitmarsh, Leland Keeley, Delmer Lansing, Sal Lopez, Joe Lo Tempio, Bruce Mason, Rooney Goldberg, Dick Lathrop, and Howard Davis.

On request of Mr. Gannon, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Lena B. Everett, teacher of the Stanford High School of Sacramento, and the following pupils: Roger Alexander, Alvin Bahrs, Nancy Lee Bland, Doris Boyce, Billy Bryan, Karl Buck, Winifred Chadwick, William Chalmers, Kathryn Charles, June Christensen, Johnny Coplantz, Nancy Davis, Marilyn Doull, Norman Ferguson, Richard Gardner, Jimmie Griggs, Beverly Haley, Deryl Horn, Robert Johnson, Jerome Kroeger, Carroll Lind, Marjorie Lunetto, Dallas Machen, Iona Mathias, Edith Adkins, Harold Anderson, Amiel Bascherini, Richard Boune, Darrell Carpenter, Shirley Crook, Catherine Fassett, Edna Floyd, Jack Harris, Ralph Kimball, Wesley McGee, Ben Nash, Lavonne Nelson, Ralpha Peters, Eugene Scott, Jerry Sena, Charlie Thomas, Akito Uyeda, Ronald Viegas, Patricia Vincent, Mary Ann Williamson, Toy Iun Yee, Gail Zarett, Jacqueline Miranda, Berthella Noah, Larry Purcell, Richard Robbins, Myrna Sands, Frank Stewart, Billy Twohey, Dorothy Van Dyke, Barbara Wackford, Joseph Way, and Gayle Whitaker.

On request of Mr. Collier, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Doris Sanders and Dave Williams.

On request of Mr. Stewart, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Marie D. Jeannerette of Pasadena.

On request of Mr. Ralph C. Dills, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Ray L. Mayfield of South Gate.

On request of Messrs. Fletcher and Grant, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Lloyd Lavender, Miss M. L. Peters, J. H. Hawkins, Mrs. Ruth M. Bauckit, and John B. Amsbary of Long Beach.

On request of Mr. Cooke, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Dean Triggs of Ventura.

On request of Messrs. Debs and Thomas, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Lucille Jones, Florence Shinn, and Jean Haley of San Pedro.

ADJOURNMENT

At 3.43 p.m., on motion of Mr. Dickey, the Speaker declared the Assembly adjourned until 9.30 a.m., Thursday, April 24, 1947.

SAM L. COLLINS, Speaker

GERALDINE B. HADSELL, Minute Clerk

CALIFORNIA LEGISLATURE
FIFTY-SEVENTH (GENERAL) SESSION

ASSEMBLY DAILY JOURNAL

FIFTY-SECOND LEGISLATIVE DAY
ONE HUNDRED NINTH CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO
Thursday, April 24, 1947

The Assembly met at 9.30 a.m.
Hon. Sam L. Collins, Speaker of the Assembly, presiding.
Chief Clerk Arthur A. Ohnimus at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—73.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. Raymond Renwald:

It is truly meet and just, right and availing unto salvation, that we should at all times, and in all places, give thanks to Thee, O Holy Father, almighty, everlasting God, through Christ Our Lord. Through whom the angels praise Thy majesty, the dominions worship it, the powers are in awe. The heavens and the heavenly hosts and the blessed seraphim join together in celebrating their joy. With whom we beseech Thee join our own voices also, while we say with lowly praise: Holy, holy, holy, Lord God of Hosts. Heaven and earth are full of Thy glory. Hosanna in the highest.

READING OF THE JOURNAL DISPENSED WITH

On motion of Mr. Lester T. Davis, further reading of the Journal of the previous legislative day was dispensed with.

LEAVES OF ABSENCE FOR THE DAY

The following members were granted leaves of absence for the day, because of illness:

Mr. Conrad, on motion of Mr. Collier.
Mr. Knight, on motion of Mr. Stewart.

The following member was granted leave of absence for the day, and desired to waive his per diem:

Mr. O'Day, on motion of Mr. Maloney.

The following members of the Committee on Military Affairs were granted leaves of absence for the day, because of legislative business elsewhere:

Messrs. Elliott, McCollister, Huyck, Allen, Cramer, Price, and Mrs. Niehouse, by unanimous consent.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, April 24, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Concurrent Resolution No. 64

And reports the same correctly engrossed

WEBER, Chairman

Above reported resolution ordered on file for adoption.

Committee on Industrial Relations

ASSEMBLY CHAMBER, SACRAMENTO, April 23, 1947

MR. SPEAKER: Your Committee on Industrial Relations, to which was referred:

Assembly Bill No. 964

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

LYONS, Chairman

Above reported bill ordered to second reading.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

The following resolution was offered:

Assembly Joint Resolution No. 43: By Messrs. Debs, Allen, and Doyle—Relative to memorializing the President and Congress of the United States to investigate the freight car shortage.

Referred to Committee on Rules.

CONSIDERATION OF DAILY FILE SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 1136—An act to amend Section 128 of the Agricultural Code, relating to the holding of plants and other things on premises.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1137—An act to amend Section 139 of the Agricultural Code, relating to newly discovered pests.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1139—An act to repeal Sections 153.1, 153.2, and 153.3 of the Agricultural Code, relating to oriental fruit moth host plants and crops.

Bill read second time, and ordered engrossed.

Assembly Bill No. 2—An act to amend Sections 1500, 1501, and 1503 of the Welfare and Institutions Code, relating to needy children.

Bill read second time, and ordered engrossed.

Assembly Bill No. 86—An act to amend Sections 1500 and 1501 of the Welfare and Institutions Code, relating to children requiring public assistance.

Bill read second time, and ordered engrossed.

Assembly Bill No. 426—An act to amend Section 2163 of the Welfare and Institutions Code, relating to personal property qualifications for aid to the aged.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1379—An act to amend Section 1096.5 of the Fish and Game Code, relating to confidential information.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1388—An act to amend Section 65 of, and to repeal Section 66.5 of the Fish and Game Code, relating to districts.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1560—An act to amend Section 1010 of the Fish and Game Code, relating to dealing in mollusks or crustaceans.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1879—An act to add Section 39.8 to the Fish and Game Code, relating to exhibiting fish and game educational material.

Bill read second time, and ordered engrossed.

Assembly Bill No. 438—An act to amend an initiative act entitled "An act prescribing the terms upon which licenses may be issued to practitioners of chiropractic, creating the State Board of Chiropractic Examiners and declaring its powers and duties, prescribing penalties for violation hereof, and repealing all acts and parts of acts inconsistent herewith," approved by electors November 7, 1922, by adding Section 8.1 thereto, relating to the rights of blind person in respect to the study and practice of chiropractic, said amendment to take effect upon the approval thereof by the electors, and providing for the submission thereof to the electors pursuant to Section 1b of Article IV of the State of California.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1245—An act to add Section 9516.1 to the Business and Professions Code, relating to cleaning and dyeing establishments.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1779—An act to amend Sections 926 and 928 of, and to add Sections 914.5, 914.6, 971, and 972 to, the Health and Safety Code, relating to local health districts, providing for membership and terms of boards of trustees thereof, and retirement benefits of employees.

Bill read second time, and ordered engrossed.

Assembly Bill No. 275—An act to amend Section 7 of an act entitled "An act authorizing the establishment of municipal courts, prescribing their constitution, regulation, government, procedure and jurisdiction, and providing for the election and appointment of the judges, clerks and other attaches of such courts, their terms of office, qualification and compensation and for the selection of jurors therein," approved May 23, 1925, relating to judges and attaches in municipal courts of cities of the first and one-half class.

Bill read second time, and ordered engrossed.

Assembly Bill No. 385—An act to amend Section 511 of the Probate Code, relating to joint executors or administrators.

Bill read second time, and ordered engrossed.

Assembly Bill No. 783—An act to amend Section 73b of the Code of Civil Procedure, relating to holding sessions of the superior court in places other than the county seat.

Bill read second time, and ordered engrossed.

Assembly Bill No. 913—An act to amend Section 27322 of the Government Code, relating to county recorders.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1384—An act to amend Sections 1102, 1102.1, 1102.2, 1102.3, 1103.3, 1104, and 1104.1, and to add Section 1102.5 to the Agricultural Code, relating to eggs.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Agriculture:

Amendment No. 1

In line 3 of the title of the printed bill, as amended in the Assembly on April 10, 1947, strike out "1102.5", and insert "1102.35".

Amendment No. 2

On page 3, line 34, of said bill, after "may", insert "find and".

Amendment No. 3

On page 3, line 36, of said bill, strike out "producer", and insert "applicant".

Amendment No. 4

On page 3, line 36, of said bill, strike out " , and", and insert a period.

Amendment No. 5

On page 3, line 37, of said bill, strike out "in such case the director shall permit", and insert "During such emergency it shall be lawful for".

Amendment No. 6

On page 3, line 39, of said bill, between "quality" and "and", insert a comma.

Amendment No. 7

On page 3 of said bill, strike out line 40, and insert "for retailers to sell such eggs to consumers; provided that".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1423—An act to add Section 3088.3 to the Welfare and Institutions Code, relating to aid to the needy blind.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Social Welfare:

Amendment No. 1

On page 1, line 5, of the printed bill, after "the", and before "monthly", insert "separate"; and in line 15, after "the", and before "monthly", insert "separate".

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 271—An act to amend Sections 3051 and 3083 of the Welfare and Institutions Code, relating to aid to needy blind persons.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Social Welfare:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Sections 3051 and 3083", and insert "Section 3051".

Amendment No. 2

In line 2 of the title of said bill, strike out "aid to needy", and insert "treatment and operations to prevent blindness and to restore vision to".

Amendment No. 3

On page 1, line 5, of said bill, strike out "blind aid", and insert "aid to the blind".

Amendment No. 4

On page 1 of said bill, strike out lines 13 to 15, inclusive, and insert "ment after a full investigation of each case by the advisory committee of ophthalmologists or by an ophthalmologist who has been designated by the advisory committee."

Amendment No. 5

On page 1, line 19, of said bill, after the period, insert "The State Department of Social Welfare shall reimburse the county or the eye patient for all necessary expenses incurred in connection with the diagnosis and treatment. Necessary expenses shall include the costs of guide service, maintenance while the patient is away from his home, transportation to the eye physician or hospital and return to his home, and the cost of nursing home care when such care is necessary."

Amendment No. 6

On page 1 of said bill, strike out lines 20 to 25, inclusive; and on page 2, strike out lines 1 to 9, inclusive.

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1708—An act to amend Section 20949 of the Education Code, relating to the California School for the Blind.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Social Welfare:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "amend Section 29049 of", and insert "add Section 20950 to".

Amendment No. 2

On page 1 of said bill, strike out lines 1 and 2, and insert
"SECTION 1. Section 20950 is added to the Education Code, to read:".

Amendment No. 3

On page 1 of said bill, strike out lines 3 to 10, inclusive, and insert
"20950. The school year cost fixed under Section 20949 for the maintenance, care and instruction at the school of a person both deaf and blind shall not exceed one thousand five hundred dollars ($1,500) which amount shall be payable quarterly in advance."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 775—An act to amend Section 480 of the Fish and Game Code, relating to fishing.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Fish and Game:

Amendment No. 1

On page 1 of the printed bill, strike out lines 4 to 6, inclusive, and insert "State, explosives, or substances being used primarily for the poisoning or the killing of plants or animals, except under the terms of a permit first obtained by the user from the commission."

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 791—An act to repeal Sections 290 and 291 of, and to add Section 290 to the Fish and Game Code, relating to refuges.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Fish and Game:

Amendment No. 1

In line 1 of the title of the printed bill, after "of," insert "to amend Sections 271, 272, and 273 of,".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 2

On page 1 of said bill, after line 7, insert
"SEC. 3. Section 271 of said code is amended to read:
271. In Mt. Tamalpais [and General Grant National Park] Game Refuge [s], the lawful occupant of privately owned land, or the employees of such occupant may take on such lands, predatory or destructive birds and mammals which are not protected or fostered by any of the laws of this State, and are not required to obtain permits for such taking.
SEC. 4. Section 272 of said code is amended to read:
272. In the Mt. Tamalpais Game Refuge firearms may be possessed and used by members [of the organized militia while on the State rifle range and by members] of any high school militia while on the grounds of the high school at which time they may be enrolled.
SEC. 5. Section 273 of said code is amended to read:
273. In Mt. Tamalpais [and General Grant National Park] Game Refuge [s], no birds or mammals which are protected or fostered by laws of this State may be taken under any permit issued by the commission."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 792—An act to amend Sections 271, 272, and 273 of the Fish and Game Code, relating to refuges.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Fish and Game:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "amend Sections 271, 272, and 273 of", and insert "add Section 379.5 to".

Amendment No. 2

In line 2 of the title of said bill, after "refuges", insert "and providing for the acquisition of land within this State by the United States for migratory bird reservations".

Amendment No. 3

On page 1 of said bill, strike out line 1, and insert

"SECTION 1. Section 379.5 is added to the Fish and Game Code, to read:

379.5. Nothing in this article nor in Article 2 of Chapter 1, Division 1, Title 1, of the Government Code shall affect or be applicable to the acquisition by the United States of land, water, or land and water within this State pursuant to the act cited in Section 375 or otherwise for migratory bird reservations, refuges, or feeding grounds unless and until the United States has acquired 50,000 acres of land within this State for such purposes."

Amendment No. 4

On page 1 of said bill, strike out lines 2 to 19, inclusive.

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1767—An act to add Section 1152.5 to the Fish and Game Code, relating to driving or herding birds or animals by airplane.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Fish and Game:

Amendment No. 1

On page 1, line 5, of the printed bill, after "prescribe", insert "; provided, however, the use of airplane in the pursuits of agriculture shall be exempt from the provisions of this section."

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1819—An act to add Chapter 3 to Division 7 of the Vehicle Code, relating to the deposit of security by operators of motor vehicles involved in traffic accidents resulting in the death or personal injury of any person or property damage in excess of one hundred dollars ($100).

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Judiciary:

Amendment No. 1

On page 5 of the printed bill, after line 50, insert

"SEC. 2. This act shall become operative on January 1, 1948."

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1854—An act to add Section 6515 to the Welfare and Institutions Code, relating to leaves of absence of employees required by the State Personnel Board to possess teaching certificates, to attend educational sessions.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Judiciary:

Amendment No. 1

On page 1 of the printed bill, strike out lines 3 to 10, inclusive, and insert "6515. The medical superintendent with the approval of the Director of Mental Hygiene may grant any employee employed in a position requiring teaching certification qualifications, a leave of absence to attend summer study sessions at accredited schools or colleges for the purpose of receiving further instruction in pedagogy, mental health or related fields. Such leave of absence may be granted with pay but shall be limited to a period of not more than two (2) months for every three (3) years of service as such state employee."

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Concurrent Resolution No. 66—Relative to requesting the Governor to call the Legislature into extraordinary session to enact legislation to alleviate the housing shortage.

Resolution read.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Rules:

Amendment No. 1

On page 1, line 21, of the printed measure, strike out "and"; and strike out lines 22 to 25, inclusive; on page 2, strike out lines 1 to 4, inclusive; and in line 5, strike out "public welfare in California;".

Amendment read, and adopted.

Resolution ordered reprinted, and engrossed.

Assembly Bill No. 417—An act to add Chapter 2A to Part 7, Division 11 of the Water Code, relating to improvement districts of irrigation districts.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Agriculture:

Amendment No. 1

On page 2, line 38, of the printed bill, after "thereon", insert "then due and".

Amendment No. 2

On page 2, line 39, of said bill, after "year", insert "plus an amount equal to 10 percent more than such amount if the warrants provide that such additional amount shall be changed to establish a reserve fund to further assure payment of the warrants and interest".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1141—An act to amend Sections 912, 914, 915, 915.1, 916.5, 917.3, 917.4, 917.5, and 918 of, and to add Sections 914.9, 915.2, 916.1, and 920 to, the Agricultural Code, relating to seeds.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Agriculture:

Amendment No. 1

On page 2, line 33, of the printed bill, after "completed", insert ", immediately prior to sale, delivery, or shipment".

Amendment No. 2

On page 2, line 37, of said bill, strike out ", immediately prior to sale, delivery, or shipment".

Amendment No. 3

On page 2 of said bill, strike out lines 39 to 41, inclusive, and insert "article."

Amendment No. 4

On page 2, line 42, of said bill, strike out "(4)", and insert "(3)".

Amendment No. 5

On page 2 of said bill, between lines 44 and 45, insert

"(4) Having a false or misleading labeling, or pertaining to which there has been a false or misleading advertisement."

Amendment No. 6

On page 3, line 12, of said bill, after "913", insert "and provisions (1), (2), and (3) of Section 914".

Amendment No. 7

On page 3, line 19, of said bill, strike out "(3)", and insert "The provisions of Sections 912 and 913 and provisions (1) and (2) of Section 914 do not apply:

(1)".

Amendment No. 8

On page 3 of said bill, strike out lines 20 and 21, and insert "purchaser from a bulk container; provided, such container is properly and conspicuously labeled as provided by Sections 912 or 913."

Amendment No. 9

On page 3, line 22, of said bill, strike out "(4)", and insert "(2)".

Amendment No. 10

On page 3 of said bill, strike out lines 24 to 26, inclusive.

Amendment No. 11

On page 3 of said bill, strike out line 45, and insert

"915.2. The provisions of Sections 914 and 914.9 do not apply to any common".

Amendment No. 12

On page 4 of said bill, strike out lines 45 to 51, inclusive, and insert

"(d) Designate the classes of tests and services that may be performed free of charge, and fix a schedule of charges for tests and services other than those to be performed free of charge.

(e)".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1544—An act to make an appropriation to the Sixth District Agricultural Association for the acquisition of land and the construction of facilities for the purposes of said association.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Agriculture:

Amendment No. 1

On page 1, line 3, of the printed bill, after "($_____)", insert "from funds not otherwise appropriated,".

Amendment No. 2

On page 1, line 4, of the printed bill, after "of", strike out "said".

Amendment No. 3

On page 1, line 4, of the printed bill, strike out the comma after "association", and insert a period.

Amendment No. 4

On page 1, line 4, of the printed bill, strike out "such sum to"; and strike out lines 5, 6, 7 and 8.

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2082—An act to provide state assistance in creating county agricultural centers; to apportion funds to counties for the acquisition of land and the construction of needed buildings and facilities for such centers, to authorize boards of supervisors to establish offices, laboratories and research facilities, to permit the use of buildings and facilities by county and state agricultural agencies, and to provide for the construction, operation and maintenance of agricultural service units for any purpose of a public nature and for the benefit of agriculture within the county.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Agriculture:

Amendment No. 1

In line 3 of the title of the printed bill, after "land", strike out "and", and insert a comma.

Amendment No. 2

In lines 4 and 5 of the title of said bill, strike out "to authorize boards of supervisors to establish offices", and insert "including the establishment and furnishing of offices, public assembly rooms".

Amendment No. 3

In line 6 of the title of said bill, strike out "permit the use of", and insert "provide for the use of such".

Amendment No. 4

In line 7 of the title of said bill, strike out "and state", and insert ", state, or federal".

Amendment No. 5

In line 8 of the title of said bill, after "of", insert "such".

Amendment No. 6

In line 9 of the title of said bill, strike out "for any purpose of a public nature and".

Amendment No. 7

On page 1, line 6, of said bill, strike out "buildings and facilities be acquired", and insert "land be made available and buildings constructed thereon, together with offices, assembly rooms, laboratories, equipment, and research facilities,".

Amendment No. 8

On page 1, line 7, of said bill, strike out "for", and insert "of".

Amendment No. 9

On page 1, line 8, of said bill, after "headquarters", insert "or centers".

Amendment No. 10

On page 1 of said bill, strike out lines 9 to 19, inclusive; and on page 2, strike out lines 1 and 2, and insert "lished. Such buildings and the housing for all facilities shall be of practical and simple construction so as to best serve their purposes and are not to be of monumental character; and where feasible they shall be located away from the center of large cities and where sufficient land is available to provide adequate space for such buildings and facilities and for the parking of automobiles. Such building and all facilities shall be primarily established for the use of and to meet the present and future needs of the agricultural extension service of the county, the county agricultural commissioner, and of other agricultural agencies for which or toward the support of which county funds are also appropriated. Public meeting and assembly rooms shall be available for all such agencies of the county in connection with the dissemination of information of benefit to farmers. Such public meeting and assembly rooms shall also be available to state and federal agricultural agencies and to groups of farmers for meeting purposes under rules and regulations to be adopted by the board of supervisors. If additional space in such buildings or facilities, including the land used in connection therewith, is from time to time available and unused by such county agricultural agencies supported in whole or in part by county funds, such space may be temporarily used by other state agricultural agencies by lease or by license under authority herein granted to boards of supervisors. All such temporary occupancy shall be conditioned upon and subject to space and occupancy requirements at any time of the agricultural extension service of the county, the county agricultural commissioner and of other agricultural agencies, wholly or partially supported by county funds."

Amendment No. 11

On page 2 of said bill, strike out lines 5 to 28, inclusive, and insert

"(a) To acquire land when the board shall find that no suitable county owned land is available for the purposes hereof and to construct thereon buildings and facilities; to furnish and equip such buildings and facilities and in connection therewith to establish offices, meeting places and assembly rooms, laboratories and research and other needed facilities to effectuate the purposes of this act.

(b) To provide for the use of all of said land, buildings and facilities by the agricultural extension service of the county, the county agricultural commissioner and other agricultural agencies, for which or toward the support of which county funds are appropriated.

(c) To establish rules and regulations governing the use of available meeting places and assembly rooms in connection with said buildings and facilities by state agricultural agencies and by groups of farmers for meeting purposes after the needs and requirements of said agricultural agencies of the county have been met in connection with the use of such meeting places and assembly rooms for the dissemination of information of benefit to farmers.

(d) To permit the temporary use by state agricultural agencies through lease or by license of any additional and unused space in such buildings and facilities, including the land used in connection therewith. All such temporary occupancy shall be conditioned upon and subject to the space and occupancy requirements at any time of the agricultural extension service of the county, the county agricultural commissioner, and of other agricultural agencies wholly or partially supported by county funds.

(e) To provide space for the parking of automobiles so that farmers may have easy access to such buildings and facilities."

Amendment No. 12

On page 2, line 29, of said bill, strike out "moneys otherwise appropriated under"; strike out lines 30 and 31; and in line 32, strike out "($_____)", and insert "money in the State Treasury not otherwise appropriated there is hereby appropriated the sum of ten million dollars ($10,000,000)".

Amendment No. 13

On page 2, lines 34 and 35, of said bill, strike out "ten thousand dollars ($10,000)", and insert "thirty thousand dollars ($30,000)".

Amendment No. 14

On page 2, line 37, of said bill, after "bases", strike out "of".

Amendment No. 15

On page 2, line 38, of said bill, after "county", insert "bears to the total number of farms in the State".

Amendment No. 16

On page 2, line 40, of said bill, after "basis", strike out "of".

Amendment No. 17

On page 2, line 41, of said bill, after "county", insert "bears to the total rural population of the State".

Amendment No. 18

On page 2, lines 43 and 44, of said bill, strike out "of the cash farm income in each county", and insert "the value of all farm products sold, traded, or used by farm households in the county bears to the total value of all farm products sold, traded, or used by farm householders in the State".

Amendment No. 19

On page 2 of said bill, strike out lines 45 and 46, and insert "The apportionment of funds as provided for in this section shall be in accordance with the latest official data reported by the Bureau of the Census of the United States Department of Commerce in the last decennial census (1940)."

Amendment No. 20

On page 3 of said bill, strike out lines 1, 2, and 3, and insert "available. The Controller, with".

Amendment No. 21

On page 3, line 4, of said bill, after "may", strike out "make any", and insert ", in conformity with this act, make such".

Amendment No. 22

On page 3, line 5, of said bill, strike out "which", and insert "as".

Amendment No. 23

On page 3, line 7, of said bill, after "counties", insert ", but no county shall be required to appropriate or contribute any money as a condition to receiving the funds made available under this act. The funds hereby appropriated shall remain available until July 1, 1953, and at that time any funds remaining unallocated to counties in accordance herewith shall revert to the General Fund".

Amendment No. 24

On page 3, line 15, of said bill, after "Finance", insert "to effectuate the purposes and intent of this act".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2388—An act to amend Section 21166 of the Water Code, relating to compensation of directors of irrigation districts.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Agriculture:

Amendment No. 1

On page 1, line 5, of the printed bill, after the letter "a", strike out "eight", and insert "twelve".

Amendment No. 2

On page 1, line 5, of the printed bill, after "dollars", strike out "($8)", and insert "($12)".

Amendment No. 3

On page 1, line 5, of the printed bill, after "per day", insert "or a monthly salary not to exceed two hundred fifty dollars ($250)".

Amendment No. 4

On page 1, line 7, of the printed bill, after "(b)", strike out "eleven cents ($0.11)", and insert "ten cents ($0.10)".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 181—An act to amend Section 19626 of the Business and Professions Code, relating to allocation of "Fair and Exposition Fund."

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Agriculture:

Amendment No. 1

In lines 2 and 3 of the title of the printed bill, as amended in the Assembly on April 18, 1947, strike out " "Fair and Exposition Fund" ", and insert "the revenues derived from horse racing licenses".

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1978—An act to provide for the conservation of animal life within the State by providing water for the conservation of migratory fish and bird life, and for that purpose to amend Section 106 of the Water Code, relating to the use of water.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Public Utilities and Corporations:

Amendment No. 1

In the title of the printed bill, as amended in the Assembly on April 16, 1947, strike out lines 1 to 9, inclusive, and insert

"An act to add Section 11128 to the Water".

Amendment No. 2

In line 10 of the title of said bill, strike out "use of water", and insert "transportation and utilization of water of the Central Valley Project for watering, resting, feeding, and nesting areas for migratory waterfowl".

Amendment No. 3

On page 2 of said bill, strike out lines 7 to 16, inclusive, and insert

"SECTION 1. Section 11128 is added to the Water Code, to read:

11128. It is hereby declared that it is a matter of state concern and public interest that that portion of the great route of migration of migratory waterfowl known as the Pacific Flyway which lies within the State of California should be maintained and adequate ground and water areas provided for the watering and feeding of migratory waterfowl and for resting and nesting refuges therefor. In providing for the utilization and transportation of water within the Central Valley Basin, provision shall be made as far as feasible for sufficient water to provide adequate watering, resting, feeding and nesting areas for migratory waterfowl. In carrying out the provisions of this section preference shall be given to areas not otherwise supplied with water."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2660—An act to provide for the conservation of animal life within the State by providing water for the conservation of migratory fish and bird life, and for that purpose to amend Section 106 of, and to add Section 109 to, the Water Code, relating to the use and transfer of water.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Fish and Game:

Amendment No. 1

On page 1, line 18, of the printed bill, as amended in the Assembly on April 17, 1947, strike out "under any circumstances"; and in line 19, strike out "until" and insert "unless".

Amendment No. 2

On page 1, line 21, of said bill, after "106", insert "; provided, that, nothing in this section prohibits the diversion of any waste or surplus water not needed or used in the stream area in which such water originates to another stream area for a beneficial use as provided in Section 106".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1150—An act to add Sections 498, 499, 500, 501, 502, 503, 504, 505, and 506 to the Fish and Game Code, relating to farm fish ponds.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Fish and Game:

Amendment No. 1

On page 1, line 17, of the printed bill, strike out "to the owner or lessee".

Amendment No. 2

On page 1, lines 18 and 19, of said bill, strike out "to other owners or lessees".

Amendment No. 3

On page 2 of said bill, strike out lines 1 to 7, inclusive, and insert

"501. The owner or lessee of a registered farm pond may, under the terms of a permit issued by the commission, stock said pond with fish obtained from a licensed domestic fish breeder."

Amendment No. 4

On page 2 of said bill, strike out lines 15 to 17, inclusive, and insert

"504. Excess fish can be removed by the commission with the consent of the registrant for the stocking of other waters."

Amendment No. 5

On page 2, line 13, of said bill, following "ponds", insert "only by the registrant".

Amendment No. 6

On page 2 of said bill, strike out lines 18 to 25, inclusive.

Amendment No. 7

On page 2, line 26, of said bill, strike out "506", and insert "505."

Amendment No. 8

On page 2, lines 27 and 28, of said bill, strike out "following a hearing, or failure of the owner or lessee of a registered farm pond to appear,".

Amendment No. 9

On page 2, line 28, of said bill, following "revoke", insert "or suspend".

Amendment No. 10

On page 2, line 29, of said bill, commencing with "The commission", strike out to and including "the revocation." in line 33, and insert "The proceedings shall be conducted in accordance with Chapter 5 of Part 1 of Division 3 of Title 2 of the Government Code, and the commission shall have all the powers granted therein."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1517—An act to amend Section 492 of the Fish and Game Code, relating to mutilation of fish.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Fish and Game:

Amendment No. 1

On page 1 of the printed bill, as amended in the Assembly on April 10, 1947, strike out lines 6 to 11, inclusive, and insert "species cannot be determined. Species on which there is a length or weight limit shall not be possessed on any boat or brought ashore in such condition that the length or weight cannot be determined."

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 238—An act to amend Section 6509 of the Business and Professions Code, relating to the inspection of barber shops and barber colleges.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Public Health:

Amendment No. 1

After line 8 of the printed bill, insert

"SEC. 2. The Legislature finds and declares that to effectuate the necessary state-wide regulation of the business of barbering, prevent violations of the laws and regulations governing this calling and control the spread of infection and disease through violations of these rules there is a need for rigid and frequent inspections by skilled public inspectors and that the hours during which such inspectors are employed by the board render it impractical to maintain the necessary inspection if barber shops and colleges are permitted to remain open on Sundays and on holidays as defined by Section 10 of the Political Code."

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 743—An act to amend Sections 2410, 2413, 2414, 2415, 2416, 2417, 2418, 2419, 2420, and 2425 of, and to add Sections 2412.5, 2413.5, 2413.6, 2417.5, 2417.6, 2417.7, 2419.5, and 2419.6 to, the Labor Code, relating to camps.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Public Health:

Amendment No. 1

In line 2 of the title of the printed bill, after "2420," insert "2420.5,".

Amendment No. 2

On page 1, line 11, of said bill, strike out "railroad", and insert "maintenance of way".

Amendment No. 3

On page 1, line 12, of said bill, strike out "directly or indirectly".

Amendment No. 4

On page 1 of said bill, strike out lines 17 to 20, inclusive.

Amendment No. 5

On page 1, line 23, of said bill, strike out "exterior".

Amendment No. 6

On page 2, line 1, of said bill, after "first story", insert "at least one of which shall be an exterior means of egress leading to the ground".

Amendment No. 7

On page 2 of said bill, strike out lines 6 and 7, and insert "640 cubic feet of air space for the first two occupants thereof and 400 cubic feet for each additional occupant thereof, provided however, that in seasonal camps if adequate ventilation is otherwise provided a minimum of 300 cubic feet may be allowed."

Amendment No. 8

On page 2, line 13, of said bill, strike out "doors and".

Amendment No. 9

On page 2, line 37, of said bill, strike out "tent, or structure", and insert "structure used as a mess hall".

Amendment No. 10

On page 2, lines 49 and 50, of said bill, strike out "labor camp where meals are prepared, cooked, or served," and insert "mess hall".

Amendment No. 11

On page 2, line 51, of said bill, after "sink", insert "and shall have an adequate supply of hot and cold water piped thereto".

Amendment No. 12

On page 3, line 5, of said bill, after "food", insert "in a mess hall".

Amendment No. 13

On page 3, line 7, of said bill, after "facilities", insert "maintained in a sanitary condition".

Amendment No. 14

On page 3, line 9, of said bill, strike out "for", and insert "in".

Amendment No. 15

On page 3 of said bill, between lines 13 and 14, insert

"(d) Each shower shall be provided with hot and cold water."

Amendment No. 16

On page 3 of said bill, strike out lines 25 to 29, inclusive, and insert "camp, provided that with the approval of the enforcement agency, other types of toilet facilities may be allowed. A privy vault shall consist of a pit at least two feet deep, with a well constructed shelter, the openings of which shall be effectively screened. When the excreta reaches a point one foot below the surface of the ground the pit shall be filled and the shelter demolished or moved over a new pit. All excreta in a pit shall be covered with earth, ashes, lime or some similar substance.

Privy toilets shall not be located closer than 75 feet to any sleeping place or any kitchen and/or mess hall.

All toilet facilities shall be constructed and maintained to the satisfaction of the enforcement agency."

Amendment No. 17

On page 3, line 32, of said bill, strike out "gauge", and insert "mesh".

Amendment No. 18

On page 3 of said bill, between lines 45 and 46, insert

"SEC. 17.5. Section 2420.5 is added to said code, to read:

2420.5. (a) Fresh and pure drinking water shall be provided for all employees.

(b) All faucets shall be suitably and conveniently placed and shall discharge into sinks or hoppers and the drainage shall not be allowed to flow upon the ground or to contaminate the source of water supply.

(c) Tanks or other receptacles used for the storage of water shall be kept in a clean and sanitary condition and shall be covered so as to prevent contamination."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 927—An act to amend Sections 7302, 7303, 7320, 7322, 7329, 7332, 7380, 7420, and to add Section 7303.1 to the Business and Professions Code, relating to cosmetology.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Public Health:

Amendment No. 1

On page 2, line 17, of the printed bill, after "term", insert "within 30 days".

Amendment No. 2

On page 2, line 24, of said bill, strike out "shall be conclusive,".

Amendment No. 3

On page 4 of said bill, after line 17, insert

"Persons licensed as owner-operators of cosmetological establishments may include such persons as shall have passed the examination conducted by the board for cosmetologists and who shall have had at least five years experience as a barber and permanent waver in a shop owned and operated by the applicant during the five years immediately preceding the application excepting such time as the applicant may have served in the armed services of the United States."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1360—An act amending and renumbering Section 24004 of the Health and Safety Code to be Section 24020, amending Section 24000 of, and adding Sections 23999, 24004, 24005, 24006, 24007, 24008, 24009, and 24010 to the Health and Safety Code, relating to sanitation and safety of resorts and places used for bathing.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Public Health:

Amendment No. 1

In line 3 of the title of the printed bill, after "Sections", insert "23997, 23998".

Amendment No. 2

In line 4 of the title of said bill, strike out "and 24010 to", and insert "24010, 24011, 24012, 24013, 24014, 24015, 24016, 24017, 24018, and 24019 to, and repealing Article 3 of Chapter 1, Division 20 of,".

Amendment No. 3

On page 1 of said bill, between lines 8 and 9, insert

"SEC. 2. Section 23997 is added to the Health and Safety Code, to read:

23997. The provisions of this article do not prevent cities, cities and counties, or counties, within the reasonable exercise of the police power from imposing stricter regulations, prescribing standards of sanitation, health, and safety of resorts and bathing places, including requirements for licenses or permits for the construction, maintenance or conduct thereof.

SEC. 3. Section 23998 is added to the Health and Safety Code, to read:

23998. Whenever the enforcement of the minimum requirements of this chapter by any organized local health service is satisfactory to the State Department of Public Health, the enforcement of the provisions of this chapter shall not be duplicated by the State Department of Public Health, except as may be necessary to determine its satisfactory enforcement by the local authorities."

Amendment No. 4

On page 1, line 9, of said bill, after "SEC.", strike out "2", and insert "4".

Amendment No. 5

On page 1 of said bill, strike out lines 12, 13, and 14, and insert "body of water which is designed, designated or used for wading, bathing or swimming, including, but not confined to, swimming pools, and any".

Amendment No. 6

On page 1, line 17, of said bill, strike out "3", and insert "5".

Amendment No. 7

On page 2, line 3, of said bill, after "SEC.", strike out "4", and insert "6".

Amendment No. 8

On page 2, line 7, of said bill, after "places", insert "except:

(a) Resorts or bathing places for which a license or permit has been issued by the health officer of a city or county which is valid and unrevoked, or

(b) A bathing place maintained by and used exclusively by a private individual, his family and friends".

Amendment No. 9

On page 2, line 8, of said bill, after "SEC.", strike out "5", and insert "7".

Amendment No. 10

On page 2, line 12, of said bill, strike out "deems proper", and insert "finds will promote the safety and sanitation thereof.

SEC. 8. Section 24006 is hereby added to the Health and Safety Code, to read:

24006. The rules and regulations, among other things may provide for the examination and licensing of lifeguards. The licensees may be classified and different types of lifeguard licenses issued.

SEC. 9. Section 24007 is hereby added to the Health and Safety Code, to read:

24007. The state department may contract with the State Personnel Board for the examination of lifeguards.

SEC. 10. Section 24008 is hereby added to the Health and Safety Code, to read

24008. A person shall not maintain any bathing place for admission to which any charge, direct or indirect, is made, or any resort, without an annual license from the state department unless he holds a valid, unrevoked, license or permit issued by the city or county within which such bathing place or resort is located and which license or permit permits such maintenance.

SEC. 11. Section 24009 is hereby added to the Health and Safety Code, to read:

24009. Every license to operate a bathing place or resort shall specify what equipment and what number and type of lifeguards, if any, must be maintained.

SEC. 12. Section 24010 is hereby added to the Health and Safety Code, to read:

24010. The state department shall ascertain the cost of issuing licenses provided for by this article and by its rules and regulations, and the cost of all inspection and other services relating thereto and from such information shall establish a schedule of fees to be paid for such licenses.

SEC. 13. Section 24011 is hereby added to the Health and Safety Code, to read:

24011. Every person applying for any license provided by this article or by the rules and regulations promulgated pursuant thereto, shall pay the fee provided for by the schedule established by the state department.

SEC. 14. Section 24012 is hereby added to the Health and Safety Code, to read:

24012. The state department may revoke or suspend any license provided for by this article or by its rules and regulations pursuant to the procedure provided by Chapter 5 of Part 1 of Division 3 of Title 2 of the Government Code.

SEC. 15. Section 24013 is hereby added to the Health and Safety Code, to read:

24013. A license may be revoked or suspended if the state department finds that any facts exist because of which such license could not be issued or if the licensee has violated any provisions of this article or any rule or regulation of the state department, or if the licensee has been convicted of a felony".

Amendment No. 11

On page 2, line 13, of said bill, strike out "6. Section 24006", and insert "16. Section 24014".

Amendment No. 12

On page 2, line 15, of said bill, strike out "24006", and insert "24014".

Amendment No. 13

On page 2, line 17, of said bill, strike out "7. Section 24007", and insert "17. Section 24015".

Amendment No. 14

On page 2, line 19, of said bill, strike out "24007", and insert "24015".

Amendment No. 15

On page 2, line 25, of said bill, strike out "8. Section 24008", and insert "18. Section 24016".

Amendment No. 16

On page 2, line 27, of said bill, strike out "24008", and insert "24016".

Amendment No. 17

On page 2, line 28, of said bill, after "lic", insert ", except a bathing place maintained by and used exclusively by a private individual, his family and friends.".

Amendment No. 18

On page 2 of the said bill, strike out lines 31 to 37, inclusive, and insert

"SEC. 19. Section 24017 is hereby added to the Health and Safety Code, to read:

24017. The state department may publish the report of inspections and such other information as it deems advisable

SEC. 20. Section 24018 is hereby added to the Health and Safety Code, to read:

24018. Each day that a violation of this article continues is a separate offense."

Amendment No. 19

On page 2, line 38, of said bill, strike out "10. Section 24010", and insert "21. Section 24019".

Amendment No. 20

On page 2, line 40, of said bill, strike out "24010", and insert "24019".

Amendment No. 21

On page 2 of said bill, after line 45, insert

"SEC. 22. Article 3 of Chapter 1, Division 20 of the Health and Safety Code is hereby repealed."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1500—An act to create and provide for a Prepaid Health Service System for the people of the State of California and making an appropriation therefor.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Public Health:

Amendment No. 1

On page 2, lines 3 and 4, of the printed bill, strike out "periodical refresher courses at recognized medical schools", and insert "periodic postgraduate study and refresher courses".

Amendment No. 2

On page 3, line 52, of said bill, after "operating", insert "or delivery".

Amendment No. 3

On page 4, line 17, of said bill, strike out the colon; and in line 18, strike out "(a) In", and insert "in".

Amendment No. 4

On page 4 of said bill, strike out line 19, and insert "gery:

(a) The payment of bed and board charges for a period not to".

Amendment No. 5

On page 4, line 22, of said bill, strike out "in any period of hospitalization or".

Amendment No. 6

On page 4, line 23, of said bill, strike out ". The amount of such pay-", and strike out lines 24 and 25, and insert "for services rendered outside of a hospital. The amount need not be uniform as to all types or categories of cases."

Amendment No. 7

On page 4 of said bill, strike out lines 29 to 31, inclusive; and in line 32, strike out "(c)", and insert

"(b)".

Amendment No. 8

On page 4, line 34, of said bill, strike out "(d)", and insert

"(c)".

Amendment No. 9

On page 5 of said bill, strike out line 3, and insert

"(i) Services for the care of tuberculosis after diagnosis of such condition. In providing such services the authority may contract with public and private facilities. An extension under subdivisions (f), (g), and (i) need not be".

Amendment No. 10

On page 5 of said bill, between lines 9 and 10, insert

"SEC. 57 5. An individual qualifying under Section 75 who has received earnings in excess of one thousand five hundred dollars ($1,500) during the qualifying calendar quarter, and an individual qualifying under Section 75.5 who has received earnings in excess of six thousand dollars ($6,000) during the qualifying period shall receive in lieu of the medical services provided in this article, reimbursement for such services in accordance with the fee schedule for such medical services adopted by the authority."

Amendment No. 11

On page 5, line 19, of said bill, after "beneficiary", insert "eligible under Section 75".

Amendment No. 12

On page 5 of said bill, between lines 35 and 36, insert

"SEC. 75 5. An individual who does not qualify as eligible for health services under Section 75 shall be eligible for health services under this act if, during the preceding calendar year, he was paid wages of seven hundred fifty dollars ($750) or more.

No individual shall be eligible for services under this section unless at the time of each application for services he could not qualify as eligible under the provisions of Section 75."

Amendment No. 13

On page 6, line 9, of said bill, after the period, insert "Any such determination shall be incorporated in a final decision of the authority within 10 days of the date of release thereof by the department."

Amendment No. 14

On page 6, line 34, of said bill, strike out "two calendar years", and insert "one calendar year".

Amendment No. 15

On page 6, line 39, of said bill, strike out "such two calendar years", and insert "the year of elective coverage".

Amendment No. 16

On page 8, line 4, of said bill, strike out "vision (b)", and insert "visions (b) and (c)".

Amendment No. 17

On page 8, line 19, of said bill, after " "Unemployment fund," " insert " "disability fund," ".

Amendment No. 18

On page 10, line 50, of said bill, strike out "Article 4", and insert "Section 75".

Amendment No. 19

On page 10, line 52, of said bill, after "quarter," insert "or qualified under Section 75 5,".

Amendment No. 20

On page 11, line 1, of said bill, strike out "quarter", and insert "qualifying period".

Amendment No. 21

On page 11, line 4, of said bill, strike out "quarter", and insert "period".

Amendment No. 22

On page 11, line 6, of said bill, strike out "quarter", and insert "period"

Amendment No. 23

On page 11 of said bill, between lines 6 and 7, insert

"Where services to a beneficiary are the liability of more than one insurer, the authority may by regulation provide for the payment of the claim out of the Health Service Fund, and for the pro-rating and assessment of charges with respect to such claim to the respective insurers."

Amendment No. 24

On page 12, line 17, of said bill, after "act", insert ", which shall constitute full payment for all such services except medical services rendered a beneficiary entitled to reimbursement only pursuant to Section 57 5, or hospital services utilized by a beneficiary pursuant to Section 58".

Amendment No. 25

On page 14 of said bill, strike out lines 50 to 52, inclusive, and insert

"(a) The rights afforded to the covered employees are at least equal to those provided for in this act and by rule or regulation of the authority as of the last preceding first day of July, and provides for the inclusion, on July 1st of each succeeding year, of such additional services, as the authority may from time to time provide."

Amendment No. 26

On page 15 of said bill, strike out lines 1 to 3, inclusive, and insert

"(b) The premium cost, or charge made for the basic health services provided pursuant to subdivision (a) of this section by the plan, does not exceed 2 percent of the wages paid by employer, and in no case shall an employee be required to pay more than 50 percent of the total premium or charge for such services."

Amendment No. 27

On page 15, line 7, of said bill, after "benefits", insert "and requires the payment by the employer of an amount equal to at least one percent of the wages paid by him, where the total premium cost or charge for all benefits provided under the plan exceeds an amount equal to 2 percent of the wages paid by the employer".

Amendment No. 28

On page 15, line 8, of said bill, strike out "the coverage of", and insert "full benefit rights to".

Amendment No. 29

On page 15, line 37, of said bill, strike out "two years", and insert "one year".

Amendment No. 30

On page 15, line 49, of said bill, after "employer", insert "or any prepaid medical health or hospital plan which has assumed such liability of the employer".

Amendment No. 31

On page 15, line 51, of said bill, strike out "by the employer of his", and insert "of the".

Amendment No. 32

On page 16, line 3, of said bill, strike out "less", and insert "more".

Amendment No. 33

On page 16, line 52, of said bill, strike out "commission", and insert "department".

Amendment No. 34

On page 17 of said bill, between lines 30 and 31, insert

"SEC. 312. "Voluntary plan" as used in this act includes any prepaid medical, health or hospital service plan."

Amendment No. 35

On page 19 of said bill, after line 43, insert

"SEC. 404. The charging, collection, or receipt by a physician of any amount for medical services rendered to a beneficiary under this act for which a claim has been filed, except for services rendered to a beneficiary entitled to reimbursement only pursuant to Section 58.5, constitutes unprofessional conduct within the meaning of Chapter 5 of Division 2 of the Business and Professions Code."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1620—An act to add Section 605 to the Business and Professions Code, relating to advertising as it pertains to Division 2 of the Business and Professions Code.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Public Health:

Amendment No. 1

On page 1, line 9, of the printed bill, after "advertisement," insert "to use a trade name other than that called for by his license, or".

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1702—An act to amend Section 1626 of the Dental Practice Act in the Business and Professions Code.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Public Health:

Amendment No. 1

In line 2 of the title of the printed bill, strike out the period, and insert ", relating to the definition of dental practice."

Amendment No. 2

On page 1, line 23, of said bill, strike out "cases", and insert "casts".

Amendment No. 3

On page 2 of the printed bill, strike out lines 5 to 27, inclusive, and insert "It is unlawful for persons acting under the exemptions of this subdivision (e) to advertise in any manner to the public the services performed or rendered by them in the construction, making, alteration or repair to prosthetic or orthodontic appliances; provided that persons so engaged may announce in dental journals or periodicals their names, location and place of this business, their office hours and telephone numbers."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2223—An act to add Chapter 8 to Part 2, Division 1, of the Health and Safety Code, relating to local administration of public health, providing for financial assistance to local health departments by the State Department of Public Health; providing for the establishment of minimum standards of personnel, organization and administration of local health departments, and providing for the establishment of multi-county local health districts; and making an appropriation.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Public Health:

Amendment No. 1

On page 4, line 3, of the printed bill, as amended in the Assembly on April 17, 1947, before "Expenses", insert "Actual and necessary".

Amendment No. 2

On page 4, line 5, before "Expenses", insert "Actual and necessary".

Amendment No. 3

On page 4, line 38, of said bill, after the period, insert "Monies used for consultant and advisory services shall not exceed one-fourth of the funds allocated by this section."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 711—An act to amend Section 643.2 of the Agricultural Code, relating to milk rooms.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Livestock and Dairies:

Amendment No. 1

On page 1, line 3, of the printed bill, strike out "Section 643", and insert "this article".

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 601—An act to amend Section 923 of, to add Sections 7.5, 6030, 6031, 6032, and 6033 to, and to add Chapter 9, comprising Sections 6130 to 6144, inclusive, to Title 7, Part 3 of, the Penal Code, relating to prisons, jails, and other places of detention, and prisoners confined therein, and making an appropriation.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

On page 2, line 11, of the printed bill, immediately following "facility", insert "consistent with the special needs of each jurisdiction".

Amendment No. 2

On page 3, line 32, of said bill, immediately following "and", strike out "a copy thereof".

Amendment No. 3

On page 3, line 44, of said bill, immediately following "officer", insert "or legislative body".

Amendment No. 4

On page 2, line 7, of said bill, after "facility", strike out the period, and insert a comma and "provided, however, that any prisoner may decline any such medical attention, attendance, care and treatment and provide other care or treatment for himself at his own expense."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 279—An act to amend Section 7e to an act entitled "An act authorizing the establishment of municipal courts, prescribing their constitution, regulation, government, procedure and jurisdiction, and providing for the election and appointment of the judges, clerks and other attaches of such courts, their terms of office, qualification and compensation and for the selection of jurors therein," approved May 23, 1925, relating to the office of secretary and jury commissioner in municipal courts in cities of the first and one-half class.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Judiciary:

Amendment No. 1

On page 1, line 6, of the printed bill, strike out "dollars ($600)", and insert "seventy-five dollars ($675)".

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 876—An act to amend Sections 1865 and 1871 of the Civil Code, and to repeal Sections 3136, 3137, 3138, 3139, 3140, 3141, and 3142 of the Political Code, relating to lost property.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "amend Sections 1865 and 1871 of", and insert "add Section 1873 to".

Amendment No. 2

In line 1 of the title of the printed bill, after the comma, strike out "and"; strike out line 2 of the title; and in line 3 of the title, strike out "3142 of the Political Code,".

Amendment No. 3

On page 1 of said bill, strike out lines 1 to 25, inclusive; and on page 2, strike out lines 1 to 30, inclusive, and insert

"SECTION 1. Section 1873 is added to the Civil Code, to read:

1873. The legislative body of any city or city and county may provide by ordinance for the care, restitution, sale and destruction of unclaimed property in the possession of the police department of such city or city and county. Any city or city and county adopting such an ordinance shall provide therein (1) that such unclaimed property shall be held by the police department for a period of at least six months, (2) that thereafter such property will be sold at public auction to the highest bidder, and (3) that notice of such sale shall be given by the chief of police at least five days before the time fixed therefor by publication."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1657—An act to amend Section 10 of the Political Code, relating to holidays.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "10 of the Political Code", and insert "4312.5 of the Political Code and Section 24260 of the Government Code".

Amendment No. 2

In line 2 of the title of said bill, strike out "holidays", and insert "office hours of county offices".

Amendment No. 3

On page 1, line 1, of said bill, strike out "10", and insert "4312.5".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 4

On page 1 of said bill, strike out lines 3 to 25, inclusive; and on page 2, strike out lines 1 to 44, inclusive, and insert

"4312.5. Notwithstanding any provisions of Section 4312 hereof, in those counties having a population in excess of [600,000] *400,000* county officers shall keep their offices open for the transaction of business during such hours and on such days as the board of supervisors of each such county shall fix by ordinance

SEC. 2. Section 24260 of the Government Code is amended to read:

24260. In counties having a population in excess of [600,000] *400,000* county officers shall keep their offices open for the transaction of business during such hours and on such days as are fixed by the board of supervisors by ordinance.

SEC. 3. Section 2 of this act becomes operative only if Title 3 of the Government Code is enacted by the Legislature at the 1947 Regular Session, and in such case at the same time as said Title 3 takes effect; at which time Section 4312.5 of the Political Code is hereby repealed"

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2502—An act to add Sections 2954 and 2954.5 to the Civil Code, relating to mortgages.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "add Sections 2954 and 2954.5 to", and insert "amend Section 2941 of".

Amendment No. 2

On page 1, line 1, of said bill, strike out "2954 is added to the Civil Code," and insert "2941 of the Civil Code is amended".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 3

On page 1 of said bill, strike out lines 3 to 26, inclusive; and on page 2, strike out lines 1 to 6, inclusive, and insert

"2941. When any mortgage *or deed of trust* has been satisfied, the mortgagee *or beneficiary*, or his assignee, must immediately, on the demand of the mortgagor *or trustor, or upon the demand of the owner of the land* execute, acknowledge, and deliver to him a certificate of the discharge thereof, *or a request to the trustee for a full reconveyance*, so as to entitle [it] *such certificate* to be recorded *or a full reconveyance to be executed by the trustee*, or he must enter satisfaction, or cause satisfaction of such mortgage to be entered of record; and any mortgagee *or any beneficiary under a deed of trust*, or *his* assignee [of such mortgagee], who refuses to execute, acknowledge, and deliver to the mortgagor, *or, also, to the owner of the land* the certificate of discharge, or to enter satisfaction, or cause satisfaction of the mortgage to be entered, as provided in this chapter *or to request a full reconveyance from the trustee pursuant to the terms of the deed of trust*, is liable to the mortgagor *or trustor, or to the owner of the land, as the case may be*, or his grantee*s* or heirs, for all damages which he or they may sustain by reason of such refusal, and shall also forfeit to him or them the sum of [one] *three* hundred dollars [($100)] *($300). The mortgagee or the beneficiary under a deed of trust, his assignee or personal representative, shall deliver to the mortgagor or trustor, his heirs, successors or assigns, upon demand, the mortgage or deed of trust and the note so paid or satisfied.*"

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 137—An act to amend Section 22 of an act entitled "An act authorizing the establishment of municipal courts, prescribing their constitution, regulation, government, procedure and jurisdiction, and providing for the election and appointment of the judges, clerks and other attaches of such courts, their terms of office, qualification and compensation and for the selection of jurors therein," approved May 23, 1925, relating to municipal courts.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Judiciary:

Amendment No. 1

On page 2 of the printed bill, strike out lines 1 to 11, inclusive, and insert

"For the purpose of partially reimbursing the county for the cost of maintaining and operating the municipal court established in any city of the first and one-half class, the second and one-half class, the second and three-fourths class, or the fifth class, while acting in the exercise of its criminal jurisdiction in misdemeanor cases, the county treasurer shall withhold monthly out of the total amount of fines and forfeitures collected during the preceding calendar month, in each such court upon conviction or upon the forfeiture of bail following complaints filed therein which were drawn by officers or other persons employed by the city for which such court is established, a sum equal to 3 percent of the total monthly budgetary expenditures for such court, exclusive of the expenditures of the marshal, during the last completed fiscal year. Such fiscal year budgetary expenditures shall be computed by the county

auditor. If the current revenues be insufficient to meet this deduction, the county auditor shall bill the respective city for such deficiency. Provided, however, in the case of a court newly established, such computation of expenditures shall be made and shall consist of an amount of 12 times the average monthly expenditures for any period of less than a full fiscal year."

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

SECOND READING OF SENATE BILLS

Senate Bill No. 1131—An act to add Section 211.5 to the Agricultural Code, relating to the powers of the Director of Agriculture with respect to coordination of livestock sanitary services, declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

Senate Bill No. 297—An act relating to the marketing of farm products and to provide for the regulation of the unloading and handling thereof when delivered to markets.

Bill read second time, and ordered to third reading.

Senate Bill No. 394—An act to amend Section 1278 of the Fish and Game Code, relating to license tags for taking deer.

Bill read second time, and ordered to third reading.

Senate Bill No. 492—An act to amend Section 427 of the Fish and Game Code, relating to hunting and fishing, and the issuance of licenses therefor.

Bill read second time, and ordered to third reading.

Senate Bill No. 617—An act to repeal Section 152 of the Fish and Game Code, relating to refuges.

Bill read second time, and ordered to third reading.

Senate Bill No. 789—An act to repeal Sections 134 and 135 of the Fish and Game Code, relating to game refuges.

Bill read second time, and ordered to third reading.

Senate Bill No. 792—An act to amend Section 522.5 of the Fish and Game Code, relating to the construction of additional structures on dams to provide free passage of fish, and providing for the liability of the State for damages resulting from such construction.

Bill read second time, and ordered to third reading.

Senate Bill No. 1036—An act to amend Section 947 of the Fish and Game Code, relating to nets.

Bill read second time, and ordered to third reading.

Senate Bill No. 122—An act to amend Section 5082 of the Business and Professions Code, relating to registration as a public accountant, declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

Senate Bill No. 1227—An act to add Section 2501a to the Civil Code and to add Section 17415.5 to the Corporations Code, relating to certificates of limited partnerships.

Bill read second time, and ordered to third reading.

Senate Bill No. 353—An act to add Chapter 3, comprising Sections 430 to 435.6, inclusive, to Part 1 of Division 1 of the Health and Safety Code, Section 4052g to the Political Code and Section 25369 to the Government Code, and to repeal Chapter 56 of the Statutes of the Fifty-sixth (First Extraordinary) Session of the Legislature, providing for a program of surveying hospital and health center facilities and of construction of additional hospital and health center facilities to be administered by the State Department of Public Health, implementing the Federal Hospital Survey and Construction Act, establishing the Advisory Hospital Council, and providing for state assistance to public agencies for the construction of hospitals and health centers, and for county grants to local hospital districts.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Public Health:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in the Senate on April 2, 1947, strike out "435.6", and insert "435.7".

Amendment No. 2

On page 5 of said bill, between lines 48 and 49, insert

"435.1. "Public agency" also means any corporation, no part of the net earnings of which inures, or may lawfully inure, to the benefit of any private shareholder or individual, which is authorized to construct and operate a hospital."

Amendment No. 3

On page 5, line 49, of said bill, strike out "435.1.", and insert "435.2."

Amendment No. 4

On page 6, line 1, of said bill, strike out "435.2.", and insert "435.3."

Amendment No. 5

On page 6, line 7, of said bill, strike out "435.3.", and insert "435.4."

Amendment No. 6

On page 6, line 10, of said bill, strike out "435.4.", and insert "435.5."

Amendment No. 7

On page 6, line 20, of said bill, strike out "435.5.", and insert "435.6."

Amendment No. 8

On page 6, line 26, of said bill, strike out "435.6.", and insert "435.7."

Amendment No. 9

On page 6, of said bill, after line 51, insert

"SEC. 7. The provisions of this act shall take effect and be operative to the fullest extent possible under the existing provisions of the State Constitution. The remaining provisions, if any, shall severally become operative if, as, and when the Constitution is so amended as to make them possible of enactment, and thereafter they shall have the same force and effect they would have if enacted upon such constitutional amendment or amendments becoming effective."

Amendments read, and adopted.

Bill ordered reprinted, and to third reading.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, April 23, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted:

Assembly Joint Resolution No. 29
Assembly Joint Resolution No. 40
Assembly Joint Resolution No 41

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above resolutions ordered enrolled.

SENATE CHAMBER, SACRAMENTO, April 23, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed:

Assembly Bill No. 406
Assembly Bill No. 859
Assembly Bill No. 1988
Assembly Bill No. 2648

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bills ordered enrolled.

SENATE CHAMBER, SACRAMENTO, April 23, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed, as amended:

Assembly Bill No. 230
Assembly Bill No. 614
Assembly Bill No. 424

And respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bills ordered to unfinished business file.

SENATE CHAMBER, SACRAMENTO, April 23, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day refused adoption to:

Assembly Joint Resolution No. 36

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

SENATE CHAMBER, SACRAMENTO, April 23, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed:

Senate Bill No. 254

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS

The following bill was read the first time:

Senate Bill No. 254—An act to amend Sections 3 and 5 of an act entitled "An act to provide for forest practices which will promote the maximum sustained productivity of the forest lands of California," approved April 23, 1945, relating to maximum sustained productivity of the forest lands of California.

Referred to Committee on Conservation, Planning, and Public Works.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, April 23, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed:

Senate Bill No. 185
Senate Bill No. 1177
Senate Bill No. 1193
Senate Bill No. 1283
Senate Bill No. 1304
Senate Bill No. 1523

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS (RESUMED)

The following bills were read the first time:

Senate Bill No. 185—An act to amend Sections 2453, 2454, 2600, 2621, 2626, 2627, 2628, 2629, 2633, 2670, 2742, 2840, 2841, 2893, 2897, and the article heading of Article 4 of Chapter 2 of Division 5, and to repeal Sections 2063, 2604, 2605, 2606, 2607, 2608, 2609, 2610, 2611, 2612, 2613, 2614, 2615, 2616, 2617, 2618, 2619, 2620, 2622, 2623, 2624, 2625, 2630, 2631, and 2632 of the Elections Code, relating to sponsor certificates and verification deputies.

Referred to Committee on Elections and Reapportionment.

Senate Bill No. 1177—An act to amend Sections 8710 and 8719 of the Water Code, relating to the powers and duties of the Reclamation Board.

Referred to Committee on Conservation, Planning, and Public Works.

Senate Bill No. 1193—An act to amend Section 38f of the Alcoholic Beverage Control Act, relating to license limitation.

Referred to Committee on Public Morals.

Senate Bill No. 1283—An act to add Section 55.6 to the Alcoholic Beverage Control Act, relating to alcoholic beverages and fair trade contracts with respect thereto.

Referred to Committee on Public Morals.

Senate Bill No. 1304—An act to amend Section 4041.21 of the Political Code, relating to the jurisdiction and powers of boards of supervisors.

Referred to Committee on Municipal and County Government.

Senate Bill No. 1523—An act to add Section 5082.1 to the Business and Professions Code, relating to registration as a public accountant, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Governmental Efficiency and Economy.

REPORTS OF STANDING COMMITTEES

Committee on Public Health

ASSEMBLY CHAMBER, SACRAMENTO, April 23, 1947

MR. SPEAKER: Your Committee on Public Health, to which was referred:

Senate Bill No. 1470

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

DEBS, Chairman

Above reported bill ordered to second reading.

Committee on Governmental Efficiency and Economy

ASSEMBLY CHAMBER, SACRAMENTO, April 24, 1947

MR. SPEAKER: Your Committee on Governmental Efficiency and Economy, to which were referred:

Senate Bill No. 321
Senate Bill No. 352
Senate Bill No. 364
Senate Bill No. 381
Senate Bill No. 469
Senate Bill No. 1416

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

FIELD, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 24, 1947

MR. SPEAKER: Your Committee on Governmental Efficiency and Economy, to which was referred:

Senate Bill No. 320

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

FIELD, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 24, 1947

MR. SPEAKER: Your Committee on Governmental Efficiency and Economy, to which was referred:

Assembly Bill No. 2012

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be re-referred to Committee on Ways and Means.

FIELD, Chairman

Above reported bill re-referred to Committee on Ways and Means.

ASSEMBLY CHAMBER, SACRAMENTO, April 24, 1947

MR. SPEAKER: Your Committee on Governmental Efficiency and Economy, to which was referred:

Assembly Bill No. 2117

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

FIELD, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 24, 1947

MR. SPEAKER: Your Committee on Governmental Efficiency and Economy, to which were referred:

Assembly Bill No. 2442
Assembly Bill No. 2443
Assembly Bill No. 2444

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

FIELD, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 24, 1947

MR. SPEAKER: Your Committee on Governmental Efficiency and Economy, to which was referred:

Assembly Bill No. 5

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be re-referred to Committee on Ways and Means.

FIELD, Chairman

Above reported bill re-referred to Committee on Ways and Means.

ASSEMBLY CHAMBER, SACRAMENTO, April 24, 1947

MR. SPEAKER: Your Committee on Governmental Efficiency and Economy, to which was referred:

Senate Bill No. 831

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

FIELD, Chairman

Above reported bill ordered to second reading.

NOTICES OF MOTION TO RECONSIDER CONTINUED

By unanimous consent, Mr. Doyle's notice of motion to reconsider Assembly Constitutional Amendment No. 28 was continued until the next legislative day.

By unanimous consent, Mr. Boyd's notice of motion to reconsider Assembly Bill No. 1505 was continued until the next legislative day.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 391—An act to add Section 432.5 to the Labor Code, relating to contracts and applications for employment.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, George D. Collins, Cooke, Crichton, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Doyle, Dunn, Elliott, Erwin, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Robertson, Rosenthal, Sheridan, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—57.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 610—An act to amend Sections 427, 428, and 432 of the Fish and Game Code, relating to hunting and fishing, and the issuance of licenses therefor.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Cooke, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Doyle, Dunn, Erwin, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Heisinger, Hinckley, Hinton, James, Johnson, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr Speaker—55.

NOES—Crowley, Elliott, and Kilpatrick—3.

Bill ordered transmitted to the Senate.

BILLS WITHDRAWN FROM ACTIVE FILE, AND PLACED ON THE INACTIVE FILE

Assembly Bill No. 1890, on motion of Mr. Doyle.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1678—An act to amend Section 19421 of the Business and Professions Code, relating to the California Horse Racing Board.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D Collins, Cooke, Crichton, Crowley, Lester T. Davis, M Philip Davis, Debs, Clayton A. Dills, Doyle, Dunn, Erwin, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hinton, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—58.

NOES—None.

Bill ordered transmitted to the Senate.

RE-REFERENCE OF BILLS

By order of the Speaker, the following bill was withdrawn from the file, and re-referred as follows:

Assembly Bill No. 1 re-referred to Committee on Public Health.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1846—An act to amend Sections 5040, 5050.3, 5050.7, 5100, 5102, 5103, and 5125 of, to repeal Section 5041 of, and to add Sections 5041 and 5156 to, the Welfare and Institutions Code, relating to mentally ill persons, redefining "mentally ill," and providing for the detention and commitment of mentally ill persons, and the safeguarding of their property pending commitment.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Beck, Bennett, Berry, Blosser, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Dunn, Elliott, Erwin, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Heisinger, Hinckley, Hinton, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—55.

NOES—None.

Bill ordered transmitted to the Senate

Assembly Bill No. 155—An act to amend Sections 11619 and 11621 of the Health and Safety Code, relating to the use of vehicles in the transportation of narcotics.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Berry, Blosser, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Dunn, Elliott, Erwin, Field, Fletcher, Gaffney, Geddes, Grunsky, Hawkins, Heisinger, Hinckley, Hinton, James, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, Maloney, McMillan, Miller,

Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—59.

NOES—Lowrey—1.

Bill ordered transmitted to the Senate.

Assembly Bill No. 165—An act to amend Sections 271, 277, 278, 314, 314.5, 315, 316, and 332 of the Vehicle Code, and to add Sections 271.2 and 305.1 to the Vehicle Code, relating to drivers licenses and to the issuance, suspension, or revocation thereof, and declaring the urgency of this act.

Bill read third time.

Motion to Amend

Mr. Rosenthal moved the adoption of the following amendment:

Amendment No. 1

On page 6, line 42, of the printed bill, as amended in the Assembly on April 21, 1947, strike out "less than two days"; and strike out lines 43 and 44, and insert "more than one year or by fine of not more than one thousand dollars ($1,000) or both."

Amendment read.

The roll was called, and the amendment adopted by the following vote:

AYES—Anderson, Beck, Bennett, Brown, Butters, Caldecott, Carey, Collier, George D. Collins, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Clayton A. Dills, Doyle, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Grant, Grunsky, Hahn, Hinton, Johnson, Kilpatrick, Lowrey, McMillan, Robertson, Rosenthal, Sheridan, Sherwin, Stanley, Thompson, Thurman, Waters, and Mr. Speaker—40.

NOES—Berry, Blosser, Burke, Burns, Clarke, Gannon, Geddes, Heisinger, Hinckley, James, Kirkwood, Loomis, Luckel, Maloney, Miller, Silliman, Stephenson, Stewart, Thomas, Thorp, Weber, and Wollenberg—22.

Bill ordered reprinted, and re-engrossed.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, April 24, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 659

And reports the same correctly re-engrossed.

WEBER, Chairman

Above reported bill ordered to third reading.

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, April 24, 1947

MR. SPEAKER: Your Committee on Rules, to which was referred.

Assembly Joint Resolution No. 43

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

DICKEY, Chairman

Above reported resolution ordered engrossed.

RE-REFERENCE OF BILLS

By order of the Speaker, the following bills were withdrawn from the file, and re-referred as follows:

Assembly Bill No. 341 re-referred to Committee on Revenue and Taxation.

Assembly Bill No. 659 re-referred to Committee on Finance and Insurance.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 2265—An act to amend Section 694 of the Vehicle Code, relating to width of vehicles.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McMillan, Robertson, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—60.

NOES—Miller—1.

Bill ordered transmitted to the Senate.

Hon. Randal F. Dickey Presiding

At 10.30 a.m., Hon. Randal F. Dickey, Member of the Assembly from the Fourteenth District, presiding.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, April 24, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Joint Resolution No. 43

And reports the same correctly engrossed.

WEBER, Chairman

Above reported resolution ordered on file for adoption.

REQUEST FOR UNANIMOUS CONSENT

Mr. Debs asked for, and was granted, unanimous consent to take up Assembly Joint Resolution No. 43, at this time, without reference to file.

CONSIDERATION OF ASSEMBLY JOINT RESOLUTION NO. 43

Assembly Joint Resolution No. 43—Relative to memorializing the President and Congress of the United States to investigate the freight car shortage.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McMillan, Miller, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—64.

NOES—None.

Resolution ordered transmitted to the Senate.

RE-REFERENCE OF BILLS

By order of the Speaker, the following bill was withdrawn from the file, and re-referred as follows:

Assembly Bill No. 447 re-referred to Committee on Fish and Game.

Speaker Pro Tempore Presiding

At 10.37 a.m., Hon. Thomas A. Maloney, Speaker pro Tempore of the Assembly, presiding.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1403—An act to amend Section 19261 of the Government Code, relating to transfers of employees in the state civil service.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Clayton A. Dills, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Maloney, McMillan, Miller, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—62

NOES—None.

Bill ordered transmitted to the Senate.

Hon. Randal F. Dickey Presiding

At 10.40 a.m., Hon. Randal F. Dickey, Member of the Assembly from the Fourteenth District, presiding.

Assembly Bill No. 606—An act to amend Section 2220 of the Welfare and Institutions Code, relating to suspension or revocation of grants of aid to aged persons.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Bennett, Berry, Blosser, Brady, Brown, Burns, Carey, Clarke, Collier, George D. Collins, Cooke, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Doyle, Dunn, Elliott, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hawkins, Heisinger, Johnson, Kilpatrick, Loomis, Lowrey, Luckel, Maloney, McMillan, Miller, Rosenthal, Sheridan, Stanley, Stephenson, Thomas, Thompson, Thurman, Waters, and Weber—48.

NOES—Beck, Burke, Butters, M. Philip Davis, Hahn, Hinckley, Hinton, James, Kirkwood, Knight, Sherwin, Silliman, Stewart, Thorp, and Wollenberg—15.

Bill ordered transmitted to the Senate.

Speaker Presiding

At 10.58 a.m., Hon. Sam L. Collins, Speaker of the Assembly, presiding.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, April 24, 1947

MR. SPEAKER. Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1348

And reports the same correctly re-engrossed.

WEBER, Chairman

Above reported bill ordered to third reading.

RE-REFERENCE OF BILLS

By order of the Speaker, the following bill was withdrawn from the file, and re-referred as follows:

Assembly Bill No. 1348 re-referred to Committee on Finance and Insurance.

REMARKS ON CONDITION OF THE FILE

Mr. Allen spoke on the condition of the file.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 992—An act to amend Sections 795 and 796.2 of, to add Section 795.5 to, and to repeal Section 795.2 of, the Agricultural Code, relating to citrus fruits.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D Collins, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Clayton A. Dills, Doyle, Dunn, Elliott, Erwin, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Maloney, McMillan, Miller, Robertson, Sheridan, Sherwin, Silliman, Stanley, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—63.

NOES—None.

Bill ordered transmitted to the Senate.

REMARKS ON CONDITION OF THE FILE

Mr. Doyle spoke on the condition of the file.

INSTRUCTIONS TO CHIEF CLERK

Upon request of Mr. Doyle, the Speaker asked the Chief Clerk to ascertain the time of adjournment, each day, of the Senate.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1422—An act to amend Sections 5355 and 5355.1 of the Welfare and Institutions Code, relating to the commitment, parole, and discharge of narcotic addicts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Cooke, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Lyons, Maloney, McMillan, Miller, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—64.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 776—An act to amend Section 456 of the Fish and Game Code, relating to shipment of game.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Crichton, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Doyle, Dunn, Erwin, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—63.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 830—An act to amend Section 887 of the Fish and Game Code, relating to fishing in Salton Sea.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—68.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 2301—An act to amend Section 736 of the Fish and Game Code, relating to the taking of fish, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read.

Demand for Previous Question

Messrs. Collier, Geddes, Burke, Silliman, and Luckel demanded the previous question.

Demand for previous question sustained.

The question being on the adoption of the urgency clause to Assembly Bill No. 2301.

The roll was called, and the urgency clause adopted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Cooke, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Doyle, Elliott, Erwin, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hinton, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, Miller, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—64.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Cooke, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Doyle, Elliott, Erwin, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinckley,

Hinton, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, Miller, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—64.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1773—An act to amend Section 252 of the Unemployment Insurance Act.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Doyle, Dunn, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—65.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 469—An act to add Article 6 to Chapter 5 and Article 7.5 to Chapter 10 of Part 8, and Article 2.5 to Chapter 8 and Article 1.5 to Chapter 13 of Part 10, of Division 2 of the Revenue and Taxation Code, relating to the exemption of persons dying in the military service from taxes and providing for the refund of taxes so paid.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—65.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1843—An act to amend Sections 6650 and 6661 of the Welfare and Institutions Code, and to amend and renumber Section 6656.5 thereof to be Section 6657, relating to patients in state institutions under the jurisdiction of the Department of Mental Hygiene, and making provision concerning the support, funds, and property of such patients.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Doyle, Dunn, Elliott, Erwin, Evans, Field, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Rosenthal, Sheridan, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—62.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1413—An act to amend Section 2055 of the Code of Civil Procedure, relating to examination of witnesses.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Doyle, Dunn, Elliott, Erwin, Evans, Field, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, James, Johnson, Kilpatrick, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—62.

NOES—None.

Bill ordered transmitted to the Senate.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, April 24, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 663

And reports the same correctly re-engrossed.

WEBER, Chairman

Above reported bill ordered to third reading.

RE-REFERENCE OF BILLS

By order of the Speaker, the following bill was withdrawn from the file, and re-referred as follows:

Assembly Bill No. 663 re-referred to Committee on Finance and Insurance.

BILLS WITHDRAWN FROM INACTIVE FILE, AND PLACED ON THE THIRD READING FILE

The following bills were withdrawn from the inactive file, and placed upon the third reading file:

Assembly Constitutional Amendment No. 11, on request of Mr. Kilpatrick.

Assembly Bill No. 1627, by unanimous consent.

Assembly Bill No. 1628, by unanimous consent.

Assembly Bill No. 1633, by unanimous consent.

Assembly Bill No. 1634, by unanimous consent.

Assembly Bill No. 1629, by unanimous consent.

REPORTS OF STANDING COMMITTEES

Committee on Municipal and County Government

ASSEMBLY CHAMBER, SACRAMENTO, April 24, 1947

MR. SPEAKER: Your Committee on Municipal and County Government, to which were referred:

Assembly Bill No. 1693
Assembly Bill No. 2604
Assembly Bill No. 2605
Assembly Bill No. 2606

Has had the same under consideration, and reports the same back with amendments with the recommendation. Amend, and re-refer to the committee

THURMAN, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 24, 1947

MR. SPEAKER: Your Committee on Municipal and County Government, to which were referred:

Senate Bill No. 226
Senate Bill No. 335
Senate Bill No. 750
Senate Bill No. 754
Senate Bill No. 755

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

THURMAN, Chairman

Above reported bills ordered to second reading.

Committee on Education

ASSEMBLY CHAMBER, SACRAMENTO, April 24, 1947

MR. SPEAKER: Your Committee on Education, to which was referred:

Senate Bill No. 993

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

DUNN, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 24, 1947

MR. SPEAKER: Your Committee on Education, to which were referred:

Assembly Bill No. 692
Assembly Bill No. 2014

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

DUNN, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 24, 1947

MR. SPEAKER: Your Committee on Education, to which was referred:

Assembly Bill No. 687

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

DUNN, Chairman

Above reported bill ordered to second reading.

Committee on Conservation, Planning, and Public Works

ASSEMBLY CHAMBER, SACRAMENTO, April 24, 1947

MR. SPEAKER: Your Committee on Conservation, Planning, and Public Works, to which were referred:

Assembly Bill No. 1592
Assembly Bill No. 303

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

McMILLAN, Chairman

Above reported bills ordered to second reading.

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, April 24, 1947

MR. SPEAKER: Your Committee on Rules, to which was referred:

Assembly Joint Resolution No. 42

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and be adopted, as amended.

DICKEY, Chairman

Above reported resolution ordered on file for adoption.

ASSEMBLY CHAMBER, SACRAMENTO, April 24, 1947

MR. SPEAKER: Your Committee on Rules, to which was referred:

Senate Concurrent Resolution No. 36

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

DICKEY, Chairman

Above reported resolution ordered on file for adoption.

Committee on Conservation, Planning, and Public Works

ASSEMBLY CHAMBER, SACRAMENTO, April 24, 1947

MR. SPEAKER: Your Committee on Conservation, Planning, and Public Works, to which was referred:

Assembly Bill No. 2422

Has had the same under consideration, and reports the same back with the recommendation: Be adopted, and be re-referred to Committee on Transportation and Commerce.

McMILLAN, Chairman

Above reported bill re-referred to Committee on Transportation and Commerce.

ASSEMBLY CHAMBER, SACRAMENTO, April 24, 1947

MR. SPEAKER: Your Committee on Conservation, Planning, and Public Works, to which was referred:

Assembly Bill No 2666

Has had the same under consideration, and reports the same back with amendments with the recommendation: Do pass, and be re-referred to Committee on Ways and Means.

McMILLAN, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 24, 1947

MR. SPEAKER: Your Committee on Conservation, Planning, and Public Works, to which were referred:

Assembly Bill No. 32
Assembly Bill No. 1068
Assembly Bill No. 2070
Assembly Bill No. 1762
Assembly Bill No. 1070
Assembly Bill No 302

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

McMILLAN, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 24, 1947

MR. SPEAKER: Your Committee on Conservation, Planning, and Public Works, to which were referred:

Senate Bill No. 1348
Senate Bill No. 1349

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

McMILLAN, Chairman

Above reported bills ordered to second reading.

Committee on Municipal and County Government

ASSEMBLY CHAMBER, SACRAMENTO, April 24, 1947

MR. SPEAKER: Your Committee on Municipal and County Government, to which was referred:

Assembly Bill No. 591

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

THURMAN, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 24, 1947

MR. SPEAKER: Your Committee on Municipal and County Government, to which was referred:

Assembly Bill No. 547

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

THURMAN, Chairman

Above reported bill ordered to second reading.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 317—An act to amend Section 737x of the Political Code, relating to judges' salaries.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Doyle, Elliott, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hinckley, Hinton, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McMillan, Miller, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—58.

NOES—None.

Bill ordered transmitted to the Senate.

REPORTS OF STANDING COMMITTEES

Committee on Municipal and County Government

ASSEMBLY CHAMBER, SACRAMENTO, April 24, 1947

MR. SPEAKER: Your Committee on Municipal and County Government, to which were referred:

Assembly Bill No. 227
Assembly Bill No. 2319

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended

THURMAN, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 24, 1947

MR. SPEAKER: Your Committee on Municipal and County Government, to which were referred:

Assembly Bill No. 24
Assembly Bill No. 1002
Assembly Bill No. 1254
Assembly Bill No. 1295
Assembly Bill No. 1362
Assembly Bill No. 1534
Assembly Bill No. 1884
Assembly Bill No. 2172

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

THURMAN, Chairman

Above reported bills ordered to second reading.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 516—An act to amend Section 1174 of the Code of Civil Procedure, relating to forcible entry and detainer.

Bill read third time.

Motion to Amend

Mr. Gannon moved the adoption of the following amendment:

Amendment No. 1

On page 2, line 26, of the printed bill, after the period, insert "Such tenant, subtenant, mortgagee of the term, or other party in possession, shall pay all costs for such safe keeping"

Amendment read, and adopted.

Bill ordered reprinted, and re-engrossed.

RECESS

At 12.04 p.m., on motion of Mr. Dickey, the Assembly recessed until 2 p.m.

REASSEMBLED

At 2 p.m., the Assembly reconvened.

Hon. Sam L. Collins, Speaker of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, April 23, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed, as amended:

Assembly Bill No. 849

And respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bill ordered to unfinished business file.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS

Senate Bill No. 339—An act to add Section 7006.1 to the Education Code, relating to emergency state aid to school districts, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read.

The roll was called.

Call of the Assembly

Pending the announcement of the vote, Mr. Dunn moved a call of the Assembly.

Motion carried. Time, 2.10 p.m.

The Speaker directed the Sergeant-at-Arms to close the doors, and to bring in the following absent members:

Allen, Anderson, Boyd, Burns, Butters, George D. Collins, Conrad, Cramer, Debs, Dolwig, Erwin, Evans, Field, Gannon, Hawkins, Huyck, Knight, McCollister, McMillan, Niehouse, O'Day, Price, Robertson, Rosenthal, Stephenson, Stewart, Thomas, and Weber—28.

PROCEEDINGS UNDER CALL OF THE ASSEMBLY
BY UNANIMOUS CONSENT
TEMPORARY SUSPENSION OF ASSEMBLY RULE NO. 85

Mr. Heisinger asked for, and was granted, unanimous consent that Assembly Rule No. 85 be temporarily suspended for the purpose of placing a call of the Assembly on any matter on file.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 1075—An act to add Section 6 15 to the Alcoholic Beverage Control Act, relating to alcoholic beverages.

Bill read third time.

Senate Bill No. 1075 ordered passed on file.

FURTHER PROCEEDINGS UNDER CALL OF THE ASSEMBLY DISPENSED WITH ON SENATE BILL NO. 339

At 2.35 p.m., on motion of Mr. Dunn, further proceedings under the call of the Assembly were dispensed with.

The names of the absentees were called, and the urgency clause to Senate Bill No. 339 adopted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—64.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—64.

NOES—None.

Bill ordered transmitted to the Senate.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 631—An act to amend Sections 12 and 16 of the Construction and Employment Act, relating to county road or highway and sewage facility projects, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Cooke, Crichton, Lester T. Davis, M. Philip Davis, Debs, Clayton A. Dills, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Robertson, Sheridan, Sherwin, Silliman, Stanley, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—61.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Cooke, Crichton, Lester T. Davis, M. Philip Davis, Debs, Clayton A. Dills, Dunn, Elliott, Erwin, Evans,

Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Robertson, Sheridan, Sherwin, Silliman, Stanley, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—61.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 530—An act to add Sections 12130.1, 12400.1, and 12402.1 to the Education Code, and to amend Sections 12400 and 12402 of said code, all relating to the provisional general elementary credential, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Allen, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Cooke, Crichton, Debs, Clayton A. Dills, Doyle, Dunn, Erwin, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, James, Johnson, Kilpatrick, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Robertson, Sheridan, Sherwin, Silliman, Stanley, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—54.

NOES—Lester T. Davis, and Miller—2.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Cooke, Crichton, Debs, Clayton A. Dills, Doyle, Dunn, Erwin, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, James, Johnson, Kilpatrick, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Robertson, Sheridan, Sherwin, Silliman, Stanley, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—54

NOES—Lester T. Davis, and Miller—2.

Bill ordered transmitted to the Senate.

Senate Bill No. 114—An act to amend Section 2.6 of the Planning Act, relating to compensation of members of the commission.

Bill read third time.

Motion to Amend

Mr. Weber moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in the Assembly on April 11, 1947, after "Planning Act," insert "and to amend Section 16 of the Conservation and Planning Act,".

Amendment No. 2

On page 1, line 11, of said bill, after "meeting", insert "nor fifty dollars ($50) in any calendar month".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 3

On page 1 of said bill, after line 22, insert

"SEC. 2. Section 16 of the Conservation and Planning Act is amended to read:

Sec. 16. Any appointee member of a planning commission may be removed by the appointing official, at his pleasure, but each removal in the case of the planning commission of a city or a county shall be subject to approval of the legislative body. *However, by a majority vote of the legislative body, any appointed member may be removed.* All members of the commission [shall serve as such without compensation, except] *may receive compensation for their attendance at each meeting in a sum to be fixed by the legislative body or governing body of the city or of the county by which they are appointed and not to exceed ten dollars ($10) per meeting nor fifty dollars*

($50) in any calendar month in addition to reasonable traveling expenses to and from their usual place of business to the place of meeting of the commission.

SEC. 3. Section 2 of this act becomes operative only if the Conservation and Planning Act is enacted by the Legislature at its Fifty-seventh Regular Session, and *in such case at the same time as said Conservation and Planning Act takes effect*; at which time, Section 2.6 of the Planning Act is hereby repealed."

Amendments read, and adopted.

Bill ordered reprinted, and to third reading.

Senate Bill No. 386—An act to amend Section 4268 of the Political Code and Section 28139 of the Government Code, relating to compensation for public services in counties of the thirty-ninth class.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Bennett, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Cooke, Crichton, Debs, Clayton A. Dills, Doyle, Dunn, Elliott, Erwin, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hinton, James, Johnson, Kilpatrick, Loomis, Lowrey, Luckel, Maloney, McMillan, Miller, Robertson, Sheridan, Silliman, Stanley, Stephenson, Thomas, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—52.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 222—An act to amend Section 16 of the Corporate Securities Act, relating to void securities.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Carey, Clarke, Collier, George D. Collins, Cooke, Crichton, Lester T. Davis, Debs, Clayton A. Dills, Doyle, Dunn, Elliott, Erwin, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hinton, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—59.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 225—An act to amend Section 4 of the Corporate Securities Act, relating to the issuance of permits.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Cooke, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Field, Fletcher, Gaffney, Geddes, Grunsky, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—64.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 224—An act to amend Section 2 of the Corporate Securities Act, relating to exemptions.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Cooke, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Field

Fletcher, Gaffney, Geddes, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—63.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 395—An act to amend Section 405 of the Fish and Game Code, relating to licenses.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Bennett, Berry, Blosser, Brady, Brown, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Cooke, Crichton, Crowley, Lester T. Davis, Elliott, Erwin, Fletcher, Gaffney, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Robertson, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Weber, Wollenberg, and Mr. Speaker—50.

NOES—Beck, Debs, and Ralph C. Dills—3.

Bill ordered transmitted to the Senate.

Senate Bill No. 396—An act to amend Section 407 of the Fish and Game Code, relating to licenses.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Bennett, Berry, Blosser, Brady, Brown, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Cooke, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Ralph C. Dills, Dunn, Elliott, Erwin, Field, Fletcher, Gaffney, Geddes, Grunsky, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—59.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 397—An act to amend Section 409 of, and to add Sections 410 and 411 to the Fish and Game Code, relating to licenses.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Robertson, Sheridan, Sherwin, Silliman, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—62.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 1—An act to add Section 14053.5 to the Health and Safety Code, relating to members of the board of fire commissioners of fire protection districts in unincorporated areas.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey,

Luckel, Lyons, Maloney, McMillan, Miller, Robertson, Sheridan, Sherwin, Silliman, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—62.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 825—An act to amend Section 337 of the Code of Civil Procedure, relating to the time of commencing civil actions.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burns, Butters, Caldecott, Carey, Collier, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dunn, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Johnson, Loomis, Lowrey, Lyons, Maloney, McMillan, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—51.

NOES—George D. Collins, Ralph C. Dills, and Kilpatrick—3.

Notice of Motion to Reconsider Senate Bill No. 825

Mr. George D. Collins gave notice that on the next legislative day he would move to reconsider the vote whereby Senate Bill No. 825 was this day passed.

Senate Bill No. 833—An act providing for the transfer to the Department of Education of exclusive jurisdiction and control over certain lands.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—62.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 428—An act to amend Section 4281 of the Political Code and Section 28152 of the Government Code, relating to compensation for public services in counties.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burns, Butters, Caldecott, Carey, Clarke, Collier, Cooke, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Heisinger, Hinckley, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—61.

NOES—None.

Bill ordered transmitted to the Senate.

BILLS WITHDRAWN FROM ACTIVE FILE, AND PLACED ON THE INACTIVE FILE

Senate Bill No. 67, on motion of Mr. Thurman.

Senate Bill No. 117, on motion of Mr. Thurman.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 348—An act to add Division 15, comprising Sections 20700 to 20808, inclusive, and to add Sections 40009 and 40010 to Division 30 of the Health and Safety Code to consolidate and revise the law relating to the regulation of the sale of poisons, and to repeal acts and parts of acts specified herein.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Brady, Brown, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Cooke, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Ralph C. Dills, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Robertson, Rosenthal, Sheridan, Sherwin, Stanley, Thomas, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—58.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 826—An act amending Sections 6489 and 6564 of the Health and Safety Code, relating to sanitary districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D Collins, Cooke, Crichton, Lester T. Davis, Debs, Dickey, Ralph C. Dills, Doyle, Dunn, Elliott, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Hinckley, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Robertson, Rosenthal, Sheridan, Sherwin, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr Speaker—60.

NOES—Evans and Heisinger—2.

Bill ordered transmitted to the Senate.

Senate Bill No. 413—An act to repeal Chapter 506 of Statutes of 1913, Chapters 426, 428, and 429 of Statutes of 1919, and Chapter 737 of Statutes of 1921, relating to appropriations to the University of California.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Cooke, Crichton, Lester T. Davis, Debs, Dickey, Ralph C. Dills, Dunn, Elliott, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr Speaker—61

NOES—None.

Bill ordered transmitted to the Senate.

Recommendation of the Governor

In accordance with Article IV, Section 34, of the Constitution, the Governor presented the following communication recommending the passage of Assembly Bill No. 497:

STATE OF CALIFORNIA
GOVERNOR'S OFFICE, SACRAMENTO, March 26, 1947

To the Honorable Members of the Assembly
Sacramento, California

GENTLEMEN:

Senate Bill No. 497—"An act to amend Section 27 of an act entitled 'An act making an appropriation for allocation to cities, counties, and cities and counties to develop a postwar public works program comprising the preparation of surveys and plans and specifications for proposed public works and the acquisition of rights of way and sites for major streets, roads, bridges, sewerage and other public facilities, and providing the procedure for making such allocations,' approved June 20, 1944, relating to postwar public works programs, and declaring the urgency thereof, to take effect immediately,"

in my opinion constitutes an emergency bill within the meaning of that term as used in Section 34 of Article IV of the Constitution of the State of California, the consideration of which should not await the final enactment of the Budget Bill.

I therefore recommend consideration of Senate Bill No. 497 as an emergency measure.

Respectfully submitted.

EARL WARREN, Governor

Senate Bill No. 497—An act to amend Section 27 of an act entitled "An act making an appropriation for allocation to cities, counties, and cities and counties to develop a postwar public works program comprising the preparation of surveys and plans and specifications for proposed public works and the acquisition of rights of way and sites for major streets, roads, bridges, sewerage and other public facilities, and providing the procedure for making such allocations," approved June 20, 1944, relating to postwar public works programs, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Cooke, Crichton, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, Maloney, McMillan, Miller, Rosenthal, Sheridan, Sherwin, Silliman, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—61.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Cooke, Crichton, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, Maloney, McMillan, Miller, Rosenthal, Sheridan, Sherwin, Silliman, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—61.

NOES—None.

Bill ordered transmitted to the Senate.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, April 24, 1947

MR SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 209
Assembly Bill No. 318
Assembly Bill No. 2084

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 24, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined

Assembly Bill No. 762
Assembly Bill No 952
Assembly Bill No. 1962
Assembly Bill No. 1964

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 24, 1947

MR SPEAKER: Your Committee on Legislative Procedure has examined.

Assembly Bill No. 444
Assembly Bill No. 2424
Assembly Bill No 2425

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 24, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Joint Resolution No. 31—Relative to memorializing the President and Congress to enact S-172, providing for the creation of a commission to consider claims that released prisoners of war may have against the Japanese Government;

Assembly Joint Resolution No. 32—Relating to memorializing Congress and the President to retain the identity of the Marine Corps in any unification of the armed forces;

And reports that the same have been correctly enrolled, and presented to the Secretary of State on the twenty-fourth day of April, 1947, at 4 p m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, April 24, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 362—An act to amend Section 1395 of the Labor Code, relating to the employment of minors,

Assembly Bill No. 365—An act to amend Section 1582 of the Labor Code, relating to private employment agencies;

Assembly Bill No. 893—An act to repeal Chapter 1a, comprising Sections 160.1 to 160.7, inclusive, of Division 2 of the Agricultural Code, relating to the registration of fruit trees;

And reports that the same have been correctly enrolled, and presented to the Governor on the twenty-fourth day of April, 1947, at 4 p m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, April 24, 1947

MR SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 901—An act to amend the title of Chapter 1 and of Part 2, Division 2, of the Military and Veterans Code, relating to the name of the California High School Cadet Corps; to amend Sections 500, 500 1, 501, 502 1, 502 2, 503, 504, 505, 506, 507, 508, 509, 510, 511, 512 1, 513 1, 514, 515 1, 516, 516 1, 517, 520 1, and 530 of the said code, relating to the admission of colleges and junior college to the high school cadet program, the change in name of the high school cadet corps, the adoption of rules and regulations for the control of the cadet corps, the appointment of commandants, assistant commandants and assistant commandants, junior grade, the commissioning of cadet supervisors, the regulation of cadet uniforms and insignia, the organization of the cadet corps, the appointment of cadets officers and noncommissioned officers and their promotion, dismissal from the corps and the discipline of the corps, limitations as to formation of cadet corps, preparation of cadet instruction,

inspections, marksmanship instruction, issuance of military property to cadets including rifles, schools and conferences for personnel, establishment of cadet units in private educational institutions, and commissioning of officers in military academies and professors of military science and tactics;

Assembly Bill No. 902—An act to amend Sections 128, 143, 145, 146, 147, 167, 168, 170, 255, 340, 360, 361, 366, 421, 422 of the Military and Veterans Code, relating to the addition of the unorganized militia when called into the service of the State and its employment in the same situations as the National Guard when necessary, the description of circumstances in which the military forces may be employed, the creation of an offense for violation of a military proclamation, the change in name of the office of the Adjutant General, the wearing of a military uniform, the equipment of the unorganized militia when called into the service of the State and the extension of compensation benefits to such militia when so employed, the wrongful disposition of military property, a system of discipline for the unorganized militia when called into the service of the State, and the employment of the unorganized militia when called into the service of the State;

Assembly Bill No. 1398—An act amending Section 395 of the Military and Veterans Code, relating to the pay and allowances of National Guard officers and enlisted men while on active duty in the service of the State and attending drills, camps or special exercises sponsored by federal authority or while serving in cases of an emergency, the right to be reinstated to employment following return from full-time active duty after an emergency and the procedure therefor, declaring the urgency thereof and providing that this act shall take effect immediately;

And reports that the same have been correctly enrolled, and presented to the Governor on the twenty-fourth day of April, 1947, at 4 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, April 24, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1003—An act to amend Section 10270.7 of the Insurance Code, relating to insurance;

Assembly Bill No. 1005—An act to amend Section 10203.5 of the Insurance Code, relating to insurance;

Assembly Bill No. 1527—An act to add Section 21861 to the Welfare and Institutions Code, relating to old age security funds;

And reports that the same have been correctly enrolled, and presented to the Governor on the twenty-fourth day of April, 1947, at 4 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, April 24, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 2597—An act making an appropriation for Emergency Fund in augmentation of the appropriation in Item 275 of the Budget Act of 1945, to take effect immediately;

And reports that the same has been correctly enrolled, and presented to the Governor on the twenty-fourth day of April, 1947, at 4 p.m.

WEBER, Chairman

REQUEST FOR UNANIMOUS CONSENT TO USE ASSEMBLY CHAMBER

Mr. Lyons asked for, and was granted, unanimous consent that the Committee on Industrial Relations be permitted to use the Assembly Chamber, tonight, at 8 p.m., for the purpose of holding a meeting.

ANNOUNCEMENT OF COMMITTEE MEETINGS

It was announced that the following committees would hold meetings:

Upon adjournment—

Ways and Means.

Transportation and Commerce.

At 8 p.m., tonight, in Assembly Chamber—

Industrial Relations.

At 8 a.m., tomorrow, Friday, April 25th—
Education, in Room 432.

It was announced that no meeting of the Committee on Civil Service and State Personnel will be held today.

GUESTS EXTENDED PRIVILEGE OF ASSEMBLY FLOOR

On request of Mr. Thurman, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to D. L. Van Lanen, Mrs. Margaret Anderson, teacher, and J. B. Johnson, Clerk of School Board of El Dorado School, and the following pupils: Robert McMahons, Betty Padilla, Mary Manning, George Bellah, Isabelle Kelley, Shirley Allen, Florence Meader, Louise Hollywood, Melvin Palen, Clement Ball, Wilbur Mott, Frank Riffey, Andrew Ball, Billy Tobin, Donna Meader, Sally Truscott, Burton Willis, Billy Everett, Darlene Tripp, Ozora Jones, Joan Bressan, Louella Turnboo, Louise Lauer, Edward Manning, and Jimmy Johnson.

On request of Mr. Thorp, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Wendell R. Hoar, District Superintendent, of Tracy, and the following pupils: Wilma Campbell, Darla Croxton, Flora Cooper, Dolores Abelar, Gay Dempsey, Clara Bastian, Donna Cocanour, Bernice Alegre, Peggy Carter, James Bunner, Jimmy Andujo, Jay Mattson, Joseph Burch, Bennie Byrd, Charles Arrington, Frank Souza, James Blackard, Joey Correia, Robert Doughty, Stanley Darr, Wayne Beyett, Alfred Baltazar, Genevieve De Costa, Jay Dee Dunn, Wesley Dana, Kenneth Carter, Steven Coddington, Jerry Calvin, Bob Castro, Donald Rose, Mr. Lamoreau, Robert Dunaway, Teresa Caldron, Angel Cuellar, Virginia Lawrence, Betty Bunnell, Gilbert Arellano, Lupe Carranza, Celia Moreno, Lawrence Costa, Wilda Madden, Patty Marks, Barbara Massey, Joann Mathis, Dorothea McCrory, Lois Miller, Gynelle Mobley, Bertha Moreno, Barbara Neves, Elaine Nigg, Florence Obad, Kathryn Patterson, Dereth Pearce, Barbara Peterson, Ramona Popejoy, Sally Rangel, Kathleen Robinson, Wayne Mallory, Manuel Mesta, Ken McClellan, Robert Metcalf, Lee Miller, Robert Milligan, George Moore, Charles Morris, Ralph Munoz, Alton Patterson, George Pereira, Jay Phillips, James Plummer, Burton Quigley, Paul Ramirez, Charles Richards, Mr. Wells, Darlene Rego, Patrick Campbell, Patty Moon, Rachel Ortiz, Nell Quigley, and Oliver Carranza.

On request of Mr. Hinckley, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Fred Casto of Big Bear Lake.

On request of Mr. Wollenberg, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Bart A. Supple of San Francisco.

On request of Mr. Loomis, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Ruby B. Dodge, teacher of the Bangor Union School of Butte County; Mr. and Mrs. Edwin Fischer, and the following pupils: Lucie Price, Leota Riley, Barbara Byus, Virginia Fischer, Edwin Fischer, Dennis Riley, Lowell Perkins, and Dee Dodge.

On request of Mr. Stephenson, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. Ada Lee Butler, Miss Daisy Lundgreen, Verde Hawley, Mrs. Alice Hennige, Mrs. J. C. Seibel, Mrs. Harriet Gleason, Mrs. Manuel Porto, Mrs. Beatrice Cletus, and Homer W. Thornton, teachers of the Isleton Union School, and the following pupils: Peter Campi, Roger Chinn, Barbara Cletus, Oscar Collins, John Coito, Louise Correia, Jack Dote, Patricia Eiri, William Gaughan, James Gleason, Lionel Gorospe, Pearla Mae Jones, Frank Lubner, Hisashi Matsune, Stella Morales, Nancy Mukai, Jean Molander, Richard Nickerson, Alfred Owyoung, Peggy Lou Porto, John Redman, Donna Roberts, Howard Rodriguez, Esther Salaices, Francis Santos, Satoru Takagi, Chester Tanaka, William Winfred, Bernice Woong, Eddie Zerman, Clyde Abresey, Emi Bishari, Gloria Brillo, Jeanette Brillo, Charles Chapman, Joe Coito, Ernestine Contreraz, Melba De Pedro, Jeannine Elsperman, Donald Filbert, Fred French, Bob Fukushima, Robert Fujii, Donald Fujimoto, Rosie Gallegos, Rudy Gorospe, Malcolm Gonzales, Raymond Harano, Mitsuru Hayashida, Carl Hennige, Henry Kawakami, Charlotte La Montagne, Josie Lopez, Shoji Matsuhiro, Salvador Mercado, Nick Moquite, William Morales, Fern Morden, Vernie Owyoung, Maida Jean Powell, Raymond Rodriguez, Dora Ruiz, Mary Salas, Jo Ann Seibel, David Sepulveda, Kenneth Silva, Mickey Souza, Ryu Tanaka, Irene Tomita, Virginia Zambra, and Angel Zanini.

On request of Messrs. Anderson, Geddes, and Thomas, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Miss Betty Sutter of Inglewood and Mrs. Jean Haley of San Pedro.

On request of Messrs. Sam L. Collins and Stanley, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Willis Warner of Huntington Beach.

On request of Mr. Rosenthal, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mark Jerome Seidenberg of Los Angeles.

On request of Mr. Sherwin, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Charles A. Strong and Charles A. Strong, Jr., of Piedmont.

On request of Mr. Hollibaugh, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to W. B. Clum, L. K. Leishman, George Schellenberg, and T. K. Van De Kamp of Huntington Park.

On request of Mr. Hahn, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Reverend and Mrs. George E. Hahn of Azusa.

On request of Mr. Lester T. Davis, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to T. E. Heath, Nick L. Grimoate and Judge Lee of Dunsmuir.

On request of Mr. Burns, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Art Schilder of Ukiah.

ADJOURNMENT

At 3.37 p.m., on motion of Mr. Ralph C. Dills, the Speaker declared the Assembly adjourned until 9.30 a.m., Friday, April 25, 1947.

SAM L. COLLINS, Speaker

GERALDINE B. HADSELL, Minute Clerk

CALIFORNIA LEGISLATURE
FIFTY-SEVENTH (GENERAL) SESSION

ASSEMBLY DAILY JOURNAL

FIFTY-THIRD LEGISLATIVE DAY
ONE HUNDRED TENTH CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO
Friday, April 25, 1947

The Assembly met at 9.30 a.m.

Hon. Sam L. Collins, Speaker of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Sillman, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—74.

Quorum present.

PRAYER

Upon request of the Speaker, the following prayer was offered by the Reverend George E. Hahn:

Our heavenly Father, help us to live in love and devotion to Thee. Thou who dost speak with the still, small voice, reveal Thyself and Thy will as we wait before Thee. Bless these who are gathered here as servants of humanity. Grant them Thy divine wisdom for the task before them this day. We ask this in the name of Jesus Christ, Our Lord—AMEN.

READING OF THE JOURNAL DISPENSED WITH

On motion of Mr. Lowrey, further reading of the Journal of the previous legislative day was dispensed with.

LEAVES OF ABSENCE FOR THE DAY

The following member was granted leave of absence for the day, because of legislative business elsewhere:

Mr. Huyck, on motion of Mr. Waters.

The following members were granted leaves of absence for the day, and desired to waive their per diems:

Mr. Allen, on motion of Mr. Lyons.

Mr. Stanley, on motion of Mr. Lyons.

ANNOUNCEMENT OF COMMITTEE APPOINTMENTS

Pursuant to the provisions of House Resolution No. 156, Speaker Collins announced the appointments of: Mr. Conrad as a member of the Committee on Industrial Relations; Mr. Stanley as a member of the Committee on Social Welfare; and Mr. Hollibaugh as a member of the Committee on Military Affairs.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, April 25, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 2553

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bill ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 25, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 592

And reports the same correctly re-engrossed.

WEBER, Chairman

Above reported bill ordered to third reading.

Committee on Public Morals

ASSEMBLY CHAMBER, SACRAMENTO, April 25, 1947

MR. SPEAKER: Your Committee on Public Morals, to which were referred:

Senate Bill No. 323

Senate Bill No. 1343

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

THOMPSON, Chairman

Above reported bills ordered to second reading.

Committee on Industrial Relations

ASSEMBLY CHAMBER, SACRAMENTO, April 25, 1947

MR. SPEAKER: Your Committee on Industrial Relations, to which was referred:

Assembly Bill No. 1555

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

LYONS, Chairman

Above reported bill ordered to second reading.

RE-REFERENCE OF BILLS

By order of the Speaker, the following bills were withdrawn from the file, and re-referred as follows:

Assembly Bill No. 209 re-referred to Committee on Ways and Means.

Assembly Bill No. 2084 re-referred to Committee on Finance and Insurance.

Assembly Bill No. 762 re-referred to Committee on Finance and Insurance.

Assembly Bill No. 444 re-referred to Committee on Judiciary.

Assembly Bill No. 2425 re-referred to Committee on Finance and Insurance.

Assembly Bill No. 2424 re-referred to Committee on Finance and Insurance.

Assembly Bill No. 2553 re-referred to Committee on Judiciary.

CONSIDERATION OF DAILY FILE
SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 2442—An act to amend Section 12421 of the Government Code, relating to official seals.

Bill read second time, and ordered engrossed.

Assembly Bill No. 2443—An act to amend Sections 12460 and 12461 of the Government Code, relating to financial reports of the Controller.

Bill read second time, and ordered engrossed.

Assembly Bill No. 2444—An act to add Section 11255 to the Government Code, relating to payments for interagency transactions.

Bill read second time, and ordered engrossed.

Assembly Bill No. 687—An act to amend Section 10302 of the Education Code, relating to courses of study in the elementary schools.

Bill read second time, and ordered engrossed.

Assembly Bill No. 32—An act to add Section 530 to the Streets and Highways Code, relating to state highway routes.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1068—An act to amend Section 715.5 of the Vehicle Code, relating to reduction of weights on state highways.

Bill read second time, and ordered engrossed.

Assembly Bill No. 2070—An act to amend Section 820.5 of the Streets and Highways Code, relating to the performance of work for the Federal Government.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1762—An act to add Section 730.5 to the Streets and Highways Code, relating to penalties for damage to trees on state highways.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1070—An act to amend Sections 181, 188, 189, 193, and 300 of, and to repeal Sections 190, 191, 232 and Article 2 of Chapter 2 of Division 1 of the Streets and Highways Code, relating to streets and highways and providing for the abolition of the distinction between primary and secondary state highways.

Bill read second time, and ordered engrossed.

Assembly Bill No. 302—An act to amend Section 5003 of the Public Resources Code, relating to the powers and duties of the State Park Commission.

Bill read second time, and ordered engrossed.

Assembly Bill No. 24—An act adding Sections 11543 and 11544 to the Business and Professions Code, relating to sewers in real estate subdivisions.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1002—An act to amend Section 4003 of the Political Code and Section 23004 of the Government Code, relating to powers of the board of supervisors.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1254—An act to add Section 10.1 to the Political Code, relating to holidays.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1295—An act to add Section 2.5 to the Drainage District Improvement Act of 1919, relating to drainage within municipalities.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1362—An act to amend Section 3714.17 of the Political Code and Section 29147 of the Government Code, relating to county budgets.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1534—An act to amend Section 1 of "An act authorizing any municipal corporation, using the word 'town' in its corporate name, to change such word to 'city' and providing the procedure therefor," approved February 28, 1911, relating to change of corporate name from "town" to "city" and validating proceedings heretofore taken to change such corporate name.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1884—An act to repeal Chapters 2, 3, 4, and 5, and to amend Chapters 6 and 7 of an act entitled "An act to provide for the organization, incorporation, and government of municipal corporations," approved March 13, 1883, relating to the organization, incorporation and government of municipal corporations.

Bill read second time, and ordered engrossed.

Assembly Bill No. 2172—An act to amend Section 4022 of the Political Code, relating to official bonds of county and township officers.

Bill read second time, and ordered engrossed.

Assembly Bill No. 2666—An act to add Section 1.5 to "An act making an appropriation to the Department of Natural Resources, Division of Beaches and Parks, for the acquisition of the Amestoy Rancho in the County of Los Angeles," approved July 17, 1945, to extend the time during which the appropriation made thereby may be expended, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered engrossed.

RE-REFERENCE OF BILLS

By order of the Speaker, the following bill was withdrawn from the file, and re-referred as follows:

Assembly Bill No. 2666 re-referred to Committee on Ways and Means.

CONSIDERATION OF DAILY FILE (RESUMED)

SECOND READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 964—An act to add Section 1352.1 to the Labor Code, relating to the working hours of women employed in executive, administrative or professional capacity.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Industrial Relations:

Amendment No. 1

On page 1, line 11, of the printed bill, strike out "$250", and insert "$350".

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1592—An act to relinquish to the City and County of San Francisco any and all right, title and interest of the State of California in and to the present and former street areas within the exterior boundaries of salt marsh and tidelands donated by the State to Southern Pacific Railroad Company and Western Pacific Railroad Company by an act entitled "An act to survey and dispose of certain salt marsh and tidelands belonging to the State of California," affirmed March 30, 1868, and adjacent streets, and to remove all restrictions as to the use or disposition thereof by said City and County of San Francisco, and repealing all acts and parts of acts in conflict herewith.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Conservation, Planning, and Public Works:

Amendment No. 1

On page 1, line 13, of the printed bill, strike out "(other than Channel Street)"; and strike out lines 14 and 15, and insert "lying within the boundaries of the following described area:

Beginning at the intersection of the southeasterly line of Channel Street with the westerly line of Kentucky (now Third) Street, thence southerly along said line of Kentucky Street to the southwesterly line of Fourth Street; thence southeasterly along said line of Fourth Street to the westerly line of Illinois Street extended; thence southerly along said line of Illinois Street to the southerly line of Butte (now Nineteenth) Street; thence westerly along said line of Butte Street to the easterly line of Kentucky Street; thence northerly along said line of Kentucky Street to the southerly line of Center (now Sixteenth) Street; thence westerly along said line of Center Street to the easterly line of Tennessee Street; thence southerly along said line of Tennessee Street to the line of segregation between the former salt marsh and tidelands of the State of California and the Rancho Potrero Nuevo; thence in a general westerly direction along said line of the Rancho Potrero Nuevo to its intersection with the easterly line of Mississippi Street; thence northerly along said line of Mississippi Street and its extension to the northeasterly line of Seventh Street; thence northwesterly along said line of Seventh Street to its intersection with the Charter Line of 1850 as the southerly boundary of the Beach and Water lots; thence easterly along said Charter Line to the northeasterly line of Sixth Street at the southeasterly corner of said Beach and Water lots; thence in a northerly direction following the "Red Line" of Mission Bay as the easterly boundary of said Beach and Water lots to its intersection with the southerly line of Channel Street; thence continuing

along said "Red Line" northeasterly along said line of Channel Street to the point of beginning, as the above mentioned lines and streets have been shown by the Board of Tideland Commissioners pursuant to the aforementioned act of the Legislature approved March 30, 1868."

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 303—An act to amend Section 5006 and to add Sections 5006.1, 5006.2, 5006.3, and 5017 to the Public Resources Code, relating to the powers and duties of the State Park Commission.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Conservation, Planning, and Public Works:

Amendment No. 1

In lines 1 and 2 of the title of the printed bill, strike out "Sections 5006.1, 5006.2, 5006.3, and 5017", and insert "Section 5006.1".

Amendment No. 2

On page 1, lines 3 and 4, of said bill, strike out "the Governor and".

Amendment No. 3

On page 2 of said bill, strike out lines 1 to 49, inclusive.

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Joint Resolution No. 42—Relative to appropriations of funds for the Central Valley Project.

Resolution read.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Rules:

Amendment No. 1

On page 2, line 5, of the printed measure, after "recommended", insert "by Governor Warren namely forty millions of dollars ($40,000,000) and as a minimum not less than twenty millions of dollars ($20,000,000) as recommended".

Amendment read, and adopted.

Resolution ordered reprinted, and engrossed.

Assembly Bill No. 591—An act to add Section 1441 to the Municipal Utility District Act, relating to municipal utility districts.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Municipal and County Government:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in the Assembly on April 18, 1947, after "sections", insert "6i,".

Amendment No. 2

In line 5 of the title of said bill, strike out "and 1424", and insert ", 1424 and 1530".

Amendment No. 3

On page 1, line 6, of said bill, after "Section 1.", insert "Section 6i of the Municipal Utility District Act is amended to read:

SEC. 6i. No such annexation to such special district shall operate to dissolve or terminate the legal existence of any public agency within or partly within the territory so annexed, and such public agency shall, nevertheless, retain its corporate existence until otherwise dissolved pursuant to provisions of law now or hereafter enacted for that purpose.

From and after the date of such annexation the board of directors of the municipal utility district shall be authorized and directed to levy upon all of the property in such territory so annexed such taxes, tolls or charges as may be necessary in order to comply with the terms and conditions of said annexation, all in addition to the general district taxes authorized elsewhere in this act to be levied and collected.

From and after the date of annexation any territory annexed to a special district shall become liable for payment of its proportionate share of any indebtedness then existing and payable by that special district.

SEC. 1.5."

Amendment No. 4

On page 3, line 42, of said bill, strike out "Sec. 5. Sections 3 and 4", and insert "SEC. 4.5. Section 1530 of the Municipal Utility District Act is amended to read:

Sec. 1530. *From and after the date of annexation any territory annexed to a special district shall become liable for payment of its proportionate share of any indebtedness then existing and payable by that special district.*

From and after the date of annexation the board shall levy upon all of the property in the territory annexed such taxes, tolls or charges as may be necessary to comply with the terms and conditions of annexation, in addition to any other district taxes authorized elsewhere in this act to be levied and collected.

SEC. 5. Sections 3, 4 and 4.5".

Amendment No. 5

On page 3, line 47, of said bill, after "Sections", insert "6i,".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 227—An act to add Article 12, consisting of Sections 8000, 8001, 8002, 8003, 8004, 8005, and 8006, to Chapter 4, Part 2, Division 7, of the Health and Safety Code, relating to the abandonment of county-owned cemeteries, the disposition of the interred remains and the future use of the abandoned cemetery.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Municipal and County Government:

Amendment No. 1

In line 3 of the title of the printed bill, strike out "relating to the"; and strike out lines 4, 5, and 6 thereof, and insert "relating to county cemeteries."

Amendment No. 2

On page 1 of the printed bill, strike out lines 5 to 9, inclusive, and insert

"Article 12. Removal by Counties

8000. If it appears to the board of supervisors of any county owning a county cemetery that:

(a) The cemetery was actively used for the interment of deceased persons for 20 years or less, and no interment has been made therein for over 20 years, and

(b) The cemetery is located on a portion of the site of an existing county institution maintained for the relief of the indigent, sick and afflicted, and

(c) Adequate facilities are otherwise provided for by the county for the burial of the indigent dead;

the board may, by following the procedure contained in this article, order the disinterment and removal of all human remains interred in such cemetery."

Amendment No. 3

On page 2, line 14, of the printed bill, strike out "deposit", and insert "reinter".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2319—An act to amend Section 4255 of the Political Code, relating to compensation for public services.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Municipal and County Government:

Amendment No. 1

In line 1 of the title of the printed bill, after "Code", insert "and Section 28126 of the Government Code".

Amendment No. 2

On page 1, line 7, of said bill, strike out "_____ dollars ($_____)", and insert "four thousand dollars ($4,000)".

Amendment No. 3

On page 1, line 9, of said bill, strike out "_____ dollars ($_____)", and insert "four thousand dollars ($4,000)".

Amendment No. 4

On page 1, line 11, of said bill, strike out "_____ dollars ($_____)", and insert "two hundred dollars ($200)".

Amendment No. 5

On page 1, line 13, of said bill, strike out "_____ dollars ($_____)", and insert "one hundred fifty dollars ($150)".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 6

On page 2 of said bill, after line 27, insert

"SEC. 2. Section 28126 of the Government Code is amended to read:

28126. In a county of the twenty-sixth class the following shall receive as compensation for the services required of them by law or by virtue of their offices the following sums:

(a) The auditor, [three thousand six hundred dollars ($3,600)] *four thousand dollars ($4,000)* a year.

(b) The district attorney, [three thousand three hundred dollars ($3,300)] *four thousand dollars ($4,000)* a year.

(c) The chairman of the board of supervisors, two hundred dollars ($200) a month, and each other supervisor, one hundred fifty dollars ($150) a month. Each supervisor shall also be furnished with necessary transportation while engaged in the business of the county. Whenever it is necessary for any supervisor to leave the county for the purpose of performing any of his duties, he shall be allowed his actual expenses. While acting as road commissioners, supervisors shall give their personal attention to the repair, maintenance, construction, and improvement of all roads under their supervision.

(d) Grand jurors and trial jurors in the superior court shall receive three dollars ($3) for each day's attendance, and ten cents ($0.10) for each mile actually and necessarily traveled from their residence to the county seat, in going only, to be allowed but once during each session the jurors are required to attend.

Any officer entitled to receive mileage for distances traveled by him in the discharge of his official duties shall receive mileage at the rate of five cents ($0.05) in a mile traveled.

The salaries and fees provided in this section are in full compensation for all services of every kind and description rendered by the officers named, either as officers or ex officio officers, their deputies, and assistants. All fees, commissions, per diem, and expenses provided for by law, and all other money coming into the hands of the officers mentioned, no matter from what source derived or received, shall be the property of the county, and shall be paid into the county treasury by such officers at the same time

and in the same manner that other money is required by law to be paid into the county treasury, except, that the district attorney is expressly exempted from this provision, and shall receive the salaries, fees, and commissions, provided by law.

The compensation provided for in this section shall be paid to incumbent officers.

SEC. 3. Section 2 of this act becomes operative only if Title 3 of the Government Code is enacted by the Legislature in its 1947 Regular Session, and in such case at the same time as said Title 3 takes effect; at which time Section 4255 of the Political Code is hereby repealed."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2117—An act to amend Section 18590 of the Government Code, relating to services performed by contract.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Governmental Efficiency and Economy:

Amendment No. 1

On page 1 of the printed bill, strike out lines 1 to 9, inclusive, and insert

"SECTION 1. Section 18590 of the Government Code is amended to read:

18590. This part does not prohibit any state agency which is authorized by law to contract for such services from contracting with an independent contractor for the performance of work of a character for which a license is required under Chapter *s, 3, 7, and* 9 of Division 3 of the Business and Professions Code, the performance of which work cannot satisfactorily be secured by appointments under this part."

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1693—An act to amend Sections 8, 8.1, 8.2, 9, and 9.1 of the "Metropolitan Water District Act," approved May 10, 1927, and to amend and to renumber as Section 9.4 the section now numbered as 9.2 of, and to add Sections 9.2 and 9.3 to, said "Metropolitan Water District Act," providing for the taxation of property within metropolitan water districts, for the election by any municipality, the corporate area of which, in whole or in part, is included within any metropolitan water district, to pay out of its municipal funds, the taxes levied by such metropolitan water district or a percentage thereof, and for the performance of certain functions relating thereto by officers of counties and by the State Board of Equalization; providing for the addition to metropolitan water districts of the corporate areas of municipalities as separate units, for the addition to such metropolitan water districts of territory annexed to component municipalities thereof, and for the effect of such additions and annexations; providing for the preparation and filing of certain documents and maps by such metropolitan water districts and their component municipalities; and declaring the severability of the provisions of this act.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Municipal and County Government:

Amendment No. 1

In line 7 of title of the printed bill, immediately following "municipality", insert "or public agency".

Amendment No. 2

On page 6, lines 14 to 16, both inclusive, of the printed bill, strike out "or if any city annexed to the district shall fail to comply with the terms and conditions fixed by the board of directors and upon which such annexation occurred,".

Amendment No. 3

On page 6, line 25, of the printed bill, strike out ", or annexation provision".

Amendment No. 4

On page 7, line 10, of the printed bill, strike out "Section 8, subdivision (b)", and insert "paragraph (b) of Section 8".

Amendment No. 5

On page 7, lines 13 and 14, of the printed bill, strike out "Section 8, subdivision (d)", and insert "paragraph (d) of Section 8".

Amendment No. 6

On page 7, line 48, of the printed bill, strike out "Section 8, subdivision (d)", and insert "paragraph (d) of Section 8".

Amendment No. 7

On page 8, line 8, of the printed bill, strike out "or the change of boundaries thereof", and insert "or of the change of boundaries of such city or of the part thereof within the district,".

Amendment No. 8

On page 8, line 13, of the printed bill, strike out "certified copies", and insert "respective certified copy".

Amendment No. 9

On page 8, lines 17 to 22, both inclusive, of the printed bill, strike out "already has filed with said controller and with said county assessor and with said State Board of Equalization the statement and map or plat required to be so filed by the provisions of Section 9.2 of this act or Section 3720 of the Political Code of the State of California or other applicable provisions of law", and insert in lieu thereof the following: "already has filed with said board of directors and with said county assessor and with said State Board of Equalization, as the case may be, pursuant to the provisions of Section 9.2 of this act or Section 3720 of the Political Code of the State of California or other applicable provisions of law, a statement of the creation of such city or of the change of boundaries of such city or of the part thereof within the district, setting forth the legal description of the boundaries of such city as so created or so changed and of the part thereof within the district, together with a map or plat indicating such boundaries."

Amendment No. 10

On page 8, lines 37 to 42, both inclusive, of the printed bill, strike out "already has filed with said controller and with said county assessor and with said State Board of Equalization, as the case may be, the statement and map or plat required to be so filed by the provisions of Section 9.2 of this act or Section 3720 of the Political Code of the State of California or other applicable provisions of law.", and insert "already has filed with said board of directors and with said county assessor and with said State Board of Equalization, as the case may be, pursuant to the provisions of Section 9.2 of this act or Section 3720 of the Political Code of the State of California or other applicable provisions of law, a statement of the creation of such city or of the change of boundaries of such city or of the part thereof within the district, setting forth the legal description of the boundaries of such city as so created or so changed and of the part thereof within the district, together with a map or plat indicating such boundaries."

Amendment No. 11

On page 9, line 12, of the printed bill, strike out "Section 8, subdivision (d)", and insert "paragraph (d) of Section 8".

Amendment No. 12

On page 9 of the printed bill, strike out lines 26 to 33, both inclusive, and insert

"Sec. 8.2. (a) Notwithstanding the limitations contained in paragraph (b) of Section 2 of this act, for the purposes of this Section 8.2, the following definitions shall apply to the terms used in this Section 8.2. The terms "municipal water district", "municipal utility district", "public utility district", "county water district", "county water authority", "municipal corporation", "municipality", and "city", shall have the meanings respectively ascribed to said terms as set forth in paragraph (a) of said Section 2; the term "public agency" shall mean any municipal corporation, any municipality, any city, any municipal water district, any municipal utility district, any public utility district, any county water district, and any county water authority, and shall also mean any irrigation district organized under the laws of the State of

California, and any other public corporation or agency of the State of California, of similar character and with power to acquire and distribute water."

Amendment No. 13

On page 9 of the printed bill, strike out lines 34 to 40, both inclusive, and insert "(b) On or before the tenth day of December in any year, the governing body of any public agency whose corporate area, in whole or in part, is included within a metropolitan water district and within the corporate boundaries of any overlying municipality, the area of which municipality, in whole or in part, is included in such metropolitan water district as a separate unit, may declare its intention".

Amendment No. 14

On page 9, line 44, of the printed bill, strike out "municipality", and insert "public agency".

Amendment No. 15

On page 9, line 47, of the printed bill, strike out "municipality", and insert "public agency".

Amendment No. 16

On page 9, line 50, of the printed bill, strike out "municipality", and insert "public agency".

Amendment No. 17

On page 10, line 3, of the printed bill, strike out "municipality", and insert "public agency".

Amendment No. 18

On page 10, lines 3 and 4, of the printed bill, strike out "Section 8, subdivision (d)" and insert "paragraph (d) of Section 8".

Amendment No. 19

On page 10, lines 7 and 8, of the printed bill, strike out "municipality", and insert "public agency".

Amendment No. 20

On page 10, line 15, of the printed bill, strike out "municipality", and insert "public agency".

Amendment No. 21

On page 10, line 17, of the printed bill, strike out "municipality", and insert "public agency".

Amendment No. 22

On page 10, lines 19 and 20, of the printed bill, strike out "municipality or the change of boundaries thereof", and insert "public agency or of the change of boundaries of such public agency or of the part thereof within such overlying municipality or within such metropolitan water district,".

Amendment No. 23

On page 10, line 21, of the printed bill, strike out "municipality", and insert "public agency".

Amendment No. 24

On page 10, line 22, of the printed bill, strike out "part", and insert "parts".

Amendment No. 25

On page 10, line 26, of the printed bill, strike out "certified copies", and insert "respective certified copy".

Amendment No. 26

On page 10, line 28, of the printed bill, strike out "municipality", and insert "public agency".

Amendment No. 27

On page 10, lines 29 and 30, of the printed bill, strike out "municipality", and insert "public agency".

Amendment No. 28

On page 10, line 30, of the printed bill, strike out "part", and insert "parts".

Amendment No. 29

On page 10, lines 32 to 36, inclusive, of the printed bill, strike out "already has filed with said controller and with said county assessor and with said State Board of Equalization the statement and map or plat required to be so filed by the provisions of Section 9.2 of this act or Section 3720 of the Political Code of the State of California or other applicable provisions of law.", and insert "already has filed with said board of directors and with said county assessor and with said State Board of Equalization, as the case may be, pursuant to the provisions of Section 9.2 of this act or Section 3720 of the Political Code of the State of California or other applicable provisions of law, a statement of the creation of such public agency or of the change of boundaries of such public agency or of the part thereof within such overlying municipality or within such

metropolitan water district, setting forth the legal description of the boundaries of such public agency as so created or so changed and of the parts thereof within such overlying municipality and within such metropolitan water district, together with a map or plat indicating such boundaries."

Amendment No. 30

On page 10, line 40, of the printed bill, strike out "municipality", and insert "public agency".

Amendment No. 31

On page 10, line 51, of the printed bill, strike out "municipality", and insert "public agency".

Amendment No. 32

On page 10, line 51, of the printed bill, strike out "part", and insert "parts".

Amendment No. 33

On page 11, lines 2 to 7, inclusive, of the printed bill, strike out "municipality already has filed with said controller and with said county assessor and with said State Board of Equalization, as the case may be, the statement and map or plat required to be so filed by the provisions of Section 9.2 of this act or Section 3720 of the Political Code of the State of California or other applicable provisions of law.", and insert "public agency already has filed with said board of directors and with said county assessor and with said State Board of Equalization, as the case may be, pursuant to the provisions of Section 9 2 of this act or Section 3720 of the Political Code of the State of California or other applicable provisions of law, a statement of the creation of such public agency or of the change of boundaries of such public agency or of the part thereof within such overlying municipality or within such metropolitan water district, setting forth the legal description of the boundaries of such public agency as so created or so changed and of the parts thereof within such overlying municipality and within such metropolitan water district, together with a map or plat indicating such boundaries."

Amendment No. 34

On page 11, line 12, of the printed bill, strike out "municipality", and insert "public agency".

Amendment No. 35

On page 11, lines 16 and 17, of the printed bill, strike out "municipality", and insert "public agency".

Amendment No. 36

On page 11, line 21, of the printed bill, strike out "municipality", and insert "public agency".

Amendment No. 37

On page 11, line 24, of the printed bill, strike out "municipality", and insert "public agency".

Amendment No. 38

On page 11, line 26, of the printed bill, strike out "municipality", and insert "public agency".

Amendment No. 39

On page 11, lines 28 and 29, of the printed bill, strike out "Section 8, subdivision (d)", and insert "paragraph (d) of Section 8".

Amendment No. 40

On page 11, line 32, of the printed bill, strike out "municipality", and insert "public agency".

Amendment No. 41

On page 11, line 38, of the printed bill, strike out "municipality", and insert "public agency".

Amendment No. 42

On page 11, line 51, of the printed bill, strike out "municipality", and insert "public agency".

Amendment No. 43

On page 12, lines 1 and 2, of the printed bill, strike out "municipality", and insert "public agency".

Amendment No. 44

On page 12, line 7, of the printed bill, strike out "municipality", and insert "public agency".

Amendment No. 45

On page 12, line 22, of the printed bill, strike out "municipality", and insert "public agency".

Amendment No. 46

On page 12, line 24, of the printed bill, strike out "municipality", and insert "public agency".

Amendment No. 47

On page 12, line 26, of the printed bill, strike out "municipality", and insert "public agency".

Amendment No. 48

On page 12, line 29, of the printed bill, strike out "municipality", and insert "public agency".

Amendment No. 49

On page 12, line 30, of the printed bill, strike out "municipality", and insert "public agency".

Amendment No. 50

On page 12, line 36, of the printed bill, strike out "municipality", and insert "public agency".

Amendment No. 51

On page 12 of the printed bill, strike out lines 37 and 38, and insert "the provisions of paragraph (d) of this Section 8.2 and of paragraph (d) of Section 8 of this act, shall elect to pay the whole".

Amendment No. 52

On page 12, lines 40 and 41, of the printed bill, strike out "municipality", and insert "public agency".

Amendment No. 53

On page 13, line 15, of the printed bill, strike out "municipality", and insert "public agency".

Amendment No. 54

On page 13, line 21, of the printed bill, strike out "municipality", and insert "public agency".

Amendment No. 55

On page 13, line 26, of the printed bill, strike out "municipality", and insert "public agency".

Amendment No. 56

On page 13, line 28, of the printed bill, strike out "municipality", and insert "public agency".

Amendment No. 57

On page 13, line 44, of the printed bill, strike out "municipality", and insert "public agency".

Amendment No. 58

On page 13, line 46, of the printed bill, strike out "municipality", and insert "public agency".

Amendment No. 59

On page 13, line 50, of the printed bill, strike out "and (g)", and insert "(g) and (i)".

Amendment No. 60

On page 14, line 2, of the printed bill, immediately following "2", at the end of the sentence, insert ", and shall also mean any public agency".

Amendment No. 61

On page 14 of the printed bill, strike out lines 6 to 36, both inclusive, and insert "SEC. 4. Section 9 of the Metropolitan Water District Act is amended to read:

Sec. 9. (a) Notwithstanding the limitations contained in paragraph (b) of Section 2 of this act, for the purposes of this Section 9 and of Sections 9.1 and 9.2 of this act, the following definitions shall apply to the terms used therein: The terms "municipal water district", "municipal utility district", "public utility district", "county water district", and "county water authority", shall have the meanings respectively ascribed to said terms as set forth in paragraph (a) of said Section 2; the term "city" shall mean any city, and any city and county, of the State of California, whether organized under a freeholders' charter or under the provisions of general laws, but shall not have any of the other meanings ascribed to said term as set forth in said paragraph (a) of said Section 2, and the terms "municipal corporation" and "municipality" shall mean any municipal water district, any municipal utility district, any public utility district, any county water district, and any county water authority, but shall not mean any city or any city and county.

(b) Territory may be annexed to any metropolitan water district organized hereunder by one of the following methods

(1) By annexation to, or consolidation with, the area of any city, the area of which, as a separate unit, shall have become a part of any metropolitan water district organized hereunder, such annexation or consolidation to occur upon compliance with the provisions of law governing such annexation to, or consolidation with, the area of such city. Upon completion of such annexation to, or consolidation with, such city in compliance with the provisions of law applicable thereto, such territory shall become,

and be, a part of such metropolitan water district, and the taxable property therein shall be subject to taxation thereafter for the purposes of said metropolitan water district, including the payment of bonds and other obligations of such district at the time authorized or outstanding.

(2) By annexation to, or consolidation with, any city which, as a separate unit, shall have become a part of any municipality, the area of which municipality, as a separate unit, shall have become a part of any metropolitan water district organized hereunder, in instances where, under the applicable provisions of law governing the change of boundaries of such municipality, such annexation or consolidation automatically will result in the enlargement of the area of such municipality, such annexation or consolidation to occur upon compliance with the provisions of law governing such annexation to, or consolidation with, the area of such city. Upon completion of such annexation to, or consolidation with, such city in compliance with the provisions of law applicable thereto, such territory shall become, and be, a part of such municipality and of such metropolitan water district, and the taxable property therein shall be subject to taxation thereafter for the purposes of said municipality and of said metropolitan water district, including the payment of bonds and other obligations of such municipality and of such metropolitan water district at the time authorized or outstanding. If any such territory shall have been so annexed to, or consolidated with, any such city prior to the effective date of this subparagraph (2), under conditions which would have resulted in the enlargement of the area of such metropolitan water district had the foregoing provisions of this subparagraph (2) then been in effect, upon compliance with the following provisions of this subparagraph (2), such territory shall be annexed to, and shall become and be a part of, such metropolitan water district, and shall be a part of such municipality for all purposes, the last-mentioned provisions being as follows:

(aa) The governing body of such city, at any time after the effective date of this subparagraph (2), may adopt an ordinance which, after reciting that such territory has been annexed to, or consolidated with, such city by proceedings theretofore taken under statutory authority, and after referring to the applicable statutes and to the date and place of filing of the certificate or certificates evidencing such annexation or consolidation, shall describe such territory and shall determine and declare that the said territory shall be, and thereby is, annexed to such metropolitan water district, and said ordinance shall further determine and declare that the said territory shall become and be, and thereby is, a part of such metropolitan water district, and shall be, and thereby is, a part of such municipality for all purposes.

(bb) The governing body, or clerk thereof, of such city shall file a certified copy of such ordinance with the Secretary of State of the State of California. Upon the filing of said certified copy of such ordinance in the office of the Secretary of State, such territory shall become, and be, a part of such metropolitan water district, and shall be a part of such municipality for all purposes, and the taxable property therein shall be subject to taxation thereafter for the purposes of said metropolitan water district and of said municipality, including the payment of bonds and other obligations of such metropolitan water district and of such municipality at the time authorized or outstanding.

(cc) Upon the filing in his office of the aforesaid certified copy of such ordinance, the Secretary of State shall, within 10 days, issue his certificate, describing such territory, reciting the filing of said certified copy of such ordinance in his office and the annexation of said territory to such metropolitan water district, and declaring that the said territory is a part of said metropolitan water district and of such municipality. The Secretary of State shall transmit the original of his said certificate to the secretary of such metropolitan water district and a duplicate original of his said certificate to the clerk of the governing body of such municipality, and shall forward a certified copy of his said certificate to the county clerk of each county in which is situated such metropolitan water district or any part thereof.

(3) Upon terms and conditions fixed by the board of directors of such metropolitan water district and in the manner provided in paragraph (c) hereof, by direct annexation, as a separate unit, of the corporate area of any municipality or city.

(4) Upon terms and conditions fixed by the board of directors of such metropolitan water district and in the manner provided in paragraph (d) hereof, by annexation to, or consolidation with, any municipality, the area of which, in whole or in part, is included within such metropolitan water district as a separate unit; provided, that unless such territory shall be so annexed to such metropolitan water district with the consent of such board of directors, the annexation of such territory to, or the consolidation of such territory with, any such municipality shall not authorize or entitle such municipality or such territory to demand or receive any water from such metropolitan water district for use in such territory; and provided further, that, except where automatic annexation results under the conditions mentioned in subparagraph (2) of this paragraph (b), nothing in this act shall prevent the annexation of territory to, or the consolidation of territory with, any such municipality for its local purposes only and without annexing such territory to such metropolitan water district, and such local annexation or consolidation may occur without requesting or obtaining the consent thereto of the board of directors of such metropolitan water district."

Amendment No. 62

On page 14, line 37, of the printed bill, strike out "(b)", and insert "(c)".

Amendment No. 63

On page 14, line 46, of the printed bill, immediately after "municipality", insert "or city".

Amendment No. 64

On page 14, line 48, of the printed bill, after "municipality", at the end of the line, insert "or city".

Amendment No. 65

On page 14, line 52, of the printed bill, immediately after "municipality", insert "or city".

Amendment No. 66

On page 15, line 4, of the printed bill, immediately after "municipality", insert "or city".

Amendment No. 67

On page 15, line 14, of the printed bill, immediately following "municipality", strike out ", which", and insert "or city, and if such action shall grant consent to such annexation, such".

Amendment No. 68

On page 15, line 16, of the printed bill, immediately after "municipality", insert "or city".

Amendment No. 69

On page 15, line 20, of the printed bill, strike out "10", and insert "ten".

Amendment No. 70

On page 15, line 21, of the printed bill, immediately after "municipality", insert "or city".

Amendment No. 71

On page 15, line 22, of the printed bill, strike out "10", and insert "ten".

Amendment No. 72

On page 15, line 24, of the printed bill, immediately after "municipality", insert "or city".

Amendment No. 73

On page 15, line 28, of the printed bill, immediately after "municipality", insert "or city".

Amendment No. 74

On page 15, line 30, of the printed bill, immediately preceding "voting", insert "or city".

Amendment No. 75

On page 15, line 31, of the printed bill, immediately after "municipality", insert "or city".

Amendment No. 76

On page 15, line 34, of the printed bill, immediately after "municipality", insert "or city".

Amendment No. 77

On page 15, line 39, of the printed bill, immediately after "municipality", insert "or city".

Amendment No. 78

On page 15, line 49, of the printed bill, strike out "10", and insert "ten".

Amendment No. 79

On page 15, line 51, of the printed bill, immediately after "municipality", insert "or city".

Amendment No. 80

On page 17, line 9, of the printed bill, strike out "(c)", and insert "(d)".

Amendment No. 81

On page 17 of the printed bill, strike out lines 33 to 35, inclusive, as follows: "erning body of such applying municipality, and thereupon such territory may be annexed to such metropolitan water district as provided in subdivisions (1) or (2) hereof.", and insert "erning body of such applying municipality, and if such action shall grant consent to such annexation, such territory may be annexed to such metropolitan water district as provided in subparagraph (1) or in subparagraph (2) hereof. Unless the board of directors of such metropolitan water district shall grant such consent, such territory cannot be annexed to, or consolidated with, such metropolitan water district."

Amendment No. 82

On page 17, line 36, of the printed bill, after "to" at the end of the line, insert a comma.

Amendment No. 83

On page 17, line 37, of the printed bill, after "with", insert a comma.

Amendment No. 84

On page 17, line 39, of the printed bill, after "thereto," insert "including this Section 9,".

Amendment No. 85

On page 17, line 40, of the printed bill, insert a comma after "become", and after "be".

Amendment No. 86

On page 17, line 41, of the printed bill, after "district", insert a comma.

Amendment No. 87

On page 18 of the printed bill, lines 16 to 18, strike out ", together with a legal description of such territory, accompanied by a map or plat indicating the boundaries thereof".

Amendment No. 88

On page 18, line 24, of the printed bill, immediately preceding "may" at the beginning of said line, insert "and if such action shall grant consent to such annexation,".

Amendment No. 89

On page 18, line 30, of the printed bill, strike out "10", and insert "ten".

Amendment No. 90

On page 18, line 32, of the printed bill, strike out "10", and insert "ten".

Amendment No. 91

On page 18, lines 43, 44, and 45, of the printed bill, strike out ", together with a legal description of such territory, accompanied by a map or plat indicating the boundaries thereof".

Amendment No. 92

On page 18, line 48, of the printed bill, immediately preceding "part" at the end of said line, insert "a".

Amendment No. 93

On page 19, line 8, of the printed bill, strike out "10", and insert "ten".

Amendment No. 94

On page 19, line 16, of the printed bill, strike out "(d)", and insert "(e)".

Amendment No. 95

On page 19, line 18, of the printed bill, immediately after "municipality", insert "or city".

Amendment No. 96

On page 19, line 19, of the printed bill, immediately after "with," insert "a city under the conditions mentioned in subparagraph (1) or subparagraph (2) of paragraph (b) of this Section 9, or of territory annexed to, or consolidated with,".

Amendment No. 97

On page 19, line 23, of the printed bill, strike out "proceedings, or, in case such proceedings are completed prior", and insert "annexation, or, in case such annexation is completed prior".

Amendment No. 98

On pages 19 to 21, both inclusive, of the printed bill, strike out the entire Section 5, commencing with line 26 on page 19 and ending at the end of line 27 on page 21, and insert

"SEC. 5. Section 9.1 of the Metropolitan Water District Act is amended to read:

Sec. 9.1. (a) Notwithstanding the limitations contained in paragraph (b) of Section 2 of this act, for the purposes of this Section 9.1 the definitions contained in paragraph (a) of Section 9 of this act shall apply to the terms used in this Section 9.1.

(b) Whenever the corporate area of a municipality or city is annexed to a metropolitan water district as a separate unit, or whenever territory annexed to, or consolidated with, a municipality, the area of which is included within a metropolitan water district as a separate unit, is annexed to such metropolitan water district, or whenever territory is annexed to, or consolidated with, a city under the conditions mentioned in subparagraph (1) or subparagraph (2) of paragraph (b) of Section 9 of this act, or whenever territory previously annexed to any city is annexed to such metropolitan water district under the conditions mentioned in said subparagraph (2)

of paragraph (b) of Section 9 of this act, the secretary of such metropolitan water district shall file, with the county assessor of each county within which such metropolitan water district or any part thereof shall lie and with the State Board of Equalization, a statement of the change of boundaries of such metropolitan water district, setting forth the corporate names of the municipalities and cities, the corporate areas of which, in whole or in part, are included within such metropolitan water district as separate units, and with respect to any such municipality, the corporate area of which, in part only, is included within such metropolitan water district as a separate unit, such statement shall indicate the part of such municipality that is so included within such district, which statement also shall contain a legal description of the boundaries of such annexed municipality or city or territory, as the case may be, unless a statement and map or plat indicating the boundaries of such last mentioned municipality or city or territory theretofore shall have been filed with the county assessor of each county within which such municipality or city or territory or any part thereof shall lie and with the State Board of Equalization, pursuant to Section 3720 of the Political Code or other applicable provisions of law. Such statement so filed by the secretary of such metropolitan water district shall be accompanied by a map or plat indicating the boundaries of such metropolitan water district as so changed. If such statement and map or plat be so filed on or before the first day of February, but subsequent to the thirtieth day of June next preceding, all taxable property within the corporate area of such municipality or city or such territory so annexed, as the case may be, shall be subject to taxation by such metropolitan water district for the purposes in Section 9 and elsewhere in this act provided, commencing with the fiscal year beginning on July 1st next ensuing. If such statement and map or plat be so filed subsequent to February 1st, but before July 1st, all taxable property within the corporate area of such municipality or city or such territory so annexed shall be subject to such taxation by such metropolitan water district commencing with the fiscal year beginning on the first day of July in the calendar year next succeeding the calendar year in which the statement and map or plat are so filed by the secretary of such metropolitan water district."

Amendment No. 99

On pages 21 to 22, both inclusive, of the printed bill, strike out the entire Section 7, commencing with line 40 on page 21 and ending at the end of line 2 on page 22, and insert

"SEC. 7. A new section is added to the Metropolitan Water District Act, to be numbered 9.2 and to read:

Sec. 9.2. (a) Notwithstanding the limitations contained in paragraph (b) of Section 2 of this act, for the purposes of this Section 9.2 the definitions contained in paragraph (a) of Section 9 of this act shall apply to the terms used in this Section 9.2.

(b) Whenever territory is annexed to, or consolidated with, any municipality, the corporate area of which, as a unit, shall have become a part of any metropolitan water district organized hereunder, irrespective of whether such territory is annexed to, and becomes a part of, such metropolitan water district, or whenever territory is annexed to any city, under the conditions mentioned in subparagraph (1) or subparagraph (2) of paragraph (b) of Section 9 of this act, or whenever territory previously annexed to any city is annexed to such metropolitan water district under the conditions mentioned in said subparagraph (2) of paragraph (b) of Section 9 of this act, the governing or legislative body, or clerk thereof, of such municipality or city shall file with the board of directors of such metropolitan water district a statement of the change of boundaries of such municipality or city, setting forth the legal description of the boundaries of such municipality or city, as so changed, and of the part thereof within such metropolitan water district, which statement shall be accompanied by a map or plat indicating such boundaries."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2604—An act to add Article 1.5 to Chapter 4 of Part 1 of Division 6 of the Health and Safety Code, relating to inclusion of sanitary districts in county sanitation districts.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Municipal and County Government:

Amendment No. 1

On page 1 of the printed bill, strike out lines 7 and 8, and insert "act may become a part of a county sanitation district after the board of supervisors of the county within which the district is located, has, after a hearing, pursuant to the

County Sanitation District Act, found and determined by resolution duly adopted that such inclusion is for the best interest of the district and the governing body of the district consents thereto."

Amendment No. 2

On page 1 of said bill, strike out lines 9 to 16, inclusive.

Amendment No. 3

On page 1, line 17, of said bill, strike out "6526", and insert "6525".

Amendment No. 4

On page 1 of said bill, strike out lines 21 to 26, inclusive.

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2605—An act to amend Sections 4704 and 4711 of, and to add Section 4711.1 to, the Health and Safety Code, relating to county sanitation districts.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Municipal and County Government:

Amendment No. 1

In lines 1 and 2 of the title of the printed bill, strike out ", and to add Section 4711.1 to,".

Amendment No. 2

On page 1, line 18, of said bill, strike out "a majority of"; and strike out lines 19 to 23, inclusive, and insert "the governing body of such other district shall consent thereto and the board of supervisors, after a hearing, shall find and determine by resolution duly adopted that the proposed inclusion of the whole or part of such other district within the sanitation district is in the public interest and the territory affected will benefit thereby.

Notice of such hearing shall be given by publication in at least two successive issues, not more than 30 nor less than 10 days prior to the hearing, in a newspaper of general circulation published within the county."

Amendment No. 3

On page 2 of said bill, strike out lines 1 to 7, inclusive.

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2606—An act to add Article 2.3 to Chapter 4 of Part 3 of Division 5 of the Health and Safety Code, relating to inclusion of sewer maintenance districts in county sanitation districts.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Municipal and County Government:

Amendment No. 1

On page 1 of the printed bill, strike out lines 8 and 9, and insert "act may become a part of a county sanitation district after the board of supervisors of the county within which the district is located, has, after a hearing, pursuant to the County Sanitation District Act, found and determined by resolution duly adopted that such inclusion is for the best interest of the district and the governing body of the district consents thereto."

Amendment No. 2

On page 1 of said bill, strike out lines 10 to 17, inclusive.

Amendment No. 3

On page 1, line 18, of said bill, strike out "4881", and insert "4880".

Amendment No. 4

On page 1 of said bill, strike out lines 22 to 27, inclusive.

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 692—An act to add Section 12134.1 to the Education Code, relating to the issuance of the elementary school administration credential for service in the public schools, declaring the urgency thereof, to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Education:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in the Assembly on March 28, 1947, strike out "Section 12134.1", and insert "Sections 12134.1 and 12134.2".

Amendment No. 2

Beginning in line 1 of the title of said bill, strike out "elementary school administration credential", and insert "credentials".

Amendment No. 3

On page 1 of said bill, strike out lines 5 to 17, inclusive, and insert "a valid general secondary school credential issued prior to December 31, 1936, or a life diploma based upon a county certificate issued upon such a credential who (1) at the time of application holds a valid credential authorizing secondary school administration or supervision (2) has had not less than two years of successful teaching experience in public elementary schools in California, and (3) has earned at least six semester hours of college credit in elementary education, including work in elementary principles, elementary curriculum and elementary administration.

SEC. 2. Section 12134.2 is added to said code, to read:

12134.2. The State Board of Education shall upon application issue a general secondary school life diploma, authorizing the holder to teach in elementary and secondary schools, to the holder of a life diploma issued subsequent to December 30, 1936 on a county certificate which in turn is based upon a general secondary school credential issued prior to December 31, 1936."

Amendment No. 4

On page 1, line 18, of said bill, strike out "2", and insert "3".

Amendment No. 5

On page 2, line 7, of said bill, after "service", insert "or to qualify for life diplomas authorizing them to render such service".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2014—An act to amend Sections 8404 and 8503 of the Education Code, relating to ages of school children.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Education:

Amendment No. 1

On page 1, line 12, of the printed bill, as amended in the Assembly on April 18, 1947, strike out "and one-half years", and insert "years and nine months".

Amendment No. 2

On page 1, line 14, of said bill, strike out "five years", and insert "four years and nine months".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

NOTICE OF MOTION TO WITHDRAW ASSEMBLY BILLS NOS. 45, 47, AND 49 FROM THE INACTIVE FILE

Mr. McCollister gave notice that on the next legislative day he would move that Assembly Bills Nos. 45, 47, and 49 be withdrawn from the inactive file, and be placed upon the third reading file.

CONSIDERATION OF DAILY FILE (RESUMED)

SECOND READING OF SENATE BILLS

Senate Bill No. 321—An act to repeal Chapter 5, comprising Sections 16500 to 16542, inclusive, of Part 1, Division 7, of the Business and Professions Code, and abolishing the Defense Training School Fund, relating to defense training schools.

Bill read second time, and ordered to third reading.

Senate Bill No. 352—An act to add Section 13943.5 to the Government Code, relating to the collection of taxes, licenses, fees, or other money.

Bill read second time, and ordered to third reading.

Senate Bill No. 364—An act to amend Section 13942 of the Government Code, relating to authorizations by the State Board of Control discharging state agencies from accountability for the collection of taxes, licenses, fees, or other money.

Bill read second time, and ordered to third reading.

Senate Bill No. 381—An act to add Section 13325 to the Government Code, relating to the approval of transactions by the Department of Finance.

Bill read second time, and ordered to third reading.

Senate Bill No. 469—An act to add Section 16012 to the Government Code, relating to the disposition of unexpended balances of appropriations from the State Treasury.

Bill read second time, and ordered to third reading.

Senate Bill No. 1416—An act to repeal Chapter 1 of the Fifty-fifth (Second Extraordinary) Session, Chapter 49 of the Fifty-fifth (Fourth Extraordinary) Session, Chapters 32 and 1053 of the Fifty-sixth Session, and Chapter 139 of the Fifty-sixth (First Extraordinary) Session of the Legislature, relating to food and fiber production; and providing for the transfer of money to the General Fund and for the transfer of property to the Department of Finance.

Bill read second time, and ordered to third reading.

Senate Bill No. 226—An act to amend Section 10 of an act entitled "An act to provide for the organization, incorporation, and government

of municipal corporations," approved March 13, 1883, relating to compensation of elective officers of cities, declaring the urgency hereof, to take effect immediately.

Bill read second time, and ordered to third reading.

Senate Bill No. 335—An act to amend Section 4239 of the Political Code, and Section 28110 of the Government Code, relating to compensation for public service in counties of the tenth class.

Bill read second time, and ordered to third reading.

Senate Bill No. 750—An act to add Section 2A to "An act to provide for the organization, incorporation, and government of municipal corporations," approved March 13, 1883, relating to the city manager form of government in cities of the sixth class.

Bill read second time, and ordered to third reading.

Senate Bill No. 754—An act to amend Section 886 of "An act to provide for the organization, incorporation, and government of municipal corporations," approved March 13, 1883, relating to officers' interest in contracts made by them in their official capacity.

Bill read second time, and ordered to third reading.

Senate Bill No. 755—An act to amend the title of, and Sections 1 to 6, inclusive, of "An act authorizing municipalities to declare noxious and dangerous weeds growing upon the streets or sidewalks, or upon private property within municipalities, to be a public nuisance, creating a lien upon the property fronting upon such streets or sidewalks or upon which such nuisance exists for the cost of abating the same," approved May 26, 1915, relating to removal of weeds and rubbish.

Bill read second time, and ordered to third reading.

Senate Bill No. 993—An act to amend Sections 18661, 18662, and 18671 of the Education Code, relating to the dedication, sale, granting and leasing of real property belonging to school districts and of interests therein.

Bill read second time, and ordered to third reading.

Senate Bill No. 1348—An act to amend Section 5014 of the Public Resources Code, relating to the appropriation of moneys in the State Beach Fund.

Bill read second time, and ordered to third reading.

Senate Bill No. 1349—An act to amend Section 5014.1 of the Public Resources Code, relating to appropriations from the State Park Fund.

Bill read second time, and ordered to third reading.

Senate Bill No. 320—An act to amend Section 12465 of the Government Code, relating to the destruction of records in the custody of the Controller.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Governmental Efficiency and Economy:

Amendment No. 1

On page 1, line 18, of the printed bill, as amended in the Senate on March 28, 1947, strike out "a list", and insert "the amount".

Amendment read, and adopted.

Bill ordered reprinted, and to third reading.

Senate Bill No. 1470—An act to add Chapter 11, comprising Sections 28600 to 28665, inclusive, to Division 21 of the Health and Safety Code, relating to restaurants as herein defined.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Public Health:

Amendment No. 1

On page 2, line 27, of the printed bill, as amended in the Senate on April 2, 1947, strike out "All rooms", and insert "That part of any room".

Amendment No. 2

On page 2, line 29, of said bill, strike out "in"; and strike out line 30, and insert a period.

Amendment No. 3

On page 4, line 51, of said bill, strike out "reasonable suspicion arises", and insert "complaint or information".

Amendment No. 4

On page 5, line 1, of said bill, strike out ", the health officer having jurisdiction may", and insert "is presented to the health officer having jurisdiction, he shall investigate, and may, after investigation,".

Amendment No. 5

On page 6 of said bill, between lines 4 and 5, insert

"28663.5. The State Department of Public Health may adopt and enforce rules and regulations for the execution of its duties under this chapter."

Amendments read, and adopted.

Bill ordered reprinted, and to third reading.

Senate Bill No. 831—An act authorizing the Regents of the University of California to acquire real property, and to acquire, construct, erect, equip and furnish on said real property, or any real property owned or controlled by the Regents of the University of California, dormitories or other housing facilities or boarding facilities for use by students, faculty members or employees of the University of California; providing a method of financing such project through the issuance of revenue bonds, payable from the revenues of such projects; authorizing the Regents of the University of California to maintain and operate such projects, and to prescribe, revise and collect the rentals, rates and other charges for the services and facilities furnished thereby, authorizing the issuance of such revenue bonds and providing for their payment and the rights and remedies of the holders thereof; repealing an act entitled "An act authorizing the Regents of the University of California to issue and sell bonds to provide funds for the acquisition of real property and for the erection, equipping, and furnishing thereon or upon other real property, owned by the said Regents of the University of California, of dormitories or other housing facilities for the use of

students or employees of the University of California, declaring the urgency thereof and to provide that this act shall take effect immediately,'' approved March 18, 1946.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency and Economy:

Amendment No. 1

On page 2, line 28, of the printed bill, as amended in the Senate on March 31, 1947, strike out the last letter "s" in "obligations" appearing at the end of said line.

Amendment No. 2

On page 3, line 5, of the printed bill, as amended, strike out the "a" in parentheses at the beginning of said line, and insert "1".

Amendment No. 3

On page 3, line 7, of the printed bill, as amended, strike out the "b" in parentheses at the beginning of said line, and insert "2".

Amendment No. 4

On page 3, line 9, of the printed bill, as amended, strike out the "c" in parentheses at the beginning of said line, and insert "3".

Amendment No. 5

On page 3, line 11, of the printed bill, as amended, strike out the "d" in parentheses at the beginning of said line, and insert "4".

Amendment No. 6

On page 3, line 20, of the printed bill, as amended, strike out "or", and insert "of".

Amendment No. 7

On page 3, line 49, of the printed bill, as amended, strike out "may".

Amendment No. 8

On page 3, line 49, of the printed bill, as amended, following "generally", insert "to".

Amendment No. 9

On page 4, line 25, of the printed bill, as amended, strike out "no", and insert "neither the principal of nor interest of any".

Amendment No. 10

On page 4, line 32, of the printed bill, as amended, strike out all following the comma after "thereof"; and strike out line 33, and insert "substantially as follows: "This bond is not a lien, charge or liability, as to either principal or interest, against the State of California or against the Regents of the University of California or against the property or funds of either, except to the extent of the pledge of revenues or part of revenues, as provided by the indenture pursuant to which it is issued"."

Amendment No. 11

On page 5, line 3, of the printed bill, as amended, strike out "may", and insert "shall".

Amendment No. 12

On page 5, line 3, of the printed bill, as amended, strike out "that", and insert "the means by which".

Amendment No. 13

On page 5, line 4, of the printed bill, as amended, strike out all following "secured"; and in line 5, strike out "of revenues".

Amendment No. 14

On page 6, line 8, of the printed bill, as amended, strike out "any".

Amendment No. 15

On page 6, line 47, of the printed bill, as amended, following "Regents", insert "or by the State of California or any political subdivision thereof (including any public corporation, board or agency of any class or kind)".

Amendment No. 16

On page 8, line 31, of the printed bill, as amended, following "law", insert a comma.

Amendment No. 17

On page 8, line 45, of the printed bill, as amended, after "such", insert "project".

Amendment No. 18

On page 10, line 6, of the printed bill, as amended, strike out "them", and insert "it".

Amendment No. 19

On page 10, line 9, of the printed bill, as amended, following "therefor", insert "in such manner and at such location and".

Amendment No. 20

On page 10, line 10, of the printed bill, as amended, following the period after "advisable", insert "A project may, but need not, be constructed or acquired on any campus, and may be constructed or acquired at any location deemed by the Regents advisable for the accomplishment of the purposes of this act."

Amendment No. 21

On page 10, line 52, of the printed bill, as amended, following "damage", insert "and against loss by fire or other hazards".

Amendment No. 22

On page 11, line 32, of the printed bill, as amended, strike out "the", following the period after "Bondholders", and insert "Except as provided otherwise in any indenture, the".

Amendments read, and adopted.

Bill ordered reprinted, and to third reading.

MESSAGES FROM THE GOVERNOR

STATE OF CALIFORNIA
GOVERNOR'S OFFICE, SACRAMENTO, April 24, 1947

To the Honorable Members of the Assembly
State of California, Sacramento, California

GREETINGS:

I am returning herewith, without my signature,

Assembly Bill No. 67, entitled: "An act to add Section 18972.5 to the Government Code, relating to physical qualifications of veterans for state civil service."

My objections to this bill are as follows:

This bill prohibits any person other than a physician designated by the Personnel Board, discussing with a disabled veteran the nature of his disability unless the applicant is claiming special preferential treatment because of such disability.

Although this bill is intended as a benefit to a disabled veteran in state service, in practice the result would, I believe, be the reverse. I have not been informed of any case where the State Personnel Board or any department of State Government has in any manner discriminated against a veteran because of his disability. On the contrary, the State Personnel Board has a Veterans Personnel Section with a staff of six veterans whose primary duty it is to recruit veterans for California state service. This section has had no complaint from any disabled veteran regarding any discrimination because of his disability. Instead, it has met with real success and cooperation from all state agencies in assisting disabled veterans to secure employment.

The Legislature at its last regular session enacted Section 19400 of the Government Code which permits the Personnel Board to place a veteran in another comparable classification without examination if it appears that he is unable to perform the duties in his present classification. The beneficial provisions of this section would be made difficult of use if the present bill should become law.

Because this bill would hamper the operation of the State in assisting veterans to adjust themselves to state employment without any corresponding benefit to the disabled veterans, I am returning it without my approval.

Respectfully submitted.

EARL WARREN, Governor

Assembly Bill No. 67 ordered to unfinished business file.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, April 24, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted:

Assembly Constitutional Amendment No. 7

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above resolution ordered enrolled.

SENATE CHAMBER, SACRAMENTO, April 24, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed:

Senate Bill No. 233
Senate Bill No. 307
Senate Bill No. 309
Senate Bill No. 343
Senate Bill No. 344
Senate Bill No. 805
Senate Bill No. 616
Senate Bill No. 1009

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS

The following bills were read the first time:

Senate Bill No. 233—An act to add Section 5012.1 to the Public Resources Code, relating to the granting of easements to public utilities across state park lands.

Referred to Committee on Public Utilities and Corporations.

Senate Bill No. 307—An act to amend Section 459 of the Penal Code and to add Section 504.1 to the Vehicle Code, relating to definition of burglary.

Referred to Committee on Judiciary.

Senate Bill No. 309—An act to amend Section 13 of the Construction and Employment Act, relating to the types of projects to be constructed by counties pursuant to said act.

Referred to Committee on Municipal and County Government.

Senate Bill No. 343—An act to amend the heading of Division 4, to renumber Chapters 10 and 11 of Division 4 to be Chapters 13 and 14, respectively, to repeal Chapters 3 and 8 of Division 6, of the Agricultural Code, and to add Chapters 11 and 12 to Division 4 of said code, relating to milk and dairy products and the marketing thereof.

Referred to Committee on Livestock and Dairies.

Senate Bill No. 344—An act to repeal Chapters 1, 2, 3, 4, 5, and 6 and to renumber Chapters 10 and 11 to be Chapters 13 and 14, respectively, of, and to add Chapters 1 to 10, inclusive, to, Division 4 of the Agricultural Code, relating to milk and milk products and the production, handling, sale, distribution, and processing thereof and of products resembling or imitating them.

Referred to Committee on Livestock and Dairies.

Senate Bill No. 805—An act to add Chapter 7 to Part 1 of Division 5 of the Health and Safety Code, comprising Sections 4010 to 4038, inclusive, and to add Section 40010 thereto, thereby consolidating and

revising the law relating to water for domestic purposes and sanitary water systems, and repealing acts and parts of acts specified therein.

Referred to Committee on Conservation, Planning, and Public Works.

Senate Bill No. 616—An act to amend Sections 2559, 2571, and 10616 of, to add Section 10631 to, and to repeal Sections 10010, 10011, and Chapter 4 of Division 3, consisting of Sections 2100, 2101, 2102, 2103, 2104, 2105, and 2106 of, the Health and Safety Code, relating to protection of the public health through the registration, reporting, quarantine, and control of communicable disease, and the registration of vital statistics.

Referred to Committee on Public Health.

Senate Bill No. 1009—An act to amend Sections 27146 and 27154 and to repeal Section 27246 of the Streets and Highways Code, relating to bridge and highway districts.

Referred to Committee on Conservation, Planning, and Public Works.

REPORTS OF STANDING COMMITTEES

Committee on Transportation and Commerce

ASSEMBLY CHAMBER, SACRAMENTO, April 24, 1947

MR. SPEAKER: Your Committee on Transportation and Commerce, to which were referred:

Senate Bill No. 123
Senate Bill No. 244

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

BURNS, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 24, 1947

MR. SPEAKER: Your Committee on Transportation and Commerce, to which was referred:

Assembly Bill No. 1991

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

BURNS, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 24, 1947

MR. SPEAKER: Your Committee on Transportation and Commerce, to which was referred:

Assembly Bill No. 810

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

BURNS, Chairman

Above reported bill ordered to second reading.

COMMUNICATIONS

By Mr. Thurman:

The following communication was received, read, and ordered printed in the Journal:

SACRAMENTO 9, CALIFORNIA, April 24, 1947

Hon. Allen G. Thurman
Assemblyman, Sixth District
State Capitol, Sacramento, California

MY DEAR ASSEMBLYMAN: Your thoughtfulness in proposing, in conjunction with other Assemblymen who are all friends of mine, House Resolution No. 13,

adopted January 7, 1947, with respect to my 40 years of service as a member of the State Board of Equalization, is deeply appreciated.

Will you please convey to the Assembly my gratitude for the sentiments expressed in this resolution which I keep before me as a constant reminder of their good will.

One of the greatest rewards of my extended public service has been the friendships that have grown out of my contacts with the Members of the Legislature. I want all of you to know how much this means to me, and how deeply I treasure the beautiful copy of the resolution adopted at the conclusion of my activity on the State Board of Equalization.

Your sincere friend,

R. E. COLLINS

NOTICES OF MOTION TO RECONSIDER CONTINUED

By unanimous consent, Mr. Doyle's notice of motion to reconsider Assembly Constitutional Amendment No. 28 was continued until the next legislative day.

By unanimous consent, Mr. Boyd's notice of motion to reconsider Assembly Bill No. 1505 was continued until the next legislative day.

UNFINISHED BUSINESS

CONSIDERATION OF SENATE AMENDMENTS

Assembly Bill No. 230—An act to add Section 9.3 to, and to repeal Section 9 of, the Municipal Court Act of 1925, relating to the constitution of the court and to compensation of officials.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 230?

Amendment No. 1

On page 1, line 6, of the printed bill, as amended in the Assembly on March 28, 1947, strike out "follows:", and insert "provided herein and in Section 9.5."

Amendment No. 2

On page 1, line 7, of said bill, strike out "(a)".

Amendment No. 3

On page 1 of said bill, strike out lines 14 to 24, inclusive; strike out all of page 2; and on page 3, strike out lines 1 to 20, inclusive

Amendment No. 4

On page 3 of said bill, after line 47, insert

"SEC. 2. Section 1 of this act shall not become operative unless Assembly Bill No. 849 is enacted at this session of the Legislature."

Amendment No. 5

In line 1 of the title of the printed bill, as amended in the Senate on April 18, 1947, strike out "amend", and insert "add Section 9.3 to and to repeal".

Amendment No. 6

On page 1, lines 1 and 2, of said bill, strike out "9 of the act cited in the title is amended", and insert "9.3 is added to the Municipal Court Act of 1925".

Amendment No. 7

On page 1, line 3, of said bill, strike out "9", and insert "9.3".

Amendment No. 8

On page 1, line 6, of said bill, after "9.5", insert "or in Section 9 to the extent that the latter section is not superseded by this section".

Amendment No. 9

On page 3, line 48, of said bill, strike out "1", and insert "9 of the Municipal Court Act of 1925 is hereby repealed. This section".

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 230 by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Clarke, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M Philip Davis, Debs, Dickey, Clayton A Dills, Doyle, Dunn, Elliott, Erwin, Evans, Field, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, James, Johnson, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—61.

NOES—None.

Assembly Bill No. 230 ordered enrolled.

Assembly Bill No. 424—An act to amend Section 2160.5 of the Welfare and Institutions Code, relating to aid to the aged.

The question being: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 424?

Amendment No. 1

On page 1, line 4, of the printed bill, strike out "and", and insert "aid".

The roll was called, and the Assembly concurred in Senate amendment to Assembly Bill No. 424 by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Clarke, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Doyle, Dunn, Elliott, Erwin, Evans, Field, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, James, Johnson, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—61.

NOES—None.

Assembly Bill No. 424 ordered enrolled.

Assembly Bill No. 614—An act to amend Sections 9765, 9791, 13538, 13571, 13576, and 13579, and to repeal Sections 13572, 13574, 13575, 13577, 13580, and 13604 of, and to add Section 13530.5 to, the Government Code, relating to the State Printing Office.

The question being: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 614.

Amendment No. 1

On page 2, line 6, of the printed bill, as amended in the Assembly on March 21, 1947, after "Assembly", insert "the Legislative Auditor".

The roll was called, and the Assembly concurred in Senate amendment to Assembly Bill No. 614 by the following vote:

AYES—Anderson, Beck, Berry, Blosser, Boyd, Brown, Burke, Burns, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M Philip Davis, Debs, Dickey, Clayton A. Dills, Dolwig, Doyle, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Robertson, Rosenthal, Sheridan, Silliman, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr Speaker—62.

NOES—None

Assembly Bill No. 614 ordered enrolled.

RECONSIDERATION OF SENATE BILL NO. 825

In compliance with a notice given on a previous day, Mr. George D. Collins moved that the vote whereby Senate Bill No. 825 was passed be reconsidered.

The roll was called, and Senate Bill No. 825 reconsidered by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Sillman, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, and Wollenberg—67.

NOES—None.

Senate Bill No. 825 ordered to third reading.

REQUEST FOR UNANIMOUS CONSENT TO TAKE UP ASSEMBLY CONCURRENT RESOLUTION NO. 64, OUT OF ORDER

Mr. McCollister asked for, and was granted, unanimous consent that Assembly Concurrent Resolution No. 64 be taken up, out of order, at this time.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 64

Assembly Concurrent Resolution No. 64—Relative to the Revised Laws of Hawaii 1945 affecting the sale of imported eggs.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sillman, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—69.

NOES—None.

Resolution ordered transmitted to the Senate.

ANNOUNCEMENT OF COMMITTEE MEETING

Mr. Dolwig announced that the Special Investigating Committee will hold a meeting this noon, immediately upon recess for luncheon, in Room 428, and urged the attendance of every member of the committee.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 952—An act to add Section 1192.1 to the Insurance Code, relating to excess funds investments of incorporated insurers.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Doyle,

Dunn, Elliott, Erwin, Evans, Field, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stephenson, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—65.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 318—An act to amend Section 737t of the Political Code, relating to the salary of the judge of the Superior Court in and for the County of Madera.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Doyle, Dunn, Elliott, Erwin, Evans, Field, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stephenson, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—65.

NOES—None.

Bill ordered transmitted to the Senate.

NOTICE OF MOTION TO WITHDRAW SENATE BILL NO. 342 FROM COMMITTEE

Mr. Clarke gave notice that on the second legislative day he would move to withdraw Senate Bill No. 342 from the Committee on Industrial Relations, and moved that this motion be made a special order of business for Tuesday, April 29, 1947, at 10.30 a.m.

Motion carried.

REQUEST FOR UNANIMOUS CONSENT TO USE ASSEMBLY CHAMBER

Mr. Dolwig asked for unanimous consent that the Special Investigating Committee be permitted to use the Assembly Chamber on Thursday and Friday, May 8 and 9, 1947, and such other days as necessary, at 2 p.m., for the purpose of holding hearings.

Mr. Cooke withheld unanimous consent.

Motion That Committee Be Permitted to Use Assembly Chamber for Hearings

Mr. Dolwig moved that the Special Investigating Committee be permitted to use the Assembly Chamber on Thursday and Friday, May 8 and 9, 1947, and such other days as necessary, at 2 p.m., for the purpose of holding hearings.

Mr. Clarke seconded the motion.

Substitute Motion

Mr. Rosenthal moved, as a substitute motion, that the hearings of the Special Investigating Committee be held in the Assembly Chamber on Thursday and Friday, May 8 and 9, 1947, and such other dates as necessary, at 8 p.m.

Demand for Previous Question

Messrs. Lowrey, Luckel, Price, Collier, and Cooke demanded the previous question.

Demand for previous question sustained.

The question being on the substitute motion by Mr. Rosenthal that the hearings be held at 8 p.m., in the Assembly Chamber, on Thursday and Friday, May 8 and 9, 1947, and such other days as necessary.

The roll was called, and the motion lost by the following vote:

AYES—Anderson, Burke, Caldecott, Carey, Collier, Cooke, Cramer, Lester T. Davis, Elliott, Gannon, Grunsky, Hawkins, Heisinger, Kilpatrick, Knight, Lowrey, Luckel, McMillan, Miller, Rosenthal, Silliman, and Thurman—22.

NOES—Beck, Bennett, Berry, Blosser, Boyd, Butters, Clarke, George D. Collins, Conrad, Crichton, Crowley, M. Philip Davis, Clayton A. Dills, Dolwig, Doyle, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Hinton, Hollibaugh, James, Johnson, Loomis, Maloney, McCollister, Niehouse, Price, Robertson, Sherwin, Stephenson, Thomas, Thompson, Thorp, Waters, and Weber—39.

The question being on the motion by Mr. Dolwig that the Special Investigating Committee be permitted to use the Assembly Chamber at 2 p.m., on Thursday and Friday, May 8 and 9, 1947, and such other days as necessary.

Demand for Previous Question

Messrs. Lowrey, Doyle, Burke, Heisinger, and Silliman demanded the previous question.

Demand for previous question sustained.

The question being on the motion by Mr. Dolwig that the Special Investigating Committee be permitted to use the Assembly Chamber at 2 p.m. on Thursday and Friday, May 8 and 9, 1947, and such other days as necessary.

The roll was called, and the motion carried by the following vote:

AYES—Anderson, Beck, Berry, Blosser, Boyd, Burns, Butters, Caldecott, Clarke, George D. Collins, Conrad, Crichton, Crowley, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Hinton, Hollibaugh, Johnson, Loomis, Lyons, Maloney, McCollister, McMillan, Niehouse, Price, Robertson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—48.

NOES—Bennett, Burke, Carey, Collier, Cooke, Cramer, Lester T. Davis, Heisinger, Kilpatrick, Knight, Lowrey, Luckel, Rosenthal, Sherwin, and Silliman—15.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1523—An act to amend Sections 4102, 4149, and 4653.1 of the Revenue and Taxation Code, relating to real property taxation, and declaring that this act shall take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Anderson, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Sheridan, Sherwin, Silliman, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr Speaker—68.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Field, Fletcher Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Sheridan, Sherwin, Silliman, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—68.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1962—An act to amend Section 737q of the Political Code, relating to salaries of superior court judges.

Bill read third time

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Crichton, Crowley, Lester T. Davis, M Philip Davis, Debs, Dickey, Ralph C Dills, Doyle, Dunn, Elliott, Erwin, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Price, Rosenthal, Sheridan, Silliman, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr Speaker—59.

NOES—Heisinger—1

Bill ordered transmitted to the Senate.

Assembly Bill No. 1964—An act to amend Sections 737bb and 737vv of the Political Code, relating to salaries of superior court judges.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, Conrad, Crichton Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Doyle, Elliott, Erwin, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Lowrey, Maloney, McMillan, Miller, Niehouse, Price, Rosenthal, Sheridan, Sherwin, Silliman, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—55.

NOES—George D. Collins, Heisinger, and Knight—3.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1923—An act to amend Sections 894 and 895 of, and to add Section 872.5 to the Military and Veterans Code, relating to educational assistance to veterans and veterans' dependents.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D Collins, Conrad, Cooke, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dunn, Elliott, Erwin, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinton, Hollibaugh, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Price, Rosenthal, Sheridan, Sherwin, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—60.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1379—An act to amend Section 1096 5 of the Fish and Game Code, relating to confidential information.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Heisinger, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McMillan, Miller, Niehouse, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—60.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1245—An act to add Section 9516.1 to the Business and Professions Code, relating to cleaning and dyeing establishments.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Elliott, Erwin, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—60.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 592—An act to create a flood control district to be called Monterey County Flood Control and Water Conservation District; to provide for the control and conservation of flood and storm waters and the protection of watercourses, watersheds, public highways, life and property from damage or destruction from such waters; to provide for the retention and reclaiming of drainage, storm, flood, and other waters and to save and conserve such waters for beneficial use in said district; to authorize the incurring of indebtedness, the issuance and sale of bonds, and the levying and collection of taxes and assessments on property within said district and in the respective zones thereof; to define the powers of said district; to provide for the government, management, and operation of said district and for the acquisition and construction of property and works to carry out the purposes of the district.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Loomis, Lowrey, Luckel, McMillan, Niehouse, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—62.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Loomis, Lowrey, Luckel,

McMillan, Niehouse, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—62.
NOES—None.

Bill ordered transmitted to the Senate

Assembly Bill No. 297—An act to amend Section 5082 of the Business and Professions Code, relating to registration as a public accountant, declaring the urgency thereof to take effect immediately.

Bill read third time.

Motion to Amend

Mr. McCollister moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 19, of the printed bill, as amended in the Assembly on April 16, 1947, after "Nations", insert "at any time".

Amendment read, and adopted.
Bill ordered reprinted, and re-engrossed.

Assembly Bill No. 69—An act to amend Section 18973 of the Government Code, relating to veterans' preference in state civil service.

Bill read third time.
The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McMillan, Miller, Niehouse, O'Day, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—66.
NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1388—An act to amend Section 65 of, and to repeal Section 66.5 of the Fish and Game Code, relating to districts.

Bill read third time.
The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, O'Day, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—67.
NOES—None.

Bill ordered transmitted to the Senate.

RECESS

At 11.10 a.m., on motion of Mr. Dickey, the Assembly recessed until 11.20 a.m.

REASSEMBLED

At 11.20 a.m., the Assembly reconvened.
Hon. Sam L. Collins, Speaker of the Assembly, presiding.
Chief Clerk Arthur A. Ohnimus at the desk.

MEMBER EXCUSED

At 11.21 a.m., Mr. Dickey asked for, and was granted, unanimous consent that Mr. Burns be excused for the balance of the legislative day, because of legislative duties elsewhere.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 83—An act to amend Section 19533 of the Government Code, relating to layoffs in the state civil service.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Clayton A. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Rosenthal, Sheridan, Sherwin, Silliman, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—64.

NOES—None.

Bill ordered transmitted to the Senate.

MEMBER EXCUSED

At 11.25 a.m., Mr. Erwin asked for, and was granted, unanimous consent that Mr. Field be excused for the balance of the legislative day, because of illness.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 906—An act to add Section 19403 to the Government Code, relating to taking of civil service examinations by veterans, declaring the urgency thereof, and providing that this act shall take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Clayton A. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, O'Day, Rosenthal, Sheridan, Sherwin, Silliman, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—65.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Clayton A. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, O'Day, Rosenthal, Sheridan, Sherwin, Silliman, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—65.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1393—An act to amend Section 19394 of the Government Code, relating to certification of persons on military leave from the state civil service.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Clayton A. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—66.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 789—An act to amend Section 252 of the Fish and Game Code, relating to refuges.

Bill read third time.

Motion to Amend

Mr. Heisinger moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in the Assembly on April 17, 1947, strike out "amend Section 252 of", and insert "add Section 252.1 to"

Amendment No. 2

On page 1 of said bill, strike out lines 1 and 2, and insert

"SECTION 1. Section 252.1 is added to the Fish and Game Code, to read:".

Amendment No. 3

On page 1, line 17, of said bill, strike out "252", and insert "252.1".

Amendments read, and adopted.

Bill ordered reprinted, and re-engrossed.

Assembly Bill No. 95—An act to amend Section 699.5 of the Military and Veterans Code, relating to assistance to veterans.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Clayton A. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—66.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 2066—An act to amend Section 18541 of the Government Code, relating to disabled veterans.

Bill read third time.

Motion to Amend

Mr. McCollister moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 5, of the printed bill, strike out ", or who was discharged from"; and strike out line 6; and in line 7, strike out "receiving a pension for such disability".

Amendment No. 2

On page 1, line 10, of said bill, after "service", insert ", or who was discharged from service at any time for a disability incurred in line of duty and is receiving a pension for such disability".

Amendments read, and adopted.

Bill ordered reprinted, and re-engrossed.

Assembly Bill No. 904—An act to amend Section 18541 of the Government Code, relating to the definition of a "disabled veteran."

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—70.

NOES—None.

Bill ordered transmitted to the Senate.

THIRD READING OF SENATE BILLS

Senate Bill No. 1155—An act relating to the disposition of moneys received by the State Controller as restitutions from former recipients of unemployment relief under the California Unemployment Relief Act of 1935, abolishing the State Controller SRA Restitutions Fund and transferring the balance therein to the General Fund, and repealing an act entitled "An act creating a special fund in the State Treasury for the deposit of restitutions received by the State from former recipients of relief under the provisions of the 'California Unemployment Relief Act of 1935,' making a transfer of funds to this fund, making an appropriation to the State Controller for continued collection of restitutions, to take effect immediately," approved January 31, 1943.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cramer, Crichton, Crowley, Lester T. Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—66

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 318—An act to amend Section 13373 of the Government Code, relating to the Purchasing Revolving Fund.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Bennett, Berry, Blosser, Boyd, Brown, Burke, Caldecott, Carey, Clarke, Collier, George D. Collins, Cramer, Crichton, Crowley, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—64.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 319—An act to amend Sections 13640 and 13643 and to repeal Sections 13642, 13644, and 13645 of the Government Code, relating to state printing funds.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Bennett, Berry, Blosser, Boyd, Brown, Burke, Caldecott, Carey, Clarke, Collier, George D. Collins, Cramer, Crichton, Crowley, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—64.

NOES—None.

Bill ordered transmitted to the Senate.

ANNOUNCEMENT OF SUBCOMMITTEE APPOINTMENT

Mr. Dunn, Chairman of the Committee on Education, announced the following appointments to a Subcommittee on Child Care Center Bills of the Committee on Education: Mrs. Niehouse, Chairman; Messrs. Blosser, Caldecott, Ralph C. Dills, and Kirkwood.

RECESS

At 11.50 a.m., on motion of Mr. Dickey, the Assembly recessed until 1.30 p.m.

REASSEMBLED

At 1.30 p.m., the Assembly reconvened.

Hon. Sam L. Collins, Speaker of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, April 25, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed, as amended.

Assembly Bill No. 489
Assembly Bill No. 534

And respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bills ordered to unfinished business file.

SENATE CHAMBER, SACRAMENTO, April 25, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed:

Assembly Bill No. 222
Assembly Bill No 223
Assembly Bill No 638
Assembly Bill No. 639
Assembly Bill No. 677
Assembly Bill No. 730
Assembly Bill No. 740
Assembly Bill No. 825
Assembly Bill No. 1153
Assembly Bill No. 1227
Assembly Bill No. 1305
Assembly Bill No. 1306
Assembly Bill No. 1307
Assembly Bill No. 1308
Assembly Bill No. 1309
Assembly Bill No. 2649

J A BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bills ordered enrolled.

SENATE CHAMBER, SACRAMENTO, April 25, 1947

MR SPEAKER: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to:

Senate Bill No. 386

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

SENATE CHAMBER, SACRAMENTO, April 25, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted:

Assembly Concurrent Resolution No. 57
Assembly Joint Resolution No. 9
Assembly Joint Resolution No 43

J. A BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above resolutions ordered enrolled.

SENATE CHAMBER, SACRAMENTO, April 25, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted:

Senate Concurrent Resolution No. 38

J A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS (RESUMED)

The following resolution was read:

Senate Concurrent Resolution No. 38—Relative to approving certain amendments to the charter of the City of San Diego, a municipal corporation in the County of San Diego, State of California, voted for and ratified by the qualified electors of said city at the municipal general election held therein on the fifteenth day of April, 1947.

Referred to Committee on Rules.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, April 25, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed:

Senate Bill No. 610
Senate Bill No. 669
Senate Bill No. 670
Senate Bill No. 691
Senate Bill No. 692
Senate Bill No. 766
Senate Bill No. 832
Senate Bill No. 866
Senate Bill No. 869
Senate Bill No. 871
Senate Bill No. 872
Senate Bill No. 905
Senate Bill No. 921
Senate Bill No. 922
Senate Bill No. 934
Senate Bill No. 1254
Senate Bill No. 1381

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS (RESUMED)

The following bills were read the first time:

Senate Bill No. 610—An act to provide for participation by the State of California in public celebrations and exhibits to be held throughout the State during 1948, 1949 and 1950 commemorating significant events in the history of the State, creating a commission therefor, defining its powers and duties, providing for advisory committees, and making an appropriation.

Referred to Committee on Governmental Efficiency and Economy.

Senate Bill No. 669—An act to add Section 1711.2 to the Insurance Code, relating to nonresident life insurance agents and the powers of the Insurance Commissioner.

Referred to Committee on Finance and Insurance.

Senate Bill No. 670—An act to add Section 1705.2 to the Insurance Code, relating to life and disability agents' licenses.

Referred to Committee on Finance and Insurance.

Senate Bill No. 691—An act to amend Section 545 of the Agricultural Code, relating to cheese.

Referred to Committee on Livestock and Dairies.

Senate Bill No. 692—An act to amend Sections 542 and 543 of, and to add Section 542.1 to, the Agricultural Code, relating to pasteurized process and blended cheese and cheese products.

Referred to Committee on Livestock and Dairies.

Senate Bill No. 766—An act to add Section 163 to the Revenue and Taxation Code, relating to the verification of property taxes.

Referred to Committee on Revenue and Taxation.

Senate Bill No. 832—An act to amend Sections 6210.3, added by Chapter 641 of the Statutes of 1943, 6504, 6895, and 7301 of, and to add Sections 6327, 6403, 6505.5, 6506, 6507, 6508, 6509, and 7405.1 to, the Public Resources Code, and to repeal Chapter 778 of the Statutes of 1931, relating to public lands.

Referred to Committee on Conservation, Planning, and Public Works.

Senate Bill No. 866—An act to amend Section 593 of the Agricultural Code, relating to imitation cream.

Referred to Committee on Livestock and Dairies.

Senate Bill No. 869—An act to add Section 1152.7 to the Agricultural Code, relating to investigations, surveys, and assembling of facts pertinent to marketing.

Referred to Committee on Agriculture.

Senate Bill No. 871—An act to add Section 24.5 to the Agricultural Producers Marketing Act, relating to limitation of actions under said act.

Referred to Committee on Agriculture.

Senate Bill No. 872—An act to amend Section 498.5 of the Agricultural Code, relating to qualifications and examinations for dairy inspection officers.

Referred to Committee on Livestock and Dairies.

Senate Bill No. 905—An act to amend Sections 186, 187, 191, and 192 of the Agricultural Code, relating to the control and eradication of the cattle pest known as scabies.

Referred to Committee on Livestock and Dairies.

Senate Bill No. 921—An act to amend Section 22 of the Agricultural Code, relating to the powers of the Director of Agriculture.

Referred to Committee on Agriculture.

Senate Bill No. 922—An act to amend Section 30 of the Agricultural Code, relating to the agricultural industry.

Referred to Committee on Agriculture.

Senate Bill No. 934—An act to amend Section 1010 of the Fish and Game Code, relating to dealing in mollusks or crustaceans.

Referred to Committee on Fish and Game.

Senate Bill No. 1254—An act to amend Section 3 of an act entitled "An act to regulate, and to prohibit fraud and deception in, the sale of olive oil, imitation olive oil, and other edible oils, to repeal an act entitled 'An act to regulate the sale of imitation olive oil, and to repeal an act entitled "An act to regulate the sale of olive oil," approved March 10, 1891,' " approved March 23, 1893, and to amend Section 28480 of the Health and Safety Code, relating to the blending of olive oil.

Referred to Committee on Public Health.

Senate Bill No. 1381—An act to amend Section 1244 of the Code of Civil Procedure, relating to allegations in complaint in proceedings in eminent domain.

Referred to Committee on Judiciary.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, April 25, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 406—An act to amend Sections 1731.5 and 1732 of the Welfare and Institutions Code, relating to commitments to the Youth Authority;

Assembly Bill No. 859—An act to amend Sections 51 and 52 of the Public Utilities Act, defining the powers of the Public Utilities Commission relating to certain transactions of public utilities;

Assembly Bill No. 1988—An act to amend Section 10971 of the Insurance Code, relating to fraternal benefit insurance;

And reports that the same have been correctly enrolled, and presented to the Governor on the twenty-fifth day of April, 1947, at 1.30 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, April 25, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 2648—An act to add Section 66h to the Code of Civil Procedure, relating to the number of judges of the Superior Court in the County of Tulare, and providing for the appointment of an additional judge and for his compensation;

And reports that the same has been correctly enrolled, and presented to the Governor on the twenty-fifth day of April, 1947, at 1.30 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, April 25, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Joint Resolution No. 29—Relative to memorializing Congress to relieve the State of California's taxation problem created by the presence in the State of vast amounts of federally-owned, tax-exempt real property;

Assembly Joint Resolution No. 40—Relative to requesting the War Assets Administration to expedite the appraisal of Angel Island;

Assembly Joint Resolution No. 41—Relative to issuance of a postage stamp commemorating the centennial of the discovery of gold in California;

And reports that the same have been correctly enrolled, and presented to the Secretary of State on the twenty-fifth day of April, 1947, at 1 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, April 25, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 275
Assembly Bill No. 385
Assembly Bill No. 426
Assembly Bill No. 783
Assembly Bill No. 1136
Assembly Bill No. 1139
Assembly Bill No. 1245
Assembly Bill No. 1379
Assembly Bill No. 1388

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 25, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 913

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bill ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 25, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 2
Assembly Bill No. 86
Assembly Bill No. 438
Assembly Bill No. 1137
Assembly Bill No. 1560
Assembly Bill No. 1779
Assembly Bill No. 1879

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

Committee on Public Morals

ASSEMBLY CHAMBER, SACRAMENTO, April 25, 1947

MR. SPEAKER: Your Committee on Public Morals, to which was referred.

Assembly Bill No. 640

Has had the same under consideration, and reports the same back with amendments with the recommendation. Amend, and do pass, as amended.

THOMPSON, Chairman

Above reported bill ordered to second reading.

Committee on Revenue and Taxation

ASSEMBLY CHAMBER, SACRAMENTO, April 25, 1947

MR. SPEAKER: Your Committee on Revenue and Taxation, to which was referred:

Assembly Bill No. 1483

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

HOLLIBAUGH, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 25, 1947

MR. SPEAKER: Your Committee on Revenue and Taxation, to which were referred:

Assembly Bill No. 886
Assembly Bill No. 1165
Assembly Bill No. 1273
Assembly Bill No. 1513
Assembly Bill No. 1519
Assembly Bill No. 1641
Assembly Bill No 2107
Assembly Bill No 2108
Assembly Bill No. 2202

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

HOLLIBAUGH, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER SACRAMENTO, April 25, 1947

MR. SPEAKER: Your Committee on Revenue and Taxation, to which were referred:

Assembly Bill No. 1164
Assembly Bill No. 1407

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended

HOLLIBAUGH, Chairman

Above reported bills ordered to second reading.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 384—An act to amend Section 4267 of the Political Code and Section 28138 of the Government Code, relating to compensation for public services in counties of the thirty-eighth class.

Bill read third time.

The roll was called.

Call of the Assembly

Pending the announcement of the vote, Mr. Loomis moved a call of the Assembly.

Motion carried. Time 1.40 p.m.

The Speaker directed the Sergeant-at-Arms to close the doors, and to bring in the following absent members:

Allen, Anderson, Berry, Boyd, Brady, Burke, Burns, Carey, George D Collins, Cooke, Crichton, M. Philip Davis, Debs, Clayton A. Dills, Dunn, Field, Gaffney, Gannon, Geddes, Grunsky, Hawkins, Heisinger, Hinckley, Hinton, Huyck, Kirkwood, Knight, Lyons, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Stanley, Stewart, Thomas, Thompson, Weber, and Wollenberg—43

PROCEEDINGS UNDER CALL OF THE ASSEMBLY BY UNANIMOUS CONSENT

TEMPORARY SUSPENSION OF ASSEMBLY RULE NO. 85

Mr. Doyle asked for, and was granted, unanimous consent that Assembly Rule No. 85 be temporarily suspended, for the purpose of placing a call of the Assembly on any matter on file

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 1075—An act to add Section 6.15 to the Alcoholic Beverage Control Act, relating to alcoholic beverages.

Bill read third time.

Motion to Amend

Mr. Cooke moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 9, of the printed bill, as amended in the Assembly on April 18, 1947, strike out "one year", and insert "five years"

Amendment No. 2

On page 2, line 9, of said bill, after the period, insert "Any club which holds an on-sale general license on or after April 1, 1947, and which transfers its on-sale general license to another person on or after that date shall not be eligible to apply for a club license for a period of at least five years following the date of the transfer of its on-sale general license."

Amendments read, and adopted.

Bill ordered reprinted, and to third reading.

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 913—An act to amend Section 27322 of the Government Code, relating to county recorders.

Bill read third time.

Motion to Amend

Mr. M. Philip Davis moved the adoption of the following amendment:

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 1

On page 1 of the printed bill, strike out lines 1 to 25, inclusive; and on page 2, strike out lines 1 to 8, inclusive, and insert

"SECTION 1. Section 27322 of the Government Code is amended to read:

27322. The recorder shall record separately, a fair hand [or], *by* typewriting, *or by photography or other reproduction process* in large well-bound separate books the following instruments:

(a) Deeds, grants, transfers, and mortgages of real estate, releases of mortgages, powers of attorney to convey real estate, and leases which have been acknowledged or proved.

(b) Mortgages of personal property.

(c) Certificates of marriage and marriage contracts.

(d) Wills admitted to probate.

(e) Official bonds.

(f) Notices of mechanics' liens.

(g) Transcripts of judgments which by law are made liens upon real estate in this State.

(h) Notices of attachment upon real estate.

(i) Notices of the pendency of an action affecting the title to or the possession of real estate.

(j) Instruments describing or relating to the separate property of married women.

(k) Notices of preemption claims.

(l) Birth and death certificates.

(m) Certified copies of any petition, with the schedules omitted, filed in, and certified copies of any order or decree made or entered in, any proceeding under the National Bankruptcy Act.

(n) Certified copies of decrees and judgments of courts of record.

(o) Such other writings as are required or permitted by law to be recorded.
The books shall be either bound or contain insertable leaves which when placed in the books cannot be removed."

Amendment read, and adopted.
Bill ordered reprinted, and re-engrossed.

THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 122—An act to amend Section 5082 of the Business and Professions Code, relating to registration as a public accountant, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Motion to Amend

Mr. McCollister moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 19, of the printed bill, as amended in the Senate on March 28, 1947, after "Nations", insert "at any time".

Amendment read, and adopted.
Bill ordered reprinted, and to third reading.

Senate Bill No. 195—An act to add Sections 820.5 and 987.01 to the Military and Veterans Code, relating to the rate of interest on veterans' farm and home purchases.

Bill read third time.

Motion to Amend

Mr. McCollister moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 14, of the printed bill, as amended in the Assembly April 23, 1947, strike out "927", and insert "987".

Amendment No. 2

On page 1, line 22, of said bill, strike out "927", and insert "987".

Amendments read, and adopted.
Bill ordered reprinted, and to third reading.

FURTHER PROCEEDINGS UNDER CALL OF THE ASSEMBLY DISPENSED WITH ON SENATE BILL NO. 384

At 1.45 p.m., on motion of Mr. Loomis, further proceedings under the call of the Assembly were dispensed with.

The names of the absentees were called, and Senate Bill No. 384 passed by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Brown, Butters, Caldecott, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Evans, Fletcher, Gaffney, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Silliman, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—51.
NOES—None.

Bill ordered transmitted to the Senate.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 357—An act to amend Section 10203.6 of the Insurance Code, relating to insurance.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Brown, Butters, Caldecott, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Dickey, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Evans, Fletcher, Gaffney, Grant, Grunsky, Hawkins, Heisinger, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Price, Silliman, Stephenson, Stewart, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—49.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 604—An act to amend Section 25 of the Storm Water District Act of 1909, relating to expenses of maintaining and repairing stormwater district improvements.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Brown, Butters, Caldecott, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Fletcher, Gaffney, Grunsky, Hawkins, Heisinger, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Price, Silliman, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—48.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 1298—An act to add Section 18 to the County Water Works District Act, relating to the government of county water works districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Brown, Butters, Caldecott, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Price, Silliman, Stephenson, Stewart, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—51.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 504—An act to amend Section 4284 of the Political Code and Section 28155 of the Government Code, relating to compensation for public services in counties.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Brown, Butters, Caldecott, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Gaffney, Grant, Grunsky, Hahn, Hawkins, Hinton, James, Johnson, Kilpatrick, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Price, Silliman, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—48.

NOES—Evans and Heisinger—2.

Bill ordered transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT THAT ASSEMBLY BILL NO. 1544 BE WITHDRAWN FROM FILE, AND BE RE-REFERRED TO COMMITTEE

Mr. Hollibaugh asked for, and was granted, unanimous consent that Assembly Bill No. 1544 be withdrawn from the third reading file, and be re-referred to the Committee on Governmental Efficiency and Economy.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 505—An act to amend Section 4259 of the Political Code and Section 28130 of the Government Code, relating to compensation for public services in counties.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Caldecott, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Gaffney, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Price, Silliman, Stephenson, Thompson, Thorp, Thurman, Wollenberg, and Mr. Speaker—46

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 789—An act to repeal Sections 134 and 135 of the Fish and Game Code, relating to game refuges.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Brown, Butters, Caldecott, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Fletcher, Gaffney, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Price, Rosenthal, Silliman, Stephenson, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—51.

NOES—None.

Bill ordered transmitted to the Senate.

REPORTS OF STANDING COMMITTEES

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, April 25, 1947

MR. SPEAKER: Your Committee on Rules, to which was referred:

Senate Concurrent Resolution No. 35

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

DICKEY, Chairman

REQUEST FOR UNANIMOUS CONSENT

Mr. Silliman asked for, and was granted, unanimous consent to take up Senate Concurrent Resolution No. 35, at this time, without reference to file.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 35

Senate Concurrent Resolution No. 35—Relative to approving certain amendments to the charter of the City of San Luis Obispo, a municipal corporation in the County of San Luis Obispo, State of California,

voted for and ratified by the qualified electors of said city at the general municipal election held therein on the seventh day of April, 1947.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Brown, Caldecott, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T Davis, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Price, Rosenthal, Silliman, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—53.

NOES—None.

Resolution ordered transmitted to the Senate.

REPORTS OF STANDING COMMITTEES

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, April 25, 1947

MR. SPEAKER: Your Committee on Rules, to which was referred:

Senate Concurrent Resolution No. 38

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

DICKEY, Chairman

REQUEST FOR UNANIMOUS CONSENT

Mr. Luckel asked for, and was granted, unanimous consent to take up Senate Concurrent Resolution No. 38, at this time, without reference to file.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 38

Senate Concurrent Resolution No. 38—Relative to approving certain amendments to the charter of the City of San Diego, a municipal corporation in the County of San Diego, State of California, voted for and ratified by the qualified electors of said city at the municipal general election held therein on the fifteenth day of April, 1947.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Brown, Butters, Caldecott, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T Davis, M. Philip Davis, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Price, Rosenthal, Silliman, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—54.

NOES—None.

Resolution ordered transmitted to the Senate.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 341—An act to amend Section 1503 of the Education Code, relating to the interdistrict attendance of pupils.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Butters, Caldecott, Collier, Conrad, Cooke, Cramer, Crowley, Lester T Davis, M. Philip Davis, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, Price, Rosenthal,

Silliman, Stephenson, Stewart, Thomas, Thompson, Thurman, Waters, Wollenberg, and Mr. Speaker—52.
NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 589—An act to amend Section 22727 of the Water Code, relating to verified claims for damages.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Brown, Butters, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Niehouse, Price, Rosenthal, Silliman, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—54.
NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 1090—An act to amend Section 20105 of the Government Code, pertaining to the administration of the State Employees' Retirement System.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Brown, Butters, Caldecott, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Fletcher, Gaffney, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Niehouse, Price, Rosenthal, Silliman, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Wollenberg and Mr. Speaker—54
NOES—None.

Bill ordered transmitted to the Senate.

Senate Concurrent Resolution No. 34—Relative to a study and survey of motor vehicle traffic over the Benicia-Martinez Ferry.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Brown, Butters, Caldecott, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Fletcher, Gaffney, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Niehouse, Price, Rosenthal, Silliman, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—54.
NOES—None.

Resolution ordered transmitted to the Senate.

Senate Bill No. 913—An act to amend Section 30204 and to add Sections 30204.1, 30204.2, 30204.3, 30204.4, 30204.5, and 30357 to the Streets and Highways Code, relating to additional toll bridges and other toll highway crossings.

Bill read third time

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Brown, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M.

Philip Davis, Dickey, Ralph C Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, O'Day, Price, Rosenthal, Silliman, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—56.

NOES—None.

Bill ordered transmitted to the Senate.

MEMBERS EXCUSED

At 2.20 p.m., by unanimous consent, it was ordered noted in the Journal that the following members of the Interim Committee on Unemployment Insurance are holding a meeting, at this time: Messrs. Miller, Kirkwood, Geddes, Burke, and Clayton A. Dills.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 917—An act to amend Sections 30605 and 30606 of, and to add Section 30608 to the Streets and Highways Code, relating to the San Francisco-Oakland Bay Bridge.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Brown, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Grant Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, O'Day, Price, Rosenthal, Silliman, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—56

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 944—An act to amend Sections 6401 and 6402 of the Public Resources Code, and to add Section 6403 thereto, relating to the reservation of oil, gas, and mineral rights in state lands.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Bennett, Blosser, Brown, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Ralph C Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Fletcher, Gaffney, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, O'Day, Price, Rosenthal, Silliman, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—56.

NOES—None.

Bill ordered transmitted to the Senate.

MEMBER EXCUSED

At 2.23 p.m., Mr. Dickey asked for, and was granted, unanimous consent that Mr. Robertson be excused for the balance of the legislative day, because of legislative duties elsewhere.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 792—An act to amend Section 522.5 of the Fish and Game Code, relating to the construction of additional structures on

dams to provide free passage of fish, and providing for the liability of the State for damages resulting from such construction.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Brown, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Johnson, Kilpatrick, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, O'Day, Price, Rosenthal, Silliman, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—56.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 1036—An act to amend Section 947 of the Fish and Game Code, relating to nets.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Brown, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, O'Day, Price, Rosenthal, Silliman, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—56.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 445—An act to amend Section 1015 of the Fish and Game Code, relating to privilege taxes.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Brown, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, James, Johnson, Kilpatrick, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, O'Day, Price, Rosenthal, Silliman, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—58.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 448—An act to add Section 46.1 to the Fish and Game Code, relating to appropriation of funds.

Bill read third time.

Point of Order

Mr. Lowrey arose to the following point of order: That Senate Bill No. 448 should be referred to the Committee on Ways and Means, as it calls for an appropriation, and that Mr. Erwin is out of order.

Ruling by Speaker

Speaker Collins ruled the point of order well taken.

Re-Reference of Senate Bill No. 448

Senate Bill No. 448 ordered re-referred to the Committee on Ways and Means.

Senate Bill No. 449—An act to amend Section 1019 of the Fish and Game Code, relating to expenditure of revenues.

Bill read third time.

Senate Bill No. 449 ordered passed on file.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, April 25, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 181	Assembly Bill No. 1517
Assembly Bill No. 601	Assembly Bill No. 1978
Assembly Bill No. 1384	Assembly Bill No. 2660
Assembly Bill No. 1423	

And reports the same correctly re-engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

RE-REFERENCE OF BILLS

By order of the Speaker, the following bills were withdrawn from the file, and re-referred as follows:

Assembly Bill No. 2660 re-referred to Committee on Agriculture.

Assembly Bill No. 1978 re-referred to Committee on Agriculture.

Assembly Bill No. 1517 re-referred to Committee on Fish and Game.

Assembly Bill No. 181 re-referred to Committee on Ways and Means.

Assembly Bill No. 601 re-referred to Committee on Ways and Means.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

The following resolution was offered:

Assembly Concurrent Resolution No. 68: By Messrs. Kilpatrick, Price, Bennett, Burke, and Rosenthal—Relative to discontinuance of the fee system of feeding prisoners in county jails.

Referred to Committee on Rules.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 617—An act to repeal Section 152 of the Fish and Game Code, relating to refuges.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Blosser, Brown, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, O'Day, Price, Rosenthal, Sullivan, Stephenson, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—55.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 1128—An act authorizing the Director of Natural Resources, with the approval of the State Park Commission, to convey by quitclaim deed to Central Pacific Railway Company, a corporation, a certain parcel of land in Castle Crag State Park, County of Shasta, State

of California, in exchange for a quitclaim deed from said railway company to the State of a certain parcel of land in the County of Sonoma, State of California.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Beck, Bennett, Brady, Brown, Butters, Caldecott, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Fletcher, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, O'Day, Price, Rosenthal, Silliman, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—54.

NOES—None.

Bill ordered transmitted to the Senate.

REMARKS ON CONDITION OF THE FILE

Mr. Dickey spoke on the condition of the file.

REMARKS ON CONDITION OF THE FILE

Mr. McCollister spoke on the condition of the file.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 1129—An act authorizing the Director of Natural Resources, with the approval of the State Park Commission, to exchange certain lands in the County of Santa Cruz, State of California.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Beck, Bennett, Brady, Brown, Butters, Caldecott, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Fletcher, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, O'Day, Price, Rosenthal, Silliman, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—54.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 977—An act to add Division 17, comprising Sections 30000 to 30873, inclusive, and Sections 50009, 50010, 50011, and 50012 to the Streets and Highways Code, thereby consolidating and revising the law relating to public ways and all appurtenances thereto, including the law relating to toll bridges, toll ferries and toll roads, and to repeal certain acts and parts of acts specified herein.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Beck, Bennett, Brady, Brown, Butters, Caldecott, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Fletcher, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, O'Day, Price, Rosenthal, Silliman, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—54.

NOES—None.

Bill ordered transmitted to the Senate.

RE-REFERENCE OF BILLS

By order of the Speaker, the following bill was withdrawn from the file, and re-referred as follows:

Senate Bill No. 492 re-referred to Committee on Fish and Game.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 637—An act to amend Section 18554 of the Revenue and Taxation Code, relating to the personal income tax, including the payment thereof.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Brady, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, O'Day, Price, Rosenthal, Silliman, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—59.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 100—An act to amend Section 4257 of the Political Code and Section 28128 of the Government Code, relating to compensation for public services in counties of the twenty-eighth class.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Brady, Brown, Butters, Caldecott, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hawkins, Hinton, Hollibaugh, James, Kilpatrick, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, O'Day, Price, Rosenthal, Silliman, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—56.

NOES—George D. Collins and Heisinger—2.

Bill ordered transmitted to the Senate.

Senate Bill No. 605—An act to add Section 4436 to the Public Resources Code, and to repeal Chapter 1496 of the Statutes of 1945, relating to forestry, providing for the development and maintenance of the Mountain Home Tract Forest.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Brady, Brown, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hawkins, Heisinger, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, O'Day, Price, Rosenthal, Silliman, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—59.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Concurrent Resolution No. 36—Relative to urging participation in World Trade Week.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Brady, Brown, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hawkins, Heisinger, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, O'Day, Price, Rosenthal, Silliman, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—61.

NOES—None.

Resolution ordered transmitted to the Senate.

Senate Bill No. 647—An act to amend Sections 20921 and 20922 of the Government Code, relating to crediting members with state service for time employed in federal service, under certain conditions, in connection with the State Employees' Retirement System.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Brady, Brown, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hawkins, Heisinger, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Niehouse, O'Day, Price, Rosenthal, Silliman, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—59.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 205—An act to amend Section 1100 of, and to add Section 1596.5 to, the Insurance Code, relating to insurance and the investments and assets of insurers.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Brady, Brown, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hawkins, Heisinger, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Niehouse, O'Day, Price, Rosenthal, Silliman, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—59.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 466—An act to amend Section 274 of the Code of Civil Procedure, relating to phonographic reporters.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Brady, Brown, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hawkins, Heisinger, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Loomis, Lowrey, Luckel, Lyons,

Maloney, McMillan, Niehouse, O'Day, Price, Rosenthal, Silliman, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—59.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 113—An act to add Section 4834.5 to the Revenue and Taxation Code, relating to correction of errors on the delinquent roll.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Brady, Brown, Butters, Caldecott, Clarke, Collier, George D Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T Davis, M. Philip Davis, Dickey, Ralph C Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hawkins, Heisinger, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Niehouse, O'Day, Price, Rosenthal, Silliman, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—59.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 116—An act to amend Section 2152 of the Revenue and Taxation Code, relating to determination of the property tax.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Brady, Brown, Butters, Caldecott, Clarke, Collier, George D Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hawkins, Heisinger, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Niehouse, O'Day, Price, Rosenthal, Silliman, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—59.

NOES—None.

Bill ordered transmitted to the Senate.

BILLS WITHDRAWN FROM ACTIVE FILE, AND PLACED ON THE INACTIVE FILE

Senate Bill No. 1308, on motion of Mr. Stephenson.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, April 25, 1947

MR SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 238
Assembly Bill No. 279
Assembly Bill No. 711
Assembly Bill No. 775
Assembly Bill No. 791
Assembly Bill No. 792
Assembly Bill No. 1544

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

RE-REFERENCE OF BILLS

By order of the Speaker, the following bills were withdrawn from the file, and re-referred as follows:

Assembly Bill No. 279 re-referred to Committee on Judiciary.

Assembly Bill No. 711 re-referred to Committee on Livestock and Dairies.

Assembly Bill No. 238 re-referred to Committee on Public Health.

Assembly Bill No. 1544 re-referred to Committee on Governmental Efficiency and Economy.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 2—An act to add Section 66i to the Code of Civil Procedure, relating to the number of judges of the Superior Court in the County of San Joaquin, and providing for the appointment of an additional judge and for his compensation.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Brady, Brown, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, M. Philip Davis, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Fletcher, Gaffney, Grunsky, Hahn, Hawkins, Hinton, Hollibaugh, Johnson, Kilpatrick, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, O'Day, Price, Rosenthal, Silliman, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—55.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 387—An act to amend Section 307 of the Agricultural Code, relating to meat.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Brown, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, M. Philip Davis, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Johnson, Kilpatrick, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, O'Day, Price, Rosenthal, Silliman, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—58.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 297—An act relating to the marketing of farm products and to provide for the regulation of the unloading and handling thereof when delivered to markets.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Brown, Butters, Caldecott, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, M. Philip Davis, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, James, Johnson, Kilpatrick, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, O'Day, Price, Rosenthal, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—55.

NOES—None.

Notice of Motion to Reconsider Senate Bill No. 297

Mr. Lyons gave notice that on the next legislative day he would move to reconsider the vote whereby Senate Bill No. 297 was this day passed.

Senate Bill No. 660—An act to amend Section 6 of an act entitled "An act to promote the welfare of the poultry industry of the State of California; to encourage the breeding of poultry stock through public testing and demonstration of the results of superior breeding, and to make an appropriation," approved July 22, 1939, relating to the Poultry Improvement Commission.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Brady, Brown, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Fletcher, Gaffney, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Johnson, Kilpatrick, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, Price, Rosenthal, Silliman, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—57.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 662—An act to amend Section 1 of an act entitled "An act to promote the welfare of the poultry industry of the State of California; to encourage the breeding of poultry stock through public testing and demonstration of the results of superior breeding, and to make an appropriation," approved July 22, 1939, relating to the Poultry Improvement Commission.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Brady, Brown, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Ralph C Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Fletcher, Gaffney, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Johnson, Kilpatrick, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, Price, Rosenthal, Silliman, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—57.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 193—An act to add Section 19 to the Welfare and Institutions Code, declaring the legislative intent in respect to the purposes of the Welfare and Institutions Code.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Brady, Brown, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Fletcher, Gaffney, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Johnson, Kilpatrick, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, Price, Rosenthal, Silliman, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—57.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 1131—An act to add Section 211.5 to the Agricultural Code, relating to the powers of the Director of Agriculture with respect to coordination of livestock sanitary services, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Brady, Brown, Butters, Caldecott, Clarke, Collier, George D Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M Philip Davis, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, O'Day, Price, Rosenthal, Silliman, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Mr Speaker—61.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Brady, Brown, Butters, Caldecott, Clarke, Collier, George D Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, O'Day, Price, Rosenthal, Silliman, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—61.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 652—An act to amend Section 1194.8 of the Insurance Code, relating to excess funds investments of incorporated insurers.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Brady, Brown, Butters, Caldecott, Clarke, Collier, George D Collins, Conrad, Cooke, Cramer, Crichton, Crowley, M Philip Davis, Dickey, Ralph C Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Johnson, Kilpatrick, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, O'Day, Price, Rosenthal, Silliman, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—59.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 665—An act to amend Section 10270.5 of the Insurance Code, relating to group disability insurance.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Brady, Butters, Caldecott, Clarke, Collier, George D Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Johnson, Kilpatrick, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, O'Day, Price, Rosenthal, Silliman, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—59.

NOES—Elliott—1.

Bill ordered transmitted to the Senate.

Senate Bill No. 667—An act to add Section 10203.7 to the Insurance Code, relating to group life insurance.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Brady, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Johnson, Kilpatrick, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, O'Day, Price, Rosenthal, Silliman, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—59

NOES—Elliott—1.

Bill ordered transmitted to the Senate.

Senate Bill No. 668—An act to amend Sections 11529 and 11530 of the Insurance Code, and to add to the Insurance Code a new section to be numbered 11529.5, all relating to voluntary mutualization of incorporated life and life and disability insurers.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Brady, Brown, Burke, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, O'Day, Price, Rosenthal, Silliman, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Weber, and Mr. Speaker—61.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 118—An act to amend Section 4041.2 of the Political Code, and Section 25252 of the Government Code, relating to county funds.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Brady, Brown, Burke, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Rosenthal, Silliman, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—63.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 311—An act to amend Section 4241 of the Political Code, and Section 28112 of the Government Code, relating to compensation for public service in counties of the twelfth class.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Brady, Brown, Burke, Butters, Caldecott, Clarke, Collier, Conrad, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey,

Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Silliman, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Mr Speaker—62.

NOES—None

Bill ordered transmitted to the Senate.

Senate Bill No. 117—An act to amend Section 4105 of the Political Code and Section 29821 of the Government Code, relating to registered warrants.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Brady, Brown, Burke, Butters, Caldecott, Collier, George D Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Rosenthal, Silliman, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Mr Speaker—61.

NOES—None.

Bill ordered transmitted to the Senate.

COMMUNICATIONS

By Mr. Thomas:

The following opinion of the Legislative Counsel was received, read, and ordered printed in the Journal:

Opinion of Legislative Counsel

STATE OF CALIFORNIA
OFFICE OF LEGISLATIVE COUNSEL
SACRAMENTO 2, CALIFORNIA, April 25, 1947

Fish and Game Commission Report—No. 4180

Hon. Vincent Thomas
Assembly Chamber

DEAR MR. THOMAS: You have asked (1) whether the above report submitted on April 18, 1947, complies with House Resolution 118 adopted March 20, 1947; and (2) whether the report indicates that the commission has complied with Section 1019 of the Fish and Game Code.

It is our opinion that the Fish and Game Commission Report submitted on April 18, 1947, with two exceptions, complies in all respects with House Resolution 118. This resolution, among other things, requests a classification of expenditures to show the amount of money expended for each of the objects indicated in Section 1019, Fish and Game Code, in each fish and game district established as such pursuant to law.

The report indicates compliance to the extent that expenditures are itemized and classified to show the amount expended for each of the objects specified in Section 1019 *but no indication is made of the amount spent in each fish and game district.* The report indicates expenditures by area only. Three areas, Northern California, Monterey, and Southern California, apparently include all of the State or all of the coastal cities in which fees are collected

The report calls attention to a similar report requested by the Senate in 1929 (Senate Journal May 7, 1929) which showed expenditures by areas, which was accepted without comment by that body.

Although the report includes an explanation of expenditures by area, it is our opinion that this method does not technically constitute compliance with Section 1019 of the Fish and Game Code, which requires that all moneys collected under Article 2, Chapter 5, Part 2, of Division 4, shall be expended in the *district from which the revenues are derived.*

The second exception noted is that the report does not include "a full statement of accounting procedure followed" by the commission. This part of the request is answered with the explanation that the present accounting method has the approval of the Department of Finance.

The accounting for the Division of Fish and Game is done by the Departmental Accounting Section of the Department of Natural Resources over which the Division of Fish and Game and the Fish and Game Commission have no direct control.

Very truly yours,

FRED B. WOOD, Legislative Counsel
By JOHN P. GLEESON, Deputy

By Mr. Thomas:

The following communication was received, read, and ordered printed in the Journal:

STATE OF CALIFORNIA
DEPARTMENT OF NATURAL RESOURCES
DIVISION OF FISH AND GAME, April 18, 1947

Hon. S. L. Collins
Speaker of the Assembly
State Capitol, Sacramento, California

DEAR SIR: Pursuant to House Resolution No. 118, dated March 20, 1947, there is transmitted herewith, in triplicate, a report setting forth in detail, the data requested by subject resolution.

This report has been compiled by the Department of Natural Resources, Accounting Section, which maintains all the accounting records of the Division of Fish and Game. Attorney General decision No. NS-5330, dated February 21, 1944, inhibits the establishment of a separate accounting system in the Division of Fish and Game independent from that in the Department of Natural Resources.

Sincerely yours,

EMIL J. N. OTT, JR., Executive Director

OFFICE MEMO
STATE OF CALIFORNIA
DEPARTMENT OF NATURAL RESOURCES
ACCOUNTING OFFICE
SACRAMENTO

DATE April 16, 1947

FROM D. H. Blood
TO Mr. Emil J. N. Ott, Jr.
Executive Director
Fish & Game Commission

DEAR SIR In accordance with Assembly House Resolution No. 118, there is submitted herewith the following information:

(a) An itemized accounting of all moneys expended pursuant to Section 1019 of the Fish and Game Code since July 1, 1935, classified as to the object of such expenditure in accordance with the objects indicated in Section 1019. (See schedules attached.)

No classification to show the amount of money expended for each such object in each fish and game district established as such, has ever been kept. The reason for not keeping such classification is set forth in the explanation under (d) of this report.

(b) An itemized accounting of all moneys expended pursuant to the last sentence of Section 1015 and Section 1016.5 of the Fish and Game Code. (See schedules attached.)

(c) A complete explanation of the deficit shown in the report. (See statement attached.)

(d) A full statement of the accounting procedures followed in complying with Article 2 of Chapter 5 of Part 2 of Division 4 of the Fish and Game Code. (See statement attached.)

Very truly yours,

D. H. BLOOD, Deputy Director-Comptroller

(d) Statement Explaining Accounting Procedure

Section 1019 of the Fish and Game Code directs the Fish and Game Commission to expend moneys collected from the fishpackers tax and the wholesale packers and shellfish dealers licenses "for the patrol of packing plants, inspection and regulation of the industry, and conservation work for the benefit of the commercial fishing industry within the district from which the revenue is derived."

The commission, through the Division of Fish and Game, has engaged in activities designed to carry out the mandate of this section which include the following:

Laboratory studies at Terminal Island
Water Project studies at the Central Valleys
Auditing of Fish Cannery Records
Marine Patrol of Ocean and Inland Waters
Special studies in restricted areas
Special studies of certain commercial fish

It can readily be seen that the activities and studies made at any one location benefited the commercial fishing industry throughout the State, and that in fact any attempt to restrict expenditures to those fish and game districts from which the revenue was derived was not feasible. The difficulty was emphasized when an attempt was made to determine where the revenue was derived.

Actual revenue collections are practically all taken at four localities, namely: San Francisco, Monterey, San Pedro, and San Diego. Yet to argue that these four localities should be the only ones in which tax and license money should be expended, would be to deny that the fish were caught in the ocean often beyond the three miles limit which demarks the boundary of the State.

Accordingly Section 1019 was interpreted as calling for the expenditure of funds within the areas dominated by the port cities where the collection is made. However, inasmuch as the activities enumerated above were for the most part not confined to specific areas, and because of their very nature, could not be so confined, a functional chart of expenditures was set up to account the moneys expended and the actual expenditures were prorated to the northern, central, and southern areas in the ratio of the average revenue collections for each district. The expenditures were further analyzed for direct charges to the objects referred to in Section 1019 of the Fish and Game Code. Expenditures not directly chargeable to these objects were prorated between the objects.

In 1929 the Senate requested a statement similar to the one requested by your body, and accepted one showing the expenditures by areas without comment. (See Senate Daily Journal of May 7, 1929, Forty-eighth Session.)

The present method of accounting was approved by the Department of Finance, which is responsible for all system installations in the State.

(c) Statement Explaining Deficit Shown in the Report.

In preparing a statement of the revenue and expenditures of the objectives as indicated in Section 1019 of the Fish and Game Code, it is necessary in comparing the revenue and expenditures to show the amount one exceeds the other. Perhaps the choice of the words deficit or surplus is misleading to the average person. We used the term deficit to mean that expenditures for the objectives exceeded the amount received from the tax and license provision of Section 1019.

There is no provision of the Fish and Game Code which prevents spending more money from the Fish and Game Preservation Fund for the objects of Section 1019, than is received from the funds designated for the purpose. Any excess expenditure for this purpose which we called a deficit of the designated or earmarked revenue came from other revenues which go into the Fish and Game Preservation Fund and which are not designated for any specific purpose.

For the period July 1, 1917 through June 30, 1935, there was received from the privilege tax and license as provided in Section 1019 $1,865,604.93. There was expended for the objects as provided in this section $2,476,612.68, an expenditure in excess of the designated revenue of $611,007.75 which we termed a deficiency of the designated revenue.

For the period July 1, 1935 through June 30, 1946, the revenue amounted to $3,362,061.46 and the expenditures amounted to $3,063,902.36, or an excess of revenue over expenditures of $298,159.10.

The total revenue for the period July 1, 1917 through June 30, 1946, amounted to $5,227,666.39, and the total expenditures for this period amounted to $5,540,515.04, or an excess of expenditures over revenue (which we called a deficit) in the amount of $312,848.65. In other words there has been an expenditure of $312,848.65 for the objects designated in Section 1019 of the Fish and Game Code which have been paid for out of other revenue in the Fish and Game Preservation Fund which was not designated for any specific purpose.

Although this excess of expenditures over revenue was labeled "deficit" in our previously submitted statement, it is not a deficit in the ordinary sense of there being a deficiency of funds to meet the requirements of Section 1019 and requires no action to liquidate it.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 449—An act to amend Section 1019 of the Fish and Game Code, relating to expenditure of revenues.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Brady, Brown, Burke, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Johnson, Kilpatrick, Kirkwood, Loomis,

Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, O'Day, Price, Rosenthal, Silliman, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—61.

NOES—None.

Bill ordered transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT TO REFER STATEMENT OF EXPENDITURES TO LEGISLATIVE AUDITOR

Mr. Thomas asked for, and was granted, unanimous consent that a statement from the Department of Natural Resources, relative to expenditures of the Division of Fish and Game, be referred to the Legislative Auditor.

Speaker Pro Tempore Presiding

At 3.50 p.m., Hon. Thomas A. Maloney, Speaker pro Tempore of the Assembly, presiding.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1560—An act to amend Section 1010 of the Fish and Game Code, relating to dealing in mollusks or crustaceans.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Brady, Brown, Burke, Butters, Caldecott, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Johnson, Kirkwood, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, O'Day, Price, Silliman, Stephenson, Thompson, Thorp, Thurman, Waters, and Weber—54.

NOES—None.

Bill ordered transmitted to the Senate.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, April 25, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Concurrent Resolution No. 66

And reports the same correctly engrossed.

WEBER, Chairman

Above reported resolution ordered on file for adoption.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 275—An act to amend Section 7 of an act entitled "An act authorizing the establishment of municipal courts, prescribing their constitution, regulation, government, procedure and jurisdiction, and providing for the election and appointment of the judges, clerks and other attaches of such courts, their terms of office, qualification and compensation and for the selection of jurors therein," approved May 23, 1925, relating to judges and attaches in municipal courts of cities of the first and one-half class.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Brady, Brown, Burke, Butters, Caldecott, Collier, Conrad, Cramer, Crichton, Crowley, Lester T. Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Elliott, Erwin, Evans, Gaffney, Grant, Grunsky, Hahn, Hawkins, Hinton, Hollibaugh, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Miller, Niehouse, O'Day, Price, Rosenthal, Silliman, Stewart, Thomas, Thompson, Thurman, Waters, Weber, and Mr. Speaker—49

NOES—George D. Collins, Cooke, Heisinger, Stephenson, and Thorp—5.

Bill ordered transmitted to the Senate.

Assembly Bill No. 385—An act to amend Section 511 of the Probate Code, relating to joint executors or administrators.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Beck, Bennett, Blosser, Brady, Brown, Burke, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, Miller, O'Day, Price, Rosenthal, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, and Weber—56.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 783—An act to amend Section 73b of the Code of Civil Procedure, relating to holding sessions of the superior court in places other than the county seat.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Brady, Brown, Burke, Butters, Caldecott, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Erwin, Evans, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, Maloney, Miller, O'Day, Price, Rosenthal, Silliman, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—55

NOES—None.

Bill ordered transmitted to the Senate.

Speaker Presiding

At 4.05 p.m., Hon. Sam L. Collins, Speaker of the Assembly, presiding.

Assembly Bill No. 1384—An act to amend Sections 1102, 1102.1, 1102.2, 1102.3, 1103.3, 1104, and 1104.1, and to add Section 1102.5 to the Agricultural Code, relating to eggs.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Brady, Brown, Burke, Butters, Caldecott, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Erwin, Evans, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, Maloney, Miller, O'Day, Price, Rosenthal, Silliman, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—55

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1136—An act to amend Section 128 of the Agricultural Code, relating to the holding of plants and other things on premises.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Brady, Burke, Butters, Caldecott, Clarke, Collier, George D. Collins, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, Miller, O'Day, Price, Rosenthal, Silliman, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—54.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1139—An act to repeal Sections 153.1, 153.2, and 153.3 of the Agricultural Code, relating to oriental fruit moth host plants and crops.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Brady, Burke, Butters, Caldecott, Clarke, Collier, George D. Collins, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, Miller, O'Day, Price, Rosenthal, Silliman, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—54.

NOES—None

Bill ordered transmitted to the Senate.

Assembly Bill No. 1137—An act to amend Section 139 of the Agricultural Code, relating to newly discovered pests.

Bill read third time.

The roll was called, and the bill passed by the following vote

AYES—Anderson, Beck, Bennett, Blosser, Brady, Burke, Butters, Caldecott, Clarke, Collier, George D. Collins, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, Miller, O'Day, Price, Rosenthal, Silliman, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—54.

NOES—None.

Bill ordered transmitted to the Senate.

THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 389—An act to amend Section 4244 of the Political Code and Section 28115 of the Government Code, relating to compensation for public services in counties of the fifteenth class.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Brady, Burke, Butters, Caldecott, Collier, Conrad, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C Dills, Doyle, Dunn, Elliott, Evans, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Hinton, Hollibaugh, Johnson, Kilpatrick, Kirk-

wood, Loomis, Lowrey, Luckel, Lyons, Maloney, Miller, Price, Rosenthal, Silliman, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—51.

NOES—Heisinger and Stephenson—2.

Bill ordered transmitted to the Senate.

Senate Bill No. 112—An act to amend Section 204a of the Code of Civil Procedure, relating to the appointment of jury commissioners.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Brady, Burke, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Hinton, Hollibaugh, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, Miller, O'Day, Price, Rosenthal, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—55.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 114—An act to amend Section 2.6 of the Planning Act, relating to compensation of members of the commission.

Bill read third time.

The roll was called, and the bill passed by the following vote.

AYES—Anderson, Bennett, Blosser, Brady, Burke, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Evans, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, Miller, O'Day, Price, Silliman, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—55.

NOES—None.

Bill ordered transmitted to the Senate.

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1627—An act to amend Section 27300 of the Streets and Highways Code, relating to revenues of bridge and highway districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Brady, Burke, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, Miller, O'Day, Price, Rosenthal, Silliman, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—58.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1628—An act to amend Section 302 of the Streets and Highways Code, relating to state highway routes.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Brady, Burke, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin,

Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, Miller, O'Day, Price, Rosenthal, Silliman, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—58.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1629—An act to amend Section 27149 of the Streets and Highways Code, relating to bridge and highway districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Brady, Burke, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, Miller, O'Day, Price, Rosenthal, Silliman, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—58.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1633—An act to amend the title of, and to add Section 1.5 to, an act entitled "An act to provide for the construction of a road in Marin County, and including its incorporation into the State Highway System, and making an appropriation," approved July 18, 1945, relating to the purposes of expenditure of said appropriation, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Brady, Burke, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, Miller, O'Day, Price, Rosenthal, Silliman, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—58.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Brady, Burke, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, Miller, O'Day, Price, Rosenthal, Silliman, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—58.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1634—An act to provide for the transfer of title and easement to the highway known as Sausalito Lateral by the State Highway Commission from Golden Gate Bridge and Highway District, and to provide for the incorporation of such highway in the State Highway System of the State of California.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Brady, Burke, Butters, Caldecott, Clarke, Collier, George D Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, Miller, O'Day, Price, Rosenthal, Silliman, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—58.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 791—An act to repeal Sections 290 and 291 of, and to add Section 290 to the Fish and Game Code, relating to refuges.

Bill read third time.

Assembly Bill No. 791 ordered passed on file.

Speaker Pro Tempore Presiding

At 4.43 p.m., Hon. Thomas A. Maloney, Speaker pro Tempore of the Assembly, presiding.

Assembly Bill No. 2407—An act regulating the sale of discharge emblems of the armed forces of the United States and making the sale of such emblems to unauthorized persons a misdemeanor.

Bill read third time.

The roll was called, and the bill refused passage by the following vote:

AYES—Anderson, Blosser, Burke, Clarke, Conrad, Cooke, Cramer, Crichton, Doyle, Elliott, Erwin, Geddes, Grant, Hahn, Hawkins, Hinton, Hollibaugh, Johnson, Kilpatrick, Lowrey, Luckel, Lyons, Maloney, Miller, Price, Stephenson, Thomas, Thompson, Thorp, and Weber—30.

NOES—Brady, Butters, Caldecott, Collier, George D Collins, M. Philip Davis, Dickey, Clayton A Dills, Ralph C. Dills, Dunn, Gaffney, Heisinger, Kirkwood, Loomis, O Day, Silliman, Waters, and Wollenberg—18.

Notice of Motion to Reconsider Assembly Bill No. 2407

Mr. Hollibaugh gave notice that on the next legislative day he would move to reconsider the vote whereby Assembly Bill No. 2407 was this day refused passage.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, April 25, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1620
Assembly Bill No. 1708
Assembly Bill No. 1767
Assembly Bill No. 1854
Assembly Bill No. 2388

And reports the same correctly engrossed

WEBER, Chairman

Above reported bills ordered to third reading.

RE-REFERENCE OF BILLS

By order of the Speaker, the following bills were withdrawn from the file, and re-referred as follows:

Assembly Bill No. 1620 re-referred to Committee on Public Health.

Assembly Bill No. 2388 re-referred to Committee on Agriculture.

RESOLUTIONS

The following resolutions were offered:

By Mr. Lyons:

House Resolution No. 160

Relative to Assembly Interim Committee on Unemployment Insurance

WHEREAS, It is desirable and necessary that all pertinent facts bearing upon the subjects of (i) employment and unemployment conditions in California, (ii) the administration, application, operation and effects of the Unemployment Insurance Act, (iii) activities and operations of the Department of Employment, including the State Employment Service, (iv) the relationships between the Department of Employment and the Federal Security Agency, including the Social Security Board and the Bureau of Employment Security, (v) the collection and disposal of revenues collected in California under the Federal Unemployment Tax Act, and (vi) the requirements and conditions imposed upon the governmental agencies of this State by the agencies of the Federal Government under the Federal Social Security Act and the Federal Unemployment Tax Act with respect to unemployment insurance, should be found, assembled and analyzed to the end that the Legislature of California may be enabled to act advisedly and judiciously in the premises for the best interests of California in the consideration and enactment of legislation; and

WHEREAS, The facts can best and most expeditiously be ascertained and analyzed through an interim committee charged with the study of every phase of the foregoing subjects; now, therefore, be it

Resolved by the Assembly of the State of California, That an interim committee, to be known as the Assembly Interim Committee on Unemployment Insurance, is hereby created to consist of five Members of the Assembly appointed by the Speaker. The committee shall investigate, study and analyze, accurately and in detail, each and every phase of the foregoing subjects for the purposes of considering and enacting legislation; and be it further

Resolved, That said committee shall have and may exercise all of the powers conferred upon legislative committees by the Political Code, by the Government Code, and by the Joint Rules and Assembly Rules; and be it further

Resolved, That said committee shall have power:

(1) To select a vice chairman from its membership and to employ and fix the compensation of a secretary and such clerical, expert and technical assistants as it may deem necessary;

(2) To create subcommittees from its membership, assigning to the subcommittee any study, inquiry, investigation or hearing which the committee itself has authority to undertake or hold, and the subcommittee for the purpose of this assignment shall have and exercise all of the powers conferred upon the committee limited by the express terms of the resolution or resolutions of the latter defining the powers and duties of the subcommittee, which powers may be withdrawn or terminated at any time by the committee;

(3) To adopt and from time to time amend such rules governing its procedure (including the fixing of its own quorum and the number of votes necessary to take action on any matter) as may to it appear appropriate;

(4) To contract with such other agencies, public or private, as it deems necessary for the rendition and affording of such services, facilities, studies and reports to the committee as will best assist it to carry out the purposes for which it is created;

(5) To hold public hearings at any place in California, at which hearings the people are to have an opportunity to present their views to the committee;

(6) To make a complete study, survey and investigation of every phase of the subject of this resolution, including but not limited to the operation, effect, administration, enforcement, and needed revision of any and all laws in anywise bearing on the subject matter of this resolution;

(7) To meet at any time during this session of the Legislature or after the final adjournment thereof;

(8) To report to this Assembly at any time prior to final adjournment of the 1949 Regular Session of the Legislature.

(9) To summon and subpena witnesses, require the production of papers, books, accounts, reports, documents, and records of every kind and description, to issue subpenas, and to take all necessary means to compel the attendance of witnesses and procure testimony;

(10) To do any and all things necessary to carry out the purposes and intent of this resolution; and be it further

Resolved, That the Sergeant-at-Arms of the Assembly or other officers designated by him, are hereby directed to serve any and all subpenas, orders and other process issued by the committee, when directed so to do by the chairman or by a majority of the membership of the committee; and be it further

Resolved, That every department, commission, board, agency, officer and employee of the State Government and of any political subdivision, county, city, or public district of or in this State shall furnish the committee and any subcommittee,

upon request, any and all such assistance, and information, records and documents as the committee or subcommittee deems proper for the accomplishment of the purposes for which the committee is created; and be it further

Resolved, That the members of the committee shall serve without compensation but shall be allowed mileage at the rate of five and one-half cents ($0.05½) per mile each way incurred in connection with their services upon the committee and other actual and necessary expenses for living accommodations and meals, incurred in connection with their services upon the committee, or in lieu of such expenses for accommodations and meals an allowance of ten dollars ($10) per day; and be it further

Resolved, That the sum of thirty thousand dollars ($30,000) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Assembly for the expenses of the committee and its members and for any charges, expenses or claims it may incur under this resolution, to be disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read, and referred to the Committee on Rules.

By Mr. Sam L. Collins:

House Resolution No. 161

Relative to adjournment in respect to the memory of Dr. Emerald J. Steen

WHEREAS, The death of Dr. Emerald J. Steen of Orange County, California, occurred on April 24, 1947; and

WHEREAS, Although suffering from injuries soon to prove fatal to himself, Dr. Steen heroically attended his companion injured with him in a traffic accident; and

WHEREAS, Dr. Emerald J. Steen had long been well known for his outstanding public service to his community, being a Past President of the Orange County Medical Association, President of the Northern Orange County Clinic, and Chairman of Fullerton General Hospital; now, therefore, be it

Resolved by the Assembly of the State of California, That the Members of this Assembly express profound regret and sorrow upon the tragic accident and death of Dr. Emerald J. Steen; and be it further

Resolved, That the Chief Clerk of the Assembly transmit suitably prepared copies of this resolution, as an expression of the sympathy of the Members of this Assembly, to Dr. Steen's widow, Mrs. Anna M. Steen, and to his sons, Eldon and Robert Steen; and be it further

Resolved, That when this Assembly this day adjourns it do so out of respect to Dr. Emerald J. Steen.

Resolution read, and referred to the Committee on Rules.

ANNOUNCEMENT OF COMMITTEE MEETINGS

It was announced that the following committee would hold a meeting:

At 9 a.m., Monday, April 28th—

Subcommittee on Ways and Means (University Bills).

GUESTS EXTENDED PRIVILEGE OF ASSEMBLY FLOOR

On request of Mr. Lowrey, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. Chas. Grimmer and L. G. Johnson, teachers of the Arbuckle Grammar School, and the following pupils: Joan Ayers, Bert Bailey, Cleo Blancett, Anna Duarte, Donna Friel, Louis Fleharty, Leroy Hillaker, Elaine Jeans, Dorothy Kessler, Edna Kessler, Marilyn Kelly, Jesse Martinez, David McLean, Lester Miller, Wayne Morrison, Audrey Pratt, Alice Smith, Delbert Ukland, Floyd Alexander, Hal Charter, Beverly Clasby, Arlene Fetters, Wanda Haskins, Nancy Hoffman, Donald Kinz, Lois Mathews, Judy Sherer, Mary Smedley, Georgia Struckmeyer, Terry Sweetland, Ray Wachsmuth, Harold Tucker, Alfred Solis, Vera Solis, and Tommy Odekirk.

On request of Mr. Lowrey, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. Claire E. Pence, teacher of the Butte Creek School of Colusa County, Mrs. Hayden

Sartain, and the following pupils: Beverly Boggs, Peter Boggs, Judy Hageman, Katheryn Hageman, John Bill, Rudolph Geary, Lucille Smith, Judith Dokken, Eddie Love, and Dick Curtis.

On request of Mr. Thurman, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Fred C. Joyce, Mrs. Mary Brown, Mrs. John Thacke, and Mrs. Gladys Brown, teachers of Pine Grove Grammar School, and the following pupils: Keith Shatto, Delbert Simpson, Alden Ladd, Gerald Imel, Thelma Snooks, Patricia Brown, Roger Anderson, Ted Burgess, James Stagg, Calvin Gower, Billie Ruth Berry, Dorothea Mitchell, Nick Gavilko, J. L. Hinton, Leon Vicencio, Diane Bleynagel, Mabel Smith, Sandra Snooks, Phillip Thacher, Dean Kennedy, Harlin Mitchell, Jackie Dunn, Margaret Bleynagel, Edward Gower, Le Roy Cone, Thos. Summers, Sydney James, Denuer Austin, Donald Ladd, and James Ralph.

On request of Mr. Stephenson, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. Isabelle Jackson, teacher of Florin School, and the following pupils: Arvilla Alexander, Carol Asbury, Pauline Butler, Phyllis Faria, Charlotte Gregory, Betty Lawson, Edna Penrose, Barbara Riddle, Margie Sibley, Geraldine Snedaker, Betty Sunzari, Lois Uffelman, Patsy Lee, Delbert Beierle, Leonard Benton, Glen Chamberlain, Leroy Grossman, Ralph Haynes, Vernon Peterson, George Tamura, Johnnie Velaga, Peter Stott, Shirley Benedict, Myrtle Blue, Frances Flemmar, Betty Foreman, Pearl Peterson, Betty Ruddock, Sonya Sage, Yuriko Tsuda, Ruby Yoshayuka, Helen Jamerson, Ramona Ysit, Charles Asbury, Ronald Brown, David Cunningham, Kazui Snouge, Lewis McHenry, Earl Quchida, Norman Smith, Jack Terwilliger, and Norio Tominaga.

On request of Messrs. Anderson, Clayton A. Dills, Evans, and Kilpatrick, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mr. and Mrs. Ned Redding, Mr. and Mrs. O. K. Jones, and Dave G. Ruder of Los Angeles.

ADJOURNMENT

At 4.50 p.m., on motion of Mr. Dickey, the Speaker declared the Assembly adjourned until 10.30 a.m., Monday, April 28, 1947.

SAM L. COLLINS, Speaker

GERALDINE B. HADSELL, Minute Clerk

CALIFORNIA LEGISLATURE
FIFTY-SEVENTH (GENERAL) SESSION

ASSEMBLY DAILY JOURNAL

FIFTY-FOURTH LEGISLATIVE DAY
ONE HUNDRED THIRTEENTH CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO
Monday, April 28, 1947

The Assembly met at 10.30 a.m.

Hon. Sam L. Collins, Speaker of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Allen, Anderson, Beck, Bennett, Blosser, Boyd, Brown, Burke, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—68.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. Raymond Renwald:

O my God, I come before Thee again at the beginning of another day to offer Thee anew the homage of my heart. I acknowledge Thee as my Supreme Lord and Master. I believe in all that Thou hast revealed, because Thou art Truth itself; I hope in Thy promises, because Thou art all-powerful and faithful to Thy promises; I love Thee above all things, because Thou art all good and worthy of all love; and for Thy sake I love my neighbor as myself. Give me this day the enlightenment to know my duties in the light of Thy commandments, and the strength to carry them out with that love of neighbor which is pleasing to Thee—AMEN.

READING OF THE JOURNAL DISPENSED WITH

On motion of Mr. Knight, further reading of the Journal of the previous legislative day was dispensed with.

LEAVES OF ABSENCE FOR THE DAY

The following members were granted leaves of absence for the day, because of illness:

Mr. Burns, on motion of Mr. Dickey.

Mr. Cooke, on motion of Mr. Robertson.

The following member was granted leave of absence for the day, because of legislative business elsewhere:

Mr. Erwin, on motion of Mr. Field.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of the Speaker, the Assembly gave the pledge of allegiance to the Flag.

REQUESTS FOR PERMISSION TO INTRODUCE BILLS

The following request for permission to introduce a bill was presented:

By Mr. Maloney:

ASSEMBLY CHAMBER, SACRAMENTO, April 28, 1947

MR. SPEAKER: In accordance with the provisions of Article IV, Section 2, of the Constitution, I request permission to introduce a bill, the title of which is as follows:

An act to amend Sections 102 and 112 of the Insurance Code, relating to insurance.

Respectfully submitted.

THOMAS A. MALONEY

Request referred to Committee on Legislative Procedure.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, April 28, 1947

MR SPEAKER: Your Committee on Legislative Procedure, to which was referred the following bill, herewith returns the same with the recommendation that the author be permitted to introduce it.

By Mr. Maloney:

An act to amend Sections 102 and 112 of the Insurance Code, relating to insurance.

WEBER, Chairman

The roll was called, and permission granted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Boyd, Burke, Caldecott, Clarke, Collier, Conrad, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, Price, Robertson, Rosenthal, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—62.

NOES—None.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

The following bill was introduced, and read the first time:

Assembly Bill No. 2670: By Mr. Maloney—An act to amend Sections 102 and 112 of the Insurance Code, relating to insurance.

Referred to Committee on Finance and Insurance.

COMMUNICATIONS

By Speaker Collins:

A communication from Abe Gersh, relative to voicing his disapproval of a series of labor bills, was received, and ordered filed with the Secretary of State.

MOTION TO CORRECT JOURNALS

Upon motion of Mr. Dickey, the Journals for Monday, April 21, 1947; Tuesday, April 22, 1947; Wednesday, April 23, 1947; Thursday, April 24, 1947; and Friday, April 25, 1947; were approved as corrected by the Minute Clerk.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, April 28, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1141
Assembly Bill No. 1819
Assembly Bill No. 2082

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 28, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Joint Resolution No. 42

And reports the same correctly engrossed.

WEBER, Chairman

Above reported resolution ordered on file for adoption.

ASSEMBLY CHAMBER, SACRAMENTO, April 28, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 227
Assembly Bill No. 303
Assembly Bill No. 743
Assembly Bill No. 927
Assembly Bill No. 964
Assembly Bill No. 1592
Assembly Bill No. 1657
Assembly Bill No. 2117
Assembly Bill No. 2319
Assembly Bill No 2604
Assembly Bill No. 2605
Assembly Bill No. 2606

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 28, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 24
Assembly Bill No. 32
Assembly Bill No. 302
Assembly Bill No. 687
Assembly Bill No. 1002
Assembly Bill No. 1068
Assembly Bill No. 1070
Assembly Bill No. 1254
Assembly Bill No. 1295
Assembly Bill No. 1362
Assembly Bill No. 1534
Assembly Bill No. 1762
Assembly Bill No. 1884
Assembly Bill No. 2070
Assembly Bill No. 2172
Assembly Bill No. 2442
Assembly Bill No. 2443
Assembly Bill No. 2444

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 28, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 137
Assembly Bill No. 271
Assembly Bill No. 417
Assembly Bill No. 876
Assembly Bill No. 1150
Assembly Bill No. 1702
Assembly Bill No. 2502

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 28, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1360

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bill ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 28, 1947

MR. SPEAKER Your Committee on Legislative Procedure has examined:

Assembly Bill No. 297
Assembly Bill No. 591
Assembly Bill No 692
Assembly Bill No. 789
Assembly Bill No. 913
Assembly Bill No. 2014
Assembly Bill No. 2066

And reports the same correctly re-engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 28, 1947

MR SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 165
Assembly Bill No. 2223

And reports the same correctly re-engrossed

WEBER, Chairman

Above reported bills ordered to third reading.

REQUESTS FOR PERMISSION TO INTRODUCE BILLS

The following request for permission to introduce a bill was presented:

By Mr. Rosenthal:

ASSEMBLY CHAMBER, SACRAMENTO, April 28, 1947

MR. SPEAKER: In accordance with the provisions of Article IV, Section 2, of the Constitution, I request permission to introduce a bill, the title of which is as follows:

An act to amend Sections 19485, 19597, and 19627 of the Business and Professions Code, relating to horse racing, and making an appropriation.

Respectfully submitted.

WM. H. ROSENTHAL

Request referred to Committee on Legislative Procedure.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, April 28, 1947

MR. SPEAKER: Your Committee on Legislative Procedure, to which was referred the following bill, herewith returns the same with the recommendation that the author be permitted to introduce it.

By Mr. Rosenthal:

An act to amend Sections 19485, 19597, and 19627 of the Business and Professions Code, relating to horse racing, and making an appropriation

WEBER, Chairman

The roll was called, and permission granted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Boyd, Burke, Butters, Caldecott, Clarke, Collier, Conrad, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Deas, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sillman, Stanley, Thomas, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—63.

NOES—None.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bill was introduced, and read the first time:

Assembly Bill No. 2671: By Mr. Rosenthal—An act to amend Sections 19485, 19597, and 19627 of the Business and Professions Code, relating to horse racing, and making an appropriation.

Referred to Committee on Public Morals.

CONSIDERATION OF DAILY FILE
SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 886—An act to amend Sections 17051, 17057, 17136.1, 17165. 17254, 17319, 17319.3, 17319.5, 17322.3, and to amend and renumber Sections 17325, 17326, 17327, 17328, 17329, 17330, 17332.11, and to amend Sections 17353, 17354, 17355, 17535, 17721, 17980.1, 18132, 18475, 18552, 18554, 18648, 19253 of, and to add Sections 17102.1, 17102.2 to, the Revenue and Taxation Code, relating to personal income taxes, and providing that this act shall take effect immediately.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1165—An act to amend Sections 7 and 18 of, and to add one new section to be numbered 25.1 to, the Corporation Income Tax Act, relating to the levy and collection of taxes upon the income of corporations, associations and Massachusetts or business trusts, and to provide that this act shall take effect immediately.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1273—An act to add Section 6366 to the Revenue and Taxation Code, and to repeal Sections 6382 and 6382.1 of that code, relating to the exemption of the sales and use of certain aircraft from the sales tax and from the use tax, and providing that this act shall take effect immediately.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1513—An act to amend Section 7.5 of the Bank and Corporation Franchise Tax Act, and Section 5.5 of the Corporation Income Tax Act, relating to state taxation and providing for rates and exemptions, and providing that this act shall take effect immediately.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1519—An act to amend Section 6015 of, and to add Section 6367 to, the Revenue and Taxation Code, relating to the taxation of the privilege of selling and of storing, using, or otherwise consuming tangible personal property and to certain exemptions from said taxation, and providing that this act shall take effect immediately.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1641—An act to amend Sections 322 and 327 of the Revenue and Taxation Code, relating to description of land for assessment purposes.

Bill read second time, and ordered engrossed.

Assembly Bill No. 2107—An act to amend Sections 255 and 441 of the Revenue and Taxation Code, relating to property taxation.

Bill read second time, and ordered engrossed.

Assembly Bill No. 2108—An act to repeal Section 256.5 of the Revenue and Taxation Code, relating to property taxation.

Bill read second time, and ordered engrossed.

Assembly Bill No. 2202—An act to add Chapter 18, comprising Section 19500, to the Revenue and Taxation Code, relating to personal income taxes, declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1991—An act to amend Section 694 of the Vehicle Code, relating to size and width of vehicles.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Transportation and Commerce:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in the Assembly on April 14, 1947, after "of", insert ", and to add Section 40.5 to,".

Amendment No. 2

On page 1 of said bill, strike out lines 1 and 2, and insert

"SECTION 1. Section 40.5 is added to the Vehicle Code, to read:

40.5. Gantry-Truck. A "gantry-truck" is a motor vehicle so designed and constructed that it straddles the load to be transported, and by means of appropriate mechanism, picks up the load and supports it during transportation.

SEC. 2. Section 694 of said code is amended to read:".

Amendment No. 3

On page 2 of said bill, strike out lines 17 to 26, inclusive.

Amendment No. 4

On page 2, line 27, of said bill, strike out "(i)", and insert "(h)".

Amendment No. 5

On page 2, line 28, of said bill, strike out "lumber carriers not exceeding 106 inches in", and strike out lines 29 to 31, inclusive, and insert "gantry-trucks, however, the total outside width of a gantry-truck shall not exceed 106 inches."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 640—An act to amend Section 59 of the Alcoholic Beverage Control Act, relating to sales on election day.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Public Morals:

Amendment No. 1

On page 1, line 3, of the printed bill, following "city", insert "county, city and county,".

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1164—An act to amend Sections 8 and 13 of, and to add Section 34.1 to, the Bank and Corporation Franchise Tax Act, relating to bank and corporation taxes, and to provide that this act shall take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Revenue and Taxation:

Amendment No. 1

On page 15, line 26, of the printed bill, after "section", insert a comma and strike out "a corporation is dis-".

Amendment No. 2

On page 15, line 27, of said bill, strike out "solved when, and", and after "dissolution of", insert "a corporation is", and strike out "which is,".

Amendment No. 3

On page 15, line 32, of said bill, insert a comma after "section", and strike out "a for-".

Amendment No. 4

On page 15, line 33, of said bill, strike out "eign corporation is withdrawn when, and".

Amendment No. 5

On page 15, line 34, of said bill, after "withdrawal of", strike out "which is", and insert "a foreign corporation is".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1407—An act to amend Section 2912 of the Revenue and Taxation Code, relating to assessors' monthly reports to auditors.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Revenue and Taxation:

Amendment No. 1

On page 1, line 3, of the printed bill, strike out "first Monday in", and insert "tenth day of".

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1555—An act amending Section 57 of the Labor Code.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Industrial Relations:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "amending Section 57 of the Labor Code," and insert "to amend Section 57 of, and to add Section 6314.5 to, the Labor Code, relating to the Department of Industrial Relations".

Amendment No. 2

On page 1 of said bill, after line 23, insert

"SEC. 2. Section 6314.5 is added to said code, to read:

6314.5. The Chief of the Division of Industrial Safety and any employees of the division, designated by him, shall have all the powers of peace officers to carry weapons, make arrests, and serve warrants or other process in this State."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 810—An act to amend Sections 35 and 257 of, and to add Section 35.5 to, the Vehicle Code, relating to power cycles and operators thereof.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Transportation and Commerce:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "and 257", and insert ", 156, 157, and 158".

Amendment No. 2

In the title of said bill, strike out lines 2 and 3, and insert ", 515.1 and 517 to, the Vehicle Code, relating to power cycles and to registration thereof."

Amendment No. 3

On page 1, line 8, of said bill, after "pounds", insert "avoirdupois, fully equipped, without gasoline or oil".

Amendment No. 4

On page 1, line 10, of said bill, after "ground", insert "and".

Amendment No. 5

On page 1 of said bill, strike out lines 11 to 15, inclusive, and insert "at a maximum speed not to exceed 35 miles per hour."

Amendment No. 6

On page 1, line 16, of said bill, strike out "Section 257 of said code is amended to read:"; strike out lines 17 to 25, inclusive; and on page 2, strike out lines 1 to 22, inclusive, and insert "Section 156 of said code is amended to read:

156. License Plates to be Furnished by the Department.—(a) The department upon registering a vehicle shall issue to the owner two license plates for a motor vehicle other than a motorcycle *or power cycle*, and one license plate for all other vehicles required to be registered hereunder.

(b) Every license plate shall have displayed upon it the registration number assigned to the vehicle for which it is issued, together with the word "California" or the abbreviation "Cal." and the year number for which it is issued.

(c) License plates issued for motor vehicles other than motorcycles *and power cycles* shall be rectangular in shape, 13¾ inches in length and 6⅓ inches in width.

SEC. 4. Section 157 of said code is amended to read:

157. Special Series License Plates. License plates issued for trailers, semitrailers, *power cycles*, and pole and pipe dollies and such vehicles as are exempt from the payment of registration fees hereunder shall display suitable distinguishing marks or symbols and the registration numbers assigned to each such class of vehicles shall run in a separate numerical series, except that the registration numbers assigned to such vehicles as are exempt from the payment of registration fees may run in several separate numerical series.

SEC. 5. Section 158 of said code is amended to read:

158. Display of License Plates. (a) License plates issued for a motor vehicle other than a motorcycle *or power cycle* shall be attached thereto, one in the front and the other in the rear. The license plate issued for all other vehicles required to be registered hereunder shall be attached to the rear thereof.

(b) Every license plate shall at all times be securely fastened to the vehicle for which it is issued so as to prevent the plate from swinging and at a minimum distance of 12 inches from the ground in a position to be clearly visible and shall be maintained free from foreign materials and in a condition to be clearly legible.

(c) Every license plate shall remain attached during the current calendar year to the vehicle for which it is issued except as otherwise permitted by law with reference to special plates issued to a manufacturer, transporter or dealer and except plates issued for vehicles which are exempt from payment of registration fees or plates which

bear other distinguishing marks or symbols when such vehicles are no longer exempt from payment of registration fees or no longer entitled to plates bearing distinguishing marks or symbols. This section shall not apply to plates which the department as authorized has ordered to be surrendered, transferred to another vehicle or removed.

(d) The department may seize any license plate which is not attached to the vehicle for which issued when and as required hereunder and may attach or require such plate to be attached to the proper vehicle.

SEC. 6 Section 515.1 is added to said code, to read:

515.1 Speed of Power Cycle. No person shall operate upon any highway any power cycle at any speed in excess of 35 miles per hour."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1483—An act to amend Sections 5 and 37 of the Alcoholic Beverage Control Act, relating to license fees and the disposition thereof.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Revenue and Taxation:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Sections 5 and", and insert "Section".

Amendment No. 2

On page 1 of said bill, strike out lines 1 to 24, inclusive; strike out all of page 2; and on page 3, strike out lines 1 to 26, inclusive, and insert

"SECTION 1. Section 37 of the Alcoholic Beverage Control Act is".

Amendment No. 3

On page 3, line 33, of said bill, strike out "Ninety-seven percent of".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

SECOND READING OF SENATE BILLS

Senate Bill No. 323—An act to amend Section 19431 of the Business and Professions Code, relating to the general office of California Horse Racing Board.

Bill read second time, and ordered to third reading.

Senate Bill No. 1343—An act to amend Section 37 of the Alcoholic Beverage Control Act, relating to appropriations from the Alcoholic Beverage Control Fund.

Bill read second time, and ordered to third reading.

Senate Bill No. 123—An act to amend Sections 1 and 5a of an act entitled "The California Air Navigation Act," relating to air navigation.

Bill read second time, and ordered to third reading.

Senate Bill No. 244—An act to amend Section 673 of the Vehicle Code, relating to mufflers.

Bill read second time, and ordered to third reading.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, April 25, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed:

Senate Bill No. 693
Senate Bill No. 870

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS

The following bills were read the first time:

Senate Bill No. 693—An act to amend Sections 545.5, 546, and 547 of, and to add Sections 548 to, the Agricultural Code, relating to sale and labeling of cheese.

Referred to Committee on Livestock and Dairies.

Senate Bill No. 870—An act to add Section 1300.19-1 to Chapter 10 of Division 5 of the Agricultural Code, relating to the time of commencing actions under the provisions of said chapter.

Referred to Committee on Agriculture.

RE-REFERENCE OF BILLS

By order of the Speaker, the following bills were withdrawn from the file, and re-referred as follows:

Assembly Bills Nos. 1702 and 2223 re-referred to Committee on Public Health.

Assembly Bills Nos. 876, 2502, and 137 re-referred to Committee on Judiciary.

Senate Bill No. 831 re-referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 417 re-referred to Committee on Agriculture.

Assembly Bill No. 1150 re-referred to Committee on Fish and Game.

Senate Bill No. 1470 re-referred to Committee on Public Health.

Assembly Bill No. 1360 re-referred to Committee on Public Health.

Assembly Bill No. 1657 re-referred to Committee on Judiciary.

Assembly Bills Nos. 743 and 927 re-referred to Committee on Public Health.

Assembly Bill No. 2117 re-referred to Committee on Governmental Efficiency and Economy.

Assembly Bills Nos. 2604, 2605, and 2606 re-referred to Committee on Municipal and County Government.

Assembly Bills Nos. 692 and 2014 re-referred to Committee on Education.

Assembly Bills Nos. 2082 and 1141 re-referred to Committee on Agriculture.

NOTICE OF MOTION TO RECONSIDER CONTINUED

By unanimous consent, Mr. Doyle's notice of motion to reconsider Assembly Constitutional Amendment No. 28 was continued until the next legislative day.

REQUEST FOR UNANIMOUS CONSENT THAT SENATE BILL NO. 809 BE WITHDRAWN FROM COMMITTEE ON LIVESTOCK AND DAIRIES, AND BE RE-REFERRED

Mr. Thorp asked for, and was granted, unanimous consent that Senate Bill No. 809 be withdrawn from the Committee on Livestock and Dairies, and be re-referred to the Committee on Public Health.

NOTICE OF MOTION TO RECONSIDER ASSEMBLY BILL NO. 1505 WAIVED

Mr. Boyd waived his notice of motion to reconsider the vote whereby Assembly Bill No. 1505 was refused passage.

CONSIDERATION OF DAILY FILE (RESUMED)

UNFINISHED BUSINESS

CONSIDERATION OF SENATE AMENDMENTS

Assembly Bill No. 849—An act to amend Section 9 of the Municipal Court Act of 1925, relating to compensation of officials of the municipal court.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 849?

Amendment No. 1

In line 2 of the title of the printed bill, as amended in the Assembly on March 27, 1947, strike out "to the constitution of the court and".

Amendment No. 2

In line 3 of the title of said bill, after "officials", insert "of the municipal court".

Amendment No. 3

On page 1 of said bill, strike out line 1, and insert
"SECTION 1. Section 9.5 is added to the act cited in the title".

Amendment No. 4

On page 1 of said bill, strike out lines 3 to 14, inclusive, and insert
"SEC. 9.5. The officers and attaches of the municipal court in a city, or city and county of the second and one-fourth class shall receive compensation as follows:".

Amendment No. 5

On page 1, line 15, of said bill, strike out "(b)", and insert
"(a)".

Amendment No. 6

On page 1, line 18, of said bill, strike out "(c)", and insert
"(b)".

Amendment No. 7

On page 2, line 11, of said bill, strike out "(d)", and insert
"(c)".

Amendment No. 8

On page 2, line 14, of said bill, strike out "(e)", and insert
"(d)".

Amendment No. 9

On page 2, line 27, of said bill, strike out "(f)", and insert
"(e)".

Amendment No. 10

On page 2, line 30, of said bill strike out the semicolon, and insert a period.

Amendment No. 11

On page 2 of said bill, between lines 30 and 31, insert
"Any person who has been in the same class for two and one-half years shall receive the maximum salary for that class."

Amendment No. 12

On page 2, line 34, of said bill, after "purpose," strike out "shall", and insert "may fix the compensation of such employee, within the limits hereinbefore set forth

for the position to which appointment is made, and may thereafter grant increases in compensation within such limits upon the basis of efficiency and seniority records, all in strict conformity with existing rules and regulations of the city civil service commission. The appointing authority shall further".

Amendment No. 13

On page 2 of said bill, strike out lines 43 to 48, inclusive.

Amendment No. 14

Strike out all of page 3 of said bill.

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 849 by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Boyd, Burke, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Doyle, Dunn, Elliott, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Niehouse, Price, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—59.
NOES—None.

Assembly Bill No. 849 ordered enrolled.

Assembly Bill No. 489—An act to amend Section 142 of the Vehicle Code, relating to vehicles exempted from registration.

The question being: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 489?

Amendment No. 1

On page 1, line 20, of the printed bill, as amended in the Assembly on March 25, 1947, after "husbandry", insert "and shall be exempt from registration".

The roll was called, and the Assembly concurred in Senate amendment to Assembly Bill No. 489 by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Boyd, Burke, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Doyle, Dunn, Elliott, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Niehouse, Price, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—59.
NOES—None.

Assembly Bill No. 489 ordered enrolled.

Assembly Bill No. 534—An act to add Section 261c to the Code of Civil Procedure, relating to phonographic reporters for the superior courts.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 534?

Amendment No. 1

On page 1, line 3, of the printed bill, after "261c.", insert "Notwithstanding the provisions of Section 261b,".

Amendment No. 2

On page 1, line 4, of said bill, strike out "600,000", and insert "900,000".

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 534 by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Boyd, Burke, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Doyle, Dunn, Elliott, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey,

Luckel, Lyons, Maloney, McMillan, Niehouse, Price, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—59.
NOES—None.

Assembly Bill No. 534 ordered enrolled.

NOTICE OF MOTION TO RECONSIDER SENATE BILL NO. 297 WAIVED

Mr. Lyons waived his notice of motion to reconsider the vote whereby Senate Bill No. 297 was passed.

Senate Bill No. 297 ordered transmitted to the Senate.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 165—An act to amend Sections 271, 277, 278, 314, 314.5, 315, 316, and 332 of the Vehicle Code, and to add Sections 271.2 and 305.1 to the Vehicle Code, relating to drivers licenses and to the issuance, suspension, or revocation thereof, and declaring the urgency of this act.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Allen, Anderson, Beck, Blosser, Boyd, Brown, Burke, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Knight, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Rosenthal, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—65.
NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Blosser, Boyd, Brown, Burke, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Knight, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Rosenthal, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—65.
NOES—None.

Bill ordered transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT TO TAKE UP SENATE BILL NO. 122, OUT OF ORDER

Mr McCollister asked for, and was granted, unanimous consent that Senate Bill No. 122 be taken up, out of order, at this time.

CONSIDERATION OF SENATE BILL NO. 122

Senate Bill No. 122—An act to amend Section 5082 of the Business and Professions Code, relating to registration as a public accountant, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and refused adoption by the following vote:

AYES—Allen, Anderson, Brady, Brown, George D. Collins, Conrad, Cramer, Crichton, Debs, Dolwig, Dunn, Elliott, Evans, Gaffney, Gannon, Grunsky, Hawkins,

Hinton, Hollibaugh, James, Johnson, Luckel, Lyons, Maloney, McCollister, Niehouse, O'Day, Price, Robertson, Thomas, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—36.

NOES—Beck, Bennett, Boyd, Burke, Caldecott, Clarke, Collier, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Field, Fletcher, Geddes, Grant, Heisinger, Huyck, Kirkwood, Knight, Loomis, McMillan, Miller, Rosenthal, Silliman, Stanley, Stewart, and Thorp—29.

Notice of Motion to Reconsider Urgency Clause to Senate Bill No. 122

Mr. Robertson gave notice that on the next legislative day he would move to reconsider the vote whereby the urgency clause to Senate Bill No. 122 was this day refused adoption.

RECESS

At 11.30 a.m., on motion of Mr. Dickey, the Assembly recessed until 11.40 a.m.

REASSEMBLED

At 11.40 a.m., the Assembly reconvened.

Hon. Sam L. Collins, Speaker of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

REQUESTS FOR PERMISSION TO INTRODUCE BILLS

The following request for permission to introduce a bill was presented:

By Mr. Fletcher:

ASSEMBLY CHAMBER, SACRAMENTO, April 28, 1947

MR. SPEAKER: In accordance with the provisions of Article IV, Section 2, of the Constitution, I request permission to introduce a bill, the title of which is as follows:

An act to amend Section 80 of the Labor Code, relating to the salary of the Labor Commissioner.

Respectfully submitted.

CARL FLETCHER

Request referred to Committee on Legislative Procedure.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, April 28, 1947

MR. SPEAKER: Your Committee on Legislative Procedure, to which was referred the following bill, herewith returns the same with the recommendation that the author be permitted to introduce it:

By Mr. Fletcher:

An act to amend Section 80 of the Labor Code, relating to the salary of the Labor Commissioner.

WEBER, Chairman

The roll was called, and permission granted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Butters, Clarke, Collier, George D. Collins, Conrad, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Huckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr Speaker—67.

NOES—None.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bill was introduced, and read the first time:

Assembly Bill No. 2672: By Mr. Fletcher—An act to amend Section 80 of the Labor Code, relating to the salary of the Labor Commissioner.

Referred to Committee on Governmental Efficiency and Economy.

REQUESTS FOR PERMISSION TO INTRODUCE BILLS

The following request for permission to introduce a bill was presented:

By Mr. James:

ASSEMBLY CHAMBER, SACRAMENTO, April 28, 1947

MR. SPEAKER: In accordance with the provisions of Article IV, Section 2, of the Constitution, I request permission to introduce a bill, the title of which is as follows:

An act to add Section 66j to the Code of Civil Procedure, relating to the number of judges of the Superior Court in the County of Kern, and providing for the appointment of an additional judge and for his compensation.

Respectfully submitted.

W. E. JAMES

Request referred to Committee on Legislative Procedure.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, April 28, 1947

MR. SPEAKER: Your Committee on Legislative Procedure, to which was referred the following bill, herewith returns the same with the recommendation that the author be permitted to introduce it:

By Mr. James:

An act to add Section 66j to the Code of Civil Procedure, relating to the number of judges of the Superior Court in the County of Kern, and providing for the appointment of an additional judge and for his compensation.

WEBER, Chairman

The roll was called, and permission granted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cramer, Crichton, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—67.

NOES—None.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bill was introduced, and read the first time:

Assembly Bill No. 2673: By Mr. James—An act to add Section 66j to the Code of Civil Procedure, relating to the number of judges of the Superior Court in the County of Kern, and providing for the appointment of an additional judge and for his compensation.

Referred to Committee on Judiciary.

RESOLUTIONS

The following resolution was offered:

By Mr. Lester T. Davis:

House Resolution No. 162

Relative to the maintenance of satisfactory flows in the Klamath River for the preservation and maintenance of steelhead and salmon

WHEREAS, The people of the State of California by initiative act in 1924 set aside that portion of the Klamath River and the waters thereof, following its meanderings from the confluence of the Klamath River and the Shasta River in the County of Siskiyou to the mouth of the Klamath River in Del Norte County as a district in which the construction and maintenance of dams or other artificial obstructions was prohibited; and

WHEREAS, This prohibition was made in order to provide for the movement of steelhead and salmon from the ocean to their spawning grounds and for the movement of young steelhead and salmon from the spawning grounds to the ocean; and

WHEREAS, This objective is in large part nullified by the operation of the hydroelectric plant of the California-Oregon Power Company, known as the Copco Plant, located approximately 18 miles upstream from the mouth of the Shasta River, and arises from the intermittent operation of said plant which permits a satisfactory flow of water in the Klamath River only at certain times of each day when said plant is operated for the production of electric power. This causes daily fluctuations in the flow of the river which vary from less than 100 cubic feet of water per second to over 2,000 cubic feet of water per second, and which thus causes the loss of thousands of fish by stranding; and

WHEREAS, It appears that the operations of the Copco Plant might be modified so as to reduce said fluctuations to a satisfactory degree, or a regulating dam might be constructed on the Klamath River between the Copco Plant and the mouth of the Shasta River; now, therefore, be it

Resolved by the Assembly of the State of California, That a request be directed to the Public Utilities Commission of California, asking it to prepare and supply a report as to whether it would be more practical and economically feasible to require the California-Oregon Power Company to modify their operations or to construct a regulating dam to reduce the present average daily range of artificial fluctuations of the flow of the Klamath River by not less than 50 percent, and that the Public Utilities Commission be requested to submit a report in response to the above request to the Assembly Interim Committee on Fish and Game not later than January 1, 1948; and be it further

Resolved, That the Chief Clerk of the Assembly be directed to transmit a copy of this resolution to the Public Utilities Commission of California.

Resolution read, and referred to the Committee on Rules.

RE-REFERENCE OF BILLS BY UNANIMOUS CONSENT

By unanimous consent, the Speaker ordered Senate Bill No. 810 withdrawn from the Committee on Public Morals, and re-referred to the Committee on Public Health.

By unanimous consent, the Speaker ordered Senate Bill No. 811 withdrawn from the Committee on Municipal and County Government, and re-referred to the Committee on Public Health.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, April 28, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Constitutional Amendment No. 7—A resolution to propose to the people of the State of California an amendment to Section 23 of Article IV of the Constitution of said State, relating to the compensation of Members of the Legislature;

Assembly Concurrent Resolution No. 57—Relative to the Hayward Area Chamber of Commerce;

Assembly Joint Resolution No. 9—Relative to memorializing Congress concerning appropriations for forest conservation;

Assembly Joint Resolution No. 43—Relative to memorializing the President and Congress of the United States to investigate the freight car shortage;

And reports that the same have been correctly enrolled, and presented to the Secretary of State on the twenty-eighth day of April, 1947, at 12 m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, April 28, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 222—An act to amend Section 274a of the Code of Civil Procedure, relating to phonographic reporters;

Assembly Bill No. 223—An act to add Section 269a to the Code of Civil Procedure, relating to phonographic reporters;

Assembly Bill No. 230—An act to add Section 9.3, and to repeal Section 9 of, the Municipal Court Act of 1925, relating to the constitution of the court and to compensation of officials;

And reports that the same have been correctly enrolled, and presented to the Governor on the twenty-eighth day of April, 1947, at 2 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, April 28, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 424—An act to amend Section 2160.5 of the Welfare and Institutions Code, relating to the eligibility of institution inmates for aid to the aged;

Assembly Bill No. 614—An act to amend Sections 9765, 9791, 13538, 13571, 13576, and 13579, and to repeal Sections 13572, 13574, 13575, 13577, 13580, and 13604 of, and to add Section 13530.5 to, the Government Code, relating to the State Printing Office;

Assembly Bill No. 638—An act conveying certain tidelands and lands lying under inland navigable waters, situate in the Bay of San Diego to the City of National City, in furtherance of navigation and commerce and the fisheries, and providing for the government, management and control thereof, reserving rights to the State;

And reports that the same have been correctly enrolled, and presented to the Governor on the twenty-eighth day of April, 1947, at 2 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, April 28, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 639—An act conveying certain tidelands and lands lying under inland navigable waters, situate in the Bay of San Diego to the City of Chula Vista, in furtherance of navigation and commerce and the fisheries, and providing for the government, management and control thereof, reserving rights to the State;

Assembly Bill No. 677—An act to amend Section 1170 of the Harbors and Navigation Code, relating to pilotage rates;

Assembly Bill No. 730—An act to amend Section 797 of the Fish and Game Code, relating to abalones;

And reports that the same have been correctly enrolled, and presented to the Governor on the twenty-eighth day of April, 1947, at 2 p.m

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, April 28, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 740—An act to amend Section 450.5 of the Fish and Game Code, relating to ocean fishing with spear;

Assembly Bill No. 825—An act to add Section 20571 to the Water Code, relating to irrigation districts and assessments of irrigation districts;

Assembly Bill No. 1153—An act to add Section 9105 to the Government Code, relating to the State Capitol Building, the management thereof, and the assignment and reassignment of space therein, declaring the urgency hereof, to take effect immediately;

And reports that the same have been correctly enrolled, and presented to the Governor on the twenty-eighth day of April, 1947, at 2 p m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, April 28, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1227—An act to amend Section 869 and to repeal Section 1742 of the Welfare and Institutions Code and to add Section 869.5 thereto, relating

to the support of persons committed to the Youth Authority or confined in institutions subject to its jurisdiction;

Assembly Bill No. 1305—An act to amend Sections 830.1, 830.2, 830.4, and 830.5 of the Agricultural Code, relating to substandard fruits, nuts and vegetables;

Assembly Bill No. 1306—An act to amend Section 820 of the Agricultural Code, relating to the packing of tomatoes;

And reports that the same have been correctly enrolled, and presented to the Governor on the twenty-eighth day of April, 1947, at 2 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, April 28, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1307—An act to amend Section 787.5 of the Agricultural Code, relating to markings on containers of fruits, nuts and vegetables;

Assembly Bill No. 1308—An act to amend Section 784.6 of the Agricultural Code, relating to fancy packs of fruits;

Assembly Bill No. 1309—An act to amend Section 771 of the Agricultural Code, relating to certification of grapes for by-products;

And reports that the same have been correctly enrolled, and presented to the Governor on the twenty-eighth day of April, 1947, at 2 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, April 28, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 2649—An act granting certain lands of the State of California to the City of San Diego upon certain trusts and conditions.

And reports that the same has been correctly enrolled, and presented to the Governor on the twenty-eighth day of April, 1947, at 2 p.m.

WEBER, Chairman

RECESS

At 12.15 p.m., on motion of Mr. Dickey, the Assembly recessed until 2 p.m.

REASSEMBLED

At 2 p.m., the Assembly reconvened.

Hon. Sam L. Collins, Speaker of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, April 28, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1500

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bill ordered to third reading.

RE-REFERENCE OF BILLS

By order of the Speaker, the following bill was withdrawn from the file, and re-referred as follows:

Assembly Bill No. 1500 re-referred to Committee on Public Health.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 789—An act to amend Section 252 of the Fish and Game Code, relating to refuges.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Boyd, Brown, Butters, Collier, George D. Collins, Crichton, Crowley, Lester T. Davis, Clayton A. Dills, Doyle, Elliott, Erwin, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hawkins, Heisinger,

Johnson, Kilpatrick, Kirkwood, Luckel, Lyons, Maloney, McCollister, Miller, Stephenson, Thomas, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—41

NOES—Caldecott, Clarke, Conrad, Cramer, Dickey, Ralph C. Dills, Dolwig, Hahn, Hinton, Hollibaugh, Loomis, Silliman, Stanley, and Thorp—14.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1535—An act to amend Sections 11001, 11003, 11103, 11104, 11106, 11166.12, 11170, 11331.5, 11392, 11393, 11475, 11476, 11680, 11715.7, 11721, and 11780 of, and to add Sections 11163.5, 11166.02, 11170.5, 11178, 11179, and 11390.5, 11477, 11478, 11479, and 11480 to, and to repeal Sections 11477, 11478, and 11479 of the Health and Safety Code, relating to the sale, possession, distribution, and use of habit forming narcotic and other dangerous drugs, and providing penalties for the violation thereof, and to the Division of Narcotic Enforcement, Department of Justice, and the powers and duties of the Attorney General relating thereto.

Bill read third time.

Motion That Assembly Bill No. 1535 Be Re-referred to Committee

Mr. Beck moved that Assembly Bill No. 1535 be re-referred to the Committee on Judiciary.

Mr. M. Philip Davis seconded the motion.

Mr. McCollister withdrew his objections.

Motion carried.

Assembly Bill No 1535 ordered re-referred to the Committee on Judiciary.

Assembly Bill No. 2429—An act to add Section 580 to the Streets and Highways Code, relating to the addition to the State Highway System of Route 240.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Brady, Brown, Burke, Butters, Caldecott, Collier, Conrad, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Heisinger, Hinckley, Hinton, Hollibaugh, James, Johnson, Kirkwood, Loomis, Luckel, Lyons, Maloney, McCollister, Miller, Niehouse, Price, Silliman, Stephenson, Stewart, Thomas, Thompson, Thurman, Waters, Weber, and Wollenberg—54.

NOES—Clarke and Thorp—2.

Bill ordered transmitted to the Senate.

Assembly Bill No. 547—An act to add Chapter 15 to Part 2 of Division 2 of Title 3 of the Government Code, relating to the powers and duties of counties and the boards of supervisors thereof, and authorizing the acquisition, construction, maintenance and operation of public incinerators and the issuance and sale of revenue bonds to finance the same and providing for the use and expenditure of the proceeds of such bonds and the use and disposition of revenue arising from public incinerators so financed.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Berry, Blosser, Boyd, Brady, Brown, Burke, Butters, Caldecott, George D. Collins, Cramer, Crichton, Crowley, M. Philip Davis, Dolwig,

Erwin, Field, Fletcher, Gaffney, Grant, Grunsky, Hahn, Hawkins, Hinton, Huyck, James, Johnson, Kirkwood, Loomis, Lowrey, Maloney, McCollister, Niehouse, O'Day, Price, Robertson, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr Speaker—48.

NOES—Bennett, Collier, Conrad, Lester T. Davis, Clayton A. Dills, Ralph C. Dills, Doyle, Evans, Geddes, Heisinger, Hollibaugh, Kilpatrick, Luckel, Lyons, and Miller—15.

Bill ordered transmitted to the Senate.

Assembly Bill No. 2—An act to amend Sections 1500, 1501, and 1503 of the Welfare and Institutions Code, relating to needy children.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Butters, Caldecott, Collier, George D. Collins, Conrad, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Hinckley, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Stanley, Stephenson, Thomas, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—64.

NOES—Silliman—1.

Bill ordered transmitted to the Senate.

BILLS WITHDRAWN FROM ACTIVE FILE, AND PLACED ON THE INACTIVE FILE

Assembly Bill No 426, on motion of Mr. Debs.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1879—An act to add Section 39.8 to the Fish and Game Code, relating to exhibiting fish and game educational material.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Butters, Caldecott, Collier, George D. Collins, Conrad, Cramer, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Hinckley, Hinton, Hollibaugh, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—62.

NOES—None.

Bill ordered transmitted to the Senate.

MEMBERS EXCUSED

At 2.55 p.m., Mr. Caldecott asked for, and was granted, unanimous consent that Messrs. Carey and Sheridan be excused for the balance of the legislative day because of legislative duties elsewhere.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 438—An act to amend an initiative act entitled "An act prescribing the terms upon which licenses may be issued to practitioners of chiropractic, creating the State Board of Chiropractic Examiners and declaring its powers and duties, prescribing penalties for violation hereof, and repealing all acts and parts of acts inconsistent

herewith," approved by electors November 7, 1922, by adding Section 8.1 thereto, relating to the rights of blind persons in respect to the study and practice of chiropractic, said amendment to take effect upon the approval thereof by the electors, and providing for the submission thereof to the electors pursuant to Section 1b of Article IV of the State of California.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Butters, Caldecott, Clarke, Collier, George D. Collins, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Hinckley, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—65.

NOES—None

Bill ordered transmitted to the Senate.

Assembly Bill No. 271—An act to amend Sections 3051 and 3083 of the Welfare and Institutions Code, relating to aid to needy blind persons.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—68.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1708—An act to amend Section 20949 of the Education Code, relating to the California School for the Blind.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—68.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 775—An act to amend Section 480 of the Fish and Game Code, relating to fishing.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Bennett, Berry, Blosser, Boyd, Brady, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cramer, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Grant, Grunsky, Hahn, Hawkins, Heisinger,

Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Knight, Loomis, Luckel, Lyons, McCollister, McMillan, Niehouse, O'Day, Price, Rosenthal, Silliman, Stanley, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—62.

NOES—Beck, Brown, and Lowrey—3.

Bill ordered transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT TO TAKE UP ASSEMBLY JOINT RESOLUTION NO. 42, OUT OF ORDER

Mr. Heisinger asked for, and was granted, unanimous consent to take up Assembly Joint Resolution No. 42, out of order, at this time.

CONSIDERATION OF ASSEMBLY JOINT RESOLUTION NO. 42

Assembly Joint Resolution No. 42—Relative to appropriations of funds for the Central Valley Project.

Resolution read.

Assembly Joint Resolution No. 42 ordered passed on file temporarily.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1767—An act to add Section 1152.5 to the Fish and Game Code, relating to driving or herding birds or animals by airplane.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Butters, Caldecott, Clarke, Collier, George D. Collins, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Silliman, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—66.

NOES—Crowley and Knight—2.

Bill ordered transmitted to the Senate.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolution was offered:

Assembly Concurrent Resolution No. 69: By Messrs. Brown, Beck, Ralph C. Dills, Dickey, Butters, Caldecott, Clayton A. Dills, Dunn, Field, Geddes, Stephenson, Thompson, and Wollenberg—Relative to the need of trained teachers and public school week.

Referred to Committee on Rules.

Motion to Place Rush Order on Printing of Assembly Concurrent Resolution No. 69

Mr. Brown moved that a rush order be placed upon the printing of Assembly Concurrent Resolution No. 69.

Motion carried.

FURTHER CONSIDERATION OF ASSEMBLY JOINT RESOLUTION NO. 42

Assembly Joint Resolution No. 42—Relative to appropriations of funds for the Central Valley Project.

Resolution read.

Motion to Amend

Mr. Heisinger moved the adoption of the following amendment:

Amendment No. 1

On page 1 of the printed measure, strike out lines 16 to 18, inclusive.

Amendment read, and adopted.

Resolution ordered reprinted, and re-engrossed.

REQUEST FOR UNANIMOUS CONSENT TO USE ASSEMBLY CHAMBER

Mr. Allen asked for, and was granted, unanimous consent that the Committee on Public Utilities and Corporations be permitted to use the Assembly Chamber, upon adjournment today, for the purpose of holding a meeting.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, April 28, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted:

Assembly Concurrent Resolution No. 64

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above resolution ordered enrolled.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, April 28, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1273
Assembly Bill No. 1513
Assembly Bill No. 1519
Assembly Bill No. 1641
Assembly Bill No. 2107
Assembly Bill No. 2108
Assembly Bill No. 2202

And reports the same correctly engrossed

WEBER, Chairman

Above reported bills ordered to third reading.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 687—An act to amend Section 10302 of the Education Code, relating to courses of study in the elementary schools.

Bill read third time.

Motion to Amend

Mr. Wollenberg moved the adoption of the following amendment:

Amendment No. 1

On page 1 of the printed bill, strike out lines 14 to 24, inclusive, and insert "any pupil whose parent or guardian is an adherent of a well recognized church, sect, denomination or organization, and in the practice of the religion thereof depends for healing upon prayer or spiritual means may be granted exemption from instruction in symptoms of disease, their cause, course, or cure, or in anatomy, physiology, or hygiene, except insofar as hygiene deals with personal cleanliness, when a statement signed by the parent or guardian having custody of the pupil has been filed with the principal of the school stating that such instruction is in conflict with the religious beliefs of the person signing the statement; and no penalties as to credits or graduation shall result from such exemption."

Amendment read, and adopted.

Bill ordered reprinted, and re-engrossed.

NOTICE OF MOTION TO WITHDRAW ASSEMBLY BILLS NOS. 166, 14, 145, AND 1378 FROM THE INACTIVE FILE

Mr. Thomas gave notice that on the second legislative day he would move to withdraw Assembly Bills Nos. 166, 14, 145 and 1378 from the inactive file, and have them placed upon the third reading file.

ANNOUNCEMENT OF COMMITTEE MEETINGS

It was announced that the following committees would hold meetings:

Upon adjournment—

Public Utilities and Corporations (in the Assembly Chamber).
Ways and Means.
Crime and Correction.
Subcommittee on Education (Child Care Centers).

At 8 p.m., tonight—

Finance and Insurance.
Judiciary.

GUESTS EXTENDED PRIVILEGE OF ASSEMBLY FLOOR

On request of Mr. Gannon, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. Lulu Brunton, Mrs. Thelma Baldry, Mrs. Anna Middlestadt, Miss Nell Burke, and Mrs. Rolland A Vandegrift of the Zonta Service Club of Sacramento.

On request of Mr. Caldecott, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. Helen Nicol and Miss Emma Wurth of the Zonta Service Club of Berkeley.

On request of Mr. Hahn, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to George T. Pfleger of Los Angeles.

On request of Mr. Burke, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Leo E. Anderson, Ed. S. Renwick, and Mrs. E. C. Renwick of San Marino.

On request of Mr. Hinton, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Blayney F. Matthews of Burbank.

On request of Mr. Anderson, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Beatrice Dukall and Luther Mandell of Los Angeles and Ann Riave of San Francisco.

On request of Messrs. Blosser and McCollister, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Ellsworth Barnett of Santa Rosa.

On request of Mr. Debs, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to William P. Laffin of Hollywood.

ADJOURNMENT

At 3.26 p.m., on motion of Mr. Dickey, the Speaker declared the Assembly adjourned until 9 a m., Tuesday, April 29, 1947.

SAM L. COLLINS, Speaker

GERALDINE B. HADSELL, Minute Clerk

CALIFORNIA LEGISLATURE
FIFTY-SEVENTH (GENERAL) SESSION

ASSEMBLY DAILY JOURNAL

FIFTY-FIFTH LEGISLATIVE DAY
ONE HUNDRED FOURTEENTH CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO
Tuesday, April 29, 1947

The Assembly met at 9 a.m.
Hon. Sam L. Collins, Speaker of the Assembly, presiding.
Chief Clerk Arthur A. Ohnimus at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—74.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. Raymond Renwald:

Come, Holy Ghost, and fill the hearts of Thy faithful and enkindle in them the fire of Thy divine love.

Send forth Thy Spirit and they shall be created. And Thou shalt renew the face of the earth.

Let us pray: O God, who didst instruct the hearts of the faithful by the light of the Holy Spirit, grant us by the same Holy Spirit to relish what is right and evermore to rejoice in His consolation, through Christ Our Lord—AMEN.

READING OF THE JOURNAL DISPENSED WITH

On motion of Mr. Burke, further reading of the Journal of the previous legislative day was dispensed with.

LEAVES OF ABSENCE FOR THE DAY

The following members were granted leaves of absence for the day, because of illness:

Mr. Lowrey, on motion of Mr. Dickey.
Mr. Burns, on motion of Mr. Dickey.

The following member was granted leave of absence for the day, because of legislative business elsewhere:

Mr. Heisinger, on motion of Mr. Doyle.

COMMUNICATIONS

By the Chief Clerk:

The following communication was received, read, and ordered printed in the Journal:

THE STATE OF TEXAS
OFFICE OF THE LIEUTENANT GOVERNOR
AUSTIN, TEXAS, April 22, 1947

Mr. Arthur A. Ohnimus, Chief Clerk
California Assembly, Sacramento, California

MY DEAR MR. OHNIMUS: I acknowledge receipt of your letter of April 18th and the copy of House Resolution No. 150, adopted by the California Assembly on April 17, 1947.

The Senate of Texas is deeply appreciative of the action of the California Assembly in adopting the resolution relative to the Texas City disaster.

Sincerely yours,

ALLAN SHIVERS

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, April 28, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 886

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bill ordered to third reading.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, April 28, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed:

Assembly Bill No. 761
Assembly Bill No. 844
Assembly Bill No. 845
Assembly Bill No. 920
Assembly Bill No. 1107
Assembly Bill No. 2150

J. A. BEEK, *Secretary of the Senate*
By C. V. TAYLOR, Assistant Secretary

Above bills ordered enrolled.

SENATE CHAMBER, SACRAMENTO, April 28, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed, as amended:

Assembly Bill No. 846

And respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bill ordered to unfinished business file.

SENATE CHAMBER, SACRAMENTO, April 28, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed:

Senate Bill No. 487
Senate Bill No. 690
Senate Bill No. 954
Senate Bill No. 959
Senate Bill No. 960

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS

The following bills were read the first time:

Senate Bill No. 487—An act to repeal Sections 20703 and 20752 of the Health and Safety Code, and to amend Sections 20757, 20759, and 20800 of, to amend and renumber Sections 20750 and 20751 of, and to add Sections 20703, 20763, and 20764 to, the Health and Safety Code, relating to the sale of poisons.

Referred to Committee on Public Health.

Senate Bill No. 690—An act to amend Section 479 of, and to add Section 479.5 to, the Agricultural Code, relating to milk drinks.

Referred to Committee on Livestock and Dairies.

Senate Bill No. 954—An act to add Article 3a to, and to repeal Article 3 of, Chapter 7 of Division 8 of the Business and Professions Code, relating to motor fuel pump license tags.

Referred to Committee on Manufacturing, Oil, and Mining Industry.

Senate Bill No. 959—An act to amend Sections 12604, 12606, 12608, 12609, 12610, and 12612 of the Business and Professions Code, relating to containers.

Referred to Committee on Agriculture.

Senate Bill No. 960—An act to add Section 20709 to, and to amend Sections 20780, 20800, 20826, 20840, 20955, and 20960 of, the Business and Professions Code, relating to standards for petroleum products.

Referred to Committee on Manufacturing, Oil, and Mining Industry.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

The following resolution was offered:

Assembly Constitutional Amendment No. 40: By Mr. Elliott—A resolution to propose to the people of the State of California an amendment to the Constitution of the State by adding Article XXVII, relating to the establishment and maintenance of full employment in a free democratic economy.

Referred to Committee on Constitutional Amendments.

CONSIDERATION OF DAILY FILE
THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 1854—An act to add Section 6515 to the Welfare and Institutions Code, relating to leaves of absence of employees required by the State Personnel Board to possess teaching certificates, to attend educational sessions.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Beck, Bennett, Berry, Brown, Burke, Caldecott, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, M. Philip Davis, Debs, Clayton A. Dills, Dolwig, Doyle, Elliott, Erwin, Fletcher, Gaffney, Grant, Hahn, Hinckley, Hinton,

James, Kilpatrick, Kirkwood, Lowrey, Luckel, Maloney, McCollister, McMillan, Niehouse, Price, Rosenthal, Sherwin, Stanley, Thomas, Thorp, Thurman, Wollenberg, and Mr. Speaker—45.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Concurrent Resolution No. 66—Relative to requesting the Governor to call the Legislature into extraordinary session to enact legislation to alleviate the housing shortage.

Resolution read.

Demand for Previous Question

Messrs. Grant, Collier, Cramer, Evans, and Burke demanded the previous question.

Demand for previous question sustained.

The question being on the adoption of Assembly Concurrent Resolution No. 66.

The roll was called.

Call of the Assembly

Pending the announcement of the vote, Mr. Hawkins moved a call of the Assembly.

Motion carried. Time, 10.15 a m.

The Speaker directed the Sergeant-at-Arms to close the doors, and to bring in the following absent members:

Brady, Burns, Caldecott, Carey, Crichton, M. Philip Davis, Dickey, Clayton A. Dills, Doyle, Field, Heisinger, Lowrey, O'Day, Price, Sheridan, Weber, and Wollenberg—17.

PROCEEDINGS UNDER CALL OF THE ASSEMBLY BY UNANIMOUS CONSENT

TEMPORARY SUSPENSION OF ASSEMBLY RULE NO. 85

Mr. Maloney asked for, and was granted, unanimous consent that Assembly Rule No. 85 be temporarily suspended for the purpose of placing a call of the Assembly on any matter on file.

REPORTS OF STANDING COMMITTEES

Committee on Education

ASSEMBLY CHAMBER, SACRAMENTO, April 29, 1947

MR. SPEAKER: Your Committee on Education, to which was referred:

Assembly Bill No. 1349

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

DUNN, Chairman

Above reported bill ordered to second reading.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER) (BY UNANIMOUS CONSENT)

Assembly Bill No. 1349—An act to amend Sections 14471, 14479, 14602, 14632, 14635, and 14636 of the Education Code, relating to the State Teachers' Retirement System.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Education:

Amendment No. 1

In lines 1 and 2 of the title of the printed bill, as amended in the Assembly on April 18, 1947, strike out "14479, 14602, 14635, and 14636 of", and insert "14471, 14479, 14602, 14632, 14635, 14636, and 14639 of, to repeal Section 14631 of, and to add Section 14631 to,".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 2

On page 1 of said bill, strike out lines 1 to 21, inclusive; strike out all of pages 2 and 3, and insert

"SECTION 1. Section 14471 of the Education Code is amended to read:

14471. Each member who retires on or after July 1, 1944, is required to have contributed to the Permanent Fund at the following rates for the service credited to him under the Retirement System:

(a) Twelve dollars ($12) for each year of service prior to July 1, 1935, but contributions shall not be required for more than 30 years of service rendered prior to July 1, 1935.

(b) Twenty-four dollars ($24) for each year of service from July 1, 1935, to July 1, 1944.

(c) Sixty dollars ($60) for each year of service [after] *from* July 1, 1944[,], *to July 1, 1947.*

(d) Ninety dollars ($90) for each year of service after July 1, 1947.

SEC. 2. Section 14479 of said code is amended to read:

14479. The rates of annuity fund contributions shall be based upon sex and age at the nearest birthday at the time of inclusion in or entrance into this Retirement System, and shall be such as, when applied to the salary of the member, not counting so much thereof as exceeds [the amount which would have been paid at the rate of three thousand dollars ($3,000) for each school year] *three thousand dollars ($3,000) for each school year prior to July 1, 1947, and five thousand dollars ($5,000) for each school year after June 30, 1947,* and not counting any salary earned in service for which the member is entitled to retirement benefits from a local retirement system, will produce contributions which will provide, on the average, an annuity at age 63 equal to approximately one-half of the benefit specified in Section 14635 to be derived from the Retirement Annuity Fund for service rendered after July 1, 1944, as determined by recognized actuarial methods.

SEC. 3. Section 14602 of said code is amended to read:

14602. Any member who is credited with [15 but less than 30 years of service, at least 15 of which have been served in this State, including the last] 10 years of service *in this State* immediately preceding retirement, and who by reason of bodily or mental infirmity becomes incapacitated for further service, may be retired for disability by the Retirement Board upon his application or upon the application of his employer

Retirement shall not be made except upon determination, on the basis of competent medical opinion secured by the Retirement Board, that the disability or incapacity is of permanent duration or of extended and uncertain duration.

SEC. 3.1. Section 14631 of said code is repealed.

SEC. 3.2. Section 14631 is added to said code, to read:

14631. Retirement allowances, excluding annuities under the Annuity Deposit Fund, being paid on the day next preceding the effective date hereof, to persons whose retirement is effective prior thereto, shall be changed as of said date and on the basis of the ages of, and service credited to the respective persons at the effective dates of their retirement, to retirement allowances which are the sum of amounts calculated under the Permanent and Retirement Annuity Funds respectively, on the basis of current interest rate and mortality tables, and in the manner prescribed herein for the calculation of retirement allowances of members whose retirement is effective after said day. Such changed retirement allowance, prior to modification under options in Section 14637, shall be at least an amount, by increase in the annuity under the Retirement Annuity Fund, based on service rendered prior to July 1, 1944, which, when added to the retirement allowance, prior to optional modification, the person is entitled to receive from a local retirement system, shall equal the retirement allowance, prior to optional modification, to which the person would be entitled under this system if he were not entitled to any allowance from a local retirement system. Contributions and interest thereon owed to the system by said persons on said effective date, shall be deducted from the respective increased allowances, in the manner prescribed in Section 14474. If the person elected at retirement to have his annuity modified under one of

the options in Section 14637, and if his beneficiary is living on the effective date hereof, the increase in his annuity shall be modified under the option then elected and on the basis of current ages.

SEC. 4. Section 14632 of said code is amended to read:

14632. Upon retirement for service, a retired member shall receive a retirement allowance which shall consist of:

(a) A retirement salary of fifty dollars ($50) per month *if retired prior to July 1, 1947, and a retirement salary of seventy-five dollars ($75) per month if retired after June 30, 1947,* derived from the Permanent Fund, if he is credited with 30 years of service at the time of retirement. The retirement salary shall be subject to the deductions provided in Section 14476, if the member is not credited at the time of retirement with the total Permanent Fund contributions required of each member.

(b) A retirement annuity derived from the Retirement Annuity Fund based upon the salary earned by him in credited service rendered by him after July 1, 1944, not counting so much of such salary as exceeds the amount which would have been paid at the rate of three thousand dollars ($3,000) for each school year *prior to July 1, 1947, and five thousand dollars ($5,000) for each school year after June 30, 1947*, and not counting any salary earned in service for which he is entitled to receive retirement benefits under a local retirement system, computed pursuant to Section 14635.

(c) A retirement annuity derived from the Retirement Annuity Fund based upon the number of years of credited service rendered by him prior to July 1, 1944, less any service for which he is entitled to receive retirement benefits under a local retirement system, computed pursuant to Section 14636.

(d) An annuity which shall be the actuarial equivalent of the accumulated annuity deposits standing to the credit of his individual account at the time of his retirement.

SEC. 5. Section 14635 of said code is amended to read:

14635. Upon retirement for service at the age of 63 years a member shall received an annual annuity equal to seventy-five cents ($0.75) for each hundred dollars ($100) of salary earned by him in credited service rendered after July 1, 1944, not counting so much of such salary as exceeds [the amount which would have been paid at the rate of three thousand dollars ($3,000) for each school year] *three thousand dollars ($3,000) for each school year prior to July 1, 1947, and five thousand dollars ($5,000) for each school year after June 30, 1947*; and not counting any salary earned in service for which the member is entitled to retirement benefits from a local retirement system. Upon retirement at an age less than 63 years, a member shall receive the actuarial equivalent of the value at the lesser age of the annual annuity which he would receive at the age of 63 years, on the basis of salary earned up to the effective date of his retirement, deferred to the age of 63 years

SEC. 6. Section 14636 of said code is amended to read:

14636. [(a)] For each year of credited service rendered prior to July 1, 1944, not to exceed 40 years, and not counting any service for which the member is entitled to receive retirement benefits from a local retirement system, the amount of annual annuity which a member shall receive upon retirement for service shall be [determined by the service rendered between July 1, 1944, and the date of his retirement, in accordance with the following schedule of amounts payable] *twenty dollars ($20)* upon retirement at age 63, and the amount which a member retiring at a lesser age shall receive shall be the actuarial equivalent of the value at the lesser age of the annual annuity which he would receive at age 63 [:].

[Service rendered after July 1, 1944	Annual annuity per year of credited service
Less than 6 months	$3.00
6 months or more but less than 2 years	4.00
2 years or more but less than 4 years	5.00
4 years or more but less than 6 years	6.00
6 years or more but less than 8 years	7.00
8 years or more but less than 10 years	8.00
10 years or more	9.00

(b) If the sum of the amounts payable under Section 14635 and subdivision (a) of this section to a retiring member who is credited with 30 years or more of service and who is not entitled to receive benefits under a local retirement system is less than twenty percent (20%) of the retirement salary payable to him under subdivision (a) of Section 14632 (not counting any deductions made under Section 14476), he shall receive, in lieu of the amount computed under subdivision (a) of this section, an amount which, when added to the amount payable to him under Section 14635, equals twenty percent (20%) of the retirement salary payable to him under subdivision (a) of Section 14632 (not counting any deductions made under Section 14476).]

SEC. 7. Section 14639 of said code is amended to read.

14639. Upon retirement for disability, a member shall receive a retirement allowance which shall consist of:

(a) A retirement salary derived from the Permanent Fund, payable monthly in an amount which bears the same ratio to [fifty dollars ($50)] *seventy-five dollars ($75)* as the number of years of service credited to the member bears to 30 years. The retirement salary shall be subject to the deductions provided in Section 14476, if the member is not credited at the time of retirement with the total Permanent Fund contributions required of each member.

(b) A disability annuity, derived from the Retirement Annuity Fund, computed pursuant to Section 14640.

(c) An annuity which shall be the actuarial equivalent of the accumulated annuity deposits standing to the credit of his individual account at the time of his retirement."

Amendments read, and adopted.

Bill ordered reprinted, and re-engrossed.

REPORTS OF STANDING COMMITTEES

Committee on Military Affairs

ASSEMBLY CHAMBER, SACRAMENTO, April 29, 1947

MR SPEAKER: Your Committee on Military Affairs, to which was referred:

Assembly Bill No. 1455

Has had the same under consideration, and reports the same back with amendments with the recommendation. Amend, do pass, as amended, and re-refer to Committee on Ways and Means.

McCOLLISTER, Chairman

Above reported bill ordered to second reading.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER) (BY UNANIMOUS CONSENT)

Assembly Bill No. 1455—An act to provide for housing facilities for the completion by the State of California of housing projects initiated by the United States and the agencies thereof, for the carrying out of other housing projects needed to provide adequate residences for the people of the State, and for the administration of this act, to make an appropriation.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Military Affairs:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "provide for housing facilities, for the completion by"; and strike out lines 2 to 6, inclusive, of the title, and insert "add Section 8.5 to an act entitled "An act to provide for the acquisition of temporary and emergency housing facilities for veterans and families of servicemen by joint action of the State and local agencies, providing for the operation of such facilities, making an appropriation, and declaring the urgency thereof, to take effect immediately," approved February 15, 1946, relating to the completion of facilities remaining uncompleted by reason of cessation of work by the Federal Government pursuant to contracts for such work, making an appropriation and providing for the allocation thereof, declaring the urgency of this act, to take effect immediately"

Amendment No. 2

On page 1 of said bill, strike out line 1, and insert

"SECTION 1. Section 8.5 is added to the act cited in the title hereof, to read:

Sec. 8.5. Notwithstanding any other provision of this act, the director may, from any money made available for the purpose, allocate to a local agency sufficient money to complete any project the housing facilities for which were made available by the National Housing Administrator and as to which the local agency and the Federal Public Housing Authority had a valid and subsisting contract on April 1, 1947, pursuant to which the Federal Government was obligated to construct or otherwise provide for housing and housing facilities for such project but the completion of which project was suspended by the Federal Public Housing Authority on or about December 27, 1946. The local agency shall not be required to meet any cost of such

completion, and the director may allocate the full amount necessary to complete the project in the manner and to the extent that the Federal Government was obligated so to do. The local agency is not hereby relieved of its obligation to pay the amount provided to be paid by it in any contract heretofore or hereafter entered into with the State under this act

At the time of applying for an allocation under this section, the local agency shall supply, in addition to such other information as may be required by the director, a detailed estimate of cost of performing the uncompleted work and a complete inventory of property made available by the Federal Government for the project.

In order to obtain such allocation the local agency must agree with the director that it will pay or deliver to the State any money or other thing of value received from the Federal Government on account of the contract between the local agency and the Federal Government

The director may authorize the local agency to complete such a project by assuming the obligations of the Federal Government under any contract with any private contractor, materialman or other person in relation to such project, or by entering into new contracts for the work of completion with the same persons or with others, or by a combination of both such methods Any such assumption or new contract shall be submitted to the director and approved by him prior to any payments thereunder from money allocated pursuant to this section.

The director shall prescribe the time and manner of payment of allocations pursuant to this section, and may provide for the advance of such portion of such allocation as he deems necessary to permit the local agency to meet its obligations as they become due

Any money received from a local agency pursuant to this section shall be paid into the State Treasury and credited to the General Fund Any property received from a local agency may be sold or otherwise disposed of by the director or used for any state purpose. If sold the proceeds of the sale of such property shall be paid into the General Fund.

SEC. 2. Out of any money in the State Treasury not otherwise appropriated there is hereby appropriated the sum of four million five hundred thousand dollars ($4,500,000) to be expended by the Director of Finance in carrying out the provisions of Section 8.5 of the act cited in the title hereof. There shall first be allocated from this appropriation for the use of the Department of Finance and the Controller such amounts as the Director of Finance shall determine is necessary for administration of the provisions of this section, the total of which allocations shall in no event exceed 1 percent of the appropriation made by this section for the Department of Finance and shall in no event exceed one-half of 1 percent of this appropriation for the Controller.

SEC 3. This act is hereby declared to be an urgency measure necessary for the immediate preservation of the public peace, health, or safety within the meaning of Section 1 of Article IV of the State Constitution and therefore shall take effect immediately. The following is a statement of the facts constituting such necessity:

The withdrawal of the Federal Government from participation in the program for providing temporary emergency housing for veterans and servicemen's families has resulted in the cessation of work on such projects with the result that many housing facilities which the Federal Government has agreed to construct are not completed and may never be fully completed. The need for such temporary emergency housing in this State continues to be acute and the completion of the projects as to which the Federal Government has committed itself but on which it has ceased to work will supply a large number of veterans and servicemen's families with urgently needed shelter and eliminate to that extent the dangers to the public health and safety of over crowded living accommodations In order that funds may be provided for this urgently needed housing without delay it is necessary that this act take effect immediately."

Amendment No. 3

On page 1 of said bill, strike out lines 2 to 22, inclusive, and strike out all of page 2.

Amendments read, and adopted.

Bill ordered reprinted, and re-engrossed.

Motion to Place Rush Order on Printing of Assembly Bill No. 1455

Mr. McCollister moved that a rush order be placed upon the printing of Assembly Bill No. 1455.

Motion carried.

REPORTS OF STANDING COMMITTEES

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, April 29, 1947

MR. SPEAKER: Your Committee on Rules, to which was referred:

House Resolution No. 161

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

DICKEY, Chairman

Above reported resolution ordered on file for adoption.

Speaker Pro Tempore Presiding

At 10.18 a.m., Hon. Thomas A. Maloney, Speaker pro Tempore of the Assembly, presiding.

RESOLUTIONS

The following resolution was offered:

By Mr. Sam L. Collins:

House Resolution No. 161

Relative to adjournment in respect to the memory of Dr Emerald J. Steen

WHEREAS, The death of Dr. Emerald J. Steen of Orange County, California, occurred on April 24, 1947; and

WHEREAS, Although suffering from injuries soon to prove fatal to himself, Dr. Steen heroically attended his companion injured with him in a traffic accident, and

WHEREAS, Dr. Emerald J. Steen had long been well known for his outstanding public service to his community, being a past president of the Orange County Medical Association, president of the Northern Orange County Clinic, and chairman of Fullerton General Hospital; now, therefore, be it

Resolved by the Assembly of the State of California, That the Members of this Assembly express profound regret and sorrow upon the tragic accident and death of Dr. Emerald J. Steen; and be it further

Resolved, That the Chief Clerk of the Assembly transmit suitably prepared copies of this resolution, as an expression of the sympathy of the Members of this Assembly, to Dr. Steen's widow, Mrs Anna M. Steen, and to his sons, Eldon and Robert Steen; and be it further

Resolved, That when this Assembly this day adjourns it do so out of respect to Dr. Emerald J. Steen.

Request for Unanimous Consent

Mr. Sam L. Collins asked for, and was granted, unanimous consent to take up House Resolution No. 161, at this time, without reference to committee or file.

Resolution read, and adopted unanimously.

Speaker Presiding

At 10.21 a.m., Hon. Sam L. Collins, Speaker of the Assembly, presiding.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 32—An act to add Section 530 to the Streets and Highways Code, relating to state highway routes.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Butters, Caldecott, Clarke, Collier, George D Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A Dills, Ralph C. Dills, Dolwig, Dunn, Erwin, Evans, Gaffney, Gannon, Geddes, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Knight, Loomis, Lowrey, Luckel,

Lyons, Maloney, McMillan, Niehouse, O'Day, Robertson, Rosenthal, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—60.

NOES—Sherwin and Thomas—2.

Bill ordered transmitted to the Senate.

Assembly Bill No. 2070—An act to amend Section 820.5 of the Streets and Highways Code, relating to the performance of work for the Federal Government.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Sherwin, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—67.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1762—An act to add Section 730.5 to the Streets and Highways Code, relating to penalties for damage to trees on state highways.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Butters, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Debs, Clayton A. Dills, Dolwig, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Weber, Wollenberg, and Mr. Speaker—67.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1070—An act to amend Sections 181, 188, 189, 193, and 300 of, and to repeal Sections 190, 191, 232 and Article 2 of Chapter 2 of Division 1 of the Streets and Highways Code, relating to streets and highways and providing for the abolition of the distinction between primary and secondary state highways.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brown, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dolwig, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—67.

NOES—None

Bill ordered transmitted to the Senate.

CONSIDERATION OF SPECIAL ORDER

The hour having arrived, Mr. Clarke moved that Senate Bill No. 342 be withdrawn from the Committee on Industrial Relations, and be placed upon the third reading file.

Demand for Previous Question

Messrs. Evans, Gannon, Butters, Sherwin, and Stephenson demanded the previous question.

Demand for previous question sustained.

The question being on the motion by Mr. Clarke that Senate Bill No. 342 be withdrawn from the Committee on Industrial Relations, and be placed upon the third reading file.

The roll was called, and the motion carried by the following vote:

AYES—Beck, Boyd, Brown, Butters, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, M. Philip Davis, Dolwig, Erwin, Field, Gannon, Geddes, Grant, Grunsky, Hinckley, Hinton, James, Johnson, Kirkwood, Knight, Loomis, Lowrey, Luckel, McCollister, Price, Robertson, Sherwin, Sillman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—42.

NOES—Allen, Anderson, Bennett, Berry, Caldecott, George D. Collins, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dunn, Elliott, Evans, Fletcher, Gaffney, Hawkins, Hollibaugh, Kilpatrick, Lyons, Maloney, McMillan, Miller, Niehouse, O'Day, Rosenthal, and Thomas—28.

Senate Bill No. 342 ordered to third reading.

Motion to Set Special Order

Mr. Clarke moved that Senate Bill No. 342 be made a special order of business for Thursday, May 1, 1947, at 10.30 a.m.

Motion carried.

REQUEST FOR UNANIMOUS CONSENT TO TAKE UP ASSEMBLY BILL NO. 591, OUT OF ORDER

Mr. Dickey asked for, and was granted, unanimous consent that Assembly Bill No. 591 be taken up, out of order, at this time.

CONSIDERATION OF ASSEMBLY BILL NO. 591

Assembly Bill No. 591—An act to amend Sections 6i, 15d, and 15f of the Municipal Utility District Act as enacted by Chapter 218 of the Statutes of 1921 and thereafter amended and to amend Sections 1400, 1424, and 1530 of the Municipal Utility District Act, as revised by Senate Bill No. 50 of the 1947 Regular Session, relating to municipal utility districts, sewer facilities thereof, and taxation thereby, declaring the urgency hereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Rosenthal, Sherwin, Sillman, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—69

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Rosenthal, Sherwin, Silliman, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—69.

NOES—None.

Bill ordered transmitted to the Senate.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 24—An act adding Sections 11543 and 11544 to the Business and Professions Code, relating to sewers in real estate subdivisions.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Rosenthal, Sherwin, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—69.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1254—An act to add Section 10.1 to the Political Code, relating to holidays.

Bill read third time.

Motion to Amend

Mr. Hollibaugh moved the adoption of the following amendment:

Amendment No. 1

On page 1 of the printed bill, strike out lines 3 to 11, inclusive, and insert "10.1. The legislative body of any city or district may, by ordinance, provide that every Saturday is a holiday as respects the transaction of business in the public offices of such cities or districts except that provision shall be made for the continuance of essential public services such as police and fire protection. The office of the clerk of a municipal court established under the provisions of the Municipal Court Act of 1925 is excluded from the provisions of this section."

Amendment read, and adopted.

Bill ordered reprinted, and re-engrossed.

APPOINTMENT OF SELECT COMMITTEE

Speaker Collins announced the appointment of Messrs. Cooke, Robertson, and Maloney, as a Select Committee to escort to the rostrum His Excellency, the Hon. Thomas J. Mabry, Governor of the State of New Mexico, and Mr. John M. Welsh, of Sacramento.

Speaker Collins invited the Hon. Goodwin J. Knight, Lieutenant Governor of the State of California, to the rostrum.

RECESS

At 11.05 a.m., on motion of Mr. Dickey, the Assembly recessed until 11.10 a.m., to hear remarks from His Excellency, the Hon. Thomas J. Mabry, Governor of the State of New Mexico.

REASSEMBLED

At 11.10 a.m., the Assembly reconvened.

Hon. Sam L. Collins, Speaker of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

Speaker Pro Tempore Presiding

At 11.11 a.m., Hon. Thomas A. Maloney, Speaker pro Tempore of the Assembly, presiding.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1295—An act to add Section 2.5 to the Drainage District Improvement Act of 1919, relating to drainage within municipalities.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Bennett, Berry, Blosser, Boyd, Brown, Butters, Caldecott, Clarke, Collier, George D. Collins, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Dunn, Elliott, Erwin, Evans, Field, Gaffney, Gannon, Geddes, Grant, Hawkins, Heisinger, Hinckley, Hinton, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—61

NOES—None.

Bill ordered transmitted to the Senate.

NOTICE OF MOTION TO WITHDRAW ASSEMBLY BILLS NOS. 1698 AND 1699 FROM INACTIVE FILE

Mr. Field gave notice that on the next legislative day he would move to withdraw Assembly Bills Nos. 1698 and 1699 from the inactive file, and have them placed upon the third reading file

RECONSIDERATION OF SENATE BILL NO. 122

In compliance with a notice give on a previous day, Mr. Robertson moved that the vote whereby the urgency clause to Senate Bill No. 122 was refused adoption be reconsidered.

The roll was called, and the urgency clause to Senate Bill No. 122 reconsidered by the following vote:

AYES—Allen, Anderson, Bennett, Berry, Brady, Brown, Butters, Carey, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Hahn, Hawkins, Hinckley, Hollibaugh, James, Johnson, Kilpatrick, Knight, Luckel, Lyons, Maloney, McCollister, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Silliman, Stanley, Stephenson, Stewart, Thorp, Thurman, Waters, Weber, and Wollenberg—56

NOES—Beck, Boyd, Clarke, Collier, M. Philip Davis, Grant, Heisinger, Hinton, Loomis, McMillan, Miller, and Sherwin—12.

Motion to Temporarily Suspend the Rules

Mr. McCollister moved that the Rules be temporarily suspended for the purpose of further considering Senate Bill No. 122, at this time.

Mr. Robertson seconded the motion.

Mr. McCollister withdrew his motion.

Senate Bill No. 122 ordered to third reading.

FURTHER PROCEEDINGS UNDER CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY CONCURRENT RESOLUTION NO. 66

At 11.35 a.m., on motion of Mr. Hawkins, further proceedings under the call of the Assembly were dispensed with.

The names of the absentees were called, and Assembly Concurrent Resolution No. 66 refused adoption by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Brady, Brown, Caldecott, Carey, George D. Collins, Cooke, Crichton, Crowley, Lester T. Davis, Debs, Clayton A. Dills, Ralph C. Dills, Dolwig, Dunn, Elliott, Evans, Fletcher, Gaffney, Geddes, Hawkins, Hollibaugh, Kilpatrick, Kirkwood, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Rosenthal, Sheridan, Thomas, and Wollenberg—39.

NOES—Blosser, Boyd, Burke, Butters, Clarke, Collier, Conrad, Cramer, Dickey, Erwin, Gannon, Grant, Grunsky, Hahn, Hinckley, Hinton, Huyck, James, Johnson, Knight, Loomis, Lowrey, Luckel, Price, Robertson, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—36.

Notice of Motion to Reconsider Assembly Concurrent Resolution No. 66

Mr. Elliott gave notice that on the next legislative day he would move to reconsider the vote whereby Assembly Concurrent Resolution No 66 was this day refused adoption.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1362—An act to amend Section 3714.17 of the Political Code and Section 29147 of the Government Code, relating to county budgets.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Butters, Caldecott, Carey, Clarke, Collier, George D Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Elliott, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Weber, and Wollenberg—65.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1534—An act to amend Section 1 of "An act authorizing any municipal corporation, using the word 'town' in its corporate name, to change such word to 'city' and providing the procedure therefor," approved February 28, 1911, relating to change of corporate name from "town" to "city" and validating proceedings heretofore taken to change such corporate name.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cramer, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Ralph C Dills, Dolwig, Dunn, Elliott, Evans,

Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, O'Day, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—63.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1884—An act to repeal Chapters 2, 3, 4, and 5, and to amend Chapters 6 and 7 of an act entitled "An act to provide for the organization, incorporation, and government of municipal corporations," approved March 13, 1883, relating to the organization, incorporation and government of municipal corporations.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Berry, Blosser, Brady, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, and Wollenberg—67.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 2172—An act to amend Section 4022 of the Political Code, relating to official bonds of county and township officers.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cramer, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thorp, Thurman, and Wollenberg—64.

NOES—None.

Bill ordered transmitted to the Senate.

Speaker Presiding

At 11.55 a.m., Hon. Sam L. Collins, Speaker of the Assembly, presiding.

Assembly Bill No. 964—An act to add Section 1352.1 to the Labor Code, relating to the working hours of women employed in executive, administrative or professional capacity.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cramer, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Field, Gannon, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Loomis, Lowrey, Maloney, McCollister, Miller, Niehouse, Price, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—62.

NOES—Anderson, George D. Collins, Elliott, Gaffney, McMillan, and O'Day—6.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1592—An act to relinquish to the City and County of San Francisco any and all right, title and interest of the State of California in and to the present and former street areas within the exterior boundaries of salt marsh and tidelands donated by the State to Southern Pacific Railroad Company and Western Pacific Railroad Company by an act entitled "An act to survey and dispose of certain salt marsh and tidelands belonging to the State of California," affirmed March 30, 1868, and adjacent streets, and to remove all restrictions as to the use or disposition thereof by said City and County of San Francisco, and repealing all acts and parts of acts in conflict herewith.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Butters, Caldecott, Carey, Collier, George D. Collins, Conrad, Cooke, Cramer, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Sheridan, Sherwin, Sillman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—70.

NOES—Ralph C. Dills—1.

Bill ordered transmitted to the Senate.

Assembly Bill No. 227—An act to add Article 12, consisting of Sections 8000, 8001, 8002, 8003, 8004, 8005 and 8006, to Chapter 4, Part 2, Division 7, of the Health and Safety Code, relating to county cemeteries.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Sheridan, Sherwin, Sillman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—74.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 2319—An act to amend Section 4255 of the Political Code and Section 28126 of the Government Code, relating to compensation for public service in counties of the twenty-sixth class.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Butters, Caldecott, Carey, Collier, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Sheridan, Sherwin, Sillman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—69.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 45—An act to amend Section 1833 of the Revenue and Taxation Code, relating to property taxation.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Sheridan, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—71.

NOES—Robertson—1

Bill ordered transmitted to the Senate.

Assembly Bill No. 47—An act to amend Section 19401 of the Government Code, relating to completion of civil service examinations after military service, declaring the urgency hereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—75

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—75.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 49—An act to amend and renumber Section 19398 of the Government Code, as added by Chapter 68 of the Statutes of 1945, to be Section 19404 of said code, relating to promotional examination rights of state civil service employees.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Loomis, Lowrey, Luckel, Lyons

Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr Speaker—75.
NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1273—An act to add Section 6366 to the Revenue and Taxation Code, and to repeal Sections 6382 and 6382.1 of that code, relating to the exemption of the sales and use of certain aircraft from the sales tax and from the use tax, and providing that this act shall take effect immediately.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—75.
NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 2108—An act to repeal Section 256.5 of the Revenue and Taxation Code, relating to property taxation.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T Davis, M Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—75.
NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1991—An act to amend Section 694 of the Vehicle Code, relating to size and width of vehicles.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, George D Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T Davis, M Philip Davis Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—75.
NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1423—An act to add Section 3088.3 to the Welfare and Institutions Code, relating to aid to the needy blind.

Bill read third time.

Motion to Amend

Mr. Brown moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 7, of the printed bill, as amended in the Assembly on April 24, 1947, after the second "the", insert "separate".

Amendment No. 2

On page 1, line 16, of said bill, after the second "the", insert "separate".

Amendments read, and adopted.

Bill ordered reprinted, and re-engrossed.

UNFINISHED BUSINESS

RECONSIDERATION OF ASSEMBLY BILL NO. 2407

In compliance with a notice given on a previous day, Mr. Hollibaugh moved that the vote whereby Assembly Bill No. 2407 was refused passage be reconsidered.

The roll was called, and Assembly Bill No. 2407 reconsidered by the following vote:

AYES—Allen, Anderson, Beck, Berry, Blosser, Brady, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Sheridan, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—73.

NOES—None.

Further Consideration of Assembly Bill No. 2407 (By Unanimous Consent)

Assembly Bill No. 2407—An act regulating the sale of discharge emblems of the armed forces of the United States and making the sale of such emblems to unauthorized persons a misdemeanor.

Bill read third time.

Motion to Amend

Mr. Brady moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "regulating the sale of", and insert "relating to".

Amendment No. 2

In lines 2 and 3 of the title of said bill, strike out "sale of such emblems to", and insert "wearing of such emblems by".

Amendment No. 3

On page 1 of said bill, strike out lines 1 to 5, inclusive.

Amendment No. 4

On page 1, line 6, of said bill, strike out "SEC. 2", and insert "SECTION 1."

Amendment No. 5

On page 1, line 6, of said bill, strike out "individual, private"; and strike out lines 7 and 8, and insert "person to wear a discharge emblem of the armed forces of the United States who is".

Amendment No. 6

On page 1, line 10, of said bill, strike out "SEC. 3", and insert "SEC. 2."

Amendments read.

Demand for Previous Question

Messrs. Doyle, Robertson, Collier, Waters, and Evans demanded the previous question.

Demand for previous question sustained.

The question being on the adoption of the amendments offered by Mr. Brady to Assembly Bill No. 2407.

The roll was called, and the amendments adopted by the following vote:

AYES—Beck, Bennett, Blosser, Brady, Brown, Burke, Caldecott, Carey, Clarke, Collier, George D. Collins, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Evans, Field, Fletcher, Gaffney, Grant, Heisinger, Hinton, James, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Maloney, McMillan, Miller, O'Day, Robertson, Sheridan, Silliman, Stanley, Thomas, and Wollenberg—41.

NOES—Allen, Anderson, Butters, Conrad, Cooke, Cramer, Debs, Doyle, Elliott, Erwin, Grunsky, Hahn, Hollibaugh, Lowrey, Lyons, McCollister, Niehouse, Price, Stephenson, Thompson, Thurman, Waters, and Mr. Speaker—23.

Bill ordered reprinted, and re-engrossed.

BILLS WITHDRAWN FROM ACTIVE FILE, AND PLACED ON THE INACTIVE FILE

Assembly Bill No. 1068, on motion of Mr. Thurman.

RESOLUTIONS

The following resolutions were offered:

By Mr. McCollister:

House Resolution No. 163

WHEREAS, On April 29, in 1908, there was born one Richard Joseph Dolwig; and

WHEREAS, Since that date this young man has migrated into California, and more particularly has this young man been elected to this Assembly of the State of California, and

WHEREAS, The ability demonstrated by said Richard J. Dolwig has been such as to cause his fellow legislators to select him as chairman of a most important investigating committee; and

WHEREAS, Said appointment has brought forth a newspaper headline entitled "Dolwig Gets Hot Potato"; now, therefore, be it

Resolved by the Assembly of the State of California, That on this April 29th, in 1947, 39 years after said original date, this Assembly does hereby convey its condolences and congratulations to Richard J. Dolwig, by instructing its Chief Clerk to sing "Happy Birthday"; and be it further

Resolved, That a suitably engrossed copy of this resolution be delivered to the Honorable Richard J. Dolwig.

Request for Unanimous Consent

Mr. McCollister asked for, and was granted, unanimous consent to take up House Resolution No. 163, at this time, without reference to committee or file.

Resolution read, and adopted.

By Mr. Kilpatrick, Mrs. Niehouse, Messrs. Bennett, Price, McMillan, Rosenthal, Cooke, Burke, Hahn, and Conrad:

House Resolution No. 164

Relative to the creation of the Assembly Interim Committee on County and City Jails

WHEREAS, The continued increase in population in this State and the lack of new custodial facilities has intensified the need for information by the Legislature with respect to custodial institutions in this State; and

WHEREAS, Available information indicates a rising tide of adult delinquency and crime without the development of adequate means of preventing such delinquency and crime and properly caring for the adult persons involved in order to retrain and reeducate them; and

WHEREAS, It is important that this Assembly continue to have complete information as to the management, discipline, educational and curative facilities, food, cleanliness, and adequacy of all custodial institutions for adult persons in this State; now, therefore, be it

Resolved by the Assembly of the State of California, As follows:

1. The Assembly Interim Committee on County and City Jails is hereby created and authorized and directed to ascertain, study and analyze all facts relating to custodial institutions for adult persons in this State, including their management, discipline, facilities, cleanliness, educational program, curative program, all facts relating to the prevention of crime and process by which adult persons suspected or charged with criminal or delinquent conduct are apprehended and convicted or acquitted, including but not limited to the operation, effect, administration, enforcement and needed revision of any and all laws in any way bearing upon or relating to the subject of this resolution, and to report thereon to the Assembly, including in the reports its recommendations for appropriate legislation.

2. The committee shall consist of six Members of the Assembly appointed by the Speaker thereof. Vacancies occurring or existing in the membership of the committee shall be filled by the appointing power The Speaker shall designate the chairman

3. The committee is authorized to act during this session of the Legislature, including any recess, and after final adjournment until the commencement of the 1949 Regular General Session, with authority to file its final report not later than the fifteenth legislative day of such session.

4. The committee and its members shall have and exercise all of the rights, duties and powers conferred upon investigating committees and their members by the provisions of the Joint Rules of the Senate and Assembly and of the Standing Rules of the Assembly as they are adopted and amended from time to time, which provisions are incorporated herein and made applicable to this committee and its members.

5. The committee has the following additional powers and duties:

(a) To select a vice chairman from its membership.

(b) To contract with such other agencies, public or private, as it deems necessary for the rendition and affording of such services, facilities, studies and reports to the committee as will best assist it to carry out the purposes for which it is created.

(c) To cooperate with and secure the cooperation of county, city, city and county, and other local law enforcement agencies in investigating any matter within the scope of this resolution and to direct the sheriff of any county to serve subpenas, orders and other process issued by the committee.

(d) To meet at the State Capitol or at any other place within this State or within the United States.

(e) To report its findings and recommendations to the Legislature and to the people from time to time and at any time, not later than herein provided

(f) To do any and all other things necessary or convenient to enable it fully and adequately to exercise its powers, perform its duties, and accomplish the objects and purposes of this resolution.

6 The sum of ten thousand dollars ($10,000) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Assembly for the expenses of the committee and its members and for any charges, expenses or claims it may incur under this resolution, to be paid from the said contingent fund and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer

Resolution read, and referred to the Committee on Rules.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, April 29, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1165

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bill ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 29, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 687
Assembly Bill No. 1991

And reports the same correctly re-engrossed

WEBER, Chairman

Above reported bills ordered to third reading.

Committee on Military Affairs

ASSEMBLY CHAMBER, SACRAMENTO, April 29, 1947

MR. SPEAKER: Your Committee on Military Affairs, to which were referred:

Senate Bill No. 164
Senate Bill No. 181
Senate Bill No. 231
Senate Bill No. 369
Senate Bill No. 370
Senate Bill No. 371
Senate Bill No. 372
Senate Bill No. 373
Senate Bill No. 596
Senate Bill No. 598
Senate Bill No. 599
Senate Bill No. 602
Senate Bill No. 773
Senate Bill No. 985
Senate Bill No. 987
Senate Bill No. 1339
Senate Bill No. 1476

Has has the same under consideration, and reports the same back with the recommendation: Do pass.

McCOLLISTER, Chairman

Above reported bills ordered to second reading.

Committee on Judiciary

ASSEMBLY CHAMBER, SACRAMENTO, April 29, 1947

MR. SPEAKER: Your Committee on Judiciary, to which were referred:

Assembly Bill No. 1027
Assembly Bill No. 1736
Assembly Bill No. 2369

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

BROWN, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 29, 1947

MR. SPEAKER: Your Committee on Judiciary, to which were referred:

Assembly Bill No. 99
Assembly Bill No. 279
Assembly Bill No. 444

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

BROWN, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 29, 1947

MR. SPEAKER: Your Committee on Judiciary, to which were referred:

Assembly Bill No. 400
Assembly Bill No. 445
Assembly Bill No. 446
Assembly Bill No. 732
Assembly Bill No. 1454

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

BROWN, Chairman

Above reported bills ordered to second reading.

Committee on Public Utilities and Corporations

ASSEMBLY CHAMBER, SACRAMENTO, April 29, 1947

MR. SPEAKER: Your Committee on Public Utilities and Corporations, to which was referred:

Senate Bill No. 580

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

ALLEN, Chairman

Above reported bill ordered to second reading.

Committee on Ways and Means

ASSEMBLY CHAMBER, SACRAMENTO, April 29, 1947

MR. SPEAKER: Your Committee on Ways and Means, to which was referred:

Assembly Bill No. 2141

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

WOLLENBERG, Chairman

Above reported bill ordered to second reading.

Committee on Military Affairs

ASSEMBLY CHAMBER, SACRAMENTO, April 29, 1947

MR. SPEAKER: Your Committee on Military Affairs, to which was referred:

Senate Bill No. 601

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

McCOLLISTER, Chairman

Above reported bill ordered to second reading.

Committee on Judiciary

ASSEMBLY CHAMBER, SACRAMENTO, April 29, 1947

MR SPEAKER: Your Committee on Judiciary, to which were referred:

Senate Bill No. 411
Senate Bill No. 955
Senate Bill No. 971

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

BROWN, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 29, 1947

MR. SPEAKER: Your Committee on Judiciary, to which was referred:

Assembly Bill No. 876

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

BROWN, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 29, 1947

MR. SPEAKER: Your Committee on Judiciary, to which was referred:

Senate Bill No. 943

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

BROWN, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 29, 1947

MR. SPEAKER: Your Committee on Judiciary, to which were referred:

Assembly Bill No. 261
Assembly Bill No. 443

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

BROWN, Chairman

Above reported bills ordered to second reading.

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, April 29, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 516

And reports the same correctly re-engrossed

WEBER, Chairman

Above reported bill ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 29, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Concurrent Resolution No. 64—Relative to the Revised Laws of Hawaii 1945 affecting the sale of imported eggs;

And reports that the same has been correctly enrolled, and presented to the Secretary of State on the twenty-ninth day of April, 1947, at 3 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, April 29, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 534—An act to add Section 261c to the Code of Civil Procedure, relating to phonographic reporters for the superior courts;

Assembly Bill No. 849—An act to add Section 9 5 to the Municipal Court Act of 1925, relating to compensation of officials of the municipal court;

And reports that the same have been correctly enrolled, and presented to the Governor on the twenty-ninth day of April, 1947, at 3 p.m.

WEBER, Chairman

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolution was offered:

Assembly Concurrent Resolution No. 70: By Messrs. Allen, Crowley, and McCollister—Relative to reports of the 1947 Convention of the Military Order of the Purple Heart.

Referred to Committee on Rules.

BILLS WITHDRAWN FROM INACTIVE FILE, AND PLACED ON THE THIRD READING FILE

The following bills were withdrawn from the inactive file, and placed upon the third reading file:

Assembly Bill No. 166, on request of Mr. Thomas.
Assembly Bill No. 14, on request of Mr. Thomas.
Assembly Bill No. 1378, on request of Mr. Thomas.
Assembly Bill No. 145, on request of Mr. Thomas.

ANNOUNCEMENT OF COMMITTEE MEETINGS

It was announced that the following committees would hold meetings:

At 3 p.m., today—
Public Health.
Social Welfare.
Agriculture.

At 8 p.m., tonight—
Fish and Game.
Livestock and Dairies.

At 9 a.m., Wednesday, April 30th—
Rules.

GUESTS EXTENDED PRIVILEGE OF ASSEMBLY FLOOR

On request of Mr. Thurman, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Wm. G. Vlbrich of Chicago Park City.

On request of Mr. Thorp, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. Florence Dodson Schoneman of Los Angeles.

On request of Messrs. Dunn and Caldecott, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. Carlson of the International House of Berkeley and the following pupils: Chang-lee Ho, China; Ren-hwa Shan, China; Henry Laewsky, China; Jacques Maton, Belgium; Edmundo Kugelmas, Argentina; L. Doebelling, Argentina; K. Y. Liu, China; Joseph Jedeikin, Latvia; D Ginzburg, Palestine; George Reel, U.S.A.; C. L. Liang, China; Cynthia Lee Paco, South Africa; Hector Leuterp, Philippines; Roshan Marker, India; George Gray, U.S.A.; H. S. Wu, China; Sital Alim, India; Sam Dalal, India; H. Hashemi, Iran; M. June Arney, Canada; J. Immergluck, Poland; Dr. Perello, Spain; T. C. Broyer, U.S.A.; J. Abul-Hab, Iraq; Ada Bachman, U.S.A.; Ralph Waters, U.S.A.; Celia Girona, Cuba; H. E. English, Canada; Irving Tragen, U S.A.; Paul Juul Olson, Norway; Esin Sunel, Turkey; S. Christensen, Norway; S. Egelin, Sweden; E. Carlson, U.S A ; Arthur Korn, U.S.A.; Marjorie Childs, U.S.A.; and David LowKum, South Africa.

On request of Mr. Loomis, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Frank D. Van Vliet, teacher of the Yuba City Union High School, and the following pupils: Barbara Adams, Carl Bonelli, Fay Chilton, Betty Delay, Gerald Frye, Darrell Gordon, Frank Heffley, Carmen Irwin, George Purcell, Harold Sanchez, John Warren, Robert Wright, Charles Adams, Ken Branaman, Wilma Carter, Donna Cross, Amon Fairey, Ben Fukumitso, Duane Hagan, Albert Hurdle, Diane Miller, Eugene Salca, Eugene Shrader, Jackie Wilber, Margaret Cummings, Marilyn Davies, Bobbie Denson, Lawerence Dutton, Naomi Hall, Joyce Harris, John Lord, Lorraine Moltz, Alfred Perrin, Toyoko Tagawa, Marjorie Ulrey, Barbara Vawter, Sharon Brown, Harold Crutchfield, Anita Davis, Margaret Dihel, Ethel Edmond, Harold Griffith, Kenneth Hoon, Marilyn McKee, Bob Mayfield, Lauren Stanfield, and John Tredway.

ADJOURNMENT

At 1 p.m., on motion of Mr. Dickey, the Speaker declared the Assembly adjourned until 9.30 a.m., Wednesday, April 30, 1947, out of respect to the memory of the late Dr. Emerald J. Steen.

SAM L. COLLINS, Speaker

GERALDINE B. HADSELL, Minute Clerk

CALIFORNIA LEGISLATURE
FIFTY-SEVENTH (GENERAL) SESSION

ASSEMBLY DAILY JOURNAL

FIFTY-SIXTH LEGISLATIVE DAY
ONE HUNDRED FIFTEENTH CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO
Wednesday, April 30, 1947

The Assembly met at 9.30 a.m.
Hon. Sam L. Collins, Speaker of the Assembly, presiding.
Chief Clerk Arthur A. Ohnimus at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—77.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. Raymond Renwald:

O Almighty and Everlasting God, the Father, the Son, and the Holy Spirit, our first beginning and our last end Since Thou hast made us according to Thine own image and likeness, grant that all the thoughts of our minds, the words of our tongues and the affections of our hearts and all our actions may ever be conformed to Thy most holy will, so that after we have seen Thee below in a dark manner by faith, we may enjoy Thy blessed vision face to face in a happy eternity—AMEN.

READING OF THE JOURNAL DISPENSED WITH

On motion of Mr. Bennett, further reading of the Journal of the previous legislative day was dispensed with.

LEAVES OF ABSENCE FOR THE DAY

The following member was granted leave of absence for the day, because of illness:

Mr. Burns, on motion of Mr. Clarke.

The following members were granted leaves of absence for the day, and desired to waive their per diems:

Mr. Thurman, on motion of Mr. Grunsky.

Mr. O'Day, on motion of Mr. Maloney.

RESOLUTIONS

The following resolution was offered:

By Mr. Erwin:

House Resolution No. 165

Congratulating Whittier, California, upon the sixtieth anniversary of its founding

WHEREAS, The present City of Whittier was founded as a colony town in May, 1887, and given its name in honor of the great American poet, John Greenleaf Whittier; and

WHEREAS, The original lands were part of the rich barley fields of the John M. Thomas Rancho, acquired by the Pickering Land and Water Company, having as its original board of directors John H. Painter, Aquilla H. Pickering, Thomas E Newlin, Jonathan Bailey, and Hervey Lindley; and

WHEREAS, It was the wish of the founders of Whittier to establish a town which would offer economic and cultural advantages to provide the best community life possible, and to this end they contributed and set aside lands for schools, churches, banks, and other essential community services; and

WHEREAS, This policy of liberalism and neighborliness, coupled with enterprise and a will to get things done, has been dominant in the community spirit of Whittier, until the old town has now grown into one of the finest small cities in the State, offering a rich community life and abundant opportunity for business and professional pursuits; now, therefore, be it

Resolved by the Assembly of the State of California, That the people of the City of Whittier, California, are hereby congratulated upon the fine achievements of their city during the 60 years of its existence, and the Members of this Assembly hereby convey their felicitations upon the sixtieth anniversary of the founding of Whittier; and be it further

Resolved, That the Chief Clerk of the Assembly transmit suitable copies of this resolution to the Mayor and to the Chamber of Commerce of Whittier, for presentation to the Public Library of Whittier.

Resolution read, and referred to the Committee on Rules.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

The following resolution was offered:

Assembly Joint Resolution No. 44: By Mr. Elliott—Relative to memorializing Congress to enact effective legislation to alleviate the housing shortage.

Referred to Committee on Rules.

REPORTS OF STANDING COMMITTEES

Committee on Agriculture

ASSEMBLY CHAMBER, SACRAMENTO, April 30, 1947

MR. SPEAKER: Your Committee on Agriculture, to which was referred:

Assembly Bill No. 2082

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be re-referred to Committee on Ways and Means.

CLARKE, Chairman

Above reported bill re-referred to Committee on Ways and Means.

ASSEMBLY CHAMBER, SACRAMENTO, April 30, 1947

MR. SPEAKER: Your Committee on Agriculture, to which was referred:

Assembly Bill No. 1146

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

CLARKE, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 30, 1947

MR. SPEAKER: Your Committee on Agriculture, to which was referred:

Assembly Bill No. 1141

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

CLARKE, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 30, 1947

MR. SPEAKER: Your Committee on Agriculture, to which were referred:

Assembly Bill No. 1144
Assembly Bill No. 1145
Assembly Bill No. 2669

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

CLARKE, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 30, 1947

MR. SPEAKER: Your Committee on Agriculture, to which was referred:

Assembly Bill No. 1128

Has had the same under consideration, and reports the same back with amendments with the recommendation Amend, and re-refer to the committee

CLARKE, Chairman

Above reported bill ordered to second reading.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolution was offered:

Assembly Concurrent Resolution No. 71: By Mr. Anderson—Relative to approving a certain amendment to the charter of the City of Redondo Beach, County of Los Angeles, State of California, voted for and ratified by the electors of the City of Redondo Beach at the general municipal election held therein on April 8, 1947.

Referred to Committee on Rules.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, April 30, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 640
Assembly Bill No. 810
Assembly Bill No. 1407
Assembly Bill No 1483
Assembly Bill No 1555
Assembly Bill No. 1693

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 30, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Joint Resolution No. 42

And reports the same correctly re-engrossed.

WEBER, Chairman

Above reported resolution ordered on file for adoption.

RE-REFERENCE OF BILLS

By order of the Speaker, the following bills were withdrawn from the file, and re-referred as follows:

Assembly Bill No. 1693 re-referred to Committee on Municipal and County Government.

Assembly Bill No. 810 re-referred to Committee on Transportation and Commerce.

Assembly Bill No. 1555 re-referred to Committee on Industrial Relations.

Assembly Bill No. 1483 re-referred to Committee on Revenue and Taxation.

CONSIDERATION OF DAILY FILE

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 400—An act to add Section 4573.5 to the Penal Code, relating to importation of drugs into prisons, institutions, camps, farms, and other places under the jurisdiction of the Department of Corrections.

Bill read second time, and ordered engrossed.

Assembly Bill No. 445—An act to amend Section 1920b of the Code of Civil Procedure, relating to the preservation of documentary records by the preparation of photographic copies thereof and providing that such copies may be used in place of the original under certain conditions.

Bill read second time, and ordered engrossed.

Assembly Bill No. 446—An act to amend Section 4095a of the Political Code and Section 26907 of the Government Code, relating to county records.

Bill read second time, and ordered engrossed.

Assembly Bill No. 732—An act to add Section 1203.13 to the Penal Code, relating to the duties of the probation officer.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1454—An act to amend Section 403b of the Civil Code, and Sections 4804 and 4807 of the Corporations Code, relating to corporations in winding up and dissolution.

Bill read second time, and ordered engrossed.

Assembly Bill No. 876—An act to add Section 1873 to the Civil Code, relating to lost property.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

On page 2, line 23 of the printed bill, as amended in the Assembly on April 24, 1947, strike out "and", and insert "or".

Amendment No. 2

On page 2, line 32, of said bill, after "publication", and before the period, insert "once in a newspaper of general circulation published in the county".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 261—An act to amend Sections 1191 and 1449 of the Penal Code, relating to extension of time for pronouncement of judgment.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

On page 1, lines 12 to 15, of the printed bill, strike out "or if the defendant has been discharged from the military service of the United States Government for mental disability, which shall be presumptive evidence of insanity or need of psychiatric care,".

Amendment No. 2

On page 1, lines 16 and 17, strike out "or need of psychiatric care".

Amendment No. 3

On page 1 of said bill, between lines 20 and 21, insert

"In the event that the defendant is a veteran who was discharged from service for mental disability, upon his request his case shall be referred to the probation officer, who shall secure a military medical history of such defendant and present it to the court together with his recommendation for or against probation."

Amendment No. 4

On page 2 of said bill, strike out lines 13 to 16, inclusive, and insert "a defendant insane, the court may extend the".

Amendment No. 5

On page 2, line 18, of said bill, strike out "or need for psychiatric care".

Amendment No. 6

On page 2 of said bill, after line 20, insert

"In the event that the defendant is a veteran who was discharged from service for mental disability, upon his request his case shall be referred to the probation officer, who shall secure a military medical history of such defendant and present it to the court together with his recommendation for or against probation."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 443—An act to amend Section 4041 39 of the Political Code and Sections 26201 and 26202 of the Government Code, relating to the destruction of certain records.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

On page 1 of the printed bill, strike out line 19, and insert "the county."

Amendment No. 2

On page 1, line 11, of said bill, strike out "a".

Amendment No. 3

On page 2, line 1, of said bill, after "pursuant", insert "to".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2141—An act to add Sections 10206.5 and 10206.6 to the Government Code, relating to the Legislative Counsel Bureau, providing for and regulating the office hours and the payment of overtime to the employees thereof, and making an appropriation.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Rules:

Amendment No. 1

In line 3 of the title of the printed bill, as amended in the Assembly on April 16, 1947, strike out "the office hours and".

Amendment No. 2

On page 1 of said bill, strike out lines 3 to 8, inclusive, and insert "10206.5. The Legislative Counsel may, by".

Amendment No. 3

On page 2, lines 1 and 2, of said bill, strike out "Fifty-seventh", and insert "1947".

Amendment No. 4

On page 2, line 30, of said bill, after "payment", strike out "of", and insert "for".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1027—An act to add Section 606.5 to the Civil Code and Part 3.5, comprising Section 10250, to Division 2 of Title 1 of the Corporations Code, relating to trust funds of certain nonprofit corporations, providing for the establishment and management of such trust funds, and exempting transactions relative thereto from the Corporate Securities Act.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

On page 1, line 7, of the printed bill, strike out "through separate corporate entity, or otherwise,".

Amendment No. 2

On page 1, line 11, of said bill, strike out "or which may affiliate".

Amendment No. 3

On page 1, line 11, of said bill, following the second "or", insert "to".

Amendment No. 4

On page 1, lines 13 and 14, of said bill, strike out "or for promoting any of the purposes for which any of the foregoing were formed,".

Amendment No. 5

On page 1, line 15, of said bill, following "or", insert "holding funds".

Amendment No. 6

On page 2, lines 44 and 45, of said bill, strike out "through separate corporate entity, or otherwise,".

Amendment No. 7

On page 2, lines 48 and 49, of said bill, strike out "or which may affiliate".

Amendment No. 8

On page 2, line 49, of said bill, following the first "or", insert "to".

Amendment No. 9

On page 2, lines 51 and 52, of said bill, strike out "or for promoting any of the purposes for which any of the foregoing were formed,".

Amendment No. 10

On page 2, line 52, of said bill, following "or", insert "holding funds".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1736—An act to amend Section 106 of the Corporations Code, relating to corporations.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Section 106 of", and insert "Sections 810, 829, 2214, and 4109 of and to add Section 1311 to".

Amendment No. 2

On page 1, line 1, of said bill, strike out "106", and insert "810".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 3

On page 1 of said bill, strike out lines 3 to 7, inclusive, and insert

"810. The entire board of directors or any individual director may be removed from office by a vote of shareholders holding a majority of the outstanding shares entitled to vote at an election of directors.

However, unless the entire board is removed, an individual director shall not be removed if the number of shares voted against the resolution for his removal exceeds the quotient arrived at when the total number of outstanding shares entitled to vote is divided by one plus the authorized number of directors. If any or all directors are so removed, new directors may be elected at the same meeting. *Whenever a class or series of shares is entitled to elect one or more directors under authority granted by the articles, the provisions of this paragraph apply to the vote of that class or series and not to the vote of the outstanding shares as a whole.*

SEC. 2. Section 829 of said code is amended to read:

829. A director is not negligent within the meaning of Section 825 if he relies and acts in good faith upon a balance sheet or profit and loss statement of the corporation furnished or exhibited to him by the president or the officer of the corporation having charge of or supervision of its accounts, or certified to be correct and according to the books of the corporation by a public accountant *or firm of public accountants* selected with reasonable care.

SEC. 3. Section 1311 is added to said code, to read:

1311. Any shareholder who because of his proportionate stockholder's liability under statutes in effect prior to August 14, 1931, and not in discharge of his obligation to pay the full consideration agreed to be paid for his shares, has made or makes any payment in discharge in whole or in part of any debt or liability of the corporation shall be subrogated to the extent of such payment to the claim of the creditor against the corporation.

SEC. 4. Section 2214 of said code is amended to read:

2214. Unless the articles or by-laws otherwise provide, the board of directors may fix a time in the future as a record date for the determination of the shareholders

entitled to notice of and to vote at any meeting of shareholders or entitled to receive any dividend or distribution, or any allotment of rights, or to exercise rights in respect to any change, conversion, or exchange of shares The record date so fixed shall be not more than 30 days prior to the date of the meeting or event for the purposes of which it is fixed. When a record date is so fixed, only shareholders of record on that date are entitled to notice of and to vote at the meeting or to receive the dividend, distribution, or allotment of rights, or to exercise the rights, as the case may be, notwithstanding any transfer of any shares on the books of the corporation after the record date.

The board of directors may close the books of the corporation against transfers of shares during the whole or any part of a period of not more than 30 days prior to the date of a shareholders' meeting, the date when the right to any dividend [or], distribution, *or allotment of rights* vests, or the effective date of any change, conversion, or exchange of shares

SEC. 5. Section 4109 of said code is amended to read:

4109. When the agreement has been approved by the directors and the shareholders of a corporation, the corporation shall mail notice of the approval to each of its shareholders. [The notice shall advise the shareholder of the approval of the agreement, state the manner and basis of converting shares of the constituent corporation into shares of the surviving or consolidated corporation, and inform the shareholder of the rights of dissenting shareholders under Article 2 of this Chapter]"

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2369—An act to amend Section 737ee of the Political Code, relating to superior judges' salaries.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

On page 1, line 4, of the printed bill, strike out the blank, and insert "nine".

Amendment No. 2

On page 1, line 5, of said bill, strike out the blank, and insert "9,000".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

SECOND READING OF SENATE BILLS

Senate Bill No. 164—An act to amend Section 980 of the Military and Veterans Code, relating to the purchases of farms and homes by veterans of World War II.

Bill read second time, and ordered to third reading.

Senate Bill No. 181—An act to amend Section 215 of the Revenue and Taxation Code, relating to veterans organizations.

Bill read second time, and ordered to third reading.

Senate Bill No. 231—An act to repeal Section 206.7 of the Welfare and Institutions Code, relating to reports concerning veterans in county institutions.

Bill read second time, and ordered to third reading.

Senate Bill No. 369—An act to amend Section 80 of the Military and Veterans Code, relating to the powers and duties of the Director of Veterans Affairs.

Bill read second time, and ordered to third reading.

Senate Bill No. 370—An act to amend Sections 72 and 78 of the Military and Veterans Code, relating to the Department of Veterans Affairs.

Bill read second time, and ordered to third reading.

Senate Bill No. 371—An act to add Section 899 to the Military and Veterans Code, relating to veterans' education.

Bill read second time, and ordered to third reading.

Senate Bill No. 372—An act to amend Section 68 of the Military and Veterans Code, relating to the California Veterans Board and the Director of Veterans Affairs.

Bill read second time, and ordered to third reading.

Senate Bill No. 373—An act to amend Sections 690, 694, 695, 698, 699, 700, 802, 831, 842, 986.8, 986.9, 987, 987.1, 987.2, 987.3, 987.4, 987.5, 987.6, 987.7, 987.8, 987.9, 987.10, 988, 988.2, and 988.3 of the Military and Veterans Code, relating to the Veterans Welfare Board and Department of Veterans Affairs.

Bill read second time, and ordered to third reading.

Senate Bill No. 596—An act to repeal Sections 330, 331, 332, and 435 of the Military and Veterans Code, relating to monthly allowances to commanding officers and organizations of the National Guard, the use of funds, the allowance of claims and the payment of rental for leased armory, to add a new Section 330 to the said code, relating to expenses of commanding officers and organizations of the National Guard and the payment thereof, to amend Sections 413 and 432 of the Military and Veterans Code, relating to funds and property held in trust for commanding officers and organizations of the National Guard and the payment thereof and the payment of revenues received from state armories.

Bill read second time, and ordered to third reading.

Senate Bill No. 598—An act to amend Sections 161, 162, 164, 164.1, and 168 of the Military and Veterans Code, relating to the personnel of the office of the Adjutant General, the establishment of the rank of Major General for the Adjutant General and the qualifications therefor, the establishment of the rank of Brigadier General for the Assistant Adjutant General and the qualifications therefor, the organization of the office of the Adjutant General, and the pay and allowances for the Adjutant General and the Assistant Adjutant General, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

Senate Bill No. 599—An act to amend Sections 321, 323, and 324 of the Military and Veterans Code, relating to the pay and allowances of enlisted men in the California National Guard, the furnishing of a uniform allowance to commissioned and warrant officers of the active militia and the pay and allowances of officers and enlisted men of the National Guard who perform special duty, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

Senate Bill No. 602—An act to amend Sections 450, 453, 454, 455, 456, 457, 458, and 459 of the Military and Veterans Code, relating to the administration of company punishment of members of the National Guard, to the appointment of special courts-martial, the appointment of summary courts-martial, the appointment of courts of inquiry and boards of investigating officers, the jurisdiction of general, special and summary courts-martial and the admission to bail of military persons charged with military offenses before military courts.

Bill read second time, and ordered to third reading.

Senate Bill No. 773—An act to add Section 1292 to the Military and Veterans Code, relating to certain lands of the State described in Chapter 891 of the Statutes of 1939, and the leasing thereof or of parts thereof or of interests therein to veterans' associations.

Bill read second time, and ordered to third reading.

Senate Bill No. 985—An act amending Section 431 of the Military and Veterans Code, relating to the control of armories by the Adjutant General, including the power to lease or otherwise authorize the use of the same, the creation of armory boards and their powers, the collection, payment and accounting of revenues and income from armories, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

Senate Bill No. 987—An act to repeal Section 395.7 of the Military and Veterans Code, relating to rights of restoration to former or like positions by members of the State Guard leaving private employment for active service in the State Guard.

Bill read second time, and ordered to third reading.

Senate Bill No. 1339—An act to repeal Chapter 295 of the Statutes of 1945 and Sections 160 5, 223.5, 395.6, and 395.7 and Chapter 4, comprising Sections 560 to 589, inclusive, of Part 2 of Division 2 of the Military and Veterans Code, relating to emergency powers of the Adjutant General and to the California State Guard, reserving claims, rights, benefits, and privileges of members and disciplinary power as to offenses, and providing for the liquidation of property, funds, and affairs of the California State Guard.

Bill read second time, and ordered to third reading.

Senate Bill No. 1476—An act to add Division 8 to the Military and Veterans Code, relating to veterans' welfare.

Bill read second time, and ordered to third reading.

Senate Bill No. 580—An act to amend Section 6902 of the Labor Code, relating to train crews.

Bill read second time, and ordered to third reading.

Senate Bill No. 411—An act to add Section 3692.5 to the Political Code, relating to the powers and duties of the State Board of Equalization.

Bill read second time, and ordered to third reading.

Senate Bill No. 955—An act to amend Sections 20980 and 20981 of the Business and Professions Code, relating to penalties for violation of provisions regulating petroleum.

Bill read second time, and ordered to third reading.

Senate Bill No. 971—An act to amend Section 10 of the Political Code, relating to holidays.

Bill read second time, and ordered to third reading.

Senate Bill No. 943—An act to add Section 1274.10a to the Code of Civil Procedure, relating to abandoned property or escheated property, declaring the urgency hereof, to take effect immediately.

Bill read second time, and ordered to third reading.

Senate Bill No. 601—An act to repeal Sections 212 and 213 of the Military and Veterans Code, relating to the inactive National Guard and honorary members in the National Guard and to amend Sections 16, 127, 142, 173, 183, 210, 224, 228, 256, 365, 394, 398, 417, 439, 470, and 644 of the Military and Veterans Code, relating to the administration of military oaths, assignment of military command, the employment of the military forces in the performance of necessary military duties, the publications of military material, the issuance of military property, the inactive National Guard, the priority of rank of military officers, the retirement of military officers and enlisted men, the temporary direction of the military forces by civil officers, discrimination against military personnel, the creation of an offense for trespass upon military grounds, armories or military places, the transportation of military personnel and material, county aid for the National Guard, the delivery of military personnel to civil authorities and the issuance of service medals.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Military Affairs:

Amendment No. 1

In line 5 of the title of the printed bill, after "of", insert ", and to add Section 644.1 to,".

Amendment No. 2

On page 4, line 42, of said bill, after "armory," insert "airport,".

Amendment No. 3

On page 4, line 46, of said bill, after "by", insert "or at the direction of".

Amendment No. 4

On page 5, line 6, of said bill, after "Any", insert "city or".

Amendment No. 5

On page 5, line 10, of said bill, strike out "purpose", and insert "purposes the governing body of the city and".

Amendment No. 6

On page 5 of said bill, strike out line 11, and insert

"(a) Purchase, receive by donation, donate, dedicate, condemn except for the California National Guard, lease or".

Amendment No. 7

On page 5, line 18, of said bill, after "of the", insert "city or".

Amendment No. 8

On page 5, line 20, of said bill, after "states", insert ", and the Adjutant General of the State of California".

Amendment No. 9

On page 5, line 21, of said bill, after "buildings", insert ", including any buildings constructed as memorials or for other purposes".

Amendment No. 10

On page 5 of said bill, after line 38, insert

"SEC. 19. Section 644.1 is added to said code, to read:

644.1. A Federal Service Ribbon may be presented by the Adjutant General to each person inducted into the federal service as a member of a California National Guard unit after September 15, 1940, and who has completed not less than a total of 12 months honorable service in the armed forces of the United States between September 15, 1940, and September 16, 1945.

The Federal Service Ribbon and lapel miniature shall be prepared, designed, awarded and issued according to rules and regulations to be adopted by the Adjutant General and all applications therefore shall be in writing and filed in the Office of the Adjutant General The applicant shall have the burden of proof as to his military service and the decision of the Adjutant General, in case of dispute, shall be final."

Amendments read, and adopted.

Bill ordered reprinted, and to third reading.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, April 28, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted:

Senate Concurrent Resolution No. 39
Senate Concurrent Resolution No. 40

J. A BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS

The following resolutions were read:

Senate Concurrent Resolution No. 39—Relative to approving certain amendments to the charter of the City of San Buenaventura, a municipal corporation in the County of Ventura, State of California, voted for and ratified by the qualified electors of said city, at a general municipal election held therein on the eighth day of April, 1947.

Referred to Committee on Rules.

Senate Concurrent Resolution No. 40—Relative to approving amendments to the charter of the City of Chico, County of Butte, State of California, voted for and ratified by the qualified electors of said city at a general municipal election held therein on the fourteenth day of April, 1947.

Referred to Committee on Rules.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, April 29, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to:

Senate Bill No 100
Senate Bill No. 319
Senate Bill No. 341
Senate Bill No. 389
Senate Bill No. 505
Senate Bill No. 589
Senate Bill No. 662
Senate Bill No. 665
Senate Bill No. 668
Senate Bill No. 944

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

SENATE CHAMBER, SACRAMENTO, April 28, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed:

Senate Bill No. 476
Senate Bill No. 641
Senate Bill No. 646
Senate Bill No. 1050
Senate Bill No. 1265

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS (RESUMED)

The following bills were read the first time:

Senate Bill No. 476—An act to amend Section 16723 of the Business and Professions Code, relating to the preservation and regulation of competition.

Referred to Committee on Governmental Efficiency and Economy.

Senate Bill No. 641—An act to repeal Section 6028 of the Penal Code and to add Sections 6028, 6028.1, 6028.2, 6028 3, and 6028.4 thereto, relating to the functions of the Board of Corrections, authorizing the Governor to create special commissions to assist the board in the study of crime, and specifying the powers and duties of such commissions and of the board in relation thereto.

Referred to Committee on Governmental Efficiency and Economy.

Senate Bill No. 646—An act to amend Section 69a of the Civil Code and Sections 10526, 10530, 10531, 10532, 10533, 10534, and 10551 of, and to repeal Section 10527 of, the Health and Safety Code, relating to vital statistics.

Referred to Committee on Judiciary.

Senate Bill No. 1050—An act to amend Section 1515 of the Penal Code and Section 27502 of the Government Code, relating to testimony of witnesses at inquest.

Referred to Committee on Judiciary.

Senate Bill No. 1265—An act to add Section 2191.5 to the Business and Professions Code, relating to applications to the Board of Osteopathic Examiners of the State of California for physician's and surgeon's certificates.

Referred to Committee on Public Health.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, April 29, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed:

Senate Bill No. 9
Senate Bill No 174
Senate Bill No. 204
Senate Bill No. 349
Senate Bill No. 407
Senate Bill No. 498
Senate Bill No 499
Senate Bill No. 597
Senate Bill No. 724
Senate Bill No. 1078
Senate Bill No. 1081
Senate Bill No. 1082
Senate Bill No. 1171
Senate Bill No. 1261
Senate Bill No. 1314
Senate Bill No. 1560

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS (RESUMED)

The following bills were read the first time:

Senate Bill No. 9—An act to amend Section 5932, and to add Sections 5882 and 7791.5, and Article 3a to Chapter 5 of Division 8, of the Elections Code, relating to absent voting.

Referred to Committee on Elections and Reapportionment.

Senate Bill No. 174—An act to amend the Welfare and Institutions Code by adding thereto Sections 5181.5 and 5185.1 and to amend Sections 5047 and 5185 thereof, relating to public guardians.

Referred to Committee on Social Welfare.

Senate Bill No. 204—An act to add Section 418 to the Education Code, relating to the qualifications and salaries of county superintendents of schools.

Referred to Committee on Education.

Senate Bill No. 349—An act to add Section 7008.1 to the Education Code, relating to apportionment of the State School District Emergency Fund, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Education.

Senate Bill No. 407—An act to amend Section 1804 of the Education Code, relative to school elections.

Referred to Committee on Education.

Senate Bill No. 498—An act to amend Section 11000 of the Business and Professions Code, relating to subdivided lands, and declaring the urgency thereof, to take effect immediately.

Referred to Committee on Conservation, Planning, and Public Works.

Senate Bill No. 499—An act to add Sections 10131.5 and 10151.5 to the Business and Professions Code, relating to nonresident real estate brokers.

Referred to Committee on Governmental Efficiency and Economy.

Senate Bill No. 597—An act to amend Section 5 of an act entitled "An act authorizing the incurring of indebtedness by cities, towns, and municipal corporations for municipal improvements, and regulating the acquisition, construction, or completion thereof," which became a law under constitutional provision without the Governor's approval, on February 25, 1901, relating to the issuance of municipal improvement bonds, providing for the payment thereof, declaring the urgency of this act, and providing that this act shall take effect immediately.

Referred to Committee on Municipal and County Government.

Senate Bill No. 724—An act to amend Section 13842 of the Education Code, relating to the salaries of persons employed by school districts in positions requiring certification qualifications, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Education.

Senate Bill No. 1078—An act to amend Section 1500 of the Insurance Code, relating to the appointment, licensing, qualification and regulation of insurance agents, brokers and solicitors.

Referred to Committee on Finance and Insurance.

Senate Bill No. 1081—An act to amend Sections 1324, 1325, 1329, and 1530, and to repeal Section 1331 of the Insurance Code, relating to reciprocal or interinsurance exchanges.

Referred to Committee on Finance and Insurance.

Senate Bill No. 1082—An act to amend Section 1731 of the Insurance Code, relating to the suspension, revocation or denial of insurance licenses.

Referred to Committee on Finance and Insurance.

Senate Bill No. 1171—An act to amend Section 3022 of the Civil Code, relating to giving of notice of assignment of accounts receivable.

Referred to Committee on Judiciary.

Senate Bill No. 1261—An act to amend Sections 22, 101, 111, and 201 of the Business and Professions Code, relating to the Department of Professional and Vocational Standards.

Referred to Committee on Governmental Efficiency and Economy.

Senate Bill No. 1314—An act to amend Section 131 of the Civil Code, relating to divorce, including actions and causes of action therefor.

Referred to Committee on Judiciary.

Senate Bill No. 1560—An act to add Section 3694 to the Political Code, relating to the powers and duties of the members of the State Board of Equalization, declaring the urgency of this act, to take effect immediately.

Referred to Committee on Public Morals.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 297—An act to amend Section 5082 of the Business and Professions Code, relating to registration as a public accountant, declaring the urgency thereof to take effect immediately.

Bill read third time.

Motion to Amend

Mr. Grunsky moved the adoption of the following amendment:

Amendment No. 1

On page 2, line 7, of the printed bill, as amended in the Assembly on April 25, 1947, after "by", insert "completion of".

Amendment read.

Action on amendment deferred.

By unanimous consent, Assembly Bill No. 297 ordered passed on file, to retain its place on file.

Assembly Bill No. 2066—An act to amend Section 18541 of the Government Code, relating to disabled veterans.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brown, Burke, Butters, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Dolwig, Doyle, Elliott, Erwin, Evans, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, and Mr. Speaker—62.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 913—An act to amend Section 27322 of the Government Code, relating to county recorders.

Bill read third time.

Motion to Amend

Mr. M. Philip Davis moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in the Assembly on April 25, 1947, after "amend" insert

"Section 4131 of the Political Code and".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 2

On page 1, line 1, insert:

"SECTION 1. Section 4131 of the Political Code is amended to read:

4131. He must, upon the payment of his fees for the same, record, separately, in a fair hand, [or] *by* typewriting, *or by photography or other reproduction process* in large well-bound separate books, either sewed books or an insertable leaf, which when placed in the book can not be removed:

(a) Deeds, grants, transfers and mortgages of real estate, releases of mortgages, powers of attorney to convey real estate, and leases which have been acknowledged or proved.

(b) Mortgages of personal property.

(c) Certificates of marriage and marriage contracts.

(d) Wills admitted to probate.

(e) Official bonds.

(f) Notices of mechanics' liens.

(g) Transcripts of judgments, which by law are made liens upon real estate in this State.

(h) Notices of attachment upon real estate.

(i) Notices of the pendency of an action affecting real estate, the title thereto, or the possession thereof.

(j) Instruments describing or relating to the separate property of married women.

(k) Notices of preemption claims.

(l) Births and deaths.

(m) Certified copies of any petition, with the schedules omitted, filed in, and certified copies of any order or decree made or entered in any proceeding under the National Bankruptcy Act.

(n) Certified copies of decrees and judgments of courts of record; and

(o) Such other writings as are required or permitted by law to be recorded.

In lieu of any or all of the separate books above provided for, the recorder may, in his discretion, record any or all of the above instruments in one general series of books to be called "official records," which books shall be numbered consecutively beginning with number one. The recording of instruments in such "official records" will impart notice in like manner and effect as if such instruments were recorded in any of the separate books hereinbefore provided for."

Amendment No. 3

On page 2, line 11, of said bill, strike out "SECTION 1", and insert "SEC. 2."

Amendment No. 4

On page 2 of said bill, after line 43, insert

"SEC. 3. Section 2 of this act becomes operative only if Title 3 of the Government Code is enacted by the Legislature at the 1947 Regular Session, and in such case at the same time as said Title 3 takes effect; at which time Section 4131 of the Political Code is hereby repealed."

Amendments read, and adopted.

Bill ordered reprinted, and re-engrossed.

Assembly Bill No. 791—An act to repeal Sections 290 and 291 of, to amend Sections 271, 272, and 273 of, and to add Section 290 to the Fish and Game Code, relating to refuges.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brown, Burke, Butters, Caldecott, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Dolwig, Doyle, Elliott, Erwin, Evans, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, Price, Rosenthal, Sheridan, Silliman, Stanley, Stephenson, Thompson, Thorp, Waters, and Mr. Speaker—58.

NOES—Lowrey—1.

Bill ordered transmitted to the Senate.

Assembly Bill No. 792—An act to add Section 379.5 to the Fish and Game Code, relating to refuges and providing for the acquisition of land within this State by the United States for migratory bird reservations.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brown, Burke, Butters, Caldecott, Collier, Conrad, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Dolwig, Doyle, Elliott, Erwin, Evans, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Stanley, Stephenson, and Waters—54.

NOES—Clarke, Loomis, Silliman, Thompson, and Thorp—5.

Bill ordered transmitted to the Senate.

Assembly Bill No. 2442—An act to amend Section 12421 of the Government Code, relating to official seals.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Dolwig, Doyle, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stephenson, Stewart, Thompson, Thorp, Waters, and Mr Speaker—63.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 2443—An act to amend Sections 12460 and 12461 of the Government Code, relating to financial reports of the Controller.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Bennett, Berry, Blosser, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Waters, and Mr. Speaker—66.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 2444—An act to amend Section 11255 to the Government Code, relating to payments for interagency transactions.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Bennett, Berry, Blosser, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Waters, and Mr. Speaker—66.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 516—An act to amend Section 1174 of the Code of Civil Procedure, relating to forcible entry and detainer.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Beck, Bennett, Berry, Blosser, Brown, Burke, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gannon, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Waters, Wollenberg, and Mr. Speaker—65.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 687—An act to amend Section 10302 of the Education Code, relating to courses of study in the elementary schools.

Bill read third time.

Demand for Previous Question

Messrs. Evans, Luckel, Conrad, Hinton, and Carey demanded the previous question.

Demand for previous question sustained.

The question being on the passage of Assembly Bill No. 687.

The roll was called, and the bill refused passage by the following vote:

AYES—Anderson, Berry, Blosser, Brown, Burke, George D. Collins, Cooke, Crichton, Crowley, Debs, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Erwin, Field, Gaffney, Geddes, Grant, Hawkins, Hollibaugh, Huyck, Knight, Luckel, Maloney, Niehouse, Price, Stanley, Stewart, Thomas, Thompson, Weber, Wollenberg, and Mr. Speaker—34.

NOES—Beck, Bennett, Butters, Caldecott, Carey, Clarke, Cramer, Lester T. Davis, M. Philip Davis, Dunn, Elliott, Evans, Fletcher, Gannon, Grunsky, Hahn, Heisinger, Hinckley, Hinton, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Lyons, McCollister, McMillan, Miller, Rosenthal, Sheridan, Sherwin, Sillman, Stephenson, Thorp, and Waters—36

Notice of Motion to Reconsider Assembly Bill No. 687

Messrs. Wollenberg and Debs gave notice that on the next legislative day they would move to reconsider the vote whereby Assembly Bill No. 687 was this day refused passage.

Assembly Bill No. 302—An act to amend Section 5003 of the Public Resources Code, relating to the powers and duties of the State Park Commission.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brown, Burke, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cramer, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Rosenthal, Sheridan, Sherwin, Sillman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Weber, Wollenberg, and Mr. Speaker—68.

NOES—None.

Bill ordered transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT TO TAKE UP ASSEMBLY BILL NO. 303, OUT OF ORDER

Mr. Debs asked for, and was granted, unanimous consent that Assembly Bill No. 303 be taken up, out of order, at this time.

CONSIDERATION OF ASSEMBLY BILL NO. 303

Assembly Bill No. 303—An act to amend Section 5006 and to add Section 5006.1 to the Public Resources Code, relating to the powers and duties of the State Park Commission.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, Price, Rosenthal, Sheridan, Sherwin, Sillman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—68.

NOES—Crowley—1.

Bill ordered transmitted to the Senate.

CONSIDERATION OF DAILY FILE (RESUMED
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1002—An act to amend Section 4003 of the Political Code and Section 23004 of the Government Code, relating to powers of the board of supervisors.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, George D Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stephenson, Stewart, Thomas, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—72

NOES—None.

Motion to Amend Title

Mr. Huyck moved the adoption of the following amendment to the title:

Amendment No. 1

In line 2 of the title of the printed bill, strike out "powers of the"; and strike out line 3 thereof, and insert "counties."

Amendment read, and adopted.

Bill ordered reprinted, and transmitted to the Senate.

UNFINISHED BUSINESS
MOTION TO RECONSIDER ASSEMBLY CONCURRENT RESOLUTION NO. 66

In compliance with a notice given on a previous day, Mr. Elliott moved that the vote whereby Assembly Concurrent Resolution No. 66 was refused adoption be reconsidered.

Demand for Previous Question

Messrs. Evans, Robertson, Luckel, Burke, and Lowrey demanded the previous question.

Demand for previous question sustained.

The question being on the motion by Mr. Elliott that the vote whereby Assembly Concurrent Resolution No. 66 was refused adoption be reconsidered.

The roll was called, and Assembly Concurrent Resolution No. 66 refused reconsideration by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Brady, Brown, Carey, George D. Collins, Cooke, Crichton, Crowley, Lester T. Davis, Debs, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Evans, Fletcher, Gaffney, Geddes, Hawkins, Kilpatrick, Lyons, McCollister, McMillan, Miller, Rosenthal, Sheridan, and Thomas—32.

NOES—Blosser, Burke, Butters, Caldecott, Clarke, Collier, Conrad, Cramer, M. Philip Davis, Dickey, Erwin, Field, Gannon, Grant, Grunsky, Hahn, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Loomis, Lowrey, Luckel, Price, Robertson, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—39.

ANNOUNCEMENT OF INVITATION

Mr. Clarke called to the attention of the Members of the Assembly, the May Festival to be held at Los Banos on May 1st, 2d, 3d, and 4th, and invited all Members of the Legislature to attend, as special guests.

BILLS WITHDRAWN FROM INACTIVE FILE, AND PLACED ON THE THIRD READING FILE

The following bills were withdrawn from the inactive file, and placed upon the third reading file:

Assembly Bill No. 1698, on request of Mr. Field.

Assembly Bill No. 1699, on request of Mr. Field.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, April 30, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1254
Assembly Bill No. 1349

And reports the same correctly re-engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

RE-REFERENCE OF BILLS

By order of the Speaker, the following bill was withdrawn from the file, and re-referred as follows:

Assembly Bill No. 1349 re-referred to Committee on Education.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1254—An act to add Section 10.1 to the Political Code, relating to holidays.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Brady, Brown, Burke, Caldecott, Carey, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sheridan, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Waters, Weber, and Wollenberg—64.

NOES—Heisinger—1.

Bill ordered transmitted to the Senate.

Assembly Joint Resolution No. 42—Relative to appropriations of funds for the Central Valley Project.

Resolution read.

Motion to Re-Refer Assembly Joint Resolution No. 42 to the Committee on Rules

Mr. Field moved that Assembly Joint Resolution No. 42 be re-referred to the Committee on Rules.

Mr. James seconded the motion.

The roll was called, and the motion carried by the following vote:

AYES—Beck, Berry, Brown, Burke, Caldecott, Carey, Clarke, Collier, Conrad, Cramer, Crichton, M. Philip Davis, Debs, Dickey, Dolwig, Doyle, Evans, Field, Gaffney, Geddes, Grunsky, Hahn, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson,

Knight, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Niehouse, Price, Sheridan, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Waters, Weber, and Mr. Speaker—47.

NOES—Anderson, Bennett, Blosser, Brady, George D. Collins, Cooke, Ralph C. Dills, Dunn, Elliott, Erwin, Gannon, Heisinger, Kilpatrick, Miller, Rosenthal, Thomas, and Wollenberg—17.

Assembly Joint Resolution No. 42 ordered re-referred to the Committee on Rules.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, April 30, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 761—An act to repeal the War Production Act, relating to employment and working conditions of female employees and to all permits issued thereunder;

Assembly Bill No. 844—An act to amend Section 10 of an act entitled "An act defining credit unions, providing for their incorporation, powers, management and supervision," approved March 31, 1927, relating to the regulation of credit unions;

Assembly Bill No. 920—An act to amend Section 6854 of the Business and Professions Code, relating to the definition of "collection agency.";

And reports that the same have been correctly enrolled, and presented to the Governor on the thirtieth day of April, 1947, at 11 a.m.

WEBER, Chairman

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1779—An act to amend Sections 926 and 928 of, and to add Sections 914.5, 914.6, 971, and 972 to, the Health and Safety Code, relating to local health districts, providing for membership and terms of boards of trustees thereof, and retirement benefits of employees.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Waters, and Wollenberg—65.

NOES—None.

Bill ordered transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT THAT ASSEMBLY BILL NO. 769 BE WITHDRAWN FROM THE COMMITTEE ON REVENUE AND TAXATION AND BE RE-REFERRED

Mr. Geddes asked for, and was granted, unanimous consent that Assembly Bill No. 769 be withdrawn from the Committee on Revenue and Taxation, and be re-referred to the Committee on Education.

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS (RESUMED)
CONSIDERATION OF SENATE AMENDMENTS

Assembly Bill No. 846—An act to amend Sections 3 and 14 of an act entitled "An act defining credit unions, providing for their incorporation, powers, management and supervision," approved March 3, 1927, relating to the regulation of credit unions.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 846?

Amendment No. 1

On page 1 of the printed bill, strike out lines 4 to 7, inclusive, and insert

"1. To admit to membership, those persons qualified for membership, upon payment of an entrance fee.

2. To issue shares to any qualified member and to issue such shares in joint tenancy with any person designated by such member."

Amendment No. 2

On page 2 of said bill, strike out lines 6 and 7, and insert

"6 To deposit and invest any money received by it and not loaned to its members, as provided in Section 6 and Section 6A of this act."

Amendment No. 3

On page 2 of said bill, strike out lines 20 to 22, inclusive, and insert

"12. To purchase, hold, or sell a lot and building such as shall be necessary for the transaction of the business of the credit union, furniture and fixtures, vaults and other personal property such as may be necessary or proper to carry on its business and no credit union shall hereafter invest more than one-fifth of its paid-in and unimpaired capital and surplus in such lot and building and equipment. Any credit union may purchase a lot and building and necessary equipment individually or jointly with other credit unions of affiliated organizations."

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 846 by the following vote:

AYES—Anderson, Beck, Berry, Blosser, Brady, Brown, Burke, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Sheridan, Sherwin, Sillman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—68.

NOES—None.

Assembly Bill No. 846 ordered enrolled.

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1165—An act to amend Sections 7 and 18 of, and to add one new section to be numbered 25.1 to, the Corporation Income Tax Act, relating to the levy and collection of taxes upon the income of corporations, associations and Massachusetts or business trusts, and to provide that this act shall take effect immediately.

Bill read third time.

Motion to Amend

Mr. Waters moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Sections 7 and 18", and insert "Section 7".

Amendment No. 2

On page 11 of said bill, strike out lines 38 to 52, inclusive.

Amendment No. 3

On page 12 of said bill, strike out lines 1 to 52, inclusive.

Amendment No. 4

On page 13 of said bill, strike out lines 1 to 18, inclusive.

Amendments read, and adopted.

Bill ordered reprinted, and re-engrossed.

REQUEST FOR UNANIMOUS CONSENT TO USE ASSEMBLY CHAMBER

Mr. Gannon asked for, and was granted, unanimous consent that the Committee on Civil Service and State Personnel be permitted to use the Assembly Chamber, tomorrow night, May 1st, at 8 p.m., if necessary, for the purpose of holding a meeting.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS

Senate Bill No. 469—An act to add Section 16012 to the Government Code, relating to the disposition of unexpended balances of appropriations from the State Treasury.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Caldecott, Carey, Clarke, Collier, George D Collins, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Rosenthal, Sheridan, Sherwin, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Waters, Weber, and Wollenberg—68.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 993—An act to amend Sections 18661, 18662, and 18671 of the Education Code, relating to the dedication, sale, granting and leasing of real property belonging to school districts and of interests therein.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dunn, Elliott, Evans, Field, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Stanley, Stephenson, Thomas, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—67.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dunn, Elliott, Evans, Field, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Stanley, Stephenson, Thomas, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—67.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 338—An act to amend Sections 21171 and 21173 of the Education Code, relating to cruises of vessels of the California Maritime Academy.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Grant, Grunsky, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Waters, Weber, and Mr Speaker—67.
NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 1075—An act to add Section 6.15 to the Alcoholic Beverage Control Act, relating to alcoholic beverages.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Bennett, Berry, Brady, Butters, Carey, George D. Collins, Cooke, Cramer, Crichton, Crowley, Debs, Dickey, Doyle, Dunn, Elliott, Fletcher, Gaffney, Gannon, Grunsky, Hollibaugh, James, Johnson, Kilpatrick, Loomis, Lowrey, Lyons, Maloney, McMillan, Miller, Niehouse, Robertson, Sheridan, Sherwin, Silliman, Stephenson, Thompson, Thorp, Waters, Weber, and Mr Speaker—41.
NOES—Anderson, Beck, Blosser, Brown, Burke, Collier, Conrad, M. Philip Davis, Clayton A Dills, Erwin, Field Geddes, Grant, Hahn, Heisinger, Hinton, Knight, Luckel, Price, Rosenthal, Stanley, and Stewart—22.

Bill ordered transmitted to the Senate.

Request for Unanimous Consent That Mr. Thorp's Name Be Placed Upon Roll Call on Senate Bill No. 1075, and That the Name of Mr. Ralph C. Dills Be Deleted From Roll Call

Mr. Dickey asked for, and was granted, unanimous consent that Mr. Thorp's name be added to the roll call on Senate Bill No. 1075, and that he be recorded as voting "aye", because the voting machine failed to record his vote; also, that the name of Mr. Ralph C. Dills be deleted from the roll call.

Senate Bill No. 250—An act to repeal Chapter 10 of Division 2 of the Business and Professions Code, relating to trained hospital attendants.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Brady, Brown, Burke, Butters, Caldecott, Carey, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Lyons, Maloney, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Waters, Wollenberg, and Mr. Speaker—67.
NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 252—An act to amend Section 2798 of the Business and Professions Code, relating to nursing and nursing schools.

Bill read third time.

Senate Bill No. 252 ordered passed on file.

Senate Bill No. 219—An act to amend Section 9028.5 of the Business and Professions Code, relating to proceedings for the suspension or revocation of certificates of registered social workers.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—68.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 221—An act to amend Sections 9594 and 9595 of the Business and Professions Code, relating to the regulation and licensing of cleaning, dyeing and pressing establishments and persons engaged therein.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Waters, Wollenberg, and Mr. Speaker—67.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 416—An act to amend Sections 120, 152, 311, 315, 340, 350, 381, 440, 460, 502, 561, 583, 584, 820, 900, 901, 951, 952, 953, 954, 960, 1121, 1130, 1133, 1134, 1135, 1152, 1153, 1171, 1201, 1210, 1221, 1411, 1421, 1422, 1425, 1481, 1524, 1525, 1621, 1631, 1633, 1720, 1731, 1751, 1753, 1760, 1770, 1771, 1800, 1910, 2000, 2002, and 2005 of the Municipal Utility District Act, to repeal Sections 154, 317, 1211, 1212, 1213, 1220, 1222 thereof, to repeal Article 2, Chapter 4, Part 3, comprising Section 470 thereof, to repeal Chapter 5, Part 6, comprising Sections 1500 to 1507, inclusive, thereof, and add a new Chapter 5, Part 6, comprising Sections 1500 to 1504, inclusive, thereto, and to add Sections 17, 26, 27, 28, 604, 950.5, 950.6, 1202, 1203, 1441, and 1772 thereto, relating to municipal utility districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Cooke, Cramer, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—66.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 335—An act to amend Section 4239 of the Political Code, and Section 28110 of the Government Code, relating to compensation for public service in counties of the tenth class.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Butters, Clarke, Collier, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Erwin, Evans, Fletcher, Gaffney, Grant, Grunsky, Hahn, Hawkins, Hinckley, Hinton, Huyck, James, Johnson, Kilpatrick, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Niehouse, Price, Robertson, Rosenthal, Sheridan, Silliman, Stanley, Thomas, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—57.

NOES—Heisinger—1.

Bill ordered transmitted to the Senate.

Senate Bill No. 320—An act to amend Section 12465 of the Government Code, relating to the destruction of records in the custody of the Controller.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Burke, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Stanley, Thomas, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—63.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 352—An act to add Section 13943.5 to the Government Code, relating to the collection of taxes, licenses, fees, or other money.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Burke, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Stanley, Thomas, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—64.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 364—An act to amend Section 13942 of the Government Code, relating to authorizations by the State Board of Control discharging state agencies from accountability for the collection of taxes, licenses, fees, or other money.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Burke, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller,

Niehouse, Price, Robertson, Rosenthal, Stanley, Thomas, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—64.
NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 244—An act to amend Section 673 of the Vehicle Code, relating to mufflers.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Erwin, Evans, Gaffney, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, Miller, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Waters, and Wollenberg—63.
NOES—McMillan and Mr. Speaker—2.

Bill ordered transmitted to the Senate.

Senate Bill No. 479—An act to amend Section 718.5 of the Probate Code, relating to claims or demands by or against estates in probate.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Hinckley, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—68.
NOES—Heisinger—1.

Bill ordered transmitted to the Senate.

Senate Bill No. 714—An act to add Sections 108 and 109 to the Bank Act and to add Article 6, comprising Sections 18210 to 18216, inclusive, to Chapter 8 of Part 10 of Division 2 of the Revenue and Taxation Code, relating to common trust funds.

Bill read third time.

Senate Bill No. 714 ordered passed on file.

Senate Bill No. 1227—An act to add Section 2501a to the Civil Code and to add Section 17415.5 to the Corporations Code, relating to certificates of limited partnerships.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Boyd, Brady, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dunn, Erwin, Evans, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Lowrey, Luckel, Lyons, Maloney, McMillan, Price, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—62.
NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 472—An act to amend Sections 5 and 27 of an act entitled "An act making an appropriation for allocation to cities, counties, and cities and counties to develop a postwar public works program comprising the preparation of surveys and plans and specifications for proposed public works and the acquisition of rights of way and sites for major streets, roads, bridges, sewerage and other public facilities, and providing the procedure for making such allocations, approved June 20, 1944," abolishing the Postwar Public Works Review Board and transferring its duties, powers, purposes, responsibilities and jurisdiction to the State Allocation Board.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Butters, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—65.

NOES—None.

Bill ordered transmitted to the Senate.

REPORTS OF STANDING COMMITTEES

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, April 30, 1947

MR. SPEAKER: Your Committee on Rules, to which were referred:

Senate Concurrent Resolution No. 39
Senate Concurrent Resolution No. 40

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

DICKEY, Chairman

Above reported resolutions ordered on file for adoption.

REQUEST FOR UNANIMOUS CONSENT

Mr. Loomis asked for, and was granted, unanimous consent to take up Senate Concurrent Resolution No. 40, at this time, without reference to print, or file.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 40

Senate Concurrent Resolution No. 40—Relative to approving amendments to the charter of the City of Chico, County of Butte, State of California, voted for and ratified by the qualified electors of said city at a general municipal election held therein on the fourteenth day of April, 1947.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Clayton A. Dills, Ralph C. Dills, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kilpatrick, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—64.

NOES—Robertson—1.

Resolution ordered transmitted to the Senate.

NOTICE OF MOTION TO WITHDRAW ASSEMBLY BILL NO. 951 FROM INACTIVE FILE

Mr. Lowrey gave notice that on the next legislative day he would move to withdraw Assembly Bill No. 951 from the inactive file, and have it placed upon the third reading file.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 321—An act to repeal Chapter 5, comprising Sections 16500 to 16542, inclusive, of Part 1, Division 7, of the Business and Professions Code, and abolishing the Defense Training School Fund, relating to defense training schools.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—72.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 381—An act to add Section 13325 to the Government Code, relating to the approval of transactions by the Department of Finance.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—68.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 323—An act to amend Section 19431 of the Business and Professions Code, relating to the general office of California Horse Racing Board.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Thomas, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—67.

NOES—None.

Bill ordered transmitted to the Senate.

RE-REFERENCE OF BILLS

By order of the Speaker, the following bill was withdrawn from the file, and re-referred as follows:

Assembly Bill No. 1455 re-referred to Committee on Ways and Means.

REPORTS OF STANDING COMMITTEES

Committee on Public Health

ASSEMBLY CHAMBER, SACRAMENTO, April 30, 1947

MR. SPEAKER: Your Committee on Public Health, to which was referred:

Assembly Bill No. 2223

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be re-referred to Committee on Ways and Means.

DEBS, Chairman

Above reported bill re-referred to Committee on Ways and Means.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 640—An act to amend Section 59 of the Alcoholic Beverage Control Act, relating to sales on election day.

Bill read third time.

Motion to Amend

Mr. Hollibaugh moved the adoption of the following amendment:

Amendment No. 1

On page 1, before line 1, of the printed bill, as amended in the Assembly on April 28, 1947, insert

"SECTION 1. Section 59 of the Alcoholic Beverage Control Act is amended to read:".

Amendment read, and adopted.

Bill ordered reprinted, and re-engrossed.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, April 30, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1164

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bill ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 30, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1423
Assembly Bill No. 2407

And reports the same correctly re-engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 30, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1455

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bill ordered to third reading.

Committee on Fish and Game

ASSEMBLY CHAMBER, SACRAMENTO, April 29, 1947

MR. SPEAKER: Your Committee on Fish and Game, to which was referred:

Assembly Bill No. 609

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

ERWIN, Chairman

Above reported bill ordered to second reading.

Committee on Public Health

ASSEMBLY CHAMBER, SACRAMENTO, April 29, 1947

MR. SPEAKER: Your Committee on Public Health, to which were referred:

Assembly Bill No. 1
Assembly Bill No. 1547
Senate Bill No. 249

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

DEBS, Chairman

Above reported bills ordered to second reading.

Committee on Social Welfare

ASSEMBLY CHAMBER, SACRAMENTO, April 30, 1947

MR. SPEAKER: Your Committee on Social Welfare, to which was referred:

Assembly Bill No. 1335

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

NIEHOUSE, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 30, 1947

MR. SPEAKER: Your Committee on Social Welfare, to which were referred:

Assembly Bill No. 850
Assembly Bill No. 851

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, do pass, as amended, and re-refer to Committee on Ways and Means.

NIEHOUSE, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 30, 1947

MR. SPEAKER: Your Committee on Social Welfare, to which were referred:

Assembly Bill No. 2393
Assembly Bill No. 2394

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

NIEHOUSE, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 30, 1947

MR. SPEAKER: Your Committee on Social Welfare, to which were referred:

Assembly Bill No. 572
Assembly Bill No. 834

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

NIEHOUSE, Chairman

Above reported bills ordered to second reading.

Committee on Livestock and Dairies

ASSEMBLY CHAMBER, SACRAMENTO, April 30, 1947

MR SPEAKER: Your Committee on Livestock and Dairies, to which was referred:

Assembly Bill No. 1229

Has had the same under consideration, and reports the same back with the recommendation. Do pass.

THORP, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 30, 1947

MR. SPEAKER: Your Committee on Livestock and Dairies, to which was referred:

Assembly Bill No. 1231

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

THORP, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 30, 1947

MR. SPEAKER: Your Committee on Livestock and Dairies, to which was referred:

Assembly Bill No. 894

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

THORP, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 30, 1947

MR. SPEAKER: Your Committee on Livestock and Dairies, to which was referred:

Assembly Bill No. 97

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

THORP, Chairman

Above reported bill ordered to second reading.

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, April 30, 1947

MR. SPEAKER: Your Committee on Rules, to which were referred:

Assembly Concurrent Resolution No 68
Assembly Concurrent Resolution No. 69

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

DICKEY, Chairman

Above reported resolutions ordered engrossed.

ASSEMBLY CHAMBER, SACRAMENTO, April 30, 1947

MR. SPEAKER: Your Committee on Rules, to which were referred:

Senate Joint Resolution No. 6
Senate Joint Resolution No. 10
Senate Joint Resolution No. 15

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

DICKEY, Chairman

Above reported resolutions ordered to second reading.

Committee on Finance and Insurance

ASSEMBLY CHAMBER, SACRAMENTO, April 28, 1947

MR. SPEAKER: Your Committee on Finance and Insurance, to which were referred:

Assembly Bill No. 1348
Senate Bill No. 526

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

GEDDES, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 28, 1947

MR. SPEAKER: Your Committee on Finance and Insurance, to which were referred:

Assembly Bill No. 651	Assembly Bill No. 2496
Assembly Bill No. 1271	Assembly Bill No. 2010

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

GEDDES, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 28, 1947

MR. SPEAKER: Your Committee on Finance and Insurance, to which were referred:

Assembly Bill No. 2435
Senate Bill No. 782
Senate Bill No. 1045

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

GEDDES, Chairman

Above reported bills ordered to second reading.

Committee on Crime and Correction

ASSEMBLY CHAMBER, SACRAMENTO, April 28, 1947

MR. SPEAKER: Your Committee on Crime and Correction, to which was referred:

Assembly Bill No. 1822

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

PRICE, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 28, 1947

MR. SPEAKER: Your Committee on Crime and Correction, to which were referred:

Assembly Bill No. 972
Assembly Bill No. 1186

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

PRICE, Chairman

Above reported bills ordered to second reading.

Committee on Public Health

ASSEMBLY CHAMBER, SACRAMENTO, April 30, 1947

MR. SPEAKER: Your Committee on Public Health, to which was referred:

Assembly Bill No. 1332

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

DEBS, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 30, 1947

MR. SPEAKER: Your Committee on Public Health, to which were referred:

Senate Bill No. 248	Senate Bill No. 1063
Senate Bill No. 347	Senate Bill No. 1065
Senate Bill No. 490	Senate Bill No. 1068
Senate Bill No. 1057	Senate Bill No. 1070
Senate Bill No. 1058	Senate Bill No. 1071
Senate Bill No. 1060	Senate Bill No. 1470

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

DEBS, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 30, 1947

MR. SPEAKER: Your Committee on Public Health, to which were referred:

Assembly Bill No. 629
Assembly Bill No. 1077
Assembly Bill No 1236
Assembly Bill No. 1574
Assembly Bill No. 2307
Assembly Bill No. 2416
Assembly Bill No 2428
Assembly Bill No. 2036

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

DEBS, Chairman

Above reported bills ordered to second reading.

Committee on Judiciary

ASSEMBLY CHAMBER, SACRAMENTO, April 30, 1947

MR. SPEAKER: Your Committee on Judiciary, to which were referred:

Assembly Bill No. 113
Assembly Bill No. 559
Assembly Bill No 837
Assembly Bill No. 1922
Assembly Bill No. 2316

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

BROWN, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 30, 1947

MR. SPEAKER: Your Committee on Judiciary, to which was referred:

Senate Bill No. 198

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

BROWN, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 30, 1947

MR. SPEAKER: Your Committee on Judiciary, to which were referred:

Assembly Bill No. 739
Assembly Bill No. 1453
Assembly Bill No. 2665

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

BROWN, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 30, 1947

MR. SPEAKER: Your Committee on Judiciary, to which were referred:

Assembly Bill No. 1409
Assembly Bill No. 1985
Assembly Bill No. 2097

Has had the same under consideration, and reports the same back with the recommendation. Do pass.

BROWN, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 30, 1947

MR. SPEAKER. Your Committee on Judiciary, to which were referred:

Senate Bill No. 101
Senate Bill No. 102
Senate Bill No. 103
Senate Bill No. 104
Senate Bill No. 105
Senate Bill No 106
Senate Bill No 25
Senate Bill No. 27
Senate Bill No. 306
Senate Bill No. 450
Senate Bill No. 49
Senate Bill No. 467
Senate Bill No. 468
Senate Bill No. 199

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

BROWN, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 30, 1947

MR. SPEAKER: Your Committee on Judiciary, to which was referred:

Assembly Bill No. 1892

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

BROWN, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 30, 1947

MR. SPEAKER: Your Committee on Judiciary, to which was referred:

Assembly Bill No. 87

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

BROWN, Chairman

Above reported bill ordered to second reading.

Committee on Fish and Game

ASSEMBLY CHAMBER, SACRAMENTO, April 29, 1947

MR. SPEAKER: Your Committee on Fish and Game, to which were referred:

Assembly Bill No. 185
Assembly Bill No. 1043

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

ERWIN, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 29, 1947

MR. SPEAKER: Your Committee on Fish and Game, to which were referred:

Assembly Bill No. 179
Assembly Bill No. 831

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

ERWIN, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 29, 1947

MR. SPEAKER: Your Committee on Fish and Game, to which was referred:

Assembly Bill No. 785

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

ERWIN, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 29, 1947

MR. SPEAKER: Your Committee on Fish and Game, to which was referred:

Assembly Bill No. 1517

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

ERWIN, Chairman

Above reported bill ordered to second reading.

Committee on Public Health

ASSEMBLY CHAMBER, SACRAMENTO, April 30, 1947

MR. SPEAKER: Your Committee on Public Health, to which were referred:

Assembly Bill No. 394
Assembly Bill No. 498
Assembly Bill No 2603

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

DEBS, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 30, 1947

MR. SPEAKER: Your Committee on Public Health, to which were referred:

Assembly Bill No. 627
Assembly Bill No. 628
Assembly Bill No. 630
Assembly Bill No. 631
Assembly Bill No. 1438

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

DEBS, Chairman

Above reported bills ordered to second reading.

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, April 30, 1947

MR. SPEAKER: Your Committee on Rules, to which was referred:

House Resolution No. 165

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

DICKEY, Chairman

REQUEST FOR UNANIMOUS CONSENT

Mr. Erwin asked for, and was granted, unanimous consent to take up House Resolution No. 165, at this time, without reference to file.

CONSIDERATION OF HOUSE RESOLUTION NO. 165

House Resolution No. 165

Congratulating Whittier, California, upon the sixtieth anniversary of its founding

WHEREAS, The present City of Whittier was founded as a colony town in May, 1887, and given its name in honor of the great American poet, John Greenleaf Whittier; and

WHEREAS, The original lands were part of the rich barley fields of the John M. Thomas Rancho, acquired by the Pickering Land and Water Company, having as its original board of directors John H. Painter, Aquilla H Pickering, Thomas E. Newlin, Jonathan Bailey, and Hervey Lindley; and

WHEREAS, It was the wish of the founders of Whittier to establish a town which would offer economic and cultural advantages to provide the best community life possible, and to this end they contributed and set aside lands for schools, churches, banks, and other essential community services; and

WHEREAS, This policy of liberalism and neighborliness, coupled with enterprise and a will to get things done, has been dominant in the community spirit of Whittier, until the old town has now grown into one of the finest small cities in the State, offering a rich community life and abundant opportunity for business and professional pursuits; now, therefore, be it

Resolved by the Assembly of the State of California, That the people of the City of Whittier, California, are hereby congratulated upon the fine achievements of their city during the 60 years of its existence, and the Members of this Assembly hereby convey their felicitations upon the sixtieth anniversary of the founding of Whittier; and be it further

Resolved, That the Chief Clerk of the Assembly transmit suitable copies of this resolution to the Mayor and to the Chamber of Commerce of Whittier, for presentation to the Public Library of Whittier.

Resolution read, and adopted.

ANNOUNCEMENT OF COMMITTEE MEETINGS

It was announced that the following committees would hold meetings:

At 2 p.m., today—

Education (special meeting)

At 2.30 p.m., today—

Special Investigating Committee, in Room 426.

At 3 p.m., today—

Conservation, Planning, and Public Works.

Governmental Efficiency and Economy.

At 8 p.m., tonight—
Education (regular meeting)
Municipal and County Government.

GUESTS EXTENDED PRIVILEGE OF ASSEMBLY FLOOR

On request of Mr. Loomis, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mr. Van Vliet of the Yuba City Union High School and the following pupils: Judy Anderson, Jim Burrows, James Eastman, Burnis Flinn, Norman Hampton, Yvonne Haynes, Dorthy Hooper, Collen McAdams, Cula Matthews, Beverly Ryan, Amelia Schreiner, Betty Seal, Mary Smotherman, Mary Davenport, Gerald Ferguson, Frank Gilpatric, Gerald Harter, Lorraine Hunter, Alda McCarthy, Ruby Oldham, Trusten Scotten, Mary Lee Seal, Eleanor Vanderford, John Winship, Charlene Burnham, Joan Clark, Daniel Doyle, Mildred Gilmore, Lee Kast, Kiyoshi Kodani, Ramiza Rahim, Donna Severtson, Ray Wright, Helen Poritz, Helen Burchfield, Joy Carlile, Jeanne Curry, Norwood Gibson, Colletta Henson, Bob Kisse, Sue Littlejohn, George Rose, Clytelle Shephard, George Yoshimura, Lawrence Nakamura, and Val Cherechukin.

On request of Mr. Field, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to G. Revelle Harrison, President of the California Republican Assembly, and Mrs. Harrison, and Roy N. Clayton, President of the California County Planning Commissioners Association of Glendale.

On request of Mr. Thompson, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mr. and Mrs. J. R. Tonkin and Robert Tonkin of San Jose.

On request of Mr. Kilpatrick, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Miss Lillian Laubach of Los Angeles.

On request of Mr. Stanley and Speaker Collins, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to R. I. "Cuba" Morris of Newport Harbor and Frank Merrill of Brea.

ADJOURNMENT

At 12.57 p.m., on motion of Mr. Dickey, the Speaker declared the Assembly adjourned until 9 a.m., Thursday, May 1, 1947.

SAM L. COLLINS, Speaker

GERALDINE B. HADSELL, Minute Clerk

CALIFORNIA LEGISLATURE
FIFTY-SEVENTH (GENERAL) SESSION

ASSEMBLY DAILY JOURNAL

FIFTY-SEVENTH LEGISLATIVE DAY
ONE HUNDRED SIXTEENTH CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO
Thursday, May 1, 1947

The Assembly met at 9 a.m.

Hon. Sam L. Collins, Speaker of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

ROLL CALL

The roll was called:

Call of the Assembly

Mr. Heisinger suggested the absence of a quorum and moved a call of the Assembly.

Motion carried. Time, 9.05 a.m.

The Speaker directed the Sergeant-at-Arms to close the doors, and to bring in the following absent members:

Allen, Bennett, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Carey, Collier, George D. Collins, Crowley, M. Philip Davis, Debs, Clayton A. Dills, Ralph C. Dills, Dunn, Erwin, Field, Gaffney, Gannon, Geddes, Hinckley, James, Knight, Lowrey, McMillan, Miller, Niehouse, O'Day, Rosenthal, Sheridan, Stewart, Thomas, Weber, and Wollenberg—37.

Further Proceedings Under Call of the Assembly Dispensed With

At 9.15 a.m., on motion of Mr. Heisinger, further proceedings under the call of the Assembly were dispensed with.

The names of the absentees were called, and the following answered to their names:

Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Butters, Caldecott, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—65.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. Raymond Renwald:

I adore Thee, O My God, I count myself as nothing before Thee. Thou alone art eternal life, truth itself, the highest good. Therefore I glorify Thee, I believe Thee, I love Thee. I beg of Thy Divine Majesty the grace to share in Thy life, to know Thee as the Truth, and to be happy with Thee for all eternity—AMEN.

READING OF THE JOURNAL DISPENSED WITH

On motion of Mr. Cooke, further reading of the Journal of the previous legislative day was dispensed with.

LEAVES OF ABSENCE FOR THE DAY

The following member was granted leave of absence for the day, because of illness:

Mr. Burns, on motion of Mr. Dickey.

COMMUNICATIONS

By Speaker Collins:

A communication from the State Department of Finance, relative to Assembly Concurrent Resolution No. 11 of the Fifty-sixth (Second Extraordinary) Session of the Legislature, was received, and referred to the Committee on Civil Service and State Personnel.

By the Chief Clerk:

A communication from the Hayward Area Chamber of Commerce expressing appreciation for the adoption of Assembly Concurrent Resolution No. 57, was received, and ordered filed with the Secretary of State.

By Speaker Collins:

A communication from the Bay Area Aviation Committee, relative to California aviation legislation, was received, and ordered filed with the Secretary of State.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, April 30, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 400
Assembly Bill No. 445
Assembly Bill No. 446
Assembly Bill No. 732
Assembly Bill No. 1454

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 30, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Concurrent Resolution No. 68
Assembly Concurrent Resolution No. 69

And reports the same correctly engrossed.

WEBER, Chairman

Above reported resolutions ordered on file for adoption.

CONSIDERATION OF DAILY FILE
SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 1144—An act to repeal Section 790.5 of, and to add Section 790.5 to, the Agricultural Code, relating to emergency standards for fruits, nuts, and vegetables.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1145—An act to amend Section 789.1 of the Agricultural Code, relating to responsibility for transportation of fruits, nuts, and vegetables.

Bill read second time, and ordered engrossed.

Assembly Bill No. 2669—An act to provide for the adoption of red scale eradication programs.

Bill read second time, and ordered engrossed.

Assembly Bill No. 2393—An act relating to blind persons and their guide dogs entering any place open to public.

Bill read second time, and ordered engrossed.

Assembly Bill No. 2394—An act relating to blind persons and their guide dogs in the operating of vending stands in buildings owned or operated by the State or its political subdivisions and cities.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1229—An act to add Article 4, comprising Section 380, to Chapter 1 of Division 3 of the Agricultural Code, relating to the disposition and use of moneys derived from provisions relating to livestock marks and brands.

Bill read second time, and ordered engrossed.

Assembly Bill No. 739—An act to amend Section 1170 of the Probate Code, relating to the establishment of fact of death when title to real or personal property is affected by death of any person.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1453—An act to add Section 103p to the Code of Civil Procedure, to permit counties of the ninth class to provide for more than one justice of the peace in certain townships of Class A jurisdiction dependent upon the population thereof and prescribing their powers and duties.

Bill read second time, and ordered engrossed.

Assembly Bill No. 2665—An act to amend Section 36 of the Civil Code, relating to contracts of minors.

Bill read second time, and ordered engrossed.

Assembly Bill No. 179—An act to amend Sections 85 and 86 of the Fish and Game Code, relating to districts.

Bill read second time, and ordered engrossed.

Assembly Bill No. 831—An act to amend Section 92 of the Fish and Game Code, relating to District 22.

Bill read second time, and ordered engrossed.

Assembly Bill No. 627—An act to amend Section 4004.5 of the Political Code, relating to loans by counties.

Bill read second time, and ordered engrossed.

Assembly Bill No. 628—An act to amend Sections 2850, 2851, and 2853 of the Health and Safety Code and to add Section 2854 to said code, relating to pest abatement districts.

Bill read second time, and ordered engrossed.

Assembly Bill No. 630—An act to amend Section 2300 of the Health and Safety Code, and to add Sections 2313 and 2314 to said code, relating to mosquito abatement districts.

Bill read second time, and ordered engrossed.

Assembly Bill No. 631—An act to amend Sections 2360, 2362, 2367, 2370, and 2372 of, to repeal Sections 2363 to 2366, inclusive, of, and to add Article 5a to Chapter 8 of Division 3 of, the Health and Safety Code, relating to consolidation of mosquito abatement districts and pest abatement districts.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1438—An act to amend Sections 6537, 6549, 6565, 6590, and 6614 of the Business and Professions Code, relating to the practice of barbering.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1146—An act to amend Section 751 of the Agricultural Code, relating to fruit, vegetable, and agricultural products inspection and certification.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on *Agriculture*:

Amendment No. 1

On page 1, line 6, of the printed bill, after "such", insert "rules".

Amendment No. 2

On page 1 of said bill, strike out lines 8 to 19, inclusive, and insert "reasonable fees.

Every certificate relating to the analysis, classification, condition, grade or quality of agricultural products, either raw or processed, and every duly certified copy of such certificate, shall be received in all courts of the State of California as prima facie evidence of the truth of the statements therein contained, if duly issued either:

(1) By the director under authority of this code; or

(2) In cooperation between federal and state agencies, authorities, or organizations under authority of an act of Congress and an act of the Legislature of any state; or

(3) Under authority of a federal statute.

Any certificate".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1141—An act to amend Sections 912, 914, 915, 915.1, 916.5, 917.3, 917.4, 917.5, and 918 of, and to add Sections 914.9, 915.2, 916.1, and 920 to, the Agricultural Code, relating to seeds.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Agriculture:

Amendment No. 1

On page 3 of the printed bill, as amended in the Assembly on April 24, 1947, strike out line 27, and insert "this article."

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1335—An act to amend Sections 7066 and 7067 of the Welfare and Institutions Code, relating to defective or psychopathic delinquents.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Social Welfare:

Amendment No. 1

On page 1, line 10, of the printed bill, strike out the comma between "parole" and "the"; and on page 2, line 18, insert "(b)", before "(c)".

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1231—An act to amend Section 317 of, and to add Section 317.5 to, the Agricultural Code, relating to meat inspection and slaughterhouses.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Livestock and Dairies:

Amendment No. 1

In line 1 of the title of the printed bill, after "amend", strike out "Section", and insert "Sections 312 and".

Amendment No. 2

On page 1, line 1, of said bill, strike out "317", and insert "312".

Amendment No. 3

On page 1 of said bill, between lines 2 and 3, insert

"312. Any person desiring to engage in slaughtering animals or manufacturing meat food products for human consumption in any county of the State, in which Section 305 is effective, or as provided in Section 306, shall apply to the director or the local health authority for the inauguration of an inspection service in the establishment where said animals are to be slaughtered or meat food products manufactured. Such application shall be in writing, addressed to the director or local inspection department. In such application the applicant for inspection shall agree to comply with the provisions of this article and to maintain said establishment in a clean and sanitary manner. Upon receipt of said application, the director or local health authority shall make an inspection of said establishment and if found clean and sanitary, and properly equipped to conduct its business in accordance with the rules and regulations of the department, the director or local health authority shall inaugurate an inspection service therein, and shall give to such establishment an official number, to be used to mark the meat and meat food products of this establishment as provided in this section. Such establishment shall thereafter be known as "official establishment No. _____," and no fees, *except for overtime work or for work on legal holidays by the inspector*, shall be collected by the State for the purpose of carrying out the provisions of Sections 305, 306, and 312.

SEC. 2. Section 317 of the Agricultural Code is amended to read:".

Amendment No. 4

On page 1, line 20, of said bill, after "Sec.", strike out "2", and insert "3".

Amendment No. 5

On page 1 of said bill, strike out line 25, and insert "considered overtime for state employees, or on legal holidays,".

Amendment No. 6

On page 2, line 1, of said bill, strike out "such establishment".

Amendment No. 7

On page 2 of said bill, following line 6, insert

"Moneys collected pursuant to the provisions of this section shall be deposited in the State Treasury to augment the then current appropriation from the General Fund for carrying out the provisions of this chapter."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1348—An act to define and regulate the business of selling or cashing checks, drafts or money orders or of receiving money for the purpose of paying bills, invoices or accounts of an obligor; to provide for the issuance of licenses and the making of examinations and investigations by the Commissioner of Corporations; to limit the amount of fees to be charged; to provide for the suspension, surrender and revocation of licenses; to provide for the adoption of rules and regulations and to prescribe penalties for violations of this act.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Finance and Insurance:

Amendment No. 1

On page 2, line 43, of the printed bill, as amended in the Assembly on April 23, 1947, strike out "in the sum of one thousand dollars ($1,000) or".

Amendment No. 2

On page 2 of said bill, strike out line 46.

Amendment No. 3

On page 2, line 47, of said bill, strike out "sively in the check cashing business and".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1822—An act to add Sections 1757.1, 1757.2, 1757.3, and 1757.4 to the Welfare and Institutions Code, relating to juvenile halls and other places for the detention of minors, and to the powers and duties of the Youth Authority in relation thereto.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Crime and Correction:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "1757.3, and 1757.4", and insert "and 1757.3".

Amendment No. 2

On page 1, line 3, of said bill, strike out "shall", and insert "may".

Amendment No. 3

On page 1, line 16, of said bill, strike out "shall", and insert "may".

Amendment No. 4

On page 2 of said bill, strike out lines 1 to 7, inclusive.

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 87—An act repealing Section 1428a and amending Section 1428b of the Penal Code, relating to keeping a minute book and to the destruction of old records, respectively, in municipal courts.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

On page 1, line 1, of the printed bill, strike out the entire line.

Amendment No. 2

On page 1, line 4, of the printed bill, after "docket", insert "and minutes".

Amendment No. 3

In line 1 of the title of the printed bill, strike out "repealing Section 1428a and".

Amendment No. 4

On page 1, line 2, of the printed bill, strike out "SEC. 2", and insert "SECTION 1."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 609—An act by which a violator of the Fish and Game Code may have his license suspended or revoked.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Fish and Game:

Amendment No. 1

On page 1 of the printed bill, after line 8, insert

"Any person who obtains another hunting or fishing license during the period his license has been suspended or revoked is guilty of a misdemeanor, and is punishable by a fine of not less than one hundred dollars ($100) or by imprisonment in the county jail for not less than 60 days, or by both fine and imprisonment."

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 785—An act to repeal Section 957.5 of, and to add Section 958.5 to, the Fish and Game Code, relating to soupfin sharks.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Fish and Game:

Amendment No. 1

On page 1, line 5, of the printed bill, strike out "except in such portions of"; strike out line 6; and in line 7, strike out "mission".

Amendment No. 2

On page 1 of said bill, strike out lines 9, 10, and 11, and insert "sharks may not be taken in water less than 25 fathoms in depth."

Amendment No. 3

On page 1, line 7, of said bill, strike out "Only gill", and insert "Gill".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1—An act adding Chapter 2 to Division 20 of the Health and Safety Code, relating to the control and suppression of air pollution.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Public Health:

Amendment No. 1

On page 3 of the printed bill, as amended in the Assembly on April 18, 1947, after line 40, insert

"24211. Every air pollution control district is a body corporate and politic.

24212. Upon the adoption by the board of supervisors of a resolution declaring that there is need for an air pollution control district to function the air pollution control district in that county shall have power:

(a) To have perpetual succession.

(b) To sue and be sued in the name of the district in all actions and proceedings in all courts and tribunals of competent jurisdiction.

(c) To adopt a seal and alter it at its pleasure.

(d) To take by grant, purchase, gift, devise, or lease, hold, use, enjoy, and to lease or dispose of real or personal property of every kind within or without the district necessary to the full exercise of its powers.

(e) To lease, sell or dispose of any property or any interest therein whenever in the judgment of the air pollution control board such property, or any interest therein, or part thereof, is no longer required for the purposes of the district, or may be leased for any purpose without interfering with the use of the same for the purposes of the district, and to pay any compensation received therefor into the general fund of the county.

Amendment No. 2

On page 5, line 34, of said bill, strike out "Every person violating any lawful order or"; and strike out lines 35 and 36.

Amendment No. 3

On page 6, line 34, of said bill, after "vehicle", insert a comma and "designed for and used on a public highway but which does not run on rails".

Amendment No. 4

On page 6, line 37, of said bill, after "vehicle", insert a comma and "or who refuses to stop such a vehicle upon the lawful order of the air pollution control officer".

Amendment No. 5

On page 7, line 27, of said bill, strike out "24261", and insert "24260".

Amendment No. 6

On page 7 of said bill, after line 32, insert

"24261. The air pollution control board shall not enact any order, rule or regulation until it first holds a public hearing thereon. It shall give not less than 10 days' notice of the time and place of such public hearing by publication in a newspaper of general circulation published within the district if such a newspaper is published, within the district. If no newspaper of general circulation is published within the district it shall give notice of the time and place of public hearing by posting in a public place not less than 10 days before such hearing."

Amendment No. 7

On page 9, line 17, of said bill, after "shall", insert "hold such a hearing and".

Amendment No. 8

On page 9, line 17, of said bill, strike out "a public", and insert "such".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1547—An act to add to the Insurance Code a new section to be numbered Section 10972 1, providing that any state. district or local branch or unit of any fraternal benefit society shall not be restricted from furnishing to its members and their beneficiaries and dependents, or to any group of such members, weekly sick and accident benefits, hospitalization or physician's services when the same are furnished by the state, district or local branch or unit independently of its affiliation with the supreme or governing lodge and by means of its own funds and without regard to any funds in the possession or control of such supreme or governing lodge.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Public Health:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in the Assembly on April 18, 1947, strike out "add to the Insurance Code, a new section to be num-".

Amendment No. 2

In the title of said bill, strike out lines 2 to 12, inclusive, and insert "amend sections 10971, 10971.4, 10972 and 10974 of the Insurance Code, relating to fraternal benefit societies."

Amendment No. 3

On page 1 of said bill, strike out lines 1 to 13, inclusive.

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 4

On page 2 of said bill, strike out lines 1 to 7, inclusive, and insert

"SECTION 1. Section 10971 of the Insurance Code is amended to read:

10971. This chapter shall not, except as provided by Sections 10971.4, 10972 and 10974, affect:

(a) A lodge operating under the lodge system [or the subordinate branches thereof or any association formed by the members thereof which confines its membership to the members of such lodge], which provides in its by-laws or rules or regulations for the payment of death benefits not exceeding five hundred dollars ($500) on the death of a member or for the payment of disability benefits not exceeding five hundred dollars ($500) to a member during any period of 12 consecutive calendar months, or both such types of benefits.

(b) The subordinate branch of a lodge, as a lodge is defined in Section 10971.4, or any association formed by the members of a lodge, which association confines its membership to the members of such lodge, which subordinate branch or association (1) is organized without capital stock, (2) is organized and operated solely for the benefit of its members or their beneficiaries and not for profit, and (3) provides in its by-laws or rules or regulations for the payment of death benefits not exceeding five hundred dollars ($500) on the death of a member or for the payment of disability benefits not exceeding five hundred dollars ($500) to a member during any period of 12 consecutive calendar months, or both such types of benefits.

(c) A lodge operating under the lodge system or the subordinate branches thereof or any association formed by the members thereof which confines its membership to the members of such lodge, which provides in its by-laws or rules or regulations for the payment of death benefits not exceeding one thousand dollars ($1,000) on the death of a member or for the payment of disability benefits not exceeding one thousand dollars ($1,000) to a member during any period of 12 consecutive calendar months, or both such types of benefits and which paid such benefits on or before September 15, 1945.

[(b)] *(d)* Contracts of reinsurance on a plan under subdivisions (a), *(b) or (c).*

SEC. 2. Section 10971.4 of the Insurance Code is amended to read:

10971.4. A lodge operating under the lodge system, [a subordinate branch thereof, and an association formed by the members thereof, as these terms] *as this term* [are] *is* used in Section 10971, shall have all of the following characteristics:

(a) It is organized without capital stock.

(b) It is organized and operated solely for the benefit of its members or their beneficiaries and not for profit.

(c) It has a lodge system and representative form of government within the meaning of Section 10992, holds regular meetings at periodical intervals, and has a ritualistic form of work, and it has not less than 10 subordinate branches with more than a total of 1,000 dues-paying, active members in good standing.

SEC. 3. Section 10972 of the Insurance Code is amended to read:

10972. Any lodge, subordinate branch [and/]or association otherwise covered by Section 10971, which issues to any person a policy or certificate providing for the payment of benefits, shall comply with all the requirements of this chapter.

SEC. 4. Section 10974 of the Insurance Code is amended to read:

10974. A [society] *lodge, subordinate branch thereof or association formed by the members thereof* which is exempted from the requirements of this chapter by [subdivisions (b) or (c) of] Section 10971 shall not give or allow, nor promise to give or allow, any compensation for procuring new members."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1128—An act to add Section 18 to the Agricultural Code, relating to presumptions.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Agriculture:

Amendment No. 1

On page 1, line 3, of the printed bill, after "a", insert "disputable".

Amendment No. 2

On page 1, line 9, of said bill, after "code", insert "and in accordance with the provisions of this code or of regulations issued thereunder".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 850—An act to amend Sections 3025, 3084, and 3087 of the Welfare and Institutions Code, relating to aid to the needy blind, increasing the amount thereof, and making an appropriation.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Social Welfare:

Amendment No. 1

On page 1, line 9, of the printed bill, strike out "four", and insert "eight".

Amendment No. 2

On page 1, line 10, of said bill, strike out "fifty dollars ($450)", and insert "forty dollars ($840)".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 3

On page 2 of said bill, between lines 47 and 48, insert

"SEC. 3.1. Section 3087.1 of said code is amended to read:

3087.1. From the sums appropriated in Section 3025 of this code the State Treasurer shall pay to each county an additional amount, which shall be used exclusively for aid to the needy blind under this chapter, equal to [one-half of] five dollars ($5) less than the monthly remainder of the sums expended by the county as aid to the needy blind under this chapter after deducting from the sums so expended the amount paid to the county under subdivision 1 of Section 3087 of this code, except

that the State shall pay the county the full amount of aid granted any person otherwise qualified who has resided in the State for the required period and who has no county residence, after deducting the amount paid with respect to such person under subdivision 1 of Section 3087."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 851—An act to amend Sections 3420, 3472, and 3480 of the Welfare and Institutions Code, relating to aid to partially self-supporting blind.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Social Welfare:

Amendment No. 1

On page 1, line 7, of the printed bill, strike out all after the comma.

Amendment No. 2

On page 1 of said bill, strike out line 8, and insert "aid".

Amendment No. 3

On page 1, line 9, of said bill, strike out "seven hundred fifty dollars", and insert "eight hundred forty dollars".

Amendment No. 4

On page 1, line 10, of said bill, strike out "($750)", and insert "($840)".

Amendment No. 5

On page 2 of said bill, strike out lines 18 and 19, and insert "chapter, equal to the full amount of the sums expended by the county as aid to the blind under this chapter less five dollars ($5) per case per month, except that".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 572—An act to amend Section 2025 of the Welfare and Institutions Code, relating to the amount of aid to the aged.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Social Welfare:

Amendment No. 1

On page 1, line 7, of the printed bill, strike out ", but in no event"; and strike out lines 8 and 9, and insert a period

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 834—An act amending Section 3082, adding Sections 3082.1, 3082.3, and repealing Section 3088 of the Welfare and Institutions Code, relating to aid to the needy blind.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Social Welfare:

Amendment No. 1

In lines 1 and 2 of the title of the printed bill, strike out "amending Section 3082, adding Sections 3082.1, 3082.3, and repealing Section 3088 of", and insert "to amend Section 3082 of and to add Sections 3082.1 and 3082.3 to".

Amendment No. 2

On page 1 of said bill, between lines 12 and 13, insert

"The county board of supervisors, subject to laws or ordinances governing civil service, may select to administer this act blind persons who have had special collegiate training to fit them for social work among the blind. The county board of supervisors of counties which, according to the United States census of 1940, contained a population of two hundred thousand (200,000) or more shall each create a special bureau in the county agency designated to administer public assistance, which bureau shall be devoted solely and entirely to the administration of aid to the blind and services for the blind"

Amendment No. 3

On page 2 of said bill, strike out lines 4 to 16, inclusive.

Amendment No. 4

On page 2 of said bill, strike out line 34.

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1332—An act to add Section 15000.5 to the Health and Safety Code, relating to housing.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Public Health:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "add Section 15000.5 to", and insert "to provide for a study of housing, to repeal Sections 16400 to 16403.5, inclusive, 16406, 16407, 16410, 16411, 16413, 16414, 16416, to 16420, inclusive, 16422, 16423, 16500, 16502, 16503, 16520, 16524, to 16527, inclusive, 16820, 16821, 16822, 16827, 16828, 16829, 16833, 16834, and 16835 and Chapters 8, 16, 17, 18, 20, 21, 22, and 24 of Part 1 of Division 13 of, to amend Sections 16405 and 16522 of, and to add Sections 15000.5 and 15036 and a new Chapter 24 to Part 1 of Division 13 of,".

Amendment No. 2

In line 2 of the title of said bill, before the period, insert ", declaring the urgency thereof, to take effect immediately".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within *brackets*.

Amendment No. 3

On page 1 of said bill, before line 1, insert

"SECTION 1 The Division of Housing in the Department of Industrial Relations shall make a detailed study of all aspects of the construction, reconstruction, and maintenance of housing in this State and shall report to the Legislature its conclusions thereon together with recommended legislation not later than the tenth legislative day of the 1949 Regular Session of the Legislature.

SEC. 2. Sections 16400 to 16403.5, inclusive, 16406, 16407, 16410, 16411, 16413, 16414, 16416 to 16420, inclusive, 16422, 16423, 16500, 16502, 16503, 16520, 16524 to 16527, inclusive, 16820, 16821, 16822, 16827, 16828, 16829, 16833, 16834, and 16835, and Chapters 8, 16, 17, 18, 20, 21, 22, and 24 of Part 1 of Division 13 of the Health and Safety Code are repealed, except that such provisions shall continue to be effective with respect to any erection, construction, reconstruction, movement, conversion, or alteration of a building commenced before the effective date of this section.

SEC. 3 Section 16405 of said code is amended to read:

16405. Each of the following buildings shall be so designed and constructed that every apartment or "*hotel*" guest room ["within it"] shall have not less than two means of egress to the floor next below the floor on which the apartment or "*hotel*" guest room is located, and to a street, or to a yard or court having unobstructed access to a street or public alley:

(a) An apartment house three or more stories in height.

(b) An apartment house two or more stories in height, in which there are more than four apartments above the first floor.

(c) An hotel three or more stories in height.

(d) An hotel two stories in height in which there are more than six guest rooms above the first floor.

SEC. 4. Section 16522 of said code is amended to read:

16522. Fire escapes shall be so located that access may be had to a fire escape from the interior of the building for which they are provided through [any of the following means:

(a)] A public hallway not less than three feet wide.

[(b) Directly from each apartment in an apartment house or guest room in an hotel, without having to pass through another apartment or guest room.

(c) A public parlor, public lobby, or similar room connected directly with a public hallway through a clear and unobstructed opening without doors.]"

Amendment No. 4

On page 1, line 1, of said bill, strike out "SECTION 1", and insert "SEC. 5".

Amendment No. 5

On page 1 of said bill, after line 9, insert

"SEC. 6. Section 15036 is added to said code, to read:

15036. As used in this part:

(a) "Building official" means any department, officer, or enforcement agency charged with the administration and enforcement of the provisions of this part.

(b) "Chief of the Fire Department" means the head of the fire department, or his regularly authorized deputy, of any city, county, city and county, or fire district.

SEC. 7. A new Chapter 24, comprising Sections 17250 to 17396.4, inclusive, is added to Part 1 of Division 13 of said code, to read:

CHAPTER 24. BUILDING CONSTRUCTION GENERALLY

Article 1. Classification of Buildings by Use or Occupancy and General Requirements for All Occupancies

17250. (a) Every building, whether existing or hereafter erected, shall be classified by the building official according to its use or the character of its occupancy, as defined in subdivision (e) of this section.

(b) When a building is used for more than one occupancy purpose, it shall be subject to the most restrictive requirements for the occupancies concerned.

(c) When portions of a building are separated from the remainder of a building by one or more continuous four-hour fire-resistive walls extending from the foundation of the building to and through the roof, such portions may be considered as separate buildings for the purposes of determining areas. The total width of all openings in any such wall in any one story shall not exceed 25 percent of the length of the wall in that story, and such openings shall be Class A openings protected as required in subdivision (d) of Section 17390.3.

(d) Any occupancy not mentioned specifically or about which there is any question shall be classified by the building official and included in the group which its use most nearly resembles based on the existing or proposed life and fire hazard.

(e) Groups of Occupancy

Article reference	Group	Occupancy Division	Stage	Seating capacity in any one room
2	A	Assembly Buildings	Yes	1000 or more
3	B	1—Assembly Buildings	Yes	Less than 1000
		2—Assembly Buildings	No	300 or more
		3—Assembly Buildings	No	Less than 300
		4—Stadiums, reviewing stands, and amusement park structures not included within Group A and Divisions 1, 2 and 3, of Group B		
4	C	Any building used for school purposes, involving assemblage for instruction, education, or recreation		
5	D	1—Jails, prisons, reformatories, houses of correction, and buildings where personal liberties of inmates are similarly restrained		
		2—Nurseries for children under six; hospitals, sanitariums, and similar buildings (each accommodating six or more persons); kindergartens		

Article reference	Group	Occupancy Division	Stage	Seating capacity in any one room
6	E	Public garages, paint or petroleum storage, dry cleaning plants using flammable liquids, paint shops, and spray painting rooms and shops		
		Planing mills, box factories, woodworking and mattress factories		
		Storage of hazardous and highly flammable or explosive materials and liquids		
7	F	Wholesale and retail stores, office buildings, restaurants, undertaking parlors, printing plants, municipal police and fire stations		
		Gasoline filling and service stations, factories and workshops using materials not highly flammable or combustible		
		Storage and sales rooms for combustible goods		
8	G	Ice plants, power plants, pumping plants, cold storage, and creameries		
		Factories and workshops using incombustible and nonexplosive materials		
		Storage and sales rooms of incombustible and nonexplosive materials		
9	H	1—Homes for aged, orphanages, dormitories for children over six (each accommodating six or more persons)		
		2—Hotels, apartment houses, dormitories, lodging houses, convents, monasteries (each accommodating 10 or more persons)		
10	I	Dwellings		
11	J	1—Private garages, sheds and minor buildings used as accessories only when not over one thousand square feet (1000 sq. ft.) in area		
		2—Fences over six feet (6′) high, tanks, and towers		

17250.1. No change shall be made in the character of occupancy or use of any building which would place the building in a different group of occupancy, unless such building is made to comply with the requirements of this chapter for that group.

The character of the occupancy of existing buildings may be changed subject to the approval of the building official, and the building may be occupied for purposes in other groups without conforming to all the requirements of this chapter for those groups; provided, the new or proposed use is less hazardous, based on life and fire risk, than the existing use.

Buildings in existence at the time of the passage of this chapter, may have their existing use or occupancy continued, if such use or occupancy was legal at the time of the passage of this chapter; provided, such continued use is not dangerous to life.

17250.2 (a) When a building is used for more than one occupancy purpose each part of the building comprising a distinct "Occupancy," as described in Articles 1 to 11, inclusive, of this chapter, shall be separated from any other occupancy as specified in subdivision (d) of this section.

(b) Occupancy separations shall be vertical or horizontal or both or, when necessary, of such other form as may be required to afford a complete separation between the various occupancy divisions in the building

(c) Occupancy separations shall be classed as "Absolute," "Special" and "Ordinary."

1. An "Absolute Occupancy Separation" shall have no openings therein and shall be of not less than four-hour fire-resistive construction.

2. A "Special Occupancy Separation" shall be of not less than three-hour fire-resistive construction. All openings in walls forming such separation shall be protected on each side thereof by Class "A" fire doors and such doors shall be kept normally closed. The total width of all openings in any "Special Occupancy Separation" wall in any one story shall not exceed 25 percent of the length of the wall in that story and no single opening shall have an area greater than one hundred twenty square feet (120 sq ft.).

All openings in floors forming a "Special Occupancy Separation" shall be protected by vertical enclosures, extending above and below such openings. The walls of such vertical enclosures shall be of not less than two-hour fire-resistive construction and all openings therein shall be protected on one side thereof by Class "B" fire doors, and such doors shall be kept normally closed.

3. An "Ordinary Occupancy Separation" shall be of not less than one-hour fire-resistive construction All openings in such separations shall be protected with Class "C" fire doors, and such doors shall be kept normally closed.

(d) Occupancy separations shall be provided between the various groups and divisions of occupancies as set forth in the table in subdivision (e) of this section, except that in no case need the separation be more fire-resistive than the exterior walls of the building in which the separation occurs, unless such walls are less than one-hour fire-resistive construction. Where any occupancy separation is required the minimum shall be an "Ordinary Occupancy Separation."

(e) Required Separations in Buildings of Mixed Occupancy.

Legend: A—Absolute Separation. S—Special Separation. O—Ordinary Separation N—No Separation

Article reference	Group	A	B	C	D	E	F	G	H	I	J
2	A	N	N	N	S	A	S	S	O	O	O
3	B		N	N	S	A	S	S	O	O	O
4	C			N	O	A	O	O	O	O	O
5	D				N	A	A	A	N	N	S
6	E					N	O	O	S	S	O
7	F						N	N	O*	N	N
8	G							N	N	N	N
9	H								N	N	O
10	I									N	O†
11	J										N

* No occupancy separations shall be required in Type 1 buildings

† Provided that lath and plaster as approved for one-hour fire-resistive construction on the garage side and a self-closing tight-fitting solid slab wood door one and three-eighths inches (1-3/8") in thickness, shall be permitted where the private garage space will accommodate not more than four automobiles

17250.3. (a) The floor area of every building shall be determined by the character of the occupancy and the type of construction. Buildings shall adjoin a public space, yard, or street on not less than one side. Basement and cellar areas need not be included in the total allowable areas

For the purposes of this article, a yard is an open, unoccupied space on the lot on which a building is located, permanently maintained as an integral part thereof, and free of all obstruction from the ground up.

(b) The area of a one-story building shall not exceed the limits set forth in the table in subdivision (d) of this section except as provided in Section 17250.4.

(c) The total area of all floors of buildings over one story in height shall not exceed 200 percent of the area allowed for one-story buildings. No single floor area shall exceed that permitted for one-story buildings.

(d) Basic Allowable Floor Area for Buildings One Story in Height (In square feet)

Types of construction	OCCUPANCY A	B	C	D	E	F	G	H	I
I	Unlimited								
II	Not permitted	15,000	21,250	6,250	12,500	18,750	30,000	15,000	Unlimited
III	Not permitted	9,000	12,750	3,750	7,500	11,250	18,000	9,000	Unlimited
IV	Not permitted	7,200	10,200	2,500	5,000	9,000	14,400	7,200	Unlimited
V	Not permitted	6,000	8,500	2,500	5,000	7,500	12,000	6,000	Unlimited

Note: For Group J Occupancy see Article 11.

17250.4. (a) The increases of floor areas permitted in this section may be additive when applicable, except that such increases for one-hour fire-resistive construction or for automatic sprinkler installations shall not apply when other provisions of this chapter require such construction or sprinkler installation.

(b) For buildings having at least one-hour fire-resistive construction the areas specified in Section 17250.3 for Types III, IV, and V may be increased one-third.

(c) Where public space, streets, or yards, more than twenty feet (20′) in width, extend along two sides of a building, the areas specified in Section 17250.3 may be increased at a rate of 1½ percent for each foot by which the minimum width exceeds twenty feet (20′), but the increase shall not exceed 50 percent.

(d) Where public space, streets, or yards, more than twenty feet (20′) in width, extend along three sides of a building, the areas specified in Section 17250.3 may be increased at a rate of 2½ percent for each foot by which the minimum width exceeds twenty feet (20′), but the increase shall not exceed 100 percent.

(e) Where public space, streets, or yards, more than twenty feet (20′) in width, extend on all sides of one and two-story buildings and adjoin the entire perimeter, the areas specified in Section 17250.3 may be increased at a rate of 5 percent for each foot by which the minimum width exceeds twenty feet (20′). Such increases shall not exceed 100 percent, except for buildings of Group G occupancy.

(f) The areas specified in Section 17250.3 may be doubled if the building is provided with automatic sprinklers throughout as specified in Article 27.

17250.5. (a) The maximum number of stories in height of every building shall be dependent upon the character of the occupancy and the type of construction, and shall not exceed the limits set forth in the table in subdivision (d) of this section, except as provided in this section.

(b) The maximum height in feet of any building shall not exceed the number of stories allowed times 15 plus twenty-five feet (25′), nor the limitation of Articles 12 to 17, inclusive.

(c) The limits set forth in the table in subdivision (d) of this section may be increased in height by one story in Type III, IV, and V buildings if the construction is at least one-hour fire-resistive construction throughout, except that such increases shall not apply when other provisions of this chapter require one-hour fire-resistive construction or when the increases under subdivision (b) of Section 17250.4 are used.

(d) Maximum Stories of Buildings

Types of construction	OCCUPANCY A	B	C	D	E	F	G	H	I
I	Unlimited								
II	Not permitted	2	2	2	2	5	6	5	3
III	Not permitted	1	1	1	1	3	3	3	3
IV	Not permitted	1	1	1	1	2	2	2	3
V	Not permitted	1	1	1	1	2	2	2	3

Article 2. Requirements for Group A Occupancies

17255. Group A Occupancies shall be:

Any assembly building with a stage and a seating capacity of 1,000 or more in any one room.

For occupancy separations see table in subdivision (e) of Section 17250.2.

Article 3. Requirements for Group B Occupancies

17260. Group B occupancies shall be:

Division 1: Any assembly building with a stage and a seating capacity of less than 1,000 in any one room.

Division 2: Any assembly building without a stage and a seating capacity of 300 or more in any one room.

Division 3: Any assembly building without a stage and with no room having a seating capacity of more than 300.

Division 4: Stadiums, reviewing stands, and amusement park structures not included within Group A and Divisions 1, 2 and 3, Group B, occupancies.

For occupancy separations, see table in subdivision (e) of Section 17250.2.

Article 4. Requirements for Group C Occupancies

17265. Group C occupancies shall be:

Any building used for school purposes, involving assemblage for instruction, education or recreation, and not classed in Group A occupancies or in Divisions 1 and 2 of Group B occupancies.

For occupancy separations, see table in subdivision (e) of Section 17250.2.

Article 5. Requirements for Group D Occupancies

17270. Group D occupancies shall be:

Division 1: Jails, prisons, reformatories, houses of correction, and buildings where personal liberties of inmates are similarly restrained

Division 2: Nurseries for the care of children under six years of age.

Hospitals, sanitariums, and similar buildings (each accommodating more than six), but not including kindergartens built in connection with and meeting all the requirements of other Group C occupancies

For occupancy separations, see table in subdivision (e) of Section 17250.2.

Article 6. Requirements for Group E Occupancies

17275. Group E occupancies shall be public garages For occupancy separations, see table in subdivision (e) of Section 17250.2.

17275.1. All exterior walls or parts of walls except on street fronts, of Group E occupancies, which are less than five feet (5') from adjacent property lines, shall have no openings therein and shall be of not less than four-hour fire-resistive construction; such walls five feet (5') or more but less than ten feet (10') from adjacent property lines except on street fronts, shall be of not less than two-hour fire-resistive construction and shall be constructed as specified in Articles 12 to 27, inclusive, of this chapter. All openings in exterior walls except on street fronts, which are less than ten feet (10') from adjacent property lines, shall be protected by Class "E" or "F" fire doors or windows.

17275.2 Stairs and exits shall be provided as specified in Article 22.

Smokeproof towers shall be provided as specified in Article 22

Where ramps are used for the transfer of automobiles from one floor to another such ramps shall meet the ground floor level at a point not less than twenty feet (20') from the exit from such building.

17275.3. All portions of Group E occupancies customarily used by human beings shall be provided with light and ventilation by means of windows or skylights with an area equal to one-eighth of the total floor area or shall be provided with artificial light and a mechanically operated ventilating system The mechanically driven ventilating system shall supply at least thirty cubic feet (30 cu ft) of pure air per minute for each occupant thereof in all portions of the building and such system shall be kept continuously in operation while the building is occupied.

In all buildings used for the storing or handling of automobiles operated under their own power and in all buildings where flammable liquids are used exhaust ventilation shall be provided sufficient to produce one complete change of air every 15 minutes. Such exhaust ventilation shall be taken from a point at or near the floor level

Every building or portion thereof where persons are employed shall be provided with at least one toilet Every building and each subdivision thereof where both sexes are employed shall be provided with access to at least two toilets located either in such building or conveniently in a building adjacent thereto

17275.4 Exits shall be enclosed as specified in Article 22 All elevator shafts, vent shafts, and other vertical openings shall be enclosed, and the enclosure shall be as specified in Articles 12 to 17, inclusive, of this chapter for buildings of each type of construction.

Doors which are part of an automobile ramp enclosure may be kept normally open but shall be equipped with fusible links and so arranged as to be self-closing when released

Article 7. Requirements for Group F Occupancies

17280 Group F occupancies shall be:

Wholesale and retail stores, office buildings, restaurants, undertaking parlors, printing plants, municipal police and fire stations

Gasoline filling and service stations, factories and workshops using materials not highly flammable or combustible.

Storage and sales rooms for combustible goods

For occupancy separations, see table in subdivision (e) of Section 17250.2.

Article 8. Requirements for Group G Occupancies

17285. Group G occupancies shall be:

Ice plants, power plants, pumping plants, cold storage, creameries.

Factories and workshops using incombustible and nonexplosive materials.

Storage and sales rooms of incombustible and nonexplosive materials.

For occupancy separations see table in subdivision (e) of Section 17250.2

Article 9. Requirements for Group H Occupancies

17290. Group H occupancies shall be:

Division 1. Homes for the aged, orphanages, homes and dormitories for children six years of age or older (each accommodating more than six).

Division 2. Hotels, apartment houses, dormitories, lodging houses, convents and monasteries (each accommodating 10 or more persons).

For occupancy separations see table in subdivision (e) of Section 17250.2.

17290.1. (a) Buildings or parts of buildings classed in Group H because of the use or character of the occupancy shall not exceed, in area or height, the limits specified in Sections 17250.3, 17250 4, and 17250.5

(b) *Division 1 occupancies shall be one-hour fire-resistive construction throughout* and shall be of Type I construction if more than two stories in height.

For attic space partitions and draft stops see Section 17350.2.

17290.2. All exterior walls or parts of walls, except on street fronts of Group H occupancies which are less than three feet (3′) from adjacent property lines, shall have no openings therein, shall be of not less than one-hour fire-resistive construction and shall be constructed as specified in Articles 12 to 27, inclusive, of this chapter. Openings in exterior walls, except on street fronts, which are less than five feet (5′) from adjacent property lines, shall be protected by Class "E" or "F" fire doors or windows.

Location of Group H occupancies on the property shall meet the requirements of any state laws which are intended to regulate such location.

17290.3. Stairs and exits shall be provided as specified in Article 22.

Smokeproof towers shall be provided as specified in Article 22.

All stairs and exits in Group H occupancies shall open directly upon a street or alley or upon a yard or court not less than four feet (4′) in width directly connected to a street or alley by means of a passageway not less in width than the stairway opening into such passageway and not less than seven feet (7′) in height.

17290 4. All living rooms, kitchens, and other rooms used for living, eating, or sleeping purposes shall be provided with windows or skylights with an area not less than twelve square feet (12 sq. ft) nor one-eighth of the floor area of such rooms. The window area in bathrooms, water-closet compartments, and other similar rooms shall not be less than three square feet (3 sq ft), unless adequate mechanical ventilation is provided. Not less than one-half such area shall be openable

Required windows shall open on a court, yard, or street either directly or through a porch with a minimum clear height of not less than seven feet (7′) and a depth of not more than seven feet (7′). Such porch shall be at least 50 percent open on at least two sides.

The width of such courts or yards shall be not less than three feet (3′) when such courts or yards are not more than two stories high measured down from the top of the building and shall be increased at the rate of six inches (6″) for each additional story in height If such court is entirely surrounded by the building it shall have a width at least 50 percent greater than that otherwise required

17290 5. *Exits shall be enclosed as specified in Article 22 of this chapter.*

17290 6 Automatic sprinklers, standpipes and basement pipe inlets shall be installed as specified in Article 22 of this chapter.

17290.7 Chimneys and heating apparatus shall conform to the requirements of Articles 26 and 30 of this chapter.

The storage and handling of gasoline, fuel oil and other flammable liquids shall not be permitted in any Group H occupancy unless such storage and handling comply with the N. B F U "Fire Prevention Ordinance," 1943

Doors leading into rooms in which volatile flammable liquids are used or kept shall be protected by Class "C" fire doors and shall be kept normally closed.

Every boiler room or room containing a central heating plant using solid or liquid fuel shall be separated from the rest of the building by a "Special Occupancy Separation"

Exceptions: (1) Such furnaces may be used without an "Occupancy Separation" in buildings not more than two stories in height.

(2) In buildings of Type V construction an "Ordinary Occupancy Separation" may be used.

Article 10. Requirements for Group I Occupancies

17295. *Group I occupancies shall be dwellings.*

17295.1. Buildings or parts of buildings classed in Group I because of the use or character of the occupancy shall not exceed, in area or height, the limits specified in Sections 17250.3, 17250.4, and 17250.5.

17295.2. All exterior walls or parts of walls except on street fronts of Group I occupancies which are less than three feet (3′) from adjacent property lines shall have no openings therein, shall be of not less than one-hour fire-resistive construction and shall be constructed as specified in Articles 12 to 27, inclusive, of this chapter.

17295.3. Stairs and exits shall be provided as specified in Article 22 of this chapter.

17295.4. (a) All living rooms, kitchens, and other rooms used for living, eating, or sleeping purposes shall be provided with windows or skylights with an area not less than twelve square feet (12 sq. ft.) nor one-eighth of the floor area of such room. Not less than one-half such area shall be openable.

The window area in bathrooms, water-closet compartments, and other similar rooms shall not be less than three square feet (3 sq. ft.).

Required windows shall open on a court, yard, or street either directly or through a porch with a minimum clear height of not less than seven feet (7′) and a depth of not more than seven feet (7′). Such porch shall be at least 50 percent open on at least one side.

(b) Sanitation facilities shall be provided as required by the local health authorities.

There shall be no opening from a room in which a water-closet is located into a room in which food is prepared or stored.

Light, ventilation, and sanitation shall be provided as specified by any state laws intended to regulate such light, ventilation, and sanitation.

17295.5. Dumb-waiter shafts, clothes chutes and other similar vertical openings shall be protected as specified in Article 22 of this chapter and in Articles 12 to 17, inclusive, of this chapter for buildings of each type of construction.

17295 6. Fire extinguishing apparatus when installed shall conform to the requirements of Article 27 of this chapter.

17295 7. Chimneys and heating apparatus shall conform to the requirements of Article 26 of this chapter.

Flammable liquids shall not be stored or used in Group I occupancies in quantities in excess of one gallon and all such flammable liquids shall be kept in tight or sealed containers when not in actual use.

17295.8. Group I occupancies constructed on the roof of multiple storied buildings shall be considered as an additional story insofar as the construction, location, exposure, stairs, exits and fire-extinguishing are concerned.

Article 11. Requirements for Group J Occupancies

17300. Group J occupancies shall be:

Division 1: Private garages, sheds and minor buildings used as accessories only when not over one thousand square feet (1,000 sq. ft.) in area.

Division 2: Fences over six feet (6′) high, tanks and towers. For occupancy separations see table in subdivision (e) of Section 17250.2

17300.1. Buildings or parts of buildings classed in Group J because of the use or character of the occupancy shall be one of the Types of Construction as specified in Articles 12 to 17, inclusive, of this chapter. The floor area shall not exceed one thousand square feet (1,000 sq. ft.). The height shall not exceed one story.

When any building exceeds the limit specified in this article it shall be classed in the occupancy group other than Group J that it most nearly resembles

17300.2. All exterior walls, or parts of walls, except on street fronts, of Division 1, Group J occupancies, which are less than three feet (3′) from adjacent property lines, shall be protected on the exterior with lath and plaster approved for one-hour fire-resistive construction.

17300.3. Stairs and exits shall be provided as specified in Article 22 of this chapter.

17300 4. Private garages which are constructed in conjunction with any Group H or I occupancies and which have openings into such buildings shall be equipped with fixed louvered or screened openings or exhaust ventilation with exhaust openings located within six inches (6″) of the floor. The clear area of the louvered opening or of the openings into the exhaust ducts shall be not less than sixty square inches (60 sq. in.) per car stored in such private garage. Under no circumstances shall a private garage have any opening directly into a room used for sleeping purposes.

17300.5. Enclosure of vertical openings shall not be required.

17300.6. Fire-extinguishing apparatus shall be installed as specified in Article 27 of this chapter.

Where more than three automobiles are stored in any private garage there shall be installed not less than one two-and-one-half gallon chemical extinguisher to each five cars or major fraction thereof.

17300.7. Chimneys and heating apparatus shall conform to the requirements of Article 26 of this chapter.

Flammable liquids shall not be stored, handled or used in Group J occupancies unless such storage or handling shall comply with the N. B. F. U. "Fire Prevention Ordinance," 1943.

17300 8. When storage space termed in this chapter a private garage is provided in any building of mixed occupancies, such storage space shall be limited to six hundred fifty square feet (650 sq. ft.) of floor area unless such storage space is separated from other portions of the building as required for public garages.

Article 12. Classification of All Buildings by Types of Construction and General Requirements

17305. The requirements of Articles 12 to 17, inclusive, of this chapter are the minimum requirements for the various types of construction In order that a building may be classed in any specific type of construction, it shall comply with all of the requirements for that type of construction, as specified in this chapter

No building or portion thereof shall be required to conform to the details of a type of construction higher than that type which meets the minimum requirements based on Occupancy (Articles 1 to 11, inclusive, of this chapter), even though certain features of such building actually conform to a higher type of construction

The various types of construction herein defined represent varying degrees of public safety and resistance to fire Where specific materials, types of construction or

fire-resistive protection are required, such requirements shall be the minimum requirements and any materials, type of construction or fire-resistive protection which will afford equal or greater public safety or resistance to fire, as specified in this chapter may be used.

Any system or method of construction to be used shall admit of a rational analysis in accordance with well established principles of mechanics.

17305.1. All buildings shall be divided into the following types of construction based upon their resistance to fire, and Type I shall be deemed to be the most fire-resistive and Type V the least fire-resistive type of construction.

Type I—Fire-Resistive Construction.
Type II—Heavy Timber Construction.
Type III—Ordinary Masonry Construction.
Type IV—Light Incombustible Frame Construction.
Type V—Wood Frame Construction.

When two or more types of construction occur in the same building and are not separated by an unpierced wall of four-hour fire-resistive construction, the entire building shall be classed in the least fire-resistive type of construction and such buildings shall be subject to the restrictions of such type. Any building erected prior to the passage of this chapter, which by its construction cannot be classified definitely as Type I, II, III, IV, or V as defined herein, shall for the purpose of this chapter be deemed to belong to the least fire-resistive class of the two types to which it most nearly conforms. Any building which cannot be classed as Type I, II, III, or IV construction shall be considered to be of Type V construction.

17305.2. Exterior walls enclosing the floor areas shall be constructed and maintained for all buildings hereafter erected wherever no openings are allowed in exterior walls and wherever any fire protection for openings in the exterior walls is required in this chapter.

Article 13. Type I Buildings. (Fire-Resistive)

17310. In "Type I Buildings," the structural frame shall be of structural steel or iron which shall be fire-protected, or shall be of concrete. The exterior walls, inner court walls, and walls enclosing vertical openings, shall be of fire-resistive construction. The roof construction and floors shall be of fire-resistive materials. Exterior doors and windows, except as specified in Section 17311.2 shall be of fire-resistive construction.

17310.1. The height of Type I buildings shall not be limited. Additional height limitations are specified in Section 17250.5

17310.2. The floor area of Type I buildings shall not be limited.

17310.3. Footings shall be of solid masonry or of concrete Foundation walls shall be of masonry or concrete

17310.4. Exterior walls shall be of not less than four-hour fire-resistive construction, except that walls fronting on streets having a width of at least thirty feet (30') may be of incombustible construction with all structural members fire-protected as required in Section 17310.8.

Inner court walls shall be of not less than three-hour fire-resistive construction.

17310.5. Interior partitions shall be constructed of incombustible materials and shall be of not less than one-hour fire-resistive construction.

Temporary partitions dividing portions of stores, offices or similar places occupied by one tenant only may be constructed of wood panels or similar light construction up to three-fourths the height of the room in which placed; when more than three-fourths the height of the room, such partitions shall have not less than the upper one-fourth of the partition constructed of plain glass set in sash.

17310.6. Enclosures for elevator shafts, vent shafts, and other vertical openings, when required because of occupancy in Articles 1 to 11, inclusive, of this chapter shall be of not less than two-hour fire-resistive construction and all openings therein shall be protected by Class "E" or "F" fire doors for exterior openings and Class "B" doors for interior openings.

Exit enclosures shall be constructed as specified in Section 17355.7.

A parapet wall or hand rail at least thirty inches (30") in height above the roof shall be provided around all open shaft enclosures extending through the roof.

17310.7. Structural framework shall be of structural steel or iron or shall be of reinforced concrete.

The structural frame shall be considered as the columns, and all girders, beams, trusses or spandrels having rigid connections to the columns and all other members essential to the stability thereof. The members of floor or roof panels which have no connection to the columns, shall be considered secondary members. The structural frame and secondary members shall be designed and constructed to carry all dead, live and other loads to which they may be subjected both during erection and after completion of the structure. Unless otherwise provided for in the structural frame the floor and roof panel construction shall be designed and constructed to carry the horizontal forces to such parts of the structural frame as are designed to carry the horizontal forces to the foundations.

The entire structural frame and each member which is a part of such frame shall be so designed and constructed that the stresses may be satisfactorily determined by a rational analysis in accordance with well established principles of mechanics and sound engineering practice.

17310.8. (a) All structural steel or iron members, not including frames or structural members for elevators and elevator enclosures, shall be thoroughly fire-protected with not less than four-hour fire-resistive protection for columns, beams and girders and three-hour fire-resistive protection for floors, for all buildings more than eight stories or eighty-five feet (85′) in height housing Group E occupancies; and with not less than three-hour fire-resistive protection for columns, beams and girders and two-hour fire-resistive protection for floors for all other buildings.

1. The thickness of the fire-protection on the outer edge of lugs or brackets on columns may be reduced to not less than one inch (1″).

2. The masonry over window openings may be supported by a steel plate, angle or similar member which is not fire-protected on the under side; provided, the member is supported at proper intervals from a structural beam or girder which is fire-protected on all sides. For openings in masonry bearing walls not exceeding four feet (4′) in width, an angle or similar member supported by masonry and not fire-protected on the under side may be used.

(b) All reinforced concrete columns, beams and girders shall be thoroughly fire-protected with not less than four-hour fire-resistive protection and all floors, joists and slabs shall be thoroughly fire-protected with not less than three-hour fire-resistive protection, for all buildings more than eight stories or eighty-five feet (85′) in height housing Group E occupancies; and all reinforced concrete columns, beams and girders shall be thoroughly fire-protected with not less than three-hour fire-resistive protection and all floors, joists and slabs shall be thoroughly fire-protected with not less than two-hour fire-resistive protection for all other buildings.

17310.9. Floor construction shall consist of any incombustible floor system of not less than three-hour fire-resistive construction for all buildings housing Group E occupancies more than eight stories or eighty-five feet (85′) in height, and of not less than two-hour fire-resistive construction for all other buildings.

The type of floor construction used shall provide means to keep the beams and girders from spreading, by installing either ties or bridging, with no laterally unsupported length of joists being permitted to exceed eight feet (8′) except as otherwise provided in Section 17345 The floor and roof panel construction shall be so designed and constructed as to transfer horizontal forces to such parts of the structural frame as are designed to carry the horizontal forces to the foundations, unless such forces are provided for otherwise.

Where wood sleepers are used for laying wood floors the space between the floor slab and the under side of the wood flooring shall be filled with incombustible material in such a manner that there will be no open spaces under the flooring which will exceed one hundred square feet (100 sq. ft.) in area and such space shall be filled solidly under all partitions so that there is no communication under the flooring between adjoining rooms.

17311. Roofs shall be constructed of any materials or combination of materials as allowed for floors in Section 17310.9.

Roofs more than twenty-five feet (25′) above any floor, balcony or gallery, may be of unprotected incombustible materials.

Roof covering shall be a "fire-retardant" roofing as specified in Section 17350.1.

Any drainage fill placed on a roof deck of any building shall be of incombustible material and such fill shall be considered as a part of the dead load in designing the roof framing.

17311.1. Stairs and stair platforms shall be constructed of reinforced concrete, iron or steel with treads and risers of concrete, iron or steel. Brick, marble, tile or other hard incombustible materials may be used for the finish of such treads and risers.

Stairs shall be designed and constructed as specified in Article 22 of this chapter.

17311.2. Doors, windows and other openings in the exterior walls shall be protected by Class "E" or "F" fire doors or windows.

1. The provisions of this section shall not apply to doors, windows and other openings which face directly upon, and are not within thirty feet (30′) of the opposite side of a public street or other public place, this distance to be measured at right angles to the plane of the wall in which such openings occur.

2. The provisions of the first paragraph of this section shall not apply to openings in an outer court twenty feet (20′) or more in width parallel to and facing upon a street or public place, provided such openings are not within twenty feet (20′) of an adjacent property line.

17311.3. Bays, oriels and similar projections shall be constructed of incombustible materials with walls, floors and roofs as specified in this article and Article 24 of this chapter.

Porches and exterior balconies shall be constructed of incombustible materials but structural steel or iron members need not be fire-protected; provided, that loading platforms for warehouses, freight depots and similar buildings may be of heavy timber construction with wood floors not less than one and five-eighths inches (1⅝″) thick. Such wood construction shall not be carried through the exterior walls of any Type I building.

Cornices, marquees and similar appendages which are a part of a Type I building shall be constructed of substantial incombustible materials.

17311.4. Penthouses and other roof structures shall be constructed of masonry or reinforced concrete, and all doors, windows and other openings therein shall be protected by Class "E" or "F" fire doors or windows.

Skylights shall be constructed of not less than one-hour fire-resistive materials.

17311.5. Wood or unprotected steel or iron shall be permitted in the following places:

1. Mezzanine floors may be of wood or unprotected steel provided that there shall be not more than two such mezzanines in any room of any building and provided, further, that no such mezzanine floor or floors shall cover more than 33⅓ percent of the area in the room where located.

2. Show window frames and aprons, also show cases and other appurtenances on the first floors of stores or other similar buildings may be of wood with or without unprotected steel or iron.

3. Trim, picture molds, chair rails, wainscoting, baseboards, hand rails, show window backing, temporary partitions, floors, and sleepers may be of wood. Wood doors may be used except in stair, elevator or other shaft enclosures or where not specifically prohibited under Occupancy in Articles 1 to 11, inclusive, of this chapter.

4. Roofs may be sheathed by wood planks of two and one-half inch (2½") nominal thickness when such sheathing is more than thirty feet (30') distant from any floor, balcony or gallery and when such plank sheathing is protected on the underside by a ceiling of not less than one-hour fire-resistive construction.

Article 14. Type II Buildings (Heavy Timber Construction)

17315. In "Type II Buildings" the structural frame shall be of structural steel or iron which shall be fire-protected, of concrete, masonry, or heavy timbers, or bearing walls may be used. Exterior walls shall be of fire-resistive construction. Inner court walls shall be of incombustible materials or protected solid wood. Roof construction shall be of wood, or incombustible materials. Floors and nonbearing partitions shall be of wood or incombustible materials. Concealed or inaccessible spaces in combustible framing shall not be permitted.

17315.1. Type II buildings shall not exceed a height of seventy-five feet (75'); provided, that the height of a building erected on sloping ground may be seventy-five feet (75') plus a vertical distance equal to the vertical change in slope along the length of any side of such building but in no case shall such height exceed eighty-five feet (85') above the adjacent finished ground level. Towers, spires, and steeples erected as a part of the building and not used for habitation or storage may extend not to exceed twenty feet (20') above such height limit.

Additional height limitations are specified in Section 17250.5.

17315.2. The floor area of Type II buildings shall be limited according to occupancy as required in Article 1 of this chapter.

17315.3. Footings shall be of solid masonry or of concrete. Foundation walls shall be of masonry or concrete.

17315.4. Exterior walls shall be of not less than four-hour fire-resistive construction, except that walls fronting on streets having a width of at least thirty feet (30') may be of incombustible construction, with columns and beams fire protected as specified in Section 17315.8.

All walls within five feet (5') of adjacent property lines (excepting property lines abutting a street or an alley) and all walls within ten feet (10') of other buildings on the same property shall be provided with a parapet wall at least thirty inches (30") high above the roof at all points, provided that parapet walls need not be constructed on buildings twenty feet (20') or less in height or where the roof slopes more than 20 degrees from the horizontal back from the exterior wall of such building.

Inner court walls shall be the same as exterior walls or shall be of not less than four-inch solid wood laminated construction protected on the weather side thereof by incombustible fire-resistive materials as provided in Section 17385.1.

17315.5. Interior partitions shall be of solid wood construction formed by not less than two layers of one-inch (1") nominal matched boards or laminated construction three and five-eighths inches (3⅝") thick, or shall be of one-hour fire-resistive construction fire-stopped at floor and ceiling.

Temporary partitions as specified in Section 17310.5 may be used.

17315.6. Enclosures for elevator shafts, vent shafts, and other vertical openings when required because of occupancy in Articles 1 to 11, inclusive, of this chapter shall be of not less than two-hour fire-resistive construction; provided, that in buildings not more than three stories in height which are completely sprinklered as specified in Article 27 of this chapter such enclosure walls may be constructed as required for interior partitions.

Exit enclosures shall be constructed as specified in Section 17355.7.

A parapet wall or handrail at least thirty inches (30") in height above the adjacent roof level shall be provided around all open shaft enclosures extending through the roof.

17315.7. Structural framework shall be of masonry, of wood, of concrete, or of structural steel.

All wood columns in such structural frame shall be directly superimposed, one above the other (no girders or bolsters between columns), and shall be provided with reinforced concrete, steel or cast iron caps, pintles or base plates, or be connected by timber splice blocks fastened to columns by connectors housed within the contact faces or by bolts. No wood column shall be less than eight inches (8″) nominal in its least dimension; no beam, girder or joist shall be less than six inches (6″) nominal in its least dimension, nor less than forty-eight square inches (48 sq. in.) nominal in cross-sectional area; and no wood roof truss or arch framing member shall be less than four inches (4″) nominal in least dimension, except that top and bottom chords of truss may be built up of two or more elements of not less than three inches (3″) nominal thickness when the space between such elements is either solidly filled or is tightly closed for the full length on the underside thereof with a wood cover plate of two-inch (2″) nominal thickness.

Where adjoining ends of girders and beams meet at columns they shall be closely fitted and cross-tied by approved reinforced concrete, steel or iron post caps or metal straps, or shall be interfied with columns by through bolted wood corbel and splice blocks or side bolsters with load transferred by connectors housed within the contacting faces or by bolts. Approved wall plates, boxes or hangers shall be provided where wood beams, girders or trusses rest on masonry or concrete walls.

17315.8. (a) All structural steel and concrete members (not including frames and structural members for elevators and elevator enclosures) shall be thoroughly fire protected. Such fire protection shall be of two-hour fire-resistive protection for columns and one-hour fire-resistive protection for beams, girders, and floor systems

1. The thickness of the fire protection on the outer edge of steel lugs or brackets on columns may be reduced to not less than one inch (1″).

2. The masonry over window openings may be supported by a steel plate, angle or similar member which is not fire protected on the underside, provided the member is supported at proper intervals from a structural beam or girder which is fire protected on all sides. For openings in masonry bearing walls not exceeding four feet (4′) in width an angle or similar member supported by masonry and not fire protected on the underside may be used.

3. Porch and exterior balcony framing need not be fire protected.

(b) Wood structural members shall not be required to be fire protected.

17315.9. Floors shall be constructed of tongued and grooved or splined lumber not less than three inches (3″) nominal thickness or of square-edged lumber not less than four inches (4″) nominal width set on edge and securely spiked together, each covered with one inch (1″) nominal tongued and grooved top flooring laid crosswise or diagonally, or shall be an incombustible floor system of not less than one-hour fire-resistive construction.

A space of one-half inch (½″) shall be required between the wood flooring and adjoining walls to allow for expansion due to wetting. This space shall be covered by a molding secured to the wall only or masonry may be corbeled under the floor to cover this space.

17316. Roof decks shall be as required for floors in Section 17315.9 or shall be constructed of tongued and grooved or splined lumber not less than two inches (2″) nominal thickness or of square-edged lumber not less than three inches (3″) nominal width set on edge and securely spiked together

Roofs more than twenty-five feet (25′) above any floor, balcony, or gallery, may be of unprotected incombustible materials.

Roof covering shall be a "fire-retardant" roofing as specified in Section 17350.1

17316.1. Stairs shall be constructed with wood treads and risers of not less than two-inch (2″) nominal thickness, except where built on laminated or plank inclines as required for floors, when they may be one-inch (1″) nominal thickness or may be constructed as required in Type I buildings.

In buildings four or more stories in height, stairs and stair construction shall be as required for Type I buildings.

Stairs and exits shall be designed and constructed as specified in Article 22 of this chapter.

17316.2. Doors, windows and other openings in the exterior walls shall be protected by Class "E" or "F" fire doors or windows.

1 The provisions of this section shall not apply to doors, windows, and other openings which face directly upon, and are not within thirty feet (30′) of the opposite side of a public street or public place, this distance to be measured at right angles to the plane of the wall in which such openings occur.

2. The provisions of this section shall not apply to openings in an outer court twenty feet (20′) or more in width parallel to and facing upon a street or public place, provided such openings are not within twenty feet (20′) of an adjacent property line.

17316.3. Bays, balconies, oriels, porches, and similar projections shall be constructed of incombustible materials with walls, floors, and roofs as specified in this article and Article 24 of this chapter; provided, that loading platforms for warehouses,

freight depots, and other similar buildings may be of heavy timber construction with wood floors not less than two inches (2") nominal thickness, but such wood construction shall not be carried through the exterior walls.

Cornices, marquees and similar appendages which are a part of a Type II building shall be constructed of substantial incombustible materials.

17316.4. Penthouses shall be constructed as required in Article 25 of this chapter.

Skylights shall be constructed as required in Article 23 of this chapter.

17316.5. No wood lath or wood furring shall be allowed, and no incombustible furring shall pass through any wall, partition, or floor. Unprotected steel and iron or wood may be used in the following places:

1. Mezzanine floor construction, provided that there shall be not more than two such mezzanines in any room of any building; and provided, further, that no such mezzanine floor or floors shall cover more than 33⅓ percent of the area of the room where located

2. Show window frames, aprons, showcases and other appurtenances on the first floors of stores and other similar buildings.

3. Trim, handrails, show window backing, temporary partitions as specified in Section 17315.5, picture molds, chair rails, wainscoting, baseboards, and doors, except in stair, elevator and other shaft enclosures, or where not specifically prohibited under Occupancy in Articles 1 to 11, inclusive, of this chapter.

Article 15. Type III Buildings (Ordinary Masonry)

17320. In "Type III Buildings," the interior load bearing construction may be masonry or concrete walls or a structural frame of steel, reinforced concrete or wood. Exterior walls shall be of fire-resistive materials. Partitions, floors and roof framing may be of wood.

17320.1. Type III buildings shall not exceed a height of fifty-five feet (55'); provided, that the height of a building erected on sloping ground may be fifty-five feet (55') plus a vertical distance equal to the vertical change in slope along and in the length of any side of such building, but in no case shall such height exceed sixty-five feet (65') above the adjacent finished ground level; and provided, further, that towers, spires and steeples erected as a part of such building and not used for habitation or storage may extend not to exceed fifteen feet (15') above such height limit.

Additional height limitations are specified in Section 17250.5.

17320.2. The floor area of Type III buildings shall be limited according to Occupancy as required in Articles 1 to 11 of this chapter.

17320.3. Footings shall be of solid masonry or of concrete. Foundation walls shall be of masonry or concrete.

17320.4. Exterior walls shall be not less than four-hour fire-resistive construction, except that walls fronting on streets having a width of at least thirty feet (30') may be of incombustible construction with all structural members having not less than one-hour fire-resistive protection.

All walls within five feet (5') of adjacent property lines (except property lines abutting a street or alley) and all walls within ten feet (10') of other buildings on the same property shall be provided with parapet walls at least thirty inches (30") high above the roof at all points; provided, that parapet walls need not be constructed on buildings twenty feet (20') or less in height or where the roof slopes more than 20 degrees from the horizontal back from the exterior wall of such building.

Inner court walls and all other walls not forming the exterior walls of the building may be as required for Type I or Type II buildings, or shall be of not less than one-hour fire-resistive construction.

17320.5. Bearing partitions, when constructed of wood, shall not support more than two stories and a roof.

Temporary partitions as specified in Section 17310.5 may be used.

17320.6. Enclosures for elevator shafts, vent shafts and other vertical openings when required because of Occupancy in Articles 1 to 11, inclusive, of this chapter shall be of not less than one-hour fire-resistive construction.

Exit enclosures shall be constructed as specified in Section 17355.7

A parapet wall or hand rail at least thirty inches (30") in height above the roof shall be provided around all open shaft enclosures extending through the roof.

17320.7. Structural framework shall be of steel, iron, concrete, masonry or wood.

17320.8. Fire-protection of steel or iron structural members may be omitted unless otherwise provided, because of Occupancy as in Articles 1 to 11, inclusive, of this chapter, or as required in this article

All members carrying masonry in buildings over one story in height shall be fire-protected with not less than one-hour fire-protection Bottom flanges of exterior lintels need not be fire-protected.

17320.9. In all buildings having a usable space under the first floor, except Groups I and J occupancies, the underside of such floor construction when of metal or wood shall be protected by a ceiling of lath and plaster approved for one-hour fire-resistive construction.

17321. Roof construction shall be of any Type of Construction permitted for floors except where otherwise required because of Occupancy in Articles 1 to 11, inclusive, of this chapter.

Roof covering shall be a "fire-retardant" roofing as specified in Section 17350.1.

17321.1. Stairs may be of steel, iron, concrete, masonry or wood and shall be designed and constructed as specified in Article 22 of this chapter.

17321.2. Doors, windows and other openings in exterior walls may be of wood or of plain glass and wood sash unless otherwise required under Occupancy in Articles 1 to 11, inclusive, of this chapter.

17321.3. Bays, oriels and similar projections shall be constructed of incombustible materials with walls, floors and roof as specified in this chapter and Article 24 of this chapter.

Porches and exterior balconies shall be constructed of incombustible materials but structural steel or iron members need not be fire-protected; provided that loading platforms for warehouses, freight depots and similar buildings may be of heavy timber construction with wood floors not less than one and five-eighths inches (1⅝") thick. Such wood construction shall not be carried through the exterior walls of any Type III building.

Cornices, marquees and similar appendages which are a part of a Type III building shall be constructed of substantial incombustible materials.

17321.4. Penthouses and other roof structures shall be of not less than one-hour fire-resistive construction.

Skylights shall be of not less than one-hour fire-resistive construction.

17321.5. Wood shall be permitted in a building of Type III construction except where specifically prohibited under Occupancy in Articles 1 to 11, inclusive, of this chapter.

Combustible insulating materials may be placed in the partition, floor or roof framing but shall in no way interfere with the fire blocking or fire separations required by this chapter.

Article 16. Type IV Buildings (Light Incombustible Frame)

17325. In "Type IV Buildings" the structural framework shall be of steel, iron, masonry or concrete and exterior walls shall be of incombustible materials. Partitions, floors and roof construction shall be of incombustible materials except as specified in this article. Foundations shall be of masonry or concrete.

17325.1. Type IV buildings shall not exceed a height of forty-five feet (45'); provided, that the height of such building erected on sloping ground may be forty-five feet (45') plus a vertical distance equal to the vertical change in slope along and in the length of any side of such building but in no case shall such height exceed fifty-five feet (55') above the adjacent finished ground level. Towers, spires and steeples erected as a part of such building and not used for habitation or storage may extend not to exceed ten feet (10') above such height limit except that the height of such towers on Group G occupancies shall not be limited.

Additional height limitations are specified in Section 17250.5.

17325.2. The floor area of a Type IV building shall be limited as specified under Occupancy in Articles 1 to 11, inclusive, of this chapter.

17325.3. Footings shall be of solid masonry or of concrete. Foundation walls shall be of masonry or concrete.

17325.4. Exterior wall covering shall provide suitable protection from the elements and shall be of incombustible material of such thickness, strength and so anchored to the wall frame as to resist effectively wind and other forces that may be applied to it. Wall coverings may be considered a structural part of the structural frame if designed and constructed to act integrally therewith.

Studs or other similar vertical supports shall in no case be spaced more than four feet (4') on centers. All openings wider than the regular stud spacing in the wall shall be trussed or provided with lintels with proper end support. All walls shall be thoroughly and effectively braced; and effectively fire-stopped at all floor and ceiling levels with incombustible materials.

All roof and floor loads shall be transmitted to the steel studs or other supporting members, either directly or by means of a load distributing member. Maximum wall height between horizontal supports perpendicular to bearing walls shall not exceed forty-five (45) times the structural thickness of the wall.

17325.5. Bearing partitions shall be constructed as required for exterior walls. Interior nonbearing partitions shall be of incombustible materials.

17325.6. Enclosures for elevator shafts and other vertical openings when required because of Occupancy in Articles 1 to 11, inclusive, of this chapter, shall be of not less than one-hour incombustible fire-resistive construction.

Exit enclosures shall be constructed as specified in Section 17355.7.

A parapet wall or hand rail at least thirty inches (30") in height above a flat roof shall be provided around all open shaft enclosures extending through the roof.

17325.7. Fire protection of structural members may be omitted unless otherwise provided, because of Occupancy as in Articles 1 to 11, inclusive, of this chapter, or as required in this article.

All members carrying masonry in buildings over one story in height shall be fire-protected with not less than one-hour fire protection. Bottom flanges of exterior lintels need not be fire-protected.

17325 8. Floor construction shall be of incombustible material, provided, however, that wood flooring may be used.

17325.9. Roof construction may be of any type of construction permitted by this chapter.

Roof covering shall be a "fire-retardant" roofing as specified in Section 17350.1.

17326. Stairs shall be of any type permitted by this chapter and shall comply with the requirements of Article 22

17326 1. Doors, windows and other openings in exterior walls may be of any type permitted by this chapter, unless otherwise required under Occupancy in Articles 1 to 11, inclusive, of this chapter.

17326.2. Porches, cornices, marquees, canopies and all other similar projections from the building shall be of incombustible materials, except that a loading platform not including the roof or roof structure thereof, may be constructed of wood as specified in Section 17316 3

17326 3 Penthouses and other roof structures shall be constructed as required for the main portion of the building. Skylights shall be constructed as required in Article 23 of this chapter.

Article 17. Type V Buildings (Wood Frame)

17330 In "Type V Buildings," enclosing walls, interior walls, partitions, floors and roofs shall be of wood or of wood in combination with other materials except where prohibited as specified under Occupancy in Articles 1 to 11, inclusive, of this chapter. Any building which cannot be classed as Type I, II, III or IV construction shall be considered to be of Type V.

17330.1. Type V buildings shall not exceed a height of thirty-eight feet (38'), provided, that the height of a building erected on sloping ground may be thirty-eight feet (38') plus a vertical distance equal to the vertical change in slope along and in the length of any side of such building but in no case shall such height exceed forty-five feet (45') above the adjacent finished ground level; provided, further, that spires, towers, or steeples erected as a part of such building and not used for habitation or storage may extend not to exceed ten feet (10') above such height limit

Additional height limitations are specified in Section 17250 5

17330 2. The maximum floor area allowable for a Type V building shall in no case exceed that specified under Occupancy in Articles 1 to 11, inclusive, of this chapter.

17330 3. All exterior walls and interior bearing walls of Type V buildings shall be supported on continuous solid masonry or concrete footings which shall be of sufficient size to support safely the loads imposed as determined from the character of the soil. Foundation walls shall extend at least six inches (6") above the finished grade adjacent to the wall at all points Mudsills shall be bolted to the foundation or foundation wall with not less than one-half inch (½") bolts, embedded at least seven inches (7") into the masonry and spaced not more than six feet (6') apart.

1 Interior bearing walls in one-story buildings may be supported on piers.

2 For Type V buildings (except Group H and I occupancies) isolated piers of solid masonry or concrete may be used for post and girder construction.

3. A one-story building (except a Group I occupancy) which does not exceed four hundred square feet (400 sq. ft.) in area, including additions, may be constructed without a masonry or concrete foundation if the walls are supported on a wood mudsill.

All mudsills shall be all-heart cedar, all-heart cypress or foundation grade redwood, or any species of wood if treated under pressure with an approved preservative.

Foundations for all buildings where the surface of the ground slopes more than one foot (1') in ten feet (10') shall be level or shall be stepped so that both top and bottom of such foundation are level.

Foundation walls and all other walls used as retaining walls in connection with Type V buildings shall be not less than eight inches (8") in thickness.

17330 4. (a) Exterior walls may be of any materials permitted by this article.

(b) Type V buildings three stories in height shall have the exterior walls covered with a solid sheathing as specified in this section.

Sheathing where required for exterior walls shall be applied solidly over the wall surface and shall be one or more of the following materials:

Wood not less than five-eighths inch (⅝") thick.

Approved fiber board not less than seven-sixteenths inch (7/16") thick.

Approved gypsum sheathing not less than one-half inch (½") thick.

Approved plywood not less than five-sixteenths inch (5/16") thick.

(c) 1. Exterior walls shall be covered on the outside with the materials and in the manner specified in this section.

2 Studs or sheathing shall be covered on the outside face with one layer of building paper as specified in Section 17331.6. Weatherboarding, when in place, shall have an average thickness of not less than five-eighths inch (⅝") and a minimum thickness of not less than three-eighths inch (⅜"). Such weatherboarding shall be placed over the paper and shall be securely nailed to the studding with not less than two

nails to each stud in each piece of such weatherboarding. Horizontal joints in the weatherboarding shall be tongued and grooved or shiplapped joints, or such weatherboarding shall be laid shingle fashion and lapped not less than one-half inch (½"). Siding patterns known as rustic, drop siding or shiplap shall have an average thickness in place of not less than nineteen thirty-seconds inch (19/32") and a minimum thickness of not less than three-eighths inch (⅜"). Bevel siding shall have a minimum thickness measured at the butt section of not less than twenty-one thirty-seconds inch (21/32") and a tip thickness of not less than one-quarter inch (¼"). Siding of lesser dimensions may be used, provided the outside face of the stud is first covered with sheathing as provided in this section

3. Where plywood is used for covering the exterior of outside walls it shall be of the exterior type not less than three-eighths inch (⅜") thick. If three-ply is used without sheathing, it shall be placed so that the grain of the outside plies runs perpendicular to the supporting members. Joints shall be backed solid with nailing pieces not less than two inches (2") wide.

4. Shingles or shakes may be used for exterior wall covering provided the frame of the structure is covered with building paper as specified in Section 17331 6. The thickness of shingles or shakes between wood nailing boards shall be not less than three-eighths inch (⅜").

5. Galvanized iron not less than 28 gauge may be used on stud walls without sheathing. Walls shall be effectively braced and nailing strips shall be placed in such manner as to permit the metal to be nailed at vertical intervals of not more than four feet (4').

17330.5. Interior partitions may be of any material permitted for exterior walls in this chapter. If of wood, interior partitions shall be constructed, framed and fire-stopped, except that interior nonbearing partitions may have a single top plate, and except that where nonbearing partitions are approximately parallel and not more than four feet (4') apart, two-inch by three-inch (2" x 3") studs sixteen inches (16") on centers, may be used.

17330 6 Enclosure walls for elevator shafts, vent shafts, and similar vertical openings, when required under Occupancy in Articles 1 to 11, inclusive, of this chapter, shall be of not less than one-hour fire-resistive construction, except that chutes and dumb-waiter shafts with a cross-sectional area of not more than nine square feet (9 sq ft.) may be lined with approved incombustible materials covered with not less than 26 U S gauge sheet metal with all joints in such sheet metal lock-lapped. All openings into any such vertical enclosure shall be protected by metal or metal-clad doors with either metal or metal-clad jambs, casings or frames.

Exit enclosures shall be constructed as specified in Section 17355.7.

17330.7. Structural framework may be of any type of construction permitted in this chapter.

17330 8. Fire-protection of structural framework shall not be required except as provided under Occupancy in Articles 1 to 11, inclusive, of this chapter.

17330 9 Floors may be of any type of construction permitted in this chapter.

17331. Roof construction may be of any type of construction permitted in this chapter.

Attic or roof spaces shall be divided into areas not exceeding twenty-five hundred square feet (2,500 sq ft) as required in Section 17350.2.

Roof covering shall be a "fire-retardant" roofing, except that for Groups H, I, and J occupancies an ordinary roofing may be used as specified in Section 17350.1. Wherever a composition roofing is used, the roof construction shall be solidly sheathed with wood, sheathing to be not less than twenty-five thirty-seconds inch (25/32") thick, or with plywood.

17331 1. Stair construction may be of any type permitted in this chapter and shall conform to the requirements of Article 22.

17331.2. Doors and windows may be of any type permitted in this chapter.

17331.3. Any projections from the building shall conform to the requirements for exterior walls.

17331.4 Penthouses and skylights may be of any material permitted in Articles 23 and 25 of this chapter.

17331 5 Combustible insulating materials may be used in any part of the building but shall not be installed in such a manner as to interfere with the firestopping elsewhere herein required.

17331 6. (a) Asphalt-saturated felt free from holes and breaks and weighing not less than 14 pounds per 100 square feet, or approved waterproof paper, shall be applied over studs or sheathing. Such felt or paper shall be applied weatherboard fashion, lapped not less than two inches (2") at horizontal joints and not less than six inches (6") at vertical joints.

Building paper may be omitted in the following cases:

1. When exterior covering is of sheet metal
2. In back-plastered construction.
3. When there is no human occupancy.

(b) Exterior openings exposed to the weather shall be flashed with rust-resistive metal or other approved flashing in such a manner as to make them waterproof.

Article 18. Engineering Regulations—Live and Dead Loads

17335. The dead load of a building shall include the weight of the walls, permanent partitions, framing, floors, roofs and all other permanent stationary construction entering into and becoming a part of a building.

The live load includes all loads except dead and lateral loads.

17335.1. Buildings and all parts thereof shall be of sufficient strength to support the estimated or actual imposed dead and live loads in addition to their own proper dead load, without exceeding the stresses noted elsewhere in this chapter, provided that no building or part thereof shall be designed for live loads less than those specified in the following sections. Impact shall be considered in the design of any structure where impact loads occur.

17335.2. Any system or method of construction to be used shall admit of a rational analysis in accordance with well established principles of mechanics.

17335.3. The following unit loads shall be taken as the minimum live loads in pounds per square foot of horizontal projection to be used in the design of buildings for the occupancies listed, and loads at least equal shall be assumed for uses not listed in this section but which create or accommodate similar loadings.

Apartments	40
Auditoriums—Fixed Seats	50
Movable Seats	100
Balconies and Gallaries—Fixed Seats	50
Movable Seats	100
Cornices	60
Corridors, Public	100
Dance Halls	100
Dwellings	40
Exterior Balconies	100
Fire Escapes	100
Garages	100
Gymnasiums	100
Hospitals—Wards and Rooms	40
Hotels—Guest Rooms and Private Corridors	40
Marquees	60
Offices	50
Public Rooms	100
Rest Rooms	50
Roof Loads (As specified in Section 17335.4) Stairways	100
Storage—Light	125
Stores	75

All ceiling joists shall be designed for not less than 10 pounds per square foot total load

All balcony railings shall be designed to withstand a horizontal force of 20 pounds per lineal foot, applied at the top of the railing.

17335.4. Roofs shall be designed for a vertical live load of 20 pounds per square foot of horizontal projection applied to any and all slopes, except as hereinafter provided

Where the rise exceeds twelve inches (12") per foot no vertical live loads need be assumed, but the roof shall be designed for the dead load and for a wind load of 15 pounds per square foot of vertical projection.

Where snow loads occur, roofs shall be designed for the increase in loading.

17335.5. The following reductions in assumed live loads shall be permitted in designing of columns, piers, walls, foundations, trusses and girders.

1. No reduction of the assumed live load shall be allowed in the design of any slabs, joists or beams.

2. A reduction of the total live load used in the design of girders based on a certain tributary floor area shall be permitted as noted in the following schedule. This reduction shall not be carried into the columns nor shall such reduction be used in design of buildings to be used or occupied as warehouses or for storage purposes.

Reduction allowed	Tributary floor area
5%	100 sq. ft.
10%	200 sq. ft.
15%	300 sq. ft. or more

3 For determining the total live loads carried by columns the following reductions shall be permitted, the reductions being based on the assumed live loads applied to the entire tributary floor area:

Allowable Reductions for Warehouses and Storage Buildings

Carrying the roof	0 percent
Carrying 1 floor and roof	0 percent
Carrying 2 floors and roof	5 percent
Carrying 3 floors and roof	10 percent
Carrying 4 floors and roof	15 percent
Carrying 5 or more floors and roof	20 percent

Live Load Reductions for Manufacturing Buildings, Stores and Garages

Carrying the roof	0 percent
Carrying 1 floor and roof	0 percent
Carrying 2 floors and roof	10 percent
Carrying 3 floors and roof	20 percent
Carrying 4 or more floors and roof	30 percent

Allowable Live Load Reductions for All Other Buildings

Carrying the roof	0 percent
Carrying 1 floor and roof	0 percent
Carrying 2 floors and roof	10 percent
Carrying 3 floors and roof	20 percent
Carrying 4 floors and roof	30 percent
Carrying 5 floors and roof	40 percent
Carrying 6 floors and roof	45 percent
Carrying 7 or more floors and roof	50 percent

17335 6. For purposes of design the wind pressure upon the gross area of the vertical projection of buildings and structures shall be taken at not less than 15 pounds per square foot for those portions of the building less than sixty feet (60′) above ground and at not less than 20 pounds per square foot for those portions more than sixty feet (60′) above ground

The wind pressure upon sprinkler tanks, sky signs, or other similar exposed structures and their supports shall be taken as not less than 30 pounds per square foot of the gross area of the plane surface, acting in any direction In calculating the wind pressure on circular tanks, towers or stacks this pressure shall be assumed to act on 6/10 of the projected area.

The overturning moment calculated from the wind pressure shall in no case exceed two-thirds of the dead load resisting moment.

The weight of earth superimposed over footings may be used to calculate the dead load resisting moment.

For combined stresses due to wind and other loads the allowable unit stresses may be increased 33⅓ percent For members carrying wind stresses only the allowable unit stresses may be increased 34⅓ percent. In no case shall the section be less than required if the wind stress be neglected.

Article 19. Enclosure of Vertical Openings

17340. Vertical openings are required to be enclosed in certain buildings depending upon the occupancy of the building, height of building or the type of construction. The vertical openings required to be enclosed are specified under Occupancy in Articles 1 to 11, inclusive, of this chapter, and for stairways and ramps are specifically included in Article 22 of this chapter

17340.1 Walls and partitions enclosing elevators shall be of not less than the fire-resistive construction required under Types of Construction in Articles 12 to 17, inclusive, of this chapter Enclosing walls of elevator shafts may consist of wire glass set in metal frames on the entrance side only Elevator shafts extending through more than two stories shall be equipped with an approved means of adequate ventilation to and through the main roof of the building.

17340 2 All shafts, ducts, chutes and other vertical openings not covered in Section 17340 1 shall have enclosing walls conforming to the requirements specified under Type of Construction of the building in which they are located when they exceed nine square feet (9 sq ft) in area, and all other shafts shall be lined with sheet metal having lock jointed or riveted seams and joints Combustible material of partitions and floors through which the ducts pass shall be kept at least three inches (3″) from the metal lining or be protected by not less than three-eighths inch (⅜″) of plaster or one-fourth inch (¼″) of asbestos or plasterboard Openings between any

ducts and the floor construction through which they pass shall be filled with mortar or other incombustible material supported by wire baskets that prevent the passage of fire. All doors opening into such vertical shafts shall be of metal or shall be covered on the shaft side by not less than one-fourth inch (¼") of asbestos and not less than 26 U. S. gauge metal returned around all edges and well fastened to the door. Windows in such shafts shall be wire glass and metal frames and sash or such frame and sash may be of wood entirely clad with metal of not less than 26 U. S gauge.

Article 20. Floor Construction

17345. Floor construction shall be of materials and construction as specified under Occupancy in Articles 1 to 11, inclusive, of this chapter, and under Types of Construction in 12 to 17, inclusive, of this chapter.

All floors shall be so framed and tied into the framework and supporting walls as to form an integral part of the whole building. Fire-resistive standards of floor construction are specified in Section 17390.2.

The type of floor construction used shall provide means to keep the beams and girders from spreading by installing ties or bridging.

Article 21. Roof Construction and Covering

17350. Roof covering shall be as required under Occupancy in Articles 1 to 11, inclusive, of this chapter or Types of Construction in Articles 12 to 17, inclusive, of this chapter. All roofs shall be so framed and tied into framework and supporting walls as to form an integral part of the whole building.

17350.1. (a) Roof coverings for all buildings shall be either "Fire Retardant" or "Ordinary" roofings as specifically required by Type of Construction in Articles 12 to 17, inclusive, of this chapter. The roof covering shall be securely fastened to the supporting roof construction.

(b) "Fire Retardant" roofing shall be any roof covering which meets the requirements specified for any one of the following roofings, 1 to 7 inclusive.

1. Any built up composition roofing consisting of layers of roofing felt, roll roofing, felt membrane or gravel, the sum of whose fire-retardant values as given in the table in subdivision (e) of this section, equals not less than 15 including a top covering selected from parts (b) or (c) of said table.

2. Hydraulic compressed rigid shingles not less than one-eighth inch (⅛") thick, composed of portland cement and asbestos fibers.

3. Asphalt-saturated mineral-surfaced prepared composition shingles laid so there are not less than two thicknesses at any point. The combined weight of such shingles shall be not less than 200 pounds to the one hundred square feet (100 sq. ft.) of completed roof area.

4. Concrete slab or concrete tile roofs, without additional roof covering.

5. Metal roof covering of corrugated, standing seam or flat type of not less than No. 26 U. S. gauge metal.

6. Slate shingles.

7. Clay roof tile.

(c) "Ordinary" roofing shall be any roof covering which meets the requirements specified for any one of the following roofings, 8 to 11 inclusive, or shall be any roofing meeting the Class C Specifications of the Underwriters' Laboratories, Inc., edition of 1941.

1. Any composition roofing or any built up composition roofing consisting of layers of roofing felt, roll roofing, felt membrane or gravel, the sum of whose fire-retardant values as set forth in the table in subdivision (e) of this section equals not less than 10.

2. Asphalt shingles laid in one or more layers.

3. Wood shingles.

(d) On buildings housing Group J Division 1 occupancies any composition roofing having a fire-retardant value as set forth in the table in subdivision (e) of this section equal to not less than six

(e) Minimum physical properties and fire-retardant value of roofing materials:

Type of roofing	Min. wt. per 108 sq. ft.	Min. felt wt. per 108 sq. ft.	Min. saturation percentage*	Fire retardant value
(a) Base Sheets				
Roofing Felt (Rag)	14	5.6	140	3
Roofing Felt (Asbestos)	14	9 5	40	5
Felt Membrane (Asbestos)	18	8.5	50	5
Felt Membrane (Rag)	20	5.0	120	3
Roll Roofing (Rag)	37	7.5	140	6
Roll Roofing (Rag)	40	10 0	150	6
Roofing Felt (Rag)	26	10.0	150	6
(b) Cap Sheets (may be used as base sheets)				
Split Sheet Roofing (2 layers min.)	58 (each)	10.0 (each)	150	15
Roll Roofing (Asbestos)	40	13 0	50	9
Built Up Felt (Asbestos)	41	6 4 (each)	40	9
Mineral Surfaced (Rag)	87	10.0	150	10
(2 layers) Roofing Felt (Asbestos)	--	--	--	10
Roll Roofing Black Top (Asbestos)	50	17.5	50	10
Roll Roofing White Top (Asbestos)	30	9.5	40	5
(c) Gravel and Ceramic Material				
Gravel	250	--	--	4
Crushed Hard Burned Ceramic Material	200	--	--	4

* These figures shall be not less than 80 percent of the kerosene value of the felt
Note For Fire Retardant Roofings top covering shall be selected from (b) or (c)

17350.2. All buildings shall have access provided to the attic space by means of a stairway or permanent ladder or a scuttle. The openings provided through the ceiling for such access into the attic space shall be not less than twenty-two inches by thirty inches (22" x 30") and shall be located in the hallway or corridor of all Type III and V buildings three stories or more in height.

Type III or V buildings, one or two stories in height shall have scuttle holes into the attic space which are not less than eighteen inches (18") square.

In wood frame roof construction where ceilings occur the attic spaces or spaces between ceilings and the under side of roofs shall be divided into horizontal areas of not more than twenty-five hundred square feet (2,500 sq. ft.) with tight one-inch (1") partitions of matched wood, one-half inch (½") thick exterior type plywood, or approved incombustible materials. All openings through these partitions shall be protected by self-closing doors of the same thickness and materials as the partition.

Article 22. Stairs and Exits

17355. (a) The purpose of this article is to provide minimum standards of egress facilities for occupants of buildings.

(b) "Occupant Load" is the total number of persons actually occupying a building or portion thereof at any one time, but shall never be assumed to be less than the result obtained by dividing the floor area by the square feet per occupant set forth in the table in subdivision (d) of Section 17355.1 for the occupancy housed therein.

"Panic Bar" is a bar which extends across at least half the width of each door leaf and which will open the door if subjected to pressure.

(c) The occupant load of a room or building shall be the actual number of seats but not less than the result obtained by dividing the floor area by the square feet per occupant set forth in the table in subdivision (d) of Section 17355.1.

(d) Where benches or pews are used the number of seats shall be based on one person for each eighteen inches (18") of length of the pews or benches.

(e) The capacity of a building containing mixed occupancies shall be determined by adding the number of occupants of the various portions as set forth in the table in subdivision (d) of Section 17355.1.

(f) The capacity of a room or building which is used for different occupancies at different times shall be determined by the occupant load which gives the largest number of persons

(g) No obstruction shall be placed in the required width of an exit.

(h) The maximum seating capacity shall be conspicuously posted by the owner of the building by means of durable metal signs placed in each assembly room, auditorium or room used for a similar purpose where fixed seats are not installed, and it shall

be unlawful to remove or deface such notice or to permit more than this legal number of persons within such space.

17355.1. (a) Width. The total width of exits in feet shall be not less than the total occupant load served divided by 50. Such width of exits shall be divided approximately equally among separate exits

The width of exits from any story of a building shall be determined from the occupant load in that story plus one-half the tributary occupant load in the story next above or below; provided, the resulting width is not less than that required for the upper story considered separately.

(b) The number of persons permitted in any building or portion thereof shall not exceed those set forth in subdivision (d) of this section, except that where additional exit facilities are provided the occupancy load may be increased in accordance with subdivisions (a) and (c) of this section.

(c) Dining-room areas having an occupant load of more than 100 shall have not less than two exits.

Other occupancies having an occupant load of more than 50 shall have not less than two exits.

Buildings or portion thereof having an occupant load of 500 to 999 shall have not less than three exits.

Buildings or portion thereof having an occupant load of 1,000 or more shall have not less than four exits

If two or more exits are required, they shall be arranged a reasonable distance apart so that if one becomes blocked the other will be available.

(d) Square Feet Per Occupant for Various Occupancies

Occupancy	Square feet per occupant
Groups A and B	
Assembly areas	7
Dining-room areas	15
Dance floors	7
Gymnasiums	15
Skating rinks	15
Portions not used as assembly areas	100
Group C	
Classrooms	20
Dining-room areas	15
Shops and vocational rooms	50
Group D	
Children's homes	50
Dining-room areas	15
Homes for aged	50
Hospitals, sanitariums	100
Group E	100
Group F	
Retail sales:	
Basement	20
First floor	30
Upper floors	50
Dining-room areas	15
All others	100
Group G	
Assembly areas	7
Dining-room areas	15
All others	100
Group H	
Assembly areas	7
Dining-room areas	15
All others	100
Group I	300

17355.2. (a) This section shall apply to every exit door serving an occupant load of more than 10, and from hazardous rooms or areas

(b) Exit doors shall swing in the direction of exit travel when serving an occupant load of 50 or more.

(c) Exit doors shall be openable from the inside without the use of key or any special knowledge or effort.

(d) The required width of a door opening shall not be reduced more than three inches (3″) by any projections

No required doorway shall be less than thirty-six inches (36″) in width.

(e) No leaf of an exit door shall exceed four feet (4′) in width.

(f) Revolving doors shall not be used unless exit doors of required width are installed adjacent thereto.

(g) Every door shall open into a corridor, enclosed stairway, exterior stairway where permitted as a required exit, an exterior exit court, or public way.

(h) Every door opening into a stairway shall open on a landing within two inches (2″) of the floor level. The width of the landing shall not be reduced more than six inches (6″) by the door when fully open.

17355 3 (a) This section shall apply to every corridor serving as a required exit for an occupant load of more than 10.

(b) The required width of corridors shall be unobstructed, with the following exceptions.

1. Trim and handrails may project three and one-half inches (3½″).

2. Doors, when fully open, may project six inches (6″).

(c) Floors above the first floor shall have exits so arranged that it is possible to go in either direction from any point in a corridor to a stairway.

(d) Corridor walls and ceilings shall be of not less than one-hour fire-resistive construction

17355 4 (a) Every stairway shall be not less in width than forty-four inches (44″), with the following exceptions:

1 Stairways serving an occupant load of 50 or less may be thirty-six inches (36″) wide.

2. Stairways serving an occupant load of 10 or less may be thirty inches (30″) wide.

3 Trim and handrails may project three and one-half inches (3½″) into the required width of any stairway.

(b) The rise of every step in a stairway shall not exceed seven and one-half inches (7½″), and the run shall be not less than ten inches (10″).

Except as provided under subdivision (c) of this section, the maximum variations in the height of risers and in the width of treads in any one flight shall be three-sixteenths inch (3/16″).

In stairways serving an occupant load of 50 or less the rise may be eight inches (8″) and the run may be nine inches (9″).

(c) In Group I occupancies and in monumental unrequired stairways, winders may be used if the required width of run is provided at a point not more than twelve inches (12″) from the side of the stairway where the treads are the narrower, but in no case shall any width of run be less than six inches (6″) at any point.

(d) Every intermediate landing shall have a dimension measured in the direction of travel equal to the width of the stairway, but such dimension need not exceed four feet (4′).

(e) Where a basement stairway and a stairway to an upper story terminate in the same vestibule or other space, the basement stairway shall be cut off by a one-hour fire-resistive partition and a self-closing Class "B" fire door

(f) There shall be not more than twelve feet (12′) vertically between landings nor less than two risers.

(g) Stairways shall have handrails on each side, and every stairway, more than eighty-eight inches (88″) in width shall have intermediate handrails dividing the stairway into portions not more than sixty-six inches (66″) in width.

Handrails shall be placed not less than thirty inches (30″) nor more than thirty-four inches (34″) above the nosing of treads, and ends of handrails shall be returned to the wall

Stairways three feet (3′) or less in width may have one handrail

(h) Every opening in the exterior wall of a building served by an exterior stairway used as a required exit shall be protected by an automatically closing Class "E" or "F" fire door or window if the opening is within twenty feet (20′) of the stairway, except that openings above or level with the highest portion of the stairway may be unprotected if not nearer than ten feet (10′) to the stairway.

(i) The underside of interior stairways of wood construction and enclosed usable spaces under all stairways shall be protected with lath and plaster approved for one-hour fire-resistive construction, except in Group I occupancies.

(j) Interior stairways shall be constructed as specified in Articles 12 to 17, inclusive, of this chapter.

(k) Exterior stairs shall be of incombustible material or of wood not less than two inches (2″) in nominal thickness.

(l) In every building more than two stories in height, one stairway shall extend to the roof surface unless the roof has a slope greater than four in 12.

(m) Every required stairway shall have headroom clearance of not less than six feet six inches (6′6″) measured vertically, from the nearest nosing to the nearest soffit.

17355.5. (a) A ramp conforming to the requirements of this section may be used as an exit. Aisles need not conform to this section.

(b) The width of ramps shall be as required for corridors.

(c) The slope of a ramp shall not exceed one in eight.

(d) A ramp with slope exceeding one in 10 shall have handrails as required for stairways.

(e) Ramps shall be constructed as required for stairways.

(f) The surface of ramps shall be roughened or shall be of nonslip material.

17355.6. (a) A horizontal exit is a horizontal passageway or ramp into another building or into another section of the same building through an "Ordinary Occupancy Separation"

(b) If conforming to the provisions of Section 17355.2 and of this section, a horizontal exit may be considered as a required exit.

(c) A horizontal exit shall lead into a floor area having capacity for an occupant load not less than the occupant load served by such exit. The capacity shall be determined by allowing three square feet (3 sq. ft.) of net clear floor area per occupant. The area into which the horizontal exit leads shall be provided with exits as required by Section 17355.1, at least one of which shall lead directly to a public way.

17355.7. (a) Every interior stairway, ramp, or escalator shall be enclosed as specified in this section, with the following exceptions:

1. An enclosure will not be required for a stairway, ramp, or escalator serving only the second floor and not connected with corridors or stairways serving floors above the second floor.

2. Stairs in Group I occupancies need not be enclosed.

(b) Enclosure walls shall be of not less than two-hour fire-resistive construction in buildings more than four stories in height and shall be of not less than one-hour fire-resistive construction elsewhere.

(c) There shall be no openings into exit enclosures except exit doorways and openings in exterior walls. Every exit door in an exit enclosure shall be a self-closing Class "B" fire door. Every opening in an exterior wall forming part of an exit enclosure shall be protected by a Class "E" or "F" fire door or window unless opening into a public way at least sixteen feet (16′) wide.

(d) Stairway enclosures shall include the necessary landings between flights and shall also include any corridors or passageways necessary for continuous exit to the exterior of the building.

17355.8. (a) A smokeproof enclosure shall consist of a continuous stairway enclosed from the highest point to the lowest point by walls of four-hour fire-resistive construction. The supporting structural frame shall be of four-hour fire-resistive construction.

(b) In buildings five stories or more in height, one of the required exits shall be a smokeproof enclosure.

(c) Stairs in smokeproof enclosures shall be of incombustible construction.

(d) There shall be no opening directly into the interior of the building. Access shall be through a vestibule open to the outside having an exit door from the interior of the building and an exit door leading to the smokeproof enclosure. In lieu of a vestibule, access may be by way of an exterior open balcony of incombustible materials.

(e) Exit doors to smokeproof enclosures shall be self-closing Class "B" fire doors.

(f) A smokeproof enclosure shall exit into a public way or into a passageway leading to a public way. The passageway shall be without other openings and shall have walls of four-hour fire resistance and floors and ceilings of two-hour fire resistance.

17355.9. Every exit shall discharge into a public way or exit court.

17356. (a) Every exit court shall discharge into a public way or passageway leading to a public way. The passageway shall be without other openings and shall have walls, floors, and ceilings of the same period of fire resistance as the walls, ceilings, and floors of the building but shall be not less than one-hour construction.

(b) Every exit court shall be not less in width than the required total width of the tributary exits.

(c) The slope of exit courts shall not exceed one in 10.

(d) Openings between a Group A and B occupancy and an exit court less than sixteen feet (16′) wide shall be protected by Class "E" or "F" fire doors or windows, except that openings more than twenty feet (20′) above the floor of the exit court may be unprotected.

(e) The required width of exit courts shall be unobstructed except for trim and handrails which may project not more than three and one-half inches (3½″) into the required width.

At any point where the width of an exit court is reduced from any cause, the reduction in width shall be effected gradually by a guard rail at least three feet (3′) high. The guard rail shall make an angle of not more than 30 degrees with the axis of the exit court.

Article 23. Doors, Windows and Skylights

17360. Fire doors and windows where required shall be as specified in Section 17390.3

17360.1. All skylights constructed with metal frames shall be substantially built with interlocking seams. Frames of skylights shall be designed to carry loads required for roofs as specified in Section 17335.4. All skylights, the glass of which is set at an angle of less than 45 degrees from the horizontal, if located above the first story, shall be set at least one foot (1′) above the roof. The curbs on which the skylight rests shall be constructed as required for inner court walls or for masonry.

When wire glass is required for skylights the size shall not exceed seven hundred and twenty square inches (720 sq. in.) in area or forty-eight inches (48″) in any dimension in any one panel. All glass in skylights shall be wire glass, except that skylights over vertical shafts extending through two or more stories shall be glazed with plain glass as specified in this section; provided, that wire glass may be used if ventilation equal to not less than one-eighth the cross sectional area of the shaft but never less than four feet (4′) is provided at the top of such shaft.

Any glass not wire glass shall be protected above and below with a screen constructed of wire not smaller than No. 12 B. and S. gauge with a mesh not larger than one inch (1″). The screen shall be substantially supported below the glass.

Article 24. Bays and Balconies

17365. Construction of walls and floors in bay and oriel windows shall conform to the construction allowed for exterior walls and floors of the type of construction of the building to which they are attached. The roof covering of a bay or oriel window shall conform to the requirements for roofing of the main roof of the building.

All exterior balconies attached to or supported by masonry walls shall have brackets or beams constructed of wire, steel, concrete or other incombustible material. All railings for balconies or porches shall be not less than three feet (3′) in height above the floor of such balcony or porch.

Article 25. Penthouses and Roof Structures

17370. No penthouse or other projection above the roof shall exceed twenty-eight feet (28′) in height above the roof when used as an enclosure for tanks or for elevators which run to the roof and in all other cases shall not extend more than twelve feet (12′) in height above the roof. The aggregate area of all penthouses and other roof structures shall not exceed 20 percent of the area of the roof. No penthouse, bulkhead or any other similar projection above the roof shall be used for manufacturing, business, habitation, offices or storage, except that they may be permitted to be used for the making of blue prints, photographic prints, for scientific observation, for summer houses or for Group I occupancies.

Roof structures of Type I buildings shall be constructed with walls, floors and roof as required for the main portion of the building.

Walls of roof structures parallel to and within four feet (4′) of the exterior walls of Type II or III buildings shall be constructed the same as the exterior wall of the story immediately below. Such wall shall project two feet (2′) above the roof and two feet (2′) beyond the sides of such roof structures, except that the side projection shall not be required when the adjoining side walls are of masonry. Walls other than those occurring within four feet (4′) of an exterior wall on Type II or III buildings shall be of not less than one-hour fire-resistive construction. The restrictions of this paragraph shall not prohibit the placing of wood flagpoles or similar structures on the roof of any building.

Article 26. Chimneys, Vents and Fireplaces

17375. Chimneys, fireplaces, flues and vents carrying products of combustion, and their connections, shall conform to the requirements of this chapter.

17375.1. (a) Chimneys shall be reinforced and anchored as required in this chapter and shall be designed to resist the loads specified in Article 18.

(b) Flue linings used in connection with solid or liquid fuel and bricks used in lieu of such flue linings shall have a softening point not lower than 1994 degrees Fahrenheit.

(c) No flue used in connection with solid or liquid fuel shall be smaller in area than the flue connection on the appliance attached thereto, and in no case shall be less than as set forth in the table in subdivision (1) of this section.

(d) Every chimney shall extend to a point at least two feet (2′) above the highest elevation of any portion of the building within ten feet (10′) of the chimney; provided that the building official may approve a chimney of lesser height installed with an approved vent cowl having a spark arrester whose opening shall be not less than six feet (6′) from any portion of the building measured horizontally.

(e) Every inlet to any chimney shall enter the side thereof and shall be of not less than one-eighth-inch (⅛″) thick metal or five-eighths-inch (⅝″) thick refractory material. Every inlet shall be at least six inches (6″) from any combustible material. There shall be only one inlet connection to a flue.

(f) No chimney shall support any load other than its own weight.

(g) Chimneys in wood frame buildings shall be anchored laterally at each floor and ceiling line which is more than six feet (6′) above grade.

(h) Chimneys may be built of other materials than specified in this chapter, provided they meet all the requirements of the N. B. F. U. "Standard Ordinance for Chimney Construction," 1927, or equivalent.

(i) Flue area for solid or liquid fuels.

Type of equipment	Minimum area of flue Lined Round	Lined Rectangle	Unlined
Small stoves and heaters	28 sq. in.	36 sq. in.	64 sq. in.
Ranges and room heaters	40 sq. in.	50 sq. in.	85 sq. in.
Fireplaces	1/12 of opening—minimum 50 sq. in.	1/10 of opening—minimum 64 sq. in.	1/8 of opening—minimum 100 sq. in.
Warm air furnaces or boilers	70 sq. in.	90 sq. in.	135 sq. in.

17375.2. (a) Masonry chimneys shall be lined with fireclay flue lining not less than five-eighths-inch (⅝″) thick or with firebrick lining not less than four inches (4″) thick. The lining shall extend from eight inches (8″) below the lowest inlet to four inches (4″) above enclosing walls.

(b) Walls shall be not less than eight inches (8″) in thickness, except that where flue lining is used, the thickness of brick may be reduced to four inches (4″). Division walls separating flues shall be at least three inches (3″) in thickness including flue lining.

(c) Chimneys shall not be built of hollow clay tile units unless such chimneys are an integral part of a wall of such units. Eight inches (8″) of such wall may serve as the wall of the chimney.

(d) Masonry chimneys shall be supported on foundations designed as required in Article 18 of this chapter.

(e) *No combustible material shall be placed within two inches (2″) of masonry chimneys.*

17375.3. (a) Terra cotta chimneys erected on the exterior of a building shall be not less than six inches (6″) from all combustible material, except that when encased in an incombustible casing they shall be not less than two inches (2″) from combustible materials, as specified in subsection (d). Such chimneys shall be exposed to view for the full length, and if erected in the interior of a building shall be encased in an incombustible casing so arranged as to provide not less than one inch (1″) air space between the chimney and the casing. Such air space shall have ventilating openings top and bottom.

(b) Terra cotta chimneys shall be anchored each six feet (6′) of their height. Such anchorage shall be designed to withstand a load of not less than 200 pounds applied in any direction.

(c) Exterior terra cotta chimneys shall be supported directly on their own foundation or upon an incombustible support. Interior terra cotta chimneys shall not be supported on brackets but shall be carried on the floor system or directly on their own foundations.

(d) Incombustible casings of terra cotta chimneys required by subsection (a) shall be not less than two inches (2″) from combustible materials. When terra cotta chimneys are enclosed, the enclosures shall have ventilating openings at both top and bottom. The support for such chimneys shall be protected by four inches (4″) of incombustible material in the bottom of the flue.

17375.4. (a) Metal smokestacks shall be constructed of material not less than one-eighth inch (⅛″) in thickness.

(b) Metal smokestacks shall be not less than twenty-four inches (24″) from any combustible materials.

(c) Metal smokestacks shall be supported directly on their own foundation or may be supported upon boilers which are designed to support them.

(d) Interior metal smokestacks extending through any story or roof space shall be enclosed in vertical shaft of two-hour fire-resistive construction. The shaft shall provide at least six inches (6″) of clearance on all sides of stack. Every opening into the shaft, other than openings for inlet thimbles and for ventilation at top and bottom, shall be protected with an incombustible one-hour fire-resistive door. The shaft shall have ventilating openings at top and bottom.

(e) When flue gas temperatures exceed 1,000 degrees F., flue lining shall be used.

17375.5. (a) Smoke pipes are pipes used in connection with solid and liquid fuel connecting fire boxes or combustion chambers with chimneys or smokestacks.

(b) Every smoke pipe connecting a fire box or combustion chamber with a chimney or smokestack shall be of metal.

(c) Combustible material within twelve inches (12″) of any smoke pipe shall be protected by not less than three inches (3″) of fire-resistive material. When within three feet (3′), such combustible material shall be protected by fire-resistive plaster. These distances shall be measured at right angles to the smoke pipe.

17375.6. (a) Fireplace and smoke chamber walls shall be of solid masonry not less than eight inches (8") thick. The face of such walls exposed to fire shall be lined with material meeting the requirements of subdivision (b) of Section 17375.1. Where four inches (4") of firebrick are used for lining, they may be included in the eight-inch (8") minimum thickness.

Approved metal heat circulators may be installed in fireplaces in lieu of the lining required by this subdivision.

(b) Masonry over the fireplace opening shall be supported by an incombustible lintel.

(c) Every fireplace shall be provided with an incombustible hearth slab at least twelve inches (12") wider on each side than the fireplace opening and projecting at least twenty inches (20") therefrom. This slab shall be not less than four inches (4") thick and shall be supported by incombustible material or reinforced to carry its own weight and all imposed loads. Combustible forms and centering shall be removed.

(d) No wood or other combustible materials shall be placed within six inches (6") of the fireplace opening. No such combustible material within twelve inches (12") of the fireplace opening shall project more than one-eighth inch (⅛") for each one-inch (1") clearance from such opening.

(e) The maximum depth of the recess of any imitation fireplace or recess for heating equipment shall be six inches (6") unless such recess meets the requirements for fireplaces. The surface of the recess shall be of fire-resistive plaster or masonry. Location of combustible materials shall be as required for fireplaces in subdivision (d). No flue other than a gas vent shall be installed within the recess opening.

17375.7. (a) Gas vents shall be constructed of unglazed clay tile not less than one-half inch (½") in thickness. The connections of such pipe shall be by sleeves or flanges well cemented. The pipe shall be securely fixed to the building frame at each sleeve or flange, and shall be at least three-fourths inch (¾") away from all combustible material between flanges. Vents of other materials or design may be approved.

(b) Every gas vent shall extend above the roof surface and terminate in an approved hood or cap with a venting capacity not less than that of the vent.

(c) Except as specified in subdivision (d), the area of any flue or vent shall be not less than the area of the largest connection plus 50 percent of the areas of all additional connections with a minimum area of not less than twelve square inches (12 sq. in.) and a minimum dimension of not less than two inches (2").

(d) Any two inlets shall be staggered by not less than the diameter of the larger inlet. All inlets to any one vent shall be within the same story.

(e) The vent connection shall be of an incombustible material not less durable than galvanized or copper-bearing metal pipe exposed to view in a room throughout its entire length. It shall be not less in diameter than the vent outlet on the appliance. Vent connections shall have a rise of not less than one inch (1") per foot. The horizontal projected length shall not exceed the vertical projected length of the vent and vent connection.

(f) Combustible material within twelve inches (12") vertically or six inches (6") horizontally of any vent connection shall be protected by fire-resistive material. These distances shall be measured at right angles to the vent connection.

(g) There shall be installed in the wall or ceiling, approximately over the cooking facilities, a ventilating opening with an area of not less than six inches by eight inches (6" x 8"), connected to a ventilating duct leading to the outside air, such duct for each kitchen to be not less than thirty-six square inches (36 sq. in.) in cross sectional area. An approved system of forced draft ventilation may be substituted for the natural draft ventilating system.

(h) Every gas water heater shall have an entirely separate and independent vent, except that not more than four gas water heaters may be connected to a common vent manifold if constructed and installed in accordance with the following additional requirements:

1. All water heaters that are connected to the common vent shall be located in the same story of the building.

2. If more than three feet (3') of vent connection is required to connect a water heater to the common vent, the water heater shall be connected to a vent manifold.

3. The length of the vent manifold shall not be greater than the height of the vertical vent to which it connects, nor shall the length of the vent manifold exceed fifteen feet (15').

4. Vent manifold and vent connections shall slope upward toward the vent at a rate of not less than one inch (1") per foot of length.

5. The connection between any heater and a vent manifold shall not exceed three feet (3') in length.

Vent connections shall approach and intersect the vent manifold so that the flow of the products of combustion will converge at an angle of not more than 45 degrees.

6. The size of the common vent and the vent manifold shall be not less than the values set forth in the following table:

Vent and Vent Manifold for Gas Water Heaters

Number of gas water heaters	Maximum gas input rating of all gas water heaters	Minimum internal diameter of vent and vent manifold
2 or 3	75,000 B.t u.	5 inches
4	100,000 B.t u.	6 inches
4	200,000 B t u.	7 inches
4	300,000 B t u.	8 inches

17375.8. Combustible construction for heating equipment shall be protected as required in Article 30 of this chapter.

17375.9. Incinerators, whether free standing or within or attached to a building, shall meet the minimum construction requirements of fireplaces. Such incinerators with horizontal areas in excess of fifteen square feet (15 sq. ft.) shall have walls not less than twelve inches (12") thick.

Chimneys for such incinerators shall be constructed as required in this chapter and shall have an approved spark arrester over the top thereof.

Small free-standing incinerators approved by the Building Official need not comply with this section.

Article 27. Fire-Extinguishing Apparatus

17380. Standard automatic sprinklers shall be installed as specified in this article in the cellar of every building.

The above provision shall not apply in the following places:

Automatic sprinklers shall not be required in the cellars of Group H and I occupancies having four or less apartments, nor in the cellars of Group H occupancies when the ceiling of such cellar or basement is three feet (3') or more above grade, nor when such cellars or basements have an area of fifteen hundred square feet (1,500 sq. ft.) or less.

17380.1. *Required automatic sprinkler systems shall comply in all respects* with the regulations of the N B.F.U. "Installation of Sprinkler Equipment," 1943.

A single water supply equal to the primary supply required by such regulations may be accepted as complying with the requirements of this chapter. In no case where a connection to a city water main constitutes the source of supply shall such connection be less then four inches (4") in diameter.

Sprinklers required in subdivision 6, Section 17380, may be supplied from the domestic water system and need not comply with the provisions of this section except as to pipe sizes and spacing of heads; provided, that where the domestic water supply has a pressure less than 15 pounds per square inch, an approved automatic chemical extinguisher may be used in lieu of the sprinklers.

The alarm valve required for a standard automatic sprinkler system shall not be required in the cellars of Group H occupancies where the area of such cellar is less than three thousand square feet (3,000 sq. ft).

17380.2. *Every building* three or more stories in height shall be equipped with one or more dry standpipes.

17380.3. (a) Dry standpipes shall be of wrought iron or galvanized steel and together with fittings and connections shall be of sufficient strength to withstand 300 pounds of water pressure to the square inch when ready for service, without leaking at the joints, valves or fittings

Tests shall be conducted by the owner or contractor in the presence of a representative of the fire department whenever deemed necessary and ordered by the building official. The tests shall be applied at the top and bottom connections of such standpipes and the owner or contractor shall be responsible for any damage caused by breakage or faulty installation while such tests are being conducted. After such standpipes have been tested, the owner or contractor shall remove all water therefrom.

(b) Dry standpipes shall be of such a size as to be capable of delivering 250 gallons per minute from each of any three outlets simultaneously under the pressure created by one fire engine or pumper, based on the existing city equipment available. No part of a dry standpipe system other than hose connections shall be less than three inches (3") in diameter.

(c) Every building three or more stories in height where the area of any floor above the second floor is ten thousand square feet (10,000 sq. ft) or less shall be equipped with not less than one dry standpipe and an additional standpipe shall be installed for each additional ten thousand square feet (10,000 sq. ft) or fraction thereof.

(d) Standpipes shall be located within stairway enclosures or as near such stairways as possible or shall be on the outside of, embedded within, or immediately inside of an exterior wall and within one foot (1') of an opening in a stairway enclosure or the balcony or vestibule of a smokeproof tower or an outside exit stairway.

(e) All four inch (4") dry standpipes shall be equipped with a two-way Siamese fire department connection. All five inch (5") dry standpipes shall be equipped with a three-way Siamese fire department connection and all six inch (6") dry standpipes shall be equipped with a four-way Siamese fire department connection. All Siamese

inlet connections shall be located on a street front of the building and not less than one foot (1') nor more than four feet (4') above the grade and shall be equipped with clapper-checks and substantial plugs. All Siamese inlet connections shall be recessed in the wall or otherwise substantially protected.

(f) All dry standpipes shall extend from the ground floor to and over the roof and shall be equipped with a two and one-half inch (2½") outlet not more than four feet (4') above the floor level at each story All dry standpipes shall be equipped with a two-way two and one-half inch (2½") outlet above the roof. All outlets shall be equipped with gate-valves with substantial chains.

(g) All hose threads in connection with such standpipe installations shall be uniform with that used by the local fire department.

(h) An iron or bronze sign with raised letters at least one inch (1") high shall be rigidly attached to the building adjacent to all Siamese connections and such sign shall read: "Connection to Dry Standpipe."

17380 4. Every Group H occupancy three or more stories in height shall be equipped with one or more interior wet standpipes extending from the cellar or basement into the topmost story.

17380.5. (a) Interior wet standpipes shall be constructed as required for dry standpipes.

(b) Interior wet standpipes shall have an internal diameter sufficient to deliver 50 gallons of water per minute under 30 pounds per square inch pressure at the hose connection, based on the available water supply. Buildings of Groups A and B occupancies shall have wet standpipe systems capable of delivering the required quantity and pressure from any two outlets simultaneously, for all other occupancies only one outlet need be figured to be open at one time. In no case shall the internal diameter of a wet standpipe be less than two inches (2").

Any approved formula which determines pipe sizes on a pressure drop basis may be used to determine pipe sizes for wet standpipe systems. The building official may require delivery and pressure tests on completed wet standpipe systems before approving such systems

(c) Wet standpipes shall be so located that any portion of the building can be reached therefrom with a hose not exceeding seventy-five feet (75') in length

(d) In Group H occupancies the location of all interior wet standpipes shall be approved by the building official.

(e) All interior wet standpipes shall be equipped with a Siamese fire department inlet connection located on the street front of the building and such connection shall have two inlets for buildings five stories or less in height, three inlets for buildings six to ten stories inclusive in height, and four inlets for buildings more than ten stories inclusive in height.

(f) All interior wet standpipes shall be equipped with a one and one-half inch (1½") straightway composition gate-valve in each story including the basement or cellar of the building and located not less than one foot (1') nor more than five feet (5') above the floor.

(g) All hose threads in connection with the installation of such standpipes, including valves and reducing fittings, shall be uniform with that used by the local fire department.

(h) An iron or bronze sign with raised letters at least one inch (1") high shall be rigidly attached to the building adjacent to all Siamese connections and shall read: "Connection to wet Standpipe"

(i) All interior wet standpipes shall be connected to a street water main of not less than four inches (4") in diameter or when the water pressure is insufficient to maintain 30 pounds pressure at the highest hose outlet such standpipe shall be connected to a pressure tank, gravity tank or fire pump. Such supply shall be sufficient to furnish at least 30 pounds pressure at the topmost standpipe outlet

When more than one interior wet standpipe is required in the building, such standpipes shall be connected at their bases or at their tops by pipes of equal size.

(j) Tanks shall have a capacity sufficient to furnish at least 250 gallons per minute for a period of not less than 10 minutes Such tanks shall be located so as to provide not less than 25 pounds pressure at the topmost hose outlet for its entire supply. Discharge pipes from pressure tanks shall extend two inches (2") into and above the bottom of such tanks. All tanks shall be equipped with a manhole, ladder and platform, drain pipe, water and pressure gauges. Every pressure tank shall be tested in place after installation and proved tight at a hydrostatic pressure 50 percent in excess of the working pressure required. Where such tanks are used for domestic purposes the supply pipe for such purposes shall be located at or above the center line of such tanks. Incombustible supports shall be provided for all such supply tanks and not less than a three foot (3') clearance shall be maintained over the top and under the bottom of all pressure tanks

(k) Fire pumps shall have a capacity of not less than 250 gallons per minute with a pressure of not less than 25 pounds at the topmost hose outlet The source of supply for such pumps shall be a street water main of not less than four inch (4") diameter or a well or cistern containing a one-hour supply. Such pumps shall be supplied with an adequate source of owner and shall be automatic in operation

(1) Each hose outlet of all interior wet standpipes shall be supplied with a hose not less than one and one-half inches (1½") in diameter. Such hose shall be equipped with a suitable brass or bronze nozzle and shall be not over seventy-five feet (75') in length. An approved standard form of wall hose reel or rack shall be provided for the hose and shall be located so as to make the hose readily accessible at all times and shall be recessed in the walls or protected by suitable cabinets.

17380.6. Basement pipe inlets shall be installed in the first floor of every store, warehouse or factory where there are cellars or basements under same, except where in such cellars or basements there is installed an automatic sprinkler system as specified in this chapter, or where the cellars or basements are used for banking purposes, safe deposit vaults or similar uses.

All basement pipe inlets shall be of cast iron, steel, brass or bronze with lids of cast brass or bronze and shall consist of a sleeve not less than eight inches (8") in diameter through the floor extending to and flush with the ceiling below and with a top flange, recessed with an inside shoulder, to receive the lid and flush with the finish floor surface. The lid shall be a solid casting and have a ring lift recessed in the top thereof, so as to be flush. The lid shall have the words "Fire Department Only, Do Not Cover Up," cast in the top thereof. The lid shall be installed in such a manner as to permit its removal readily from the inlet.

The location of such basement pipe inlets shall be approved by the Building Official and shall be kept readily accessible at all times to the fire department.

17380.7. All fire extinguishing apparatus, including automatic sprinklers, wet and dry standpipes, automatic chemical extinguishers, basement pipe inlets and the appurtenances thereto shall meet the approval of the chief of the fire department as to installation and location and shall be subject to such periodic tests as he may require.

Article 28. Fire Resistive Standards—General

17385. Building materials, systems, units and forms of construction as regulated by this chapter shall be classified as "four-hour fire-resistive construction," "three-hour fire-resistive construction," "two-hour fire-resistive construction" and "one-hour fire-resistive construction," for fire-resistive purposes and protection. Materials, systems, units and forms of construction, in order to be classed as four-hour, three-hour, two-hour or one-hour fire-resistive construction shall meet the respective requirements for such rating as specified in the A.S.T.M. "Standard Specifications for Fire Tests of Building Construction and Materials," (C19-41).

Any materials, systems, units or forms of construction which meet the requirements of the aforesaid standard specifications shall be accepted as fire-resistive construction of the degree specified, if and when they shall be shown by an authoritative test conducted in accordance with all of the provisions of such aforesaid specifications, to possess such fire resistance.

17385.1. The following materials, combinations of materials, systems and units shall be classed as fire-resistive materials:

Brick
Concrete brick, block or tile
Gypsum block or tile
Gypsum (plain or reinforced)
Gypsum plaster board (or lath) and plaster
Gypsum vermiculite plaster
Hollow clay tile
Metal
Metal and asbestos
Metal lath and plaster
Portland cement concrete (plain or reinforced)
Sand-lime brick

17385.2. Plaster fire protection shall be as specified in Article 29 of this chapter.

All concrete, pneumatically placed concrete, gypsum or similar protection for steel or iron structural members which is cast, poured or similarly applied shall be reinforced at the edges of such members in a manner sufficient to prevent cracking and disintegrating of such protection. All such applied fire protection materials shall be reinforced by metal rods, wire or mesh to provide against cracking and disintegrating of the protecting material.

All plaster fire protection shall consist of gypsum mortar, Portland cement mortar or other equally fire-resistive material. Gypsum plaster only shall be used for plastering on gypsum units. When plaster is used for fire protection purposes it shall be reinforced with a metal mesh or lath when the plaster applied to masonry need not be reinforced and when properly bonded shall be considered a part of the required thickness.

Gypsum lath as specified in Article 29 of this chapter shall be three-eighths inch (⅜") in thickness and shall have perforations not less than three-quarters inch (¾") in diameter, distributed over the face of the lath and comprising not less than 2¾ percent of the area of the lath.

Article 29. Fire-Resistive Standards

17390 (a) The thickness of fire-resistive materials for fire protection of structural parts shall be as set forth in the table in subdivision (b) for the respective degree of fire protection shown. The figures shown shall be the net thickness of the protecting materials and shall not include any hollow space or spaces between the fire-protecting materials and the member protected. The thickness of plaster protection shall be measured from the face of the plaster to the plane of the back surface of the metal or wire lath where such lath is used and shall include two-thirds of the thickness of the gypsum plaster board (or lath) where such board (or lath) is used.

Grade A concrete shall mean concrete with a coarse aggregate of limestone, pumice, calcareous pebbles, trap rock, blast furnace slag, burnt clay, burnt shale or other coarse aggregates containing not more than 65 percent of siliceous material, such as granite, sandstone, chert pebbles, flint, or quartz.

Grade B concrete shall mean concrete with a coarse aggregate other than that allowed in Grade A concrete.

Soffit tile protecting beam and girder flanges shall be tied to the flange with steel or iron ties

If the structural part is of iron or steel the thickness given in the table in subdivision (b) shall be measured outside of the extreme edges of the structural shapes, except that projecting edges of lugs and brackets shall be given a minimum protection of one-inch (1") thickness. For reinforced concrete members, the thickness set forth in the table in subdivision (b) shall be outside of the reinforcement. For purposes of design the protection shall not be considered as carrying load except as permitted for columns.

Plaster protection of over one-inch (1") in thickness shall have, in addition to the required mesh or lath, a layer of metal lath, wire or metal mesh embedded not more than three-fourths inch (¾") from the surface and securely tied into the supporting members

Wire of not less than No 10 B. and S. gauge wound or tied around members at not more than a six-inch (6") pitch, or wire or expanded metal mesh shall be placed and well embedded in all concrete, poured gypsum and pneumatically placed concrete protections.

Wire mesh or other forms of metal ties in concrete protections shall be held away from the structural members and embedded in the protection not less than three-fourth inch (¾") from its outer surface at points of minimum thickness. Hollow tile or gypsum block protections shall have iron or steel ties embedded in each horizontal joint, or have outside iron or steel ties over each unit, the diameter of wire to be 0.18 inch, or of equivalent area in ties of other forms. Wire mesh, where used for tying protections, shall weigh not less than one and one-half pounds per square yard Where metal lath or wire mesh is used as a plaster base or tie it shall weigh not less than two and two-tenths pounds per square yard, and shall have two and one-half or more meshes per inch or equivalent.

(b) Minimum protection of structural parts based on time periods for various incombustible insulating materials.

Structural parts to be protected	Insulating material used	Minimum thickness of material in inches for the following fire-resistive periods			
		4 hr.	3 hr.	2 hr.	1 hr.
Steel or cast iron columns; projecting steel beam or girder flanges; all members of primary trusses	Grade A concrete	2	2	1½	1
	Grade B concrete	3	2½	2	1½
	Pneumatically placed concrete	2	1½	1	¾
	Brick of clay, shale, concrete or sand-lime	3¾	3¾	2¼	1¼
	Clay tile, clay tile and concrete or concrete block (see note 2)	4 or 2 pl.	4 or 2 pl.	2	2
	Solid gypsum blocks	2 pl.	2 pl.	2	2
	Hollow gypsum blocks	3 pl.	3	2	2
	Poured gypsum	2	1½	1	1
	Metal lath and gypsum or portland cement plaster	-	-	2½*	1

Structural parts to be protected	Insulating material used		Minimum thickness of material in inches for the following fire-resistive periods		
Webs of steel beams and girders	Grade A concrete	2	1½	1	1
	Grade B concrete	3	2½	1½	1
	Pneumatically placed concrete	2	1½	1	¾
	Brick of clay, shale, concrete or sand-lime	3¾	2¼	2¼	2¼
	Clay tile, clay tile and concrete or concrete block	3 or 2 pl.	2	2	2
	Solid gypsum block	2 pl.	2	2	2
	Hollow gypsum block	3 pl.	2	2	2
	Poured gypsum	2	1½	1	1
	Metal lath and gypsum or portland cement plaster	-	-	2	1
Reinforcing steel in reinforced concrete columns, beams, girders and trusses	Grade A concrete	1½	1½	1¼	1
	Grade B concrete	2	1½	1½	1
Reinforcing steel in reinforced concrete joists	Grade A concrete	1¼	1¼	1	¾
	Grade B concrete	1½	1½	1	¾
Ceiling protection for roof members including roof trusses and secondary trusses	Metal or wire lath and gypsum or cement plaster, concrete, burned clay products or gypsum	2	1½	1	¾
	Pneumatically placed concrete	1½	1	¾	¾
Reinforcing and tie rods in floor and roof slabs	Grade A concrete	1	1	¾	¾
	Thickness includes gypsum or cement plaster				
	Grade B concrete gypsum	1¼	1	1	¾
		1	1	¾	¾

NOTE—(1) Pl. in above table shall be not less than ¾ in gypsum or cement plaster
(2) Reentrant parts of protected members shall be filled solid for 4 and 3 hour protections
* Two ¾ in layers with 2 in air space between

17390.1. (a) Fire-resistive bearing and non-bearing walls and partitions shall be of not less than the thickness and construction specified in this article, to be classed for the respective degrees of protection indicated.

The tabulated thicknesses given in the table in subdivision (b) of this section are minimum and shall not be broken into; provided that where combustible floor or partition members project into solid masonry or concrete walls or partitions the required effective thickness of wall shall be measured from two inches (2″) back along the member from the end in the wall, to the opposite face of the wall. Where such members project into hollow walls and the space between the members and for not less than four inches (4″) above and below them is filled solid with fire-resistive incombustible materials for the full thickness of the wall, or where such hollow walls are constructed of hollow units laid with cells horizontal (side construction) the required thickness shall be measured as specified for solid masonry walls in this paragraph. Where hollow units are laid with cells vertical (end construction) and the hollow spaces are not thus filled, the required effective thickness of walls shall be measured from the ends of members in walls to the opposite face of the wall.

Plaster, in order that it may be considered as adding to the fire resistance of walls and partitions shall be gypsum or portland cement plaster applied to an average thickness of not less than one-half inch (½″). Plaster over one inch (1″) in thickness, as measured to the plaster base, shall have, in addition to the required mesh or lath, a layer of metal lath, wire or metal mesh embedded not more than three-fourths inch (¾″) from the surface and securely tied into the supporting members.

Required fire-resistive plastering or stucco on the outside of exterior masonry walls may be omitted from inaccessible portions of the wall provided the inside plastering opposite the inaccessible portions is doubled in thickness.

Gypsum lath shall comply with provisions of the A.S T.M. "Standard Specifications for Gypsum Lath," (C37-42).

Metal or wire lath shall weigh not less than two and two-tenths pounds per square yard Metal or wire mesh where used as ties in concrete shall weigh not less than one and one-half pounds per square yard. Where used as ties for plaster it shall weigh not less than two and two-tenths pounds per square yard and have not less than two and one-half meshes per inch, or equivalent.

Wood studs for bearing partitions or walls shall be not less than the two inch by four inch (2" x 4") nominal size and be spaced not more than sixteen inches (16") apart.

(b) Rated Fire-Resistive Periods for Various Walls and Partitions.

Material	Construction	Minimum finished thickness face to face (including plaster where mentioned) in inches 4 hr.	3 hr.	2 hr.	1 hr.
Brick of clay, shale, sand-lime or concrete, and plain concrete	Solid unplastered	8	–	–	4*
	Solid plastered	9	–	5*	–
	Hollow (rowlock) unplastered	12	10	8	–
	Hollow (rowlock) plastered	9	–	–	–
Hollow clay tile wall	End or side construction. One cell in wall thickness. Plastered	–	–	–	3*
	End or side construction. Two cells in 8-in or less thickness. Unplastered	16	12	–	or 8
	End or side construction. Two cells in 8-in. or less thickness. Plastered	13	9	7*	–
Hollow clay tile A. S. T. M. load bearing	End or side construction. Two cells in wall thickness. Unplastered	–	–	6	–
	End or side construction. Two cells in wall thickness. Plastered	–	–	5*	–
	End or side construction. Three cells in 8-in. or less thickness. Unplastered	12	–	–	–
	End or side construction. Three cells in 8-in. or less thickness. Plastered one side.	–	8½	–	–
	End or side construction. Three cells in 8-in. or less thickness. Plastered	9	–	–	–
Combination of brick and A. S. T. M. load-bearing tile, or hollow concrete block or tile	4-in. brick and 4-in. tile plastered one side (tile side)	9	–	–	–

Concrete block or tile	Aggregate-expanded slag, burned clay or shale, cinders	1¼ in. face shells	Unplastered	–	–	8	4†
		1½ in face shells	Plastered one side	–	8½	4½†	–
		2¼ in. face shells	Unplastered	12‡	8	–	–
			Plastered each side	9	–	–	–
			Unplastered	8	–	–	–
	Other aggregates	1⅝ in. face shells	Unplastered	–	–	8	4†
		1¾ in. face shells	Plastered each side	–	9	5†	–
		2¼ in face shells	Unplastered	12	8	–	–
			Plastered each side	9	–	–	–
			Unplastered	8	–	–	–

Material	Construction	Minimum finished thickness face to face (including plaster where mentioned) in inches 4 hr.	3 hr.	2 hr.	1 hr.
Solid concrete	Reinforcement not less than 0.2% in each direction	6	5	4	2*
Solid pneumatically placed concrete	Reinforcement not less than 0.2% in each direction or	5* 6	4	3	2*
Hollow gypsum blocks	Unplastered	6*	5*	4*	3*
	Plastered each side	5*	4*	4*	3*
Hollow wall of reinforced pneumatically placed concrete	Outer shell 2-in. thick for 10-in. wall and 1½ in. thick for 8-in wall	10*	8*	-	-
Solid gypsum or Portland cement plaster	Incombustible studding with metal or wire lath	-	-	-	2*
	Incombustible studding with metal or wire lath, neat wood fiber gypsum plaster	-	-	2*	-
Hollow stud partition with gypsum or portland cement plaster or pneumatically placed plaster on each side	Incombustible studding with metal or wire lath ¾-in. plaster on each side	-	-	-	3
	Incombustible studding with metal or wire lath 1-in. plaster on each side	-	-	4½	-
	Wood studs with metal or wire lath. Fire-stopped ¾-in. plaster on each side	-	-	-	3* or 5
	Wood studs with metal or wire lath Fire-stopped. 1-in. neat wood fiber plaster each side	-	-	5*	-
	Wood studs with ⅜-in perforated gypsum lath. Fire-stopped. ½-in gypsum plaster each side	-	-	-	3* or 5

* Shall be used for non-bearing purposes only
‡ 8-in for Expanded Slag
† ⅝-in Face Shells

17390 2. (a) Fire-resistive floor construction shall be accepted for the following respective degrees of fire-resistive protection when constructed as specified in this section

Four-hour, three-hour and two-hour fire-resistive floors as specified in this section shall be constructed entirely of incombustible materials.

(b) Four-hour fire-resistive floor construction shall consist of concrete, gypsum or solid masonry slabs or arches not less than four inches (4") in thickness or shall consist of hollow masonry slabs or arches not less than four inches (4") in thickness with a top covering of not less than two inches (2") of solid masonry, or shall consist of steel joists or steel floors protected with fire-resistive materials of the kind and thickness set forth in the table in subdivision (e). Except in the case of steel-joisted construction, all reinforcing, tie rods and supporting structural members in such floors shall be protected with not less than four-hour fire-resistive construction.

(c) Three-hour fire-resistive floor construction shall consist of concrete, gypsum, or solid masonry slabs or arches not less than three inches (3") in thickness or shall consist of hollow masonry slabs or arches not less than four inches (4") in thickness with a top covering of solid masonry not less than one and one-half inches (1½") in thickness, or shall consist of steel joists or steel floors protected with fire-resistive materials of the kind and thickness set forth in the table in subdivision (e). Except in the case of steel-joisted construction all reinforcing, tie rods and supporting structural members in such floor construction shall be protected with not less than three-hour fire-resistive construction.

(d) Two-hour fire-resistive floor construction shall consist of concrete, gypsum or solid masonry slabs or arches not less than two and one-half inches (2½") in thickness or shall consist of hollow masonry slabs or arches not less than three inches (3") in thickness with a top covering of not less than one inch (1") of solid masonry, or shall consist of steel joists or steel floors protected with fire-resistive materials of the kind and thickness set forth in the table in subdivision (e) Except in the case of steel-joisted construction all reinforcing, tie rods and supporting structural members in such floor construction shall be protected with not less than two-hour fire-resistive construction.

(e) One-hour fire-resistive floor construction shall consist of one of the following:

1. Concrete, gypsum or solid masonry slabs or arches not less than two and one-half inches (2½") in thickness.

2. Hollow masonry slabs or arches not less than three inches (3") in thickness with all joints in such hollow unit construction thoroughly filled with cement or gypsum mortar.

3. Steel joists or steel floors protected with fire-resistive materials as set forth in the table in subdivision (e).

(1) The incombustible floor slab may be omitted where no usable space occurs above the joists.

(2) Plaster ceiling may be omitted below floor joists over unusable space.

4 Wood-joisted construction with a double floor on top [the subfloor not less than three-fourths inch (¾") thick and a total thickness of the two layers of not less than one and one-fourth inch (1¼")] and with a ceiling of three-fourths inch (¾") gypsum or Portland cement plaster on metal or wire lath, or gypsum plaster one-half inch (½") thick on three-eighths inch (⅜") perforated gypsum lath with joints reinforced with three-inch (3") strips of metal lath. The ceiling shall be securely fastened to or suspended from the underside of such joists.

(1) The double flooring on top may be omitted where no usable space occurs above the joists. (2) Plaster ceiling may be omitted below the lowest floor joists over unusable space (3) Five-eighths inch (⅝") approved plywood subfloor may be used in lieu of three-fourths inch (¾") solid wood subfloor.

Except in the case of steel-joisted construction, all reinforcing, tie rods and supporting structural members shall be protected with not less than one-hour fire-resistive construction.

Where a ceiling of lath and plaster as approved for one-hour fire-resistive construction as specified in this article is used below slabs or structural members not otherwise required to be protected by such a ceiling, the required thickness of slab and fireproofing of structural members may be reduced one-half inch (½") but in no case shall the slab thickness be less than two inches (2").

(f) Minimum Protection for Steel Floor Systems

(Based on Time Periods for Various Insulating Materials)

	Thickness of protection under floor (in inches) Plaster on metal or wire lath (as specified in Chapter 47)						
Fire resistance period (in hours)	Thickness of incombustible slab above floor (in inches)	Pneumatically-placed plaster	Neat wood-fibred gypsum	Sanded gypsum	Portland-cement	Gypsum vermiculite	Concrete, burned clay products or gypsum (in inches)
4	2½	1½	2	2	–	1	2
3	2½	1	1	1½	–	¾	1½
2	2¼	¾	¾	¾	–	¾	1
1	2	¾	¾	¾	¾	¾	¾

17390 3. (a) Class "A" fire doors shall be installed when required in Sections 17250 and 17250.2(c).

Class "B" fire doors shall be installed when required in Sections 17250.2(c), 17310.6, 17355.4(c), 17355.7(c), and 17355.8(d).

Class "C" fire doors shall be installed when required in Sections 17250.2(c) and 17290.7.

Class "D," "E," and "F" fire doors shall be installed when required in Sections 17290.2, 17310.6, 17311 2, 17311 4, 17316.2, 17355.4(b), 17355.7(c), and 17356(d).

Fire doors and windows are not required in fire-resistive walls or partitions unless specified elsewhere in this chapter.

(b) Fire doors and windows wherever specified in this chapter shall meet the requirements of this section

(c) Openings requiring fire doors or windows shall be classified as follows:

"Class 'A' openings" are openings in three-hour fire-resistive "Special Occupancy Separation."

"Class 'B' openings" are openings in Ordinary Occupancy Separation and in enclosures to vertical shafts

"Class 'C' openings" are in corridor or room partitions.

"Class 'D,' 'E,' and 'F' openings" are in exterior walls which have severe, moderate, or light fire exposure, respectively

(d) Class "A" openings shall be protected by two automatic Class "A" fire doors, one on each side of the opening and interconnected.

Each Class "A" fire door shall have a fire resistance time period of three hours and shall be without glazed openings.

(e) Class "B" openings shall be protected by one automatic or self-closing Class "B" fire door.

A Class "B" fire door shall have a fire resistance time period of one and one-half hours.

Glass panels in a Class "B" fire door shall be limited to one observation panel not exceeding twelve inches (12") in width or height and one hundred square inches (100 sq. in.) in area. Where doors are hung on each jamb of a Class "B" opening, an observation panel may be installed in each of the two doors.

(f) Class "C" openings shall be protected by one self-closing Class "C" fire door.

A Class "C" fire door shall have a fire resistance time period of one hour, except that doors with glass panels larger than one hundred square inches (100 sq. in.) may have a fire resistance time period of 45 minutes.

Individual glass lights in glazed openings shall be limited in area to twelve hundred ninety-six square inches (1296 sq. in.).

(g) Class "D" openings shall be protected by one automatic closing Class "D" fire door.

Class "D" fire doors shall have a fire resistance time period of one and one-half hours and shall have no glazed openings.

(h) Class "E" and "F" openings shall be protected by a Class "E" or "F" fire door or fire window. Self-closing devices shall not be required.

Class "E" and "F" fire doors and fire windows shall have a time period of fire resistance of 45 minutes.

Individual glass lights shall be limited to fifty-four inches (54") in height, forty-eight inches (48") in width, and seven hundred twenty square inches (720 sq. in.) in area.

Class "E" and "F" fire windows shall be limited in area to eighty-four square feet (84 sq. ft.) with neither width nor height exceeding twelve feet (12').

Double hung fire windows shall be not more than six feet (6') wide nor more than twelve feet (12') high.

(i) Glass used in fire doors or fire windows shall be not less than one-fourth inch (¼") thick and shall be reinforced with wire mesh, 24 gauge or heavier, with openings not larger than one inch (1") square.

Glass shall be held in place by metal glazing angles, except that in casement windows, wire clips may be used.

(j) Automatic fire doors shall be designed to close automatically when the temperature of a heat-actuated device reaches 165 degrees F. or 50 degrees above maximum room temperature under normal conditions. Heat-actuated devices shall be installed, one on each side of the wall at the top of the opening and one on each side of the wall at ceiling height where the ceiling is more than three feet (3') above the opening.

Interconnected doors shall be designed so that both doors will close automatically by the action of any of the heat-actuated devices.

Self-closing doors shall be designed to close by gravity or by the action of a mechanical device. Self-closing doors shall have no attachments capable of preventing the operation of the closing devices.

(k) The fire resistance time rating of every type of required fire protection assembly shall be determined in the manner prescribed by the A. S. T. M. "Standard Methods of Fire Tests of Door Assemblies," (C152-41T). A minimum transmitted temperature end point shall not be required.

(l) (1) Every fire door and fire window shall bear the label or other identification of an approved testing agency showing the classification thereof. The following labels of the Underwriters' Laboratories, Inc., shall be approved labels within the meaning of this section.

Label marked "Fire Door for Opening in Fire Wall" shall be approved for Class "A" fire doors.

Label marked "Fire Door for Opening in Vertical Shaft" shall be approved for Class "B" fire doors.

Label marked "Fire Door for Opening in Corridor or Room Partition" shall be approved for Class "C" fire doors.

Label marked "Fire Door for Opening in Exterior Wall" shall be approved for Class "D," "E," and "F" fire doors.

Label marked "Fire Window Frame for Light Exposures" shall be an approved label for fire windows when glazed with wired glass conforming to subdivision (b).

(2) Unlabeled passenger elevator hoistway doors may be installed if the panels are of equivalent fire resistance.

(m) If constructed as specified in "Standard for Tin-Clad Fire Doors and Shutters," published December, 1941, by the Underwriters' Laboratories, Inc., tin-clad fire doors shall be considered as meeting the requirements of this section; provided, each door bears the label of an approved inspection agency showing the classification thereof.

(n) Fire doors and fire windows shall be installed as specified in the N. B. F. U. "Regulations for the Protection of Openings in Walls and Partitions Against Fire," 1939.

17390.4. Fire-resistive roof coverings shall be as specified in Section 17355.3.

Article 30. Heating Appliances

17395. (a) Warm air heating appliances used for house heating shall conform to the following nationally recognized standards, or shall have the approval of the Building Official.

(b) Solid-fuel-burning warm air furnaces designed to circulate air mechanically shall conform to United States Bureau of Standards Commercial Standard CS109-44, "Solid-Fuel-Burning Forced Air Furnaces."

(c) Oil-burning apparatus using commercial fuel oil, furnace oil, diesel oil, or other flammable liquids shall be constructed and installed in compliance with the regulations of the N.B.F.U. "Installation of Oil-Burning Equipments," 1941

Oil-burning floor furnaces equipped with vaporizing pot-type burners shall comply with United States Bureau of Standards Commercial Standard CS133-44, "Oil-Burning Floor Furnaces Equipped with Vaporizing Pot-Type Burners."

Liquid-fuel-burning warm air furnaces designed to operate with mechanical draft shall also conform to United States Bureau of Standards Commercial Standard CS75-42, "Automatic Mechanical-Draft Oil Burners Designed for Domestic Installations."

(d) Every oil burner and every oil-burning furnace, heater, and boiler regulated by this chapter shall bear a permanent name plate on which shall appear in permanent form:

1. The manufacturer's or distributor's name.
2. The manufacturer's hourly b.t.u. output rating of the burner or appliance.
3. The manufacturer's or distributor's number of the appliance.
4. Instructions for the lighting, operation, care, and shut-down of the burner or appliance
5. Grade or fuel oil approved for use in such burner or appliance. (Commercial Standard Grade Number.)
6. Seal of approval of such burner or appliance by a recognized testing laboratory.

(e) Central warm air furnaces designed to burn gaseous fuels shall conform to A.S.A. "Approval Requirements for Central Heating Gas Appliances." (Z21.13-1943). Gas-fired unit heaters shall conform to A.S.A. "Approval Requirements for Gas Unit Heaters," (Z21.16-1940). Gas-fired duct furnaces shall comply with A.S.A. "Approval Requirements for Gas-Fired Duct Furnaces," (Z21.34-1942). Gas floor furnaces shall comply with United States Bureau of Standards Commercial Standard CS99-42, "Gas Floor Furnaces—Gravity Circulating Type."

Permanently installed recessed gas wall heaters shall comply with A.S.A. "Approval Requirements for Gas Space Heaters," (Z21.11-1942)

17395.1. (a) An air supply for combustion shall be provided for every gas burning warm air furnace. Such supply shall be from outside the building into the furnace space through one or more openings The openings shall have a total area of not less than two hundred square inches (200 sq. in.) plus one hundred square inches (100 sq. in.) for each blower-type warm air furnace installed in such room plus two hundred square inches (200 sq. in.) for each gravity-type warm air furnace installed in such room, and in no case shall have a net area of less than one square inch (1 sq. in.) for each 1,000 b.t.u. input rating of all fuel-burning appliances in such room.

No obstruction of any kind shall be placed over the openings except wire netting with openings not less than one-fourth inch (¼") square

(b) Circulating air used for conveying heat and for ventilation may be taken from outside the building, from inside the building, or from both sources. Where such air is taken from inside the building or from both inside and outside the building, it shall be conducted to the furnace in ducts of incombustible material.

No damper shall be placed in any air intake, except that a diverting damper may be placed in a combination fresh-air intake and return air intake so arranged that for all possible positions of the damper the cross-sectional area of the circulating air intake to the furnace is not less than the total cross-sectional area of all hot air outlets.

No circulating air supply inlet for any forced air heating system shall be located closer than ten feet (10') from any fire box or vent opening of any warm air furnace, nor shall such circulating air supply inlet be located where it will pick up any objectionable odors, fumes, or flammable vapors

17395.2 Every warm air furnace burning gas or liquid fuel shall be equipped with an automatic control or controls Such controls shall be arranged to shut off the main fuel supply in the event that the temperature in the warm air pipe exceeds 250 degrees F., within twenty-four inches (24") of the point where the hot air pipe connects to the furnace.

Where a gravity warm air heating system is installed with at least one warm air outlet having an area not less than thirty-five square inches (35 sq. in.) and permanently open and unobstructed, except by an open-faced grill, the automatic control will not be required. Such warm air outlet shall not be subject to control by any manually operated shutter, louver, or damper.

17395.3. (a) Every appliance shall be accessible for inspection, repair, or replacement, and sufficient room shall be available to enable the operator to observe the firebox, burner, and pilot while starting the appliance.

An opening or door not less in size than two feet six inches by six feet three inches (2'6" x 6'3") shall be provided for access to the room or space in which any furnace except a floor or attic furnace is installed.

(b) Every warm air furnace shall be installed in a room or space not less than six feet (6') in width and not less than forty-eight square feet (48 sq. ft.) in area with a ceiling height of not less than seven feet (7'), unless the warm air furnace is designed and approved for installation adjacent to combustible materials and is installed in accordance with the conditions of approval.

17395.4. (a) Every floor of combustible construction under a gas-burning warm air furnace shall be covered with one-fourth inch (¼") of asbestos millboard, or other equivalent fire protective material. The floor protection shall project at least twelve inches (12") beyond all sides of the furnace or to the furnace enclosure The floor covering may be omitted on a wood floor under any gas-burning warm air furnace, if the combustion chamber is not less than twenty-four inches (24") distant from the floor and is separated therefrom by a metal plate or shield.

(b) The top of every warm air gas furnace shall be not less than nine inches (9") from protected combustible material, nor less than eighteen inches (18") from unprotected combustible material. The side walls of such furnace shall be not less than twelve inches (12") from unprotected combustible material, nor less than six inches (6") from protected combustible material. The clearances may be reduced for appliances which are designed and approved for installation adjacent to combustible materials and installed in accordance with the conditions of such approval.

17395.5. Every warm air furnace designed to burn gas for fuel shall be vented into a gas vent as provided for in Section 17375.7, or into a terra cotta chimney as specified in Section 17375.3.

When a chimney with a cross-sectional area over 50 percent larger than the cross-sectional area of the vent connections to the chimney, is used as a vent, the chimney shall contain a gas vent as specified in Section 17375.7 or a terra cotta chimney as specified in Section 17375.3 and such vent or terra cotta chimney shall be used to vent the gas appliance.

No damper shall be installed in any vent, vent connection, or terra cotta chimney to which a gas appliance is vented.

Every unused vent opening shall be securely closed or capped.

17395.6. (a) The clear distance between a warm air furnace burning solid fuel, and combustible material, including plaster on combustible base, shall not be less than four feet (4') at the top or front, and not less than three feet (3') at the sides and rear; provided, that when the appliance is encased in brick or has an incombustible protective covering not less than one and one-half inches (1½") thick, such distance may be three feet (3') at the top and two feet (2') at the sides and rear.

(b) The smoke pipe of warm air furnaces designed to burn solid fuel shall be at least eighteen inches (18") from any combustible material, or such combustible material shall be protected by a covering of No 24 U. S. gauge galvanized iron, furred with metal furring not less than one and one-half inches (1½") from such combustible construction, or shall be entirely covered with one-hour fire-resistive construction.

(c) Every such furnace shall be connected to a chimney as specified in Section 17375.1.

The smoke pipe of a heating appliance shall not be connected into the flue of an incinerator which has the rubbish chute identical with the smoke flue.

All unused openings in any chimney, except fireplace openings, shall be closed or capped with noncombustible material.

17395.7. Stoves, furnaces, and other heating or power apparatus in which oil burners are installed, unless specifically regulated by one or more of the national standards listed in Section 17395, shall be constructed and installed as required for similar apparatus using solid fuel.

17395.8. (a) No floor furnace shall be installed in the floor of any aisle or passageway of any room used as a place of public assembly or in any egress from such room

No floor furnace shall be installed where it will extend below the floor into any garage, finished room, or space used for storage of flammable materials or wastes, unless portions of the furnace extending below the floor are entirely encased within a metal enclosure constructed of No. 20 U. S. gauge iron or steel. The enclosure shall be connected with the outside air through metal ducts of sufficient capacity properly to support combustion in such furnace within the enclosure. The metal enclosure shall be made or installed so as to make the furnace accessible for inspection or repair.

(b) The space in which any floor furnace or attic furnace is installed shall be accessible by an opening or trapdoor not less than eighteen by twenty-four inches (18"x24") in any cross-section thereof, and a passageway not less than twenty-four by twenty-four inches (24"x24") in any cross-section thereof. The passageway shall be continuous from the opening or trapdoor to the furnace controls and valves, and the opening to the passageway shall be located not more than twenty feet (20') from the furnace.

(c) Every portion of the ground within twenty-four inches (24″) horizontally from any floor furnace which projects below the first floor of any building shall be excavated to a level not less than six inches (6″) below the lowest portion of the furnace. Any excavation which is lined with galvanized iron of not less than No. 24 U. S. gauge with an exterior coating of red lead or tar or lined with not less than three inches (3″) of concrete shall not be required to extend more than twelve inches (12″) in a horizontal direction from any gas control valve on the floor furnace and not more than six inches (6″) from any other portion of the heater. The metal lining shall be securely held in place by a structural steel angle riveted, bolted, or welded to each corner of the lining and bolted or spiked to the adjoining framework of the building.

17395.9. (a) For gravity systems no leader heat pipes shall be over twenty feet (20′) in length measured horizontally, except where a booster fan is installed when the length shall not exceed forty feet (40′). All heat pipes under first floor joists shall have a uniform rise of at least one inch (1″) per lineal foot of horizontal run.

(b) Warm air pipes and appurtenances serving first floor rooms shall have a minimum cross-sectional area in square inches of not less than the cubic foot capacity of the room or rooms in which registers are located, divided by 40; provided, that no leader pipe shall have a net area of less than fifty square inches (50 sq. in.). Risers and appurtenances serving floors above the first floor shall have a net area of not less than two-thirds that required to serve the first floor.

(c) Ducts shall be of incombustible material equivalent in structural strength and durability to galvanized sheet iron or steel of the thickness set forth in the table herein. Wired glass may be used for inspection windows in ducts.

Thickness of Metal for Air Ducts

Round ducts diameter (in inches)	Rectangular ducts maximum side (in inches)	Minimum thickness U. S. gauge
Up to 18	Up to 12	26
19 to 30	13 to 30	24
31 to 45	31 to 60	22
46 to 60	61 to 90	20
61 and above	91 and above	18

(d) Ducts may be of independent construction or may be formed by parts of the building structure if they conform to the requirements of this section. Duct walls may be of lath and plaster as approved for one-hour fire-resistive construction.

(e) Registers shall be located in or near the wall of the room nearest the furnace. No register shall be located in outside walls unless the weather side is covered with air-cell asbestos paper.

Where double registers are supplied by one leader pipe, each register shall have a capacity of not less than two-thirds the area of the leader pipe.

(f) Ninety-degree bends in round pipe shall be made by not less than four-piece elbows. Sixty-degree bends shall be made by means of not less than three-piece elbows.

All warm air pipes and fittings, cold air or recirculating pipes, ducts, boxes, and fittings shall be made of bright tin or galvanized iron. All such appurtenances, except leader heat pipes under the first floor, shall be covered with two thicknesses of asbestos paper weighing at least eight pounds to one hundred square feet (100 sq ft.) or with air-cell asbestos insulation, or shall be double walled with a one-fourth-inch (¼″) space between the inner and outer walls. Horizontal warm air pipes shall be kept at least three inches (3″) from any combustible material or shall be protected with an asbestos shield and a one-inch (1″) air space. Air-cell asbestos paper not less than one-fourth inch (¼″) in thickness shall be securely cemented around all leader pipes.

(g) All riser pipes shall be held in place by means of metal strips securely fastened to the pipe and shall in no case be held in place by nailing diagonally through the corners of such pipe. No joint shall depend wholly upon solder to make it tight. All leader pipes shall be securely fastened in place by means of wires or metal strips.

(h) In the installation of Y-runs or branch runs, the cross-sectional area of the warm air pipe at the furnace shall equal in square inches the cubic contents of all the rooms served by such warm air pipe divided by 40. Sizes of branch runs shall be determined in the same manner on the basis of the room or rooms served. Branches from trunk lines shall be taken off in a generally horizontal plane at an angle not more than 45 degrees from the line of the pipe. Fifteen-degree Y-branches may be permitted in forced draft systems. Riser pipes shall not be taken off the top of the first floor register boxes.

(i) Where warm air pipes and appurtenances are to be installed in a building, the joists and studs shall be so arranged as to provide not less than fourteen inches (14″) clear space in continuous horizontal runs and vertical risers from the furnace to the register served.

(j) Air filters shall be of a type that will not burn freely or emit large volumes of smoke or other objectionable products of combustion when attacked by flames. Liquid adhesive coatings used on filters shall have a flash point of 350 degrees F., Cleveland open cup tester, or higher.

17396. (a) Combustible partitions or walls within six inches (6") of any ordinary domestic water heater and within three inches (3") of any approved domestic automatic storage water heater shall be protected by one-fourth inch (¼") of asbestos, covered with a No. 26 gauge metal covering, or shall have not less than one-hour fire-resistive protection.

(b) No water heater shall be installed in any room used or designed to be used as a bathroom or closet or for sleeping purposes. Any compartment less than twenty-five square feet (25 sq ft.) in area in which a water heater is to be installed shall have at least one side open and unobstructed.

(c) All gas-fired water heaters shall be connected to a gas vent as provided for in Section 17375.7.

17396.1. (a) Ranges used for commercial cooking, such as in school cafeterias, hotels, restaurants, churches, and other establishments doing large-volume cooking, shall be supported at least six inches (6") above any wood floor and if less than twelve inches (12") above the floor the wood shall be protected by a metal shield. Such ranges shall be separated from wood partitions or other combustible material by not less than six inches (6"), and if nearer than twelve inches (12") the combustible material shall be protected with a metal or asbestos shield. The distance from any such range to a wood ceiling or other combustible material above shall not be less than twelve inches (12"), and if less than three feet (3') the ceiling or combustible material above shall be protected with a double metal shield with one inch (1") air space between or with lath and plaster as approved for one-hour fire-resistive construction.

(b) Ranges used for commercial cooking shall be provided with a ventilating hood and duct to take off smoke, gases, and vapors. The ducts shall be separate from any other ventilating system, provided, however, that a single flue may serve one or more hoods.

Hoods provided for commercial ranges shall be constructed of metal or masonry and if of metal shall be not less than No. 22 gauge thickness galvanized iron, or other equivalent corrosion resistant material.

Every ventilating hood shall be provided with a grease trough extending around the entire inside perimeter of the hood draining to a grease container outside the hood.

(c) Flues or ducts for any ventilating hood shall be constructed of metal or masonry, and if of metal shall have not less than the thickness set forth in the following table:

Duct Thickness

Maximum width or diameter of duct (in inches)	Minimum thickness of metal (U.S. Standard Gauge)
12	24
20	22
30	20
48	18
over 48	16

The face of any square or rectangular metal duct which is more than thirty-six inches (36") in its greatest width shall have a standing seam at every lateral joint and at intervals not exceeding four feet (4').

Every duct shall be so constructed that grease or other material cannot become pocketed in any portion thereof.

A sufficient number of cleanout openings shall be provided in every duct to permit cleaning all portions of the interior of such duct system. All such openings shall be provided with tight-fitting metal doors.

All seams in any hood or duct shall be grease tight. Solder shall not be used for the purpose of making joints or seams grease tight.

Every hood and duct shall be securely attached to the building by means of non-flammable supports.

(d) All combustible materials within eighteen inches (18") of any metal hood or duct shall be covered with a one-fourth inch (¼") thickness of asbestos covered with sheet metal or other equivalent insulation.

All combustible materials within nine inches (9") of any metal hood or duct shall be covered with lath and plaster as approved for one-hour fire-resistive construction or other equivalent insulation.

Every hood or duct shall be at least four inches (4") from any combustible material.

17396.2. (a) All stoves used for heating, cooking, or laundry purposes using solid or liquid fuel shall have all combustible partitions in back of and extending not less than twelve inches (12") beyond each side of such stove protected by not less than one-hour fire-resistive construction. Such stoves shall be securely supported at least twelve inches (12") above any wood floors by metal supports and there shall

be a metal and asbestos pad at least three-eighths inch (⅜") thick below such stove extending at least six inches (6") beyond each side and at least twelve inches (12") in front of such stove. Such stoves shall not be placed nearer than six inches (6") to any combustible partition.

Stoves and ranges using solid or liquid fuel shall be separated from unprotected combustible material by not less than three feet (3'); shall be separated from wood lath and plaster by not less than eighteen inches (18"); and shall be separated from incombustible lath and plaster on wood studs by not not less than twelve inches (12"). Such separations may be reduced 50 percent if a sheet-metal shield is used, set out at least one inch (1") from the partition and extending three feet (3') above the top and one foot (1') below the sides of the stove or range.

(b) All such stoves shall be connected by a smoke pipe conforming to the requirements of Section 17375.5 or to a chimney meeting the requirements of Section 17375.1.

17396.3. (a) Steam heating plants, for not more than 15 pounds pressure and water heaters using solid or liquid fuel, shall rest upon masonry or concrete floors and shall be protected on the outside by asbestos. The clearance of wooden partitions, ceilings, and other combustible materials shall be the same as given for warm air furnaces.

(b) An air supply for combustion shall be supplied for all low pressure steam heating plants. The air supply shall be from outside the building into the space in which the boiler is installed through two or more openings. The openings shall have a net area of not less than two hundred square inches (200 sq. in.) plus not less than one hundred square inches (100 sq. in.) for each 100,000 B.t.u. or fraction thereof in excess of 100,000 B.t.u. of the approved fuel input rating for such boiler.

17396.4. (a) Large boilers for power or steam purposes or for generating high pressure steam shall be so located that no wood or other combustible material shall be less than five feet (5') from the top or sides or ten feet (10') from the front of such apparatus and all combustible material less than ten feet (10') from the top or sides or less than twenty feet (20') from the front shall be protected with at least four inches (4") of concrete, brick, or other similar incombustible material. No boiler shall be so located as to cause the temperature of any adjoining combustible portion of any building to exceed 120 degrees F. above the ambient temperature at any time such boiler is in operation at its approved B.t.u. ratings. Steel, cast iron or concrete columns adjacent to such boilers shall not be in direct contact with furnace settings but there shall be an open and unobstructed space at least four inches (4") wide for ventilation.

(b) An air supply for combustion shall be supplied for all large boilers. Such air supply shall meet the requirements specified in Section 17396.3 for air supply for low pressure boilers.

SEC. 8. This act is hereby declared to be an urgency measure for the immediate preservation of public peace, health and safety within the meaning of Section 1 of Article IV of the Constitution and shall go into effect immediately. A statement of facts constituting such necessity is as follows:

The present State Housing Act has not been materially changed since 1923, and has, therefore, in many important details become obsolete. The present provisions of the act permit construction practices which have contributed to the huge toll in recent fire disasters in other states. Immediate legislation is, therefore, needed to secure the protection considered adequate by modern standards of fire prevention and housing construction. In addition, the present State Housing Act also discourages the erection of new multiple housing units for veterans' use. The incorporation of the modern construction requirements of the Uniform Building Code is a speedy solution of these problems, pending thorough study and recommendations by the Division of Housing."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 894—An act to amend Section 1299.1 of the Agricultural Code, relating to marketing of milk and other dairy products.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Livestock and Dairies:

Amendment No. 1

On page 1, line 18, of the printed bill, strike out "dairy".

Amendment No. 2

On page 1, line 22, of the printed bill, strike out "dairy".

Amendment No. 3

On page 3, line 25, of the printed bill, strike out "dairy".

Amendment No. 4

On page 3, line 30, of the printed bill, strike out the period, and insert "; provided, however, that nothing in the aforesaid fair trade practice provisions shall be construed to prohibit the distributor or manufacturer from placing such equipment on the premises of any wholesale customer and maintaining the same without charging compensation therefor when he satisfies the director, with facts, that said equipment is not accessible for ordinary service therefrom to customers of such wholesale customer, and that it is used only for storage and preservation of frozen products distributed by the manufacturer or distributor furnishing said equipment, and that it results in a reduction of the normal number of deliveries and a saving in delivery costs of such distributor or manufacturer."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 97—An act to repeal Article 3 and to amend the headings of Articles 3a and 5 of Chapter 1, to amend the chapter headings of Chapters 2 and 3 of, and to add Chapters 2 and 7 to, Division 3 of the Agricultural Code, relating to animals, including provisions respecting the marketing, branding, transportation, sale, slaughter, inspection, ownership, theft, or loss thereof and providing for the administration and enforcement of such provisions.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Livestock and Dairies:

Amendment No. 1

On page 14, line 31, of the printed bill, strike out "two hundred dollars ($200)", and insert "one hundred dollars ($100)".

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 651—An act to amend Section 57.7 of the Unemployment Insurance Act, relating to the benefit rights of trainees.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Finance and Insurance:

Amendment No. 1

In line 2 of the title of the printed bill, after "trainees", insert "declaring the urgency thereof, to take effect immediately".

Amendment No. 2

On page 2 of said bill, strike out lines 28 to 30, inclusive, and insert "from the United States."

Amendment No. 3

On page 2 of said bill, after line 30, insert

"SEC. 2. This act is hereby declared to be an urgency measure necessary for the immediate preservation of the public peace, health or safety within the meaning of Section 1 of Article 4 of the Constitution and shall therefore go into immediate effect. A statement of the facts constituting such necessity is as follows:

Veterans are disqualified from receiving unemployment compensation disability benefits under the present language of Section 57.7. Veterans are entitled to receive readjustment allowances from the Federal Government if they are unemployed, able and available for work at the time of their application for such benefits. However, they are not eligible for benefits if disabled and not available for work upon making

application therefor. In order to alleviate the hardship and suffering caused by a denial of such benefits it is necessary that the present law be amended to provide that disability benefits be paid to eligible veterans based upon their wage credits previously accumulated."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1271—An act to amend Section 4903 of the Labor Code, relating to liens against amount to be paid as compensation.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Finance and Insurance:

Amendment No. 1

On page 1, line 15, of the printed bill, strike out "It shall be con-"; and strike out lines 16 to 19, inclusive

Amendment No. 2

On page 2 of said bill, after line 5, insert

"(f) Unemployment Compensation Disability Benefits. The amount of unemployment compensation disability benefits which have been paid under or pursuant to the Unemployment Insurance Act in those cases where, pending a determination under Division 4 of this code, there was uncertainty whether such benefits were payable under that act or payable hereunder."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2496—An act to amend Section 1706.8 of the Insurance Code and to add Section 1706.81 to the Insurance Code, relating to the appointment and examination of life insurance agents.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Finance and Insurance:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Section 1706.8", and insert "Sections 10340 and 10342"

Amendment No. 2

In line 2 of the title of said bill, strike out "1706.81", and insert "10375 and 10376".

Amendment No. 3

Strike out line 3 of the title of said bill, and insert "payment of proceeds of disability insurance policies".

Amendment No. 4

On page 1, line 1, of the printed bill, strike out "1706.8", and insert in lieu thereof the following "10340".

Amendment No. 5

On page 1 of the printed bill, strike out lines 3 to 23, both inclusive; and on page 2, strike out lines 1 to 36, both inclusive, and insert

"10340. There shall be a standard provision relative to the time within which payments other than those for loss of time on account of disability shall be made. Such provision shall be in either of the following two forms and may be omitted from any policy providing only indemnity for loss of time on account of disability. The insurer shall insert in the blank space either the word "immediately" or appropriate language to designate such period of time, not more than 60 days, as it desires. Form (A) shall be used in policies which do not provide indemnity for loss of time on account of disability and form (B) in policies which do so provide and in all schedule type policies.

(A) 9. All indemnities provided in this policy will be paid _____ after receipt of due proof.

(B) 9. All indemnities provided in this policy for loss other than that of time on account of disability will be paid _____ after receipt of due proof.

If any such policy provides that payment of indemnity for loss of life shall be deferred or made in instalments, payment, within the meaning of either form (A) or (B), shall be commencement of payment of the instalments or of the accrual of interest.

SEC. 2. Section 10342 of the Insurance Code is amended to read:

10342. There shall be a standard provision relative to indemnity payments which shall be in either of the two following forms. Form (A) shall be used in policies which designate a beneficiary and in all schedule type policies, and form (B) in policies which do not designate any beneficiary other than the insured:

(A) 11. Indemnity for loss of life of the insured is payable to the beneficiary if surviving the insured, and otherwise to the estate of the insured. All other indemnities of this policy are payable to the insured.

(B) 11. All the indemnities of this policy are payable to the insured.

The provisions of this section shall not be deemed to prohibit the inclusion in a policy of disability insurance of a provision for payment of the indemnity, or any part thereof, for loss of life of the insured to successor beneficiaries

(a) in the event any beneficiary should not survive the insured, or

(b) in the event any beneficiary should survive the insured but not live to receive payment of such indemnity.

SEC. 3. Sections 10375 and 10376 are added to the Insurance Code, to read:

10375. Indemnity under a disability policy for loss of life of the insured may be made payable upon such terms and conditions and subject to such restrictions as to revocation by the policyholder and control by beneficiaries as shall have been agreed to in writing by the insurer and the policyholder. If no terms and conditions have been agreed to by the insurer and the policyholder during the insured's lifetime, then upon such terms and conditions and subject to such restrictions as may be agreed to in writing by the insurer and the beneficiaries No such agreement hereafter made shall vest in the insurer discretion as to the conditions, time, amount, manner or method of payment. The relationship between the insurer and the policyholder or beneficiaries under any such agreement shall be that of debtor and creditor and the insurer shall not be required to segregate funds so held but shall hold them as a part of its general corporate assets

10376. Any disability policy providing indemnity for loss of life, or other agreement relating to the holding or payment of such indemnity, may provide that such indemnity or payments thereunder shall not be subject to transfer, anticipation or commutation or encumbrance by any beneficiary, and shall not be subject to the claims of creditors of any beneficiary or any legal process against any beneficiary."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2010—An act to amend Section 11143 of the Insurance Code, relating to fraternal benefit societies.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Finance and Insurance:

Amendment No. 1

On page 1, line 4, of the printed bill, after "benefit", insert "as distinguished from all other benefits".

Amendment No. 2

On page 1 of said bill, strike out lines 9 to 15, both inclusive, and insert

"One	$200.00
Two	300.00
Three	500.00
Four	700.00
Five	900.00

unless otherwise authorized by law:

Six to ten	1,000.00
Ten to sixteen	1,500.00".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 972—An act to add Article 6.5, comprising Sections 790 to 794, inclusive, to Chapter 1 of Part 2 of Division 1 of the Insurance Code, to prevent harassment of parolees and probationers by

insurers by imposing restrictions on communications by insurers with parolees and probationers and their relatives.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Crime and Correction:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Article 6.5, comprising Sections 790 to 794, inclu-"; and strike out line 2, of said title, and insert "Section 3066 to the Penal".

Amendment No. 2

In lines 5 and 6 of the title of said bill, strike out "relatives", and insert "employers".

Amendment No. 3

On page 1 of said bill, strike out lines 1 to 22, inclusive; and on page 2, strike out lines 1 to 26, inclusive, and insert

"SECTION 1. Section 3066 is added to the Penal Code, to read:

3066. No creditor of a person who has been granted probation or paroled after conviction of crime, shall, during the time the person remains on probation or parole, communicate with the probationer or parolee at his place of employment or with the employer of said probationer or parolee unless the creditor has first requested and received the written consent of the parole officer or probation officer having supervision over the parolee or probationer so to do. A separate consent is required for each communication

A parole officer or probation officer may refuse his consent if he has reason to believe either of the following:

(a) That communication by the creditor with the parolee or probationer or with the employer of said parolee or probationer would tend to hamper or prevent the parolee or probationer from successfully completing his probation or parole.

(b) That communication by the creditor with the parolee or probationer or with the employer of said parolee or probationer would not materially assist the creditor to recover the money which the creditor has a right to receive from the parolee or probationer

Any creditor whose request for consent of a parole officer or probation officer to communicate with the parolee or probationer or with the employer of said parolee or probationer is refused or not granted for a period of thirty (30) days may petition to the superior court of the county in which the parolee or probationer is living for an order directing the parole officer or probation officer to give his consent to communication by the creditor with the parolee or probationer at his place of employment or with the employer of the parolee or probationer as the case may be

Any creditor of a parolee or probationer knowingly violating this section is guilty of a misdemeanor and subject to a fine of not to exceed one hundred dollars ($100). In addition to the fine of not exceeding one hundred dollars ($100), if any creditor violating any of the provisions of this section is a licensee of the State of California, the department of the State regulating the class of business authorized by the license may, after a hearing in accordance with its rules and regulations, suspend the creditor's license or certificate of authority to do business; provided, however, that in the case of an insurance company creditor violating the provisions of this section any suspension of the insurer's certificate of authority shall be confined to the class of insurance in respect to which the violation occurred."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1186—An act to repeal Section 747 of the Welfare and Institutions Code, relating to juveniles and the powers and duties of the Youth Authority in relation thereto.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Crime and Correction:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "repeal", and insert "amend".

Amendment No. 2

On page 1, line 2, of the printed bill, strike out "repealed", and insert "amended to read:

747. If any person who has been committed to the Youth Authority or confined in any state school appears, either at the time of his presentation or after having become an inmate thereof, to be an improper person to be retained in any institution or facility under the jurisdiction of the Youth Authority or to be so incorrigible or so incapable of reformation under the discipline of any institution or facility under the jurisdiction of the Youth Authority as to render his retention detrimental to the interests of the Youth Authority, the Youth Authority may return such person to the committing court. However, the return of any person to the committing court does not relieve the Youth Authority of any of its duties or responsibilities under the original commitment, and such commitment continues in full force and effect until it is vacated, modified, or set aside by order of the court."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1892—An act to regulate the business of escrow agencies and the employees thereof, to provide for their licensing, examination and regulation by the Commissioner of Corporations, to provide exemptions from and prescribe penalties for violations of this act.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

On page 2 of the printed bill, as amended in the Assembly on March 21, 1947, between lines 15 and 16, insert

"SEC. 3.5. This act does not apply to a "joint control transaction."

As used in this section, "joint control transaction" means any transaction in which money or other property is paid to, deposited with, or transferred to a "joint control agent" for disbursal or use in payment of the cost of labor, materials, services, permits, fees or other items of expense incurred in the construction of improvements upon real property."

Amendment No. 2

On page 2, line 31, of the printed bill, as amended in the Assembly on March 21, 1947, after "hereunder," insert "and will honestly and faithfully apply all funds received and will faithfully and honestly perform all obligations and undertakings under this act,".

Amendment No. 3

On page 2, after line 35, of said bill, insert "Said bond shall remain in force and effect until the surety is released for liability by said commissioner, or until said bond is canceled by the surety. The surety may cancel said bond and be relieved of further liability thereunder by delivering 30 days' written notice to the commissioner. Such cancellation shall not affect any liability incurred or accrued thereunder prior to the termination of said 30-day period. Any person who sustains an injury covered by such bond, may in addition to any other remedy that he may have, bring an action in his own name upon said bond for the recovery of any damages sustained by him; provided, however, that no such action may be brought after the expiration of two years from and after the time when the act or default complained of may have occurred. Upon such action being commenced the Commissioner of Corporations may in his discretion, require the filing of a new bond, and immediately upon the recovery of any action on such bond, the licensee shall file a new bond, and upon failure to file the same within ten days in either case such failure shall constitute sufficient grounds for the suspension or revocation of such license."

Amendment No. 4

On page 3, line 9, of said bill, after "year", insert "provided that such license may be reinstated by a licensee at any time prior to the following thirtieth day of January upon the payment to the commissioner of the annual license fee and a penalty equal to one-half of said annual fee".

Amendment No. 5

On page 3, line 11, of said bill, after "assignable", insert "except to a duly appointed, acting and qualified administrator or executor of a licensee".

Amendment No. 6

On page 3 of said bill, strike out lines 12 to 52, inclusive.

Amendment No. 7

On page 4 of said bill, strike out lines 1 to 19, inclusive.

Amendment No. 8

On page 4, line 20, of said bill, strike out "7", and insert "6".

Amendment No. 9

On page 4, line 23, of said bill, strike out "twenty-five dollars ($25)", and insert "fifty dollars ($50)".

Amendment No. 10

On page 4 of said bill, strike out lines 29 to 32, inclusive.

Amendment No. 11

On page 4 of said bill, strike out lines 35 to 43, inclusive.

Amendment No. 12

On page 4, line 44, of said bill, before "Every", insert "Sec. 7."

Amendment No. 13

On page 4, line 48, of said bill, strike out "9", and insert "8".

Amendment No. 14

On page 5 of said bill, strike out line 25, and insert "SEC. 9. No person, subject to this act, other than a licensee hereunder, shall".

Amendment No. 15

On page 5, line 36, of said bill, strike out "11", and insert "10".

Amendment No. 16

On page 5, line 40, of said bill, strike out "12", and insert "11".

Amendment No. 17

On page 5, line 45, of said bill, strike out "13", and insert "12".

Amendment No. 18

On page 5, line 52, of said bill, strike out "when required", and insert "on or before 105 days after the close of its fiscal year".

Amendment No. 19

On page 6, line 2, of said bill, strike out "approved by and".

Amendment No. 20

On page 6, line 6, of said bill, strike out "A direct verification shall be mailed to each escrow", and insert "A verification of accounts of escrow depositors shall be made in accordance with good accounting practice."

Amendment No. 21

On page 6 of said bill, strike out line 7.

Amendment No. 22

On page 6, line 8, of said bill, strike out "on the books of the agent."

Amendment No. 23

On page 5, line 11, of said bill, after "for the", insert "fiscal".

Amendment No. 24

On page 6, line 12, of said bill, strike out "He shall also furnish such statistical or other information".

Amendment No. 25

On page 6 of said bill, strike out lines 13 and 14.

Amendment No. 26

On page 6, line 15, of said bill, strike out "14", and insert "13".

Amendment No. 27

On page 6, line 26, of said bill, strike out "any", and insert "such".

Amendment No. 28

On page 6, line 27, of said bill, after "licensee", insert "under this section".

Amendment No. 29

On page 6, line 32, of said bill, strike out "15", and insert "14".

Amendment No. 30

On page 6, line 35, of said bill, strike out "16", and insert "15".

Amendment No. 31

On page 6, line 47, of said bill, after "State," insert "or any rule binding upon it,".

Amendment No. 32

On page 7 of said bill, after line 4, insert

"No revocation, suspension or surrender of a license shall impair or affect pre-existing escrows lawfully contracted."

Amendment No. 33

On page 7 of said bill, strike out line 42, and insert

"Sec. 16. The commissioner may, after reasonable".

Amendment No. 34

On page 7, line 43, of said bill, after "heard," insert "suspend or".

Amendment No. 35

On page 8, line 44, of said bill, after "and", insert "the licensee and".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 113—An act to amend Section 1449 of the Penal Code, relating to veterans discharged for mental disability.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Judiciary:

Amendment No. 1

On page 1 of the printed bill, strike out the title and lines 1 to 27, inclusive, and insert

"An act to add Section 6604 to the Welfare and Institutions Code, relating to and providing for temporary emergency admission and observation of mentally ill or mentally disordered persons in county or state hospitals.

The people of the State of California do enact as follows:

SECTION 1. Section 6604 is added to the Welfare and Institutions Code, to read:

6604. When any person becomes so mentally ill or mentally disordered as to require immediate emergency apprehension, supervision, treatment, care or restraint and when no relative, friend or other person is willing to make and file the petition provided for in Section 5047 of this code, such mentally ill or mentally disordered person may be placed in the county psychopathic hospital or in the receiving ward of any state hospital by any peace officer or health officer of the county. The superintendent of such hospital shall receive such patient for observation and diagnosis and may detain him for a period not to exceed five days.

If within five days after the admission of such patient the superintendent shall be of the opinion

(a) That the patient does not require further observation or detention, the superintendent shall discharge the patient;

(b) That the patient would benefit by further observation in such hospital the superintendent shall certify such opinion to the superior court, and the court may order that such patient may be detained for a further period not to exceed five days;

(c) That the patient requires further care and treatment as a mentally ill or mentally disordered person, the superintendent shall forthwith cause the patient to be removed or to be duly admitted to a proper institution in accordance with the provisions of law pertaining thereto.

The cost necessarily incurred under the provisions of this section shall be paid in accordance with the provisions of Section 5150 and 5151 of this code.

Any public officer, employee or physician who either admits, causes to be admitted, delivers, or assists in delivering, detains, cares for or treats a person pursuant to this section shall not be rendered liable thereby either civilly or criminally."

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 559—An act to amend Section 632 of the Welfare and Institutions Code, relating to qualifications for probation officer.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

On page 1, lines 10 and 11, of the printed bill, after "or", strike out "equivalent experience in a closely related field,".

Amendment No. 2

On page 1, line 10, of the printed bill, after "or", insert "experience equivalent in the opinion of the appointing power,".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 837—An act to amend Sections 737q, 737bb, and 737vv of the Political Code, relating to salaries of superior court judges.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Sections 737q, 737bb and", and insert "Section".

Amendment No. 2

On page 1 of said bill, strike out lines 1 to 9, inclusive

Amendment No. 3

On page 1, line 10, of said bill, strike out "SEC. 4.", and insert "SECTION 1."

Amendment No. 4

On page 1, line 14, of said bill, strike out "_____", and insert "twelve thousand dollars ($12,000)".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1922—An act declaring state policy in regard to labor disputes, and defining and limiting the jurisdiction of state courts in relation thereto.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

On page 2, line 22, of the printed bill, strike out "if", and insert "of".

Amendment No. 2

On page 2, line 26, of said bill, strike out "of if", and insert "or of".

Amendment No. 3

On page 2, line 39, of said bill, strike out the semicolon, and insert a comma.

Amendment No. 4

On page 3 of said bill, strike out lines 2 to 4, inclusive, and insert "son or persons may lawfully be, or by any other method not involving misrepresentation, fraud, violation or breach of the peace;".

Amendment No. 5

On page 3, line 7, of said bill, after "patronize or", insert "ceasing".

Amendment No. 6

On page 3 of said bill, strike out lines 26 to 28, inclusive, and insert

"(o) Advising, urging or inducing without fraud, violation or threat thereof, others to do the acts heretofore specified;".

Amendment No. 7

On page 3 of said bill, strike out lines 29 and 30, and insert

"(p) Doing in concert any or all of the acts heretofore specified on the ground that the persons engaged therein constitute an unlawful combination or conspiracy or on any other grounds whatsoever; provided, the specific enumeration".

Amendment No. 8

On page 3 of said bill, strike out lines 41 to 47, inclusive.

Amendment No. 9

On page 3, line 48, of said bill, strike out "7", and insert "6".

Amendment No. 10

On page 4 of said bill, strike out lines 3 to 28, inclusive, and insert

"SEC. 7. No court nor any judge or judges thereof shall have jurisdiction to issue any temporary restraining order or a preliminary or permanent injunction in any case involving or growing out of a labor dispute, as hereinafter defined, except both after a hearing and after findings of all the following facts by the court or judge or judges thereof to be filed in the record of the case:

(a) That unlawful acts have, or a breach of any contract not contrary to public policy has, been threatened or committed and that such acts or breach will be executed or continued unless restrained;

(b) That substantial and irreparable injury to complainant's property will follow unless the relief requested is granted;

(c) That as to each item of relief granted greater injury will be inflicted upon complainant by the denial thereof than will be inflicted upon defendants by the granting thereof;

(d) That complainant has no adequate remedy at law;

(e) That the public officers charged with the duty to protect complainant's property have failed or are unable to furnish adequate protection; and

(f) That no item of relief granted prohibits directly or indirectly any person or persons from doing, whether singly or in concert, any of the acts set forth in sub-sections (a) to (p) inclusive in Section 4 of this act"

Amendment No. 11

On page 4 of said bill, strike out lines 29 to 51, inclusive, and insert

"SEC. 8. The court shall give the trial or hearing of any suits or proceedings arising under this section precedence over all other civil suits. Hearings shall be held only after a verified complaint specifying the time, place and nature of the acts complained of and the names of the persons allegedly committing them, is filed and after due notice has been given to all parties against whom relief is sought and to all parties charged with the duty to protect plaintiff's property. Hearings shall be held in open court with opportunity for cross-examination and no affidavits will be received in support of the allegations of the complaint. If, however, complainant alleges that irreparable injury will result unless a temporary injunction is granted before such hearing, a five day temporary injunction may be granted after 48 hours of service of order to show cause upon party to be restrained, upon sworn testimony sufficient to justify the court in granting such injunction after regular hearing. If hearings commence within the five days, such temporary injunction may be continued until a determination of the issues

The court, upon request of any party to the proceedings and upon his filing the usual bond for costs, must certify to the appropriate appellate court the record of the case for review. Such appeals are to be heard with the greatest possible speed, taking precedence over all other matters excepting older matters of the same character."

Amendment No. 12

On page 5 of said bill, strike out lines 1 and 2.

Amendment No. 13

On page 5, line 3, of said bill, strike out "10", and insert "9".

Amendment No. 14

On page 5, line 10, of said bill, after "damage", insert ", including reasonable attorney's fees,".

Amendment No. 15

On page 5 of said bill, strike out lines 18 to 28, inclusive, and insert

"SEC. 10. Any restraining order or injunction granted in a case involving or growing out of a labor dispute, shall include only a prohibition of such specific act or acts as may be expressly included in the findings of fact made and filed by the court as provided herein."

Amendment No. 16

On page 5, line 29, of said bill, strike out "12", and insert "11".

Amendment No. 17

On page 5 of said bill, strike out lines 36 to 51, inclusive, and insert

"SEC. 12. Persons charged with contempt of a restraining order or injunction shall be entitled to the same rights of bail accorded to persons accused of crime; provided, that bail shall not in any case be fixed at a sum in excess of twenty-five dollars ($25), the same right to notification of the accusation and a reasonable time to prepare a defense, if the contempt was not committed in the immediate view or presence of the court, and the right to a speedy, public jury trial, except where the contempt was committed within the presence of the court or so near thereto as to interfere with the administration of justice. All such contempt proceedings are independent, original special proceedings, requiring a unanimous finding by the jury, and the defendant may file a demand for the retirement of the judge sitting therein upon filing an affidavit of prejudice.

Contempt may be punished by fine up to twenty-five dollars ($25) or imprisonment up to 10 days in the county jail, or both, and for nonpayment of such fine defendant may be imprisoned up to 10 days in addition to the other possible imprisonment."

Amendment No. 18

On page 6 of said bill, strike out lines 1 to 10, inclusive.

Amendment No. 19

On page 6, line 11, of said bill, strike out "14", and insert "13".

Amendment No. 20

On page 6, line 42, of said bill, strike out "of the State of California".

Amendment No. 21

On page 6, line 45, of said bill, strike out "15", and insert "14".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2316—An act to amend Section 1054 of the Code of Civil Procedure, relating to extensions of time, declaring the urgency hereof, to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

On page 1, line 4, of the printed bill, strike out "law or rule of court", and insert "in this code"

Amendment No. 2

On page 1 of said bill, strike out lines 14 to 27, inclusive; and on page 2, strike out lines 1 to 14, inclusive, and insert "party"

Amendment No. 3

On page 2 of said bill, between lines 23 and 24, insert

"SEC. 2. Section 1054.1 is added to the said code to read:

1054.1. When an act to be done, as provided by law or rule of court, relates to the pleadings in the action, or the undertakings to be filed, or the justification of sureties, or the preparation of bills of exceptions, or of amendments thereto, or to the service of notices other than of appeal and of intention to move for a new trial, the time allowed therefor, unless otherwise expressly provided, shall be extended by the judge or justice of the court in which the action is pending, or by the judge or justice who presided at the trial of said action, when it appears to the judge or justice of any court to whom such application is made that an attorney of record for the party applying for such extension is a member of the Legislature of this State, and that the Legislature is in session or in recess not exceeding a recess of forty (40) days or that a legislative committee of which he is a duly appointed member is meeting or is to meet within a period which the court finds does not exceed the time reasonably necessary to enable the member to reach the committee meeting by the ordinary mode of travel. When the Legislature is in session or in recess, extension shall be to a date not less than thirty (30) days next following the final adjournment of the Legislature or the commencement of a recess of more than forty (40) days. If a date is available during recess, extension shall be to such earlier date. When a legislative committee is meeting or is to meet within a period which the court finds does not exceed the time reasonably necessary to enable the member to reach the committee meeting by the ordinary mode of travel, extension shall be for such period as the court finds will be reasonably necessary to enable the member to perform the act to be done in the action or proceeding, unless said extension would expire when the Legislature is to be in session; and in that case the extension shall be to a date not less than thirty (30) days following the final adjournment of the Legislature or the commencement of a recess of more than forty (40) days. If such act may be reasonably done by the member within such recess, continuance shall be to such earlier date."

Amendment No. 4

On page 2 of said bill, strike out line 24, and insert

"SEC. 3. If any provision of Section 1054.1 of the code of".

Amendment No. 5

On page 2, line 29, of said bill, following "SEC.", strike out "3", and insert "4".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 185—An act to amend Section 1065 of the Fish and Game Code, relating to sardines.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Fish and Game:

Amendment No. 1

In line 1 of the title of the printed bill, after "of", insert ", and to add Section 1065.5 to ,".

Amendment No. 2

On page 1, line 9, of said bill, strike out "This sec-"; and strike out all of lines 10 to 15, inclusive, and insert

"SEC. 2. Section 1065.5 is added to said code, to read:

1065.5. The commission may grant a permit, subject to such restrictions, rules or regulations as the commission may prescribe, to take and use sardines by a canning, salting, smoking or drying process. No canning, salting, smoking or drying of sardines shall be permitted which may tend to deplete the species or result in waste or deterioration of fish. No permit shall be issued except after a public hearing and a finding by the commission that the granting thereof would promote the economic utilization of the fish resources of the State in the public interest. In making such finding, the commission shall take into consideration the interest of the people of the State in the utilization and conservation of the sardine supply and all economic and other factors relating thereto. Such hearing as to each permit shall be held within 30 days after application, as the commission prescribes, except that the commission may continue such hearing from time to time but not exceeding 30 days in all. Nothing in this section

restricts the power of any court in any proceeding relating to any matter arising out of the provisions of this section.

The provisions of this section will take effect on March 2, 1948."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1043—An act to add Section 962.5 to the Fish and Game Code, relating to a privilege tax on the taking of fish.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Fish and Game:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "add Section 962.5 to", and insert "amend Sections 1011, 1013, 1014, 1015, 1017, and 1018 of".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 2

On page 1 of the printed bill, strike out lines 1 to 12, inclusive, and insert

"SECTION 1. Section 1011 of the Fish and Game Code is amended to read:

1011. The Commission shall prepare suitable licenses entitling the holder thereof to *can*, cure, preserve, or *pack fish, to manufacture fish meal, fish oil and other products* from fish, and to deal in *fish*, mollusks, [and] *or* crustaceans [by wholesale], subject to the provisions of this code, *or the regulations prescribed thereunder*, for a term of one year from July 1st to June 30th, or, if issued after the beginning of such term, for the remainder thereof.

SEC. 2. Section 1013 of said code is amended to read.

1013. Every person operating under a license as provided in this article and every person dealing in fresh fish, *mollusks, or crustaceans* shall keep a book or books in which shall be entered a full and correct record, in the English language, of all fresh fish, *mollusks, or crustaceans* purchased or received by him from fishermen or taken by himself, giving the names of the different species, the number of pounds so received or caught of each different species, and the name and address of the person from whom such fish, *mollusks, or crustaceans* were received. Said books shall be open at all times for inspection by the commission.

SEC. 3. *Section 1014 of said code is amended to read:*

1014. Every person operating under a license as provided in this article, and every person dealing in fish, *mollusks, or crustaceans* who receives fish, *mollusks, or crustaceans* from fishermen, shall issue signed receipts to the fishermen from whom fish, *mollusks, or crustaceans* are received, stating the date of issuance, the name of the fisherman to whom issued, number of the boat, the weight in pounds of each species of fish, *mollusks, or crustaceans* received, and the price per pound paid to the fisherman. A duplicate manifold copy of this receipt shall be kept on file by the dealer issuing the same for a period of six months, and shall be available for inspection at any time within six months, upon demand of the commission, and a triplicate copy shall be furnished to the commission.

SEC. 4. Section 1015 of said code is amended to read:

1015. [Except as otherwise provided herein, every] *Every* person operating under a license as provided in this article shall, in addition to the license fee, pay a privilege tax of two and one-half cents *($0.02½)* for each hundred pounds, or fraction thereof, of fish, *mollusks, or crustaceans* other than salmon, purchased, received or taken by him. Persons who receive salmon from fishermen shall, in addition to any other license fee imposed by this code, pay a privilege tax of one-half cent *(½¢)* per pound based on the weight of the salmon in the round. [Fish, excepting salmon, and excepting mollusks and crustaceans, so taken or received, which are utilized for human consumption in a fresh state, shall not be subject to a privilege tax. All money received from the privilege tax on receiving salmon shall be used only for salmon hatcheries for the propagation of salmon.]

SEC. 5. Section 1017 of said code is amended to read:

1017. Any person operating under a license as provided in this article shall report monthly to the commission, showing the total amount of fresh fish, *mollusks, or crustaceans* in pounds, purchased, received or taken by him [for purposes other than

human consumption in a fresh state, and of mollusks and crustaceans purchased, received, or taken by him] during the preceding month [, whether they are used fresh or otherwise] .

SEC. 6. Section 1018 of said code is amended to read:

1018. Blanks for the report required by Section 1017 of this code shall be furnished by the commission, and such report shall be rendered to the commission not later than 15 days after the end of each month. Said reports shall be accompanied by an affidavit by the person or on behalf of the firm purchasing, taking or receiving such fish , *mollusks, or crustaceans,* to the effect that said report is true and correct."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1517—An act to amend Section 492 of the Fish and Game Code, relating to mutilation of fish.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Fish and Game:

Amendment No. 1

On page 1, line 12, of the printed bill, as amended in the Assembly on April 24, 1947, after "species", insert ", other than sardines.".

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 629—An act to add Sections 2225 and 2226 to the Health and Safety Code, relating to names of mosquito abatement districts.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Public Health:

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 1

On page 2, line 6, of the printed bill, insert

"2206. No district formed or proposed to be formed under this chapter shall be subject to any of the provisions of the District Investigation Act of 1933. [This section shall remain in effect until the ninety-first day after final adjournment of the Fifty-seventh Regular Session of the Legislature and thereafter shall be of no force or effect.]"

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1077—An act to provide fire protection officials with powers of investigation and enforcement of existing public health and safety laws, prescribing penalties for violations of their orders in connection therewith, and prescribing the effect of such violations on standard form fire insurance policies.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Public Health:

Amendment No. 1

On page 2 of the printed bill, strike out line 8, and insert "herein. Any fire authority may apply to any judge of a superior court for an order and upon a showing of reasonable grounds therefor, the judge shall issue such an order authorizing the fire authority to inquire into the violation or".

Amendment No. 2

On page 2, line 15, of said bill, strike out "under", and insert "authorized pursuant to Section 3 of".

Amendment No. 3

On page 3 of said bill, between lines 45 and 46, insert

"SEC. 9.5. If any order issued pursuant to this act is not complied with, the fire authority may apply to the Public Utilities Commission for an order directing any designated public utility to discontinue service to any property on the grounds that the continued furnishing of such service under the existing conditions of the premises constitutes a fire hazard, or is inimical to the public health and safety. The Public Utilities Commission after notice and hearing, may order the discontinuance of such service, and upon application, notice and hearing, may revoke such order upon a satisfactory showing of compliance with the orders of the fire authority or removal of the cause upon which the order was based by a change in the conditions of the premises."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1236—An act to add Chapter 5, comprising Sections 28200 to 28325, inclusive, to Division 21 of the Health and Safety Code, and to repeal an act entitled "An act providing for the sanitation of food producing establishments, places where food is stored, prepared, kept or manufactured and in which food is distributed; regulating the use of sealed containers and providing for the sterilization of bottles, receptacles and containers used for foods, drugs and liquors; regulating the health of persons by whom the materials from which food is prepared or the finished product is handled; providing for the inspection of such places, persons and things; declaring places and things in violation of this act to be nuisances, dangerous to health and providing for the abatement of the same; providing for the licensing of premises upon which walnuts are shelled or otherwise prepared and for the inspection of such premises and prohibiting the purchase, acquisition or receiving of walnuts shelled or prepared other than on licensed premises; providing for license fees; providing for producer exemption and empowering the California State Board of Public Health to make rules and regulations, and providing for the keeping of records; making violations of this act misdemeanors; and providing for the punishment of the same," approved March 6, 1909, relating to the regulation and sanitation of food handling establishments as defined therein, providing for the inspection and licensing of such premises, and prescribing penalties for the violation hereof.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Public Health:

Amendment No. 1

In line 1 of the title of the printed bill, after "An act to", insert "amend Sections 28111, 28116, 28133, 28142, and 28285, and to repeal Sections 28134 and 28149.

of the Health and Safety Code, relating to the preservation of the public health, including the sanitation and regulation of establishments where food used for human consumption is stored, prepared, kept, manufactured or distributed."

Amendment No. 2

In line 1 of the title of said bill, strike out "add Chapter 5, comprising Sections 28200 to 28323,"; strike out lines 2 to 24, inclusive, of said title; and on page 2, strike out lines 1 to 3, inclusive, of said title.

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 3

On page 2, line 1, of said bill, after "Section 1.", insert "Section 28111 of the Health and Safety Code is amended to read:

28111. "Cold storage" means a place artificially refrigerated to a temperature of 45 degrees or below. It does not include any such place in a private home, hotel, restaurant, or exclusively *wholesale or* retail establishment not storing articles of food for other persons.

SEC. 2. Section 28116 of the Health and Safety Code is amended to read:

28116. This chapter does not apply to any cold storage or refrigerating plant or warehouse which is maintained or operated by [a restaurant, hotel, or exclusively retail establishment] *any of the following establishments* not storing articles of food for other persons [.] *:*

(a) Restaurant.

(b) Hotel.

(c) Exclusively retail establishment.

(d) Exclusively wholesale establishment.

(e) Cannery in connection with food processing operations.

(f) Food processing plant preparing articles of food for freezing or preservation by cold storage.

SEC. 3. Section 28133 of the Health and Safety Code is amended to read:

28133. [Every] *When requested by the board or an agent thereof, any* licensee shall submit a [quarterly] report [to the board,] setting forth in itemized particulars the quantity of food products held by him in cold storage [The reports shall be filed on or before the twenty-fifth day of January, April, July, and October of each year, and each shall show the conditions existing on the first day of the month in which it is filed.]

SEC. 4. Section 28134 of the Health and Safety Code is repealed.

SEC. 5. Section 28142 of the Health and Safety Code is amended to read:

28142. The container in which an article of food is packed or the article itself, when deposited in cold storage, shall be marked plainly with the [date of receipt, and, when removed from cold storage, with the date of removal, in accordance with such rules and forms as may be prescribed by the board] *lot number covering that particular lot of articles of food indicated and recorded on the records maintained on the premises.*

SEC. 6. Section 28149 of the Health and Safety Code is repealed.

SEC. 7. Section 28285 of the Health and Safety Code is amended to read:

28285. Every building, room, basement, or cellar occupied or used for the preparation, manufacture, packing, storage, sale, or distribution of food shall have an impermeable floor, made of cement, or of tile laid in cement, brick, wood, or other suitable, nonabsorbent material which can be flushed and washed clean with water. *This section shall not apply to the premises of a wine grower licensed under the Alcoholic Beverage Control Act and used for the fermenting, storing and aging of wine"*

Amendment No. 4

On page 2, line 1, of said bill, strike out "Chapter 5, comprising Sections 28200 to"; and on page 2, strike out lines 2 to 46, inclusive; and strike out pages 3 to 8, inclusive.

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1574—An act to add Section 28004 to the Health and Safety Code, relating to horse meat.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Public Health:

Amendment No. 1

On page 1 of the printed bill, strike out lines 8 and 9, and insert "three feet in length and 18 inches in height with letters not less than 4 inches in height reading "horse meat not inspected." On signs displayed on the outside of the".

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2307—An act prohibiting the vivisection of animals; providing penalties for violation of the provisions hereof, and amending Section 599c of the Penal Code.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Public Health:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "animals", and insert "household pets".

Amendment No. 2

On page 1, line 2, of said bill, strike out "animal", and insert "household pet".

Amendment No. 3

On page 1 of said bill, between lines 9 and 10, insert

"SEC. 2. Any person who vivisects any domestic animal for experimental, physiological or pathological investigation, or for any other purpose, except as hereinafter provided, in or at any institution or any other place in this State, shall file a report of all such domestic animals vivisected annually with the Department of Public Health. Such report shall include a statement designating the place where the animal was procured, the amount paid for said animal, and the name and address of the person to whom such payment was made. No animal may be sold or disposed of by any city pound, county pound, or other institution under the control of any public agency for vivisection purposes.

SEC 3 The term "household pet" means any domesticated or tamed animal which is cared and provided for by any person for pleasure or for exhibition purposes or for any useful purpose other than the acts mentioned in Section 1 of this act.

The term "domesticated animal" includes but is not limited to such tamed animals as dogs, cats, rabbits, goats, monkeys, sheep, pigs, cows and horses."

Amendment No. 4

On page 1, line 10, of said bill, strike out "SEC. 2.", and insert "SEC. 4".

Amendment No. 5

On page 1, line 11, of said bill, strike out "SEC. 3.", and insert "SEC. 5."

Amendment No. 6

On page 2, line 7, of said bill, strike out "SEC. 4.", and insert "SEC. 6."

Amendment No. 7

On page 2, line 21, of said bill, strike out "SEC. 5." and insert "SEC. 7."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2416—An act to add Section 2736.5 to the Business and Professions Code, relating to qualifications of applicants for certificates as registered nurses.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Public Health:

Amendment No. 1

On page 1 of the printed bill, strike out lines 8 to 11, inclusive, and insert "the applicant successfully completed his prescribed course of instruction was a school which, in the opinion of the board, maintained and gave a course which was equivalent to the minimum requirements of the board for an accredited school in this State, at the time the applicant was a student in such school."

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2428—An act to amend Section 2147.5 of the Business and Professions Code, relating to treatment by registered graduates, matriculants, and internes for compensation when incident to study, and to provide for hospital residencies by physicians and surgeons from other states.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Public Health:

Amendment No. 1

On page 1 of the printed bill, strike out lines 14 to 20, inclusive, and insert "Hospitals functioning as a part of the teaching program of an approved school in this State may exchange instructors or resident or assistant resident physicians with an out-of-state approved school, and the exchange instructor, resident or assistant resident from such out-of-state school may, for a period not exceeding one year, serve as an instructor, resident or assistant resident in such hospital in this State. Any person registered with the board and upon whom a degree of Doctor of Medicine has been conferred by a school approved by the board may act as a resident or assistant resident physician in any hospital approved for residencies or the training of internes, and may receive compensation therefor from the hospital; provided, that any such resident or assistant resident shall qualify for and take the next succeeding examination for a physician and surgeon's certificate given by the board. If he shall fail to pass such examination, all privileges under this section shall automatically cease."

Amendment No. 2

On page 1, line 24, of the printed bill, strike out the period, and insert "; unless he shall hold a valid, unrevoked and unsuspended physician's and surgeon's certificate."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2036—An act to amend Section 2240 of the Health and Safety Code, relating to mosquito abatement districts.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Public Health:

Amendment No. 1

On page 2 of the printed bill, delete paragraph (e) entirely, all of lines 13, 14, 15, 16, 17, 18, and 19, and insert

"(e) At any time after the appointment of the initial district board of trustees the board of supervisors of any county having territory in whole or in part in a district, may at the written request of the existing district board of trustees, increase or decrease the number of members of the board of trustees representing unincorporated territory in the district; such written request of the district board of trustees shall specify the number of members and the region or regions in the unincorporated territory for which an increase or decrease is requested; provided, however, the district board of trustees shall, under no circumstances, consist of less than five members, nor shall the number of members representing unincorporated territory in the entire district exceed five members."

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

SECOND READING OF SENATE BILLS

Senate Bill No. 782—An act to repeal Sections 24a, 120, 121, 122, 123, 123.1, 140, 141, and 142 of, to amend Section 124 of, and to add Sections 120, 120.1, 120.2, 120.3, 120.4, 120.5, 120.6, 120.7, 121, 121.1, 121.2, 121.3, 121.4, 121.5, 122, 122.1, 122.2, 122.3, 122.4, 122.5, 122.6, 122.7, 122.8, 123, 123.1, and 123 2, to the Bank Act, relating to the qualifications, appointment, term, compensation and duties of the Superintendent of Banks, the duties, employees, records, and expenses of the State Banking Department, and the collection and disposition of the State Banking Fund.

Bill read second time, and ordered to third reading.

Senate Bill No. 1045—An act to amend Section 21 of the Bank Act, relating to surplus of banks, Sections 23, 60, and 82 of the Bank Act, relating to the minimum capital requirements for new banks, and Section 9, relating to the establishment of branch banks.

Bill read second time, and ordered to third reading.

Senate Bill No. 101—An act to amend Section 226 of the Civil Code, relating to adoptions.

Bill read second time, and ordered to third reading.

Senate Bill No. 102—An act to amend Section 224m of the Civil Code, relating to adoption.

Bill read second time, and ordered to third reading.

Senate Bill No. 103—An act to amend Section 227b of the Civil Code, relating to adoptions.

Bill read second time, and ordered to third reading.

Senate Bill No. 104—An act to add Section 255m to the Civil Code, relating to adoptions.

Bill read second time, and ordered to third reading.

Senate Bill No. 105—An act to amend Section 551 of the Welfare and Institutions Code, relating to children.

Bill read second time, and ordered to third reading.

Senate Bill No. 106—An act to add Section 226m to the Civil Code, relating to adoption.

Bill read second time, and ordered to third reading.

Senate Bill No. 25—An act to add Section 1662 to the Civil Code, relating to contracts for purchase and sale of real property.

Bill read second time, and ordered to third reading.

Senate Bill No. 27—An act to amend Section 10407 of the Government Code, relating to the Commission on Uniform State Laws.

Bill read second time, and ordered to third reading.

Senate Bill No. 306—An act to amend Section 1107 of the Code of Civil Procedure, relating to service of applications for prerogative writs.

Bill read second time, and ordered to third reading.

Senate Bill No. 450—An act to add Section 401 to the Code of Civil Procedure, relating to the commencement and trial of actions.

Bill read second time, and ordered to third reading.

Senate Bill No. 49—An act to amend Section 413 of the Code of Civil Procedure, relating to service of summons.

Bill read second time, and ordered to third reading.

Senate Bill No. 467—An act to amend Section 3210 of the Civil Code, relating to the definition of inland bills of exchange.

Bill read second time, and ordered to third reading.

Senate Bill No. 468—An act to amend Section 3415 of the Civil Code, relating to actions to establish or compel the reissuance of private documents which have been lost or destroyed.

Bill read second time, and ordered to third reading.

Senate Bill No. 199—An act to add Section 2271 to the Civil Code, relating to powers and discretions of a successor trustee.

Bill read second time, and ordered to third reading.

Senate Bill No. 248—An act to amend Section 2246 of the Business and Professions Code, relating to instruction in chiropody.

Bill read second time, and ordered to third reading.

Senate Bill No. 347—An act to add Section 13397.1 to the Health and Safety Code, relating to solvents in clothes cleaning establishments.

Bill read second time, and ordered to third reading.

Senate Bill No. 490—An act to amend Section 4806 of the Business and Professions Code, relating to the salary of the Secretary of the Board of Examiners in Veterinary Medicine.

Bill read second time, and ordered to third reading.

Senate Bill No. 1057—An act to amend Section 2458 of the Business and Professions Code, relating to fees under the chapter on medicine and surgery.

Bill read second time, and ordered to third reading.

Senate Bill No. 1058—An act to amend Section 2011 of the Business and Professions Code, relating to instruction requirements to practice medicine and surgery.

Bill read second time, and ordered to third reading.

Senate Bill No. 1060—An act to amend Section 2117 of the Business and Professions Code, relating to the Board of Medical Examiners.

Bill read second time, and ordered to third reading.

Senate Bill No. 1063—An act to amend Section 2450 of the Business and Professions Code, relating to the payment of the annual tax and registration fee for physicians and surgeons, drugless practitioners, chiropodists and midwives.

Bill read second time, and ordered to third reading.

Senate Bill No. 1065—An act to amend Section 2114 of the Business and Professions Code, relating to the publication of a directory.

Bill read second time, and ordered to third reading.

Senate Bill No. 1068—An act to add Section 2141.10 to the Business and Professions Code, relating to post-mortem examinations.

Bill read second time, and ordered to third reading.

Senate Bill No. 1070—An act to add Section 2391.5 to the Business and Professions Code, relating to unprofessional conduct under the chapter on medicine and surgery.

Bill read second time, and ordered to third reading.

Senate Bill No. 1071—An act to amend Section 2390 of the Business and Professions Code, relating to unprofessional conduct under the chapter on medicine and surgery.

Bill read second time, and ordered to third reading.

Senate Bill No. 1470—An act to add Chapter 11, comprising Sections 28600 to 28665, inclusive, to Division 21 of the Health and Safety Code, relating to restaurants as herein defined.

Bill read second time, and ordered to third reading.

Senate Bill No. 198—An act to amend Sections 842 and 1538.5 of the Probate Code, relating to leases by executors, or administrators, or guardians.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Judiciary:

Amendment No. 1

On page 1 of the printed bill, as amended in the Senate on April 2, 1947, strike out lines 9 to 16, inclusive, and insert "which must not be longer than 10 years, except as otherwise herein provided with respect to a lease for the purpose of production of minerals, oil, gas or other hydrocarbon substances. The order may authorize other terms and".

Amendment read, and adopted.

Bill ordered reprinted, and to third reading.

Senate Bill No. 249—An act to amend Sections 2450 and 2452 of the Business and Professions Code, relating to chiropody.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Public Health:

Amendment No. 1

On page 1, line 10, of the printed bill, after "year", insert ", except that a person who is issued a certificate within 30 days of the end of the calendar year is exempt from the payment of the annual tax and registration fee for the year for which such certificate is issued".

Amendment read, and adopted.

Bill ordered reprinted, and to third reading.

Senate Bill No. 526—An act to repeal Sections 10240 and 10242 of the Insurance Code, and to add Sections 10240, 10242, 10244, 10246, 10248, 10250, 10252, and 10254 to Chapter 3, Part 2, Division 2 of the Insurance Code, relating to funeral insurance.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Finance and Insurance:

Amendment No. 1

In line 3 of the title of the printed bill, strike out "10252, and 10254", and insert "and 10252".

Amendment No. 2

On page 1, line 14, of said bill, strike out "a resident of", and insert "any person in".

Amendment No. 3

On page 1, lines 15 and 16, of said bill, strike out "a resident of", and insert "any person in".

Amendment No. 4

On page 1, line 20, of said bill, strike out "a resident of", and insert "any person in".

Amendment No. 5

On page 2, line 23, of said bill, after the period, insert "No insurer or society, including any society operating under Chapter 10 of Part 2 of Division 2 of this code, operating under any law which requires such incorporation shall issue or deliver funeral insurance contracts in this State."

Amendment No. 6

On page 2, line 30, of said bill, after "policy", insert "shall".

Amendment No. 7

On page 2, line 31, of said bill, strike out "in accordance"; and strike out lines 32 and 33, and insert a period.

Amendment No. 8

On page 2, line 36, of said bill, strike out ", as beneficiary or assignee or designee," and insert "designated in the policy".

Amendment No. 9

On page 2, line 44, of said bill, strike out "any contingent or other", and insert "the".

Amendment No. 10

On page 2, line 45, of said bill, strike out "contingent or other".

Amendment No. 11

On page 3, line 5, of said bill, before the period, insert ", if one be designated".

Amendment No. 12

On page 3, line 20, of said bill, strike out "a resident of", and insert "any person in"

Amendment No. 13

On page 3, line 23, of said bill, after "apply", insert "to a reduction of the benefit payable because of a misstatement of the age in the policy or application therefor, nor".

Amendment No. 14

On page 3, line 29, of said bill, strike out "life".

Amendment No. 15

On page 3 of said bill, strike out lines 36 to 39, inclusive.

Amendments read, and adopted.

Bill ordered reprinted, and to third reading.

REPORTS OF STANDING COMMITTEES

Committee on Constitutional Amendments

ASSEMBLY CHAMBER, SACRAMENTO, April 30, 1947

MR. SPEAKER: Your Committee on Constitutional Amendments, to which were referred.

Assembly Constitutional Amendment No. 14
Assembly Constitutional Amendment No. 15

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

CROWLEY, Chairman

Above reported resolutions ordered engrossed.

ASSEMBLY CHAMBER, SACRAMENTO, April 30, 1947

MR. SPEAKER: Your Committee on Constitutional Amendments, to which was referred:

Assembly Constitutional Amendment No. 23

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

CROWLEY, Chairman

Above reported resolution ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 30, 1947

MR. SPEAKER: Your Committee on Constitutional Amendments, to which was referred:

Assembly Constitutional Amendment No. 35

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and be adopted, as amended.

CROWLEY, Chairman

Above reported resolution ordered on file.

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, May 1, 1947

MR. SPEAKER: Your Committee on Rules, to which was referred:

Assembly Concurrent Resolution No. 71

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

DICKEY, Chairman

Above reported resolution ordered engrossed.

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, May 1, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 913

And reports the same correctly re-engrossed.

WEBER, Chairman

Above reported bill ordered to third reading.

MESSAGES FROM THE GOVERNOR

STATE OF CALIFORNIA
GOVERNOR'S OFFICE, SACRAMENTO, May 1, 1947

To the Assembly of the State of California
Sacramento, California

GENTLEMEN: I am transmitting to you herewith a copy of a message with reference to Assembly Bill No 781 entitled "An act to amend Sections 14.2, 15, 16, 16.1, 16.2, and 19 6 of the Fish and Game Code, relating to the general regulatory powers of the Fish and Game Commission."

This bill, with my message relative thereto, I (through my Legislative Secretary) delivered to Arthur A. Ohnimus, Chief Clerk of the Assembly, at 6 o'clock p.m., on the thirtieth day of April, 1947, at which time your honorable body had adjourned for the day but not for the session.

Respectfully submitted.

EARL WARREN, Governor

STATE OF CALIFORNIA
GOVERNOR'S OFFICE, SACRAMENTO, April 30, 1947

To the Honorable Members of the Assembly
State of California
Sacramento, California

GREETINGS: I am returning herewith, without my signature,

Assembly Bill No. 781, entitled: "An act to amend Sections 14.2, 15, 16, 16.1, 16.2, and 19.6 of the Fish and Game Code, relating to the general regulatory powers of the Fish and Game Commission."

My objections to this bill are as follows:

This bill and Senate Bill No. 679 are identical in all respects. Both bills were before me for consideration at the same time. By agreement with the first author on each bill I have signed Senate Bill No. 679 and am vetoing this bill solely for the purpose of avoiding duplicate statutes.

Respectfully submitted.

EARL WARREN, Governor

STATE OF CALIFORNIA
GOVERNOR'S OFFICE, SACRAMENTO, April 30, 1947

I acknowledge receipt this thirtieth day of April, 1947, at 6 o'clock p.m. of Assembly Bill No. 781 without the Governor's signature, together with a statement of his objections thereto signed by the Governor, delivered to me personally by Beach Vasey, Legislative Secretary to the Governor.

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly

CONSIDERATION OF GOVERNOR'S VETO

Assembly Bill No. 781—An act to amend Sections 14.2, 15, 16, 16.1, 16.2, and 19.6 of the Fish and Game Code, relating to the general regulatory powers of the Fish and Game Commission.

Governor's message stating his objections read previously.

The question being: Shall Assembly Bill No. 781 become a law notwithstanding the objections of the Governor?

The roll was called, and the Assembly sustained the objections of the Governor by the following vote:

AYES—None.

NOES—Anderson, Bennett, Berry, Blosser, Boyd, Brown, Burke, Caldecott, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Dolwig, Doyle, Elliott, Erwin, Evans, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Loomis, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Rosenthal, Sherwin, Silliman, Stanley, Stewart, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—58.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, April 29, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed:

Assembly Bill No. 736
Assembly Bill No. 755
Assembly Bill No. 854
Assembly Bill No. 856
Assembly Bill No 988
Assembly Bill No. 1010
Assembly Bill No. 1088
Assembly Bill No. 1889
Assembly Bill No. 2463

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bills ordered enrolled.

SENATE CHAMBER, SACRAMENTO, April 30, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed, as amended:

Assembly Bill No 115
Assembly Bill No. 189
Assembly Bill No. 411
Assembly Bill No. 1328
Assembly Bill No. 1446

And respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of the Senate

Above bills ordered to unfinished business file.

SENATE CHAMBER, SACRAMENTO, April 29, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted:

Senate Concurrent Resolution No. 41

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS

The following resolution was read:

Senate Concurrent Resolution No. 41—Relative to approving a certain amendment to the charter of the City of Oakland, a municipal corporation in the County of Alameda, State of California, voted for and ratified by the qualified electors of said city at a special municipal election held therein on the fifteenth day of April, 1947.

Referred to Committee on Rules.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, April 30, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed:

Senate Bill No. 196
Senate Bill No. 214
Senate Bill No. 569
Senate Bill No. 655
Senate Bill No. 760
Senate Bill No. 1097

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS (RESUMED)

The following bills were read the first time:

Senate Bill No. 196—An act to add Sections 261e and 261f to the Code of Civil Procedure, relating to superior court employees in counties, or cities and counties, having a population between 600,000 and 900,000.

Referred to Committee on Judiciary.

Senate Bill No. 214—An act to amend Sections 23600, 23603, 23626, 23673, 23875, 23981, 24528, and 24529 of, and to add Sections 23674, 23878, and 23879 to, the Water Code, relating to improvement districts in irrigation, declaring the urgency hereof, to take effect immediately.

Referred to Committee on Conservation, Planning, and Public Works.

Senate Bill No. 569—An act to provide for research by the University of California on the origin, prevention, and cure of cancer and to make an appropriation therefor, declaring the urgency thereof and providing that this act shall take effect immediately.

Referred to Committee on Ways and Means.

Senate Bill No. 655—An act to amend Section 14256 of the Government Code, relating to state contracts.

Referred to Committee on Governmental Efficiency and Economy.

Senate Bill No. 760—An act to amend Section 3941 of the Education Code, relating to the suspensions of high school districts, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Education.

Senate Bill No. 1097—An act to amend Section 13 of the Unemployment Insurance Act, relating to unemployment insurance.

Referred to Committee on Finance and Insurance.

CONSIDERATION OF SENATE AMENDMENTS (BY UNANIMOUS CONSENT)

Assembly Bill No. 1328—An act to amend Sections 39, 41, 53, 54, and 57 and to add Section 39.1 to the Unemployment Insurance Act, relating to unemployment insurance.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 1328?

Amendment No. 1

On page 1, line 10, of the printed bill, after "period", insert "after December 31, 1940 (including any rating period after December 31, 1947)."

Amendment No. 2

On page 3, line 44, of the printed bill, strike out the semicolon and insert a comma.

Amendment No. 3

On page 3 of the printed bill, strike out lines 50 and 51, and insert "The maximum amount of benefits chargeable against employers' accounts by reason of benefits paid to any one individual for any one benefit year shall not be in excess of eighteen times the weekly benefit amount of such individual for such benefit year."

Amendment No. 4

On page 4 of the printed bill, strike out lines 1 and 2.

Amendment No. 5

On page 6, line 31, of the printed bill, strike out "Social".

Amendment No. 6

On page 6, line 34, of the printed bill, strike out "3", and insert "III".

Amendment No. 7

On page 6, line 35, of the printed bill, strike out "and 1602", and insert ", 1602 and 1603".

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 1328 by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Butters, Caldecott, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, M. Philip Davis, Debs, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, Johnson, Kirkwood, Loomis, Luckel, Maloney, McCollister, McMillan, Miller, Nicholson, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—61

NOES—None.

Assembly Bill No. 1328 ordered enrolled.

Assembly Bill No. 115—An act to repeal Sections 205 and 206 of, amend Sections 404, 451, 455, and 460 of, and to add Sections 205, 309,

403.1, and 455.7 to, the Unemployment Insurance Act, relating to unemployment compensation disability insurance.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 115?

Amendment No. 1

In line 2 of the title of the printed bill, strike out "403", and insert "404".

Amendment No. 2

In line 3 of the title of the printed bill, strike out "206,".

Amendment No. 3

In line 3 of the title of the printed bill, before "and", insert "403.1,".

Amendment No. 4

On page 1, line 16, of the printed bill, before "average", insert "annual".

Amendment No. 5

On page 1, line 16, of the printed bill, strike out "received".

Amendment No. 6

On page 2, line 20, of the printed bill, strike out "each", and insert "any".

Amendment No. 7

On page 2 of the printed bill, strike out lines 27 to 32, inclusive; and on page 3, strike out lines 1 to 10, inclusive, and insert

"SEC. 2. Section 403.1 is added to the Unemployment Insurance Act, to read:

Sec. 403.1. In addition to the amount of worker contributions collected under this act during the calendar years 1944 and 1945 and heretofore deposited or invested in the obligations of the Unemployment Trust Fund of the United States of America established by subchapter (c) of Chapter 9, United States Internal Revenue Code, an amount equal to that sum multiplied by the annual average rate of interest received on the Unemployment Trust Fund for periods subsequent to the effective date of Article 10 of this act may also be requisitioned from the Unemployment Trust Fund and deposited in the Disability Fund to augment the amounts available for expenditure for the same purposes, except that no portion thereof shall be used for expenses of administration; provided, however, that in no event shall the total amount requisitioned from the Unemployment Trust Fund for the purposes of this article, including interest or other earnings, be in excess of the amount of worker contributions collected under this act and deposited or invested in the obligations of the Unemployment Trust Fund as provided by Public Law 719 of the Seventy-ninth Congress."

Amendment No. 8

On page 3, line 21, of the printed bill, strike out "such", at the end of the line; and strike out lines 22 to 24, inclusive, and insert "as to individuals in partial or other forms of short time employment and as to employees not in employment the plan has been made available to such of those individuals or employees as the commission shall prescribe by authorized regulations."

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 9

On page 3 of the printed bill, between lines 10 and 11, insert

"SEC. 3. Section 404 of the Unemployment Insurance Act is amended to read:

Sec. 404. Whenever the commission believes that a change in contributions rate or disability benefit amounts [shall] *may* become necessary to protect the solvency of the Disability Fund, it shall at once inform the Governor and the Legislature thereof and make recommendations accordingly.

In such case the Governor may declare an emergency and authorize the commission to announce a modified scale of benefits or increased waiting period, or other changes in rules and regulations regarding the eligibility for payment of benefits which the commission may deem necessary to assure the solvency of the Disability Fund; such modified regulations to be in effect until the Governor declares the emergency at an end or until further action is taken by the Legislature."

Amendment No. 10

On page 3, line 11, of the printed bill, strike out "3", and insert "4".

Amendment No. 11

On page 3, line 48, of the printed bill, strike out the first "4", and insert "5".

Amendment No. 12

On page 4, line 6, of the printed bill, strike out "such".

Amendment No. 13

On page 4, line 7, of the printed bill, strike out "as may be necessary".

Amendment No. 14

On page 4, line 8, of the printed bill, strike out "applicable", and insert "allow benefits to".

Amendment No. 15

On page 4, line 25, of the printed bill, strike out the first "5", and insert "6".

Amendment No. 16

On page 4, line 27, of the printed bill, strike out "Benefits", and insert "The proportionate share as determined by authorized regulations of benefits".

Amendment No. 17

On page 4, line 29, of the printed bill, after "was", insert "wholly or partially".

Amendment No. 18

On page 4, line 37, of the printed bill, strike out the first "6", and insert "7".

Amendment No. 19

On page 5, line 5, of the printed bill, strike out "7", and insert "8".

Amendment No. 20

On page 5, line 6, of the printed bill, strike out "8", and insert "9".

Amendment No. 21

On page 5, lines 8 and 9, of the printed bill, strike out "with respect to any week in", and insert "equal to one-seventh (1/7) of his weekly benefit amount for each full day during".

Amendment No. 22

On page 5, line 15, of the printed bill, after "disability", insert "with respect to which no benefits are payable".

Amendment No. 23

On page 5 of the printed bill, strike out lines 27 to 32, inclusive, and insert "SEC. 10. Sections 8 and 9 of this act shall become operative January 1, 1948."

Amendment No. 24

In line 3 of the title of the printed bill, as amended in the Senate on April 21, 1947, strike out "403.12", and insert "403.1".

Amendment No. 25

On page 2, lines 14 and 15, of said bill, strike out "two one-hundredths of 1 percent (.02%)", and insert "three one-hundredths of 1 percent (.03%)".

Amendment No. 26

On page 2, lines 27 and 28, of said bill, strike out "two one-hundredths of 1 percent (.02%)", and insert "three one-hundredths of 1 percent (.03%)".

Amendment No. 27

On page 4, line 49, of said bill, after "prescribed", insert "to".

Amendment No. 28

On page 6, line 11, of said bill, after "which", insert "waiting period".

Amendment No. 29

On page 6 of said bill, after line 31, insert

"SEC. 11. If at any time the Federal Security Administrator, or other higher authority, rules that the provisions of Section 403.1 as added to the Unemployment Insurance Act by the Fifty-seventh Session of the California Legislature are not in

conformity with the provisions of Title III of the Social Security Act or Sections 1601, 1602, and 1603 of the Internal Revenue Code, then such Section 403.1 shall be nonoperative during such period of nonconformity."

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 115 by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Butters, Caldecott, Clarke, Collier, George D Collins, Conrad, Cooke, Cramer, Crichton, Crowley, M. Philip Davis, Debs, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Rosenthal, Sherwin, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—61.

NOES—None.

Assembly Bill No. 115 ordered enrolled.

REQUEST FOR UNANIMOUS CONSENT THAT ASSEMBLY BILL NO. 1619 BE WITHDRAWN FROM THE COMMITTEE ON MUNICIPAL AND COUNTY GOVERNMENT, AND BE RE-REFERRED

Mr. Thurman asked for, and was granted, unanimous consent that Assembly Bill No. 1619 be withdrawn from the Committee on Municipal and County Government, and be re-referred to the Committee on Judiciary.

RESOLUTIONS

The following resolution was offered:

By Mr. Price, Mrs. Niehouse, Messrs. Conrad, Cooke, Hahn, Kilpatrick, Berry, McMillan, and Bennett:

House Resolution No. 166

Relative to creating an Assembly Interim Investigating Committee on Crime Prevention and Correction

WHEREAS, The Assembly is aware of the increasing extent of the problems involving crime prevention and control, and the correction, supervision, and treatment of offenders; the acute seriousness of such problems to the welfare of this State; and the necessity that all pertinent facts bearing upon such subjects be found, assembled, and analyzed to the end that the Legislature of California may be enabled to act advisedly and judiciously in the premises for the best interests of California in the consideration and enactment of legislation; now, therefore, be it

Resolved by the Assembly of the State of California,

1. The Assembly Committee on Crime Prevention and Correction is hereby created, appointed, authorized and directed to ascertain, study and analyze all facts relating to the problems of juvenile delinquency, crime prevention and control, the rehabilitation, correction, supervision, and treatment of offenders, existing or proposed instrumentalities or facilities therefor, and any and all matters directly or indirectly pertaining to or affected by these problems, and all matters incidental thereto, including but not limited to the operation, effect, administration, enforcement, and needed revision of any and all laws in any way bearing upon or relating to the subject of this resolution, and to report its recommendations for appropriate legislation.

2. The committee shall consist of seven Members of the Assembly appointed by the Speaker thereof The Speaker shall appoint the chairman. Vacancies occurring or existing in the membership of the committee shall be filled by the appointing power.

3. The committee is authorized to act during this session of the Legislature, including any recess, and after final adjournment until the commencement of the next regular session, with authority to file its final report not later than the fifteenth legislative day of the next regular session.

4. The committee and its members shall have and exercise all of the rights, duties and powers conferred upon investigating committees and their members by the provisions of the Joint Rules of the Senate and Assembly and of the Standing Rules of the Assembly as they are adopted and amended from time to time, which provisions are incorporated herein and made applicable to this committee and its members.

5. The committee has the following additional powers and duties:

(a) To select a vice chairman from its membership.

(b) To cooperate with and secure the cooperation of county, city, city and county, and other local law enforcement agencies in investigating any matter within the scope of this resolution and to direct the sheriff of any county to serve subpenas, orders and other process issued by the committee.

(c) To report its findings and recommendations to the Legislature and to the people from time to time and at any time, not later than herein provided.

(d) To do any and all other things necessary or convenient to enable it fully and adequately to exercise its powers, perform its duties, and accomplish the objects and purposes of this resolution.

(e) To meet at the State Capitol or at any other place in this State or within the United States.

6 The sum of ten thousand dollars ($10,000) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Assembly for the expenses of the committee and its members and for any charges, expenses or claims it may incur under this resolution, to be paid from the said Contingent Fund of the Assembly and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read, and referred to the Committee on Rules.

NOTICE OF MOTION TO RECONSIDER CONTINUED

By unanimous consent, Mr. Doyle's notice of motion to reconsider Assembly Constitutional Amendment No. 28 was continued until the next legislative day.

CONSIDERATION OF DAILY FILE (RESUMED)

UNFINISHED BUSINESS

RECONSIDERATION OF ASSEMBLY BILL NO. 687

In compliance with a notice given on a previous day, Mr. Wollenberg moved that the vote whereby Assembly Bill No. 687 was refused passage be reconsidered.

Assembly Bill No. 687 reconsidered by the following vote:

AYES—Anderson, Bennett, Berry, Blosser, Brown, Burke, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Debs, Dickey, Dolwig, Doyle, Elliott, Erwin, Fletcher, Gaffney, Geddes, Grant, Hahn, Hawkins, Hinckley, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Luckel, Maloney, McMillan, Niehouse, Price, Robertson, Stanley, Stephenson, Stewart, Thomas, Thompson, Waters, Weber, Wollenberg, and Mr. Speaker—48.

NOES—Grunsky, Heisinger, Loomis, Sherwin, and Silliman—5.

Assembly Bill No. 687 ordered to third reading file.

REQUEST FOR UNANIMOUS CONSENT TO TAKE UP ASSEMBLY BILL NO. 886, OUT OF ORDER

Mr. Waters asked for, and was granted, unanimous consent that Assembly Bill No. 886 be taken up, out of order, at this time.

CONSIDERATION OF ASSEMBLY BILL NO. 886

Assembly Bill No. 886—An act to amend Sections 17051, 17057, 17136.1, 17165, 17254, 17319, 17319.3, 17319.5, 17322.3, and to amend and renumber Sections 17325, 17326, 17327, 17328, 17329, 17330, 17332.11, and to amend Sections 17353, 17354, 17355, 17535, 17721, 17980.1, 18132, 18475, 18552, 18554, 18648, 19253 of, and to add Sections 17102.1, 17102.2 to, the Revenue and Taxation Code, relating to personal income taxes, and providing that this act shall take effect immediately.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brown, Burke, Butters, Caldecott, Carey, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Debs, Dickey, Dolwig, Doyle, Dunn, Elliott, Evans, Field, Fletcher, Gaffney,

Geddes, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Loomis, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stewart, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—61.

NOES—None.

Bill ordered transmitted to the Senate.

Speaker Pro Tempore Presiding

At 10 a.m., Hon. Thomas A. Maloney, Speaker pro Tempore of the Assembly, presiding.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1519—An act to amend Section 6015 of, and to add Section 6367 to, the Revenue and Taxation Code, relating to the taxation of the privilege of selling and of storing, using, or otherwise consuming tangible personal property and to certain exemptions from said taxation, and providing that this act shall take effect immediately.

Bill read third time.

The roll was called, and the bill refused passage by the following vote:

AYES—Allen, Anderson, Boyd, Brown, Burke, Collier, Conrad, Debs, Clayton A. Dills, Doyle, Erwin, Field, Geddes, Grant, Hahn, Hawkins, Hinton, Hollibaugh, Rosenthal, and Stewart—20.

NOES—Berry, Blosser, Butters, Carey, Clarke, George D. Collins, Cooke, Cramer, Crichton, M. Philip Davis, Dickey, Fletcher, Gaffney, Grunsky, Heisinger, Huyck, James, Johnson, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Robertson, Sherwin, Silliman, Stanley, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—37.

Assembly Bill No. 1641—An act to amend Sections 322 and 327 of the Revenue and Taxation Code, relating to description of land for assessment purposes.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Bennett, Berry, Blosser, Boyd, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, M. Philip Davis, Dickey, Clayton A. Dills, Doyle, Dunn, Elliott, Erwin, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Price, Rosenthal, Sherwin, Silliman, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—63.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 2107—An act to amend Sections 255 and 441 of the Revenue and Taxation Code, relating to property taxation.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis,

Lowrey, Maloney, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sherwin, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—62.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1407—An act to amend Section 2912 of the Revenue and Taxation Code, relating to assessors' monthly reports to auditors.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Burke, Butters, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Debs, Clayton A. Dills, Dolwig, Doyle, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sherwin, Silliman, Stephenson, Thomas, Thompson, Thorp, Waters, Weber, and Wollenberg—61.

NOES—None.

Bill ordered transmitted to the Senate.

REPORTS OF STANDING COMMITTEES

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, May 1, 1947

MR. SPEAKER: Your Committee on Rules, to which was referred:

Senate Concurrent Resolution No. 41

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

DICKEY, Chairman

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 41 (BY UNANIMOUS CONSENT)

Senate Concurrent Resolution No. 41—Relative to approving a certain amendment to the charter of the City of Oakland, a municipal corporation in the County of Alameda, State of California, voted for and ratified by the qualified electors of said city at a special municipal election held therein on the fifteenth day of April, 1947.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Butters, Caldecott, Carey, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Rosenthal, Sherwin, Stanley, Stephenson, Stewart, Thomas, Thompson, Thurman, Waters, and Wollenberg—67.

NOES—None.

Resolution ordered transmitted to the Senate.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 2202—An act to add Chapter 18, comprising Section 19500, to the Revenue and Taxation Code, relating to personal income taxes, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Cramer, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—69.
NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Cramer, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—69.
NOES—None.

Bill ordered transmitted to the Senate.

Speaker Presiding

At 10.30 a.m., Hon. Sam L. Collins, Speaker of the Assembly, presiding.

Assembly Bill No. 1164—An act to amend Sections 8 and 13 of, and to add Section 34.1 to, the Bank and Corporation Franchise Tax Act, relating to bank and corporation taxes, and to provide that this act shall take effect immediately.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Cramer, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—69.
NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 99—An act to amend Sections 737aa and 737nn of the Political Code, relating to the salaries of judges of the superior court.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Beck, Bennett, Berry, Blosser, Brown, Burke, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cramer, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Erwin, Field, Fletcher, Gaffney, Gannon, Geddes, Grunsky, Hahn, Hawkins, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, Miller, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—62.

NOES—Anderson, Evans, Heisinger, and McMillan—4.

Bill ordered transmitted to the Senate.

CONSIDERATION OF SPECIAL ORDER

The hour having arrived, Senate Bill No. 342 was taken up.

Senate Bill No. 342—An act to amend Section 1135 of the Labor Code, relating to hot cargo and secondary boycotts, making the provisions thereof permanent, and declaring state policy in regard thereto.

Bill read third time.

Motion to Amend

Mr. George D. Collins moved the adoption of the following amendments:

Amendment No. 1

In the title of the printed bill, as amended in the Senate on March 17, 1947, strike out "Section 1135", and insert "Sections 1134 and 1135".

Amendment No. 2

On page 1 of said bill, strike out line 14, and insert

"SECTION 1. Sections 1134 and 1135 of the Labor Code are repealed."

Amendments read.

Point of Order

Mr. Clarke arose to the following point of order: That Mr. George D. Collins is not speaking on the amendments.

Ruling by Speaker

Speaker Collins ruled the point of order well taken.

The question being on the adoption of the amendments offered by Mr. George D. Collins.

Motion to Table

Mr. Clarke moved that the amendments offered by Mr. George D. Collins to Senate Bill No. 342 be laid on the table.

Mr. Thurman seconded the motion.

The roll was called, and the motion carried by the following vote:

AYES—Blosser, Boyd, Brown, Burke, Butters, Clarke, Collier, Conrad, Cramer, M. Philip Davis, Dolwig, Erwin, Field, Gannon, Geddes, Grant, Grunsky, Hahn, Hinckley, Hinton, Huyck, James, Johnson, Kirkwood, Knight, Loomis, Luckel, McCollister, Niehouse, Price, Robertson, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—43.

NOES—Anderson, Beck, Bennett, Berry, Brady, Carey, George D. Collins, Cooke, Crowley, Dickey, Clayton A. Dills, Doyle, Dunn, Elliott, Evans, Fletcher, Gaffney, Hawkins, Heisinger, Hollibaugh, Kilpatrick, Lowrey, Lyons, Maloney, McMillan, Miller, O'Day, Rosenthal, Sheridan, and Thomas—30.

The question being on the passage of Senate Bill No. 342.

Point of Order

Mr. James arose to the following point of order: That Mr. Miller has exceeded his time.

Motion to Allow Mr. Miller Additional Time

Mr. Gannon moved that Mr. Miller be granted an additional five minutes, for debate.

Mr. Lowrey seconded the motion.

Motion carried.

The question being on the passage of Senate Bill No. 342.

Demand for Previous Question

Messrs. Collier, Price, Stanley, Loomis, and Luckel demanded the previous question.

The roll was called, and the demand for previous question sustained by the following vote:

AYES—Bennett, Blosser, Boyd, Brown, Burke, Butters, Clarke, Collier, Cramer, Crichton, M. Philip Davis, Dickey, Clayton A. Dills, Dolwig, Erwin, Evans, Field, Fletcher, Gannon, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kirkwood, Knight, Loomis, Luckel, McCollister, Niehouse, Price, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Weber, and Mr. Speaker—46.

NOES—Beck, Berry, Brady, Caldecott, Carey, George D. Collins, Conrad, Cooke, Ralph C. Dills, Doyle, Dunn, Elliott, Gaffney, Hollibaugh, Lowrey, Lyons, Maloney, Miller, O'Day, Rosenthal, and Sheridan—21.

Explanation of Vote

I voted "NO" on the previous question on Senate Bill No. 342 because I felt that a measure that was of such importance to the people, and which is of doubtful constitutionality deserved at least as much time for consideration as a previous bill, Assembly Bill No. 615, relative to the taking of grunions.

FRANCIS DUNN, JR.

The question being on the passage of Senate Bill No. 342

The roll was called, and the bill passed by the following vote:

AYES—Beck, Blosser, Boyd, Brown, Burke, Butters, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, M. Philip Davis, Ralph C. Dills, Dolwig, Erwin, Field, Gannon, Geddes, Grant, Grunsky, Hahn, Hinckley, Hinton, Huyck, James, Johnson, Kirkwood, Knight, Loomis, Lowrey, Luckel, McCollister, Niehouse, Price, Robertson, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—48.

NOES—Allen, Anderson, Bennett, Berry, Brady, Caldecott, Carey, George D. Collins, Crowley, Dickey, Clayton A. Dills, Doyle, Dunn, Elliott, Evans, Fletcher, Gaffney, Hawkins, Hollibaugh, Kilpatrick, Lyons, Maloney, McMillan, Miller, O'Day, Rosenthal, Sheridan, and Thomas—28.

Bill ordered transmitted to the Senate.

Explanation of Vote on Senate Bill No. 342

I voted "No" because the continuation of this statute definitely abrogates the natural and fundamental right to refrain from work, thereby involving the police powers of the State to enforce involuntary servitude.

The act itself admittedly asked only a suspension of this right in face of national emergency and subsequent war and only for the duration. The people so concurred

I believe the unconstitutionality of the act will be so decreed by the California and United States Supreme Courts.

Signed. EDWARD M. GAFFNEY

MOTION TO PRINT LIST IN JOURNAL

Mr. Fletcher moved that the list, being kept by the Speaker, of the members who wished to speak on the passage of Senate Bill No. 342, but who were prevented from doing so because the demand for the previous question was sustained, be printed in the Journal.

Mr. Rosenthal seconded the motion.

Motion carried.

List of Members Asking to Speak Upon the Passage of Senate Bill No. 342

Messrs. Thurman, Gaffney, Dunn, Gannon, Cramer, Rosenthal, and Fletcher.

RECESS

At 11.30 a.m., on motion of Mr. Dickey, the Assembly recessed until 11.40 a.m.

REASSEMBLED

At 11.40 a.m., the Assembly reconvened.

Hon. Thomas A. Maloney, Speaker pro Tempore of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

Recommendation of the Governor

In accordance with Article IV, Section 34, of the Constitution, the Governor presented the following communication recommending the passage of Assembly Bill No. 1455:

STATE OF CALIFORNIA
GOVERNOR'S OFFICE, SACRAMENTO, April 30, 1947

To the Honorable Members of the Assembly
Sacramento, California

GENTLEMEN:

Assembly Bill No. 1455—"An act to add Section 8.5 to an act entitled 'An act to provide for the acquisition of temporary and emergency housing facilities for veterans and families of servicemen by joint action of the State and local agencies, providing for the operation of such facilities, making an appropriation, and declaring the urgency thereof, to take effect immediately,' approved February 15, 1946, relating to the completion of facilities remaining uncompleted by reason of cessation of work by the Federal Government pursuant to contracts for such work, making an appropriation and providing for the allocation thereof, declaring the urgency of this act, to take effect immediately,"

in my opinion constitutes an emergency bill within the meaning of that term as used in Section 34 of Article IV of the Constitution of the State of California, the consideration of which should not await the final enactment of the Budget Bill.

I therefore recommend consideration of Assembly Bill No. 1455 as an emergency measure.

Respectfully submitted.

EARL WARREN, Governor

REPORTS OF STANDING COMMITTEES

Committee on Ways and Means

ASSEMBLY CHAMBER, SACRAMENTO, May 1, 1947

MR. SPEAKER: Your Committee on Ways and Means, to which was referred: Assembly Bill No. 1455

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

WOLLENBERG, Chairman

Above reported bill ordered to second reading.

SECOND READING OF ASSEMBLY BILLS (BY UNANIMOUS CONSENT)

Assembly Bill No. 1455—An act to provide for housing facilities, for the completion by the State of California of housing projects initiated by the United States and the agencies thereof, for the carrying out of other housing projects needed to provide adequate residences for the people of the State, and for the administration of this act, to make an appropriation.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Conservation, Planning, and Public Works:

Amendment No. 1

On page 2 of the printed bill, as amended in the Assembly on April 29, 1947, strike out line 13, and insert

"Nothing contained in this section shall relieve any local agency of its obligation to pay".

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Motion to Place Rush Order on Printing of Assembly Bill No. 1455

Mr. Allen moved that a rush order be placed upon the printing of Assembly Bill No. 1455.

Motion carried.

NOTICE OF MOTION TO WITHDRAW ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 11 FROM INACTIVE FILE

Mr. Kilpatrick gave notice that on the next legislative day he would move to withdraw Assembly Constitutional Amendment No. 11 from the inactive file, and have it placed upon file for adoption.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 444—An act to add Section 4041.40 to the Political Code, and Section 26205 to the Government Code, relating to the preservation of certain documentary records by the preparation of photographic copies thereof and the destruction or disposition of said records thereafter.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, M. Philip Davis, Dickey, Ralph C. Dills, Dolwig, Doyle, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thurman, Waters, Weber, and Wollenberg—61.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 279—An act to amend Section 7e of an act entitled "An act authorizing the establishment of municipal courts, prescribing their constitution, regulation, government, procedure and jurisdiction, and providing for the election and appointment of the judges, clerks and other attaches of such courts, their terms of office, qualification and compensation and for the selection of jurors therein," approved May 23, 1925, relating to the office of secretary and jury commissioner in municipal courts in cities of the first and one-half class.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brown, Burke, Caldecott, Carey, Clarke, Collier, Conrad, Cramer, Crowley, M. Philip Davis, Dickey, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Gaffney, Gannon, Grant, Grunsky,

Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Price, Rosenthal, Sherwin, Silliman, Stanley, Thorp, Thurman, Waters, Weber, and Wollenberg—54.

NOES—George D. Collins, and Stephenson—2.

Bill ordered transmitted to the Senate.

Assembly Bill No. 640—An act to amend Section 59 of the Alcoholic Beverage Control Act, relating to sales on election day.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Beck, Bennett, Berry, Brady, Butters, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, Dickey, Dolwig, Doyle, Erwin, Fletcher, Gaffney, Gannon, Grunsky, Hahn, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Luckel, Lyons, Maloney, Robertson, Rosenthal, Silliman, Stanley, Stephenson, Thomas, Thompson, Thurman, and Weber—42.

NOES—Anderson, Brown, George D. Collins, M. Philip Davis, Geddes, Knight, Lowrey, O'Day, Stewart, and Wollenberg—10.

Bill ordered transmitted to the Senate.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, May 1, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to:

Senate Bill No. 114
Senate Bill No. 320

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

REQUEST FOR UNANIMOUS CONSENT TO TAKE UP SENATE CONCURRENT RESOLUTION NO. 39, OUT OF ORDER

Mr. Cooke asked for, and was granted, unanimous consent that Senate Concurrent Resolution No. 39 be taken up, out of order, at this time.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 39

Senate Concurrent Resolution No. 39—Relative to approving certain amendments to the charter of the City of San Buenaventura, a municipal corporation in the County of Ventura, State of California, voted for and ratified by the qualified electors of said city, at a general municipal election held therein on the eighth day of April, 1947.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Erwin, Fletcher, Gaffney, Gannon, Geddes, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, Miller, Niehouse, O'Day, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—64.

NOES—None.

Resolution ordered transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT THAT ASSEMBLY BILL NO. 2407 BE WITHDRAWN FROM THE FILE, AND BE RE-REFERRED

Mr. Hollibaugh asked for, and was granted, unanimous consent that Assembly Bill No. 2407 be withdrawn from the third reading file, and be re-referred to the Committee on Military Affairs.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1378—An act to amend Section 1097 of the Fish and Game Code, relating to record of catch.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Crichton, Crowley, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Field, Fletcher, Gaffney, Gannon, Geddes, Grunsky, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, Miller, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—65.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 145—An act to amend Sections 511.1, 511.2, 512, and 515 of, to repeal Sections 511.3 and 511.4 of, and to add Sections 511.3, 511.4, and 525.1 to, the Vehicle Code, and to amend Section 144 of the Streets and Highways Code, all relating to speed limits and the operation of vehicles upon the highway.

Bill read third time.

The roll was called, and the bill refused passage by the following vote:

AYES—Berry, Blosser, Collier, Cramer, Crowley, Lester T. Davis, Elliott, Fletcher, Gaffney, Gannon, Grant, Hollibaugh, Huyck, James, Johnson, Kirkwood, Lowrey, Lyons, Maloney, McMillan, Miller, O'Day, Price, Rosenthal, Silliman, Stanley, Stephenson, Thomas, Thorp, Thurman, and Wollenberg—31.

NOES—Bennett, Brady, Brown, Burke, Butters, Caldecott, Carey, Clarke, George D. Collins, Crichton, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Erwin, Field, Geddes, Grunsky, Heisinger, Hinckley, Hinton, Kilpatrick, Knight, Luckel, Robertson, Sheridan, Sherwin, Stewart, Thompson, Waters, and Weber—32.

Notice of Motion to Reconsider Assembly Bill No. 145

Mr. Cramer gave notice that on the next legislative day he would move to reconsider the vote whereby Assembly Bill No. 145 was this day refused passage.

MOTION THAT PREPARED REMARKS BY MR. ROSENTHAL RELATIVE TO SENATE BILL NO. 342 BE PRINTED IN JOURNAL

Mr. Sherwin moved that the prepared remarks by Mr. Rosenthal, relative to Senate Bill No. 342, which he did not have the opportunity of presenting, be ordered printed in the Journal.

Mr. Lowrey seconded the motion.

Motion carried.

PREPARED REMARKS OF MR. ROSENTHAL RELATIVE TO SENATE BILL NO. 342

Arguments Re Senate Bill No. 342

Senate Bill 342 (Hatfield)—amended in the Senate, March 17—and Assembly Bill No. 1152 (Clarke) would make permanent the "Hot Cargo" Law.

The "Hot Cargo" is in effect a secondary boycott, and is a legitimate weapon of the trade union movement. The use of the secondary boycott permits one group of workers to come to the aid of their fellow-workers, and enactment of this bill would deny to workers the right to maintain their community of interest.

The right of workers to maintain this community of interest has been upheld by the courts. Chief Justice William Howard Taft, of the United States Supreme Court, and former President of the United States, said: "The strike becomes a lawful and economic struggle, or competition between employer and employees as to the share or division between them of the joint product of capital and labor. To render this combination (a labor union) at all effective, *employees must make their combination extend beyond one shop.*" (*American Steel Foundries* v. *Tri-City Central Trades Council,* 257 U. S. 184, 209; 42 S. Ct. 72, 78.)

One of the principal rights of a union—to publicize its dispute with an employer—is involved in this legislation. In actuality, this is the exercise of free speech. The injunctive provision of the "Hot Cargo" Act is a threat to the right of free speech and the right of labor organizations to publicize a dispute.

The Missouri Supreme Court, in 1901, stated: "Wherever the authority of injunction begins, there the right of free speech, free writing, or free publication ends. No half-way house stands on the highway between absolute prevention and absolute freedom. The rights established in Section 14 can neither be impaired by the Legislature nor hampered nor denied by the courts * * *

"If these defendants are not permitted to tell the story of their wrongs, or if you please, their supposed wrongs, by word of mouth or with pen or print, and to endeavor to persuade others to aid them by all peaceable means in securing redress of such wrongs, what becomes of free speech and what of personal liberty? The fact that in exercising that freedom they thereby do plaintiff an actionable injury, such fact does not go a hair toward a dimunition of their right of free speech, etc., for the exercise of which, if resulting in such injury, the Constitution makes them expressly responsible. But such responsibility is utterly incompatible with authority in a court of equity to prevent such responsibility from occurring." (*Marx and Hass, Jeans Clothing* v. *Watson,* Missouri Supreme Court, 168 Mo. 133 (1901).)

In *Thornhill* vs. *Alabama,* 310 U. S. 88, 103, the United States Supreme Court said: "Free discussion concerning the conditions in industry and the causes of labor disputes appear to us indispensable to the effective and intelligent use of the processes of popular government to shape the destiny of modern industrial society. * * * The freedom of speech and of the press guaranteed by the Constitution embraces at least the liberty to discuss publicly and truthfully all matters of public concern without previous restraint or fear of subsequent punishment.

This right of free speech is imperiled by Section 1132, which states: "Any act, combination or agreement which directly or indirectly causes, induces or compels a violation of any of the provisions of this chapter, or inflicts any loss, injury or damage on anyone because of his refusal to violate any of the provisions of this chapter shall be unlawful."

In the case of the *American Federation of Labor* vs. *Swing*, the Supreme Court said: "Such a ban of free communication is inconsistent with the guarantee of freedom of speech. That a state has ample power to regulate the local problems thrown up by modern industry and to preserve the peace is axiomatic. But not even these essential powers are unfettered by the requirements of the Bill of Rights. The scope of the Fourteenth Amendment is not confined by the notion of a particular state regarding the wise limits of an injunction in an industrial dispute, whether those limits be defined by statute or by the judicial organ of the state. A state can not exclude workingmen from peacefully exercising the right of free communication by drawing the circle of economic competition between employers and workers so small as to contain only an employer and those directly employed by him. The interdependence of economic interest of all engaged in the same industry has become a commonplace. *American Foundries* vs. *Tri-City Council*, 257 U. S. 184, 209. The right of free communication can not therefore be mutilated by denying it to workers, in a dispute with an employer, even though they are not in his employ. Communication by such employees of the facts of a dispute, deemed by them to be relevant to their interests, can no more be barred because of concern for the economic interests against which they are seeking to enlist public opinion. * * *"

A frequent argument against the use of the secondary boycott is that it always involves an injured third party. In reality, there is no such thing as an injured third party. The Supreme Court of California, in the case of *Fortenbury* vs. *Superior Court* (16 Cal. 2d, 405, 409), stated: "Although the respondent argues that a person secondarily boycotted is an innocent third party, caught between the upper and lower millstones of an industrial dispute in which he has no interest, this is clearly not correct. One who sells a product of a merchant or manufacturer who is engaged in a labor dispute with his employees inescapably becomes an ally of the employer. He has a direct unity of interest with the one being struck. By providing an outlet for that product, he enables the employer to maintain the working conditions against which labor is protesting. And unless the union is allowed to follow the product to the place where it is sold and to ask the public by peaceful representation to refrain from purchasing it, the workers have no real opportunity to tell their story to those whose interest or lack of interest will in large measure determine the issues in dispute."

It is inevitable, in the maintenance of the civil liberties of our democracy involved in the economic struggle in the field of industry and commerce, where workers and employers exercise their collective economic power for the attainment of what they consider to be their just rights, that incidental hardship may be suffered by individuals only

indirectly involved and which they are powerless to prevent, but fundamental constitutional rights and civil liberties, in defense of which our country fought and won a long and costly war against the enemies of democracy, cannot be set aside in order to avoid those incidental hardships. The way must and undoubtedly will be found in adjustments which will necessarily evolve from the preservation of these rights.

It is further argued in support of this legislation that secondary boycotts and other similar activities on the part of trade unions are a great economic waste. They point to lost wages on the part of the workers and to business losses on the part of the employer. It may be true that there are economic wastes involved in the use of such practices, but economic wastes are frequently indulged in when greater gains are made possible through such activities. No trade union likes to go on strike, and a strike is an economic waste, but trade unions do go out on strike when forced to because the economic gain far outweighs the economic loss. As a matter of fact, war itself is an economic waste. This Country has just emerged from a war in which billions of dollars were spent for destructive purposes, yet no sane person will regret the money spent for such destruction when the consequences of not indulging in this economic waste are understood. So it is in the case of trade union activity.

The trade union movement in this Country has undergone tremendous expansion since 1933. There have been many strikes during this period, and in the course of the many labor disputes, various practices have been carried on which have resulted in lost wages to workers and other economic wastes. But the workers who have lost wages as a result of these strikes have made far greater economic gains. According to the United States Bureau of Labor Statistics, on January 1, 1932, the average hourly earnings for all manufacturing industries was $0.49 per hour, and the average weekly earnings were $19.60. By November 1946, the average hourly earnings had risen to $1.14 per hour, and average weekly earnings to $45.74 per week. In other words, in this period hourly earnings increased by 130 percent. A large measure of responsibility for this increase in earnings must be placed upon the trade union movement, whose membership more than tripled in this period.

Similarly, in the State of California, according to the figures of the Division of Labor Statistics and Research of the State Department of Industrial Relations, weekly earnings rose from $24.88 in January 1932, to $53.62 in December 1946. Similarly, this increase of over 100 percent in weekly earnings was accompanied by a more than five-fold increase in the number of trade union members in the State. Without the help of the trade union movement and collective bargaining, no such advance could have been made for the working people of the State.

These accomplishments of the trade union movement in increasing wages have added to the economic well-being of the State of California, not only by raising the standard of living of California workers, but by providing increased purchasing power for the workers, making them good customers for California businessmen.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Concurrent Resolution No. 68—Relative to discontinuance of the fee system of feeding prisoners in county jails.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Allen, Anderson, Bennett, Berry, Blosser, Brady, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Lowrey, Luckel, Lyons, Miller, Niehouse, O'Day, Price, Rosenthal, Sheridan, Sherwin, Sillman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—66

NOES—None.

Resolution ordered transmitted to the Senate.

Assembly Concurrent Resolution No. 69—Relative to the need of trained teachers and public school week.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Butters, Caldecott, Carey, George D. Collins, Conrad, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, O'Day, Price, Rosenthal, Sheridan, Sherwin, Sillman, Stanley, Stephenson, Thomas, Thompson, Thurman, Waters, Weber, and Wollenberg—64.

NOES—None.

Resolution ordered transmitted to the Senate.

BILLS WITHDRAWN FROM INACTIVE FILE, AND PLACED ON THE THIRD READING FILE

The following bill was withdrawn from the inactive file, and placed upon the third reading file:

Assembly Bill No. 951, on request of Mr. Lowrey.

REQUEST FOR UNANIMOUS CONSENT TO TAKE UP ASSEMBLY BILL NO. 913, OUT OF ORDER

Mr. M. Philip Davis asked for, and was granted, unanimous consent that Assembly Bill No. 913 be taken up, out of order, at this time.

CONSIDERATION OF ASSEMBLY BILL NO. 913

Assembly Bill No. 913—An act to amend Section 27322 of the Government Code, relating to county recorders.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brown, Burke, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cramer, Lester T. Davis, M. Philip Davis, Dickey, Ralph C. Dills, Doyle, Dunn, Erwin, Field, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck,

Johnson, Kilpatrick, Kirkwood, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—58.

NOES—Brady, Crowley, Elliott, and James—4.

Bill ordered transmitted to the Senate.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

The following resolution was offered:

Assembly Concurrent Resolution No. 72: By Mr. Thurman—Relative to Maurice Bradley Browne.

Request for Unanimous Consent

Mr. Thurman asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 72, at this time, without reference to committee, print, or file, and that the same be considered engrossed.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO 72

Assembly Concurrent Resolution No. 72—Relative to Maurice Bradley Browne.

Resolution read, and adopted unanimously by a rising vote.

Resolution ordered transmitted to the Senate.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1409—An act to amend Section 1426.1 of the Penal Code, relative to copies of complaints for defendants.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—66.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1985—An act to amend Section 5 of the Corporate Securities Act, relating to rules and regulations.

Bill read third time.

The role was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cramer, Crichton, Lester T. Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—68.

NOES—None.

Bill ordered transmitted to the Senate.

Speaker Presiding

At 12.55 p.m., Hon. Sam L. Collins, Speaker of the Assembly, presiding.

REPORTS OF STANDING COMMITTEES

Committee on Governmental Efficiency and Economy

ASSEMBLY CHAMBER, SACRAMENTO, May 1, 1947

MR. SPEAKER: Your Committee on Governmental Efficiency and Economy, to which were referred:

Assembly Bill No. 366
Assembly Bill No. 1687
Assembly Bill No. 1930

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

FIELD, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 1, 1947

MR. SPEAKER: Your Committee on Governmental Efficiency and Economy, to which was referred:

Assembly Bill No. 323

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be re-referred to Committee on Ways and Means.

FIELD, Chairman

Above reported bill re-referred to Committee on Ways and Means.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1819—An act to add Chapter 3 to Division 7 of the Vehicle Code, relating to the deposit of security by operators of motor vehicles involved in traffic accidents resulting in the death or personal injury of any person or property damage in excess of one hundred dollars ($100).

Bill read third time.

Motion to Amend

Mr. Gaffney moved the adoption of the following amendments:

Amendment No. 1

On page 2, line 22, of the printed bill as amended in the Assembly on April 24, 1947, strike out "Subdivision", and insert "(b) Subdivision".

Amendment No. 2

On page 4, line 28, of said bill, strike out "by", and insert "but".

Amendment No. 3

On page 5 of said bill, between lines 28 and 29, insert "This Chapter shall not apply with respect to operation of any vehicle owned or operated by a carrier subject to the jurisdiction of the Public Utilities Commission of the State of California or the Interstate Commerce Commission"

Amendments read, and adopted.

Bill ordered reprinted, and re-engrossed.

REPORTS OF STANDING COMMITTEES

Committee on Governmental Efficiency and Economy

ASSEMBLY CHAMBER, SACRAMENTO, May 1, 1947

MR. SPEAKER: Your Committee on Government Efficiency and Economy, to which were referred:

Assembly Bill No. 1065
Assembly Bill No. 1066

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

FIELD, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 1, 1947

MR. SPEAKER: Your Committee on Government Efficiency and Economy, to which was referred:

Senate Bill No. 610

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

FIELD, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 1, 1947

MR. SPEAKER: Your Committee on Government Efficiency and Economy, to which was referred:

Assembly Bill No. 2236

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, do pass, as amended, and re-refer to Committee on Ways and Means.

FIELD, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 1, 1947

MR. SPEAKER: Your Committee on Government Efficiency and Economy, to which was referred:

Assembly Bill No. 1116

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

FIELD, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 1, 1947

MR. SPEAKER: Your Committee on Government Efficiency and Economy, to which was referred:

Assembly Bill No. 664

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

FIELD, Chairman

Above reported bill ordered to second reading.

Committee on Municipal and County Government

ASSEMBLY CHAMBER, SACRAMENTO, May 1, 1947

MR. SPEAKER: Your Committee on Municipal and County Government, to which were referred:

Senate Bill No. 184
Senate Bill No. 305

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

THURMAN, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 1, 1947

MR. SPEAKER: Your Committee on Municipal and County Government, to which were referred:

Assembly Bill No. 241
Assembly Bill No. 608
Assembly Bill No. 1451
Assembly Bill No. 1486
Assembly Bill No. 1569
Assembly Bill No. 1573
Assembly Bill No. 1785
Assembly Bill No. 1787
Assembly Bill No. 1959
Assembly Bill No. 1832
Assembly Bill No. 2235

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

THURMAN, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 1, 1947

MR. SPEAKER: Your Committee on Municipal and County Government, to which were referred:

Assembly Bill No. 389
Assembly Bill No. 880
Assembly Bill No. 1543

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

THURMAN, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 1, 1947

MR. SPEAKER: Your Committee on Municipal and County Government, to which were referred:

Assembly Bill No. 2604
Assembly Bill No. 2606

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

THURMAN, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 1, 1947

MR. SPEAKER: Your Committee on Municipal and County Government, to which was referred:

Assembly Bill No. 1643

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

THURMAN, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 1, 1947

MR. SPEAKER: Your Committee on Municipal and County Government, to which were referred:

Senate Bill No. 8
Senate Bill No. 60
Senate Bill No. 785
Senate Bill No. 956
Senate Bill No. 957
Senate Bill No. 958
Senate Bill No. 1047

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

THURMAN, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 1, 1947

MR. SPEAKER: Your Committee on Municipal and County Government, to which were referred:

Assembly Bill No. 319
Assembly Bill No. 1467
Assembly Bill No. 2420

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

THURMAN, Chairman

Above reported bills ordered to second reading.

Committee on Conservation, Planning, and Public Works

ASSEMBLY CHAMBER, SACRAMENTO, April 30, 1947

MR. SPEAKER: Your Committee on Conservation, Planning, and Public Works, to which were referred:

Assembly Bill No. 1246
Assembly Bill No. 2518

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be re-referred to Committee on Ways and Means.

McMILLAN, Chairman

Above reported bills re-referred to Committee on Ways and Means.

ASSEMBLY CHAMBER, SACRAMENTO, April 30, 1947

MR. SPEAKER: Your Committee on Conservation, Planning, and Public Works, to which was referred:

Assembly Bill No. 1452

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

McMILLAN, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 30, 1947

MR. SPEAKER: Your Committee on Conservation, Planning, and Public Works, to which was referred:

Assembly Bill No. 2127

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

McMILLAN, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 30, 1947

MR. SPEAKER: Your Committee on Conservation, Planning, and Public Works, to which were referred:

Senate Bill No. 272
Senate Bill No. 1198

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

McMILLAN, Chairman

Above reported bills ordered to second reading.

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, May 1, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 640
Assembly Bill No. 876

And reports the same correctly re-engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 1, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1165
Assembly Bill No. 2141

And reports the same correctly re-engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 1, 1947

MR SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Constitutional Amendment No. 14
Assembly Constitutional Amendment No. 15
Assembly Concurrent Resolution No. 71

And reports the same correctly engrossed.

WEBER, Chairman

Above reported resolutions ordered on file for adoption.

ASSEMBLY CHAMBER, SACRAMENTO, May 1, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 845—An act to amend Sections 2, 7, and 23.4 of an act entitled "An act defining credit unions, providing for their incorporation, powers, management and supervision," approved March 31, 1927, relating to the regulation of credit unions;

Assembly Bill No. 846—An act to amend Sections 3 and 14 of an act entitled "An act defining credit unions, providing for their incorporation, powers, management and supervision," approved March 31, 1927, relating to the regulation of credit unions;

Assembly Bill No. 1107—An act to amend Section 762.9 of the Agricultural Code, relating to inspection fees for inspection and certification of tomatoes, and declaring the urgency thereof, to take effect immediately;

And reports that the same have been correctly enrolled, and presented to the Governor on the first day of May, 1947, at 11 a.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, May 1, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 2150—An act to amend Sections 10163 and 10479 of the Insurance Code, relating to life insurance;

And reports that the same has been correctly enrolled, and presented to the Governor on the first day of May, 1947, at 11 a.m.

WEBER, Chairman

ANNOUNCEMENT OF COMMITTEE MEETINGS

It was announced that the following committees would hold meetings:

Upon adjournment—
Rules.
Subcommittee of Special Investigating Committee.

At 2 p.m., today—
Ways and Means.
Subcommittee on Ways and Means (on Education).

At 3 p.m., today—
Transportation and Commerce.
Public Morals.

At 8 p.m., today—
Civil Service and State Personnel (in the Assembly Chamber).
Industrial Relations.
Revenue and Taxation.

GUESTS EXTENDED PRIVILEGE OF ASSEMBLY FLOOR

On request of Mr. Lyons, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Miss Grace S. Stoermer of Los Angeles.

On request of Mr. Loomis, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mr. Van Vliet and Mr. Rheinertson, teachers of the Yuba City Union High School, and the following pupils: Inez Albright, Joe Alves, Elizabeth Benner, Barbara Bigelow, Betty Close, Barbara Clark, Joyce Coats, Everett Curriet, Patricia Dyer, Harriet Fogarty, Janet Frye, Zondra Gilman, Leland Hall, Thelma Hammons, Bill Hayter, Nordstom Johnston, June Jones, Charles Berry, Madge Calvin, Marie Dedeker, Jesse Fairey, June Harris, Myrletta Helwig, Dorothy King, Fay Matthews, Ed Merrill, Beverly Kirk, Gwen Lepik, Jim Martindale, Fred Meinking, Don Mosher, Joeann Ottney, Jim Randolph, Bonnie Runge, Tom Sasaki, Shirley Seagren, Jim Tull, Jewel Wales, Hal Wisner, Don Martinez, Adelle Dodson, Kiyosh Hasegawa, Elmer Kitagawa, Roy Lytele, Edwin Moore, Leonard Newton, Warren Salca, Norma Stanley, Bob Williams, Don Snyder, James Granneman, Elmo Hubbard, Hugh Love, Anna Matsumura, Phyllis Nealon, Barbara Parkinson, Woodrow Simpson, Doris Wanek, Leonard Williams, Eugene Salca, Bill Caldwell, Stella Ardave, Gerald Burgin, Lee Crum, Carroll England, Gayle Hardy, Sam Hasegawa, Don Jommen, Alice Komatsubara, Rosemary Mayfield, Corinne Miller, James Morris, James Morgan, Soapy Naruto, Pat Olen, Walt Sowles, Phyllis Nutt, Nazira Rahim, Richard Rice, and Darell Gordon.

On request of Messrs. Thompson and Kirkwood, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to the following members of the naturalization class of San Jose: Ethel Clipper, Alice Hunnicutt, Teresa Arena, Frances Burriesci, Jasmine Carriere, Mary Campanella, Rosario Carcello, Frances Cracolice, Rose Gullo, Lena Lactagniola, Mary Lima, Anna Giuffreda, Angela Maggi, Frances Marino, Adeline Maltese, Rose Moreci, Nancy Scimeca, Ermedina Rotondo, Mary Jardin, Julia Cirincione, Josephine Cancilla, Martha Martin, Cecilia Licursi, Louise Moro, Jane Heywood, Mary Calotta, Frances Adamo, Rose Bisceglia, Rose Leibfritz, Maria Roques, Annie Matulich, Antionette Adame, Jennie Aiello, Rose Testa, Angeline Apra, Frances Kilpatrick, Josephine Vicari, Rose Burriesci, Mrs. W. L. Duper, Antonette Bedame, Mary S. Cancilla, and Mary Cancilla.

On request of Mr. Weber, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Dahl Burnham of Stockton.

On request of Mr. Bennett, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mr. and Mrs. Frank J. Rice of Los Angeles.

On request of Messrs. Allen and Conrad, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Don B. Tatum of Los Angeles.

On request of Mr. Allen, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Col. and Mrs. Donald M. Keith of Los Angeles.

On request of Mr. Sherwin and the Alameda County Delegation, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Miss Maude Wallace, Mrs. Geo. J. Garside, Vaughan Seidel, and Wm. Seidel of Alameda.

On request of Mr. Maloney and the San Francisco Delegation, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to former Senator Jack Shelley of San Francisco.

On request of Mr. Stanley, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Paul Huff of Fullerton.

On request of Messrs. Fletcher and Grant, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to former Assemblyman James G. Reid of Long Beach.

ADJOURNMENT

At 1.04 p.m., on motion of Mr. Dickey, the Speaker declared the Assembly adjourned until 9 a.m., Friday, May 2, 1947, out of respect to the memory of the late Maurice Bradley Browne, former Assemblyman.

SAM L. COLLINS, Speaker

GERALDINE B. HADSELL, Minute Clerk

CALIFORNIA LEGISLATURE
FIFTY-SEVENTH (GENERAL) SESSION

ASSEMBLY DAILY JOURNAL

FIFTY-EIGHTH LEGISLATIVE DAY
ONE HUNDRED SEVENTEENTH CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO
Friday, May 2, 1947

The Assembly met at 9 a.m.
Hon. Sam L. Collins, Speaker of the Assembly, presiding.
Chief Clerk Arthur A. Ohnimus at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Lowrey, Luckel, Maloney, McCollister, McMillan, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—66.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. Raymond Renwald:

O Almighty and Loving God, who hast safely brought us to the beginning of this day, defend us in the same by Thy almighty power, that this day we may fall into no sin, but that all our words may so proceed, and all our thoughts and actions may be so directed as to do always what is just in Thy sight. Through Christ Our Lord—AMEN.

READING OF THE JOURNAL DISPENSED WITH

On motion of Mr. Cramer, further reading of the Journal of the previous legislative day was dispensed with.

LEAVES OF ABSENCE FOR THE DAY

The following member was granted leave of absence for the day, because of illness:

Mr. Burns, on motion of Mr. Erwin.

The following members were granted leaves of absence for the day, because of legislative business elsewhere:

Mr. Crowley, on motion of Mr. Robertson.
Mr. Lyons, on motion of Mr. Hollibaugh.
Mr. Loomis, on motion of Mr. Heisinger.
Mr. Ralph C. Dills, on motion of Mr. Clayton A. Dills.

The following members were granted leaves of absence for the day, and desired to waive their per diems:

Mr. Debs, on motion of Mr. McMillan.
Mr. Allen, on motion of Mr. Evans.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, May 1, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 261
Assembly Bill No. 1027
Assembly Bill No. 1736
Assembly Bill No. 2369

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 2, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 179
Assembly Bill No. 627
Assembly Bill No 628
Assembly Bill No. 630
Assembly Bill No. 631
Assembly Bill No. 739
Assembly Bill No. 831
Assembly Bill No. 1144
Assembly Bill No. 1145
Assembly Bill No. 1229
Assembly Bill No. 1438
Assembly Bill No. 1453
Assembly Bill No. 2393
Assembly Bill No. 2394
Assembly Bill No. 2665
Assembly Bill No. 2669

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 2, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1455

And reports the same correctly re-engrossed.

WEBER, Chairman

Above reported bill ordered to third reading.

Committee on Education

ASSEMBLY CHAMBER, SACRAMENTO, May 1, 1947

MR. SPEAKER: Your Committee on Education, to which were referred:

Assembly Bill No. 698
Assembly Bill No. 767
Assembly Bill No. 919
Assembly Bill No. 1902
Assembly Bill No. 1342
Assembly Bill No. 1781
Assembly Bill No. 2545
Assembly Bill No. 2547

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

DUNN, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 1, 1947

MR. SPEAKER: Your Committee on Education, to which were referred:

Assembly Bill No. 1155
Assembly Bill No. 1625
Assembly Bill No. 1788

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

DUNN, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, April 30, 1947

MR. SPEAKER: Your Committee on Education, to which was referred:

Senate Bill No. 349

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

DUNN, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 1, 1947

MR. SPEAKER: Your Committee on Education, to which were referred:

Assembly Bill No. 685
Assembly Bill No. 1156

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

DUNN, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 1, 1947

MR. SPEAKER: Your Committee on Education, to which were referred:

Senate Bill No. 367
Senate Bill No. 822
Senate Bill No. 950

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

DUNN, Chairman

Above reported bills ordered to second reading.

CONSIDERATION OF DAILY FILE

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 664—An act to authorize the Youth Authority to sell and convey certain real property in the County of Los Angeles, known as the Fred C. Nelles School, Whittier, California, and appropriating the proceeds for the purchase of a new site and buildings for said school.

Bill read second time, and ordered engrossed.

Assembly Bill No. 241—An act to amend Section 9 of the County Civil Service Enabling Act and Section 31101 of the Government Code, relative to powers of the boards of supervisors of counties in establishing civil service systems.

Bill read second time, and ordered engrossed.

Assembly Bill No. 608—An act to add Sections 14402.1, 14444.1, 14450 6, and 14525.1 to, and to amend Sections 14440, 14401, 14406, 14450.5, 14451, and 14510 of, the Health and Safety Code, relating to county fire protection districts.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1451—An act to amend Section 4733 of the Health and Safety Code, relative to compensation of members of the governing bodies of county sanitation districts.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1486—An act to amend Section 4232 of the Political Code, relating to compensation for public service in counties of the third class.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1569—An act amending the title and Section 1 of Chapter 744, Statutes of 1943, entitled "An act authorizing any city, county, or city and county to acquire property and to construct, operate and maintain parking facilities in connection with any stadium or coliseum maintained by such city, county, or city and county, and to make such parking facilities available to the use of the public and to make a charge therefor," approved May 25, 1943, relating to the acquiring of parking facilities in connection with any stadium or coliseum by a city, county, city and county or district agricultural association.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1573—An act to amend Sections 1 and 3 of, and adding Section 3.1 to, an act entitled "An act providing for the joint exercise of powers by public agencies," approved May 20, 1921, as amended, relating to the joint exercise of powers by public agencies and any agency provided to exercise such powers.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1785—An act to add Section 1506 to the Government Code, relating to the liability of counties, county officers and the sureties on their bonds.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1787—An act to amend Section 2 of Chapter 359, Statutes of 1903, entitled "An act to provide for the payment by the State or counties or school districts or other special districts, or cities, or cities and counties, of the premium or charge on official bonds when given by surety companies," approved March 25, 1903, as amended, relating to bonds of deputies, assistants, clerks, subordinate officers and employees of any county.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1959—An act to add Section 13a to the Automobile Parking District Act of 1941, relating to automobile and vehicle parking districts.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1832—An act to add Sections 14a and 14b to the County Water District Act, relating to funds of county water districts.

Bill read second time, and ordered engrossed.

Assembly Bill No. 2235—An act authorizing municipalities as herein defined issuing revenue bonds for the acquisition, construction, extension and improvement of sanitation and sewer enterprises as herein defined to contract with persons, firms, and corporations to construct, extend, improve, maintain and operate such enterprises when for the benefit of the municipality, providing that the consideration under such contracts shall be payable solely from the revenues of the enterprise, relating to the duration and provisions of such contracts and prohibiting a municipality from thereby transferring or restricting its powers and duties with respect to such enterprises and the revenue bonds thereof.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1452—An act to add Section 9115 to the Public Resources Code, to permit an increase in the number of directors of soil conservation districts from three to five.

Bill read second time, and ordered engrossed.

Assembly Constitutional Amendment No. 35—A resolution to propose to the people of the State of California an amendment to the Constitution of the State by amending Sections 5 and 6 of Article IV, thereof, relating to Members of the Senate and Assembly.

Resolution read.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Constitutional Amendments:

Amendment No. 1

On page 1, line 9, of the printed measure, strike out "43", and insert "44".

Amendment No. 2

On page 1, line 21, of said measure, after "County", insert a comma.

Amendment No. 3

On page 1, line 22, of said measure, strike out "and in the City and County of San Francisco", and insert "in the City and County of San Francisco, and in Alameda County".

Amendment No. 4

On page 2, line 5, of said measure, strike out "43", and insert "44".

Amendment No. 5

On page 2, line 11, of said measure, strike out "43", and insert "44".

Amendment No. 6

On page 2, line 23, of said measure, after "number," insert "and Alameda County shall be divided into two senatorial districts, one to bear an even number and one an odd number,".

Amendments read, and adopted.

Resolution ordered reprinted, and engrossed.

Assembly Bill No. 1116—An act amending Sections 1, 3, 3a, and 5 of an act entitled "An act to authorize and control the deposit in banks of money belonging to or in the custody of any county, city and county, city, town, municipality or other public or municipal corporation within this State, and to repeal all acts or parts of acts in conflict with this act," approved April 28, 1933, relating to deposit of public moneys.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency and Economy:

Amendment No. 1

On page 2, line 18, of the printed bill, strike out "if any,".

Amendment No. 2

On page 2, line 29, of said bill, strike out the semicolon, and insert a period; and strike out "and provided further, that such", and insert "Such moneys shall be deposited in any depository bank or banks selected from those agreeing to pay the highest rate of interest, not less than one-half of one percentum per annum. Such".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1643—An act to amend Sections 854 and 861 of "An act to provide for the organization, incorporation, and government of municipal corporations," approved March 13, 1883, relating to cities of the sixth class.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Municipal and County Government:

Amendment No. 1

On page 2 of the printed bill, as amended in the Assembly on April 11, 1947, after line 36, insert

"SEC. 3. Section 1 of this act shall not become operative until May 1, 1948."

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 389—An act to amend Section 4015 of the Penal Code, and to add Section 4290.5 to, and to repeal Section 4290 of, the Political Code, relating to county officers.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Municipal and County Government:

Amendment No. 1

On page 2 of the printed bill, after line 17, insert

"SEC. 5. Section 1 of this act shall become operative January 1, 1949."

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 880—An act adding Section 6.1 to an act entitled "An act to authorize the counties of the State of California to establish systems for the retirement and pension of certain county and county fire protection district officers and employees, namely county foresters, fire wardens and county fire protection district firemen as defined in the act, and to provide certain benefits for their dependents, and empowering county boards of supervisors to levy a special tax," approved May 19, 1939, Statutes 1939, Chapter 174, and adding Section 32273 to the Government Code, relating to investment of moneys in a county foresters', fire wardens', and county fire protection district firemen's retirement fund.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Municipal and County Government:

Amendment No. 1

On page 1, line 4, of the printed bill, strike out "any por-"; and insert "not more than 10 percent".

Amendment No. 2

On page 1, line 5, of the printed bill, strike out "tion".

Amendment No. 3

On page 1, line 6, of the printed bill, strike out "a".

Amendment No. 4

On page 1, line 7, of the printed bill, strike out "district", and insert "districts".

Amendment No. 5

On page 1, line 11, of the printed bill, after "loan", insert "not more than 10 percent".

Amendment No. 6

On page 1, line 11, of the printed bill, strike out "any portion".

Amendment No. 7

On page 2, line 2, of the printed bill, strike out "a".

Amendment No. 8

On page 2, line 2, of the printed bill, strike out "district", and insert "districts".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1543—An act adding Section 14487 to the Health and Safety Code, relating to county fire protection districts.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Municipal and County Government:

Amendment No. 1

On page 1, line 6, of the printed bill, strike out "the", and insert "40 percent of the anticipated revenue for the current year in which the indebtedness is incurred or for the ensuing year thereafter. The governing body shall include in the levy of taxes for the district for the first fiscal year in which a tax may be levied after such borrowing, a sum sufficient to repay such loan together with interest thereon."

Amendment No. 2

On page 1 of the printed bill, strike out lines 7 and 8.

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Constitutional Amendment No. 23—A resolution to propose to the people of the State of California an amendment to the Constitution of the State by adding Section 31e to Article IV thereof, relating to state assistance to public agencies and nonprofit corporations for the construction of hospitals, health centers, and related facilities.

Resolution read.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Constitutional Amendments:

Amendment No. 1

On page 1, line 11, of the printed measure, strike out "grant State", and insert "give or loan state money or other".

Amendment No. 2

On page 1 of said measure, strike out line 17, and insert "similar facilities for which such state money or assistance is given or loaned are".

Amendments read, and adopted.

Resolution ordered reprinted, and engrossed.

Assembly Bill No. 1065—An act to add Chapter 16.5 to Division 3, to amend Section 8967, and to repeal Section 8968, of the Business and Professions Code, relating to the regulation of boat dealers and salesmen and providing for the payment of the cost of administration of the laws relating to yacht and ship brokers, wholesalers, distributors, and salesmen and boat dealers and salesmen, and making an appropriation therefor.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Governmental Efficiency and Economy:

Amendment No. 1

On page 2, line 5, of the printed bill, after "vessel", insert "over 18 feet in length".

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1066—An act to amend Sections 8902, 8920, 8935, 8954, 8955, 8966, 8970, 8971, 8972, and 8975 of, and to add Sections 8938.5, 8942, and 8943 to, the Business and Professions Code, relating to the licensing of yacht and ship brokers, wholesalers, distributors, and salesmen.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency and Economy:

Amendment No. 1

In line 2 of the title of the printed bill, after "Sections", insert "8906.5,".

Amendment No. 2

On page 2 of said bill, between lines 33 and 34, insert

"SEC. 1.5. Section 8906.5 is added to said code, to read:

8906.5. This chapter shall not apply to the buying, selling, listing, solicitation of prospective purchasers, or negotiation of the purchase or sale or exchange, of yachts or ships 18 feet or less in length or to the offering to do any one or more of these."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2236—An act to repeal Part 8 of Division 3 of Title 2 of the Government Code, and to add Part 8 to Division 3 of Title 2 of the Government Code, relating to the powers and duties of the Governor; to abolish the State Reconstruction and Reemployment Commission, and making an appropriation.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Governmental Efficiency and Economy:

Amendment No. 1

On page 3 of the printed bill, between lines 14 and 15, insert

"15563. The provisions of this part shall remain in effect until the ninety-first

day after final adjournment of the 1949 Regular Session of the Legislature and thereafter shall have no force nor effect."

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 366—An act to amend Sections 112 and 113 of the Labor Code, relating to the salaries of members of the Industrial Accident Commission.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency and Economy:

Amendment No. 1

In line 1 of the title of the printed bill, after "Sections", insert "111,".

Amendment No. 2

In line 2 of the title of said bill, strike out "the salaries of".

Amendment No. 3

On page 1, line 22, of said bill, after "chairman", insert "shall be the administrative officer of the commission and".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 4

On page 1 of said bill, after line 23, insert

"SEC. 3. Section 111 of the Labor Code is amended to read:

111. The [Division of Industrial Accidents shall be under the control of and governed by the] Industrial Accident Commission, consisting of seven members, *shall exercise all judicial powers, including those vested in it under Sections 4903, 5301, and 5307 of this code. In all other respects the Division of Industrial Accidents is under the control of the chairman of the commission and except as to those duties, powers, jurisdiction, responsibilities and purposes as are specifically vested in the commission, the chairman shall exercise the powers of the head of a department within the meaning of Article 1, Chapter 2, Division 3 of the Government Code with respect to the Division of Industrial Accidents.*"

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1687—An act creating the World Trade Center Authority and prescribing the powers and duties thereof; providing for the transfer of property and jurisdiction from the Board of State Harbor Commissioners for San Francisco Harbor to the authority and the cooperation of the said board in connection therewith; authorizing the authority to purchase or otherwise obtain land, buildings, works and property for the establishment of an international trade center, to be known as the World Trade Center, in the City and County of San Francisco, and offices thereof outside of said city and county, and authorizing the authority to construct and complete the World Trade Center directly or by contract; further authorizing the authority to operate and maintain (or either of them) the World Trade Center, directly or by contract or lease with a nonprofit corporation; providing for the issuance and sale of revenue bonds and providing for the use of the proceeds thereof for

the purpose of this act; and providing for the expenditure of such proceeds and all revenues received from the operation of the projects to the uses and purposes set forth herein.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency and Economy:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Authority", and insert "Authorities".

Amendment No. 2

In line 2 of the title of said bill, strike out "providing for the"; strike out lines 3, 4, and 5 of said title; and in line 6 of said title, strike out "nection therewith; authorizing the authority", and insert "authorizing the authorities".

Amendment No. 3

In line 8 of the title of said bill, strike out "an international trade center", and insert "international trade centers".

Amendment No. 4

In line 9 of the title of said bill, strike out "Center, in the City and County"; strike out line 10 of the title, and in line 11 of the title strike out "and county, and authorizing the authority" and insert "Centers and authorizing offices thereof within and without the State and authorizing the authorities".

Amendment No. 5

In line 12 of the title of said bill, strike out "Center", and insert "Centers".

Amendment No. 6

In line 13 of the title of said bill, strike out "authority", and insert "authorities".

Amendment No. 7

In line 14 of the title of said bill, strike out "the World Trade Center", and insert "World Trade Centers".

Amendment No. 8

In line 15 of the title of said bill, after "corporation", insert "or association".

Amendment No. 9

On page 1, line 1, of said bill, after the first "the", insert "general".

Amendment No. 10

On page 1, line 5, of said bill, strike out the comma, and insert ". Such a policy requires the establishment of World Trade Centers in the heart of the two major metropolitan areas in the State, the City and County of San Francisco and the City of Los Angeles.

In the instance of San Francisco, it is the policy of the State".

Amendment No. 11

On page 1, line 7, of said bill, strike out "these purposes", and insert "this purpose".

Amendment No. 12

On page 2, line 1, of said bill, strike out "in the City and County of San Francisco".

Amendment No. 13

On page 2, line 2, of said bill, strike out "the further policy of"; strike out lines 3, 4, and 5; and in line 6, strike out "It is".

Amendment No. 14

On page 2, lines 7 and 8, of said bill, strike out "a California harbor, and outlet for the West and", and insert "an outlet for California, for the West, and for".

Amendment No. 15

On page 2, line 9, of said bill, strike out "In addition to nations within this hemisphere", and insert "It has from the time of the admission of the State to the Union, afforded particular service as an export center for the natural, processed and manufactured products of the San Francisco Bay area and for the entire hinterland of Northern California, and as an import center to fill the requirements of the same area.

In the instance of Los Angeles, it is the policy of the State to stimulate the maximum use of the import-export facilities of a rapidly expanding industrial community, and of the hinterland in Southern California which it particularly serves, and of its harbor installations and those in adjacent communities It is essential to improve the facilities for international trade in the City of Los Angeles, which has become the center of a manufacturing and transportation network, serving as a major outlet for California, for the West, and for the whole United States.

In addition, countries in North and South America".

Amendment No. 16

On page 2, line 13, of said bill, strike out ". The full beneficial use of San Francisco Harbor", and insert "; and they desire California products and California desires their products. The full beneficial use of San Francisco Harbor and the full beneficial use of the transportation network of Los Angeles".

Amendment No. 17

On page 2, line 14, of said bill, strike out "is", and insert "are".

Amendment No. 18

On page 2, line 16, of said bill, strike out "so that their representatives", and insert "therein, so that they".

Amendment No. 19

On page 2, line 17, of said bill, strike out "in an area", and insert "on premises".

Amendment No. 20

On page 2, line 18, of said bill, preceding "world", insert "the".

Amendment No. 21

On page 2, line 20, of said bill, strike out "a special authority", and insert "special authorities".

Amendment No. 22

On page 2, line 21, of said bill, strike out "necessary funds to acquire land and property", and insert "the necessary funds to acquire land and property,".

Amendment No. 23

On page 2, line 22, of said bill, strike out "essential".

Amendment No. 24

On page 2, line 23, of said bill, strike out "the World Trade Center", and insert "World Trade Centers in San Francisco and Los Angeles respectively".

Amendment No. 25

On page 2, line 25, of said bill, after "part", insert a comma.

Amendment No. 26

On page 2, line 27, of said bill, strike out "trade facilities of the", and insert "facilities of these".

Amendment No. 27

On page 2, line 28, of said bill, strike out "Center. The construction of such", and insert "Centers. In view of the different areas of the State to be principally served by each of the World Trade Centers, the differences in products of these areas and of their interests in developing World Trade Centers which, while similar in general purpose, may not necessarily adopt and use the same methods and projects in their development and operation, it is the policy of the State to provide for two independent authorities to carry out the purpose of this act.

The construction of the".

Amendment No. 28

On page 2, line 29, of said bill, after "improvements", insert "of each of the World Trade Centers".

Amendment No. 29

On page 2, line 42, of said bill, after "center", insert "in the City and County of San Francisco and for the center in the City of Los Angeles".

Amendment No. 30

On page 2 of said bill, strike out line 46, and insert "San Francisco World Trade Center Authority and the Los Angeles World Trade Center Authority created by this act. Unless the context of this act expressly provides the contrary, the word "Authority" shall be deemed to refer to each of said Authorities."

Amendment No. 31

On page 4, line 11, of said bill, after "2.13." insert "The term "nonprofit corporation," as used in this act, means any corporation organized and operated as a nonprofit corporation under the laws of the State, and also any unincorporated association organized and operated for the same or similar purposes and without profit to its members.

SEC. 2 14."

Amendment No. 32

On page 4, line 23, of said bill, after "the", insert "San Francisco".

Amendment No. 33

On page 4, line 24, of said bill, after "Authority", insert "and the Los Angeles World Trade Center Authority".

Amendment No. 34

On page 4, line 25, of said bill, strike out "authority is a state agency", and insert "authorities are state agencies".

Amendment No. 35

On page 4, line 26, of said bill, strike out "poration", and insert "porations".

Amendment No. 36

On page 4, line 27, of said bill, after "3.3.", insert "(a)".

Amendment No. 37

On page 4, line 28, of said bill, strike out "powers and activities of the", and insert "territory under the San Francisco World Trade Center".

Amendment No. 38

On page 4, line 34, of said bill, after the second "the", insert "San Francisco".

Amendment No. 39

On page 4, line 35, of said bill, strike out "(a)", and insert "(i)".

Amendment No. 40

On page 4, line 37, of said bill, after the third "the", insert "San Francisco".

Amendment No. 41

On page 4, line 39, of said bill, strike out "(b)", and insert "(ii)".

Amendment No. 42

On page 4, line 47, of said bill, after "area", insert a comma.

Amendment No. 43

On page 4, line 48, of said bill, strike out "authority and to be known as the", and insert "San Francisco World Trade Center Authority and to be known as the San Francisco".

Amendment No. 44

On page 4, line 49, of said bill, strike out "(a)", and insert "(i)".

Amendment No. 45

On page 5, line 1, of said bill, strike out "(b)", and insert "(ii)".

Amendment No. 46

On page 5, line 2, of said bill, strike out "(c)", and insert "(iii)".

Amendment No. 47

On page 5, line 5, of said bill, strike out "(d)", and insert "(iv)".

Amendment No. 48

On page 5, line 6, of said bill, strike out "(e)", and insert "(v) hold meetings, perform legal acts and".

Amendment No. 49

On page 5, line 11, of said bill, after "issued", insert "by it".

Amendment No. 50

On page 5 of said bill, between lines 12 and 13, insert

"(b) Except as may be otherwise herein or subsequently provided, the territory under the Los Angeles World Trade Center Authority shall be limited to an area consisting of one or more parcels, and not exceeding thirty (30) acres in the aggregate,

located in the City of Los Angeles. The authority, in its sole discretion and at such time or times as it may deem advisable, is empowered to select the parcel or parcels which will constitute the site of the Los Angeles World Trade Center, but in selecting such site shall be guided by the following considerations: (i) The site shall be sufficiently close to a part of the city devoted to transportation or commerce so that, in the opinion of the authority, the Los Angeles World Trade Center will be able to carry out the purposes of this act in facilitating international trade; (ii) the site shall be favorably located with respect to the buildings and structures to be erected thereon, so that, in the opinion of the authority, the revenues to be produced from such improvements will be sufficient to discharge all of the obligations of the authority.

In addition to the area, as herein defined, to be selected by the Los Angeles World Trade Center Authority and to be known as the Los Angeles World Trade Center, the authority may (i) acquire property by gift or purchase outside of such area, and the jurisdiction, powers and activities of the authority thereupon shall be extended to cover and apply to the property so acquired; (ii) maintain offices outside of such area, whether or not located within this State; (iii) own, control and dispose of property, other than real property, wherever it may be situate; and (iv) hold meetings, perform legal acts and do all things, inside or outside such area, which the authority may deem necessary or advisable to carry out the objects and purposes of this act.

The territorial limits of the authority shall not be diminished so long as any bonds issued by it under this act are outstanding or unpaid."

Amendment No. 51

On page 5, line 13, of said bill, strike out "The authority is composed of seven (7)", and insert "(a) The San Francisco World Trade Center Authority is composed of nine".

Amendment No. 52

On page 5, line 17, of said bill, strike out "four persons", and insert "six persons appointed by the Governor of the State".

Amendment No. 53

On page 5, line 19, of said bill, strike out "appointed by the Governor of the State", and insert "and each shall be a resident of a county or city and county north of the southern boundaries of Monterey, Kings, Tulare, and Inyo Counties".

Amendment No. 54

On page 5, line 38, of said bill, strike out "the four", and insert "two of the six".

Amendment No. 55

On page 5, line 39, of said bill, strike out "respectively for one, two, three, and", and insert "for two year terms, two for three year terms, and two for".

Amendment No. 56

On page 5, line 40, of said bill, strike out "appointment (", and insert "appointments (the respective terms of said initial six members".

Amendment No. 57

On page 5, line 4, of said bill, strike out "said four members", and insert "them".

Amendment No. 58

On page 5 of said bill, between lines 48 and 49, insert

"(b) The Los Angeles World Trade Center Authority is composed of nine members, including the Director of the State Department of Public Works, the Director of the State Department of Finance, and seven persons appointed by the Governor of the State, of whom at least two shall be residents of the City of Los Angeles and each shall be a resident of a county south of the southern boundaries of Monterey, Kings, Tulare, and Inyo Counties.

In the event the office of the Director of Public Works of the State of California or of the office of the Director of the Department of Finance of the State of California hereafter be discontinued or abolished by law, then the Governor shall appoint any person or officer of the State of California to fill any vacancy resulting from the abolition or discontinuance of such office.

The members occupying the offices of the Director of the State Department of Public Works and Director of the State Department of Finance shall serve during the periods that they respectively occupy their said offices (and subsequently until their successors have been appointed and qualified), and their successors on the authority shall be their successors in said offices.

The members to be appointed by the Governor shall each serve for four year terms commencing with their respective dates of appointment; except that one of the seven members first so appointed shall serve for a one year term, two for two year

terms, two for three year terms, and two for four year terms, from the respective dates of their appointments (the respective terms of said initial seven members to be determined by them by lot)."

Amendment No. 59

On page 5, line 50, of said bill, strike out "traveling".

Amendment No. 60

On page 6, line 19, of said bill, after the first "The", insert "San Francisco".

Amendment No. 61

On page 6, line 20, of said bill, strike out ", and", and insert "and the Los Angeles Authority in the City of Los Angeles; each of the authorities".

Amendment No. 62

On page 7, line 5, of said bill, after "San Francisco", insert "and Los Angeles".

Amendment No. 63

On page 7, line 28, of said bill, after the first "house", insert ", restaurant,".

Amendment No. 64

On page 8, line 3, of said bill, after "authority", insert "and".

Amendment No. 65

On page 8, line 42, of said bill, strike out ", together with such property as may be"; strike out line 43; and in line 44, strike out "located in this State".

Amendment No. 66

On page 10 of said bill, strike out lines 12 to 25, inclusive.

Amendment No. 67

On page 10, line 26, of said bill, strike out "4.15", and insert "4.14".

Amendment No. 68

On page 10, line 27, of said bill, after the first "the", insert "San Francisco World Trade Center".

Amendment No. 69

On page 10, line 28, of said bill, strike out "now", and insert "private or other property not owned by the State, but".

Amendment No. 70

On page 10, line 30, of said bill, strike out "upon resolution of the authority desig-"; strike out lines 31 to 32, inclusive; and on page 11, strike out lines 1 to 8, inclusive; and in line 9, strike out "(b) Private or other property not owned by the State", and insert "such property".

Amendment No. 71

On page 11, line 10, of said bill, after "the", insert "San Francisco".

Amendment No. 72

On page 11, line 17, of said bill, strike out the first "the", and insert "such".

Amendment No. 73

On page 11, line 18, of said bill, strike out "action", and insert "act".

Amendment No. 74

On page 11, line 21, of said bill, strike out "4.16", and insert "4.15".

Amendment No. 75

On page 11, line 25, of said bill, strike out "4.17", and insert "4.16".

Amendment No. 76

On page 11, line 29, of said bill, strike out "4.18", and insert "4.17".

Amendment No. 77

On page 11, line 35, of said bill, strike out "4.19", and insert "4.18".

Amendment No. 78

On page 11, line 41, of said bill, strike out "4.20", and insert "4.19".

Amendment No. 79

On page 13, line 3, of said bill, strike out "all", and insert "any specified".

Amendment No. 80

On page 13, lines 4 and 5, of said bill, strike out ", in whole or in part, from the proceeds of the bonds", and insert "by the authority".

Amendment No. 81

On page 13, lines 27 and 28, of said bill, strike out "constructed from the proceeds of the bonds", and insert "the revenues from which may be related to the security".

Amendment No. 82

On page 13, lines 33 and 34, of said bill, strike out "from part or all of the proceeds of the bonds", and insert "by the authority at least".

Amendment No. 83

On page 13, line 48, of said bill, after "5 15.", insert "An indenture may include a clause that, except as permitted by such indenture, no project acquired, constructed or completed from the proceeds of revenue bonds issued by the authority shall be used without charge therefor or be furnished free of charge to any person, including the State of California or any political subdivision thereof, or any public corporation or individual, other than employees of the authority, or of the State of California or other public body, or nonprofit corporation actually engaged in rendering service to the authority in connection with the project.

SEC. 5.16."

Amendment No. 84

On page 14, line 3, of said bill, strike out "5.16", and insert "5.17".

Amendment No. 85

On page 14, line 8, of said bill, strike out "5.17", and insert "5 18".

Amendment No. 86

On page 14, line 12, of said bill, strike out "5 18", and insert "5.19".

Amendment No. 87

On page 14, line 20, of said bill, strike out "5.19", and insert "5.20".

Amendment No. 88

On page 14, line 25, of said bill, strike out "5 20", and insert "5.21".

Amendment No. 89

On page 14, line 31, of said bill, strike out "5.21", and insert "5.22".

Amendment No. 90

On page 14, line 35, of said bill, strike out "5.22", and insert "5.23".

Amendment No. 91

On page 14, line 50, of said bill, after "subdivision", insert "of the State of California".

Amendment No. 92

On page 15, line 3, of said bill, strike out "5.23", and insert "5.24".

Amendment No. 93

On page 15, line 6, of said bill, after the period, insert "Pursuant thereto the indenture may include a clause which limits the amounts of its expenditures of various types which may be paid out of revenues from improvements acquired, constructed or completed under the provisions of this act."

Amendment No. 94

On page 15, line 7, of said bill, strike out "5.24", and insert "5.25".

Amendment No. 95

On page 15, line 14, of said bill, strike out "5.25", and insert "5.26".

Amendment No. 96

On page 15, line 24, of said bill, strike out "5 26", and insert "5.27".

Amendment No. 97

On page 15, line 34, of said bill, strike out "5.27", and insert "5.28".

Amendment No. 98

On page 15, line 40, of said bill, strike out "5.28", and insert "5.29".

Amendment No. 99

On page 15, line 45, of said bill, strike out "5 29", and insert "5.30".

Amendment No. 100

On page 16, line 1, of said bill, strike out "5.30", and insert "5.31".

Amendment No. 101

On page 16, line 5, of said bill, strike out "5.31", and insert "5.32".

Amendment No. 102

On page 16, line 16, of said bill, strike out "5.32", and insert "5.33".

Amendment No. 103

On page 16, line 26, of said bill, strike out "5.33", and insert "5.34".

Amendment No. 104

On page 16, line 27, of said bill, after "bonds", insert "at either public or private sale, with or without advertising for bids, as the authority may deem advisable".

Amendment No. 105

On page 16, line 34, of said bill, strike out "5.34", and insert "5 35".

Amendment No. 106

On page 16, line 42, of said bill, strike out "5.35", and insert "5.36".

Amendment No. 107

On page 16, line 47, of said bill, strike out "5.36", and insert "5.37".

Amendment No. 108

On page 16, lines 50 and 51, of said bill, strike out "from the proceeds thereof", and insert "by the authority".

Amendment No. 109

On page 16 of said bill, after line 51, insert

"An indenture may provide regarding the extent or character of the lien and charge on revenues for the payment of the bonds and interest thereon, and also regarding the extent to which sinking funds and any other provisions for servicing the bond and interest obligations, may be subject to such lien or constitute such a charge."

Amendment No. 110

On page 17, line 1, of said bill, strike out "5.37", and insert "5.38".

Amendment No. 111

On page 17, line 6, of said bill, strike out "5.38", and insert "5.39".

Amendment No. 112

On page 17, line 9, of said bill, strike out "5.39", and insert "5.40".

Amendment No. 113

On page 17, line 15, of said bill, strike out "5 40", and insert "5.41".

Amendment No. 114

On page 17, line 33, of said bill, strike out "5.41", and insert "5.42".

Amendment No. 115

On page 17, line 36, of said bill, strike out "5.42. Prior to the issuance of any bonds, the", and insert

"5.43. Prior to the issuance of any of its bonds, the San Francisco World Trade Center".

Amendment No. 116

On page 17, line 38, of said bill, after the second comma, insert "and the Los Angeles World Trade Center Authority may commence in the Superior Court of the State of California in and for the County of Los Angeles,".

Amendment No. 117

On page 19, line 21, of said bill, strike out "All such property, and the income therefrom", and insert "The income from all such property".

Amendment No. 118

On page 19, line 22, of said bill, after "under", insert "lease or".

Amendment No. 119

On page 19, line 23, of said bill, strike out the comma.

Amendment No. 120

On page 19, line 24, of said bill, strike out "or by any county, city and", and insert ", or by any".

Amendment No. 121

On page 19, line 42, of said bill, strike out "4.18", and insert "4.17".

Amendment No. 122

On page 20, line 28, of said bill, strike out "buildings and facilities furnished,", and insert "services and facilities furnished from the improvements".

Amendment No. 123

On page 20, line 30, of said bill, strike out "buildings and facilities", and insert "improvements".

Amendment No. 124

On page 20, line 36, of said bill, after the comma, insert "not less than".

Amendment No. 125

On page 20, line 40, of said bill, after "due", insert ", and such additional sums for any sinking fund, reserve fund or other special fund as may be provided for the further security of such bonds or as a depreciation charge or other charge in connection with the improvements acquired, constructed or purchased by the authority under this act".

Amendment No. 126

On page 20, line 41, of said bill, after "payments", insert ", and any sinking fund, reserve fund or other special fund therefor or established in connection with such improvements,".

Amendment No. 127

On page 20, lines 43 and 44, of said bill, strike out "and sinking funds created therefrom".

Amendment No. 128

On page 20, line 46, of said bill, strike out "projects for"; strike out line 47; and in line 48, strike out "enue bonds were issued", and insert "the improvement, project or projects (or combination of projects, as may be provided in the bond indenture) for the acquisition, construction or completion of which such revenue bonds were issued, or received from the use or operation of other projects or improvements or facilities whose revenue the authority may agree to subject to such a charge and lien".

Amendment No. 129

On page 21 of said bill, between lines 19 and 20, insert

"Nothing herein is to be construed to prevent the use of a reserve or special fund for the purpose for which it is established."

Amendment No. 130

On page 21 of said bill, strike out lines 39 to 52, inclusive; and on page 22, strike out lines 1 to 13, inclusive.

Amendment No. 131

On page 22, line 18, of said bill, strike out "be", and insert "by".

Amendment No. 132

On page 23, line 7, of said bill, after "Francisco", insert "or, appropriately, the City of Los Angeles".

Amendment No. 133

On page 23, line 48, of said bill, after "Francisco", insert "and, appropriately, the City of Los Angeles".

Amendment No. 134

On page 24 of said bill, between lines 32 and 33, insert

"SEC. 10.8. The authority may contract loans and borrow money through the sale of bonds herein authorized, or of the same character as those herein authorized, from the United States or any of its departments, agencies, or instrumentalities, upon such conditions and terms as may be agreed to, and such bonds shall be subject to the provisions of this act."

Amendment No. 135

On page 26, line 43, of said bill, after "11.12.", insert "As in the case of other chapters of this act, the provisions of this chapter shall be deemed to apply to the bonds and funds of the San Francisco World Trade Center and of the Los Angeles World Trade Center.

Sec. 11.13."

Amendment No. 136

On page 26, line 44, of said bill, strike out ", to be expended", and insert "and are allocated for expenditure".

Amendment No. 137

On page 26, line 45, of said bill, after "act", insert "by the respective authorities in the same proportion as the money received in connection with each such authority and the activities thereof, including the issuance of bonds thereby, bears to all moneys received under this act".

Amendment No. 138

On page 27, line 16, of said bill, strike out "a World Trade Center", and insert "World Trade Centers".

Amendment No. 139

On page 27, line 17, of said bill, strike out ", are essential", and insert "and in the City of Los Angeles are essential,".

Amendment No. 140

On page 27, line 19, of said bill, after "California", insert "and due to the special and peculiar conditions relating to the industrial-transportation complex, concentrated in and around the City of Los Angeles, making these two metropolitan areas the principal outlets in this State for international trade".

Amendment No. 141

On page 27, line 20, of said bill, strike out the comma.

Amendment No. 142

On page 27, line 23, of said bill, strike out "a special authority", and insert "special authorities".

Amendment No. 143

On page 27 of said bill, strike out lines 37 to 43, inclusive.

Amendment No. 144

On page 27, line 48, of said bill, strike out "Authority", and insert "Authorities".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1930—An act to repeal Chapter 7, comprising Sections 6700 to 6799, inclusive, of Division 3 of, and to add a new Chapter 7, comprising Sections 6700 to 6830, inclusive, to Division 3 of, the Business and Professions Code, relating to the Professional Engineers' Association of California, its organization, government, membership and powers to regulate the practice of professional engineering, and providing penalties for violations of the provisions of this act.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency and Economy:

Amendment No. 1

Strike out line 5 of the title of the printed bill, and insert "State Board of Registration for Professional Engineers, its".

Amendment No. 2

On page 1, line 16, of said bill, strike out "act", and insert "chapter".

Amendment No. 3

On page 2, line 2, of said bill, strike out "act", and insert "chapter".

Amendment No. 4

On page 2 of said bill, strike out lines 3 to 5, inclusive, and insert
"6702 (a) "Branches" means the".

Amendment No. 5

On page 2, line 13, of said bill, strike out "(c)", and insert
"(b)".

Amendment No. 6

On page 2, line 14, of said bill, strike out "association", and insert "State".

Amendment No. 7

On page 2 of said bill, strike out lines 15 and 16; and in line 17, strike out "(e)", and insert
"(c)".

Amendment No. 8

On page 2, line 20, of said bill, strike out "council", and insert "board".

Amendment No. 9

On page 2, line 23, of said bill, strike out "council", and insert "board".

Amendment No. 10

On page 2, line 25, of said bill, strike out "council", and insert "board".

Amendment No. 11

On page 2, line 27, of said bill, strike out "(f)", and insert
"(d)".

Amendment No. 12

On page 2, line 31, of said bill, strike out "association", and insert "State".

Amendment No. 13

On page 2 of said bill, strike out lines 32 to 34, inclusive; and in line 35, strike out "(h)", and insert
"(e)".

Amendment No. 14

On page 2, line 36, of said bill, strike out "act", and insert "chapter".

Amendment No. 15

On page 2, line 48, of said bill, strike out "act", and insert "chapter".

Amendment No. 16

On page 3, line 6, of said bill, strike out "act", and insert "chapter".

Amendment No. 17

On page 3, line 7, of said bill, following "geology", insert ", including that which ordinarily comes within the scope of such sciences,".

Amendment No. 18

On page 3, line 9, of said bill, strike out "act", and insert "chapter".

Amendment No. 19

On page 3, line 16, of said bill, before the period, insert "nor is it the intent of this chapter to restrict the professional activities of chemists, physicists, geologists or other industrial scientists in the practical application of scientific knowledge to their work. In the case of petroleum geologists, it is not intended to restrict them in the search for and the production of petroleum and/or natural gas, the evaluation and appraisal of lands with reference to these natural products, or free use of instruments such as the plane table and alidade, geophysical equipment and other devices now known or that may later be developed which may be necessary to the practice of petroleum geology."

Amendment No. 20

On page 3 of said bill, strike out line 17; and in line 18, strike out "(j)", and insert
"(f)".

Amendment No. 21

On page 3, line 19, of said bill, strike out "act", and insert "chapter".

Amendment No. 22

On page 3 of said bill, strike out lines 26 to 28, inclusive; and in line 29, strike out "(1)", and insert

"(g)".

Amendment No. 23

On page 3 of said bill, strike out line 32; and in line 33, strike out "(n)", and insert

"(h) "Secretary" means the secretary of the board.

(i)".

Amendment No. 24

On page 3 of said bill, between lines 35 and 36, insert

"(j) "Board" means the State Board of Registration for Professional Engineers provided for by this chapter."

Amendment No. 25

On page 3, line 48, of said bill, strike out "council of the association", and insert "board".

Amendment No. 26

On page 3 of said bill, strike out lines 49 and 50, and insert

"6711. An architect, who holds a certificate to practice architecture, in this State under the provisions of Chapter 3 of Division 3 or of any other act to regulate the practice of architecture, insofar as he practices architecture in its various branches, is exempt from registration under the provisions of this chapter."

Amendment No. 27

On page 4 of said bill, strike out lines 27 to 51, inclusive; strike out pages 5, 6, and 7; and on page 8, strike out lines 1 to 5, inclusive, and insert

"Article 3. The State Board of Registration for Professional Engineers

6720. The State Board of Registration for Professional Engineers is hereby created whose duty it shall be to administer the provisions of this act. The board shall consist of five professional engineers, one civil, one mechanical, one electrical, one mining and one chemical, who shall be appointed by the Governor from among nominees recommended by the representative engineering societies in the State and shall have the qualifications required by Section 6721. Each member of the board shall be a qualified registered professional engineer in good standing within the respective branch of engineering which he represents. The members of the first board shall be appointed within 90 days after the passage of this act, to serve for the following terms: One member for one year, one member for two years, one member for three years, one member for four years, and one member for five years, from the date of their appointment, or until their successors are duly appointed and qualified. Every member of the board shall receive a certificate of his appointment from the Governor and before beginning his term of office shall file with the Secretary of State his written oath or affirmation for the faithful discharge of his official duty. Each member of the board first appointed hereunder shall receive a certificate or registration under this chapter from said board. On the expiration of the term of any member, the Governor shall in the manner hereinbefore provided appoint for a term of five years a registered professional engineer, having the qualifications required by Section 6721, to take the place of the member whose term on said board is about to expire. Each member shall hold office until the expiration of the term for which such member is appointed or until a successor shall have been duly appointed and shall have qualified.

6721. Each member of the board shall be a citizen of the United States and a resident of this State, and shall have been engaged in the practice of engineering for at least 12 years, and shall have been in responsible charge of important engineering work for at least five years. Responsible charge of engineering teaching may be construed as responsible charge of important engineering work.

6722. Each member of the board shall receive the sum of twenty-five dollars ($25) per diem when actually attending to the work of the board or any of its committees and for the time spent in necessary travel; and, in addition thereto, shall be reimbursed for all actual traveling, incidental, and clerical expenses necessarily incurred in carrying out the provisions of this chapter.

6723. The Governor may remove any member of the board for misconduct, incompetency, neglect of duty, or for any other sufficient cause. Vacancies in the membership of the board shall be filled for the unexpired term by appointment by the Governor as provided in Section 6720.

6724 The board shall hold a meeting within 30 days after its members are first appointed, and thereafter shall hold at least _____ regular meetings each year. Special meetings shall be held at such time as the by-laws of the board may provide. Notice of all meetings shall be given in such manner as the by-laws may provide. The board shall elect or appoint annually the following officers: A chairman, a vice chairman, and a secretary. A quorum of the board shall consist of not less than three members.

6725. The board shall have the power to adopt and amend all by-laws and rules of procedure, not inconsistent with the constitution and laws of this State, which may be reasonably necessary for the proper performance of its duties and the regulations of the proceedings before it. The board shall establish and clearly define the scope of the subdivisions of the branches of professional engineering as listed in Section 6702, which subdivisions shall include all areas contiguous to the branches which in the judgment of the board are necessary for the equitable administration of the purposes of this chapter. The board shall adopt and have an official seal.

In carrying into effect the provisions of this chapter, the board, under the hand of its chairman and the seal of the board, may subpena witnesses and compel their attendance, and also may require the production of books, papers, documents, etc., in a case involving the revocation of registration or practicing or offering to practice without registration. Any member of the board may administer oaths or affirmations to witnesses appearing before the board. If any person shall refuse to obey any subpena so issued, or shall refuse to testify or produce any books, papers, or documents, the board may present its petition to such authority as may have jurisdiction, setting forth the facts, and thereupon such authority shall, in a proper case, issue its subpena to such person, requiring his attendance before such authority and there to testify or to produce such books, papers, and documents, as may be deemed necessary and pertinent by the board. Any person failing or refusing to obey the subpena or order of the said authority may be proceeded against in the same manner as for refusal to obey any other subpena or order of the authority.

6726. The secretary of the board shall receive and account for all moneys derived under the provisions of this chapter, and shall pay the same monthly to the State Treasurer, who shall keep such moneys in a separate fund to be known as the "Professional Engineers' Fund." Such fund shall be kept separate and apart from all other moneys in the treasury, and shall be paid out only by warrant drawn by the State Controller on demands presented by the board. All moneys in the "Professional Engineers' Fund" are hereby specifically appropriated for the use of the board. The secretary of the board shall give a surety bond to the State in such sum as the board may determine. The premium on said bond shall be regarded as a proper and necessary expense of the board, and shall be paid out of the "Professional Engineers' Fund." The secretary of the board shall receive such salary as the board shall determine in addition to the compensation and expenses provided for in Section 6722. The board may employ such clerical or other assistants as are necessary for the proper performance of its work, and may make expenditures of this fund for any purpose which in the opinion of the board is reasonably necessary for the proper performance of its duties under this chapter, including the expenses of the board's delegates to annual conventions of and membership dues to, the National Council of State Boards of Engineering Examiners. Under no circumstances shall the total amount of warrants issued in payment of the expenses and compensation provided for in this chapter exceed the amount of the examination and registration fees collected as herein provided.

6727. The board shall keep a record of its proceedings and a register of all applications for registration, which register shall show (a) the name, age, and residence of each applicant; (b) the date of the application; (c) the place of business of such applicant; (d) his educational and other qualifications; (e) whether or not an examination was required; (f) whether the applicant was rejected; (g) whether a certificate of registration was granted; (h) the date of the action of the board; and (i) such other information as may be deemed necessary by the board.

The records of the board shall be prima facie evidence of the proceedings of the board set forth therein, and a transcript thereof, duly certified by the secretary of the board under seal, shall be admissible in evidence with the same force and effect as if the original were produced.

The board shall submit to the Governor within three months after the close of each fiscal year a report of its transactions of such fiscal year, and shall also transmit to him a complete statement of the receipts and expenditures of the board, attested by affidavits of its chairman and its secretary.

6728. A roster showing the names and places of business of all registered professional engineers shall be published by the secretary of the board during such month of each year as the board may by rule prescribe. Copies of this roster shall be mailed to each person so registered, placed on file with the Secretary of State, and furnished to the public upon request."

Amendment No. 28

On page 8, line 7, of said bill, strike out "7", and insert "4"

Amendment No. 29

On page 8, lines 9 and 10, of said bill, strike out "members of the association and".

Amendment No. 30

On page 8, line 11, of said bill, strike out "act", and insert "chapter".

Amendment No. 31

On page 8, line 22, of said bill, strike out "Engineering Profession Act"; and strike out line 23, and insert "Professional Engineers' Act.".

Amendment No. 32

On page 8 of said bill, strike out lines 26 to 28, inclusive, and insert "chapter, there shall be issued a certificate of registration, in accordance with Section 6760, to any person, except those civil engineers there-".

Amendment No. 33

On page 8, line 31, of said bill, strike out "association", and insert "board".

Amendment No. 34

On page 8, line 32, of said bill, strike out "Section 2 (a) of Article 8 of this act", and insert "subdivision (a) of Section 6761".

Amendment No. 35

On page 8, line 34, of said bill, strike out "act", and insert "chapter".

Amendment No. 36

On page 8, line 36, of said bill, strike out "act", and insert "chapter".

Amendment No. 37

On page 8, line 44, of said bill, strike out "8", and insert "5".

Amendment No. 38

On page 8, line 47, of said bill, strike out "council", and insert "board".

Amendment No. 39

On page 8, lines 49 and 50, of said bill, strike out "act, which fee shall be retained by the association", and insert "chapter".

Amendment No. 40

On page 9, line 2, of said bill, strike out "council", and insert "board".

Amendment No. 41

On page 9, line 7, of said bill, strike out "council", and insert "board".

Amendment No. 42

On page 9, line 10, of said bill, strike out "council", and insert "board".

Amendment No. 43

On page 9, line 13, of said bill, strike out "council", and insert "board".

Amendment No. 44

On page 9, line 19, of said bill, strike out "council", and insert "board".

Amendment No. 45

On page 9, line 22, of said bill, strike out "council", and insert "board".

Amendment No. 46

On page 9, line 26, of said bill, strike out "council", and insert "board".

Amendment No. 47

On page 9, line 29, of said bill, strike out "council", and insert "board".

Amendment No. 48

On page 9 of said bill, strike out line 30; and in line 31, strike out "council", and insert "The board".

Amendment No. 49

On page 9, line 35, of said bill, strike out "council", and insert "board".

Amendment No. 50

On page 9, line 39, of said bill, strike out "council", and insert "board".

Amendment No. 51

On page 9, line 50, of said bill, strike out "council", and insert "board".

Amendment No. 52

On page 10 of said bill, strike out lines 9 and 10, and insert

"(c) At any time on or before _____, upon application therefor and the payment of the application fee fixed by this chapter, there shall be issued a certificate of registration, as an engineer-in-training, without examination, to any applicant who shall submit to the board evidence that he has graduated from an approved engineering curriculum of four years or more in a school or college approved by the board At any time after the completion of the required eight years of engineering experience, as defined in subdivision (a) of this section, the applicant may take the second stage of the examination, upon submission of his application for registration and payment of the application fee herein prescribed"

Amendment No. 53

On page 10, line 13, of said bill, strike out "act, which fee shall be retained by the association," and insert "chapter".

Amendment No. 54

On page 10, lines 15 and 16, of said bill, strike out "the president or vice president and".

Amendment No. 55

On page 10, line 17, of said bill, strike out "council", and insert "board".

Amendment No. 56

On page 10, line 21, of said bill, strike out "council", and insert "board".

Amendment No. 57

On page 10, line 22, of said bill, strike out "act", and insert "chapter".

Amendment No. 58

On page 10, line 26, of said bill, strike out "act", and insert "chapter".

Amendment No. 59

On page 10, line 27, of said bill, strike out "council", and insert "board".

Amendment No. 60

On page 10, line 29, of said bill, strike out "as well"; and strike out lines 30 and 31, and insert "each person registered under the provisions of Section 6756 shall be required to elect".

Amendment No. 61

On page 10 of said bill, strike out line 33, and insert "registrant. If a registrant desires to transfer from one branch to".

Amendment No. 62

On page 10 of said bill, strike out line 36, and insert "set forth in paragraph 5 *of subdivision (a) of Section* 6761."

Amendment No. 63

On page 10 of said bill, strike out lines 38 to 49, inclusive, and insert

"6764. The board, upon application therefor, on its prescribed form, and the payment of the application and registration fees fixed by this chapter, which fees shall be retained by the board, may issue a certificate of registration as a professional engineer without written examination, to any person holding a certificate of registration issued to him by any state, or of any country, when the applicant's qualifications meet the requirements of this chapter, and rules established by the board."

Amendment No. 64

On page 11, line 2, of said bill, strike out "act", and insert "chapter".

Amendment No. 65

On page 11, line 9, of said bill, strike out "council", and insert "board".

Amendment No. 66

On page 11, line 13, of said bill, strike out "secretary", and insert "board".

Amendment No. 67

On page 11, line 15, of said bill, strike out "act", and insert "chapter".

Amendment No. 68

On page 11, line 18, of said bill, strike out "council", and insert "board".

Amendment No. 69

On page 11, line 31, of said bill, strike out "act", and insert "chapter".

Amendment No. 70

On page 11, line 40, of said bill, strike out "act", and insert "chapter".

Amendment No. 71

On page 11, line 44, of said bill, strike out "9", and insert "6".

Amendment No. 72

On page 11 of said bill, strike out line 48, and insert "board may direct, at time to be fixed by the board."

Amendment No. 73

On page 11 of said bill, strike out lines 49 to 51, inclusive; and on page 12, strike out lines 1 and 2.

Amendment No. 74

On page 12, line 5, of said bill, strike out "council", and insert "board".

Amendment No. 75

On page 12, line 12, of said bill, strike out "broad".

Amendment No. 76

On page 12, lines 14 and 15, of said bill, strike out ", as defined in Article VI, Section 2, of this act,".

Amendment No. 77

On page 12 of said bill, strike out line 21, and insert "fixed by the chapter, under rules to be fixed by the board. Appli-".

Amendment No. 78

On page 12, line 26, of said bill, strike out "10", and insert "7".

Amendment No. 79

On page 12 of said bill, strike out lines 28 to 51, inclusive, and insert

"6780. The board may receive and investigate complaints against registered engineers, and make findings thereon.

By a two-thirds vote, the board may reprove, privately or publicly, or may suspend for a period not to exceed two years, or may revoke the certificate of any professional engineer registered hereunder:

(a) Who has been convicted of a felony.

(b) Who has not a good character.

(c) Who has been found guilty by the board of any deceit, misrepresentation, violation of contract, fraud or gross incompetency in his practice.

(d) Who has been found guilty of any fraud or deceit in obtaining his certificate or violation of any provision of this chapter.

(e) Who aids or abets any person in the violation of any provision of this chapter.

(f) Who violates any provision of this chapter.

6781. The proceedings under this article shall be conducted in accordance with Chapter 5 of Part 1 of Division 3 of Title 2 of the Government Code, and the board shall have all the powers granted.

6782. The board may reissue a certificate of registration to any person whose certificate has been revoked if two or more members of the board vote in favor of such reissuance for reasons the board deems sufficient."

Amendment No. 80

On page 13 of said bill, strike out lines 1 to 43, inclusive.

Amendment No. 81

On page 13, line 45, of said bill, strike out "11", and insert "8".

Amendment No. 82

On page 13, line 47, of said bill, strike out "act", and insert "chapter".

Amendment No. 83

On page 13, line 49, of said bill, strike out "act", and insert "chapter".

Amendment No. 84

On page 14 of said bill, strike out line 7, and insert "chapter, without having been registered as provided by this chapter."

Amendment No. 85

On page 14 of said bill, strike out lines 10 to 13, inclusive, and insert
"(e) Gives false evidence of any kind to the board or to any member thereof in obtaining a certificate of registration, or in any hearing before the board."

Amendment No. 86

On page 14, line 18, of said bill, strike out "act", and insert "chapter".

Amendment No. 87

On page 14, line 20, of said bill, strike out "act", and insert "chapter".

Amendment No. 88

On page 14, line 24, of said bill, strike out "act", and insert "chapter".

Amendment No. 89

On page 14, line 25, of said bill, strike out "council", and insert "board".

Amendment No. 90

On page 14, line 27, of said bill, strike out "act", and insert "chapter".

Amendment No. 91

On page 14, line 30, of said bill, strike out "12", and insert "9".

Amendment No. 92

On page 14, line 33, of said bill, strike out "act", and insert "chapter".

Amendment No. 93

On page 14, line 35, of said bill, strike out "act", and insert "chapter".

Amendment No. 94

On page 14, line 40, of said bill, strike out "council", and insert "board".

Amendment No. 95

On page 14, line 44, of said bill, strike out "council", and insert "board".

Amendment No. 96

On page 14, line 47, of said bill, strike out "act", and insert "chapter".

Amendment No. 97

On page 15, line 1, of said bill, strike out "act", and insert "chapter".

Amendment No. 98

On page 15, line 12, of said bill, after "fee", insert "for professional engineers".

Amendment No. 99

On page 15 of said bill, strike out line 15, and insert "the board, the board shall have the".

Amendment No. 100

On page 15 of said bill, between lines 18 and 19, insert
"(g) Renewal fee for engineer-in-training (annual)_____ 2 00".

Amendment No. 101

On page 15, line 19, of said bill, strike out "(g)", and insert
"(h)".

Amendment No. 102

On page 15 of said bill, strike out lines 23 to 39, inclusive, and insert
"6813. All fees shall be paid into the State Treasury.
Art. 10. Repeal of Conflicting Legislation".

Amendment No. 103

On page 15, line 41, of said bill, strike out "act", and insert "chapter".

Amendment No. 104

On page 15, line 43, of said bill, strike out "act", and insert "chapter".

Amendment No. 105

On page 15, line 45, of said bill, strike out "14", and insert "11".

Amendment No. 106

On page 15, line 48, of said bill, strike out "act", and insert "chapter".

Amendment No. 107

On page 16, line 1, of said bill, strike out "act", and insert "chapter".

Amendment No. 108

On page 16, line 2, of said bill, strike out "act", and insert "chapter".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 319—An act to amend Section 4730 of the Health and Safety Code, relating to county sanitation districts.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Municipal and County Government:

Amendment No. 1

On page 2 of the printed bill, strike out lines 6 to 17, inclusive, and insert

"In case of the absence of the presiding officer of the governing body of a city or of the board of supervisors, or his inability to act as a member of the district board, then an alternate member of such governing body or board may be selected, who shall be a member of the district board to act in place of such presiding officer during his absence or inability to act."

Amendment read, and adopted

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1467—An act to amend Section 5.1 of an act entitled "An act authorizing the incurring of indebtedness by cities, towns, and municipal corporations, for municipal improvements, and regulating the acquisition, construction, or completion thereof," Statutes 1901, page 27, as amended, relating to the call and redemption prior to maturity of city bonds.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Municipal and County Government:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Section 5.1", and insert "Sections 5.1 and 6".

Amendment No. 2

In line 6 of the title of said bill, strike out the period, and insert "and providing for the payment thereof."

Amendment No. 3

On page 1 of said bill, after line 9, insert

"SEC. 2. Section 6 of the act cited in the title hereof is amended to read:

Sec. 6. Such bonds may be issued and sold by the legislative branch of the city, town or municipal corporation as they determine, but for not less than their par value, and the proceeds of such bonds shall be placed in the municipal treasury to the credit of the proper improvement fund, and shall be applied exclusively to the purposes and objects mentioned in the ordinance.

It shall be competent for the legislative branch to provide for delivery of any bonds so sold at a place or places outside the municipality or without the State of California; and to provide for the receipt and transmittal of the purchase price thereof so received outside the city or state in cash or in bank credits in the form of certified federal reserve bank funds."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2420—An act amending Section 4300a of the Political Code, relating to fees of county clerk.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Municipal and County Government:

Amendment No 1

On page 3, lines 1 and 2, of the printed bill, strike out "except for making or certifying to a copy of a filed paper, record or proceeding,".

Amendment No. 2

On page 3, line 5, of said bill, strike out "_____dollars ($_____)", and insert "two dollars ($2)".

Amendment No. 3

On page 3, line 8, of said bill, strike out "sold", and insert "sole".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2127—An act to add Section 4006.5 to, and to amend Section 4007 of, the Government Code, relating to public work.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Conservation, Planning, and Public Works:

Amendment No. 1

In line 2 of the title of the printed bill, after "Code," insert "and to add Sections 777.5 and 874.5 to an act entitled, "An act to provide for the organization, incorporation, and government of municipal corporations," approved March 13, 1883,".

Amendment No. 2

On page 1 of said bill, after line 10, insert

"SEC. 3. Section 777.5 is added to the act cited in the title, to read:

Sec. 777.5. Except in case of great public calamity or in the case of emergency work, as specified in Section 777, and notwithstanding subdivision 4 of Section 764, the city shall not contract with any individual person, firm, company, association, trust or private corporation for any work of street improvement, including but not limited to streets, sewers, sidewalks, curbs and lights, by force account or otherwise, unless the contract is made pursuant to a street improvement statute authorizing such work.

SEC. 4. Section 874.5 is added to said act, to read:

Sec. 874.5. Except in case of great public calamity or in the case of emergency work, as specified in Section 874, and notwithstanding Section 862.5, the city shall not contract with any individual person, firm, company, association, trust or private corporation for any work of street improvement, including but not limited to streets, sewers, sidewalks, curbs and lights, by force account or otherwise, unless the contract is made pursuant to a street improvement statute authorizing such work."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

SECOND READING OF SENATE BILLS

Senate Bill No. 610—An act to provide for participation by the State of California in public celebrations and exhibits to be held throughout the State during 1948, 1949, and 1950 commemorating significant events in the history of the State, creating a commission therefor, defining its powers and duties, and providing for advisory committees.

Bill read second time, and ordered to third reading.

Senate Bill No. 8—An act to amend Section 4249 of the Political Code and Section 28120 of the Government Code, relating to compensation for public service in counties of the twentieth class.

Bill read second time, and ordered to third reading.

Senate Bill No. 60—An act to amend Section 4248 of the Political Code and Section 28119 of the Government Code, relating to compensation for public services in counties of the nineteenth class.

Bill read second time, and ordered to third reading.

Senate Bill No. 785—An act to add Chapter 4 to Division 10 of the Streets and Highways Code, relating to inter-city agreements limiting the power of vacation of public streets and highways.

Bill read second time, and ordered to third reading.

Senate Bill No. 956—An act to amend Section 12020 of the Business and Professions Code, relating to false weights and measures.

Bill read second time, and ordered to third reading.

Senate Bill No. 957—An act to amend Sections 12200, 12201, 12203, and 12214 of the Business and Professions Code, relating to appointment of sealers of weights and measures.

Bill read second time, and ordered to third reading.

Senate Bill No. 958—An act to amend Section 12504 of the Business and Professions Code, relating to testing of weights and measures by request.

Bill read second time, and ordered to third reading.

Senate Bill No. 1047—An act to amend Section 3721 of the Political Code, relating to assessment and taxation of property affected by the organization, formation and incorporation of sanitary districts or any change of boundaries thereof or any consolidation of such districts, declaring the urgency thereof and providing that it shall take effect immediately.

Bill read second time, and ordered to third reading.

Senate Bill No. 272—An act authorizing the sale and conveyance of certain property belonging to the State of California and located in what is known as Reclamation District No. 1660 in the County of Sutter, State of California.

Bill read second time, and ordered to third reading.

Senate Bill No. 1198—An act to amend Sections 3456a and 3460 of the Political Code, relating to reclamation districts.

Bill read second time, and ordered to third reading.

Senate Bill No. 184—An act to amend Section 4280 of the Political Code and Section 28151 of the Government Code, relating to compensation for public services in counties of the fifty-first class.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Municipal and County Government:

Amendment No. 1

On page 1, line 18, of the printed bill, as amended in the Senate on April 14, 1947, strike out "five", and insert "two".

Amendment No. 2

On page 1, line 19, of said bill, strike out "($500)", and insert "($200)".

Amendment No. 3

On page 1, line 20, of said bill, strike out "four hundred dollars ($400)", and insert "seven hundred dollars ($700)".

Amendment No. 4

On page 2, lines 6 and 7, of said bill, strike out "two hundred dollars ($3,200)", and insert "dollars ($3,000)".

Amendment No. 5

On page 2, line 17, of said bill, strike out "five hundred dollars ($500)", and insert "two hundred dollars ($200)".

Amendment No. 6

On page 2, line 18, of said bill, strike out "four hundred dollars ($400)", and insert "seven hundred dollars ($700)".

Amendments read, and adopted.

Bill ordered reprinted, and to third reading.

Senate Bill No. 305—An act to validate the organization, boundaries, governing officers or boards, acts, proceedings, and bonds of public bodies, to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Municipal and County Government:

Amendment No. 1

On page 1, line 15, of the printed bill, as amended in the Senate on April 8, 1947, before "harbor", insert "river port districts,".

Amendment No. 2

On page 1, line 18, of said bill, before "and", insert "citrous pest control districts,".

Amendment No. 3

On page 1, line 5, of said bill, after "irrigation districts," insert "irrigation district improvement districts".

Amendments read, and adopted.

Bill ordered reprinted, and to third reading.

REPORTS OF STANDING COMMITTEES

Committee on Ways and Means

ASSEMBLY CHAMBER, SACRAMENTO, May 1, 1947

MR. SPEAKER: Your Committee on Ways and Means, to which was referred:

Senate Bill No 569

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

WOLLENBERG, Chairman

Above reported bill ordered to second reading.

Committee on Education

ASSEMBLY CHAMBER, SACRAMENTO, May 2, 1947

MR. SPEAKER: Your Committee on Education, to which were referred:

Assembly Bill No. 692
Assembly Bill No. 1550
Assembly Bill No. 1551
Assembly Bill No. 2014

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

DUNN, Chairman

Above reported bills ordered to second reading.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, April 30, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted:

Senate Concurrent Resolution No. 42

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS

The following resolution was read:

Senate Concurrent Resolution No. 42—Relative to postwar construction.

Referred to Committee on Rules.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, April 30, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed:

Senate Bill No. 880

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS (RESUMED)

The following bill was read the first time:

Senate Bill No. 880—An act to add Section 46.5 to the State Water Resources Act of 1945 and Sections 18 and 19 to the Flood Control Fund Act of 1946, relating to flood control.

Referred to Committee on Conservation, Planning, and Public Works.

NOTICE OF MOTION TO RECONSIDER CONTINUED

By unanimous consent, Mr. Doyle's notice of motion to reconsider Assembly Constitutional Amendment No. 28 was continued until the next legislative day.

CONSIDERATION OF DAILY FILE (RESUMED)

UNFINISHED BUSINESS

CONSIDERATION OF SENATE AMENDMENTS

Assembly Bill No. 1446—An act to amend Section 11535 of the Business and Professions Code, relating to the regulation of real estate subdivisions, and declaring the urgency thereof, to take effect immediately.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 1446?

Amendment No. 1

In line 2 of the title of the printed bill, after "subdivisions", insert a comma and "and declaring the urgency thereof, to take effect immediately".

Amendment No. 2

On page 1 of said bill, after line 27, insert

"SEC. 2. This act is hereby declared to be an urgency measure necessary for the immediate preservation of the public peace, health or safety within the meaning of Section 1 of Article IV of the Constitution and shall therefore go into immediate effect. A statement of the facts constituting such necessity is as follows:

Due to the prevailing housing shortage, various schemes for the subdividing of bungalow courts and other similar property are being promoted and offered to the public by individuals and a few real estate operators without the safeguards which the Subdivision Map Act provides. It is essential for the protection of the public that such matters be subjected to regulation and control without delay."

The roll was called.

Call of the Assembly

Pending the announcement of the vote, Mrs. Niehouse moved a call of the Assembly.

Motion carried. Time, 9.22 a.m.

The Speaker directed the Sergeant-at-Arms to close the doors, and to bring in the following absent members:

Allen, Bennett, Boyd, Brady, Brown, Burns, Caldecott, Carey, George D. Collins, Crowley, Debs, Ralph C. Dills, Doyle, Dunn, Field, Gannon, Huyck, Kilpatrick, Knight, Loomis, Lyons, Miller, O'Day, Sheridan, Stephenson, Thompson, and Weber—27.

PROCEEDINGS UNDER CALL OF THE ASSEMBLY BY UNANIMOUS CONSENT

TEMPORARY SUSPENSION OF ASSEMBLY RULE NO. 85

Mr. Heisinger asked for, and was granted, unanimous consent that Assembly Rule No. 85 be temporarily suspended for the purpose of placing a call of the Assembly on any matter on file.

CONSIDERATION OF DAILY FILE (RESUMED)

UNFINISHED BUSINESS (RESUMED)

CONSIDERATION OF SENATE AMENDMENTS

Assembly Bill No. 411—An act to amend Section 973 of the Labor Code, relating to solicitations for employment.

The question being: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 411?

Amendment No. 1

On page 1, line 5, of the printed bill, as amended in the Assembly on March 31, 1947, strike out "telephone, letter," and insert "letter".

The roll was called, and the Assembly concurred in Senate amendment to Assembly Bill No. 411 by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Burke, Butters, Caldecott, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Hollibaugh, James, Johnson, Kirkwood, Lowrey, Luckel, Maloney, McCollister, McMillan, Niehouse, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—56.

NOES—None.

Assembly Bill No. 411 ordered enrolled.

RECONSIDERATION OF ASSEMBLY BILL NO. 145

In compliance with a notice given on a previous day, Mr. Cramer moved that the vote whereby Assembly Bill No. 145 was refused passage be reconsidered.

The roll was called, and Assembly Bill No. 145 reconsidered by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brown, Burke, Butters, Caldecott, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Lowrey, Luckel, Maloney, McCollister, McMillan, Niehouse, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—61.
NOES—None.

Assembly Bill No. 145 ordered to third reading.

FURTHER PROCEEDINGS UNDER CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 1446

At 9.42 a.m., on motion of Mrs. Niehouse, further proceedings under the call of the Assembly were dispensed with.

The names of the absentees were called, and the Assembly concurred in Senate amendments to Assembly Bill No. 1446 by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brown, Burke, Butters, Caldecott, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Lowrey, Luckel, Maloney, McCollister, McMillan, Niehouse, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—62.
NOES—None.

Assembly Bill No. 1446 ordered enrolled.

REQUEST FOR UNANIMOUS CONSENT THAT ASSEMBLY BILL NO. 145 BE WITHDRAWN FROM THE FILE, AND BE RE-REFERRED

Mr. Cramer asked for, and was granted, unanimous consent that Assembly Bill No. 145 be withdrawn from the third reading file, and be re-referred to the Committee on Transportation and Commerce.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 2435—An act to add Sections 750.1 and 750.2 to the Insurance Code and to amend Section 12400 of the Insurance Code, relating to the payment of rebates and commissions by title insurers.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brown, Burke, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, Dickey, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Lowrey, Luckel, Maloney, McCollister, Niehouse, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—58.
NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 394—An act to amend Sections 6501, 6590, and 6614 of the Business and Professions Code, relating to barbering.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brown, Burke, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Dickey, Dolwig, Doyle, Dunn, Elliott, Evans, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Lowrey, Luckel, Maloney, McCollister, McMillan, Niehouse, Price, Robertson, Sheridan, Silliman, Stanley, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—58.

NOES—Rosenthal—1.

Bill ordered transmitted to the Senate.

Assembly Bill No. 498—An act to amend Section 3700 of the Health and Safety Code, relating to the use of common drinking receptacles.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brown, Burke, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Dickey, Dolwig, Doyle, Dunn, Evans, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Lowrey, Luckel, Maloney, McCollister, McMillan, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thurman, Waters, Wollenberg, and Mr. Speaker—56.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 400—An act to add Section 4573.5 to the Penal Code, relating to importation of drugs into prisons, institutions, camps, farms, and other places under the jurisdiction of the Department of Corrections.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, George D Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Dickey, Dolwig, Doyle, Dunn, Elliott, Evans, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Lowrey, Luckel, Maloney, McCollister, McMillan, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—60.

NOES—None.

Bill ordered transmitted to the Senate.

Hon. Albert C. Wollenberg Presiding

At 10 a.m., Hon. Albert C. Wollenberg, Member of the Assembly from the Twenty-first District, presiding.

Assembly Bill No. 445—An act to amend Section 1920b of the Code of Civil Procedure, relating to the preservation of documentary records by the preparation of photographic copies thereof and providing

that such copies may be used in place of the original under certain conditions.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Dickey, Dolwig, Doyle, Dunn, Elliott, Evans, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Lowrey, Luckel, Maloney, McCollister, McMillan, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—61.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 446—An act to amend Section 4095a of the Political Code and Section 26907 of the Government Code, relating to county records.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, George D Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Dickey, Dolwig, Doyle, Dunn, Elliott, Evans, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Lowrey, Luckel, Maloney, McCollister, McMillan, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—61.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1454—An act to amend Section 403b of the Civil Code, and Sections 4804 and 4807 of the Corporations Code, relating to corporations in winding up and dissolution.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Dickey, Dolwig, Doyle, Dunn, Elliott, Evans, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Lowrey, Luckel, Maloney, McCollister, McMillan, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—61.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 876—An act to add Section 1873 to the Civil Code, relating to lost property.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Lowrey, Luckel, Maloney, McCollister, McMillan, Niehouse, Price, Robertson, Rosenthal, Sheridan,

Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—64.
NOES—None.

Bill ordered transmitted to the Senate.

RE-REFERENCE OF BILLS

By order of the Speaker, the following bills were withdrawn from the file, and re-referred as follows:

Assembly Bill No. 2141 re-referred to Committee on Ways and Means.

Assembly Bill No. 1027 re-referred to Committee on Judiciary.

Assembly Bill No. 1736 re-referred to Committee on Judiciary.

Assembly Bill No. 2369 re-referred to Committee on Judiciary.

Speaker Presiding

At 10.14 a.m., Hon. Sam L. Collins, Speaker of the Assembly, presiding.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Concurrent Resolution No. 71—Relative to approving a certain amendment to the charter of the City of Redondo Beach, County of Los Angeles, State of California, voted for and ratified by the electors of the City of Redondo Beach at the general municipal election held therein on April 8, 1947.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Fletcher, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Lowrey, Luckel, Maloney, McCollister, McMillan, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Weber, Wollenberg, and Mr. Speaker—60.
NOES—None.

Resolution ordered transmitted to the Senate.

Speaker Pro Tempore Presiding

At 10.16 a.m., Hon. Thomas A. Maloney, Speaker pro Tempore of the Assembly, presiding.

Assembly Constitutional Amendment No. 15—A resolution proposing to the people of the State of California to amend Section 23b of Article IV of the State Constitution, relating to expenses of Members of the Legislature.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, M. Philip Davis, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Lowrey, Luckel, Maloney, McCollister, McMillan, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—62.
NOES—None.

Resolution ordered transmitted to the Senate.

Speaker Presiding

At 10.18 a.m., Hon. Sam L. Collins, Speaker of the Assembly, presiding.

Assembly Bill No. 1455—An act to add Section 8.5 to an act entitled "An act to provide for the acquisition of temporary and emergency housing facilities for veterans and families of servicemen by joint action of the State and local agencies, providing for the operation of such facilities, making an appropriation, and declaring the urgency thereof, to take effect immediately," approved February 15, 1946, relating to the completion of facilities remaining uncompleted by reason of cessation of work by the Federal Government pursuant to contracts for such work, making an appropriation and providing for the allocation thereof, declaring the urgency of this act, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Lowrey, Luckel, Maloney, McCollister, McMillan, Niehouse, Price, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—64.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Lowrey, Luckel, Maloney, McCollister, McMillan, Niehouse, Price, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—64.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1144—An act to repeal Section 790.5 of, and to add Section 790.5 to, the Agricultural Code, relating to emergency standards for fruits, nuts, and vegetables.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—64.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1145—An act to amend Section 789.1 of the Agricultural Code, relating to responsibility for transportation of fruits, nuts, and vegetables.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, George D Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr Speaker—64.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 739—An act to amend Section 1170 of the Probate Code, relating to the establishment of fact of death when title to real or personal property is affected by death of any person.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Boyd, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T Davis, M. Philip Davis, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—64.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1453—An act to add Section 103p to the Code of Civil Procedure, to permit counties of the ninth class to provide for more than one justice of the peace in certain townships of Class A jurisdiction dependent upon the population thereof and prescribing their powers and duties.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Boyd, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—64.

NOES—None.

Bill ordered transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT THAT ASSEMBLY BILL NO. 179 BE WITHDRAWN FROM THE FILE, AND BE RE-REFERRED

Mr. Silliman asked for, and was granted, unanimous consent that Assembly Bill No. 179 be withdrawn from the third reading file, and be re-referred to the Committee on Fish and Game.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 627—An act to amend Section 4004.5 of the Political Code, relating to loans by counties.

Bill read third time.

Motion to Amend

Mr. Brown moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, after "Code", insert "and Section 23010 of the Government Code".

Amendment No. 2

On page 1 of said bill, strike out lines 1 to 13, inclusive, and insert

"SECTION 1. Section 4004.5 of the Political Code is amended to read:

4004.5. Notwithstanding the provisions of Section 4004, any county may lend any of its available funds to any fire protection district or park, recreation and parkway district, *mosquito abatement district, or pest abatement district* located wholly within the county, whose funds are or will be when available in the custody of the county or any officer of the county, in order to enable the district to perform its functions and meet its obligations. Every such loan may be made only after the adoption of a resolution by the board of supervisors. It shall not exceed 85 percent of the district's anticipated revenue for the fiscal year in which it is made or for the next ensuing fiscal year, and shall be repaid out of such revenue prior to the payment of any other obligation of the district.

SEC. 2. Section 23010 of the Government Code is amended to read:

23010. Pursuant to a resolution adopted by its board of supervisors, a county may lend any of its available funds to any fire protection or park, recreation and parkway district, *mosquito abatement district, or pest abatement district* located wholly within the county, if its funds are, or when available will be, in the custody of the county or any officer of the county, in order to enable the district to perform its functions and meet its obligations. The loan shall not exceed 85 percent of the district's anticipated revenue for the fiscal year in which it is made or for the next ensuing fiscal year, and shall be repaid out of such revenue prior to the payment of any other obligation of the district.

SEC. 3. Section 2 of this act becomes operative only if Title 3 of the Government Code is enacted by the Legislature at the 1947 Regular Session, and in such case at the same time as said Title 3 takes effect; at which time Section 4004.5 of the Political Code is hereby repealed."

Amendments read, and adopted.

Bill ordered reprinted, and re-engrossed.

Assembly Bill No. 628—An act to amend Sections 2850, 2851, and 2853 of the Health and Safety Code and to add Section 2854 to said code, relating to pest abatement districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Boyd, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—64.

NOES—None.

Bill ordered transmitted to the Senate.

RE-REFERENCE OF SENATE BILL NO. 805 BY UNANIMOUS CONSENT

By unanimous consent, Speaker Collins ordered Senate Bill No. 805 withdrawn from the Committee on Conservation, Planning, and Public Works, and re-referred to the Committee on Public Health.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 630—An act to amend Section 2300 of the Health and Safety Code, and to add Sections 2313 and 2314 to said code, relating to mosquito abatement districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Boyd, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—64.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 831—An act to amend Section 92 of the Fish and Game Code, relating to District 22.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Boyd, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—64.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1438—An act to amend Sections 6537, 6549, 6565, 6590, and 6614 of the Business and Professions Code, relating to the practice of barbering.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Berry, Blosser, Boyd, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Lowrey, Luckel, Maloney, McCollister, McMillan, Niehouse, Price, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—60.

NOES—Beck—1.

Notice of Motion to Reconsider Assembly Bill No. 1438

Mr. Rosenthal gave notice that on the next legislative day he would move to reconsider the vote whereby Assembly Bill No. 1438 was this day passed.

THIRD READING OF SENATE BILLS

Senate Bill No. 411—An act to add Section 3692.5 to the Political Code, relating to the powers and duties of the State Board of Equalization.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Doyle, Dunn, Elliott, Erwin, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Lowrey, Luckel, Maloney, McMillan, Miller, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—63.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 714—An act to add Sections 108 and 109 to the Bank Act and to add Article 6, comprising Sections 18210 to 18216, inclusive, to Chapter 8 of Part 10 of Division 2 of the Revenue and Taxation Code, relating to common trust funds.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Bennett, Berry, Blosser, Boyd, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—63.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 353—An act to add Chapter 3, comprising Sections 430 to 435.6, inclusive, to Part 1 of Division 1 of the Health and Safety Code, Section 4052g to the Political Code and Section 25369 to the Government Code, and to repeal Chapter 56 of the Statutes of the Fifty-sixth (First Extraordinary) Session of the Legislature, providing for a program of surveying hospital and health center facilities and of construction of additional hospital and health center facilities to be administered by the State Department of Public Health, implementing the Federal Hospital Survey and Construction Act, establishing the Advisory Hospital Council, and providing for state assistance to public agencies for the construction of hospitals and health centers, and for county grants to local hospital districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—66.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 226—An act to amend Section 10 of an act entitled "An act to provide for the organization, incorporation, and government of municipal corporations," approved March 13, 1883, relating to compensation of elective officers of cities, declaring the urgency hereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—69.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—69.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 750—An act to add Section 2A to "An act to provide for the organization, incorporation, and government of municipal corporations," approved March 13, 1883, relating to the city manager form of government in cities of the sixth class.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—69.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 754—An act to amend Section 886 of "An act to provide for the organization, incorporation and government of municipal corporations," approved March 13, 1883, relating to officers' interest in contracts made by them in their official capacity.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn,

Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—69.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 755—An act to amend the title of, and Sections 1 to 6, inclusive, of "An act authorizing municipalities to declare noxious and dangerous weeds growing upon the streets or sidewalks, or upon private property within municipalities, to be a public nuisance, creating a lien upon the property fronting upon such streets or sidewalks or upon which such nuisance exists for the cost of abating the same," approved May 26, 1915, relating to removal of weeds and rubbish.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, George D Collins, Conrad, Cooke, Crichton, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—69.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 955—An act to amend Sections 20980 and 20981 of the Business and Professions Code, relating to penalties for violation of provisions regulating petroleum.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Cooke, Cramer, Crichton, Lester T. Davis, M Philip Davis, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—69.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 27—An act to amend Section 10407 of the Government Code, relating to the Commission on Uniform State Laws.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Cooke, Cramer, Crichton, Lester T. Davis, M Philip Davis, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—69.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 306—An act to amend Section 1107 of the Code of Civil Procedure, relating to service of applications for prerogative writs.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Cooke, Cramer, Crichton, Lester T. Davis, M Philip Davis, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—69.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 450—An act to add Section 401 to the Code of Civil Procedure, relating to the commencement and trial of actions.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Cooke, Cramer, Crichton, Lester T. Davis, M Philip Davis, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Nichouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—69.

NOES—None.

Bill ordered transmitted to the Senate.

RECESS

At 11 a.m., on motion of Mr. Dickey, the Assembly recessed until 11.05 a.m.

REASSEMBLED

At 11.05 a.m., the Assembly reconvened.

Hon. Sam L. Collins, Speaker of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 2665—An act to amend Section 36 of the Civil Code, relating to contracts of minors.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Dolwig, Doyle, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Grant, Grunsky, Heisinger, Hinckley, Hinton, James, Johnson, Kilpatrick, Kirkwood, Knight, Lowrey, Luckel, Maloney, McCollister, McMillan, Nichouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—60.

NOES—George D. Collins, Dunn, Elliott, and Geddes—4.

Bill ordered transmitted to the Senate.

BILLS WITHDRAWN FROM INACTIVE FILE, AND PLACED ON THE THIRD READING FILE

The following resolution was withdrawn from the inactive file, and placed upon file for adoption.

Assembly Constitutional Amendment No. 11, on request of Mr. Kilpatrick.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 49—An act to amend Section 413 of the Code of Civil Procedure, relating to service of summons.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—69.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 467—An act to amend Section 3210 of the Civil Code, relating to the definition of inland bills of exchange.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Caldecott, Carey, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Dickey, Clayton A. Dills, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Lowrey, Luckel, Maloney, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thurman, Waters, Wollenberg, and Mr. Speaker—62.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 468—An act to amend Section 3415 of the Civil Code, relating to actions to establish or compel the reissuance of private documents which have been lost or destroyed.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—66.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 943—An act to add Section 1274.10a to the Code of Civil Procedure, relating to abandoned property or escheated property, declaring the urgency hereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Lowrey, Maloney, McCollister, Miller, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—63.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Lowrey, Maloney, McCollister, Miller, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr Speaker—63.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 1416—An act to repeal Chapter 1 of the Fifty-fifth (Second Extraordinary) Session, Chapter 49 of the Fifty-fifth (Fourth Extraordinary) Session, Chapters 32 and 1053 of the Fifty-sixth Session, and Chapter 139 of the Fifty-sixth (First Extraordinary) Session of the Legislature, relating to food and fiber production; and providing for the transfer of money to the General Fund and for the transfer of property to the Department of Finance.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Knight, Lowrey, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—67.

NOES—None

Bill ordered transmitted to the Senate.

Senate Bill No. 1343—An act to amend Section 37 of the Alcoholic Beverage Control Act, relating to appropriations from the Alcoholic Beverage Control Fund.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Lowrey,

Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—65.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 1339—An act to repeal Chapter 295 of the Statutes of 1945 and Sections 160.5, 223.5, 395.6, and 395.7 and Chapter 4, comprising Sections 560 to 589, inclusive, of Part 2 of Division 2 of the Military and Veterans Code, relating to emergency powers of the Adjutant General and to the California State Guard, reserving claims, rights, benefits, and privileges of members and disciplinary power as to offenses, and providing for the liquidation of property, funds, and affairs of the California State Guard.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Cooke, Cramer, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—66.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 248—An act to amend Section 2246 of the Business and Professions Code, relating to instruction in chiropody.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Knight, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—68.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 347—An act to add Section 13397.1 to the Health and Safety Code, relating to solvents in clothes cleaning establishments.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Knight, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—68.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 490—An act to amend Section 4806 of the Business and Professions Code, relating to the salary of the Secretary of the Board of Examiners in Veterinary Medicine.

Bill read third time.

The roll was called, and the bill refused passage by the following vote:

AYES—Berry, Blosser, Brady, Caldecott, Carey, Crichton, Dickey, Dolwig, Doyle, Dunn, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hinton, Hollibaugh, Johnson, Kilpatrick, Maloney, McCollister, McMillan, Price, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thurman, and Wollenberg—33.

NOES—Beck, Burke, Butters, Clarke, Collier, George D. Collins, Conrad, Cooke, Clayton A. Dills, Elliott, Erwin, Evans, Field, Hahn, Heisinger, Knight, Lowrey, Luckel, Miller, Niehouse, Robertson, Rosenthal, Thorp, and Waters—24.

Notice of Motion to Reconsider Senate Bill No. 490

Mr. Geddes gave notice that on the next legislative day he would move to reconsider the vote whereby Senate Bill No. 490 was this day refused passage.

Senate Bill No. 1057—An act to amend Section 2458 of the Business and Professions Code, relating to fees under the chapter on medicine and surgery.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Caldecott, Carey, Clarke, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr Speaker—67.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 1058—An act to amend Section 2011 of the Business and Professions Code, relating to instruction requirements to practice medicine and surgery.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Caldecott, Carey, Clarke, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—67.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 1060—An act to amend Section 2117 of the Business and Professions Code, relating to the Board of Medical Examiners.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Beck, Berry, Blosser, Boyd, Brady, Burke, Caldecott, Carey, Clarke, Conrad, Cramer, Crichton, Lester T. Davis, Dickey, Dolwig, Doyle, Dunn, Fletcher,

Gaffney, Gannon, Geddes, Grant, Grunsky, Hinton, Hollibaugh, Huyck, James, Johnson, Maloney, McCollister, McMillan, Niehouse, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Weber, Wollenberg, and Mr. Speaker—46.

NOES—Brown, Collier, George D. Collins, Clayton A. Dills, Evans, Field, Hahn, Heisinger, Knight, Lowrey, Luckel, and Robertson—12.

Notice of Motion to Reconsider Senate Bill No. 1060

Mr. Beck gave notice that on the next legislative day he would move to reconsider the vote whereby Senate Bill No. 1060 was this day passed.

Senate Bill No. 1063—An act to amend Section 2450 of the Business and Professions Code, relating to the payment of the annual tax and registration fee for physicians and surgeons, drugless practitioners, chiropodists and midwives.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, M. Philip Davis, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hollibaugh, Huyck, James, Johnson, Kirkwood, Knight, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—64.

NOES—None.

Bill ordered transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT THAT REPORT OF ASSEMBLY COMMITTEE ON A WORLD TRADE FAIR AND WAR MEMORIAL IN THE LOS ANGELES INDUSTRIAL AREA BE PRINTED IN JOURNAL

Mr. M. Philip Davis asked for, and was granted, unanimous consent that the Report of the Assembly Committee on a World Trade Fair and War Memorial in the Los Angeles Industrial Area be printed in the Journal, in 10-point type.

Above mentioned report will appear prior to the motion for adjournment.

Request for Unanimous Consent That 1,000 Additional Copies of Report Be Printed

Mr. M. Philip Davis asked for, and was granted, unanimous consent that 1,000 additional copies of the Report of the Assembly Committee on a World Trade Fair and War Memorial in the Los Angeles Industrial Area be ordered printed, as separate documents.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 1065—An act to amend Section 2114 of the Business and Professions Code, relating to the publication of a directory.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, M. Philip Davis, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hollibaugh,

Huyck, James, Johnson, Kirkwood, Knight, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—64.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 1068—An act to add Section 2141.10 to the Business and Professions Code, relating to post-mortem examinations.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, M. Philip Davis, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hollibaugh, Huyck, James, Johnson, Kirkwood, Knight, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—64.

NOES—None.

Notice of Motion to Reconsider Senate Bill No. 1068

Mr. Beck gave notice that on the next legislative day he would move to reconsider the vote whereby Senate Bill No. 1068 was this day passed.

Senate Bill No. 1070—An act to add Section 2391.5 to the Business and Professions Code, relating to unprofessional conduct under the chapter on medicine and surgery.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, M. Philip Davis, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hollibaugh, Huyck, James, Johnson, Kirkwood, Knight, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—64.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 1071—An act to amend Section 2390 of the Business and Professions Code, relating to unprofessional conduct under the chapter on medicine and surgery.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, M. Philip Davis, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hollibaugh, Huyck, James, Johnson, Kirkwood, Knight, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—64.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 163—An act to amend Sections 890 and 891 of the Military and Veterans Code, relating to veterans' dependents.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—63.

NOES—None.

Notice of Motion to Reconsider Senate Bill No. 163

Mr. George D. Collins gave notice that on the next legislative day he would move to reconsider the vote whereby Senate Bill No. 163 was this day passed.

Senate Bill No. 195—An act to add Sections 820.5 and 987.01 to the Military and Veterans Code, relating to the rate of interest on veterans' farm and home purchases.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—63.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Joint Resolution No. 6—Relative to memorializing and petitioning the President and Congress of the United States to pass appropriate legislation to enable veterans who obtained guaranteed loans prior to December 28, 1945, to come within provisions of Public Law 268.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—66.

NOES—None.

Resolution ordered transmitted to the Senate.

Senate Bill No. 181—An act to amend Section 215 of the Revenue and Taxation Code, relating to veterans organizations.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Caldecott, Carey, Collier, George D. Collins, Conrad, Cramer, Crichton, Lester T. Davis, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Field, Fletcher, Gaffney,

Gannon, Geddes, Grant, Grunsky, Hawkins, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Lowrey, Luckel, Maloney, McCollister, McMillan, Niehouse, Price, Rosenthal, Sheridan, Sherwin, Silliman, Thomas, Thompson, Thurman, Waters, Wollenberg, and Mr. Speaker—55.

NOES—Heisinger, Knight, and Stephenson—3.

Bill ordered transmitted to the Senate.

Senate Bill No. 164—An act to amend Section 980 of the Military and Veterans Code, relating to the purchases of farms and homes by veterans of World War II.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Berry, Blosser, Brady, Brown, Caldecott, Carey, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Kirkwood, Knight, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, Robertson, Sheridan, Sherwin, Silliman, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—57.

NOES—None.

Bill ordered transmitted to the Senate.

MEMBER EXCUSED

At 12.15 p.m., Mr. Hinton asked for, and was granted, unanimous consent that Mr. Hahn be excused for the balance of the legislative day, because of legislative duties elsewhere.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 231—An act to repeal Section 206.7 of the Welfare and Institutions Code, relating to reports concerning veterans in county institutions.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Berry, Blosser, Brady, Brown, Caldecott, Carey, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Kirkwood, Knight, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, Robertson, Sheridan, Sherwin, Silliman, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—57.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 369—An act to amend Section 80 of the Military and Veterans Code, relating to the powers and duties of the Director of Veterans Affairs.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Berry, Blosser, Brady, Brown, Caldecott, Carey, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Kirkwood, Knight, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, Robertson, Sheridan, Sherwin, Silliman, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—57.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 370—An act to amend Sections 72 and 78 of the Military and Veterans Code, relating to the Department of Veterans Affairs.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Berry, Blosser, Brady, Brown, Caldecott, Carey, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Kirkwood, Knight, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, Robertson, Sheridan, Sherwin, Silliman, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—57.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 371—An act to add Section 899 to the Military and Veterans Code, relating to veterans' education.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Caldecott, Carey, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Gaffney, Gannon, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Lowrey, Luckel, Maloney, McCollister, McMillan, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—60.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 372—An act to amend Section 68 of the Military and Veterans Code, relating to the California Veterans Board and the Director of Veterans Affairs.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Caldecott, Carey, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Gaffney, Gannon, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Lowrey, Luckel, Maloney, McCollister, McMillan, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—60.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 373—An act to amend Sections 690, 694, 695, 698, 699, 700, 802, 831, 842, 986.8, 986.9, 987, 987.1, 987.2, 987.3, 987.4, 987.5, 987.6, 987.7, 987.8, 987.9, 987.10, 988, 988.2, and 988.3 of the Military and Veterans Code, relating to the Veterans Welfare Board and Department of Veterans Affairs.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Caldecott, Carey, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Gaffney, Gannon, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hinton,

Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Lowrey, Luckel, Maloney, McCollister, McMillan, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—60.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 596—An act to repeal Sections 330, 331, 332, and 435 of the Military and Veterans Code, relating to monthly allowances to commanding officers and organizations of the National Guard, the use of funds, the allowance of claims and the payment of rental for leased armory, to add a new Section 330 to the said code, relating to expenses of commanding officers and organizations of the National Guard and the payment thereof, to amend Sections 413 and 432 of the Military and Veterans Code, relating to funds and property held in trust for commanding officers and organizations of the National Guard and the payment thereof and the payment of revenues received from state armories.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Caldecott, Carey, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Gaffney, Gannon, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Lowrey, Luckel, Maloney, McCollister, McMillan, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—60.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Caldecott, Carey, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Gaffney, Gannon, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Lowrey, Luckel, Maloney, McCollister, McMillan, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—60.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 598—An act to amend Sections 161, 162, 164, 164.1, and 168 of the Military and Veterans Code, relating to the personnel of the office of the Adjutant General, the establishment of the rank of Major General for the Adjutant General and the qualifications therefor, the establishment of the rank of Brigadier General for the Assistant Adjutant General and the qualifications therefor, the organization of the office of the Adjutant General, and the pay and allowances for the Adjutant General and the Assistant Adjutant General, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Bennett, Berry, Blosser, Brady, Brown, Caldecott, Carey, Collier, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, Dickey, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hinckley, Hinton, Hollibaugh, Huyck, Johnson, Kirkwood, Knight, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—54.

NOES—George D. Collins, Elliott, Heisinger, and Kilpatrick—4.

The roll was called, and the bill passed by the following vote:

AYES—Bennett, Berry, Blosser, Brady, Brown, Caldecott, Carey, Collier, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, Dickey, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hinckley, Hinton, Hollibaugh, Huyck, Johnson, Kirkwood, Knight, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—54.

NOES—George D. Collins, Elliott, Heisinger, and Kilpatrick—4.

Bill ordered transmitted to the Senate.

Senate Bill No. 599—An act to amend Sections 321, 323, and 324 of the Military and Veterans Code, relating to the pay and allowances of enlisted men in the California National Guard, the furnishing of a uniform allowance to commissioned and warrant officers of the active militia and the pay and allowances of officers and enlisted men of the National Guard who perform special duty, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brown, Caldecott, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, Dickey, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Lowrey, Luckel, Maloney, McCollister, McMillan, Niehouse, Price, Robertson, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—57.

NOES—Elliott—1.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brown, Caldecott, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, Dickey, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Lowrey, Luckel, Maloney, McCollister, McMillan, Niehouse, Price, Robertson, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—57.

NOES—Elliott—1.

Bill ordered transmitted to the Senate.

Senate Bill No. 602—An act to amend Sections 450, 453, 454, 455, 456, 457, 458, and 459 of the Military and Veterans Code, relating to the administration of company punishment of members of the National Guard, to the appointment of special courts-martial, the appointment of summary courts-martial, the appointment of courts of inquiry and boards

of investigating officers, the jurisdiction of general, special and summary courts-martial and the admission to bail of military persons charged with military offenses before military courts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brown, Caldecott, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, Dickey, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Lowrey, Luckel, Maloney, McCollister, McMillan, Niehouse, Price, Robertson, Silliman, Stanley, Stephenson, Thomas, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—56.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 773—An act to add Section 1292 to the Military and Veterans Code, relating to certain lands of the State described in Chapter 891 of the Statutes of 1939, and the leasing thereof or of parts thereof or of interests therein to veterans' associations.

Bill read third time.

Senate Bill No. 773 ordered passed on file.

Senate Bill No. 985—An act amending Section 431 of the Military and Veterans Code, relating to the control of armories by the Adjutant General, including the power to lease or otherwise authorize the use of the same, the creation of armory boards and their powers, the collection, payment and accounting of revenues and income from armories, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Caldecott, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, Dickey, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Knight, Lowrey, Luckel, Maloney, McCollister, McMillan, Niehouse, Price, Robertson, Sheridan, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—58.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Caldecott, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, Dickey, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Knight, Lowrey, Luckel, Maloney, McCollister, McMillan, Niehouse, Price, Robertson, Sheridan, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—58.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 987—An act to repeal Section 395.7 of the Military and Veterans Code, relating to rights of restoration to former or like positions by members of the State Guard leaving private employment for active service in the State Guard.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Caldecott, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, Dickey, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Knight, Lowrey, Luckel, Maloney, McCollister, McMillan, Niehouse, Price, Robertson, Sheridan, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—58.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 1476—An act to add Division 8 to the Military and Veterans Code, relating to veterans' welfare.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Caldecott, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, Dickey, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Knight, Lowrey, Luckel, Maloney, McCollister, McMillan, Niehouse, Price, Robertson, Sheridan, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—58.

NOES—None

Bill ordered transmitted to the Senate.

Senate Bill No. 601—An act to repeal Sections 212 and 213 of the Military and Veterans Code, relating to the inactive National Guard and honorary members in the National Guard and to amend Sections 16, 127, 142, 173, 183, 210, 224, 228, 256, 365, 394, 398, 417, 439, 470, and 644 of the Military and Veterans Code, relating to the administration of military oaths, assignment of military command, the employment of the military forces in the performance of necessary military duties, the publications of military material, the issuance of military property, the inactive National Guard, the priority of rank of military officers, the retirement of military officers and enlisted men, the temporary direction of the military forces by civil officers, discrimination against military personnel, the creation of an offense for trespass upon military grounds, armories or military places, the transportation of military personnel and material, county aid for the National Guard, the delivery of military personnel to civil authorities and the issuance of service medals.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Bennett, Blosser, Brady, Brown, Caldecott, Carey, Collier, George D. Collins, Conrad, Cramer, Crichton, Lester T. Davis, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Luckel, Maloney, McCollister, McMillan, Niehouse, Price, Sheridan, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—53.

NOES—Elliott—1.

Bill ordered transmitted to the Senate.

NOTICE OF MOTION TO RECONSIDER SENATE BILL NO. 1068 WAIVED

Mr. Beck waived his notice of motion to reconsider the vote whereby Senate Bill No. 1068 was passed.

Senate Bill No. 1068 ordered transmitted to the Senate.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 774—An act to amend Section 6966 of the Public Resources Code, relating to payment of royalties to the State for extraction of minerals from public lands.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Brady, Brown, Caldecott, Collier, George D. Collins, Conrad, Cramer, Crichton, Lester T. Davis, Dickey, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Knight, Lowrey, Luckel, Maloney, McCollister, McMillan, Niehouse, Price, Robertson, Sheridan, Silliman, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—55.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Joint Resolution No. 17—Relative to the development of deposits of mineral ores in the United States.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Brady, Brown, Caldecott, Collier, George D. Collins, Conrad, Cramer, Crichton, Lester T. Davis, Dickey, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Knight, Lowrey, Luckel, Maloney, McCollister, McMillan, Niehouse, Price, Robertson, Sheridan, Silliman, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—55.

NOES—None.

Resolution ordered transmitted to the Senate.

Senate Bill No. 394—An act to amend Section 1278 of the Fish and Game Code, relating to license tags for taking deer.

Bill read third time.

Senate Bill No. 394 ordered passed on file.

Senate Bill No. 123—An act to amend Sections 1 and 5a of an act entitled "The California Air Navigation Act," relating to air navigation.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Bennett, Blosser, Brady, Brown, Caldecott, Carey, Collier, George D. Collins, Conrad, Cramer, Crichton, Lester T. Davis, Dickey, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Knight, Luckel, Maloney, McMillan, Price, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—52.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 249—An act to amend Sections 2450 and 2452 of the Business and Professions Code, relating to chiropody.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Boyd, Brady, Brown, Caldecott, Collier, George D. Collins, Conrad, Cramer, Crichton, Lester T. Davis, Dickey, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Knight, Lowrey, Luckel, Maloney, McMillan, Niehouse, Price, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—56.

NOES—None

Bill ordered transmitted to the Senate.

Senate Bill No. 1337—An act to add Section 4707 to, and to repeal Sections 4805 and 4855 of, the Labor Code, all relating to benefits payable on account of death of employees who are members of the State Employees' Retirement System.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Bennett, Blosser, Boyd, Brady, Burke, Collier, Conrad, Cramer, Crichton, Dickey, Doyle, Erwin, Evans, Field, Fletcher, Gannon, Geddes, Grant, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Knight, Maloney, McMillan, Niehouse, Price, Robertson, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—43.

NOES—George D. Collins, Dunn, and Gaffney—3.

Bill ordered transmitted to the Senate.

MOTION TO INSTRUCT CHIEF CLERK TO WRITE LETTERS TO UNITED AIRLINES AND TO COL. TOM MURPHY

Mr. Dickey moved that the Chief Clerk be instructed to write letters to the United Airlines, and to Col. Tom Murphy, and express appreciation on behalf of the Members of the Assembly for the three courtesy flights given to Members of the Legislature in their new 56 passenger Mainliner.

Motion carried.

NOTICE OF MOTION TO WITHDRAW ASSEMBLY BILL NO. 1839 FROM INACTIVE FILE

Mr. Hollibaugh gave notice that on the next legislative day he would move to withdraw Assembly Bill No. 1839 from the inactive file, and have it placed upon the third reading file.

NOTICE OF MOTION TO WITHDRAW SENATE BILLS NOS. 67 AND 68 FROM INACTIVE FILE

Mr. Thurman gave notice that on the next legislative day he would move to withdraw Senate Bills Nos. 67 and 68 from the inactive file, and have them placed upon the third reading file.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, May 2, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed:

Assembly Bill No. 10
Assembly Bill No. 18
Assembly Bill No. 110
Assembly Bill No. 371
Assembly Bill No. 433
Assembly Bill No 1019
Assembly Bill No. 1046
Assembly Bill No. 1093
Assembly Bill No. 1094
Assembly Bill No. 1095
Assembly Bill No. 1099
Assembly Bill No. 1532
Assembly Bill No. 1626
Assembly Bill No. 1707
Assembly Bill No. 1721
Assembly Bill No. 1722
Assembly Bill No. 1723
Assembly Bill No. 1724
Assembly Bill No. 1725
Assembly Bill No. 1726

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bills ordered enrolled.

SENATE CHAMBER, SACRAMENTO, May 2, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed, as amended:

Assembly Bill No. 121
Assembly Bill No. 418
Assembly Bill No. 1327
Assembly Bill No. 1385
Assembly Bill No. 2467

And respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bills ordered to unfinished business file.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, May 2, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 443

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bill ordered to third reading.

Committee on Transportation and Commerce

ASSEMBLY CHAMBER, SACRAMENTO, May 1, 1947

MR. SPEAKER: Your Committee on Transportation and Commerce, to which were referred:

Assembly Bill No. 1893
Assembly Bill No. 1894
Assembly Bill No. 1895

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the Committee on Revenue and Taxation.

LUCKEL, Vice Chairman

Above reported bills ordered to second reading.

Committee on Revenue and Taxation

ASSEMBLY CHAMBER, SACRAMENTO, May 2, 1947

MR. SPEAKER: Your Committee on Revenue and Taxation, to which was referred:

Assembly Bill No. 487

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

HOLLIBAUGH, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 2, 1947

MR. SPEAKER: Your Committee on Revenue and Taxation, to which was referred:

Assembly Bill No. 1272

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

HOLLIBAUGH, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 2, 1947

MR. SPEAKER: Your Committee on Revenue and Taxation, to which was referred:

Assembly Bill No. 1274

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

HOLLIBAUGH, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 2, 1947

MR. SPEAKER: Your Committee on Revenue and Taxation, to which was referred:

Assembly Bill No. 1483

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be re-referred to Committee on Ways and Means.

HOLLIBAUGH, Chairman

Above reported bill re-referred to Committee on Ways and Means.

Committee on Civil Service and State Personnel

ASSEMBLY CHAMBER, SACRAMENTO, May 2, 1947

MR. SPEAKER: Your Committee on Civil Service and State Personnel, to which was referred:

Senate Bill No. 984

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

GANNON, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 2, 1947

MR. SPEAKER: Your Committee on Civil Service and State Personnel, to which was referred:

Assembly Bill No. 1222

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be re-referred to Committee on Ways and Means.

GANNON, Chairman

Above reported bill re-referred to Committee on Ways and Means.

ASSEMBLY CHAMBER, SACRAMENTO, May 2, 1947

MR. SPEAKER: Your Committee on Civil Service and State Personnel, to which were referred:

Assembly Bill No. 941
Assembly Bill No. 1689

Has had the same under consideration, and reports the same back with the recommendation: Do pass, as amended, and be re-referred to Committee on Ways and Means.

GANNON, Chairman

Above reported bills re-referred to Committee on Ways and Means:

ASSEMBLY CHAMBER, SACRAMENTO, May 2, 1947

MR. SPEAKER: Your Committee on Civil Service and State Personnel, to which was referred:

Assembly Bill No. 2257

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

GANNON, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 2, 1947

MR. SPEAKER: Your Committee on Civil Service and State Personnel, to which were referred:

Assembly Bill No. 1220
Assembly Bill No. 1221
Assembly Bill No. 1223
Assembly Bill No. 1224

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

GANNON, Chairman

Above reported bills ordered to second reading.

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, May 2, 1947

MR. SPEAKER: Your Committee on Rules, to which was referred:

Assembly Concurrent Resolution No. 58

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

DICKEY, Chairman

Above reported resolution ordered engrossed.

Committee on Transportation and Commerce

ASSEMBLY CHAMBER, SACRAMENTO, May 1, 1947

MR. SPEAKER. Your Committee on Transportation and Commerce, to which was referred:

Assembly Bill No. 1810

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

LUCKEL, Vice Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 1, 1947

MR. SPEAKER: Your Committee on Transportation and Commerce, to which were referred:

Assembly Bill No. 168
Assembly Bill No. 400
Assembly Bill No. 1577

Has had the same under consideration, and reports the same back with amendments with the recommendation. Amend, and do pass, as amended.

LUCKEL, Vice Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 1, 1947

MR. SPEAKER: Your Committee on Transportation and Commerce, to which were referred:

Assembly Bill No. 266
Assembly Bill No. 2230

Has had the same under consideration, and reports the same back with the recommendation. Do pass.

LUCKEL, Vice Chairman

Above reported bills ordered to second reading.

Committee on Industrial Relations

ASSEMBLY CHAMBER, SACRAMENTO, May 1, 1947

MR. SPEAKER: Your Committee on Industrial Relations, to which were referred:

Assembly Bill No. 523
Assembly Bill No. 632

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

LYONS, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 1, 1947

MR. SPEAKER: Your Committee on Industrial Relations, to which was referred:
Assembly Bill No. 182

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

LYONS, Chairman

Above reported bill ordered to second reading.

Committee on Public Morals

ASSEMBLY CHAMBER, SACRAMENTO, May 2, 1947

MR. SPEAKER: Your Committee on Public Morals, to which was referred:
Assembly Bill No. 2668

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

THOMPSON, Chairman

Above reported bill ordered to second reading.

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, May 2, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 489—An act to amend Section 142 of the Vehicle Code, relating to vehicles exempted from registration;

And reports that the same has been correctly enrolled, and presented to the Governor on the second day of May, 1947, at 12 m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, May 2, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 241
Assembly Bill No. 1451
Assembly Bill No. 1785
Assembly Bill No. 1959

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 2, 1947

MR. SPEAKER. Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1452
Assembly Bill No. 1569
Assembly Bill No. 1573
Assembly Bill No. 1787

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 2, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 664
Assembly Bill No. 1832

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, May 2, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted:

Senate Joint Resolution No. 11

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS (RESUMED)

The following resolution was read:

Senate Joint Resolution No. 11—Relative to memorializing and petitioning the Congress of the United States to appropriate the funds authorized by the Agricultural Marketing Act of 1946 (Public Law 733, Seventy-ninth Congress), for agricultural marketing and research, at the earliest possible date.

Referred to Committee on Rules.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, May 1, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day respectfully refused to concur in Assembly amendments to:

Senate Bill No. 416—An act to amend Sections 120, 152, 311, 315, 340, 350, 381, 440, 460, 502, 561, 583, 584, 820, 900, 901, 951, 952, 953, 954, 960, 1121, 1130, 1133, 1134, 1135, 1152, 1153, 1171, 1201, 1210, 1221, 1411, 1421, 1422, 1425, 1481, 1524, 1525, 1621, 1631, 1633, 1720, 1731, 1751, 1753, 1760, 1770, 1771, 1800, 1910, 2000, 2002, and 2005 of the Municipal Utility District Act, to repeal Sections 154, 317, 1211, 1212, 1213, 1220, 1222 thereof, to repeal Article 2, Chapter 4, Part 3, comprising Section 470 thereof, to repeal Chapter 5, Part 6, comprising Sections 1500 to 1507, inclusive, thereof, and add a new Chapter 5, Part 6, comprising Sections 1500 to 1504, inclusive, thereto, and to add Sections 17, 26, 27, 28, 604, 950 5, 950 6, 1202, 1203, 1441, and 1772 thereto, relating to municipal utility districts.

And appointed Senators Breed, DeLap, and Kraft, as a Committee on Conference to meet a like committee from the Assembly.

J. A BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

SENATE CHAMBER, SACRAMENTO, May 2, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted:

Assembly Concurrent Resolution No. 13

J. A. BEEK, Secretary of the Senate
By C V. TAYLOR, Assistant Secretary

Assembly Concurrent Resolution No. 13 ordered enrolled.

SENATE CHAMBER, SACRAMENTO, May 1, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed:

Senate Bill No 648

J. A BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS (RESUMED)

The following bill was read the first time:

Senate Bill No. 648—An act to add Section 21253.1 to the Government Code, relating to prior service credit to state college instructors under certain conditions, in connection with the State Employees' Retirement Fund.

Referred to Committee on Civil Service and State Personnel.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, May 2, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed:

Senate Bill No. 241
Senate Bill No. 406
Senate Bill No. 702

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS (RESUMED)

The following bills were read the first time:

Senate Bill No. 241—An act to amend Section 108 of the Civil Code, relating to divorce actions on grounds of insanity.

Referred to Committee on Judiciary.

Senate Bill No. 406—An act to amend Section 1102.4 of the Agricultural Code, relating to eggs.

Referred to Committee on Livestock and Dairies.

Senate Bill No. 702—An act to add Section 18596 to the Government Code, relating to the Chief of the State Division of Beaches and Parks.

Referred to Committee on Governmental Efficiency and Economy.

REPORT OF ASSEMBLY COMMITTEE ON A WORLD TRADE FAIR AND WAR MEMORIAL IN THE LOS ANGELES INDUSTRIAL AREA

CREATION OF COMMITTEE

This committee was created by House Resolution No. 92, adopted by the Assembly February 5, 1947. The committee was directed to ascertain, study and analyze all facts relating to a World Trade Fair and War Memorial in Los Angeles County and an annual trade exposition in the Los Angeles area, including but not limited to the operation, effect, administration, enforcement and needed revision of any and all laws in any way bearing upon or relating to the subject of the resolution and to report thereon to the Assembly, including in the report its recommendations for appropriate legislation.

WORK OF COMMITTEE

Pursuant to and in furtherance of the directives of the resolution creating it, your committee held public and private hearings and did intensive investigation work.

WORLD TRADE "FAIR" VS. WORLD TRADE "CENTER"

It appears to be the general view that a World Trade "Fair" in the Los Angeles area, with a limited period of existence, is not desirable at this time. It is believed that the cost and effort entailed would not be justified by the results obtained. The feeling relative to an annual trade exposition or World Trade Center in the Los Angeles area, however, is otherwise. Great enthusiasm for such a project is evidenced from many sides. The only discordant note was sounded by the Los Angeles Chamber of Commerce which felt that such a project was socialistic in nature and contrary to the American concept of free enterprise. It based its opposition on its interpretation of Senate Bill No. 935 and Assembly Bill No. 1687 which provide for a World Trade Center in San Francisco.

On the contrary the California Manufacturers Association has indicated a keen interest in and approved of the development of a World Trade Center in both San Francisco and Los Angeles on a sound basis with state encouragement.

WORLD TRADE CENTER IN THE LOS ANGELES AND ADJACENT INDUSTRIAL AREA

When speaking of Los Angeles and adjacent industrial area, we include not only those manufacturing zones within Los Angeles County, having the city as center, but also contiguous portions of Riverside, San Bernardino and Orange Counties given over to industry.

(a) History of Local Efforts—

The idea of a permanent World Trade Center for Los Angeles and adjacent area, serving both domestic and foreign business interests, originated in 1934 when manufacturers and merchants in the Los Angeles area contributed $140,000 for a study of the feasibility and opportunity for such a facility and the factors involved in its establishment. The study extended over the period from 1934-39. It resulted in a recommendation that a trade center was not only feasible and opportune but that without it the Los Angeles area could not adequately distribute its industrial products Due to the imminence of war, the development was postponed.

For some time, however, a number of Los Angeles manufacturing interests have had special displays of their products. To the extent made possible by limited facilities, these have proved successful. Where this has been done, space in loft and other buildings has been rented, and public attention, particularly that of prospective buyers, has been attracted by mail, newspaper and other forms of advertising. But these, it is recognized, are detached efforts which merely touch the outer fringe of the problem of bringing buyers and sellers together. A trade center would provide on a large and impressive scale what these scattered displays do on a small scale

(b) What a World Trade Center Would Accomplish—

A trade center will provide Los Angeles and adjacent area with a permanent focal point at which producers in Southern California can present to the business men of the Nation and foreign countries the products of the area available for export. It will also be of great value to the importers of basic raw materials used in many of our manufactured products. Furthermore, it will accommodate those who bring merchandise from a distance to sell it in the Southern California market. It will be for small as well as big business, with opportunity for display open to all on equal and favorable terms Congested business, like congested traffic, piles up losses, the latter in time, the former in trade opportunities missed. Traffic needs freeways and expressways through which to clear readily and with dispatch. Trade needs a clearinghouse to keep the exchange of goods moving unclogged by innumerable failures of sellers and buyers to meet, such as occur in every populous area and to obviate which trade centers are established.

(c) History of Trade Centers in Other Areas—

Trade centers have flourished in Europe for many centuries, the most notable of which are Leipsig, Paris, and Birmingham. In the western hemisphere the center at Toronto, which began as a $20,000 enterprise and is now a $20,000,000 giant, is perhaps the most important New York, Chicago, New Orleans, Houston, and San Francisco plan for the immediate establishment of trade centers.

(d) Location of Trade Center—

The trade center should be located on an easily accessible site, and its location well publicized. It should be adequate in size, probably 20 to 25 acres, with space for display buildings, an administration building, and parking facilities. There should be facilities for the exhibition of the smaller lines of goods as well as for such products as automobiles, heavy machinery, furniture and other larger lines. However, there should be no extravagant beginning but, rather, it should commence small with all additions soundly made according to available finances.

(e) State Interest—

The question of whether the State has an interest in the development of such a project and should support it financially is answered in a measure by the observation that for years the State has supported agricultural fairs with substantial state aid. In principal there is no difference in agricultural and industrial displays insofar as they affect the welfare of the people of the State. Both are entitled to and should receive state financial aid and encouragement. However, at the present time it is indicated that no state aid is to be requested for the establishment of a trade center.

(f) Recommendations—

It is the feeling of those presently sponsoring the project in Los Angeles and adjacent area that a state authority be established with a limited power to condemn and the right to contract with nonprofiit corporations organized for the purpose of participating in the operation of the trade center.

Furthermore, the state authority should have the right to issue revenue bonds in a stipulated amount, probably $2,500,000, which would be repayable out of revenue derived from renting space, etc., in the World Trade Center. The state authority could purchase the site and thereafter rent bare land at a nominal rental to those nonprofit corporations which would, in turn, erect at their own expense most of the necessary and proper buildings for fulfilling the function of the World Trade Center. All such buildings so erected by the nonprofit corporations would be taxed to the owners thereof and would not be tax free.

The Los Angeles idea further embodies the thought that the active management of the World Trade Center should be in the hands of local business men, notably the manufacturers and merchants of the area, and not in the State.

In the above recommendations your committee heartily concurs.

Respectfully submitted.

M. PHILIP DAVIS, Chairman
EARL W. STANLEY
WILLIAM S. GRANT

APPENDIX

GROWTH OF MANUFACTURING IN THE WEST

Manufacturing in western centers has grown far more rapidly than most of those in the Middle West and East. The increase in Los Angeles has been from a base of 100 percent in 1899 to 7,500 in 1939. From the same base taken at the same date other cities have shown growth as follows: San Francisco, 1,100 percent; Detroit, 2,600; Cleveland, 2,900; and Pittsburgh, 400. (See Table III, subjoined, for detail.)

This remarkable showing is explained to a considerable extent by two factors, to wit: (a) growth in population, and (b) available natural resources.

New population supplies additional workers and markets. The population growth can perhaps best be illustrated by the following table:

Population Growth in Selected Cities—Percent by Decade

	1870-1880	1880-1890	1890-1900	1900-1910	1910-1920	1920-1930	1930-1940
Los Angeles	118 0	275.4	67.9	196.0	85.8	135.8	26.1
San Francisco	68.3	30.4	20.8	43.9	29.8	34.9	8.1
Chicago	57.9	82.5	50.6	31.5	27.9	32.8	3.2
Detroit	30.1	43.5	31.9	47.7	118 1	65.7	9.6
Cleveland	43.2	50.7	41.0	44.4	44 9	26.7	1.4
Pittsburgh	30.4	48.6	37.9	35 8	19.6	15.0	2.9

(Source, U S Census)
(See Table 11, subjoined for actual population figures)

In the last decade, 1930-1940, the increase in Los Angeles was approximately three times that in San Francisco and in Detroit, while in comparison to other areas it increased at a much more rapid pace.

Whereas in 1940 the labor force available was less than 1,000,000 persons, in 1947 it exceeds 1,600,000. Associated with this increase was a similar increase in manufacturing employment and in the number of manufacturing establishments in the area. Manufacturing employment increased from 152,000, on the average, in 1940 to 248,000 in January of 1947, while the number of establishments engaged in manufacturing operations increased from 5,600 plus (U. S. Census) to 7,725 (L. A. Chamber of Commerce Industrial Department report).

"The production of copper, gold, silver, lead, zinc and mercury in the 15 western states is greater than that of the remainder of the United States by a substantial margin," says Wendell Berge in his recent publication, "Economic Freedom of the West."

The total production of minerals in 11 western states amounted to $1,392,000,000 in 1943, according to the Statistical Abstract for the United States, 1944-45. Giving point to this is a statement by Secretary of the Interior Krug, made before the Town Hall of Los Angeles in November, 1946:

"The greatest single problem facing the nation today is the development and exploitation of our undeveloped natural resources, the overwhelming portion of which are in the western states."

(See Table VI attached hereto.)

The forest resources of the West are tremendous. Over 75 percent of the total United States area under silviculture (being grown) is in the 11 western states. In 1943 the United States production of lumber was 34,289,000,000 board feet, of which 14,892,000,000 were produced in 10 of the western states. The West's production in this area is 43.7 percent

of the Nation's production. (Statistical Abstract of the United States for 1943-1944, and 1945.)

In addition to its vast agricultural and mineral resources the West has 65 percent of the potential water power average available. Furthermore, 42 percent of the installed water power capacity of the entire United States is now in operation in the West.

(Source Federal Power Commission Statistical Abstract of U S)

Beginning in 1916, the increased availability of low cost power played an important role in western economic development. This electric power, generated at Boulder Dam, and increasingly at other points in the western states, when combined with petroleum, natural gas and the coke of Utah, provide the West with fuel and power unequaled even in the coal producing states of the East.

The oil and gas produced by the wells of Southern California are substantial. Added to this, available for use, are the large natural gas and oil resources of the Central Valley of California. By the winter of 1947 a natural gas line from Texas to Southern California is expected to be in operation. This will make available to this region the tremendous fuel resources of the Texas gas fields.

Riches of the cultivable lands of the West vie with the yield of its mines and the water power potentials of its rivers to provide the substance of great industrial and trade activities. For example, the total cash receipts for farm marketing in the 11 western states in the years given were:

1936	*1941*	*1945*	*1st 11 months 1946*
$1,382,976,000	$1,933,293,000	$3,888,663,000	$3,913,952,000

(Source Security-First National Bank, Los Angeles)

The Los Angeles Municipal Power and Light Bureau reports that there are 35,500 users of electric power for industry in Southern California, including San Diego. The Southern California Edison Company further reports 6,560 industrial users on lines of that utility, which covers the lower San Joaquin Valley and much of the territory south of the Tehachapi, exclusive of Los Angeles, Burbank, Glendale, Pasadena, some points in Riverside and San Bernardino Counties and San Diego, all however, within the Los Angeles trade zone. In addition, 1,117 oil companies use this power for manufacturing petroleum products.

The war period gave Southern California and particularly the Los Angeles area an important increase in manufacturing facilities. Supplies and facilities contracts exceeded $11,000,000,000. (War Production Board.) Wartime and prewar growth in Southern California is illustrated below in "Selected Series, Los Angeles County." The basic forces which created the demand reflected in this report were merely accelerated by the war and will continue, according to several economic studies, notably that of Dr. Philip Neff for the Haynes Foundation.

The economy of Southern California is diversified. In 1940 it ranked first of all centers in the Nation in three industries, aircraft, motion pictures, oil well tools and equipment; second in two, auto assembly and rubber products; third in two, food processing and petroleum refining, and fourth in two, apparel and furniture manufacturing. (Source: Haynes Foundation.)

Major features of the industrial picture of 1939 are given in the Census Bureau's report on manufactures for Los Angeles County, the last completely official report available.

Census Bureau's Report for 1939—Los Angeles County

Motion Pictures	$186,768,700
Petroleum Refining	224,072,625
Aircraft	84,000,000*
Meat Packing	83,231,229
Motor Vehicles, Bodies and Parts	80,000,000
Rubber Tires and Tubes	51,000,000†
Bread and Other Bakery Products	41,986,855
Machinery and Machine Shop Products	40,707,863
Printing and Publishing—Periodicals	39,648,541
Women's Wearing Apparel	34,050,998
Furniture, Store and Office Fixtures	26,403,784
Canned Fish	17,598,674
Oil Well Tools and Equipment	17,287,149
Men's Wearing Apparel	16,597,472
Planing Mill Products	14,479,494
Stoves and Other Heating Equipment	14,410,364
Job and Book Printing and Publishing	14,098,193
Prepared Feeds	13,777,305
Structural and Ornamental Steel	11,914,586
Paints and Varnishes	11,767,591
Ice Cream and Ices	11,060,713
Chemicals—not otherwise classified	9,842,047
Castings—Iron and Steel	9,370,539
Food Preparations, not otherwise specified	9,057,357
Flavoring Extracts and Syrups	8,922,105
Pumping Equipment	8,585,686
Malt Liquors	8,374,903
Nonalcoholic Beverages	8,370,718
Candy	7,954,637
Flour	7,894,478
Clay Products	6,405,451
Generating and Distributing Apparatus	6,112,838
Paperboard Containers	5,962,141
Rubber Products—Miscellaneous	5,948,217
Radios and Phonographs	5,080,111

* It will be noted that this was a prewar report on aircraft production A reported Los Angeles Chamber of Commerce survey, 1947, shows a $600,000,000 backlog for the Los Angeles aircraft manufacturing plants as of March 1st

† L A Chamber also reports synthetic rubber manufacturing, all at government plants, at rate of 90 000 tons a year as of March 1, 1947

The Census Bureau report above took no account of small plants employing less than five workers. Also, it did not include an industry with less than a $5,000,000 production.

A condensation of the census survey gives the following:

Number of establishments	5,682
Number of wage earners	147,954
Wages paid annually	$207,713,087
Cost material, fuel supplies, etc	740,016,733
Value products	1,406,202,353
Value added by manufacturing	512,526,749*

* (For analysis of the feature—"Value added by manufacture" see Table III, subjoined)

In addition to the facts relating to income payments, as shown on Table I. we cite a special report, "The Growing Southern California Market," prepared by Standard & Poor for 1946, as follows:

New York	$19,345,000,000
California	12,948,000,000
Pennsylvania	10,830,000,000
Illinois	8,877,000,000
Michigan	7,098,000,000
Texas	6,080,000,000
Southern California	7,510,000,000

Southern California has 57 percent of the state total.

From another source, closely allied, is derived a similar conclusion of great business volume; this is bank debits. These, however, are given only for Los Angeles City, San Francisco and the Twelfth Federal Reserve District, which comprises Washington, Oregon, Idaho, California, Nevada, Utah and part of Arizona. The figures given are from the reports of the Federal Reserve Bank of San Francisco:

	Bank Debits ($000,000 omitted)		
	Twelfth District	*Los Angeles*	*San Francisco*
1935	28,408	8,008	9,568
1936	33,496	10,199	10,638
1937	36,337	11,057	10,993
1938	32,112	9,802	9,482
1939	33,375	10,037	9,631
1940	35,885	10,848	10,095
1941	43,863	13,098	11,917
1942	54,405	14,767	13,996
1943	69,561	18,975	17,489
1944	78,068	22,326	19,669
1945	85,483	26,241	21,248
1946	98,070	31,938	23,330

Los Angeles is located on the ocean trade routes to Oceanica, the Orient, west coast of South America, and, via Panama Canal, to the eastern South American, European and African ports.

Los Angeles is one of the continental United States Terminal points for the Pacific area from New Zealand and Australia on the south to the East Indies, Philippines, China, Japan and Siberia to the north. The world trade routes which link Los Angeles both by water and air with the major ports of destination throughout the globe, and through them with interior markets, rank this city high in exports in America and in intercoastal tonnage.

There are especially close bonds between the Pacific Southwest, for which Los Angeles is trade center, and Latin America. In the Southwest are 250,000 persons of Latin-American origin. In population Los Angeles is the largest Latin-American city north of Mexico City. Annually Mexican visitors by the thousands come to Los Angeles. They find here a congenial atmosphere because the history, the many street and place names, their blood brothers seen and their own language heard on every hand remind them that this is a city of Spanish-Mexican origin.

These sympathetic bonds, with Mexico and South America, have an important cultural as well as trade significance. The great region to the south has a large variety of things to sell to American industry, including such items as tin and other metals, woods, agricultural products, chemicals, etc. Los Angeles with a trade center will become an even more important gateway for the reception and use, as well as the transshipment, of Latin-American wealth, than it is today.

Three transcontinental railroads serve Los Angeles—Southern Pacific, Santa Fe and Union Pacific. The daily arrival and departure schedule is 20 regular passenger trains and six streamliners. In addition, the district is served by five transcontinental bus lines, giving direct and cheap transportation to and from the North, East and South. In normal times the vessels of more than 200 steamship lines use the Los Angeles-Long Beach Harbor as a port of call.

Five regular commercial airlines operate out of and into Los Angeles. There are three large and two smaller airports for the central district, and twenty smaller landing fields located within suburban towns within the county.

By air the leading cities of Latin America are closer to Los Angeles than Chicago is by rail. Buenos Aires is 57 flying hours away, Lima, 39; Mexico City, 12; Montevideo, 56; Rio de Janeiro, 58; Santiago, Chile, 51; Havana, 23.

Five tables within the series referred to—VII, VIII, IX, X and XI—relate to the facilities and operations of the Los Angeles-Long Beach Harbor District. Table VIII gives you the war story—no ships of defeated countries arriving since World War II started and the lines of most other countries greatly reduced.

Table VII likewise shows a falling off in vessels in World Trade, Coastwise Service, Intercoastal and Foreign. In tonnage handled, however, a good figure is maintained, the report of the fiscal year ending June 30, 1946, giving a total of 14,694,060. This consisted of bulk petroleum, first by tonnage, general cargo next in order, then bunkers and lumber. Placing values on cargoes was discontinued during the war and has not been resumed.

The normal resumption of trade is predicted by students of the subject with the stabilization of former rich markets in the vast trans-Pacific areas, this applying to both exports and imports. In the meantime the markets of Latin-American countries are looked to to provide largely increased trade.

TABLE XII

Selected Series, Los Angeles County—December Actual Values

	1930	*1935*	*1940*	*1945*	*1946*
Industrial employment [a]	114,500	97,000	177,600	239,200	252,500
Department store sales [b]	160	150	216	398	392 [f]
Building permits -----	$8,397,186	$1,965,620	$13,533,830	$30,894,673	$32,711,022
Fruit shipments [c] ----- (1,000 boxes)	2,851	3,022	3,644	4,281	----*
Car loadings and receipts-carloads [d] ---	28,542	24,407	32,772	41,516	54,547
Number phones in use	596,016	563,247	790,235	1,056,233	*
Number of phone calls	1,791,782	1,453,279	2,409,602	4,600,364	5,084,861
Real estate activity deeds filed ----------	8,639	7,760	10,020	20,177	17,551
Industrial power sales, thousands of KWH [g]	52,089	62,197	88,940	174,265	184,501
Bank debits (yearly)-- ($000,000 omitted)	$9,961	$8,008	$10,848	$26,241	$31,938

[a] California State Department of Labor Statistics—Division of Research.
[b] Federal Reserve Bank Index of Department Store Sales. 1935-39=100
[c] California-Arizona-Lemon grapefruit and orange shipments
[d] Selected Stations in Los Angeles area.
[e] Average number wage earners 1929
[f] November
[g] Federal Reserve Bank of San Francisco
* No figures

(This table was compiled by the firm of Dunn & Neff of Los Angeles—Cecil L. Dunn, Ph D., and Philip Neff, Ph D., consulting economists, the former economics instructor at Occidental College, and Dr Neff, economic consultant Haynes Foundation and economics instructor at Pomona College.)

GUESTS EXTENDED PRIVILEGE OF ASSEMBLY FLOOR

On request of Mr. Lowrey, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Howard Lotta, teacher of the Clarksburg School, and the following pupils: Frank Morita, Jim Iseri, Paul Salazar, Frank Garcia, Ben Baba, Shigeru Tabata, Roy Iseri, James Tidd, Ralph Duarte, Paul Hall, Billy Studebaker, Floyd Coby, Harold McDonall, Ray Mello, Ramona Lujan, Sue Hironika, Kathryn Pylman, Betty Kataoka, Sue Davis, Marilyn Slater, Darlene Corria, Mercedes Samaneigo, Claire Garter, June Strickland, Teressita de Herrerrd, Ramona Armento, Dick Heringer, Lupe Luna, Lorene Alameda, and Monzell Breckenridge.

On request of Mr. Loomis, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to W. C. Williams, Mrs. Mary Jackson and Mrs. Ada Williams, teachers of the Camptonville Union School and the following pupils: LaVerna Crawford, Gwendolyn Hummel, Betty Franklin, Pat Kessler, Freda Olson, Larry Cox, Jerry Wolfe, Jack Bishop, Gene Hummel, Eva Olson, Doris Turner, Donald Kissig, Howard Williams, Cleora Hanson, Colleen Brown, Barbara Townsend, John Jaynes, Floyd Franklin, Carl Franklin, Charles Franklin, Robert Mumm, Wayne Stoddard, Lester Wolfe, James Abernathy, Ila Baker, Norma Baker, Anna Fern Bartsch, Donna Lee Stoddard, Gene Woods, Shirley Kessler, Marian Porter, and Phyllis Porter.

On request of Mr. Knight, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mr. and Mrs. J. Wilbur Seright of La Canada.

On request of Messrs. Miller and Caldecott, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. Eakin of Albany, Mrs. Labadie of Oakland, and Mrs. Albier of Berkeley.

ADJOURNMENT

At 1.10 p.m., on motion of Mr. Dickey, the Speaker declared the Assembly adjourned until 10.30 a.m., Monday, May 5, 1947.

SAM L. COLLINS, Speaker

GERALDINE B. HADSELL, Minute Clerk

CALIFORNIA LEGISLATURE
FIFTY-SEVENTH (GENERAL) SESSION

ASSEMBLY DAILY JOURNAL

FIFTY-NINTH LEGISLATIVE DAY
ONE HUNDRED TWENTIETH CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO
Monday, May 5, 1947

The Assembly met at 10.30 a.m.
Hon. Sam L. Collins, Speaker of the Assembly, presiding.
Chief Clerk Arthur A. Ohnimus at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Allen, Anderson, Beck, Bennett, Blosser, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sherwin, Sillman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—73.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. Raymond Renwald:

O Eternal Father, I offer Thee this prayer in union with the sacrifice of Thy Divine Son to acknowledge Thy supreme dominion over us and our absolute dependence upon Thee; to honor Thee as our first beginning and our last end; to thank Thee for Thy countless benefits; to appease Thy justice provoked to anger by our many sins and to offer Thee worthy satisfaction for the same; and finally to implore grace for myself and for all here present that with a new heart we may be able to live in a manner pleasing to Thee—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of the Speaker, the Assembly gave the pledge of allegiance to the Flag.

READING OF THE JOURNAL DISPENSED WITH

On motion of Mr. Debs, further reading of the Journal of the previous legislative day was dispensed with.

LEAVES OF ABSENCE FOR THE DAY

The following members were granted leaves of absence for the day, because of legislative business elsewhere:

Mr. Stewart, on motion of Mr. Erwin.

Mr. Boyd, on motion of Mr. Grant.

COMMUNICATIONS

By the Chief Clerk:

The following communication was received, read, and ordered printed in the Journal:

THE SECRETARY OF THE INTERIOR
WASHINGTON, D. C., April 29, 1947

Mr. Arthur A. Ohnimus, Chief Clerk,
California Legislature, Assembly
State Capitol, Sacramento 14, California

MY DEAR MR. OHNIMUS: This will acknowledge receipt of the copy of Assembly Joint Resolution No. 26, which was adopted by the California Legislature on April 3, 1947, and forwarded to me on April 10, 1947.

This department is aware of the keen interest that California sportsmen take in the project to which the resolution relates, and I am happy to inform you that the Fish and Wildlife Service and the Bureau of Reclamation of the department have had this joint problem under study for a number of years.

We recognize the importance of the area as a waterfowl breeding and wintering ground, and also realize the close connection between the grasslands area and Reclamation's plans for rehabilitating and increasing the agricultural opportunities of the San Joaquin Valley Basin. Investigations of the Central Valley overall situation is continuing at this time in the hope of finding a practical solution to the grasslands water supply problem.

You may be assured that both Reclamation and Fish and Wildlife Service authorities in California will be apprised of the results of this study at the earliest possible moment.

Sincerely yours,

J. L. KRUG
Secretary of the Interior

RE-REFERENCE OF BILLS

By order of the Speaker, the following bills were withdrawn from the file, and re-referred as follows:

Assembly Bills Nos. 2307, 2416, 2428, and 2036 re-referred to Committee on Public Health.

Assembly Bill No. 1066 re-referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 2236 re-referred to Committee on Ways and Means.

Assembly Bill No. 319 re-referred to Committee on Municipal and County Government.

Assembly Bill No. 2127 re-referred to Committee on Conservation, Planning, and Public Works.

Assembly Bills Nos. 1892, 113, 559, 837, and 2316 re-referred to Committee on Judiciary.

Assembly Bills Nos. 185, 1043, and 1517 re-referred to Committee on Fish and Game.

Assembly Bills Nos. 629 and 1574 re-referred to Committee on Public Health.

Assembly Bill No. 1128 re-referred to Committee on Agriculture.

Assembly Bills Nos. 850 and 851 re-referred to Committee on Ways and Means.

Assembly Bills Nos. 572 and 834 re-referred to Committee on Social Welfare.

Assembly Bills Nos. 651, 1271, 2496, and 2010 re-referred to Committee on Finance and Insurance.

Assembly Bills Nos. 972 and 1186 re-referred to Committee on Crime and Correction.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, May 5, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 880
Assembly Bill No. 1116
Assembly Bill No. 2316

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 5, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Constitutional Amendment No. 35

And reports the same correctly engrossed.

WEBER, Chairman

Above reported resolution ordered on file for adoption.

ASSEMBLY CHAMBER, SACRAMENTO, May 5, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Concurrent Resolution No. 58

And reports the same correctly engrossed.

WEBER, Chairman

Above reported resolution ordered on file for adoption.

ASSEMBLY CHAMBER, SACRAMENTO, May 5, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 87
Assembly Bill No. 185
Assembly Bill No. 559
Assembly Bill No. 572
Assembly Bill No. 608
Assembly Bill No. 609
Assembly Bill No. 629
Assembly Bill No. 785
Assembly Bill No. 834
Assembly Bill No. 837
Assembly Bill No. 851
Assembly Bill No. 1043
Assembly Bill No. 1128
Assembly Bill No. 1146
Assembly Bill No. 1186
Assembly Bill No. 1231
Assembly Bill No. 1486
Assembly Bill No. 1574
Assembly Bill No. 1822
Assembly Bill No. 2010
Assembly Bill No. 2235
Assembly Bill No. 2416
Assembly Bill No. 2428

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 5, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 113
Assembly Bill No. 319
Assembly Bill No. 389
Assembly Bill No. 972
Assembly Bill No. 1543
Assembly Bill No. 2127
Assembly Bill No. 2236
Assembly Bill No. 2496

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 5, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 651
Assembly Bill No. 850
Assembly Bill No 1271
Assembly Bill No. 2036
Assembly Bill No. 2307

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 5, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1141
Assembly Bill No. 1335

And reports the same correctly re-engrossed

WEBER, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 5, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1348
Assembly Bill No. 1547
Assembly Bill No 1819
Assembly Bill No 1892

And reports the same correctly re-engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 5, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1
Assembly Bill No. 627
Assembly Bill No. 1066
Assembly Bill No. 1643

And reports the same correctly re-engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 5, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined

Assembly Bill No 1517

And reports the same correctly re-engrossed.

WEBER, Chairman

Above reported bill ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 5, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Constitutional Amendment No 23

And reports the same correctly engrossed.

WEBER, Chairman

Above reported resolution ordered on file for adoption.

CONSIDERATION OF DAILY FILE

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 685—An act to amend Section 16271 of the Education Code, relating to the transportation of public school pupils.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1156—An act to amend Section 20383 of the Education Code, relating to leaves of absence of employees in state colleges not in state civil service.

Bill read second time, and ordered engrossed.

Assembly Bill No. 2668—An act to amend Sections 5, 6, 7, 24.27, and 67.5 of the Alcoholic Beverage Control Act, relating to licenses, sales, storage and taxation of alcoholic beverages.

Bill read second time, and ordered engrossed.

Assembly Bill No. 523—An act to amend Section 3079 of the Labor Code, relating to apprentice agreements.

Bill read second time, and ordered engrossed.

Assembly Bill No. 632—An act to amend Sections 7151, 7152, and 7153, and to repeal Section 7154 of the Labor Code, relating to safety standards in the use of scaffolding.

Bill read second time, and ordered engrossed.

Assembly Bill No. 266—An act to amend Sections 251, 253, 254, 265, 304, 305, 310, 311, 414, and 417.1, and to add Sections 254.1 and 303.1 to the Vehicle Code, relating to operators and chauffeurs licenses.

Bill read second time, and ordered engrossed.

Assembly Bill No. 2230—An act to amend Section 731 of the Streets and Highways Code, relating to the powers of California Highway Patrol and peace officers in connection with protection of state highways.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1155—An act to amend Section 20382 of the Education Code, relating to leaves of absence of employees in state colleges not in state civil service.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Education:

Amendment No. 1

In line 1 of the title of the printed bill, after "Code", insert "and to add Section 20382.1 to said code".

Amendment No. 2

On page 1 of said bill, following line 11, insert

"SEC. 2. Section 20382.1 is added to said code, to read:

20382.1. Not more than 5 percent of the employees of any state college having the rank of assistant professor or higher shall be granted leaves of absence under this article for the same or overlapping periods of time."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1625—An act to amend Sections 14479, 14602, 14632, 14635, 14636, and 14640 of the Education Code, to repeal Section 14631 of said code, to add Section 14631 to said code, and to add Article 10.5 to Chapter 14 of Division 7 of said code, all relating to the retirement of teachers and other persons connected with the Educational System of the State.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Education:

Amendment No. 1

In line 1 of the title of the printed bill, after "14479," insert "14551, 14553, 14556, 14557, 14558, 14559, 14561,".

Amendment No. 2

In line 3 of the title of said bill, strike out "Section 14631", and insert "Sections 14451.1 and 14631".

Amendment No. 3

In line 3 of the title of said bill, strike out "and to add"; and in line 4, strike out "Article 10.5 to Chapter 14 of Division 7 of said code,".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 4

On page 5 of said bill, strike out lines 3 to 50, inclusive; and on page 6, strike out lines 1 to 5, inclusive, and insert

"SEC. 9. Section 14551 of said code is amended to read:

14551. Each school district or other employing agency employing one or more members of the system shall contribute semiannually to the Permanent Fund, six dollars ($6) *, and to the Retirement Annuity Fund, thirty dollars ($30)* for each member employed. *During the semiannual period ending December 31, 1947 the amount contributed by a school district or other employing agency to the Retirement Annuity Fund shall be the same proportion of thirty dollars ($30) as the number of months remaining in such semiannual period from and after the effective date of this amendment is of six months.*

SEC. 10. Section 14551.1 is added to said code, to read:

14551.1. The maximum rate of tax for any school district fixed by Section 6357 or authorized under Section 6358, is hereby increased by an amount equal to the rate of tax which would be required to produce the sum such school district is required to contribute to the Permanent Fund and to the Retirement Annuity Fund.

SEC. 11. Section 14553 of said code is amended to read:

14553 At the option of the county superintendent of schools, a member employed in more than one district in any county may be counted in each of the districts as a fraction of one determined by dividing one by the number of the districts or may be counted as one in one of the districts and the pro rata portions of six dollars ($6) *and of thirty dollars ($30)* transferred by the county superintendent of schools to the district from the funds of the other districts Otherwise each of the districts shall contribute six dollars ($6) *and thirty dollars ($30)*.

SEC. 12 Section 14555 of said code is amended to read:

14555. The Retirement Board shall immediately transmit the certificate to the State Controller with a statement of the amount due from each school district to the Permanent Fund *and to the Retirement Annuity Fund* and the amount due to the [fund] *respective funds* on account of the county superintendent of schools and his deputies and certificated employees

SEC. 13 Section 14556 of said code is amended to read:

14556 The Controller shall deduct from the apportionment of state funds payable to the county for the school districts therein in installments next following April and November, respectively, a sum equal to [SIX] *thirty-six* dollars [($6)] *($36)* for each of the members as calculated by the Retirement Board for each school district. He shall deduct from the apportionment of the funds payable to the county for the unapportioned county elementary school fund a sum similarly calculated by the Retirement Board for the county superintendent of schools and his deputies and certificated employees No payment of apportioned funds of the county shall be made until the deductions are made.

SEC. 14 Section 14557 of said code is amended to read:

14557 If the apportionment installment to any district or to the [unapportioned county elementary school] *county school service* fund is less than the contributions required of the district or fund the contributions shall be deducted from the total amount of the apportionment payable to the county, and the county superintendent of schools shall transfer to the county treasurer from the funds of the district and from the unapportioned county elementary school fund such amounts as may be necessary to complete the crediting of the apportionment to the various districts and funds by the county treasurer

SEC. 15. Section 14558 of said code is amended to read:

14558. The amounts deducted *as contributions to the Permanent Fund* shall be transferred forthwith to the Permanent Fund, *and the amounts deducted as contributions to the Retirement Annuity Fund shall be transferred forthwith to the Retirement Annuity Fund*, and for accounting purposes shall be included by the county superintendent of schools in his records and reports of the income and disbursements of the school districts or of the [unapportioned county elementary school] *county school service* fund, as the case may be, in the same manner as if actually received and disbursed by the districts or fund.

SEC. 16. Section 14559 of said code is amended to read:

14559. If the members are employed by any agency of the State, remittances to the Retirement Board of [six] *thirty-six* dollars [($6)] *($36)* for each member shall be made in April and November of each year by the disbursing officer of the agency by which the members are employed. Remittances shall be made out of funds provided for the support of the agency. Amounts due to the Permanent Fund *and the Retirement Annuity Fund* shall be calculated on the basis of the number of members on the last pay rolls in the current school year, prior to April 15th and November 15th respectively, or, at the end of the respective periods covered by the pay rolls, on leave of absence granted for service included in Section 14449.

SEC. 17. Section 14561 of said code is amended to read:

14561. In establishing this Retirement System, the Legislature recognizes that the California State Teachers' Retirement System superseded by this Retirement System was actuarially unsound, and that the assets of that system (transferred by this chapter to this Retirement System) are insufficient to meet the obligations of that system already accrued or to accrue in the future in respect to service credited to members of that system and rendered prior to the establishment of this Retirement System on July 1, 1944. Therefore, the Legislature declares the following policies in respect to the financing of the State Teachers' Retirement System:

(a) All benefits in respect to service rendered after July 1, 1944, shall be provided approximately equally from members' contributions and public contributions. Public contributions consist of contributions by the State and contributions by school districts and employing agencies.

(b) All benefits in respect to service rendered prior to July 1, 1944, which cannot be met from the assets of the California Teachers' Retirement System shall, *except as otherwise provided*, be provided from contributions by the State.

(c) The costs of administration of this Retirement System shall be met from contributions by the State.

SEC. 18. This act shall become operative on the first day of the month next succeeding its effective date, unless its effective date is the first day of a month, in which case it shall become operative on its effective date."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1788—An act to amend Sections 14112, 14122, 14122.5, and 14128, to repeal Section 14135.1 of the Education Code, and to add new Section 14120.1 thereto, relating to school district employees.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Education:

Amendment No. 1

In line 1 of the title of the printed bill, after "Sections", insert "14108,".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 2

On page 1, line 1, of said bill, strike out "14112 of the Education Code is", and insert "14108 of the Education Code is amended to read:

14108. Members of the commission may be paid five dollars ($5) per meeting but not over fifty dollars ($50) per month[ ], *except that in any school district situated*

wholly or partly within a city of the first and one-half class, members of the commission may be paid ten dollars ($10) per meeting but not over fifty dollars ($50) per month.

SEC. 2. Section 14112 of said code is"

Amendment No. 3

On page 2, line 3, of said bill, strike out "SEC. 2", and insert "SEC. 3".

Amendment No. 4

On page 2, line 11, of said bill, strike out "SEC. 3", and insert "SEC. 4".

Amendment No. 5

On page 2, line 24, of said bill, strike out "SEC. 4", and insert "SEC. 5".

Amendment No. 6

On page 2, line 46, of said bill, strike out "SEC. 5", and insert "SEC. 6".

Amendment No. 7

On page 3, line 8, of said bill, strike out "SEC. 6", and insert "SEC. 7".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 182—An act to add Sections 924 and 925 to the Labor Code, relating to employment of Mexican nationals.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Industrial Relations:

Amendment No. 1

On page 1, line 4, of the printed bill, after "thereof", insert "knowingly".

Amendment No. 2

On page 1 of said bill, at the end of line 6, insert "Any employer employing a Mexican national shall not be subject to this section if the Mexican national presents some evidence as being properly in the United States."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 168—An act to amend Sections 459.1, 529, 533, 541, 544, 552, 560, 564, 582, 588, 589.5, 592.1, 596.4, 596.5, and 737 of, to add Sections 560.1, 564.1, 583, 589.6, 596.6, and 601.5 to, and to repeal Sections 583 and 584 of, the Vehicle Code, relating to the parking, standing and operation of vehicles and the rights and obligations of pedestrians.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Transportation and Commerce:

Amendment No. 1

In line 2 of the title of the printed bill, strike out "564, 582,"; and in lines 3 and 4 of said title, strike out ", and to repeal Sections 583 and 584 of,".

Amendment No. 2

On page 4 of said bill, strike out lines 1 to 14, inclusive.

Amendment No. 3

On page 4, line 15, of said bill, strike out "SEC 10", and insert "SEC. 9".

Amendment No. 4

On page 4, line 18, of said bill, after "roadway", strike out the balance of said line; and in line 19, strike out "goods, merchandise or newspapers or".

Amendment No. 5

On page 4 of said bill, strike out lines 22 to 52, inclusive; and on page 5, strike out lines 1 to 10, inclusive.

Amendment No. 6

On page 5, line 11, of said bill, strike out "SEC. 14", and insert "SEC. 10".

Amendment No. 7

On page 5, line 39, of said bill, strike out "SEC. 15", and insert "SEC. 11".

Amendment No. 8

On page 6, line 4, of said bill, strike out "SEC. 16", and insert "SEC. 12".

Amendment No. 9

On page 6, line 16, of said bill, strike out "SEC. 17", and insert "SEC. 13".

Amendment No. 10

On page 6, line 43, of said bill, strike out "SEC. 18", and insert "SEC. 14".

Amendment No. 11

On page 7, line 1, of said bill, strike out "SEC. 19", and insert "SEC. 15".

Amendment No. 12

On page 7, line 11, of said bill, strike out "SEC. 20", and insert "SEC. 16".

Amendment No. 13

On page 7, line 19, of said bill, strike out "SEC. 21", and insert "SEC. 17".

Amendment No. 14

On page 7, line 30, of said bill, strike out "SEC. 22", and insert "SEC. 18".

Amendment No. 15

On page 8 of said bill, after line 11, insert
"(i) Section 332, relating to driving while license is suspended or revoked"

Amendments read, and adopted
Bill ordered reprinted, and engrossed.

Assembly Bill No. 409—An act to add Sections 465.8 and 465.9 to the Vehicle Code, relating to street and highway signs.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Transportation and Commerce:

Amendment No. 1

On page 1, line 5, of the printed bill, after "regarding", insert "location,".

Amendment No. 2

On page 1 of said bill, after line 13, insert
"SEC. 3. This act shall become operative on January 1, 1948."

Amendments read, and adopted.
Bill ordered reprinted, and engrossed.

Assembly Bill No. 1577—An act to amend Sections 582, 583, and 585.2 of the Vehicle Code, relating to parking of vehicles.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Transportation and Commerce:

Amendment No. 1

In line 1 of the title of the printed bill, strike out ", 583,", and after "585.2", insert "and to add Section 583 to, and to repeal Sections 583, 584, and 584.1".

Amendment No. 2

On page 1, line 8, of said bill, strike out "paved or improved or".

Amendment No. 3

On page 1, line 10, of said bill, after "highway", insert "but in every event an unobstructed width of the highway opposite a standing vehicle shall be left for the free passage of other vehicles and a clear view of such stopped vehicle shall be available from a distance of 200 feet in each direction upon such highway."

Amendment No. 4

On page 1 of said bill, after line 12, insert

"(b) This section shall not apply to the driver of any vehicle which is disabled in such a manner and to such extent that it is impossible to avoid stopping and temporarily leaving such disabled vehicle on the main traveled portion of a highway."

Amendment No. 5

On page 1 of said bill, strike out lines 13 to 22, inclusive, and insert

"SEC. 2. Section 583 of the Vehicle Code is repealed, and a new section, numbered 583 is added thereto, to read:

583. Moving Vehicle From One Place to Another on a Highway. (a) Whenever any peace officer finds a vehicle standing upon a highway in violation of Section 582 hereof, such officer may move such vehicle or require the driver or other person in charge of the vehicle to move the same to the nearest available position off the paved or improved or main traveled portion of such highway.

(b) Any state, county or city authority charged with the maintenance of any highway may move any vehicle which is disabled or abandoned or which constitutes an obstruction to traffic from the place where located on a highway to the nearest available position on the same highway as may be necessary to keep the highway open or safe for public travel.

(c) Any peace officer may move a vehicle which is parked or left standing on a highway in violation of Section 586 to the nearest available location on a highway in the vicinity where parking is permitted or in the event that a parking location is not available in the vicinity then such vehicle may be removed to a place and under the procedure as provided in Section 585.

SEC. 3. Sections 584 and 584.1 of the Vehicle Code are repealed."

Amendment No. 6

On page 1, line 23, of said bill, strike out "SEC. 3", and insert "SEC. 4".

Amendment No. 7

On page 2 of said bill, strike out lines 1 to 8, inclusive, and insert "Any vehicle which is left standing upon a street or highway in such a position as to obstruct the normal movement of traffic may be removed from such street or highway by an officer referred to in Section 585, subject to the procedure therein provided."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1220—An act to amend Sections 20025, 20750, and 21252 of, and to add Sections 20025.1, 21251.1, and 21251.2 to, the Government Code, relating to the State Employees' Retirement System, revising the rate of state contributions thereto and benefits payable therefrom with respect to certain classes of members thereof, including state miscellaneous members who have retired prior to the effective date hereof, and revising the amount of compensation of certain classes of members which is subject to computations under the system.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Civil Service and State Personnel:

Amendment No. 1

In line 1 of the title of the printed bill, strike out ", 20750,".

Amendment No. 2

In line 4 of the title of said bill, strike out "rate of state contributions thereto and".

Amendment No. 3

On page 1, line 7, of said bill, strike out "Fifty-seventh", and insert "1947".

Amendment No. 4

On page 1, line 13, of said bill, after the comma, insert "and thereafter pays into the Retirement Fund within the period specified, (1)".

Amendment No. 5

On page 1, line 15, of said bill, strike out "had", and insert "assuming".

Amendment No. 6

On page 1, line 16, of said bill, strike out "been", and insert "was".

Amendment No. 7

On page 1, line 17, of said bill, strike out the period, and insert "; and (2) an amount equal to the additional interest which would have been credited to his account under such assumption."

Amendment No. 8

On page 2 of said bill, strike out line 8, and insert "1947 Regular Session of the Legislature. If a member makes the election and payment as provided in this section, his entire compensation shall be included in any computation to be made under this part for the entire period of current service with which he is entitled to be credited at retirement."

Amendment No. 9

On page 2 of said bill, strike out lines 29 to 43, inclusive.

Amendment No. 10

On page 3 of said bill, strike out lines 1 to 20, inclusive and insert "mulated normal contributions of the member at the date of his retirement, to equal the fraction of one-sixtieth of his final compensation set forth opposite his age at retirement, taken to the preceding completed quarter year, in the following table in the column applicable to his sex, multiplied by the number of years of current service with which he is entitled to be credited at retirement:

Age of retirement	Fraction	
	Men	Women
55	.7279859	.7454885
55¼	.7393043	.7561871
55½	.7506227	.7668857
55¾	.7619411	.7775843
56	.7732594	.7882828
56¼	.7855785	.7998706
56½	.7978975	.8114584
56¾	.8102166	.8230462
57	.8225356	.8346340
57¼	.8360043	.8472396
57½	.8494729	.8598451
57¾	.8629416	.8724507
58	.8764102	.8850562
58¼	.8911573	.8987803
58½	.9059044	.9125043
58¾	.9206515	.9262283
59	.9353986	.9399523
59¼	.9515490	.9549643
59½	.9676993	.9699762
59¾	.9838497	.9849881
60	1.0000000	1.0000000
60¼	1.0110756	1.0111938
60½	1.0221511	1.0223875
60¾	1.0332267	1.0335813
61	1.0443022	1.0447750

Age of retirement	Fraction Men	Women
61¼	1.0591095	1.0597869
61½	1.0739167	1.0747987
61¾	1.0887240	1.0898106
62	1.1035312	1.1048224
62¼	1 1191698	1.1207671
62½	1.1348083	1.1367118
62¾	1.1504469	1 1526565
63	1.1660854	1.1686012
63¼	1 1826342	1.1855895
63½	1.1991829	1.2025777
63¾	1.2157317	1.2195660
64	1.2322804	1.2365542
64¼	1.2498384	1 2547498
64½	1.2673963	1 2729454
64¾	1.2849542	1.2911410
65 and over	1.3025121	1.3093365".

Amendment No. 11

On page 3 of said bill, strike out lines 38 to 50, inclusive; and on page 4, strike out lines 1 to 5, inclusive; and insert

"21251.2. Every current service pension, prior service pension, and disability retirement pension payable for time commencing on the effective date of this section to any state miscellaneous member who was retired prior to said effective date is hereby increased to the amount it would be if the provisions of this part, as they exist on said effective date, had been in effect on the date of the actual retirement of the member; but this section does not authorize any decrease in any such pension, nor does this section give any such retired member, or his successors in interest, any claim against the State for any increase in any pension paid or payable for time prior to its effective date. Calculation of pensions under this section shall be made on the basis of current interest rate and mortality tables."

Amendment No. 12

On page 4 of said bill, strike out lines 9 and 10, and insert "of this code and for whom a different current service pension is not prescribed by any other provision of this chapter is a pension derived".

Amendment No. 13

On page 4, line 17, of said bill, strike out "Fifty-seventh", and insert "1947".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1221—An act to amend Section 20025 of, and to add Section 20025.1 to, the Government Code, relating to the State Employees' Retirement System and to the amount of compensation of certain classes of members which is subject to computations thereunder.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Civil Service and State Personnel:

Amendment No. 1

On page 1, line 7, of the printed bill, strike out "Fifty-seventh", and insert "1947".

Amendment No. 2

On page 1 of said bill, strike out lines 10 to 13, inclusive, and insert "per month, unless, prior to July 1, 1948, such member shall elect, by written notice filed in the".

Amendment No. 3

On page 1, line 16, of said bill, after the comma, insert "and thereafter pays into the Retirement Fund within the period specified (1)".

Amendment No. 4

On page 1, line 17, of said bill, strike out "had", and insert "assuming".

Amendment No. 5

On page 1, line 18, of said bill, strike out "been", and insert "was".

Amendment No. 6

On page 1, line 20, of said bill, strike out the period, and insert "; and (2) an amount equal to the additional interest which would have been credited to his account under such assumption."

Amendment No. 7

On page 2, line 5, of said bill, strike out "compensation", and insert "computation".

Amendment No. 8

On page 2 of said bill, strike out line 8, and insert "1947 Regular Session of the Legislature. If a member makes the election and payment as provided in this section, his entire compensation shall be included in any computation to be made under this part for the entire period of current service with which he is entitled to be credited at retirement."

Amendment No. 9

On page 2, line 32, of said bill, strike out "Fifty-seventh", and insert "1947".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1223—An act to add Section 21251.2 to the Government Code, relating to the State Employees' Retirement System and to the benefits payable therefrom in respect to state miscellaneous members who have retired prior to the effective date hereof.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Civil Service and State Personnel:

Amendment No. 1

On page 1 of the printed bill, strike out lines 3 to 20, inclusive, and insert "21251.2. Every current service pension, prior service pension, and disability retirement pension payable for time commencing on the effective date of this section to any state miscellaneous member who was retired prior to said effective date is hereby increased to the amount it would be if the provisions of this part, as they exist on said effective date, had been in effect on the date of the actual retirement of the member; but this section does not authorize any decrease in any such pension, nor does this section give any such retired member, or his successors in interest, any claim against the State for any increase in any pension paid or payable for time prior to its effective date. Calculation of pensions under this section shall be made on the basis of current interest rate and mortality tables."

Amendment No. 2

On page 1, line 23, of said bill, strike out "Fifty-seventh", and insert "1947".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1224—An act to add Section 21251.1 to, and to amend Section 21252 of the Government Code, relating to the State Employees' Retirement System and to the benefits payable thereunder with respect to certain classes of members thereof.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Civil Service and State Personnel:

Amendment No. 1

On page 1 of the printed bill, strike out lines 10 to 13, inclusive; and on page 2, strike out lines 1 to 17, inclusive, and insert "the date of his retirement, to equal the

fraction of one-sixtieth of his final compensation set forth opposite his age at retirement, taken to the preceding completed quarter year, in the following table in the column applicable to his sex, multiplied by the number of years of current service with which he is entitled to be credited at retirement.

Age of Retirement	Fraction	
	Men	Women
55	.7279859	.7454885
55¼	.7393043	.7561871
55½	.7506227	.7668857
55¾	.7619411	.7775843
56	.7732594	.7882828
56¼	.7855785	.7998706
56½	.7978975	.8114584
56¾	.8102166	.8230462
57	.8225356	.8346340
57¼	.8360043	.8472396
57½	.8494729	.8598451
57¾	.8629416	.8724507
58	.8764102	.8850562
58¼	.8911573	.8987803
58½	.9059044	.9125043
58¾	.9206515	.9262283
59	.9353986	.9399523
59¼	.9515490	.9549643
59½	.9676993	.9699762
59¾	.9838497	.9849881
60	1.0000000	1.0000000
60¼	1.0110756	1.0111938
60½	1.0221511	1.0223875
60¾	1.0332267	1.0335813
61	1.0443022	1.0447750
61¼	1.0591095	1.0597869
61½	1.0739167	1.0747987
61¾	1.0887240	1.0898106
62	1.1035312	1.1048224
62¼	1.1191698	1.1207671
62½	1.1348083	1.1367118
62¾	1.1504469	1.1526565
63	1.1660854	1.1686012
63¼	1.1826342	1.1855895
63½	1.1991829	1.2025777
63¾	1.2157317	1.2195660
64	1.2322804	1.2365542
64¼	1.2498384	1.2547498
64½	1.2673963	1.2729454
64¾	1.2849542	1.2911410
65 and over	1.3025121	1.3093365".

Amendment No. 2

On page 2 of said bill, strike out lines 37 and 38, and insert "this code and for whom a different current service pension is not prescribed by any other provision of this chapter, is a pension derived from".

Amendment No. 3

On page 2, line 44, of said bill, strike out "Fifty-seventh", and insert "1947".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1272—An act to amend Sections 6358, 6363, 6402, 6812, and 6981 of the Revenue and Taxation Code, relating to the taxation of the privilege of selling and of storing, using, or otherwise consuming tangible personal property, and providing that this act shall take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Revenue and Taxation:

Amendment No. 1

On page 1, line 6, of the printed bill, strike out "Animals", and insert "Any form of animal life".

Amendment No. 2

On page 1, line 8, of the printed bill, strike out "animals", and insert "any form of animal life".

Amendment No. 3

On page 2, line 28, of the printed bill, after the comma, insert "but in any event not later than 90 days after receiving the request,".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 698—An act to amend Section 18261 of the Education Code, relating to the Public School System.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Education:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "amend Section 18261 of", and insert "add Section 7008.2 to".

Amendment No. 2

Strike out line 2 of the title of said bill, and insert "to the apportionment of the State School District Emergency Fund, declaring the urgency thereof, to take effect immediately."

Amendment No. 3

On page 1 of said bill, strike out lines 1 to 6, inclusive, and insert

"SECTION 1. Section 7008.2 is added to the Education Code, to read:

7008.2. Out of any balance remaining in the State School District Emergency Fund after all apportionments hereinbefore provided for have been made, the Superintendent of Public Instruction shall apportion to each school district eligible thereto under this section the amount computed for such district under the provisions of Sections 7004 and 7006.

A district shall be eligible for an apportionment under this section if:

(1) The governing board of the district applies for an apportionment hereunder within fifteen (15) days after this section becomes effective.

(2) The district received funds from, or was allocated funds by, the Federal Government or any agency thereof during the school year 1945-1946 as a result of war created conditions for the general maintenance and operation of schools of the district.

(3) There was levied for the district for the school year 1946-1947 a rate of school district tax which shall be the maximum rate of school district tax fixed for such district by Section 6357 of this code less more than one-half cent ($0.005) and not more than one cent ($0.01).

If the total amount required to be apportioned to all school districts eligible for apportionment under this chapter exceeds the amount available for apportionment to such districts under this section, the amount to the several districts shall be reduced in the ratio that the amount of the deficit bears to the total amount of the moneys otherwise required to be apportioned to such districts.

SEC. 2. This act is hereby declared to be an urgency measure necessary for the immediate preservation of the public peace, health and safety within the meaning of Section 1 of Article IV of the Constitution and shall therefore go into immediate effect. A statement of the facts constituting such necessity is as follows:

The rates of tax levied during the current year for a number of school districts otherwise eligible to receive apportionments from the State School District Emergency Fund were, because of circumstances beyond the control of the authorities of such school districts, fixed at rates very slightly under the rates required to qualify such school districts for such apportionments. Those school districts, having counted upon receiving such apportionments in adopting the budgets of the districts for the current school year, are without sufficient funds to meet their obligations necessary for the maintenance of their schools for the current school year. In order that the moneys provided by

this bill be made available during the current school year to meet the emergency which such school districts face, it is necessary that this act take effect immediately."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 767—An act to amend Sections 4901, 4902, 4913, 4914, 4915, and 4953 of the Education Code, and to add Section 4912.1 to said code, all relating to the reorganization of school districts.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Education:

Amendment No. 1

In line 1 of the title of the printed bill, after "4902," insert "4904,".

Amendment No. 2

On page 1, line 6, of said bill, after "Commission ", insert

"Prior to the submission of any recommendation for a reorganization of school districts by any local survey committee to a regional survey commission, at least one representative from the governing board of each school district affected by a proposed study of any area shall have been appointed to the local survey committee by the county superintendent of schools of the county or counties in which the school districts under consideration are situated and shall serve as members of the local survey committee until such time as the local survey committee has reached a decision in regard to the school districts under consideration. If more than one local area is being studied at the same time, representatives from governing boards of school districts shall serve on the local survey committee only in connection with the area which they represent."

Amendment No. 3

On page 1 of said bill, between lines 20 and 21, insert

"SEC. 2.5. Section 4904 of said code is amended to read:

4904. Members of local survey committees shall serve without pay, but they shall receive their actual and necessary travel expense incurred in the performance of their duties. *Members of local survey committees appointed to such committees as representatives of governing boards of school districts in accordance with provisions of Section 4901 of this code shall receive their actual and necessary travel expense incurred in the performance of their duties and the travel expense of school district representatives shall be a proper charge on the funds of the districts so represented.*"

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 919—An act to add Section 13236 to the Education Code, relating to the number of pupils assigned to the classroom.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Education:

Amendment No. 1

That the maximum number of pupils in the senior high school and junior high school be 30, and that the average be 24, except in music and physical education, which are to be maintained within the limits proposed in (2).

Amendment No. 2

That the maximum assignments of a teacher in senior and junior high schools be made 150 pupil periods per day, and that the average of all teachers be 120 pupil periods per day, exclusive of registry with two pupils counting as one for statistical purposes in assignments to study halls.

Amendment No. 3

That each teacher in senior and junior high schools be provided with a minimum of one preparation period per day free from any other administrative assignment.

Amendment No. 4

That the maximum number of pupils assigned to any teacher in the elementary school shall not exceed 30.

Amendments read, ~~and adopted.~~

~~Bill ordered reprinted, and engrossed.~~

On this day, the above record was expunged, and the action rescinded whereby the Assembly adopted committee amendments to Assembly Bill No. 919.

Assembly Bill No. 1902—An act to amend Sections 13004.1 and 13004.2 of the Education Code, relating to order of employment of certificated employees.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Education:

Amendment No. 1

Strike out line 1 of the title of the printed bill, and insert

"An act to repeal Sections 13004.1 and 13004.2 of, and to add Sections 13004.1, 13004.2, 13004.3, 13004.4 and 13004.5 to, the Educa-".

Amendment No. 2

On page 1 of said bill, strike out lines 1 to 24, inclusive; and on page 2, strike out lines 1 to 5, inclusive, and insert

"SECTION 1. Sections 13004.1 and 13004.2 of the Education Code are repealed

SEC. 2. Section 13004.1 is added to said code, to read:

13004.1. Except as otherwise provided in this article, every probationary or permanent employee employed before July 1, 1947, shall be deemed to have been employed on the date upon which he first accepted employment in a probationary position.

In case two or more employees accepted employment on the same date, the governing board of the district shall determine the order of employment by lots drawn by the employees concerned.

SEC. 3. Section 13004.2 is added to said code, to read:

13004.2. Every probationary or permanent employee employed after June 30, 1947, shall be deemed to have been employed on the date upon which he first rendered paid service in a probationary position

In any district in which appointments are made from eligible lists established by examination, if two or more employees rendered their first paid service on the same date, the board shall determine the order of employment of employees so appointed by lot drawn as follows.

First, those who were highest on their respective eligible lists, except as they have waived appointment, shall draw lots for preferred order as among such employees.

Second, those who were next highest on their respective eligible lists shall similarly draw lots for preferred order as among themselves

In like manner, drawings shall continue until the order of employment of all shall have been determined. Employees appointed subject to examination shall draw last of all.

In districts in which employees are not appointed from eligible lists, all who first rendered paid service on the same date shall participate in a single drawing.

SEC. 4. Section 13004.3 is added to said code, to read:

13004.3. The following general provisions shall apply regardless of date of employment:

The order once determined by lot shall be permanent, and shall be entered on the permanent records of the district

Records showing date of employment, whether kept by the district or by the county, shall be accessible, on demand, to any certificated employee of the district or to his designated representative.

In the absence of records as to any of the matters referred to in the two preceding sections, the board, in accordance with evidence presented, shall determine the order of employment after giving employees a reasonable opportunity to present such evidence

The governing board of every junior college district shall establish the order of employment of all probationary and permanent employees of the district in the manner prescribed by this article and shall keep a roster of same as a public record.

Whether or not such a roster is kept in other districts, the order of employment in all districts, when required, shall be determined as prescribed by this article.

The board shall have power and it shall be its duty to correct any errors discovered from time to time in its records showing the order of employment.

SEC. 5. Section 13004.4 is added to said code, to read:

13004.4. When any school or part thereof shall have been transferred from one district to another, employment for any employees who transfer with said school or part thereof shall date from the time said employees first accepted employment (if before July 1, 1947) or rendered paid service (if after June 30, 1947) as probationary employees in the district from which the school or part thereof and the said employees were transferred.

SEC. 6. Section 13004.5 is added to said code, to read:

13004.5. When any certificated employee shall have resigned or been dismissed for cause and shall thereafter have been reemployed by the board, his date of employment shall be deemed to be the date on which he first accepted reemployment (if reemployed before July 1, 1947) or rendered paid service (if reemployed after June 30, 1947) after his reemployment.

When an employee's services are terminated for lack of enrollment or discontinuance of service or are otherwise interrupted in a manner declared by law not to constitute a break in service, his original order of employment shall stand."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1342—An act to add Article 10, comprising Sections 10190 to 10193, inclusive, to Chapter 1, Division 5, of the Education Code; to amend Sections 124 and 254, and to repeal Section 257, of the Vehicle Code, relating to establishment of a course of instruction in automobile driving and the issuance of licenses therefor.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Education:

Amendment No. 1

On page 1, line 13, of the printed bill, as amended in the Assembly on March 28, 1947, strike out "or truck", and insert "except that by written application by the school affected based on specific facts which would make the physical instruction impractical, the State Board of Education may grant permission in writing to any school to suspend this portion of the course only until such objectional conditions have been eliminated".

Amendment No. 2

On page 3, line 6, of said bill, strike out "and instructors".

Amendment No. 3

On page 3, line 19, of said bill, strike out "must then", and insert "may be required to".

Amendment No. 4

On page 3, line 21, of said bill, strike out the period, and insert ", in districts where high schools are available, or be required to return at a future date for further examination."

Amendment No. 5

On page 3 of said bill, strike out lines 31 to 38, inclusive.

Amendment No. 6

On page 3 of said bill, after line 39, insert

"SEC. 5. The effective date of this measure shall be not later than September 1, 1948."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1781—An act to amend Sections 19601 and 19617 of, to add Section 19618 to, and to repeal Section 19616 of the

Education Code, relating to child care centers, and declaring the urgency thereof, to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Education:

Amendment No. 1

In lines 1 and 2 of the title of the printed bill, strike out "and 19617 of, to add Section 19618", and insert ", 19607 and 19617 of, to add Sections 19601.5, 19601.6 and 19618".

Amendment No. 2

On page 1, line 5, of said bill, strike out "working mothers", and insert "parents".

Amendment No. 3

On page 1, line 15, of said bill, after the period, insert "As used in this chapter "parent" includes any person having legal custody of a child."

Amendment No. 4

On page 1 of said bill, between lines 15 and 16, insert

"SEC. 1.5. Section 19601.5 is added to said code, to read:

19601.5. The need of a parent and child for child care center service shall be determined upon the following conditions:

(a) That there is but one parent in the home who both supports and cares for the child, or

(b) That there are two parents in the home, both of whom are working, or one of whom is physically or mentally unable to either support the family or care for the child, or

(c) That either parent is a veteran of World War II attending school or receiving instruction under the Servicemen's Readjustment Act of 1944 during the years 1947 to 1951, and the other parent, if any, is gainfully employed, or

(d) That the services of the parent having care of the child are necessary as a teacher in a public school or as a registered nurse.

SEC. 1.6. Section 19601.6 is added to said code, to read:

19601.6. Except under the conditions specified in paragraphs (c) and (d) of Section 19601.5, no child shall be admitted to a child care center unless the total monthly income from all sources of the child's immediate family is two hundred twenty-five dollars ($225) or less, or unless the monthly income of the child as determined by dividing the total monthly income of the immediate family from all sources, by the number of persons to be supported therefrom does not exceed sixty dollars ($60).

The maximum "total monthly income" figure may be exceeded in any month or months of the year if in the opinion of the board the total income for the calendar year divided by 12 will not exceed such maximum

SEC. 1.7. Section 19607 of said code is amended to read.

19607. Said governing board shall charge and collect, in advance, from the person having custody of any child admitted to a child care center a *weekly* fee which, together with all funds received under Section 19613, shall be in such amount as will reimburse the district for the cost of maintaining such child care center including supervision and care and the cost of all food furnished such child. The *weekly* fees charged need not be uniform.

It is hereby declared to be the policy of the Legislature that child care centers shall be made available first to those who have the greatest financial need and to that end no money appropriated therefor shall be expended for the care or education of any child in a child care center unless a sliding scale of weekly fees shall have been adopted by the Board of the school district in which such child care center is maintained under which a nominal fee shall be charged for children of families having a monthly income of less than one hundred fifty dollars ($150) or of less than forty dollars ($40) per member of the immediate family, and increasingly larger fees shall be charged for children of families having larger incomes. It is further declared to be the policy of the Legislature that so far as possible where an increase in fees is made necessary because of insufficient funds that such increase shall be made first in fees charged to those in the higher income brackets."

Amendment No. 5

On page 1, line 18, of said bill, strike out "the effective date of this section", and insert "February 20, 1946, except such as may be specifically authorized by the Department of Education after it has surveyed the financial needs of the then existing child care centers and finds that the establishment of the new child care center will not financially jeopardize or otherwise curtail the operations of the then existing child care centers.

A child care center which was in operation prior to said date, but which is temporarily not in operation on that date is not an additional child care center within the meaning of this section".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2545—An act to amend Section 4711 of the Education Code, relating to the Public School System.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Education:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "4711.", and insert "6357".

Amendment No. 2

In line 2 of the title of said bill, strike out "Public School System", and insert "maximum rates of school district taxes"

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 3

On page 1 of said bill, strike out lines 1 to 8, inclusive, and insert

"SECTION 1. Section 6357 of the Education Code is amended to read

6357. Except as otherwise provided in this code, the maximum rate of school district tax which may be levied for all school purposes, exclusive of bond interest and redemption, for any school district in any school year on each one hundred dollars ($100) of assessed valuation within the district shall be as follows

(a) In any separate elementary school district the boundaries of which are not coterminous with those of a high school district, [eighty cents ($0.80)] *one dollar ($1.00)* for elementary school purposes, or [ninety cents ($0.90)] *one dollar and ten cents ($1.10)* for combined kindergarten and elementary school purposes.

(b) In any separate high school district, the boundaries of which are not coterminous with those of an elementary school district or with those of a junior college district, [seventy-five cents ($0.75)] *one dollar ($1.00)* for high school purposes, or [one dollar ($1)] *one dollar and fifty cents ($1.50)* for combined high school and junior college purposes

(c) In any separate junior college district, the boundaries of which are not coterminous with those of a high school district, [thirty-five cents ($0.35)] *fifty cents ($0.50)* for junior college purposes.

(d) In any unified school district one dollar and [fifty cents ($1.50)] *ninety cents ($1.90)* for combined elementary school and high school purposes; or [one dollar and sixty cents ($1.60) *two dollars and five cents ($2.05)* for combined kindergarten, elementary school, and high school purposes; or [one dollar and seventy-five cents ($1.75)] *two dollars and forty-five cents ($2.45)* for combined elementary school, high school, and junior college purposes; or [one dollar and eighty-five cents ($1.85)] *two dollars and fifty-five cents ($2.55)* for combined kindergarten, elementary school, high school, and junior college purposes.

(e) In any high school and junior college district the boundaries of which are coterminous and which are governed by the same governing board, one dollar and ten cents ($1.10) for combined high school and junior college purposes"

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2547—An act to add Section 368 to the Education Code, to carry out the provisions of Section 31 of Article IV of the State Constitution by providing for the establishment and use of a fund for temporary transfers to school districts and declaring the urgency thereof.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Education:

Amendment No. 1

On page 1, line 9, of the printed bill, after "fund.", insert

"However, the amount so transferred shall not exceed the amount of the cash balance in the Unapportioned County Elementary School Fund on July 1, 1933, plus any accounts receivable on that date, from unpaid loans and from delinquent county taxes due the fund under the provisions of law in effect on that date."

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1810—An act to repeal an act entitled "An act to regulate the caravaning of vehicles upon the public highways of this State, defining the term 'caravaning' and providing for the licensing of vehicles in caravan for the privilege of using the public highways and for the cost of regulating persons engaged in caravaning and providing such fees shall be a lien and for the enforcement of such liens and the collection and disposition of such fees and imposing penalties for violation thereof, and to repeal an act entitled 'An act to regulate the caravaning of motor vehicles upon the public highways of this State, defining the term "caravaning" and providing for the licensing of motor vehicles in caravan and imposing penalties for violation thereof,' approved July 6, 1935, declaring the urgency thereof, and providing that it shall take effect immediately," approved July 1, 1937.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Transportation and Commerce:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "repeal", and insert "amend Section 1 of, and to add Section 13.5 to,".

Amendment No. 2

On page 1 of said bill, strike out line 1, and insert

"SECTION 1. Section 1 of the act cited in the title is amended to read:

Section 1. The term "caravaning" as used in this act shall mean the transportation of any vehicle of a type subject to registration under the Vehicle Code, *except a commercial vehicle for which a fee is payable pursuant to Section 372 of said code*, operated on its own wheels, or in tow of a motor vehicle, for the purpose of selling or offering the same for sale to or by any agent, dealer, purchaser or prospective purchaser, whether such agent, dealer, purchaser or prospective purchaser may be located within or without this State.

SEC. 2. Section 13.5 is added to said act, to read:

Sec. 13.5 This act shall not apply to any commercial vehicle within this State for which a registration fee is payable pursuant to Section 372 of the Vehicle Code."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2257—An act to add Section 18907 to the Government Code, relating to employment lists for employment in the state civil service.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Civil Service and State Personnel:

Amendment No. 1

On page 1 of the printed bill, strike out lines 10 to 19, inclusive, and insert "shall immediately be entitled to take any and all promotional examinations that were held during the time such employee was in such federal service as if he were available and for which he would otherwise have been eligible during the time of such federal service, and the Personnel Board shall arrange for him to take such examination within a reasonable time after application of the employee to take such examination, providing application is made not later than six months after the effective date of this section. If the employee passes the examination, his name shall be placed on the promotional list for the position in accordance with the provisions of Section 89 of the State Civil Service Act (Section 18937) as the eligible list stands at the time his name is placed thereon. (Added, Statutes of 1945, Chapter 68.)"

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 941—An act to amend Section 18020 of the Government Code, relating to hours of work for state employees.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Civil Service and State Personnel:

Amendment No. 1

In line 2 of the title of the printed bill, as amended in the Assembly on March 31, 1947, after "employees", insert ", making an appropriation for carrying out the provisions of this act, and declaring the urgency thereof".

Amendment No. 2

On page 1, line 3, of said bill, strike out "which", and insert "whom".

Amendment No. 3

On page 2 of said bill, after line 9, insert

"SEC. 3. Out of any money in the State Treasury not otherwise appropriated, the sum of six million one hundred sixteen thousand eight hundred dollars ($6,116,800) is hereby appropriated, to be allocated by the Department of Finance solely for the purposes and in the manner provided by this act.

Such of the amount hereby appropriated shall be allocated to the several state officers, departments, boards, bureaus, commissions, the Regents of the University of California, and other state agencies in augmentation of their respective appropriations for support for the 1947-48 Fiscal Year beginning July 1, 1947 and ending June 30, 1948 in such amounts as will make sufficient money available during said fiscal year to pay: (a) to each state employee in the state service whose salary or wages, or a portion thereof, is payable from the General Fund the amount due him for overtime worked pursuant to Section 18020 of the Government Code, or (b) the salaries or wages of additional employees made necessary by the reduction of working hours pursuant to said section, or (c) other expenditures made necessary by the reduction in working hours, the payment of overtime or the employing of additional personnel pursuant to said section

In order to make sufficient money available during said fiscal year to pay: (a) each employee in the state service whose salary or wage, or a portion thereof, is payable from special funds, the amount due him for overtime worked pursuant to Section 18020 of the Government Code, or (b) the salaries or wages of additional employees made necessary by the reduction of working hours pursuant to said section, or (c) other expenditures made necessary by the reduction in working hours, the payment of overtime or the employing of additional personnel pursuant to said section, the Governor and Director of Finance shall make funds available from such special funds under the provisions of Section 11006 of the Government Code.

SEC. 4. This act shall become operative on July 1, 1947.

SEC. 5. This act is hereby declared to be an urgency measure necessary for the immediate preservation of the public peace, health or safety within the meaning of

Section 1 of Article IV of the Constitution and shall therefore go into immediate effect. A statement of the facts constituting such necessity is as follows:

It has become standardized practice in private business and public employment to provide for a 40-hour work week for employees or for the payment of overtime work in excess of 40 hours a week. Numerous state employees have been working many hours in excess of this time in various departments and agencies. In order to provide for the payment of these employees on the same basis as employees in private industry and other public employment at the earliest possible moment, to prevent state employees leaving state service for employment where such practice is recognized and established, to encourage recruitment in state service upon an equality with competing business and public employment, and to preserve and protect the continuity of state business, it is necessary that this act take effect immediately."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1689—An act creating the Salary Emergency Fund, and making an appropriation to said fund and providing salary and wage increases for state employees and providing that this act take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Civil Service and State Personnel:

Amendment No. 1

On page 1, lines 18 and 19, of the printed bill, as amended in the Assembly on April 21, 1947, strike out "whose monthly salary or wage does not exceed three hundred dollars ($300),".

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1274—An act to amend Section 6701 of the Revenue and Taxation Code, relating to security for payment of sales and use taxes, and to provide that this act shall take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Revenue and Taxation:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "amend Section 6701 of", and insert "add Sections 6006.5 and 6367 to".

Amendment No. 2

In line 2 of the title of the printed bill, strike out "security for payment of".

Amendment No. 3

In line 3 of the title of the printed bill, after "taxes," insert "and the application thereof to occasional sales".

Amendment No. 4

On page 1, line 1, of the printed bill, strike out "6701 of", and insert "6006.5 is added to".

Amendment No. 5

On page 1, line 2, of the printed bill, strike out "is amended", and insert a comma.

Amendment No. 6

On page 1 of the printed bill, strike out lines 3 to 24, inclusive; and on page 2, strike out lines 1 to 4, inclusive, and insert

"6006.5. "Occasional sale" includes:

(a) A sale of property not held or used by a seller in the course of an activity for which he is required to hold a seller's permit, provided such sale is not one of a

series of sales sufficient in number, scope and character to constitute an activity requiring the holding of a seller's permit;

(b) Any transfer of all or substantially all the property held or used by a person in the course of such an activity when after such transfer the real or ultimate ownership of such property is substantially similar to that which existed before such transfer. For the purposes of this section, stockholders, bondholders, partners, or other persons holding an interest in a corporation or other entity are regarded as having the "real or ultimate ownership" of the property of such corporation or other entity.

SEC. 2. Section 6367 is added to the Revenue and Taxation Code, to read:

6367. There are exempted from the taxes imposed by this part the gross receipts from occasional sales of tangible personal property and the storage, use, or other consumption in this State of tangible personal property, the transfer of which to the purchaser is an occasional sale."

Amendment No. 7

On page 2, line 5, of the printed bill, after "Sec.", strike out "2", and insert "3".

Amendment No. 8

On page 2, lines 8 and 9, of the printed bill, strike out "; provided, however, that the provisions hereof shall become operative on July 1, 1947".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 487—An act to add Article 6 to Chapter 1, Division 2, of the Business and Professions Code, relating to rebates, refunds and unearned discounts.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Revenue and Taxation:

Amendment No. 1

On page 1, line 16, of the printed bill, as amended in the Assembly on April 14, 1947, after "mission," insert "dividend, gratuity,".

Amendment No. 2

On page 1, line 19, of said bill, strike out "furnishings", and insert "furnishing".

Amendment No. 3

On page 1, line 20, of said bill, strike out "on", and insert "or".

Amendment No. 4

On page 2 of said bill, strike out lines 8 to 30, inclusive; and in line 31, strike out "653.", and insert

"652."

Amendment No. 5

On page 2, line 37, of said bill, strike out "copartners", and insert "general partners occupying common offices and facilities".

Amendment No. 6

On page 2, line 39, of said bill, after "employs", insert "in his practice as an assistant".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1893—An act to add Sections 10095 and 10095.5 to, and to repeal Sections 10096, 10097, and 10098 of, the Revenue and Taxation Code, relating to the motor vehicle transportation license tax.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Transportation and Commerce:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "add Sections 10095 and 10095.5 to, and to repeal", and insert "amend".

Amendment No. 2

In line 2 of the title of said bill, after "of," insert "and to add Sections 10099 and 10100 to,".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 3

On page 1 of said bill, strike out lines 1 and 2, and insert

"SECTION 1. Section 10096 of the Revenue and Taxation Code is amended to read:

10096. The license tax, penalties, and interest accruing under this part constitute a lien upon all *motor vehicles and other personal* property of the operator [used in producing gross receipts from operations] *and a lien upon real property as provided in Section 10099.*

SEC. 2. Section 10097 of said code is amended to read.

10097. The lien *upon personal property* attaches at the time of the earning of the gross receipts and has the effect of an execution duly levied against all property of the operator mentioned in Section 10096. The lien *upon personal property* remains until the tax and all penalties and interest accruing thereon are paid, or the property is sold for the payment thereof.

SEC. 3. Section 10098 of said code is amended to read:

10098. The lien *upon personal property* is paramount to all private liens or encumbrances of whatever character, and to the rights of any holder of the legal title, in or to any motor vehicle the privilege of operating which is subject to the license tax.

SEC. 4. Section 10099 is added to said code, to read.".

Amendment No. 4

On page 1, line 3, of said bill, strike out "10095", and insert "10099".

Amendment No. 5

On page 1, line 4, of said bill, strike out "board", and insert "Controller".

Amendment No. 6

On page 2, line 1, of said bill, strike out "SEC. 2. Section 10095.5", and insert "SEC. 5. Section 10100".

Amendment No. 7

On page 2, line 2, of said bill, strike out "10095.5 The board", and insert "10100. The Controller".

Amendment No. 8

On page 2 of said bill, strike out lines 9 and 10.

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1894—An act to add Sections 11490 and 11490.5 to, and to repeal Sections 11491 and 11492 of, the Revenue and Taxation Code, relating to the private car tax.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Transportation and Commerce:

Amendment No. 1

Strike out line 1 of the title of the printed bill, and insert "An act to add Sections 11495 and 11496, and to amend Sec-".

Amendment No. 2

In line 2 of the title of said bill, strike out "and 11492", and insert ", 11492, 11493, and 11494".

Amendment No. 3

On page 1, line 1, of said bill, strike out "11490", and insert "11495".

Amendment No. 4

On page 1, line 3, of said bill, strike out "11490", and insert "11495".

Amendment No. 5

On page 2, line 1, of said bill, strike out "11490.5", and insert "11496".

Amendment No. 6

On page 2, line 2, of said bill, strike out "11490.5", and insert "11496".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 7

On page 2 of said bill, strike out lines 9 and 10, and insert

"SEC. 3. Section 11491 of said code is amended to read:

11491. The tax, together with the interest and penalties thereon, constitutes a lien upon, and has the effect of an execution duly levied against, [all property, real, personal, or mixed] *all private cars and other personal property*, belong to or owned by the person against whom the tax is levied, *and a lien upon all real property of said person as provided in Section 11495.*

SEC. 4. Section 11492 of said code is amended to read:

11492. The lien *upon personal property* attaches on the first Monday in March of each year with respect to taxes, together with the interest and penalties thereon, to be levied during the year.

SEC. 5. Section 11493 of said code is amended to read:

11493. The lien *upon personal property* shall not be removed until the tax, interest, and penalties are paid, or the property subject to the lien is sold in payment of the tax, interest, and penalties.

SEC. 6. Section 11494 of said code is amended to read:

11494. The lien *upon personal property* is paramount to all private liens or encumbrances of whatever character, and to the rights of any conditional vendor or other holder of the legal title, in or to any private car assessed under this part."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1895—An act to add Sections 7870 and 7870.5 to, and to repeal Section 7871 of, the Revenue and Taxation Code, relating to the motor vehicle fuel license tax.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Transportation and Commerce:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "7870 and 7870.5 to, and to repeal", and insert "7872 and 7873, and to amend".

Amendment No. 2

On page 1, line 1, of said bill, strike out "7870", and insert "7872".

Amendment No. 3

On page 1, line 3, of said bill, strike out "7870", and insert "7872".

Amendment No. 4

On page 1, line 4, of said bill, strike out "board", and insert "Controller".

Amendment No. 5

On page 2, line 1, of said bill, strike out "7870.5", and insert "7873".

Amendment No. 6

On page 2, line 2, of said bill, strike out "7870.5. The board", and insert "7873. The Controller".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 7

On page 2 of said bill, strike out line 9, and insert

"SEC. 3. Section 7871 of said code is amended to read:

7871. The license tax, together with all penalties, interests and costs accruing thereupon or with respect thereto, is a lien upon all *personal* property of the distributor, attaching at the time of the distribution subject to the license tax[.] *, and is a lien upon all real property of the distributor as provided in Section 7872.* The lien *upon personal property* is paramount to all private liens or encumbrances of whatever character and has the effect of an execution duly levied against all property of the distributor. The lien *upon personal property* remains until the license tax, together with all penalties, interests and costs accruing thereupon or with respect thereto, is paid or the property sold in payment thereof."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

SECOND READING OF SENATE BILLS

Senate Bill No. 349—An act to add Section 7008.1 to the Education Code, relating to apportionment of the State School District Emergency Fund, declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

Senate Bill No. 367—An act to amend Sections 186, 5962, 5963, 5964, 10116, 10117, 10118, 18101, and 18103 of the Education Code, all relating to the Department of Education.

Bill read second time, and ordered to third reading.

Senate Bill No. 822—An act to amend Sections 12031, 12042, 12043, and 12044 of the Education Code, relating to procedures for the issuance of certification documents by or for the State Board of Education.

Bill read second time, and ordered to third reading.

Senate Bill No. 950—An act to amend Sections 12135, 12136, 12302, 12304, 12405, 12502, and 13051 of the Education Code, to add Sections 12142, 12405.1, and 12406 to said code, and to repeal Section 13052 of said code, all relating to certification documents authorizing service in the public schools.

Bill read second time, and ordered to third reading.

Senate Bill No. 984—An act to amend Section 20867 of the Government Code, relating to the State Employees' Retirement System, and providing for allocation and payment of the cost of service rendered by local members to more than one contracting agency.

Bill read second time, and ordered to third reading.

Senate Bill No. 569—An act to provide for research by the University of California on the origin, prevention, and cure of cancer and to make an appropriation therefor, declaring the urgency thereof and providing that this act shall take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Ways and Means:

Amendment No. 1

On page 1, line 10, of the printed bill, as amended in the Senate on April 28, 1947, following "expended", insert "during the Ninety-eighth and Ninety-ninth Fiscal years".

Amendment No. 2

On page 1 of said bill, strike out lines 12 to 14, inclusive.

Amendment No. 3

On page 1, line 15, of said bill, strike out "4", and insert "3".

Amendments read, and adopted.

Bill ordered reprinted, and to third reading.

REQUESTS FOR PERMISSION TO INTRODUCE BILLS

The following request for permission to introduce a bill was presented:

By Mr. McCollister:

ASSEMBLY CHAMBER, SACRAMENTO, May 5, 1947

MR. SPEAKER. In accordance with the provisions of Article IV, Section 2, of the Constitution, I request permission to introduce a bill, the title of which is as follows:

An act to add Section 216 to the Agricultural Code, relating to certain diseases of swine, to prevent their spread and transmission by requiring processing of garbage fed to the swine.

Respectfully submitted.

RICHARD H. McCOLLISTER,

Request referred to Committee on Legislative Procedure.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, May 5, 1947

MR. SPEAKER: Your Committee on Legislative Procedure, to which was referred the following bill, herewith returns the same with the recommendation that the author be permitted to introduce it:

By Mr. McCollister:

An act to add Section 216 to the Agricultural Code, relating to certain diseases of swine, to prevent their spread and transmission by requiring processing of garbage fed to the swine.

WEBER, Chairman

The roll was called, and permission granted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Burke, Burns, Butters, Caldecott, Clarke, Collier, George D Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A Dills, Dolwig, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, and Mr. Speaker—62.

NOES—None.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

The following bill was introduced, and read the first time:

Assembly Bill No. 2674: By Mr. McCollister—An act to add Section 216 to the Agricultural Code, relating to certain diseases of swine,

to prevent their spread and transmission by requiring processing of garbage fed to swine.

Referred to Committee on Livestock and Dairies.

REQUEST FOR UNANIMOUS CONSENT THAT SENATE BILL NO. 1004 BE WITHDRAWN FROM COMMITTEE ON GOVERNMENTAL EFFICIENCY AND ECONOMY, AND BE RE-REFERRED

Mr. Thurman asked for, and was granted, unanimous consent that Senate Bill No. 1004 be withdrawn from the Committee on Governmental Efficiency and Economy, and be re-referred to the Committee on Municipal and County Government.

CONSIDERATION OF DAILY FILE (RESUMED)

UNFINISHED BUSINESS

RECONSIDERATION OF SENATE BILL NO. 490

In compliance with a notice given on a previous day, Mr. Geddes moved that the vote whereby Senate Bill No. 490 was refused passage be reconsidered.

The roll was called, and Senate Bill No. 490 reconsidered by the following vote:

AYES—Anderson, Bennett, Burns, Butters, Caldecott, Clarke, Collier, Conrad, Cooke, Crichton, Lester T. Davis, Dickey, Clayton A. Dills, Dolwig, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Hahn, Hawkins, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, O'Day, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, and Mr. Speaker—52.

NOES—Heisinger—1.

Senate Bill No. 490 ordered to third reading.

CONSIDERATION OF SENATE AMENDMENTS

Assembly Bill No. 2467—An act to provide for works for development and protection of the beach at Ocean Beach and providing for the continued availability therefor of funds presently available under agreement pursuant to Chapter 942, Statutes of 1941.

The question being: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 2467?

Amendment No. 1

On page 2, line 5, of the printed bill, as amended in the Assembly on March 21, 1947, strike out "The money appropriated by this section", and insert "Those funds"

The roll was called, and the Assembly concurred in Senate amendment to Assembly Bill No. 2467 by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Burns, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Dolwig, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, and Mr. Speaker—59.

NOES—None.

Assembly Bill No. 2467 ordered enrolled.

Assembly Bill No. 1385—An act to add Section 14744 to the Education Code, relating to school district retirement plans.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 1385?

Amendment No. 1

On page 1, line 5, of the printed bill, strike out "or discharge".

Amendment No. 2

On page 1, line 13, of said bill, strike out "and disability".

Amendment No. 3

On page 1, line 14, of said bill, strike out "or for disability".

Amendment No. 4

On page 1, lines 16 and 17, of said bill, strike out "or disability".

Amendment No. 5

On page 1, line 22, of said bill, strike out "and disability".

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 1385 by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Burns, Caldecott, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Dolwig, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Hawkins, Heisinger, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thurman, Waters, and Mr. Speaker—55.

NOES—None.

Assembly Bill No. 1385 ordered enrolled.

Assembly Bill No. 121—An act to amend the Elections Code of the State of California by adding thereto a new section to be numbered 8558 and to amend Sections 8572 and 8652 thereof, all relating to the costs of election contests.

The question being: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 121?.

Amendment No. 1

On page 1, line 20, of the printed bill, before "precinct", strike out "the", and insert "a".

The roll was called, and the Assembly concurred in Senate amendment to Assembly Bill No. 121 by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Burns, Butters, Caldecott, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Dolwig, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Hawkins, Heisinger, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thurman, Waters, and Mr. Speaker—59

NOES—None.

Assembly Bill No. 121 ordered enrolled.

RESOLUTIONS

The following resolutions were offered:

By Mr. Dickey:

House Resolution No. 167

Relating to the continuance of the Assembly Legislative Process Committee

Resolved by the Assembly of the State of California, As follows:

1. In order to effectuate and complete the functions and duties imposed upon it, and in order to enable it to coordinate and assist in the work of any interim committee which may be created or continued at this session of the Legislature, the Assembly Legislative Process Committee created by House Resolution No. 20, and supplemented by House Resolution No. 89 of the 1947 Regular Session, is continued as an Assembly interim committee, and is authorized to act during this session of the Legislature, including any recess, and after final adjournment until the commencement of the 1949 Regular Session, with authority to file its final report not later than the fifteenth legislative day of that session.

2. The committee shall have the membership and all the rights, powers, and duties possessed by the committee and its members pursuant to House Resolution No. 20, as supplemented by House Resolution No. 89.

3. In addition to any money heretofore made available, the sum of one hundred fifty thousand dollars ($150,000) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Assembly for the expenses of the committee and its members and for any charges, expenses or claims it may incur under this resolution, to be paid from the said Contingent Fund and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Request for Unanimous Consent

Mr. Dickey asked for, and was granted, unanimous consent to take up House Resolution No. 167, at this time, without reference to committee or file.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Burns, Butters, Caldecott, Clarke, Collier, George D Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T Davis, Debs, Dickey, Clayton A. Dills, Dolwig, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Thomas, Thompson, Thorp, Thurman, and Mr. Speaker—61.

NOES—None.

By Mr. Dickey:

House Resolution No. 168

Resolved by the Assembly of the State of California, That the Controller be and he is hereby authorized and directed to draw his warrant upon the Contingent Fund of the Assembly in the sum of not to exceed six hundred dollars ($600), in favor of the Chief of the Bureau of Buildings and Grounds, for the purchase and installation of proper lighting equipment for the Legislative Stenographic Room, and the State Treasurer is hereby directed to pay the same.

Request for Unanimous Consent

Mr. Dickey asked for, and was granted, unanimous consent to take up House Resolution No. 168, at this time, without reference to committee or file.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Burns, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Dolwig, Dunn, Elliott, Erwin, Evans, Field,

Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, and Mr. Speaker—64.

NOES—None.

CONSIDERATION OF DAILY FILE (RESUMED)

UNFINISHED BUSINESS (RESUMED)

CONSIDERATION OF SENATE AMENDMENTS

Assembly Bill No. 418—An act to add Sections 22252.1 and 22252.2 to, and to amend Section 22257 of, the Water Code, relating to irrigation districts and the distribution of water in irrigation districts, declaring the urgency of this act, to take effect immediately.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 418?

Amendment No. 1

In line 1 of the title of the printed bill, as amended in the Senate on January 31, 1947, after the second "to", insert ", and to amend Section 22257 of,".

Amendment No. 2

On page 1, line 3, of said bill, after "board", insert "by the unanimous vote of all of the directors present".

Amendment No. 3

On page 1, line 6, of said bill, strike out "50 percent of".

Amendment No. 4

On page 1, line 7, of said bill, strike out "charges per acre for the preceding year", and insert "charge for the water applied for".

Amendment No. 5

On page 1, line 17, of said bill, strike out "March", and insert "April".

Amendment No. 6

On page 2 of said bill, between lines 11 and 12, insert

"SEC. 3. Section 22257 of the Water Code is amended to read:

22257. Each district shall establish equitable rules for the distribution and use of water, which shall be printed in convenient form for distribution in the district. A district may refuse to deliver water through a ditch which is not clean or not in suitable condition to prevent waste of water and may determine through which of two or more available ditches it will deliver water."

Amendment No. 7

On page 2, line 12, of said bill, strike out "3", and insert "4".

Amendment No. 8

On page 1, line 4, of the printed bill, after "directors", strike out "present".

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 418 by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Burns, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Dickey, Clayton A. Dills, Dolwig, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, Maloney, McCollister, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, and Mr. Speaker—58.

NOES—None.

Assembly Bill No. 418 ordered enrolled.

RESOLUTIONS

The following resolution was offered:

By Messrs. Thompson, Crichton, Stephenson, and Gannon:

House Resolution No. 169

Relating to establishing September 17th as Constitution Day

WHEREAS, The Constitution of the United States was adopted on September 17, 1787; and

WHEREAS, The Constitution, as the basic law of our land, has been the greatest single force in creating and shaping our Nation, bringing into being a new type of citizen, a people distinguishable throughout the world by their complete adherence to the tenets of Democracy and their unique experience in having actually lived the democratic way of life; and

WHEREAS, Our history shows that wherever the American pioneer went: Beyond the borders of his native state, deep into the wilderness, or far beyond the mountains, the Constitution followed him, binding the new settlements to the old, keeping alive the ideals and traditions so gloriously won and proclaimed by our forefathers; and

WHEREAS, The benefits derived to the American people under the Constitution of the United States, the establishment of our democratic principles, the free participation in political office and leadership, the great economic opportunities, our nation-wide system of public schools, the free condition of labor, the rewards of individual enterprise, and the blessings of spiritual freedom and the right to worship according to one's conscience, are all achievements highly to be prized by any people and attained nowhere in the world in such measure as we know them; now, therefore, be it

Resolved by the Assembly of the State of California, That the President and the Congress of the United States are hereby memorialized to fix and declare September 17th Constitution Day, that it may be set aside as a day on which to honor the Constitution of the United States of America as the repository and bulwark of our Nation and our liberties, a day on which to tell again the story of the Constitution, the adoption of the Bill of Rights, and to bring to every citizen of this great land a better understanding of this guarantee of liberty and of the duties and responsibilities as well as the rights of citizenship, that we may keep alive the ideals of Democracy, the zeal for liberty for all men, to strengthen our Democracy and preserve our glorious Nation under the American system which rests upon the United States Constitution; and be it further

Resolved, That the Chief Clerk of the Assembly transmit copies of this resolution to the President of the United States, to the President pro Tempore of the Senate of the United States, to the Speaker of the House of Representatives, and to each Senator and Representative of California in Congress.

Resolution read, and referred to the Committee on Rules.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 1335—An act to amend Sections 7066 and 7067 of the Welfare and Institutions Code, relating to defective or psychopathic delinquents.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Brown, Burns, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Dolwig, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sillman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, and Mr. Speaker—60.

NOES—Sherwin—1.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1231—An act to amend Sections 312 and 317 of, and to add Section 317.5 to the Agricultural Code, relating to meat inspection and slaughterhouses.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Brown, Burns, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Dolwig, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Hahn, Hawkins, Heisinger, Hinton, James, Johnson, Kilpatrick, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Niehouse, O'Day, Price, Robertson, Rosenthal, Sherwin, Sillman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, and Mr. Speaker—58.

NOES—None.

Bill ordered transmitted to the Senate.

BILLS WITHDRAWN FROM ACTIVE FILE, AND PLACED ON THE INACTIVE FILE

Assembly Bill No. 1229, on motion of Mr. Lowrey.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1822—An act to add Sections 1757.1, 1757.2, and 1757.3 to the Welfare and Institutions Code, relating to juvenile halls and other places for the detention of minors, and to the powers and duties of the Youth Authority in relation thereto.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Brown, Burns, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Dolwig, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Hawkins, Heisinger, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, O'Day, Price, Robertson, Rosenthal, Sherwin, Sillman, Stanley, Thomas, Thompson, Thorp, Thurman, Waters, and Mr. Speaker—58.

NOES—None.

Bill ordered transmitted to the Senate.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, May 5, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 18—An act to amend Section 1346 of the Fish and Game Code, relating to antelope;

Assembly Bill No. 110—An act to amend Section 5065 of the Streets and Highways Code, relating to posting of notices in proceedings under the Improvement Act of 1911;

Assembly Bill No. 115—An act to repeal Sections 205 and 206 of, amend Sections 404, 451, 455, and 460 of, and to add Sections 205, 309, 403.1, and 455.7 to, the Unemployment Insurance Act, relating to unemployment compensation disability insurance;

And reports that the same have been correctly enrolled, and presented to the Governor on the fifth day of May, 1947, at 11 a.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, May 5, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 736—An act to amend Sections 2897 and 2898 of the Elections Code, relating to death of candidate before an election;

Assembly Bill No. 755—An act to amend Section 4243 of the Political Code, and Section 28114 of the Government Code, relating to compensation for public services in counties of the fourteenth class;

Assembly Bill No. 854—An act to amend Section 678 of the Elections Code, relating to precinct boards;

And reports that the same have been correctly enrolled, and presented to the Governor on the fifth day of May, 1947, at 11 a.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, May 5, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 856—An act to amend Section 3043 of the Elections Code, relating to nomination papers;

Assembly Bill No. 988—An act to amend Section 43 of, and to add Section 658.5 to, the Elections Code, relating to precinct boards and substitutive canvassing and counting boards;

Assembly Bill No. 1010—An act to add Section 14772.1 to the Education Code, relating to joint school district retirement plans, declaring the urgency thereof, to take effect immediately;

And reports that the same have been correctly enrolled, and presented to the Governor on the fifth day of May, 1947, at 11 a.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, May 5, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1046—An act to amend Section 7968 of the Elections Code, relating to the record of votes cast;

Assembly Bill No. 1088—An act adding Section 9.8 to an act entitled "An act to authorize the counties of the State of California to establish systems for the retirement and pension of certain county and county fire protection district officers and employees, namely county foresters, firewardens and county fire protection district firemen as defined in the act, and to provide certain benefits for their dependents, and empowering county boards of supervisors to levy a special tax," approved May 19, 1939, Statutes 1939, Chapter 174, Sections 9.3, 9.4, and 9.8 to the County Peace Officers' Retirement Law, and Sections 31904.5, 31985, 32038, and 32338 to the Government Code, and relating to retirement;

Assembly Bill No. 1093—An act to amend Section 13502 of the Education Code, relating to district retirement plans, declaring the urgency thereof, to take effect immediately;

And reports that the same have been correctly enrolled, and presented to the Governor on the fifth day of May, 1947, at 11 a.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, May 5, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1707—An act to amend Section 20009.1 of the Government Code, relating to the retirement system;

Assembly Bill No. 1721—An act to amend Section 17000 of the Government Code, relating to issuance of state warrants;

Assembly Bill No. 1722—An act to repeal Section 17001 of the Government Code, relating to issuance of state warrants;

And reports that the same have been correctly enrolled, and presented to the Governor on the fifth day of May, 1947, at 11 a.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, May 5, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1723—An act to repeal Section 17003 of the Government Code, relating to issuance of state warrants;

Assembly Bill No. 1724—An act to amend Section 17006 of the Government Code, relating to furnishing the Treasurer with a list of warrants issued;

Assembly Bill No. 1725—An act to add Section 17007 to the Government Code, relating to the designation by codes of funds, appropriations, revenues and accounts on the records of the Controller and Treasurer;

And reports that the same have been correctly enrolled, and presented to the Governor on the fifth day of May, 1947, at 11 a.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, May 5, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1726—An act to amend Sections 17030, 17031, and 17032 and repeal Sections 17033 and 17034 of the Government Code, relating to issuance of warrants;

Assembly Bill No. 1889—An act to add Section 1622.5 to the Welfare and Institutions Code, relating to child care, and boarding homes for children;

Assembly Bill No. 2463—An act to repeal certain temporary provisions specified in this act relating to elections, including provisions relating to war voters, absent voting, and the times for elections, meetings of political parties, and filing of election documents;

And reports that the same have been correctly enrolled, and presented to the Governor on the fifth day of May, 1947, at 11 a.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, May 5, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Concurrent Resolution No. 13—Relative to Sergeants in the State Police;

And reports that the same has been correctly enrolled, and presented to the Secretary of State on the fifth day of May, 1947, at 11 a.m.

WEBER, Chairman

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 87—An act amending Section 1428b of the Penal Code, relating to keeping a minute book and the destruction of old records in municipal courts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Brown, Burns, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Dolwig, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Hawkins, Heisinger, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, O'Day, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Thomas, Thompson, Thorp, Thurman, Waters, and Mr. Speaker—58.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 609—An act by which a violator of the Fish and Game Code may have his license suspended or revoked.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Brown, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Dolwig, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gannon, Geddes, Grant, Hahn, Heisinger, Hinton, Hollibaugh, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller,

Niehouse, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, and Weber—58.
NOES—James and O'Day—2.

Bill ordered transmitted to the Senate.

Assembly Bill No. 785—An act to repeal Section 957.5 of, and to add Section 958.5 to, the Fish and Game Code, relating to soupfin sharks.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Brown, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crowley, Lester T. Davis, Debs, Dickey, Clayton A Dills, Dolwig, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Mr Speaker—63.
NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1547—An act to add to the Insurance Code a new section to be numbered Section 10972 1, providing that any state, district or local branch or unit of any fraternal benefit society shall not be restricted from furnishing to its members and their beneficiaries and dependents, or to any group of such members, weekly sick and accident benefits, hospitalization or physician's services when the same are furnished by the state, district or local branch or unit independently of its affiliation with the supreme or governing lodge and by means of its own funds and without regard to any funds in the possession or control of such supreme or governing lodge.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Brown, Burns, Caldecott, Carey, Clarke, Collier, George D Collins, Conrad, Cooke, Cramer, Crowley, Lester T Davis, Debs, Dickey, Clayton A Dills, Dolwig, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—63.
NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1146—An act to amend Section 751 of the Agricultural Code, relating to fruit, vegetable, and agricultural products inspection and certification.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Brown, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C Dills, Dolwig, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Grant, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—65.
NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1141—An act to amend Sections 912, 914, 915, 915.1, 916.5, 917.3, 917.4, 917.5, and 918 of, and to add Sections 914.9, 915.2, 916.1, and 920 to, the Agricultural Code, relating to seeds.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Brown, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, and Weber—66.

NOES—None.

Bill ordered transmitted to the Senate.

RECESS

At 12 m., on motion of Mr. Dickey, the Assembly recessed until 12.10 p.m.

REASSEMBLED

At 12.10 p.m., the Assembly reconvened.

Hon. Sam L. Collins, Speaker of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 14—An act to add Section 1.5 to an act entitled "An act to provide for changing the boundaries of cities and municipal corporations, and to exclude territory therefrom," approved March 20, 1889, relating to exclusion of territory from cities.

Bill read third time.

Demand for Previous Question

Messrs. Evans, Luckel, Conrad, Collier, and Allen demanded the previous question.

Demand for previous question sustained.

The question being on the passage of Assembly Bill No. 14.

The roll was called.

Call of the Assembly

Pending the announcement of the vote, Mr. Thomas moved a call of the Assembly.

Motion carried. Time, 12.15 p.m.

The Speaker directed the Sergeant-at-Arms to close the doors, and to bring in the following absent members:

Anderson, Berry, Blosser, Boyd, Brady, Burns, Cramer, M. Philip Davis, Dickey, Clayton A. Dills, Dolwig, Doyle, Gaffney, Geddes, Hawkins, Huyck, Rosenthal, Sheridan, and Stewart—19.

PROCEEDINGS UNDER CALL OF THE ASSEMBLY BY UNANIMOUS CONSENT
TEMPORARY SUSPENSION OF ASSEMBLY RULE NO. 85

Mr. Grunsky asked for, and was granted, unanimous consent that Assembly Rule No. 85 be temporarily suspended for the purpose of placing a call of the Assembly on any matter on file.

MEMBERS EXCUSED

At 12.17 p.m., Mr. Grunsky asked for, and was granted, unanimous consent that it be noted in the Journal that he and Mr. Wollenberg have been attending a subcommittee meeting on Finance and Insurance this morning, so have been absent from the Assembly Chamber.

BILLS WITHDRAWN FROM ACTIVE FILE, AND PLACED ON THE INACTIVE FILE

Assembly Bill No. 687, on motion of Mr. Wollenberg.

RE-REFERENCE OF BILLS

By order of the Speaker, the following bills were withdrawn from the file, and re-referred as follows:

Assembly Bill No. 894 re-referred to Committee on Livestock and Dairies.

Assembly Bills Nos. 366 and 1065 re-referred to Committee on Governmental Efficiency and Economy.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, May 5, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:
Assembly Bill No 366
And reports the same correctly engrossed.

WEBER, Chairman

Above reported bill ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 5, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:
Assembly Bill No. 1065
And reports the same correctly re-engrossed.

WEBER, Chairman

Above reported bill ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 5, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:
Assembly Bill No. 894
And reports the same correctly engrossed.

WEBER, Chairman

Above reported bill ordered to third reading.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 2097—An act to add Section 290 to the Penal Code, relating to the registration of persons heretofore or hereafter convicted of certain offenses.

Bill read third time.

Motion to Re-Refer Assembly Bill No. 2097 to the Committee on Judiciary

Mr. George D. Collins moved that Assembly Bill No. 2097 be re-referred to the Committee on Judiciary.

Mr. Cooke seconded the motion.

The roll was called, and the motion lost by the following vote:

AYES—Bennett, Berry, George D Collins, Cooke, Dunn, Elliott, Fletcher, Gaffney, Geddes, Hawkins, Kilpatrick, and Miller—12.

NOES—Allen, Beck, Blosser, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Conrad, Cramer, Crichton, Debs, Clayton A. Dills, Dolwig, Doyle, Erwin, Evans, Field, Gannon, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McMillan, Niehouse, O'Day, Price, Sherwin, Silliman, Stanley, Stephenson, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—50.

The question being on the passage of Assembly Bill No. 2097.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Beck, Bennett, Berry, Blosser, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, Debs, Dickey, Clayton A Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Niehouse, O'Day, Price, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—66.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 732—An act to add Section 1203.13 to the Penal Code, relating to the duties of the probation officer.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Beck, Bennett, Berry, Blosser, Brown, Burke, Burns, Butters, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—69.

NOES—None.

Bill ordered transmitted to the Senate.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, May 2, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted:

Senate Concurrent Resolution No. 43

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS

The following resolution was read:

Senate Concurrent Resolution No. 43—Relative to approving certain amendments to the charter of the City of San Rafael, in the County of Marin, State of California, voted for and ratified by the electors of the city at a general municipal election held therein on the fourteenth day of April, 1947.

Request for Unanimous Consent

Mr. Dickey asked for, and was granted, unanimous consent to take up Senate Concurrent Resolution No. 43, at this time, without reference to committee or file.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 43

Senate Concurrent Resolution No. 43—Relative to approving certain amendments to the charter of the City of San Rafael, in the County of Marin, State of California, voted for and ratified by the electors of the city at a general municipal election held therein on the fourteenth day of April, 1947.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Allen, Beck, Bennett, Berry, Blosser, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Sherwin, Silliman, Stanley, Stephenson, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—69.

NOES—None.

Resolution ordered transmitted to the Senate.

RESOLUTIONS

The following resolution was offered:

By Messrs. Miller, Geddes, Burke, Clayton A. Dills, and Kirkwood:

House Resolution No. 170

Relating to the Assembly Committee on Unemployment Insurance

WHEREAS, The Assembly Committee on Unemployment Insurance created by House Resolution No. 128 of the 1947 Regular Session has commenced its investigation pursuant to said resolution; and

WHEREAS, The conduct of the committee's investigation to date has disclosed that the complexity of the many problems relating to unemployment insurance requires an extended investigation for the purposes of said resolution; and

WHEREAS, The Legislature by said House Resolution No. 128 has determined that it is imperative that all pertinent facts bearing upon the subject of unemployment insurance be found, assembled and analyzed to the end that the Legislature may be enabled to act advisedly and judiciously in the premises for the best interests of California in the consideration and enactment of legislation; now, therefore, be it

Resolved by the Assembly of the State of California, As follows:

1. The Assembly Committee on Unemployment Insurance created by House Resolution No. 128 of the 1947 Regular Session is continued as an Assembly interim committee and is authorized to act during this session of the Legislature, including any recess, and after final adjournment until the commencement of the 1949 Regular Session, with authority to file its final report at any time prior to final adjournment of the 1949 Regular Session.

2. Except as herein provided, the committee shall have the membership and all the rights, powers and duties possessed by the committee and its members pursuant to House Resolution No. 128 of the 1947 Regular Session.

3. In addition to any money heretofore made available, the sum of twenty-nine thousand five hundred dollars ($29,500) is hereby made available from the Contingent Fund of the Assembly for the expenses of the committee and its members and for any charges, expenses or claims it may incur under this resolution, to be paid from the said contingent fund and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read, and referred to the Committee on Rules.

REQUESTS FOR PERMISSION TO INTRODUCE BILLS

The following request for permission to introduce a bill was presented:

By Mr. Kilpatrick:

ASSEMBLY CHAMBER, SACRAMENTO, May 5, 1947

MR. SPEAKER: In accordance with the provisions of Article IV, Section 2, of the Constitution, I request permission to introduce a bill, the title of which is as follows:

An act to add Section 617 to the Streets and Highways Code, relating to state highways.

Respectfully submitted.

VERNON KILPATRICK

Request referred to Committee on Legislative Procedure.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, May 5, 1947

MR. SPEAKER: Your Committee on Legislative Procedure, to which was referred the following bill, herewith returns the same with the recommendation that the author be permitted to introduce it:

By Mr. Kilpatrick:

An act to add Section 617 to the Streets and Highways Code, relating to state highways.

WEBER, Chairman

The roll was called, and permission granted by the following vote:

AYES—Allen, Beck, Bennett, Berry, Blosser, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Sherwin, Silliman, Stanley, Stephenson, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—70.

NOES—None.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bill was introduced, and read the first time:

Assembly Bill No. 2675: By Mr. Kilpatrick—An act to add Section 617 to the Streets and Highways Code, relating to state highways.

Referred to Committee on Transportation and Commerce.

BILLS WITHDRAWN FROM ACTIVE FILE, AND PLACED ON THE INACTIVE FILE

Assembly Bill No. 2604, on motion of Mr. Kirkwood.

Assembly Bill No. 2606, on motion of Mr. Kirkwood.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1698—An act to amend Section 12402 of, and to add Section 12404 to, the Government Code, relating to the officers and employees in the Controller's Office, and the appointment by the Controller of deputy controllers and civil executive officers.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Beck, Bennett, Berry, Blosser, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—71

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1699—An act to amend Section 16304 of the Government Code, relating to the reversion of unexpended balances of certain appropriations.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Beck, Bennett, Berry, Blosser, Brown, Burke, Burns, Caldecott, Carey, Clarke, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—65.

NOES—Butters, Hawkins, and Robertson—3

Bill ordered transmitted to the Senate.

Assembly Bill No. 261—An act to amend Sections 1191 and 1449 of the Penal Code, relating to extension of time for pronouncement of judgment.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Beck, Bennett, Berry, Blosser, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—70.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 443—An act to amend Section 4041.39 of the Political Code and Sections 26201 and 26202 of the Government Code, relating to the destruction of certain records.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Beck, Bennett, Berry, Blosser, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister,

McMillan, Miller, Niehouse, O'Day, Price, Robertson, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—71.

NOES—None.

Bill ordered transmitted to the Senate.

THIRD READING OF SENATE BILLS (BY UNANIMOUS CONSENT)

Senate Bill No. 785—An act to add Chapter 4 to Division 10 of the Streets and Highways Code, relating to inter-city agreements limiting the power of vacation of public streets and highways.

Bill read third time.

Motion to Amend

Mr. Kirkwood moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 1, of the printed bill, as amended in the Senate on April 16, 1947, strike out "8352", and insert "8353".

Amendment No. 2

On page 2 of said bill, after line 7, insert

"8353. Every inter-city agreement heretofore or hereafter made in accordance with the provisions of this chapter, shall be recorded in the office of the county recorder of each county wherein lies any of the property through or across which the road, lane, alley, highway or street runs which is to be or heretofore has been closed, vacated or abandoned."

Amendments read, and adopted.

Bill ordered reprinted, and re-engrossed.

BILLS WITHDRAWN FROM INACTIVE FILE, AND PLACED ON THE THIRD READING FILE

The following bill was withdrawn from the inactive file, and placed upon the third reading file:

Assembly Bill No. 1839, on request of Mr. Hollibaugh.

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS (RESUMED)
CONSIDERATION OF SENATE AMENDMENTS

Assembly Bill No. 189—An act to amend Section 4300h of the Political Code, relating to coroners' fees.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 189?

Amendment No. 1

In line 1 of the title of the printed bill, after "Code", insert "and Section 27471 of the Government Code".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 2

On page 1 of said bill, after line 28, insert

"SEC. 2. Section 27471 of the Government Code is amended to read:

27471. Whenever the coroner takes custody of a dead body pursuant to law, he may embalm the body, and charge and collect [fifteen] *twenty-five* dollars *($25)* from the person entitled to its custody, except when the body is that of a child not more than 14 years of age or a person for whose burial there is available less than

seventy-five dollars ($75), in which cases the expense of embalming is a county charge. In any county where the coroner is paid a salary, the fee shall be paid into the county treasury.

SEC. 3. Section 2 of this act becomes operative only if Title 3 of the Government Code is enacted by the Legislature at its 1947 Regular Session, and in such case at the same time as said Title 3 takes effect; at which time Section 4300h of the Political Code is hereby repealed."

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 189 by the following vote:

AYES—Beck, Bennett, Berry, Blosser, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, O'Day, Price, Sherwin, Stanley, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—64.

NOES—None.

Assembly Bill No. 189 ordered enrolled.

REQUEST FOR UNANIMOUS CONSENT THAT RECORD BE EXPUNGED AND ACTION RESCINDED UPON ADOPTION OF COMMITTEE AMENDMENTS TO ASSEMBLY BILL NO. 919

Mr. Dunn asked for, and was granted, unanimous consent that the record be expunged, and the action rescinded whereby the Assembly, on this day, adopted committee amendments to Assembly Bill No. 919.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1348—An act to define and regulate the business of selling or cashing checks, drafts or money orders or of receiving money for the purpose of paying bills, invoices or accounts of an obligor; to provide for the issuance of licenses and the making of examinations and investigations by the Commissioner of Corporations; to limit the amount of fees to be charged; to provide for the suspension, surrender and revocation of licenses; to provide for the adoption of rules and regulations and to prescribe penalties for violations of this act.

Bill read third time.

Motion to Amend

Mr. Doyle moved the adoption of the following amendment:

Amendment No. 1

On page 2, lines 47 and 48, of the printed bill, as amended in the Assembly on April 23, 1947, strike out "five thousand dollars ($5,000)", and insert "ten thousand dollars ($10,000)".

Amendment read.

Assembly Bill No. 1348 ordered passed on file.

Assembly Bill No. 2669—An act to provide for the adoption of red scale eradication programs.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Beck, Bennett, Berry, Blosser, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson,

Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—71.

NOES—None.

Bill ordered transmitted to the Senate.

RESOLUTIONS

The following resolution was offered:

By Messrs. Geddes, Sam L. Collins, Rosenthal, Maloney, Hawkins, Ralph C. Dills, Thomas, and Robertson:

House Resolution No. 171

Relative to extending to the Republic of Mexico the friendship and goodwill of the people of California, on the occasion of Mexico's celebration of its national holiday, Cinco de Mayo

On May 5th our friend and neighbor, Mexico, celebrates her revered national holiday, Cinco de Mayo. The people of Mexico will pause and pay homage to Ignacio Zarogoza and his small band of men who, against great odds, defeated the French in the Battle of Guadaloupe, near Puebla, in 1862. The battle did not win freedom for Mexico, but it was a milestone in her march for freedom, and became an inspiring symbol of Mexico's determination to achieve independence from foreign domination. Though that victory was followed by defeat, and Napoleon III succeeded in placing Maximilian on the throne of Mexico, the set-back to freedom was temporary. The spirit that won the Battle of Guadaloupe was not submerged. The people of Mexico continued their fight for freedom, and Maximilian was deposed after a brief, troubled reign.

The flame of independence that burned so brightly on the fields of Guadaloupe on the fifth day of May, 1862, continued to shed its light and courage, until today Mexico shares with the rest of this hemisphere a common heritage of freedom and independence.

It is fitting and proper that we pause on this fifth day of May to honor our neighbor, Mexico, for her courageous fight for freedom, that we extend to the Mexican people our hand of fellowship, that we take this opportunity to reaffirm our faith in our free and independent form of life.

Now, therefore, be it

Resolved by the Assembly of the State of California, That the members of this body extend to the people of Mexico, on the occasion of their celebration of Cinco de Mayo, the warm friendship of the people of the State of California, and be it further

Resolved, That the Chief Clerk of the Assembly be and he is hereby directed to send a copy of this resolution to His Excellency Licenciado Don Miguel Aléman, the President of the Republic of Mexico.

Request for Unanimous Consent

Mr. Geddes asked for, and was granted, unanimous consent to take up House Resolution No. 171, at this time, without reference to committee or file.

Resolution read, and adopted unanimously.

MOTION TO APPROVE JOURNALS

Upon motion of Mr. Dickey, the Journals for Monday, April 28, 1947; Tuesday, April 29, 1947; Wednesday, April 30, 1947; Thursday, May 1, 1947; and Friday, May 2, 1947, were approved as corrected by the Minute Clerk.

FURTHER PROCEEDINGS UNDER CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 14

At 1.33 p.m., on motion of Mr. Thomas, further proceedings under the call of the Assembly were dispensed with.

The names of the absentees were called, and Assembly Bill No. 14 passed by the following vote:

AYES—Anderson, Berry, Blosser, Brady, Burns, Butters, Carey, George D. Collins, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Dickey, Clayton A. Dills, Doyle, Evans, Fletcher, Gannon, Geddes, Grant, Grunsky, Hawkins, Hinckley, James,

Johnson, Knight, Lowrey, Luckel, McMillan, Miller, Niehouse, O'Day, Robertson, Rosenthal, Silliman, Stephenson, Thomas, Thompson, Thurman, and Weber—41.

NOES—Allen, Beck, Bennett, Brown, Burke, Caldecott, Clarke, Collier, Conrad, Debs, Ralph C. Dills, Dolwig, Dunn, Elliott, Erwin, Field, Hahn, Heisinger, Hinton, Hollibaugh, Huyck, Kilpatrick, Kirkwood, Loomis, Lyons, Maloney, McCollister, Price, Sherwin, Stanley, Thorp, Waters, and Wollenberg—33.

Notice of Motion to Reconsider Assembly Bill No. 14

Messrs. Debs, Allen, and Collier gave notice that on the next legislative day they would move to reconsider the vote whereby Assembly Bill No. 14 was this day passed.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolution was offered:

Assembly Concurrent Resolution No. 73: By Mr. Rosenthal—Relative to adjournment sine die of the 1947 Regular Session of the Legislature of the State of California.

Referred to Committee on Rules.

NOTICES OF MOTION CONTINUED

By unanimous consent, the following notices of motion to reconsider bills were continued until the next legislative day:

Assembly Constitutional Amendment No. 28, by Mr. Doyle.
Senate Bill No. 1060, by Mr. Beck.
Assembly Bill No. 1438, by Mr. Rosenthal.
Senate Bill No. 163, by Mr. George D. Collins.

ANNOUNCEMENT OF COMMITTEE MEETINGS

It was announced that the following committees would hold meetings.

Upon adjournment, at luncheon—
Subcommittee on Agriculture.

At 2.30 p.m., today—
Ways and Means.
Special Investigating Committee.

At 3 p.m., today—
Crime and Correction.
Public Utilities and Corporations.

At 8 p.m., tonight—
Finance and Insurance.

It was announced that there would be no meeting today of the Committee on Military Affairs.

GUESTS EXTENDED PRIVILEGE OF ASSEMBLY FLOOR

On request of Speaker Collins and Mr. Stanley, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. Lelia Eastman, of Orange, Chairman of the Orange County Republican Central Committee, and the following Young Republicans of Orange County: Joe Lieb, Jr., of Anaheim, County President, Jules and Margie Bergeron, Mr. and Mrs. Charles Gillman, Mr. and Mrs. Robert Balch, of Anaheim; Mr. and Mrs. Frank Woodland, Mr. and Mrs. Robert Geivet, and Elizabeth E. M. Leland of Santa Ana; Mr. and Mrs. Lawrence

Nichols, of Orange; Mr. and Mrs. Le Roy Lyons, of Fullerton; Robert Banyard, Leonard and Eddie Tubach, of Tustin; Mr. and Mrs. Maurice Stanley, of Newport-Balboa; Mr. and Mrs. Bruce Martin, J. A. Knapp, and Mr. and Mrs. Walter Schmid, of Garden Grove, and Lynn Thomas of Westminster.

On request of Messrs. Geddes and Erwin, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to A. T. Richardson of Pomona.

On request of Mr. Wollenberg, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Miss Hilda Saunders of San Francisco, Mrs. Dan Quigley of Glenwood Springs, Colorado, and Mrs. Fred Cooper, of Colorado Springs, Colorado.

On request of Mrs. Niehouse, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mr. and Mrs. J. Hull of Seattle, Washington.

On request of Mr. Dickey, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Senator Don McGuirk of Nevada, Edmund Armanino, and Christine Schwabenland of Virginia City, Nevada.

On request of Mr. Stephenson, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mr. and Mrs. Robert Dickey of Sacramento.

ADJOURNMENT

At 1.35 p.m., on motion of Mr. Dickey, the Speaker declared the Assembly adjourned until 9 a.m., Tuesday, May 6, 1947.

SAM L. COLLINS, Speaker

GERALDINE B. HADSELL, Minute Clerk

CALIFORNIA LEGISLATURE
FIFTY-SEVENTH (GENERAL) SESSION

ASSEMBLY DAILY JOURNAL

SIXTIETH LEGISLATIVE DAY
ONE HUNDRED TWENTY-FIRST CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO
Tuesday, May 6, 1947

The Assembly met at 9 a.m.
Hon. Sam L. Collins, Speaker of the Assembly, presiding.
Chief Clerk Arthur A. Ohnimus at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—73.

Quorum present.

PRAYER

Upon invitation of the Speaker, the following prayer was offered by Monsignor Thomas A. Kirby:

Come, Holy Ghost, and fill the hearts of Thy faithful and enkindle in them the fire of Thy love. Send forth Thy Spirit and they shall be created. And Thou shalt renew the face of the earth. Let us pray. O God, who didst instruct the hearts of the faithful by the light of the Holy Spirit, grant us by the same Holy Spirit to relish what is right and always to rejoice in Thy consolation through Christ Our Lord—AMEN.

READING OF THE JOURNAL DISPENSED WITH

On motion of Mr. M. Philip Davis, further reading of the Journal of the previous legislative day was dispensed with.

LEAVES OF ABSENCE FOR THE DAY

The following member was granted leave of absence for the day, because of legislative business elsewhere:

Mr. Stewart, on motion of Mr. Erwin.

The following members were granted leaves of absence for the day, and desired to waive their per diems:

Mr. O'Day, on motion of Mr. Gaffney.

Mr. Caldecott, on motion of Mr. Dunn.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, May 5, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1467

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bill ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 5, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1236

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bill ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 5, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1077

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bill ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 6, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 266
Assembly Bill No. 523
Assembly Bill No. 632
Assembly Bill No. 685
Assembly Bill No. 1156
Assembly Bill No. 1922
Assembly Bill No. 2230

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 5, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1332

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bill ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 5, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 2420

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bill ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 5, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1328—An act to amend Sections 39, 41, 53, 54, and 57 and to add Section 39.1 to the Unemployment Insurance Act, relating to unemployment insurance;

Assembly Bill No. 1532—An act to amend Sections 8, 9, and 13 of, and to add Sections 13 1. 13 2, and 18 to, Chapter 339 of the Statutes of 1923, relating to the possession, sale, and use of pistols, revolvers, and other firearms capable of being concealed upon the person, the registering of sales of such firearms, the granting of

licenses or permits to carry the same concealed upon the person and to entitle said chapter "The Dangerous Weapons' Control Law";

And reports that the same have been correctly enrolled, and presented to the Governor on the fifth day of May, 1947, at 3 p.m

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, May 5, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 371—An act to amend Section 2709 of the Penal Code, relating to products of the employment of prisoners, and authorizing sale for private use of by-products of agricultural enterprises, under rules prescribed by the Director of Finance;

Assembly Bill No. 433—An act making an appropriation in augmentation of the appropriation in Item 200 of the Budget Act of 1945, for support of the Division of Forestry, Department of Natural Resources;

Assembly Bill No. 1019—An act to amend Section 1157 of the Government Code, relating to pay roll deductions of public employees;

And reports that the same have been correctly enrolled, and presented to the Governor on the fifth day of May, 1947, at 3 p. m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, May 5, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1099—An act to amend Section 16271 of the Education Code, relating to school busses;

Assembly Bill No. 1626—An act to add Section 829.6 to the Agricultural Code, relating to sale of fruits and nuts in "consumer packages",

And reports that the same have been correctly enrolled, and presented to the Governor on the fifth day of May, 1947, at 3 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, May 5, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 10—An act to amend Section 5437 of the Public Resources Code, relating to qualifications of voters of county recreation districts;

Assembly Bill No. 1446—An act to amend Section 11535 of the Business and Professions Code, relating to the regulation of real estate subdivisions, and declaring the urgency thereof, to take effect immediately;

And reports that the same have been correctly enrolled, and presented to the Governor on the fifth day of May, 1947, at 3 p.m.

WEBER, Chairman

Committee on Public Utilities and Corporations

ASSEMBLY CHAMBER, SACRAMENTO, May 6, 1947

MR. SPEAKER: Your Committee on Public Utilities and Corporations, to which was referred:

Senate Bill No. 233

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

ALLEN, Chairman

Above reported bill ordered to second reading.

RE-REFERENCE OF BILLS

By order of the Speaker, the following bills were withdrawn from the file, and re-referred as follows:

Assembly Bills Nos. 1332, 1077, and 1236 re-referred to Committee on Public Health.

Assembly Bills Nos. 1467 and 2420 re-referred to Committee on Municipal and County Government.

Assembly Bill No. 1922 re-referred to Committee on Judiciary.

NOTICE OF MOTION TO RECONSIDER SENATE BILL NO. 1060 WAIVED

Mr. Beck waived his notice of motion to reconsider the vote whereby Senate Bill No. 1060 was passed.

Senate Bill No. 1060 ordered transmitted to the Senate.

MOTION TO SET SPECIAL ORDER

Mr. Robertson moved that Senate Bill No. 580 be made a special order of business for Thursday, May 8, 1947, at 10.30 a.m.

The roll was called, and the motion carried by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Dolwig, Elliott, Erwin, Evans, Gaffney, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, Johnson, Kirkwood, Loomis, Lowrey, Lyons, Maloney, McCollister, McMillan, Niehouse, Robertson, Rosenthal, Silliman, Stanley, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—52.

NOES—None.

CONSIDERATION OF DAILY FILE

THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 2014—An act to amend Sections 8404 and 8503 of the Education Code, relating to ages of school children.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M Philip Davis, Dickey, Clayton A. Dills, Dolwig, Erwin, Evans, Gaffney, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Loomis, Lyons, Maloney, McCollister, McMillan, Niehouse, Robertson, Rosenthal, Silliman, Stanley, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—50.

NOES—Anderson—1.

Bill ordered transmitted to the Senate.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, May 5, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed:

Assembly Bill No. 591

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bill ordered enrolled.

SENATE CHAMBER, SACRAMENTO, May 5, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted:

Assembly Concurrent Resolution No. 69
Assembly Concurrent Resolution No. 72

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above resolutions ordered enrolled.

SENATE CHAMBER, SACRAMENTO, May 5, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day respectfully refused to concur in Assembly amendments to:

Senate Bill No. 1075—An act to add Section 6.15 to the Alcoholic Beverage Control Act, relating to alcoholic beverages;

And appointed Senators Swing, McBride, and Dilworth, as a Committee on Conference to meet a like committee from the Assembly.

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

SENATE CHAMBER, SACRAMENTO, May 5, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to:

Senate Bill No. 530

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

SENATE CHAMBER, SACRAMENTO, May 2, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted:

Senate Concurrent Resolution No. 44

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS

The following resolution was read:

Senate Concurrent Resolution No. 44—Relative to approving a certain amendment to the charter of the City of Pacific Grove, County of Monterey, State of California, voted for and ratified by the electors of the City of Pacific Grove at the general municipal election held therein on April 14, 1947.

Referred to Committee on Rules.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, May 5, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed.

Senate Bill No. 609
Senate Bill No. 712
Senate Bill No. 818
Senate Bill No. 1174

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS (RESUMED)

The following bills were read the first time:

Senate Bill No. 609—An act to add Section 108 to the Water Code, relating to irrigation and water districts.

Referred to Committee on Conservation, Planning, and Public Works.

Senate Bill No. 712—An act to amend Section 205 of the Streets and Highways Code, relating to apportionment of highway funds to cities, declaring the urgency hereof, to take effect immediately.

Referred to Committee on Conservation, Planning, and Public Works.

Senate Bill No. 818—An act to add Sections 1128, 1129, 1130, 1131, and 1132 to the Streets and Highways Code, relating to the laying out of private or by-roads.

Referred to Committee on Conservation, Planning, and Public Works.

Senate Bill No. 1174—An act to amend Sections 19484 and 19538 of the Business and Professions Code, relating to horse racing.

Referred to Committee on Public Morals.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 664—An act to authorize the Youth Authority to sell and convey certain real property in the County of Los Angeles, known as the Fred C. Nelles School, Whittier, California, and appropriating the proceeds for the purchase of a new site and buildings for said school.

Bill read third time.

Assembly Bill No. 664 ordered passed on file.

Assembly Bill No. 241—An act to amend Section 9 of the County Civil Service Enabling Act and Section 31101 of the Government Code, relative to powers of the boards of supervisors of counties in establishing civil service systems.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Carey, Clarke, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Dolwig, Elliott, Erwin, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Lyons, Maloney, McCollister, McMillan, Niehouse, Rosenthal, Silliman, Stanley, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—55.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 608—An act to add Sections 14402.1, 14444.1, 14450.6, and 14525.1 to, and to amend Sections 14440, 14401, 14406, 14450.5, 14451, and 14510 of, the Health and Safety Code, relating to county fire protection districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Carey, Clarke, Collier, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Dolwig, Erwin, Evans, Fletcher, Gaffney, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kilpatrick, Knight, Loomis, Lowrey, Lyons, Maloney, McCollister, McMillan, Niehouse, Robertson, Silliman, Stanley, Thomas, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—52.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1451—An act to amend Section 4733 of the Health and Safety Code, relative to compensation of members of the governing bodies of county sanitation districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Carey, Clarke, Collier, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Dolwig, Erwin, Evans, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Lyons, Maloney, McCollister, McMillan, Niehouse, Robertson, Silliman, Stanley, Thomas, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—56.

NOES—None.

Bill ordered transmitted to the Senate.

Speaker Pro Tempore Presiding

At 9.36 a m. Hon. Thomas A. Maloney, Speaker pro Tempore of the Assembly, presiding.

Assembly Bill No. 1959—An act to add Section 13a to the Automobile Parking District Act of 1941, relating to automobile and vehicle parking districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Dolwig, Dunn, Erwin, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Lyons, Maloney, McCollister, McMillan, Niehouse, Robertson, Silliman, Stanley, Thomas, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—56.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1832—An act to add Sections 14a and 14b to the County Water District Act, relating to funds of county water districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Dolwig, Erwin, Evans, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Lyons, Maloney, McCollister, McMillan, Niehouse, Sherwin, Silliman, Stanley, Thompson, Thorp, Thurman, Waters, and Wollenberg—54.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 389—An act to amend Section 4015 of the Penal Code, and to add Section 4290.5 to, and to repeal Section 4290 of, the Political Code, relating to county officers.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Dickey, Clayton A. Dills, Dolwig, Elliott, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Huyck, James, Johnson, Kilpatrick, Knight, Loomis, Lowrey, Lyons, Maloney, McCollister, McMillan, Niehouse, Robertson, Rosenthal, Sherwin, Silliman, Thompson, Thorp, Thurman, Waters, and Wollenberg—51.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1486—An act to amend Section 4232 of the Political Code, relating to compensation for public service in counties of the third class.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Bennett, Blosser, Boyd, Brown, Burke, Burns, Carey, Clarke, Collier, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Elliott, Fletcher, Gaffney, Geddes, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, James, Johnson, Kilpatrick,

Kirkwood, Knight, Loomis, Lowrey, Lyons, Maloney, McCollister, McMillan, Niehouse, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Thomas, Thompson, Thorp, Thurman, and Wollenberg—53.

NOES—None.

Bill ordered transmitted to the Senate.

Hon. Albert C. Wollenberg Presiding

At 9.48 a.m., Hon. Albert C. Wollenberg, Member of the Assembly from the Twenty-first District, presiding.

Assembly Bill No. 685—An act to amend Section 16271 of the Education Code, relating to the transportation of public school pupils.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Carey, Clarke, Collier, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C Dills, Dolwig, Dunn, Elliott, Evans, Fletcher, Gaffney, Geddes, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kilpatrick, Knight, Loomis, Lowrey, Lyons, Maloney, McCollister, McMillan, Robertson, Rosenthal, Sherwin, Silliman, Thomas, Thompson, Thorp, Thurman, Waters, and Wollenberg—56.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 523—An act to amend Section 3079 of the Labor Code, relating to apprentice agreements.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dunn, Elliott, Evans, Fletcher, Gaffney, Geddes, Grunsky, Heisinger, Hinckley, Hinton Hollibaugh, Huyck, James, Johnson, Kilpatrick, Knight, Loomis, Lowrey, Lyons, Maloney, McMillan, Niehouse, Robertson, Rosenthal, Sherwin, Silliman, Thomas, Thompson, Thorp, Thurman, Waters, and Wollenberg—55.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 632—An act to amend Sections 7151, 7152, and 7153, and to repeal Section 7154 of the Labor Code, relating to safety standards in the use of scaffolding.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Beck, Bennett, Berry, Boyd, Brown, Burke, Burns, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Elliott, Erwin, Fletcher, Gaffney, Geddes, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Huyck, James, Kilpatrick, Knight, Loomis, Lowrey, Lyons, Maloney, McMillan, Niehouse, Price, Robertson, Rosenthal, Sherwin, Thomas, Thompson, Thurman, and Waters—51.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 2668—An act to amend Sections 5, 6, 7, 24 27 and 67.5 of the Alcoholic Beverage Control Act, relating to licenses, sales, storage and taxation of alcoholic beverages.

Bill read third time.

Assembly Bill No. 2668 ordered passed on file.

Assembly Bill No. 1156—An act to amend Section 20383 of the Education Code, relating to leaves of absence of employees in state colleges not in state civil service.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kilpatrick, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, Price, Sherwin, Silliman, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—63.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 2230—An act to amend Section 731 of the Streets and Highways Code, relating to the powers of California Highway Patrol and peace officers in connection with protection of state highways.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burns, Butters, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kilpatrick, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Price, Robertson, Rosenthal, Sherwin, Silliman, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—62.

NOES—None

Bill ordered transmitted to the Senate.

Speaker Pro Tempore Presiding

At 10.05 a.m., Hon. Thomas A. Maloney, Speaker pro Tempore of the Assembly, presiding.

RE-REFERENCE OF BILLS

By order of the Speaker, the following bill was withdrawn from the file, and re-referred as follows:

Assembly Constitutional Amendment No. 23 re-referred to Committee on Constitutional Amendments.

REQUEST FOR UNANIMOUS CONSENT TO TAKE UP SENATE BILL NO. 349, OUT OF ORDER

Mr. Dunn asked for, and was granted, unanimous consent that Senate Bill No. 349 be taken up, out of order, at this time.

CONSIDERATION OF SENATE BILL NO. 349

Senate Bill No. 349—An act to add Section 7008.1 to the Education Code, relating to apportionment of the State School District Emergency Fund, declaring the urgency thereof, to take effect immediately

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton,

Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Price, Robertson, Rosenthal, Sherwin, Silliman, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, and Weber—68

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Price, Robertson, Rosenthal, Sherwin, Silliman, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, and Weber—68.

NOES—None.

Bill ordered transmitted to the Senate.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Constitutional Amendment No. 11—A resolution to propose to the people of the State of California an amendment to the Constitution of the State by adding Section 38 to Article IV thereof, relating to aid to physically disabled persons.

Resolution read.

The roll was called.

Call of the Assembly

Pending the announcement of the vote, Mr. Kilpatrick moved a call of the Assembly.

Motion carried. Time, 10.30 a.m.

The Speaker directed the Sergeant-at-Arms to close the doors, and to bring in the following absent members:

Allen, Brady, Burke, Caldecott, Dolwig, Evans, O'Day, Price, Sheridan, Stewart, Waters, Wollenberg, and Mr. Speaker—13.

PROCEEDINGS UNDER CALL OF THE ASSEMBLY
BY UNANIMOUS CONSENT
TEMPORARY SUSPENSION OF ASSEMBLY RULE NO. 85

Mr. Dickey asked for, and was granted, unanimous consent that Assembly Rule No. 85 be temporarily suspended for the purpose of placing a call of the Assembly on any matter on file.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1165—An act to amend Section 7 of, and to add one new section to be numbered 25.1 to, the Corporation Income Tax Act, relating to the levy and collection of taxes upon the income of corporations, associations and Massachusetts or business trusts, and to provide that this act shall take effect immediately.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burns, Carey, Clarke, Collier, George D. Collins, Conrad, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, Johnson, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Sherwin, Thomas, Thompson, Thorp, Thurman, Waters, and Weber—62.

NOES—None.

Bill ordered transmitted to the Senate.

REMARKS ON CONDITION OF THE FILE

Mr. Doyle spoke upon the condition of the file.

QUESTION OF PERSONAL PRIVILEGE

Mr. Rosenthal arose to a question of personal privilege.

Speaker Presiding

At 10.43 a.m., Hon. Sam L. Collins, Speaker of the Assembly, presiding.

Point of Order

Mr. Debs arose to the following point of order: That there is nothing before the House.

Ruling by Speaker

Speaker Collins ruled the point of order well taken.

QUESTION OF PERSONAL PRIVILEGE

Mr. Thomas arose to a question of personal privilege.

BILLS WITHDRAWN FROM INACTIVE FILE, AND PLACED ON THE THIRD READING FILE

The following bills were withdrawn from the inactive file, and placed upon the third reading file:

Senate Bill No. 67, on request of Mr. Thurman.

Senate Bill No. 68, on request of Mr. Thurman

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, May 6, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined

Assembly Bill No. 487
Assembly Bill No. 1689

And reports the same correctly re-engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

NOTICE OF MOTION TO WITHDRAW ASSEMBLY BILLS NOS. 1126, 1120, 1124, 1821, AND 1125 FROM INACTIVE FILE

Mr. Field gave notice that on the next legislative day he would move to withdraw Assembly Bills Nos 1126, 1120, 1124, 1821, and 1125 from the inactive file, and have them placed upon the third reading file.

BILLS WITHDRAWN FROM ACTIVE FILE, AND PLACED ON THE INACTIVE FILE

Assembly Bill No. 2393, on motion of Mr. Brown.
Assembly Bill No. 2394, on motion of Mr. Brown.

RE-REFERENCE OF BILLS

By order of the Speaker, the following bills were withdrawn from the file, and re-referred as follows:

Assembly Bill No. 1689 re-referred to Committee on Ways and Means.

Assembly Bill No. 487 re-referred to Committee on Revenue and Taxation.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 627—An act to amend Section 4004.5 of the Political Code and Section 23010 of the Government Code, relating to loans by counties.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burns, Butters, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Price, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Weber, and Mr. Speaker—66.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 631—An act to amend Sections 2360, 2362, 2367, 2370, and 2372 of, to repeal Sections 2363 to 2366, inclusive, of, and to add Article 5a to Chapter 8 of Division 3 of, the Health and Safety Code, relating to consolidation of mosquito abatement districts and pest abatement districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burns, Butters, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Price, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Weber, and Mr. Speaker—66.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1348—An act to define and regulate the business of selling or cashing checks, drafts or money orders or of receiving money for the purpose of paying bills, invoices or accounts of an obligor; to provide for the issuance of licenses and the making of examinations and investigations by the Commissioner of Corporations; to limit the amount

of fees to be charged; to provide for the suspension, surrender and revocation of licenses; to provide for the adoption of rules and regulations and to prescribe penalties for violations of this act.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Butters, Clarke, Collier, George D Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—67.

NOES—Brady, Burns, Carey, and McCollister—4.

Bill ordered transmitted to the Senate.

FURTHER PROCEEDINGS UNDER CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 11

At 10.59 p.m., on motion of Mr. Kilpatrick, further proceedings under the call of the Assembly were disposed with.

The names of the absentees were called, and Assembly Constitutional Amendment No. 11 refused adoption by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Brady, Brown, Burns, Carey, Collier, George D. Collins, Cooke, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Hahn, Hawkins, Hollibaugh, Huyck, Kilpatrick, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Robertson, Rosenthal, Sheridan, Thomas, Thompson, and Weber—45.

NOES—Blosser, Boyd, Burke, Butters, Clarke, Conrad, Cramer, M. Philip Davis, Dolwig, Gannon, Grunsky, Heisinger, Hinckley, Hinton, James, Johnson, Kirkwood, Knight, Loomis, Lowrey, McCollister, Sherwin, Silliman, Stanley, Stephenson, Thorp, Thurman, and Waters—28.

RECESS

At 11 a.m., on motion of Mr. Dickey, the Assembly recessed until 11.40 a.m.

REASSEMBLED

At 11.40 a.m., the Assembly reconvened.

Hon. Sam L. Collins, Speaker of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, May 6, 1947

MR. SPEAKER. Your Committee on Legislative Procedure has examined:

Assembly Bill No. 941

And reports the same correctly re-engrossed.

WEBER, Chairman

Above reported bill ordered to third reading.

ALL MATTERS ON FILE CONTINUED

By unanimous consent, all matters on file, which are not taken up today will be continued until the next legislative day, and will hold their places on file.

RE-REFERENCE OF BILLS

By order of the Speaker, the following bill was withdrawn from the file, and re-referred as follows:

Assembly Bill No. 941 re-referred to Committee on Ways and Means.

RECESS

At 11.42 a.m., on motion of Mr. Dickey, the Assembly recessed until 11.45 a.m., to hear remarks from the Australian Consul General in San Francisco, the Hon E K Smart, and to receive the members of his party: Hon. John Oldham, Counsellor of the Australian Embassy at Washington, D. C., Miss Diana Hodgkinson, Vice Consul in San Francisco, and Brigadier General C. D O'Sullivan, Adjutant General of California.

REASSEMBLED

At 11.45 a.m., the Assembly reconvened.

Hon. Sam L. Collins, Speaker of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

REQUEST FOR UNANIMOUS CONSENT THAT ASSEMBLY BILL NO. 2675 BE WITHDRAWN FROM COMMITTEE ON TRANSPORTATION AND COMMERCE, AND BE RE-REFERRED

Mr. Burns asked for, and was granted, unanimous consent that Assembly Bill No. 2675 be withdrawn from the Committee on Transportation and Commerce, and be re-referred to the Committee on Conservation, Planning, and Public Works.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1819—An act to add Chapter 3 to Division 7 of the Vehicle Code, relating to the deposit of security by operators of motor vehicles involved in traffic accidents resulting in the death or personal injury of any person or property damage in excess of one hundred dollars ($100).

Bill read third time.

Motion to Amend

Mr. Hawkins moved the adoption of the following amendment:

Amendment No. 1

On page 3 of the printed bill, as amended in the Assembly on April 24, 1947, between lines 36 and 37, insert

"(d) If the operator of a motor vehicle is denied an automobile liability policy or is discriminated against as to rates, premiums, charges or conditions relating to such policy except for good cause, which cause is applicable, in all respects, to all persons without distinction as to race or color."

Amendment read.

Assembly Bill No. 1819 and the amendment offered by Mr. Hawkins ordered passed on file, and, by unanimous consent, the matter to hold its place on file.

Assembly Bill No. 692—An act to add Sections 12134.1 and 12134.2 to the Education Code, relating to the issuance of the credentials for service in the public schools, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Allen, Anderson, Beck, Berry, Blosser, Boyd, Brady, Brown, Burke, Butters, Carey, Collier, George D. Collins, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Grant, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan,

Miller, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thurman, Waters, and Weber—59.
NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Berry, Blosser, Boyd, Brady, Brown, Burke, Butters, Carey, Collier, George D Collins, Cramer, Crichton, Crowley, Lester T Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Grant, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thurman, Waters, and Weber—59.
NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 2668—An act to amend Sections 5, 6, 7, 24.27, and 67.5 of the Alcoholic Beverage Control Act, relating to licenses, sales, storage and taxation of alcoholic beverages.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Carey, Clarke, George D. Collins, Cramer, Crichton, Crowley, Debs, Dickey, Clayton A. Dills, Doyle, Elliott, Erwin, Fletcher, Gaffney, Gannon, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Loomis, Lyons, Maloney, McMillan, Robertson, Rosenthal, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, and Weber—51.
NOES—Collier, Conrad, M. Philip Davis, Evans, Grant, James, Luckel, and Niehouse—8.

Notice of Motion to Reconsider Assembly Bill No. 2668

Mr. Collier gave notice that on the next legislative day he would move to reconsider the vote whereby Assembly Bill No. 2668 was this day passed.

Assembly Bill No. 1569—An act amending the title and Section 1 of Chapter 744, Statutes of 1943, entitled "An act authorizing any city, county, or city and county to acquire property and to construct, operate and maintain parking facilities in connection with any stadium or coliseum maintained by such city, county, or city and county, and to make such parking facilities available to the use of the public and to make a charge therefor," approved May 25, 1943, relating to the acquiring of parking facilities in connection with any stadium or coliseum by a city, county, city and county or district agricultural association.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Carey, Clarke, George D. Collins, Conrad, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A Dills, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Holibaugh, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, Miller, Niehouse, Robertson, Rosenthal, Sheridan, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Weber, and Mr. Speaker—59.
NOES—Silliman—1.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1573—An act to amend Sections 1 and 3 of, and adding Section 3.1 to, an act entitled "An act providing for the joint exercise of powers by public agencies," approved May 20, 1921, as

amended, relating to the joint exercise of powers by public agencies and any agency provided to exercise such powers.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Bennett, Berry, Blosser, Boyd, Brady, Burke, Burns, Carey, Clarke, Collier, George D. Collins, Conrad, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Erwin, Fletcher, Gaffney, Gannon, Hahn, Hawkins, Hinckley, Hinton, Huyck, James, Johnson, Kilpatrick, Loomis, Lyons, Maloney, McMillan, Niehouse, Robertson, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, and Mr. Speaker—49.

NOES—Beck, Heisinger, Luckel, and Sillman—4.

Notice of Motion to Reconsider Assembly Bill No. 1573

Mr. Beck gave notice that on the next legislative day he would move to reconsider the vote whereby Assembly Bill No. 1573 was this day passed.

COMMUNICATIONS

By Speaker Collins:

A communication from Haskell Tidwell, Secretary, Retail Clerks Local Union 905, relative to Communists in San Pedro taking part in the harbor situation, was received, and ordered filed with the Secretary of State.

APPOINTMENT OF COMMITTEE ON CONFERENCE CONCERNING SENATE BILL NO. 416

The Speaker announced the appointment of Messrs. Grant, Bennett and Clayton A. Dills as a Committee on Conference concerning Senate Bill No. 416.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1452—An act to add Section 9115 to the Public Resources Code, to permit an increase in the number of directors of soil conservation districts from three to five.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Carey, Clarke, Collier, George D. Collins, Conrad, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Grant, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Price, Robertson, Sheridan, Sherwin, Sillman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, and Mr. Speaker—64.

NOES—None.

Bill ordered transmitted to the Senate.

MEMBER EXCUSED

At 12.20 p.m., Mr. Doyle asked for, and was granted, unanimous consent that Mr. Geddes be excused for the balance of the legislative day, because of legislative duties elsewhere.

RESOLUTIONS

The following resolution was offered:

By Messrs. Price and Hinckley:

House Resolution No. 172

Commending the business men of Fontana for lowering prices

WHEREAS, The President of the United States recently appealed to the manufacturers and merchants of the Nation to cut prices generally in an effort to stem the rising spiral of living costs and to establish the postwar economy of the Nation on a level beneficial to all; and

WHEREAS, In the City of Fontana, California, prices have been cut pursuant to the President's request; and

WHEREAS, This fine spirit of cooperation has been in evidence throughout the war in Fontana, enabling the people to cope with difficult housing and other problems in connection with the establishment and operation of the steel mills and other war industries at Fontana; now, therefore, be it

Resolved by the Assembly of the State of California, That the Chamber of Commerce and all business interests in the City of Fontana are hereby commended for their splendid cooperation and response in cutting prices as requested by President Truman; and be it further

Resolved, That copies of this resolution be transmitted by the Chief Clerk of the Assembly to the Chamber of Commerce of Fontana, California.

Resolution read, and referred to the Committee on Rules.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1550—An act to amend Sections 13031 and 13831 of the Education Code, and to add Section 13031.1 to said code, all relating to positions in the Public School System requiring certification qualifications.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Carey, Clarke, Collier, George D. Collins, Conrad, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Grant, Hahn, Hawkins, Heisinger, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McMillan, Miller, Niehouse, Robertson, Sheridan, Sherwin, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—62.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1551—An act to amend Section 1384.1 of the Education Code, relating to leaves of absence for illness or injury of persons employed by school districts in positions requiring certification qualifications.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Butters, Carey, Clarke, George D. Collins, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dunn, Elliott, Erwin, Field, Fletcher, Gaffney, Gannon, Grant, Hahn, Hawkins, Heisinger, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McMillan, Miller, Niehouse, Price, Rosenthal, Sheridan, Sherwin, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, and Mr. Speaker—58.

NOES—None.

Bill ordered transmitted to the Senate.

RECOMMENDATION OF THE GOVERNOR

In accordance with Article IV, Section 34, of the Constitution, the Governor presented the following communication recommending the passage of Senate Bill No. 569:

STATE OF CALIFORNIA
GOVERNOR'S OFFICE, SACRAMENTO, April 23, 1947

To the Honorable Members of the Assembly
Sacramento, California

GENTLEMEN:

Senate Bill No. 569—"An act to provide for research by the University of California on the origin, prevention, and cure of cancer and to make an appropriation therefor,"

in my opinion constitutes an emergency bill within the meaning of that term as used in Section 34 of Article IV of the Constitution of the State of California, the consideration of which should not await the final enactment of the Budget Bill.

I therefore recommend consideration of Senate Bill No. 569 as an emergency measure.

Respectfully submitted.

EARL WARREN, Governor

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF SENATE BILLS (BY UNANIMOUS CONSENT)

Senate Bill No. 569—An act to provide for research by the University of California on the origin, prevention, and cure of cancer and to make an appropriation therefor, declaring the urgency thereof and providing that this act shall take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Carey, Clarke, Collier, George D. Collins, Conrad, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Grant, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—70.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Carey, Clarke, Collier, George D. Collins, Conrad, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Grant, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—70.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 305—An act to validate the organization, boundaries, governing officers or boards, acts, proceedings, and bonds of public bodies, to take effect immediately.

Bill read third time.

Motion to Amend

Mr. Boyd moved the adoption of the following amendment:

Amendment No. 1

On page 2 of the printed bill, as amended in the Senate on April 8, 1947, following line 29, insert

"Where two or more elementary school districts have heretofore been ordered united to form one school district by an order adopted on or subsequent to February 1, 1947, all acts and proceedings heretofore taken for the authorization, issuance or sale of bonds of any of the school districts so ordered united, whether such acts or proceedings were taken before or after, or in part before and in part after, the date of such order, are hereby confirmed, validated and declared legally effective, and all such bonds may be issued and sold, or if heretofore sold may be issued and delivered pursuant to such sale, and shall be the legal, valid and binding obligations of the districts in which the election to authorize such bonds was held."

Amendment read, and adopted.

Bill ordered reprinted, and to third reading.

Speaker Pro Tempore Presiding

At 12.35 p.m., Hon. Thomas A. Maloney, Speaker pro Tempore of the Assembly, presiding.

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Concurrent Resolution No. 58—Relative to erection of a monument to commemorate the Spanish-American War.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Carey, Clarke, Collier, George D. Collins, Conrad, Cramer, Crichton, Crowley, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Grant, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, Maloney, McCollister, Miller, Niehouse, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, and Weber—63.

NOES—None.

Resolution ordered transmitted to the Senate.

UNFINISHED BUSINESS

RECONSIDERATION OF ASSEMBLY BILL NO. 1438

In compliance with a notice given on a previous day, Mr. Rosenthal moved that the vote whereby Assembly Bill No. 1438 was passed be reconsidered.

The roll was called, and Assembly Bill No. 1438 reconsidered by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Butters, Carey, Clarke, Collier, George D. Collins, Conrad, Cramer, Crichton, Crowley, M. Philip Davis, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Thomas, Thompson, Thorp, Thurman, Waters, and Weber—60.

NOES—None.

Further Consideration of Assembly Bill No. 1438 (By Unanimous Consent)

Assembly Bill No. 1438—An act to amend Sections 6537, 6549, 6565, 6590, and 6614 of the Business and Professions Code, relating to the practice of barbering.

Bill read third time.

Motion to Amend

Mr. Rosenthal moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 20, of the printed bill, strike out "three year", and insert "five-year".

Amendment read, and adopted.

Bill ordered reprinted, and re-engrossed.

THIRD READING OF SENATE BILLS (RESUMED)
(BY UNANIMOUS CONSENT)

Senate Bill No. 1047—An act to amend Section 3721 of the Political Code, relating to assessment and taxation of property affected by the organization, formation and incorporation of sanitary districts or any change of boundaries thereof or any consolidation of such districts, declaring the urgency thereof and providing that it shall take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Carey, Clarke, Collier, George D. Collins, Conrad, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, and Weber—67.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Carey, Clarke, Collier, George D. Collins, Conrad, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, and Weber—67.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 272—An act authorizing the sale and conveyance of certain property belonging to the State of California and located in what is known as Reclamation District No. 1660 in the County of Sutter, State of California.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Carey, Clarke, Collier, George D. Collins, Conrad, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, and Weber—67.

NOES—None.

Bill ordered transmitted to the Senate.

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 266—An act to amend Sections 251, 253, 254, 265, 304, 305, 310, 311, 414, and 417.1, and to add Sections 254.1 and 303.1 to the Vehicle Code, relating to operators and chauffeurs licenses.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Carey, Clarke, Collier, George D. Collins, Conrad, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Clayton A. Dills, Dolwig, Dunn, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, and Weber—63.

NOES—None.

Notice of Motion to Reconsider Assembly Bill No. 266

Mr. Dickey gave notice that on the next legislative day he would move to reconsider the vote whereby Assembly Bill No. 266 was this day passed.

THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 1470—An act to add Chapter 11, comprising Sections 28600 to 28665, inclusive, to Division 21 of the Health and Safety Code, relating to restaurants as herein defined.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Carey, Clarke, Collier, George D. Collins, Conrad, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Dolwig, Dunn, Erwin, Evans, Fletcher, Gaffney, Grant, Hawkins, Heisinger, Hinckley, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, and Weber—60.

NOES—None.

Bill ordered transmitted to the Senate.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, May 5, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted:

Senate Concurrent Resolution No. 45

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS (RESUMED)

The following resolution was read:

Senate Concurrent Resolution No. 45—Relative to adjournment in respect to the memory of Hugh L. Preston.

Request for Unanimous Consent

Mr. Burns asked for, and was granted, unanimous consent to take up Senate Concurrent Resolution No. 45, at this time, without reference to committee or file.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 45

Senate Concurrent Resolution No. 45—Relative to adjournment in respect to the memory of Hugh L. Preston.

Resolution read, and adopted

Resolution ordered transmitted to the Senate.

REQUESTS FOR PERMISSION TO INTRODUCE BILLS

The following request for permission to introduce a bill was presented:

By Mr. Allen (By request of the Attorney General):

ASSEMBLY CHAMBER, SACRAMENTO, May 6, 1947

MR SPEAKER: In accordance with the provisions of Article IV, Section 2, of the Constitution, I request permission to introduce a bill, the title of which is as follows:

An act making an appropriation to the Attorney General to investigate persons, corporations, and organizations representing or attempting to represent the Indians of California with reference to their claims against the United States, declaring the urgency thereof, and providing this act shall take effect immediately.

Respectfully submitted.

DON A. ALLEN

Request referred to Committee on Legislative Procedure.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, May 6, 1947

MR. SPEAKER: Your Committee on Legislative Procedure, to which was referred the following bill, herewith returns the same with the recommendation that the author be permitted to introduce it:

By Mr. Allen (By request of the Attorney General):

An act making an appropriation to the Attorney General to investigate persons, corporations, and organizations representing or attempting to represent the Indians of California with reference to their claims against the United States, declaring the urgency thereof, and providing this act shall take effect immediately.

WEBER, Chairman

The roll was called, and permission granted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Burtchett, Carey, Clarke, Collier, George D. Collins, Conrad, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Clayton A. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Grant, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Holibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, and Weber—65.

NOES—None.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

The following bill was introduced, and read the first time:

Assembly Bill No. 2676: By Mr. Allen (By request of the Attorney General)—An act making an appropriation to the Attorney General to investigate persons, corporations, and organizations representing or attempting to represent the Indians of California with reference to their claims against the United States, declaring the urgency thereof, and providing this act shall take effect immediately.

Referred to Committee on Ways and Means.

REQUESTS FOR PERMISSION TO INTRODUCE BILLS

The following request for permission to introduce a bill was presented:

By Mr. Rosenthal:

ASSEMBLY CHAMBER, SACRAMENTO, May 6, 1947

MR. SPEAKER: In accordance with the provisions of Article IV, Section 2, of the Constitution, I request permission to introduce a bill, the title of which is as follows:

An act to amend Sections 928 and 929 of the Penal Code, relating to county grand juries.

Respectfully submitted.

WILLIAM H. ROSENTHAL

Request referred to Committee on Legislative Procedure.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, May 6, 1947

MR. SPEAKER: Your Committee on Legislative Procedure, to which was referred the following bill, herewith returns the same with the recommendation that the author be permitted to introduce it:

By Mr. Rosenthal:

An act to amend Sections 928 and 929 of the Penal Code, relating to county grand juries.

WEBER, Chairman

The roll was called, and permission granted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Carey, Clarke, Collier, George D. Collins, Conrad, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Grant, Hahn, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, and Weber—66.

NOES—None.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bill was introduced, and read the first time:

Assembly Bill No. 2677: By Mr. Rosenthal—An act to amend Sections 928 and 929 of the Penal Code, relating to county grand juries.

Referred to Committee on Judiciary.

REPORTS OF STANDING COMMITTEES

Committee on Judiciary

ASSEMBLY CHAMBER, SACRAMENTO, May 6, 1947

MR. SPEAKER: Your Committee on Judiciary, to which were referred:

Assembly Bill No. 837
Assembly Bill No. 2502

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

BROWN, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 6, 1947

MR SPEAKER: Your Committee on Judiciary, to which was referred:

Assembly Bill No. 1027

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

BROWN, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 6, 1947

MR. SPEAKER: Your Committee on Judiciary, to which were referred:

Assembly Bill No. 1818
Assembly Bill No. 2534

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

BROWN, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 6, 1947

MR. SPEAKER: Your Committee on Judiciary, to which were referred:

Assembly Bill No. 546
Assembly Bill No. 104
Assembly Bill No. 105
Assembly Bill No. 136
Assembly Bill No. 1200
Assembly Bill No. 2386

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

BROWN, Chairman

Above reported bills ordered to second reading.

Committee on Finance and Insurance

ASSEMBLY CHAMBER, SACRAMENTO, May 5, 1947

MR. SPEAKER: Your Committee on Finance and Insurance, to which were referred:

Assembly Bill No. 2659
Assembly Bill No. 2096

Has had the same under consideration, and reports the same back with amendments with the recommendation. Amend, and do pass, as amended.

GEDDES, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 5, 1947

MR. SPEAKER: Your Committee on Finance and Insurance, to which were referred:

Assembly Bill No. 1324
Assembly Bill No. 2029
Assembly Bill No. 16

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

GEDDES, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 5, 1947

MR. SPEAKER: Your Committee on Finance and Insurance, to which were referred:

Assembly Bill No. 1471	Assembly Bill No. 1817
Assembly Bill No. 1330	Assembly Bill No. 2070
Assembly Bill No. 2425	Assembly Bill No. 762

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

GEDDES, Chairman

Above reported bills ordered to second reading.

Committee on Judiciary

ASSEMBLY CHAMBER, SACRAMENTO, May 6, 1947

MR. SPEAKER: Your Committee on Judiciary, to which was referred:

Assembly Bill No. 559

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

BROWN, Chairman

Above reported bill ordered to second reading.

Committee on Crime and Correction

ASSEMBLY CHAMBER, SACRAMENTO, May 6, 1947

MR. SPEAKER: Your Committee on Crime and Correction, to which was referred:

Assembly Bill No. 972

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

PRICE, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 6, 1947

MR. SPEAKER: Your Committee on Crime and Correction, to which was referred:

Assembly Bill No. 1186

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

PRICE, Chairman

Above reported bill ordered to second reading.

Committee on Judiciary

ASSEMBLY CHAMBER, SACRAMENTO, May 6, 1947

MR. SPEAKER: Your Committee on Judiciary, to which was referred:

Assembly Bill No. 1868

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

BROWN, Chairman

Above reported bill ordered to second reading.

Committee on Finance and Insurance

ASSEMBLY CHAMBER, SACRAMENTO, May 6, 1947

MR. SPEAKER: Your Committee on Finance and Insurance, to which was referred:

Assembly Bill No. 2010

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

GEDDES, Chairman

Above reported bill ordered to second reading.

Committee on Elections and Reapportionment

ASSEMBLY CHAMBER, SACRAMENTO, May 6, 1947

MR. SPEAKER: Your Committee on Elections and Reapportionment, to which was referred:

Senate Bill No. 65

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

ROBERTSON, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 6, 1947

MR. SPEAKER: Your Committee on Elections and Reapportionment, to which was referred:

Assembly Bill No. 118

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

ROBERTSON, Chairman

Above reported bill ordered to second reading.

Committee on Education

ASSEMBLY CHAMBER, SACRAMENTO, May 5, 1947

MR. SPEAKER: Your Committee on Education, to which was referred:

Assembly Bill No. 1665

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

DUNN, Chairman

Above reported bill ordered to second reading.

Committee on Ways and Means

ASSEMBLY CHAMBER, SACRAMENTO, May 6, 1947

MR. SPEAKER: Your Committee on Ways and Means, to which was referred:

Assembly Bill No. 141

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

WOLLENBERG, Chairman

Above reported bill ordered to second reading.

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, May 6, 1947

MR. SPEAKER: Your Committee on Rules, to which was referred:

House Resolution No. 169

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

DICKEY, Chairman

Above reported resolution ordered on file for adoption.

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, May 6, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 2668

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bill ordered to third reading.

REQUEST FOR UNANIMOUS CONSENT

Mr. Dickey asked for, and was granted, unanimous consent to take up House Resolution No. 169, at this time, without reference to file.

CONSIDERATION OF HOUSE RESOLUTION NO. 169

House Resolution No. 169

Relating to establishing September 17th as Constitution Day

WHEREAS, The Constitution of the United States was adopted on September 17, 1787; and

WHEREAS, The Constitution, as the basic law of our land, has been the greatest single force in creating and shaping our Nation, bringing into being a new type of citizen, a people distinguishable throughout the world by their complete adherence to the tenets of Democracy and their unique experience in having actually lived the democratic way of life; and

WHEREAS, Our history shows that wherever the American pioneer went: Beyond the borders of his native state, deep into the wilderness, or far beyond the mountains, the Constitution followed him, binding the new settlements to the old, keeping alive the ideals and traditions so gloriously won and proclaimed by our forefathers; and

WHEREAS, The benefits derived to the American people under the Constitution of the United States, the establishment of our democratic principles, the free participation in political office and leadership, the great economic opportunities, our nation-wide system of public schools, the free condition of labor, the rewards of individual enterprise, and the blessings of spiritual freedom and the right to worship according to one's conscience, are all achievements highly to be prized by any people and attained nowhere in the world in such measure as we know them; now, therefore, be it

Resolved by the Assembly of the State of California, That the President and the Congress of the United States are hereby memorialized to fix and declare September 17th Constitution Day, that it may be set aside as a day on which to honor the Constitution of the United States of America as the repository and bulwark of our Nation and our liberties, a day on which to tell again the story of the Constitution, the adoption of the Bill of Rights, and to bring to every citizen of this great land a better understanding of this guarantee of liberty and of the duties and responsibilities as well as the rights of citizenship, that we may keep alive the ideals of Democracy, the zeal for liberty for all men, to strengthen our Democracy and preserve our glorious Nation under the American system which rests upon the United States Constitution; and be it further

Resolved, That the Chief Clerk of the Assembly transmit copies of this resolution to the President of the United States, to the President pro Tempore of the Senate of the United States, to the Speaker of the House of Representatives, and to each Senator and Representative of California in Congress.

Resolution read, and adopted.

COMMUNICATIONS

By Speaker Collins:

The following telegram was received, read, and ordered printed in the Journal:

SAN PEDRO, CALIFORNIA, May 6, 1947

Hon. Sam Collins
Speaker of California State Assembly
Sacramento, California

San Pedro and Wilmington Central Labor Council and its 65 affiliated AF of L unions, who are on record against Communism, contrary to Mayor Bowron's statement in morning papers, have unanimously gone on record favoring Assembly Bill No. 14, better known as the Thomas Secession Bill.

C. O. JOHNSON, Secretary

ANNOUNCEMENT OF COMMITTEE MEETINGS

It was announced that the following committees would hold meetings:

At 3 p.m., today—
Social Welfare.
Agriculture.

At 4 p.m., today—
Ways and Means.

At 8 p.m., tonight—
Fish and Game.
Livestock and Dairies.

GUESTS EXTENDED PRIVILEGE OF ASSEMBLY FLOOR

On request of Messrs. Thompson and Kirkwood, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Myrtle Noble, Lee Bloxham, Anne Aulgur, June Robertson, Barbara Fantan, Jeanne Lathrope, Raeann Pinkham, Beverly Esperinza, and Vickie Pasin, McClellan personnel; and Marian Echeberry, S/Sgt. Herman Wilem, and Herm Kuntz of San Jose Air Scouts.

On request of Mr. Stephenson, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Robert W. Luther and Mrs. E. Culp, teachers of the Fruit Ridge High School, and the following pupils: Paula Beale, Joann Bringuel, Elaine Bryant, June Davis, Shirley Davis, Ann Di Donna, Ella May Franklin, Bonnie Greene, Myra Gunckel, Marian Hamilton, Naomi Hardy, Wilma Hooper, Sandra Howard, Nancy Jackson, Marian Krueger, Ethel Larcher, Joyce London, Marjorie McCrum, Ruby Nunn, Ruth Palmer, Kathryn Patterson, Marilyn Peters, Virginia Wall, Frances Wilbur, Daine Barkell, James Carter, Joe Di Bello, Kenneth Fristoe, Richard Givens, Richard Gillespie, Carlton Gray, Wesley Lish, Jack McCord, Donald Meyer, Jimmy Ong, Larry Ravera, Vernon Rogers, John Silva, Ronald Smith, Norbert Walery, Billy Jean Alcorn, Edith Boothroyd, Joann Brandon, Doris Burgess, Betty Davies, Elene Hardy, Donna Helmer, Adelberta Hermosilla, Evelyn Jackson, Jay Allen, Leroy Baker, John Beale, Robert Bergman, Dennis Blackburn, Gordon Edwards, Richard Gillette, Donald Haley, Richard Halverson, Richard Hibbard, Jerald Kerber, Bill Meredith, Dale McCracken, Jack Ogden, Tommy Ryan, Billy Vest, Arthur Crozier, Marie McAdams, Charlene Patnott, Donna Paul, Ramona Reiger, Emma Schemser, Alberta Stoneberg, Ileen Winkleman, Joann Winkleman, Treva Woods, Nita Yoder, and Jennie Bozich.

On request of Messrs. Loomis and Gaffney, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Sister Maria Agatha, Sister Mary Dominica of Notre Dame High School of Marysville, and the following pupils: Alice Arnoldy, Helen Bohlken, Beverly Best, Rose Goyenechea, Gloria Huse, Nancy Oliver, Janet Pursell, Claire Shaffer, La Donna Smith, Patricia Stubbe, Phyllis Arnoldy, Henrietta Bohlken, Wilma Crepes, Patricia Dunne, June Emmet, Margaret Galligan, Mary Galligan, Zoe Glass, Anita Graham, Geneva Grayson, Charlene Marchal, Jacqueline May, Arliss Murphy, Beverly Shaver, Mary Rowe, De Lois Tibbitt, Mary Costa, Yvette Elorga, Eleanor Forness, Jean Kimball, Sally O'Brien, Marilyn Grazer, Alice Streit, Nina

Monace, Wynona Simeroth, Marilyn Zabrowski, Pearl Osegueda, Margaret Pulich, Bonnie Rowberry, Julie Ann Arnoldy, Carolyn Britschsgi, Marlee Dunham, Donna Dunning, Elaine Foss, Margaretha Gelardi, Mary Ann Goodbary, Mary Martin, Wanda Mayfield, Shirley Rogers, Mary Ann Taormina, Clara Uriguen, Hazel Tillotson, Roberta Gomez, Mary Jane Hutchinson, Jean Murray and Lorraine Prescop.

On request of Mr. Anderson, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mr. and Mrs. Frank W. Troost of Los Angeles.

On request of Messrs. Ralph C. Dills and Clayton A. Dills, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mr. and Mrs. Earl Dills of Gardena.

On request of Messrs. Stephenson and Miller, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Miss Ruth Stewart and Donald Hudson of Walnut Creek.

On request of Mr. Waters, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Walter and Mark Scholtz of Los Angeles.

On request of Mr. Anderson, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to R. Joe Zarubica of Inglewood.

ADJOURNMENT

At 1.07 p.m., on motion of Mr. Dickey, the Speaker declared the Assembly adjourned until 9 a.m., Wednesday, May 7, 1947, out of respect to the memory of the late Judge Hugh L. Preston.

SAM L. COLLINS, Speaker

GERALDINE B. HADSELL, Minute Clerk

CALIFORNIA LEGISLATURE
FIFTY-SEVENTH (GENERAL) SESSION

ASSEMBLY DAILY JOURNAL

SIXTY-FIRST LEGISLATIVE DAY
ONE HUNDRED TWENTY-SECOND CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO
Wednesday, May 7, 1947

The Assembly met at 9 a m.

Hon. Sam L. Collins, Speaker of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Sherwin, Sillman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—76.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. Raymond Renwald:

Our Father, who art in heaven, hallowed be Thy name; Thy kingdom come; Thy will be done on earth as it is in heaven. Give us this day our daily bread, and forgive us our trespasses, as we forgive those who trespass against us; and lead us not into temptation, but deliver us from evil—AMEN.

READING OF THE JOURNAL DISPENSED WITH

On motion of Mr. Huyck, further reading of the Journal of the previous legislative day was dispensed with.

LEAVES OF ABSENCE FOR THE DAY

The following member was granted leave of absence for the day, because of legislative business elsewhere:

Mr. Rosenthal, on motion of Mr. Dunn.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, May 6, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 767
Assembly Bill No. 1224
Assembly Bill No 1781
Assembly Bill No 1894
Assembly Bill No. 2547

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 6, 1947

MR SPEAKER. Your Committee on Legislative Procedure has examined:

Assembly Bill No 182
Assembly Bill No. 409
Assembly Bill No. 698
Assembly Bill No. 1155
Assembly Bill No. 1221
Assembly Bill No. 1223
Assembly Bill No. 1810

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 7, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 168
Assembly Bill No. 1272
Assembly Bill No. 1577
Assembly Bill No. 1687
Assembly Bill No. 1893
Assembly Bill No. 2257
Assembly Bill No. 2545

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading

ASSEMBLY CHAMBER, SACRAMENTO, May 7, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 97

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bill ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 7, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1342

And reports the same correctly re-engrossed.

WEBER, Chairman

Above reported bill ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 6, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 411—An act to amend Section 973 of the Labor Code, relating to solicitations for employment;

Assembly Bill No. 1094—An act to amend Section 14135.1 of the Education Code, relating to district retirement plans, declaring the urgency thereof, to take effect immediately;

Assembly Bill No. 1095—An act to amend Section 14736 of the Education Code, relating to district retirement salary plans;

And reports that the same have been correctly enrolled, and presented to the Governor on the sixth day of May, 1947, at 2 30 p m

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, May 6, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1385—An act to add Section 14744 to the Education Code, relating to school district retirement plans;

And reports that the same has been correctly enrolled, and presented to the Governor on the sixth day of May, 1947, at 2 30 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, May 6, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 121—An act to amend the Elections Code of the State of California by adding thereto a new section to be numbered 8558 and to amend Sections 8572 and 8652 thereof, all relating to the costs of election contests;

Assembly Bill No. 418—An act to add Sections 22252.1 and 22252.2 to, and to amend Section 22257 of, the Water Code, relating to irrigation districts and the distribution of water in irrigation districts, declaring the urgency of this act, to take effect immediately;

Assembly Bill No. 2467—An act to provide for works for development and protection of the beach at Ocean Beach and providing for the continued availability therefor of funds presently available under agreement pursuant to Chapter 942, Statutes of 1941;

And reports that the same have been correctly enrolled, and presented to the Governor on the sixth day of May, 1947, at 2.30 p.m.

WEBER, Chairman

RE-REFERENCE OF BILLS

By order of the Speaker, the following bills were withdrawn from the file, and re-referred as follows:

Assembly Bills Nos. 767, 698, and 1781 re-referred to Committee on Education.

Assembly Bill No. 1810 re-referred to Committee on Transportation and Commerce.

Assembly Bill No. 2547 re-referred to Committee on Education.

Assembly Bill No. 1894 re-referred to Committee on Revenue and Taxation.

Assembly Bill No. 1687 re-referred to Committee on Governmental Efficiency and Economy.

Assembly Bills Nos. 1342 and 2545 re-referred to Committee on Education.

Assembly Bill No. 2257 re-referred to Committee on Civil Service and State Personnel.

Assembly Bill No. 1893 re-referred to Committee on Revenue and Taxation.

Assembly Bill No. 97 re-referred to Committee on Livestock and Dairies.

CONSIDERATION OF DAILY FILE

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 118—An act to amend Elections Code Section 690 to increase the compensation of members of precinct boards.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1868—An act to add Section 1771.5 to the Labor Code, relating to legal holidays on public works.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1324—An act to add Section 9.02a to, and to amend Section 9.19 of the Building and Loan Association Act, relating to loans and investments by building and loan associations.

Bill read second time, and ordered engrossed.

Assembly Bill No. 2029—An act to amend Section 11770 of the Insurance Code, relating to the organization of the State Compensation Fund.

Bill read second time, and ordered engrossed.

Assembly Bill No. 16—An act to amend Sections 11777, 11786, and 11793 of the Insurance Code, pertaining to the administration and organization of the State Compensation Insurance Fund.

Bill read second time, and ordered engrossed.

Assembly Bill No. 546—An act to define and officially adopt a State-wide System of Plane Coordinates, to provide for uniformity in the orientation of land surveys and maps within the State of California, and permitting, but not requiring, the use thereof in surveying and mapping operations.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Judiciary:

Amendment No. 1

On page 4, line 24, of the printed bill, after "stations", insert "; provided, however, that wherever any instrument (or conveyance) affecting the title to real property contains a reference to a point or line established in accordance with the California Coordinate System of Surveying and also reference to a point or line established with reference to data appearing of record in the county recorder's office, in a manner which will cause a conflict in position, the reference to the point or line established with reference to recorded data shall be controlling."

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 104—An act to amend Section 10 of the Municipal Court Act of 1925, relating to the constitution of said court and the judges, clerks, marshals and attaches thereof.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

On page 1, line 8, of the printed bill, strike out "ten", and insert "twelve".

Amendment No. 2

On page 1, line 9, of said bill, strike out "dollars ($10,000)", and insert "five hundred dollars ($12,500)".

Amendment No. 3

On page 1, line 12, of said bill, strike out "dollars ($600)", and insert "and fifty dollars ($650)".

Amendment No. 4

On page 1, lines 14 and 15, of said bill, strike out "dollars ($600)", and insert "and fifty dollars ($650)".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 105—An act to amend Section 10a of the Municipal Court Act of 1925, relating to clerks and attaches.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

On page 1 of the printed bill, strike out line 5, and insert "five hundred dollars ($500) per".

Amendment No. 2

On page 1, line 9, of said bill, strike out "dollars ($400)", and insert "fifty dollars ($450)".

Amendment No. 3

On page 1, line 12, of said bill, strike out "dollars ($400)", and insert "fifty dollars ($450)".

Amendment No. 4

On page 1, line 15, of said bill, strike out "dollars ($400)", and insert "fifty dollars ($450)".

Amendment No. 5

On page 1, line 17, of said bill, strike out "dollars ($400)", and insert "fifty dollars ($450)".

Amendment No. 6

On page 1, line 19, of said bill, strike out "dollars ($400)", and insert "fifty dollars ($450)".

Amendment No. 7

On page 1, line 21, of said bill, strike out "Six", and insert "Five".

Amendment No. 8

On page 1, lines 22 and 23, of said bill, strike out "twenty-five dollars ($325)", and insert "fifty dollars ($350)".

Amendment No. 9

On page 2, line 2, of said bill, strike out "dollars ($300)", and insert "twenty-five dollars ($325)".

Amendment No. 10

On page 2, lines 5 and 6, of said bill, strike out "two hundred seventy-five dollars ($275)", and insert "three hundred dollars ($300)".

Amendment No. 11

On page 2, line 12, of said bill, strike out "fifty dollars ($250)", and insert "seventy-five dollars ($275)".

Amendment No. 12

On page 2, line 16, of said bill, strike out "twenty-five dollars ($225)", and insert "fifty dollars ($250)".

Amendment No. 13

On page 2, line 18, of said bill, strike out "fifteen ($215)", and insert "twenty-five dollars ($225)".

Amendment No. 14

On page 2, line 31, of said bill, after "tion", insert "as amended".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 136—An act to amend Sections 10208 and 10210 of the Business and Professions Code, and to add Section 10153.5 thereto, relating to real estate brokers.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

In the title of the printed bill, strike out lines 1 and 2, and insert "An act to add Section 10153.5 to the Business and Professions Code, relat-".

Amendment No. 2

On page 1, line 5, of said bill, strike out "has served as a"; and strike out lines 6 and 7, and insert a colon.

Amendment No. 3

On page 1, line 9, of said bill, strike out "in Cali-"; and strike out lines 10 to 22, inclusive, and insert "for a period of at least six months"

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1200—An act to amend Section 737r of the Political Code, relating to salaries of superior court judges.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Judiciary:

Amendment No. 1

On page 1, line 5, of the printed bill, strike out "_____ dollars ($_____)", and insert "eight thousand dollars ($8,000)".

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2386—An act to establish and clarify the policy of the State of California regarding combinations in restraint of trade, to define and punish an unlawful trust, to promote and encourage free and fair competitions, commerce and all classes of business in this State and to provide for criminal penalties and civil damages for deliberate violations hereof and for that purpose to repeal Chapter 2 of Part 2 of Division 7 of the Business and Professions Code, Chapter 530 of the Statutes of 1907, and Chapter 362 of the Statutes of 1909 and to add Chapter 2 to Part 2 of Division 7 of the Business and Professions Code, relating to combinations in restraint of trade.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

On page 3, line 52, of the printed bill, before "Chapter", insert "of".

Amendment No. 2

On page 4 of said bill, strike out lines 1 to 6, inclusive, and insert "code. No agreement, combination or association is unlawful or within the provisions of this chapter unless the effect thereof may be substantially to lessen competition or to create a monopoly in any line of commerce."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1027—An act to add Section 606.5 to the Civil Code and Part 3.5, comprising Section 10250, to Division 2 of Title 1 of the Corporations Code, relating to trust funds of certain nonprofit corporations, providing for the establishment and management of such trust funds, and exempting transactions relative thereto from the Corporate Securities Act.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

On page 2 of said bill, as amended in the Assembly on April 30, 1947, strike out lines 7 to 19, inclusive.

Amendment No. 2

On page 2, line 20, of said bill, strike out "(c)", and insert "(b)".

Amendment No. 3

On page 2, line 27, of said bill, strike out "(d)", and insert "(c)".

Amendment No. 4

On page 2, line 32, of said bill, strike out "(e)", and insert "(d)".

Amendment No. 5

On page 3 of said bill, strike out lines 13 to 25, inclusive.

Amendment No. 6

On page 3, line 26, of said bill, strike out "(c)", and insert "(b)".

Amendment No. 7

On page 3, line 33, of said bill, strike out "(d)", and insert "(c)".

Amendment No. 8

On page 3, line 38, of said bill, strike out "(e)", and insert "(d)".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 972—An act to add Article 6.5, comprising Sections 790 to 794, inclusive, to Chapter 1 of Part 2 of Division 1 of the Insurance Code, to prevent harassment of parolees and probationers by insurers by imposing restrictions on communications by insurers with parolees and probationers and their relatives.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Crime and Correction:

Amendment No. 1

On page 3, line 16, of the printed bill, as amended in the Assembly on May 1, 1947, strike out "with its rules and regulations", and insert "with Chapter 5 of Part 1 of Division 3 of Title 2 of the Government Code,".

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2659—An act to amend Section 10434 of the Insurance Code, relating to regulation of life and disability insurers.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Finance and Insurance:

Amendment No. 1

On page 2, line 12, of the printed bill, strike out "written under"; and strike out lines 13 and 14, and insert "of disability insurance affording benefits under a voluntary plan of unemployment compensation disability insurance under the provisions of Part 6, of".

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2096—An act to amend Sections 10202 and 10202.5 of the Insurance Code, relating to group life insurance.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Finance and Insurance:

Amendment No. 1

On page 1, line 5, of the printed bill, as amended in the Assembly on April 2, 1947, after "covering", insert "when issued".

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 919—An act to add Section 13236 to the Education Code, relating to the number of pupils assigned to the classroom.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Education:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Section 13236 to the Education Code, relating to", and insert "Sections 13236 and 13237 to the Education Code, relating to the teacher's assignments and".

Amendment No. 2

On page 1 of said bill, strike out line 4, and insert "teacher in the elementary school shall not exceed 30. The maximum number of pupils in the senior high school and junior high school shall be 30, and the average 24, except in music and physical education, which shall be maintained within the limits prescribed in Section 13237.

SEC. 2. Section 13237 is added to said code, to read:

13237. The maximum assignments of a teacher in senior and junior high schools shall be 150 pupil periods a day, and the average of all teachers shall be 120 pupil periods a day, exclusive of registry, with two pupils counting as one for statistical purposes in assignments to study halls. Each teacher in senior and junior high schools shall be provided with a minimum of one preparation period a day free from any other administrative assignment."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1818—An act to amend Section 4204 of the Government Code, relating to contractor's bonds.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

On page 1, line 8, of the printed bill, strike out "or owing".

Amendment No. 2

On page 1, line 8, of said bill, after "Act", insert "with respect to such work or labor".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2534—An act to add Sections 18595, 11372, and 11409, to amend Sections 11384, 11385, 11410, 11411, 11412, 11413, and 11415, and to repeal Article 2, comprising Sections 11400 to 11402, inclusive, of the Government Code, relating to administrative regulations.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

On page 3, lines 21 and 22, of the printed bill, strike out "filed by an agency which is not entirely supported from the General Fund,".

Amendment No. 2

On page 3, lines 24 and 25, of said bill, strike out "to and paid by such agency", and insert "and paid".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1471—An act to amend Section 11 of the Unemployment Insurance Act, relating to unemployment insurance and the definition of wages thereunder.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Finance and Insurance:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "amend Section 11 of", and insert "add Section 11.5 to".

Amendment No. 2

On page 1 of said bill, strike out lines 1 to 25, inclusive; strike out all of page 2; and on page 3, strike out lines 1 to 6, inclusive, and insert

"SECTION 1. Section 11.5 is added to the Unemployment Insurance Act, to read:

Sec. 11.5. With respect to computing the contributions required of employers for unemployment compensation purposes, and in determining the unemployment compensation benefit rights of claimants, the remuneration paid to an individual by an employer with respect to employment in another state or other states, upon which contributions were required of, and paid by such employer under an unemployment compensation law of such other state or states shall be included as a part of the remuneration equal to three thousand dollars ($3,000) as provided in subdivision (c) (1) of Section 11 of this act."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1330—An act to add Section 700.01 to the Insurance Code, relating to the classes of insurance business incorporated insurers may be admitted to transact.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Finance and Insurance:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Section 700.01", and insert "Sections 700.01 and 700.02".

Amendment No. 2

On page 1, line 3, of said bill, strike out "the authority conferred", and insert "any or all of the classes of insurance which it is permitted to transact".

Amendment No. 3

On page 1, line 4, of said bill, after "other", insert "applicable".

Amendment No. 4

On page 1, line 5, of said bill, strike out "qualified to be", and insert "hereafter".

Amendment No. 5

On page 1, line 12, of said bill, after "transacted", insert "or one million dollars ($1,000,000), whichever is lower".

Amendment No. 6

On page 1, line 13, of said bill, strike out "all".

Amendment No. 7

On page 2, line 1, of said bill, after "insurance", insert "making application under this section".

Amendment No. 8

On page 2, line 2, of said bill, after the period, insert "In no event shall any incorporated insurer be required to have a paid-in capital in excess of one million dollars ($1,000,000) as a condition for its admission for any or all of the classes of insurance hereinafter set forth."

Amendment No. 9

On page 2 of said bill, strike out line 22, and insert

"This section shall not be applicable to life, title or mortgage insurers, and an insurer now or hereafter admitted to transact life,".

Amendment No. 10

On page 2 of said bill, after line 25, insert

"SEC. 2. Section 700.02 is added to said code, to read:

700.02. No insurer shall be issued a certificate of authority other than a renewal certificate of authority for any of the classes set forth in Section 100 unless at the time of such issuance it possesses, in addition to the minimum paid-in capital required by this code:

(a) A surplus of not less than 50 percent of the minimum paid-in capital required for all classes of insurance sought to be transacted by it in this State in the case of an insurer which has transacted insurance for at least five years immediately preceding its admission for the class or classes of insurance for which it seeks admission, or

(b) A surplus of not less than 100 percent of the minimum paid-in capital required for all classes of insurance sought to be transacted by it in this State, or such lesser amount as the commissioner may deem adequate but in no event less than 50 percent of such minimum paid-in capital, in the case of any other insurer.

SEC. 3. If any section, sentence, clause, or part of this act is for any reason held to be unconstitutional, such decision shall not affect the remaining portions of this act. The Legislature hereby declares that it would have passed this act, and each section, sentence, clause, or part thereof, irrespective of the fact that one or more sections, sentences, clauses, or parts shall be declared unconstitutional."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2425—An act to add Sections 1706.85 and 1706.95 to the Insurance Code, relating to the licensing and examination of life agents.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Finance and Insurance:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in the Assembly on April 23, 1947, after "act", insert "to amend Section 1703.5 of and".

Amendment No. 2

In line 3 of the title of said bill, strike out "life".

Amendment No. 3

On page 2, line 34, of said bill, after "Section 1.", insert "Section 1703.5 of the Insurance Code is amended to read:

1703.5. A person may obtain a license under this article permitting him to act as a disability agent only *for any insurer admitted to transact disability insurance* Such person and his licensing, appointment, business practice and conduct is in all other respects governed by the provisions of this article, except that the qualification examination for such disability agent may be limited to his qualifications as a disability agent and passage of such examination shall not constitute compliance with the examination requirement in respect to a life agent's license. *Persons licensed to transact*

casualty insurance under Article 1 of this chapter may be authorized to transact disability insurance on behalf of life insurers by the filing of a company appointment by a life insurer with the commissioner for that purpose. The commissioner shall prescribe the forms of such appointments.

SEC. 2."

Amendment No. 4

On page 2 of said bill, strike out line 36, and insert
"1706.85. A certificate of convenience authorized by Sec-".

Amendment No. 5

On page 2, line 37, of said bill, after "shall", insert "not".

Amendment No. 6

On page 2, line 40, of said bill, strike out "must", and insert "shall".

Amendment No. 7

On page 2, line 43, of said bill, strike out "must", and insert "shall".

Amendment No. 8

On page 2, line 45, of said bill, strike out "1.", and insert
"(a)".

Amendment No. 9

On page 2, line 48, of said bill, strike out "2.", and insert
"(b)".

Amendment No. 10

On page 2, line 51, of said bill, strike out "3.", and insert
"(c)".

Amendment No. 11

On page 3, line 10, of said bill, strike out "2", and insert "3".

Amendment No. 12

On page 3, line 14, of said bill, strike out "insurance".

Amendment No. 13

On page 3 of said bill, strike out line 34, and insert
"SEC. 4. Sections 2 and 3 of this act shall take effect as to all applications".

Amendments read, and adopted

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1817—An act to amend Section 206 of the Unemployment Insurance Act relating to disability benefits, declaring the urgency thereof to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Finance and Insurance:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "amend Section 206 of", and insert "add Section 206.1 to".

Amendment No. 2

On page 1 of said bill, strike out lines 1 to 25, inclusive; and on page 2, strike out lines 1 to 3, inclusive, and insert

"SECTION 1. Section 206.1 is added to the Unemployment Insurance Act, to read:

Sec. 206.1. In any case where an individual was eligible to receive unemployment compensation disability benefits, save for the fact that he died before making a claim therefor, the commission may in accordance with authorized regulations allow the filing of a claim for such benefits by a person legally entitled thereto under Section 60 of this act."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2670—An act to amend Sections 102 and 112 of the Insurance Code, relating to insurance.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Finance and Insurance:

Amendment No. 1

On page 1 of said bill, strike out lines 23 and 24.

Amendment No. 2

On page 1 of said bill, below line 28, insert

"The provisions of Section 2070 shall not apply to insurance written pursuant to subdivisions (b) or (c)."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 762—An act to amend Section 9084 and to repeal Section 9087 of and to add Section 9084.5 to, the Insurance Code, relating to fraternal fire insurance.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Finance and Insurance:

Amendment No. 1

In the title of the printed bill, as amended in the Assembly on April 23, 1947, strike out lines 1 and 2, and insert

"An act to amend Sections 9080 and 9084 of, to add Sections 9084.5 and 9094 to, and to repeal Section 9087 of, the Insurance Code.".

Amendment No. 2

On page 1 of said bill, strike out line 1, and insert

"SECTION 1. Section 9080 of the Insurance Code is amended to read:

9080. Except as provided by this chapter, an association organized and operating *on or before January 1, 1947*, under this chapter is not governed by the provisions of this code or other insurance laws of this State. *No other association shall be formed or transact insurance under this chapter.*

SEC. 2. Section 9084 of said code is".

Amendment No. 3

On page 1, line 4, of said bill, after "fire", insert "for an amount not exceeding six thousand dollars ($6,000) on any one risk,".

Amendment No. 4

On page 1, line 18, of said bill, after the period, insert "Concurrent or additional insurance shall not be allowed."

Amendment No. 5

On page 1 of said bill, strike out lines 20, 21, and 22, and strike out lines 1 to 9, inclusive, on page 2, and insert

"SEC. 2. Section 9084.5 is added to said code, to read:

9084.5. *Such association shall not write insurance in excess of six thousand* dollars ($6,000) on any one risk without immediately reinsuring all the excess amount. An association may write insurance for an amount not exceeding thirty thousand dollars ($30,000) on any one risk, if the excess over six thousand dollars ($6,000) is reinsured as provided in this section. Such associations may reinsure risks with admitted insurers, but may not accept reinsurance."

Amendment No. 6

On page 2 of said bill, after line 10, insert

"SEC. 4. Section 9094 is added to said code, to read:

9094. The secretary of each such association shall prepare an annual statement showing the financial condition of the association, including a statement of all assets and liabilities, as of the thirty-first day of December then next preceding.

Such statement shall be verified under oath by the president and secretary of the association. A copy of the verified statement shall be transmitted to the commissioner on or before the first day of March of each year."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

SECOND READING OF SENATE BILLS

Senate Bill No. 233—An act to add Section 5012.1 to the Public Resources Code, relating to the granting of easements to public utilities across state park lands.

Bill read second time, and ordered to third reading.

Senate Bill No. 65—An act to amend Sections 2821 and 2827 of the Elections Code, relating to state central committees of political parties.

Bill read second time, and ordered to third reading.

MESSAGES FROM THE GOVERNOR

STATE OF CALIFORNIA
GOVERNOR'S OFFICE, SACRAMENTO, May 6, 1947

To the Honorable Members of the Assembly
State of California, Sacramento, California

GREETINGS: I am returning herewith, without my signature,

Assembly Bill No. 859, entitled: "An act to amend Sections 51 and 52 of the Public Utilities Act, defining the powers of the Public Utilities Commission relating to certain transactions of public utilities."

This bill amends two sections of the Public Utilities Act relating to the actions of persons or corporations furnishing services or selling materials to public utilities, to exempt such persons or corporations from the present provision that encumbrances, leases or sales of assets without commission approval are void.

The language used is susceptible of more than one interpretation. I am told that some firms eminent in this field interpret the language as exempting such corporations from regulation by the Public Utilities Commission in the respects referred to, while others interpret the language as doing nothing more than removing doubt as to the validity of encumbrances, sales or leases of property in those cases where the commission has not assumed jurisdiction and, accordingly, has not approved the transaction.

Legislation on a subject so important should be so clear as to avoid such uncertainty in interpretation.

Because of the fact that the language used is susceptible of two interpretations and because of the fact that one of these interpretations would preclude any review of such transactions by such persons or corporations, I am not approving the bill. My action in this regard is in line with the recommendation of members of the Public Utilities Commission.

Respectfully submitted.

EARL WARREN, Governor

STATE OF CALIFORNIA
GOVERNOR'S OFFICE, SACRAMENTO, May 6, 1947

I acknowledge receipt this seventh day of May, 1947, at 9:05 o'clock a.m. of Assembly Bill No. 859 without the Governor's signature, together with a statement of his objections thereto signed by the Governor, delivered to me personally by Beach Vasey, Legislative Secretary to the Governor.

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly

Assembly Bill No. 859 ordered to unfinished business file.

STATE OF CALIFORNIA
GOVERNOR'S OFFICE, SACRAMENTO, May 6, 1947

To the Honorable Members of the Assembly
State of California, Sacramento, California

GREETINGS. I am returning herewith, without my signature,

Assembly Bill No. 1153, entitled: "An act to add Section 9105 to the Government Code, relating to the State Capitol Building, the management thereof, and the assignment and reassignment of space therein, declaring the urgency hereof, to take effect immediately."

My objections to this bill are as follows:

The Attorney General has advised me that in his opinion this bill is unconstitutional. In discussing this question the Attorney General has said in part,

"The bill appears to be violative of Article III, Section 1 of the State Constitution, which divides the powers of government into the Legislative, Executive, and Judicial Departments, and which prohibits any person charged with the exercise of powers belonging to one department from exercising the functions belonging to another, except as expressly permitted by the Constitution.

* * * * * * *

While there seem to be no reported California decisions dealing directly with the arrogation by the Legislature of executive powers, a dictum in *Parker* vs. *Riley*, 18 Cal. (2d) 83, 88, states as follows:

'It must not be assumed, however, that legislative activity may be expanded indefinitely through the creation of separate agencies responsible primarily to the Legislature. This sort of expansion would soon lead to a legislative usurpation of power incompatible with the proper exercise of its law-making function. The Constitution forbids any such assumption of duties by the Legislative Branch of Government, and a statute conferring a nonlegislative office or trust upon Members of the Legislature would be clearly unconstitutional.'

The assignment of office space in a state building such as the Capitol is essentially a function of management, which inheres in the Executive Department of the State Government. It is true that the Legislature may by law regulate the use of state property and may likewise provide for the setting aside of certain accommodations in order that it may have sufficient facilities in which to exercise its functions. Nevertheless, the Legislature may not undertake the active administration and management of state property. *(Springer* vs. *Philippine Islands, supra.)* By this bill, the Legislature has done more than set standards or make directions for the government of other agencies; it has sought to take unto itself active managerial functions which reside properly in the executive branch.

The bill is not confined to a temporary period of time, but instead vests the members of the two legislative committees with a set of permanent, continuing administrative powers which are not reasonably incidental to the exercise of the law-making power. (*People* vs. *Tremaine*, 252 N.Y. 27, 168 N.E. 817.)

There is no definite line of demarcation separating the divisions of government and no rigid classification which places every activity in one division or another. We believe, however, that the function which is the subject matter of this bill is clearly an executive one. It is our opinion, therefore, that Assembly Bill No. 1153 is unconstitutional, in that it violates the provisions of Article III, Section 1 of the State Constitution."

The bill itself contains an urgency clause, reciting that the Legislature must have immediate possession of additional space in the State Capitol. In addition to the constitutional question and the substantial problems of management which it raises, there is also the question of the reasonableness of this bill at this moment, and the question of the ability of State Government to comply with its provisions. The other constitutional officers object to the bill because there are no other quarters available for them, and I must agree with them because it is an utter impossibility at the present time for the Department of Finance to find quarters for itself or any of these constitutional officers in Sacramento. Such quarters just do not exist.

Furthermore, in a comparatively short time and before any of these offices could be moved to other quarters, the Legislature will have adjourned and in all probability will not be in session until next March, thus leaving the greater part of the Capitol Building practically unoccupied and unused for a period of six months of this year and, with the exception of the time taken for the budgetary session, all of next year.

I realize that the Legislature is working under very trying conditions. However, I am sure that this bill is not necessary to work out a plan of properly housing the Legislature and its committees at the earliest practical date. The Members of the Legislature may be sure that I will do everything possible to cooperate with them under the presently existing conditions.

Respectfully submitted.

EARL WARREN, Governor

STATE OF CALIFORNIA
GOVERNOR'S OFFICE, SACRAMENTO 14, May 6, 1947

I acknowledge receipt this seventh day of May, 1947, at 9 05 o'clock a m., of Assembly Bill No. 1153 without the Governor's signature, together with a statement of his objections thereto signed by the Governor, delivered to me personally by Beach Vasey, Legislative Secretary to the Governor.

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly

Assembly Bill No. 1153 ordered to unfinished business file.

CONSIDERATION OF GOVERNOR'S VETO

Assembly Bill No. 1153—An act to add Section 9105 to the Government Code, relating to the State Capitol Building, the management thereof, and the assignment and reassignment of space therein.

Governor's message stating his objections read previously.

The question being: Shall Assembly Bill No. 1153 become a law notwithstanding the objections of the Governor?

The roll was called, and the Assembly sustained the objections of the Governor by the following vote:

AYES—Anderson, Ralph C. Dills, and Elliott—3.

NOES—Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, M Philip Davis, Debs, Doyle, Dunn, Erwin, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, Robertson, Sherwin, Silliman, Stanley, Stewart, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—54.

COMMUNICATIONS

By Speaker Collins:

The following telegram was received, read, and ordered printed in the Journal:

LOS ANGELES, CALIFORNIA, May 6, 1947

Hon. Sam Collins, Speaker of Assembly
State Capitol, Sacramento, California

I have been informed that some Members of the Assembly have misconstrued an impromptu statement I made Monday afternoon upon being advised of the vote on Assembly Bill No. 14. I made no formal statement. A newspaper quotation was the result of a telephone conversation. I had no intention of inferring that any legislators who voted for the bill were Communists or Communist inspired or, with possibly a few exceptions, that they were dominated and controlled by the CIO If any such inference could be read into the published quotation I am glad to offer an apology I did say that much of our trouble at Los Angeles Harbor started through the effort of the CIO to force the appointment of persons of their own choice on the city harbor commission and that the situation has, from time to time, been stirred up by agitators who have not acted in the public interest. My criticism of those who voted for the bill was based wholly upon my feeling that, if passed, this will be bad legislation; and will result in a chaotic condition, great expense, and almost endless litigation over *such questions as the continuing liability of owners of all property now within the* limits of the city to be subject to tax levy for outstanding bonds and various other questions that I felt were not fully considered and weighed. It is my earnest hope that elected representatives of the people will not place personal feeling because of anything I am purported to have said above public interest.

FLETCHER BOWRON
Mayor of Los Angeles

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

The following resolution was offered:

Assembly Joint Resolution No. 45: By Mr. Heisinger—Relative to taking of wild ducks in California.

Referred to Committee on Rules.

Speaker Pro Tempore Presiding

At 9.30 a.m., Hon. Thomas A. Maloney, Speaker pro Tempore of the Assembly, presiding.

CONSIDERATION OF DAILY FILE (RESUMED)

UNFINISHED BUSINESS

CONSIDERATION OF SENATE AMENDMENTS

Assembly Bill No. 1327—An act amending Section 58 of the Unemployment Insurance Act, relating to disqualification for benefits.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 1327?

Amendment No. 1

On page 2, line 4, of the printed bill, after "Section," insert "under a determination transmitted to him by the department".

Amendment No. 2

On page 2, line 8, of the printed bill, strike out "A disqualified individual", and insert "An individual so disqualified".

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 1327 by the following vote:

AYES—Anderson, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Nicholson, O'Day, Price, Robertson, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—63.

NOES—None.

Assembly Bill No. 1327 ordered enrolled.

Hon. John F. Thompson Presiding

At 9.40 a.m., Hon. John F. Thompson, Member of the Assembly from the Twenty-ninth District, presiding.

RECONSIDERATION OF ASSEMBLY BILL NO. 14

In compliance with a notice given on a previous day, Messrs. Debs, Allen, and Collier moved that the vote whereby Assembly Bill No 14 was passed be reconsidered.

Point of Order

Mr. Boyd arose to the following point of order: That Mr. Weber is not speaking to the question.

Ruling by Speaker

Acting Speaker Thompson ruled the point of order well taken.

Speaker Pro Tempore Presiding

At 9.43 a.m., Hon. Thomas A. Maloney, Speaker pro Tempore of the Assembly, presiding.

The question being on the motion to reconsider Assembly Bill No. 14.

Request for Unanimous Consent to Be Permitted to Read Telegram

Mr. Waters asked for unanimous consent that he be permitted to read a telegram to the Assembly.

Mr. Dunn withheld unanimous consent.

Motion to Temporarily Suspend the Rules

Mr. Doyle moved that Rule No. 92 be temporarily suspended for the purpose of permitting Mr. Waters to read a telegram to the Assembly.

Mr. Waters seconded the motion.

The roll was called, and the Rules temporarily suspended by the following vote:

AYES—Beck, Bennett, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, M Philip Davis, Debs, Dickey, Ralph C Dills, Doyle, Dunn, Erwin, Gaffney, Gannon, Grant, Grunsky, Hahn, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Knight, Loomis, Luckel, Lyons, Miller, Niehouse, Price, Sherwin, Stanley, Stephenson, Stewart, Thompson, Thurman, Waters, Weber, and Wollenberg—51.

NOES—Berry, Elliott, Geddes, and Sillman—4.

The question being on the motion to reconsider Assembly Bill No. 14.

Motion to Grant Additional Time

Mr. Collier moved that Mr. Thomas be granted an additional five minutes for debate.

Mr. Anderson seconded the motion.

Motion carried.

The question being on the motion to reconsider Assembly Bill No. 14.

Speaker Presiding

At 10.01 a.m., Hon. Sam L. Collins, Speaker of the Assembly, presiding.

The question being on the motion to reconsider Assembly Bill No. 14.

Demand for Previous Question

Messrs. Thurman, Grunsky, Sherwin, Sillman, and Dunn demanded the previous question.

Demand for previous question sustained.

The question being on the motion to reconsider the vote whereby Assembly Bill No. 14 was passed.

The roll was called, and reconsideration granted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Boyd, Brown, Burke, Butters, Caldecott, Clarke, Collier, Conrad, Cramer, Crichton, Debs, Dickey, Clayton A Dills, Ralph C Dills, Doyle, Dunn, Elliott, Erwin, Field, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Luckel, Lyons, Maloney, Niehouse, Price, Sherwin, Sillman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr Speaker—55

NOES—Berry, Burns, Carey, George D Collins, Cooke, Crowley, Fletcher, Geddes, Miller, Robertson, Sheridan, Thomas, and Weber—13

Assembly Bill No 14 ordered to third reading.

Request for Unanimous Consent to Take Up Assembly Bill No. 14, at This Time

Mr. Waters asked for unanimous consent that Assembly Bill No. 14 be taken up, at this time.

Mr. Thomas withheld unanimous consent.

Request for Unanimous Consent That Telegram Be Printed in the Journal

Mr. Collier asked for unanimous consent that the telegram read to the Assembly by Mr. Waters be ordered printed in the Journal.

Mr. Hawkins withheld unanimous consent.

RECONSIDERATION OF ASSEMBLY BILL NO. 1573

In compliance with a notice given on a previous day, Mr. Beck moved that the vote whereby Assembly Bill No. 1573 was passed be reconsidered.

The roll was called, and Assembly Bill No. 1573 reconsidered by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Knight, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—68.

NOES—None.

APPOINTMENT OF COMMITTEE ON CONFERENCE CONCERNING ASSEMBLY BILL NO. 1075

The Speaker announced the appointment of Messrs. Crichton, Thompson, and Rosenthal as a Committee on Conference concerning Assembly Bill No. 1075.

RESOLUTIONS

The following resolution was offered:

By Messrs. Thomas and Waters:

House Resolution No. 173

Relating to agreements for the consolidation of municipal corporations

WHEREAS, The City Council of the City of Los Angeles by resolution adopted June 8, 1909, did approve and ratify the report, recommendations, and plan of the committee appointed to formulate a plan for the consolidation of the Cities of Los Angeles, San Pedro, and Wilmington, and

WHEREAS, It is specifically provided in said plan as follows:

"Fourth: That a municipally owned and controlled ferry shall be at once established at San Pedro, connecting said portion of the consolidated city with Terminal Island. The same to be for the use and benefit of the people and only such charges shall be made as will pay the cost of operating and maintenance of the same, but in no event shall the fare exceed 2 cents, either going from or returning to San Pedro.

Fifth: That a municipally owned and controlled public fish market and fisherman's wharf be established on the water front for the accommodation of the fishing interests in that portion of the consolidated city, now known as San Pedro. The same to be fitted with all modern conveniences, and only such charges shall be made therefor as will be necessary to maintain the same in a sanitary condition.

* * * * * * *

Eighth: That a branch of the public library be maintained in said portion of the consolidated city, known as San Pedro, and that the same be adequately supplied with the necessary periodicals and books, and properly officered and managed so that first-class library facilities and privileges shall be afforded that portion of the consolidated city.

* * * * * * *

Eleventh: That for the purpose of providing adequate means for police and fire protection, maintaining library and park facilities, the care, repair, maintenance and lighting of streets and other public places, in that portion of the consolidated city, within the present City of San Pedro, the government of the consolidated city shall lay out and expend annually, within the present City of San Pedro, an amount of money that shall be not less than the part of the municipal taxes for such purposes that shall be levied by the consolidated city, upon the property now situated within the said City of San Pedro."; and

WHEREAS, The resolution of the city council adopting and ratifying the plan provided: "Now, therefore, be it

Resolved by the City Council of the City of Los Angeles, As follows:

That the City Council of the City of Los Angeles hereby ratifies the said report and recommendations of the consolidation committee in their entirety and hereby endorses the same as provided setting forth an adequate and comprehensive plan under which the Cities of Los Angeles, San Pedro, and Wilmington can and should be consolidated into one municipal corporation; that this city council hereby declares that it will by every means within its power promote the consolidation of the Cities of Los Angeles, San Pedro, and Wilmington in accordance with the said report and recommendations of the consolidation committee * * *."; and

WHEREAS, There are at the present time no emergency hospital facilities maintained by the City of Los Angeles in the San Pedro area and no local facilities maintained for the booking and detention of women and juvenile residents of the San Pedro area who are placed under arrest, and no services are provided for cleaning the streets in the San Pedro area; and

WHEREAS, It appears that the conditions of the agreement for the consolidation of the Cities of Los Angeles, San Pedro, and Wilmington above referred to have not been satisfactorily performed by the City of Los Angeles; and

WHEREAS, It appears that there has been a failure to provide other necessary municipal services for the residents in the San Pedro area as more specifically set forth above; now, therefore, be it

Resolved by the Assembly of the State of California, That the Los Angeles city council, harbor commissioner, and the mayor are directed to take immediate action to secure the performance of the provisions of the plan of consolidation and provide other necessary municipal services to the residents of the San Pedro area as more specifically set forth above; and be it further

Resolved, That the Chief Clerk of the Assembly is directed to transmit copies of this resolution to the individual members of the City Council of the City of Los Angeles, to the harbor commission, and to the Mayor of the City of Los Angeles.

Request for Unanimous Consent

Mr. Waters asked for, and was granted, unanimous consent to take up House Resolution No. 173, at this time, without reference to committee or file.

Resolution read, and adopted unanimously.

Speaker Pro Tempore Presiding

At 10.25 a.m., Hon. Thomas A. Maloney, Speaker pro Tempore of the Assembly, presiding.

CONSIDERATION OF DAILY FILE (RESUMED)

UNFINISHED BUSINESS (RESUMED)

RECONSIDERATION OF ASSEMBLY BILL NO. 2668

In compliance with a notice given on a previous day, Mr. Collier moved that the vote whereby Assembly Bill No. 2668 was passed be reconsidered.

The roll was called, and Assembly Bill No. 2668 reconsidered by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, McMillan, Miller, Niehouse, Price, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thurman, Waters, Weber, and Wollenberg—64.

NOES—None.

Assembly Bill No. 2668 ordered to third reading.

NOTICE OF MOTION TO RECONSIDER ASSEMBLY BILL NO. 266 WAIVED

Mr. Dickey waived his notice of motion to reconsider the vote whereby Assembly Bill No. 266 was passed.

Assembly Bill No. 266 ordered transmitted to the Senate.

RESOLUTIONS

The following resolution was offered:

By Mr. Doyle:

House Resolution No. 174

Congratulating Assemblyman Ernest R. Geddes upon his birthday anniversary

WHEREAS, On May 7, 1893, in historic San Antonio, Texas, was born Ernest R. Geddes, now our esteemed colleague, representing for a second term the Forty-ninth Assembly District; and

WHEREAS, Ernest R. Geddes is an enthusiastic exponent of the Good Neighbor Policy, having lived the first 16 years of his life in the Republic of Mexico, coming to California in 1909; and

WHEREAS, Since 1927, Ernest R. Geddes has resided at Pomona, California, where he has enjoyed active leadership in business, political, and fraternal affairs, being a Past Master of Pomona Lodge No. 246, F. and A. M.; Past Patron of Pomona Chapter, Order of Eastern Star; Past High Priest, Pomona Chapter Royal Arch Masons; a member of the Elks Club and of Kiwanis International; and

WHEREAS, Ernest R. Geddes has rendered outstanding service to the people of the Forty-ninth Assembly District and of the State of California as a Member of this Legislature and by his service on the standing Committees on Agriculture, Education, Finance and Insurance, Industrial Relations, and Revenue and Taxation; now, therefore, be it

Resolved by the Assembly of the State of California, That Ernest R. Geddes is hereby congratulated upon his fine record of service in this Legislature, and the Members of this Assembly hereby extend to him their good wishes and felicitations upon this his birthday anniversary; and be it further

Resolved, That the Chief Clerk of the Assembly transmit a suitably prepared copy of this resolution to Assemblyman Ernest R. Geddes as a token of the esteem and good wishes of his colleagues in this Assembly.

Request for Unanimous Consent

Mr. Doyle asked for, and was granted, unanimous consent to take up House Resolution No. 174, at this time, without reference to committee or file.

Resolution read, and adopted unanimously.

BILLS WITHDRAWN FROM INACTIVE FILE, AND PLACED ON THE THIRD READING FILE

The following bills were withdrawn from the inactive file, and placed upon the third reading file:

Assembly Bill No. 1126, on request of Mr. Field.
Assembly Bill No. 1120, on request of Mr. Field.
Assembly Bill No. 1124, on request of Mr. Field.
Assembly Bill No. 1821, on request of Mr. Field.
Assembly Bill No. 1125, on request of Mr. Field.

Hon. C. Don Field Presiding

At 10.35 a m, Hon. C. Don Field, Member of the Assembly from the Forty-third District, presiding.

REQUESTS FOR PERMISSION TO INTRODUCE BILLS

The following request for permission to introduce a bill was presented:

By Mr. Cramer:

ASSEMBLY CHAMBER, SACRAMENTO, May 7, 1947

MR. SPEAKER: In accordance with the provisions of Article IV, Section 2, of the Constitution, I request permission to introduce a bill, the title of which is as follows

An act to provide for leasing additional facilities and service for the extension, maintenance, and operation of the telephone-typewriter system of communication by the State Department of Justice, and to make an appropriation therefor.

Respectfully submitted

HOWARD K. CRAMER

Request referred to Committee on Legislative Procedure.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, May 7, 1947

MR. SPEAKER: Your Committee on Legislative Procedure, to which was referred the following bill, herewith returns the same with the recommendation that the author be permitted to introduce it:

By Mr. Cramer:

An act to provide for leasing additional facilities and service for the extension, maintenance, and operation of the telephone-typewriter system of communication by the State Department of Justice, and to make an appropriation therefor.

WEBER, Chairman

The roll was called, and permission granted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Weber, and Wollenberg—73.

NOES—None.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bill was introduced, and read the first time:

Assembly Bill No. 2678: By Mr. Cramer—An act to provide for leasing additional facilities and service for the extension, maintenance, and operation of the telephone-typewriter system of communication by the State Department of Justice, and to make an appropriation therefor.

Referred to Committee on Ways and Means.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 1155—An act to amend Section 20382 of the Education Code and to add Section 20382.1 to said code, relating to leaves of absence of employees in state colleges not in state civil service.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Weber, and Wollenberg—72

NOES—None

Bill ordered transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT THAT ASSEMBLY BILL NO. 1 BE TAKEN UP, OUT OF ORDER

Mr. Stewart asked for, and was granted, unanimous consent that Assembly Bill No. 1 be taken up, out of order, at this time.

Speaker Presiding

At 10.55 a.m., Hon. Sam L. Collins, Speaker of the Assembly, presiding.

CONSIDERATION OF ASSEMBLY BILL NO. 1

Assembly Bill No. 1—An act adding Chapter 2 to Division 20 of the Health and Safety Code, relating to the control and suppression of air pollution.

Bill read third time.

Demand for Previous Question

Messrs. Evans, Luckel, Cramer, Doyle, and Burke demanded the previous question.

Demand for previous question sustained.

The question being on the passage of Assembly Bill No. 1.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—74.

NOES—McCollister—1.

Bill ordered transmitted to the Senate.

Request for Unanimous Consent That Name Be Added to Roll Call on Assembly Bill No. 1

Mr. M. Philip Davis asked for, and was granted, unanimous consent that his name be added to the roll call on Assembly Bill No. 1, and that he be recorded as voting, "aye."

Explanation of Vote

I did not vote on Assembly Bill No 1 because all debate was cut off before I had the opportunity to ask a question on certain restrictions in this bill that might have created a hardship on apricot growers in my district.

I am in favor of the bill in principle.

J. F. THOMPSON

MEMBER EXCUSED

At 10 59 a.m., Mr. Cooke asked for, and was granted, unanimous consent that Mr. Lester T. Davis be excused for the balance of the legislative day, because of a family emergency.

RECESS

At 11 a m., on motion of Mr. Dickey, the Assembly recessed until 11.05 a.m.

REASSEMBLED

At 11.05 a m., the Assembly reconvened.

Hon. Sam L. Collins, Speaker of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

REQUEST FOR UNANIMOUS CONSENT THAT ASSEMBLY BILL NO. 1819 BE TAKEN UP, OUT OF ORDER

Mr. Gaffney asked for, and was granted, unanimous consent that Assembly Bill No. 1819 be taken up, out of order, at this time.

CONSIDERATION OF ASSEMBLY BILL NO. 1819

Assembly Bill No. 1819—An act to add Chapter 3 to Division 7 of the Vehicle Code, relating to the deposit of security by operators of motor vehicles involved in traffic accidents resulting in the death or personal injury of any person or property damage in excess of one hundred dollars ($100).

Bill read third time.

Motion to Amend

Mr. Hawkins moved the adoption of the following amendment:

Amendment No. 1

On page 3 of the printed bill, as amended in the Assembly on May 1, 1947, between lines 36 and 37, insert

"(d) If the operator of a motor vehicle is denied an automobile liability policy or is discriminated against as to rates, premiums, charges or conditions relating to such policy except for good cause, which cause is applicable, in all respects, to all persons without distinction as to race or color."

Amendment read.

Speaker Pro Tempore Presiding

At 11.57 a.m., Hon. Thomas A. Maloney, Speaker pro Tempore of the Assembly, presiding.

The question being on the adoption of the amendment offered by Mr. Hawkins to Assembly Bill No. 1819.

The roll was called.

Call of the Assembly

Pending the announcement of the vote, Mr Hawkins moved a call of the Assembly.

Motion carried. Time, 12.02 p.m.

The Speaker directed the Sergeant-at-Arms to close the doors, and to bring in the following absent members:

Allen, Bennett, Boyd, Brady, Conrad, Lester T Davis, Dickey, Doyle, Erwin, Geddes, Grant, Hahn, Huckley, Hollibaugh, Kilpatrick, Knight, Price, Robertson, Rosenthal, Thomas, and Waters—21.

PROCEEDINGS UNDER CALL OF THE ASSEMBLY BY UNANIMOUS CONSENT

TEMPORARY SUSPENSION OF ASSEMBLY RULE NO. 85

Mr. Ralph C. Dills asked for, and was granted, unanimous consent that Assembly Rule No. 85 be temporarily suspended for the purpose of placing a call of the Assembly on any matter on file.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 182—An act to add Sections 924 and 925 to the Labor Code, relating to employment of Mexican nationals.

Bill read third time.

Assembly Bill No. 182 ordered passed on file.

Assembly Bill No. 409—An act to add Sections 465.8 and 465.9 to the Vehicle Code, relating to street and highway signs.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Beck, Bennett, Berry, Blosser, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D Collins, Conrad, Cooke, Cramer, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—65

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1272—An act to amend Sections 6358, 6363, 6402, 6812, and 6981 of the Revenue and Taxation Code, relating to the taxation of the privilege of selling and of storing, using, or otherwise consuming tangible personal property, and providing that this act shall take effect immediately.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Bennett, Berry, Blosser, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D Collins, Conrad, Cooke, Cramer, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—67

NOES—None.

Bill ordered transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT THAT ASSEMBLY BILL NO. 2073 BE WITHDRAWN FROM COMMITTEE ON TRANSPORTATION AND COMMERCE, AND RE-REFERRED

Mr. Thurman asked for, and was granted, unanimous consent that Assembly Bill No. 2073 be withdrawn from the Committee on Transportation and Commerce, and be re-referred to the Committee on Revenue and Taxation.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1665—An act to add Article 2 1 to Division 8, Chapter 3 of the Education Code, relating to the school safety patrols in the public schools.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Beck, Berry, Blosser, Brown, Burke, Caldecott, Carey, Clarke, Collier, George D. Collins, Cramer, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, O'Day, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Waters, Weber, and Wollenberg—55.

NOES—Cooke, Ralph C. Dills, and Kilpatrick—3.

Bill ordered transmitted to the Senate.

FURTHER PROCEEDINGS UNDER CALL OF THE ASSEMBLY DISPENSED WITH ON AMENDMENT TO ASSEMBLY BILL NO. 1819

At 12.40 p.m., on motion of Mr. Hawkins, further proceedings under the call of the Assembly were dispensed with.

The names of the absentees were called, and the amendment offered by Mr. Hawkins to Assembly Bill No. 1819 refused adoption by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Burns, Caldecott, Carey, George D. Collins, Cooke, Crowley, M. Philip Davis, Debs, Clayton A Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Evans, Fletcher, Hawkins, Huyck, Kilpatrick, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Sheridan, Sherwin, Thomas, Thorp, and Weber—33

NOES—Berry, Blosser, Brown, Burke, Butters, Clarke, Collier, Conrad, Cramer, Crichton, Dickey, Dolwig, Erwin, Field, Gaffney, Gannon, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, James, Johnson, Kirkwood, Loomis, Lowrey, McCollister, O'Day, Silliman, Stanley, Stephenson, Stewart, Thompson, Thurman, Waters, Wollenberg, and Mr Speaker—38.

The question being on the passage of Assembly Bill No. 1819.

Demand for Previous Question

Messrs. Thurman, Luckel, Butters, Robertson, and Burns demanded the previous question.

Demand for previous question sustained.

The question being on the passage of Assembly Bill No. 1819.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Beck, Berry, Blosser, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, George D Collins, Conrad, Cramer, Crowley, M. Philip Davis, Debs, Dickey, Dolwig, Doyle, Dunn, Erwin, Field, Gaffney, Gannon, Grant, Grunsky, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Niehouse, O'Day, Price, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—56.

NOES—Anderson, Bennett, Burns, Cooke, Ralph C. Dills, Elliott, Fletcher, Hahn, Hawkins, Kilpatrick, Lyons, Miller, and Thomas—13

Bill ordered transmitted to the Senate.

Hon. Albert C. Wollenberg Presiding

At 1.05 p m., Hon. Albert C. Wollenberg, Member of the Assembly from the Twenty-first District, presiding.

REQUEST FOR UNANIMOUS CONSENT TO TAKE UP ASSEMBLY BILL NO. 2668, OUT OF ORDER

Mr. Collier asked for, and was granted, unanimous consent that Assembly Bill No. 2668 be taken up, out of order, at this time.

CONSIDERATION OF ASSEMBLY BILL NO. 2668

Assembly Bill No. 2668—An act to amend Sections 5, 6, 7, 24.27, and 67.5 of the Alcoholic Beverage Control Act, relating to licenses, sales, storage and taxation of alcoholic beverages.

Bill read third time.

Motion to Amend

Mr. Collier moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "5, 6, 7, 24.27, and 67.5", and insert "6 and 24.27".

Amendment No. 2

On page 1 of said bill, strike out lines 1 to 25, inclusive; strike out all of page 2; and on page 3, strike out lines 1 to 22, inclusive.

Amendment No. 3

On page 3, line 23, of said bill, strike out "SEC. 2", and insert "SECTION 1".

Amendment No. 4

On page 6, lines 18 and 19, of said bill, strike out ", boats and certificated air carriers", and insert "and boats".

Amendment No. 5

On page 10 of said bill, strike out lines 18 to 52, inclusive; and strike out all of page 11.

Amendment No. 6

On page 12, line 1, of said bill, strike out "SEC. 4", and insert "SEC. 2".

Amendment No. 7

On page 12 of said bill, strike out lines 19 to 51, inclusive; and strike out page 13.

Amendments read, and adopted.

Bill ordered reprinted, and re-engrossed.

Motion to Place Rush Order on Printing of Assembly Bill No. 2668

Mr. Collier moved that a rush order be placed on the printing of Assembly Bill No. 2668.

Motion carried.

Motion to Set Special Order

Mr. Collier moved that Assembly Bill No. 2668 be made a special order of business for Thursday, May 8, 1947, at 11 a.m.

Mr. Collier withdrew his motion.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF SENATE BILLS (BY UNANIMOUS CONSENT)

Senate Bill No. 1045—An act to amend Section 21 of the Bank Act, relating to surplus of banks, Sections 23, 60, and 82 of the Bank Act, relating to the minimum capital requirements for new banks, and Section 9, relating to the establishment of branch banks.

Bill read third time.

Motion to Amend

Mr. Miller moved the adoption of the following amendment:

Amendment No. 1

On page 7, line 17, of the printed bill, as amended in the Senate on April 3, 1947, strike out "453x of the Civil Code", and insert "12392 of the Insurance Code".

Amendment read, and adopted.

Bill ordered reprinted, and to third reading.

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 559—An act to amend Section 632 of the Welfare and Institutions Code, relating to qualifications for probation officer.

Bill read third time.

Motion to Amend

Mr. Wollenberg moved the adoption of the following amendment:

Amendment No. 1

On page 1 of the printed bill, as amended in the Assembly on May 1, 1947, strike out lines 3 to 15, inclusive, and insert

"632. No person who is a sheriff or constable or who is related, by consanguinity or affinity within the third degree, to the judge of the juvenile court or to a member of the probation committee may be appointed to, or receive the salary of, the office of probation officer, assistant probation officer or deputy probation officer No person may be appointed to any one of such positions unless such person is a graduate of a college or university, preferably with a major in psychology, social work, sociology or law; provided, however, that experience as a full time probation officer, parole officer, social worker in a recognized social work agency, or other experience equivalent in the opinion of the appointing power, may be substituted on a year for year basis for not more than four years of college or university education."

Amendment read, and adopted.

Bill ordered reprinted, and re-engrossed.

MATTERS CONTINUED ON FILE

By unanimous consent, all matters on file were continued until the next legislative day.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, May 7, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1274

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bill ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 7, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1930

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bill ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 7, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1438

And reports the same correctly re-engrossed.

WEBER, Chairman

Above reported bill ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 7, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Concurrent Resolution No. 69—Relative to the need of trained teachers;

Assembly Concurrent Resolution No. 72—Relative to Maurice Bradley Browne;

And reports that the same have been correctly enrolled, and presented to the Secretary of State on the seventh day of May, 1947, at 11 a.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, May 7, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 189—An act to amend Section 4300h of the Political Code and Section 27471 of the Government Code, relating to coroners' fees;

Assembly Bill No. 591—An act to amend Sections 6i, 15d, and 15f of the Municipal Utility District Act as enacted by Chapter 218 of the Statutes of 1921 and thereafter amended and to amend Sections 1400, 1424, and 1530 of the Municipal Utility District Act, as revised by Senate Bill No. 50 of the 1947 Regular Session, relating to municipal utility districts, sewer facilities thereof, and taxation thereby, declaring the urgency hereof, to take effect immediately;

And reports that the same have been correctly enrolled, and presented to the Governor on the seventh day of May, 1947, at 11.30 a.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, May 7, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1788

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bill ordered to third reading.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, May 6, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed:

Assembly Bill No. 976
Assembly Bill No. 986
Assembly Bill No. 2148

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bills ordered enrolled.

RE-REFERENCE OF BILLS

By order of the Speaker, the following bills were withdrawn from the file, and re-referred as follows:

Assembly Bill No. 1930 re-referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 1274 re-referred to Committee on Revenue and Taxation.

REPORTS OF STANDING COMMITTEES

Committee on Public Health

ASSEMBLY CHAMBER, SACRAMENTO, May 7, 1947

MR. SPEAKER: Your Committee on Public Health, to which were referred:

Assembly Bill No. 743
Assembly Bill No. 950
Assembly Bill No. 1620
Assembly Bill No. 2397

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

DEBS, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 7, 1947

MR. SPEAKER: Your Committee on Public Health, to which was referred:

Senate Bill No. 1064

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

DEBS, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 7, 1947

MR. SPEAKER: Your Committee on Public Health, to which were referred:

Senate Bill No. 251
Senate Bill No 486
Senate Bill No. 1061
Senate Bill No. 1265

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

DEBS, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 7, 1947

MR. SPEAKER: Your Committee on Public Health, to which was referred:

Assembly Bill No 238

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

DEBS, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 7, 1947

MR. SPEAKER: Your Committee on Public Health, to which were referred:

Assembly Bill No. 1236
Assembly Bill No. 2416
Assembly Bill No. 2428
Assembly Bill No. 2454

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

DEBS, Chairman

Above reported bills ordered to second reading.

Committee on Fish and Game

ASSEMBLY CHAMBER, SACRAMENTO, May 6, 1947

MR. SPEAKER: Your Committee on Fish and Game, to which were referred:

Senate Bill No. 58
Senate Bill No. 447

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

ERWIN, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 6, 1947

MR. SPEAKER: Your Committee on Fish and Game, to which was referred:

Assembly Bill No. 702

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

ERWIN, Chairman

Above reported bill ordered to second reading.

Committee on Judiciary

ASSEMBLY CHAMBER, SACRAMENTO, May 7, 1947

MR. SPEAKER: Your Committee on Judiciary, to which were referred:

Assembly Bill No. 240
Assembly Bill No. 285
Assembly Bill No. 286
Assembly Bill No. 287
Assembly Bill No. 1714

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

BROWN, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 7, 1947

MR. SPEAKER: Your Committee on Judiciary, to which were referred:

Assembly Bill No. 890
Assembly Bill No. 1071

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

BROWN, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 7, 1947

MR. SPEAKER: Your Committee on Judiciary, to which were referred:

Assembly Bill No. 193
Assembly Bill No. 566
Assembly Bill No. 770
Assembly Bill No. 1365

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

BROWN, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 7, 1947

MR. SPEAKER: Your Committee on Judiciary, to which was referred:

Senate Bill No. 328

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

BROWN, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 7, 1947

MR. SPEAKER: Your Committee on Judiciary, to which was referred:

Assembly Bill No. 2316

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

BROWN, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 7, 1947

MR. SPEAKER: Your Committee on Judiciary, to which were referred:

Assembly Bill No 226
Assembly Bill No. 1331
Assembly Bill No. 799
Assembly Bill No. 2673

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

BROWN, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 7, 1947

MR. SPEAKER: Your Committee on Judiciary, to which were referred:

Senate Bill No. 115
Senate Bill No. 310
Senate Bill No. 385

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

BROWN, Chairman

Above reported bills ordered to second reading.

Committee on Social Welfare

ASSEMBLY CHAMBER, SACRAMENTO, May 7, 1947

MR. SPEAKER: Your Committee on Social Welfare, to which was referred:
Assembly Bill No. 716

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be re-referred to Committee on Ways and Means.

NIEHOUSE, Chairman

Above reported bill re-referred to Committee on Ways and Means.

ASSEMBLY CHAMBER, SACRAMENTO, May 7, 1947

MR. SPEAKER: Your Committee on Social Welfare, to which was referred:
Assembly Bill No 1516

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

NIEHOUSE, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 7, 1947

MR. SPEAKER: Your Committee on Social Welfare, to which was referred:
Assembly Bill No. 713

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

NIEHOUSE, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 7, 1947

MR. SPEAKER: Your Committee on Social Welfare, to which was referred:
Assembly Bill No. 572

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

NIEHOUSE, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 7, 1947

MR. SPEAKER: Your Committee on Social Welfare, to which were referred:
Assembly Bill No. 2274
Assembly Bill No. 2391

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

NIEHOUSE, Chairman

Above reported bills ordered to second reading.

Committee on Agriculture

ASSEMBLY CHAMBER, SACRAMENTO, May 7, 1947

MR. SPEAKER: Your Committee on Agriculture, to which was referred:
Assembly Bill No. 2387

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

CLARKE, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 7, 1947

MR. SPEAKER: Your Committee on Agriculture, to which was referred:
Assembly Bill No. 1147

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, do pass, as amended, and re-refer to Committee on Ways and Means.

CLARKE, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 7, 1947

MR. SPEAKER: Your Committee on Agriculture, to which were referred:

Assembly Bill No. 420
Assembly Bill No. 421
Assembly Bill No. 541
Assembly Bill No. 696
Assembly Bill No. 1140
Assembly Bill No. 1374
Assembly Bill No. 1671

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

CLARKE, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 7, 1947

MR. SPEAKER: Your Committee on Agriculture, to which were referred:

Senate Bill No. 680
Senate Bill No. 681
Senate Bill No. 682
Senate Bill No. 683
Senate Bill No. 959
Senate Bill No. 1240

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

CLARKE, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 7, 1947

MR. SPEAKER: Your Committee on Agriculture, to which were referred:

Assembly Bill No. 1825
Assembly Bill No. 1828

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

CLARKE, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 7, 1947

MR. SPEAKER: Your Committee on Agriculture, to which were referred:

Assembly Bill No. 1352
Assembly Bill No. 2664

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

CLARKE, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 7, 1947

MR. SPEAKER: Your Committee on Agriculture, to which was referred:

Assembly Bill No. 1233

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be re-referred to Committee on Ways and Means.

CLARKE, Chairman

Above reported bill re-referred to Committee on Ways and Means.

Committee on Livestock and Dairies

ASSEMBLY CHAMBER, SACRAMENTO, May 7, 1947

MR. SPEAKER: Your Committee on Livestock and Dairies, to which was referred:

Senate Bill No. 343

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

THORP, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 7, 1947

MR. SPEAKER: Your Committee on Livestock and Dairies, to which was referred:

Senate Bill No. 344

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

THORP, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 7, 1947

MR. SPEAKER: Your Committee on Livestock and Dairies, to which was referred:

Assembly Bill No. 97

Has had the same under consideration, and reports the same back with amendments with the recommendation · Amend, and re-refer to the committee.

THORP, Chairman

Above reported bill ordered to second reading.

Committee on Agriculture

ASSEMBLY CHAMBER, SACRAMENTO, May 7, 1947

MR. SPEAKER: Your Committee on Agriculture, to which was referred:

Assembly Bill No. 417

Has had the same under consideration, and reports the same back with the recommendation: Do pass

CLARKE, Chairman

Above reported bill ordered to second reading.

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, May 7, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 16
Assembly Bill No. 118
Assembly Bill No. 1324
Assembly Bill No. 1625
Assembly Bill No. 1868
Assembly Bill No. 1895
Assembly Bill No 1902
Assembly Bill No 2029

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

Committee on Conservation, Planning, and Public Works

ASSEMBLY CHAMBER, SACRAMENTO, May 7, 1947

MR. SPEAKER: Your Committee on Conservation, Planning, and Public Works, to which was referred:

Senate Bill No. 880

Has had the same under consideration, and reports the same back with the recommendation: Do pass

McMILLAN, Chairman

Above reported bill ordered to second reading.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, May 6, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed:

Senate Bill No. 13
Senate Bill No. 299
Senate Bill No. 322
Senate Bill No. 516
Senate Bill No. 638
Senate Bill No. 666
Senate Bill No 671
Senate Bill No. 743
Senate Bill No. 835
Senate Bill No 930
Senate Bill No 1059
Senate Bill No. 1069
Senate Bill No. 1107
Senate Bill No. 1122
Senate Bill No. 1123
Senate Bill No. 1124
Senate Bill No. 1169
Senate Bill No. 1364
Senate Bill No. 1385
Senate Bill No. 1554
Senate Bill No. 1556

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS

The following bills were read the first time:

Senate Bill No. 13—An act to amend Section 10452 of, and to add Section 10456 to, the Revenue and Taxation Code, relating to the motor vehicle transportation license tax.

Referred to Committee on Revenue and Taxation.

Senate Bill No. 299—An act to add Sections 498, 499, 500, 501, 502, 503, 504, 505, 506, to Article 1, Part 2, Division 4, of the Fish and Game Code, relating to farm fish ponds.

Referred to Committee on Fish and Game.

Senate Bill No. 322—An act to amend Section 301 of the Agricultural Code, relating to meat inspection.

Referred to Committee on Livestock and Dairies.

Senate Bill No. 516—An act to amend Sections 8505, 8507, and 8562 of the Business and Professions Code, relating to the regulation of structural pest control.

Referred to Committee on Public Health.

Senate Bill No. 638—An act to amend Section 2807 of the Education Code, relating to the formation of union elementary school districts.

Referred to Committee on Education.

Senate Bill No. 666—An act making appropriations for the support of the Government of the State of California and for several public purposes in accordance with the provisions of Section 34 of Article IV of the Constitution of the State of California, approved and adopted by the people at the general election held November 7, 1922, to take effect immediately.

Referred to Committee on Ways and Means.

Senate Bill No. 671—An act to amend Sections 1673 and 1678 of the Insurance Code, relating to insurance.

Referred to Committee on Finance and Insurance.

Senate Bill No. 743—An act to add Section 1066.6 to the Agricultural Code, relating to sodium fluoroacetate.

Referred to Committee on Agriculture.

Senate Bill No. 835—An act to add Sections 203, 204, and 205 to the Education Code, all relating to the California State Educational Agency for Surplus Property, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Education.

Senate Bill No. 930—An act to amend Section 1352 of the Labor Code, relating to employment, working hours of female employees.

Referred to Committee on Industrial Relations.

Senate Bill No. 1059—An act to add Sections 2013, 2141.5, and 2141.6 to the Business and Professions Code, relating to offenses against the chapter on medicine and surgery.

Referred to Committee on Public Health.

Senate Bill No. 1069—An act to amend Section 2384 of the Business and Professions Code, relating to disciplinary actions under the chapter on medicine and surgery.

Referred to Committee on Public Health.

Senate Bill No. 1107—An act to amend Section 736 of the Agricultural Code, relating to consolidation of marketing areas.

Referred to Committee on Agriculture.

Senate Bill No. 1122—An act to amend Section 9255 of the Revenue and Taxation Code, relating to the confidential character of information obtained in the administration of the use fuel tax.

Referred to Committee on Revenue and Taxation.

Senate Bill No. 1123—An act to amend Section 7726 of the Revenue and Taxation Code, relating to the taxability of sales of motor vehicle fuel by unlicensed distributors.

Referred to Committee on Revenue and Taxation.

Senate Bill No. 1124—An act to add Section 10406 to the Revenue and Taxation Code, relating to the confidential character of information obtained in the administration of the motor vehicle transportation license tax.

Referred to Committee on Revenue and Taxation.

Senate Bill No. 1169—An act to amend Section 4300c of the Political Code, and to amend Section 27363 and to add Section 27380.5 to the Government Code, relating to recorder's fees.

Referred to Committee on Judiciary.

Senate Bill No. 1364—An act to amend Section 11272 of the Revenue and Taxation Code, relating to extensions of time for reporting operations of private cars.

Referred to Committee on Revenue and Taxation.

Senate Bill No. 1385—An act to amend Sections 5321, 5322, and 5323 of the Business and Professions Code, relating to the disposition of outdoor advertising revenue.

Referred to Committee on Governmental Efficiency and Economy.

Senate Bill No. 1554—An act relating to the solicitation of individual or group hospitalization, surgical and medical care programs for members or potential members of nonprofit agricultural or horticultural organizations.

Referred to Committee on Public Health.

Senate Bill No. 1556—An act to make an appropriation to the Agricultural Research Study Committee, to take effect immediately.

Referred to Committee on Ways and Means.

ANNOUNCEMENT OF COMMITTEE MEETINGS

It was announced that the following committees would hold meetings:

At 3 p.m., today—

Governmental Efficiency and Economy.
Manufacturing, Oil, and Mining Industry.
Conservation, Planning, and Public Works.
Ways and Means.

At 8 p.m., tonight—

Special Investigating Committee.
Constitutional Amendments.
Municipal and County Government.

GUESTS EXTENDED PRIVILEGE OF ASSEMBLY FLOOR

On request of Mr. Miller, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. Anne Soderstom, teacher of the Excelsior School of Contra Costa County, and the following pupils: Bobbie Watters, Alfred Alves, Jewell Allen, Helen Watkins, L. T. Byer, Hazel Walker, Jackie Byer, Bobbie Latimer, Frank Dunn, Mary Mekata, Mathew Coelho, Rose Marie Coelho, Donald Coelho, Donald Pitan, Albert Gulart, Dolores Gounzalves, Peggy Teramoto, William Busurt, Carrol Bonivich, Amy Hegashahara, Burl Allen, Dorothy Rebiero, Melvin Mello, and Joyce Silva

On request of Mr. Miller, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Ogden Romwall, teacher of the Byron School, and the following guests: Mrs. Frances Caelho, Mrs. Irene Spencer, Ray Houston, Mr. Fabin Richart, Mrs. Mary Caelho, Mrs. Orin A. Howard, Mrs. Louie Souza, and the following pupils: Clarence Machado, Norman Thomas, Lawrence De Borba, Louie Souza, Dorothy Hiratsuka, Roland Scribner, Florence Lopez, Kenneth Howard, Patsy Wiley, Patricia Santos, Harry Armstrong, George Sawtelle, Mary Tresch, Anna Marie Sani, Lorene Phipps, Wilma Jean Davis, Cameron Linn, and Jimmie Tuck.

On request of Mr. Thurman, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. Gilbert Cramer and Mrs. E. Johnson of Grass Valley.

On request of Mr. Thurman, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Elmer Stevens, teacher of the Grass Valley High School, and the following pupils: Irwin Blake, Gene Meyers, Gene Kelley, Norine Hugi, Lois McCain, Gerald Peard, John Allochas, John Kochevee, James Fuller, R. Hutchins, Bill Greentree, Jack Cramer, John Potts, Bob Hall, Alan Story, and Albert Ali.

On request of Mr. Gannon, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to David Jones, Pauline Hanson, teachers of the Arcade School, and the following pupils: Joan Clement, Carolyn Coffing, Rosalie Collipriest, James Crow, John Crowley, Charles Croy, Lola Davis, Phyllis Drew, Leo Edwards, Bob Estabrook, Dick Estabrook, James Fagerskog, Paul Flatt, Arthur Ford, Bob Golden, Loreen Halkyard, Earl Hurd, Sheila Hurley, Don Jones, Shirley

Keith, Jack Kelly, Arlo Diane Kiebert, John Kowaleski, Don Laughlin, Charles Ledbetter, Doris Lee, Don Love, Kent Lowney, Bertrand McBride, Clarence Martin, Nola Jean Martin, Walter Martin, Bob McCowan, Pauline McCurdy, Ronald McMurray, Dean Merrick, Peggy Morgan, LaVonne Ottinger, Lillian Perry, Joyce Redd, Glenda Rothfelder, Edna Royal, Leslie Scott, Lois Smith, Iris Snyder, Marion Soloman, Wendell Sparks, Betty Ann Stefani, Bob Syftestad, Jack Taylor, Jo Ann Vanderhoef, Jimmie Whitaker, Bertha Wyatt, Joe Zvalo, Dolores Zvalo, Gene Arino, Thomas Artheston, Lewis Aymar, Don Banks, James Boricher, Don Bray, Evelyn Bryant, Beverly Chapman, and Don Chapman.

On request of Mr. Hinckley, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mayor A. E. McKersie of Colton.

On request of Mr. Waters, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Deputy Attorney General and Mrs. Daniel N. Stevens of Los Angeles.

On request of Mr. Blosser, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to William A. Flading of San Francisco.

ADJOURNMENT

At 1.23 p.m., on motion of Mr. Dickey, the Speaker declared the Assembly adjourned until 9 a.m., Thursday, May 8, 1947.

SAM L. COLLINS, Speaker

GERALDINE B. HADSELL, Minute Clerk

CALIFORNIA LEGISLATURE
FIFTY-SEVENTH (GENERAL) SESSION

ASSEMBLY DAILY JOURNAL

SIXTY-SECOND LEGISLATIVE DAY
ONE HUNDRED TWENTY-THIRD CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO
Thursday, May 8, 1947

The Assembly met at 9 a.m.
Hon. Sam L. Collins, Speaker of the Assembly, presiding.
Chief Clerk Arthur A. Ohnimus at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Nichouse, O'Day, Price, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—79.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. Raymond Renwald:

O God, from whom all good things proceed, grant a favorable reply to our lowly petitions; that by Thy holy inspirations we may ever think of such things as are right, and by Thy guidance ever do what is correct, for Thine honor and for the good of our fellow man—AMEN.

READING OF THE JOURNAL DISPENSED WITH

On motion of Mr. Hollibaugh, further reading of the Journal of the previous legislative day was dispensed with.

LEAVES OF ABSENCE FOR THE DAY

The following member was granted leave of absence for the day, and desired to waive his per diem:

Mr. Rosenthal, on motion of Mr. Kilpatrick.

RE-REFERENCE OF BILLS

By order of the Speaker, the following bills were withdrawn from the file, and re-referred as follows:

Assembly Bill No. 1902 re-referred to Committee on Education.

Assembly Bill No. 1895 re-referred to Committee on Revenue and Taxation.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, May 8, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 2668

And reports the same correctly re-engrossed.

WEBER, Chairman

Above reported bill ordered to third reading.

CONSIDERATION OF DAILY FILE
SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 420—An act to amend Sections 20517 and 20569 of the Water Code, relating to irrigation districts.

Bill read second time, and ordered engrossed.

Assembly Bill No. 421—An act to add Sections 23650 and 23651 to the Water Code, relating to improvement districts in irrigation districts.

Bill read second time, and ordered engrossed.

Assembly Bill No. 541—An act to amend Sections 24252 and 24253 of the Water Code, relating to irrigation district leases or contracts.

Bill read second time, and ordered engrossed.

Assembly Bill No. 696—An act to amend Section 26901 of the Water Code, relating to irrigation districts.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1140—An act to amend Section 160 of the Agricultural Code, relating to white pine blister rust hosts.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1374—An act to amend Section 23286 of the Water Code, relating to cooperation between the United States and districts.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1516—An act to amend Sections 5260, 6650, and 7012, and to repeal Sections 7009, 7010, 7011, and 7015 of the Welfare and Institutions Code, relating to mentally deficient persons.

Bill read second time, and ordered engrossed.

Assembly Bill No. 226—An act to amend Section 12 of an act entitled "An act authorizing the establishment of municipal courts, prescribing their constitution, regulations, government, procedure and jurisdiction, and providing for the election and appointment of the judges, clerks and other attaches of such courts, their terms of office, qualification

and compensation and for the selection of jurors therein," approved May 23, 1925, relating to residential qualifications of attaches of municipal courts.

Bill read second time, and ordered engrossed.

Assembly Bill No. 799—An act to amend Section 105a of the Code of Civil Procedure, relating to traveling expenses of a substitute justice or city judge.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1331—An act to amend Section 731a of the Code of Civil Procedure, relating to the use of injunction against a nuisance in industrial or commercial zones.

Bill read second time, and ordered engrossed.

Assembly Bill No. 2673—An act to add Section 66j to the Code of Civil Procedure, relating to the number of judges of the Superior Court in the County of Kern, and providing for the appointment of an additional judge and for his compensation.

Bill read second time, and ordered engrossed.

Assembly Bill No. 702—An act to amend Section 54 of the Fish and Game Code, relating to game management areas.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1671—An act to add Section 20566.1 to the Water Code, relating to petitions in irrigation districts.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1825—An act to amend Sections 1299.18, 1300.1, 1300.2, 1300.4-a, and 1300.6 of, to repeal Section 1300.5 of, and to add Sections 1300.3-1, 1300.3-2, 1300.3-3, 1300.9h, and 1300.9i to, the Agricultural Code, relating to processors of farm products.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Agriculture:

Amendment No. 1

On page 5, line 22, of the printed bill, after "harvesting," insert "or any other service contracted to be done by licensee in connection with the acceptance, harvesting,".

Amendment No. 2

On page 5 of said bill, between lines 37 and 38, insert

"Any order revoking or suspending a license may, within the discretion of the director, be made conditional upon the settlement, adjustment or satisfaction of the consequences of the violation or violations as specified, and the operation of such an order may be deferred for such purpose Any such order may contain provisions for modification or dismissal thereof upon presentation to the director of evidence that the matter of complaint has been settled, adjusted or withdrawn at any time before such order becomes final."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1828—An act to amend Sections 1261, 1262, 1263, 1267, 1268.1, 1269, and 1273 of, and to add Sections 1268.2, 1268.3, 1268.5, and 1275 to, the Agricultural Code, relating to produce dealers.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Agriculture:

Amendment No. 1

On page 10 of the printed bill, between lines 10 and 11, insert

"(4) Any order revoking or suspending a license may, within the discretion of the director, be made conditional upon the settlement, adjustment or satisfaction of the consequence of the violation or violations as specified, and the operation of such an order may be deferred for such purpose. Any such order may contain provisions for modification or dismissal thereof upon presentation to the director of evidence that the matter of complaint has been settled, adjusted or withdrawn at any time before such order becomes final."

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2387—An act to amend Section 25653 of the Water Code, relating to assessments in irrigation districts.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Agriculture:

Amendment No. 1

On page 1, line 10, of the printed bill, strike out "3 percent", and insert "4 percent".

Amendment No. 2

On page 1 of the printed bill, strike out lines 17 and 18.

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 240—An act to amend Section 1033.7 of the Code of Civil Procedure, relating to judgment creditors claiming costs or disbursements.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

On page 2, line 40, of the printed bill, after "party", insert "either personally or by mail".

Amendment No. 2

On page 3, line 7, of said bill, after "party", insert "either personally or by mail".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 285—An act to amend Section 261a of the Code of Civil Procedure, relating to superior court employees in counties, or cities and counties, of 900,000 population or more.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

On page 1, line 10, of the printed bill, strike out "six hundred", and insert "four hundred twenty".

Amendment No. 2

On page 1, line 11, of the printed bill, strike out "($3,600) per annum;" and insert "($3,420) per annum; one secretary for the appellate department of the superior court, at a salary of three thousand four hundred twenty dollars ($3,420) per annum;".

Amendment No. 3

On page 1, lines 17 and 18, of the printed bill, strike out "eight hundred forty dollars ($3,840) per annum", and insert "six hundred dollars ($3,600) per annum".

Amendment No. 4

On page 1, line 22, of the printed bill, strike out "four", and insert "two".

Amendment No. 5

On page 1, lines 23 and 24, of the printed bill, strike out "two hundred eighty dollars ($2,280)", and insert "four hundred dollars ($2,400)".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 286—An act to add Section 261c to the Code of Civil Procedure, relating to superior court employees in counties, or cities and counties, of 2,000,000 population or more.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

On page 1, line 9, of the printed bill, strike out "three", and insert "two".

Amendment No. 2

On page 1, lines 10 and 11, of said bill, strike out "three assistant probate examiners, each", and insert "one assistant probate examiner".

Amendment No. 3

On page 1, line 13, of said bill, strike out "eight hundred forty dollars ($3,840)", and insert "six hundred dollars ($3,600)".

Amendment No. 4

On page 1, line 14, of said bill, strike out "four", and insert "two".

Amendment No. 5

On page 1, line 15, of said bill, strike out "two hundred dollars ($3,200), per annum; four", and insert "one hundred twenty dollars ($3,120), per annum; two intermediate".

Amendment No. 6

On page 1, line 17, of said bill, strike out "dollars ($2,800) per annum;", and insert "twenty dollars ($3,820) per annum; one probate checker at a salary of two thousand four hundred dollars ($2,400) per annum;".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 287—An act to amend Section 1744 of the Code of Civil Procedure, relating to attaches of the conciliation court in counties of 900,000 population or more.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

On page 1, lines 12 and 13, of the printed bill, strike out "eight hundred forty dollars ($3,840)", and insert "six hundred dollars ($3,600)".

Amendment No. 2

On page 1, line 16, of said bill, strike out "two hundred eighty dollars ($2,280)", and insert "four hundred dollars ($2,400)".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1714—An act to amend Section 737h of the Political Code, relating to salaries of judges of the superior court.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

On page 1, line 4, of the printed bill, strike out "_____", and insert "seven".

Amendment No. 2

On page 1, line 5, of said bill, strike out "($_____)", and insert "($7,000)".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1236—An act to add Chapter 5, comprising Sections 28200 to 28325, inclusive, to Division 21 of the Health and Safety Code, and to repeal an act entitled "An act providing for the sanitation of food producing establishments, places where food is stored, prepared, kept or manufactured and in which food is distributed; regulating the use of sealed containers and providing for the sterilization of bottles, receptacles and containers used for foods, drugs and liquors; regulating the health of persons by whom the materials from which food is prepared or the finished product is handled; providing for the inspection of such places, persons and things; declaring places and things in violation of this act to be nuisances, dangerous to health and providing for the abatement of the same; providing for the licensing of premises upon which walnuts are shelled or otherwise prepared and for the inspection of such premises and prohibiting the purchase, acquisition or receiving of walnuts shelled or prepared other than on licensed premises; providing for license fees; providing for producer exemption and empowering the California State Board of Public Health to make rules and regulations, and providing for the keeping of records; making violations of this act misdemeanors; and providing for the punishment of the same," approved March 6, 1909, relating to the regulation and sanitation of food handling establishments as defined therein, providing for the inspection and licensing of such premises, and prescribing penalties for the violation hereof.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Public Health:

Amendment No. 1

On page 3, line 7, of the printed bill, as amended in the Assembly on May 1, 1947, strike out "fermenting,".

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2416—An act to add Section 2736.5 to the Business and Professions Code, relating to qualifications of applicants for certificates as registered nurses.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Public Health:

Amendment No. 1

On page 1, line 6, of the printed bill, as amended in the Assembly on May 1, 1947, strike out "(c)", and insert "(d)".

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2428—An act to amend Section 2147.5 of the Business and Professions Code, relating to treatment by registered graduates, matriculants, and internes for compensation when incident to study, and to provide for hospital residencies by physicians and surgeons from other states.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Public Health:

Amendment No. 1

On page 2, line 8, of the printed bill, as amended, after "medicine", insert "or doctor of osteopathy".

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2454—An act to amend Section 7414 of the Business and Professions Code, relating to licenses issued by the State Board of Cosmetology.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Public Health.

Amendment No. 1

On page 1, line 13, of the printed bill, after "issued", insert a period.

Amendment No. 2

On page 1 of said bill, strike out lines 14 to 18, both inclusive.

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1352—An act to amend Sections 19621, 19622, 19623, 19624, 19625, and 19626 and to repeal Section 19622.5 of the Business and Professions Code, to repeal Sections 92, 92.1, 92.4, and 92.5 of and to add an article heading to Chapter 3 of Division 1 of, and Sections 92, 92.1, 92.2, 92.3, 92.4, 92.5, 92.6, and 92.7 to, the Agricultural Code, relating to the Fair and Exposition Fund and providing for and regulating the appropriation and expenditure of the money in said fund.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Agriculture:

Amendment No. 1

On page 2 of the printed bill, strike out lines 1, 2, and 3.

Amendment No. 2

On page 5, line 10, of said bill, after "Finance", insert "and "Division" means the Division of Fairs and Expositions in said department".

Amendment No. 3

On page 5, line 41, of said bill, strike out "department", and insert "division".

Amendment No. 4

On page 6, line 15, of said bill, strike out "department", and insert "division".

Amendment No. 5

On page 6, line 37, of said bill, strike out "department", and insert "division".

Amendment No. 6

On page 7 of said bill, between lines 17 and 18, insert "To the Forty-eighth District Agricultural Association, one and one half times the amount of the allowance plus the amount of the premiums, but not less than thirty thousand dollars ($30,000) annually;".

Amendment No. 7

On page 7 of said bill, between lines 17 and 18, insert

"To the Sixth District Agricultural Association fifteen thousand dollars ($15,000) annually for the purpose of holding a permanent exposition and exhibition of all citrus products and of all of the industries and industrial enterprises, resources, and products of every kind and nature of the State of California, with a view of improving, exploiting, encouraging and stimulating such industries, resources and products and for the support of the buildings and grounds and other property of the Sixth District Agricultural Association. No admission fee shall be charged by such exposition."

Amendment No. 8

On page 4 of said bill, strike out lines 18-26, inclusive, and insert, "The second balance of the fund is hereby allocated for expenditures without regard to fiscal years, as follows: Twenty-five percent (25%) for permanent improvements at, or support of, or purchase of land for, the California Polytechnic School; thirty-three percent (33%) for permanent improvements at, or support of, the University of California; the remainder for permanent improvements upon the property of the State, citrus, county, or district agricultural associations for fair purposes, or the purchase of equipment for fair purposes, or the acquisition or purchase of real property, including costs of appraisal or other incidental costs, to be used as sites for such permanent improvements, in such amounts as may be approved by the State Public Works Board and may be allocated by the Director of Finance at his discretion."

Amendment No. 9

On page 1, line 20, of said bill, strike out "Support of the California Polytechnic School", and insert "To the Division of Architecture for preparation of general master plans for district agricultural fairs."

Amendment No. 10

On page 7, lines 23 and 24, of said bill, strike out "six thousand dollars ($6,000)", and insert "thirty thousand dollars ($30,000)".

Amendment No. 11

On page 7 of said bill, between lines 13 and 14, insert

"The money apportioned the California State Fair and the Los Angeles County Fair under this section may be expended for support and payment of premiums, and with the approval of the Department of Finance for capital outlay, including purchase of land, construction, improvements and equipment for such fairs."

Amendment No. 12

On page 7, line 14, of said bill, after "Association", insert "for the open or senior exposition of said association".

Amendment No. 13

On page 7 of said bill, strike out line 18, and insert

"To No. 1A District Agricultural Association for the junior livestock exposition known as the Grand National Junior Livestock Exposition for the exhibition of livestock raised by persons under the age of 21 years, the amount".

Amendment No. 14

On page 7, line 20, of said bill, strike out "fifteen thousand dollars ($15,000)", and insert "thirty thousand dollars ($30,000)".

Amendment No. 15

On page 7, line 32, of said bill, after "district", insert ", except that No. 1A District Agricultural Association shall receive the apportionments provided for in the next preceding section".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2664—An act to repeal Chapter 1 of the Fifty-fifth (Second Extraordinary) Session, Chapter 49 of the Fifty-fifth (Fourth Extraordinary) Session, Chapters 32 and 1053 of the Fifty-sixth Session and Chapter 139 of the Fifty-sixth (First Extraordinary) Session of the Legislature, relating to food and fibre production; providing for the transfer of certain funds to the General Fund to the credit of the Department of Agriculture and for the transfer of property and certain functions performed by the California Farm Production Council to the Department of Agriculture.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Agriculture:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "repeal Chapter 1 of the Fifty-fifth (Second Extraor-"; and strike out all of lines 2 to 10, inclusive, of said title and insert "authorize the Department of Agriculture to acquire surplus housing facilities from the United States or any of the agencies for resale to farmers for housing agricultural workers, making an appropriation therefor and declaring the urgency thereof, to take effect immediately."

Amendment No. 2

On page 1, line 5, of said bill, strike out "that the housing procurement", and strike out lines 6 to 8, inclusive, and insert "and that housing for agricultural workers should be procured in order to insure the production".

Amendment No. 3

On page 2 of said bill, strike out lines 9 to 35, inclusive, and insert

"SEC. 4. Out of any money in the State Treasury not otherwise appropriated, there is hereby appropriated to the Department of Agriculture the sum of five hundred thousand dollars ($500,000) or so much thereof as may be necessary for expenditure without regard to fiscal years for the purpose of carrying out the provisions of this act, including the cost of administering the same.

SEC. 5. This act is hereby declared to be an urgency measure necessary".

Amendment No. 4

On page 2, line 36, of said bill, strike out "measure".

Amendment No. 5

On page 2, line 39, of said bill, strike out "contained"; and strike out all of line 40, and insert "as follows:

Adequate housing for farm laborers is vitally necessary to the successful operation of any plan for the recruitment and maintenance of an adequate supply of farm labor needed to insure the full production and harvesting of California's food crops without serious financial and economic loss The imminence of such losses at this season of the year and the fact that certain types of surplus housing are now available which although suitable for housing of farm labor, are not suitable for the housing needs of veterans and urban dwellers, make it urgent that this act take effect immediately."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1147—An act making an appropriation to the University of California to construct horticulture building and low temperature laboratory at the University Farm at Davis, California.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Agriculture:

Amendment No. 1

In line 1 of the title of the printed bill, following "The", insert "Regents of the".

Amendment No. 2

In line 3 of the title of the printed bill, strike out all following "the", and insert "campus of the College of Agriculture of the University of California at Davis, California."

Amendment No. 3

On page 1, line 1, of the printed bill, after "appropriated", insert "to the Regents of the University of California".

Amendment No. 4

On page 1, line 6, of the printed bill, following "the", strike out "University Farm at Davis", and insert "the campus of the College of Agriculture of the University of California at Davis".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2274—An act to amend Sections 1510, 1511, and 1512 of the Welfare and Institutions Code, relating to aid to needy children, increasing the amount thereof, and making an appropriation.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Social Welfare:

Amendment No. 1

In line 3 of the title of the printed bill, strike out "increasing", and insert "changing".

Amendment No. 2

On page 1 of said bill, strike out line 11, and insert "four hundred eighty dollars ($480) per annum, or if there is more than one such needy child in the same home, the sum of four hundred eighty dollars ($480) per annum for one such needy child and two hundred eighty-eight dollars ($288) per annum for each of the other needy children."

Amendment No. 3

On page 1 of said bill, strike out lines 15 and 16, and insert "seven hundred twenty dollars ($720) per annum, or if there is more than one such needy child in the same home, the sum of seven hundred twenty dollars ($720) per annum for one such needy child and four hundred thirty-two dollars ($432) per annum for each of the other needy children."

Amendment No. 4

On page 1, line 19, of said bill, strike out "one hundred"; and strike out line 20, and insert "two hundred eighty-eight dollars ($288) per annum."

Amendment No. 5

On page 2, line 1, of said bill, strike out "forty dollars ($40)", and insert "sixty dollars ($60)".

Amendment No. 6

On page 2, line 2, of said bill, after "child", insert ", or if there is more than one such needy child in the same home, the sum of sixty dollars ($60) for one such needy child and thirty-six dollars ($36) for each of the other needy children".

Amendment No. 7

On page 2 of said bill, strike out lines 6 and 7, and insert "forty dollars ($40) per month or portion of a month for any one needy child, or if there is more than one such needy child in the same home, the sum of forty dollars ($40) for one such needy child and twenty-four dollars ($24) for each of the other needy children."

Amendment No. 8

On page 2, line 9, of said bill, strike out "State and ".

Amendment No. 9

On page 2, line 14, of said bill, after "Social Welfare", insert "Such standards shall include a budget cost schedule for use in determining the amount of aid needed for children living in their own homes or with relatives on a family group basis."

Amendment No. 10

On page 2, line 22, of said bill, strike out "four hundred eighty dollars"; and in line 23, strike out "($480) per annum.", and insert "seven hundred twenty dollars ($720) per annum; provided, that where there is more than one needy child in the same home the maximum payable for one needy child shall be seven hundred twenty dollars ($720) and the maximum payable for each of the other needy children shall be four hundred thirty-two dollars ($432)."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2391—An act to add Chapter 9.5, consisting of Sections 7200 through 7213, to Division 3 of the Business and Professions Code, relating to guide dogs for the blind.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Social Welfare:

Amendment No. 1

On page 1, line 14, of the printed bill, after "Governor", insert ", who have shown a particular interest in dealing with the problems of the blind."

Amendment No. 2

On page 2, line 22, of the printed bill, after "blind", insert ", and the board may make and promulgate rules and regulations governing the operation of schools which furnish guide dogs and train blind persons to use guide dogs. The board shall also make the necessary rules and regulations covering the reissuance of licenses and the re-examination of those to whom licenses have been issued."

Amendment No. 3

On page 2 of the printed bill, strike out lines 29, 30, and 31, and in line 28, after "(4)", insert 'show that he is equipped by a school or otherwise to give the blind person at least four weeks' training under traffic conditions and (5) have had at least three years' actual experience as a trainer and have handled twenty-two (22) man-dog units."

Amendment No. 4

On page 2 of the printed bill, strike out lines 39 and 40, and insert

"7211. Licenses shall be issued annually without charge.

7212. The proceedings for the revocation or suspension of a license shall be conducted in accordance with Chapter 5 of Part 1 of Division 3 of Title 2 of the Government Code, and the board shall have all the powers granted therein."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 713—An act to amend Section 3047 and to add Section 3047.05 to the Welfare and Institutions Code, relating to aid to needy blind.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Social Welfare:

Amendment No. 1

On page 1 of the printed bill, as amended in the Assembly on April 17, 1947, strike out lines 14 to 17, inclusive, and insert

"(b) Aid shall not be received under the provisions of this chapter by any person who owns cash, insurance having a cash surrender value, or securities, the combined value of which, less all encumbrances thereon of record, is in excess of one thousand dollars ($1,000) unless the Department of Social Welfare finds that the person is capable of becoming partially or wholly self-supporting, and that he has entered upon a program designed to render him so self-supporting, in which case he may own additional cash, insurance having a surrender value, or securities of a value reasonably necessary to carry out such program (but not in excess of the valuation specified in subdivision (a) of this section) without thereby becoming ineligible for aid."

Amendment No. 2

On page 1, line 18, of said bill, strike out "(d)", and insert "(c)".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 193—An act to provide for leasing adequate facilities and service for the establishment and operation of a telephone-typewriter system of communication between the State Department of Justice and the sheriff's office of Nevada County in Nevada City, and to make an appropriation therefor.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

In line 2 of the title of the printed bill, strike out "telephone-typewriter", and insert "teletypewriter".

Amendment No. 2

In line 4 of the title of said bill, strike out "the sheriff's office of".

Amendment No. 3

In line 4 of the title of said bill, strike out "in Nevada".

Amendment No. 4

In line 5 of the title of said bill, strike out "City".

Amendment No. 5

On page 1, line 1, of said bill, strike out "_____", and insert "eight hundred thirty-one".

Amendment No. 6

On page 1, line 1, of said bill, strike out "($_____)", and insert "thirty-six cents ($831.36)".

Amendment No. 7

On page 1, line 4, of said bill, strike out "to be used under the direction".

Amendment No. 8

On page 1, line 5, of said bill, strike out "of the Bureau of Criminal Identification and Investigation".

Amendment No. 9

On page 1, line 6, of said bill, strike out "telephone-typewriter", and insert "teletypewriter".

Amendment No. 10

On page 1, line 8, of said bill, strike out "the sheriff's office of".

Amendment No. 11

On page 1, line 8, of said bill, strike out "in Nevada City".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 770—An act to add Section 1204a to the Penal Code, relating to judgments in criminal cases.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

In line 2 of the title of the printed bill, after "judgments", insert "and orders after conviction".

Amendment No. 2

On page 1 of the printed bill, strike out lines 3 to 9, inclusive, and insert

"1204a. After conviction the court shall not make any order requiring a defendant, who is not sentenced to confinement, to leave or absent himself from the county, city or township in which the court is situated, except that the court may as a condition of probation require the defendant to return to his home or place of employment."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 566—An act to amend Sections 980, 983, and 984 of the Civil Code, all relating to rights in products of the mind.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

Strike out line 1 of the title of the printed bill, and insert

"An act to amend Sections 980 and 983 and to repeal Section 984 of the Civil Code,".

Amendment No. 2

On page 1 of the printed bill, strike out lines 3 to 9, inclusive, and insert

"980. The author or proprietor of any product of the mind consisting of a composition in letters or art has an exclusive ownership therein and in the representation or expression thereof as against all persons except one who originally and independently creates the same or a similar product."

Amendment No. 3

On page 1 of the printed bill, strike out lines 11 to 15, inclusive, and insert

"983. If the owner of any product of the mind consisting of a composition in letters or art publishes it, such product may be used in any manner by any person without responsibility to the owner insofar as the law of this State is concerned."

Amendment No. 4

On page 1 of the printed bill, strike out lines 16 to 22, inclusive, and insert "SEC. 3. Section 984 of said code is repealed."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1365—An act to add Section 2042 to the Penal Code, relating to escapes from the California Vocational Institution.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "add Section 2042 to", and insert "amend Section 3060 of".

Amendment No. 2

In line 2 of the title of said bill, strike out "escapes from the California Vocational Institution", and insert "prisoners and the suspension, cancellation, and revocation of parole".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 3

On page 1 of said bill, strike out lines 1 to 5, inclusive, and insert

"SECTION 1. Section 3060 of the Penal Code is amended to read:

3060. The [board] *Adult Authority* shall have full power to suspend, cancel or revoke any parole without notice, and to order returned to prison any prisoner upon parole. The written order of [the chairman] *any member* of the [board] *Adult Authority* shall be a sufficient warrant for any peace or prison officer to return to actual custody any conditionally released or paroled prisoner."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 890—An act to amend Section 1274bb of, and to add Section 1274d to, the Code of Civil Procedure, and to amend Section 19598 of the Business and Professions Code, relating to abandoned property and escheats.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

On page 1 of the printed bill, as amended in the Assembly on April 2, 1947, strike out lines 1 to 20, inclusive; and on page 2, strike out lines 1 to 37, inclusive, and insert

"SECTION 1. Section 1274bb of the Code of Civil Procedure is amended to read:

1274bb. All money or other property which shall have been, or shall hereafter be, paid into or deposited in the custody of, or be under the control of, any court of the United States, in and for any district within this State, or shall have been, or remained, or hereafter shall be, or remain, in the custody of any depository, registry, clerk or other officer of such court, or the United States Treasurer, and the rightful owner or owners thereof, either (a) shall have been, or shall be, unknown for a period of eight consecutive years; or (b) shall have died or shall die without having disposed thereof, and without having left, or without leaving a will disposing thereof, and without having left or without leaving, heirs, devisees or legatees; or (c) shall have abandoned or shall abandon such funds or property, is declared to have escheated or to escheat, together with all interest accrued thereon, to and to have become or to become the property of the State.

All money or other property which shall have been, or shall hereafter be, paid to, or deposited in the custody of, or remain, or hereafter shall be, or remain, in the custody or under the control of, any officer, department, or agency of the United States or the United States Treasury, which money or other property had its situs or source in this State, and either, (a) the sender thereof was not known, or (b) the money or property was paid, deposited or received for an unknown purpose, or (c) the money or property is credited by such officer, department or agency of the United States or the United States Treasury as "unknown", or (d) which said governmental agency is unable to credit to any particular account or if the rightful owner or owners thereof either (1) shall have been or shall be unknown, for a period of eight consecutive years; or (2) shall have died or shall die without having disposed thereof, and without having left, or without leaving a will disposing thereof, and without having left, or without leaving heirs, devisees or legatees; or (3) shall have abandoned, or shall abandon, such funds or property, is declared to have escheated, or to escheat, together with all interest accrued thereon, to, and to have become, or to become, the property of the State.

This section includes all funds or other property in the possession of the Government of the United States and all of its departments, officers and agencies, which funds or property had their situs in this State or belonged to a resident thereof, and is not limited in its application by the designation of any particular agency

Without limiting the generality of the foregoing, this section further includes all funds and other property held by the Comptroller of Currency of the United States Treasury, Department of Internal Revenue, federal courts, registry of federal courts, and all other government agencies and applies to funds, credits, such evidences of indebtedness as adjusted service bonds, old unclaimed debts which have matured, postal savings bonds, postal savings deposits, liberty bonds, victory notes, Treasury bonds, Treasury notes, certificates of indebtedness, Treasurer's bills, Treasurer's savings certificates, and the interest thereon, bonuses and adjusted compensation, allotments, unclaimed deposits in national banks and unclaimed safe deposit contents held in custody after liquidation of national banks and all unclaimed refunds or rebates of every kind and nature which are the subject of escheat under this section"

Amendment No. 2

On page 2, line 42, of said bill, after "of", insert a comma

Amendment No. 3

On page 2, line 44, of said bill, after "department", strike out the comma.

Amendment No. 4

On page 2, line 46, of said bill, strike out "eight successive", and insert "five consecutive".

Amendment No. 5

On page 3, line 1, of said bill, strike out "it shall also", and insert ", it shall".

Amendment No. 6

On page 3, line 3, of said bill, after "existence", strike out the comma.

Amendment No. 7

On page 3, line 15, of said bill, strike out ", or person in charge of the court, department," and insert "or person in charge of the court, department".

Amendment No. 8

On page 3, line 28, of said bill, strike out "Whenever appropriate and proper,".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1071—An act to amend Sections 86 and 86a of the Code of Civil Procedure, relating to destruction of old records and to keeping of indexes.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

On page 1, line 17, of the printed bill, as amended in the Assembly on March 19, 1947, after "thereof", insert "; provided, however, the foregoing provision for the keeping of indexes shall not apply to criminal actions filed by notice in lieu of a verified complaint under the provisions of Section 739.1 of the Vehicle Code".

Amendment No. 2

On page 2, line 1, of said bill, strike out "and minutes", and insert ", minutes, and permanent indexes".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 743—An act to amend Sections 2410, 2413, 2414, 2415, 2416, 2417, 2418, 2419, 2420, 2420.5, and 2425 of, and to add Sections 2412.5, 2413.5, 2413.6, 2417.5, 2417.6, 2417.7, 2419.5, and 2419.6 to, the Labor Code, relating to camps.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

On page 1 of the printed bill, as amended in the Assembly on April 24, 1947, strike out line 12, and insert "of five or more persons by the employer".

Amendment No. 2

On page 2, line 5, of said bill, strike out "640", and insert "340".

Amendment No. 3

On page 2 of said bill, strike out line 6, and insert "space for each occupant thereof".

Amendment No. 4

On page 2, line 7, of said bill, strike out "each additional occupant thereof".

Amendment No. 5

On page 2, line 49, of said bill, strike out "two compartments".

Amendment No. 6

On page 3 of said bill, strike out line 10, and insert "employees".

Amendment No. 7

On page 3, line 16, of said bill, strike out "persons", and insert "employees".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 950—An act to permit employers to contract with nonprofit medical, surgical or hospital prepayment plan for care of employees and to make pay roll deductions therefor, except as to dissenting employees.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Public Health:

Amendment No. 1

In line 1 of the title of the printed bill, strike out the word "nonprofit".

Amendment No. 2

In line 2 of the title of the printed bill, strike out "plan", and insert "plans or *disability insurers*".

Amendment No. 3

On page 1, line 2, of the printed bill, strike out "non-profit".

Amendment No. 4

On page 1, line 5, of the printed bill, insert "their" before "family dependents"; and strike out "of such employer".

Amendment No. 5

On page 1, line 9, of the printed bill, strike out "non-profit".

Amendment No. 6

On page 1, line 21, of the printed bill, strike out "non-profit".

Amendment No. 7

On page 2 of the printed bill, between lines 8 and 9, insert

"(d) Any partnership, group or association of physicians and surgeons; provided, that to qualify under this subdivision (d), any such partnership, group or association must first submit its entire plan of operations to the State Board of Public Health and secure from such board a certificate of approval."

Amendment No. 8

On page 2 of the printed bill, strike out all of line 9 except "Sec. 4"; strike out line 10; and in line 11, strike out "works three days or less".

Amendment No. 9

On page 2, line 12, of the printed bill, strike out "non-profit".

Amendment No. 10

On page 2, line 27, of the printed bill, strike out "non-profit".

Amendment No. 11

On page 2, line 30, of the printed bill, strike out "non-profit".

Amendment No. 12

On page 2, line 32, of the printed bill, strike out "non-profit".

Amendment No. 13

On page 3, line 5, of the printed bill, strike out "non-profit".

Amendment No. 14

On page 3 of the printed bill, strike out all of lines 14 to 32, inclusive, and insert

"SEC. 8. With respect to partnerships, groups, or associations of physicians and surgeons seeking approval from the State Board of Public Health in order to qualify under Section 3 (d) above, the board shall only approve such plans as:

(a) Are operated without profit or gain, direct or indirect, to any person not a licensed physician and surgeon, except that any such person may receive compensation for nonprofessional services actually rendered to the partnership, group or association; and

(b) Are operated in such a manner as not to interfere with good medical practice; and

(c) Are not owned, controlled, or dominated, directly or indirectly, by any person or persons not licensed to practice medicine or surgery in this State; and

(d) Do not operate in such a manner as to interfere with reasonable competition amongst physicians and surgeons in the community and communities served by such plan; and

(e) Provide for a satisfactory personal undertaking by each and all physicians and surgeons who are members of the partnership, group or association, that any and all medical, surgical or hospital service or care included in any contracts entered into by the partnership, group or association will be furnished in accordance with the provisions of such contracts regardless of whether or not funds paid under such contracts prove to be sufficient to meet the costs of rendering such medical, surgical or hospital services or care."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1620—An act to add Section 605 to the Business and Professions Code, relating to advertising as it pertains to Division 2 of the Business and Professions Code.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Public Health:

Amendment No. 1

On page 1, line 6, of the printed bill, strike out "to:".

Amendment No. 2

On page 1 of the printed bill, strike out lines 7 and 8.

Amendment No. 3

On page 1, line 9, of the printed bill, strike out "(b)", and insert a comma.

Amendment No. 4

On page 1, lines 10 and 11, of the printed bill, as amended in the Assembly on April 24, 1947, strike out ", or to claim qualifications broader than the qualifications covered by his license".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2397—An act relating to water and water supply systems.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Public Health:

Amendment No. 1

In line 1 of the title of the printed bill, after "act", insert "to amend Sections 4011, 4016 and 4035 of, to add Section 4011.5 to, and to repeal Sections 4017, 4036 and 4038 of the Health and Safety Code,".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 2

On page 1, line 1, of said bill, after "Section 1.", insert

"Section 4011 of the Health and Safety Code is amended to read:

4011. No person shall furnish or supply water for domestic purposes [or install, add to, modify, or alter any water plant, works, or system, or] *from* any source of water supply, unless he first files a petition for permission so to do with the board and receives a permit as provided in this chapter.

SEC. 1.5. Section 4011.5 is added to said code, to read:

4011.5. No person shall modify, add to or change its source of supply, method of treatment, or distribution system in any manner which may impair the quality of the water, unless he first files a petition for permission so to do with the board and receives a permit as provided in this chapter.

SEC. 2. Section 4016 of said code is amended to read:

4016. If, upon the completion of the investigation, the board determines, as a fact, that the water furnished or supplied *or proposed to be supplied* is such that under all the circumstances and conditions it is impure, unwholesome, or unpotable, or may constitute a menace or danger to the health or lives of human beings, [or the existing or proposed plant, works, system, or water supply, or proposed modifications, are unhealthful or insanitary, or not suited to the production and delivery of healthful, pure, and wholesome water at all times,] it shall deny the petition and order the petitioner to make such changes as it deems necessary to secure a continuous supply of pure, wholesome, potable, and healthful water.

SEC. 3. Section 4017 of said code is repealed.

SEC. 4. Section 4035 of said code is amended to read:

4035. Any person who furnishes or supplies water used or intended to be used for human consumption or for domestic purposes, [or who installs additions to or modifications or alterations in any existing water plant, works, or system, or source of water supply,] without having an unrevoked permit so to do, may be enjoined from so doing by any court of competent jurisdiction [at the suit of any other person whose

supply of water for human consumption or for domestic purposes is taken, received from, or supplied or furnished by him, or] at the suit of the board.

SEC. 5. Sections 4036 and 4038 of said code are repealed."

Amendment No. 3

On page 1, line 1, of said bill, strike out "No system of water supply, sewerage, or refuse"; strike out lines 2 to 25, inclusive; and on page 2, strike out lines 1 to 23, inclusive.

Amendment No. 4

In the heading of the printed bill, strike out "(By Request)".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 97—An act to repeal Article 3 and to amend the headings of Articles 3a and 5 of Chapter 1, to amend the chapter headings of Chapters 2 and 3 of, and to add Chapters 2 and 7 to, Division 3 of the Agricultural Code, relating to animals, including provisions respecting the marking, branding, transportation, sale, slaughter, inspection, ownership, theft, or loss thereof and providing for the administration and enforcement of such provisions.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Livestock and Dairies:

Amendment No. 1

On page 2, lines 26 and 27, of the printed bill, strike out "for the purpose of identifying cattle".

Amendment No. 2

On page 2 of said bill, between lines 45 and 46, insert

"332. A "vent" is a design permanently impressed on the hide of a branded animal for the purpose of voiding the prior brand.

332.1. A "cattle record brand" is a brand used to classify an animal for the purpose of keeping records relating to the animal.

332.2. Brands for the purpose of establishing or indicating ownership of cattle may be recorded under the provisions of this chapter. Brands for other purposes shall not be recorded."

Amendment No. 3

On page 3, lines 4, 5, and 6, of said bill, strike out "shall exercise a general supervision over the cattle of this State and protect them from theft. The chief".

Amendment No. 4

On page 3, line 7, of said bill, after "director", strike out "requires", and insert "may require".

Amendment No. 5

On page 3, line 11, of said bill, after "chapter", insert "and shall protect the cattle of this State from theft and misappropriation".

Amendment No. 6

On page 3, line 22, of said bill, after the period, insert "The chief shall assist in the prosecution of persons charged with violation of the provisions of this chapter."

Amendment No. 7

On page 3, line 35, of said bill, after "notice", insert "or until released by such inspector or peace officer. No hide or carcass shall be held for more than 30 consecutive days unless the notice of seizure is renewed by the inspector or peace officer".

Amendment No. 8

On page 4, line 27, of said bill, after the comma, strike out "venting brands and identification brands", and insert "vent brands and cattle record brands".

Amendment No. 9

On page 4, line 31, of said bill, after the period, insert "Application forms for this purpose shall be furnished by the bureau upon request."

Amendment No. 10

On page 4 of said bill, strike out lines 38 and 39, and insert
"(c) The county or counties in which the cattle are to be branded."

Amendment No. 11

On page 4, line 47, of said bill, strike out "the brand records", and insert "compare the design applied for with brands already of record".

Amendment No. 12

On page 4 of said bill, strike out lines 50 and 51; and on page 5, strike out lines 1 and 2, and insert
"337. It is the ultimate object of this chapter to provide for state-wide recordation of brands with the entire State as one branding district. To conform to this objective, all applications for the recordation of a brand on and after the effective date of this chapter, shall be accepted by the chief only when not in conflict with any other recorded brand in this State."

Amendment No. 13

On page 5, line 4, of said bill, strike out "the right", and insert "either".

Amendment No. 14

On page 5, lines 14 and 15, of said bill, strike out "it shall be returned to the applicant with".

Amendment No. 15

On page 5, line 16, of said bill, after "granted", insert "shall be transmitted to the applicant".

Amendment No. 16

On page 5, line 21, of said bill, strike out "original".

Amendment No. 17

On page 5, line 27, of said bill, strike out ", subject to the approval"; and strike out line 28, and insert "may be sold or otherwise transferred. The use of a brand by the transferee in another district may be permitted by the chief if its use in such a district will not conflict with a previously recorded brand."

Amendment No. 18

On page 5, line 49, of said bill, strike out "1st", and insert "30th".

Amendment No. 19

On page 6, line 3, of said bill, strike out "1st", and insert "30th".

Amendment No. 20

On page 6, line 4, of said bill, strike out "1st", and insert "30th".

Amendment No. 21

On page 6, line 6, of said bill, strike out "such January 1st", and insert "January 1st of such year".

Amendment No. 22

On page 6, line 7, of said bill, after "suspended", insert "as of such January 1st".

Amendment No. 23

On page 6, line 12, of said bill, after "forfeited", insert "on January 1st following the year of suspension".

Amendment No. 24

On page 6, line 13, of said bill, after "be", strike out "recorded", and insert "applied for".

Amendment No. 25

On page 6, line 14, of said bill, after "person", insert "subject to the provisions of this chapter".

Amendment No. 26

On page 6, line 46, of said bill, after "misleading", insert "or conflicting".

Amendment No. 27

On page 7, line 1, of said bill, after "misleading", insert "or conflicting".

Amendment No. 28

On page 7, line 3, of said bill, after "misleading", insert "or conflicting".

Amendment No. 29

On page 7, lines 5, 6, 7, and 8, of said bill, strike out "have been recorded for use in the same district, he shall determine which of the owners has had the right to

use his brand in the district for the longest consecutive period of time. Such owner", and insert "or conflicting have been recorded for use in the same district, he shall determine which of the conflicting brands has been of record for the longest consecutive period of time. The owner of such brand".

Amendment No. 30

On page 7, line 16, of said bill, strike out "brand recorded for use in a district", and insert "recorded brand".

Amendment No. 31

On page 7, line 19, of said bill, after "misleading", insert "or conflicting".

Amendment No. 32

On page 7, line 26, of said bill, after "director", insert "within 15 days".

Amendment No. 33

On page 7, line 33, of said bill, strike out "canceling his", and strike out lines 34 and 35, and insert "voiding his prior brand."

Amendment No. 34

On page 7, line 37, of said bill, strike out "brand for venting purposes", and insert "vent".

Amendment No. 35

On page 7, line 39, of said bill, strike out "venting brand", and insert "vent".

Amendment No. 36

On page 7 of said bill, strike out lines 40 and 41, and insert "with another recorded brand."

Amendment No. 37

On page 7 of said bill, strike out line 43, and insert "recorded brand or the recording of another brand as a vent."

Amendment No. 38

On page 7, line 45, of said bill, strike out "venting brand", and insert "vent".

Amendment No. 39

On page 7, line 46, of said bill, after "thereby", insert ", except that a brand recorded as a vent shall be applied at the location on the animal specified in the brand certificate".

Amendment No. 40

On page 8, line 2, of said bill, after "use a", strike out "venting brand", and insert "vent".

Amendment No. 41

On page 8 of said bill, strike out line 5, and insert

"Article 7. Cattle Record Brands".

Amendment No. 42

On page 8, line 20, of said bill, strike out "Identification", and insert "Cattle record".

Amendment No. 43

On page 9, line 5, of said bill, strike out "such animals", and insert "when transported, the carcasses of such animals with hides on".

Amendment No. 44

On page 9, line 22, of said bill, after "for", insert "all".

Amendment No. 45

On page 9, line 25, of said bill, strike out "desiring", and insert "requesting".

Amendment No. 46

On page 9, line 27, of said bill, after the period, insert "When requested to do so the person in charge of the animals shall furnish the inspector with a list of the brands and marks on them to the best of his ability."

Amendment No. 47

On page 9, line 44, of said bill, strike out "The number of animals inspected.", and insert "The place and date of inspection and the number and sex of animals inspected."

Amendment No. 48

On page 10, lines 18, 19, and 20, of said bill, strike out "inspected again or rechecked Cattle shall be rechecked and no charge made for the recheck", and insert "given a recheck inspection at destination and no charge made for such recheck inspection".

Amendment No. 49

On page 10, lines 30 and 31, of said bill, strike out "such cattle, or the hides or the carcasses thereof for transportation", and insert "for transportation or transport such cattle, or the hides or the carcasses thereof".

Amendment No. 50

On page 11, line 25, of said bill, strike out "calves", and insert "hides of calves marketed with the hide on".

Amendment No. 51

On page 11, lines 49 and 50, of said bill, strike out "calves under the age of six months and", and insert "suckling calves".

Amendment No. 52

On page 12, line 16, of said bill, strike out "yellow".

Amendment No. 53

On page 12, line 32, of said bill, strike out "calves under the age of six months and", and insert "suckling calves".

Amendment No. 54

On page 12, lines 47 and 48, of said bill, strike out "records disclosing under each particular brand", and insert "a file of records in such manner as to disclose".

Amendment No. 55

On page 13, line 6, of said bill, after "recorded", insert "in the bureau".

Amendment No. 56

On page 13 of said bill, strike out lines 16, 17, and 18, and insert

"357.1. Any producer of cattle may slaughter or have slaughtered for him for his own consumption and in small".

Amendment No. 57

On page 13, line 20, of said bill, strike out "for more than 60 days".

Amendment No. 58

On page 13 of said bill, strike out lines 43 to 48, inclusive.

Amendment No. 59

On page 15, line 14, of said bill, after the first "and", insert "/or".

Amendment No. 60

On page 15, line 51, of said bill, strike out ", and, as a further condition upon such"; and on page 16, strike out lines 1, 2, and 3, and insert a period.

Amendment No. 61

On page 16, line 10, of said bill, strike out "obtains", and insert "applies for".

Amendment No. 62

On page 16 of said bill, strike out line 14, and insert

"Article 14. Purchase and Sale of Meat".

Amendment No. 63

On page 16 of said bill, between lines 38 and 39, insert

"362.4. It is unlawful for any person, not the keeper of a shop or meat market, to sell the meat of any bovine animal without possessing the hide or hides with ears attached and brands untampered with of the cattle from which the meat was obtained and without exhibiting the same to any inspector or peace officer upon demand."

Amendment No. 64

On page 20, line 16, of said bill, strike out "branded".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

SECOND READING OF SENATE BILLS

Senate Bill No. 880—An act to add Section 46.5 to the State Water Resources Act of 1945, relating to flood control.

Bill read second time, and ordered to third reading.

Senate Bill No. 680—An act to amend Section 813 of the Agricultural Code, relating to cauliflower.

Bill read second time, and ordered to third reading.

Senate Bill No. 681—An act to amend Section 813.5 of the Agricultural Code, relating to celery.

Bill read second time, and ordered to third reading.

Senate Bill No. 682—An act to add Section 814.5 to the Agricultural Code, relating to Italian sprouting broccoli.

Bill read second time, and ordered to third reading.

Senate Bill No. 683—An act to amend Sections 812, 812.2, 812.3, 812.4, 812.5, and 812.6 of the Agricultural Code, relating to carrots.

Bill read second time, and ordered to third reading.

Senate Bill No. 959—An act to amend Sections 12604, 12606, 12608, 12609, 12610, and 12612 of the Business and Professions Code, relating to containers.

Bill read second time, and ordered to third reading.

Senate Bill No. 1240—An act to add Section 829.7 to the Agricultural Code, relating to consumer packages for vegetables and other products.

Bill read second time, and ordered to third reading.

Senate Bill No. 115—An act to amend Section 259 of, and to add Sections 259.1 and 259.2 to, the Probate Code, relating to inheritance rights of aliens.

Bill read second time, and ordered to third reading.

Senate Bill No. 310—An act to renumber Section 1557.1 of the Probate Code to be Section 1557.2, and to amend said section, and to add Section 1557.1 to said code, relating to investments by guardians and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

Senate Bill No. 385—An act to amend Section 573 of the Probate Code, relating to the power and duties of executors and administrators of estates in probate.

Bill read second time, and ordered to third reading.

Senate Bill No. 58—An act to amend Sections 85 and 86 of the Fish and Game Code, relating to districts.

Bill read second time, and ordered to third reading.

Senate Bill No. 447—An act to amend Section 1016 of the Fish and Game Code, relating to privilege taxes.

Bill read second time, and ordered to third reading.

Senate Bill No. 1064—An act to amend Section 2174 of the Business and Professions Code, relating to disapproval of schools under the chapter on medicine and surgery.

Bill read second time, and ordered to third reading.

Senate Bill No. 343—An act to amend the heading of Division 4, to renumber Chapters 10 and 11 of Division 4 to be Chapters 13 and 14, respectively, to repeal Chapters 3 and 8 of Division 6, of the Agricultural Code, and to add Chapters 11 and 12 to Division 4 of said code, relating to milk and dairy products and the marketing thereof.

Bill read second time, and ordered to third reading.

Senate Bill No. 344—An act to repeal Chapters 1, 2, 3, 4, 5, and 6 and to renumber Chapters 10 and 11 to be Chapters 13 and 14, respectively, of, and to add Chapters 1 to 10, inclusive, to, Division 4 of the Agricultural Code, relating to milk and milk products and the production, handling, sale, distribution, and processing thereof and of products resembling or imitating them.

Bill read second time, and ordered to third reading.

Senate Bill No. 328—An act to add Section 2272 to the Civil Code, relating to the validity of leases executed by a trustee.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Judiciary:

Amendment No. 1

On page 1, line 13, of the printed bill, strike out the period, and insert "; provided, that in the case of testamentary trusts such presumption shall only apply if an order of court is obtained pursuant to Section 1120 of the Probate Code authorizing or confirming the making of the lease by the trustee."

Amendment read, and adopted.

Bill ordered reprinted, and to third reading.

Senate Bill No. 251—An act to amend Section 4882 of the Business and Professions Code, and to add Sections 4809.5 and 4829.5 thereto, relating to the practice of veterinary medicine, dentistry and surgery.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Public Health:

Amendment No. 1

On page 2 of the printed bill, as amended in the Senate on April 21, 1947, following line 10, insert

"SEC. 4. Section 4830 of said code is amended to read:

4830. This chapter does not apply to:

(a) Veterinary surgeons in the employ of the United States Army or the United States Bureau of Animal Industry while actually engaged and employed in their official capacity.

(b) Regularly licensed veterinarians in actual consultation from other states.

(c) Regularly licensed veterinarians actually called from other states to attend cases in this State, but who do not open an office or appoint a place to do business within this State.

(d) Employees of the University of California while engaged in the performance of duties in connection with the College of Agriculture, the Agricultural Experiment Station, or the agricultural extension work of the university.

(e) Employees of the University of California while engaged in the performance of duties in connection with the College of Veterinary Medicine, and persons voluntarily lecturing or giving instruction at said college."

Amendment No. 2

On page 2, line 11, of said bill, as amended in the Senate on April 21, 1947, strike out "4", following "SEC.", and insert "5".

Amendments read, and adopted.

Bill ordered reprinted, and to third reading.

Senate Bill No. 486—An act to amend Sections 29004 and 29022 of, and to add Sections 29030 and 29031 to, the Health and Safety Code, relating to dangerous drugs.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Public Health:

Amendment No. 1

On page 2 of the printed bill, as amended in the Senate on April 9, 1947, strike out lines 1 to 4, inclusive, and insert "punished by a fine of not less than one hundred dollars ($100) and not more than five hundred dollars ($500), and for each subsequent offense shall be imprisoned in the county jail for not less than six months nor more than one year, or in the state prison for not more than six years".

Amendment No. 2

On page 2, line 10, of said bill, after "California.", insert "The proceedings for suspension or revocation shall be conducted in accordance with Chapter 5 of Part 1 of Division 3 of Title 2 of the Government Code."

Amendments read, and adopted.

Bill ordered reprinted, and to third reading.

Senate Bill No. 1061—An act to add Section 2142.10 to the Business and Professions Code, relating to the use of the word "physician."

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Public Health:

Amendment No. 1

On page 1, line 3, of the printed bill, as amended in the Senate on April 15, 1947, strike out "shall advertise"; strike out line 4; and in line 5, strike out "tisement", and insert "represents or holds himself out as a "physician" or who represents or holds himself out as a "physician" in any combination with any other designation".

Amendment read, and adopted.

Bill ordered reprinted, and to third reading.

Senate Bill No. 1265—An act to add Section 2191.5 to the Business and Professions Code, relating to applications to the Board of Osteopathic Examiners of the State of California for physician's and surgeon's certificates.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Public Health:

Amendment No. 1

On page 1, line 9, of the printed bill, as amended in the Senate on April 25, 1947, strike out "(osteopathic)".

Amendment read, and adopted.

Bill ordered reprinted, and to third reading.

THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 141—An act to amend Section 736b of the Political Code, relating to salaries of judges.

Bill read third time.

The roll was called.

Call of the Assembly

Pending the announcement of the vote, Mr. Waters moved a call of the Assembly.

Motion carried. Time, 9.18 a.m.

The Speaker directed the Sergeant-at-Arms to close the doors, and to bring in the following absent members:

Allen, Anderson, Brady, Butters, George D. Collins, Crichton, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gannon, Hawkins, Heisinger, Hinckley, Hollibaugh, Kilpatrick, Knight, Lyons, Maloney, Miller, O'Day, Price, Rosenthal, Sheridan, Stewart, Thomas, Thompson, Weber, and Wollenberg—36.

PROCEEDINGS UNDER CALL OF THE ASSEMBLY BY UNANIMOUS CONSENT

TEMPORARY SUSPENSION OF ASSEMBLY RULE NO. 85

Mr. Waters asked for, and was granted, unanimous consent that Assembly Rule No. 85 be temporarily suspended for the purpose of placing a call of the Assembly on any matter on file.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 837—An act to amend Section 737vv of the Political Code, relating to salaries of superior court judges.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Beck, Bennett, Berry, Blosser, Brown, Burke, Caldecott, Carey, Clarke, Collier, Conrad, Cramer, Crowley, Lester T. Davis, M. Philip Davis, Debs, Erwin, Gaffney, Geddes, Grant, Grunsky, Hahn, Hinton, Huyck, James, Johnson, Kirkwood, Loomis, Lowrey, Luckel, Miller, Niehouse, Price, Robertson, Sherwin, Stanley, Stewart, Thorp, Thurman, Waters, Weber, and Mr. Speaker—42.

NOES—Elliott, McMillan, Silliman, and Stephenson—4.

Bill ordered transmitted to the Senate.

Assembly Bill No. 2502—An act to amend Section 2941 of the Civil Code, relating to mortgages.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crowley, Lester T. Davis, M. Philip

Davis, Debs, Elliott, Erwin, Field, Gaffney, Geddes, Grant, Grunsky, Hahn, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Price, Robertson, Sherwin, Silliman, Stanley, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—51.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 417—An act to add Chapter 2A to Part 7, Division 11 of the Water Code, relating to improvement districts of irrigation districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, McCollister, McMillan, Miller, Price, Robertson, Sherwin, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—62.

NOES—None.

Bill ordered transmitted to the Senate.

Speaker Pro Tempore Presiding

At 9.30 a.m., Hon. Thomas A. Maloney, Speaker pro Tempore of the Assembly, presiding.

Assembly Bill No. 2316—An act to amend Section 1054 of the Code of Civil Procedure, relating to extensions of time, declaring the urgency hereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dolwig, Doyle, Elliott, Erwin, Evans, Field, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Robertson, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—59.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dolwig, Doyle, Elliott, Erwin, Evans, Field, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Robertson, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—59.

NOES—None.

Motion to Amend Title

Mr. M. Philip Davis moved the adoption of the following amendment to the title of Assembly Bill No. 2316:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in the Assembly on May 1, 1947, after "of", insert ", and to add Section 1054.1 to,".

Amendment read, and adopted.

Bill ordered reprinted, and transmitted to the Senate.

REPORTS OF STANDING COMMITTEES

Committee on Ways and Means

ASSEMBLY CHAMBER, SACRAMENTO, May 8, 1947

MR. SPEAKER: Your Committee on Ways and Means, to which was referred:

Senate Bill No. 1556

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

WOLLENBERG, Chairman

Above reported bill ordered to second reading.

RECOMMENDATION OF THE GOVERNOR

In accordance with Article IV, Section 34, of the Constitution, the Governor presented the following communication recommending the passage of Senate Bill No. 1556:

STATE OF CALIFORNIA
GOVERNOR'S OFFICE, SACRAMENTO, April 24, 1947

To the Honorable Members of the Assembly
Sacramento, California

GENTLEMEN:

Senate Bill No. 1556—"An act to make an appropriation to the Agricultural Research Study Committee, to take effect immediately,"

in my opinion constitutes an emergency bill within the meaning of that term as used in Section 34 of Article IV of the Constitution of the State of California, the consideration of which should not await the final enactment of the Budget Bill.

I therefore recommend consideration of Senate Bill No. 1556 as an emergency measure.

Respectfully submitted.

EARL WARREN, Governor

REQUEST FOR UNANIMOUS CONSENT

Mr. Clarke asked for, and was granted, unanimous consent to take up Senate Bill No. 1556, at this time, without reference to file.

CONSIDERATION OF SENATE BILL NO. 1556

Senate Bill No. 1556—An act to make an appropriation to the Agricultural Research Study Committee, to take effect immediately.

Bill read second time.

Resolution to Suspend Constitutional Provision

The following resolution was offered:

By Mr. Clarke:

Resolved, That Senate Bill No. 1556 presents a case of urgency, as that term is used in Article IV, Section 15, of the Constitution, and the provision of that section requiring that the bill be read on three several days in each house is hereby dispensed with, and it is ordered that said bill be read the third time, and placed upon its passage

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—65.

NOES—None.

Article IV, Section 15, of the Constitution was declared suspended.

Senate Bill No. 1556—An act to make an appropriation to the Agricultural Research Study Committee, to take effect immediately.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—65.

NOES—None.

Bill ordered transmitted to the Senate.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1868—An act to add Section 1771.5 to the Labor Code, relating to legal holidays on public works.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Collier, Conrad, Cooke, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Dolwig, Doyle, Erwin, Evans, Field, Gaffney, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Niehouse, Price, Robertson, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Weber, and Wollenberg—57.

NOES—Lyons—1.

Bill ordered transmitted to the Senate.

FURTHER PROCEEDINGS UNDER CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 141

At 9.40 a.m., on motion of Mr. Waters, further proceedings under the call of the Assembly were dispensed with.

The names of the absentees were called, and Assembly Bill No. 141 passed by the following vote.

AYES—Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, Conrad, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Doyle, Erwin, Evans, Gaffney, Grant, Grunsky, Hahn, Hawkins, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, Miller, Niehouse, Robertson, Sherwin, Silliman, Stanley, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—55.

NOES—Cooke, Elliott, Geddes, Heisinger, McMillan, and Stephenson—6.

Bill ordered transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT TO TAKE UP ASSEMBLY BILL NO. 880, OUT OF ORDER

Mr. Doyle asked for, and was granted, unanimous consent that Assembly Bill No. 880 be taken up, out of order, at this time.

CONSIDERATION OF ASSEMBLY BILL NO. 880

Assembly Bill No. 880—An act adding Section 6.1 to an act entitled "An act to authorize the counties of the State of California to establish

systems for the retirement and pension of certain county and county fire protection district officers and employees, namely county foresters, fire wardens and county fire protection district firemen as defined in the act, and to provide certain benefits for their dependents, and empowering county boards of supervisors to levy a special tax," approved May 19, 1939, Statutes 1939, Chapter 174, and adding Section 32273 to the Government Code, relating to investment of moneys in a county foresters', fire wardens', and county fire protection district firemen's retirement fund.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Berry, Blosser, Brown, Burke, Burns, Caldecott, Carey, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Nichouse, Robertson, Sherwin, Silliman, Stanley, Stewart, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—62.

NOES—None.

Bill ordered transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT TO TAKE UP ASSEMBLY BILL NO. 1543, OUT OF ORDER

Mr. Doyle asked for, and was granted, unanimous consent that Assembly Bill No. 1543 be taken up, out of order, at this time.

CONSIDERATION OF ASSEMBLY BILL NO. 1543

Assembly Bill No. 1543—An act adding Section 14487 to the Health and Safety Code, relating to county fire protection districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Berry, Blosser, Boyd, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Evans, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Nichouse, Price, Robertson, Sherwin, Silliman, Stanley, Stephenson, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—62.

NOES—None.

Bill ordered transmitted to the Senate.

Hon. Laughlin E. Waters Presiding

At 9.48 a.m., Hon. Laughlin E. Waters, Member of the Assembly from the Fifty-eighth District, presiding.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1324—An act to add Section 9.02a to, and to amend Section 9.19 of the Building and Loan Association Act, relating to loans and investments by building and loan associations.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Caldecott, Carey, Clarke, Conrad, Cooke, Cramer, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Field, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Niehouse, Price, Sherwin, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—60.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 2029—An act to amend Section 11770 of the Insurance Code, relating to the organization of the State Compensation Fund.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Price, Robertson, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—67.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 238—An act to amend Section 6509 of the Business and Professions Code, relating to the inspection of barber shops and barber colleges.

Bill read third time.

The roll was called, and the bill refused passage by the following vote:

AYES—Anderson, Berry, Blosser, Brady, Burns, Caldecott, George D. Collins, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Clayton A. Dills, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Geddes, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, James, Lyons, Maloney, McCollister, McMillan, Miller, Nichouse, Sheridan, Stanley, and Thompson—36.

NOES—Beck, Bennett, Boyd, Brown, Burke, Butters, Carey, Clarke, Collier, Cooke, M. Philip Davis, Ralph C. Dills, Field, Gannon, Grant, Grunsky, Hinckley, Huyck, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Sherwin, Silliman, Stephenson, Stewart, Thorp, Thurman, Waters, and Weber—33.

Notice of Motion to Reconsider Assembly Bill No. 238

Messrs. Evans, Ralph C. Dills, and Doyle gave notice that on the next legislative day they would move to reconsider the vote whereby Assembly Bill No. 238 was this day refused passage.

Speaker Pro Tempore Presiding

At 10.15 a.m., Hon. Thomas A. Maloney, Speaker pro Tempore of the Assembly, presiding.

REQUEST FOR UNANIMOUS CONSENT TO TAKE UP ASSEMBLY BILLS NOS. 1120, 1125, 1126, 1124, AND 1821, OUT OF ORDER

Mr. Field asked for, and was granted, unanimous consent that Assembly Bills Nos. 1120, 1125, 1126, 1124, and 1821 be taken up out of order, at this time.

REQUEST FOR UNANIMOUS CONSENT THAT MR. C. F. PROCTOR BE PERMITTED TO ANSWER QUESTIONS

Mr. Field asked for, and was granted, unanimous consent that Mr. C. F. Proctor, Chief of the State Division of Tax Deeded Lands, be permitted to sit at his desk, during the presentation of this series of bills, and be permitted to answer technical questions, if necessary.

CONSIDERATION OF ASSEMBLY BILL NO. 1120

Assembly Bill No. 1120—An act to amend Sections 3490, 3492, 3493, 3494, 3495, and 4339 of the Revenue and Taxation Code, relating to postponement of tax sales and declaring the urgency thereof to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, and Waters—72.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, and Waters—72.

NOES—None.

Bill ordered transmitted to the Senate.

CONSIDERATION OF ASSEMBLY BILL NO. 1125

Assembly Bill No. 1125—An act to repeal Sections 3495, 3511.3, 3511.4, 3511.5 and all of Chapter 4.6, Part 6, Division 1, of the Revenue and Taxation Code, relating to the termination of the right of redemption of tax-deeded property, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, and Waters—72.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, and Waters—72.

NOES—None.

Bill ordered transmitted to the Senate.

CONSIDERATION OF ASSEMBLY BILL NO. 1126

Assembly Bill No. 1126—An act to amend Section 3511.4 of, and to suspend and postpone the operation of Sections 3511.3, 3511.5, 3571, 3571.3, 3571.5, 3572, 3573, 3574, 3575, 3576, 3577, and 3578 of, the Revenue and Taxation Code, relating to the termination of the right of redemption, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, and Waters—72.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, and Waters—72.

NOES—None.

Bill ordered transmitted to the Senate.

CONSIDERATION OF ASSEMBLY BILL NO. 1124

Assembly Bill No. 1124—An act to amend Sections 3358, 3552.2, 3552.6, 3691, 3696.5, 3700, 3701, 3702, 3706, 3710, 3798, 3799, 3908 of, and to add Section 3708.5 to, the Revenue and Taxation Code, relating to the advertising, selling prices, notices and deed recitations in connection with the sale of tax-deeded property.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney,

McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, and Waters—72.

NOES—None.

Bill ordered transmitted to the Senate.

CONSIDERATION OF ASSEMBLY BILL NO. 1821

Assembly Bill No. 1821—An act to amend Sections 3355, 3359, 3537, 3552.4, 3702, 3704, 3718, 3719, 3803, 3804, and 4655 of the Revenue and Taxation Code, to clarify and provide uniform procedure in connection with sales of tax-deeded property.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, and Waters—72.

NOES—None.

Bill ordered transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT TO TAKE UP ASSEMBLY BILL NO. 168, OUT OF ORDER

Mr. Burns asked for, and was granted, unanimous consent that Assembly Bill No. 168 be taken up, out of order, at this time, for purpose of amendment.

CONSIDERATION OF ASSEMBLY BILL NO. 168

Assembly Bill No. 168—An act to amend Sections 459.1, 529, 533, 541, 544, 552, 560, 588, 589.5, 592.1, 596.4, 596.5, and 737 of; to add Sections 560.1, 564.1, 583, 589.6, 596.6, and 601.5 to the Vehicle Code, relating to the parking, standing and operation of vehicles and the rights and obligations of pedestrians.

Bill read third time.

Motion to Amend

Mr. Burns moved the adoption of the following amendment:

Amendment No. 1

In line 3 of the title of the printed bill, as amended in the Assembly on May 5, 1947, strike out "583,".

Amendment read, and adopted.

Consideration of Further Amendments to Assembly Bill No. 168 (By Unanimous Consent)

Motion to Amend

Mr. Burns moved the adoption of the following amendment:

Amendment No. 1

On page 6, line 12, of the printed bill, as amended, after "highway", insert ", or of a vehicle, whether privately, municipally, or publicly owned, engaged in authorized work on the highway".

Amendment read, and adopted.

Bill ordered reprinted, and re-engrossed.

BILLS WITHDRAWN FROM ACTIVE FILE, AND PLACED ON THE INACTIVE FILE

Assembly Bill No. 14, on motion of Mr. Thomas.

REQUEST FOR UNANIMOUS CONSENT THAT ASSEMBLY JOINT RESOLUTION NO. 45 BE WITHDRAWN FROM COMMITTEE ON RULES, AND BE RE-REFERRED

Mr. Dickey asked for, and was granted, unanimous consent that Assembly Joint Resolution No. 45 be withdrawn from the Committee on Rules, and be re-referred to the Committee on Fish and Game.

CONSIDERATION OF SPECIAL ORDER

The hour of 10.30 a m. having arrived, Senate Bill No. 580 was taken up.

Senate Bill No. 580—An act to amend Section 6902 of the Labor Code, relating to train crews.

Bill read third time.

Request for Unanimous Consent to Ask Question

Mr Hollibaugh asked for unanimous consent that he be permitted to ask Mr. Robertson a question.

Mr. Heisinger withheld unanimous consent.

Request for Unanimous Consent to Ask Question

Mr. Dunn asked for unanimous consent that he be permitted to ask Mr. Loomis a question.

Mr. Heisinger withheld unanimous consent.

The question being on the passage of Senate Bill No. 580.

Motion to Temporarily Suspend the Rules

Mr. Dunn moved that the Rules be temporarily suspended for the purpose of permitting Mr. Loomis to conclude his argument, at this time.

Mr. Thurman seconded the motion.

Motion carried.

Hon. C. Don Field Presiding

At 11.35 a.m., Hon. C. Don Field, Member of the Assembly from the Forty-third District, presiding.

The question being on the passage of Senate Bill No. 580.

Hon. Richard H. McCollister Presiding

At 11.55 a.m., Hon. Richard H. McCollister, Member of the Assembly from the Seventh District, presiding.

Motion to Grant Additional Time

Mr. Brady moved that additional time be granted to Mr. Lester T. Davis for the purpose of permitting him to conclude his arguments.

Mr. Ralph C. Dills seconded the motion.

Motion carried.

Speaker Pro Tempore Presiding

At 12.18 p.m., Hon. Thomas A. Maloney, Speaker pro Tempore of the Assembly, presiding.

Demand for Previous Question

Messrs. Gannon, Grunsky, Evans, Doyle, and M. Philip Davis demanded the previous question.

Demand for previous question sustained.

The question being on the passage of Senate Bill No. 580.

The roll was called, and Senate Bill No. 580 refused passage by the following vote:

AYES—Allen, Blosser, Boyd, Burke, Butters, Caldecott, Clarke, Collier, Conrad, Cramer, M. Philip Davis, Dolwig, Erwin, Evans, Field, Geddes, Grant, Hinton, Huyck, James, Johnson, Kirkwood, Knight, Loomis, Lowrey, Luckel, O'Day, Robertson, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, and Waters—35.

NOES—Anderson, Beck, Bennett, Berry, Brady, Brown, Burns, Carey, George D. Collins, Cooke, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Fletcher, Gaffney, Gannon, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hollibaugh, Kilpatrick, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Sheridan, Thomas, Thorp, Thurman, Weber, and Wollenberg—43.

Notice of Motion to Reconsider Senate Bill No. 580

Mr. Robertson gave notice that on the next legislative day he would move to reconsider the vote whereby Senate Bill No. 580 was this day refused passage.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, May 8, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 104

Assembly Bill No. 1220

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 8, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 972

And reports the same correctly re-engrossed.

WEBER, Chairman

Above reported bill ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 8, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 559

And reports the same correctly re-engrossed

WEBER, Chairman

Above reported bill ordered to third reading.

RESOLUTIONS

The following resolution was offered:

By Messrs. Thomas, Fletcher, and Stanley:

House Resolution No. 175

Relative to requesting the War Department to aid in prevention of serious damage to private property on Orange County beaches

WHEREAS, In past years the erosion caused by wave action on the Orange County beaches south of Anaheim Harbor has been repaired by a natural replenishment of sand supply originating from the Los Angeles and San Gabriel Rivers and moved by the littoral draft southward to said beaches, thereby lessening the damaging effects of storms to communities built along the shore line; and

WHEREAS, In the years 1944-1945, Anaheim Harbor was constructed by the United States Navy as a harbor for small naval craft transporting ammunition from the Navy depot established adjacent thereto, to naval craft offshore; and

WHEREAS, This project included the construction of a 2,300 foot extension to the Seal Beach jetty and an East jetty, 3,936 feet in length some distance downcoast from the West jetty extension, in addition to the dredging on an entrance channel and establishment of an inner harbor; and

WHEREAS, The natural replenishment of sand supply to the beaches south of this harbor, already reduced during the past 40 years as a result of flood control and water conservation works and off-shore structures, has now been practically eliminated by the erection of the East and West jetties, which have intercepted and deflected the littoral drift, and caused great changes in the mean high tide line and in the shore line of this area; and

WHEREAS, The elimination of natural sand supply to these beaches has caused not only the recent expenditure of thousands of dollars on the part of property owners in building bulkheads to protect their homes from storms, but also resulted in the inundation of numerous building lots and the threatened destruction of homes in Surf Side Colony in February, 1947; and

WHEREAS, A recurrence of severe storms accompanied by ground swells, such as experienced in past years, would result in incalculable damage to private property in Surf Side Colony and Sunset Beach, as well as serious damage to the section of the Coast Highway from Seal Beach to Huntington Beach, and to other public property, unless immediate steps are taken to replenish the sand supply by artificial means; now, therefore, be it

Resolved by the Assembly of the State of California, That the Secretary of War of the United States is hereby memorialized and requested, in view of the urgency of the situation, to take immediate steps to follow the recommendations set forth by the Los Angeles Office of the United States Army Engineers, which recommendations were formulated at a meeting held at Seal Beach, California, on February 7, 1947; and be it further

Resolved, That the Chief Clerk of the Assembly is hereby directed to transmit a copy of this resolution to the Secretary of War of the United States.

Resolution read, and referred to the Committee on Rules.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, May 8, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1200
Assembly Bill No. 2534

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

Committee on Municipal and County Government

ASSEMBLY CHAMBER, SACRAMENTO, May 8, 1947

MR. SPEAKER: Your Committee on Municipal and County Government, to which were referred:

Senate Bill No. 309
Senate Bill No. 482
Senate Bill No. 989
Senate Bill No. 1004
Senate Bill No. 1005
Senate Bill No. 1006
Senate Bill No. 1117
Senate Bill No. 1162
Senate Bill No. 1164
Senate Bill No. 1165

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

THURMAN, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 8, 1947

MR. SPEAKER: Your Committee on Municipal and County Government, to which were referred:

Assembly Bill No. 932
Assembly Bill No. 933
Assembly Bill No. 2081

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

THURMAN, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 8, 1947

MR. SPEAKER: Your Committee on Municipal and County Government, to which was referred:

Assembly Bill No. 1693

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

THURMAN, Chairman

Above reported bill ordered to second reading.

Committee on Governmental Efficiency and Economy

ASSEMBLY CHAMBER, SACRAMENTO, May 8, 1947

MR. SPEAKER: Your Committee on Governmental Efficiency and Economy, to which was referred:

Assembly Bill No. 2117

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

FIELD, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 8, 1947

MR. SPEAKER: Your Committee on Governmental Efficiency and Economy, to which was referred.

Assembly Bill No. 366

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

FIELD, Chairman

Above reported bill ordered to second reading.

Committee on Manufacturing, Oil, and Mining Industry

ASSEMBLY CHAMBER, SACRAMENTO, May 8, 1947

MR. SPEAKER: Your Committee on Manufacturing, Oil, and Mining Industry, to which were referred:

Senate Bill No. 954
Senate Bill No. 960

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

RALPH C. DILLS, Chairman

Above reported bills ordered to second reading.

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, May 8, 1947

MR. SPEAKER: Your Committee on Rules, to which was referred:

Senate Bill No. 1309

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

DICKEY, Chairman

Above reported bill ordered to second reading.

Committee on Constitutional Amendments

ASSEMBLY CHAMBER, SACRAMENTO, May 7, 1947

MR. SPEAKER: Your Committee on Constitutional Amendments, to which was referred:

Assembly Constitutional Amendment No. 23

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

CROWLEY, Chairman

Above reported resolution ordered engrossed.

Committee on Governmental Efficiency and Economy

ASSEMBLY CHAMBER, SACRAMENTO, May 8, 1947

MR. SPEAKER: Your Committee on Governmental Efficiency and Economy, to which were referred:

Assembly Bill No. 1237
Assembly Bill No. 1697
Assembly Bill No. 2481

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

FIELD, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 8, 1947

MR. SPEAKER: Your Committee on Governmental Efficiency and Economy, to which were referred:

Senate Bill No. 220
Senate Bill No. 223
Senate Bill No. 390
Senate Bill No. 746
Senate Bill No. 1022
Senate Bill No. 1089
Senate Bill No. 1243
Senate Bill No. 1271
Senate Bill No. 1350
Senate Bill No. 499

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

FIELD, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 8, 1947

MR. SPEAKER: Your Committee on Governmental Efficiency and Economy, to which were referred:

Senate Bill No. 19
Senate Bill No. 831

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

FIELD, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 8, 1947

MR. SPEAKER: Your Committee on Governmental Efficiency and Economy, to which was referred:

Assembly Bill No. 1720

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be re-referred to Committee on Ways and Means.

FIELD, Chairman

Above reported bill re-referred to Committee on Ways and Means.

ASSEMBLY CHAMBER, SACRAMENTO, May 8, 1947

MR. SPEAKER: Your Committee on Governmental Efficiency and Economy, to which was referred:

Assembly Bill No. 1544

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be re-referred to Committee on Ways and Means.

FIELD, Chairman

Above reported bill re-referred to Committee on Ways and Means.

ASSEMBLY CHAMBER, SACRAMENTO, May 8, 1947

MR. SPEAKER: Your Committee on Governmental Efficiency and Economy, to which were referred:

Assembly Bill No. 7
Assembly Bill No. 1717
Assembly Bill No. 1718
Assembly Bill No. 1719

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

FIELD, Chairman

Above reported bills ordered to second reading.

Committee on Conservation, Planning, and Public Works

ASSEMBLY CHAMBER, SACRAMENTO, May 8, 1947

MR. SPEAKER: Your Committee on Conservation, Planning, and Public Works, to which was referred:

Assembly Bill No. 2675

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

McMILLAN, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 8, 1947

MR. SPEAKER: Your Committee on Conservation, Planning, and Public Works, to which were referred:

Senate Bill No. 214
Senate Bill No. 498

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

McMILLAN, Chairman

Above reported bills ordered to second reading.

Committee on Municipal and County Government

ASSEMBLY CHAMBER, SACRAMENTO, May 8, 1947

MR. SPEAKER: Your Committee on Municipal and County Government, to which were referred:

Assembly Bill No. 387
Assembly Bill No. 408

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

THURMAN, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 8, 1947

MR. SPEAKER: Your Committee on Municipal and County Government, to which were referred:

Senate Bill No. 1007
Senate Bill No. 1304

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

THURMAN, Chairman

Above reported bills ordered to second reading.

Committee on Manufacturing, Oil, and Mining Industry

ASSEMBLY CHAMBER, SACRAMENTO, May 8, 1947

MR. SPEAKER: Your Committee on Manufacturing, Oil, and Mining Industry, to which was referred:

Senate Bill No. 1329

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

RALPH C. DILLS, Chairman

Above reported bill ordered to second reading.

Committee on Finance and Insurance

ASSEMBLY CHAMBER, SACRAMENTO, May 8, 1947

MR. SPEAKER: Your Committee on Finance and Insurance, to which was referred:

Assembly Bill No. 663

Has had the same under consideration, and reports the same back with the recommendation: Amend, and do pass, as amended.

GEDDES, Chairman

Above reported bill ordered to second reading.

Committee on Conservation, Planning, and Public Works

ASSEMBLY CHAMBER, SACRAMENTO, May 8, 1947

MR. SPEAKER: Your Committee on Conservation, Planning, and Public Works, to which was referred:

Assembly Bill No. 2127

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

McMILLAN, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 8, 1947

MR. SPEAKER: Your Committee on Conservation, Planning, and Public Works, to which was referred:

Senate Bill No. 1009

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

McMILLAN, Chairman

Above reported bill ordered to second reading.

Committee on Fish and Game

ASSEMBLY CHAMBER, SACRAMENTO, May 6, 1947

MR. SPEAKER: Your Committee on Fish and Game, to which was referred:

Assembly Bill No. 1900

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

ERWIN, Chairman

Above reported bill ordered to second reading.

Committee on Constitutional Amendments

ASSEMBLY CHAMBER, SACRAMENTO, May 7, 1947

MR. SPEAKER: Your Committee on Constitutional Amendments, to which were referred:

Assembly Constitutional Amendment No. 8
Assembly Constitutional Amendment No. 39

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

CROWLEY, Chairman

Above reported resolutions ordered on file for amendment.

Committee on Municipal and County Government

ASSEMBLY CHAMBER, SACRAMENTO, May 8, 1947

MR. SPEAKER: Your Committee on Municipal and County Government, to which were referred:

Assembly Bill No. 1263
Assembly Bill No 1283
Assembly Bill No. 1684
Assembly Bill No. 1966

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

THURMAN, Chairman

Above reported bills ordered to second reading.

Committee on Governmental Efficiency and Economy

ASSEMBLY CHAMBER, SACRAMENTO, May 8, 1947

MR. SPEAKER: Your Committee on Governmental Efficiency and Economy, to which were referred:

Assembly Bill No. 35
Assembly Bill No. 1867
Assembly Bill No. 2255
Assembly Bill No. 2281

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

FIELD, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 8, 1947

MR. SPEAKER: Your Committee on Governmental Efficiency and Economy, to which was referred:

Assembly Bill No. 25

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

FIELD, Chairman

Above reported bill ordered to second reading.

Committee on Manufacturing, Oil, and Mining Industry

ASSEMBLY CHAMBER, SACRAMENTO, May 8, 1947

MR. SPEAKER: Your Committee on Manufacturing, Oil, and Mining Industry, to which were referred:

Assembly Bill No. 1175
Assembly Bill No. 1444
Assembly Bill No. 1524

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

RALPH C. DILLS, Chairman

Above reported bills ordered to second reading.

Committee on Conservation, Planning, and Public Works

ASSEMBLY CHAMBER, SACRAMENTO, May 8, 1947

MR. SPEAKER: Your Committee on Conservation, Planning, and Public Works, to which was referred:

Assembly Bill No. 2516

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

McMILLAN, Chairman

Above reported bill ordered to second reading.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, May 7, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted:

Assembly Joint Resolution No. 39

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above resolution ordered enrolled.

SENATE CHAMBER, SACRAMENTO, May 7, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed:

Assembly Bill No. 106
Assembly Bill No. 229
Assembly Bill No. 249
Assembly Bill No. 357
Assembly Bill No. 519
Assembly Bill No. 562
Assembly Bill No. 563
Assembly Bill No. 615
Assembly Bill No. 724
Assembly Bill No. 841
Assembly Bill No. 955
Assembly Bill No. 956
Assembly Bill No. 1075
Assembly Bill No. 1127
Assembly Bill No. 1129
Assembly Bill No. 1130
Assembly Bill No. 1131
Assembly Bill No. 1132
Assembly Bill No. 1133
Assembly Bill No. 1135
Assembly Bill No. 1346
Assembly Bill No. 1366
Assembly Bill No. 1367
Assembly Bill No. 1376
Assembly Bill No. 1530
Assembly Bill No. 1841
Assembly Bill No. 1842
Assembly Bill No. 1844
Assembly Bill No 1847
Assembly Bill No. 1849
Assembly Bill No. 1855
Assembly Bill No. 2155
Assembly Bill No. 2161
Assembly Bill No. 2162
Assembly Bill No. 2163
Assembly Bill No. 2165
Assembly Bill No. 2167
Assembly Bill No. 2177

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bills ordered enrolled.

SENATE CHAMBER, SACRAMENTO, May 7, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to:

Senate Bill No. 195
Senate Bill No 569

J. A BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

SENATE CHAMBER, SACRAMENTO, May 7, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed, as amended:

Assembly Bill No. 398	Assembly Bill No. 957
Assembly Bill No 527	Assembly Bill No 958
Assembly Bill No. 564	Assembly Bill No. 1445
Assembly Bill No 610	Assembly Bill No. 2160
Assembly Bill No 727	Assembly Bill No. 2169

Assembly Constitutional Amendment No. 32

And respectfully requests your honorable body to concur in said amendments.

J A BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bills ordered to unfinished business file.

RESOLUTIONS

The following resolution was offered:

By Messrs. Conrad, Huyck, Caldecott, Cooke, Waters, Grunsky, Mrs. Niehouse, Messrs. Cramer, Luckel, Elliott, Kirkwood, Dolwig, Hahn, Collier, James, Hinckley, and Anderson:

House Resolution No. 176

In commemoration of the second anniversary of V-E Day

WHEREAS, On May 8, 1945, the people of the United States received the glorious news of the official ending of World War II in Europe; and

WHEREAS, The news was the occasion for world-wide rejoicing and thankfulness that so much of the horrible task of war was over; that in Europe, at least, the fearful toll of battle had ceased, and that hearts might lift with new hope to the day when the war in the Pacific would also come to an end; now, therefore, be it

Resolved by the Assembly of the State of California, That on this second anniversary of V-E Day the Members of this Assembly ask the people of the State of California, and of this Nation, to join with them in renewed thanksgiving for the end of the struggle and for the young lives spared, in solemn meditation commemorative of those who gave their precious lives for the victory we hail, and in earnest dedication of the best of which we are capable, in thought and deed, to achieve victory in peace also and to bring to this State and Nation the blessings for which so many thousands hoped, worked, fought, and died throughout the war, and without which V-E Day shall have been in vain.

Resolution read, and referred to the Committee on Rules.

REQUEST FOR UNANIMOUS CONSENT THAT ENGROSSED COPY OF HOUSE RESOLUTION NO. 171 BE MADE

Mr. Geddes asked for, and was granted, unanimous consent that an engrossed copy of House Resolution No. 171 be ordered made.

RE-REFERENCE OF BILLS

By order of the Speaker, the following bill was withdrawn from the file, and re-referred as follows:

Assembly Bill No. 2539 re-referred to Committee on Judiciary.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, May 7, 1947

MR SPEAKER: I am directed to inform your honorable body that the Senate on this day passed:

Senate Bill No. 424
Senate Bill No. 426
Senate Bill No. 649
Senate Bill No. 698
Senate Bill No. 764
Senate Bill No 1559
Senate Bill No 1562
Senate Bill No 1563

J. A BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS

The following bills were read the first time:

Senate Bill No. 424—An act to amend Sections 10501 and 10503 of the Water Code, relating to priority of applications to appropriate water by the Department of Finance.

Referred to Committee on Conservation, Planning, and Public Works.

Senate Bill No. 426—An act to amend Section 1272 5 of the Agricultural Code, relating to handling and receiving farm products.

Referred to Committee on Agriculture.

Senate Bill No. 649—An act to amend Section 4264 of the Political Code, and to amend Section 28135 of the Government Code, relating to salaries of county officers.

Referred to Committee on Governmental Efficiency and Economy.

Senate Bill No. 698—An act to amend Section 27701 of the Water Code, relating to dissolution of districts.

Referred to Committee on Conservation, Planning, and Public Works.

Senate Bill No. 764—An act to amend Sections 13674, 14304, 14375, 14379, 14383, 14441, 14445, 14474, 14476, 14524, 14606, 14611, 14612, 14640, 14680, 14681 of the Education Code, to add Sections 14376.1, 14376.2, 14376.3, 14376.4, 14449.2, 14669, and 14683 to said code, all relating to the State Teachers' Retirement System, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Education.

Senate Bill No. 1559—An act to provide for the participation by the State of California in public centennial celebrations to be held at the City of Benicia, making an appropriation, declaring the urgency thereof and providing that this act shall take effect immediately.

Referred to Committee on Ways and Means.

Senate Bill No. 1562—An act to provide for participation by the State of California in public celebrations and exhibits to be held throughout the State during 1948, 1949, and 1950 commemorating significant events in the history of the State, making an appropriation, declaring the urgency thereof and providing that this act shall take effect immediately.

Referred to Committee on Ways and Means.

Senate Bill No. 1563—An act providing for withdrawal and cancellation of any application heretofore filed by the Department of Finance for the appropriation of waters of Conn Creek and its tributaries, with the exception of any application for the appropriation of the waters of Rector Creek and its tributaries.

Referred to Committee on Conservation, Planning, and Public Works.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, May 7, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed:

Senate Bill No. 1557

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS (RESUMED)

The following bill was read the first time:

Senate Bill No. 1557—An act to amend Section 2804 of the Streets and Highways Code, relating to special assessment proceedings, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Conservation, Planning, and Public Works.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, May 7, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted:

Senate Concurrent Resolution No. 37

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS (RESUMED)

The following resolution was read:

Senate Concurrent Resolution No. 37—Relative to commendation of the California Farm Production Council.

Referred to Committee on Rules.

ANNOUNCEMENT OF COMMITTEE MEETINGS

It was announced that the following committees would hold meetings:

At 2 p.m., today—

Special Investigating Committee.

At 3 p.m., today—

Ways and Means.

Transportation and Commerce.

At 8 p.m., tonight—

Revenue and Taxation.

Industrial Relations.

Civil Service and State Personnel.

It was announced that there would be no meeting of the Committee on Livestock and Dairies on Tuesday, May 13, 1947.

GUESTS EXTENDED PRIVILEGE OF ASSEMBLY FLOOR

On request of Mr. Brown, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Fred I. Abbot, Jack McLaughlin, Bruce Bonner, Winifred Creem, and Sally Santucci, all of Oakdale High School; Mrs. Edna Monson, Mr. A. H. Harrison, Sue Allen, Jean Bridenbaugh, Wayne Lucas, and Don Chaney, all of Patterson High School; Robert Graham, La Moyne Johnson, Gwyneth Lee, James Hanson, and Mark Kline, all of Ceres High School; Adeline Rosebrock, Patricia Junker, Carol Fisher, Phillip Sodestrom, and John Martel, all of Modesto High School; Rudolph Ferguson, Bob Frias, Tom Knaphurst, Corinne Vincent, and Everett Balentine, all of Newman High School.

On request of Messrs Gannon and Stephenson, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Miss V. Carroll and Mr. Howard, teachers of the Grant Union High School, and the following pupils: Virginia Aday, Charles Anderson, Allen Arntzen, Edward Averill, Pat Baker, Stanley Batiste, Howard Bennett, Wally Benoist, Betty Bianco, Barbara Blaue, Dick Bolden, Mary Ann Brinks, Dick Bristow, Elizabeth Brown, June Brownson, George Campbell, Laurelle Canfield, Hazel Cary, Mary Lou Chilcott, Robert Childs, Ken Conway, Ed Corder, John Costa, Hazel Crell, Lucy D'Antonoli, Donna Dodd, Vern Donat, Betty Duncan, Barbara Edwards, Jane Gallagher, Lawrence Gallion, Harold Gilman, Don Givens, Odess Grant, Wanda Green, Jack Grubb, Robert Gruhn, Dorothy Halhyard, Frank Harlow, Bill Haselwood, George Henas, Gwen Hobbs, Betty Hoffman, Kathleen Hook, Don Hoster, Johnnie Hornberger, Evalyn Howard, Phyllis Hussman, Lon Hull, Nobuyuki Ikeda, Harold Johnson, Harold Johnson, Doris Jones, Verl Karstetter, Betty King, Alvis Lindsay, Audrey Lingenfitter, Imogen Long, Jack Lotz, Bud Lunceford, John Luper, Dorothy Magovac, Clara Makishima, Marion Manica, Frank McCoy, Vesta McFadyn, Bee McGill, Harry McIntosh, Louise Meli, Kenneth Miranda, Pat Moriarty, James Morris, Richard Morris, Kathleen Murphy, Bill Neal, Barbara Nelson, Glenn Neuterman, Bob Nunes, Robert Ogar, Mark Patterson, Ralph Paulsen, Leon Paulson, Kenny Peckinpaugh, Jim Penery, Edwin Phillips, Beverly Pond, Larry Price, Kayo Pratt, Ed Quint, Marion Ragle, Shirley Ragle, Joe Raviotta, Charles Reade, Marilyn Robertson, Marilla Robertson, Don Ross, Marion Richardson, Lila Sabin, Yvonne Sabin, Joann Schlegil, Twila Shipp, Joyce Sieglinger, Ray Sisler, Margaret Smith, Ray Spencer, Clifford Stayton, Arloween Stark, Dick Stephens, George Stewart, Georgia Stewart, Mark Stewart, Shirley Strawhecker, Jack Stone, Betty Strecker, Ruth Struss, Jean Taylor, Joan Taylor, Joanne Taylor, Laura Thayer, Floriessa Thomas, Dolores Varnum, Harold Weisenburger, Dawn Wilson, Pat Wilson, William Wilson, Ernie Woddell, and Philip Wright.

On request of Speaker Collins, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. Gordon M. Netzorg, and the Misses Suzanne and Kamelo Netzorg of Alma, Michigan.

On request of Mr. Thurman, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. C. H. Preston and Mrs. G. W. Barker of Roseville.

On request of Mr. O'Day and the San Francisco Delegation, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Phil Davies of San Francisco.

On request of Mr. Hawkins, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Harry E. Barnett of Los Angeles.

On request of Mr. Anderson, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mayor and Mrs. Charles Northam, Mrs. Alma Northam, and Mr. and Mrs. Al Bailey of Redondo Beach.

ADJOURNMENT

At 12.38 p.m., on motion of Mr. Dickey, the Speaker declared the Assembly adjourned until 9 a.m., Friday, May 9, 1947.

SAM L. COLLINS, Speaker

GERALDINE B. HADSELL, Minute Clerk

CALIFORNIA LEGISLATURE
FIFTY-SEVENTH (GENERAL) SESSION

ASSEMBLY DAILY JOURNAL

SIXTY-THIRD LEGISLATIVE DAY
ONE HUNDRED TWENTY-FOURTH CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO
Friday, May 9, 1947

The Assembly met at 9 a.m.

Hon. Thomas A. Maloney, Speaker of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—76.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. Raymond Renwald:

O Lord Jesus Christ, who hast said: Ask and you shall receive, seek and you shall find, knock and it shall be opened to you; mercifully attend to our supplications and grant us the gift of Thy divine charity, that we may ever love Thee with our whole heart, and with all our words and deeds, never cease from praising Thee—AMEN.

READING OF THE JOURNAL DISPENSED WITH

On motion of Mr. Hahn, further reading of the Journal of the previous legislative day was dispensed with.

LEAVES OF ABSENCE FOR THE DAY

The following member was granted leave of absence for the day, and desired to waive his per diem:

Mr. Debs, on motion of Mr. McMillan.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

The following resolution was offered:

Assembly Constitutional Amendment No. 41: By Mr. Anderson—A resolution to propose to the people of the State of California an amendment to the Constitution of the State by adding to Article XIII thereof a new section to be numbered 19, relating to reimbursement by the State of counties, cities and counties, cities and districts for loss of revenue resulting from the exemption of real property from taxation.

Referred to Committee on Constitutional Amendments.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, May 8, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 976—An act to amend Section 862.2 of "An act to provide for the organization, incorporation and government of municipal corporations," approved March 18, 1883, relating to the powers of sixth class cities to acquire and convey real property, and declaring the urgency thereof, to take effect immediately;

Assembly Bill No. 986—An act to add Section 1.5 to an act entitled "An act making an appropriation to the Division of Beaches and Parks, Department of Natural Resources, for the acquisition of land at Newport Beach, Orange County, as part of the State Park System," approved July 17, 1945, to extend the time during which the appropriation made thereby may be expended, and declaring the urgency thereof, to take effect immediately;

Assembly Bill No. 1327—An act amending Section 58 of the Unemployment Insurance Act, relating to disqualification for benefits;

And reports that the same have been correctly enrolled, and presented to the Governor on the eighth day of May, 1947, at 1.30 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, May 8, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 2148—An act to amend Section 4312 of the Political Code and Sections 24254 and 24256 of the Government Code, relating to location and hours of office of county offices;

And reports that the same has been correctly enrolled, and presented to the Governor on the eighth day of May, 1947, at 1.30 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, May 9, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 226
Assembly Bill No. 420
Assembly Bill No. 421
Assembly Bill No. 541
Assembly Bill No. 696
Assembly Bill No. 702
Assembly Bill No. 799
Assembly Bill No. 1140
Assembly Bill No. 1331
Assembly Bill No. 1374
Assembly Bill No. 1516
Assembly Bill No. 1671
Assembly Bill No. 2673

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 9, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 762
Assembly Bill No. 2096
Assembly Bill No. 2425

And reports the same correctly re-engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 9, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 105	Assembly Bill No. 1817
Assembly Bill No 136	Assembly Bill No. 1818
Assembly Bill No. 546	Assembly Bill No. 2386
Assembly Bill No. 919	Assembly Bill No. 2659
Assembly Bill No 1330	Assembly Bill No. 2670

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

CONSIDERATION OF DAILY FILE
SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 932—An act to amend Section 4041.18 of the Political Code, and Sections 25450 and 25457 of the Government Code, relating to powers of boards of supervisors.

Bill read second time, and ordered engrossed.

Assembly Bill No. 933—An act to amend Section 4041.13 of the Political Code, and Section 25501 of the Government Code, relating to powers of boards of supervisors.

Bill read second time, and ordered engrossed.

Assembly Bill No. 2081—An act to amend Section 24626 of the Education Code, relating to the use of county funds for the support and maintenance of extension work in agriculture and home economics.

Bill read second time, and ordered engrossed.

Assembly Bill No. 2675—An act to add Section 617 to the Streets and Highways Code, relating to state highways.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1237—An act to add Section 3261 to the Political Code, providing for daylight saving time in certain months.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1697—An act to amend Section 10 of the Public Utilities Act, relating to salaries and compensation of commissioners, officers and employees of the Public Utilities Commission of the State of California (formerly Railroad Commission of the State of California).

Bill read second time, and ordered engrossed.

Assembly Bill No. 2481—An act to amend Section 16902 of the Business and Professions Code, relating to the preservation and regulation of competition.

Bill read second time, and ordered engrossed.

Assembly Bill No. 387—An act to amend Section 1 of, and to add Section 1a to, "An act to provide for the creation of a board of parole commissioners for each county in this State, for the paroling of prisoners confined in county jails, and authorizing and empowering such boards to make rules and regulations in relation thereto," approved March 25, 1909, relating to county boards of parole commissioners.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Municipal and County Government:

Amendment No. 1

On page 2 of the printed bill, as amended in the Assembly on April 18, 1947, following "Sec. 1a", insert

"Sec. 1b. Any person on parole for whom the board of parole commissioners shall recommend medical, surgical, or psychiatric treatment may decline such treatment and at his own expense provide other treatment as a substitute therefor."

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 408—An act to add Chapter 14 to Part 2 of Division 2 of Title 3 of the Government Code, relating to the powers and duties of counties and the boards of supervisors thereof, and authorizing the acquisition, construction, maintenance and development of public improvements and the issuance and sale of revenue bonds to finance the same and providing for the use and expenditure of the proceeds of such bonds and the use and disposition of revenue arising from public improvements so financed.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Municipal and County Government:

Amendment No. 1

On page 8 of the printed bill, as amended in the Assembly on April 18, 1947, strike out lines 32 and 33, and insert

"26349. The bonds issued under this chapter shall be subject to investigation and certification by the California Districts Securities Commission under the Districts Securities Commission Law as such law reads or is hereafter amended to read. If the commission determines that the bonds are adequately secured and the revenues of the authority applicable to the payment thereof are or will be sufficient to pay the principal and interest of the bonds, and if the commission certifies to that effect, the bonds shall be eligible as legal investments for both public and private funds in the same manner as provided in the Districts Securities Commission Law."

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 7—An act to amend Section 12000 of the Government Code, relating to the salary of the Governor.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Governmental Efficiency and Economy:

Amendment No. 1

On page 1, line 4, of the printed bill, strike out "twenty thousand dollars ($20,000)", and insert "twenty-five thousand dollars ($25,000)".

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1717—An act to add Section 107.7 to the Health and Safety Code, relating to the salary of the State Director of Public Health.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency and Economy.

Amendment No. 1

In line 1 of the title of the printed bill, strike out "add Section 107.7 to", and insert "amend Section 107.5 of".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 2

On page 1 of the printed bill, strike out lines 1 to 4, inclusive, and insert

"SECTION 1. Section 107.5 of the Health and Safety Code is amended to read:

107.5. The director shall be appointed by the Governor for a term of four years and shall hold office until the appointment and qualification of the successor. The term of the director in office when this section takes effect shall expire January 1, 1944. The Governor may remove the director for misconduct, incompetency, or neglect of duty, after an opportunity to be heard on written charges. A vacancy shall be filled by appointment for the unexpired term. The director shall receive a salary of [ten thousand dollars ($10,000)] *fourteen thousand dollars ($14,000)* per annum and necessary expenses incurred in the performance of his duties."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1718—An act to add Section 13002.5 to the Government Code, relating to the salary of the Director of Finance.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency and Economy:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "add Section 13002 5 to", and insert "amend Section 13002 of".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 2

On page 1 of said bill, strike out lines 1 to 4, inclusive, and insert

"SECTION 1. Section 13002 of the Government Code is amended to read:

13002. The director is appointed *by* and holds office at the pleasure of the Governor. The annual salary of the director is [twelve thousand dollars ($12,000)] *fifteen thousand dollars ($15,000)*."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1719—An act to add Section 12399 to the Government Code, relating to the Salary of the State Controller.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency and Economy:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "add Section 12399 to", and insert "amend Section 12400 of".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 2

On page 1 of the printed bill, strike out lines 1 to 4, inclusive, and insert "SECTION 1. Section 12400 of the Government Code is amended to read: 12400. The annual salary of the Controller is [ten thousand dollars ($10,000)] *fifteen thousand dollars ($15,000)*."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2127—An act to add Section 4006.5 to, and to amend Section 4007 of, the Government Code and to add Sections 777.5 and 874.5 to an act entitled, "An act to provide for the organization, incorporation, and government of municipal corporations," approved March 13, 1883, relating to public work.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Conservation, Planning, and Public Works:

Amendment No. 1

On page 1 of the printed bill, as amended in the Assembly on May 2, 1947, strike out lines 11 to 20, inclusive.

Amendment No. 2

On page 2 of said bill, strike out lines 1 to 9, inclusive.

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1900—An act to add Section 463 to the Fish and Game Code, relating to shooting near buildings.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Fish and Game:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "463 to the Fish and Game", and insert "628 to the Penal".

Amendment No. 2

On page 1, line 1, of said bill, strike out "463 is added to the Fish and Game", and insert "628 is added to the Penal".

Amendment No. 3

On page 1, line 3, of said bill, strike out "463", and insert "628".

Amendment No. 4

On page 1, line 3, of said bill, strike out "written".

Amendment No. 5

On page 1, line 6, of said bill, after "any", insert "visible".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Constitutional Amendment No. 8—A resolution to propose to the people of the State of California an amendment to the Constitution of the State by amending Section 22 of Article XX thereof, relating to intoxicating liquors.

Resolution read.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Constitutional Amendments:

Amendment No. 1

On page 2 of the printed measure, strike out lines 1 to 5, inclusive, and insert "Minors shall not be permitted to enter or remain in any public bar or bar room; provided, however, that this restriction shall not apply to that part of any hotel, bona fide club or restaurant dining room that is separate from a room or rooms in which is located a bar over which alcoholic beverages are sold or dispensed by the drink, or to any hotel room, railroad club or dining car, passenger ship or Pullman car."

Amendment read, and adopted.

Resolution ordered reprinted, and engrossed.

Assembly Constitutional Amendment No. 39—A resolution to propose to the people of the State of California an amendment to the Constitution of the State by relating to judicial officers.

Resolution read.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Constitutional Amendments:

Amendment No. 1

On page 1, line 11, of the printed measure, strike out "to any other office,"; and strike out lines 12 to 14, inclusive, and "or appointed," in line 15, and insert ", while holding any of these judicial offices, to become a candidate for or to hold any office or public employment other than judicial."

Amendment No. 2

On page 1, line 21, of the printed measure, strike out "If any judicial"; and strike out lines 22 to 25, inclusive

Amendments read, and adopted.

Resolution ordered reprinted, and engrossed.

Assembly Bill No. 1263—An act to add Section 12 to an act entitled "An act to provide for the alteration of the boundaries of incorporated towns and cities by the annexation of contiguous territory thereto owned by the incorporated town or city desiring the annexation of the same, and for the incorporation of such annexed territory in and as a part of such annexed territory in and as a part of such municipality, and for the redistricting, government and municipal control of the annexed territory," approved June 13, 1933, relating to the annexation of contiguous territory not owned by the town or city.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Municipal and County Government.

Amendment No. 1

On page 1 of the printed bill, strike out the title, and insert

"An act to provide for the exclusion of a part of the territory of one incorporated city and the annexation thereof to another incorporated city adjacent thereto"

Amendment No. 2

On page 1 of said bill, strike out lines 1 to 16, inclusive, and insert

"SECTION 1. The boundaries of any incorporated city may be altered upon procedure being taken as in this act provided.

SEC. 2. Upon receipt of a petition for the exclusion of a part of the territory of one incorporated city and the annexation thereof to another incorporated city adjacent thereto, containing a description of the territory thus affected and containing the signatures of not less than one-fourth in number of the registered electors residing within the territory proposed to be excluded, the legislative bodies of both incorporated cities may, by a four-fifths vote of the members of each body, approve the proposed alteration.

SEC. 3. If the proposed alteration of territory is approved by the legislative bodies of both cities in accordance with the provisions of Section 2, the legislative body of the city from which the territory is proposed to be excluded shall submit to the electors of such territory the question whether such territory as is proposed by such petition, shall be excluded from such municipal corporation and be annexed to the adjacent municipal corporation specified in the petition.

SEC. 4. Such question shall be submitted at a special election to be held for that purpose, to be conducted, insofar as applicable thereto and not in conflict with this act, in accordance with the provisions of the Annexation Act of 1913, Chapter 317, Statutes 1913.

SEC. 5. The legislative body of the city from which the territory is proposed to be excluded shall give notice thereof by publication in a newspaper printed and published in such city once each week for a period of four weeks prior to such election. Such notice shall distinctly state the proposition to be so submitted, and shall designate specifically the boundaries of the territory so proposed to be altered. The electors shall be instructed thereby to vote for such proposition by placing upon their ballots the words "for exclusion" or "against exclusion" or words equivalent thereto

SEC. 6. If it shall appear from the canvass of the votes cast that a majority of all the votes cast in such territory shall be for exclusion, such legislative body shall, by an order entered upon their minutes, cause their clerk, or other officer performing the duties of clerk, to make and transmit to the Secretary of State a certified abstract of such vote, which abstract shall show the number of electors voting in such territory, the number of votes cast for exclusion, and the number of votes cast against exclusion, and a certificate of the filing of such document in his office shall be transmitted by the Secretary of State forthwith to the clerk or other officer performing the duties of clerk of the legislative body of the municipal corporation from which the territory was excluded and to the legislative body of the municipal corporation to which the territory was annexed, and to the board of supervisors of the county in which said municipal corporations are situated.

SEC. 7. From and after the date of filing such abstract, such alteration of territory shall be deemed complete, and thereafter such territory shall cease to be a part of the municipal corporation from which it was excluded; provided, that nothing contained in this act shall be held to relieve in any manner whatsoever any part of such territory from any liability for any debts contracted by such municipal corporation prior to such exclusion; and provided, further, that such municipal corporation is hereby authorized to levy and collect from any territory so excluded, from time to time, such sums of money as shall be found due from it on account of its just proportion of liability for any payment on the principal and interest of such debts.

SEC. 8. Whenever any municipal corporation to which it is proposed to annex territory under the provisions of this act shall have incurred, or authorized the incurring of, any bonded indebtedness for the acquisition, construction, or completion of any municipal improvement or improvements, the petition presented in accordance with Section 2 of this act may contain a request that the question be submitted to the electors residing in the territory proposed to be excluded as to whether the property therein shall be, after such exclusion, subject to taxation equally with the property within such municipal corporation to which annexation is proposed, and to pay any specified portion of such bonded indebtedness of such municipal corporation outstanding at the date of the filing of such petition. If such a request is contained in the petition for exclusion, the question shall be submitted to the electorate along with the question as to the exclusion and shall be deemed a part of the same question.

SEC. 9. If the vote of the electorate shall be against exclusion, no election for the exclusion of the same territory under the provisions of this act shall be held again within one year from the date of such former election."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1283—An act to amend Section 4041.13 of the Political Code, and to add Section 25502.5 to the Government Code, relating to the duties of purchasing agents.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Municipal and County Government:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "amend Section 4041.13 of the Political Code, and to".

Amendment No. 2

In line 2 of the title of the printed bill, strike out "Section 25502.5", and insert "Sections 25502.5 and 25502.6".

Amendment No. 3

On page 1, line 1, of the printed bill, strike out "Sec. 4041.13 of the Political Code is amended"; strike out lines 2 to 26, inclusive; on page 2, strike out lines 1 and 2; and in line 3, strike out "Sec. 2."

Amendment No. 4

On page 2, line 7, of the printed bill, after "perform", insert "sundry".

Amendment No. 5

On page 2 of the printed bill, strike out lines 9 to 16, inclusive, and insert "where the aggregate cost does not exceed four thousand dollars ($4,000).

SEC. 2. Section 25502.6 is added to the Government Code, to read:

25502.6. It is unlawful for the purchasing agent in any county having a population of 900,000 or more to split or separate into smaller work orders or projects any public work project for the purpose of evading the provisions of this chapter or of any other law requiring public work to be done by contract after competitive bidding. Every purchasing agent who violates the provisions of this section is guilty of a misdemeanor."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1684—An act to amend Section 25450 of, and to add Section 25454.5 to the Government Code, relating to the construction, alteration and repair of buildings.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Municipal and County Government:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "amend Section 25450 of, and to add Section 25454.5", and insert "add Sections 25450.4 and 25450.5".

Amendment No. 2

On page 1, line 1, of the printed bill, strike out "Section 25450 of the Government Code is", and strike out lines 2 to 26, inclusive, and insert "Section 25450.4 is added to the Government Code, to read:

25450.4. In counties containing a population of 900,000 or over, the work referred to in Section 25450 need not be done by contract if the cost thereof is less than two thousand five hundred dollars ($2,500).

SEC. 2. Section 25450.5 is added to the Government Code, to read:

25450 5. In any county containing a population of 900,000 or over, it is unlawful to split or separate into smaller work orders or projects any public work project for the purpose of evading the provisions of this article requiring public work to be done by contract after competitive bidding Every person who wilfully violates the provisions of this section is guilty of a misdemeanor."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1966—An act to amend Section 4252 of the Political Code, relating to compensation for public services in counties of the twenty-third class.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Municipal and County Government:

Amendment No. 1

In line 1 of the title of the printed bill, after "Code", insert "and Section 28123 of the Government Code".

Amendment No. 2

On page 1, line 7, of said bill, strike out "_____ dollars ($_____)", and insert "five thousand dollars ($5,000)".

Amendment No. 3

On page 1, line 9, of said bill, strike out "_____ dollars ($_____)", and insert "four thousand eight hundred dollars ($4,800)".

Amendment No. 4

On page 1, lines 11 and 12, of said bill, strike out "_____ dollars ($_____)", and insert "two thousand four hundred dollars ($2,400)".

PRINTER'S NOTE—*There being no 7-point strikeout type available, the material* which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 5

On page 1 of said bill, after line 23, insert

"SEC. 2. Section 28123 of the Government Code is amended to read:

28123. In a county of the twenty-third class the following shall receive as compensation for their services required of them by law or by virtue of their offices, the following sums:

(a) The auditor, [four thousand five hundred dollars ($4,500)] *five thousand dollars ($5,000)* a year.

(b) The district attorney, four thousand eight hundred dollars ($4,800) a year.

(c) Each supervisor, two thousand four hundred dollars ($2,400) a year for all services rendered including mileage and services as road commissioner. If required to go on business to any point outside of the county, he shall be allowed actual expenses.

(d) Trial jurors in the superior court, three dollars ($3) for each day's attendance. In addition, mileage fees shall be allowed trial jurors for attendance in court at the rate of fifteen cents ($0.15) for each mile traveled in going only, payable only once in any three days.

The compensation provided by this section shall be paid to incumbent officers.

SEC. 3. Section 2 of this act becomes operative only if Title 3 of the Government Code is enacted by the Legislature at its 1947 Regular Session, and in such case at the same time as said Title 3 takes effect; at which time Section 4252 of the Political Code is hereby repealed."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 35—An act to amend the title of Article 1 of Chapter 4, Part 1, Division 3, Title 2 of the Government Code, and to amend Sections 11380, 11381, 11382, 11383, 11384, 11385, and 11401 of said code and to add Section 11382.5 and Article 1, comprising Sections 11370 and 11371, Article 4, consisting of Sections 11420 to 11427, inclusive, and Article 5, consisting of Section 11440, to Chapter 4, Part 1, Division 3, Title 2 of said code, relating to rules and regulations of state agencies.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency and Economy:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "title", and insert "titles of Chapter 5 and".

Amendment No. 2

In line 3 of the title of said bill, strike out "and 11401", and insert "11411, 11412, and 11415".

Amendment No. 3

In line 4 of the title of said bill, strike out "Section 11382 5", and insert "Sections 11382.5, 11409, and 11409.5".

Amendment No. 4

In line 5 of the title of said bill, strike out "and 11371", and insert "to 11373 inclusive,".

Amendment No. 5

In line 8 of the title of said bill, after "code," insert "and to add Sections 18595 and 26803.5 to said code, and to repeal Article 2, comprising Sections 11400 to 11402, inclusive, of Chapter 4, Part 1, Division 3, Title 2 of said code and Section 723 of the Political Code, all".

Amendment No. 6

On page 1, line 2, of said bill, strike out "and 11371", and insert "to 11373, inclusive".

Amendment No. 7

On page 1 of said bill, strike out line 7, and insert

"11370. Chapter 4 and Chapter 5 of this part of the Government Code constitute, and may be cited as, the Administrative Procedure Act.

11371. In this chapter unless otherwise specifically indi-".

Amendment No. 8

On page 1 of said bill, after line 20, insert

"11372. "Department" as used in this chapter means the Department of Professional and Vocational Standards, acting through the Division of Administrative Procedure."

Amendment No. 9

On page 2, line 1, of said bill, strike out "11371. Nothing", and insert

"11373. Except as provided in Section 11409, nothing".

Amendment No. 10

On page 2, line 10, of said bill, strike out "1.5", and insert "2".

Amendment No. 11

On page 3, lines 8 and 9, of said bill, strike out "Codification Board", and insert "department".

Amendment No. 12

On page 3, line 13, of said bill, strike out "Codification Board", and insert "department".

Amendment No. 13

On page 3, line 16, of said bill, strike out "board", and insert "department".

Amendment No. 14

On page 3, line 29, of said bill, strike out "Codification Board", and insert "department".

Amendment No. 15

On page 3, line 47, of said bill, strike out "Codification Board", and insert "department".

Amendment No. 16

On page 3, lines 48 and 49, of said bill, strike out "Codification Board", and insert "department".

Amendment No. 17

On page 4 of said bill, strike out lines 1 and 2, and insert

"SEC. 10. Section 11409 is added to Article 3, Chapter 4, Part 1, Division 3, Title 2, of said code, to read:

11409. The department shall:".

Amendment No. 18

On page 4, line 7, of said bill, strike out "board", and insert "department".

Amendment No. 19

On page 4, line 15, of said bill, strike out "1 5,".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 20

On page 4 of said bill, between lines 31 and 32, insert

"SEC. 10.5. Section 11409.5 is added to said code, to read.

11409.5. The department shall supply the county clerk of each county with a complete set of the California Administrative Code, and of the California Administrative Register, which have been or are published and of each supplement to such code or register.

SEC. 10.6 Section 11411 of said code is amended to read:

11411. The publication date shall be determined by the [Codification Board] *department*, and all rules and regulations thereafter filed and all rules and regulations theretofore filed and in effect on the publication date shall be published.

SEC. 10 7. Section 11412 of said code is amended to read:

11412. Nothing in this chapter limits or restricts the discretion of the [Codification Board] *department* to determine the form in which the California Administrative Code, and the California Administrative Register shall be published Either or both of said publications may be issued in such units, whether in bound volumes or in loose-leaf form, separately or in combination, at the same or at different times, as the [Codification Board] *department* deems most economical and best adapted to make the current regulations available to interested persons and to the public

SEC. 10.8. Section 11415 of said code is amended to read:

11415. After the regulations of a state agency have been published by the [Codification Board] *department*, any subsequent printings or reprintings of those regulations shall be printed in the format (including the numbering system) prescribed by the [Codification Board] *department*, unless the state agency obtains permission from the Department of Finance to print otherwise."

Amendment No. 21

On page 4, line 40, of said bill, strike out "The", and insert "Except as provided in Section 11421, the".

Amendment No. 22

On page 4, line 43, of said bill, after "enacted", insert "unless a procedure requiring prior notice and hearing is prescribed by other provisions of law for the exercise of such power".

Amendment No. 23

On page 4, line 48, of said bill, strike out "be appli-", and strike out all of line 49.

Amendment No. 24

On page 4, line 50, of said bill, strike out "agency except", and insert "not apply to".

Amendment No. 25

On page 5 of said bill, strike out lines 30 to 42, inclusive, and insert "recision of a regulation, notice of the proposed action shall be:

(a) Published in such newspaper of general circulation, trade or industry publication, as the state agency shall prescribe.

(b) Mailed to every person who has filed a request for notice thereof with the state agency.

(c) In cases in which the state agency is within a state department, mailed or delivered to the director of such department.

(d) When appropriate in the judgment of the state agency, (1) mailed to any person or group of persons whom the agency believes to be interested in the proposed action and, (2) published in such additional form and manner as the state agency shall prescribe."

Amendment No. 26

On page 5 of said bill, between lines 47 and 48, insert

"The failure to mail notice to any person as provided in this section shall not invalidate any action taken by a state agency pursuant to this article."

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 27

On page 6 of said bill, strike out lines 44 to 51, inclusive, and insert

"11440. Any interested person may obtain a judicial declaration as to the validity of any regulation by bringing an action for declaratory relief in the superior court in accordance with the provisions of the Code of Civil Procedure and, in addition to any other ground which may exist, such regulation may be declared to be invalid for a substantial failure to comply with the provisions of this chapter.

SEC. 13. Section 26803.5 is added to said code, to read:

26803.5. Each regulation and order of repeal of a regulation filed with a county clerk pursuant to Article 2 of Chapter 4, Part 1, Division 3, Title 2, of this code shall be retained in an active file, available for public inspection, until receipt by the county clerk of the next California Administrative Register or supplement to the California Administrative Code in which such regulation, order of repeal or notice thereof, is published.

The county clerk shall at all times keep a complete current set of the California Administrative Code, and the California Administrative Register available for public inspection.

SEC. 14. The title of Chapter 5, Part 1, Division 3, Title 2 of said code is amended to read:

CHAPTER 5. ADMINISTRATIVE [PROCEDURE] *ADJUDICATION*

SEC. 15. Section 723 of the Political Code is hereby repealed.

SEC. 16. Section 18595 is added to the Government Code, to read:

18595. The "State Civil Service" includes state officers and employees appointed or employed by the Codification Board upon the date of the transfer of the functions of such board to the Department of Professional and Vocational Standards.

SEC. 17. Article 2 of Chapter 4, Part 1, Division 3, Title 2, of the Government Code, comprising Sections 11400 to 11402, inclusive, is repealed.

SEC. 18. The Department of Professional and Vocational Standards, acting through its Division of Administrative Procedure, shall succeed to and is hereby vested with all the powers, duties, purposes, responsibilities and jurisdiction now or hereafter vested by law in the Codification Board.

The department shall have possession and control of all records, books, papers, offices, equipment, money, funds, appropriations, and all other property, real or personal, now or hereafter held for the benefit of or use of the Codification Board.

SEC. 19. All persons employed by the Codification Board shall, upon the effective date of this act, become the employees of the Division of Administrative Procedure in the Department of Professional and Vocational Standards."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1867—An act to amend Section 111 of, and to add Sections 103, 104, 105, 105.1, and 105.2 to the Business and Professions Code, creating a Division of Construction Industry and a Construction Industry Commission in the Department of Professional and Vocational Standards.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency and Economy:

Amendment No. 1

Strike out line 1 of the title of the printed bill, and in line 2, strike out "105, 105.1, and 105.2 to," and insert

"An act to add Section 7080.1 to".

Amendment No. 2

Strike out lines 3, 4, and 5 of the title of said bill, and insert "relating to certification of records by the Registrar of Contractors."

Amendment No. 3

On page 1 of said bill, strike out lines 1 to 21, inclusive; and on page 2, strike out lines 1 to 18, inclusive, and insert

"SECTION 1. Section 7080.1 is added to the Business and Professions Code, to read:

7080.1. The verified certificate of the registrar that a person was not a duly licensed contractor at a specified date or during a specified period of time shall be admitted in any court as prima facie evidence of the facts recited therein."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2255—An act to amend Section 7137 of the Business and Professions Code, relating to contractors' licenses.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency and Economy:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "7137", and insert "7074".

Amendment No. 2

On page 1, line 1, of said bill, strike out "7137", and insert "7074".

Amendment No. 3

On page 1 of said bill, strike out lines 3 to 14, inclusive, and insert

"7074. Should an application for an original license be denied for any of the reasons provided in this article, *or should an applicant for an original license, after having been notified to do so, fail to appear for the examination therefor within six months from the date of filing his application*, the fees paid by the applicant in connection with the filing of such application shall be forfeited and shall be credited to the Contractors' License Fund as an earned fee. Any reapplication for a license shall be accompanied by the fee fixed by this chapter."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2281—An act to add Chapter 4 (comprising Sections 10170 to 10728, inclusive) to Part 2, Division 2 of Title 2 of the Government Code, and to repeal Sections 13293, 13294, 13295, 13296, 13297, 13298, and 13299 of said code, creating the office of Auditor General, prescribing his powers and duties, providing for the auditing and management of the fiscal and business affairs of the State, and providing for the transfer of funds.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency and Economy:

Amendment No. 1

On page 1, line 12, of the printed bill, after "by", insert "agreement of three-fourths of".

Amendment No. 2

On page 1, line 13, of said bill, strike out "of the Legislature".

Amendment No. 3

On page 1, line 14, of said bill, strike out "Chairman of"; and strike out lines 15 to 18, inclusive, and insert "representing the Legislative Branch of government, the Chief Justice of the Supreme Court, representing the Judicial Branch of government, and the Governor, representing the Executive Branch of government.

"10701.5. The Auditor General before he may be appointed by the committee shall possess the following minimum qualifications.

Education: Graduation from college with at least 12 semester hours in accounting, public administration, economics, public finance, public law or governmental research methods, or graduation from the twelfth grade and completion of the accounting curriculum of a recognized school of accountancy with a certificate showing satisfactory completion of courses in elementary and advanced accounting, auditing, and cost accounting.

or

Professional standing: Possession of a valid certificate issued by the State Board of Accountancy of the State of California (or any other state enjoying reciprocity with California) to practice as a certified public accountant.

and

Experience:

(1) At least three years of experience in public or governmental accounting in an executive position involving responsibility for directing the work of an auditing staff of not less than 10 accountants

The State Personnel Board shall certify to the committee as to whether or not any applicant which the committee may have under consideration for appointment meets the minimum qualifications set forth in this section."

Amendment No. 4

On page 1, line 19, of said bill, after "office", insert "for a term of five years".

Amendment No. 5

On page 1, line 21, of said bill, strike out "Legislature by concurrent resolu-".

Amendment No. 6

On page 1, line 22, of said bill, strike out "tion", and insert "Committee by unanimous agreement".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1175—An act to add Section 6216.5 to the Public Resources Code, relating to oil, gas and mineral leases on state lands.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Manufacturing, Oil, and Mining Industry:

Amendment No. 1

On page 1, line 9, of the printed bill, before "as", insert "of Part 2, Division 6 of this code".

Amendment No. 2

On page 1, line 9, of the printed bill, after "to", insert "tide and submerged".

Amendment No. 3

On page 1, line 12, of the printed bill, strike out the blank, and insert "fifty".

Amendment No. 4

On page 1, line 13, of the printed bill, strike out the blank, and insert "fifty".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1444—An act to add Section 3608 to the Public Resources Code, relating to community oil and gas leases.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Manufacturing, Oil, and Mining Industry:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "add Section 3608 to", and insert "repeal Chapter 3 of Division 3, comprising Sections 3600 to 3607, inclusive, of, and to add a new Chapter 3 to Division 3 of".

Amendment No. 2

Strike out line 2 of the title of said bill, and insert "relating to the spacing of wells and community oil and gas leases, declaring the urgency thereof and providing that this act shall take effect immediately."

Amendment No. 3

On page 1 of said bill, strike out lines 1 to 24, inclusive; and on page 2, strike out lines 1 to 11, inclusive, and insert

"SECTION 1. Chapter 3, comprising Sections 3600 to 3607, inclusive, of Division 3 of the Public Resources Code is hereby repealed.

SEC. 2. A new Chapter 3, comprising Sections 3600 to 3608, inclusive, is added to Division 3 of said code, to read:

CHAPTER 3. SPACING OF WELLS AND COMMUNITY LEASES

3600. Except as otherwise provided in this chapter, any well hereafter drilled for oil or gas, or hereafter drilled and permitted to produce oil or gas, which is located within 100 feet of an outer boundary of the parcel of land on which the well is situated, or within 100 feet of a public street or road or highway dedicated prior to the commencement of drilling of the well, or within 150 feet of either a well being drilled or a well theretofore drilled which is producing oil or gas or a well which has been drilled and is not producing but which is capable of producing oil or gas, is a public nuisance.

3601. Where several contiguous parcels of land in one or different ownerships are operated as a single oil or gas lease or operating unit, the term "outer boundary line" means the outer boundary line of the lands included in the lease or unit. In determining the contiguity of any such parcels of land, no street, road or alley lying within the lease or unit shall be deemed to interrupt such contiguity.

3602. Where a parcel of land contains one acre or more, but is less than 250 feet in width, there may be drilled on the parcel of land not more than one well to each acre of the area if the well is so placed as to be as far from the lateral boundary lines of the parcel of land as the configuration of the surface and the existing improvements thereon will permit.

3603. For the purposes of this chapter, an alley which intersects or lies within any block or other subdivision unit is not a public street or road.

3604. Each day in which the drilling of any well is carried on, or on which it is permitted to produce oil or gas in violation of this chapter is a separate nuisance.

3605. The provisions of this chapter do not apply to any field producing oil or gas on August 14, 1931.

3606. Notwithstanding any other provisions of this chapter, where a parcel of land contains one acre or more and where all or substantially all of the surface of such parcel of land is unavailable for the surface location of oil or gas wells, there may be drilled or produced not more than one well into each acre of such parcel of land, and the surface location of such well may be located upon property which may or may not contain one acre or more of surface area, and the property upon the surface of which the surface location of such well may be located may or may not be contiguous to such parcel of land, provided:

1. No operator shall construct or maintain any derrick within 150 feet of any other derrick, then standing, of such operator.

2. The surface location of such well, as measured from the center of the hole, shall be not less than 25 feet from an outer boundary of the surface of the property upon which such well is located, and shall be not less than 25 feet from any dedicated

public street, road or highway which is so dedicated and in such public use at the time of the commencement of drilling of such well.

3. The producing interval of such well shall be not less than 75 feet from an outer boundary of the parcel of land into which such producing interval is drilled, and the producing interval of such well shall be not less than 150 feet, as measured horizontally in the same zone, from the producing interval of any other well which is producing or capable of producing oil or gas.

To enforce the provisions of this section, the supervisor may require, at the time supervisor gives approval of notice of intention to drill, redrill or deepen, that a subsurface directional survey be made for such well, and that a plat of said directional survey be filed with the supervisor within fifteen (15) days of completion, and such plat shall be open to inspection by any other operator in the field in which the well is located.

3607. The prohibition set forth in Section 3600 against drilling within 100 feet of any public street or highway shall not apply in the case of any street or highway which is opened through a field in which drilling was commenced prior to the opening of the street or highway.

3608 Where land aggregating less than one acre is surrounded by other lands, which other lands are subject to an oil and gas lease aggregating one acre or more, and if, under the provisions of Sections 3600 to 3607, inclusive, of the Public Resources Code, the drilling or producing of a well on said land is declared to be a public nuisance, said land shall, for oil and gas development purposes and to prevent waste and to protect the oil and gas rights of landowners, be deemed included in said oil and gas leasehold on said other lands at the time there is filed with the State Oil and Gas Supervisor a notice of intention to drill a well upon the said leasehold covering said other lands.

The owners of the oil and gas mineral rights in said land so deemed included in said oil and gas leasehold on said other lands, as herein provided, shall thereafter receive in money, based upon the production of oil and gas from said leasehold including said land, a pro rata share of the landowners' royalty determined in accordance with the provisions of said oil and gas lease in the proportion that the area of said land bears to the aggregate of the total area covered by said oil and gas lease including the area of said land; provided, further, that said owners of said oil and gas mineral rights in said land shall in no case receive less than their pro rata share determined, as herein provided, of the value of one-eighth part of the oil and gas produced, saved and sold from the operating unit comprising said leasehold on said other lands and said land, computed in accordance with the provisions of said oil, and gas lease with respect to the computation of landowners' royalty; and provided, further, that without the consent of said owners of said land the lessee or operator of said oil and gas leasehold shall have no right to use the surface of said land nor to use the subsurface thereof down to a depth of 200 feet below the surface thereof.

Where said land aggregating less than one acre is surrounded by lands which are not subject to a single oil or gas leasehold but is surrounded by lands which are subject to two or more separate oil or gas leaseholds, one or more of which oil or gas leaseholds aggregates one acre or more, then in such event the said land aggregating less than one acre shall, as herein provided, be included within and be joined to that oil and gas leasehold aggregating one acre or more as to which said parcel of land aggregating less than one acre has the longest common boundary.

In determining the contiguity of any parcels of land for the purposes hereof, no road, street or alley shall be deemed to interrupt such contiguity.

SEC. 3. This act is hereby declared to be an urgency measure necessary for the immediate preservation of the public peace, health and safety within the meaning of Section 1 of Article IV of the Constitution and as such shall take effect immediately. The facts constituting such necessity are as follows:

A recent decision of the California Supreme Court held that Sections 3600 to 3607 of the Public Resources Code are unconstitutional under the circumstances set forth in that case Unless this act takes effect immediately, wells will be drilled in violation of the policy of this State expressed in those sections for the conservation of natural resources and the observance of safe and orderly oil field operations upon the surface of the land and as a result of such violation large quantities of natural gas would be wasted to the air."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1524—An act to amend Sections 12500, 12503, 12504, 12507, 12508, and 12509 of the Health and Safety Code, and to add Section 12509a thereto, all relating to the regulation and display of fireworks.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Manufacturing, Oil, and Mining Industry:

Amendment No. 1

On page 1, line 8, of the printed bill, strike out "Fireworks", and insert "Firecrackers".

Amendment No. 2

On page 2, lines 18 and 19, of said bill, strike out "person desiring to do any act regulated by this part", and insert "adult person desiring to do any act mentioned in subparagraphs (a) and (b) of the preceding section".

Amendment No. 3

On page 2, line 22, of said bill, after "county", insert ", or in the event there be no such officer or person appointed within the area, to the State Fire Marshal or his appropriate deputy".

Amendment No. 4

On page 2, lines 23 and 24, of said bill, strike out "chief of the fire department or the chief fire prevention".

Amendment No. 5

On page 2, lines 25 and 26, of said bill, strike out ", excepting as in this part otherwise provided,".

Amendment No. 6

On page 2, line 30, of said bill, after "application", insert ", subject to such reasonable conditions, if any, as it shall prescribe".

Amendment No. 7

On page 2 of said bill, strike out line 47, and insert

"12507. (a) "Class A Fireworks," as used in this part, shall include the following:

Colored bomb shells over 15 inches in circumference or consisting of more than one break;

Detonating shells, also known as aerial bombs, over nine inches in circumference or consisting of more than one break;

Ground bombardments, also known as detonating reports, of all sizes which explode on the ground;

Such other fireworks which may be designated for such classification by the State Fire Marshal.

(b) "Class B Fireworks," as used in this and succeeding sections shall include all types of dangerous fireworks mentioned in Section 12500 excepting fireworks designated as "Class A Fireworks."

(c) Any adult person or any firm, copartnership or corporation".

Amendment No. 8

On page 2 of said bill, strike out lines 51 and 52, and insert "which the display is to be held, or to the State Fire Marshal, or to such authorized deputy as he may designate for such purpose, if there be no chief of the fire department or chief fire prevention officer in the area, at least 24 hours in advance of the date of the proposed display."

Amendment No. 9

On page 3, lines 1 and 2, of said bill, strike out "chief of the fire department or the chief fire prevention".

Amendment No. 10

On page 3 of said bill, strike out lines 8 to 11, inclusive, and insert "to whether such a display as proposed shall be of such a character and so located that it may be hazardous to property or dangerous to any person and he shall in the exercise of a reasonable discretion grant or deny the application, subject to such reasonable conditions, if any, as he may prescribe."

Amendment No. 11

On page 3 of said bill, strike out lines 16 to 26, inclusive, and insert "and he shall file with the officer to whom the application is made, a bond issued by an authorized surety company to be approved by such officer, conditioned upon the applicant's payment of".

Amendment No. 12

On page 3, line 30, of said bill, after "thereof", insert ", or a certificate evidencing the carrying of appropriate public liability insurance issued by an insurance carrier authorized to transact business in this State for the benefit of the person named therein as assured, as evidence of ability to respond in damages in at least such amount, said policies to be similarly approved".

Amendment No. 13

On page 3 of said bill, between lines 33 and 34, insert

"In the case of an application for a permit to display Class A Fireworks, or a combination of Class A and Class B Fireworks, the amount of such a surety bond shall be not less than ten thousand dollars ($10,000), and the amount of such insurance shall be not less than twenty thousand dollars ($20,000).

In the case of an application for a permit to display Class B Fireworks exclusively, the amount of the surety bond shall be not less than one thousand dollars ($1,000), and the amount of the insurance shall be not less than ten thousand dollars ($10,000).

Every public display of fireworks which include in whole or in part any "Class A Fireworks" shall be handled or supervised by a competent and experienced pyrotechnic operator approved by the chief of the fire department or the chief fire prevention officer of the city or county in which the display is to be held, or by the State Fire Marshal or his authorized deputy therefor, if there be no chief of the fire department or chief fire prevention officer in the area.

Public display of "Class B Fireworks" may be supervised or handled by any competent adult person approved by the officer issuing the permit"

Amendment No. 14

On page 3, line 36, of said bill, after "regulations", insert "not inconsistent with the provisions of this part,".

Amendment No. 15

On page 3, line 37, of said bill, strike out "Every such dis-"; and strike out lines 38 to 52, inclusive

Amendment No. 16

On page 4, line 6, of said bill, strike out "person", and insert "adult person, or any firm".

Amendment No. 17

On page 4 of said bill, between lines 8 and 9, insert "securing of local permits for".

Amendment No. 18

On page 4, line 11, of said bill, strike out "provided in Section 12508, a", and insert "herein above provided in this part, a surety".

Amendment No. 19

On page 4, line 13, of said bill, after "evidencing", insert "public liability"

Amendment No. 20

On page 4, line 16, of said bill, after "adopt.", insert "A certificate evidencing such general license, when so obtained, shall be filed with the legislative body or officer granting a permit for the display of fireworks prior to the issuance thereof."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 25—An act to add Chapter 5, comprising Sections 20000 to 20140, inclusive, to Division 8 of the Business and Professions Code, relating to the regulation and licensing of locksmiths.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency and Economy:

Amendment No. 1

On page 2 of the printed bill, as amended in the Assembly on April 18, 1947, between lines 33 and 34, insert "The provisions of this chapter do not apply to employees while engaged in making keys and doing lock repair work in connection with the maintenance and operation of the premises and property of their employer."

Amendment No. 2

On page 1, line 13, of said bill, strike out "qualification", and insert "occupation".

Amendment No. 3

On page 1, line 14, of said bill, strike out "constructs".

Amendment No. 4

On page 1, line 17, of said bill, strike out "Nothing in"; and strike out lines 18 to 23, inclusive.

Amendment No. 5

On page 2 of said bill, between lines 7 and 8, insert

"20007. Nothing in this chapter shall be deemed to include the installation of locks or locking devices on new construction, remodeling, or rebuilding nor the maintenance of such locks or locking devices, when such work is being done by a person or persons whose work consists in part in the installation of locks or locking devices on new construction, remodeling or rebuilding.

Nor shall this chapter be deemed to include work done by any mechanic or service representative of a regularly established motor car dealer, garage or repair shop who is called to render service to a disabled motor vehicle, or to open or unlock the doors or repair the lock on any motor vehicle.

The provisions of this chapter do not apply to employees while engaged in making keys and doing lock repair work in connection with the maintenance and operation of the premises and property of their employer."

Amendment No. 6

On page 4 of said bill, strike out lines 11 to 15, inclusive, and insert

"20073. No locksmith or any other person shall sell, give or loan any of the commonly known picks, or other tools peculiar to the trade of locksmithing, to any unlicensed person other than law enforcement officers."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2516—An act to add Section 1239.5 to the Code of Civil Procedure, relating to eminent domain and the use of property acquired pursuant to eminent domain proceedings by the State and public agencies.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Conservation, Planning, and Public Works:

Amendment No. 1

On page 1 of the printed bill, after line 19, insert

"This section is not exclusive and its provisions are not a condition precedent to, or a limitation upon, the exercise of any right granted by any other section in this title, or in any other statute. In the event of such rental or lease, the person entitled to lawful possession of the property at the time of such acquisition shall have the prior right to become the tenant or lessee at a rental equal to the highest amount offered by any other person for rent or lease thereof. If no such offer is made by any other person the property may be rented or leased as specified in this section at a rental to be fixed by the public agency acquiring said property."

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

SECOND READING OF SENATE BILLS

Senate Bill No. 309—An act to amend Section 13 of the Construction and Employment Act, relating to the types of projects to be constructed by counties pursuant to said act.

Bill read second time, and ordered to third reading.

Senate Bill No. 482—An act to add Chapter 11, comprising Sections 6910 to 6913 to Division 6, Part 1 of the Health and Safety Code, to provide for the exclusion of a portion of a sanitary district under certain conditions.

Bill read second time, and ordered to third reading.

Senate Bill No. 989—An act to amend Section 460 of the Government Code, relating to the counties of the State.

Bill read second time, and ordered to third reading.

Senate Bill No. 1004—An act to add Section 12461.5 to the Government Code, relating to the duties of the Controller.

Bill read second time, and ordered to third reading.

Senate Bill No. 1005—An act to add Section 25.5 to the Municipal Courts Act of 1925, relating to the fees of marshals.

Bill read second time, and ordered to third reading.

Senate Bill No. 1006—An act to amend Section 27802 of the Government Code, relating to justices of the peace.

Bill read second time, and ordered to third reading.

Senate Bill No. 1117—An act to add Title 3 and Sections 500036 to 500040, inclusive, to the Government Code, to consolidate and revise the law relating to the organization, operation, and maintenance of a system of state and local government, and to repeal acts and parts of acts specified herein.

Bill read second time, and ordered to third reading.

Senate Bill No. 1162—An act to amend Section 9203 of the Public Resources Code, relating to elections in soil conservation districts.

Bill read second time, and ordered to third reading.

Senate Bill No. 1164—An act to add Section 9203.5 to the Public Resources Code, relating to elections in soil conservation districts.

Bill read second time, and ordered to third reading.

Senate Bill No. 1165—An act to amend Section 1331 of the Streets and Highways Code, relating to the county road commissioner.

Bill read second time, and ordered to third reading.

Senate Bill No. 499—An act to add Sections 10131.5 and 10151.5 to the Business and Professions Code, relating to nonresident real estate brokers.

Bill read second time, and ordered to third reading.

Senate Bill No. 954—An act to add Article 3a to, and to repeal Article 3 of, Chapter 7 of Division 8 of the Business and Professions Code, relating to motor fuel pump license tags.

Bill read second time, and ordered to third reading.

Senate Bill No. 960—An act to add Section 20709 to, and to amend Sections 20780, 20800, 20826, 20840, 20955, and 20960 of, the Business and Professions Code, relating to standards for petroleum products.

Bill read second time, and ordered to third reading.

Senate Bill No. 214—An act to amend Sections 23600, 23603, 23626, 23673, 23875, 23981, 24528, and 24529 of, and to add Sections 23674, 23878, and 23879 to, the Water Code, relating to improvement

districts in irrigation, declaring the urgency hereof, to take effect immediately.

Bill read second time, and ordered to third reading.

Senate Bill No. 498—An act to amend Section 11000 of the Business and Professions Code, relating to subdivided lands, declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

Senate Bill No. 1309—An act to amend Section 13661 of the Government Code, relating to the distribution of state publications.

Bill read second time, and ordered to third reading.

Senate Bill No. 220—An act to amend Sections 11500, 11501, 11503, 11504, 11518, 11520, and 11523 of the Government Code, to repeal Section 11514 thereof, and to add new Sections 11514 and 11529 thereto, all relating to administrative procedure.

Bill read second time, and ordered to third reading.

Senate Bill No. 223—An act to amend Sections 5100, 5101, and 5104 of the Business and Professions Code, to repeal Sections 5102 and 5103 thereof, to add a new Section 5102 thereto, and to repeal Section 3 of an act entitled "An act to repeal Chapter 1, comprising Sections 5000 to 5044 inclusive, of Division 3 of, and to add a new Chapter 1, comprising Sections 5000 to 5132 inclusive, to Division 3 of, the Business and Professions Code, relating to the creation of a State Board of Accountancy, and prescribing its duties and powers; regulating the practice of public accountancy and requiring persons engaged in the practice thereof to obtain annual permits to practice; providing for the examination of and issuance of the certificate of certified public accountant to qualified applicants and for the continuance of certified public accountant certificates issued under prior acts; and providing penalties for violations of the provisions of this act," approved July 13, 1945, all relating to accountancy.

Bill read second time, and ordered to third reading.

Senate Bill No. 390—An act to amend Section 2 of "An act relating to the postwar employment reserve; defining the powers and duties of state officers in connection therewith, making an appropriation for preparation of plans for a state building program, and declaring the urgency thereof, to take effect immediately," approved May 18, 1943, relating to the postwar employment reserve.

Bill read second time, and ordered to third reading.

Senate Bill No. 746—An act to amend Section 12000 of the Government Code, relating to the salary of the Governor.

Bill read second time, and ordered to third reading.

Senate Bill No. 1022—An act to amend Sections 11271, 11272, and 11274 of, and to add Section 11275 to, the Government Code, relating to the allocation of administrative costs to special fund agencies, and the duties of the Board of Control and Controller in connection therewith.

Bill read second time, and ordered to third reading.

Senate Bill No. 1089—An act to amend Section 16471 of the Government Code, relating to investment of surplus state funds, and creating the Surplus Money Investment Fund.

Bill read second time, and ordered to third reading.

Senate Bill No. 1243—An act to amend Section 13923 of the Government Code, relating to revolving fund advances.

Bill read second time, and ordered to third reading.

Senate Bill No. 1271—An act to amend Section 5032 of the Business and Professions Code, relating to public accountants.

Bill read second time, and ordered to third reading.

Senate Bill No. 1350—An act to amend Section 18101 of the Government Code, relating to sick leave.

Bill read second time, and ordered to third reading.

Senate Bill No. 1329—An act to amend Section 6816 of the Public Resources Code, relating to the disposition of moneys credited to the State Lands Act Fund.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Manufacturing, Oil and Mining Industry:

Amendment No. 1

On page 1 of the printed bill, strike out lines 21 to 25, inclusive, and insert "Upon order of the Controller, the remaining balance shall be transferred as follows.

1. Thirty percent to the General Fund;
2. Twenty-three and one-third percent to the State Beach Fund;
3. Forty-six and two-thirds percent to the State Park Fund".

Amendment read, and adopted.

Bill ordered reprinted, and to third reading.

Senate Bill No. 1009—An act to amend Sections 27146 and 27154 and to repeal Section 27246 of the Streets and Highways Code, relating to bridge and highway districts.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Conservation, Planning, and Public Works:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "27154", and insert "27182".

Amendment No. 2

On page 1, line 5, of said bill, after "board", insert "or any of its committees".

Amendment No. 3

On page 1, line 8, of said bill, strike out "within the district".

Amendment No. 4

On page 1, line 9, of said bill, after "board", insert "or any of its committees".

Amendment No. 5

On page 1, line 11, of said bill, strike out "27154", and insert "27182".

Amendment No. 6

On page 1 of said bill, strike out lines 12 to 26, inclusive; and on page 2, strike out lines 1 to 5, inclusive, and insert

"27182. The auditor *under the direction of the general manager* shall install and maintain a system of auditing and accounting which shall completely show the financial condition of the district at all times. He shall draw warrants to pay those demands made against the district which have been approved by the general manager, and the auditing committee, consisting of at least three members of the board, and passed by the board."

Amendments read, and adopted.

Bill ordered reprinted, and to third reading.

Senate Bill No. 19—An act to amend Sections 10150, 10151, 10200, 10201, 10208, 10211, 10212, 10213, 10216, 10221, 10275, 10276, 10320, 10328, 10331, 10332, 10333, 10340, 10375, 10376, 10420, 10427, 10430, 10431, 10432, 10439, 10515, 10516, 10580, 10588, 10591, 10592, 10593, and 10600 of the Business and Professions Code, to add Sections 10156.2, 10208.5, 10208.7, 10213.5, 10213.7, 10279.2, 10321.5, 10328.5, 10328.7, 10333.5, 10333.7, 10379.5, 10420.5, 10427.5, 10427.7, 10432.5, 10432.7, 10519.5, 10581.5, 10588.5, 10488.7, 10593.5, and 10593.7 thereto, and to repeal Sections 10101, 10102, 10209, 10214, 10329, 10334, 10428, 10433, 10589, and 10594 thereof, relating to fees and licenses of the State Division of Real Estate of the Department of Investment, declaring the urgency thereof, to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency and Economy:

Amendment No. 1

On page 11 of the printed bill, as amended in the Senate on January 27, 1947, strike out lines 30 and 31.

Amendment No. 2

In line 13 of the title of said bill, strike out the comma; and strike out line 14 of the title, and insert a period.

Amendment No. 3

On page 3, line 2, of said bill, strike out "An", and insert "The".

Amendment No. 4

On page 3, line 3, of said bill, strike out "on each", and insert "at the time of the".

Amendment No. 5

On page 3 of said bill, strike out line 7, and insert "of an examination fee of ten dollars ($10). No other fee for the additional examination shall be required"

Amendment No. 6

On page 5, line 3, of said bill, strike out "19321.5", and insert "10321.5".

Amendment No. 7

On page 5, line 20, of said bill, strike out "19328.5", and insert "10328.5".

Amendment No. 8

On page 5, line 21, of said bill, strike out "An", and insert "The".

Amendment No. 9

On page 5, line 22, of said bill, strike out "on each", and insert "at the time of the".

Amendment No. 10

On page 5 of said bill, strike out line 26, and insert "of an examination fee of ten dollars ($10). No other fee for the additional examination shall be required."

Amendment No. 11

On page 7, line 41, of said bill, strike out "An", and insert "The".

Amendment No. 12

On page 7, line 42, of said bill, strike out "on each", and insert "at the time of the".

Amendment No. 13

On page 7 of said bill, strike out line 46, and insert "of an examination fee of ten dollars ($10). No other fee for the additional examination shall be required."

Amendment No. 14

On page 11 of said bill, strike out lines 17 to 31, inclusive.

Amendments read, and adopted.

Bill ordered reprinted, and to third reading.

Senate Bill No. 831—An act authorizing the Regents of the University of California to acquire real property, and to acquire, construct, erect, equip and furnish on said real property, or any real property owned or controlled by the Regents of the University of California, dormitories or other housing facilities or boarding facilities for use by students, faculty members or employees of the University of California; providing a method of financing such project through the issuance of revenue bonds, payable from the revenues of such projects; authorizing the Regents of the University of California to maintain and operate such projects, and to prescribe, revise and collect the rentals, rates and other charges for the services and facilities furnished thereby, authorizing the issuance of such revenue bonds and providing for their payment and the rights and remedies of the holders thereof; repealing an act entitled "An act authorizing the Regents of the University of California to issue and sell bonds to provide funds for the acquisition of real property and for the erection, equipping, and furnishing thereon, or upon other real property owned by the said Regents of the University of California, of dormitories or other housing facilities for the use of students or employees of the University of California, declaring the urgency thereof, and to provide that this act shall take effect immediately," approved March 18, 1946.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Governmental Efficiency and Economy:

Amendment No. 1

On page 10, line 23, of the printed bill, after the period, strike out the remainder of that line, and lines 24 to 37, inclusive.

Amendment read, and adopted

Bill ordered reprinted, and to third reading.

Senate Bill No. 1007—An act to amend Section 25457 and to renumber Chapter 4, comprising Sections 26800 to 26858, of Part 3, Division 2, Title 3 of the Government Code, relating to the government of counties.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Municipal and County Government:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in the Senate on April 21, 1947, after "renumber", insert "the chapter heading of".

Amendment No. 2

On page 1, line 17, of said bill, after "Sec. 2.", insert "The chapter heading of".

Amendments read, and adopted.

Bill ordered reprinted, and to third reading.

Senate Bill No. 1304—An act to amend Section 4041.21 of the Political Code, relating to the jurisdiction and powers of boards of supervisors.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Municipal and County Government:

Amendment No. 1

In line 1 of the title of the printed bill, after "Code", insert "and to add Section 25370 to the Government Code".

Amendment No. 2

On page 2, line 29, of said bill, strike out the period, and insert ", after a finding by a four-fifths vote of the board that there is a probable future public use for such county real property, which finding shall state the specific nature of such probable future public use."

Amendment No. 3

On page 2 of said bill, after line 29, insert

"SEC. 2. Section 25370 is added to the Government Code, to read:

25370. The board may lease or sublease county real property, after a finding by a four-fifths vote of the board that there is a probable future public use for such county real property, which finding shall state the specific nature of such probable future public use.

SEC. 3. Section 2 of this act becomes operative only if Title 3 of the Government Code is enacted by the Legislature at the 1947 Regular Session, and in such case at the same time as said Title 3 takes effect; at which time Section 4041.21 of the Political Code is hereby repealed."

Amendments read, and adopted.

Bill ordered reprinted, and to third reading.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, May 8, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted the report of the Committee on Conference concerning:

Senate Bill No. 1075—An act to add Section 6.15 to the Alcoholic Beverage Control Act, relating to alcoholic beverages.

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

SENATE CHAMBER, SACRAMENTO, May 8, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed:

Senate Bill No. 1474

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS

The following bill was read the first time:

Senate Bill No. 1474—An act to amend Section 1260 of the Military and Veterans Code, relating to definitions of veterans' associations for purposes of public buildings, parks, and centers therefor.

Referred to Committee on Military Affairs.

RE-REFERENCE OF BILLS

By order of the Speaker, the following bills were withdrawn from the file, and re-referred as follows:

Assembly Bill No. 919 re-referred to Committee on Education.

Assembly Bill No. 1818 re-referred to Committee on Judiciary.

Assembly Bills Nos. 1330, 2425, 1817, 2670, and 762 re-referred to Committee on Finance and Insurance.

CONSIDERATION OF DAILY FILE (RESUMED)

UNFINISHED BUSINESS

CONSIDERATION OF SENATE AMENDMENTS

Assembly Bill No. 527—An act to add Section 18009 to the Education Code, relating to sanitary facilities for pupils.

The question being: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 527?

Amendment No. 1

On page 1, line 6, of the printed bill, after "pupils", insert "In school districts where the water supply is inadequate, chemical water closets may be substituted for patent flush water closets by the board."

The roll was called, and the Assembly concurred in Senate amendment to Assembly Bill No. 527 by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Dickey, Dolwig, Doyle, Erwin, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, Price, Robertson, Sherwin, Silliman, Stanley, Stephenson, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—56

NOES—None.

Assembly Bill No. 527 ordered enrolled.

Assembly Bill No. 564—An act to amend Section 633 of the Welfare and Institutions Code, relating to the term of office of probation officers in counties not having charters or merit or civil service systems governing such terms.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 564?

Amendment No. 1

On page 1, line 3, of the printed bill, after "The", insert "term of office of the".

Amendment No. 2

On page 1 of said bill, strike out lines 5 and 6, and insert "be two years from the date of their appointments, or until their successors are appointed and qualify."

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 564 by the following vote:

AYES—Anderson, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Collier, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, Dickey, Doyle, Dunn, Erwin, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, Sherwin, Silliman, Stephenson, Thompson, Thurman, Waters, Weber, and Wollenberg—49.

NOES—Beck—1.

Assembly Bill No. 564 ordered enrolled.

Assembly Bill No. 610—An act to amend Sections 427, 428, and 432 of the Fish and Game Code, relating to hunting and fishing, and the issuance of licenses therefor.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 610?

Amendment No. 1

On page 1 of the printed bill, as amended in the Assembly on April 21, 1947, after line 17, insert "(e) To any wife of a veteran, as defined in Section 800 or 980 of the Military and Veterans Code, upon payment of two dollars ($2) even though she be an alien."

Amendment No. 2

On page 2 of said bill, after line 16, insert "The amendments to this section shall become effective with the issuance of licenses for the 1948 fishing season."

Amendment No. 3

On page 2, line 23, of said bill, strike out "subdivisions (c) and (d)", and insert "subdivision (b)".

Amendment No. 4

On page 2 of said bill, after line 24, insert "The amendments to this section shall become effective with the issuance of licenses for the 1948 fishing season."

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 610 by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Clayton A. Dills, Dolwig, Doyle, Dunn, Erwin, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Loomis, Lyons, Maloney, McCollister, McMillan, Miller, Price, Robertson, Sherwin, Silliman, Stanley, Stephenson, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—57.

NOES—Lowrey—1

Assembly Bill No. 610 ordered enrolled.

Assembly Bill No. 2160—An act to amend Sections 1601 and 1701 of the Elections Code, relating to municipal initiative and referendum petitions.

The question being: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 2160?

Amendment No. 1

In line 2 of the title of the printed bill, strike out "initiative and referendum", and insert "and county initiative".

The roll was called, and the Assembly concurred in Senate amendment to Assembly Bill No. 2160 by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Lester

T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Dolwig, Doyle, Erwin, Evans, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hinckley, Hinton, Hollibaugh, James, Johnson, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Price, Robertson, Sherwin, Silliman, Stanley, Stephenson, Thompson, Thorp, Waters, Weber, and Wollenberg—57.

NOES—None.

Assembly Bill No. 2160 ordered enrolled.

Assembly Bill No. 2169—An act to amend Section 10501 of the Elections Code, relating to elections.

The question being: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 2169?

Amendment No. 1

On page 1 of the printed bill, strike out lines 7 and 8, and insert "his successor is elected and qualifies and is admitted to his seat by the United States Senate; provided, that whenever a vacancy occurs within a term fixed by law to expire on the third day of January following the next general election then the person so appointed shall hold office for the remainder of the unexpired term unless such vacancy is filled at a special election held prior to such general election and in such case the person elected at such special election shall hold office for the remainder of said unexpired term. Elections to fill a vacancy in the term".

The roll was called, and the Assembly concurred in Senate amendment to Assembly Bill No 2169 by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Dolwig, Doyle, Erwin, Evans, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hinckley, Hinton, Hollibaugh, James, Johnson, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Price, Robertson, Sherwin, Silliman, Stanley, Stephenson, Thompson, Thorp, Waters, Weber, and Wollenberg—57.

NOES—None.

Assembly Bill No. 2169 ordered enrolled.

Assembly Bill No. 1445—An act to amend Sections 254, 255, 256, 263, and 271 of the Health and Safety Code, and to amend and renumber Sections 257 and 258 of said code, to add Section 257.5 to said code, and to repeal Sections 265 and 266 of said code, relating to physically handicapped children.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 1445?

Amendment No. 1

In line 3 of the title of the printed bill, strike out "275.5", and insert "257.5".

Amendment No. 2

On page 3, line 1, of said bill, strike out "device", and insert "devise".

Amendment No. 3

On page 3, line 5, of said bill, strike out "contained", and insert "continued".

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 1445 by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Brady, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, James, Johnson, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Silliman, Stanley, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—57.

NOES—None

Assembly Bill No. 1445 ordered enrolled.

Assembly Bill No. 398—An act to amend Section 690 of the Elections Code, relating to election officers.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 398?

Amendment No. 1

On page 1, line 5, of the printed bill, as amended in the Assembly on April 4, 1947, strike out "twelve dollars ($12)", and insert "fifteen dollars ($15)".

Amendment No. 2

On page 1, line 6, of the printed bill, strike out "shall", and insert "may".

Amendment No. 3

On page 1, line 7, of the printed bill, after "receive", insert "up to ".

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 398 by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, M. Philip Davis, Dickey, Clayton A. Dills, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Thompson, Thorp, Waters, Weber, and Wollenberg—64.

NOES—None.

Assembly Bill No. 398 ordered enrolled.

REPORTS OF STANDING COMMITTEES

Committee on Transportation and Commerce

ASSEMBLY CHAMBER, SACRAMENTO, May 8, 1947

MR. SPEAKER: Your Committee on Transportation and Commerce, to which was referred:

Assembly Bill No. 1810

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee

BURNS, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 8, 1947

MR. SPEAKER: Your Committee on Transportation and Commerce, to which was referred:

Assembly Bill No. 810

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

BURNS, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 8, 1947

MR. SPEAKER: Your Committee on Transportation and Commerce, to which was referred:

Senate Bill No. 793

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

BURNS, Chairman

Above reported bill ordered to second reading.

Committee on Agriculture

ASSEMBLY CHAMBER, SACRAMENTO, May 9, 1947

MR. SPEAKER: Your Committee on Agriculture, to which was referred:

Assembly Bill No. 525

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

CLARKE, Chairman

Above reported bill ordered to second reading.

REQUESTS FOR PERMISSION TO INTRODUCE BILLS

The following request for permission to introduce a bill was presented:

By Mr. Brown:

ASSEMBLY CHAMBER, SACRAMENTO, May 9, 1947

MR. SPEAKER: In accordance with the provisions of Article IV, Section 2, of the Constitution, I request permission to introduce a bill, the title of which is as follows:

An act to amend Section 737xx of the Political Code, relating to salaries of superior court judges.

Respectfully submitted.

RALPH M. BROWN

Request referred to Committee on Legislative Procedure.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, May 9, 1947

MR. SPEAKER: Your Committee on Legislative Procedure, to which was referred the following bill, herewith returns the same with the recommendation that the author be permitted to introduce it:

By Mr. Brown:

An act to amend Section 737xx of the Political Code, relating to salaries of superior court judges.

WEBER, Chairman

The roll was called, and permission granted by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, M. Philip Davis, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse Price, Sherwin, Silliman, Stanley, Stephenson, Thompson, Thorp, Waters, Weber, and Wollenberg—65.

NOES—None.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bill was introduced, and read the first time:

Assembly Bill No. 2679: By Mr. Brown—An act to amend Section 737xx of the Political Code, relating to salaries of superior court judges.

Referred to Committee on Judiciary.

REQUESTS FOR PERMISSION TO INTRODUCE BILLS

The following request for permission to introduce a bill was presented:

By Messrs. Elliott and Miller:

ASSEMBLY CHAMBER, SACRAMENTO, May 9, 1947

MR. SPEAKER: In accordance with the provisions of Article IV, Section 2, of the Constitution, I request permission to introduce a bill, the title of which is as follows:

An act to provide for housing accommodations and for the betterment of housing facilities of the State through programs of construction of new housing, for the clearing of slum and blighted areas, creating a State Housing and Slum Clearance Authority and prescribing its powers and duties, providing for the purchase of land, the erection of housing accommodations and for the rental and other disposition thereof, exempting the property of said authority from taxation and providing for payments in lieu of such taxation, making an appropriation and providing for the expenditure thereof, providing for the issuance and sale of revenue bonds and the use of the money derived therefrom for the purposes of this act

Respectfully submitted.

EDWARD E. ELLIOTT
GEORGE MILLER

Request referred to Committee on Legislative Procedure.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, May 9, 1947

MR. SPEAKER: Your Committee on Legislative Procedure, to which was referred the following bill, herewith returns the same with the recommendation that the authors be permitted to introduce it:

By Messrs. Elliott and Miller.

An act to provide for housing accommodations and for the betterment of housing facilities of the State through programs of construction of new housing, for the clearing of slum and blighted areas, creating a State Housing and Slum Clearance Authority and prescribing its powers and duties, providing for the purchase of land, the erection of housing accommodations and for the rental and other disposition thereof, exempting the property of said authority from taxation and providing for payments in lieu of such taxation, making an appropriation and providing for the expenditure thereof, providing for the issuance and sale of revenue bonds and the use of the money derived therefrom for the purposes of this act.

WEBER, Chairman

The roll was called, and permission granted by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Clayton A. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Robertson, Sherwin, Silliman, Stanley, Stephenson, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—67.

NOES—None.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bill was introduced, and read the first time:

Assembly Bill No. 2680: By Messrs. Elliott and Miller—An act to provide for housing accommodations and for the betterment of housing facilities of the State through programs of construction of new housing, for the clearing of slum and blighted areas, creating a State Housing and Slum Clearance Authority and prescribing its powers and duties.

providing for the purchase of land, the erection of housing accommodations and for the rental and other disposition thereof, exempting the property of said authority from taxation and providing for payments in lieu of such taxation, making an appropriation and providing for the expenditure thereof, providing for the issuance and sale of revenue bonds and the use of the money derived therefrom for the purposes of this act.

Referred to Committee on Governmental Efficiency and Economy.

REQUEST FOR UNANIMOUS CONSENT TO TAKE UP ASSEMBLY BILL NO. 182, OUT OF ORDER

Mr. Clayton A. Dills asked for, and was granted, unanimous consent that Assembly Bill No. 182 be taken up, out of order, at this time.

CONSIDERATION OF ASSEMBLY BILL NO. 182

Assembly Bill No. 182—An act to add Sections 924 and 925 to the Labor Code, relating to employment of Mexican nationals.

Bill read third time.

Motion to Amend

Mr. Clayton A. Dills moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 4, of the printed bill, as amended in the Assembly on May 5, 1947, strike out "knowingly".

Amendment No. 2

On page 1, line 5, of said bill, after "national", insert "known to him to be".

Amendment No. 3

On page 1 of said bill, strike out lines 8 and 9, and insert "this section if the Mexican national at the time of his employment by such employer presents some documentary evidence of being lawfully in the United States."

Amendments read, and adopted.

Bill ordered reprinted, and re-engrossed.

RECESS

At 11 a.m., on motion of Mr. Dickey, the Assembly recessed until 11.10 a.m.

REASSEMBLED

At 11.10 a.m., the Assembly reconvened.

Hon. Thomas A. Maloney, Speaker of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

CONSIDERATION OF DAILY FILE (RESUMED)
SECOND READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 663—An act to amend the title, Sections 17, 19.5, 20, and 23 of the Personal Property Brokers Act as revised by Chapter 952 of the Statutes of 1939 and to amend the title, Sections 17, 19.5, 20, and 24 of the Personal Property Brokers Act as revised by Chapter 1044 of the Statutes of 1939, relating to limitations on loans and charges by personal property brokers.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Finance and Insurance:

Amendment No. 1

On page 1, line 10, of the printed bill, as amended in the Assembly on April 23, 1947, strike out the comma after "loans", and insert "in the amount of five thousand dollars ($5,000) or less,".

Amendment No. 2

On page 2 of said bill, strike out all of lines 5 to 23, both inclusive, and insert

"SEC. 17. Maximum Rate of Charge. Every licensee hereunder who lends any sum of money not to exceed five thousand dollars ($5,000) in amount may contract for and receive thereon charges at a rate not exceeding two and one-half percentum (2½%) per month on that part of the unpaid principal balance of any loan up to and including but not in excess of one hundred dollars ($100), two percentum (2%) per month on that portion of the unpaid principal balance in excess of one hundred dollars ($100) up to and including but not in excess of one thousand dollars ($1,000), and five-sixths of one percentum (⅚%) per month on any remainder of such unpaid principal balance in excess of one thousand dollars ($1,000). If, however, any property securing any loan made by licensee is insured against loss in favor of the licensee, the latter may only contract for and receive thereon charges at a rate not exceeding two percentum (2%) per month on that portion of the unpaid principal balance up to and including, but not in excess of one thousand dollars ($1,000), and five-sixths of one percentum (⅚%) per month on that portion of the unpaid principal balance in excess of one thousand dollars ($1,000)."

Amendment No. 3

On page 2, line 23, of said bill, after the period, insert "The maximum charges on loans made under this act shall be computed as a percentage per month of the unpaid principal balance on the number of days actually elapsed between the making of the original advance and the first repayment of charges and principal and thereafter since the immediately previous repayment of charges and principal. For the purposes of this computation a month shall be any period of thirty (30) consecutive days. The "unpaid principal balance" shall mean the net amount of money, credit, goods or things in action received by the borrower at the time of entering into the transaction and decreasing the balances thereof after application of each payment made on the application in accordance with the provisions in this section. Each payment made by the borrower shall be applicable, first, to the maximum rate of interest and, second, the balance of each payment shall be applied to the reduction of the unpaid principal balance of the loan.

However, the lender may contract for the payment of interest, brokerage and all other charges in advance, provided, that however the loan is contracted and paid it shall be subject to the formula set forth in paragraph one of this section of this act and subject to the maximum limitation on rates of interest, brokerage and all other charges provided in said first paragraph of this section of this act."

Amendment No. 4

On page 3, line 51, of said bill, strike out the period after "credit", and insert "of the amount or value of five thousand dollars ($5,000) or less."

Amendment No. 5

On page 4, line 6, of said bill, after "loan", and before "for", insert "of the amount or value of five thousand dollars ($5,000) or less,".

Amendment No. 6

On page 4, line 13, of said bill, after "California", and before "under", insert "of the amount or value of five thousand dollars ($5,000) or less,".

Amendment No. 7

On page 4, line 49, of said bill, strike out the comma after "loan", and insert "of five thousand dollars ($5,000) or less,".

Amendment No. 8

On page 5, line 35, of said bill, strike out the comma after "loans", and insert "in the amount of five thousand dollars ($5,000) or less,".

Amendment No. 9

On page 5 of said bill, strike out lines 48 to 52, both inclusive; and on page 6, strike out lines 1 to 13, both inclusive, and insert

"SEC. 17. Maximum Rate of Charge. Every licensee hereunder who lends any sum of money not to exceed five thousand dollars ($5,000) in amount may contract for and receive thereon charges at a rate not exceeding two and one-half percentum (2½%) per month on that part of the unpaid principal balance of any loan up to and including but not in excess of one hundred dollars ($100), two percentum

(2%) per month on that portion of the unpaid principal balance in excess of one hundred dollars ($100) up to and including but not in excess of one thousand dollars ($1,000), and five-sixths of one percentum (5⅚%) per month on any remainder of such unpaid principal balance in excess of one thousand dollars ($1,000). If, however, any property securing any loan made by a licensee is insured against loss in favor of the licensee, the latter may only contract for and receive thereon charges at a rate not exceeding two percentum (2%) per month on that portion of the unpaid principal balance up to and including, but not in excess of one thousand dollars ($1,000), and five-sixths of one percentum (⅚%) per month on that portion of the unpaid principal balance in excess of one thousand dollars ($1,000)."

Amendment No. 10

On page 6 of said bill, strike out lines 32 to 48, both inclusive, and insert

"No charges on loans made under this act shall be paid, deducted, or received in advance, or compounded. The maximum charges on loans made under this act shall be computed as a percentage per month of the unpaid principal balance or portions thereof on the basis of the number of days actually elapsed, for the purpose of which computations a month shall be any period of thirty (30) consecutive days; provided, however, that the loan contract may provide for payment of the aggregate amount contracted to be paid, including charges which would be collectible if agreed installments were paid as scheduled, in substantially equal periodical installments, in which case, charges not exceeding said maximums may, at the option of the licensee, be added to the original principal amount, provided that thereby the rate permitted to be charged in the first paragraph of this section shall not be increased. Whenever charges collected exceed the maximum provided by the first paragraph of this section by reason of repayment of the loan prior to maturity or the payment of installments prior to the due date thereof, such excess shall be refunded to the borrower or credited on any balance owing by the borrower to the licensee at or prior to final payment of the loan. In addition to the charges permitted by this section, no further or other amount whatsoever shall be directly or indirectly charged, contracted for, or received by the personal property broker or the broker, or any other person, and the total charges of the personal property broker and broker, and any other person in the aggregate shall not exceed the maximum rate provided in the first paragraph of this section, computed on the unpaid principal balances of the loan, in computing which all payments made by the borrower shall be applicable, first, to charges within the maximum provided in the first paragraph of this section and, secondly, to reduction of the unpaid principal of the loan advanced to the borrower."

Amendment No. 11

On page 7, line 42, of said bill, strike out the period after "credit", and insert "of the amount or value of five thousand dollars ($5,000) or less"

Amendment No. 12

On page 7, line 49, of said bill, after "loan", and before "for", insert "of the amount or value of five thousand dollars ($5,000) or less,".

Amendment No. 13

On page 8, line 5, of said bill, after "California", and before "under", insert "of the amount or value of five thousand dollars ($5,000) or less,".

Amendment No. 14

On page 8, line 40, of said bill, strike out the comma after "loan", and insert "of five thousand dollars ($5,000) or less,".

Amendments read.

Division of the Question

Mr. Grunsky asked for a division of the question on the proposed committee amendments offered to Assembly Bill No. 663.

Motion That Amendments Be Adopted

Mr. Geddes moved that the proposed committee amendments be adopted, and that the bill be ordered reprinted, and engrossed.

Mr. Doyle seconded the motion.

Substitute Motion

Mr. Beck moved, as a substitute motion, that the proposed committee amendments be held at the desk, at this time, pending a check to see that they are in order.

Substitute Motion Withdrawn

Mr. Beck withdrew his substitute motion.

The question being on the adoption of the proposed committee amendments to Assembly Bill No. 663.

Point of Order

Mr. McCollister arose to the following point of order: That it is not customary to oppose committee amendments on second reading, and that Mr. Grunsky is out of order.

Ruling by Speaker

Speaker pro Tempore Maloney ruled the point of order not well taken, because the Rules provide that amendments may be opposed at any time.

The question being on the adoption of the proposed committee amendments to Assembly Bill No. 663.

Motion to Set Special Order

Mr. Robertson moved that the proposed committee amendments to Assembly Bill No. 663 be made a special order of business for Monday, May 12, 1947, at 10.30 a.m.

The roll was called, ~~and the motion carried by the following vote:~~

PRINTER'S NOTE—There being no 7-point strikeout type available, the following roll call, which should appear in strikeout type, is indicated by being enclosed within brackets:

[AYES—Anderson, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Clarke, Collier, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M Philip Davis, Clayton A. Dills, Ralph C. Dills, Doyle, Erwin, Fletcher, Gaffney, Geddes, Grant, Hawkins, Hinton, Hollibaugh, James, Johnson, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, Miller, Niehouse, Price, Robertson, Sillman, Stanley, Thomas, Thorp, Thurman, and Weber—45

NOES—Bennett, Caldecott, Evans, Field, Grunsky, Hahn, Heisinger, Hinckley, Knight, Sherwin, and Wollenberg—11.]

Motion to Expunge Record, and Rescind Action on Motion by Mr. Robertson

Mr. Cooke moved that the record be expunged, and the action rescinded whereby Mr. Robertson's motion to set Assembly Bill No. 663 as a special order of business was this day carried, because the roll call did not record the needed 54 votes.

Mr. Robertson seconded the motion.

The roll was called, and the motion carried by the following vote:

AYES—Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Conrad, Cooke, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C Dills, Doyle, Dunn, Elliott, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Sillman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Weber, and Wollenberg—64.

NOES—None.

REQUEST FOR UNANIMOUS CONSENT THAT SENATE BILL NO. 746 BE TAKEN UP, OUT OF ORDER

Mr. Crowley asked for, and was granted, unanimous consent that Senate Bill No. 746 be taken up, out of order, at this time.

CONSIDERATION OF SENATE BILL NO. 746

Hon. Augustus F. Hawkins Presiding

At 11.15 a.m., Hon. Augustus F. Hawkins, Member of the Assembly from the Sixty-second District, presiding.

Resolution to Suspend Constitutional Provision

The following resolution was offered:

By Mr. Crowley:

Resolved, That Senate Bill No 746 presents a case of urgency, as that term is used in Article IV, Section 15, of the Constitution, and the provision of that section requiring that the bill be read on three several days in each house is hereby dispensed with, and it is ordered that said bill be read the third time, and placed upon its passage.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Burke, Burns, Caldecott, Carey, Clarke, Collier, Conrad, Crichton, Crowley, Lester T Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Elliott, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Hinckley, Hinton, Huyck, James, Johnson, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—65

NOES—Heisinger—1.

Article IV, Section 15, of the Constitution was declared suspended.

Senate Bill No. 746—An act to amend Section 12000 of the Government Code, relating to the salary of the Governor.

Bill read third time.

Speaker Pro Tempore Presiding

At 11.18 a.m., Hon. Thomas A. Maloney, Speaker pro Tempore of the Assembly, presiding.

Demand for Previous Question

Messrs. Hahn, Thurman, Hinton, Sherwin, and Butters demanded the previous question.

Demand for previous question sustained.

The question being on the passage of Senate Bill No. 746.

The roll was called, and the bill passed by the following vote:

AYES—Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—70.

NOES—None.

Bill ordered transmitted to the Senate.

Explanation of Vote

On Senate Bill No 746 to increase the Governor's salary to $25,000 annually, I favor such salary, but the fact that other emoluments to the Governor equaling approximately $20,000 annually should receive serious consideration by the Legislature

S L. HEISINGER

FURTHER CONSIDERATION OF ASSEMBLY BILL NO. 663

Assembly Bill No. 663—An act to amend the title, Sections 17, 19.5, 20, and 23 of the Personal Property Brokers Act as revised by Chapter 952 of the Statutes of 1939 and to amend the title, Sections 17, 19.5, 20, and 24 of the Personal Property Brokers Act as revised by Chapter 1044 of the Statutes of 1939, relating to limitations on loans and charges by personal property brokers.

The question being on the adoption of the 14 proposed committee amendments to Assembly Bill No. 663.

Motion to Set Special Order

Mr. Robertson moved that the proposed committee amendments to Assembly Bill No. 663 be made a special order of business for Monday, May 12, 1947, at 10.30 a.m.

Substitute Motion to Set Special Order

Mr. Hinckley moved that the proposed committee amendments to Assembly Bill No. 663 be made a special order of business for Monday, May 12, 1947, at 11.30 a.m.

Mr. Lester T. Davis seconded the motion.

The roll was called, and the motion lost by the following vote:

AYES—Anderson, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Erwin, Field, Fletcher, Geddes, Grant, Hawkins, Hinckley, Hinton, Huyck, James, Kirkwood, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Silliman, Stewart, Thomas, Thompson, Waters, and Weber—48.

NOES—Beck, Bennett, Caldecott, Evans, Gaffney, Gannon, Grunsky, Hahn, Heisinger, Loomis, Lowrey, Sheridan, Sherwin, Stephenson, and Wollenberg—15.

The question being on the motion by Mr. Robertson.

The roll was called, and the motion lost by the following vote:

AYES—Anderson, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, M. Philip Davis, Dolwig, Erwin, Fletcher, Geddes, Grant, Hawkins, Hinton, Huyck, James, Loomis, Luckel, Maloney, McCollister, McMillan, Niehouse, Price, Robertson, Silliman, Stanley, Thomas, Thompson, Thorp, Waters, and Weber—39.

NOES—Beck, Bennett, Berry, Caldecott, Clayton A. Dills, Ralph C. Dills, Elliott, Evans, Gaffney, Gannon, Grunsky, Hahn, Heisinger, Hinckley, Knight, Rosenthal, Sherwin, Stewart, Thurman, and Wollenberg—20.

The question being on the adoption of the 14 proposed committee amendments to Assembly Bill No. 663.

Motion to Set Special Order

Mr. Doyle moved that the proposed committee amendments to Assembly Bill No. 663 be made a special order of business for Monday, May 12, 1947, at 11.31 a.m.

Motion Withdrawn

Mr. Doyle withdrew his motion.

Motion to Set Special Order

Mr. Hinckley moved that the proposed committee amendments to Assembly Bill No. 663 be made a special order of business for Monday, May 12, 1947, at 11 a.m.

The roll was called, and the motion lost by the following vote:

AYES—Anderson, Berry, Blosser, Boyd, Brady, Brown, Burke, Butters, George D. Collins, Conrad, Cramer, Crichton, Crowley, Lester T. Davis, Ralph C. Dills, Dolwig,

Doyle, Elliott, Erwin, Field, Geddes, Grant, Hawkins, Heisinger, Hinckley, Hinton, Huyck, James, Knight, Maloney, McCollister, McMillan, Niehouse, Price, Sillman, Stewart, Thomas, Thompson, and Waters—39

NOES—Beck, Bennett, Burns, Caldecott, Carey, Clarke, Collier, Cooke, M. Philip Davis, Clayton A. Dills, Evans, Fletcher, Gaffney, Gannon, Grunsky, Hahn, Kirkwood, Loomis, Luckel, Miller, Robertson, Sherwin, Thorp, Thurman, and Wollenberg—25.

The question being on the adoption of the 14 proposed committee amendments to Assembly Bill No. 663.

Division of the Question

Mr. Grunsky requested a division of the question.

Request granted.

The question being on the consideration of the proposed amendments to Assembly Bill No. 663, excluding Amendments Nos. 2 and 9.

Consideration of Amendments Nos. 1, 3, 4, 5, 6, 7, 8, 10, 11, 12, 13, and 14, to Assembly Bill No. 663

Amendment No. 1

On page 1, line 10, of the printed bill, as amended in the Assembly on April 23, 1947, strike out the comma after "loans", and insert "in the amount of five thousand dollars ($5,000) or less,".

Amendment No. 3

On page 2, line 23, of said bill, after the period, insert "The maximum charges on loans made under this act shall be computed as a percentage per month of the unpaid principal balance on the number of days actually elapsed between the making of the original advance and the first repayment of charges and principal and thereafter since the immediately previous repayment of charges and principal. For the purposes of this computation a month shall be any period of thirty (30) consecutive days. The "unpaid principal balance" shall mean the net amount of money, credit, goods or things in action received by the borrower at the time of entering into the transaction and decreasing the balances thereof after application of each payment made on the application in accordance with the provisions in this section. Each payment made by the borrower shall be applicable, first, to the maximum rate of interest and, second, the balance of each payment shall be applied to the reduction of the unpaid principal balance of the loan.

However, the lender may contract for the payment of interest, brokerage and all other charges in advance; provided, that however the loan is contracted and paid it shall be subject to the formula set forth in paragraph one of this section of this act and subject to the maximum limitation on rates of interest, brokerage and all other charges provided in said first paragraph of this section of this act."

Amendment No. 4

On page 3, line 31, of said bill, strike out the period after "credit", and insert "of the amount or value of five thousand dollars ($5,000) or less"

Amendment No. 5

On page 4, line 6, of said bill, after "loan", and before "for", insert "of the amount or value of five thousand dollars ($5,000) or less,".

Amendment No. 6

On page 4, line 13, of said bill, after "California", and before "under", insert "of the amount or value of five thousand dollars ($5,000) or less,".

Amendment No. 7

On page 4, line 49, of said bill, strike out the comma after "loan", and insert "of five thousand dollars ($5,000) or less,".

Amendment No. 8

On page 5, line 35, of said bill, strike out the comma after "loans", and insert "in the amount of five thousand dollars ($5,000) or less,".

Amendment No. 10

On page 6 of said bill, strike out lines 32 to 48, both inclusive, and insert

"No charges on loans made under this act shall be paid, deducted, or received in advance, or compounded. The maximum charges on loans made under this act shall be computed as a percentage per month of the unpaid principal balance or portions thereof

on the basis of the number of days actually elapsed, for the purpose of which computations a month shall be any period of thirty (30) consecutive days; provided, however, that the loan contract may provide for payment of the aggregate amount contracted to be paid, including charges which would be collectible if agreed installments were paid as scheduled, in substantially equal periodical installments, in which case, charges not exceeding said maximums may, at the option of the licensee, be added to the original principal amount; provided, that thereby the rate permitted to be charged in the first paragraph of this section shall not be increased. Whenever charges collected exceed the maximum provided by the first paragraph of this section by reason of repayment of the loan prior to maturity or the payment of installments prior to the due date thereof, such excess shall be refunded to the borrower or credited on any balance owing by the borrower to the licensee at or prior to final payment of the loan. In addition to the charges permitted by this section, no further or other amount whatsoever shall be directly or indirectly charged, contracted for, or received by the personal property broker or the broker, or any other person, and the total charges of the personal property broker and broker, and any other person in the aggregate shall not exceed the maximum rate provided in the first paragraph of this section, computed on the unpaid principal balances of the loan, in computing which all payments made by the borrower shall be applicable, first, to charges within the maximum provided in the first paragraph of this section and, secondly, to reduction of the unpaid principal of the loan advanced to the borrower."

Amendment No. 11

On page 7, line 42, of said bill, strike out the period after "credit", and insert "of the amount or value of five thousand dollars ($5,000) or less"

Amendment No. 12

On page 7, line 49, of said bill, after "loan", and before "for", insert "of the amount or value of five thousand dollars ($5,000) or less,".

Amendment No. 13

On page 8, line 5, of said bill, after "California", and before "under", insert "of the amount or value of five thousand dollars ($5,000) or less,".

Amendment No. 14

On page 8, line 40, of said bill, strike out the comma after "loan", and insert "of five thousand dollars ($5,000) or less,".

Amendments read.

Motion to Adopt Amendments

Mr. Geddes moved that proposed committee Amendments Nos. 1, 3, 4, 5, 6, 7, 8, 10, 11, 12, 13, and 14 to Assembly Bill No. 663 be adopted.

Motion carried.

Motion to Send Assembly Bill No. 663 to Reprint

Mr. Brady moved that Assembly Bill No. 663 be ordered reprinted, and engrossed.

Mr. Price seconded the motion.

Motion to Table

Mr. Lowrey moved that Mr. Brady's motion be laid on the table.

Mr. Sherwin seconded the motion.

The roll was called, and the motion carried by the following vote:

AYES—Allen, Beck, Bennett, Berry, Blosser, Burke, Burns, Butters, Caldecott, Clarke, Collier, George D. Collins, Cooke, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Dolwig, Doyle, Erwin, Fletcher, Gaffney, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, Miller, O'Day, Sherwin, Silliman, Stanley, Stewart, Thomas, Waters, Weber, and Wollenberg—48.

NOES—Brady, Crichton, Price, and Thurman—4.

The question being on the adoption of Amendment No. 2.

Consideration of Amendment No. 2 to Assembly Bill No. 663

Amendment No. 2

On page 2 of said bill, strike out all of lines 5 to 23, both inclusive, and insert "SEC. 17. Maximum Rate of Charge. Every licensee hereunder who lends any

sum of money not to exceed five thousand dollars ($5,000) in amount may contract for and receive thereon charges at a rate not exceeding two and one-half percentum (2½%) per month on that part of the unpaid principal balance of any loan up to and including but not in excess of one hundred dollars ($100), two percentum (2%) per month on that portion of the unpaid principal balance in excess of one hundred dollars ($100) up to and including but not in excess of one thousand dollars ($1,000), and five-sixths of one percentum (⅚%) per month on any remainder of such unpaid principal balance in excess of one thousand dollars ($1,000). If, however, any property securing any loan made by licensee is insured against loss in favor of the licensee, the latter may only contract for and receive thereon charges at a rate not exceeding two percentum (2%) per month on that portion of the unpaid principal balance up to and including, but not in excess of one thousand dollars ($1,000), and five-sixths of one percentum (⅚%) per month on that portion of the unpaid principal balance in excess of one thousand dollars ($1,000)."

Amendment read.

Motion to Adopt Amendment

Mr. Geddes moved that Amendment No. 2 be adopted.

Mr. Doyle seconded the motion.

Hon. Julian Beck Presiding

At 11.30 a.m., Hon. Julian Beck, Member of the Assembly from the Forty-first District, presiding.

Motion That Additional Time Be Granted

Mr. Lowrey moved that additional time be granted to Mr. Grunsky for debate.

Mr. Collier seconded the motion.

Motion carried.

Demand for Previous Question

Messrs. Clayton A. Dills, Hahn, Burke, Luckel, and Heisinger demanded the previous question.

Demand for previous question sustained.

The question being on the adoption of Amendment No. 2 to Assembly Bill No. 663.

The roll was called.

Call of the Assembly

Pending the announcement of the vote, Mr. Grunsky moved a call of the Assembly.

Motion carried Time, 11.55 a.m.

The Speaker directed the Sergeant-at-Arms to close the doors, and to bring in the following absent members:

Clarke, Cooke, Debs, Dolwig, Erwin, Kilpatrick, Lyons, Thorp, and Mr. Speaker—9

PROCEEDINGS UNDER CALL OF THE ASSEMBLY BY UNANIMOUS CONSENT

TEMPORARY SUSPENSION OF ASSEMBLY RULE NO. 85

Mr Maloney asked for, and was granted, unanimous consent that Assembly Rule No. 85 be temporarily suspended for the purpose of placing a call of the Assembly on any matter on file.

REQUEST FOR UNANIMOUS CONSENT THAT VOTE BE CHANGED

Mr. Thomas asked for, and was granted, unanimous consent that the Daily Journal for May 7, 1947, on page 25 (page 3081 of the Corrected Journal), be corrected to show that he voted "aye" instead of "no" on the amendment offered by Mr. Hawkins to Assembly Bill No. 1819.

FURTHER PROCEEDINGS UNDER CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 663

At 12.15 p.m., on motion of Mr. Grunsky, further proceedings under the call of the Assembly were dispensed with.

The names of the absentees were called, and Amendment No. 2 to Assembly Bill No. 663 adopted by the following vote:

AYES—Allen, Anderson, Berry, Blosser, Boyd, Brady, Brown, Burke, Carey, Conrad, Cramer, Crichton, Crowley, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Evans, Field, Fletcher, Geddes, Grant, Hawkins, Hinton, Hollibaugh, Huyck, Johnson, Lyons, McCollister, Price, Robertson, Sheridan, Stanley, Thomas, Thompson, Thurman, Waters, and Weber—39.

NOES—Beck, Bennett, Burns, Butters, Caldecott, Clarke, Collier, George D. Collins, Lester T. Davis, M. Philip Davis, Dolwig, Elliott, Gaffney, Gannon, Grunsky, Hahn, Heisinger, Hinckley, James, Kirkwood, Knight, Loomis, Lowrey, Luckel, Maloney, McMillan, Miller, Niehouse, O'Day, Rosenthal, Sherwin, Silliman, Stephenson, Stewart, and Wollenberg—35.

The question being on the adoption of Amendment No. 9 to Assembly Bill No. 663.

Consideration of Amendment No. 9

Amendment No. 9

On page 5 of said bill, strike out lines 48 to 52, both inclusive; and on page 6, strike out lines 1 to 13, both inclusive, and insert

"SEC. 17 Maximum Rate of Charge. Every licensee hereunder who lends any sum of money not to exceed five thousand dollars ($5,000) in amount may contract for and receive thereon charges at a rate not exceeding two and one-half percentum (2½%) per month on that part of the unpaid principal balance of any loan up to and including but not in excess of one hundred dollars ($100), two percentum (2%) per month on that portion of the unpaid principal balance in excess of one hundred dollars ($100) up to and including but not in excess of one thousand dollars ($1,000), and five-sixths of one percentum (⅚%) per month on any remainder of such unpaid principal balance in excess of one thousand dollars ($1,000). If, however, any property securing any loan made by a licensee is insured against loss in favor of the licensee, the latter may only contract for and receive thereon charges at a rate not exceeding two percentum (2%) per month on that portion of the unpaid principal balance up to and including, but not in excess of one thousand dollars ($1,000), and five-sixths of one percentum (⅚%) per month on that portion of the unpaid principal balance in excess of one thousand dollars ($1,000)."

Amendment read.

The roll was called, and the amendment adopted by the following vote:

AYES—Allen, Anderson, Berry, Blosser, Boyd, Brady, Brown, Burke, Carey, Conrad, Cramer, Crichton, Crowley, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Evans, Field, Fletcher, Geddes, Grant, Hawkins, Hinton, Hollibaugh, Huyck, Johnson, Lyons, McCollister, McMillan, Price, Robertson, Sheridan, Stephenson, Thomas, Thompson, Thurman, Waters, and Weber—40.

NOES—Beck, Bennett, Burns, Butters, Clarke, Collier, George D. Collins, Elliott, Gaffney, Gannon, Grunsky, Hahn, Heisinger, Kirkwood, Loomis, Lowrey, Luckel, Maloney, Miller, Niehouse, O'Day, Sherwin, Silliman, Stewart, and Wollenberg—25.

Bill ordered reprinted, and engrossed.

Notice of Motion to Reconsider Amendments Nos. 2 and 9 to Assembly Bill No. 663

Mr. Grunsky gave notice that on the next legislative day he would move to reconsider the vote whereby Amendments Nos. 2 and 9 to Assembly Bill No. 663 were this day adopted.

Notice of Motion Withdrawn

Mr. Grunsky withdrew his notice of motion.

Notice of Motion to Reconsider All Amendments to Assembly Bill No. 663

Messrs. Lowrey and Grunsky gave notice that on the next legislative day they would move to reconsider the vote whereby all amendments to Assembly Bill No. 663 were this day adopted.

Motion to Reconsider the Vote Whereby All Amendments to Assembly Bill No. 663 Were Adopted

Mr. Geddes moved that the vote whereby 14 amendments to Assembly Bill No. 663 were adopted be reconsidered, at this time.

Motion lost for lack of a second.

NOTICE OF MOTION TO WITHDRAW ASSEMBLY BILL NO. 1294 FROM COMMITTEE

Mr. Caldecott gave notice that on the next legislative day he would move to withdraw Assembly Bill No. 1294 from the inactive file, and have it placed upon the third reading file.

MEMBER EXCUSED

At 12.23 p m., Mr. Bennett asked for, and was granted, unanimous consent that Mr. Kilpatrick be excused for the balance of the legislative day, because of legislative business elsewhere.

NOTICE OF MOTION TO WITHDRAW ASSEMBLY BILL NO. 2603 FROM INACTIVE FILE

Mr. Blosser gave notice that on the next legislative day he would move to withdraw Assembly Bill No. 2603 from the inactive file, and have it placed upon the third reading file.

MEMBERS EXCUSED

At 12.25 p m., Mr. Doyle asked for, and was granted, unanimous consent that Messrs. Hinckley, Cooke, Thorp, and M. Philip Davis be excused for the balance of the legislative day.

NOTICE OF MOTION CONTINUED

Mr. Evans asked for, and was granted, unanimous consent that his notice of motion to reconsider Assembly Bill No. 238, be continued until the next legislative day.

REQUEST FOR UNANIMOUS CONSENT THAT ASSEMBLY BILL NO. 1886 BE WITHDRAWN FROM COMMITTEE ON SOCIAL WELFARE, AND BE RE-REFERRED

Mr. Caldecott asked for, and was granted, unanimous consent that Assembly Bill No. 1886 be withdrawn from the Committee on Social Welfare, and be re-referred to the Committee on Education.

REQUEST FOR UNANIMOUS CONSENT TO TAKE UP ASSEMBLY BILL NO. 118, OUT OF ORDER

Mr. Gannon asked for, and was granted, unanimous consent that Assembly Bill No 118 be taken up, out of order, at this time.

CONSIDERATION OF ASSEMBLY BILL NO. 118

Assembly Bill No. 118—An act to amend Elections Code Section 690 to increase the compensation of members of precinct boards.

Bill read third time.

Motion to Amend

Mr. Gannon moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "to increase", and insert "relating to"

Amendment No. 2

On page 1, line 4, of said bill, strike out "not to exceed", and insert "in the amount established by the board of supervisors, which shall not exceed".

Amendments read, and adopted.

Bill ordered reprinted, and re-engrossed.

RESOLUTIONS

The following resolution was offered:

By Messrs. Maloney, Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Sam L. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, McCollister, McMillan, Miller, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg:

House Resolution No. 177

Relative to Mother's Day

WHEREAS, On Sunday, May 11, 1947, once again, in reverence, the people of America, kneel at the altar of sacred memories, to commemorate Mother's Day; and

WHEREAS, As we recall Mother's tender caresses, her loving embraces, and her sweet lullabies at twilight, and hear once again her soft voice, which once made our infant hearts rejoice, we know there can be no greater privilege than to voice tomorrow paeans of thanksgiving to the Almighty who so planned the universe to give Mothers to men; and

WHEREAS, To the Members of the Assembly of the State of California who still have the honored privilege of having God's most precious gift to man, Mother, still with them, you are blessed, for you are the children that can still have the benediction of her fading eyes, and the caress of her trembling lips; and to the members whose Mothers have reached journey's end, we recall the prayers that she taught us as we knelt at her knees in the dusk, and told us of God and His Mother, forever to pray and to trust; and that, we will continue to do; and

WHEREAS, As we, the members of this law-making body of the State of California, approach Mother's Day, we are delighted and privileged to pay honor and respect to one of our own members, a mother, the Honorable Kathryn Niehouse of the Seventy-ninth District, San Diego, California; and

WHEREAS, Mrs. Niehouse's contribution to her Country in this late war, along with the millions of other American mothers who watched their sons off to war, was for the purpose of seeing children everywhere born in freedom, reared in peace, and matured in homes which should be free; now, therefore, be it

Resolved by the Assembly of the State of California, That we the Members of the Assembly of the State of California, in regular session assembled, do hereby dedicate Mother's Day of 1947 to the mothers of the world, and respectfully request

the people of California to join with us to honor "Mother," as we venerate her cherished name, and once again take her to our hearts; and be it further

Resolved, That the Chief Clerk of the Assembly is hereby directed to present to the Honorable Kathryn Niehouse a suitably prepared copy of this resolution.

Resolution read.

Request for Unanimous Consent That All Members Be Named as Co-Authors on House Resolution No. 177

Mr. O'Day asked for, and was granted, unanimous consent that the names of all members be placed upon House Resolution No. 177, as co-authors.

Request for Unanimous Consent

Mr. Maloney asked for, and was granted, unanimous consent to take up House Resolution No. 177, at this time, without reference to committee or file.

Resolution read, and adopted unanimously.

MOTION TO PRINT REMARKS IN JOURNAL

Mr. O'Day moved that the remarks by Mr. Maloney and by Mrs. Niehouse, made relative to House Resolution No. 177, be ordered printed in the Journal.

Motion carried.

Remarks by Speaker Pro Tempore Thomas A. Maloney Re a Tribute to the Mothers of the World

Mr. Speaker and Members of the Assembly

In presenting this "Mother's Day" resolution to you, I know it is not necessary to ask you to vote for its adoption as that is what you will do.

However, in drawing up this resolution, I took particular pride in, not only paying a tribute to the mothers of the world, but to also pay a tribute to the living mothers of the Members of this Assembly, a tribute to the departed mothers of the Members of this Assembly and also a tribute to a Member of this Assembly, who is a "Mother" and I refer to Assemblywoman Kathryn Niehouse from the Seventy-ninth District, San Diego, California.

On Sunday, May the eleventh, we will bow our heads to the shrine of Motherhood.

While we have just emerged from a dreadful war, which in all respects, regardless of our overwhelming victory, brought sorrow to every mother who had a son or daughter in the military of our Country, we pause on Mother's Day, to convey to her our love and respect, whether she be with us, or occupying her rightful place in her heavenly home

Do not the chords of memory swell within the heart of each of us as we contemplate all the love, that one lady—your mother and mine—has given to us.

To them we say

"So much you have given to others
To make life seem worthwhile,
So much of true love and friendship
Your helping hand and smile
That every one, I venture
Would join with me and say—
'The best that life or eternity has to offer,
We wish for you on Mother's Day'."

As long as there are mothers, there will exist the divine flame of love that warms the hearts of humanity.

As long as that flame burns, gray haired men and gray haired women will look backward through the mist of years and find their tenderest, sweetest recollections in thought of the ministrations and love of their mother.

If our home be a home of poverty, mother gives it the sanctity of a temple. There in that home, under the watchful eye of a mother, the principles of kindliness are implanted so that they bud and blossom in the heart of the child. There in that home the love of Country and of Flag are really born. There in that home the tender love a mother, beginning before birth, and lasting until after death, that love which spans the ocean of eternity, sends back its influence from beyond the grave to bless and to sanctify the lives of the living.

So in adopting this resolution today with the beautiful sentiments correlative to mother contained in it, let us remember the words of tribute paid by Joaquin Miller when he said:

"The bravest battle ever fought
Shall I tell you where and when?
On the maps of the world you will find it not,
'Twas fought by mothers of men."

And, as I conclude, after searching among plain and lovely words for a meaning of the word "Mother," I find:

"That love, beyond the dream of anyone,
I search for words for her, and there are none."

Remarks by Mrs. Niehouse on House Resolution No. 177

I want to thank the Members of the Assembly in my own behalf and the behalf of the mothers of this State.

This is the first postwar session, and I want to say that the State is proud of the mothers of our State.

This Sunday many mothers' hearts will be broken. With those we sympathize. Others will rejoice because our sons are home with us.

During the war, the mothers who sent their sons, and those young mothers who waited so patiently for their return, worked side by side in their war efforts. Today they are working together for a permanent peace

This resolution is a great tribute to the mother. That you gentlemen stopped in your busy life here in the Legislature to pay tribute to we mothers is a tribute. I thank you.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, May 9, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 249—An act to add Section 3831 to the Elections Code, relating to numerical and alphabetical designation of measures submitted to voters;

Assembly Bill No. 562—An act to amend Section 574 of the Welfare and Institutions Code, relating to referees in juvenile courts;

Assembly Bill No. 1127—An act to amend Section 12 of the Agricultural Code, relating to delegation of power or authority;

And reports that the same have been correctly enrolled, and presented to the Governor on the ninth day of May, 1947, at 12 m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, May 9, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1129—An act to repeal Article 1A, comprising Section 35, of Chapter 1 of Division 1 of the Agricultural Code, relating to temporary provisions, conditions, standards or prices;

Assembly Bill No. 1844—An act to add Section 155 to the Welfare and Institutions Code, relating to the acceptance of grants and gifts by the Director of Mental Hygiene;

Assembly Bill No. 2163—An act to amend Section 10050 of the Elections Code, relating to consolidation of elections;

And reports that the same have been correctly enrolled, and presented to the Governor on the ninth day of May, 1947, at 12 m

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, May 9, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 2177—An act to amend Section 3931 of the Elections Code, relating to order of names on ballots;

And reports that the same has been correctly enrolled, and presented to the Governor on the ninth day of May, 1947, at 12 m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, May 9, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Joint Resolution No. 39—Relative to memorializing Congress for a continuation of the school-lunch programs;

And reports that the same has been correctly enrolled, and presented to the Secretary of State on the ninth day of May, 1947, at 12 m.

WEBER, Chairman

REQUESTS FOR PERMISSION TO INTRODUCE BILLS

The following request for permission to introduce a bill was presented:

By Mr. Doyle (By request):

ASSEMBLY CHAMBER, SACRAMENTO, May 9, 1947

MR. SPEAKER: In accordance with the provisions of Article IV, Section 2, of the Constitution, I request permission to introduce a bill, the title of which is as follows:

An act to amend Sections 1, 2, 3, 4, 5, 6, 7, 9, and 13 of that certain act entitled "An act prescribing the terms upon which licenses may be issued to practitioners of chiropractic, creating the State Board of Chiropractic Examiners and declaring its powers and duties, prescribing penalties for violation hereof, and repealing all acts and parts of acts inconsistent herewith," approved by the electors November 7, 1922, relating to the practice of chiropractic, said amendment to take effect upon the approval thereof by the electors, and providing for the submission thereof to the electors pursuant to Section 1b of Article IV of the State Constitution.

Respectfully submitted.

THOMAS J. DOYLE

Request referred to Committee on Legislative Procedure.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, May 9, 1947

MR. SPEAKER: Your Committee on Legislative Procedure, to which was referred the following bill, herewith returns the same with the recommendation that the author be permitted to introduce it:

By Mr. Doyle (By request):

An act to amend Sections 1, 2, 3, 4, 5, 6, 7, 9, and 13 of that certain act entitled "An act prescribing the terms upon which licenses may be issued to practitioners of chiropractic, creating the State Board of Chiropractic Examiners and declaring its powers and duties, prescribing penalties for violation hereof, and repealing all acts and parts of acts inconsistent herewith," approved by the electors November 7, 1922, relating to the practice of chiropractic, said amendment to take effect upon the approval thereof by the electors, and providing for the submission thereof to the electors pursuant to Section 1b of Article IV of the State Constitution.

WEBER, Chairman

The roll was called, ~~and permission refused by the following vote:~~

PRINTER'S NOTE—There being no 7-point strikeout type available, the following roll call, which should appear in strikeout type, is indicated by being enclosed within brackets:

[AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cramer, Crichton, Crowley, Lester T. Davis, Dickey, Ralph C. Dills, Doyle, Dunn, Elliott, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Huyck, Johnson, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Nicholson, O'Day, Price, Rosenthal, Silliman, Stephenson, Stewart, Thomas, Thompson, Thurman, Weber, Wollenberg, and Mr. Speaker—59.

NOES—None]

Request for Unanimous Consent That Record Be Expunged, and Action Rescinded on Request for Permission to Introduce a Bill

Mr. Evans asked for, and was granted, unanimous consent that the record be expunged, and the action rescinded on the vote whereby Mr. Doyle's request for permission to introduce a bill was this day refused.

RESOLUTIONS

The following resolutions were offered:

By Messrs. Evans, Fletcher, Clayton A. Dills, Gaffney, Ralph C. Dills, Heisinger, Hahn, Beck, Lowrey, Doyle, Hawkins, Elliott, Berry, Anderson, Miller, Cooke, Robertson, O'Day, and Brown:

House Resolution No. 178

Congratulating President Harry S. Truman upon his birthday anniversary

WHEREAS, On May 8, 1884, on a farm near Lamar, Missouri, was born Harry S. Truman, now our esteemed thirty-second President; and

WHEREAS, Harry S. Truman ably represented his State of Missouri, as a United States Senator, from March 1934 until he was elected Vice President in November 1944; and

WHEREAS, Harry S. Truman became the President of the United States on April 12, 1945, in a time of war and great peril to the Country; and

WHEREAS, He has justified the faith of the people, by guiding this great Country safely through a time of universal crisis; now, therefore, be it

Resolved by the Assembly of the State of California, That Harry S. Truman is hereby congratulated upon his fine record of service to the United States of America and to the State of Missouri, and the Members of this Assembly hereby extend to him their good wishes and felicitations upon this birthday anniversary; and be it further

Resolved, That the State of Missouri be congratulated for its contribution to the American people by rearing and developing a President; and be it further

Resolved, That the Chief Clerk of the Assembly transmit a suitably prepared copy of this resolution to President Harry S. Truman, and to the Governor and Legislature of Missouri, as token of the esteem and good wishes of the Assembly of California.

Request for Unanimous Consent

Mr. Evans asked for, and was granted, unanimous consent to take up House Resolution No. 178, at this time, without reference to committee or file.

Resolution read, and adopted.

By Mr. Berry:

House Resolution No. 179

Relative to the purchase of published opinions of the Attorney General

WHEREAS, Pursuant to House Resolution No. 59, 40 Members of the Assembly have requested the Chief Clerk to purchase sets of the Bound Volumes of the Attorney General's Opinions for their use; and

WHEREAS, Said resolution further provides for the purchase of a set of such Opinions for the Chief Clerk of the Assembly; now, therefore, be it

Resolved by the Assembly of the State of California, As follows: That the Chief Clerk of the Assembly is directed to purchase 41 sets of the 1947 Bound Volumes and the 1948 Bound Volumes of the Attorney General's Opinions and to deliver one set thereof to each of the Members of the Assembly who have requested them, retaining one set for his own use; and, be it further

Resolved, That the Chief Clerk is directed to transmit the invoice and statement for the purchase of such sets of the Attorney General's Opinions to the Controller who is authorized and directed to draw his warrant on the Contingent Fund of the Assembly in favor of California Legal Publications in payment therefor in an amount not exceeding the sum of two thousand one hundred fifty dollars ($2,150) and the State Treasurer is directed to pay the same.

Request for Unanimous Consent

Mr. Berry asked for, and was granted, unanimous consent to take up House Resolution No. 179, at this time, without reference to committee or file.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burns, Butters, Caldecott, Clarke, George D. Collins, Conrad, Crichton, Lester T. Davis, Dickey, Ralph C. Dills, Doyle, Elliott, Fletcher, Gaffney, Geddes, Hahn, Hawkins, Hinton, Huyck, Johnson, Kirkwood, Luckel, Lyons, Maloney, Miller, Niehouse, O'Day, Price, Rosenthal, Thomas, Thompson, Weber, and Mr. Speaker—41.

NOES—Heisinger—1.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 366—An act to amend Sections 111, 112, and 113 of the Labor Code, relating to members of the Industrial Accident Commission.

Bill read third time.

Motion to Amend

Mr. Brady moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 15, of the printed bill, as amended in the Assembly on May 2, 1947, strike out ", except the chairman,".

Amendment No. 2

On page 1, line 16, of said bill, strike out "nine thousand dollars ($9,000)", and insert "ten thousand dollars ($10,000)".

Amendment No. 3

On page 1, line 22, of said bill, after "commission", insert a period, and strike out the remainder of lines 22 and 23.

Amendments read, and adopted.

Bill ordered reprinted, and re-engrossed.

RESOLUTIONS

The following resolutions were offered:

By Mr. Maloney:

House Resolution No. 180

Relative to the Golden Jubilee of the Salesians of St. John Bosco in California

WHEREAS, The Salesians of St. John Bosco arrived in San Francisco in 1897 to take charge of the Church of SS. Peter and Paul, and for the past 50 years the Salesian Fathers have labored unselfishly in the City and County of San Francisco, and in other communities in the State of California, and have made substantial contributions to the spiritual and moral welfare of the people; and

WHEREAS, These 50 years of endeavor have greatly expanded the work so ably begun by the late Reverend Raffaele Piperni, S. C., the Salesian pioneer in California, and advanced so well by the late Reverend Oreste Trinchieri, S. C., the beloved founder of Salesian Boys' Club, the Salesians of St. John Bosco now having charge of Corpus Christi Church in San Francisco, and having churches also in Oakland, Watsonville, and Los Angeles, carrying on the work of the Salesian Boys' Club of San Francisco, schools at Watsonville, Richmond, and Bellflower, and summer camps and other youth organizations in California; and

WHEREAS, The Salesian Fathers, in carrying on the youth program of St. John Bosco, beloved apostle of youth, in such activities as the Salesian Boys' Club of San Francisco, have given spiritual and moral training to the youth of our State, contributing greatly to the development of outstanding citizens and leaders; and

WHEREAS, The City and County of San Francisco, in which much of this splendid work has been done, will hold a civic celebration in the War Memorial Opera House in San Francisco, on Friday evening, May 23, 1947, honoring the Golden Jubilee of the Salesians of St. John Bosco in California; now, therefore, be it

Resolved by the Assembly of the State of California, That the Members of this Assembly, on behalf of the people of the State of California, hereby take public recognition of, and heartily commend, the great contributions made by the Salesian Fathers to the spiritual and moral welfare of the people of this State, and by this resolution pay public tribute to the work of the late Reverend Raffaele Piperni, S. C., the Salesian pioneer in California, and of the late Reverend Oreste Trinchieri, S. C., beloved founder of Salesian Boys' Club of San Francisco; and be it further

Resolved, That the Speaker of the Assembly appoint a committee of three from among the San Francisco Delegation to this Assembly, to attend and participate in the civic celebration in honor of the Golden Jubilee of the Salesians of St. John Bosco in California, in the San Francisco War Memorial Opera House on Friday evening, May 23, 1947, and to convey the respects and felicitations of this body to the Salesian Fathers upon the occasion of this Golden Jubilee celebration; and be it further

Resolved, That the Chief Clerk of the Assembly transmit suitably prepared copies of this resolution to Very Reverend E. M. Tozzi, S. C., Provincial of the

Salesian Fathers in the West, Reverend Joseph Costanzo, S C, Pastor of the Church of SS Peter and Paul, and Reverend Thomas DeMatei, Pastor of Corpus Christi Church.

Request for Unanimous Consent

Mr. Maloney asked for, and was granted, unanimous consent to take up House Resolution No. 180, at this time, without reference to committee or file.

Resolution read, and adopted.

By Messrs. Gannon and Burns:

House Resolution No. 181

Relative to Harry K. Orman, former Superintendent of the State Printing Plant

WHEREAS, To many Members of this Assembly, the death of Harry K. Orman on May 7, 1947, in Sacramento, California, means the passing of an old and dear friend, a man who gave many years of able service to the State of California; and

WHEREAS, Harry K. Orman was born in Arcata, Humboldt County, of pioneer parents, attended the elementary schools of that area, and learned his printer's trade in the tradition of the early day newspapers of that area, working on *The Arcata Union*, then edited by Wiley, known as one of the most forthright and able editors of that day in Northern California; and

WHEREAS, From his early experience Harry K. Orman developed a dependability, honesty, and serious-minded outlook on life, yet possessed the warm human qualities derived from a deep sense of humor which remained with him to the end of his life; and

WHEREAS, As a man of affectionate nature, Harry K Orman was devoted to his late wife, Rose H. Orman, during their married life and to his brothers, Walter Orman of Scotia and Charles Orman of Burlingame, who predeceased him and his son, Harry M. Orman of Sacramento, who survives;

In 1894 he entered the service of this State in the old State Printing Plant, then located at Fifteenth and L Streets in Sacramento. His experience in the printing trade, combined with his outstanding ability to get the job done with a human, friendly respect for the feelings of his co-workers, led him progressively from work as compositor to the office of Superintendent of the State Printing Plant This office he ably conducted from June, 1940, until his retirement on March 1, 1945; now, therefore, be it

Resolved by the Assembly of the State of California, That when this Assembly this day adjourns it do so out of respect to the memory of Harry K. Orman, an able and devoted public servant, a well loved and deeply mourned friend of many Members of this Assembly; and be it further

Resolved, That the Chief Clerk of the Assembly transmit suitably prepared copies of this resolution to Harry M. Orman of Sacramento, son of Harry K. Orman.

Request for Unanimous Consent

Mr. Gannon asked for, and was granted, unanimous consent to take up House Resolution No. 181, at this time, without reference to committee or file.

Resolution read, and adopted unanimously.

REPORTS OF STANDING COMMITTEES

Committee on Education

ASSEMBLY CHAMBER, SACRAMENTO, May 8, 1947

MR. SPEAKER: Your Committee on Education, to which were referred:

Assembly Bill No. 325
Assembly Bill No. 1781

Has had the same under consideration, and reports the same back with amendments with the recommendation. Amend, and do pass, as amended.

DUNN, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 8, 1947

MR. SPEAKER: Your Committee on Education, to which were referred:

Assembly Bill No. 1317
Assembly Bill No. 2224
Assembly Bill No. 2291

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

DUNN, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 8, 1947

MR. SPEAKER: Your Committee on Education, to which were referred:

Senate Bill No. 210
Senate Bill No. 760

Has had the same under consideration, and reports the same back with the recommendation. Do pass.

DUNN, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 8, 1947

MR. SPEAKER: Your Committee on Education, to which was referred:

Assembly Bill No. 55

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, do pass, as amended, and re-refer to Committee on Ways and Means.

DUNN, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 8, 1947

MR SPEAKER: Your Committee on Education, to which was referred:

Assembly Bill No 2118

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be re-referred to Committee on Ways and Means.

DUNN, Chairman

Above reported bill re-referred to Committee on Ways and Means.

ASSEMBLY CHAMBER, SACRAMENTO, May 8, 1947

MR. SPEAKER: Your Committee on Education, to which was referred:

Senate Bill No. 209

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

DUNN, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 8, 1947

MR. SPEAKER: Your Committee on Education, to which was referred:

Assembly Bill No. 98

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, do pass, as amended, and re-refer to Committee on Ways and Means.

DUNN, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 8, 1947

MR. SPEAKER: Your Committee on Education, to which were referred:

Assembly Bill No. 1802
Assembly Bill No. 2093

Has had the same under consideration, and reports the same back with amendments with the recommendation. Amend, and do pass, as amended.

DUNN, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 8, 1947

MR SPEAKER: Your Committee on Education, to which were referred:

Assembly Bill No. 698
Assembly Bill No. 767
Assembly Bill No. 1101
Assembly Bill No. 1342
Assembly Bill No. 2547

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

DUNN, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 8, 1947

MR. SPEAKER: Your Committee on Education, to which were referred:

Assembly Bill No. 361
Assembly Bill No. 1766
Assembly Bill No. 766

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

DUNN, Chairman

Above reported bills ordered to second reading.

Committee on Civil Service and State Personnel

ASSEMBLY CHAMBER, SACRAMENTO, May 9, 1947

MR SPEAKER: Your Committee on Civil Service and State Personnel, to which was referred:

Assembly Bill No 2389

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

GANNON, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 9, 1947

MR. SPEAKER: Your Committee on Civil Service and State Personnel, to which was referred:

Assembly Bill No. 1215

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be re-referred to Committee on Ways and Means.

GANNON, Chairman

Above reported bill re-referred to Committee on Ways and Means.

ASSEMBLY CHAMBER, SACRAMENTO, May 9, 1947

MR. SPEAKER: Your Committee on Civil Service and State Personnel, to which was referred:

Senate Bill No 1226

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

GANNON, Chairman

Above reported bill ordered to second reading.

Committee on Industrial Relations

ASSEMBLY CHAMBER, SACRAMENTO, May 9, 1947

MR SPEAKER: Your Committee on Industrial Relations, to which was referred:

Assembly Bill No. 1512

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended

LYONS, Chairman

Above reported bill ordered to second reading.

Committee on Revenue and Taxation

ASSEMBLY CHAMBER, SACRAMENTO, May 9, 1947

MR. SPEAKER: Your Committee on Revenue and Taxation, to which were referred:

Assembly Bill No. 1897
Assembly Bill No. 1898

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee

HOLLIBAUGH, Chairman

Above reported bills ordered to second reading.

Committee on Public Morals

ASSEMBLY CHAMBER, SACRAMENTO, May 9, 1947

MR. SPEAKER: Your Committee on Public Morals, to which was referred:

Senate Bill No. 1560

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

THOMPSON, Chairman

Above reported bill ordered to second reading.

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, May 8, 1947

MR. SPEAKER: Your Committee on Rules, to which was referred:

House Resolution No. 172

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and be adopted, as amended.

DICKEY, Chairman

Above reported resolution ordered on file for adoption.

ASSEMBLY CHAMBER, SACRAMENTO, May 9, 1947

MR. SPEAKER: Your Committee on Rules, to which was referred:

House Resolution No. 176

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

DICKEY, Chairman

Above reported resolution ordered on file for adoption.

REQUEST FOR UNANIMOUS CONSENT

Mr. Conrad asked for, and was granted, unanimous consent to take up House Resolution No. 176, at this time, without reference to file.

House Resolution No. 176

In commemoration of the second anniversary of V-E Day

WHEREAS, On May 8, 1945, the people of the United States received the glorious news of the official ending of World War II in Europe; and

WHEREAS, The news was the occasion for world wide rejoicing and thankfulness that so much of the horrible task of war was over; that in Europe, at least, the fearful toll of battle had ceased, and that hearts might lift with new hope to the day when the war in the Pacific would also come to an end; now, therefore, be it

Resolved by the Assembly of the State of California, That on this second anniversary of V-E Day the Members of this Assembly ask the people of the State of California, and of this Nation, to join with them in renewed thanksgiving for the end of the struggle and for the young lives spared, in solemn meditation commemorative of those who gave their precious lives for the victory we hail, and in earnest dedication of the best of which we are capable, in thought and deed, to achieve victory in peace also and to bring to this State and Nation the blessings for which so many thousands hoped, worked, fought, and died throughout the war, and without which V-E Day shall have been in vain.

Resolution read, and adopted.

STATEMENT

Immediately following the roll call I was called to a meeting of a Committee of the Whole in the Senate to explain Assembly Bill No. 2120, pertaining to the support of the Public School System, and was unable to return until 11.40 a m.

FRANCIS DUNN

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, May 9, 1947

MR SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 713	Assembly Bill No. 1236
Assembly Bill No. 1027	Assembly Bill No. 1620
Assembly Bill No. 1071	Assembly Bill No. 2428

And reports the same correctly re-engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 9, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 193
Assembly Bill No. 240
Assembly Bill No. 285
Assembly Bill No. 286

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

RE-REFERENCE OF BILLS

By order of the Speaker, the following bills were withdrawn from the file, and re-referred as follows:

Assembly Bill No. 713 re-referred to Committee on Social Welfare.
Assembly Bill No. 1071 re-referred to Committee on Judiciary.
Assembly Bill No. 1620 re-referred to Committee on Public Health.
Assembly Bill No. 193 re-referred to Committee on Judiciary.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, May 9, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed:

Assembly Bill No. 369
Assembly Bill No. 380
Assembly Bill No. 596
Assembly Bill No. 790

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bills ordered enrolled.

GUESTS EXTENDED PRIVILEGE OF ASSEMBLY FLOOR

On request of Mr. Conrad, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Richard L. Hayes of Hollywood.

On request of Mr. Blosser, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Col. and Mrs. Randall Larson of San Francisco.

On request of Mr. Waters, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Miss Maurine McKasson of Los Angeles.

On request of Mr. Doyle and the Los Angeles Delegation, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Judge W. R. McKay of Los Angeles.

On request of Mr. Johnson, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. Bengomme H. Pratt and Miss Margaret Pratt of Lemoore.

ADJOURNMENT

At 1.01 p.m., on motion of Mr. Dickey, the Speaker declared the Assembly adjourned until 10.30 a.m., Monday, May 12, 1947.

SAM L. COLLINS, Speaker

GERALDINE B. HADSELL, Minute Clerk

CALIFORNIA LEGISLATURE
FIFTY-SEVENTH (GENERAL) SESSION

ASSEMBLY DAILY JOURNAL

SIXTY-FOURTH LEGISLATIVE DAY
ONE HUNDRED TWENTY-SEVENTH CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO
Monday, May 12, 1947

The Assembly met at 10.30 a m.
Hon. Sam L. Collins, Speaker of the Assembly, presiding.
Chief Clerk Arthur A. Ohnimus at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Allen, Anderson, Beck, Bennett, Blosser, Boyd, Brady, Brown, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M Philip Davis, Dickey, Clayton A. Dills, Ralph C Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Nichouse, O'Day, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr Speaker—74

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. Raymond Renwald:

O God of wisdom and justice, let the light of Thy divine wisdom direct the deliberations of this Assembly and shine forth in all the proceedings and laws framed for the government of this State; so that they may tend to the preservation of peace, the promotion of happiness, and may perpetuate to us the blessings of equal liberty through Christ Our Lord—AMEN

READING OF THE JOURNAL DISPENSED WITH

On motion of Mr. Conrad, further reading of the Journal of the previous legislative day was dispensed with.

LEAVES OF ABSENCE FOR THE DAY

The following members were granted leaves of absence for the day, because of illness:

Mr. Erwin, on motion of Mr. Geddes.
Mr. Miller, on motion of Mr. Caldecott.

The following member was granted leave of absence for the day, and desired to waive his per diem:

Mr. Debs, on motion of Mr. McMillan.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of the Speaker, the Assembly gave the pledge of allegiance to the Flag.

MOTION TO APPROVE JOURNALS

Upon motion of Mr. Dickey, the Journals for Monday, May 5, 1947; Tuesday, May 6, 1947; Wednesday, May 7, 1947; Thursday, May 8, 1947; and Friday, May 9, 1947, were approved as corrected by the Minute Clerk.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, May 12, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1283

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bill ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 12, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Constitutional Amendment No. 39

And reports the same correctly engrossed.

WEBER, Chairman

Above reported resolution ordered on file for adoption.

ASSEMBLY CHAMBER, SACRAMENTO, May 12, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 366

And reports the same correctly re-engrossed.

WEBER, Chairman

Above reported bill ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 12, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 25
Assembly Bill No. 118
Assembly Bill No. 168
Assembly Bill No. 182
Assembly Bill No. 387
Assembly Bill No. 743
Assembly Bill No. 890
Assembly Bill No. 2127
Assembly Bill No. 2416

And reports the same correctly re-engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 12, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Constitutional Amendment No. 8

And reports the same correctly engrossed.

WEBER, Chairman

Above reported resolution ordered on file for adoption.

ASSEMBLY CHAMBER, SACRAMENTO, May 12, 1947

MR SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 35
Assembly Bill No. 1147
Assembly Bill No. 1524

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 10, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 841—An act to amend Section 18594 of the Government Code, relating to the officers and employees of the Public Utilities Commission of the State of California (formerly the Railroad Commission of the State of California), exempting certain positions from the state civil service,

Assembly Bill No. 1346—An act to amend Section 1 of, and to add Sections 6 5a to 6 5r, inclusive, to "An act to regulate and prevent the transportation of persons to gambling ships; to prevent the solicitation of persons to visit gambling ships and to provide penalties for such transportation or solicitation," approved May 21, 1929, relating to the definition of the term "gambling ship," declaring to be nuisances conveyances which are used in violation thereof, providing for the abatement and prevention of such nuisances by injunction and otherwise, providing for the forfeiture of such conveyances, and declaring the urgency thereof, to take effect immediately;

Assembly Bill No. 1849—An act to amend Section 6564 of the Welfare and Institutions Code, relating to the operation of canteens on the grounds of state institutions;

And reports that the same have been correctly enrolled, and presented to the Governor on the tenth day of May, 1947, at 9 a.m

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, May 10, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 2162—An act to amend Section 2899 of the Elections Code, relating to filing fees of candidates for election;

Assembly Bill No. 2165—An act to amend Section 45 of the Elections Code, relating to petitions;

Assembly Bill No. 2167—An act to amend Section 9761 of the Elections Code, relating to elections;

And reports that the same have been correctly enrolled, and presented to the Governor on the tenth day of May, 1947, at 9 a.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, May 10, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1855—An act to amend Section 5406 of the Welfare and Institutions Code, relating to dipsomaniacs, inebriates and addicts and their discharge from state hospitals;

Assembly Bill No. 2155—An act to amend Section 661 of the Elections Code, relating to election officers;

Assembly Bill No. 2161—An act to amend Section 5553 of the Elections Code, relating to election procedure at the polls;

And reports that the same have been correctly enrolled, and presented to the Governor on the tenth day of May, 1947, at 9 a.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, May 10, 1947

MR SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1841—An act to amend the chapter heading of Chapter 1, Part 4, Division 6 and to amend Sections 6500 and 154 of the Welfare and Institutions Code, relating to the Department of Mental Hygiene and providing for the designation of temporary state mental institutions and the use thereof;

Assembly Bill No. 1842—An act to amend Section 160 of the Welfare and Institutions Code, relating to the deportation of nonresident patients of state hospitals;

Assembly Bill No. 1847—An act to amend Section 6514 of the Welfare and Institutions Code, relating to training schools and courses for employees of the Department of Mental Hygiene and of institutions within the department;

And reports that the same have been correctly enrolled, and presented to the Governor on the tenth day of May, 1947, at 9 a.m

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, May 10, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1367—An act to amend Section 6050 of the Penal Code, relating to the salaries of wardens and superintendents of state correctional institutions;

Assembly Bill No. 1376—An act to amend Section 802 of the Agricultural Code, relating to the maturity of grapes;

Assembly Bill No. 1530—An act to amend Section 20301 of the Education Code and to add Section 20429.1 to said code, relating to the state colleges;

And reports that the same have been correctly enrolled, and presented to the Governor on the tenth day of May, 1947, at 9 a.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, May 10, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1133—An act to add Section 119.5 to the Agricultural Code, relating to reporting new pests;

Assembly Bill No. 1135—An act to amend Section 123 of the Agricultural Code, relating to nursery stock manifests;

Assembly Bill No. 1356—An act to amend Section 20016 of the Government Code, relating to members of the State Employees Retirement System;

And reports that the same have been correctly enrolled, and presented to the Governor on the tenth day of May, 1947, at 9 a.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, May 10, 1947

MR SPEAKER. Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1075—An act to add Section 8006.1 to the Education Code, relating to the maintenance by school districts of classes in state institutions;

Assembly Bill No. 1130—An act to amend Sections 53 and 57 of the Agricultural Code, relating to the qualification and appointment of deputy agricultural commissioners and agricultural inspectors;

Assembly Bill No. 1132—An act to amend Section 168.5 of the Agricultural Code, relating to host-free periods and districts;

And reports that the same have been correctly enrolled, and presented to the Governor on the tenth day of May, 1947, at 9 a.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, May 10, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 724—An act to amend Sections 3077, 3080, and 3081 of the Welfare and Institutions Code, relating to applications for aid to the blind, changing the contents thereof, and simplifying the procedures for supplying and filing such applications;

Assembly Bill No. 955—An act to amend Sections 90, 116, and 127 of the County Employees Retirement Act of 1937 and Sections 31620, 31621, 31676, and 31677 of the Government Code, relating to retirement;

Assembly Bill No. 956—An act to amend Sections 43.5 and 46 of the County Employees Retirement Act of 1937, and Sections 31560 and 31645 of the Government Code, relating to retirement;

And reports that the same have been correctly enrolled, and presented to the Governor on the tenth day of May, 1947, at 9 a.m

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, May 10, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 519—An act to amend Section 17091 of the Government Code, relating to lost or destroyed warrants;

Assembly Bill No. 563—An act to amend Section 880 of the Welfare and Institutions Code, relating to the transfer of juvenile court cases;

Assembly Bill No. 615—An act to amend Section 740 of the Fish and Game Code, relating to grunion;

And reports that the same have been correctly enrolled, and presented to the Governor on the tenth day of May, 1947, at 9 a.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, May 10, 1947

MR SPEAKER: Your Committee on Legislative Procedure has examined.

Assembly Bill No. 106—An act to amend Section 1001 of the Government Code, relating to civil executive officers;

Assembly Bill No. 229—An act to amend Section 16482 of the Education Code, relating to physical examinations of pupils in the Public School System;

Assembly Bill No. 357—An act to amend Section 2421 of the Education Code, relating to school districts;

And reports that the same have been correctly enrolled, and presented to the Governor on the tenth day of May, 1947, at 9 a.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, May 12, 1947

MR SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 7	Assembly Bill No. 1718
Assembly Bill No. 287	Assembly Bill No. 1719
Assembly Bill No. 566	Assembly Bill No. 1867
Assembly Bill No. 770	Assembly Bill No. 1900
Assembly Bill No. 932	Assembly Bill No. 1966
Assembly Bill No. 933	Assembly Bill No. 2081
Assembly Bill No. 950	Assembly Bill No. 2255
Assembly Bill No. 1175	Assembly Bill No. 2274
Assembly Bill No. 1237	Assembly Bill No. 2387
Assembly Bill No. 1263	Assembly Bill No. 2391
Assembly Bill No. 1365	Assembly Bill No. 2397
Assembly Bill No. 1471	Assembly Bill No. 2454
Assembly Bill No. 1684	Assembly Bill No. 2481
Assembly Bill No. 1697	Assembly Bill No. 2516
Assembly Bill No. 1714	Assembly Bill No. 2664
Assembly Bill No. 1717	Assembly Bill No. 2675

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

CONSIDERATION OF DAILY FILE

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 361—An act to amend Section 14451 of, and to add Section 14453 to, the Education Code, relating to the California State Teachers' Retirement System.

Bill read second time, and ordered engrossed.

Assembly Bill No. 766—An act to add Section 6703 to the Education Code, relating to the establishment of a policy respecting the reorganization of school districts.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1766—An act to add Article 4a, comprising Sections 17090 to 17098, inclusive, to Chapter 5 of Division 6 of the Education Code, relating to truants.

Bill read second time, and ordered engrossed.

CONSIDERATION OF HOUSE RESOLUTION NO. 172

House Resolution No. 172

Commending the business men of Fontana for lowering prices

WHEREAS, The President of the United States recently appealed to the manufacturers and merchants of the Nation to cut prices generally in an effort to stem the rising spiral of living costs and to establish the postwar economy of the Nation on a level beneficial to all; and

WHEREAS, In the City of Fontana, California, prices have been cut pursuant to the President's request; and

WHEREAS, This fine spirit of cooperation has been in evidence throughout the war in Fontana, enabling the people to cope with difficult housing and other problems

in connection with the establishment and operation of the steel mills and other war industries at Fontana; now, therefore, be it

Resolved by the Assembly of the State of California, That the Chamber of Commerce and all business interests in the City of Fontana are hereby commended for their splendid cooperation and response in cutting prices as requested by President Truman; and be it further

Resolved, That copies of this resolution be transmitted by the Chief Clerk of the Assembly to the Chamber of Commerce of Fontana, California.

Resolution read.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Rules:

Amendment No. 1

In the title of the resolution as printed on page 17 of the Assembly Journal of May 6, 1947, after "Fontana", insert "and other cities".

Amendment No. 2

In line 5 of the printed resolution, after "Fontana," insert "and many other cities in the State of".

Amendment No. 3

In line 8 of the printed resolution, after "Fontana", insert "and other cities".

Amendment No. 4

In line 10 of the printed resolution, after "Fontana", insert "and in other cities".

Amendment No. 5

In line 12 of the printed resolution, after "Fontana", insert "and in other cities in the State".

Amendments read, and adopted.

Consideration of House Resolution No. 172, as Amended

House Resolution No. 172

Commending the business men of Fontana and other cities for lowering prices

WHEREAS, The President of the United States recently appealed to the manufacturers and merchants of the Nation to cut prices generally in an effort to stem the rising spiral of living costs and to establish the postwar economy of the Nation on a level beneficial to all; and

WHEREAS, In the City of Fontana, and many other cities in the State of California, prices have been cut pursuant to the President's request; and

WHEREAS, This fine spirit of cooperation has been in evidence throughout the war in Fontana and other cities, enabling the people to cope with difficult housing and other problems in connection with the establishment and operation of the steel mills and other war industries at Fontana and in other cities; now, therefore, be it

Resolved by the Assembly of the State of California, That the Chamber of Commerce and all business interests in the City of Fontana and in other cities in the State are hereby commended for their splendid cooperation and response in cutting prices as requested by President Truman; and be it further

Resolved, That copies of this resolution be transmitted by the Chief Clerk of the Assembly to the Chamber of Commerce of Fontana, California.

Resolution read, as amended, and adopted unanimously.

SECOND READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1802—An act to add Sections 144.1 and 144.2 to the Education Code, relating to the Deputy Superintendent of Public Instruction and Associate Superintendent of Public Instruction appointed under Section 2.1 of Article IX of the State Constitution, declaring the urgency thereof, to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Governmental Efficiency and Economy:

Amendment No. 1

On page 1 of the printed bill, strike out lines 14 and 15, and insert "shall be nine thousand dollars ($9,000)."

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2093—An act to add Section 1503.3 to the Education Code, relating to the contracts between governing boards of elementary school districts for the education of pupils.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Education:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "add Section 1503.3 to", and insert "amend Section 1503.3 of".

Amendment No. 2

On page 1 of said bill, strike out lines 1 and 2, and insert "SECTION 1. Section 1503.3 of the Education Code is amended to read:".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 325—An act to add Article 6 to Chapter 9 of Division 3 of the Education Code, relating to the auditing of school districts.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Education:

Amendment No. 1

On page 2, line 11, of the printed bill, as amended in the Assembly on April 14, 1947, strike out "a competent auditor or auditors", and insert "one or more certified public accountants".

Amendment No. 2

On page 2, line 19, of said bill, strike out "a competent auditor or auditors", and insert "one or more certified public accountants".

Amendments read.

Substitute Motion to Amend

Mr. Brady moved the adoption of the following substitute amendments:

Amendment No. 1

On page 2, line 11, of the printed bill, as amended in the Assembly on April 14, 1947, strike out "competent auditor or auditors", and insert "public accountant or accountants".

Amendment No. 2

On page 2, line 19, of said bill, strike out "competent auditor or auditors", and insert "public accountant or accountants".

Substitute amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1781—An act to amend Sections 19601 and 19617 of, to add Section 19618 to, and to repeal Section 19616 of the Education Code, relating to child care centers, and declaring the urgency thereof, to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Education:

Amendment No. 1

On page 2 of the printed bill, as amended in the Assembly on May 5, 1947, strike out lines 7 to 11, inclusive, and insert "to a child care center unless the monthly income from all sources of the main wage earner of the child's immediate family is one hundred ninety-five dollars ($195) or less; provided, however, that if the main wage earner is but the one parent in the home who, as sole wage earner, both supports and cares for the child the child shall not be admitted to a child care center unless the total monthly income from all sources of the main wage earner of the child's immediate family is two hundred twenty-five dollars ($225) or less, or unless the total monthly income of the child as determined by dividing the total monthly income of the main wage earner from all sources, by the number of persons to".

Amendment No. 2

On page 2, line 13, of the printed bill, as amended in the Assembly on May 5, 1947, after "figure", insert "in either case".

Amendment No. 3

On page 2, line 16, of the printed bill, as amended in the Assembly on May 5, 1947, after the period, insert

"For the purposes of this act the term "main wage earner" means that person who is the principal support of a family by virtue of being the parent whose income from wages and all sources exceeds the income of any other person contributing to the total income of the family."

Amendment No. 4

On page 3, line 16, of the printed bill, as amended in the Assembly on May 5, 1947, strike out "the State by"; and strike out all of lines 17 and 18, and insert "those families in this State composed largely of veterans, war widows and others in which one or both parents must of necessity work to properly support, clothe and feed their children who otherwise might roam the streets and in time, as moral delinquents, add to the problems confronting this State it is".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1512—An act to amend Section 209 of the Labor Code, relating to unpaid wages of striking employees.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Industrial Relations:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Section 209", and insert "Sections 209 and 224".

Amendment No. 2

On page 1, line 4, of said bill, strike out "become due and payable", and insert "be paid".

Amendment No. 3

On page 1, line 5, of said bill, after "day", insert "in the usual manner, or by mail to the address designated by the employee for such payment".

Amendment No. 4

On page 1, line 16, of said bill, after "strike", insert "which actively restrains such employees from reporting to work".

Amendment No. 5

On page 1 of said bill, after line 16, insert

"SEC. 2. Section 224 of the Labor Code is amended to read:

224 The provisions of Sections 209, 221, 222, and 223 shall in no way make it unlawful for an employer to withhold or divert any portion of an employee's wages when the employer is required or empowered so to do by state or federal law or when a deduction is expressly authorized in writing by the employee to cover insurance premiums, hospital or medical dues, or other deductions not amounting to a rebate or deduction from the standard wage arrived at by collective bargaining or pursuant to wage agreement or statute."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1810—An act to amend Section 1 of, and to add Section 13.5 to, an act entitled "An act to regulate the caravaning of vehicles upon the public highways of this State, defining the term 'caravaning' and providing for the licensing of vehicles in caravan for the privilege of using the public highways and for the cost of regulating persons engaged in caravaning and providing such fees shall be a lien and for the enforcement of such liens and the collection and disposition of such fees and imposing penalties for violation thereof, and to repeal an act entitled 'An act to regulate the caravaning of motor vehicles upon the public highways of this State, defining the term "caravaning" and providing for the licensing of motor vehicles in caravan and imposing penalties for violation thereof,' approved July 6, 1935, declaring the urgency thereof, and providing that it shall take effect immediately," approved July 1, 1937.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Transportation and Commerce:

Amendment No. 1

On page 1, line 4, of the printed bill, as amended in the Assembly on May 5, 1947, after "1.", insert "(a)".

Amendment No. 2

On page 1, lines 7 and 8, of said bill, strike out "for which a fee is payable pursuant to Section 372 of said code".

Amendment No. 3

On page 2 of said bill, between lines 3 and 4, insert

"(b) The term "commercial vehicle" as used in this act means a vehicle of a type required to be registered under the Vehicle Code used or maintained for the transportation of persons for hire, compensation or profit or designed, used or maintained primarily for the transportation of property."

Amendment No. 4

On page 2, lines 6 and 7, of said bill, strike out "for which a registration fee is payable pursuant to Section 372 of the Vehicle Code".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 525—An act to amend Section 1280 and the chapter heading of Chapter 7 of Division 6 of the Agricultural Code, relating to contracts for the sale of agricultural products.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Agriculture:

Amendment No. 1

On page 1 of the printed bill, strike out lines 9 to 26, inclusive; and on page 2, strike out lines 1 to 18, inclusive, and insert

"1280. All contracts for the sale of fruits, edible nuts, or vegetables, other than asparagus, between the producer thereof and the first buyer, shall be in writing and shall have stated therein the full purchase price to be paid for the commodity in accordance with the terms of the contract, which price must be stated in a definite sum and if the price is to be paid upon the basis of units of weight or measure, or upon the basis of a physical or chemical test, such unit or test must be specified or described and the full unit price stated. All contracts entered into in violation hereof shall be invalid and unenforceable.

This section does not apply to nor include:

(a) Cooperative agricultural marketing associations of producers, operating under and by virtue of the laws of this State or of any other state or the District of Columbia or the United States or the agents of such organizations in the performance of their duties as such.

(b) Written contracts in existence prior to the effective date of this section.

(c) Written term contracts covering the production of crops during two or more calendar years where a minimum price to be paid for such fruits, edible nuts, or vegetables, is stated in the contract.

(d) Contracts for the sale of fruits and vegetables for consumption as fresh fruits and vegetables, where the form is not changed by processing during the course of marketing."

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1897—An act to amend Section 22 of the Corporation Income Tax Act, relating to the levy and collection of taxes upon the income of corporations, associations and Massachusetts or business trusts.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Revenue and Taxation:

Amendment No. 1

On page 2, line 18, of the printed bill, after "discharged", insert

"A warrant may be issued by the commissioner or his duly authorized representative for the collection of any tax, interest or penalty and for the enforcement of any lien, directed to any sheriff, constable or marshal; and shall have the same force and effect as a writ of execution It may and shall be levied and sale made pursuant to it in the same manner and with the same force and effect as a levy of and sale pursuant to a writ of execution. The sheriff, constable or marshal shall receive upon the completion of his services pursuant to said warrant and the commissioner is authorized to pay to said sheriff, constable or marshal the same fees, commissions and expenses in connection with services pursuant to said warrant as are provided by law for similar services pursuant to a writ of execution; provided, that fees for publication in a newspaper shall be subject to approval by the commissioner rather than by the court; said fees, commissions and expenses shall be an obligation of the taxpayer and may be collected from the taxpayer by virtue of the warrant or in any other manner provided in this act for the collection of a tax."

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1898—An act to amend Section 29 of the Bank and Corporation Franchise Tax Act, relating to bank and corporation taxes.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Revenue and Taxation:

Amendment No. 1

On page 2, line 20, of the printed bill, after "discharged", insert

"A warrant may be issued by the commissioner or his duly authorized representative for the collection of any tax, interest or penalty and for the enforcement of any lien, directed to any sheriff, constable or marshal; and shall have the same force and effect as a writ of execution. It may and shall be levied and sale made pursuant to it in the same manner and with the same force and effect as a levy of and sale pursuant to a writ of execution. The sheriff, constable or marshal shall receive upon the completion of his services pursuant to said warrant and the commissioner is authorized to pay to said sheriff, constable or marshal the same fees, commissions and expenses in connection with services pursuant to said warrant as are provided by law for similar services pursuant to a writ of execution; provided, that fees for publication in a newspaper shall be subject to approval by the commissioner rather than by the court; said fees, commissions and expenses shall be an obligation of the taxpayer and may be collected from the taxpayer by virtue of the warrant or in any other manner provided in this act for the collection of a tax."

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 55—An act to repeal Sections 14495 and 14495.1 of, and to add Section 14495 to, the Education Code, relating to contributions of members of the State Teachers' Retirement System who served in the military service, in an auxiliary thereof, or in the American Red Cross, and making an appropriation.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Education:

Amendment No. 1

On page 1 of the printed bill, between lines 19 and 20, insert

"If the member was also a member of a district retirement system, the State shall contribute to such district retirement system, to the credit of such member, such amounts as would have been necessary to make the member's contributions to the Retirement Annuity Fund had he not been a member of such district system."

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 98—An act to add Chapter 1 5 to Division 3 of the Education Code providing for school district public works and making an appropriation therefor, declaring the urgency thereof, to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Education:

Amendment No. 1

On page 2 of the printed bill, as amended in the Assembly on March 21, 1947, strike out lines 4, 5, and 6, and insert "istration of this chapter. There shall first be

allocated from said appropriation such amount as the Director of Finance shall determine, but in no event in excess of one-half of 1 percent of the total appropriation herein made,".

Amendment No. 2

On page 2, line 29, of said bill, strike out "board", and insert "State Allocation Board, herein called the "board"."

Amendment No. 3

On page 3, line 32, of said bill, after "issue", insert ", or the unused bonding capacity, in the opinion of the State Allocation Board, is of such limited amount as to make the further issuance of bonds impracticable;".

Amendment No. 4

On page 3, line 37, of said bill, strike out "State School Building Commission", and insert "State Allocation Board".

Amendment No. 5

On page 3, line 42, of said bill, strike out "commission", and insert "State Allocation Board".

Amendment No. 6

On page 2, line 8, of said bill, after "chapter", insert "and for the support of the Department of Education in the performance of duties required or authorized by the board under this chapter".

Amendment No. 7

On page 3, line 29, of said bill, after "Code", insert "unless, in the event a lesser rate of district tax was levied, the board finds that the levy of the lesser rate was the result of an error not made by an officer or employee of the district".

Amendment No. 8

On page 3, line 32, of said bill, after "issue", insert "unless, in the event the total amount of bonds issued by the district is a lesser amount, (a) the board finds that the cost to the district of issuing bonds in such amount as would be necessary to make the district eligible for an apportionment under this article would be disproportionate to the par value of such bonds or (b) the board finds that the amount of bonds issued plus the amount in the special accumulative building fund or funds of the district from the proceeds of taxes levied for the district in excess of the maximum rate of district tax fixed by Section 6357 plus such amounts as may be due the Board of Public Building Reconstruction equals 95 per cent of the total amount of bonds the district is authorized by law to issue".

Amendment No. 9

On page 3 of said bill, between lines 36 and 37, insert

"5026.1. No district shall become ineligible for an apportionment under this chapter by reason of any lessening in the amount of bonds issued by the district caused by any increase in the assessed valuation of the district occurring after an application by the district has been approved by the board.

5026.2. Prior to the actual apportionment of any funds to a district by the board under this chapter, the board may tentatively apportion funds to the district, with the actual apportionment of funds remaining subject to the district complying with all lawful requirements established by or under this chapter. In no case, however, shall the board make any apportionment to a school district for the purchase or improvement of sites or for the construction, reconstruction, repair, alteration of, and additions to, school buildings which are not approved by the Department of Education."

Amendments read, ~~and adopted.~~

~~Bill ordered reprinted. and engrossed.~~

On this day, the above record was expunged, and the action rescinded whereby the Assembly adopted committee amendments to Assembly Bill No. 98.

Assembly Bill No. 1317—An act to amend Section 14601 of the Education Code, relating to retirement.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Education:

Amendment No. 1

On page 1, line 14, of the printed bill, strike out the period, and insert "; provided, that the retirement allowance of any member retiring under the provisions of this subdivision (c) shall be computed in the manner provided for retirement for disability under Sections 14639 and 14640"

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2224—An act to amend Section 8762 of the Education Code, relating to the payment of tuition for the education of seventh and eighth grade pupils in junior high schools.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Education:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Section 8762", and insert "Sections 8758 and 8762".

Amendment No. 2

In line 3 of the title of said bill, after "schools", insert ", declaring the urgency thereof, to take effect immediately".

Amendment No. 3

On page 1, line 1, of said bill, strike out "8762", and insert "8758".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 4

On page 1 of said bill, between lines 2 and 3, insert

"8758. [A board of education or board of school trustees shall not pay to any high school board for educating the pupils residing in the elementary school district and attending the junior high school a tuition charge greater than the average net cost per pupil for educating pupils in the first six years of the elementary school in the elementary school district.] *The governing board of an elementary school district shall pay a tuition charge of not less than the average net cost per pupil of educating pupils in the first six years of the elementary schools of the elementary school district but not more than actual cost to the high school district of educating such pupils.*

SEC. 2. Section 8762 of said code is amended to read:".

Amendment No. 5

On page 1 of said bill, following line 13, insert

"SEC 3. This act is hereby declared to be an urgency measure necessary for the immediate preservation of the public peace, health and safety within the meaning of Section 1 of Article IV of the Constitution and shall therefore go into immediate effect. A statement of the facts constituting such necessity is as follows:

The inequities resulting from the operation of the existing law respecting the payments which may be made by elementary school districts to high school districts for the tuition of seventh and eighth grade pupils of such elementary school districts educated in junior high schools of the high school districts, have imposed severe and unjustified penalties upon the high school districts providing for the education of such pupils In order that these inequities may not be imposed during the next school year, it is necessary that this act take effect immediately"

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2291—An act to add Article 3, comprising Sections 24550 to 24552, inclusive, to Chapter 5 of Division 12 of the Education Code, relating to the supervision, regulation, and registration of private nursery schools, kindergartens, elementary schools, and child care centers by the State Department of Education.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Public Health:

Amendment No. 1

In line 4 of the title of the printed bill, after "kindergartens," insert "and".

Amendment No. 2

In line 5 of the title of said bill, strike out ", and child care centers".

Amendment No. 3

In line 6 of the title of said bill, after "Education", and before the period, insert ", and making an appropriation therefor".

Amendment No. 4

On page 1, line 9, of said bill, after "kindergarten," insert "or".

Amendment No. 5

On page 1, line 10, of said bill, strike out ", or child care center".

Amendment No. 6

On page 1, line 13, of said bill, strike out "and after payment of a fee of twenty-five dollars ($25),".

Amendment No. 7

On page 1, line 18, of said bill, after "biennially", insert a period.

Amendment No. 8

On page 1 of said bill, strike out lines 19 and 20.

Amendment No. 9

On page 1, line 23, of said bill, strike out "child care centers,".

Amendment No. 10

On page 2, line 2, of said bill, strike out "all of", and insert "but not be limited to".

Amendment No. 11

On page 2, line 10, of said bill, strike out "or", and insert "and".

Amendment No. 12

On page 2 of said bill, after line 23, insert

"SEC. 2. Out of any moneys in the State Treasury not otherwise appropriated, the sum of thirty-eight thousand eight hundred sixty dollars ($38,860) is hereby appropriated to be expended by the Department of Education during the Ninety-ninth Fiscal Year in carrying out the provisions of this act."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

SECOND READING OF SENATE BILLS

Senate Bill No. 210—An act to amend Section 4919 of the Education Code, relating to elections for the reorganization of school districts.

Bill read second time, and ordered to third reading.

Senate Bill No. 760—An act to amend Section 3941 of the Education Code, relating to the suspension of high school districts, declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

Senate Bill No. 1226—An act to amend Section 21300 of the Government Code, relating to the State Employees' Retirement System in respect to the disability retirement pension payable to persons gainfully employed.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Civil Service and State Personnel:

Amendment No. 1

On page 1, line 13, of the printed bill, after "retirement", and before the period, insert ", or, if that position has been abolished, the maximum compensation earnable by a person holding it immediately prior to its abolition".

Amendment No. 2

On page 1, line 22, of said bill, after "retirement", and before the period, insert ", or, if that position has been abolished, the maximum compensation earnable by a person holding it immediately prior to its abolition".

Amendments read, and adopted.

Bill ordered reprinted, and to third reading.

Senate Bill No. 209—An act to amend Section 6357 of the Education Code, relating to rates of school district tax.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Education:

Amendment No. 1

On page 1, line 17, of the printed bill, strike out "one dollar ($1)", and insert "one dollar and ten cents ($1.10)".

Amendment read, and adopted.

Bill ordered reprinted, and to third reading.

Senate Bill No. 793—An act to amend Sections 156, 158, 159, 161, and 164 of the Vehicle Code, relating to license plates.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Transportation and Commerce:

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 1

On page 3 of the printed bill, as amended in the Senate on April 16, 1947, strike out lines 3 to 49, inclusive, and insert

"164. Department to Renew Registration. The department, upon renewing a registration, shall issue a new registration card and license plate or plates to the owner as upon an original registration. In lieu of issuing a new registration card the department may endorse or authorize the endorsement of a receipt or validation upon payment of the required fees, such receipt or validation to be stamped upon the registration card last issued for such vehicle during the preceding registration year, or upon a potential registration card issued near the close of the preceding year, which registration card so endorsed or validated shall constitute the registration card for the ensuing registration year, and the department may, in place of issuing a new license plate or plates for the ensuing year, issue in lieu thereof a symbol or other

device indicating the year number for which issued, which symbol or device shall be attached to the license plate or plates issued for such vehicle for the preceding calendar year, and, when so attached, said license plates with such symbols or devices shall for the purposes of this code be deemed to be the license plate or plates for the ensuing registration year.

[Where practical] The department shall *commencing January 1, 1949* establish a policy whereby license plates shall be issued every *fifth* year and that they be validated by suitable symbols or devices during the intervening *four* year period.

The foregoing is intended to provide alternative methods whereby the department may issue usual registration cards with usual license plates or symbols or devices, as above stated, or may issue such symbols or devices to be attached to the license plates for the preceding calendar year and issue usual registration cards or may endorse or authorize the endorsement of a receipt or validate the registration card for the preceding year or may endorse or authorize the endorsement of a receipt or validation upon a potential registration card issued by the department for use at time of renewal.

The department may authorize an endorsement of a receipt or the validation of a registration card or potential registration card as hereinbefore provided by a person or organization holding a certificate of authority issued under the provisions of Part 5 of Division 2 of the Insurance Code."

Amendment read, and adopted.

Bill ordered reprinted, and to third reading.

Senate Bill No. 1560—An act to add Section 3694 to the Political Code, relating to the powers and duties of the members of the State Board of Equalization, declaring the urgency of this act, to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Public Morals:

Amendment No. 1

On page 1 of the printed bill, strike out lines 13 to 26, inclusive; and on page 2, strike out lines 1, 2, and 3.

Amendment read, and adopted.

Bill ordered reprinted, and to third reading.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, May 9, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed:

Senate Bill No. 150
Senate Bill No. 329
Senate Bill No. 383
Senate Bill No. 1000
Senate Bill No. 1358
Senate Bill No. 1558
Senate Bill No. 1564

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS

The following bills were read the first time:

Senate Bill No. 150—An act to amend Sections 2801, 2802, 2805, and 2807.3 of the Revenue and Taxation Code, relating to property taxation.

Referred to Committee on Revenue and Taxation.

Senate Bill No. 329—An act to add Section 8961.3 to the Health and Safety Code, relating to the permissible uses of cemeteries maintained by public cemetery districts.

Referred to Committee on Public Health.

Senate Bill No. 383—An act to amend Section 11b of the Municipal Court Act of 1925, relating to municipal courts in cities of the second and three-eighths class.

Referred to Committee on Judiciary.

Senate Bill No. 1000—An act to amend Section 758a of the Political Code, relating to the porter for the First District Court of Appeal.

Referred to Committee on Judiciary.

Senate Bill No. 1358—An act to amend Sections 255 and 441 of the Revenue and Taxation Code, relating to property taxation.

Referred to Committee on Revenue and Taxation.

Senate Bill No. 1558—An act conveying certain tidelands and submerged lands to the County of San Luis Obispo, in furtherance of navigation and commerce and the fisheries, and providing for the government, management, and control thereof, reserving rights to the State.

Referred to Committee on Conservation, Planning, and Public Works.

Senate Bill No. 1564—An act to repeal Section 9300 of, and to add Section 9300 to, the Government Code, relating to the salaries of Members of the Legislature.

Referred to Committee on Governmental Efficiency and Economy.

RE-REFERENCE OF BILLS

By order of the Speaker, the following bills were withdrawn from the file, and re-referred as follows:

Assembly Bill No. 1471 re-referred to Committee on Finance and Insurance.

Assembly Bill No. 2664 re-referred to Committee on Agriculture.

Assembly Bills Nos. 2274 and 2391 re-referred to Committee on Social Welfare.

Assembly Bills Nos. 770, 566, 1365, and 890 re-referred to Committee on Judiciary.

Assembly Bills Nos. 743, 950, and 2397 re-referred to Committee on Public Health.

Assembly Bills Nos. 1684 and 1966 re-referred to Committee on Municipal and County Government.

Assembly Bills Nos. 1867 and 2255 re-referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 1175 re-referred to Committee on Manufacturing, Oil, and Mining Industry.

Assembly Bill No. 25 re-referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 2516 re-referred to Committee on Conservation, Planning, and Public Works.

Assembly Bill No. 1147 re-referred to Committee on Ways and Means.

Assembly Constitutional Amendment No. 8 re-referred to Committee on Constitutional Amendments.

Assembly Bill No. 1263 re-referred to Committee on Municipal and County Government.

Assembly Constitutional Amendment No. 9 re-referred to Committee on Constitutional Amendments.

Assembly Bill No. 1283 re-referred to Committee on Municipal and County Government.

Assembly Bill No. 1444 re-referred to Committee on Manufacturing, Oil, and Mining Industry.

REPORT OF COMMITTEE ON CONFERENCE

The following report of Committee on Conference was received, and read:

SENATE CHAMBER, SACRAMENTO, May 7, 1947

MR. SPEAKER: The Committee on Conference concerning:

Senate Bill No. 1075—An act to add Section 6.15 to the Alcoholic Beverage Control Act, *relating to alcoholic beverages*

consisting of the undersigned members, has met, and reports that it has agreed to recommend the following:

That the amendments of the Assembly be concurred in, and that the bill, as amended on April 25, 1947, be further amended as follows:

Amendment No. 1

On page 1, line 9, of said bill, strike out "five years", and insert "one year".

SWING — THOMPSON
McBRIDE — CRICHTON
Senate Committee on Conference — Assembly Committee on Conference

Senate Bill No. 1075 ordered to unfinished business.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, May 12, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 408

And reports the same correctly re-engrossed.

WEBER, Chairman

Above reported bill ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 12, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1444
Assembly Bill No. 1825

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

INTRODUCTION OF A BILL

Pursuant to a request by Mr. Doyle for permission to introduce a bill, made on Friday, May 9, 1947, the Committee on Legislative Procedure reported as follows:

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, May 9, 1947

MR. SPEAKER: Your Committee on Legislative Procedure, to which was referred the following bill, herewith returns the same with the recommendation that the author be permitted to introduce it:

By Mr. Doyle (By request):

An act to amend Sections 1, 2, 3, 4, 5, 6, 7, 9, and 13 of that certain act entitled "An act prescribing the terms upon which licenses may be issued to practitioners of

chiropractic, creating the State Board of Chiropractic Examiners and declaring its powers and duties, prescribing penalties for violation hereof, and repealing all acts and parts of acts inconsistent herewith," approved by the electors November 7, 1922, relating to the practice of chiropractic, said amendment to take effect upon the approval thereof by the electors, and providing for the submission thereof to the electors pursuant to Section 1b of Article IV of the State Constitution.

WEBER, Chairman

The roll was called, and permission granted by the following vote.

AYES—Allen, Anderson, Beck, Bennett, Blosser, Boyd, Burns, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—66

NOES—None.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

The following bill was introduced, and read the first time:

Assembly Bill No. 2681: By Mr. Doyle (By request)—An act to amend Sections 1, 2, 3, 4, 5, 6, 7, 9, and 13 of that certain act entitled "An act prescribing the terms upon which licenses may be issued to practitioners of chiropractic, creating the State Board of Chiropractic Examiners and declaring its powers and duties, prescribing penalties for violation hereof, and repealing all acts and parts of acts inconsistent herewith," approved by the electors November 7, 1922, relating to the practice of chiropractic, said amendment to take effect upon the approval thereof by the electors, and providing for the submission thereof to the electors pursuant to Section 1b of Article IV of the State Constitution.

Referred to Committee on Public Health.

REQUESTS FOR PERMISSION TO INTRODUCE BILLS

The following request for permission to introduce a bill was presented:

By Mr. Stewart:

ASSEMBLY CHAMBER, SACRAMENTO, May 12, 1947

MR. SPEAKER: In accordance with the provisions of Article IV, Section 2, of the Constitution, I request permission to introduce a bill, the title of which is as follows:

An act making an additional appropriation for support of the Division of Forestry, for expenditure in cooperation with the Federal Government for studies at the San Dimas Experimental Forest.

Respectfully submitted.

ALBERT I. STEWART

Request referred to Committee on Legislative Procedure.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, May 12, 1947

MR. SPEAKER: Your Committee on Legislative Procedure, to which was referred the following bill, herewith returns the same with the recommendation that the author be permitted to introduce it:

By Mr. Stewart:

An act making an additional appropriation for support of the Division of Forestry, for expenditure in cooperation with the Federal Government for studies at the San Dimas Experimental Forest.

WEBER, Chairman

The roll was called, and permission granted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Boyd, Burns, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—66

NOES—None.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bill was introduced, and read the first time:

Assembly Bill No. 2682: By Mr. Stewart—An act making an additional appropriation for support of the Division of Forestry, for expenditure in cooperation with the Federal Government for studies at the San Dimas Experimental Forest.

Referred to Committee on Ways and Means.

MATTERS ON FILE CONTINUED

By unanimous consent, all matters on file, not taken up today, were continued until the next legislative day.

REQUEST FOR UNANIMOUS CONSENT TO TAKE UP ASSEMBLY BILL NO. 1625, OUT OF ORDER

Mr. Ralph C. Dills asked for, and was granted, unanimous consent to take up Assembly Bill No. 1625, out of order, at this time.

CONSIDERATION OF ASSEMBLY BILL NO. 1625

Assembly Bill No. 1625—An act to amend Sections 14479, 14551, 14553, 14556, 14557, 14558, 14559, 14561, 14602, 14632, 14635, 14636, and 14640 of the Education Code, to repeal Section 14631 of said code, to add Sections 14451.1 and 14631 to said code, all relating to the retirement of teachers and other persons connected with the Educational System of the State.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Boyd, Brady, Brown, Burns, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick,

Kirkwood, Knight, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, O'Day, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—68.

NOES—None.

Motion to Amend Title

Mr. Ralph C. Dills moved the adoption of the following amendment to the title:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in the Assembly on May 5, 1947, after "14553," insert "14555,".

Amendment read, and adopted.

Bill ordered reprinted, and transmitted to the Senate.

ANNOUNCEMENT OF COMMITTEE APPOINTMENT

Pursuant to the provisions of House Resolution No. 180, Speaker Collins announced the appointment of Messrs. Maloney, O'Day, and George D. Collins as members of said Committee on the Golden Jubilee of the Salesians of St. John Bosco in California.

UNFINISHED BUSINESS

RECONSIDERATION OF ASSEMBLY BILL NO. 238

In compliance with a notice given on a previous day, Mr. Hollibaugh moved that the vote whereby Assembly Bill No. 238 was refused passage, be reconsidered.

Point of Order

Mr. Hollibaugh arose to the following point of order: That Mr. Gannon is not speaking to the question.

Ruling by Speaker

Speaker Collins ruled the point of order not well taken.

The question being on the reconsideration of Assembly Bill No. 238.

The roll was called, and Assembly Bill No. 238 reconsidered by the following vote:

AYES—Allen, Anderson, Blosser, Boyd, Brady, Brown, Burns, Caldecott, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Doyle, Dunn, Elliott, Evans, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, O'Day, Price, Robertson, Rosenthal, Stanley, Stephenson, Thomas, Thompson, Waters, Wollenberg, and Mr. Speaker—52.

NOES—Beck, Butters, Clarke, M. Philip Davis, Clayton A. Dills, Ralph C. Dills, Gannon, Hinckley, Kilpatrick, Knight, Sherwin, Silliman, and Thurman—13.

Assembly Bill No. 238 ordered to third reading.

CONSIDERATION OF SENATE AMENDMENTS

Assembly Bill No. 727—An act to add Section 3082.1 to the Welfare and Institutions Code, relating to aid to the blind.

The question being: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 727?

Amendment No. 1

On page 1, line 5, of the printed bill, after "for", strike out "the", and insert "or".

The roll was called, and the Assembly concurred in Senate amendment to Assembly Bill No. 727 by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Brady, Brown, Burns, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, O'Day, Price, Robertson, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—63.

NOES—None.

Assembly Bill No. 727 ordered enrolled.

Assembly Bill No. 957—An act to amend Sections 31, 44, 55.5, 57, 93, and 112 of, to add Sections 111.7 and 129 and Article 6.5 to, and to repeal Section 117 of, the County Employees Retirement Act of 1937, to amend Sections 31521, 31526, 31553, 31583, 31620, 31624, and 31672 of, to add Sections 31671.5, 31705 and Article 7.5 to Chapter 3 of Part 3 of Division 4 of Title 3 of the Government Code, and to repeal Section 31678 of the Government Code, relating to county retirement systems.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 957?

Amendment No. 1

In line 1 of the title of the printed bill, as amended in the Assembly on April 15, 1947, after "57," strike out remainder of the line, and insert "57.3, 93, 102, 112, and 135 of, to".

Amendment No. 2

In line 5 of the title of said printed bill, after "31624," strike out remainder of the line, and insert "31644, 31672, and 31727 of, to add Section".

Amendment No. 3

On page 2 of said printed bill, between lines 34 and 35, insert

"SEC. 3.5. Section 57.3 of said act is hereby amended to read:

Sec. 57.3. The board of retirement in its by-laws or regulations, among other things, may also provide as to what *county* service shall constitute "prior service." *Such county service may include employment which is not service as defined in Section 26.*"

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendments is indicated by being enclosed within brackets.

Amendment No. 4

On page 2 of said printed bill, after line 52, insert

"SEC. 4.5. Section 102 of said act is hereby amended to read:

Sec. 102. Contributions made to the retirement system under this article shall be applied by the board of retirement to meet the county's obligations under the system in the order and amounts as follows: First, in an amount equal during each fiscal year to the liability accruing on the county because of service rendered during such year and on account of pensions provided for in Section*s* 115 and [Sections] 135 [and 136], such amount to be determined by the actuarial valuation provided for in Article 3, as interpreted by the actuary; second, in an amount equal during each fiscal year to the payments made, from contributions by the county during such year as provided in Article 10; third, the balance of such contributions, on the liabilities accrued on account of prior service benefits granted under Sections 116 and 135."

Amendment No. 5

On page 3 of said printed bill, between lines 43 and 44, insert

"SEC. 8.5. Section 135 of said act is hereby amended to read:

Sec. 135. If, in the opinion of the board of retirement, such disability is not due to intemperate use of alcoholic liquor or drugs, wilful misconduct or violation of law

on the part of the member, he shall also receive a pension purchased by the contributions of the county or district which, together with his annuity provided by his accumulated normal contributions, shall make the retirement allowance, exclusive of the annuity provided by his accumulated additional contributions, equal to:

(a) Ninety percent of one- [seventieth] *sixtieth* of his final compensation multiplied by the number of years of service credited to him, if such disability retirement allowance exceed s one-fourth of his final compensation.

(b) Ninety percent of one- [seventieth] *sixtieth* of his final compensation multiplied by the number of years service which would be creditable to him were his service to continue until attainment by him of age 65, but in such case the retirement allowance shall not exceed one-fourth of such final compensation."

Amendment No. 6

On page 4 of said printed bill, after line 51, insert

"SEC. 15.5. Section 31644 of the Government Code is hereby amended to read:

31644. In its regulations the board may provide what *county* service shall constitute prior service. *Such county service may include employment which is not service as defined in Sections 31641 and 31642.*"

Amendment No. 7

On page 5 of said printed bill, between lines 47 and 48, insert

"SEC. 19.5. Section 31727 of the Government Code is hereby amended to read:

31727. The disability retirement pension shall be such an amount as with that portion of his annuity provided by his accumulated normal contributions, will make his disability retirement allowance, exclusive of the annuity provided by his accumulated additional contributions, equal:

(a) Ninety percent of one- [seventieth] *sixtieth* of his final compensation multiplied by the number of years of service credited to him, if such disability retirement allowance exceeds one-fourth of his final compensation.

(b) If the disability retirement allowance computed under (a) does not exceed one-fourth of his final compensation, 90 percent of one- [seventieth] *sixtieth* of his final compensation multiplied by the number of years of service which would be creditable to him were his service to continue until attainment by him of age 65, but in such case the retirement allowance shall not exceed one-fourth of his final compensation."

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 957 by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Brady, Brown, Burns, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, O'Day, Price, Robertson, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—63.

NOES—None.

Assembly Bill No. 957 ordered enrolled.

Assembly Bill No. 958—An act to amend Section 118 of the County Employees Retirement Act of 1937, relating to retirement allowances.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 958?

Amendment No. 1

In line 2 of the title of the printed bill, after "1937", insert "and Section 31679 of the Government Code".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 2

On page 1 of said bill, after line 13, insert

"SEC. 2. Section 31679 of the Government Code is amended to read:

31679. If a member enters the retirement system with credit for prior service, and retires after attaining [age 70] *the compulsory retirement age* and his retirement allowance is less than [six hundred dollars ($600)] *seven hundred twenty dollars ($720)* a year, exclusive of any annuity based on additional contributions, an additional amount purchased by contributions of the county or district shall be added to

his combined annuity and pensions which will cause his total retirement allowance to amount to [six hundred dollars ($600)] *seven hundred twenty dollars ($720)* a year.

SEC. 3 Section 2 of this act becomes operative only if Title 3 of the Government Code is enacted by the Legislature at this session, and in such case at the same time as said Title 3 takes effect; at which time Section 118 of the County Employees Retirement Act of 1937 is hereby repealed."

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 958 by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Brady, Brown, Burns, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, O'Day, Price, Robertson, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—63.

NOES—None.

Assembly Bill No. 958 ordered enrolled.

THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 2235—An act authorizing municipalities as herein defined issuing revenue bonds for the acquisition, construction, extension and improvement of sanitation and sewer enterprises as herein defined to contract with persons, firms, and corporations to construct, extend, improve, maintain and operate such enterprises when for the benefit of the municipality, providing that the consideration under such contracts shall be payable solely from the revenues of the enterprise, relating to the duration and provisions of such contracts and prohibiting a municipality from thereby transferring or restricting its powers and duties with respect to such enterprises and the revenue bonds thereof.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Boyd, Brady, Brown, Burns, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Luckel, Lyons, Maloney, McCollister, O'Day, Price, Rosenthal, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—59.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1643—An act to amend Sections 854 and 861 of "An act to provide for the organization, incorporation, and government of municipal corporations," approved March 13, 1883, relating to cities of the sixth class.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Boyd, Brady, Brown, Burns, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Dunn, Elliott, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Knight, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, O'Day, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—65.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1788—An act to amend Sections 14108, 14112, 14122, 14122.5, and 14128, to repeal Section 14135.1 of the Education Code, and to add new Section 14120.1 thereto, relating to merit systems for school district employees.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Boyd, Brady, Brown, Burns, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, O'Day, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—67.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 168—An act to amend Sections 459.1, 529, 533, 541, 544, 552, 560, 588, 589 5, 592.1, 596.4, 596 5, and 737 of, to add Sections 560.1, 564.1, 589.6, 596.6, and 601 5 to the Vehicle Code, relating to the parking, standing and operation of vehicles and the rights and obligations of pedestrians.

Bill read third time.

Assembly Bill No. 168 ordered passed on file.

MEMBER EXCUSED

At 11.55 a.m., Mr. Hawkins asked for, and was granted, unanimous consent that Mr. Ralph C Dills be excused for the balance of the legislative day, because of legislative duties elsewhere.

REQUEST FOR USE OF THE ASSEMBLY CHAMBER

Mr. Dolwig asked for, and was granted, unanimous consent that the Special Investigating Committee be permitted to use the Assembly Chamber, at 2 p.m , this afternoon, for the purpose of holding a hearing.

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS (RESUMED)
RECONSIDERATION OF AMENDMENTS TO ASSEMBLY BILL NO. 663

In compliance with a notice given on a previous day, Mr. Grunsky moved that the vote whereby amendments to Assembly Bill No. 663 were adopted be reconsidered.

Motion to Set Special Order

Mr. Evans moved that the reconsideration of the amendments adopted to Assembly Bill No. 663 be made a special order of business for Tuesday, May 13, 1947, at 2.30 p.m.

Mr. Heisinger seconded the motion.

The roll was called, and the motion lost by the following vote:

AYES—Allen, Anderson, Bennett, Blosser, Boyd, Clarke, George D. Collins, Conrad, Cramer, Crichton, Lester T Davis, Dickey, Clayton A. Dills, Dolwig, Dunn, Evans, Fletcher, Gaffney, Geddes, Grant, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Luckel, Lyons, McMillan, Niehouse O'Day,

Price, Robertson, Rosenthal, Stanley, Stephenson, Thomas, Thompson, Waters, Weber, and Mr. Speaker—43.

NOES—Beck, Brady, Burns, Butters, Caldecott, Carey, Collier, Cooke, M. Philip Davis, Doyle, Gannon, Grunsky, Hinckley, Kirkwood, Knight, Loomis, Lowrey, Maloney, Sherwin, Silliman, Stewart, Thorp, Thurman, and Wollenberg—24.

The question being on the reconsideration of the amendments to Assembly Bill No. 663.

The roll was called, and the amendments adopted to Assembly Bill No. 663 reconsidered by the following vote:

AYES—Beck, Bennett, Burns, Butters, Caldecott, Collier, George D. Collins, Conrad, Cooke, Cramer, Lester T. Davis, M Philip Davis, Dolwig, Dunn, Fletcher, Gannon, Grant, Grunsky, Hahn, Heisinger, Hinckley, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Lyons, Maloney, Niehouse, O'Day, Rosenthal, Sherwin, Silliman, Stewart, Thomas, Thorp, Thurman, Waters, and Wollenberg—41.

NOES—Allen, Anderson, Blosser, Boyd, Brady, Carey, Crichton, Crowley, Dickey, Doyle, Evans, Geddes, Hawkins, Hinton, Huyck, Luckel, McMillan, Price, Robertson, Stanley, Thompson, and Weber—22.

Assembly Bill No. 663 ordered to third reading.

MOTION TO CORRECT JOURNAL

Mr. Bennett moved that the Journal for Friday, May 9, 1947, page 43, be corrected to read:

"Mr. Bennett asked for, and was granted, unanimous consent that Mr. Kilpatrick be excused for the balance of the legislative day, because of legislative business elsewhere."

Motion carried.

MOTION TO EXPUNGE RECORD AND RESCIND ACTION ON AMENDMENTS TO ASSEMBLY BILL NO. 98

Mr. Lowrey asked for, and was granted, unanimous consent that the record be expunged, and the action rescinded, whereby committee amendments to Assembly Bill No. 98 were this day adopted, ~~and that Assembly Bill No. 98 be re-referred to the Committee on Education.~~

Motion carried.

On May 14, 1947, the above record was expunged, and the action rescinded, whereby Assembly Bill No. 98 was this day re-referred to Committee on Education.

NOTICE OF MOTION TO WITHDRAW ASSEMBLY BILL NO. 763 FROM INACTIVE FILE

Mr. M. Philip Davis gave notice that on the next legislative day he would move to withdraw Assembly Bill No. 763 from the inactive file, and have it placed upon the third reading file.

BILLS WITHDRAWN FROM INACTIVE FILE, AND PLACED ON THE THIRD READING FILE

The following bill was withdrawn from the inactive file, and placed upon the third reading file:

Assembly Bill No. 2603, on request of Mr. Blosser.

REQUESTS FOR PERMISSION TO INTRODUCE BILLS

The following request for permission to introduce a bill was presented:

By Mr. Hahn:

ASSEMBLY CHAMBER, SACRAMENTO, May 12, 1947

MR. SPEAKER: In accordance with the provisions of Article IV, Section 2, of the Constitution, I request permission to introduce a bill, the title of which is as follows:

An act to amend Sections 1152, 1156, and 1159 of the Harbors and Navigation Code, relating to the Board of Pilot Commissioners for the Bays of San Francisco, San Pablo and Suisun, providing for the compensation of board members and employees and for the disposition of revenues in excess of expenditures.

Respectfully submitted.

G. R. HAHN

Request referred to Committee on Legislative Procedure.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, May 12, 1947

MR. SPEAKER: Your Committee on Legislative Procedure, to which was referred the following bill, herewith returns the same with the recommendation that the author be permitted to introduce it:

By Mr. Hahn:

An act to amend Sections 1152, 1156, and 1159 of the Harbors and Navigation Code, relating to the Board of Pilot Commissioners for the Bays of San Francisco, San Pablo and Suisun, providing for the compensation of board members and employees and for the disposition of revenues in excess of expenditures.

WEBER, Chairman

The roll was called, and permission granted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Evans, Field, Fletcher, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Niehouse, O'Day, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—67.

NOES—None.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolution was offered:

Assembly Bill No. 2683: By Mr. Hahn—An act to amend Sections 1152, 1156, and 1159 of the Harbors and Navigation Code, relating to the Board of Pilot Commissioners for the Bays of San Francisco, San Pablo and Suisun, providing for the compensation of board members and employees and for the disposition of revenues in excess of expenditures.

Referred to Committee on Transportation and Commerce.

COMMUNICATIONS

By the Chief Clerk:

A communication from the Hon. Gordon L. McDonough, Member of Congress, Fifteenth District, relative to Assembly Joint Resolutions Nos. 9, 29, 30, 31, 32, 41, and 43, and Congressional House Resolution No. 2030, was received, and ordered filed with the Secretary of the State.

MEMBER EXCUSED

At 11.59 a.m., Mr. Stewart asked for, and was granted, unanimous consent that Mr. Burke be excused for the balance of the legislative day, because of illness.

ANNOUNCEMENT OF COMMITTEE MEETINGS

It was announced that the following committees would hold meetings:

At 2 p.m., today, in the Assembly Chamber—
Special Investigating Committee.

At 8 p.m., tonight—
Judiciary.

At 8.30 a.m., Tuesday, May 13th—
Subcommittee on Agriculture.

It was announced that there would be no meeting today of the Committee on Crime and Correction.

GUESTS EXTENDED PRIVILEGE OF ASSEMBLY FLOOR

On request of Messrs. Blosser, Wollenberg, Maloney, and the San Francisco Delegation, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Milton Aftergut, Mrs. Milton Aftergut, John Elmer Barricklo, Mrs. Crystal E. Braida, Lillie Brewington, Mrs. G. Bush, Mrs. Anna Butcher, William Butcher, Mrs. M. Butcher, James G. Carter, P. J. Cesari, Peter Crann, Stella Donovan, Bernard E. Esser, Mrs. Edwards, Mrs. Carre G. Frame, Mrs. Gene Freyer, W. N. Gainey, Mrs. Gladys Hanley, Herbert Hanley, Mrs. G. P. Hatch, Ernest Draper Howard, A. P. Harris, Harold B. Kemp, George Kemper, Mrs. Alice D. Keys, A. L. Kreuzberger, Mrs. A. L. Kreuzberger, R. Hallenbarter, Mrs. August L. Laurent, David Leary, Miss Mary D. Lynch, Doris Lehman, Francis Mayer, Earl McCargar, Mrs. Earl McCargar, Mrs. Warren Miller, Mrs. May Olsen, Mrs. Theresa Osdowsky, Otto L. Parish, J. E. Peeters, R J. Peeters, Mrs. Julia Phelan, Mrs. W. F. Quigg, Mr. Radke, Mrs. Radke, Miss Emily Reed, Mrs. S. A. Rockholt, Charles Rodiack, Mrs. Karen Rogenes, Mrs. H. P. Rosement, Russell Robins, Fred J. Stone, Clifford Smith, Peter L. Taix, Mrs. Peter L. Taix, Mrs. H. P. Tassi, Mrs. L. M. Timmons, John Titsworth, G. Torti, Mrs. G. Torti, Mrs. Maude Turner, Wm. J. Traner, Mrs. Wm. J. Traner, Fred W. Varney, Mrs. Fred W. Varney, George W. Watson, and W. W. Williams.

On request of Mr. Conrad and the Los Angeles County Delegation, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to John S. Barcome of Los Angeles.

On request of Mr. Thurman, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to T. R. Waterhouse, F. M. Owen, and D. D. Baldwin, teachers, of the Camino-Placerville Junior Academy of Placerville; A. E. Nelson, Paul Driver, Mrs. Anderson, Mr. Wood, Mrs. Roth, and Mr. Lawson, guests; and the following pupils: Arlene Eberhardt, David Coryell, Alfred Hamilton, Joy Lawson, Yvonne Miller, Marvin Plubell, Donna Roth, Shirley Weldon, Phyllis Bassett, Robert Eaton, Robert Evans, Wanda Ewert, Joan Reese,

Ferne Roth, Louise Atkinson, Kenneth Burley, Grace Weldon, Donald Evans, Norma Jean Miller, Richard Willey, John Eaton, Arlea Tupper, Eugene Larsen, June Thiele, Laural Sage, Naona Hartwick, Ardeth Eberhardt, Mary Jane Matthews, Katherine Hansen, Joseph Larson, Gilbert Plubell, Laurence Thiele, Myron Eberhardt, Sheila Daly, Arthur Ewert, Mae Pickens, Paul Bond, Merle Harness, Betty Archer, Winnifred Larsen, Eugene Hunter, Wilton Hartwick, and Lorraine Matthews.

On request of Mr. Lester T. Davis, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mr. and Mrs. George Cotter and E. M. Turner, teacher of the Quincy High School, and the following honor pupils: Joan Lee, Marilyn Cotter, Wilma Mounkes, Floyd Jones, Robert Young, Grace Mounder, Anna Bishop, Joan Tenant, Barbara Hutchinson, and Regina Mitchell.

On request of Messrs. Anderson and Elliott, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Anna L. Bresin of Los Angeles.

On request of Mr. O'Day and the San Francisco Delegation, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Joseph E. Peeters and Robert J. Peeters of San Francisco.

ADJOURNMENT

At 12 m , on motion of Mr. Dickey, the Speaker declared the Assembly adjourned until 9 a.m., Tuesday, May 13, 1947.

SAM L. COLLINS, Speaker

GERALDINE B. HADSELL, Minute Clerk

CALIFORNIA LEGISLATURE
FIFTY-SEVENTH (GENERAL) SESSION

ASSEMBLY DAILY JOURNAL

SIXTY-FIFTH LEGISLATIVE DAY
ONE HUNDRED TWENTY-EIGHTH CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO
Tuesday, May 13, 1947

The Assembly met at 9 a m.

Hon. Sam L. Collins, Speaker of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, O'Day, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—75.

Quorum present.

PRAYER

Upon invitation of the Speaker, the following prayer was offered by the Rev. Thomas A. Kirby:

O God, from whom proceed all holy desires, right counsels and just works, give unto Thy servants that peace which the world can not give; that our hearts being devoted to the keeping of Thy commandments, and the fear of our enemies being taken away, we may pass our time, by Thy protection peacefully—AMEN.

READING OF THE JOURNAL DISPENSED WITH

On motion of Mr. Grant, further reading of the Journal of the previous legislative day was dispensed with.

LEAVES OF ABSENCE FOR THE DAY

The following members were granted leaves of absence for the day, *because of illness:*

Mr. Burke, on motion of Mr. Stewart.

Mr. Erwin, on motion of Mr. M. Philip Davis.

Mr. Miller, on motion of Mr. Caldecott.

The following member was granted leave of absence for the day, because of legislative business elsewhere:

Mr. Huyck, on motion of Mr. Waters.

The following member was granted leave of absence for the balance of the legislative day:

Mr. Hinton, on motion of Mr. Kirkwood.

COMMUNICATIONS

By the Chief Clerk:

A petition from Walter Linke, of Berkeley, relative to the system of election of the Judiciary of the State of California, was received, and ordered referred to the Committee on Judiciary.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, May 13, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 361
Assembly Bill No. 766
Assembly Bill No. 1766

And reports the same correctly engrossed

WEBER, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 13, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 97

And reports the same correctly re-engrossed

WEBER, Chairman

Above reported bill ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 12, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1445—An act to amend Sections 254, 255, 256, 263, and 271 of the Health and Safety Code, and to amend and renumber Sections 257 and 258 of said code, to add Section 257.5 to said code, and to repeal Sections 265 and 266 of said code, relating to physically handicapped children;

Assembly Bill No. 2160—An act to amend Sections 1601 and 1701 of the Elections Code, relating to municipal and county initiative petitions;

Assembly Bill No. 2169—An act to amend Section 10501 of the Elections Code, relating to elections;

And reports that the same have been correctly enrolled, and presented to the Governor on the twelfth day of May, 1947, at 12.30 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, May 12, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 610—An act to amend Sections 427, 428, 430, and 432 of the Fish and Game Code, relating to hunting and fishing, and the issuance of licenses therefor;

Assembly Bill No. 790—An act to amend Sections 250 and 252 of the Fish and Game Code, relating to refuges;

Assembly Bill No. 1131—An act to add Section 1063 to, and to amend Sections 115 and 124 of, the Agricultural Code, relating to warning tags or notices;

And reports that the same have been correctly enrolled, and presented to the Governor on the twelfth day of May, 1947, at 12.30 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, May 12, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 527—An act to add Section 18009 to the Education Code, relating to sanitary facilities for pupils;

Assembly Bill No. 564—An act to amend Section 633 of the Welfare and Institutions Code, relating to the term of office of probation officers in counties not having charters or merit or civil service systems governing such terms;

Assembly Bill No. 596—An act to amend Section 19056 of the Government Code, relating to certification from eligible lists in the state civil service;

And reports that the same have been correctly enrolled, and presented to the Governor on the twelfth day of May, 1947, at 12.30 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, May 12, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 369—An act to amend Sections 272, 274, 275, 281, 283, 284, and 285.3 of, to add Sections 272.5 and 281.6 to, and to repeal Section 281.5 of, the Agricultural Code, relating to bee diseases and apiary equipment brands;

Assembly Bill No. 380—An act to add Section 1767.4 to the Welfare and Institutions Code, relating to payment of the expense of returning to the Youth Authority persons paroled by the Youth Authority;

Assembly Bill No. 398—An act to amend Section 690 of the Elections Code, relating to election officers;

And reports that the same have been correctly enrolled, and presented to the Governor on the twelfth day of May, 1947, at 12.30 p.m.

WEBER, Chairman

RE-REFERENCE OF BILLS

By order of the Speaker, the following bill was withdrawn from the file, and re-referred as follows:

Assembly Bill No. 97 re-referred to Committee on Livestock and Dairies.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, May 12, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to:

Senate Bill No. 249
Senate Bill No. 774
Senate Bill No. 1470

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above reported bills ordered enrolled.

SENATE CHAMBER, SACRAMENTO, May 12, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed, as amended

Assembly Bill No. 2120

And respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bill ordered to unfinished business file.

SENATE CHAMBER, SACRAMENTO, May 12, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted the report of the Committee on Conference concerning:

Senate Bill No. 416—An act to amend Sections 120, 152, 311, 315, 340, 350, 381, 440, 460, 502, 561, 583, 584, 820, 900, 901, 951, 952, 953, 954, 960, 1121, 1130, 1133, 1134, 1135, 1152, 1153, 1171, 1201, 1210, 1221, 1411, 1421, 1422, 1425, 1481, 1524, 1525, 1621, 1631, 1633, 1720, 1731, 1751, 1753, 1760, 1770, 1771, 1800, 1910, 2000,

2002, and 2005 of the Municipal Utility District Act, to repeal Sections 154, 317, 1211, 1212, 1213, 1220, 1222 thereof, to repeal Article 2, Chapter 4, Part 3, comprising Section 470 thereof, to repeal Chapter 5, Part 6, comprising Sections 1500 to 1507, inclusive, thereof, and add a new Chapter 5, Part 6, comprising Sections 1500 to 1504, inclusive, thereto, and to add Sections 17, 26, 27, 28, 604, 950.5, 950.6, 1202, 1203, 1441, and 1772 thereto, relating to municipal utility districts

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

NOTICE OF MOTION TO WITHDRAW ASSEMBLY BILL NO. 951 FROM INACTIVE FILE

Mr. Lowrey gave notice that on the next legislative day he would move to withdraw Assembly Bill No. 951 from the inactive file, and have it placed upon the third reading file.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

The following resolution was offered:

Assembly Concurrent Resolution No. 74: By Mr. Crichton—Relative to approving certain amendments to the charter of the City of Fresno, in the County of Fresno, State of California, voted for and ratified by the electors of the city at a general municipal election held therein on the fourteenth day of April, 1947.

Referred to Committee on Rules.

BILLS WITHDRAWN FROM INACTIVE FILE, AND PLACED ON THE THIRD READING FILE

The following bill was withdrawn from the inactive file, and placed upon the third reading file:

Assembly Bill No. 763, on request of Mr. M. Philip Davis.

CONSIDERATION OF DAILY FILE
THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 1186—An act to amend Section 747 of the Welfare and Institutions Code, relating to juveniles and the powers and duties of the Youth Authority in relation thereto.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burns, Butters, Caldecott, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Dolwig, Doyle, Dunn, Elliott, Evans, Fletcher, Gaffney, Grant, Grunsky, Hahn, Hawkins, Hinton, Hollibaugh, James, Johnson, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, Price, Robertson, Rosenthal, Stewart, Thompson, Thorp, Waters, Weber, and Mr. Speaker—53.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1839—An act to add Section 214 to the Revenue and Taxation Code, relating to exempting business licenses from taxation.

Bill read third time.

Motion to Amend

Mr. Bennett moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 3, of the printed bill, after "Any", insert "nontransferable".

Amendment read.

The roll was called, and the amendment adopted by the following vote:

AYES—Beck, Bennett, Berry, Blosser, Brown, Butters, Caldecott, Clarke, Collier, George D Collins, Conrad, Cooke, Cramer, Lester T. Davis, M. Philip Davis, Elliott, Field, Gaffney, Gannon, Grunsky, Hahn, Heisinger, Hinton, Johnson, Kilpatrick, Knight, Loomis, Lowrey, Price, Robertson, Sherwin, Stanley, Stephenson, Stewart, Thurman, and Wollenberg—36

NOES—Anderson, Boyd, Burns, Carey, Crichton, Doyle, Fletcher, Geddes, Grant, Hawkins, Hinckley, Hollibaugh, James, Kirkwood, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, Rosenthal, Thompson, Thorp, and Waters—24.

Notice of Motion to Reconsider Amendment to Assembly Bill No. 1839

Mr. Doyle gave notice that on the next legislative day he would move to reconsider the vote whereby the amendment to Assembly Bill No. 1839 was this day adopted.

Assembly Bill No. 1438—An act to amend Sections 6537, 6549, 6565, 6590, and 6614 of the Business and Professions Code, relating to the practice of barbering.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dolwig, Doyle, Dunn, Elliott, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr Speaker—63

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 559—An act to amend Section 632 of the Welfare and Institutions Code, relating to qualifications for probation officer.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M Philip Davis, Debs, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Price, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—67.

NOES—None.

Bill ordered transmitted to the Senate.

REPORT OF COMMITTEE ON CONFERENCE

The following report of Committee on Conference was received, and read:

ASSEMBLY CHAMBER, SACRAMENTO, May 7, 1947

MR. SPEAKER. The Committee on Conference concerning:

Senate Bill No. 416—An act to amend Sections 120, 152, 311, 315, 340, 350, 381, 440, 460, 502, 561, 583, 584, 820, 900, 901, 951, 952, 953, 954, 960, 1121, 1130, 1133, 1134, 1135, 1152, 1153, 1171, 1201, 1210, 1221, 1411, 1421, 1422, 1425, 1481, 1524, 1525, 1621, 1631, 1633, 1720, 1731, 1751, 1753, 1760, 1770, 1771, 1800, 1910, 2000, 2002, and 2005 of the Municipal Utility District Act, to repeal Sections 154, 317, 1211, 1212, 1213, 1220, 1222 thereof, to repeal Article 2, Chapter 4, Part 3, comprising Section 470 thereof, to repeal Chapter 5, Part 6, comprising Sections 1500 to 1507, inclusive, thereof, and add a new Chapter 5, Part 6, comprising Sections 1500 to 1504, inclusive, thereto, and to add Sections 17, 26, 27, 28, 604, 950.5, 950.6, 1202, 1203, 1441, and 1772 thereto, relating to municipal utility districts;

Consisting of the undersigned members, has met, and reports that it has agreed to recommend the following:

That the amendments of the Assembly be concurred in, and that the bill be further amended as follows: and that the bill, as amended on April 18, 1947, be further amended as follows:

Amendment No. 1

On page 4, line 12, of the printed bill, as amended in the Assembly on April 18, 1947, strike out "two thousand dollars ($2,000)" and insert "three thousand dollars ($3,000)".

BREED
DELAP
KRAFT
Senate Committee on Conference

GRANT
CLAYTON A. DILLS
Assembly Committee on Conference

I do not agree with the majority report of Committee on Conference concerning Senate Bill No. 416

ELWYN S. BENNETT
Member of Assembly Committee on Conference

The roll was called, ~~and the report adopted by the following vote:~~

PRINTER'S NOTE—There being no 7-point strikeout type available, the following roll call, which should appear in strikeout type, is indicated by being inclosed within brackets:

[AYES—Beck, Berry, Blosser, Boyd, Brown, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cramer, Crichton, Crowley, M. Philip Davis, Debs, Doyle, Field, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hinckley, Hinton, Johnson, Kirkwood, Knight, Loomis, Lowrey, Luckel, Maloney, McMillan, Niehouse, Rosenthal, Sheridan, Sherwin, Stanley, Stewart, Thomas, Thompson, Thorp, Waters, Wollenberg, and Mr. Speaker—47

NOES—Anderson, Bennett, Brady, George D. Collins, Lester T. Davis, Ralph C. Dills, Dunn, Elliott, Fletcher, Heisinger, Kilpatrick, Lyons, Price, and Thurman—14.]

On May 14, 1947, the above record was expunged, and the action rescinded whereby the Assembly on this day adopted the report of the Committee on Conference concerning Senate Bill No. 416.

RESOLUTIONS

The following resolution was offered:

By Messrs. Hahn and Johnson:

House Resolution No. 182

Expressing sympathy to Assemblyman Walter R. Hinton

WHEREAS, Our fellow member, Assemblyman Walter R. Hinton, has just been informed of the death of his brother, Chester Hinton of Jeffersonville, Indiana; be it

Resolved, That the Members of this Assembly extend to Assemblyman Hinton their deepest sympathy; and be it further

Resolved, That the Chief Clerk of the Assembly transmit a suitably prepared copy of this resolution to Assemblyman Hinton with the hope of the Members of this

Assembly that this assurance of the friendship and sympathy of his colleagues may bring him some comfort in his hour of loss; and be it further

Resolved, That when this Assembly this day adjourns it do so out of respect to the memory of Chester Hinton of Jeffersonville, Indiana.

Request for Unanimous Consent

Mr. Hahn asked for, and was granted, unanimous consent to take up House Resolution No. 182, at this time, without reference to committee or file.

Resolution read, and adopted unanimously.

UNFINISHED BUSINESS

CONSIDERATION OF REPORT OF COMMITTEE ON CONFERENCE

Report of Committee on Conference

SENATE CHAMBER, SACRAMENTO, May 7, 1947

MR. SPEAKER: The Committee on Conference concerning:

Senate Bill No. 1075—An act to add Section 6.15 to the Alcoholic Beverage Control Act, relating to alcoholic beverages;

Consisting of the undersigned members, has met, and reports that it has agreed to recommend the following:

That the amendments of the Assembly be concurred in, and that the bill, as amended on April 25, 1947, be further amended as follows:

Amendment No. 1

On page 1, line 9, of said bill, strike out "five years", and insert "one year".

SWING	THOMPSON
McBRIDE	CRICHTON
Senate Committee on Conference	Assembly Committee on Conference

Report read.

Demand for Previous Question

Messrs. Doyle, Luckel, Sherwin, Cooke, and Rosenthal demanded the previous question.

Demand for previous question sustained.

The question being on the adoption of the report of the Committee on Conference concerning Senate Bill No 1075.

The roll was called.

Call of the Assembly

Pending the announcement of the vote, Mr. Crichton moved a call of the Assembly.

Motion carried. Time, 11.08 a.m.

The Speaker directed the Sergeant-at-Arms to close the doors, and to bring in the following absent members:

Allen, Burke, Debs, Ralph C. Dills, Dolwig, Erwin, Evans, Field, Hawkins, Hollibaugh, Huyck, Lowrey, McCollister, McMillan, Miller, O'Day, Sheridan, and Wollenberg—18.

PROCEEDINGS UNDER CALL OF THE ASSEMBLY BY UNANIMOUS CONSENT

TEMPORARY SUSPENSION OF ASSEMBLY RULE NO. 85

Mr. Dickey asked for, and was granted, unanimous consent that Assembly Rule No. 85 be temporarily suspended for the purpose of placing a call of the Assembly on any matter on file.

REQUEST FOR UNANIMOUS CONSENT TO TAKE UP UNFINISHED BUSINESS, OUT OF ORDER

Mr. Dunn asked for, and was granted, unanimous consent to take up concurrence in Senate amendments to Assembly Bill No. 2120, out of order, at this time.

UNFINISHED BUSINESS

CONSIDERATION OF SENATE AMENDMENTS

Assembly Bill No. 2120—An act to repeal Chapters 2, 3, 4, 12, 13, 13.5, 13.6, 14, 15, 15.5, 16, and 16.5 of the Education Code; to add Chapters 2, 12, 13, 14, 15, and 16 to said code; to amend Section 8761 of said code; and to add Section 8704 to said code, all relating to the Public School System, declaring the urgency thereof, to take effect immediately.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 2120?

Amendment No. 1

On page 3, line 42, of the printed bill, as amended in the Assembly on March 28, 1947, after "of", insert "said".

Amendment No. 2

On page 8, line 52, of said bill, after "grades", insert a comma.

Amendment No. 3

On page 10, line 41, of said bill, after "shall", insert "during each fiscal year".

Amendment No. 4

On page 10, line 43, of said bill, strike out "7002", and insert "7001".

Amendment No. 5

On page 11, line 10, of said bill, strike out "and for which during"; strike out lines 11 and 12; and in line 13, strike out "less not more than ten cents ($0.10)".

Amendment No. 6

On page 11, line 15, of said bill, strike out "transportation as specified in this section", and insert "such transportation".

Amendment No. 7

On page 11 of said bill, between lines 22 and 23, insert

"7013. No allowance shall be made to an elementary school district or to a high school district under this article during the Fiscal Year 1948-1949, or during any subsequent fiscal year, unless during the preceding fiscal year there was levied for the district at least the maximum rate of school district tax fixed for the district by Section 6357 less not more than ten cents ($0.10)."

Amendment No. 8

On page 11, line 23, of said bill, strike out "7013", and insert "7014".

Amendment No. 9

On page 11, line 24, of said bill, after "article", insert "during any fiscal year".

Amendment No. 10

On page 11, line 26, of said bill, strike out "the several districts", and insert "all such districts during the fiscal year".

Amendment No. 11

On page 11, line 28, of said bill, after "districts", insert "during the fiscal year".

Amendment No. 12

On page 11 of said bill, beginning in line 34, strike out "to each elementary school district and high school district", and insert "during any fiscal year to the school district".

Amendment No. 13

On page 11, line 38, of said bill, after "allow", insert "during the fiscal year".

Amendment No. 14

On page 11, line 40, of said bill, after "shall", insert "not".

Amendment No. 15

On page 11, line 41, of said bill, strike out "if there has been", and insert "during the Fiscal Year 1948-1949 or during any subsequent fiscal year unless there was".

Amendment No. 16

On page 11, line 42, of said bill, strike out "year a rate of school district tax which shall be", and insert "fiscal year at least".

Amendment No. 17

On page 11, line 44, of said bill, strike out "of this code".

Amendment No. 18

On page 14, line 39, of said bill, after "thereafter", insert a comma.

Amendment No. 19

On page 15, line 1, of said bill, strike out ", for"; strike out lines 2 and 3; and in line 4, strike out "($0.01) fixed for such district by Section 6357".

Amendment No. 20

On page 15, line 14, of said bill, after "made", insert "to any high school district".

Amendment No. 21

On page 15, line 14, of said bill, after "section", insert "during the Fiscal Year 1948-1949, or during any subsequent fiscal year unless during the preceding fiscal year there was levied for the high school district at least the maximum rate of school district tax fixed for such district by Section 6357 less not more than one cent ($0.01), or".

Amendment No. 22

On page 15, line 15, of said bill, strike out the comma.

Amendment No. 23

On page 15, line 16, of said bill, after "Districts", strike out the comma.

Amendment No. 24

On page 16, line 35, of said bill, strike out "school", and insert "fiscal".

Amendment No. 25

On page 18 of said bill, between lines 11 and 12, insert

"7094. No state equalization aid shall be allowed to any elementary school district under this article during the Fiscal Year 1947-1948 unless, during the preceding fiscal year, there shall have been levied a tax for such district in an amount equal to twenty cents ($0.20) or more on 90 percent of each one hundred dollars ($100) of the assessed valuation in such district as shown by the equalized assessment roll of the district for the next preceding year and no elementary school district which has met the requirements of this section and is otherwise entitled to state equalization aid shall be denied such aid.

7095. No state equalization aid shall be allowed under this article during the Fiscal Year 1948-1949, or during any subsequent fiscal year unless there shall have been levied, pursuant to Division 3 of this code, for such district during the preceding fiscal year a tax not less than that set forth in Article 9 of this chapter for the district, and no district which has met the requirements of this section and is otherwise entitled to state equalization aid shall be denied such aid."

Amendment No. 26

On page 18 of said bill, strike out lines 39 to 52, inclusive; and on page 19, strike out lines 1 to 11, inclusive, and insert

"7111. If the total amount allowed to all elementary school districts and to all county school service funds under Articles 6 and 10 of this chapter on account of the average daily attendance of pupils in elementary school grades and in schools or classes of elementary school grade maintained by county superintendents of schools, is less than the total amount required to be transferred to the State School Fund on account of such average daily attendance, minus an amount equal to the amounts allowed under Sections 7001 and 7011 on account of such average daily attendance plus three-fourths of the amount allowed under Section 7003, the balance shall be allowed by the Superintendent of Public Instruction to elementary school districts receiving state equalization aid during the then current fiscal year. The amount allowed each such district shall be in the ratio that the amount of the balance bears to the total amount apportioned as equalization aid to all elementary school districts, multiplied by the amount of equalization aid apportioned to the district.

7112. If the total amount allowed to all districts maintaining high school grades and county school service funds under Articles 7 and 10 of this chapter on account of the average daily attendance of pupils in high school grades and in schools or classes of high school grade maintained by county superintendents of schools is less than the total amount required to be transferred to the State School Fund on account of such average daily attendance, minus an amount equal to the amounts allowed under Sections 7001 and 7011 on account of such average daily attendance plus one-fourth of the amount allowed under Section 7003, the balance shall be allowed by the Superintendent of Public Instruction to districts maintaining high school grades receiving state equalization aid during the then current fiscal year. The amount allowed each such district shall be in the ratio that the amount of the balance bears to the total amount apportioned as equalization aid to all such districts, multiplied by the amount of equalization aid apportioned to the district.

7113. If the total amount allowed to all districts maintaining junior colleges under Articles 8 and 10 of this chapter on account of the average daily attendance of pupils in junior college districts and in schools or classes of junior college grade maintained by county superintendents of schools is less than the total amount required to be transferred to the State School Fund on account of such average daily attendance, less the amount computed as provided in Section 7001 on account of such average daily attendance, the balance shall be allowed by the Superintendent of Public Instruction to such districts receiving state equalization aid during the then current fiscal year. The amount allowed each such district shall be in the ratio that the amount of the balance bears to the total amount apportioned as equalization aid to all districts maintaining junior colleges multiplied by the amount of equalization aid apportioned to the district.

7114. If the total amount allowed to all elementary school districts and county school service funds from the State School Fund under Articles 6 and 10 of this chapter on account of the average daily attendance of pupils in elementary school districts and in schools or classes of elementary school grade maintained by county superintendents of schools is larger than the total amounts required to be transferred to the State School Fund on account of such average daily attendance, minus an amount equal to the amounts allowed under Sections 7001 and 7011 on account of such average daily attendance plus three-fourths of the amount provided in Section 7003, the amount allowed each such district as state equalization aid, shall be reduced in the ratio that the amount of the deficit bears to the total amount of equalization aid multiplied by the amount of equalization aid assumed to be apportioned to the district.

7115. If the total amount allowed to all districts maintaining high school grades and county school service funds from the State School Fund under Articles 7 and 10 of this chapter on account of the average daily attendance of pupils in high school districts and in schools or classes of high school grade maintained by county superintendents of schools, is larger than the total amounts required to be transferred to the State School Fund on account of such average daily attendance, minus an amount equal to the amounts allowed under Sections 7001 and 7011, on account of such average daily attendance plus one-fourth of the amount allowed in Section 7003, the amount allowed each such district as equalization aid from the State School Fund, shall be reduced in the ratio that the amount of the deficit bears to the total amount of equalization aid multiplied by the amount of equalization aid assumed to be apportioned to the district.

7116. If the total amount allowed to all districts maintaining junior college grades and county school service funds from the State School Fund under Articles 8 and 10 of this chapter on account of the average daily attendance of pupils in junior college districts and in schools or classes of junior college grade maintained by county superintendents of schools, is larger than the total amounts required to be transferred to the State School Fund on account of such average daily attendance, minus an amount equal to the amount allowed under Section 7001 on account of such average daily attendance, the amount allowed each such district from the State School Fund as equalization aid, shall be reduced in the ratio that the amount of the deficit bears to the total amount of equalization aid multiplied by the amount of equalization aid assumed to be apportioned to the district.

7117. If the total amounts of the computations or allowances to the county school service funds under Section 7002 is less than the total amount allowable to such funds under Section 7001, the balance shall be apportioned to all school districts receiving equalization aid during the then fiscal year. The amount allowed each such district shall be in the ratio that the amount of this balance bears to the total amount apportioned as equalization aid to all districts, multiplied by the amount of equalization aid apportioned to the district."

Amendment No. 27

On page 19 of said bill, strike out lines 31 to 49, inclusive, and insert

"7125. The Superintendent of Public Instruction shall apportion to the county high school tuition fund of each county the amount required to be allowed thereto by Section 7211.

7126. If the total of the amounts allowed school districts under Sections 7012 and 7023 is less than the amount computed under Section 7011, the Superintendent of Public Instruction shall, not later than June 1st of the then current fiscal year, apportion the balance to those districts allowed state equalization aid during said fiscal year pro rata on the average daily attendance during the preceding fiscal years in the elementary districts, high school districts, and junior college districts, exclusive of grades 13 and 14, of such districts."

Amendment No. 28

On page 20, line 30, of said bill, strike out "and", and insert "to".

Amendment No. 29

On page 21 of said bill, strike out line 7, and insert "and to the county school service fund and to the county high school tuition fund from the State School Fund"

Amendment No. 30

On page 21, line 11, of said bill, strike out "and to the", and insert ", the county high school tuition fund, and the".

Amendment No. 31

On page 22, line 1, of said bill, strike out "purpose", and insert "purposes"

Amendment No. 32

On page 23, line 23, of said bill, strike out "fund money. All", and insert "service fund money, except that all".

Amendment No. 33

On page 24 of said bill, beginning in line 8, strike out "and county high school tuition fund".

Amendment No. 34

On page 24, line 20, of said bill, after "be", insert "credited to the county high school tuition fund of said county and".

Amendment No. 35

On page 24 of said bill, strike out lines 27 to 35, inclusive, and insert "apportionments of the State School Fund, shall allow to the county high school tuition fund ninety dollars ($90) for each unit of average daily attendance of pupils residing in the county and attending high school in an adjoining state during the preceding fiscal year."

Amendment No. 36

On page 11, line 36, of the printed bill, as amended in the Senate on April 28, 1947, after "year", insert "under this article".

Amendment No. 37

On page 15, line 7, of said bill, after "district", insert ", other than continuation high schools,".

Amendment No. 38

On page 15, line 13, of said bill, strike out "and", and insert "to".

Amendment No. 39

On page 15, line 14, of said bill, after "district", insert ", other than continuation high schools,".

Amendment No. 40

On page 15, line 18, of said bill, after "units", insert a comma.

Amendment No. 41

On page 15 of said bill, between lines 21 and 22, insert

"In the application of this section to junior high schools and to senior high schools the average daily attendance measures of 240 and of 10 units shall be reduced by the ratio that the number of years within the grade range 9 to 12, inclusive, actually maintained in each such junior high school or senior high school during said preceding fiscal year bears to four."

Amendment No. 42

On page 15, line 27, of said bill, strike out "or", and insert "and".

Amendment No. 43

On page 21, line 39, of said bill, strike out ", subject to Section 7112".

Amendment No. 44

On page 21, line 43, of said bill, strike out ", subject to Section 7112".

Amendment No. 45

On page 21, line 47, of said bill, strike out ", subject to Section 7112".

Amendment No. 46

On page 21, line 51, of said bill, strike out ", subject to Section 7112".

Amendment No. 47

On page 24, line 4, of said bill, strike out "this division", and insert "Articles 4 and 6 of this Chapter".

Amendment No. 48

On page 24, line 4, of said bill, strike out ", unless otherwise specifically provided,".

Amendment No. 49

On page 12 of the printed bill, as amended in the Senate on May 1, 1947, strike out lines 24 to 52, inclusive; and on page 13, strike out lines 1 to 31, inclusive, and insert

"7032. For each elementary school district which had an average daily attendance as computed under Sections 6911 and 6944 during the preceding fiscal year of less than 26, he shall compute four thousand dollars ($4,000).

7033. For each elementary school district which had an average daily attendance during the preceding year of 26 or more and less than 51, as computed under Sections 6911 and 6944, he shall compute eight thousand dollars ($8,000).

7034 For each elementary school district which had an average daily attendance during the preceding year of 51 or more and less than 76, as computed under Sections 6911 and 6944, he shall compute twelve thousand dollars ($12,000).

7035. For each elementary school district which had an average daily attendance during the preceding year of 76 or more and less than 100, as computed under Sections 6911 and 6944, he shall compute sixteen thousand dollars ($16,000).

7036. For each elementary school district which had an average daily attendance during the preceding fiscal year of 100 or more as computed under Sections 6911 and 6944 he shall multiply the number of units of average daily attendance so computed by one hundred sixty dollars ($160).

7037. For each high school district he shall multiply the number of units of average daily attendance computed for the district under Sections 6943, 6951, 6952, 6953, and 6961 by two hundred dollars ($200).

7038. For each junior college district he shall multiply the number of units of average daily attendance computed for the district under Sections 6951, 6953, and 6961 by two hundred dollars ($200).

7039. For each junior college district he shall multiply the number of units of average daily attendance in grades 11 and 12 subject to provisions of Section 7148 computed for the district under Sections 6952, 6953, and 6961 by two hundred dollars ($200) and add the amount so computed to the amount allowed the high school district in which the junior college is located under Section 7037."

Amendment No. 50

On page 15, line 9, of said bill, strike out "240", and insert "290".

Amendment No. 51

On page 15, line 12, of said bill, strike out "240", and insert "290".

Amendment No. 52

On page 15, line 13, of said bill, strike out "two thousand five hundred dollars ($2,500)", and insert "three thousand dollars ($3,000)".

Amendment No. 53

On page 17, line 5, of said bill, strike out "Forty-five cents ($0.45)", and insert "Seventy cents ($0.70)".

Amendment No. 54

On page 17, line 8, of said bill, strike out "Thirty-two cents ($0.32)", and insert "Fifty cents ($0.50)".

Amendment No. 55

On page 18 of said bill, strike out lines 26 to 29, inclusive, and insert "subsequent fiscal year unless there shall have been levied during the preceding fiscal year a mandatory or qualifying tax of thirty cents ($0.30) for an elementary school district, of thirty cents ($0.30) for a high school district and of twenty cents ($0.20) for grades 13 and 14 in a junior college district or in a high school district maintaining a junior college, and no district which has met".

Amendment No. 56

On page 15, line 9, of said bill, strike out "240", and insert "290".

Amendment No. 57

On page 15, line 12, of said bill, strike out "240", and insert "290".

Amendment No. 58

On page 15, line 13, of said bill, strike out "two thousand five hundred dollars ($2,500)", and insert "three thousand dollars ($3,000)".

Amendment No. 59

On page 29, between lines 3 and 4, of the printed bill, as amended in the Senate on April 28, 1947, insert

"SEC. 10. This act shall remain effective for two years commencing July 1, 1947."

Amendment No. 60

On page 29, line 4, of said bill, strike out "SEC. 10", and insert "SEC. 11".

The roll was called, and the Assembly refused to concur in Senate amendments to Assembly Bill No. 2120 by the following vote:

AYES—Berry, Blosser, Burns, Butters, Caldecott, George D. Collins, M. Philip Davis, Field, Fletcher, Gaffney, Geddes, James, Loomis, Maloney, Niehouse, O'Day, Robertson, Rosenthal, Silliman, Thomas, Thompson, and Thurman—22.

NOES—Beck, Boyd, Brady, Brown, Clarke, Collier, Conrad, Cooke, Cramer, Lester T. Davis, Debs, Dickey, Ralph C. Dills, Doyle, Dunn, Elliott, Gannon, Grant, Hahn, Heisinger, Hinckley, Johnson, Kilpatrick, Kirkwood, Knight, Lowrey, Luckel, Lyons, McCollister, McMillan, Sherwin, Stanley, Stewart, Thorp, Waters, Weber, and Mr. Speaker—37.

Appointment of Committee on Conference Concerning Assembly Bill No. 2120

The Speaker announced the appointment of Messrs. Dunn, Robertson, and Kirkwood as a Committee on Conference concerning Assembly Bill No. 2120.

Assembly Constitutional Amendment No. 32—A resolution to propose to the people of the State of California an amendment to the Constitution of the State by amending Section 1 of Article II thereof, relating to electors.

The question being: Shall the Assembly concur in the following Senate amendment to Assembly Constitutional Amendment No. 32?

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 1

On page 1 of the printed measure, strike out lines 8 to 26, inclusive; and on page 2, strike out lines 1 to 12, inclusive, and insert

"SECTION 1. Every native citizen of the United States, every person who shall have acquired the rights of citizenship under and by virtue of the Treaty of Queretaro, and every naturalized citizen thereof, who shall have become such 90 days prior to any election, of the age of 21 years, who shall have been a resident of the State one year next preceding the day of the election, and of the county in which he or she claims his or her vote 90 days, and in the election precinct [forty] *54* days, shall be entitled to vote at all elections which are now or may hereafter be authorized by law; provided, any person duly registered as an elector in one precinct and removing therefrom to another precinct in the same county within [forty] *54* days prior to an election, shall for the purpose of such election be deemed to be a resident and qualified elector of the precinct from which he so removed until after such election; provided, further, no alien ineligible to citizenship, no idiot, no insane person, no person convicted of any infamous crime, no person hereafter convicted of the embezzlement or misappropriation of public money, and no person who shall not be able to read the Constitution in the English language and write his or her name, shall ever exercise the privileges of an elector in this State; provided, that the provisions of this amendment relative to an educational qualification shall not apply to any person prevented by a physical disability from complying with its requisitions, nor to any person who had the right to vote on October 10, 1911, nor to any person who was 60 years of age and upwards on October 10, 1911; provided, further, that the Legislature may, by general law, provide for the casting of votes by duly registered voters who expect to be absent from their respective precincts or unable to vote therein, by reason of physical disability, on the day on which any election is held."

The roll was called, and the Assembly concurred in Senate amendment to Assembly Constitutional Amendment No. 32 by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Doyle, Dunn, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hollibaugh, Johnson, Kilpatrick, Kirkwood, Knight, Lowrey, Luckel, Lyons, Maloney, McMillan, Niehouse, O'Day, Rosenthal, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—60.

NOES—None.

Assembly Constitutional Amendment No. 32 ordered enrolled.

Assembly Constitutional Amendment No. 32

A resolution to propose to the people of the State of California an amendment to the Constitution of the State by amending Section 1 of Article II thereof, relating to electors.

Resolved by the Assembly, the Senate concurring, That the Legislature of the State of California, at its Fifty-seventh Regular Session commencing on the sixth day of January, 1947, two-thirds of all members elected to each of the two houses voting in favor thereof, hereby proposes to the people of the State of California that Section 1 of Article II of the Constitution of said State be amended to read:

SECTION 1. Every native citizen of the United States, every person who shall have acquired the rights of citizenship under and by virtue of the treaty of Queretaro, and every naturalized citizen thereof, who shall have become such 90 days prior to any election, of the age of 21 years, who shall have been a resident of the State one year next preceding the day of the election, and of the county in which he or she claims his or her vote 90 days, and in the election precinct 54 days, shall be entitled to vote at all elections which are now or may hereafter be authorized by law; provided, any person duly registered as an elector in one precinct and removing therefrom to another precinct in the same county within 54 days prior to an election, shall for the purpose of such election be deemed to be a resident and qualified elector of the precinct from which he so removed until after such election; provided, further, no alien ineligible to citizenship, no idiot, no insane person, no person convicted of any infamous crime, no person hereafter convicted of the embezzlement or misappropriation of public money, and no person who shall not be able to read the Constitution in the English language and write his or her name, shall ever exercise the privilege of an elector in this State; provided, that the provisions of this amendment relative to an educational qualification shall not apply to any person prevented by a physical disability from complying with its requisitions, nor to any person who had the right to vote on October 10, 1911, nor to any person who was 60 years of age and upwards on October 10, 1911; provided, further, that the Legislature may, by general law, provide for the casting of votes by duly registered voters who expect to be absent from their respective precincts or unable to vote therein, by reason of physical disability, on the day on which any election is held.

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 2668—An act to amend Sections 6 and 24.27 of the Alcoholic Beverage Control Act, relating to licenses, sales, storage and taxation of alcoholic beverages.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Burns, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dunn, Elliott, Field, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hawkins, Hinckley, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Lowrey, Luckel, Maloney, McMillan, Niehouse, O'Day, Price, Rosenthal, Sherwin, Silliman, Stanley, Stewart, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—55.

NOES—Doyle, Geddes, and Heisinger—3

Bill ordered transmitted to the Senate.

Explanation of Vote on Assembly Bill No. 2668

In voting "no" on this bill, I was under the impression that it was still in its original form to which I was opposed.

S. L. HEISINGER

Assembly Bill No. 572—An act to amend Section 2025 of the Welfare and Institutions Code, relating to the amount of aid to the aged.

Bill read third time.

Assembly Bill No. 572 ordered passed on file.

Assembly Bill No. 118—An act to amend Elections Code Section 690 to increase the compensation of members of precinct boards.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, O'Day, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thurman, Waters, Weber, and Mr. Speaker—67.

NOES—Knight and Thorp—2.

Bill ordered transmitted to the Senate.

Assembly Bill No. 16—An act to amend Sections 11777, 11786, and 11793 of the Insurance Code, pertaining to the administration and organization of the State Compensation Insurance Fund.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dunn, Elliott, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, O'Day, Price, Rosenthal, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—65.

NOES—None.

Bill ordered transmitted to the Senate.

Speaker Pro Tempore Presiding

At 11 30 a m, Hon. Thomas A Maloney, Speaker pro Tempore of the Assembly, presiding.

REQUESTS FOR PERMISSION TO INTRODUCE BILLS

The following request for permission to introduce a bill was presented:

By Mr. Debs:

ASSEMBLY CHAMBER, SACRAMENTO, May 13, 1947

MR. SPEAKER: In accordance with the provisions of Article IV, Section 2, of the Constitution, I request permission to introduce a bill, the title of which is as follows:

An act relating to aeronautics; providing for the development and regulation thereof within this State; creating a State Aeronautics Commission and the office of Director of Aeronautics; prescribing the powers and duties of such commission and director; prescribing penalties; and to make uniform the law with reference to state development and regulation of aeronautics, and repealing acts inconsistent herewith

Respectfully submitted.

DEBS

Request referred to Committee on Legislative Procedure.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, May 13, 1947

MR. SPEAKER: Your Committee on Legislative Procedure, to which was referred the following bill, herewith returns the same with the recommendation that the author be permitted to introduce it:

By Mr. Debs:

An act relating to aeronautics; providing for the development and regulation thereof within this State; creating a State Aeronautics Commission and the Office of Director of Aeronautics; prescribing the powers and duties of such commission and director; prescribing penalties; and to make uniform the law with reference to state development and regulation of aeronautics, and repealing acts inconsistent herewith.

WEBER, Chairman

The roll was called, and permission granted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hollibaugh, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, McCollister, McMillan, Niehouse, O'Day, Rosenthal, Sherwin, Silliman, Stanley, Stewart, Thomas, Thorp, Thurman, Waters, Weber, and Mr. Speaker—64.

NOES—None.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bill was introduced, and read the first time:

Assembly Bill No. 2684: By Mr. Debs—An act relating to aeronautics; providing for the development and regulation thereof within this State; creating a State Aeronautics Commission and the Office of Director of Aeronautics; prescribing the powers and duties of such commission and director; prescribing penalties; and to make uniform the law with reference to state development and regulation of aeronautics, and repealing acts inconsistent herewith.

Referred to Committee on Transportation and Commerce.

REQUESTS FOR PERMISSION TO INTRODUCE BILLS

The following request for permission to introduce a bill was presented:

By Mr. Crowley:

ASSEMBLY CHAMBER, SACRAMENTO, May 13, 1947

MR. SPEAKER. In accordance with the provisions of Article IV, Section 2, of the Constitution, I request permission to introduce a bill, the title of which is as follows:

An act to add Article 5 to Chapter 7 of Part 2 of Division 2 Title 3 of the Government Code, relating to the development, distribution and use of water by counties.

Respectfully submitted

CROWLEY

Request referred to Committee on Legislative Procedure.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, May 13, 1947

MR. SPEAKER: Your Committee on Legislative Procedure, to which was referred the following bill, herewith returns the same with the recommendation that the author be permitted to introduce it.

By Mr. Crowley:

An act to add Article 5 to Chapter 7 of Part 2 of Division 2 Title 3 of the Government Code, relating to the development, distribution and use of water by counties.

WEBER, Chairman

The roll was called, and permission granted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burns, Butters, Caldecott, Carey, Collier, George D Collins, Conrad, Cramer, Crichton, Crowley, Lester T. Davis, M Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hollibaugh, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, O'Day, Price, Robertson, Rosenthal, Sherwin, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, and Weber—65

NOES—None.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bill was introduced, and read the first time:

Assembly Bill No. 2685: By Mr. Crowley—An act to add Article 5 to Chapter 7 of Part 2 of Division 2 Title 3 of the Government Code, relating to the development, distribution and use of water by counties.

Referred to Committee on Municipal and County Government.

NOTICE OF MOTION TO WITHDRAW ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 35 FROM INACTIVE FILE

Mr. Ralph C. Dills gave notice that on the next legislative day he would move to withdraw Assembly Constitutional Amendment No. 35 from the inactive file, and have it placed upon the third reading file.

BILLS WITHDRAWN FROM INACTIVE FILE, AND PLACED ON THE THIRD READING FILE

The following bill was withdrawn from the inactive file, and placed upon the third reading file:

Assembly Bill No. 1294, on request of Mr. Caldecott.

Speaker Presiding

At 11.36 a.m., Hon. Sam L. Collins, Speaker of the Assembly, presiding.

NOTICE OF MOTION TO WITHDRAW ASSEMBLY BILL NO. 426 FROM INACTIVE FILE

Mr. Debs gave notice that on the next legislative day he would move to withdraw Assembly Bill No. 426 from the inactive file, and have it placed upon the third reading file.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 546—An act to define and officially adopt a State-wide System of Plane Coordinates, to provide for uniformity in the orientation of land surveys and maps within the State of California, and permitting, but not requiring, the use thereof in surveying and mapping operations.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Hinckley, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, O'Day, Price, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—69.

NOES—Heisinger—1.

Bill ordered transmitted to the Senate.

FURTHER PROCEEDINGS UNDER CALL OF THE ASSEMBLY DISPENSED WITH ON CONFERENCE REPORT CONCERNING SENATE BILL NO. 1075

At 11.47 a.m., on motion of Mr. Crichton, further proceedings under the call of the Assembly were dispensed with.

The names of the absentees were called, and the report of the Committee on Conference concerning Senate Bill No. 1075 adopted by the following vote:

AYES—Allen, Bennett, Berry, Brady, Burns, Cooke, Crichton, Crowley, Lester T. Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Fletcher, Gaffney, Gannon, Hawkins, Hinckley, Hollibaugh, Johnson, Kilpatrick, Lyons, Maloney, McCollister, McMillan, Niehouse, O'Day, Robertson, Rosenthal, Sherwin, Silliman, Stephenson, Thomas, Thompson, Thorp, Thurman, Weber, and Mr. Speaker—42.

NOES—Anderson, Beck, Blosser, Boyd, Brown, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cramer, M. Philip Davis, Debs, Field, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinton, James, Kirkwood, Knight, Loomis, Lowrey, Luckel, Price, Stanley, Stewart, and Waters—32.

Notice of Motion to Reconsider the Report of the Committee on Conference Concerning Senate Bill No. 1075

Mr. M. Philip Davis gave notice that on the next legislative day he would move to reconsider the vote whereby the report of the Committee on Conference concerning Senate Bill No. 1075 was this day adopted.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 105—An act to amend Section 10a of the Municipal Court Act of 1925, relating to clerks and attaches.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Burns, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hollibaugh, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister,

Niehouse, O'Day, Price, Rosenthal, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—67.
NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1200—An act to amend Section 737r of the Political Code, relating to salaries of superior court judges.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Beck, Bennett, Berry, Blosser, Brady, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dunn, Elliott, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hinckley, Hollibaugh, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, Niehouse, O'Day, Price, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—62.
NOES—George D. Collins, and McMillan—2

Bill ordered transmitted to the Senate.

Assembly Bill No. 1027—An act to add Section 606.5 to the Civil Code and Part 3 5, comprising Section 10250, to Division 2 of Title 1 of the Corporations Code, relating to trust funds of certain nonprofit corporations, providing for the establishment and management of such trust funds, and exempting transactions relative thereto from the Corporate Securities Act.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T Davis, M Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—69.
NOES—None.

Notice of Motion to Reconsider Assembly Bill No. 1027

Mr. George D. Collins gave notice that on the next legislative day he would move to reconsider the vote whereby Assembly Bill No. 1027 was this day passed.

Assembly Bill No. 972—An act to add Article 6 5, comprising Sections 790 to 794, inclusive, to Chapter 1 of Part 2 of Division 1 of the Insurance Code, to prevent harassment of parolees and probationers by insurers by imposing restrictions on communications by insurers with parolees and probationers and their relatives.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T Davis, M Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hollibaugh, James, Johnson, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Niehouse, Price, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—64.
NOES—None.

Motion to Amend Title

Mr. Knight moved the adoption of the following amendments to the title:

Amendment No. 1

In line 2 of the title of the printed bill, as amended in the Assembly on May 7, 1947, strike out "insurers", and insert "creditors".

Amendment No. 2

In line 3 of the title of said bill, strike out "insurers", and insert "creditors".

Amendments read.

The roll was called, and the amendments adopted by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hollibaugh, James, Johnson, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Niehouse, Price, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—64.

NOES—None.

Bill ordered reprinted, and transmitted to the Senate.

Assembly Bill No. 1221—An act to amend Section 20025 of, and to add Section 20025.1 to, the Government Code, relating to the State Employees' Retirement System and to the amount of compensation of certain classes of members which is subject to computations thereunder.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Evans, Field, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Niehouse, Price, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—65.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1223—An act to add Section 21251.2 to the Government Code, relating to the State Employees' Retirement System and to the benefits payable therefrom in respect to state miscellaneous members who have retired prior to the effective date hereof.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Evans, Field, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Niehouse, Price, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—65.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1224—An act to add Section 21251.1 to, and to amend Section 21252 of the Government Code, relating to the State Employees' Retirement System and to the benefits payable thereunder with respect to certain classes of members thereof.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Doyle, Dunn, Elliott, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Niehouse, Price, Robertson, Rosenthal, Sherwin, Silliman, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—67.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1220—An act to amend Sections 20025 and 21252 of, and to add Sections 20025.1, 21251.1, and 21251.2 to, the Government Code, relating to the State Employees' Retirement System, revising the benefits payable therefrom with respect to certain classes of members thereof, including state miscellaneous members who have retired prior to the effective date hereof, and revising the amount of compensation of certain classes of members which is subject to computations under the system.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Doyle, Dunn, Elliott, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Niehouse, Price, Robertson, Rosenthal, Sherwin, Silliman, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—67.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 2659—An act to amend Section 10434 of the Insurance Code, relating to regulation of life and disability insurers.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cramer, Crichton, Crowley, Debs, Dickey, Ralph C. Dills, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Heisinger, Hinckley, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Maloney, McMillan, Niehouse, Price, Robertson, Rosenthal, Sherwin, Silliman, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—58.

NOES—Lyons—1.

Bill ordered transmitted to the Senate.

Assembly Bill No. 2096—An act to amend Sections 10202 and 10202.5 of the Insurance Code, relating to group life insurance.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dunn, Elliott, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Nicholse, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—67.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Constitutional Amendment No. 23—A resolution to propose to the people of the State of California an amendment to the Constitution of the State by adding Section 31e to Article IV thereof, relating to state assistance to public agencies and nonprofit corporations for the construction of hospitals, health centers, and related facilities.

Resolution read

The roll was called.

Call of the Assembly

Pending the announcement of the vote, Mr. Boyd moved a call of the Assembly.

Motion carried. Time 12.50 p m.

The Speaker directed the Sergeant-at-Arms to close the doors, and to bring in the following absent members:

Allen, Burke, M. Philip Davis, Dunn, Erwin, Field, Hinton, Huyck, Miller O'Day, Robertson, Sheridan, and Thorp—13.

PROCEEDINGS UNDER CALL OF THE ASSEMBLY BY UNANIMOUS CONSENT

TEMPORARY SUSPENSION OF ASSEMBLY RULE NO. 85

Mr. Ralph C. Dills asked for, and was granted, unanimous consent that Assembly Rule No. 85 be temporarily suspended for the purpose of placing a call of the Assembly on any matter on file.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 366—An act to amend Sections 111, 112, and 113 of the Labor Code, relating to members of the Industrial Accident Commission.

Bill read third time.

Motion to Amend

Mr. Hollibaugh moved the adoption of the following amendment:

Amendment No. 1

On page 2, line 10, of the printed bill, as amended in the Assembly on May 9, 1947, strike out "Division 3", and insert "Part 1, Division 3, Title 2".

Amendment read, and adopted.

Bill ordered reprinted, and re-engrossed.

Speaker Pro Tempore Presiding

At 12.55 p.m., Hon. Thomas A. Maloney, Speaker pro Tempore of the Assembly, presiding.

NOTICE OF MOTION TO WITHDRAW ASSEMBLY BILLS NOS. 1785 AND 1787 FROM INACTIVE FILE

Mr. Caldecott gave notice that on the next legislative day he would move to withdraw Assembly Bills Nos. 1785 and 1787 from the inactive file, and have them placed upon the third reading file.

RE-REFERENCE OF BILLS

By order of the Speaker, the following bills were withdrawn from the file, and re-referred as follows:

Senate Bill No. 793 re-referred to Committee on Transportation and Commerce.

Senate Bill No. 1560 re-referred to Committee on Public Morals.

Assembly Bill No. 1317 re-referred to Committee on Education.

Hon. Ralph C. Dills Presiding

At 12.56 p.m., Hon. Ralph C. Dills, Member of the Assembly from the Sixty-ninth District, presiding.

RESOLUTIONS

The following resolution was offered:

By Messrs. Rosenthal, Maloney, and Stewart:

House Resolution No. 183

Congratulating Assemblyman Julian Beck upon his birthday

WHEREAS, May 13th is the birthday anniversary of our distinguished colleague, Julian Beck, who, as a babe, was nurtured in that very cradle of liberty, Philadelphia, Pennsylvania; and

WHEREAS, Julian Beck has since most wisely decided to make the San Fernando Valley his home, where he and his wife, Maude Marie, live with their two charming little daughters, Julie Anne and Judith Lynne; and

WHEREAS, Julian Beck, representing the Forty-first Assembly District, is now in this third term as a Member of the Assembly of California, where he has added to his reputation as an able lawyer that of an equally able legislator. Temperate and courteous at all times, with an extraordinary grasp of legislative principles and parliamentary procedure, he has contributed greatly to the work of this Assembly by his presence on the floor, and by his membership in the Assembly Standing Committees on Judiciary, Education, Governmental Efficiency and Economy, Social Welfare, and Agriculture Committees; now, therefore, be it

Resolved by the Assembly of the State of California, That Julian Beck is hereby commended and congratulated upon the outstanding service which he has given to the people of the Forty-first Assembly District and to the people of the State of California, and upon his excellent record of service and leadership in this Assembly, and his colleagues hereby extend to him heartiest felicitations upon this his forty-second birthday anniversary; and be it further

Resolved, That the Chief Clerk of the Assembly transmit a suitably prepared copy of this resolution to Assemblyman Julian Beck as an expression of the esteem and good wishes of his colleagues in this Assembly.

Request for Unanimous Consent

Mr. Maloney asked for, and was granted, unanimous consent to take up House Resolution No. 183, at this time, without reference to committee or file.

Resolution read, and adopted unanimously.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, May 13, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1317
Assembly Bill No 1828

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

Speaker Pro Tempore Presiding

At 1.04 p.m., Hon. Thomas A. Maloney, Speaker pro Tempore of the Assembly, presiding.

FURTHER PROCEEDINGS UNDER CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 23

At 1.05 p.m., on motion of Mr. Boyd, further proceedings under the call of the Assembly were dispensed with.

The names of the absentees were called, and Assembly Constitutional Amendment No. 23 adopted by the following vote:

AYES—Allen, Anderson, Beck, Berry, Blosser, Boyd, Brady, Brown, Burns, Butters, Caldecott, Carey, Clarke, George D Collins, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Elliott, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Hinckley, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Niehouse, Price, Rosenthal, Sherwin, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—60

NOES—Bennett, Collier, Conrad, Doyle, Geddes, Heisinger, Hollibaugh, Lyons, and Silliman—9.

Notice of Motion to Reconsider Assembly Constitutional Amendment No. 23

Mr. Kilpatrick gave notice that on the next legislative day he would move to reconsider the vote whereby Assembly Constitutional Amendment No. 23 was this day adopted.

RESOLUTIONS

The following resolution was offered:

By Mr. Doyle:

House Resolution No. 184

Relative to planning and zoning proceedings

WHEREAS, It has come to the attention of this Assembly that in at least one instance variances from a zoning ordinance may be granted without notice and hearing; and

WHEREAS, Assuming that the grant of variances without notice and hearing may be validly accomplished, yet in fairness and in justice to the property owner involved, such variances should only be granted after notice and an opportunity to be heard has been given to all interested property owners; now, therefore, be it

Resolved by the Assembly of the State of California, That it is the sense of this Assembly that all zoning and planning ordinances should contain provision for notice and hearing before any change or variances in zones be granted by the administering authority for such ordinances; and be it further

Resolved, That the Chief Clerk make suitably prepared copies of this resolution available to Members of the Assembly requesting the same.

Resolution read, and referred to the Committee on Rules.

REQUESTS FOR PERMISSION TO INTRODUCE BILLS

The following request for permission to introduce a bill was presented:

By Mr. Lowrey:

ASSEMBLY CHAMBER, SACRAMENTO, May 13, 1947

MR. SPEAKER: In accordance with the provisions of Article IV, Section 2, of the Constitution, I request permission to introduce a bill, the title of which is as follows:

An act to amend Sections 737k and 737zz of the Political Code, relating to salaries of superior court judges.

Respectfully submitted.

LLOYD W. LOWREY

Request referred to Committee on Legislative Procedure.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, May 13, 1947

MR. SPEAKER: Your Committee on Legislative Procedure, to which was referred the following bill, herewith returns the same with the recommendation that the author be permitted to introduce it:

By Mr. Lowrey:

An act to amend Sections 737k and 737zz of the Political Code, relating to salaries of superior court judges

WEBER, Chairman

The roll was called, and permission granted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burns, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Heisinger, Hollibaugh, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, Maloney, McMillan, Niehouse, Price, Rosenthal, Sherwin, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—61.

NOES—None.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bill was introduced, and read the first time:

Assembly Bill No. 2686: By Mr. Lowrey—An act to amend Sections 737k and 737zz of the Political Code, relating to salaries of superior court judges.

Referred to Committee on Judiciary.

NOTICE OF MOTION TO WITHDRAW ASSEMBLY BILL NO. 1423 FROM INACTIVE FILE

Mr. Brown gave notice that on the next legislative day he would move to withdraw Assembly Bill No. 1423 from the inactive file, and have it placed upon the third reading file.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, May 12, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed:

Senate Bill No. 787
Senate Bill No. 1073
Senate Bill No. 1255
Senate Bill No. 1256
Senate Bill No. 1260
Senate Bill No. 1341
Senate Bill No. 1351
Senate Bill No. 1353
Senate Bill No. 1355

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS

The following bills were read the first time:

Senate Bill No. 787—An act to define escrow companies, to provide for their licensing, examination and regulation by the Commissioner of Corporations, to provide exemptions from and prescribe penalties for violations of this act.

Referred to Committee on Finance and Insurance.

Senate Bill No. 1073—An act to add Section 11605 to the Insurance Code, relating to insurance.

Referred to Committee on Finance and Insurance.

Senate Bill No. 1255—An act to amend Section 26366 of, and to add Sections 26366.5 and 26369.5 to, the Health and Safety Code, relating to adulterated or misbranded articles of drugs.

Referred to Committee on Public Health.

Senate Bill No. 1256—An act to amend Section 26586 of, and to add Sections 26586.5 and 26589 5 to, the Health and Safety Code, relating to adulterated or misbranded articles of foods.

Referred to Committee on Public Health.

Senate Bill No. 1260—An act to amend Sections 5 and 8 of "An act to regulate the conduct of canneries, to create a Division of Cannery Inspection to carry on such regulation, to provide rules regulating the proper sanitation of canneries, under the State Board of Health," approved May 23, 1925, relating to cannery license fees and charges.

Referred to Committee on Public Health.

Senate Bill No. 1341—An act requiring the Department of Finance to make audits and investigations of school districts to determine validity of the allocation and expenditure of state funds for school purposes.

Referred to Committee on Governmental Efficiency and Economy.

Senate Bill No. 1351—An act to amend Section 37 of the Alcoholic Beverage Control Act, relating to the disposition of funds collected as license fees.

Referred to Committee on Public Morals.

Senate Bill No. 1353—An act to amend Sections 11003 and 11005, and to repeal Section 11004 of the Revenue and Taxation Code, relating to motor vehicle license tax.

Referred to Committee on Revenue and Taxation.

Senate Bill No. 1355—An act to add Section 1882.5 to the Revenue and Taxation Code, relating to property taxation.

Referred to Committee on Revenue and Taxation.

COMMUNICATIONS

By the Chief Clerk:

The following communication was received, read, and ordered printed in the Journal:

NAVY DEPARTMENT
BUREAU OF SHIPS, WASHINGTON 25, D. C., May 9, 1947

Hon. Arthur A. Ohnimus, Chief Clerk
Assembly, California Legislature
State Capitol, Sacramento 14, California

DEAR MR. OHNIMUS. Your letter of April 21, 1947, to the President of the United States transmitting California Assembly Joint Resolution No. 3 has been forwarded to this bureau for consideration

The plan proposed by Assembly Joint Resolution No 3 has been suggested by several other groups, communities, and individuals. In fact, the possibility of using vessels of the Navy's Reserve Fleet as hospitals and for housing, has been thoroughly examined by the Navy Department and the National Housing Agency. The proposals to utilize such vessels for the purposes indicated have, in every instance, been abandoned due to the large maintenance and upkeep costs involved. These costs are high principally because of the wages of the maintenance personnel required As maintained by the Navy in a closed and dehumidified condition, however, these costs are extremely small

It should be noted that the total number of hospital ships in the reserve fleet is only four, two on the West Coast and two on the East Coast

Please be assured that the Navy Department is anxious to assist, in every way possible, in improving the present critical housing conditions existing in the Country by making any of its facilities available, where practicable.

Sincerely yours,

C. D. WHEELOCK, Rear Admiral, U. S. N.
Acting Chief of Bureau

REPORTS OF STANDING COMMITTEES

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, May 13, 1947

MR SPEAKER. Your Committee on Rules, to which was referred:

Assembly Bill No. 2144

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

DICKEY, Chairman

Above reported bill ordered to second reading.

REQUEST FOR UNANIMOUS CONSENT TO USE ASSEMBLY CHAMBER

Mr. Debs asked for, and was granted, unanimous consent that the Committee on Public Health be permitted to use the Assembly Chamber, today, at 3 p.m., for the purpose of holding a meeting.

REQUEST FOR UNANIMOUS CONSENT THAT A MEMORANDUM RESPECTING THE GREATER LOS ANGELES AREA DOMESTIC AND FOREIGN TRADE CENTER BE PRINTED IN THE JOURNAL

Mr. Thomas asked for unanimous consent that a memorandum respecting the greater Los Angeles area domestic and foreign trade center be ordered printed in the Journal.

Mr. Dickey withheld unanimous consent.

Above mentioned memorandum ordered referred to the Committee on Rules.

REPORTS OF STANDING COMMITTEES

Committee on Finance and Insurance

ASSEMBLY CHAMBER, SACRAMENTO, May 12, 1947

MR. SPEAKER: Your Committee on Finance and Insurance, to which was referred:

Assembly Bill No. 762

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

GEDDES, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 12, 1947

MR. SPEAKER: Your Committee on Finance and Insurance, to which was referred:

Assembly Bill No. 2009

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

GEDDES, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 12, 1947

MR. SPEAKER: Your Committee on Finance and Insurance, to which were referred:

Assembly Bill No. 33
Assembly Bill No. 653
Assembly Bill No. 2496
Assembly Bill No. 1330

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

GEDDES, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 12, 1947

MR. SPEAKER: Your Committee on Finance and Insurance, to which were referred:

Assembly Bill No. 2084
Senate Bill No. 1110

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

GEDDES, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 12, 1947

MR. SPEAKER: Your Committee on Finance and Insurance, to which were referred:

Assembly Bill No. 375
Assembly Bill No. 2140
Senate Bill No. 1097

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

GEDDES, Chairman

Above reported bills ordered to second reading.

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, May 13, 1947

MR. SPEAKER: Your Committee on Rules, to which was referred:

Senate Concurrent Resolution No. 44

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

DICKEY, Chairman

Above reported resolution ordered on file for adoption.

Committee on Industrial Relations

ASSEMBLY CHAMBER, SACRAMENTO, May 13, 1947

MR. SPEAKER: Your Committee on Industrial Relations, to which was referred:

Senate Bill No. 1205

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

LYONS, Chairman

Above reported bill ordered to second reading.

Committee on Finance and Insurance

ASSEMBLY CHAMBER, SACRAMENTO, May 12, 1947

MR. SPEAKER: Your Committee on Finance and Insurance, to which was referred:

Assembly Bill No. 2425

Has had the same under consideration, and reports the same back with the recommendation: Amend, do pass, and be re-referred to Committee on Ways and Means.

GEDDES, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 13, 1947

MR. SPEAKER: Your Committee on Finance and Insurance, to which were referred:

Assembly Bill No. 651
Assembly Bill No. 1817
Assembly Bill No 2670

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

GEDDES, Chairman

Above reported bills ordered to second reading.

ANNOUNCEMENT OF COMMITTEE MEETINGS

It was announced that the following committees would hold meetings:

At 2 p.m., today—

Subcommittee on Agriculture.

At 3 p.m., today—

Public Health.
Agriculture.
Social Welfare.

At 8 p.m., tonight—

Fish and Game.
Judiciary.

REQUEST FOR UNANIMOUS CONSENT THAT REPORT OF ASSEMBLY INTERIM COMMITTEE ON GUIDE DOGS FOR THE BLIND BE PRINTED

Mr. Brown asked for, and was granted, unanimous consent that the following Report of the Assembly Interim Committee on Guide Dogs for the Blind, pursuant to the provisions of House Resolution No. 269, be ordered printed in the Journal, in 10-point type:

REPORT OF INTERIM COMMITTEE ON GUIDE DOGS FOR THE BLIND

LETTER OF TRANSMITTAL

Assembly, California Legislature May 13, 1947
To the California Assembly

Your Interim Committee on Guide Dogs for the Blind, appointed pursuant to House Resolution No. 269 of the Fifty-sixth Session, submits herewith its report.

Respectfully submitted.

RALPH M. BROWN, Chairman
KATHRYN T. NIEHOUSE
R. FRED PRICE
AUGUSTUS F. HAWKINS
EDWARD M. GAFFNEY

INTERIM COMMITTEE, GUIDE DOGS FOR THE BLIND

House Resolution No. 269

Relative to the creation of the Assembly Committee on Dogs for the Blind

WHEREAS, The Assembly Standing Committee on Social Welfare, confronted with proposals for legislation on the subject of dogs for the blind, and the proper regulation thereof, has found itself unable to recommend legislation without a further study of the facts, and has therefore instructed its chairman to seek the creation of a special interim investigating committee to assist it; now therefore, be it

Resolved by the Assembly of the State of California, As follows:

1 The Assembly Interim Committee on Dogs for the Blind is hereby created and appointed and authorized and directed to ascertain, study and analyze all facts relating to the methods of training such dogs, the qualifications necessary therefor, the practices employed in soliciting dogs for such training, and in soliciting purchasers for the dogs, the types of advertising used, the warranties implied and expressed, and the extent to which regulation or prohibition of any such, or of any other matter connected therewith, should be imposed and the type of regulation and prohibition best suited therefor, including but not limited to the operating, effect, administration, enforcement and needed revision of any and all laws in any way bearing upon or relating to the subject of this resolution, and to report thereon to the Assembly, including in the reports its recommendations for appropriate legislation.

2. The committee shall consist of five Members of the Assembly appointed by the Speaker thereof. Vacancies occurring or existing in the membership of the committee shall be filled by the appointing power.

3. The committee is authorized to act during this session of the Legislature, including any recess, and after final adjournment to file its final report not later than the last legislative day of the next regular session.

4. The committee and its members shall have and exercise all of the rights, duties and powers conferred upon investigating committees and their members by the provisions of the Joint Rules of the Senate and Assembly and of the Standing Rules of the Assembly as they are adopted and amended from time to time, which provisions are incorporated herein and made applicable to this committee and its members.

5. The committee has the following additional powers and duties:

a. To select a vice chairman from its membership.

b. To cooperate with and secure the cooperation of county, city, city and county, and other local law enforcement agencies in investigating any matter within the scope of this resolution and to direct the sheriff of any county to serve subpenas, orders, and other process issued by the committee.

c To report its findings and recommendations to the Legislature and to the people from time to time, and at any time, not later than herein provided.

d. To do any and all other things necessary or convenient to enable it fully and adequately to exercise its powers, perform its duties, and accomplish the objects and purposes of this resolution.

6. The sum of one thousand dollars ($1,000) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Assembly for the expenses of the committee and its members and for any charges, expenses, or claims it may incur under this resolution, to be disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

(From the Assembly Journal of June 15, 1945, page 4321)

Membership of Committee

The committee as appointed by Speaker Charles Lyon is: Assemblyman Ralph M. Brown, Chairman; Assemblymen Hawkins, Price and Gaffney, and Assemblywoman Niehouse.

Meetings of Committee

The members of the committee met for the first time in San Francisco at the State Building on September 20, 1946, and later in Los Angeles on November 13, 1946. Assemblyman Edward Gaffney made a special trip to the California Legislative Conference for the Blind at Fresno, California, addressing the group and getting their recommendations upon this subject. The committee investigated the training and the school facilities of the Guide Dogs for the Blind Inc. organization at Los Gatos, California, and Assemblymen Gaffney and Hawkins inspected certain training quarters and schools in Southern California.

The Problem

The Guide Dog problem arose with the introduction of Assembly Bill No. 1876 in the Fifty-sixth Session by the Hon. Albert I. Stewart, Assemblyman from the Forty-seventh District, which proposed that within the State Department of Social Welfare a division be set up to conduct examination and provide qualifications of persons applying for license to train Guide Dogs for the Blind or engaging in the business of doing that, and setting forth certain requirements for trainers.

Witnesses Examined

Marie Walsh: State President of National Association for Advancement of the Blind.

Mrs. Stanhope Nixon: President of Guide Dogs for the Blind Inc.

Mrs. Walter Heller: Vice President of Guide Dogs for the Blind Inc.

Mrs. Theodore Swanson: Secretary of Guide Dogs for the Blind Inc.

Mrs. Ollie Gish of San Francisco.

Mrs. Frances Parrish of San Francisco.

Mr. Robert W. Campbell of California School for the Blind.

Mr. George Fogarty: State Board of Education, Vocational Rehabilitation Dept.

Mr. Lawrence Marcellino of San Francisco.

Mrs. Hazel Hurst Colouris: President of Hazel Hurst Foundation for the Blind, Pasadena.

Mr. E. V. Scott of Los Angeles.

Mr. Walter Dorrance of Los Angeles.

Mr. Chester Lancaster: Managing Director of Guide Dogs Farm, Redondo Beach.

Mr. J. Robert Atkinson of Los Angeles.

Mr. Carl Spitz of the Hollywood Dog Training School.

Mr. Louis G. Frye of Los Angeles.

Mr. Emmett Jones of Pasadena, a member of the State Humane Society.

Mr. Ed Williams of Los Angeles.

Miss Elsie Ronchetti.

Miss Dorothy Glass of Los Angeles.

Miss Florence McCarty of Los Angeles.

Mr. George Wiley of Pasadena.

Miss Minnie Newman of Los Angeles.

Mrs. Dorothy Scott of Los Angeles.

Miss Ann Pyle of Los Angeles.

Mr. James B. Garfield of Hollywood.

Mr. C. W. Greenlee of Los Angeles.

Communications

The committee received certain recommendations for such legislation as follows:

1. Resolution No 476 by the California Council for the Blind.
2. Recommendations by Guide Dogs for the Blind Inc.
3. Recommendations by San Francisco Center for the Blind.
4. Letter from the Seeing Eye Inc., Morristown, N. J.
5. Memorandum from the State Department of Social Welfare.
6. Resolution of the East Bay Club of Blind Women.
7. Letter from Mr. Anthony Cunha.
8. Report of Meeting of California Council for the Blind, Fresno, Calif.
9. Letter from Mr. Walter H. Dorrance.
10. Recommendations by Veterans Groups.
11. Letter from Mrs. Constance Edwards.
12. Recommendations from Hazel Hurst Foundation for the Blind Inc.

13. Recommendations from the Tailwaggers.
14. Recommendations from Hollywood Dog Training School.
(These recommendations are printed at the end of this report.)

Substance of Evidence Submitted

The committee heard a great deal of evidence by the people above named, as well as by many others on the subject of whether the State should enter into this picture and, if so, should the schools be included as well as the trainers. Many of the witnesses were in favor of some regulation for the trainers but felt that if the schools were brought into the picture that such a proposition before the Legislature would fail, and they seemed to favor a division of regulations between the schools and the regulation of trainers.

There was also a great deal of feeling shown by the witnesses who have such guide dogs that the State would regulate the use of the dog after the blind person receives the dog, as well as some additional fears upon certain phases of state regulation such as social workers making investigations that might result in the taking away of their dogs and attempting to regulate the life of the blind person.

The committee consistently pursued the subject at the first hearings, from an unbiased standpoint, attempting to give no opinion but to ascertain the thoughts of the blind people of the State of California. The various witnesses were not in full agreement as to which organization, if any, should have the supervision of this subject. Some thought that the Department of Social Welfare should be the one, others thought that a new commission should be set up in the Business and Professions Code. Many suggested that we should have a "good" law, without any definite suggestions for the organization to do the regulating.

In general, all agreed that dog trainers should have some regulation; that a blind person should be required to spend at least 30 days in training with the dog and maybe a shorter period for a replacement dog; that a trainer should have perfect eyesight and good hearing; that a trainer should have had apprenticeship training for three to five years; that the student should be trained in all types of traffic.

There was some suggestion that the trainer spend a part of his time being blindfolded for a period of a month and that the trainer should have some educational requirements and be a minimum age of 21 years.

There were many recommendations that people with such guide dogs should not be prohibited from entering into any public building, eating places, or street cars. There was some testimony that hotels and restaurants were refusing admittance to persons with these dogs.

Another suggestion was that state buildings which have within them certain news and candy stands operated by blind persons should be permitted to have their dogs with them.

Evidence as to the cost of dogs to the blind was that some groups required payments of $150 to $500 for dogs. In many cases the dogs are furnished free to the blind person, but the cost of the dog is paid for by various nonprofit organizations now existing in California, who purchase the dogs directly from one of the training schools.

Other organizations make no charge whatsoever for the dog, select the blind persons on basis of both the suitability of the dog to the person because of his or her personality, physical condition, and temperament.

Such organizations receive contributions from the public in general for such work.

There was also some discussion on question of the organization giving the dog and controlling the possession of the dog after its delivery.

Mrs. Heller stated that the only times the problem arose as to repossession of the dog was when the blind person failed to properly take care of the dog and treated it in an inhumane manner, but other than that there was no effort at any time to retake the dog.

It was also generally noted that the use of dogs for blind persons cannot be generally recommended for all of such persons, but that the individual character of all such persons must be carefully studied. In other words, the efforts of the various organizations with which the blind persons are associated have been to make the blind persons as independent as possible and to use guide dogs in those cases where such a dog is necessary for transportation reasons or occupational requirements.

Bills Introduced

The committee introduced five bills in the January session, Assembly Bills Nos. 2390, 2391, 2392, which cover the guide dog problem and Assembly Bill No. 2393 which relates to the entering of guide dogs into public buildings, and Assembly Bill No. 2394, relative to guide dogs in state buildings wherein there are news stands operated by blind persons.

Assembly Bill No. 2391 appears to be generally satisfactory not only at the hearing before the Social Welfare Committee, but by letters and otherwise from those persons who have studied the three proposed bills. The general opinion is now that a separate agency in the Business and Professions Code should be set up rather than to have a commission placed in the California State Welfare Department. This view was likewise concurred in by Mr. Herbage, the Assistant Director of the State Welfare Department.

Recommendations of Committee

1. It is hereby recommended by the committee that we approve Assembly Bill No. 2391, that it be amended to require that two members of the board be composed of people who are familiar with the guide dog problem, that technical amendments be made as to the revocation and issuance of licenses without charge, and that the board have power to promulgate rules with reference to guide dog schools.
2. That Assembly Bills Nos. 2393 and 2394 be approved.
3. It is the further consensus of the committee that the preliminary legislation such as suggested at this session be general in scope rather than too detailed in operation, for the reason that after a period of two years any difficulties appearing could then be ironed out.

Conclusion

The committee has endeavored at all times to approach the subject in a free and impartial manner, and to demonstrate to those persons interested that it is hard to make laws in this case which would be very definite, but that it is wiser to allow a board or commission to have some leeway to handle the problems as they arise in this new field of legislation.

We believe that the committee has shown a spirit of cooperation with all those involved, and appreciate the help given by the various groups and organizations who have given of their time and attention in this matter.

This committee was authorized to spend the sum of $1,000 to conduct this investigation, and wishes to report that the sum of $587.02 was actually spent, returning the difference to the State Treasury.

Respectfully submitted.

BROWN, Chairman
PRICE — HAWKINS
NIEHOUSE — GAFFNEY

Resolution No. 476

Resolved, By the California Council for the Blind in regular convention assembled at Fresno, California, this fifth day of October, 1946, that:

WHEREAS, The incompetence and inexperience of guide-dog trainers and the inefficient management of guide-dog schools are of great concern to all the blind and to the public as well, this council recommends the introduction of a bill at the next session of the Legislature providing for the licensing of guide-dog trainers and for the inspection of guide-dog schools.

The above Resolution No. 476 was unanimously adopted by the California Council for the Blind on October 5, 1946.

(Signed) Dr. Newel Perry, President,
CALIFORNIA COUNCIL FOR THE BLIND
6441-A Colby Street, Oakland 9,
California

2. Recommendations by Guide Dogs for the Blind, Inc.:

GUIDE DOGS FOR THE BLIND, INC.
68 Post Street, San Francisco

Mr. Ralph Brown, Chairman September 20, 1946
Interim Committee on Guide Dogs for the Blind
Modesto, California

To the member of the Interim Committee

We are very much interested in having proper legislation to set up high standards of service to the blind who make application for guide dogs, through the licensing of guide dogs, adequate training course for guide dogs and applicants, in-residence requirements concurring with the institutional code, and complete training and social records on the people we serve.

In order that the interim committee may be informed of the function and operation of our organization, we are attaching copy of our by-laws, our most recent annual report including financial statements, and a circular which we have mailed to our constituency.

Assembly Bill No. 1876 has been reviewed by our board of directors and staff and we therefore make the following recommendations for the basis of further discussion.

No. 3500—No changes.
No. 3501—No changes.
No. 3502—No changes.

No. 3503—Qualifications:

1. Good moral character and personality, ability to get along with people, and good physical stamina and development.

2. Knowledge of the special problems of the blind and how to teach them.

3. Normal eyesight and hearing for a full trainer (not necessary for an assistant).

4. Education—not less than high school and preferably some college courses.

5. Trainer should be required to spend no less than two weeks and preferably four weeks as a member of a class of blinded students, living, dressing, eating and working a dog under complete blind-fold. The dog used should be one which he himself has not trained or assisted in training so that he can realize the problems of the blinded student being given a dog which is new to him.

6. A trainer should be not less than 21 years of age, and have served an apprenticeship of not less than one year.

No. 3504—No changes.

No. 3505—No changes.

Further recommendations

1. Any agency or institution providing guide dogs should have a well defined intake policy, including written application and personal interview before approval for training in order to determine applicant's ability to use a guide dog and value to the individual, giving consideration to his mental and physical ability. Each applicant should be considered on an individual basis.

2. Course of training of man-dog unit:

a. In-residence training minimum of four weeks. Exception only in case of dog replacement with minimum of two weeks. Length of period dependent upon the individual and the discretion of the trainer.

b. Course of training should include—

Minimum of 20 hours per week of personal instruction and lectures over a minimum period of five days per week, preferably six.

c. Completion of course—

To complete course applicant must be able to safely work his dog in residential areas, along country highways, in average business districts and heavy business districts where there is congested pedestrian and automobile traffic, including traffic signal areas.

d. Follow up—

Should include personal call by trainer or member of training staff once a year for first two years person is using dog to determine and assist in problems. Training school should continue responsibility for the successful use of the dog and be prepared to offer services of the organization.

e. Records—

Complete training and social records should be kept and available for inspection by any qualified board both on the dog's performance and the training performance of the man-dog unit.

3. Course of training for dog:

a. Guide dog should be trained to stop at end of each block.

b. Take command of *forward* if safe to do so.

c. Cross street straight to opposite curb.

d. Stop at curb so man does not stumble over.

e. Turn right and left on commands.

f. Safely clear the person of all obstacles on person's right side.

g. Safely clear the person of all pedestrians on the right.

h. Pause for approaching automobiles so that they may pass, and not take person too close to automobile.

i. Should not be nervous to a point where he falters in his work.

j. Pass another dog, cat or birds without being distracted to the point he does not work safely.

k. Guide dog should be friendly and gentle when approached by strangers.

l. Should not be distracted by noise or traffic to a point of not being safe.

m. Be able to guide a person to a bus, streetcar or elevator and ride with him on same.

n. Stop at the top and bottom of stairways so that person will not fall.

o. Be quiet and well mannered in public places and never create a nuisance.

4. The trainer or institution shall be required to give the Board of Examiners notice that a group of dogs have successfully completed the above training course, giving description of each dog as to size, weight, color, markings and a picture of each dog shall accompany this notice.

The Board of Examiners shall have the power within two weeks' period after receiving notice to examine the performance of the dogs keeping the above requirements in mind and may ask a trainer to work each dog under a blind-fold (supplied by the Examining Board to the trainer) and work dog in heavy traffic are near the trainer.

For further information we are enclosing a copy of our application form, follow-up form, a sampling of letters from former students, and one complaint which has come to our office.

If there is any further information which we can supply your committee we shall be very glad to comply with any request.

Respectfully submitted.

By the BOARD OF DIRECTORS
GUIDE DOGS FOR THE BLIND, INC

(Signed) Mrs. Ryer Nixon, President

3. Recommendations by San Francisco Center for the Blind:

SAN FRANCISCO CENTER FOR THE BLIND

RECOMMENDATIONS FOR LAW REGULATING LICENSING OF DOG-GUIDE TRAINERS FOR GUIDE DOGS. (THIS TO GOVERN BOTH FOR SCHOOLS FOR FINANCIAL GAIN OR WELFARE WORK.)

Requisites

1. (a) A trainer should have had at least two years (104 weeks) actual training of dogs and handling of dogs with blind people before being allowed to handle classes without supervision.

(b) An apprentice trainer should be started with not less than four or more than eight dogs and train them for at least three months (13 weeks).

(c) This training must be taken under the supervision of a trainer who is properly qualified (for the first two years of this act a qualified trainer shall be one who has qualified under the rules, formulas and training requirements of the "Seeing-Eye, Inc., of Morristown, N. J.").

2. (a) After an apprentice trainer has completed training a string of dogs for three months, he then must join a class of blind students wearing a blindfold constantly for one month and living with the blind students during this period (1 month) and using a dog guide in the same manner as the blind students and qualifying in every particular with the blind students to the satisfaction of the supervising trainer. (The reason for the blindfold test is not to discover the dog's faults but to aid the trainer to understand the training problems from the blind viewpoint and learn how to teach the dog in a proper manner.)

(b) The apprentice trainer must repeat this operation under close supervision, during the two (2) year period—without blindfold.

(c) Then the apprentice is given a class of blind students and their dogs to handle under the supervising trainer.

(d) This process is repeated six (6) times during which the supervising trainer instructs him; supervises his work and the apprentice learns and applies his knowledge to the end that he turns out safe dogs and perfectly coordinated blind students and is held responsible for same.

3. Working under supervision means under the supervision of a qualified trainer; the trainer (apprentice) must meet the requirements of a student trainer, must be able to get along with both dogs and blind men and must be temperamentally fitted to coordinate their activities and efforts.

4. The minimum requirement for a qualified trainer should be one who has successfully met the requirements above mentioned and has a record of turning out at least 16 dog-man units all of whom are coordinated to work in harmony and have proved their safety to the satisfaction of the blind owner.

5. The minimum educational requirement for an apprentice should be completion of a high school. Physical minimum should be capable of meeting the standard requirements; his eyesight should be good and must be emotionally stable.

6. The training of dogs must be over a consecutive period of at least three months with four (4) hours every morning and four (4) every afternoon; this means that the dogs must have frequent periods of night training; an aptitude record of each dog is kept as well as records of performance these must be carefully analyzed before the dog is given to a blind person as certain temperaments of dogs will not get along with certain temperaments of people. A blind student should be able to work his or her dog satisfactorily under heavy traffic conditions before being allowed to leave training school.

7. Before a trainer is allowed to turn a dog over to a blind student or to call a group of students for class he has to work each dog under blindfold under heavy traffic conditions for a final test to judge the dog's safeness. Heavy traffic conditions means through the down town district of a large city where streetcars, busses, automobiles, trucks and heavy

pedestrian traffic is met with; a certain amount of this must be in areas where there are traffic signals. It is absolutely essential that the dogs be so trained that they will take full responsibility and they cannot be trained properly otherwise.

8. Blind students should have a minimum of four weeks training before they are left alone with the dogs. In the case of students with second dog application, adjustments may be made accordingly.

4. Letter from the Seeing Eye, Inc.:

THE SEEING EYE, INC.
Morristown, New Jersey

September 3, 1946

Ralph M. Brown, Esquire
1027 Eye Street, Box 1292
Modesto, California

DEAR MR. BROWN: Thank you for your letter of August 28th asking concerning legislation governing training of guide dogs for the blind. So far as we know, there is no legislation in New Jersey, nor in any other state, nor any federal law, which governs the training of guide dogs, or the instructors who work with the dogs.

Very sincerely yours,
(Signed) W. H. EBELING

5. Memorandum for the State Department of Social Welfare:

STATE OF CALIFORNIA
Department of Social Welfare

SACRAMENTO, September 17, 1946

Hon. Ralph M. Brown
P. O. Box 1292
Modesto, California

DEAR MR. BROWN: On my visit to you in your office a few months ago in regard to the problem of guide dogs for the blind, I said that I would have the Chief of our Blind Division make an investigation on his trip throughout the State on conditions found and that I would let you know the result of his contacts.

Attached you will find his report to me with his recommendations and his feeling in the matter. I personally have no opinion. I think it is a question which needs considerable study. The material is yours to use as you see fit.

If there is anything further I can do to help you or your committee in regard to the blind situation and the guide dog problem do not hesitate to call on me.

Very sincerely yours,
(Signed) CHARLES M. WOLLENBERG, Director
Department of Social Welfare

STATE DEPARTMENT OF SOCIAL WELFARE

Office Memorandum

To: C. M. Wollenberg

From: Perry Sundquist
Place and Date: Sacramento, September 13, 1946
Subject: Legislation re Guide Dogs for the Blind

In pursuance of your oral request to me of some time ago, I have made a rather careful investigation of the situation with respect to the need for legislation in connection with guide dogs for the blind and have the following information for you:

As you know, the 1945 Legislature created a committee from among its membership to investigate the guide dog situation in California and to report back to the next regular session of the Legislature, to convene in January of 1947. The investigating committee was also given an appropriation with which to carry on its work. I believe the chairman of the committee is Mr. Brown of Modesto. The appointment of the investigating committee was brought about by the agitation in behalf of state regulation of guide dog trainers and the opposition to that proposed legislation.

The essential problem of the need for legislation in this area stems from the feeling on the part of many informed individuals throughout the State, including those interested in the welfare of blind persons with guide dogs, that some protection should be afforded to such blind persons against the use of poorly trained dogs who have been trained by individuals in the State not truly capable of adequately training a guide dog for the purposes of leading a blind person. So long as there are no established standards and legal requirements for qualifications for a trainer of a guide dog for the blind, the blind person in this State has no protection against an inadequately trained animal. This naturally means that the very life of the blind person being guided by a dog may be placed in jeopardy. I think that one blind person has rather eloquently expressed this need in the following words:

> "When I go to a beauty parlor for a manicure, shampoo or any beauty treatment, I know that the person giving the service has passed certain tests and has been licensed by a state board. Even when I call in a person to inspect my home for termites, I know that he has certain qualifications and has been licensed to carry out his work. However, as a blind person, when I go into one of these supposed schools for the training of guide dogs and cannot actually see the situation, there is no requirement that either the operator, the trainer, or the school shall show any requirements before they go into business and distribute a guide dog to protect me in my travel through traffic as a blind person."

Obviously, in order to correct this alleged situation, any legislation which is deemed advisable by the special Assembly committee on the subject should and would probably concern itself solely with prescribing minimum qualifications for those persons who aspire to secure licenses from the State as guide dog trainers, and would not in any way be concerned with the methods of operation or financing or any other details of operation of the guide dog schools themselves. In other words, if a school was required to employ as a trainer a person who possessed a license, and if the requirements for the issuance of a license

were sufficiently adequate, this would solve the only real problem involved insofar as the safety and welfare of blind persons, themselves, is concerned.

At the present time there are reported to be about 25 persons in the State who are training guide dogs for the blind and, in the view of many informed blind persons, these trainers, or most of them, are not properly qualified for their work. A qualified trainer will require that the dog be adequately trained to protect the blind person and also that the blind person and the dog are trained to work together as a unit. Certain standards in this area are pretty clearly recognized and generally accepted. They may be enumerated as follows:

1. The trainer should be a responsible individual in every sense of the word and should have a fitness for working with the blind. He should be able to pass a written examination which would test his knowledge of training techniques plus an actual blindfold test to determine his training ability.

2. A trainer should have had three years' experience during an apprenticeship in serving as an assistant under a graduate trainer before embarking on the profession of an experienced guide dog trainer.

3. The minimum age for the beginning of the training of dogs for the purpose of guiding blind persons is fourteen months of age. These dogs are given three months' training and only 10 percent are found trainable. The dog and the blind person are then given a minimum of four weeks' training together. Approximately two weeks of this four weeks' period is for the person to attain confidence in the dog and the balance of the time for the dog and the blind person to learn to work together as a team.

4. The trainer should be a person in good general physical condition and should, particularly, be possessed of acute hearing since this is important as the training should include experience against all types of traffic conditions and hazards, street cars, elevators, and experience of going up and down stairways. It is the view of most of the informed blind persons with whom I have talked that the trainer should also be a person possessed with keen eyesight in order to observe carefully the working of the blind student and the guide dog and point out errors and secure improvement in their relationship.

5. The experienced trainer or rather, a person who is qualified to be an experienced trainer, should be a man of character and integrity; must know dogs, and what and how to select them for guide work; should be able to recognize ailments and know when to call in a veterinarian; must understand people; must know the limitations blindness imposes upon an individual; and must be able to teach upon the basis of his pupils' understanding. He should be sensibly socially-minded. Such an individual is needed to be able to teach other apprentice trainers when the demand requires the enlargement of operations.

At the present time there are estimated to be about 10 to 12 guide dog training schools located in California. In addition, there is a school located in Michigan and another in Illinois. Finally, there is the first

established school in this area, "The Seeing Eye" of Morristown, New Jersey.

There are no laws governing guide dogs or the training thereof on the statute books of any commonwealth.

Presumably some proposed legislation on the subject of regulation of trainers of guide dogs will be introduced at the forthcoming session and probably the interim Assembly committee itself will introduce proposed legislation based upon the findings and recommendations of this committee during the course of its study. Normally, any legislation involving regulation and licensing would be placed in the Department of Professional and Vocational Standards rather than in the State Department of Social Welfare. However, the Legislature, if it indeed decides to pass any such legislation at all, may feel that the welfare of blind persons is so intimately related to the regulatory statute that it would desire to have it in a department of government more directly concerned with the welfare of human beings. If the Legislature gives this department and its division for the blind jurisdiction over the administration over any new legislation created in this area, then of course both the department and its division for the blind would do its best to adequately administer any such legislation.

I hope that you find the foregoing material sufficient in connection with any advice or counsel which might be required to be given by this department in connection with the Legislature's consideration of regulatory measures in the area of guide dog trainers for the blind. However if you wish any additional information, I will do my best to secure it between now and the time the Legislature meets. I have purposely omitted from my report to you any material touching upon the manner in which present guide dog schools for the blind in California are being run, since I do not believe that this is the problem at all but rather, as stated elsewhere in this report, whether or not licenses are to be issued to those who aspire to be trainers of guide dogs for the blind and the minimum requirements which should be met in order to secure such licenses.

This resolution was passed unanimously at a regular meeting of the East Bay Club of Blind Women, on December 21, 1946.

WHEREAS, Many blinded adults find it convenient and expedient to use trained dogs to guide them in getting about from place to place, and

WHEREAS, The safety of any individual using a dog to guide him makes it essential that the dog be expertly trained to guide and the individual be expertly trained in the use of the dog; and

WHEREAS, No uniform standard exists in the State of California governing (1) the character and quality of training which should be possessed by an individual acting as a trainer of said dogs; (2) the length of time required to train the individual with the dog; (3) the standards, rules, and regulations of schools purporting to train dogs to guide blind persons; now, therefore, be it

Resolved, By the East Bay Club of Blind Women at a regular meeting of said organization that legislation be enacted in the State of California to the end that standards be set up: (1) For the training of persons to train dogs to guide blind persons; (2) to prescribe regulations for the training of the individuals who use the dogs; (3) to prescribe regulations under which schools purporting to train dogs to guide the blind may exist.

RESOLUTIONS COMMITTEE

Mr. Ralph M. Brown November 15, 1946
Chairman, Interim Committee
1027 Eye Street, Modesto, California

DEAR MR. BROWN: It has come to my attention that the interim committee desires information concerning guide dogs. I am Mr. Anthony Cunha, and live at 7206 Rudsdale Street, Oakland, California. I will be 50 years of age this month and am employed at the Alameda Naval Air Station as a journeyman metalsmith. I have worked there almost four years. No blind person is allowed to work at the Alameda Naval Air Station unless they have a guide dog.

* * * * * * *

I heartily endorse legislation that will license guide dog training schools and their trainers as I feel it is most important that blind people be protected against racketeers

Yours very truly,
(Signed) DR. NEWEL PERRY, President

MEETING OF CALIFORNIA COUNCIL FOR THE BLIND

Fresno, California, April 19, 1947

Discussion by Council Members on Assembly Bill No. 2393:

It was moved, seconded, and carried unanimously that the California Council for the Blind endorse Assembly Bill No. 2393 with the following wording:

"No blind person with a guide dog shall be prohibited from entering any place or conveyance open to the public, provided that the guide dog shall be muzzled upon request."

(Signed) DR. NEWEL PERRY, President
California Council for the Blind

Los Angeles, California, April 28, 1947

Mr. Ralph Brown, Assemblyman
State Capitol Building
Sacramento, California

MY DEAR MR. BROWN: At the meeting of the California Council for the Blind, held April 18th in Fresno, the council unanimously approved Assembly Bill No. 2391 as the bill having the best construction according to the testimony which your committee took at the interim meetings.

* * * * * * *

WALTER H. DORRANCE, Corresponding Secretary
California Council for the Blind

Recommendations Hereby Submitted in Conjunction With Legislation Covering Training of Guide Dogs for the Blind

Passed and unanimously approved by the following veterans groups:

American Legion Post 500, Mira Loma, California
Veterans of Foreign Wars, 7799, West Riverside, California
County Council of Riverside, V.F.W., Riverside County
Second District V.F.W., California
Disabled American Veterans, Riverside, Chapter 28
American Veterans Committee, Riverside, California.

Respectfully submitted.

BEN M. STICH, Veteran

Recommendations Regarding Legislation Covering the Control of Guide Dog Schools in California

The Assembly bills as submitted in the past are adequate.

It is our firm belief that more stringent measures should be taken to insure the safety of our G. I. and civilian blind, in setting up a high requisite for trainers and schools for the training of guide dogs.

So many factors must be considered before a dog can be assigned to a blind individual, such as: Temperament, size, height, weight, and even compatability in personalities. For instance, a large person should have a dog sufficiently strong to stop him at all obstacles; a high strung person should have an easy-going, even-tempered animal, they should be balanced in temperament.

Our recommendations pertinent to the bill are as follows:

1. Schools should be operated on a nonprofit basis to eliminate all possible exploitation of the G. I. and civilian blind.

2. Schools should be administered by a board of directors, made up of both business and professional men.

3. Blind students should receive 30 days training with their dog, or more if necessary.

4. Upon graduating and leaving the school, blind students will be required to, within 30 to 45 days, submit a written report on their progress to the board of examiners, and/or any complaints from working their dog outside the school away from the school environment. Numerous complaints from one particular school will be investigated.

5. Schools should have proper facilities to care for blind students and dogs during the training period, including sleeping quarters, dining rooms and kennels.

6. Dogs will be regularly checked and examined by a competent veterinarian to assure the recipient of a healthy dog, so that the blind student does not have to go through a period of readjustment unnecessarily due to a delicate or unhealthy dog.

7. Dogs should have 60 days primary training during the first 16 months of their lives and 90 days advanced training plus the 30 days training with the student. As the average life of a guide dog's usefulness is from 8 to 10 years, no dog over two years of age should be assigned to a blind person, in this way assuring the maximum span of usefulness with the dog for the individual.

8. There should be a board of examiners made up of three qualified persons. Before classes can be graduated an examination will be made by the board to determine whether or not the dog and the man are qualified to leave the school and work individually in traffic conditions such as may be experienced in cities like San Francisco and Los Angeles.

* * * * * * *

Respectfully submitted.

BEN M. STICH, Blind Veteran
Rt. 2, Box 427, Riverside, California
Phone 8720 J 5

1055 California Street, San Francisco 8, California

Mr. Ralph M. Brown March 1, 1947
Assembly, California Legislature
Sacramento, California

DEAR MR. BROWN: Thank you for the copy of bills to be introduced on the guide dog trainer, and other problems relative to it.

May I first compliment you and your committee on the excellent and understanding approach with which you so adequately drafted the recommendations, especially on a subject that even those in this field know so very little about; and where so much confusion exists.

* * * * * * *

Yours truly, (Signed) CONSTANCE EDWARDS

HAZEL HURST FOUNDATION FOR THE BLIND, INC.

Pasadena 19, California

Mr. Ralph M. Brown January 27, 1947
State Capitol
Sacramento 14, California

DEAR MR. BROWN: Enclosed please find a copy of our proposal after giving it a great deal of discussion in a committee meeting of our own. I do, however, wish to point out that this plan has not received the approval of our board of directors as they do not meet until the second Tuesday of February.

We would appreciate knowing when Mrs. Niehouse's Social Welfare Committee will meet to consider your interim committee's proposal.

I sincerely appreciate your splendid cooperation on this entire matter.

Sincerely,
(Signed) HAZEL HURST COLOURIS, President

Recommendations Regarding Assembly Bill No. 1876, First Introduced by Mr. Stewart, January 27, 1945

The mere licensing of trainers should be given serious consideration, because there are many other things involved besides the training of a dog. Any person passing a series of tests in guide dog training would not necessarily be qualified as a trainer. The proper teaching of the blind student to use a dog, and the fitting of the right dog to the individual blind person, as to temperament, size, etc., is of the utmost importance. Unless the blind student and his dog are compatible in personality, etc., the dog's performance will be far below average and even unsafe. It would be like trying to wear eye-glasses prescribed for another person's eyes.

Of more importance in the licensing of guide dog trainers, is the approval of and licensing of the schools operated in this State. There should be standards by which a school would be qualified to train dogs as guides, and to train the blind in their use. In considering any type of legislation the question arises in our minds who will be considered qualified to judge the ability of the trainers before approval in receiving a license. This thought alone brought us to believe that schools needing high standards and qualifications would be in an excellent position to test and license their own trainers in order to uphold their standards and qualifications.

Our recommendations pertaining to this bill are as follows:

I. SCHOOLS

A. Schools should meet with the requirements of the council of social service.

B. Schools should be nonprofit corporations, so that they could not be used by any individual or group, for their own gainful purposes.

C. Schools should be properly administered by a board of directors. (We feel that the persons qualified to make up a board of directors are business men, medical men, legal men, etc., because we feel that this combination of business and professional individuals is best fitted to direct this type of organization).

D. Schools should have proper facilities to care for the blind students and for the dogs.

E. Blind students should have a training period of not less than one month—and more time if necessary.

F. Dogs should have a training period of not less than three (3) months—not including the month of training with the blind student.

G. It should be the policy of the schools not to use dogs over two years of age, so that the blind student will have a maximum of years of use of the dog.

H. The person responsible to the school, as director or head of the training department for dogs, blind students, and student trainers, should have not less than three (3) years actual and proven experience in the training of the dogs and the blind students. They should have a record of not less than twenty-two (22) dog and man units successfully trained and graduated and working in safety. (We feel that the number of dog-man units graduated and working in safety is very important because a well-trained dog is only one-third of the complete picture. The fitting of the blind student and dog, and the correct training of the blind student is of equal importance and should compose the other two-thirds of a successful dog-man unit. This director, or head of the training department for the dogs, blind students, and student trainers, and held directly responsible to the school, should assume over-all responsibility for the blind students, dogs, and student trainers.

I. No dog and man unit should be considered to be completely trained until it can work safely under the heaviest traffic conditions in cities such as Los Angeles or San Francisco.

II. LICENSING OF TRAINERS

We feel that trainers should be licensed by the schools, after they have met the training requirements approved of by the State. This would make the schools responsible for the proper education of the trainer, and he would, of necessity, receive his instructions under qualified personnel.

A. Present trainers could be licensed if they have had not less than three (3) years' experience in the actual and complete training of dogs and blind students, and have a record of not less than twenty-two (22) dog and man units successfully trained, graduated, and working in safety.

B. Student trainers working for a license, must study and train under the supervision of a licensed and qualified trainer, for a period of not less than three (3) years, and meet the requirements approved of by the State. In this three (3) year period he must completely train and graduate not less than twenty-two (22) dog-man units under the supervision of the licensed trainer.

TAILWAGGERS

6362 Hollywood Boulevard, Los Angeles 28, California

Hon. Ralph Brown April 24, 1947
State Capitol
Sacramento, California

Assembly Bills Nos. 2090-2094 incl.

SIR: The writer has studied the above bills and has the following suggestions for improvement before adoption:

Assembly Bill No. 2090 Section 3503, line 7

We suggest that the words "and will" be inserted after the word "equipped" to insure that the blind student will be guaranteed a minimum of four weeks' training which is absolutely necessary before they should be expected to work properly with a guide dog. There has been too much laxity in the amount of training which has resulted in the student and dog being retired from active service.

We also suggest that something like the following amendment be made to the same bill:

"Any blind person who shall have completed the prescribed four weeks' course with licensed trainer, will, upon application, receive an identification card issued by the Board of Examiners which will entitle him and his dog to enter into any place open to the public." (Assembly Bill No. 2393)

For your information we are starting a new class of young lady students this coming month. They, as have all previous Tailwagger students, will receive a full four weeks' course and their dogs and training will be granted them without cost.

Sincerely,
(Signed) P. G. LINDSAY

HOLLYWOOD DOG TRAINING SCHOOL

12350 Riverside Drive, North Hollywood, California

Hon. Ralph M. Brown March 3, 1947
Assembly Box 200, State Capitol
Sacramento 14, California

DEAR SIR: Thank you for your letter from February 24, 1947 in which you ask for suggestions concerning certain Assembly bills.

* * * * * * *

I would like to see the following incorporated in Assembly Bill No. 2391 Section 7200; line 14: Of which at least one (maybe two) members shall be men who have proven in the past through their occupation in training and handling of dogs the ability to judge other individuals for this profession. (Such men not necessarily have to be guide dog trainers.) Such men can be of valuable assistance to the state board.

* * * * * * *

With the best wishes for success I am
Sincerely yours,
(Signed) CARL SPITZ

GUESTS EXTENDED PRIVILEGE OF ASSEMBLY FLOOR

On request of Mr. Thorp, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to G. F. Babcock, teacher of the New Hope School of Thornton, and the following pupils: Lupe Mendoza, Emily Ferreira, Rosita Cuyno, Agripina Lerma, Thomas Roper, Byron Williams, Billy Rodgers, Elbert Pinkham, Johnny Herrera, Helen Tindle, Wayne Little, Wayne Holcomb, Bernice Gallagher, Delores Hillson, Geraldine Young, Alice Turner, Edwin Summers, Gilbert Sotello, James Rodgers, James Wilson, Wavel Hale, Thomas Huggins, Hollis Roberson, Jerry Colombo, Billy Roach, and Roberta Combs.

On request of Messrs. Weber and Thorp, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. H. H. Sugers, Mrs. Wm. Swan, and Mrs. R. D. Kay, teachers of the French Camp School, and the following pupils: Gene Barbee, Patsy Hardin, Jimmie Carrasco, Celeste Teneira, Russell Armstrong, Nettie Armstrong, Carmen Ovando, Shirley Swan, Bonnie West, Arlonne Duncan, Mary Davis, Shirley Stewart, Andrew Raya, Angelo Raya, Ann Smith, Lanette Poff, Nick Romero, Tom Tanaka, Dolly Parker, Mujeko Murata, Bernadette Soares, Phyllis Kaiser, Elsie Silveira, Robert Acoba, Tommy Bratcher, Raymond Luerana, Violet Acoba, Eugene Balantac, Yoshiye Yagi, Yokika Kikuchi, Joan Mercada, Donna Davis, Marjorie Little, Gary Coffee, and Milan Miner.

On request of Mr. Brown, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mr. Eugene Wheeler, teacher, and the following pupils of the Hughson High School, Hughson, Calif: Ronald Dameron, William Johnson, Margie Tallman, Doris Van Sandt, Beth Bronson, Shirley Sawyer, Joyce Miller, Martha Wheeler, Joan Kingery, Leila Pope, Dorothy Braeten, Francis Avila, James Powell, Jere Woodhead, Aubrey Hamlow, Ralph Squire, Raymond Parkinson, Gerald W. Goesch, and Colene Sawyer.

On request of Speaker Collins, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to former Assemblyman and Mrs. Chas. Randall (Mrs. Wheeler) of Los Angeles.

On request of Mr. Hinton, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Nance Morton of Burbank.

On request of Mr. Dolwig, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Paul Bayer and James B. Snowden of Redwood City.

ADJOURNMENT

At 1.20 p.m., on motion of Mr. Dickey, the Speaker declared the Assembly adjourned until 9 a.m., Wednesday, May 14, 1947, out of respect to the memory of the late Chester Hinton of Jeffersonville, Indiana.

SAM L. COLLINS, Speaker

GERALDINE B. HADSELL, Minute Clerk

CALIFORNIA LEGISLATURE
FIFTY-SEVENTH (GENERAL) SESSION

ASSEMBLY DAILY JOURNAL

SIXTY-SIXTH LEGISLATIVE DAY
ONE HUNDRED TWENTY-NINTH CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO
Wednesday, May 14, 1947

The Assembly met at 9 a.m.
Hon. Sam L. Collins, Speaker of the Assembly, presiding.
Chief Clerk Arthur A. Ohnimus at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burns, Butters, Caldecott, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Dolwig, Doyle, Dunn, Elliott, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, Price, Robertson, Rosenthal, Sherwin, Sillman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—63.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. Raymond Renwald:

O Almighty and Everlasting God, look upon the heart of Thy dearly beloved Son and upon the praise and satisfaction He offers Thee in behalf of sinners and for those who seek Thy mercy. Be appeased and grant us the pardon we seek from Thy mercy in the name of the same Jesus Christ, Thy Son, who lives and reigns with Thee forever—AMEN.

READING OF THE JOURNAL DISPENSED WITH

On motion of Mrs. Niehouse, further reading of the Journal of the previous legislative day was dispensed with.

LEAVES OF ABSENCE FOR THE DAY

The following members were granted leaves of absence for the day, because of illness:

Mr. Miller, on motion of Mr. Kirkwood.
Mr. Erwin, on motion of Mr. Field.
Mr. Burke, on motion of Mr. Dickey.

REQUEST FOR UNANIMOUS CONSENT TO BE EXCUSED

Mr. Field asked for, and was granted, unanimous consent that he be granted a leave of absence from May 16th to June 3d, inclusive, for the purpose of attending to personal business out of the State, and desired to waive his per diem.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, May 14, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 55	Assembly Bill No. 1897
Assembly Bill No. 525	Assembly Bill No. 1898
Assembly Bill No. 1352	Assembly Bill No. 2093
Assembly Bill No. 1512	Assembly Bill No. 2224
Assembly Bill No. 1802	Assembly Bill No. 2291

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 14, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined

Assembly Bill No. 325
Assembly Bill No. 1781
Assembly Bill No. 1810

And reports the same correctly re-engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 13, 1947

MR SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 727—An act to add Section 3082.1 to the Welfare and Institutions Code, relating to aid to the blind;

Assembly Bill No. 957—An act to amend Sections 31, 44, 55.5, 57, 57.3, 93, 102, 112, and 135 of, to add Sections 111.7 and 129 and Article 6.5 to, and to repeal Section 117 of, the County Employees Retirement Act of 1937, to amend Sections 31521, 31526, 31553, 31583, 31620, 31624, 31644, 31672, and 31727 of, to add Sections 31671.5, 31705 and Article 7.5 to Chapter 3 of Part 3 of Division 4 of Title 3 of the Government Code, and to repeal Section 31678 of the Government Code, relating to county retirement systems;

Assembly Bill No. 958—An act to amend Section 118 of the County Employees Retirement Act of 1937 and Section 31679 of the Government Code, relating to retirement allowances;

And reports that the same have been correctly enrolled, and presented to the Governor on the thirteenth day of May, 1947, at 2 p.m.

WEBER, Chairman

RE-REFERENCE OF BILLS

By order of the Speaker, the following bills were withdrawn from the file, and re-referred as follows:

Assembly Bill No. 1352 re-referred to Committee on Agriculture.

Assembly Bill No. 1810 re-referred to Committee on Transportation and Commerce.

Assembly Bill No. 525 re-referred to Committee on Agriculture.

Assembly Bills Nos. 1897 and 1898 re-referred to Committee on Revenue and Taxation.

Assembly Bill No. 55 re-referred to Committee on Ways and Means.

Assembly Bills Nos. 2224 and 2291 re-referred to Committee on Education.

CONSIDERATION OF DAILY FILE

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 375—An act to amend Section 4651 of the Labor Code, relating to the payment of workmen's compensation.

Bill read second time, and ordered engrossed.

Assembly Bill No. 2140—An act to amend Section 10493 of the Insurance Code, relating to insurance.

Bill read second time, and ordered engrossed.

Assembly Bill No. 2144—An act to add Section 9105 to the Government Code, relating to a legislative office for Members of the Assembly at Los Angeles, and making an appropriation therefor.

Bill read second time, and ordered engrossed.

Assembly Bill No. 2084—An act to amend Section 10270 of the Insurance Code, relating to disability insurance policies.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Finance and Insurance:

Amendment No. 1

On page 2, line 49, of the printed bill, as amended in the Assembly on April 23, 1947, strike out "substance,".

Amendment No. 2

On page 2, line 51, of the printed bill, as amended, strike out "substance,".

Amendment No. 3

On page 3, line 5, of the printed bill, as amended, strike out "Sections 10129 and 10130 do", and insert "Section 10130 does".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 762—An act to amend Sections 9080 and 9084 of, to add Sections 9084.5 and 9094 to, and to repeal Section 9087 of, the Insurance Code, relating to fraternal fire insurance.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Finance and Insurance:

Amendment No. 1

In line 2 of the title of the printed bill, as amended in the Assembly on May 7, 1947, after "9084 of," insert "and".

Amendment No. 2

In lines 3 and 4 of the title of said bill, strike out "and to repeal Section 9087 of,".

Amendment No. 3

On page 2 of said bill, strike out line 32; and in line 33, strike out "SEC. 4", and insert

"SEC. 3".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2425—An act to amend Section 1703.5 of, and to add Sections 1706.85 and 1706.95 to the Insurance Code, relating to the licensing and examination of agents.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Finance and Insurance:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in the Assembly on May 7, 1947, strike out "Section 1703.5", and insert "Sections 1703.5 and 1706.8".

Amendment No. 2

Strike out the period at the end of the title of said bill, and insert "and making an appropriation to carry out the provisions hereof"

Amendment No. 3

On page 1 of said bill, between lines 17 and 18, insert

"SEC. 2. *Section 1706.8 of said code is amended to read:*

1706.8. A license shall not be issued under this article to any person required to pass an examination, until such examination has been passed, but the commissioner may issue to an applicant who has never theretofore held or been named in a license *or certificate of convenience* and who has met the requirements set forth in Section 1706 other than with respect to an examination a certificate of convenience, operative for a period not less than three months and not extending beyond six months from issuance, permitting such applicant to act as a life agent pending fulfillment of the examination requirements. In no event, however, shall certificates of convenience be effective for any period longer than six months from and after the date when the first such certificate is issued to the applicant. Such certificate does not permit the holder thereof to transact insurance covering himself or any person specified in Section 760.5 except as permitted by the next paragraph nor to participate directly or indirectly in any commission paid thereunder or therefor. Solely for the purpose of determining the fees in respect thereto, such certificate shall be deemed a license.

The holder of a certificate of convenience issued pursuant to this article may transact insurance upon himself, if he receives no commissions on such insurance until after he has received his permanent license, to the following extent:

(a) Life insurance having a face amount not exceeding five thousand dollars ($5,000).

(b) Disability insurance under which the largest specific indemnity is not more than ten thousand dollars ($10,000)"

Amendment No. 4

On page 1, line 18, of said bill, after "SEC.", strike out "2", and insert "3".

Amendment No. 5

On page 1, line 21, of said bill, strike out "A", and insert "As respects all applications filed on and after July 1, 1948, a".

Amendment No. 6

On page 1, line 22, of said bill, between "the" and "insurer", insert "appointing".

Amendment No. 7

On page 2 of said bill, strike out lines 2, 3, and 4, and insert "and instruction previously approved by the commissioner and given by or on behalf of an insurer."

Amendment No. 8

On page 2, line 25, of said bill, after "SEC.", strike out "3", and insert "4".

Amendment No. 9

On page 2 of said bill, strike out lines 50 and 51, and insert

"SEC. 5. For the purpose of carrying out the provisions of this act, there is hereby appropriated out of the Insurance Fund for the support of the Department of Insurance in accordance with the following schedule and in augmentation of Item 170 of the Budget Act of 1947, the sum of twelve thousand dollars ($12,000):

Salaries and Wages	$11,420
Operating Expenses	580
Total of Schedule	$12,000".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 33—An act to add Section 10115 to the Insurance Code, relating to life insurance policies.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Finance and Insurance:

Amendment No. 1

On page 1 of the printed bill, strike out lines 3 to 14, inclusive, and insert

"10115. (a) Except as provided in subdivision (d) hereof, whenever the premium for a policy of life insurance other than group life insurance is paid to an insurer or its agent at the time the written application for such policy is made to such insurer or its agent, the insurer or its agent shall issue and deliver to the applicant a binding receipt on a form prepared by the insurer.

The failure or neglect on the part of an agent to comply with the requirements of this subdivision shall constitute grounds, under subdivision (e) of Section 1731, for the suspension or revocation of his license

(b) A binding receipt, as the term is used in subdivision (a) hereof, is a written acknowledgment by the insurer of receipt by it of the application and the premium and an agreement by it that the insurance applied for shall be deemed to be in force and effect from the date the application is so made or, where a medical examination is required, from the date of the medical examination, whichever date is later, and for such a period of time as the premium paid would purchase such insurance at the insurer's then current premium rates, under the following conditions and whether or not a policy is issued and delivered and notwithstanding the date of any such issuance and delivery:

(1) The application is approved by the insurer, or qualifies for approval by the insurer under its then current underwriting standards, for the issuance by it of a policy of life insurance under the plan, for the premium and for the amount of insurance specified in the application

(2) The person on whose life the insurance is applied for dies on or after the date the application is so made or, where a medical examination is required, the date of the medical examination, whichever date is later, but before the issuance and delivery of a policy.

(c) If an insurer or its agent fails or neglects to issue and deliver a binding receipt as required by subdivision (a) the insurance applied for shall be deemed to be in force and effect from the same date, for the same period of time and to the same extent as if a binding receipt had been issued as required by subdivision (a).

(d) This section does not apply where an applicant specifies in the application a particular date (day, month and year) on which he desires the insurance applied for to become effective

(3) Any waiver of the provisions of this section is void."

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2496—An act to amend Sections 10340 and 10342 of the Insurance Code and to add Section 10375 and 10376 to the Insurance Code, relating to the payment of proceeds of disability insurance policies.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Finance and Insurance:

Amendment No. 1

On page 3, line 10, of the printed bill, as amended in the Assembly on May 1, 1947, strike out "The provisions of this section", and insert "This standard provision".

Amendment No. 2

On page 3, line 23, of said bill, after "beneficiaries", insert ", consistent with Section 10344,".

Amendment No. 3

On page 3, line 30, of said bill, strike out the period, and insert "except as provided in Section 10369."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 653—An act to amend Section 15 of the Personal Property Brokers Act as revised by Chapters 952 and 1044 of the Statutes of 1939, relating to books and records.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Finance and Insurance:

Amendment No. 1

On page 1, line 5, of the printed bill, strike out "and shall maintain in the State of California".

Amendment No. 2

On page 1 of the printed bill, after line 23, insert "The commissioner may require the production for examination in the State of California of all books, records and supporting data used by the licensee in the preparation of reports to the commissioner. Such books, records and supporting data shall be made available for examination by the commissioner in the State of California within 10 days after written demand therefor."

Amendment No. 3

On page 2, line 2, of the printed bill, strike out "and shall maintain in the State of California".

Amendment No. 4

On page 2 of the printed bill, after line 19, insert "The commissioner may require the production for examination in the State of California of all books, records and supporting data used by the licensee in the preparation of reports to the commissioner. Such books, records and supporting data shall be made available for examination by the commissioner in the State of California within 10 days after written demand therefor."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1330—An act to add Sections 700.01 and 700.02 to the Insurance Code, relating to the classes of insurance business incorporated insurers may be admitted to transact.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Finance and Insurance:

Amendment No. 1

On page 1, line 9, of the printed bill, as amended in the Assembly on May 7, 1947, after "admitted", insert "after December 31, 1947".

Amendment No. 2

On page 1, line 16, of said bill, strike out "not admitted to transact either", and insert "neither admitted to transact or seeking admission to transact".

Amendment No. 3

On page 2, line 36, of said bill, strike out ", or", and insert ". Where an insurer has, with the approval of the commissioner, reinsured and assumed all insurance liabilities of another insurer which has retired from business as an insurer, the length of time the latter has transacted insurance shall be added to the length of time the former has transacted insurance in applying the provisions of this section to the former."

Amendment No. 4

On page 2 of said bill, between lines 42 and 43, insert

"As used in this section, surplus means the excess of admitted assets over the sum of (1) liabilities for losses reported, expenses, taxes and all other indebtedness and reinsurance of outstanding risks as provided by law, and (2) paid in capital, in the case of an insurer issuing or having outstanding shares of capital stock, or (3) the minimum paid-in capital required for all classes of insurance sought to be transacted in this State, in the case of any other insurer."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2009—An act to amend Section 11111 of the Insurance Code, relating to fraternal benefit societies.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Finance and Insurance:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Section 11111", and insert "Sections 11110, 11111, and 11117".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendments is indicated by being enclosed within brackets.

Amendment No. 2

On page 1 of said bill, before line 1, insert

"SECTION 1. Section 11110 of the Insurance Code is amended to read:

11110. Any person not less than 16 [nor more than 60] years of age may be admitted to beneficial, general or social membership in any fraternal benefit society in such manner and upon such showing of eligibility as the laws of the society provide. *With respect to persons admitted to beneficial membership who are more than 60 years of age, provision shall be made for the accumulation and maintenance of assets required for the payment of benefits. For this purpose such benefits shall be valued upon an interest basis not exceeding 3 per cent per annum and with mortality standards within the limitations of this code relating to life or life and disability insurers issuing nonassessable policies on the reserve basis.*"

Amendment No. 3

On page 1, line 1, of said bill, strike out "SECTION 1", and insert "SEC. 2".

Amendment No. 4

On page 1, line 12, of said bill, strike out "any other person"; and strike out line 13, and insert "his estate."

Amendment No. 5

On page 1 of said bill, after line 13, insert

"SEC. 3. Section 11117 of the Insurance Code is amended to read:

11117. Any fraternal benefit society may enter into life or disability insurance contracts in such other forms and granting such benefits as its laws authorize, *including the right to issue family group certificates without regard to age or the requirements as to medical examination for amounts not exceeding five hundred dollars ($500), for each insured,* if it provides for the accumulation and maintenance of assets to be required for the payment of such benefits. For this purpose such benefits shall be valued upon an interest basis not exceeding [four] *three* per cent per annum and with mortality standards [adopted by it] within [the limitations of this code relating to fraternal benefit societies, or, at the option of the society,] the limitations of this code relating to life or life and disability insurers issuing nonassessable policies on the reserve basis. *For the purpose of this section a family group certificate is that form of fraternal life insurance contract issued to the head of a family insuring one or more persons dependent, in whole or in part, upon him and may include insurance on his own life or on the life of his spouse whether or not dependent upon him. Nothing contained in this section shall be construed to affect the requirements of Article 8 of this chapter except that children of any age may be included in the family group certificate.*"

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

SECOND READING OF SENATE BILLS

Senate Bill No. 1097—An act to amend Section 13 of the Unemployment Insurance Act, relating to unemployment insurance.

Bill read second time, and ordered to third reading.

Senate Bill No. 1110—An act to amend Section 252 of the Unemployment Insurance Act, relating to a System of Unemployment Compensation Disability Benefits and physicians' certificates thereunder.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Finance and Insurance:

Amendment No. 1

On page 1 of the printed bill, as amended in the Senate on April 14, 1947, strike out lines 7 and 8, and insert "Labor Code, or of a duly licensed dentist or chiropodist, acting within the scope of his practice, stating the medical facts within his knowledge".

Amendment No. 2

On page 1, line 11, of said bill, strike out ". In the case of any individual who", and insert "; provided that with respect to any eligible claimant who is hospitalized in or under the care of any medical facility of the United States Government, a certificate as to such individual's disability signed by any duly authorized medical officer of such facility shall satisfy the requirements of this section. If any individual".

Amendments read, and adopted.

Bill ordered reprinted, and to third reading.

Senate Bill No. 1205—An act to amend Section 201 of the Labor Code, relating to the payment of wages.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Industrial Relations:

Amendment No. 1

On page 1 of the printed bill, as amended in the Senate on April 7, 1947, strike out lines 6 to 13, inclusive, and insert "An employer who lays off a group of employees by reason of the termination of seasonal employment in the curing, canning, or drying of any variety of perishable fruit, fish or vegetables, shall be deemed to have made immediate payment when the wages of said employees are paid within such reasonable time as may be necessary for computation and payment thereof; provided, however, that such reasonable time shall not exceed 72 hours; and further provided, that payment shall be made by mail to any such employee who so requests and designates a mailing address therefor."

Amendment read, and adopted.

Bill ordered reprinted, and to third reading.

REQUEST FOR UNANIMOUS CONSENT THAT CHIEF CLERK BE INSTRUCTED TO HAVE ADDITIONAL COPIES OF HOUSE RESOLUTION NO. 93 MADE

Mr. Maloney asked for, and was granted, unanimous consent that the Chief Clerk be instructed to have three additional illuminated copies made of House Resolution No. 93.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, May 13, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted:

Senate Joint Resolution No. 19

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS

The following resolution was read:

Senate Joint Resolution No. 19—Relative to the creation of an additional cemetery in the Los Angeles area and the enlargement of existing national cemeteries in California.

Referred to Committee on Rules.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, May 13, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed:

Assembly Bill No. 390
Assembly Bill No. 500
Assembly Bill No. 749
Assembly Bill No. 954
Assembly Bill No. 959
Assembly Bill No. 961
Assembly Bill No. 1347
Assembly Bill No. 2505

J. A. BEEK, Secretary of the Senate

Above bills ordered enrolled.

SENATE CHAMBER, SACRAMENTO, May 13, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate appointed Senators Brown, Collier, and Kraft as a Committee on Conference concerning:

Assembly Bill No. 2120—An act to repeal Chapters 2, 3, 4, 12, 13, 13.5, 13.6, 14, 15, 15.5, 16, and 16.5 of the Education Code; to add Chapters 2, 12, 13, 14, 15, and 16 to said code; to amend Section 8761 of said code; and to add Section 8704 to said code, all relating to the Public School System, declaring the urgency thereof, to take effect immediately.

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

SENATE CHAMBER, SACRAMENTO, May 13, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to:

Senate Bill No. 601

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

SENATE CHAMBER, SACRAMENTO, May 13, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted:

Assembly Concurrent Resolution No. 71

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above resolution ordered enrolled.

SENATE CHAMBER, SACRAMENTO, May 13, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted:

Assembly Concurrent Resolution No. 58

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above resolution ordered enrolled.

SENATE CHAMBER, SACRAMENTO, May 13, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed, as amended:

Assembly Bill No. 92
Assembly Bill No. 593
Assembly Bill No. 964
Assembly Bill No. 2143

And respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of the Senate

Above bills ordered to unfinished business file.

SENATE CHAMBER, SACRAMENTO, May 13, 1947

MR SPEAKER: I am directed to inform your honorable body that the Senate on this day passed:

Senate Bill No. 374
Senate Bill No. 421
Senate Bill No. 475
Senate Bill No. 493
Senate Bill No. 495
Senate Bill No. 496
Senate Bill No. 753
Senate Bill No. 847
Senate Bill No. 1111
Senate Bill No. 1112
Senate Bill No. 1393

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS (RESUMED)

The following bills were read the first time:

Senate Bill No. 374—An act to amend Sections 608 and 2188 of the Revenue and Taxation Code and to add Sections 2188.1 and 2188.2 to said code, relating to taxes on improvements, and declaring the urgency thereof to take effect immediately.

Referred to Committee on Revenue and Taxation.

Senate Bill No. 421—An act to amend Section 20361 of the Government Code, relating to termination of membership in the California State Employees' Retirement System, and declaring the urgency thereof, to take effect immediately.

Referred to Committee on Civil Service and State Personnel.

Senate Bill No. 475—An act to amend Sections 16752, 16753, and 16754 of the Business and Professions Code, relating to the preservation and regulation of competition.

Referred to Committee on Judiciary.

Senate Bill No. 493—An act to amend Sections 9, 25, 45, 45.7, and 93 of, and to repeal Section 9.7 of, and to add Section 20.5 to the Unemployment Insurance Act, relating to unemployment and disability insurance.

Referred to Committee on Finance and Insurance.

Senate Bill No. 495—An act to amend Section 6 of the Unemployment Insurance Act, relating to unemployment and disability insurance.

Referred to Committee on Finance and Insurance.

Senate Bill No. 496—An act to repeal Section 207 of, and add Section 207 to the Unemployment Insurance Act, relating to disability insurance.

Referred to Committee on Finance and Insurance.

Senate Bill No. 753—An act to amend Section 41.5 of the California Unemployment Insurance Act, relating to transfer of employers' reserve accounts.

Referred to Committee Finance and Insurance.

Senate Bill No. 847—An act to amend Sections 26451 and 26453 of the Health and Safety Code, relating to packages of or packaged or enclosed food.

Referred to Committee on Public Health.

Senate Bill No. 1111—An act to amend Sections 8.5, 45.5, 45.8, 45.9, 45.10, 64, 305, and 452 of, the Unemployment Insurance Act, relating to unemployment insurance.

Referred to Committee on Finance and Insurance.

Senate Bill No. 1112—An act to add Section 39.5 to the Unemployment Insurance Act, relating to contributions and costs of administration.

Referred to Committee on Finance and Insurance.

Senate Bill No. 1393—An act to grant to the City and County of San Francisco any and all right, title and interest of the State of California in and to those certain submerged lands between the southerly boundary of the City of South San Francisco and the northerly boundary of the City of Burlingame contiguous to the San Francisco Airport in the County of San Mateo.

Referred to Committee on Conservation, Planning, and Public Works.

CONSIDERATION OF DAILY FILE (RESUMED)

UNFINISHED BUSINESS

NOTICE OF MOTION TO RECONSIDER CONTINUED

Mr. Doyle asked for, and was granted, unanimous consent that his notice of motion to reconsider Assembly Constitutional Amendment No. 28 be continued until the next legislative day.

MOTION TO RECONSIDER SENATE BILL NO. 580

In compliance with a notice given on a previous day, Mr. Robertson moved that the vote whereby Senate Bill No. 580 was refused passage be reconsidered.

The roll was called.

Call of the Assembly

Pending the announcement of the vote, Mr. Robertson moved a call of the Assembly.

Motion carried. Time, 9.37 a.m.

The Speaker directed the Sergeant-at-Arms to close the doors, and to bring in the following absent members:

Allen, Brady, Burke, Caldecott, Carey, George D. Collins, Cramer, Crowley, Debs, Dickey, Ralph C. Dills, Erwin, Evans, Gannon, Geddes, Hawkins, Heisinger, Hinton, Huyck, James, Knight, Miller, O'Day, Sheridan, Sherwin, and Weber—26

PROCEEDINGS UNDER CALL OF THE ASSEMBLY BY UNANIMOUS CONSENT

TEMPORARY SUSPENSION OF ASSEMBLY RULE NO. 85

Mr. Field asked for, and was granted, unanimous consent that Assembly Rule No. 85 be temporarily suspended for the purpose of placing a call of the Assembly on any matter on file.

CONSIDERATION OF DAILY FILE (RESUMED)

UNFINISHED BUSINESS (RESUMED)

NOTICE OF MOTION TO RECONSIDER AMENDMENTS TO ASSEMBLY BILL NO. 1839 WAIVED

Mr. Doyle waived his notice of motion to reconsider the vote whereby the amendments to Assembly Bill No. 1839 were adopted.

Assembly Bill No. 1839 ordered reprinted, and engrossed.

THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 1693—An act to amend Sections 8, 8 1, 8 2, 9, and 9.1 of the "Metropolitan Water District Act," approved May 10, 1927, and to amend and to renumber as Section 9.4 the section now numbered as 9.2 of, and to add Sections 9.2 and 9 3 to, said "Metropolitan Water District Act," providing for the taxation of property within metropolitan water districts, for the election by any municipality or public agency, the corporate area of which, in whole or in part, is included within any metropolitan water district, to pay out of its municipal funds, the taxes levied by such metropolitan water district or a percentage thereof, and for the performance of certain functions relating thereto by officers of counties and by the State Board of Equalization; providing for the addition to metropolitan water districts of the corporate areas of municipalities as separate units, for the addition to such metropolitan water districts of territory annexed to component municipalities thereof, and for the effect of such additions and annexations; providing for the preparation and filing of certain documents and maps by such metropolitan water districts and their component municipalities; and declaring the severability of the provisions of this act.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burns, Butters, Caldecott, Clarke, Collier, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Clayton A. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, Price, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—60.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 420—An act to amend Sections 20517 and 20569 of the Water Code, relating to irrigation districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Brown, Burns, Butters, Caldecott, Clarke, Collier, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—60.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 421—An act to add Sections 23650 and 23651 to the Water Code, relating to improvement districts in irrigation districts.

Bill read third time.

Assembly Bill No. 421 ordered passed on file.

Assembly Bill No. 541—An act to amend Sections 24252 and 24253 of the Water Code, relating to irrigation district leases or contracts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brown, Burns, Butters, Caldecott, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Heisinger, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thurman, Waters, Wollenberg, and Mr. Speaker—60.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 2117—An act to amend Section 18590 of the Government Code, relating to services performed by contract.

Bill read third time.

Demand for Previous Question

Messrs. Price, Conrad, Luckel, Butters, and Anderson demanded the previous question.

Demand for previous question sustained.

The question being on the passage of Assembly Bill No. 2117.

The roll was called, and the bill passed by the following vote:

AYES—Berry, Blosser, Boyd, Brady, Brown, Burns, Caldecott, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, M. Philip Davis, Dickey, Clayton A. Dills, Dolwig, Dunn, Evans, Fletcher, Gaffney, Grant, Hinckley, Johnson, Kirkwood, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, O'Day, Robertson, Stanley, Stewart, Thompson, Thurman, Waters, Weber, and Wollenberg—41.

NOES—Anderson, Beck, Bennett, Butters, Clarke, George D. Collins, Lester T. Davis, Doyle, Elliott, Field, Gannon, Geddes, Hahn, Heisinger, James, Kilpatrick, Knight, Lowrey, Price, Sherwin, Silliman, Stephenson, Thorp, and Mr. Speaker—24.

Notice of Motion to Reconsider Assembly Bill No. 2117

Messrs. Stephenson and Beck gave notice that on the next legislative day they would move to reconsider the vote whereby Assembly Bill No. 2117 was this day passed.

FURTHER PROCEEDINGS UNDER CALL OF THE ASSEMBLY DISPENSED WITH ON SENATE BILL NO. 580

At 10.20 a.m., on motion of Mr. Robertson, further proceedings under the call of the Assembly were dispensed with.

The names of the absentees were called, and Senate Bill No. 580 refused reconsideration by the following vote:

AYES—Blosser, Boyd, Butters, Clarke, Collier, Conrad, M. Philip Davis, Clayton A. Dills, Dolwig, Evans, Field, Grant, Johnson, Knight, Loomis, Luckel, O'Day, Robertson, Stanley, Stewart, and Waters—21.

NOES—Anderson, Beck, Bennett, Berry, Brady, Brown, Burns, Caldecott, Carey, Cooke, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Doyle, Dunn, Elliott, Fletcher, Gaffney, Gannon, Geddes, Grunsky, Hahn, Heisinger, Hinckley, Hollibaugh, James, Kilpatrick, Kirkwood, Lowrey, Lyons, Maloney, McCollister, McMillan, Niehouse, Price, Rosenthal, Sherwin, Silliman, Stephenson, Thomas, Thompson, Thorp, Thurman, Weber, Wollenberg, and Mr. Speaker—48.

APPOINTMENT OF SELECT COMMITTEE

Speaker Collins announced the appointment of Messrs. Maloney, Weber, and Wollenberg, as a Select Committee to escort the Hon. John H. Hall, Speaker of the House of Representatives of the State of Oregon, to the rostrum.

RECESS

At 10.27 a.m., on motion of Mr. Maloney, the Assembly recessed until 10.30 a.m. to hear remarks from the Hon. John H. Hall, Speaker of the House, of the State of Oregon.

REASSEMBLED

At 10.30 a.m., the Assembly reconvened.
Hon. Sam L. Collins, Speaker of the Assembly, presiding.
Chief Clerk Arthur A. Ohnimus at the desk.

MEMBER EXCUSED

At 10.30 a.m., Mr. Beck asked for, and was granted, unanimous consent that Mr. Hinton be granted leave of absence for the balance of the legislative day, because of a death in his family.

FURTHER CONSIDERATION OF ASSEMBLY BILL NO. 421

Assembly Bill No. 421—An act to add Sections 23650 and 23651 to the Water Code, relating to improvement districts in irrigation districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Dolwig, Doyle, Dunn, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Hahn, Heisinger, Hinckley, James, Johnson, Kilpatrick, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—58.
NOES—None.

Bill ordered transmitted to the Senate.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 693—An act to amend Section 26901 of the Water Code, relating to irrigation districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Dolwig, Doyle, Dunn, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Hahn, Heisinger, Hinckley, James, Johnson, Kilpatrick, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—58.
NOES—None.

Bill ordered transmitted to the Senate.

NOTICE OF MOTION TO RECONSIDER ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 23 WAIVED

Mr. Kilpatrick waived his notice of motion to reconsider the vote whereby Assembly Constitutional Amendment No. 23 was adopted.

Assembly Constitutional Amendment No. 23 ordered transmitted to the Senate.

Assembly Constitutional Amendment No. 23

A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by adding Section 31e to Article IV thereof, relating to state assistance to public agencies and nonprofit corporations for the construction of hospitals, health centers, and related facilities

Resolved by the Assembly, the Senate concurring, That the Legislature of the State of California, at its Fifty-seventh Regular Session commencing on the sixth day of January, 1947, two-thirds of all the members elected to each of the two houses of the Legislature voting in favor thereof, hereby proposes to the people of the State of California that the Constitution of the State be amended by adding Section 31e to Article IV thereof, to read:

SEC. 31e. No provision of this Constitution shall be construed as a limitation on the power of the Legislature by general law to give or loan state money or other assistance for the construction of hospitals, health centers, and related facilities to counties, cities and counties, cities, local hospital districts, other public districts authorized to construct and operate hospitals, and nonprofit corporations authorized to construct and operate hospitals, or any of them, whether or not the hospitals, health centers, and similar facilities for which such state money or assistance is given or loaned are under the exclusive management and control of the State as state institutions. Any such acts of the Legislature heretofore adopted are hereby confirmed and declared valid and shall have the same force and effect as if adopted after the effective date of this section.

MEMBER EXCUSED

At 10.40 a.m., Mr. Waters asked for, and was granted, unanimous consent that Mr. Huyck be excused for the balance of the legislative day, because of legislative duties elsewhere.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1140—An act to amend Section 160 of the Agricultural Code, relating to white pine blister rust hosts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Dolwig, Doyle, Dunn, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Hahn, Hawkins, Heisinger, Hinckley, James, Johnson, Kilpatrick, Knight, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—63.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1374—An act to amend Section 23286 of the Water Code, relating to cooperation between the United States and districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Dolwig, Doyle, Dunn, Evans,

Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Hahn, Hawkins, Heisinger, Hinckley, James, Johnson, Kilpatrick, Knight, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, Robertson Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—63.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1516—An act to amend Sections 5260, 6650, and 7012, and to repeal Sections 7009, 7010, 7011, and 7015 of the Welfare and Institutions Code, relating to mentally deficient persons

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burns, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Hahn, Hawkins, Heisinger, Hollibaugh, James, Johnson, Kilpatrick, Knight, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, O'Day, Robertson, Rosenthal, Sheridan, Silliman, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—63.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1825—An act to amend Sections 1299.18, 1300.1, 1300.2, 1300.4-a, and 1300.6 of, to repeal Section 1300.5 of, and to add Sections 1300.3-1, 1300.3-2, 1300.3-3, 1300.9h, and 1300.9i to, the Agricultural Code, relating to processors of farm products.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, M. Philip Davis, Debs, Dickey, Doyle, Dunn, Elliott, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Hahn, Hawkins, Heisinger, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Niehouse, O'Day, Sheridan, Sherwin, Silliman, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—60.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1671—An act to add Section 20566.1 to the Water Code, relating to petitions in irrigation districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, M. Philip Davis, Debs, Dickey, Doyle, Dunn, Elliott, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Hahn, Hawkins, Heisinger, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Niehouse, O'Day, Sheridan, Sherwin, Silliman, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—60.

NOES—None.

Bill ordered transmitted to the Senate.

Speaker Pro Tempore Presiding

At 10.58 a.m., Hon. Thomas A. Maloney, Speaker pro Tempore of the Assembly, presiding.

Assembly Bill No. 702—An act to amend Section 54 of the Fish and Game Code, relating to game management areas.

Bill read third time.

The roll was called, and the bill refused passage by the following vote:

AYES—Boyd, Caldecott, Carey, Collier, Cramer, Gannon, James, Johnson, Loomis, Niehouse, Silliman, Stanley, and Thorp—13

NOES—Allen, Anderson, Berry, Burns, Clarke, George D. Collins, Cooke, Crichton, Doyle, Elliott, Field, Gaffney, Geddes, Hahn, Hawkins, Luckel, Lyons, Maloney, McCollister, O'Day, Robertson, Sheridan, Stephenson, Stewart, Thomas, Thompson, Thurman, Waters, and Mr. Speaker—29.

Notice of Motion to Reconsider Assembly Bill No. 702

Mr. McCollister gave notice that on the next legislative day he would move to reconsider the vote whereby Assembly Bill No. 702 was this day refused passage.

NOTICE OF MOTION TO WITHDRAW ASSEMBLY BILL NO. 1116 FROM INACTIVE FILE

Mr. Field gave notice that on the next legislative day he would move to withdraw Assembly Bill No. 1116 from the inactive file, and have it placed upon the third reading file.

RECESS

At 11 a.m., on motion of Mr. Dickey, the Assembly recessed until 11.05 a.m.

REASSEMBLED

At 11.05 a.m., the Assembly reconvened.

Hon. Thomas A. Maloney, Speaker pro Tempore of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, May 14, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 2281

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bill ordered to third reading.

RE-REFERENCE OF BILLS

By order of the Speaker, the following bill was withdrawn from the file, and re-referred as follows.

Assembly Bill No. 2281 re-referred to Committee on Governmental Efficiency and Economy.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1331—An act to amend Section 731a of the Code of Civil Procedure, relating to the use of injunction against a nuisance in industrial or commercial zones.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Burns, Butters, Caldecott, Carey, Clarke, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Hahn, Hawkins, Heisinger, Hollibaugh, Johnson, Kilpatrick, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, Sheridan, Sherwin, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—60.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1828—An act to amend Sections 1261, 1262, 1263, 1267, 1268.1, 1269, and 1273 of, and to add Sections 1268.2, 1268.3, 1268.5, and 1275 to, the Agricultural Code, relating to produce dealers.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, M. Philip Davis, Debs, Dickey, Dunn, Elliott, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Hahn, Heisinger, Hollibaugh, Johnson, Kilpatrick, Knight, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, O'Day, Rosenthal, Sheridan, Sherwin, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—58.

NOES—None.

Bill ordered transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT TO TAKE UP ASSEMBLY BILL NO. 104, OUT OF ORDER

Mr. Fletcher asked for, and was granted, unanimous consent that Assembly Bill No. 104 be taken up, out of order, at this time.

CONSIDERATION OF ASSEMBLY BILL NO. 104

Assembly Bill No. 104—An act to amend Section 10 of the Municipal Court Act of 1925, relating to the constitution of said court and the judges, clerks, marshals and attaches thereof.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Bennett, Berry, Blosser, Boyd, Brady, Brown, Clarke, Collier, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Clayton A. Dills, Ralph C. Dills, Doyle, Elliott, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Hinckley, James, Johnson, Kilpatrick, Loomis, Luckel, Lyons, Maloney, McCollister, Niehouse, O'Day, Rosenthal, Sheridan, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—48.

NOES—George D. Collins, Heisinger, Sherwin, and Stephenson—4.

Bill ordered transmitted to the Senate.

Speaker Presiding

At 11.40 a.m., Hon. Sam L. Collins, Speaker of the Assembly, presiding.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 226—An act to amend Section 12 of an act entitled "An act authorizing the establishment of municipal courts, prescribing their constitution, regulations, government, procedure and jurisdiction, and providing for the election and appointment of the

judges, clerks and other attaches of such courts, their terms of office, qualification and compensation and for the selection of jurors therein," approved May 23, 1925, relating to residential qualifications of attaches of municipal courts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Boyd, Brady, Brown, Butters, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Elliott, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hollibaugh, James, Johnson, Kilpatrick, Lowrey, Luckel, Lyons, Maloney, McMillan, Niehouse, O'Day, Price, Rosenthal, Sheridan, Sherwin, Stanley, Stephenson, Stewart, Thomas, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—59.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 799—An act to amend Section 105a of the Code of Civil Procedure, relating to traveling expenses of a substitute justice or city judge.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Boyd, Brady, Brown, Butters, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Elliott, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hollibaugh, James, Johnson, Kilpatrick, Lowrey, Luckel, Lyons, Maloney, McMillan, Niehouse, O'Day, Price, Rosenthal, Sheridan, Sherwin, Stanley, Stephenson, Stewart, Thomas, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—59.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 240—An act to amend Section 1033.7 of the Code of Civil Procedure, relating to judgment creditors claiming costs or disbursements.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Evans, Fletcher, Gaffney, Gannon, Geddes, Grunsky, Hahn, Hawkins, Heisinger, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Lowrey, Luckel, Lyons, Maloney, McMillan, O'Day, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—63.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 285—An act to amend Section 261a of the Code of Civil Procedure, relating to superior court employees in counties, or cities and counties, of 900,000 population or more.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills Ralph C. Dills, Doyle, Dunn, Evans, Fletcher, Gaffney, Gannon, Geddes, Grunsky, Hahn, Hawkins, Heisinger, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood,

Lowrey, Luckel, Lyons, Maloney, McMillan, O'Day, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—63.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 286—An act to add Section 261c to the Code of Civil Procedure, relating to superior court employees in counties, or cities and counties, of 2,000,000 population or more.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Fletcher, Gaffney, Grant, Grunsky, Hahn, Hawkins, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—61.

NOES—George D. Collins, Heisinger, and Stephenson—3.

Bill ordered transmitted to the Senate.

Assembly Bill No. 287—An act to amend Section 1744 of the Code of Civil Procedure, relating to attaches of the conciliation court in counties of 900,000 population or more.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, James, Johnson, Kilpatrick, Kirkwood, Lowrey, Luckel, Lyons, Maloney, McMillan, Niehouse, O'Day, Robertson, Rosenthal, Sheridan, Sherwin, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—56.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1714—An act to amend Section 737h of the Political Code, relating to salaries of judges of the superior court.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, James, Johnson, Kilpatrick, Kirkwood, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, O'Day, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Weber, Wollenberg, and Mr. Speaker—64.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 2428—An act to amend Section 2147.5 of the Business and Professions Code, relating to treatment by registered graduates, matriculants, and internes for compensation when incident to study, and to provide for hospital residencies by physicians and surgeons from other states.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burns, Butters, Caldecott, Carey, Clarke, George D. Collins, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Dunn, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, James, Kilpatrick, Kirkwood, Loomis, Lowrey, Maloney, McCollister, McMillan, Niehouse, O'Day, Robertson, Rosenthal, Sheridan, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—53.

NOES—Heisinger—1.

Bill ordered transmitted to the Senate.

Assembly Bill No. 810—An act to amend Sections 35, 156, 157, and 158 of, and to add Sections 35.5, 515.1, and 517 to, the Vehicle Code, relating to power cycles and to registration thereof.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burns, Butters, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, James, Johnson, Kilpatrick, Kirkwood, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, O'Day, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—65.

NOES—None.

Motion to Amend Title

Mr. Wollenberg moved the adoption of the following amendment to the title:

Amendment No. 1

In line 3 of the title of the printed bill, as amended in the Assembly on April 28, 1947, strike out "515.1, and 517", and insert "and 515.1".

Amendment read, and adopted.

Bill ordered reprinted, and transmitted to the Senate.

Assembly Bill No. 698—An act to add Section 7008.2 to the Education Code, relating to the apportionment of the State School District Emergency Fund, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, James, Johnson, Kilpatrick, Kirkwood, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, O'Day, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—64

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, James, Johnson, Kilpatrick, Kirkwood, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, O'Day, Robertson, Rosenthal, Sheridan, Sherwin,

Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—64.
NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 2547—An act to add Section 368 to the Education Code, to carry out the provisions of Section 31 of Article IV of the State Constitution by providing for the establishment and use of a fund for temporary transfers to school districts and declaring the urgency thereof.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brown, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr Speaker—64.
NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brown, Burns, Caldecott, Carey, Clarke, Collier, George D Collins, Conrad, Cooke, Cramer, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—64.
NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1101—An act to amend Section 6306 of the Education Code, relating to school district budgets, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burns, Butters, Caldecott, Carey, Clarke, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, O'Day, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—65.
NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burns, Butters, Caldecott, Carey, Clarke, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, O'Day, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—65.
NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 932—An act to amend Section 4041.18 of the Political Code, and Sections 25450 and 25457 of the Government Code, relating to powers of boards of supervisors.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burns, Butters, Caldecott, Carey, Clarke, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—62.

NOES—Dunn—1.

Bill ordered transmitted to the Senate.

Assembly Bill No. 933—An act to amend Section 4041.13 of the Political Code, and Section 25501 of the Government Code, relating to powers of boards of supervisors.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burns, Butters, Caldecott, Carey, Clarke, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—62.

NOES—Dunn—1.

Bill ordered transmitted to the Senate.

Assembly Bill No. 2081—An act to amend Section 24626 of the Education Code, relating to the use of county funds for the support and maintenance of extension work in agriculture and home economics.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Dunn, Elliott, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, O'Day, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—68.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1237—An act to add Section 3261 to the Political Code, providing for daylight saving time in certain months.

Bill read third time.

Demand for Previous Question

Messrs. Evans, Luckel, Rosenthal, Cramer, and Loomis demanded the previous question.

Demand for previous question sustained.

The question being on the passage of Assembly Bill No. 1237.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Beck, Bennett, Berry, Boyd, Brady, Caldecott, Carey, Collier, George D. Collins, Cooke, Cramer, Crichton, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dunn, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Hahn, Hawkins, Kilpatrick, Kirkwood, Luckel, Lyons, Niehouse, O'Day, Price, Rosenthal, Sheridan, Sherwin, Stanley, Stewart, Thomas, Thompson, Thurman, Waters, and Weber—43.

NOES—Blosser, Brown, Burns, Butters, Clarke, Conrad, Lester T. Davis, Clayton A. Dills, Dolwig, Doyle, Gannon, Grunsky, Heisinger, James, Johnson, Loomis, Lowrey, Maloney, McMillan, Robertson, Silliman, Stephenson, Thorp, and Mr. Speaker—24

Bill ordered transmitted to the Senate.

REPORTS OF STANDING COMMITTEES

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, May 14, 1947

MR SPEAKER: Your Committee on Rules, to which was referred:

Assembly Concurrent Resolution No. 74

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

DICKEY, Chairman

Above reported resolution ordered engrossed.

ASSEMBLY CHAMBER, SACRAMENTO, May 14, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Concurrent Resolution No. 74

And reports the same correctly engrossed.

WEBER, Chairman

REQUEST FOR UNANIMOUS CONSENT

Mr. Crichton asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 74, at this time, without reference to file.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 74

Assembly Concurrent Resolution No. 74—Relative to approving certain amendments to the charter of the City of Fresno, in the County of Fresno, State of California, voted for and ratified by the electors of the city at a general municipal election held therein on the fourteenth day of April, 1947.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hawkins, Heisinger, James, Johnson, Kilpatrick, Kirkwood, Lowrey, Luckel, Lyons, Maloney, McMillan, Niehouse, O'Day, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—64.

NOES—None.

Resolution ordered transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT TO EXPUNGE RECORD, AND RESCIND ACTION ON CONFERENCE REPORT CONCERNING SENATE BILL NO. 416

Mr. Grant asked for, and was granted, unanimous consent that the record be expunged, and the action rescinded whereby the report of the Committee on Conference concerning Senate Bill No. 416 was adopted, on Tuesday, May 13, 1947; and that the following corrected report of the Committee on Conference concerning Senate Bill No. 416 be adopted by the original roll call.

CORRECTED REPORT OF COMMITTEE ON CONFERENCE

The following corrected report of Committee on Conference was received, and read:

ASSEMBLY CHAMBER, SACRAMENTO, May 7, 1947

MR. SPEAKER: The Committee on Conference concerning.

Senate Bill No. 416—An act to amend Sections 120, 152, 311, 315, 340, 350, 381, 440, 460, 502, 561, 583, 584, 820, 900, 901, 951, 952, 953, 954, 960, 1121, 1130, 1133, 1134, 1135, 1152, 1153, 1171, 1201, 1210, 1221, 1411, 1421, 1422, 1425, 1481, 1524, 1525, 1621, 1631, 1633, 1720, 1731, 1751, 1753, 1760, 1770, 1771, 1800, 1910, 2000, 2002, and 2005 of the Municipal Utility District Act, to repeal Sections 154, 317, 1211, 1212, 1213, 1220, 1222 thereof, to repeal Article 2, Chapter 4, Part 3, comprising Section 470 thereof, to repeal Chapter 5, Part 6, comprising Sections 1500 to 1507, inclusive, thereof, and add a new Chapter 5, Part 6, comprising Sections 1500 to 1504, inclusive, thereto, and to add Sections 17, 26, 27, 28, 604, 950.5, 950.6, 1202, 1203, 1441, and 1772 thereto, relating to municipal utility districts;

Consisting of the undersigned members, has met, and reports that it has agreed to recommend the following:

That the amendments of the Assembly be not concurred in, and that the bill, as amended on April 18, 1947, be further amended as follows:

Amendment No. 1

On page 4, line 12, of the printed bill, as amended, strike out "two thousand dollars ($2,000)", and insert "three thousand dollars ($3,000)".

BREED
DELAP
KRAFT
Senate Committee on Conference

GRANT
CLAYTON A. DILLS
Assembly Committee on Conference

I do not agree with the majority report of Committee on Conference concerning Senate Bill No. 416

ELWYN S. BENNETT
Member of Assembly Committee on Conference

The roll was called, and the report adopted by the following vote:

AYES—Beck, Berry, Blosser, Boyd, Brown, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cramer, Crichton, Crowley, M. Philip Davis, Debs, Doyle, Field, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hinckley, Hinton, Johnson, Kirkwood, Knight, Loomis, Lowrey, Luckel, Maloney, McMillan, Nicholson, Rosenthal, Sheridan, Sherwin, Stanley, Stewart, Thomas, Thompson, Thorp, Waters, Wollenberg, and Mr. Speaker—47.

NOES—Anderson, Bennett, Brady, George D. Collins, Lester T. Davis, Ralph C. Dills, Dunn, Elliott, Fletcher, Heisinger, Kilpatrick, Lyons, Price, and Thurman—14.

REQUEST FOR UNANIMOUS CONSENT TO TAKE UP ASSEMBLY BILL NO. 663, OUT OF ORDER

Mr. Grunsky asked for unanimous consent to take up Assembly Bill No. 663, out of order, at this time.

Mr. Field withheld unanimous consent.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1697—An act to amend Section 10 of the Public Utilities Act, relating to salaries and compensation of commissioners, officers and employees of the Public Utilities Commission of the State of California (formerly Railroad Commission of the State of California).

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Beck, Bennett, Berry, Blosser, Boyd, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Evans, Field, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Heisinger, Hinckley, James, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Maloney, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stewart, Thomas, Thompson, Thurman, Waters, Weber, and Mr. Speaker—56

NOES—Lowrey, Stephenson, and Thorp—3.

Bill ordered transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT TO TAKE UP SENATE CONCURRENT RESOLUTION NO. 44, OUT OF ORDER

Mr. Silliman asked for, and was granted, unanimous consent to take up Senate Concurrent Resolution No. 44, out of order, at this time.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 44

Senate Concurrent Resolution No. 44—Relative to approving a certain amendment to the charter of the City of Pacific Grove, County of Monterey, State of California, voted for and ratified by the electors of the City of Pacific Grove at the general municipal election held therein on April 14, 1947.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Allen, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burns, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Elliott, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Hahn, Hawkins, Heisinger, Hinckley, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—63.

NOES—None.

Resolution ordered transmitted to the Senate.

REQUESTS FOR PERMISSION TO INTRODUCE BILLS

The following request for permission to introduce a bill was presented:

By Mr. Heisinger:

ASSEMBLY CHAMBER, SACRAMENTO, May 14, 1947

MR. SPEAKER: In accordance with the provisions of Article IV, Section 2, of the Constitution, I request permission to introduce a bill, the title of which is as follows:

An act to provide for the conservation, propagation and increase of migratory bird life through private enterprise, and for that purpose to authorize the creation of game refuge and shooting ground districts, and the use and distribution of water therein.

Respectfully submitted.

S. L. HEISINGER

Request referred to Committee on Legislative Procedure.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, May 14, 1947

MR SPEAKER: Your Committee on Legislative Procedure, to which was referred the following bill, herewith returns the same with the recommendation that the author be permitted to introduce it:

By Mr. Heisinger:

An act to provide for the conservation, propagation and increase of migratory bird life through private enterprise, and for that purpose to authorize the creation of game refuge and shooting ground districts, and the use and distribution of water therein.

WEBER, Chairman

The roll was called, and permission granted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—71.

NOES—None.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

The following bill was introduced, and read the first time:

Assembly Bill No. 2687: By Mr. Heisinger—An act to provide for the conservation, propagation and increase of migratory bird life through private enterprise, and for that purpose to authorize the creation of game refuge and shooting ground districts, and the use and distribution of water therein.

Referred to Committee on Municipal and County Government.

BILLS WITHDRAWN FROM INACTIVE FILE, AND PLACED ON THE THIRD READING FILE

The following bills were withdrawn from the inactive file, and placed upon the third reading file:

Assembly Constitutional Amendment No. 35, on request of Mr. Ralph C. Dills.

Assembly Bill No. 1423, on request of Mr. Brown.

Assembly Bill No. 426, on request of Mr. Debs.

REQUEST FOR UNANIMOUS CONSENT TO TAKE UP ASSEMBLY BILL NO. 763, OUT OF ORDER

Mr. M. Philip Davis asked for unanimous consent that Assembly Bill No. 763 be taken up, out of order, at this time, for purpose of amendment.

Mr. O'Day withheld unanimous consent.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 2481—An act to amend Section 16902 of the Business and Professions Code, relating to the preservation and regulation of competition.

Bill read third time.

Assembly Bill No. 2481 ordered passed on file.

REQUEST FOR UNANIMOUS CONSENT TO TAKE UP ASSEMBLY BILL NO. 663, OUT OF ORDER

Mr. Grunsky asked for, and was granted, unanimous consent that Assembly Bill No. 663 be taken up, out of order, at this time, for purpose of amendment.

CONSIDERATION OF ASSEMBLY BILL NO. 663

Assembly Bill No. 663—An act to amend the title, Sections 17, 19.5, 20, and 23 of the Personal Property Brokers Act as revised by Chapter 952 of the Statutes of 1939 and to amend the title, Sections 17, 19.5, 20, and 24 of the Personal Property Brokers Act as revised by Chapter 1044 of the Statutes of 1939, relating to limitations on loans and charges by personal property brokers.

Bill read third time.

The question being on the adoption of the committee amendments to Assembly Bill No. 663, which were previously adopted, and upon which reconsideration was granted.

Amendments Withdrawn

Mr. Grunsky moved that the amendments be withdrawn.

Motion carried.

Motion to Amend

Mr. Grunsky moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in the Assembly on April 23, 1947, after "17," insert "18,".

Amendment No. 2

In line 3 of the title of said bill, after "17," insert "18,".

Amendment No. 3

On page 1, line 10, of said bill, strike out the comma after "loans", and insert "in the amount of five thousand dollars ($5,000) or less,".

Amendment No. 4

On page 2 of said bill, strike out lines 5 to 23, inclusive, and insert

"Sec. 17. Maximum Rate of Charge. Every licensee hereunder who lends any sum of money not to exceed five thousand dollars ($5,000) in amount may contract for and receive thereon charges at a rate not exceeding two and one-half per centum (2½%) per month on that part of the unpaid principal balance of any loan up to and including but not in excess of one hundred dollars ($100), two percentum (2%) per month on that portion of the unpaid principal balance in excess of one hundred dollars ($100) up to and including but not in excess of seven hundred fifty dollars ($750), and five-sixths of one percentum (⅚%) per month on any remainder of such unpaid principal balance in excess of seven hundred fifty dollars ($750). If, however, any property securing any loan made by a licensee is insured against loss in favor of the licensee, the latter may only contract for and receive thereon charges at a rate not exceeding two percentum (2%) per month on that portion of the unpaid principal balance up to and including, but not in excess of seven hundred fifty dollars ($750), and five sixths of one percentum (⅚%) per month on that portion of the unpaid principal balance in

excess of seven hundred fifty dollars ($750). The maximum charges on loans made under this act shall be computed as a percentage per month of the unpaid principal balance on the basis of the number of days actually elapsed between the making of the original advance and the first repayment of charges and principal and thereafter since the immediately previous repayment of charges and principal. For the purpose of this computation a month shall be any period of thirty (30) consecutive days. The "unpaid principal balance" shall mean the net amount of money, credit, goods or things in action received by the borrower at the time of entering into the transaction and decreasing balances thereof after application of each payment made on the obligation in accordance with the provisions in this paragraph Each payment made by the borrower shall be applicable, first, to the maximum rates of interest, brokerage and all other charges herein provided and, second, the balance of each payment shall be applied to the reduction of the unpaid principal balance of the loan.

However, the lender may contract for the payment of interest, brokerage and all other charges in advance; provided, that however the loan is contracted and paid it shall be subject to the formula set forth in paragraph first of this section of this act and subject to the maximum limitation on rates of interest, brokerage and all other charges provided in said first paragraph of this section of this act."

Amendment No. 5

On page 2 of said bill, strike out lines 42 to 50, inclusive, and insert

"No charges on loans made under this act shall be compounded. The loan contract may provide for pay-"

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendments is indicated by being enclosed within brackets.

Amendment No. 6

On page 3 of said bill, between lines 23 and 24, insert

"SEC 3.1. Section 18 of the Personal Property Brokers' Act, as revised by Chapter 952 of the Statutes of 1939, is amended to read:

Sec. 18. Duties of Licensees. (a) Every personal property broker licensed hereunder shall:

(1) Deliver or cause to be delivered to the borrower, or any one thereof, at the time the loan is made, a statement in the English language showing in clear and distinct terms the name, address and license number of such personal property broker and the broker, if any; the date, amount and maturity of the loan contract, how and when repayable, the nature of the security, if any, for the loan, and the agreed rate of charge;

(2) Obtain from the borrower a signed statement as to whether any person has performed any act as a broker in connection with the making of the loan, and if such statement discloses a broker or other person has participated, then a full statement of all sums paid or payable to the broker or other person shall be obtained and kept by the licensee for a period of two years from and after the date the loan has been paid in full or has matured according to the terms thereof or has been charged off;

(3) Permit payment to be made in advance in any amount on any contract of loan at any time, but the licensee may apply such payment first to all charges due at the agreed rate up to the date of such payment, not to exceed the maximum rate herein permitted;

(4) Deliver or cause to be delivered to the person making any payment, at the time each such payment is made on account of any loan, a [plain and complete] receipt showing the total amount received and identifying the loan contract upon which such payment is applied [; and stating the unpaid principal balance, if any, of such loan].

(5) Upon repayment of any loan in full, release all security therefor, endorse and return any certificate of ownership, cancel or plainly mark "paid" and return to the borrower or person making final payment, any note, chattel mortgage, assignment or order signed by the borrower, except such as are a part of the court record in any action, or such as have been delivered to a third person for the purpose of carrying out the terms thereof.

(b) Every broker licensed hereunder shall:

(1) Deliver to the borrower, or any one thereof, at the time the final negotiation or arrangement is made a statement in the English language showing in clear and distinct terms the name and address and license number of such broker and the personal property broker, the date, amount and terms of the agreement with such broker, and all amounts paid or to be paid to such broker and to any person other than the personal property broker;

(2) Deliver to the personal property broker making the loan a copy of the statement referred to and described in the preceding subsection hereof;

(3) Deliver to the person making any payment to such broker to be retained by him, a plain and complete receipt for each payment made, at the time it is made, showing the total amount received and identifying the brokerage agreement and the loan contract upon which such payment is applied, and showing the application thereof; and if the payment is made by a person other than the personal property broker, a copy of such receipt shall be delivered to the personal property broker;

(4) When the borrower pays the loan in full, see to it that the personal property broker fully complies with subdivision (5) of subsection (a) of this section.

(c) Every licensee shall display prominently in each licensed place of business a full and accurate schedule, to be approved by the commissioner, of the charges to be made and the method of computing the same."

Amendment No. 7

On page 3, line 51, of said bill, after "credit", insert "of the amount or value of five thousand dollars ($5,000) or less."

Amendment No. 8

On page 4, line 6, of said bill, after "loan", insert "of the amount or value of five thousand dollars ($5,000) or less,".

Amendment No. 9

On page 4, line 13, of said bill, after "California", insert "of the amount or value of five thousand dollars ($5,000) or less,".

Amendment No. 10

On page 4, line 49, of said bill, after "loan", insert "of five thousand dollars ($5,000) or less,".

Amendment No. 11

On page 5, line 35, of said bill, after "loans", insert "in the amount of five thousand dollars ($5,000) or less,".

Amendment No. 12

On page 5 of said bill, strike out all of lines 48 to 52, inclusive.

Amendment No. 13

On page 6 of said bill, strike out lines 1 to 13, inclusive, and insert

"Sec. 17. Maximum Rate of Charge Every licensee hereunder who lends any sum of money not to exceed five thousand dollars ($5,000) in amount may contract for and receive thereon charges at a rate not exceeding two and one-half percentum (2½%) per month on that part of the unpaid principal balance of any loan up to and including but not in excess of one hundred dollars ($100), two percentum (2%) per month on that portion of the unpaid principal balance in excess of one hundred dollars ($100) up to and including but not in excess of seven hundred fifty dollars ($750), and five-sixths of one percentum (⅚%) per month on any remainder of such unpaid principal balance in excess of seven hundred fifty dollars ($750). If, however, any property securing any loan made by a licensee is insured against loss in favor of the licensee, the latter may only contract for and receive thereon charges at a rate not exceeding two percentum (2%) per month on that portion of the unpaid principal balance up to and including, but not in excess of seven hundred fifty dollars ($750), and five-sixths of one percentum (⅚%) per month on that portion of the unpaid principal balance in excess of seven hundred fifty dollars ($750). The maximum charges on loans made under this act shall be computed as a percentage per month of the unpaid principal balance on the basis of the number of days actually elapsed between the making of the original advance and the first repayment of charges and principal and thereafter since the immediately previous repayment of charges and principal. For the purpose of this computation a month shall be any period of thirty (30) consecutive days. The "unpaid principal balance" shall mean the net amount of money, credit, goods or things in action received by the borrower at the time of entering into the transaction and decreasing balances thereof after application of each payment made on the obligation in accordance with the provisions in this paragraph. Each payment made by the borrower shall be applicable, first, to the maximum rates of interest, brokerage and all other charges herein provided and, second, the balance of each payment shall be applied to the reduction of the unpaid principal balance of the loan.

However, the lender may contract for the payment of interest, brokerage and all other charges in advance, provided that however the loan is contracted and paid it shall be subject to the formula set forth in paragraph First of this section of this act and subject to the maximum limitation on rates of interest, brokerage and all other charges provided in said first paragraph of this section of this act."

Amendment No. 14

On page 6 of said bill, strike out lines 32 to 40, inclusive, and insert

"No charges on loans made under this act shall be compounded. The loan contract may provide for payment of".

Amendment No. 15

On page 7 of said bill, between lines 14 and 15, insert

"SEC 7 1. Section 18 of the Personal Property Brokers' Act, as revised by Chapter 1044 of the Statutes of 1939, is amended to read:

Sec. 18. Duties of Licensees. (a) Every personal property broker licensed hereunder shall:

(1) Deliver or cause to be delivered to the borrower, or any one thereof, at the time the loan is made, a statement in the English language showing in clear and distinct terms the name, address and license number of such personal property broker and the broker, if any; the date, amount and maturity of the loan contract, how and when repayable, the nature of the security, if any, for the loan, and the agreed rate of charge;

(2) Obtain from the borrower a signed statement as to whether any person has performed any act as a broker in connection with the making of the loan, and if such statement discloses a broker or other person has participated, then a full statement of all sums paid or payable to the broker or other person shall be obtained and kept by the licensee for a period of two years from and after the date the loan has been paid in full or has matured according to the terms thereof or has been charged off;

(3) Permit payment to be made in advance in any amount on any contract of loan at any time, but the licensee may apply such payment first to all charges due at the agreed rate up to the date of such payment, not to exceed the maximum rate herein permitted;

(4) Deliver or cause to be delivered to the person making any payment, at the time each such payment is made on account of any loan, a [plain and complete] receipt showing the total amount received and identifying the loan contract upon which such payment is applied [; and stating the unpaid principal balance, if any, of such loan].

(5) Upon repayment of any loan in full, release all security therefor, endorse and return any certificate of ownership, cancel or plainly mark "paid" and return to the borrower or person making final payment, any note, chattel mortgage, assignment or order signed by the borrower, except such as are a part of the court record in any action, or such as have been delivered to a third person for the purpose of carrying out the terms thereof.

(b) Every broker licensed hereunder shall:

(1) Deliver to the borrower, or any one thereof, at the time the final negotiation or arrangement is made a statement in the English language showing in clear and distinct terms the name and address and license number of such broker and the personal property broker, the date, amount and terms of the agreement with such broker, and all amounts paid or to be paid to such broker and to any person other than the personal property broker;

(2) Deliver to the personal property broker making the loan a copy of the statement referred to and described in the preceding subsection hereof;

(3) Deliver to the person making any payment to such broker to be retained by him, a plain and complete receipt for each payment made, at the time it is made, showing the total amount received and identifying the brokerage agreement and the loan contract upon which such payment is applied, and showing the application thereof; and if the payment is made by a person other than the personal property broker, a copy of such receipt shall be delivered to the personal property broker;

(4) When the borrower pays the loan in full, see to it that the personal property broker fully complies with subdivision (5) of subsection (a) of this section.

(c) Every licensee shall display prominently in each licensed place of business a full and accurate schedule, to be approved by the commissioner, of the charges to be made and the method of computing the same."

Amendment No. 16

On page 7, line 42, of said bill, after "credit", insert "of the amount or value of five thousand dollars ($5,000) or less."

Amendment No. 17

On page 7, line 49, of said bill, after "loan", insert "of the amount or value of five thousand dollars ($5,000) or less,".

Amendment No. 18

On page 8, line 5, of said bill, after "California", insert "of the amount or value of five thousand dollars ($5,000) or less,".

Amendment No. 19

On page 8, line 40, of said bill, after "loan", insert "of five thousand dollars ($5,000) or less,".

Amendments read, and adopted.

Bill ordered reprinted, and re-engrossed.

NOTICE OF MOTION TO WITHDRAW ASSEMBLY BILL NO. 2307 FROM COMMITTEE

Mr. Evans gave notice that on the second legislative day he would move to withdraw Assembly Bill No. 2307 from the Committee on Public Health, and have it placed upon the file.

MOTION TO EXPUNGE RECORD, AND RESCIND ACTION ON REFERENCE OF ASSEMBLY BILL NO. 98 TO COMMITTEE ON EDUCATION

Mr. Lowrey moved that the record be expunged, and the action rescinded whereby Assembly Bill No. 98 was re-referred to the Committee on Education on May 12th, and that the bill be placed upon the third reading file.

Mr. Ralph C. Dills seconded the motion.

The roll was called, and the motion carried by the following vote:

AYES—Allen, Bennett, Berry, Blosser, Brady, Burns, Butters, Clarke, George D. Collins, Conrad, Cramer, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Evans, Fletcher, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, James, Johnson, Kilpatrick, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Niehouse, O'Day, Price, Silliman, Stewart, Thomas, Thompson, Thorp, Thurman, Weber, and Wollenberg—47.

NOES—Beck, Carey, Crichton, M. Philip Davis, Dunn, Elliott, Field, Geddes, and Kirkwood—9.

Assembly Bill No. 98 ordered to third reading.

REQUEST FOR UNANIMOUS CONSENT TO TAKE UP ASSEMBLY BILL NO. 1294, OUT OF ORDER

Mr. Caldecott asked for, and was granted, unanimous consent to take up Assembly Bill No. 1294, out of order, at this time, for purpose of amendment.

CONSIDERATION OF ASSEMBLY BILL NO. 1294

Assembly Bill No. 1294—An act to add Section 20009.2 to the Government Code, relating to the State Employees' Retirement System.

Bill read third time.

Motion to Amend

Mr. Caldecott moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 3, of the printed bill, strike out "instrumentalities of"; and strike out lines 4 and 5, and insert "the County Supervisors Association of California and any other instrumentality of county government that is maintained entirely out of county funds."

Amendment read, and adopted.

Bill ordered reprinted, and re-engrossed.

REQUEST FOR UNANIMOUS CONSENT TO TAKE UP ASSEMBLY BILL NO. 763, OUT OF ORDER

Mr. M. Philip Davis asked for, and was granted, unanimous consent that Assembly Bill No. 763 be taken up, out of order, at this time, for purpose of amendment.

CONSIDERATION OF ASSEMBLY BILL NO. 763

Assembly Bill No. 763—An act to amend Sections 11 and 11d of the Municipal Court Act of 1925, relating to municipal courts and the attaches of said courts.

Bill read third time.

Motion to Amend

Mr. M. Philip Davis moved the adoption of the following amendments:

Amendment No. 1

On page 2 of the printed bill, as amended in the Assembly on April 16, 1947, between lines 50 and 51, insert

"(e) Persons employed in the service on the effective date of the amendment to this section shall receive credit for prior service in the justice's court, police court or municipal court of the city and in the sheriff's department or constabulary of the county, and shall receive, in addition to the minimum rate, the annual increments commensurate with years of prior service up to the maximum rate set. Changes of title created in establishing the municipal court shall not detract from said years of prior service."

Amendment No. 2

On page 3 of said bill, strike out lines 7 to 17, inclusive.

Amendment No. 3

On page 4 of said bill, between lines 37 and 38, insert

"(f) Persons employed in the service on the effective date of the amendment to this section shall receive credit for prior service in the justice's court, police court or municipal court of the city and in the sheriff's department or constabulary of the county, and shall receive, in addition to the minimum rate, the annual increments commensurate with years of prior service up to the maximum rate set. Changes of title created in establishing the municipal court shall not detract from said years of prior service."

Amendment No. 4

On page 4 of said bill, strike out lines 47 to 52, inclusive; and on page 5, strike out lines 1 to 5, inclusive.

Amendments read, and adopted.

Bill ordered reprinted, and re-engrossed.

REQUEST FOR UNANIMOUS CONSENT THAT ASSEMBLY BILL NO. 7 BE WITHDRAWN FROM THIRD READING FILE, AND RE-REFERRED TO COMMITTEE

Mr. Wollenberg asked for, and was granted, unanimous consent that Assembly Bill No. 7 be withdrawn from the third reading file, and be re-referred to the Committee on Governmental Efficiency and Economy.

REQUEST FOR UNANIMOUS CONSENT THAT ADDITIONAL TABLES RELATIVE TO REPORT OF ASSEMBLY COMMITTEE ON A WORLD TRADE FAIR AND WAR MEMORIAL IN THE LOS ANGELES INDUSTRIAL AREA BE PRINTED

Mr. M. Philip Davis asked for, and was granted, unanimous consent that 1,000 copies of additional tables, relative to the Report of the Assembly Committee on a World Trade Fair, and War Memorial, in the Los Angeles Industrial Area (as printed in the Assembly Journal on May 2, 1947) be ordered printed, as separate documents, in 10-point type.

REPORTS OF STANDING COMMITTEES

Committee on Judiciary

ASSEMBLY CHAMBER, SACRAMENTO, May 14, 1947

MR. SPEAKER: Your Committee on Judiciary, to which were referred:

Senate Bill No. 28
Senate Bill No. 1050
Senate Bill No. 1381

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

BROWN, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 14, 1947

MR. SPEAKER: Your Committee on Judiciary, to which were referred:

Assembly Bill No. 466
Assembly Bill No. 821
Assembly Bill No. 889

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

BROWN, Chairman

Above reported bills ordered to second reading.

Committee on Agriculture

ASSEMBLY CHAMBER, SACRAMENTO, May 14, 1947

MR. SPEAKER: Your Committee on Agriculture, to which were referred:

Senate Bill No. 178
Senate Bill No. 527
Senate Bill No. 587
Senate Bill No. 869
Senate Bill No. 870
Senate Bill No. 871
Senate Bill No. 921
Senate Bill No. 922

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

CLARKE, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 14, 1947

MR. SPEAKER: Your Committee on Agriculture, to which were referred:

Assembly Bill No. 1138
Assembly Bill No. 1826

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

CLARKE, Chairman

Above reported bills ordered to second reading.

Committee on Fish and Game

ASSEMBLY CHAMBER, SACRAMENTO, May 13, 1947

MR. SPEAKER: Your Committee on Fish and Game, to which was referred:

Assembly Joint Resolution No. 45

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

THOMAS, Vice Chairman

Above reported resolution ordered engrossed.

ASSEMBLY CHAMBER, SACRAMENTO, May 13, 1947

MR. SPEAKER: Your Committee on Fish and Game, to which was referred:

Assembly Bill No. 2331

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

THOMAS, Vice Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 13, 1947

MR. SPEAKER: Your Committee on Fish and Game, to which was referred:
Senate Bill No. 39

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

THOMAS, Vice Chairman

Above reported bill ordered to second reading.

Committee on Social Welfare

ASSEMBLY CHAMBER, SACRAMENTO, May 14, 1947

MR. SPEAKER: Your Committee on Social Welfare, to which was referred:
Senate Bill No. 38

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

NIEHOUSE, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 14, 1947

MR. SPEAKER: Your Committee on Social Welfare, to which were referred:
Assembly Bill No. 1303
Assembly Bill No. 2329

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

NIEHOUSE, Chairman

Above reported bills ordered to second reading.

Committee on Public Health

ASSEMBLY CHAMBER, SACRAMENTO, May 14, 1947

MR. SPEAKER: Your Committee on Public Health, to which was referred:
Senate Bill No. 1067

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

DEBS, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 14, 1947

MR. SPEAKER: Your Committee on Public Health, to which were referred:
Assembly Bill No. 629
Assembly Bill No. 2036

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

DEBS, Chairman

Above reported bills ordered to second reading.

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, May 14, 1947

MR. SPEAKER: Your Committee on Rules, to which was referred:
House Resolution No. 175

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

DICKEY, Chairman

REQUEST FOR UNANIMOUS CONSENT THAT SPEAKER'S NAME BE ADDED TO HOUSE RESOLUTION NO. 175 AS CO-AUTHOR

Mr. Thomas asked for, and was granted, unanimous consent that the name of Speaker Sam L. Collins be added to House Resolution No. 175 as a co-author.

CONSIDERATION OF HOUSE RESOLUTION NO. 175 (BY UNANIMOUS CONSENT)

By Messrs. Thomas, Fletcher, Stanley, and Sam L. Collins:

House Resolution No. 175

Relative to requesting the War Department to aid in prevention of serious damage to private property on Orange County beaches

WHEREAS, In past years the erosion caused by wave action on the Orange County beaches south of Anaheim Harbor has been repaired by a natural replenishment of sand supply originating from the Los Angeles and San Gabriel Rivers and moved by the littoral drift southward to said beaches, thereby lessening the damaging effects of storms to communities built along the shore line; and

WHEREAS, In the years 1944-1945, Anaheim Harbor was constructed by the United States Navy as a harbor for small naval craft transporting ammunition from the Navy depot established adjacent thereto, to naval craft offshore; and

WHEREAS, This project included the construction of a 2,300 foot extension to the Seal Beach jetty and an East jetty, 3,936 feet in length some distance downcoast from the West jetty extension, in addition to the dredging on an entrance channel and establishment of an inner harbor; and

WHEREAS, The natural replenishment of sand supply to the beaches south of this harbor, already reduced during the past 40 years as a result of flood control and water conservation works and off-shore structures, has now been practically eliminated by the erection of the East and West jetties, which have intercepted and deflected the littoral drift, and caused great changes in the mean high tide line and in the shore line of this area; and

WHEREAS, The elimination of natural sand supply to these beaches has caused not only the recent expenditure of thousands of dollars on the part of property owners in building bulkheads to protect their homes from storms, but also resulted in the inundation of numerous building lots and the threatened destruction of homes in Surf Side Colony in February, 1947; and

WHEREAS, A recurrence of severe storms accompanied by ground swells, such as experienced in past years, would result in incalculable damage to private property in Surf Side Colony and Sunset Beach, as well as serious damage to the section of the Coast Highway from Seal Beach to Huntington Beach, and to other public property, unless immediate steps are taken to replenish the sand supply by artificial means; now, therefore, be it

Resolved by the Assembly of the State of California, That the Secretary of War of the United States is hereby memorialized and requested, in view of the urgency of the situation, to take immediate steps to follow the recommendations set forth by the Los Angeles Office of the United States Army Engineers, which recommendations were formulated at a meeting held at Seal Beach, California, on February 7, 1947; and be it further

Resolved, That the Chief Clerk of the Assembly is hereby directed to transmit a copy of this resolution to the Secretary of War of the United States.

Resolution read, and adopted unanimously.

REPORTS OF STANDING COMMITTEES

Committee on Social Welfare

ASSEMBLY CHAMBER, SACRAMENTO, May 14, 1947

MR. SPEAKER: Your Committee on Social Welfare, to which was referred:

Assembly Bill No 2274

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, do pass, as amended, and re-refer to Committee on Ways and Means.

NIEHOUSE, Chairman

Above reported bill ordered to second reading.

Committee on Public Health

ASSEMBLY CHAMBER, SACRAMENTO, May 14, 1947

MR. SPEAKER: Your Committee on Public Health, to which was referred:

Assembly Bill No. 743

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended

DEBS, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 14, 1947

MR. SPEAKER: Your Committee on Public Health, to which was referred:
Senate Bill No. 246

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

DEBS, Chairman

Above reported bill ordered to second reading.

Committee on Social Welfare

ASSEMBLY CHAMBER, SACRAMENTO, May 14, 1947

MR. SPEAKER: Your Committee on Social Welfare, to which was referred:
AssemblyBill No. 712

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended

NIEHOUSE, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 14, 1947

MR. SPEAKER: Your Committee on Social Welfare, to which was referred:
Assembly Bill No. 713

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

NIEHOUSE, Chairman

Above reported bill ordered to second reading.

Committee on Fish and Game

ASSEMBLY CHAMBER, SACRAMENTO, May 13, 1947

MR. SPEAKER. Your Committee on Fish and Game, to which was referred:
Senate Bill No. 945

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

THOMAS, Vice Chairman

Above reported bill ordered to second reading.

Committee on Agriculture

ASSEMBLY CHAMBER, SACRAMENTO, May 14, 1947

MR. SPEAKER: Your Committee on Agriculture, to which was referred:
Assembly Bill No 2341

Has had the same under consideration, and reports the same back with amendments with the recommendation. Amend, and do pass, as amended.

CLARKE, Chairman

Above reported bill ordered to second reading.

Committee on Public Health

ASSEMBLY CHAMBER, SACRAMENTO, May 14, 1947

MR. SPEAKER. Your Committee on Public Health, to which was referred:
Senate Bill No. 487

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

DEBS, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 14, 1947

MR SPEAKER Your Committee on Public Health, to which were referred
Assembly Bill No. 715
Assembly Bill No. 1582

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

DEBS, Chairman

Above reported bills ordered to second reading.

Committee on Judiciary

ASSEMBLY CHAMBER, SACRAMENTO, May 14, 1947

MR. SPEAKER: Your Committee on Judiciary, to which was referred:

Assembly Bill No. 188

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

BROWN, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 14, 1947

MR. SPEAKER: Your Committee on Judiciary, to which were referred.

Assembly Bill No. 123	Assembly Bill No. 589
Assembly Bill No. 140	Assembly Bill No 931
Assembly Bill No. 566	Assembly Bill No. 1387

Has had the same under consideration, and reports the same back with amendments with the recommendation · Amend, and re-refer to the committee.

BROWN, Chairman

Above reported bills ordered to second reading.

RESOLUTIONS

The following resolution was offered:

By Mr. Ralph C. Dills:

House Resolution No. 185

Relative to Compton College

WHEREAS, The sixth annual national junior college track and field meet was held on May 9-10, 1947, in Phoenix, Arizona; and

WHEREAS, Leading junior colleges of the Nation were represented by teams of outstanding athletes; and

WHEREAS, The Tartars of Compton College scored in every event but two and thereby won for a second time the national junior college crown; and

WHEREAS, Compton College has previously this year won the national "Little Rose Bowl" football game and the Western States basketball tournament championship; now, therefore, be it

Resolved by the Assembly of the State of California, That this Assembly hereby commends Compton College, the members of the track and field team, Coach Herschel Smith and Director of Athletics Goldie Holmes, upon the honors which they have achieved and have shared with the State of California; and be it further

Resolved, That the Chief Clerk of the Assembly is directed to send suitably prepared copies of this resolution to Dr. O. Scott Thompson, President of Compton College, to Coach Herschel Smith, and to Director of Athletics Goldie Holmes.

Resolution read, and referred to the Committee on Rules.

NOTICE OF MOTION TO RECONSIDER LAPSED

Notice of motion to reconsider Conference Report concerning Senate Bill No. 1075 lapsed.

NOTICE OF MOTION TO RECONSIDER LAPSED

Notice of motion to reconsider Senate Bill No. 163 lapsed.

Senate Bill No. 163 ordered transmitted to the Senate.

NOTICE OF MOTION TO RECONSIDER LAPSED

Notice of motion to reconsider Assembly Bill No. 1027 lapsed.

Assembly Bill No. 1027 ordered transmitted to the Senate.

MEMBERS EXCUSED

By unanimous consent, it is to be noted in the Journal that Messrs. Price and Hinckley were in a conference, relative to legislative matters, most of the morning.

ANNOUNCEMENT OF COMMITTEE MEETINGS

It was announced that the following committees would hold meetings:

Upon adjournment, today—

Municipal and County Government.

At 3 p.m., today—

Governmental Efficiency and Economy.

Manufacturing, Oil, and Mining Industry.

It was announced that the following committees would hold no meetings today:

Education.

Constitutional Amendments.

Municipal and County Government (tonight).

MOTION THAT ADDITIONAL COMMITTEE REPORTS BE CONSIDERED READ

Mr. Dickey moved that all remaining committee reports be considered read, and be ordered printed in the Journal.

Motion carried.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, May 14, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 366

And reports the same correctly re-engrossed.

WEBER, Chairman

Above reported bill ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 14, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Constitutional Amendment No. 32—A resolution to propose to the people of the State of California an amendment to the Constitution of the State by amending Section 1 of Article II thereof, relating to electors;

And reports that the same has been correctly enrolled, and presented to the Secretary of State on the fourteenth day of May, 1947, at 11 a.m.

WEBER, Chairman

Committee on Agriculture

ASSEMBLY CHAMBER, SACRAMENTO, May 14, 1947

MR. SPEAKER. Your Committee on Agriculture, to which was referred:

Assembly Bill No. 2664

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended, and re-refer to Committee on Ways and Means.

CLARKE, Chairman

Above reported bill ordered to second reading.

Committee on Social Welfare

ASSEMBLY CHAMBER, SACRAMENTO, May 14, 1947

MR. SPEAKER: Your Committee on Social Welfare, to which were referred:

Assembly Bill No. 412
Assembly Bill No. 726

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

NIEHOUSE, Chairman

Above reported bills ordered to second reading.

Committee on Judiciary

ASSEMBLY CHAMBER, SACRAMENTO, May 14, 1947

MR. SPEAKER: Your Committee on Judiciary, to which were referred:

Senate Bill No. 82
Senate Bill No. 84
Senate Bill No. 85
Senate Bill No. 87

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee

BROWN, Chairman

Above reported bills ordered to second reading.

GUESTS EXTENDED PRIVILEGE OF ASSEMBLY FLOOR

On request of Mr. McMillan, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mr. and Mrs. Alf. N. Larsen of Culver City.

On request of Mr. Geddes, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Dr. George H. Bell, H. G. Langdon, Dr. V. R. Ross, A. L. Hickson, and A. T. Richardson of Pomona.

On request of Mr. Crichton, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Walter E. Blanchard of Fresno.

On request of the Assembly, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. Carmen Dyche, former Member of the New Mexico State Legislature.

On request of Mr. Dickey, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to the following adult class members from Stonehurst and Brookfield Schools: Mrs Helen E. M. Jensen, teacher; Ruby McBride, Martha T. Vogt, Mamie V. Meller, Georgia White, Marjorie Dwyer, Mrs. Gaudencia Osuna, Mrs. Mary J. Silva, Elizabeth C. Witt, Mrs. N. L. Baldwin, Mrs. F. D. Marvin, Mrs. Milton Jacobs, Mrs. Pankhechovikoff, Mrs. H. N. Bass, Mrs. Erma Elder, Mrs. Mary Mauldin, Mrs. Trinie Pacheco, Mrs. Howard S. Hall, Mrs. Mac Harris, Mrs. R. Steinman, Mrs. Carmen R. Pena, Mrs. Violet Perreirce, Mrs. T. Tureo, Mrs. Ferriera, Mrs. R. Dell'Acqua, Agnes Montgomery, Mrs. Lalita Cooling, Mrs. Lester Burton, Mrs. Clara B. Williams, Mrs. Winifred Rugaard, Elizabeth Rebello, Mrs. H. M. Barber, Mrs. Leon E. Junette, Mrs. C. Nelson, and Mary Ferandes.

On request of Mr. Gannon, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Lena Everett, teacher of the Stanford Junior High School, and the following pupils: Allane Bihl, Harvey Baier, Robert Connell, Max Countryman, Teddy Crook, Maxine Damman, Harold Dunbar, Irma Foster, Marilyn Freeman, Carol Gibbons, Ronald Halcos, Joan Haines, Leonard Johnson, Larry King, Howard Lovdal, Elaine Manchester, Richard Morrow, Rose Marie Muheim, Merwin Neiger, Grover Noah, Mary Lou Payton, Bertha Pinkham, Don Pingree, Barbara Ryno, Margaret Ryno, Marjorie Sowles, Robert Specht, Dick Turney, Margaret Stucker, Gretchen Herald, Shirley Meredith, Tom Ingram, Barbara Flint, Shirley Ryno, and Beatrice Good.

On request of Mr. Blosser, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mr. and Mrs. Leland W. Cutler, and daughter, Mary, of San Francisco.

On request of the Speaker and the Assembly, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to John H. Hall of Portland, Speaker of the Oregon House of Representatives.

On request of Mr. Loomis, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Jay E. Partridge, Miss Lovelle Downing, Allen Risdon, Mrs. Peter Ahart, and Mrs. Lorene Bevan, teachers of the Honcut School of Butte County, and the following pupils: Peter Ahart, Jerry Burns, Wilburn French, Sally Porterfield, Bert Burns, James Dyer, Milton Garber, Rosie Miller, James Porterfield, James Conway, Leland Des Combes, Dwight Lewellen, Glenn Brewer, Betty Mason, Lee Snowden, Juanita Upton, Pauline Martin, Carson Conn, Rosa Mae French, Ernestine Hulsey, Dolores Lewellen, James Miller, Ruben Ruiz, Pauline Upton, and Seretha Upton.

ADJOURNMENT

At 1.16 p.m., on motion of Mr. Dickey, the Speaker declared the Assembly adjourned until 9 a.m. Thursday, May 15, 1947.

SAM L. COLLINS, Speaker

GERALDINE B. HADSELL, Minute Clerk

CALIFORNIA LEGISLATURE
FIFTY-SEVENTH (GENERAL) SESSION

ASSEMBLY DAILY JOURNAL

SIXTY-SEVENTH LEGISLATIVE DAY
ONE HUNDRED THIRTIETH CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO
Thursday, May 15, 1947

The Assembly met at 9 a.m.

Hon. Sam L. Collins, Speaker of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burns, Butters, Caldecott, Carey, Clarke, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—74.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. Raymond Renwald:

O most loving God, Redeemer of the Human Race, look down upon us, humbly gathered together before. We are Thine and Thine we wish to be, but to be more surely united to Thee, behold, each one of us freely consecrates himself anew to Thy service. Many indeed have never known Thee; many too, despising Thy precepts, have rejected Thee; have mercy on them all, most merciful Lord, and draw by Thy sacred love, so that they may come to the knowledge of truth and ever serve Thee with a devoted heart—AMEN.

READING OF THE JOURNAL DISPENSED WITH

On motion of Mr. Maloney, further reading of the Journal of the previous legislative day was dispensed with.

LEAVES OF ABSENCE FOR THE DAY

The following members were granted leaves of absence for the day, because of illness:

Mr. Miller, on motion of Mr. Kirkwood.

Mr. Burke, on motion of Mr. Knight.

The following member was granted leave of absence for the day, and desired to waive his per diem:

Mr. Allen, on motion of Mr. Waters.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, May 15, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Joint Resolution No. 45

And reports the same correctly engrossed

WEBER, Chairman

Above reported resolution ordered on file for adoption.

ASSEMBLY CHAMBER, SACRAMENTO, May 15, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 375
Assembly Bill No. 2140
Assembly Bill No. 2144

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

Committee on Municipal and County Government

ASSEMBLY CHAMBER, SACRAMENTO, May 14, 1947

MR. SPEAKER: Your Committee on Municipal and County Government, to which was referred:

Assembly Bill No. 2605

Has had the same under consideration and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

THURMAN, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 14, 1947

MR. SPEAKER: Your Committee on Municipal and County Government, to which was referred:

Assembly Bill No. 2015

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

THURMAN, Chairman

Above reported bill ordered to second reading.

CONSIDERATION OF DAILY FILE

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 1138—An act to amend Section 150 of the Agricultural Code, relating to agricultural pest control operators.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1826—An act to amend Section 1011 of the Agricultural Code, relating to tolerances for spray residues.

Bill read second time, and ordered engrossed.

Assembly Bill No. 2331—An act to add Sections 41 and 42 to the Fish and Game Code, and to repeal Sections 4149b and 4149d of the Political Code, relating to county game wardens.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1303—An act to add Section 2508 to the Welfare and Institutions Code, relating to county aid to indigent persons.

Bill read second time, and ordered engrossed.

Assembly Bill No. 2329—An act to add Section 6625 to the Welfare and Institutions Code, and to repeal Chapter 363 of the Statutes of 1913, relating to sexual sterilization of mentally deficient persons.

Bill read second time, and ordered engrossed.

Assembly Bill No. 466—An act to add Section 527.5 to the Code of Civil Procedure, relating to temporary restraining orders.

Bill read second time, and ordered engrossed.

Assembly Bill No. 821—An act to amend Sections 103 and 103½ of the Code of Civil Procedure, relating to justices' courts in townships and cities.

Bill read second time, and ordered engrossed.

Assembly Bill No. 889—An act to amend Part 6 of Division 3, Title 2 of the Government Code, relating to the Department of Justice.

Bill read second time, and ordered engrossed.

Assembly Bill No. 2341—An act to amend Section 23 of the Agricultural Probate Act, relating to the termination of programs for marketing agricultural products.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Agriculture:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Prorate", and insert "Producers Marketing".

Amendment No. 2

On page 1, line 1, of said bill, strike out "Prorate", and insert "Producers Marketing".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 713—An act to amend Section 3047 and to add Section 3047.05 to the Welfare and Institutions Code, relating to aid to needy blind.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Social Welfare:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in the Assembly on May 8, 1947, strike out "and to add Section 3047.5 to", and insert "of".

Amendment No. 2

On page 2 of said bill, strike out lines 14 to 39, inclusive.

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 712—An act to amend Section 3082 of the Welfare and Institutions Code, relating to aid to the needy blind.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Social Welfare:

Amendment No. 1

On page 1, lines 11 and 12, of the printed bill, strike out "in which the end of the 60-day period occurred", and insert "following the end of the 60-day period".

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 743—An act to amend Sections 2410, 2413, 2414, 2415, 2416, 2417, 2418, 2419, 2420, 2420.5, and 2425 of, and to add Sections 2412.5, 2413.5, 2413.6, 2417.5, 2417.6, 2417.7, 2419.5, and 2419.6 to, the Labor Code, relating to camps.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Judiciary:

Amendment No. 1

On page 2, line 47, of the printed bill, as amended in the Assembly on May 8, 1947, strike out "piped thereto", and insert "provided".

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 188—An act to amend Section 261b of the Code of Civil Procedure, relating to phonographic reporters in counties of 130,000 population and over.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Municipal and County Government:

Amendment No. 1

Strike out lines 1 to 3, inclusive, of the title of the printed bill, as amended in the Assembly on March 28, 1947, and insert

"An act to add Section 261d to the Code of Civil Procedure, relating to phonographic reporters for the superior courts."

Amendment No. 2

On page 1 of said bill, strike out lines 1 and 2, and insert

"Section 261d is added to the Code of Civil Procedure, to read:".

Amendment No. 3

On page 1, line 3, of said bill, strike out "261b", and insert "261d".

Amendment No. 4

On page 1, line 4, of said bill, strike out "or over", and insert "and less than 175,000 inhabitants".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2274—An act to amend Sections 1510, 1511, and 1512 of the Welfare and Institutions Code, relating to aid to needy children, changing the amount thereof, and making an appropriation.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Social Welfare:

Amendment No. 1

On page 2, line 34, of the printed bill, strike out "Such"; strike out lines 35 and 36; and in line 37, strike out "their own homes or with relatives on a family group basis"

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 412—An act to amend Section 2160 of the Welfare and Institutions Code, relating to aid to aged persons.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Social Welfare:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "amend Section 2160 of", and insert "add Sections 2161.5, 3043.5, and 3433.5 to".

Amendment No. 2

In line 2 of the title of said bill, strike out "aid to aged persons.", and insert "residence requirements for public assistance, including aid to aged persons, aid to needy blind persons, and aid to partially self-supporting blind persons."

Amendment No. 3

On page 1 of said bill, strike out line 1, and insert

"SECTION 1. Section 2161.5 is added to the Welfare and Institutions Code, to read:

2161.5. For the purposes of this chapter, a person shall be deemed to be a resident of a county or of the State, if he has been physically present in such county or in the State for the periods of time required by this chapter.

SEC. 2. Section 3043.5 is added to said code, to read:

3043.5. For the purposes of this chapter, a person shall be deemed to be a resident of a county or of the State, if he has been physically present in such county or in the State for the periods of time required by this chapter.

SEC. 3. Section 3433.5 is added to said code, to read:

3433.5. For the purposes of this chapter, a person shall be deemed to be a resident of a county or of the State, if he has been physically present in such county or in the State for the periods of time required by this chapter."

Amendment No. 4

On page 1 of said bill, strike out lines 2 to 26; and on page 2, strike out lines 1 to 42, inclusive.

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 726—An act to amend Section 3075 of the Welfare and Institutions Code, relating to the rules and regulations of the State Department of Social Welfare pertaining to aid to the blind.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Social Welfare:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "amend Section 3075 of", and insert "add Section 3093 to".

Amendment No. 2

In lines 2 and 3 of the title of said bill, strike out "the rules and regulations of the State Department of Social Welfare pertaining to".

Amendment No. 3

On page 1 of said bill, strike out lines 1 to 13, inclusive, and insert

"SECTION 1. Section 3093 is added to Article 4 of Chapter 1 of Part 1 of Division 5 of the Welfare and Institutions Code, to read:

3093. Whenever the State Department of Social Welfare finds that moneys collected from recipients in repayment of aid granted under this chapter or under Chapter 3 of this part have been collected erroneously, because of mistake of law or fact, refunds shall be made as provided in this section.

Upon certification by the county or the State Department of Social Welfare that the repayment of aid was made and collected erroneously, the county shall refund to the recipient the amount of the county and state shares of the repayment, and the State shall allow to the county in computing the amounts payable to the county pursuant to Section 3087.2 or Section 3460 a credit for any amount of such refund which has previously been credited to the State. If the United States Government pays or credits to the State the amount of the repayment which has been credited to the United States Government, the State shall allow a credit to the county in the amount of the credit received by the State from the United States Government, and the county shall refund to the recipient the amount so credited to the county.

This section shall be applied retroactively, to require the refund of all repayments erroneously collected from recipients of aid within the two years immediately preceding its effective date, notwithstanding the provisions of Section 4075 of the Political Code."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 715—An act to add Section 7102.5 to the Welfare and Institutions Code, relating to state inebriate colonies, making an appropriation for the establishment of such colonies, and authorizing the Department of Mental Hygiene to require work of the inmates thereof, and to pay inmates for such work.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Public Health:

Amendment No. 1

Strike out line 5 of the title of the printed bill, and insert "of the inmates thereof."

Amendment No. 2

On page 1 of the printed bill, strike out line 2, and insert "otherwise appropriated, the sum of six hundred and fifty thousand dollars ($650,000)".

Amendment No. 3

On page 1, line 4, of the printed bill, strike out "and One Hundredth".

Amendment No. 4

On page 1 of the printed bill, strike out line 5, and insert "Fiscal Year for the acquisition (by lease, purchase, or otherwise) of land and buildings, the purchase of equipment therefor, and the establishment, equipping, and operation of".

Amendment No. 5

On page 1 of the printed bill, strike out lines 14, 15, and 16, and insert "of the inmates."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1582—An act to require cooks, bus boys, waiters, waitresses, dishwashers, dishdryers, domestic servants, and all persons handling raw, cooked, or processed foods for human consumption to obtain certificates that they are free from communicable diseases.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Public Health:

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 1

An act to require cooks, bus boys, waiters, waitresses, dish-washers, dish-dryers, and all persons handling raw, cooked, or processed foods for human consumption to obtain certificates that they are free from communicable diseases.

The people of the State of California do enact as follows:

SECTION 1. Persons employed as cooks, bus boys, waiters, waitresses, dishwashers, dish-dryers, domestic servants, and all persons engaged in handling processing foods for human consumption shall not act in their respective capacities unless within one year they have obtained a certificate from the [State Board of Public Health] *local Health Officer* stating that they [are not infected with any communicable disease] *do not have tuberculosis in an infectious stage. The examination shall include an x-ray of the chest.*

Sec. 2. Any person who is employed as a cook, bus boy, waiter, waitress, dishwasher, dish-dryer, domestic servant or any person engaged in handling or processing food for human consumption in violation of Section 1 of this act is guilty of a misdemeanor.

Any person, firm or corporation employing any person engaged in handling or processing food, or as a cook, bus boy, waiter, waitress, dishwasher, dish-dryer, or which employee has not complied with, and is in violation of Section 1 of this act, is guilty of a misdemeanor.

Amendment read, ~~and adopted.~~
~~Bill ordered reprinted, and engrossed.~~

On May 16, 1947, the above record was expunged, and the action rescinded whereby the Assembly on this day adopted the above committee amendments to Assembly Bill No. 1582.

Assembly Bill No. 123—An act to add Section 1714.1 to the Civil Code, relating to liability of parents and guardians for torts of minors.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

On page 1, line 5, of the printed bill, strike out "or guardian", and insert "having custody or control".

Amendment No. 2

On page 1, lines 6 and 7, of said bill, strike out "or guardian", and insert "having custody or control".

Amendment No. 3

On page 1 of said bill, strike out lines 9 to 17, inclusive, and insert "conduct."

Amendment No. 4

On page 2 of said bill, strike out lines 1 and 2, and insert
"(c) The parent or parents having custody or control of the minor."

Amendment No. 5

On page 2, lines 3 and 4, of said bill, strike out "or a guardian", and insert "having custody or control".

Amendment No. 6

On page 2, line 7, of said bill, strike out "on parents or guardians".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 140—An act to amend Section 737s of the Political Code, relating to salaries of judges.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Judiciary:

Amendment No. 1

On page 1 of the printed bill, strike out line 5, and insert "fifteen thousand dollars ($15,000)".

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 566—An act to amend Sections 980 and 983 and to repeal Section 984 of the Civil Code, all relating to rights in products of the mind.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in the Assembly on May 8, 1947, after the figure "980", insert "981, 982".

Amendment No. 2

On page 1, line 6, of the printed bill, strike out "product of the mind".

Amendment No. 3

On page 1, line 7, of the printed bill, strike out "consisting of a".

Amendment No. 4

On page 1, line 8, of the printed bill, strike out "therein and".

Amendment No. 5

On page 1, line 10, of the printed bill, strike out "product", and insert "composition".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 6

On page 1 of the printed bill, between lines 10 and 11, insert

"SEC. 2. Section 981 of said code is amended to read:

981. Unless otherwise agreed, a [product of the mind] *composition in letters or art* in the production of which several persons are jointly concerned is owned by them as follows:

1. If the product is [single] *indivisible*, in equal proportions.

2. If it is [not single] *divisible*, in proportion to the contribution of each.

SEC. 3. Section 982 of said code is amended to read:

Sec. 982. The owner of any [product of the mind, or of any representation or expression thereof,] *rights in any composition in letters or art* may transfer his property in the same."

Amendment No. 7

On page 1, line 11, of the printed bill, strike out "SEC. 2.", and insert "SEC. 4."

Amendment No. 8

On page 1, line 16, of the printed bill, strike out "any product of the mind consisting".

Amendment No. 9

On page 1, line 17, of the printed bill, strike out "of"; and after "it", strike out ", such product", and insert "the same".

Amendment No. 10

On page 1, line 18, of the printed bill, after "person", insert a comma.

Amendment No. 11

On page 2, line 8, of the printed bill, strike out "SEC. 3", and insert "SEC. 5."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 589—An act to add Sections 64, 64.4 and to repeal Section 63 of the Civil Code, relating to validity of marriage.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Sections 64 and 64.4 to, and to repeal", and insert "Section 64 to, and to amend".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 2

On page 1, of said bill, strike out lines 12 to 19, inclusive, and insert "SEC. 2. Section 63 of the Civil Code is amended to read:

63. *Except as provided in Section 64 of the Civil Code, all* [All] marriages contracted without this state, which would be valid by the laws of the Country in which the same were contracted are valid in this State."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 931—An act to amend Sections 827 and 1946 of the Civil Code, relating to landlord and tenant.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

On page 1 of the printed bill, strike out lines 4 to 9, inclusive, and insert "therein, from week to week, month to month, or other period less than a month, the landlord may, upon giving notice in writing to the tenant, in the manner prescribed by Section 1162 of the Code of Civil Procedure, change the terms of the lease to take effect, as to tenancies for less than one month, upon the expiration of a period at least as long as the term of the hiring itself, and, as to tenancies from month to month, to take effect at the expiration of not less than thirty days, but if such change takes effect".

Amendment No. 2

On page 2, line 5, of said bill, strike out "for a period"; and in line 6, strike out "of a month or longer", and insert "from month to month".

Amendment No. 3

On page 2, line 7, of said bill, strike out "30", and insert "at least thirty".

Amendment No. 4

On page 2, line 8, of said bill, strike out "then", and insert "the".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1387—An act to amend Section 1096 of the Civil Code, relating to transfer of property.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

On page 1, line 4, of the printed bill, after "his", insert "or her".

Amendment No. 2

On page 1, line 6, of said bill, after "her", insert "or she".

Amendment No. 3

On page 1, line 6, of said bill, after "estate.", insert "Any conveyance, though recorded as provided by law, which does not comply with the foregoing provision shall not impart constructive notice of the contents thereof to subsequent purchasers and encumbrancers, but such conveyance is valid as between the parties thereto and those who have notice thereof.

A proceeding or defense based on invalidity of any conveyance heretofore executed alleged to result from failure to comply with the provisions of Section 1096 can only be commenced or maintained within one year from the taking effect of this act."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2664—An act to authorize the Department of Agriculture to acquire surplus housing facilities from the United States or any of the agencies for resale to farmers for housing agricultural workers, making an appropriation therefor and declaring the urgency thereof, to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Agriculture:

Amendment No. 1

In lines 12 and 13 of the title of the printed bill, as amended in the Assembly on May 8, 1947, strike out "from the United States or any of the agencies".

Amendment No. 2

In lines 14 and 15 of the title of the printed bill, strike out "for housing agricultural workers".

Amendment No. 3

On page 2, line 7, of the printed bill, following "agents", insert "or from others".

Amendment No. 4

On page 2, line 10, of the printed bill, following "workers", insert "and other farm uses".

Amendment No. 5

On page 2 of the printed bill, following line 18, insert

"SEC. 4. The director may authorize a refund of moneys received or collected by him in payment of property hereunder when the property cannot lawfully be delivered or in case where the payment in whole or in part represents overpayment or payment in duplicate."

Amendment No. 6

On page 2, line 46, of the printed bill, strike out "SEC. 4", and insert "SEC. 5."

Amendment No. 7

On page 3, line 1, of the printed bill, strike out "SEC. 5.", and insert "SEC. 7."

Amendment No. 8

On page 2 of said bill, after line 52, insert

"SEC. 6. This act shall remain in effect until the ninety-first day after adjournment of the 1949 Regular Session of the Legislature."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

SECOND READING OF SENATE BILLS

Senate Bill No. 178—An act to amend Sections 80 and 92 of the Agricultural Code, relating to agricultural districts and district agricultural fairs.

Bill read second time, and ordered to third reading.

Senate Bill No. 527—An act to amend the Palo Verde Irrigation District Act, as amended, by amending Section 10, relating to powers and duties of the board of trustees, Section 26, relating to estimates for levy of taxes and Section 28, relating to levy of taxes and by adding Section 28.1, relating to particular purpose taxes and Section 27.1, relating to assessor's maps and by reenacting Sections 69 and 72, relating to the inclusion of lands in said district, all relating to the Palo Verde Irrigation District.

Bill read second time, and ordered to third reading.

Senate Bill No. 587—An act to amend Section 21658 of the Water Code, relating to nomination of candidates for offices in irrigation districts.

Bill read second time, and ordered to third reading.

Senate Bill No. 869—An act to add Section 1152.7 to the Agricultural Code, relating to investigations, surveys, and assembling of facts pertinent to marketing.

Bill read second time, and ordered to third reading.

Senate Bill No. 870—An act to add Section 1300.19-1 to Chapter 10 of Division 6 of the Agricultural Code, relating to the time of commencing actions under the provisions of said chapter.

Bill read second time, and ordered to third reading.

Senate Bill No. 871—An act to add Section 24.5 to the Agricultural Producers Marketing Act, relating to limitation of actions under said act.

Bill read second time, and ordered to third reading.

Senate Bill No. 921—An act to amend Section 22 of the Agricultural Code, relating to the powers of the Director of Agriculture.

Bill read second time, and ordered to third reading.

Senate Bill No. 922—An act to amend Section 30 of the Agricultural Code, relating to the agricultural industry.

Bill read second time, and ordered to third reading.

Senate Bill No. 39—An act to amend Section 50 of the Fish and Game Code, relating to game management area.

Bill read second time, and ordered to third reading.

Senate Bill No. 38—An act to amend Sections 1520 and 1521 of, and to add Section 1521.2 to the Welfare and Institutions Code, relating to property qualifications for aid to needy children.

Bill read second time, and ordered to third reading.

Senate Bill No. 1067—An act to amend Section 2376.5 of the Business and Professions Code, relating to the restoration of certificates to practice medicine.

Bill read second time, and ordered to third reading.

Senate Bill No. 28—An act to add Section 578a to the Probate Code, relating to compromises and settlements by executors or administrators of claims, rights of action and actions for death by wrongful act.

Bill read second time, and ordered to third reading.

Senate Bill No. 1050—An act to amend Section 1515 of the Penal Code and Section 27502 of the Government Code, relating to testimony of witnesses at inquest.

Bill read second time, and ordered to third reading.

Senate Bill No. 1381—An act to amend Section 1244 of the Code of Civil Procedure, relating to allegations in complaint in proceedings in eminent domain.

Bill read second time, and ordered to third reading.

Senate Bill No. 945—An act to amend Sections 794, 795, 797, 798, 799, 800, and 802, and to repeal Sections 797.5 and 799.1 of the Fish and Game Code, relating to abalones.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Fish and Game:

Amendment No. 1

On page 2, line 3, of the printed bill, strike out "6, 15, 16, 17, 19A, 20, and 20A", and insert "6, 7, 15, 16, 17, and 19A".

Amendment No. 2

On page 2, lines 19 and 20, of said bill, strike out "Districts 18 and 19", and insert "Districts 18, 19, 20, and 20A".

Amendments read, and adopted.

Bill ordered reprinted, and to third reading.

Senate Bill No. 246—An act to add Sections 8965 and 8966 to the Health and Safety Code, relative to officers and employees of public cemetery districts and to the powers of said districts.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Public Health:

Amendment No. 1

On page 1 of the printed bill, strike out lines 4 to 7, inclusive, and insert "the district to engage in the private business of selling monuments or markers."

Amendment read, and adopted.

Bill ordered reprinted, and to third reading.

Senate Bill No. 487—An act to repeal Sections 20703 and 20752 of the Health and Safety Code, and to amend Sections 20757, 20759, and 20800 of, to amend and renumber Sections 20750 and 20751 of, and to add Sections 20703, 20763, and 20764 to, the Health and Safety Code, relating to the sale of poisons.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Public Health:

Amendment No. 1

On page 1, line 16, of the printed bill, as amended in the Senate on April 25, 1947, after "chloride", insert "or mercuric oxide".

Amendment No. 2

On page 2, line 37, of said bill, strike out the period, and insert a semicolon.

Amendment No. 3

On page 2, line 42, of said bill, strike out the period, and insert a semicolon.

Amendment No. 4

On page 2, line 43, of said bill, strike out the period, and insert a semicolon.

Amendment No. 5

On page 2 of said bill, strike out line 44, and insert

"(o) Nicotine and preparations containing nicotine expressed as alkaloid more than two per cent (2.0%) ;".

Amendment No. 6

On page 3 of said bill, strike out lines 14 to 17, inclusive, and insert "placed on all packages of poison, shall contain the word "poison" and the "vignette" representing the skull and crossbones, printed upon red paper in distinct white letters, or in distinct red letters upon white paper, and shall contain the name".

Amendments read, and adopted.

Bill ordered reprinted, and to third reading.

Senate Bill No. 82—An act to amend Section 7c of an act entitled "An act authorizing the establishment of municipal courts, prescribing their constitution, regulation, government, procedure and jurisdiction, and providing for the election and appointment of the judges, clerks, and other attaches of such courts, their terms of office, qualification and compensation and for the selection of jurors therein," approved May 23, 1925, relating to commissioners in municipal courts in cities of the first and one-half class.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Judiciary:

Amendment No. 1

On page 1, lines 14, 15, and 16, of the printed bill, as amended in the Senate on April 14, 1947, strike out "three of them shall receive five hundred sixty dollars ($560) per month and the fourth shall act without compensation.", and insert "shall receive six hundred dollars ($600) per month."

Amendment read, and adopted.

Bill ordered reprinted, and to third reading.

Senate Bill No. 84—An act to amend Section 7a of an act entitled "An act authorizing the establishment of municipal courts, prescribing their constitution, regulation, government, procedure and jurisdiction, and providing for the election and appointment of the judges, clerks and other attaches of such courts, their terms of office, qualification and compensation and for the selection of jurors therein," approved May 23, 1925, relating to attaches in municipal courts in cities of the first and one-half class.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

On page 1 of the printed bill, as amended in the Senate on April 14, 1947, between lines 7 and 8, insert

"One deputy clerk (chief clerk, traffic department), five hundred dollars ($500); one deputy clerk (chief clerk, civil department), five hundred dollars ($500); one deputy clerk (chief clerk, criminal department), five hundred dollars ($500); one deputy clerk (chief clerk, accounting department), five hundred dollars ($500); one deputy clerk (legal consultant), five hundred dollars ($500); four deputy clerks, four hundred five dollars ($405); eleven deputy clerks, three hundred eighty dollars ($380); forty-one deputy clerks, three hundred fifty-five dollars ($355); two deputy clerks, three hundred twenty-five dollars ($325); twenty-three deputy clerks, two hundred ninety dollars ($290); sixteen deputy clerks, two hundred seventy dollars ($270); twenty deputy clerks, two hundred fifty dollars ($250); fifty deputy clerks, two hundred twenty-five dollars ($225); twenty deputy clerks, one hundred ninety dollars ($190); twenty deputy clerks, one hundred eighty dollars ($180);".

Amendment No. 2

On page 2, line 14, of said bill, strike out "traveling".

Amendment No. 3

On page 2 of said bill, strike out lines 16 to 50, inclusive; and strike out all of pages 3 and 4.

Amendments read, and adopted.

Bill ordered reprinted, and to third reading.

Senate Bill No. 85—An act to amend Section 7 of an act entitled "An act authorizing the establishment of municipal courts, prescribing their constitution, regulation, government, procedure and jurisdiction, and providing for the election and appointment of judges, clerks and other attaches of such courts, their terms of office, qualification and compensation and for the selection of jurors therein," approved May 23, 1925, relating to judges and attaches in municipal courts of cities of the first and one-half class.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Judiciary:

Amendment No. 1

On page 1, line 13, of the printed bill, as amended in the Senate on April 16, 1947, strike out "ten thousand dollars ($10,000)", and insert "twelve thousand five hundred dollars ($12,500)".

Amendment read, and adopted.

Bill ordered reprinted, and to third reading.

Senate Bill No. 87—An act to add Section 7e to an act entitled "An act authorizing the establishment of municipal courts, prescribing their constitution, regulation, government, procedure and jurisdiction, and providing for the election and appointment of the judges, clerks and other attaches of such courts, their terms of office, qualification and compensation and for the selection of jurors therein," approved May 23, 1925, relating to the office of secretary and jury commissioner in municipal courts in cities of the first and one-half class.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Judiciary:

Amendment No. 1

On page 1, line 6, of the printed bill, strike out "dollars ($600)", and insert "seventy-five dollars ($675)".

Amendment read, and adopted.

Bill ordered reprinted, and to third reading.

REPORTS OF STANDING COMMITTEES

Committee on Public Health

ASSEMBLY CHAMBER, SACRAMENTO, May 14, 1947

MR. SPEAKER: Your Committee on Public Health, to which was referred:

Senate Bill No. 1059

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

DEBS, Chairman

Above reported bill ordered to second reading.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, May 14, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed:

Assembly Bill No. 6
Assembly Bill No. 161
Assembly Bill No. 815
Assembly Bill No. 928
Assembly Bill No 1418
Assembly Bill No. 1546
Assembly Bill No. 1698
Assembly Bill No 1699
Assembly Bill No 1845
Assembly Bill No. 2327
Assembly Bill No. 2442
Assembly Bill No 2444

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bills ordered enrolled.

SENATE CHAMBER, SACRAMENTO, May 14, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted:

Assembly Joint Resolution No. 37

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above resolution ordered enrolled.

SENATE CHAMBER, SACRAMENTO, May 14, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed, as amended:

Assembly Bill No. 737
Assembly Bill No. 1417
Assembly Bill No. 1700
Assembly Bill No. 1854
Assembly Bill No. 2157
Assembly Bill No. 2266
Assembly Bill No. 2443

And respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bills ordered to unfinished business file.

SENATE CHAMBER, SACRAMENTO, May 14, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted:

Senate Joint Resolution No. 20

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS

The following resolution was read:

Senate Joint Resolution No. 20—Relative to memorializing Congress to refuse passage of H.R. No. 2876, creating a Redwood National Park and a National Forest Area in California.

Referred to Committee on Rules.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, May 14, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed:

Senate Bill No. 36
Senate Bill No 974
Senate Bill No. 1031
Senate Bill No 1113
Senate Bill No 1394

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS (RESUMED)

The following bills were read the first time:

Senate Bill No. 36—An act to amend Section 13424 of the Education Code, relating to teachers' institutes.

Referred to Committee on Education.

Senate Bill No. 974—An act to amend Section 120.5 of the Welfare and Institutions Code, relating to the functions of the State Department of Social Welfare, and declaring the urgency thereof, to take effect immediately.

Referred to Committee on Social Welfare.

Senate Bill No. 1031—An act to amend Section 11291 of the Education Code, relating to elementary school textbooks.

Referred to Committee on Education.

Senate Bill No. 1113—An act to amend Sections 23 and 308 of the Unemployment Insurance Act, relating to the revolving funds in the Department of Employment, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Finance and Insurance.

Senate Bill No. 1394—An act to amend Section 796.1 of the Agricultural Code, relating to citrus fruits.

Referred to Committee on Agriculture.

MATTERS ON FILE CONTINUED

By unanimous consent, all matters on the unfinished business file, not taken up today, will be continued until the next legislative day.

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS
CONSIDERATION OF SENATE AMENDMENTS

Assembly Bill No. 92—An act to amend Section 4200 of the Government Code, relating to contractor's bonds on public works.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 92?

Amendment No. 1

On page 1, line 5, of the printed bill, strike out "five hundred dollars ($500)", and insert "one thousand dollars ($1,000)".

Amendment No. 2

On page 1, lines 4 and 5, of the printed bill, as amended in the Senate on April 30, 1947, strike out "one thousand dollars ($1,000)", and insert "five hundred dollars ($500)".

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 92 by the following vote:

AYES—Beck, Bennett, Berry, Blosser, Boyd, Brown, Butters, Caldecott, Clarke, Conrad, Cooke, Cramer, Lester T. Davis, Dolwig, Elliott, Erwin, Fletcher, Grant, Grunsky, Heisinger, Hinton, Huyck, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, McCollister, McMillan, Niehouse, Price, Robertson, Sherwin, Stanley, Stephenson, Thomas, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—42.

NOES—None.

Assembly Bill No. 92 ordered enrolled.

Assembly Bill No. 593—An act to amend Section 342 of the Code of Civil Procedure, relating to the attachment of real and personal property.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 593?

Amendment No. 1

On page 4, line 41, of the printed bill, after "writ", insert ", and, if the demand as stated in the writ does not exceed three hundred dollars ($300) exclusive of interest, attorney's fees and costs, a copy of the complaint in the action from which the writ issued,".

Amendment No. 2

On page 4, line 43, of said bill, after "and", insert ", in every case,".

Amendment No. 3

In line 1 of the title of the printed bill, as amended in the Senate on April 30, 1947, strike out "Section 542", and insert "Sections 542, 542a, and 559".

Amendment No. 4

On page 1, line 15, of said bill, strike out "filing", and insert "recording".

Amendment No. 5

On page 2, line 12, of said bill, strike out "filing", and insert "recording".

Amendment No. 6

On page 3, line 11, of said bill, strike out "filed", and insert "recorded".

Amendment No. 7

On page 3, line 31, of said bill, strike out "filed", and insert "recorded".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 8

On page 5 of said bill, after line 23, insert

"SEC. 2. Section 542a of said code is amended to read:

542a. The lien of the attachment on real property attaches and becomes effective upon the recording of a copy of the writ, together with a description of the property attached, and a notice that it is attached with the county recorder of the county wherein said real property is situated; provided, however, that in the event that the sheriff, constable, or marshal does not complete the execution of said writ in the manner prescribed in Section 542 of this code within a period of 15 days next following said recording in the recorder's office then said lien shall cease at the expiration of said period of 15 days.

The attachment whether heretofore levied or hereafter to be levied shall be a lien upon all real property attached for a period of three years after the date of levy unless sooner released or discharged either as provided in this chapter, or by dismissal of the action, or by the [filing] *recording* with the recorder of an abstract of the judgment in the action. At the expiration of three years the lien shall cease and any proceeding or proceedings against the property under the attachment shall be barred; *provided, that upon motion of a party to the action, made not less than five nor* more than 60 days before the expiration of said period of three years, the court in which the action is pending may extend the time of said lien for a period not exceeding two years from the date on which the original lien would expire, and the lien shall be extended for the period specified in the order upon the recording before the expiration of the existing lien, of a certified copy of the order with the recorder of the county in which the real property attached is situated The lien may be extended from time to time *in the manner herein prescribed.*

SEC. 3. Section 559 of said code is amended to read:

559 The sheriff, constable, or marshal must return the writ of attachment with the summons, if issued at the same time; otherwise, within 20 days after its receipt, with a certificate of his proceedings endorsed thereon or attached thereto; and whenever an order has been made discharging or releasing an attachment upon real property, a certified copy of such order may be [filed] *recorded* in the offices of the county recorders in which the notices of attachment have been [filed] *recorded*, and be indexed in like manner."

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 593 by the following vote:

AYES—Beck, Bennett, Berry, Blosser, Boyd, Brown, Butters, Caldecott, Clarke, Conrad, Cooke, Cramer, Lester T. Davis, Dolwig, Elliott, Erwin, Fletcher, Grant, Grunsky, Heisinger, Hinton, Huyck, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, McCollister, McMillan, Nicholson, Price, Robertson, Sherwin, Stanley, Stephenson, Thomas, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—42.

NOES—None

Assembly Bill No. 593 ordered enrolled.

Assembly Bill No. 2143—An act to repeal Section 7 of "An act to provide for the organization, incorporation, and government of municipal corporations," approved March 13, 1883, to amend Section 1c of the Annexation Act of 1913, and to amend Section 1 of the Annexation of Uninhabited Territory Act of 1939, relating to annexation, and declaring the urgency thereof, to take effect immediately.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 2143?

Amendment No. 1

In line 3 of the title of the printed bill, strike out "and".

Amendment No. 2

In line 4 of the title of said bill, after the comma, insert "and to amend Section 1 of the Annexation of Uninhabited Territory Act of 1939".

Amendment No. 3

In line 4 of the title of said bill, strike out the period, and insert a comma and "and declaring the urgency thereof, to take effect immediately."

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 4

On page 1 of said bill, after line 25, insert

"SEC. 3. Section 1 of the Annexation of Uninhabited Territory Act of 1939 is amended to read:

Section 1. The boundaries of any incorporated town or city may be altered and uninhabited territory annexed thereto, incorporated and included therein, upon proceedings being taken as in this act provided. For the purpose of this act, any territory wherein less than [3] *12* registered voters reside shall be deemed to be uninhabited territory. Any such territory so uninhabited at the time of the filing of the petition for annexation or of the institution of proceedings under this act by the legislative body of a municipality on its own motion, as the case may be, shall be deemed uninhabited for all purposes of this act.

SEC. 4. This act is hereby declared to be an urgency measure necessary for the immediate preservation of the public peace, health or safety within the meaning of Section 1 of Article IV of the Constitution and shall therefore go into immediate effect. A statement of the facts constituting such necessity is as follows:

The extreme shortage of housing in the State of California and the lack of a sufficient number of vacant lots within cities on which to build such housing has made it necessary to build outside of cities and in the fringe areas adjacent thereto. In order to provide such housing with the necessary sewage, sanitation and utility services, it is essential that such areas be permitted to annex to contiguous cities which would be able to extend existing municipal services to the annexed areas. The immediate adoption of this act will enable cities and areas adjacent thereto which desire to annex to such cities to provide police, fire protection, sewage and sanitation services to such housing as soon as constructed. It is therefore necessary that this act take effect immediately."

The roll was called.

Call of the Assembly

Pending the announcement of the vote, Mr. Boyd moved a call of the Assembly.

Motion carried. Time 9.24 a.m.

The Speaker directed the Sergeant-at-Arms to close the doors, and to bring in the following absent members:

Allen, Anderson, Brady, Burke, Burns, Clarke, Collier, George D. Collins, Crichton, Crowley, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Evans, Field, Fletcher, Gaffney, Gannon, Hahn, Hawkins, Hinckley, Hollibaugh, James, Knight, Lyons, Maloney, Miller, O'Day, Rosenthal, Sheridan, Silliman, Stewart, Thompson, Thorp, and Weber—38.

PROCEEDINGS UNDER CALL OF THE ASSEMBLY BY UNANIMOUS CONSENT

TEMPORARY SUSPENSION OF ASSEMBLY RULE NO. 85

Mr. Boyd asked for, and was granted, unanimous consent that Assembly Rule No. 85 be temporarily suspended for the purpose of placing a call of the Assembly on any matter on file.

RE-REFERENCE OF BILLS

By order of the Speaker, the following bill was withdrawn from the file, and re-referred as follows:

Senate Bill No. 1205 re-referred to Committee on Industrial Relations.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 387—An act to amend Section 1 of, and to add Section 1a to, "An act to provide for the creation of a board of parole commissioners for each county in this State, for the paroling of prisoners confined in county jails, and authorizing and empowering such boards to make rules and regulations in relation thereto," approved March 25, 1909, relating to county boards of parole commissioners.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Butters, Caldecott, Carey, Clarke, Cooke, Cramer, Lester T. Davis, Debs, Elliott, Erwin, Fletcher, Gaffney, Geddes, Grant, Grunsky, Heisinger, Hinton, Huyck, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, McMillan, Niehouse, Price, Robertson, Sherwin, Stanley, Stephenson, Thomas, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—43.

NOES—None.

Bill ordered transmitted to the Senate.

UNFINISHED BUSINESS (RESUMED)
CONSIDERATION OF SENATE AMENDMENTS

Assembly Bill No. 964—An act to add Section 1352.1 to the Labor Code, relating to the working hours of women employed in executive, administrative or professional capacity.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 964?

Amendment No. 1

On page 1, line 11, of the printed bill, as amended, after "than", insert "at the rate of".

Amendment No. 2

On page 1, line 11, of the printed bill, as amended in the Senate on May 7, 1947, following "than", strike out "at the rate of".

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 964 by the following vote:

AYES—Beck, Bennett, Berry, Blosser, Boyd, Brown, Butters, Caldecott, Carey, Clarke, Cooke, Cramer, Dolwig, Erwin, Fletcher, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, McCollister, McMillan, Niehouse, Price, Robertson, Sherwin, Stanley, Stephenson, Thomas, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—43.

NOES—Anderson, Lester T. Davis, Elliott, and Gaffney—4.

Assembly Bill No. 964 ordered enrolled.

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1717—An act to amend Section 107.5 of the Health and Safety Code, relating to the salary of the State Director of Public Health.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Burns, Butters, Caldecott, Carey, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, Ralph C. Dills, Dolwig, Doyle, Erwin, Field, Gaffney, Geddes, Grant, Grunsky, Hahn, Hinckley, Hinton, Huyck, James, Johnson, Kirkwood, Knight, Luckel, Lyons, Maloney, McMillan, Niehouse, Price, Rosenthal, Sherwin, Stanley, Stewart, Thomas, Thompson, Thurman, Waters, Wollenberg, and Mr. Speaker—49.

NOES—Brown, Clarke, Elliott, Heisinger, Loomis, Lowrey, Stephenson, and Thorp—8.

Bill ordered transmitted to the Senate.

BILLS WITHDRAWN FROM INACTIVE FILE, AND PLACED ON THE THIRD READING FILE

The following bill was withdrawn from the inactive file, and placed upon the third reading file:

Assembly Bill No. 1116, on request of Mr. Field.

NOTICE OF MOTION TO WITHDRAW ASSEMBLY BILL NO. 664 FROM INACTIVE FILE

Mr. Erwin gave notice that on the next legislative day he would move to withdraw Assembly Bill No. 664 from the inactive file, and have it placed upon the third reading file.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1718—An act to amend Section 13002 of the Government Code, relating to the salary of the Director of Finance.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Beck, Bennett, Berry, Blosser, Boyd, Burns, Caldecott, Carey, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Dickey, Ralph C. Dills, Dolwig, Doyle, Erwin, Field, Gaffney, Geddes, Grant, Grunsky, Hinckley, Hinton, Huyck, James, Johnson, Kirkwood, Luckel, Lyons, Maloney, McMillan, Niehouse, Price, Robertson, Sherwin, Stanley, Stewart, Thomas, Thompson, Thurman, Waters, Wollenberg, and Mr. Speaker—47.

NOES—Anderson, Brown, Clarke, Elliott, Heisinger, Loomis, Lowrey, Stephenson, and Thorp—9.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1719—An act to amend Section 12400 of the Government Code, relating to the salary of the State Controller.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Beck, Bennett, Berry, Blosser, Boyd, Burns, Caldecott, Carey, Clarke, George D. Collins, Conrad, Cooke, Crichton, Lester T. Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Erwin, Field, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Hinckley, Hinton, Huyck, James, Kilpatrick, Kirkwood, Knight, Luckel, Maloney,

McMillan, Niehouse, Price, Robertson, Rosenthal, Stanley, Stewart, Thomas, Thompson, Waters, Wollenberg, and Mr. Speaker—48.
NOES—Anderson, Elliott, Heisinger, Loomis, Lowrey, Stephenson, and Thorp—7.

Bill ordered transmitted to the Senate.

Assembly Bill No. 2127—An act to add Section 4006.5 to, and to amend Section 4007 of, the Government Code and to add Sections 777.5 and 874.5 to an act entitled, "An act to provide for the organization, incorporation, and government of municipal corporations," approved March 13, 1883, relating to public work.

Bill read third time.

Assembly Bill No. 2127 ordered passed on file.

Assembly Bill No. 1900—An act to add Section 628 to the Penal Code, relating to shooting near buildings.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burns, Carey, Clarke, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, Price, Robertson, Rosenthal, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—60.
NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 361—An act to amend Section 14451 of, and to add Section 14453 to, the Education Code, relating to the California State Teachers' Retirement System.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burns, Butters, Caldecott, Carey, Clarke, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliot, Erwin, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, McCollister, McMillan, Niehouse, Price, Robertson, Rosenthal, Sherwin, Stanley, Stephenson, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—63.
NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 766—An act to add Section 6703 to the Education Code, relating to the establishment of a policy respecting the reorganization of school districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Bennett, Berry, Blosser, Boyd, Brown, Burns, Caldecott, Carey, Clarke, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Ralph C. Dills, Dolwig, Doyle, Dunn, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, Price, Robertson, Rosenthal, Sherwin, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—60.
NOES—Anderson, Beck, Butters, and Elliott—4.

Bill ordered transmitted to the Senate.

FURTHER PROCEEDINGS UNDER CALL OF THE ASSEMBLY DISPENSED WITH ON SENATE AMENDMENTS TO ASSEMBLY BILL NO. 2143

At 10.10 a.m., on motion of Mr. Boyd, further proceedings under the call of the Assembly were dispensed with.

The names of the absentees were called, and the Assembly concurred in Senate amendments to Assembly Bill No. 2143 by the following vote:

AYES—Beck, Bennett, Berry, Blosser, Boyd, Brown, Burns, Butters, Caldecott, Carey, Clarke, George D. Collins, Conrad, Cooke, Cramer, Crowley, Lester T. Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—68.

NOES—None.

Assembly Bill No. 2143 ordered enrolled.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 2093—An act to amend Section 1503.3 of the Education Code, relating to the contracts between governing boards of elementary school districts for the education of pupils.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brown, Burns, Butters, Caldecott, Carey, Clarke, George D. Collins, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Fletcher, Gaffney, Gannon, Geddes, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Niehouse, Price, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—64.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1802—An act to add Sections 144.1 and 144.2 to the Education Code, relating to the Deputy Superintendent of Public Instruction and Associate Superintendent of Public Instruction appointed under Section 2.1 of Article IX of the State Constitution, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brown, Burns, Butters, Caldecott, Carey, Clarke, George D. Collins, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—65.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brown, Burns, Butters, Caldecott, Carey, Clarke, George D. Collins, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grunsky, Hahn, Hawkins, Heisinger, Hinckley,

Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—65.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 325—An act to add Article 6 to Chapter 9 of Division 3 of the Education Code, relating to the auditing of school districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burns, Butters, Caldecott, Carey, Clarke, George D. Collins, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, Price, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—66.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1781—An act to amend Sections 19601 and 19617 of, to add Section 19618 to, and to repeal Section 19616 of the Education Code, relating to child care centers, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Motion to Amend

Mr. M. Philip Davis moved the adoption of the following amendments:

Amendment No. 1

On page 2 of the printed bill, as amended in the Assembly on May 12, 1947, strike out lines 12 to 23, inclusive, and insert "to a child care center unless the total monthly income from all sources of the child's immediate family is two hundred twenty-five dollars ($225) or less, or unless the monthly income of the child as determined by dividing the total monthly income of the immediate family from all sources, by the number of persons to be supported therefrom does not exceed 60".

Amendment No. 2

On page 2, line 25, of said bill, strike out "in either case".

Amendment No. 3

On page 2, line 28, of said bill, strike out "For the purposes"; and strike out lines 29 to 33, inclusive.

Amendment No. 4

On page 3 of said bill, strike out lines 35 to 39, inclusive, and insert "the State by the withdrawal from industry essential to reconversion of parents and others responsible for the care of minor children, it is".

Amendments read.

Motion to Grant Additional Time to Mr. M. Philip Davis

Mr. Collier moved that additional time be granted Mr. M. Philip Davis for debate.

Mr. Anderson seconded the motion.

Motion carried.

The question being on the adoption of the amendments offered by Mr. M. Philip Davis to Assembly Bill No. 1781.

Motion to Grant Additional Time to Mr. Geddes

Mr. Hawkins moved that Mr. Geddes be granted additional time for debate.

Mr. Anderson seconded the motion.

Motion carried.

The question being on the adoption of the amendments offered by Mr. M. Philip Davis to Assembly Bill No. 1781.

Speaker Pro Tempore Presiding

At 11 a.m., Hon. Thomas A. Maloney, Speaker pro Tempore of the Assembly, presiding.

Demand for Previous Question

Messrs. Hinton, Robertson, Lowrey, Cooke, and Elliott demanded the previous question.

Demand for previous question sustained.

The question being on the adoption of the amendments offered by Mr. M. Philip Davis to Assembly Bill No. 1781.

The roll was called, and the amendments refused adoption by the following vote:

AYES—Boyd, Butters, Clarke, Collier, Conrad, Cramer, M. Philip Davis, Evans, Field, Gannon, Hinckley, Knight, Lowrey, Lyons, Sherwin, Silliman, Stephenson, Stewart, and Thorp—19.

NOES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Carey, George D. Collins, Cooke, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C Dills, Dolwig, Doyle, Dunn, Elliott, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Luckel, Maloney, McMillan, Niehouse, O'Day, Robertson, Rosenthal, Sheridan, Stanley, Thomas, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—52

Speaker Presiding

At 11.13 a.m., Hon. Sam L. Collins, Speaker of the Assembly, presiding.

The question being on the passage of Assembly Bill No. 1781.

Debate Prevented Due to the Demand for the Previous Question

By unanimous consent, it is herewith noted that Messrs. Gaffney, Wollenberg and Maloney were prevented from speaking on the question of the adoption of the amendments offered by Mr. M. Philip Davis to Assembly Bill No. 1781 because the demand for the previous question was sustained.

The question being on the passage of Assembly Bill No. 1781.

Further consideration of Assembly Bill No. 1781 temporarily continued.

APPOINTMENT OF SELECT COMMITTEE

Speaker Collins announced the appointment of Messrs. Dickey, Debs, and the Sergeant-at-Arms, as a Select Committee, to escort to the rostrum the Hon. Marshall Cornett, Lieutenant Governor and President of the Senate in the State of Oregon; the Hon. John H. Hall, Speaker of the House of Representatives; Senators R. Chessman, Carl Engdahl, P. L. Patterson, and Irving Rand; and Representatives W. W. Chadwick, R. C. Gile, and Frank Van Dyke, all of the State of Oregon.

RECESS

At 11.56 a.m., on motion of Mr. Dickey, the Assembly recessed until 12 m. to hear remarks from the Hon. Marshall Cornett, Lieutenant Governor and President of the Senate, and the Hon. John H. Hall, Speaker of the House of Representatives of the State of Oregon, and to welcome the distinguished members of their party.

REASSEMBLED

At 12 m., the Assembly reconvened.
Hon. Sam L. Collins, Speaker of the Assembly, presiding.
Chief Clerk Arthur A. Ohnimus at the desk.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

The following resolution was offered:

Assembly Concurrent Resolution No. 75: By Messrs. Cooke, Robertson, Hahn, Waters, Dickey, Luckel, and Rosenthal—Relative to the observance of Naval Reserve Week.

Request for Unanimous Consent

Mr. Cooke asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 75, at this time, without reference to committee, print, or file, and that the same be considered engrossed.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 75

Assembly Concurrent Resolution No. 75—Relative to the observance of Naval Reserve Week.

Resolution read, and adopted.

Resolution ordered printed, and transmitted to the Senate.

Motion to Place Rush Order on Printing of Assembly Concurrent Resolution No. 75

Mr. Cooke moved that a rush order be placed on the printing of Assembly Concurrent Resolution No. 75.

Motion carried.

RESOLUTIONS

The following resolution was offered:

By Messrs. Rosenthal, Hawkins, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Sam L. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Mrs. Niehouse, Messrs. O'Day, Price, Robertson, Sheridan, Sherwin,

Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg:

House Resolution No. 186

Congratulating Assemblyman and Mrs. Vernon Kilpatrick upon their thirty-fourth wedding anniversary

WHEREAS, On the fifteenth day of May, 1913, in Grand Rapids, Michigan, Vernon Kilpatrick and Hazel Willett began a married life which has led them happily down the years until today they celebrate the thirty-fourth anniversary of their wedding day; and

WHEREAS, During those years Vernon Kilpatrick has had an interesting and varied career, culminating 25 years in the newspaper field and entering upon his present real estate and insurance business; and

WHEREAS, In addition he has interested himself in political life, and is now in his fifth term of office, representing the Fifty-fifth Assembly District in this Legislature, where he has established a fine record of service to the people of his district through his membership on the Assembly Standing Committees on Ways and Means, Social Welfare, Crime and Corrections, Industrial Relations, and Municipal and County Government; and has accomplished outstanding work and great service to the people of the State of California and to this Assembly by the splendid work as Chairman of the Assembly Interim Committee on County and City Jails; now, therefore, be it

Resolved by the Assembly of the State of California, That our esteemed colleague of the Fifty-fifth Assembly District is congratulated and commended upon his fine record in this Assembly and upon the years of public service which he has given to the people of this State; and be it further

Resolved, That the Chief Clerk of the Assembly transmit suitably prepared copies of this resolution to Assemblyman and Mrs. Vernon Kilpatrick as a token of esteem and an expression of warm felicitations to them upon the occasion of their thirty-fourth wedding anniversary.

Request for Unanimous Consent That Names of All Members Present Be Placed on House Resolution No. 186 as Co-Authors

Mr. Bennett asked for, and was granted, unanimous consent that the names of all members present be placed upon House Resolution No. 186 as co-authors.

Request for Unanimous Consent

Mr. Rosenthal asked for, and was granted, unanimous consent to take up House Resolution No. 186, at this time, without reference to committee or file.

Resolution read, and adopted unanimously.

FURTHER CONSIDERATION OF ASSEMBLY BILL NO. 1781

Assembly Bill No. 1781—An act to amend Sections 19601 and 19617 of, to add Section 19618 to, and to repeal Section 19616 of the Education Code, relating to child care centers, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Motion to Amend

Mr. Dunn moved the adoption of the following amendment:

Amendment No. 1

On page 2, line 3, of the printed bill, as amended in the Assembly on May 12, 1947, after "nurse", and before the period, insert "or to meet an emergency arising from the necessity of harvesting or processing crops".

Amendment read, and adopted.

Bill ordered reprinted, and re-engrossed.

REQUEST FOR UNANIMOUS CONSENT TO TAKE UP SENATE BILL NO. 184, OUT OF ORDER

Mr. Crowley asked for, and was granted, unanimous consent to take up Senate Bill No. 184, out of order, at this time, for purpose of amendment.

CONSIDERATION OF SENATE BILL NO. 184

Senate Bill No. 184—An act to amend Section 4280 of the Political Code and Section 28151 of the Government Code, relating to compensation for public services in counties of the fifty-first class.

Bill read third time.

Motion to Amend

Mr. Crowley moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in the Assembly on May 2, 1947, strike out "Section 4280 of the Political Code and Section", and insert "Sections 4241 and 4280 of the Political Code, and Sections 28112 and".

Amendment No. 2

In line 3 of the title of said bill, strike out "of the fifty-first class".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendments is indicated by being enclosed within brackets.

Amendment No. 3

On page 1 of said bill, strike out lines 1 and 2, and insert

"SECTION 1. Section 4241 of the Political Code is amended to read:

4241. In counties of the twelfth class, the following shall receive as compensation for the services required of them by law or by virtue of their offices the following sums:

1. The auditor, three thousand nine hundred dollars ($3,900) per annum.

2. The district attorney, three thousand nine hundred dollars ($3,900) per annum. The district attorney shall be allowed, in addition to the salary herein allowed, the sum of sixty dollars ($60) per month, which shall be in full for all his traveling and other personal expenses in criminal cases and civil actions in which the county is interested, as provided for in Subdivision 2 of Section 4307 of the Political Code.

3. Each supervisor, [one hundred seventy-five dollars ($175)] *three hundred dollars ($300)* per month and [twenty cents ($0.20)] *eight cents ($0.08)* per mile for [traveling from his residence to the county seat] *each mile actually traveled when engaged in official business of the county* ; provided, that when a supervisor is also road commissioner he shall receive [in addition to the twenty cents ($0.20) per mile allowed him by law as such road commissioner] *the sums allowed him by law and* his actual traveling expenses [, and additional expenses not in any one year to exceed the sum of three hundred dollars ($300)].

4. Grand jurors and trial jurors in the superior court shall each receive for each day's attendance, per day, the sum of three dollars ($3), and for each mile actually and necessarily traveled from their residence to the county seat, in going only, per mile, the sum of twenty cents ($0.20) ; such mileage to be allowed but once during each session such jurors are required to attend.

All fees, perquisites, commissions, and other moneys received by any county official provided for in this section by virtue of the office or employment of such county officer shall each month be paid into the county treasury, and shall belong to the county.

In counties of this class, no county official provided for in this section may, during his term of office, accept or hold any other office, appointment, position or employment with compensation from this or any other State, or from the county or any county, city, city and county, or any district, or other political subdivision or any public agency. The term "compensation" as used in this provision includes any direct or indirect reward, whether in the form of salary, wage, per diem, fee, percentage, commission, or otherwise, or whether in money, evidence of indebtedness, property, or otherwise, but not actual, necessary traveling expenses. This provision, however,

shall not prevent any official from holding an ex officio position as provided by law, but he shall not receive any further compensation therefor other than provided in this section.

The compensation provided by this section shall be paid to incumbent officers.

SEC. 2. Section 4280 of said code is amended to read:".

Amendment No. 4

On page 1, line 6, of said bill, strike out the second comma, and insert "per year".

Amendment No. 5

On page 1, lines 12 and 13, of said bill, strike out "in traveling to and from his residence to the county seat", and insert "when traveling while engaged on official business in the county".

Amendment No. 6

On page 2 of said bill, strike out line 1, and insert

"SEC. 3. Section 28112 of the Government Code is amended to read:

28112. In a county of the twelfth class *each supervisor shall receive as compensation for the services required of him by law or by virtue of his office three thousand six hundred dollars ($3,600) a year, and eight cents ($0.08) for each mile actually traveled when engaged in official business in the county When a supervisor is also road commissioner he shall receive the amounts allowed by law and his actual traveling expenses.* [the] *All other* officers shall receive as compensation for the services required of them by law or by virtue of their offices the salaries and fees fixed pursuant to the charter of the county.

Each grand juror and trial juror in the superior court shall receive for each day's attendance, three dollars ($3) and for each mile actually and necessarily traveled from his residence to the county seat, in going only, twenty cents ($0.20) to be allowed but once during each session the juror is required to attend.

The compensation provided by this section shall be paid to incumbent officers.

SEC. 4. Section 28151 of the Government Code is amended".

Amendment No. 7

On page 2, lines 13 and 14, of said bill, strike out "in traveling to and from his residence to the county seat", and insert "when engaged in official business in the county".

Amendment No. 8

On page 2 of said bill, strike out line 24, and insert

"SEC. 5. Sections 3 and 4 of this act become operative if".

Amendment No. 9

On page 2, line 26, of said bill, strike out "Fifty-seventh Regular General", and insert "1947 Regular".

Amendment No. 10

On page 2, line 27, of said bill, strike out "Section"; and strike out line 28, and insert "Sections 4241 and 4280 of the Political Code are hereby repealed."

Amendments read, and adopted.

Bill ordered reprinted, and to third reading.

REQUESTS FOR PERMISSION TO INTRODUCE BILLS

The following request for permission to introduce a bill was presented:

By Mrs. Niehouse:

ASSEMBLY CHAMBER, SACRAMENTO, May 15, 1947

MR. SPEAKER: In accordance with the provisions of Article IV, Section 2, of the Constitution, I request permission to introduce a bill, the title of which is as follows:

An act to amend Section 596 of the Penal Code, relating to the use of poisons and acids.

Respectfully submitted.

KATHRYN T. NIEHOUSE

Request referred to Committee on Legislative Procedure.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, May 15, 1947

MR. SPEAKER: Your Committee on Legislative Procedure, to which was referred the following bill, herewith returns the same with the recommendation that the author be permitted to introduce it:

By Mrs. Niehouse:

An act to amend Section 596 of the Penal Code, relating to the use of poisons and acids.

WEBER, Chairman

The roll was called, and permission granted by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Johnson, Kilpatrick, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—70.

NOES—None.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bill was introduced, and read the first time:

Assembly Bill No. 2688: By Mrs. Niehouse—An act to amend Section 596 of the Penal Code, relating to the use of poisons and acids.

Referred to Committee on Judiciary.

MOTION THAT ALL REPORTS BE CONSIDERED READ, AND ORDERED PRINTED IN THE JOURNAL

Mr. Dickey moved that all committee reports that are now at the desk be considered read, and ordered printed in the Journal.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, May 15, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 2009

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bill ordered to third reading.

Committee on Governmental Efficiency and Economy

ASSEMBLY CHAMBER, SACRAMENTO, May 15, 1947

MR. SPEAKER: Your Committee on Governmental Efficiency and Economy, to which were referred:

Senate Bill No. 655
Senate Bill No. 1523

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

FIELD, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 15, 1947

MR. SPEAKER: Your Committee on Governmental Efficiency and Economy, to which was referred:

Assembly Bill No. 2021

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

FIELD, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 15, 1947

MR. SPEAKER: Your Committee on Governmental Efficiency and Economy, to which was referred:

Assembly Bill No. 2022

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

FIELD, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 15, 1947

MR. SPEAKER: Your Committee on Governmental Efficiency and Economy, to which was referred:

Assembly Bill No. 1695

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

FIELD, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 15, 1947

MR. SPEAKER: Your Committee on Governmental Efficiency and Economy, to which was referred:

Assembly Bill No. 1867

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

FIELD, Chairman

Above reported bill ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 15, 1947

MR. SPEAKER: Your Committee on Governmental Efficiency and Economy, to which were referred:

Assembly Bill No. 434
Assembly Bill No. 1904

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

FIELD, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 15, 1947

MR. SPEAKER: Your Committee on Governmental Efficiency and Economy, to which was referred:

Assembly Bill No. 35

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

FIELD, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 15, 1947

MR. SPEAKER: Your Committee on Governmental Efficiency and Economy, to which was referred:

Assembly Bill No. 1570

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

FIELD, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 15, 1947

MR. SPEAKER: Your Committee on Governmental Efficiency and Economy, to which was referred:

Assembly Bill No. 1083

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

FIELD, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 15, 1947

MR. SPEAKER: Your Committee on Governmental Efficiency and Economy, to which was referred:

Assembly Bill No 2255

Has had the same under consideration, and reports the same back with the recommendation: Do pass

FIELD, Chairman

Above reported bill ordered to third reading.

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, May 15, 1947

MR. SPEAKER: Your Committee on Rules, to which was referred:

House Resolution No. 184

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

DICKEY, Chairman

Above reported resolution ordered on file for adoption.

Committee on Governmental Efficiency and Economy

ASSEMBLY CHAMBER, SACRAMENTO, May 15, 1947

MR. SPEAKER: Your Committee on Governmental Efficiency and Economy, to which was referred:

Assembly Bill No. 1687

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

FIELD, Chairman

Above reported bill ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 15, 1947

MR. SPEAKER: Your Committee on Governmental Efficiency and Economy, to which were referred:

Assembly Bill No. 1938
Assembly Bill No. 1939
Assembly Bill No. 36

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be re-referred to Committee on Ways and Means.

FIELD, Chairman

Above reported bills re-referred to Committee on Ways and Means.

Committee on Manufacturing, Oil, and Mining Industry

ASSEMBLY CHAMBER, SACRAMENTO, May 14, 1947

MR. SPEAKER: Your Committee on Manufacturing, Oil, and Mining Industry, to which was referred:

Assembly Bill No. 1444

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

RALPH C. DILLS, Chairman

Above reported bill ordered to second reading.

Committee on Conservation, Planning, and Public Works

ASSEMBLY CHAMBER, SACRAMENTO, May 15, 1947

MR. SPEAKER: Your Committee on Conservation, Planning, and Public Works, to which were referred:

Assembly Bill No. 2658
Assembly Bill No. 1189

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

McMILLAN, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 15, 1947

MR. SPEAKER: Your Committee on Conservation, Planning, and Public Works, to which was referred:

Assembly Bill No. 1386

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

McMILLAN, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 15, 1947

MR. SPEAKER: Your Committee on Conservation, Planning, and Public Works, to which were referred:

Senate Bill No. 379
Senate Bill No. 1512

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

McMILLAN, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 15, 1947

MR. SPEAKER: Your Committee on Conservation, Planning, and Public Works, to which was referred:

Senate Bill No. 480

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

McMILLAN, Chairman

Above reported bill ordered to second reading.

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, May 15, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 33
Assembly Bill No. 466
Assembly Bill No. 653
Assembly Bill No. 889
Assembly Bill No. 1138
Assembly Bill No. 1303
Assembly Bill No. 1826
Assembly Bill No. 2329

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 15, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 762
Assembly Bill No. 2425

And reports the same correctly re-engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

RE-REFERENCE OF BILLS

By order of the Speaker, the following bills were withdrawn from the file, and re-referred as follows:

Assembly Bills Nos. 33, 653, and 2009 re-referred to Committee on Finance and Insurance.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolution was offered:

Assembly Joint Resolution No. 46: By Messrs. Hahn, Hinton, Waters, Cooke, Fletcher, and Thomas—Relative to memorializing Congress to enact Senate Bill No. 637, amending the Civil Service Retirement Act of May 29, 1930.

Referred to Committee on Rules.

REQUEST FOR UNANIMOUS CONSENT TO TAKE UP SENATE BILL NO. 19, OUT OF ORDER

Mr. Stanley asked for, and was granted, unanimous consent to take up Senate Bill No. 19, out of order, at this time, for purpose of amendment.

CONSIDERATION OF SENATE BILL NO. 19

Senate Bill No. 19—An act to amend Sections 10150, 10151, 10200, 10201, 10208, 10211, 10212, 10213, 10216, 10221, 10275, 10276, 10320, 10328, 10331, 10332, 10333, 10340, 10375, 10376, 10420, 10427, 10430, 10431, 10432, 10439, 10515, 10516, 10580, 10588, 10591, 10592, 10593, and 10600 of the Business and Professions Code, to add Sections 10156.2, 10208.5, 10208.7, 10213.5, 10213.7, 10279.2, 10321.5, 10328.5, 10328.7, 10333.5, 10333.7, 10379.5, 10420 5, 10427.5, 10427.7, 10432.5, 10432.7, 10519.5, 10581.5, 10588.5, 10488.7, 10593.5, and 10593.7 thereto, and to repeal Sections 10101, 10102, 10209, 10214, 10329, 10334, 10428, 10433, 10589, and 10594 thereof, relating to fees and licenses of the State Division of Real Estate of the Department of Investment, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Motion to Amend

Mr. Stanley moved the adoption of the following amendments:

Amendment No. 1

On page 3, line 4, of the printed bill, as amended in the Assembly on May 9, 1947, strike out "No other fee for the additional"; and strike out line 5, and insert "This fee is in addition to any original real estate broker's fee previously paid, and no other fee either for the examination or for any original license issued to the applicant on successfully passing the examination shall be required."

Amendment No. 2

On page 5, line 23, of said bill, strike out "No other fee for the"; and strike out line 24, and insert "This fee is in addition to any original business opportunity broker's fee previously paid, and no other fee either for the examination or for any original license issued to the applicant on successfully passing the examination shall be required."

Amendment No. 3

On page 7, line 43, of said bill, strike out "No other fee for the additional"; and strike out line 44, and insert "This fee is in addition to any original cemetery

broker's fee previously paid, and no other fee either for the examination or for any original license issued to the applicant on successfully passing the examination shall be required."

Amendments read, and adopted.

Bill ordered reprinted, and to third reading.

NOTICE OF MOTION TO WITHDRAW ASSEMBLY BILLS NOS. 2604 AND 2606 FROM INACTIVE FILE

Mr. Kirkwood gave notice that on the next legislative day he would move to withdraw Assembly Bills Nos. 2604 and 2606 from the inactive file, and have them placed upon the third reading file.

NOTICE OF MOTION TO WITHDRAW ASSEMBLY BILL NO. 1573 FROM COMMITTEE

Mr. Beck gave notice that on the next legislative day he would move to withdraw Assembly Bill No. 1573 from the inactive file, and have it placed upon the third reading file.

REQUEST FOR UNANIMOUS CONSENT TO TAKE UP ASSEMBLY BILL NO. 1512, OUT OF ORDER

Mr. Huyck asked for, and was granted, unanimous consent to take up Assembly Bill No. 1512, out of order, at this time, for purpose of amendment.

CONSIDERATION OF ASSEMBLY BILL NO. 1512

Assembly Bill No. 1512—An act to amend Sections 209 and 224 of the Labor Code, relating to unpaid wages of striking employees.

Bill read third time.

Motion to Amend

Mr. Huyck moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 18, of the printed bill, as amended in the Assembly on May 12, 1947, strike out "actively", and insert "activity".

Amendment read, and adopted.

Bill ordered reprinted, and re-engrossed.

ANNOUNCEMENT OF COMMITTEE MEETINGS

It was announced that the following committees would hold meetings:

At 2 p.m., today—

Ways and Means.

At 3 p.m., today—

Transportation and Commerce.

At 8 p.m., tonight—

Industrial Relations.

Revenue and Taxation.

It was announced that there would be no meeting today of the Committee on Civil Service and State Personnel.

COMMUNICATIONS

By Speaker Collins:

The following report was received, read, and ordered printed in the Journal in 10-point type:

REPORT FROM THE REGENTS OF THE UNIVERSITY OF CALIFORNIA AND THE STATE BOARD OF EDUCATION

May 7, 1947

To the Legislature of the State of California:

In accordance with the instructions in Chapter 57, Statutes of 1947, reading as follows:

> "SECTION 1. The State Department of Education of California and the Regents of the University of California are hereby authorized and directed to make a joint survey of the organization of publicly supported higher education in the State and need for additional publicly supported higher education facilities in the State. * * * As a part of the survey the State Department of Education and the Regents of the University of California shall investigate the emergency needs of the State for higher education, including such as may exist in Los Angeles County, and in Sacramento County, and report on such emergency needs, with recommendations, to the Legislature not later than May 15, 1947. * * *"

the State Board of Education and the Regents of the University of California submit the following report to the Legislature of the State of California, Fifty-seventh (General) Session:

The question of the establishment of four-year colleges at Los Angeles and Sacramento was referred by the two boards to their Liaison Committee, consisting of members of each board: Regents Chester H. Rowell, Maurice E. Harrison, A. J. McFadden, and President Robert G. Sproul, representing the Regents of the University of California; Messrs. Fred W. Smith, Joseph P. Loeb, and William L. Blair, representing the State Board of Education; and Regent James K. Moffitt and State Superintendent of Public Instruction Roy E. Simpson, ex officio members. This committee, in turn, set up a Survey Committee to make a study of the situation, consisting of Messrs. Frank N. Freeman, Edwin A. Lee, Frank B. Lindsay, William G. Paden, and Aubrey A. Douglass.

The Survey Committee, although hampered by inadequate time to complete its studies, submitted a statement and conclusions, which are attached to this report as an appendix, and which were considered by the Liaison Committee for three hours on May 7, 1947.* The Liaison Committee voted unanimously to make the following recommendation to a joint meeting of the State Board of Education and the Regents of the University of California to be held that afternoon:

(a) That no state colleges (colleges offering instruction beyond the fourteenth year) be established at this time, but that the University of California and/or the state colleges, through extension, be authorized and instructed to offer at Sacramento College and Los Angeles City

* Senators Desmond and Burns having sat with the Liaison Committee during its deliberation wished to go on record as being opposed to this recommendation

College such instruction as may be necessary to meet any needs that exist; and

(b) That the report of the Survey Committee be approved in all other respects.

The State Board of Education and the Regents of the University of California, meeting in joint session, considered the report of the Liaison Committee, and votes were taken by the two boards separately on the recommendation. The regents voted, 9 to 1, to adopt the recommendation. The vote of the State Board of Education was 3 to 3.

The following motion was then introduced by Mr. Joseph Loeb of the State Board of Education, and separate votes taken by the two boards:

> That the report of the Survey Committee be approved, with the exception of the last paragraph of the "Conclusions" thereof, which paragraph should be amended to read as follows:
>
> "The immediate situation may be met through legislation providing for the location of four-year educational institutions in the Sacramento and Los Angeles areas. If such legislation is passed, permission to begin operations should be withheld and the kind of institution not decided upon until the extensive survey of the State, provided for in Assembly Bill 2273, is completed. This will permit decision concerning higher educational institutions which California needs, and the form of financial support and administrative control which will best minister to those needs."

The State Board of Education approved this motion by a vote of 6 to 0. The Regents of the University of California rejected it by a vote of 7 to 3.

The two boards voted unanimously to approve the following motions by Mr. Collins and Mr. Ehrman, respectively:

> *Resolved,* That if, when the report provided for in Assembly Bill No. 2273 is completed, it contains a recommendation for the establishment of a four-year college in Sacramento, Los Angeles, or any other place, the Regents of the University of California and the California State Board of Education shall recommend to the Governor that he include in the call for the 1948 Session of the Legislature consideration of the subject matter of said report.

and

> That the report of the Survey Committee be approved, with the exception of the last paragraph of the "Conclusions" thereof, which paragraph should be amended to read as follows:
>
> "If not inconsistent with the report to be made by the Survey Committee, as provided for by Assembly Bill 2273, the Regents of the University of California and the California State Board of Education would in no wise be opposed to the establishment of a four-year college at Sacramento."

The State Board of Education and the Regents of the University of California regret that it has not been possible to reach agreement on all the matters referred to them, and that it is necessary, therefore, to present to you what is, in a sense, a majority and minority report. They hope, nevertheless, that the findings herein presented and the actions

taken by the two boards, separately and jointly, may be helpful to you in making your decision on the very important questions of educational development now before you.

Respectfully submitted.

THE REGENTS OF THE UNIVERSITY OF CALIFORNIA
By ROBERT M. UNDERHILL, Secretary

CALIFORNIA STATE BOARD OF EDUCATION
By ROY E. SIMPSON, Secretary

EMERGENCY NEEDS OF CALIFORNIA FOR HIGHER EDUCATION

A Report by the Subcommittee Appointed by the Liaison Committee

SACRAMENTO, CALIFORNIA, May 7, 1947

The Liaison Committee of the
California State Board of Education,
and the Board of Regents of the
University of California

GENTLEMEN: Herewith is the report of the subcommittee appointed to investigate the emergency needs of California for higher education, including such as may exist in Los Angeles County and Sacramento County.

Respectfully submitted.

FRANK N. FREEMAN
EDWIN A. LEE
FRANK B. LINDSAY
WILLIAM G. PADEN
AUBREY A. DOUGLASS, Chairman

Authorization of Investigation

In 1945-46, the California Legislature directed the State Board of Education and Regents of the University of California to investigate the need of the City of Sacramento, and the immediate area, for a four-year collegiate institution and report the results of the investigation to the Legislature in January, 1947. The Board of Education and Regents appointed a Liaison Committee, consisting of the Superintendent of Public Instruction and members of the State Board of Education, and the president of the university and members of the regents. The Liaison Committee appointed a subcommittee of five members who investigated conditions and reported to the Liaison Committee. A recommendation was made to the Legislature that no additional four-year colleges be established until a survey of the needs of the entire State could be canvassed. Assembly Bill No. 2273 was introduced authorizing and directing the State Department of Education of California and the Regents of the University of California to make a joint survey of the "organization of publicly supported higher education in the State and need for additional publicly supported higher education facilities in the State."

The bill further provided that "As a part of the survey the State Department of Education and the Regents of the University of California shall investigate the emergency needs of the State for higher education, including such as may exist in Los Angeles County and in Sacramento County, and report on such emergency needs, with recommendations,

to the Legislature not later than May 15, 1947." The sum of $50,000 was appropriated to carry out the purposes of the act. Assembly Bill No. 2273 has become law.

The subcommittee of five, appointed by the Liaison Committee to investigate conditions in Sacramento, was directed to study the emergency needs of the State. This report contains the findings of the investigation.

Ability of Junior Colleges and Colleges to Accommodate Freshmen

One of the first steps in the investigation of emergency conditions was to determine whether or not students who desire to enter the first year of college are being prevented, or will be prevented, from doing so by crowded conditions in the junior colleges, state colleges, and other four-year colleges and universities. Inquiries were, therefore, made of the higher education institutions of the State, including the junior colleges, to ascertain if they will be able to admit all students who apply for freshman standing for September, 1947.

No publicly supported junior college has made, or expects to make, limitation on enrollment for the next school year. Moreover, several new junior colleges will be opened next fall thus enlarging the possibilities of freshman and sophomore enrollment. Most of the new junior colleges will be located in the southern part of the State where there is a dense and growing population. From the statements of administrative officers in charge of California's junior colleges comes the statement that opportunities for freshman and sophomore college work will be plentiful. The location of the junior colleges, especially when consideration is given to schools that have recently been established or will begin operation in September, will make junior college facilities more accessible than they have been in former years.

The California Polytechnic College will not be able to admit all students who wish to enter the freshman or the sophomore year because of lack of classroom and laboratory facilities. The San Francisco State College expects to impose limitations on enrollments because of lack of space in the college plant. Other state colleges will make no limitations on enrollments. Chico and Humboldt hope that their freshman classes will be much larger in September, 1947, than they were in September, 1946.

The California Institute of Technology, Occidental, Pomona College, and Santa Clara University have closed enrollments for the coming school year. Other privately supported liberal arts colleges have not reached their quotas although it is probable that some will have all of the applications they can take before the opening of the next school term.

The University of Southern California has places open in practically all departments although the institution will not be able to increase its enrollment beyond 13,500. It is expected that sufficient applications will be received to guarantee this enrollment before the opening of the fall term.

Stanford University still has places in practically all departments although it is anticipated that enrollments will be closed by June 1st. These conditions do not differ greatly from those which have prevailed in the past.

The University of California will limit enrollments only in that area of professional training in which facilities are insufficient. Limitation

will be placed on enrollment in engineering. Freshmen and sophomores from outside the State will not be accepted.

Conditions revealed to the inquiry of the subcommittee are similar to those reported by the Division of Readjustment Education of the State Department for the first semester of the current school year. Educational institutions were polled during last summer and fall to determine their capacity to accommodate veterans. The schools were classified into various categories, depending upon source of support, and types and length of training.

As of December 31, 1946, the University of California had vacancies and could have accommodated, on the Berkeley campus, students in all departments except engineering, chemistry, and business administration. In the state colleges, Fresno and San Jose reported no vacancies, while the remaining colleges were able to take more students in practically all departments. The total number of vacancies reported by the state colleges totaled more than 1,500. In the university and in the state colleges, admission requirements must be met by all students. This is not a limitation based upon inability to care for students, but an imposition of scholarship standards, a practice that is everywhere common. It does not prevail in California junior colleges, because the law requires that all high school graduates be admitted to junior college. Junior college principals may admit students who are not high school graduates provided they can, in the judgment of the principal, profit from instruction in the junior college.

Compton, Chaffey, Pasadena, Placer, Stockton, Sacramento, and San Luis Obispo Junior Colleges closed enrollments on December 31, 1946. On the other hand, other publicly supported junior colleges reported a long list of vacancies in their courses. Some placed no limitation whatever upon enrollments.

It is the consensus of opinion among junior college administrators that the number of students enrolling last September was smaller than the number expected. The opportunities for employment and the call to military service were apparently among the factors that dissuaded high school graduates from continuing their education. Many veterans signifying their intention to go to school either changed their minds, or they applied for admission to several schools, thus making it appear that many more would attend the junior colleges than actually was the case.

The question of housing the students was always present. In the summer of 1946, despite the efforts of the FHA, few housing units for veterans had been completed. Junior colleges, colleges, and universities were unable to announce the numbers of students that could live in federal housing units. Had a school been able to state that it had housing facilities, there is little question that that school would have been filled to capacity. This situation has been changed during the intervening months. Housing projects have been completed and occupied. Schools are able to speak, positively, about the number of available rooms and apartments. The FWA is at present moving temporary classroom buildings to the campuses of the junior colleges and colleges, thus enlarging the capacity of these institutions in classrooms and laboratories. Privately supported collegiate institutions enrolling veterans have also been eligible to secure housing accommodations as well as buildings which provide

classrooms and laboratories. While housing facilities remain an important factor in enrollments, colleges can speak much more positively than formerly about the numbers of students that can be accommodated.

Publicly supported schools for adults, meaning evening high schools, and junior colleges, had on December 31st, room to spare for enrollees. No school had reached capacity. These schools offer a wide variety of courses, which are usually patronized upon a part-time basis by persons employed either full time or part time. Special day and evening classes can be organized at any time, and during the war were operated upon a 24-hour basis. Since these schools frequently use the rooms and equipment of the day schools, their classes usually meet in the late afternoon or evening. Although they fulfill an important educational function, evening schools can hardly be regarded as institutions to which veterans may go to complete more than a short course of training.

Among the large private institutions, the University of Southern California reported 400 vacancies in commerce, 500 in engineering, and 600 in letters and sciences. Stanford had vacancies in all divisions and departments, although the number was not large. The University of San Francisco had room for 525 in the arts, science, business administration and law, and Loyola had 50 vacancies in engineering California Polytechnic School had a few vacancies. The California Institute of Technology, Pomona, Scripps, Occidental, Whittier, and Santa Clara had no vacancies.

Among the private business schools many vacancies were found. Similarly the private professional schools, including dramatics, law, nursing, music and radio, could have accommodated more students. Private trade schools also had many vacancies.

Important in the plan for training veterans is the apprentice program. This consists of learning by working on the job with part-time supplementary classes.

Exhibit A-I presents figures of enrollments for veterans for last September and for last February. It will be observed that private trade schools, correspondence schools and business schools, and on-the-job training have accounted for more than half of all veteran enrollments.

Reported enrollments of veterans in junior colleges made by the Division of Readjustment are not in accord with figures submitted by the junior colleges. The disparity can be accounted for in part by the fact that the Division of Readjustment reported only those veterans who are securing benefits under Public Law 346, while the junior colleges reported all veterans. Many veterans are postponing benefits so that they may have them for later training.

Ability of Four-Year Colleges and Universities to Receive Upper Division Students

It is evident from the foregoing section that junior colleges, state colleges, and other four-year colleges and universities will be able to accommodate all students who wish to enter upon the freshman year of college in September, 1947. It is important to know what the capacity of four-year institutions will be to admit upper division students, particularly those who will wish to transfer from the junior colleges.

Exhibit B-I shows the number and distribution of students attending publicly supported California junior colleges in March, 1947. With

all but one small institution reporting, the total number of day students is 52,367, the majority of which are veterans. The important aspect of enrollment is the large number found in the first year. In the past, enrollment in the first year of junior college has been approximately twice that contained in the second year. Due to abnormal conditions, the number of first year students is much higher than one might expect. Only 5,704 of the total number enrolled will complete the course at the end of the current school year. Of these, 3,166 expect to transfer to four-year institutions. This number gives at least a reasonable estimate of the accommodations that must be made by the four-year institutions to receive additional upper division students. In Los Angeles City College 534 will seek to transfer, while in Sacramento the number is 350.

Of the number of students who seek to transfer, 1,396 are asking for admission to colleges of liberal arts, 637 to schools of business administration, 625 to schools of engineering, and 205 to pre-legal courses. Pre-medicine, chemistry, teaching, and agriculture, in order, show other fields to which the most students desire to go.

A total of 17,991 students, a majority of whom are veterans, are enrolled in the seven state colleges. Of these, nearly 9,000 are found in the freshman year and only 1,804 in the senior year. In the state colleges, as well as in the junior colleges, enrollment is concentrated in the first year. Details of enrollment in the state colleges are shown in Exhibit B-II.

In the state colleges many upper division classes are small. This means that these schools can, without increasing facilities, enroll more upper division students. Many places are available in the liberal arts, engineering subjects, and business. Exhibit B-III summarizes conditions in the several state colleges.

At the University of Southern California no limit will be set for native lower division students who wish to transfer to upper division except in the Schools of Dentistry, Law, and Medicine. In these professional schools, native students must undergo the same screening process as applicants from other institutions. The general policy will prevail of giving preference to native students but, if there are vacancies, qualified applicants will be accepted in the order in which their applications are processed except in those divisions where special selection procedures have been announced. No preference will be given veterans. As of April 2d, enrollment for September had not been closed.

At Stanford preference will be given native students in filling the quota for the upper division. Applications for admission to the upper division closed on May 1st. It was planned to fill available places by a process of competitive selection.

At the University of California all qualified students completing the lower division will be admitted to upper division with the exception of engineering at Berkeley and Los Angeles, and optometry, pharmacy, dentistry, medicine, and law at Berkeley. Limitation of enrollment in business administration is anticipated at the Berkeley campus and possibly at the Los Angeles campus. No preference will be given to students now enrolled in the lower division of the University of California. In fields for which selection must be made on a competitive basis, preference will be given to the best qualified.

In other fields, no quotas have been set up and registration is open for September, 1947. It is expected that applications will not exceed capacity except in the professional fields enumerated above, where admission will be on a competitive basis.

Student Demand for Upper Division Work in Sacramento and Los Angeles

Students in Sacramento College and Los Angeles City College were asked if they would continue their education through the upper division provided opportunity were afforded. In Sacramento College several hundred students stated they would do so. Administrative officers estimate that 350 of the present number of students would continue in third year work next September and that 150 from outside the district will enter. Figures were also presented to show that the Sacramento College now attracts students from a wide area and the inference was drawn that many students from some of the more distant areas will attend a four-year course.

In Los Angeles City College, a poll of the students indicated that of the 9,247 who answered queries, 5,492 desire four years of training and 3,755, two years. Tables and figures were presented to show that the Los Angeles City College has grown since its establishment in 1930 from 1,700 students to more than 9,000. The population of the city and the county has also mounted very rapidly. A table was presented to indicate that the percent of college students to the total population is smaller in Los Angeles than it is in six of the largest cities in he United States. Only 1 32 percent of the total population in Los Angeles is comprised of college students, while 2.63 percent is the proportion in Pittsburgh. The inference from this table was that Los Angeles would have more college students if additional facilities were available.

Important in the consideration of state colleges for Sacramento and Los Angeles is the fact that investigations of existing colleges and universities indicate that they draw a majority of their students from a radius of 50 to 100 miles Data available through the State Department of Education show that California state colleges secure about 75 percent of their students from distances no greater than 40 miles. In Los Angeles such a radius described from the center of the city defines a thickly populated area with an enormous number of prospective college students. The area lying within approximately 50 miles of Sacramento contains upward of a half million population. This should be more than enough to produce a large number of students for a four-year college.

Appraisal of Plans and Facilities for Offering Upper Division Work at Los Angeles City College and Sacramento College

Investigations have been completed of the ability of the Los Angeles City College and of Sacramento College to institute upper division training, and more specifically third-year training, in September, 1947. Both institutions submitted statements in which specific areas of training were proposed. They also indicated physical facilities, including classrooms, laboratories, equipment, library, and faculty, which may be employed to institute the several lines of training.

Visitation committees were organized to appraise the resources of the colleges. The committees were comprised of persons of recognized leadership in the areas of training which the colleges proposed to offer. The members of the committee for Los Angeles City College assembled in

the office of the president at 10 o'clock Friday morning, April 18th. The Sacramento committee appeared at the office of the president at 10 o'clock Monday morning, April 21st. Names of the members of the committees appear in the appendix as Exhibits D-I and D-II. The task was explained to the visitors in the presence of the administrative officers of the institutions.

Provisions of Assembly Bill No. 2273 were summarized and attention was called to the fact that as a part of the survey of the State Department of Education and the Regents of the University of California, an investigation of the emergency needs of the State for higher education is required, with special attention given to Los Angeles and Sacramento Counties. The members of the committees were advised that their function did not include a decision on whether or not four-year colleges should be established in Sacramento and Los Angeles but that they should examine the plans, material, resources, and qualifications of faculties to institute upper division work and particularly to begin the third-year of such work in September, 1947. Specifically, it was pointed out to the members of the committees that they should consider the area of training represented by their own professional work and study, that they should examine the definiteness with which plans for upper division work had been made, including organization of courses, and that they should investigate classrooms, laboratories, apparatus, library, and faculty personnel to determine their adequacy for upper division college work.

After discussion and questions to clarify their work of the day, members of the committee went to the various departments to confer with faculty members and to examine facilities. In the process every courtesy was extended by the superintendent, the principal, and the administrative staff of the two institutions.

After several hours the members of the committee returned for conference and comparison of ideas. Discussions took place with only the committee members present. Written reports were submitted. The committee was advised that the report was confidential in nature, as the findings were to be placed before designated members of the State Department of Education, the Regents of the University of California, and the legislative interim committee.

Sacramento College

Examinations of proposals for upper division work at Sacramento College revealed a lack of definiteness in planning. The courses which the institution expected to offer are shown in the appendix under Exhibit D-III. Reference to this document will show that areas of training are specified and topics in a field are listed. No inventory had been made of existing facilities, such as classrooms, laboratories and equipment, nor had outlines of courses been prepared. A vagueness surrounded most of the proposals although the members of the faculty in certain fields had been much more specific in developing advanced programs.

Due to lack of planning rather than fundamental disagreement, inconsistencies were found in what the administrative officers of the institution proposed to do and the developments which faculty members had in mind. For example, in the preliminary conference with the visitation committee and administrative staff it was definitely stated that a standard four-year course in engineering was in prospect. Conferences

with the members of the faculty in charge of aeronautics, electronics, and engineering showed that they planned three-year terminal courses. In the field of teacher training, home economics is not shown in the prospectus as an area in which young women would be prepared for teaching positions in the public schools. On the other hand, members of the department of home economics were definitely looking forward to training public school teachers.

In the proposed training of teachers for the elementary schools and for special secondary credentials in industrial arts, there was almost a complete absence of plans. As will be shown later, it was the opinion of those who inspected facilities in these areas that plans must be developed from the beginning. Shop courses can be provided for third-year work, but shops are not available for courses needed in the fourth year. Practice teaching can be arranged in the local schools.

The library is inadequate not only for upper division work but for the purposes it currently serves, namely, the junior college. During the last several years the principal has recommended an expenditure of $5 per year per student for library books. Actually $1,000 per year, or 40 cents per student, has been permitted with additional expenditures for periodicals. The library has not gained the acquisitions needed for junior college classes. In only a very few fields are there sufficient books to make a beginning in upper division work. The present condition of the library is one which cannot be remedied quickly even though funds were suddenly made available, as time is necessary to select and secure books. It was the opinion of the committee that the condition of the library will be a handicap to the junior college, and especially to upper division work.

Needs of students in engineering subjects had not been carefully analyzed. When specific types of training desired by the students were listed it was found that some areas interested few persons. Enrollments would be so small as to make instruction exceedingly expensive.

In all areas, except business, the visitation committee stressed the need of supplying, for upper division courses, faculty members with more extensive training than that shown by a majority of the present junior college staff. It was the opinion of the visitation committee some staff members are capable of doing upper division work. This statement applied especially to the field of business training. It should be pointed out that judgment of ability of faculty members was based extensively upon years of training and degrees held. This may not always be an adequate measure of fitness.

Great stress has been placed on the need of upper division work as shown by the number of students in the junior colleges, by the number who will remain if upper division work is available, and by the number of applications from outside the district for advanced work. The institution has been concentrating upon securing such evidence and similar evidence to show the need of expansion rather than upon development of plans and an inventory of resources. Such emphasis is understood if the view is held that one must know first of all if upper division work is permitted. On the other hand, those engaged in the process of education so generally agree that new lines of training require detailed preparation that the failure of faculty and administrative officers to make plans is inconsistent with educational practice. Certainly the period of time from

May 15th to September 15th is entirely too short to allow an administrative staff to make effective plans for the beginning of upper division work.

Reports of the several members of the visitation committee are summarized as follows:

Liberal Arts: Additional members of the teaching staff will be needed, as well as a reorganization of teaching schedules. The library is apparently adequate in reference materials in English History, European History, and Earth Sciences. Additional periodical source material is needed. More facilities will be needed which include electrical equipment, chemistry laboratory space, music listening rooms, art classrooms, etc.

Elementary Education: Little planning has been done for this field of training. A suggested plan was developed with interested faculty members. Two staff members will be necessary. Arrangements for practice teaching should offer no difficulty.

Industrial Arts: Third-year work can be given in existing shops, but a general woodworking shop, a general metal shop, and a general electrical shop must be supplied to complete training in the teaching field. Professional courses are lacking.

Home Economics: The department is modern and up to date. With an additional staff member, additional courses needed to meet the requirements for the credential in home economics can be offered. Expansion is needed to provide for a child development laboratory and a home management house. Facilities are not available for institutional management. With additional staff, courses can be offered for a major in home economics. Professional courses for the credential are lacking.

Business Administration: The present staff is of high calibre and training. Although more teachers, additional courses, and better library facilities will be needed, the third and fourth years of business administration can be offered.

Aeronautics: Expansion to the third year is possible by adding adequate staff.

Electronics: Expansion to third or fourth year work will require substantial increases in space and equipment. Demand for third year work is indicated by a maximum of eight students.

Engineering: Space and equipment must be secured, and staff expanded. It is extremely doubtful that equipment can be secured and installed by September, 1947.

Physical Science and Mathematics: It is proposed that courses be offered which do not require additional laboratory space.

Physical Education: The institution will be able, with additional staff, to provide physical education needed by a four-year college. Facilities are not available for a major, which is not proposed.

Police Training: The FBI is not interested in training programs in colleges; the FBI gives its own training. Facilities are not available to give police training.

Los Angeles City College

Like Sacramento, Los Angeles City College had not planned with definiteness the work of the proposed upper division. At the request of its president, a meeting was arranged on April 10th with the Los Angeles City Board of Education at which were present the members of the Los Angeles City Board of Education, the Superintendent of Schools, the President of the City College, the Chief Assistant Superintendent, the Administrative Supervisor, the Assistant Superintendent in charge of Educational and Vocational Education, and the members of the subcommittee of the Liaison Committee.

Representatives of the Los Angeles school system were asked to specify the specific areas in which training is proposed. The President of the City College preferred not to name the areas on the ground that the program is still in the process of development, that changes will and should occur, and that a definition of functions at present would be premature. When asked how many students should be accommodated in third year upper division work, the reply was that a small beginning should be made and that probably 400 students can be accommodated in third year work. It was indicated that the City College should offer training in business administration, nursing, "junior" engineering, and sanitary engineering. Later these comments were revised to provide for approximately 1,000 students in the third year. The proposal to train students in sanitary engineering was withdrawn and other fields were added. The fields in which training is proposed are shown in Exhibit D-IV. This indicates the lack of definite planning that has accompanied the proposals for upper division work.

Apparently lack of understanding, or lack of agreement, has prevailed between the administrative staff of the Los Angeles city schools on the one hand, and the faculty of the City College on the other. In discussing proposed curriculums at the meeting on April 10th, the attitude was strongly taken that the primary and controlling purpose of the curriculum should be to train students for occupations. General or liberal subjects should serve the vocational end. Discussions with certain faculty members, on the other hand, indicated that they were thinking in terms of the typical general or liberal arts curriculum in a four-year college.

The preliminary discussion of the work to be accomplished by the Los Angeles City College indicated the existence of a strong conviction that the curriculum should be planned on a cooperative basis with close relationship with business and industry. Much practical knowledge and experience will thus be secured by an apprentice or a part-time employment procedure The discussion did not show, nor did the subsequent visit to the City College indicate, that detailed plans for cooperative instruction had been accomplished. A number of business and industrial concerns in the city had been contacted and representatives of those concerns indicated interest in the proposal and willingness to cooperate. There were, however, no lists of firms nor enumeration of places for part-time employment, and there was no indication of the way courses on the campus will supplement field training. It may have been considered unnecessary to arrive at such details because cooperative education has been successfully carried on in certain areas in the

United States for more than 20 years. On the other hand, the inauguration of a training program will demand precisely such specific analyses and arrangements.

Documents emanating from the Los Angeles City College have stressed the need of upper division work, first, because of the great number of students on the ground who wish to complete courses leading to the bachelor degree; and second, because training is demanded by employers that is midway between that offered by the junior college curriculum and the professional courses of the University of California. A brochure, prepared by the President of the City College, and a document from the superintendent's office entitled "A Statement of Need for a Four-Year Degree-Granting Educational Program at the Los Angeles City College beginning September, 1947" describe the historical background of the institution, curriculums now offered, and physical plant and facilities. The number of instructors is given with the percentages holding various academic degrees, figures are presented on the enrollment in the junior college since its establishment in 1930, population increase in city and county is exhibited; and numbers who have indicated their desire to attend a four-year curriculum at the junior college are listed. Great stress is placed upon the emergency situation with the statement that private and public four-year colleges and universities will not be able to accommodate students who wish to attend them in September, 1947. Other sections of this report present data to show present enrollment in junior colleges and state colleges, the number of freshman students that can be accommodated in publicly supported higher institutions, including junior colleges; and the number that wish to transfer to upper division work as well as the capacity of institutions to accommodate students with advanced standing. The data show that, with the exception of a few privately supported colleges, no limitation will be placed upon the enrollment of freshmen, and that existing four-year colleges can take all students wishing to transfer to upper division except in a few fields.

The Los Angeles City College enrolled, on March 28, 1947, a total of 8,599 students. Of these 6,005 are enrolled in one or more classes scheduled after 5 p.m. Discussions with faculty members, as well as general observation, indicated that the present plant is badly crowded. Administrative officers propose to provide for 1,000 additional students by further extending enrollments in the late afternoon and evening, and by moving into several temporary classroom buildings which should be erected and ready for use in September. An entire block of land adjacent to the campus has been purchased and will be used as a site for future buildings as well as for general campus purposes. It was the consensus of opinion of the visitation committee that even with these provisions the plant will be seriously crowded.

As will be surmised, the Los Angeles City College has been equipped for lower division work. This includes laboratories and library as well as faculty. It may also properly be assumed that the institution has not been overstaffed and should not be overstaffed. The addition of a third year of work with 1,000 students will of necessity bring demands for increased facilities. The assumption, if not the direct statement made

by those urging the establishment of a four-year college, is that the institution could easily be organized in connection with the City College. Preceding remarks have indicated the crowded condition under which work is conducted at present. Practically all members of the visitation committee agreed that the organization of upper division work will necessitate additional apparatus and especially additional faculty members of a higher level of training and ability than shown by the average member of the present City College staff. While there are members of the present faculty who are capable of work on a higher level, the visitation committee does not agree that facilities and faculty are immediately available for upper division work. The committee does agree that it is possible to begin certain third year courses in September, 1947, if additions to staff and equipment are made by that time.

The visitation committee was not able to preview the proposed curriculum in art or in pre-osteopathy, except as biology and science courses enter into the organization of the latter. Summary statements of the findings of the several groups and individuals who interviewed faculty members and inspected the departments in which upper divisions are proposed appear below:

Engineering: A third year course in engineering for more than 40 students is impractical. This number is too small to warrant opening courses in this field. Present personnel and facilities are not adequate to the present load. A clearer statement of objectives than is available must be made for the three types of engineering proposed. A four-year program means the addition of faculty members with advanced degrees and industrial experience.

Mathematics and Physical Science: In mathematics facilities are adequate for present and immediate future needs. In physics and chemistry, personnel and laboratory facilities are adequate, but there is need of a departmental library, including scientific periodicals.

Nursing: The teaching load and class size should be modified, and library and laboratory facilities expanded. Third-year work may begin in September, 1947.

Elementary Education: Granted that adequate upper division work is provided in the liberal arts, and that persons qualified in elementary education will be added to the staff, third-year work may begin. The department of psychology is adequate to new demands that may be placed upon it by a program of elementary teacher training.

Physical Education and Recreation: Third-year work should be started only if appropriate faculty is secured to offer professional courses, and if present instructors are relieved of lower division loads both as to teaching and number of students. Plans for four-year program are well developed.

Biology: More instructors with advanced preparation should be added to care for present enrollment. Number and sequence of courses are sufficient for lower division work, but 15 to 20 hours of upper division work should be added. Third-year work can be arranged for September, 1947.

English: Instructors regarded their department as a service department to those preparing students for vocations. The department

can, with minor additions to the staff and library, be expanded sufficiently to care for third and fourth year work.

History and Social Sciences: The staff is already overloaded. Library facilities and instructors must be provided. The present faculty is thinking in terms of the typical four-year liberal arts organization; not in terms of service to vocational programs.

Business Administration: Third and fourth year work is feasible, provided the work is definitely planned, provided additional, well qualified faculty members are secured, and provided the cooperative plan of instruction is definitely provided for. Library facilities must be expanded.

Financial Support and Administrative Control

Publicly supported education in California consists of the state university which operates under its own charter and is supported largely by appropriations made by the Legislature; the state colleges controlled by the State Board of Education through the State Department of Education and supported by appropriations from the State Treasury; and the junior colleges which derive their revenues from local taxes and state apportionments and are controlled by local boards of education. This organization has, in the main, proved satisfactory and has been capable of meeting the educational needs of the State. Before new patterns of financial support and administrative control are set up, consideration should be given to the advantages and disadvantages gained under the present organization and certainly to the advantages and disadvantages which may result from new methods of financial support and administrative control.

In Los Angeles it is proposed that an upper division be established on the campus of the City College and that it be financed by state funds, but with administrative control lodged with the Los Angeles Board of Education. This is contained in a resolution shown in Exhibit E-I. It is readily apparent that this is a new pattern of organization and that a beginning of state subsidies to higher education will be made under conditions which relieve or prohibit the State from administering the schools. It should be pointed out that the Los Angeles Board of Education and its administrative officers realize this. They propose that the ramifications of the plan be thoroughly explored through a series of conferences, since the intent is to develop school facilities that will be consistent with a pattern of support and control which will best serve the State.

In exploring their proposals, Los Angeles authorities refer to the feasibility of extending present methods of state apportionment in the junior colleges to upper division work. This would extend work now located in state colleges to the junior college, with local control. It has also been asked if it would be possible to operate, temporarily, the third year of work on this basis. A final question is the possibility of allowing a taxing unit to set up and support third year work from either of these arrangements.

In Sacramento it is expected that an upper division will be located on the state college campus and that it will be financed by the State. A plan of administration has not been stated, although the assertion has been made, positively, that a four-year institution is desired.

In both Los Angeles and Sacramento the Board of Education and administrative authorities have been positive in their assertion that the

junior college should be maintained with present methods of financial support and administrative control. The values of the junior college as an institution are recognized and it is believed that those values should be preserved.

Either the Los Angeles or the Sacramento proposal will mean that agreements must be reached with the State for the use of facilities now owned by local school districts. Apparently it is expected in both places that new facilities needed for upper division work will be provided by the State. These proposed procedures should be thoroughly explored before a decision is reached.

In carrying out the survey of the emergency needs for higher education in California the subcommittee found no one who believed that the junior college should be discontinued even though a four-year institution were developed within the community in which the junior college operates. On the contrary, there is general agreement that the junior college, as an educational institution, should be preserved and protected. Its values are the emphasis upon good teaching and systematic guidance practices for which the junior colleges stand, and the educational programs which they offer. These schools make lower division college, or university, training available to the students of the community. So close has been the relationship that students may complete the first two years of a four-year college course while living at home and transfer to the university and state colleges, as well as to the privately supported institutions, without loss. Judged by numbers of students, the transfer program has been the most important one of the junior college. Educationally it is perhaps surpassed by the opportunities provided for vocational training. Semiprofessional courses in wide variety are found. Many schools provide curriculums of approximately a year in length. So flexible is the junior college that it can and does offer training suitable to the needs of almost any group of students.

Added to the transfer, and the semiprofessional courses, is the curriculum in general education designed for students who will leave the junior college at the end of two years and who seek during that time what may be termed a broad general education. It is for the reasons briefly described in these paragraphs that the general view prevails that the junior college as an institution must be preserved.

It seems evident that the enlargement of the junior college program, to include the upper division, will influence the work of the junior college. The tradition of the four-year school is bound to prevail. So ingrained is the tradition, not only among the general populace but among the faculty members of a junior college, that plans and thinking for the new institution will occur in terms of the four-year course. The four-year major will threaten the peculiar functions of the lower division as they are organized in the junior college. If the values of the junior college are to be preserved, the state college and the junior college should be completely separated.

From the standpoint of logic, a state college consisting of only the upper division and such graduate work as may be appropriate has much in its favor. California has a junior college system the development of which has increasingly made available to the people of the State an institution based on community needs. Everyone expects the time to come when the network of junior colleges will be sufficiently complete to pro-

vide schools located in such a way as to serve the population of the State. The proposal that publicly supported four-year collegiate institutions drop their lower divisions and concentrate upon the more professional work of the upper division has been before the educational public for years. The proposal is consistent with the principles advanced in support of the six-four-four plan, a form of organization for the public schools which has received all but unanimous endorsement by students of school administration and national educational bodies.

The people of California, and those engaged in school work including college faculties and administrators, are apparently not ready for this form of organization. Thinking is in terms of the four-year institution. The University of California expects to retain its lower division, although the number of students will likely be reduced. Only occasionally does a representative of the state colleges speak of relinquishing the lower division. To the general public the proposal is practically unknown; the four-year organization dominates the popular mind so completely that the proposal to enlarge a junior into a four-year school receives instant acceptance.

In the past, junior colleges have been established in existing state colleges. This organization is found in Fresno and San Jose and until September, 1946, in San Diego. The junior college is supported as any other junior college. A contract is drawn between local school authorities and the administrative officers of the state college who operate the junior college.

The best example of the plan is found at San Jose. The following excerpts, taken from the current catalog, explain the organization.

"The San Jose State College is actually a combination of two colleges under the name and organization of a four-year college, but with the addition of a complete and separately supported junior college. By contract with the San Jose Junior College District, the college is able to offer regular junior college curricula in addition to the usual offerings of a four-year state college. This arrangement has proved particularly advantageous as it permits the two colleges to combine their resources in certain areas of more or less mutual function and thereby greatly enhance the possible offering of either college separately.

"All curricula in the college are grouped under the following categories: Trial, technical, liberal arts, and teacher training, as indicated on the next page For purposes of administration, however, the students are classified in five groups: Trial, technical, lower division liberal arts, lower division teacher training, and upper division.

I. Trial. This group includes students who do not meet scholastic requirements for admission to other college curricula. Registration is entirely in the junior college where no tuition or fee is charged.

II. Technical. This group consists of students in two-year semi-professional or vocational curricula. Registration is entirely in the junior college where no tuition or fee is charged.

"Lower division liberal arts students register in state college or junior college according to admission status as outlined on page 35. Junior college students are transferred to state college in June of each year after not less than three quarters of satisfactory progress."

High school graduates who do not meet college entrance requirements may enter the junior college and enroll in the "General trial curriculum." They are limited to a series of elementary courses. If they demonstrate their ability to do college work they may transfer to the regular college curriculum. The junior college also maintains two-year semiprofessional curriculums which give practical preparation for vocationals. The two-year semiprofessional curriculums are:

Accounting
Aeronautics
Commercial Art and Illustration
Costume Design and Construction
Design and Handicraft
Drafting
General business
Home making
I. B. M. accounting
Journalism
Merchandising
Music
Photography
Police
Printing technics
Radio
Secretarial
Speech-drama
Watchmaking

Much criticism has been leveled at the San Jose Junior College, especially by junior college administrators and county superintendents. Criticism is based both upon methods of finance, and upon the methods of operation. The junior college receives state apportionments, and it levies out-of-district tuition rates on counties for students residing outside a junior college district. The amount of local taxes needed to complete the budget is small. The county superintendents object to approving tuition charges; they assert that the students could have entered the state college anyway with the expense of their instruction borne by the State. Reference to the above extracts from the catalog of the college show that this is not the case except for those students who meet the entrance requirements and enroll in the two-year curriculums. These curriculums would not be available, according to the college authorities, were it not for the junior college.

A second criticism arises from the fact that the junior college students are not separated from the college students. Apparently, students participate in athletics and other student activities whether their affiliation is with the state college or the junior college. Although certain classes are set up as junior college classes, they are attended by such state college students as wish; on the other hand, classes listed in the state college may be attended by junior college students. Such practices cause school administrators to assert that the school is not a bona fide junior college. They also ask how it is possible, accurately, to determine junior college attendance and hence state income on such a basis. Rebuttal is to the effect that the junior college is rendering a real service to the community, and students from other communities at much less cost than would be possible with a separately organized junior college.

At San Diego the junior college was separated from the state college largely because of location. Students had too far to go. Facilities in or near the down-town area give better service to junior college students.

In Fresno the number of junior college students is small. At present a plan is under way to abandon the present campus and build a new one. If this is done, the president of the college will favor the separation of the junior college and the state college.

Conclusions

Junior colleges, state colleges, and other four-year colleges and universities will be able to accommodate all California high school gradu-

ates who wish to continue their education in September, 1947. New junior colleges, which will begin operation with the next school year, will place facilities within short distances of many. Restrictions on freshman enrollment have been made, or will be made, by several of the smaller, privately supported colleges, by the University of Southern California, and by Stanford University. The University of California does not expect to limit freshman enrollment except in engineering.

Certain of the small, privately supported colleges have closed, or will close, enrollments in the upper division. The University of Southern California and Stanford University will not be able to accommodate all students who apply for admission to the upper division. The University of California will limit enrollment in the upper division only in the fields of engineering, possibly in business administration at Berkeley but probably not in Los Angeles; and in optometry, pharmacy, dentistry, medicine, and at Hastings College of Law. With the exception of San Francisco State College where the campus is very crowded, and San Luis Obispo where capacity will prohibit some students from enrolling, the state colleges expect to admit all upper division students who apply. Many places are available in the liberal arts, engineering subjects, and business administration.

In the junior colleges and the state colleges, students are concentrated in the freshman year. Of a total of 52,367 junior college students, only 3,166 are reported as expecting to transfer to upper division. The fields to which they wish to go in greatest number are, in order: Liberal arts, business administration, engineering, pre-law, pre-medicine, chemistry, teaching, agriculture, dentistry, and nursing.

In Los Angeles City College 534 are arranging to transfer, while in Sacramento College the number is 350.

Information gained from the junior colleges, state colleges, and other four-year colleges and universities on enrollments, their policies on limiting admissions, and numbers of students ready to transfer from the junior colleges, does not support the statement that an emergency exists in higher education. Collegiate institutions are able to offer training to those who seek it, except in a few professional fields.

The housing situation, while improved, is such as to make it difficult, if not impossible, for many students to find living quarters on or near college campuses.

Sacramento and vicinity now contain sufficient population to support a four-year collegiate institution. The Los Angeles area contains sufficient population to support one or more four-year colleges.

Plans for the development of upper division work in the Los Angeles City College and the Sacramento College are surprisingly indefinite. Except in a few departments, more specific planning must precede the establishment of upper division work.

Practically all departments in which it is proposed to extend the curriculum, both in Sacramento College and City College, must be strengthened by the addition of highly trained faculty and personnel, laboratory and shop equipment, and library facilities. It should be possible to make such preparation as is necessary to begin a limited amount of third-year work in September, 1947.

At Los Angeles City College facilities are badly crowded. Temporary classroom buildings should be ready in September, although the problem

of sufficient space will probably not be solved. At Sacramento College space can be provided by carefully developed class schedules.

Before new four-year colleges are established, their financial support and administrative control must be decided. Possible forms of support and control are: (1) Operation of a state-supported upper division on the same campus with the junior college, with arrangements made for the State to lease school district facilities or to supply facilities, of both. Administrative control may be exercised over the upper division (a) by the State; (b) by the local board of education, or (c) through an agreement reached by the local board of education and by the State. (2) Extension to the upper division of present methods of financing junior colleges with control lodged with the local board of education. (3) Granting cities of a certain population and wealth the privilege of levying local taxes to support the upper division and assigning control to the local board of education. (4) Organizing a junior college in connection with an existing state college, with the support and control of the college remaining with the State. This entails the support of the junior college on the usual basis, and the control of the junior college arranged on a cooperative basis between college administrative officers and the local board of education. (6) A complete separation of the junior college and four-year state college, employing existing methods of support and control for both. (7) The complete separation of the state college and the junior college, with the state college limited to the upper division and such graduate work as it may be authorized to conduct.

Of the possible methods of organization, the one which completely separates the junior college and the four-year state college is the best. It will permit the junior college to maintain its identity and to fulfill its function; it will permit the four-year school to accomplish the purpose for which it is established, namely, to offer curriculums leading in various lines of training to the degree of competence marked by the bachelor's degree. Complete separation will help to prevent what might easily become a movement in higher education, if a beginning were made of making junior colleges into four-year schools by the process of adding two years for which state support is given. If such an organization is once set up, pressure can be expected for legislation in any community maintaining a relatively large junior college.

It does not seem advisable for either the Los Angeles City College or the Sacramento College to begin upper division courses in September, 1947. The adoption of a long range policy of providing additional facilities for the State, with a four-year college located in the Sacramento area and one or more in the Los Angeles area, is consistent with the results of this and the preceding investigation by the subcommittee.

Of the greatest importance to higher education in California is a decision with respect to the financial support and administrative control of such new institutions as may soon be established. Separation of junior colleges and state colleges will perpetuate a type of support and control that has proved satisfactory; placing a junior college and a state college on the same campus may reduce and even destroy the usefulness of the junior college; it may easily initiate a form of institution that will prove to be inferior to existing schools.

If it is not feasible or practical to delay legislation authorizing state colleges in Los Angeles and Sacramento, the immediate situation

may be met through legislation locating state colleges in those cities. If such legislation is passed, permission to begin operations should be withheld until the extensive survey of the State is completed. This will permit decision concerning the higher educational institutions which California needs, and the form of financial support and administrative control which will best minister to those needs.

Exhibit A-1

Enrollment Figures as Furnished by Branch Office for California Veterans

September, 1946—Public Law 346 only

Institutional training

Below college level	1,731
Junior college	6,387
Teachers college and normal schools	1,356
College, universities, or professional	38,319
Trade schools and business colleges	13,931
Correspondence schools	1,931
Total	63,655
On-the-job training, Total	31,728

February, 1947	*Public Law 16*	*Public Law 346*	*Total*
Institutions of higher learning	4,763	75,681	80,444
Other institutions	2,323	28,940	31,263
On-the-job training	4,037	29,813	33,850

NOTE—This does not include the four counties which are in the Reno Regional office.

Veteran Trainees Distributed Throughout the Country and in California

	Percentage of veterans enrolled	
	U.S.A.	*California*
Colleges and universities	50	60
Trade and business schools	31	22
Elementary and secondary schools below college level	8	3
Junior colleges	4	7
Correspondence courses	4	3
Teachers colleges	3	2

Certificates of Eligibility Issued (Active Cases in File)

February, 1947

Los Angeles	79,125
San Francisco	63,205
San Diego	5,310

Figures supplied by the Division of Readjustment Education, California State Department of Education.

Exhibit B-1

Enrollment in Junior Colleges

Veterans	
First year	21,584
Second year	6,667
Nonveterans	
First year	17,636
Second year	6,480
Total	52,367

Number Completing Junior College Course

Veterans	2,635
Nonveterans	3,069
Total	5,704

Number Who Expect to Transfer to Four-Year Colleges

Veterans	1,654
Nonveterans	1,512
Total	3,166

Curriculums to Which Students Completing Junior College Expect to Transfer

Field	*Veterans*	*Nonveterans*	*Total*
Liberal arts	565	831	1,396
Business administration	396	241	637
Engineering	464	161	625
Pre-Law	123	82	205
Pre-Medicine	91	60	151
Chemistry	92	48	140
Teaching	31	61	92
Agriculture	67	24	91
Dentistry	44	15	59
Nursing	11	42	53
Physical education	26	20	46
Optometry	13	14	27
Forestry	9	4	13
Pre-Pharmacy	8	3	11
Public health	2	2	4
Music	1	2	3
Psychology	1	0	1
Others	88	121	209
Totals	2,032	1,731	3,763

Exhibit B-II

Enrollments in State Colleges

LOWER DIVISION

Name	*Freshman total*	*Veterans*	*Nonveterans*	*Sophomore total*	*Veterans*	*Nonveterans*
Chico State College	465	272	193	152	93	59
Fresno State College	1,111	644	467	643	376	267
Humboldt State College	389	216	173	141	88	53
San Diego State College	1,667	863	804	1,034	623	411
San Francisco State College	1,283	---	---	557	---	---
San Jose State College	1,013	801	212	352	286	66
California Polytechnic School	2,885	1,550	1,335	1,255	681	574
Totals	8,813	4,346	3,184	4,134	2,147	1,430

UPPER DIVISION

Name	*Junior total*	*Veterans*	*Non-veterans*	*Senior total*	*Veterans*	*Non-veterans*
Chico State College	108	62	46	121	68	53
Fresno State College	327	166	161	310	172	138
Humboldt State College	56	30	26	47	29	18
San Diego State College	488	247	241	350	206	144
San Francisco State College	366	---	---	253	---	---
San Jose State College	789	379	410	616	291	325
California Polytechnic School	145	116	29	107	86	21
Totals	2,279	1,000	913	1,804	852	699

GRADUATE AND OTHERS

Name	*Graduate total*	*Veterans*	*Non-veterans*	*Others total*	*Veterans*	*Non-veterans*
Chico State College	19	13	6	56	12	44
Fresno State College	61	38	23	1	0	1
Humboldt State College	4	0	4	14	7	7
San Diego State College	123	42	81	31	6	25
*San Francisco State College	118	---	---	199	---	---
San Jose State College	99	52	47	159	15	144
California Polytechnic School	0	0	0	77	62	15
Totals	424	145	161	537	102	236

* Total enrollment of veterans 1,315, nonveterans 1,461

SUMMARY

Class	*Veterans*	*Non-veterans*	*Total*
Freshman	4,346	3,184	8,813
Sophomore	2,147	1,430	4,134
Junior	1,000	913	2,279
Senior	852	699	1,804
Graduate	145	161	424
Others	102	236	537
(San Francisco totals not included above)	1,316	1,461	---
Totals	9,907	8,084	17,991

Exhibit B-III
Admission to State Colleges

San Francisco State College

There will be no limitation other than scholastic on the admission of freshmen. All lower division students who qualify will be admitted to upper division. Preference will be given to native lower division students for admission to the upper division, although admissions have not been completed for September. It will be necessary to close enrollments when the quota is reached because of lack of space. Upper division students from junior colleges will be admitted in business courses.

Fresno State College

There will be no limitation on college enrollments except that caused by housing conditions. All lower division students qualified for the upper division will be admitted. There are approximately 300 places for students in upper division business administration and engineering.

Chico State College

There will be no limitation on freshman students as places can be found for 600. All qualified lower division students will be admitted to upper division and, while preference will be given to native students, it is not anticipated that enrollments will be closed to junior college transfers. Upper division students can be accommodated in business and engineering subjects.

San Diego State College

No limitation will be placed upon enrollment of freshman students. All lower division students who apply will be admitted. Upper division students can be accommodated in general engineering subjects and in business administration.

Humboldt State College

No limitation has been placed on the admission of freshmen. It is hoped that 300 will apply for September. Lack of facilities in natural science, journalism, secretarial work, and social science will force a limitation in the enrollment of upper division students in these fields. Preference will be given to native students in considering applications for upper division work. Places are open at present in business administration.

San Jose State College

No limitation, other than scholastic, has been placed on enrollment. It is expected that all students transferring to the upper division will be admitted provided they are able to secure housing. No preference will be given to native lower division students.

California Polytechnic School

Limitations will be placed on the admission of freshmen because of insufficient facilities. All native lower division students who qualify will be admitted to upper division work and additional students from the junior colleges can be accommodated in most fields of instruction. Admissions are still open although it is anticipated that a quota will be reached before September. Places are still open in the field of engineering.

Exhibit D-I
Committee to Visit Sacramento College
Monday, April 21, 1947

Dr. Harlan Adams, Dean of Liberal Arts
Chico State College

Miss Bertha V. Akin, Chief of Bureau of Homemaking Education
State Department of Education

Dr. Wm. R. Blackler, Business Education
State Department of Education

Dr. Aubrey A. Douglass, Associate Superintendent
State Department of Education

Dr. David E. Faville, Acting Dean, Graduate School of Business
Stanford University

Mr. Samuel L. Fick, Chief, Bureau Trade and Industrial Education
State Department of Education

Mr. Marion A. Grosse, Director of Industrial Arts Education
Fresno State College

Mr. Glenn Hartranft, Associate Professor of Physical Education
San Jose State College

Dr. Everett D. Howe, Associate Professor of Engineering
University of California, Berkeley

Dr. J. Marc Jantzen, Dean of the School of Education
College of the Pacific, Stockton

Mr. Frank B. Lindsay, Assistant Superintendent
State Department of Education

Mrs. Evelyn Steel Little, Dean of Faculty
Mills College

Dr. Wm. G. Paden, City Superintendent of Schools
Alameda, California

Mr. Charles W. Patrick, Regional Supervisor, Trade and Industrial Education, State Department of Education

Mr. John P. Peper, Special Supervisor, Peace Officers Training
State Department of Education

Dr. P. Victor Peterson, Dean of Professional Education
San Jose State College

Dr. Harvey E. White, Professor of Physics
University of California, Berkeley

Exhibit D-II
Committee to Visit Los Angeles City College
Friday, April 18, 1947

Dr. Attilio Bissiri, Mathematics-Science Department
University of California at Los Angeles

Dr. Wm. R. Blackler, Business Education
State Department of Education

Dr. Earl G. Blackstone, Professor of Education and Commerce
University of Southern California, Los Angeles

Dr. W. Henry Cooke, Professor of History
Claremont Graduate School, Claremont

Dr. Aubrey A. Douglass, Associate Superintendent
State Department of Education

Miss Ruth Feider, Director of the School of Nursing
Hollywood Presbyterian Hospital, Los Angeles

Dr. Garland Greever, Professor of English
University of Southern California, Los Angeles

Dr. Bruce M. Harrison, Professor of Biology
University of Southern California, Los Angeles

Mr. Willis M. Kenealy, Regional Supervisor, Business Education
State Department of Education

Mr. Frank B. Lindsay, Assistant Superintendent
State Department of Education

Dr. Frederick Charles Lindvall, Professor of Electrical and Mechanical Engineering, California Institute of Technology

Dr. Lee W. Ralston, Director of Trade and Industrial Education
Los Angeles County

Dr. George W. Robbins, Business Administration
University of California at Los Angeles

Dr. Royal Wasson Sorenson, Professor of Electrical Engineering
California Institute of Technology

Dr. J. Graham Sullivan, Director of Adult and Vocational Education
San Diego City Schools

Exhibit D-III

Curricular Offerings to Be Provided in the Junior and Senior Years of the Proposed Four-Year College at Sacramento, California

The curricular offerings of the proposed four-year college in Sacramento would include: (1) The present general education courses in the junior college leading to the degree of Associate in Arts; (2) The present liberal arts courses leading to specialized curricula in the upper division, which may or may not lead to the degree of Associate in Arts; and (3) Terminal vocational curricula leading to gainful employment in specific occupations and to the degree of Associate in Arts.

Likewise the offerings in the proposed four-year college shall be planned to provide: (1) Advanced liberal arts and general education courses which may or may not lead to the baccalaureate degree; (2) Specialized curricula required in specific professional fields leading to the baccalaureate degree and to graduate work; and (3) Specialized curricula required for certain occupations not necessarily leading to the baccalaureate degree but requiring three or four years of collegiate training.

The curricula in the third* and fourth years of the proposed four-year college would include the following examples of general fields and specific offerings:

Field	*Specific Offerings*
Aeronautics	Aircraft Designing, Aeronautical Technology, Airport Operation and Management, Flight Engineering, Meteorology, Aircraft Lofting.
Art	Graphic Arts, Commercial Arts and Crafts.
Business Administration and Public Service	Marketing, Finance, Statistical Methods, Business Organization and Management, Accounting, Insurance, Public Administration, Personnel Management and Labor Relations, Real Estate and Property Management, Traffic Management, Advanced Secretarial Training.
Education	Curricula leading to the Elementary Credential and Industrial Arts and Vocational Credentials.
Electronics	Radio Technology and Principles and Applications of Electronics.
Engineering	Transportation Engineering, Traffic Engineering, Highway Engineering, Junior Engineering, Drafting and Lay-out Work, Estimating.
English	Literature, Journalism, Drama, Speech, Creative Writing, Radio Production.
Home Economics	Foods and Nutrition, Clothing, Textiles and Home Art, Child Development and Parent Education, Social Welfare, Homemaking
Languages	Latin, Spanish, French, German.
Life Sciences	Bacteriology, Biochemistry, Zoology, Entomology, Botany, Parasitology, Natural Science, and Completion of Pre-Medical Curriculum.
Music	Choral and Instrumental Groups, History and Music Literature, Music Theory and Composition, Applied Music (Group Instruction).
Physical Education and Health	Physical Education, Intramural Activities and Games, Recreational Leadership, Corrective Work.
Physical Sciences	Geology, Chemistry, Physics, Mathematics.
Police Training	Federal Bureau of Investigation (F B.I.) Curricula.
Social Sciences	History, Political Science, Economics, Philosophy, Psychology, Geography, Social Welfare, Law.

Exhibit D-IV

Proposed Upper Division Curriculums for September, 1947

Los Angeles City College

The Los Angeles City College is prepared to offer, as of September, 1947, the third year of a four-year degree program in the below listed courses. (Note: No additional equipment or investment will be needed to place most of these courses into the curriculum.)

1. Pre-professional
   - Four-year pre-medical
   - Third-year pre-osteopathy
2. Semi-professional
   - Four-year nursing
   - Four-year art
3. Business
   - Four-year accounting
   - Four-year banking and finance
   - Four-year business management
   - Four-year merchandising
4. Industry. (Equipment and laboratory space will be needed)
   - Third-year of mechanical engineering
   - Third-year of electrical engineering
   - Third-year of civil engineering

* It is proposed that, beginning in September, 1947, the third year only shall be offered in the upper division, and that such year's work shall be provided to accommodate not more than 500 students The actual third-year courses and curricula offered in 1947-48 shall be only those approved by the official appraisal committee

5. Education

Four-year men's recreational leadership
Four-year men's physical education
Four-year women's recreational leadership
Four-year women's physical education
Four-year elementary education

6. Cultural

Students with general education interests are not to be overlooked. Appropriate cultural courses will be offered. The emphasis in these courses will not be to earn a living, but rather to teach the art of living as good American citizens. Los Angeles, along with its industrial expansion, is fast becoming a leading cultural center. Intense interest is developing in the offering of courses in creative art, the fine arts, craft arts, music and written expression. Courses in sociology, history, civilization, literature, composition, and philosophy, paralleling these, will be developed to meet the non-vocational needs of students.

Exhibit E-1

President Elliott stated that the board instructed the president at its meeting on Thursday, January 16th, to confer with the superintendent and Dr. Jacobsen, President of Los Angeles City College, concerning a four-year college program, and as a result of such conference the board had before it a resolution with respect to the matter, which was in the hands of the Law and Rules Committee.

Mr. Larrabee, Chairman of the Law and Rules Committee, thereupon presented the following resolution prepared in accordance with instructions of the board at its last meeting, to wit:

RESOLUTION OF INTENTION CONCERNING FOUR-YEAR BASIS AT CITY COLLEGE

WHEREAS, The 1946 enrollment at the Los Angeles City College has increased to approximately eight thousand students, about one-half of whom are veterans of World War II; and it is apparent that most of these veterans who desire and are eligible for a four-year college course will fail to attain this objective because of overcrowded conditions in the institutions of higher learning in the State of California; and

WHEREAS, The same overcrowded conditions are preventing the greater part of high school graduates enrolled at City College or otherwise desiring a four-year college course, from securing such education; and

WHEREAS, The metropolitan area of Los Angeles has become an industrial and commercial center of California, and a survey has indicated the need and demand for a specialized four-year college course to prepare students and employees for positions of an administrative and managerial character in industry, commerce and in other vocational fields; and it appears that the greater part of the veterans in this area, by reason of the delay in their educational program because of the war, desire and require such specialized courses of instruction in these fields; and

WHEREAS, It is urgent that such a four-year educational program be made available as soon as possible, and the use of the facilities and faculty at Los Angeles City College would make available such a four-year college course without the serious delay of building a college plant or organizing a complete new faculty; and

WHEREAS, It appears that the need for such a four-year college is permanent in its nature and will particularly serve the future needs of the Los Angeles metropolitan area in the manner above indicated; and

WHEREAS, In California public education of an advanced college grade is financed as a state function; now, therefore, be it

Resolved, That the Los Angeles City Board of Education affirms by this resolution the existence of a need for a four-year college program in this area which will serve special fields of industrial, commercial and vocational education on a permanent basis; be it further

Resolved, That it is urgent that the educational needs of a large number of veterans now enrolled in the Los Angeles City College for advanced instruction which the Federal Government makes possible under the GI Bill of Rights be immediately met; be it further

Resolved, That in recognition of this need, this board offers to this area, and to the State of California, the State Board of Education and the Legislature, its cooperation in making the facilities and faculty of Los Angeles City College and the facilities of this board available for such a four-year college program; under a plan of mutual cooperation between the State of California and this school district to be mutually satisfactory, and contemplating the financing of the upper two years with state funds, reimbursable to the extent provided by the GI Bill of Rights. This board offers to

assume the responsibility of direction and administration of such facilities, subject to cooperative assistance and counsel by the State; be it further

Resolved, That the Board of Education of the Los Angeles City Junior College District requests the California Legislature to enact legislation to authorize work above the junior college level in conjunction with Los Angeles City College and to provide state funds therefor.

Mr. Larrabee moved that the above resolution be adopted. Said motion was seconded by Mr. Becker, and on roll call was carried unanimously. Six ayes.

GUESTS EXTENDED PRIVILEGE OF ASSEMBLY FLOOR

On request of Speaker Collins and the Assembly, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to the following members of the State Legislature of Oregon: Lieutenant Governor Marshall Cornett, Senators R. Chessman, Carl Engdahl, P. L. Patterson, Irving Rand, and Representatives W. W. Chadwick, R. C. Gile, Frank Van Dyke, and Speaker of House, John H. Hall.

On request of Mr. McMillan, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Harry Walters, John Arlotti, and O. K. Beeson.

On request of Mr. Lester T. Davis, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mr. and Mrs. Richard J. Gealt of Rawlins, Wyoming, and Mrs. Ethel Wadsworth of Sacramento.

On request of Mr. Miller, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to H. F. Smith and W. B. Ellis, teachers of the Lafayette School of Contra Costa County, and the following pupils: Jack Babcock, Elizabeth Bahls, Ann Baldwin, Dorothy Bedard, David Bentley, Pat Bermingham, Marjorie Blankenship, Bonnie Butler, Joyce Cotteral, Darlene Coulsen, Gary De Angelis, Louise Dezzani, Blanche Duvivier, Bob Ford, Robert Fox, Larry Gelhaus, Weston Gorman, Tom Hageman, Avice Hatton, Beverly Hoover, Alan Hughes, Chrissie Inman-Kane, Roderick Iverson, Patsy McCausland, Joan McCrum, Carole Minor, Nancy Morris, Robert Morris, Harry Nielson, Harvard Olsen, Joie Pearson, John Rounds, Paul Stegman, Billy Stirton, Ann Thornton, Ronald Tinay, Tom Whitaker, Jack Wilent, Ann Yeager, Jesse Jarrell, Margit Kennedy, Marilyn Kittredge, Katherine Lyser, Gordon Mahl, and Ann McAllister.

On request of Mr. Stephenson, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mollie Joyce and Ethel Balser, teachers of the Fruit Ridge School, and the following pupils: Alice Aasletten, Darlene Backman, Donald Benoit, Marian Calaci, Donald Culp, Dale Davenport, Diane De Lucia, Dean Driggs, Larry Duval, Shirley Edsall, Helen Edwards, Carolyn Finch, Patricia Finnegan, James Forsty, Clifford Frederick, Eleanor Garrido, Bonnie Gubel, Mary Jane Gunckle, Robert Hegglin, Gabriella Hermosello, Harry Koelzer, Patricia Lewis, Charles Nunn, Michael Pappa, Glenn Richard, Donald Rogers, Dorothy Rose, Donna Ryno, Roger Shank, Violet Smith, Lois Steele, Rosemary Stoneberg, Richard Sybrandy, Charles Wallace, Marian Madison, Claudia Mapes, Clifford Mennebraker, Joe Nasca, and Leo Normington.

On request of Mr. Gannon, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to F. McElwain Howard and E. A. Hansen of the Grant Union High School of Del Paso Heights

and the following pupils: Mason Adams, Mary Anderson, Ray Anderson, Alvie Andrews, Jim Archibald, Leland Auger, Robert Baird, Angila Balliers, Clyde Bierly, Dorothy Bishop, Donna Blodgett, Barbara Blue, Wayne Bluemel, Charles Bold, Jeanette Bray, Barbara Brown, Bill Brown, Merle Brown, Jean Brownell, Dona Burns, Nathalee Campbell, Janet Campbell, Carmen Canales, Tressie Canfield, Betty Carrigan, Lora Cate, Clare Cecchettini, Dale Chamberlain, Harold Chamberlain, Bonnie Cleveland, James Cookson, Bill Coop, Edna Mae Cripe, John Clare, Charles Dailey, Barbara Danek, Clyde Daniels, Kenneth Davis, James Dawson, Craig Dimmitt, Jerry Dynan, John Dykstra, Grant Engstrom, Betty Erickson, Loyd Erwin, Raleigh Ewing, Mary Miroth, Norma Moore, Donald Mooreland, Hazel Morris, Vaughnenne Morrison, Aiko Mutow, Grace Nakashima, Delores Nulson, Leslie Nulson, Wesley Nyquist, Jack Oakes, John Pec'Kinpaugh, Delores Pellegrini, Roy Peterson, Bill Peretti, Ruth Robinson, Robert Rorman, Tony Semas, Shirley Shaver, Gail Shipp, Mary Catherine Shive, Ila Simkins, Mary Sims, Don Smith, Gloria Smith, Pat Smith, Lee Spencer, Harold Spriggs, Harold Sprogis, Kenneth Squires, John Stebbin, La Marr Stinett, Charles Stratton, Jack Steed, Pat Sullivan, Nolon Tucher, Mary Lou Verlinden, Dean Whaley, Verland Whipple, Norman Wittkip, Ed. Wright, Barbara Winter, Lemora Wimberly, Catalina Fletes, Marilyn Forrest, Shirley Fuller, Bill Galden, Charles Gibbs, Donna Gibson, Donald Glass, Mildred Hamilton, Norma Hart, Jack Haseleg, Harley Hayen, Ross Herrin, Robert Herricks, Bonnie Hill, Jeanette Hodel, Ray Houston, Romona Johnson, Shirley Johnson, Hilda Jones, Earl Keables, Edward Keith, Jacqualine Kendrick, Edward Kimsey, Robert Kimsey, Mary Kunitake, Marjorie Labesky, Edmund Langmead, Tom Leong, Beverlee Larrabee, Donald Lewis, Evalyn MacDonald, Irma Madsen, Philip Madsen, Bonnie Mael, James Major, Rosetta Marchino, Ruth Mason, Virginia McClain, Colleen McCormick, Murray McKinnon, Lela McKnight, Merle McKowen, Wally McKowen, Milton Mikeska, and Vernon Miller.

On request of Mr. Hinton, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. Betty Bachman of Burbank.

On request of Speaker Collins and Messrs. Stewart and Knight, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Robert M. McCurdy of Pasadena.

On request of Messrs Ralph C. Dills and Clayton A. Dills, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. Margaret Brady, wife of Assemblyman Brady of San Francisco.

On request of Mr. Lowrey, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Miss Margaret O'Brien, teacher of the Wildwood School, and the following pupils: Bud Abele, Artemes Wren, David Dahlstrom, Norma Jean Wren, James Wren, and Joann Brandt.

ADJOURNMENT

At 12.23 p.m., on motion of Mr. Dickey, the Speaker declared the Assembly adjourned until 9 a.m., Friday, May 16, 1947.

SAM L. COLLINS, Speaker.

GERALDINE B. HADSELL, Minute Clerk

CALIFORNIA LEGISLATURE
FIFTY-SEVENTH (GENERAL) SESSION

ASSEMBLY DAILY JOURNAL

SIXTY-EIGHTH LEGISLATIVE DAY
ONE HUNDRED THIRTY-FIRST CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO
Friday, May 16, 1947

The Assembly met at 9 a.m.

Hon. Sam L. Collins, Speaker of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Sillman, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—69.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. Raymond Renwald:

Graciously hear, we beseech Thee, O Lord, the prayers of Thy supplants, and forgive the sins of them that confess to Thee; that, in Thy bounty, Thou mayest grant us both pardon and peace, that we may love Thee and praise Thee in this life and come to a happy union with Thee in the next through the merits of Christ Our Lord—AMEN.

READING OF THE JOURNAL DISPENSED WITH

On motion of Mr Berry, further reading of the Journal of the previous legislative day was dispensed with.

LEAVES OF ABSENCE FOR THE DAY

The following member was granted leave of absence for the day, because of illness:

Mr. Miller, on motion of Mr. Kirkwood.

The following members were granted leaves of absence for the day, because of legislative business elsewhere:

Mr. Lyons, on motion of Mr. Hollibaugh.

Mr. Fletcher, on motion of Mr. Dickey.

The following members were granted leaves of absence for the day, and desired to waive their per diems:

Mr. Field, by unanimous consent.

Mr. Allen, on motion of Mr. Evans.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, May 16, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 821
Assembly Bill No. 2331

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 16, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1294
Assembly Bill No. 1330
Assembly Bill No. 1839
Assembly Bill No. 2084
Assembly Bill No. 2496

And reports the same correctly re-engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 16, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 663

And reports the same correctly re-engrossed.

WEBER, Chairman

Above reported bill ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 15, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 2505—An act to amend Section 13471 of the Government Code, relating to investments of funds by the Director of Finance;

And reports that the same has been correctly enrolled, and presented to the Governor on the fifteenth day of May, 1947, at 12.30 p m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, May 15, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 954—An act authorizing the making of appropriations by city councils to pay for expenses of drafting new charters;

Assembly Bill No. 959—An act to add Section 4307.2 to the Political Code and Section 29618 to the Government Code, relating to county charges;

Assembly Bill No. 1347—An act to add Section 19258 to the Government Code, relating to payment to state employees for personal property damaged or destroyed in the line of duty;

And reports that the same have been correctly enrolled, and presented to the Governor on the fifteenth day of May, 1947, at 12.30 p m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, May 15, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 390—An act to amend Section 212 of the Labor Code, relating to the payment of wages;

Assembly Bill No. 500—An act to amend Sections 1622, 1623, 1629, 1631, and 1635 of the Labor Code, relating to private employment agencies;

Assembly Bill No. 749—An act to amend Section 11b of the Municipal Court Act of 1925, relating to municipal courts in cities of the second and three-eighths class;

And reports that the same have been correctly enrolled, and presented to the Governor on the fifteenth day of May, 1947, at 12.30 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, May 15, 1947

MR. SPEAKER. Your Committee on Legislative Procedure has examined:

Assembly Concurrent Resolution No. 58—Relative to erection of a monument to commemorate the Spanish-American War;

Assembly Concurrent Resolution No. 71—Relative to approving a certain amendment to the charter of the City of Redondo Beach, County of Los Angeles, State of California, voted for and ratified by the electors of the City of Redondo Beach at the general municipal election held therein on April 8, 1947;

And reports that the same have been correctly enrolled, and presented to the Secretary of State on the fifteenth day of May, 1947, at 1 p.m.

WEBER, Chairman

RE-REFERENCE OF BILLS

By order of the Speaker, the following bills were withdrawn from the file, and re-referred as follows:

Assembly Bills Nos. 2469 and 1330 re-referred to Committee on Finance and Insurance.

CONSIDERATION OF DAILY FILE

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 434—An act to amend Section 12001 of the Government Code, relating to the Governor's Office.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1904—An act to provide for the sale of certain real property of the State held for the use of Pacific Colony, and appropriating the proceeds thereof for the benefit of Pacific Colony.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1083—An act to add Section 20361.5 to the Government Code, relating to the retirement, with retirement allowances, of Members of the Legislature.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency and Economy:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Section 20361.5 to", and insert "Chapter 3.5 to Part 1 of Division 2 of Title 2 of".

Amendment No. 2

On page 1 of said bill, strike out lines 1 to 5, inclusive, and insert

"SECTION 1. Chapter 3.5 is added to Part 1 of Division 2 of Title 2 of the Government Code, to read:

CHAPTER 3.5. RETIREMENT OF LEGISLATORS

Article 1. Definitions and General Provisions

9350. This chapter may be cited as the Legislators' Retirement Law.

9350.1. Unless the context otherwise requires, the definitions and general provisions set forth in this article govern the construction of this chapter.

9350.2. "Retirement system" or "this system" means the Legislators' Retirement System established by this chapter.

9350.3. "Board of Administration" or "board" means the Board of Administration of the State Employees' Retirement System.

9350.4. "Retirement Fund" or "Fund" means the Legislators' Retirement Fund established by this chapter.

9350.5. "Member" means any person who is a member of this system.

9350.6. "Compensation" means the remuneration paid in cash out of funds controlled by the State, excluding mileage, reimbursement for expenses incurred in the performance of official duties, and any per diem allowance paid in lieu of such expenses.

9350.7. "Regular interest" means interest at the annual rate fixed by the board, compounded annually, plus such additional interest as the board may credit from year to year.

9350.8. "Contributions" means contributions made by a member at the rate of contribution prescribed in this chapter.

9350.9. "Accumulated contributions" means the sum of all contributions standing to the credit of a member's account, and interest thereon.

9351. "Service" means the period of time, computed in years and fractions thereof, a member has held office as a Member of the Senate or of the Assembly.

9351.1. "Retirement" means withdrawal from membership in this system with a retirement allowance granted under this chapter.

9351.2. "Benefit" means the retirement allowance granted under this chapter or refund of accumulated contributions.

9351.3. "Legislator" means a Member of the Assembly or a Member of the Senate.

Article 2. Administration

9353. This system shall be administered by the Board of Administration of the State Employees' Retirement System.

9353.1. The board may make such rules as it deems necessary and proper for the administration of this system.

9353.2. The board shall determine who are members of this system and is the sole judge of the conditions under which persons may be admitted to and continue to receive benefits under this system.

9353.3. From time to time the board shall determine the rate of interest being earned on the Legislators' Retirement Fund, and shall credit all contributions of members and retired members with interest at the current rate, compounded at each June 30th.

9353.4. At the end of each fiscal year the board may credit to all contributions held in the fund at June 30th of the then current fiscal year, such interest in excess of the current rate as it deems proper in the light of the earnings on the fund during that fiscal year, but not more than the difference between such earnings and the interest credited at the current rate to contributions during that year.

9353.5. Each member of this system shall file with the board such information affecting his status as a member as the board may require.

9353.6. The Chief Clerk of the Assembly shall give the board immediate written notice of the change in status of any Member of the Assembly resulting from induction into office, resignation, expulsion, death, or any other circumstance terminating his office as Member of the Assembly, and the Secretary of the Senate shall give the board immediate written notice of any such change in status of any Member of the Senate.

9353.7. If it is impracticable for the board to determine from the records the length of service, compensation, or age of any member of this system, or if any member refuses or fails to give the board a statement of his state service, compensation, or age, the board may estimate such length of service, compensation, or age.

9353.8. If more or less than the correct amount of contribution required of members or the State is paid, proper adjustment shall be made in connection with subsequent payments, or such adjustments may be made by direct cash payments between the member or the State and the board. Adjustments to correct any other errors in payments to or by the board may be made in the same manner.

9354. The Legislators' Retirement Fund in the State Treasury is hereby established.

9354.1. The board has the exclusive control of the administration and investment of the fund, with the same powers and duties, and subject to the same limitations and restrictions, that are applicable to the administration and investment of the State Employees' Retirement Fund. All of the provisions of the State Employees' Retirement Law applicable to the administration, investment, and custody of the State Employees' Retirement Fund are hereby made applicable to the Legislators' Retirement Fund, to the same extent and with the same effect as if the Legislators' Retirement Fund were expressly mentioned therein.

9354.2 In addition to other records and accounts, the board shall keep such records and accounts as may be necessary to show at any time:

(a) The total accumulated contributions of members.

(b) The accumulated contributions of the State, which shall include the amounts available to meet the obligation of the State on account of benefits granted to retired members.

9354.3 As soon as practicable after the close of each fiscal year the board shall file with the Governor a report of its work for such fiscal year. Within 20 days after the commencement of each regular session of the Legislature, the board shall transmit a copy of such report to each house of the Legislature.

Article 3. Membership

9355. Every legislator who, within 90 days after this chapter becomes operative, or within 90 days after the commencement of the first term of office as legislator for which he is elected, whichever is later, files with the board an election in writing to become a member of this system, becomes a member of this system on the first day of the month following the filing of such election.

9355.1. A person ceases to be a member of this system:

(a) Upon retirement pursuant to this chapter.

(b) Upon death.

(c) Except as provided in Section 9355.2, upon his ceasing to be a legislator.

(d) Upon resignation from membership in this system.

9355.2. Notwithstanding any other provision of this chapter, if the service of a member is discontinued by any means other than death or retirement pursuant to this chapter, he shall have the right to elect within 90 days thereafter, and without right of revocation, whether to allow his accumulated contributions to remain in the fund. Failure to make such election shall be deemed an irrevocable election to resign from this system and withdraw his accumulated contributions. A member whose membership continues under this section is subject to the same age requirements as apply to other members for retirement, and upon qualification for retirement by age, he shall, upon his application therefor to the board, be retired, and receive a retirement allowance based upon the service with which he is credited, in the same manner as other members of this system.

9355.3 Any member may resign from this system at any time prior to retirement, by written resignation filed with the Board of Administration.

Article 4. Service

9356. Each member of this system shall receive credit for service for time during which he holds office as a legislator after becoming a member of this system.

9356.1 Each member who rendered service prior to the date this chapter becomes operative shall receive credit therefor if he makes contributions therefor to the Legislators' Retirement Fund, as provided in Section 9357.2. No member shall receive credit for any service for which he has not contributed as required by this chapter.

Article 5. Contributions

9357. For each year of service rendered after the date this chapter becomes operative each legislator who is a member of this system shall contribute four percent (4%) of his compensation as legislator. Such contributions shall be paid as provided in Section 9357.1.

9357.1 Immediately upon receipt of the written election of a legislator to become a member of this system, the Board of Administration shall certify to the State Controller the name of such member. The Controller shall deduct four percent (4%) from each warrant drawn in payment of compensation to the member, and shall remit such amount to the Board of Administration, to be deposited in the Legislators' Retirement Fund

9357.2 Any member who rendered service prior to the date this chapter becomes operative may elect, at any time prior to retirement, to contribute to the Legislators' Retirement Fund for each year or fraction thereof for which he desires to receive credit for service, four percent (4%) of the compensation received by him in respect to such service.

9357.3. If the membership of a member is terminated, except by death or retirement pursuant to this chapter, he shall be paid forthwith all of his accumulated contributions.

9357.4. A member may redeposit in the Legislators' Retirement Fund, in one sum or in not to exceed 12 monthly or 24 semimonthly payments, an amount equal to

any accumulated contributions that have been repaid to him pursuant to Section 9357 3, subject to minimum payments fixed by the board, and if he makes such redeposit, he shall receive credit for all service with which he was entitled to be credited at the time of such repayment.

9357 5. Upon reentering this system after a termination of his membership, if a member does not elect to make, or having so elected, does not make, such redeposit, he reenters as a new member, without credit for any service.

9358 The State shall contribute annually to the Legislators' Retirement Fund, an amount, as estimated by the Board of Administration, equal to so much of the benefits to be paid from the fund during that year as is not provided by the accumulated contributions of the members receiving such benefits.

9358.1 The provisions of Section 9358 do not constitute an appropriation of money from the State Treasury The sum required for state contributions shall be appropriated in each State Budget Act, or otherwise.

If the amount of the state contribution for any prior year, as estimated by the Board of Administration and appropriated by the Legislature, is found to have been greater or less than it should have been, the state contribution for any year shall be reduced or increased, as the case may be, by the sum by which the state contribution for the prior year was greater or less than it should have been, except to the extent that such sum has been applied to reduce or increase the state contribution for any prior year.

Article 6 Benefits

9359. Upon his written application therefor to the Board of Administration, any member of this system who has attained age 63 and who is entitled to be credited with one or more years of service shall be retired, and thereafter shall receive for life the retirement allowance provided in this chapter.

9359 1. The retirement allowance is an annual amount equal to five percent (5%) of the compensation payable to Members of the Legislature at the time payments of the allowance fall due, multiplied by the number of years of service with which the member is entitled to be credited at the time of his retirement, not to exceed fifteen (15) years In no event shall any retirement allowance payable under this chapter exceed seventy-five percent (75%) of the compensation payable to Members of the Legislature at the time the payment of the allowance is made

9359.1. Notwithstanding any other provision of this chapter, no retirement allowance or optional settlement in lieu thereof under this chapter shall be paid to or in respect to any person for time during which he holds office as a legislator. If a retired legislator reenters this system after his retirement, his retirement allowance or optional settlement in lieu thereof shall be discontinued, and his individual account shall be credited with the amount of his accumulated contributions at the time of his retirement, and he shall be entitled to receive credit for service prior to his retirement in the same manner as if he had never been retired.

9359 2. A retirement allowance granted by this chapter is payable in equal monthly installments but a smaller pro rata amount may be paid for part of a month when the period of payment begins after the first or ends before the last day of the month.

9359 3 The right of a person to any benefit or other right under this chapter and the money in the Legislators' Retirement Fund are not subject to execution, garnishment, attachment, or any other process whatsoever, and are unassignable except as specifically provided in this chapter.

9359.4. A member may at any time designate a beneficiary to receive such benefits as may be payable to his beneficiary or estate under this chapter, by a writing filed with the board To be eligible to be so designated a person shall have an insurable interest in the life of the member.

9359 5. The designation of a beneficiary under this system, other than designations under optional settlements two, three and four, may be revoked at the pleasure of the person who made it and a different beneficiary designated by a writing filed with the board

9359.6. The designation of a beneficiary by a member is not affected by termination of nor a break in his membership.

9359 7. If any person entitled to a benefit of not more than five hundred dollars ($500) from this system is a minor who has no guardian of his estate, the board may pay it to the person entitled to the custody of the minor to hold for the minor, if the person files with the board his acknowledged and verified statement that the total estate of the minor does not exceed one thousand dollars ($1,000) in value. Payment so made is a full discharge of the board and this system. The person shall account to the minor for the money when the minor reaches the age of majority.

9359 8 Upon the death of any member before retirement, his accumulated contributions shall be paid to his beneficiary, if he has designated one, and if not, to his estate.

Article 7. Optional Settlements

9361. In lieu of the retirement allowance for his life alone, a member or retired member may elect, or revoke or change a previous election prior to the approval of the previous election, to have the actuarial equivalent of his retirement allowance as of the date of retirement applied to a lesser retirement allowance, in accordance with one of the optional settlements specified in this article.

9361.1. Such election, revocation, or change of election shall be made prior to the making of the first payment on account of any retirement allowance. If the member dies after retirement and within 30 days from the date upon which his election or changed election is received at the office of this system in Sacramento, his election is of no effect, and his death shall be considered as that of a member before retirement unless the board, upon its determination that the election would have been received at the office of this system in Sacramento more than 30 days prior to the death but for circumstances not within the control of the member and not based upon any consideration of health, family relationship, or other consideration personal to the member, accepts the election.

9361.2. Optional settlement one consists of the right to have a retirement allowance paid him until his death and if he dies before he receives the amount of his accumulated contributions at retirement, to have the balance at death paid to his beneficiary or estate.

9361.3. Optional settlement two consists of the right to have a retirement allowance paid him until his death and thereafter to his beneficiary for life.

9361.4. Optional settlement three consists of the right to have a retirement allowance paid him until his death, and thereafter to have one-half of his retirement allowance paid to his beneficiary for life.

9361.5. Optional settlement four consists of such other benefits as are the actuarial equivalent of his retirement allowance, that he may select subject to the approval of the board."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 35—An act to amend the titles of Chapter 5 and of Article 1 of Chapter 4, Part 1, Division 3, Title 2 of the Government Code, and to amend Sections 11380, 11381, 11382, 11383, 11384, 11385, 11411, 11412, and 11415 of said code and to add Sections 11382.5, 11409, and 11409.5 and Article 1, comprising Sections 11370 to 11373, inclusive, Article 4, consisting of Sections 11420 to 11427, inclusive, and Article 5, consisting of Section 11440, to Chapter 4, Part 1, Division 3, Title 2 of said code and to add Sections 18595 and 26803.5 to said code, and to repeal Article 2, comprising Sections 11400 to 11402, inclusive, of Chapter 4, Part 1, Division 3, Title 2 of said code and Section 723 of the Political Code, all relating to rules and regulations of state agencies.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Governmental Efficiency and Economy:

Amendment No. 1

On page 2, line 4, of the printed bill, as amended in the Assembly on May 9, 1947, after "Government", insert ", or the Public Utilities Commission".

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1695—An act to amend Section 12150 of the Government Code, relating to the Secretary of State.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency and Economy:

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendments is indicated by being enclosed within brackets

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Amendment No. 1

On page 1, line 3, of the printed bill, strike out "[ten]", and insert "fifteen".

Amendment No. 2

On page 1, line 4, of said bill, strike out "[thousand dollars ($10,000 dollars).]", and insert "thousand dollars ($15,000)".

Amendment No. 3

On page 1, line 4, of said bill, strike out "_____ ($_____)".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2022—An act to amend Section 7011 of the Business and Professions Code, relating to contractors.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Governmental Efficiency and Economy:

Amendment No. 1

On page 1, line 5, of the printed bill, as amended in the Assembly on April 18, 1947, strike out "not less than".

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1189—An act to amend the title and Section 1 of an act entitled "An act granting certain salt marsh, tide and submerged lands of the State of California to the City of Redwood City, including the management, use and control thereof," approved July 13, 1945, relating to certain lands, salt marsh, tidelands, submerged lands, and swamp and overflowed lands.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Conservation, Planning, and Public Works:

Amendment No. 1

On page 2 of the printed bill, strike out lines 23 to 52, inclusive; and on page 3, strike out lines 1 to 7, inclusive, and insert

"Beginning at a point in the line of privately owned lands on the northwesterly bank of Redwood Creek, at the intersection thereof with the line of privately owned lands on the southerly bank of Corkscrew Slough in Sec. 5 of T. 58. R. 3 W.; running thence S. 45 degrees E. across Redwood Creek to the line of privately owned lands on the southeasterly bank of said creek; thence southwesterly along said line of privately owned lands to and across the mouth of West Point Creek to the line of privately owned lands at the junction of the southerly bank of said West Point Creek and the southeasterly bank of Redwood Creek; thence southeasterly along the line of privately owned lands on said southeasterly bank of Redwood Creek to the mouth of Boundary Slough; thence along the line of privately owned lands on the southeasterly bank of Boundary Slough and on the northerly bank thereof to the intersection of

said line of privately owned lands with the northwesterly line of a public highway known as Harbor Boulevard; thence southwesterly along said line of said highway to the line of privately owned lands on the southerly bank of Boundary Slough; thence westerly and northerly along said line of privately owned lands on the southerly bank of said slough to the junction thereof with the line of privately owned lands on the southeasterly bank of Redwood Creek; thence southwesterly, southerly, southeasterly, southwesterly and southerly along the line of privately owned lands of said bank of Redwood Creek to the northeasterly boundary line of Rancho las Pulgas; thence northwesterly along said boundary line and across Redwood Creek to the line of privately owned lands on the westerly bank of Redwood Creek; thence northeasterly, northerly, northwesterly, northerly, and northeasterly along the line of privately owned lands on the westerly bank of Redwood Creek across the mouth of Smith Slough and both mouths of Deepwater Slough to the point of beginning.

Also beginning at a point in the line of privately owned lands on the easterly bank of Redwood Creek at the intersection thereof with the line of privately owned lands on the northerly bank of a slough running through Swamp and Overflowed Lands Survey No. 15, sometimes known as Steinberger Creek; running thence southeasterly and easterly along the line of privately owned lands on the northerly bank of said Steinberger Creek to the easterly boundary line of said City of Redwood City; thence southerly along said boundary line to the intersection thereof with the line of privately owned lands on the southwesterly bank of said Steinberger Creek; thence northerly and westerly along the line of privately owned lands on the southerly bank of said Steinberger Creek to the intersection thereof with the line of privately owned lands on the easterly bank of said Redwood Creek; and thence northeasterly across said Steinberger Creek to the point of beginning; it being the intention of this act to convey to the City of Redwood City all right, title and interest of the State in and to the areas of Redwood Creek, Boundary Slough and Steinberger Creek within the City of Redwood City between the first course in the above description and the northerly boundary line of said Rancho las Pulgas."

Amendment No. 2

On page 4, line 5, of said bill, after "land", insert "; provided, however, that dredging operations may be conducted by or on behalf of said grantee in any part of the granted areas for the improvement of navigation in Redwood Creek and the spoils resulting from such dredging may be disposed of at the discretion of the City of Redwood City, and if any monetary benefit is derived from the disposal of sand or shell, such benefit shall inure to the State of California".

Amendment No. 3

On page 4 of said bill, after line 5, insert

"(f) The lands herein described are granted subject to the express reservation and condition that the State may at any time in the future use said lands or any portion thereof for highway right-of-way purposes without compensation to the city, its successors or assigns, or any person, firm or public or private corporation claiming under it, except that in the event improvements have been placed upon the property taken by the State for said purposes, compensation shall be made to the person entitled thereto for the value of his interest in the improvements taken or the damages to such interest."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2658—An act to amend Section 971 of, to add Section 970.5 to, and to repeal Section 970 of, the Streets and Highways Code, relating to the naming of county highways.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Conservation, Planning, and Public Works:

Amendment No. 1

On page 1, line 21, of the printed bill, strike out "This section shall"; and strike out lines 22 and 23.

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2605—An act to amend Sections 4704 and 4711 of the Health and Safety Code, relating to county sanitation districts.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Municipal and County Government:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in the Assembly on April 25, 1947, strike out "Sections 4704 and 4711", and insert "Section 4711".

Amendment No. 2

On page 1 of said bill, strike out lines 1 to 5, inclusive.

Amendment No. 3

On page 1, line 6, of said bill, strike out "SEC. 2.", and insert "SECTION 1."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2015—An act to amend Section 10 of the County Water Authority Act, relating to annexations to county water authorities.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Municipal and County Government:

Amendment No. 1

On page 1 of the printed bill, strike out lines 3 to 26, both inclusive; on page 2, strike out lines 1 to 51, inclusive; on page 3, strike out lines 1 to 52, inclusive; and on page 4, strike out lines 1 to 21, inclusive, and insert

"SEC. 10. (a) For the purposes of this section, the following definitions shall apply to the terms used therein; the term "city" shall mean and include any municipal corporation or municipality of the State of California, whether organized under a freeholder's charter or under the provisions of general law of the type and class of cities and incorporated towns; the term "water district" shall mean and include any municipal water district, municipal utility district, public utility district, county water district, irrigation district or any other public corporation or agency of the State of California of similar character.

(b) Territory may be annexed to any county water authority organized hereunder by one of the following methods:

(1) By annexation to, or consolidation with, the area of any city, the area of which, as a separate unit, shall have become a part of any county water authority organized hereunder, such annexation or consolidation to occur upon compliance with the provisions of law governing such annexation to, or consolidation with, the area of such city. Upon completion of such annexation to, or consolidation with, such city in compliance with the provisions of law applicable thereto, such territory shall become, and be, a part of such county water authority, and the taxable property therein shall be subject to taxation thereafter for the purposes of said county water authority, including the payment of bonds and other obligations of such authority at the time authorized or outstanding.

(2) By annexation to, or consolidation with, any city which, as a separate unit, shall have become a part of any water district the area of which water district, as a separate unit, shall have become a part of any county water authority organized hereunder, in instances where, under the applicable provisions of law governing the change of boundaries of such water district, such annexation or consolidation automatically will result in the enlargement of the area of such water district, such annexation or consolidation to occur upon compliance with the provisions of law governing such annexation to, or consolidation with, the area of such city. Upon completion of such annexation to, or consolidation with, such city in compliance with the provisions of law applicable thereto, such territory shall become, and be a part of such water district, and of such county water authority, and the taxable property therein shall be subject to taxation thereafter for the purposes of said water district and of said county water authority, including the payment of bonds and other obligations of such water district and of such county water authority at the time authorized or outstanding. If any such territory shall have been so annexed to, or consolidated with,

any such city prior to the effective date of this subparagraph (2), under conditions which would have resulted in the enlargement of the area of such county water authority had the foregoing provisions of this subparagraph (2) then been in effect, upon compliance with the following provisions of this subparagraph (2), such territory shall be annexed to, and shall become and be a part of, such county water authority, and shall be a part of such water district for all purposes, the last-mentioned provisions being as follows:

(aa) The governing body of such city, at any time after the effective date of this subparagraph (2), may adopt an ordinance which, after reciting that such territory has been annexed to, or consolidated with, such city by proceedings theretofore taken under statutory authority, and after referring to the applicable statutes and to the date and place of filing of the certificate or certificates evidencing such annexation or consolidation, shall describe such territory and shall determine and declare that the said territory shall be, and thereby is, annexed to such county water authority, and said ordinance shall further determine and declare that the said territory shall become and be, and thereby is, a part of such county water authority, and shall be, and thereby is, a part of such water district for all purposes.

(bb) The governing body, or clerk thereof, of such city shall file a certified copy of such ordinance with the Secretary of State of the State of California. Upon the filing of said certified copy of such ordinance in the office of the Secretary of State, such territory shall become, and be, a part of such county water authority, and shall be a part of such water district for all purposes, and the taxable property therein shall be subject to taxation thereafter for the purposes of said county water authority and of said water district, including the payment of bonds and other obligations of such county water authority at the time authorized or outstanding.

(cc) Upon the filing in his office of the aforesaid certified copy of such ordinance, the Secretary of State shall, within ten days, issue his certificate, describing such territory, reciting the filing of said certified copy of such ordinance in his office and the annexation of said territory to such county water authority, and declaring that the said territory is a part of said county water authority and of such water district. The Secretary of State shall transmit the original of his said certificate to the secretary of such county water authority and a duplicate original of his said certificate to the clerk of the governing body of such water district, and shall forward a certified copy of his said certificate to the county clerk of the county in which such county water authority is situated.

(3) Upon terms and conditions fixed by the board of directors of such county water authority and in the manner provided in paragraph (c) hereof, by direct annexation, as a separate unit, of the corporate area of any water district or city.

(4) Upon terms and conditions fixed by the board of directors of such county water authority and in the manner provided in paragraph (d) hereof, by annexation to, or consolidated with, any water district, the area of which, in whole or in part, is included within such county water authority as a separate unit; provided, that unless such territory shall be so annexed to such county water authority with the consent of such board of directors, the annexation of such territory to, or the consolidation of such territory with, any such water district shall not authorize or entitle such water district or such territory to demand or receive any water from such county water authority for use in such territory; and provided further, that, except where automatic annexation results under the conditions mentioned in subparagraph (2) of this paragraph (b), nothing in this act shall prevent the annexation of territory to, or the consolidation of territory with, any such water district for its local purposes only and without annexing such territory to such county water authority, and such local annexation or consolidation may occur without requesting or obtaining the consent thereto of the board of directors of such county water authority.

(c) The governing body of any water district or city may apply to the board of directors of such county water authority for consent to annex the corporate area of such water district or city to the county water authority. The board of directors may grant or deny such application and in granting the same may fix the terms and conditions upon which the corporate area of such water district or city may be annexed to and become a part of the county water authority. Such terms and conditions may provide, among other things, for the levy by such county water authority of special taxes upon taxable property within such water district or city, in addition to the taxes elsewhere in this act authorized to be levied by such county water authority, and in case such terms and conditions shall provide for the levy of such special taxes, the board of directors in fixing such terms and conditions shall specify the aggregate amount to be so raised and the number of years prescribed for raising such aggregate sum, and that substantially equal annual levies will be made for the purpose of raising such sum over the period so prescribed. The action of the board of directors evidenced by resolution shall be promptly transmitted to the governing body of such applying water district or city, which governing body may thereupon submit to the qualified electors of such water district or city at any general or special election held therein, the proposition of such annexation subject to the terms and conditions fixed as herein provided. Notice of such election shall be given by posting or publication; when given by posting such notice shall be posted at least ten (10) days and in three public places

in the water district or city; when given by publication such notice shall be published once at least ten (10) days before the date fixed for the election in a newspaper of general circulation published in the water district or city. Such notice shall contain the substance of the terms and conditions fixed by the board of directors, as herein provided. Such election shall be conducted and the returns thereof canvassed in the manner provided by law for elections in such water district or city. If such proposition shall receive the affirmative vote of a majority of electors of such water district or city voting thereon at such election, the governing body of such water district or city shall certify the result of such election on said proposition to the board of directors of said authority, together with a legal description of the boundaries of the corporate area of such water district or city, accompanied by a map or plat indicating such boundaries. A certificate of proceedings hereunder shall be made by the secretary of the authority and filed with the Secretary of State. Upon the filing thereof in the office of the Secretary of State, the corporate area of such water district or city shall become, and be, an integral part of such county water authority, and the taxable property therein shall be subject to taxation thereafter for the purposes of said county water authority, including the payment of bonds and other obligations of such authority at the time authorized or outstanding, and the board of directors of such county water authority shall be empowered to do all things necessary to enforce and make effective the terms and conditions of annexation fixed as hereinabove authorized. Upon the filing in his office of the aforesaid certificate of proceedings the Secretary of State shall, within ten (10) days, issue his certificate, reciting the filing of said papers in his office and the annexation of the corporate area of such water district or city to such county water authority. The Secretary of State shall transmit the original of his said certificate to the secretary of such county water authority and shall forward a certified copy thereof to the county clerk of the county in which such county water authority is situated.

(1) In the event that a water district shall apply to a county water authority for consent to annex its corporate area, as a separate unit, which water district shall include as a part of its corporate area one or more cities, the corporate areas of which cities are already included within such county water authority as separate units, then that fact shall be taken into consideration by the board of directors of such county water authority in fixing the terms and conditions upon which said water district may be annexed to such county water authority, to the end that the areas within said cities which are already a part of such county water authority, shall not be required to assume any greater financial burden or obligation to such county water authority than they would have had if they had remained a part of such county water authority as separate units.

That concurrently with any election called by a water district to submit to the qualified electors of such water district, the question of whether the terms and conditions fixed by the board of directors of such county water authority for annexation shall be approved, the governing bodies of said cities may call and hold elections within their respective corporate limits to determine whether or not such cities shall withdraw from such county water authority as separate units, and said proposed withdrawal may be made and submitted conditioned upon and effective when the said water district shall have finally been annexed to such county water authority.

The effect of such concurrent elections, if a majority of the electors of the said water district voting thereat vote in favor of annexation, and a majority of the electors of said cities voting thereat vote in favor of withdrawing, shall be that the said water district thereafter shall be authorized to exercise the privileges and to discharge the duties prescribed in this act for public agencies the areas of which, as separate units, are included within the said authority, in place of and instead of said cities so withdrawing. That notwithstanding anything to the contrary in Section 11 of this act, the areas within said cities shall remain a part of such county water authority and shall not be excluded therefrom notwithstanding the fact that said cities, as corporate entities, have withdrawn from said authority.

In the event that said water district does annex to such county water authority, then the directors representing said cities on the board of directors of such county water authority, shall continue to act until their successors have been chosen and designated by the appropriate officers of said water district and have qualified as members of the board of directors of such county water authority, after which time the said directors representing said cities, shall no longer be entitled to sit or vote on said board.

(d) The governing body of any water district, the area of which, in whole or in part, is included within such county water authority as a separate unit, may apply to the board of directors of such county water authority for consent to annex to such county water authority territory which it is sought to annex to, or consolidate with, such water district, or territory which, without making the same a part of such county water authority, already has been annexed to, or consolidated with, such water district. The board of directors may grant or deny such application and in granting the same may fix the terms and conditions upon which such territory may be annexed to, and become a part of, the county water authority. Such terms and conditions may provide, among other things, for the levy by such county water authority of special taxes upon taxable property within such territory in addition to the taxes elsewhere

in this act authorized to be levied by such county water authority, and in case such terms and conditions shall provide for the levy of such special taxes, the board of directors in fixing such terms and conditions shall specify the aggregate amount to be so raised and the number of years prescribed for raising such aggregate sum, and that substantially equal annual levies will be made for the purpose of raising such sum over the period so prescribed. The action of the board of directors evidenced by resolution shall be promptly transmitted to the governing body of such applying water district, and if such action shall grant consent to such annexation, such territory may be annexed to such county water authority as provided in subdivisions (1) or (2) thereof

(1) If such territory has not theretofore been annexed to or consolidated with such water district, upon completion of such annexation to, or consolidation with, such water district in compliance with the provisions of law applicable thereto, including this Section 10, such territory shall become and be a part of such county water authority and the taxable property therein shall be subject to taxation thereafter for the purposes of said county water authority, including the payment of bonds and other obligations of such authority at the time authorized or outstanding, and the board of directors of such county water authority shall be empowered to do all things necessary to enforce and make effective the terms and conditions of annexation fixed as hereinabove authorized; provided, that if the applicable provisions of law governing such annexation to, or consolidation with, such water district shall require any notice of any election called for the purpose of determining whether such proposed annexation or consolidation shall occur, or shall require any notice of hearing or other notice to be given to the residents or electors of, or owners of property in, such territory, such notice shall contain the substance of the terms and conditions of annexation to such county water authority fixed by the board of directors of such authority as herein provided; and provided further, that the governing body of such water district or other officer thereof having the duty of certifying the proceedings resulting in such annexation to, or consolidation with, such water district, pursuant to the provisions of law applicable thereto, shall include in such certification a record of the proceedings by which such territory has been annexed to such county water authority in accordance with the provisions hereof, and shall file a duplicate of such certificate with the board of directors of such county water authority.

(2) If the territory sought to be annexed to such county water authority theretofore has been annexed to, or consolidated with, such water district, the governing body of such water district, upon being advised of the action of the board of directors of such county water authority, as above provided, and if such action shall grant consent to such annexation, may submit to the qualified electors of such territory, at any general or special election held therein, the proposition of such annexation to such county water authority subject to the terms and conditions fixed by the board of directors of such county water authority, as herein provided. Notice of such election shall be given by posting or publication; when given by posting such notice shall be posted at least ten (10) days and in three public places in such territory; when given by publication such notice shall be published once at least ten (10) days before the date fixed for the election in a newspaper of general circulation published in such water district. Such notice shall contain the substance of the terms and conditions fixed by the board of directors, as herein provided. Such election shall be conducted and the returns thereof canvassed by the governing body of such water district in the manner provided by law for elections in such water district. If such proposition shall receive the affirmative vote of a majority of electors of such territory voting thereon at such election, the governing body of such water district shall certify the result of such election on said proposition to the board of directors of said authority. A certificate of proceedings hereunder shall be made by the secretary of the authority and filed with the Secretary of State. Upon the filing thereof in the office of the Secretary of State, such territory shall become, and be, a part of such county water authority, and the taxable property therein shall be subject to taxation thereafrer for the purposes of said county water authority, including the payment of bonds and other obligations of such authority at the time authorized or outstanding, and the board of directors of such county water authority shall be empowered to do all things necessary to enforce and make effective the terms and conditions of annexation of such territory to such county water authority fixed by said board of directors as hereinabove authorized. Upon the filing in his office of the aforesaid certificate of proceedings the Secretary of State shall, within ten (10) days, issue his certificate, reciting the filing of said papers in his office and the annexation of such territory to such county water authority. The Secretary of State shall transmit the original of his said certificate to the secretary of such county water authority and shall forward a certified copy thereof to the county clerk of the county in which such county water authority is situated.

(e) The validity of any proceedings for the annexation to any authority organized hereunder, of the corporate area of a water district or city as a separate unit, or of territory annexed to, or consolidated with, a water district or city which, as a unit, shall have been included within such authority, shall not be contested in any action unless such action shall have been brought within three months after the completion of such annexation, or, in case such annexation is completed prior to

the time that this paragraph takes effect, then within three months after this paragraph shall have become effective.

(f) Whenever territory is annexed to or consolidated with any water district, the corporate area of which, as a unit, shall have become a part of any county water authority organized hereunder, irrespective of whether such territory is annexed to or becomes a part of such county water authority, or whenever territory is annexed to any city under the conditions mentioned in subparagraph (1) or subparagraph (2) of paragraph (b) of this section, or whenever territory previously annexed to any city is annexed to such county water authority under the conditions mentioned in said subparagraph (2) of paragraph (b) of this section, the governing or legislative body, or clerk thereof, of such water district or city, shall file with the board of directors of such county water authority a statement of the change of boundaries of such water district or city, setting forth the legal description of the boundaries of such water district or city, as so changed, and of the part thereof within such county water authority, which statement shall be accompanied by a map or plat indicating such boundaries.

(g) The inclusion in a county water authority of the corporate area, in whole or in part, of any municipal water district, municipal utility district, public utility district, county water district, irrigation district, or other public corporation or agency of the State of California of similar character, referred to in Section 2 of this act, shall not destroy the identity or legal existence or impair the powers of any such municipal water district, municipal utility district, public utility district, county water district, irrigation district, or other public corporation or agency of the State of California of similar character, notwithstanding the identity of purpose or substantial identity of purpose of such county water authority.

SEC. 2. If any section, subsection, sentence, clause or phrase of this act, or of the act or acts of which this act is amendatory or supplemental, is for any reason held to be unconstitutional, such decision shall not affect the validity of the remaining portions of this act. The Legislature hereby declares that it would have passed this act, and each section, subsection, sentence, clause and phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses or phrases of this act, or that any one or more sections, subsections, sentences, clauses or phrases of the act or acts of which this act is amendatory or supplemental, be declared unconstitutional. If any section, subsection, sentence, clause or phrase of this act for any reason be held to be unconstitutional and such unconstitutional provision shall have purported to repeal or amend any provision of the act or acts of which this act is amendatory or supplemental, the provision existing and in force at the time of the enactment of this act shall remain and be in full force and effect notwithstanding such purported repeal or amendment."

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1570—An act authorizing certain indebtedness to be incurred in connection with the joint exercise of powers by public agencies.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency and Economy:

Amendment No. 1

On page 1, lines 1 and 2, of the printed bill, strike out "including one of the contracting parties,".

Amendment No. 2

On page 1, line 15, of the printed bill, strike out "contracts", and insert "indentures".

Amendment No. 3

On page 1 of the printed bill, strike out line 17, and insert "*tion.*"

Amendment No. 4

On page 1, line 19, of the printed bill, strike out ", The proceeds,"; and strike out line 20, and insert ", but shall not be exercised until authorized by the several parties to that contract. The proceeds of such revenue bonds, notes, indentures or other evidences of indebtedness shall be used exclusively in the".

Amendment No. 5

On page 1, line 26, of the printed bill, and on page 2, line 1, thereof, strike out "and also out of any other revenue that may be legally allocated to such payment".

Amendment No. 6

On page 2 of the printed bill, between lines 5 and 6, insert

"All of the provisions of Chapter 1040 of the Statutes of 1945 insofar as the same relate to the issuance and sale of revenue bonds, notes, indentures and other evidences of indebtedness, the rights and obligations of the holders thereof, the acquisition, construction, completion, maintenance, and operation of projects, the levy and collection of fees and charges in connection therewith, the use and disposition of funds derived from the proceeds of such revenue bonds, notes, indentures and other evidences of indebtedness or the operation of projects financed therewith and all matters relating thereto shall apply to all revenue bonds, notes, indentures or other evidences of indebtedness issued under this act. Wherever the word "authority" is used in Chapter 1040 of the Statutes of 1945, it shall for the purposes of this act only be deemed to mean and include any agency, board or commission referred to herein."

Amendments read and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2021—An act to amend Section 7091 of the Business and Professions Code, relating to contractors.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency and Economy:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "amend Section 7091 of", and insert "add Section 7122 to".

Amendment No. 2

Strike out line 1 through line 8 of the printed bill, and insert "Section 7122 is added to the Business and Professions Code, to read:

7122. The performance by any partnership, corporation, firm or association of any act or omission constituting a cause for disciplinary action, likewise constitutes a cause for disciplinary action against any licensee who is a member, officer, director, associate or responsible managing employee of such partnership, corporation, firm or association, and who participated in such prohibited act or omission."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1687—An act creating the World Trade Center Authorities and prescribing the powers and duties thereof; authorizing the authorities to purchase or otherwise obtain land, buildings, works and property for the establishment of international trade centers, to be known as the World Trade Centers and authorizing offices thereof within and without the State and authorizing the authorities to construct and complete the World Trade Centers directly or by contract; further authorizing the authorities to operate and maintain (or either of them) World Trade Centers, directly or by contract or lease with a nonprofit corporation or association; providing for the issuance and sale of revenue bonds and providing for the use of the proceeds thereof for the purposes of this act; and providing for the expenditure of such proceeds and all revenues received from the operation of the projects to the uses and purposes set forth herein.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency and Economy:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in the Assembly on May 2, 1947, after "act", insert "to foster and develop domestic and international trade for the benefit of the entire State; and for that purpose".

Amendment No. 2

In line 9 of the title of said bill, after "of", insert "domestic and".

Amendment No. 3

On page 1, line 4 of said bill, after "develop", insert "domestic and".

Amendment No. 4

On page 2, line 1, of said bill, after "State", insert "and, particularly, trade in the natural, processed, and manufactured products of the State".

Amendment No. 5

On page 2, line 18, of said bill, strike out "it", and insert "It".

Amendment No. 6

On page 2, line 20, of said bill, strike out "an", and insert "a domestic trade and".

Amendment No. 7

On page 2, line 30, of said bill, after "for", insert "domestic and".

Amendment No. 8

On page 6, line 8, of said bill, strike out "whenever", and insert "wherever".

Amendment No. 9

On page 6, line 51, of said bill, strike out "The State Depart-"; and strike out line 52, and insert "Public Works, the Director".

Amendment No. 10

On page 7, line 8, of said bill, strike out "the Depart-"; strike out lines 9 and 10; and in line 11, strike out "fornia", and insert "Public Works, the Office of the Director of Finance".

Amendment No. 11

On page 7, line 17, of said bill, strike out "Offices of the Director of the"; strike out line 18; and in line 19, strike out "Department", and insert "offices of Director of Public Works, Director".

Amendment No. 12

On page 7, line 41, of said bill, strike out "the State"; strike out line 42; and in line 43, strike out "ment", and insert "Public Works, the Director".

Amendment No. 13

On page 7, line 48, of said bill, strike out "Office of the Director of Public Works of"; strike out line 49; and in line 50, strike out "Department of Finance of the State of California", and insert "office of the Director of Public Works or of the office of the Director of Finance".

Amendment No. 14

On page 8, line 3, of said bill, strike out the third "the"; strike out line 4; and in line 5, strike out "Department", and insert "Public Works and Director".

Amendment No. 15

On page 11, line 25, of said bill, after the second comma, insert "or the State".

Amendment No. 16

On page 11, line 32, of said bill, after the period, insert "In eminent domain proceedings to acquire for any of the purposes of this act property which is appropriated or dedicated to the use of a state highway, or any part thereof, it must appear, and the trial court must find prior to the entry of any order for immediate possession or final order of condemnation, that the use for a purpose of this act is a superior and permanent right and necessity, and a more necessary public use and purpose than the use of the property as a state highway."

Amendment No. 17

On page 12, line 6, of said bill, after "highways", insert "(other than state highways)".

Amendment No. 18

On page 20, line 5, of said bill, strike out "finding", and insert "funding".

Amendment No. 19

On page 22, line 21, of said bill, strike out "The"; strike out lines 22 to 26, inclusive; and in line 27, strike out "thereof."

Amendment No. 20

On page 31, line 2, of said bill, after "for", insert "domestic and".

Amendment No. 21

On page 21, line 38, of said bill, after "forthwith", insert "in the manner authorized by this chapter".

Amendment No. 22

On page 21, line 40, of said bill, strike out "and build".

Amendment No. 23

On page 21, line 43, of said bill, after "person", insert "and prepare or cause to be prepared plans, specifications, strain sheets and working details for all work to be done under this act".

Amendment No. 24

On page 21 of said bill, strike out lines 44 to 49, inclusive; and in line 50, strike out "doing of the work.", and insert

"SEC. 6.4. The authority may acquire all the real property necessary for any project on such terms and conditions as it deems advisable.

SEC. 6.4a. All construction work and all repair work on existing structures, the cost of which repair work exceeds two thousand five hundred dollars ($2,500), shall be done by contract let as provided in this chapter. Any contract not let as provided in this chapter is void.

SEC. 6.4b. The authority shall cause an advertisement for bids for the performance of the work to be published for at least ten consecutive times in a daily newspaper, or for at least two consecutive times in a weekly newspaper, of general circulation published in the county.

SEC. 6.4c. All bidders shall be afforded an opportunity to examine the plans, specifications, strain sheets and working details.

SEC. 6.4d. The authority shall award the contract to the lowest responsible bidder, and the person to whom the contract is awarded shall perform the work in accordance with the plans, specifications, strain sheets and working details unless the contract is modified by a vote of two-thirds of the authority.

The person to whom the contract is awarded shall execute a bond to be approved by the authority for the faithful performance of the contract.

SEC. 6.4e. Whenever the authority enters into a contract for any work or repairs, the contract shall not be altered or changed in any manner except by order adopted by a vote of two-thirds of the authority, and the consent of the contractor.

If any change or alteration of the contract is ordered, it shall be specified in writing and the cost agreed upon between the authority and the contractor.

If the cost of the work is reduced by reason of any modification of the contract, compensation shall be made to the authority therefor.

SEC. 6.4f."

Amendment No. 25

On page 22, line 9, of said bill, strike out "Any such contracts"; and strike out lines 10 and 11.

Amendment No. 26

On page 25, line 32, of said bill, strike out "9", and insert "8".

Amendment No. 27

On page 26, line 4, of said bill, stirke out "10", and insert "9".

Amendment No. 28

On page 28, line 4, of said bill, strike out "11", and insert "10".

Amendment No. 29

On page 30, line 24, of said bill, strike out "12", and insert "11".

Amendment No. 30

On page 30, line 24, of said bill, strike out "12", and insert "11".

Amendment No. 31

On page 31, line 28, of said bill, strike out "14", and insert "13".

Amendments read, ~~and adopted.~~

~~Bill ordered reprinted, and engrossed.~~

On this day, the above record was expunged, and the action rescinded whereby the Assembly adopted the above amendments to Assembly Bill No. 1687.

Assembly Bill No. 1386—An act to amend Sections 9072, 9078, and 9083 of the Public Resources Code, relating to the formation of soil conservation districts.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Conservation, Planning, and Public Works:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "9078", and insert "9080, 9082".

Amendment No. 2

On page 1 of said bill, strike out lines 12 and 13, and insert

"(c) Owners of land within the proposed district who own at least 25 percent of the total acreage within the proposed district. A petition signed pursuant to this subdivision shall state, in addition to the matters otherwise required, that the land in the proposed district is held in such diversity of ownership or that other conditions exist which render it impracticable to comply with either subdivision (a) or (b), and it also".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 3

On page 1, strike out lines 20 to 25, inclusive, and on page 2, strike out lines 1 to 15, inclusive, and insert

"SEC. 2. Section 9080 of said code is amended to read:

9080. [The] *Except as otherwise provided, the* assessor shall certify to the clerk of the principal county all of the following:

(a) The total acreage of the proposed district situated in his county.

(b) The total number of persons who are owners of lands in the proposed district and in his county according to the assessment records and to evidence of title available to him.

(c) The total number of acres in the proposed district in his county owned by the United States, this State, any public district, or any city or county.

(d) The number of persons the names of whom are signed to the petition who are owners of land in the district and in his county.

(e) The total acreage assessed to or owned by the persons whose names are signed to the petition.

If the petition is signed pursuant to subdivision (c) of Section 9072, the assessor shall certify only the matters required by subdivisions (a), (c) and (e).

SEC. 3. Section 9082 of said code is amended to read:

9082. The board shall consider and pass upon the sufficiency of the petition. *In the case of a petition signed in accordance with subdivision (c) of Section 9072 which is otherwise sufficient the board shall find the petition sufficient unless it finds that it is not true that because of the diversity of ownership or other conditions compliance with subdivisions (a) or (b) of said section is impracticable.* If the board finds that the petition in insufficient, it may allow a reasonable time for amending or supplementing it or may dismiss it without prejudice.

SEC. 4. Section 9083 of said code is amended to read:".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

SECOND READING OF SENATE BILLS

Senate Bill No. 655—An act to amend Section 14256 of the Government Code, relating to state contracts.

Bill read second time, and ordered to third reading.

Senate Bill No. 1523—An act to add Section 5082.1 to the Business and Professions Code, relating to registration as a public accountant, declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

Senate Bill No. 379—An act to add Section 5006.5 to the Public Resources Code, relating to leasing land for state park purposes.

Bill read second time, and ordered to third reading.

Senate Bill No. 1512—An act to amend Sections 4421, 4424, and 4433 of the Public Resources Code, relating to reforestation of forest lands.

Bill read second time, and ordered to third reading.

Senate Bill No. 480—An act to amend Section 602 of the Penal Code, and Sections 4102 and 4127 of the Public Resources Code, and to add Section 4126.5 to the Public Resources Code, relating to establishing, regulating, and protecting fire hazard areas.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Conservation, Planning, and Public Works:

Amendment No. 1

Strike out line 4 of the title of the printed bill, and insert "protection against fire hazards."

Amendment read, and adopted.

Bill ordered reprinted, and to third reading.

Senate Bill No. 1059—An act to add Sections 2013, 2141.5, and 2141.6 to the Business and Professions Code, relating to offenses against the chapter on medicine and surgery.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Public Health:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in the Senate on May 2, 1947, strike out "and 2141.6", and insert "2141.6 and 2141.7".

Amendment No. 2

On page 2, line 21, of said bill, after "technologist.", insert

"SEC. 3. Section 2141.7 is added to said code, to read:

2141.7. No person who does not hold at the time thereof an unrevoked and unsuspended certificate as a physician and surgeon under this chapter, shall make a post-mortem examination or perform an autopsy on the remains of a deceased person."

Amendment No. 3

On page 2, line 22, of said bill, after "SEC.", strike out "3", and insert "4".

Amendments read, and adopted.

Bill ordered reprinted, and to third reading.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, May 15, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed:

Assembly Bill No. 1592

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bill ordered enrolled.

SENATE CHAMBER, SACRAMENTO, May 15, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed:

Senate Bill No. 715
Senate Bill No. 949
Senate Bill No. 1387

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS

The following bills were read the first time:

Senate Bill No. 715—An act to amend Sections 11, 12, 13, and 17 of the State Water Resources Act of 1945, relating to water, prescribing powers and duties of the Water Resources Board, and providing for conferences, hearings, investigations, studies, plans, estimates, recommendations and reports concerning water problems and projects and the control, conservation, protection and utilization of water resources.

Referred to Committee on Conservation, Planning, and Public Works.

Senate Bill No. 949—An act to add Article 7.5 to Chapter 1, Division 4, Title 1 of the Government Code, relating to strikes by government officers or employees.

Referred to Committee on Industrial Relations.

Senate Bill No. 1387—An act to amend Section 8201 of the Government Code, relating to notaries public.

Referred to Committee on Judiciary.

CONSIDERATION OF DAILY FILE (RESUMED)

UNFINISHED BUSINESS

RECONSIDERATION OF ASSEMBLY BILL NO. 702

In compliance with a notice given on a previous day, Mr. McCollister moved that the vote whereby Assembly Bill No. 702 was refused passage be reconsidered.

The roll was called, and Assembly Bill No. 702 reconsidered by the following vote:

AYES—Bennett, Berry, Blosser, Brown, Butters, Caldecott, Carey, Clarke, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Dolwig, Doyle, Elliott, Erwin, Gaffney, Geddes, Grunsky, Hahn, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McCollister, Niehouse, Price, Robertson, Sherwin, Thompson, Thorp, Thurman, Waters, and Wollenberg—44.

NOES—Burns—1.

Assembly Bill No. 702 ordered to third reading.

Motion to Withdraw Assembly Bill No. 702 From File, and Be Re-Referred

Mr. Doyle moved that Assembly Bill No. 702 be withdrawn from the third reading file, and be re-referred to the Committee on Fish and Game.

Mr. Debs seconded the motion.

Motion carried.

CONSIDERATION OF SENATE AMENDMENTS

Assembly Bill No. 1417—An act to repeal Sections 1435, 1435.1, 1435.2, 1435.3, 1435.4, 1435.5, 1435.6, 1435.7, 1435.8, 1435.9, and 1435.10 of the Probate Code and to add a new chapter to Division 4 of said code to be numbered Chapter 2A, consisting of Sections 1435.1 to 1435.39, inclusive, relating to the management, control, and disposition of the community real property and the homestead property of insane or incompetent persons.

The question being: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 1417?

Amendment No. 1

On page 1, line 11, of the printed bill, as amended in the Assembly on April 16, 1947, after "community", insert "Property or where real property or any interest therein is owned as community".

The roll was called, and the Assembly concurred in Senate amendment to Assembly Bill No. 1417 by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Brown, Burns, Caldecott, Carey, Clarke, Cramer, Crichton, Lester T. Davis, Dickey, Dolwig, Elliott, Erwin, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McCollister, Niehouse, Price, Robertson, Sherwin, Silliman, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—47.

NOES—None.

Assembly Bill No. 1417 ordered enrolled.

Assembly Bill No. 1700—An act to amend Section 1161 of the Civil Code and Section 27289 of the Government Code, relating to the recordation of instruments.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 1700?

Amendment No. 1

In line 1 of the title of the printed bill, as amended in the Assembly on April 2, 1947, after "Code", insert "and Section 27289 of the Government Code".

Amendment No. 2

On page 2 of said bill, after line 10, insert

"SEC. 2. Section 27289 of the Government Code is amended to read:

27289. An assignment of any agreement for sale, option agreement, agreement for lease, deposit receipt, commission receipt, or lease shall not impart any notice and shall not be recorded unless the original instrument is recorded and the assignment contains a reference to the correct book and page where the original instrument is recorded, or to the date the original document was recorded and the recorder's document number, or if the original instrument and the assignment are presented for recordation concurrently.

This section does not apply to any such assignment made by or contained in any deed of trust, mortgage or other liens given to secure the payment of bonds or other evidences of indebtedness authorized or permitted to be issued by the Commissioner of Corporations, or made by a public utility subject to the provisions of the Public Utilities Act.

SEC. 3. Section 2 of this act becomes operative only if Title 3 of the Government Code is enacted by the Legislature at this session, and in such case at the same time as said Title 3 takes effect; at which time Section 1161 of the Civil Code is hereby repealed."

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 1700 by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Brown, Burns, Caldecott, Carey, Clarke, Cramer, Crichton, Lester T. Davis, Dickey, Dolwig, Elliott, Erwin, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McCollister, Niehouse, Price, Robertson, Sherwin, Silliman, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—47.
NOES—None.

Assembly Bill No. 1700 ordered enrolled.

Assembly Bill No. 2157—An act to amend Sections 25, 26, 951, 953, and 10050 of the Elections Code, relating to primary elections.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 2157?

Amendment No. 1

In line 1 of the title of the printed bill, after "953," insert "7970,".

Amendment No. 2

On page 1, line 4, of said bill, strike out "after the first Monday".

Amendment No. 3

On page 1, line 9, of said bill, strike out "after the first Monday".

Amendment No. 4

On page 1, line 17, of said bill, strike out "after the first Monday".

Amendment No. 5

On page 1, line 21, of said bill, strike out "after the first Monday".

Amendment No. 6

On page 1 of said bill, between lines 23 and 24, insert

"SEC. 4.5. Section 7970 of said code is amended to read:

7970. The county clerk in any county shall forthwith send to the Secretary of State by registered mail or by express one complete copy of all returns as to:

(a) All candidates voted for in more than one county.

(b) All candidates voted for wholly within one county for the following offices:

(1) State Assembly.

(2) State Senate.

(3) Representatives in Congress.

(4) Members of the State Board of Equalization.

(5) Judicial officers, except justices of the peace.

(c) All persons voted for at the presidential primary. *The returns for all persons voted for at the presidential primary for delegates to national conventions shall be canvassed first and shall be sent separately within 12 days after the day of election.*"

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 2157 by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Brown, Burns, Caldecott, Carey, Clarke, Cramer, Crichton, Lester T. Davis, Dickey, Dolwig, Elliott, Erwin, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McCollister, Niehouse, Price, Robertson, Sherwin, Silliman, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—47.
NOES—None.

Assembly Bill No. 2157 ordered enrolled.

Assembly Bill No. 1854—An act to add Sections 1752 and 6515 to the Welfare and Institutions Code, relating to leaves of absence of employees required by the State Personnel Board to possess teaching certificates, to attend educational sessions.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 1854?

Amendment No. 1

In line 1 of the title of the printed bill, as amended in the Assembly on April 24, 1947, strike out "Section", and insert "Sections 1752.2 and".

Amendment No. 2

On page 1, lines 11 and 12, of said bill, strike out "medical superintendent with the approval of the".

Amendment No. 3

On page 1, line 19, of said bill, after the period, insert "Except as otherwise provided in this section, leaves of absence granted pursuant to this section shall be the same as leaves of absence granted pursuant to the State Civil Service Law and all of the provisions of law and the rules of the State Personnel Board applicable to leaves of absence granted pursuant to the State Civil Service Law shall apply to leaves of absence granted pursuant to this section."

Amendment No. 4

On page 1 of said bill, after line 19, insert

"SEC. 2. Section 1752.2 is added to said code, to read:

1752.2. The director may grant any employee employed in a position requiring teaching certification qualifications, a leave of absence to attend summer study sessions at accredited schools or colleges for the purpose of receiving further instruction in pedagogy, vocational education, mental health, or related fields. Such leave of absence may be granted with pay but shall be limited to a period of not more than two (2) months for every three (3) years of service as such state employee. Except as otherwise provided in this section, leaves of absence granted pursuant to this section shall be the same as leaves of absence granted pursuant to the State Civil Service Law and all of the provisions of law and the rules of the State Personnel Board applicable to leaves of absence granted pursuant to the State Civil Service Law shall apply to leaves of absence granted pursuant to this section."

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 1854 by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Brown, Burns, Caldecott, Carey, Clarke, Cramer, Crichton, Lester T. Davis, Dickey, Dolwig, Elliott, Erwin, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McCollister, Niehouse, Price, Robertson, Sherwin, Silliman, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—47.

NOES—None.

Assembly Bill No. 1854 ordered enrolled.

REPORTS OF STANDING COMMITTEES

Committee on Public Morals

ASSEMBLY CHAMBER, SACRAMENTO, May 15, 1947

MR. SPEAKER: Your Committee on Public Morals, to which were referred:

Senate Bill No. 1283
Senate Bill No. 1560

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

THOMPSON, Chairman

Above reported bills ordered to second reading.

Committee on Ways and Means

ASSEMBLY CHAMBER, SACRAMENTO, May 16, 1947

MR. SPEAKER: Your Committee on Ways and Means, to which was referred: Senate Bill No. 1562

Has had the same under consideration, and reports the same back with the recommendation: Do pass

WOLLENBERG, Chairman

Above reported bill ordered to second reading.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 2603—An act to amend Section 13115 of the Health and Safety Code, relating to fireproofing of tents and awnings used to temporarily house public gatherings.

Bill read third time.

Urgency Clause

Urgency clause read.

Demand for Previous Question

Messrs. Heisinger, Crowley, Thurman, Silliman, and Grunsky demanded the previous question.

Demand for previous question sustained.

The question being on the adoption of the urgency clause to Assembly Bill No. 2603.

The roll was called.

Call of the Assembly

Pending the announcement of the vote, Mr. Blosser moved a call of the Assembly.

Motion carried. Time, 9.48 a.m.

The Speaker directed the Sergeant-at-Arms to close the doors, and to bring in the following absent members:

Allen, Brady, Burke, Butters, George D. Collins, Clayton A. Dills, Ralph C. Dills, Dunn, Erwin, Evans, Field, Fletcher, Lyons, McCollister, Miller, O'Day, Rosenthal, Sheridan, Stanley, Stephenson, and Weber—21

PROCEEDINGS UNDER CALL OF THE ASSEMBLY
BY UNANIMOUS CONSENT
TEMPORARY SUSPENSION OF ASSEMBLY RULE NO. 85

Mr. Blosser asked for, and was granted, unanimous consent that Assembly Rule No. 85 be temporarily suspended for the purpose of placing a call of the Assembly on any matter on file.

BILLS WITHDRAWN FROM INACTIVE FILE, AND PLACED ON THE THIRD READING FILE

The following bill was withdrawn from the inactive file, and placed upon the third reading file:

Assembly Bill No. 664, on request of Mr. Erwin.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 663—An act to amend the title, Sections 17, 19.5, 20, and 23 of the Personal Property Brokers Act as revised by Chapter 952 of the Statutes of 1939 and to amend the title Sections 17, 19.5, 20, and 24 of the Personal Property Brokers Act as revised by Chapter 1044 of the Statutes of 1939, relating to limitations on loans and charges by personal property brokers.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burns, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Dolwig, Dunn, Elliott, Erwin, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Maloney, McMillan, Niehouse, O'Day, Price, Robertson, Sherwin, Silliman, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—62.

NOES—None.

Bill ordered transmitted to the Senate.

NOTICE OF MOTION TO WITHDRAW ASSEMBLY BILL NO. 1304 FROM INACTIVE FILE

Mr. Boyd gave notice that on the next legislative day he would move to withdraw Assembly Bill No. 1304 from the inactive file, and have it placed upon the third reading file.

BILLS WITHDRAWN FROM INACTIVE FILE, AND PLACED ON THE THIRD READING FILE

The following bills were withdrawn from the inactive file, and placed upon the third reading file:

Assembly Bill No. 2604, on request of Mr. Kirkwood.
Assembly Bill No. 2606, on request of Mr. Kirkwood.
Assembly Bill No. 1573, on request of Mr. Beck

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 651—An act to amend Section 57.7 of the Unemployment Insurance Act, relating to the benefit rights of trainees, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Caldecott, Clarke, Collier, Conrad, Cooke, Cramer, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Niehouse, Price, Robertson, Sherwin, Silliman, Stephenson, Stewart, Thomas, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—63.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Caldecott, Clarke, Collier, Conrad, Cooke, Cramer, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Niehouse, Price, Robertson, Sherwin, Silliman, Stephenson, Stewart, Thomas, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—63.
NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 2670—An act to amend Sections 102 and 112 of the Insurance Code, relating to insurance.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Caldecott, Clarke, Collier, Conrad, Cooke, Cramer, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Niehouse, Price, Robertson, Sherwin, Silliman, Stephenson, Stewart, Thomas, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr Speaker—63.
NOES—None.

Bill ordered transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT THAT MEMBER BE EXCUSED

At 10 a.m., Mr. Erwin asked for unanimous consent that Mr. Butters be excused for the balance of the legislative day, because of legislative duties elsewhere.

Mr. Cooke withheld unanimous consent because the Assembly is under a call of the House.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1294—An act to add Section 20009.2 to the Government Code, relating to the State Employees' Retirement System.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Erwin, Gaffney, Gannon, Geddes, Grant, Hahn, Hawkins, Heisinger, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Maloney, McMillan, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—61.
NOES—None.

Bill ordered transmitted to the Senate.

Assembly Joint Resolution No. 45—Relative to the taking of wild ducks in California.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Anderson, Berry, Blosser, Boyd, Brown, Burke, Burns, Caldecott, Carey, Collier, George D Collins, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Gaffney, Gannon,

Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McMillan, Niehouse, Price, Rosenthal, Sheridan, Sherwin, Stephenson, Thurman, Waters, and Wollenberg—50.

NOES—Clarke, Hinckley, Hinton, Hollibaugh, Knight, Silliman, and Mr. Speaker—7.

Resolution ordered transmitted to the Senate.

Assembly Bill No. 2036—An act to amend Section 2240 of the Health and Safety Code, relating to mosquito abatement districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Niehouse, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—64.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 98—An act to add Chapter 1.5 to Division 3 of the Education Code providing for school district public works and making an appropriation therefor, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Motion to Amend

Mr. Lowrey moved the adoption of the following amendments:

Amendment No. 1

On page 2 of the printed bill, as amended in the Assembly on March 21, 1947, strike out lines 4 to 6, inclusive, and insert "istration of this chapter. There shall first be allocated from said appropriation such amount as the Director of Finance shall determine, but in no event in excess of one-half of 1 percent of the total appropriation herein made,".

Amendment No. 2

On page 2, line 8, of said bill, after "chapter", insert "and for the support of the Department of Education in the performance of duties required or authorized by the board under this chapter".

Amendment No. 3

On page 2, line 29, of said bill, strike out "board", and insert "State Allocation Board, herein called the "board"."

Amendment No. 4

On page 3, line 29, of said bill, after "Code", insert "unless, in the event a lesser rate of district tax was levied, the board finds that the levy of the lesser rate was the result of an error not made by an officer or employee of the district".

Amendment No. 5

On page 3, line 32, of said bill, after "issue", insert ", unless, in the event the total amount of bonds issued by the district is a lesser amount, (a) the board finds that the cost to the district of issuing bonds in such amount as would be necessary to make the district eligible for an apportionment under this article would be disproportionate to the par value of such bonds or (b) the board finds that the amount of bonds issued plus the amount in the special accumulative building fund or funds of the district from the proceeds of taxes levied for the district in excess of the maximum rate of district tax fixed by Section 6357 plus such amounts as may be due the Board of Public Building Reconstruction equals 95 percent of the total amount of bonds the district is authorized by law to issue, or the unused bonding capacity, in the opinion of the State Allocation Board, is of such limited amount as to make the further issuance of bonds impracticable".

Amendment No. 6

On page 3 of said bill, between lines 36 and 37, insert

"5026.1. No district shall become ineligible for an apportionment under this chapter by reason of any lessening in the amount of bonds issued by the district caused by any increase in the assessed valuation of the district occurring after an application by the district has been approved by the board.

5026.2. Prior to the actual apportionment of any funds to a district by the board under this chapter, the board may tentatively apportion funds to the district, with the actual apportionment of funds remaining subject to the district complying with all lawful requirements established by or under this chapter. In no case, however, shall the board make any apportionment to a school district for the purchase or improvement of sites or for the construction, reconstruction, repair, alteration of, and additions to, school buildings which are not approved by the Department of Education."

Amendment No. 7

On page 3, line 37, of said bill, strike out "State School Building Commission", and insert "State Allocation Board".

Amendment No. 8

On page 3, line 42, of said bill, strike out "commission", and insert "State Allocation Board".

Amendments read, and adopted.

Bill ordered reprinted, and re-engrossed.

Assembly Bill No. 375—An act to amend Section 4651 of the Labor Code, relating to the payment of workmen's compensation.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Knight, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—67.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 2140—An act to amend Section 10493 of the Insurance Code, relating to insurance.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Knight, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—67.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 762—An act to amend Sections 9080 and 9084 of, to add Sections 9084.5 and 9094 to, and to repeal Section 9087 of, the Insurance Code, relating to fraternal fire insurance.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Nichouse, Rosenthal, Sheridan, Sherwin, Silliman, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—66

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1423—An act to add Section 3088.3 to the Welfare and Institutions Code, relating to aid to the needy blind.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brown, Burke, Burns, Caldecott, Carey, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Nichouse, Price, Rosenthal, Sheridan, Silliman, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—62.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 426—An act to amend Section 2163 of the Welfare and Institutions Code, relating to personal property qualifications for aid to the aged.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Burke, Burns, Caldecott, Carey, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Evans, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Knight, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Nichouse, Price, Rosenthal, Sheridan, Stephenson, Thompson, Thurman, Waters, Weber, and Mr. Speaker—55.

NOES—Clarke, M. Philip Davis, Hinckley, Kirkwood, and Sherwin—5.

Bill ordered transmitted to the Senate.

Assembly Bill No. 951—An act to add Section 613.1 to the Streets and Highways Code, relating to state highways.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Berry, Blosser, Brown, Burke, Burns, Caldecott, Carey, George D. Collins, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Gaffney, Geddes, Grunsky, Hawkins, Heisinger, Huyck, James, Johnson, Knight, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Price, Robertson, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, and Waters—48.

NOES—Clarke, Collier, Gannon, Hinckley, Hinton, Sherwin, and Wollenberg—7.

Bill ordered transmitted to the Senate.

UNANIMOUS CONSENT GRANTED THAT RECORD BE EXPUNGED, AND ACTION RESCINDED ON ADOPTION OF AMENDMENT TO ASSEMBLY BILL NO. 1582

By unanimous consent, the record was expunged, and the action rescinded whereby a committee amendment was adopted to Assembly Bill No. 1582 on May 15, 1947; and by unanimous consent, further consideration of Assembly Bill No. 1582 was taken up, at this time.

FURTHER CONSIDERATION OF ASSEMBLY BILL NO. 1582

Assembly Bill No. 1582—An act to require cooks, bus boys, waiters, waitresses, dishwashers, dishdryers, domestic servants, and all persons handling raw, cooked, or processed foods for human consumption to obtain certificates that they are free from communicable diseases.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Public Health:

Amendment No. 1

On page 1, line 3, of the printed bill, after "handling", insert "or".

Amendment No. 2

On page 1 of said bill, strike out lines 5, 6, and 7, and insert "one year they have obtained a certificate from the local health officer stating that they do not have tuberculosis in an infectious state. The examination shall include an X-ray of the chest."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 2255—An act to amend Section 7074 of the Business and Professions Code, relating to contractors' licenses.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Clayton A. Dills, Dolwig, Doyle, Elliott, Erwin, Evans, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—65.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 629—An act to add Sections 2225 and 2226 to the Health and Safety Code, relating to names of mosquito abatement districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Gaffney, Gannon, Geddes, Grant, Grunsky,

Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Lowrey, Maloney, McCollister, McMillan, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—67.

NOES—None.

Bill ordered transmitted to the Senate.

CONSIDERATION OF HOUSE RESOLUTION NO. 184

House Resolution No. 184

Relative to planning and zoning proceedings

WHEREAS, It has come to the attention of this Assembly that in at least one instance variances from a zoning ordinance may be granted without notice and hearing; and

WHEREAS, Assuming that the grant of variances without notice and hearing may be validly accomplished, yet in fairness and in justice to the property owners involved, such variances should only be granted after notice and an opportunity to be heard has been given to all interested property owners; now, therefore, be it

Resolved by the Assembly of the State of California, That it is the sense of this Assembly that all zoning and planning ordinances should contain provision for notice and hearing before any change of variances in zones be granted by the administering authority for such ordinances; and be it further

Resolved, That the Chief Clerk make suitably prepared copies of this resolution available to Members of the Assembly requesting the same.

Resolution read, and adopted.

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1444—An act to repeal Chapter 3 of Division 3, comprising Sections 3600 to 3607, inclusive, of, and to add a new Chapter 3 to Division 3 of the Public Resources Code, relating to the spacing of wells and community oil and gas leases, declaring the urgency thereof and providing that this act shall take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Caldecott, Carey, Clarke, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Gaffney, Gannon, Geddes, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Lowrey, Luckel, Maloney, McCollister, McMillan, Niehouse, O'Day, Robertson, Rosenthal, Sheridan, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—66.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Caldecott, Carey, Clarke, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Gaffney, Gannon, Geddes, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Lowrey, Luckel, Maloney, McCollister, McMillan, Niehouse, O'Day, Robertson, Rosenthal, Sheridan, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—66.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 2144—An act to add Section 9105 to the Government Code, relating to a legislative office for Members of the Assembly at Los Angeles, and making an appropriation therefor.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T Davis, M Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Maloney, McCollister, McMillan, Niehouse, O'Day, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—63.
NOES—Hinckley—1.

Bill ordered transmitted to the Senate.

FURTHER PROCEEDINGS UNDER CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 2603

On motion of Mr. Blosser, further proceedings under the call of the Assembly were dispensed with on the urgency clause to Assembly Bill No. 2603.

The names of the absentees were called.

Call of the Assembly

Pending the announcement of the vote, Mr. Robertson moved a call of the Assembly.

Motion carried.

The Speaker directed the Sergeant-at-Arms to close the doors, and to bring in the following absent members:

Allen, Brady, Butters, Field, Fletcher, Lyons, Miller, Rosenthal, Stephenson, and Weber—10.

PROCEEDINGS UNDER CALL OF THE ASSEMBLY BY UNANIMOUS CONSENT

TEMPORARY SUSPENSION OF ASSEMBLY RULE NO. 85

Mr. Dickey asked for, and was granted, unanimous consent that Assembly Rule No. 85 be temporarily suspended for the purpose of placing a call of the Assembly on any matter on file.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1138—An act to amend Section 150 of the Agricultural Code, relating to agricultural pest control operators.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Gaffney, Gannon, Geddes, Grant, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Stephenson, Thompson, Thorp, Waters, Weber, and Mr. Speaker—61.
NOES—None.

Bill ordered transmitted to the Senate.

WITHDRAWAL OF ASSEMBLY BILL NO. 1790 FROM COMMITTEE, BY UNANIMOUS CONSENT

Mr. Price asked for, and was granted, unanimous consent to withdraw Assembly Bill No. 1790 from the Committee on Ways and Means, for purpose of amendment, at this time, and be re-referred to the Committee on Municipal and County Government.

CONSIDERATION OF ASSEMBLY BILL NO. 1790

Assembly Bill No. 1790—An act making an appropriation to the San Bernardino County Flood Control District for the payment of damages due to the construction works in the construction of the project for the control of floods on the Santa Ana River Basin, Lytle and Cajon Creeks.

Bill read second time.

Motion to Amend

Mr. Price moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "making an appropriation to the San Bernardino County"; strike out lines 2 and 3, of said title; and in line 4 of said title, strike out "for", and insert "to add Section 20 to the Flood Control Fund Act of 1946, relating to".

Amendment No. 2

On page 1 of said bill, strike out line 1, and insert

"SECTION 1. Section 20 is added to the Flood Control Fund Act of 1946, to read:

Sec. 20. Of the money in the Flood Control Fund of 1946, not more than _____ dollars ($_____) is hereby allocated to the State Water Resources Board for reallocation to the San Bernardino County Flood Control District for expenditure for payment, and for reimbursement for necessary advances made, of the cost of cooperation by the State in the construction of the project for the control of floods on the Santa Ana River Basin, Lytle and Cajon Creeks, adopted and authorized by Congress (Act of Congress, approved December 22, 1944, Public, Numbered 534, Seventy-eighth Congress, Second Session), such reallocation to be made from time to time to pay the State's share of the cost of cooperation in connection with such part of such work as the federal cost has been appropriated for by the Congress. The State Water Resources Board shall determine the amounts in which each of such reallocations shall be made. The allocation made by this section is in augmentation of the money made available for the same project by Chapter 929 of the Statutes of 1945, is subject to Section 11 of this act in the same manner as the allocations made by Sections 13 and 14 are subject to Section 11, is made pursuant to the State Water Resources Act of 1945, and is, to the extent of such allocation, in fulfillment of the policy set forth in said act that the State will pay for such cost of cooperation as provided in said act necessary for the construction of flood control projects, as required by acts of Congress."

Amendment No. 3

On page 1 of said bill, strike out lines 2 to 7, inclusive.

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

REQUEST FOR UNANIMOUS CONSENT THAT ASSEMBLY BILL NO. 1826 BE WITHDRAWN FROM FILE, AND BE RE-REFERRED

Mr. Clarke asked for, and was granted, unanimous consent that Assembly Bill No. 1826 be withdrawn from the third reading file, and be re-referred to the Committee on Agriculture.

Speaker Pro Tempore Presiding

At 11.25 a.m., Hon. Thomas A. Maloney, Speaker pro Tempore of the Assembly, presiding.

REPORT OF COMMITTEE ON CONFERENCE

The following report of Committee on Conference was received, and read:

ASSEMBLY CHAMBER, SACRAMENTO, May 16, 1947

MR. SPEAKER: The Committee on Conference concerning:

Assembly Bill No. 2120—An act to repeal Chapters 2, 3, 4, 12, 13, 13.5, 13.6, 14, 15, 15.5, 16, and 16.5 of the Education Code; to add Chapters 2, 12, 13, 14, 15, and 16 to said code; to amend Section 8761 of said code; and to add Section 8704 to said code, all relating to the Public School System, declaring the urgency thereof, to take effect immediately;

Consisting of the undersigned members, has met, and reports that it has agreed to recommend the following.

That the amendments of the Senate be concurred in and that the bill, as amended on May 9, 1947, be further amended as follows:

Amendment No. 1

On page 13 of the printed bill, as amended in the Senate on May 9, 1947, strike out lines 32 to 52, inclusive; and on page 14, strike out lines 1 to 15, inclusive, and insert

"7032. For each elementary school district which had an average daily attendance during the preceding fiscal year of less than 26, he shall compute three thousand two hundred dollars ($3,200) for the first 16 units of average daily attendance or fraction thereof, as computed under Sections 6911 and 6944, plus twenty-five dollars ($25) for the seventeenth unit of average daily attendance, plus fifty dollars ($50) for each unit of average daily attendance in excess of 17.

7033. For each elementary school district which had an average daily attendance during the preceding fiscal year of 26 or more and less than 51, as computed under Sections 6911 and 6944, he shall compute six thousand dollars ($6,000) for the first 37 units of average daily attendance or fraction thereof plus fifty dollars ($50) for the thirty-eighth unit of average daily attendance plus one hundred dollars ($100) for each additional unit of average daily attendance in excess of 38.

7034. For each elementary school district having an average daily attendance during the preceding fiscal year of 51 or more but less than 76, as computed under Sections 6911 and 6944, he shall compute nine thousand dollars ($9,000) for the first 62 units or fraction thereof, as so computed plus one hundred thirty-five dollars ($135) for the sixty-third unit of average daily attendance plus one hundred forty-five dollars ($145) for each unit of such average daily attendance in excess of 63

7035 For each elementary school district which had an average daily attendance during the preceding fiscal year of 76 or more but less than 83 as computed under Sections 6911 and 6944, he shall compute twelve thousand dollars ($12,000).

7036 For each elementary school district which had an average daily attendance during the preceding fiscal year of 83 or more, as computed under Sections 6911 and 6944, he shall multiply the number of units of average daily attendance so computed by one hundred forty-five dollars ($145).

7037. For each high school district he shall multiply the number of units of average daily attendance computed for the district under Section 6943 by one hundred seventy-five dollars ($175) and shall multiply the number of units of average daily attendance in grades 13 and 14 computed for the district under Sections 6951 and 6953 by two hundred dollars ($200), and shall multiply the number of units of average daily attendance in grades 11 and 12 computed for the district under Sections 6952 and 6953 by one hundred seventy-five dollars ($175) and shall multiply the number of units of average daily attendance computed for the district under Section 6961 by one hundred seventy-five dollars ($175) if subject to provisions of Section 7148, and by two hundred dollars ($200) if subject to the provisions of Section 7149.

7038. For each junior college district he shall multiply the number of units of average daily attendance in grades 13 and 14 subject to provisions of Section 7149 computed for the district under Sections 6951, 6953, and 6961 by two hundred dollars ($200).

7039. For each junior college district he shall multiply the number of units of average daily attendance in grades 11 and 12 subject to provisions of Section 7148 computed for the district under Sections 6952, 6953, and 6961 by one hundred seventy-five dollars ($175) and add the amount so computed to the amount allowed the high school district in which the junior college is located under Section 7037."

Amendment No. 2

On page 15, line 44, of said bill, strike out "290", and insert "270".

Amendment No. 3

On page 15, line 47, of said bill, strike out "290", and insert "270".

Amendment No. 4

On page 15, lines 48 and 49, of said bill, strike out "three thousand dollars ($3,000)", and insert "two thousand eight hundred dollars ($2,800)".

Amendment No. 5

On page 15, line 52, of said bill, strike out "240", and insert "270".

Amendment No. 6

On page 17, line 38, of said bill, strike out "Seventy cents ($0.70)", and insert "Forty-five cents ($0.45)".

Amendment No. 7

On page 17, line 41, of said bill, strike out "Fifty cents ($0.50)", and insert "Thirty-two cents ($0.32)".

Amendment No. 8

On page 19 of said bill, strike out lines 11 to 16, inclusive; and in line 17, strike out "which has met", and insert "subsequent fiscal year unless there shall have been levied, pursuant to Division 3 of this code, for such district during the preceding fiscal year a tax not less than that set forth in Article 9 of this chapter for the district, and no district which has met".

Amendment No. 9

On page 22, line 2, of said bill, after the period, insert "Notwithstanding anything in Article 10 of this chapter to the contrary, the amount computed for any elementary school district under Article 10 of this chapter shall be not less than it would have been had the foundation program of school support for such district under Article 4 of this chapter been computed by multiplying the number of units of average daily attendance in the district during the preceding fiscal year as computed under Sections 6911 and 6944 by one hundred fifty dollars ($150) and had the tax used in making the computation for the district under Article 9 of this chapter been fifty-five cents ($0.55), but no computation shall be made for any district pursuant to this sentence for the Fiscal Year 1948-1949 or during any subsequent fiscal year unless there shall have been levied, pursuant to Division 3 of this code, for such district during the preceding fiscal year a tax of not less than fifty-five cents ($0.55) on each one hundred dollars ($100) of 90 percent of the assessed valuation in such district as shown by the equalized assessment roll of the district for the preceding year."

Amendment No. 10

On page 22, line 6, of said bill, after the period, insert "Notwithstanding anything in Article 10 of this chapter to the contrary, the amount computed for any high school district under Article 10 of this chapter shall be not less than it would have been had the foundation program of school support for such district under Article 4 of this chapter been computed by multiplying the number of units of average daily attendance in the district during the preceding fiscal year as computed under Sections 6943, 6952, 6953, and 6961 by two hundred dollars ($200) and had the tax used in making the computation for the district under Article 9 of this chapter been fifty cents ($0.50), but no computation shall be made for any district pursuant to this sentence for the Fiscal Year 1948-1949 or during any subsequent fiscal year unless there shall have been levied, pursuant to Division 3 of this code, for such district during the preceding fiscal year a tax of not less than fifty cents ($0.50) on each one hundred dollars ($100) of 90 percent of the assessed valuation in such district as shown by the equalized assessment roll of the district for the preceding year."

BROWN	DUNN
COLLIER	KIRKWOOD
KRAFT	ROBERTSON
Senate Committee on Conference	Assembly Committee on Conference

The roll was called, and the report adopted by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Gaffney, Gannon, Geddes, Grant, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Niehouse, O'Day, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—69.

NOES—None.

Speaker Presiding

At 11.35 a.m., Hon. Sam L. Collins, Speaker of the Assembly, presiding.

FURTHER PROCEEDINGS UNDER CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 2603

On motion of Mr. Robertson, further proceedings under the call of the Assembly were dispensed with.

The names of the absentees were called, and the urgency clause to Assembly Bill No. 2603 adopted by the following vote:

AYES—Anderson, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Carey, Clarke, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Dunn, Erwin, Evans, Gannon, Geddes, Grunsky, Heisinger, Hinckley, Hollibaugh, Huyck, James, Johnson, Kirkwood, Knight, Loomis, Lowrey, Luckel, McCollister, McMillan, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—54.

NOES—Beck, Caldecott, Collier, George D. Collins, M. Philip Davis, Doyle, Elliott, Gaffney, Grant, Hahn, Hawkins, Hinton, Kilpatrick, Maloney, O'Day, Stewart, Thomas, and Wollenberg—18.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Carey, Clarke, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Dunn, Erwin, Evans, Gannon, Geddes, Grunsky, Heisinger, Hinckley, Hollibaugh, Huyck, James, Johnson, Kirkwood, Knight, Loomis, Lowrey, Luckel, McCollister, McMillan, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—54.

NOES—Beck, Caldecott, Collier, George D. Collins, M. Philip Davis, Doyle, Elliott, Gaffney, Grant, Hahn, Hawkins, Hinton, Kilpatrick, Maloney, O'Day, Stewart, Thomas, and Wollenberg—18.

Motion to Amend Title

Mr. Blosser moved the adoption of the following amendment to the title:

Amendment No. 1

In line 4 of the title of the printed bill, as amended in the Assembly on April 10, 1947, after "gatherings", insert ", declaring the urgency thereof, to take effect immediately".

Amendment read, and adopted.

Bill ordered reprinted.

Notice of Motion to Reconsider Assembly Bill No. 2603

Mr. George D. Collins gave notice that on the next legislative day he would move to reconsider the vote whereby Assembly Bill No. 2603 was this day passed.

CONSIDERATION OF DAILY FILE (RESUMED)

UNFINISHED BUSINESS (RESUMED)

MOTION TO RECONSIDER ASSEMBLY BILL NO. 2117

In compliance with a notice given on a previous day, Mr. Beck moved that the vote whereby Assembly Bill No. 2117 was passed be reconsidered.

Demand for Previous Question

Messrs. Thomas, Luckel, Silliman, Collier, and Stanley demanded the previous question.

Demand for previous question sustained.

The question being on the reconsideration of Assembly Bill No. 2117.

The roll was called, and Assembly Bill No. 2117 was refused reconsideration by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Carey, Clarke, George D. Collins, Cooke, Cramer, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Elliott, Evans, Gannon, Geddes, Hawkins, Heisinger, James, Johnson, Kilpatrick, Kirkwood, Lowrey, McMillan, Rosenthal, Sheridan, Sherwin, Stephenson, Thorp, and Thurman—31.

NOES—Berry, Burke, Burns, Caldecott, Collier, Conrad, Crichton, Crowley, Dolwig, Dunn, Erwin, Gaffney, Grant, Hahn, Hinckley, Hinton, Hollibaugh, Huyck, Loomis, Luckel, Maloney, McCollister, Niehouse, O'Day, Price, Robertson, Silliman, Stanley, Stewart, Thomas, Thompson, Waters, Weber, Wollenberg, and Mr. Speaker—35.

Bill ordered transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT THAT RECORD BE EXPUNGED, AND ACTION RESCINDED ON ADOPTION OF AMENDMENTS TO ASSEMBLY BILL NO. 1687

Mr. Ralph C. Dills asked for, and was granted, unanimous consent that the record be expunged, and the action rescinded whereby committee amendments to Assembly Bill No. 1687 were this day adopted; and that further consideration of Assembly Bill No. 1687 be taken up, at this time.

FURTHER CONSIDERATION OF ASSEMBLY BILL NO. 1687

Assembly Bill No. 1687—An act creating the World Trade Center Authorities and prescribing the powers and duties thereof; authorizing the authorities to purchase or otherwise obtain land, buildings, works and property for the establishment of international trade centers, to be known as the World Trade Centers and authorizing offices thereof within and without the State and authorizing the authorities to construct and complete the World Trade Centers directly or by contract; further authorizing the authorities to operate and maintain (or either of them) World Trade Centers, directly or by contract or lease with a nonprofit corporation or association; providing for the issuance and sale of revenue bonds and providing for the use of the proceeds thereof for the purposes of this act; and providing for the expenditure of such proceeds and all revenues received from the operation of the projects to the uses and purposes set forth herein.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency and Economy:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in the Assembly on May 2, 1947, after "act", insert "to foster and develop domestic and international trade for the benefit of the entire State; and for that purpose".

Amendment No. 2

In line 9 of the title of said bill, after "of", insert "domestic and".

Amendment No. 3

On page 1, line 4, of said bill, after "develop", insert "domestic and".

Amendment No. 4

On page 2, line 1, of said bill, after "State", insert "and, particularly, trade in the natural, processed, and manufactured products of the State".

Amendment No. 5

On page 2, line 18, of said bill, strike out "it", and insert "It".

Amendment No. 6

On page 2, line 20, of said bill, strike out "an", and insert "a domestic trade and".

Amendment No. 7

On page 2, line 30, of said bill, after "for", insert "domestic and".

Amendment No. 8

On page 6, line 8, of said bill, strike out "whenever", and insert "wherever".

Amendment No. 9

On page 6, line 51, of said bill, strike out "the State Depart-"; and strike out line 52, and insert "Public Works, the Director".

Amendment No. 10

On page 7, line 8, of said bill, strike out "the Depart-"; strike out lines 9 and 10; and in line 11, strike out "fornia", and insert "Public Works, the office of the Director of Finance".

Amendment No. 11

On page 7, line 17, of said bill, strike out "Offices of the Director of the"; strike out line 18; and in line 19, strike out "Department", and insert "offices of Director of Public Works, Director".

Amendment No. 12

On page 7, line 41, of said bill, strike out "the State"; strike out line 42; and in line 43, strike out "ment", and insert "Public Works, the Director".

Amendment No. 13

On page 7, line 48, of said bill, strike out "Office of the Director of Public Works of"; strike out line 49; and in line 50, strike out "Department of Finance of the State of California", and insert "office of the Director of Public Works or of the office of the Director of Finance".

Amendment No. 14

On page 8, line 3, of said bill, strike out the third "the"; strike out line 4; and in line 5, strike out "Department", and insert "Public Works and Director".

Amendment No. 15

On page 11, line 25, of said bill, after the first comma, insert "or the State".

Amendment No. 16

On page 11, line 32, of said bill, after the period, insert "In eminent domain proceedings to acquire for any of the purposes of this act property which is appropriated or dedicated to the use of a state highway, or any part thereof, it must appear, and the trial court must find prior to the entry of any order for immediate possession or final order of condemnation, that the use for a purpose of this act is a superior and permanent right and necessity, and a more necessary public use and purpose than the use of the property as a state highway."

Amendment No. 17

On page 12, line 6, of said bill, after "highways", insert "(other than state highways)".

Amendment No. 18

On page 20, line 25, of said bill, strike out "finding", and insert "funding".

Amendment No. 19

On page 22, line 21, of said bill, strike out "The"; strike out lines 22 to 26, inclusive; and in line 27, strike out "thereof."

Amendment No. 20

On page 31, line 2, of said bill, after "for", insert "domestic and".

Amendment No. 21

On page 21, line 38, of said bill, after "forthwith", insert "in the manner authorized by this chapter".

Amendment No. 22

On page 21, line 40, of said bill, strike out "and build".

Amendment No. 23

On page 21, line 43, of said bill, after "person", insert "and prepare or cause to be prepared plans, specifications, strain sheets and working details for all work to be done under this act".

Amendment No. 24

On page 21 of said bill, strike out lines 44 to 49, inclusive; and in line 50, strike out "doing of the work.", and insert

"SEC. 6 4. The authority may acquire all the real property necessary for any project on such terms and conditions as it deems advisable.

SEC. 6.4a. All construction work and all repair work on existing structures, the cost of which repair work exceeds two thousand five hundred dollars ($2,500) shall be done by contract let as provided in this chapter. Any contract not let as provided in this chapter is void.

SEC. 6.4b. The authority shall cause an advertisement for bids for the performance of the work to be published for at least ten consecutive times in a daily newspaper, or for at least two consecutive times in a weekly newspaper, of general circulation published in the county.

SEC. 6.4c. All bidders shall be afforded an opportunity to examine the plans, specifications, strain sheets and working details.

SEC 6.4d The authority shall award the contract to the lowest responsible bidder, and the person to whom the contract is awarded shall perform the work in accordance with the plans, specifications, strain sheets and working details unless the contract is modified by a vote of two-thirds of the authority.

The person to whom the contract is awarded shall execute a bond to be approved by the authority for the faithful performance of the contract.

SEC. 6 4e Whenever the authority enters into a contract for any work or repairs, the contract shall not be altered or changed in any manner except by order adopted by a vote of two-thirds of the authority, and the consent of the contractor.

If any change of alteration of the contract is ordered, it shall be specified in writing and the cost agreed upon between the authority and the contractor.

If the cost of the work is reduced by reason of any modification of the contract, compensation shall be made to the authority therefor.

SEC. 6.4f."

Amendment No. 25

On page 22, line 9, of said bill, strike out "Any such contracts"; and strike out lines 10 and 11.

Amendment No. 26

On page 25, line 32, of said bill, strike out "9", and insert "8".

Amendment No. 27

On page 26, line 4, of said bill, strike out "10", and insert "9".

Amendment No. 28

On page 28, line 4, of said bill, strike out "11", and insert "10".

Amendment No. 29

On page 30, line 24, of said bill, strike out "12", and insert "11".

Amendment No. 30

On page 30, line 38, of said bill, strike out "13", and insert "12".

Amendment No. 31

On page 31, line 28, of said bill, strike out "14", and insert "13".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

RECESS

At 12.15 p.m., on motion of Mr. Dickey, the Assembly recessed until 1.30 p.m.

REASSEMBLED

At 1.30 p.m., the Assembly reconvened.

Hon. Sam L. Collins, Speaker of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

CALL OF THE ASSEMBLY

Mr. Dickey moved a call of the Assembly.

Motion carried. Time 1.31 p.m.

The Speaker directed the Sergeant-at-Arms to close the doors, and to bring in the following absent members:

Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, M. Philip Davis, Debs, Clayton A. Dills, Ralph C. Dills, Dolwig, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, James, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Lyons, McCollister, McMillan, Miller, O'Day, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Weber, and Wollenberg—68.

FURTHER PROCEEDINGS UNDER CALL OF THE ASSEMBLY DISPENSED WITH

At 2.07 p.m., on motion of Mr. Dickey, further proceedings under the call of the Assembly were dispensed with.

The roll was called, and the following answered to their names:

Anderson, Beck, Bennett, Blosser, Brady, Brown, Conrad, Cooke, Lester T. Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Elliott, Evans, Geddes, Grant, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Rosenthal, Stephenson, Thorp, Thurman, Waters, and Weber—42.

Quorum present.

COMMUNICATIONS

By the Chief Clerk:

The following communication was received, read, ordered printed in the Journal; and referred to Mr. Ralph C. Dills:

Letter of Transmittal

CITY OF COMPTON, CALIFORNIA, May 15, 1947

Arthur A. Ohnimus, Chief Clerk
California State Assembly, Sacramento, California

DEAR SIR: The original and two copies of an Assembly concurrent resolution approving a certain amendment to the charter of the City of Compton, State of California, ratified by the qualified electors of said city at a special municipal election held on May 6, 1947 are enclosed.

Will you kindly have this submitted to the Legislature of the State of California for approval or rejection as soon as is possible.

Very truly yours,

CITY OF COMPTON
MRS. CLYDE J. HARLAN, City Clerk

cc: Ralph C. Dills, Assemblyman

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

The following resolution was offered:

Assembly Concurrent Resolution No. 77: By Mr. Ralph C. Dills—Relative to approving a certain amendment to the charter of the City of Compton, State of California, ratified by the qualified electors of said city at a special municipal election held therein on the sixth day of May, 1947.

Referred to Committee on Rules

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, May 16, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 92—An act to amend Section 4200 of the Government Code, relating to contractor's bonds on public works;

And reports that the same has been correctly enrolled, and presented to the Governor on the sixteenth day of May, 1947, at 12 m.

WEBER, Chairman

Committee on Transportation and Commerce

ASSEMBLY CHAMBER, SACRAMENTO, May 15, 1947

MR. SPEAKER: Your Committee on Transportation and Commerce, to which was referred:

Senate Bill No. 793

Has had the same under consideration, and reports the same back with amendments with the recommendation. Amend, and do pass, as amended.

BURNS, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 15, 1947

MR. SPEAKER: Your Committee on Transportation and Commerce, to which were referred:

Assembly Bill No. 82
Assembly Bill No. 169
Assembly Bill No. 1798

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

BURNS, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 15, 1947

MR. SPEAKER: Your Committee on Transportation and Commerce, to which were referred:

Assembly Bill No. 145
Assembly Bill No. 158
Assembly Bill No. 170
Assembly Bill No. 1600

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

BURNS, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 15, 1947

MR SPEAKER: Your Committee on Transportation and Commerce, to which were referred:

Assembly Bill No. 1022
Assembly Bill No. 1810

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

BURNS, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 15, 1947

MR SPEAKER: Your Committee on Transportation and Commerce, to which was referred

Assembly Bill No. 153

Has had the same under consideration, and respectfully reports the same back without recommendation, and re-refer to Committee on Judiciary.

BURNS, Chairman

Above reported bill ordered re-referred to Committee on Judiciary.

ASSEMBLY CHAMBER, SACRAMENTO, May 15, 1947

MR. SPEAKER: Your Committee on Transportation and Commerce, to which was referred:

Senate Bill No. 731

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

BURNS, Chairman

Above reported bill ordered to second reading.

Committee on Revenue and Taxation

ASSEMBLY CHAMBER, SACRAMENTO, May 16, 1947

MR. SPEAKER: Your Committee on Revenue and Taxation, to which were referred:

Senate Bill No. 327
Senate Bill No. 751
Senate Bill No. 1330
Senate Bill No. 1344
Senate Bill No. 1345
Senate Bill No. 1346
Senate Bill No. 1347

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

HOLLIBAUGH, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 16, 1947

MR. SPEAKER: Your Committee on Revenue and Taxation, to which was referred:

Assembly Bill No. 1898

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Ways and Means.

HOLLIBAUGH, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 16, 1947

MR. SPEAKER: Your Committee on Revenue and Taxation, to which were referred:

Assembly Bill No. 1406
Assembly Bill No. 2492

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

HOLLIBAUGH, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 16, 1947

MR. SPEAKER: Your Committee on Revenue and Taxation, to which were referred:

Assembly Bill No. 1274
Assembly Bill No 1893
Assembly Bill No. 1894
Assembly Bill No. 1895
Assembly Bill No. 1897

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

HOLLIBAUGH, Chairman

Above reported bills ordered to second reading.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, May 16, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed:

Senate Bill No. 440
Senate Bill No. 441
Senate Bill No. 470
Senate Bill No. 1091

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS (RESUMED)

The following bills were read the first time:

Senate Bill No. 440—An act to amend Section 690.19 of the Code of Civil Procedure, relating to exemption of life insurance proceeds from attachment.

Referred to Committee on Judiciary.

Senate Bill No. 441—An act to amend Section 2472 of the Civil Code and Section 19000 of the Corporations Code, relating to service of process on foreign partnerships, and specifying the duties of the Secretary of State in connection therewith.

Referred to Committee on Judiciary.

Senate Bill No. 470—An act to amend Sections 20025, 20127, 20330, 20390, 20393, 20520, 20522, 20523, 20562, 20601, 20603, 20603.1, 20607, 20652, 20654, 20655, 20750, 20836, 20890, 20894.5, 20922, 21026, 21026.1, 21027, 21252.1, 21253, 21258, 21295, 21298, 21360, 21363, and 21367 of, to repeal Sections 20129 and 20493 of, and to add Sections 20133, 20208, 20894.2, 21026.2, 21026.3, 21026.4, 21254.1, 21290.5, and 21291.5 to, the Government Code, and to add Chapter 11, comprising Section 21500, to Part 3 of Division 5 of Title 2 thereof, relating to the State Employees' Retirement System.

Referred to Committee on Civil Service and State Personnel.

Senate Bill No. 1091—An act to amend Sections 1274, 1274e, and 1274.12 of the Code of Civil Procedure, exempting said sections from the provisions of Section 11009 of the Government Code, relating to investments of funds and the sale or exchange of securities or other property by the State Controller and the powers of the Department of Finance and the State Board of Control.

Referred to Committee on Governmental Efficiency and Economy.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, May 16, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted the report of the Committee on Conference concerning:

Assembly Bill No. 2120—An act to repeal Chapters 2, 3, 4, 12, 13, 13.5, 13.6, 14, 15, 15.5, 16, and 16.5 of the Education Code; to add Chapters 2, 12, 13, 14, 15, and 16 to said code; to amend Section 8761 of said code; and to add Section 8704 to said code, all relating to the Public School System, declaring the urgency thereof, to take effect immediately.

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Assembly Bill No. 2120 ordered enrolled.

SENATE CHAMBER, SACRAMENTO, May 16, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed:

Assembly Bill No. 47
Assembly Bill No. 48
Assembly Bill No. 49
Assembly Bill No. 64
Assembly Bill No. 165
Assembly Bill No. 636
Assembly Bill No. 977
Assembly Bill No. 1384
Assembly Bill No. 2305

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bills ordered enrolled.

SENATE CHAMBER, SACRAMENTO, May 16, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted:

Assembly Concurrent Resolution No. 75

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above resolution ordered enrolled.

SENATE CHAMBER, SACRAMENTO, May 16, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted:

Assembly Concurrent Resolution No. 74

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above resolution ordered enrolled.

SENATE CHAMBER, SACRAMENTO, May 16, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed, as amended:

Assembly Bill No. 1797
Assembly Bill No. 2070

And respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bills ordered to unfinished business file.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, May 16, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 566
Assembly Bill No. 713
Assembly Bill No. 1512
Assembly Bill No. 1781

And reports the same correctly re-engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

RE-REFERENCE OF BILLS

By order of the Speaker, the following bill was withdrawn from the file, and re-referred as follows:

Assembly Bill No. 566 re-referred to Committee on Judiciary.

REPORTS OF STANDING COMMITTEES

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, May 16, 1947

MR. SPEAKER: Your Committee on Rules, to which were referred:

House Resolution No. 185
Assembly Concurrent Resolution No. 77

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

DICKEY, Chairman

Above reported House resolution ordered on file for adoption.

REQUEST FOR UNANIMOUS CONSENT

Mr. Ralph C. Dills asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 77, at this time, without reference to print or file, and that the same be considered engrossed.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 77

Assembly Concurrent Resolution No. 77—Relative to approving a certain amendment to the charter of the City of Compton, State of California, ratified by the qualified electors of said city at a special municipal election held therein on the sixth day of May, 1947.

Resolution read.

The roll was called.

Call of the Assembly

Pending the announcement of the vote, Mr. Ralph C. Dills moved a call of the Assembly.

Motion carried. Time, 2.13 p.m.

The Speaker directed the Sergeant-at-Arms to close the doors, and to bring in the following absent members:

Allen, Beck, Berry, Boyd, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Cramer, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Dolwig, Dunn, Erwin, Field, Fletcher, Gaffney, Gannon, Grunsky, Hinckley, Hollibaugh, Kilpatrick, Kirkwood, Lyons, McCollister, McMillan, Miller, Niehouse, O'Day, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, and Wollenberg—49.

PROCEEDINGS UNDER CALL OF THE ASSEMBLY BY UNANIMOUS CONSENT

TEMPORARY SUSPENSION OF ASSEMBLY RULE NO. 85

Mr. Grant asked for, and was granted, unanimous consent that Assembly Rule No. 85 be temporarily suspended for the purpose of placing a call of the Assembly on any matter on file.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolution was offered:

Assembly Concurrent Resolution No. 76: By Mr. Crowley—Relative to former Assemblyman Robert B. McPherson.

Referred to Committee on Rules.

REPORTS OF STANDING COMMITTEES

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, May 16, 1947

MR. SPEAKER: Your Committee on Rules, to which was referred:

Assembly Joint Resolution No. 46

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

DICKEY, Chairman

Above reported resolution ordered engrossed.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, May 16, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted:

Senate Joint Resolution No 22

J. A BEEK, Secretary of the Senate
By C V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS (RESUMED)

The following resolution was read:

Senate Joint Resolution No. 22—Relative to federal operation of air traffic control towers.

Request for Unanimous Consent

Mr. Dickey asked for, and was granted, unanimous consent to take up Senate Joint Resolution No. 22, at this time, without reference to committee or file.

CONSIDERATION OF SENATE JOINT RESOLUTION NO. 22

Senate Joint Resolution No. 22—Relative to federal operation of air traffic control towers.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Brady, Brown, Burns, Conrad, Cooke, Lester T. Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Geddes, Grant, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Niehouse, Robertson, Rosenthal, Silliman, Stephenson, Thorp, Thurman, Waters, Weber, and Wollenberg—47.

NOES—None.

Resolution ordered transmitted to the Senate.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, May 16, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Joint Resolution No. 46

And reports the same correctly engrossed

WEBER, Chairman

REQUEST FOR UNANIMOUS CONSENT

Mr. Hahn asked for, and was granted, unanimous consent to take up Assembly Joint Resolution No. 46, at this time, without reference to file.

CONSIDERATION OF ASSEMBLY JOINT RESOLUTION NO. 46

Assembly Joint Resolution No. 46—Relative to memorializing Congress to enact Senate Bill No. 637, amending the Civil Service Retirement Act of May 29, 1930.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Brady, Brown, Burns, Conrad, Cooke, Lester T. Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Geddes, Grant, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Niehouse, Robertson, Rosenthal, Silliman, Stephenson, Thorp, Thurman, Waters, Weber, and Wollenberg—47.

NOES—None.

Resolution ordered transmitted to the Senate.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS

Senate Joint Resolution No. 15—Relative to memorializing Congress to enact H. R. 881 and H. R. 1199, granting tax exemptions to those held prisoners by the Japanese.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Brady, Brown, Burns, Conrad, Cooke, Lester T. Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Geddes, Grant, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Nicholson, Robertson, Rosenthal, Silliman, Stephenson, Thorp, Thurman, Waters, Weber, and Wollenberg—47.

NOES—None.

Resolution ordered transmitted to the Senate.

Senate Joint Resolution No. 10—Relative to memorializing the President and Congress of the United States in relation to providing funds for a continued federal aid highway program.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Brady, Brown, Burns, Conrad, Cooke, Lester T. Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Geddes, Grant, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Nicholson, Robertson, Rosenthal, Silliman, Stephenson, Thorp, Thurman, Waters, Weber, and Wollenberg—47.

NOES—None.

Resolution ordered transmitted to the Senate.

CONSIDERATION OF HOUSE RESOLUTION NO. 185

House Resolution No. 185

Relative to Compton College

WHEREAS, The sixth annual national junior college track and field meet was held on May 9-10, 1947, in Phoenix, Arizona; and

WHEREAS, Leading junior colleges of the Nation were represented by teams of outstanding athletes; and

WHEREAS, The Tartars of Compton College scored in every event but two and thereby won for a second time the national junior college crown; and

WHEREAS, Compton College has previously this year won the national "Little Rose Bowl" football game and the Western States basketball tournament championship; now, therefore, be it

Resolved by the Assembly of the State of California, That this Assembly hereby commends Compton College, the members of the track and field team, Coach Herschel Smith and Director of Athletics Goldie Holmes, upon the honors which they have achieved and have shared with the State of California; and be it further

Resolved, That the Chief Clerk of the Assembly is directed to send suitably prepared copies of this resolution to Dr. O. Scott Thompson, President of Compton College, to Coach Herschel Smith, and to Director of Athletics Goldie Holmes.

Resolution read, and adopted.

REQUEST FOR UNANIMOUS CONSENT THAT SENATE BILL NO. 1341 BE WITHDRAWN FROM THE COMMITTEE ON GOVERNMENTAL EFFICIENCY AND ECONOMY, AND BE RE-REFERRED

Mr. Beck asked for, and was granted, unanimous consent that Senate Bill No. 1341 be withdrawn from the Committee on Governmental Efficiency and Economy, and be re-referred to the Committee on Education.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 971—An act to amend Section 10 of the Political Code, relating to holidays.

Bill read third time.

Motion to Amend

Mr. Rosenthal moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 10, of the printed bill, strike out "12 o'clock midnight", and insert "the hour of 3 post meridian".

Amendment read, and adopted.

Bill ordered reprinted, and to third reading.

Senate Bill No. 880—An act to add Section 46.5 to the State Water Resources Act of 1945, relating to flood control.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Bennett, Blosser, Brady, Burns, Conrad, Cooke, Lester T. Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Elliott, Evans, Geddes, Hahn, Hawkins, Hinton, Hollibaugh, Huyck, James, Johnson, Knight, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Niehouse, Robertson, Rosenthal, Silliman, Stephenson, Stewart, Thurman, Waters, Weber, Wollenberg, and Mr Speaker—41.

NOES—None.

Bill ordered transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT THAT SENATE BILL NO. 199 BE WITHDRAWN FROM THE FILE, AND BE RE-REFERRED

Mr. Robertson asked for, and was granted, unanimous consent that Senate Bill No. 199 be withdrawn from the Senate third reading file, and be re-referred to the Committee on Judiciary.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 198—An act to amend Sections 842 and 1538.5 of the Probate Code, relating to leases by executors, or administrators, or guardians.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Bennett, Blosser, Brady, Brown, Burns, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, Dickey, Clayton A. Dills, Dolwig, Doyle, Evans, Geddes, Grant, Hahn, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Knight, Loomis, Luckel, Maloney, McCollister, McMillan, Niehouse, Robertson, Rosenthal, Silliman, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—45.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 526—An act to repeal Sections 10240 and 10242 of the Insurance Code, and to add Sections 10240, 10242, 10244, 10246, 10248, 10250, 10252, and 10254 to Chapter 3, Part 2, Division 2 of the Insurance Code, relating to funeral insurance.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Brady, Brown, Burns, Conrad, Cooke, Cramer, Crichton, Crowley, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Geddes, Grant, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Knight, Loomis, Luckel, Maloney, McCollister, McMillan, Niehouse, Robertson, Silliman, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—49.
NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 610—An act to provide for participation by the State of California in public celebrations and exhibits to be held throughout the State during 1948, 1949, and 1950 commemorating significant events in the history of the State, creating a commission therefor, defining its powers and duties, and providing for advisory committees.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Blosser, Brady, Burns, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Evans, Gannon, Geddes, Grant, Hahn, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Knight, Loomis, Lowrey, Luckel, Maloney, McCollister, Niehouse, Price, Silliman, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—47.
NOES—McMillan—1.

Bill ordered transmitted to the Senate.

Senate Bill No. 8—An act to amend Section 4249 of the Political Code and Section 28120 of the Government Code, relating to compensation for public service in counties of the twentieth class.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Brady, Burns, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Evans, Gannon, Geddes, Grant, Hahn, Hawkins, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Knight, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Niehouse, Price, Robertson, Silliman, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—50.
NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 60—An act to amend Section 4248 of the Political Code and Section 28119 of the Government Code, relating to compensation for public services in counties of the nineteenth class.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Brady, Burns, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Clayton A. Dills, Dolwig, Doyle, Evans, Gannon, Geddes, Grant, Hahn, Hawkins, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Knight, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Niehouse, Price, Robertson, Rosenthal, Silliman, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—48.
NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 1198—An act to amend Sections 3456a and 3460 of the Political Code, relating to reclamation districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Brady, Brown, Burns, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Gannon, Geddes, Grant, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Knight, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Niehouse, Price, Robertson, Rosenthal, Silliman, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—55.
NOES—None.

Bill ordered transmitted to the Senate.

COMMUNICATIONS

By Speaker Collins:

A resolution from the Supervisors of Sonoma County, relative to Assembly Bill No. 325, was received, and ordered referred to the Committee on Education.

MEMBER EXCUSED

At 2.50 p.m., Mr. Hinckley asked for, and was granted, unanimous consent that he be excused for the balance of the legislative day.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 956—An act to amend Section 12020 of the Business and Professions Code, relating to false weights and measures.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Brady, Brown, Burns, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Gannon, Geddes, Grant, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Knight, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Niehouse, Price, Robertson, Silliman, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—53.
NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 957—An act to amend Sections 12200, 12201, 12203, and 12214 of the Business and Professions Code, relating to appointment of sealers of weights and measures.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Brady, Brown, Burns, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Gannon, Geddes, Grant, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Knight, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Niehouse, Price, Robertson, Silliman, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—53.
NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 958—An act to amend Section 12504 of the Business and Professions Code, relating to testing of weights and measures by request.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Blosser, Brady, Brown, Burns, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Gannon, Geddes, Grant, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Knight, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Niehouse, O'Day, Price, Rosenthal, Silliman, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—52.

NOES—None.

Bill ordered transmitted to the Senate.

BILLS WITHDRAWN FROM ACTIVE FILE, AND PLACED ON THE INACTIVE FILE

Senate Bill No. 822, on motion of Mrs. Niehouse.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 950—An act to amend Sections 12135, 12136, 12302, 12304, 12405, 12502, and 13051 of the Education Code, to add Sections 12142, 12405.1, and 12406 to said code, and to repeal Section 13052 of said code, all relating to certification documents authorizing service in the public schools.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Brady, Brown, Burns, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Evans, Gannon, Geddes, Grant, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Knight, Loomis, Lowrey, Luckel, Maloney, McMillan, Niehouse, O'Day, Price, Robertson, Rosenthal, Silliman, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—52.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 984—An act to amend Section 20867 of the Government Code, relating to the State Employees' Retirement System, and providing for allocation and payment of the cost of service rendered by local members to more than one contracting agency.

Bill read third time.

The roll was called~~, and the bill passed by the following vote:~~

PRINTER'S NOTE—There being no 7-point strikeout type available, the following roll call, which should appear in strikeout type, is indicated by being enclosed within brackets:

[AYES—Anderson, Beck, Bennett, Blosser, Brady, Brown, Burns, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Evans, Gannon, Geddes, Grant, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Knight, Loomis, Lowrey, Luckel, Maloney, McMillan, Niehouse, O'Day, Price, Robertson, Rosenthal, Silliman, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—52.

NOES—None.]

~~Bill ordered transmitted to the Senate.~~

On May 19, 1947, the Senate was requested to return Senate Bill No. 984 to the Assembly, and the above record was expunged, and the action rescinded, whereby the Assembly on this day passed Senate Bill No. 984.

Senate Bill No. 233—An act to add Section 5012.1 to the Public Resources Code, relating to the granting of easements to public utilities across state park lands.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Brady, Brown, Burns, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Evans, Gannon, Geddes, Grant, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Knight, Loomis, Lowrey, Luckel, Maloney, McMillan, Niehouse, O'Day, Price, Robertson, Rosenthal, Silliman, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—52.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 680—An act to amend Section 813 of the Agricultural Code, relating to cauliflower.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Brady, Brown, Burns, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Evans, Gannon, Geddes, Grant, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Knight, Loomis, Lowrey, Luckel, Maloney, McMillan, Niehouse, O'Day, Price, Robertson, Rosenthal, Silliman, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—52.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 681—An act to amend Section 813.5 of the Agricultural Code, relating to celery.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Brady, Brown, Burns, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Evans, Gannon, Geddes, Grant, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Knight, Loomis, Lowrey, Luckel, Maloney, McMillan, Niehouse, O'Day, Price, Robertson, Rosenthal, Silliman, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—52.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 682—An act to add Section 814.5 to the Agricultural Code, relating to Italian sprouting broccoli.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Brady, Brown, Burns, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Evans, Gannon, Geddes, Grant, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Knight, Loomis, Lowrey, Luckel, Maloney, McMillan, Niehouse, O'Day, Price, Robertson, Rosenthal, Silliman, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—52.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 683—An act to amend Sections 812, 812.2, 812.3, 812.4, 812.5, and 812.6 of the Agricultural Code, relating to carrots.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Brady, Brown, Burns, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Evans, Gannon, Geddes, Grant, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Knight, Loomis, Lowrey, Luckel, Maloney, McMillan, Niehouse, O'Day, Price, Robertson, Rosenthal, Silliman, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—52.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 1240—An act to add Section 829.7 to the Agricultural Code, relating to consumer packages for vegetables and other products.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Brady, Brown, Burns, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Evans, Gannon, Geddes, Grant, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Knight, Loomis, Lowrey, Luckel, Maloney, McMillan, Niehouse, O'Day, Price, Robertson, Rosenthal, Silliman, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—52.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 385—An act to amend Section 573 of the Probate Code, relating to the power and duties of executors and administrators of estates in probate.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Brady, Burns, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Evans, Gannon, Geddes, Grant, Hahn, Hawkins, Heisinger, Hinton Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey Luckel, Maloney, McCollister, McMillan, Niehouse, O'Day, Price, Robertson, Silliman, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—52.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 58—An act to amend Sections 85 and 86 of the Fish and Game Code, relating to districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Brady, Brown, Burns, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Gannon, Geddes, Grant, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Niehouse, O'Day, Price, Robertson, Rosenthal, Silliman, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—55.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 785—An act to add Chapter 4 to Division 10 of the Streets and Highways Code, relating to inter-city agreements limiting the power of vacation of public streets and highways.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Brady, Brown, Burns, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Gannon, Geddes, Grant, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Niehouse, O'Day, Price, Robertson, Rosenthal, Silliman, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—56.

NOES—None.

Bill ordered transmitted to the Senate.

Speaker Pro Tempore Presiding

At 3.17 p.m., Hon. Thomas A. Maloney, Speaker pro Tempore of the Assembly, presiding.

Senate Bill No. 1265—An act to add Section 2191.5 to the Business and Professions Code, relating to applications to the Board of Osteopathic Examiners of the State of California for physician's and surgeon's certificates.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Brady, Brown, Burns, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Gannon, Grant, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Knight, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Niehouse, O'Day, Price, Rosenthal, Silliman, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—52.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 447—An act to amend Section 1016 of the Fish and Game Code, relating to privilege taxes.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Brady, Brown, Burns, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Gannon, Grant, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Knight, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Niehouse, O'Day, Price, Rosenthal, Silliman, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—52.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 309—An act to amend Section 13 of the Construction and Employment Act, relating to the types of projects to be constructed by counties pursuant to said act.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Bennett, Blosser, Brady, Brown, Burns, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Gannon, Geddes, Grant, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight,

Loomis, Lowrey, Luckel, Maloney, McCollister, Niehouse, O'Day, Price, Robertson, Rosenthal, Silliman, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—53.
NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 367—An act to amend Sections 186, 5962, 5963, 5964, 10116, 10117, 10118, 18101, and 18103 of the Education Code, all relating to the Department of Education.

Bill read third time.

Senate Bill No. 367 ordered passed on file.

Senate Bill No. 482—An act to add Chapter 11, comprising Sections 6910 to 6913 to Division 6, Part 1 of the Health and Safety Code, to provide for the exclusion of a portion of a sanitary district under certain conditions.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Bennett, Blosser, Brady, Brown, Burns, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Gannon, Geddes, Grant, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Maloney, McCollister, Niehouse, O'Day, Price, Robertson, Rosenthal, Silliman, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—53.
NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 1117—An act to add Title 3 and Sections 500036 to 500040, inclusive, to the Government Code, to consolidate and revise the law relating to the organization, operation, and maintenance of a System of State and Local Government, and to repeal acts and parts of acts specified herein.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Brady, Brown, Burns, Conrad, Cramer, Crichton, Crowley, Lester T. Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Gannon, Geddes, Grant, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Niehouse, O'Day, Price, Robertson, Rosenthal, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—53
NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 499—An act to add Sections 10131.5 and 10151.5 to the Business and Professions Code, relating to nonresident real estate brokers.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Blosser, Brady, Brown, Burns, Conrad, Cramer, Crichton, Lester T. Davis, Dickey, Dolwig, Doyle, Dunn, Elliott, Evans, Gannon, Geddes, Grant, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Knight, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Niehouse, O'Day, Price, Rosenthal, Silliman, Stephenson, Stewart, Thompson, Thorp, Thurman, Weber, and Wollenberg—47.
NOES—Cooke, Kilpatrick, and Robertson—3.

Bill ordered transmitted to the Senate.

MESSAGES FROM THE GOVERNOR

STATE OF CALIFORNIA, GOVERNOR'S OFFICE
SACRAMENTO, May 15, 1947

To the Honorable Members of the Assembly
State of California
Sacramento, California

GREETINGS: I am returning herewith, without my signature,

Assembly Bill No. 1532, entitled: "An act to amend Sections 8, 9, and 13 of, and to add Sections 13.1, 13.2, and 18 to, Chapter 339 of the Statutes of 1923, relating to the possession, sale, and use of pistols, revolvers, and other firearms capable of being concealed upon the person, the registering of sales of such firearms, the granting of licenses or permits to carry the same concealed upon the person and to entitle said chapter 'The Dangerous Weapons' Control Law.'"

My objections to this bill are as follows:

This bill had as its purpose a comprehensive revision of the general act relating to the possession and use of firearms. It was sponsored by the Attorney General, who advises me that inadvertently a substantial portion of Section 9 of the existing law was omitted in the preparation of this bill. In view of the omission, that officer asks that this bill should not be approved.

In this request he is joined by the author of the bill, who has asked that this bill should be vetoed in order that the substance of it, without any inadvertent omission of existing language, may be incorporated in another bill.

Accordingly, I am returning the bill without my approval.

Respectfully submitted.

EARL WARREN, Governor

Assembly Bill No. 1532 ordered to unfinished business file.

STATE OF CALIFORNIA, GOVERNOR'S OFFICE
SACRAMENTO, May 15, 1947

To the Honorable Members of the Assembly
State of California, Sacramento, California

GREETINGS: I am returning herewith, without my signature,

Assembly Bill No. 1725, entitled: "An act to add Section 17007 to the Government Code, relating to the designation by codes of funds, appropriations, revenues and accounts on the records of the Controller and Treasurer."

My objections to this bill are as follows:

This bill was sponsored by the State Controller to authorize that officer to prescribe a system for the designation of funds by the use of codes and to require all state departments and agencies to use the system in all reports furnished by them to the Controller.

The Director of Finance has pointed out that this authority is not consistent with the duties cast upon the Department of Finance by Section 13290 of the Government Code. That section directs the Department of Finance to devise, install and supervise a modern and complete accounting system for each agency of the State to the end that all revenues, expenditures, receipts, disbursements, resources, obligations and property of the State be properly, accurately and systematically accounted for and that there may be obtained accurate and comparable records, reports and statements of all the financial affairs of the State The designation of accounts and accounting classifications to be used by state agencies is a function which is essential to the proper exercise of the duties of the Department of Finance under this section

Approval of this bill would result in conflicting jurisdiction over the nomenclature to be used in accounting matters. The authority to prescribe nomenclature for accounts is vital to the proper installation of an accounting system, an obligation which the law vests in the Department of Finance. Until a thorough and comprehensive study of the over-all fiscal plan of the State Government has been made, piece-meal reallocation of functions, as proposed by this bill, is unwise.

The Legislative Auditor joins with the Department of Finance in recommending disapproval of this bill.

Because of the confusion which would result from imposing conflicting duties on the Controller and the Department of Finance, I am returning this bill without my approval.

Respectfully submitted.

EARL WARREN, Governor

Assembly Bill No. 1725 ordered to unfinished business file.

STATE OF CALIFORNIA, GOVERNOR'S OFFICE
SACRAMENTO, May 15, 1947

To the Honorable Members of the Assembly
State of California, Sacramento, California

GREETINGS: I am returning herewith, without my signature,

Assembly Bill No. 1726, entitled: "An act to amend Sections 17030, 17031, and 17032 and repeal Sections 17033 and 17034 of the Government Code, relating to issuance of warrants."

My objections to this bill are as follows:

This bill amends three sections and repeals two sections of the Government Code, relating to the issuance of warrants It deletes the provision for the issuance of a single warrant by the Controller to the disbursing officer of a state agency for payment of salaries or obligations incurred by the agency, and for the payment of such salaries and claims by the disbursing officer.

Since this bill has been approved by the Legislature, it has been determined that it contains technical defects not noted at the time of its presentation which make it desirable that it should not become law.

It is pointed out by the Attorney General that this bill would cast considerable doubt on the propriety of existing procedure whereby state pay rolls are met from payments from a revolving fund, with the revolving fund being reimbursed by a single Controller's warrant representing the combined payments made from the revolving fund. That officer also points out that this bill would preclude the State from following its present practice of paying judgments in condemnation proceedings by a Controller's warrant payable to the county clerk.

The State Controller, who sponsored this bill originally, has asked that it be vetoed because it has been determined that the bill would possibly make it improper to reimburse all departmental revolving funds for any type of expenditure made therefrom. It is the proposal of that officer to incorporate the provisions of the bill in correct form in some other legislation, eliminating the objectionable features now found in the bill.

Concurring in the suggestion of the Attorney General and the State Controller that this bill should not receive approval are the Director of Finance, the Director of Public Works, the Director of Motor Vehicles and the Legislative Auditor

Because of the requests of these officers, and in view of the fact that it has been discovered that the language of this bill will interfere with existing fiscal practice, which the bill was not intended to affect in any way, I am returning it without my approval.

Respectfully submitted.

EARL WARREN, Governor

Assembly Bill No. 1726 ordered to unfinished business file.

FURTHER CONSIDERATION OF SENATE BILL NO. 367

Senate Bill No. 367—An act to amend Sections 186, 5962, 5963, 5964, 10116, 10117, 10118, 18101, and 18103 of the Education Code, all relating to the Department of Education.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Brady, Brown, Burns, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Gannon, Geddes, Grant, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Niehouse, O'Day, Price, Robertson, Silliman, Stephenson, Stewart, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—54.

NOES—None.

Bill ordered transmitted to the Senate.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 498—An act to amend Section 11000 of the Business and Professions Code, relating to subdivided lands, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Brady, Brown, Burns, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Gannon, Geddes, Grant, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Niehouse, O'Day, Price, Robertson, Rosenthal, Silliman, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—55.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Brady, Brown, Burns, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Gannon, Geddes, Grant, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Niehouse, O'Day, Price, Robertson, Rosenthal, Silliman, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—55.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 1309—An act to amend Section 13661 of the Government Code, relating to the distribution of state publications.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Brady, Brown, Burns, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Gannon, Geddes, Grant, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Niehouse, O'Day, Price, Robertson, Rosenthal, Silliman, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—55.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 1022—An act to amend Sections 11271, 11272, and 11274 of, and to add Section 11275 to, the Government Code, relating to the allocation of administrative costs to special fund agencies, and the duties of the Board of Control and Controller in connection therewith.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Brady, Brown, Burns, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Gannon, Geddes, Grant, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Niehouse, O'Day, Price, Robertson, Rosenthal, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—55.

NOES—None.

Bill ordered transmitted to the Senate.

Speaker Presiding

At 3.41 p.m., Hon. Sam L. Collins, Speaker of the Assembly, presiding.

Senate Bill No. 1064—An act to amend Section 2174 of the Business and Professions Code, relating to disapproval of schools under the chapter on medicine and surgery.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Bennett, Blosser, Brady, Burns, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Evans, Gannon, Geddes, Grant, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Luckel, Maloney, McCollister, McMillan, Niehouse, O'Day, Price, Robertson, Silliman, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—50.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 1089—An act to amend Section 16471 of the Government Code, relating to investment of surplus state funds, and creating the Surplus Money Investment Fund.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Brady, Burns, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Geddes, Grant, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Maloney, McCollister, Niehouse, O'Day, Price, Robertson, Rosenthal, Silliman, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—53.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 1243—An act to amend Section 13923 of the Government Code, relating to revolving fund advances.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Brady, Burns, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Geddes, Grant, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Maloney, McCollister, Niehouse, O'Day, Price, Robertson, Rosenthal, Silliman, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—53.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 1350—An act to amend Section 18101 of the Government Code, relating to sick leave.

Bill read third time.

Senate Bill No. 1350 ordered passed on file.

Senate Bill No. 1329—An act to amend Section 6816 of the Public Resources Code, relating to the disposition of moneys credited to the State Lands Act Fund.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Brady, Burns, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Geddes, Grant, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Maloney, McCollister, Niehouse, O'Day, Price, Robertson, Rosenthal, Silliman, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—53.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 1009—An act to amend Sections 27146 and 27154 and to repeal Section 27246 of the Streets and Highways Code, relating to bridge and highway districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Brady, Burns, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Geddes, Grant, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Maloney, McCollister, Niehouse, O'Day, Price, Robertson, Rosenthal, Silliman, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—53.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 1304—An act to amend Section 4041.21 of the Political Code, relating to the jurisdiction and powers of boards of supervisors.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Brady, Burns, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Geddes, Grant, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Maloney, McCollister, Niehouse, O'Day, Price, Robertson, Rosenthal, Silliman, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—53.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 209—An act to amend Section 6357 of the Education Code, relating to rates of school district tax.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Brady, Brown, Burns, Caldecott, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Dunn, Elliott, Evans, Gannon, Geddes, Grant, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Knight, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Niehouse, O'Day, Price, Robertson, Rosenthal, Silliman, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—55.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 1097—An act to amend Section 13 of the Unemployment Insurance Act, relating to unemployment insurance.

Bill read third time.

The roll was called, ~~and the bill passed by the following vote:~~

PRINTER'S NOTE—There being no 7-point strikeout type available, the following roll call, which should appear in strikeout type, is indicated by being enclosed within brackets:

~~[~~AYES—Beck, Blosser, Brady, Brown, Burns, Caldecott, Conrad, Cooke, Cramer, Crichton, Dickey, Dolwig, Doyle, Gannon, Geddes, Grant, Heisinger, Hinton, Huyck, James, Johnson, Kirkwood, Knight, Loomis, Lowrey, Luckel, Maloney, McCollister, Niehouse, O'Day, Price, Robertson, Silliman, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr Speaker—42.

NOES—Anderson, Lester T. Davis, Clayton A. Dills, Ralph C. Dills, Elliott, Evans, Hahn, Hollibaugh, Kilpatrick, and McMillan—10.~~]~~

~~Bill ordered transmitted to the Senate.~~

On May 19, 1947, the Senate was requested to return Senate Bill No. 1097 to the Assembly, and the above record was expunged, and the action rescinded, whereby the Assembly on this day passed Senate Bill No. 1097.

Senate Bill No. 1110—An act to amend Section 252 of the Unemployment Insurance Act, relating to a System of Unemployment Compensation Disability Benefits and physicians' certificates thereunder.

Bill read third time.

Motion to Amend

Mr. Geddes moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 8, of the printed bill, as amended in the Assembly on May 14, 1947, strike out "duly licensed".

Amendment No. 2

On page 1, line 9, of said bill, after "chiropodist", insert "duly licensed by California State law".

Amendments read, and adopted.

Bill ordered reprinted, and to third reading.

Senate Bill No. 869—An act to add Section 1152.7 to the Agricultural Code, relating to investigations, surveys, and assembling of facts pertinent to marketing.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Brady, Brown, Burns, Caldecott, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Gannon, Geddes, Grant, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Niehouse, O'Day, Price, Robertson, Rosenthal, Sillman, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—57.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 870—An act to add Section 1300.19-1 to Chapter 10 of Division 6 of the Agricultural Code, relating to the time of commencing actions under the provisions of said chapter.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Brady, Brown, Burns, Caldecott, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Gannon, Geddes, Grant, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Niehouse, O'Day, Price, Robertson, Rosenthal, Sillman, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—57.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 871—An act to add Section 24.5 to the Agricultural Producers Marketing Act, relating to limitation of actions under said act.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Brady, Brown, Burns, Caldecott, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Gannon, Geddes, Grant, Hahn,

Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Niehouse, O'Day, Price, Robertson, Rosenthal, Silliman, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—57.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 921—An act to amend Section 22 of the Agricultural Code, relating to the powers of the Director of Agriculture.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Brady, Brown. Burns, Caldecott, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn. Elliott, Evans, Gannon, Geddes, Grant, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Niehouse, O'Day, Price, Robertson, Rosenthal, Silliman, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—57.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 922—An act to amend Section 30 of the Agricultural Code, relating to the agricultural industry.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Brady, Brown, Burns, Caldecott, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Dickey, Clayton A. Dills, Ralph C Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Gannon, Geddes, Grant, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Niehouse, O'Day, Price, Robertson, Rosenthal, Silliman, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—57.

NOES—None.

Bill ordered transmitted to the Senate.

RESOLUTIONS

The following resolution was offered:

By Mr. Wollenberg:

House Resolution No. 187

Relative to Randall M Dorton

WHEREAS, On January 9, 1947, this Legislature approved a new charter for the City of Santa Monica, California, which authorized the establishment of a new form of self-government based on the city manager plan of operation for this progressive and growing community; and

WHEREAS, Randall M. Dorton has been selected by the newly elected Council of the City of Santa Monica for the very important and high position of the first city manager; and

WHEREAS, For the last three years, Randall M. Dorton has capably and with great satisfaction to this Legislature served as Deputy Director of Finance, has endeared himself to all those with whom he has come in contact, and is continuing a career dedicated to the public service by virtue of more than 20 years of successful service in the capacity of City Manager of the Cities of Pittsburg, Monterey, and Long Beach, all in the State of California; now, therefore, be it

Resolved by the Assembly of the State of California, That the Assembly of California hereby expresses regret at the loss of the services of Randall M. Dorton to the State of California, congratulates him upon the recognition of the high place he has attained in his profession, and extends to him and to the City Council best wishes for a highly successful service to the people of the City of Santa Monica; and be it further

Resolved, That the Chief Clerk of the Assembly transmit suitably prepared copies of this resolution to Randall M. Dorton and to the City Council of the City of Santa Monica.

Request for Unanimous Consent

Mr. Wollenberg asked for, and was granted, unanimous consent to take up House Resolution No. 187, at this time, without reference to committee or file.

Resolution read, and adopted unanimously.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 39—An act to amend Section 50 of the Fish and Game Code, relating to game management area.

Bill read third time.

Motion to Amend

Mr. Doyle moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 16, of the printed bill, as amended in the Senate on April 3, 1947, strike out "320", and insert "2,500".

Amendment No. 2

On page 2 of said bill, strike out lines 6, 7, 8, and 9, and insert "such area "

Amendments read.

Request for Unanimous Consent That Senate Bill No. 39 Be Re-Referred to Committee

Mr. McCollister asked for, and was granted, unanimous consent that Senate Bill No. 39 be withdrawn from file, and be re-referred to the Committee on Fish and Game.

Senate Bill No. 1067—An act to amend Section 2376.5 of the Business and Professions Code, relating to the restoration of certificates to practice medicine.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Blosser, Brady, Burns, Caldecott, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Dickey, Dolwig, Doyle, Dunn, Gannon, Geddes, Grant, Heisinger, Hinton, Huyck, James, Johnson, Kirkwood, Knight, Loomis, Luckel, Maloney, McCollister, McMillan, Niehouse, O'Day, Price, Robertson, Rosenthal, Silliman, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—44.

NOES—Ralph C. Dills, Elliott, Evans, Kilpatrick, and Lowrey—5.

Bill ordered transmitted to the Senate.

Senate Bill No. 1050—An act to amend Section 1515 of the Penal Code and Section 27502 of the Government Code, relating to testimony of witnesses at inquest.

Bill read third time.

Senate Bill No. 1050 ordered passed on file.

Senate Bill No. 246—An act to add Sections 8965 and 8966 to the Health and Safety Code, relative to officers and employees of public cemetery districts and to the powers of said districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Bennett, Blosser, Brady, Burns, Caldecott, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Gannon, Geddes, Grant, Hahn, Heisinger, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Luckel, McMillan, Niehouse, Robertson, Rosenthal, Silliman, Stephenson, Stewart, Thorp, Thurman, Waters, Weber, and Mr. Speaker—43.

NOES—Ralph C. Dills, Evans, Maloney, O'Day, and Wollenberg—5.

Bill ordered transmitted to the Senate.

Senate Bill No. 65—An act to amend Sections 2821 and 2827 of the Elections Code, relating to state central committees of political parties.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Brady, Burns, Caldecott, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Evans, Gannon, Geddes, Grant, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Niehouse, O'Day, Price, Robertson, Rosenthal, Silliman, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—55.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 1045—An act to amend Section 21 of the Bank Act, relating to surplus of banks, Sections 23, 60, and 82 of the Bank Act, relating to the minimum capital requirements for new banks, and Section 9, relating to the establishment of branch banks.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Bennett, Blosser, Brady, Burns, Caldecott, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Evans, Gannon, Geddes, Grant, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Luckel, Maloney, McCollister, McMillan, Niehouse, O'Day, Price, Robertson, Rosenthal, Silliman, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—52.

NOES—None.

Bill ordered transmitted to the Senate.

NOTICE OF MOTION TO WITHDRAW SENATE BILL NO. 1308 FROM INACTIVE FILE

Mr. Stephenson gave notice that on the next legislative day he would move to withdraw Senate Bill No. 1308 from the inactive file, and have it placed upon the third reading file.

COMMUNICATIONS

By the Chief Clerk:

The following communication was received, read, and ordered printed in the Journal:

CAPITOL CORRESPONDENTS ASSOCIATION
SACRAMENTO, May 15, 1947

Hon. Arthur A. Ohnimus,
Chief Clerk, Assembly
Sacramento, California

DEAR MR. OHNIMUS: The Capitol Correspondents Association standing committee has examined application for authentication as accredited press representative, and recommends the following action:

Approved for press card:

Western News Service—Raymond Dennis Smith.

Remove from accredited list:

Western News Service—Wesley E. Robbins and Sergei Vronsky, transferred.

Sincerely.

EARL C. BEHRENS, President

Above action, as recommended by the Capitol Correspondents Association, was ratified by the Members of the Assembly.

MOTION THAT ALL REPORTS BE CONSIDERED READ, AND ORDERED PRINTED IN THE JOURNAL

Mr. Dickey moved that all committee reports that are now at the desk be considered read, and ordered printed in the Journal.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, May 16, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 140
Assembly Bill No. 589
Assembly Bill No. 715
Assembly Bill No. 1387

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 16, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Joint Resolution No. 37—Relative to extending pension benefits to persons who served on certain transport vessels operated by the Army during the War with Spain, the Philippine Insurrection, and the China Relief Expedition;

And reports that the same has been correctly enrolled, and presented to the Secretary of State on the sixteenth day of May, 1947, at 4 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, May 16, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 6—An act to add Section 5662 to the Elections Code, relating to the rights of the occupant of a house which is situated on a precinct line;

Assembly Bill No. 161—An act to add Sections 34.5, 452.5, 452.10, 694.10, and 697.5 to the Vehicle Code, relating to trolley coaches;

Assembly Bill No. 593—An act to amend Sections 542, 542a, and 559 of the Code of Civil Procedure, relating to the attachment of real and personal property;

And reports that the same have been correctly enrolled, and presented to the Governor on the sixteenth day of May, 1947, at 4 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, May 16, 1947

MR SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 815—An act to amend Sections 664 and 665 of the Probate Code, relating to probate of homesteads;

Assembly Bill No. 928—An act to repeal Section 749.5 of the Code of Civil Procedure, relating to quieting of title to real property;

Assembly Bill No. 961—An act adding Chapter 5, comprising Sections 19800 through 19809, inclusive, to Division 8 of the Business and Professions Code and to repeal Chapter 704 of the Statutes of 1921, relating to standard bread loaves, wrappings and markings;

And reports that the same have been correctly enrolled, and presented to the Governor on the sixteenth day of May, 1947, at 4 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, May 16, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 964—An act to add Section 1352.1 to the Labor Code, relating to the working hours of women employed in executive, administrative or professional capacity;

Assembly Bill No. 1418—An act to amend Section 1126 of the Probate Code, relating to the administration of trusts;

Assembly Bill No. 1546—An act to amend Section 18709 of the Government Code, relating to state civil service rights of employees of functions taken over by the State;

And reports that the same have been correctly enrolled, and presented to the Governor on the sixteenth day of May, 1947, at 4 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, May 16, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1845—An act to amend the chapter heading of Chapter 2, Division 1, and Sections 157, 158, 6505, 6556, 6559, 6561, 6562, 7003, and 7004 of, and to add Sections 6557.5, 6560.3, and 6560.5 to, the Welfare and Institutions Code, relating to the Department of Mental Hygiene, and providing for the qualifications, appointment, compensation, powers, and duties of officers and employees of institutions subject to the jurisdiction of the department;

Assembly Bill No. 1698—An act to amend Section 12402 of, and to add Section 12404 to, the Government Code, relating to the officers and employees in the Controller's Office, and the appointment by the Controller of deputy controllers and civil executive officers;

Assembly Bill No. 1699—An act to amend Section 16304 of the Government Code, relating to the reversion of unexpended balances of certain appropriations;

And reports that the same have been correctly enrolled, and presented to the Governor on the sixteenth day of May, 1947, at 4 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, May 16, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 2143—An act to repeal Section 7 of "An act to provide for the organization, incorporation, and government of municipal corporations," approved March 13, 1883, to amend Section 1c of the Annexation Act of 1913, and to amend Section 1 of the Annexation of Uninhabited Territory Act of 1939, relating to annexation, and declaring the urgency thereof, to take effect immediately;

Assembly Bill No. 2327—An act to repeal Article 2b of Chapter 3, Title 1, Part 3, of the Political Code, relating to the powers and duties of the Department of Agriculture;

Assembly Bill No. 2442—An act to amend Section 12421 of the Government Code, relating to official seals;

And reports that the same have been correctly enrolled, and presented to the Governor on the sixteenth day of May, 1947, at 4 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, May 16, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 2444—An act to add Section 11255 to the Government Code, relating to payments for interagency transactions;

And reports that the same has been correctly enrolled, and presented to the Governor on the sixteenth day of May, 1947, at 4 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, May 16, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 188
Assembly Bill No. 2274
Assembly Bill No. 2664

And reports the same correctly re-engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, May 16, 1947

MR. SPEAKER. I am directed to inform your honorable body that the Senate on this day adopted:

Senate Concurrent Resolution No. 46

J. A. BEEK, Secretary of the Senate
By C V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS (RESUMED)

The following resolution was read:

Senate Concurrent Resolution No. 46—Relative to entertainment for Members of the Legislature on May 14, 1947.

Request for Unanimous Consent

Mr. Dickey asked for, and was granted, unanimous consent to take up Senate Concurrent Resolution No. 46, at this time, without reference to committee or file.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 46

Senate Concurrent Resolution No. 46—Relative to entertainment for Members of the Legislature on May 14, 1947.

Resolution read, and adopted.

Resolution ordered transmitted to the Senate.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolution was offered:

Assembly Concurrent Resolution No. 78: By Mr. Caldecott—Relative to approving amendments to the charter of the City of Berkeley, a municipal corporation in the County of Alameda, State of California, voted for and ratified by the qualified electors of said city at the regular municipal election held therein on the sixth day of May, 1947.

Referred to Committee on Rules.

RESOLUTIONS

The following resolution was offered:

By Mr. Evans:

House Resolution No. 188

Relative to extending the time for filing the Report of the Los Angeles Traffic and Parking Committee on traffic and parking conditions in the City of Los Angeles

Resolved by the Assembly of the State of California, That the Assembly Los Angeles Traffic and Parking Committee on traffic and parking conditions in the City of Los Angeles created by House Resolution No. 34 of this Regular Session is granted authority to file its final report not later than the twentieth day of May, 1947.

Resolution read, and referred to the Committee on Rules.

RE-REFERENCE OF BILLS

By order of the Speaker, the following bills were withdrawn from the file, and re-referred as follows:

Senate Bills Nos. 82, 84, 85, and 87 re-referred to Committee on Judiciary.

FURTHER PROCEEDINGS UNDER CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY CONCURRENT RESOLUTION NO. 77

At 4.40 p.m., on motion of Mr. Ralph C. Dills, further proceedings under the call of the Assembly were dispensed with.

The names of the absentees were called, and Assembly Concurrent Resolution No. 77 adopted by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Brady, Brown, Burns, Caldecott, Carey, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Dickey, Clayton A. Dills, Ralph C Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Gannon, Geddes, Grant, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, O'Day, Price, Robertson, Rosenthal, Silliman, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—57.

NOES—None.

Resolution ordered transmitted to the Senate.

GUESTS EXTENDED PRIVILEGE OF ASSEMBLY FLOOR

On request of Mr. Grant, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Howard Jones and Gerald Desmond of Long Beach.

On request of Mr. Hinton, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to William E. Weir and Rodney V. Willson of Burbank.

On request of Mr. Thompson, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mr. and Mrs. Howard Michelson of San Jose.

On request of Mr. Grant, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Rolland Hawk and Herbert Swanson of Long Beach.

On request of Mr. Blosser and the San Francisco Delegation, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. Melda Wallace of San Francisco, Mrs. Margaret

Meyers of San Leandro, Mrs. Jack Rolls, Mrs. Edna Gallagher, Mrs. Annette Dobbs, and Mrs. Ruth Whitworth, of San Francisco; and Mrs. Maggie Klicka of La Mesa.

On request of Messrs. Price and Hinckley, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Burton C. Thrall of Colton.

On request of Messrs. Clayton A. Dills and Ralph C. Dills, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mr. and Mrs. Paul Bateman, Mrs. Wesley Moore, and Lyle Moore of Compton.

On request of Mr. Dickey, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Samual D. French, Delmar G. Williams, Russ H. Anderson, Dave P. Cummings, John J. Jory, and M. Richard Peter of the University of California of Berkeley.

On request of Mr. Conrad, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Dr. William A. Crawford, Dr. David F. Davies, Al Allee, J. J. Griffin, and John A. Forsythe of Los Angeles.

On request of Mr. Hollibaugh, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Debert Cox of Huntington Park.

On request of Mr. Hinton, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to S. F. Alexander of North Hollywood.

On request of Messrs. Thomas and Erwin, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. Lee Payne of Los Angeles.

On request of Mr. Conrad, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Frank Dee Scriven and Dal Richins of Los Angeles.

On request of Mr. Maloney, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to A. C. Mayer of San Francisco.

ADJOURNMENT

At 4.45 p.m., on motion of Mr. Dickey, the Speaker declared the Assembly adjourned until 10.30 a.m., Monday, May 19, 1947.

SAM L. COLLINS, Speaker

GERALDINE B. HADSELL, Minute Clerk

CALIFORNIA LEGISLATURE
FIFTY-SEVENTH (GENERAL) SESSION

ASSEMBLY DAILY JOURNAL

SIXTY-NINTH LEGISLATIVE DAY
ONE HUNDRED THIRTY-FOURTH CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO
Monday, May 19, 1947

The Assembly met at 10.30 a.m.
Hon. Sam L. Collins, Speaker of the Assembly, presiding.
Chief Clerk Arthur A. Ohnimus at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—75.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. Raymond Renwald:

Come now, O Most Divine Spirit, the Comforter of afflicted souls, the joy of hearts, and our rest in tribulations. Come, O Sanctifier of Sinners, Teacher of the Humble, Compassionate Father of Orphans, Strength of the Weak and Refuge of the Poor. Penetrate the depth of my spirit by the strength of Thy grace, sustain my weakness by Thy mighty arm, inflame my tepidity by Thy holy fire, that I may ever fulfill Thy command to love Thee above all things, and my neighbor as myself for the love of Thee—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of the Speaker, the Assembly gave the pledge of allegiance to the Flag.

READING OF THE JOURNAL DISPENSED WITH

On motion of Mr. Blosser, further reading of the Journal of the previous legislative day was dispensed with.

LEAVES OF ABSENCE FOR THE DAY

The following member was granted leave of absence for the day, because of legislative business elsewhere:

Mr. Johnson, on motion of Mr. Blosser.

The following members were granted leaves of absence for the day, and desired to waive their per diems:

Mr. Field, by unanimous consent.
Mr. Boyd, on motion of Mr. M. Philip Davis.
Mr. Thurman, on motion of Mr. Grunsky.

COMMUNICATIONS

By the Chief Clerk:

A communication from Mrs. Beittia Baker, of San Francisco, relative to certain public officials, was received, and ordered filed with the Committee on Judiciary.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, May 19, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 98

And reports the same correctly re-engrossed.

WEBER, Chairman

Above reported bill ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 17, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 123
Assembly Bill No. 434
Assembly Bill No. 712
Assembly Bill No. 726
Assembly Bill No. 931
Assembly Bill No. 1904
Assembly Bill No. 2341

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 19, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1570
Assembly Bill No. 1582
Assembly Bill No. 1695
Assembly Bill No. 1790
Assembly Bill No. 2021

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 19, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 2658

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bill ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 19, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 2605

And reports the same correctly re-engrossed.

WEBER, Chairman

Above reported bill ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 19, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 743
Assembly Bill No. 763
Assembly Bill No. 2022

And reports the same correctly re-engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

COMMUNICATIONS

The following communications were received, read, and ordered printed in the Journal:

By the Chief Clerk:

CONGRESS OF THE UNITED STATES
HOUSE OF REPRESENTATIVES

WASHINGTON, D. C., May 15, 1947

Mr. Arthur A. Ohnimus, Chief Clerk
State Capitol, Sacramento 14, California

DEAR MR. OHNIMUS. This will acknowledge receipt of your letter of May 8th, and the accompanying resolution.

The California Delegation anticipates meeting to discuss the subject matter of the resolution and we are in full accord on the desirability of achieving the goal set forth in the resolution.

You may count upon my support in this regard.

Sincerely yours,

DONALD L. JACKSON
(E. D.)

By the Chief Clerk:

HEADQUARTERS U. S. MARINE CORPS
WASHINGTON 25, D. C., May 14, 1947

Mr. Arthur A. Ohnimus, Chief Clerk
California Legislature, Assembly
Sacramento 14, California

MY DEAR MR. OHNIMUS: Your letter of April 28, 1947, with enclosure and addressed to the President of the United States, has come to my attention.

On behalf of all the members of the United States Marine Corps, I would like to take this opportunity to thank the California Legislature Assembly for the confidence it has expressed in our corps.

It is gratifying indeed that the Assembly considered the future of the Marine Corps to be of such importance as to merit the time and attention it must have required to secure the passage of Assembly Joint Resolution No. 32.

Our continuing effort will be to merit the confidence placed in us by the Members of the Assembly.

Sincerely yours,

A. A. VANDERGRIFT, General, U. S. M. C.
Commandant of the Marine Corps

By the Chief Clerk:

CITY OF LOS ANGELES
CALIFORNIA, May 15, 1947

Mr. Arthur A. Ohnimus
Chief Clerk of the California Assembly
Sacramento 14, California

DEAR MR. OHNIMUS: Your letter of May 9th, addressed to Councilman George H. Moore, was in due course presented to the City Council for consideration, the subject matter being resolution adopted by the Assembly relative to services to be rendered to the district of the City of Los Angeles known as San Pedro, and the matter has been referred to the State, County and Federal Affairs Committee of the Council for consideration.

In the meantime I was instructed to thank you for transmitting said resolution to each member of the council, which I am sure is appreciated.

Yours very truly,

WALTER C. PETERSON, City Clerk
By A. M. MORRIS, Assistant City Clerk

RE-REFERENCE OF BILLS

By order of the Speaker, the following bills were withdrawn from the file, and re-referred as follows:

Assembly Bills Nos. 123 and 931 re-referred to Committee on Judiciary.

Assembly Bill No. 1582 re-referred to Committee on Public Health.

Assembly Bills Nos. 2605 and 1570 re-referred to Committee on Municipal and County Government.

Assembly Bill No. 2021 re-referred to Committee on Governmental Efficiency and Economy.

Senate Bill No. 1059 re-referred to Committee on Public Health.

UNANIMOUS CONSENT GRANTED TO RECALL SENATE BILL NO. 984 FROM THE SENATE

By unanimous consent, the Chief Clerk was instructed to request the return of Senate Bill No. 984 from the Senate, for the purpose of taking further action.

UNANIMOUS CONSENT GRANTED TO EXPUNGE THE RECORD, AND RESCIND THE ACTION ON SENATE BILL NO. 984

By unanimous consent, the record was expunged, and the action rescinded, on the vote whereby Senate Bill No. 984 was passed by the Assembly on Friday, May 16, 1947.

Speaker Pro Tempore Presiding

At 10.40 a.m., Hon. Thomas A. Maloney, Speaker pro Tempore of the Assembly, presiding.

CONSIDERATION OF DAILY FILE
SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 158—An act to amend Section 599 of, and to add Section 58 to, the Vehicle Code, relating to inflammable liquids and vehicles transporting the same.

Bill read second time, and ordered engrossed.

Assembly Bill No. 170—An act to amend Section 44 of, and to add Section 671.1 to, the Vehicle Code, relating to authorized emergency vehicles and the illegal use of sirens.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1600—An act to amend Chapter 788, Statutes of 1937, as amended, relating to the caravanning of vehicles.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1406—An act to amend Section 3710 of the Revenue and Taxation Code, relating to property taxes.

Bill read second time, and ordered engrossed.

Assembly Bill No. 2492—An act to add Section 6365 to the Revenue and Taxation Code, relating to exemptions from the sales and use taxes.

Bill read second time, and ordered engrossed.

Assembly Bill No. 82—An act to add Section 684 to the Vehicle Code, relating to motor vehicle equipment.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Transportation and Commerce:

Amendment No. 1

On page 1, line 3, of the printed bill, strike out "use,".

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 169—An act to amend Sections 626, 645, 646, 670, 670.4, 673, 674, 675, 675.5, 677 of, and to add Sections 57 and 641 to, the Vehicle Code, relating to equipment of vehicles and the testing and approval thereof by the Department of Motor Vehicles.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Transportation and Commerce:

Amendment No. 1

On page 2, line 7, of the printed bill, after "Governing", strike out "the", and after "Color", strike out "of", and insert "Display."

Amendment No. 2

On page 2 of said bill, strike out lines 8 to 10, inclusive.

Amendment No. 3

On page 2, line 11, of said bill, strike out "(b)", and insert "(a)".

Amendment No. 4

On page 3, line 24, of said bill, strike out ", or watts," and insert "or other rating".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1798—An act to amend Sections 10752 and 10753 of, and to add Section 10753.2 to, the Revenue and Taxation Code, relating to the motor vehicle license fee.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Transportation and Commerce:

Amendment No. 1

In line 1 of the title of the printed bill, after "of," insert "to repeal Sections 10753.5, 19754 of,".

Amendment No. 2

On page 1, line 11, of the printed bill, strike out "the department shall ascer-"; and strike out lines 12 to 25, inclusive; and on page 2, strike out lines 1 to 32, inclusive, and insert

"(a) For the purposes of this act the assessed value of vehicles shall be determined by the department upon the basis of the California delivered prices as established by the manufacturers or distributors in their selling agreements with authorized dealers as of the time the particular make and year model is first offered for sale in California, subject to the exceptions, procedures and classifications as set forth in this act.

(b) In the event the California delivered price of a commercial vehicle has reference only to such vehicle without a body or other essential part, the department shall determine the value for assessment purposes of the body or such other essential part of the vehicle on the basis of the cost price to the purchaser as evidenced by a certificate of cost, but not including California sales or use tax or any local sales or other local tax.

(c) In the event the department is unable to ascertain the California delivered price as defined above in respect to any vehicle or class of vehicles by reason of the same being a specially constructed vehicle, or for any other reason, the department shall determine the value for assessment purposes upon the basis of the cost price to the purchaser of the vehicle as evidenced by a certificate of cost, but not including California sales or use tax or any local sales or other local tax.

(d) In the event any vehicle is modified or additions are made to the chassis or body at a cost of $200 or more, but not including any change of engine or any cost of repairs to a vehicle, the owner of such vehicle shall report any said modification or additions to the department and the department shall classify or reclassify the vehicle in its proper class as provided in Section 10753.2, taking into consideration the increase in the value of the vehicle due to such modifications or additions, and any reclassification resulting in increase in value shall be based on the cost to the consumer of such modifications or additions In the event any vehicle is modified or altered resulting in a decrease in the value thereof of $200 or more as reported to and determined by the department, the department shall classify or reclassify the vehicle in its proper class as provided in Section 10753 2.

The foregoing provisions of this subdivision shall not apply in the event the cost of any modification or additions to the chassis or body of a vehicle is less than two hundred dollars ($200).

SEC. 3. Section 10753 2 is added to said code, to read:

10753.2. (a) After determining the California delivered price as defined above of a vehicle or its cost price to the purchaser, as hereinbefore provided, the department shall classify every vehicle in its proper class according to the classification plan as set forth in this section.

(b) For the purposes of this act a classification plan is established consisting of the following classes: A class from $0 to and including $49.99; a class from $50 to and including $199 99; a class from $200 to and including $399 99; and thereafter a series of classes covering the range from $400 to and including $3,999 99, successively set up in brackets having a spread of $200; and thereafter a series covering the range from $4,000 to and including $6,999.99, successively set up in brackets having a spread of $500; and thereafter a series covering the range from $7,000 to and including $9,999 99, set up in brackets having a spread of $1,000; and thereafter a series commencing with $10,000, successively set up in brackets having a spread of $2,000, consisting of such number of classes as will permit classification of all vehicles having a California delivered price in excess of $10,000.

(c) The assessed value of a vehicle for each calendar year of its life, starting with the year first sold to a consumer as a new vehicle, shall be as follows: For the first year, 75 percent of a sum equal to the middle point between the extremes of its class as established in subdivision (b) of this section; for the second year, 60 percent of such sum; for the third year, 45 percent of such sum; for the fourth year, 30 percent of such sum; for the fifth year, 20 percent of such sum; for the sixth year, 15 percent of such sum; for the seventh year, 10 percent of such sum; and for the eighth and each succeeding year, 5 percent of such sum; provided, that the minimum tax shall be the sum of $1.

SEC. 4. Sections 10753.5 and 10754 of said code are hereby repealed.

SEC. 5 This act shall become effective on the ninety-first day following the adjournment of this Session of the Legislature, but shall not become completely operative until January 1, 1949, it being the intention of the Legislature that the changes in determining the assessed value of vehicles for the purposes of this act shall take effect as of that date, but that the administrative work necessary to enable such changes to be effected in an orderly manner on said date be performed prior thereto."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1898—An act to amend Section 29 of the Bank and Corporation Franchise Tax Act, relating to bank and corporation taxes.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Revenue and Taxation:

Amendment No. 1

In line 2 of the title of the printed bill, as amended in the Assembly on May 12, 1947, after "taxes", insert "and making an appropriation".

Amendment No. 2

On page 2 of said bill, after line 47, insert:

"SEC. 2. Out of any money in the State Treasury not otherwise appropriated the sum of three thousand dollars ($3,000) is hereby appropriated in augmentation of Item 158 of the Budget Act of 1947 for support of the Franchise Tax Commissioner"

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

SECOND READING OF SENATE BILLS

Senate Bill No. 1562—An act to provide for participation by the State of California in public celebrations and exhibits to be held throughout the State during 1948, 1949, and 1950 commemorating significant events in the history of the State, making an appropriation, declaring the urgency thereof and providing that this act shall take effect immediately.

Bill read second time, and ordered to third reading.

Senate Bill No. 731—An act to amend Sections 6838, 6862, 6867, 6894, 6896, and 6943 of the Harbors and Navigation Code, relating to river port districts.

Bill read second time, and ordered to third reading.

Senate Bill No. 327—An act to amend Section 17953 of the Revenue and Taxation Code, relating to credits against net income of estates and trusts under the Personal Income Tax Law.

Bill read second time, and ordered to third reading.

Senate Bill No. 751—An act to amend Sections 6451, 6452, 6482, 6487, 6513, 6701, 6902, and 6907 of the Revenue and Taxation Code, relating to returns and payments of sales and use taxes and security for payment of sales and use taxes, and to provide that this act shall take effect immediately.

Bill read second time, and ordered to third reading.

Senate Bill No. 1330—An act to amend Sections 8352 and 8353 of the Revenue and Taxation Code, relating to appropriations from the Motor Vehicle Fuel Fund.

Bill read second time, and ordered to third reading.

Senate Bill No. 1344—An act to amend Section 16652 of the Revenue and Taxation Code, relating to appropriations from the Gift Tax Fund.

Bill read second time, and ordered to third reading.

Senate Bill No. 1345—An act to repeal Section 7103 of the Revenue and Taxation Code, relating to appropriations to carry out the Sales and Use Tax Law.

Bill read second time, and ordered to third reading.

Senate Bill No. 1346—An act to repeal Section 19353 of the Revenue and Taxation Code, relating to appropriations to carry out the Personal Income Tax Law.

Bill read second time, and ordered to third reading.

Senate Bill No. 1347—An act to amend Section 27 of the Corporation Income Tax Act, relating to appropriations to carry out said act.

Bill read second time, and ordered to third reading.

Senate Bill No. 1283—An act to add Section 55.6 to the Alcoholic Beverage Control Act, relating to alcoholic beverages and fair trade contracts with respect thereto.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Public Morals:

Amendment No. 1

On page 1, line 3, of the printed bill, strike out "likewise".

Amendment No. 2

On page 1, line 4, of the printed bill, after "bottles", insert "for alcoholic beverages."

Amendment No. 3

On page 1, line 4, of the printed bill, strike out "containing the"; and strike out lines 5 to 12, inclusive.

Amendment No. 4

On page 1 of the printed bill, after line 12, insert

"All distilled spirits sold at retail shall be, and any other alcoholic beverage may be, sold pursuant to a contract executed under the provisions of Section 55.5 of this act. No licensee shall violate any of the provisions of said contract.

Every distilled spirits manufacturer, brandy manufacturer, rectifier and wholesaler shall file and maintain with the board a price list showing the prices at which distilled spirits are sold to retailers by such licensee. Sales of distilled spirits to retailers by each distilled spirits manufacturer, brandy manufacturer, rectifier and wholesaler shall be made in compliance with the price list of such licensee on file with the board.

The board may adopt such rules and regulations as it may determine to be necessary for the administration of this section."

Amendments read, and adopted.

Bill ordered reprinted, and to third reading.

Senate Bill No. 1560—An act to add Section 3694 to the Political Code, relating to the powers and duties of the members of the State Board of Equalization, declaring the urgency of this act, to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Public Morals:

Amendment No. 1

On page 2, lines 24 and 25, of the printed bill, as amended in the Assembly on May 12, 1947, strike out "not only makes secrecy impossible but also".

Amendment No. 2

On page 2, line 30, of said bill, strike out ", whose status may be kept secret, and".

Amendments read, and adopted.

Bill ordered reprinted, and to third reading.

MESSAGES FROM THE GOVERNOR

STATE OF CALIFORNIA
GOVERNOR'S OFFICE, SACRAMENTO, May 15, 1947

To the Honorable Members of the Assembly
State of California, Sacramento, California

GREETINGS: I am returning herewith, without my signature,

Assembly Bill No. 10, entitled: "An act to amend Section 5437 of the Public Resources Code, relating to qualifications of voters of county recreation districts."

My objections to this bill are as follows:

This bill amends Section 5437 of the Public Resources Code relating to the qualifications of voters voting on the question of the formation of county recreation districts. Under the present law, each registered voter in the proposed district is entitled to cast one vote. Under this bill, only persons owning land in the proposed district would be entitled to vote, and each landowner would be entitled to cast one vote for each $100 of assessed valuation of his land in the district.

I believe it is essentially undemocratic to make this change in qualifications for voting. It should be pointed out that this bill does not affect existing districts in any way, inasmuch as it affects only the qualification of electors participating in an election having to do with the formation of a district. The trustees of such districts are appointed by the supervisors, and although bonds can be issued only upon a vote in the district, this bill does not change the qualification for voters at bond elections.

The code now provides ample protection against ill-advised formation of such districts in that it requires a petition to the board of supervisors, with a hearing before that body, at which protests may be heard, and it is only after affirmative action by the board of supervisors that the question of formation of such a district may be submitted to the voters of the district.

The present law was established in 1943 by Senate Bill No 289, now Chapter 232, Statutes, 1943, which bill was passed by unanimous vote of both houses of the Legislature.

Satisfaction with the present law and objection to this proposed change have been made known to me by the Director of the Youth Authority and by representatives of the recreational directors of the State and by representatives of the Parent-Teachers Association.

In view of these circumstances, I am returning the bill without my approval.

Respectfully submitted.

EARL WARREN, Governor

STATE OF CALIFORNIA
GOVERNOR'S OFFICE, SACRAMENTO, May 19, 1947

To the Assembly of the State of California
Sacramento, California

GENTLEMEN: I am transmitting to you herewith a copy of a message with reference to Assembly Bill No. 10 entitled, "An act to amend Section 5437 of the Public Resources Code, relating to qualifications of voters of county recreation districts."

This bill, with my message relative thereto, I (through my Legislative Secretary) delivered to Arthur A. Ohnimus, Chief Clerk of the Assembly, at 5.50 o'clock p.m. on the sixteenth day of May, 1947, at which time your honorable body had adjourned for the day but not for the session.

Respectfully submitted.

EARL WARREN, Governor

CONSIDERATION OF GOVERNOR'S VETO (BY UNANIMOUS CONSENT)

Assembly Bill No. 10—An act to amend Section 5437 of the Public Resources Code, relating to qualifications of voters of county recreation districts.

Governor's message stating his objections read previously.

The question being: Shall Assembly Bill No. 10 become a law notwithstanding the objections of the Governor?

The roll was called, and the Assembly sustained the objections of the Governor by the following vote:

AYES—None.

NOES—Allen, Anderson, Beck, Blosser, Brady, Burke, Caldecott, Collier, George D. Collins, Conrad, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gannon, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinton, Hollibaugh, Huyck, James, Kirkwood,

Knight, Loomis, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Waters, and Wollenberg—55.

REQUEST FOR UNANIMOUS CONSENT THAT SENATE BILL NO. 1097 BE RECALLED FROM THE SENATE

Mr. Geddes asked for, and was granted, unanimous consent that the Chief Clerk be instructed to request the return of Senate Bill No. 1097 from the Senate, for the purpose of taking further action.

REQUEST FOR UNANIMOUS CONSENT THAT THE RECORD BE EXPUNGED, AND THE ACTION RESCINDED ON SENATE BILL NO. 1097

Mr. Geddes asked for, and was granted, unanimous consent that the record be expunged, and the action rescinded, whereby the Assembly, on May 16, 1947, passed Senate Bill No. 1097.

CONSIDERATION OF DAILY FILE (RESUMED)

UNFINISHED BUSINESS

NOTICE OF MOTION TO RECONSIDER ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 28 WAIVED

Mr. Doyle waived his notice of motion to reconsider the vote whereby Assembly Constitutional Amendment No. 28 was refused adoption.

SECOND READING OF SENATE BILLS (RESUMED)

Senate Bill No. 793—An act to amend Sections 156, 158, 159, 161, and 164 of the Vehicle Code, relating to license plates.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Transportation and Commerce:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in the Assembly on May 12, 1947, strike out "156," and insert "35, 156, 157,".

Amendment No. 2

In line 1 of the title of said bill, after "of", insert ", and to add Sections 35.5 and 515.1 to,".

Amendment No. 3

In line 2 of the title of said bill, strike out "license plates", and insert "vehicles and the registration thereof".

Amendment No. 4

On page 1 of said bill, strike out lines 1 and 2, and insert

"SECTION 1. Section 35 of the Vehicle Code is amended to read:

35. Motorcycle. A "motorcycle" is a motor vehicle, other than a *power cycle or a* tractor, designed to travel on not more than three wheels in contact with the ground.

SEC. 2. *Section 35.5 is added to the Vehicle Code, to read:*

35.5. Power Cycle. A "power cycle" is a motor vehicle weighing not to exceed 175 pounds avoirdupois, fully equipped, without gasoline or oil and propelled by a motor or engine developing not to exceed four horsepower, designed to travel on not more than three wheels in contact with the ground at a maximum speed not to exceed 35 miles per hour.

SEC. 3. Section 156 of the Vehicle Code is amended to read:".

Amendment No. 5

On page 1, line 3, of said bill, after "156.", insert "License Plates to be Furnished by the Department."

Amendment No. 6

On page 1, line 5, of said bill, after "motorcycle", insert "or power cycle".

Amendment No. 7

On page 1, line 12, of said bill, after "which", insert "it is".

Amendment No. 8

On page 1, line 16, of said bill, after "motorcycles", insert "and power cycles".

Amendment No. 9

On page 1 of said bill, after line 22, insert

"SEC. 4. Section 157 of said code is amended to read:

157. Special Series License Plates. License plates issued for trailers, semi-trailers, *power cycles*, and pole and pipe dollies and such vehicles as are exempt from the payment of registration fees hereunder shall display suitable distinguishing marks or symbols and the registration numbers assigned to each such class of vehicles shall run in a separate numerical series, except that the registration numbers assigned to such vehicles as are exempt from the payment of registration fees may run in several separate numerical series."

Amendment No. 10

On page 2, line 1, of said bill, strike out "SEC. 2", and insert "SEC. 5".

Amendment No. 11

On page 2, line 3, of said bill, after "158.", insert "Display of License Plates."

Amendment No. 12

On page 2, line 4, of said bill, after "motorcycle", insert "or power cycle".

Amendment No. 13

On page 2, line 8, of said bill, strike out "158."

Amendment No. 14

On page 2, line 29, of said bill, strike out "SEC. 3", and insert "SEC. 6".

Amendment No. 15

On page 2, line 31, of said bill, after "159.", insert "Expiration of Registration."

Amendment No. 16

On page 2, line 40, of said bill, strike out "SEC. 4", and insert "SEC. 7".

Amendment No. 17

On page 2, line 42, of said bill, after "161.", insert "Operation of Vehicle Pending Renewal."

Amendment No. 18

On page 2, line 49, of said bill, strike out "SEC 5", and insert "SEC. 8".

Amendment No. 19

On page 4, of said bill, after line 17, insert

"SEC. 9. Section 515.1 is added to said code, to read:

515.1. Speed of Power Cycle. No person shall operate upon any highway any power cycle at any speed in excess of 35 miles per hour."

Amendments read, and adopted.

Bill ordered reprinted, and to third reading.

COMMUNICATIONS

The following communications were received, read, and ordered printed in the Journal:

By the Chief Clerk:

EXECUTIVE OFFICE OF THE PRESIDENT
BUREAU OF THE BUDGET, WASHINGTON 25, D. C., May 13, 1947

Mr. Arthur A. Ohnimus, Chief Clerk
Assembly, California Legislature
Sacramento 14, California

DEAR MR. OHNIMUS: Receipt is acknowledged of your letter of April 28, 1947, addressed to Director Webb, enclosing copy of Assembly Joint Resolution No. 9, which was adopted by the California Legislature on April 25, 1947.

Your interest in this matter is appreciated, and I wish to assure you that the estimate presented by the Department of Agriculture for federal forestry activities

for the Fiscal Year 1948 has received our earnest consideration in accordance with the existing executive policy governing the preparation of budgets for the coming fiscal year.

Very truly yours,

DONALD B. MacPHAIL
Office of the Director

By the Chief Clerk:

POST OFFICE DEPARTMENT
THIRD ASSISTANT POSTMASTER GENERAL
Washington, D.C., May 13, 1947

Mr. Arthur A. Ohnimus
State Capitol, Sacramento, California

DEAR MR. OHNIMUS: The Postmaster General has requested me to acknowledge your letter of April 28th, enclosing a copy of Assembly Joint Resolution No. 41, adopted by the California Legislature on April 23, 1947, calling for the provision of a commemorative stamp to mark the 100th anniversary of the discovery of gold, which occurs next year.

This subject is to be accorded every possible consideration in arranging a program of new issues for the ensuing year. I am unable to offer additional encouragement with respect to favorable action in the matter because it may not be possible to dispose of prior commemorative commitments until some time after the first of January, in which case the anniversary date of January 24th, may offer an insurmountable problem.

Sincerely yours,

JOSEPH J. LAWLER
Third Assistant Postmaster General

Speaker Presiding

At 11 a.m., Hon. Sam L. Collins, Speaker of the Assembly, presiding.

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS (RESUMED)
CONSIDERATION OF SENATE AMENDMENTS

Assembly Bill No. 737—An act to add Section 5019 to the Public Resources Code, relating to land deeded to the State for park and beach purposes.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 737?

Amendment No. 1

On page 1, line 5, of the printed bill, strike out the period after "grantor".

Amendment No. 2

On page 1, line 5, of the printed bill, after "grantor", insert "; provided, that any prospecting or extracting of oil and minerals shall in no manner disturb the surface of such property or any improvements placed in or upon the property in pursuit of its use for recreation."

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 737 by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Brady, Burke, Burns, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Kilpatrick, Kirkwood, Knight, Loomis, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, O'Day, Robertson, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Waters, Wollenberg, and Mr. Speaker—63.

NOES—None.

Assembly Bill No. 737 ordered enrolled.

CONSIDERATION OF GOVERNOR'S VETOES

Assembly Bill No. 1532—An act to amend Sections 8, 9, and 13 of, and to add Sections 13.1, 13.2, and 18 to, Chapter 339 of the Statutes of 1923, relating to the possession, sale, and use of pistols, revolvers, and other firearms capable of being concealed upon the person, the registering of sales of such firearms, the granting of licenses or permits to carry the same concealed upon the person and to entitle said chapter "The Dangerous Weapons' Control Law."

Governor's message stating his objections read previously.

The question being: Shall Assembly Bill No. 1532 become a law notwithstanding the objections of the Governor?

The roll was called, and the Assembly sustained the objections of the Governor by the following vote:

AYES—None.

NOES—Allen, Anderson, Beck, Bennett, Brady, Burke, Burns, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Kilpatrick, Kirkwood, Knight, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Robertson, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Waters, Wollenberg, and Mr. Speaker—63.

Assembly Bill No. 1725—An act to add Section 17007 to the Government Code, relating to the designation by codes of funds, appropriations, revenues and accounts on the records of the Controller and Treasurer.

Governor's message stating his objections read previously.

The question being: Shall Assembly Bill No. 1725 become a law notwithstanding the objections of the Governor?

The roll was called, and the Assembly sustained the objections of the Governor by the following vote:

AYES—None.

NOES—Allen, Anderson, Beck, Bennett, Brady, Burke, Burns, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Kilpatrick, Kirkwood, Knight, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Robertson, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Waters, Wollenberg, and Mr. Speaker—63.

Assembly Bill No. 1726—An act to amend Sections 17030, 17031, 17032, and repeal Sections 17033 and 17034 of the Government Code, relating to issuance of warrants.

Governor's message stating his objections read previously.

The question being: Shall Assembly Bill No. 1726 become a law notwithstanding the objections of the Governor?

The roll was called, and the Assembly sustained the objections of the Governor by the following vote:

AYES—None.

NOES—Allen, Anderson, Beck, Bennett, Brady, Burke, Burns, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Kilpatrick, Kirkwood, Knight, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Robertson, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Waters, Wollenberg, and Mr. Speaker—63.

THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 466—An act to add Section 527.5 to the Code of Civil Procedure, relating to temporary restraining orders.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Brady, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Cooke, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinton, Huyck, James, Kirkwood, Knight, Loomis, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Waters, Wollenberg, and Mr. Speaker—63.

NOES—None.

Notice of Motion to Reconsider Assembly Bill No. 466

Mr. George D. Collins gave notice that on the next legislative day he would move to reconsider the vote whereby Assembly Bill No. 466 was this day passed.

Assembly Bill No. 821—An act to amend Sections 103 and 103½ of the Code of Civil Procedure, relating to justices' courts in townships and cities.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Brady, Burke, Caldecott, Carey, Clarke, Collier, George D Collins, Conrad, Cooke, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Hinton, Huyck, James, Kilpatrick, Kirkwood, Knight, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—64.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 889—An act to amend Part 6 of Division 3, Title 2 of the Government Code, relating to the Department of Justice.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Brady, Burke, Caldecott, Carey, Clarke, Collier, George D Collins, Conrad, Cooke, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Hinton, Huyck, James, Kilpatrick, Kirkwood, Knight, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—64.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 743—An act to amend Sections 2410, 2413, 2414, 2415, 2416, 2417, 2418, 2419, 2420, 2420.5, and 2425 of, and to add Sections 2412.5, 2413.5, 2413.6, 2417.5, 2417.6, 2417.7, 2419.5, and 2419.6 to, the Labor Code, relating to camps.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Bennett, Blosser, Brady, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Kilpatrick, Kirkwood, Knight, Loomis, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—64.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 188—An act to add Section 261d to the Code of Civil Procedure, relating to phonographic reporters for the superior courts.

Bill read third time.

Motion to Amend

Mr. Stanley moved the adoption of the following amendment:

Amendment No. 1

On page 1 of the printed bill, as amended in the Assembly on May 15, 1947, strike out line 2, and insert

"SECTION 1. Section 261d is added to the Code of Civil".

Amendment read, and adopted.

Bill ordered reprinted, and re-engrossed.

RE-REFERENCE OF BILLS

By order of the Speaker, the following bills were withdrawn from the file, and re-referred as follows:

Assembly Bills Nos. 412 and 726 re-referred to Committee on Social Welfare.

Assembly Bill No. 715 re-referred to Committee on Public Health.

Assembly Bills Nos. 140, 589, and 1387 re-referred to Committee on Judiciary.

Assembly Bill No. 2664 re-referred to Committee on Ways and Means.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1022—An act to repeal "An act to define motor carrier transportation agent; to provide for the regulation, supervision and licensing thereof, and to provide for the enforcement of said act and penalties for the violation thereof; and repealing an act entitled 'An act to define motor carrier transportation agent; to provide for the regulation, supervision and licensing thereof, and to provide for the enforcement of said act and penalties for the violation thereof,' approved June 5, 1931, and all acts or parts of acts inconsistent with the provisions of this act," approved May 15, 1933, and to add Sections 654.1, 654.2, and 654.3 to the Penal Code, relating to transportation of persons.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky,

Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Kilpatrick, Kirkwood, Knight, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, O'Day, Price, Rosenthal, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—65.

NOES—Carey, Elliott, and Sherwin—3.

Bill ordered transmitted to the Senate.

Assembly Bill No. 168—An act to amend Sections 459.1, 529, 533, 541, 544, 552, 560, 588, 589.5, 592.1, 596.4, 596.5, and 737 of, to add Sections 560.1, 564.1, 589.6, 596.6, and 601.5 to the Vehicle Code, relating to the parking, standing and operation of vehicles and the rights and obligations of pedestrians.

Bill read third time.

Motion to Amend

Mr. Rosenthal moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in the Assembly on May 8, 1947, strike out "560,".

Amendment No. 2

On page 3 of said bill, strike out lines 24 to 40, inclusive.

Amendments read, and adopted.

Bill ordered reprinted, and re-engrossed.

Assembly Bill No. 572—An act to amend Section 2025 of the Welfare and Institutions Code, relating to the amount of aid to the aged.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Brady, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Debs, Clayton A. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—65.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 366—An act to amend Sections 111, 112, and 113 of the Labor Code, relating to members of the Industrial Accident Commission.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Brady, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Hinton, Hollibaugh, Huyck, James, Kilpatrick, Kirkwood, Knight, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Waters, Weber, Wollenberg, and Mr. Speaker—64.

NOES—Heisinger, Loomis, and Thorp—3.

Bill ordered transmitted to the Senate.

Assembly Bill No. 2673—An act to add Section 66j to the Code of Civil Procedure, relating to the number of judges of the Superior Court in the County of Kern, and providing for the appointment of an additional judge and for his compensation.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Hinton, Huyck, James, Kilpatrick, Kirkwood, Knight, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—67.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 2387—An act to amend Section 25653 of the Water Code, relating to assessments in irrigation districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Kilpatrick, Kirkwood, Knight, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—72.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 2416—An act to add Section 2736.5 to the Business and Professions Code, relating to qualifications of applicants for certificates as registered nurses.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Blosser, Brady, Brown, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, O'Day, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Weber, and Wollenberg—62.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 2454—An act to amend Section 7414 of the Business and Professions Code, relating to licenses issued by the State Board of Cosmetology.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Bennett, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin,

Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Robertson, Silliman, Stanley, Stephenson, Thomas, Thompson, Waters, Wollenberg, and Mr. Speaker—62.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 767—An act to amend Sections 4901, 4902, 4904, 4913, 4914, 4915, and 4953 of the Education Code, and to add Section 4912.1 to said code, all relating to the reorganization of school districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Brown, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Kilpatrick, Kirkwood, Knight, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—65.

NOES—Brady, Butters, Lester T. Davis, Lowrey, and Thompson—5.

Bill ordered transmitted to the Senate.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, May 19, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 2305—An act to add Sections 80 to 83, inclusive, and Sections 90 to 94, inclusive, to, and to repeal Section 100 of, the Streets and Highways Code, relating to public highways and the responsibilities and duties of the California Highway Commission and the Department of Public Works in connection therewith;

And reports that the same has been correctly enrolled, and presented to the Governor on the nineteenth day of May, 1947, at 11.30 a.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, May 19, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Concurrent Resolution No. 74—Relative to approving certain amendments to the charter of the City of Fresno, in the County of Fresno, State of California, voted for and ratified by the electors of the city at a general municipal election held therein on the fourteenth day of April, 1947;

Assembly Concurrent Resolution No. 75—Relative to the observance of Naval Reserve Week;

And reports that the same have been correctly enrolled, and presented to the Secretary of State on the nineteenth day of May, 1947, at 11 a.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, May 19, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1700—An act to amend Section 1161 of the Civil Code, and Section 27289 of the Government Code, relating to the recordation of instruments;

Assembly Bill No. 1854—An act to add Sections 1752.2 and 6515 to the Welfare and Institutions Code, relating to leaves of absence of employees required by the State Personnel Board to possess teaching certificates, to attend educational sessions;

Assembly Bill No. 2157—An act to amend Sections 25, 26, 951, 953, 7970, and 10050 of the Elections Code, relating to primary elections;

And reports that the same have been correctly enrolled, and presented to the Governor on the nineteenth day of May, 1947, at 11.30 a.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, May 19, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1384—An act to amend Sections 1102, 1102.1, 1102.2, 1102.3, 1103.3, 1104, and 1104.1, and to add Section 1102 35 to the Agricultural Code, relating to eggs;

Assembly Bill No. 1417—An act to repeal Sections 1435, 1435.1, 1435.2, 1435.3, 1435.4, 1435.5, 1435.6, 1435.7, 1435.8, 1435.9, and 1435.10 of the Probate Code and to add a new chapter to Division 4 of said code to be numbered Chapter 2A, consisting of Sections 1435.1 to 1435.39, inclusive, relating to the management, control, and disposition of the community real property and the homestead property of insane or incompetent persons;

Assembly Bill No. 1592—An act to relinquish to the City and County of San Francisco any and all right, title and interest of the State of California in and to the present and former street areas within the exterior boundaries of salt marsh and tidelands donated by the State to Southern Pacific Railroad Company and Western Pacific Railroad Company by an act entitled "An act to survey and dispose of certain salt marsh and tidelands belonging to the State of California," affirmed March 30, 1868, and adjacent streets, and to remove all restrictions as to the use or disposition thereof by said City and County of San Francisco, and repealing all acts and parts of acts in conflict herewith;

And reports that the same have been correctly enrolled, and presented to the Governor on the nineteenth day of May, 1947, at 11.30 a.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, May 19, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 64—An act to amend Section 32001 of the Health and Safety Code, relating to the establishment, organization, government and powers of hospital districts;

Assembly Bill No. 165—An act to amend Sections 271, 277, 278, 314, 314.5, 315, 316, and 332 of the Vehicle Code, and to add Sections 271.2 and 305.1 to the Vehicle Code, relating to drivers licenses and to the issuance, suspension, or revocation thereof, and declaring the urgency of this act;

Assembly Bill No. 977—An act to amend Section 20894.1 of the Government Code, relating to military service of local members of the State Employees' Retirement System;

And reports that the same have been correctly enrolled, and presented to the Governor on the nineteenth day of May, 1947, at 11.30 a.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, May 19, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 47—An act to amend Section 19401 of the Government Code, relating to completion of civil service examinations after military service, declaring the urgency hereof, to take effect immediately;

Assembly Bill No. 48—An act to amend Sections 18933, 18936, and 18937 of the Government Code, relating to the establishment of eligible lists for employment or promotion in the state civil service;

Assembly Bill No. 49—An act to amend and renumber Section 19398 of the Government Code, as added by Chapter 68 of the Statutes of 1945, to be Section 19404 of said code, relating to promotional examination rights of state civil service employees.

And reports that the same have been correctly enrolled, and presented to the Governor on the nineteenth day of May, 1947, at 11 30 a.m.

WEBER, Chairman

RECESS

At 12 m., on motion of Mr. Dickey, the Assembly recessed until 12.05 p.m.

REASSEMBLED

At 12.05 p.m., the Assembly reconvened.

Hon. Sam L. Collins, Speaker of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 408—An act to add Chapter 14 to Part 2 of Division 2 of Title 3 of the Government Code, relating to the powers and duties of counties and the boards of supervisors thereof, and authorizing the acquisition, construction, maintenance and development of public improvements and the issuance and sale of revenue bonds to finance the same and providing for the use and expenditure of the proceeds of such bonds and the use and disposition of revenue arising from public improvements so financed.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Brady, Brown, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D Collins, Conrad, Cooke, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Robertson, Rosenthal, Sherwin, Silliman, Stephenson, Stewart, Thomas, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—68.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 238—An act to amend Section 6509 of the Business and Professions Code, relating to the inspection of barber shops and barber colleges.

Bill read third time.

Motion to Amend

Mr. Beck moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 7, of the printed bill, as amended in the Assembly on April 24, 1947, strike out "on Sundays", and insert "more than six days per week".

Amendment No. 2

On page 1 of said bill, between lines 8 and 9, insert

"Every shop shall close on Sunday, except in order to comply with the above provisions a barber shop or barber college closing on any day other than a Sunday by reason of the religious beliefs of the owner or operator thereof may remain open on Sunday."

Amendments read.

Division of the Question

Mr. Doyle asked for a division of the question.

The question being on the adoption of Amendment No. 1, offered by Mr. Beck to Assembly Bill No. 238.

The roll was called, and the amendment refused adoption by the following vote:

AYES—Beck, Bennett, Blosser, Brady, Burns, Butters, Clarke, Collier, Cramer, Crichton, M. Philip Davis, Ralph C. Dills, Dolwig, Dunn, Gannon, Hahn, Heisinger, Hinton, Huyck, James, Knight, Lowrey, Sherwin, Silliman, Stewart, and Waters—26.

NOES—Allen, Anderson, Berry, Brown, Caldecott, Conrad, Cooke, Debs, Clayton A. Dills, Doyle, Elliott, Evans, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hawkins, Hinckley, Hollibaugh, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Stanley, Stephenson, Thomas, Thompson, Thorp, Wollenberg, and Mr. Speaker—38.

The question being on the adoption of Amendment No. 2, offered by Mr. Beck to Assembly Bill No. 238.

Mr. Beck withdrew Amendment No. 2.

The question being on the passage of Assembly Bill No. 238.

Demand for Previous Question

Messrs. Evans, Rosenthal, Luckel, Hinton, and Conrad demanded the previous question.

Demand for previous question sustained.

The question being on the passage of Assembly Bill No. 238.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Berry, Blosser, Brady, Brown, Burns, Caldecott, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, James, Kilpatrick, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Stanley, Stephenson, Thomas, Thompson, Weber, and Wollenberg—54.

NOES—Beck, Bennett, Butters, Clarke, M. Philip Davis, Gannon, Hinckley, Huyck, Kirkwood, Loomis, Sherwin, Silliman, Thorp, Waters, and Mr. Speaker—15.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1766—An act to add Article 4a, comprising Sections 17090 to 17098, inclusive, to Chapter 5 of Division 6 of the Education Code, relating to truants.

Bill read third time.

Motion to Amend

Mr. McMillan moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "4a", and insert "4.5".

Amendment No. 2

On page 1, line 1, of said bill, strike out "4a", and insert "4.5".

Amendment No. 3

On page 1, line 2, of said bill, strike out "Article", and insert "Division".

Amendment No. 4

On page 1, line 5, of said bill, strike out "4a", and insert "4.5".

Amendments read, and adopted.

Bill ordered reprinted, and re-engrossed.

Assembly Bill No. 1781—An act to amend Sections 19601 and 19617 of, to add Section 19618 to, and to repeal Section 19616 of the Education Code, relating to child care centers, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Motion to Amend

Mr. Anderson moved the adoption of the following amendments:

Amendment No. 1

Strike out lines 4 and 5 of the title of the printed bill, as amended in the Assembly on May 15, 1947, and insert "centers."

Amendment No. 2

On page 3 of said bill, strike out lines 21 to 41, inclusive.

Amendments read, and adopted.

Bill ordered reprinted, and re-engrossed.

Assembly Bill No. 1512—An act to amend Sections 209 and 224 of the Labor Code, relating to unpaid wages of striking employees.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burns, Caldecott, Carey, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, James, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, O'Day, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—68.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1817—An act to add Section 206.1 to the Unemployment Insurance Act, relating to disability benefits, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—70.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—70.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 763—An act to amend Sections 11 and 11d of the Municipal Court Act of 1925, relating to municipal courts and the attaches of said courts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Bennett, Berry, Brady, Brown, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Hinckley, Hinton, Hollibaugh, Huyck, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, O'Day, Price, Robertson, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Weber, and Wollenberg—62.

NOES—Beck, Heisinger, and Stephenson—3.

Bill ordered transmitted to the Senate.

Assembly Bill No. 2084—An act to amend Section 10270 of the Insurance Code, relating to disability insurance policies.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hinton, Huyck, Kilpatrick, Kirkwood, Loomis, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—67.

NOES—None.

Bill ordered transmitted to the Senate.

RE-REFERENCE OF BILLS

By order of the Speaker, the following bill was withdrawn from the file, and re-referred as follows:

Assembly Bill No. 98 re-referred to Committee on Ways and Means.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Constitutional Amendment No. 35—A resolution to propose to the people of the State of California an amendment to the Constitution of the State by amending Sections 5 and 6 of Article IV, thereof, relating to Members of the Senate and Assembly.

Resolution read.

Demand for Previous Question

Messrs. Lowrey, Burns, Loomis, James, and Thompson demanded the previous question.

The roll was called, and the demand for the previous question sustained by the following vote:

AYES—Blosser, Brown, Burns, Carey, Clarke, Conrad, Cooke, Cramer, Crichton, Debs, Clayton A. Dills, Dolwig, Evans, Gaffney, Gannon, Grant, Grunsky, Heisinger, Hinckley, Hinton, Hollibaugh, James, Loomis, Lowrey, Luckel, McCollister, O'Day, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Thomas, Thompson, Thorp, Weber, and Wollenberg—38.

NOES—Allen, Anderson, Beck, Bennett, Brady, Butters, Collier, George D. Collins, Crowley, M. Philip Davis, Dickey, Ralph C. Dills, Doyle, Dunn, Erwin, Geddes, Hahn, Hawkins, Huyck, Kirkwood, Lyons, Maloney, McMillan, Niehouse, Stephenson, Stewart, and Waters—27.

The question being on the adoption of Assembly Constitutional Amendment No. 35.

The roll was called, and the resolution refused adoption by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Brady, Caldecott, Carey, Collier, Conrad, Cooke, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Geddes, Grant, Hahn, Hawkins, Hinton, Hollibaugh, Huyck, Kilpatrick, Lyons, Maloney, McMillan, Niehouse, O'Day, Rosenthal, Sherwin, Stewart, Thomas, Waters, and Wollenberg—41.

NOES—Berry, Blosser, Brown, Burns, Butters, Clarke, George D. Collins, Cramer, Crichton, Crowley, Dolwig, Gannon, Grunsky, Heisinger, Hinckley, James, Kirkwood, Loomis, Lowrey, Luckel, McCollister, Miller, Price, Robertson, Silliman, Stanley, Stephenson, Thompson, Thorp, Weber, and Mr. Speaker—31.

Notice of Motion to Reconsider Assembly Constitutional Amendment No. 35

Mr. Ralph C. Dills gave notice that on the next legislative day he would move to reconsider the vote whereby Assembly Constitutional Amendment No. 35 was this day refused adoption.

MOTION TO INVITE DR. STAFFORD WARREN TO SHOW PICTURES AND GIVE LECTURE

Mr. Robertson moved that Dr. Stafford Warren, the newly named head of the Medical School at the University of California at Los Angeles, be invited to show pictures and to lecture, to the Members of the Assembly and their guests, relative to his work on the atomic bomb, on Tuesday evening, May 27, 1947, at 8.30 p.m.

Messrs. M. Philip Davis and Lowrey seconded the motion.

Motion carried.

COMMUNICATIONS

By the Chief Clerk:

The following communication was received, read, and ordered printed in the Journal:

OFFICE OF DEFENSE TRANSPORTATION
WASHINGTON, D. C., May 14, 1947

Mr. Arthur A. Ohnimus, Chief Clerk
California Legislature, Assembly
Sacramento 14, California

DEAR MR. OHNIMUS: The President has referred to this office your letter of April 28th, to which was attached a copy of Assembly Joint Resolution No. 43 adopted April 24, 1947, by the California Legislature, Assembly, which deals particularly with car shortage in the West.

If we may adopt as a premise the fact that a man's judgment is no better than his information and if his information is in error his judgment must be faulty, I would like then to examine the information on which the joint resolution above referred to is based. The primary premise is there exists today in western states a serious shortage of railroad freight cars, a condition which has existed since the close of hostilities of World War II, and which is creating a disastrous industrial situation and imperiling western postwar economy. This premise is in error to the extent that it limits the car shortage to western territory because the car shortage is Country-wide and just as severe in the East as it is in the West, in fact, percentagewise it is more severe.

This statement is in error in saying that this condition has existed since the close of World War II. It has not. Just one year ago today we had a surplus of equipment in all areas of the Country and all demands were being met. As far as creating a disastrous industrial situation in the West, I would like to point out that in the geographical grouping, including California, for the week ended April 26th, the week in which the resolution was adopted, the railroads in this district loaded 131,011 freight cars which is 109.7 percent of the average loading for a similar week for the past five years. This does not suggest a disastrous situation when you are 9.7 percent ahead of the five-year average, nor is it necessary to go back five years to get the figures to show this increase for 1947 was 17.5 percent above 1946.

I cannot agree with your statement that there no longer exists any legitimate argument or circumstance for a shortage of freight cars. It has been my endeavor to present to the Country this situation in some detail which I have done by correspondence and by appearances before congressional investigating committees in which I have submitted in extensive detail what the shortage is, what it means to the Country, and what the cure is. The last statement that I made on this before a congressional committee was before a subcommittee of the Committee on Interstate and Foreign Commerce Senator Reed presided and as a matter of information, I am enclosing a copy of that presentation. There is nothing that a new congressional investigation would uncover that is not fully uncovered in this report, and I am quite sure if you find the time to read it you will find it edifying and informative.

Cordially,

J. M. JOHNSON, Director

Above communication ordered referred to the Committee on Public Utilities and Corporations.

BILLS WITHDRAWN FROM ACTIVE FILE, AND PLACED ON THE INACTIVE FILE

Assembly Bill No. 2329, on motion of Mr. Lowrey.

NOTICE OF MOTION TO WITHDRAW ASSEMBLY BILL NO. 1537 FROM INACTIVE FILE

Mr. Stephenson gave notice that on the next legislative day he would move to withdraw Assembly Bill No. 1537 from the inactive file, and have it placed upon the third reading file.

BILLS WITHDRAWN FROM INACTIVE FILE, AND PLACED ON THE THIRD READING FILE

The following bill was withdrawn from the inactive file, and placed upon the third reading file:

Senate Bill No. 1308, on request of Mr. Stephenson.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, May 19, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Concurrent Resolution No. 76

And reports the same correctly engrossed.

WEBER, Chairman

And reported resolution ordered on file for adoption.

Committee on Education

ASSEMBLY CHAMBER, SACRAMENTO, May 19, 1947

MR. SPEAKER: Your Committee on Education, to which was referred:

Senate Bill No. 835

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

DUNN, Chairman

Above reported bill ordered to second reading.

SECOND READING OF SENATE BILLS (OUT OF ORDER) (BY UNANIMOUS CONSENT)

Senate Bill No. 835—An act to add Sections 203, 204, and 205 to the Education Code, all relating to the California State Educational Agency for Surplus Property, declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

REPORTS OF STANDING COMMITTEES

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, May 19, 1947

MR. SPEAKER: Your Committee on Rules, to which were referred.

Assembly Concurrent Resolution No. 76

Assembly Concurrent Resolution No. 78

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

DICKEY, Chairman

Assembly Concurrent Resolution No. 78 ordered engrossed.

REQUEST FOR UNANIMOUS CONSENT

Mr. Crowley asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 76, at this time, without reference to file, and that the same be considered engrossed.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 76

Assembly Concurrent Resolution No. 76—Relative to former Assemblyman Robert B. McPherson.

Resolution read, and adopted unanimously by a rising vote.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, May 19, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Concurrent Resolution No. 78

And reports the same correctly engrossed.

WEBER, Chairman

Above reported resolution ordered on file for adoption.

ASSEMBLY CHAMBER, SACRAMENTO, May 19, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 35

And reports the same correctly re-engrossed.

WEBER, Chairman

Above reported bill ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 19, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1083

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bill ordered to third reading.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1573—An act to amend Sections 1 and 3 of, and adding Section 3.1 to, an act entitled "An act providing for the joint exercise of powers by public agencies," approved May 20, 1921, as amended, relating to the joint exercise of powers by public agencies and any agency provided to exercise such powers.

Bill read third time.

Motion to Amend

Messrs. Beck and Allen moved the adoption of the following amendments:

Amendment No. 1

On page 1, lines 5 and 6, of the printed bill, strike out "administrative heads, boards or bodies", and insert "if any public agency involved does not have a legislative body, by its governing body".

Amendment No. 2

On page 1 of said bill, between lines 11 and 12, insert

"Nothing in this act authorizes any state officer, board, commission, department or other state agency or institution to make any contract or agreement without the approval of the Department of Finance or the Director of Finance if such approval is required by any provision of law."

Amendment No. 3

On page 2, line 9, of said bill, strike out "an agency of the State and".

Amendment No. 4

On page 2 of said bill, strike out lines 11 to 13, inclusive, and insert "shall possess and may exercise the common power".

Amendments read, and adopted.

Bill ordered reprinted, and re-engrossed.

Assembly Bill No. 1342—An act to add Article 10, comprising Sections 10190 to 10193, inclusive, to Chapter 1, Division 5, of the Education Code; to amend Sections 124 and 254, and to repeal Section 257, of the Vehicle Code, relating to establishment of a course of instruction in automobile driving and the issuance of licenses therefor.

Bill read third time.

Motion to Amend

Mr. Stanley moved the adoption of the following amendments:

Amendment No. 1

In line 3 of the title of the printed bill, as amended in the Assembly on May 5, 1947, strike out ", and to repeal Section 257,".

Amendment No. 2

In line 5 of the title of said bill, strike out "driving", and insert "driver education and training".

Amendment No. 3

On page 1, line 5, of said bill, strike out "Automobile Driving", and insert "Driver Education and Training.".

Amendment No. 4

On page 1, line 9, of said bill, strike out "driving", and insert "driver education and training".

Amendment No. 5

On page 1 of said bill, strike out lines 12 and 13, and insert

"(a) To develope the knowledge, the attitudes, the habits and the skills necessary for the safe operation of motor vehicles upon the public highways.

(b) To develop proper acceptance of personal responsibility in traffic and a true appreciation of the causes, seriousness and consequences of traffic accidents.

(c) To include classroom instruction and actual behind the wheel training, except that by written application by the school affected".

Amendment No. 6

On page 2, lines 1 and 2, of said bill, strike out "physical instruction", and insert "driver training".

Amendment No. 7

On page 2, line 4, of said bill, strike out "objectional conditions", and insert "conditions objected to".

Amendment No. 8

On page 2 of said bill, strike out lines 6 to 17, inclusive.

Amendment No. 9

On page 2, line 23, of said bill, strike out "qualified".

Amendment No. 10

On page 2, lines 24 and 25, of said bill, strike out "first receive special instruction in this type of course, working", and insert "work".

Amendment No. 11

On page 2 of said bill, strike out lines 36 and 37.

Amendment No. 12

On page 2, line 38, of said bill, strike out "(b)", and insert "(a)".

Amendment No. 13

On page 2, line 40, of said bill, strike out "(c)", and insert "(b)".

Amendment No. 14

On page 2, line 45, of said bill, after "course", insert "approved by the Division of Drivers Licenses,".

Amendment No. 15

On page 3, line 9, of said bill, strike out "act as public relations officers and instructors", and insert "consult with the Board of Education".

Amendment No. 16

On page 3, line 11, of said bill, after "schools", insert "other than being instructors therein".

Amendment No. 17

On page 3, line 25, of said bill, after "available", insert "or in day or night adult or continuation schools; provided, the duration of such course may be for a shorter time than that required of high school students and that only the equivalent of Section 10192 shall be required,".

Amendment No. 18

On page 3, line 34, of said bill, after "Code", insert "which has been approved by the Division of Drivers Licenses".

Amendment No. 19

On page 3 of said bill, strike out line 44.

Amendment No. 20

On page 3, line 45, of said bill, strike out "5.", and insert "4."

Amendments read, and adopted.

Bill ordered reprinted, and re-engrossed.

ANNOUNCEMENT OF COMMITTEE MEETINGS

It was announced that the following committees would hold meetings:

Upon adjournment, today—

Special Investigating Committee.

At 3 p.m., today—

Ways and Means.

At 8 p.m , today—

Military Affairs.

Judiciary.

Finance and Insurance.

It was announced that no meeting will be held this afternoon of the Committee on Public Utilities and Corporations.

GUESTS EXTENDED PRIVILEGE OF ASSEMBLY FLOOR

On request of Mr. Loomis, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Albin Slugalis, teacher of the Marysville Union High School, and the following pupils: Vernon Foster, Pat Ryan, Andrew Freeborn, Frank Moran, Rex Anderson, Lorraine Yokotobu, Betty J. Jones, Lourie Ellis, Mary Arosttgui, Mary Ishimoto, Geo. Hatamiya, Frieda Hornby, Evelyn Mosley, Betty Jo Morgan, Bob Muller, Doug Chapman, Verna May, Audrey Hahneman, John Rivera, Bob Roberts, Wm. Sparkes, Dick Dunham, Sam Middlebrook, Laverne Walker, Donna Jones, Noma Mitchell, Ann Kelly, Betty Hoffman, Marilyn Morrissey, Colleen Hicks, Ivadell Loveless, Bernice Speckert, Ruth Waugh, Mercer Cresap, Betty Handy, Ben Mueck, Jeanne Nakamura, and Francis Ramsey.

On request of Mr. Burns, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Percy F. Woodcock of Eureka.

ADJOURNMENT

At 1.30 p.m., on motion of Mr. Dunn, the Speaker declared the Assembly adjourned until 9 a.m., Tuesday, May 20, 1947, out of respect to the memory of the late former Assemblyman Robert B. McPherson.

SAM L. COLLINS, Speaker

GERALDINE B. HADSELL, Minute Clerk

CALIFORNIA LEGISLATURE
FIFTY-SEVENTH (GENERAL) SESSION

ASSEMBLY DAILY JOURNAL

SEVENTIETH LEGISLATIVE DAY
ONE HUNDRED THIRTY-FIFTH CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO
Tuesday, May 20, 1947

The Assembly met at 9 a.m.
Hon. Sam L. Collins, Speaker of the Assembly, presiding.
Chief Clerk Arthur A. Ohnimus at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Sillman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—77.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. Raymond Renwald:

O Holy Spirit of God, take me as Thy disciple, guide me, illuminate me, sanctify me. Bind my hands that I may do no evil; cover my eyes that I may see it not; sanctify my heart that evil may not dwell therein. Be Thou my God and my Guide. Wheresoever Thou leadest me, I will go; whatsoever Thou forbiddest me, I will renounce; and whatsoever Thou commandest me in Thy strength I will do—AMEN.

READING OF THE JOURNAL DISPENSED WITH

On motion of Mr. Heisinger, further reading of the Journal of the previous legislative day was dispensed with.

LEAVES OF ABSENCE FOR THE DAY

The following member was granted leave of absence for the day, because of illness:

Mr. Dolwig, on motion of Mr. McCollister.

The following member was granted leave of absence for the day, because of legislative business elsewhere:

Mr. Johnson, on motion of Mr. Blosser.

The following member was granted leave of absence for the day, and desired to waive his per diem:

Mr. Field, by unanimous consent.

COMMUNICATIONS

The following communications were received, read, and ordered printed in the Journal:

By Speaker Collins:

A telegram from Hollywood Post No. 113, Jewish War Veterans, relative to making Los Angeles City College into a four-year institution, was received, and ordered filed with the Secretary of State.

By the Chief Clerk:

SENATE, CALIFORNIA LEGISLATURE
SACRAMENTO, CALIFORNIA, May 19, 1947

Mr. Arthur A. Ohnimus
Chief Clerk of the Assembly, State Capitol

DEAR SIR: I am returning herewith Senate Bills Nos. 984 and 1097, as per your request.

Very truly yours,

J. A. BEEK, Secretary of the Senate

Senate Bills Nos. 984 and 1097 ordered to third reading.

By the Chief Clerk:

SENATE, CALIFORNIA LEGISLATURE
SACRAMENTO, CALIFORNIA, May 19, 1947

Mr. Arthur A. Ohnimus
Chief Clerk of the Assembly, State Capitol

DEAR SIR: I am directed by the Senate to respectfully request that you return to the Senate for further action Senate Bill No. 470.

Very truly yours,

J. A. BEEK, Secretary of the Senate

MOTION THAT SENATE BILL NO. 470 BE WITHDRAWN FROM THE COMMITTEE ON CIVIL SERVICE AND STATE PERSONNEL, AND BE RETURNED TO THE SENATE

Mr. Clarke moved that Senate Bill No. 470 be withdrawn from the Committee on Civil Service and State Personnel, and be returned to the Senate.

Motion carried.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, May 19, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1189
Assembly Bill No. 1386
Assembly Bill No. 2015

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 20, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No 158
Assembly Bill No. 170
Assembly Bill No 412
Assembly Bill No. 1406
Assembly Bill No 1600
Assembly Bill No. 2492

And reports the same correctly engrossed

WEBER, Chairman

Above reported bills ordered to third reading.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, May 19, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted:

Assembly Concurrent Resolution No. 77

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above resolution ordered enrolled.

SENATE CHAMBER, SACRAMENTO, May 19, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted:

Assembly Joint Resolution No. 46

J. A BEEK, Secretary of the Senate
By C V. TAYLOR, Assistant Secretary

Above resolution ordered enrolled.

SENATE CHAMBER, SACRAMENTO, May 19, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted:

Assembly Concurrent Resolution No. 76

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above resolution ordered enrolled.

SENATE CHAMBER, SACRAMENTO, May 19, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed:

Assembly Bill No. 385
Assembly Bill No 1413
Assembly Bill No. 1629
Assembly Bill No. 2533
Assembly Bill No 1631
Assembly Bill No. 1455

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bills ordered enrolled.

SENATE CHAMBER, SACRAMENTO, May 19, 1947

MR. SPEAKER. I am directed to inform your honorable body that the Senate amended, and on this day passed, as amended.

Assembly Bill No. 1411
Assembly Bill No. 1627

And respectfully requests your honorable body to concur in said amendments

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bills ordered to unfinished business file.

SENATE CHAMBER, SACRAMENTO, May 16, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted:

Senate Concurrent Resolution No. 47

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS

The following resolution was read:

Senate Concurrent Resolution No. 47—Relative to approving a certain amendment to the charter of the City of Santa Rosa, a municipal corporation of the County of Sonoma, State of California, voted for and ratified by the qualified electors of said city at a special municipal election held therein on the eighth day of May, 1947.

Referred to Committee on Rules.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, May 19, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed:

Senate Bill No. 545
Senate Bill No. 699
Senate Bill No 784
Senate Bill No. 1217
Senate Bill No. 1276
Senate Bill No. 1277
Senate Bill No. 1357
Senate Bill No 1390
Senate Bill No. 1414
Senate Bill No. 1549

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS (RESUMED)

The following bills were read the first time:

Senate Bill No. 545—An act to amend Section 12302 of the Government Code, relating to salaries of State Treasurer's assistants.

Referred to Committee on Governmental Efficiency and Economy.

Senate Bill No. 699—An act to amend Sections 581 and 582 of the Code of Civil Procedure and to add Sections 581c and 581d to the Code of Civil Procedure, relating to dismissals and nonsuits.

Referred to Committee on Judiciary.

Senate Bill No. 784—An act to repeal Article 10 of Chapter 2 of Division 10 of the Education Code and to add Article 10 to Chapter 2 of Division 10 of said code, relating to providing of housing and other facilities for students, faculty members, and employees of the state colleges, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Education.

Senate Bill No. 1217—An act to amend Section 73 of the Agricultural Code, relating to the California State Fair.

Referred to Committee on Agriculture.

Senate Bill No. 1276—An act to amend Section 805 of the Fish and Game Code, relating to abalones taken outside of the State.

Referred to Committee on Fish and Game.

Senate Bill No. 1277—An act to amend Sections 4006, 4007, 4009, 4013, 4031, 4032, 4035, 4037, 4038, 4039, 4041, 4044, 4092, 4132, 4195, 4196, 4201, 4212, 4213, 4214, 4288, and 4256 of, to add Sections 4033, 4033.1, 4033.2, 4033.3, 4035.1, 4048, 4095, 4218, 4219, 4220, 4221, 4222, 4234, 4235, 4236, and Article 7 comprising Sections 4160 to 4165, inclusive, to Chapter 9 of Division 2 of the Business and Professions Code, and

to repeal Sections 4034, 4094, and 4095, and to repeal Article 8 of Chapter 9, Division 2, of said code, and Article 5 of Chapter 4, Division 10 of the Health and Safety Code, all relating to the practice of pharmacy.

Referred to Committee on Public Health.

Senate Bill No. 1357—An act to add Section 16104 to, and to amend Sections 16101 and 16120 of, the Business and Professions Code, relating to licensing of business by counties.

Referred to Committee on Revenue and Taxation.

Senate Bill No. 1390—An act to amend Section 1100.1 to the Insurance Code, relating to investments of insurers.

Referred to Committee on Finance and Insurance.

Senate Bill No. 1414—An act to add Article 5, comprising Sections 5680 to 5777, inclusive, to Chapter 3 of Division 5 of the Public Resources Code, relating to regional shoreline park and recreation districts.

Referred to Committee on Conservation, Planning, and Public Works.

Senate Bill No. 1549—An act to add Section 5.5 to, and to amend Sections 2, 3, 5, and 6 of, an act entitled "An act relating to real property of a city, county, or city and county situate without the territorial boundaries of the owner, prescribing regulations concerning the handling and disposition of such property, whether by sale, lease, license or otherwise, and providing for the administration and enforcement of the provisions of this act," approved July 12, 1945, relating to the handling and disposition of such real property, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Municipal and County Government.

RE-REFERENCE OF BILLS

By order of the Speaker, the following bills were withdrawn from the file, and re-referred as follows:

Assembly Bill No. 2015 re-referred to Committee on Municipal and County Government.

Assembly Bill No. 1386 re-referred to Committee on Conservation, Planning, and Public Works.

Assembly Bill No. 412 re-referred to Committee on Social Welfare.

CONSIDERATION OF DAILY FILE

THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 1116—An act amending Sections 1, 3, 3a, and 5 of an act entitled "An act to authorize and control the deposit in banks of money belonging to or in the custody of any county, city and county, city, town, municipality or other public or municipal corporation within this State, and to repeal all acts or parts of acts in conflict with this act," approved April 28, 1933, relating to deposit of public moneys.

Bill read third time.

The roll was called, ~~and the bill passed by the following vote:~~

PRINTER'S NOTE—There being no 7-point strikeout type available, the following roll call, which should appear in strikeout type, is indicated by being enclosed within brackets:

[AYES—Anderson, Bennett, Berry, Blosser, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Lester T. Davis, M. Philip Davis, Debs, Clayton A. Dills, Elliott, Erwin, Gaffney, Geddes, Hahn, Heisinger, Hinton, Huyck, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McMillan, Niehouse, Price, Robertson, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thorp, Thurman, Waters, and Mr. Speaker—45.
NOES—None.]

~~Bill ordered transmitted to the Senate.~~

On May 22, 1947, Assembly Bill No. 1116 was recalled from the Senate, and the above record was expunged, and the action rescinded, whereby the Assembly on this day passed Assembly Bill No. 1116.

Assembly Bill No. 2331—An act to add Sections 41 and 42 to the Fish and Game Code, and to repeal Sections 4149b and 4149d of the Political Code, relating to county game wardens.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Bennett, Berry, Blosser, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Lester T. Davis, M. Philip Davis, Debs, Clayton A. Dills, Elliott, Erwin, Gaffney, Geddes, Hahn, Heisinger, Hinton, Huyck, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McMillan, Niehouse, Price, Robertson, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thorp, Thurman, Waters, and Mr. Speaker—45.
NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 2341—An act to amend Section 23 of the Agricultural Producers Marketing Act, relating to the termination of programs for marketing agricultural products.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Lester T. Davis, M. Philip Davis, Debs, Clayton A. Dills, Elliott, Erwin, Gaffney, Geddes, Heisinger, Hinton, Huyck, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McMillan, Miller, Niehouse, Price, Robertson, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thorp, Thurman, Waters, and Mr. Speaker—45.
NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1893—An act to amend Sections 10096, 10097, and 10098 of, and to add Sections 10099 and 10100 to, the Revenue and Taxation Code, relating to the motor vehicle transportation license tax.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Lester T. Davis, M. Philip Davis, Debs, Clayton A. Dills, Erwin, Gaffney, Geddes, Hahn, Hawkins, Heisinger, Hinton, Huyck, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McMillan, Miller, Niehouse, Price, Robertson, Sherwin, Stanley, Stephenson, Stewart, Thorp, Thurman, Waters, and Mr. Speaker—46.
NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1894—An act to add Sections 11495 and 11496, and to amend Sections 11491, 11492, 11493, and 11494 of, the Revenue and Taxation Code, relating to the private car tax.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Lester T. Davis, M. Philip Davis, Debs, Clayton A. Dills, Erwin, Gaffney, Geddes, Hahn, Hawkins, Heisinger, Hinton, Huyck, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McMillan, Miller, Niehouse, Price, Robertson, Sherwin, Stanley, Stephenson, Stewart, Thorp, Thurman, Waters, and Mr. Speaker—46.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1895—An act to add Sections 7872 and 7873, and to amend Section 7871 of, the Revenue and Taxation Code, relating to the motor vehicle fuel license tax.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Lester T. Davis, M. Philip Davis, Debs, Clayton A. Dills, Erwin, Gaffney, Geddes, Hahn, Hawkins, Heisinger, Hinton, Huyck, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McMillan, Miller, Niehouse, Price, Robertson, Sherwin, Stanley, Stephenson, Stewart, Thorp, Thurman, Waters, and Mr. Speaker—46.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1897—An act to amend Section 22 of the Corporation Income Tax Act, relating to the levy and collection of taxes upon the income of corporations, associations and Massachusetts or business trusts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Lester T. Davis, M. Philip Davis, Debs, Clayton A. Dills, Erwin, Gaffney, Geddes, Hahn, Hawkins, Heisinger, Hinton, Huyck, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McMillan, Miller, Niehouse, Price, Robertson, Sherwin, Stanley, Stephenson, Stewart, Thorp, Thurman, Waters, and Mr. Speaker—46.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 434—An act to amend Section 12001 of the Government Code, relating to the Governor's Office.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Lester T. Davis, M. Philip Davis, Debs, Clayton A. Dills, Erwin, Gaffney, Geddes, Hahn, Hawkins, Hinton, Huyck, Kilpatrick, Kirkwood, Loomis, Luckel, Maloney, McMillan, Miller, Niehouse, Price, Robertson, Sherwin, Stanley, Thorp, Thurman, Waters, Weber, and Mr. Speaker—43.

NOES—Heisinger, Lowrey, Silliman, and Stephenson—4.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1904—An act to provide for the sale of certain real property of the State held for the use of Pacific Colony, and appropriating the proceeds thereof for the benefit of Pacific Colony.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Berry, Blosser, Boyd, Brown, Burke, Butters, Caldecott, Clarke, Collier, Conrad, Cooke, Cramer, Crowley, Lester T. Davis, M. Philip Davis, Debs, Clayton A. Dills, Erwin, Gaffney, Geddes, Grant, Hahn, Heisinger, Hinton, Huyck, James, Kirkwood, Loomis, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Sillman, Stanley, Stewart, Thomas, Thorp, Thurman, Waters, Weber, and Mr. Speaker—46

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1303—An act to add Section 2508 to the Welfare and Institutions Code, relating to county aid to indigent persons.

Bill read third time.

The roll was called.

Call of the Assembly

Pending the announcement of the vote, Mr. Kilpatrick moved a call of the Assembly.

Motion carried Time, 9.45 a.m.

The Speaker directed the Sergeant-at-Arms to close the doors, and to bring in the following absent members:

Allen, Beck, Brady, Burns, Carey, Collier, George D. Collins, Crichton, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Field, Gannon, Geddes, Grunsky, Hawkins, Hinckley, Hollibaugh, Johnson, Maloney, McCollister, O'Day, Rosenthal, Sheridan, Stephenson, Thompson, and Wollenberg—30.

PROCEEDINGS UNDER CALL OF THE ASSEMBLY BY UNANIMOUS CONSENT

TEMPORARY SUSPENSION OF ASSEMBLY RULE NO. 85

Mr. Knight asked for, and was granted, unanimous consent that Assembly Rule No 85 be temporarily suspended for the purpose of placing a call of the Assembly on any matter on file.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1083—An act to add Chapter 3.5 to Part 1 of Division 2 of Title 2 of the Government Code, relating to the retirement, with retirement allowances, of Members of the Legislature.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Berry, Blosser, Boyd, Burke, Butters, Caldecott, Clarke, Collier, George D. Collins, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Doyle, Erwin, Fletcher, Gaffney, Grant, Hahn, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Kirkwood, Knight, Loomis, Lowrey, McMillan, Miller, Price, Rosenthal, Sherwin, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, and Weber—48.

NOES—Brown, Evans, Luckel, Lyons, and Niehouse—5.

Bill ordered transmitted to the Senate.

Assembly Bill No. 35—An act to amend the titles of Chapter 5 and of Article 1 of Chapter 4, Part 1, Division 3, Title 2 of the Government Code, and to amend Sections 11380, 11381, 11382, 11383, 11384,

11385, 11411, 11412, and 11415 of said code and to add Sections 11382.5, 11409, and 11409.5 and Article 1, comprising Sections 11370 to 11373, inclusive, Article 4, consisting of Sections 11420 to 11427, inclusive, and Article 5, consisting of Section 11440, to Chapter 4, Part 1, Division 3, Title 2 of said code and to add Sections 18595 and 26803.5 to said code, and to repeal Article 2, comprising Sections 11400 to 11402, inclusive, of Chapter 4, Part 1, Division 3, Title 2 of said code and Section 723 of the Political Code, all relating to rules and regulations of state agencies

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Butters, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Doyle, Elliott, Erwin, Evans, Fletcher, Gaffney, Grant, Hahn, Heisinger, Hinton, Huyck, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, McCollister, McMillan, Miller, Price, Robertson, Rosenthal, Sherwin, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Weber, and Mr. Speaker—55.

NOES—None.

Bill ordered transmitted to the Senate.

BILLS WITHDRAWN FROM INACTIVE FILE, AND PLACED ON THE THIRD READING FILE

The following bill was withdrawn from the inactive file, and placed upon the third reading file:

Assembly Bill No. 1304, on request of Mr. Boyd.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1695—An act to amend Section 12150 of the Government Code, relating to the Secretary of State.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Carey, Collier, George D. Collins, Conrad, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Doyle, Erwin, Evans, Fletcher, Gaffney, Grant, Grunsky, Hahn, Hollibaugh, Huyck, Kilpatrick, Kirkwood, Knight, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Price, Stanley, Stewart, Thomas, Thompson, Thurman, Waters, Weber, and Mr. Speaker—48.

NOES—Butters, Clarke, Elliott, Heisinger, Hinton, Loomis, Lowrey, and Thorp—8.

Bill ordered transmitted to the Senate.

Assembly Bill No. 2022—An act to amend Section 7011 of the Business and Professions Code, relating to contractors.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Doyle, Erwin, Evans, Fletcher, Gaffney, Grant, Grunsky, Hollibaugh, Huyck, Kilpatrick, Kirkwood, Knight, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Rosenthal, Sheridan, Sherwin, Stanley, Thomas, Thompson, Thurman, Waters, Weber, and Mr. Speaker—52.

NOES—Hahn, Heisinger, Hinton, Loomis, Lowrey, and Thorp—6.

Bill ordered transmitted to the Senate.

Assembly Bill No. 2604—An act to add Article 1.5 to Chapter 4 of Part 1 of Division 6 of the Health and Safety Code, relating to inclusion of sanitary districts in county sanitation districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, M. Philip Davis, Debs, Clayton A. Dills, Doyle, Elliott, Erwin, Evans, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Kilpatrick, Kirkwood, Knight, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—66.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 2606—An act to add Article 2.3 to Chapter 4 of Part 3 of Division 5 of the Health and Safety Code, relating to inclusion of sewer maintenance districts in county sanitation districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Elliott, Erwin, Evans, Fletcher, Gaffney, Geddes, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Kilpatrick, Kirkwood, Knight, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—65.

NOES—None.

Bill ordered transmitted to the Senate.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

The following resolution was offered:

Assembly Concurrent Resolution No. 79: By Mr. Huyck—Relative to the Woman's Relief Corps Home of California.

Referred to Committee on Military Affairs.

REPORTS OF STANDING COMMITTEES

Committee on Military Affairs

ASSEMBLY CHAMBER, SACRAMENTO, May 20, 1947

MR SPEAKER: Your Committee on Military Affairs, to which was referred:

Assembly Concurrent Resolution No. 79

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

McCOLLISTER, Chairman

Above reported resolution ordered engrossed.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 664—An act to authorize the Youth Authority to sell and convey certain real property in the County of Los Angeles,

known as the Fred C. Nelles School, Whittier, California, and appropriating the proceeds for the purchase of a new site and buildings for said school.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Doyle, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Huyck, James, Kilpatrick, Knight, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—62.

NOES—Ralph C. Dills—1.

Bill ordered transmitted to the Senate.

Assembly Concurrent Resolution No. 78—Relative to approving amendments to the charter of the City of Berkeley, a municipal corporation in the County of Alameda, State of California, voted for and ratified by the qualified electors of said city at the regular municipal election held therein on the sixth day of May, 1947.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Hinckley, Hinton, Hollibaugh, Huyck, James, Kilpatrick, Knight, Loomis, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Price, Robertson, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—64.

NOES—Heisinger—1.

Resolution ordered transmitted to the Senate.

Assembly Bill No. 158—An act to amend Section 599 of, and to add Section 58 to, the Vehicle Code, relating to inflammable liquids and vehicles transporting the same.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Elliott, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—65.

NOES—Butters, Erwin, and Hinckley—3.

Bill ordered transmitted to the Senate.

Assembly Bill No. 170—An act to amend Section 44 of, and to add Section 671.1 to, the Vehicle Code, relating to authorized emergency vehicles and the illegal use of sirens.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills,

Ralph C. Dills, Doyle, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Price, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—67.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1600—An act to amend Chapter 788, Statutes of 1937, as amended, relating to the caravaning of vehicles.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Price, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—67.

NOES—None.

Bill ordered transmitted to the Senate.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, May 20, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1687

And reports the same correctly re-engrossed.

WEBER, Chairman

Above reported bill ordered to third reading.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1406—An act to amend Section 3710 of the Revenue and Taxation Code, relating to property taxes.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Price, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—67.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 2492—An act to add Section 6365 to the Revenue and Taxation Code, relating to exemptions from the sales and use taxes.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burns, Caldecott, Carey, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Elliott, Evans, Fletcher,

Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Kilpatrick, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Sheridan, Sherwin, Silliman, Thomas, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—56.

NOES—Boyd, Burke, Butters, Clarke, Erwin, Hinckley, Kirkwood, Knight, Loomis, Stanley, and Thorp—11.

Bill ordered transmitted to the Senate.

RE-REFERENCE OF BILLS

By order of the Speaker, the following bill was withdrawn from the file, and re-referred as follows:

Assembly Bill No. 1687 re-referred to Committee on Governmental Efficiency and Economy.

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS
CONSIDERATION OF SENATE AMENDMENTS

Assembly Bill No. 2070—An act to amend Section 820.5 of the Streets and Highways Code, relating to the performance of work for the Federal Government.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 2070?

Amendment No. 1

On page 1, line 4, of the printed bill, strike out "the" preceding "authorized".

Amendment No. 2

On page 1 of said bill, strike out line 5; and in line 6, strike out "jects", and insert "of street or highway construction, improvement, or maintenance projects".

Amendment No. 3

On page 1, line 8, of said bill, following "highways," insert "including highways providing access to timber or other natural resources,".

Amendment No. 4

On page 1, line 9, of said bill, strike out "within", and insert "on".

Amendment No. 5

On page 1, line 11, of said bill, strike out "complete", and insert "full".

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 2070 by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, Niehouse, Price, Sheridan, Sherwin, Silliman, Stanley, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—65.

NOES—None.

Assembly Bill No. 2070 ordered enrolled.

Assembly Bill No. 2266—An act to amend Sections 5403, 5406, 5408, 5409, 5410.2, and 5410.4 of, and to add Sections 5410.45 and 5402.5

to, the Public Resources Code, relating to recreation park and parkway districts.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 2266?

Amendment No. 1

On page 2, line 47, of the printed bill, as amended in the Assembly on April 14, 1947, strike out "directors chosen as follows:", and insert "five directors elected from the district at large."

Amendment No. 2

On page 2 of said bill, strike out lines 48 to 52, inclusive.

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 2266 by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, Niehouse, Price, Sheridan, Sherwin, Silliman, Stanley, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—65.
NOES—None.

Assembly Bill No. 2266 ordered enrolled.

Assembly Bill No. 1797—An act conveying certain tidelands and lands lying under inland navigable waters, situated in the Bay of San Pablo to the City of Vallejo, in furtherance of navigation and commerce and the fisheries, and providing for the government, management and control thereof, reserving rights to the State.

The question being: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 1797?

Amendment No. 1

On page 2 of the printed bill, as amended in the Assembly on April 18, 1947, strike out lines 10 to 27, inclusive.

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 1797 by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, Niehouse, Price, Sheridan, Sherwin, Silliman, Stanley, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—65.
NOES—None.

Assembly Bill No. 1797 ordered enrolled.

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1867—An act to add Section 7080.1 to the Business and Professions Code, relating to certification of records by the Registrar of Contractors.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, George D. Collins, Conrad, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C.

Dills, Doyle, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Price, Silliman, Stanley, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—63.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 713—An act to amend Section 3047 of the Welfare and Institutions Code, relating to aid to needy blind.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Sherwin, Silliman, Stanley Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—69.

NOES—None.

Bill ordered transmitted to the Senate.

RE-REFERENCE OF BILLS

By order of the Speaker, the following bill was withdrawn from the file, and re-referred as follows:

Assembly Bill No. 2274 re-referred to Committee on Ways and Means.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 145—An act to amend Sections 511.1, 511.2, 512, and 515 of, to repeal Sections 511.3 and 511.4 of, and to add Sections 511.3, 511.4, and 525.1 to, the Vehicle Code, and to amend Section 144 of the Streets and Highways Code, all relating to speed limits and the operation of vehicles upon the highway.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Berry, Blosser, Brady, Brown, Burke, Burns, Clarke, Collier, Conrad, Cramer, Crichton, Debs, Doyle, Elliott, Erwin, Fletcher, Gaffney, Gannon, Geddes, Grant, Hahn, Hawkins, Heisinger, Hinkley, Hinton, Hollibaugh, Kilpatrick, Kirkwood, Knight, Lyons, Maloney, McMillan, Miller, Price, Silliman, Stanley, Stephenson, Stewart, Thomas, Thorp, and Wollenberg—43.

NOES—Beck, Bennett, Butters, Caldecott, Carey, George D. Collins, Crowley, M. Philip Davis, Dickey, Ralph C. Dills, Dunn, Evans, Grunsky, Luckel, O'Day, Robertson, Rosenthal, and Sherwin—18.

Bill ordered transmitted to the Senate.

FURTHER PROCEEDINGS UNDER CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 1303

At 11 a.m., on motion of Mr. Kilpatrick, further proceedings under the call of the Assembly were dispensed with.

The names of the absentees were called, and Assembly Bill No. 1303 passed by the following vote:

AYES—Allen, Anderson, Beck, Berry, Brady, Brown, Burns, Carey, George D. Collins, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Kilpatrick, Luckel, Lyons,

Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Stanley, Stephenson, Thomas, Thorp, Waters, Weber, and Mr. Speaker—52.

NOES—Bennett, Blosser, Boyd, Burke, Butters, Caldecott, Clarke, Collier, Conrad, M Philip Davis, Hinckley, Huyck, James, Kirkwood, Knight, Loomis, Lowrey, Sherwin, Silliman, Stewart, Thurman, and Wollenberg—22.

Bill ordered transmitted to the Senate.

RECOMMENDATION OF THE GOVERNOR

In accordance with Article IV, Section 34, of the Constitution, the Governor presented the following communication recommending the passage of Senate Bill No. 835:

STATE OF CALIFORNIA
GOVERNOR'S OFFICE, SACRAMENTO, April 23, 1947

To the Honorable Members of the Assembly
Sacramento, California

GENTLEMEN:

Senate Bill No. 835—"An act to add Sections 203, 204, 205, and 206 to the Education Code, all relating to the California State Educational Agency for Surplus Property, declaring the urgency thereof, to take effect immediately,"

in my opinion constitutes an emergency bill within the meaning of that term as used in Section 34 of Article IV of the Constitution of the State of California, the consideration of which should not await the final enactment of the Budget Bill.

I therefore recommend consideration of Senate Bill No. 835 as an emergency measure.

Respectfully submitted.

EARL WARREN, Governor

REQUEST FOR UNANIMOUS CONSENT TO TAKE UP SENATE BILL NO. 835, OUT OF ORDER

Mr. Dunn asked for, and was granted, unanimous consent that Senate Bill No. 835 be taken up, out of order, at this time.

CONSIDERATION OF SENATE BILL NO. 835

Senate Bill No. 835—An act to add Sections 203, 204, and 205 to the Education Code, all relating to the California State Educational Agency for Surplus Property, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, M Philip Davis, Debs, Dickey, Clayton A Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, Maloney, McMillan, Miller, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—65.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant,

Grunsky, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, Maloney, McMillan, Miller, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—65

NOES—None.

Bill ordered transmitted to the Senate.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 2389—An act to amend Sections 18672, 18673, and 19170 and to repeal Section 19174 of the Government Code, relating to the state civil service.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cramer, Crichton, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Doyle, Dunn, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Heisinger, Hinton, Huyck, James, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, O'Day, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—60.

NOES—None.

Bill ordered transmitted to the Senate.

APPOINTMENT OF SELECT COMMITTEE

Speaker Collins and Mr. Dickey announced the appointment of Messrs. Kuchel, the State Controller, Grunsky, Luckel, Cooke, Cramer, Conrad, James, Caldecott, and Dickey, as a Select Committee, to escort to the rostrum Admiral Donald B. Beary, U. S. N., Commandant of the Twelfth Naval District, and members of his party.

RECESS

At 11.15 a.m., on motion of Mr. Dickey, the Assembly recessed until 11.20 a.m., to hear remarks from Admiral Donald B. Beary, U. S. N., Commandant of the Twelfth Naval District; and to welcome the following members of his party: Lieutenant R. G. Lindsley, Lieutenant H. A. Miller, and Lieutenant J. W. Stansfield.

Proceedings During Recess

Admiral Donald B. Beary presented citations, in the form of medals, to the following elected state officials: State Controller Thomas Kuchel, who served during the war as a Commander, U. S. N. R.; Assemblyman Frank Luckel, Captain, U. S. N., retired; Assemblyman John B. Cooke, Commander, U. S. N., retired; Assemblyman Donald Grunsky, Lieutenant Commander (S. C.) U. S. N. R.; Assemblyman Howard T. Cramer, Aviation Chief Radioman (total service 18 years); Assemblyman W. E. James, Lieutenant Commander (air combat intelligence officer), U. S. N. R.; and Assemblyman Charles J. Conrad, Specialist First Class, chemical warfare, U. S. Coast Guard.

REASSEMBLED

At 11.20 a.m., the Assembly reconvened.

Hon. Sam L. Collins, Speaker of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

COMMUNICATIONS

By the Chief Clerk:

The following communication was received, read, and ordered printed in the Journal:

HOUSE OF REPRESENTATIVES, U. S
COMMITTEE ON THE JUDICIARY
WASHINGTON, D. C., May 15, 1947

Hon. Arthur A. Ohnimus
Chief Clerk, California Legislature
State Capitol, Sacramento 14, California

DEAR MR. OHNIMUS: In reply to your letter of May 8, 1947, conveying the resolution of the California Assembly relating to Constitution Day, which was referred to this committee for consideration, please be advised that this committee recently tabled H. J. Resolution 60 which was introduced to proclaim Constitution Day. I understand, however, that the Senate Judiciary Committee recently reported favorably on a similar bill.

Very sincerely yours,

EARL C. MICHENER, Chairman

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1236—An act to amend Sections 28111, 28116, 28133, 28142, and 28285, and to repeal Sections 28134 and 28149, of the Health and Safety Code, relating to the preservation of the public health, including the sanitation and regulation of establishments where food used for human consumption is stored, prepared, kept, manufactured or distributed.

Bill read third time.

Motion to Amend

Mr. O'Day moved the adoption of the following amendments:

Amendment No. 1

In line 2 of the title of the printed bill, as amended in the Assembly on May 8, 1947, strike out "Sections 28134 and 28149", and insert "Section 28134".

Amendment No. 2

On page 2 of said bill, strike out lines 18 and 19; and in line 20, strike out "SEC. 7", and insert
"SEC. 6".

Amendments read, and adopted.

Bill ordered reprinted, and re-engrossed.

THIRD READING OF SENATE BILLS (BY UNANIMOUS CONSENT)

Senate Bill No. 310—An act to renumber Section 1557.1 of the Probate Code to be Section 1557.2, and to amend said section, and to add Section 1557.1 to said code, relating to investments by guardians and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Burke, Burns, Butters, Clarke, Collier, Conrad, Crichton, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Erwin, Evans, Fletcher, Gaffney, Gannon, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, James, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Price, Rosenthal, Sheridan, Silliman, Stanley, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—54.

NOES—George D. Collins, O'Day, and Sherwin—3.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Burke, Burns, Butters, Clarke, Collier, Conrad, Crichton, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Erwin, Evans, Fletcher, Gaffney, Gannon, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, James, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Price, Rosenthal, Sheridan, Silliman, Stanley, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—54.

NOES—George D. Collins, O'Day, and Sherwin—3.

Bill ordered transmitted to the Senate.

Senate Bill No. 989—An act to amend Section 460 of the Government Code, relating to the counties of the State.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Carey, Clarke, George D. Collins, Conrad, Cooke, Crichton, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Erwin, Evans, Fletcher, Gaffney, Geddes, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, James, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—59.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 1004—An act to add Section 12461.5 to the Government Code, relating to the duties of the Controller.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Carey, Clarke, George D. Collins, Conrad, Cooke, Crichton, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Erwin, Evans, Fletcher, Gaffney, Geddes, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, James, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—59.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 1005—An act to add Section 25.5 to the Municipal Courts Act of 1925, relating to the fees of marshals.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, James, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Weber, and Mr. Speaker—64.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 1006—An act to amend Section 27802 of the Government Code, relating to justices of the peace.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, James, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Weber, and Mr. Speaker—64.
NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 1007—An act to amend Section 25457 and to renumber Chapter 4, comprising Sections 26800 to 26858, of Part 3, Division 2, Title 3 of the Government Code, relating to the government of counties.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, James, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Weber, and Mr. Speaker—64.
NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 587—An act to amend Section 21658 of the Water Code, relating to nomination of candidates for offices in irrigation districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, James, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Weber, and Mr. Speaker—64.
NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 305—An act to validate the organization, boundaries, governing officers or boards, acts, proceedings, and bonds of public bodies, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, James, Kilpatrick, Kirkwood, Loomis, Lowrey,

Luckel, Lyons, Maloney, McCollister, McMillan, Miller, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Weber, and Mr. Speaker—64.
NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, James, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Weber, and Mr. Speaker—64.
NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 527—An act to amend the Palo Verde Irrigation District Act, as amended, by amending Section 10, relating to powers and duties of the board of trustees, Section 26, relating to estimates for levy of taxes and Section 28, relating to levy of taxes and by adding Section 28.1, relating to particular purpose taxes and Section 27.1, relating to assessor's maps and by reenacting Sections 69 and 72, relating to the inclusion of lands in said district, all relating to the Palo Verde Irrigation District.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, James, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Weber, and Mr. Speaker—64.
NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 252—An act to amend Section 2798 of the Business and Professions Code, relating to nursing and nursing schools.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Elliott, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, James, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, O'Day, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—64.
NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 19—An act to amend Sections 10150, 10151, 10200, 10201, 10208, 10211, 10212, 10213, 10216, 10221, 10275, 10276, 10320, 10328, 10331, 10332, 10333, 10340, 10375, 10376, 10420, 10427, 10430, 10431, 10432, 10439, 10515, 10516, 10580, 10588, 10591, 10592, 10593, and 10600 of the Business and Professions Code, to add Sections 10156.2, 10208.5, 10208.7, 10213.5, 10213.7, 10279.2, 10321.5, 10328.5, 10328.7,

10333.5, 10333.7, 10379.5, 10420.5, 10427.5, 10427.7, 10432.5, 10432.7, 10519.5, 10581.5, 10588.5, 10488 7, 10593.5, and 10593.7 thereto, and to repeal Sections 10101, 10102, 10209, 10214, 10329, 10334, 10428, 10433, 10589, and 10594 thereof, relating to fees and licenses of the State Division of Real Estate of the Department of Investment, declaring the urgency thereof, to take effect immediately.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cramer, Crichton, Crowley, Debs, Dickey, Clayton A. Dills, Dunn, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, James, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, Maloney, McMillan, O'Day, Price, Robertson, Rosenthal, Sheridan, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Weber, and Mr. Speaker—60.

NOES—Ralph C. Dills—1.

Bill ordered transmitted to the Senate.

Senate Bill No. 214—An act to amend Sections 23600, 23603, 23626, 23673, 23875, 23981, 24528, and 24529 of, and to add Sections 23674, 23878, and 23879 to, the Water Code, relating to improvement districts in irrigation, declaring the urgency hereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cramer, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dunn, Elliott, Erwin, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, James, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—66

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cramer, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C Dills, Dunn, Elliott, Erwin, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, James, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—66.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 1162—An act to amend Section 9203 of the Public Resources Code, relating to elections in soil conservation districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cramer, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Clayton A Dills, Ralph C. Dills, Dunn, Elliott, Erwin, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, James, Kilpatrick, Kirkwood, Loomis,

Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—66.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 1164—An act to add Section 9203.5 to the Public Resources Code, relating to elections in soil conservation districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cramer, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dunn, Elliott, Erwin, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, James, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—66.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 1165—An act to amend Section 1331 of the Streets and Highways Code, relating to the county road commissioner.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cramer, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dunn, Elliott, Erwin, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, James, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—66.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 390—An act to amend Section 2 of "An act relating to the postwar employment reserve; defining the powers and duties of state officers in connection therewith, making an appropriation for preparation of plans for a state building program, and declaring the urgency thereof, to take effect immediately," approved May 18, 1943, relating to the postwar employment reserve.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cramer, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dunn, Elliott, Erwin, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, James, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—66.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 984—An act to amend Section 20867 of the Government Code, relating to the State Employees' Retirement System, and providing for allocation and payment of the cost of service rendered by local members to more than one contracting agency.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cramer, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, James, Kirkwood, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—64.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 945—An act to amend Sections 794, 795, 797, 798, 799, 800, and 802, and to repeal Sections 797.5 and 799.1 of the Fish and Game Code, relating to abalones.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cramer, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Kilpatrick, Kirkwood, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—65.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 184—An act to amend Section 4280 of the Political Code and Section 28151 of the Government Code, relating to compensation for public services in counties of the fifty-first class.

Bill read third time.

Motion to Amend

Mr. Crowley moved the adoption of the following amendments:

Amendment No. 1

On page 3, line 39, of the printed bill, as amended in the Assembly on May 15, 1947, after "when", insert "traveling while".

Amendment No. 2

On page 3 of said bill, between lines 46 and 47, insert

"(d) For attending as grand juror or as trial juror, each such juror shall receive such fees and mileage as are now or may hereafter be allowed by law."

Amendments read, and adopted.

Bill ordered reprinted, and to third reading.

Senate Bill No. 328—An act to add Section 2272 to the Civil Code, relating to the validity of leases executed by a trustee.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burns, Carey, Clarke, Collier, George D Collins, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, James, Kilpatrick, Kirkwood, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr Speaker—65.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 220—An act to amend Sections 11500, 11501, 11503, 11504, 11518, 11520, and 11523 of the Government Code, to repeal Section 11514 thereof, and to add new Sections 11514 and 11529 thereto, all relating to administrative procedure.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Bennett, Berry, Blosser, Brady, Brown, Burns, Caldecott, Carey, Clarke, Collier, George D Collins, Conrad, Crichton, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Doyle, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hawkins, Hinckley, Hinton, Huyck, James, Kilpatrick, Kirkwood, Luckel, Lyons, Maloney, Miller, Niehouse, O'Day, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—52

NOES—Anderson, Beck, Crowley, Ralph C. Dills, Dunn, Geddes, Hahn, Heisinger, Lowrey, McMillan, and Robertson—11.

Bill ordered transmitted to the Senate.

RESOLUTIONS

The following resolution was offered:

By Mr. Maloney:

House Resolution No. 189

Congratulating Jack Welter on his overwhelming victory on the Municipal Golf Links

WHEREAS, It has been called to the attention of par shooters and the Members of the Assembly that one, Jack Welter, political writer for the *San Francisco Examiner*, possessing all of the equilibrium of a finished athlete, was instrumental in winning first prize in the second flight of the City of Sacramento Championship at Municipal Golf Links, Sacramento, on Sunday, May 18, 1947; and

WHEREAS, Followed by a gallery of 2,000 enthusiastic golf fans, the great Jack Welter demonstrated his ability as an up and coming golf product of Sacramento; and

WHEREAS, In view of his overwhelming victory on the Municipal Golf Links at Sacramento, Sunday, May 18, 1947, he is now in line to branch out as one of California's up and coming amateur golf champions; now, therefore, be it

Resolved by the Assembly of the State of California, in Regular Session assembled, Do hereby extend to Jack Welter our heartiest congratulations for bringing fame and distinction, not only to the City of Sacramento, but to the State Capitol, where he daily informs the people of this great State of California of the activities of State Government; and be it further

Resolved, That the Chief Clerk of the Assembly is directed to send a suitably engrossed copy of this resolution to Mr Jack Welter.

Request for Unanimous Consent

Mr. Maloney asked for, and was granted, unanimous consent to take up House Resolution No. 189, at this time, without reference to committee or file.

Resolution read, and adopted unanimously.

MOTION TO INSTRUCT CHIEF CLERK TO BUY DICTIONARY AND ARRANGE FOR MOTION PICTURE PROJECTOR

Mr. Dickey moved that the Chief Clerk be instructed to purchase a copy of Webster's International Dictionary and arrange for rental of silent movie projector and screen to be used at the lecture to be given by Dr. Stafford L. Warren next Tuesday at 8.30 p.m. in the Assembly Chamber.

The roll was called, and the motion carried by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, James, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—66.

NOES—None.

COMMUNICATIONS

By Speaker Collins:

The following communication was received, read, and ordered printed in the Journal:

VETERANS OF FOREIGN WARS OF THE UNITED STATES
LIEUTENANT LANSDALE POST No. 67
SACRAMENTO 16, CALIFORNIA, May 1, 1947

In replying to this communication address Sam J. Rippon, Sr., Adjutant

Hon. Sam L. Collins, Speaker
California State Assembly
Assembly Chamber, State Capitol, Sacramento, California

MR. SPEAKER: Commander Sam Landau and the members of Lieutenant Lansdale Post No. 67, Veterans of Foreign Wars of the United States, cordially invite you and the Members of the Assembly to an Open House at our Clubrooms, 3333 Eye Street, Sacramento, California, on May 22, 1947.

Cocktails will be served 6.30 p.m. to 7.30 p m., followed by entertainment and refreshments.

Yours very truly,

LIEUTENANT LANSDALE POST NO. 67
VETERANS OF FOREIGN WARS OF THE U. S.
By SAM J. RIPPON, SR., Adjutant

NOTICE OF MOTION TO WITHDRAW ASSEMBLY BILL NO. 76 FROM INACTIVE FILE

Mr. McCollister gave notice that on the next legislative day he would move to withdraw Assembly Bill No. 76 from the inactive file, and have it placed upon the third reading file.

NOTICE OF MOTION TO WITHDRAW ASSEMBLY BILL NO. 687 FROM INACTIVE FILE

Mr. Wollenberg gave notice that on the next legislative day he would move to withdraw Assembly Bill No. 687 from the inactive file, and have it placed upon the third reading file.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 223—An act to amend Sections 5100, 5101, and 5104 of the Business and Professions Code, to repeal Sections 5102 and 5103 thereof, to add a new Section 5102 thereto, and to repeal Section 3 of an act entitled "An act to repeal Chapter 1, comprising Sections 5000

to 5044 inclusive, of Division 3 of, and to add a new Chapter 1, comprising Sections 5000 to 5132 inclusive, to Division 3 of, the Business and Professions Code, relating to the creation of a State Board of Accountancy, and prescribing its duties and powers; regulating the practice of public accountancy and requiring persons engaged in the practice thereof to obtain annual permits to practice; providing for the examination of and issuance of the certificate of certified public accountant to qualified applicants and for the continuance of certified public accountant certificates issued under prior acts; and providing penalties for violations of the provisions of this act," approved July 13, 1945, all relating to accountancy.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Huyck, James, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, O'Day, Price, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—65.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 1097—An act to amend Section 13 of the Unemployment Insurance Act, relating to unemployment insurance.

Bill read third time.

Motion to Amend

Mr. Geddes moved the adoption of the following amendment:

Amendment No. 1

On page 2 of the printed bill, as amended in the Senate on April 28, 1947, after line 51, insert

"SEC. 3. The amendment to subsection (e) of Section 57 shall be operative only as to claims for benefits arising during benefit years established subsequent to December 31, 1947."

Amendment read, and adopted.

Bill ordered reprinted, and re-engrossed.

Senate Bill No. 760—An act to amend Section 3941 of the Education Code, relating to the suspension of high school districts, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Kilpatrick, Kirkwood, Loomis, Lowrey, Lyons, Maloney, McCollister, McMillan, Miller, O'Day, Price, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Weber, Wollenberg, and Mr. Speaker—63.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Kilpatrick, Kirkwood, Loomis, Lowrey, Lyons, Maloney, McCollister, McMillan, Miller, O'Day, Price, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Weber, Wollenberg, and Mr. Speaker—63.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 276—An act to add Article 9, comprising Sections 20221 and 20222 to Chapter 1 of Division 10 of the Education Code, relating to the University of California Police.

Bill read third time.

Motion to Amend

Mr. Caldecott moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 21, of the printed bill, as amended in the Senate on April 9, 1947, strike out the period, and insert "; provided, that such officers shall not exercise their powers or authority except (a) upon the campuses of the University of California and an area within one mile of the exterior boundaries of each thereof, and (b) in or about other grounds or properties of the University of California."

Amendment read, and adopted.

Bill ordered reprinted, and re-engrossed.

EXPLANATION OF ABSENCE

MR. SPEAKER: I desire the records of both the regular and extraordinary sessions show that I was absent from the Chamber because of official business in the Governor's Office.

DON A. ALLEN
Assemblyman Sixty-third District

RECOMMENDATION OF THE GOVERNOR

In accordance with Article IV, Section 34, of the Constitution, the Governor presented the following communication recommending the passage of Senate Bill No. 1562:

STATE OF CALIFORNIA
GOVERNOR'S OFFICE, SACRAMENTO, April 30, 1947

To the Honorable Members of the Assembly
Sacramento, California

GENTLEMEN:

Senate Bill No. 1562—"An act making an appropriation to provide for participation by the State of California in public celebrations and exhibits to be held throughout the State during 1948, 1949, and 1950 commemorating significant events in the history of the State, declaring the urgency thereof and providing that this act shall take effect immediately,"

in my opinion constitutes an emergency bill within the meaning of that term as used in Section 34 of Article IV of the Constitution of the State of California, the consideration of which should not await the final enactment of the Budget Bill.

I therefore recommend consideration of Senate Bill No. 1562 as an emergency measure.

Respectfully submitted.

EARL WARREN, Governor

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 1562—An act to provide for participation by the State of California in public celebrations and exhibits to be held throughout the State during 1948, 1949, and 1950 commemorating significant events in the history of the State, making an appropriation, declaring the urgency thereof and providing that this act shall take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinton, Hollibaugh, Huyck, James, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, O'Day, Price, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—63.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinton, Hollibaugh, Huyck, James, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, O'Day, Price, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—63.

NOES—None.

Bill ordered transmitted to the Senate.

RESOLUTIONS

The following resolution was offered:

By Mr. O'Day:

House Resolution No. 190

Congratulating Daniel Jeremiah Higgins upon his recent marriage to Anabel Elaine Fowler

WHEREAS, On the third day of May, 1947, at St. Francis Church in the City of Sacramento, Daniel Jeremiah Higgins, Deputy Legislative Counsel, took unto himself a bride—the charming and lovely Anabel Elaine Fowler of Newcastle; and

WHEREAS, This genial young Irishman, an adopted son of the City of San Francisco, and a graduate of the University of California and of Hastings College of Law, has proved himself as adept in choosing a bride as he is in his knowledge of the law; and

WHEREAS, The happiness of this young couple has pervaded these ancient halls and brought joy to the hearts of their many friends; now, therefore, be it

Resolved, That the Assembly of the State of California, hereby extends hearty congratulations to this promising young lawyer and his bride, and wishes them a lifetime of happiness and success; and be it further

Resolved, That a suitably engrossed copy of this resolution be prepared by the Chief Clerk of the Assembly and forwarded to Mr. and Mrs. Daniel J. Higgins.

Request for Unanimous Consent

Mr. O'Day asked for, and was granted, unanimous consent to take up House Resolution No. 190, at this time, without reference to committee or file.

Resolution read, and adopted.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, May 19, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted:

Senate Concurrent Resolution No. 48

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS

The following resolution was read:

Senate Concurrent Resolution No. 48—Relative to approving an amendment to the charter of the City of Santa Cruz, a municipal corporation in the County of Santa Cruz, State of California, voted for and ratified by the qualified electors of said city at the general municipal election held therein on the sixth day of May, 1947.

Request for Unanimous Consent

Mr. Grunsky asked for, and was granted, unanimous consent to take up Senate Concurrent Resolution No. 48, at this time, without reference to committee or file.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 48

Senate Concurrent Resolution No. 48—Relative to approving an amendment to the charter of the City of Santa Cruz, a municipal corporation in the County of Santa Cruz, State of California, voted for and ratified by the qualified electors of said city at the general municipal election held therein on the sixth day of May, 1947.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Huyck, James, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Weber, Wollenberg, and Mr. Speaker—67.

NOES—None.

Resolution ordered transmitted to the Senate.

COMMUNICATIONS

By Speaker Collins:

The following communication was received, read, and ordered printed in the Journal:

HOME BUILDERS COUNCIL OF CALIFORNIA
SAN FRANCISCO, May 15, 1947

Hon. Sam L. Collins, Speaker
California State Assembly
Sacramento, California

MR. SPEAKER: Following World War II, the home building industry was called upon to do the biggest postwar job—the job of properly housing American families In accepting the responsibilities of this tremendous undertaking the industry faced many problems.

You are reminded that the building industry also went to war—constructing barracks, defense housing for war workers, industrial plants, airports and shipyards After four years of war construction we had to adjust our industry from a wartime to a peacetime economy.

Regulated under strict government controls, faced with a critical shortage of materials and skilled manpower, as well as government competition for these items, we built better than half a million dwelling units during 1946. We are proud of the fact that 105,000 of these units were built in California alone. Had our industry been disorganized—had our leadership been weak—we would have thrown in the sponge.

In our opinion, the critical need for housing that existed in 1946 has been eased considerably and the housing shortage of today is over-emphasized. It would be just as unwise for the economy of this State and Nation to overbuild as it would be to underbuild. Greater panic could result from wholesale foreclosures, bankruptcies and unemployment than ever could result from a lack of housing.

The industry believes in doing first things first. During 1945 and 1946 we built homes for sale and rent to veterans in need of housing. We shall continue with or without government regulation to give the veteran in need of housing first consideration and preference. We are confident that the end of 1947 will find every veteran in need of housing adequately and comfortably housed without the necessity of public housing. Those who want new housing do not constitute an emergency. They will be taken care of at a later date.

During the session, you will be asked to consider measures that would place the great State of California in the real estate and building business at a cost to our taxpayers of hundreds of millions of dollars. In effect, you will be asked to refute the old established and successful American free enterprise system of doing things and to replace that system with a socialized method sponsored, supported and controlled by the State. Public housing will not relieve the veterans' housing problem. State-owned public housing would result in the influx of thousands of low-income families, increasing our housing and welfare problems instead of solving them.

There is only one answer to the housing problem—PRODUCTION. Stimulate production, create competition and stabilize costs and the result will be a home market for all income groups. We have studied every Senate and Assembly bill affecting housing and we fail to find one single bill that will stimulate production, create competition or stabilize costs. We would be derelict in our duty as Americans, Californians and home builders if we merely opposed these housing measures.

We therefore welcome this opportunity of submitting for your favorable consideration what we believe to be constructive suggestions and recommendations designed to correct and solve the housing problems of this great State.

We are attaching hereto a copy of our suggestions and recommendations.

Respectfully yours,

MILTON W. MORRIS, Secretary

HOME BUILDERS COUNCIL OF CALIFORNIA
SAN FRANCISCO

Recommendations

1. An amendment to the Military and Veterans Code, relating to farm and home purchases of veterans, by increasing the home purchase loan from $7,500 to $10,000 and by extending the amortization period of the mortgage from 20 to 30 years. A flat interest rate of 3 percent is recommended. This should result in home ownership by the veteran at a monthly payment of from $35 to $50 including principal, interest, taxes and insurance—the exact monthly payment dependent upon the loan and local tax rate.

2. A committee be appointed from both houses to study the practicability of establishing a state housing agency, similar to the Federal Housing Administration, for the purpose of insuring the mortgage loans of lending institutions on residential construction.

The successful mortgage insurance experience of FHA is public knowledge. This method of stimulating home building and providing home ownership opportunities for millions of American families on a reasonable monthly payment basis is universally acknowledged. The loss ratio of FHA is a fraction of 1 percent and the agency pays its own expense of administration without cost to the government.

A state housing agency, formed along these lines, with a maximum interest rate of 4 percent and an amortization period of 35 years, would permit families of moderate and low incomes to own their own homes on a monthly payment basis of less than rent for houses of comparable size. It is the monthly payment, not the purchase price, that governs home ownership. These families would then take their positions as tax-paying citizens in the community with a genuine interest in civic affairs.

3. We also submit for your consideration the use of state funds for the purpose of establishing a state agency similar to the RFC which would grant direct loans to builders and home purchasers, particularly veterans, at reasonable interest rate and for an amortization period of not less than 35 years. This type of state financing to be available to deserving cases where private lending institutions refuse the risk.

By stabilizing the interest rate to insure a fair return to the investor and by extending the amortization period, you make available the purchase of a home on monthly terms within the reach of moderate and low income families. In so doing, you eliminate the necessity of emphasizing the construction of rental properties and encourage private industry to build in accordance with good judgment based on local demand.

4. The State Legislature to use its authority and persuasive powers in obtaining for the home purchaser equitable assessments. It is very noticeable that local assessors have placed assessments on new homes equal to twice that of a prewar house of the same size and design. The natural result of this inequity is a higher monthly payment. This payment should be reduced by a fair, equitable and uniform method of assessment.

5. The purchase of real property by the State be confined to its minimum requirements, particularly in metropolitan areas where available residential properties are scarce, land values are high, housing is short and real property taxes are abnormal.

6. Real property now owned by the State and no longer necessary for government use be reconveyed to the counties and municipalities for redevelopment and return to local tax rolls.

7. The State Legislature memorialize Congress to the effect:

(a) That National Housing Act be amended by Congress to permit the Federal Housing Administration to insure mortgages on one and two-family dwellings for a period of 35 years.

(b) That a mortgage limitation of $9,500 and $16,150 on one and two-family dwellings respectively to be established on FHA 35-year loans.

(c) That an interest rate not to exceed 4 percent be established on FHA 35-year loans.

(d) That the Veterans Administration amend the G-I Bill of Rights to conform with the terms and conditions contained in the suggested amendments to the National Housing Act.

(e) That a down payment of 5 percent of the purchase price be established on 35-year loans.

(f) That persons who avail themselves of the provisions of the G-I Bill of Rights in the purchase of a home shall be exempt from the down payment requirement.

(g) That the above recommendations, if enacted into law, would result in the completion of thousands of well-constructed one and two-family dwellings with all conveniences and facilities to conform with neighborhood and community standards of construction and design at monthly payments of $35 to $50 principal, interest, insurance and taxes included.

(h) That the above recommendations would greatly relieve the critical housing shortage, discontinue government subsidies and tax money expenditures, eliminate the need for public housing and would offer a worthy substitute bill for the Taft-Ellender-Wagner Bill and State housing measures.

MILTON W. MORRIS, Secretary.
Home Builders Council of California

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS (RESUMED)
MOTION TO RECONSIDER ASSEMBLY BILL NO. 2603

In compliance with a notice given on a previous day, Mr. George D. Collins moved that the vote whereby Assembly Bill No. 2603 was passed be reconsidered.

Demand for Previous Question

Messrs. Heisinger. Miller, James, Silliman, and Luckel demanded the previous question.

Demand for previous question sustained.

The question being on the reconsideration of Assembly Bill No. 2603.

The roll was called, and Assembly Bill No. 2603 refused reconsideration by the following vote:

AYES—Allen, Anderson, Beck, Brady, Carey, George D. Collins, M. Philip Davis, Doyle, Elliott, Fletcher, Gaffney, Geddes, Hahn, Hawkins, Hinton, Kilpatrick, Lyons, Maloney, McCollister, McMillan, Miller, O'Day, Thomas, and Wollenberg—24.

NOES—Berry, Blosser, Boyd, Brown, Burns, Butters, Caldecott, Clarke, Collier, Crichton, Crowley, Debs, Dickey, Ralph C. Dills, Dunn, Erwin, Gannon, Grant, Grunsky, Heisinger, Hinckley, Hollibaugh, Huyck, James, Kirkwood, Loomis, Lowrey, Luckel, Niehouse, Price, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thompson, Thorp, Thurman, Weber, and Mr. Speaker—40.

Assembly Bill No. 2603 ordered transmitted to the Senate.

MOTION TO APPROVE JOURNALS

Upon motion of Mr. Dickey, the Journals for Monday, May 12, 1947; Tuesday, May 13, 1947; Wednesday, May 14, 1947; Thursday, May 15, 1947; and Friday, May 16, 1947, were approved, as corrected by the Minute Clerk.

REPORTS OF STANDING COMMITTEES

Committee on Ways and Means

ASSEMBLY CHAMBER, SACRAMENTO, May 20, 1947

MR. SPEAKER: Your Committee on Ways and Means, to which was referred: Senate Bill No 666

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

WOLLENBERG, Chairman

Above reported bill ordered to second reading.

SECOND READING OF SENATE BILLS (OUT OF ORDER) (BY UNANIMOUS CONSENT)

Senate Bill No. 666—An act making appropriations for the support of the Government of the State of California and for several public purposes in accordance with the provisions of Section 34 of Article IV of the Constitution of the State of California, approved and adopted by the people at the general election held November 7, 1922, to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Ways and Means:

Amendment No. 1

Strike out line 5 of the title of the printed bill, as amended in the Senate on May 2, 1947.

Amendment No. 2

In line 6 of the title of said bill, strike out "held November 7, 1922,".

Amendment No. 3

On page 3, line 42, of said bill, strike out "181,730", and insert "194,230".

Amendment No. 4

On page 5 of said bill, between lines 38 and 39, insert

"34.5—For the installation of a new index filing system, Secretary of State ---------- 30,000".

Amendment No. 5

On page 5, line 44, of said bill, strike out "25,813", and insert "25,715".

Amendment No. 6

On page 8, line 22, of said bill, strike out "162,500", and insert "159,530".

Amendment No. 7

On page 8, line 27, of said bill, strike out "120,625", and insert "117,565".

Amendment No. 8

On page 8, line 31, of said bill, strike out "169,730", and insert "166,670".

Amendment No. 9

On page 8, line 36, of said bill, strike out "162,500", and insert "159,530".

Amendment No. 10

On page 11, line 49, of said bill, immediately following "Total of schedule 440,-507", insert

"59.5—For support of the Adult Authority, Department of Corrections, for the establishment and maintenance of a program of in-service training of parole officers in the Bureau of Paroles..... $10,900".

Amendment No. 11

On page 12, line 3, of said bill, strike out "32,445", and insert "26,465".

Amendment No. 12

On page 12, line 5, of said bill, strike out "21,230", and insert "17,750".

Amendment No. 13

On page 12, line 6, of said bill, strike out "7,905", and insert "7,005".

Amendment No. 14

On page 12, line 7, of said bill, strike out "3,320", and insert "1,710".

Amendment No. 15

On page 12, line 9, of said bill, strike out "32,455", and insert "26,465".

Amendment No. 16

On page 13, line 4, of the said bill, strike out "10,525", and insert "14,025".

Amendment No. 17

On page 13 of said bill, between lines 4 and 5, insert "of the amount appropriated, the Youth Authority may enter into contract with Calaveras County, in an amount not to exceed $3,500, for improvement of the Calaveras County Road leading to Fricot Ranch School for Boys."

Amendment No. 18

On page 15, line 45, of said bill, strike out "1,107,500", and insert "933,885".

Amendment No. 19

On page 16, line 3, of said bill, strike out "684,298", and insert "652,794".

Amendment No. 20

On page 16, line 4, of said bill, strike out "362,576", and insert "216,640".

Amendment No. 21

On page 16, line 5, of said bill, strike out "87,056", and insert "90,881".

Amendment No. 22

On page 16, line 7, of the said bill, strike out "1,133,930", and insert "960,315".

Amendment No. 23

On page 16, line 16, of said bill, strike out "1,107,500", and insert "933,885".

Amendment No. 24

On page 20, line 23, of said bill, strike out "1,013,769", and insert "992,245".

Amendment No. 25

On page 20, line 31, of said bill, strike out "1,365,668", and insert "1,355,138".

Amendment No. 26

On page 20, line 32, of said bill, strike out "150,790", and insert "139,796".

Amendment No. 27

On page 20, line 35, of said bill, strike out "1,590,709", and insert "1,569,185".

Amendment No. 28

On page 20, line 48, of said bill, strike out "1,013,769", and insert "992,245".

Amendment No. 29

On page 27, line 6, of said bill, following "Fund", insert "which shall be in lieu of the appropriations for support of the Controller made by Section 9 of Chapter 20, Statutes of 1946 (1st Extra Session) and Section 26 of Chapter 47, Statutes of 1944 (4th Extra Session)".

Amendment No. 30

On page 38, line 5, of said bill, strike out "716,897", and insert "738,597".

Amendment No. 31

On page 38 of said bill, strike out lines 6, 7, 8, 9, 16, 17, 18, and 19.

Amendment No. 32

On page 46, line 38, of said bill, before "15,000", insert "$".

Amendment No. 33

On page 47, line 14, of said bill, before "900,563", insert "$".

Amendment No. 34

On page 47, line 15, of said bill, before "300,188" insert "$".

Amendment No. 35

On page 47 of said bill, between lines 16 and 17, insert

"Upon executive order of the Director of Finance, there may be transferred to the State Park Maintenance Fund for credit to this item, any additional amounts appropriated or otherwise made available by law from the State Beach Fund or the State Park Fund for support of this division for the 1947-1948 Fiscal Year."

Amendment No. 36

On page 50 of said bill, strike out lines 41 to 50, inclusive.

Amendment No. 37

On page 51 of said bill, between lines 12 and 13, insert

"Of the amount herein appropriated the sum of $64,693, which represents an increased appropriation for the Division of Forestry, Department of Natural Resources, over the expenditures for the 1946-1947 Fiscal Year, is available for matching federal funds for agricultural marketing research under the provisions of Public Law 433 passed August 14, 1946, which provides federal assistance to agricultural marketing research."

Amendment No. 38

On page 52, line 13, of said bill, strike out "210,521", and insert "216,521".

Amendment No. 39

On page 63, line 45, of said bill, strike out "1,295,237", and insert "1,297,126".

Amendment No. 40

On page 64, line 10, of said bill, strike out "428,782", and insert "431,601".

Amendment No. 41

On page 64, line 15, of said bill, strike out "1,936,566", and insert "1,939,385".

Amendment No. 42

On page 64, line 17, of said bill, strike out "641,329", and insert "642,259".

Amendment No. 43

On page 64, line 19, of said bill, strike out "1,295,237", and insert "1,297,126".

Amendment No. 44

On page 65, line 16, of said bill, strike out "957,711", and insert "961,311".

Amendment No. 45

On page 65, line 24, of said bill, after "schedule", strike out the colon, and insert a comma and "provided that none of the funds herein appropriated shall be expended for the payment of sick leave pay for member employees:".

Amendment No. 46

On page 65, line 26, of said bill, strike out "875,236", and insert "878,836".

Amendment No. 47

On page 65, line 30, of said bill, strike out "1,384,311", and insert "1,387,911".

Amendment No. 48

On page 65, line 38, of said bill, strike out "957,711", and insert "961,311".

Amendment No. 49

On page 70, line 27, of said bill, strike out "830,000", and insert "1,079,000".

Amendment No. 50

On page 71, line 51, of said bill, after "of", insert "one hundred twenty-eight million four hundred forty-six thousand two hundred fifty dollars ($128,446,250)".

Amendment No. 51

On page 72 of said bill, strike out line 2.

Amendment No. 52

On page 72, line 3, of said bill, strike out "two hundred fifty dollars ($35,296,-250)".

Amendment No. 53

On page 72, line 9, of said bill, strike out "10,707,000", and insert "33,107,000".

Amendment No. 54

On page 72, line 10, of said bill, strike out "4,717,000", and insert "16,417,000".

Amendment No. 55

On page 72, line 11, of said bill, strike out "2,300,000", and insert "31,700,000".

Amendment No. 56

On page 72, line 12, of said bill, strike out "4,322,250", and insert "10,422,250".

Amendment No. 57

On page 72, line 13, of said bill, insert "California Youth Authority 3,650,000".

Amendment No. 58

On page 72, line 14, of said bill, strike out "860,000", and insert "2,060,000".

Amendment No. 59

On page 72, line 15, of said bill, insert "State Department of Finance for State Capitol, office, and other buildings 7,900,000".

Amendment No. 60

On page 72, line 17, of said bill, insert "Department of Natural Resources 1,650,-000".

Amendment No. 61

On page 72, line 18, of said bill, insert "Department of Motor Vehicles 1,703,750".

Amendment No. 62

On page 72, line 19, of said bill, strike out "90,000", and insert "315,000".

Amendment No. 63

On page 72, line 20, of said bill, insert "State Agricultural Society and Exposition Park, Sixth District Agricultural Association 1,750,000".

Amendment No. 64

On page 72, line 24, of said bill, strike out "2,000,000", and insert "5,000,000".

Amendment No. 65

On page 72, line 26, of said bill, insert "Miscellaneous repairs and improvements 9,971,250".

Amendment No. 66

On page 72 of said bill, strike out line 29.

Amendment No. 67

On page 72 of said bill, strike out lines 34 to 42, inclusive.

Amendment No. 68

On page 74, line 35, of said bill, after the period, strike out "The sums herein appropriated for".

Amendment No. 69

On page 74 of said bill, strike out lines 36 to 38, inclusive.

Amendment No. 70

On page 75, line 12, of said bill, strike out "1", and insert "3".

Amendment No. 71

On page 35, line 31, of said bill, strike out "531,482", and insert "528,632".

Amendment No. 72

On page 35, line 36, of said bill, strike out "413,060", and insert "411,360".

Amendment No. 73

On page 35, line 37, of said bill, strike out "127,250", and insert "126,100".

Amendment No. 74

On page 35, line 40, of said bill, strike out "554,970", and insert "552,120".

Amendment No. 75

On page 25, line 45, of said bill, strike out "531,482", and insert "528,632".

Amendment No. 76

On page 37, line 9, of said bill, strike out "1,198,410", and insert "1,203,590".

Amendment No. 77

On page 37, line 13, of said bill, strike out "1,641,902", and insert "1,647,082".

Amendment No. 78

On page 37, line 25, of said bill, strike out "1,427,957", and insert "1,433,137".

Amendment No. 79

On page 37 of said bill, strike out lines 26 through 41, inclusive.

Amendment No. 80

On page 38 of said bill, between lines 23 and 24, insert

"For additional support of institutions in the Department of Mental Hygiene _____; $25,000 to be allocated only on authorization of the Department of Finance, after recommendation by the State Fire Marshal, in augmentation of the respective support appropriations of said institutions."

Amendment No. 81

On page 38, line 26, of said bill, strike out "568,282", and insert "611,062".

Amendment No. 82

On page 38, line 28, of said bill, strike out "436,517", and insert "479,297".

Amendment No. 83

On page 38, line 32, of said bill, strike out "568,282", and insert "611,062".

Amendment No. 84

On page 38, line 39, of said bill, strike out "Clinic at Los Angeles", and insert "clinics".

Amendment No. 85

On page 38, line 41 of said bill, strike out "34,510", and insert "186,133".

Amendment No. 86

On page 38, line 43, of said bill, strike out "29,520", and insert "138,703".

Amendment No. 87

On page 38, line 44, of said bill, strike out "4,490", and insert "22,450".

Amendment No. 88

On page 35, line 11, of said bill, strike out "159,602", and insert "165,272".

Amendment No. 89

On page 35, line 13, of said bill, strike out "111,750", and insert "113,820".

Amendment No. 90

On page 35, line 14, of said bill, strike out "38,640", and insert "40,440".

Amendment No. 91

On page 35, line 15, of said bill, strike out "9,212", and insert "11,012".

Amendment No. 92

On page 35, line 17, of said bill, strike out "159,602", and insert "165,272".

Amendment No. 93

On page 35, line 19, of said bill, strike out "156,858", and insert "164,198".

Amendment No. 94

On page 35, line 21, of said bill, strike out "103,645", and insert "107,785".

Amendment No. 95

On page 35, line 22, of said bill, strike out "45,198", and insert "46,998".

Amendment No. 96

On page 35, line 23, of said bill, strike out "8,015", and insert "9,415".

Amendment No. 97

On page 35, line 25, of said bill, strike out "156,858", and insert "164,198".

Amendment No. 98

On page 68 of said bill, strike out lines 36, 37, and 38, and insert "executive order of the Director of Finance".

Amendment No. 99

On page 72, line 32, of said bill, after "price", strike out the comma.

Amendment No. 100

On page 72, line 33, of said bill, after "interest", insert a comma.

Amendment No. 101

On page 38, line 45, of said bill, strike out "500", and insert "24,980".

Amendment No. 102

On page 38, line 47, of said bill, strike out "34,510", and insert "186,133".

Amendment No. 103

On page 45, line 17, of said bill, strike out "11,912,761", and insert "11,902,661".

Amendment No. 104

On page 45, line 25, of said bill, strike out "2,526,951", and insert "2,516,851".

Amendment No. 105

On page 45, line 29, of said bill, strike out "12,848,077", and insert "12,837,977".

Amendment No. 106

On page 45, line 35, of said bill, strike out "11,912,761", and insert "11,902,661".

Amendment No. 107

On page 58 of said bill, between lines 26 and 27, insert

"280.1—For support of the Board of Pilot Commissioners, payable from the Board of Pilot Commissioners Special Fund, in accordance with the following schedule 4,696

Schedule:

Salaries and Wages	3,120
Operating Expenses	1,576
Equipment	Nil
Total of schedule	4,696

Provided that each commissioner shall not receive more than $20 per meeting, not to exceed 12 meetings per year."

Amendment No. 108

On page 2 of said bill, strike out lines 25 to 27, inclusive.

Amendment No. 109
On page 4, line 12, of said bill, strike out "23,985", and insert "23,485".

Amendment No. 110
On page 4, line 44, of said bill, strike out "1,080,103", and insert "1,079,173".

Amendment No. 111
On page 5, line 3, of said bill, strike out "953,480", and insert "952,670".

Amendment No. 112
On page 5, line 4, of said bill, strike out "153,040", and insert "152,920".

Amendment No. 113
On page 5, line 7, of said bill, strike out "1,129,720", and insert "1,128,790".

Amendment No. 114
On page 5, line 16, of said bill, strike out "$76,820", and insert "$93,094".

Amendment No. 115
On page 5 of said bill, strike out line 17.

Amendment No. 116
On page 5, line 18, of said bill, strike out "of" and insert "printed in".

Amendment No. 117
On page 15, line 18, of said bill, strike out "350,914", and insert "339,094".

Amendment No. 118
On page 15, line 24, of said bill, strike out "238,600", and insert "227,780".

Amendment No. 119
On page 15, line 28, of said bill, strike out "367,414", and insert "356,594".

Amendment No. 120
On page 15, line 33, of said bill, strike out "350,914", and insert "339,094".

Amendment No. 121
On page 15, line 43, of said bill, strike out "and Cali-".

Amendment No. 122
On page 15, line 44, of said bill, strike out "fornia State Historical Association"

Amendment No. 123
On page 27, line 35, of said bill, strike out "1,116,219", and insert "1,105,219"

Amendment No. 124
On page 27, line 42, of said bill, strike out "251,598", and insert "247,598".

Amendment No. 125
On page 27, line 43, of said bill, strike out "55,038", and insert "48,037".

Amendment No. 126
On page 27, line 45, of said bill, strike out "1,122,009", and insert "1,111,009"

Amendment No. 127
On page 27, line 51, of said bill, strike out "1,116,219", and insert "1,105,219".

Amendment No. 128
On page 28, line 7, of said bill, strike out "41,000", and insert "48,000".

Amendment No. 129
On page 28, line 13, of said bill, strike out "5,273,798", and insert "5,451,543"

Amendment No. 130
On page 28, line 20, of said bill, strike out "4,665,685", and insert "4,843,430".

Amendment No. 131
On page 28, line 24, of said bill, strike out "5,442,816", and insert "5,620,561"

Amendment No. 132

On page 28, line 33, of said bill, strike out "5,273,798", and insert "5,451,543"

Amendment No. 133

On page 30, line 3, of said bill, strike out "45,000", and insert "55,000".

Amendment No. 134

On page 33, line 27, of said bill, strike out "125,956", and insert "125,156".

Amendment No. 135

On page 33, line 29, of said bill, strike out "85,005", and insert "82,725".

Amendment No. 136

On page 33, line 30, of said bill, strike out "35,151", and insert "36,631".

Amendment No. 137

On page 33, line 33, of said bill, strike out "125,956", and insert "125,156".

Amendment No. 138

On page 34 of said bill, after line 48, insert "Provided that three existing war emergency Industrial Welfare Agent positions are extended to June 30, 1948, only."

Amendment No. 139

On page 34, line 52, of said bill, strike out "352,477", and insert "375,472".

Amendment No. 140

On page 35, line 3, of said bill, strike out "277,175", and insert "289,595".

Amendment No. 141

On page 35, line 4, of said bill, strike out "62,050", and insert "68,425".

Amendment No. 142

On page 35, line 5, of said bill, strike out "13,252", and insert "17,452".

Amendment No. 143

On page 35, line 7, of said bill, strike out "352,477", and insert "375,472".

Amendments read, and adopted.

Bill ordered reprinted, and to third reading.

Motion to Place Rush Order on Printing of Senate Bill No. 666

Mr. Wollenberg moved that a rush order be placed upon the printing of Senate Bill No. 666.

Motion carried.

MOTION TO SET SPECIAL ORDER

Mr. Wollenberg moved that Senate Bill No. 666 be made a special order of business for Thursday, May 22, 1947, at 11 a.m.

Motion carried.

MATTERS ON FILE CONTINUED

Mr. Dickey moved that all matters on file be continued until the next legislative day.

Motion carried.

MOTION THAT ALL COMMITTEE REPORTS AT DESK BE DEEMED READ

Mr. Dickey moved that all committee reports now at the desk be deemed read, and ordered printed in the Journal.

Motion carried.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, May 20, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 169
Assembly Bill No. 1798

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

Committee on Elections and Reapportionment

ASSEMBLY CHAMBER, SACRAMENTO, May 19, 1947

MR. SPEAKER: Your Committee on Elections and Reapportionment, to which was referred:

Assembly Bill No. 1371

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

ROBERTSON, Chairman

Above reported bill ordered to second reading.

Committee on Finance and Insurance

ASSEMBLY CHAMBER, SACRAMENTO, May 19, 1947

MR. SPEAKER: Your Committee on Finance and Insurance, to which were referred:

Senate Bill No. 671
Senate Bill No. 670
Senate Bill No. 1073
Senate Bill No. 1078
Senate Bill No. 1081
Senate Bill No. 1082

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

GEDDES, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 19, 1947

MR. SPEAKER: Your Committee on Finance and Insurance, to which were referred:

Assembly Bill No. 653
Assembly Bill No. 1271
Assembly Bill No. 1330
Assembly Bill No. 2496

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

GEDDES, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 19, 1947

MR. SPEAKER: Your Committee on Finance and Insurance, to which were referred:

Assembly Bill No. 1000
Assembly Bill No. 1270
Assembly Bill No. 1326
Assembly Bill No 1568

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

GEDDES, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 19, 1947

MR. SPEAKER: Your Committee on Finance and Insurance, to which were referred:

Assembly Bill No. 2009
Senate Bill No. 669

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

GEDDES, Chairman

Above reported bills ordered to second reading.

Committee on Military Affairs

ASSEMBLY CHAMBER, SACRAMENTO, May 20, 1947

MR. SPEAKER: Your Committee on Military Affairs, to which was referred:

Senate Bill No. 229

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

McCOLLISTER, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 20, 1947

MR. SPEAKER: Your Committee on Military Affairs, to which was referred:

Assembly Bill No. 85

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, do pass, as amended, and re-refer to Committee on Ways and Means.

McCOLLISTER, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 20, 1947

MR. SPEAKER: Your Committee on Military Affairs, to which was referred:

Assembly Bill No. 295

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

McCOLLISTER, Chairman

Above reported bill ordered to second reading.

Committee on Judiciary

ASSEMBLY CHAMBER, SACRAMENTO, May 20, 1947

MR. SPEAKER: Your Committee on Judiciary, to which were referred:

Assembly Bill No. 1892
Assembly Bill No. 2534
Assembly Bill No. 140

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

BROWN, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 20, 1947

MR. SPEAKER: Your Committee on Judiciary, to which was referred:

Senate Bill No. 85

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

BROWN, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 20, 1947

MR. SPEAKER: Your Committee on Judiciary, to which were referred:

Assembly Bill No. 131
Assembly Bill No. 1731
Assembly Bill No. 1732
Assembly Bill No. 1733
Assembly Bill No. 1735
Assembly Bill No. 1729

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

BROWN, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 20, 1947

MR. SPEAKER: Your Committee on Judiciary, to which were referred:

Assembly Bill No. 648
Assembly Bill No. 1734
Assembly Bill No. 122
Assembly Bill No. 1926
Assembly Bill No. 511
Assembly Bill No. 2186

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

BROWN, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 20, 1947

MR. SPEAKER: Your Committee on Judiciary, to which was referred:

Assembly Bill No. 704

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be re-referred to Committee on Ways and Means.

BROWN, Chairman

Above reported bill re-referred to Committee on Ways and Means.

ASSEMBLY CHAMBER, SACRAMENTO, May 20, 1947

MR. SPEAKER: You Committee on Judiciary, to which was referred:

Assembly Bill No. 1736

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

BROWN, Chairman

Above reported bill ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 20, 1947

MR. SPEAKER: Your Committee on Judiciary, to which was referred:

Senate Bill No. 83
Senate Bill No. 84
Senate Bill No. 87
Senate Bill No. 1442
Senate Bill No. 82

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

BROWN, Chairman

Above reported bills ordered to second reading.

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, May 20, 1947

MR. SPEAKER: Your Committee on Rules, to which were referred:

Senate Joint Resolution No. 3
Senate Joint Resolution No. 4
Senate Joint Resolution No. 11

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

DICKEY, Chairman

Above reported resolutions ordered on file for adoption.

ASSEMBLY CHAMBER, SACRAMENTO, May 20, 1947

MR. SPEAKER: Your Committee on Rules, to which were referred:

Senate Joint Resolution No. 19
Senate Joint Resolution No. 20
Senate Concurrent Resolution No. 37

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

DICKEY, Chairman

Above reported resolutions ordered on file for adoption.

ASSEMBLY CHAMBER, SACRAMENTO, May 20, 1947

MR. SPEAKER: Your Committee on Rules, to which was referred:

Senate Concurrent Resolution No. 47

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

DICKEY, Chairman

Above reported resolution ordered on file for adoption.

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, May 20, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 188
Assembly Bill No. 1573
Assembly Bill No. 1766

And reports the same correctly re-engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 20, 1947

MR. SPEAKER. Your Committee on Legislative Procedure has examined:

Assembly Bill No. 82

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bill ordered to third reading.

Committee on Public Utilities and Corporations

ASSEMBLY CHAMBER, SACRAMENTO, May 20, 1947

MR. SPEAKER. Your Committee on Public Utilities and Corporations, to which were referred:

Assembly Bill No. 2139
Assembly Bill No. 23

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

ALLEN, Chairman

Above reported bills ordered to second reading.

ANNOUNCEMENT OF COMMITTEE MEETINGS

It was announced that the following committees would hold meetings:

Upon adjournment, today—

Public Utilities and Corporations.

At 2 p.m., today—

Subcommittee on Fairs.

At 3 p.m., today—

Agriculture.
Public Health.
Social Welfare.

At 8 p.m., tonight—

Fish and Game.
Judiciary.
Livestock and Dairies.

GUESTS EXTENDED PRIVILEGE OF ASSEMBLY FLOOR

On request of Mr. Loomis, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Donald Sanford, teacher of the Marysville Union High School, and the following pupils: Mary Bates, Jack Thomas, Barbara Bosse, Jim McMullin, Milton Harmon, Delores Joines, Jean Eddy, Mildred Adams, Billy Huey, Harvey Bray, Gary Newton, Jim Sandalis, Bert Yarborough, Carrol Kennedy, Ed Silva, Lowell Loveless, David Moser, Robert Fenton, Frank Ramirez, Ronald Higgins, Bill Rice, Frederick Strain, Bill Bone, Frank Hutchinson, Bill Baker, Bill Kauk, Betty Landis, Jean Wiederspan, Rita Brown, Joyce McQuitty, Joy Asby, Jerry Keebaugh, David Hill, Bill Landis, Richard Peacemaker, and Bob Tiff.

On request of Mr. Lowrey, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to H. C. Roth, teacher of the Pierce Union High School of Arbuckle and the following pupils: Vernon Danley, Leroy Griffin, Sheldon Starmater, Earl Lauppe, Alex Alexander, Jeannine Hill, Raenne Hoover, Doris Sweet, Evelyn Snyder, Mary Ann Munz, Angenette Kilgore, Marian Ossenbriggen, Louise Locke, and Billie Olin.

On request of Mr. Loomis, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. Myrtle V. Mill, teacher of the Tierra Buena School of Yuba City, and the following pupils: Mrs. Fulton, Kathleen O'Brien, Virginia Marquette, Dorothy Stone, Lois Call, Mrs. Harter, Carolyn Harter, Joanne Banta, Shirley Rogers, Lelia Vessell, Alice Williamson, Mrs. Hawkins, Jerry Hawkins, Wesley Ottinger, Bobby Ratliffe, Frank Jones, Howard Hillam, Eddy Liston, Jacqueline Spratt, Gene Lay, Georgina Perrucci, Lester Perrucci, Philip Lange, Junior Johnson, James Nicholas, Everett Carleton, Cecil Don, Carolyn Weber, Karoly Nall, Noreen Hillam, Joy Gillock, Lucy Garcia, Rowena Tallon, Nina Smith, and Celia Garcia.

On request of Mr. Dolwig, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Donovan D. Fischer, teacher of the Menlo Junior College, and the following pupils: Kurt E. K. Johnson, Peter F. Burger, Conrad Beck Billson, Gerald M. Ober, John A. Fox, Leland E. Eckert, Clyde A. Lagomarsino, Richard Wildanger, Richard E. Jeffery, Irving E. Kesterson, William J. Pearce, Freeman W. Andrews, David T. Clarkson, Henri I. Haber, William D. Fablinger, James A. Duggin, Thomas J. Powers, John Sullivan, Robert Sinclair, Richard K. Linder, Samuel J. Thornton, Raymond Adler, Henry L. Harding, William R. Gibson, Frank B. Brigham, Jr., Fred Aberb, Jr., John G. Wallace, and Charles A. Pomeroy.

On request of Mr. Gannon, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Lena B. Everett, teacher, Stanford Jr. High School of Sacramento, and the following pupils: Beverly Adams, Beverly Bennetts, Irene Bourne, Georgene Coley, Natalie Crocco, Ruby Dominquez, Dick Ehrhardt, Frances Fisher, Patricia Gideon, Leon Heon, Diane Johnston, Lee Roy Jones, Frances Libsock, Joe McKay, Gene Mestel, Dorothy Miles, Lynn Miller, Dorothy Morrell, Islanda Papolia, Betty Plescia, Shirley Roberson, Christine Scandales, Betty Schmidt, Simonsen Carroll, Barbara Simpson, Howard

Trillwasser, Walter Thornton, Shirley Wise, Patricia Worthy, J. D. Yarbough, James Reed, Edwina Moilanen, Gerald Mikkelson, and Shirley Burk.

On request of Mr. Anderson, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Miss Roberta Kulchin of Los Angeles.

On request of Mr. Huyck, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Lee V. and Ruth L. Carmichael of Beverly Hills.

ADJOURNMENT

At 1.10 p.m., on motion of Mr. Dickey, the Speaker declared the Assembly adjourned until 9 a.m., Wednesday, May 21, 1947.

SAM L. COLLINS, Speaker

GERALDINE B. HADSELL, Minute Clerk

CALIFORNIA LEGISLATURE
FIFTY-SEVENTH (GENERAL) SESSION

ASSEMBLY DAILY JOURNAL

SEVENTY-FIRST LEGISLATIVE DAY
ONE HUNDRED THIRTY-SIXTH CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO
Wednesday, May 21, 1947

The Assembly met at 9 a.m.

Hon. Sam L. Collins, Speaker of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Weber, Wollenberg, and Mr. Speaker—75.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. Raymond Renwald:

Be Thou King, O Lord, not only of the faithful, but also of the prodigal children who have abandoned Thee. Grant that they may quickly return to their Father's house, lest they die of wretchedness and hunger. Be Thou King of those who are deceived by error, or whom discord keeps aloof, and call them back to the harbor of truth and unity of faith, so that we may all be united in love of Thee and one another—AMEN.

READING OF THE JOURNAL DISPENSED WITH

On motion of Mr. Loomis, further reading of the Journal of the previous legislative day was dispensed with.

LEAVES OF ABSENCE FOR THE DAY

The following member was granted leave of absence for the day, because of illness:

Mr. Geddes, on motion of Mr. Doyle.

The following members were granted leaves of absence for the day, and desired to waive their per diems:

Mr. Field, by unanimous consent.

Mr. O'Day, on motion of Mr. George D. Collins.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, May 20, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 636—An act to amend Section 11871 of the Insurance Code, relating to the powers of the State Compensation Insurance Fund;

Assembly Bill No. 737—An act to add Section 5019 to the Public Resources Code, relating to land deeded to the State for park and beach purposes;

And reports that the same have been correctly enrolled, and presented to the Governor on the twentieth day of May, 1947, at 3.30 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, May 21, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1342
Assembly Bill No. 1781

And reports the same correctly re-engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 20, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 168
Assembly Bill No. 1898

And reports the same correctly re-engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

RE-REFERENCE OF BILLS

By order of the Speaker, the following bill was withdrawn from the file, and re-referred as follows:

Assembly Bill No. 1898 re-referred to Committee on Ways and Means.

CONSIDERATION OF DAILY FILE

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 131—An act to add Section 18611.1 to the Education Code, relating to payment of commission to brokers on sale of real property.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1731—An act to amend Section 411 of the Code of Civil Procedure, relating to service of summons.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1732—An act to add Section 12204.5 to the Government Code and to repeal Section 653.4 of the Civil Code, relating to the fees of the Secretary of State for filing instruments of cooperative corporations.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1733—An act to repeal Sections 501.5 and 2715 of, and to add Section 9611 to, the Corporations Code, relating to nonstock corporations.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1735—An act to amend Sections 5001, 5010, 5200, and 5204 of the Corporations Code, relating to corporations, providing for winding up and dissolution thereof, and for provision for debts and liabilities by corporations in process of winding up and dissolution.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1729—An act to establish a Corporations Code, relating to corporations, partnerships, and other associations, and matters incidental thereto, consolidating and revising the law relating thereto, and repealing certain acts and parts of acts specified therein.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1371—An act to amend Sections 2792, 2799, 2807, 2839, 2842, and 2843, of the Elections Code, relating to state party conventions, state and county central committee meeting and the membership thereof.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Elections and Reapportionment:

Amendment No. 1

On page 1, line 4, of the printed bill, strike out "third", and insert "first".

Amendment No. 2

On page 1, line 5, of the printed bill, strike out "Thursday", and insert "Saturday".

Amendment No. 3

On page 1, line 5, of the printed bill, strike out "June", and insert "August".

Amendment No. 4

On page 2, line 9, of the printed bill, strike out "third", and insert "first".

Amendment No. 5

On page 2, line 10, of the printed bill, strike out "Thursday", and insert "Saturday".

Amendment No. 6

On page 2, line 10, of the printed bill, strike out "June", and insert "August".

Amendment No. 7

On page 2, line 19, of the printed bill, strike out "Thursday", and insert "Saturday".

Amendment No. 8

On page 2, line 24, of the printed bill, strike out "third Thursday", and insert "first Saturday".

Amendment No. 9

On page 2, line 24, of the printed bill, strike out "June", and insert "August"

Amendment No. 10

On page 2, line 39, of the printed bill, strike out "third Thursday", and insert "first Saturday".

Amendment No. 11

On page 2, line 39, of the printed bill, strike out "June", and insert "August".

Amendment No. 12

On page 3, line 5, of the printed bill, strike out "June", and insert "July".

Amendment No. 13

On page 3, line 6, of the printed bill, strike out "May", and insert "June".

Amendment No. 14

On page 3, line 7, of the printed bill, strike out "May", and insert "July".

Amendment No. 15

On page 3, line 12, of the printed bill, strike out "June", and insert "July".

Amendment No. 16

On page 3, line 19, of the printed bill, strike out "June", and insert "July".

Amendment No. 17

On page 3, line 24, of the printed bill, strike out "June", and insert "July".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2009—An act to amend Sections 11110, 11111, and 11117 of the Insurance Code, relating to fraternal benefit societies.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Finance and Insurance:

Amendment No. 1

In lines 1 and 2 of the title of the printed bill, as amended in the Assembly on May 14, 1947, strike out "Sections 11110, 11111, and 11117", and insert "Section 11111".

Amendment No. 2

On page 1 of said bill, strike out lines 1 to 14, both inclusive.

Amendment No. 3

On page 1, line 15, of said bill, strike out "SEC. 2.", and insert "SECTION 1."

Amendment No. 4

On page 2 of said bill, strike out lines 5 to 28, both inclusive.

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 648—An act to amend Section 1510 of the Penal Code of the State of California, relating to the duties of coroner.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Judiciary:

Amendment No. 1

On page 1, line 19, of the printed bill, after "decedent," insert "which shall include the power to exhume such body,".

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1734—An act to amend Section 1713 of the Corporations Code, relating to corporations which acquire their own shares.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Judiciary:

Amendment No. 1

On page 1 of the printed bill, strike out lines 8 to 16, inclusive, and insert "Thereupon the articles shall be amended to reflect such reduction in authorized shares, and a certificate of amendment shall be made and filed in accordance with the requirements of Chapter 1 of Part 8, except that the votes or consents of shareholders shall not be required to adopt any such amendment. If the amendment is made without the votes or consents of shareholders, then the certificate shall state facts showing the amendment to be one made pursuant to this section."

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 122—An act to amend Section 105 of the Code of Civil Procedure, relating to compensation of a justice of peace sitting in place of another justice at the latter's request.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

On page 1, line 18, of the printed bill, strike out "of", and insert "if".

Amendment No. 2

On page 2 of the printed bill, strike out lines 5 to 8, inclusive, and insert "the difference between his regular salary and the regular salary of the requesting judge for the period of such substitution"

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1926—An act to amend Section 103 of the Code of Civil Procedure, relating to justices' courts.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

On page 3, line 24, of the printed bill, after "require," insert "he may, with the approval of the board of supervisors authorize".

Amendment No. 2

On page 3, line 26, of the printed bill, strike out "may", and insert "to".

Amendment No. 3

On page 3, line 34, of the printed bill, after "hold", insert "extra sessions of".

Amendment No. 4

On page 3 of the printed bill, strike out lines 36 to 39, inclusive, and insert "therein, he shall receive for his services such compensation as may be fixed by ordinance by the board of supervisors together with his actual traveling expenses while traveling from".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 511—An act to amend Section 737hh of the Code of Civil Procedure, relating to salaries of superior judges in Sacramento County.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Code of Civil Procedure", and insert "Political Code".

Amendment No. 2

On page 1, line 1, of said bill, strike out "Code of Civil Procedure", and insert "Political Code".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2186—An act to add Section 360.5 to the Code of Civil Procedure, relating to statutes of limitations.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

On page 1, line 8, of the printed bill, after "prior", insert "or subsequent".

Amendment No. 2

On page 1 of said bill, strike out lines 10 to 12, inclusive; and in line 13, strike out "the action by this".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1892—An act to regulate the business of escrow agencies and the employees thereof, to provide for their licensing, examination and regulation by the Commissioner of Corporations, to provide exemptions from and prescribe penalties for violations of this act.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

On page 2, line 29, of the printed bill, as amended in the Assembly on May 1, 1947, strike out "an amount not less than", and insert "the amount of".

Amendment No. 2

On page 4, line 41, of said bill, strike out "8", and insert "6".

Amendment No. 3

On page 2 of said bill, between lines 13 and 14, insert

"(c) Any person or persons whose principal business is that of preparing abstracts or making searches of title that are used as a base for the issuance of a policy of title insurance by a company doing business under any law of this State relating to insurance companies."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2534—An act to add Sections 18595, 11372, and 11409, to amend Sections 11384, 11385, 11410, 11411, 11412, 11413, and 11415, and to repeal Article 2, comprising Sections 11400 to 11402, inclusive, of the Government Code, relating to administrative regulations.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

On page 1, line 19, of the printed bill, as amended in the Assembly on May 7, 1947, strike out "or order of repeal of a regulation".

Amendment No. 2

On page 2, line 16, of said bill, strike out "1.5", and insert "1".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 140—An act to amend Section 737s of the Political Code, relating to salaries of judges.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in the Assembly on May 15, 1947, strike out "Section 737s", and insert "Sections 737s and 737ll".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 2

On page 1 of said bill, after line 6, insert

"SEC. 2. Section 737ll of said code is amended to read:

737ll. The annual salary of each of the judges of the Superior Court in and for the City and County of San Francisco is [twelve] *fifteen* thousand dollars [($12,000)] *($15,000)*."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 295—An act to amend Section 986.5 of the Military and Veterans Code, relating to the purchase of farms and homes by veterans.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Military Affairs:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "amend Section 986.5 of the Military and Veterans"; and strike out lines 2 and 3 of the title, and insert "provide housing accommodations for veterans, making an appropriation therefor from the proceeds of sales and use taxes, declaring the urgency of this act, to take effect immediately".

Amendment No. 2

On page 1 of said bill, strike out lines 1 to 14, inclusive, and insert

"SECTION 1. This act shall be known and cited as the Veterans Housing Act of 1947.

SEC. 2. The Legislature recognizes the necessity of providing housing accommodations for veterans in the State at the earliest possible moment, and that aid must be afforded persons who are willing to construct such housing accommodations, in order that they may proceed with the utmost dispatch. The hundreds of thousands of persons in the State who are unable to secure moderately priced living accommodations for themselves and families, and particularly the veterans, make it imperative that many new multiple family units be erected and rented at a rental within the means

of such persons To effectuate this purpose, it is necessary to offer to investors long-term, low interest rate money for financing the erection of such housing accommodations

SEC. 3. As used in this act:

"Housing unit" means a portion of a building equipped and suitable for one family for living quarters.

"Veteran" includes any person who has served in the military or naval forces of the United States and who has been discharged or released therefrom under conditions other than dishonorable. It also includes the widow of a veteran.

"Family" is limited to the spouse and legal dependents who are members of the household.

"Department" means the Department of Veterans' Affairs.

SEC. 4. Any person desiring to erect housing units pursuant to this act, shall apply to the department, setting forth the proposed location and the plans and specifications of the building or buildings desired to be erected. He shall supply the department with proof of his ability to pay 10 percent of the costs of acquiring the land and constructing the housing units

SEC. 5 If the location and the plans and specifications are satisfactory, the department shall enter into an agreement with the applicant to loan him 90 percent of the costs of acquisition of the land and construction of the housing units.

SEC 6. Any such contract shall provide that:

(a) The total building cost per housing unit shall not exceed five thousand dollars ($5,000).

(b) The loan shall be amortized over a period of not to exceed 40 years.

(c) The rate of interest upon deferred payments shall be 2 percent a year

(d) A veteran shall be given preference in the renting of all housing units, and that such units shall not be rented to persons other than veterans unless the department determines that there are insufficient veterans in the community desiring to rent such housing units

(e) Each housing unit shall be let to a single family

(f) The rent for each unit shall be upon a schedule approved by the department and shall not be more than fifty dollars ($50), nor less than twenty dollars ($20), a month.

(g) All housing units shall be maintained in a state of repair and suitable for renting purposes for the full period of the loan.

SEC 7. Any loan made pursuant to this act shall be secured by a deed of trust to the benefit of the State.

SEC. 8. The department shall make necessary rules to effectuate the purposes of this act, and to secure to the State the utmost protection on its investment. It shall provide for the foreclosure of all delinquent loans and for the operation of any units of which it may become the owner under such foreclosures or other repossession. It may resell any such housing units for the amount of the unpaid balance of the loan, upon the same terms and conditions as the loan was originally made, and, with the consent of the Department of Finance, may sell for less, or upon different terms

SEC 9 There is hereby created in the State Treasury, a revolving fund to be known as the Veterans' Housing Fund of 1947 All money deposited in such fund shall be subject to the provisions of this act. Money may be withdrawn from such fund in accordance with law upon requisition of the department All money received from payments of loans shall be deposited in this fund, and all money loaned pursuant to this act shall be paid from this fund

SEC. 10. Out of any money available in the Veterans' Housing Fund of 1947, the department may advance to any owner of housing units constructed pursuant to this act upon his application, and under such regulations as the department may, from time to time, prescribe, sums for the purpose of keeping in good order or repair, or for painting, redecorating or remodeling, such housing units. The money so advanced shall be added to the loan and amortized within the period of the original loan contract. The department shall be the sole judge of the need and desirability of making such advances.

SEC 11. Out of the proceeds of the sales and use taxes, the State Controller shall transfer to the Veterans' Housing Fund of 1947, a sum equal to 10 percent each month until the sum of one hundred million dollars ($100,000,000) has been transferred to said fund.

SEC 12. All sums repaid upon loans not required for the purposes of this act shall, at such times as the Department of Finance and the Department of Veterans' Affairs agree, be returned to the General Fund in the State Treasury

SEC 13. The expenses of administering this act shall be paid from the appropriation for the support of the Department of Veterans' Affairs

SEC. 14 This act is hereby declared to be an urgency measure necessary for the immediate preservation of the public peace, health or safety within the meaning of Section 1 of Article IV of the Constitution and shall therefore go into immediate effect. A statement of the facts constituting such necessity is as follows:

Hundreds of thousands of veterans and other persons in this State are unable to secure moderately priced living accommodations for themselves and families. In order to provide such persons with suitable housing accommodations at the earliest possible moment, it is necessary that long-term, low interest rate money be loaned

to persons who are willing to construct multiple family buildings, in order to house such veterans and other persons. It is therefore necessary that this act take effect immediately."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 85—An act making an appropriation for the construction of one or more armories for the California National Guard.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Military Affairs:

Amendment No. 1

On page 1, line 1, of the printed bill, insert "three million dollars ($3,000,000)".

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1270—An act to add Section 207.1 to the Unemployment Insurance Act, relating to reimbursement for workmen's compensation benefits.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Finance and Insurance:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Section 207.1", and insert "Sections 207.1 and 207.2".

Amendment No. 2

On page 1, line 7, of the printed bill, strike out "paying benefits", and insert "from whom the employee is entitled to receive benefits".

Amendment No. 3

On page 1, line 11, of the printed bill, after "insurer", insert ", as the case may be,".

Amendment No. 4

On page 1, line 12, of the printed bill, after "employee", strike out ", such payments", and insert ". Payments".

Amendment No. 5

On page 1 of the printed bill, after line 14, insert

"SEC. 2. Section 207.2 is added to the Unemployment Insurance Act, to read:

If notice in writing is given to the commission, an employer or insurer, as the case may be, setting forth the nature and extent of any claim for reimbursement by the employer or insurer, as the case may be, which has paid workmen's compensation benefits for the same disability for which an employee is entitled to benefits under this article the claim is a lien against any amount then or thereafter payable to the employee under this article subject to determination of the amount and approval of the lien by the commission. The commission may order the amount of such claim so determined and allowed by it to be paid directly to the person entitled either in a lump sum or in installments."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed

Assembly Bill No. 1000—An act to amend Section 6047 of the Insurance Code, relating to insurance.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Finance and Insurance:

Amendment No. 1

On page 1, line 3, of the printed bill, strike out "any".

Amendment No. 2

On page 1 of said bill, strike out line 4.

Amendment No. 3

On page 1, line 5, of said bill, strike out "Section 7015 (c) (3) hereof,".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1326—An act to amend Section 67 of the Unemployment Insurance Act, relating to claim for benefits.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Finance and Insurance:

Amendment No. 1

Strike out the title of the printed bill, and insert

"An act to repeal Sections 67 and 68 of, and add Sections 67 and 68 to, and amend Sections 66, 251, and 459 of the Unemployment Insurance Act, relating to unemployment insurance."

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets

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Amendment No. 2

On page 1 of said bill, strike out lines 1 to 26, inclusive; and on page 2, strike out lines 1 to 18, inclusive, and insert

"SECTION 1. Sections 67 and 68 of the Unemployment Insurance Act are repealed.

SEC 2. Section 67 is added to the Unemployment Insurance Act, to read:

Sec. 67. (a) Claims for benefits shall be made in accordance with authorized regulations. Except as hereinafter otherwise provided, benefits shall be promptly paid if the claimant is found eligible or promptly denied if the claimant is found ineligible.

(b) A notice of the filing of a new or additional claim shall be given to the employing unit by which the claimant was last employed immediately preceding the filing of such claim.

(c) Upon receipt of notice of the filing of a new or additional claim the employing unit so notified shall submit any facts then known which may affect the eligibility of the claimant for benefits.

(d) The facts submitted by an employer pursuant to subsection (c) shall be considered and a determination made as to the eligibility of the claimant for benefits. The claimant and any employer submitting the facts shall be promptly notified of the determination and the reasons therefor and may appeal therefrom to a referee within seven days from mailing or personal service of notice of the determination, whichever is the later; provided that said seven days may be extended for good cause.

(e) Upon the filing of a new claim for benefits, a computation on the claim shall be made, which shall set forth the maximum amount of benefits potentially payable during the benefit year and the weekly benefit amount. The claimant and each of the claimant's base period employers shall be promptly notified of the computation.

(f) Upon the receipt of notice of the computation, the claimant and any base period employer so notified may protest the accuracy of the computation. Any such protest shall be considered and a determination as to the accuracy of the computation made thereon. The claimant and the base period employer submitting the protest shall be promptly notified of the determination and may appeal therefrom in the manner prescribed in subsection (d) hereof.

(g) Upon the receipt of notice of the computation, any base period employer so notified shall submit any facts then known which he was not previously required to submit under subsection (c) which may affect the eligibility of the claimant for

benefits. A determination shall be made thereon and the claimant and the base period employer submitting the facts shall be promptly notified of the determination and the reasons therefor. An appeal therefrom may be taken in the manner prescribed in subsection (d) hereof

(h) Any computation or determination provided for in this section may for good cause be reconsidered by the department prior to the filing of an appeal therefrom. Notification of any reconsidered determination shall be given promptly to the claimant and any employer or employing unit which received notification of the determination being reconsidered, and the claimant or employer may appeal therefrom in the manner provided herein for appeals from other determinations.

(i) Notices, protests, and information required under this section shall be submitted in accordance with authorized regulations.

SEC. 3. Section 68 is added to said act, to read:

Sec. 68. (a) A referee after affording a reasonable opportunity for fair hearing, shall, unless such appeal is withdrawn, affirm, reverse, or modify any determination which is appealed under Section 67. The claimant and any employer becoming a party to the appeal by submitting a protest or information pursuant to Section 67 shall be promptly notified in writing of the referee's decision, together with his reasons therefor, which decision shall be deemed to be final, unless within 10 days after mailing of such decision, further appeal is initiated to the appeals board pursuant to Section 72 of this act; provided, that said 10 day limitation may be extended for good cause.

(b) If an appeal is duly filed, benefits with respect to the period prior to the final decision on the appeal shall be paid only after such decision, except that (1) if benefits for any week are payable in accordance with a determination by the department irrespective of any decision on the issues set forth in the appeal, such benefits shall be promptly paid regardless of such appeal, or (2) if a referee affirms a determination allowing benefits, such benefits shall be paid regardless of any appeal which may thereafter be taken, and regardless of any action taken under Section 72 of this act or otherwise by the commission, appeals board, or other administrative body or by any court, but if such determination is finally reversed, no employer's account shall be charged with benefits so paid as to each determination so reversed.

SEC. 4. Section 66 of said act is amended to read:

Sec. 66. [Claims for benefits shall be made in accordance with such regulations as the commission may prescribe.] Each employer shall post and maintain in places readily accessible to individuals in his service printed statements concerning [such regulations or] *benefit rights and* such other matters [,] as [the commission] may by *authorized* regulation *s be* prescribe *d*. Each employer shall supply each such individual at the time he becomes unemployed copies of such printed statements or materials relating to claims for benefits in such manner as [the commission] may by *authorized* regulation *s be* prescribe *d*. Such printed statements shall be supplied by the commission to each employer without cost to him

SEC. 5. Section 251 of said act is amended to read:

Sec. 251. The [initial determination or reconsideration thereof] *computation of benefit amounts and determination of eligibility* on a claim for unemployment compensation disability benefits [the right to their receipt] and the procedure for appeal from the allowance or denial of a claim shall be governed by the provisions of [Sections 66 to 72, inclusive,] *Article 6* of this act, insofar as said [sections] *provisions* are not inconsistent with any provision of this article

SEC. 6. Section 459 of said act is amended to read:

Sec 459. If any employer or insurer denies liability in whole or in part upon the claim of an employee for disability benefits under an approved plan, the employee may appeal the denial [to the commission. The commission shall by regulations provide for hearings on such appeals] in like manner as is provided by law and authorized regulations [of the commission] for an appeal [from an initial determination of] *on* a claim for benefits payable out of the Disability Fund. In the event it is [determined] *the decision* that the employee is entitled to receive disability benefits and the employer or insurer fails to pay the same within 15 days after a decision by a referee or within 10 days after a decision by the appeals board, the commission shall pay such benefits and assess the amount thereof against the employer or the insurer, and the provisions of Article 4 of this act with respect to the assessment and collection of contributions shall apply to the recovery of such benefit payments. Amounts so collected shall be deposited in the Disability Fund."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1568—An act to amend Section 450 of the Unemployment Insurance Act, relating to voluntary plans.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Finance and Insurance:

Amendment No. 1

On page 1, line 4, of the printed bill, strike out "or both", and insert "a majority of the members of a labor organization or a majority of the members of a group of labor organizations".

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2139—An act to amend Section 45 of the Public Utility District Act, relating to public utility district indebtedness.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Public Utilities and Corporations:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Section 45 of", and insert "Sections 30.1, 45, and 51a of, and to add Section 30.2 to,".

Amendment No. 2

In line 2 of the title of said bill, strike out "district indebtedness", and insert "districts".

Amendment No. 3

On page 1 of said bill, strike out line 1, and insert

"SECTION 1. Section 30.1 of the Public Utility District Act is amended to read:

Sec. 30.1. Any public utility district incorporated under this act shall have power to contract with *the Federal Government of the United States or any branch thereof, or with* any county, city and county, municipal corporation, district or other public corporation or with any person, firm or corporation, for the joint acquisition or construction or use of any sewer or sewers or other works or facilities for the handling, treatment or disposal of sewage from the public utility district and such other area as may be designated in said contract, when in the judgment of the board of directors of said public utility district it is for the best interests of the district so to do. Any such contract may provide for the construction and maintenance of such sewer or sewers, or such other works or facilities, and for the payment by or for the parties thereto of such proportionate part of the cost of the acquisition, construction or maintenance of such sewer or sewers or other works or facilities as may be stated in said contract, the payments to be made at such times and in such amounts as may be provided by said contract. Any such contract may provide for the joint use of any sewer or sewers, works or facilities for the handling, treatment or disposal of sewage upon such terms and conditions as may be agreed upon by the parties thereto, and for the flowage, treatment or disposal of sewage from such area for each of the parties thereto as may be described in the contract.

Any public utility district which has acquired or constructed or which proposes to acquire or construct, any sewer or sewers, or works or other facilities for the handling, treatment or disposal of sewage, may contract with *the Federal Government of the United States or any branch thereof, or with* any county, city and county, municipal corporation, district or other public corporation or with any person, firm or corporation for the use of any such sewer or sewers, works or facilities by any such county, city and county, municipal corporation, district or other public corporation, or for the flowage, treatment or disposal of sewage from any area designated by such person, firm or corporation so contracting, upon such terms and conditions as may be provided in said contract.

No agreement under this section shall run for a longer period than twenty-five (25) years.

This section shall be liberally construed to the end that sewer systems may be planned for areas requiring sewers, which may not all be in one district, and any sewer or sewers, or other works or facilities for the handling, treatment or disposal of sewage, acquired or constructed by any public utility district, may be used to the fullest capacity thereof, and any contract or agreement made hereunder shall not be subject to the limitations provided in Section 30, subsection fifth, of this act.

SEC. 2. Section 30.2 is added to said act, to read:

Sec. 30.2. Any public utility district incorporated under this act shall have power to contract with the Federal Government or any branch thereof or with any

county, city and county, municipal corporation, district or other public corporation or with any person, firm or corporation for the joint acquisition or construction or use of any water works or other works or facilities for the supplying of water to the public utility district or such other public agency and to such other area as may be designated in said contract, when in the judgment of the board of directors of said public utility district, it is for the best interests of the district so to do. Any such contract may provide for the construction and maintenance of such water works or other works or facilities and for the payment by or for the parties thereto of such proportionate part of the cost of the acquisition, construction or maintenance of such water works or other works or facilities as may be stated in said contract, the payments to be made at such time and in such amounts as may be provided by said contract Any such contract may provide for the joint use of any water works or other works or facilities upon such terms and conditions as may be agreed upon by the parties thereto for such area for each of the parties thereto as may be described in the contract.

Any public utility district which is acquired or constructed or which proposes to acquire or construct any water works or other works or other facilities for supplying water to the district may contract with the Federal Government or any branch thereof or with any county, city and county, municipal corporation, district or other public corporation, or with any person, firm or corporation for the use of any such water works, works or facilities by the Federal Government or any branch thereof or by any such county, city and county, municipal corporation, district or other public corporation for the furnishing of water to any area designated by such public body, person, firm or corporation so contracting upon such terms and conditions as may be provided in such contract. No agreement under this section shall run for a longer period than 30 years

This section shall be liberally construed to the end that water works and systems may be planned for areas requiring the same which may not all be in one district by any public utility district and to the end that they may be used to the fullest capacity and any contract or agreement made hereunder shall not be subject to the limitations provided in Section 30, of subdivision fifth of this act.

SEC. 3. Section 45 of said act".

Amendment No. 4

On page 1 of said bill, after line 12, insert

"SEC. 4. Section 51a of said act is amended to read:

Sec. 51a. Unincorporated territory contiguous to the district may be annexed to said district in the manner following

(1) A petition signed by not less than 15 percent of the qualified electors residing in the territory proposed to be annexed, describing said territory and asking that proceedings be taken for its annexation, may be addressed to the board of directors and filed with the secretary of the district. Thereupon the secretary shall compare the signatures of said petition with the affidavits of registration on file with the county clerk of the county or counties wherein said territory proposed to be annexed is situated, and if he finds that said petition has been signed by the required number of electors he shall attach his signature thereto and present said petition to the board of directors of the district

In the event that the territory is wholly uninhabited, a petition filed by not less than 15 percent of the owners of the territory proposed to be annexed describing said territory and asking that proceedings be taken for its annexation may be addressed to the board of directors and filed with the secretary of the district. The secretary shall thereupon determine if such petitioners are owners of such territory by the records of the county assessor of the county wherein said territory proposed to be annexed is situated and if he finds that said petition has been signed by the required number of owners, he shall attach his signature thereto and present said petition to the board of directors of the district.

(2) If the board of directors shall determine that the annexation of said territory will facilitate the acquisition, construction or completion or operation of any public utility, public utilities or public utility works of the district, or will be for the advantage of the said district, and that the territory proposed to be annexed will be benefited by such annexation, then said board shall determine the terms and conditions upon which said annexation should be made In the terms and conditions so determined provision may be made, among other things, for the payment of special taxes within the territory to be annexed in addition to the taxes elsewhere in this act provided for, the fixing of rates, rentals and charges differing from those fixed, or existing elsewhere, within the utility district, the incurring or assumption of indebtedness or the making of a payment or payments, or the transfer of property, real or personal, or other assets to said utility district by the territory proposed to be annexed, in such manner as the board of directors shall deem just for the purpose of equalizing the proportionate obligations, expenditures and costs of operation between the territory within the district and the territory proposed to be annexed Such terms and conditions shall become effective and be binding upon the utility district and upon the territory to be annexed when approved in the manner hereinafter set forth.

The boundaries of the territory proposed to be annexed need not be coterminous with any election precincts.

(3) The board of directors of said utility district shall by ordinance describing the territory proposed to be annexed, and setting forth such terms and conditions at length, declare its intention of approving such annexation and terms and conditions. Said ordinance, together with a notice fixing the time and place for hearing thereon, and notifying all persons interested in or that may be affected by the proposed annexation of said territory within the district to appear at such meeting and show cause in writing, if any they have, why said territory or any of it should not be annexed as proposed in said petition, shall be published in a newspaper of general circulation printed and published in said utility district, or if there be no such newspaper then in some newspaper of general circulation printed and published in the county where such district or some part thereof is situated. A copy of said ordinance and notice shall be filed with the secretary of said utility district The time fixed for such hearing shall be not less than 30 nor more than 60 days from the date of the first publication of said ordinance Said notice and ordinance shall be posted in three public places in the territory proposed to be annexed at least 30 days before the date set for said meeting.

At such hearing any person interested may file with the board of directors of the utility district written protest to the proposed annexation or to the approval of such terms and conditions. Upon such hearing the board of directors of the utility district shall hear and determine all protests so filed and all evidence relevant thereto, said board shall thereupon determine whether said territory shall be annexed and shall determine upon what terms and conditions, if any, said annexation shall be made

Failure of any person interested in said utility district or in the matter of the proposed annexation on the terms and conditions set forth in said ordinance to show cause by written protest as aforesaid, shall be deemed and taken as an assent on his part to a change in the boundaries in the utility district upon the terms and conditions, if any, set forth.

Any such hearing may be adjourned from time to time or from place to place by the board of directors without further notice other than an order to be entered upon the minutes of the meeting at the time of adjourning fixing the time and place that such meeting shall reconvene.

In the event that the board of directors after such hearing by resolution approves proposed annexation of the territory described in said petition with or without terms or conditions, and said annexation is also approved either by a written consent containing a description of the territory proposed to be annexed and setting forth the terms and conditions, if any, of such annexation signed by a majority of the electors who were registered in the territory to be annexed at the date of the presentation of the petition or petitions for annexation, which written consent is filed with the secretary of the board who shall thereupon verify the signatures thereon in the same manner as the signatures to the petitions for annexation are required to be verified by the provisions of subdivision (1) of this section, *or if said territory is uninhabited, by the owners of a majority of the assessed valuation of said territory* or by a majority vote in favor of annexation at an election called and held as hereinafter in this section provided within the territory proposed to be annexed; it shall make an order describing the boundaries of said territory proposed to be annexed and also describing the exterior boundaries of the district as they shall exist after said annexation For the purposes of said order the board may cause a survey to be made of said boundaries or such portions thereof as may be deemed necessary. Said order shall also set forth in detail the conditions and terms, if any, of the annexation Said order shall be set forth in full upon the minutes of the board.

(4) The board of directors, after its approval of said annexation by resolution as hereinbefore provided may call an election to determine whether said annexation is approved by the electors of said territory proposed to be annexed, but before calling such election it may require an undertaking with sufficient sureties from the petitioners for the annexation, conditioned that the petitioners or their sureties will pay all costs to the district of such election in case such annexation be disapproved by such election.

In calling such election the board shall fix the time at which such election shall be held and cause notice thereof to be given and published Such notice shall be given and published and such election shall be held and conducted and returns thereof shall be made and canvassed and the result of the election ascertained and declared, and all things pertaining thereto conducted in the manner prescribed by said act in case of a special election to determine whether bonds of a public utility district shall be issued. The ballots cast at such election shall contain the words "for change of boundary" or "against change of boundary," or words equivalent thereto. The notice of election shall describe the territory proposed to be annexed in such manner that it can be readily understood and shall set forth the terms and conditions, if any, of such annexation.

At such election only electors registered at the time of the presentation of the petition for annexation and who at the time of said election are still electors in said territory shall be qualified to vote. If at such election a majority of all the votes cast on the proposition shall be against such annexation the board shall order that

the petition be denied and shall proceed no further in that matter, but if a majority of such votes be in favor of such annexation the board shall thereupon in the manner provided in subdivision (3) of this section order that the annexation be made

(5) Upon the making of such order changing the boundaries of the district as aforesaid a copy of the order of the board of directors ordering such change certified by the president and secretary of the board shall be filed for record in the recorder's office in each county within which the district and any part thereof and within which the territory annexed or any part thereof is situated, and thereupon the district, including the territory annexed, shall be and remain a public utility district as fully and to every intent and purpose as if the lands which are included in the district by the change of the boundaries as aforesaid has been included therein at the original organization of the district, except that this provision shall not modify or impair the terms and conditions upon which said annexation shall be made.

(6) Upon the filing of the copies of the order, as in the last preceding section mentioned, the secretary shall record in the minutes of the board the petition aforesaid; and the said minutes, or a certified copy thereof, shall be admissible in evidence, with the same effect as the petition.

(7) In case land is annexed to any district as aforesaid, the board of directors thereof shall, but not less than 30 days before any election in such district, reestablish the boundaries of the units and election precincts within such district, so as to include such land therein in the same manner and with the same effect as set forth in Section 12 hereof. In case of the annexation of any land less than 30 days before an election within such district, the inhabitants of the lands so included shall not be entitled to vote at such election.

SEC. 5 This act shall be liberally construed to the end that the purpose hereof may be made effective. If any paragraph, sentence, clause or phrase of this act is for any reason held to be unconstitutional, such decision shall not affect the validity of the remaining portion or portions hereof. The Legislature hereby declares that it would have passed this act irrespective of the fact that any one or more sections subsections, paragraphs, sentences, clauses or phrases thereof be declared unconstitutional."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 23—An act to amend Section 6904 of the Labor Code, relating to operation of railroad engines.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Public Utilities and Corporations:

Amendment No. 1

On page 1, lines 11 and 12, of the printed bill, strike out "less than one brakeman", and insert "one pilot".

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

SECOND READING OF SENATE BILLS

Senate Bill No. 229—An act to add Section 981.25 to the Military and Veterans Code, relating to veterans' education.

Bill read second time, and ordered to third reading.

Senate Bill No. 671—An act to amend Sections 1673 and 1678 of the Insurance Code, relating to insurance.

Bill read second time, and ordered to third reading.

Senate Bill No. 670—An act to add Section 1705.2 to the Insurance Code, relating to life and disability agents' licenses.

Bill read second time, and ordered to third reading.

Senate Bill No. 1073—An act to add Section 11605 to the Insurance Code, relating to insurance.

Bill read second time, and ordered to third reading.

Senate Bill No. 1078—An act to amend Section 1500 of the Insurance Code, relating to the appointment, licensing, qualification and regulation of insurance agents, brokers and solicitors.

Bill read second time, and ordered to third reading.

Senate Bill No. 1081—An act to amend Sections 1324, 1325, 1329, and 1530, and to repeal Section 1331 of the Insurance Code, relating to reciprocal or interinsurance exchanges.

Bill read second time, and ordered to third reading.

Senate Bill No. 1082—An act to amend Section 1731 of the Insurance Code, relating to the suspension, revocation or denial of insurance licenses.

Bill read second time, and ordered to third reading.

Senate Bill No. 83—An act to amend Section 7b of an act entitled "An act authorizing the establishment of municipal courts, prescribing their constitution, regulation, government, procedure and jurisdiction, and providing for the election and appointment of the judges, clerks and other attaches of such courts, their terms of office, qualification and compensation and for the selection of jurors therein," approved May 23, 1925, relating to attaches in municipal courts in cities of the first and one-half class.

Bill read second time, and ordered to third reading.

Senate Bill No. 84—An act to amend Section 7a of an act entitled "An act authorizing the establishment of municipal courts, prescribing their constitution, regulation, government, procedure and jurisdiction, and providing for the election and appointment of the judges, clerks and other attaches of such courts, their terms of office, qualification and compensation and for the selection of jurors therein," approved May 23, 1925, relating to attaches in municipal courts in cities of the first and one-half class.

Bill read second time, and ordered to third reading.

Senate Bill No. 87—An act to add Section 7e to an act entitled "An act authorizing the establishment of municipal courts, prescribing their constitution, regulation, government, procedure and jurisdiction, and providing for the election and appointment of the judges, clerks and other attaches of such courts, their terms of office, qualification and compensation and for the selection of jurors therein," approved May 23, 1925, relating to the office of secretary and jury commissioner in municipal courts in cities of the first and one-half class.

Bill read second time, and ordered to third reading.

Senate Bill No. 1442—An act to amend Section 1 of an act entitled "An act to provide a stenographer and typist for judges of the superior courts and providing for their salaries and the payment thereof," approved May 31, 1927, relating to superior court stenographers and secretaries.

Bill read second time, and ordered to third reading.

Senate Bill No. 82—An act to amend Section 7c of an act entitled "An act authorizing the establishment of municipal courts, prescribing their constitution, regulation, government, procedure and jurisdiction, and providing for the election and appointment of the judges, clerks, and other attaches of such courts, their terms of office, qualification and compensation and for the selection of jurors therein," approved May 23, 1935, relating to commissioners in municipal courts in cities of the first and one-half class.

Bill read second time, and ordered to third reading.

Senate Bill No. 669—An act to add Section 1711.2 to the Insurance Code, relating to nonresident life insurance agents and the powers of the Insurance Commissioner.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Finance and Insurance:

Amendment No. 1

On page 1, lines 6 and 7, of the printed bill, strike out ", in the opinion of the commissioner,".

Amendment read, and adopted.

Bill ordered reprinted, and to third reading.

Senate Bill No. 85—An act to amend Section 7 of an act entitled "An act authorizing the establishment of municipal courts, prescribing their constitution, regulation, government, procedure and jurisdiction, and providing for the election and appointment of judges, clerks and other attaches of such courts, their terms of office, qualification and compensation and for the selection of jurors therein," approved May 23, 1925, relating to judges and attaches in municipal courts of cities of the first and one-half class.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

On page 1, line 16, of the printed bill, as amended in the Assembly on May 15, 1947, strike out "six hundred fifty dollars ($650)", and insert "eight hundred dollars ($800)".

Amendment No. 2

On page 1, line 18, of said bill, strike out "six hundred fifty dollars ($650)", and insert "eight hundred dollars ($800)".

Amendment No. 3

On page 1, line 20, of said bill, strike out "four hundred dollars ($400)", and insert "five hundred dollars ($500)".

Amendments read, and adopted.

Bill ordered reprinted, and to third reading.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

The following resolution was offered:

Assembly Joint Resolution No. 47: By Mr. Crowley—Relative to memorializing Congress, the President of the United States, and Secretary of War to maintain intact the Ordnance Distribution Center at Benicia, California.

Referred to Committee on Rules.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, May 20, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to:

Senate Bill No. 246
Senate Bill No. 198
Senate Bill No. 447
Senate Bill No. 785
Senate Bill No. 1009
Senate Bill No. 1045
Senate Bill No. 1304
Senate Bill No. 1329

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

SENATE CHAMBER, SACRAMENTO, May 20, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted:

Assembly Concurrent Resolution No. 78

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above resolution ordered enrolled.

SENATE CHAMBER, SACRAMENTO, May 20, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed:

Senate Bill No. 470
Senate Bill No. 1166
Senate Bill No. 1241

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS

The following bills were read the first time:

Senate Bill No. 470—An act to amend Sections 20025, 20127, 20330, 20390, 20393, 20520, 20522, 20523, 20562, 20601, 20603, 20603.1, 20607, 20652, 20654, 20655, 20750, 20836, 20890, 20894.5, 20922, 21026, 21026.1, 21027, 21252.1, 21253, 21258, 21295, 21298, 21360, 21363, and 21367 of, to repeal Sections 20129 and 20493 of, and to add Sections 20133, 20208, 20894.2, 21026.2, 21026.3, 21026.4, 21254.1, 21290.5, and 21291.5 to, the Government Code, and to add Chapter 11, comprising Section 21500, to Part 3 of Division 5 of Title 2 thereof, relating to the State Employees' Retirement System.

Referred to Committee on Civil Service and State Personnel.

Senate Bill No. 1166—An act to amend Section 721 of the Fish and Game Code, relating to catfish.

Referred to Committee on Fish and Game.

Senate Bill No. 1241—An act to amend Section 1065 of the Fish and Game Code, relating to sardines.

Referred to Committee on Fish and Game.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, May 20, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted:

Senate Constitutional Amendment No. 15

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS (RESUMED)

The following resolution was read:

Senate Constitutional Amendment No. 15—Proposed amendment to Article IV of the Constitution, relative to property taxation by the State.

Referred to Committee on Constitutional Amendments.

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS
CONSIDERATION OF SENATE AMENDMENTS

Assembly Bill No. 1411—An act to amend Section 426 of the Code of Civil Procedure, relating to complaints.

The question being: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 1411?

Amendment No. 1

On page 2, line 7, of the printed bill, after "complaint.", insert "The attachment of any such production in accordance with the provisions hereof shall not be deemed a making public of the production within the meaning of Section 983 of the Civil Code."

The roll was called, and the Assembly concurred in Senate amendment to Assembly Bill No. 1411 by the following vote:

AYES—Anderson, Beck, Berry, Blosser, Boyd, Brown, Burke, Butters, Caldecott, Clarke, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Dolwig, Doyle, Dunn, Elliott, Erwin, Fletcher, Gaffney, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, Maloney, McCollister, Nicholse, Robertson, Sherwin, Stanley, Stephenson, Thompson, Thorp, Thurman, and Mr. Speaker—50.

NOES—None.

Assembly Bill No. 1411 ordered enrolled.

THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 1342—An act to add Article 10, comprising Sections 10190 to 10193, inclusive, to Chapter 1, Division 5, of the Education Code; to amend Sections 124 and 254, and to repeal Section 257, of the Vehicle Code, relating to establishment of a course of instruction in automobile driving and the issuance of licenses therefor.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Bennett, Berry, Blosser, Brown, Burke, Butters, Caldecott, Clarke, Conrad, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Dolwig, Doyle, Elliott, Erwin, Fletcher, Gaffney, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood,

Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, Price, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, and Mr. Speaker—52.

NOES—Beck, Cooke, Dunn, and James—4.

Bill ordered transmitted to the Senate.

Assembly Bill No. 2675—An act to add Section 617 to the Streets and Highways Code, relating to state highways.

Bill read third time.

Motion to Amend

Mr. Debs moved the adoption of the following amendment:

Amendment No. 1

On page 1 of the printed bill, strike out line 4, and insert "Route 4 (San Fernando Road), via Hoover Street, Route 2, Hyperion Bridge, and Glendale Boulevard."

Amendment read, and adopted.

Bill ordered reprinted, and re-engrossed.

Assembly Bill No. 1766—An act to add Article 4.5, comprising Sections 17090 to 17098, inclusive, to Chapter 5 of Division 8 of the Education Code, relating to truants.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brown, Burke, Butters, Caldecott, Carey, Clarke, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Fletcher, Gaffney, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Niehouse, Price, Robertson, Sherwin, Silliman, Stephenson, Stewart, Thompson, Thorp, Thurman, Weber, Wollenberg, and Mr. Speaker—60.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 188—An act to add Section 261d to the Code of Civil Procedure, relating to phonographic reporters for the superior courts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Bennett, Berry, Blosser, Brown, Burke, Caldecott, Carey, Clarke, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, Price, Robertson, Sherwin, Silliman, Stanley, Stephenson, Thompson, Thorp, Thurman, Weber, Wollenberg, and Mr. Speaker—61.

NOES—Beck—1.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1274—An act to add Sections 6006.5 and 6367 to the Revenue and Taxation Code, relating to sales and use taxes, and the application thereof to occasional sales and to provide that this act shall take effect immediately.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Bennett, Berry, Blosser, Brown, Burke, Caldecott, Carey, Clarke, Conrad, Cooke, Cramer, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Fletcher, Gaffney, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, Robertson, Sherwin, Stanley, Stephenson, Stewart, Thompson, Thurman, Weber, Wollenberg, and Mr. Speaker—55.

NOES—Beck, Evans, and Silliman—3.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1189—An act to amend the title and Section 1 of an act entitled "An act granting certain salt marsh, tide and submerged lands of the State of California to the City of Redwood City, including the management, use and control thereof," approved July 13, 1945, relating to certain lands, salt marsh, tidelands, submerged lands, and swamp and overflowed lands.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brown, Burke, Butters, Caldecott, Carey, Clarke, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, Price, Robertson, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Weber, Wollenberg, and Mr. Speaker—62

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 2658—An act to amend Section 971 of, to add Section 970.5 to, and to repeal Section 970 of, the Streets and Highways Code, relating to the naming of county highways.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Butters, Caldecott, Carey, Clarke, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Grant, Grunsky, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, Maloney, McMillan, Niehouse, Robertson, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Weber, Wollenberg, and Mr. Speaker—59.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1573—An act to amend Sections 1 and 3 of, and adding Section 3.1 to, an act entitled "An act providing for the joint exercise of powers by public agencies," approved May 20, 1921, as amended, relating to the joint exercise of powers by public agencies and any agency provided to exercise such powers.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Butters, Caldecott, Carey, Clarke, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Grunsky, Heisinger, Hinckley, Hinton, Hollibaugh,

Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Weber, Wollenberg, and Mr. Speaker—60.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 82—An act to add Section 684 to the Vehicle Code, relating to motor vehicle equipment.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Butters, Caldecott, Carey, Clarke, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Grunsky, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Weber, Wollenberg, and Mr. Speaker—60.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1798—An act to amend Sections 10752 and 10753 of, to repeal Sections 10753.5 and 19754 of, and to add Section 10753.2 to, the Revenue and Taxation Code, relating to the motor vehicle license fee.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Clarke, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, McCollister, McMillan, Miller, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Weber, Wollenberg, and Mr. Speaker—64.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1810—An act to amend Section 1 of, and to add Section 13.5 to, an act entitled "An act to regulate the caravaning of vehicles upon the public highways of this State, defining the term 'caravaning' and providing for the licensing of vehicles in caravan for the privilege of using the public highways and for the cost of regulating persons engaged in caravaning and providing such fees shall be a lien and for the enforcement of such liens and the collection and disposition of such fees and imposing penalties for violation thereof, and to repeal an act entitled 'An act to regulate the caravaning of motor vehicles upon the public highways of this State, defining the term "caravaning" and providing for the licensing of motor vehicles in caravan and imposing penalties for violation thereof,' approved July 6, 1935, declaring the urgency thereof, and providing that it shall take effect immediately," approved July 1, 1937.

Bill read third time.

Demand for Previous Question

Messrs. M. Philip Davis, Luckel, Evans, Robertson, and Burke demanded the previous question.

Demand for previous question sustained.

The question being on the passage of Assembly Bill No. 1810.

Point of Order

Mr. M. Philip Davis arose to the following point of order: That Mr. Dunn has far exceeded his time.

Motion to Grant Additional Time to Mr. Dunn

Mr. Brady moved that an additional five minutes be granted to Mr. Dunn for his closing argument.

Mr. Ralph C. Dills seconded the motion.

Motion carried.

The question being on the passage of Assembly Bill No. 1810.

The roll was called, and the bill refused passage by the following vote:

AYES—Anderson, Brady, Brown, Caldecott, Carey, Clarke, George D. Collins, Crichton, Debs, Clayton A. Dills, Ralph C. Dills, Dolwig, Dunn, Fletcher, Gaffney, Grant, Hollibaugh, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Rosenthal, Sherwin, Thompson, Thorp, and Mr. Speaker—28.

NOES—Allen, Beck, Bennett, Berry, Blosser, Boyd, Burke, Burns, Butters, Conrad, Cooke, Cramer, Crowley, Lester T. Davis, M. Philip Davis, Doyle, Elliott, Erwin, Evans, Gannon, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Price, Robertson, Silliman, Stanley, Stewart, Thomas, Thurman, Weber, and Wollenberg—42.

Notice of Motion to Reconsider Assembly Bill No. 1810

Mr. Dunn gave notice that on the next legislative day he would move to reconsider the vote whereby Assembly Bill No. 1810 was this day refused passage.

MEMBERS EXCUSED

At 10.30 a.m., Mr. Collier asked for, and was granted, unanimous consent that it be noted in the Journal that he and Mr. Waters have been attending to legislative duties elsewhere until this time this morning.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 653—An act to amend Section 15 of the Personal Property Brokers Act as revised by Chapters 952 and 1044 of the Statutes of 1939, relating to books and records.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—71.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Concurrent Resolution No. 79—Relative to the Woman's Relief Corps Home of California.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—71.

NOES—None.

Notice of Motion to Reconsider Assembly Concurrent Resolution No. 79

Mr. Thompson gave notice that on the next legislative day he would move to reconsider the vote whereby Assembly Concurrent Resolution No. 79 was this day adopted.

Assembly Bill No. 1304—An act to amend Section 798 of the Agricultural Code, relating to standards for dates.

Bill read third time.

Motion to Amend

Mr. Boyd moved the adoption of the following amendments:

Amendment No. 1

In line 2 of the title of the printed bill, as amended in the Assembly on March 27, 1947, after "dates", insert ", and declaring the urgency thereof, to take effect immediately".

Amendment No. 2

On page 1 of said bill, as amended, strike out lines 21 to 25, inclusive, and insert
"(a) Live insects, whether larva, pupa, or adult;
(b) Decay;
(c) Mold (not including visible colonies of yeast);
(d) Fermentation or souring;
(e) Dead insects, insect parts or excreta;
(f) Dirt or other foreign matter;
(g) Black scald;".

Amendment No. 3

On page 2, line 1, of said bill, strike out "(f)", and insert "(h)".

Amendment No. 4

On page 2 of said bill, strike out lines 3 and 4.

Amendment No. 5

On page 2, line 9, of said bill, strike out "(a), (c), and (e)", and insert "(b) (c), (d), (e), and (f)".

Amendment No. 6

On page 2, line 11, of said bill, strike out "(d)", and insert "(a)".

Amendment No. 7

On page 2 of said bill, following line 36, insert
"SEC. 2. This act is hereby declared to be an urgency measure necessary for the immediate preservation of the public peace, health and safety, within the meaning of Section 1 of Article IV of the State Constitution, and therefore shall take effect immediately. The following is a statement of the facts constituting such necessity:
Emergency standards adopted during wartime expired with the cessation of hostilities. Resumption of prior standards will interfere with marketing of considerable quantities of otherwise merchantable dates. Unless this act is made effective immediately, the new standards provided will not be applicable to the 1947 crop of dates, and in consequence large quantities of dates otherwise suitable for human consumption will be wasted."

Amendments read, and adopted.

Bill ordered reprinted, and re-engrossed.

Assembly Bill No. 687—An act to amend Section 10302 of the Education Code, relating to courses of study in the elementary schools.

Bill read third time.

Motion to Amend

Mr. Wollenberg moved the adoption of the following amendment:

Amendment No. 1

On page 2 of the printed bill, as amended in the Assembly on April 28, 1947, strike out lines 1 to 12, inclusive, and insert "whenever any part of "training for healthful living" conflicts with the religious beliefs of the parent or guardian of any pupil, then on written request of the parent or guardian the pupil may be excused from the part of the training which conflicts with such religious beliefs."

Amendment read, and adopted.

Bill ordered reprinted, and re-engrossed.

NOTICE OF MOTION TO WITHDRAW SENATE BILL NO. 394 FROM INACTIVE FILE

Mr. Thurman gave notice that on the next legislative day he would move to withdraw Senate Bill No. 394 from the inactive file, and have it placed upon the third reading file.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS

Senate Bill No. 782—An act to repeal Sections 24a, 120, 121, 122, 123, 123.1, 140, 141, and 142 of, to amend Section 124 of, and to add Sections 120, 120.1, 120.2, 120.3, 120.4, 120.5, 120.6, 120.7, 121, 121.1, 121.2, 121.3, 121.4, 121.5, 122, 122.1, 122.2, 122.3, 122.4, 122.5, 122.6, 122.7, 122.8, 123, 123 1, and 123 2, to the Bank Act, relating to the qualifications, appointment, term, compensation and duties of the superintendent of banks, the duties, employees, records, and expenses of the State Banking Department, and the collection and disposition of the State Banking Fund.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D Collins, Conrad, Cooke, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C Dills, Doyle, Dunn, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hawkins, Hinckley, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Nicholson, Price, Robertson, Sheridan, Sherwin, Silliman, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—61.

NOES—Butters and Heisinger—2.

Bill ordered transmitted to the Senate.

Senate Bill No. 38—An act to amend Sections 1520 and 1521 of, and to add Section 1521.2 to the Welfare and Institutions Code, relating to property qualifications for aid to needy children.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gannon, Grunsky, Hawkins, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight,

Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Price, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—67.

NOES—None

Bill ordered transmitted to the Senate.

Senate Bill No. 178—An act to amend Sections 80 and 92 of the Agricultural Code, relating to agricultural districts and district agricultural fairs.

Bill read third time.

Motion to Amend

Mr. James moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 24, of the printed bill, after "Kern", strike out the period, and insert "excepting those portions of said county included within Agricultural District 15a.

District 15a. All that portion of Kern County lying north of the seventh standard parallel south, M. D. B. & M., and east of the Santa Fe Railroad, excepting any portions of the incorporated areas of the Towns of Shafter and Wasco lying east of said railroad."

Amendment read.

The roll was called, and the amendment refused adoption by the following vote:

AYES—Carey, Crowley, Ralph C. Dills, Doyle, Evans, Gannon, James, Maloney, McMillan, Niehouse, Silliman, Stanley, Thomas, Thorp, Weber, and Wollenberg—16

NOES—Anderson, Beck, Berry, Blosser, Boyd, Burke, Burns, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Lester T. Davis, M. Philip Davis, Dolwig, Elliott, Erwin, Fletcher, Gaffney, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Johnson, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Miller, Robertson, Rosenthal, Sheridan, Sherwin, Stephenson, Stewart, Thurman, Waters, and Mr. Speaker—47.

The question being on the passage of Senate Bill No. 178.

Motion to Amend

Mr. Johnson moved the adoption of the following amendment:

Amendment No. 1

On page 3, line 40, of the printed bill, following "equipment", insert ", for the acquisition, installation, maintenance, and operation of recreational facilities at fairgrounds of the county or district agricultural associations".

Amendment read, and adopted.

Bill ordered reprinted, and to third reading.

Senate Bill No. 532—An act to add Section 12143 to the Education Code, relating to credentials issued by the State Board of Education.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—73.

NOES—None.

Bill ordered transmitted to the Senate.

NOTICE OF MOTION TO WITHDRAW ASSEMBLY BILL NO. 2307 FROM COMMITTEE WAIVED

Mr. Evans waived his notice of motion to withdraw Assembly Bill No. 2307 from the Committee on Public Health, and have it placed upon the file.

REQUESTS FOR PERMISSION TO INTRODUCE BILLS

The following request for permission to introduce a bill was presented:

By Mr. Loomis:

ASSEMBLY CHAMBER, SACRAMENTO, May 21, 1947

MR. SPEAKER: In accordance with the provisions of Article IV, Section 2, of the Constitution, I request permission to introduce a bill, the title of which is as follows:

An act to amend Section 949 of, and to repeal Sections 860, 861, 865, 879, 880, 881, 882, and 903 of, the Fish and Game Code, relating to fishing nets.

Respectfully submitted.

B. W. LOOMIS

Request referred to Committee on Legislative Procedure.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, May 21, 1947

MR. SPEAKER: Your Committee on Legislative Procedure, to which was referred the following bill, herewith returns the same with the recommendation that the author be permitted to introduce it:

By Mr. Loomis:

An act to amend Section 949 of, and to repeal Sections 860, 861, 865, 879, 880, 881, 882, and 903 of, the Fish and Game Code, relating to fishing nets.

WEBER, Chairman

The roll was called, and permission granted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Carey, Clarke, Collier, George D. Collins, Conrad, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Maloney, McCollister, McMillan, Miller, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—67.

NOES—None.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bill was introduced, and read the first time:

Assembly Bill No. 2689: By Mr. Loomis—An act to amend Section 949 of, and to repeal Sections 860, 861, 865, 879, 880, 881, 882, and 903 of, the Fish and Game Code, relating to fishing nets.

Referred to Committee on Fish and Game.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 276—An act to add Article 9, comprising Sections 20221 and 20222 to Chapter 1 of Division 10 of the Education Code, relating to the University of California Police.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Caldecott, Carey, Clarke, George D. Collins, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, Miller, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—65.

NOES—Collier—1

Bill ordered transmitted to the Senate.

Senate Bill No. 486—An act to amend Sections 29004 and 29022 of, and to add Sections 29030 and 29031 to, the Health and Safety Code, relating to dangerous drugs.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—68.

NOES—None.

Bill ordered transmitted to the Senate.

MEMBER EXCUSED

At 11.30 a.m., Mr. Evans asked for, and was granted, unanimous consent that Mr. Clayton A. Dills be excused, for the balance of the legislative day, because of legislative business elsewhere.

BILLS WITHDRAWN FROM INACTIVE FILE, AND PLACED ON THE THIRD READING FILE

The following bill was withdrawn from the inactive file, and placed upon the third reading file:

Assembly Bill No. 76, on request of Mr. McCollister.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 1350—An act to amend Section 18101 of the Government Code, relating to sick leave.

Bill read third time.

Motion to Amend

Mr. Knight moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 6, of the printed bill, strike out "100", and insert "150".

Amendment read, and adopted.

Bill ordered reprinted, and to third reading.

Senate Bill No. 696—An act to add Section 10251.5 to the Health and Safety Code, relating to delayed birth registration of adopted persons.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—70.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 104—An act to add Section 255m to the Civil Code, relating to adoptions.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—70.

NOES—None.

Bill ordered transmitted to the Senate.

NOTICE OF MOTION TO WITHDRAW ASSEMBLY BILL NO. 470 FROM COMMITTEE

Mr. McMillan gave notice that on the second legislative day he would move to withdraw Assembly Bill No. 470 from the Committee on Judiciary, and have it placed upon the file.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 101—An act to amend Section 226 of the Civil Code, relating to adoptions.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—70.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 102—An act to amend Section 224m of the Civil Code, relating to adoption.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—70.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 103—An act to amend Section 227b of the Civil Code, relating to adoptions.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—70.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 105—An act to amend Section 551 of the Welfare and Institutions Code, relating to children.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Thomas Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—70.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 106—An act to add Section 226m to the Civil Code, relating to adoption.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—70.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 25—An act to add Section 1662 to the Civil Code, relating to contracts for purchase and sale of real property.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T Davis, M Philip Davis, Debs, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—69.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 954—An act to add Article 3a to, and to repeal Article 3 of, Chapter 7 of Division 8 of the Business and Professions Code, relating to motor fuel pump license tags.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M Philip Davis, Debs, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—69.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 960—An act to add Section 20709 to, and to amend Sections 20780, 20800, 20826, 20840, 20955, and 20960 of, the Business and Professions Code, relating to standards for petroleum products.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M Philip Davis, Debs, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—69.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 1271—An act to amend Section 5032 of the Business and Professions Code, relating to public accountants.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Cooke, Crichton, Crowley, Lester T Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kilpatrick,

Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—68.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Joint Resolution No. 3—Relative to memorializing Congress to increase federal aid to the Veterans' Home of California, at Yountville.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Lyons, Maloney, McCollister, McMillan, Miller, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—68.

NOES—None

Resolution ordered transmitted to the Senate.

Senate Bill No. 1348—An act to amend Section 5014 of the Public Resources Code, relating to the appropriation of moneys in the State Beach Fund.

Bill read third time.

The roll was called, ~~and the bill passed by the following vote:~~

PRINTER'S NOTE—There being no 7-point strikeout type available, the following roll calls, which should appear in strikeout type, are indicated by being enclosed within brackets:

[AYES—Allen, Anderson, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Fletcher, Gaffney, Gannon, Grant, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Lyons, Maloney, McCollister, McMillan, Miller, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—67.

NOES—None.]

~~Bill ordered transmitted to the Senate.~~

Senate Bill No. 1349—An act to amend Section 5014.1 of the Public Resources Code, relating to appropriations from the State Park Fund.

Bill read third time.

The roll was called, ~~and the bill passed by the following vote:~~

[AYES—Allen, Anderson, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Fletcher, Gaffney, Gannon, Grant, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Lyons, Maloney, McCollister, McMillan, Miller, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—67.

NOES—None.]

~~Bill ordered transmitted to the Senate.~~

On this day the above record was expunged, and the action rescinded, whereby the Assembly passed Senate Bills Nos. 1348 and 1349.

Senate Bill No. 1050—An act to amend Section 1515 of the Penal Code and Section 27502 of the Government Code, relating to testimony of witnesses at inquest.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Fletcher, Gaffney, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—66.

NOES—None.

Bill ordered transmitted to the Senate.

RE-REFERENCE OF BILLS

By order of the Speaker, the following bill was withdrawn from the file, and re-referred as follows:

Senate Bill No. 487 re-referred to Committee on Public Health.

REQUEST FOR UNANIMOUS CONSENT THAT RECORD BE EXPUNGED, AND ACTION RESCINDED, ON SENATE BILLS NOS. 1348 AND 1349

Mr. Lowrey asked for, and was granted, unanimous consent that the record be expunged, and the action rescinded, on the vote whereby Senate Bills Nos 1348 and 1349 were this day passed.

Senate Bills Nos. 1348 and 1349 ordered to third reading.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 122—An act to amend Section 5082 of the Business and Professions Code, relating to registration as a public accountant, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Motion to Amend

Mr. Grunsky moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 26, of the printed bill, as amended in the Assembly on April 25, 1947, after "by", insert "completion of".

Amendment No. 2

On page 2, line 1, of the printed bill, after "or", insert "reasonable period of".

Amendments read.

The roll was called, and the amendments adopted by the following vote:

AYES—Beck, Berry, Blosser, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Lester T. Davis, M Philip Davis, Debs, Dunn, Erwin, Fletcher, Gaffney, Grant, Grunsky, Heisinger, Hinckley, James, Johnson, Kirkwood, Knight, Loomis, Lowrey, Maloney, McMillan, Miller, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thorp, and Thurman—40.

NOES—Allen, Anderson, Bennett, Brady, Conrad, Crichton, Crowley, Dickey, Ralph C. Dills, Dolwig, Doyle, Elliott, Evans, Gannon, Hahn, Hawkins, Hinton, Hollibaugh, Huyck, Kilpatrick, Lyons, McCollister, Robertson, Thomas, Thompson, Waters, Weber, and Mr Speaker—28.

Notice of Motion to Reconsider Amendments to Senate Bill No. 122

Mr. Robertson gave notice that on the next legislative day he would move to reconsider the vote whereby the amendments offered by Mr. Grunsky to Senate Bill No. 122 were this day adopted.

Motion to Reconsider the Amendments Adopted to Senate Bill No. 122, at This Time

Mr. M. Philip Davis moved that the vote whereby the amendments offered by Mr. Grunsky to Senate Bill No. 122 were this day adopted, be reconsidered, at this time.

Motion lost for lack of a second.

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1271—An act to amend Section 4903 of the Labor Code, relating to liens against amount to be paid as compensation.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Weber, Wollenberg, and Mr. Speaker—68.

NOES—None.

Bill ordered transmitted to the Senate.

FURTHER CONSIDERATION OF SENATE BILL NO. 1348

Senate Bill No. 1348—An act to amend Section 5014 of the Public Resources Code, relating to the appropriation of moneys in the State Beach Fund.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Blosser, Brady, Brown, Burke, Caldecott, Carey, Clarke, Collier, Conrad, Crichton, Lester T. Davis, Debs, Dickey, Doyle, Dunn, Erwin, Fletcher, Gaffney, Grant, Grunsky, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Knight, Loomis, Lowrey, Luckel, Lyons, Niehouse, Rosenthal, Sheridan, Silliman, Stephenson, Stewart, Thompson, Thorp, Waters, Weber, and Mr. Speaker—43.

NOES—Allen, Anderson, Burns, Butters, George D. Collins, M. Philip Davis, Dolwig, Elliott, Evans, Hahn, Hawkins, Kirkwood, Maloney, McCollister, McMillan, Miller, Robertson, Stanley, Thomas, Thurman, and Wollenberg—21.

Bill ordered transmitted to the Senate.

FURTHER CONSIDERATION OF SENATE BILL NO. 1349

Senate Bill No. 1349—An act to amend Section 5014.1 of the Public Resources Code, relating to appropriations from the State Park Fund.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Blosser, Brady, Brown, Burke, Caldecott, Carey, Collier, Conrad, Cooke, Crichton, Lester T. Davis, Debs, Dickey, Ralph C. Dills, Doyle, Dunn, Erwin, Fletcher, Grant, Grunsky, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Knight, Lowrey, Luckel, Lyons, Niehouse, Price, Rosenthal, Sheridan, Silliman, Stephenson, Stewart, Thompson, Waters, Weber, and Mr. Speaker—41.

NOES—Allen, Anderson, Berry, Burns, Butters, George D. Collins, M. Philip Davis, Dolwig, Elliott, Evans, Gaffney, Hawkins, Heisinger, Kilpatrick, Kirkwood, Maloney, McCollister, McMillan, Miller, Stanley, Thomas, Thurman, and Wollenberg—23.

Bill ordered transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT THAT NEWSPAPER ARTICLE BE REFERRED TO THE COMMITTEE ON RULES, AND THAT IT BE ORDERED PRINTED IN THE JOURNAL

Mr. Waters asked for, and was granted, unanimous consent that he be permitted to refer a newspaper article to the Committee on Rules, for the purpose of requesting the Committee on Rules to recommend that said article be ordered printed in the Journal.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Concurrent Resolution No. 47—Relative to approving a certain amendment to the charter of the City of Santa Rosa, a municipal corporation of the County of Sonoma, State of California, voted for and ratified by the qualified electors of said city at a special municipal election held therein on the eighth day of May, 1947.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T Davis, M Philip Davis, Debs, Dickey, Ralph C Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Rosenthal, Sheridan, Sherwin, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Weber, Wollenberg, and Mr. Speaker—70.

NOES—None.

Resolution ordered transmitted to the Senate.

Senate Bill No. 1512—An act to amend Sections 4421, 4424, and 4433 of the Public Resources Code, relating to reforestation of forest lands.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D Collins, Conrad, Cooke, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Dolwig, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Weber, Wollenberg, and Mr. Speaker—68.

NOES—None

Bill ordered transmitted to the Senate.

Senate Bill No. 480—An act to amend Section 602 of the Penal Code, and Sections 4102 and 4127 of the Public Resources Code, and to add Section 4126.5 to the Public Resources Code, relating to establishing, regulating, and protecting fire hazard areas.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D Collins, Conrad, Cooke, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Dolwig, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight,

Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Weber, Wollenberg, and Mr. Speaker—68.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Joint Resolution No. 20—Relative to memorializing Congress to refuse passage of H.R. No. 2876, creating a Redwood National Park and a National Forest Area in California.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Allen, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Dolwig, Doyle, Dunn, Erwin, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Loomis, Lowrey, Lyons, Maloney, McCollister, Niehouse, Price, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Weber, Wollenberg, and Mr. Speaker—58.

NOES—Beck, Bennett, George D. Collins, Debs, Ralph C. Dills, Elliott, Evans, Hawkins, Kilpatrick, Luckel, McMillan, Miller, and Rosenthal—13.

Resolution ordered transmitted to the Senate.

Senate Bill No. 751—An act to amend Sections 6451, 6452, 6482, 6487, 6513, 6701, 6902, and 6907 of the Revenue and Taxation Code, relating to returns and payments of sales and use taxes and security for payment of sales and use taxes, and to provide that this act shall take effect immediately.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Collier, George D. Collins, Conrad, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thurman, Weber, Wollenberg, and Mr. Speaker—61.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Joint Resolution No. 4—Relative to an appropriation for insect control in national forests.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—69.

NOES—None.

Resolution ordered transmitted to the Senate.

REQUESTS FOR PERMISSION TO INTRODUCE BILLS

The following request for permission to introduce a bill was presented:

By Mr. Hollibaugh:

ASSEMBLY CHAMBER, SACRAMENTO, May 21, 1947

MR. SPEAKER: In accordance with the provisions of Article IV, Section 2, of the Constitution, I request permission to introduce a bill, the title of which is as follows:

An act to add Section 1065.5 to the Fish and Game Code, relating to sardines.

Respectfully submitted.

JONATHAN J. HOLLIBAUGH

Request referred to Committee on Legislative Procedure.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, May 21, 1947

MR. SPEAKER: Your Committee on Legislative Procedure, to which was referred the following bill, herewith returns the same with the recommendation that the author be permitted to introduce it:

By Mr. Hollibaugh:

An act to add Section 1065.5 to the Fish and Game Code, relating to sardines.

WEBER, Chairman

The roll was called, and permission granted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—69.

NOES—None.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bill was introduced, and read the first time:

Assembly Bill No. 2690: By Mr. Hollibaugh—An act to add Section 1065.5 to the Fish and Game Code, relating to sardines.

Referred to Committee on Fish and Game.

REQUESTS FOR PERMISSION TO INTRODUCE BILLS

The following request for permission to introduce a bill was presented:

By Mr. Wollenberg:

ASSEMBLY CHAMBER, SACRAMENTO, May 21, 1947

MR. SPEAKER: In accordance with the provisions of Article IV, Section 2 of the Constitution, I request permission to introduce a bill, the title of which is as follows.

An act making an appropriation in augmentation of the appropriation in Item 11 of the Budget Act of 1945, for legislative printing, binding, etc., for the Fifty-seventh Session, to take effect immediately.

Respectfully submitted.

ALBERT C. WOLLENBERG

Request referred to Committee on Legislative Procedure.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, May 21, 1947

MR. SPEAKER: Your Committee on Legislative Procedure, to which was referred the following bill, herewith returns the same with the recommendation that the author be permitted to introduce it:

By Mr. Wollenberg:

An act making an appropriation in augmentation of the appropriation in Item 11 of the Budget Act of 1945, for legislative printing, binding, etc., for the Fifty-seventh Session, to take effect immediately.

WEBER, Chairman

The roll was called, and permission granted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—69

NOES—None.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bill was introduced, and read the first time:

Assembly Bill No. 2691: By Mr. Wollenberg—An act making an appropriation in augmentation of the appropriation in Item II of the Budget Act of 1945, for legislative printing, binding, etc. for the Fifty-seventh Session, to take effect immediately.

Bill ordered printed, and held at desk without reference to committee.

MOTION THAT AMENDMENTS TO SENATE BILL NO. 122 BE RECONSIDERED AT THIS TIME

Mr. M. Philip Davis moved that the amendments to Senate Bill No. 122 be reconsidered, at this time.

Mr. Sherwin seconded the motion.

The roll was called, and the motion lost by the following vote:

AYES—Burns, Clarke, Grunsky, Loomis, Thorp, and Thurman—6.

NOES—Bennett, Berry, Blosser, Brady, Butters, Caldecott, Carey, Collier, Cooke, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Gaffney, Gannon, Hahn, Hawkins, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Lowrey, Luckel, Lyons, Maloney, McMillan, Niehouse, Price, Robertson, Sheridan, Sherwin, Silliman, Stephenson, Thomas, Thompson, Waters, Weber, Wollenberg, and Mr. Speaker—49.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 959—An act to amend Sections 12604, 12606, 12608, 12609, 12610, and 12612 of the Business and Professions Code, relating to containers.

Bill read third time.

Motion to Amend

Mr. Brown moved the adoption of the following amendments:

Amendment No. 1

In line 2 of the title of the printed bill, as amended in the Senate on April 21, 1947, strike out "and 12612", and insert "12612 and 12613".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 2

On page 3 of said bill, after line 6, insert

"SEC. 7. Section 12613 of said code is amended to read:

12613. The sale of any commodity in a container complying with any act of Congress or the opinions and regulations issued by the Secretary of Agriculture and appertaining to [net] weight or measure *or count* does not violate the provisions of this chapter *; nor does the sale of alcoholic beverages in containers complying with a rule, regulation or an approval of the United States Treasury Department, Bureau of Internal Revenue, Alcohol Tax Unit or of the State Department of Public Health and pertaining to weight, measure or count constitute a violation of the provisions of this chapter.*"

Amendments read, and adopted.

Bill ordered reprinted, and to third reading.

REQUEST FOR UNANIMOUS CONSENT TO USE ASSEMBLY CHAMBER

Mr. Carey asked for, and was granted, unanimous consent that the Committee on Governmental Efficiency and Economy be permitted to use the Assembly Chamber, if necessary, today, at 3 p.m., for the purpose of holding a meeting.

NOTICES OF MOTION TO RECONSIDER CONTINUED

By unanimous consent, the consideration of notice of motion to reconsider vote on the following bill was continued until the next legislative day:

Assembly Constitutional Amendment No. 35.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, May 20, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted:

Senate Concurrent Resolution No 49

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS (RESUMED)

The following resolution was read:

Senate Concurrent Resolution No. 49—Relative to budget allowances for recipients of aid to the aged.

Referred to Committee on Rules.

MOTION THAT ALL COMMITTEE REPORTS AT DESK BE DEEMED READ

Mr. Dickey moved that all committee reports, now at the desk, be deemed read, and ordered printed in the Journal.

Motion carried.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, May 21, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1236

And reports the same correctly re-engrossed.

WEBER, Chairman

Above reported bill ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 21, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Concurrent Resolution No. 79

And reports the same correctly engrossed.

WEBER, Chairman

Above reported resolution ordered on file for adoption.

ASSEMBLY CHAMBER, SACRAMENTO, May 21, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 385—An act to amend Section 511 of the Probate Code, relating to joint executors or administrators;

Assembly Bill No. 1413—An act to amend Section 2055 of the Code of Civil Procedure, relating to examination of witnesses;

Assembly Bill No. 1455—An act to add Section 8.5 to an act entitled "An act to provide for the acquisition of temporary and emergency housing facilities for veterans and families of servicemen by joint action of the State and local agencies, providing for the operation of such facilities, making an appropriation, and declaring the urgency thereof, to take effect immediately," approved February 15, 1946, relating to the completion of facilities remaining uncompleted by reason of cessation of work by the Federal Government pursuant to contracts for such work, making an appropriation and providing for the allocation thereof, declaring the urgency of this act, to take effect immediately;

And reports that the same have been correctly enrolled, and presented to the Governor on the twenty-first day of May, 1947, at 12 m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, May 21, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1629—An act to amend Section 27149 of the Streets and Highways Code, relating to bridge and highway districts;

Assembly Bill No. 2070—An act to amend Section 820.5 of the Streets and Highways Code, relating to the performance of work for the Federal Government;

And reports that the same have been correctly enrolled, and presented to the Governor on the twenty-first day of May, 1947, at 12 m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, May 21, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Concurrent Resolution No. 76—Relative to former Assemblyman Robert B. McPherson;

And reports that the same has been correctly enrolled, and presented to the Secretary of State on the twenty-first day of May, 1947, at 12 m.

WEBER, Chairman

Committee on Agriculture

ASSEMBLY CHAMBER, SACRAMENTO, May 21, 1947

MR. SPEAKER: Your Committee on Agriculture, to which was referred:

Assembly Bill No. 2388

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

CLARKE, Chairman

Above reported bill ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 21, 1947

MR. SPEAKER: Your Committee on Agriculture, to which were referred:

Senate Bill No. 194
Senate Bill No. 830
Senate Bill No. 695

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

CLARKE, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 21, 1947

MR. SPEAKER. Your Committee on Agriculture, to which was referred:

Assembly Bill No. 1571

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

CLARKE, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 21, 1947

MR. SPEAKER: Your Committee on Agriculture, to which was referred:

Assembly Bill No. 1826

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

CLARKE, Chairman

Above reported bill ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 21, 1947

MR. SPEAKER: Your Committee on Agriculture, to which were referred:

Senate Bill No. 46
Senate Bill No. 48
Senate Bill No. 290
Senate Bill No. 426
Senate Bill No. 741
Senate Bill No. 742
Senate Bill No. 743
Senate Bill No. 853
Senate Bill No. 1394

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

CLARKE, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 21, 1947

MR. SPEAKER: Your Committee on Agriculture, to which were referred:

Assembly Bill No. 12
Assembly Bill No. 832
Assembly Bill No. 2418

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

CLARKE, Chairman

Above reported bills ordered to second reading.

Committee on Social Welfare

ASSEMBLY CHAMBER, SACRAMENTO, May 21, 1947

MR. SPEAKER: Your Committee on Social Welfare, to which were referred:

Senate Bill No. 566
Senate Bill No. 567

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

NIEHOUSE, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 21, 1947

MR. SPEAKER: Your Committee on Social Welfare, to which was referred:

Senate Bill No. 174

Has had the same under consideration, and reports the same back with the recommendation: Be re-referred to Committee on Judiciary.

NIEHOUSE, Chairman

Above reported bill re-referred to Committee on Judiciary.

ASSEMBLY CHAMBER, SACRAMENTO, May 21, 1947

MR. SPEAKER: Your Committee on Social Welfare, to which was referred:

Assembly Bill No. 1430

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

NIEHOUSE, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 21, 1947

MR. SPEAKER: Your Committee on Social Welfare, to which was referred:

Assembly Bill No. 1432

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

NIEHOUSE, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 21, 1947

MR. SPEAKER: Your Committee on Social Welfare, to which were referred:

Assembly Bill No. 479
Assembly Bill No. 726

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

NIEHOUSE, Chairman

Above reported bills ordered to third reading.

Committee on Livestock and Dairies

ASSEMBLY CHAMBER, SACRAMENTO, May 21, 1947

MR SPEAKER Your Committee on Livestock and Dairies, to which was referred:

Assembly Bill No 97

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

THORP, Chairman

Above reported bill ordered to third reading.

Committee on Fish and Game

ASSEMBLY CHAMBER, SACRAMENTO, May 20, 1947

MR. SPEAKER. Your Committee on Fish and Game, to which was referred:

Senate Bill No 299

Has had the same under consideration, and reports the same back with the recommendation: Do pass

ERWIN, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 20, 1947

MR. SPEAKER: Your Committee on Fish and Game, to which was referred:

Assembly Bill No 2328

Has had the same under consideration, and reports the same back with the recommendation: Do pass

ERWIN, Chairman

Above reported bill ordered to second reading.

Committee on Judiciary

ASSEMBLY CHAMBER, SACRAMENTO, May 21, 1947

MR SPEAKER: Your Committee on Judiciary, to which were referred:

Assembly Bill No 566
Assembly Bill No 931
Assembly Bill No. 978
Assembly Bill No. 1071
Assembly Bill No. 1657
Assembly Bill No. 2369

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

BROWN, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 21, 1947

MR SPEAKER: Your Committee on Judiciary, to which were referred:

Assembly Bill No 126
Assembly Bill No. 128
Assembly Bill No. 1728
Assembly Bill No. 2679

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

BROWN, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 21, 1947

MR. SPEAKER: Your Committee on Judiciary, to which were referred:

Assembly Bill No. 728
Assembly Bill No. 1442

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

BROWN, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 21, 1947

MR. SPEAKER. Your Committee on Judiciary, to which were referred:

Senate Bill No. 307
Senate Bill No. 1000

Has had the same under consideration, and reports the same back with the recommendation: Amend, and do pass, as amended.

BROWN, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 21, 1947

MR. SPEAKER: Your Committee on Judiciary, to which was referred:

Assembly Bill No. 1660

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

BROWN, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 21, 1947

MR. SPEAKER: Your Committee on Judiciary, to which were referred:

Assembly Bill No. 123
Assembly Bill No. 1387

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

BROWN, Chairman

Above reported bills ordered to second reading.

Committee on Public Health

ASSEMBLY CHAMBER, SACRAMENTO, May 21, 1947

MR. SPEAKER: Your Committee on Public Health, to which were referred:

Senate Bill No 1092
Senate Bill No. 1260

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

DEBS, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 21, 1947

MR. SPEAKER: Your Committee on Public Health, to which was referred:

Assembly Bill No. 1205

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

DEBS, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 21, 1947

MR. SPEAKER: Your Committee on Public Health, to which were referred:

Assembly Bill No. 950
Assembly Bill No. 2307

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

DEBS, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 21, 1947

MR SPEAKER: Your Committee on Public Health, to which were referred:

Assembly Bill No. 258
Assembly Bill No. 800

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

DEBS, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 21, 1947

MR SPEAKER: Your Committee on Public Health, to which were referred:

Assembly Bill No. 1574
Assembly Bill No. 1582

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

DEBS, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 21, 1947

MR SPEAKER: Your Committee on Public Health, to which were referred:

Senate Bill No. 616	Senate Bill No. 813
Senate Bill No. 804	Senate Bill No. 814
Senate Bill No 806	Senate Bill No. 815
Senate Bill No. 807	Senate Bill No. 816
Senate Bill No. 808	Senate Bill No. 849
Senate Bill No. 809	Senate Bill No. 1253
Senate Bill No. 810	Senate Bill No. 1255
Senate Bill No. 811	Senate Bill No. 1256
Senate Bill No. 812	Senate Bill No 1554

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

DEBS, Chairman

Above reported bills ordered to second reading.

NOTICE OF MOTION TO RECONSIDER LAPSED

Notice of motion to reconsider Assembly Bill No. 466 lapsed.

Assembly Bill No. 466 ordered transmitted to the Senate.

ANNOUNCEMENT OF COMMITTEE MEETINGS

It was announced that the following committees would hold meetings:

At 3 p.m., today—

Conservation, Planning, and Public Works.

Governmental Economy and Efficiency.

At 8 p.m., tonight—

Municipal and County Government.

Education.

At 9 p.m., tonight—

Rules.

GUESTS EXTENDED PRIVILEGE OF ASSEMBLY FLOOR

On request of Mr. McCollister, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to George Hoberg of Hoberg's Springs and George Kennedy of Sebastopol.

On request of Mr. Knight, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. Thomas Fenton Knight, Jr., Thomas Fenton Knight, III, and Susan Jean Knight of La Canada.

On request of Mr. Sherwin and the Alameda County Delegation, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Markell C. Baer of Alameda.

On request of Mr. Stanley, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Glenn Bailey of Santa Ana.

On request of Mr. Dolwig, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to N. M. Brisbois and Howard L. Stilwell of San Mateo.

On request of Mr. Loomis, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Donald Sanford, teacher, Marysville High School, and the following pupils: Hildred Lloyd, Audrey De Lisle, Ila Kingsbury, Mary Atkins, Toshiko Unno, Fleda Hasty, Shirley Goforth, Mary Siller, Jean Washburn, Geraldine Lansdon, A. D. Kennett, Hollis Ussery, Kenneth Ragsdale, John Brown, Wendell Moe, Bob Lane, Loie Kretzer, Kara Pratt, Estine Wright, Beatrice Frick, Betty Craddock, Lester Sandgren, Clarence Ruff, Richard Reed, Bob Coleman, Bud Bradburg, Douglas Reynolds, Gene Bryan, Helen Young, Betty Smith, Mary Lou Ruff, Ruth Reamy, Danny Kiesselbach, Bill Hamon, Nieves Arostegui, Clarece McGrath, Wanda Armstrong, Dean Price, and Allen Wheaton.

On request of Mr. Brown, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Don Holt, Naomi Weiss, Raymond Meza, and Marilyn Hallmark of the Turlock High School.

On request of Messrs. Caldecott and Carey, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Miss Alice Taylor, teacher, and the following members of the Golden Gate School, Adult Department, Oakland: Mrs. Susan Buzanski, Mr. J. I. Buzanski, Mrs. Sara Lozano, Mrs Dora Wirsing, Mrs. Angelina Ferdinand, Mrs. Giovanna Salomone, Mrs. Frank N. Gallardo, Mrs. Mary Filippi, Mrs. Oliver Jones, Mrs. Antonia De Vares, Mrs. Mamie Pedro, Mrs. Frances Storm, Mrs. Caroline Accomosso, Miss Anna Accomosso, Mrs. Spiritina Lanza, Mrs. Marina Bonvicino, Mrs. Sarah Mendez, Mrs. Dina Olmo, Mrs. Tillie Eichner, Mrs Josephine Canton, Mrs. Maud M. Collins, Mrs. Angelina Agrati, Mrs. L. P. Keith, Mrs. Golda Keith, Mrs. Mathilda Stockholm, Mrs. Charles Roberts, Miss Teresa Carlotto, Mrs. Pierina Borgognone, Mrs. Breta Johanna Saari, Mrs. Angelina Mapelli, Mrs. Josephine Villata, Mrs Francesca Puccio, Mrs. Flisbela Mesquita, Mrs. Gwynfi Jones, Mrs. Adelaide Freitas, Mrs Alice Marcks, and Mrs. Paul Snyder.

On request of the San Francisco Delegation, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to 70 members of the Real Estate Association of San Francisco.

On request of Messrs. Blosser and Kirkwood, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to George E. Solnar, Jr. of San Francisco.

ADJOURNMENT

At 1.12 p.m., on motion of Mr. Dickey, the Speaker declared the Assembly adjourned until 9 a.m., Thursday, May 22, 1947.

SAM L. COLLINS, Speaker

GERALDINE B. HADSELL, Minute Clerk

CALIFORNIA LEGISLATURE
FIFTY-SEVENTH (GENERAL) SESSION

ASSEMBLY DAILY JOURNAL

SEVENTY-SECOND LEGISLATIVE DAY
ONE HUNDRED THIRTY-SEVENTH CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO
Thursday, May 22, 1947

The Assembly met at 9 a.m.
Hon. Sam L. Collins, Speaker of the Assembly, presiding.
Chief Clerk Arthur A. Ohnimus at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—78.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. Raymond Renwald:

Almighty and Everlasting God, who hast dominion over the living and the dead, and art merciful to all, whom Thou foreknowest will be Thine by faith and works; we humbly beseech Thee that they for whom we intend to pour forth our prayers, whether this present world still detain them in the flesh, or the world to come has already received them, stripped of their mortal bodies, may by the grace of Thy loving kindness, obtain the remission of all their sins, through Christ Our Lord—AMEN.

READING OF THE JOURNAL DISPENSED WITH

On motion of Mr. Dolwig, further reading of the Journal of the previous legislative day was dispensed with.

LEAVES OF ABSENCE FOR THE DAY

The following members were granted leaves of absence for the day, and desired to waive their per diems:

Mr. Field, by unanimous consent.
Mr. Clayton A. Dills, on motion of Mr. Evans.

COMMUNICATIONS

By Speaker Collins:

The following communication was received, read, and ordered printed in the Journal:

May 21, 1947

Honorable Sam L Collins
Speaker of the Assembly
State Capitol, Sacramento 14, California

DEAR MR. COLLINS: It will be necessary to shut down the elevator serving the north end of the Capitol Building during Thursday and Friday of this week, for necessary repairs.

This has been prolonged with anticipation of waiting until the Assembly had adjourned, but we now find it impossible to wait any longer.

Very truly yours,

M. L. ROGERS, Chief Office Building Engineer

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, May 21, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Joint Resolution No. 46—Relative to memorializing Congress to enact Senate Bill No. 637, amending the Civil Service Retirement Act of May 29, 1930;

Assembly Concurrent Resolution No. 77—Relative to approving a certain amendment to the charter of the City of Compton, State of California, ratified by the qualified electors of said city at a special municipal election held therein on the sixth day of May, 1947;

And reports that the same have been correctly enrolled, and presented to the Secretary of State on the twenty-first day of May, 1947, at 3 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, May 21, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1631—An act to amend Section 27146 and to repeal Section 27246 of the Streets and Highways Code, relating to bridge and highway districts;

Assembly Bill No. 1797—An act conveying certain tidelands and lands lying under inland navigable waters, situate in the Bay of San Pablo to the City of Vallejo, in furtherance of navigation and commerce and the fisheries, and providing for the government, management and control thereof, reserving rights to the State;

Assembly Bill No. 2266—An act to amend Sections 5403, 5406, 5408, 5409, 5410.2, and 5410.4 of, and to add Sections 5410.45 and 5402.5 to, the Public Resources Code, relating to recreation park and parkway districts;

And reports that the same have been correctly enrolled, and presented to the Governor on the twenty-first day of May, 1947, at 3:30 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, May 21, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 2120—An act to repeal Chapters 2, 3, 4, 12, 13, 13.5, 13.6, 14, 15, 15.5, 16, and 16.5 of the Education Code; to add Chapters 2, 12, 13, 14, 15, and 16 to said code, to amend Section 8761 of said code; and to add Section 8704 to said code, all relating to the Public School System, declaring the urgency thereof, to take effect immediately;

And reports that the same has been correctly enrolled, and presented to the Governor on the twenty-first day of May, 1947, at 5 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, May 22, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1731	Assembly Bill No. 1733
Assembly Bill No. 1732	Assembly Bill No. 1735

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

Committee on Conservation, Planning, and Public Works

ASSEMBLY CHAMBER, SACRAMENTO, May 21, 1947

MR. SPEAKER: Your Committee on Conservation, Planning, and Public Works, to which was referred:

Assembly Bill No. 1386

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

McMILLAN, Chairman

Above reported bill ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 21, 1947

MR. SPEAKER: Your Committee on Conservation, Planning, and Public Works, to which was referred:

Senate Bill No. 818

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended

McMILLAN, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 21, 1947

MR. SPEAKER: Your Committee on Conservation, Planning, and Public Works, to which was referred:

Senate Bill No. 1557

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

McMILLAN, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 21, 1947

MR. SPEAKER: Your Committee on Conservation, Planning, and Public Works, to which was referred:

Senate Bill No. 1563

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

McMILLAN, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 21, 1947

MR. SPEAKER: Your Committee on Conservation, Planning, and Public Works, to which was referred:

Senate Bill No. 1177

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

McMILLAN, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 21, 1947

MR. SPEAKER: Your Committee on Conservation, Planning, and Public Works, to which was referred:

Senate Bill No. 712

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

McMILLAN, Chairman

Above reported bill ordered to second reading.

ANNOUNCEMENT

Speaker Collins announced, on behalf of Chairman Dickey of the Committee on Rules, that this committee is now holding a meeting upstairs. All members having matters pending before this committee are urged to appear, now, and take them up.

REPORTS OF STANDING COMMITTEES

Committee on Conservation, Planning, and Public Works

ASSEMBLY CHAMBER, SACRAMENTO, May 21, 1947

MR. SPEAKER: Your Committee on Conservation, Planning, and Public Works, to which were referred:

Assembly Bill No. 1783
Assembly Bill No. 1979

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

McMILLAN, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 21, 1947

MR. SPEAKER: Your Committee on Conservation, Planning, and Public Works, to which were referred:

Assembly Bill No. 1614
Assembly Bill No. 2250

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended

McMILLAN, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 21, 1947

MR. SPEAKER: Your Committee on Conservation, Planning, and Public Works, to which was referred:

Assembly Bill No. 2516

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

McMILLAN, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 21, 1947

MR. SPEAKER: Your Committee on Conservation, Planning, and Public Works, to which was referred:

Assembly Bill No. 2511

Has had the same under consideration, and reports the same back with the recommendation: Be re-referred to Committee on Ways and Means.

McMILLAN, Chairman

Above reported bill re-referred to Committee on Ways and Means.

CONSIDERATION OF DAILY FILE

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 1571—An act to amend Section 91.5 of the Agricultural Code, relating to the uses of Sixth District Agricultural Association Fund.

Bill read second time, and ordered engrossed.

Assembly Bill No. 2328—An act to repeal Section 344 of the Political Code, relating to definition of terms meaning fish and game commissioners and the powers of such commissioners.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1432—An act to repeal Sections 3088 and 3474 of the Welfare and Institutions Code, relating to relatives' responsibility for blind aid.

Bill read second time, and ordered engrossed.

Assembly Bill No. 126—An act to amend Section 770 of the Vehicle Code, relating to the use of funds received from fines and forfeitures.

Bill read second time, and ordered engrossed.

Assembly Bill No. 128—An act to add Section 1.7 to the Judges' Retirement Act and to add Section 4.7 to the Judges' Retirement Fund Act, relating to the retirement of justices and judges who served in the armed forces of the United States during war or national emergency.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1728—An act to add Article 5 to Chapter 5, Part 1, Division 3, Title 2 to the Government Code, relating to payment of compensation to state officers and employees.

Bill read second time, and ordered engrossed.

Assembly Bill No. 2679—An act to amend Section 737xx of the Political Code, relating to salaries of superior court judges.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1205—An act to amend Section 2135 and to add Sections 2138.1 and 2138.5 to the Business and Professions Code, relating to medicine, certificates and qualifications.

Bill read second time, and ordered engrossed.

Assembly Bill No. 2388—An act to amend Section 21166 of the Water Code, relating to compensation of directors of irrigation districts.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Agriculture:

Amendment No. 1

On page 1, lines 5 and 6, of the printed bill, strike out "or a monthly salary not to exceed two hundred fifty dollars ($250)".

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1430—An act to amend Section 3447 of the Welfare and Institutions Code, relating to aid to the partially self-supporting blind.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Social Welfare:

Amendment No. 1

On page 1, line 7, of the printed bill, strike out "five thousand dollars ($5,000)", and insert "three thousand five hundred dollars ($3,500)".

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 728—An act to amend Section 737dd of the Political Code, relating to salaries of superior court judges in Orange County.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Judiciary:

Amendment No. 1

On page 1, lines 4 and 5, of the printed bill, strike out "twelve thousand dollars ($0,000) ($12,000).", and insert "ten thousand dollars ($10,000)."

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1442—An act to amend Section 737*ll* of the Political Code, relating to salaries of superior judges in the City and County of San Francisco.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Judiciary:

Amendment No. 1

On page 1, line 5, of the printed bill, strike out "fourteen thousand dollars ($14,000)", and insert "fifteen thousand dollars ($15,000)".

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 123—An act to add Section 1714.1 to the Civil Code, relating to liability of parents and guardians for torts of minors.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Judiciary:

Amendment No. 1

On page 1, line 3, of the printed bill, as amended in the Assembly on May 15, 1947, strike out "or omission".

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1387—An act to amend Section 1096 of the Civil Code, relating to transfer of property.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

On page 1, line 3, of the printed bill, as amended in the Assembly on May 15, 1947, after "estate", insert "is vested".

Amendment No. 2

On page 1 of the printed bill, strike out lines 12 to 16, inclusive.

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 950—An act to permit employers to contract with medical, surgical or hospital prepayment plans or disability insurers for care of employees and to make pay roll deductions therefor, except as to dissenting employees.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Public Health:

Amendment No. 1

On page 4 of the printed bill, as amended in the Assembly on May 8, 1947, insert

"SEC. 9. The provisions of this act shall not apply to any department, association, or corporation, or other hospital plan of whatever description, the principle of which is to provide medical, surgical, hospital or other similar care and services to employees (or to families of employees) of common carriers subject to the provisions of the Public Utilities Act."

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2307—An act prohibiting the vivisection of household pets; providing penalties for violation of the provisions hereof, and amending Section 599c of the Penal Code.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Public Health:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in the Assembly on May 1, 1947, strike out "prohibiting the vivisection of household pets", and insert "regulating the vivisection of dogs and cats"; and in line 3 of said title, strike out "and amending Section 559(c) of the Penal Code".

Amendment No. 2

On page 1 of the printed bill, as amended, strike out lines 1 to 25, inclusive, and lines 1 to 13, inclusive, on page 2 of said bill, and insert

"SECTION 1. It is the purpose of this act to regulate the vivisection of dogs and cats to the end that any vivisection of any of such animals shall be conducted in a humane and not in a cruel manner, and to the end that vivisection of such animals shall not be conducted except when it is in the public interest. This act shall be administered and interpreted in such a manner as fully to carry out its purposes.

SEC. 2. Dogs and cats may be used for studies or investigations requiring the cutting, crushing or burning of tissues or the administration of drugs, biologicals or chemical products only in institutions or laboratories approved by the State Department of Public Health as hereinafter provided.

SEC. 3. The State Department of Public Health shall, upon written request therefor, grant written approval for the purposes specified in this act, to universities and colleges in this State maintaining medical, dental, veterinarian or agricultural schools or scientific research or experimental departments, and to public or private laboratories that are licensed or approved by the National Institute of Health, an agency within the Public Health Service, Federal Security Agency of the United States of America, or any such public or private laboratory licensed or approved by the Bureau of Animal Industry of the United States Department of Agriculture, and to such other public or private institutions or laboratories as the department may find are properly equipped and organized to conduct research, experimental or testing procedures or investigations. Such approval, when granted, shall remain valid and in full force and effect until surrendered. The State Department of Public Health shall not approve any institution, laboratory, person, firm or corporation that does not meet the requirements contained in this section.

SEC. 4. The State Department of Public Health shall administer this act, and any rules and regulations promulgated hereunder. If necessary to effectuate and carry out the provisions of this act, the State Board of Public Health may from time to time prescribe such rules and regulations as may be reasonable and proper for the purpose of insuring the sanitary operation of all institutions and laboratories referred to herein, except that no laboratory licensed or approved by either the National Institute of Health or the Bureau of Animal Industry shall be subject to any rule or regulation providing inspection or control. Such rules and regulations shall not affect or limit the method, nature or scope of any experiment, test or research. If any rule or regulation should be adopted providing for inspection or other method of controlling sanitary operation, such inspection or other method of control shall be enforced by employees of the State Department of Public Health. Such power and authority may not be delegated to any other persons or agency.

SEC. 5. Approved institutions or laboratories may only acquire dogs or cats for vivisection from public pounds; provided, however, that any approved institution or laboratory may breed and raise its own dogs or cats for such purposes.

SEC. 6. No public pound may sell or transfer any dog or cat to any approved institution or laboratory unless such dog or cat has been in the continuous custody of the pound for at least seven days. It is the purpose of this section to afford to owners of any dogs or cats that may be placed in a public pound a reasonable opportunity to reclaim same prior to disposition by the pound.

SEC. 7. Approved institutions and laboratories shall notify public pounds of their reasonable needs for dogs and cats. Upon receipt of any such notice, a public pound shall not destroy stray dogs or cats in its custody prior to the expiration of the seven day waiting period, if such destruction would reduce the number of stray dogs or cats in its custody to an amount less than the requirements of the approved institution or laboratory.

SEC. 8. Upon receipt of a request for dogs and cats from an approved institution or laboratory, and upon payment to the pound of the reasonable cost of caring for and feeding the dogs and cats so required, the public pound shall deliver to such approved institution or laboratory the number of dogs and cats required to the extent that the pound has available dogs and cats that have been in its custody continuously for one week. If there are an insufficient number of dogs and cats then available, the pound shall continue to deliver same to the approved institution or laboratory until the request is filled from dogs and cats subsequently reaching the expiration of the seven-day waiting period."

Amendment No. 3

On page 2, line 14, of the printed bill, as amended, after "Sec.", strike out "5", and insert "9".

Amendment No. 4

On page 2 of the printed bill, as amended, strike out lines 18 to 26, inclusive, and insert

"(b) As prohibiting the treatment of individual animals for injuries or diseases, or the clipping, cropping or otherwise altering the appearance of animals for economic or esthetic reasons, unless otherwise forbidden by law."

Amendment No. 5

On page 2 of the printed bill, as amended, strike out lines 27 to 47, inclusive, and insert

"SEC. 10. Any person that vivisects or aids or abets the vivisection of a dog or cat, except in an approved institution or laboratory, shall be guilty of a misdemeanor."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 12—An act to amend Section 80 of, and to add Section 92.9 to, the Agricultural Code, relating to fairs, creating a new agricultural district and regulating the allocation of state funds appropriated for fair purposes.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Agriculture:

Amendment No. 1

On page 3, line 20, of the printed bill, after "fair", insert "held"; and after "County", insert "after January 1, 1948".

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 832—An act to amend Section 4041i of the Political Code of the State of California, relating to the sale or disposition of realty acquired or used for fair purposes.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Agriculture:

Amendment No. 1

On page 1 of the printed bill, strike out lines 3 to 22, inclusive.

Amendment No. 2

On page 1, line 23, of the printed bill, strike out "Director of Finance.", and insert

"4041i. In the event of the sale by any county or city and county of any real property acquired or used for fair purposes which was purchased or improved, in whole or in part, from funds apportioned or allocated to such county or city and county for fair purposes by the State, there shall be paid into the Fair and Exposition Fund in the State Treasury from the proceeds of the sale, an amount equal to that proportion of the cost of the real property and improvements which was paid for out of funds apportioned or allocated by the State for fair purposes, less a reasonable allowance for depreciation in value in an amount approved by the State Department of Finance. The amount paid into said fund under the provisions of this section shall be available for expenditure by the county, with the approval of the State Department of Finance, for permanent improvements for fair purposes on the property of the county, or the purchase of equipment for fair purposes, or the acquisition or purchase of real property, including costs of appraisal or other incidental costs, to be used as sites for such permanent improvements. Said funds or any portion thereof which are not expended within three years after being so paid into the State Treasury as provided in this section shall be added to and become a part of the amount available under Section 19626 of the Business and Professions Code for permanent improvements upon the property of the state, citrus, county, or district agricultural associations for fair purposes, or the purchase of equipment for fair purposes, or the acquisition or purchase of real property, including costs of appraisal or other incidental costs, to be used as sites for such permanent improvements, in such amounts as may be allocated by executive order of the State Director of Finance."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2418—An act to add Section 92.6 to the Agricultural Code, relating to the participation of 4-H Clubs to state premium money for the encouragement of county, district or combined county and district fairs.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Agriculture:

Amendment No. 1

On page 1, line 3, of the printed bill, after "club", insert "and Future Farmers of America".

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1660—An act to repeal Section 4 of an act entitled "An act to control and regulate the possession, sale and use of pistols, revolvers and other firearms capable of being concealed upon the person; to prohibit the manufacture, sale, possession or carrying of certain other dangerous weapons within this State; to provide for registering all sales of pistols, revolvers or other firearms capable of being concealed upon the person; to prohibit the carrying of concealed firearms except by lawfully authorized persons; to provide for the confiscation and destruction of such weapons in certain cases; to prohibit the ownership, use, or possession of any such weapons by certain classes of persons; to prescribe penalties for violations of this act and increased penalties for repeated violations hereof; to authorize, in proper cases, the

granting of licenses or permits to carry firearms concealed upon the person; to provide for licensing retail dealers in such firearms and regulating sales thereunder; and to repeal Chapter 145 of California Statutes of 1917, relating to the same subject," approved June 13, 1923, relating to probation and suspension of sentence.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "repeal Section 4 of", and insert "amend Sections 8, 9, and 13 of, and to add Sections 13.1, 13.2, and 18 to,".

Amendment No. 2

In lines 19 and 20 of the title of said bill, strike out "probation and suspension of sentence", and insert "the regulation of the possession, sale, use, and identification of pistols, revolvers and other firearms capable of being concealed upon the person".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets

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Amendment No. 3

On page 1 of said bill, strike out lines 1 and 2, and insert

"SECTION 1. Section 8 of the act cited in the title hereof is amended to read:

SEC. 8. It shall be lawful for the sheriff of a county, and the board of police commissioners, chief of police, city marshal, town marshal, or other head of the police department of any city, city and county, town, or other municipal corporation of this State, upon proof before said board, chief, marshal or other police head, that the person applying therefor is of good moral character, and that good cause exists for the issuance thereof, to issue to such person a license to carry concealed a pistol, revolver or other firearm for a period of one year from the date of such license. All applications for such licenses shall be filed in writing, signed by the applicant, and shall state the name, occupation, residence and business address of the applicant, his age, height, weight, color of eyes and hair, and reason for desiring a license to carry such weapon. Any license issued upon such application shall set forth the foregoing data and shall, in addition, contain a description of the weapon authorized to be carried, giving the name of the manufacturer, the serial number and the caliber thereof. When such licenses are issued by a sheriff a record thereof shall be kept in the office of the county clerk; when issued by police authority such record shall be maintained in the office of the authority by whom issued. Such applications and licenses shall be uniform throughout the State, upon forms to be prescribed by the Attorney General. *Copies of each license issued shall be filed immediately by the issuing officer or authority with the State Bureau of Criminal Identification and Investigation.*

SEC. 2. Section 9 of the act cited in the title hereof is amended to read:

Sec. 9. Every person in the business of selling, leasing or otherwise transferring a pistol, revolver or other firearm, of a size capable of being concealed upon the person, whether such seller, lessor or transferor is a retail dealer, pawnbroker, or otherwise, except as hereinafter provided, shall keep a register in which shall be entered the time of sale, the date of sale, the name of the salesman making the sale, the place where sold, the make, model, manufacturer's number, caliber, or other marks of identification on such pistol, revolver or other firearm. Such register shall be prepared by and obtained from the State Printer and shall be furnished by the State Printer to said dealers on application at a cost of three dollars per one hundred leaves in triplicate, one original and two duplicates for the making of carbon copies, the original, duplicate and triplicate copies to differ in color, and shall be in the form hereinafter provided *The State Printer upon issuing a register shall forward to the State Bureau of Criminal Identification and Investigation the name and business address of the dealer together with the series and sheet numbers of such register. Such register shall not be transferable. If the dealer shall move his business to a different location he shall notify said bureau of such fact in writing within 48 hours.*

The purchaser of any firearm capable of being concealed upon the person shall sign, and the dealer shall require him to sign his name and affix his address to said register in triplicate, and the salesman shall affix his signature in triplicate as a witness to the signature of the purchaser. One of said triplicate sheets of such register shall, on the date of sale, be placed in the mail, postage prepaid, and properly addressed to the Bureau of Criminal Identification and Investigation at Sacramento and one of

said triplicate sheets of said register shall be mailed, postage prepaid, to the board of police commissioners, chief of police, city marshal, town marshal, or other head of police department of the city, city and county, town or other municipal corporation wherein the sale is made; provided, that where the sale is made in a district where there is no municipal police department said triplicate sheet shall be mailed to the county clerk of the county wherein the sale is made. This section shall not apply to wholesale dealers in their business intercourse with retail dealers, nor to wholesale or retail dealers in the regular or ordinary transport of unloaded firearms as merchandise by mail, express or other mode of shipment, to points outside of the city, city and county, town or municipal corporation wherein they are situated.

The register provided for in this act shall be substantially in the following form:

Form of register

Original

Series No. _____
Sheet No. _____

Dealer's record of sale of revolver or pistol
State of California

Notice to dealers: This original is for your files. If spoiled in making out, do not destroy. Keep in books. Fill out in triplicate

A carbon copy must be mailed on the day of sale to the State Bureau of Criminal Identification and Investigation at Sacramento, and a carbon copy must be mailed at the same time to the head of police commissioners, chief of police, city marshal, town marshal, or other head of police department of the municipal corporation, wherein the sale is made, or to the county clerk of your county if the sale is made in a district where there is no municipal police department. Violation of this law is a misdemeanor. Use carbon paper for duplicate. Use indelible pencil.

Sold by _____, Salesman _____
City, town or township _____
Description of arm (State whether revolver or pistol) _____
Maker _____, number _____ Caliber _____
Name of purchaser _____ age _____ years _____
Permanent residence (State name of city, town or township, street and number of dwelling) _____
Height _____ feet _____ inches _____. Occupation _____
Color _____ skin _____ eyes _____ hair _____
If traveling or in locality temporarily, give local address _____
_____
Signature of purchaser _____
(Signing a fictitious name or address is a misdemeanor)
(To be signed in triplicate)
Witness: _____ salesman.
(To be signed in triplicate)

Duplicate and triplicate carbon copies

Series No. _____
Sheet No. _____

Dealer's record of sale of revolver or pistol
State of California

Notice to dealers: Two duplicate carbon copies are required. They must be mailed on the day of sale as set forth in the original of this registered page. Violation of this law is a misdemeanor.

Sold by _____, Salesman_____
City, town or township _____
Description of arm (State whether revolver or pistol) _____
Maker _____, number _____ Caliber _____
Name of purchaser _____ age _____ years _____
Permanent residence (State name of city, town or township, street and number of dwelling) _____
Height _____ feet _____ inches _____. Occupation _____
Color _____ skin _____ eyes _____ hair _____
If traveling or in locality temporarily, give local address _____
_____
Signature of purchaser _____
(Signing a fictitious name or address is a misdemeanor)
(To be signed in triplicate)
Witness: _____ salesman.
(To be signed in triplicate)

(Any person signing a fictitious name or address to said register and any person violating any of the provisions of this section is guilty of a misdemeanor.)

SEC. 3. Section 13 of the act cited in the title hereof is amended to read:

Sec. 13. No person shall change, alter, remove, or obliterate the name of the maker, model, manufacturer's number, or other mark of identification, *including any*

distinguishing number or mark assigned by the State Bureau of Criminal Identification and Investigation, on any pistol or revolver [.] , *without first having secured written permission from said bureau to make such change, alteration or removal.* Possession of any such firearm upon which the same shall have been changed, altered, removed, or obliterated, shall be presumptive evidence that such possessor has changed, altered, removed, or obliterated the same. Violations of this section shall be punished by imprisonment in the state prison for not less than one year nor more than five years.

SEC. 4. Section 13 1 is added to the act cited in the title hereof, to read:

Sec. 13.1. The State Bureau of Criminal Identification and Investigation upon request therefor may assign a distinguishing number or mark of identification to any pistol or revolver whenever the same is without a manufacturer's number or other mark of identification or whenever the manufacturer's number or other mark of identification or the distinguishing number or mark assigned by said bureau has been destroyed or obliterated No person shall place or stamp on any pistol or revolver any number except one assigned thereto by said bureau. This section does not prohibit restoration by the owner of the name of the maker, model, or of the original manufacturer's number or other mark of identification when such restoration is authorized by said bureau, nor prevent any manufacturer from placing in the ordinary course of business the name of the maker, model, manufacturer's number, or other mark of identification upon a new pistol or revolver. Any person violating any of the provisions of this section is guilty of a misdemeanor.

SEC. 5. Section 13 2 is added to the act cited in the title hereof to read:

Sec. 13 2 From and after the first day of July, 1948, no person shall knowingly buy, receive, dispose of, sell, offer for sale, or have in his possession any pistol or revolver which does not bear the manufacturer's number or other mark of identification in its original condition or as restored, or a distinguishing number or mark assigned thereto by the State Bureau of Criminal Identification and Investigation. Any person violating any of the provisions of this section is guilty of a misdemeanor.

SEC. 6. Section 18 is added to the act cited in the title hereof, to read:

Sec. 18. This act shall be known and may be cited and referred to in any action or proceeding as "The Dangerous Weapons' Control Law." "

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 258—An act to amend Sections 7643, 7646, 7660, 7662, 7663, 7668, 7669, 7680, 7687, 7729 and the Title of Article 5 of the Business and Professions Code and to repeal Sections 7665, 7666, 7667, 7681, 7682, and 7683 of the Business and Professions Code and to add Sections 7665, 7666, 7667, and 7671 to the Business and Professions Code, relating to embalmers, apprentice embalmers, regulation of licenses and apprenticeship.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Public Health:

Amendment No. 1

On page 3, line 41, of the printed bill, after "apprenticeship", insert ", which shall be the maximum apprenticeship permitted".

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 800—An act to amend the title of Part 2 of Division 13 of, and to amend the title of Chapter 5 of said part of, and to amend Sections 18100, 18102, 18109, 18301, 18302, 18304, 18407, 18432, 18600, 18654, 18720, and 18800 of, and to add Sections 18100.5, 18102.5, 18107.5, 18301.5, 18301.6, 18302.5, 18302.6, 18302.7, 18469.5, 18656.4, 18656.5, 18656.6, 18656.7, and 18661.5 to, the Health and Safety Code, relating to auto courts and resorts, and auto and trailer camps.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Public Health:

Amendment No. 1

In line 2 of the title of the printed bill, after "of," insert "and to amend and renumber the heading of Chapter 5, comprising Section 18710 of,".

Amendment No. 2

In line 3 of the title of said bill, strike out "18301,".

Amendment No. 3

In line 4 of the title of said bill, after "18720", insert ", 18721.5".

Amendment No. 4

In line 5 of the title of said bill, strike out "18301.5, 18301.6,".

Amendment No. 5

In line 6 of the title of said bill, strike out "18302.6, 18302.7, 18469.5," and insert "18307, 18308, 18309, 18310, 18311, 18312, 18460.5, 18469.5, 18560.5,".

Amendment No. 6

In line 7 of the title of said bill, strike out "and 18661.5", and insert "18657.5, 18661.5, 18720.5, and 18720.6".

Amendment No. 7

In line 8 of the title of said bill, after "camps", insert ", and making an appropriation".

Amendment No. 8

On page 2, line 7, of said bill, after "to", insert "one or more".

Amendment No. 9

On page 2 of said bill, strike out lines 21 to 51, inclusive.

Amendment No. 10

On page 3 of said bill, strike out lines 1 to 12, inclusive.

Amendment No. 11

On page 3 of said bill, strike out lines 23 to 32, inclusive.

Amendment No. 12

On page 3, line 33, of said bill, strike out "18302.7", and insert "18302.5".

Amendment No. 13

On page 3, line 34, of said bill, strike out "18302.7", and insert "18302.5".

Amendment No. 14

On page 3, line 40, of said bill, before "owner", insert "new".

Amendment No. 15

On page 3, lines 45 and 46, of said bill, strike out "five dollars ($5)", and insert "ten dollars ($10)".

Amendment No. 16

On page 3 of said bill, between lines 46 and 47, insert

"SEC. 15.5. Section 18307 is added to said code, to read:

18307. An annual occupancy fee shall be required from every auto court and resort and/or every auto and trailer park.

This fee shall be due on the first day of each calendar year and shall become delinquent within 30 days of the due date. Failure to pay this fee when due shall subject the auto court and resort and the auto and trailer park to all the penalties set forth in Sections 18308 to 18312 of this code.

The annual occupancy and/or operation fees are as follows:

In an auto court and resort, a fee of ten dollars ($10) for the first 10 apartments, or fraction thereof, and a fee of five dollars ($5) for each additional 10 apartments or fraction thereof.

In an auto and trailer park, a fee of ten dollars ($10) for the first 10 camp spaces, or fraction thereof, and a fee of five dollars ($5) for each additional 10 camp spaces or fraction thereof.

When the required fees have been paid the Division of Housing shall issue a current yearly operation permit. This permit must be posted in a conspicuous place, and shall list all the units and/or spaces for which the permit is issued.

SEC. 15.6. Section 18308 is added to said code, to read:

18308. In the event that any person holding a permit issued by the Division of Housing under Chapters 3, 4, and 5 of Part 2, Division 13 of this code, violates any of the provisions of the said permit or of the said chapters, the permit may be subject to suspension as provided in this chapter.

SEC. 15.7. Section 18309 is added to said code, to read:

18309. The Division of Housing shall issue and serve upon the permittee a notice setting forth in what respect the provisions of the permit and/or this code have been violated, and shall notify him that unless these provisions have been complied with within 30 days after the date of notice, the permit shall be subject to suspension.

SEC. 15.8 Section 18310 is added to said code, to read:

18310. The notice shall be served by posting at least one copy in a conspicuous place on the premises described in the said permit, and by sending another copy by registered mail, postage prepaid, return receipt requested, to the person to whom the permit was issued at the address therein given.

SEC. 15.9. Section 18311 is added to said code, to read:

18311. If the requirements of the said notice have not been complied with on or before the expiration of 30 days after the mailing and posting of the notice, the Division of Housing may suspend the permit.

SEC. 15.11 Section 18312 is added to said code, to read:

18312. Upon compliance by the permittee with the provisions of this code and of said notice, and submission of proof thereof to the Division of Housing, the division shall reinstate the permit."

Amendment No. 17

On page 4, line 9, of said bill, strike out "nine", and insert "twelve".

Amendment No. 18

On page 4 of said bill, between lines 16 and 17, insert

"SEC. 17.5 Section 18460.5 is added to said code, to read:

18460.5 The public toilets shall be maintained readily accessible to all the tenants at all times"

Amendment No. 19

On page 4, line 37, of said bill, after "pipes", insert "; provided however, that metal tubing not to exceed ¼ inch in diameter may be used for water and gas. All gas connections shall be equipped with individual cut offs"

Amendment No. 20

On page 4, line 42, of said bill, after "of the", insert "State".

Amendment No. 21

On page 5 of said bill, between lines 2 and 3, insert

"(1) Where additions to a trailer coach of any character, other than an approved awning open on two sides, are constructed or installed.

SEC. 20.5 Section 18650.5 is added to said code, to read:

18650.5. The public toilets shall be maintained readily accessible to all the tenants at all times."

Amendment No. 22

On page 5, line 11, of said bill, after "curtain", insert

"All shower baths or other bathing facilities provided herein shall not be farther than 200 feet from each camp site."

Amendment No. 23

On page 5 of said bill, between lines 25 and 26, insert

"SEC. 25.5 Section 18657.5 is added to said code, to read:

18657.5. There shall be not less than one lavatory for each sex installed in every building in an auto and trailer park containing public toilets."

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendments is indicated by being enclosed within brackets.

Amendment No. 24

On page 5 of said bill, between lines 29 and 30, insert

"SEC. 26.5. The heading of Chapter 5, which chapter comprises Section 18710 of Part 2 of Division 13 of the Health and Safety Code is renumbered and amended to read:

[Chapter] *Article* 5. Maintenance and Sanitation."

Amendment No. 25

On page 5 of said bill, between lines 41 and 42, insert

"SEC. 27.5. Section 18720.5 is added to said code, to read:

18720.5 In every auto court and resort and in every auto and trailer park there shall be installed and kept burning from sunset to sunrise sufficient artificial light to adequately illuminate every building containing public toilets and public showers, and the area or tract of land containing the auto court and resort, or the auto and trailer park.

SEC. 27.6. Section 18720.6 is added to said code, to read:

18720.6 In every auto court and resort and in every auto and trailer park, electric wiring, fixtures, and equipment shall be installed in a safe and approved workmanlike manner, and maintained to the satisfaction of the enforcement agency.

SEC. 27.7. Section 18721.5 of said code is amended to read:

18721.5 *(a)* This part does not apply to any hotel [or apartment house] which is subject to the provisions of Part 1 of this division. *A "motel" as defined in Section 18100.5 shall not be considered subject to Part 1*

(b) This part does not apply to any apartment house which is subject to the provisions of Part 1 of this division."

Amendment No. 26

On page 5 of said bill, after line 48, insert

"SEC. 29. Out of any money in the State Treasury not otherwise appropriated, there is hereby appropriated the sum of fifteen thousand dollars ($15,000) to the Department of Industrial Relations, for the additional support of the Division of Housing in enforcing Part 2 of Division 13 of the Health and Safety Code relating to auto courts and resorts, auto and trailer camps."

Amendments read, and adopted

Bill ordered reprinted, and engrossed.

SECOND READING OF SENATE BILLS

Senate Bill No. 46—An act to add Section 20702 to the Water Code, relating to the formation of irrigation districts, declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

Senate Bill No. 48—An act to add Section 14¼ to the County Waterworks District Act, relating to the dissolution of county waterworks districts and the disposition of property of county waterworks districts.

Bill read second time, and ordered to third reading.

Senate Bill No. 290—An act to amend Section 1881.3 of the Civil Code, relating to the period during which the chapter of said code relating to private bulk storage of grain shall remain in effect.

Bill read second time, and ordered to third reading.

Senate Bill No. 426—An act to amend Section 1272.5 of the Agricultural Code, relating to handling and receiving farm products.

Bill read second time, and ordered to third reading.

Senate Bill No. 741—An act to amend Sections 1083, 1083.3, 1083.5, 1089, and 1091 of the Agricultural Code, relating to commercial feeding stuffs.

Bill read second time, and ordered to third reading.

Senate Bill No. 742—An act to add Section 1066.1 to the Agricultural Code, relating to economic poisons sales.

Bill read second time, and ordered to third reading.

Senate Bill No. 743—An act to add Section 1066.6 to the Agricultural Code, relating to sodium fluoroacetate.

Bill read second time, and ordered to third reading.

Senate Bill No. 853—An act to amend Section 748.1 of the Agricultural Code, relating to fund balances.

Bill read second time, and ordered to third reading.

Senate Bill No. 1394—An act to amend Section 796.1 of the Agricultural Code, relating to citrus fruits.

Bill read second time, and ordered to third reading.

Senate Bill No. 299—An act to add Sections 498, 499, 500, 501, 502, 503, 504, 505, 506, to Article 1, Part 2, Division 4, of the Fish and Game Code, relating to farm fish ponds.

Bill read second time, and ordered to third reading.

Senate Bill No. 566—An act to amend Section 1622 of the Welfare and Institutions Code, relating to state payments for the inspection and licensing of boarding homes and institutions for children.

Bill read second time, and ordered to third reading.

Senate Bill No. 567—An act to amend Section 2302 of the Welfare and Institutions Code, relating to state payments for the inspection and licensing of boarding homes and institutions for aged.

Bill read second time, and ordered to third reading.

Senate Bill No. 616—An act to amend Sections 2559, 2571, and 10616 of, to add Section 10631 to, and to repeal Sections 10010, 10011, and Chapter 4 of Division 3, consisting of Sections 2100, 2101, 2102, 2103, 2104, 2105, and 2106 of, the Health and Safety Code, relating to protection of the public health through the registration, reporting, quarantine, and control of communicable disease, and the registration of vital statistics.

Bill read second time, and ordered to third reading.

Senate Bill No. 804—An act to add Chapter 7, comprising Sections 28280 to 28345, inclusive, to Division 21 of the Health and Safety Code, and to add Section 40015 thereto, thereby consolidating and revising the law relating to sanitation in the production, handling, storage, and sale of food, including food production establishments, food containers and food licensing, and repealing acts and parts of acts specified therein.

Bill read second time, and ordered to third reading.

Senate Bill No. 806—An act to add Chapter 5.5, comprising Sections 2425 and 2426, inclusive, to Division 3 of the Health and Safety Code, and to add Section 40019 thereto, thereby consolidating and revising the law relating to mosquito control, and repealing acts and parts of acts specified therein.

Bill read second time, and ordered to third reading.

Senate Bill No. 807—An act to add Chapter 5, comprising Sections 28110 to 28160, inclusive, to Division 21 of the Health and Safety

Code, and to add Section 40013 thereto, thereby consolidating and revising the law relating to cold storage, including refrigerating warehouses and food kept or preserved therein, and repealing acts and parts of acts specified therein.

Bill read second time, and ordered to third reading.

Senate Bill No. 808—An act to add Part 2 of Division 15 of the Health and Safety Code, comprising Sections 21400 to 21409, inclusive, and to add Section 40012 thereto, thereby consolidating and revising the law relating to examinations of pregnant and recently delivered women for syphilis, and repealing acts and parts of acts specified therein.

Bill read second time, and ordered to third reading.

Senate Bill No. 809—An act to repeal "An act to regulate the sale of eggs that have been shipped or imported into the State of California from any point or place outside of the United States, requiring the marking thereof by all persons selling or offering the same for sale, and fixing penalties for the violation of the same or of any of the provisions thereof," approved June 4, 1915, to repeal an act entitled "An act to regulate the sale of food and drink, the ingredients of which are in part composed of eggs shipped or imported into the State of California, from any point or place outside of the United States, requiring the marking of all bills of fare or menu cards placed on tables or counters in establishments preparing, serving or offering for sale any such food or drink, and fixing penalties for the violation of the same or of any of the provisions thereof," approved June 4, 1915, and to repeal an act entitled "An act to regulate the placing of cards in all packages or wrappers enclosing manufacturers' food products, before being sold or offered for sale, which are composed in part of eggs shipped or imported into the State of California, from any point or place outside of the United States, and fixing penalties for the violation of the same or of any of the provisions thereof," approved June 4, 1915, all relating to the sale of eggs and egg products.

Bill read second time, and ordered to third reading.

Senate Bill No. 810—An act to repeal an act entitled "An act for preventing the manufacture, sale or transportation of adulterated, mislabeled or misbranded foods and liquors and regulating the traffic therein, providing penalties, establishing a state laboratory for foods, liquors and drugs and making an appropriation therefor," approved March 11, 1907, and an act entitled "An act to provide against the adulteration of food and drugs," approved March 26, 1895, relating to the adulteration of foods and drugs.

Bill read second time, and ordered to third reading.

Senate Bill No. 811—An act to repeal an act entitled "An act to prohibit within certain limits the mooring and anchoring of house-boats in rivers and streams, and the maintaining of privies, vaults, cesspools, sewer pipes and conduits on the banks of rivers and streams, and providing for punishment for violation thereof, declaring such acts to be public nuisances, and providing for the abatement of such nuisances," approved March 6, 1909.

Bill read second time, and ordered to third reading.

Senate Bill No. 812—An act to add Chapter 10, comprising Sections 28500 to 28509, to Division 21 of the Health and Safety Code, and to add Section 40018 thereto, thereby consolidating and revising the law relating to the sale and use of sulphur containing arsenic, and repealing acts and parts of acts specified therein.

Bill read second time, and ordered to third reading.

Senate Bill No. 813—An act to add Chapter 8, comprising Sections 28360 to 28455, inclusive, to Division 21 of the Health and Safety Code, and to add Section 40016 thereto, thereby consolidating and revising the law relating to canneries, and repealing acts and parts of acts specified therein.

Bill read second time, and ordered to third reading.

Senate Bill No. 814—An act to add Chapter 9, comprising Sections 28475 to 28488, inclusive, to Division 21 of the Health and Safety Code, and to add Section 40017 thereto, thereby consolidating and revising the law relating to the manufacture, sale and use of olive oil, and repealing acts and parts of acts specified therein.

Bill read second time, and ordered to third reading.

Senate Bill No. 815—An act to add Part 1 of Division 15 to the Health and Safety Code, comprising Sections 21000 to 21386, inclusive, and to add Section 40011 thereto, thereby consolidating and revising the law relating to the care and control of venereal disease, and repealing acts and parts of acts specified therein.

Bill read second time, and ordered to third reading.

Senate Bill No. 816—An act to add Chapter 6, comprising Sections 28190 to 28254, inclusive, to Division 21 of the Health and Safety Code, and to add Section 40014 thereto, thereby consolidating and revising the law relating to bakeries and bakery products, and repealing acts and parts of acts specified therein.

Bill read second time, and ordered to third reading.

Senate Bill No. 849—An act to amend Section 3044 of the Business and Professions Code, relating to the practice of optometry.

Bill read second time, and ordered to third reading.

Senate Bill No. 1253—An act to amend Section 2552 of the Business and Professions Code, relating to the qualifications of dispensing opticians.

Bill read second time, and ordered to third reading.

Senate Bill No. 1255—An act to amend Section 26366 of, and to add Sections 26366.5 and 26369.5 to, the Health and Safety Code, relating to adulterated or misbranded articles of drugs.

Bill read second time, and ordered to third reading.

Senate Bill No. 1256—An act to amend Section 26586 of, and to add Sections 26586.5 and 26589.5 to, the Health and Safety Code, relating to adulterated or misbranded articles of foods.

Bill read second time, and ordered to third reading.

Senate Bill No. 1254—An act to amend Section 3 of an act entitled "An act to regulate, and to prohibit fraud and deception in, the sale of olive oil, imitation olive oil, and other edible oils, to repeal an act entitled 'An act to regulate the sale of imitation olive oil, and to repeal an act entitled "An act to regulate the sale of olive oil," approved March 10, 1891,' " approved March 23, 1893, and to amend Section 28480 of the Health and Safety Code, relating to the blending of olive oil.

Bill read second time, and ordered to third reading.

Senate Bill No. 194—An act to amend Section 86 of the Agricultural Code, relating to the powers of district agricultural associations.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Agriculture:

Amendment No. 1

On page 2, line 15, of the printed bill, strike out "the" following the word "for".

Amendment No. 2

On page 2, line 16, of said bill, strike out "purposes", and insert "such nonprofit private associations or organizations as are".

Amendments read, and adopted.

Bill ordered reprinted, and to third reading.

Senate Bill No. 830—An act to amend Section 1043 of the Agricultural Code, relating to licenses of persons selling fertilizing materials.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Agriculture:

Amendment No. 1

On page 2, line 2, of the printed bill, as amended in the Senate on April 3, 1947, after "of", insert "an individual when employed by".

Amendment No. 2

On page 2, line 3, of the printed bill, as amended, strike out "marketing".

Amendments read, and adopted.

Bill ordered reprinted, and to third reading.

Senate Bill No. 695—An act to amend Section 742.1 of the Agricultural Code, relating to the California Industry Advisory Board and the powers, duties and responsibilities thereof and of the Director of Agriculture in connection therewith.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Agriculture:

Amendment No. 1

In line 2 of the title of the printed bill, after "California", insert "Dairy".

Amendment No. 2

On page 1, line 4, of the printed bill, strike out "act", and insert "chapter".

Amendment No. 3

On page 1, line 10, of the printed bill, strike out "act", and insert "chapter".

Amendments read, and adopted.
Bill ordered reprinted, and to third reading.

Senate Bill No. 307—An act to amend Section 459 of the Penal Code and to add Section 504.1 to the Vehicle Code, relating to definition of burglary.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

In lines 1 and 2 of the title of the printed bill, as amended in the Senate on April 23, 1947, strike out comma "and to add Section 504.1 to the Vehicle Code,".

Amendment No. 2

On page 1, line 5, of the printed bill, as amended, strike out "vehicle or".

Amendment No. 3

On page 1, line 6, of the printed bill, as amended, after "Code," insert "vehicle as defined by said code when the doors of such vehicle are locked,".

Amendment No. 4

On page 1 of the printed bill, as amended, strike out lines 10 to 13, inclusive.

Amendments read, and adopted.
Bill ordered reprinted, and to third reading.

Senate Bill No. 1000—An act to amend Section 758a of the Political Code, relating to the porter for the First District Court of Appeal.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Judiciary:

Amendment No. 1

On page 1 of the printed bill, as amended in the Senate on May 7, 1947, strike out line 6, and insert "by the court at a rate comparable to that established by the State Personnel Board for similar work."

Amendment read, and adopted.
Bill ordered reprinted, and to third reading.

Senate Bill No. 1092—An act to amend Section 8525 of the Business and Professions Code, relating to guarantees for pest control work.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Public Health:

Amendment No. 1

On page 2, line 10, of the printed bill, as amended in the Senate on March 28, 1947, strike out "whether", and insert "when".

Amendment read, and adopted.
Bill ordered reprinted, and to third reading.

Senate Bill No. 1260—An act to amend Sections 5 and 8 of "An act to regulate the conduct of canneries, to create a Division of Cannery Inspection to carry on such regulation, to provide rules regulating the proper sanitation of canneries, under the State Board of Health," approved May 23, 1925, relating to cannery license fees and charges.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Public Health:

Amendment No. 1

In line 5 of the title of the printed bill, before "relating", insert "and to amend Sections 28412, 28414, and 28415 of the Health and Safety Code."

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 2

On page 1 of said bill, after line 28, insert

"SEC. 3. Section 28412 of the Health and Safety Code is amended to read:

28412. In addition to the annual license fee, the state board shall demand from each licensee such cash deposit [or other security] for the payment of his pro rata share of the estimated cost of inspection and laboratory control as the state board may deem necessary.

SEC. 4. Section 28414 of said code is amended to read:

28414. If at the end of the calendar year, or at the end of any canning season of less than three consecutive months the deposit made by any licensee under this chapter is greater than the actual cost prorated to the licensee, the difference shall be refunded [to the] *if requested by such* licensee in accordance with law. *If the difference is not so refunded, it shall be credited toward the required deposit for the next calendar year or canning season.*

SEC. 5. Section 28415 of said code is amended to read:

28415. No food product subject to the inspection required by this chapter shall be shipped by the licensee who packed it until the licensee has either paid his pro rata share of the estimated cost of inspection or has furnished the state board a cash deposit [or other security satisfactory to the state board] for the payment of his pro rata share of such cost.

SEC. 6. Sections 3, 4, and 5 of this act become operative only if Chapter 8, comprising Sections 28360 to 28455, of Division 21 of the Health and Safety Code is enacted by the Legislature at its Fifty-seventh Regular Session, and in such case at the same time as said Chapter 8 takes effect; at which time Sections 5 and 8 of the act cited in the title hereof are repealed."

Amendments read, and adopted.

Bill ordered reprinted, and to third reading.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, May 21, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed:

Assembly Bill No. 777	Assembly Bill No. 791
Assembly Bill No. 779	Assembly Bill No. 1762
Assembly Bill No. 787	Assembly Bill No. 2301

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bills ordered enrolled.

SENATE CHAMBER, SACRAMENTO, May 21, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to:

Senate Bill No. 276	Senate Bill No. 328
Senate Bill No. 1265	Senate Bill No. 945
Senate Bill No. 19	Senate Bill No. 1007

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

BILLS WITHDRAWN FROM INACTIVE FILE, AND PLACED ON THE THIRD READING FILE

The following bills were withdrawn from the inactive file, and placed upon the third reading file:

Assembly Bill No. 1577, on request of Mr. Stephenson.
Assembly Bill No. 1785, on request of Mr. Caldecott.
Assembly Bill No. 1787, on request of Mr. Caldecott.
Senate Bill No. 394, on request of Mr. Thurman.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, May 21, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed:

Senate Bill No 51
Senate Bill No. 53
Senate Bill No. 443
Senate Bill No. 656
Senate Bill No. 1093
Senate Bill No. 1374
Senate Bill No 1511
Senate Bill No. 1515

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS

The following bills were read the first time:

Senate Bill No. 51—An act to amend Section 4275 of the Political Code and Section 28146 of the Government Code, relating to compensation for public services in counties of the forty-sixth class.

Referred to Committee on Municipal and County Government.

Senate Bill No. 53—An act to amend Section 4282 of the Political Code and Section 28153 of the Government Code, relating to compensation for public services in counties of the fifty-third class.

Referred to Committee on Municipal and County Government.

Senate Bill No. 443—An act to amend Sections 51 and 52 of the Public Utilities Act, defining the powers of the Public Utilities Commission, relating to certain transactions of public utilities.

Referred to Committee on Public Utilities and Corporations.

Senate Bill No. 656—An act to amend Sections 126 and 113, and to repeal Sections 111, 112, 114, 116, and 117 of the Government Code, and to repeal Chapter 3, Statutes 1934 (1st Ex.) Session, relating to the acquisition of land in this State by the United States.

Referred to Committee on Conservation, Planning, and Public Works.

Senate Bill No. 1093—An act to amend Sections 1505 and 1506 of the Elections Code, relating to elections.

Referred to Committee on Elections and Reapportionment.

Senate Bill No. 1374—An act to amend Section 143 of, and to add Sections 143.1 and 143.2 to, the Streets and Highways Code, relating to information relating to highways, to the administration thereof, and to

funds therefor, specifying the powers and duties of the California Highway Commission and state departments and agencies in connection therewith, and providing for the making and distribution of reports thereof.

Referred to Committee on Governmental Efficiency and Economy.

Senate Bill No. 1511—An act to amend Section 18005 of the Government Code, relating to personnel in state service.

Referred to Committee on Civil Service and State Personnel.

Senate Bill No. 1515—An act to add Section 6356.5 to the Revenue and Taxation Code, relating to the exemption from the sales and use taxes of property purchased for use or consumption outside the United States aboard vessels.

Referred to Committee on Revenue and Taxation.

NOTICE OF MOTION TO WITHDRAW ASSEMBLY BILL NO. 1247 FROM COMMITTEE

Mr. Lowrey gave notice that on the second legislative day he would move to withdraw Assembly Bill No. 1247 from the Committee on Municipal and County Government, and have it placed upon the file.

CONSIDERATION OF DAILY FILE (RESUMED)

UNFINISHED BUSINESS

CONSIDERATION OF ASSEMBLY BILL NO. 2691

Assembly Bill No. 2691—An act making an appropriation in augmentation of the appropriation of Item 11 of the Budget Act of 1945, for legislative printing, binding, etc., for the Fifty-seventh Session, to take effect immediately.

Bill read second time, and ordered engrossed.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, May 22, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 2691

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bill ordered to third reading.

RESOLUTION TO SUSPEND CONSTITUTIONAL PROVISION

The following resolution was offered:

By Mr. Wollenberg:

Resolved, That Assembly Bill No. 2691 presents a case of urgency, as that term is used in Article IV, Section 15, of the Constitution, and the provision of that section requiring that the bill be read on three several days in each house is hereby dispensed with, and it is ordered that said bill be read the third time, and placed upon its passage.

Resolution read.

The roll was called.

Call of the Assembly

Pending the announcement of the vote, Mr. Wollenberg moved a call of the Assembly.

Motion carried. Time, 9.38 a.m.

The Speaker directed the Sergeant-at-Arms to close the doors, and to bring in the following absent members:

Allen, Anderson, Beck, Blosser, Boyd, Brady, Burns, Crichton, Crowley, M. Philip Davis, Clayton A. Dills, Doyle, Elliott, Erwin, Field, Fletcher, Gannon, Grant, Hawkins, Hollibaugh, Huyck, James, Knight, Lyons, Maloney, McCollister, McMillan, O'Day, Price, Sheridan, Stewart, Thompson, and Weber—33.

PROCEEDINGS UNDER CALL OF THE ASSEMBLY BY UNANIMOUS CONSENT

TEMPORARY SUSPENSION OF ASSEMBLY RULE NO. 85

Mr. Wollenberg asked for, and was granted, unanimous consent that Assembly Rule No. 85 be temporarily suspended for the purpose of placing a call of the Assembly on any matter on file.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 168—An act to amend Sections 459.1, 529, 533, 541, 544, 552, 560, 588, 589.5, 592.1, 596.4, 596.5, and 737 of, to add Sections 560.1, 564.1, 589.6, 596.6, and 601.5 to the Vehicle Code, relating to the parking, standing and operation of vehicles and the rights and obligations of pedestrians.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Bennett, Berry, Blosser, Boyd, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Lester T. Davis, Dickey, Ralph C. Dills, Dolwig, Dunn, Elliott, Evans, Gaffney, Geddes, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—51.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 726—An act to add Section 3093 to the Welfare and Institutions Code, relating to aid to the blind.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Bennett, Berry, Blosser, Boyd, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Lester T. Davis, M. Philip Davis, Dickey, Ralph C. Dills, Dolwig, Dunn, Elliott, Evans, Gaffney, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, McMillan, Miller, Price, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—51.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 97—An act to repeal Article 3 and to amend the headings of Articles 3a and 5 of Chapter 1, to amend the chapter headings of Chapters 2 and 3 of, and to add Chapters 2 and 7 to, Division 3 of the Agricultural Code, relating to animals, including provisions respecting the marking, branding, transportation, sale, slaughter, inspection, ownership, theft, or loss thereof and providing for the administration and enforcement of such provisions.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinton, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McMillan, Miller, Niehouse, Price, Robertson, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—62.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1071—An act to amend Sections 86 and 86a of the Code of Civil Procedure, relating to destruction of old records and to keeping of indexes.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinton, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Maloney, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—63

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 978—An act to define and regulate the practice of shorthand reporting; creating a state board of shorthand reporting, and providing for its powers and duties; providing for the examination and certification of shorthand reporters, with the designation of "certified shorthand reporter"; providing for the reporting of depositions by certified shorthand reporters; prescribing penalties for violations of this act; and to amend Section 270 of the Code of Civil Procedure, relating to shorthand reporting.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Bennett, Berry, Boyd, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Evans, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinton, James, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Maloney, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—55.

NOES—Beck—1.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1657—An act to amend Section 4312.5 of the Political Code and Section 24260 of the Government Code, relating to office hours of county officers.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinton, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McMillan, Miller,

Niehouse, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—62.

NOES—None.

Bill ordered transmitted to the Senate.

NOTICE OF MOTION TO WITHDRAW ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 30 FROM COMMITTEE

Mr. Hahn gave notice that on the second legislative day he would move to withdraw Assembly Constitutional Amendment No. 30 from the Committee on Constitutional Amendments, and have it placed upon the file.

UNANIMOUS CONSENT GRANTED TO RECALL ASSEMBLY BILL NO. 1116 FROM THE SENATE

Mr. Stewart asked for, and was granted, unanimous consent that the Chief Clerk be instructed to request the return of Assembly Bill No. 1116 from the Senate, for the purpose of taking further action.

REQUEST FOR UNANIMOUS CONSENT THAT THE RECORD BE EXPUNGED, AND THE ACTION RESCINDED ON ASSEMBLY BILL NO. 1116

Mr. Stewart asked for, and was granted, unanimous consent that the record be expunged, and the action rescinded, on the vote whereby Assembly Bill No. 1116 was passed by the Assembly on Tuesday, May 20, 1947.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1826—An act to amend Section 1011 of the Agricultural Code, relating to tolerances for spray residues.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinton, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McMillan, Miller, Niehouse, Price, Robertson, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—62.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 2369—An act to amend Section 737ee of the Political Code, relating to superior judges' salaries.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hinckley, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Maloney, Miller, Price, Robertson, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—60.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 131—An act to add Section 18611.1 to the Education Code, relating to payment of commission to brokers on sale of real property.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Crichton, Lester T. Davis, M. Philip Davis, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Maloney, Miller, Price, Robertson, Sherwin, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—59.

NOES—None.

Bill ordered transmitted to the Senate.

FURTHER PROCEEDINGS UNDER CALL OF THE ASSEMBLY DISPENSED WITH ON RESOLUTION TO SUSPEND CONSTITUTIONAL PROVISION RELATIVE TO ASSEMBLY BILL NO. 2691

At 10.08 a.m., on motion of Mr. Wollenberg, further proceedings under the call of the Assembly were dispensed with.

The names of the absentees were called, and the resolution to suspend constitutional provision relating to Assembly Bill No. 2691 adopted by the following vote:

AYES—Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—67.

NOES—None.

Article IV, Section 15, of the Constitution was declared suspended.

CONSIDERATION OF ASSEMBLY BILL NO. 2691

Assembly Bill No. 2691—An act making an appropriation in augmentation of the appropriation in Item 11 of the Budget Act of 1945, for legislative printing, binding, etc., for the Fifty-seventh Session, to take effect immediately.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burns, Butters, Carey, Clarke, Conrad, Cooke, Cramer, Crichton, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, James, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Maloney, McMillan, Miller, O'Day, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—60.

NOES—None.

Bill ordered transmitted to the Senate.

NOTICES OF MOTION TO RECONSIDER CONTINUED

By unanimous consent, the consideration of notice of motion to reconsider vote on the following resolution was continued until the next legislative day:

Assembly Constitutional Amendment No. 35

REQUESTS FOR PERMISSION TO INTRODUCE BILLS

The following request for permission to introduce a bill was presented:

By Mr. Robertson:

ASSEMBLY CHAMBER, SACRAMENTO, May 22, 1947

MR. SPEAKER: In accordance with the provisions of Article IV, Section 2, of the Constitution, I request permission to introduce a bill, the title of which is as follows:

An act to amend Section 12300 of the Government Code, relating to the salary of the State Treasurer.

Respectfully submitted.

ALFRED W. ROBERTSON

Request referred to Committee on Legislative Procedure.

REPORTS OF STANDING COMMITTEES

Committee on Introduction of Bills

ASSEMBLY CHAMBER, SACRAMENTO, May 22, 1947

MR. SPEAKER: Your Committee on Introduction of Bills, to which was referred the following bill, herewith returns the same with the recommendation that the author be permitted to introduce it:

By Mr. Robertson:

An act to amend Section 12300 of the Government Code, relating to the salary of the State Treasurer.

WEBER, Chairman

The roll was called, and permission granted by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, O'Day, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—65.

NOES—None.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

The following bill was introduced, and read the first time:

Assembly Bill No. 2692: By Mr. Robertson—An act to amend Section 12300 of the Government Code, relating to the salary of the State Treasurer.

Referred to Committee on Governmental Efficiency and Economy.

RESOLUTIONS

The following resolution was offered:

By Messrs. Evans, Conrad, Boyd, Cooke, Bennett, O'Day, Doyle, Anderson, Hawkins, Elliott, Huyck, McMillan, Fletcher, Kilpatrick, Thomas, Rosenthal, Beck, Debs, Ralph C. Dills, and Miller:

House Resolution No. 191

Expressing sympathy to Actor Jimmy Gleason

WHEREAS, The Members of this Assembly have just learned with deep regret, of the death of Mrs. Lucile Webster Gleason, wife of actor Jimmy Gleason, at their home in Brentwood, California; and

WHEREAS, Mrs. Gleason, in addition to being the wife of a famous screen and radio star, had in her own right won national fame both as a motion picture and theatrical actress and heroine, in which she had enjoyed a long and colorful career; and

WHEREAS, Mrs. Gleason more recently had been prominent in the political circles of this State, having won the nomination of her party for the State Assembly in the Fifty-ninth District in 1944, and campaigned as a candidate for Secretary of State in 1946; now, therefore, be it

Resolved, That the Members of this Assembly extend to Jimmy Gleason their deepest sympathy; and be it further

Resolved, That the Chief Clerk of the Assembly transmit a suitably prepared copy of this resolution to Jimmy Gleason with the hope of the Members of this Assembly that this assurance of their sympathy may be of some comfort to him in his bereavement; and be it further

Resolved, That when this Assembly this day adjourns it do so out of respect to the memory of Mrs. Lucile Webster Gleason, of Brentwood, California.

Resolution read, and referred to the Committee on Rules.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolution was offered:

Assembly Constitutional Amendment No. 42: By Messrs. Robertson, Brown, George D. Collins, and Sherwin—A resolution to propose to the people of the State of California an amendment to the Constitution of the State by amending Section 26 of Article VI, thereof, relating to the election of Justices of the Supreme Court and district court of appeal and judges of the superior court.

Referred to Committee on Constitutional Amendments.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1574—An act to add Section 28004 to the Health and Safety Code, relating to horse meat.

Bill read third time.

Assembly Bill No. 1574 ordered passed on file.

THIRD READING OF SENATE BILLS

Senate Bill No. 379—An act to add Section 5006.5 to the Public Resources Code, relating to leasing land for state park purposes.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—68.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Joint Resolution No. 11—Relative to memorializing and petitioning the Congress of the United States to appropriate the funds authorized by the Agricultural Marketing Act of 1946 (Public Law 733, 79th Congress), for agricultural marketing and research at the earliest possible date.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—68.
NOES—None.

Resolution ordered transmitted to the Senate.

Senate Bill No. 1308—An act to amend Section 20130 of the Government Code, relating to the State Employees' Retirement System in respect to the rate of interest adopted by the Board of Administration.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—68.
NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 671—An act to amend Sections 1673 and 1678 of the Insurance Code, relating to insurance.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—69.
NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 670—An act to add Section 1705.2 to the Insurance Code, relating to life and disability agents' licenses.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—69.
NOES—None.

Bill ordered transmitted to the Senate.

Hon. Randal F. Dickey Presiding

At 10.50 a.m., Hon. Randal F. Dickey, Member of the Assembly from the Fourteenth District, presiding.

Senate Bill No. 1073—An act to add Section 11605 to the Insurance Code, relating to insurance.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—69.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 1078—An act to amend Section 1500 of the Insurance Code, relating to the appointment, licensing, qualification and regulation of insurance agents, brokers and solicitors.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—69.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 1081—An act to amend Sections 1324, 1325, 1329, and 1530, and to repeal Section 1331 of the Insurance Code, relating to reciprocal or interinsurance exchanges.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burns, Butters, Caldecott, Carey, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—71.

NOES—None.

Bill ordered transmitted to the Senate.

Speaker Presiding

At 10.53 a.m., Hon. Sam L. Collins, Speaker of the Assembly, presiding.

Senate Bill No. 1082—An act to amend Section 1731 of the Insurance Code, relating to the suspension, revocation or denial of insurance licenses.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burns, Butters, Caldecott, Carey, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Nichouse, O'Day, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—71.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 669—An act to add Section 1711.2 to the Insurance Code, relating to nonresident life insurance agents and the powers of the Insurance Commissioner.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burns, Butters, Caldecott, Carey, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Nichouse, O'Day, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—71.

NOES—None.

Bill ordered transmitted to the Senate.

RESOLUTIONS

The following resolution was offered:

By Messrs. Huyck, Boyd, Conrad, Ralph C. Dills, Rosenthal, Evans, Allen, Beck, and Robertson:

House Resolution No. 192

In memory of Lucille Webster Gleason

WHEREAS, At Hollywood, California, Lucille Webster Gleason, one of California's beloved citizens, passed away on May 18, 1947.

Born in Pasadena, California, she went on the stage in her teens with the William Gleason Stock Company, at Oakland, California. In 1906 she married James Gleason

James and Lucille Webster Gleason played for years in the Broadway success, "The Shannons of Broadway" which James Gleason wrote in 1927. Later they made many pictures together, and separately.

Lucille Webster Gleason was a woman of courage and kindliness, and while her only son served his Country in the Air Corps, she gave freely of her warm, hospitable and generous spirit to servicemen from one end of the Country to the other She was one of the founders of the USO and she and James Gleason were tireless in their efforts to bring cheer and comfort to servicemen and servicewomen during the trying war years; and

WHEREAS, In recent years Lucille Webster Gleason added to her activities a real interest in the political life of her community. In 1944 she was a Democratic candidate for the California Assembly and in 1946 waged a vigorous campaign as a Democratic candidate for the office of Secretary of State for California; and

WHEREAS, Though Lucille Webster Gleason has known the depthless sorrow of losing her only son through a tragic accident, she has so lived that she has brought comfort, happiness and courage to endless numbers of persons in California, in the United States, and in lands beyond the seas; now, therefore, be it

Resolved by the Assembly of the State of California, That its members join with Californians everywhere in paying tribute to the memory of Lucille Webster Gleason, and that when the Assembly adjourns this day it shall do so in her memory, and be it further

Resolved, That the Chief Clerk is directed to prepare and transmit a suitably engrossed copy of this resolution to Mr. James Gleason of Hollywood, California

Request for Unanimous Consent

Mr. Huyck asked for, and was granted, unanimous consent to take up House Resolution No. 192, at this time, without reference to committee or file.

Resolution read, and adopted unanimously.

RECESS

At 11 a.m., on motion of Mr. Dickey, the Assembly recessed until 11.05 a.m.

REASSEMBLED

At 11.05 a.m , the Assembly reconvened.

Hon. Sam L. Collins, Speaker of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

MEMBERS EXCUSED

At 11.07 a.m., Mr. Clarke asked for, and was granted, unanimous consent that the members of the Committee on Agriculture be excused, at this time, for the purpose of holding a meeting in the post office.

NOTICES OF MOTION TO RECONSIDER CONTINUED

By unanimous consent, the consideration of notice of motion to reconsider votes on the following bill was continued until the next legislative day:

Assembly Bill No. 1810.

CONSIDERATION OF SPECIAL ORDER

The hour having arrived, Senate Bill No. 666 was taken up.

Senate Bill No. 666—An act making appropriations for the support of the Government of the State of California and for several public purposes in accordance with the provisions of Section 34 of Article IV of the Constitution of the State of California, approved and adopted by the people at the general election held November 7, 1922, to take effect immediately.

Bill read third time.

Request for Unanimous Consent That All Amendments Pending to Senate Bill No. 666 Be Taken Up Prior to Sending Bill to Reprint

Mr. Wollenberg asked for, and was granted, unanimous consent that all amendments now pending to Senate Bill No. 666 be considered, at this time, prior to sending the bill to reprint.

Consideration of Amendments to Senate Bill No. 666
Motion to Amend

Mr. Hawkins moved the adoption of the following amendment:

Amendment No. 1

On page 67 of the printed bill, as amended in the Assembly on May 20, 1947, between lines 35 and 36, insert

"326.5—For Salary Emergency Fund, hereby created, to be allocated only on authorization of the Department of Finance, to the several state officers, departments, boards, bureaus, commissions, the Regents of the University of California and other state agencies in augmentation of their respective appropriations for support for the 1947-1948 Fiscal Year, in such amounts as will make sufficient money available during said fiscal year to pay to each state employee in the state service

whose compensation or a portion thereof, is payable from the General Fund, an increase in compensation of twenty-five dollars ($25) per month 8,777,100

For state officers and employees whose compensation, or portion thereof, is payable from special funds, there is appropriated from each special fund from which such officers and employees are paid an amount sufficient to provide increases in compensation for each such officer or employee in accordance with this item, which amount is to be made available by executive order of the Director of Finance."

Amendment read.

Demand for Previous Question

Messrs. Thurman, Caldecott, Kirkwood, Grant, and Loomis demanded the previous question.

Demand for previous question sustained.

The question being on the adoption of the amendment offered by Mr. Hawkins to Senate Bill No. 666.

The roll was called, and the amendment refused adoption by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Brady, Carey, George D. Collins, Cooke, Crowley, Lester T. Davis, Debs, Dickey, Ralph C. Dills, Doyle, Dunn, Elliott, Evans, Fletcher, Gaffney, Hawkins, Heisinger, Kilpatrick, Lyons, Maloney, Miller, O'Day, and Thomas—27.

NOES—Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, Conrad, Cramer, Crichton, M. Philip Davis, Dolwig, Erwin, Gannon, Grant, Grunsky, Hahn, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Knight, Loomis, Lowrey, Luckel, Niehouse, Price, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—43.

Consideration of Further Amendments to Senate Bill No. 666

Motion to Amend

Mr. Cooke moved the adoption of the following amendments:

Amendment No. 1

On page 15, line 18, of the printed bill, as amended in the Assembly on May 20, 1947, strike out "339,094", and insert "350,914".

Amendment No. 2

On page 15, line 24, of said bill, strike out "227,780", and insert "238,600".

Amendment No. 3

On page 15, line 28, of said bill, strike out "356,594", and insert "367,414".

Amendment No. 4

On page 15, line 33, of said bill, strike out "339,094", and insert "350,914".

Amendments read.

Demand for Previous Question

Messrs. Silliman, Hinton, Burke, Luckel, and Price demanded the previous question.

Demand for previous question sustained.

The question being on the adoption of the amendments offered by Mr. Cooke to Senate Bill No. 666.

The roll was called, and the amendments adopted by the following vote:

AYES—Allen, Anderson, Bennett, Berry, Blosser, Brown, Burns, Carey, George D. Collins, Cooke, Cramer, Crowley, Lester T. Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Dunn, Elliott, Evans, Fletcher, Gaffney, Grant, Grunsky, Hahn, Hawkins, Heisinger, Huyck, Johnson, Kilpatrick, Kirkwood, Luckel, Lyons, Maloney, McCollister, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Stanley, Thomas, Thurman, Waters, Wollenberg, and Mr. Speaker—48.

NOES—Beck, Brady, Burke, Butters, Caldecott, Clarke, Conrad, Crichton, M. Philip Davis, Doyle, Erwin, Gannon, Hinckley, Hinton, James, Loomis, Silliman, Stephenson, Stewart, and Weber—20.

Consideration of Further Amendments to Senate Bill No. 666
Motion to Amend

Mr. Butters moved the adoption of the following amendments:

Amendment No. 1

On page 15, line 45, of the printed bill, as amended in the Assembly on May 20, 1947, strike out "933,885", and insert "1,117,095".

Amendment No. 2

On page 16, line 3, of said bill, strike out "652,794", and insert "691,979".

Amendment No. 3

On page 16, line 4, of said bill, strike out "216,640", and insert "360,065".

Amendment No. 4

On page 16, line 5, of said bill, strike out "90,881", and insert "91,481".

Amendment No. 5

On page 16, line 7, of said bill, strike out "960,315", and insert "1,143,525".

Amendment No. 6

On page 16, line 16, of said bill, strike out "933,885", and insert "1,117,095".

Amendments read.

Demand for Previous Question

Messrs. Thurman, Heisinger, Caldecott, Debs, and Grant demanded the previous question.

Demand for previous question sustained.

The question being on the adoption of the amendments offered by Mr. Butters to Senate Bill No. 666.

The roll was called, and the amendments adopted by the following vote:

AYES—Allen, Anderson, Beck, Berry, Brown, Burke, Burns, Butters, Clarke, Collier, Cramer, Crowley, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Hawkins, Heisinger, Huyck, James, Kilpatrick, Knight, McCollister, McMillan, Niehouse, Price, Robertson, Rosenthal, Stanley, Stewart, Thomas, Thorp, Thurman, Waters, Weber, and Mr. Speaker—45.

NOES—Bennett, Blosser, Brady, Caldecott, Carey, George D. Collins, Conrad, Cooke, Crichton, Lester T. Davis, M. Philip Davis, Grunsky, Hahn, Hinckley, Hinton, Hollibaugh, Johnson, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, Miller, O'Day, Sheridan, Sherwin, Silliman, Stephenson, and Wollenberg—30.

Notice of Motion to Reconsider Amendments Offered by Mr. Butters to Senate Bill No. 666

Mr. M. Philip Davis gave notice that on the next legislative day he would move to reconsider the vote whereby the amendments offered by Mr. Butters to Senate Bill No. 666 were this day adopted.

Mr. M. Philip Davis withdrew his notice of motion to reconsider.

Consideration of Further Amendments to Senate Bill No. 666
Motion to Amend

Mr. Kilpatrick moved the adoption of the following amendments:

Amendment No. 1

On page 12, line 5, of the printed bill, as amended in the Assembly on May 20, 1947, strike out "26,465", and insert "32,455".

Amendment No. 2

On page 12, line 7, of said bill, strike out "17,750", and insert "21,230".

Amendment No. 3

On page 12, line 8, of said bill, strike out "7,005", and insert "7,905".

Amendment No. 4

On page 12, line 9, of said bill, strike out "1,710", and insert "3,320".

Amendment No. 5

On page 12, line 11, of said bill, strike out "26,465", and insert "32,455".

Amendments read.

The roll was called, and the amendments adopted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brown, Burke, Burns, Butters, Carey, Clarke, George D. Collins, Cooke, Cramer, Crowley, Debs, Ralph C. Dills, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Grant, Grunsky, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Stanley, Stewart, Thomas, Thorp, Thurman, Weber, Wollenberg, and Mr. Speaker—56.

NOES—*Boyd, Brady, Caldecott, Collier, Conrad, M. Philip Davis, Doyle, Gannon, Hinckley, Loomis, Sherwin, and Stephenson*—12.

Consideration of Further Amendments to Senate Bill No. 666
Motion to Amend

Mr. Burns moved the adoption of the following amendments:

Amendment No. 1

On page 44, line 49, of the printed bill, as amended in the Assembly on May 20, 1947, strike out "11,902,661", and insert "11,912,761".

Amendment No. 2

On page 45, line 5, of said bill, strike out "2,516,851", and insert "2,526,951".

Amendment No. 3

On page 45, line 9, of said bill, strike out "12,837,977", and insert "12,848,077".

Amendment No. 4

On page 45, line 15, of said bill, strike out "11,902,661", and insert "11,912,761".

Amendments read.

The roll was called, and the amendments adopted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Carey, Clarke, Collier, George D. Collins, Cooke, Cramer, Crowley, *M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin,* Evans, Gaffney, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Stanley, Stephenson, Stewart, Thomas, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—65.

NOES—Butters, Caldecott, Conrad, Hinckley, and Hollibaugh—5.

Consideration of Further Amendments to Senate Bill No. 666
Motion to Amend

Mr. Robertson moved the adoption of the following amendments:

Amendment No. 1

On page 36, line 24, of the printed bill, as amended on May 20, 1947, strike out "1,427,957", and insert "1,473,562".

Amendment No. 2

On page 36, line 34, of the printed bill, as amended, strike out "1,203,590", and insert "1,224,050".

Amendment No. 3

On page 36, line 35, of the printed bill, as amended, strike out "359,787", and insert "369,547".

Amendment No. 4

On page 36, line 36, of the printed bill, as amended, strike out "83,705", and insert "93,910".

Amendment No. 5

On page 36, line 39, of the printed bill, as amended, strike out "1,647,082", and insert "1,687,507".

Amendment No. 6

On page 36, line 51, of the printed bill, as amended, strike out "1,433,137", and insert "1,473,562".

Amendments read.

Previous Question

Messrs. Evans, Rosenthal, Debs, Luckel, and Conrad demanded the previous question.

Demand for previous question sustained.

The question being on the adoption of the amendments offered by Mr. Robertson to Senate Bill No. 666.

The roll was called, and the amendments adopted by the following vote:

AYES—Allen, Anderson, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Cramer, Crichton, Crowley, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Evans, Fletcher, Gaffney, Gannon, Grant, Hawkins, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Loomis, Lyons, Maloney, McCollister, McMillan, Niehouse, O'Day, Robertson, Rosenthal, Stanley, Thomas, Thompson, Thorp, Thurman, Waters, and Mr. Speaker—47.

NOES—Beck, Boyd, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, M. Philip Davis, Elliott, Erwin, Grunsky, Heisinger, Hinckley, Kirkwood, Luckel, Miller, Sheridan, Sherwin, Silliman, Stephenson, Stewart, and Wollenberg—23.

Motion That Senate Bill No. 666 Be Considered, as Amended, at This Time

Mr. Lowrey moved that Senate Bill No. 666 be considered, as amended, at this time.

Ruling by Speaker

Speaker Collins ruled the motion by Mr. Lowrey out of order.

Consideration of Further Amendments to Senate Bill No. 666

Motion to Amend

Mr. Robertson moved the adoption of the following amendment (second set):

Amendment No. 1

On page 37 of the printed bill, as amended in the Assembly on May 20, 1947, between lines 17 and 18, insert

"176.1—For additional support of Department of Justice for enforcing the provisions of "An act relating to the rights, powers and disabilities of aliens and of certain companies, associations, and corporations with respect to property in this State, providing for escheats in certain cases, prescribing the procedure therein requiring reports of certain property holders to facilitate the enforcement of this act, prescribing penalties for violation of the provisions hereof, and repealing all acts or parts of acts inconsistent or in conflict herewith," submitted by the initiative and adopted and approved by the electors of the State of California, November 2, 1920, as amended, and as the same shall hereafter be amended ..... 65,000"

Amendment read.

Point of Order

Mr. Burns arose to the following point of order: That Mr. Elliott is not speaking to the subject.

Ruling by Speaker

Speaker Collins ruled the point of order well taken.

The question being on the adoption of the amendment (second set) offered by Mr. Robertson to Senate Bill No. 666.

Demand for Previous Question

Messrs. Brown, Heisinger, Price, Butters, and Kirkwood demanded the previous question.

Demand for previous question sustained.

The question being on the adoption of the amendment (second set) offered by Mr. Robertson to Senate Bill No. 666.

The roll was called.

Call of the Assembly

Pending the announcement of the vote, Mr. Robertson moved a call of the Assembly.

Motion carried. Time, 1.40 p.m.

The Speaker directed the Sergeant-at-Arms to close the doors, and to bring in the following absent members:

Allen, Conrad, Crichton, Lester T. Davis, Clayton A. Dills, Field, Geddes, Knight, McMillan, and Weber—10.

PROCEEDINGS UNDER CALL OF THE ASSEMBLY BY UNANIMOUS CONSENT

TEMPORARY SUSPENSION OF ASSEMBLY RULE NO. 85

Mr. Wollenberg asked for, and was granted, unanimous consent that Assembly Rule No. 85 be temporarily suspended for the purpose of placing a call of the Assembly on any matter on file.

CONSIDERATION OF FURTHER AMENDMENTS TO SENATE BILL NO. 666

Senate Bill No. 666—An act making appropriations for the support of the Government of the State of California and for several public purposes in accordance with the provisions of Section 34 of Article IV of the Constitution of the State of California, approved and adopted by the people at the general election held November 7, 1922, to take effect immediately.

Bill read third time.

Motion to Amend

Mr. Maloney moved the adoption of the following amendments:

Amendment No. 1

On page 57, line 20, of the printed bill, strike out "$4,696", and insert "$11,176".

Amendment No. 2

In line 22 of said bill, subsection (a), strike out "$3,120", and insert "$9,600".

Amendment No. 3

On page 57, line 26, of said bill, strike out "$4,696", and insert "$11,176".

Amendment No. 4

Strike out all of line 24 of said bill.

Amendment No. 5

Strike out all of lines 27, 28, and 29, and insert "The salaries of the Pilot Commissioners shall be $200 per month and the secretary's salary shall be $200 a month."

Amendments read.

Demand for Previous Question

Messrs. Thompson, Silliman, Burke, Conrad, and Luckel demanded the previous question.

Demand for previous question sustained.

The question being on the adoption of the amendments offered by Mr. Maloney to Senate Bill No. 666.

The roll was called, and the amendments refused adoption by the following vote:

AYES—Allen, Berry, Blosser, Brady, Burns, Carey, Clarke, Cooke, Debs, Dickey, Dolwig, Doyle, Dunn, Fletcher, Gaffney, Heisinger, Johnson, Lyons, Maloney, McCollister, O'Day, Robertson, Sheridan, Thomas, Thorp, Thurman, Wollenberg, and Mr. Speaker—28.

NOES—Anderson, Beck, Bennett, Boyd, Brown, Burke, Butters, Caldecott, Collier, George D. Collins, Conrad, Cramer, Crowley, M. Philip Davis, Ralph C. Dills, Elliott, Erwin, Evans, Gannon, Grant, Grunsky, Hahn, Hawkins, Hinckley, Hinton, Huyck, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Miller, Niehouse, Price, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, and Waters—42.

Consideration of Further Amendments to Senate Bill No. 666

Motion to Amend

Mr. Wollenberg moved the adoption of the following amendments:

Amendment No. 1

On page 5, line 13, of the printed bill, as amended in the Assembly on May 20, 1947, strike out "1,080,103", and insert "1,079,173".

Amendment No. 2

On page 38, line 2, of said bill, insert in the item column "182.5".

Amendment No. 3

On page 38, line 24, of said bill, strike out "at Los Angeles"

Amendment No. 4

On page 38, line 31, of said bill, strike out "500", and insert "24,980".

Amendment No. 5

On page 38, line 33, of said bill, strike out "34,510", and insert "186,133".

Amendment No. 6

On page 50, line 31, of said bill, at beginning of line, insert "Less:".

Amendment No. 7

On page 63, line 3, of said bill, insert "642,259".

Amendment No. 8

On page 64, line 2, of said bill, strike out "957,711", and insert "961,311".

Amendment No. 9

On page 28, line 11, of said bill, strike out "4,843,430", and insert "4,813,135".

Amendment No. 10

On page 28, line 12, of said bill, strike out "613,225", and insert "624,570".

Amendment No. 11

On page 28, line 13, of said bill, strike out "163,906", and insert "182,856".

Amendment No. 12

On page 38, line 24, of said bill, strike out "clinics", and insert "Clinics".

Amendments read, and adopted.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolution was offered:

Assembly Concurrent Resolution No. 80: By Mr. Evans—Relative to imposition of jail sentences on persons convicted of drunk driving.

Referred to Committee on Rules.

RE-REFERENCE OF BILLS

By order of the Speaker, the following bills were withdrawn from the file, and re-referred as follows:

Assembly Bill No. 85 re-referred to Committee on Ways and Means.

Assembly Bill No. 23 re-referred to Committee on Public Utilities and Corporations.

MOTION THAT ALL COMMITTEE REPORTS AT DESK BE DEEMED READ

Mr. Dickey moved that all committee reports, now at the desk, be deemed read, and ordered printed in the Journal.

Motion carried.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, May 21, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to:

Senate Bill No. 305

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

SENATE CHAMBER, SACRAMENTO, May 22, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day, as per your request, returns:

Assembly Bill No. 1116

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bill ordered to third reading.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, May 22, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No 140
Assembly Bill No. 2009

And reports the same correctly re-engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 22, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Concurrent Resolution No. 78—*Relative to approving amendments* to the charter of the City of Berkeley, a municipal corporation in the County of Alameda, State of California, voted for and ratified by the qualified electors of said city at the regular municipal election held therein on the sixth day of May, 1947;

And reports that the same has been correctly enrolled, and presented to the Secretary of State on the twenty-second day of May, 1947, at 2 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, May 22, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1411—An act to amend Section 426 of the Code of Civil Procedure, relating to complaints;

Assembly Bill No. 2533—An act to add Sections 20981.5 and 20985 to the Government Code, relating to the retirement of members of the State Employees' Retirement System;

And reports that the same have been correctly enrolled, and presented to the Governor on the twenty-second day of May, 1947, at 2 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, May 22, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined.

Assembly Bill No. 23
Assembly Bill No. 85
Assembly Bill No. 122
Assembly Bill No. 511
Assembly Bill No. 1731

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 22, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined.

Assembly Bill No. 687
Assembly Bill No. 1304
Assembly Bill No. 1892
Assembly Bill No. 2534
Assembly Bill No. 2675

And reports the same correctly re-engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

Committee on Governmental Efficiency and Economy

ASSEMBLY CHAMBER, SACRAMENTO, May 22, 1947

MR. SPEAKER: Your Committee on Governmental Efficiency and Economy, to which was referred:

Assembly Bill No. 1930

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

CAREY, Vice Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 22, 1947

MR. SPEAKER: Your Committee on Governmental Efficiency and Economy, to which was referred:

Assembly Bill No. 1296

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

CAREY, Vice Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 22, 1947

MR. SPEAKER: Your Committee on Governmental Efficiency and Economy, to which was referred:

Senate Bill No 1385

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

CAREY, Vice Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 22, 1947

MR. SPEAKER: Your Committee on Governmental Efficiency and Economy, to which was referred:

Assembly Bill No. 1464

Has had the same under consideration, and reports the same back with amendments with recommendation: Amend, and do pass, as amended.

CAREY, Vice Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 22, 1947

MR. SPEAKER: Your Committee on Governmental Efficiency and Economy, to which were referred:

Assembly Bill No. 2240
Assembly Bill No. 2079
Assembly Bill No. 2191

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

CAREY, Vice Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 22, 1947

MR. SPEAKER: Your Committee on Governmental Efficiency and Economy, to which was referred:

Assembly Bill No. 2021

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

CAREY, Vice Chairman

Above reported bill ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 22, 1947

MR. SPEAKER: Your Committee on Governmental Efficiency and Economy, to which were referred:

Senate Bill No. 702
Senate Bill No. 1564
Senate Bill No. 649
Senate Bill No. 1485

Has had the same under consideration, and reports the same back with recommendation: Do pass.

CAREY, Vice Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 22, 1947

MR. SPEAKER: Your Committee on Governmental Efficiency and Economy, to which was referred:

Assembly Bill No. 2228

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, do pass, as amended and re-refer to Committee on Ways and Means.

CAREY, Vice Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 22, 1947

MR. SPEAKER: Your Committee on Governmental Efficiency and Economy, to which was referred:

Assembly Bill No. 1570

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

CAREY, Vice Chairman

Above reported bill ordered to third reading.

Committee on Manufacturing, Oil, and Mining Industry

ASSEMBLY CHAMBER, SACRAMENTO, May 21, 1947

MR. SPEAKER: Your Committee on Manufacturing, Oil, and Mining Industry, to which were referred:

Assembly Bill No. 1524
Assembly Bill No. 1175

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

RALPH C. DILLS, Chairman

Above reported bills ordered to second reading.

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, May 22, 1947

MR. SPEAKER: Your Committee on Rules, to which was referred:

Assembly Joint Resolution No. 47

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

DICKEY, Chairman

Above reported resolution ordered engrossed.

ASSEMBLY CHAMBER, SACRAMENTO, May 22, 1947

MR. SPEAKER: Your Committee on Rules, to which was referred:

House Resolution No. 188

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

DICKEY, Chairman

Above reported resolution ordered on file for adoption.

ASSEMBLY CHAMBER, SACRAMENTO, May 22, 1947

MR. SPEAKER: Your Committee on Rules, to which was referred:

Senate Concurrent Resolution No. 42

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

DICKEY, Chairman

Above reported resolution ordered on file for adoption.

Committee on Municipal and County Government

ASSEMBLY CHAMBER, SACRAMENTO, May 22, 1947

MR. SPEAKER: Your Committee on Municipal and County Government, to which were referred:

Assembly Bill No. 1288
Assembly Bill No. 2075
Assembly Bill No. 2685

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

THURMAN, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 22, 1947

MR. SPEAKER: Your Committee on Municipal and County Government, to which was referred:

Assembly Bill No. 2607

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

THURMAN, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 22, 1947

MR. SPEAKER: Your Committee on Municipal and County Government, to which were referred:

Assembly Bill No. 1263
Assembly Bill No. 1790
Assembly Bill No. 2015

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

THURMAN, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 22, 1947

MR. SPEAKER: Your Committee on Municipal and County Government, to which were referred:

Senate Bill No. 59
Senate Bill No. 132
Senate Bill No. 197
Senate Bill No 508
Senate Bill No. 514
Senate Bill No. 574
Senate Bill No. 1439

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

THURMAN, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 22, 1947

MR. SPEAKER: Your Committee on Municipal and County Government, to which were referred:

Assembly Bill No. 1283
Assembly Bill No. 1467
Assembly Bill No. 1684
Assembly Bill No. 1966
Assembly Bill No. 2605

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

THURMAN, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 22, 1947

MR. SPEAKER: Your Committee on Municipal and County Government, to which were referred:

Assembly Bill No. 50
Assembly Bill No. 2000
Assembly Bill No. 2367

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

THURMAN, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 22, 1947

MR. SPEAKER. Your Committee on Municipal and County Government, to which was referred:

Assembly Bill No. 1595

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be re-referred to Committee on Ways and Means.

THURMAN, Chairman

Above reported bill re-referred to Committee on Ways and Means.

Committee on Agriculture

ASSEMBLY CHAMBER, SACRAMENTO, May 22, 1947

MR. SPEAKER: Your Committee on Agriculture, to which was referred:

Assembly Bill No. 1352

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

CLARKE, Chairman

Above reported bill ordered to second reading.

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, May 22, 1947

MR. SPEAKER. Your Committee on Rules, to which was referred:

Request by Assemblyman Grunsky that a statement by Senator McBride regarding passage of Public Law 15 by Congress be printed in the Daily Journal;

Has had the same under consideration, and reports the same back with the recommendation: That Senator McBride's statement be printed in the Assembly Daily Journal.

DICKEY, Chairman

STATEMENT ORDERED PRINTED IN JOURNAL

Pursuant to the request of Mr. Grunsky, and upon recommendation of the Committee on Rules, the following statement by Senator McBride was ordered printed in the Journal:

Statement by Senator McBride, Chairman of Joint Interim Committee on Insurance Regulation

Submitted by Assemblyman Donald Grunsky.

During the past two and one-half years the insurance business of the State and the Joint Interim Legislative Committee on Insurance Regulation have continually studied the problems created by the decision of the Supreme Court of the United States which held that insurance

was interstate commerce and subject to federal regulation. Congress by the passage of Public Law 15 permitted the states to solve their rating problems on a state basis if they so desired and so retain local control of the important business of insurance.

All groups affected by the proposed legislation fully realized the problem and agreed that state legislation was desirable, but due to honest differences of opinion as to the means and method of solution it appeared to be impossible to reconcile the differences between the various groups.

I have always refused to believe that it would be impossible for the great business of insurance and the agents, brokers and producing groups who are such an essential part of the business to agree on a bill which would be fair to all types of carriers, to the producing groups and which would protect the public interest. I am, therefore, grateful beyond expression to know that a bill has been agreed upon which the Insurance Commissioner believes adequately protects the public interest and which meets in a general way with the approval of the industry for use in California in the light of California conditions.

In thanking all groups and their representatives I want to emphasize that the result accomplished was obtained solely because of the willingness of all groups to put aside individual preferences and pride of authorship in the interest of the business as a whole and no one should assume that the decision to scrap all prior bills and write an entirely new bill represents a defeat for any particular group. The producing groups and the California group agreed to accept any workable bill that did not do violence to their philosophy of regulation. The bill as drawn is satisfactory to them and in appreciation of their cooperation it is only fair to acknowledge their willingness to work with the committee, the Insurance Department and those of the insurance business who did not see eye to eye with them in working out a common problem.

It would have been most unfortunate if after all the time and effort expended no legislation could be passed. It is good for all concerned to known that their efforts have brought accomplishment. We have a good and satisfactory bill which pleases our committee, but our great satisfaction is in knowing that here in California that competitive foes can sit down and work out their problems in the best American tradition.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, May 22, 1947

MR SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Joint Resolution No. 47

And reports the same correctly engrossed.

WEBER, Chairman

Above reported resolution ordered on file for adoption.

ASSEMBLY CHAMBER, SACRAMENTO, May 22, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 295
Assembly Bill No. 648
Assembly Bill No. 1000
Assembly Bill No 1270
Assembly Bill No. 1326
Assembly Bill No. 1371
Assembly Bill No. 1568
Assembly Bill No. 1734
Assembly Bill No. 2186

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

REQUEST FOR UNANIMOUS CONSENT THAT ASSEMBLY JOINT RESOLUTION NO. 47 BE TAKEN UP, OUT OF ORDER

Mr. Crowley asked for, and was granted, unanimous consent that Assembly Joint Resolution No. 47 be taken up, out of order, at this time.

CONSIDERATION OF ASSEMBLY JOINT RESOLUTION NO. 47

Assembly Joint Resolution No. 47—Relative to memorializing Congress, the President of the United States, and Secretary of War to maintain intact the ordnance distribution center at Benicia, California.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crowley, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Dunn, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, Miller, Niehouse, O'Day, Robertson, Rosenthal, Sheridan, Sherwin, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—64.

NOES—None.

Resolution ordered transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT THAT MINUTES BE PRINTED IN THE JOURNAL

Mr. Lowrey asked for, and was granted, unanimous consent that the following minutes, taken at a meeting of the Fish and Game Commission, on March 14 and 15, 1947, be ordered printed in the Journal:

FISH AND GAME COMMISSION
STATE OF CALIFORNIA

MINUTES OF MEETING OF MARCH 14 AND 15, 1947

Pursuant to the call of the President, the Fish and Game Commission met in Executive Session at the El Tejon Hotel, Bakersfield, on March 14. The meeting was called to order by President Payne at 4 p.m.

Present:

LEE F. PAYNE, President
HARVEY E. HASTAIN, Commissioner
H. H. ARNOLD, Commissioner
W. J. SILVA, Commissioner
EMIL J. N. OTT, JR., Executive Secretary
RALPH W. SCOTT, Deputy Attorney General
RUTH SMITH, Reporting

Mr. Payne referred to letter from Robert Reedy, Administrative Aid, relative to a situation which had arisen wherein the Department of Finance refused to honor the signature of the Executive Secretary on documents such as service agreements, leases, easements, etc. Mr. Payne stated that at its meeting of January 28-30, 1946, the commission delegated certain administrative powers to the Executive Secretary, but that it was

his understanding that Commissioner Arnold wished to introduce an alternative set of resolutions to amend the resolution of January 28-30, 1946.

General Arnold requested a recess at 4.15 p.m.

Meeting reconvened at 4.55 p.m.

Moved by General Arnold, seconded by Mr. Hastain, that that portion of the minutes of the Fish and Game Commission meeting held January 28-30, 1946, relating to the duties and responsibilities of the Executive Secretary is hereby rescinded in its entirety and the following is substituted in lieu thereof:

a. The Administrative Agent of the Fish and Game Commission heretofore acting under the title of "Executive Secretary, Fish and Game Commission," shall hereafter be known as "Executive Director, Fish and Game Commission."

b. The Executive Director, Fish and Game Commission, shall have a deputy/assistants to assist him in the prosecution of his duties and responsibilities, hereinafter set forth. Said assistant shall be known as "Administrative Assistant, Fish and Game Commission."

c. The Executive Director, Fish and Game Commission, shall be and act as the Administrative Agent of the Fish and Game Commission; provided, however, that this delegation of authority is subject to revocation by the commission at any time. In such capacity he shall perform and be charged with all administrative functions of the Division of Fish and Game and the Fish and Game Commission.

d. The Executive Director shall prescribe the duties of the Administrative Assistant or assistants.

e. The Executive Director shall execute on behalf of the Fish and Game Commission all instruments and agreements which the commission may be authorized by law to enter into. Said documents shall include, but shall not be limited to, service agreements, contracts, leases, purchase estimates, personnel documents and instruments of all kinds affecting the administration of the commission and the Division of Fish and Game.

f. The Executive Director shall cause to be submitted to the commission at each regular meeting, a summary of the pertinent, major and/or unusual legal and fiscal documents processed or negotiated during the preceding month; provided, however, that this summary will only be submitted once for any one month. This summary, if time permits and contents warrant, may be mailed to members of the commission, prior to the meeting at which it is to be submitted.

g. The Executive Director shall be responsible for the prompt and efficient execution of all directives of the commission and in pursuance thereof, all business of the division shall be conducted through him or in his name as he may delegate authority. He shall make specific assignments to the various bureaus or branches in accordance with their functions.

h. The Executive Director shall supervise and coordinate the activities of the various bureaus and branches of the division, maintaining the personnel thereof at the minimum required for efficient operation.

i. The Executive Director shall cause to be submitted to the commission at each regular meeting, analysis with recommendations when applicable, of each subject on the agenda.

j. The Executive Director shall cause to be issued in conformance with the State Fish and Game Code, other state laws, and the policies of the commission, regulations for the guidance of the personnel of the division.

k. All liaison activities with the sportsmen's organizations, State Legislature, and other organizations whose activities are allied with those of the Division of Fish and Game, shall be conducted by the Executive Director or whomever he may designate.

l. The division under the Executive Director, shall be organized into bureaus or branches as follows:

Office of Administration
Game Conservation
Fish Conservation
Licenses
Marine Fisheries
Patrol and Law Enforcement

m. The Administrative Office shall maintain files of minutes of the meetings of the commission and index thereto; all correspondence files of the division; all property, personnel, and fiscal records, files of agreements and contracts; education and publicity programs, maintain a library and stock of office supplies; furnish office service to the division as a whole; and perform such other duties as may be assigned by the director. All clerical and stenographic personnel shall be pooled in this branch, except as is essential for continuous employment under bureau chiefs for execution of their specific functions. Additional assistants to bureau chiefs will be supplied from this pool upon request as needed from time to time.

Passes unanimously.

Moved by Mr. Hastain, seconded by General Arnold, that all service agreements, leases, contracts, purchase estimates, personnel, and other documents, executed by or on behalf of the Executive Secretary during the period from December 15, 1944 to March 10, 1947, are hereby approved. Passed unanimously.

General Arnold brought up the subject of an expanded fish and game conservation-education program, and general discussion on the matter followed.

Moved by General Arnold, seconded by Mr. Silva, that the Executive Director, with the aid of all bureau chiefs and whomever else he may designate, shall formulate a conservation-education program and submit it to this commission for approval at the next regular meeting; that the Executive Director ascertain from the Department of Finance if it would be possible to divert 10 percent

of the 4th quarter, Ninety-eighth Fiscal Year Support Appropriation to effectuate the above conservation-education program. Passed unanimously.

The Executive Director brought to the attention of the commission that the Board of Control recently increased the "Repairs to Vehicles Limitations" from $50 to $100, and outlined a policy which he asked that the commission approve with reference to division-owned vehicles.

Moved by Mr. Hastain, seconded by Mr. Silva, that effective this date authority is granted to make normal repairs to division-owned vehicles as follows:

OPERATORS OF VEHICLES—Maximum of $15 on any one job; not to exceed $30 in any one quarter;

BUREAU HEADQUARTERS—Maximum of $50 on any one job; not to exceed $100 in any one quarter;

OFFICE OF ADMINISTRATION—Maximum of $100 on any one job;

EMERGENCY—Actual repairs necessary to meet the emergency. If the authority granted above is exceeded an explanation must be submitted.

Passed unanimously.

In connection with the present agreement with Oregon concerning our cooperative interstate deer herd study, the Executive Director called to the attention of the commission the request of Messrs. McKean and Conn of the Oregon State Game Commission that our agreement be extended during the month of April. Extension of this agreement is recommended by our Bureau of Game Conservation.

Moved by Mr. Silva, seconded by General Arnold, that our present agreement with the Oregon State Game Commission regarding the interstate deer herd study be extended through the month of April. Passed unanimously.

Moved by General Arnold, seconded by Mr. Hastain, that the Executive Director be authorized to direct a request to the Governor for Messrs. Richard S. Croker, Leo Shapovalov, William Dill, H. C. Godsil and P. M. Roedel to attend meeting of the Pacific Fisheries Biologists at Harrison Hot Springs, British Columbia, April 10, 11, and 12, 1947. Passed unanimously.

Moved by Mr. Hastain, second by Mr. Silva, that the following policy on special salary adjustments for veterans be followed: If an employee received a promotion after his return he will be appointed at the usual entrance salary for the higher position. However, if his promotion is made by appointment from an eligible list from which he might have been appointed at an earlier date had he not been in the military service, the Division may recommend a special salary increase for him. Such a special recommendation is subject to individual review and approval by the Department of Finance. If granted, he can receive the salary he would be receiving had he been appointed at the earlier date. Passed unanimously.

Moved by Mr. Silva, seconded by Mr. Hastain, that the application of the Brown By-Products Company for shark reduction permits be approved. Passed unanimously.

The Executive Director brought up the matter of the motor vessel "N. B. Scofield" for discussion. To date the vessel has not been returned to us by the government nor has the cash settlement agreed upon been made. It was suggested by General Arnold that the best way to expedite this matter was for the commission to send a wire immediately to the Secretary of War, stating just what has been done to date in an endeavor to conclude this matter, and request information as to when we may expect action.

There being no further business, meeting adjourned at 5.35 p.m.

REQUEST FOR UNANIMOUS CONSENT THAT 1,000 ADDITIONAL COPIES OF ASSEMBLY BILL NO. 1930, AS AMENDED, BE PRINTED

Mr. Debs asked for, and was granted, unanimous consent that 1,000 additional copies of Assembly Bill No. 1930, as amended, be ordered printed when the bill is sent to reprint.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 140—An act to amend Section 737s of the Political Code, relating to salaries of judges.

Bill read third time.

Motion to Amend

Mr. Rosenthal moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in the Assembly on May 21, 1947, after "Sections", insert "737a,".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 2

On page 1 of said bill, strike out line 1, and insert

"SECTION 1. Section 737a of the Political Code is amended to read:

737a. The annual salary of each of the judges of the Superior Court in and for the County of Alameda is [twelve] *fifteen* thousand dollars [$12,000] *($15,000)*.

SEC. 2. Section 737s of the Political Code is amended".

Amendment No. 3

On page 1, line 6, of said bill, strike out "2", and insert "3".

Amendments read, and adopted.

Bill ordered reprinted, and re-engrossed.

FURTHER PROCEEDINGS UNDER CALL OF THE ASSEMBLY DISPENSED WITH ON AMENDMENT (SECOND SET) OFFERED BY MR. ROBERTSON TO SENATE BILL NO. 666

At 2.12 p.m., on motion of Mr. Robertson, further proceedings under the call of the Assembly were dispensed with.

The names of the absentees were called, and the amendment (second set) offered by Mr. Robertson to Senate Bill No. 666 adopted by the following vote:

AYES—Burke, Burns, Butters, Caldecott, Carey, Conrad, Cramer, Debs, Dickey, Dolwig, Doyle, Erwin, Evans, Fletcher, Grant, Hahn, Heisinger, Hinton, Hollibaugh,

Huyck, James, Kilpatrick, Loomis, Lowrey, Maloney, McCollister, Niehouse, Price, Robertson, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thurman, Waters, and Mr. Speaker—38.

NOES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Clarke, Collier, George D. Collins, Cooke, Crowley, M. Philip Davis, Ralph C. Dills, Dunn, Elliott, Gaffney, Gannon, Grunsky, Hawkins, Hinckley, Johnson, Kirkwood, Luckel, Lyons, Miller, O'Day, Rosenthal, Sheridan, Thomas, Thorp, and Wollenberg—33.

Notice of Motion to Reconsider Amendment (Second Set) Offered by Mr. Robertson to Senate Bill No. 666

Mr. Elliott gave notice that on the next legislative day he would move to reconsider the vote whereby the amendment (second set) offered by Mr. Robertson to Senate Bill No. 666 was this day adopted.

Motion to Take Up Reconsideration of Amendment at This Time

Mr. Wollenberg moved that Mr. Elliott's notice of motion to reconsider the vote whereby the amendment (second set) offered by Mr. Robertson to Senate Bill No. 666 was this day adopted, be taken up, at this time.

Mr. Dolwig seconded the motion.

Motion carried.

Reconsideration Refused

The question being on the motion to reconsider the amendment (second set) offered by Mr. Robertson to Senate Bill No. 666.

The roll was called, and reconsideration refused by the following vote:

AYES—Allen, Anderson, Brady, George D. Collins, Crowley, Ralph C. Dills, Dunn, Elliott, Gaffney, Grunsky, Hawkins, Kirkwood, Miller, and Thomas—14.

NOES—Berry, Blosser, Burns, Butters, Caldecott, Clarke, Collier, Conrad, Cramer, M. Philip Davis, Debs, Dickey, Dolwig, Doyle, Erwin, Evans, Grant, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, Niehouse, Price, Robertson, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thorp, Thurman, Wollenberg, and Mr. Speaker—41.

Senate Bill No. 666 ordered reprinted, and to third reading.

Motion to Place Rush Order on Printing of Senate Bill No. 666

Mr. Wollenberg moved that a rush order be placed upon the printing of Senate Bill No. 666.

Motion carried.

RECESS

At 2.20 p.m., on motion of Mr. Dickey, the Assembly recessed until 5 p.m.

REASSEMBLED

At 5 p.m., the Assembly reconvened.

Hon. Sam L. Collins, Speaker of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

MEMBER EXCUSED

At 5 30 p.m., Mr. Stewart asked for, and was granted, unanimous consent that Mr. Knight be excused for the balance of the legislative day, because of illness.

MOTION TO SET SPECIAL ORDER

Mr. Dunn moved that Senate Bill No. 666 be made a special order of business for Friday, May 23, 1947, at 10 a.m.

Mr. O'Day seconded the motion.

Motion to Table

Mr. Rosenthal moved that the motion by Mr. Dunn be laid on the table.

Mr. Thurman seconded the motion.

The roll was called, and the motion to table carried by the following vote:

AYES—Allen, Blosser, Boyd, Brown, Burns, Caldecott, Clarke, Collier, Conrad, Cooke, Cramer, Lester T. Davis, M. Philip Davis, Dickey, Doyle, Erwin, Gannon, Grant, Grunsky, Hahn, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, Niehouse, Price, Rosenthal, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—46.

NOES—Anderson, Beck, Berry, Brady, Burke, Butters, Carey, George D. Collins, Crowley, Debs, Ralph C. Dills, Dunn, Elliott, Evans, Fletcher, Gaffney, Geddes, Hawkins, Heisinger, Kilpatrick, Kirkwood, McMillan, Miller, O'Day, Sheridan, and Sherwin—26.

FURTHER CONSIDERATION OF SENATE BILL NO. 666

Senate Bill No. 666—An act making appropriations for the support of the Government of the State of California and for several public purposes in accordance with the provisions of Section 34 of Article IV of the Constitution of the State of California, approved and adopted by the people at the general election held November 7, 1922, to take effect immediately.

Bill read third time.

Motion to Amend

Mr. O'Day moved the adoption of the following amendment:

Amendment No. 1

On page 67 of the printed bill, as amended in the Assembly on May 22, 1947, between lines 33 and 34, insert

"326.5—For Salary Emergency Fund, hereby created, to be allocated only on authorization of the Department of Finance, to the several state officers, departments, boards, bureaus, commissions, the Regents of the University of California and other state agencies in augmentation of their respective appropriations for support for the 1947-1948 Fiscal Year, in such amounts as will make sufficient money available during said fiscal year to pay to each state employee in the state service whose compensation or a portion thereof, is payable from the General Fund, an increase in compensation of thirty dollars ($30) per month. For state officers and employees whose compensation, or portion thereof, is payable from special funds, there is appropriated from each special fund from which such officers and employees are paid an amount sufficient to provide increases in compensation for each such officer or employee in accordance with this item, which amount is to be made available by executive order of the Director of Finance."	10,000,000

Amendment read.

Point of Order

Mr. Wollenberg arose to the following point of order: That the amendment being offered by Mr. O'Day is not in order because it is a duplication of one previously refused adoption.

Ruling by Speaker

Speaker Collins ruled the point of order not well taken.

The question being on the adoption of the amendment offered by Mr. O'Day to Senate Bill No. 666.

Motion to Table

Mr. Thurman moved that the amendment offered by Mr. O'Day to Senate Bill No. 666 be laid on the table.

Mr. Grunsky seconded the motion.

The roll was called, and the motion carried by the following vote:

AYES—Allen, Blosser, Boyd, Burke, Burns, Butters, Caldecott, Clarke, Collier, Conrad, Cramer, M. Philip Davis, Erwin, Gannon, Grant, Grunsky, Hahn, Hinckley, Hinton, Huyck, Johnson, Kirkwood, Loomis, Lowrey, Luckel, Niehouse, Price, Robertson, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—40.

NOES—Anderson, Beck, Berry, Brady, Brown, Carey, George D. Collins, Cooke, Crowley, Lester T. Davis, Debs, Dickey, Ralph C. Dills, Doyle, Dunn, Elliott, Evans, Fletcher, Gaffney, Geddes, Hawkins, Heisinger, Kilpatrick, Lyons, Maloney, McCollister, McMillan, Miller, O'Day, Rosenthal, Sheridan, and Thomas—32.

Consideration of Further Amendments to Senate Bill No. 666

Motion to Amend

Mr. Dunn moved the adoption of the following amendment:

Amendment No. 1

On page 67 of the printed bill, as amended in the Assembly on May 22, 1947, between lines 33 and 34, insert

"326.5—For Salary Emergency Fund, hereby created, to be allocated only on authorization of the Department of Finance, to the several state officers, departments, boards, bureaus, commissions, the Regents of the University of California and other state agencies in augmentation of their respective appropriations for support for the 1947-1948 Fiscal Year, in such amounts as will make sufficient money available during said fiscal year to pay to each state employee in the state service whose compensation or a portion thereof, is payable from the General Fund, an increase in compensation of twenty dollars ($20) per month____ $8,777,100

For state officers and employees whose compensation, or portion thereof, is payable from special funds, there is appropriated from special funds, there is appropriated from each special fund from which such officers and employees are paid an amount sufficient to provide increases in compensation for each such officer or employee in accordance with this item, which amount is to be made available by executive order of the Director of Finance."

Amendment read.

Motion to Table

Mr. Silliman moved that the amendment offered by Mr. Dunn to Senate Bill No. 666 be laid on the table.

Mr. Thurman seconded the motion.

The roll was called, and the motion carried by the following vote:

AYES—Allen, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, Conrad, Cramer, M. Philip Davis, Erwin, Gannon, Grant, Grunsky, Hahn, Hinckley, Hinton, Huyck, James, Johnson, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Niehouse, Price, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—42.

NOES—Anderson, Beck, Berry, Brady, Carey, George D. Collins, Cooke, Lester T. Davis, Debs, Dickey, Ralph C. Dills, Doyle, Dunn, Elliott, Evans, Fletcher, Gaffney, Geddes, Hawkins, Heisinger, Kilpatrick, Maloney, McCollister, McMillan, Miller, O'Day, Robertson, Rosenthal, Sheridan, and Thomas—30.

Consideration of Further Amendments to Senate Bill No. 666

Motion to Amend

Mr. Gaffney moved the adoption of the following amendment:

Amendment No. 1

On page 67, of the printed bill, as amended in the Assembly on May 22, 1947, between lines 33 and 34, insert

"326.5—For Salary Emergency Fund, hereby created, to be allocated only on authorization of the Department of Finance, to the several state officers, departments, boards, bureaus, commissions, the Regents of the University of California and other state agencies in augmentation of their respective appropriations for support for the 1947-1948 Fiscal Year, in such amounts as will make sufficient money available during said fiscal year to pay to each state employee in the state service whose compensation or a portion thereof, is payable from the General Fund, an increase in compensation of fifteen dollars ($15) per month_____ $8,777,100

For state officers and employees whose compensation, or portion thereof, is payable from special funds, there is appropriated from each special fund from which such officers and employees are paid an amount sufficient to provide increases in compensation for each such officer or employee in accordance with this item, which amount is to be made available by executive order of the Director of Finance."

Amendment read.

Motion to Table

Mr. Conrad moved that the amendment offered by Mr. Gaffney to Senate Bill No. 666 be laid on the table.

Mr. Silliman seconded the motion.

The roll was called, and the motion carried by the following vote:

AYES—Allen, Blosser, Boyd, Burke, Burns, Butters, Caldecott, Clarke, Collier, Conrad, Cramer, M. Philip Davis, Erwin, Gannon, Grant, Grunsky, Hahn, Hinckley, Hinton, Huyck, Johnson, Kirkwood, Loomis, Luckel, Lyons, Price, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—38.

NOES—Anderson, Beck, Berry, Brady, Brown, Carey, George D. Collins, Cooke, Lester T. Davis, Debs, Dickey, Ralph C. Dills, Doyle, Dunn, Elliott, Evans, Fletcher, Gaffney, Geddes, Hawkins, Heisinger, Kilpatrick, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Robertson, Rosenthal, Sheridan, and Thomas—32.

Consideration of Further Amendments to Senate Bill No. 666

Motion to Amend

Mr. Rosenthal moved the adoption of the following amendment:

Amendment No. 1

On page 67 of the printed bill, as amended in the Assembly on May 22, 1947, between lines 33 and 34, insert

"326.5—For Salary Emergency Fund, hereby created, to be allocated only on authorization of the Department of Finance, to the several state officers, departments, boards, bureaus, commissions, the Regents of the University of California and other state agencies in augmentation of their respective appropriations for support for the 1947-1948 Fiscal Year, in such amounts as will make sufficient money available during said fiscal year to pay to each state employee in the state service whose compensation or a portion thereof, is payable from the General Fund, an increase in compensation of five dollars ($5) per month.... $7,000,000

For state officers and employees whose compensation, or portion thereof, is payable from special funds, there is appropriated from each special fund from which such officers and employees are paid an amount sufficient to provide increases in compensation for each such officer or employee in accordance with this item, which amount is to be made available by executive order of the Director of Finance."

Amendment read.

Amendment Withdrawn

Mr. Rosenthal withdrew his amendment.

The question being on the passage of Senate Bill No. 666.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Ralph C. Dills, Doyle, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Huyck, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr Speaker—63.

NOES—Anderson, Caldecott, George D. Collins, Debs, Dunn, Elliott, Erwin, Evans, Hawkins, McMillan, and Sherwin—11.

Bill ordered transmitted to the Senate.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolution was offered:

Assembly Concurrent Resolution No. 81: By Messrs. Sam L. Collins, Doyle, Maloney, Debs, Evans, Thurman, Allen, Dickey, Ralph C. Dills, Gannon, Geddes, McCollister, Miller, Robertson, Sherwin, Stewart, and Wollenberg—Relative to holding the fifteenth Olympiad of 1952 in California.

Request for Unanimous Consent

Mr. Dickey asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 81, at this time, without reference to committee, print, or file, and that the same be considered engrossed.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 81

Assembly Concurrent Resolution No. 81—Relative to holding the Fifteenth Olympiad in 1952, in California.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—70.

NOES—None.

Resolution ordered transmitted to the Senate.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolution was offered:

Assembly Joint Resolution No. 48: By Messrs. Lowrey, Clarke, Beck, Weber, Erwin, Butters, Lester T. Davis, Ralph C. Dills, Geddes, Heisinger, Johnson, Kirkwood, Loomis, Miller, Stephenson, Thompson, and Thorp—Relative to the production of baling wire.

Referred to Committee on Rules.

MOTION THAT ALL MATTERS ON FILE BE CONTINUED

Mr. Dickey moved that all matters on the unfinished business file be continued until the next legislative day.

Mr. Maloney seconded the motion.

Motion carried.

ANNOUNCEMENT OF COMMITTEE MEETINGS

It was announced that the following committees would hold meetings:

At 3 p.m., today—

Ways and Means.

Transportation and Commerce.

At 8 p.m., today—

Revenue and Taxation.

Industrial Relations.

Civil Service and State Personnel.

GUESTS EXTENDED PRIVILEGE OF ASSEMBLY FLOOR

On request of Mr. Loomis, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to William R. Dawson of the Marysville Union High School and the following pupils: Bill Benbow, Carol Binninger, Imogene Burgess, Elde Chilton, Treva Coombs, Rex Crandall, Leonard Davis, Jeannine Durr, Mac Eckel, Dorothy Guillory, Lucille Higgins, Zulu Higgins, Amy Ishimoto, Linda Mixon, Francis Mueck, Doris Peterson, Bobby Purvis, Donna Renner, Ermina Rivera, LaVerne Schmutzler, Nancy Taylor, Masuko Toyoda, Dolores Beene, Mildred Rackerby, Roberta Rowe, Janice Stewart, Evelyn Tyler, Alva Stirnaman, Darlene Shearin, Wyn Pope, Gene Ashburn, Wallace Dinsmore, Eldon Johnson, John Lamon, Jackie Bruce, Barbara Brison, Marjorie Silva, and Doreen Morton.

On request of Mr. Lowrey, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mr. Harris and Miss Bohling, teachers of the Williams Grammar School, and the following pupils: Alice Amrein, Cecelia Amrein, Annabell Armstring, Richard Armstrong, Raymond Bascochea, Carol Clifford, Frank Cloak, Karen Coleman, JoAnn Davis, Jerald English, Dianne Foster, Jimmie Frenzi, Kay Gillian, Susan Guthrie, Jimmie McKinley, Delbert McMartin, Nancy Mock, Lucille Montgomery, Billie Nordyke, Stanley Rice, Faye Rogers, Martha Shine, Dick Smith, Floyd Marsh, Joyce Artlip, Richard Berryessa, Johnny Deans, Elinora Stanton, Betty Woodey, Kay King, William Solomon, Lawrence Begley, Dian Burch, Mona Dee Danley, Lillian Erickson, James Litchfield, Bill Mahorney, Vera Newlon, Verna Newlon, Fred Redinger, George Rollins, Geraldine Swanson, Herman Gonzales, and Pat Tallman.

On request of Mr. Stephenson, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Peter J. Kramer of the Franklin Union Grammar School of Elk Grove and the following pupils: Sylvia Stephenson, Louise Gomes, Evelyn Pariera, Mariel Sprock, Janet Backer, Evelyn Schulz, Kenneth Schultz, Laura Azenheira, Nell Boyd, Hans Penner, Mardell Baroni, Bob Johnson, Betty Brothertion, Bob Yuhre, Robert Kneppel, Arva Dele Mantz, Roberta Kneppel, Arelene Hein, Wayne Silva, Violet Raw, Louie Arcuirie, Jean Hansen, and Carol Stephenson.

On request of Mr. Crowley, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. Zella Behrman,

and C. A. Jacobs, teachers of the Dixon Grammor School and the following pupils: Verna Jean Cagle, Joane Cope, Tommy Dietsch, Jean Fell, Barbara Foth, Nancy Gumz, Peggy Harris, Richard Holman, Joyce Jackson, Bobby Jones. Pat Joy, Janet Kahl, Jim Marks, Gloria Martinez, Virginia Moran, Lonni Murphy, Bob Nickum, Mervin Parkhurst, Pat Peterson, Leon Robben, Kenneth Rowe, Lyman Saltzen, Alan Schmeiser, Ardeth Sievers, James Vernon, and Glen Wilson.

On request of Mr. Loomis, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Miss Lovelle Downing and Mrs. Janet Grundman of the Wyandotte School of Butte County and the following pupils: Andrea Lofberg, Lee Able, Jackie Long, Charles Hilton, Roberta Mayo, Richard Miner, Hoyt Gilley, Dan Hayes, and Gene McDouge.

On request of Messrs. Thompson and Kirkwood, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mr. Charles Shreve, teacher of San Jose High School, and the following pupils: Ed Ellis, Carl Mieschke, Roy de Soto, Bob Howe, Norma Nadeau, Nancy Dali, Margaret Maddry, Eleanor Donatelli, Marion Wright, Margaret Bohlin, Tom Halverson, Harry Cruger, Rose Crimi, Diane Vennum, Bob Madsen, Bill Ellis, Marilyn Michell, Chrissie Fischer, Howard Jackson, Bethene Patton, Jane Estrem, Bonnie Jean Tillman, Lilly Bacosa, Hetty Brownlee, Darlene Dewey, Faith Tidwell, Louise Mason, Helen Lew, Joy Seavers, Nancy Spengemann, Marilyn Hale, Nancy Brokenshire, Evelyn Weimer, Pat Wood, Stelloraine Furnare, John Lowrey, John Chapin, Dick Hoffman, Paul Barton, Ed Rutherford, Jim Montgomery, Claire Anderson, Bob Lowrey, Rex Marsh, Jim Hendary, Jean Trowbridge, Norma Sanders, Lois Marsh, Barbara Mecker, and Thomas Bommarito.

On request of Mr. Miller, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to James Keeler and Mrs. Lockund, teachers, of Bay Point School at Port Chicago, and the following pupils: Jack Howard, Helen Belko, Lloyd Cellini, Eleanor Glessman, Woodbury Grover, Larry Hawkins, Beverly Hewitson, Carol Lief, Betty Fife, Nellie Hunt, Ted Kolb, Bobby Froid, Addison Hunt, Ernest Turner, Ronny Johnson, Wayne Williams, Jackie Gattis, Daniel Colchico, Larry Mishler, Mary Regester, Lynda Anderson, Alfred Berry, Curtis Easter, Helen Johnson, Paula Pierce, Rosemary Pierce, Lorraine Dodge, Dick Bogue, Leroy Bogue, Beverly Smith, Edda De Piero, Donna Sahm, Betty Sahm, Shirley Schmidt, Joe V. Keeler, F. W. Knowlton, Frank Victor, Ollie McClay, Grace West, Joy Parker, Ruth Morgan, Dorothy Nelson, Clayton Berg, Elya Sue Rendall, Barbara Walker, Mrs. Johnson, and Mrs. Pierce.

On request of Mr. Loomis, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Frederic Simoni of the Yuba College of Marysville and the following pupils: Haskel McInturf, Delores Forsyth, Alex Scandalis, J. Murphy, Florence Clark, Lucille Allen, Jeanne Klingensmith, Doris Poritz, John Rice, Bob Rackerby, Gene Anderson, Bill O'Rourke, Bill Swinney, Paul King, June Curtis, J. Van Hee, Jim Clark, and William Morrissey.

On request of Mr. Debs, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Miss Georgia Tann and Mrs. Walton of Memphis, Tenn.

On request of Mr Hahn and the San Francisco Delegation, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Capt. Charles F. May of San Francisco.

On request of Mr. Hinton, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. Dona Johnson of Van Nuys.

On request of Messrs. Robertson, Fletcher, and Ralph C. Dills, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. Ballinger, Mrs. Herbert Legg of Downey, Mrs. O. P. Hanna, Mrs. Lucy Monroe, Mrs. Gertrude Piester, Mrs. Mabel Dunn of Long Beach, and Mrs. Neal of Los Angeles.

On request of Mr. M. Philip Davis, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Charles Price Simpson of Santa Monica.

On request of Mr. Silliman and the Assembly, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Fred Emlay, former Assemblyman, of Salinas.

On request of Messrs. Debs and Waters, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Marge Shannon Harrington and Mrs. Arthur Snyder of Los Angeles.

ADJOURNMENT

At 6.52 p.m., on motion of Mr. Dickey, the Speaker declared the Assembly adjourned until 9 a.m., Friday, May 23, 1947.

SAM L. COLLINS, Speaker

GERALDINE B. HADSELL, Minute Clerk

CALIFORNIA LEGISLATURE
FIFTY-SEVENTH (GENERAL) SESSION

ASSEMBLY DAILY JOURNAL

SEVENTY-THIRD LEGISLATIVE DAY
ONE HUNDRED THIRTY-EIGHTH CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO
Friday, May 23, 1947

The Assembly met at 9 a.m.

Hon. Sam L. Collins, Speaker of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—76.

Quorum present.

PRAYER

Upon invitation of the Speaker, the following prayer was offered by Monsignor Thomas A. Kirby:

O my God, I come before Thee again at the beginning of another day to offer Thee anew the homage of my heart. I acknowledge Thee as my Supreme Lord and Master. I believe in Thee, because Thou art Truth itself; I hope in Thee, because Thou art all powerful and faithful to Thy promises; I love Thee above all things because Thou art all good and worthy of all my love, and for Thy sake I love my neighbor as myself. Give me, O Lord, the grace to carry out these resolutions, through Christ Our Lord—AMEN.

READING OF THE JOURNAL DISPENSED WITH

On motion of Mr. Kirkwood, further reading of the Journal of the previous legislative day was dispensed with.

LEAVES OF ABSENCE FOR THE DAY

The following member was granted leave of absence for the day, because of legislative business elsewhere:

Mr. Lowrey, on motion of Mr. Lester T. Davis.

The following members were granted leaves of absence for the day, and desired to waive their per diems:

Mr. Field, by unanimous consent.
Mr. Debs, on motion of Mr. McMillan.
Mr. Allen, on motion of Mr. Doyle.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, May 23, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 126	Assembly Bill No. 1728
Assembly Bill No. 128	Assembly Bill No 1926
Assembly Bill No. 1205	Assembly Bill No. 2139
Assembly Bill No 1432	Assembly Bill No 2328
Assembly Bill No 1571	Assembly Bill No. 2679

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

Committee on Education

ASSEMBLY CHAMBER, SACRAMENTO, May 22, 1947

MR. SPEAKER: Your Committee on Education, to which was referred:
Assembly Bill No. 2291

Has had the same under consideration, and reports the same back with the recommendation. Do pass, and be re-referred to Committee on Ways and Means.

DUNN, Chairman

Above reported bill re-referred to Committee on Ways and Means.

ASSEMBLY CHAMBER, SACRAMENTO, May 22, 1947

MR. SPEAKER Your Committee on Education, to which were referred:
Senate Bill No. 764
Senate Bill No. 1213

Has had the same under consideration, and reports the same back with the recommendation: Do pass

DUNN, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 22, 1947

MR. SPEAKER: Your Committee on Education, to which was referred:
Assembly Bill No. 91

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

DUNN, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 22, 1947

MR. SPEAKER: Your Committee on Education, to which was referred:
Senate Bill No. 407

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

DUNN, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 22, 1947

MR. SPEAKER: Your Committee on Education, to which were referred:
Assembly Bill No. 586
Assembly Bill No. 1654
Assembly Bill No. 1903

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

DUNN, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 22, 1947

MR. SPEAKER: Your Committee on Education, to which were referred:

Assembly Bill No. 2286
Assembly Bill No. 2339
Assembly Bill No. 2340

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

DUNN, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 22, 1947

MR. SPEAKER: Your Committee on Education, to which was referred:

Assembly Bill No. 2545

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

DUNN, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 22, 1947

MR. SPEAKER: Your Committee on Education, to which were referred:

Assembly Bill No. 1498
Assembly Bill No. 1869

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, do pass, as amended, and re-refer to Committee on Ways and Means.

DUNN, Chairman

Above reported bills ordered to second reading.

CONSIDERATION OF DAILY FILE

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 1288—An act to amend Section 23 of the District Investigation Act of 1933, relating to the organization of districts.

Bill read second time, and ordered engrossed.

Assembly Bill No. 2075—An act to add Section 6520.5 to the Health and Safety Code, relating to powers of sanitary districts.

Bill read second time, and ordered engrossed.

Assembly Bill No. 2685—An act to add Article 5 to Chapter 7 of Part 2 of Division 2 Title 3 of the Government Code, relating to the development, distribution and use of water by counties.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1614—An act to amend Sections 9201, 9203, 9205, 9206, 9216, and 9218 of, and to add a new Section 9202 to, the Public Resources Code, relating to soil conservation districts.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Conservation, Planning, and Public Works:

Amendment No. 1

In the title of the printed bill strike out lines 1 and 2, inclusive, and insert "An act to amend Sections 9168, 9200, 9203 of, and add Sections 9202 and 9203.5 to, the Public Resources"

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 2

On page 1 of said bill, strike out line 1, and insert

"SECTION 1. Section 9168 of the Public Resources Code is amended to read:

9168. The directors shall select a *date, time, and* place at which regular *monthly* meetings of the directors shall be held. [Regular meetings shall be held on the first Tuesday of each month.]

SEC. 2. Section 9200 of said code is amended to read:

9200. An election to be known as the General Soil Conservation District election shall be held in each district on the [first] *second* Tuesday *after the first Monday* in February in each odd-numbered year, at which a successor shall be chosen for each director whose term of office expires in March thereafter.

SEC. 3. Section 9202 is added to said code, to read:

9202. Any candidate nominated for director may withdraw his name within five days after nominations officially close. When a candidate withdraws his name within the time specified above, his name shall not be printed on the ballot.

SEC. 4. Section 9203 of said code is amended to read:

9203. The election shall be conducted by the board of supervisors and county clerk of the county in which is situated all or the greatest portion of the land in the district, the votes cast, and returns made to such board as nearly as practicable in conformity with the general election laws of this State, including but not limited to those relating to local elections, [except that the precincts for the election shall not include any territory not in the district, and] except that the register used may be that prepared for any other election, and except as otherwise provided.

SEC. 5. Section 9203.5 is added to said code, to read:

9203.5. If on the twentieth day prior to the day fixed for the general soil conservation district election it appears that one person but not more than one, has been nominated for each of the positions of director, which are to be filled at that election and a petition, signed by 5 percent of the qualified electors in the district requesting that the general soil conservation district election in the district be held, has not been presented to the board of directors of the district, an election shall not be held, but the board of supervisors of the county in which the district is situated, or the board of supervisors of the principal county at a regular, adjourned, or special meeting held prior to the day fixed for said election shall appoint to the said position those persons who have been nominated for such positions. The said persons shall qualify and take office and serve exactly as if elected at a general soil conservation district election.

In such instances a notice that no election is to be held but that the board of supervisors will appoint those nominated for the said positions of director, shall be published at least 10 days prior to the date upon which said election would have been held."

Amendment No. 3

On page 1 of said bill, strike out lines 2 to 27, inclusive; and on page 2, strike out lines 1 to 35, inclusive.

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2250—An act to amend Section 9200 of the Public Resources Code, relating to soil conservation districts.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Conservation, Planning, and Public Works:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "amend Section 9200", and insert "add Chapter 7, comprising Sections 9600, 9601, 9602, 9603, 9604, 9605, and 9606, to Division 9".

Amendment No. 2

On page 1, line 1, of said bill, strike out "Section 9200 of the Public Resources Code is", and insert

"Chapter 7 is added to Division 9 of the Public Resources Code to read:

CHAPTER 7. CHANGING NAME OF DISTRICT

Article 1

9600. A district may change its name by action of the board of supervisors of the principal county as provided by this article.

9601. Whenever in the judgment of the board of directors it is for the best interest of a district that its name be changed to a stated name, it may pass a resolution reciting such fact.

9602. A copy of the resolution shall be forwarded to the board of supervisors of the principal county with the request that the name of the district be changed to the stated name.

9603. The board of supervisors of the principal county shall consider this request at their next regular meeting and may grant or deny the request. Their action shall be officially recorded in their minutes.

9604. If the action of the board of supervisors on this request is negative, they shall forward a copy of the resolution to the board of directors initiating the request.

9605. If the action of the board of supervisors on this request is favorable, they shall cause certified copies of the resolution to be forwarded to the board of directors initiating the request, the boards of supervisors of all the other counties in which any portion of the district lies, the State Soil Conservation Commission, and the Secretary of State.

9606. On acknowledgment of the change of name by the Secretary of State, the name of the district shall be considered changed"

Amendment No. 3

On page 1 of said bill, strike out lines 2 to 7, inclusive.

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1464—An act to amend Section 19433 of the Business and Professions Code, relating to the salary of the Secretary of the California Horse Racing Board, and making an appropriation.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency and Economy.

Amendment No. 1

On page 1, lines 4 and 5, of the printed bill, strike out "fifteen thousand dollars ($15,000)", and insert "ten thousand dollars ($10,000)".

Amendment No. 2

On page 1, line 11, of said bill, strike out "nine", and insert "four".

Amendment No. 3

On page 1, line 12, of said bill, strike out "($9,000)", and insert "($4,000)".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1524—An act to amend Sections 12500, 12503, 12504, 12507, 12508, and 12509 of the Health and Safety Code, and to add Section 12509a thereto, all relating to the regulation and display of fireworks.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Manufacturing, Oil, and Mining Industry:

Amendment No. 1

In line 3 of the title of the printed bill, as amended in the Assembly on May 9, 1947, strike out "tion 12509a", and insert "tions 12509a and 12509b".

Amendment No. 2

On page 2, line 19, of said bill, strike out "adult".

Amendment No. 3

On page 3 of said bill, after line 21, insert

"SEC. 8. Section 12509b is added to said code, to read:

12509b. No permit shall be granted for the discharge of dangerous fireworks except in connection with public displays of fireworks."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1175—An act to add Section 6216.5 to the Public Resources Code, relating to oil, gas and mineral leases on state lands.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Manufacturing, Oil, and Mining Industry.

Amendment No. 1

On page 1, line 5, of the printed bill, as amended in the Assembly on May 9, 1947, after "Harbor," insert "and under the circumstances provided for in Section 6872,".

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1263—An act to add Section 12 to an act entitled "An act to provide for the alteration of the boundaries of incorporated towns and cities by the annexation of contiguous territory thereto owned by the incorporated town or city desiring the annexation of the same, and for the incorporation of such annexed territory in and as a part of such annexed territory in and as a part of such municipality, and for the redistricting, government and municipal control of the annexed territory," approved June 13, 1933, relating to the annexation of contiguous territory not owned by the town or city.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Municipal and County Government:

Amendment No. 1

On page 2 of the printed bill, as amended in the Assembly on May 9, 1947, strike out lines 34 to 39, inclusive, and insert "Such notice shall distinctly state the proposition to be so submitted, shall specifically describe the boundaries of the territory so proposed to be altered, and shall designate such territory by some appropriate name or other words of identification by which such territory may be referred to and indicated upon the ballots to be used at an election at which the question of such alteration is submitted. The electors shall be instructed thereby to vote for such proposition which shall be indicated as follows. Upon the ballots to be used at such election, there shall be printed the words "shall (giving the name or other designation of the territory proposed to be altered, as stated in the notice of election) be excluded from the city of (stating name of city) and annexed to (stating name of city)?"."

Amendment No. 2

On page 3, line 4, of said bill, after the period, insert "In addition to the foregoing the clerk of the legislative body conducting the election shall furnish to the office of the recorder of the county in which such municipal corporation is located, an affidavit

of completion stating that all requirements of the laws pertaining to such proceedings have been complied with."

Amendment No. 3

On page 3, line 5, of said bill, strike out "abstract", and insert "documents".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1790—An act making an appropriation to the San Bernardino County Flood Control District for the payment of damages due to the construction works in the construction of the project for the control of floods on the Santa Ana River Basin, Lytle and Cajon Creeks.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Ways and Means:

Amendment No. 1

On page 1, line 11, of the printed bill, as amended in the Assembly on May 16, 1947, strike out "_____ dollars ($_____)", and insert "one hundred thousand dollars ($100,000)".

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2015—An act to amend Section 10 of the County Water Authority Act, relating to annexations to county water authorities.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Municipal and County Government:

Amendment No. 1

On page 6, line 45, of the printed bill, as amended in the Assembly on May 16, 1947, strike out "which", and insert "and if such action shall grant consent to such annexation, such".

Amendment No. 2

On page 10, line 51, of said bill, before 'becomes", strike out "or", and insert "and".

Amendment No. 3

On page 11 of said bill, between lines 24 and 25, insert

"(h) In determining the number of members of the board of directors of a county water authority organized hereunder, and the number of votes to be cast by such directors, from the component public agencies, the corporate areas of which, in whole or in part, are included as units within such county water authority, there shall be considered only the assessed valuation of the property taxable for authority purposes lying in such public agencies and in such authority. Such directors shall be appointed by the chief executive officers, with the consent and approval of the governing bodies, of such component public agencies, respectively, without regard to whether any such chief executive officers or members of such governing bodies have been chosen from, or represent, areas of their respective public agencies which lie outside of such county water authority The phrase any water district, the corporate area of which is included within said authority" and the phrase "each city, the area of which shall be a part of any authority incorporated hereunder," and like phrases, used elsewhere in this act, shall be deemed to mean and refer to any water district or city, the corporate area of which either in whole or in part, is included within such county water authority, but the duties and obligations of such county water authority shall extend only to that part of the corporate area of such water district or city which shall lie within such county water authority As to any such water district or city, the corporate area of which lies partly within and partly without such county water authority, the word "therein" and the phrase "within such city" and like words and phrases, used elsewhere in this act, shall be deemed to mean and refer to that part of the corporate area of such water district or city which lies within such county water authority. The charges for water supplied by such county water authority to any component public agency, pursuant to its request, shall be and become an obligation of such public

agency, irrespective of whether the entire corporate area of such public agency is included within such county water authority, and such authority in administrative and contractual matters shall deal with the chief executive officers and governing bodies and other proper officials of such component public agencies as chosen or constituted under applicable laws governing the respective public agencies."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 50—An act to amend Section 4249 of the Political Code and Section 28120 of the Government Code, relating to compensation for public service in counties of the twentieth class.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Municipal and County Government:

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 1

On page 1 of the printed bill, strike out lines 1 to 24, inclusive; and strike out all of pages 2 and 3, and insert

"SECTION. 1. Section 4249 of the Political Code is amended to read:

4249. In counties of the twentieth class the following shall receive as compensation for services required of them by law, or by virtue of their office, the following sums:

1. The auditor, five thousand dollars ($5,000) per annum.

2. The district attorney eight thousand dollars ($8,000) per annum. The district attorney shall devote his entire time to the duties of his office, and shall not engage in private practice of law.

3. Each member of the board of supervisors for all services required of them by law, or by virtue of their office, [two hundred fifty dollars ($250) per month] *five thousand dollars ($5,000) per annum* as a salary, and seven cents ($0.07) per mile in traveling to and from his place of residence to the courthouse on each day of a board meeting.

Each member of the board of supervisors shall devote his entire time, during the business hours of the day, to the duties of his office.

Any member of the board of supervisors when required to travel within or without the county on official business of the county, may use or travel in any vehicle owned and maintained by such counties for official purposes. When traveling on official business the expense of maintenance and upkeep of such automobiles and of all necessary supplies therefor shall be borne by the county.

4. The fees for jurors in counties of this class shall be as follows:

For each day's attendance as a trial juror when selected to serve, in the superior court, in civil and criminal cases, three dollars ($3) per day. For each day's attendance as a juror, when not selected to serve two dollars ($2) per day, but in no case shall there be charged for more than one per diem on any one calendar day. In addition thereto, for each mile actually traveled in attending court as a juror in either the superior court or justice's court, in going only, per mile, fifteen cents ($0.15). For attending justice's court, for each juror sworn to try the cause, per day, in civil cases, only, one dollar and fifty cents ($1.50). For attending justice's court, for each juror sworn to try the cause, per day, in criminal cases, only, three dollars ($3) A juror excused at his own request shall not be entitled to a per diem fee, but shall be entitled to mileage, ten cents ($0.10) per mile, for each mile actually and necessarily traveled in attending court as a juror, except in criminal cases in justice's court, for which no allowance shall be made. For acting as a grand juror in the superior court, each juror shall be paid for each day's attendance upon regularly called grand jury meetings, committee meetings or when appointed by the foreman of the grand jury to make individual investigations, the sum of five dollars ($5) per day. For every mile actually traveled as a grand juror in attending court, grand jury meetings, regularly called committee meetings or when properly appointed by the foreman of the grand jury to make individual investigations, ten cents ($0.10) per mile for each mile actually traveled. A grand juror excused at his own request, shall not be entitled to a per diem fee but shall be entitled to mileage, ten cents ($0.10) per mile for each mile actually and necessarily traveled.

The compensation provided for by this section shall be paid to incumbent officers

SEC. 2. Section 28120 of the Government Code is amended to read:

28120 In a county of the twentieth class the following shall receive as compensation for services required of them by law or by virtue of their offices the following sums:

(a) The auditor, five thousand dollars ($5,000) a year.

(b) The district attorney, eight thousand dollars ($8,000) a year. He shall devote his entire time to the duties of his office, and shall not engage in private law practice.

(c) Each supervisor, for all services required of him by law or by virtue of his office, [two hundred fifty dollars ($250) a month,] *five thousand dollars ($5,000) per annum* and seven cents ($0.07) a mile in traveling to and from his place of residence to the courthouse on each day of a board meeting

Each member of the board of supervisors shall devote his entire time, during the business hours of the day, to the duties of his office.

Any supervisor when required to travel within or without the county on official business of the county may use or travel in any vehicle owned and maintained by the county for official purposes. When traveling on official business the expense of maintenance and upkeep of such automobiles and all necessary supplies shall be borne by the county.

(d) The fees for jurors shall be as follows:

For each day's attendance as a trial juror, when selected to serve, in the superior court, in civil and criminal cases, three dollars ($3) per day.

For each day's attendance when not selected to serve, two dollars ($2), but in no case more than one per diem on any one calendar day. For each mile actually traveled in attending court as a juror in going only, fifteen cents ($0.15).

For each juror sworn to try the cause in a justice's court, in civil cases, one dollar and fifty cents ($1.50) a day, in criminal cases, three dollars ($3) a day. A juror excused at his own request is not entitled to a per diem fee, but shall be entitled to mileage, ten cents ($0.10), for each mile actually and necessarily traveled in attending court as a juror, except in criminal cases in a justice's court, for which no allowance shall be made.

For acting as a grand juror each juror shall be paid for each day's attendance upon regularly called grand jury meetings, committee meetings, or when appointed by the foreman of the grand jury to make individual investigations, five dollars ($5) and ten cents ($0.10) for each mile actually traveled. A grand juror excused at his own request is not entitled to a per diem fee, but is entitled to mileage, ten cents ($0.10) for each mile actually and necessarily traveled.

The compensation provided for by this section shall be paid to incumbent officers

SEC. 3. Section 2 of this act becomes operative only if Title 3 of the Government Code is enacted by the Legislature at its Fifty-seventh Regular General Session, and in such case at the same time as said Title 3 takes effect; at which time Section 4249 of the Political Code is hereby repealed."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2000—An act to amend Section 4307 of, and to add Section 4307.6 to, the Political Code, and to amend Section 29610 of, and add Section 29610.5 to, the Government Code, relating to traveling expenses of county officials.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Municipal and County Government:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "and to add Section 4307.6 to".

Amendment No. 2

In line 2 of the title of said bill, strike out ", and to amend Section 29610 of and add", and insert "and Section 29610 of".

Amendment No. 3

In line 3 of the title of said bill, strike out "Section 29610.5 to".

Amendment No. 4

On page 2 of said bill, strike out line 39, and insert "bation officers, surveyors and treasurers, incurred while".

Amendment No. 5

On page 2 of said bill, strike out lines 41 to 43, inclusive, and insert "tion of their respective associations."

Amendment No. 6

On page 3 of said bill, strike out lines 8 to 13, inclusive.

Amendment No. 7

On page 3, line 14, of said bill, strike out "3", and insert "2".

Amendment No. 8

On page 3, line 19, of said bill, after "surveyor", insert "and treasurer,".

Amendment No. 9

On page 3 of said bill, strike out lines 23 and 24, and insert "association."

Amendment No. 10

On page 3 of said bill, strike out lines 25 to 30, inclusive.

Amendment No. 11

On page 3 of said bill, strike out line 31, and insert
"SEC. 3. Section 2 of this act becomes operative only".

Amendment No. 12

On page 3 of said bill, strike out line 35, and insert "tion 4307 of the Political Code is hereby repealed."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2367—An act to amend Section 4287 of the Political Code, relating to compensation for public services in counties of the forty-eighth class.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on *Municipal and County Government:*

Amendment No. 1

In line 1 of the title of the printed bill, strike out "4287 of the Political Code", and insert "4246 of the Political Code and Section 28117 of the Government Code".

Amendment No. 2

In lines 2 and 3 of the title of said bill, strike out "forty-eighth", and insert "seventeenth".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 3

On page 1 of said bill, strike out lines 1 to 25, inclusive, and insert
"SECTION 1. Section 4246 of the Political Code is amended to read:
4246 In counties of the seventeenth class, the following shall receive as compensation for the services required of them by law, or by virtue of their offices, the following sums.
1. The county auditor, *five thousand one hundred dollars ($5,100) per annum;* provided further, that in the event the county auditor shall serve as, and perform the duties of, the county purchasing agent, he shall receive, as full compensation for such services, the sum of eight hundred fifty-five dollars ($855) per annum.
2. The district attorney, [four thousand eight hundred dollars ($4,800)] *five thousand one hundred dollars ($5,100)* per annum; provided, that the district attorney shall be allowed the amount of his actual and necessary traveling and other expenses, when incurred in connection with the prosecution of criminals, within the county.
3. Each supervisor, the sum of one thousand two hundred dollars ($1,200) per annum, together with the sum of four hundred fifty dollars ($450) each per annum, for his duties as road commissioner. He shall be allowed mileage at the rate of seven cents ($0.07) per mile in going from his residence to the county seat and returning

at each session of the board. Where necessary official business requires any supervisor to travel beyond the boundaries of the county he shall receive actual necessary traveling expenses incurred therefor. No other mileage or remuneration and no other traveling expenses shall be allowed.

4. Grand jurors and trial jurors in the superior court shall receive for each day's attendance three dollars ($3), and for every mile actually traveled in attending court as such juror, in going only, fourteen cents ($0.14).

The compensation provided by this section shall be paid to incumbent officers.

SEC. 3. Section 28117 of the Government Code is amended to read:

28117. In a county of the seventeenth class the following shall receive as compensation for the services required of them by law or by virtue of their offices the following sums:

(a) The county auditor, five thousand one hundred dollars ($5,100) a year. If he serves as and performs the duties of the county purchasing agent, he shall receive as full compensation for such services eight hundred fifty-five dollars ($855) a year.

(b) The district attorney, [four thousand eight hundred dollars ($4,800)] *five thousand one hundred dollars ($5,100)* a year.

(c) Each supervisor, one thousand two hundred dollars ($1,200) a year, and four hundred fifty dollars ($450) a year, for his duties as road commissioner. He shall be allowed mileage at the rate of seven cents ($0.07) a mile in going from his residence to the county seat and returning at each session of the board. If necessary official business requires any supervisor to travel beyond the boundaries of the county, he shall receive actual necessary traveling expenses incurred therefor. No other mileage or remuneration and no other traveling expenses shall be allowed.

(d) Grand jurors and trial jurors in the superior court shall receive for each day's attendance three dollars ($3), and for every mile actually traveled in attending court as such jurors, in going only, fourteen cents ($0.14).

The compensation provided by this section shall be paid to incumbent officers.

SEC. 4. Section 3 of this act becomes operative only if Title 3 of the Government Code is enacted by the Legislature at its Fifty-seventh Regular General Session, and in each case at the same time as said Title 3 takes effect; at which time Section 4246 is hereby repealed."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1783—An act to add Part 4 to Division 5 of the Health and Safety Code and Chapter 3 to Division 1 of the Water Code, to renumber Sections 5439 and 5445 of the Health and Safety Code, and to repeal Articles 2 and 3 of Chapter 6 of Part 3 of Division 5 of the Health and Safety Code, relating to waste disposal, liquid, gaseous, and solid, including but not limited to the protection of the quality of waters of the State, requiring permits therefor, providing for the administration and investigation thereof by the State Department of Public Health, the Department of Public Works, and the Department of Natural Resources, making an appropriation therefor, declaring the urgency thereof, to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Conservation, Planning, and Public Works:

Amendment No. 1

On page 1 of the printed bill, strike out the title, and insert

"An act to add new Section 106.6, and Chapter 3 to Division 1 of the Water Code, relating to the protection of the quality of underground waters from pollution and contamination from the disposal of sewage and industrial wastes; providing for the investigation of underground water conditions by the Department of Public Works; providing remedies for the control and prevention of such pollution and contamination; providing for powers and duties of the Department of Public Works in connection therewith; making an appropriation therefor; and declaring the urgency thereof, to take effect immediately."

Amendment No. 2

On page 1 of the printed bill, strike out lines 1 to 8, inclusive; and in line 10, strike out "5900", and insert

"SECTION 1. Section 106.6 is added to the Water Code, to read as follows:

Sec. 106.6".

Amendment No. 3

On page 2 of the printed bill, strike out lines 3 to 51, inclusive; strike out pages 3, 4, 5, and 6; and on page 7, strike out lines 1 to 29, inclusive.

Amendment No. 4

On page 8, line 3, of the printed bill, strike out "liquid or"; and in line 4, strike out "gaseous", and insert "or liquid".

Amendment No. 5

On page 8, line 5, of the printed bill, after "which", strike out the balance of the line; and strike out lines 6 and 7, and insert "does or".

Amendment No. 6

On page 8, line 9, of the printed bill, after "purpose", strike out the comma and the balance of the line; strike out line 10; and in line 11, strike out "or property".

Amendment No. 7

On page 8 of the printed bill, strike out lines 13 to 26, inclusive.

Amendment No. 8

On page 8 of the printed bill, strike out line 32, and insert "this chapter, the depart-".

Amendment No. 9

On page 8, line 33, of the printed bill, after "the", insert "underground"; and in line 34, strike out the second "of", and insert "within".

Amendment No. 10

On page 8, line 37, of the printed bill, after "any", insert "underground".

Amendment No. 11

On page 8 of the printed bill, strike out lines 44 to 51, inclusive; and on page 9, strike out lines 1 to 3, inclusive.

Amendment No. 12

On page 9, line 4, of the printed bill, strike out "414", and insert "412"; and after "each", insert "underground".

Amendment No. 13

On page 9, lines 7 and 8, of the printed bill, strike out "to which", and insert "that"; and at the end of line 8, strike out "unduly", and insert "unreasonably".

Amendment No. 14

On page 9, line 12, of the printed bill, strike out "415", and insert "413".

Amendment No. 15

On page 9, line 14, of the printed bill, strike out "such source", and insert "source of underground water supply".

Amendment No. 16

On page 9, line 16, of the printed bill, strike out "416", and insert "414".

Amendment No. 17

On page 9, line 20, of the printed bill, after "any", strike out the balance of the line; and strike out line 21 to and including "purpose", and insert "underground source of water supply".

Amendment No. 18

On page 9, line 28, of the printed bill, strike out "417", and insert "415".

Amendment No. 19

On page 9, line 29, of the printed bill, after "filed in the office of the", strike out the balance of the line; and in line 30, strike out "the State Department of Public Health" and insert "department".

Amendment No. 20

On page 9, line 31, of the printed bill, strike out "418", and insert "416".

Amendment No. 21

On page 9, line 34, of the printed bill, after "any", insert "underground".

Amendment No. 22

On page 9, line 35, of the printed bill, strike out "shall be", and insert "is"; in line 36, at the end of the line, strike out "shall be"; and strike out all of line 37, and insert "is prima facie evidence of the facts therein found; but the court shall hear such evidence as may be offered by any party to rebut the report or the prima facie evidence."

Amendment No. 23

On page 9, line 39, of the printed bill, strike out "Summary".

Amendment No. 24

On page 9 of the printed bill, strike out lines 41 to 44, inclusive.

Amendment No. 25

On page 9, line 45, of the printed bill, strike out "426. Upon and after such service it", and insert

"425. It";

and in line 46, strike out "such".

Amendment No. 26

On page 9, line 49, of the printed bill, after "any", insert "underground"; at the end of the line, strike out "described"; and strike out all of line 50.

Amendment No. 27

On page 10 of the printed bill, strike out lines 1 and 2, and insert "that does or may unreasonably limit or restrict use of".

Amendment No. 28

On page 10, line 6, of the printed bill, strike out "as provided by law".

Amendment No. 29

On page 10 of the printed bill, strike out lines 13 to 35, inclusive, and insert "SEC. 3. This act shall remain in effect for the period of two years from and after its effective date."

Amendment No. 30

On page 10 of the printed bill, strike out line 36, and insert

"SEC. 4. The sum of sixty-five thousand dollars ($65,000), or so".

Amendment No. 31

On page 10, line 39, of the printed bill, strike out "Part 4 of Divi-"; and strike out lines 40 to 48, inclusive, and insert "this act, for expenditure by the Department of Public Works acting by and through the State Engineer, for such purpose, during the Ninety-eighth and Ninety-ninth Fiscal Years."

Amendment No. 32

On page 10, line 49, of the printed bill, strike out "7", and insert "5".

Amendment No. 33

On page 11 of the printed bill, strike out lines 6 and 7, and insert "fied the discharge of sewage and industrial wastes into the underground waters within the State limiting the availability thereof for beneficial purposes, requiring immediate remedial measures for the preservation of the public peace, health and safety".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1979—An act to amend Section 2 of the Planning Act, relating to planning commissions.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Conservation, Planning, and Public Works:

Amendment No. 1

In the title of the printed bill, strike out lines 1 and 2, and insert

"An act to amend Sections 55, 61, 66, and 73 of, and to add Sections 25, and 73.5 to, the Conservation and Planning Act, relating to planning."

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 2

On page 1 of said bill, strike out lines 1 to 25, inclusive; and on page 2, strike out lines 1 to 17, inclusive, and insert

"SECTION 1. Section 25 is added to Article 3 of the Conservation and Planning Act, to read.

Sec. 25 The State Conservation and Planning Board shall have possession and control of all records, books, papers, offices, equipment, moneys, funds, appropriations and real and personal property now or hereafter held for the benefit or use of the Reconstruction and Reemployment Commission necessary and convenient to the use and benefit of the State Conservation and Planning Board.

SEC. 2. Section 55 of said act is amended to read:

Sec 55 Each commission appointed pursuant to the provisions of this act shall elect its chairman from among the appointed members for a term of one year and, subject to other provisions of law, may create and fill such other offices as it may determine. The commission shall hold at least one regular meeting in each month [; except that each regional planning commission shall hold at least one regular meeting every three months]. The commission shall adopt rules for the transaction of business and shall keep a record of its resolutions, transactions, findings, and determinations, which record shall be a public record The commission may appoint such officers and employees as it may deem necessary for its work, whose appointment, promotion, demotion and removal shall be subject to the same provisions of law as govern other corresponding civil employees The commission may also employ or contract with planning consultants and other specialists for such services as it may require

SEC. 3. Section 61 of said act is amended to read:

Sec. 61. Before adopting the master plan or any part of it, or any substantial amendment thereof, the commission shall hold at least [one public hearing] *two public hearings* thereon, notice of the time and place of *each of* which shall be given by at least one publication in a newspaper of general circulation in the city or county [or in the case of a regional planning commission by one publication in a newspaper in each county within the regional district, at least 10 days before the day of said hearing]. The adoption of the master plan, or of any amendment, extension or addition thereof, shall be by resolution of the commission carried by the affirmative votes of not less than two-thirds of the total membership of the commission.

SEC. 4 Section 66 of said act is amended to read:

Sec. 66 A copy of the annual report of the commission as made to the legislative body shall be filed with the board.

[Each regional planning commission shall render an annual report on such matters and in such form as may be prescribed by the board]

SEC 5 Section 73 of said act is amended to read:

Sec 73 Whenever the legislative body of the city or county shall have adopted a master plan for the city or county, or for any major section or district thereof, no road, street, highway, square, park or other public way, ground or open space shall be acquired by dedication or otherwise, and no road, street, highway or public way shall be closed or abandoned, and no public building or structure *of any governmental agency* shall be constructed or authorized in the area for which such master plan shall have been adopted by the legislative body, until the location, character and extent thereof shall have been submitted to and shall have been reported upon by the planning commission. If the authorization, acquisition, financing or acceptance of such road, street, highway, square, park or other public way, ground or open space, or the construction or authorization of such public building or structure, be vested by law or charter provisions in some governmental body, commission or board other than the legislative body of such city or county, then such other governmental body, commission or board having such jurisdiction shall first submit to the planning commission the location, character and extent of such proposed public improvement for report thereon. In the event that the planning commission shall disapprove the same, its disapproval may be overruled by such other governmental body, board or commission only by a vote of not less than two-thirds of its entire membership. Failure of the planning commission to act within 40 days, or such longer period as may be designated by the legislative body or such other governmental body, board or commission, after the date of the official submission of any matter to it by the legislative body or by such other governmental body, board or commission, shall be deemed to be approval of such matter by the planning commission.

SEC. 6 Section 73.5 is added to said act, to read:

Sec. 73 5. Information as to state projects which are proposed shall be submitted to regional, county and city planning commissions, for their review, approval or suggested revision, at such time and in such manner and in such cases as may be provided by rule of the State Conservation and Planning Board.

SEC. 7. Sections 1, 8, 3, 4, 5, and 6 of this act become operative only if the Conservation and Planning Act is enacted by the Legislature at its Fifty-seventh Regular Session, and in such case at the same time as said Conservation and Planning Act takes effect."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1296—An act to amend Sections 6736, 6737, 6741, 6755, 6795, 6796, and 6799, and to repeal Section 6743 of the Business and Professions Code, relating to the practice of civil engineering.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency and Economy:

Amendment No. 1

Strike out page 1 of the printed bill, as amended in the Assembly on April 18, 1947.

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 2

On page 2 of the printed bill, strike out lines 1 to 17, inclusive, and insert

"SECTION 1. Section 6736 of the Business and Professions Code is amended to read:

6736. (a) This chapter does not prohibit [a] *one or more* [civil engineer] *civil engineers* from practicing or offering to practice [his profession] *civil engineering* through the medium of [or as an employee of] a partnership, *firm*, or corporation [so long as the plans, specifications, and reports of the partnership or corporation are signed and stamped with the seal of each registered civil engineer in specific and responsible charge of the preparation of the same] *provided:*

(1) A civil engineer is the partner, member, or directing officer in charge of the engineering practice of the partnership, firm, or corporation.

(2) All civil engineering plans, specifications, and reports are prepared by or under the direct supervision of a registered civil engineer, who shall sign or stamp with his seal such plans, specifications, and reports.

(3) The partnership, firm or corporate name under which such registered civil engineer or engineers offer to and do practice civil engineering, shall contain only the name or names of the individual or individuals who are registered civil engineers.

(b) Nothing herein shall authorize the offering to practice or the practice of civil engineering by any person, either as a member, officer or employee of any partnership, firm, or corporation, who is not a registered civil engineer.

(c) This chapter does not prevent or prohibit an individual, firm, company, association or corporation engaged in any line of business other than the practice of civil engineering from employing a registered civil engineer to perform civil engineering services incidental to the conduct of their business.

(d) The provisions of this section shall not apply to, or prevent the use of the name of, any partnership, firm, or corporation engaged in rendering civil engineering services which was in existence on September 30, 1947; provided all civil engineering plans, specifications, and reports are prepared by or under the direct supervision of a registered civil engineer, who may be a member of the firm, or a permanent employee of the partnership, firm, or corporation; provided further that all civil engineering plans specifications and reports shall be signed by or stamped with the seal of the registered civil engineer in charge of the preparation of the same."

Amendment No. 3

On page 2, line 21, of the printed bill, strike out "of an officer", and insert "by an officer".

Amendment No. 4

On page 3, line 24, of the printed bill, strike out "nine dollars ($9).", and insert "eight dollars ($8)."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Motion to Expunge Record, and Rescind Action, on Adoption of Amendment No. 1 to Assembly Bill No. 1296

Mr. Caldecott asked for, and was granted, unanimous consent that the record be expunged and the action rescinded whereby Amendment No. 1 to Assembly Bill No. 1296 was this day adopted; and that Amendment No. 1 be corrected, to read as follows:

Amendment No. 1

Strike out all of the title on page 1 of the printed bill, and lines 1 to 22, inclusive.

Amendment read, as corrected, and adopted.

Assembly Bill No. 1930—An act to repeal Chapter 7, comprising Sections 6700 to 6799, inclusive, of Division 3 of, and to add a new Chapter 7, comprising 6700 to 6830, inclusive, to Division 3 of, the Business and Professions Code, relating to The State Board of Registration for Professional Engineers, its organization, government, membership and powers to regulate the practice of professional engineering, and providing penalties for violations of the provisions of this act.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency and Economy:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in the Assembly on May 2, 1947, strike out "repeal Chapter 7, comprising Sections 6700 to 6799,"; and strike out lines 2, 3, 4, 5, and 6 of the title, and insert "amend Sections 6710, 6711, 6712, 6715, 6754, 6775, 6779, and 6799 of the Business and Professions Code, and to add to Chapter 7 of Division 3 of the Business and Professions Code a new article to be numbered Article 8, comprising Sections 6800 to 6814, inclusive, all relating to the State Board of Registration for Civil and Professional".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 2

On page 1 of the printed bill, strike out lines 1 to 21, inclusive; and strike out pages 2 to 20, inclusive, and insert

"SECTION 1. Section 6710 of the Business and Professions Code is amended to read as follows:

6710. There is in the Department of Professional and Vocational Standards a State Board of Registration for Civil *and Professional* Engineers which consists of [three] *seven* members appointed by the Governor.

SEC. 2. Section 6711 of the Business and Professions Code is amended to read as follows:

6711. Each member of the board shall be a citizen of the United States and [a civil engineer,] registered under this chapter, with at least 12 years active experience and of good standing in his profession. He shall be at least 30 years of age, and shall have been a resident of this State for at least five years immediately preceding his appointment.

SEC. 3. Section 6712 of the Business and Professions Code is amended to read as follows:

6712. [Members of the board shall be appointed for a term of four years and they shall hold office until the appointment and qualification of their successors.

The terms of the members of the board in office when this chapter takes effect shall expire as follows: One member, January 15, 1941, one member, January 15, 1942, and one member, January 15, 1943. The terms shall expire in the same relative order as to each member as the term for which he holds office before this chapter takes effect.

Vacancies shall be filled by appointment for the unexpired term.]

Members of the State Board of Registration for Civil Engineers in office when this amendment takes effect shall continue as members of the State Board of Registration for Civil and Professional Engineers without change in their terms so that the

terms of said members presently in office shall expire as follows: One member, January 15, 1949, one member, January 15, 1950, and one member, January 15, 1951. The four additional members of said board shall be appointed by the Governor within 60 days after the effective date of this act. All said additional members first appointed to the board need not be registered but shall possess all other qualifications for appointment and registration as a professional engineer; one in the branch of chemical engineering, one in the branch of electrical engineering, one in the branch of mechanical engineering, and one in the branch of mining engineering. The terms of the four members so appointed shall be determined by lot so that their terms shall expire as follows: The term of one member, January 15, 1948, the term of one member, January 15, 1949, the term of one member, January 15, 1950, and the term of one member, January 15, 1951. Thereafter, all appointments to said board shall be for a term of four years, and vacancies shall be filled by appointment for the unexpired term. Each member appointed to fill a new term or vacancy shall be a registered professional engineer in the same branch as his predecessor. Each of the four additional members of the board first appointed by the Governor shall receive a certificate of registration as a professional engineer from the board and be registered by the board in the particular branch of engineering for which he is qualified without payment of fees of any kind.

SEC. 4. Section 6715 of the Business and Professions Code is amended to read as follows:

6715. The board shall appoint [a] *an executive secretary at a salary to be fixed and determined by the board with the approval of the Director of Finance at not less than six thousand four hundred and twenty dollars ($6,420) nor more than seven thousand eight hundred dollars ($7,800) per year.* [who may or may not be a member of the board.

If the secretary is a member of the board, he shall hold office during its pleasure and shall receive a salary fixed by the board, with the approval of the Director of Finance, at not to exceed three thousand six hundred dollars ($3,600) per year.]

SEC. 5. Section 6754 of the Business and Professions Code is amended to read as follows:

6754. Examinations for registration shall be held at regular or special meetings of the board, at the times and places within the State as the board shall determine *Work of the board relating to examination and registration may be divided into committee as the board shall direct.*

[The examinations shall be conducted by at least two members of the board.] The scope of examinations and the methods of procedure may be prescribed by the board.

SEC. 6. Section 6755 of the Business and Professions Code is amended to read as follows:

6755. The board may receive and investigate complaints against registered civil *and professional* engineers, and make findings thereon

By a [two-thirds] *four-sevenths* vote, the board may reprove, privately or publicly, or may suspend for a period not to exceed two years, or may revoke the certificate of any civil engineer *or professional engineer or engineer-in-training* registered hereunder:

(a) Who has been convicted of a felony.

(b) Who has not a good character.

(c) Who has been found guilty by the board of any deceit, misrepresentation, violation or contract, fraud or gross incompetency in his practice

(d) Who has been found guilty of any fraud or deceit in obtaining his certificate or violation of any provision of [Chapter 801 of the Statutes of 1929, relating to civil engineers, or of] this chapter

(e) Who aids or abets any person in the violation of any provision of this chapter

(f) Who violates any provision of this chapter.

SEC. 7. Section 6779 of the Business and Professions Code is amended to read as follows:

6779. The board may reissue a certificate of registration to any person whose certificate has been revoked if [two or more] *a majority of the* members of the board vote in favor of such reissuance for reasons the board deems sufficient

SEC. 8. Section 6799 of the Business and Professions Code is amended to read as follows:

6799. The amount of the fees prescribed by this chapter is that fixed by the following schedule

(a) The application fee *for professional engineer* is fifteen dollars ($15); *for engineer-in-training is five dollars ($5).*

(b) The registration fee *for professional engineer* is ten dollars ($10).

(c) The duplicate certificate fee is one dollar ($1).

(d) The temporary registration fee *for civil engineer* is ten dollars ($10).

(e) The structural engineer's certificate of authority fee is ten dollars ($10).

(f) The annual renewal fee *for professional engineer* is six dollars ($6); *for engineer-in-training* is two dollars ($2).

(g) The penalty for delinquency is one dollar ($1) for each month after the date upon which the annual fee became due until the amount thereof aggregates five dollars ($5).

SEC. 9. Article 8 is hereby added to Chapter 8 of Division 3 of the Business and Professions Code, comprising Section 6800 to 6814, inclusive, to read as follows:

Article 8. Registration of Professional Engineers in the Branches of Chemical, Electrical, Mechanical and Mining Engineering

6800. This article of Chapter 7 of the Business and Professions Code pertains to registering of professional engineers in the branches of civil, chemical, electrical, mechanical and mining engineering.

6801. "Professional engineer," within the meaning and intent of this act, shall mean a person engaged in professional practice of rendering service or creative work requiring education, training and experience in engineering sciences, and the application of special knowledge of the mathematical, physical and engineering sciences in such professional or creative work as consultation, investigation, evaluation, planning or design of public or private utilities, structures, buildings, machines, equipment, processes or projects, and supervision of construction for the purpose of securing compliance with specifications and design for any such works

6802. Only persons registered under the provisions of this chapter shall be entitled to take and use the title "professional engineer," and according to registration with the board the titles "civil engineer," "structural engineer," "chemical engineer," "electrical engineer," "mechanical engineer," "mining engineer," or "engineer-in-training." All persons registered with the board as civil engineers shall immediately have the right to use the title "professional engineer" by virtue of such registration without application or payment of any fee therefor. In issuing new certificates of registration as a civil engineer or renewal certificates of civil engineers, the board shall issue a certificate of registration as professional engineer in civil engineering.

6803 At any time on filing an application on or before June 30, 1948, and the payment of the application and registration fees fixed by this chapter, there shall be issued a certificate of registration as a professional engineer without examination to any person who shall submit to the board, under oath, evidence satisfactory to the board that the person is possessed of the qualifications specified in Section 6804. The certificate of registration shall be as a professional engineer and shall include the particular branch of engineering in which the applicant qualifies. If any applicant desires registration in more than one branch, separate applications shall be filed All forms of application shall be prescribed by the board The board shall require that the application must specify the branch or branches of professional engineering in which the applicant is applying for registration. No person shall be registered as a professional engineer in any branch without examination, if such person has previously failed to pass a written examination for civil engineering under other provisions of this article. The board shall have a reasonable time after June 30, 1948, to process all applications filed under this section

6804. To entitle a person to register as a professional engineer in the branches of chemical engineering, electrical engineering, mechanical engineering, and mining engineering, the applicant must:

(a) Furnish satisfactory evidence of good moral character;

(b) Pay the application fee;

(c) Furnish evidence of six years or more of experience in engineering work satisfactory to the board evidencing that the applicant is competent to practice the character of engineering in the branch for which he is applying for registration, and successfully passing a written examination.

6805. (a) Graduation from a reputable school of engineering approved by the board shall be considered as equivalent to four years of required experience; satisfactory completion of each year of such approved school of engineering without graduation shall be considered as equivalent to one-half year of such experience; graduation in a curriculum other than engineering from a school or college approved by the board may be considered as equivalent to two years of such experience; no applicant shall receive credit for more than four years of experience because of undergraduate educational qualifications; the board may, at its discretion, give credit as experience, not in excess of one year, for satisfactory postgraduate work in a reputable school of engineering approved by the board.

(b) Engineering teaching, if of a character satisfactory to the board, shall be considered as engineering experience.

(c) Engineering experience in the armed forces of the United States shall be given equal credit with any other comparable engineering experience.

(d) The board may accept as evidence that an applicant is qualified for registration as a professional engineer in a particular branch without examination as hereinabove prescribed upon the applicant furnishing a specific record of ten years or more of experience in engineering work of a character satisfactory to the board and indicating that the applicant has had responsible charge of engineering work for at least four years and is qualified for such responsible charge.

6806. *The scope of examinations and the methods of procedure shall be prescribed* by the rules and regulations passed by the board. Said examinations shall be designed to conform to the following general principle: One division of the examination shall test the applicant's knowledge of appropriate fundamental engineering subjects, including mathematics and the basic sciences; and another division of the examination shall test the applicant's ability, upon the basis of his experience and his specialization within the engineering field, to apply his knowledge and experience and to assume responsible charge in the professional practice of the branch of engineering in which he is being examined. The board shall have power to adopt rules and regulations necessary for the proper performance of its duties and to define the scope of each branch of professional engineering for which registration is provided under this article.

6807. Applicants who profess to be qualified in more than one branch of engineering shall be required to elect the branch or branches in which they wish to be examined

6808. An applicant failing in an examination may be examined again upon filing a new application and the payment of a new examination fee fixed by this chapter, under rules to be fixed by the board. Applicants wishing to be examined in more than one branch of engineering shall be required to pay the additional fee for each examination after the first.

6809. A reputable school of engineering to be approved by the board shall be a school that requires for its undergraduate curricula in engineering, as a balanced part of a course common to all engineering specialties, at least 1,000 hours of work in the first two years of any combination of the following subjects: chemistry, physics, mathematics, including calculus, analytical mechanics and strength of materials, applied thermodynamics and fluid mechanics, applied electricity and magnetism, drawing and graphics, engineering design, engineering economics, surveying, foundry practice, and machine drawing.

In addition to the foregoing, applicants seeking to qualify through educational training by graduation from a reputable school of engineering shall show training in educational institutions that require in each of the branches of professional engineering 2,000 hours of study in any combination of the following subjects:

Chemical Engineering: Engineering drawing, chemistry, qualitative analysis, quantitative analysis, organic chemistry, analytical chemistry, metallurgy, chemical engineering and design.

Electrical Engineering. Mathematics, mechanics, thermodynamics, fluid mechanics, electrical circuits and machinery, communication engineering, engineering application, electronics

Mechanical Engineering: Mathematics, engineering (atomic) physics, mechanical design and manufacturing processes, kinematics, engineering thermodynamics, dynamics, strength of materials.

Mining Engineering: Qualitative analysis, quantitative analysis, mineralogy, petrology, structural geology, paleontology, ore analysis, surveying, principles of mining process, metallurgy, assaying, mineral preparation, stratigraphy, hydraulics of pipe lines, principles of petroleum technology, oil land valuation.

6810. (a) The board shall permit an applicant for registration as a professional engineer, upon his request, to take the prescribed examination in two stages. The first stage of the examination may be taken upon submission of his application for certification as engineer-in-training and payment of the application fee herein prescribed, at any time after the applicant has completed four years of the required engineering experience as defined above. This first stage of the examination shall test the applicant's knowledge of appropriate fundamental engineering subjects, including mathematics and the basic sciences, upon satisfactorily passing this stage of the examination he shall be given by the board an appropriate certificate as an engineer-in-training

(b) At any time after the completion of the required total of six years of engineering experience as defined above, the applicant may take the second stage of the examination, upon submission of his application for registration and payment of the application fee herein prescribed. This stage of the examination shall test the applicant's ability, upon the basis of his greater experience, to apply his knowledge and experience to the practice of the branch or branches of engineering in which he is applying and to take responsible charge of engineering work

(c) At any time on filing an application on or before June 30, 1948, and the payment of the application fee fixed by this chapter, there shall be issued a certificate of registration, as an engineer-in-training, without examination, to any applicant who shall submit to the board evidence satisfactory to the board that he has graduated from an approved engineering curriculum of four years or more in a school or college approved by the board. At any time after the completion of the required six years of engineering experience, as defined by this chapter, the applicant may take the second stage of the examination, upon submission of his application for registration and payment of the application fee herein prescribed The board shall have a reasonable time after June 30, 1948, to process all applications filed under this section.

6811. Any applicant who is qualified hereunder as a professional engineer, upon payment of the registration fee fixed by this chapter, shall have a certificate of registration issued to him as a professional engineer in the particular branch for

which he is qualified, or as an engineer-in-training for the particular branch for which he is qualified.

Certificates of registration issued under this article shall be signed by the secretary, be issued under the seal of the board and shall authorize the person registered to use the title as professional engineer or as engineer-in-training in the particular branch in which he is registered. Other provisions of this chapter relating to issuance of duplicate certificates, annual renewals, forfeiture for nonpayment and reinstatement and reprimand, suspension and revocation shall apply to certificates of registration issued under this article.

6812. (a) Each professional engineer registered hereunder may, upon registration, obtain a seal of the design authorized by the board bearing the registrant's name, number of his certificate, and the legend "Professional Engineer" and the particular branch in which he is registered.

(b) It is unlawful for anyone other than a professional engineer registered under this chapter to stamp or seal any plans, specifications, plats, reports, or other documents with the seal or stamp of a professional engineer or to in any manner use the title "professional engineer," "civil engineer," "chemical engineer," "electrical engineer," "mechanical engineer" or "mining engineer," or any combination of such words and phrases unless registered hereunder, or any other title implying professional engineer. The board shall have the power, duty, and authority to investigate violations of the provisions of this article.

6813. It shall be unlawful for any person to use the title "professional engineer," "chemical engineer," "electrical engineer," "mechanical engineer," and "mining engineer," except as provided in this article.

6814. Nothing in this article confers any right on a person registered as a professional engineer, but not as a civil engineer, to practice or to engage in the practice of civil engineering; and nothing in this article is intended to, nor shall it be construed as, a repeal, express or implied, of the other prohibitions of this chapter, or the penalties for practicing or offering to practice civil engineering without registration.

SEC. 10. If any section, subsection, sentence, clause or phrase of this act is for any reason held to be unconstitutional, such decision shall not affect the validity of the remaining portions of this act. The Legislature hereby declares that it would have passed this act, and each section, subsection, sentence, clause and phrase thereof, irrespective of the fact that any one or more other sections, subsections, clauses or phrases be declared unconstitutional.

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Rush Order Placed Upon Printing of Assembly Bill No. 1930

Pursuant to a motion made by Mr. Debs, and carried yesterday, Thursday, May 22, 1947, a rush order was placed upon the printing of Assembly Bill No. 1930.

Assembly Bill No. 2228—An act making an appropriation for surveys, plans, estimates, preliminary engineering and other preliminary expenses for a toll bridge or other toll highway crossing across the bay of San Francisco from the City and County of San Francisco to the County of Alameda.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency and Economy:

Amendment No. 1

In line 3 of the title of the printed bill, strike out "a", and insert "an additional".

Amendment No. 2

On page 1, line 6, of said bill, strike out "a", and insert "an additional".

Amendment No. 3

On page 1, line 15, of said bill, strike out "act"; and strike out lines 16 and 17, and insert "California Toll Bridge Authority Act, Chapter 1, Division 17, of the Streets and Highways Code, as amended."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2240—An act to amend Sections 101, 5510, and 5600 of the Business and Professions Code, relating to regulation of architects.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency and Economy:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "101, 5510, and 5600", and insert "5561 and 5561.5".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 2

On page 1 of said bill, strike out lines 1 to 26, inclusive, and insert

"SECTION 1. Section 5561 of the Business and Professions Code is amended to read as follows:

5561. *All accusations against licensees* [Upon the filing of a verified complaint with the board] charging the holder of a certificate issued under this chapter with the commission [, within two years prior to the date of filing of the complaint,] of any act constituting a cause for disciplinary action *shall be filed with the board within two years after the act or omission alleged as the ground for such disciplinary action* [, the secretary of the board shall forthwith issue a citation].

[The citation shall direct the holder of the certificate, within 30 days after service of the citation upon him, to appear by filing with the secretary of the board his verified answer to the complaint, showing cause if any he has, why his certificate should not be suspended or revoked.

The appearance of the holder of the certificate by the filing of an answer may be waived by the complainant with the approval of the board, in which case the board shall proceed to a hearing.

Service upon the holder of the certificate shall be fully effected by mailing a copy of the citation together with a copy of the complaint.]

SEC. 2. Section 5561.5 of said code is amended to read as follows:

5561.5. [If Chapter 5, relating to administrative procedure, is added to Part 1 of Division 3 of Title 2 of the Government Code at the Fifty-sixth Regular Session of the Legislature,] *The* proceedings for the suspension or revocation of [licenses] *certificates* under this [code] *article* shall be conducted in accordance with the provisions of [said] Chapter 5 *of Part 1 of Division 3 of Title 2 of the Government Code*, and the board shall have all the powers granted therein. [In case of conflict between the provisions of this chapter and the provisions of said Chapter 5, the latter provision shall prevail.]"

Amendment No. 3

On page 2 of said bill, strike out lines 1 to 28, inclusive.

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2079—An act to provide for the recruitment and placement of an adequate supply of farm labor; to provide for an agricultural study in connection with farm labor and the availability thereof and to carry on a farm labor informational service; to generally assure an adequate supply of farm labor in connection with the planting, growing and harvesting of farm commodities and products; creating a California Farm Labor Placement Service; providing for a director, an advisory board and for necessary officers and employees; defining the powers and duties of the director and the advisory board and such other officers or employees; making an appropriation therefor, and to amend Section 92 of the Unemployment Insurance Act, relating to farm labor placement.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Agriculture:

Amendment No. 1

In lines 11 and 12 of the title of the printed bill, strike out "making an appropriation therefor,".

Amendment No. 2

On page 5 of said bill, strike out lines 28 to 37, inclusive; and in line 38, strike out "SEC. 37", and insert
"SEC 36".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2191—An act to amend an initiative act entitled "An act entitled 'An act for the certification of land titles and the simplification of the transfer of real estate' approved March 17, 1897," approved by electors November 3, 1914, by adding Section 48.5 thereto, relating to the withdrawal of land from registry under the said act, said amendment to take effect upon the approval thereof by the electors, and providing for the submission thereof to the electors, and providing for the submission thereof to the electors pursuant to Section 16 of Article IV of the State Constitution.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency and Economy:

Amendment No. 1

In line 1 of the title of the printed bill, after "entitled "An act", insert "to amend an act".

Amendment No. 2

In lines 4 and 5 of the title of said bill, strike out "Section 48.5", and insert "Sections 48.1 to 48.9, inclusive,".

Amendment No. 3

In line 8 of the title of said bill, strike out "16", and insert "1b".

Amendment No. 4

On page 1 of said bill, strike out lines 1 to 12, inclusive, and insert

"SECTION 1. Section 48.1 is added to the act cited in the title hereof, to read:

Sec. 48.1. The registered owner or owners of land registered under this act may, at any time after entry of the decree and issuance of the initial certificate of title, withdraw the land from the operation of this act by filing with the registrar of titles, a verified application or request for withdrawal, which shall state:

1. The name or names of the registered owner or owners of the land to be withdrawn, as shown on the last registrar's certificate of title, with their residence and post-office address.

2. The name or names of the registered owner or owners as shown by the first registrar's certificate of title issued in connection with such land.

3. A full and correct legal description of the land to be withdrawn.

4. The number of the last registrar's certificate of title covering said land.

5. The name and address of the owner or owners of any liens or encumbrances securing the repayment of money or the performance of an obligation, which may be shown as an encumbrance on such last certificate of title or as a memorial endorsed thereon.

6. The name and address of the owner or owners of any leasehold interest shown as an encumbrance on such certificate of title or as a memorial endorsed thereon

7. A request that said land be withdrawn from the operation of this act and that the then existing certificate of title and duplicate thereof be permanently canceled so that all future dealings with said land and the record thereof shall be under the provisions of the general recording laws.

SEC. 2. Section 48.2 is added to said act, to read:

Sec. 48.2. The owner's duplicate certificate of title, or any copy thereof issued pursuant to the provisions of this act, shall be presented to the registrar for cancellation, with the application or request for withdrawal. Such application or request for withdrawal shall be joined in or consented to by the owners of the liens, encumbrances and leasehold interests mentioned in the preceding section.

SEC. 3. Section 48.3 is added to said act, to read:

Sec. 48.3. Upon the filing of such application or request with the registrar, he shall cancel the original and duplicate certificates of title by making a notation of the fact of cancellation in red ink across the face of the original and duplicate certificates, and shall execute a certificate of the cancellation of such certificates and the withdrawal of the land described therein from the operation of this act. Such certificate of withdrawal shall be executed in duplicate and may be substantially in the following form:

CERTIFICATE OF WITHDRAWAL OF REGISTERED LANDS

This is to certify that _____ has (have) filed with the registrar of titles an application requesting that the land in the County of _____, State of California, described as follows: _____ be withdrawn from the effect and operation of "an act for the certification of land titles and simplification of the transfer of real property" approved March 17, 1897, as amended and enacted by the people of the State of California at the general election held November 3, 1914 (so-called Land Title Law) and has (have) presented to the registrar of titles for cancellation owner's duplicate certificate of title No. _____ describing said land; that such application is joined in or consented to by all of the persons required by law and that the undersigned does hereby certify and declare that said above described lands have been and hereby are withdrawn from the effect and operation of said act.

Witness my hand and seal this _____ day of _____ 19___.

_____

Registrar of Titles for

_____ County, State of California.

By _____

Deputy

SEC. 4. Section 48.4 is added to said act, to read:

Sec. 48.4. The registrar of titles shall enter a notation of the fact of the issuance of the certificate of withdrawal in the register of titles kept by him, and shall note in the general name and property indexes opposite or near the name of the registered owner and the property description a memorandum of the fact of withdrawal together with the date thereof, and shall file one copy of the certificate of withdrawal in the file containing the documents registered in connection with the last original certificate of title.

SEC. 5. Section 48.5 is added to said act, to read:

Sec. 48.5. After the original certificate of title has been properly canceled and the duplicate certificate of withdrawal issued by the registrar, he shall cause the last original certificate of title and one of the duplicate certificates of withdrawal to be recorded in the office of the county recorder of the county in which such land is situated and to be thereafter returned to the files of the registrar of titles with the fact and place of the recording thereof endorsed thereon. From the time of the recording of the certificate of withdrawal in the office of the county recorder, the land described in such certificate shall be withdrawn from the operation and effect of this act and thereafter all transactions affecting such land shall be conducted and all transfers and other documents affecting such land shall be executed, filed and recorded in the same manner as though such land had never been registered under the provisions of this act.

SEC. 6. Section 48.6 is added to said act, to read:

Sec. 48.6. The county recorder shall index the certificate of withdrawal and the canceled certificate of title, in the name indices kept in his office, under the name of each person shown on the recorded certificate of title as having a lien, charge or claim upon such land, under the name of the last registered owner or owners as shown by the recorded certificate of title and also under the name of the registered owner or owners as shown by the first registrar's certificate of title issued in connection with such land. From the time of recording of the certificate of withdrawal in the office of the county recorder, all persons dealing with the land described in such certificate shall have constructive notice of the withdrawal of the title thereto from registration under this act and shall have constructive notice of all documents, instruments and registrar's certificates of title theretofore filed in the office of the registrar of titles in connection therewith.

SEC. 7. Section 48.7 is added to said act, to read:

Sec. 48.7. The registrar shall collect a fee of ten dollars ($10) for all services rendered in connection with such withdrawal and shall also collect a sum equal to the amount charged by the recorder for recording and indexing the certificate of discharge and the canceled last certificate of title. From such sums the registrar shall pay to the recorder the fees for recording and indexing such documents.

SEC. 8. Section 48.8 is added to said act, to read:

Sec. 48.8. The withdrawal of land from registration under this act in accordance with the provisions of Sections 48.1 to 48.7, inclusive of this act, shall not in any manner affect any determination of title made in connection with the original registration of said land under the provisions of this act or made in connection with the issuance of any certificate of title by the registrar of titles, subsequent to the original registration, but the determination of title in such decree registering the title to said land and in the certificates of title thereafter issued in connection with the registration thereof shall remain as effective as though said land had never been withdrawn from registration, and all instruments and papers registered by the registrar of land titles in connection with the original registration and the subsequent issuance of any registrar's certificate of title affecting such land or in connection with the entry or endorsement of any memorials upon any such registrar's certificates of title shall be considered to form part of the record chain of title to such land to the same extent as though they appeared of record in the county recorder's office.

SEC. 9. Section 48.9 is added to said act, to read:

Sec. 48.9. The withdrawal of land from registration under the provisions of this act shall not terminate, diminish or impair any right which any person who has *not joined in or consented to the application for withdrawal may have to look to or* proceed against any insurance or indemnity fund or funds created under the provisions of this act, but any such right may be asserted and enforced in the same manner and to the same extent as though the land had never been withdrawn from registration."

Amendment No. 5

On page 1, line 13, of said bill, strike out "SEC. 2. Section 1", and insert "SEC 10. Sections 1 to 9, inclusive,".

Amendment No. 6

On page 1, line 16, of said bill, strike out "SEC. 3. Section 1", and insert "SEC. 10. Sections 1 to 9, inclusive,".

Amendment No. 7

On page 2, lines 7 and 8, of said bill, strike out "Section 1", and insert "Sections 1 to 9, inclusive,".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2607—An act to amend Section 6 of an act entitled "District Investigation Act of 1933," relating to the investigation report.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Municipal and County Government:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Section 6", and insert "Sections 3, 6, and 24".

Amendment No. 2

In line 2 of the title of said bill, strike out "investigation report" and insert "organization of special tax and assessment districts"

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 3

On page 1 of said bill, strike out lines 1 and 2, and insert

"SECTION 1. Section 3 of the District Investigation Act of 1933 is amended to read:

Sec. 3. In this act, unless the context otherwise requires:

(a) "Supervisory body" means that body authorized by law to organize a district.

(b) "Project" includes the work, improvement or acquisition, or any combination thereof undertaken by a district.

(c) "True value" of land shall be determined [in the manner prescribed in the "Special Assessment Investigation, Limitation and Majority Protest Act of 1931"] *by multiplying the assessed value as shown on the last equalized assessment roll of the county by two.*

SEC. 2. Section 6 of said act is amended to read:".

Amendment No. 4

On page 1 of said bill, strike out lines 23 and 24, and insert "or other area designated by the supervisory body within the proposed district, and the total estimated amount of".

Amendment No. 5

On page 2 of said bill, after line 49, insert

"SEC 3. Section 24 of said act is amended to read:

Sec. 24. The provisions of subdivision (f) of Section 6 and subdivision (b) of Section 11 of this act shall not apply to proceedings for the formation of [a local health, mosquito abatement, garbage disposal, highway lighting, sanitary or sanitation] *any* district if before adopting the resolution or ordinance of intention to make such improvement, said legislative body shall find by resolution adopted by four-fifths of its members, that in its opinion the contemplated acquisition and/or improvement is one in which the probable assessment will not exceed the limitations set up in this act, that the proposed project is feasible, that the properties to be assessed will be able to carry the burden of such proposed assessments, and that the limitations on the amount of the assessments herein provided may be dispensed with; provided further, that the majority protest provisions hereof shall apply. The findings and determinations herein provided shall be final and conclusive upon all persons in the absence of actual fraud."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1352—An act to amend Sections 19621, 19622, 19623, 19624, 19625, and 19626 and to repeal Section 19622.5 of, the Business and Professions Code, to repeal Sections 92, 92.1, 92.4, and 92.5 of and to add an article heading to Chapter 3 of Division 1 of, and Sections 92, 92.1, 92.2, 92.3, 92.4, 92.5, 92.6, and 92.7 to, the Agricultural Code, relating to the Fair and Exposition Fund and providing for and regulating the appropriation and expenditure of the money in said fund.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Agriculture:

Amendment No. 1

On page 2, line 46, of the printed bill, as amended in the Assembly on May 8, 1947, after "19626.", strike out the balance of said line, and strike out line 47.

Amendment No. 2

On page 3, line 6, of said bill, after the colon, insert "(a)".

Amendment No. 3

On page 4, line 3, of said bill, after the second comma, insert "industrial products,".

Amendment No. 4

On page 6, line 38, of said bill, after "year", strike out "in", and insert "to".

Amendment No. 5

On page 6 of said bill, between lines 45 and 46, insert "Apportionments under this article to counties and to district agricultural associations shall be made only to counties and district agricultural associations which received allotments under this chapter on the basis of premiums paid at fairs held during the calendar year 1941 except that: (1) a district agricultural association which did not receive an allotment on the basis of the premiums paid at a fair held during the calendar year 1941 may receive an apportionment as provided in this article unless a county whose area lies in whole or in part within the boundaries of the agricultural district received an allotment on the basis of the premiums paid at a fair held during the calendar year 1941; (2) Solano County may receive an apportionment although that county held no fair in the calendar year 1941 and the agricultural association

of the agricultural district comprising Solano County received an allotment during the calendar year 1941; (3) Marin County may receive an apportionment although that county held no fair in the calendar year 1941 and the agricultural association of the agricultural district of which Marin County is a part received an allotment during the calendar year 1941; (4) Santa Cruz County may receive an apportionment although that county held no fair in the calendar year 1941 and the agricultural association of the agricultural district comprising Santa Cruz County received an allotment during the calendar year 1941; (5) Merced and Madera Counties may each receive an apportionment although those counties held no fairs in the calendar year 1941 and the agricultural associations of the agricultural districts comprising Merced and Madera Counties each received an allotment during the calendar year 1941; (6) any district agricultural association of an agricultural district created subsequent to January 1, 1945, may receive apportionments as provided in this article; (7) a district agricultural association which did not receive an allotment on the basis of the premiums paid at a fair held during the calendar year 1941, may receive an apportionment as provided in this article; provided, the board of supervisors of each county, whose area lies in whole or in part within the boundaries of the agricultural district and which received an allotment on the basis of the premiums paid at a fair held during the calendar year 1941, shall by resolution announce its intention to permanently discontinue the holding of fairs for which the county would be eligible to participate in the apportionments provided for in this article. A certified copy of said resolution shall be filed with the department. Upon adoption of said resolution by the board of supervisors, and the filing thereof as herein provided, the county referred to shall no longer be eligible to receive apportionments under this article. Within one year from and after the date said resolution is adopted, the county shall pay to said district agricultural association the unexpended balance of any moneys previously apportioned to said county under this chapter."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

SECOND READING OF SENATE BILLS

Senate Bill No. 1557—An act to amend Section 2804 of the Streets and Highways Code, relating to special assessment proceedings, declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

Senate Bill No. 1563—An act providing for withdrawal and cancellation of any application heretofore filed by the Department of Finance for the appropriation of waters of Conn Creek and its tributaries, with the exception of any application for the appropriation of the waters of Rector Creek and its tributaries.

Bill read second time, and ordered to third reading.

Senate Bill No. 1177—An act to amend Sections 8710 and 8719 of the Water Code, relating to the powers and duties of the Reclamation Board.

Bill read second time, and ordered to third reading.

Senate Bill No. 712—An act to amend Section 205 of the Streets and Highways Code, relating to apportionment of highway funds to cities, declaring the urgency hereof, to take effect immediately.

Bill read second time, and ordered to third reading.

Senate Bill No. 702—An act to add Section 18596 to the Government Code, relating to the Chief of the State Division of Beaches and Parks.

Bill read second time, and ordered to third reading.

Senate Bill No. 1564—An act to repeal Section 9300 of, and to add Section 9300 to, the Government Code, relating to the salaries of Members of the Legislature.

Bill read second time, and ordered to third reading.

Senate Bill No. 649—An act to amend Section 4264 of the Political Code, and to amend Section 28135 of the Government Code, relating to salaries of county officers.

Bill read second time, and ordered to third reading.

Senate Bill No. 1485—An act to amend Section 117 of the Labor Code, relating to offices and rooms for the Industrial Accident Commission.

Bill read second time, and ordered to third reading.

Senate Bill No. 59—An act to amend Section 4240 of the Political Code and Section 28111 of the Government Code, relating to compensation for public services in counties of the eleventh class.

Bill read second time, and ordered to third reading.

Senate Bill No. 132—An act to amend Section 111 of the County Employees Retirement Act of 1937 and Section 31671 of the Government Code, relating to compulsory retirement, declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

Senate Bill No. 197—An act to amend Section 4704 of the Health and Safety Code, relating to county sanitation districts.

Bill read second time, and ordered to third reading.

Senate Bill No. 508—An act to repeal an act entitled "An act to authorize the counties of the State of California to establish retirement systems for their employees," approved May 20, 1919, relating to county employees retirement system.

Bill read second time, and ordered to third reading.

Senate Bill No. 514—An act repealing Chapter 2 of Part 1 of Division 4 of Title 3 of the Government Code, consisting of Sections 31250 to 31369, relating to retirement.

Bill read second time, and ordered to third reading.

Senate Bill No. 574—An act to amend Section 4251 of the Political Code and Section 28122 of the Government Code, relating to compensation for public services in counties.

Bill read second time, and ordered to third reading.

Senate Bill No. 1439—An act to amend Section 1 of "An act authorizing and empowering any county, city and county, or city in the State of California to donate, convey, and grant to the State of California, or to district agricultural associations thereof, any real property owned, held and used by it for fair ground and exposition purposes, or which it may hereafter acquire, hold and use for such purposes," approved July 11, 1935, relating to powers of counties, cities and counties, and cities.

Bill read second time, and ordered to third reading.

Senate Bill No. 818—An act to add Sections 1128, 1129, 1130, 1131, and 1132 to the Streets and Highways Code, relating to the laying out of private or by-roads.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Conservation, Planning, and Public Works:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "and 1132", and insert "1132 and 1133".

Amendment No. 2

In line 2 of the title of said bill, after "Code," insert "and to repeal Section 2692 of the Political Code,".

Amendment No. 3

On page 2 of said bill, after line 9, insert

"SEC. 6. Section 1133 is added to the Streets and Highways Code, to read:

1133. The provisions of Sections 1128 to 1132, inclusive, shall be construed as a continuation of the provisions of Section 2692 of the Political Code, relating to the subject matter of said sections.

SEC. 7. Section 2692 of the Political Code is repealed."

Amendments read, and adopted.

Bill ordered reprinted, and to third reading.

Senate Bill No. 1385—An act to amend Sections 5321, 5322, and 5323 of the Business and Professions Code, relating to the disposition of outdoor advertising revenue.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Governmental Efficiency and Economy:

Amendment No. 1

On page 1, line 24, of the printed bill, after "order.", insert "The Controller shall also account for the receipts and disbursements of all money paid in to the Highway Fund pursuant to this article."

Amendment read, and adopted.

Bill ordered reprinted, and to third reading.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, May 21, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed:

Senate Bill No. 1551

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS

The following bill was read the first time:

Senate Bill No. 1551—An act to amend Sections 4041.29 and 4088 of the Political Code and to amend Sections 29900 and 29917 of, and to add Sections 25825 and 29901.5 to, the Government Code, relating to counties and contributions thereby for public purposes.

Referred to Committee on Municipal and County Government.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, May 22, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted:

Assembly Joint Resolution No. 47

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above resolution ordered enrolled.

SENATE CHAMBER, SACRAMENTO, May 22, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed:

Assembly Bill No. 952
Assembly Bill No. 1085
Assembly Bill No. 1086
Assembly Bill No. 1134
Assembly Bill No. 1136
Assembly Bill No. 1137
Assembly Bill No. 1139
Assembly Bill No. 1245
Assembly Bill No. 1644
Assembly Bill No. 1772
Assembly Bill No. 1774
Assembly Bill No. 1775
Assembly Bill No. 1843
Assembly Bill No. 2323

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bills ordered enrolled.

SENATE CHAMBER, SACRAMENTO, May 22, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed, as amended:

Assembly Bill No. 774
Assembly Bill No. 780
Assembly Bill No. 2034

And respectfully requests your honorable body to concur in said amendments

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bills ordered to unfinished business file.

SENATE CHAMBER, SACRAMENTO, May 22, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed:

Senate Bill No. 1244
Senate Bill No. 1567

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS (RESUMED)

The following bills were read the first time:

Senate Bill No. 1244—An act to amend Section 54 of, and to add Section 54.6 to, the Alcoholic Beverage Control Act, relating to the licensing of the manufacture, distribution and sale of alcoholic beverages.

Referred to Committee on Public Morals.

Senate Bill No. 1567—An act to add Section 6322.1 to the Business and Professions Code, relating to law library funds.

Referred to Committee on Judiciary.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, May 22, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed:

Senate Bill No. 258
Senate Bill No. 1492
Senate Bill No. 1493

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS (RESUMED)

The following bills were read the first time:

Senate Bill No. 258—An act to amend Section 4453 of the Labor Code, relating to average weekly earnings under the Workmen's Compensation Act.

Referred to Committee on Industrial Relations.

Senate Bill No. 1492—An act to amend Section 1126 and to add Sections 1127, 1128, and 1129 to the Labor Code, relating to collective bargaining agreements and prohibiting attempts to cause or induce violations thereof.

Referred to Committee on Industrial Relations.

Senate Bill No. 1493—An act to add Chapter 7, comprising Sections 1115, 1116, 1117, 1118, 1119, and 1120 to Part 3, Division 2 of the Labor Code, relating to jurisdictional strikes.

Referred to Committee on Industrial Relations.

RE-REFERENCE OF BILLS

By order of the Speaker, the following bills were withdrawn from the file, and re-referred as follows:

Assembly Bill No. 1270 re-referred to Committee on Finance and Insurance.

Assembly Bill No. 295 re-referred to Committee on Military Affairs.

Assembly Bills Nos. 1000, 1326, and 1568 re-referred to Committee on Finance and Insurance.

Assembly Bill No. 2139 re-referred to Committee on Public Utilities and Corporations.

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS

MOTION TO RECONSIDER ASSEMBLY CONCURRENT RESOLUTION NO. 79

In compliance with a notice given on a previous day, Mr. Thompson moved that the vote whereby Assembly Concurrent Resolution No. 79 was adopted be reconsidered.

The roll was called, and Assembly Concurrent Resolution No. 79 refused reconsideration by the following vote:

AYES—Blosser, Butters, Carey, Clarke, Crichton, Crowley, Dickey, Erwin, Fletcher, Johnson, Kirkwood, Loomis, Maloney, McMillan, Silliman, Thomas, Thompson, Thorp, and Thurman—19.

NOES—Anderson, Beck, Bennett, Berry, Boyd, Brown, Burke, Burns, Caldecott, Collier, Conrad, Cooke, Cramer, M. Philip Davis, Clayton A. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Gaffney, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Huyck, Kilpatrick, Luckel, McCollister, Niehouse, Price, Sherwin, Stanley, Stephenson, and Waters—38.

Assembly Concurrent Resolution No. 79 ordered transmitted to the Senate.

NOTICE OF MOTION TO WITHDRAW ASSEMBLY BILL NO. 182 FROM INACTIVE FILE

Mr. Clayton A. Dills gave notice that on the next legislative day he would move to withdraw Assembly Bill No. 182 from the inactive file, and have it placed upon the third reading file.

NOTICE OF MOTION TO RECONSIDER SENATE BILL NO. 122 WAIVED

Mr. Robertson waived his notice of motion to reconsider the vote whereby amendments to Senate Bill No. 122 were adopted.

Senate Bill No. 122 ordered reprinted, and to third reading.

BILLS WITHDRAWN FROM ACTIVE FILE, AND PLACED ON THE INACTIVE FILE

Senate Bill No. 229, on motion of Mr. McCollister.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 122—An act to amend Section 105 of the Code of Civil Procedure, relating to compensation of a justice of peace sitting in place of another justice at the latter's request.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Evans, Fletcher, Gaffney, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, Price, Robertson, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—60.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1926—An act to amend Section 103 of the Code of Civil Procedure, relating to justices' courts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brown, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Fletcher, Gaffney, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, Price, Sherwin, Silliman, Stanley, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—59.

NOES—None.

Bill ordered transmitted to the Senate.

Speaker Pro Tempore Presiding

At 9.40 a.m., Hon. Thomas A. Maloney, Speaker pro Tempore of the Assembly, presiding.

Assembly Bill No. 1371—An act to amend Sections 2792, 2799, 2807, 2839, 2842, and 2843, of the Elections Code, relating to state party conventions, state and county central committee meeting and the membership thereof.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brown, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Evans, Fletcher, Gaffney, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, Price, Robertson, Sherwin, Silliman, Stanley, Thomas, Thompson, Thorp, Thurman, Waters, and Wollenberg—57.
NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 2534—An act to add Sections 18595, 11372, and 11409, to amend Sections 11384, 11385, 11410, 11411, 11412, 11413, and 11415, and to repeal Article 2, comprising Sections 11400 to 11402, inclusive, of the Government Code, relating to administrative regulations.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, Maloney, McMillan, Niehouse, Price, Robertson, Sherwin, Silliman, Stanley, Thomas, Thompson, Thorp, Thurman, and Wollenberg—57.
NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 511—An act to amend Section 737hh of the Political Code, relating to salaries of superior judges in Sacramento County.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Beck, Bennett, Berry, Blosser, Brown, Burke, Burns, Butters, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, Price, Sherwin, Silliman, Stanley, Thomas, Thompson, Thorp, Thurman, Waters, and Wollenberg—54.
NOES—Dunn and Heisinger—2.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1966—An act to amend Section 4252 of the Political Code and Section 28123 of the Government Code, relating to compensation for public services in counties of the twenty-third class.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Heisinger, Hinckley, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Price, Robertson, Sherwin, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—60.
NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 2605—An act to amend Section 4711 of the Health and Safety Code, relating to county sanitation districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Phillip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Price, Robertson, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—62.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1892—An act to regulate the business of escrow agencies and the employees thereof, to provide for their licensing, examination and regulation by the Commissioner of Corporations, to provide exemptions from and prescribe penalties for violations of this act.

Bill read third time.

Motion to Amend

Mr. Beck moved the adoption of the following amendments:

Amendment No. 1

On page 2, line 11, of the printed bill, as amended in the Assembly on May 21, 1947, after "loan", insert "or savings and loan".

Amendment No. 2

On page 2 of the printed bill, as amended, after line 18, insert

"(d) To any company, broker or agent subject to the jurisdiction of the Real Estate Commissioner while performing acts in the course of or incidental to the real estate business."

Amendment No. 3

On page 7, lines 50 and 51, of the printed bill, as amended, strike out "the licensee and".

Amendments read, and adopted.

Bill ordered reprinted, and re-engrossed.

Assembly Bill No. 1386—An act to amend Sections 9072, 9080, 9082, and 9083 of the Public Resources Code, relating to the formation of soil conservation districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Price, Robertson, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, and Weber—63.

NOES—None.

Bill ordered transmitted to the Senate.

CONSIDERATION OF HOUSE RESOLUTION NO. 188

House Resolution No. 188

Relative to extending the time for filing the Report of the Los Angeles Traffic and Parking Committee on traffic and parking conditions in the City of Los Angeles

Resolved by the Assembly of the State of California, That the Assembly Los Angeles Traffic and Parking Committee on traffic and parking conditions in the City of Los Angeles created by House Resolution No 34 of this Regular Session is granted authority to file its final report not later than the twenty-sixth day of May, 1947.

Resolution read, and adopted.

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 2021—An act to add Section 7122 to the Business and Professions Code, relating to contractors.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Fletcher, Gaffney, Gannon, Hahn, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, McMillan, Miller, Niehouse, Robertson, Sherwin, Silliman, Stephenson, Thompson, Thorp, Waters, and Weber—53.

NOES—None.

Bill ordered transmitted to the Senate

ANNOUNCEMENT

Mr. Dickey announced that Senate bills will be taken up this afternoon, and urged the members to get needed explanations from Senators in an endeavor to clear the file; and urged all Assembly Members to cooperate with the Senate by sending explanations of Assembly bills to their Senators, at once.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 128—An act to add Section 1.7 to the Judges' Retirement Act and to add Section 4.7 to the Judges' Retirement Fund Act, relating to the retirement of justices and judges who served in the armed forces of the United States during war or national emergency.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Price, Robertson, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, and Weber—62.

NOES—None.

Notice of Motion to Reconsider Assembly Bill No. 128

Mr. Anderson gave notice that on the next legislative day he would move to reconsider the vote whereby Assembly Bill No. 128 was this day passed.

Assembly Bill No. 2679—An act to amend Section 737xx of the Political Code, relating to salaries of superior court judges.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Beck, Berry, Blosser, Brady, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Erwin, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Hinckley, Hinton, James, Johnson, Loomis, Luckel, Lyons, Maloney, McMillan, Miller, Sherwin, Silliman, Stanley, Thomas, Thompson, Thorp, Thurman, Waters, and Weber—49.

NOES—Heisinger—1.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1577—An act to amend Sections 582 and 585.2 and to add Section 583 to, and to repeal Sections 583, 584, and 584.1 of the Vehicle Code, relating to parking of vehicles.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, Maloney, McMillan, Miller, Price, Robertson, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, and Weber—60

NOES—None.

Bill ordered transmitted to the Senate.

Speaker Presiding

At 10.12 a.m., Hon. Sam L. Collins, Speaker of the Assembly, presiding.

MEMBER EXCUSED

At 10.13 a.m., Mr. Hahn asked for, and was granted, unanimous consent that he be permitted to leave the Assembly Chamber sometime this afternoon, and be excused for the balance of the legislative day.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1731—An act to amend Section 411 of the Code of Civil Procedure, relating to service of summons.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Berry, Blosser, Boyd, Brown, Burke, Burns, Caldecott, Carey, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—65

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1732—An act to add Section 12204.5 to the Government Code and to repeal Section 653.4 of the Civil Code, relating to

the fees of the Secretary of State for filing instruments of cooperative corporations.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Berry, Blosser, Boyd, Brown, Burke, Burns, Caldecott, Carey, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—65.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1733—An act to repeal Sections 501.5 and 2715 of, and to add Section 9611 to, the Corporations Code, relating to nonstock corporations.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Berry, Blosser, Boyd, Brown, Burke, Burns, Caldecott, Carey, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—65.

NOES—None

Bill ordered transmitted to the Senate.

Assembly Bill No. 1735—An act to amend Sections 5001, 5010, 5200, and 5204 of the Corporations Code, relating to corporations, providing for winding up and dissolution thereof, and for provision for debts and liabilities by corporations in process of winding up and dissolution.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Berry, Blosser, Boyd, Brown, Burke, Burns, Caldecott, Carey, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—65.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1734—An act to amend Section 1713 of the Corporations Code, relating to corporations which acquire their own shares.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger,

Hinckley, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—69.
NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1736—An act to amend Sections 810, 829, 2214, and 4109 of, and to add Section 1311 to the Corporations Code, relating to corporations.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—69.
NOES—None.

Bill ordered transmitted to the Senate.

THIRD READING OF SENATE BILLS

Senate Bill No. 616—An act to amend Sections 2559, 2571, and 10616 of, to add Section 10631 to, and to repeal Sections 10010, 10011, and Chapter 4 of Division 3, consisting of Sections 2100, 2101, 2102, 2103, 2104, 2105, and 2106 of, the Health and Safety Code, relating to protection of the public health through the registration, reporting, quarantine, and control of communicable disease, and the registration of vital statistics.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Collier, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dunn, Elliott, Erwin, Evans, Fletcher, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, James, Johnson, Kilpatrick, Knight, Loomis, Luckel, Lyons, Maloney, McCollister, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thurman, Waters, Weber, and Mr. Speaker—60.
NOES—None.

Bill ordered transmitted to the Senate.

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1304—An act to amend Section 798 of the Agricultural Code, relating to standards for dates, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Fletcher, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lyons, Maloney, McCollister, Miller, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—66.
NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Fletcher, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lyons, Maloney, McCollister, Miller, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—66.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1582—An act to require cooks, bus boys, waiters, waitresses, dishwashers, dishdryers, domestic servants, and all persons handling raw, cooked, or processed foods for human consumption to obtain certificates that they are free from communicable diseases.

Bill read third time.

Motion to Amend

Mr. Rosenthal moved the adoption of the following amendments:

Amendment No. 1

In the title of the printed bill, as amended in the Assembly on May 16, 1947, strike out lines 1 to 4, inclusive, and insert

"An act to add Chapter 4 to Division 4 of the Health and Safety Code, relating to persons handling food for human consumption."

Amendment No. 2

On page 1 of said bill, strike out line 1, and insert

"SECTION 1. Chapter 4 is added to Division 4 of the Health and Safety Code, to read:

CHAPTER 4. FOOD HANDLERS

3500. Persons employed as cooks, bus boys, waiters,"

Amendment No. 3

On page 1, line 3, of said bill, strike out "handling or".

Amendment No. 4

On page 1, line 4, of said bill, strike out "within"; and strike out lines 5 to 8, inclusive, and insert "they have valid certificates from the local health".

Amendment No. 5

On page 1, line 10, of said bill, after the second period, insert "A certificate obtained pursuant to this section shall be valid only for the period of one year following its issuance."

Amendment No. 6

On page 1, line 11, of said bill, strike out "SEC. 2", and insert "3501."

Amendment No. 7

On page 1, line 13, of said bill, strike out "handling or".

Amendment No. 8

On page 1, line 14, of said bill, strike out "Section 1 of this act", and insert "this chapter".

Amendment No. 9

On page 1, line 17, of said bill, strike out "handling or".

Amendment No. 10

On page 1, line 18, of said bill, strike out "or", and insert "and".

Amendment No. 11

On page 1, line 19, of said bill, strike out ", and is in violation of Section 1 of this act", and insert "the provisions of this chapter".

Amendment No. 12

On page 1 of said bill, after line 20, insert

"3502. Camps subject to the provisions of Article 4, Chapter 1, Part 9, Division 2 of the Labor Code, and dining cars and other railroad rolling equipment which are subject to the United States Public Health Service inspection, are not subject to the provisions of this chapter."

Amendments read, and adopted.

Bill ordered reprinted, and re-engrossed.

Assembly Bill No. 2516—An act to add Section 1239.5 to the Code of Civil Procedure, relating to eminent domain and the use of property acquired pursuant to eminent domain proceedings by the State and public agencies.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M Philip Davis, Clayton A Dills, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Luckel, Lyons, Maloney, McCollister, Miller, Niehouse, Price, Robertson, Rosenthal, Sheridan, Stanley, Stephenson, Stewart, Thomas, Thompson, Thurman, Waters, Weber, and Mr. Speaker—64.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 169—An act to amend Sections 626, 645, 646, 670, 670.4, 673, 674, 675, 675.5, 677 of, and to add Sections 57 and 641 to, the Vehicle Code, relating to equipment of vehicles and the testing and approval thereof by the Department of Motor Vehicles.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Luckel, Lyons, Maloney, McCollister, Miller, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—67.

NOES—None.

Bill ordered transmitted to the Senate.

THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 1226—An act to amend Section 21300 of the Government Code, relating to the State Employees' Retirement System in respect to the disability retirement pension payable to persons gainfully employed.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn,

Hawkins, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Luckel, Lyons, Maloney, McCollister, Miller, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—65.

NOES—Stanley—1.

Bill ordered transmitted to the Senate.

Senate Bill No. 178—An act to amend Sections 80 and 92 of the Agricultural Code, relating to agricultural districts and district agricultural fairs.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Luckel, Lyons, Maloney, McCollister, Miller, Niehouse, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—67.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 1394—An act to amend Section 796.1 of the Agricultural Code, relating to citrus fruits.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Luckel, Lyons, Maloney, McCollister, Miller, Niehouse, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—64.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Concurrent Resolution No. 37—Relative to commendation of the California Farm Production Council.

Resolution read, and adopted.

Resolution ordered transmitted to the Senate.

Senate Bill No. 290—An act to amend Section 1881.3 of the Civil Code, relating to the period during which the chapter of said code relating to private bulk storage of grain shall remain in effect.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Luckel, Lyons, Maloney, McCollister, Miller, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—69.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 853—An act to amend Section 748.1 of the Agricultural Code, relating to fund balances.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Luckel, Lyons, Maloney, McCollister, Miller, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—69.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 971—An act to amend Section 10 of the Political Code, relating to holidays.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, Maloney, McCollister, Miller, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—69.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 83—An act to amend Section 7b of an act entitled "An act authorizing the establishment of municipal courts, prescribing their constitution, regulation, government, procedure and jurisdiction, and providing for the election and appointment of the judges, clerks and other attaches of such courts, their terms of office, qualification and compensation and for the selection of jurors therein," approved May 23, 1925, relating to attaches in municipal courts in cities of the first and one-half class.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Hinckley, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Luckel, Lyons, Maloney, McCollister, Miller, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—65.

NOES—Heisinger and Stephenson—2.

Bill ordered transmitted to the Senate.

Senate Bill No. 84—An act to amend Section 7a of an act entitled "An act authorizing the establishment of municipal courts, prescribing their constitution, regulation, government, procedure and jurisdiction, and providing for the election and appointment of the judges, clerks and other attaches of such courts, their terms of office, qualification and

compensation and for the selection of jurors therein," approved May 23, 1925, relating to attaches in municipal courts in cities of the first and one-half class.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Dickey, Clayton A Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Hinckley, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Luckel, Lyons, Maloney, McCollister, Miller, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—65.

NOES—Heisinger and Stephenson—2.

Bill ordered transmitted to the Senate.

Senate Bill No. 87—An act to add Section 7e to an act entitled "An act authorizing the establishment of municipal courts, prescribing their constitution, regulation, government, procedure and jurisdiction, and providing for the election and appointment of the judges, clerks and other attaches of such courts, their terms of office, qualification and compensation and for the selection of jurors therein," approved May 23, 1925, relating to the office of secretary and jury commissioner in municipal courts in cities of the first and one-half class.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T Davis, Dickey, Clayton A Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Hinckley, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Luckel, Lyons, Maloney, McCollister Miller, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—65.

NOES—Heisinger and Stephenson—2.

Bill ordered transmitted to the Senate.

Senate Bill No. 82—An act to amend Section 7c of an act entitled "An act authorizing the establishment of municipal courts, prescribing their constitution, regulation, government, procedure and jurisdiction, and providing for the election and appointment of the judges, clerks, and other attaches of such courts, their terms of office, qualification and compensation and for the selection of jurors therein," approved May 23, 1935, relating to commissioners in municipal courts in cities of the first and one-half class.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T Davis, Dickey, Clayton A Dills, Ralph C Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Hinckley, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Luckel, Lyons, Maloney, McCollister, Miller, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—65.

NOES—Heisinger and Stephenson—2.

Bill ordered transmitted to the Senate.

Senate Bill No. 85—An act to amend Section 7 of an act entitled "An act authorizing the establishment of municipal courts, prescribing their constitution, regulation, government, procedure and jurisdiction, and providing for the election and appointment of judges, clerks and other attaches of such courts, their terms of office, qualification and compensation and for the selection of jurors therein," approved May 23, 1925, relating to judges and attaches in municipal courts of cities of the first and one-half class.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Hinckley, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Luckel, Lyons, Maloney, McCollister, Miller, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Sillman, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—65.

NOES—Heisinger and Stephenson—2

Bill ordered transmitted to the Senate.

Senate Joint Resolution No. 19—Relative to the creation of an additional cemetery in the Los Angeles area and the enlargement of existing national cemeteries in California.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, Maloney, McCollister, Miller, Niehouse, Price, Robertson, Sheridan, Sherwin, Sillman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—65.

NOES—None.

Bill ordered transmitted to the Senate.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, May 23, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted:

Senate Concurrent Resolution No. 50

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS (RESUMED)

The following resolution was read:

Senate Concurrent Resolution No. 50—Relative to adjournment in respect to the memory of the Hon. Frank W. Mixter.

Request for Unanimous Consent

Mr. Dickey asked for, and was granted, unanimous consent to take up Senate Concurrent Resolution No. 50, at this time, without reference to committee or file.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 50

Senate Concurrent Resolution No. 50—Relative to adjournment in respect to the memory of the Hon. Frank W. Mixter.

Resolution read, and adopted unanimously by a rising vote.

Resolution ordered transmitted to the Senate.

MOTION TO INSTRUCT CHIEF CLERK TO PURCHASE FLORAL PIECE

Mr. Doyle moved that the Chief Clerk be instructed to purchase a floral piece, on behalf of the Members of the Assembly, to be sent to the funeral service of former State Senator Frank W. Mixter.

Motion carried.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 394—An act to amend Section 1278 of the Fish and Game Code, relating to license tags for taking deer.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, Maloney, McCollister, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—65.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 184—An act to amend Section 4280 of the Political Code and Section 28151 of the Government Code, relating to compensation for public services in counties of the fifty-first class.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hawkins, Hinckley, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—66.

NOES—Heisinger—1.

Bill ordered transmitted to the Senate.

Senate Bill No. 793—An act to amend Sections 156, 158, 159, 161, and 164 of the Vehicle Code, relating to license plates.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Dickey, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, Maloney, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—65.

NOES—Stephenson—1.

Bill ordered transmitted to the Senate.

Speaker Pro Tempore Presiding

At 11.30 a.m., Hon. Thomas A. Maloney, Speaker pro Tempore of the Assembly, presiding.

Senate Bill No. 655—An act to amend Section 14256 of the Government Code, relating to state contracts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Evans, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lyons, Maloney, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Sheridan, Sherwin, Silliman, Stephenson, Stewart, Thompson, Thorp, Thurman, Weber, and Wollenberg—62.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 1442—An act to amend Section 1 of an act entitled "An act to provide a stenographer and typist for judges of the superior courts and providing for their salaries and the payment thereof," approved May 31, 1927, relating to superior court stenographers and secretaries.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Evans, Gaffney, Gannon, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lyons, Maloney, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stewart, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—63.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 566—An act to amend Section 1622 of the Welfare and Institutions Code, relating to state payments for the inspection and licensing of boarding homes and institutions for children.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Maloney, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stephenson, Stewart, Thomas, Thorp, Thurman, Waters, Weber, and Wollenberg—65.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 567—An act to amend Section 2302 of the Welfare and Institutions Code, relating to state payments for the inspection and licensing of boarding homes and institutions for aged.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Elliott, Erwin, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Maloney, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—60.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 731—An act to amend Sections 6838, 6862, 6867, 6894, 6896, and 6943 of the Harbors and Navigation Code, relating to river port districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Elliott, Erwin, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Maloney, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—60.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 1097—An act to amend Section 13 of the Unemployment Insurance Act, relating to unemployment insurance.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grunsky, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stewart, Thomas, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—62.

NOES—None.

Bill ordered transmitted to the Senate.

Speaker Presiding

At 11.45 a.m., Hon. Sam L. Collins, Speaker of the Assembly, presiding.

Senate Bill No. 1110—An act to amend Section 252 of the Unemployment Insurance Act, relating to a System of Unemployment Compensation Disability Benefits and physicians' certificates thereunder.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Dolwig, Dunn, Erwin, Evans, Fletcher, Gaffney, Geddes, Grunsky, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Loomis, Luckel, Lyons,

Maloney, McCollister, McMillan, Niehouse, O'Day, Price, Robertson, Sheridan, Sherwin, Silliman, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—63.

NOES—Ralph C. Dills—1.

Bill ordered transmitted to the Senate.

Senate Bill No. 340—An act to amend the Building and Loan Association Act by amending Section 1.01 thereof, relating to definitions, Section 2.06 thereof, relating to merger, consolidation and transfer, Section 3.01 thereof, relating to issuance of shares and stock, Section 3.04 thereof, relating to retirement of free shares, Section 3.07 thereof, relating to dividends on funds invested in shares less than six months, Section 4.01 thereof, relating to guarantee stock, Section 5.01 thereof, relating to investment certificates, Section 5.06 thereof, relating to redemption of investment certificates, Sections 6.01, 6.02, and 6.03 thereof, relating to withdrawals, Section 6.04 thereof, relating to reports while on notice, Section 6.05 thereof, relating to delay in paying withdrawal claims, Section 7.09 thereof, relating to liability of stockholders, Section 8.01 thereof, relating to voting rights, Sections 9.07 and 9.10 thereof, relating to loans, Section 13.17 thereof, relating to assessments for salaries and expenses of the Building and Loan Commissioner and his staff, and Section 15.16 thereof, relating to supervision and control of borrowers' mutual building and loan associations, and repealing Section 5.07 thereof, relating to modification of investment certificates; all relating to building and loan associations.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cramer, Crichton, Crowley, Lester T. Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Gaffney, Gannon, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stephenson, Stewart, Thomas, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—69.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 210—An act to amend Section 4919 of the Education Code, relating to elections for the reorganization of school districts.

Bill read third time.

Demand for Previous Question

Messrs. M. Philip Davis, Burke, Miller, Caldecott, and Hinton demanded the previous question.

Demand for previous question sustained.

The question being on the passage of Senate Bill No. 210.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight,

Loomis, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stewart, Thomas, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—65.

NOES—Brady, Brown, Butters, Crichton, Stephenson, and Thompson—6.

Bill ordered transmitted to the Senate.

REQUESTS FOR PERMISSION TO INTRODUCE BILLS

The following request for permission to introduce a bill was presented:

By Mr. Grant:

ASSEMBLY CHAMBER, SACRAMENTO, May 23, 1947

MR. SPEAKER: In accordance with the provisions of Article IV, Section 2, of the Constitution, I request permission to introduce a bill, the title of which is as follows:

An act adding Section 5007.3 to the Public Resources Code, relating to parks and beaches.

Respectfully submitted.

WM. S. GRANT

Request referred to Committee on Legislative Procedure.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, May 23, 1947

MR. SPEAKER: Your Committee on Legislative Procedure, to which was referred the following bill, herewith returns the same with the recommendation that the author be permitted to introduce it:

By Mr. Grant:

An act adding Section 5007.3 to the Public Resources Code, relating to parks and beaches.

WEBER, Chairman

The roll was called, and permission granted by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—71.

NOES—None.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

The following bill was introduced, and read the first time:

Assembly Bill No. 2693: By Mr. Grant (By request)—An act adding Section 5007.3 to the Public Resources Code, relating to parks and beaches.

Referred to Committee on Conservation, Planning, and Public Works.

MEMBER EXCUSED

At 12.20 p.m., Mr. Dunn asked for, and was granted, unanimous consent that he be excused for the balance of the legislative day, because of personal business elsewhere.

MOTION THAT ALL COMMITTEE REPORTS AT DESK BE DEEMED READ

Mr. Dickey moved that all committee reports, now at the desk, be deemed read, and ordered printed in the Journal.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, May 23, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed:

Assembly Bill No. 439
Assembly Bill No. 568
Assembly Bill No. 776
Assembly Bill No. 802
Assembly Bill No. 830
Assembly Bill No. 831
Assembly Bill No. 858
Assembly Bill No. 943
Assembly Bill No. 992
Assembly Bill No. 1141
Assembly Bill No. 1146
Assembly Bill No. 1231
Assembly Bill No. 1232
Assembly Bill No. 1402
Assembly Bill No. 1404
Assembly Bill No. 1553
Assembly Bill No. 1800
Assembly Bill No. 1991
Assembly Bill No. 2124
Assembly Bill No. 2435
Assembly Bill No 2436
Assembly Bill No. 2669

J. A BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bills ordered enrolled.

SENATE CHAMBER, SACRAMENTO, May 23, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed, as amended:

Assembly Bill No. 257
Assembly Bill No. 1145
Assembly Bill No. 1493
Assembly Bill No. 2665

And respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bills ordered to unfinished business file.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, May 23, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 787—An act to amend Section 781 of the Fish and Game Code, relating to lobsters;

Assembly Bill No. 2301—An act to amend Section 736 of the Fish and Game Code, relating to the taking of fish, declaring the urgency thereof, to take effect immediately;

And reports that the same have been correctly enrolled, and presented to the Governor on the twenty-third day of May, 1947, at 11 30 a m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, May 23, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 950

And reports the same correctly re-engrossed.

WEBER, Chairman

Above reported bill ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 23, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 2307

And reports the same correctly re-engrossed.

WEBER, Chairman

Above reported bill ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 23, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 140

And reports the same correctly re-engrossed.

WEBER, Chairman

Above reported bill ordered to third reading.

Committee on Public Morals

ASSEMBLY CHAMBER, SACRAMENTO, May 23, 1947

MR. SPEAKER: Your Committee on Public Morals, to which was referred:

Assembly Bill No. 569

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

THOMPSON, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 23, 1947

MR. SPEAKER: Your Committee on Public Morals, to which were referred:

Assembly Bill No. 980
Assembly Bill No. 1901
Assembly Bill No 2297
Senate Bill No 1351

Has had the same under consideration, and reports the same back with the recommendation. Do pass

THOMPSON, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 23, 1947

MR. SPEAKER: Your Committee on Public Morals, to which were referred:

Assembly Bill No. 1655
Assembly Bill No 1674
Assembly Bill No. 1676
Assembly Bill No 1677
Assembly Bill No 1680
Senate Bill No. 1174

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

THOMPSON, Chairman

Above reported bills ordered to second reading.

Committee on Transportation and Commerce

ASSEMBLY CHAMBER, SACRAMENTO, May 22, 1947

MR. SPEAKER: Your Committee on Transportation and Commerce, to which were referred:

Assembly Bill No. 150
Assembly Bill No 2684

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee

BURNS, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 22, 1947

MR. SPEAKER. Your Committee on Transportation and Commerce, to which was referred.

Assembly Bill No. 160

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended

BURNS, Chairman

Above reported bill ordered to second reading.

Committee on Industrial Relations

ASSEMBLY CHAMBER, SACRAMENTO, May 22, 1947

MR. SPEAKER: Your Committee on Industrial Relations, to which was referred:

Assembly Bill No. 1555

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

LYONS, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 22, 1947

MR. SPEAKER: Your Committee on Industrial Relations, to which was referred:

Assembly Bill No. 1556

Has had the same under consideration, and reports the same back with the recommendation Do pass.

LYONS, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 22, 1947

MR. SPEAKER: Your Committee on Industrial Relations, to which was referred:

Senate Bill No. 1205

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

LYONS, Chairman

Above reported bill ordered to second reading.

Committee on Revenue and Taxation

ASSEMBLY CHAMBER, SACRAMENTO, May 23, 1947

MR. SPEAKER: Your Committee on Revenue and Taxation, to which we referred:

Assembly Bill No. 884
Assembly Bill No. 885

Has had the same under consideration, and reports the same back with the recommendation Do pass

HOLLIBAUGH, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 23, 1947

MR. SPEAKER: Your Committee on Revenue and Taxation, to which we referred:

Assembly Bill No 1752

Has had the same under consideration, and reports the same back with amendment with the recommendation: Amend, and re-refer to the committee.

HOLLIBAUGH, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 23, 1947

MR SPEAKER: Your Committee on Revenue and Taxation, to which were referred:

Senate Bill No. 150
Senate Bill No. 176
Senate Bill No. 374
Senate Bill No 766
Senate Bill No. 1122
Senate Bill No 1124
Senate Bill No. 1353
Senate Bill No. 1355
Senate Bill No. 1358
Senate Bill No. 1364
Senate Bill No. 1456

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

HOLLIBAUGH, Chairman
By C. A. DILLS

Above reported bills ordered to second reading.

Committee on Civil Service and State Personnel

ASSEMBLY CHAMBER, SACRAMENTO, May 22, 1947

MR. SPEAKER: Your Committee on Civil Service and State Personnel, to which were referred:

Assembly Bill No. 2335
Assembly Bill No 2504

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

GANNON, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 22, 1947

MR. SPEAKER: Your Committee on Civil Service and State Personnel, to which were referred:

Assembly Bill No. 2334	Senate Bill No. 421
Assembly Bill No. 2336	Senate Bill No. 1511

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

GANNON, Chairman

Above reported bills ordered to second reading.

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, May 23, 1947

MR. SPEAKER Your Committee on Rules, to which was referred:

Assembly Joint Resolution No. 48

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

DICKEY, Chairman

Above reported resolution ordered engrossed.

NOTICES OF MOTION TO RECONSIDER CONTINUED

By unanimous consent, the consideration of notices of motion to reconsider votes on the following bills were continued until the next legislative day:

Assembly Constitutional Amendment No. 35.

Assembly Bill No. 1810.

RECESS

At 12.20 p.m., on motion of Mr. Dickey, the Assembly recessed until 1.45 p.m.

REASSEMBLED

At 1.45 p.m., the Assembly reconvened.

Hon. Sam L. Collins, Speaker of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

REQUEST FOR UNANIMOUS CONSENT THAT ASSEMBLY BILL NO. 1107 BE WITHDRAWN FROM COMMITTEE ON AGRICULTURE, AND BE RE-REFERRED

Mr. Clarke asked for, and was granted, unanimous consent that Assembly Bill No. 1107 be withdrawn from the Committee on Agriculture, and be re-referred to the Committee on Livestock and Dairies.

MEMBER EXCUSED

At 1.47 p.m., Mr. Hinckley asked for, and was granted, unanimous consent that he be excused for the balance of the legislative day.

MEMBER EXCUSED

At 1.48 p.m., Mr. Dolwig asked for, and was granted, unanimous consent that Mr. Evans be excused for the balance of the legislative day, because of legislative duties elsewhere.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 299—An act to add Sections 498, 499, 500, 501, 502, 503, 504, 505, 506, to Article 1, Part 2, Division 4, of the Fish and Game Code, relating to farm fish ponds.

Bill read third time.

The roll was called.

Call of the Assembly

Pending the announcement of the vote, Mr. Erwin moved a call of the Assembly.

Motion carried. Time, 1.50 p.m.

The Speaker directed the Sergeant-at-Arms to close the doors, and to bring in the following absent members:

Allen, Anderson, Beck, Berry, Blosser, Boyd, Brown, Burke, Butters, Carey, Collier, Cramer, M. Philip Davis, Debs, Clayton A. Dills, Dolwig, Dunn, Elliott, Evans, Field, Gaffney, Gannon, Geddes, Hahn, Hawkins, James, Kirkwood, Knight, Lowrey, Lyons, McCollister, McMillan, Miller, Nielhouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stewart, Thomas, Thurman, and Weber—45.

PROCEEDINGS UNDER CALL OF THE ASSEMBLY BY UNANIMOUS CONSENT
TEMPORARY SUSPENSION OF ASSEMBLY RULE NO. 85

Mr. Heisinger asked for, and was granted, unanimous consent that Assembly Rule No. 85 be temporarily suspended for the purpose of placing a call of the Assembly on any matter on file.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolution was offered:

Assembly Joint Resolution No. 49: By Messrs. Elliott, Dunn, Cooke, Rosenthal, Anderson, Beck, Bennett, Berry, George D. Collins, Crowley, Lester T. Davis, Ralph C. Dills, Gaffney, Hawkins, Kilpatrick, Miller, Robertson, and Thomas—Relative to memorializing Congress to enact effective legislation to alleviate the housing shortage.

Referred to Committee on Rules.

NOTICE OF MOTION TO WITHDRAW ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 14 FROM INACTIVE FILE

Mr. Rosenthal gave notice that on the next legislative day he would move to withdraw Assembly Constitutional Amendment No. 14 from the inactive file, and have it placed upon the third reading file.

BILLS WITHDRAWN FROM ACTIVE FILE, AND PLACED ON THE INACTIVE FILE

Senate Bill No. 67, on motion of Mr. Thurman.

Senate Bill No. 68, on motion of Mr. Thurman.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 695—An act to amend Section 742.1 of the Agricultural Code, relating to the California Industry Advisory Board and the powers, duties and responsibilities thereof and of the Director of Agriculture in connection therewith.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Brady, Brown, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, Dickey, Ralph C. Dills, Doyle, Elliott, Erwin, Gaffney, Grant, Grunsky, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Luckel, Lyons, Maloney, McMillan, Price, Rosenthal, Sheridan, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—49.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 48—An act to add Section 14¼ to the County Waterworks District Act, relating to the dissolution of county waterworks districts and the disposition of property of county waterworks districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Bennett, Blosser, Brady, Brown, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Ralph C. Dills, Doyle, Elliott, Erwin, Gaffney, Grant, Grunsky, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Loomis, Lyons, Maloney, McMillan, Niehouse, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—52.

NOES—None.

Bill ordered transmitted to the Senate.

Speaker Pro Tempore Presiding

At 2 05 p.m., Hon. Thomas A. Maloney, Speaker pro Tempore of the Assembly, presiding

Senate Bill No. 1255—An act to amend Section 26366 of, and to add Sections 26366.5 and 26369.5 to, the Health and Safety Code, relating to adulterated or misbranded articles of drugs.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Brady, Brown, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Ralph C. Dills, Doyle, Elliott, Gaffney, Grant, Grunsky, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Loomis, Luckel, Lyons, Maloney, McMillan, Niehouse, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—53

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 1256—An act to amend Section 26586 of, and to add Sections 26586.5 and 26589.5 to, the Health and Safety Code, relating to adulterated or misbranded articles of foods.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Brady, Brown, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Ralph C. Dills, Doyle, Elliott, Gaffney, Grant, Grunsky, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Loomis, Luckel, Lyons, Maloney, McMillan, Niehouse, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—53

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 1560—An act to add Section 3694 to the Political Code, relating to the powers and duties of the members of the State Board of Equalization, declaring the urgency of this act, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Boyd, Brady, Brown, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Dickey, Ralph C. Dills, Doyle, Elliott, Erwin, Gaffney, Grant, Grunsky, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Niehouse, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—55.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Boyd, Brady, Brown, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Dickey, Ralph C. Dills, Doyle, Elliott, Erwin, Gaffney, Grant, Grunsky, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Niehouse, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—55.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 46—An act to add Section 20702 to the Water Code, relating to the formation of irrigation districts, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Boyd, Brady, Brown, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Dickey, Ralph C. Dills, Doyle, Elliott, Erwin, Gaffney, Grant, Grunsky, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Niehouse, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—55.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Boyd, Brady, Brown, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Dickey, Ralph C. Dills, Doyle, Elliott, Erwin, Gaffney,

Grant, Grunsky, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Niehouse, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—55.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 1350—An act to amend Section 18101 of the Government Code, relating to sick leave.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Boyd, Brady, Brown, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Dickey, Ralph C. Dills, Doyle, Elliott, Erwin, Gaffney, Grant, Grunsky, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Niehouse, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—55.

NOES—None.

Bill ordered transmitted to the Senate.

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 140—An act to amend Sections 737s and 737*ll* of the Political Code, relating to salaries of judges.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Boyd, Brady, Brown, Caldecott, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Dickey, Ralph C. Dills, Doyle, Erwin, Gaffney, Grant, Grunsky, Hawkins, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Luckel, Lyons, Maloney, McMillan, Niehouse, Price, Rosenthal, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—46.

NOES—George D. Collins, Heisinger, and Stephenson—3.

Bill ordered transmitted to the Senate.

Assembly Bill No. 126—An act to amend Section 770 of the Vehicle Code, relating to the use of funds received from fines and forfeitures.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Bennett, Blosser, Boyd, Brown, Burns, Caldecott, Clarke, Collier, George D. Collins, Conrad, Crichton, Lester T. Davis, M. Philip Davis, Dickey, Ralph C. Dills, Doyle, Erwin, Gaffney, Grant, Grunsky, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Loomis, Luckel, Lyons, Maloney, McMillan, Niehouse, Price, Rosenthal, Sheridan, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—48.

NOES—Beck—1.

Bill ordered transmitted to the Senate.

THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 1253—An act to amend Section 2552 of the Business and Professions Code, relating to the qualifications of dispensing opticians.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Bennett, Blosser, Boyd, Brady, Brown, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, M. Philip Davis, Dolwig, Doyle, Fletcher, Gaffney, Grant, Grunsky, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, Price, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—46.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 849—An act to amend Section 3044 of the Business and Professions Code, relating to the practice of optometry.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Beck, Bennett, Blosser, Brady, Brown, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Dickey, Ralph C. Dills, Dolwig, Doyle, Fletcher, Gaffney, Grant, Grunsky, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Loomis, Luckel, Lyons, Maloney, McCollister, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—54.

NOES—None.

Bill ordered transmitted to the Senate.

Speaker Presiding

At 2.30 p.m., Hon. Sam L. Collins, Speaker of the Assembly, presiding.

Senate Bill No. 1283—An act to add Section 55.6 to the Alcoholic Beverage Control Act, relating to alcoholic beverages and fair trade contracts with respect thereto.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Bennett, Blosser, Brady, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, Dickey, Dolwig, Doyle, Erwin, Fletcher, Gaffney, Grant, Grunsky, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, Price, Robertson, Sherwin, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—47.

NOES—Beck, George D. Collins, and Heisinger—3.

Bill ordered transmitted to the Senate.

Senate Bill No. 28—An act to add Section 578a to the Probate Code, relating to compromises and settlements by executors or administrators of claims, rights of action and actions for death by wrongful act.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Boyd, Brady, Brown, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Fletcher, Gaffney, Grant, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Weber, Wollenberg, and Mr. Speaker—60.

NOES—None.

Bill ordered transmitted to the Senate.

COMMUNICATIONS

By Speaker Collins:

A communication from the California Animal Defense and Anti-Vivisection League of Los Angeles, relative to Assembly Bill No. 2307, was received, and ordered filed with the Secretary of State.

By the Chief Clerk:

A resolution from the 1947 Grand Jury, County of Los Angeles, relative to Senate Bill No 1182, was received, and ordered filed with the Secretary of State.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1283—An act to add Sections 25502.5 and 25502.6 to the Government Code, relating to the duties of purchasing agents.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Boyd, Brady, Brown, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Ralph C. Dills, Dolwig, Doyle, Erwin, Fletcher, Gaffney, Grant, Grunsky, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Loomis, Luckel, Maloney, McCollister, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Weber, Wollenberg, and Mr. Speaker—58.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1684—An act to add Sections 25450.4 and 25450.5 to the Government Code, relating to the construction, alteration and repair of buildings.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Beck, Bennett, Blosser, Boyd, Brady, Brown, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Erwin, Fletcher, Gaffney, Grant, Grunsky, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Loomis, Luckel, Lyons, Maloney, McCollister, Niehouse, Price, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—57.

NOES—None.

Bill ordered transmitted to the Senate.

UNFINISHED BUSINESS (RESUMED)
CONSIDERATION OF SENATE AMENDMENTS

Assembly Bill No. 2665—An act to amend Section 36 of the Civil Code, relating to contracts of minors.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 2665?

Amendment No. 1

On page 1, line 14, of the printed bill, after "person", insert "as".

Amendment No. 2

On page 1, line 15, of the printed bill, after "services", strike out the comma.

Amendment No. 3

On page 1, line 15, of the printed bill, after "as", insert a comma.

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 2665 by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Brady, Brown, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Fletcher, Gaffney, Grant, Grunsky, Hawkins, Heisinger, Hinton, Huyck, James, Johnson, Kilpatrick, Loomis, Luckel, Lyons, Maloney, McCollister, Niehouse, O'Day, Price, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—60.

NOES—None

Assembly Bill No. 2665 ordered enrolled.

THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 426—An act to amend Section 1272.5 of the Agricultural Code, relating to handling and receiving farm products.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Boyd, Brady, Brown, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Fletcher, Gaffney, Grant, Grunsky, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Loomis, Luckel, Lyons, Maloney, Niehouse, O'Day, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—61

NOES—None

Bill ordered transmitted to the Senate.

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1467—An act to amend Sections 5.1 and 6 of an act entitled "An act authorizing the incurring of indebtedness by cities, towns, and municipal corporations, for municipal improvements, and regulating the acquisition, construction, or completion thereof," Statutes 1901, page 27, as amended, relating to the call and redemption prior to maturity of city bonds and providing for the payment thereof.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Boyd, Brady, Brown, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Fletcher, Gaffney, Grant, Grunsky, Hawkins, Heisinger, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Loomis, Luckel, Lyons, Maloney, McCollister, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stephenson, Thomas, Thorp, Thurman, Weber, Wollenberg, and Mr. Speaker—59.

NOES—None.

Bill ordered transmitted to the Senate.

UNFINISHED BUSINESS (RESUMED)
CONSIDERATION OF SENATE AMENDMENTS

Assembly Bill No. 1627—An act to amend Sections 27281 and 27300 of the Streets and Highways Code, relating to toll charges and revenues of bridge and highway districts.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 1627?

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Section 27300", and insert "Sections 27281 and 27300".

Amendment No. 2

In line 2 of the title of said bill, after "to", insert "toll charges and".

Amendment No. 3

On page 1, line 8, of said bill, after "other", strike out "fund", and insert "funds".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 4

On page 1 of said bill, after line 11, insert

"SEC. 2. Section 27281 of said code is amended to read:

27281. The general manager shall furnish the board with an estimate of the tolls necessary to pay the obligations of the district. The board shall, upon the recommendation of the general manager, or such modifications thereof as it may adopt, fix such tolls as will:

(a) Pay the operating expenses of the district.

(b) Provide for repairs and depreciation of works, owned or operated by it.

(c) Pay the interest on any bonded debt, and

(d) As far as possible, provide a sinking *fund* or other fund*s* for the payment of the principal of such debt, [as it may become due,] it being the intention of this part to require the district to pay the interest and principal of its bonded debt from the revenues of the district."

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 1627 by the following vote:

AYES—Beck, Bennett, Blosser, Boyd, Brady, Brown, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Fletcher, Gaffney, Gannon, Grant, Grunsky, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Loomis, Luckel, Lyons, Maloney, McCollister, Niehouse, O'Day, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—61.

NOES—None.

Assembly Bill No. 1627 ordered enrolled.

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1236—An act to amend Sections 28111, 28116, 28133, 28142, and 28285, and to repeal Section 28134 of the Health and Safety Code, relating to the preservation of the public health, including the sanitation and regulation of establishments where food used for human consumption is stored, prepared, kept, manufactured or distributed.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Bennett, Blosser, Boyd, Brady, Brown, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, M. Philip Davis, Dickey, Ralph C. Dills, Doyle, Erwin, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Loomis, Luckel, Maloney, Niehouse, O'Day, Price, Sheridan, Sherwin, Silliman, Stephenson, Stewart, Thomas, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—53.

NOES—None.

Bill ordered transmitted to the Senate.

NOTICE OF MOTION TO WITHDRAW ASSEMBLY BILL NO. 2481 FROM INACTIVE FILE

Mr. O'Day gave notice that on the next legislative day he would move to withdraw Assembly Bill No. 2481 from the inactive file, and have it placed upon the third reading file.

THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 741—An act to amend Sections 1083, 1083.3, 1083.5, 1089, and 1091 of the Agricultural Code, relating to commercial feeding stuffs.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Boyd, Brady, Brown, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin Fletcher, Gaffney, Gannon, Grant, Grunsky, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Loomis, Luckel, Lyons, Maloney, McCollister, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—63.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 742—An act to add Section 1066.1 to the Agricultural Code, relating to economic poisons sales.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Boyd, Brady, Brown, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin Fletcher, Gaffney, Gannon, Grant, Grunsky, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Loomis, Luckel, Lyons, Maloney, McCollister, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—63.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 743—An act to add Section 1066.6 to the Agricultural Code, relating to sodium fluoroacetate.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Boyd, Brady, Brown, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Ralph C. Dills, Dolwig, Doyle,

Elliott, Erwin Fletcher, Gaffrey, Gannon, Grant, Grunsky, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Loomis, Luckel, Lyons, Maloney, McCollister, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—63.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 830—An act to amend Section 1043 of the Agricultural Code, relating to licenses of persons selling fertilizing materials.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Boyd, Brady, Brown, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T Davis, M. Philip Davis, Dickey, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin Fletcher, Gaffrey, Gannon, Grant, Grunsky, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Loomis, Luckel, Lyons, Maloney, McCollister, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—63.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 194—An act to amend Section 86 of the Agricultural Code, relating to the powers of district agricultural associations.

Bill read third time.

Motion to Amend

Mr. Brown moved the adoption of the following amendments:

Amendment No. 1

On page 2, line 18, of the printed bill, as amended in the Assembly on May 22, 1947, after "of", insert "not more than".

Amendment No. 2

On page 2, line 19, of said bill, after the second "for", insert "a period of not more than".

Amendments read, and adopted.

Bill ordered reprinted, and to third reading.

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 76—An act to amend Section 1083 of the Military and Veterans Code, relating to the Woman's Relief Corps Home of California.

Bill read third time.

Motion to Amend

Mr. McCollister moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "amend", and insert "repeal".

Amendment No. 2

In line 2 of the title of said bill, after "Code," insert "and to add Sections 1083, 1086, 1086.1, 1086.2, 1086.3, 1086.4, and 1086.5 thereto,".

Amendment No. 3

In line 3 of the title of said bill, before the period, insert "and the members thereof, providing for the cessation of new admissions thereto and for the dismissal from the home of the members thereof and their care and support by the counties to which they go and for reimbursement therefor to said counties by the State, or in lieu

thereof for the support of said members by the State, providing for proceedings for the commitment of mentally unsound members of the home to state institutions under the jurisdiction of the Department of Mental Hygiene, providing for the disposition of the property of the home after removal of all members therefrom, and making an appropriation."

Amendment No. 4

On page 1 of said bill, strike out lines 1 to 6, inclusive, and insert

"SECTION 1. Section 1083 of the Military and Veterans Code is repealed.

SEC. 2. Section 1083 is added to said code, to read

1083. No new admissions to the home shall be made after this section takes effect.

SEC. 3. Section 1086 is added to said code, to read:

1086. Within 90 days after this section takes effect, the Director of the Department of Veterans' Affairs shall initiate, or cause to be initiated, proceedings pursuant to Division 6 of the Welfare and Institutions Code for the commitment to a state hospital for the mentally ill or to a state home for the mentally deficient of each member of the Woman's Relief Corps Home of California whom the director believes to be mentally ill or mentally deficient.

SEC. 4. Section 1086.1 is added to said code, to read:

1086.1. As rapidly as facilities for their reception and care become available therein, all members of the Woman's Relief Corps Home who are physically ill and in need of hospitalization (except such members as are believed to be mentally ill or mentally deficient) shall be transferred to the county hospitals of the respective counties from which such members first came to the home, or of any other counties in the State which the members may respectively select, and shall be admitted to the said hospitals, and cared for therein.

Whenever thereafter any former member of the home becomes physically ill and in need of hospitalization, and applies for admission to the county hospital of any county in the State, such former member shall be admitted to the county hospital, and cared for therein.

The Department of Veterans' Affairs shall reimburse each county for the cost of the care of such persons at the rates established by the county as the cost of care of patients receiving care in the county hospital. Claims for such reimbursement shall be filed with the department at such times and in such manner, and shall contain such information, as the department may prescribe.

SEC. 5. Section 1086.2 is added to said code, to read.

1086.2. As soon as arrangements can be made for living accommodations and support and maintenance elsewhere, the Department of Veterans' Affairs shall dismiss from the Woman's Relief Corps Home of California all members thereof who are not mentally ill, mentally deficient, or physically ill and in need of hospitalization, and shall provide transportation for each such member so dismissed to any point in the county in which the home is located, in the county from which the member first came to the home, or in any other county in this State, which the member may select.

SEC. 6. Section 1086.3 is added to said code, to read:

1086.3. Every county to which a former member of the Woman's Relief Corps Home of California goes upon dismissal from the home, or upon discharge from any county or state hospital to which such member has been admitted or committed shall, upon application therefor by or on behalf of any such former member, support and maintain such former member in the same manner and to the same extent as the county supports indigent residents of the county, whether or not such former member is a resident of the county, and shall make all the facilities of the county which are available to the indigent residents of the county available to such former member.

Every former member of the home is entitled to support and maintenance by the county, and to the use of the county facilities, under this section, without any additional investigation of her financial status or any other evidence that she is indigent. Each former member of the home shall be allowed to retain any federal pension she may receive, without any deduction therefor from the support and maintenance to which she would otherwise be entitled, and no county shall refuse to support and maintain any such former member because she is receiving a federal pension.

If such former member is eligible for aid to the aged or aid to the blind under the provisions of the Welfare and Institutions Code, the county welfare department shall assist her to apply for such aid.

The Department of Veterans' Affairs shall reimburse each county supporting and maintaining a former member of the home pursuant to this section for all expense incurred by the county in providing such support and maintenance, including the cost of care and maintenance in any county institution and the county portion of the cost of aid to the aged or aid to the blind provided to such former member, whether or not the person so supported and maintained is a resident of the county. Claims for such reimbursement shall be filed with the department at such times and in such manner, and shall contain such information, as the department may prescribe.

SEC. 7. Section 1086.4 is added to said code, to read:

1086.4. In lieu of support and maintenance by a county under Section 1086.3, any former member of the home who is not receiving care, support, and maintenance in any public institution and who applies therefor to the Department of Veterans' Affairs shall be entitled to receive from the Department of Veterans' Affairs a pension of one hundred dollars ($100) a month. The department may prescribe rules and regulations governing applications for and payment of the pension. If a recipient of the pension is admitted to any public institution in which she is cared for and maintained at public expense, the pension shall be suspended during the time she remains in such institution, but upon her discharge therefrom, payment of the pension shall be resumed

SEC. 8. Section 1086.5 is added to said code, to read:

1086.5. Any moneys made available to the Department of Veterans' Affairs for the support of the Woman's Relief Corps Home of California may be expended by the department to reimburse the several counties of the State for the hospitalization, support, and maintenance of former members of the home pursuant to Sections 1086.1 and 1086.3, or for pensions to former members of the home pursuant to Section 1086.4.

SEC. 9. When all members have been removed from the Woman's Relief Corps Home of California the Department of Finance shall dispose of the property of the home by sale, exchange, lease, or otherwise, in accordance with the provisions of Article 2 of Chapter 2 of Part 3 of Division 3 of Title 2 of the Government Code."

Amendments read, and adopted.

Bill ordered reprinted, and re-engrossed.

FURTHER PROCEEDINGS UNDER CALL OF THE ASSEMBLY DISPENSED WITH ON SENATE BILL NO. 299

At 3 p.m., on motion of Mr. Erwin, further proceedings under the call of the Assembly were dispensed with.

The names of the absentees were called, and Senate Bill No. 299 passed by the following vote:

AYES—Beck, Bennett, Blosser, Boyd, Brady, Brown, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Loomis, Luckel, Lyons, Maloney, McCollister, O'Day, Robertson, Rosenthal, Sheridan, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—61.

NOES—None.

Bill ordered transmitted to the Senate.

RESOLUTIONS

The following resolution was offered:

By Messrs. Erwin, Hinton, Kilpatrick, Cooke, Boyd, Doyle, Bennett, Collier, Fletcher, Price, Hollibaugh, Lyons, Huyck, Stanley, Robertson, Waters, Grant, Thomas, Anderson, Cramer, Mrs. Niehouse, Messrs. Luckel, M. Philip Davis, Butters, Rosenthal, and Stewart:

House Resolution No. 193

Relative to planting of trout

WHEREAS, The Fish and Game Commission is authorized by the Fish and Game Code to stock the waters of this State with fish, without any restrictions as to size or age; and

WHEREAS, The commission in carrying out its duties must use its judgment as to the size of fish to be planted in the various sections of the State in order to conform to varying climatic conditions; and

WHEREAS, The commission is and has been planting catchable trout of a size of six or eight inches in length, particularly in the relatively warmer waters of the southern part of the State and in doing so has exercised commendable judgment and has acted not only within the language of the law but also within its spirit, which is to extend the benefits of recreation to all of the people of the State; and

WHEREAS, The planting of fish in the southern part of the State brings to the people of the State's most populous area a chance to fish without traveling great distances at an expense prohibitive to most citizens; and

WHEREAS, Such planting of fish encourages many of the people of the State to buy sporting fishing licenses who otherwise would not do so, and thereby supplies the funds to pay for such planting; and

WHEREAS, The sportsmen of the State have expended millions of dollars for the propagation of fish, and the erection and operation of hatcheries and breeding ponds, and it has never been intended that the activities of the commission should be restricted to stocking the remote mountain streams but rather that the commission should stock all of the waters of the State with such fish as were suitable to the particular waters and in such manner as to spread the benefits as widely as possible throughout the State; and

WHEREAS, The planting of sizeable fish is, by law, a matter which is within the discretion of the commission, and in planting such fish, particularly in the southern waters, it has conformed to the wishes of the sportsmen's associations of the areas involved and has done its best to perform its duties in conformity with the law, and should continue to plant fish of such size as it finds to be suitable to the waters in which planted and so as to stock the waters of all of the State with such fish as it determines to be appropriate in view of the climatic and other features involved; and

WHEREAS, The Senate of the State of California has adopted a resolution of a tenor quite contrary to this resolution, whereby it seeks to control the discretion conferred by law upon the commission in relation to stocking the waters of this State with fish; and

WHEREAS, Said Senate resolution does not express the views of this Assembly and is of no legal or operative effect and therefore should be disregarded; now, therefore, be it

Resolved by the Assembly of the State of California, That the Fish and Game Commission is commended for its activities in planting and propagating fish and is particularly commended for its activities in planting catchable trout in the southern waters of the State and thereby bringing an opportunity for healthful recreation to thousands of people to whom it would otherwise be denied; and be it further

Resolved, That the Fish and Game Commission is urged to continue to administer the provisions of law relating to the planting of fish in such manner as the commission in its own judgment determines to be appropriate, and it is particularly urged not to discontinue the planting of catchable fish in the southern waters of the State; and be it further

Resolved, That copies of this resolution be transmitted by the Chief Clerk to the Governor of California and to the members and executive officer of the Fish and Game Commission.

Resolution read, and referred to the Committee on Rules.

RE-REFERENCE OF BILLS

By order of the Speaker, the following bill was withdrawn from the file, and re-referred as follows:

Assembly Bill No. 2418 re-referred to Committee on Agriculture.

MOTION THAT ALL COMMITTEE REPORTS BE DEEMED READ

Mr. Dickey moved that all committee reports, now at the desk, be deemed read, and ordered printed in the Journal.

Motion carried.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, May 23, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Joint Resolution No. 48

And reports the same correctly engrossed.

WEBER, Chairman

Above reported resolution ordered on file for adoption.

ASSEMBLY CHAMBER, SACRAMENTO, May 23, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 728
Assembly Bill No. 1430
Assembly Bill No. 1442
Assembly Bill No. 2418

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 23, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 123
Assembly Bill No. 1387
Assembly Bill No. 2388

And reports the same correctly re-engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 23, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 777—An act to amend Section 452 of the Fish and Game Code, relating to unlawful possession;

Assembly Bill No. 1762—An act to add Section 730.5 to the Streets and Highways Code, relating to penalties for damage to trees on state highways;

And reports that the same have been correctly enrolled, and presented to the Governor on the twenty-third day of May, 1947, at 2 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, May 23, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 779—An act to repeal Section 560 of the Fish and Game Code, relating to definitions of fish and kelp;

Assembly Bill No. 791—An act to repeal Sections 290 and 291 of, to amend Sections 271, 272, and 273 of, and to add Section 290 to, the Fish and Game Code, relating to refuges;

And reports that the same have been correctly enrolled, and presented to the Governor on the twenty-third day of May, 1947, at 2 p.m.

WEBER, Chairman

Committee on Ways and Means

ASSEMBLY CHAMBER, SACRAMENTO, May 23, 1947

MR. SPEAKER: Your Committee on Ways and Means, to which were referred:

Assembly Bill No. 680
Assembly Bill No. 2666

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

WOLLENBERG, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 23, 1947

MR. SPEAKER: Your Committee on Ways and Means, to which were referred:

Assembly Bill No. 138
Assembly Bill No. 772
Assembly Bill No. 871
Assembly Bill No. 1292
Assembly Bill No. 2012
Assembly Bill No. 2223

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended

WOLLENBERG, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 23, 1947

MR. SPEAKER: Your Committee on Ways and Means, to which was referred:

Senate Bill No. 1559

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

WOLLENBERG, Chairman

Above reported bill ordered to second reading.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, May 23, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed:

Assembly Bill No. 335
Assembly Bill No. 1280
Assembly Bill No. 1554
Assembly Bill No. 227

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bills ordered enrolled.

SENATE CHAMBER, SACRAMENTO, May 23, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed, as amended:

Assembly Bill No. 225
Assembly Bill No. 881

And respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bills ordered to unfinished business file.

GUESTS EXTENDED PRIVILEGE OF ASSEMBLY FLOOR

On request of Mr. Blosser, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to T. A. Nolder and E. A. Breckenfeld of San Francisco.

On request of Messrs. Crowley, Debs, and Allen, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. Sunshine Murray and Miss Olive Erdt of Los Angeles.

On request of Messrs. Conrad and Debs, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. Frances Hansen, Mrs. Forrest Vrooman, and Mrs. Louise Williams of Los Angeles.

On request of Mr. Carey, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. Agnes Reichhold, Mrs. G. Staple, Melody Fay Christy, Barbara Carey, Jackie Carey, and Mrs. May of Alameda.

ADJOURNMENT

At 3.07 p.m., on motion of Mr. Dickey, the Speaker declared the Assembly adjourned until 10:30 a.m., Monday, May 26, 1947, out of respect to the memory of the late former Senator Frank W. Mixter.

SAM L. COLLINS, Speaker

GERALDINE B. HADSELL, Minute Clerk

CALIFORNIA LEGISLATURE
FIFTY-SEVENTH (GENERAL) SESSION

ASSEMBLY DAILY JOURNAL

SEVENTY-FOURTH LEGISLATIVE DAY
ONE HUNDRED FORTY-FIRST CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO
Monday, May 26, 1947

The Assembly met at 10:30 a.m.
Hon. Sam L. Collins, Speaker of the Assembly, presiding.
Chief Clerk Arthur A. Ohnimus at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Anderson, Beck, Bennett, Blosser, Boyd, Brady, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—73.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. Raymond Renwald:

Glory be to God on high, and on earth peace to men of good will. We praise Thee. We bless Thee. We adore Thee. We glorify Thee. We give Thee thanks for Thy great glory, O Lord God, Heavenly King, God the Father Almighty. For Thou only art Holy, Thou only art the Lord; Thou only art most high in the glory of God the Father —AMEN.

READING OF THE JOURNAL DISPENSED WITH

On motion of Mr. Thorp, further reading of the Journal of the previous legislative day was dispensed with.

LEAVES OF ABSENCE FOR THE DAY

The following member was granted leave of absence for the day, because of illness:

Mr. Hinckley, on motion of Mr. Erwin.

The following members were granted leaves of absence for the day, and desired to waive their per diems:

Mr. Debs, on motion of Mr. Evans.

Mr. Allen, on motion of Mr. Knight.

Mr. Field, by unanimous consent.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of the Speaker, the Assembly gave the pledge of allegiance to the Flag.

COMMUNICATIONS

The following communications were received, read, and ordered printed in the Journal:

By the Chief Clerk:

GOLDEN JUBILEE OF THE SALESIANS IN CALIFORNIA
SAN FRANCISCO, May 23, 1947

Mr. Arthur A. Ohnimus, Chief Clerk
Assembly, California Legislature
State Capitol, Sacramento 14, California

DEAR MR. OHNIMUS: This will acknowledge receipt of the three copies of Assembly resolution commending the Salesian Fathers upon their Golden Jubilee. Please be advised that I have delivered the copies to the Very Reverend E. M. Tozzi, S. C., Salesian Provincial for distribution in accordance with the resolution.

Thanking you on behalf of the general committee for your kind cooperation, I am,

Sincerely yours,

LAWRENCE S. MANA, General Secretary

By the Chief Clerk:

CONGRESS OF THE UNITED STATES
HOUSE OF REPRESENTATIVES, WASHINGTON, D. C., May 20, 1947

Mr. Arthur A. Ohnimus, Chief Clerk
Assembly, California Legislature
Sacramento, California

DEAR MR. OHNIMUS: This will acknowledge receipt of your letter of May 13th and the accompanying resolution.

The California Delegation anticipates meeting to discuss the subject matter of the resolution and we are in full accord on the desirability of achieving the goal set forth in the resolution.

You may count upon my support in this regard.

Sincerely yours,

DONALD L. JACKSON

By the Chief Clerk:

CITY OF WHITTIER
WHITTIER, CALIFORNIA, May 22, 1947

Arthur A. Ohnimus, Chief Clerk
State Capitol, Sacramento 14, California

DEAR SIR: The two illuminated copies of House Resolution No. 165, congratulating Whittier, California, upon the sixtieth anniversary of its founding, are received with thanks to you and all concerned.

The city clerk has been instructed to write an appropriate letter to Assemblyman Erwin expressing the appreciation of the city for his thoughtfulness in asking the Assembly to enact this resolution.

It is observed that these copies are for presentation to the Public Library of Whittier.

Very truly yours,

JOHN M. KEMMERER, Mayor

cc: Hon. T. M. Erwin
G. N. Dixon, City Clerk

By the Chief Clerk:

SAN GABRIEL, CALIFORNIA, May 22, 1947

Mr. Arthur A. Ohnimus
California Legislature, Sacramento, California

DEAR MR. OHNIMUS: On behalf of Mr. and Mrs. J. R. Keller, my daughter, and myself, I wish to express our sincere thanks for the copies of Resolution No. 116 which you have mailed to us, and to Mrs. A. V. Owens.

It is satisfying to know, realize, and have it so proven, that Judge Keller was held in such high regard.

The gesture made by Assemblyman Burke is greatly appreciated, and we are deeply thankful for the tribute that has been paid.

Sincerely,

MRS. GLADYS KELLER

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, May 23, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day concurred in the following Assembly amendments to:

Senate Bill No. 666—An act making appropriations for the support of the Government of the State of California and for several public purposes in accordance with the provisions of Section 34 of Article IV of the Constitution of the State of California, to take effect immediately.

Amendments Nos. 1 to 17, inclusive, adopted by the Assembly May 20, 1947.

Amendments Nos. 24 to 49, inclusive, adopted by the Assembly May 20, 1947.

Amendments Nos. 68 to 75, inclusive, adopted by the Assembly May 20, 1947.

Amendments Nos. 80 to 107, inclusive, adopted by the Assembly May 20, 1947.

Amendments Nos. 109 to 128, inclusive, adopted by the Assembly May 20, 1947.

Amendments Nos. 133 to 143, inclusive, adopted by the Assembly May 20, 1947.

May 23, 1947—Senate concurs in Assembly amendments. J. A. BEEK

And the following amendments adopted by the Assembly May 22, 1947:

Amendment No. 1

On page 5, line 13, of the printed bill, as amended in the Assembly on May 20, 1947, strike out "1,080,103", and insert "1,079,173".

Amendment No. 2

On page 38, line 2, of said bill, insert in the item column "182.5".

Amendment No. 6

On page 50, line 31, of said bill, at beginning of line, insert "Less:".

Amendment No. 7

On page 63, line 3, of said bill, insert "642,259".

Amendment No. 8

On page 64, line 2, of said bill, strike out "957,711", and insert "961,311".

May 23, 1947—Senate concurs in Assembly amendments. J. A. BEEK

And the following amendments adopted by the Assembly May 22, 1947:

Amendment No. 1

On page 12, line 5, of the printed bill, as amended in the Assembly on May 20, 1947, strike out "26,465", and insert "32,455".

Amendment No. 2

On page 12, line 7, of said bill, strike out "17,750", and insert "21,230".

Amendment No. 3

On page 12, line 8, of said bill, strike out "7,005", and insert "7,905".

Amendment No. 4

On page 12, line 9, of said bill, strike out "1,710", and insert "3,320".

Amendment No. 5

On page 12, line 11, of said bill, strike out "26,465", and insert "32,455".

May 23, 1947—Senate concurs in Assembly amendments. J. A. BEEK

And the following amendments adopted by the Assembly May 22, 1947:

Amendment No. 1

On page 15, line 18, of the printed bill, as amended in the Assembly on May 20, 1947, strike out "339,094", and insert "350,914".

Amendment No. 2

On page 15, line 24, of said bill, strike out "227,780", and insert "238,600".

Amendment No. 3

On page 15, line 28, of said bill, strike out "356,594", and insert "367,414".

Amendment No. 4

On page 15, line 33, of said bill, strike out "339,094", and insert "350,914".

May 23, 1947—Senate concurs in Assembly amendments. J. A. BEEK

And the following amendments adopted by the Assembly May 22, 1947:

Amendment No. 1

On page 15, line 45, of the printed bill, as amended in the Assembly on May 20, 1947, strike out "933,885", and insert "1,117,095".

Amendment No. 2

On page 16, line 3, of said bill, strike out "652,794", and insert "691,979".

Amendment No. 3

On page 16, line 4 of said bill, strike out "216,640", and insert "360,065".

Amendment No. 4

On page 16, line 5, of said bill, strike out "90,881", and insert "91,481".

Amendment No. 5

On page 16, line 7, of said bill, strike out "960,315", and insert "1,143,525"

Amendment No. 6

On page 16, line 16, of said bill, strike out "933,885", and insert "1,117,095".

May 23, 1947—Senate concurs in Assembly amendments. J. A. BEEK

And the following amendments adopted by the Assembly May 22, 1947:

Amendment No. 1

On page 44, line 49, of the printed bill, as amended in the Assembly on May 20, 1947, strike out "11,902,661", and insert "11,912,761".

Amendment No. 2

On page 45, line 5, of said bill, strike out "2,516,851", and insert "2,526,951".

Amendment No. 3

On page 45, line 9, of said bill, strike out "12,837,977", and insert "12,848,077".

Amendment No. 4

On page 45, line 15, of said bill, strike out "11,902,661", and insert "11,912,761".

May 23, 1947—Senate concurs in Assembly amendments. J. A. BEEK

And on this day respectfully refused to concur in the following amendments to the same:

Amendments Nos. 50, 51, 52, 53, 54, 55, 56, 57, 58, 59, 60, 61, 62, 63, 64, 65, 66, and 67, adopted by the Assembly May 20, 1947.

Amendments Nos. 76, 77, 78, and 79, adopted by the Assembly May 20, 1947.

Amendments Nos. 84, 85, 86, 87, 101, and 102, adopted by the Assembly May 20, 1947.

Amendment No. 108 adopted by the Assembly May 20, 1947.

Amendments Nos. 130, 131, and 132 adopted by the Assembly May 20, 1947.

And the following amendments to Senate Bill 666, as amended in the Assembly May 22, 1947:

On page 28, line 11, of said bill, as amended, strike out "4,843,430", and insert "4,813,135".

On page 28, line 12, of said bill, as amended, strike out "613,225", and insert "624,570".

On page 28, line 13, of said bill, as amended, strike out "163,906", and insert "182,856".

On page 36, line 24, of the printed bill, as amended, strike out "1,427,957", and insert "1,473,562".

On page 36, line 34, of the printed bill, as amended, strike out "1,203,590", and insert "1,224,050".

On page 36, line 35, of the printed bill, as amended, strike out "359,787", and insert "369,547".

On page 36, line 36, of the printed bill, as amended, strike out "83,705", and insert "93,910"

On page 36, line 39, of the printed bill, as amended, strike out "1,647,082", and insert "1,687,507".

On page 36, line 51, of the printed bill, as amended, strike out "1,433,137", and insert "1,473,562".

May 23, 1947—Senate refuses to concur in Assembly amendments.—J. A. BEEK

On page 37 of the printed bill, as amended, between lines 17 and 18, insert "176.1—For additional support of Department of Justice for enforcing the provisions of "An act relating to the rights, powers and disabilities of aliens and of certain companies, associations, and corporations with respect to property in this State, providing for escheats in certain cases, prescribing the procedure therein requiring reports of certain property holders to facilitate the enforcement of this act, prescribing penalties for violation of the provisions hereof, and repealing all acts or parts of acts inconsistent or in conflict herewith," submitted by the initiative and adopted and approved by the electors of the State of California, November 2, 1920, as amended, and as the same shall hereafter be amended ---------- 65,000".

"On page 38, line 24, of said bill, as amended, strike out "at Los Angeles".

"On page 38, line 24, of said bill, as amended, strike out "clinics", and insert "Clinics".

And the following amendments adopted by the Assembly on May 20, 1947:

Amendments Nos. 18, 19, 20, 21, 22, and 23.

May 23, 1947—Senate refuses to concur in Assembly amendments.—J. A. BEEK

And the following amendments adopted by the Assembly on May 22, 1947:

On page 38, line 31, of said bill, strike out "500", and insert "24,980".

On page 38, line 33, of said bill, strike out "34,510", and insert "186,133".

And appointed Senators Rich, Swing, and Hulse as a Committee on Conference to meet a like committee from the Assembly.

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

APPOINTMENT OF COMMITTEE ON CONFERENCE CONCERNING SENATE BILL NO. 666

The Speaker announced the appointment of Messrs. Caldecott, Johnson, and Wollenberg as a Committee on Conference concerning Senate Bill No. 666.

COMMUNICATIONS

By Speaker Collins:

The following communication was received, read, and ordered printed in the Journal:

TORONTO, ONTARIO, CANADA, May 19, 1947

DEAR SIR: I am coming to California early in July and would appreciate very much if you would send me information of the main points of interest to visit while we are there. I will appreciate it very much if you will send it at your earliest convenience. Could you also tell me what temperatures to expect there in July. Does it get cool at nights? We intend to visit practically the whole State.

Thanking you very much, I remain
Sincerely, R. WILSON FOX

Chief Clerk Instructed to Answer Communication

By order of Speaker Collins, the Chief Clerk was instructed to inform the above writer that "all of California is delightful," and to enumerate important points of interest for him to visit.

RE-REFERENCE OF BILLS

By order of the Speaker, the following bills were withdrawn from the file, and re-referred as follows:

Assembly Bills Nos. 12 and 832 re-referred to Committee on Agriculture.

Senate Bill No. 1385 re-referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 1352 re-referred to Committee on Agriculture.

Assembly Bill No. 1296 re-referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 2228 re-referred to Committee on Ways and Means.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, May 26, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 2228
Assembly Bill No. 2250

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 26, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 12
Assembly Bill No. 832
Assembly Bill No. 1288
Assembly Bill No. 2075
Assembly Bill No. 2685

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 26, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 76
Assembly Bill No. 1175
Assembly Bill No. 1263
Assembly Bill No. 1296
Assembly Bill No. 1352
Assembly Bill No. 1524
Assembly Bill No. 1582
Assembly Bill No. 1790
Assembly Bill No. 1892
Assembly Bill No. 2015

And reports the same correctly re-engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

ANNOUNCEMENT

Upon request of Senator Slater, Speaker Collins announced that a meeting of the Senate Committee on Education will be held this afternoon in Room 406 at 4.15 p.m. He asked all Assemblymen who have non-controversial bills in said committee to attend this afternoon's meeting.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

The following resolution was offered:

Assembly Joint Resolution No. 50: By Mr. Heisinger—Relative to funds for fish hatcheries in California.

Referred to Committee on Rules.

CONSIDERATION OF DAILY FILE
SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 2286—An act to amend Section 14565 of the Education Code, relating to payments by the State Teachers' Retirement System to local districts, declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered engrossed.

Assembly Bill No. 2339—An act to renumber the article heading of Article 1.5 of Chapter 1 of Division 10 comprising Section 20041 of the Education Code, relating to the withdrawal of money from the State Treasury by the Regents of the University of California.

Bill read second time, and ordered engrossed.

Assembly Bill No. 2340—An act to amend and renumber Section 26 of the Education Code, as added by Chapter 65 of the Statutes of 1945, relating to city superintendents of schools.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1556—An act adding Section 145 to the Labor Code, fixing a minimum salary for the office of Chief of the Division of Industrial Safety.

Bill read second time, and ordered engrossed.

Assembly Bill No. 884—An act to amend Section 15442 of the Revenue and Taxation Code, relating to exemptions from gift tax, including the exemption of nonprofit membership hospital associations or corporations.

Bill read second time, and ordered engrossed.

Assembly Bill No. 885—An act to amend Section 13842 of the Revenue and Taxation Code, relating to exemptions from inheritance tax, including the exemption of nonprofit membership hospital associations or corporations.

Bill read second time, and ordered engrossed.

Assembly Bill No. 2334—An act to add Section 18006 to the Government Code and to repeal Section 352.5 of the Political Code, relating to moving expenses of state officers, agents and employees.

Bill read second time, and ordered engrossed.

Assembly Bill No. 2336—An act to amend Section 18025 of the Government Code, relating to holidays.

Bill read second time, and ordered engrossed.

Assembly Bill No. 980—An act to amend Section 7 of the Alcoholic Beverage Control Act, relating to transfer of license.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1901—An act to add Section 7.1 to the Alcoholic Beverage Control Act, concerning the status of alcoholic beverage licenses.

Bill read second time, and ordered engrossed.

Assembly Bill No. 2297—An act to add Section 33.5 to the Alcoholic Beverage Control Act, relating to sales and distilled spirits.

Bill read second time, and ordered engrossed.

Assembly Bill No. 680—An act making an appropriation to be expended pursuant to the Property Acquisition Act for the acquisition of real property for use as a site for a state office building in the City of San Diego and in furtherance of the postwar building program.

Bill read second time, and ordered engrossed.

Assembly Bill No. 2666—An act to add Section 1.5 to "An act making an appropriation to the Department of Natural Resources, Division of Beaches and Parks, for the acquisition of the Amestoy Rancho in the County of Los Angeles," approved July 17, 1945, to extend the time during which the appropriation made thereby may be expended, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered engrossed.

Assembly Bill No. 586—An act establishing a state college in the City of Los Angeles, County of Los Angeles, to be known as the Los Angeles State College.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Education:

Amendment No. 1

On page 1 of the printed bill, strike out lines 7 to 22, inclusive, and insert

"SEC. 3. The Director of Education and the Governing Board of the Los Angeles Junior College District are hereby authorized to enter into an agreement or agreements for the administration, support and maintenance of the Los Angeles State College by said board for a period or periods which shall not extend beyond June 30, 1949. The Director of Education shall pay to the Governing Board of the Los Angeles Junior College District for the services rendered by said board under said agreement or agreements such compensation as may be agreed upon by the Director of Education and said board but the compensation shall be paid only from such moneys as are appropriated by law for such purpose.

SEC. 4. The Legislature hereby declares that it has enacted this law for the sole purpose of making available publicly supported facilities for higher education for those veterans and others whose urgent needs for such facilities can best be met in the manner herein provided until such time as the Legislature has received the report provided for in Chapter 57 of the Statutes of 1947 relating to publicly supported higher education in the State and has had an opportunity to consider such recommendations as may be made therein or in connection therewith."

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1654—An act to add Sections 20391.1 and 20391.2 to the Education Code, relating to state college employees.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Education:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Sections 20391.1 and 20391.2", and insert "Section 20391.1".

Amendment No. 2

On page 1 of said bill, strike out lines 3 to 8, inclusive, and insert

"20391.1. Every state college employee who is not a member of the State Employees Retirement System shall be retired on".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1903—An act to amend Sections 6301 and 6302 of the Education Code, relating to school finances.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Education:

Amendment No. 1

In line 1 of the title of the printed bill, after "act", insert "to add Section 19313 to the Education Code relating to the establishment and maintenance of an accumulative cafeteria equipment replacement reserve by school districts."

Amendment No. 2

In line 1 of the title of the printed bill, after "act", strike out "to amend Sections 6301 and 6302 of the Education Code, relating to school finances."

Amendment No. 3

On page 1 of said bill, strike out lines 1 and 2, and insert

"SECTION 1. Section 19313 is added to the Education Code, to read:"

Amendment No. 4

On page 1 of said bill, strike out lines 3 to 26, inclusive; and lines 1 to 39, inclusive, on page 2, and insert

"19313. The governing board of any school district operating school cafeterias may establish and maintain a cafeteria fund reserve for the replacement of worn out or obsolete cafeteria equipment, to be known as the accumulative cafeteria equipment replacement reserve. The funds for this reserve are to be derived from the sales of food in the school cafeterias in an amount to be determined by the governing board and may be accumulated from year to year until expended for this purpose.

Each school district maintaining an accumulative cafeteria equipment replacement reserve may include in the annual cafeteria fund budget of the district an amount to be allocated to said reserve, as determined by the governing board, which amount shall be a charge against the operations of the cafeterias for that year as a depreciation cost for wear and tear on cafeteria equipment. The cost of replacing cafeteria equipment may be charged to the accumulative cafeteria equipment reserve of the cafeteria fund of the district.

Nothing in this section shall prohibit any school district from replacing cafeteria equipment from district funds as provided in Section 19302 of this chapter."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2545—An act to amend Section 6357 of the Education Code, relating to the maximum rates of school district taxes

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Education:

Amendment No. 1

On page 2, lines 11 and 12, of the printed bill, as amended in the Assembly on May 5, 1947, strike out "one dollar and ninety cents ($1.90)", and insert "two dollars ($2)".

Amendment No. 2

On page 2, line 14, of said bill, strike out "two dollars and five cents ($2.05)", and insert "two dollars and ten cents ($2.10)".

Amendment No. 3

On page 2, lines 16 and 17, of said bill, strike out "two dollars and forty-five cents ($2.45)", and insert "two dollars and fifty cents ($2.50)".

Amendment No. 4

On page 2, line 19, of said bill, strike out "two dollars and fifty-five cents ($2.55)", and insert "two dollars and sixty cents ($2.60)".

Amendment No. 5

On page 2, line 24, of said bill, strike out "one dollar and ten cents ($1.10)", and insert "one dollar and fifty cents ($1.50)".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 160—An act to add Sections 127, 737.5, 738.1, and 745 to, and to amend Section 740 of, the Vehicle Code, relating to arrest and prosecution of violations of said code.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Transportation and Commerce:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Sections 127, 737.5, 738.1 and", and insert "Section".

Amendment No. 2

On page 1 of the printed bill, strike out lines 1 to 25, inclusive; and on page 2, strike out lines 1 to 18, inclusive.

Amendment No. 3

On page 2, line 19, of the printed bill, strike out "SEC. 4", and insert "SECTION 1".

Amendment No. 4

On page 2, line 25, of the printed bill, strike out "shall be null and void unless it".

Amendment No. 5

On page 2, line 25, of the printed bill, after "shall specify", insert "or be amended to specify".

Amendment No. 6

On page 2, line 30, of the printed bill, strike out "SEC. 5", and insert "SEC. 2".

Amendment No. 7

On page 2, line 35, of the printed bill, strike out "misdemeanor", and insert "offense".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1555—An act to amend Section 57 of, and to add Section 6314.5 to, the Labor Code, relating to the Department of Industrial Relations.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Industrial Relations:

Amendment No. 1

In line 2 of the title of the printed bill, as amended in the Assembly on April 28, 1947, strike out ", and to add Section 6314.5 to,".

Amendment No. 2

On page 1 of said bill, strike out lines 20 to 24, inclusive.

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2335—An act to amend Section 18051 of the Government Code, relating to vacations of state civil service employees.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Civil Service and State Personnel:

Amendment No. 1

On page 1 of the printed bill, beginning in line 7, insert "The board shall prescribe the methods by which employees leaving the employment of one state agency and entering the employment of another state agency may be compensated for, transfer, or otherwise receive proper credit for their accumulated vacation privileges.

SEC. 2. Section 18053 of the Government Code is repealed."

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2504—An act to amend Section 19761 of the Government Code, relating to pay rolls of state officers and employees.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Civil Service and State Personnel:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Section", and insert "Sections 18003 and".

Amendment No. 2

On page 1, line 1, of said bill, strike out "19761", and insert "18003".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 3

On page 1 of said bill, strike out lines 3 to 9, inclusive, and insert

"18003. The Controller may, prior to the close of any pay roll period, draw his warrant in favor of any officer or employee covering the total salary or compensation earnable by him during such pay roll period, and may deliver the same to an authorized officer of the state agency within which the payee is employed, whether or not such salary or compensation is already earned in full. [A State] *Such authorized* officer shall not [certify any pay roll to the Controller] *deliver to any employee either a Controller's warrant or revolving fund check* unless all services [listed thereon for which compensation is claimed] *for which such warrant or check represents payment* have actually been rendered. *Upon delivery of any warrant to an authorized officer of a state agency as provided herein, the Controller and his bondsmen shall be under no further obligation for the proper disbursement of the amount of the warrant or the money represented by it.*

SEC. 2. Section 19761 of the Government Code is amended to read:

19761. [Before any pay roll claim to pay salary or compensation to anyone holding a position in the state civil service is presented to the Controller for payment, it shall bear the certificate of the board that the persons named in such pay roll are holding positions as provided by law. This section does not prevent payments of salaries or compensation by revolving fund check in advance of such presentation.] *The board, with the concurrence of the Department of Finance, shall provide for such audit and certification of pay rolls as it deems necessary to insure that all persons in the state civil service, for whom claim for payment of salaries or compensation is made on the Controller, are holding positions as provided by law.*"

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1655—An act to add Paragraph 18.5 to Act 3796 of the General Laws, relating to intoxicating liquors.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Public Morals:

Amendment No. 1

On page 1, line 5, of the printed bill, after "whatsoever", insert "from behind any permanently affixed fixture, which fixture is used for the preparation or concoction of alcoholic beverages".

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1674—An act to amend Section 19597 of the Business and Professions Code, relating to horse racing and regulating the commissions to be deducted from pari-mutuel pools.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Public Morals:

Amendment No. 1

On page 1, line 17, of the printed bill, after "($50,000,000)", strike out the remainder of line 17, and all of line 18, and insert a period.

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1676—An act to amend Section 337 of the Penal Code, relating to horse racing and prescribing penalties for illegal acts and practices in connection therewith.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Public Morals:

Amendment No. 1

On page 2, line 18, of the printed bill, strike out the period, and insert ", but shall not include recognized vitamins or supplemental feeds approved by the veterinarian representing the California Racing Board."

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1677—An act to amend Section 19538 of the Business and Professions Code, relating to horse racing and licenses to conduct horse race meetings.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Public Morals:

Amendment No. 1

On page 1, line 3, of the printed bill, after "19538.", insert "The board may allow any licensee not to exceed five additional days during any one meeting".

Amendment No. 2

On page 1, line 4, of the printed bill, strike out "Ten percent".

Amendment No. 3

On page 1, line 5, of the printed bill, strike out "of the days".

Amendment No. 4

On page 1, line 7, of the printed bill, after the comma, strike out "but not to exceed five days at one".

Amendment No. 5

On page 1, line 8, of the printed bill, strike out "meeting," and insert "which".

Amendment No. 6

On page 1, line 17, of the printed bill, strike out the period, and insert "or the board may issue concurrently with the license issued to the racing association, a license to an approved charitable organization to conduct said charity days without any additional fee being required of such charitable organization."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1680—An act to amend Sections 19485 and 19597 of, and to add Section 19620.5 to, the Business and Professions Code, relating to horse racing.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Public Morals:

Amendment No. 1

In lines 1 and 2 of the title of the printed bill, strike out ", and add Section 19620.5 to,".

Amendment No. 2

On page 1 of said bill, strike out lines 3 to 13, inclusive, and insert

"19485. Every licensee under this article conducting a horse race meeting shall pay a license fee consisting of 3 percent of all money not in excess of ten million dollars ($10,000,000) handled in the pari-mutuel pool operated by him during the period of the license; 4 percent of the amount by which the total amount so handled by him exceeds the ten million dollars ($10,000,000) but is not more than twenty million dollars ($20,000,000); 5 percent of the amount by which the total amount so handled by him exceeds twenty million dollars ($20,000,000) but not more than twenty-five million ($25,000,000); 6 percent of the amount by which the total amount so handled by him exceeds twenty-five million dollars ($25,000,000) and is not more than thirty million dollars ($30,000,000); 7 percent of the amount by which the total amount so handled exceeds thirty million dollars ($30,000,000) but is not more than fifty million dollars ($50,000,000); and 8 percent of the amount by which the total amount so handled exceeds fifty million dollars ($50,000,000)."

Amendment No. 3

On page 1 of said bill, strike out lines 16 to 20, inclusive.

Amendment No. 4

On page 1, line 23, of said bill, strike out "9", and insert "10".

Amendment No. 5

On page 2, line 1, of said bill strike out "8", and insert "9".

Amendment No. 6

On page 2, line 3, of said bill, strike out "and", and strike out lines 4 and 5, and insert "8 percent of the amount by which the total amount so handled exceeds twenty million dollars ($20,000,000), but not more than twenty-five million dollars ($25,000,000); and 7 percent of the amount by which the total amount so handled exceeds twenty-five million dollars ($25,000,000), but is not more than thirty million dollars ($30,000,000); 6 percent of the amount by which the total amount so handled exceeds thirty million dollars ($30,000,000), but is not more than fifty million dollars ($50,000,000); and 5 percent of the amount by which the total amount so handled exceeds fifty million dollars ($50,000,000)".

Amendment No. 7

On page 2 of said bill, strike out lines 10 to 22, inclusive, and insert

"It is hereby declared the legislative intent that so far as possible the breakage shall be returned to the wagerer, therefore in the event the true amount payable to the wagerer on each dollar wagered does not exactly equal a multiple of five cents ($0.05), the amount actually payable on each such dollar so wagered shall be to the nearest multiple of five cents ($0.05) whether such amount so payable shall be above or below the true amount. The Racing Board is hereby empowered to make such rules and regulations as are necessary to enforce the foregoing provisions relating to breakage."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 138—An act to amend Sections 2020, 2186, and 2187 of the Welfare and Institutions Code, to repeal Sections 2021, 2021.01, 2025, and 2187.01 thereof, and to amend and renumber Section 2021.001 thereof, relating to aid to the aged, increasing the amount thereof, and making an appropriation.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Ways and Means:

Amendment No. 1

In line 3 of the title of the printed bill, strike out "2025,".

Amendment No. 2

On page 2 of said bill, strike out line 26.

Amendment No. 3

On page 2, line 27, of said bill, strike out "SEC. 5.", and insert "SEC. 4."

Amendment No. 4

On page 3 of said bill, between lines 4 and 5, insert "SEC. 5. Section 2187 of said code is amended to read:"

Amendment No. 5

On page 3, line 18, of said bill, strike out "SEC. 7.", and insert "SEC. 6."

Amendment No. 6

On page 3, line 19, of said bill, strike out "SEC. 8.", and insert "SEC. 7."

Amendment No. 7

In line 5 of the title of said bill, strike out the period, and insert ", and declaring the urgency thereof, to take effect immediately."

Amendment No. 8

On page 3 of said bill, after line 22, insert

"SEC. 8. This act is hereby declared to be an urgency measure necessary for the immediate preservation of the public peace, health or safety within the meaning

of Section 1 of Article IV of the Constitution and shall therefore go into immediate effect. A statement of the facts constituting such necessity is as follows:

Increased cost of living has made the present maximum amount of aid allowable to the aged inadequate for the needs of the recipients. Many aged persons in the State are inadequately provided with the necessities of life, and their exigencies are urgent. Therefore, to provide for the immediate necessities of the aged of the State, and to prevent widespread misery and impairment of the public health and safety, it is necessary that this act take effect immediately."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 772—An act to amend Section 19627 of the Business and Professions Code, relating to the state revenue derived from horse racing licenses.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Ways and Means:

Amendment No. 1

On page 1, line 7, of the printed bill, as amended in the Assembly on March 27, 1947, before "equal", insert ", not to exceed three million dollars ($3,000,000),".

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 871—An act to add Sections 33 and 34 to the Construction and Employment Act, making an appropriation to be allocated to cities incorporated on or after July 1, 1946, and before the effective date of this act.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Ways and Means:

Amendment No. 1

On page 1, line 15, of the printed bill, strike out "State Treasury", and insert "Postwar Unemployment and Construction Fund".

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1292—An act to provide for the revision of the Constitution of this State, including the election of delegates to the convention, the proceedings, powers, duties, and matters incidental to the convention, the submission of the revised Constitution to the people and matters incidental thereto, and making an appropriation therefor.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Ways and Means:

Amendment No. 1

On page 2, line 23, of the printed bill, strike out "twenty dollars ($20)", and insert "thirty dollars ($30)".

Amendment No. 2

On page 4, line 44, of said bill, strike out "two hundred fifty thousand dollars ($250,000)", and insert "three hundred fifty thousand dollars ($350,000)".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2012—An act to add Division 7, comprising Sections 8600 to 8703, inclusive, to the Public Resources Code, providing for the establishment of a Recreation Commission, prescribing its powers and duties, and making an appropriation.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Ways and Means:

Amendment No. 1

On page 4, line 20, of the printed bill, as amended in the Assembly on March 26, 1947, following "expenditure", insert during the 1947-48 Fiscal Year".

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2223—An act to add Chapter 8 to Part 2, Division 1, of the Health and Safety Code, relating to local administration of public health, providing for financial assistance to local health departments by the State Department of Public Health; providing for the establishment of minimum standards of personnel, organization and administration of local health departments, and providing for the establishment of multi-county local health districts; and making an appropriation.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Ways and Means:

Amendment No. 1

On page 3, lines 34 and 35, of said bill, strike out "the administrative funds appropriated by", and insert "any funds available for administration of".

Amendment No. 2

On page 4 of said bill, strike out all of lines 1 to 8, inclusive, and insert "1112. The State Department".

Amendment No. 3

On page 4, line 9, of said bill, following "Public Health", insert "may provide".

Amendment No. 4

On page 4 of said bill, strike out lines 14 to 16, inclusive, and insert "Department of Public Health."

Amendment No. 5

On page 4, line 48, of said bill, strike out "chapter", and insert "article".

Amendment No. 6

On page 5, lines 15 and 16, of said bill, strike out "in Sections 1112 and 1113 and".

Amendment No. 7

On page 5, line 27, of said bill, strike out "chapter", and insert "article".

Amendment No. 8

On page 5, line 32, of said bill, after "state", insert "or federal".

Amendment No. 9

On page 5, line 33, of said bill, strike out "under the terms of this chapter".

Amendment No. 10

On page 5, line 34, of said bill, after "state", insert "or federal".

Amendment No. 11

On page 5, line 35, of said bill, strike out "under the terms of this chapter".

Amendment No. 12

On page 5, line 38, of said bill, strike out "chapter", and insert "article".

Amendment No. 13

On page 6 of said bill, strike out lines 12 and 13, and insert "of this chapter during the 1947-48 Fiscal Year. Of the amount hereby appropriated, four percent (4%), or so much thereof as may be necessary, is hereby made available to the State Department of Public Health for consultant and advisory services and for the training of technical and professional personnel in educational institutions and field training centers approved by said department, and for the establishment and maintenance of field training centers in local health departments and in the State Department of Public Health. Moneys used for consultant and advisory services shall not exceed one-fourth of the funds above allocated. In addition, three and one-half percent (3½%), or so much thereof as may be necessary, is hereby made available for the support of the State Department of Public Health for the administration of this chapter. The balance shall be available for making the allocations provided for in Article 5."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1498—An act to provide for the purchase of a site for the erection, equipment and furnishing of a building or buildings, and for the improvement of grounds for the use of the Los Angeles State College; and making an appropriation therefor.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Ways and Means:

Amendment No. 1

In the title of the printed bill, strike out lines 1 to 4, inclusive, and insert

"An act making an appropriation for the administration, support and maintenance of the Los Angeles State College".

Amendment No. 2

On page 1 of said bill, strike out lines 1 to 22, inclusive; and on page 2, strike out lines 1 to 6, inclusive, and insert

"SECTION 1. Out of any moneys in the State Treasury not otherwise appropriated there is hereby appropriated the sum of two hundred thousand dollars ($200,000), or so much thereof as may be necessary, to be expended by the Director of Education for the payment of compensation to the Governing Board of the Los Angeles Junior College District for the administration, support and maintenance of the Los Angeles State College by said board pursuant to an agreement authorized by law entered into between the Director of Education and said board for the administration, support and maintenance of the Los Angeles State College by said board."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1869—An act making an appropriation to the Regents of the University of California for research on conservation of marine life.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Ways and Means:

Amendment No. 1

On page 1 of the printed bill, after the period following "Oceanography" in line 6; insert "The appropriation made by this act shall be available without regard to fiscal years and shall be exempt from the provisions of Section 16304 of the Government Code."

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 91—An act to amend Section 18057 of the Education Code, relating to alterations or additions to school buildings.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Education:

Amendment No. 1

On page 1 of the printed bill, as amended in the Assembly on January 21, 1947, strike out lines 4 to 8, inclusive, and insert "make repairs or alterations to school buildings or may repair apparatus or equipment by day's labor, whenever the total cost of labor on the job does not exceed two thousand dollars ($2,000), or may make additions to school buildings, build apparatus or equipment, make improvements on the school grounds and erect new building by day's labor whenever the total cost of labor on the job does not exceed one thousand dollars ($1,000)."

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 150—An act to add Section 459.5 to, and to amend Sections 466, 575, 576, and 577 of, the Vehicle Code, relating to the operation of vehicles at or near railroad grade crossings.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Transportation and Commerce:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Section 459.5", and insert "Sections 459.5, 576.5, and 590.5".

Amendment No. 2

On page 3 of said bill, between lines 2 and 3, insert

"SEC. 4.5. Section 576.5 is added to the Vehicle Code, to read:

576.5. Any motor vehicle transporting butane, gasoline, stove oil distillate, liquefied gas, or any explosive substance or flammable liquid in quantities in excess of 100 gallons as a cargo or a part of a cargo shall be manned by the driver and one attendant. Whenever such a vehicle approaches a railroad grade crossing, the driver shall stop the vehicle pursuant to Section 576 and the attendant shall alight from said vehicle, and stand at the side of the roadway within 10 feet of the tracks and shall ascertain that no train is coming from either direction, before the vehicle may proceed across the tracks.

An "explosive substance" as used in this section means an explosive as defined in Section 12000 of the Health and Safety Code.

"Flammable liquid" as used in this section means any liquid, other than a liquefied gas, having a flash-point below 187 degrees F., as determined by any standard test approved by the United States Bureau of Standards."

Amendment No. 3

On page 3 of said bill, after line 13, insert

"SEC. 6. Section 590.5 is added to the Vehicle Code, to read:

590.5. Every motor vehicle transporting butane, liquefied gas, explosive substance, or flammable liquid as a cargo or part of a cargo, as specified in Section 576.5,

shall be equipped with and carry at least three red electric lanterns or three warning lights of a type approved by the department, and at least two red flags, each not less than 12 inches square. No lantern or other device capable of producing a flame shall be carried in any such vehicle.

(1) Whenever any such vehicle is disabled or is parked or left standing upon the roadway of any highway or within 10 feet thereof outside any municipality at a time when lighted lamps are required on vehicles, there shall be displayed the following warning devices upon the highway during the time the vehicle is so disabled or is standing on the highway:

(a) Three red lanterns shall be immediately placed on the roadway, one at the side of the vehicle nearest the center of the highway, one at a distance of approximately 200 feet to the rear of the vehicle, and one at a distance of approximately 200 feet in advance of the vehicle.

(2) Whenever any such vehicle is disabled or is parked or left standing on the roadway or within 10 feet thereof, outside any municipality at any time when the display of lighted lamps is not required, the driver of such vehicle shall display two red flags each at least 12 inches square upon the roadway, one at a distance of approximately 200 feet to the rear of the vehicle, and one at a distance of approximately 200 feet in advance of the vehicle."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2684—An act relating to aeronautics; providing for the development and regulation thereof within this State; creating a State Aeronautics Commission and the Office of Director of Aeronautics; prescribing the powers and duties of such commission and director; prescribing penalties; and to make uniform the law with reference to state development and regulation of aeronautics, and repealing acts inconsistent herewith.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Transportation and Commerce:

Amendment No. 1

On page 7, line 20, of the printed bill, after the period, insert "The commission is authorized to contract or otherwise provide, by condemnation if necessary, for the removal or relocation of any airport hazard or the removal or the relocation of all private structures, railways, highways, mains, pipes, conduits, wires, cables, poles, and all other facilities and equipment which may interfere with the location, expansion, development, or improvement of such airports and other air navigation facilities or with the safe approach thereto or take off therefrom by aircraft, and to pay the cost of such removal or relocation; provided that the commission when exercising such power of removal or relocation other than by condemnation shall pay the cost of removal and relocation of any private structures, railways, mains, pipes, conduits, wires, cables, poles or any other structure or equipment which are required to be moved to a new location."

Amendment No. 2

On page 11, line 1, of said bill, after the period, insert "Such application shall set forth the location of all railways, mains, pipes, conduits, wires, cables, poles, and other facilities and structures of public service corporations located within the area proposed to be acquired or zoned, and names of parties owning such facilities and structures."

Amendment No. 3

On page 11, line 24, of said bill, after the period, insert "Before the commission shall make an order granting or denying a certificate of approval of an airport, or an original license to use or operate an airport or other air navigation facility, all public service corporations owning facilities in the area involved shall be notified of the application and shall have 15 days after such notice in which to demand a public hearing thereon"

Amendment No. 4

On page 8 of said bill, between lines 45 and 46, insert

"(g) Airports, publicly or privately owned, shall be deemed to be public airports and for public use (1) if such airport is available for regular or irregular landing of

aircraft, or (2) if regularly used by established airlines; or (3) if used in connection with the development or the proving or testing of experimental aircraft or military air weapons of the armed forces of the United States."

Amendment No. 5

On page 11 of said bill, strike out line 5, and insert "the minimum airport standards approved or recommended by the Federal Government;".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 569—An act to add Section 59.3, and to repeal Sections 59.5 and 59.6 of the Alcoholic Beverage Control Act, relating to the hours of sale of alcoholic beverages.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Public Morals:

Amendment No. 1

On page 1, line 6, of the printed bill, as amended in the Assembly on April 21, 1947, strike out "on Sunday, or except", and insert "except between the hours of 10 o'clock a.m. and 12 o'clock midnight on Saturday or".

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1752—An act to amend Sections 4, 25, and 31 of, and to add one new section to be numbered 8.2 to, the Bank and Corporations Franchise Tax Act, and to amend Sections 19 and 24 of, and to add one new section to be renumbered 7.2 to, the Corporation Income Tax Act, relating to the levy and collection of taxes upon banks, corporations, associations and Massachusetts or business trusts, and providing that this act shall take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Revenue and Taxation:

Amendment No. 1

In line 1 of the title of the printed bill, after "25", insert "27".

Amendment No. 2

In line 3 of the title of said bill, after "19", insert "20".

Amendment No. 3

In line 5 of the title of said bill, after "Act," insert "and to amend Section 19062 of the Revenue and Taxation Code".

Amendment No. 4

In line 7 of the title of said bill, after "trusts," insert "individuals, estates and trusts".

Amendment No. 5

On page 1, line 15, of said bill, strike out "operating as personal property brokers," and after "of", insert "engaging in the business of loaning money, advancing credit, or loaning credit or arranging for the loan of money or advancing of credit or loaning of credit,"

Amendment No. 6

On page 6, line 49, of said bill, after "transferee", insert "of a transferee".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendments is indicated by being enclosed within brackets.

Amendment No. 7

On page 6 of said bill, between lines 19 and 20, insert

"SEC. 3.5. Section 27 of the Bank and Corporation Franchise Tax Act is amended to read:

Sec. 27. (a) If, in the opinion of the commissioner, or the State Board of Equalization, as the case may be, there has been an overpayment of tax, penalty or interest by a taxpayer for any year for any reason, the amount of such overpayment shall be credited against any taxes then due from the taxpayer under this act, and the balance shall be refunded to the taxpayer or its successor through reorganization, merger, or consolidation, or to stockholders upon dissolution. No such credit or refund shall be allowed or made until approved by the State Board of Control. No such credit or refund shall be allowed or made after four years from the last day prescribed for filing the return or after one year from the date of the overpayment, whichever period expires the later, unless before the expiration of such period a claim therefor is filed by the taxpayer, or unless before the expiration of such period the commissioner has certified the overpayment to the State Board of Control for approval of the refunding or the crediting thereof. If (a), the taxpayer has, within the period prescribed in the preceding sentence, agreed in writing, under the provisions of Section 25, to extend the time within which the commissioner may propose an additional assessment, or (b) if the taxpayer has agreed with the United States Commissioner of Internal Revenue for an extension (or renewals thereof) of the period for proposing and assessing deficiencies in federal income tax for any year, the period within which a claim for credit or refund may be filed, or credit or refund allowed or made if no claim is filed, shall be the period within which the commissioner may make an assessment under such circumstances, except that the provisions of the preceding sentence shall apply to any claim filed, or credit or refund allowed or made, before the execution of such agreements. Insofar as the claim for credit or refund relates to an overpayment on account of the deductibility under Section 8 (e) of a debt as one which became worthless, or an erroneous inclusion of an amount attributable to the recovery of a bad debt, prior tax or delinquency amount under Section 6 (b) (4), due to an adjustment of a bad debt deduction under Section 8 (e), in lieu of the period of limitation prescribed in the second preceding sentence, the period shall be seven years from the date prescribed by law for filing the return for the year with respect to which the claim is made. A refund claim upon which action has become final shall not thereafter be considered a refund claim within the meaning of the foregoing provision except to the extent allowed. Every claim for refund must state the specific grounds upon which the claim is founded.

(b) If the commissioner disallows any claim for refund, he shall notify the taxpayer accordingly. At the expiration of 90 days from the mailing of such notice, the commissioner's action upon the claim shall be final unless within such 90-day period, the taxpayer appeals in writing from the action of the commissioner to the State Board of Equalization. If the commissioner fails to mail notice of action on any refund claim within six months after the claim was filed, the taxpayer may, prior to mailing of notice of action on the refund claim, consider the claim disallowed and appeal to said board. Appeals must be addressed and mailed to the State Board of Equalization at Sacramento, and a copy of the appeal addressed and mailed at the same time to the commissioner at Sacramento. Said board shall hear and determine the same and thereafter shall forthwith notify the taxpayer and the commissioner of its determination. Such determination shall be final upon the expiration of 30 days from the time of such determination unless within such 30-day period the taxpayer or the commissioner files a petition for rehearing with said board, in which event the board's determination shall not become final until the expiration of 30 days from the time the board issues its opinion on said petition.

(c) Interest shall be allowed and paid upon any overpayment of any tax, if the overpayment was [not] made because of an error or mistake on the part of the [taxpayer] *commissioner*, at the rate of 6 percentum per annum as follows:

(1) In the case of a credit, from the date of the overpayment to the date of the allowance of the credit. Any interest allowed on any credit shall first be credited on any taxes due from the taxpayer under this act.

(2) In the case of a refund, from the date of the overpayment to a date preceding the date of the refund warrant by not more than 30 days, such date to be determined by the commissioner.

(d) Any refund or any portion thereof which is erroneously made, and any credit or any portion thereof which is erroneously allowed, may be recovered, together with interest at the rate of 6 percentum per annum from the date the refund was made or the credit allowed, in an action brought by the commissioner in a court of competent jurisdiction in the County of Sacramento in the name of the people of the State of California, and such actions shall be tried in the County of Sacramento, unless the court, with the consent of the Attorney General or the counsel for the commissioner,

orders a change of place of trial. The Attorney General or the counsel for the commissioner must prosecute such action, and the provisions of the Code of Civil Procedure, relating to service of summons, pleadings, proofs, trials, and appeals are applicable to the proceedings herein provided for.

In the event that a tax has been illegally levied against a taxpayer, the commissioner shall set forth on his records the reasons therefor and thereafter shall authorize the cancellation of such tax.

(e) If, after filing a protest or an appeal to the State Board of Equalization, pursuant to Section 25, a taxpayer pays the tax protested, before the commissioner acts upon the protest or the board on the appeal, the commissioner or the board shall treat the protest or the appeal as a claim for refund or an appeal from the denial of a claim for refund filed under this section."

Amendment No. 8

On page 11 of said bill, between lines 37 and 38, insert

"SEC. 6.5. Section 20 of the Corporation Income Tax Act is amended to read:

Sec. 20. (a) If, in the opinion of the commissioner, or the State Board of Equalization, as the case may be, there has been an overpayment of tax, penalty or interest by a taxpayer for any year for any reason, the amount of such overpayment shall be credited against any taxes then due from the taxpayer under this act, and the balance shall be refunded to the taxpayer or its successor through reorganization, merger, or consolidation, or to stockholders upon dissolution. No such credit or refund shall be allowed or made until approved by the State Board of Control. No such credit or refund shall be allowed or made after four years from the last day prescribed for filing the return or after one year from the date of overpayment, whichever period expires the later, unless before the expiration of such period a claim therefor is filed by the taxpayer, or unless before the expiration of such period the commissioner has certified the overpayment to the State Board of Control for approval of the refunding or the crediting thereof. If (a) the taxpayer has, within the period prescribed in the preceding sentence, agreed in writing, under the provisions of Section 19, to extend the time within which the commissioner may propose an additional assessment, or (b) if the taxpayer has agreed with the United States Commissioner of Internal Revenue for an extension (or renewals thereof) of the period for proposing and assessing deficiencies in federal income tax for any year, the period within which a claim for credit or refund may be filed, or credit or refund allowed or made if no claim is filed, shall be the period within which the commissioner may make an assessment under such circumstances, except that the provisions of the preceding sentence shall apply to any claim filed, or credit or refund allowed or made, before the execution of such agreement. Insofar as the claim for credit or refund relates to an overpayment on account of the deductibility, under Section 7(e), of a debt as one which became worthless, or an erroneous inclusion of an amount attributable to the recovery of a bad debt, prior tax or delinquency amount, under Section 6 (b) (5) due to an adjustment of a bad debt deduction under Section 7(e), in lieu of the period of limitation prescribed in the second preceding sentence, the period shall be seven years from the date prescribed by law for filing the return for the year with respect to which the claim is made. A refund claim upon which action has become final shall not thereafter be considered a refund claim within the meaning of the foregoing provision except to the extent allowed. Every claim for refund must state the specific grounds upon which the claim is founded.

(b) If the commissioner disallows any claim for refund, he shall notify the taxpayer accordingly. At the expiration of 90 days from the mailing of such notice, the commissioner's action upon the claim shall be final unless, within such 90-day period, the taxpayer appeals in writing from the action of the commissioner to the State Board of Equalization. If the commissioner fails to mail notice of action on any refund claim within six months after the claim was filed, the taxpayer may, prior to mailing of notice of action on the refund claim, consider the claim disallowed and appeal to said board. Appeals must be addressed and mailed to the State Board of Equalization at Sacramento, and a copy of the appeal addressed and mailed at the same time to the commissioner at Sacramento. Said board shall hear and determine the same and thereafter shall forthwith notify the taxpayer and the commissioner of its determination. Such determination shall be final upon the expiration of 30 days from the time of such determination unless within such 30-day period the taxpayer or the commissioner files a petition for rehearing with said board, in which event the board's determination shall not become final until the expiration of 30 days from the time the board issues its opinion on said petition.

(c) Interest shall be allowed and paid upon any overpayment of any tax, if the overpayment was [not] made because of an error or mistake on the part of the [taxpayer]*commissioner*, at the rate of 6 percentum as follows:

(1) In the case of a credit, from the date of the overpayment to the date of the allowance of the credit. Any interest allowed on any credit shall first be credited on any taxes due from the taxpayer under this act.

(2) In the case of a refund, from the date of the overpayment to a date preceding the date of the refund warrant by not more than 30 days, such date to be determined by the commissioner.

(d) Any refund or any portion thereof which is erroneously made, and any credit or any portion thereof which is erroneously allowed, may be recovered, together with interest at the rate of 6 percentum per annum from the date the refund was made or the credit allowed, in an action brought by the commissioner in a court of competent jurisdiction in the County of Sacramento in the name of the people of the State of California, and such actions shall be tried in the County of Sacramento unless the court, with the consent of the Attorney General or the counsel for the commissioner, orders a change of place of trial. The Attorney General or the counsel for the commissioner must prosecute such action and the provisions of the Code of Civil Procedure, relating to service of summons, pleadings, proofs, trials, and appeals are applicable to the proceedings herein provided for.

In the event that a tax has been illegally levied against a taxpayer, the commissioner shall set forth on his records the reasons therefor and thereafter shall authorize the cancellation of such tax.

(e) If, after filing a protest or an appeal to the State Board of Equalization, pursuant to Section 19, a taxpayer pays the tax protested before the commissioner acts upon the protest, or the board upon the appeal, the commissioner or board shall treat the protest or the appeal as a claim for refund or an appeal from the denial of a claim for refund filed under this section."

Amendment No. 9

On page 14 of said bill, between lines 50 and 51, insert

"SEC. 7.5. Section 19062 of the Revenue and Taxation Code is amended to read:

19062. Interest shall be allowed and paid upon any overpayment of any tax, if the overpayment was [not] made because of an error or mistake on the part of the [taxpayer] *commissioner*, at the rate of 6 percent per annum as follows:

(a) In the case of a credit, from the date of the overpayment to the date of the allowance of the credit. Any interest allowed on any credit shall first be credited on any taxes due from the taxpayer under this part.

(b) In the case of a refund, from the date of the overpayment to a date preceding the date of the refund warrant by not more than 30 days, the date to be determined by the commissioner."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

SECOND READING OF SENATE BILLS

Senate Bill No. 764—An act to amend Sections 13674, 14304, 14375, 14379, 14383, 14441, 14445, 14474, 14476, 14524, 14606, 14611, 14612, 14640, 14680, 14681 of the Education Code, to add Sections 14376.1, 14376.2, 14376.3, 14376.4, 14449.2, 14669, and 14683 to said code, all relating to the State Teachers' Retirement System, declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

Senate Bill No. 1213—An act to add Section 18721.1 to the Education Code, relating to the sale of personal property.

Bill read second time, and ordered to third reading.

Senate Bill No. 1205—An act to amend Section 201 of the Labor Code, relating to the payment of wages.

Bill read second time, and ordered to third reading.

Senate Bill No. 150—An act to amend Sections 2801, 2802, 2805, and 2807.3 of the Revenue and Taxation Code, relating to property taxation.

Bill read second time, and ordered to third reading.

Senate Bill No. 176—An act to amend Section 7.5 of the Bank and Corporation Franchise Tax Act, Section 5.5 of the Corporation Income Tax Act, and Sections 6051, 6201, 17053.5, 19200, 19201.5, 19202,

19203.5, 19204.5, and 19205.5 of the Revenue and Taxation Code, relating to state taxation and providing for rates and exemptions, and providing that this act shall take effect immediately.

Bill read second time, and ordered to third reading.

Senate Bill No. 374—An act to amend Sections 608 and 2188 of the Revenue and Taxation Code and to add Sections 2188.1 and 2188.2 to said code, relating to taxes on improvements, and declaring the urgency thereof to take effect immediately.

Bill read second time, and ordered to third reading.

Senate Bill No. 766—An act to add Section 163 to the Revenue and Taxation Code, relating to the verification of property taxes.

Bill read second time, and ordered to third reading.

Senate Bill No. 1122—An act to amend Section 9255 of the Revenue and Taxation Code, relating to the confidential character of information obtained in the administration of the use fuel tax.

Bill read second time, and ordered to third reading.

Senate Bill No. 1124—An act to add Section 10406 to the Revenue and Taxation Code, relating to the confidential character of information obtained in the administration of the motor vehicle transportation license tax.

Bill read second time, and ordered to third reading.

Senate Bill No. 1353—An act to amend Sections 11003 and 11005, and to repeal Section 11004 of the Revenue and Taxation Code, relating to motor vehicle license tax.

Bill read second time, and ordered to third reading.

Senate Bill No. 1355—An act to add Section 1882.5 to the Revenue and Taxation Code, relating to property taxation.

Bill read second time, and ordered to third reading.

Senate Bill No. 1358—An act to amend Sections 255 and 441 of the Revenue and Taxation Code, relating to property taxation.

Bill read second time, and ordered to third reading.

Senate Bill No. 1364—An act to amend Section 11272 of the Revenue and Taxation Code, relating to extensions of time for reporting operations of private cars.

Bill read second time, and ordered to third reading.

Senate Bill No. 1456—An act to add Section 254.2 to the Revenue and Taxation Code, relating to property taxation.

Bill read second time, and ordered to third reading.

Senate Bill No. 421—An act to amend Section 20361 of the Government Code, relating to termination of membership in the California State Employees' Retirement System, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

Senate Bill No. 1511—An act to amend Section 18005 of the Government Code, relating to personnel in state service.

Bill read second time, and ordered to third reading.

Senate Bill No. 1351—An act to amend Section 37 of the Alcoholic Beverage Control Act, relating to the disposition of funds collected as license fees.

Bill read second time, and ordered to third reading.

Senate Bill No. 1559—An act to provide for the participation by the State of California in public centennial celebrations to be held at the City of Benicia, making an appropriation, declaring the urgency thereof and providing that this act shall take effect immediately.

Bill read second time, and ordered to third reading.

Senate Bill No. 407—An act to amend Section 1804 of the Education Code, relative to school elections.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Education:

Amendment No. 1

In line 2 of the title of the printed bill, after "elections", insert "and prescribing the duties of county clerks and registrars of voters in connection therewith".

Amendment No. 2

On page 1 of said bill, strike out lines 14 and 15, and insert "county clerk, or in a county having a registrar of voters the registrar of voters, of the county in which the district lies, or in the case of a district lying in more than one county, of the county in which the principal buildings of the district are, or will be, situated, shall send, at the expense of the county, a notice or".

Amendments read, and adopted.

Bill ordered reprinted, and to third reading.

Senate Bill No. 1174—An act to amend Sections 19484 and 19538 of the Business and Professions Code, relating to horse racing.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Public Morals:

Amendment No. 1

On page 1, line 10, of the printed bill, as amended in the Senate on April 30, 1947, after "to", insert "not less than".

Amendment No. 2

On page 1, line 11, of said bill, after "and", insert "not less than".

Amendment No. 3

On page 1, line 15, of said bill, after "which", insert "nonprofit organization or corporation".

Amendment No. 4

On page 1, line 18, of said bill, after "animals", insert "or for veterans' rehabilitation".

Amendments read, and adopted.

Bill ordered reprinted, and to third reading.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, May 26, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 2607

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bill ordered re-referred to Committee on Municipal and County Government.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, May 23, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed:

Assembly Bill No. 16
Assembly Bill No. 213
Assembly Bill No. 361
Assembly Bill No. 633
Assembly Bill No. 695
Assembly Bill No. 891
Assembly Bill No. 934
Assembly Bill No. 1118
Assembly Bill No. 1120
Assembly Bill No. 1123
Assembly Bill No. 1125
Assembly Bill No. 1126
Assembly Bill No. 1206
Assembly Bill No. 1451
Assembly Bill No. 1615
Assembly Bill No. 1672
Assembly Bill No 1821
Assembly Bill No. 2029
Assembly Bill No. 2670
Assembly Bill No 913

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bills ordered enrolled.

SENATE CHAMBER, SACRAMENTO, May 23, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed, as amended:

Assembly Bill No. 634
Assembly Bill No. 685
Assembly Bill No. 1117
Assembly Bill No. 1119
Assembly Bill No 1124
Assembly Concurrent Resolution No. 35

And respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bills and resolution ordered to unfinished business file.

REQUESTS FOR PERMISSION TO INTRODUCE BILLS

The following request for permission to introduce a bill was presented:

By Mr. Grant:

ASSEMBLY CHAMBER, SACRAMENTO, May 23, 1947

MR. SPEAKER: In accordance with the provisions of Article IV, Section 2, of the Constitution, I request permission to introduce a bill, the title of which is as follows:

An act adding Chapter 4 to Division 6 of Title 1 of the Government Code, relating to signatures required on written evidence of public indebtedness

Respectfully submitted.

W. S. GRANT

Request referred to Committee on Legislative Procedure.

REPORTS OF STANDING COMMITTEES

Committee on Introduction of Bills

ASSEMBLY CHAMBER, SACRAMENTO, May 23, 1947

MR. SPEAKER: Your Committee on Introduction of Bills, to which was referred the following bill, herewith returns the same with the recommendation that the author be permitted to introduce it:

By Mr. Grant:

An act adding Chapter 4 to Division 6 of Title 1 of the Government Code, relating to signatures required on written evidence of public indebtedness.

WEBER, Chairman

The roll was called, and permission granted by the following vote:

AYES—Beck, Bennett, Blosser, Boyd, Burke, Burns, Butters, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Clayton A. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinton, Hollibaugh, Huyck, James, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sherwin, Sillman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, and Mr. Speaker—61.

NOES—None

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bill was introduced, and read the first time:

Assembly Bill No. 2694: By Mr. Grant (By request)—An act adding Chapter 4 to Division 6 of Title 1 of the Government Code, relating to signatures required on written evidence of public indebtedness.

Referred to Committee on Municipal and County Government.

BILLS WITHDRAWN FROM INACTIVE FILE, AND PLACED ON THE THIRD READING FILE

The following bill was withdrawn from the inactive file, and placed upon the third reading file:

Assembly Bill No. 182, on request of Mr. Clayton A. Dills.

REQUEST FOR UNANIMOUS CONSENT TO TAKE UP ASSEMBLY BILL NO. 182, OUT OF ORDER

Mr. Clayton A. Dills asked for, and was granted, unanimous consent that Assembly Bill No. 182 be taken up, out of order, at this time, for purpose of amendment.

CONSIDERATION OF ASSEMBLY BILL NO. 182

Assembly Bill No. 182—An act to add Sections 924 and 925 to the Labor Code, relating to employment of Mexican nationals.

Bill read third time.

Motion to Amend

Mr. Clayton A. Dills moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 5, of the printed bill, as amended in the Assembly on May 9, 1947, strike out "Mexican national", and insert "alien".

Amendment No. 2

On page 1, line 7, of the printed bill, strike out "Mexican national", and insert "alien".

Amendment No. 3

On page 1, line 10, of the printed bill, strike out "Mexican national", and insert "alien".

Amendments read, and adopted.

Bill ordered reprinted, and re-engrossed.

NOTICE OF MOTION TO WITHDRAW ASSEMBLY BILL NO. 566 FROM INACTIVE FILE

Mr. M. Philip Davis gave notice that on the next legislative day he would move to withdraw Assembly Bill No. 566 from the inactive file, and have it placed upon the third reading file.

NOTICES OF MOTION TO RECONSIDER CONTINUED

By unanimous consent, the consideration of notice of motion to reconsider vote on the following bill was continued until the next legislative day:

Assembly Bill No. 1810

CONSIDERATION OF DAILY FILE (RESUMED)

UNFINISHED BUSINESS

MOTION TO WITHDRAW ASSEMBLY BILL NO. 470 FROM COMMITTEE

In compliance with a notice given on a previous day, Mr. McMillan moved that Assembly Bill No. 470 be withdrawn from the Committee on Judiciary, and be placed upon the file.

Demand for Previous Question

Messrs. Heisinger, Erwin, Dickey, Grant, and Hinton demanded the previous question.

Demand for previous question sustained.

The question being on the motion by Mr. McMillan that Assembly Bill No. 470 be withdrawn from the Committee on Judiciary, and be placed upon the file.

The roll was called.

Call of the Assembly

Pending the announcement of the vote, Mr. McMillan moved a call of the Assembly.

Motion carried. Time 11.18 a.m.

The Speaker directed the Sergeant-at-Arms to close the doors, and to bring in the following absent members:

Allen, Berry, Brady, Brown, Carey, Debs, Field, Gaffney, Hinckley, Hollibaugh, Sheridan, and Weber—12.

PROCEEDINGS UNDER CALL OF THE ASSEMBLY BY UNANIMOUS CONSENT

TEMPORARY SUSPENSION OF ASSEMBLY RULE NO. 85

Mr. Heisinger asked for, and was granted, unanimous consent that Assembly Rule No. 85 be temporarily suspended for the purpose of placing a call of the Assembly on any matter on file.

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS (RESUMED)
MOTION TO WITHDRAW ASSEMBLY BILL NO. 1247 FROM COMMITTEE

In compliance with a notice given on a previous day, Mr. Lowrey moved that Assembly Bill No. 1247 be withdrawn from the Committee on Municipal and County Government, and be placed upon the file.

The roll was called.

Call of the Assembly

Pending the announcement of the vote, Mr. Lowrey moved a call of the Assembly.

Motion carried. Time, 11.40 a m.

The Speaker directed the Sergeant-at-Arms to close the doors, and to bring in the following absent members:

Allen, Berry, Brown, Crichton, Debs, Field, Hawkins, Hinckley, Hollibaugh, Knight, Price, Rosenthal, and Sheridan—13.

PROCEEDINGS UNDER CALL OF THE ASSEMBLY BY UNANIMOUS CONSENT

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS (RESUMED)
CONSIDERATION OF SENATE AMENDMENTS

Assembly Bill No. 774—An act to amend Sections 1158 and 497 of the Fish and Game Code, relating to closing of areas to hunting, or fishing.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 774?

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Section 1158", and insert "Sections 1158 and 497".

Amendment No. 2

In line 2 of the title of said bill, after "hunting", insert ", or fishing".

Amendment No. 3

On page 1, line 5, of said bill, strike out "and such filing shall be deemed a legal notice thereof,".

Amendment No. 4

On page 1, line 11, of said bill, after "direct.", insert

"The completion of such filing, publication and posting of any order shall be deemed legal notice thereof."

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 5

On page 1 of said bill, after line 11, insert

"SEC. 2 Section 497, of said code, is amended to read:

497. Any order issued under the provisions of Section 495 of this code shall be filed with the Secretary of State, [and such filing shall be deemed a legal notice thereof,] and shall be published twice in at least one newspaper of general circulation in any county affected by such order. The publications shall be separated by a period of not less than one week and not more than two weeks. The order shall be posted in such public places in each county as the director may direct *The completion of such filing, publication and posting of any order shall be deemed legal notice thereof.*"

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 774 by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Boyd, Brady, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—69.

NOES—None.

Assembly Bill No. 774 ordered enrolled.

Assembly Bill No. 780—An act to amend Section 2 of the Fish and Game Code, relating to definitions.

The question being: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 780?

Amendment No. 1

On page 1, line 18, of the printed bill, as amended in the Assembly on April 4, 1947, following "other", insert "marine".

The roll was called, and the Assembly concurred in Senate amendment to Assembly Bill No. 780 by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Boyd, Brady, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—69.

NOES—None.

Assembly Bill No. 780 ordered enrolled.

RECONSIDERATION OF ASSEMBLY BILL NO. 128

In compliance with a notice given on a previous day, Mr. Beck moved that the vote whereby Assembly Bill No. 128 was passed be reconsidered.

The roll was called, and Assembly Bill No. 128 reconsidered by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Boyd, Brady, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Maloney, McCollister, Miller, O'Day, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Thomas, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—63.

NOES—None.

Assembly Bill No. 128 ordered to third reading.

Request for Unanimous Consent That Assembly Bill No. 128 Be Withdrawn From Third Reading File, and Be Referred to Committee on Ways and Means

Messrs. Brady and Wollenberg asked for, and were granted, unanimous consent that Assembly Bill No. 128 be withdrawn from the third reading file, and be re-referred to the Committee on Ways and Means.

CONSIDERATION OF SENATE AMENDMENTS

Assembly Bill No. 257—An act to add Section 4041.21b to the Political Code and Section 26026 to the Government Code, relating to aid to the United States of America in the acquisition or improvement of government-owned airports and declaring the urgency thereof, to take effect immediately.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 257?

Amendment No. 1

On page 1, line 7, of the printed bill, strike out "acquire"; strike out lines 8 and 9; and in line 10, strike out "or donate equipment", and insert "contribute money".

Amendment No. 2

On page 1 of said bill, strike out lines 18 to 20, inclusive, and insert "may contribute money to the United States".

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 257 by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Boyd, Brady, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sherwin, Stanley, Thomas, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—66.

NOES—None.

Assembly Bill No. 257 ordered enrolled.

Assembly Bill No. 1145—An act to amend Section 789.1 of the Agricultural Code, relating to responsibility for transportation of fruits, nuts, and vegetables.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 1145?

Amendment No. 1

On page 1, line 3, of the printed bill, strike out "common carrier", and insert "carrier subject to the jurisdiction of the Public Utilities Commission".

Amendment No. 2

On page 1, line 6, of said bill, strike out "common".

Amendment No. 3

On page 1, line 8, of said bill, strike out "common".

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 1145 by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Boyd, Brady, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sherwin, Stanley, Thomas, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—66.

NOES—None.

Assembly Bill No. 1145 ordered enrolled.

Assembly Bill No. 1493—An act to amend Sections 20019, 20306, 20457, 20458, 20492, 20606, 20607, 20608, and 20803 of, and to add Sections 20021.5 and 20021.7 to the Government Code, relating to the State Employees' Retirement System, and providing for the inclusion, rights, benefits, contributions, and status of county peace officers therein.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 1493?

Amendment No. 1

In lines 2 and 3 of the title of the printed bill, strike out "Section 20021.5", and insert "Sections 20021.5 and 20021.7".

Amendment No. 2

In line 5 of the title of said bill, after "inclusion", insert ", rights, benefits, contributions, and status".

Amendment No. 3

On page 1 of said bill, after line 24, insert

"SEC. 2.5. Section 20021.7 is added to said code, to read:

20021.7. The provisions of this part relative to the inclusion of county peace officers in this system with the status of local safety members, and to benefits to and contributions by or in respect to county peace officers different from benefits to and contributions by or in respect to local miscellaneous members, do not apply to the employees of any contracting agency having a contract with the board made prior to the date this section takes effect, which contract does not provide for such different status, benefits, and contributions, unless and until the agency elects to make those provisions applicable to its employees by amendment to its contract with the board pursuant to Section 20461.5."

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 1493 by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Brady, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Weber, Wollenberg, and Mr. Speaker—67.

NOES—None.

Assembly Bill No. 1493 ordered enrolled.

Assembly Bill No. 881—An act to add Sections 5832.6, 5835.1, and 5835.2 to, and to amend Section 5837 of, the Streets and Highways Code and to add Section 4893 to the Health and Safety Code, relating to maintenance districts.

The question being: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 881?

Amendment No. 1

In line 4 of the title of the printed bill, as amended in the Assembly on April 18, 1947, strike out "sewer".

The roll was called, and the Assembly concurred in Senate amendment to Assembly Bill No. 881 by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Brady, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Weber, Wollenberg, and Mr. Speaker—67.

NOES—None.

Assembly Bill No. 881 ordered enrolled.

MESSAGES FROM THE GOVERNOR

STATE OF CALIFORNIA
GOVERNOR'S OFFICE, SACRAMENTO, May 23, 1947

To the Honorable Members of the Assembly
Sacramento, California

GENTLEMEN: In accordance with Section 16054 of the Government Code, I report the following judgment based on claim other than claims arising out of the provisions of Section 400 of the Vehicle Code, rendered against the State:

Department of Water and Power of the City of Los Angeles vs. the State of California, in the sum of $446.23. Judgment entered July 2, 1945 in Minute Book of the Municipal Court, City of Los Angeles, County of Los Angeles, State of California.

I am advised by the office of the Attorney General that this is the only judgment to be reported to the Legislature under the requirements of the Government Code section referred to.

Sincerely,

EARL WARREN, Governor

REQUESTS FOR PERMISSION TO INTRODUCE BILLS

The following request for permission to introduce a bill was presented:

By Messrs McMillan and Hollibaugh:

ASSEMBLY CHAMBER, SACRAMENTO, May 26, 1947

MR SPEAKER: In accordance with the provisions of Article IV, Section 2, of the Constitution, I request permission to introduce a bill, the title of which is as follows:

An act to provide for the regulation of the shoe rebuilding industry, creating the State Board of Shoe Rebuilders for such purpose, and prescribing its powers and duties.

Respectfully submitted.

LESTER A. McMILLAN
JONATHAN J. HOLLIBAUGH

Request referred to Committee on Legislative Procedure.

REPORTS OF STANDING COMMITTEES

Committee on Introduction of Bills

ASSEMBLY CHAMBER, SACRAMENTO, May 26, 1947

MR SPEAKER: Your Committee on Introduction of Bills, to which was referred the following bill, herewith returns the same with the recommendation that the author be permitted to introduce it:

By Messrs. McMillan and Hollibaugh:

An act to provide for the regulation of the shoe rebuilding industry, creating the State Board of Shoe Rebuilders for such purpose, and prescribing its powers and duties.

WEBER, Chairman

The roll was called, and permission granted by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Boyd, Brady, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Hahn, Hawkins, Heisinger, Hinton, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Weber, Wollenberg, and Mr. Speaker—66

NOES—None.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bill was introduced, and read the first time:

Assembly Bill No. 2695: By Messrs. McMillan and Hollibaugh—An act to provide for the regulation of the shoe rebuilding industry,

creating the State Board of Shoe Rebuilders for such purpose, and prescribing its powers and duties.

Referred to Committee on Governmental Efficiency and Economy.

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS (RESUMED)
CONSIDERATION OF SENATE AMENDMENTS

Assembly Bill No. 225—An act to amend Sections 29851 and 29852 of the Government Code, and Section 4082 of the Political Code, relating to duplicate county warrants.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 225?

Amendment No. 1

In line 2 of the title of the printed bill, after "Code," insert "and Section 4082 of the Political Code,"

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 2

On page 1 of the printed bill, following line 13, insert

"SEC. 3 Section 4082 of the Political Code is amended to read as follows:

4082. Whenever any warrant issued by the county auditor shall have been lost or destroyed before it has been paid by the county treasurer, the amount due thereon may be recovered by the legal owner or custodian thereof by filing with the county auditor, prior to the time the warrant shall become void as provided in Section 4095 of this code, an affidavit setting forth the fact of the loss or destruction of such warrant, giving the number, date, amount and name of the payee, together with all material facts relative to its loss or destruction

Upon the filing of the affidavit, the county auditor shall issue and deliver to such legal owner or custodian, a duplicate warrant *bearing the same date as the original warrant* for the full amount of the original warrant, and the county treasurer shall pay the duplicate, in lieu of the original warrant

[Such] *If the* duplicate warrant [must be] *is not* presented for payment to the county treasurer within the [same] time [limit set for] *within which* the original warrant [or] *could have been presented for payment* it is void.

A warrant shall be considered to have been lost if it has been mailed, and has not been received by the addressee within 20 days after the date of mailing

The auditor and treasurer shall each make the proper entries on their books, showing that such warrant has been lost or destroyed and that a duplicate warrant has been issued in lieu thereof.

SEC. 4 Sections 1 and 2 of this act become operative only if Title 3 of the Government Code is enacted by the Legislature at its Fifty-seventh Regular General Session and in such case at the same time as said Title 3 takes effect; at which time Section 4082 of the Political Code is hereby repealed"

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 225 by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Boyd, Brady, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Hahn, Hawkins, Heisinger, Hinton, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Weber, Wollenberg, and Mr Speaker—66

NOES—None.

Assembly Bill No. 225 ordered enrolled.

NOTICE OF MOTION TO WITHDRAW SENATE BILL NO. 1492 FROM COMMITTEE

Mr. Hinton gave notice that on the second legislative day he would move to withdraw Senate Bill No. 1492 from the Committee on Industrial Relations, and have it placed upon the file.

NOTICE OF MOTION TO WITHDRAW SENATE BILL NO. 1493 FROM COMMITTEE

Mr. Hinton gave notice that on the second legislative day he would move to withdraw Senate Bill No. 1493 from the Committee on Industrial Relations, and have it placed upon the file.

BILLS WITHDRAWN FROM INACTIVE FILE, AND PLACED ON THE THIRD READING FILE

The following bill was withdrawn from the inactive file, and placed upon the third reading file:

Assembly Bill No. 2481, on request of Mr. Brady.

NOTICE OF MOTION TO WITHDRAW ASSEMBLY BILL NO. 166 FROM INACTIVE FILE

Mr. Thomas gave notice that on the next legislative day he would move to withdraw Assembly Bill No. 166 from the inactive file, and have it placed upon the third reading file.

REQUEST FOR UNANIMOUS CONSENT THAT SENATE BILLS NOS. 343 AND 344 BE SET AS SPECIAL ORDER OF BUSINESS

Mr. Clarke asked for unanimous consent that Senate Bills Nos. 343 and 344 be set as a special order of business for Wednesday, May 28, 1947, at 10.30 a.m.

Mr. Beck withheld unanimous consent.

Motion to Set Special Order

Mr. Clarke moved that Senate Bills Nos. 343 and 344 be made a special order of business for Wednesday, May 28, 1947, at 10.30 a.m.

Mr. Erwin seconded the motion.

The roll was called, and the motion carried by the following vote:

AYES—Bennett, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, Conrad, Cramer, Crichton, Crowley, Lester T. Davis, M Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Erwin, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinton, Huyck, James, Johnson, Kilpatrick, Knight, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Rosenthal, Sherwin, Sillman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—59.

NOES—Beck, Carey, George D. Collins, Cooke, Dunn, Elliott, Evans, and Lyons—8.

REPORT OF COMMITTEE ON CONFERENCE

The following report of Committee on Conference was received, and read:

ASSEMBLY CHAMBER, SACRAMENTO, May 26, 1947

MR. PRESIDENT: The Committee on Conference concerning:

Senate Bill No. 666—An act making appropriations for the support of the Government of the State of California and for several public purposes in accordance with the provisions of Section 34 of Article IV of the Constitution of the State of California, to take effect immediately;

Consisting of the undersigned members, has met, and reports that it has agreed to recommend the following:

That the amendments of the Assembly be concurred in and that the bill, as amended on May 22, 1947, be further amended as follows:

Amendment No. 1

On page 67, line 23, of the printed bill, as amended in the Assembly on May 22, 1947, strike out the period, and insert "in augmentation of their respective appropriations for support for the 1947-1948 Fiscal Year."

Amendment No. 2

On page 27, line 34, of said bill, as amended, strike out "48,037", and insert "48,038".

Amendment No. 3

On page 44, line 33, of said bill, as amended, strike out "1,538,625", and insert "1,358,625".

Amendment No. 4

On page 2, line 25, of said bill, as amended, strike out "231,000", and insert "300,000".

Amendment No. 5

On page 36, line 25, of said bill, as amended, strike out "1,473,562", and insert "1,463,382".

Amendment No. 6

On page 36, line 34, of said bill, as amended, strike out "1,224,050", and insert "1,213,870".

Amendment No. 7

On page 36, line 39, of said bill, as amended, strike out "1,687,507", and insert "1,677,327".

Amendment No. 8

On page 36, line 51, of said bill, as amended, strike out "1,473,562", and insert "1,463,382".

Amendment No. 9

On page 37, line 18, of said bill, as amended, strike out "65,000", and insert "75,180".

Amendment No. 10

On page 38, line 17, of said bill, as amended, strike out "clinics", and insert "Clinics".

Amendment No. 11

On page 66 of said bill, as amended, between lines 39 and 40, insert

"3255—For Price and Population Increase Fund, to be allocated only on written authorization of the Department of Finance to the several hospitals, homes, prisons, correctional facilities, the University of California, schools, colleges, and training facilities for the blind, and to the Buildings and Grounds Division of the Department of Finance, in augmentation of their respective appropriations for support for the 1947-48 Fiscal Year, in such amounts as are necessary to meet increases in prices of commodities and utilities and increases in institutional populations over the levels upon which appropriations in this act have been bases ..... $2,000,000".

Amendment No. 12

On page 70 of said bill, as amended, strike out lines 34 to 51, inclusive

Amendment No. 13

On page 71, of said bill, as amended, strike out lines 1 to 12, inclusive, and insert

"SEC. 4. For carrying out further the provisions of Chapter 145, Statutes of 1946, there is hereby appropriated from the General Fund the sum of thirty-five million two hundred ninety-six thousand two hundred fifty dollars ($35,296,250), to be transferred on the effective date of this act to the postwar Employment Reserve in augmentation of the appropriation made in Section 6 of Chapter 145, Statutes of 1946 The schedule set forth in said Section 6 shall be augmented as follows:

University of California	10,707,000
Department of Education	4,717,000
Department of Mental Hygiene	2,300,000
Department of Corrections	4,322,250
Veterans' Home	860,000
Department of Agriculture	90,000
Adjutant General and National Guard	2,000,000
Department of Public Health	2,800,000
Miscellaneous repairs and improvements	7,500,000

Part or all of the sum appropriated by this section may be transferred in bonds valued at their market price plus accrued interest, computed as of the effective date of the transfer.

SEC. 4.5. There is hereby appropriated from the General Fund the sum of ninety-three million one hundred fifty thousand dollars ($93,150,000) to be transferred on the effective date of this act to the Postwar Employment Reserve to be expended for construction, improvements and equipment for state agencies as may hereafter be authorized by the Legislature.

Part or all of the sum appropriated by this section may be transferred in bonds valued at their market price, plus accrued interest computed as of the effective date of the transfer."

Amendment No. 14

On page 15, line 43, of said bill, as amended, after "Instruction", insert "and California State Historical Association".

Amendment No. 15

On page 15, line 44, of said bill, as amended, strike out "1,117,095", and insert "1,127,095".

Amendment No. 16

On page 16, line 3, of said bill, as amended, strike out "691,979", and insert "696,598".

Amendment No. 17

On page 16, line 4, of said bill, as amended, strike out "360,065", and insert "365,296".

Amendment No. 18

On page 16, line 5, of said bill, as amended, strike out "91,481", and insert "91,631".

Amendment No. 19

On page 16, line 7, of said bill, as amended, strike out "1,143,525", and insert "1,153,525".

Amendment No. 20

On page 16, line 16, of said bill, as amended, strike out "1,117,095", and insert "1,127,095".

RICH
SWING
HULSE
Senate Committee on Conference

WOLLENBERG
CALDECOTT
JOHNSON
Assembly Committee on Conference

The roll was called, and the report of the Committee on Conference concerning Senate Bill No. 666 adopted by the following vote:

AYES—Beck, Bennett, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—72.

NOES—None.

REQUEST FOR UNANIMOUS CONSENT THAT ASSEMBLY BILL NO. 76 BE WITHDRAWN FROM THIRD READING FILE, AND BE RE-REFERRED TO THE COMMITTEE ON MILITARY AFFAIRS

Mr. McCollister asked for, and was granted, unanimous consent that Assembly Bill No. 76 be withdrawn from the third reading file, and be re-referred to the Committee on Military Affairs.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 1781—An act to amend Sections 19601, 19607, and 19617 of, to add Sections 19601.5, 19601.6, and 19618 to, and to repeal Section 19616 of the Education Code, relating to child care centers.

Bill read third time.

Motion to Amend

Messrs. Geddes and M. Philip Davis moved the adoption of the following amendments:

Amendment No. 1

On page 2 of the printed bill, as amended in the Assembly on May 19, 1947, strike out lines 13 to 20, inclusive, and insert "of all wage earners of the child's immediate family is two hundred seventy-five dollars ($275) or less if there are two or more wage earners, or two hundred twenty-five dollars ($225) or less if there is but one parent in the home who, as sole wage earner, both supports and cares for the child; or unless the total monthly".

Amendment No. 2

On page 2, line 22, of said bill, strike out "main wage earner", and insert "family".

Amendment No. 3

On page 2 of said bill, strike out lines 28 to 33, inclusive, and insert "divided by 12 will not exceed such maximum."

Amendments read.

The roll was called, and the amendments adopted by the following vote:

AYES—Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cramer, Crichton, M. Philip Davis, Dickey, Dolwig, Doyle, Erwin, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Lowrey, Luckel, Lyons, Maloney, Niehouse, O'Day, Price, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—56.

NOES—Anderson, George D. Collins, Lester T. Davis, Ralph C. Dills, Dunn, Elliott, Evans, Hawkins, McCollister, McMillan, Miller, and Robertson—12.

Bill ordered reprinted, and re-engrossed.

Motion to Place Rush Order on Printing of Assembly Bill No. 1781

Mr. Geddes moved that a rush order be placed on the printing of Assembly Bill No. 1781.

Motion carried.

REQUEST FOR UNANIMOUS CONSENT TO BE EXCUSED

Mr. Geddes asked for, and was granted, unanimous consent that he be granted a leave of absence from June 2d to June 8th, inclusive, for the purpose of attending to personal business out of the State, and desired to waive his per diem.

REQUEST FOR UNANIMOUS CONSENT TO SET ASSEMBLY BILL NO. 1781 AS SPECIAL ORDER OF BUSINESS

Mr. Geddes asked for, and was granted, unanimous consent that Assembly Bill No. 1781 be set as a special order of business on Tuesday, May 27, 1947, at 10.35 a.m.

REQUEST FOR UNANIMOUS CONSENT THAT REPORT OF ASSEMBLY INTERIM COMMITTEE ON TRAFFIC AND PARKING CONDITIONS BE PRINTED IN THE JOURNAL

Mr. Evans asked for, and was granted, unanimous consent that a Report of the Assembly Interim Committee on Traffic and Parking Conditions in the City of Los Angeles be ordered printed in the Journal, in 10-point type.

Above mentioned report will appear prior to the motion to adjourn.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 479—An act to add Section 2160.4 to the Welfare and Institutions Code, relating to eligibility for old age security.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Roberston, Rosenthal, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—68.

NOES—None.

Bill ordered transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT THAT ASSEMBLY BILL NO. 1574 BE CONTINUED, AND HOLD ITS PLACE ON FILE

Mr. Ralph C. Dills, on behalf of Mr. Allen, asked for, and was granted, unanimous consent that Assembly Bill No 1574 be continued until the next legislative day, and hold its place on file.

FURTHER PROCEEDINGS UNDER CALL OF THE ASSEMBLY DISPENSED WITH ON MOTION TO WITHDRAW ASSEMBLY BILL NO. 470 FROM COMMITTEE

At 12.40 p.m., on motion of Mr. McMillan, further proceedings under the call of the Assembly were dispensed with.

The names of the absentees were called, and the motion to withdraw Assembly Bill No. 470 from the Committee on Judiciary lost by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Brown, Burns, Carey, George D. Collins, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Fletcher, Gaffney, Geddes, Hahn, Hawkins, Heisinger, Kilpatrick, Lowrey, Lyons, Maloney, McCollister, McMillan, Miller, O'Day, Robertson, Rosenthal, Thomas, Thorp, Thurman, and Wollenberg—38.

NOES—Blosser, Boyd, Brady, Burke, Butters, Caldecott, Clarke, Collier, Conrad, M. Philip Davis, Dickey, Dolwig, Erwin, Evans, Gannon, Grant, Grunsky, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Knight, Loomis, Luckel, Niehouse, Price, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Waters, Weber, and Mr. Speaker—37.

FURTHER PROCEEDINGS UNDER CALL OF THE ASSEMBLY DISPENSED WITH ON MOTION TO WITHDRAW ASSEMBLY BILL NO. 1247 FROM COMMITTEE

At 12.43 p.m., on motion of Mr. Lowrey, further proceedings under the call of the Assembly were dispensed with.

The names of the absentees were called, and the motion to withdraw Assembly Bill No. 1247 from the Committee on Municipal and County Government lost by the following vote:

AYES—Anderson, Beck, Berry, Boyd, Brady, Brown, Butters, Clarke, George D. Collins, Cooke, Cramer, Lester T. Davis, Dickey, Clayton A Dills, Ralph C. Dills, Doyle, Evans, Fletcher, Geddes, Hahn, Heisinger, Johnson, Kilpatrick, Lowrey, McCollister, McMillan, Miller, Rosenthal, Sherwin, Stephenson, Thomas, and Thorp—32.

NOES—Bennett, Blosser, Burke, Burns, Caldecott, Carey, Collier, Conrad, Crichton, Crowley, M. Philip Davis, Dolwig, Dunn, Elliott, Erwin, Gaffney, Gannon, Grant, Grunsky, Hinton, Hollibaugh, Huyck, James, Kirkwood, Loomis, Luckel, Lyons, Maloney, Niehouse, O'Day, Robertson, Silliman, Stanley, Stewart, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—40.

BILLS WITHDRAWN FROM INACTIVE FILE, AND PLACED ON THE THIRD READING FILE

The following bill was withdrawn from the inactive file, and placed upon the third reading file:

Assembly Constitutional Amendment No. 14, on request of Mr. Rosenthal.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1582—An act to require cooks, bus boys, waiters, waitresses, dishwashers, dishdryers, domestic servants, and all persons handling raw, cooked, or processed foods for human consumption to obtain certificates that they are free from communicable diseases.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, George D. Collins, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Maloney, McMillan, Miller, Niehouse, O'Day, Robertson, Rosenthal, Sheridan, Sherwin, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—65.

NOES—Boyd, Collier, Luckel, and Stewart—4.

Bill ordered transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT THAT ASSEMBLY JOINT RESOLUTION NO. 48 BE TAKEN UP, OUT OF ORDER

Mr. Lowrey asked for, and was granted, unanimous consent that Assembly Joint Resolution No. 48 be taken up, out of order, at this time.

CONSIDERATION OF ASSEMBLY JOINT RESOLUTION NO. 48

Assembly Joint Resolution No. 48—Relative to the production of baling wire.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—70.

NOES—None.

Resolution ordered transmitted to the Senate.

MOTION THAT SPEAKER APPOINT SELECT COMMITTEES

Mr. Dickey moved that the Speaker appoint Select Committees to inform the Governor, and Members of the Senate, that Dr. Stafford Warren is lecturing and showing pictures relative to the production of the atomic bomb in the Assembly Chamber on Tuesday evening, May 27, 1947; and to invite them to attend.

Motion carried.

Announcement of Select Committee Appointments

Pursuant to the motion made by Mr. Dickey, Speaker Collins announced the appointment of the following Select Committees:

Mr. M. Philip Davis, to inform His Excellency, the Hon. Earl Warren, Governor of the State of California, that he is invited to attend said event.

Mr. Caldecott, to inform the Members of the Senate, and to invite them to attend said event.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, May 26, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 50
Assembly Bill No. 2000

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

Committee on Ways and Means

ASSEMBLY CHAMBER, SACRAMENTO, May 26, 1947

MR. SPEAKER: Your Committee on Ways and Means, to which was referred:

Assembly Bill No. 2228

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

WOLLENBERG, Chairman

Above reported bill ordered to second reading.

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, May 26, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1781

And reports the same correctly re-engrossed.

WEBER, Chairman

Above reported bill ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 26, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 2191
Assembly Bill No. 2240

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

ANNOUNCEMENT OF COMMITTEE MEETINGS

It was announced that the following committees would hold meetings:

Upon adjournment, today—
Special Investigating Committee.

At 3 p.m., today—
Ways and Means.

At 8 p.m., tonight—
Judiciary.

REPORT OF ASSEMBLY INTERIM COMMITTEE ON TRAFFIC AND PARKING CONDITIONS IN CITY OF LOS ANGELES

AS ESTABLISHED BY HOUSE RESOLUTION NO. 34, ADOPTED JANUARY 13, 1947

Members: ASSEMBLYMEN JOHN W. EVANS, Chairman; CHARLES J. CONRAD and WILLARD M. HUYCK.

This committee was authorized and directed to ascertain, study and analyze all facts relating to traffic and parking in the City of Los Angeles, the means of promoting safety with respect thereto, and additional parking places in the City of Los Angeles.

The City of Los Angeles, among the 14 cities of the United States with populations of half a million or more, has the highest death rate from traffic accidents. In the last 12 months the city's traffic killed 505 persons. This is 27.9 traffic deaths for each 100,000 population. In Boston, for instance, only 65 were killed, or 8.4 for each 100,000 of population Each large city has one or more serious traffic problems, but the City of Los Angeles has all of them.

The lack of uniform traffic codes may not be evident on the accident records of towns with fixed populations, but in the City of Los Angeles due to the recent influx of people from other states, it helps to create the terrific death toll which occurs annually. During the past year, out-of-state motor-vehicle registration for the Los Angeles area alone have been running 530 daily, probably representing the number of families who have come to stay. In the last 12 months 930,708 out-of-state cars carrying 2,576,028 passengers, have come into the State of California.

The influence of parking on traffic accidents has not been sufficiently considered in studies on congestion and insufficient storage space and their relation to accident causes. Most motorists are daily confronted with the latter elements of the parking problem while parking accidents affect only those directly involved. Accidents and hazards related to parking, however, should be considered in all studies of parking. Data pertaining to them are valuable in determining correctives and can be a major factor in having changes adopted.

In both cities and states, collisions involving parked cars (including parking and unparking) constitute a substantial part of all accidents. The latest information compiled by the National Safety Council shows that 9.2 percent of all accidents in urban areas and 4.5 percent in rural areas involved parked cars. To these data can be added several others related to parked vehicles; 5 percent of the urban accidents involved cars leaving parked positions, 1.1 percent of the rural; 2.6 percent of the urban and 3.9 percent of the rural mishaps involved cars stopped in traffic. It is evident, then, that approximately 17 percent of city accidents and 10 percent of rural accidents involve vehicles which are parked, maneuvering into or from a parked position, or stopped in traffic. Only 1.3 percent of urban and 2.5 percent of rural fatal accidents involve parked cars.

Five percent of the pedestrians killed in cities and 6 percent of those killed in rural areas entered the roadway from behind parked cars. Nine percent of the pedestrians injured in each area came from behind parked vehicles.

Parking accidents in 10 large cities in 1940 ranged from 5 percent to 28 percent of all accidents reported.

The report of the Joint Fact-Finding Committee on Highways, Streets and Bridges has this to say about parking controls:

"The highway transportation system must provide not only for the safe efficient flow of traffic, but, to be completely effective, must include adequate terminal facilities for vehicles. Since curb parking obviously falls far short of meeting requirements and is a wasteful use of street space, off-street parking within convenient distance of the motorist's destination must be developed. This problem may be approached by considering the benefits that may be expected to accrue to those primarily concerned—the motorist, the merchant, the property owner, the city government and the State.

"It has been determined that the motorist is willing to pay a reasonable fee, if he can be assured of easily available parking facilities in desirable locations. The merchant is interested in making it convenient for customers to reach his store. The property owner is concerned with maintaining values of land and buildings, which may suffer if access is impaired. The city is responsible for maintaining the street system for the welfare of the community. The State has an over-all interest in the transportation system, must make sure that highways leading into and through cities operate at maximum efficiency by reason of adequate terminal facilities, and must protect its investment in streets of major importance by assuring that traffic is adequately handled.

"Each of these areas of interest holds a key to possible solutions of the off-street parking problem. Motorists, by reason of their willingness to pay reasonable parking fees, will support privately operated lots and garages if the service is adequate in relation to the cost. In some communities private capital has been able to operate parking lots and garages with sufficient capacity to meet the demand, and there is every reason to encourage and support such enterprises. Careful study of local conditions might readily disclose opportunities for profitable investment, especially if cooperation of merchants and civic organizations is forthcoming.

"There are many cases of parking facilities successfully operated by merchants or business groups, either free as a service to customers, or at a nominal fee, with deficits charged to the cost of doing business. The feasibility of this solution may depend largely upon availability of suitable space near the business that will benefit, and the ability of merchants to organize and manage such an activity.

"In many places, however, particularly in the large cities where property values are so high that lots and buildings cannot profitably be operated for parking, action must be taken on the basis of public responsibility."

In connection with its instructions, the Committee on Traffic and Parking in the City of Los Angeles held a hearing at the State Exposition Building, Los Angeles, February 27, 1947. The committee members present were: Chairman John W. Evans and Charles J. Conrad; also present was Assemblyman Don A. Allen.

Following is a summary and partial transcript of the testimony and proceedings at this hearing:

Committee: ASSEMBLYMEN JOHN W. EVANS, Chairman, and CHARLES J. CONRAD; also present ASSEMBLYMAN ALLEN

Mr. Evans introduced members of the committee and explained that it had been appointed by Speaker Sam Collins during the first session of the current meeting of the Legislature to study the traffic situation in Los Angeles. He further stated he thought traffic in Los Angeles was on a par with housing.

"If we are going to have 20,000 cars a month coming into the State, we should certainly provide for those automobiles and for parking. The committee was not appointed primarily to take up parking around the Coliseum or the park alone, but throughout the entire City of Los Angeles. We feel that if we could sit down and talk with the people interested throughout the community we might be able to work out a situation wherein all of the people in Los Angeles could adequately park their automobiles at the places of interest, and I don't mean just place of interest for athletic events, but certainly for the businessmen to be able to park their cars and to carry on their business and for the ladies to park their cars in the event they have to be in town to take care of their business.

"We have at the present time two bills before the California Legislature. One bill is authored by Mr. Huyck and provides for a political subdivision to purchase property or take property that is already owned by that subdivision, and rent it to private interests for the purposes of parking. There is another bill introduced by myself. This provides for putting auto parks under the Public Utilities Commission. That bill is based on the 1937 Warehousemen's Act wherein the State held that warehouses were a public necessity and subject to regulation by the Board of Public Utilities (Railroad Commission).

"I certainly believe that in cities of 100,000 or more, auto parks and traffic control are public necessities. It is just as important for us to have adequate parking facilities as it is to have gas and lights; and that is the purpose for which the committee was appointed by the Speaker."

Mr. Carl Bush, Assistant General Manager of the Downtown Businessmen's Association of Los Angeles, and director of their transportation department, took the stand.

"My department was organized for the particular purpose of planning and working with proper officials in the matter of parking, traffic movement, for both automobiles and public transportation. Due to many of these activities, I have been called on frequently by outside interests to aid in such problems. The Downtown Businessmen's Association as such, has no particular interest in this particular problem, but will be glad to give any assistance possible."

Mr. Bush stated:

"The Coliseum parking situation is at the very least a county-wide problem, since people come from all areas of the city. Lack of proper parking facilities can and usually does have a detrimental effect on the neighborhood or any place which tends to bring in large groups of people at one time, where the facility has no parking arrangements or inadequate facilities, or if it has been placed in a community after a large

amount of development has taken place. Then, inevitably, the concentration of such large numbers of cars works a hardship on businessmen and residents alike."

Q. "How do you feel with reference to a planned situation wherein the city, county and State combine under one central control, and do you feel this should or could thereby eliminate the problem?"

A. "I don't believe in city, county or State going into the parking business."

Q. "If we could secure vacant property around the Exposition Park wherein we could set the rates and allow favorable parking to the public —do you believe such a plan could be worked out?"

A. "To reply to your last question first, any move that materially restricts the freedom of operation of parking lot operators would automatically prevent your getting the parking you need. The only thing, from a private investment standpoint, that will provide parking for any institution or area is it shall be a profitable one, and any attempt to fix rates, etc., would automatically cut down the possibility of getting space. I think that is fundamental. Operating a parking lot is a risky business, so that you have to be extremely careful about throwing safeguards around such an arrangement. If the Coliseum or Sixth District or any other directorate involved could be certain that a reasonable amount of parking space could be provided under its own operation or under lease from them, they they could establish rates that were not exorbitant. That would have a considerable bearing, of course, on rates that could be charged elsewhere in the neighborhood. Rates are a very peculiar thing. The Coliseum can tell you that any number of people are willing to pay $2 parking fee for an event, particularly if it has cost them $10 or $20 or $30 for tickets. The amount of gouging done is comparatively small and would not occur if there were sufficient parking space at reasonable rates. It will continue until such space is provided. People would prefer to pay $2 next door to the Coliseum, rather than 50 cents a mile away."

MR. CONRAD: Would a one-way street have any effect on the traffic around the Coliseum, and would it be advisable?

MR. BUSH: That needs study. I am not in favor of, or unfavorable to, any point. It's just a question of mathematics. There is always trouble with a one-way street. The question in the operation of a one-way street is, is there a balancing road so that traffic can be spread both ways. The traffic jam around the Coliseum is of comparatively short duration, a few hours before and after.

DON ALLEN: Hasn't there been considerable buildings pulled down that are now being used for parking lots and the money lost to the taxpayers?

MR. BUSH: From a governmental standpoint, the return should be greater because it is being used for a more profitable purpose. Where the buildings have been torn down the income from the property is greater than when the building was on it. This is merely a presumption.

Deputy Chief B. R. Caldwell, of the Los Angeles City Police, Director of the Traffic Bureau, was next called to the stand.

Q. "What is the present method of operating private parking lots, and what prices do they charge?"

A. "The method is generally by police department permit after a license has been issued by the city clerk. Police department does not set rates, but grants a permit provided it meets the requirements and is in a proper zone."

Q. "Are there any operators without permits? How many?"

A. "Oh, yes, we have made no check."

Q. "Can they do this just because they own the property?"

A. "Legally, no, but the condition is tolerated. The matter has been checked by the chief investigator of the police commission, but neither we nor the Coliseum event managers have time to check the status of property operating as parking lots."

Q. "Do they carry insurance?"

A. "I doubt it. It is not required unless they are licensed. Licenses carry a $1,000 bond."

Q. "Are there many losses reported from these unlicensed lots?"

A. "There were 10 automobiles reported stolen from the auto parks in the vicinity of the Coliseum during all the events from July to December, 1946, from various locations."

Q. "When does the police department consider a car abandoned?"

A. "After it has been on the street for a long time and residents of the neighborhood protest. Technically, we begin to consider it abandoned after a lapse of five days and remove to a safe place. If a traffic hazard exists, we can effect an immediate removal from the street. If a car is damaged on private property the police department has no particular concern. One of the most serious problems is widening streets."

MR. EVANS: Wait a minute! You bring up condemnation procedures and people get mad.

MR. ALLEN: One of the first considerations should be to widen streets.

MR. EVANS: One group of people who own property have just as much right to park their cars in front of it.

CHIEF CALDWELL: The police department is in sympathy with the property owners.

Chief Caldwell was excused at this time.

Mr. Louis J. Canepa, president of the Coliseum Commission, was next called to the stand.

Mr. Canepa stated that Coliseum attendance for the year 1946 had been 1,720,627, for 60 events, making an average of 30,000 people per event. Ten to 15 per cent come by public transportation. The average per private car is 2.3. "We would like to see proper parking facilities, but we don't want to destroy the park or the neighborhood. The commission has taken no definite action, but the problem has been discussed. A maximum parking fee of 50 cents is what they would like to see."

"The plans shown in the newspapers two or three weeks ago was a pre-war one, worked out by a commission of 12 or 14 members, including the police department, city engineer, former Coliseum Manager, Ralph Chick, and others. The plan was dropped during the war, but has recently been taken up again. It is no hurried affair, but has had considerable study. It was planned to use the vacant property during time when there were no Coliseum events for soft ball and other playground uses. We do not contemplate any evictions at this time when homes are so greatly needed."

Mr. Canepa was then excused.

Mr. Paul T. Ferrar, vice president and assistant to the manager of the Wave Publications, was next called to the stand.

Q. "Does the present parking situation interfere with business in the neighborhood during Coliseum events?"

A. "During the ordinary course of business days there are two very definite problems—on Vermont and Santa Barbara. Parking is somewhat difficult in business districts generally, and particularly during events. Parking in the vicinity of these business districts is extremely limited on the streets. Parking lots are small or nonexistent, and the average customer does not mind going another block or so, but during events he cannot find room within a mile."

MR. EVANS: If we could arrange a plan to provide for central parking areas that would not in any way increase the housing shortage or jeopardize the property owner, wouldn't this reduce the number of cars that would be parked all the way south to Vernon?

A. "I would certainly hope so."

MR. EVANS: If we could get parking facilities north of Santa Barbara Avenue and use some of the vacant ground for parking purposes, I wonder if the answer to this isn't that we should take out all the green grass around here."

A general discussion of underground parking, particularly in San Francisco, was held at this time between members of the committee and the audience, particularly Mr. Busch. It was pointed out that the cost per car for San Francisco was far less than could be done now; also that it was not properly planned, and that the Los Angeles one would have sufficient provisions for ingress and egress, etc.

Mr. Ferrar was then questioned further as to his opinion of whether the neighborhood was deteriorating due to lack of parking facilities. His reply was

"Yes, generally. However, this should be qualified. On the west side of Exposition Park you have an old community of single residence dwellings. On the south side there are more multiple units and schools, as well as U. S. C. on the north, which have a tendency to influence values. Generally, the west side is suffering more than the others."

MR. CONRAD: We must consider the nature of the crowds as a whole—student body and kids are a small part of the capacity crowds. We must take cognizance of fact that community development as a whole is interested in bringing more events to the Coliseum. We certainly should endeavor to bring the 1952 Olympic Games to the Coliseum which will make a problem far greater than the 1932 Olympics.

DON ALLEN: Have you found that the people of this district really want to maintain the Coliseum and enter into an elaborate parking program?

MR. FERRAR: We have made no survey. Expressions of a community as a whole to a newspaper is generally received in two ways. Either personal contact or by letter writing. I have seen very little concrete evidence of either side of the question expressed in either of those ways. We have

had only three or four letters. One businessman of the district has been interested enough to come and ask for back issues which carried the story and go into the plan. Back copies are sold out now.

Mr. Ferrar was excused.

Mr. Ralph Dorsey, Traffic Engineer of the City of Los Angeles was called to the stand, and stated he believed a planned area providing for public parking around the Coliseum would in some way alleviate the situation. He also gave background information to the effect that he has the job of ordering up the "no parking" signs, and that all complaints that come to the city government finally end up on his desk; he therefore felt competent to talk intelligently on this subject because he had answered the complaints. He called to the committee's attention the "purpose of a street" and explained that they came by two means—deeds, and by contractual agreements for a specific purpose

"Every citizen of the State has an inalienable right to use the streets for his purposes. Parking of an automobile is an abatable nuisance. Remember, we have a further premise. Parking is not a right, it is a privilege. Businessmen and residents in this area suffer from Coliseum events at the present time. Section 370 and 373-a of the Penal Code are measures by which this nuisance can be abated. Remember distinctly that these people can enforce it on you in court. Automobiles must be parked off-street.

"To keep the record straight, I take full responsibility for conceiving this project. Back in 1939, because of the problem and the complaints of businessmen and resident property owners, I deemed it advisable to conduct a study to see if this problem could be sensibly approached. The outcome was the recommendation that the responsible agencies acquire and bring into being in a progressive order, three parking lots. (These agencies are the Coliseum Commission, city council, playground commission and board of supervisors.)

"I question seriously whether or not the building of parking lots as suggested will have any immediate effect on property prices. I am mindful of the courts' actions in all condemnations, and I feel that the courts will award a just price by due process of law.

"My original recommendation, in substance was, that the property on Vermont between Exposition and Santa Barbara be acquired as Unit No. 1. Second, I recommended the acquisition of the property north of Santa Barbara from Menlo to Figueroa; and third, the area on the east side of Figueroa which would be adjacent to the freeway. To understand the problem you must understand the habits of people: where they come from, what they are willing to pay, why only the number come who do. The man who attends a Coliseum event cannot afford to come and pay more for parking than he can for the event. Why not face the issue and then march forward. Let's approach this problem in a sensible way, based on facts and facts alone. If these lots are acquired and improved following the lines Mr. Bush said about Pershing Square, so that we can move this crowd under the streets and the upper deck used as advocated by

myself in this report for playgrounds when not used for parking and the lower deck carry under the streets, you can rest assured that it will save more than it will cost, not only to the surrounding property, but to the taxpayer at large.

"It will be the greatest calamity unless the Legislature brings into being during this session two things: (1) Acceptance of Senate Bill No. 5, modified to meet the needs, and (2) approach the off-street parking situation as it should be approached for all the citizens of this State, and particularly the Coliseum. I endorse the principles and the details as disclosed in the press. That is a preliminary plan and may have to be modified. This condition cannot continue.

"Publicity would have no immediate affect on the property values in this immediate vicinity. It is common knowledge that the State of California is to acquire the Harbor Freeway east of Figueroa, and this property to the east would be an integral part of that, and I don't believe it has disturbed values over there to any great extent. Fee ownership can be taken immediately and fair price set by the courts later.

"Heaviest traffic is from the west; smallest from the east. You can acquire ground cheaper than if you buy it and deck it in stories. Best solution is get a minimum amount of ground and deck it, even if it costs more.

"Bill Ackerman of U. C. L. A. and Arnold Eddy of U. S. C. did not see fit to accept my proposal 1941-1943 of a 5-cent rider on each ticket. The average man on the street hasn't had a break in these events. When he can come and park for a reasonable sum of 50 cents, then this Coliseum will give the State or the Coliseum Commission a greater rent. In asking for an increase of 5 cents per ticket, we took from the people $2,000 a game on the basis of 40,000 attendance and we saved them $3,000 a game on the garage charges.

"I would not recommend this parking lot unless I saw it through to a conclusion. Certain public street improvements would be beneficial and necessary. The problem around here is property. Take people on 43d and Vernon—with an 85,000 crowd those people can't even get to their own property. We must prohibit parking on the main arteries and force parking onto secondary streets. We must acquire property either by private capital or by government subsidy. I recommend that it be operated by private capital. People in this neighborhood are wondering whether or not the exits to the parking lots will create a hazard insofar as property is concerned. We should decide what the State should subsidize and then let the plan be subject to the approval of the constituted agencies. If you take these locations separately you will take the one adjacent to the freeway."

The meeting adjourned at 5.15 p.m.

The following communication was received by the committee and was ordered included in this report:

Hon. John W. Evans, Chairman,
Assembly Interim Committee on Traffic and Parking

DEAR SIR: When the Coliseum was erected in 1923 no one could foresee that 85 percent of the large audiences now attending at least 60

major events each year would arrive by their own automobiles. It is established practice now for adequate parking space to be included in plans for fairs, expositions, and sports and recreational facilities. This was not done in the case of the Coliseum or the other facilities in Exposition Park. The result has been a growing parking problem and congestion which interferes seriously with the use of all facilities in the park, deteriorates the use and value of property in the neighborhood, and threatens the very large investment of the State in Exposition Park. This problem has occupied the attention of this board for many years. They have expressed the opinion that it would be a prudent and necessary investment for the State to acquire additional land within the natural environs of the park to help solve the parking problem, to provide healthful and needed recreation facilities, to rescue the land from blight, and to create facilities for the future Olympic Games. We believe the board's decision is fully justified by the survey enclosed herewith.

Respectfully submitted.

LOUIS C. VENATOR, Secretary-Manager
Sixth District Agricultural Association

REPORT OF THE BOARD OF DIRECTORS OF THE SIXTH DISTRICT AGRICULTURAL ASSOCIATION

The need for some remedy to the existing parking and traffic problems has been recognized for some time past, and came to the front during the month as a result of a meeting with Members of the Legislature in January. Concrete action was taken on February 6th when the board instructed that a survey be made and recommendations presented. The detailed steps involved in this survey need not be recounted, but meetings have been held and opinions and advice obtained from many agencies, both official and otherwise, and from individuals having any connection with this problem. This includes some who might be unfavorably affected.

A number of meetings were held with members of the Coliseum Commission, representatives of the board of supervisors, city council, University of Southern California, city traffic engineer, traffic bureau of the police department. Downtown Businessmen's Association, Members of the Legislature, neighboring business and residential groups, and others. Studies were made of land values surrounding the park and the trend of these values, of the cost of diverting the various areas to automobile parking of various types, including underground, surface and overhead, of the probable financial return, and of similar factors.

Early in the survey, it was decided that this problem should be approached as a Sixth District and State Exposition Building matter, rather than as a Coliseum problem. There were several reasons for this. In the first place, it was soon apparent that it would be impossible to offer a complete solution to the Coliseum parking situation, which would involve parking space for a minimum of 18,000 cars and would cost upwards of $10,000,000. It was felt that legislative opinion and instructions as conveyed to representatives of the board during January did

not cover such an expenditure, or even the complete solution of the Coliseum's problems. It was also determined that a request for funds to round out the natural boundaries of the Sixth District's holdings in Exposition Park, and to provide some controlled parking area for various uses, would more nearly fulfill these instructions.

There are additional points in favor of such an approach, such as dealing with the lowest-priced ground in the neighborhood; setting up parking space sufficiently near that it will have constant capacity use and major financial return; and the probability of netting approximately 5 percent on the investment.

Our investigation favors the acquisition of three blocks between Menlo and Vermont, from Exposition Boulevard to Santa Barbara Avenue.

I. Specific reasons for selection of this area:

a. The cost of this area is considerably less than that of other adjacent sections, totaling $2,901,288 for purchase and conversion into parking areas, with a capacity of slightly over 5,000 cars. This breaks down to a cost of approximately $550 per car, whereas areas to the south and east of the park would cost $600 to $900 per car space because of the more valuable frontage and more expensive improvements.

b. This area is the closest available space to the Coliseum, to the Museum and the State Exposition Building. It is also nearest to the University of Southern California.

c. Acquiring this area rounds out the natural boundaries of the park, making it extend from one major traffic artery to another

d Acquisition of land, removal or demolition of present structures, conversion into parking space, and condemnation costs will be close to the $3,000,000 tentatively set as the amount obtainable.

e. The area is very largely unimproved or is used for inferior purposes and is generally deteriorating. Acquisition of this space would serve to check deterioration and to a considerable extent would improve the general level of the neighborhood.

f. Acquisition of the area at this time will be of considerable assistance in obtaining and accommodating the Olympic Games in 1952. Several of the larger apartment houses, for example, could be used for housing athletes at that time.

g. Acquisition of this specific area meets with less objection from businessmen and property owners than would be the case with any other available area. Some landscaping and possible part-time use as playgrounds would mean an improvement in the general appearance of the area and consequent improvement in surrounding private property values.

h. The area is adaptable to a wider use than other areas. Its proximity to the Museum and Exposition Building, and the U. S. C., means that considerable use could be made of portions of it for parking purposes even during the week. The remainder could be set up as playgrounds, of which there are insufficient in this area.

II. Description of the acreage involved:

As shown on Chart No. 2 attached, the area is devoted to approximately 35 percent residential and 25 percent business use. The remainder is vacant. Of the business buildings, at least half are badly deteriorated or are devoted to inferior uses. Nearly the same percentage holds true in the buildings devoted to residential use. The total area is 18 17 acres, with only a half-dozen structures of sufficient value to justify their continued use, even if they are owned and operated by the district. As soon as the housing shortage is over, a progressive plan for removing the other structures over a several years period can be instituted.

III. Operation:

a. Charts Nos. 4 and 5 show the ultimate operation. They also show the number of cars that can be handled and the estimated expense and income.

b. Capacity use: It is obvious that with any reasonable price range, this limited area will be filled to capacity for a minimum of 65 Coliseum events per year. With regard to the price range, witnesses at a recent legislative committee hearing stated as their opinion that $2 was not an excessive price. However, the district would obviously be criticized, as a public body, for charging this much. A maximum of $1 is recommended for big events, with 75 cents and even 50 cents for smaller events. No estimated profit is set up for weekday operation, as students will probably not be able to pay much more than operation costs, and it may be found advisable to give free parking to visitors to this building.

c. Financial data: The attached Chart No. 3 sets up the best available estimate covering acquisition costs (This is based on the city practice of multiplying assessed valuation by five for land and by seven for improvements.) Charts Nos. 4 and 5 show estimated operating costs and probable returns. It will be noted that the survey provides for one attendant for every 50 cars, whereas normal downtown procedure is one man for every 100 cars. This is done because of the pressure which results from heavy crowds coming and going in a limited time. The figures do not take into account the loss which will probably occur as a result of attendants withholding cash, but every other factor has been set up at a very unfavorable level. It will be further noted that even viewing the project in this light, the net for the 75-cent average parking fee for 65 events would be nearly, or possibly a little more than, $150,000, or approximately 5 percent.

d. Consolidation of existing independent parking lots under one management and the addition of more space does not change the existing traffic situation to any extent, and there will still be a serious problem involved in handling cars on the streets. However, officials of the police department believe that it will be possible to work out a plan whereby cars coming from and returning to certain sections of the city can be grouped in the same section of the

auto park, and that they can be handled as groups when leaving the auto park. This will be of some assistance in clearing the immediate vicinity.

IV. Alternative operating plans: There are three possible ways of handling this project:

a. District management and operation.

b. Full concession.

c. Operation on a percentage basis.

Private parking lot operators would be glad to bid on a concession, but we are informed that 50 percent of the net would be the average bid. This would reduce the income considerably, even despite handicaps and inefficiencies which are said to result from governmental operation. It might be possible to find an honest operator who would manage the project for a smaller percentage of the net, providing the district paid all operating expenses and took all other responsibility. It has not yet been possible to investigate this possibility.

Exhibit No. 2

STATUS OF PRESENT BUSINESSES AND DWELLINGS

Blocks Nos. 1, A-2, A-3

	Sq. ft.	*Percentage of area*
Business w/Bldgs.		
Class "A" Business	103,405	13
Inferior	94,750	12
Dwellings		
Average	35,000	4
Below average	101,290	13
Flats and apartments		
Good	154,475	18
Inferior	------	----
Vacant lots (Used only for parking)	270,650	34
Alley space	46,180	6
Total	805,740	100

Approximate No. cars parked under present conditions:	
In vacant lots	1,800
Between dwellings and in business lots	800
Total	2,600

Exhibit No. 3

Block	*Area*		*Acres*	*Est. cost land & imp.**	*Est. cost of parking imp. 16¢ per sq. ft.*	*Estimated total cost*	*Estimated capacity in cars*	*Cost per car space*	*Present taxes*
A-1	Vermont Menlo	----298,080 sq. ft.	6.61	$438,230 419,290	$47,693	$905,213	1987	--	$4,787.77 3,771 73
A-2	Vermont Menlo	----216,000 sq. ft.	4.95	267,090 177,400	34,560	479,050	1440	--	2,811.04 1,778.21
A-3	Vermont Menlo	----291,660 sq. ft.	6.61	544,260 926,100	46,665	1,517,025	1944	--	9,157 66 6,081.11
		805,740 sq. ft.	18.17	$2,772,370	$128,918	$2,901,288	5371	$540	$28,387.52

* Based on ratios used by Los Angeles city appraisers Five times assessed value for land and seven times assessed value for improvements is believed to be current real estate value

Exhibit No. 4

ESTIMATED COSTS—ACQUISITION AND OPERATION

Estimated Costs of Open Air Parking, All Cars Handled by Attendants, with 12 Income-Producing Buildings Left Intact (179,800 Sq. Ft.)

Investment (4,000 car spaces)		
Land and improvements		
(805,740 sq. ft. @ $3 60 per sq. ft.)	$2,772,370	
Condemnation costs		
(88 parcels, 10 percent court costs)	14,000	
Improvement of parking areas		
(600,000 sq. ft. @ $0.16 per sq. ft.)	96,000	
Total investment		$2,882,370
Fixed costs		
Insurance ($250 per 100 cars)	10,000	
Maintenance ($0 02 per sq. ft)	12,000	
Lights, water, etc.	50	
Total fixed costs, annually		22,050
Handling costs		
Attendants' wages		
(1 per 50 cars @ $1 10 per hour, 5 hours)	28,600	
Management wages	6,560	
Printing supplies, etc.	390	
Total handling costs, annually		35,550
Maintenance and operation of buildings		117,600
Total estimated costs per year		$175,200

Exhibit No. 5

ANNUAL ESTIMATED INCOME

Where Improved Property Continues in Present Use

Rentals			
Income property	$141,687		
4,000 cars, 65 events per year @ $0.75 per car	195,000		
Total Estimated Annual Revenue		$336,687	
Less Estimated Annual Costs		175,200	
Total Estimated Annual Net Income			$161,487

Respectfully submitted.

JOHN W. EVANS, Chairman
CHARLES J. CONRAD
WILLARD M. HUYCK

GUESTS EXTENDED PRIVILEGE OF ASSEMBLY FLOOR

On request of Mr. Wollenberg, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mr. B. J. Feigenbaum and his son Joseph, from San Francisco.

On request of Mr. Thorp, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to C. L. Blomquist, Mrs. Muriel Hale, teachers of the Dent Union School of Escalon, and the following pupils: Barney Nickelson, Philip Young, Albert Hulsey, Tommy Williams, Allan Ham, Bobby Abernathy, Roger Albin, Carl Tipps, Ronald Bonzi, Richard Dawson, Alfred Hulsey, Billy Nelson, Wiley Webb, Jim Prater, Delwyn Eliason, Jack Reece, Bob Louriero, Dyan Shugart, Darlene Kalbach, Mary Jo Smith, Barbara Eddy, Lynne Wood, Glenda Martin, Thelma Walker, Evelyn Sherrod, Georgia Lou Lemkuil, Barbara Cline, Dolly Lindman, Laverne Bunch, Bonnie Skiles,

Elaine Runsten, Nancy Parsons, Ann Hanson, David League, Robin Blomquist, Carl Hulsey, Don Oliver, Merlin Murken, Paul Reichmuth, Larry Goecken, Frank Lial, Donald Anderson, Warren Hale, and Franklin Philips.

On request of Mr. Conrad, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Dr. A. Rosen, Dr. S. M. Schwartz, Dr. E. Leean, and Dr. C. L. Anderson of Los Angeles.

ADJOURNMENT

At 1.11 p.m., on motion of Mr. Dickey, the Speaker declared the Assembly adjourned until 9 a.m., Tuesday, May 27, 1947.

SAM L. COLLINS, Speaker

GERALDINE B. HADSELL, Minute Clerk

CALIFORNIA LEGISLATURE
FIFTY-SEVENTH (GENERAL) SESSION

ASSEMBLY DAILY JOURNAL

SEVENTY-FIFTH LEGISLATIVE DAY
ONE HUNDRED FORTY-SECOND CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO
Tuesday, May 27, 1947

The Assembly met at 9 a.m.

Hon. Sam L. Collins, Speaker of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—75.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. Raymond Renwald:

Look mercifully, O Lord, and with a pleased and kind attention upon our prayers, and do Thou accept them even as Thou wast pleased to accept the offerings of Thy just servant Abel, and the sacrifice of Abraham, our patriarch, and that which Melchisedech, Thy high priest, offered up to Thee, a holy sacrifice, and a spotless victim—AMEN.

READING OF THE JOURNAL DISPENSED WITH

On motion of Mr. Caldecott, further reading of the Journal of the previous legislative day was dispensed with.

LEAVES OF ABSENCE FOR THE DAY

The following member was granted leave of absence for the day, because of illness:

Mr. Hinckley, on motion of Mr. Erwin.

The following members were granted leaves of absence for the day, and desired to waive their per diems:

Mr. Debs, on motion of Mr. Evans.
Mr. Allen, on motion of Mr Evans.
Mr. Field, by unanimous consent.
Mr. Thurman, on motion of Mr. Grunsky.

COMMUNICATIONS

By the Chief Clerk:

A communication from Mrs. Helen S. Giffen, Secretary of the Society of California Pioneers, relative to expressing appreciation for a resolution, adopted by the Assembly on the death of Mrs. Josephine Laude Mahe, of San Francisco, was received, and ordered filed with the Secretary of State.

REPORT OF SELECT COMMITTEE

Mr. Caldecott reported that the duties of the Select Committee, appointed by Speaker Collins to wait upon the Senate, and to invite its members to attend the lecture to be given by Dr. Stafford Warren tonight, had been discharged.

REQUEST BY SPEAKER

Speaker Collins requested the Sergeant-at-Arms, and all Members of the Assembly, to see that the Members of the Senate are advantageously seated at tonight's event, and stipulated that they are to be given first preference on the floor of the Assembly.

RE-REFERENCE OF BILLS

By order of the Speaker, the following bill was withdrawn from the Committee on Industrial Relations, and re-referred as follows:

Senate Bill No. 258 re-referred to Committee on Finance and Insurance.

REPORTS OF STANDING COMMITTEES

Committee on Public Utilities and Corporations

ASSEMBLY CHAMBER, SACRAMENTO, May 26, 1947

MR. SPEAKER: Your Committee on Public Utilities and Corporations, to which was referred:

Senate Bill No. 443

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

KNIGHT, Vice Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 26, 1947

MR. SPEAKER: Your Committee on Public Utilities and Corporations, to which was referred:

Assembly Bill No. 2139

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be re-referred to Committee on Municipal and County Government.

KNIGHT, Vice Chairman

Above reported bill re-referred to Committee on Municipal and County Government.

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, May 27, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 680	Assembly Bill No. 2297
Assembly Bill No. 884	Assembly Bill No. 2334
Assembly Bill No 885	Assembly Bill No. 2336
Assembly Bill No. 980	Assembly Bill No. 2339
Assembly Bill No. 1556	Assembly Bill No 2340
Assembly Bill No. 1901	Assembly Bill No. 2666
Assembly Bill No. 2286	

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 27, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 258	Assembly Bill No. 1979
Assembly Bill No 1464	Assembly Bill No. 2367

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 26, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 335—An act amending Section 3 of an act entitled "An act providing for the creation of revolving funds in counties and townships of the State," approved May 9, 1923, and amending Section 29327 of the Government Code, relating to county revolving funds;

Assembly Bill No. 439—An act to amend Section 2943 of the Penal Code, relating to the discharge of prisoners, and specifying the privileges, funds, and clothing to be provided thereupon;

Assembly Bill No. 568—An act to amend Section 699 of the Vehicle Code, relating to the length of vehicles;

And reports that the same have been correctly enrolled, and presented to the Governor on the twenty-sixth day of May, 1947, at 3 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, May 26, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 776—An act to amend Section 456 of the Fish and Game Code relating to shipment of game;

Assembly Bill No. 830—An act to amend Section 887 of the Fish and Game Code relating to fishing in Salton Sea;

Assembly Bill No. 831—An act to amend Section 92 of the Fish and Game Code relating to District 22;

And reports that the same have been correctly enrolled, and presented to the Governor on the twenty-sixth day of May, 1947, at 3 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, May 26, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 858—An act to amend Section 5 of an act entitled "An act relating to the determination of the wartime population of cities or cities and counties for purposes of allocation of moneys from the State Highway Fund and from the Motor Vehicle License Fee Fund for expenditures therein, and declaring the urgency thereof," approved May 18, 1943, relating to the time said act remains in effect, and declaring the urgency thereof, to take effect immediately;

Assembly Bill No. 943—An act to add Section 403 to the Agricultural Code, relating to lawful fences;

Assembly Bill No. 952—An act to add Section 1192.1 to the Insurance Code, relating to excess funds investments of incorporated insurers;

And reports that the same have been correctly enrolled, and presented to the Governor on the twenty-sixth day of May, 1947, at 3 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, May 26, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 992—An act to amend Sections 795 and 796.2 of, to add Section 795.5 to, and to repeal Section 795.2 of, the Agricultural Code, relating to citrus fruits;

Assembly Bill No. 1086—An act to amend Section 806 of the Agricultural Code, relating to standards for plums and fresh prunes, and declaring the urgency of this act to take effect immediately;

Assembly Bill No. 1136—An act to amend Section 128 of the Agricultural Code, relating to the holding of plants and other things on premises;

And reports that the same have been correctly enrolled, and presented to the Governor on the twenty-sixth day of May, 1947, at 3 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, May 26, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1137—An act to amend Section 139 of the Agricultural Code, relating to newly discovered pests;

Assembly Bill No. 1139—An act to repeal Sections 153.1, 153.2, and 153.3 of the Agricultural Code, relating to Oriental fruit moth host plants and crops;

Assembly Bill No. 1141—An act to amend Sections 912, 914, 915, 915.1, 916.5, 917.3, 917.4, 917.5, and 918 of, and to add Sections 914.9, 915.2, 916.1, and 920 to, the Agricultural Code, relating to seeds;

And reports that the same have been correctly enrolled, and presented to the Governor on the twenty-sixth day of May, 1947, at 3 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, May 26, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1146—An act to amend Section 751 of the Agricultural Code, relating to fruit, vegetable, and agricultural products inspection and certification;

Assembly Bill No. 1231—An act to amend Sections 312 and 317 of, and to add Section 317.5 to, the Agricultural Code, relating to meat inspection and slaughterhouses;

Assembly Bill No. 1232—An act to amend Section 487 of the Penal Code, relating to grand theft;

And reports that the same have been correctly enrolled, and presented to the Governor on the twenty-sixth day of May, 1947, at 3 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, May 26, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1245—An act to add Section 9516.1 to the Business and Professions Code, relating to cleaning and dyeing establishments;

Assembly Bill No. 1280—An act to add Section 7 to an act entitled "An act providing for the creation of revolving funds in the counties and townships of the State," approved May 9, 1923, and to add Section 29331 to the Government Code, relating to revolving funds of purchasing agents in certain counties;

Assembly Bill No. 1402—An act to amend Section 18575 of the Government Code, relating to service by mail by the State Personnel Board;

And reports that the same have been correctly enrolled, and presented to the Governor on the twenty-sixth day of May, 1947, at 3 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, May 26, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1404—An act to add Section 18682 to the Government Code, relating to hearings by the State Personnel Board;

Assembly Bill No. 1553—An act to amend Section 852a of an act entitled "An act to provide for the organization, incorporation, and government of municipal corporations," approved March 13, 1883, relating to the council-manager form of government in cities of the sixth class;

Assembly Bill No. 1554—An act to amend Section 19182 of the Streets and Highways Code, relating to highway lighting districts;

And reports that the same have been correctly enrolled, and presented to the Governor on the twenty-sixth day of May, 1947, at 3 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, May 26, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1627—An act to amend Sections 27281 and 27300 of the Streets and Highways Code, relating to toll charges and revenues of bridge and highway districts;

Assembly Bill No. 1644—An act to amend Sections 862b and 878 of an act entitled "An act to provide for the organization, incorporation, and government of municipal corporations," approved March 13, 1883, relating to powers of city councils in cities of the sixth class;

Assembly Bill No. 1772—An act to amend Section 3209.3 of the Labor Code, relating to workmen's compensation and insurance;

And reports that the same have been correctly enrolled, and presented to the Governor on the twenty-sixth day of May, 1947, at 3 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, May 26, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1774—An act to amend Section 1679 of the Business and Professions Code, relating to revocation or suspension of licenses to practice dentistry;

Assembly Bill No. 1775—An act to amend Section 1627 of the Business and Professions Code, relating to the practice of dentistry;

Assembly Bill No. 1800—An act to amend Sections 6409, 6413, and 6500 of the Labor Code, relating to industrial injury reports;

And reports that the same have been correctly enrolled, and presented to the Governor on the twenty-sixth day of May, 1947, at 3 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, May 26, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1843—An act to amend Sections 6650 and 6661 of the Welfare and Institutions Code, and to amend and renumber Section 6656.5 thereof to be Section 6657, relating to patients in state institutions under the jurisdiction of the Department of Mental Hygiene, and making provision concerning the support, funds, and property of such patients;

Assembly Bill No. 1991—An act to amend Section 694 of, and to add Section 40.5 to, the Vehicle Code, relating to size and width of vehicles;

Assembly Bill No. 2124—An act to amend Section 337.5 of the Code of Civil Procedure, relating to the limitation of actions;

And reports that the same have been correctly enrolled, and presented to the Governor on the twenty-sixth day of May, 1947, at 3 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, May 26, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 2323—An act to repeal Chapter 929, Statutes of 1939, relating to farm finance;

Assembly Bill No. 2435—An act to add Sections 750.1 and 750.2 to the Insurance Code, and to amend Section 12400 of the Insurance Code, relating to the payment of rebates and commissions by title insurers;

Assembly Bill No. 2436—An act to amend Section 6816 of the Public Resources Code, relating to the disposition of moneys credited to the State Lands Act Fund;

And reports that the same have been correctly enrolled, and presented to the Governor on the twenty-sixth day of May, 1947, at 3 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, May 26, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 2665—An act to amend Section 36 of the Civil Code, relating to contracts of minors;

Assembly Bill No. 2669—An act to provide for the adoption of red scale eradication programs;

And reports that the same have been correctly enrolled, and presented to the Governor on the twenty-sixth day of May, 1947, at 3 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, May 26, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Joint Resolution No. 47—Relative to memorializing Congress, the President of the United States, and Secretary of War to maintain intact the ordnance distribution center at Benicia, California;

And reports that the same has been correctly enrolled, and presented to the Secretary of State on the twenty-sixth day of May, 1947, at 3 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, May 26, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1085—An act to amend Section 804 of the Agricultural Code, relating to standards for pears, and declaring the urgency of this act to take effect immediately;

Assembly Bill No. 1118—An act to add Section 162 to the Revenue and Taxation Code, relating to charging of fees for certified copies of redemption certificates and other documents or records;

Assembly Bill No. 1120—An act to amend Sections 3490, 3492, 3493, 3494, 3495, and 4339 of the Revenue and Taxation Code, relating to postponement of tax sales and declaring the urgency thereof to take effect immediately;

And reports that the same have been correctly enrolled, and presented to the Governor on the twenty-sixth day of May, 1947, at 5 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, May 26, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 891—An act to amend Sections 526 and 528 of the Business and Professions Code, relating to the State Medical Library;

Assembly Bill No. 913—An act to amend Section 4131 of the Political Code and Section 27322 of the Government Code, relating to county recorders;

Assembly Bill No. 934—An act to amend Section 652 of the Elections Code, relating to members of precinct boards;

And reports that the same have been correctly enrolled, and presented to the Governor on the twenty-sixth day of May, 1947, at 5 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, May 26, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 633—An act to amend Section 571.5 of the Elections Code, relating to division of electors in a precinct into groups;

Assembly Bill No. 695—An act to amend Section 261b, as added by Chapter 1031 of the Statutes of 1943, of the Code of Civil Procedure, relating to fees for phonographic reporters;

Assembly Bill No. 802—An act to amend Section 759.1 of the Political Code, relating to reporters for district courts of appeal;

And reports that the same have been correctly enrolled, and presented to the Governor on the twenty-sixth day of May, 1947, at 5 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, May 26, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 16—An act to amend Sections 11777, 11786, and 11793 of the Insurance Code, pertaining to the administration and organization of the State Compensation Insurance Fund;

Assembly Bill No. 213—An act to add Section 44.11 to the Vehicle Code, relating to authorized emergency vehicles;

Assembly Bill No. 361—An act to amend Section 14451 of, and to add Section 14453 to, the Education Code, relating to the California State Teachers' Retirement System;

And reports that the same have been correctly enrolled, and presented to the Governor on the twenty-sixth day of May, 1947, at 5 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, May 26, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1123—An act to validate certain acts of taxing agencies and revenue districts and of their officers, relating to taxation of property;

Assembly Bill No. 1125—An act to repeal Sections 3495, 3511.3, 3511.4, 3511.5 and all of Chapter 4.6, Part 6, Division 1, of the Revenue and Taxation Code, relating to the termination of the right of redemption of tax-deeded property, and declaring the urgency thereof, to take effect immediately;

Assembly Bill No. 1126—An act to amend Section 3511.4 of and to suspend and postpone the operation of Sections 3511.3, 3511.5, 3571, 3571.3, 3571.5, 3572, 3573, 3574, 3575, 3576, 3577, and 3578 of the Revenue and Taxation Code, relating to the termination of the right of redemption and declaring the urgency thereof, to take effect immediately;

And reports that the same have been correctly enrolled, and presented to the Governor on the twenty-sixth day of May, 1947, at 5 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, May 26, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1134—An act to amend Section 120 of the Agricultural Code, relating to nursery license fees and renewal penalties;

Assembly Bill No. 1206—An act to amend Section 4245 of the Political Code and Section 28116 of the Government Code, relating to compensation for public service in counties of the sixteenth class;

Assembly Bill No. 1451—An act to amend Section 4733 of the Health and Safety Code, relative to compensation of members of the governing bodies of county sanitation districts;

And reports that the same have been correctly enrolled, and presented to the Governor on the twenty-sixth day of May, 1947, at 5 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, May 26, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1615—An act to add Section 6b to an act entitled "An act authorizing the establishment of municipal courts, prescribing their constitution, regulation, government, procedure and jurisdiction, and providing for the election and appointment of the judges, clerks, and other attaches of such courts, their terms of office, qualification and compensation and for the selection of jurors therein," approved May 23, 1925, relating to municipal courts;

Assembly Bill No. 1672—An act to amend Sections 8007 and 8008 of the Education Code, relating to the maintenance of schools by school districts;

Assembly Bill No. 1821—An act to amend Sections 3355, 3359, 3537, 3552.4, 3702, 3704, 3718, 3719, 3803, 3804, and 4655 of the Revenue and Taxation Code, to clarify and provide uniform procedure in connection with sales of tax-deeded property;

And reports that the same have been correctly enrolled, and presented to the Governor on the twenty-sixth day of May, 1947, at 5 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, May 26, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 2029—An act to amend Section 11770 of the Insurance Code, relating to the organization of the State Compensation Insurance Fund;

Assembly Bill No. 2670—An act to amend Sections 102 and 112 of the Insurance Code, relating to insurance;

And reports that the same have been correctly enrolled, and presented to the Governor on the twenty-sixth day of May, 1947, at 5 p.m.

WEBER, Chairman

ANNOUNCEMENT OF APPOINTMENTS

Pursuant to the provisions of Senate Bill No. 363, which provides for a new method of appointment of the legislative members of the State Property Acquisition Board, for the interim period between now and the effective date of another bill providing for the elimination of this board and the consolidation of its duties with the State Public Works Board, Speaker Collins announced the continuing appointments of Messrs. Knight and Boyd, as members of said committee.

CONSIDERATION OF DAILY FILE

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 2228—An act making an appropriation for surveys, plans, estimates, preliminary engineering and other preliminary expenses for a toll bridge or other toll highway crossing across the Bay of San Francisco from the City and County of San Francisco to the County of Alameda.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Ways and Means:

Amendment No. 1

At the end of the printed bill, as amended, strike out the period, and insert a semicolon and "provided, that in the event revenue bonds are not issued and sold for the construction of an additional toll bridge or other toll highway crossing any moneys expended hereunder for surveys, plans, estimates, preliminary engineering or other preliminary expenses shall be returned to the General Fund in the State Treasury from the tolls and revenues of the existing San Francisco-Oakland Bay Bridge, but only after all revenue bonds issued and sold by the California Toll Bridge Authority for the construction of said bridge, or for the refunding of the indebtedness thereof, have been fully redeemed and paid and all other obligations of the bridge have been fully satisfied, including repayment to the State Highway Fund of all moneys appropriated by the State and expended from the State Highway Fund for the acquisition and construction of the highway approaches leading to and upon such toll bridge at both the Alameda County and the San Francisco ends thereof, as provided by Section 30607 of the Streets and Highways Code. The California Toll Bridge Authority is hereby authorized to continue to fix and collect tolls on said bridge for the purpose of reimbursement of the General Fund as may be required by this proviso"

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, May 26, 1947

MR SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted the report of the Committee on Conference concerning:

Senate Bill No. 666—An act making appropriations for the support of the Government of the State of California and for several public purposes in accordance with the provisions of Section 34 of Article IV of the Constitution of the State of California, to take effect immediately.

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

SENATE CHAMBER, SACRAMENTO, May 26, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to:

Senate Bill No. 526
Senate Bill No. 480
Senate Bill No. 486
Senate Bill No. 82
Senate Bill No. 84
Senate Bill No. 85
Senate Bill No. 87
Senate Bill No. 971
Senate Bill No. 1097
Senate Bill No. 1110
Senate Bill No. 1226
Senate Bill No. 1283
Senate Bill No. 1560
Senate Bill No. 184

J. A BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

SENATE CHAMBER, SACRAMENTO, May 26, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed:

Senate Bill No. 259
Senate Bill No. 434
Senate Bill No. 558
Senate Bill No. 1173
Senate Bill No. 1203
Senate Bill No. 1024
Senate Bill No. 1026
Senate Bill No. 1250
Senate Bill No. 1384
Senate Bill No. 1542

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS

The following bills were read the first time:

Senate Bill No. 259—An act to amend Section 4661 of the Labor Code, relating to compensation for permanent disability under the Workmen's Compensation Act.

Referred to Committee on Industrial Relations.

Senate Bill No. 434—An act to add Sections 3024.5, 3047.5, and 3048.5 to, and to amend Sections 2926, and 3049 of the Penal Code, relating to the detention of prisoners.

Referred to Committee on Judiciary.

Senate Bill No. 558—An act to amend Section 10603 of the Education Code, relating to the course of study in junior colleges.

Referred to Committee on Education.

Senate Bill No. 1173—An act to add Section 6359.5a to the Revenue and Taxation Code, relating to the sales and use taxes and exemptions therefrom, to take effect immediately.

Referred to Committee on Revenue and Taxation.

Senate Bill No. 1203—An act to amend Sections 9 and 12 of the Municipal Water District Act of 1911, relating to the organization, government and powers of municipal water districts.

Referred to Committee on Municipal and County Government.

Senate Bill No. 1024—An act to add Section 10052.1 to the Education Code, relating to mandatory instruction in American principles as prerequisite to problem study in specified subjects.

Referred to Committee on Education.

Senate Bill No. 1026—An act to add Article 10 to Chapter 1 of Division 5 of the Education Code, relating to courses of instruction in sex relations.

Referred to Committee on Education.

Senate Bill No. 1250—An act to add Section 401 5 to the Revenue and Taxation Code, relating to issuance of appraisal data by board to assessors.

Referred to Committee on Revenue and Taxation.

Senate Bill No. 1384—An act to amend Sections 4.1, 7, 12, 24.4, 28, 34a, 34b, 39, and 40 of, to add Sections 37.5 and 59.7 to, and to repeal Section 48.6 of, the Alcoholic Beverage Control Act, relating to alcoholic beverages control.

Referred to Committee on Public Morals.

Senate Bill No. 1542—An act to amend Section 4460 of the Labor Code, relating to permanent and temporary disability under the Workmen's Compensation Act.

Referred to Committee on Finance and Insurance.

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS
CONSIDERATION OF SENATE AMENDMENTS

Assembly Concurrent Resolution No. 35—Relative to the designation of Arbor Day.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Concurrent Resolution No. 35?

Amendment No. 1

On page 1, line 9, of the printed measure, strike out "should be our", and insert "offers a distinct".

Amendment No. 2

On page 1, line 10, of said measure, after "replenish;" insert "and

WHEREAS, It would be most appropriate for California permanently to establish March 7th which is also the anniversary of the birth of Luther Burbank, as the day on which it shall annually observe and commemorate Arbor Day;".

Amendment No. 3

On page 1 of said measure, strike out lines 12 to 15, inclusive, and insert "Senate thereof concurring. That in order to arouse more general interest in the observance of Arbor Day by the people of California, and in commemoration of the anniversary of the birth of Luther Burbank, that the Governor is hereby respectfully requested annually to issue a proclamation for the observance of March 7th as Arbor Day and also calling attention to the significance of the day as the anniversary of the birth of the great naturalist; and be it further".

The roll was called, and the Assembly concurred in Senate amendments to Assembly Concurrent Resolution No. 35 by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, Conrad, Lester T. Davis, M. Philip Davis, Ralph C. Dills, Dolwig, Evans, Gaffney, Grant, Grunsky, Hahn, Hawkins, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Niehouse, Price, Robertson, Sherwin, Stanley, Stephenson, Thorp, Waters, Weber, and Mr. Speaker—46.

NOES—None.

Assembly Concurrent Resolution No. 35 ordered enrolled.

RE-REFERENCE OF BILLS

By order of the Speaker, the following bills were withdrawn from the file, and re-referred as follows:

Assembly Bill No. 1979 re-referred to Committee on Conservation, Planning, and Public Works.

Assembly Bill No. 258 re-referred to Committee on Public Health.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 1570—An act authorizing certain indebtedness to be incurred in connection with the joint exercise of powers by public agencies.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Cramer, Lester T. Davis, M. Philip Davis, Ralph C. Dills, Dolwig, Erwin, Evans, Gaffney, Grant, Hahn, Hawkins, Heisinger, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Niehouse, Price, Robertson, Sillman, Stanley, Stephenson, Thomas, Thorp, Waters, Weber, and Mr. Speaker—48.

NOES—None.

Bill ordered transmitted to the Senate.

BILLS WITHDRAWN FROM INACTIVE FILE, AND PLACED ON THE THIRD READING FILE

The following bill was withdrawn from the inactive file, and placed upon the third reading file:

Assembly Bill No. 566, on request of Mr. M. Philip Davis.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 2328—An act to repeal Section 344 of the Political Code, relating to definition of terms meaning fish and game commissioners and the powers of such commissioners.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Cramer, Lester T. Davis, M. Philip Davis, Ralph C. Dills, Dolwig, Erwin, Evans, Gaffney, Grant, Hahn, Hawkins, Heisinger, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Niehouse, Price, Robertson, Silliman, Stanley, Stephenson, Thomas, Thorp, Waters, Weber, and Mr. Speaker—48.

NOES—None.

Bill ordered transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT THAT SENATE BILL NO. 1554 BE TAKEN UP, OUT OF ORDER

Mr. Lowrey asked for, and was granted, unanimous consent that Senate Bill No. 1554 be taken up, out of order, at this time, for purpose of amendment.

CONSIDERATION OF SENATE BILL NO. 1554

Senate Bill No. 1554—An act relating to the solicitation of individual or group hospitalization, surgical and medical care programs for members or potential members of nonprofit agricultural or horticultural organizations.

Bill read third time.

Motion to Amend

Mr. Lowrey moved the adoption of the following amendment:

Amendment No. 1

On page 1 of the printed bill, strike out lines 2 to 8, inclusive, and insert "to the contrary, no license shall be required in connection with the solicitation of individual or group hospitalization, surgical and medical care benefits for members or potential members of any nonprofit agricultural or horticultural organization, or any federation thereof, incorporated under Title 12, Part 4, of Division 1 of the Civil Code, or of any unincorporated component part of such organization or federation, by any employee or other representative of any such nonprofit organization, federation or unincorporated component part of such organization or federation."

Amendment read, and adopted.

Bill ordered reprinted, and to third reading.

REQUEST FOR UNANIMOUS CONSENT THAT ASSEMBLY BILL NO. 123 BE TAKEN UP, OUT OF ORDER

Mr. Price asked for, and was granted, unanimous consent that Assembly Bill No. 123 be taken up, out of order, at this time, for purpose of amendment.

CONSIDERATION OF ASSEMBLY BILL NO. 123

Assembly Bill No. 123—An act to add Section 1714.1 to the Civil Code, relating to liability of parents and guardians for torts of minors.

Bill read third time.

Motion to Amend

Mr. Price moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 3, of the printed bill, as amended in the Assembly on May 22, 1947, strike out "negligent act or", and insert "act of".

Amendment No. 2

On page 1, line 9, of said bill, strike out "negligence or".

Amendment No. 3

On page 1, line 12, of said bill, strike out "negligence or".

Amendments read, and adopted.

Bill ordered reprinted, and re-engrossed.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 2388—An act to amend Section 21166 of the Water Code, relating to compensation of directors of irrigation districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Carey, Clarke, Collier, Cramer, Crichton, Lester T. Davis, M Philip Davis, Dickey, Ralph C. Dills, Dolwig, Erwin, Evans, Gaffney, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Sherwin, Silliman, Stanley, Thomas, Thompson, Thorp, Waters, Weber, and Mr. Speaker—54.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1430—An act to amend Section 3447 of the Welfare and Institutions Code, relating to aid to the partially self-supporting blind.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Carey, Clarke, Collier, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Ralph C. Dills, Dolwig, Erwin, Evans, Gaffney, Geddes, Grant, Grunsky, Hahn, Hinton, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Sherwin, Silliman, Stanley, Thomas, Thompson, Thorp, and Weber—51.

NOES—None.

Bill ordered transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT THAT SENATE BILL NO. 649 BE TAKEN UP, OUT OF ORDER

Mr. Loomis asked for, and was granted, unanimous consent that Senate Bill No. 649 be taken up, out of order, at this time, for purpose of amendment.

CONSIDERATION OF SENATE BILL NO. 649

Senate Bill No. 649—An act to amend Section 4264 of the Political Code, and to amend Section 28135 of the Government Code, relating to salaries of county officers.

Bill read third time.

Motion to Amend

Mr. Loomis moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in the Senate on May 5, 1947, strike out "Section 4264", and insert "Sections 4264 and 4267".

Amendment No. 2

In line 2 of the title of said bill, strike out "Section"; and strike out lines 3 and 4 of said title, and insert "Sections 28135 and 28138 of the Government Code, relating to compensation for public services in counties."

Amendment No. 3

On page 2 of said bill, between lines 25 and 26, insert

"SEC. 2. Section 4267 of the Political Code is amended to read:

4267. In counties of the thirty-eighth class, the following shall receive as compensation for the services required of them by law, or by virtue of their office, the following sums:

1. Auditor, three thousand *eight* hundred dollars (*$3,800*) per annum.

2. District attorney, three thousand five hundred dollars ($3,500) per annum.

3. Supervisors, each supervisor shall receive two hundred dollars ($200) per month, and his actual expenses while attending to the business of the county by the order of the board of supervisors and mileage at the rate of fifteen cents ($0.15) per mile, one way, for traveling from his residence to the county seat to attend regular, special and adjourned sessions of the board of supervisors, and mileage at the rate of fifteen cents ($0.15) per mile, one way, for all actual distances traveled by him in the performance of his duties as road commissioner.

4. Grand jurors and jurors in the superior court shall receive for each day's attendance three dollars ($3); for each mile actually traveled in attending court as a juror, and for attending regularly called grand jury meetings and grand jury committee meetings, one way, fifteen cents ($0.15). Mileage shall be paid for each time a regularly empaneled jury or grand jury shall be called in separate session.

The compensation provided by this section shall be paid to incumbent officers."

Amendment No. 4

On page 3, line 1, of said bill, strike out "SEC. 2", and insert "SEC. 3".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 5

On page 3 of said bill, between lines 24 and 25, insert

"SEC. 4. Section 28138 of the Government Code is amended to read:

28138. In a county of the thirty-eighth class the following shall receive as compensation for the services required of them by law or by virtue of their offices the following sums:

(a) The auditor, three thousand [five] *eight* hundred dollars ($[3,500] *3,800*) a year.

(b) The district attorney, three thousand five hundred dollars ($3,500) a year.

(c) Each supervisor shall receive two hundred dollars ($200) a month, and his actual expenses while attending to the business of the county by the order of the board of supervisors and mileage at the rate of fifteen cents ($0.15) a mile, one way: (1) For traveling from his residence to the county seat to attend regular, special, and adjourned sessions of the board of supervisors, and (2) for all actual distances traveled by him in the performance of his duties as road commissioner.

(d) Grand jurors and jurors in the superior court shall receive three dollars ($3) for each day's attendance and fifteen cents ($0.15) for each mile actually traveled in attending court as a juror, and for attending regularly called grand jury meetings and grand jury committee meetings, one way. Mileage shall be paid for each time a regularly empaneled jury or grand jury is called in separate session. The compensation provided by this section shall be paid to incumbent officers."

Amendment No. 6

On page 3, line 26, of said bill, strike out "SEC. 3. Section 2 of this act becomes", and insert

"SEC. 5. Sections 3 and 4 of this act become".

Amendment No. 7

On page 3 of said bill, strike out lines 30 and 31, and insert "Sections 4264 and 4267 of the Political Code are hereby repealed."

Amendments read, and adopted.

Bill ordered reprinted, and to third reading.

REQUEST FOR UNANIMOUS CONSENT THAT ASSEMBLY BILL NO. 566 BE TAKEN UP, OUT OF ORDER

Mr. M. Philip Davis asked for, and was granted, unanimous consent that Assembly Bill No. 566 be taken up, out of order, at this time, for purpose of amendment.

CONSIDERATION OF ASSEMBLY BILL NO. 566

Assembly Bill No. 566—An act to amend Sections 980, 981, 982, and 983 and to repeal Section 984 of the Civil Code, all relating to rights in products of the mind.

Bill read third time.

Motion to Amend

Mr. M. Philip Davis moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 18, of the printed bill, as amended in the Assembly on May 15, 1947, strike out "property in the same", and insert "ownership therein".

Amendment read, and adopted.

Bill ordered reprinted, and re-engrossed.

NOTICE OF MOTION TO WITHDRAW ASSEMBLY BILL NO. 1229 FROM INACTIVE FILE

Mr. Lowrey gave notice that on the next legislative day he would move to withdraw Assembly Bill No. 1229 from the inactive file, and have it placed upon the third reading file.

BILLS WITHDRAWN FROM INACTIVE FILE, AND PLACED ON THE THIRD READING FILE

The following bill was withdrawn from the inactive file, and placed upon the third reading file:

Assembly Bill No. 166, on request of Mr. Thomas.

WITHDRAWAL AND RE-REFERENCE OF SENATE BILL

By order of the Speaker, and by unanimous consent of the chairmen of both committees involved, the following bill was withdrawn from the Committee on Industrial Relations, and re-referred as follows:

Senate Bill No. 259 re-referred to Committee on Finance and Insurance.

Speaker Pro Tempore Presiding

At 9.38 a.m., Hon. Thomas A. Maloney, Speaker pro Tempore of the Assembly, presiding.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 728—An act to amend Section 737dd of the Political Code, relating to salaries of superior court judges in Orange County.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brown, Burke, Burns, Carey, Clarke, Collier, Cramer, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Gaffney, Grant, Grunsky, Hahn, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, Miller, Niehouse, Price, Robertson, Sherwin, Silliman, Stanley, Thomas, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—51.

NOES—None.

Bill ordered transmitted to the Senate.

Speaker Presiding

At 9.41 a.m., Hon. Sam L. Collins, Speaker of the Assembly, presiding.

BILLS WITHDRAWN FROM ACTIVE FILE, AND PLACED ON THE INACTIVE FILE

Assembly Bill No. 1442, on motion of Mr. Maloney.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1387—An act to amend Section 1096 of the Civil Code, relating to transfer of property.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Carey, Collier, Conrad, Cramer, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, Miller, Niehouse, Price, Robertson, Sherwin, Silliman, Stanley, Thomas, Waters, Wollenberg, and Mr. Speaker—55.

NOES—None.

Bill ordered transmitted to the Senate.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, May 27, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 800
Assembly Bill No. 1614

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 27, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1660

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bill ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 27, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:
Assembly Bill No. 1930

And reports the same correctly re-engrossed.

WEBER, Chairman

Above reported bill ordered to third reading.

RE-REFERENCE OF BILLS

By order of the Speaker, the following bills were withdrawn from the file, and re-referred as follows:

Assembly Bill No. 800 re-referred to Committee on Public Health.

Assembly Bill No. 1660 re-referred to Committee on Judiciary.

Assembly Bill No. 1930 re-referred to Committee on Governmental Efficiency and Economy.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 2307—An act regulating the vivisection of dogs and cats; providing penalties for violation of the provisions hereof.

Bill read third time.

Motion to Amend

Mr. Maloney moved the adoption of the following amendments:

Amendment No. 1

On page 3 of the printed bill, as amended in the Assembly on May 22, 1947, strike out lines 14 to 17, inclusive.

Amendment No. 2

On page 3, line 18, of said bill, strike out "6", and insert "5".

Amendment No. 3

On page 3 of said bill, strike out lines 25 to 44, inclusive.

Amendment No. 4

On page 3, line 45, of said bill, strike out "9", and insert "6".

Amendment No. 5

On page 4, line 31, of said bill, strike out "10", and insert "7".

Amendments read, and adopted.

Bill ordered reprinted, and re-engrossed.

Assembly Bill No. 1785—An act to add Section 1506 to the Government Code, relating to the liability of counties, county officers and the sureties on their bonds.

Bill read third time.

Assembly Bill No. 1785 ordered passed on file.

Speaker Pro Tempore Presiding

At 9.50 a.m., Hon. Thomas A. Maloney, Speaker pro Tempore of the Assembly, presiding.

Assembly Bill No. 2075—An act to add Section 6520.5 to the Health and Safety Code, relating to powers of sanitary districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Waters, and Wollenberg—62.
NOES—None.

Bill ordered transmitted to the Senate.

Speaker Presiding

At 9.53 a.m., Hon. Sam L. Collins, Speaker of the Assembly, presiding.

Assembly Bill No. 2685—An act to add Article 5 to Chapter 7 of Part 2 of Division 2, Title 3 of the Government Code, relating to the development, distribution and use of water by counties.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Geddes, Grant, Grunsky, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Sheridan, Sherwin, Silliman, Stephenson, Stewart, Thomas, Thompson, Thorp, Waters, Wollenberg, and Mr. Speaker—61.
NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1614—An act to amend Sections 9168, 9200, 9203 of, and add Sections 9202 and 9203.5 to, the Public Resources Code, relating to soil conservation districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Waters, Wollenberg, and Mr. Speaker—65.
NOES—None.

Bill ordered transmitted to the Senate.

Request for Unanimous Consent That Vote Be Recorded on Assembly Bill No. 1614

Mr. Lowrey asked for, and was granted, unanimous consent that he be recorded as voting "Aye" on Assembly Bill No. 1614, because of the failure of the voting machine to record his vote.

Assembly Bill No. 2250—An act to add Chapter 7, comprising Sections 9600, 9601, 9602, 9603, 9604, 9605, and 9606, to Division 9 of the Public Resources Code, relating to soil conservation districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Waters, Wollenberg, and Mr. Speaker—65.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1524—An act to amend Sections 12500, 12503, 12504, 12507, 12508, and 12509 of the Health and Safety Code, and to add Sections 12509a and 12509b thereto, all relating to the regulation and display of fireworks.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—66.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1175—An act to add Section 6216.5 to the Public Resources Code, relating to oil, gas and mineral leases on state lands.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—66.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1263—An act to add Section 12 to an act entitled "An act to provide for the alteration of the boundaries of incorporated towns and cities by the annexation of contiguous territory thereto owned by the incorporated town or city desiring the annexation of the same, and for the incorporation of such annexed territory in and as a part of such annexed territory in and as a part of such municipality, and for the redistricting, government and municipal control of the annexed territory," approved June 13, 1933, relating to the annexation of contiguous territory not owned by the town or city.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott,

Erwin, Evans, Fletcher, Gannon, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—67.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1892—An act to regulate the business of escrow agencies and the employees thereof, to provide for their licensing, examination and regulation by the Commissioner of Corporations, to provide exemptions from and prescribe penalties for violations of this act.

Bill read third time.

Motion to Amend

Mr. Sherwin moved the adoption of the following amendment:

Amendment No. 1

On page 2, lines 40 and 41, of the printed bill, as amended in the Assembly on May 21, 1947, strike out "five thousand dollars ($5,000)", and insert "fifty thousand dollars ($50,000)".

Amendment read.

The roll was called, and the amendment refused adoption by the following vote:

AYES—Boyd, Brady, Burke, Cramer, Gannon, Hinton, Niehouse, Sheridan, Sherwin, Stephenson, and Stewart—11.

NOES—Anderson, Beck, Bennett, Berry, Blosser, Brown, Burns, Butters, Carey, Clarke, Collier, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Heisinger, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Price, Robertson, Rosenthal, Stanley, Thomas, Thorp, Waters, Weber, and Wollenberg—55.

The question being on the passage of Assembly Bill No. 1892.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, George D. Collins, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Wollenberg, and Mr. Speaker—62.

NOES—Brady, Gannon, Sheridan, and Sherwin—4.

Bill ordered transmitted to the Senate.

Assembly Bill No. 2186—An act to add Section 360.5 to the Code of Civil Procedure, relating to statutes of limitations.

Bill read third time.

Motion to Amend

Mr. George D. Collins moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 3, of the printed bill, as amended in the Assembly on May 21, 1947, strike out "other", and insert "any".

Amendment No. 2

On page 1, line 6, of said bill, strike out "other", and insert "any".

Amendment No. 3

On page 1, line 8, of said bill, strike out "other", and insert "any".

Amendment No. 4

On page 1, line 14, of said bill, strike out "two", and insert "four".

Amendment No. 5

On page 1 of said bill, strike out lines 15 to 17, inclusive.

Amendments read, and adopted.

Bill ordered reprinted, and re-engrossed.

MOTION TO APPROVE JOURNALS

Upon motion of Mr. Dickey, the Journals for Monday, May 19, 1947; Tuesday, May 20, 1947; Wednesday, May 21, 1947; Thursday, May 22, 1947; and Friday, May 23, 1947, were approved as corrected by the Minute Clerk.

CONSIDERATION OF DAILY FILE (RESUMED)
CONSIDERATION OF SPECIAL ORDER

The hour having arrived, Assembly Bill No. 1781 was taken up.

Assembly Bill No. 1781—An act to amend Sections 19601, 19607, and 19617 of, to add Sections 19601.5, 19601.6, and 19618 to, and to repeal Section 19616 of the Education Code, relating to child care centers.

Bill read third time.

Demand for Previous Question

Messrs. Evans, Hinton, Hahn, Luckel, and Rosenthal demanded the previous question.

Demand for previous question sustained.

The question being on the passage of Assembly Bill No. 1781.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown Burke, Caldecott, Carey, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Waters, Weber, Wollenberg, and Mr. Speaker—66.

NOES—Burns, Butters, Clarke, Loomis, and Thorp—5.

Bill ordered transmitted to the Senate.

Statement

Had I been in the Assembly Chamber when a vote was called for on "Child Care" Assembly Bill No. 1781, I would have voted for the bill. I was in the Senate Chamber on legislative business.

A. I. STEWART

Statement

We, the undersigned, were on the list to speak in favor of Assembly Bill No. 1781 but the previous question was called for, and the motion carried, which shut off debate.

(Signed)

THOMAS A. MALONEY
ALBERT C. WOLLENBERG

NOTICE OF MOTION TO WITHDRAW SENATE BILLS NOS. 1492 AND 1493 FROM COMMITTEE WAIVED

Mr. Hinton waived his notice that on the second legislative day he would move to withdraw Senate Bills Nos. 1492 and 1493 from the Committee on Industrial Relations, and have them placed upon the file.

MATTERS ON UNFINISHED BUSINESS FILE CONTINUED

By unanimous consent, all matters remaining on the unfinished business file, today, will be continued until the next legislative day.

NOTICE OF MOTION TO WITHDRAW ASSEMBLY BILL NO. 2127 FROM INACTIVE FILE

Mr. Huyck gave notice that on the next legislative day he would move to withdraw Assembly Bill No. 2127 from the inactive file, and have it placed upon the third reading file.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 2297—An act to add Section 33.5 to the Alcoholic Beverage Control Act, relating to sales of distilled spirits.

Bill read third time.

Motion to Amend

Mr. James moved the adoption of the following amendments:

Amendment No. 1

On page 1, lines 4 and 5, of the printed bill, strike out "a potable spirituous liquor product", and insert "distilled spirits".

Amendment No. 2

On page 1, line 6, of said bill, strike out "potable spirituous liquor products other", and insert "distilled spirits smaller".

Amendments read, and adopted.

Bill ordered reprinted, and re-engrossed.

Assembly Bill No. 2286—An act to amend Section 14565 of the Education Code, relating to payments by the State Teachers' Retirement System to local districts, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Motion to Amend

Mr. Geddes moved the adoption of the following amendment:

Amendment No. 1

On page 1 of the printed bill, strike out lines 1 to 25, inclusive; and on page 2, strike out lines 1 to 8, inclusive, and insert

"SECTION 1. Section 14565 of the Education Code is amended to read:

14565. (a) At the beginning of each fiscal year the Retirement System shall pay to each local district maintaining a local retirement system the following amounts:

(1) From the Permanent Fund, an amount equal to the difference between the benefits paid from the Permanent Fund during the preceding year to persons who are entitled to receive benefits from the local retirement system and the benefits which would have been paid from the Permanent Fund during the preceding year to those persons if they were not entitled to receive benefits from the local retirement system.

(2) From the Retirement Annuity Fund, an amount equal to the difference with respect to all service rendered by persons whose retirement is effective prior to July 1, 1947, and with respect to service rendered prior to July 1, 1944, by persons whose retirement is effective after June 30, 1947, and one-half the difference with respect to service rendered after June 30, 1944, by persons whose retirement is effective after June 30, 1947, between the benefits paid from the Retirement Annuity Fund during the preceding year to persons who are entitled to receive benefits from the local retirement system and the benefits which would have been paid during the preceding year to those persons if they were not entitled to receive benefits from the local retirement system.

(b) The amounts paid under subdivision (a) of this section by the retirement system to each local district maintaining a local retirement system shall not be used to reduce the contributions required of members of the local retirement system or to increase the benefits payable by the local retirement system, but shall be applied to

reduce the cost of support of the local retirement system to the taxpayers of the local district maintaining the local retirement system.

(c) The State shall contribute annually to the Permanent Fund and to the Retirement Annuity Fund the amounts required to be paid from said funds, respectively, under subdivision (a) of this section.

SEC. 2. This act is hereby declared to be an urgency measure necessary for the immediate preservation of the public peace, health and safety within the meaning of Section 1 of Article IV of the Constitution and shall therefore go into immediate effect. A statement of the facts constituting such necessity is as follows:

The fiscal year and the school year begin on July 1st, and financial adjustments in the State Teachers' Retirement System are annually made on that date. In order to preserve the continuity of accounting and enable those charged with the administration of the system to perform their duties without undue and unnecessary confusion, it is necessary that the changes made by this act become operative at the beginning of the new fiscal year. It is, therefore, necessary that this act take effect immediately."

Amendment read, and adopted.

Bill ordered reprinted, and re-engrossed.

Assembly Bill No. 1790—An act making an appropriation to the San Bernardino County Flood Control District for the payment of damages due to the construction works in the construction of the project for the control of floods on the Santa Ana River Basin, Lytle and Cajon Creeks.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McCollister, Miller, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Waters, Weber, and Wollenberg—65.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 2015—An act to amend Section 10 of the County Water Authority Act, relating to annexations to county water authorities.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Carey, Clarke, Collier, George D. Collins, Cooke, Cramer, Crichton, Crowley, M. Philip Davis, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, Maloney, McCollister, Miller, Niehouse, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—63.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 50—An act to amend Section 4249 of the Political Code and Section 28120 of the Government Code, relating to compensation for public service in counties of the twentieth class.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Carey, Clarke, Collier, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C Dills, Dolwig, Doyle, Erwin, Evans, Fletcher,

Gaffney, Gannon, Grant, Grunsky, Hahn, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, Miller, Nichouse, Robertson, Sheridan, Sherwin, Stanley, Thomas, Thompson, Waters, Weber, Wollenberg, and Mr Speaker—56.

NOES—George D. Collins, and Heisinger—2.

Bill ordered transmitted to the Senate.

Assembly Bill No. 2000—An act to amend Section 4307 of the Political Code and Section 29610 of the Government Code, relating to traveling expenses of county officials.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Carey, Clarke, Collier, George D Collins, Cooke, Cramer, Crowley, Lester T. Davis, Dickey, Clayton A Dills, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, Miller, Nichouse, Price, Robertson, Sheridan, Sherwin, Sillman, Stanley, Stephenson, Stewart, Thomas, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—62.

NOES—None.

Bill ordered transmitted to the Senate.

EXPLANATION BY MR. WOLLENBERG

Because of a question which was raised relative to an incorrect amount of money listed in an amendment to the original Conference Report on Senate Bill No. 666, Mr. Wollenberg stated that the conference report had been corrected prior to the roll call; that the vote was taken upon the proper appropriation, and that the conference report is correct as printed in both the Assembly and Senate Daily Journals for May 26, 1947.

COMMUNICATIONS

By Speaker Collins:

A resolution from Pasadena Post No. 13 of the American Legion, relative to their approval of Assembly Bill No. 1342, was received, and ordered filed with the Secretary of State.

MEMBER EXCUSED

At 11.45 a.m., Mr. Hahn asked for, and was granted, unanimous consent, that Mr. Hinton be granted a leave of absence for the balance of the legislative day, because of legislative duties elsewhere.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 2367—An act to amend Section 4246 of the Political Code, and Section 28117 of the Government Code, relating to compensation for public services in counties of the seventeenth class.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson,

Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, Miller, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—68.

NOES—None.

Bill ordered transmitted to the Senate.

RE-REFERENCE OF BILLS

By order of the Speaker, the following bills were withdrawn from the file, and re-referred as follows:

Assembly Bills Nos. 2240 and 2191 re-referred to Committee of Government Efficiency and Economy.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 2339—An act to renumber the article heading of Article 1.5 of Chapter 1 of Division 10 comprising Section 20041 of the Education Code, relating to the withdrawal of money from the State Treasury by the Regents of the University of California.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, Miller, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—64.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 2340—An act to amend and renumber Section 26 of the Education Code, as added by Chapter 65 of the Statutes of 1945, relating to city superintendent of schools.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Huyck, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, Miller, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—64

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 884—An act to amend Section 15442 of the Revenue and Taxation Code, relating to exemptions from gift tax, including the exemption of nonprofit membership hospital associations or corporations.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke,

Cramer, Crichton, Crowley, Lester T. Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—66.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 885—An act to amend Section 13842 of the Revenue and Taxation Code, relating to exemptions from inheritance tax, including the exemption of nonprofit membership hospital associations or corporations.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—66.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 2334—An act to add Section 18006 to the Government Code and to repeal Section 352.5 of the Political Code, relating to moving expenses of state officers, agents and employees.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—66.

NOES—None.

Bill ordered transmitted to the Senate

Assembly Bill No. 2336—An act to amend Section 18025 of the Government Code, relating to holidays.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—66.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 980—An act to amend Section 7 of the Alcoholic Beverage Control Act, relating to transfer of license.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Dunn, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, Miller, Niehouse, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Weber, Wollenberg, and Mr. Speaker—62

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 680—An act making an appropriation to be expended pursuant to the Property Acquisition Act for the acquisition of real property for use as a site for a state office building in the City of San Diego and in furtherance of the postwar building program.

Bill read third time.

Assembly Bill No. 680 ordered passed on file.

REQUEST FOR UNANIMOUS CONSENT THAT ALL BILLS CARRYING APPROPRIATIONS BE PASSED ON FILE, AT THIS TIME

Mr. Wollenberg asked for, and was granted, unanimous consent that all bills carrying appropriations be passed on file, at this time, and hold their places on file.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1654—An act to add Sections 20391.1 and 20391.2 to the Education Code, relating to state college employees.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Dickey, Clayton A. Dills, Dolwig, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Sheridan, Sherwin, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—62.

NOES—None.

Bill ordered transmitted to the Senate.

RE-REFERENCE OF BILLS

By order of the Speaker, the following bills were withdrawn from the file, and re-referred as follows:

Assembly Bill No. 1498 re-referred to Committee on Ways and Means.

Assembly Bill No. 569 re-referred to Committee on Public Morals.

Assembly Bill No. 2079 re-referred to Committee on Governmental Efficiency and Economy.

MOTION THAT ALL COMMITTEE REPORTS BE DEEMED READ

Mr. Dickey moved that all committee reports, now at the desk, be deemed read, and ordered printed in the Journal.

Motion carried.

REPORTS OF STANDING COMMITTEES

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, May 27, 1947

MR. SPEAKER: Your Committee on Rules, to which were referred:

Assembly Joint Resolution No. 49
House Resolution No. 193

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

DOYLE, Vice Chairman

Above reported joint resolution ordered engrossed.

Above reported House resolution ordered on file for adoption.

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, May 27, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 182
Assembly Bill No. 569

And reports the same correctly re-engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 27, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 871
Assembly Bill No. 1498
Assembly Bill No. 1654

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 27, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 2079

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bill ordered to third reading.

Committee on Judiciary

ASSEMBLY CHAMBER, SACRAMENTO, May 27, 1947

MR. SPEAKER: Your Committee on Judiciary, to which were referred:

Assembly Bill No. 561
Assembly Bill No. 1112
Assembly Bill No 2039
Assembly Bill No. 2559

Has had the same under consideration, and reports the same back with the recommendation: Amend, and do pass, as amended.

BROWN, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 27, 1947

MR. SPEAKER: Your Committee on Judiciary, to which were referred:

Assembly Bill No 705
Assembly Bill No. 1414
Assembly Bill No. 1535
Assembly Bill No. 1818
Assembly Bill No. 1660

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

BROWN, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 27, 1947

MR. SPEAKER: Your Committee on Judiciary, to which was referred:

Assembly Bill No. 2038

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

BROWN, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 27, 1947

MR. SPEAKER: Your Committee on Judiciary, to which were referred:

Senate Bill No. 18	Senate Bill No. 1169
Senate Bill No. 241	Senate Bill No. 1171

Has had the same under consideration, and reports the same back with the recommendation: Do pass

BROWN, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 27, 1947

MR. SPEAKER: Your Committee on Judiciary, to which was referred:

Assembly Bill No. 822

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

BROWN, Chairman

Above reported bill ordered to second reading.

Committee on Military Affairs

ASSEMBLY CHAMBER, SACRAMENTO, May 27, 1947

MR. SPEAKER: Your Committee on Military Affairs, to which was referred:

Assembly Bill No. 1394

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

McCOLLISTER, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 27, 1947

MR. SPEAKER: Your Committee on Military Affairs, to which was referred:

Senate Bill No. 1474

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

McCOLLISTER, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 27, 1947

MR. SPEAKER. Your Committee on Military Affairs, to which was referred:

Assembly Bill No. 76

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

McCOLLISTER, Chairman

Above reported bill ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 27, 1947

MR. SPEAKER: Your Committee on Military Affairs, to which was referred:

Assembly Bill No. 71

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended

McCOLLISTER, Chairman

Above reported bill ordered to second reading.

Committee on Ways and Means

ASSEMBLY CHAMBER, SACRAMENTO, May 27, 1947

MR. SPEAKER: Your Committee on Ways and Means, to which were referred:

Assembly Bill No. 128	Assembly Bill No. 2425
Assembly Bill No. 2141	Assembly Bill No. 2652

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

WOLLENBERG, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 27, 1947

MR. SPEAKER. Your Committee on Ways and Means, to which were referred:

Assembly Bill No. 323
Assembly Bill No. 329
Assembly Bill No 1016
Assembly Bill No. 1076
Assembly Bill No. 1594
Assembly Bill No 1791
Assembly Bill No. 1679

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

WOLLENBERG, Chairman

Above reported bills ordered to second reading.

Committee on Finance and Insurance

ASSEMBLY CHAMBER, SACRAMENTO, May 26, 1947

MR. SPEAKER: Your Committee on Finance and Insurance, to which were referred:

Assembly Bill No. 530
Senate Bill No. 493
Senate Bill No. 495
Senate Bill No. 1390
Senate Bill No. 1112
Senate Bill No. 1113
Senate Bill No. 753

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

GEDDES, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 27, 1947

MR. SPEAKER: Your Committee on Finance and Insurance, to which were referred:

Assembly Bill No. 474
Assembly Bill No. 1000
Assembly Bill No. 1326

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

GEDDES, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 26, 1947

MR. SPEAKER: Your Committee on Finance and Insurance, to which were referred:

Assembly Bill No. 475
Assembly Bill No. 2500
Senate Bill No. 1111
Senate Bill No. 787

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

GEDDES, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 26, 1947

MR. SPEAKER: Your Committee on Finance and Insurance, to which were referred:

Assembly Bill No. 291
Assembly Bill No. 1912
Assembly Bill No. 2185
Assembly Bill No. 2184

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

GEDDES, Chairman

Above reported bills ordered to second reading.

RECESS

At 12 m., on motion of Mr. Dickey, the Assembly recessed until 1.30 p.m.

REASSEMBLED

At 1.30 p.m., the Assembly reconvened.

Hon. Sam L. Collins, Speaker of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, May 27, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1674
Assembly Bill No. 1676
Assembly Bill No. 1869

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

RE-REFERENCE OF BILLS

By order of the Speaker, the following bill was withdrawn from the file, and re-referred as follows:

Assembly Bill No. 1869 re-referred to Committee on Ways and Means.

REQUESTS FOR PERMISSION TO INTRODUCE BILLS

The following request for permission to introduce a bill was presented:

By Mr. Kirkwood:

ASSEMBLY CHAMBER, SACRAMENTO, May 26, 1947

MR. SPEAKER: In accordance with the provisions of Article IV, Section 2, of the Constitution, I request permission to introduce a bill, the title of which is as follows:

An act to add Article 4.5 comprising Sections 14090 to 14096, inclusive, to Chapter 1, Part 3, Division 12, and Article 7.7 comprising Sections 14495 to 14495.10, inclusive, to Chapter 2, Part 3, Division 12, of the Health and Safety Code, and to add Sections 14160, 14161, 14162, 14163, 14480.2, 14480.3, 14480.4, and 14480.5, to said code, all relating to fire protection districts and the issuance of bonds in support thereof.

Respectfully submitted.

ROBERT C. KIRKWOOD

Request referred to Committee on Legislative Procedure.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, May 26, 1947

MR. SPEAKER: Your Committee on Legislative Procedure, to which was referred the following bill, herewith returns the same with the recommendation that the author be permitted to introduce it:

By Mr. Kirkwood:

An act to add Article 4.5 comprising Sections 14090 to 14096, inclusive, to Chapter 1, Part 3, Division 12, and Article 7.7 comprising Sections 14495 to 14495.10, inclusive, to Chapter 2, Part 3, Division 12, of the Health and Safety Code, and to add Sections 14160, 14161, 14162, 14163, 14480.2, 14480.3, 14480.4, and 14480.5, to said code, all relating to fire protection districts and the issuance of bonds in support thereof.

WEBER, Chairman

The roll was called.

Call of the Assembly

Pending the announcement of the vote, Mr. Crowley moved a call of the Assembly.

Motion carried. Time, 1.33 p.m.

The Speaker directed the Sergeant-at-Arms to close the doors, and to bring in the following absent members:

Allen, Anderson, Beck, Berry, Brady, Carey, George D. Collins, Crichton, M. Philip Davis, Debs, Dolwig, Dunn, Elliott, Field, Gaffney, Gannon, Geddes, Hawkins, Hinckley, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Knight, McCollister, McMillan, Niehouse, O'Day, Price, Robertson, Rosenthal, Sherwin, Silliman, Stewart, Thompson, Thurman, Weber, and Wollenberg—40.

PROCEEDINGS UNDER CALL OF THE ASSEMBLY BY UNANIMOUS CONSENT

TEMPORARY SUSPENSION OF ASSEMBLY RULE NO. 85

Mr. Weber asked for, and was granted, unanimous consent that Assembly Rule No. 85 be temporarily suspended for the purpose of placing a call of the Assembly on any matter on file.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF SENATE BILLS

Senate Bill No. 1456—An act to add Section 254.2 to the Revenue and Taxation Code, relating to property taxation.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Evans, Fletcher, Grant, Grunsky, Hahn, Hawkins, Heisinger, Huyck, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, Maloney, Miller, Niehouse, Rosenthal, Sheridan, Stanley, Stephenson, Thomas, Thorp, Waters, Weber, and Mr. Speaker—51.

NOES—None.

Bill ordered transmitted to the Senate.

NOTICES OF MOTION TO RECONSIDER CONTINUED

By unanimous consent, the consideration of notices of motion to reconsider votes on the following bills were continued until the next legislative day:

Assembly Constitutional Amendment No. 35.

Assembly Bill No. 1810.

MEMBERS EXCUSED

At 1.44 p.m., Mr. Dolwig asked for, and was granted, unanimous consent that the members of the Special Investigating Committee be excused, at this time, for the purpose of holding a meeting in the cloak room.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 773—An act to add Section 1292 to the Military and Veterans Code, relating to certain lands of the State described in Chapter 891 of the Statutes of 1939, and the leasing thereof or of parts thereof or of interests therein to veterans' associations.

Bill read third time.

Motion to Amend

Mr. Weber moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 11, of the printed bill, after the period, insert "Any such lease shall be subject to the right on the part of the State to convey to the City of Stockton, upon such terms as may be agreed upon, an easement or right of way over any portion of such land for a street or highway, such easement or right of way to be of such width and location as will adequately conform to major street standards"

Amendment read, and adopted.

Bill ordered reprinted, and to third reading.

Senate Bill No. 1205—An act to amend Section 201 of the Labor Code, relating to the payment of wages.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Lester T. Davis, M. Philip Davis, Clayton A. Dills, Ralph C. Dills, Doyle, Elliott, Erwin, Evans, Grant, Grunsky, Hahn, Hawkins, Heisinger, Huyck, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, Miller, Niehouse, Rosenthal, Sheridan, Silliman, Stanley, Stephenson, Thorp, Waters, Weber, and Mr. Speaker—46.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 1177—An act to amend Sections 8710 and 8719 of the Water Code, relating to the powers and duties of the Reclamation Board.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Bennett, Blosser, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Evans, Grant, Grunsky, Hahn, Hawkins, Heisinger, Huyck, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, Miller, Niehouse, Sheridan, Stanley, Stephenson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—47.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Concurrent Resolution No. 30—Relative to creating an Interim Committee on Remodeling the State Capitol.

Resolution read.

Motion to Amend

Mr. Lowrey moved the adoption of the following amendment:

Amendment No. 1

On page 2 of the printed measure, as amended in the Assembly on April 23, 1947, strike out lines 20 to 22, inclusive, and insert "the Legislature and after final adjournment thereof, until the commencement of the next regular session, with authority to file its final report not later than the fifteenth legislative day of the next regular session."

Amendment read, and adopted.

Request for Unanimous Consent

Mr. Lowrey asked for, and was granted, unanimous consent to take up Senate Concurrent Resolution No. 30, as amended, at this time, without reference to print or file.

Consideration of Senate Concurrent Resolution No. 30, as Amended

Senate Concurrent Resolution No. 30—Relative to creating an Interim Committee on Remodeling the State Capitol.

Resolution read, as amended.

The roll was called, and the resolution adopted by the following vote:

AYES—Anderson, Bennett, Blosser, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Evans, Gaffney, Geddes,

Grant, Grunsky, Hahn, Hawkins, Heisinger, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, Miller, Niehouse, Rosenthal, Sheridan, Stanley, Stephenson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—52.

NOES—Silliman—1.

Resolution ordered transmitted to the Senate.

Senate Bill No. 1344—An act to amend Section 16652 of the Revenue and Taxation Code, relating to appropriations from the Gift Tax Fund.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Bennett, Blosser, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Evans, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Huyck, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, Miller, Niehouse, Sheridan, Stanley, Stephenson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—48.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 1345—An act to repeal Section 7103 of the Revenue and Taxation Code, relating to appropriations to carry out the Sales and Use Tax Law.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Bennett, Blosser, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Evans, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Huyck, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, Miller, Niehouse, Sheridan, Stanley, Stephenson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—48.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 1346—An act to repeal Section 19353 of the Revenue and Taxation Code, relating to appropriations to carry out the Personal Income Tax Law.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Bennett, Blosser, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Evans, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Huyck, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, Miller, Niehouse, Sheridan, Stanley, Stephenson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—48.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 1347—An act to amend Section 27 of the Corporation Income Tax Act, relating to appropriations to carry out said act.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Bennett, Blosser, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Evans, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Huyck, Johnson, Kilpatrick, Kirkwood, Loomis,

Lowrey, Luckel, Lyons, Maloney, Miller, Niehouse, Sheridan, Stanley, Stephenson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—48.
NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 197—An act to amend Section 4704 of the Health and Safety Code, relating to county sanitation districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Brown, Burke, Burns, Caldecott, Clarke, Collier, George D. Collins, Conrad, Crowley, Lester T. Davis, M. Philip Davis, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Evans, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Huyck, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Rosenthal, Sheridan, Silliman, Stanley, Stephenson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—50.
NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 1000—An act to amend Section 758a of the Political Code, relating to the porter for the First District Court of Appeal.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Brown, Burke, Burns, Caldecott, Clarke, Collier, George D. Collins, Conrad, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Ralph C. Dills, Doyle, Dunn, Elliott. Erwin, Evans, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Huyck, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Rosenthal, Sheridan, Silliman, Stanley, Stephenson, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—53.
NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 818—An act to add Sections 1128, 1129, 1130, 1131, and 1132 to the Streets and Highways Code, relating to the laying out of private or by-roads.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Brady, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Crichton, Lester T. Davis, M. Philip Davis, Dickey, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Evans, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Huyck, Johnson, Kilpatrick, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Rosenthal, Sheridan, Silliman, Stanley, Stephenson, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—53.
NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 1213—An act to add Section 18721.1 to the Education Code, relating to the sale of personal property.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Bennett, Blosser, Brady, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Gaffney, Grant, Grunsky, Hawkins, Heisinger, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Rosenthal, Sheridan, Silliman, Stanley, Stephenson, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—52.
NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 1092—An act to amend Section 8525 of the Business and Professions Code, relating to guarantees for pest control work.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Bennett, Brady, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Evans, Gaffney, Geddes, Grunsky, Hawkins, Heisinger, Huyck, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Rosenthal, Sheridan, Stanley, Stephenson, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—50.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 702—An act to add Section 18596 to the Government Code, relating to the Chief of the State Division of Beaches and Parks.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Brady, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Rosenthal, Sheridan, Stephenson, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—53.

NOES—Stanley—1.

Bill ordered transmitted to the Senate.

Senate Bill No. 132—An act to amend Section 111 of the County Employees Retirement Act of 1937 and Section 31671 of the Government Code, relating to compulsory retirement, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Huyck, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Price, Rosenthal, Sheridan, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—61.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Huyck, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Price, Rosenthal, Sheridan, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—61.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 1557—An act to amend Section 2804 of the Streets and Highways Code, relating to special assessment proceedings, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read and adopted by the following vote:

AYES—Anderson, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hawkins, Heisinger, Huyck, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Rosenthal, Sheridan, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—63.
NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hawkins, Heisinger, Huyck, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Rosenthal, Sheridan, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—63.
NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 1563—An act providing for withdrawal and cancellation of any application heretofore filed by the Department of Finance for the appropriation of waters of Conn Creek and its tributaries, with the exception of any application for the appropriation of the waters of Rector Creek and its tributaries.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Price, Rosenthal, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—63.
NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 1353—An act to amend Sections 11003 and 11005, and to repeal Section 11004 of the Revenue and Taxation Code, relating to motor vehicle license tax.

Bill read third time.

Senate Bill No. 1353 ordered passed on file.

Senate Bill No. 1355—An act to add Section 1882.5 to the Revenue and Taxation Code, relating to property taxation.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant,

Grunsky, Hahn, Hawkins, Heisinger, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Price, Rosenthal, Sheridan, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—64.
NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 1358—An act to amend Sections 255 and 441 of the Revenue and Taxation Code, relating to property taxation.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Price, Rosenthal, Sheridan, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—64.
NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 1364—An act to amend Section 11272 of the Revenue and Taxation Code, relating to extensions of time for reporting operations of private cars.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Price, Rosenthal, Sheridan, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—64.
NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 1351—An act to amend Section 37 of the Alcoholic Beverage Control Act, relating to the disposition of funds collected as license fees.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Hawkins, Heisinger, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, O'Day, Price, Rosenthal, Sheridan, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Waters, Weber, and Mr. Speaker—63.
NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 421—An act to amend Section 20361 of the Government Code, relating to termination of membership in the California State Employees' Retirement System, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Hahn, Hawkins, Heisinger, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, O'Day, Price, Rosenthal, Sheridan, Sillimar, Stanley, Stewart, Thomas, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—65.
NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Hahn, Hawkins, Heisinger, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, O'Day, Price, Rosenthal, Sheridan, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—65.
NOES—None.

Bill ordered transmitted to the Senate.

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1574—An act to add Section 28004 to the Health and Safety Code, relating to horse meat.

Bill read third time.

The roll was called.

Call of the Assembly

Pending the announcement of the vote, Mr. Thomas moved a call of the Assembly.

Motion carried. Time, 3.13 p.m.

The Speaker directed the Sergeant-at-Arms to close the doors, and to bring in the following absent members:

Allen, Cramer, Crichton, Debs, Clayton A. Dills, Dolwig, Field, Hawkins, Hinckley, Hinton, James, Lowrey, McCollister, Robertson, Sherwin, Thompson, and Thurman—17.

PROCEEDINGS UNDER CALL OF THE ASSEMBLY BY UNANIMOUS CONSENT

FURTHER PROCEEDINGS UNDER CALL OF THE ASSEMBLY DISPENSED WITH ON REQUEST BY MR. KIRKWOOD TO INTRODUCE A BILL

At 3.14 p.m., on motion of Mr. Crowley, further proceedings under the call of the Assembly were dispensed with.

The names of the absentees were called, and permission to introduce a bill was granted to Mr. Kirkwood by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hollibaugh, Huyck, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Sheridan, Silliman, Stanley, Stephenson, Stewart, Thomas, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—62.
NOES—None.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bill was introduced, and read the first time:

Assembly Bill No. 2696: By Mr. Kirkwood—An act to add Article 4.5 comprising Sections 14090 to 14096 inclusive, to Chapter 1, Part 3, Division 12, and Article 7.7 comprising Sections 14495 to 14495.10 inclusive, to Chapter 2, Part 3, Division 12, of the Health and Safety Code, and to add Sections 14160, 14161, 14162, 14163, 14480.2, 14480.3, 14480.4, and 14480.5, to said code, all relating to fire protection districts, and the issuance of bonds in support thereof.

Referred to Committee on Conservation, Planning, and Public Works.

REQUESTS FOR PERMISSION TO INTRODUCE BILLS

The following request for permission to introduce a bill was presented:

By Mr. Butters:

ASSEMBLY CHAMBER, SACRAMENTO, May 26, 1947

MR. SPEAKER: In accordance with the provisions of Article IV, Section 2, of the Constitution, I request permission to introduce a bill, the title of which is as follows:

An act relating to union elementary school districts, declaring the urgency thereof, to take effect immediately.

Respectfully submitted.

GEORGE BUTTERS

Request referred to Committee on Legislative Procedure.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, May 26, 1947

MR. SPEAKER: Your Committee on Legislative Procedure, to which was referred the following bill, herewith returns the same with the recommendation that the author be permitted to introduce it:

By Mr. Butters:

An act relating to union elementary school districts, declaring the urgency thereof, to take effect immediately.

WEBER, Chairman

The roll was called, and permission granted by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Price, Sheridan, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—66.

NOES—None.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bill was introduced, and read the first time:

Assembly Bill No. 2697: By Mr. Butters—An act relating to union elementary school districts, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Education.

RE-REFERENCE OF BILLS

By order of the Speaker, the following bill was withdrawn from the file, and re-referred as follows:

Assembly Bill No. 1783 re-referred to Committee on Conservation, Planning, and Public Works.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, May 27, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1783

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bill ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 27, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Joint Resolution No. 49

And reports the same correctly engrossed.

WEBER, Chairman

Above reported resolution ordered on file for adoption.

ASSEMBLY CHAMBER, SACRAMENTO, May 27, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 91
Assembly Bill No. 138
Assembly Bill No. 772
Assembly Bill No. 1555
Assembly Bill No. 2012
Assembly Bill No. 2545

And reports the same correctly re-engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

RESOLUTIONS

The following resolutions were offered:

By Messrs. Maloney, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Sam L. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, McCollister, McMillan, Miller, Mrs. Niehouse, Messrs. O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Waters, Weber, and Wollenberg:

House Resolution No. 194

Resolution relative to the Memory of Mrs. Ann Kennedy

WHEREAS, On Sunday May 25, 1947, there has been called from this earthly sphere of activity, Mrs. Ann Kennedy, mother of Vincent D. Kennedy; and

WHEREAS, Mrs. Kennedy, born in Tullamore, Kings County (Offaly) Ireland, on December 23, 1868, came to California and married Dennis Kennedy; and

WHEREAS, Mrs. Kennedy arriving in California, made Sacramento her home for the past 56 years, where she has resided continuously, and became one of this growing city's outstanding and respected citizens; and

WHEREAS, In being called to her eternal home, Mrs. Ann Kennedy, leaves behind not only her loving and devoted son Vincent, but a brother, Daniel J. Finn, living in Sacramento, two sisters and one brother living in Ireland, Mary Feighery, Kate

Rigney, and William Finn, and three grandchildren, Vincent D. Kennedy, Jr., Patricia A. Kennedy, Gerald M. Kennedy; now, therefore, be it

Resolved, That when the Assembly adjourns this twenty-seventh day of May, 1947, we do so out of the respect of the memory of Mrs. Ann Kennedy; and, be it further

Resolved, That suitably engrossed copies of this resolution be forwarded to Vincent D. Kennedy, Mr. Daniel J. Finn, and to Mr. William Finn.

Request for Unanimous Consent That All Members Present Be Named Co-authors on House Resolution No. 194

Mr. Maloney asked for, and was granted, unanimous consent that the names of all members present be placed, as co-authors, upon House Resolution No. 194.

Request for Unanimous Consent

Mr. Maloney asked for, and was granted, unanimous consent to take up House Resolution No. 194, at this time, without reference to committee or file.

Resolution read, and adopted unanimously.

By Messrs. Geddes, Doyle, Huyck, Lyons, Burke, and Maloney:

House Resolution No. 195

Relative to the Codification of the Unemployment Insurance Act

WHEREAS, The Assembly Standing Committee on Finance and Insurance has before it for consideration Assembly Bills 2046 to 2050, inclusive, which bills were prepared by the California Code Commission to codify the Unemployment Insurance Act containing the laws relating to unemployment and disability compensation, and the State System of Public Employment Offices; and

WHEREAS, The general interest of all workers and employees throughout the State in such laws, and the recurrent need for changes in such laws during the formative period in this relatively new field of legislation renders it highly desirable that such laws be made available in code form at the earliest possible date; and

WHEREAS, It appears desirable to devote further study to this proposed codification to enable the Legislature to fully consider the proper allocation of this act and its component parts in the codes of this State, and to avoid any unintended substantive changes that such study may disclose; now, therefore, be it

Resolved by the Assembly of the State of California, That the Assembly Standing Committee on Finance and Insurance, acting as an interim committee pursuant to House Resolution 62 of the current General Session, the Code Commission and the Department of Employment are directed to continue with the work of codification on this subject, conferring in the process with all persons and groups who may be interested, and desirous of collaborating thereon, and to report to the Assembly at the beginning of, or prior to, the 1949 General Session.

The sum of _____ dollars ($_____) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Assembly for the expenses of the committee and its members and for any charges, expenses, or claims it may incur under this resolution, to be paid from the said Contingent Fund and disbursed after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read, and referred to the Committee on Rules.

FURTHER PROCEEDINGS UNDER CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 1574

At 2.27 p.m., on motion of Mr. Ralph C. Dills, further proceedings under the call of the Assembly were dispensed with.

The names of the absentees were called, and Assembly Bill No. 1574 passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Clarke, Cooke, Cramer, Crowley, M. Philip Davis, Ralph C. Dills,

Elliott, Erwin, Evans, Gannon, Grant, Hahn, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Maloney, Niehouse, Price, Rosenthal, Sheridan, Stanley, Stephenson, Thomas, Thorp, Waters, Weber, and Wollenberg—42.

NOES—Caldecott, Carey, Collier, George D Collins, Conrad, Lester T. Davis, Dickey, Doyle, Dunn, Fletcher, Gaffney, Geddes, Grunsky, Heisinger, Luckel, Lyons, McMillan, Miller, O'Day, Sillman, and Stewart—21.

Notice of Motion to Reconsider Assembly Bill No. 1574

Mr. Dickey gave notice that on the next legislative day he would move to reconsider the vote whereby Assembly Bill No. 1574 was this day passed.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, May 27, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1729

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bill ordered to third reading.

RE-REFERENCE OF BILLS

By order of the Speaker, the following bill was withdrawn from the file, and re-referred as follows:

Assembly Bill No. 91 re-referred to Committee on Education.

ANNOUNCEMENT OF COMMITTEE MEETINGS

It was announced that the following committees would hold meetings:

Upon adjournment today—

Agriculture.
Public Health.
Social Welfare.
Livestock and Dairies.
Subcommittee on Ways and Means.

At 7 p.m. tonight—

Fish and Game.

At 8 p.m. tonight—

Elections and Reapportionment.

It was announced that the Committee on Transportation and Commerce would hold no meeting today, but would hold one next week.

GUESTS EXTENDED PRIVILEGE OF ASSEMBLY FLOOR

On request of Mr. Hinton, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mr. and Mrs. Paul O. Moltin of Burbank.

On request of the Assembly, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to former Senator G. P. Houston of Heber Springs, Arkansas.

On request of Mr. Blosser, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. Roy Blosser of San Francisco.

On request of Messrs. Anderson and Hawkins, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to John M. Lovell of Los Angeles.

On request of Mr. Loomis, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Dorothy H. Fox, teacher of the Nuestro School of Sutter County, and the following pupils: Delores Brown, Danny Callaway, Buddy De Selms, Gordon Shaffer, Edward Bergtholdt, Mary Ann Smith, Martha Cane, Ann Wiechert, Loretta Hendrix, and Carolyn Wiechert.

ADJOURNMENT

At 3.31 p.m., on motion of Mr. Dickey, the Speaker declared the Assembly adjourned until 9.30 a.m., Wednesday, May 28, 1947, out of respect to the memory of the late Mrs. Ann Kennedy of Sacramento.

SAM L. COLLINS, Speaker

GERALDINE B. HADSELL, Minute Clerk

CALIFORNIA LEGISLATURE
FIFTY-SEVENTH (GENERAL) SESSION

ASSEMBLY DAILY JOURNAL

SEVENTY-SIXTH LEGISLATIVE DAY
ONE HUNDRED FORTY-THIRD CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO
Wednesday, May 28, 1947

The Assembly met at 9.30 a.m.
Hon. Sam L. Collins, Speaker of the Assembly, presiding.
Chief Clerk Arthur A. Ohnimus at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—75.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. Raymond Renwald:

May this humble offering of my service be pleasing to Thee, O Holy Lord, and do Thou grant that the prayer, which I, all unworthy, have offered in the sight of Thy Majesty may be acceptable to Thee, and through Thy mercy may it obtain the blessing for me and for all for whom I have offered it, through Christ our Lord—AMEN.

READING OF THE JOURNAL DISPENSED WITH

On motion of Mr. Dunn, further reading of the Journal of the previous legislative day was dispensed with.

LEAVES OF ABSENCE FOR THE DAY

The following member was granted leave of absence for the day, because of illness:

Mr. Hinckley, on motion of Mr. Erwin.

The following members were granted leaves of absence for the day, because of legislative business elsewhere:

Mr. Stephenson, on motion of Mr. Brown.

Mr. Hinton, on motion of Mr. Beck.

The following members were granted leaves of absence for the day, and desired to waive their per diems:

Mr. Field, by unanimous consent.

Mr. Allen, on motion of Mr. Stewart.

Speaker Pro Tempore Presiding

At 9.40 a.m., Hon. Thomas A. Maloney, Speaker pro Tempore of the Assembly, presiding.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, May 28, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 150	Assembly Bill No. 1655
Assembly Bill No. 160	Assembly Bill No. 1677
Assembly Bill No. 586	Assembly Bill No. 1903

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

Committee on Elections and Reapportionment

ASSEMBLY CHAMBER, SACRAMENTO, May 28, 1947

MR. SPEAKER: Your Committee on Elections and Reapportionment, to which were referred:

Assembly Bill No. 2376	Senate Bill No. 749
Senate Bill No. 9	Senate Bill No. 1093

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

ROBERTSON, Chairman

Above reported bills ordered to second reading.

RE-REFERENCE OF BILLS

By order of the Speaker, the following bill was withdrawn from the file, and re-referred as follows:

Assembly Bill No. 150 re-referred to Committee on Transportation and Commerce.

CONSIDERATION OF DAILY FILE

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 1394—An act to amend Section 19390 of the Government Code, relating to the right of state employees entering the military service to be restored to their former position and civil service status upon termination of such military service.

Bill read second time, and ordered engrossed.

Assembly Bill No. 530—An act to amend Section 3212 of the Labor Code, relating to workmen's compensation.

Bill read second time, and ordered engrossed.

Assembly Bill No. 2038—An act to amend Section 755 of the Political Code, relating to the salary of the Clerk of the Supreme Court and ex officio Secretary of the Judicial Council.

Bill read second time, and ordered engrossed.

Assembly Bill No. 323—An act to create in the State Treasury the United States Federal Flood Control Receipts Fund and making an appropriation.

Bill read second time, and ordered engrossed.

Assembly Bill No. 329—An act making an appropriation to the Department of Finance for the widening of Plaza Avenue in Arcata, Humboldt County.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1016—An act to add Section 18595 to the Government Code, relating to the position of Confidential Secretary to the Attorney General.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1076—An act to amend Section 12570 of the Government Code, relating to special agents and investigators of the Attorney General.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1594—An act making an appropriation to the Board of State Harbor Commissioners for maintenance of fire boats, to take effect immediately.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1791—An act relating to the revenue deficiency reserve; defining the powers and duties of state officers in connection therewith, and declaring the urgency thereof, to take effect July 1, 1947.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1679—An act to amend Section 19621 of the Business and Professions Code, relating to the appropriation to defray expenses of the officers and employees of the board.

Bill read second time, and ordered engrossed.

Assembly Bill No. 475—An act to amend Section 17 of "An act defining credit unions, providing for their incorporation, powers, management and supervision," approved March 31, 1927, relating to duties of directors.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Finance and Insurance:

Amendment No. 1

On page 1, line 13, of the printed bill, as amended, strike out "faithful", and insert "the honest".

Amendment No. 2

On page 2, line 17, of the printed bill, as amended, strike out "surety", and insert "fidelity".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2500—An act to amend Section 4250; to repeal Section 4254 and to add a new Section 4254 to the Labor Code, relating to rejecting the provisions of the Workmen's Compensation Law.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Finance and Insurance:

Amendment No. 1

On page 1, line 12, of the printed bill, strike out "more than two years nor".

Amendment No. 2

On page 1 of said bill, strike out lines 19 to 25, inclusive, and insert

"4254. All rejections filed pursuant to Sections 4250 and 4251 shall expire on the ninety-first day after final adjournment of the 1949 General Session of the Legislature.

SEC. 4. As no provision is now made for the termination of notices of rejection of the provisions of the Workmen's Compensation Law, there are thousands of such notices on file with the Industrial Accident Commission, many of which have become obsolete, either by subsequent acceptance of the provisions of the law, or because the employer is no longer engaged in the same business. It appears, therefore, that a relatively small number of employers have rejections on file which are actively in force. In order that all such employers may receive adequate notice of the termination of their notices of rejection, and that the actual number of such active notices may be determined, the effective date of the termination of such notices shall be delayed as provided in Section 4254."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 71—An act to amend Section 981.2 of the Military and Veterans Code, relating to educational assistance to veterans.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Military Affairs:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "981.2 of", and insert "894 of and to add Section 892.5 to".

Amendment No. 2

In line 2 of the title of said bill, after "assistance to", insert "dependents of".

Amendment No. 3

On page 1, line 1, of said bill, strike out "981.2 of", and insert "892.5 is added to".

Amendment No. 4

On page 1, line 2, of said bill, strike out "is amended".

Amendment No. 5

On page 1 of said bill, strike out line 3, and insert

"892.5. An unmarried widow of a veteran who desires to continue her education, may, if otherwise qualified under the provisions of this article, attend either a day school or a night school.

SEC. 2. Section 894 of said code is amended to read:

894. For students of collegiate, junior college, business, and trade school rank the amount expended by the board shall not exceed forty dollars ($40) per month. For students of high school rank the amount shall not exceed twenty dollars ($20) per month, during the time the student is in actual attendance at a day school. *For an*

unmarried widow of a veteran, student of high school rank, the amount shall not exceed twenty-five dollars ($25) per month during the time the widow is in actual attendance at a night school. Absence during the month on account of illness shall be included as part of such attendance."

Amendment No. 6

On page 1 of said bill, strike out lines 4 to 23, inclusive.

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 561—An act to amend Section 3057 of the Penal Code, relating to parole officers.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "3057", and insert "3060".

Amendment No. 2

In line 2 of the title of said bill, strike out "officers".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 3

On page 1 of said bill, strike out lines 1 to 17, inclusive, and insert

"SECTION 1. Section 3060 of the Penal Code is amended to read:

3060. The [board] *Adult Authority* shall have full power to suspend, cancel or revoke any parole without notice, and to order returned to prison any prisoner upon parole. The written order of [the chairman] *any member* of the [board] *Adult Authority* shall be a sufficient warrant for any peace or prison officer to return to actual custody any conditionally released or paroled prisoner."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1112—An act to amend Section 6 of an act entitled "An act authorizing the establishment of municipal courts, prescribing their constitution, regulation, government, procedure and jurisdiction, and providing for the election and appointment of the judges, clerks and other attaches of such courts, their terms of office, qualification and compensation and for the selection of jurors therein," approved May 23, 1925, relating to municipal courts.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Judiciary:

Amendment No. 1

On page 1, line 9, of the printed bill, strike out "ten thousand dollars ($10,000)", and insert "twelve thousand five hundred dollars ($12,500)".

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2039—An act to amend Sections 736 and 736a of the Political Code, relating to the salaries of Justices of the Supreme Court and of the district courts of appeal.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

On page 1, line 4, of the printed bill, strike out "_____", and insert "twenty-one".

Amendment No. 2

On page 1, line 5, of said bill, strike out "($_____)", and insert "($21,000)".

Amendment No. 3

On page 1, line 6, of said bill, strike out "_____", and insert "twenty".

Amendment No. 4

On page 1, line 7, of said bill, strike out "($_____)", and insert "($20,000)".

Amendment No. 5

On page 1, line 12, of said bill, strike out "_____", and insert "seventeen".

Amendment No. 6

On page 1 of said bill, strike out line 13, and insert "sand five hundred dollars ($17,500). Such salaries shall be".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2559—An act to amend Section 11523 of the Government Code, relating to the judicial review of quasi-judicial proceedings.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

On page 1, line 6, of the printed bill, strike out "90", and insert "45".

Amendment No. 2

On page 1, line 12, of the printed bill, strike out "20", and insert "30".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 291—An act to add Article 4 to Chapter 1, Part 3, Division 2, of the Insurance Code, relating to insurance, declaring the urgency thereof, to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Finance and Insurance:

Amendment No. 1

In the title of the printed bill, strike out all of the language following "an act" and insert "*to amend Section 11620 of, and to add Sections 11621, 11622, 11623, 11624, 11625, 11626, and 11627 to the Insurance Code, relating to insurance.*"

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 2

On page 1 of said bill, strike out lines 1 to 24, inclusive; and lines 1 to 20, inclusive, on page 2, and insert

"SECTION 1. Section 11620 of the Insurance Code is amended to read:

[11620. After consultation with insurers admitted to transact automobile bodily injury liability insurance, the commissioner shall approve a reasonable plan for the equitable apportionment among such insurers of applicants for automobile bodily injury and property damage insurance who are in good faith entitled to but are unable to procure such insurance through ordinary methods and, when any such plan has been approved, all such insurers shall subscribe thereto and shall participate therein. Any applicant for such insurance, any person insured under such a plan and any insurer affected may appeal to the commissioner from any ruling or decision of the manager or committee designated to operate such plan.

In this section, "insurer" includes reciprocal or interinsurance exchanges.]

11620. The commissioner, after a public hearing, shall approve or issue a reasonable plan for the equitable apportionment, among insurers admitted to transact liability and/or automobile insurance, of those applicants for automobile bodily injury and property damage liability insurance who are in good faith entitled to but are unable to procure such insurance through ordinary methods. The commissioner may approve or issue reasonable amendments to such plan if he first holds a public hearing to determine whether the amendments are in keeping with the intent and purpose of this section. All such insurers shall subscribe to the plan and its amendments and, subject to Section 11621, participate therein.

Notice of the public hearings required by this section shall be published, not less than ten (10) days nor more than thirty (30) days prior to such hearings, in two newspapers of general circulation, one published in the City and County of San Francisco, and the other published in the City of Los Angeles.

SEC. 2. Section 11621 is hereby added to the Insurance Code, to read:

11621. Such plan shall not require assignments to be made to an insurer which (a) does not transact automobile bodily injury or property damage liability insurance, (b) has withdrawn from this State pursuant to and in compliance with Article 15, Chapter 1, Part 2, Division 1 of this code, or (c) has discontinued the execution of new or renewal contracts of automobile bodily injury and property damage liability insurance, and has notified the commissioner of such discontinuance.

SEC. 3. Section 11622 is hereby added to the Insurance Code, to read:

11622. Such plan shall require the issuance of a policy affording coverage in the amount of five thousand dollars ($5,000) for bodily injury to or death of each person as a result of any one accident and, subject to said limit as to one person, the amount of ten thousand dollars ($10,000) for bodily injury to or death of all persons as a result of any one accident, and the amount of five thousand dollars ($5,000) for damage to property of others as a result of any one accident, but shall not require the issuance of a policy affording coverage in excess of said amounts.

SEC. 4. Section 11623 is hereby added to the Insurance Code, to read:

11623. To carry out the purpose of this article, the subscribing insurers may form their own organization which shall, subject to review by the Insurance Commissioner, administer and operate the plan. The cost of such organization shall be fairly proportioned among the subscribing insurers to whom assignments may be made.

SEC. 5. Section 11624 is hereby added to the Insurance Code, to read:

11624. Such plan shall contain (a) standards for determining eligibility of applicants for insurance, and in establishing such standards the following may be taken into consideration in respect to the applicant or any other person who may reasonably be expected to operate the applicant's automobile with his permission:

(1) his criminal conviction record;

(2) his record of suspension or revocation of a license to operate an automobile;

(3) his automobile accident record;

(4) his age and mental, physical and moral characteristics which pertain to his ability to safely and lawfully operate an automobile;

(5) the condition or use of the automobile.

(b) procedures for making application for insurance, for apportionment of eligible applicants among the subscribing insurers and for appeal to the commissioner by persons who believe themselves aggrieved by the operation of the plan, (c) rules and regulations governing the administration and operation of the plan, (d) provisions showing the basis upon which premium charges shall be made and (e) such other provisions as may be necessary to carry out the purpose of this article.

SEC. 6. Section 11625 is hereby added to the Insurance Code, to read:

11625. If an insurer admitted to transact liability and/or automobile insurance fails to subscribe to the plan or to any amendments thereto, the commissioner shall give 10 days' written notice to such insurer to so subscribe. If such insurer fails

to comply with such notice, then the commissioner may, after hearing upon notice, suspend the certificate of authority of such insurer to transact liability and/or automobile insurance in this State until such insurer does so subscribe. Proceedings under this section shall be conducted in accordance with Chapter 5, Part 1, Division 3, Title 2 of the Government Code, and the commissioner shall have all the powers granted therein.

SEC. 7. Section 11626 is hereby added to the Insurance Code, to read:

11626. If the commissioner, after hearing upon not less than ten (10) days' notice, finds that any insurer has failed to perform any of the duties required of it by this article or by the plan, other than those duties enumerated in Section 11625, he may issue an order to such insurer specifying in what manner and to what extent he finds the insurer to have so failed and requiring, within a reasonable time, not less than 10 days, compliance with such requirements. If within the period specified in the order the insurer fails to comply with such order, such insurer shall, in addition to any other penalty provided by law, forfeit to the State a penalty of five hundred dollars ($500) for each such failure. The commissioner may bring an action in his own name against the insurer to collect the said penalty.

SEC. 8. Section 11627 is hereby added to the Insurance Code, to read:

11627. In this article, "insurer" includes reciprocal or interinsurance exchanges."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1912—An act to amend Section 1648.3 of the Insurance Code, relating to insurance.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Finance and Insurance:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Section 1648.3 to", and insert "Sections 1648.3, 1676, 1677, and 1677.5 of, and to repeal Sections 1677.1 and 1679.2 of".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 2

On page 2 of said bill, after line 18, insert

"SEC. 2. Section 1676 of said code is amended to read:

1676. A license shall not be issued under this article to any person required to pass an examination, until such examination has been passed [,] but the commissioner may issue [to an applicant who has never therefore held or been named in a license or certificate of convenience] a certificate of convenience [, operative for a period not extending beyond six months from issuance permitting such applicant to act as agent, or solicitor, as the case may be, pending a fulfillment of the examination requirements. Such certificate does not permit the holder thereof to transact insurance, nor to participate directly or indirectly in any commission paid thereunder or therefor, covering himself or any person specified in Section 760] *as provided in Section 1677.5.*

SEC. 3. Section 1677 of said code is amended to read:

1677. Failure by an applicant to take the examination pursuant to notification by the commissioner of time and place of the examination constitutes a failure to fulfill the examination requirements. [Upon such failure by the holder, all privileges under any certificate of convenience shall terminate. In such case, also, the commissioner may require the cancellation of any or all contracts of insurance transacted by or through such applicant under authority of his certificate of convenience.]

SEC. 4. Section 1677.1 of said code is repealed.

SEC. 5. Section 1677.5 of said code is amended to read:

1677.5. The commissioner may issue a certificate of convenience to the executor or administrator of the estate of a deceased agent or broker, *or if no executor or administrator has been appointed, and until a certified copy of an order making such appointment is filed with the commissioner, to the widow or other heir otherwise entitled to conduct the business of the deceased,* permitting such [party] *person*, [as such representative,] to act as an agent or broker in the conduct of the business of

the estate for a period of one year from and after the date of death pending, but not later than, disposal of the business, *and thereafter until the next qualifying examination if such person shall file an application for a permanent license.*

SEC. 6. Section 1679.2 of said code is repealed."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2185—An act to amend Section 5 of the Industrial Loan Act, relating to industrial loan companies and the outstanding investment certificates of such companies.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Finance and Insurance:

Amendment No. 1

On page 2 of the printed bill, strike out lines 11 to 15, both inclusive, and insert "2. If the aggregate amount of its paid-up capital, surplus, and undivided profits is over one hundred thousand dollars ($100,000), but does not exceed five hundred thousand dollars ($500,000), the outstanding amount of such certificates shall not exceed 10 times the first one hundred thousand dollars ($100,000) of said capital, surplus, and undivided profits, plus 12 times the amount of said capital, surplus, and undivided profits which exceeds one hundred thousand dollars ($100,000) ;".

Amendment No. 2

On page 2 of the printed bill, strike out lines 16 to 20, both inclusive, and insert "3. If the aggregate amount of its paid-up capital, surplus, and undivided profits is over five hundred thousand dollars ($500,000), but does not exceed one million dollars ($1,000,000), the outstanding amount of such certificates shall not exceed 12 times the first five hundred thousand dollars ($500,000) of said capital, surplus, and undivided profits, plus 15 times the amount of said capital, surplus, and undivided profits which exceeds five hundred thousand dollars ($500,000) ;"

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2184—An act to amend Section 4 of the Industrial Loan Act, relating to loans, charges and the establishment of offices and places of business.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Finance and Insurance:

Amendment No. 1

On page 1, line 24, of the printed bill, after "investment", insert "or thrift".

Amendment No. 2

On page 2 of the printed bill, strike out the italicized sentence beginning with "Such" in line 4, and ending with "company" in line 6.

Amendment No. 3

On page 2 of the printed bill, strike out lines 12 to 21, both inclusive, and insert "The provisions for interest on any investment or thrift certificate now outstanding, or hereafter issued, may be changed by a written notice thereof mailed by the company issuing the certificate, to the holder, at the address of the holder appearing on the company's records and to the office of the Corporation Commissioner. Such notice shall be mailed at least 30 days prior to the effective date of the rate change. Any change of interest rate so made shall effect all certificates of the same class for which a permit has been issued by the Corporation Commissioner and without the necessity of calling in such certificates or the issuing of new certificates."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 822—An act to add Article 6 to Chapter 4 of Part 5 of Division 11 of the Water Code, relating to quieting of title to tax-deeded property of an irrigation district.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Article 6 to Chapter 4 of Part 5 of Division 11", and insert "Section 26308".

Amendment No. 2

In line 2 of the title of the printed bill, strike out "quieting of".

Amendment No. 3

On page 1 of the printed bill, strike out lines 1 to 9, inclusive.

Amendment No. 4

On page 1 of the printed bill, following line 9, insert

"SECTION 1. Section 26308 is added to the Water Code, to read:

26308. If for any period of three years after the recordation of a collector's deed to the district no payment has been made on account of state and county taxes upon the property so conveyed or to redeem the same from delinquent state and county taxes thereon, by or on behalf of any person owning or claiming to own an interest in the property so conveyed adverse to the title of the district acquired by said deed, and if no action, proceeding, defense, answer, counterclaim or cross-complaint based upon any alleged irregularity or invalidity in said deed has been commenced or interposed against the district or those claiming through or under the district, prior to the expiration of said period of three years, the title of the district to the property so conveyed by said collector's deed shall be absolute and incontestable, in law and in equity, against all persons except the United States or this State, those claiming through or under the district, and such persons as shall at any time prior to the expiration of said period of three years, execute, acknowledge and serve upon the collector of said district and record in the office of the county recorder of the county in which the property conveyed by said collector's deed is situated, a notice of claim of interest in said property, describing the property claimed by such person, the nature of the claim of such persons, and the name and postoffice address of such person. The records of the county tax collector and of the county treasurer of the county in which said property is situated shall be conclusive evidence of the nonpayment on account of taxes, or redemption from delinquent taxes, upon the property so conveyed by said collector's deed, for all purposes of this section and against all persons. The title of the district, herein provided for, and of all persons claiming through or under the district, shall not be subject to contest or attack or impairment by any of the persons, or by any of their agents, representatives, or successors in interest, upon any of the grounds mentioned in Section 26306 of this code, nor by any other person upon any other ground. It is hereby declared to be the policy of this State that titles to property conveyed by collector's deeds, and ignored and abandoned by the former owners thereof in the manner hereinabove set forth, be settled and made certain without litigation, for the protection of the public interest and to the end that such property may be returned to the assessment rolls and be put to its full economic use. There is hereby reserved to all persons having any claim of interest in property affected by the terms of this section upon the effective date hereof, the right to assert such claim in either of any of the manners provided in this section, at any time within six months after the effective date hereof."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Hon. Michael J. Burns Presiding

At 9.47 a.m., Hon. Michael J. Burns, Member of the Assembly from the First District, presiding.

SECOND READING OF SENATE BILLS

Senate Bill No. 443—An act to amend Sections 51 and 52 of the Public Utilities Act, defining the powers of the Public Utilities Commission, relating to certain transactions of public utilities.

Bill read second time, and ordered to third reading.

Senate Bill No. 1474—An act to amend Section 1260 of the Military and Veterans Code, relating to definitions of veterans' associations for purposes of public buildings, parks, and centers therefor.

Bill read second time, and ordered to third reading.

Senate Bill No. 493—An act to amend Sections 9, 25, 45, 45.7, and 93 of, and to repeal Section 9.7 of, and to add Section 20.5 to the Unemployment Insurance Act, relating to unemployment and disability insurance.

Bill read second time, and ordered to third reading.

Senate Bill No. 495—An act to amend Section 6 of the Unemployment Insurance Act, relating to unemployment and disability insurance.

Bill read second time, and ordered to third reading.

Senate Bill No. 1390—An act to amend Section 1100.1 to the Insurance Code, relating to investments of insurers.

Bill read second time, and ordered to third reading.

Senate Bill No. 1112—An act to add Section 39.5 to the Unemployment Insurance Act, relating to contributions and costs of administration.

Bill read second time, and ordered to third reading.

Senate Bill No. 1113—An act to amend Sections 23 and 308 of the Unemployment Insurance Act, relating to the Revolving Funds in the Department of Employment, declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

Senate Bill No. 753—An act to amend Section 41.5 of the California Unemployment Insurance Act, relating to transfer of employers' reserve accounts.

Bill read second time, and ordered to third reading.

Senate Bill No. 18—An act to amend Section 1425 of the Penal Code, relating to criminal jurisdiction of justices', municipal and police courts.

Bill read second time, and ordered to third reading.

Senate Bill No. 241—An act to amend Section 108 of the Civil Code, relating to divorce actions on grounds of insanity.

Bill read second time, and ordered to third reading.

Senate Bill No. 1169—An act to amend Section 4300c of the Political Code, and to amend Section 27363 and to add Section 27380.5 to the Government Code, relating to recorder's fees.

Bill read second time, and ordered to third reading.

Senate Bill No. 1171—An act to amend Section 3022 of the Civil Code, relating to giving of notice of assignment of accounts receivable.

Bill read second time, and ordered to third reading.

Senate Bill No. 1111—An act to amend Sections 8.5, 45.5, 45.8, 45.9, 45.10, 64, 305, and 452 of, the Unemployment Insurance Act, relating to unemployment insurance.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Finance and Insurance:

Amendment No. 1

On page 6, line 17, of the printed bill, as amended in the Senate on May 2, 1947, after "referee", insert ", provided that said 10 days may be extended for good cause".

Amendment No. 2

On page 6, line 26, of said bill, after "act", insert ", provided that said 10 days may be extended for good cause".

Amendments read, and adopted.

Bill ordered reprinted, and to third reading.

Senate Bill No. 787—An act to define escrow companies, to provide for their licensing, examination and regulation by the Commissioner of Corporations, to provide exemptions from and prescribe penalties for violations of this act.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Finance and Insurance:

Amendment No. 1

On page 2, line 3, of the printed bill, as amended in the Senate on May 8, 1947, at the end of the line, strike out the second "or".

Amendment No. 2

On page 2, line 6, of said bill, strike out the period, and insert a semicolon.

Amendment No. 3

On page 2 of said bill, between lines 6 and 7, insert

"(e) To any building and loan association, or savings and loan association, organized under the Building and Loan Association Act and subject to the jurisdiction of the Building and Loan Commissioner; or

(f) To any federal savings and loan association organized under the Home Owners' Loan Act of 1933 and subject to the jurisdiction of the Federal Home Loan Bank Board."

Amendments read, and adopted.

Bill ordered reprinted, and to third reading.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, May 27, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to:

Senate Bill No. 178
Senate Bill No. 793
Senate Bill No. 1350

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Speaker Pro Tempore Presiding

At 9.50 a.m., Hon. Thomas A. Maloney, Speaker pro Tempore of the Assembly, presiding.

REQUESTS FOR PERMISSION TO INTRODUCE BILLS

The following request for permission to introduce a bill was presented:

By Mr. Gaffney:

ASSEMBLY CHAMBER, SACRAMENTO, May 28, 1947

MR. SPEAKER: In accordance with the provisions of Article IV, Section 2, of the Constitution, I request permission to introduce a bill, the title of which is as follows:

An act making an appropriation for the purpose of increasing salaries of state employees, declaring the urgency thereof, to take effect immediately.

Respectfully submitted.

EDWARD M. GAFFNEY

Request referred to Committee on Legislative Procedure.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, May 28, 1947

MR. SPEAKER: Your Committee on Legislative Procedure, to which was referred the following bill, herewith returns the same with the recommendation that the author be permitted to introduce it:

By Mr. Gaffney:

An act making an appropriation for the purpose of increasing salaries of state employees, declaring the urgency thereof, to take effect immediately.

WEBER, Chairman

The roll was called, and permission granted by the following vote:

AYES—Anderson, Beck, Berry, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Geddes, Grant, Hahn, Hawkins, Heisinger, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, O'Day, Price, Robertson, Rosenthal, Sherwin, Sillman, Stanley, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—60.

NOES—None.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

The following bill was introduced, and read the first time:

Assembly Bill No. 2698: By Mr. Gaffney (By request of Messrs. Maloney and Gannon, Mrs. Niehouse, Messrs. O'Day, Robertson, Thurman, Carey, Lester T. Davis, Heisinger, Clarke, Crowley, Erwin, Dunn, Sheridan, George D. Collins, Weber, Berry, Dolwig, Price, Luckel, Cooke, Rosenthal, Beck, Crichton, Thomas, McCollister, Kilpatrick, Fletcher, Brown, Clayton A. Dills, Thorp, Thompson, Bennett, Lyons, Hollibaugh, Miller, and McMillan)—An act making an appropriation for the purpose of increasing salaries of state employees, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Civil Service and State Personnel.

REPORTS OF STANDING COMMITTEES

Committee on Social Welfare

ASSEMBLY CHAMBER, SACRAMENTO, May 28, 1947

MR. SPEAKER: Your Committee on Social Welfare, to which was referred:

Assembly Bill No. 1424

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

NIEHOUSE, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 28, 1947

MR. SPEAKER: Your Committee on Social Welfare, to which was referred:

Senate Bill No. 974

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

NIEHOUSE, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 28, 1947

MR. SPEAKER: Your Committee on Social Welfare, to which was referred:

Assembly Bill No. 2391

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

NIEHOUSE, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 28, 1947

MR. SPEAKER: Your Committee on Social Welfare, to which was referred:

Assembly Bill No. 834

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

NIEHOUSE, Chairman

Above reported bill ordered to third reading.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, May 27, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted:

Senate Constitutional Amendment No. 14

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS

The following resolution was read:

Senate Constitutional Amendment No. 14—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by adding to Article XIII thereof a new section to be numbered 19, relating to reimbursement by the State of counties, cities and counties, cities and districts for loss of revenue resulting from the exemption of real property from taxation.

Referred to Committee on Constitutional Amendments.

Speaker Presiding

At 9.55 a.m., Hon. Sam L. Collins, Speaker of the Assembly, presiding.

NAME DELETED FROM ROLL CALLS BY UNANIMOUS CONSENT

By unanimous consent, Mr. Field's name was deleted from the roll calls on Assembly Bills Nos. 774 and 780 where he was recorded as voting "aye." (See page 30, the Assembly Journal for May 26, 1947—Corrected Journal, page 3728.) Mr. Field had been granted a leave of absence for that day, was not present in the Assembly Chamber, and the voting machine was credited with registering his vote incorrectly.

NOTICES OF MOTION TO RECONSIDER CONTINUED

By unanimous consent, the consideration of notices of motion to reconsider votes on the following bills was continued until the next legislative day:

Assembly Constitutional Amendment No. 35.
Assembly Bill No. 1810.
Assembly Bill No. 1574.

NOTICE OF MOTION TO WITHDRAW ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 30 FROM COMMITTEE WAIVED

Mr. Hahn waived his notice that on the second legislative day he would move to withdraw Assembly Constitutional Amendment No. 30 from the Committee on Constitutional Amendments, and have it placed upon the file.

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS
CONSIDERATION OF SENATE AMENDMENTS

Assembly Bill No. 685—An act to amend Section 16271 of the Education Code, relating to the transportation of public school pupils.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 685?

Amendment No. 1

On page 1, line 4, of the printed bill, strike out the first word "the".

Amendment No. 2

On page 1, line 4, of said bill, strike out "of the district".

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 685 by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, M. Philip Davis, Dickey, Clayton A. Dills, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Geddes, Grant, Hahn, Heisinger, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, Niehouse, Robertson, Sherwin, Silliman, Stanley, Thomas, Thompson, Thorp, Thurman, Weber, and Mr. Speaker—54.

NOES—None.

Assembly Bill No. 685 ordered enrolled.

Speaker Pro Tempore Presiding

At 10 a.m., Hon. Thomas A. Maloney, Speaker pro Tempore of the Assembly, presiding.

THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 2545—An act to amend Section 6357 of the Education Code, relating to the maximum rates of school district taxes.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Grant, Hahn, Heisinger, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Rosenthal, Sherwin, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Weber, and Mr. Speaker—51.

NOES—Butters, Cooke, Cramer, and Lowrey—4.

Bill ordered transmitted to the Senate.

Assembly Bill No. 160—An act to add Sections 127, 737.5, 738.1, and 745 to, and to amend Section 740 of, the Vehicle Code, relating to arrest and prosecution of violations of said code.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Hahn, Heisinger, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, Miller, Niehouse, Price, Robertson, Rosenthal, Sherwin, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Weber, and Mr. Speaker—57.

NOES—None.

Bill ordered transmitted to the Senate.

Speaker Presiding

At 10.10 a.m., Hon. Sam L. Collins, Speaker of the Assembly, presiding.

Assembly Bill No. 1555—An act to amend Section 57 of the Labor Code, relating to the Department of Industrial Relations.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Hahn, Heisinger, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Rosenthal, Sherwin, Stanley, Stewart, Thomas, Thorp, Thurman, Weber, and Mr. Speaker—60.

NOES—None.

Bill ordered transmitted to the Senate.

NOTICE OF MOTION TO WITHDRAW ASSEMBLY BILL NO. 717 FROM COMMITTEE

Mr. Kilpatrick gave notice that on the second legislative day he would move to withdraw Assembly Bill No. 717 from the Committee on Public Health, and have it placed upon the file.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1676—An act to amend Section 337 of the Penal Code, relating to horse racing and prescribing penalties for illegal acts and practices in connection therewith.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Hahn, Hawkins, Heisinger, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sherwin, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, and Mr. Speaker—63.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1677—An act to amend Section 19538 of the Business and Professions Code, relating to horse racing and licenses to conduct horse race meetings.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, George D. Collins, Cooke, Cramer, Crichton, Crowley, M. Philip Davis, Debs, Clayton A. Dills, Ralph C. Dills, Dolwig, Erwin, Fletcher, Gaffney, Grant, Grunsky, Hahn, Hawkins, Heisinger, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, O'Day, Robertson, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Weber, and Mr. Speaker—54.

NOES—Beck, Carey, Lester T. Davis, Doyle, Gannon, Lowrey, and Miller—7.

Bill ordered transmitted to the Senate.

COMMUNICATIONS

By Speaker Collins:

A brochure from the Thompson-International Roll-Call Systems, Inc., relative to modern vote recorders, was received, and ordered referred to the Committee on Rules.

CONSIDERATION OF DAILY FILE (RESUMED)
CONSIDERATION OF SPECIAL ORDER

The hour having arrived, Senate Bill No. 344 was taken up.

Senate Bill No. 344—An act to repeal Chapters 1, 2, 3, 4, 5, and 6 and to renumber Chapters 10 and 11 to be Chapters 13 and 14, respectively, of, and to add Chapters 1 to 10, inclusive, to, Division 4 of the Agricultural Code, relating to milk and milk products and the production, handling, sale, distribution, and processing thereof and of products resembling or imitating them.

Bill read third time.

Motion to Amend

Messrs. McCollister, Maloney, Robertson, Cooke, Hollibaugh, Lyons, O'Day, Gaffney, Blosser, Fletcher, Berry, Brady, George D. Collins, and Wollenberg moved the adoption of the following amendment:

Amendment No. 1

On page 12 of the printed bill, as amended in the Senate on April 23, 1947, strike out lines 19 to 27, inclusive, and insert

"No provision of this division, except subdivision (b) of Section 492, or any rule and regulation of the director is a limitation on the power of a municipality or county to provide for reasonable additional regulations, not in conflict therewith, requiring standards higher than the minimum requirements for the grades of market milk established in this division; but any municipal or county ordinance or regulation requiring higher standards for milk fat and solids not fat than those established in this division shall apply only to market milk after standardization by a milk distributor."

Amendment read.

Demand for Previous Question

Messrs. Evans, Butters, Price, Luckel, and Clayton A. Dills demanded the previous question.

The roll was called, and the demand for the previous question refused by the following vote:

AYES—Anderson, Beck, Boyd, Burke, Butters, Carey, Collier, Conrad, M. Philip Davis, Dickey, Clayton A. Dills, Erwin, Evans, Hahn, Hawkins, Hollibaugh, Knight, Luckel, McMillan, Price, Sheridan, Stanley, and Thorp—23.

NOES—Bennett, Berry, Blosser, Brady, Brown, Burns, Caldecott, Clarke, George D. Collins, Cooke, Cramer, Crowley, Lester T. Davis, Debs, Ralph C. Dills, Dolwig, Doyle, Elliott, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Huyck, James, Johnson, Kilpatrick, Loomis, Lowrey, Lyons, Maloney, McCollister, Miller, Niehouse, O'Day, Robertson, Sherwin, Silliman, Waters, Weber, and Wollenberg—42.

The question being on the adoption of the amendment offered by Mr. McCollister and others to Senate Bill No. 344.

Demand for Previous Question

Messrs. Silliman, Price, Burke, Conrad, and Miller demanded the previous question.

Demand for previous question sustained.

The question being on the adoption of the amendment offered to Senate Bill No. 344.

The roll was called, and the amendment adopted by the following vote:

AYES—Anderson, Bennett, Berry, Blosser, Brady, Burns, Caldecott, Carey, George D. Collins, Conrad, Cramer, Crowley, Lester T. Davis, Debs, Dickey, Dolwig, Dunn, Elliott, Evans, Fletcher, Gaffney, Geddes, Grunsky, Hawkins, Hollibaugh, Huyck, James, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Robertson, Sheridan, Sherwin, Silliman, Thomas, Thurman, and Wollenberg—42.

NOES—Beck, Boyd, Brown, Burke, Butters, Clarke, Collier, Crichton, M. Philip Davis, Clayton A. Dills, Ralph C. Dills, Doyle, Erwin, Grant, Hahn, Heisinger, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Price, Stanley, Stewart, Thompson, Thorp, Waters, Weber, and Mr. Speaker—30.

Notice of motion to reconsider amendment given by Mr. Clarke later on this day.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1680—An act to amend Sections 19485 and 19597 of, and to add Section 19620.5 to, the Business and Professions Code, relating to horse racing.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Clayton A. Dills, Ralph C. Dills, Dolwig, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Weber, and Wollenberg—64.

NOES—Anderson, Doyle, and Geddes—3.

Bill ordered transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT THAT ALL BILLS CARRYING APPROPRIATIONS BE PASSED ON FILE, AT THIS TIME

Mr. Wollenberg asked for, and was granted, unanimous consent that all bills carrying appropriations be passed on file, at this time, and hold their places on file.

REQUEST FOR UNANIMOUS CONSENT THAT REMARKS BE MADE RELATIVE TO NEWSPAPER ARTICLE

Mr. Stewart asked for, and was granted, unanimous consent that he be permitted to make remarks relative to an article published in a Los Angeles newspaper, which pertains to the Legislature.

APPOINTMENT OF SELECT COMMITTEE

Speaker Collins announced the appointment of Messrs. Robertson and Kirkwood as a Select Committee, to escort to the rostrum, the Hon. S. Y. Wu, Secretary-General of the Legislative Yuan, Nanking, China; and the following members of his party: Hon. Robert C. W. Sheng, Member of the Legislative Yuan, National Government of China; Hon. Wong Lew, President, Kong Chow Benevolent Association of San Francisco; Hon. Chaoyuen C. Chang, Chairman of Foreign Relations Committee, Legislative Yuan, National Government of China; Hon. Stanley M. K. Wong, President, Chinese Consolidated Benevolent Association, (Chinese Six Companies), San Francisco; and Hon. S. K. Wong, of the S. K. Wong and Sons, California Pacific Trading Company, of San Francisco.

RECESS

At 12.02 p.m., on motion of Mr. Dickey, the Assembly recessed until 12.08 p.m.

REASSEMBLED

At 12.08 p.m., the Assembly reconvened.

Hon. Sam L. Collins, Speaker of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

MEMBER EXCUSED

At 12.09 p.m., Mr. Lester T. Davis asked for, and was granted, unanimous consent that he be granted leave of absence for the balance of the legislative day, because of legislative duties elsewhere.

RECESS

At 12.10 p.m., on motion of Mr. Dickey, the Assembly recessed until 1.30 p.m.

REASSEMBLED

At 1.30 p.m., the Assembly reconvened.
Hon. Sam L. Collins, Speaker of the Assembly, presiding.
Chief Clerk Arthur A. Ohnimus at the desk.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, May 28, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted:

Assembly Concurrent Resolution No. 81

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above resolution ordered enrolled.

SENATE CHAMBER, SACRAMENTO, May 28, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to:

Senate Bill No. 340
Senate Bill No. 818
Senate Bill No. 1000
Senate Concurrent Resolution No. 30

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, May 28, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 2228
Assembly Bill No. 2297
Assembly Bill No. 2307

And reports the same correctly re-engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 28, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 123
Assembly Bill No. 566
Assembly Bill No. 2186

And reports the same correctly re-engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

Committee on Livestock and Dairies

ASSEMBLY CHAMBER, SACRAMENTO, May 28, 1947

MR. SPEAKER: Your Committee on Livestock and Dairies, to which was referred:

Assembly Bill No. 894

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

THORP, Chairman

Above reported bill ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 28, 1947

MR. SPEAKER: Your Committee on Livestock and Dairies, to which was referred:

Senate Bill No. 406

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

THORP, Chairman

Above reported bill ordered to second reading.

Committee on Agriculture

ASSEMBLY CHAMBER, SACRAMENTO, May 28, 1947

MR. SPEAKER: Your Committee on Agriculture, to which were referred:

Assembly Bill No. 12
Assembly Bill No. 848

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

CLARKE, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 28, 1947

MR. SPEAKER: Your Committee on Agriculture, to which was referred:

Assembly Bill No. 1297

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be re-referred to Committee on Ways and Means.

CLARKE, Chairman

Above reported bill re-referred to Committee on Ways and Means.

Committee on Public Health

ASSEMBLY CHAMBER, SACRAMENTO, May 28, 1947

MR. SPEAKER: Your Committee on Public Health, to which were referred:

Assembly Bill No. 1579
Assembly Bill No. 2352

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

EVANS, Vice Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 28, 1947

MR. SPEAKER: Your Committee on Public Health, to which were referred:

Senate Bill No. 510
Senate Bill No. 1069
Senate Bill No. 1277

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

EVANS, Vice Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 28, 1947

MR. SPEAKER: Your Committee on Public Health, to which were referred:

Assembly Bill No. 717
Assembly Bill No. 1360
Assembly Bill No. 1808
Assembly Bill No. 2078

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

EVANS, Vice Chairman

Above reported bills ordered to second reading.

Committee on Fish and Game

ASSEMBLY CHAMBER, SACRAMENTO, May 27, 1947

MR. SPEAKER: Your Committee on Fish and Game, to which were referred:

Assembly Bill No. 30
Assembly Bill No. 1458

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

ERWIN, Chairman

Above reported bills ordered to second reading.

Committee on Agriculture

ASSEMBLY CHAMBER, SACRAMENTO, May 28, 1947

MR. SPEAKER: Your Committee on Agriculture, to which was referred:

Assembly Bill No. 1871

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

CLARKE, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 28, 1947

MR. SPEAKER: Your Committee on Agriculture, to which were referred:

Assembly Bill No. 832
Assembly Bill No. 1352

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

CLARKE, Chairman

Above reported bills ordered to second reading.

Committee on Public Health

ASSEMBLY CHAMBER, SACRAMENTO, May 28, 1947

MR. SPEAKER: Your Committee on Public Health, to which was referred:

Senate Bill No. 487

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

EVANS, Vice Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 28, 1947

MR. SPEAKER: Your Committee on Public Health, to which were referred:

Assembly Bill No. 258
Assembly Bill No. 2452

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

EVANS, Vice Chairman

Above reported bills ordered to second reading.

Committee on Ways and Means

ASSEMBLY CHAMBER, SACRAMENTO, May 27, 1947

MR. SPEAKER: Your Committee on Ways and Means, to which were referred:

Assembly Bill No. 46
Assembly Bill No. 98
Assembly Bill No. 751
Assembly Bill No. 1544
Assembly Bill No. 2142

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

WOLLENBERG, Chairman

Above reported bills ordered to second reading.

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, May 28, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 225—An act to amend Sections 29851 and 29852 of the Government Code, and Section 4082 of the Political Code, relating to duplicate county warrants;

Assembly Bill No. 774—An act to amend Sections 1158 and 497 of the Fish and Game Code, relating to closing of areas to hunting or fishing;

Assembly Bill No. 780—An act to amend Section 2 of the Fish and Game Code, relating to definitions;

And reports that the same have been correctly enrolled, and presented to the Governor on the twenty-eighth day of May, 1947, at 11 a.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, May 28, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 227—An act to add Article 12, consisting of Sections 8000, 8001, 8002, 8003, 8004, 8005, and 8006, to Chapter 4, Part 2, Division 7, of the Health and Safety Code, relating to county cemeteries;

Assembly Bill No. 257—An act to add Section 4041.21b to the Political Code and Section 26026 to the Government Code, relating to aid to the United States of America in the acquisition or improvement of government-owned airports and declaring the urgency thereof, to take effect immediately;

And reports that the same have been correctly enrolled, and presented to the Governor on the twenty-eighth day of May, 1947, at 11 a.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, May 28, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 881—An act to add Sections 5832.6, 5835.1, and 5835.2 to, and to amend Section 5837 of, the Streets and Highways Code and to add Section 4893 to the Health and Safety Code, relating to maintenance districts;

Assembly Bill No. 1145—An act to amend Section 789.1 of the Agricultural Code, relating to responsibility for transportation of fruits, nuts, and vegetables;

Assembly Bill No. 1493—An act to amend Sections 20019, 20306, 20457, 20458, 20492, 20606, 20607, 20608, and 20803 of, and to add Sections 20021.5 and 20021.7 to, the Government Code, relating to the State Employees' Retirement System, and providing for the inclusion, rights, benefits, contributions, and status of county peace officers therein;

And reports that the same have been correctly enrolled, and presented to the Governor on the twenty-eighth day of May, 1947, at 11 a.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, May 28, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Concurrent Resolution No. 35—Relative to the designation of Arbor Day;

And reports that the same has been correctly enrolled, and presented to the Secretary of State on the twenty-eighth day of May, 1947, at 11 a.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, May 28, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 2684

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bill ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 28, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1016
Assembly Bill No. 1076

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 28, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1680

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bill ordered to third reading.

RE-REFERENCE OF BILLS

By order of the Speaker, the following bills were withdrawn from the file, and re-referred as follows:

Assembly Bill No. 2684 re-referred to Committee on Transportation and Commerce.

Assembly Bill No. 2228 re-referred to Committee on Ways and Means.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, May 28, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted:

Senate Joint Resolution No. 23

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS (RESUMED)

The following resolution was read:

Senate Joint Resolution No. 23—Relative to memorializing the President and the Congress of the United States in relation to the federal income tax as it affects community property states.

Referred to Committee on Rules.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, May 28, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed:

Senate Bill No. 136
Senate Bill No. 166
Senate Bill No. 302
Senate Bill No. 316
Senate Bill No. 603
Senate Bill No. 650
Senate Bill No. 1025
Senate Bill No. 1029
Senate Bill No. 1263

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS (RESUMED)

The following bills were read the first time:

Senate Bill No. 136—An act to amend Section 10053 of the Education Code, relating to diplomas for high school pupils.

Referred to Committee on Education.

Senate Bill No. 166—An act to amend the heading of Article 2 of Chapter 1 of Part 1 of Division 6 of the Welfare and Institutions Code, to amend Sections 5025, 5026, 5027, 5028, 5029, 5076, and 5078 thereof, and to add Section 5030 thereto, relating to psychopathic probation officers and their powers and duties in respect to the mentally ill and

mentally disordered, and designating such officials as supervisors in the Mental Health Department, and the probation of the mentally ill or disordered as supervision thereof.

Referred to Committee on Municipal and County Government.

Senate Bill No. 302—An act to amend Section 3462 of the Education Code, relating to the organization of high school districts.

Referred to Committee on Education.

Senate Bill No. 316—An act to amend Section 46 of the Vehicle Parking District Act of 1943, relating to vehicle parking districts.

Referred to Committee on Municipal and County Government.

Senate Bill No. 603—An act to repeal the California State Guard Act of 1943, added by Statutes of 1943, Chapter 295, Par. 4; to repeal Sections 560 to 589, inclusive, of the Military and Veterans Code, relating to the organization, administration, control, employment and discipline of the California State Guard, providing for privileges, benefits, compensation and insurance for State Guardsmen, and to reserve and continue all claims, demands, rights, benefits, privileges or causes of action that have accrued under the provisions of Sections 572, 575, 576, 577, 578, 588, and 589 and to reserve all disciplinary power as to offenses heretofore committed including all authority granted by Sections 571 and 585 and to provide for the liquidation of the property, accounts, funds, assets and affairs of the California State Guard.

Referred to Committee on Military Affairs.

Senate Bill No. 650—An act to amend Sections 4918, 4961, 4962, and 4963 of the Education Code, and to add Sections 4902.1, 4917.1, 4919.1, and 4961.1 to said code, all relating to the bonded indebtedness of school districts.

Referred to Committee on Education.

Senate Bill No. 1025—An act to amend Section 10051 of the Education Code, relating to instruction in American history and related subjects.

Referred to Committee on Education.

Senate Bill No. 1029—An act to add Section 13230(a) to the Education Code, relating to mandatory instruction in fundamentals.

Referred to Committee on Education.

Senate Bill No. 1263—An act to add Sections 9502.1, 9505.1, 9540.1, 9540.2, 9540.3, 9540.4, 9544, and 9545 to the Business and Professions Code, and to amend Sections 9511, 9518, 9530, 9540, 9541, 9550, 9553, 9554, 9563, 9564, 9566, 9575, 9576, 9577, 9580, 9581, 9590, 9594, and 9595 of said code, relating to the regulation and practice of dry cleaning.

Referred to Committee on Public Health.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Constitutional Amendment No. 14—A resolution to propose to the people of the State of California an amendment to the Constitution of the State by amending Section 16 of Article V thereof, relating to the order of succession to the office of Governor.

Resolution read.

Motion to Amend

Mr. Rosenthal moved the adoption of the following amendment:

Amendment No. 1

On page 1 of the printed measure, strike out lines 8 to 29, inclusive, and insert "SEC. 16. In case of vacancy in the office of Governor the powers and duties of the office shall devolve upon the Lieutenant Governor for the residue of the term, and the Lieutenant Governor so acting as Governor shall receive the salary and perquisites of Governor. In case of vacancy in the office of Governor and in the office of Lieutenant Governor, the powers and duties of the office of Governor shall devolve upon the last duly elected President pro Tempore of the Senate; or if there be none, then upon the last duly elected Speaker of the Assembly; or if there be none, then upon the Secretary of State; or if there be none, then upon the Attorney General; or if there be none, then upon the Treasurer; or if there be none, then upon the Controller. In case of vacancy in the office of Governor and in the office of Lieutenant Governor, the person upon whom the powers and duties of the office of Governor devolve shall act as Governor for the residue of the term and such person upon acting as Governor shall receive the salary and perquisites of Governor. In case of impeachment of the Governor or officer acting as Governor, his absence from the State, or his other temporary disability to discharge the powers and duties of office, then the powers and duties of the office of Governor devolve upon the same officer as in the case of vacancy in the office of Governor, but only until the disability shall cease.

In case of the death, disability or other failure to take office of the Governor-elect, whether occurring prior or subsequent to the returns of election, the Lieutenant Governor-elect shall act as Governor from the same time and in the same manner as provided for the Governor-elect and shall act as Governor for the full term or until the disability of the Governor-elect shall cease.

In case of the death, disability or other failure to take office of both the Governor-elect and the Lieutenant Governor-elect, the last duly elected President pro Tempore of the Senate, or in case of his death, disability, or other failure to take office, the last duly elected Speaker of the Assembly, or in case of his death, disability, or other failure to take office, the Secretary of State-elect, or in case of his death, disability, or other failure to take office, the Attorney-General-elect, or in case of his death, disability, or other failure to take office, the Treasurer-elect, or in case of his death, disability, or other failure to take office, the Controller-elect shall act as Governor from the same time and in the same manner as provided for the Governor-elect. Such person shall act as Governor for the full term or until the disability of the Governor-elect shall cease.

In any case in which a vacancy shall occur in the office of Governor, and provision is not made in this Constitution for filling such vacancy, the senior deputy Secretary of State shall convene the Legislature by proclamation to meet within eight days after the occurrence of the vacancy in joint convention of both houses at an extraordinary session for the purpose of choosing a person to act as Governor until the office may be filled at the next general election appointed for election to the office of Governor.

At such a session the Legislature may provide for the necessary expenses of the session and other matters incidental thereto."

Amendment read, and adopted.

Resolution ordered reprinted, and re-engrossed.

NOTICE OF MOTION TO WITHDRAW ASSEMBLY BILL NO. 1116 FROM INACTIVE FILE

Mr. Stewart gave notice that on the next legislative day he would move to withdraw Assembly Bill No. 1116 from the inactive file, and have it placed upon the third reading file.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1000—An act to amend Section 6047 of the Insurance Code, relating to insurance.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Boyd, Brady, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Grant, Grunsky, Hahn, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Loomis, Lyons, Maloney, McCollister, McMillan, Miller, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stewart, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—55.

NOES—Cramer, Luckel, and Niehouse—3.

Bill ordered transmitted to the Senate.

BILLS WITHDRAWN FROM ACTIVE FILE, AND PLACED ON THE INACTIVE FILE

Assembly Bill No. 1728, on motion of Mr. Dickey.

NOTICE OF MOTION TO WITHDRAW ASSEMBLY BILL NO. 2675 FROM INACTIVE FILE

Mr. Kilpatrick gave notice that on the next legislative day he would move to withdraw Assembly Bill No. 2675 from the inactive file, and have it placed upon the third reading file.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 705—An act to amend Section 73b of the Code of Civil Procedure, relating to holding sessions of the superior court in places other than the county seat.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Fletcher, Gaffney, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, Maloney, McCollister, Miller, Niehouse, Price, Robertson, Rosenthal, Sheridan, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—59.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1818—An act to amend Section 4204 of the Government Code, relating to contractor's bonds.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sheridan, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—62.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1660—An act to amend Sections 8, 9, and 13 of, and to add Sections 13.1, 13.2, and 18 to, an act entitled "An act to control and regulate the possession, sale and use of pistols, revolvers and other firearms capable of being concealed upon the person; to prohibit the manufacture, sale, possession or carrying of certain other dangerous weapons within this State; to provide for registering all sales of pistols, revolvers or other firearms capable of being concealed upon the person; to prohibit the carrying of concealed firearms except by lawfully authorized persons; to provide for the confiscation and destruction of such weapons in certain cases; to prohibit the ownership, use, or possession of any of such weapons by certain classes of persons; to prescribe penalties for violations of this act and increased penalties for repeated violations hereof; to authorize, in proper cases, the granting of licenses or permits to carry firearms concealed upon the person; to provide for licensing retail dealers in such firearms and regulating sales thereunder; and to repeal Chapter 145 of California Statutes of 1917, relating to the same subject," approved June 13, 1923, relating to the regulation of the possession, sale, use, and identification of pistols, revolvers and other firearms capable of being concealed upon the person.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, M. Philip Davis, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Huyck, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, Miller, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—61.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 128—An act to add Section 1.7 to the Judges' Retirement Act and to add Section 4.7 to the Judges' Retirement Fund Act, relating to the retirement of justices and judges who served in the armed forces of the United States during war or national emergency.

Bill read third time.

Assembly Bill No. 128 ordered passed on file.

Assembly Bill No. 2141—An act to add Sections 10206.5 and 10206.6 to the Government Code, relating to the Legislative Counsel Bureau, providing for and regulating the payment of overtime to the employees thereof, and making an appropriation.

Bill read third time.

Assembly Bill No. 2141 ordered passed on file.

Speaker Pro Tempore Presiding

At 2.10 p.m., Hon. Thomas A. Maloney, Speaker pro Tempore of the Assembly, presiding.

Assembly Joint Resolution No. 49—Relative to memorializing Congress to enact effective legislation to alleviate the housing shortage.

Resolution read.

Hon. J. G. Crichton Presiding

At 2.15 p.m., Hon. J. G. Crichton, Member of the Assembly from the Thirty-fourth District, presiding.

Demand for Previous Question

Messrs. Robertson, Beck, M. Philip Davis, Caldecott, and Lowrey demanded the previous question.

Demand for previous question sustained.

The question being on the adoption of Assembly Joint Resolution No. 49.

Point of Order

Mr. Ralph C. Dills arose to the following point of order: That Mr. M. Philip Davis is out of order because the demand for the previous question has been sustained.

Ruling by Speaker

Acting Speaker Crichton ruled the point of order well taken.

The question being on the adoption of Assembly Joint Resolution No. 49.

The roll was called, and the resolution adopted by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burns, Carey, Clarke, George D. Collins, Cooke, Crichton, Crowley, Debs, Clayton A. Dills, Ralph C. Dills, Doyle, Elliott, Erwin, Evans, Fletcher, Gaffney, Hahn, Hawkins, Heisinger, Hollibaugh, Kilpatrick, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, O'Day, Robertson, Rosenthal, Sheridan, Thomas, Thorp, Thurman, and Weber—43.

NOES—Boyd, Burke, Butters, Caldecott, Collier, Cramer, M. Philip Davis, Grant, Grunsky, Hinton, Huyck, Johnson, Kirkwood, Loomis, Price, Sherwin, Silliman, Stanley, Stewart, and Thompson—20.

Resolution ordered transmitted to the Senate.

Speaker Pro Tempore Presiding

At 2.30 p.m., Hon. Thomas A. Maloney, Speaker pro Tempore of the Assembly, presiding.

CONSIDERATION OF HOUSE RESOLUTION NO. 193

House Resolution No. 193

Relative to planting of trout

WHEREAS, The Fish and Game Commission is authorized by the Fish and Game Code to stock the waters of this State with fish, without any restrictions as to size or age; and

WHEREAS, The commission in carrying out its duties must use its judgment as to the size of fish to be planted in the various sections of the State in order to conform to varying climatic conditions; and

WHEREAS, The commission is and has been planting catchable trout of a size of six or eight inches in length, particularly in the relatively warmer waters of the southern part of the State and in doing so has exercised commendable judgment and has acted not only within the language of the law but also within its spirit, which is to extend the benefits of recreation to all of the people of the State; and

WHEREAS, The planting of fish in the southern part of the State brings to the people of the State's most populous area a chance to fish without traveling great distances at an expense prohibitive to most citizens; and

WHEREAS, Such planting of fish encourages many of the people of the State to buy sporting fishing licenses who otherwise would not do so, and thereby supplies the funds to pay for such planting; and

WHEREAS, The sportsmen of the State have expended millions of dollars for the propagation of fish, and the erection and operation of hatcheries and breeding ponds, and it has never been intended that the activities of the commission should be restricted to stocking the remote mountain streams but rather that the commission should stock all of the waters of the State with such fish as were suitable to the particular waters and in such manner as to spread the benefits as widely as possible throughout the State; and

WHEREAS, The planting of sizeable fish is, by law, a matter which is within the discretion of the commission, and in planting such fish, particularly in the southern waters, it has conformed to the wishes of the sportsmen's associations of the areas involved and has done its best to perform its duties in conformity with the law, and should continue to plant fish of such size as it finds to be suitable to the waters in which planted and so as to stock the waters of all of the State with such fish as it determines to be appropriate in view of the climatic and other features involved; and

WHEREAS, The Senate of the State of California has adopted a resolution of a tenor quite contrary to this resolution, whereby it seeks to control the discretion conferred by law upon the commission in relation to stocking the waters of this State with fish; and

WHEREAS, Said Senate resolution does not express the views of this Assembly and is of no legal or operative effect and therefore should be disregarded; now, therefore, be it

Resolved by the Assembly of the State of California, That the Fish and Game Commission is commended for its activities in planting and propagating fish and is particularly commended for its activities in planting catchable trout in the southern waters of the State and thereby bringing an opportunity for healthful recreation to thousands of people to whom it would otherwise be denied; and be it further

Resolved, That the Fish and Game Commission is urged to continue to administer the provisions of law relating to the planting of fish in such manner as the commission in its own judgment determines to be appropriate, and it is particularly urged not to discontinue the planting of catchable fish in the southern waters of the State; and be it further

Resolved, That copies of this resolution be transmitted to the Chief Clerk, to the Governor of California and to the members and Executive Officer of the Fish and Game Commission.

Resolution read.

Demand for Previous Question

Messrs. Thomas, Conrad, Collier, Burke, and Heisinger demanded the previous question.

Demand for previous question sustained.

The question being on the adoption of House Resolution No. 193.

Roll Call Demanded

Messrs. Beck, Luckel, and Lowrey demanded a roll call.

The roll was called, and the resolution adopted by the following vote:

AYES—Anderson, Bennett, Berry, Blosser, Boyd, Brady, Burke, Butters, Clarke, Collier, Conrad, Cramer, Crichton, Debs, Clayton A. Dills, Dolwig, Doyle, Erwin, Evans, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Luckel, Lyons, Maloney, McMillan, Niehouse, Price, Robertson, Rosenthal, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—50.

NOES—Lowrey, O'Day, Sheridan, Sherwin, Silliman—5.

RESOLUTIONS

The following resolution was offered:

By Messrs. Cooke, Anderson, Elliott, Cramer, Robertson, Waters, Luckel, Hahn, Miller, Huyck, Mrs. Niehouse, Messrs. Ralph C. Dills, and Maloney:

House Resolution No. 196

Relative to adjournment in respect to the memory of Brigadier General Evans F. Carlson

WHEREAS, The entire Nation today mourns the death of Brigadier General Evans F. Carlson, in Portland, Oregon, May 27, 1947, bringing to a close the career of one of America's most noted soldier heroes and militant advocate of world peace; and

WHEREAS, Evans F. Carlson was born in Sidney, New York, on February 26, 1896, and at the age of 16 left school to enlist in the United States Army, beginning the military career to which he was to devote his life. He served in the Philippines and Hawaii, and was discharged with the rank of First Sergeant, only to reenlist the following year when the United States entered World War I.

In 1922 he enlisted in the Marine Corps and began the long and distinguished service which took him to Nicaragua in 1930 where his courage and skill against marauding bandits restored order and twice won for him the Navy Cross.

In 1937 he went to China as a military observer with the Chinese forces, and there became impressed with the danger of Japanese aggression. Resigning his commission as a Marine Captain, he wrote and lectured to make known the conditions in the Far East, returning to the service when the entry of the United States into World War II became inevitable.

It was in this service in the Pacific where the qualities of Evans F. Carlson became known to the world. The Marine's Marine, the fighting man, he put all his great heart into the struggle, and organized and led the raid on Makin Island in 1942 in which the Japanese installations and supplies were completely destroyed. The spectacular success of this raid made it the first of a long series of such raids in the Pacific in which his forces gained fame as Carlson's Raiders, their daring and devastating destruction of Japanese reserves contributing greatly to halting the Japanese advance and hastening the end of the war.

Retired as a Brigadier General in 1946 for physical disabilities resulting from this great service, Evans F. Carlson held 21 military decorations, including the Purple Heart with Oak Leaf Cluster, his name ringing round the world with those of Guadalcanal, Tarawa, and Saipan; and

WHEREAS, In retirement, General Carlson turned all his energies and magnificent spirit to the fight for world peace, pleading for international understanding and amity as the only means to insure peace; now, therefore, be it

Resolved by the Assembly of the State of California, That when this Assembly this day adjourns it do so out of respect to the memory of Brigadier General Evans F. Carlson of the United States Marines; and be it further

Resolved, That the Chief Clerk of the Assembly transmit suitably prepared copies of this resolution to the widow of General Carlson, Mrs. Peggy Tatum Whyte Carlson, and to his sons, Evan Charles and Tony Carlson, as a token of the esteem and respect of this Assembly for a great Soldier and Marine, and an expression of sympathy in the loss of a beloved husband and father.

Request for Unanimous Consent

Mr. Cooke asked for, and was granted, unanimous consent to take up House Resolution No. 196, at this time, without reference to committee or file.

Resolution read, and adopted unanimously by a rising vote.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 2481—An act to amend Section 16902 of the Business and Professions Code, relating to the preservation and regulation of competition.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Beck, Bennett, Berry, Blosser, Brady, Burke, Burns, Butters, Carey, Clarke, Collier, Conrad, Cramer, Crichton, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Dolwig, Doyle, Erwin, Evans, Fletcher, Geddes, Grant, Grunsky, Hinton, Huyck, Johnson, Kirkwood, Knight, Loomis, Luckel, McMillan, Niehouse, O'Day, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, and Weber—47.

NOES—Anderson, George D. Collins, Ralph C. Dills, Dunn, Elliott, Gaffney, Heisinger, Lyons, Maloney, Miller, and Rosenthal—11.

Bill ordered transmitted to the Senate.

ANNOUNCEMENT

Mr. Dickey announced that the Senate is waiting for explanations to Assembly bills which are on its third reading file, and urged Members of the Assembly to extend proper cooperation to the Senate; and also to obtain explanations for Senate bills now pending on the Assembly calendar.

Hon. Randal F. Dickey Presiding

At 3.15 p.m., Hon. Randal F. Dickey, Member of the Assembly from the Fourteenth District, presiding.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 182—An act to add Sections 924 and 925 to the Labor Code, relating to employment of Mexican nationals.

Bill read third time.

Demand for Previous Question

Messrs. Evans, Conrad, Waters, Burke, and Geddes demanded the previous question.

Demand for previous question sustained.

The question being on the passage of Assembly Bill No. 182.

Point of Order

Mr. Evans arose to the following point of order: That Mr. Clayton A. Dills has exceeded his time.

Ruling by Speaker

Acting Speaker Dickey ruled the point of order well taken.

Speaker Pro Tempore Presiding

At 3.42 p.m., Hon. Thomas A. Maloney, Speaker pro Tempore of the Assembly, presiding.

The question being on the passage of Assembly Bill No. 182.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Brady, Burns, Carey, Collier, George D. Collins, Conrad, Cooke, Crowley, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Evans, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Kilpatrick, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, O'Day, Rosenthal, Sheridan, Thomas, Thorp, Thurman, Waters, Weber, and Wollenberg—43

NOES—Blosser, Boyd, Brown, Burke, Butters, Clarke, Cramer, Crichton, Erwin, Heisinger, Hinton, Johnson, Kirkwood, Knight, Loomis, McCollister, Sherwin, Silliman, Stanley, Stewart, and Thompson—21.

Motion to Amend Title

Mr. Clayton A. Dills moved the adoption of the following amendments to the title:

Amendment No. 1

In line 2 of the title of the printed bill, as amended in the Assembly on May 26, 1947, strike out "Mexican nationals", and insert "aliens".

Amendment No. 2

On page 1, line 7, of said bill, strike out "a", and insert "an".

Amendments read, ~~and adopted.~~

~~Bill ordered reprinted, and transmitted to the Senate.~~

On this day, the above record was expunged, and the action rescinded, whereby the above amendments offered by Mr. Clayton A. Dills to Assembly Bill No. 182 were adopted.

Assembly Bill No. 1729—An act to establish a Corporations Code, relating to corporations, partnerships, and other associations, and matters incidental thereto, consolidating and revising the law relating thereto, and repealing certain acts and parts of acts specified therein.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Carey, Clarke, Collier, George D. Collins, Conrad, Cramer, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Grant, Hahn, Heisinger, Hinton, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—59.
NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 2141—An act to add Sections 10206.5 and 10206.6 to the Government Code, relating to the Legislative Counsel Bureau, providing for and regulating the payment of overtime to the employees thereof, and making an appropriation.

Bill read third time.

Motion to Amend

Mr. Doyle moved the adoption of the following amendments:

Amendment No. 1

In lines 4 and 5 of the title of the printed bill, as amended in the Assembly on April 30, 1947, strike out ", and making an appropriation".

Amendment No. 2

On page 2 of said bill, strike out lines 24 to 29, inclusive.

Amendments read, and adopted.

Bill ordered reprinted, and re-engrossed.

Assembly Bill No. 1903—An act to add Section 19313 to the Education Code, relating to the establishment and maintenance of an accumulative cafeteria equipment replacement reserve by school districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Carey, Clarke, Collier, George D. Collins, Conrad, Cramer, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Grant, Hahn, Heisinger, Hinton, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—59.
NOES—None.

Bill ordered transmitted to the Senate.

MOTION TO EXPUNGE THE RECORD AND RESCIND THE ACTION ON AMENDMENTS TO ASSEMBLY BILL NO. 182

Mr. Dickey moved that the record be expunged, and the action rescinded whereby the amendments offered by Mr. Clayton A. Dills to Assembly Bill No. 182 were this day adopted.

Mr. Clayton A. Dills seconded the motion.

The roll was called, and the motion carried by the following vote:

AYES—Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Carey, Clarke, Collier, George D. Collins, Conrad, Cramer, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinton, Johnson, Kirkwood, Knight, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller,

O'Day, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—60.
NOES—None.

Assembly Bill No. 182 ordered transmitted to the Senate.

REQUESTS FOR PERMISSION TO INTRODUCE BILLS

The following request for permission to introduce a bill was presented:

By Mr. Kirkwood:

ASSEMBLY CHAMBER, SACRAMENTO, May 28, 1947

MR. SPEAKER: In accordance with the provisions of Article IV, Section 2, of the Constitution, I request permission to introduce a bill, the title of which is as follows:

An act to amend Section 172a of the Penal Code, relating to alcoholic beverages.

Respectfully submitted.

ROBERT C. KIRKWOOD

Request referred to Committee on Legislative Procedure.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, May 28, 1947

MR. SPEAKER: Your Committee on Legislative Procedure, to which was referred the following bill, herewith returns the same with the recommendation that the author be permitted to introduce it:

By Mr. Kirkwood:

An act to amend Section 172a of the Penal Code, relating to alcoholic beverages.

WEBER, Chairman

The roll was called, and permission granted by the following vote:

AYES—Anderson, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, O'Day, Price, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—61.
NOES—None.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bill was introduced, and read the first time:

Assembly Bill No. 2699: By Mr. Kirkwood—An act to amend Section 172a of the Penal Code, relating to alcoholic beverages.

Referred to Committee on Public Morals.

REQUESTS FOR PERMISSION TO INTRODUCE BILLS

The following request for permission to introduce a bill was presented:

By Mr. Luckel:

ASSEMBLY CHAMBER, SACRAMENTO, May 28, 1947

MR. SPEAKER: In accordance with the provisions of Article IV, Section 2, of the Constitution, I request permission to introduce a bill, the title of which is as follows:

An act to add Section 203.5 to the Welfare and Institutions Code, relating to charges for services in county hospitals and the collection thereof.

Respectfully submitted.

FRANK LUCKEL

Request referred to Committee on Legislative Procedure.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, May 28, 1947

MR. SPEAKER: Your Committee on Legislative Procedure, to which was referred the following bill, herewith returns the same with the recommendation that the author be permitted to introduce it:

By Mr. Luckel:

An act to add Section 203.5 to the Welfare and Institutions Code, relating to charges for services in county hospitals and the collection thereof.

WEBER, Chairman

The roll was called, and permission granted by the following vote:

AYES—Anderson, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, O'Day, Price, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—61.

NOES—None.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bill was introduced, and read the first time:

Assembly Bill No. 2700: By Mr. Luckel—An act to add Section 203.5 to the Welfare and Institutions Code, relating to charges for services in county hospitals and the collection thereof.

Referred to Committee on Municipal and County Government.

REQUESTS FOR PERMISSION TO INTRODUCE BILLS

The following request for permission to introduce a bill was presented:

By Mr. Thomas:

ASSEMBLY CHAMBER, SACRAMENTO, May 28, 1947

MR. SPEAKER: In accordance with the provisions of Article IV, Section 2, of the Constitution, I request permission to introduce a bill, the title of which is as follows:

An act to add Sections 26512.5 and 26516.5 to the Health and Safety Code, relating to foods.

Respectfully submitted.

VINCENT THOMAS

Request referred to Committee on Legislative Procedure.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, May 28, 1947

MR. SPEAKER: Your Committee on Legislative Procedure, to which was referred the following bill, herewith returns the same with the recommendation that the author be permitted to introduce it:

By Mr. Thomas:

An act to add Sections 26512.5 and 26516.5 to the Health and Safety Code, relating to foods.

WEBER, Chairman

The roll was called, and permission granted by the following vote:

AYES—Anderson, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn,

Elliott, Erwin, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, O'Day, Price, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—61.

NOES—None.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bill was introduced, and read the first time:

Assembly Bill No. 2701: By Mr. Thomas (By request of Mr. Rosenthal)—An act to add Sections 26512.5 and 26516.5 to the Health and Safety Code, relating to foods.

Referred to Committee on Public Health.

NOTICE OF MOTION TO RECONSIDER AMENDMENT TO SENATE BILL NO. 344

Mr. Clarke gave notice that on the next legislative day he would move to reconsider the vote whereby the amendment to Senate Bill No. 344 was this day adopted.

Motion to Reconsider Amendment to Senate Bill No. 344, at This Time

Pursuant to the provisions of Rule No. 84, Mr. McCollister moved that Mr. Clarke's notice of motion to reconsider the vote whereby an amendment to Senate Bill No. 344 was this day adopted be taken up, at this time.

Point of Order

Mr. Ralph C. Dills arose to the following point of order: That Mr. McCollister's motion is not in order because motions and resolutions are not before the House, at this time.

Ruling by Speaker

Speaker pro Tempore Maloney ruled the point of order not well taken, because of the provisions of Rule No. 84.

The question being on the motion by Mr. McCollister.

Point of Order

Mr. Heisinger arose to the following point of order: That Mr. McCollister's motion is not in order because he did not first move to suspend the Rules.

Ruling by Speaker

Speaker pro Tempore Maloney ruled the point of order not well taken, because of the provisions of Rule No. 84.

The question being on the motion by Mr. McCollister that Mr. Clarke's notice of motion to reconsider be taken up, at this time.

The roll was called, and the motion lost by the following vote:

AYES—Anderson, Berry, Blosser, Brady, Burns, Caldecott, Carey, George D. Collins, Crowley, Debs, Dolwig, Dunn, Elliott, Evans, Fletcher, Gaffney, Grunsky, Luckel, Lyons, Maloney, McCollister, Miller, O'Day, Sheridan, Sherwin, Silliman, Thurman, and Wollenberg—28.

NOES—Bennett, Boyd, Burke, Butters, Clarke, Collier, Crichton, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Erwin, Grant, Hahn, Heisinger, Hinton, Huyck, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, McMillan, Price, Stanley, Stewart, Thomas, Thompson, Thorp, and Weber—31.

BILLS WITHDRAWN FROM INACTIVE FILE, AND PLACED ON THE THIRD READING FILE

The following bills were withdrawn from the inactive file, and placed upon the third reading file:

Assembly Bill No. 2127, on request of Mr. Huyck.
Assembly Bill No. 1229, on request of Mr. Lowrey.

REQUEST FOR UNANIMOUS CONSENT TO WITHDRAW ASSEMBLY BILL NO. 85 FROM THE COMMITTEE ON WAYS AND MEANS

Mr. Price asked for unanimous consent that Assembly Bill No. 85 be withdrawn from the Committee on Ways and Means, for purpose of amendment, and be re-referred to the Committee on Military Affairs.

Mr. Dickey withheld unanimous consent.

MOTION THAT ALL MATTERS ON FILE BE CONTINUED

Mr. Dickey moved that all matters on file be continued until the next legislative day.

Motion carried.

NOTICE OF MOTION TO WITHDRAW ASSEMBLY BILL NO. 687 FROM INACTIVE FILE

Mr. Wollenberg gave notice that on the next legislative day he would move to withdraw Assembly Bill No. 687 from the inactive file, and have it placed upon the third reading file.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, May 28, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed, as amended:

Assembly Bill No. 1096

And respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bill ordered to unfinished business file.

SENATE CHAMBER, SACRAMENTO, May 28, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed:

Assembly Bill No. 428
Assembly Bill No. 438
Assembly Bill No. 820
Assembly Bill No. 1097
Assembly Bill No. 1098
Assembly Bill No. 1362

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bills ordered enrolled.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, May 28, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Concurrent Resolution No. 81—Relative to holding the XVth Olympiad of 1952 in California;

And reports that the same has been correctly enrolled, and presented to the Secretary of State on the twenty-eighth day of May, 1947, at 4 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, May 28, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 2223
Assembly Bill No. 2286

And reports the same correctly re-engrossed.

WEBER, Chairman

Above report bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 28, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 2335
Assembly Bill No. 2504

And reports the same correctly engrossed.

WEBER, Chairman

Above report bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 28, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1292

And reports the same correctly re-engrossed.

WEBER, Chairman

Above reported bill ordered to third reading.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, May 28, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted:

Senate Concurrent Resolution No. 51

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS (RESUMED)

The following resolution was read:

Senate Concurrent Resolution No. 51—Approving certain amendments to the charter of the City of Oakland, a municipal corporation in the County of Alameda, State of California, voted for and ratified by the qualified electors of said city at a special municipal election held therein on the thirteenth day of May, 1947.

Referred to Committee on Rules.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, May 28, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed:

Senate Bill No. 146
Senate Bill No. 256
Senate Bill No. 368
Senate Bill No. 902
Senate Bill No. 1114
Senate Bill No. 1134
Senate Bill No. 1233
Senate Bill No. 1234
Senate Bill No. 1483
Senate Bill No. 1544
Senate Bill No. 1545

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS (RESUMED)

The following bills were read the first time:

Senate Bill No. 146—An act to amend Section 5803 of the Labor Code, relating to continuing jurisdiction of the Industrial Accident Commission under the Workmen's Compensation Act.

Referred to Committee on Finance and Insurance.

Senate Bill No. 256—An act to amend Section 4702 of the Labor Code, relating to death benefits under the Workmen's Compensation Act.

Referred to Committee on Finance and Insurance.

Senate Bill No. 368—An act to amend Section 5001 of, and to add Chapter 3.5, comprising Sections 5085 to 5094, inclusive, to Title 7 of Part 3 of, the Penal Code, relating to the work programs of the Department of Corrections in the prisons and institutions under the jurisdiction of the department, creating and prescribing the powers and duties of the Correctional Industries Commission, and making an appropriation.

Referred to Committee on Ways and Means.

Senate Bill No. 902—An act to authorize and provide for the allocation and reallocation of money in the Flood Control Fund of 1946, and defining the terms and conditions upon which such allocations and reallocations shall be made.

Referred to Committee on Conservation, Planning, and Public Works.

Senate Bill No. 1114—An act to add Section 5711 to the Labor Code, relating to proof of pneumonoconiosis.

Referred to Committee on Finance and Insurance.

Senate Bill No. 1134—An act to add Section 205.5 to the Agricultural Code, relating to coordination of livestock sanitary services.

Referred to Committee on Livestock and Dairies.

Senate Bill No. 1233—An act to add Chapter 9.7, comprising Sections 6898 to 6898.6, inclusive, to Part 1 of Division 6 of the Health and Safety Code, relating to the withdrawal of territory from a sanitary district by inclusion in a city, and declaring the urgency thereof, to take effect immediately.

Referred to Committee on Municipal and County Government.

Senate Bill No. 1234—An act to amend Section 4830 of, and to add Chapter 9.7, comprising Sections 6899 to 6899.9, inclusive, to Part 1 of Division 6 of, the Health and Safety Code, relating to withdrawal of territory from a sanitary district.

Referred to Committee on Municipal and County Government.

Senate Bill No. 1483—An act to add Article 4 to Chapter 9 of Part 1 of Division 6 of the Health and Safety Code, relating to the annexation to sanitary districts of territory that is not contiguous.

Referred to Committee on Municipal and County Government.

Senate Bill No. 1544—An act to add Chapter 6, consisting of Section 16545 to Part 1, Division 7 of the Business and Professions Code, relating to workmen's compensation.

Referred to Committee on Finance and Insurance.

Senate Bill No. 1545—An act to amend Sections 5303, 5404, 5405, 5406, and 5410 of, and to add Section 5411 to the Labor Code, relating to compensation proceedings.

Referred to Committee on Finance and Insurance.

ANNOUNCEMENT OF COMMITTEE MEETINGS

It was announced that the following committees would hold meetings:

Upon adjournment—

Governmental Efficiency and Economy.

Ways and Means.

Conservation, Planning, and Public Works.

At 8 p.m., tonight—

Education.

Municipal and County Government.

Constitutional Amendments.

It was announced that no meeting will be held today of Manufacturing, Oil, and Mining Industry and no meeting of Industrial Relations on Thursday.

GUESTS EXTENDED PRIVILEGE OF ASSEMBLY FLOOR

On request of Messrs. Debs and Conrad, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. Nina Dodsworth of Los Angeles.

On request of Messrs. Burke and Conrad, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. Mildred Biddick of San Gabriel.

On request of Messrs. Thomas and Conrad, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. Jean Haley of San Pedro.

On request of Mr. Blosser, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mr. and Mrs. W. J. Nichols of San Francisco.

On request of Mr. McMillan, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mr. and Mrs. A. J. Masure of Culver City.

On request of Messrs. Dunn and Knight, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to C. W. White, former Assemblyman and Lawrence Eigholy of Hayward.

On request of the San Francisco Delegation, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to F. H. McClintock, A. M. Young, Frank S. Hanlon, J. V. Jervis, A. Homer Jennings, A. M. Reynolds, William S. Romano, Alfred S. Garrison, Raymond D. Smith, and Elmer G. Johnson of San Francisco.

On request of Mr. Blosser, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to M. A. Cremer and Arthur W. Ellis of San Francisco.

On request of Mr. Thorp, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Lenora Huff, teacher of the Needham School of Lodi and the following pupils: Sylvia Lutz,

Marlene Jacobsen, Corinne Van Anken, Phillip Hotch, Darlene Bergstrom, John Anderson, Orlan Friedli, Shirley Hiller, Shirley Liedtke, Joan Hayhurst, Patricia Jensen, Peggy Rummel, Angeline Kosanke, Florence Vitali, Patty DeMartini, Richard Spiekerman, Arlen Becker, Bobby Combs, James Benberook, Homer Perry, Ronald Jack, Gary Walrath, Donald Koenig, Ricky Adams, Niel Porterfield, Keith Bohmet, Dale Williams, Herman Lehr, and Jimmy Winchester.

On request of Mr. Thorp, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Laura Stafford, teacher of the Lodi School, and the following pupils: Jack Metcalf, Carolyn Broulliard, Barbara Stafford, Lucille Ackerman, Alice Mellor, Teddy Heinrich, Dick Hurych, Vernon Wiegum, Jack Reinche, James Barnes, Gerry Williams, Darold Heil, Don Seibert, Jocalyn Gilmore, Marilyn Reiswig, Diane Steele, Robert Williams, Boy Scarborough, Beverly Schnolinger, John Rostomily, Doris Krenz, Janice Eckwartzell, Glen Moore, Barbara Davis, Thomas Mapes, Harry Bader, Carlos Gibson, Peggy McBurnett, Gloria Joeffrey, and Viola Musenhoelder; and the following mothers: Lois Combs, Rose Bader, Stella Seibert, Elsie Jacobsen, and Virginia Mapes.

On request of Mr. O'Day and the San Francisco Delegation, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to former Assemblyman Patrick J. McMurray of San Francisco.

On request of Mr. Carey and the Alameda County Delegation, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Henry Patrick Meehan of Alameda.

On request of Mr. McCollister, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. Ruth W. Finley of Santa Rosa.

On request of Mr. Brady and the San Francisco Delegation, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Richard Gerald Sheehan of San Francisco.

ADJOURNMENT

At 4.15 p.m., on motion of Mr. Dickey, the Speaker declared the Assembly adjourned until 9 a.m., Thursday, May 29, 1947, out of respect to the memory of the late Brigadier General Evans F. Carlson.

SAM L. COLLINS, Speaker

GERALDINE B. HADSELL, Minute Clerk

CALIFORNIA LEGISLATURE
FIFTY-SEVENTH (GENERAL) SESSION

ASSEMBLY DAILY JOURNAL

SEVENTY-SEVENTH LEGISLATIVE DAY
ONE HUNDRED FORTY-FOURTH CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO
Thursday, May 29, 1947

The Assembly met at 9 a.m.
Hon. Sam L. Collins, Speaker of the Assembly, presiding.
Chief Clerk Arthur A. Ohnimus at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—77.

Quorum present.

PRAYER

Upon request of the Speaker, the following prayer was offered by Monsignor Thomas A. Kirby:

Receive, O Holy Father, Almighty and Eternal God, this prayer, which I, Thy unworthy servant, offer unto Thee, my living and true God, for my countless sins, offenses and negligences, for all here present, and for all whom they represent, that it may be profitable for my own, and for their salvation unto life everlasting—AMEN.

READING OF THE JOURNAL DISPENSED WITH

On motion of Mr. Hahn, further reading of the Journal of the previous legislative day was dispensed with.

LEAVES OF ABSENCE FOR THE DAY

The following member was granted leave of absence for the day, because of illness:

Mr. Hinckley, on motion of Mr. Erwin.

The following member was granted leave of absence for the day, because of legislative business elsewhere:

Mr. Lester T. Davis, on motion of Mr. Lowrey.

The following member was granted leave of absence for the day, and desired to waive his per diem:

Mr. Field, by unanimous consent.

MEMBERS EXCUSED

At 9.07 a.m., Mr. Doyle asked for, and was granted, unanimous consent that the members of the Committee on Rules be excused, at this time, for the purpose of holding a meeting in their committee room.

COMMUNICATIONS

By Speaker Collins:

A resolution from the Board of Supervisors of Sonoma County, relative to laws pertaining to pinball and marble machines, was received, and ordered filed with the Secretary of State.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, May 29, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 323	Assembly Bill No. 1679
Assembly Bill No. 329	Assembly Bill No. 1752
Assembly Bill No. 530	Assembly Bill No. 1791
Assembly Bill No. 1394	Assembly Bill No. 2038
Assembly Bill No. 1594	

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

RE-REFERENCE OF BILLS

By order of the Speaker, the following bill was withdrawn from the file, and re-referred as follows:

Assembly Bill No. 1752 re-referred to Committee on Revenue and Taxation.

CONSIDERATION OF DAILY FILE

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 2376—An act to amend Section 5653 of the Elections Code, relating to residence.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1424—An act to add Section 3082.3 to the Welfare and Institutions Code, relating to aid to the needy blind, and responsibility of relative of applicant or recipient.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1579—An act adding Section 403 to the Penal Code, relating to tattooing.

Bill read second time, and ordered engrossed.

Assembly Bill No. 2352—An act to add Section 7113 to the Health and Safety Code, relating to the autopsy of human remains.

Bill read second time, and ordered engrossed.

Assembly Bill No. 2391—An act to add Chapter 9.5, consisting of Sections 7200 through 7213, to Division 3 of the Business and Professions Code, relating to guide dogs for the blind.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Social Welfare:

Amendment No. 1

On page 1, line 11, of the printed bill, strike out "principal", and insert "superintendent".

Amendment No. 2

On page 1, line 14, of the printed bill, strike out "who have", and insert "each of whom has", to read, "each of whom has shown".

Amendment No. 3

On page 2, line 28, of the printed bill, after "licenses", strike out "and", and insert a comma, to read "licenses, the".

Amendment No. 4

On page 2, line 29, of the printed bill, after "issued", insert ", and causes for revocation and suspension."

Amendment No. 5

On page 2, line 34, of the printed bill, after "train", strike out "a".

Amendment No. 6

On page 2, line 35, of the printed bill, strike out "dog", and insert "dogs".

Amendment No. 7

On page 2, line 42, of the printed bill, after "units", insert ", or its equivalent as an apprentice under a licensed trainer as determined by the board."

Amendment No. 8

On page 2, line 52, of the printed bill, strike out the entire line, and insert "7211. Each applicant for a certificate hereunder shall file an application with the secretary of the board at least 10 days before the date fixed for examination, and shall pay to said secretary at the time of filing his application the sum of twenty-five dollars ($25). No certificate shall be granted until the applicant shall have satisfactorily completed the examination prescribed by the board, and an annual renewal fee of five dollars ($5) shall be required. All fees required under this act shall be deposited in the Guide Dog Fund, which fund is hereby created. All moneys in said fund are hereby appropriated for the purpose of carrying out the provisions of this act."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 832—An act to amend Section 4041i of the Political Code of the State of California, relating to the sale or disposition of realty acquired or used for fair purposes.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Agriculture:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in the Assembly on May 22, 1947, after "Code", insert "and to add Section 25903 5 to the Government Code".

Amendment No. 2

On page 2 of said bill, after line 37, insert

"SEC. 2. Section 25903.5 is added to the Government Code, to read:

25903.5. If a county has been maintaining and operating a county fair or exhibition, and a district agricultural association is thereafter formed or created by the Legislature within the county, the board of supervisors may give, grant, sell, lease, or dispose of all the buildings, realty, and other properties used by the county fair or exhibition to the district agricultural association upon such terms and conditions as the board of supervisors deems reasonable and proper.

SEC. 3 Section 2 of this act becomes operative only if Title 3 of the Government Code is enacted by the Legislature at the 1947 Regular Session, and in such case at the same time as said Title 3 takes effect; at which time Section 4041i of the Political Code is hereby repealed."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1352—An act to amend Sections 19621, 19622, 19623, 19624, 19625, and 19626 and to repeal Section 19622.5 of the Business and Professions Code, to repeal Sections 92, 92.1, 92.4, and 92.5 of and to add an article heading to Chapter 3 of Division 1 of, and Sections 92, 92.1, 92 2, 92.3, 92.4, 92.5, 92.6, and 92.7 to, the Agricultural Code, relating to the Fair and Exposition Fund and providing for and regulating the appropriation and expenditure of the money in said fund.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Agriculture:

Amendment No. 1

On page 1 of the printed bill, as amended in the Assembly on May 23, 1947, between lines 13 and 14, insert

"There is hereby annually appropriated from the fund the sum of fifteen thousand dollars ($15,000) for support of the Sixth District Agricultural Association."

Amendment No. 2

On page 2, line 48, of said bill, after "for", insert "additional support of the Sixth District Agricultural Association in such amounts as may be allocated by the Director of Finance in his discretion and for".

Amendment No. 3

On page 5 of said bill, strike out lines 40 to 49, inclusive.

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 258—An act to amend Sections 7643, 7646, 7660, 7662, 7663, 7668, 7669, 7680, 7687, 7729 and the title of Article 5 of the Business and Professions Code and to repeal Sections 7665, 7666, 7667, 7681, 7682, and 7683 of the Business and Professions Code and to add Sections 7665, 7666, 7667, 7670, and 7671 to the Business and Professions Code, relating to embalmers, apprentice embalmers, regulation of licenses and apprenticeship.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Public Health:

Amendment No. 1

On page 2, line 30, of the printed bill, as amended in the Assembly on May 22, 1947, strike out "act", and insert "art".

Amendment No. 2

On page 3, line 22, of said bill, strike out "30", and insert "15".

Amendment No. 3

On page 3, line 39, of said bill, after "apprentice", insert "after having served his apprenticeship".

Amendment No. 4

On page 3, line 49, of said bill, strike out "embalmer's", and insert "embalming".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2452—An act to amend Section 7301 of the Business and Professions Code, relating to the Board of Cosmetology.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Public Health:

Amendment No. 1

On page 1 of the printed bill, after line 9, insert

"The salary of each member of said board shall be four thousand two hundred dollars ($4,200) a year."

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 46—An act to provide for the control of pullorum disease, an infectious disease of poultry, and making an appropriation to the Department of Agriculture therefor.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Ways and Means:

Amendment No. 1

On page 1, lines 25 and 26, of the printed bill, strike out "annually appropriated to the Department of Agriculture", and insert "appropriated for additional support of the Department of Agriculture during the 1947-48 Fiscal Year".

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 98—An act to add Chapter 1.5 to Division 3 of the Education Code providing for school district public works and making an appropriation therefor, declaring the urgency thereof, to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Ways and Means:

Amendment No. 1

On page 2, line 9, of the printed bill, as amended in the Assembly on May 16, 1947, after the period, insert "Of the money appropriated by this act, one hundred fifty thousand dollars ($150,000) or so much thereof as may be necessary, is hereby allocated and made available for support of the State Controller in carrying out his duties under this chapter."

Amendment No. 2

On page 4, line 21, of said bill, after "Board", insert "and the State Controller".

Amendment No. 3

On page 4 of said bill, between lines 21 and 22, insert

"5031. It shall be the duty of the State Controller to make such audit or audits of the books and records of counties and school districts receiving apportionments under this chapter, as he may deem necessary from time to time, for the purpose of determining that the money received by school districts as apportionments hereunder has been expended for the purposes and within the period authorized by this chapter.

5032. Whenever the Controller determines that any money apportioned to a school district has been expended by a school district for purposes not authorized by this chapter, or exceeds the final cost of the project which is authorized by this chapter to be paid therefrom, the Controller shall furnish written notice to the governing board of the school district, the county superintendent of schools, the county auditor, and the county treasurer of the county whose county superintendent of schools has jurisdiction over the school district, directing the school district and the county treasurer to pay into the State Treasury, at the time of the next county settlement following receipt of such notice, the amount of such unauthorized expenditures, or the amount of such excess apportionment, as the case may be. Upon receipt of such notice, such governing board shall, at the time specified herein, order the county treasurer to pay to the State Treasurer, out of the moneys in the emergency school building fund of the school district in the county treasury, the amount set forth in such notice. Such amount shall, upon order of the State Controller, be deposited in the State Treasury to the credit of the General Fund, and shall be credited to the unapportioned balance of the appropriation from which originally paid.

It shall be the duty of such governing body and county treasurer to make the payments to the State Treasurer as provided in this chapter, and it shall be the duty of the State Controller to enforce such collection on behalf of the State."

Amendment No. 4

On page 4, line 22, of said bill, strike out "5031", and insert "5033".

Amendment No. 5

On page 4 of said bill, between lines 31 and 32, insert

"5034. An apportionment paid to a school district under this chapter shall be available for expenditure by its governing board for three years after the date on which the warrant covering the apportionment was drawn on the State Treasurer. For the purposes of this chapter, an apportionment shall be deemed to be expended at the time and to the extent that the amount thereof on deposit in the county treasury has been encumbered by the creation of a valid obligation on the part of the school district. Upon the expiration of its period of availability, the unencumbered balance in any apportionment made under this chapter shall become due and payable to the State of California; and the governing board of the school district and the county treasurer shall, at the time of the next county settlement following the expiration of such period of availability, pay the amount of such unencumbered balance to the State Treasurer, out of the funds and in the manner specified in Section 5032 of this code. Such payment shall be deposited in the State Treasury and credited to the fund and appropriation as specified in Section 5032."

Amendment No. 6

On page 2, lines 45 and 46, of said bill, strike out "_____ dollars ($_____)", and insert "twenty-nine million, seven hundred thousand dollars ($29,700,000)".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1544—An act to make an appropriation to the Sixth District Agricultural Association for the acquisition of land and the construction of facilities for the purposes of said association.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Ways and Means:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in the Assembly on April 24, 1947, strike out "to make an appropriation", and insert "relating".

Amendment No. 2

In line 2 of the title of said bill, after "Association", insert ", making an appropriation".

Amendment No. 3

In line 3 of the title of said bill, after "association", insert ", and regulating the use of housing facilities under the control of said association".

Amendment No. 4

On page 1, lines 2 and 3, of said bill, strike out "_____ _____ dollars ($_____)" from funds", and insert "three million dollars ($3,000,000) from any moneys in the State Treasury".

Amendment No. 5

On page 1, line 4, of said bill, before "facilities", insert "parking".

Amendment No. 6

On page 1 of said bill, after line 5, insert "Any expenditure from said appropriation for acquisition of land shall be subject to the provisions of the Property Acquisition Act.

SEC. 2. The sums expended from the appropriation made by this act, together with interest thereon at the rate of 1½ percent per annum, shall be repaid by the Sixth District Agricultural Association to the General Fund out of the net returns, after expenses, from the operation of the property acquired thereunder, including any facilities now located or hereafter erected thereupon. Until such expenditures and interest have been entirely repaid to the General Fund, all receipts to the association from the operation of such property and facilities shall be deposited in the Sixth District Agricultural Association Fund and, after deducting the expenses of operation, shall be transferred to the General Fund at least annually upon order of the State Controller. For the purpose of carrying out this section, the association shall submit a report to the State Controller, at such times as he shall require, setting forth the expenses incurred in the operation of the property and facilities acquired under this act."

Amendment No. 7

On page 1 of said bill, after line 8, insert

"SEC. 3. Property, under the control of the Sixth District Agricultural Association and at present used for housing, shall not be diverted from this use until such time as the Housing Commissioner in the State Department of Industrial Relations certifies that there is no longer a housing shortage in that area."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 30—An act to repeal Section 842.5 of, and to add a new Section 842.5 to, the Fish and Game Code, relating to the use of nets and declaring the urgency thereof, to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Fish and Game:

Amendment No. 1

On page 1 of the printed bill, between lines 17 and 18, insert

"The area from Long Point to Lyon Head on the northerly side of Santa Catalina Island seaward for a distance of a mile and one-half from the shore line shall remain closed to commercial fishing."

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1458—An act to add Section 1015.5 to the Fish and Game Code, relating to fish, establishing a Marine Research Committee and making an appropriation.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Fish and Game:

Amendment No. 1

In line 2 of the title of the printed bill, after "fish," insert "providing for a privilege tax in relation thereto,".

Amendment No. 2

On page 1 of said bill, strike out line 9, and insert

"Said privilege tax shall be paid to the commission at the same time and in the same manner as other privilege taxes provided in this article. From the money received therefrom a sum equal to 2¼ percent thereof shall be paid into the Fish and Game Preservation Fund and shall augment the support appropriation of the Division of Fish and Game for the fiscal year in which received.

The remainder of the money so collected".

Amendment No. 3

On page 1 of said bill, strike out lines 16 and 17, and insert "mercial fisheries of the Pacific Ocean and of marine products susceptible to being made available to the people of California. No research".

Amendment No. 4

On page 1, line 19, of said bill, after the period, insert "The committee may employ such technical and clerical assistants as may be necessary to carry out such research and may contract with any person or agency, public or private, including the Regents of the University of California, for the carrying on of such research projects."

Amendment No. 5

On page 1 of said bill, strike out line 21, and insert "mittee, to consist of nine members. Three of such members shall".

Amendment No. 6

On page 1, lines 24 and 25, of said bill, strike out ", and three (3)", and insert a period and "who shall be ex officio members. Of the other six members, at least five shall be".

Amendment No. 7

On page 2, line 2, of said bill, strike out "three (3)", and insert "6".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 717—An act to amend Section 2135, and to add Sections 2115.5, 2137.5, 2142.3, 2294, and Article 6.5 to Chapter 5, Division 2 of the Business and Professions Code, relating to the licensing and practice of naturopathic physicians.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Public Health:

Amendment No. 1

On page 2 of the printed bill, after line 4, insert "Such certificate does not authorize the holder to practice medicine, surgery or dentistry nor to hold himself out as, or represent himself as, other than a naturopathic physician."

Amendment No. 2

On page 2, line 5, of the printed bill, strike out "birth and"; and in line 6, strike out "death certificates and such".

Amendment No. 3

On page 2, line 9, of the printed bill, strike out "may use the prefix "Doctor", and".

Amendment No. 4

On page 2, line 48, of the printed bill, strike out "Obstetrics,".

Amendment No. 5

On page 3 of the printed bill, after line 41, insert

"SEC. 7. Section 2459 is added to the Business and Professions Code, to read:

2459. The annual tax and registration fee payable by holders of certificates to practice naturopathy is ten dollars ($10)."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1360—An act amending and renumbering Section 24004 of the Health and Safety Code to be Section 24020, amending Section 24000 of, and adding Sections 23997, 23998, 23999, 24004, 24005, 24006, 24007, 24008, 24009, 24010, 24011, 24012, 24013, 24014, 24015, 24016, 24017, 24018, and 24019 to, and repealing Article 3 of Chapter 1, Division 20 of the Health and Safety Code, relating to sanitation and safety of resorts and places used for bathing.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Public Health:

Amendment No. 1

In line 3 of the title of the printed bill, as amended in the Assembly on April 24, 1947, strike out "23998,".

Amendment No. 2

In lines 4 and 5 of the title of said bill, strike out "24010, 24011, 24012, 24013," and insert "24012,".

Amendment No. 3

On page 1 of said bill, strike out lines 15 to 19, inclusive; and on page 2, strike out lines 1 to 4, inclusive.

Amendment No. 4

On page 2, line 5, of said bill, strike out "SEC. 4", and insert "SEC. 3".

Amendment No. 5

On page 2, line 15, of said bill, strike out "SEC. 5", and insert "SEC. 4".

Amendment No. 6

On page 2, line 21, of said bill, strike out "SEC. 6", and insert "SEC. 5".

Amendment No. 7

On page 2, line 25, of said bill, strike out the colon; strike out lines 26 to 28, inclusive; and in line 29, strike out "(b)".

Amendment No. 8

On page 2, line 31, of said bill, strike out "SEC. 7", and insert "SEC. 6".

Amendment No. 9

On page 2, line 37, of said bill, strike out "SEC. 8", and insert "SEC. 7".

Amendment No. 10

On page 2, line 43, of said bill, strike out "SEC. 9", and insert "SEC. 8".

Amendment No. 11

On page 2, line 47, of said bill, strike out "SEC. 10", and insert "SEC. 9".

Amendment No. 12

On page 2 of said bill, strike out line 52; and on page 3, strike out lines 1 to 3, inclusive, and insert "ment."

Amendment No. 13

On page 3, line 4, of said bill, strike out "SEC. 11", and insert "SEC. 10".

Amendment No. 14

On page 3 of said bill, strike out lines 9 to 21, inclusive.

Amendment No. 15

On page 3, line 22, of said bill, strike out "SEC. 14", and insert "SEC. 11".

Amendment No. 16

On page 3 of said bill, strike out lines 28 to 34, inclusive.

Amendment No. 17

On page 3, line 35, of said bill, strike out "SEC. 16", and insert "SEC. 12".

Amendment No. 18

On page 3, line 40, of said bill, strike out "SEC. 17", and insert "SEC. 13".

Amendment No. 19

On page 3, line 48, of said bill, strike out "SEC. 18", and insert "SEC. 14".

Amendment No. 20

On page 4, line 11, of said bill, strike out "SEC. 19", and insert "SEC. 15".

Amendment No. 21

On page 4, line 15, of said bill, strike out "SEC. 20", and insert "SEC. 16".

Amendment No. 22

On page 4, line 19, of said bill, strike out "SEC. 21", and insert "SEC. 17".

Amendment No. 23

On page 4, line 27, of said bill, strike out "SEC. 22", and insert "SEC. 18".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2078—An act to add Section 606 to the Business and Professions Code, relating to the prescribing and use of medicinal preparations.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Public Health:

Amendment No. 1

On page 1 of the printed bill, strike out lines 6 and 7, and insert "on the body of any other person, for compensation; provided, that this section is not applicable to the performance of physical therapy under the direction and supervision of a person licensed under the provisions of Division 2 of this code."

Amendment read, and adopted.

Bill order reprinted, and engrossed.

SECOND READING OF SENATE BILLS

Senate Bill No. 974—An act to amend Section 120.5 of the Welfare and Institutions Code, relating to the functions of the State Department of Social Welfare, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

Senate Bill No. 9—An act to amend Section 5932, and to add Sections 5882 and 7791.5, and Article 3a to Chapter 5 of Division 8, of the Elections Code, relating to absent voting.

Bill read second time, and ordered to third reading.

Senate Bill No. 749—An act to amend Section 11121 of the Elections Code, relating to recall elections.

Bill read second time, and ordered to third reading.

Senate Bill No. 1093—An act to amend Sections 1505 and 1506 of the Elections Code, relating to elections.

Bill read second time, and ordered to third reading.

Senate Bill No. 406—An act to amend Section 1102.4 of the Agricultural Code, relating to eggs.

Bill read second time, and ordered to third reading.

Senate Bill No. 510—An act to add Section 32129 to the Health and Safety Code, relating to powers of boards of directors of local hospital districts.

Bill read second time, and ordered to third reading.

Senate Bill No. 1069—An act to amend Section 2384 of the Business and Professions Code, relating to disciplinary actions under the chapter on medicine and surgery.

Bill read second time, and ordered to third reading.

Senate Bill No. 1277—An act to amend Sections 4006, 4007, 4009, 4013, 4031, 4032, 4035, 4037, 4038, 4039, 4041, 4044, 4092, 4132, 4195, 4196, 4201, 4212, 4213, 4214, 4288, and 4256 of, to add Sections 4033, 4033.1, 4033.2, 4033.3, 4035.1, 4048, 4095, 4218, 4219, 4220, 4221, 4222, 4234, 4235, 4236, and Article 7 comprising Sections 4160 to 4165, inclusive, to Chapter 9 of Division 2 of the Business and Professions Code, and to repeal Sections 4034, 4094, and 4095, and to repeal Article 8 of Chapter 9, Division 2, of said code, and Article 5 of Chapter 4, Division 10 of the Health and Safety Code, all relating to the practice of pharmacy.

Bill read second time, and ordered to third reading.

Senate Bill No. 487—An act to repeal Sections 20703 and 20752 of the Health and Safety Code, and to amend Sections 20757, 20759, and 20800 of, to amend and renumber Sections 20750 and 20751 of, and to add Sections 20703, 20763, and 20764 to, the Health and Safety Code, relating to the sale of poisons.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Public Health:

Amendment No. 1

In line 4 of the title of the printed bill, as amended in the Assembly on May 15, 1947, after "20703," insert "20752.5,".

Amendment No. 2

On page 3 of said bill, between lines 11 and 12, insert

"SEC. 4.4. Section 20752.5 is added to said code, to read:

20752.5. Any person who makes a chemical examination of any tissue, organ or body fluid of man or animal, or of any food or drink, within the State of California, and finds the presence of poison, must, within 30 days, furnish the California State Board of Pharmacy with the name of the poison, the name of the food or drink in which poison was found, the name and address of the person so poisoned, or the kind of animal so poisoned together with the name and address of the owner of said animal. Any person who fails to comply with any of the provisions of this section or who falsely makes or withholds such report shall be guilty of a misdemeanor as prescribed by law."

Amendments read, and adopted.

Bill ordered reprinted, and to third reading.

MESSAGES FROM THE GOVERNOR

STATE OF CALIFORNIA
GOVERNOR'S OFFICE, SACRAMENTO, May 29, 1947

To the Assembly of the State of California
Sacramento, California

GENTLEMEN: I am transmitting to you herewith a copy of a message with reference to Assembly Bill No. 1418, entitled, "An act to amend Section 1126 of the Probate Code, relating to the administration of trusts."

This bill, with my message relative thereto, I (through my Legislative Secretary) delivered to Arthur A. Ohnimus, Chief Clerk of the Assembly, at 4 30 o'clock p m. on the twenty-eighth day of May, 1947, at which time your honorable body had adjourned for the day but not for the session.

Respectfully submitted.

EARL WARREN, Governor

STATE OF CALIFORNIA
GOVERNOR'S OFFICE, SACRAMENTO, May 29, 1947

To the Assembly of the State of California
Sacramento, California

GENTLEMEN: I am transmitting to you herewith a copy of a message with reference to Assembly Bill No. 6, entitled, "An act to add Section 5662 to the Elections Code, relating to the rights of the occupant of a house which is situated on a precinct line."

This bill, with my message relative thereto, I (through my Legislative Secretary) delivered to Honorable Gordon R. Hahn, Member of the Assembly, at 9 30 o'clock p.m. on the twenty-eighth day of May, 1947, at which time your honorable body had adjourned for the day but not for the session.

Respectfully submitted.

EARL WARREN, Governor

STATE OF CALIFORNIA
GOVERNOR'S OFFICE, SACRAMENTO, May 27, 1947

To the Honorable Members of the Assembly
State of California, Sacramento, California

GREETINGS: I am returning herewith, without my signature,

Assembly Bill No. 1418, entitled: "An act to amend Section 1126 of the Probate Code, relating to the administration of trusts."

My objections to this bill are as follows:

I am informed that it was the intention of this bill to broaden the powers of the court to designate a successor trustee by including contingencies causing a vacancy not now covered by our laws. Inadvertently, by referring to the "designated" trustee, the effect has been to limit rather than broaden the powers of the court, and to remove from the court all authority to fill a second vacancy which might occur by reason of the death or resignation of a trustee appointed by the court after the death or resignation of the trustee designated in the trust instrument. Because of this inadvertent limiting of the powers of the court, both the sponsor and the author of the bill have asked that I withhold my approval.

Accordingly, I am returning the bill without my signature.

Respectfully submitted.

EARL WARREN, Governor

Assembly Bill No. 1418 ordered to unfinished business file.

STATE OF CALIFORNIA
GOVERNOR'S OFFICE, SACRAMENTO, May 28, 1947

To the Honorable Members of the Assembly
State of California, Sacramento, California

GREETINGS: I am returning herewith, without my signature,

Assembly Bill No. 6, entitled: "An act to add Section 5662 to the Elections Code, relating to the rights of the occupant of a house which is situated on a precinct line."

My objections to this bill are as follows:

This measure is opposed by the County Clerks' Association, which advises me that there is no general need for it and that its enactment would lead to confusion in the offices of the county clerks and the registrars of voters of our State.

This view is concurred in by the Registrar of Voters of Los Angeles who states that this measure would cause confusion in his office. It seeks to permit an elector residing in a house situated on a precinct line to elect in which precinct he desires

to cast his vote. No time limit is expressed and presumably the choice could be made after the affidavits had been arranged in precinct groups and indices printed for any election.

I do not believe that there is sufficient advantage which might arise from this bill to justify a step which would cause this confusion in connection with the administration of our election machinery.

Respectfully submitted.

EARL WARREN, Governor

Assembly Bill No. 6 ordered to unfinished business file.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, May 28, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed:

Assembly Bill No. 19
Assembly Bill No. 139
Assembly Bill No. 266
Assembly Bill No. 640
Assembly Bill No. 646
Assembly Bill No. 666
Assembly Bill No. 667
Assembly Bill No. 668
Assembly Bill No. 670
Assembly Bill No. 697
Assembly Bill No. 879
Assembly Bill No. 981
Assembly Bill No. 1082
Assembly Bill No. 1523
Assembly Bill No. 1840
Assembly Bill No. 1848
Assembly Bill No. 1852
Assembly Bill No. 2140
Assembly Bill No. 2230

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bills ordered enrolled.

SENATE CHAMBER, SACRAMENTO, May 28, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted:

Assembly Constitutional Amendment No. 27

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above resolution ordered enrolled.

SENATE CHAMBER, SACRAMENTO, May 28, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed, as amended:

Assembly Bill No. 683
Assembly Bill No. 750
Assembly Bill No. 783
Assembly Bill No. 817
Assembly Bill No. 1311
Assembly Bill No. 1312
Assembly Bill No. 1450
Assembly Bill No. 1547
Assembly Bill No. 1593
Assembly Bill No. 2358

And respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of the Senate
By C V. TAYLOR, Assistant Secretary

Above bills ordered to unfinished business file.

SENATE CHAMBER, SACRAMENTO, May 28, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed:

Senate Bill No. 1032

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS

The following bill was read the first time:

Senate Bill No. 1032—An act to amend Section 5410 of the Labor Code, relating to workmen's compensation.

Referred to Committee on Finance and Insurance.

CONSIDERATION OF DAILY FILE (RESUMED)

UNFINISHED BUSINESS

CONSIDERATION OF GOVERNOR'S VETO

Assembly Bill No. 859—An act to amend Sections 51 and 52 of the Public Utilities Act, defining the powers of the Public Utilities Commission relating to certain transactions of public utilities.

Governor's message stating his objections read previously.

The question being: Shall Assembly Bill No. 859 become a law notwithstanding the objections of the Governor?

The roll was called, and the Assembly sustained the objections of the Governor by the following vote:

AYES—None.

NOES—Anderson, Bennett, Berry, Blosser, Boyd, Brown, Burke, Butters, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crowley, Elliott, Erwin, Evans, Gaffney, Grant, Grunsky, Hahn, Hinton, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, McCollister, Miller, Niehouse, Price, Robertson, Sherwin, Silliman, Stanley, Stephenson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—42.

REQUEST FOR UNANIMOUS CONSENT TO TAKE UP SENATE BILL NO. 443, OUT OF ORDER

Mr. Sherwin asked for, and was granted, unanimous consent to take up Senate Bill No. 443, out of order, at this time.

CONSIDERATION OF SENATE BILL NO. 443

Senate Bill No. 443—An act to amend Sections 51 and 52 of the Public Utilities Act, defining the powers of the Public Utilities Commission, relating to certain transactions of public utilities.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Bennett, Berry, Blosser, Boyd, Burke, Butters, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Debs, Elliott, Erwin, Evans, Gaffney, Grant, Grunsky, Hahn, Hinton, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, Maloney, McCollister, Miller, Niehouse, Price, Robertson, Sherwin, Silliman, Stanley, Stephenson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—44.

NOES—None.

Bill ordered transmitted to the Senate.

CONSIDERATION OF DAILY FILE (RESUMED)

SECOND READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1871—An act to amend Section 814 of the Agricultural Code, relating to head lettuce.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Agriculture:

Amendment No. 1

On page 1, line 15, of the printed bill, strike out "one-half of this tolerance", and insert "5 percent".

Amendment No. 2

On page 2 of said bill, strike out line 19, and insert "provided, that in the case of lettuce packed in lidded or closed containers without ice the exact number of heads may be marked on the lid of the container; and provided further, that in the case of 10 percent of the crates in any".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 648—An act to amend Section 1510 of the Penal Code of the State of California, relating to the duties of coroner.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Bennett, Berry, Boyd, Brady, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, M. Philip Davis, Debs, Dolwig, Doyle, Dunn, Elliott, Erwin, Gaffney, Geddes, Grant, Grunsky, Hinton, Hollibaugh, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, Maloney, McCollister, Miller, Niehouse, Price, Robertson, Sherwin, Silliman, Stanley, Stephenson, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—51.

NOES—None.

Bill ordered transmitted to the Senate.

SECOND READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 2142—An act making an appropriation to the Legislative Counsel Bureau for the payment for overtime worked by the employees thereof, to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Ways and Means:

Amendment No. 1

On page 1, lines 12 and 13, of the printed bill, as amended in the Assembly on April 16, 1947, strike out "without regard to fiscal years", and insert "during the 1946-1947 and 1947-1948 Fiscal Years".

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 751—An act to amend Sections 2000, 2020, 2186, and 2187 of the Welfare and Institutions Code, to amend the chapter heading of Chapter 1 of Division 3 thereof, to amend and renumber Section 2021.001 thereof to be Section 2021, to add Sections 2000.1 and 2020.1 thereto, and to repeal Sections 2021, 2021.01, 2025, and 2187.01 thereof, relating to aid to the aged, designating such aid as senior citizens grants, increasing the amount thereof and providing for funeral benefits for recipients thereof, and making an appropriation.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Ways and Means:

Amendment No. 1

In lines 7 and 8 of the title of the printed bill, as amended in the Assembly on March 27, 1947, strike out "designating such aid as senior citizen grants,".

Amendment No. 2

In the title of said bill, strike out line 5, and insert "tion 2000.1".

Amendment No. 3

Strike out line 9 of the title of said bill.

Amendment No. 4

Strike out lines 11 and 12 of the title of said bill.

Amendment No. 5

On page 3 of said bill, strike out lines 3 to 11, inclusive.

Amendment No. 6

In line 7 of the title of said bill, strike out "designating".

Amendment No. 7

In line 8 of the title of said bill, strike out "such aid as senior citizens grants,".

Amendment No. 8

On page 1 of said bill, strike out lines 1 to 8, inclusive; and on page 2, strike out lines 1 to 16, inclusive.

Amendment No. 9

On page 2, line 40, of said bill, strike out "SEC. 4", and insert "SECTION 1".

Amendment No. 10

On page 3, line 21, of said bill, strike out "SEC. 6", and insert "SEC. 3".

Amendment No. 11

On page 3, line 23, of said bill, strike out "SEC. 7", and insert "SEC. 4".

Amendment No. 12

On page 3, line 48, of said bill, strike out "SEC. 8", and insert "SEC. 5".

Amendment No. 13

On page 3, line 49, of said bill, strike out "SEC. 9", and insert "SEC. 6".

Amendment No. 14

On page 4, line 19, of said bill, strike out "SEC. 10", and insert "SEC. 7".

Amendment No. 15

On page 4, line 33, of said bill, strike out "SEC. 11", and insert "SEC. 8".

Amendment No. 16

On page 4, line 34, of said bill, strike out "SEC. 12", and insert "SEC. 9".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1808—An act to amend Sections 32125 and 32126 of the Health and Safety Code, relating to hospital districts.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Public Health:

Amendment No. 1

On page 1, line 10, of the printed bill, strike out ", which indirectly or indirectly, would deny"; and strike out lines 11 and 12, and insert a period.

Amendment No. 2

On page 1, line 13, of said bill, strike out "and Professions Code.", and insert "No rule, regulation or by-law shall be made which will prevent the free choice by any person, who is a patient of such hospital, of any physician or surgeon licensed and practicing under the provisions of Chapter 5 of Division 2 of the Business and Professions Code; provided, however, that the provisions of this section shall not prohibit the board from denying to any physician and surgeon the right to practice in any hospital under their management for cause arising from his professional conduct or ethics."

Amendment No. 3

On page 1 of said bill, strike out lines 27, 28, and 29, and insert a period and "No rule, regulation or by-law shall be made which will prevent the free choice by any person, who is a patient of such hospital, of any physician or surgeon licensed and practicing under the provisions of Chapter 5 of Division 2 of the Business and Professions Code; provided, however, that the provisions of this section shall not prohibit

the board from denying to any physician and surgeon the right to practice in any hospital under their management for cause arising from his professional conduct or ethics."

Amendments read, and adopted.
Bill ordered reprinted, and engrossed.

REQUEST FOR UNANIMOUS CONSENT THAT ASSEMBLY BILLS NOS. 1205 AND 950 HOLD THEIR PLACES ON FILE

Mr. McCollister asked for, and was granted, unanimous consent that Assembly Bills Nos. 1205 and 950 be passed on file, and hold their places on file.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1288—An act to amend Section 23 of the District Investigation Act of 1933, relating to the organization of districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Bennett, Berry, Boyd, Brady, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, M. Philip Davis, Debs, Clayton A. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Gaffney, Geddes, Grant, Grunsky, Hahn, Hinton, Hollibaugh, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Sherwin, Stanley, Stephenson, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—56.
NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 123—An act to add Section 1714.1 to the Civil Code, relating to liability of parents and guardians for torts of minors.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, M. Philip Davis, Debs, Clayton A. Dills, Doyle, Dunn, Erwin, Evans, Gaffney, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinton, Hollibaugh, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Luckel, Lyons, Maloney, McMillan, Miller, Price, Sherwin, Silliman, Stanley, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—53.
NOES—Bennett, Crowley, and Robertson—3.

Bill ordered transmitted to the Senate.

Assembly Bill No. 2286—An act to amend Section 14565 of the Education Code, relating to payments by the State Teachers' Retirement System to local districts, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Motion to Amend

Mr. Geddes moved the adoption of the following amendment:

Amendment No. 1

On page 3 of the printed bill, as amended in the Assembly on May 27, 1947, strike out lines 13 to 27, inclusive.

Amendment read, and adopted.
Bill ordered reprinted, and re-engrossed.

Assembly Bill No. 1556—An act adding Section 145 to the Labor Code, fixing a minimum salary for the office of Chief of the Division of Industrial Safety.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, Conrad, Cramer, Crichton, Crowley, M. Philip Davis, Debs, Clayton A. Dills, Doyle, Dunn, Elliott, Erwin, Gaffney, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinton, Hollibaugh, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Luckel, Lyons, Maloney, McMillan, Miller, Sherwin, Stanley, Stephenson, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—52.

NOES—None.

Bill ordered transmitted to the Senate.

REMARKS ON CONDITION OF THE FILE

Mr. M. Philip Davis spoke on the condition of the file.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 2307—An act regulating the vivisection of dogs and cats; providing penalties for violation of the provisions hereof.

Bill read third time.

Motion That Assembly Bill No. 2307 Be Withdrawn from File, and Re-referred to Committee on Public Health

Mr. M. Philip Davis moved that Assembly Bill No. 2307 be withdrawn from the third reading file, and be re-referred to the Committee on Public Health.

Mr. Heisinger seconded the motion.

The roll was called, and the motion carried by the following vote:

AYES—Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cramer, Crichton, Crowley, M. Philip Davis, Debs, Erwin, Gannon, Grant, Grunsky, Heisinger, Hinton, Johnson, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Sheridan, Sherwin, Silliman, Stephenson, Stewart, Thompson, Thorp, Thurman, and Wollenberg—42.

NOES—Anderson, Brady, Cooke, Clayton A. Dills, Doyle, Evans, Gaffney, Geddes, Hahn, Hollibaugh, Kilpatrick, Kirkwood, Miller, Niehouse, Robertson, Stanley, and Thomas—17.

UNFINISHED BUSINESS (RESUMED)
CONSIDERATION OF SENATE AMENDMENTS

Assembly Bill No. 1096—An act to amend Section 2103 of the Education Code, relating to compensation of board members.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 1096?

Amendment No. 1

On page 1, line 6, of the printed bill, as amended, strike out "fifteen dollars ($15)", and insert "twenty dollars ($20)".

Amendment No. 2

On page 1, lines 7 and 8, of said bill, strike out "one hundred fifty dollars ($150)", and insert "two hundred dollars ($200)".

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 1096 by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Debs, Clayton A. Dills, Doyle, Erwin, Evans, Gaffney, Gannon, Geddes, Grant, Grunsky, Heisinger, Hinton, Hollibaugh, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Price, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thurman, Wollenberg, and Mr. Speaker—55.

NOES—None.

Assembly Bill No. 1096 ordered enrolled.

Assembly Bill No. 783—An act to amend Section 73b of the Code of Civil Procedure, relating to holding sessions of the superior court in places other than the county seat.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 783?

Amendment No. 1

In line 1 of the title of the printed bill, as amended in the Senate on May 14, 1947, after "Procedure," insert "and to add Section 4312.1 to the Political Code and Section 24254.5 to the Government Code,".

Amendment No. 2

On page 2 of said bill, after line 12, insert

"SEC. 2. Section 4312.1 is added to the Political Code, to read:

4312.1. In each city wherein the city hall is not less than 18 miles from the site of the county courthouse and which has a population of not less than 10,000, and within the 10-mile radius from the city hall of which there is a population of not less than 50,000, if there are residing in the county at least 18 miles from the county courthouse not less than 15,000 persons, some of whom would be required to travel 50 miles to attend court at said city and at least 10 miles farther in order to attend the superior court at the county courthouse, or any other place where sessions of the superior court have been established, such populations being ascertained by the latest population determination as made under the authority of the Congress of the United States, or the Legislature of the State of California, sheriffs and clerks must keep open offices provided by the county through the board of supervisors.

SEC. 3. Section 24254.5 is added to the Government Code, to read:

24254.5. Sheriffs and clerks shall also have offices in each city wherein the city hall is not less than 18 miles from the site of the county courthouse and which has a population of not less than 10,000, and within the 10-mile radius from the city hall of which there is a population of not less than 50,000, if there are residing in the county at least 18 miles from the county courthouse not less than 15,000 persons, some of whom would be required to travel 50 miles to attend court at said city and at least 10 miles farther in order to attend the superior court at the county courthouse, or any other place where sessions of the superior court have been established, such populations being ascertained by the latest population determination as made under the authority of the Congress of the United States, or the Legislature of the State of California.

SEC. 4. Section 3 of this act becomes operative only if Title 3 of the Government Code is enacted by the Legislature at the 1947 Regular Session, and in such case at the same time as said Title 3 takes effect; at which time Section 4312.1 of the Political Code is hereby repealed."

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 783 by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Debs, Clayton A. Dills, Doyle, Erwin, Evans, Gaffney, Gannon, Geddes, Grant, Grunsky, Heisinger, Hinton, Hollibaugh, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Price, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thurman, Wollenberg, and Mr. Speaker—55.

NOES—None.

Assembly Bill No. 783 ordered enrolled.

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 2335—An act to amend Section 18051 of the Government Code, relating to vacations of state civil service employees.

Bill read third time.

Motion to Amend

Mr. Lowrey moved the adoption of the following amendment:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in the Assembly on May 26, 1947, after "18051", insert "and to repeal Section 18053".

Amendment read, and adopted.

Bill ordered reprinted, and re-engrossed.

MEMBER EXCUSED

At 10.17 a.m., Mr. James asked for, and was granted, unanimous consent that it be noted in the Journal that he has been absent from the Assembly Chamber, because he has been attending to legislative business in the Senate.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 474—An act to amend Section 4 of "An act defining credit unions, providing for their incorporation, powers, management and supervision," approved March 31, 1927, relating to fines and obligations of officers.

Bill read third time.

Assembly Bill No. 474 ordered passed on file.

Assembly Bill No. 1414—An act to add Section 170.3 to the Code of Civil Procedure, relating to judges presiding at new trials.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, Debs, Clayton A. Dills, Dolwig, Doyle, Erwin, Evans, Gaffney, Gannon, Grant, Grunsky, Hahn, Heisinger, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—61.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 474—An act to amend Section 4 of "An act defining credit unions, providing for their incorporation, powers, management and supervision," approved March 31, 1927, relating to fines and obligations of officers.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Debs, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Erwin, Gaffney, Gannon, Grant, Hahn, Heisinger, Hinton, Hollibaugh, James, Johnson,

Kilpatrick, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—58.

NOES—None.

Bill ordered transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT THAT ASSEMBLY BILL NO. 1464 BE RE-REFERRED TO THE COMMITTEE ON WAYS AND MEANS

Mr. Allen asked for, and was granted, unanimous consent that Assembly Bill No. 1464 be withdrawn from the third reading file, and be re-referred to the Committee on Ways and Means.

REQUEST FOR UNANIMOUS CONSENT THAT ASSEMBLY BILL NO. 76 BE RE-REFERRED TO THE COMMITTEE ON WAYS AND MEANS

Mr. McCollister asked for, and was granted, unanimous consent that Assembly Bill No. 76 be withdrawn from the third reading file, and be re-referred to the Committee on Ways and Means.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1535—An act to amend Sections 11001, 11003, 11103, 11104, 11106, 11166.12, 11170, 11331.5, 11392, 11393, 11475, 11476, 11680, 11715.7, 11721, and 11780 of, and to add Sections 11163.5, 11166.02, 11170.5, 11178, 11179, and 11390.5, 11477, 11478, 11479, and 11480 to, and to repeal Sections 11477, 11478, and 11479 of the Health and Safety Code, relating to the sale, possession, distribution, and use of habit forming narcotic and other dangerous drugs, and providing penalties for the violation thereof, and to the Division of Narcotic Enforcement, Department of Justice, and the powers and duties of the Attorney General relating thereto.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Debs, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Gaffney, Gannon, Grant, Grunsky, Hahn, Heisinger, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—64.

NOES—None.

Notice of Motion to Reconsider Assembly Bill No. 1535

Mr. Elliott gave notice that on the next legislative day he would move to reconsider the vote whereby Assembly Bill No. 1535 was this day passed.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, May 29, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 2141

And reports the same correctly re-engrossed.

WEBER, Chairman

Above reported bill ordered to third reading.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 2141—An act to add Sections 10206.5 and 10206.6 to the Government Code, relating to the Legislative Counsel Bureau, providing for and regulating the payment of overtime to the employees thereof, and making an appropriation.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Debs, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Johnson, Kilpatrick, Loomis, Lowrey, Lyons, Maloney, McCollister, McMillan, Niehouse, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—61.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1076—An act to amend Section 12570 of the Government Code, relating to special agents and investigators of the Attorney General.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Bennett, Berry, Blosser, Brady, Burke, Burns, Caldecott, Carey, Clarke, Conrad, Cramer, Crichton, Crowley, Debs, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Evans, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hinton, Hollibaugh, Huyck, James, Johnson, Loomis, Lowrey, Maloney, McCollister, McMillan, Niehouse, O'Day, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Mr Speaker—54.

NOES—Beck, Boyd, Brown, Butters, Collier, George D. Collins, Elliott, Heisinger, and Luckel—9.

Bill ordered transmitted to the Senate.

Assembly Bill No. 834—An act to amend Section 3082 of, and to add Sections 3082.1 and 3082.3 to, the Welfare and Institutions Code, relating to aid to the needy blind.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Hinton, Huyck, James, Johnson, Kilpatrick, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, O'Day, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—65.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 12—An act to amend Section 80 of, and to add Section 92.9 to, the Agricultural Code, relating to fairs, creating a new agricultural district and regulating the allocation of state funds appropriated for fair purposes.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burns, Butters, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—70.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 566—An act to amend Sections 980, 981, 982, and 983 and to repeal Section 984 of the Civil Code, all relating to rights in products of the mind.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—73.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 2186—An act to add Section 360.5 to the Code of Civil Procedure, relating to statutes of limitations.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—72.

NOES—None.

Bill ordered transmitted to the Senate.

NOTICE OF MOTION TO WITHDRAW ASSEMBLY BILL NO. 120 FROM COMMITTEE

Mr. McMillan gave notice that on the second legislative day he would move to withdraw Assembly Bill No. 120 from the Committee on Governmental Efficiency and Economy, and have it placed upon the file.

Speaker Pro Tempore Presiding

At 11.02 a.m., Hon. Thomas A. Maloney, Speaker pro Tempore of the Assembly, presiding.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1016—An act to add Section 18595 to the Government Code, relating to the position of Confidential Secretary to the Attorney General.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thurman, Waters, and Weber—68.

NOES—None.

Bill ordered transmitted to the Senate.

Speaker Presiding

At 11.05 a.m., Hon. Sam L. Collins, Speaker of the Assembly, presiding.

Assembly Bill No. 2297—An act to add Section 33.5 to the Alcoholic Beverage Control Act, relating to sales of distilled spirits.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Beck, Berry, Blosser, Brady, Brown, Burns, Butters, Carey, Clarke, George D. Collins, Cooke, Cramer, Crichton, Crowley, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lyons, Maloney, McCollister, McMillan, Miller, O'Day, Rosenthal, Sheridan, Sherwin, Silliman, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—57.

NOES—Anderson, Collier, Conrad, Heisinger, Lowrey, and Stanley—6.

Bill ordered transmitted to the Senate.

ANNOUNCEMENT OF COMMITTEE APPOINTMENTS

Speaker Collins announced the appointments of Messrs. Allen, Chairman, Wollenberg, Cooke, Luckel, Conrad, Collier, and Grunsky as members of the Memorial Day Committee, for today's program.

NOTICES OF MOTION TO RECONSIDER CONTINUED

By unanimous consent, the consideration of notices of motion to reconsider votes on the following bills were continued until the next legislative day:

Assembly Constitutional Amendment No. 35.
Assembly Bill No. 1810.
Assembly Bill No. 1574.
Amendment to Senate Bill No. 344.

RECESS

At 11 a.m., on motion of Mr. Dickey, the Assembly recessed until 12.05 p.m.

REASSEMBLED

At 12.05 p.m., the Assembly reconvened.
Hon. Sam L. Collins, Speaker of the Assembly, presiding.
Chief Clerk Arthur A. Ohnimus at the desk.

RESOLUTIONS

The following resolution was offered:

By Mr. Stephenson:

House Resolution No. 197

Congratulating Miss Barbara Morrow of Elk Grove Union High School upon winning the State Championship Oratorical Contest

WHEREAS, On May 22, 1947, Miss Barbara Morrow, senior class student of Elk Grove Union High School, won the state championship oratorical contest sponsored by the Native Sons of the Golden West at Santa Catalina Island; thereby bringing honor and distinction upon herself and upon her parents, Mr. and Mrs. Frank Morrow, and reflecting great credit upon Elk Grove Union High School; and

WHEREAS, Elk Grove Parlor No. 41, Native Sons of the Golden West, originated the tradition of an annual high school oratorical contest in which each competing student should both write and deliver an address upon a subject dealing with California, which tradition has now grown state-wide; and

WHEREAS, In the 32 years in which the contests have been held, this is the first time that a student of Elk Grove Union High School has won the state championship oratorical contest; now, therefore, be it

Resolved by the Assembly of the State of California, That Miss Barbara Morrow is hereby congratulated upon her fine work in winning the state championship oratorical contest, and upon the honor and distinction her success has brought upon her and reflected upon her school and community; and be it further

Resolved, That the Chief Clerk of the Assembly transmit suitably prepared copies of this resolution to Miss Barbara Morrow; to Elk Grove Union High School; to Elk Grove Parlor No. 41, Native Sons of the Golden West, in commemoration of its sponsorship of these contests which serve to bring to each class of high school students a knowledge of the glorious history and opportunities of California and to inspire in them the desire to be worthy citizens and to promote the welfare of this State; and to the State Chairman of the Native Sons of the Golden West Oratorical Contest, Mr. Guy G. Foulks, who shares a large responsibility for the success of these oratorical contests.

Request for Unanimous Consent

Mr. Stephenson asked for, and was granted, unanimous consent to take up House Resolution No. 197, at this time, without reference to committee or file.

Resolution read, and adopted unanimously.

APPOINTMENT OF SELECT COMMITTEE

Speaker Collins announced the appointment of Mr. Stephenson as a Select Committee to escort to the rostrum Miss Barbara Morrow, a student of the Elk Grove School, winner of an oratorical contest, and Messrs. L. R. Smedberg and Walter N. Bailey.

RECESS

At 12.10 p.m., on motion of Mr. Stephenson, the Assembly recessed until 12.13 p.m. to hear remarks from Miss Barbara Morrow, winner of an oratorical contest (a student at the Elk Grove School of Sacramento County).

REASSEMBLED

At 12.13 p.m., the Assembly reconvened.
Hon. Sam L. Collins, Speaker of the Assembly, presiding.
Chief Clerk Arthur A. Ohnimus at the desk.

MEMBER EXCUSED

At 12.13 p.m., Mr. Stanley asked for, and was granted, unanimous consent that Mr. Price be excused for the balance of the legislative day, because of illness.

RECESS

At 12.14 p.m., on motion of Mr. Ralph C. Dills, the Assembly recessed until 1.30 p.m.

REASSEMBLED

At 1.30 p.m., the Assembly reconvened.

Hon. Sam L. Collins, Speaker of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

BILLS WITHDRAWN FROM INACTIVE FILE, AND PLACED ON THE THIRD READING FILE

The following bill was withdrawn from the inactive file, and placed upon the third reading file:

Assembly Bill No. 2675, on request of Mr. Kilpatrick.

COMMUNICATIONS

By Speaker Collins:

The following communication was received, read, and ordered printed in the Journal:

MÉXICO, D. F., 24 DE MAYO DE 1947

Sres. Sam L. Collins y Arthur A. Ohnimus,
Presidente y Oficial Mayor de la Asamblea
de la Legislatura de California,
Sacramento, Calif., E. U. A.

MUY SEÑORES MÍOS: El Señor Presidente de la República, Licenciado Miguel Alemán, me ha dado el encargo de expresar a ustedes su agradecimiento por el acuerdo número 123 que la Honorable Asamblea de la Legislatura de California adoptó, el 25 de marzo último, en el sentido de invitarle a incluir el Estado de California en el itinerario de su viaje a los Estados Unidos para corresponder la visita que el Excelentísimo Señor Presidente Harry S. Truman hizo a México en los primeros días del citado mes.

El Señor Presidente Alemán lamenta profundamente que las limitaciones de tiempo a las que tuvo que sujetarse el programa de su viaje, le impidiesen aceptar invitación tan amable.

Gustoso aprovecho esta oportunidad para suscribirme de ustedes atento y seguro servidor:

JAIME TORRES BODET
Secretario de Relaciones Exteriores, México

By Speaker Collins:

A communication from the County Supervisors Association of California, relative to Senate Bills Nos. 1351 and 1353, was received, and ordered filed with the Secretary of State.

By the Chief Clerk:

The following communication was received, read, and ordered printed in the Journal:

THE TWENTY-FOURTH LEGISLATURE OF THE TERRITORY OF HAWAII
THE SENATE, HONOLULU, HAWAII, May 22, 1947

Mr. Arthur A. Ohnimus, Chief Clerk
Assembly, California Legislature
Sacramento 14, California

DEAR SIR: Your letter of April 29, 1947, addressed to the President of the Senate, Hawaiian Legislature, and enclosing printed copy of Assembly Concurrent Resolution No. 64, memorializing the Legislature of the Territory of Hawaii to repeal Section 1308 of the Revised Laws of Hawaii, 1945, relating to the sale of domestic and

imported eggs, was read before the Senate on May 1st, and thereupon referred to the Committee on Agriculture, Forestry, and Conservation.

On May 2, 1947, the Committee on Agriculture filed a report recommending that inasmuch as the communication was received on the day of adjournment of the Legislature sine die, that said communication and resolution be referred to a Hold-over Committee of the Senate for study.

Very respectfully,

ELLEN D. SMYTHE
Clerk of the Senate

By Speaker Collins:

The following communication was received, read, and ordered printed in the Journal:

Herewith is a copy of the telegram we sent to the following persons on May 27, 1947:

Hon. Earl Warren, Governor, Sacramento, California
Hon. Fred N. Howser, Attorney General, Sacramento, California
Dr. Willard W. Percy, Secretary, State Board of Chiropractic Examiners, Sacramento, California

Please be informed that the following resolution was unanimously passed by this organization and its auxiliary:

"WHEREAS, It is evident that the State Board of Chiropractic Examiners has taken it upon itself to change the initiative act in raising the hours from 2,400 to 4,000 in order to qualify for examination; and

WHEREAS, The decision of Judge Jacks court proves without question of doubt that the State Board of Chiropractic Examiners have over-stepped their bounds in not complying to a law passed by a majority of the people of the State of California; and

WHEREAS, There is a majority of this organization's membership that has been and still are affected by the State Board of Chiropractic Examiner's unlawful actions; and

WHEREAS, This organization has received information that the State Board of Chiropractic Examiners is going to appeal its case in order to forestall the situation until after the next general election where the State Board of Chiropractic Examiners hopes the people of the State of California will vote for 4,000 hour requirement; be it hereby

Resolved, That this organization will take immediate legal action against the State Board of Chiropractic Examiners and in doing so this organization will inform the people of the State of California of the aforementioned situation by all the strength of its financial resources if the State Board of Chiropractic Examiners does not immediately comply with the law.

IRVING KLINE, President
Veterans Chiropractic Legion
Los Angeles 27, California

Hon. Sam L. Collins:

I am hoping you will read this resolution to the Assembly.

IRVING KLINE

REPORTS OF STANDING COMMITTEES

Committee on Constitutional Amendments

ASSEMBLY CHAMBER, SACRAMENTO, May 28, 1947

MR. SPEAKER: Your Committee on Constitutional Amendments, to which were referred:

Assembly Constitutional Amendment No. 4
Assembly Constitutional Amendment No. 39

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

CROWLEY, Chairman

Assembly Constitutional Amendment No. 4 ordered engrossed.

Assembly Constitutional Amendment No. 39 ordered on file for adoption.

Committee on Governmental Efficiency and Economy

ASSEMBLY CHAMBER, SACRAMENTO, May 28, 1947

MR. SPEAKER: Your Committee on Governmental Efficiency and Economy, to which was referred:

Assembly Bill No. 1687

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

CAREY, Vice Chairman

Above reported bill ordered to second reading.

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, May 29, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Constitutional Amendment No. 14

And reports the same correctly re-engrossed.

WEBER, Chairman

Above reported resolution ordered on file for adoption.

ASSEMBLY CHAMBER, SACRAMENTO, May 29, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 475

And reports the same correctly re-engrossed.

WEBER, Chairman

Above reported bill ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 29, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 71
Assembly Bill No. 1112

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

Committee on Constitutional Amendments

ASSEMBLY CHAMBER, SACRAMENTO, May 28, 1947

MR. SPEAKER: Your Committee on Constitutional Amendments, to which were referred:

Assembly Constitutional Amendment No. 12
Assembly Constitutional Amendment No. 18

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, be adopted, as amended.

CROWLEY, Chairman

Above reported resolutions ordered on file for adoption.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, May 28, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed:

Senate Bill No. 1340

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS (RESUMED)

The following bill was read the first time:

Senate Bill No. 1340—An act to add Section 5009 to the Education Code, relating to audits, and making an appropriation to the Department of Finance therefor.

Referred to Committee on Education.

REPORTS OF STANDING COMMITTEES

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, May 29, 1947

MR. SPEAKER: Your Committee on Rules, to which was referred:

Assembly Joint Resolution No. 50

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

DOYLE, Vice Chairman

Above reported resolution ordered engrossed.

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, May 29, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Joint Resolution No. 50

And reports the same correctly engrossed.

WEBER, Chairman

Above reported resolution ordered on file for adoption.

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, May 29, 1947

MR. SPEAKER: Your Committee on Rules, to which was referred:

Assembly Bill No. 1012

Has had the same under consideration, and reports the same back with the recommendation: Be re-referred to Committee on Ways and Means.

DICKEY, Chairman

Above reported bill re-referred to Committee on Ways and Means.

ASSEMBLY CHAMBER, SACRAMENTO, May 29, 1947

MR. SPEAKER: Your Committee on Rules, to which was referred:

Senate Concurrent Resolution No. 49

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

DOYLE, Vice Chairman

Above reported resolution ordered on file for adoption.

Committee on Conservation, Planning, and Public Works

ASSEMBLY CHAMBER, SACRAMENTO, May 28, 1947

MR. SPEAKER: Your Committee on Conservation, Planning, and Public Works, to which was referred:

Assembly Bill No. 1783

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

McMILLAN, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 28, 1947

MR. SPEAKER: Your Committee on Conservation, Planning, and Public Works, to which was referred:

Assembly Bill No. 1763

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

CRAMER, Vice Chairman
McMILLAN

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 28, 1947

MR. SPEAKER: Your Committee on Conservation, Planning, and Public Works, to which was referred:

Assembly Bill No. 1377

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee

CRAMER, Vice Chairman
McMILLAN

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 28, 1947

MR. SPEAKER: Your Committee on Conservation, Planning, and Public Works, to which were referred:

Senate Bill No. 738
Senate Bill No. 739
Senate Bill No. 745
Senate Bill No. 424
Senate Bill No. 698

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

CRAMER, Vice Chairman
McMILLAN

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 28, 1947

MR. SPEAKER: Your Committee on Conservation, Planning, and Public Works, to which was referred:

Senate Bill No. 715

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

CRAMER, Vice Chairman
McMILLAN

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 28, 1947

MR. SPEAKER: Your Committee on Conservation, Planning, and Public Works, to which were referred:

Senate Bill No. 63
Senate Bill No. 832
Senate Bill No. 1393

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

CRAMER, Vice Chairman
McMILLAN

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 28, 1947

MR. SPEAKER: Your Committee on Conservation, Planning, and Public Works, to which were referred:

Assembly Bill No. 883
Assembly Bill No. 2693

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

CRAMER, Vice Chairman
McMILLAN

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 28, 1947

MR. SPEAKER: Your Committee on Conservation, Planning, and Public Works, to which were referred:

Assembly Bill No. 1341
Assembly Bill No. 2248

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

CRAMER, Vice Chairman
McMILLAN

Above reported bills ordered to second reading.

Committee on Governmental Efficiency and Economy

ASSEMBLY CHAMBER, SACRAMENTO, May 28, 1947

MR. SPEAKER: Your Committee on Governmental Efficiency and Economy, to which was referred:

Assembly Bill No. 1685

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

CAREY, Vice Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 28, 1947

MR. SPEAKER: Your Committee on Governmental Efficiency and Economy, to which was referred:

Senate Bill No. 400

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

CAREY, Vice Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 29, 1947

MR. SPEAKER: Your Committee on Governmental Efficiency and Economy, to which were referred:

Assembly Bill No. 1044
Assembly Bill No. 1830

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

CAREY, Vice Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 28, 1947

MR. SPEAKER: Your Committee on Governmental Efficiency and Economy, to which was referred:

Assembly Bill No. 2191

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

CAREY, Vice Chairman

Above reported bill ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 28, 1947

MR. SPEAKER: Your Committee on Governmental Efficiency and Economy, to which were referred:

Senate Bill No. 641
Senate Bill No. 1385

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

CAREY, Vice Chairman

Above reported bills ordered to second reading.

Committee on Municipal and County Government

ASSEMBLY CHAMBER, SACRAMENTO, May 29, 1947

MR. SPEAKER: Your Committee on Municipal and County Government, to which were referred:

Assembly Bill No. 1645
Assembly Bill No. 2003
Assembly Bill No. 2145
Assembly Bill No. 2365
Assembly Bill No. 2653

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

THURMAN, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 29, 1947

MR. SPEAKER: Your Committee on Municipal and County Government, to which was referred:

Assembly Bill No. 2420

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

THURMAN, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 29, 1947

MR. SPEAKER: Your Committee on Municipal and County Government, to which was referred:

Assembly Bill No. 2607

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

THURMAN, Chairman

Above reported bill ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 29, 1947

MR. SPEAKER: Your Committee on Municipal and County Government, to which was referred:

Senate Bill No. 906

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

THURMAN, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 29, 1947

MR. SPEAKER: Your Committee on Municipal and County Government, to which were referred:

Senate Bill No. 51
Senate Bill No. 53
Senate Bill No. 170
Senate Bill No. 315
Senate Bill No. 1549

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

THURMAN, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 29, 1947

MR. SPEAKER: Your Committee on Municipal and County Government, to which were referred:

Assembly Bill No. 1408
Assembly Bill No. 2035
Assembly Bill No. 2330
Assembly Bill No. 2333
Assembly Bill No. 2687

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

THURMAN, Chairman

Above reported bills ordered to second reading.

RECESS

At 1.50 p.m., on motion of Mr. Allen, the Assembly recessed until 2.12 p.m.

REASSEMBLED

At 2.12 p.m., the Assembly reconvened.

Hon. Thomas A. Maloney, Speaker pro Tempore of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

MOTION TO PRINT REMARKS IN JOURNAL

Mr. Debs moved that the remarks made by Members of the Assembly participating in today's Memorial Day service be ordered printed in the Journal, in 10-point type.

Mr. Wollenberg seconded the motion.

Motion carried.

PROCEEDINGS DURING RECESS

Mr. Allen presided, and requested Mr. Hinton to offer the invocation. His invocation was as follows:

Invocation Offered by Mr. Hinton

Almighty God, giver of all victories, we come before Thee in the shadow of Memorial Day, thankful for the peace that abides in our land; for Thy guidance in the hour of peril and Thy tender love in times of need. Help us to remember with reverence the valor and devotion of the men and women of our Nation who served our Country's flag and gave their lives that America may be free. Not only those whose bodies consecrate our Country's soil but also those who sleep beyond the seas and those others whose resting places shall not be known until the last day when the deep shall have given up its dead. Oh, Father, teach us to honor them by ever cherishing the ideals for which they fought. In love, loyalty and devotion may we continue worthy of their sacred memory; in Thy name we pray—AMEN.

Then presiding Chairman Allen called upon Mr. Huyck to read the following Memorial Day order, issued by Major General John A. Logan, U. S. Army.

Logan's Memorial Day Order as Read by Mr. Huyck

HEADQUARTERS, GRAND ARMY OF THE REPUBLIC
WASHINGTON, D. C., MAY 5, 1868

I. The thirtieth day of May, 1868, is designated for the purpose of strewing with flowers or otherwise decorating the graves of the comrades who died in defense of the Country during the late Rebellion and those bodies now lie in almost every city and village, and hamlet courtyard in the land. In this observance no form or ceremony is prescribed, but post and comrades will in their own way arrange such fitting services and testimonials of respect as circumstances may permit.

We are organized, comrades, as our regulations tell us for the purpose, among other things, "Of preserving and strengthening those kind fraternal feelings which have bound together the Soldiers, Sailors, and Marines, who united to suppress the late Rebellion." What can aid

more to assure this result than by cherishing tenderly the memories of our heroic dead, who made their breasts a barricade between our Country and its foes? Their Soldier lives were the reveille of freedom to a race in chains and their death a tatoo of rebellious tyranny in arms. We should guard their graves with sacred vigilance. All that the consecrated, wealth and taste of the Nation can add to their adornment and security is but a fitting tribute to the memory of her slain defenders. Let no wanton foot tread rudely on such hallowed ground. Let pleasant paths invite the coming and going of reverent visitors and fond mourners. Let no vandalism or avarice or neglect, no ravages of time, testify to the present or to the coming generations that we have forgotten as a people the cost of a free and undivided republic.

If other eyes grow dull and other hands slack, and other hearts cold in the solemn trust, ours shall keep it well as long as the light and warmth of life remains to us. Let us then, at the time appointed, gather around their sacred remains and garland the passionless mounds above them with the choicest flowers of springtime: Let us raise above them the dear old Flag they saved from dishonor: Let us in the solemn presence renew our pledges to aid and assist those whom they have left among us a sacred charge upon the Nation's gratitude—the Soldier's and Sailor's widow and orphan.

II. It is the purpose of the Commander in Chief to inaugurate this observance with the hope that it will be kept up from year to year, while a survivor of the war remains to honor the memory of his departed comrades. He earnestly desires that the public press to call attention to this order, and lend its friendly aid in bringing it to the notice of comrades in all parts of the Country in time for simultaneous compliance therewith.

III. Department commanders will use every effort to make this order effective.

By Commander

JOHN A. LOGAN, Commander in Chief

Mr. Allen then asked Speaker pro Tempore Maloney, on behalf of all mothers and fathers whose sons and daughters served in all wars, to deliver the principal address. It follows:

Address by Speaker Pro Tempore Maloney

Memorial Day

"Gather the garlands rare today,
Snow-white roses and red roses;
Gather the fairest flowers of May,
Heap them up on the graves of clay,
Gladden the graves of the noble dead.
This day the friends of the Soldiers keep,
And they will keep it through all the years,
To the silent city where Soldiers sleep
Will come with flowers, to watch and weep
And water the garlands with their tears."

We set aside these minutes and hours of the American Memorial Day observance, originally, as an occasion for the decoration of the Soldiers killed in the armed conflict between the states, because it has developed a broader purpose in the course of the years, and is now observed as a general day of remembrance.

This is a beautiful custom, always characterized by the reverend participation of the American people, and always, the source of great solace and comfort to those who have suffered bereavement, either recently, or in a receding time to which only memory remains as a bond.

We commemorate this Memorial Day without a parallel in our history. The most costly and bloody phase of this gigantic World War has ended, and a gratified Nation pauses to honor the countless martyrs of freedom.

It is appropriate to voice our gratitude, with the Soldiers whose fighting is ended, with the families whose anxiety is over, with the prisoners who are liberated, and with the lands now freed from the Nazi cruelty, and tyranny.

Tomorrow we strew our flowers as in the yester years, over the grassy mounds of the veterans, who fought to preserve the Union, and the gallant company, who fought to rid this continent of Spanish despotism. We pay our tribute, to that greater company of our heroes who died upon the first foreign battlefields in World War I, to make the world safe for democracy. We look away to Europe, and see with the eyes of the imagination, those vast cemeteries of crosses, where repose the hallowed dead.

Tomorrow, we celebrate another heroic throng, who crossed the distant oceans to protect our institutions, to destroy the despotism that threatened the very survival of civilization. Wherever their bodies shall lie, there shall be a part of America, forever sacred to our memory.

"On Fame's Eternal Camping Ground,
Their silent tents are spread,
And glory guards with solemn tread
The bivouac of the dead."

In this hour, we honor the services of the Infantry who bore the brunt of battle and had to fight the last bloody conflict. Think how they came fresh from school, or field, with never a thought of having to fight a war, and see how they became the effective soldiers, of the world.

We could better understand the debt we owe them, if we could see them tramping, often weary and footsore, creeping through jungle forests, or climbing steep hills, and facing without fear the shrieking shell and roar of battle.

It is fitting to remember the heroes of the Air who were the first to assail the fortress of Europe. They, too, came from the field and the city, and with a daring that astonished the world, climbed up on their winged horsemen to fight the fanatic foe in the clouds.

We aim today our rifles in reverent salute up to the skies for all that unknown host, who passed forever out of sight by the way of the burning planes.

In this hour we pay our tribute to the heroes of the Sea, whose marvelous service in transporting and protecting the millions of service

men, was the wonder of the world. They, too, came from the green fields, having never seen the ocean, but in Arctic and Tropic seas, they became the conquering host of Liberty. But the tears come to our eyes and our hearts tremble when we think of the daring Marines, who made Tarawa famous and who lie in many unknown watery graves.

We pause in reverence and in prayer, for the gallant sons and daughters of our great Navy, who made the supreme sacrifice, so that you and I may live. Is it any wonder, that this great Nation pauses to honor its hero dead?

Memorial Day is a sacred national holiday, filled with loving memories.

The Flag is half-mast.

The loom is hushed and the wheels of industry stand still.

America, with loving hands, decorates the graves of our martyred dead.

Their sacrifice was glorious, tender, and blessed.

They died for freedom, fought for faith and fireside, for honor and justice.

However, there seems to be wondrous powers in remembrance, even miraculous powers. They are not always sensed immediately, while the pain of separation is sharp, and only the place made vacant seems real, but after a while the healing power of memory begins its lovely service.

There comes stealing back into the anguished mind, a recollection of pleasant incidents and of many happy associations, which bring release from the feeling of finality in death's grim intrusion.

Somehow there is a special grace in the manner of this release. It makes only those things live again in memory, which are good to remember, which bridge the years back to a long cherished happiness, bringing comfort and peace.

It is a tender and intimate experience.

It is gentle and kind. Words spoken with affection are heard again.

Beautiful days, happy years, lives spent together with understanding and appreciation, successes shared with pride and satisfaction, failures shared with patience and courage, virtues honored and faults forgiven. These are the things which come alive again under the marvelous spell of remembrance.

Never were lines more truly written than these:

> "They are not dead who live in lives they leave behind;
> In those whom they have blessed, they live a life again."

So, my colleagues and friends, it is not the flowers we place upon the graves in which our loved ones rest, it's not the tears we shed for them, not the poignant sadness of bereavement or the dull pain of separation, but the power and grace of the miracle of remembrance that reflect the spirit of "Memorial Day."

Surely Memorial Day is a sacred day, and the observance of it is a sacred duty.

Let us all pray that everlasting peace may permeate forevermore. Let us pray that we have seen the last of deadly conflicts and war. Let us pray that America, after hard fought victories continues to maintain her place among the nations of the world.

Let America give thanks to Almighty God for the victories He has granted us.

Let us give reverent honor to the American Soldier, who gave his life for God and Country.

May their souls and all of the souls of the faithful departed through the mercy of God, rest in peace.

Mr. Allen closed the service with the following remarks and benediction:

Remarks by Mr. Don Allen

I believe there is no more fitting benediction than the one given at the memorial services held at the cemetery, when the fighting at Iwo Jima ended, by Navy Lieutenant Roland B. Gittelsohn, a Jewish chaplain, who uttered these solemn words, and I quote:

"This is perhaps the grimmest, and surely the holiest task we have faced since D-day. Here, before us lie the bodies of comrades and friends. Men who until yesterday or last week laughed with us, joked with us, trained with us. Men who were on the same ships with us, and went over the sides with us as we prepared to hit the beaches of this island Men who fought with us and feared with us. Somewhere in this plot of ground there may lie the man who could have discovered the cure for cancer. Under one of these Christian crosses, or beneath a Jewish Star of David, there may rest now a man who was destined to be a great prophet—to find the way, perhaps, for all to live in plenty, with poverty and hardship for none. Now they lie here silently in this sacred soil, and we gather to consecrate this earth in their memory.

"It is not easy to do so. Some of us have buried our closest friends here. We saw these men killed before our very eyes. Any one of us might have died in their places. Indeed, some of us are alive and breathing at this very moment only because men who lie here beneath us had the courage and strength to give their lives for ours. To speak in memory of such men as these is not easy. Of them too can it be said with utter truth: 'The world will little note nor long remember what we say here. It can never forget what they did here.'

"No, our poor power of speech can add nothing to what these men and other dead who are not here have already done. All that we even hope to do is follow their example. To show the same selfless courage in peace that they did in war. To swear that by the grace of God and the stubborn strength and power of human will, their sons and ours shall never suffer these pains again. These men have done their job well. They have paid the ghastly price of freedom. If that freedom be once again lost, as it was after the last war, the unforgivable blame will be ours, not theirs. So, it is we the living who are here to be dedicated and consecrated.

"Too much blood has gone into this soil for us to let it lie barren. Too much pain and heartache have fertilized the earth on which we stand. We here solemnly swear: This shall not be in vain! Out of this, and from the suffering and sorrow of those who mourn this, will come —we promise—the birth of a new freedom for the sons of men everywhere—AMEN."

In memory of the men of all faiths, Jews, Gentiles, Catholics, and Protestants who have served with me during the privations and dangers of war, and symbolic of the differences of faith of the Members of this Legislature who have served with me, I present this flag base to proudly hold the Flag of our Nation.

As you will notice it is symbolic of our American way of life. Intermingled with the Star of David is the Cross of the Christian Faith. May the same unity prevail in our every day life that was so magnificently displayed during our years of peril in our last war.

I now give into the keeping of the Speaker pro Tempore of the Assembly this parting gift so that it may be a memorial each day in the future years ahead.

MOTION THAT 1,000 ADDITIONAL COPIES OF PROGRAM BE PRINTED

Mr. Allen moved that 1,000 additional copies of the Memorial Day service, as presented today, be printed in program form, as separate documents.

Motion carried.

MOTION TO INSTRUCT CHIEF CLERK TO ORDER PLAQUE

Mr. Wollenberg moved that the Chief Clerk be instructed to order a plaque, to be placed on the base to the flagstand presented to the Assembly, today, by Mr. Allen, which says, "Presented to the Assembly by Assemblyman Don A. Allen on Memorial Day, 1947."

REPORTS OF STANDING COMMITTEES

Committee on Military Affairs

ASSEMBLY CHAMBER, SACRAMENTO, May 29, 1947

MR. SPEAKER: Your Committee on Military Affairs, to which were referred:

Assembly Bill No. 73
Assembly Bill No. 84
Assembly Bill No. 300

Has had the same under consideration, and reports the same back with amendments with the *recommendation: Amend, and re-refer to the committee.*

McCOLLISTER, Chairman

Above reported bills ordered to second reading.

RESOLUTIONS

The following resolution was offered:

By Messrs. Maloney, Caldecott, Dolwig, Anderson, James, Huyck, Waters, Conrad, Luckel, Collier, Cramer, Gaffney, Cooke, Hinckley, Wollenberg, Grunsky, and Elliott:

House Resolution No. 198

Relative to adjournment in observance of Memorial Day

WHEREAS, On May 30, 1869, there began the custom of wide observance of a national day of commemoration of those fallen in the unhappy War Between the States, which remembrance and commemoration took the form of military and church ceremonies, and the placing of flowers and flags on the graves of the fallen soldiers; and

WHEREAS, This observance has now been extended and established as a national holiday; a day of remembrance for our hero dead and for all dear ones gone to eternal rest; and

WHEREAS, On this Memorial Day, while our hearts are still sore with the pain of our loss of thousands of young lives sacrificed in World War II, it is especially appropriate that we pause in gratitude and reverence to all who suffered and died that in all lands the living might be free; and

WHEREAS, It is the desire of all Members of this Assembly to join in the services of this day of remembrance, in honoring our war dead, and in loving remembrance of those of our families and friends who have gone before us; now, therefore, be it

Resolved by the Assembly of the State of California, That in observance of Memorial Day this Assembly will adjourn from 3.47 o'clock p.m., on Thursday, May 29, until 10.30 o'clock a.m., on Monday, June 2, 1947.

Request for Unanimous Consent

Mr. Waters asked for, and was granted, unanimous consent to take up House Resolution No. 198, at this time, without reference to committee or file.

Resolution read, and adopted unanimously, by a rising vote.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1655—An act to add Paragraph 18.5 to Act 3796 of the General Laws, relating to intoxicating liquors.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Beck, Blosser, Brady, Brown, Burns, Caldecott, Carey, Clarke, George D. Collins, Cooke, Crichton, Debs, Ralph C. Dills, Dolwig, Doyle, Fletcher, Geddes, Grant, Grunsky, Heisinger, Hinton, Hollibaugh, James, Johnson, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, Miller, Robertson, Sheridan, Sherwin, Stephenson, Thomas, Thompson, Thorp, Thurman, and Wollenberg—42.

NOES—Collier and M. Philip Davis—2.

Bill ordered transmitted to the Senate.

BILLS WITHDRAWN FROM INACTIVE FILE, AND PLACED ON THE THIRD READING FILE

The following bill was withdrawn from the inactive file, and placed upon the third reading file:

Assembly Bill No. 687, on request of Mr. Wollenberg.

NOTICE OF MOTION TO WITHDRAW ASSEMBLY BILLS NOS. 2393 AND 2394 FROM INACTIVE FILE

Mr. Brown gave notice that on the next legislative day he would move to withdraw Assembly Bills Nos. 2393 and 2394 from the inactive file, and have them placed upon the third reading file.

NOTICE OF MOTION TO WITHDRAW ASSEMBLY BILL NO. 2496 FROM INACTIVE FILE

Mr. Sheridan gave notice that on the next legislative day he would move to withdraw Assembly Bill No. 2496 from the inactive file, and have it placed upon the third reading file.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 825—An act to amend Section 337 of the Code of Civil Procedure, relating to the time of commencing civil actions.

Bill read third time.

Motion to Amend

Mr. George D. Collins moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 14, of the printed bill, as amended in the Assembly on April 17, 1947, after "stated", insert "based upon an account in writing, but the acknowledgment of the account stated need not be in writing".

Amendment read, and adopted.

Bill ordered reprinted, and to third reading.

Senate Bill No. 150—An act to amend Sections 2801, 2802, 2805, and 2807.3 of the Revenue and Taxation Code, relating to property taxation.

Bill read third time.

Motion to Amend

Mr. Johnson moved the adoption of the following amendment:

Amendment No. 1

On page 1 of the printed bill, as amended in the Senate on April 17, 1947, strike out line 23.

Amendment read, and adopted.

Bill ordered reprinted, and to third reading.

Senate Bill No. 1474—An act to amend Section 1260 of the Military and Veterans Code, relating to definitions of veterans' associations for purposes of public buildings, parks, and centers therefor.

Bill read third time.

Motion to Amend

Mr. Cooke moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 18, of the printed bill, as amended in the Senate on April 23, 1947, strike out "April", and insert "July".

Amendment read.

Senate Bill No. 1474, and proposed amendment, ordered passed on file.

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 894—An act to amend Section 1299.1 of the Agricultural Code, relating to marketing of milk and other dairy products.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Blosser, Brady, Brown, Burns, Caldecott, Clarke, Collier, Cooke, Cramer, Crichton, Crowley, M. Philip Davis, Debs, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, Johnson, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, Miller, Robertson, Sheridan, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, and Wollenberg—49.

NOES—George D. Collins—1.

Bill ordered transmitted to the Senate.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, May 29, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 561
Assembly Bill No. 822
Assembly Bill No. 2039
Assembly Bill No. 2559

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

Committee on Agriculture

ASSEMBLY CHAMBER, SACRAMENTO, May 28, 1947

MR. SPEAKER: Your Committee on Agriculture, to which was referred:

Assembly Bill No. 2663

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

CLARKE, Chairman

Above reported bill ordered to second reading.

Committee on Governmental Efficiency and Economy

ASSEMBLY CHAMBER, SACRAMENTO, May 28, 1947

MR. SPEAKER: Your Committee on Governmental Efficiency and Economy, to which was referred:

Senate Bill No. 648

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

CAREY, Vice Chairman

Above reported bill ordered to second reading.

Committee on Municipal and County Government

ASSEMBLY CHAMBER, SACRAMENTO, May 29, 1947

MR. SPEAKER: Your Committee on Municipal and County Government, to which was referred:

Senate Bill No. 203

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

THURMAN, Chairman

Above reported bill ordered to second reading.

Committee on Education

ASSEMBLY CHAMBER, SACRAMENTO, May 29, 1947

MR. SPEAKER: Your Committee on Education, to which was referred:

Assembly Bill No. 2224

Has had the same under consideration, and reports the same back with amendments with recommendation: Amend, and do pass, as amended.

BECK, Vice Chairman

Above reported bill ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 29, 1947

MR. SPEAKER: Your Committee on Education, to which was referred:

Assembly Bill No. 91

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

BECK, Vice Chairman

Above reported bill ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 29, 1947

MR. SPEAKER: Your Committee on Education, to which was referred:

Assembly Bill No. 1282

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

BECK, Vice Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 29, 1947

MR. SPEAKER: Your Committee on Education, to which were referred:

Assembly Bill No. 1281
Assembly Bill No. 1320
Assembly Bill No. 1814
Assembly Bill No. 1882
Assembly Bill No. 2044
Assembly Bill No. 2045
Assembly Bill No. 2252
Assembly Bill No. 2697

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

BECK, Vice Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 29, 1947

MR. SPEAKER: Your Committee on Education, to which were referred:

Assembly Bill No. 924
Assembly Bill No. 1492
Assembly Bill No. 1831

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be re-referred to Committee on Ways and Means.

BECK, Vice Chairman

Above reported bills re-referred to Committee on Ways and Means.

ASSEMBLY CHAMBER, SACRAMENTO, May 29, 1947

MR. SPEAKER. Your Committee on Education, to which were referred:

Assembly Bill No. 491
Assembly Bill No. 1052
Assembly Bill No. 2040

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

BECK, Vice Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 29, 1947

MR. SPEAKER: Your Committee on Education, to which was referred:

Assembly Bill No. 1782

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the Committee on Ways and Means.

BECK, Vice Chairman

Above reported bill ordered to second reading.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1394—An act to amend Section 19390 of the Government Code, relating to the right of state employees entering the military service to be restored to their former position and civil service status upon termination of such military service.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Blosser, Brady, Brown, Burns, Caldecott, Clarke, Collier, George D. Collins, Cooke, Cramer, Crichton, Crowley, M. Philip Davis, Debs, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, Johnson, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, Miller, Robertson, Sheridan, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Wollenberg, and Mr. Speaker—51.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 848—An act to amend Section 80 of the Agricultural Code, relating to agricultural districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Blosser, Brady, Brown, Burns, Caldecott, Clarke, Collier, George D. Collins, Cooke, Cramer, Crichton, Crowley, M. Philip Davis, Debs, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, Johnson, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, Miller, Robertson, Sheridan, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Wollenberg, and Mr. Speaker—51.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1571—An act to amend Section 91.5 of the Agricultural Code, relating to the uses of Sixth District Agricultural Association Fund.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Beck, Blosser, Brady, Brown, Burns, Caldecott, Carey, Clarke, Collier, Cooke, Crichton, Crowley, Debs, Ralph C. Dills, Doyle, Dunn, Elliott, Evans, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, Johnson, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, Miller, Sheridan, Sherwin, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, and Wollenberg—47.

NOES—None.

Bill ordered transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT THAT ASSEMBLY BILL NO. 1432 HOLD ITS PLACE ON FILE

Mr. Brown asked for, and was granted, unanimous consent that Assembly Bill No. 1432 hold its place on file.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 2127—An act to add Section 4006.5 to, and to amend Section 4007 of, the Government Code and to add Sections 777.5 and 874.5 to an act entitled, "An act to provide for the organization, incorporation, and government of municipal corporations," approved March 13, 1883, relating to public work.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Bennett, Blosser, Burns, Caldecott, Carey, Clarke, Collier, Cooke, Cramer, Crichton, Crowley, Debs, Dickey, Dolwig, Doyle, Fletcher, Geddes, Grant, Grunsky, Hinton, Hollibaugh, Huyck, Johnson, Kirkwood, Loomis, Luckel, Lyons, Maloney, McCollister, Miller, Robertson, Sheridan, Sherwin, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—43.

NOES—Beck, Butters, George D. Collins, Gaffney, Heisinger, Lowrey, and O'Day—7.

Motion to Amend Title

Mr. Huyck moved the adoption of the following amendment to the title:

Amendment No. 1

In line 2 of the title of the printed bill, as amended in the Assembly on May 9, 1947, strike out "and to add Sections 777 5 and 874.5"; and strike out lines 3 and 4; and in line 5, strike out "approved March 13, 1883".

Amendment read, and adopted.

Bill ordered reprinted, and transmitted to the Senate.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, May 29, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1362—An act to amend Section 3714.17 of the Political Code and Section 29147 of the Government Code, relating to county budgets;

And reports that the same has been correctly enrolled, and presented to the Governor on the twenty-ninth day of May, 1947, at 2.30 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, May 29, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 820—An act to amend Section 103½ of the Code of Civil Procedure, relating to justices' clerks in cities and towns, declaring the urgency thereof, to take effect immediately;

Assembly Bill No. 1097—An act to amend Section 14128 of the Education Code, relating to school district merit systems;

Assembly Bill No. 1098—An act to add Section 13841.2 to the Education Code, relating to certificated employees;

And reports that the same have been correctly enrolled, and presented to the Governor on the twenty-ninth day of May, 1947, at 2.30 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, May 29, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 428—An act to amend Section 2183.9 of the Welfare and Institutions Code, relating to aid to the aged;

Assembly Bill No. 438—An act to amend an initiative act entitled "An act prescribing the terms upon which licenses may be issued to practitioners of chiropractic, creating the state board of chiropractic examiners and declaring its powers and duties, prescribing penalties for violation hereof, and repealing all acts and parts of acts inconsistent herewith," approved by electors November 7, 1922, by adding Section 8.1 thereto, relating to the rights of blind persons in respect to the study and practice of chiropractic, said amendment to take effect upon the approval thereof by the electors, and providing for the submission thereof to the electors pursuant to Section 1b of Article IV of the State Constitution;

Assembly Bill No. 685—An act to amend Section 16271 of the Education Code, relating to the transportation of public school pupils;

And reports that the same have been correctly enrolled, and presented to the Governor on the twenty-ninth day of May, 1947, at 2.30 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, May 29, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Constitutional Amendment No. 4

And reports the same correctly engrossed.

WEBER, Chairman

Above reported resolution ordered on file for adoption.

Committee on Municipal and County Government

ASSEMBLY CHAMBER, SACRAMENTO, May 29, 1947

MR. SPEAKER: Your Committee on Municipal and County Government, to which was referred:

Assembly Bill No. 1448

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, do pass, as amended, and re-refer to Committee on Ways and Means.

THURMAN, Chairman

Above reported bill ordered to second reading.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 649—An act to amend Section 4264 of the Political Code, and to amend Section 28135 of the Government Code, relating to salaries of county officers.

Bill read third time.

The roll was called, ~~and the bill passed by the following vote:~~

PRINTER'S NOTE—There being no 7-point strikeout type available, the following roll call, which should appear in strikeout type, is indicated by being inclosed within brackets:

[AYES—Allen, Beck, Bennett, Blosser, Brady, Brown, Burns, Butters, Caldecott, Carey, Clarke, Cooke, Cramer, Crichton, Crowley, M. Philip Davis, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hinton, Hollibaugh, Johnson, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, Miller, O'Day, Robertson, Sheridan, Sherwin, Stanley, Stewart, Thomas, Thompson, Thorp, Waters, Weber, and Wollenberg—49.

NOES—George D. Collins and Debs—2.]

~~Bill ordered transmitted to the Senate.~~

On this day the above record was expunged, and the action rescinded, whereby the Assembly on this day passed Senate Bill No. 649.

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1112—An act to amend Section 6 of an act entitled "An act authorizing the establishment of municipal courts, prescribing their constitution, regulation, government, procedure and jurisdiction, and providing for the election and appointment of the judges, clerks and other attaches of such courts, their terms of office, qualification and compensation and for the selection of jurors therein," approved May 23, 1925, relating to municipal courts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Beck, Bennett, Blosser, Brady, Brown, Butters, Clarke, Collier, George D. Collins, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hawkins, Hinton, Hollibaugh, Huyck, Johnson, Kirkwood, Lowrey, Luckel, Maloney, McCollister, Miller, O'Day, Sheridan, Stewart, Thomas, Thompson, Thurman, Waters, Weber, and Wollenberg—43.

NOES—Heisinger, Loomis, and Thorp—3.

Bill ordered transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT THAT ASSEMBLY BILL NO. 71 BE WITHDRAWN FROM THE THIRD READING FILE, AND BE RE-REFERRED

Mr. McCollister asked for, and was granted, unanimous consent that Assembly Bill No. 71 be withdrawn from the third reading file, and be re-referred to the Committee on Military Affairs.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 804—An act to add Chapter 7, comprising Sections 28280 to 28345, inclusive, to Division 21 of the Health and Safety Code, and to add Section 40015 thereto, thereby consolidating and revising the law relating to sanitation in the production, handling, storage, and sale of food, including food production establishments, food containers and food licensing, and repealing acts and parts of acts specified therein.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Brady, Brown, Burns, Butters, Clarke, Collier, Cooke, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinton, Huyck, Johnson, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, Miller, O'Day, Robertson, Sheridan, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Weber, Wollenberg, and Mr. Speaker—49.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 806—An act to add Chapter 5.5, comprising Sections 2425 and 2426, inclusive, to Division 3 of the Health and Safety Code, and to add Section 40019 thereto, thereby consolidating and revising the law relating to mosquito control, and repealing acts and parts of acts specified therein.

Bill read third time.

Senate Bill No. 806 ordered passed on file.

Senate Bill No. 1260—An act to amend Sections 5 and 8 of "An act to regulate the conduct of canneries, to create a Division of Cannery Inspection to carry on such regulation, to provide rules regulating the proper sanitation of canneries, under the State Board of Health," approved May 23, 1925, relating to cannery license fees and charges.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Beck, Bennett, Blosser, Brady, Brown, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Cramer, Crichton, Crowley, M. Philip Davis, Debs, Doyle, Dunn, Elliott, Fletcher, Gaffney, Geddes, Grant, Grunsky, Heisinger, Hinton, Hollibaugh, Huyck, Johnson, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, Miller, O'Day, Robertson, Sheridan, Sherwin, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Weber, Wollenberg, and Mr. Speaker—53.

NOES—None.

Notice of Motion to Reconsider Senate Bill No. 1260

Mr. Thomas gave notice that on the next legislative day he would move to reconsider the vote whereby Senate Bill No. 1260 was this day passed.

Senate Bill No. 806—An act to add Chapter 5.5, comprising Sections 2425 and 2426, inclusive, to Division 3 of the Health and Safety Code, and to add Section 40019 thereto, thereby consolidating and revising the law relating to mosquito control, and repealing acts and parts of acts specified therein.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Beck, Bennett, Blosser, Brady, Brown, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Fletcher, Gaffney, Geddes, Grant, Grunsky, Heisinger, Hinton, Hollibaugh, Huyck, Johnson, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, Miller, O'Day, Robertson, Sheridan, Sherwin, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Weber, Wollenberg, and Mr. Speaker—55.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 807—An act to add Chapter 5, comprising Sections 28110 to 28160, inclusive, to Division 21 of the Health and Safety Code, and to add Section 40013 thereto, thereby consolidating and revising the law relating to cold storage, including refrigerating warehouses and food kept or preserved therein, and repealing acts and parts of acts specified therein.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Beck, Bennett, Blosser, Brady, Brown, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Fletcher, Gaffney, Geddes, Grant, Grunsky, Heisinger, Hinton, Hollibaugh, Huyck, Johnson, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, Miller, O'Day, Robertson, Sheridan, Sherwin, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Weber, Wollenberg, and Mr. Speaker—55.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 808—An act to add Part 2 of Division 15 of the Health and Safety Code, comprising Sections 21400 to 21409, inclusive, and to add Section 40012 thereto, thereby consolidating and revising the law relating to examinations of pregnant and recently delivered women for syphilis, and repealing acts and parts of acts specified therein.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Beck, Bennett, Blosser, Brady, Brown, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Fletcher, Gaffney, Geddes, Grant, Grunsky, Heisinger, Hinton, Hollibaugh, Huyck, Johnson, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, Miller, O'Day, Robertson, Sheridan, Sherwin, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Weber, Wollenberg, and Mr. Speaker—55.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 809—An act to repeal "An act to regulate the sale of eggs that have been shipped or imported into the State of California from any point or place outside of the United States, requiring the marking thereof by all persons selling or offering the same for sale, and fixing penalties for the violation of the same or of any of the provisions thereof," approved June 4, 1915, to repeal an act entitled "An act to regulate the sale of food and drink, the ingredients of which are in part composed of eggs shipped or imported into the State of California, from any point or place outside of the United States, requiring the marking of all bills of fare or menu cards placed on tables or counters in establishments preparing, serving or offering for sale any such food or drink,

and fixing penalties for the violation of the same or of any of the provisions thereof," approved June 4, 1915, and to repeal an act entitled "An act to regulate the placing of cards in all packages or wrappers enclosing manufacturers' food products, before being sold or offered for sale, which are composed in part of eggs shipped or imported into the State of California, from any point or place outside of the United States, and fixing penalties for the violation of the same or of any of the provisions thereof," approved June 4, 1915, all relating to the sale of eggs and egg products.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Beck, Bennett, Blosser, Brady, Brown, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Fletcher, Gaffney, Geddes, Grant, Grunsky, Heisinger, Hinton, Hollibaugh, Huyck, Johnson, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, Miller, O'Day, Robertson, Sheridan, Sherwin, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Weber, Wollenberg, and Mr. Speaker—55.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 810—An act to repeal an act entitled "An act for preventing the manufacture, sale or transportation of adulterated, mislabeled or misbranded foods and liquors and regulating the traffic therein, providing penalties, establishing a state laboratory for foods, liquors and drugs and making an appropriation therefor," approved March 11, 1907, and an act entitled "An act to provide against the adulteration of food and drugs," approved March 26, 1895, relating to the adulteration of foods and drugs.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Beck, Bennett, Blosser, Brady, Brown, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Fletcher, Gaffney, Geddes, Grant, Grunsky, Heisinger, Hinton, Hollibaugh, Huyck, Johnson, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, Miller, O'Day, Robertson, Sheridan, Sherwin, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Weber, Wollenberg, and Mr. Speaker—55.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 811—An act to repeal an act entitled "An act to prohibit within certain limits the mooring and anchoring of house-boats in rivers and streams, and the maintaining of privies, vaults, cesspools, sewer pipes and conduits on the banks of rivers and streams, and providing for punishment for violation thereof, declaring such acts to be public nuisances, and providing for the abatement of such nuisances," approved March 6, 1909.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Beck, Bennett, Blosser, Brady, Brown, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Fletcher, Gaffney, Geddes, Grant, Grunsky, Heisinger, Hinton, Hollibaugh, Huyck, Johnson, Kirkwood, Knight,

Loomis, Lowrey, Luckel, Lyons, Maloney, Miller, O'Day, Robertson, Sheridan, Sherwin, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Weber, Wollenberg, and Mr. Speaker—55.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 812—An act to add Chapter 10, comprising Sections 28500 to 28509, to Division 21 of the Health and Safety Code, and to add Section 40018 thereto, thereby consolidating and revising the law relating to the sale and use of sulphur containing arsenic, and repealing acts and parts of acts specified therein.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Beck, Bennett, Blosser, Brady, Brown, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Fletcher, Gaffney, Geddes, Grant, Grunsky, Heisinger, Hinton, Hollibaugh, Huyck, Johnson, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, Miller, O'Day, Robertson, Sheridan, Sherwin, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Weber, Wollenberg, and Mr. Speaker—55.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 813—An act to add Chapter 8, comprising Sections 28360 to 28455, inclusive, to Division 21 of the Health and Safety Code, and to add Section 40016 thereto, thereby consolidating and revising the law relating to canneries, and repealing acts and parts of acts specified therein.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Beck, Bennett, Blosser, Brady, Brown, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Fletcher, Gaffney, Geddes, Grant, Grunsky, Heisinger, Hinton, Hollibaugh, Huyck, Johnson, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, Miller, O'Day, Robertson, Sheridan, Sherwin, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Weber, Wollenberg, and Mr. Speaker—55.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 814—An act to add Chapter 9, comprising Sections 28475 to 28488, inclusive, to Division 21 of the Health and Safety Code, and to add Section 40017 thereto, thereby consolidating and revising the law relating to the manufacture, sale and use of olive oil, and repealing acts and parts of acts specified therein.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Beck, Bennett, Blosser, Brady, Brown, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Fletcher, Gaffney, Geddes, Grant, Grunsky, Heisinger, Hinton, Hollibaugh, Huyck, Johnson, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, Miller, O'Day, Robertson, Sheridan, Sherwin, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Weber, Wollenberg, and Mr. Speaker—55.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 815—An act to add Part 1 of Division 15 to the Health and Safety Code, comprising Sections 21000 to 21386, inclusive, and to add Section 40011 thereto, thereby consolidating and revising the law relating to the care and control of venereal disease, and repealing acts and parts of acts specified therein.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Beck, Bennett, Blosser, Brady, Brown, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Fletcher, Gaffney, Geddes, Grant, Grunsky, Heisinger, Hinton, Hollibaugh, Huyck, Johnson, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, Miller, O'Day, Robertson, Sheridan, Sherwin, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Weber, Wollenberg, and Mr. Speaker—55.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 816—An act to add Chapter 6, comprising Sections 28190 to 28254, inclusive, to Division 21 of the Health and Safety Code, and to add Section 40014 thereto, thereby consolidating and revising the law relating to bakeries and bakery products, and repealing acts and parts of acts specified therein.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Beck, Bennett, Blosser, Brady, Brown, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Fletcher, Gaffney, Geddes, Grant, Grunsky, Heisinger, Hinton, Hollibaugh, Huyck, Johnson, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, Miller, O'Day, Robertson, Sheridan, Sherwin, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Weber, Wollenberg, and Mr. Speaker—55.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 59—An act to amend Section 4240 of the Political Code and Section 28111 of the Government Code, relating to compensation for public services in counties of the eleventh class.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Beck, Bennett, Blosser, Brady, Brown, Burns, Caldecott, Carey, Collier, George D. Collins, Cooke, Cramer, Crichton, Debs, Ralph C. Dills, Dolwig, Dunn, Elliott, Fletcher, Grant, Hinton, Hollibaugh, Huyck, Johnson, Kirkwood, Knight, Loomis, Luckel, Lyons, Maloney, Miller, O'Day, Sheridan, Sherwin, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Weber, Wollenberg, and Mr. Speaker—44.

NOES—Heisinger—1.

Bill ordered transmitted to the Senate.

Senate Bill No. 766—An act to add Section 163 to the Revenue and Taxation Code, relating to the verification of property taxes.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Beck, Bennett, Blosser, Brady, Brown, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Cooke, Cramer, Crichton, Debs, Ralph C. Dills, Doyle, Dunn, Fletcher, Gaffney, Geddes, Grant, Grunsky, Heisinger, Hinton,

Hollibaugh, Huyck, Johnson, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, Miller, O'Day, Sheridan, Sherwin, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Weber, Wollenberg, and Mr. Speaker—51.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Concurrent Resolution No. 42—Relative to postwar construction.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Allen, Beck, Bennett, Blosser, Brady, Brown, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Cooke, Cramer, Crichton, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Fletcher, Geddes, Grant, Grunsky, Heisinger, Hinton, Hollibaugh, Huyck, Johnson, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, Miller, O'Day, Sheridan, Sherwin, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Weber, Wollenberg, and Mr. Speaker—52.

NOES—None.

Resolution ordered transmitted to the Senate .

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolution was offered:

Assembly Joint Resolution No. 51: By Messrs. Dunn, Caldecott, Ralph C. Dills, and Lyons—Relative to increasing and extending benefits under the Federal Social Security Act.

Referred to Committee on Rules.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 1122—An act to amend Section 9255 of the Revenue and Taxation Code, relating to the confidential character of information obtained in the administration of the use fuel tax.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Beck, Bennett, Blosser, Brady, Brown, Burns, Butters, Caldecott, Clarke, Collier, George D Collins, Cooke, Cramer, Crichton, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Fletcher, Geddes, Grant, Grunsky, Heisinger, Hinton, Hollibaugh, Huyck, Johnson, Kirkwood, Knight, Loomis, Luckel, Lyons, Maloney, McCollister, Miller, O'Day, Sheridan, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Weber, Wollenberg, and Mr. Speaker—50.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 1124—An act to add Section 10406 to the Revenue and Taxation Code, relating to the confidential character of information obtained in the administration of the motor vehicle transportation license tax.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Beck, Bennett, Blosser, Brady, Brown, Burns, Butters, Caldecott, Clarke, Collier, George D. Collins, Cooke, Cramer, Crichton, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Fletcher, Geddes, Grant, Grunsky, Heisinger,

Hinton, Hollibaugh, Huyck, Johnson, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, Miller, O'Day, Robertson, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Weber, Wollenberg, and Mr. Speaker—50.
NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 508—An act to repeal an act entitled "An act to authorize the counties of the State of California to establish retirement systems for their employees," approved May 20, 1919, relating to county employees retirement system.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Beck, Bennett, Blosser, Brady, Brown, Burns, Butters, Caldecott, Clarke, Collier, George D. Collins, Cooke, Cramer, Crichton, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Fletcher, Geddes, Grant, Grunsky, Heisinger, Hinton, Hollibaugh, Huyck, Johnson, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, Miller, O'Day, Robertson, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Weber, Wollenberg, and Mr. Speaker—50.
NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 514—An act repealing Chapter 2 of Part 1 of Division 4 of Title 3 of the Government Code, consisting of Sections 31250 to 31369, relating to retirement.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Beck, Bennett, Blosser, Brady, Brown, Burns, Butters, Caldecott, Clarke, Collier, George D. Collins, Cooke, Cramer, Crichton, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Fletcher, Geddes. Grant, Grunsky, Heisinger, Hinton, Hollibaugh, Huyck, Johnson, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, Miller, O'Day, Robertson, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Weber, Wollenberg, and Mr. Speaker—50.
NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 773—An act to add Section 1292 to the Military and Veterans Code, relating to certain lands of the State described in Chapter 891 of the Statutes of 1939, and the leasing thereof or of parts thereof or of interests therein to veterans' associations.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Beck, Bennett, Blosser, Brady, Brown, Burns, Butters, Caldecott, Clarke, Collier, George D. Collins, Cooke, Cramer, Crichton, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Fletcher, Geddes. Grant, Grunsky, Heisinger, Hinton, Hollibaugh, Huyck, Johnson, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, Miller, O'Day, Robertson, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Weber, Wollenberg, and Mr. Speaker—50.
NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 18—An act to amend Section 1425 of the Penal Code, relating to criminal jurisdiction of justices', municipal and police courts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Beck, Bennett, Blosser, Brady, Brown, Burns, Butters, Caldecott, Clarke, Collier, George D. Collins, Cooke, Cramer, Crichton, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Fletcher, Geddes, Grant, Grunsky, Heisinger, Hinton, Hollibaugh, Huyck, Johnson, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, Miller, O'Day, Robertson, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Weber, Wollenberg, and Mr. Speaker—50.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 1390—An act to amend Section 1100.1 to the Insurance Code, relating to investments of insurers.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Beck, Bennett, Blosser, Brady, Brown, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Cooke, Cramer, Crichton, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Fletcher, Gaffney, Geddes, Grant, Grunsky, Heisinger, Hinton, Hollibaugh, Huyck, Johnson, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, Miller, O'Day, Robertson, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Weber, Wollenberg, and Mr. Speaker—52.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 1564—An act to repeal Section 9300 of, and to add Section 9300 to, the Government Code, relating to the salaries of Members of the Legislature.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Beck, Bennett, Blosser, Brady, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Cooke, Cramer, Crichton, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Fletcher Gaffney, Geddes, Grant, Grunsky, Hinton, Hollibaugh, Huyck, Johnson, Kirkwood, Lyons, Maloney, McCollister, Miller, O'Day, Robertson, Sherwin, Stanley, Stephenson, Stewart, Thomas, Thompson, Thurman, Weber, Wollenberg, and Mr. Speaker—47.

NOES—Brown, Knight, Luckel, and Thorp—4.

Bill ordered transmitted to the Senate.

REPORTS OF STANDING COMMITTEES

Committee on Education

ASSEMBLY CHAMBER, SACRAMENTO, May 29, 1947

MR. SPEAKER: Your Committee on Education, to which were referred:

Assembly Bill No. 919

Assembly Bill No. 1317

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

BECK, Vice Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 29, 1947

MR. SPEAKER: Your Committee on Education, to which was referred:

Senate Bill No. 724

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

BECK, Vice Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, May 29, 1947

MR. SPEAKER: Your Committee on Education, to which were referred:

Assembly Bill No. 699	Assembly Bill No. 1333
Assembly Bill No. 701	Assembly Bill No. 1361
Assembly Bill No. 734	Assembly Bill No. 1799
Assembly Bill No. 1053	Assembly Bill No. 2600

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

BECK, Vice Chairman

Above reported bills ordered to second reading.

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, May 29, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 2184
Assembly Bill No. 2185
Assembly Bill No. 2500

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

RE-REFERENCE OF BILLS

By order of the Speaker, the following bills were withdrawn from the file, and re-referred as follows:

Assembly Bills Nos. 2185 and 2184 re-referred to Committee on Finance and Insurance.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 251—An act to amend Section 4882 of the Business and Professions Code, and to add Sections 4809.5 and 4829.5 thereto, relating to the practice of veterinary medicine, dentistry and surgery.

Bill read third time.

Senate Bill No. 251 ordered passed on file.

Senate Bill No. 490—An act to amend Section 4806 of the Business and Professions Code, relating to the salary of the Secretary of the Board of Examiners in Veterinary Medicine.

Bill read third time.

Motion to Amend

Mr. Geddes moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 9, of the printed bill, after "salary", insert "nor to exceed three hundred dollars ($300)".

Amendment read, and adopted.

Bill ordered reprinted, and to third reading.

Senate Bill No. 192—An act to amend Section 2016 of the Welfare and Institutions Code, relating to aid to the aged.

Bill read third time.

Motion to Amend

Mr. Brown moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 5, of the printed bill, as amended in the Senate on March 19, 1947, after "of", insert "deductions if any, and".

Amendment No. 2

On page 1, line 6, of said bill, strike out "The"; and strike out lines 7 to 14, inclusive, and insert "The pricing established for food, clothing, incidentals, and personal needs, household operations and transportation, shall be compatible with decency and health."

Amendments read, and adopted.

Bill ordered reprinted, and to third reading.

MOTION TO EXPUNGE THE RECORD AND RESCIND THE ACTION ON SENATE BILL NO. 649

Mr. Beck moved that the record be expunged, and the action rescinded on the vote whereby Senate Bill No. 649 was this day passed.

The roll was called, and the motion carried by the following vote:

AYES—Allen, Beck, Bennett, Blosser, Brady, Brown, Burns, Butters, Caldecott, Clarke, Collier, George D. Collins, Cooke, Cramer, Crichton, M. Philip Davis, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Fletcher, Gaffney, Geddes, Grant, Grunsky, Heisinger, Hinton, Huyck, Johnson, Kirkwood, Lowrey, Luckel, Lyons, McCollister, Miller, O'Day, Robertson, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Weber, and Mr. Speaker—47.

NOES—None.

Senate Bill No. 649 ordered to third reading.

ALL MATTERS ON FILE CONTINUED

By unanimous consent, all matters on file were continued until the next legislative day.

ANNOUNCEMENT OF COMMITTEE MEETINGS

It was announced that the following committee would hold a meeting:

Upon adjournment—

Public Morals.

It was announced that no meeting will be held today of the Committee on Civil Service and State Personnel.

GUESTS EXTENDED PRIVILEGE OF ASSEMBLY FLOOR

On request of Mr. Geddes, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. Lhyra Van Normer of San Dimas.

On request of Mr. Debs, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mr. and Mrs. William Sims of Los Angeles.

On request of Mr. Lyons, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. Ruby Fair Hadsell of Los Angeles.

ADJOURNMENT

At 3.47 p.m., on motion of Mr. Dickey, the Speaker declared the Assembly adjourned until 10.30 a.m., Monday, June 2, 1947, in observance of Memorial Day.

SAM L. COLLINS, Speaker

GERALDINE B. HADSELL, Minute Clerk

CALIFORNIA LEGISLATURE
FIFTY-SEVENTH (GENERAL) SESSION

ASSEMBLY DAILY JOURNAL

SEVENTY-EIGHTH LEGISLATIVE DAY
ONE HUNDRED FORTY-EIGHTH CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO
Monday, June 2, 1947

The Assembly met at 10.30 a.m.

Hon. Sam L. Collins, Speaker of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Allen, Anderson, Beck, Bennett, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, George D Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—68

Quorum present.

PRAYER

Upon invitation of the Speaker, the following prayer was offered by Monsignor Thomas A. Kirby:

O God of Hosts, implant in our hearts the love of Thy name, and grant to us an increase of religion; foster in us that which is good, and by Thy loving kindness safeguard that which Thou hast fostered, through Christ Our Lord—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of the Speaker, the Assembly gave the pledge of allegiance to the Flag.

READING OF THE JOURNAL DISPENSED WITH

On motion of Mr. Hahn, further reading of the Journal of the previous legislative day was dispensed with.

LEAVES OF ABSENCE FOR THE DAY

The following members were granted leaves of absence for the day, because of illness:

Mr. Hinckley, on motion of Mr. Erwin.

Mr. Price, on motion of Mr. Erwin.

The following member was granted leave of absence for the day, because of legislative business elsewhere:

Mr. Thomas, on motion of Mr. Fletcher.

The following members were granted leaves of absence for the day, and desired to waive their per diems:

Mr. Field, by unanimous consent.

Mr. Geddes, by unanimous consent.

COMMUNICATIONS

By the Chief Clerk:

The following communication was received, read, and ordered printed in the Journal:

CAPITOL CORRESPONDENTS ASSOCIATION OF CALIFORNIA
STATE CAPITOL, SACRAMENTO, June 2, 1947

Hon. Arthur Ohnimus
Chief Clerk, Assembly
Sacramento, California

DEAR MR. OHNIMUS: The Standing Committee of the Capitol Correspondents Association has examined application for authentication as accredited press representative and recommends the following action:

Approved for press card:

United Press—Glenn Stackhouse.

Stackhouse replaces Douglas Jaques, transferred.

Sincerely,

EARL C. BEHRENS, President

Above action, as taken by the Capitol Correspondents Association of California, was ratified by the Members of the Assembly.

By Speaker Collins:

The following communication was received, read, and ordered printed in the Journal:

Mr. Sam Collins
Speaker of Assembly

MY DEAR MR. COLLINS: Thank you very much for copies of the resolution relating to the memory of my late husband, Charles J. Lilley, passed by the Assembly, Fifty-seventh Session.

The members of my family join me in appreciation to you all for your thoughtfulness.

Sincerely,

BETTY M. LILLEY

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, May 29, 1947

MR SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 291
Assembly Bill No. 1912

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, June 2, 1947

MR SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1424
Assembly Bill No. 1579
Assembly Bill No. 2352
Assembly Bill No. 2376

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

RE-REFERENCE OF BILLS

By order of the Speaker, the following bills were withdrawn from the file, and re-referred as follows:

Assembly Bills Nos. 291 and 1912 re-referred to Committee on Finance and Insurance.

Assembly Bill No. 822 re-referred to Committee on Judiciary.

CONSIDERATION OF DAILY FILE
SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 1341—An act making an appropriation for the acquisition of land in San Mateo County for a "California Veterans' Memorial Park."

Bill read second time, and ordered engrossed.

Assembly Bill No. 2248—An act to amend Section 9121 of the Public Resources Code, relating to soil conservation districts.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1408—An act to add Section 4743.5 to the Health and Safety Code, relating to powers of county sanitation districts.

Bill read second time, and ordered engrossed.

Assembly Bill No. 2035—An act to amend Section 4742 of the Health and Safety Code, relating to county sanitation districts.

Bill read second time, and ordered engrossed.

Assembly Bill No. 2330—An act to add Sections 4020.4, 4020.5, 4020.6, 4020.7, and 4020.8 to the Penal Code, and to repeal Section 4226 of the Political Code, relating to the matron of the county jail.

Bill read second time, and ordered engrossed.

Assembly Bill No. 2333—An act to add Section 5023 to the Public Resources Code, and to repeal Section 363s of the Political Code, relating to the duty of city authorities with respect to markers of historical places.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1281—An act to amend Sections 6304 and 6305 of the Education Code, relating to school district budgets.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1320—An act to add Section 1603 to the Education Code, relating to school district boundaries and providing that this act take effect immediately.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1814—An act to amend Sections 13446, 13447, and 13448 of the Education Code, relating to the expenses of teachers' institutes.

Bill read second time, and ordered engrossed.

Assembly Bill No. 2044—An act to amend Section 1501 of the Education Code, relating to school districts.

Bill read second time, and ordered engrossed.

Assembly Bill No. 2045—An act to add Section 13861.1 to the Education Code, relating to salary of employees.

Bill read second time, and ordered engrossed.

Assembly Bill No. 2252—An act to add Section 14377.1 to the Education Code, relating to the membership in the State Teachers' Retirement System of certain employees of county superintendents of schools.

Bill read second time, and ordered engrossed.

Assembly Bill No. 2697—An act relating to union elementary school districts, declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered engrossed.

Assembly Bill No. 883—An act to add Sections 9306 to 9309, inclusive, to the Public Resources Code, relating to soil conservation districts.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Conservation, Planning, and Public Works:

Amendment No. 1

In line 1 of the title of the printed bill, after "Sections", insert "9290.1, 9290.2".

Amendment No. 2

On page 1, line 1, of said bill, strike out "Section 9306 is added to the Public Resources", and insert "Section 9290.1 is added to the Public Resources Code, to read:

9290.1. In computing the percentage of acreage, land of the United States, this State, any public district, or any city or county shall be excluded.

SEC. 1.5. Section 9290.2 is added to the Public Resources Code, to read:

9290.2. Any state or federal officer, agency, or other instrumentality in charge of any public land, if authorized to do so, may petition or request the directors to include such land within the district.

SEC. 1.6. Section 9306 is added to the Public Resources".

Amendment No. 3

On page 1, line 5, of said bill, strike out "10", and insert "50".

Amendment No. 4

On page 2, line 4, of said bill, strike out "district", and insert "area proposed to be included".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2693—An act adding Section 5007.3 to the Public Resources Code, relating to parks and beaches.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Conservation, Planning, and Public Works:

Amendment No. 1

On page 1, line 4, of the printed bill, after "county", insert "or city".

Amendment No. 2

On page 1, line 7, of the printed bill, after "county", insert "or city".

Amendment No. 3

On page 1, line 8, of the printed bill, after "county", insert "or city".

Amendment No. 4

On page 1, line 13, of the printed bill, after "county", insert "or city".

Amendment No. 5

On page 1, line 19, of the printed bill, after "county", insert "or city".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1685—An act to add Section 5.43 to the World Trade Center Authority Act, relating to legal investments.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency and Economy:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "5.43", and insert "5.44".

Amendment No. 2

On page 1, line 1, of said bill, strike out "5.43", and insert "5.44".

Amendment No. 3

On page 1, line 3, of said bill, strike out "5.43", and insert "5.44".

Amendment No. 4

On page 1, line 5, of said bill, strike out "certificated", and insert "certified".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2420—An act amending Section 4300a of the Political Code, relating to fees of county clerks.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Municipal and County Government:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in the Assembly on May 2, 1947, after "Code", insert "and Section 26857 of the Government Code".

Amendment No. 2

On page 2, line 18, of said bill, after "capacity", insert a comma.

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 3

On page 4, of said bill, after line 5, insert

"SEC. 2. Section 26857 of the Government Code is amended to read:

26857. No fee shall be charged by the clerk for service rendered in any criminal action or adoption proceeding, nor for any service to the State. No fee shall be charged by the clerk for service rendered to any municipality or county in the State, or to the National Government, nor for any service relating thereto[, except for making or certifying to a copy of a filed paper, record, or proceeding], when not otherwise provided by law.

SEC. 3. Section 2 of this act becomes operative only if Title 3 of the Government Code is enacted by the Legislature at the 1947 Regular Session, and in such case at the same time as said Title 3 takes effect; at which time Section 4300a of the Political Code is hereby repealed."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1645—An act to amend Section 853 of "An act to provide for the organization, incorporation, and government of municipal corporations," approved March 13, 1883, and Sections 1483 and 1652 of the Government Code, relating to official bonds.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Municipal and County Government:

Amendment No. 1

In lines 3 and 4 of the title of the printed bill, strike out "Sections 1483 and 1652 of", and insert "to repeal Sections 1481, 1482, 1483, and 1844 of, and to add Sections 1481 and 1482 to,".

Amendment No. 2

On page 1 of said bill, strike out lines 9 to 14, inclusive, and insert "such amount as may be recommended by the city attorney and fixed by the city council by ordinance adopted not less than 30 days prior to the election or appointment of such officials. The".

Amendment No. 3

On page 2 of said bill, strike out lines 10 to 19, inclusive, and insert

"SEC. 2. Sections 1481, 1482, 1483, and 1484 of the Government Code are hereby repealed.

SEC. 3. Section 1481 is added to the Government Code, to read:

1481. When deemed expedient by the appointing power, a master bond may be used which shall provide coverage on more than one officer, employee or agent who is required by the appointing power to give bond. Such bond shall be in the form and for the term which is approved by the appointing power. In the case of the State of California the form and content of such bond shall be subject to the approval of the Director of Finance.

SEC. 4. Section 1482 is added to the Government Code, to read:

1482. Each such bond may contain a provision authorizing the appointing power to cancel it, if it is an individual bond, or the contract of coverage of any officer, agent or employee covered thereunder, or the entire bond, if it is a master bond."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2003—An act to ratify the acceptance of the conveyance of Union Cemetery in San Mateo County.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Municipal and County Government:

Amendment No. 1

In lines 1 and 2 of the title of the printed bill, strike out "Union Cemetery in San Mateo County", and insert "property for cemetery purposes".

Amendment No. 2

On page 1 of said bill, strike out lines 1 to 15, inclusive, and insert

"SECTION 1. Any indenture, deed of conveyance or other instrument executed prior to the year 1860 which purports to convey to any Governor of the State and his successors in office not more than seven acres of land to be used for cemetery purposes and the acceptance thereof by any Governor on behalf of himself and his successors in office are hereby ratified and authorized, and shall be deemed sufficient and effective to vest the fee of the property therein described in the people of the State of California from the date of the said acceptance.

SEC. 2. The Director of Finance is authorized and directed to accept on behalf of the people of the State any gift, grant, deed or other conveyance of any estate, interest, claim, or property right, whether legal or equitable, in any property not exceeding seven acres of which there has been a deed, executed prior to the year 1860, to the State or to any Governor of the State for cemetery purposes. The Director of Finance is directed to secure by exercise of eminent domain or otherwise any such estate, interest, claim, or property right and is authorized to expend any funds which shall be appropriated for this purpose.

SEC. 3. The Attorney General is directed to take all necessary and proper action to quiet the title of the people of the State to any tract of land not exceeding seven acres of which there has been a deed, executed prior to the year 1860, to the State or to any Governor of the State and his successors for cemetery purposes."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2145—An act to validate the organization, boundaries, governing officers or boards, acts, proceedings, and bonds of public bodies, to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Municipal and County Government:

Amendment No. 1

In lines 2 and 3 of the title of the printed bill, strike out ", to take effect immediately".

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2365—An act to amend Section 4262 of the Political Code, relating to compensation for public services in counties of the thirty-third class.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Municipal and County Government:

Amendment No. 1

In line 1 of the title of the printed bill, after "Code", insert "and Section 28133 of the Government Code".

Amendment No. 2

On page 1, line 7, of said bill, strike out "_____ dollars ($_____)", and insert "four thousand two hundred dollars ($4,200)".

Amendment No. 3

On page 1, line 9, of said bill, strike out "_____ dollars ($_____)", and insert "three thousand nine hundred dollars ($3,900)".

Amendment No. 4

On page 1, line 11, of said bill, strike out "_____ dollars ($_____)", and insert "two thousand four hundred dollars ($2,400)".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 5

On page 1 of said bill, after line 27, insert

"SEC. 2. Section 28133 of the Government Code is amended to read:

28133 In a county of the thirty-third class the following shall receive as compensation for the services required of them by law or by virtue of their offices the following sums:

(a) The auditor, [three thousand three hundred dollars ($3,300)] *four thousand two hundred dollars ($4,200)* a year.

(b) The district attorney, three thousand [dollars ($3,000)] *nine hundred dollars ($3,900)* a year.

(c) Each supervisor, two thousand four hundred dollars ($2,400) a year, for all services rendered as supervisor, as member of the board of equalization, and as road commissioner, and six cents ($0.06) for each mile traveled on county business, not to exceed fifty dollars ($50) in any one calendar month, and his actual and necessary traveling expenses when traveling by order of the board of supervisors on county business outside of the county.

(d) Grand jurors and jurors in the superior court shall receive six dollars ($6) for each day's attendance and thirty-five cents ($0.35) for each mile actually and necessarily traveled from their residences to the county seat, to be allowed but once during each session the jurors are required to attend

The compensation provided by this section shall be paid to incumbent officers.

SEC. 3. Section 2 of this act becomes operative only if Title 3 of the Government Code is enacted by the Legislature at its 1947 General Session, and in such case at the same time as said Title 3 takes effect; at which time Section 4262 of the Political Code is hereby repealed."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2653—An act to amend Sections 1a and 2 of the Annexation Act of 1913, relating to the annexation of territory to municipal corporations.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Municipal and County Government:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "amend Sections 1a and 2 of", and insert "add Section 2a to".

Amendment No. 2

On page 1 of said bill, strike out line 1, and insert

"SECTION 1. Section 2a is added to the act cited in the title hereof, to read:

Sec. 2a. If it be found that protest is made by the owners of a majority of separate parcels of property within the territory proposed to be annexed or if it be found upon canvass of such election that a majority of the electors are not in favor of annexation, no further proceedings for the annexation of such territory, or any part thereof, shall be permitted for a period of one year."

Amendment No. 3

On page 1 of said bill, strike out lines 2 to 25, inclusive; on page 2, strike out lines 1 to 52, inclusive; on page 3, strike out lines 1 to 51, inclusive; on page 4, strike out lines 1 to 50, inclusive; and on page 5, strike out lines 1 to 5, inclusive.

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Constitutional Amendment No. 12—A resolution to propose to the people of the State of California an amendment to the Constitution of the State by amending Section 23a of Article IV thereof, relating to legislative officers and employees.

Resolution read.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Constitutional Amendments:

Amendment No. 1

On page 1 of the printed measure, strike out lines 18 and 19, and insert a period.

Amendment read, and adopted.

Resolution ordered reprinted, and engrossed.

Assembly Constitutional Amendment No. 18—A resolution to propose to the people of the State of California an amendment to the Constitution of the State by amending Section 8 of Article XI thereof, relating to the adoption of charters by cities, and cities and counties.

Resolution read.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Constitutional Amendments:

Amendment No. 1

On page 2, line 49, of the printed resolution, after "general", insert "or municipal".

Amendment No. 2

On page 3, line 8, of said measure, strike out the period, and insert a comma and "or at the general or municipal election next following the expiration of said 60 days."

Amendment No. 3

On page 3, line 39, of said measure, strike out "thereof", and insert "of such city or city and county".

Amendment No. 4

On page 3, line 42, of said measure, strike out "regular", and insert "general or".

Amendment No. 5

On page 3, line 51, of said measure, strike out the period, and insert a comma and "or at the general or municipal election next following the expiration of said 60 days."

Amendment No. 6

On page 4, line 20, of said measure, after "charter", insert a comma and "or amendment thereof,".

Amendment No. 7

On page 4 of said measure, strike out lines 21 to 26, inclusive, and insert "for the creation of boroughs in all or any part of the territory of the city or city and county governed thereby, and to provide that each such borough may exercise such general or special municipal powers, and to be administered in such manner, as may be prescribed for each such borough in such charter; provided, however, that after the

creation of any such borough, the powers thereof shall not be modified, amended or abridged in any manner without the consent of a majority of the qualified electors of such borough voting at an election."

Amendments read, and adopted.

Resolution ordered reprinted, and engrossed.

Assembly Bill No. 2663—An act to amend Section 92.1 of the Agricultural Code, relating to the allocation of state money to county and district fairs.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Agriculture:

Amendment No. 1

On page 1, line 13, of the printed bill, strike out "and", and insert "due to conditions caused by or resulting from war operations or interference by a state or other government agency, over which the county or district had no control, and which".

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2224—An act to amend Sections 8758 and 8762 of the Education Code, relating to the payment of tuition for the education of seventh and eighth grade pupils in junior high schools, declaring the urgency thereof, to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Education:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in the Assembly on May 12, 1947, strike out "8758 and 8762 of"; and in line 2, strike out "the Education", and insert "8755 and 8756 of the Education Code and to repeal Section 8758 of said".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 2

On page 1 of said bill, strike out lines 1 to 20, inclusive, and insert

"SECTION 1. Section 8755 of the Education Code is amended to read:

8755. The *governing* board of [education of any city or of any city and county or the board of school trustees of] any *elementary* school district situated within a high school district maintaining a junior high school shall permit pupils who have completed the sixth year of the elementary school to attend the junior high school and shall pay to the high school district for the education of the pupils a tuition charge which shall be [agreed upon by the board of education or board of school trustees and the high school board maintaining the junior high school.] *fixed by the governing board of the elementary school district but shall not be less than the average net cost of educating pupils in the first six grades of the elementary schools of the elementary school district but not more than the actual net cost to the high school district of educating such pupils.*

SEC. 2. Section 8756 of said code is amended to read:

8756. If the [agreement to pay the] tuition [charge] is not [reached] *fixed* before the time fixed for the county superintendent of schools to submit the budgets of the districts to the board of supervisors, the county superintendent shall [compute] *fix* the amount of the tuition and shall incorporate the amount in the budgets of the districts concerned.

SEC. 3. Section 8758 of said code is repealed."

Amendment No. 3

On page 1, line 21, of said bill, strike out "3", and insert "4".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 491—An act to amend Section 16486 of the Education Code, relating to average daily attendance.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Education:

Amendment No. 1

On page 1, line 4, of the printed bill, after "dental", insert ", optometrical or medical service".

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1052—An act to amend Sections 19624, 19625, 19626, 19627, and 19628 of the Education Code, relating to school farms.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Education:

Amendment No. 1

On page 1 of the printed bill, strike out lines 7 to 10, inclusive, and insert a period.

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2040—An act to add Section 2583.1 to the Education Code, relating to suspended districts.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Education:

Amendment No. 1

On page 1, line 4, of the printed bill, after "have", insert ", among other powers possessed by said board,".

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1282—An act to amend Sections 19153 and 19154 of the Education Code and to add Article 3.5 to Chapter 7 of Division 9 of said code, relating to school district libraries.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Education:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in the Assembly on April 4, 1947, after "Sections", insert "18942,".

Amendment No. 2

Beginning in line 3 of the title of said bill, strike out "school district libraries", and insert "educational facilities".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 3

On page 1 of said bill, strike out line 1, and insert

"SECTION 1. Section 18942 of the Education Code is amended to read:

18942. The county superintendent of schools may, with the approval of the county board of education, establish, conduct, and maintain facilities for the use in the [high] *secondary* schools of the school districts under his supervision of audial and visual curriculum materials, including the necessary salaries, supplies, materials, apparatus, and equipment, and other necessary expenses The cost of the facilities may be paid out of the county [unapportioned high school fund] *school service fund.*

SEC. 2. Section 19153 of said code is".

Amendment No. 4

On page 2 of said bill, strike out lines 22 and 23, and insert "county school library fund such amounts as the governing board of said district and the county superintendent of schools may agree upon."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1763—An act to amend Sections 465 and 467 of the Streets and Highways Code, relating to state highway routes.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Conservation, Planning, and Public Works:

Amendment No. 1

In line 1 of the title of the printed bill, following "Sections", insert "368, 369,".

Amendment No. 2

On page 1, line 1, of the printed bill, following "SECTION 1.", insert "Section 368 of the Streets and Highways Code is amended to read:

368. Route 68 is the Bayshore Highway from San Francisco to Route 2 near Ford Road south of San Jose.

This route includes the San Francisco-Oakland Bay Bridge and the approaches thereto on the San Francisco end, as those approaches are described in Section 1 of Chapter 9, Statutes of 1933, including Harrison and Bryant Streets between Fifth and Tenth Streets.

SEC. 2 Section 369 of the Streets and Highways Code is amended to read:

369. Route 69 is from:

(a) Route 1 near San Rafael to Point San Quentin.

(b) San Jose to Route 14 in Richmond.

(c) Route (b) above near Buchanan Street Extension in Albany to a point in Western Drive approximately 1,900 feet northwesterly of Scofield Avenue, Richmond

SEC. 3."

Amendment No. 3

On page 1, line 5, of the printed bill, strike out "SEC. 2.", and insert

"SEC. 4."

Amendment No. 4

On page 1, line 7, of the printed bill, strike out "26 near Monterey Park", and insert

"166."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1377—An act to add Section 620 to the Streets and Highways Code, relating to the State Highway System.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Conservation, Planning, and Public Works:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Section 620", and insert "Sections 101.1, 101.2, and 101.3".

Amendment No. 2

In line 2 of the title of said bill, strike out "the State Highway System", and insert "signs at city limits on state highways".

Amendment No. 3

On page 1 of said bill, strike out lines 1 to 7, inclusive, and insert

"SECTION 1. Section 101.1 is added to the Streets and Highways Code, to read:

101.1. (a) The department shall place and maintain or cause to be placed and maintained on all state highways at the city limit of each incorporated city and at the limits of each unincorporated town as determined by the department a uniform road sign which shall set forth the name of the city or town, its population, and its altitude, as determined by the department.

(b) Each such city limit road sign shall be of metal, rectangular in shape except that the corners shall be slightly rounded, and shall conform approximately to the specifications herein set forth. The minimum size of the sign shall be 30 inches in length and 24 inches in width. The department shall determine uniform colors for all such signs. In the approximate center of the sign shall appear the name of the city. Directly above shall appear the word "Entering". Directly below the name of the city, reading from left to right, shall appear the word "Elevation" followed by the number of feet above sea level, and the word "Population" followed by the number of persons resident in the city as shown by the last Federal Census. The fourth, or bottom line, shall contain the emblem of the State of California Department of Public Works. The height of the letters constituting the name of the city shall be approximately equal to 30 percent of the width of the sign.

SEC. 2. Section 101.2 is added to said code, to read:

101.2. The department may, when it deems it necessary, replace or cause to be replaced any city limit road sign.

SEC. 3. Section 101.3 is added to said code, to read:

101.3. The department shall replace or cause to be replaced any city limit road sign if all the following conditions exist:

(a) If the legislative body of a city requests the replacement.

(b) If the request is based upon a substantial change of population evidenced by a special or general Federal Census.

(c) If no previous request has been made by the city within a period of five years."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1783—An act to add Part 4 to Division 5 of the Health and Safety Code and Chapter 3 to Division 1 of the Water Code, to renumber Sections 5439 and 5445 of the Health and Safety Code, and to repeal Articles 2 and 3 of Chapter 6 of Part 3 of Division 5 of the Health and Safety Code, relating to waste disposal, liquid, gaseous, and solid, including but not limited to the protection of the quality of waters of the State, requiring permits therefor, providing for the administration and investigation thereof by the State Department of Public Health, the Department of Public Works, and the Department of Natural Resources, making an appropriation therefor, declaring the urgency thereof, to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Conservation, Planning, and Public Works:

Amendment No. 1

In line 5 of the title of the printed bill, as amended in the Assembly on May 23, 1947, strike out "from", and insert "by".

Amendment No. 2

On page 8, line 8, of the printed bill, as amended, after "or", insert "the".

Amendment No. 3

On page 8 of the printed bill, as amended, strike out line 18, and insert "stances, liquid or otherwise, associated with human occupancy of buildings, including sewage effluent and other".

Amendment No. 4

On page 8 of the printed bill, as amended, strike out lines 21 and 22, and insert "and feculent matter."

Amendment No. 5

On page 8 of the printed bill, as amended, strike out lines 27 to 33, inclusive, and insert "pended in water."

Amendment No. 6

On page 8, line 34, of the printed bill, as amended, strike out the period at the end of the line, and place it outside of the quote marks.

Amendment No. 7

On page 9 of the printed bill, as amended, strike out lines 3 to 9, inclusive, and insert

"410. In order to develop information and data for the protection of the quality of water, the department is authorized to investigate and report upon the underground sources of water supply within this State used or suitable for use for any beneficial purpose."

Amendment No. 8

On page 9, line 12, of the printed bill, as amended, strike out "which"; and in line 13, at the end of the line, strike out "or by".

Amendment No. 9

On page 9 of the printed bill, as amended, strike out lines 14 to 17, inclusive, and insert "to such an extent as to limit or restrict use of such source of water supply."

Amendment No. 10

On page 9, line 35, of the printed bill, as amended, strike out "agricultural", and insert "beneficial".

Amendment No. 11

On page 9, line 40, of the printed bill, as amended, strike out the comma after "occurred"; and at the end of the line, strike out "source".

Amendment No. 12

On page 9 of the printed bill, as amended, strike out line 41, and insert "underground source of water supply theretofore investigated, and to".

Amendment No. 13

On page 9, line 50, of the printed bill, as amended, strike out "Department", and insert "department".

Amendment No. 14

On page 10, line 2, of the printed bill, as amended, strike out "Division 2", and insert "Division 3".

Amendment No. 15

On page 10 of the printed bill, as amended, strike out line 8, and insert "department, and certified copies thereof shall be available to any applicant therefor in accordance with Chapter 2, Part 1, of Division 2 of this code."

Amendment No. 16

On page 10 of the printed bill, as amended, strike out lines 9 and 10, and insert "416. A certified copy of any such report may be filed with any agency, department or court before which there is pending any".

Amendment No. 17

On page 10 of the printed bill, as amended, strike out lines 14 to 18, inclusive, and insert "is admissible in evidence and is prima facie evidence of the facts therein found; but evidence may be received to rebut the report or the prima facie evidence."

Amendment No. 18

On page 10, line 37, of the printed bill, as amended, strike out "427", and insert "426"; and in line 41, strike out "428", and insert "427".

Amendment No. 19

On page 11 of the printed bill, as amended, strike out lines 18 and 19, and insert

"Article 4. Local Jurisdiction

450. Any city, city and county, or county may enact a local ordinance for control of the discharge and disposal of industrial wastes within territory under its jurisdiction not less restrictive nor in conflict with the provisions of Article 3 of this chapter.

451. The Legislature does not by the provisions of Article 3 of this chapter intend to exclusively occupy the field The provisions of Article 3 of this chapter do not prohibit the enactment or enforcement by any county or city of any local ordinance stricter than the provisions of said Article 3.

SEC. 3. This act shall remain in effect until the ninety-first day after the final adjournment of the regular session of the Legislature for the year 1949."

Amendment No. 20

On page 11, line 38, of the printed bill, as amended, strike out "or", and insert "and".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1044—An act to add Article 1.5, comprising Sections 6520 to 6526, inclusive, to Chapter 1 of Part 4 of Division 6 of the Welfare and Institutions Code, relating to a Commission on Alcoholism for the rehabilitation of chronic alcoholics, providing for the creation thereof in the Department of Mental Hygiene, prescribing its powers and duties, and making an appropriation.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency and Economy:

Amendment No. 1

Strike out lines 3 to 5, inclusive, of the title of the printed bill, and insert "fare and Institutions Code, relating to a Committee on Alcoholic Rehabilitation to be appointed by the Director of Mental".

Amendment No. 2

On page 1, line 4, of said bill, strike out "Commission on Alcoholism", and insert "Committee on Alcoholic Rehabilitation".

Amendment No. 3

On page 1 of said bill, strike out lines 6 to 9, inclusive, and insert

"6520. The Director of Mental Hygiene shall appoint a Committee on Alcoholic Rehabilitation to perform the duties specified in this article."

Amendment No. 4

On page 1, line 11, of said bill, strike out "by the Governor".

Amendment No. 5

On page 1 of said bill, strike out lines 15 and 16, and insert

"(d) A graduate of an accredited college or university who has completed courses on alcoholism."

Amendment No. 6

On page 2 of said bill, strike out lines 3 to 14, inclusive, and insert

"(h) A representative of retail beverage dealers who is engaged in the business of retail sale of alcoholic beverages.

(i) A member of a recognized organization for the rehabilitation and mental treatment of alcoholics.

(j) A representative of the State Department of Corrections.

(k) A representative of a recognized temperance organization.

6522. The committee shall annually elect one member to serve as chairman for the period of one year."

Amendment No. 7

On page 2, line 15, of said bill, strike out "commission", and insert "committee".

Amendment No. 8

On page 2 of said bill, strike out lines 21 to 26, inclusive, and insert

"6524. The department may employ such personnel as may be necessary to assist the committee in the performance of its duties."

Amendment No. 9

On page 2, line 27, of said bill, strike out "commission", and insert "committee".

Amendment No. 10

On page 2, line 29, of said bill, strike out "clinics maintained by", and insert "units of".

Amendment No. 11

On page 2 of said bill, strike out line 34, and insert "ment of Mental Hygiene and to the Legislature covering the operation of such units".

Amendment No. 12

On page 2, line 40, of said bill, strike out "Commission on Alcoholism", and insert "committee".

Amendment No. 13

On page 2, line 43, of said bill, strike out "_____ dollars ($_____)", and insert "twelve thousand five hundred dollars ($12,500)".

Amendment No. 14

On page 2 of said bill, strike out lines 45 and 46, and insert "to be expended during the Ninety-ninth Fiscal Year to carry out the provisions of Article 1.5 of Chapter 1 of Part 4 of Division 6 of the Welfare and Institutions Code."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1830—An act to amend Section 11000 of the Business and Professions Code, relating to real estate subdivisions.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Governmental Efficiency and Economy:

Amendment No. 1

On page 1 of the printed bill, strike out lines 4 to 9, inclusive, and insert "improved or unimproved land or lands divided or proposed to be divided for the purpose of sale or lease, whether immediate or future, into five or more lots or parcels; provided, however, that land or lands sold or leased by numbered lots or legal subdivisions designated by government surveys, shall not be deemed to be "subdivided lands" or "a subdivision" within the meaning of this section."

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 73—An act to amend Section 981.2 of the Military and Veterans Code, relating to educational assistance to veterans.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Military Affairs:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "981.2", and insert "981.8".

Amendment No. 2

On page 1 of said bill, strike out lines 1 to 18, inclusive, and insert

"SECTION 1. Section 981.8 is added to the Military and Veterans Code, to read:

981.8. No veteran, as defined in Section 980 of this code, shall receive educational benefits as provided by this code unless he has served at least 90 days on active duty with the armed forces of the United States. This provision shall not apply to a veteran who was discharged due to a service connected disability within said 90-day period."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 84—An act to amend Section 18973 of the Government Code, relating to veterans' preference in state civil service.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Military Affairs:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "18973", and insert "18540"

Amendment No. 2

On page 1 of said bill, strike out lines 1 to 15, inclusive, and insert

"SECTION 1. Section 18540 of the Government Code is amended to read:

18540. "Veteran" means any person who has served in the United States Army, Navy, Marine Corps, Revenue Marine Service, or as an active nurse in the service of the American Red Cross, or in the Army and Navy Nurse Corps in time of war, or in any expedition of the armed forces of the United States, or who served in one of said services during the period September 16, 1940 to December 7, 1941, and received a discharge under conditions other than dishonorable or has been released from active duty under conditions other than dishonorable, but does not include any person who served in any auxiliary or reserve component of the armed forces whose service therein did not exempt him from the operation of the Selective Training and Service Act of 1940."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 300—An act to add Sections 820.5 and 987.01 to the Military and Veterans Code, relating to the rate of interest on veterans' farm and home purchases.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Military Affairs:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "add sections 820.5 and 987.01 to", and insert "amend Sections 800 and 980 of."

Amendment No. 2

In lines 2 and 3 of the title of said bill, strike out "the rate of interest on veterans' farm and home purchases", and insert "veterans' aid and welfare."

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 3

On page 1 of said bill, strike out lines 1 to 23, inclusive, and insert

"SECTION 1. Section 800 of the Military and Veterans Code is amended to read:

800. As used in this chapter, unless the context otherwise requires:

(a) "Veteran" means any citizen of the United States who has served on active duty in the Army, Navy, or Marine Corps of the United States in time of war and has received an honorable discharge therefrom or who has been released from active duty under honorable conditions and who was, at the time of his enlistment, induction, commission, or drafting, a native of or a bona fide resident of this State or who, if a minor at such time, had lived in this State for six months immediately preceding his enlistment, induction, commission or drafting, but does not include:

(1) A person who was separated from such forces under other than honorable conditions at any time after April 5, 1917;

(2) A person who was separated from the military or naval forces on account of alienage at any time after April 5, 1917;

(3) A person who performed no military duty whatever or refused to wear the uniform;

(4) A person who has received from another state a bonus, compensation, or benefit, the prerequisite of which is service in the Army, Navy, or Marine Corps of the United States, which service is the basis for the claim for benefits under this chapter;

(5) A person who did not enter the military or naval forces of the United States prior to November 12, 1918, unless he was so serving on December 7, 1941, or so served at any time after December 7, 1941 and prior to the cessation of hostilities, as declared by the President or Congress of the United States, in the wars in which the United States was engaged on January 1, 1942.

(6) A person who did not enter the military or naval forces of the United States prior to January 1, 1947.

(b) "Farm" means a tract of land, which, in the opinion of the board, is capable of producing sufficient to provide a living for the purchaser and his dependents

(c) "Home" means a parcel of real estate upon which there is a dwelling house and such other buildings as will, in the opinion of the board, suit the needs of the purchaser and his dependents as a place of abode.

(d) "Purchaser" means a veteran or any person who has entered into a contract of purchase of a farm or home from the board

(e) "Purchase price" means the price which the board pays for any farm or home.

(f) "Selling price" means the price for which the board sells any farm or home.

(g) "Initial payment" means the first payment to be made by a purchaser to the board for a farm or home.

SEC. 2. Section 980 of said code is amended to read:

980. As used in this chapter, "veteran" means any person who served in the military or naval service of the United States on or after December 7, 1941, and before the termination of hostilities in the present war as determined by proclamation of the President or by concurrent resolution of the Congress, and receives an honorable discharge therefrom or is released from active duty under honorable conditions and who was, at the time of his enlistment, induction, commission, or drafting, a bona fide resident of this State but does not include:

(a) A person who was separated from such forces under other than honorable conditions at any time after December 7, 1941.

(b) A person who was separated from such forces on account of alienage at any time after December 7, 1941.

(c) A person who performed no military duty whatever or refused to wear the uniform.

(d) A person who has received from another state a bonus, compensation, or benefit, the prerequisite of which is service in such forces, which service is the basis for the claim of benefits under this chapter.

(e) A person who did not enter the military or naval forces of the United States prior to January 1, 1947.

[(e)] *(f)* A person who served in any auxiliary or reserve component of the armed forces whose service therein did not exempt him from the operation of the Selective Training and Service Act of 1940."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1448—An act to provide for the promotion of the welfare of the youth of the State of California and for that purpose making an appropriation and prescribing the powers and duties of the Youth Authority and the State Allocation Board in relation to the allocation of such appropriation to cities and cities and counties for such purpose.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Municipal and County Government:

Amendment No. 1

On page 1, line 3, of the printed bill, as amended, strike out "_____ dollars ($_____)", and insert "ten million dollars ($10,000,000)".

Amendment No. 2

On page 1, line 8, of the printed bill, strike out "auditoriums,".

Amendment No. 3

On page 1, line 11, of the printed bill, after the period, insert "The maximum allotment to any city for projects of the type enumerated in this act shall not exceed two hundred fifty thousand dollars ($250,000)."

Amendment No. 4

On page 2 of the printed bill, after line 11, insert

"The Legislature hereby finds and declares that there is a state interest in the construction of youth welfare projects."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 699—An act to amend Section 2592 of the Education Code, relating to the Public School System.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Education:

Amendment No. 1

Strike out lines 1 and 2 of the title of the printed bill, and insert

"An act to add Section 20974 to the Education Code, relating to the California School for the Blind."

Amendment No. 2

On page 1 of said bill, strike out lines 1 to 8, inclusive, and insert

"SECTION 1. Section 20974 is added to the Education Code, to read:

20974. The Director of Education may authorize the California School for the Blind to establish and maintain, either independently or in cooperation with the University of California or a state college, teacher training courses for teachers of the blind. The Director of Education shall establish standards for the admission of persons to the courses, and for the content thereof."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 701—An act to amend Section 13033 of the Education Code, relating to the Public School System.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Education:

Amendment No. 1

In the title of the printed bill, strike out "amend Section 13033 of", and insert "add Sections 12041.1 and 12401.1 to".

Amendment No. 2

On page 1 of said bill, strike out lines 1 to 10, inclusive, and insert

"SECTION 1. Section 12041.1 is added to the Education Code, to read:

12041.1. If after a hearing, initiated either by the State Board of Education on its own motion or by the filing of verified charges by any interested person, the State Board of Education finds that an applicant for a certification document is evidently unfit for the service authorized by such certification document or that, while the holder of any previous certification document, the applicant had been guilty of any offense that under any provision of Chapter 6 of this Division 7 would have been cause for revocation or suspension of his credential, the State Board of Education may deny the application.

SEC. 2. Section 12401.1 is added to said code, to read:

12401.1. If after a hearing, initiated either by the State Board of Education on its own motion or by the filing of verified charges by any interested person, the State Board of Education finds that an applicant for the renewal of any certification document is evidently unfit for the service authorized by such certification document or that, while the holder of any previous certification document, the applicant had been guilty of any offense that under any provision of Chapter 6 of this Division 7 would have been cause for revocation or suspension of his credential, the State Board of Education may deny the application."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 734—An act to amend Sections 5453, 5457, 7102, 7103, 7135, 7136, 7202, 7203, and 7205 of the Education Code, to add Sections 7105.2 and 7137.2 to said code, and to amend the heading of Chapter 15 of Division 3 of said code, all relating to the support of junior colleges.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Education:

Amendment No. 1

Strike out lines 1 to 5, inclusive, of the title of the printed bill, and insert

"An act to amend Section 4861 of the Education Code, relating to the membership of schools in educational organizations."

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 2

On page 1 of said bill, strike out lines 1 to 23, inclusive; on page 2, strike out lines 1 to 46, inclusive; and on page 3, strike out lines 1 to 24, inclusive, and insert

"SECTION 1. Section 4861 of the Education Code is amended to read:

4861. The governing board of any school district and the governing board of any junior college district may subscribe for membership for any school under its jurisdiction in any society, association, or organization which has for its exclusive purpose the promotion and advancement of public education through research and investigation and the publication of reports on educational problems. The State Board of Education shall approve a list of societies, associations, and organizations in which membership may be taken. No payment shall be made out of school funds for membership in any society, association, or organization whose name does not appear in the list approved by the State Board of Education. [The total amount paid on account of all such memberships shall not exceed fifty dollars ($50) for any school during any school year.]"

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1053—An act to amend Section 6357 of the Education Code, relating to maximum rates of school district tax.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Education:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Section 6357 of the Education Code", and insert "add Section 1596.1 to the Education Code and to amend Section 6358 of said code".

Amendment No. 2

Strike out line 2 of the title of said bill, and insert "to school districts".

Amendment No. 3

On page 1 of said bill, strike out lines 1 to 26, inclusive; and on page 2, strike out lines 1 to 8, inclusive, and insert

"SECTION 1. Section 1596.1 is added to the Education Code, to read:

1596.1. The governing board of a school district may acquire a site for a school building contiguous to the boundaries of the district and upon the acquisition of such site it shall become a part of the district.

SEC. 2. Section 6358 of said code is amended to read:

6358. Any maximum rate of tax for any district may be increased by a majority vote of the qualified electors of the school district *voting* at an election which may be called by the governing board of the school district of its own motion and shall be called whenever a petition requesting that an election be called and signed by 10 percent of the qualified electors of the district is presented to the governing board. The election shall be called, held, and conducted in as nearly the same manner as is practicable as are elections for governing boards, *except that notice of the election need not be published more than three weeks prior to the election*. The ballot used in the election shall contain the words "For the proposed increase in the maximum tax rate from _____ to _____, to provide money for the purpose of _____, such rate to be in effect in the _____ school district for the year (or years) 19___ to 19___, ___ Yes" and "for the proposed increase in the maximum tax rates from _____ to _____, to provide money for the purpose of _____, such rate to be in effect in the _____ school district for the year (or years) 19___ to 19___, ___ No." Each voter shall stamp or print a cross after the answer he desires to give."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1333—An act to add Section 14727.1 to the Education Code, relating to district retirement systems.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Education:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "add Section 14727.1", and insert "amend Sections 13502 and 14135.1 of and to add Sections 14728.1, 14728.3, 14728.4, 14728.5, and 14728.6".

Amendment No. 2

In line 2 of the title of the printed bill, strike out the period, and insert ", declaring the urgency thereof, to take effect immediately."

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 3

On page 1 of the printed bill, strike out lines 1 to 10, inclusive, and insert

"SECTION 1. Section 13502 of the Education Code is hereby amended to read as follows:

13502. Whenever any certificated employee of any school district[,] who, at the time of his resignation, was classified as permanent, is [, or has been,] reemployed

within [three years] *39 months* after his last day of *paid* service, the governing board of the district shall [disregard the break in service of said employee and] classify him as, and restore to him all of the rights of, a permanent employee, *except as otherwise provided in this code.* [; provided, that if said employee at the time of resignation was a member of any state or district retirement system, he shall be reinstated as a member of said system or systems with all rights previously held, including any credit for prior service; provided, further, that the period of the absence from service shall not be counted as time served for any purpose. In the case of a district retirement system, said employee shall contribute to such retirement system at the same rate he contributed prior to the time his membership terminated. If said employee withdrew his accumulated contributions, he shall redeposit them after reinstatement to membership either in a lump sum payment within a time limit to be specified by the governing board, or, in installments to be completed prior to the five years next following such reinstatement to membership or the date of retirement, whichever is the earlier.]

SEC. 2. Section 14728.1 is added to the Education Code, to read.

14728.1. Upon the termination of a member's employment, his accumulated contributions shall be paid to him at his request; provided, that if in the opinion of the district retirement board his employment is permanently terminated, such repayment may be made without request by the member.

SEC 3. Section 14728 3 is added to the Education Code, to read:

14728 3 If a person whose accumulated contributions have been returned to him thereafter reenters the system, he shall redeposit said contributions, with interest from the date of return of the contributions by the district to the date of redeposit, at such rates and within such period as the rules of the governing board may provide.

SEC 4 Section 14728.4 is added to the Education Code, to read:

14728 4. If not more than five years have elapsed between the return of contributions by the district and the reentry to membership, his rate of contribution thereafter shall be the same as before his termination of service, but if more than five years have elapsed his rate of contribution thereafter shall be the rate applicable to persons of his age on the date of reentry.

SEC. 5. Section 14728.5 is added to the Education Code, to read:

14728.5. Except as otherwise provided in this code, all accumulated rights under the district retirement plan as of the date of termination of service, including matching of contributions by the district and credit for prior service, if any, shall be restored to any member who redeposits his accumulated contributions as provided in Section 14728.3.

SEC 6. Section 14728.6 is added to the Education Code, to read:

14728.6. The provisions of Sections 14728.1 to 14728 5 inclusive shall be applicable to any member who returns, or has returned, to service after December 7, 1941. The governing board shall provide by rule for the adjustments required by this section.

SEC. 7. Section 14135.1 of the Education Code is hereby amended to read as follows:

14135 1. Whenever any noncertificated employee of any school district who, at the time of his resignation, was classified as permanent, is [, or has been,] reemployed within [three years] *39 months* after his last day of *paid* service, the governing board of the district shall disregard the break in service of said employee and classify him as, and restore to him all of the rights of, a permanent employee. [; provided, that if said employee at the time of resignation was a member of any state or district retirement system, he shall be reinstated as a member of said system or systems with all rights previously held, including any credit for prior service; provided, further, that the period of the absence from service shall not be counted as time served for any purpose In the case of a district retirement system, said employee shall contribute to such retirement system at the same rate he contributed prior to the time his membership terminated If said employee withdrew his accumulated contributions, he shall redeposit them after reinstatement to membership either in a lump sum payment within a time limit to be specified by the governing board, or, in installments to be completed prior to the five years next following such reinstatement to membership or the date of retirement, whichever is the earlier.]

SEC. 8. This act is hereby declared to be an urgency measure, necessary for the immediate preservation of the public peace, health and safety, within the meaning of Section 1 of Article IV of the Constitution and shall therefore go into immediate effect. A statement of the facts constituting such necessity is as follows:

Because of the serious shortage of teachers and other employees of school boards, Sections 13502 and 14135.1 of the Education Code were added to assist in obtaining the competent personnel required, by reinstating the retirement credits of such personnel returning to the service within three years after having been last in service However, the aforesaid sections do not permit the regaining of retirement credits in full, as will be provided by the amendment. The amendment will increase the effectiveness of the section as originally enacted."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1361—An act to provide for a law school at the University of California at Los Angeles and to make an appropriation therefor.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Education:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "for a law school at", and insert "adequate law school facilities for".

Amendment No. 2

In line 2 of the title of said bill, strike out "at Los Angeles".

Amendment No. 3

On page 1, line 3, of said bill, strike out "_____", and insert "two million four hundred thousand".

Amendment No. 4

On page 1, line 4, of said bill, strike out "($_____)", and insert "($2,400,000)".

Amendment No. 5

On page 1, line 5, of said bill, strike out "for the purpose of establishing, and main-"; and strike out lines 6 and 7, and insert "to provide and equip adequate buildings for law schools for the use of Hastings College of the Law in the City and County of San Francisco and for the use of a law school or college to be maintained as a unit of the University of California at Los Angeles.

Of the amount hereby appropriated, one half thereof, if expended shall be used solely to provide law school facilities for the University of California at Los Angeles."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1799—An act to amend Section 13099.2 of the Education Code, relating to the computation of service of persons employed by school districts in positions requiring certification qualifications.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Education:

Amendment No. 1

On page 1, line 3, of the printed bill, strike out "rendered dur-"; strike out line 4; and in line 5, strike out "States is now engaged".

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2600—An act to add Chapter 13.7 to Division 3 of the Education Code, relating to apportionment of school support.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Education:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "add Chapter 13.7 to Division 3", and insert "amend Section 2896".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 2

On page 1 of said bill, strike out lines 1 to 18, inclusive, and insert

"SECTION 1. Section 2896 of the Education Code is amended to read:

2896. [A portion of a school district may be added to a district which is a part of a union or joint union school district pursuant to Article 7 of Chapter 7 of this division.] *The boundaries of a district which is part of a union or joint union district may be changed pursuant to the provisions of Articles 5 and 6 of Chapter 7 of this division, and said district continues its separate existence for the purpose of being the subject of said change of boundaries proceedings; provided that: (1) in said proceedings the governing board of the district shall mean the governing board of the union or joint union district governing said district and the schoolhouse of the district shall mean the schoolhouse of the union or joint union district serving the pupils, if any, resident of said district; and (2) the final order, if any, in said proceedings changing the boundaries of said district shall also show the necessary change effected of the boundaries of the union or joint union district of which said district is a part.*"

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1782—An act making an appropriation for the support of child care centers, and declaring the urgency thereof, to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Education:

Amendment No. 1

On page 2, lines 24 and 25, of the printed bill, strike out "in conformity with the following schedule".

Amendment No. 2

On page 2, line 27, of said bill, strike out "Chapter 11 of Division 9", and insert "Section 19607".

Amendment No. 3

On page 2, line 28, of said bill, strike out "to-wit:", and insert a period.

Amendment No. 4

On page 2 of said bill, strike out lines 29 to 35, inclusive, and insert

"SEC. 7. No child shall be admitted to a child care center if the total monthly income from all sources of the child's immediate family:

(a) Where both parents are working, exceeds two hundred seventy-five dollars ($275), or;

(b) Where but one parent, who has both custody and care of the child, is the sole wage earner of the child's immediate family, exceeds two hundred twenty-five dollars ($225);

provided, however, that if under (a) above the monthly income of the child as determined by dividing the total monthly income of the child's immediate family from all sources by the number of persons to be supported therefrom does not exceed sixty dollars ($60), then such child may still be admitted to a child care center, even though such total monthly income of the child's immediate family exceeds two hundred seventy-five dollars ($275); and provided further, however, that if, under (b) above, the monthly income of the child as determined by dividing the total monthly income of the child's immediate family from all sources by the number of persons to be supported therefrom does not exceed sixty dollars ($60), then such child may still be admitted to a child care center even though such total monthly income of the child's immediate family exceeds two hundred twenty-five dollars ($225)."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 919—An act to add Sections 13236 and 13237 to the Education Code, relating to the teacher's assignments and the number of pupils assigned to the classroom.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Education:

Amendment No. 1

On page 1, line 3, of the printed bill, as amended in the Assembly on May 7, 1947, after "13236.", insert "In any city with a population of 100,000 or over".

Amendment No. 2

On page 1, line 7, of said bill, after "24," insert "or less in subjects requiring mechanical skill,".

Amendment No. 3

On page 1, line 11, of said bill, after "13237.", insert "In any city with a population of 100,000 or over".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1317—An act to amend Section 14601 of the Education Code, relating to retirement.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Education:

Amendment No. 1

In line 1 of the title of the printed bill, as amended May 12, 1947, strike out "Section 14601", and insert "Sections 14522, 14606 and 14632 and to repeal Section 14633".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 2

On page 1 of the printed bill, strike out lines 1 to 18, inclusive, and insert

"SECTION 1. Section 14522 of the Education Code is amended to read as follows:

14522. Repayments pursuant to Section 14521 to a member shall be made upon request of the member, unless it appears to the Retirement Board that the employment is permanently terminated *and unless the member is entitled to be credited with less than 10 years of service rendered in this State immediately prior to the termination of employment,* in which case payment may be made without request.

SEC. 2. Section 14606 of the Education Code is amended to read as follows:

14606. Application for retirement shall be made within two years after the last day of service, *if rendered prior to October 1, 1947,* or at any time during a leave of absence or renewal thereof if the person left service on such leave of absence duly granted by a governing board of a school district or other authority employing him, or within six months after the appointment of a guardian of a member whose right to apply for retirement has otherwise lapsed, or who is determined to the satisfaction of the Retirement Board to have been mentally incompetent at the time of lapsing.

SEC. 3. Section 14632 of the Education Code is amended to read as follows:

14632 (a). *Subject to the next sentence,* a retirement salary [of fifty dollars ($50) per month] derived from the Permanent Fund, [if he is credited with 30 years of service at the time of retirement.] *payable monthly in an amount which bears the same ratio to fifty dollars ($50) as the number of years of service credited, not to exceed 30 years, bears to 30 years. If retirement is at an age less than 63 years and with credit for less than 30 years of service, a member shall receive a retirement salary actuarially equivalent to the value at the lesser age of the retirement salary calculated under the preceding sentence, on the basis of service credited at the effective date of retirement, deferred to the age of 63 years.* The retirement salary shall be subject to

the deductions provided in Section 14476, if the member is not credited at the time of retirement with the total Permanent Fund contributions required of each member.

SEC. 4. Section 14633 of the Education Code is hereby repealed."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2687—An act to provide for the conservation, propagation and increase of migratory bird life through private enterprise, and for that purpose to authorize the creation of game refuge and shooting ground districts, and the use and distribution of water therein.

Bill read second time.

Motion to Amend

Mr. Heisinger moved the adoption of the following amendments:

Amendment No. 1

On page 1 of the printed bill, strike out line 1; and in line 2, strike out "receives", and insert

"SECTION 1. Where the number of registered voters residing within a proposed district in the county is less than the number required for the organization and government of the district, the board of supervisors upon receipt of".

Amendment No. 2

On page 1, line 3, of said bill, strike out "a district in the county", and insert "such district,".

Amendment No. 3

On page 1, lines 5 and 6, of said bill, strike out "the board".

Amendment No. 4

On page 1, line 5, of said bill, after the comma, insert "accompanied by a fee of twenty-five dollars ($25) to cover the cost to the county of the formation proceedings,".

Amendment No. 5

On page 2, line 30, of said bill, after "district", insert ", and shall mail notice and ballot for each election to the last address of each such owner as shown on the records of the tax collector."

Amendment No. 6

On page 5, line 2, of said bill, after "and", insert "for the production of grass and other game foods, and shall".

Amendment No. 7

On page 5, line 24, of said bill, strike out "300", and insert "200."

Amendment No. 8

On page 5, line 42, of said bill, after "land", insert ", shooting clubs, or shooting areas."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1882—An act to amend the headings of Articles 1 and 3 of Chapter 4 of Division 6 of the Education Code, to amend Sections 11651, 11652, 11653, 11691, 11711, 11713, 11714, 11715, 11717, 11718, 11719, 11742, 11743, 11745, 11761, 11762, and 11764 of said code, and to repeal Sections 11654, 11655, 11656, 11692, 11741, and 11744 of said code, all relating to high school textbooks.

Bill read second time.

Motion to Amend

Mr. Ralph C. Dills moved the adoption of the following amendments:

Amendment No. 1

On page 2, line 50, of the printed bill, strike out "the publisher has made", and insert "at which the publisher is currently offering".

Amendment No. 2

On page 2, line 51, of said bill, strike out "for such textbook offered", and insert "such textbook".

Amendment No. 3

On page 3, line 23, of said bill, strike out "and warehouse".

Amendment No. 4

On page 4, line 2, of said bill, strike out "may", and insert "shall".

Amendment No. 5

On page 4, line 3, of said bill, strike out "must", and insert "shall".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

SECOND READING OF SENATE BILLS

Senate Bill No. 63—An act to amend Section 506.6 of the Public Resources Code, relating to the powers and duties of the State Park Commission respecting shore line protection, improvement and development of state or publicly owned beaches, and to appointment of a Beach Erosion Control Engineer.

Bill read second time, and ordered to third reading.

Senate Bill No. 832—An act to amend Sections 6210.3, added by Chapter 641 of the Statutes of 1943, 6504, 6895, and 7301 of, and to add Sections 6327, 6403, 6505.5, 6506, 6507, 6508, 6509, and 7405.1 to, the Public Resources Code, and to repeal Chapter 778 of the Statutes of 1931, relating to public lands.

Bill read second time, and ordered to third reading.

Senate Bill No. 1393—An act to grant to the City and County of San Francisco any and all right, title and interest of the State of California in and to those certain submerged lands between the southerly boundary of the City of South San Francisco and the northerly boundary of the City of Burlingame contiguous to the San Francisco Airport in the County of San Mateo.

Bill read second time, and ordered to third reading.

Senate Bill No. 738—An act to amend Section 4352 of the Public Resources Code, relating to state nurseries.

Bill read second time, and ordered to third reading.

Senate Bill No. 739—An act to amend Sections 4002, 4003, and 4008 of the Public Resources Code, relating to prevention and control of forest fires.

Bill read second time, and ordered to third reading.

Senate Bill No. 745—An act to amend Sections 4151, 4165, and 4167 of the Public Resources Code, relating to forestry.

Bill read second time, and ordered to third reading.

Senate Bill No. 424—An act to amend Sections 10501 and 10503 of the Water Code, relating to priority of applications to appropriate water by the Department of Finance.

Bill read second time, and ordered to third reading.

Senate Bill No. 698—An act to amend Section 27701 of the Water Code, relating to dissolution of districts.

Bill read second time, and ordered to third reading.

Senate Bill No. 400—An act to authorize the Director of Finance to convey or exchange certain real property in the County of San Luis Obispo.

Bill read second time, and ordered to third reading.

Senate Bill No. 51—An act to amend Section 4275 of the Political Code and Section 28146 of the Government Code, relating to compensation for public services in counties of the forty-sixth class.

Bill read second time, and ordered to third reading.

Senate Bill No. 53—An act to amend Section 4282 of the Political Code and Section 28153 of the Government Code, relating to compensation for public services in counties of the fifty-third class.

Bill read second time, and ordered to third reading.

Senate Bill No. 170—An act to add Section 13.1 to the County Waterworks District Act, relating to county waterworks districts.

Bill read second time, and ordered to third reading.

Senate Bill No. 315—An act to amend the heading of Chapter 1 of Division 4 and Sections 3300 and 3301 of the Health and Safety Code, to amend and renumber Section 3300a thereof to be Section 3300.5, to repeal Sections 3100 and 3101 and Chapter 3 of Division 4 thereof, comprising Sections 3325 and 3326, to add Sections 3301.5 and 3301.6 thereto, and to amend and renumber the heading of Chapter 4 of Division 4 thereof to be Chapter 3 thereof, relating to state grants-in-aid to counties, cities and counties, and cities for the treatment and care of persons suffering from tuberculosis, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

Senate Bill No. 1549—An act to add Section 5.5 to, and to amend Sections 2, 3, 5, and 6 of, an act entitled "An act relating to real property of a city, county, or city and county situate without the territorial boundaries of the owner, prescribing regulations concerning the handling and disposition of such property, whether by sale, lease, license or otherwise, and providing for the administration and enforcement of the provisions of this act," approved July 12, 1945, relating to the handling and disposition of such real property, declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

Senate Bill No. 203—An act to amend Section 4247 of the Political Code and Section 28118 of the Government Code, relating to compensation for public services in counties of the eighteenth class.

Bill read second time, and ordered to third reading.

Senate Bill No. 724—An act to amend Section 13842 of the Education Code, relating to the salaries of persons employed by school districts

in positions requiring certification qualifications, declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

Senate Bill No. 641—An act to repeal Section 6028 of the Penal Code and to add Sections 6028, 6028.1, 6028.2, 6028.3, and 6028.4 thereto, relating to the functions of the Board of Corrections, authorizing the Governor to create special commissions to assist the board in the study of crime, and specifying the powers and duties of such commissions and of the board in relation thereto.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Governmental Efficiency and Economy:

Amendment No. 1

On page 1 of the printed bill, as amended in the Senate on April 28, 1947, strike out lines 21 to 23, inclusive; and on page 2, strike out lines 1 to 4, inclusive, and insert "creating it."

Amendment read, and adopted.

Bill ordered reprinted, and to third reading.

Senate Bill No. 1385—An act to amend Sections 5321, 5322, and 5323 of the Business and Professions Code, relating to the disposition of outdoor advertising revenue.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Governmental Efficiency and Economy:

Amendment No. 1

On page 1, line 25, of the printed bill, as amended in the Assembly on May 23, 1947, following the period, insert "For the purpose of recording by the Controller of such receipts and disbursements, the department shall furnish to the Controller with claims and remittances or by subsequent reports the information necessary to maintain such accounts of money paid into the State Highway Fund pursuant to this article."

Amendment read, and adopted.

Bill ordered reprinted, and to third reading.

Senate Bill No. 715—An act to amend Sections 11, 12, 13, and 17 of the State Water Resources Act of 1945, relating to water, prescribing powers and duties of the Water Resources Board, and providing for conferences, hearings, investigations, studies, plans, estimates, recommendations and reports concerning water problems and projects and the control, conservation, protection and utilization of water resources.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Conservation, Planning, and Public Works:

Amendment No. 1

On page 1, line 3, of the printed bill, as amended in the Senate on May 14, 1947, after "Board", insert ", or a representative authorized by the Water Resources Board to do so,".

Amendment No. 2

On page 1, line 7, of said bill, after "with", insert "the Congress of the United States, congressional committees, or".

Amendment No. 3

On page 2, line 13, of said bill, strike out ", including", and insert "and in addition to such notice shall give further".

Amendments read, and adopted.

Bill ordered reprinted, and to third reading.

Senate Bill No. 648—An act to add Section 21253.1 to the Government Code, relating to crediting service to state college instructors under certain conditions, in connection with the State Employees' Retirement System.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency and Economy:

Amendment No. 1

On page 1, line 7, of the printed bill, as amended in the Senate on April 30, 1947, strike out "in a junior college", and insert "of junior college students".

Amendment No. 2

On page 1, line 8, of said bill, strike out "the junior college", and insert "a school".

Amendment No. 3

On page 1, line 12, of said bill, strike out "a junior college", and insert "such".

Amendment No. 4

On page 1, line 17, of said bill, strike out "junior college".

Amendment No. 5

On page 1, line 19, of said bill, strike out "junior college".

Amendment No. 6

On page 2, line 1, of said bill, strike out "junior college", and insert "such".

Amendment No. 7

On page 2, line 2, of said bill, strike out "junior college".

Amendments read, and adopted.

Bill ordered reprinted, and to third reading.

Senate Bill No. 906—An act to add Section 7032 to Article 2, Chapter 9, Division 3 of the Business and Professions Code, relating to the power of cities to regulate contractors.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Municipal and County Government:

Amendment No. 1

On page 1 of the printed bill, as amended in the Senate on April 21, 1947, strike out line 6, and insert "ordinance requiring local licenses and examinations of electrical, plumbing, refrigeration and elevator contractors".

Amendment No. 2

On page 1 of said bill, after line 14, insert

"(c) No such ordinance shall provide that residence shall be a qualification to take such examination."

Amendments read, and adopted.

Bill ordered reprinted, and to third reading.

MESSAGES FROM THE GOVERNOR

STATE OF CALIFORNIA
GOVERNOR'S OFFICE, SACRAMENTO, May 29, 1947

To the Honorable Members of the Assembly
State of California, Sacramento, California

GREETINGS: I am returning herewith without my signature

Assembly Bill No. 1631, entitled, "An act to amend Section 27146 and to repeal Section 27246 of the Streets and Highways Code, relating to bridge and highway districts."

My objection is as follows:

I am informed by the author and the sponsor of this bill that its provisions are inconsistent with the provisions of Senate Bill No. 1009, which bill is also before me for consideration. The sponsor prefers the provisions of Senate Bill No. 1009 and this is agreeable with the author of this bill. Accordingly, I am returning it without my approval.

Respectfully submitted.

EARL WARREN, Governor

CONSIDERATION OF GOVERNOR'S VETO

Assembly Bill No. 1631—An act to amend Section 27146 and to repeal Section 27246 of the Streets and Highways Code, relating to bridge and highway districts.

Governor's message stating his objections read previously.

The question being: Shall Assembly Bill No. 1631 become a law notwithstanding the objections of the Governor?

The roll was called, and the Assembly sustained the objections of the Governor by the following vote:

AYES—None.

NOES—Allen, Anderson, Bennett, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Ralph C Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—65.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, May 29, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed:

Assembly Bill No. 271
Assembly Bill No. 531
Assembly Bill No. 620
Assembly Bill No. 632
Assembly Bill No. 1138
Assembly Bill No. 1140
Assembly Bill No. 1220
Assembly Bill No. 1295
Assembly Bill No. 1335
Assembly Bill No. 1454
Assembly Bill No. 1534
Assembly Bill No. 1817
Assembly Bill No. 1823
Assembly Bill No. 2096

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bills ordered enrolled.

SENATE CHAMBER, SACRAMENTO, May 29, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed:

Assembly Bill No. 1708

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bill ordered enrolled.

SENATE CHAMBER, SACRAMENTO, May 29, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed, as amended:

Assembly Bill No. 83	Assembly Bill No. 819
Assembly Bill No. 288	Assembly Bill No. 2283
Assembly Bill No. 763	Assembly Bill No. 2292

And respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bills ordered to unfinished business file.

SENATE CHAMBER, SACRAMENTO, May 29, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted:

Assembly Concurrent Resolution No. 36

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above resolution ordered enrolled.

SENATE CHAMBER, SACRAMENTO, May 29, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted:

Assembly Joint Resolution No. 11

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above resolution ordered enrolled.

MOTION TO APPROVE JOURNALS

Upon motion of Mr. Erwin, seconded by Mr. Ralph C. Dills, the Journals for Monday, May 26, 1947; Tuesday, May 27, 1947; Wednesday, May 28, 1947; and Thursday, May 29, 1947, were approved as corrected by the Minute Clerk.

NOTICES OF MOTION TO RECONSIDER CONTINUED

By unanimous consent, the consideration of notices of motion to reconsider votes on the following bills were continued until the next legislative day:

Assembly Constitutional Amendment No. 35.
Assembly Bill No. 1810.
Assembly Bill No. 1574.
Amendment to Senate Bill No. 344.
Senate Bill No. 1260.

NOTICE OF MOTION TO WITHDRAW ASSEMBLY BILL NO. 717 FROM COMMITTEE WAIVED

Mr. Kilpatrick waived his notice that on the second legislative day he would move to withdraw Assembly Bill No. 717 from the Committee on Public Health, and have it placed upon the file.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, May 29, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed:

Senate Bill No. 97
Senate Bill No. 171
Senate Bill No. 366
Senate Bill No. 375
Senate Bill No. 451
Senate Bill No. 550
Senate Bill No. 642
Senate Bill No. 796
Senate Bill No. 886
Senate Bill No. 1116
Senate Bill No. 1259
Senate Bill No. 1334
Senate Bill No. 1388
Senate Bill No. 1405

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS

The following bills were read the first time:

Senate Bill No. 97—An act to add Section 13521.5 to the Education Code, relating to dismissal of teachers.

Referred to Committee on Education.

Senate Bill No. 171—An act to amend Sections 4105, 4135, 4136, 4138, and 4139 of the Health and Safety Code, relating to garbage disposal districts.

Referred to Committee on Municipal and County Government.

Senate Bill No. 366—An act to add Section 119 to the Education Code, relating to the Secretary and Executive Officer of the State Board of Education.

Referred to Committee on Education.

Senate Bill No. 375—An act to amend Sections 5002, 5050, and 5051 of the Public Resources Code, relating to the State Park System and Sutter's Fort property.

Referred to Committee on Conservation, Planning, and Public Works.

Senate Bill No. 451—An act to amend Section 616 of, and to add Section 630 to, the Code of Civil Procedure, relating to verdicts, judgments, and retrials.

Referred to Committee on Judiciary.

Senate Bill No. 550—An act to amend Section 19510 of the Business and Professions Code, relating to licensing persons engaged in or connected with the racing of horses.

Referred to Committee on Public Morals.

Senate Bill No. 642—An act to authorize the Director of Finance to sell and convey certain real property and making an appropriation of a portion of the proceeds thereof.

Referred to Committee on Ways and Means.

Senate Bill No. 796—An act to add Chapter 6.5, comprising Section 2500, to Division 4, Title 1 of the Government Code, relating to suit for damages against a municipal or quasi-municipal corporation.

Referred to Committee on Municipal and County Government.

Senate Bill No. 886—An act to amend Sections 159 and 172 of the Code of Civil Procedure, relating to justices of the peace and police judges.

Referred to Committee on Judiciary.

Senate Bill No. 1116—An act conveying certain tidelands, lands lying under inland navigable waters, swamp and overflow lands, situate in the old Salinas River Channel, to the Moss Landing Harbor District, in furtherance of navigation and commerce and the fisheries, and providing for the government, management and control thereof, reserving rights to the State.

Referred to Committee on Governmental Efficiency and Economy.

Senate Bill No. 1259—An act to amend Sections 1403, 1415, and 1417, to repeal Section 1413 and to amend and renumber Section 1413.5, of the Health and Safety Code, to add Sections 432.6, 1419, 1420, and 1421 to the Health and Safety Code, and to amend Sections 211, 215, and 218, and to amend and renumber Section 117, of the Welfare and Institutions Code, relating to state licensing and supervision of public and private hospitals, institutions, and welfare functions, transferring jurisdiction over public hospitals from the Department of Social Welfare to the Department of Public Health, subjecting public hospitals to supervision and licensing by the Department of Public Health, and providing for reports by county boards of public welfare to the state departments having jurisdiction over the respective institutions and functions.

Referred to Committee on Public Health.

Senate Bill No. 1334—An act to add Section 18104 to the Government Code, relating to sick leave of state employees.

Referred to Committee on Civil Service and State Personnel.

Senate Bill No. 1388—An act to amend Section 709 of the Vehicle Code, relating to enforcement of weight provisions.

Referred to Committee on Transportation and Commerce.

Senate Bill No. 1405—An act to amend Section 1203 of the Penal Code, relating to the granting of probation and to persons ineligible therefor.

Referred to Committee on Judiciary.

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS
CONSIDERATION OF GOVERNOR'S VETO

Assembly Bill No. 6—An act to add Section 5662 to the Elections Code, relating to the rights of the occupant of a house which is situated on a precinct line.

Governor's message stating his objections read previously.

The question being: Shall Assembly Bill No. 6 become a law notwithstanding the objections of the Governor?

The roll was called.

Call of the Assembly

Pending the announcement of the vote, Mr. Doyle moved a call of the Assembly.

Motion carried. Time, 11.05 a.m.

The Speaker directed the Sergeant-at-Arms to close the doors, and to bring in the following absent members:

Berry, Brady, Butters, Carey, Cramer, Crowley, Dickey, Clayton A. Dills, Evans, Field, Geddes, Heisinger, Hinckley, Kilpatrick, Knight, Loomis, Luckel, Niehouse, Price, Robertson, Sheridan, Thomas, Thompson, and Weber—24.

PROCEEDINGS UNDER CALL OF THE ASSEMBLY BY UNANIMOUS CONSENT

TEMPORARY SUSPENSION OF ASSEMBLY RULE NO. 85

Mr. Heisinger asked for, and was granted, unanimous consent that Assembly Rule No. 85 be temporarily suspended for the purpose of placing a call of the Assembly on any matter on file.

CONSIDERATION OF DAILY FILE (RESUMED)

UNFINISHED BUSINESS (RESUMED)

CONSIDERATION OF GOVERNOR'S VETO

Assembly Bill No. 1418—An act to amend Section 1126 of the Probate Code, relating to administration of trusts.

Governor's message stating his objections read previously.

The question being: Shall Assembly Bill No. 1418 become a law notwithstanding the objections of the Governor?

The roll was called, and the Assembly sustained the objections of the Governor by the following vote:

AYES—None.

NOES—Allen, Anderson, Beck, Bennett, Blosser, Boyd, Brown, Burke, Burns, Caldecott, Clarke, Collier, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M Philip Davis, Debs, Clayton A Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Hahn, Hawkins, Heisinger, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—60.

CONSIDERATION OF SENATE AMENDMENTS

Assembly Bill No. 683—An act to amend Section 1157 of the Government Code, relating to pay roll deductions.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 683?

Amendment No. 1

In lines 1 and 2 of the title of the printed bill, as amended in the Assembly on April 11, 1947, strike out "and add Section 1157.5 to".

Amendment No. 2

On page 1 of said bill, strike out lines 1 to 7, inclusive, and insert "SECTION 1. Section 1157 of the Government Code is amended to read:".

Amendment No. 3

On page 1, lines 11 and 12, of said bill, strike out "liability, or automobile", and insert "or automobile liability".

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 683 by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Boyd, Brown, Burke, Burns, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, O'Day, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stewart, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—63.

NOES—None.

Assembly Bill No. 683 ordered enrolled.

Assembly Bill No. 750—An act to amend Section 7d of an act entitled "An act authorizing the establishment of municipal courts, prescribing their constitution, regulation, government, procedure and jurisdiction, and providing for the election and appointment of the judges, clerks and other attaches of such courts, their terms of office, qualification and compensation and for the selection of jurors therein," approved May 23, 1925, relating to compensation of court reporters in municipal courts in cities of the first and one-half class.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 750?

Amendment No. 1

On page 2 of the printed bill, strike out line 17, and insert "of fifteen thousand dollars ($15,000)."

Amendment No. 2

On page 2, line 23, of said bill, strike out "ten thousand dollars ($10,000)", and insert "fifteen thousand dollars ($15,000)".

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 750 by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Boyd, Brown, Burke, Burns, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, O'Day, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stewart, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—63.

NOES—None.

Assembly Bill No. 750 ordered enrolled.

Assembly Bill No. 1311—An act to amend Sections 13308, 13555, 14103, 14201, 14212, 14795, 14796, and 14811 of the Revenue and Taxation Code, and to add Section 14741 thereto, relating to inheritance taxation.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 1311?

Amendment No. 1

In line 1 of the title of the printed bill, as amended in the Assembly on April 14, 1947, after "14212," insert "14795, 14796,".

Amendment No. 2

On page 1, line 11, of said bill, after "any", insert "personal".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 3

On page 2 of said bill, between lines 46 and 47, insert

"SEC. 6.5. Section 14795 of said code is amended to read:

14795. In addition to any other compensation to which he is entitled by law, for the services performed by him pursuant to this part the county treasurer may retain out of the inheritance taxes paid to and accounted for by him each year commissions equal to the following:

(a) 3 percent of the first one hundred *fifty* thousand dollars ($[100,000] *150,000*).

(b) [1½] 2 percent of the next [fifty] *one hundred* thousand dollars ($[50,000] *100,000*).

(c) 1 percent of the amount exceeding [one] *two* hundred fifty thousand dollars ($[150,000] *250,000*).

SEC. 6.7. Section 14796 of said code is amended to read:

14796. The maximum commissions that may be retained by the county treasurer out of the inheritance taxes paid in respect to any transfer or transfers made by or resulting from the death of any one decedent are as follows:

(a) By the county treasurer of a county of the first class, second class, or third class, five hundred dollars ($500).

(b) By the county treasurer of a county of any other class, [two] *three* hundred dollars ($[200] *300*).

No portion of the tax or taxes paid on the transfer or transfers in excess of the sum entitling the county treasurer to maximum commissions shall be considered in computing his commissions."

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 1311 by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Boyd, Brown, Burke, Burns, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, O'Day, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stewart, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—63.

NOES—None.

Assembly Bill No. 1311 ordered enrolled.

Assembly Bill No. 1312—An act to amend Sections 15110, 15111, and 16221 of the Revenue and Taxation Code, to amend and renumber Section 15963 thereof, to add Section 16510 thereto, and to repeal Sections 15212, 15305, and 15557 thereof, relating to gift taxation.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 1312?

Amendment No. 1

In line 1 of the title of the printed bill, strike out "15305,".

Amendment No. 2

In line 4 of the title of said bill, following "15212", insert ", 15305".

Amendment No. 3

On page 2, line 1, of said bill, strike out "amended to read:", and insert "repealed."

Amendment No. 4

On page 2 of said bill, strike out lines 2, 3, 4, and 5.

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 1312 by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Boyd, Brown, Burke, Burns, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle,

Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, O'Day, Robertson, Rosenthal, Sherwin, Sillman, Stanley, Stewart, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—63.

NOES—None.

Assembly Bill No. 1312 ordered enrolled.

Assembly Bill No. 1450—An act to amend Sections 2 and 3.5 of the Property Acquisition Act, relating to the acquisition by the State of real property for use in furtherance of the postwar construction program, abolishing the Property Acquisition Board and transferring its powers, duties, purposes, responsibilities, and jurisdiction to the State Public Works Board.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 1450?

Amendment No. 1

In lines 1 and 2 of the title of the printed bill, as amended in the Assembly on April 11, 1947, strike out "and to repeal Section 3.5".

Amendment No. 2

On page 2 of said bill, strike out lines 7 and 8.

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 1450 by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Boyd, Brown, Burke, Burns, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, O'Day, Robertson, Rosenthal, Sherwin, Sillman, Stanley, Stewart, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—63

NOES—None.

Assembly Bill No. 1450 ordered enrolled.

Assembly Bill No. 1547—An act to amend Sections 10971, 10971.4, 10972, and 10974 of the Insurance Code, relating to fraternal benefit societies.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 1547?

Amendment No. 1

On page 2, line 33, of the printed bill, as amended May 1, 1947, strike out "the sub-", and insert "any sub-".

Amendment No. 2

On page 2, line 34, of said bill, strike out "branches", and insert "branch".

Amendment No. 3

On page 2, line 35, of said bill, after "which", insert "association".

Amendment No. 4

On page 2, line 36, of said bill, after "which", insert "subordinate branch or association (1) is organized without capital stock, (2) is organized and operated solely for the benefit of its members or their beneficiaries and not for profit, and (3)".

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 1547 by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Boyd, Brown, Burke, Burns, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn,

Elliott, Erwin, Evans, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Rosenthal, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—62.

NOES—None.

Assembly Bill No. 1547 ordered enrolled.

FURTHER PROCEEDINGS UNDER CALL OF THE ASSEMBLY DISPENSED WITH ON CONSIDERATION OF THE GOVERNOR'S VETO TO ASSEMBLY BILL NO. 6

At 11.15 a.m., on motion of Mr. Doyle, further proceedings under the call of the Assembly were dispensed with.

The names of the absentees were called, and the Assembly sustained the objections of the Governor to Assembly Bill No. 6 by the following vote:

AYES—Allen, Anderson, Bennett, Brown, Collier, George D. Collins, Cooke, Crichton, Lester T. Davis, Debs, Ralph C. Dills, Doyle, Dunn, Elliott, Fletcher, Gaffney, Gannon, Hawkins, Huyck, James, Johnson, Lowrey, McMillan, Miller, O'Day, Robertson, Rosenthal, Stanley, Stephenson, Stewart, Thompson, and Thorp—32.

NOES—Beck, Blosser, Boyd, Burke, Burns, Caldecott, Clarke, Conrad, Crowley, M. Philip Davis, Dolwig, Erwin, Grant, Grunsky, Hahn, Hinton, Hollibaugh, Kirkwood, Lyons, Maloney, McCollister, Sherwin, Silliman, Thurman, Waters, Wollenberg, and Mr. Speaker—27.

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS (RESUMED)
CONSIDERATION OF SENATE AMENDMENTS

Assembly Bill No. 1593—An act to add Section 1238.2 to the Code of Civil Procedure, relating to farmers' free market, declaring the urgency thereof, to take effect immediately.

The question being: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 1593?

Amendment No. 1

On page 1, line 8, of the printed bill, after "market", insert "solely for the vending of fresh fruits and vegetables,".

The roll was called, and the Assembly concurred in Senate amendment to Assembly Bill No. 1593 by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Boyd, Brown, Burke, Burns, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Evans, Fletcher, Gaffney, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Robertson, Rosenthal, Silliman, Stanley, Stewart, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—64.

NOES—Sherwin—1.

Assembly Bill No. 1593 ordered enrolled.

Assembly Bill No. 2358—An act to add Section 512.2 to the Vehicle Code, relating to the reduction of prima facie speed limits on state highways in snow areas.

The question being: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 2358?

Amendment No. 1

On page 1 of the printed bill, strike out lines 19 to 22, inclusive; and strike out all of page 2.

The roll was called, and the Assembly concurred in Senate amendment to Assembly Bill No. 2358 by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Boyd, Brown, Burke, Burns, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M Philip Davis, Debs, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—67.
NOES—None.

Assembly Bill No. 2358 ordered enrolled.

MOTION TO RECONSIDER ASSSEMBLY BILL NO. 1535

In compliance with a notice given on a previous day, Mr. Elliott moved that the vote whereby Assembly Bill No. 1535 was passed be reconsidered.

The roll was called, and Assembly Bill No. 1535 refused reconsideration by the following vote:

AYES—Anderson, Beck, Collier, George D. Collins, Conrad, Cooke, Crowley, Lester T. Davis, Ralph C Dills, Dunn, Elliott, Fletcher, Gaffney, Hahn, Hawkins, Heisinger, Huyck, Johnson, Kilpatrick, Lowrey, Lyons, Maloney, McMillan, Miller, O'Day, and Wollenberg—26.
NOES—Allen, Bennett, Blosser, Boyd, Brown, Burke, Butters, Caldecott, Clarke, Cramer, Crichton, M. Philip Davis, Debs, Dolwig, Erwin, Evans, Grant, Grunsky, Hinton, Hollibaugh, James, Kirkwood, Loomis, Luckel, McCollister, Niehouse, Robertson, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, and Mr. Speaker—36.

Assembly Bill No. 1535 ordered transmitted to the Senate.

SECOND READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1687—An act to foster and develop domestic and international trade for the benefit of the entire State; and for that purpose creating the World Trade Center Authorities and prescribing the powers and duties thereof; authorizing the authorities to purchase or otherwise obtain land, buildings, works and property for the establishment of domestic and international trade centers, to be known as the World Trade Centers and authorizing offices thereof within and without the State and authorizing the authorities to construct and complete the World Trade Centers directly or by contract; further authorizing the authorities to operate and maintain (or either of them) World Trade Centers, directly or by contract or lease with a nonprofit corporation or association; providing for the issuance and sale of revenue bonds and providing for the use of the proceeds thereof for the purposes of this act; and providing for the expenditure of such proceeds and all revenues received from the operation of the projects to the uses and purposes set forth herein.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency and Economy:

Amendment No. 1

On page 6, line 42, of the printed bill, as amended in the Assembly on May 16, 1947, strike out "and each", and insert "at least one a resident of Alameda or Contra

Costa Counties, at least one a resident of Marin, San Mateo or Santa Clara Counties, and at least one a resident of the Sacramento-San Joaquin Valley area. One member, appointed at large,".

Amendment No. 2

On page 6, line 44, of said bill, after the period, insert "Persons appointed shall have outstanding qualifications resulting from training, experience, and attainments in production and trade."

Amendment No. 3

On page 7, line 31, of said bill, strike out "City of Los Angeles and", and insert "County of Los Angeles, at least one a resident of Santa Barbara, San Luis Obispo, Ventura or Kern Counties, at least one a resident of San Diego or Imperial Counties, and at least one a resident of Riverside or San Bernardino Counties. Two members, appointed at large,".

Amendment No. 4

On page 7, line 33, of said bill, after the period, insert "Persons appointed shall have outstanding qualifications resulting from training, experience, and attainments in production and trade."

Amendment No. 5

On page 24, line 37, of said bill, after the period, insert "Reimbursement

8.1. In each city, county, district, or political subdivision in which property of an authority is situated, the assessor shall assess, and the board of equalization shall equalize the assessment of, the property of the authority in the manner provided in Division 1 of the Revenue and Taxation Code or other law or ordinance which would be applicable if the property were not exempt from taxation. The assessor shall compute and certify to the authority an amount equal to the tax or assessment or both which would be payable if the property were not exempt from taxation less the tax or assessment or both levied on any possessory interest in said property. The authority shall pay such amount into the general fund of the city, county, district, or political subdivision. Such part of any amount so paid to a county, city, district, or political subdivision which represents the tax or assessment which would accrue to another public agency for which such county, city, district, or political subdivision collects taxes or assessments shall be paid by the latter into the general fund of the public agency. All amounts received pursuant to this section shall be expended for state purposes.

Chapter 9."

Amendment No. 6

On page 25, line 9, of said bill, strike out "9", and insert "10".

Amendment No. 7

On page 27, line 10, of said bill, strike out "10", and insert "11".

Amendment No. 8

On page 29, line 31, of said bill, strike out "11", and insert "12".

Amendment No. 9

On page 29, line 45, of said bill, strike out "12", and insert "13".

Amendment No. 10

On page 30, line 26, of said bill, strike out "13", and insert "14".

Amendment No. 11

On page 21, line 35, of said bill, after "body", insert "or public corporation".

Amendment No. 12

On page 21, line 38, of said bill, after "body" insert "or public corporation".

Amendment No. 13

On page 21, line 41, of said bill, after "body", insert "or public corporation".

Amendment No. 14

On page 21, line 43, of said bill, after the period, insert "In the event the authority so elects, the provisions of the State Contract Act shall then be applicable to construction contracts (for construction and repair work), and the provisions of Sections 6.4a to 6.4e, inclusive, hereof, shall be inapplicable thereto."

Amendment No. 15

On page 29, line 23, of said bill, after "act", insert "shall be deposited in the World Trade Center Fund in the State Treasury, which fund is hereby created as a

special fund in the State Treasury. All other funds created or authorized by this act shall be a part of such World Trade Center Fund. All moneys at any time in such World Trade Center Fund".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

COMMUNICATIONS

By Speaker Collins:

The following communication was received, read, and ordered printed in the Journal:

KEEGAN, MAINE, May 23, 1947

California Legislature
c/o Arthur A. Ohnimus
Sacramento, California

GENTLEMEN: I have today received by insured parcel post the illuminated copy of Assembly Concurrent Resolution No. 1 adopted by the California Legislature on January 8th of this year; and I thank you very much for the remembrance shown to us by his many friends in California.

I am glad to see that he was still a man beloved and esteemed by his friends in California, and glad that he had done such a good job while seated in the Legislature

Once again thank you very much, both for your letter of the fifteenth instant and for the above mentioned illuminated copy.

Very truly yours,

GUY DUPERRY
Keegan, Maine

P. S. I am of course referring to my uncle, John B. Pelletier.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, June 2, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 832
Assembly Bill No. 1360
Assembly Bill No. 2286
Assembly Bill No. 2391

And reports the same correctly re-engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, June 2, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 46
Assembly Bill No. 1544
Assembly Bill No 2142
Assembly Bill No. 2335

And reports the same correctly re-engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

Committee on Public Morals

ASSEMBLY CHAMBER, SACRAMENTO, June 2, 1947

MR. SPEAKER: Your Committee on Public Morals, to which were referred:

Assembly Bill No. 2699
Senate Bill No. 1170

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

THOMPSON, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, June 2, 1947

MR. SPEAKER: Your Committee on Public Morals, to which was referred:

Senate Bill No. 1244

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

THOMPSON, Chairman

Above reported bill ordered to second reading.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 2286—An act to amend Section 14565 of the Education Code, relating to payments by the State Teachers' Retirement System to local districts, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnston, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, O'Day, Robertson, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—64.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnston, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, O'Day, Robertson, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—64.

NOES—None.

Bill ordered transmitted to the Senate.

REMARKS ON CONDITION OF FILE

Mr. Evans spoke on the condition of the file.

RE-REFERENCE OF BILLS

By order of the Speaker, the following bill was withdrawn from the file, and re-referred as follows:

Assembly Bill No. 1360 re-referred to Committee on Public Health.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 680—An act making an appropriation to be expended pursuant to the Property Acquisition Act for the acquisition of real property for use as a site for a state office building in the City of San Diego and in furtherance of the postwar building program.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Clayton A. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, O'Day, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Thompson, Waters, Wollenberg, and Mr. Speaker—61.

NOES—Cooke, Miller, and Thorp—3.

Bill ordered transmitted to the Senate.

Assembly Bill No. 2666—An act to add Section 1.5 to "An act making an appropriation to the Department of Natural Resources, Division of Beaches and Parks, for the acquisition of the Amestoy Rancho in the County of Los Angeles," approved July 17, 1945, to extend the time during which the appropriation made thereby may be expended, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T Davis, M. Philip Davis, Debs, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thurman, Waters, Wollenberg, and Mr. Speaker—65.
NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T Davis, M. Philip Davis, Debs, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thurman, Waters, Wollenberg, and Mr. Speaker—65.
NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 586—An act establishing a state college in the City of Los Angeles, County of Los Angeles, to be known as the Los Angeles State College.

Bill read third time.

Demand for Previous Question

Messrs. Heisinger, Ralph C. Dills, Luckel, Rosenthal, and Hahn demanded the previous question.

Demand for previous question sustained.

The question being on the passage of Assembly Bill No. 586.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Clayton A. Dills, Ralph C. Dills, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, O'Day, Robertson, Rosenthal, Sheridan, Silliman, Stanley, Stephenson, Stewart, Thompson, Thurman, Waters, and Wollenberg—64.
NOES—None.

Bill ordered transmitted to the Senate.

RECESS

At 12 m., on motion of Mr. Ralph C. Dills, the Assembly recessed until 1.30 p.m.

REASSEMBLED

At 1 30 p.m , the Assembly reconvened.
Hon. Sam L. Collins, Speaker of the Assembly, presiding.
Chief Clerk Arthur A. Ohnimus at the desk.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, June 2, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 19—An act to amend Sections 827 and 1946 of the Civil Code, relating to landlord and tenant and hiring of real property, respectively;

Assembly Bill No. 139—An act to amend Section 4260 of the Political Code and Section 28131 of the Government Code, relative to compensation for public services in counties of the thirty-first class;

Assembly Bill No. 266—An act to amend Sections 251, 253, 254, 265, 304, 305, 310, 311, 414, and 417.1, and to add Sections 254.1 and 303.1 to the Vehicle Code, relating to operators' and chauffeurs' licenses;

And reports that the same have been correctly enrolled, and presented to the Governor on the second day of June, 1947, at 2 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 2, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 640—An act to amend Section 59 of the Alcoholic Beverage Control Act, relating to sales on election day;

Assembly Bill No. 646—An act to amend Section 2165 of the Welfare and Institutions Code, relating to aid to the aged in respect to real property qualifications of applicants;

Assembly Bill No. 666—An act to add Section 26806 to the Government Code, relating to the employment of interpreters by county clerks and defining the powers and duties of such interpreters;

And reports that the same have been correctly enrolled, and presented to the Governor on the second day of June, 1947, at 2 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 2, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 667—An act amending Section 583 of the Code of Civil Procedure, relating to the filing of stipulations extending the time for the dismissal of actions;

Assembly Bill No. 668—An act amending Section 1952 of the Code of Civil Procedure, relating to the destruction or other disposition of depositions;

Assembly Bill No. 670—An act to amend Section 981a of the Code of Civil Procedure, respecting dismissal of appeals from justice court;

And reports that the same have been correctly enrolled, and presented to the Governor on the second day of June, 1947, at 2 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 2, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 697—An act to amend Section 16273 of the Education Code, relating to the definition of a school bus;

Assembly Bill No. 783—An act to amend Section 73b of the Code of Civil Procedure, and to add Section 4312.1 to the Political Code and Section 24254 5 to the Government Code, relating to holding sessions of the superior court in places other than the county seat;

Assembly Bill No. 879—An act to amend Section 697.5 of the Fish and Game Code, relating to striped bass;

And reports that the same have been correctly enrolled, and presented to the Governor on the second day of June, 1947, at 2 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 2, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1082—An act to add Section 5942 to the Education Code, relating to loans to school districts from the county school service fund;

Assembly Bill No. 1096—An act to amend Section 2103 of the Education Code, relating to compensation of board members;

Assembly Bill No. 1523—An act to amend Sections 4102, 4149, and 4653.1 of the Revenue and Taxation Code, relating to real property taxation, and declaring that this act shall take effect immediately;

And reports that the same have been correctly enrolled, and presented to the Governor on the second day of June, 1947, at 2 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 2, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1840—An act to amend Sections 6734 and 6735 of the Welfare and Institutions Code, relating to the restoration to capacity of persons committed to a state hospital;

Assembly Bill No. 1848—An act to add Section 7058.01 to the Welfare and Institutions Code, relating to commitment of defective or psychopathic delinquents;

Assembly Bill No. 1852—An act to repeal Section 6664 of the Welfare and Institutions Code, relating to the payment of expenses by the county when a person committed to a state institution is charged with a crime;

And reports that the same have been correctly enrolled, and presented to the Governor on the second day of June, 1947, at 2 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 2, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 2140—An act to amend Section 10493 of the Insurance Code, relating to insurance;

Assembly Bill No. 2230—An act to amend Section 731 of the Streets and Highways Code, relating to the powers of California Highway Patrol and peace officers in connection with protection of state highways;

And reports that the same have been correctly enrolled, and presented to the Governor on the second day of June, 1947, at 2 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 2, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Constitutional Amendment No. 27—A resolution to propose to the people of the State of California an amendment to the Constitution of the State by amending Section 25½ of Article IV thereof, relating to the Fish and Game Commission;

And reports that the same has been correctly enrolled, and presented to the Secretary of State on the second day of June, 1947, at 2 p.m.

WEBER, Chairman

REQUESTS FOR PERMISSION TO INTRODUCE BILLS

The following request for permission to introduce a bill was presented:

By Mr. Geddes:

ASSEMBLY CHAMBER, SACRAMENTO, June 2, 1947

MR. SPEAKER: In accordance with the provisions of Article IV, Section 2, of the Constitution, I request permission to introduce a bill, the title of which is as follows:

An act to amend Section 5 of the Construction and Employment Act, relating to the construction of public works.

Respectfully submitted.

ERNEST R. GEDDES

Request referred to Committee on Legislative Procedure.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, June 2, 1947

MR. SPEAKER: Your Committee on Legislative Procedure, to which was referred the following bill, herewith returns the same with the recommendation that the author be permitted to introduce it:

By Mr. Geddes:

An act to amend Section 5 of the Construction and Employment Act, relating to the construction of public works.

WEBER, Chairman

The roll was called.

Call of the Assembly

Pending the announcement of the vote, Mr. Ralph C. Dills moved a call of the Assembly.

Motion carried. Time, 1.33 p.m.

The Speaker directed the Sergeant-at-Arms to close the doors, and to bring in the following absent members:

Allen, Anderson, Bennett, Blosser, Boyd, Brady, Burke, Caldecott, Clarke, George D. Collins, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Dolwig, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Hahn, Hawkins, Hinckley, Johnson, Kilpatrick, Knight, Lowrey, Luckel, Lyons, McCollister, McMillan, O'Day, Price, Sheridan, Silliman, Stanley, Stewart, Thomas, Thompson, Waters, and Wollenberg—43.

PROCEEDINGS UNDER CALL OF THE ASSEMBLY BY UNANIMOUS CONSENT

TEMPORARY SUSPENSION OF ASSEMBLY RULE NO. 85

Mr. Ralph C. Dills asked for, and was granted, unanimous consent that Assembly Rule No. 85 be temporarily suspended for the purpose of placing a call of the Assembly on any matter on file.

MOTION TO INVITE POLISH AMBASSADOR TO THE UNITED STATES TO VISIT THE ASSEMBLY

Mr. Maloney moved that the Chief Clerk be instructed to invite, by letter, the Polish Ambassador to the United States to address the California Assembly on his scheduled trip West.

Mr. Ralph C. Dills seconded the motion.

Motion carried.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF SENATE BILLS (BY UNANIMOUS CONSENT)

Senate Bill No. 1174—An act to amend Sections 19484 and 19538 of the Business and Professions Code, relating to horse racing.

Bill read third time.

Motion to Amend

Mr. Maloney moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 22, of the printed bill, as amended in the Assembly on May 26, 1947, after the period, insert "The licensee so selected shall be subject to the approval of the board."

Amendment read, and adopted.

Bill ordered reprinted, and to third reading.

BILLS WITHDRAWN FROM ACTIVE FILE, AND PLACED ON THE INACTIVE FILE

Assembly Bill No. 1674, on motion of Mr. M. Philip Davis.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 138—An act to amend Sections 2020, 2186, and 2187 of the Welfare and Institutions Code, to repeal Sections 2021, 2021.01, and 2187.01 thereof, and to amend and renumber Section 2021.001 thereof, relating to aid to the aged, increasing the amount thereof, and making an appropriation, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Grant, Grunsky, Hahn, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Robertson, Rosenthal, Sheridan, Sherwin, Stephenson, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—60.

NOES—None.

The question being on the passage of Assembly Bill No. 138.

The roll was called.

Motion for Call of the Assembly

Pending the announcement of the vote, Mr. Ralph C. Dills moved a call of the Assembly.

Motion lost.

Assembly Bill No. 138 passed by the following vote:

AYES—Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M Philip Davis, Debs, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Grant, Grunsky, Hahn, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Robertson, Rosenthal, Sheridan, Sherwin, Stephenson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—59.

NOES—None.

Bill ordered transmitted to the Senate.

Statement of Vote on Assembly Bill No. 138

As co-authors, we would have voted "Aye" on roll call had we not been absent from the Assembly Chamber on legislative business.

(Signed)

EDWARD M. GAFFNEY
GEORGE D. COLLINS, JR.

Explanation of Vote on Assembly Bill No. 138

A co-author reasonably votes for and supports his own bill. Unfortunately, legislative duties on the Senate side of the house called me away, and I was unable to vote "Aye" on Assembly Bill No. 138.

BERNARD R. BRADY

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS (RESUMED)
CONSIDERATION OF SENATE AMENDMENTS

Assembly Bill No. 817—An act to amend Section 103 of the Code of Civil Procedure, relating to justices' courts in townships and cities.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 817?

Amendment No. 1

In line 1 of the title of the printed bill, as amended in the Assembly on April 10, 1947, strike out "Section 103", and insert "Sections 103 and 103½".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 2

On page 4 of said bill, after line 43, insert

"(1) Whenever in the opinion of the justice of the peace of a township containing a population of over 50,000 in a county of 2,000,000 or more, the public interest so justify or require, he may, with the approval of the board of supervisors authorize one session of the justice court of such township, to be known as extra sessions thereof, to be held in addition to, and at the same time as, the sessions held by the justice of the peace of such township, which extra sessions shall have all the powers and jurisdiction prescribed and conferred by law upon justices of the peace.

The justice of the peace of a township containing a population of over 50,000 in any county of more than 2,000,000, may request any other qualified justice of the peace, or judge of any city court in such county, to hold extra sessions of court in such township, and while so holding court, or acting as a justice of the peace therein, he shall receive for his services such compensation as may be fixed by ordinance by the board of supervisors together with his actual traveling expenses while traveling from his residence to the court and return therefrom. The extra compensation of the justice of the peace, or judge sitting in said court pursuant to such request shall be paid by the county which, by law is charged with payments of the compensation of the justice of the peace making the request. The board of supervisors of such county shall provide a suitable place for the holding of extra sessions of said justices' court.

SEC. 2. Section 103½ of said code is amended to read:

103½. Every city justice's court in any city or town of the second and one-fourth, second and three-eighths, and second and three-fourths classes shall have a clerk. Every city justice's court in any city or town of the second and three-eighths class and the second and one-half class where there is a police court or other inferior court organized under the city charter shall have one clerk. Every city justice's court in any city or town of the second and three-eighths class where there is no police court or other inferior court organized under the city charter shall have one clerk and two deputy clerks. Every city justice's court in any city or town of the second and one-half class where there is no police court or other inferior court organized under the city charter shall have one clerk and three deputy clerks. *Every city justice's court in any city or town of the third class shall have one clerk, one assistant clerk and one deputy clerk.* Said clerks shall be respectively appointed by the justice of the peace of said court and shall hold office during the pleasure of said justice. Said clerks and deputy clerks shall each give a bond in the sum of five thousand dollars ($5,000) with at least two sureties to be approved by the mayor or, if the clerk's salary is paid by the county, to be approved as provided for county officers, conditioned for the faithful discharge of the duties of their office. They shall keep a record of the proceedings of said court and issue all process ordered by the justice of said court. The clerk of said court or a deputy clerk in the discretion of the justice of the peace, shall receive and pay into the city treasury, or into the county treasury if the salary of the clerk is paid by the county, all fines, forfeitures and fees paid into said court, and shall render each month to the city council or county board of supervisors where the salary of the clerk is paid by the county an exact account under oath of all fines, forfeitures and fees paid and collected. Said clerks and deputy clerks shall prepare bonds, justify bail when the amount has been fixed by the court or justice and may administer and certify oaths, and shall remain in the courtrooms of said court during court hours and during such reasonable times thereafter as may be necessary for the proper performance of their duty. The clerk of the court shall have custody of all records and papers of said justice's court. Every clerk of the justice's court in any city or town of the second and one-fourth class shall receive a salary of one

thousand six hundred dollars ($1,600) per annum. Every clerk of the justice's court in any city or town of the second and one-half class, where there is a police court or other inferior court organized under the city charter, shall receive an annual salary of two thousand one hundred dollars ($2,100). Every clerk of the justice's court in any city or town of the second and three-eighths class, where there is a police court or other inferior court organized under the city charter, shall receive an annual salary of two thousand two hundred five dollars ($2,205). Every clerk of the justice's court in any city or town of the second and three-eighths class where there is no police court or other inferior court organized under the city charter, shall receive an annual salary of two thousand seven hundred dollars ($2,700), and every clerk of the justice's court in any city or town of the second and one-half class where there is no police court or other inferior court organized under the charter, shall receive an annual salary of three thousand six hundred dollars ($3,600), and the deputy clerks of said city or town shall each receive an annual salary of two thousand one hundred dollars ($2,100). Every clerk of the justice's court in any city or town of the second and three-fourths class shall receive an annual salary of two thousand one hundred dollars ($2,100). Every clerk of the justice's court of any city or town of the third class shall receive an annual salary of [two] *three* thousand [four] *three* hundred dollars [($2,400)] *($3,300), every assistant clerk shall receive an annual salary of two thousand four hundred dollars ($2,400) and every deputy clerk shall receive an annual salary of two thousand one hundred dollars ($2,100)* ; said salaries shall respectively be payable in equal monthly installments by warrants drawn each month upon the salary fund, or if there be no salary fund, then upon the general fund, of such city or county as the case may be, such warrants to be audited and paid as salaries of any other city or county officials respectively, and said salaries shall be the full compensation for all services rendered by the clerks of said courts."

The roll was called, and the Assembly refused to concur in Senate amendments to Assembly Bill No. 817 by the following vote:

AYES—Brown, Evans, Hollibaugh, and Stephenson—4.

NOES—Bennett, Blosser, Boyd, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Fletcher, Grant, Hahn, Heisinger, Hinton, Huyck, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Robertson, Sherwin, Thompson, Thorp, Waters, Weber, and Wollenberg—45.

Appointment of Committee on Conference Concerning Assembly Bill No. 817

The Speaker announced the appointment of Messrs. Weber, Brown, and Caldecott as a Committee on Conference concerning Assembly Bill No. 817.

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 772—An act to amend Section 19627 of the Business and Professions Code, relating to the state revenue derived from horse racing licenses.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Fletcher, Gaffney, Grant, Grunsky, Hahn, Heisinger, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Loomis, Luckel, Maloney, McCollister, McMillan, Niehouse, Robertson, Rosenthal, Sheridan, Sherwin, Stanley, Stewart, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—57.

NOES—George D. Collins and Hawkins—2.

Bill ordered transmitted to the Senate.

Assembly Bill No. 871—An act to add Sections 33 and 34 to the Construction and Employment Act, making an appropriation to be allocated to cities incorporated on or after July 1, 1946, and before the effective date of this act.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Clayton A. Dills, Ralph C Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Grant, Grunsky, Hahn, Hawkins, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Lowrey, Luckel, Maloney, McCollister, McMillan, Niehouse, Robertson, Rosenthal, Sherwin, Stanley, Stewart, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—58.

NOES—Clarke, Heisinger, Loomis, Miller, and Stephenson—5.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1292—An act to provide for the revision of the Constitution of this State, including the election of delegates to the convention, the proceedings, powers, duties, and matters incidental to the convention, the submission of the revised Constitution to the people and matters incidental thereto, and making an appropriation therefor.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Bennett, Berry, Blosser, Boyd, Brown, Burke, Caldecott, Carey, Collier, George D Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T Davis, M. Philip Davis, Debs, Clayton A. Dills, Ralph C Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Grant, Grunsky, Hahn, Hawkins, Hinton, Huyck, Johnson, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Robertson, Sherwin, Stanley, Stewart, Waters, Weber, Wollenberg, and Mr Speaker—55

NOES—Butters, Clarke, Heisinger, Kilpatrick, Stephenson, Thompson, and Thorp—7.

Bill ordered transmitted to the Senate.

Assembly Bill No. 2012—An act to add Division 7, comprising Sections 8600 to 8703, inclusive, to the Public Resources Code, providing or the establishment of a Recreation Commission, prescribing its powers and duties, and making an appropriation.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Clayton A Dills, Ralph C. Dills, Dolwig, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Grant, Grunsky, Hahn, Hawkins, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Robertson, Sherwin, Stanley, Stephenson, Stewart, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—61.

NOES—Thorp—1.

Bill ordered transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT TO PRINT STATEMENT

Mr. Kilpatrick asked for, and was granted, unanimous consent that he be permitted to print the following statement in the Journal:

STATEMENT RELATIVE TO THE DEPARTMENT OF SOCIAL WELFARE—THAT IT IS FAIRLY AND EFFICIENTLY ADMINISTERED

The June issue of the National Pension Advocate in front page headlines states, "Kilpatrick scores Wollenberg; charges State Director unfit."

My answer is that the statement goes altogether too far. While certifying that I have scored the Department of Social Welfare for actively opposing legislation intended to better conditions for those coming under its program, I have repeatedly,

in committee, and out, declared that the department is better administered than ever before—that clients are given their lawful rights.

Any statement that I have referred to Charles M. Wollenberg as unfit, is the opposite of the truth.

VERNON KILPATRICK

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Constitutional Amendment No. 14—A resolution to propose to the people of the State of California an amendment to the Constitution of the State by amending Section 16 of Article V thereof, relating to the order of succession to the office of Governor.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crowley, Lester T. Davis, Debs, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Robertson, Rosenthal, Sherwin, Stanley, Stephenson, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—65.

NOES—None.

Resolution ordered transmitted to the Senate.

Assembly Constitutional Amendment No. 14

A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending Section 16 of Article V thereof, relating to the order of succession to the Office of Governor

Resolved by the Assembly, the Senate concurring, That the Legislature of the State of California at its Fifty-seventh Regular Session commencing on the sixth day of January, 1947, two-thirds of all members elected to each of the two houses of the Legislature voting in favor thereof, hereby proposes to the people of the State of California that Section 16 of Article V of the Constitution be amended as follows:

SEC. 16. In case of vacancy in the office of Governor the powers and duties of the office shall devolve upon the Lieutenant Governor for the residue of the term, and the Lieutenant Governor so acting as Governor shall receive the salary and perquisites of Governor. In case of vacancy in the office of Governor and in the office of Lieutenant Governor, the powers and duties of the office of Governor shall devolve upon the last duly elected President pro Tempore of the Senate; or if there be none, then upon the last duly elected Speaker of the Assembly; or if there be none, then upon the Secretary of State; or if there be none, then upon the Attorney General; or if there be none, then upon the Treasurer; or if there be none, then upon the Controller. In case of vacancy in the office of Governor and in the office of Lieutenant Governor, the person upon whom the powers and duties of the office of Governor devolve shall act as Governor for the residue of the term and such person upon acting as Governor shall receive the salary and perquisites of Governor. In case of impeachment of the Governor or officer acting as Governor, his absence from the State, or his other temporary disability to discharge the powers and duties of office, then the powers and duties of the office of Governor devolve upon the same officer as in the case of vacancy in the office of Governor, but only until the disability shall cease.

In case of the death, disability or other failure to take office of the Governor-elect, whether occurring prior or subsequent to the returns of election, the Lieutenant Governor-elect shall act as Governor from the same time and in the same manner as provided for the Governor-elect and shall act as Governor for the full term or until the disability of the Governor-elect shall cease.

In case of the death, disability or other failure to take office of both the Governor-elect and the Lieutenant Governor-elect, the last duly elected President pro Tempore of the Senate, or in case of his death, disability, or other failure to take office, the last duly elected Speaker of the Assembly, or in case of his death, disability, or other failure to take office, the Secretary of State-elect, or in case of his death, disability, or other failure to take office, the Attorney General-elect, or in case of his death, disability, or other failure to take office, the Treasurer-elect, or in case of his death, disability, or other failure to take office, the Controller-elect shall act as Governor from the same time and in the same manner as provided for the Governor-elect. Such person shall act as Governor for the full term or until the disability of the Governor-elect shall cease.

In any case in which a vacancy shall occur in the office of Governor, and provision is not made in this Constitution for filling such vacancy, the senior deputy Secretary of State shall convene the Legislature by proclamation to meet within eight days after the occurrence of the vacancy in joint convention of both houses at an extraordinary session for the purpose of choosing a person to act as Governor until the office may be filled at the next general election appointed for election to the office of Governor.

At such a session the Legislature may provide for the necessary expenses of the session and other matters incidental thereto.

Assembly Bill No. 128—An act to add Section 1.7 to the Judges' Retirement Act and to add Section 4.7 to the Judges' Retirement Fund Act, relating to the retirement of justices and judges who served in the armed forces of the United States during war or national emergency.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, Debs, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Erwin, Evans, Fletcher, Gaffney, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, Johnson, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Robertson, Rosenthal, Sherwin, Stanley, Stephenson, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—60.

NOES—None.

Bill ordered transmitted to the Senate.

BILLS WITHDRAWN FROM INACTIVE FILE, AND PLACED ON THE THIRD READING FILE

The following bills were withdrawn from the inactive file, and placed upon the third reading file:

Assembly Bill No. 2393, on request of Mr. Brown.
Assembly Bill No. 2394, on request of Mr. Brown.
Assembly Bill No. 2496, on request of Mr. Sheridan.
Assembly Bill No. 1116, on request of Mr. Stewart.

NOTICE OF MOTION TO WITHDRAW SENATE BILL NO. 68 FROM INACTIVE FILE

Mr. Thurman gave notice that on the next legislative day he would move to withdraw Senate Bill No. 68 from the inactive file, and have it placed upon the third reading file.

CONSIDERATION OF DAILY FILE (RESUMED) THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 2425—An act to amend Sections 1703.5 and 1706.8 of, and to add Sections 1706.85 and 1706.95 to, the Insurance Code, relating to the licensing and examination of agents and making an appropriation to carry out the provisions hereof.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burns, Butters, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Clayton A. Dills, Ralph C. Dills, Dolwig Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Grunsky, Hahn, Heisinger

Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Rosenthal, Sherwin, Stanley, Stephenson, Thompson, Thorp, Thurman, Waters, Weber, Wollenber, and Mr. Speaker—62.

NOES—Burke—1.

Bill ordered transmitted to the Senate.

Assembly Bill No. 2652—An act providing for the relocation of the Fresno State College and making an appropriation.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Fletcher, Gaffney, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Robertson, Rosenthal, Stanley, Stephenson, Stewart, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—63.

NOES—Thorp—1.

Bill ordered transmitted to the Senate.

Assembly Bill No. 2228—An act making an appropriation for surveys, plans, estimates, preliminary engineering and other preliminary expenses for a toll bridge or other toll highway crossing across the Bay of San Francisco from the City and County of San Francisco to the County of Alameda.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Fletcher, Gaffney, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—69.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 2223—An act to add Chapter 8 to Part 2, Division 1, of the Health and Safety Code, relating to local administration of public health, providing for financial assistance to local health departments by the State Department of Public Health; providing for the establishment of minimum standards of personnel, organization and administration of local health departments, and providing for the establishment of multi-county local health districts; and making an appropriation.

Bill read third time.

Motion to Amend

Messrs. Geddes and Dunn moved the adoption of the following amendments:

Amendment No. 1

On page 3, line 50, of the printed bill, as amended in the Assembly on April 24, 1947, strike out "and approval by".

Amendment No. 2

On page 4 of said bill, strike out lines 27 to 36, inclusive, and insert

"1130. (a) For the purposes of the administration of this chapter, the State Department of Public Health shall establish and maintain personnel standards on a

merit basis, including therein standards of qualifications, competency, education, experience, tenure and compensation, necessary for the proper and efficiency administration of this chapter, which standards shall be applicable to the departments of counties, cities, or districts, as agents of the State in administration of this chapter, in the employment of personnel for such purpose.

In the exercise of its functions under this chapter, the State Department of Public Health shall exercise no authority with respect to the selection, tenure of office, and compensation of any individual if he is employed in accordance with such standards

Nothing in this section shall prevent any county, city, or district from establishing its own merit system and determining thereunder the personnel standards to be applicable to its employees; provided, however, that as to personnel employed in the administration of this chapter, the State Department of Public Health shall have a supervisory power to insure compliance with the personnel standards it establishes to the end that local health departments receiving state aid under this chapter shall at all times conform to the merit principle.

(b) The State Department of Public Health shall establish minimum standards for the organization and operation of the local health departments."

Amendments read.

The roll was called, and the amendments refused adoption by the following vote:

AYES—Anderson, Bennett, Caldecott, Carey, Collier, George D. Collins, Ralph C. Dills, Dunn, Elliott, Hawkins, Hollibaugh, Kilpatrick, Lyons, McMillan, Miller, Robertson, and Rosenthal—17.

NOES—Beck, Berry, Blosser, Boyd, Brown, Burke, Butters, Clarke, Conrad, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Erwin, Evans, Gaffney, Grant, Grunsky, Hahn, Heisinger, Hinton, Huyck, James, Johnson, Kirkwood, Knight, Loomis, Lowrey, Luckel, Maloney, Niehouse, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—42.

The question being on the passage of Assembly Bill No. 2223.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Clayton A. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Gaffney, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—69.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 2335—An act to amend Section 18051 of the Government Code, relating to vacations of state civil service employees.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Cramer, Crichton, Crowley, M. Philip Davis, Debs, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Evans, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Maloney, McMillan, Miller, Niehouse, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—60.

NOES—Butters—1.

Bill ordered transmitted to the Senate.

Assembly Bill No. 2038—An act to amend Section 755 of the Political Code, relating to the salary of the Clerk of the Supreme Court and ex officio Secretary of the Judicial Council.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, M. Philip Davis, Debs, Clayton A. Dills, Ralph C. Dills, Doyle, Erwin, Gaffney, Gannon, Grant, Grunsky, Hawkins, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Lyons, Maloney, McCollister, McMillan, Miller, Nichouse, Robertson, Rosenthal, Sherwin, Silliman, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—55.

NOES—Butters, Carey, Dunn, Evans, Heisinger, Hinton, and Luckel—7.

Bill ordered transmitted to the Senate.

MOTION THAT REPORTS BE DEEMED READ

Mr. Burns moved that all committee reports at the desk be deemed read, and ordered printed in the Journal.

Motion carried.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, June 2, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 751

And reports the same correctly re-engrossed.

WEBER, Chairman

Above reported bill ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, June 2, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 717
Assembly Bill No. 1808
Assembly Bill No. 1871

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, June 2, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 30
Assembly Bill No. 1458
Assembly Bill No. 2078
Assembly Bill No. 2452

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, June 2, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 258
Assembly Bill No. 1352

And reports the same correctly re-engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

RE-REFERENCE OF BILLS

By order of the Speaker, the following bills were withdrawn from the file, and re-referred as follows:

Assembly Bills Nos. 30 and 1458 re-referred to Committee on Fish and Game.

Assembly Bill No. 2078 re-referred to Committee on Public Health.

Assembly Bill No. 1871 re-referred to Committee on Agriculture.

Assembly Bills Nos. 717 and 1808 re-referred to Committee on Public Health.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 323—An act to create in the State Treasury the United States Federal Flood Control Receipts Fund and making an appropriation.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Clayton A. Dills, Doyle, Dunn, Elliott, Erwin, Evans, Gaffney, Gannon, Grant, Grunsky, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Robertson, Sherwin, Silliman, Stanley, Stephenson, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—66.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 329—An act making an appropriation to the Department of Finance for the widening of Plaza Avenue in Arcata, Humboldt County.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Clayton A. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Gannon, Grant, Grunsky, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Robertson, Sherwin, Silliman, Stanley, Stephenson, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—62.

NOES—Caldecott—1.

Bill ordered transmitted to the Senate.

THIRD READING OF SENATE BILLS (BY UNANIMOUS CONSENT)

Senate Bill No. 374—An act to amend Sections 608 and 2188 of the Revenue and Taxation Code and to add Sections 2188.1 and 2188.2 to said code, relating to taxes on improvements, and declaring the urgency thereof to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Gaffney, Gannon, Grant, Grunsky, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Robertson, Sherwin, Silliman, Stanley, Stephenson, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—62.

NOES—George D. Collins—1.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Gaffney, Gannon, Grant, Grunsky, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Robertson, Sherwin, Silliman, Stanley, Stephenson, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—62.

NOES—George D. Collins—1.

Bill ordered transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT THAT MR. CURRIE FROM STATE DEPARTMENT OF FINANCE BE PERMITTED TO SIT AT DESK

Mr. Waters asked for, and was granted, unanimous consent that Mr. Currie, of the State Department of Finance, be permitted to sit with him, at his desk, during the debate on Senate Bill No. 176.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 176—An act to amend Section 7.5 of the Bank and Corporation Franchise Tax Act, Section 5.5 of the Corporation Income Tax Act, and Sections 6051, 6201, 17053.5, 19200, 19201.5, 19202, 19203.5, 19204.5, and 19205.5 of the Revenue and Taxation Code, relating to state taxation and providing for rates and exemptions, and providing that this act shall take effect immediately.

Bill read third time.

Motion to Amend

Mr. Doyle moved the adoption of the following amendments:

Amendment No. 1

On page 2, line 49, of the printed bill, as amended in the Senate on March 27, 1947, strike out "2½", and insert "2".

Amendment No. 2

On page 3, line 28, of said bill, strike out "2½", and insert "2".

Amendments read.

Demand for Previous Question

Messrs. Thurman, Silliman, Kirkwood, Loomis, and Conrad demanded the previous question.

Demand for previous question sustained.

The question being on the adoption of the amendments offered by Mr. Doyle to Senate Bill No. 176.

The roll was called, and the amendments refused adoption by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Brady, George D. Collins, Cooke, Lester T. Davis, Debs, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Evans, Fletcher, Gaffney, Hawkins, Heisinger, Kilpatrick, Lowrey, McCollister, McMillan, Miller, O'Day, Robertson, and Rosenthal—28.

NOES—Blosser, Boyd, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cramer, Crichton, Crowley, M. Philip Davis, Dickey, Dolwig, Erwin, Gannon, Grant, Grunsky, Hahn, Hinton, Huyck, James, Johnson, Kirkwood, Knight, Loomis, Luckel, Lyons, Maloney, Niehouse, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—43.

Consideration of Further Amendments to Senate Bill No. 176

Motion to Amend

Messrs. Hawkins and Anderson moved the adoption of the following amendments:

Amendment No. 1

On page 7, line 8, of the printed bill, as amended in the Senate on March 27, 1947, strike out "dollars ($3,000)", and insert "five hundred dollars ($3,500)".

Amendment No. 2

On page 7, lines 10 and 11, of said bill, strike out "four thousand five hundred dollars ($4,500)", and insert "five thousand five hundred dollars ($5,500)".

Amendment No. 3

On page 7, line 12, of said bill, strike out "six thousand dollars ($6,000)", and insert "seven thousand dollars ($7,000)".

Amendment No. 4

On page 7, line 35, of said bill, strike out "dollars ($3,000)", and insert "five hundred dollars ($3,500)".

Amendment No. 5

On page 7, line 37, of said bill, strike out "four thousand five hundred dollars ($4,500)", and insert "five thousand five hundred dollars ($5,500)".

Amendment No. 6

On page 7, line 40, of said bill, strike out "six thousand dollars ($6,000)", and insert "seven thousand dollars ($7,000)".

Amendments read.

Demand for Previous Question

Messrs. James, Thurman, Silliman, Hahn, and Rosenthal demanded the previous question.

Demand for previous question sustained.

The question being on the adoption of the amendments offered by Messrs. Hawkins and Anderson to Senate Bill No. 176.

The roll was called, and the amendments refused adoption by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Brady, Brown, Carey, George D. Collins, Cooke, Crichton, Lester T. Davis, Debs, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Evans, Fletcher, Gaffney, Hawkins, Heisinger, Johnson, Kilpatrick, Lowrey, Luckel, McCollister, McMillan, Miller, O'Day, Robertson, and Rosenthal—33.

NOES—Blosser, Boyd, Burke, Burns, Butters, Caldecott, Clarke, Collier, Conrad, Cramer, Crowley, M. Philip Davis, Dickey, Dolwig, Erwin, Gannon, Grant, Grunsky, Hahn, Hinton, Hollibaugh, Huyck, James, Kirkwood, Knight, Loomis, Lyons, Maloney, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—40.

The question being on the passage of Senate Bill No. 176.

Point of Order

Mr. Boyd arose to the following point of order: That Mr. Allen is not in order because Mr. Waters has closed his debate on Senate Bill No. 176.

Ruling by Speaker

Speaker Collins ruled the point of order not well taken because Mr. Waters has just opened the debate on Senate Bill No. 176.

The question being on the passage of Senate Bill No. 176.

Demand for Previous Question

Messrs. Silliman, Heisinger, Hinton, Grunsky, and Collier demanded the previous question.

Demand for previous question sustained.

The question being on the passage of Senate Bill No. 176.

Additional Time Granted to Mr. Waters

By unanimous consent, Mr. Waters was granted a minute additional time for the purpose of replying to a question relative to Senate Bill No. 176.

The question being on the passage of Senate Bill No. 176.

The roll was called.

Call of the Assembly

Pending the announcement of the vote, Mr. Waters moved a call of the Assembly.

Motion carried. Time, 4.40 p.m.

The Speaker directed the Sergeant-at-Arms to close the doors, and to bring in the following absent members:

Field, Geddes, Hinckley, Price, Sheridan, and Thomas—6.

PROCEEDINGS UNDER CALL OF THE ASSEMBLY BY UNANIMOUS CONSENT

TEMPORARY SUSPENSION OF ASSEMBLY RULE NO. 85

Mr. Ralph C. Dills asked for, and was granted, unanimous consent that Assembly Rule No. 85 be temporarily suspended for the purpose of placing a call of the Assembly on any matter on file.

FURTHER PROCEEDINGS UNDER CALL OF THE ASSEMBLY DISPENSED WITH ON THE REQUEST FOR PERMISSION TO INTRODUCE A BILL

At 4.41 p.m., on motion of Mr. Ralph C. Dills, further proceedings under the call of the Assembly were dispensed with.

The names of the absentees were called, and permission to introduce a bill granted to Mr. Geddes by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—73.

NOES—None.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bill was introduced, and read the first time:

Assembly Bill No. 2702: By Mr. Geddes—An act to amend Section 5 of the Construction and Employment Act, relating to the construction of public works.

Referred to Committee on Conservation, Planning, and Public Works.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, June 2, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate appointed Senators Breed, Tenney, and Crittenden as a Committee on Conference concerning:

Assembly Bill No. 817—An act to amend Sections 103 and 103½ of the Code of Civil Procedure, relating to justices' courts in townships and cities.

J. A. BEEK, Secretary of the Senate
By O. V. TAYLOR, Assistant Secretary

REPORT OF COMMITTEE ON CONFERENCE

The following report of Committee on Conference was received, and read:

ASSEMBLY CHAMBER, SACRAMENTO, June 2, 1947

MR. SPEAKER: The Committee on Conference concerning:

Assembly Bill No. 817—An act to amend Sections 103 and 103½ of the Code of Civil Procedure, relating to justices' courts in townships and cities;

Consisting of the undersigned members, has met, and reports that it has agreed to recommend the following:

That the amendments of the Senate be concurred in, and that the bill, as amended on May 26, 1947, be further amended as follows:

Amendment No. 1

On page 6, line 15, of the printed bill, as amended in the Assembly on May 26, 1947, strike out "one hundred dollars ($2,100)", and insert "seven hundred dollars ($2,700)".

BREED	BROWN
CRITTENDEN	CALDECOTT
TENNEY	WEBER
Senate Committee on Conference	Assembly Committee on Conference

The roll was called, ~~and the report adopted by the following vote:~~

PRINTER'S NOTE—There being no 7-point strikeout type available, the following roll call, which should appear in strikeout type, is indicated by being enclosed within brackets:

[AYES—Allen, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Clarke, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Fletcher, Gaffney, Gannon, Grunsky, Hawkins, Heisinger, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, O'Day, Sherwin, Silliman, Stanley, Stephenson, Thompson, Thorp, Thurman, Weber, Wollenberg, and Mr. Speaker—59.

NOES—None.]

On June 5, 1947, the above record was expunged, and the action rescinded, whereby the Assembly on this day adopted the report of the Committee on Conference concerning Assembly Bill No. 817.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolution was offered:

Assembly Concurrent Resolution No. 82: By Messrs. Grunsky, Allen, Evans, Gaffney, Anderson, Beck, Berry, Blosser, Boyd, Brady, Brown, Burke, Butters, Caldecott, Carey, Clarke, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Fletcher, Gannon, Grant, Hahn, Hawkins, Heisinger, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Mrs. Niehouse, Messrs. O'Day, Robertson, Rosenthal, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg. —Relative to the creation of the Joint Fact-Finding Committee on a Third Major North-South Highway.

Referred to Committee on Rules.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 1559—An act to provide for the participation by the State of California in public centennial celebrations to be held at the City of Benicia, making an appropriation, declaring the urgency thereof and providing that this act shall take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, O'Day, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—65.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, O'Day, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—65.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 1353—An act to amend Sections 11003 and 11005, and to repeal Section 11004 of the Revenue and Taxation Code, relating to motor vehicle license tax.

Bill read third time.

Motion to Amend

Mr. Dunn moved the adoption of the following amendment:

Amendment No. 1

On page 2, line 19, of the printed bill, as amended in the Senate on May 1, 1947, strike out "State purpose", and insert "the following state purposes in the order named:

(1) Maintenance and construction of roads and streets;
(2) Traffic signaling devices;
(3) Provision and maintenance of parking areas;
(4) Traffic law enforcement;
(5) For any other state purpose."

Amendment read.

The roll was called, and the amendment refused adoption by the following vote:

AYES—Brady, Crichton, Dunn, Evans, Fletcher, Kilpatrick, and Robertson—7.

NOES—Beck, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Lester T. Davis, Debs, Dickey, Dolwig, Elliott, Erwin, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, Johnson, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Rosenthal, Sherwin, Silliman, Stephenson, Stewart, Thompson, Thorp, Weber, and Wollenberg—51.

The question being on the passage of Senate Bill No. 1353.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Waters, Weber, and Wollenberg—69.
NOES—None.

Bill ordered transmitted to the Senate.

Speaker Pro Tempore Presiding

At 5.15 p.m., Hon. Thomas A. Maloney, Speaker pro Tempore of the Assembly, presiding.

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1594—An act making an appropriation to the Board of State Harbor Commissioners for maintenance of fire boats, to take effect immediately.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, O'Day, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—68.
NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1791—An act relating to the revenue deficiency reserve; defining the powers and duties of state officers in connection therewith, and declaring the urgency thereof, to take effect July 1, 1947.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Allen, Anderson, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, George D. Collins, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Waters, Weber, and Wollenberg—65.
NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, George D. Collins, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Waters, Weber, and Wollenberg—65.
NOES—None.

Bill ordered transmitted to the Senate.

Hon. Ralph C. Dills Presiding

At 5.20 p.m., Hon. Ralph C. Dills, Member of the Assembly from the Sixty-ninth District, presiding.

REQUESTS FOR PERMISSION TO INTRODUCE BILLS

The following request for permission to introduce a bill was presented:

By Mr. Beck:

ASSEMBLY CHAMBER, SACRAMENTO, June 2, 1947

MR. SPEAKER: In accordance with the provisions of Article IV, Section 2, of the Constitution, I request permission to introduce a bill, the title of which is as follows:

An act to amend Section 141 of the Education Code, relating to the salary of the Superintendent of Public Instruction.

Respectfully submitted

JULIAN BECK

Request referred to Committee on Legislative Procedure.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, June 2, 1947

MR. SPEAKER: Your Committee on Legislative Procedure, to which was referred the following bill, herewith returns the same with the recommendation that the author be permitted to introduce it:

By Mr. Beck:

An act to amend Section 141 of the Education Code, relating to the salary of the Superintendent of Public Instruction

WEBER, Chairman

The roll was called, and permission granted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stewart, Thompson, Thorp, Waters, and Wollenberg—66.

NOES—None.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bill was introduced, and read the first time:

Assembly Bill No. 2703: By Mr. Beck (By request of Messrs. Lowrey, Robertson, Gaffney, Hahn, Hinton, Burke, Rosenthal, Brown, Waters, Cooke, Wollenberg, Caldecott, Maloney, O'Day, Blosser, Johnson, Crichton, Thompson, Kirkwood, Grant, Evans, Stanley, Fletcher, Mrs. Niehouse, Messrs. James, Cramer, Debs, M. Philip Davis, Grunsky, Ralph C. Dills, Erwin, McCollister, Kilpatrick, Clayton A. Dills, Lester T. Davis, Dunn, Allen, Bennett, Stewart, Lyons, and Miller)—An act to amend Section 141 of the Education Code, relating to the salary of the Superintendent of Public Instruction.

Referred to Committee on Education.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 475—An act to amend Section 17 of "An act defining credit unions, providing for their incorporation, powers, management and supervision," approved March 31, 1927, relating to duties of directors.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Thompson, Thorp, Waters, Weber, and Wollenberg—66.

NOES—None.

Bill ordered transmitted to the Senate.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, June 2, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed, as amended:

Assembly Bill No. 1
Assembly Bill No 167
Assembly Bill No. 1438
Assembly Bill No. 1846

And respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bills ordered to unfinished business file.

SENATE CHAMBER, SACRAMENTO, June 2, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed:

Assembly Bill No. 588
Assembly Bill No. 592
Assembly Bill No. 664
Assembly Bill No. 696
Assembly Bill No. 1638
Assembly Bill No. 1639
Assembly Bill No. 1643
Assembly Bill No. 1671
Assembly Bill No. 1923
Assembly Bill No. 2119
Assembly Bill No. 2387

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bills ordered enrolled.

SENATE CHAMBER, SACRAMENTO, June 2, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to:

Senate Bill No. 209
Senate Bill No. 669
Senate Bill No. 1092
Senate Bill No. 1205
Senate Bill No. 695

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

SENATE CHAMBER, SACRAMENTO, June 2, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed:

Senate Bill No. 673
Senate Bill No. 824
Senate Bill No. 1239
Senate Bill No. 1365
Senate Bill No. 1430
Senate Bill No. 1569

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS (RESUMED)

The following bills were read the first time:

Senate Bill No. 673—An act to amend Section 647 of the Penal Code, relating to vagrants.

Referred to Committee on Judiciary.

Senate Bill No. 824—An act to repeal Chapter 4, comprising Sections 11380 to 11415, inclusive, of Part 1, Division 3, Title 2 of the Government Code, and to add a new Chapter 4, comprising Sections 11370 to 11441, inclusive, to Part 1, Division 3, Title 2 of said code, to amend the title of Chapter 5, Part 1, Division 3, Title 2 of said code, to add Sections 18595 and 26803.5 to said code, to repeal Section 11529 of said code, and to repeal Section 723 of the Political Code, all relating to administrative procedure and the rules of state agencies.

Referred to Committee on Governmental Efficiency and Economy.

Senate Bill No. 1239—An act to amend Section 820 of the Agricultural Code, relating to the packing of tomatoes.

Referred to Committee on Agriculture.

Senate Bill No. 1365—An act to amend Section 815 of the Agricultural Code, relating to melons.

Referred to Committee on Agriculture.

Senate Bill No. 1430—An act to add Section 130 to the Penal Code, relating to false testimony and false affidavits.

Referred to Committee on Judiciary.

Senate Bill No. 1569—An act granting certain lands, comprising the bed of Clear Lake, owned by the State of California, and providing for the management, use, and control thereof.

Referred to Committee on Conservation, Planning, and Public Works.

NOTICE OF MOTION TO WITHDRAW ASSEMBLY BILL NO. 1015 FROM COMMITTEE

Mr. Dunn gave notice that on the second legislative day he would move to withdraw Assembly Bill No. 1015 from the Committee on Public Morals, and have it placed upon the file.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 122—An act to amend Section 5082 of the Business and Professions Code, relating to registration as a public accountant, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Allen, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky,

Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Rosenthal, Silliman, Stanley, Stewart, Thompson, Thorp, Waters, Weber, and Wollenberg—64.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Rosenthal, Silliman, Stanley, Stewart, Thompson, Thorp, Waters, Weber, and Wollenberg—64.

NOES—None.

Bill ordered transmitted to the Senate.

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1229—An act to add Article 4, comprising Section 380, to Chapter 1 of Division 3 of the Agricultural Code, relating to the disposition and use of moneys derived from provisions relating to livestock marks and brands.

Bill read third time.

Motion to Amend

Mr. Lowrey moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "4, comprising Section 380, to Chapter 1", and insert "20, comprising Section 380, to Chapter 2".

Amendment No. 2

In line 2 of the title of said bill, after "of", insert ", and to amend Sections 370.6, 380.66, and 397 of,".

Amendment No. 3

On page 1, line 1, of said bill, strike out "4 is added to Chapter 1", and insert "20 is added to Chapter 2".

Amendment No. 4

On page 1, line 4, of said bill, strike out "4", and insert "20".

Amendment No. 5

On page 1, line 7, of said bill, strike out "Articles 3", and insert "Chapters 2, 4".

Amendment No. 6

On page 1, line 8, of said bill, strike out "chapter", and insert "division".

Amendment No. 7

On page 1, line 9, of said bill, strike out "articles", and insert "chapters".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 8

On page 1 of said bill, after line 13, insert

"SEC. 2. Section 370.6 of said code is amended to read:

370.6. The proceeds of the sale[, less reasonable expenses for holding, advertising and sale, shall be held by the department in a special fund to be paid to any claimant who may appear within one year after the date of the sale and prove his ownership to the animal so sold. If, after the expiration of one year from the date of such sale, no claim is made and ownership established, said money shall be paid to the State Treasurer and by him credited to the Department of Agriculture Fund to be expended in carrying out the provisions of this chapter.] ***shall be paid into, and the expenses of holding, advertising, sale, and other incidental expenses shall be paid from, the Department of Agriculture Fund. If any person shall, within one year after the***

date of the sale prove to the satisfaction of the director his ownership of the animal or hide so sold the director shall order the net proceeds of the sale of such animal or hide to be paid to him.

SEC. 3. Section 380.66 of said code is amended to read:

380.66. Any horse, mule or burro found in the possession of any person who cannot prove ownership by a brand certificate or a registered brand, which is registered to the persons in possession of such animal, or a bill of sale from the owner of the brand on said animal or giving a description of an unbranded horse, mule or burro listing breed, color and sex and who does not present proof of ownership satisfactory to the director within 30 days after the animal is found, said animal shall be seized by the director, declared an estray and sold in accordance with the provisions of this article; or any horse, mule or burro presented for inspection which is not claimed by consignor or consignee, for the purposes of this section, is hereby defined as an estray and it shall be unlawful for any person to refuse to turn over to the director any such estray, and upon refusal, the director shall have the right to seize said animal or animals.

Any such estray shall be seized by the director who will search the brand record for brands and marks on branded animals to ascertain the owner of the animal. If the owner is found said animal shall, on reasonable proof, be turned over to the owner upon payment to the director of all reasonable expenses incurred in the handling of said animal. If the owner is not found, the director shall advertise for three successive weeks in a local paper in the vicinity where the animal was found, or in the locality in which the animal is known to have originated if such origin is known, giving brands and marks on branded anmals, and for unbranded animals giving breed, weight, color and sex. If after 30 days from date of seizure no claim is made for the animal the director shall sell said animal at public sale, previously advertised as herein provided, or at private sale at a price not less than the appraised value as determined by a board of three cattlemen or three horsemen in the area, one to be named by the director, one by the person in possession of the animal and the third by the first two so named. The proceeds of the sale[, less reasonable expenses for holding, advertising and sale, shall be held by the director in a special fund to be paid to any claimant who may appear within one year from date of sale and prove his ownership of the animal so sold, if, after the expiration of one year from date of such sale no claim is made and ownership established, said money shall be paid to the State Treasurer and by him credited to the Department of Agriculture Fund to be expended in carrying out the provisions of this article.] *shall be paid into, and the expenses of holding, advertising, sale, and other incidental expenses shall be paid from, the Department of Agriculture Fund. If any person shall, within one year after the date of the sale prove to the satisfaction of the director his ownership of the animal or hide so sold the director shall order the net proceeds of the sale of such animal or hide to be paid to him.*

SEC. 4. Section 397 of said code is amended to read:

397. [Out of the money realized from the sale of estrays, the director shall first retain his fees for conducting the sale; he shall then pay to the taker-up his expenses estimated as provided in Section 393, or so much thereof as the funds in his hands will permit, and the surplus, if any, he shall pay to the Department of Agriculture Fund to be held for the owner of the estray or estrays for which it was received in payment. If any person shall, within one year thereafter, prove, to the satisfaction of the director that he is entitled to the sum so held, or any part thereof, the director shall order such sum to be paid to him; if not so proven within one year, the same becomes a part of the Department of Agriculture Fund and shall be expended in carrying out the provisions of this code relating to hide and brand inspection] *The proceeds of the sale shall be paid into, and the expenses of holding, advertising, sale, and other incidental expenses shall be paid from, the Department of Agriculture Fund. If any person shall, within one year after the date of the sale prove to the satisfaction of the director his ownership of the animal or hide so sold the director shall order the net proceeds of the sale of such animal or hide to be paid to him.*"

Amendments read, and adopted.

Bill ordered reprinted, and re-engrossed.

THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 649—An act to amend Section 4264 of the Political Code, and to amend Section 28135 of the Government Code, relating to salaries of county officers.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick,

Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Thompson, Thorp, Waters, Weber, and Wollenberg—67.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 787—An act to define escrow companies, to provide for their licensing, examination and regulation by the Commissioner of Corporations, to provide exemptions from and prescribe penalties for violations of this act.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Gaffney, Grant, Grunsky, Hahn, Heisinger, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Robertson, Rosenthal, Stanley, Stephenson, Stewart, Thompson, Thorp, Waters, and Wollenberg—60.

NOES—Brady, Gannon, and Sherwin—3.

Notice of Motion to Reconsider Senate Bill No. 787

Mr. Beck gave notice that on the next legislative day he would move to reconsider the vote whereby Senate Bill No. 787 was this day passed.

REPORTS OF STANDING COMMITTEES

Committee on Public Utilities and Corporations

ASSEMBLY CHAMBER, SACRAMENTO, June 2, 1947

MR. SPEAKER: Your Committee on Public Utilities and Corporations, to which was referred:

Assembly Bill No. 1710

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

ALLEN, Chairman

Above reported bill ordered to second reading.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 753—An act to amend Section 41.5 of the California Unemployment Insurance Act, relating to transfer of employers' reserve accounts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Erwin, Evans, Gaffney, Gannon, Grant, Grunsky, Hahn, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, O'Day, Robertson, Sherwin, Silliman, Stanley, Stephenson, Thompson, Thorp, Waters, Weber, and Wollenberg—57.

NOES—Anderson, Beck, George D. Collins, and Kilpatrick—4.

Bill ordered transmitted to the Senate.

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 2142—An act making an appropriation to the Legislative Counsel Bureau for the payment for overtime worked by the employees thereof, to take effect immediately.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, and Wollenberg—66.

NOES—None.

Bill ordered transmitted to the Senate.

THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 831—An act authorizing the Regents of the University of California to acquire real property, and to acquire, construct, erect, equip and furnish on said real property, or any real property owned or controlled by the Regents of the University of California, dormitories or other housing facilities or boarding facilities for use by students, faculty members or employees of the University of California; providing a method of financing such project through the issuance of revenue bonds, payable from the revenues of such projects; authorizing the Regents of the University of California to maintain and operate such projects, and to prescribe, revise and collect the rentals, rates and other charges for the services and facilities furnished thereby, authorizing the issuance of such revenue bonds and providing for their payment and the rights and remedies of the holders thereof; repealing an act entitled "An act authorizing the Regents of the University of California to issue and sell bonds to provide funds for the acquisition of real property and for the erection, equipping, and furnishing thereon, or upon other real property owned by the said Regents of the University of California, of dormitories or other housing facilities for the use of students or employees of the University of California, declaring the urgency thereof, and to provide that this act shall take effect immediately," approved March 18, 1946.

Bill read third time.

Demand for Previous Question

Messrs. Debs, Luckel, Silliman, Kirkwood, and Lyons demanded the previous question.

Demand for previous question sustained.

The question being on the passage of Senate Bill No. 831.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brown, Burke, Caldecott, Carey, Clarke, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson,

Kilpatrick, Kirkwood, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Robertson, Rosenthal, Stanley, Stephenson, Thompson, Thorp, Waters, and Wollenberg—61.

NOES—Boyd, Brady, Collier, Loomis, and Stewart—5.

Bill ordered transmitted to the Senate.

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1679—An act to amend Section 19621 of the Business and Professions Code, relating to the appropriation to defray expenses of the officers and employees of the board.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Robertson, Sherwin, Stanley, Stephenson, Thompson, Thorp, Waters, Weber, and Wollenberg—65.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 561—An act to amend Section 3060 of the Penal Code, relating to parole.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Hahn, Hawkins, Heisinger, Hinton, Huyck, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Rosenthal, Sherwin, Stanley, Stephenson, Thompson, Thorp, Weber, and Wollenberg—61.

NOES—None.

Bill ordered transmitted to the Senate.

Speaker Pro Tempore Presiding

At 6.20 p.m., Hon. Thomas A. Maloney, Speaker pro Tempore of the Assembly, presiding.

Assembly Bill No. 2559—An act to amend Section 11523 of the Government Code, relating to the judicial review of quasi-judicial proceedings.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Carey, Clarke, Collier, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Heisinger, Hinton, Huyck, James, Johnson, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, O'Day, Robertson, Rosenthal, Sherwin, Stanley, Stephenson, Stewart, Thompson, Thorp, Waters, Weber, and Wollenberg—58.

NOES—George D. Collins and Kilpatrick—2.

Bill ordered transmitted to the Senate.

THIRD READING OF SENATE BILLS (RESUMED)

Senate Concurrent Resolution No. 49—Relative to budget allowances for recipients of aid to the aged.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Allen, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Carey, Clarke, Collier, George D. Collins, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—65.

NOES—None.

Resolution ordered transmitted to the Senate.

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 2376—An act to amend Section 5653 of the Elections Code, relating to residence.

Bill read third time.

Motion to Amend

Mr. Miller moved the adoption of the following amendment:

Amendment No. 1

In line 9 of the title page of the printed bill, strike out "gaining"; and in line 10 of the title page of the bill, strike out "residence", and insert "qualifying as an elector".

Amendment read, and adopted.

Bill ordered reprinted, and re-engrossed.

Speaker Presiding

At 6.25 p.m., Hon. Sam L. Collins, Speaker of the Assembly, presiding.

Assembly Constitutional Amendment No. 4—A resolution to propose to the people of the State of California an amendment to the Constitution of the State by amending Section 1¼ of Article XIII thereof, relating to exemptions of property on account of military service.

Resolution read.

Demand for Previous Question

Messrs. Evans, Heisinger, James, Loomis and Caldecott demanded the previous question.

Demand for previous question sustained.

The question being on the adoption of Assembly Constitutional Amendment No. 4.

The roll was called, and the constitutional amendment refused adoption by the following vote:

AYES—Anderson, Collier, Conrad, M. Philip Davis, Debs, Evans, Fletcher, Gannon, Hawkins, Hinton, Hollibaugh, Huyck, McMillan, Niehouse, and O'Day—15.

NOES—Allen, Beck, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, George D. Collins, Cooke, Cramer, Crichton, Lester T. Davis, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Gaffney, Grant, Grunsky, Hahn, Heisinger, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, Miller, Robertson, Sherwin, Stanley, Stephenson, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—49.

Assembly Bill No. 2191—An act to amend an initiative act entitled "An act to amend an act entitled 'An act for the certification of land titles and the simplification of the transfer of real estate' approved March 17, 1897," approved by electors November 3, 1914, by adding Sections 48.1 to 48.9, inclusive, thereto, relating to the withdrawal of land from registry under the said act, said amendment to take effect upon the approval thereof by the electors, and providing for the submission thereof to the electors pursuant to Section 1B of Article IV of the State Constitution.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Evans, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Robertson, Rosenthal, Sherwin, Stanley, Stephenson, Stewart, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—68.

NOES—None.

Bill ordered transmitted to the Senate.

FURTHER PROCEEDINGS UNDER CALL OF THE ASSEMBLY DISPENSED WITH ON SENATE BILL NO. 176

At 6.42 p.m., on motion of Mr. Waters, further proceedings under the call of the Assembly were dispensed with.

The names of the absentees were called, and Senate Bill No. 176 refused passage by the following vote:

AYES—Allen, Blosser, Boyd, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cramer, Crowley, M. Philip Davis, Dickey, Dolwig, Erwin, Evans, Gannon, Grant, Grunsky, Hahn, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Knight, Loomis, Luckel, Lyons, Maloney, McCollister, Niehouse, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—47.

NOES—Anderson, Beck, Bennett, Berry, Brady, Brown, George D. Collins, Cooke, Crichton, Lester T. Davis, Debs, Clayton A. Dills, Ralph C Dills, Doyle, Dunn, Elliott, Fletcher, Gaffney, Hawkins, Heisinger, Kilpatrick, Lowrey, McMillan, Miller, O'Day, Robertson, and Rosenthal—27.

Notice of Motion to Reconsider Senate Bill No. 176

Mr. Robertson gave notice that on the next legislative day he would move to reconsider the vote whereby Senate Bill No. 176 was this day refused passage.

Motion to Reconsider Senate Bill No. 176, at This Time

Mr. Waters moved that Mr. Robertson's notice of motion to reconsider the vote whereby Senate Bill No. 176 was this day refused passage be taken up, at this time.

Mr. Collier seconded the motion.

Point of Order

Mr. Beck arose to the following point of order: That the Rules have not been suspended, and Mr. Water's motion is not in order.

Ruling by Speaker

Speaker Collins ruled the point of order well taken.

Motion to Temporarily Suspend the Rules

Mr. Wollenberg moved that the Rules be temporarily suspended for the purpose of considering Mr. Robertson's notice of motion to reconsider the vote whereby Senate Bill No. 176 was this day refused passage, at this time.

Mr. Maloney seconded the motion.

The roll was called.

Call of the Assembly

Pending the announcement of the vote, Mr. Wollenberg moved a call of the Assembly.

Roll Call Demanded

Messrs. Robertson, Beck, and Kilpatrick demanded a roll call.

The roll was called, and the motion for a call of the Assembly carried by the following vote:

AYES—Allen, Blosser, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cramer, M. Philip Davis, Dickey, Dolwig, Erwin, Evans, Gannon, Grant, Grunsky, Hahn, Hinton, Hollibaugh, Huyck, James, Johnson, Loomis, Lyons, Maloney, McCollister, Niehouse, Sherwin, Silliman, Stanley, Stewart, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—40.

NOES—Anderson, Beck, Bennett, Berry, Brown, George D. Collins, Cooke, Crichton, Debs, Ralph C. Dills, Doyle, Elliott, Fletcher, Gaffney, Hawkins, Heisinger, Kilpatrick, Lowrey, McMillan, O'Day, Robertson, and Rosenthal—22.

Time, 6.51 p.m.

The Speaker directed the Sergeant-at-Arms to close the doors, and to bring in the following absent members:

Boyd, Brady, Lester T. Davis, Dunn, Field, Geddes, Hinckley, Knight, Luckel, Price, Sheridan, Stephenson, Thomas, and Thurman—14.

PROCEEDINGS UNDER CALL OF THE ASSEMBLY BY UNANIMOUS CONSENT

TEMPORARY SUSPENSION OF ASSEMBLY RULE NO. 85

Mr. Dickey asked for, and was granted, unanimous consent that Assembly Rule No. 85 be temporarily suspended for the purpose of placing a call of the Assembly on any matter on file.

REQUEST FOR UNANIMOUS CONSENT TO WITHDRAW MOTION

Mr. Robertson asked for unanimous consent that his notice of motion to reconsider Senate Bill No. 176 be withdrawn.

Point of Order

Mr. Wollenberg arose to the following point of order: That Mr. Robertson's motion is now the property of the House and that he is out of order.

Ruling by Speaker

Speaker Collins ruled the point of order well taken.

Motion to Lift the Call of the Assembly on Motion to Suspend the Rules

Mr. Robertson moved that the call of the Assembly be lifted as it pertains to the motion to suspend the Rules.

The roll was called, and the motion lost by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Clarke, George D. Collins, Cooke, Crichton, Debs, Ralph C Dills, Doyle, Elliott, Evans, Fletcher, Gaffney, Gannon, Hawkins, Heisinger, Kilpatrick, Lowrey, McMillan, Robertson, Rosenthal, and Thorp—25.

NOES—Blosser, Brown, Burke, Burns, Caldecott, Collier, Conrad, Cramer, M. Philip Davis, Dickey, Dolwig, Erwin, Grant, Grunsky, Hahn, Hinton, Hollibaugh, Huyck, James, Johnson, Loomis, Luckel, Lyons, Maloney, McCollister, Niehouse, Sherwin, Stanley, Stephenson, Stewart, Thompson, Waters, Weber, Wollenberg, and Mr. Speaker—35.

FURTHER PROCEEDINGS UNDER CALL OF THE ASSEMBLY DISPENSED WITH ON MOTION TO SUSPEND RULES

At 7.04 p.m., on motion of Mr. Wollenberg, further proceedings under the call of the Assembly were dispensed with.

The names of the absentees were called, and the motion to suspend the Rules for the purpose of reconsidering Senate Bill No. 176 lost by the following vote:

AYES—Allen, Blosser, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cramer, Crowley, M. Philip Davis, Dickey, Dolwig, Erwin, Evans, Gannon, Grant, Grunsky, Hahn, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Loomis, Lyons, Maloney, McCollister, Niehouse, Sherwin, Silliman, Stanley, Stewart, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—42.

NOES—Anderson, Beck, Bennett, Berry, Brown, George D. Collins, Cooke, Crichton, Debs, Clayton A. Dills, Ralph C. Dills, Doyle, Elliott, Fletcher, Gaffney, Hawkins, Heisinger, Kilpatrick, Lowrey, McMillan, Miller, O'Day, Robertson, and Rosenthal—24.

ALL MATTERS ON FILE CONTINUED

By unanimous consent, all matters on file will be continued until the next legislative day.

ANNOUNCEMENT OF COMMITTEE MEETINGS

It was announced that the following committees would hold meetings:

At 8.30 p.m., tonight—

Finance and Insurance.

At 9 a.m., Tuesday, June 3d—

Rules.

At 5.30 p.m., Tuesday, June 3d (in the Venetian Room of the Hotel Senator)—

Special Investigating Committee.

At 8 p.m., Tuesday, June 3d—

Judiciary.

At 2 p.m., Friday, June 6th—

Revenue and Taxation (to hear Assembly Bill No. 341).

It was announced that the following committees will not hold meetings today:

Special Investigating Committee.
Military Affairs.
Judiciary.

GUESTS EXTENDED PRIVILEGE OF ASSEMBLY FLOOR

On request of Speaker Collins and Mr. Hollibaugh, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Miss Lucille Kearnes of Los Angeles.

On request of Mr. Conrad, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to John H. McCoy of Los Angeles.

On request of Mr. Thorp, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. Henrietta Van Buskirk, teacher of the Holt Union School of San Joaquin County, and the following pupils: Doris Tiner, Lois Frediani, Sharolyn Grimshaw, JoAnne Grimshaw, Bobby Tankersley, Jeannette Bello, Georgie Speckman, Annelene Haase, Dolores Haase, Radona Tankersley, and Peggy Brown.

On request of Mr. Ralph C. Dills, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Miss Mena Queale of Los Angeles.

On request of Mr. Huyck, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mr. and Mrs. Edgar C. Huyck of Los Angeles.

On request of Mr. Thurman, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mr. and Mrs. Lambert Dunbar of San Francisco and Miss Jean Lyons of Portland, Oregon.

On request of Messrs. Maloney, Wollenberg, and Blosser, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mr. and Mrs. Malatester of San Francisco.

On request of Mr. Sherwin and the Alameda County Delegation, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Al Manderson and Cyril McClean of Alameda.

ADJOURNMENT

At 7.10 p.m., on motion of Mr. Dickey, the Speaker declared the Assembly adjourned until 9 a.m., Tuesday, June 3, 1947.

SAM L. COLLINS, Speaker

GERALDINE B. HADSELL, Minute Clerk

CALIFORNIA LEGISLATURE

FIFTY-SEVENTH (GENERAL) SESSION

ASSEMBLY DAILY JOURNAL

SEVENTY-NINTH LEGISLATIVE DAY

ONE HUNDRED FORTY-NINTH CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO

Tuesday, June 3, 1947

The Assembly met at 9 a.m.

Hon. Sam L. Collins, Speaker of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—72.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. Raymond Renwald:

Out of the depths have I cried unto Thee, O Lord: Lord hear my voice. Let Thine ears be attentive to the voice of my supplication. If Thou, O Lord, wilt mark iniquities, Lord who will stand it? For with Thee there is merciful forgiveness; and by reason of Thy law, have I waited for Thee, O Lord. My soul hath relied on His word; my soul hath hoped in the Lord. From the morning watch even until night; let us hope in the Lord, because with the Lord there is mercy, and with Him plenteous redemption, and He shall redeem us from all our iniquities—AMEN.

READING OF THE JOURNAL DISPENSED WITH

On motion of Mr. Erwin, further reading of the Journal of the previous legislative day was dispensed with.

LEAVES OF ABSENCE FOR THE DAY

The following members were granted leaves of absence for the day, because of illness:

Mr. Hinckley, on motion of Mr. Erwin.

Mr. Price, on motion of Mr. Erwin.

The following member was granted leave of absence for the day, because of legislative business elsewhere:

Mr. Thomas, on motion of Mr. Fletcher.

The following members were granted leaves of absence for the day, and desired to waive their per diems:

Mr. Field, by unanimous consent.
Mr. Geddes, by unanimous consent.
Mr. Lowrey, on motion of Mr. Brown.
Mr. Thurman, on motion of Mr. Caldecott.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, June 3, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 73	Assembly Bill No. 2330
Assembly Bill No. 84	Assembly Bill No. 2333
Assembly Bill No. 300	Assembly Bill No. 2697

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, June 3, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined.

Assembly Bill No. 1281	Assembly Bill No. 2035
Assembly Bill No. 1320	Assembly Bill No. 2044
Assembly Bill No. 1341	Assembly Bill No 2045
Assembly Bill No. 1408	Assembly Bill No. 2248
Assembly Bill No. 1814	Assembly Bill No. 2252

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

RE-REFERENCE OF BILLS

By order of the Speaker, the following bills were withdrawn from the file, and re-referred as follows:

Assembly Bills Nos. 73, 84, and 300 re-referred to Committee on Military Affairs.

CONSIDERATION OF DAILY FILE

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 2699—An act to amend Section 172a of the Penal Code, relating to alcoholic beverages.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1710—An act to add Part 7 to Division 5 of the Labor Code, relating to electric power lines.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Public Utilities and Corporations:

Amendment No. 1

In line 1 of the title of the printed bill strike out "Part 7 to Division 5 of the Labor Code", and insert "Section 385 to the Penal Code".

Amendment No. 2

In line 2 of the title of said bill, strike out "electric power lines", and insert "the prohibition of operations likely to cause contact with high voltage conductors".

Amendment No. 3

On page 1 of said bill, strike out lines 1 to 2, inclusive, and insert

"SECTION 1. Section 385 is added to the Penal Code, to read.

385. (a) The term "high voltage" as used in this section means a voltage in excess of 750 volts, measured between conductors or measured between the conductor and the ground.

The term "overhead conductor" as used in this section means any electrical conductor (either bare or insulated) installed above the ground except such conductors as are enclosed in iron pipe or other metal covering of equal strength

(b) Any person who either personally or through an employee or agent, or as an employee or agent of another, operates, places, erects or moves any tools, machinery, equipment, material, building or structure within six feet of a high voltage overhead conductor is guilty of a misdemeanor.

(c) It shall be a misdemeanor to own, operate or to employ any person to operate, any crane, derrick, power shovel, drilling rig, hay loader, hay stacker, pile driver, or similar apparatus, any part of which is capable of vertical, lateral or swinging motion, unless there is posted and maintained in plain view of the operator thereof, a durable warning sign legible at twelve feet, reading: "Unlawful to operate this equipment within six feet of high voltage lines."

Each day's failure to post or maintain such sign shall constitute a separate violation

(d) The provisions of this section shall not apply to (1) the construction, reconstruction, operation or maintenance of any high voltage overhead conductor, or its supporting structures or appurtenances by persons authorized by the owner, or (2) the operation of standard rail equipment which is normally used in the transportation of freight or passengers, or the operation of relief trains or other emergency railroad equipment by persons authorized by the owner, or (3) any construction, reconstruction, operation or maintenance of any overhead structures covered by the Rules for Overhead Line Construction prescribed by the Public Utilities Commission of the State of California."

Amendment No. 4

On page 1 of said bill, strike out lines 3 to 26, inclusive; and on page 2, strike out lines 1 to 9, inclusive.

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

SECOND READING OF SENATE BILLS

Senate Bill No. 1170—An act to amend Section 7.2 of the Alcoholic Beverage Control Act, relating to escrows.

Bill read second time, and ordered to third reading.

Senate Bill No. 1244—An act to amend Section 54 of, and to add Section 54.6 to, the Alcoholic Beverage Control Act, relating to the licensing of the manufacture, distribution and sale of alcoholic beverages.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Public Morals:

Amendment No. 1

On page 3 of the printed bill, as amended May 19, 1947, strike out line 39, and insert

"Sec. 54.6. (a) Except as permitted under Section 6 of this act or authorized by the provisions of this section, no off-sale licensee or any officer,".

Amendment No. 2

On page 4 of said bill, strike out lines 5 to 12, inclusive, and insert

"Any person who held an interest in, or was a member of, a cooperative wholesale grocery company on May 1, 1947, which cooperative holds a distilled spirits license, may hold and renew his off-sale general license and may acquire an off-sale general license or licenses for bona fide retail grocery store or stores. Any person who

is admitted to membership, or acquires an interest in, such cooperative after May 1, 1947 may hold or acquire an off-sale general license, and shall operate a bona fide retail grocery store at each location at which such person holds or acquires an off-sale general license. Any cooperative wholesale grocery company which held a distilled spirits wholesale license on May 1, 1937 may hold and renew such a wholesale license, notwithstanding its members or some of them hold off-sale general licenses or license under the terms of this section."

Amendments read, and adopted.

Bill ordered reprinted, and to third reading.

NOTICES OF MOTION TO RECONSIDER CONTINUED

By unanimous consent, the consideration of notices of motion to reconsider votes on the following bills were continued until the next legislative day:

Assembly Constitutional Amendment No. 35.
Assembly Bill No. 1810.
Amendment to Senate Bill No. 344.
Senate Bill No. 1260.
Senate Bill No. 787.
Senate Bill No. 176.

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS
CONSIDERATION OF SENATE AMENDMENTS

Assembly Bill No. 288—An act to amend Section 261 of the Code of Civil Procedure, relating to court commissioners in counties, or cities and counties, having a population of 2,000,000 or over.

The question being: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 288?

Amendment No. 1

On page 1, line 5, of the printed bill, as amended in the Assembly on March 26, 1947, strike out "10", and insert "12".

The roll was called.

Call of the Assembly

Pending the announcement of the vote, Mr. Beck moved a call of the Assembly.

Motion carried. Time, 9.10 a.m.

The Speaker directed the Sergeant-at-Arms to close the doors, and to bring in the following absent members:

Brady, Burns, George D Collins, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Evans, Field, Fletcher, Gannon, Geddes, Hahn, Hawkins, Heisinger, Hinckley, Hollibaugh, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, Miller, O'Day, Price, Robertson, Rosenthal, Sheridan, Stewart, Thomas, Thompson, Thurman, Weber, and Wollenberg—40.

PROCEEDINGS UNDER CALL OF THE ASSEMBLY
BY UNANIMOUS CONSENT
TEMPORARY SUSPENSION OF ASSEMBLY RULE NO. 85

Mr. Erwin asked for, and was granted, unanimous consent that Assembly Rule No. 85 be temporarily suspended for the purpose of placing a call of the Assembly on any matter on file.

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS (RESUMED)
CONSIDERATION OF SENATE AMENDMENTS

Assembly Bill No. 763—An act to amend Sections 11 and 11d of the Municipal Court Act of 1925, relating to municipal courts and the attaches of said courts.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 763?

Amendment No. 1

On page 1, line 8, of the printed bill, as amended in the Assembly on May 14, 1947, strike out "ten thousand dollars ($10,000)", and insert "twelve thousand five hundred dollars ($12,500)".

Amendment No. 2

On page 2 of said bill, strike out lines 2 to 5, inclusive, and insert "salary of two hundred eighty-eight dollars ($288) monthly, with annual increments of fifteen dollars ($15), sixteen dollars ($16), eighteen dollars ($18), and eighteen dollars ($18), to a maximum of three hundred fifty-five dollars ($355)".

Amendment No. 3

On page 2 of said bill, strike out lines 25 to 28, inclusive, and insert "hundred sixty-four ($464) monthly, with annual increments of twenty-five dollars ($25), twenty-seven dollars ($27), twenty-nine dollars ($29), and thirty dollars ($30), to a maximum of five hundred seventy-five dollars ($575) monthly;".

Amendment No. 4

On page 2 of said bill, strike out lines 31 to 34, inclusive, and insert "salary of three hundred thirty-seven dollars ($337) monthly, with annual increments of eighteen dollars ($18), twenty dollars ($20), twenty dollars ($20), and twenty-two dollars ($22), to a maximum of four hundred seventeen dollars ($417) monthly;".

Amendment No. 5

On page 3, line 26, of said bill, strike out "ten thousand dollars ($10,000)", and insert "twelve thousand five hundred dollars ($12,500)".

Amendment No. 6

On page 3 of said bill, strike out lines 41 to 44, inclusive, and insert "salary of two hundred eighty-eight dollars ($288) monthly, with annual increments of fifteen dollars ($15), sixteen dollars ($16), eighteen dollars ($18), and eighteen dollars ($18), to a maximum of three hundred fifty-five dollars ($355)".

Amendment No. 7

On page 4 of said bill, strike out lines 13 to 16, inclusive, and insert "hundred sixty-four dollars ($464) monthly, with annual increments of twenty-five dollars ($25), twenty-seven dollars ($27), twenty-nine dollars ($29), and thirty dollars ($30), to a maximum of five hundred seventy-five dollars ($575) monthly;".

Amendment No. 8

On page 4 of said bill, strike out lines 19 to 22, inclusive, and insert "salary of three hundred thirty-seven dollars ($337) monthly, with annual increments of eighteen dollars ($18), twenty dollars ($20), twenty dollars ($20), and twenty-two dollars ($22), to a maximum of four hundred seventeen dollars ($417) monthly;".

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 763 by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cramer, Lester T. Davis, M. Philip Davis, Debs, Dolwig, Erwin, Gaffney, Grant, Grunsky, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Luckel, McCollister, McMillan, Niehouse, Robertson, Sherwin, Silliman, Stanley, Thorp, Waters, and Mr. Speaker—41.

NOES—Cooke and Stephenson—2.

Assembly Bill No. 763 ordered enrolled.

Assembly Bill No. 2283—An act to add Section 1268.5 to the Code of Civil Procedure, relating to the procedure of escheating and vesting property in the State.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 2283?

Amendment No. 1

On page 1, line 3, of the printed bill, as amended in the Assembly on March 20, 1947, after "property", insert "of a value of three hundred dollars ($300) or less".

Amendment No. 2

On page 2 of said bill, strike out lines 18 to 29, inclusive.

Amendment No. 3

In line 1 of the title of the printed bill, as amended in the Senate on April 10, 1947, before "the", insert ", and to amend Section 1268 of,".

Amendment No. 4

On page 1, line 4, of said bill, after "of", strike out "three hundred dollars ($300)", and insert "one thousand dollars ($1,000)".

Amendment No. 5

On page 2 of said bill, lines 18 to 29, inclusive, insert

"In addition, the State Controller shall cause notice to be given by publication, at least once each calendar week for four consecutive weeks, in one newspaper of general circulation published in the county from which the property was forwarded to the State Treasury, of each estate and item of property from such county in excess of three hundred dollars ($300). Such notice shall list each estate and item in excess of three hundred dollars ($300) and show (1) the amount of the property if money, or a description thereof if other than money; (2) the name of the owner or claimant and his last known address, if known; (3) such other information as the State Controller may desire to include to assist in identifying each item."

Amendment No. 6

On page 2 of said bill, after line 37, insert

"SEC. 2. Section 1268 of said code is amended to read:

1268. The Attorney General shall, from time to time, commence actions on behalf of the State for the purpose of having it adjudged that title to real or personal property to which the State has become entitled by escheat, has vested in the State, and for the purpose of having it adjudged that property has been actually abandoned or that the owner thereof has died and there is no person entitled thereto and the same has escheated and vested in the State; provided, however, that any action for the escheat of real or personal property under the provisions of the Alien Land Law, as amended, may be instituted and prosecuted by the Attorney General or by the district attorney of the county in which such real or personal property is situated. Such actions shall be brought in the Superior Court for the County of Sacramento; except that if any real property covered by the petition is not situated in the County of Sacramento, an action respecting the real property shall be commenced in the superior court for the county in which such real property, or any part thereof, is situated; provided further, that any action for the escheat of real or personal property under the provisions of the Alien Land Law, as amended, shall be commenced and prosecuted in the superior court for the county in which such real or personal property is situated.

Such action shall be commenced by filing a petition. The provisions of Section 1269 of this code, relating to the facts to be set forth in the petition, joinder of parties and causes of action, and the provisions of Section 1271 of this code, relating to appearances and pleadings, shall be applicable to any proceeding had under this section; provided, however, that in any action for the escheat of real or personal property under the provisions of the Alien Land Law, as amended, all of the provisions of the Alien Land Law, as amended, relating to the commencement and prosecution of such actions shall have the same effect as though incorporated in the provisions of this section, and the provisions of Section 1269 of this code, relating to the facts to be set forth in the petition, joinder of parties and causes of action, and the provisions of Section 1271 of this code relating to appearances and pleadings, shall, insofar as they are applicable, cover such actions.

Upon the filing of the petition, the court shall make an order requiring all persons interested in the property or estate to appear on a day not more than 90 days or less than 60 days from the date of the order and show cause, if any they have, why title to the property should not vest in the State of California.

Service of process in such actions shall be made by delivery of a copy of the order, together with a copy of the petition, to each person who claims title to any

property covered by the petition and who is known to the Attorney General or the State Controller or who has theretofore filed in the office of the State Controller a written request for such service of process, stating his name and address, including street number, or post-office box number, if any, and by publishing the order at least once a week for four successive weeks in a newspaper published in the county in which the action is filed, the last publication to be at least 10 days prior to the date set for the hearing.

Upon completion of the service of process as provided in this section, the court shall have full and complete jurisdiction over the estate, the property, and the person of everyone having or claiming any interest in the property, and shall have full and complete jurisdiction to hear and determine the issues therein, and to render an appropriate judgment.

In addition to the foregoing publication of the order, a notice shall be given by publication, at least once a week for four successive weeks in a newspaper published in the county from which the property was forwarded to the State Treasury or is situated, of each estate and item of property from such county or situated in such county in excess of one thousand dollars ($1,000). Such notice shall state that a petition has been filed and an order made as hereinbefore provided and shall list each estate and item in excess of one thousand dollars ($1,000) and show the amount of the property if money, or a description thereof if other than money, and the name of the owner or claimant and his last known address, if known. Any omission or defect in the giving of such additional notice shall not affect the jurisdiction of the court.

If it appears from the facts found or admitted that the State is entitled to the property or any part thereof mentioned in the petition, judgment shall be rendered that title to such property or part thereof, as the case may be, has vested in the State by escheat.

Within five years after judgment of escheat to the State in any proceeding had under this title, except judgment in proceedings for the escheat of real or personal property under the provisions of the Alien Land Law, as amended, any person not a party or privy to such proceeding may file a petition in the Superior Court of the County of Sacramento, showing his claim or right to the property, or the proceeds thereof. A judgment of escheat to the State rendered pursuant to the provisions of the Alien Land Law, as amended, shall vest both legal and equitable title to the escheated property absolutely in the State, any other provisions of this title notwithstanding.

No costs of suit shall be allowed against any party in any action or proceeding had under this section."

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 2283 by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Lester T. Davis, M. Philip Davis, Debs, Dolwig, Erwin, Grant, Grunsky, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Luckel, McCollister, McMillan, Niehouse, Robertson, Sherwin, Silliman, Stanley, Stephenson, Thorp, Waters, and Mr. Speaker—43.

NOES—None.

Assembly Bill No. 2283 ordered enrolled.

Assembly Bill No. 2292—An act amending the title of, and adding Sections 4, 5, 6, 7, and 8 to an act entitled "An act relating to retirement systems covering county or township officers or employees or a portion of such employees," approved May 10, 1933, and adding Sections 31204, 31205, 31206, 31207, and 31208 to the Government Code, relating to all public retirement systems.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 2292?

Amendment No. 1

In line 4 of the title of the printed bill, after "1933," insert "and adding Sections 31204, 31205, 31206, 31207, and 31208 to the Government Code,".

Amendment No. 2

On page 2 of said bill, after line 27, insert

"SEC. 7. Section 31204 is added to the Government Code, to read:

31204. As used in this chapter "public agency" means the State or any department or agency thereof, a county, city and county, city, public corporation, municipal corporation or public district.

SEC. 8. Section 31205 is added to the Government Code, to read:

31205. Whenever any public agency having a retirement system takes over and assumes any of the functions of any other public agency, and because of such assumption all or any employees of the second public agency become employees of the first public agency, such agencies, by contract, may agree that the second agency will pay either to the first agency or to the retirement fund of the first agency an amount of money to be agreed upon because of the retirement rights to be granted to such employees.

SEC. 9. Section 31206 is added to the Government Code, to read:

31206. Insofar as can be authorized by statute, the payment by the second public agency may be either from the general fund of such public agency or from the retirement fund of such public agency.

SEC. 10. Section 31207 is added to the Government Code, to read:

31207. Whenever any public agency having a retirement system takes over and assumes any or all of the functions of any other public agency and because of such assumption all or any of the employees of the second public agency become employees of the first public agency, and no contract is entered into pursuant to Section 31205, the governing body of the first public agency, by resolution, may determine that such employees shall have credit for time employed by the second public agency as provided in this chapter.

SEC. 11. Section 31208 is added to the Government Code, to read:

31208. Except as otherwise provided in Section 31202, whenever a contract has been entered into, or a resolution passed, as provided in this chapter, any employee who has become an employee of the first public agency because of the assumption by such public agency of any or all of the functions of the second public agency who within one year after becoming an employee of the first public agency pays into the retirement fund of such first public agency the same amount which he would have contributed had he been employed by the first public agency at the same salary, and for the same time or periods of time for which and during which he was employed by the officer or department of the second public agency whose functions are assumed by the first public agency shall have all of the retirement rights which he would have had, if any, had he been an employee of the first public agency at such salary and for such time or periods of time.

SEC. 12. Sections 7, 8, 9, 10, and 11 of this act become operative only if Title 3 of the Government Code is enacted by the Legislature at the 1947 Regular Session, and in such case at the same time as said Title 3 takes effect; at which time Sections 4, 5, 6, 7, and 8 of the act cited in the title hereof, added by this act, are hereby repealed."

Amendment No. 3

In line 4 of the title of the printed bill, as amended in the Senate on May 12, 1947, after "1933," insert "repealing Section 30904.5 of,".

Amendment No. 4

In line 5 of the title of said bill, after "Sections", insert "31904.5,".

Amendment No. 5

On page 3 of said bill, after line 41, insert

"SEC. 13. Section 30904.5 of the Government Code is repealed.

SEC. 14. Section 31904.5 is added to the Government Code, to read:

31904.5. "County peace officers" also includes detectives and investigators in the office of the district attorney whose duties are substantially similar to those of peace officers as defined in subsection (a) of Section 31904."

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 2292 by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M Philip Davis, Debs, Dolwig, Erwin, Fletcher, Grant, Grunsky, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Luckel, Maloney, McCollister, McMillan, Niehouse, Robertson, Sherwin, Silliman, Stanley, Stephenson, Thompson, Thorp, Waters, and Mr. Speaker—48.

NOES—None.

Assembly Bill No. 2292 ordered enrolled.

Assembly Bill No. 1438—An act to amend Sections 6537, 6590, and 6614 of the Business and Professions Code, relating to the practice of barbering.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 1438?

Amendment No. 1

In line 1 of the title of the printed bill, as amended in the Assembly on May 6, 1947, strike out "6549, 6565,".

Amendment No. 2

On page 1, line 20, of said bill, strike out "five-year", and insert "three-year".

Amendment No. 3

On page 1, line 21, of said bill, after "application.", insert "In the computation of such period, there shall be excluded therefrom the time spent in service by any person who served in the armed forces of the United States or of any of the United Nations during the period September 16, 1940, to December 31, 1946; provided, that such person was honorably discharged from such service, or was retired or relieved from active duty under honorable conditions."

Amendment No. 4

On page 2 of said bill, strike out lines 1 to 21, inclusive.

Amendment No. 5

On page 2, line 22, of said bill, strike out "4", and insert "2".

Amendment No. 6

On page 2, line 32, of said bill, strike out "5", and insert "3".

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 1438 by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Dolwig, Erwin, Fletcher, Grant, Grunsky, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, Robertson, Sherwin, Silliman, Stanley, Stephenson, Thompson, Thorp, and Mr. Speaker—49.

NOES—None.

Assembly Bill No. 1438 ordered enrolled.

Assembly Bill No. 1846—An act to amend Sections 5040, 5050.3, 5050.7, 5100, 5102, 5103, and 5125 of, to repeal Section 5041 of, and to add Sections 5041 and 5156 to, the Welfare and Institutions Code, relating to mentally ill persons, redefining "mentally ill," and providing for the detention and commitment of mentally ill persons, and the safeguarding of their property pending commitment.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 1846?

Amendment No. 1

On page 2, line 2, of the printed bill, as amended on April 17, 1947, strike out "or state hospital".

Amendment No. 2

On page 3, line 31, of the printed bill, as amended on April 17, 1947, strike out "there having been", and insert "_____, a person alleged to be mentally ill, was brought before me in open court for a hearing and examination on an allegation of mental illness,".

Amendment No. 3

On page 3, line 38, of the printed bill, as amended on April 17, 1947, strike out "substantially".

The roll was called, and the Assembly refused to concur in Senate amendments to Assembly Bill No. 1846 by the following vote:

AYES—Allen, Anderson, Dickey, Hinton, and Silliman—5

NOES—Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Crichton, M. Philip Davis, Debs,

Dolwig, Erwin, Fletcher, Grant, Grunsky, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, Robertson, Sherwin, Stanley, Stephenson, Thompson, Thorp, and Mr. Speaker—41.

Appointment of Committee on Conference Concerning Assembly Bill No. 1846

The Speaker announced the appointment of Messrs. Kirkwood, Hinton, and Grunsky as a Committee on Conference concerning Assembly Bill No. 1846.

REPORTS OF STANDING COMMITTEES

Committee on Finance and Insurance

ASSEMBLY CHAMBER, SACRAMENTO, June 2, 1947

MR. SPEAKER: Your Committee on Finance and Insurance, to which was referred:

Assembly Bill No. 291

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

BLOSSER, Vice Chairman

Above reported bill ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, June 2, 1947

MR. SPEAKER: Your Committee on Finance and Insurance, to which were referred:

Assembly Bill No. 2424
Assembly Bill No. 1912

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

BLOSSER, Vice Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, June 2, 1947

MR. SPEAKER: Your Committee on Finance and Insurance, to which were referred:

Senate Bill No. 259
Senate Bill No. 1542

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

BLOSSER, Vice Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, June 2, 1947

MR SPEAKER: Your Committee on Finance and Insurance, to which were referred:

Senate Bill No. 146
Senate Bill No. 256

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

BLOSSER, Vice Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, June 2, 1947

MR. SPEAKER: Your Committee on Finance and Insurance, to which was referred:

Assembly Bill No. 661

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

BLOSSER, Vice Chairman

Above reported bill ordered to second reading.

FURTHER PROCEEDINGS UNDER CALL OF THE ASSEMBLY DISPENSED WITH ON SENATE AMENDMENTS TO ASSEMBLY BILL NO. 288

At 9.30 a.m., on motion of Mr. Beck, further proceedings under the call of the Assembly were dispensed with.

The names of the absentees were called, and the Assembly concurred in Senate amendment to Assembly Bill No. 288 by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, M. Philip Davis, Debs, Dolwig, Elliott, Erwin, Fletcher, Gaffney, Grant, Grunsky, Hahn, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Lyons, Maloney, McCollister, McMillan, Niehouse, Robertson, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Waters, and Mr. Speaker—51.
NOES—None.

Assembly Bill No. 288 ordered enrolled.

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS (RESUMED)
CONSIDERATION OF SENATE AMENDMENTS

Assembly Bill No. 167—An act to amend Sections 39.5, 132, 143, 150, 166, 168, 195, 195.5, 225, 234, 237, 239, 245.5, and 246, to add Sections 140.1, 163, 180.7, 225.1, 232.1, and 245.6 to, and to repeal Section 160.1 of, the Vehicle Code, relating to the identification, registration and transfers of registration of vehicles.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 167?

Amendment No. 1

In line 2 of the title of the printed bill, as amended in the Assembly on April 14, 1947, strike out "221".

Amendment No. 2

On page 4 of said bill, strike out lines 48 to 52, inclusive; and on page 5, strike out lines 1 to 9, inclusive.

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 167 by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cramer, Crichton, M. Philip Davis, Debs, Dolwig, Elliott, Erwin, Fletcher, Grant, Grunsky, Hahn, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Maloney, McCollister, McMillan, Niehouse, Robertson, Rosenthal, Sherwin, Silliman, Stephenson, Stewart, Thompson, Thorp, Waters, and Mr. Speaker—48.
NOES—None.

Assembly Bill No. 167 ordered enrolled.

Assembly Bill No. 1—An act adding Chapter 2 to Division 20 of the Health and Safety Code, relating to the control and suppression of air pollution.

The question being: Shall the Assembly concur in the following amendments to Assembly Bill No. 1?

Amendment No. 1

On page 2, lines 4 and 5, of the printed bill, as amended in the Assembly on May 1, 1947, strike out "and that, therefore, state-wide regulations are not practical and feasible".

Amendment No. 2

On page 3, line 8, of said bill, after "The", insert "board of supervisors of a county in which an".

Amendment No. 3

On page 3, lines 8 and 9, of said bill, strike out "board shall pay all salaries, wages, and other expenses of the", and insert "district has been authorized to transact business and exercise its powers, may from time to time appropriate funds to such".

Amendment No. 4

On page 3, line 10, of said bill, strike out "from county", and insert "which".

Amendment No. 5

On page 3, line 10, of said bill, strike out "all such expenses", and insert "shall be deposited in the treasury of such air pollution control district.

24210. All such appropriations".

Amendment No. 6

On page 3 of said bill, strike out lines 12, 13, 14, 15, and 16.

Amendment No. 7

On page 3, line 38, of said bill, strike out "county", and insert "district".

Amendment No. 8

On page 4, line 28, of said bill, strike out "county", and insert "district".

Amendment No. 9

On page 5, line 40, of said bill, after "atmosphere", insert "from".

Amendment No. 10

On page 6, line 45, of said bill, after "to", add a colon and

"(a) Agricultural operations in the growing of crops, or raising of fowls or animals, or,

(b)".

Amendment No. 11

On page 6, line 48, of said bill, after "minute", insert a comma and "or,

(c) The use of other equipment in agricultural operations in the growing of crops, or raising of fowls or animals".

Amendment No. 12

On page 7 of said bill, between lines 34 and 35, insert

"Insofar as the regulations do not grant an automatic permit for the operation or use of any article, machine, equipment or contrivance in existence upon the effective date of such regulations, a permit shall not be required without first affording the owner, operator, or user thereof a reasonable time within which to apply for such permit, and to furnish the air pollution control officer the information required pursuant to Section 24269."

Amendment No. 13

On page 8, line 1, of said bill, strike out "Orchard heaters", and insert "Equipment described in Section 24251.

(f) Repairs or maintenance not involving structural changes to any equipment for which a permit has been granted.

As used in this section, maintenance does not include operation".

Amendment No. 14

On page 8, line 27, of said bill, strike out "county", and insert "district".

Amendment No. 15

On page 10, line 14, of said bill, strike out "on review", and insert "after a hearing before the hearing board".

Amendment No. 16

On page 10, line 28, of said bill, strike out "county", and insert "district".

Amendment No. 17

On page 10, line 38, of said bill, before "without", insert "in either case".

Amendment No. 18

On page 10, line 40, of said bill, strike out "may", and insert "shall".

Amendment No. 19

On page 10, line 48, of said bill, strike out "may", and insert "shall".

Amendment No. 20

On page 11, line 27, of said bill, after "year", insert a comma and "but such variance may be continued from year to year without another hearing on the approval of the air pollution control officer".

Amendment No. 21

On page 12, line 41, of said bill, strike out "an action", and insert "a special proceeding".

Amendment No. 22

On page 12, line 42, of said bill, strike out "a", and insert "the superior".

Amendment No. 23

On page 12, line 42, of said bill, strike out "of competent jurisdiction".

Amendment No. 24

On page 12, line 42, of said bill, strike out "review", and insert "determine the reasonableness and legality of".

Amendment No. 25

On page 12, line 44, of said bill, strike out "In any action taken, the hearing board acts in a"; strike out lines 45 and 46; and in line 47, strike out "24324."

Amendment No. 26

On page 12, line 47, of said bill, strike out "an action to review", and insert "such a special proceeding after".

Amendment No. 27

On page 12, line 50, of said bill, strike out "administrative".

Amendment No. 28

On page 12, line 50, of said bill, strike out "a", and insert "such".

Amendment No. 29

On page 12, lines 50 and 51, of said bill, strike out "of competent jurisdiction".

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 1 by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cramer, Crichton, M. Philip Davis, Debs, Dolwig, Elliott, Erwin, Fletcher, Grant, Grunsky, Hahn, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Maloney, McCollister, McMillan, Niehouse, Robertson, Rosenthal, Sherwin, Silliman, Stephenson, Stewart, Thompson, Thorp, Waters, and Mr. Speaker—48.

NOES—None.

Assembly Bill No. 1 ordered enrolled.

THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 2607—An act to amend Sections 3, 6, and 24 of an act entitled "District Investigation Act of 1933," relating to the organization of special tax and assessment districts.

Bill read third time.

Assembly Bill No. 2607 ordered passed on file.

Assembly Constitutional Amendment No. 39—A resolution to propose to the people of the State of California an amendment to the Constitution of the State by relating to judicial officers.

Resolution read.

The roll was called.

Call of the Assembly

Pending the announcement of the vote, Mr. Cooke moved a call of the Assembly.

Motion carried. Time, 9.45 a.m.

The Speaker directed the Sergeant-at-Arms to close the doors, and to bring in the following absent members:

Bennett, Blosser, Brady, George D. Collins, Crowley, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Gannon, Geddes, Heisinger, Hinckley, Johnson, Kilpatrick, Knight, Loomis, Lowrey, Miller, O'Day, Price, Sheridan, Stewart, Thomas, Thompson, Thurman, and Weber—32.

PROCEEDINGS UNDER CALL OF THE ASSEMBLY BY UNANIMOUS CONSENT

TEMPORARY SUSPENSION OF ASSEMBLY RULE NO. 85

Mr. Hawkins asked for, and was granted, unanimous consent that Assembly Rule No. 85 be temporarily suspended for the purpose of placing a call of the Assembly on any matter on file.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 91—An act to amend Section 18057 of the Education Code, relating to alterations or additions to school buildings, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Allen, Anderson, Beck, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Clayton A. Dills, Dolwig, Doyle, Erwin, Gannon, Grant, Grunsky, Hahn, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Loomis, Luckel, McCollister, McMillan, Miller, Niehouse, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—54.

NOES—Bennett, Berry, Elliott, Fletcher, Gaffney, Hawkins, Kilpatrick, Lyons, and Maloney—9.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Clayton A. Dills, Dolwig, Doyle, Erwin, Gannon, Grant, Grunsky, Hahn, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Loomis, Luckel, McCollister, McMillan, Miller, Niehouse, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—54.

NOES—Bennett, Berry, Elliott, Fletcher, Gaffney, Lyons, and Maloney—7.

Bill ordered transmitted to the Senate.

Assembly Bill No. 832—An act to amend Section 4041i of the Political Code and to add Section 25903.5 to the Government Code of the State of California, relating to the sale or disposition of realty acquired or used for fair purposes.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Bennett, Berry, Boyd, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Fletcher, Gaffney, Gannon, Grunsky, Hahn, Hawkins, Heisinger, Hinton,

Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, Robertson, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—59.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 46—An act to provide for the control of pullorum disease, an infectious disease of poultry, and making an appropriation to the Department of Agriculture therefor.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, Robertson, Sherwin, Stanley, Stephenson, Stewart, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—59.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 751—An act to amend Sections 2000, 2020, 2186, and 2187 of the Welfare and Institutions Code, to amend the chapter heading of Chapter 1 of Division 3 thereof, to amend and renumber Section 2021.001 thereof to be Section 2021, to add Section 2000.1 thereto and to repeal Sections 2021, 2021.01, 2025, and 2187.01 thereof, relating to aid to the aged, increasing the amount thereof, and making an appropriation.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Boyd, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, Debs, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, Robertson, Sherwin, Silliman, Stanley, Stephenson, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—58.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1544—An act relating to the Sixth District Agricultural Association, making an appropriation for the acquisition of land and the construction of facilities for the purposes of said association, and regulating the use of housing facilities under the control of said association.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, Robertson, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—62.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 2675—An act to add Section 617 to the Streets and Highways Code, relating to state highways.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cramer, Crichton, Crowley, Lester T Davis, M. Philip Davis, Debs, Clayton A. Dills, Ralph C. Dills, Dolwig, Erwin, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Loomis, Luckel, Maloney, McCollister, Miller, Niehouse, Robertson, Sherwin, Stanley, Stephenson, Stewart, Thompson, Waters, Weber and Wollenberg—53.

NOES—Silliman—1.

Bill ordered transmitted to the Senate.

Assembly Bill No. 687—An act to amend Section 10302 of the Education Code, relating to courses of study in the elementary schools.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Berry, Brown, Burke, Burns, Caldecott, Carey, Collier, George D. Collins, Cooke, Cramer, Crichton, Crowley, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Erwin, Gaffney, Gannon, Grant, Hahn, Hawkins, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Knight, Maloney, McCollister, Niehouse, O'Day, Robertson, Stanley, Stewart, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—45.

NOES—Beck, Bennett, Butters, Clarke, Lester T. Davis, M. Philip Davis, Dunn, Elliott, Grunsky, Heisinger, James, Kirkwood, Loomis, Luckel, Lyons, Miller, Silliman, and Stephenson—18.

Bill ordered transmitted to the Senate.

APPOINTMENT OF SELECT COMMITTEE

Speaker Collins announced the appointment of Mr. Crichton as a Select Committee to escort to the rostrum: Miss Marion Reed, distinguished debate coach, Mr. C. B. Hays, member of the faculty of the Roosevelt High School, and Roy Greenaway, winner of the American Legion National Oratorical Contest, a student at the Roosevelt High School.

RECESS

At 10.37 a.m., on motion of Mr. Dickey, the Assembly recessed until 10.43 a.m. to hear remarks from Roy Greenaway and to welcome Miss Reed and Mr. Hayes.

REASSEMBLED

At 10.43 a m., the Assembly reconvened.

Hon. Sam L. Collins, Speaker of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Joint Resolution No. 50—Relative to funds for fish hatcheries in California.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Anderson, Bennett, Berry, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Fletcher, Gaffney,

Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, Johnson, Kirkwood, Knight, Loomis, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, O'Day, Sherwin, Stanley, Stephenson, Thompson, Thorp, Weber, and Wollenberg—52.
NOES—Kilpatrick—1.

Resolution ordered transmitted to the Senate.

FURTHER CONSIDERATION OF ASSEMBLY BILL NO. 2607

Assembly Bill No. 2607—An act to amend Sections 3, 6, and 24 of an act entited "District Investigation Act of 1933," relating to the organization of special tax and assessment districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Bennett, Berry, Boyd, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Clayton A. Dills, Ralph C Dills, Dolwig, Doyle, Elliott, Erwin, Fletcher, Gaffney, Gannon, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, Robertson, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—59.
NOES—None.

Bill ordered transmitted to the Senate.

Speaker Pro Tempore Presiding

At 10.50 a.m., Hon. Thomas A. Maloney, Speaker pro Tempore of the Assembly, presiding.

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS (RESUMED)
CONSIDERATION OF SENATE AMENDMENTS

Assembly Bill No. 83—An act to amend Section 19533 of the Government Code, relating to layoffs in the state civil service.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 83?

Amendment No. 1

On page 1 of the printed bill, as amended in the Assembly on April 22, 1947, strike out lines 19 to 23, inclusive; and on page 2, strike out lines 1 and 2, and insert "other employees.

In case of layoff for any cause, a veteran, except a veteran who was on military leave from state service during the period of his service in the armed forces, shall have seniority credit equal to the period of service in the armed forces during the period of actual hostilities or national emergency as proclaimed by the President or Act of Congress and including the period September 16, 1940 to December 7, 1941. One-sixth point shall be granted for each full month of such service. The credit shall not be allowed unless the veteran enters state service within a period of one year after date of discharge, or if more than one year has elapsed, there has been no intervening employment other than seasonal or temporary work. In the case of".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 2

On page 2 of the printed bill, amend line 10, as follows:

"[two] *one-sixth* point[s] shall be allowed for each complete [year] *month* of state serv-".

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 83 by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, M. Philip Davis, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Fletcher, Gaffney, Grant, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Johnson, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, Miller, Niehouse, O'Day, Robertson, Stanley, Stephenson, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—56.

NOES—None.

Assembly Bill No. 83 ordered enrolled.

Speaker Presiding

At 10.55 a.m., Hon. Sam L. Collins, Speaker of the Assembly, presiding.

FURTHER PROCEEDINGS UNDER CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 39

At 11.02 a.m., on motion of Messrs. Cooke and Sherwin, further proceedings under the call of the Assembly were dispensed with.

The names of the absentees were called, ~~and Assembly Constitutional Amendment No. 39 refused adoption by the following vote:~~

PRINTER'S NOTE—There being no 7-point strikeout type available, the following roll call, which should appear in strikeout type, is indicated by being enclosed within brackets:

[AYES—Anderson, Beck, Burns, Cooke, Crichton, Lester T. Davis, Elliott, Fletcher, Hahn, Hawkins, Hollibaugh, Maloney, McMillan, Robertson, Stephenson, Waters, and Mr Speaker—17.

NOES—Allen, Berry, Boyd, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cramer, M Philip Davis, Debs, Gaffney, Grant, Grunsky, Hinton, Huyck, James, Kirkwood, Luckel, Lyons, McCollister, Niehouse, Rosenthal, Sherwin, Silliman, Stanley, Thorp, and Wollenberg—31.]

Request for Unanimous Consent That Record Be Expunged, and Action Rescinded on Assembly Constitutional Amendment No. 39

Messrs. Cooke and Sherwin asked for, and were granted, unanimous consent that the record be expunged, and the action rescinded on the vote whereby Assembly Constitutional Amendment No. 39 was this day refused adoption.

Assembly Constitutional Amendment No. 39 ordered on file for adoption.

MEMBERS EXCUSED

At 11.04 a.m., Mr. Wollenberg asked for, and was granted, unanimous consent that the members of the Committee on Ways and Means be excused, at this time, for the purpose of holding a meeting.

RECESS

At 11.05 a.m., on motion of Mr. Dickey, the Assembly recessed until 1.30 p.m.

REASSEMBLED

At 1.30 p.m., the Assembly reconvened.

Hon Sam L. Collins, Speaker of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

RESOLUTIONS

The following resolution was offered:

By Mr. McMillan:

House Resolution No. 199

Relative to the creation of the Assembly Committee on Highway Funds

WHEREAS, This Assembly is now considering legislation for the financial support of roads, streets, and highways in this State; and

WHEREAS, Conflicting evidence has been presented to the Assembly, its committees and members as to the funds available for such support; now, therefore be it

Resolved by the Assembly of the State of California, As follows:

1. The Assembly Committee on Highway Funds is hereby created and authorized and directed to ascertain, study and analyze all facts relating to moneys available and to become available in special funds in the State Treasury for the support of roads, streets, and highways in this State, from and after July 1, 1945, including but not limited to the operation, effect, administration, enforcement and needed revision of any and all laws in any way bearing upon or relating to the subject of this resolution, and to report thereon to the Assembly, including in the reports its recommendations for appropriate legislation.

2. The committee shall consist of three Members of the Assembly appointed by the Speaker thereof. The chairman shall be appointed by the Speaker. Vacancies occurring or existing in the membership of the committee shall be filled by the appointing power.

3. The committee and its members shall have and exercise all of the rights, duties and powers conferred upon investigating committees and their members by the provisions of the Joint Rules of the Senate and Assembly and of the Standing Rules of the Assembly as they are adopted and amended from time to time, which provisions are incorporated herein and made applicable to this committee and its members.

4. The committee has the following additional powers and duties:

(a) To select a vice chairman from its membership.

(b) To contract with such other agencies, public or private, as it deems necessary for the rendition and affording of such services, facilities, studies, audits, and reports to the committee as will best assist it to carry out the purposes for which it is created.

(c) To cooperate with and secure the cooperation of county, city, city and county, and other local law enforcement agencies in investigating any matter within the scope of this resolution and to direct the sheriff of any county to serve subpenas, orders and other process issued by the committee.

(d) To report its findings and recommendations to the Legislature and to the people from time to time.

(e) To do any and all other things necessary or convenient to enable it fully and adequately to exercise its powers, perform its duties, and accomplish the objects and purposes of this resolution.

5. The committee is authorized to act during this session of the Legislature, including any recess, and after final adjournment until the commencement of the 1949 Regular Session, with authority to file its final report not later than the fifteenth legislative day of that session.

6. The sum of ten thousand dollars ($10,000) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Assembly for the expenses of the committee and its members and for any charges, expenses or claims it may incur under this resolution, to be paid from the said contingent fund and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read, and referred to the Committee on Rules.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, June 3, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed, as amended:

Assembly Bill No. 1884

And respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bill ordered to unfinished business file.

REPORTS OF STANDING COMMITTEES

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, June 3, 1947

MR. SPEAKER: Your Committee on Rules, to which was referred:

Assembly Concurrent Resolution No. 73

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and be adopted, as amended.

DICKEY, Chairman

Above reported resolution ordered on file.

ASSEMBLY CHAMBER, SACRAMENTO, June 3, 1947

MR. SPEAKER: Your Committee on Rules, to which was referred:

Senate Joint Resolution No. 23

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

DICKEY, Chairman

Above reported resolution ordered on file for adoption.

ASSEMBLY CHAMBER, SACRAMENTO, June 3, 1947

MR. SPEAKER: Your Committee on Rules, to which was referred:

House Resolution No. 162

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

DICKEY, Chairman

CONSIDERATION OF HOUSE RESOLUTION NO. 162 BY UNANIMOUS CONSENT

House Resolution No. 162

Relative to the maintenance of satisfactory flows in the Klamath River for the preservation and maintenance of steelhead and salmon

WHEREAS, The people of the State of California by initiative act in 1924 set aside that portion of the Klamath River and the waters thereof, following its meanderings from the confluence of the Klamath River and the Shasta River in the County of Siskiyou to the mouth of the Klamath River in Del Norte County as a district in which the construction and maintenance of dams or other artificial obstructions was prohibited; and

WHEREAS, This prohibition was made in order to provide for the movement of steelhead and salmon from the ocean to their spawning grounds and for the movement of young steelhead and salmon from the spawning grounds to the ocean; and

WHEREAS, This objective is in large part nullified by the operation of the hydroelectric plant of the California-Oregon Power Company, known as the Copco Plant, located approximately 18 miles upstream from the mouth of the Shasta River, and arises from the intermittent operation of said plant which permits a satisfactory flow of water in the Klamath River only at certain times of each day when said plant is operated for the production of electric power This causes daily fluctuations in the flow of the river which vary from less than 100 cubic feet of water per second to over 2,000 cubic feet of water per second, and which thus causes the loss of thousands of fish by stranding; and

WHEREAS, It appears that the operations of the Copco Plant might be modified so as to reduce said fluctuations to a satisfactory degree, or a regulating dam might be constructed on the Klamath River between the Copco Plant and the mouth of the Shasta River; now, therefore, be it

Resolved by the Assembly of the State of California, That a request be directed to the Public Utilities Commission of California, asking it to prepare and supply a report as to whether it would be more practical and economically feasible to require the California-Oregon Power Company to modify their operations or to construct a regulating dam to reduce the present average daily range of artificial fluctuations of the flow of the Klamath River by not less than 50 percent, and that the Public Utilities Commission be requested to submit a report in response to the above request to the Assembly Interim Committee on Fish and Game not later than January 1, 1948; and be it further

Resolved, That the Chief Clerk of the Assembly be directed to transmit a copy of this resolution to the Public Utilities Commission of California.

Resolution read, and adopted.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 2248—An act to amend Section 9121 of the Public Resources Code, relating to soil conservation districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Bennett, Blosser, Brown, Butters, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Ralph C. Dills, Doyle, Elliott, Erwin, Fletcher, Grant, Grunsky, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Loomis, Luckel, Lyons, Maloney, McMillan, Sheridan, Stanley, Stephenson, Thompson, Thorp, Waters, and Mr. Speaker—43.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1408—An act to add Section 4743.5 to the Health and Safety Code, relating to powers of county sanitation districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Bennett, Blosser, Brown, Butters, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Ralph C. Dills, Doyle, Elliott, Erwin, Fletcher, Grant, Grunsky, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Loomis, Luckel, Lyons, Maloney, McMillan, Niehouse, Sheridan, Stanley, Stephenson, Thompson, Thorp, Waters, and Mr. Speaker—45.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 2035—An act to amend Section 4742 of the Health and Safety Code, relating to county sanitation districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Bennett, Blosser, Brown, Butters, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Ralph C. Dills, Doyle, Elliott, Erwin, Fletcher, Grant, Grunsky, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Loomis, Luckel, Lyons, Maloney, McMillan, Niehouse, Sheridan, Stanley, Stephenson, Thompson, Thorp, Waters, and Mr. Speaker—45.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1281—An act to amend Sections 6304 and 6305 of the Education Code, relating to school district budgets.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Bennett, Blosser, Brown, Butters, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Elliott, Erwin, Fletcher, Gaffney, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Loomis, Luckel, Lyons, McMillan, Miller, Niehouse, Sheridan, Silliman, Stanley, Stephenson, Thompson, Thorp, and Waters—48.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1320—An act to add Section 1603 to the Education Code, relating to school district boundaries and providing that this act take effect immediately.

Bill read third time.

Motion to Amend

Mr. Anderson moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "1603", and insert "1606".

Amendment No. 2

On page 1, line 1, of said bill, strike out "1603", and insert "1606".

Amendment No. 3

On page 1 of said bill, strike out lines 3 to 24, inclusive, and insert

"1606. Any *uninhabited real property, the title to which is acquired by a junior* college district, shall be automatically excluded from any other junior college district and become a part of the junior college district acquiring the property, if the property is,

(a) Contiguous to the boundaries of the district acquiring it and included in another junior college district.

(b) Not included within the territorial boundary of any chartered city.

Such real property shall also be automatically excluded from the high school district and the elementary school district of which it is a part, and shall be annexed to and become a part of any high school district and elementary school district included within the junior college district acquiring such property and to which such property is contiguous, and as designated by the county superintendent of schools.

Upon the filing with the county superintendent of schools of the county having jurisdiction over the districts affected of a certificate executed by the governing board of the junior college district describing the property concerned and certifying that title to such property is vested in the junior college district, the changes of boundaries provided for in this section shall be effective for all purposes."

Amendments read, and adopted.

Bill ordered reprinted, and re-engrossed.

Motion to Place Rush Order on Printing of Assembly Bill No. 1320

Mr. Anderson moved that a rush order be placed upon the printing of Assembly Bill No. 1320.

Motion carried.

Assembly Bill No. 2044—An act to amend Section 1501 of the Education Code, relating to school districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Bennett, Blosser, Brown, Burke, Butters, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Clayton A. Dills, Ralph C. Dills, Doyle, Elliott, Erwin, Fletcher, Gaffney, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thompson, Thorp, Waters, and Mr. Speaker—54.

NOES—None.

Bill ordered transmitted to the Senate.

Speaker Pro Tempore Presiding

At 1.48 p.m., Hon Thomas A. Maloney, Speaker pro Tempore of the Assembly, presiding.

Assembly Bill No. 2045—An act to add Section 13861.1 to the Education Code, relating to salary of employees.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Bennett, Blosser, Brown, Burke, Butters, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Elliott, Erwin, Fletcher, Gaffney, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Waters, and Wollenberg—53.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1352—An act to amend Sections 19621, 19622, 19623, 19624, 19625, and 19626 and to repeal Section 19622.5 of the Business and Professions Code, to repeal Sections 92, 92.1, 92.4, and 92.5 of and to add an article heading to Chapter 3 of Division 1 of, and Sections 92, 92.1, 92 2, 92.3, 92.4, 92.5, 92.6, and 92.7 to, the Agricultural Code, relating to the Fair and Exposition Fund and providing for and regulating the appropriation and expenditure of the money in said fund.

Bill read third time.

Motion to Amend

Messrs. Geddes and Stephenson moved the adoption of the following amendments:

Amendment No. 1

On page 7, line 4, of the printed bill, as amended in the Assembly on May 23, 1947, before "any", insert "Kern County may receive an apportionment although that county held no fair in the Calendar Year 1941 and the agricultural association of the agricultural district comprising Kern County received an allotment during the Calendar Year 1941; (7)".

Amendment No. 2

On page 7, line 6, of said bill, strike out "(7)", and insert "(8)".

Amendment No. 3

On page 8 of said bill, after line 12, insert
"SEC. 18. This act shall become operative on January 1, 1948."

Amendments read.

Amendments Corrected by Unanimous Consent

By unanimous consent, the above amendments to Assembly Bill No. 1352 were ordered corrected, by the Speaker, as follows:

Amendment No. 1

On page 7, line 6, of the printed bill, as amended in the Assembly on May 29, 1947, before "any", insert "Kern County may receive an apportionment although that county held no fair in the Calendar Year 1941 and the agricultural association of the agricultural district comprising Kern County received an allotment during the Calendar Year 1941; (7)".

Amendment No. 2

On page 7, line 8, of said bill, strike out "(7)", and insert "(8)".

Amendment No. 3

On page 8 of said bill, after line 12, insert
"SEC. 18. This act shall become operative on January 1, 1948."

Amendments read, as corrected, and adopted.

Bill ordered reprinted, and re-engrossed.

Assembly Bill No. 2697—An act relating to union elementary school districts, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Allen, Anderson, Bennett, Berry, Blosser, Brown, Burke, Butters, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Fletcher, Gaffney, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thompson, Thorp, Waters, Wollenberg, and Mr. Speaker—58.
NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Bennett, Berry, Blosser, Brown, Burke, Butters, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Fletcher, Gaffney, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thompson, Thorp, Waters, Wollenberg, and Mr. Speaker—58.
NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 2393—An act relating to blind persons and their guide dogs entering any place open to public.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Blosser, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C Dills, Dunn, Elliott, Erwin, Fletcher, Grant, Hahn, Hawkins, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Knight, Lyons, Maloney, McMillan, Miller, Sheridan, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Waters, Wollenberg, and Mr. Speaker—50
NOES—None.

Bill ordered transmitted to the Senate.

Speaker Presiding

At 2 p.m., Hon. Sam L. Collins, Speaker of the Assembly, presiding.

Assembly Bill No. 2394—An act relating to blind persons and their guide dogs in the operating of vending stands in buildings owned or operated by the State or its political subdivisions and cities.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Fletcher, Gaffney, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Wollenberg, and Mr. Speaker—63.
NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 258—An act to amend Sections 7643, 7646, 7660, 7662, 7663, 7668, 7669, 7680, 7687, 7729 and the title of Article 5 of the Business and Professions Code and to repeal Sections 7665, 7666, 7667, 7681, 7682, and 7683 of the Business and Professions Code and to add

Sections 7665, 7666, 7667, 7670, and 7671 to the Business and Professions Code, relating to embalmers, apprentice embalmers, regulation of licenses and apprenticeship.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Erwin, Fletcher, Gaffney, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Luckel, Lyons, Maloney, McMillan, Miller, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Waters, Wollenberg, and Mr. Speaker—61.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 2693—An act adding Section 5007.3 to the Public Resources Code, relating to parks and beaches.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Erwin, Fletcher, Gaffney, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Luckel, Lyons, Maloney, McMillan, Miller, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Wollenberg, and Mr. Speaker—57.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1116—An act amending Sections 1, 3, 3a, and 5 of an act entitled "An act to authorize and control the deposit in banks of money belonging to or in custody of any county, city and county, city, town, municipality or other public or municipal corporation within this State, and to repeal all acts or parts of acts in conflict with this act," April 28, 1933, relating to deposit of public moneys.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Erwin, Evans, Fletcher, Gaffney, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Luckel, Lyons, Maloney, McMillan, Miller, O'Day, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Waters, Wollenberg, and Mr. Speaker—62.

NOES—None.

Bill ordered transmitted to the Senate.

BILLS WITHDRAWN FROM INACTIVE FILE, AND PLACED ON THE THIRD READING FILE

The following bill was withdrawn from the inactive file, and placed upon the third reading file:

Senate Bill No. 68, on request of Mr. Brown.

COMMUNICATIONS

By the Chief Clerk:

The following telegram was received, read, and ordered printed in the Journal:

WASHINGTON, D. C., June 3, 1947

Arthur A. Ohnimus, Chief Clerk of the Assembly
Sacramento, California

Thanks for cordial invitation. Can speak Tuesday the tenth.

JOZEF WINIEWICZ
Ambassador of Poland

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 2496—An act to amend Sections 10340 and 10342 of the Insurance Code and to add Section 10375 and 10376 to the Insurance Code, relating to the payment of proceeds of disability insurance policies.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Elliott, Erwin, Evans, Fletcher, Gaffney, Hahn, Heisinger, Hinton, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thompson, Thorp, and Wollenberg—52.

NOES—None.

Bill ordered transmitted to the Senate.

RE-REFERENCE OF BILLS

By order of the Speaker, the following bill was withdrawn from the file, and re-referred as follows:

Assembly Bill No. 1044 re-referred to Committee on Governmental Efficiency and Economy.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, June 3, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 491	Assembly Bill No. 1882
Assembly Bill No. 1044	Assembly Bill No. 2365
Assembly Bill No. 1052	Assembly Bill No. 2693

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, June 3, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 98

And reports the same correctly re-engrossed

WEBER, Chairman

Above reported bill ordered to third reading.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS

Senate Bill No. 400—An act to authorize the Director of Finance to convey or exchange certain real property in the County of San Luis Obispo.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Elliott, Erwin, Evans, Fletcher, Gaffney, Grunsky, Hahn, Hawkins, Heisinger, Hinton, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lyons, Maloney, McMillan, Miller, Niehouse, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Weber, Wollenberg, and Mr. Speaker—56.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 150—An act to amend Sections 2801, 2802, 2805, and 2807.3 of the Revenue and Taxation Code, relating to property taxation.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Luckel, Lyons, Maloney, McMillan, Miller, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Weber, Wollenberg, and Mr. Speaker—58.

NOES—None

Bill ordered transmitted to the Senate.

Senate Bill No. 63—An act to amend Section 506.6 of the Public Resources Code, relating to the powers and duties of the State Park Commission respecting shore line protection, improvement and development of state or publicly owned beaches, and to appointment of a Beach Erosion Control Engineer.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Grant, Grunsky, Hahn, Hawkins, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Knight, Loomis, Luckel, Lyons, Maloney, McMillan, Niehouse, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Weber, and Mr. Speaker—58.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 1061—An act to add Section 2142.10 to the Business and Professions Code, relating to the use of the word "physician."

Bill read third time.

The roll was called.

Call of the Assembly

Pending the announcement of the vote, Mr. Debs moved a call of the Assembly.

Motion carried. Time 2.35 p.m.

The Speaker directed the Sergeant-at-Arms to close the doors, and to bring in the following absent members:

Beck, Bennett, Boyd, Butters, Crichton, Clayton A. Dills, Dolwig, Doyle, Field, Gannon, Geddes, Hinckley, James, Lowrey, McCollister, O'Day, Price, Rosenthal, Stephenson, Thomas, Thompson, Thurman, and Wollenberg—23.

PROCEEDINGS UNDER CALL OF THE ASSEMBLY BY UNANIMOUS CONSENT

TEMPORARY SUSPENSION OF ASSEMBLY RULE NO. 85

Mr. Dickey asked for, and was granted, unanimous consent that Assembly Rule No. 85 be temporarily suspended for the purpose of placing a call of the Assembly on any matter on file.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 251—An act to amend Section 4882 of the Business and Professions Code, and to add Sections 4809.5 and 4829.5 thereto, relating to the practice of veterinary medicine, dentistry and surgery.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Bennett, Berry, Blosser, Brady, Brown, Burns, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cramer, Crichton, Crowley, Lester T. Davis, Dickey, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Knight, Loomis, Luckel, Lyons, Maloney, McCollister, Miller, Niehouse, Robertson, Stanley, Stewart, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—54.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 424—An act to amend Sections 10501 and 10503 of the Water Code, relating to priority of applications to appropriate water by the Department of Finance.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D Collins, Conrad, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Robertson, Sheridan, Sherwin, Stanley, Stewart, Thompson, Thorp, Weber, and Mr. Speaker—58.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 698—An act to amend Section 27701 of the Water Code, relating to dissolution of districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin,

Evans, Fletcher, Gaffney, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Robertson, Sheridan, Sherwin, Stanley, Stewart, Thompson, Thorp, Weber, and Mr. Speaker—58.

NOES—None

Bill ordered transmitted to the Senate.

Senate Bill No. 825—An act to amend Section 337 of the Code of Civil Procedure, relating to the time of commencing civil actions.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Bennett, Berry, Brady, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T Davis, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Weber, and Wollenberg—59.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 203—An act to amend Section 4247 of the Political Code and Section 28118 of the Government Code, relating to compensation for public services in counties of the eighteenth class.

Bill read third time.

Motion to Amend

Mr. Robertson moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Section 4247 of the Political Code and".

Amendment No. 2

On page 1 of said bill, strike out lines 1 to 27, inclusive; and on page 2, strike out lines 1 to 5, inclusive.

Amendment No. 3

On page 2, line 6, of said bill, strike out "3", and insert "1".

Amendment No. 4

On page 2, line 12, of said bill, strike out "five hundred twenty dollars ($5,520)", and insert "eight hundred twenty dollars ($5,820)".

Amendment No. 5

On page 2 of said bill, strike out lines 36 to 40, inclusive.

Amendments read, and adopted.

Bill ordered reprinted, and re-engrossed.

Senate Bill No. 712—An act to amend Section 205 of the Streets and Highways Code, relating to apportionment of highway funds to cities, declaring the urgency hereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Allen, Anderson, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T Davis, Debs, Dickey, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Grunsky, Hahn, Hawkins, Heisinger, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—60.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Grunsky, Hahn, Hawkins, Heisinger, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Nichouse, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—60.
NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 738—An act to amend Section 4352 of the Public Resources Code, relating to state nurseries.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Dunn, Erwin, Evans, Fletcher, Gaffney, Grunsky, Hahn, Hawkins, Heisinger, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—62.
NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 739—An act to amend Sections 4002, 4003, and 4008 of the Public Resources Code, relating to prevention and control of forest fires.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Dunn, Erwin, Evans, Fletcher, Gaffney, Grunsky, Hahn, Hawkins, Heisinger, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—62.
NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 745—An act to amend Sections 4151, 4165, and 4167 of the Public Resources Code, relating to forestry.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Dunn, Erwin, Evans, Fletcher, Gaffney, Grunsky, Hahn, Hawkins, Heisinger, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—62.
NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 1485—An act to amend Section 117 of the Labor Code, relating to offices and rooms for the Industrial Accident Commission.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Caldecott, Carey, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Luckel, Lyons, McCollister, McMillan, Miller, Niehouse, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—68.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 1093—An act to amend Sections 1505 and 1506 of the Elections Code, relating to elections.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Knight, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—66.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 1511—An act to amend Section 18005 of the Government Code, relating to personnel in state service.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Knight, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—66.

NOES—None.

Bill ordered transmitted to the Senate.

UNFINISHED BUSINESS (RESUMED)

MOTION TO RECONSIDER ASSEMBLY BILL NO. 1574

In compliance with a notice given on a previous day, Mr. Dickey moved that the vote whereby Assembly Bill No. 1574 was passed be reconsidered.

The roll was called, and Assembly Bill No. 1574 refused reconsideration by the following vote:

AYES—Berry, Brady, Burke, Caldecott, Carey, Collier, George D. Collins, Conrad, Cooke, Crichton, Lester T. Davis, Dickey, Dunn, Elliott, Erwin, Fletcher, Gaffney, Heisinger, Knight, Loomis, Luckel, Lyons, Miller, Stewart, Thompson, Thorp, and Wollenberg—27.

NOES—Allen, Anderson, Beck, Bennett, Boyd, Brown, Burns, Butters, Clarke, Cramer, Crowley, M. Philip Davis, Debs, Ralph C. Dills, Dolwig, Evans, Gannon, Grant, Grunsky, Hahn, Hinton, Huyck, James, Johnson, Kilpatrick, Maloney, McCollister, McMillan, Niehouse, Rosenthal, Sheridan, Silliman, Stanley, Waters, and Weber—35.

Bill ordered transmitted to the Senate.

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 491—An act to amend Section 16486 of the Education Code, relating to average daily attendance.

Bill read third time.

Motion to Amend

Mr. Gannon moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 4, of the printed bill, as amended in the Assembly on June 2, 1947, strike out "or medical service".

Amendment read, and adopted.

Bill ordered reprinted, and re-engrossed.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, June 3, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 2687

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bill ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, June 3, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 2420

And reports the same correctly re-engrossed

WEBER, Chairman

Above reported bill ordered to third reading.

FURTHER PROCEEDINGS UNDER CALL OF THE ASSEMBLY DISPENSED WITH ON SENATE BILL NO. 1061

At 3.15 p.m., on motion of Mr. Debs, further proceedings under the call of the Assembly were dispensed with.

The names of the absentees were called, and Senate Bill No. 1061 passed by the following vote:

AYES—Allen, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Doyle, Dunn, Erwin, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Knight, Loomis, Luckel, Lyons, Maloney, McCollister, Miller, Niehouse, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—60.

NOES—Anderson, Collier, Ralph C. Dills, Elliott, Evans, Hawkins, Kilpatrick, McMillan, and Stewart—9.

Notice of Motion to Reconsider Senate Bill No. 1061

Mr. Ralph C. Dills gave notice that on the next legislative day he would move to reconsider the vote whereby Senate Bill No. 1061 was this day passed.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, June 3, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 271—An act to amend Section 3051 of the Welfare and Institutions Code, relating to treatment and operations to prevent blindness and to restore vision to blind persons;

Assembly Bill No. 531—An act to amend Sections 1280a and 1280b of the Penal Code, relating to affidavits for justification of bail;

Assembly Bill No. 620—An act to amend Section 4300b of the Political Code and 26726 of the Government Code, relating to sheriffs', constables' and marshals' fees;

And reports that the same have been correctly enrolled, and presented to the Governor on the third day of June, 1947, at 2 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 3, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Joint Resolution No. 11—Memorializing Congress to enact legislation allowing the award of interest at the legal rate to successful employee claimants in claims adjusted under the Railway Labor Act;

Assembly Concurrent Resolution No. 36—Relative to the problem of severely handicapped spastic and crippled children and adults;

And reports that the same have been correctly enrolled, and presented to the Secretary of State on the third day of June, 1947, at 2 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 3, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1817—An act to add Section 206.1 to the Unemployment Insurance Act, relating to disability benefits, declaring the urgency thereof, to take effect immediately;

Assembly Bill No. 1823—An act to amend Section 3041 of the Elections Code, relating to independent nominations;

Assembly Bill No. 2096—An act to amend Sections 10202 and 10202.5 of the Insurance Code, relating to group life insurance;

And reports that the same have been correctly enrolled, and presented to the Governor on the third day of June, 1947, at 2 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 3, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1138—An act to amend Section 150 of the Agricultural Code, relating to agricultural pest control operators;

Assembly Bill No. 1140—An act to amend Section 160 of the Agricultural Code, relating to white pine blister rust hosts;

Assembly Bill No. 1708—An act to add Section 20950 to the Education Code, relating to the California School for the Blind;

And reports that the same have been correctly enrolled, and presented to the Governor on the third day of June, 1947, at 2 p.m.

WEBER, Chairman

RESOLUTIONS

The following resolution was offered:

By Messrs. Ralph C. Dills, Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Sam L. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans,

Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Mrs. Niehouse, Messrs. O'Day, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Waters, Weber, and Wollenberg:

House Resolution No. 200

Congratulating Arthur A. Ohnimus upon his birthday anniversary

WHEREAS, Today, the third day of June, 1947, is the birthday anniversary of Arthur A. Ohnimus, Chief Clerk of the Assembly of the State of California; and

WHEREAS, Not time, nor trivia, nor the travail of legislative sessions have left their mark upon this genial knight of the marble halls, this ever smiling Galahad, who sits at his roll top desk with the same magnificent ease and presence with which he assumed it; from which enthroned spot, with brow thunderous or eye lit with merriment, he surveys and directs his domain; and

WHEREAS, All in this Assembly know well the long hours of hard work required of the Chief Clerk of this Assembly, and all equally appreciate the courteous, conscientious and efficient manner in which Arthur A. Ohnimus fulfills his office, and the splendid service he has performed for the Members of this Assembly and for the people of the State of California; now, therefore, be it

Resolved by the Assembly of the State of California, That the Members of this Assembly join with the hundreds of other friends of our esteemed Chief Clerk, to extend to Arthur A. Ohnimus congratulations and warm felicitations upon this anniversary of his natal day; and be it further

Resolved, That the Chief Clerk of this Assembly present a suitably prepared copy of this resolution to Arthur A. Ohnimus as an expression of the esteem and good wishes of the Members of this Assembly and as a reminder of their continued appreciation of his fine service to this Assembly.

Request for Unanimous Consent That All Members Present Be Named Co-authors of House Resolution No. 200

Mr. Ralph C. Dills asked for, and was granted, unanimous consent that the names of all members present be placed upon House Resolution No. 200, as co-authors.

Request for Unanimous Consent

Mr. Ralph C. Dills asked for, and was granted, unanimous consent to take up House Resolution No. 200, at this time, without reference to committee or file.

Resolution read, and adopted unanimously.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 2352—An act to add Section 7113 to the Health and Safety Code, relating to the autopsy of human remains.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Bennett, Berry, Blosser, Brown, Burke, Burns, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Elliott, Erwin, Evans, Gaffney, Gannon, Grant, Grunsky, Hahn, Heisinger, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, Maloney, McCollister, Niehouse, O'Day, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—55.

NOES—Beck, Butters, Caldecott, and Knight—4.

Bill ordered transmitted to the Senate.

REPORTS OF STANDING COMMITTEES

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, June 3, 1947

MR SPEAKER: Your Committee on Rules, to which was referred:

Senate Concurrent Resolution No. 51

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

DICKEY, Chairman

REQUEST FOR UNANIMOUS CONSENT

Mr. Dickey asked for, and was granted, unanimous consent to take up Senate Concurrent Resolution No. 51, at this time, without reference to file.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 51

Senate Concurrent Resolution No. 51—Relative to approving certain amendments to the charter of the City of Oakland, a municipal corporation in the County of Alameda, State of California, voted for and ratified by the qualified electors of said city at a special municipal election held therein on the thirteenth day of May, 1947.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niebouse, O'Day, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thorp, Weber, Wollenberg, and Mr. Speaker—67.

NOES—None.

Resolution ordered transmitted to the Senate.

RESOLUTIONS

The following resolution was offered:

By Messrs. Maloney, Gaffney, Dunn, Wollenberg, Blosser, Brady, Lyons, Dickey, George D. Collins, Fletcher, O'Day, Berry, and Sam L. Collins:

House Resolution No. 201

Relative to Thomas Charles Meagher

WHEREAS, There has been taken from this earthly sphere of activity, one of California's most outstanding citizens, Thomas Charles Meagher, a native of Alameda, California; and

WHEREAS, Tom Meagher, as he was affectionately called, while born in Alameda County, resided in the City and County of San Francisco since childhood and when grown up into manhood became a member of Painters Local Union No. 19, in the year 1902, wherein by the ability shown, he was chosen as a representative of the Painters Union for 25 years and later became the International Representative of Painters, Decorators and Paperhangers of America for the past 12 years of his life; and

WHEREAS, Thomas Charles Meagher not only served in the above mentioned honored positions but he was past president of California State Conference of Painters and past president of San Francisco Building Trades and Construction Council and for many years represented labor and the International Brotherhood of Painters in the sessions of the California State Legislature; and

WHEREAS, The passing of Thomas Charles Meagher was not only a shock to his loving wife, Nona Meagher and the immediate members of his family but a shock to labor and business alike and to the many hundreds of friends he had made throughout the entire United States; now, therefore, be it

Resolved, That when the Assembly adjourns this day, Tuesday, June 3, 1947, it do so out of respect of Thomas Charles Meagher; and be it further

Resolved, That copies of this resolution be suitably engrossed and forwarded to Mrs. Nona Meagher, and to Brotherhood of Painters and Paperhangers and to the San Francisco Building and Construction Trades Council.

Request for Unanimous Consent

Mr. Maloney asked for, and was granted, unanimous consent to take up House Resolution No. 201, at this time, without reference to committee or file.

Resolution read, and adopted unanimously.

Notation

Speaker Collins ordered that it be noted in the Journal that Mr. Gaffney had sought recognition for the purpose of speaking on House Resolution No. 201 but was prevented from doing so because the roll call had been requested.

REQUESTS FOR PERMISSION TO INTRODUCE BILLS

The following request for permission to introduce a bill was presented:

By Mr. Boyd:

ASSEMBLY CHAMBER, SACRAMENTO, June 3, 1947

MR. SPEAKER: In accordance with the provisions of Article IV, Section 2, of the Constitution, I request permission to introduce a bill, the title of which is as follows:

An act to amend Section 737gg of the Political Code, relating to salaries of superior court judges.

Respectfully submitted.

PHILIP L. BOYD

Request referred to Committee on Legislative Procedure.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, June 3, 1947

MR. SPEAKER: Your Committee on Legislative Procedure, to which was referred the following bill, herewith returns the same with the recommendation that the author be permitted to introduce it.

By Mr. Boyd:

An act to amend Section 737gg of the Political Code, relating to salaries of superior court judges.

WEBER, Chairman

The roll was called, and permission granted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Dunn, Elliott, Erwin, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—69.

NOES—None.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

The following bill was introduced, and read the first time:

Assembly Bill No. 2704: By Mr. Boyd—An act to amend Section 737gg of the Political Code, relating to salaries of superior court judges.

Referred to Committee on Judiciary.

REQUESTS FOR PERMISSION TO INTRODUCE BILLS

The following request for permission to introduce a bill was presented:

By Mr. Maloney:

ASSEMBLY CHAMBER, SACRAMENTO, June 3, 1947

MR. SPEAKER: In accordance with the provisions of Article IV, Section 2, of the Constitution, I request permission to introduce a bill, the title of which is as follows:

An act to create the Living War Memorial Commission, prescribing its duties, providing for its maintenance, and making an appropriation therefor.

Respectfully submitted.

THOMAS A. MALONEY

Request referred to Committee on Legislative Procedure.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, June 3, 1947

MR. SPEAKER: Your Committee on Legislative Procedure, to which was referred the following bill, herewith returns the same with the recommendation that the author be permitted to introduce it:

By Mr. Maloney:

An act to create the Living War Memorial Commission, prescribing its duties, providing for its maintenance, and making an appropriation therefor.

WEBER, Chairman

The roll was called, and permission granted by the following vote:

AYES—Allen, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—67.

NOES—None.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bill was introduced, and read the first time:

Assembly Bill No. 2705: By Mr. Maloney—An act to create the Living War Memorial Commission, prescribing its duties, providing for its maintenance, and making an appropriation therefor.

Referred to Committee on Governmental Efficiency and Economy.

ALL MATTERS ON FILE CONTINUED

By unanimous consent, all matters on file will be continued until the next legislative day.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 490—An act to amend Section 4806 of the Business and Professions Code, relating to the salary of the Secretary of the Board of Examiners in Veterinary Medicine.

Bill read third time.

Motion to Amend

Mr. Brown moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 9, of the printed bill, as amended in the Assembly on May 29, 1947, strike out "three hundred dollars ($300)", and insert "six hundred dollars ($600)".

Amendment read, and adopted.

Bill ordered reprinted, and to third reading.

ANNOUNCEMENT OF COMMITTEE MEETINGS

It was announced that the following committees would hold meetings:

Upon adjournment, today—

Public Health.
Agriculture.
Livestock and Dairies.
Social Welfare.

At 8 p.m., tonight—

Fish and Game.
Judiciary.

MOTION THAT ALL COMMITTEE REPORTS AT DESK BE DEEMED READ

Mr. Dickey moved that all committee reports, now at the desk, be deemed read, and ordered printed in the Journal.

Motion carried.

REPORTS OF STANDING COMMITTEES

Committee on Ways and Means

ASSEMBLY CHAMBER, SACRAMENTO, June 3, 1947

MR. SPEAKER: Your Committee on Ways and Means, to which were referred:

Assembly Bill No. 1663
Assembly Bill No. 1898

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

WOLLENBERG, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, June 3, 1947

MR. SPEAKER: Your Committee on Ways and Means, to which was referred:

Senate Bill No. 368

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

WOLLENBERG, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, June 3, 1947

MR. SPEAKER: Your Committee on Ways and Means, to which were referred:

Assembly Bill No. 704
Assembly Bill No. 742

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

WOLLENBERG, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, June 3, 1947

MR. SPEAKER: Your Committee on Ways and Means, to which were referred:

Assembly Bill No. 440
Assembly Bill No. 601
Assembly Bill No. 2004

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

WOLLENBERG, Chairman

Above reported bills ordered to second reading.

Committee on Public Utilities and Corporations

ASSEMBLY CHAMBER, SACRAMENTO, June 3, 1947

MR. SPEAKER: Your Committee on Public Utilities and Corporations, to which was referred:

Assembly Bill No. 2269

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

ALLEN, Chairman

Above reported bill ordered to second reading.

Committee on Elections and Reapportionment

ASSEMBLY CHAMBER, SACRAMENTO, June 3, 1947

MR. SPEAKER: Your Committee on Elections and Reapportionment, to which was referred:

Assembly Bill No. 1976

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

ROBERTSON, Chairman

Above reported bill ordered to second reading.

Committee on Military Affairs

ASSEMBLY CHAMBER, SACRAMENTO, June 3, 1947

MR. SPEAKER: Your Committee on Military Affairs, to which was referred:

Assembly Bill No. 296

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

McCOLLISTER, Chairman

Above reported bill ordered to second reading.

GUESTS EXTENDED PRIVILEGE OF ASSEMBLY FLOOR

On request of Mr. Carey and the Alameda County Delegation, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. Elizabeth Smith, Mrs. Hallie Wilson, Mrs. M. Meneweather, and Mr. and Mrs. H. E. Rilea, of Oakland.

On request of Mr. Crichton, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Roy Greenaway, Miss Marion Reed, C. B. Hayes of Fresno.

On request of Mr. Gannon, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to H. E. Wintersteis, teacher of the Arden School of Sacramento, and the following pupils: Joanne Hill, Pauline McNew, Una Vera Tuttle, Eleanor Aeppli, Nelda Lobb, Patty Patton, Gail Ruby, Betty Nordine, Nedra Pardee, Deon Smith, Ann Livermore, Curt Zeissig, Jerry Griffin, Jack Korich, Joan Monson, Joanne Strong, Bill Chilcott, Gordon Shook, Edward Stephan, Bob Nicolaus, and Dennis Field.

On request of Mr. Maloney, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to George Allen, Karen Maylis, Louis Landis, Cora Kitson, Ethel Branchina, John Leith, Monroe Bloom, Ray J. Burr, and Florence Gardner, of San Francisco.

On request of Mr. Lyons, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Sergeant E. C. Teil of Los Angeles.

On request of Mr. Ralph C. Dills, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Raye King of Compton.

ADJOURNMENT

At 3.45 p.m., on motion of Mr. Dickey, the Speaker declared the Assembly adjourned until 9 a.m., Wednesday, June 4, 1947, out of respect to the memory of Thomas Charles Meagher.

SAM L. COLLINS, Speaker

GERALDINE B. HADSELL, Minute Clerk

CALIFORNIA LEGISLATURE
FIFTY-SEVENTH (GENERAL) SESSION

ASSEMBLY DAILY JOURNAL

EIGHTIETH LEGISLATIVE DAY
ONE HUNDRED FIFTIETH CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO
Wednesday, June 4, 1947

The Assembly met at 9 a.m.
Hon. Sam L. Collins, Speaker of the Assembly, presiding.
Chief Clerk Arthur A. Ohnimus at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Looms, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—76

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. Raymond Renwald:

May this humble offering of my service be pleasing to Thee, O Holy Lord, and do Thou grant that the prayer, which I, all unworthy, have offered up in the sight of Thy Majesty may be acceptable to Thee, and through Thy mercy may it obtain forgiveness for me and for all those for whom I have offered it, through Christ Our Lord—AMEN

READING OF THE JOURNAL DISPENSED WITH

On motion of Mr. Hahn, further reading of the Journal of the previous legislative day was dispensed with.

LEAVES OF ABSENCE FOR THE DAY

The following members were granted leaves of absence for the day, because of illness:

Mr. Hinckley, on motion of Mr. Collier.
Mr. Price, on motion of Mr. Collier.

The following member was granted leave of absence for the day, because of legislative business elsewhere:

Mr. Thomas, on motion of Mr. Collier.

The following member was granted leave of absence for the day, and desired to waive his per diem:

Mr. Geddes, by unanimous consent.

REQUESTS FOR PERMISSION TO INTRODUCE BILLS

The following request for permission to introduce a bill was presented:

By Mr. Doyle:

ASSEMBLY CHAMBER, SACRAMENTO, June 4, 1947

MR. SPEAKER: In accordance with the provisions of Article IV, Section 2, of the Constitution, I request permission to introduce a bill, the title of which is as follows:

An act to add Section 125.5 to the Elections Code, relating to registration of electors.

Respectfully submitted.

THOMAS J. DOYLE

Request referred to Committee on Legislative Procedure.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, June 4, 1947

MR. SPEAKER: Your Committee on Legislative Procedure, to which was referred the following bill, herewith returns the same with the recommendation that the author be permitted to introduce it:

By Mr. Doyle:

An act to add Section 125.5 to the Elections Code, relating to registration of electors.

WEBER, Chairman

The roll was called.

Call of the Assembly

Pending the announcement of the vote, Mr. Doyle moved a call of the Assembly.

Motion carried. Time 9.08 a.m.

The Speaker directed the Sergeant-at-Arms to close the doors, and to bring in the following absent members:

Allen, Anderson, Beck, Berry, Brady, Carey, George D. Collins, Cramer, Crowley, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Dunn, Evans, Field, Gaffney, Gannon, Geddes, Hawkins, Hinckley, Hollibaugh, Huyck, Knight, Lowrey, McCollister, Miller, O'Day, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thomas, Waters, Weber, and Wollenberg—39.

PROCEEDINGS UNDER CALL OF THE ASSEMBLY BY UNANIMOUS CONSENT

TEMPORARY SUSPENSION OF ASSEMBLY RULE NO. 85

Mr. Robertson asked for, and was granted, unanimous consent that Assembly Rule No. 85 be temporarily suspended for the purpose of placing a call of the Assembly on any matter on file.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, June 4, 1947

MR SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 2699

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bill ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, June 4, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 699
Assembly Bill No. 701
Assembly Bill No. 883
Assembly Constitutional Amendment No. 12

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

Above reported resolution ordered on file for adoption.

ASSEMBLY CHAMBER, SACRAMENTO, June 4, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 919
Assembly Bill No. 1282
Assembly Bill No. 1317
Assembly Bill No. 1320
Assembly Bill No. 2224

And reports the same correctly re-engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

Committee on Agriculture

ASSEMBLY CHAMBER, SACRAMENTO, June 4, 1947

MR. SPEAKER: Your Committee on Agriculture, to which were referred:

Assembly Bill No. 1128
Assembly Bill No. 1871

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

CLARKE, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, June 4, 1947

MR. SPEAKER: Your Committee on Agriculture, to which was referred:

Assembly Bill No. 2080

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

CLARKE, Chairman

Above reported bill ordered to second reading.

RE-REFERENCE OF BILLS

By order of the Speaker, the following bills were withdrawn from the file, and re-referred as follows:

Assembly Bills Nos. 919, 1317, 699, and 701 re-referred to Committee on Education.

CONSIDERATION OF DAILY FILE

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 661—An act to amend Section 20 of the California Small Loan Act, Chapters 953 and 1045 of the Statutes of 1939, relating to penalties.

Bill read second time, and ordered engrossed.

Assembly Bill No. 704—An act to amend the title and Sections 1 and 3 of the Judges' Retirement Act, and to amend Sections 2, 4, and 4.5 of the Judges' Retirement Fund Act, relating to the State System for the Retirement of Judges and Justices, and providing for the inclusion of justices of justices' courts of Class A within that system.

Bill read second time, and ordered engrossed.

Assembly Bill No. 742—An act making an appropriation, relating to the salaries of judges of the Superior Court of Alameda County.

Bill read second time, and ordered engrossed.

Assembly Concurrent Resolution No. 73—Relative to adjournment sine die of the 1947 Regular Session of the Legislature of the State of California.

Resolution read.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Rules:

Amendment No. 1

On page 1, line 4, of the printed measure, strike out "May 24", and insert "June 20".

Amendment No. 2

On page 1, line 5, of the printed measure, strike out "May 17", and insert "June 13".

Amendments read.

Amendments Corrected by Unanimous Consent

Mr. Dickey asked for, and was granted, unanimous consent, that the above amendments to Assembly Concurrent Resolution No. 73 be ordered corrected, as follows:

Amendment No. 1

On page 1, line 4, of the printed measure, strike out "Sunday, May 24", and insert "Friday, June 20".

Amendment No. 2

On page 1, line 5, of the printed measure, strike out "May 17", and insert "June 13".

Amendments read, as corrected, and adopted.

Resolution ordered reprinted, and engrossed.

Assembly Bill No. 1976—An act to amend Sections 2890, 2893, 2896, 2897, 2898, and 2899 of, and to add Section 2891.5 to, the Elections Code, relating to the withdrawal of candidates for nomination or election.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Elections and Reapportionment:

Amendments Corrected by Unanimous Consent

By unanimous consent, the amendments to Assembly Bill No. 1976 were ordered corrected by the Speaker, to read as follows:

Amendment No. 1

On page 1, line 7, of the printed bill, after "2891.5.", insert "A candidate may withdraw on account of disability from a general election at any time when the resulting vacancy may be filled pursuant to this article. To withdraw for disability the candidate shall apply to the officer with whom his nomination papers have been filed for

leave to withdraw for disability. A certificate from the candidate's physician, certifying that the candidate's physical condition is such that it is not advisable from a medical standpoint that the candidate should not continue as such, said officer shall grant the candidate leave to withdraw and shall notify the committee charged with the duty of filling vacancies as to the particular office of the withdrawal of said candidate. Such officer shall record the fact of withdrawal with the nomination and other papers of the candidate on file in his office."

Amendment No. 2

On page 1, line 7, of the printed bill, after "2891.5.", strike out the remainder of the line, and strike out lines 8 to 22, inclusive.

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2004—An act making an appropriation to the Department of Finance for the maintenance of Union Cemetery in the County of San Mateo.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Ways and Means:

Amendment No. 1

In line 2 of the title of the printed bill, strike out "maintenance of Union Cemetery", and insert "State Burying Grounds".

Amendment No. 2

On page 1 of said bill, strike out lines 3, 4, and 5, and insert "of one thousand five hundred dollars ($1,500) to the Department of Finance to be expended by it in connection with the State Burying Ground in San Mateo County, known as the Union Cemetery, to effectuate the purposes of that act entitled "An act to ratify the acceptance of the conveyance of property for cemetery purposes," if that act shall be enacted at this session of the Legislature."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 601—An act to amend Section 923 of, to add Sections 7.5, 6030, 6031, 6032, and 6033 to, and to add Chapter 9, comprising Sections 6130 to 6144, inclusive, to Title 7, Part 3 of, the Penal Code, relating to prisons, jails, and other places of detention, and prisoners confined therein, and making an appropriation.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

On page 4, line 35, of the printed bill, as amended in the Assembly on April 24, 1947, strike out "September", and insert "December".

Amendment No. 2

On page 4, line 38, of said bill, strike out "October 1st", and insert "December 31st".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 440—An act making an appropriation to pay the claim of the Secretary of the State Board of Control against the

State of California, declaring the urgency thereof and providing that this act shall take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Ways and Means:

Amendment No. 1

On page 1, lines 2 and 3, of the printed bill, as amended, strike out "eighty-six thousand five hundred twenty-three dollars and eleven cents ($86,523.11)", and insert "one hundred five thousand three hundred forty-eight dollars and eleven cents ($105,348.11)".

Amendment No. 2

On page 1, lines 8 and 9, of said bill, strike out "eighty-six thousand five hundred twenty-three dollars and eleven cents ($86,523.11)", and insert "one hundred five thousand three hundred forty-eight dollars and eleven cents ($105,348.11)".

Amendment No. 3

On page 2, lines 39 and 40, of said bill, strike out "Thirty-three thousand four hundred ninety-seven dollars and twenty-nine cents ($33,497.29)", and insert "forty-eight thousand three hundred six dollars and three cents ($48,306.03)".

Amendment No. 4

On page 2, lines 41 and 42, of said bill, strike out "seven thousand five hundred six dollars and fifty-two cents ($7,506.52)", and insert "seven thousand five hundred seventy-one dollars and fifty-two cents ($7,571.52)".

Amendment No. 5

On page 2, line 51, of said bill, strike out "nine hundred thirty-four dollars and ninety-one"; and on page 3, line 1, strike out "cents ($934.91)", and insert "four hundred fifty dollars ($450)".

Amendment No. 6

On page 3, lines 10 and 11, of said bill, strike out "eight hundred eighty-five dollars and thirty-six cents ($885.36)", and insert "nine hundred five dollars and thirty-six cents ($905.36)".

Amendment No. 7

On page 3, lines 15 and 16, of said bill, strike out "one hundred seventy-eight dollars and fifty cents ($178.50)", and insert "seven hundred twenty dollars ($720) out of any money in the Insurance Fund in the State Treasury; one thousand one hundred twenty-five dollars and forty-eight cents ($1,125.48)".

Amendment No. 8

On page 3, lines 46 and 47, of said bill, strike out "two thousand two hundred seventy-eight dollars and ninety-five cents ($2,278.95)", and insert "four thousand five hundred forty-three dollars and twenty-three cents ($4,543.23)".

Amendment No. 9

On page 3, lines 50 and 51, of said bill, strike out "one hundred fifty-three dollars ($153)", and insert "six hundred thirty-seven dollars and ninety-one cents ($637.91)".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2424—An act to amend Section 12905 of the Insurance Code, relating to the maintenance of offices by the Insurance Commissioner.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Finance and Insurance:

Amendment No. 1

In line 6 of the title of the printed bill, as amended in the Assembly on April 23, 1947, before the period, insert "and making an appropriation therefor".

Amendment No. 2

On page 1 of said bill, after line 6, insert

"SEC. 2. For the purpose of carrying out the provisions of this act, there is hereby appropriated out of the Insurance Fund for the support of the Department of Insurance in augmentation of Item 170 of the Budget Act of 1947, the sum of ten thousand dollars ($10,000)".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1912—An act to amend Sections 1648.3, 1676, 1677, and 1677.5 of, and to repeal Sections 1677.1 and 1679.2 of the Insurance Code, relating to insurance.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Finance and Insurance:

Amendment No. 1

On page 2 of the printed bill, as amended in the Assembly on May 28, 1947, between lines 15 and 16, insert

"The commissioner shall not approve any curricula, whether given by a degree conferring college or university, a correspondence school, or any other institution, unless it includes instruction in: Classes of insurance except life insurance; the fundamental characteristics of each of the types of insurers admitted to transact insurance in California; the laws of the State of California relating to the transaction of insurance by insurance agents, brokers and solicitors; and such other subjects as the commissioner finds to be necessary to qualify a".

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 296—An act to amend Sections 890 and 891 of the Military and Veterans Code, relating to veterans' dependents.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Military Affairs:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Sections 890 and 891", and insert "Section 890."

Amendment No. 2

On page 1 of said bill, strike out lines 9 and 10, and insert "who was killed in action in World War II on or after December 7, 1941, and prior to January 1, 1947, or who died at any time as a result of war service during such period."

Amendment No. 3

On page 1 of said bill, strike out lines 16 to 25, inclusive; and strike out all of page 2.

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2269—An act to add Section 950.6 to the Municipal Utility District Act, relating to municipal utility districts.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Public Utilities and Corporations:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "950.6", and insert "952.5".

Amendment No. 2

Strike out lines 1 to 9, inclusive, of the printed bill, and insert

"SECTION 1. Section 952.5 is added to the Municipal Utility District Act, to read:

Sec. 952.5. With the consent of the board, the treasurer may:

(a) Authorize the trust department of any state or national bank in this State, or a trust company authorized to act as such in this State, to receive as his agent deposits of any securities acquired by the district.

(b) Place and maintain for safekeeping as a trust deposit with the trust department of any state or national bank in this State, or a trust company authorized to act as such in this State, any securities owned by the district.

The treasurer shall take from the trust department or trust company a receipt for such securities, and neither the treasurer nor the district is responsible for the custody and safe return of such securities until they are withdrawn from the trust department or trust company by the treasurer. Any such trust department or trust company to which securities are delivered, either as agent or depositary for the treasurer, shall make such disposition of the securities as the treasurer directs and is responsible only for strict compliance with written instructions given to it by the treasurer. All such securities are at all times subject to the order of the treasurer."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

SECOND READING OF SENATE BILLS

Senate Bill No. 146—An act to add Section 4651.1 to the Labor Code, relating to continuing jurisdiction of the Industrial Accident Commission under the Workmen's Compensation Act.

Bill read second time, and ordered to third reading.

Senate Bill No. 256—An act to amend Section 4702 of the Labor Code, relating to death benefits under the Workmen's Compensation Act.

Bill read second time, and ordered to third reading.

Senate Bill No. 259—An act to amend Section 4661 of the Labor Code, relating to compensation for permanent disability under the Workmen's Compensation Act.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Finance and Insurance:

Amendment No. 1

On page 1, line 12, of the printed bill, strike out the period, and insert "; provided, however, that where the permanent disability rating is 70 percent or greater, it shall be conclusively presumed that temporary disability did not exceed 104 weeks."

Amendment No. 2

On page 1 of the printed bill, after line 12, insert

"Every computation made pursuant to this section shall be made only with reference to disability resulting from an original injury sustained after this section as amended during the Fifty-seventh (Regular) Session of the Legislature becomes effective; provided, however, that all rights presently existing under this section shall be continued in force."

Amendments read, and adopted.

Bill ordered reprinted, and to third reading.

Senate Bill No. 1542—An act to amend Section 4460 of the Labor Code, relating to permanent and temporary disability under the Workmen's Compensation Act.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Finance and Insurance:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Section 4460", and insert "Sections 4313, 4316, 4317, 4452, 4453, 4460, 4650, and 4656".

Amendment No. 2

On page 1, line 6, of said bill, after "an", insert "original".

Amendment No. 3

On page 1, lines 13 and 14, of said bill, strike out "and exists during the time that this section is in force and effect".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 4

On page 1 of said bill, after line 23, insert

"SEC. 2. Section 4452 of the Labor Code is amended to read as follows:

4452. [Three and one-half] *Four* times the average annual earnings shall be taken at not less than $1,000 nor more than [$5,999.76] *$7,200* in disability cases, and in death cases shall be taken at not less than [$2,000 nor more than $6,000] *the minimum nor more than the maximum limits as provided in Section 4702 of this code*

SEC. 3. Section 4453 of the Labor Code is amended as follows.

4453. In computing average annual earnings, the average weekly earnings shall be taken at not less than [$10] *$15* nor more than [$38.46] *$46.16*. Between these limits the average weekly earnings, except as provided in Sections 4456 to 4459, shall be arrived at as follows:

(a) Where the employment is for 30 or more hours a week and for five or more working days a week, the average weekly earnings shall be 95 percent of the number of working days a week times the daily earnings at the time of the injury.

(b) Where the employee is working for two or more employers at or about the time of the injury, the average weekly earnings shall be taken as 95 percent of the aggregate of such earnings from all employments computed in terms of one week; but the earnings from employments other than the employment in which the injury occurred shall not be taken at a higher rate than the hourly rate paid at the time of the injury.

(c) If the earnings are at an irregular rate, such as piecework, or on a commission basis, or are specified to be by the week, month, or other period, then the average weekly earnings mentioned in subdivision (a) above shall be taken as 95 percent of the actual weekly earnings averaged for such period of time, not exceeding one year, as may conveniently be taken to determine an average weekly rate of pay.

(d) Where the employment is for less than 30 hours per week, or where for any reason the foregoing methods of arriving at the average weekly earnings can not reasonably and fairly be applied, the average weekly earnings shall be taken at 95 percent of the sum which reasonably represents the average weekly earning capacity of the injured employee at the time of his injury, due consideration being given to his actual earnings from all sources and employments.

SEC. 4. Section 4656 of the Labor Code is amended to read as follows:

4656. Aggregate disability payments for a single injury causing temporary disability shall not exceed [three] *four* times the average annual earnings of the employee, nor shall the aggregate disability period for such temporary disability in any event extend beyond 240 weeks from the date of the injury.

SEC. 5. Section 4650 of the Labor Code is amended to read as follows:

4650. If an injury causes temporary disability, a disability payment shall be made for one week in advance as wages on the eighth day after the injured employee leaves work as a result of the injury. If the injury causes permanent disability, a disability payment shall be made for one week in advance as wages on the eighth day after the injury *becomes permanent*.

SEC. 6. Section 4313 of the Labor Code is amended to read:

4313. The weekly benefit for civilian defense workers is [twenty dollars ($20)] *thirty dollars ($30)* in all cases of temporary total disability except where 65 percent of the average weekly earnings of the civilian defense worker as computed upon the basis of his average income from all sources during the year immediately preceding the date of injury or death is less than [twenty dollars ($20)] *thirty dollars ($30)*, in which event the weekly benefit is 65 percent of the average weekly earnings as so

computed. In no event may the weekly benefit in cases of temporary total disability be less than [six] *fifteen* dollars [and fifty cents ($6.50)] *($15)* nor more than [twenty dollars ($20)] *thirty dollars ($30)*.

SEC. 7. Section 4316 of the Labor Code is amended to read:

4316. The aggregate *disability payments for a single injury shall not exceed* [three] *seven* thousand [six] *two* hundred dollars [($3,600)] *($7,200)*, nor shall the aggregate period for temporary total disability in any event extend beyond 240 weeks from the date of injury.

In no event, and not even if the percentage of permanent disability incurred exceeds 70 percent, shall disability payments for permanent disability exceed [three] *seven* thousand [six] *two* hundred dollars [($3,600)] *($7,200)*.

Where an injury causes both temporary and permanent disability, the injured civilian defense worker is not entitled to both a temporary and permanent disability payment, but only to the greater of the two.

SEC. 8. Section 4317 of the Labor Code is amended to read

4317. The death benefit shall be a sum sufficient to equal:

(a) In a case of total dependency, 240 times the weekly benefit which would be paid for temporary total disability pursuant to the provisions of Section 4313, but in no event in excess of [three] *seven* thousand [six] *two* hundred dollars [($3,600)] *($7,200)*, nor less than [one] *three* thousand [five] *six* hundred [sixty] dollars [($1,560)] *($3,600)*.

(b) In a case of partial dependency only, 240 times the amount weekly devoted to support of the dependents by the civilian defense worker, but in no event in excess of [three] *seven* thousand [six] *two* hundred dollars [($3,600)] *($7,200)*.

Except as provided in the following paragraph, the death benefit, when added to all accrued disability payments, shall not exceed [three] *seven* thousand [six] *two* hundred dollars [($3,600)] *($7,200)*.

Disability payments for disability occurring within 12 months after injury shall not be deducted from the death benefit and shall be paid in addition to the death benefit."

Amendments read, and adopted.

Bill ordered reprinted, and to third reading.

Senate Bill No. 368—An act to amend Section 5001 of, and to add Chapter 3.5, comprising Sections 5085 to 5094, inclusive, to Title 7 of Part 3 of, the Penal Code, relating to the work programs of the Department of Corrections in the prisons and institutions under the jurisdiction of the department, creating and prescribing the powers and duties of the Correctional Industries Commission, and making an appropriation.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Ways and Means:

Amendment No. 1

On page 4, line 8, of the printed bill, as amended in the Senate on May 27, 1947, after "enterprise", insert "subject to the jurisdiction of the Correctional Industries Commission as defined in Section 5090".

Amendment read, and adopted.

Bill ordered reprinted, and to third reading.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, June 3, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted:

Assembly Constitutional Amendment No. 37

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above resolution ordered enrolled.

SENATE CHAMBER, SACRAMENTO, June 3, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted the report of the Committee on Conference concerning:

Assembly Bill No. 817—An act to amend Sections 103 and 103½ of the Code of Civil Procedure, relating to justices' courts in townships and cities.

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Assembly Bill No. 817 ordered enrolled.

SENATE CHAMBER, SACRAMENTO, June 3, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted:

Assembly Joint Resolution No. 12

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above resolution ordered enrolled.

SENATE CHAMBER, SACRAMENTO, June 3, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to:

Senate Bill No. 773

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

SENATE CHAMBER, SACRAMENTO, June 3, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed:

Assembly Bill No. 79
Assembly Bill No. 409
Assembly Bill No 417
Assembly Bill No. 421
Assembly Bill No. 512
Assembly Bill No. 513
Assembly Bill No. 514
Assembly Bill No 515
Assembly Bill No. 517
Assembly Bill No. 518
Assembly Bill No. 698
Assembly Bill No. 903
Assembly Bill No. 904
Assembly Bill No 906
Assembly Bill No. 907
Assembly Bill No. 1155
Assembly Bill No. 1184
Assembly Bill No. 1375
Assembly Bill No. 1397
Assembly Bill No. 1452
Assembly Bill No. 1490
Assembly Bill No. 1550
Assembly Bill No. 1551
Assembly Bill No. 1665
Assembly Bill No. 2014
Assembly Bill No. 2042
Assembly Bill No. 2093
Assembly Bill No. 2130
Assembly Bill No. 2509

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bills ordered enrolled.

SENATE CHAMBER, SACRAMENTO, June 3, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate appointed Senators Salsman, Cunningham, and Williams as a Committee on Conference concerning:

Assembly Bill No. 1846—An act to amend Sections 5040, 5050.3, 5050.7, 5100, 5102, 5103, and 5125 of, to repeal Section 5041 of, and to add Sections 5041 and 5156 to, the Welfare and Institutions Code, relating to mentally ill persons, redefining "mentally ill," and providing for the detention and commitment of mentally ill persons, and the safeguarding of their property pending commitment.

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

SENATE CHAMBER, SACRAMENTO, June 3, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed, as amended:

Assembly Bill No. 148	Assembly Bill No. 1936
Assembly Bill No. 420	Assembly Bill No. 2510
Assembly Bill No. 1183	Assembly Bill No 2512
Assembly Bill No. 1625	Assembly Bill No 2668
Assembly Bill No. 1909	

And respectfully requests your honorable body to concur in said amendments

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bills ordered to unfinished business file.

SENATE CHAMBER, SACRAMENTO, June 3, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed:

Senate Bill No. 73	Senate Bill No. 901
Senate Bill No. 535	Senate Bill No. 1440

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS

The following bills were read the first time:

Senate Bill No. 73—An act to add Section 204h to the Code of Civil Procedure, relating to the secretary of the judges of the superior court, assistant secretaries and clerks.

Referred to Committee on Judiciary.

Senate Bill No. 535—An act to amend Section 5001 of the Labor Code, relating to compromises and releases of workmen's compensation liability.

Referred to Committee on Finance and Insurance.

Senate Bill No. 901—An act to add new sections to the Insurance Code to be numbered 700.01 and 700.02, relating to the classes of insurance business incorporated insurers may be admitted to transact.

Referred to Committee on Finance and Insurance.

Senate Bill No. 1440—An act to amend Section 151 of the Unemployment Insurance Act, relating to unemployment compensation disability insurance.

Referred to Committee on Finance and Insurance.

COMMUNICATIONS

By Speaker Collins:

The following communication was received, read, and ordered printed in the Journal:

OFFICE OF THE COMMANDANT
TWELFTH NAVAL DISTRICT
SAN FRANCISCO 2, CALIFORNIA, May 29, 1947

Hon. Sam L. Collins, Speaker of the House
State Capitol, Sacramento, California

MY DEAR MR. COLLINS: I wish to express my appreciation for the cordial reception given to me by the State Assembly. It was both a privilege and a pleasure for me

to present the World War II Victory Medals to veterans now serving in the State Capitol.

Thank you again for your kind hospitality.

Sincerely yours,

D. B. BEARY

Rear Admiral, U. S. Navy, Commandant Twelfth Naval District

By Speaker Collins:

A communication from Laura Barnes Adams of San Pedro, relative to Assembly Bill No. 1781, and child care centers, was received, and ordered filed with the Secretary of State.

CONSIDERATION OF DAILY FILE (RESUMED)

UNFINISHED BUSINESS

CONSIDERATION OF SENATE AMENDMENTS

Assembly Bill No. 819—An act to amend Section 204e of the Code of Civil Procedure, relating to the duties and compensation of the secretary and jury commissioner of the superior court, and assistants.

Bill read third time.

The question being: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 819?

Amendment No. 1

On page 2, line 1, of the printed bill, strike out "two", and insert "three".

The roll was called, and the Assembly refused to concur in Senate amendment to Assembly Bill No. 819 by the following vote:

AYES—Butters, Dickey, Loomis, Lyons, and Stephenson—5.

NOES—Anderson, Bennett, Berry, Burke, Burns, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dolwig, Doyle, Fletcher, Gaffney, Grant, Grunsky, Hahn, Heisinger, Hinton, Huyck, Johnson, Kilpatrick, Kirkwood, Luckel, Maloney, McCollister, McMillan, Niehouse, Robertson, Stanley, Thompson, Thorp, Thurman, Wollenberg, and Mr. Speaker—41.

Appointment of Committee on Conference Concerning Assembly Bill No. 819

The Speaker announced the appointment of Messrs. Dickey, Wollenberg, and Rosenthal as a Committee on Conference concerning Assembly Bill No. 819.

RECONSIDERATION OF SENATE BILL NO. 176

In compliance with a notice given on a previous day, Mr. Robertson moved that the vote whereby Senate Bill No. 176 was refused passage be reconsidered.

The roll was called, and Senate Bill No. 176 reconsidered by the following vote:

AYES—Anderson, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Dolwig, Doyle, Elliott, Evans, Fletcher, Gaffney, Grant, Grunsky, Hahn, Heisinger, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, Robertson, Sherwin, Silliman, Stanley, Stephenson, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—55.

NOES—None.

Senate Bill No. 176 ordered to third reading.

CONSIDERATION OF SENATE AMENDMENTS

Assembly Bill No. 1884—An act to repeal Chapters 2, 3, 4, and 5, and to amend Chapters 6 and 7 of an act entitled "An act to provide for the organization, incorporation, and government of municipal corporations," approved March 13, 1883, relating to the organization, incorporation and government of municipal corporations.

The question being: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 1884?

Amendment No. 1

In line 1 of the title of the printed bill, after "amend", insert "the chapter headings of".

The roll was called, and the Assembly concurred in Senate amendment to Assembly Bill No. 1884 by the following vote:

AYES—Anderson, Bennett, Berry, Blosser, Boyd, Burke, Butters, Carey, Clarke, Collier, Conrad, Cooke, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Dolwig, Doyle, Elliott, Evans, Gaffney, Grant, Grunsky, Hahn, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, Robertson, Sherwin, Silliman, Stanley, Stephenson, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—50.

NOES—None.

Assembly Bill No. 1884 ordered enrolled.

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1432—An act to repeal Sections 3088 and 3474 of the Welfare and Institutions Code, relating to relatives' responsibility for blind aid.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Bennett, Berry, Blosser, Brown, Burke, Burns, Butters, Carey, Clarke, Collier, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Dolwig, Doyle, Elliott, Evans, Fletcher, Gaffney, Grunsky, Hahn, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Robertson, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Weber, Wollenberg, and Mr. Speaker—54.

NOES—Conrad, and M. Philip Davis—2.

Bill ordered transmitted to the Senate.

BILLS WITHDRAWN FROM ACTIVE FILE, AND PLACED ON THE INACTIVE FILE

Assembly Bill No. 1205, on motion of Mr. McCollister.

Assembly Bill No. 1901, on motion of Mr. Debs.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 2504—An act to amend Sections 18003 and 19761 of the Government Code, relating to pay rolls of state officers and employees.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Bennett, Berry, Blosser, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Dolwig, Doyle, Dunn, Evans, Fletcher, Gaffney,

Grunsky, Hahn, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Robertson, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—58.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 166—An act to amend Section 257 of the Vehicle Code, relating to drivers' licenses of minors.

Bill read third time.

Motion to Amend

Mr. Thomas moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 10, of the printed bill, strike out "or guardian", and insert ", guardian or employer,".

Amendment read, and adopted.

Bill ordered reprinted, and re-engrossed.

Assembly Bill No. 530—An act to amend Section 3212 of the Labor Code, relating to workmen's compensation.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Bennett, Berry, Blosser, Boyd, Brown, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Dolwig, Doyle, Dunn, Erwin, Evans, Gaffney, Gannon, Grant, Grunsky, Hahn, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Robertson, Sherwin, Silliman, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—60.

NOES—Burke—1.

Bill ordered transmitted to the Senate.

UNFINISHED BUSINESS (RESUMED)

CONSIDERATION OF SENATE AMENDMENTS

Assembly Bill No. 634—An act to amend Sections 370, 371, 372, and 375 of the Elections Code, relating to the index to affidavits of registration.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 634?

Amendment No. 1

On page 1, lines 13, 14, and 15, of the printed bill, as amended in the Assembly on April 17, 1947, strike out "If the name is that of a woman, the given name shall be preceded by designation of "Miss" or "Mrs." "

Amendment No. 2

On page 2, line 9, of said bill, after "charge", insert "for such indexes and supplements".

Amendment No. 3

On page 2, lines 11, 12, and 13, of said bill, strike out "lined out indexes of registrations and supplements other than for those provided for by Sections 370 and 371.", and insert "them."

The roll was called, and the Assembly refused to concur in Senate amendments to Assembly Bill No. 634 by the following vote:

AYES—Blosser, Boyd, Burns, Butters, Clarke, Collier, Cramer, Crichton, Crowley, Debs, Dickey, Dolwig, Erwin, Evans, Fletcher, Gannon, Hinton, Hollibaugh, James, Johnson, Loomis, Maloney, McCollister, McMillan, O'Day, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Waters, Wollenberg, and Mr. Speaker—35.

NOES—Anderson, Beck, Bennett, Berry, Burke, Caldecott, Carey, George D. Collins, Conrad, Cooke, M. Philip Davis, Doyle, Dunn, Gaffney, Grunsky, Hahn, Hawkins, Heisinger, Huyck, Kilpatrick, Luckel, Lyons, Miller, and Niehouse—24.

Appointment of Committee on Conference Concerning Assembly Bill No. 634

The Speaker announced the appointment of Messrs. Dickey, Bennett, and Blosser as a Committee on Conference concerning Assembly Bill No. 634.

Speaker Pro Tempore Presiding

At 10.30 a.m., Hon. Thomas A. Maloney, Speaker pro Tempore of the Assembly, presiding.

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 2039—An act to amend Sections 736 and 736a of the Political Code, relating to the salaries of Justices of the Supreme Court and of the district courts of appeal.

Bill read third time.

Demand for Previous Question

Messrs. Allen, Waters, Hahn, Hinton, and Burke demanded the previous question.

Demand for previous question sustained.

The question being on the passage of Assembly Bill No. 2039.

The roll was called.

Call of the Assembly

Pending the announcement of the vote, Mr. Brown moved a call of the Assembly.

Motion carried. Time, 10.35 a.m.

The Speaker directed the Sergeant-at-Arms to close the doors, and to bring in the following absent members:

Brady, Conrad, Dunn, Field, Geddes, Hinckley, Knight, Lowrey, Price, Thomas, and Thompson—11.

PROCEEDINGS UNDER CALL OF THE ASSEMBLY BY UNANIMOUS CONSENT

Speaker Presiding

At 10.40 a.m., Hon. Sam L. Collins, Speaker of the Assembly, presiding.

REQUEST FOR UNANIMOUS CONSENT THAT FOLLOWING COMMUNICATION BE ORDERED PRINTED IN THE JOURNAL

Mr. Ralph C. Dills asked for, and was granted, unanimous consent that the following communication be ordered printed in the Journal:

MR. SPEAKER:

Ladies and gentlemen, take notice, our Sergeants-at-Arms are going to play an outstanding baseball game at Dixie Anne Field Sunday, June 8th, at 1.30 p.m. at North Sacramento, against the Cape Verdian Advancement Association of Sacramento. Now do we want our boys to win this game!! Yes! of course we do, all of us. All that can come, please attend the ball game Sunday, June 8th.

Mr. Speaker, we would like this printed in the Journal and all the names of our ball players.

Now, if the Sergeants-at-Arms play ball like they carry the mikes around the Assembly Chamber, I know they will win.

Manager: Assemblyman John Evans

Pitcher:	William Murphy
Left Field:	Henry Ogg
1st Base:	Bob Finnie
2d Base:	Byron McMillan
3d Base:	George Ash
Right Field:	Randal Dickey, Jr.
Center Field:	George Patrick
Catcher:	Jack Curson
Short:	Cecil DeMille

Umpire: Assemblyman Hahn

Substitutes:

R. B. Merkel
Domingo Corriea
John H. Collins

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1326—An act to repeal Sections 67 and 68 of, and add Sections 67 and 68 to, and amend Sections 66, 251, and 459 of the Unemployment Insurance Act, relating to unemployment insurance.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Bennett, Berry, Boyd, Brady, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Huyck, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, O'Day, Robertson, Sheridan, Sherwin, Stephenson, Thompson, Thorp, Thurman, Weber, Wollenberg, and Mr. Speaker—61.

NOES—None.

Bill ordered transmitted to the Senate.

FURTHER PROCEEDINGS UNDER CALL OF THE ASSEMBLY DISPENSED WITH ON PERMISSION TO INTRODUCE A BILL

At 10.45 a.m., on motion of Mr. Robertson, further proceedings under the call of the Assembly were dispensed with.

The names of the absentees were called, and permission to introduce a bill was granted to Mr. Doyle by the following vote:

AYES—Anderson, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Luckel, Lyons, Maloney, McMillan, Niehouse, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—63.

NOES—None.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

The following bill was introduced, and read the first time:

Assembly Bill No. 2706: By Mr. Doyle—An act to add Section 125.5 to the Elections Code, relating to registration of electors.

Referred to Committee on Elections and Reapportionment.

TEMPORARY SUSPENSION OF ASSEMBLY RULE NO. 85

Mr. Doyle asked for, and was granted, unanimous consent that Assembly Rule No. 85 be temporarily suspended for the purpose of placing a call of the Assembly on any matter on file.

RE-REFERENCE OF BILLS

By order of the Speaker, the following bill was withdrawn from the file, and re-referred as follows:

Assembly Bill No. 1341 re-referred to Committee on Ways and Means.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 2687—An act to provide for the conservation, propagation and increase of migratory bird life through private enterprise, and for that purpose to authorize the creation of game refuge and shooting ground districts, and the use and distribution of water therein.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, George D Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, O'Day, Robertson, Rosenthal, Sherwin, Stanley, Stephenson, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—63.

NOES—None.

Bill ordered transmitted to the Senate.

Speaker Pro Tempore Presiding

At 11 a.m., Hon. Thomas A. Maloney, Speaker pro Tempore of the Assembly, presiding.

Assembly Bill No. 1579—An act adding Section 403 to the Penal Code, relating to tattooing.

Bill read third time.

Assembly Bill No. 1579 ordered passed on file.

Assembly Bill No. 1320—An act to add Section 1603 to the Education Code, relating to school district boundaries and providing that this act take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Allen, Anderson, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, O'Day, Robertson, Sheridan, Sherwin, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—65.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, O'Day, Robertson, Sheridan, Sherwin, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—65.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1814—An act to amend Sections 13446, 13447, and 13448 of the Education Code, relating to the expenses of teachers' institutes.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, O'Day, Robertson, Sheridan, Sherwin, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—65.

NOES—None.

Bill ordered transmitted to the Senate.

UNFINISHED BUSINESS (RESUMED)

RECONSIDERATION OF ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 35

In compliance with a notice given on a previous day, Mr. Ralph C. Dills moved that the vote whereby Assembly Constitutional Amendment No. 35 was refused adoption be reconsidered.

The roll was called, and Assembly Constitutional Amendment No. 35 refused reconsideration by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Caldecott, Carey, Conrad, Cooke, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Erwin, Evans, Fletcher, Gaffney, Hahn, Hawkins, Hinton, Hollibaugh, Huyck, Kilpatrick, Knight, Lyons, Maloney, McMillan, Miller, O'Day, Rosenthal, Sheridan, Sherwin, Stewart, Waters, and Wollenberg—42

NOES—Boyd, Burns, Butters, Clarke, Collier, George D. Collins, Cramer, Crichton, Crowley, Lester T. Davis, Dolwig, Gannon, Grunsky, Heisinger, James, Johnson, Kirkwood, Loomis, Luckel, Sillman, Stanley, Thompson, Thorp, Thurman, and Weber—25.

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 883—An act to add Sections 9290.1, 9290.2, 9306 to 9309, inclusive, to the Public Resources Code, relating to soil conservation districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson,

Kilpatrick, Kirkwood, Knight, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—69.

NOES—None.

Bill ordered transmitted to the Senate.

MOTION TO RECONSIDER SENATE BILL NO. 1061

In compliance with a notice given on a previous day, Mr. Ralph C. Dills moved that the vote whereby Senate Bill No. 1061 was passed be reconsidered.

The roll was called, and Senate Bill No. 1061 refused reconsideration by the following vote:

AYES—Anderson, Beck, Berry, Brady, Brown, Collier, George D. Collins, Crichton, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Evans, Fletcher, Hawkins, Heisinger, Kilpatrick, Lowrey, Lyons, McMillan, Sheridan, Stanley, Stewart, and Thompson—25.

NOES—Bennett, Blosser, Burke, Butters, Caldecott, Clarke, Conrad, Cramer, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Dolwig, Erwin, Field, Gaffney, Gannon, Grant, Grunsky, Hahn, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Knight, Loomis, Luckel, Maloney, Miller, Niehouse, O'Day, Sherwin, Silliman, Stephenson, Thorp, Thurman, Weber, and Wollenberg—41.

Senate Bill No. 1061 ordered transmitted to the Senate.

Speaker Presiding

At 11.25 a.m., Hon. Sam L. Collins, Speaker of the Assembly, presiding.

FURTHER PROCEEDINGS UNDER CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 2039

On motion of Mr. Brown, further proceedings under the call of the Assembly were dispensed with.

The names of the absentees were called.

Call of the Assembly

Pending the announcement of the vote, Mr. George D. Collins moved a call of the Assembly.

Motion carried.

The Speaker directed the Sergeant-at-Arms to close the doors, and to bring in the following absent members:

Geddes, Hinckley, Price, and Thomas—4.

PROCEEDINGS UNDER CALL OF THE ASSEMBLY BY UNANIMOUS CONSENT

TEMPORARY SUSPENSION OF ASSEMBLY RULE NO. 85

Mr. Dickey asked for, and was granted, unanimous consent that Assembly Rule No. 85 be temporarily suspended for the purpose of placing a call of the Assembly on any matter on file.

NOTICES OF MOTION TO RECONSIDER CONTINUED

By unanimous consent, the consideration of notices of motion to reconsider votes on the following bills was continued until the next legislative day:

Assembly Bill No. 1810.
Amendment to Senate Bill No. 344.
Senate Bill No. 1260.
Senate Bill No. 787.

FURTHER PROCEEDINGS UNDER CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 2039

On motion of Mr. George D. Collins, further proceedings under the call of the Assembly were dispensed with.

The names of the absentees were called, and Assembly Bill No. 2039 refused passage by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Brady, Brown, Caldecott, Collier, Conrad, Cramer, Crichton, Crowley, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Erwin, Field, Gaffney, Gannon, Grant, Grunsky, Hollibaugh, Huyck, James, Kirkwood, Maloney, Miller, Niehouse, O'Day, Rosenthal, Sheridan, Sherwin, Waters, Wollenberg, and Mr. Speaker—38.

NOES—Allen, Berry, Boyd, Burke, Burns, Butters, Carey, Clarke, George D. Collins, Cooke, Lester T. Davis, Debs, Dunn, Elliott, Evans, Fletcher, Hahn, Hawkins, Heisinger, Hinton, Johnson, Kilpatrick, Knight, Loomis, Lowrey, Luckel, Lyons, McCollister, McMillan, Robertson, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, and Weber—38.

Notice of Motion to Reconsider Assembly Bill No. 2039

Mr. Brown gave notice that on the next legislative day he would move to reconsider the vote whereby Assembly Bill No. 2039 was this day refused passage.

REPORTS OF STANDING COMMITTEES

Committee on Fish and Game

ASSEMBLY CHAMBER, SACRAMENTO, June 3, 1947

MR. SPEAKER: Your Committee on Fish and Game, to which was referred:

Assembly Bill No. 1458

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended, and re-refer to Committee on Ways and Means.

ERWIN, Chairman

Above reported bill ordered to second reading.

SECOND READING OF ASSEMBLY BILLS (BY UNANIMOUS CONSENT)

Assembly Bill No. 1458—An act to add Section 1015.5 to the Fish and Game Code, relating to fish, establishing a Marine Research Committee and making an appropriation.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Fish and Game:

Amendment No. 1

On page 2 of the printed bill, as amended in the Assembly on May 29, 1947, strike out lines 15 and 16, and insert "be the President of the Fish and Game Commission, the Executive Director of the Fish and Game".

Amendment No. 2

On page 2, line 18, of said bill, following "members", insert "and shall have the same rights and powers as other members".

Amendment No. 3

On page 2, lines 19 and 20, of said bill, strike out ", with substantial investments in,".

Amendment No. 4

On page 2, line 23, of said bill, strike out "one (1) year", and insert "two (2) years".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Motion to Place Rush Order on Printing of Assembly Bill No. 1458

Mr. Dickey moved that a rush order be placed on the printing of Assembly Bill No. 1458.

Motion carried.

NOTICE OF MOTION TO RECONSIDER AMENDMENT TO SENATE BILL NO. 344 WAIVED

Mr. Clarke waived his notice of motion to reconsider the vote whereby the amendment to Senate Bill No. 344 was adopted.

Senate Bill No. 344 ordered reprinted, and to third reading.

Motion to Place Rush Order on Printing of Senate Bill No. 344

Mr. Clarke moved that a rush order be placed on the printing of Senate Bill No. 344.

Motion carried.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, June 3, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted:

Senate Concurrent Resolution No. 52

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS (RESUMED)

The following resolution was read:

Senate Concurrent Resolution No. 52—Relative to the fiftieth anniversary of the B'nai B'rith Messenger.

Request for Unanimous Consent

Mr. Thurman asked for, and was granted, unanimous consent to take up Senate Concurrent Resolution No. 52, at this time, without reference to committee or file.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 52

Senate Concurrent Resolution No. 52—Relative to the fiftieth anniversary of the B'nai B'rith Messenger.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills,

Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Robertson, Rosenthal, Sheridan, Silliman, Stanley, Stephenson, Stewart, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—70.

NOES—None.

Resolution ordered transmitted to the Senate.

RE-REFERENCE OF BILLS

By order of the Speaker, the following bills were withdrawn from the file, and re-referred as follows:

Assembly Bill No. 1763 re-referred to Committee on Conservation, Planning, and Public Works.

Assembly Bill No. 1830 re-referred to Committee on Governmental Efficiency and Economy.

Assembly Bills Nos. 1799 and 2600 re-referred to Committee on Education.

Assembly Bill No. 1448 re-referred to Committee on Ways and Means.

Assembly Bill No. 1361 re-referred to Committee on Education.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, June 4, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1361

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bill ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, June 4, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 2003
Assembly Bill No. 2663

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, June 4, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1448

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bill ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, June 4, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1685
Assembly Bill No. 1763
Assembly Bill No. 1799
Assembly Bill No. 1830
Assembly Bill No. 2040
Assembly Bill No. 2600

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, June 4, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 491
Assembly Bill No. 2376

And reports the same correctly re-engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 98—An act to add Chapter 1.5 to Division 3 of the Education Code providing for school district public works and making an appropriation therefor, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Sheridan, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—69.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Sheridan, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—69.

NOES—None.

Bill ordered transmitted to the Senate.

RESOLUTIONS

The following resolution was offered:

By Messrs. Thompson and Ralph C. Dills:

House Resolution No. 202

Congratulating Assemblyman James G. Crichton upon his birthday

WHEREAS, On this day, June 4, 1947, James G. (Judge) Crichton, celebrates the fifty-fourth anniversary of his birth; and

WHEREAS, James G. Crichton, now in his third term of office, representing the Thirty-fourth Assembly District, came to this Assembly after long years of public service in the fruitful San Joaquin Valley, where he has his law practice, enjoys membership in many fraternal organizations, and was Police Judge of the City of Fresno for 12 years; and

WHEREAS, During his service here he has contributed greatly to the work of this Assembly and has made many warm and loyal friends; now, therefore, be it

Resolved by the Assembly of the State of California, That the Members of this Assembly hereby extend hearty congratulations to James G. Crichton upon his fifty-fourth birthday; and be it further

Resolved, That the Chief Clerk of the Assembly transmit a suitably prepared copy of this resolution to Assemblyman Crichton as a token of the friendly esteem in which he is held by his colleagues in this Assembly.

Request for Unanimous Consent

Mr. Thompson asked for, and was granted, unanimous consent to take up House Resolution No. 202, at this time, without reference to committee or file.

Resolution read, and adopted unanimously.

REQUESTS FOR PERMISSION TO INTRODUCE BILLS

The following request for permission to introduce a bill was presented:

By Mr. Berry:

ASSEMBLY CHAMBER, SACRAMENTO, June 4, 1947

MR. SPEAKER: In accordance with the provisions of Article IV, Section 2, of the Constitution, I request permission to introduce a bill, the title of which is as follows:

An act to amend Section 10204 of the Government Code, relating to the salary of the Legislative Counsel.

Respectfully submitted.

WILLIAM CLIFTON BERRY

Request referred to Committee on Legislative Procedure.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, June 4, 1947

MR. SPEAKER: Your Committee on Legislative Procedure, to which was referred the following bill, herewith returns the same with the recommendation that the author be permitted to introduce it:

By Mr. Berry:

An act to amend Section 10204 of the Government Code, relating to the salary of the Legislative Counsel.

WEBER, Chairman

The roll was called, and permission granted by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—70.

NOES—None.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bill was introduced, and read the first time:

Assembly Bill No. 2707: By Mr. Berry—An act to amend Section 10204 of the Government Code, relating to the salary of the Legislative Counsel.

Referred to Committee on Governmental Efficiency and Economy.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 2330—An act to add Sections 4020.4, 4020.5, 4020.6, 4020.7, and 4020.8 to the Penal Code, and to repeal Section 4226 of the Political Code, relating to the matron of the county jail.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Grant,

Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—69.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 2333—An act to add Section 5023 to the Public Resources Code, and to repeal Section 363s of the Political Code, relating to the duty of city authorities with respect to markers of historical places.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—69.

NOES—None.

Bill ordered transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT THAT ASSEMBLY BILL NO. 2391 HOLD ITS PLACE ON FILE

Mr. Brown asked for, and was granted, unanimous consent that Assembly Bill No. 2391 be passed on file, and hold its place on file.

REQUESTS FOR PERMISSION TO INTRODUCE BILLS

The following request for permission to introduce a bill was presented:

By Mr. Caldecott:

ASSEMBLY CHAMBER, SACRAMENTO, June 4, 1947

MR. SPEAKER: In accordance with the provisions of Article IV, Section 2, of the Constitution, I request permission to introduce a bill, the title of which is as follows:

An act making an appropriation for the purpose of increasing the compensation of state officers and employees, to take effect immediately.

Respectfully submitted.

T. W. CALDECOTT

Request referred to Committee on Legislative Procedure.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, June 4, 1947

MR. SPEAKER: Your Committee on Legislative Procedure, to which was referred the following bill, herewith returns the same with the recommendation that the author be permitted to introduce it:

By Mr. Caldecott:

An act making an appropriation for the purpose of increasing the compensation of state officers and employees, to take effect immediately.

WEBER, Chairman

The roll was called, and permission granted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field,

Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—73.

NOES—None.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bill was introduced, and read the first time:

Assembly Bill No. 2708: By Mr. Caldecott—An act making an appropriation for the purpose of increasing the compensation of state officers and employees, to take effect immediately.

Referred to Committee on Ways and Means.

Motion to Place Rush Order on Printing of Assembly Bill No. 2708

Mr. Caldecott moved that a rush order be placed on the printing of Assembly Bill No. 2708.

Motion carried.

REQUESTS FOR PERMISSION TO INTRODUCE BILLS

The following request for permission to introduce a bill was presented:

By Mr. O'Day:

ASSEMBLY CHAMBER, SACRAMENTO, June 4, 1947

MR. SPEAKER: In accordance with the provisions of Article IV, Section 2, of the Constitution, I request permission to introduce a bill, the title of which is as follows:

An act to add Chapter 20, comprising Sections 9700 to 9845, inclusive, to Division 3 of the Business and Professions Code, relative to the regulation of building service contractors.

Respectfully submitted.

EDWARD F. O'DAY

Request referred to Committee on Legislative Procedure.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, June 4, 1947

MR. SPEAKER: Your Committee on Legislative Procedure, to which was referred the following bill, herewith returns the same with the recommendation that the author be permitted to introduce it:

By Mr. O'Day:

An act to add Chapter 20, comprising Sections 9700 to 9845, inclusive, to Division 3 of the Business and Professions Code, relative to the regulation of building service contractors.

WEBER, Chairman

The roll was called, and permission granted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—73.

NOES—None.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bill was introduced, and read the first time:

Assembly Bill No. 2709: By Mr. O'Day—An act to add Chapter 20, comprising Sections 9700 to 9845, inclusive, to Division 3 of the Business and Professions Code, relating to the regulation of building service contractors.

Referred to Committee on Governmental Efficiency and Economy.

ALL MATTERS ON FILE CONTINUED

Mr. Dickey moved that all matters on file be continued until the next legislative day.

MOTION THAT COMMITTEE REPORTS BE DEEMED READ

Mr. Dickey moved that all committee reports at the desk be deemed read, and ordered printed in the Journal.

REPORTS OF STANDING COMMITTEES

Committee on Public Health

ASSEMBLY CHAMBER, SACRAMENTO, June 4, 1947

MR. SPEAKER: Your Committee on Public Health, to which were referred:

Assembly Bill No. 1585
Assembly Bill No. 2005
Assembly Bill No. 2290
Assembly Bill No. 2397
Assembly Bill No. 2701

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

DEBS, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, June 4, 1947

MR. SPEAKER: Your Committee on Public Health, to which was referred:

Assembly Bill No. 1620

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

DEBS, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, June 4, 1947

MR. SPEAKER: Your Committee on Public Health, to which were referred:

Senate Bill No. 329
Senate Bill No. 516
Senate Bill No. 847
Senate Bill No. 1254

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

DEBS, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, June 4, 1947

MR. SPEAKER: Your Committee on Public Health, to which was referred:

Assembly Bill No. 715

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be re-referred to Committee on Ways and Means.

DEBS, Chairman

Above reported bill re-referred to Committee on Ways and Means.

ASSEMBLY CHAMBER, SACRAMENTO, June 4, 1947

MR. SPEAKER: Your Committee on Public Health, to which was referred:

Assembly Bill No. 1332

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

DEBS, Chairman

Above reported bill ordered to second reading.

Committee on Fish and Game

ASSEMBLY CHAMBER, SACRAMENTO, June 3, 1947

MR. SPEAKER: Your Committee on Fish and Game, to which was referred:

Senate Bill No. 1276

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

ERWIN, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, June 3, 1947

MR. SPEAKER: Your Committee on Fish and Game, to which was referred:

Senate Bill No. 39

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

ERWIN, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, June 3, 1947

MR. SPEAKER: Your Committee on Fish and Game, to which were referred:

Assembly Bill No. 1487
Assembly Bill No. 1539

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

ERWIN, Chairman

Above reported bills ordered to second reading.

Committee on Ways and Means

ASSEMBLY CHAMBER, SACRAMENTO, June 4, 1947

MR. SPEAKER: Your Committee on Ways and Means, to which was referred:

Assembly Bill No. 5

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

WOLLENBERG, Chairman

Above reported bill ordered to second reading.

Committee on Judiciary

ASSEMBLY CHAMBER, SACRAMENTO, June 4, 1947

MR. SPEAKER: Your Committee on Judiciary, to which were referred:

Senate Bill No. 91
Senate Bill No. 646
Senate Bill No. 1488

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

BROWN, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, June 4, 1947

MR. SPEAKER: Your Committee on Judiciary, to which were referred:

Senate Bill No. 196
Senate Bill No. 383
Senate Bill No. 440
Senate Bill No. 441
Senate Bill No. 699
Senate Bill No. 737
Senate Bill No. 1313
Senate Bill No. 1314
Senate Bill No. 1567

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

BROWN, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, June 4, 1947

MR. SPEAKER: Your Committee on Judiciary, to which were referred:

Assembly Bill No. 457
Assembly Bill No. 1198
Assembly Bill No. 1199

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

BROWN, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, June 4, 1947

MR. SPEAKER: Your Committee on Judiciary, to which were referred:

Assembly Bill No. 607
Assembly Bill No. 1369

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

BROWN, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, June 4, 1947

MR. SPEAKER: Your Committee on Judiciary, to which were referred:

Assembly Bill No. 1415
Assembly Bill No. 2686

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

BROWN, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, June 4, 1947

MR. SPEAKER: Your Committee on Judiciary, to which was referred:

Assembly Bill No. 1357

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

BROWN, Chairman

Above reported bill ordered to second reading.

Committee on Livestock and Dairies

ASSEMBLY CHAMBER, SACRAMENTO, June 4, 1947

MR. SPEAKER: Your Committee on Livestock and Dairies, to which were referred:

Senate Bill No. 322
Senate Bill No. 905
Senate Bill No. 1107
Senate Bill No. 1108

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

THORP, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, June 4, 1947

MR. SPEAKER: Your Committee on Livestock and Dairies, to which was referred:

Senate Bill No. 686

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

THORP, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, June 4, 1947

MR. SPEAKER: Your Committee on Livestock and Dairies, to which was referred:

Senate Bill No. 1134

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

THORP, Chairman

Above reported bill ordered to second reading.

Committee on Social Welfare

ASSEMBLY CHAMBER, SACRAMENTO, June 4, 1947

MR. SPEAKER: Your Committee on Social Welfare, to which was referred:
Assembly Bill No. 412

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

NIEHOUSE, Chairman

Above reported bill ordered to second reading.

ANNOUNCEMENT OF COMMITTEE MEETINGS

It was announced that the following committees would hold meetings:

At 3 p.m., today—

Governmental Efficiency and Economy.

Conservation, Planning, and Public Works.

At 8 p.m., tonight—

Education.

Municipal and County Government.

It was announced that no meeting will be held today of the Committee on Manufacturing, Oil, and Mining Industry.

GUESTS EXTENDED PRIVILEGE OF ASSEMBLY FLOOR

On request of Mr. Carey and the Alameda County Delegation, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Samuel Gold and Jimmy Duffy of Oakland.

ADJOURNMENT

At 1.10 p.m., on motion of Mr. Dickey, the Speaker declared the Assembly adjourned until 9 a.m., Thursday, June 5, 1947.

SAM L. COLLINS, Speaker

GERALDINE B. HADSELL, Minute Clerk

CALIFORNIA LEGISLATURE
FIFTY-SEVENTH (GENERAL) SESSION

ASSEMBLY DAILY JOURNAL

EIGHTY-FIRST LEGISLATIVE DAY
ONE HUNDRED FIFTY-FIRST CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO
Thursday, June 5, 1947

The Assembly met at 9 a.m.
Hon. Sam L. Collins, Speaker of the Assembly, presiding.
Chief Clerk Arthur A. Ohnimus at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—75.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. Raymond Renwald:

O God, the strength of those who hope in Thee, mercifully give attention to our prayers and because without Thee human frailty can do nothing, vouchsafe the help of Thy grace; that in fulfilling Thy commands we may please Thee both by our intentions and by our actions through Christ Our Lord—AMEN.

READING OF THE JOURNAL DISPENSED WITH

On motion of Mr. Field, further reading of the Journal of the previous legislative day was dispensed with.

LEAVES OF ABSENCE FOR THE DAY

The following members were granted leaves of absence for the day, because of illness:

Mr. Hinckley, on motion of Mr. Field.
Mr. Price, on motion of Mr. Field.

The following member was granted leave of absence for the day, because of legislative business elsewhere:

Mr. Carey, on motion of Mr. Dickey.

The following member was granted leave of absence for the day, and desired to waive his per diem:

Mr. Geddes, by unanimous consent.

COMMUNICATIONS

By the Chief Clerk:

The following communication was received, read, and ordered printed in the Journal:

KEIGAN, MAINE, May 31, 1947

Mr. Arthur A. Ohnimus, Chief Clerk
Assembly Chamber, State Capitol, Sacramento, California

DEAR SIR: Received an illuminated copy of Assembly Concurrent Resolution No. 1, honoring my uncle, John B. Pelletier.

Thanks ever so much. I surely appreciate your kindness in this matter.

Yours very truly,

MRS. BLANCHE VOISINE

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, June 5, 1947

MR SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1229	Assembly Bill No 1687
Assembly Bill No 1352	Assembly Bill No 1783

And reports the same correctly re-engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, June 4, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 661	Assembly Bill No. 1377
Assembly Bill No. 704	Assembly Bill No 1710
Assembly Bill No. 734	Assembly Bill No. 1782
Assembly Bill No. 742	Assembly Bill No 2145
Assembly Bill No. 1053	Assembly Bill No. 2653
Assembly Bill No. 1333	
Assembly Constitutional Amendment No 18	

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

Above reported resolution ordered on file for adoption.

ASSEMBLY CHAMBER, SACRAMENTO, June 5, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1—An act adding Chapter 2 to Division 20 of the Health and Safety Code, relating to the control and suppression of air pollution;

Assembly Bill No. 83—An act to amend Section 19533 of the Government Code, relating to layoffs in the state civil service,

Assembly Bill No. 167—An act to amend Sections 39.5, 132, 143, 150, 166, 168, 195, 195.5, 225, 234, 237, 239, 245.5, and 246, to add Sections 140.1, 163, 180.7, 225.1, 232.1, and 245.6 to, and to repeal Section 160.1 of, the Vehicle Code, relating to the identification, registration and transfers of registration of vehicles;

And reports that the same have been correctly enrolled, and presented to the Governor on the fourth day of June, 1947, at 5 p m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 4, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 288—An act to amend Section 261 of the Code of Civil Procedure, relating to court commissioners in counties, or cities and counties, having a population of 2,000,000 or over;

Assembly Bill No. 588—An act to amend Section 44 of the State Water Resources Act of 1945, relating to water and flood control;

Assembly Bill No. 763—An act to amend Sections 11 and 11d of the Municipal Court Act of 1925, relating to municipal courts and the attaches of said courts;

And reports that the same have been correctly enrolled, and presented to the Governor on the fourth day of June, 1947, at 5 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 4, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1295—An act to add Section 2 5 to the Drainage District Improvement Act of 1919, relating to drainage within municipalities;

Assembly Bill No. 1335—An act to amend Sections 7066 and 7067 of the Welfare and Institutions Code, relating to defective or psychopathic delinquents;

Assembly Bill No. 1438—An act to amend Sections 6537, 6590, and 6614 of the Business and Professions Code, relating to the practice of barbering;

And reports that the same have been correctly enrolled, and presented to the Governor on the fourth day of June, 1947, at 5 p m

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 4, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 2283—An act to add Section 1268.5 to, and to amend Section 1268 of, the Code of Civil Procedure, relating to the procedure of escheating and vesting property in the State;

Assembly Bill No. 2292—An act amending the title of, and adding Sections 4, 5, 6, 7, and 8 to an act entitled "An act relating to retirement systems covering county or township officers or employees or a portion of such employees," approved May 10, 1933, repealing Section 30904.5 of, and adding Sections 31904 5, 31204, 31205, 31206, 31207, and 31208 to, the Government Code, relating to all public retirement systems;

And reports that the same have been correctly enrolled, and presented to the Governor on the fourth day of June, 1947, at 5 p.m

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 5, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined.

Assembly Bill No. 1458

And reports the same correctly re-engrossed.

WEBER, Chairman

Above reported bill ordered to third reading.

Committee on Education

ASSEMBLY CHAMBER, SACRAMENTO, June 4, 1947

MR. SPEAKER: Your Committee on Education, to which were referred:

Assembly Bill No. 1499	Assembly Bill No. 2116
Assembly Bill No. 1886	Assembly Bill No 2703

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

DUNN, Chairman

Above reported bills ordered to second reading.

RE-REFERENCE OF BILLS

By order of the Speaker, the following bills were withdrawn from the file, and re-referred as follows:

Assembly Bills Nos. 1783 and 1377 re-referred to Committee on Conservation, Planning, and Public Works.

Assembly Bills Nos. 734, 1053, and 1333 re-referred to Committee on Education.

Assembly Bill No. 1782 re-referred to Committee on Ways and Means.

Assembly Bill No. 1710 re-referred to Committee on Public Utilities and Corporations.

CONSIDERATION OF DAILY FILE

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 1415—An act to amend Section 1170 of the Probate Code, relating to establishing fact of death when title to real property is affected.

Bill read second time, and ordered engrossed.

Assembly Bill No. 2686—An act to amend Sections 737k and 737zz of the Political Code, relating to salaries of superior court judges.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1357—An act to add Sections 14307 and 14308 to the Revenue and Taxation Code, relating to the lien of inheritance tax.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1487—An act to amend Section 788 of the Fish and Game Code, relating to crabs.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Fish and Game:

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 1

On page 1, line 4, of the printed bill, strike out "December [15th] 1st", and insert "November 15th".

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1539—An act to amend Sections 427 and 428 of the Fish and Game Code, relating to hunting and fishing, and the issuance of licenses therefor.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Fish and Game:

Amendment No. 1

On page 1, line 5, of the printed bill, strike out "18", and insert "16".

Amendment No. 2

On page 1 of said bill, strike out line 7, and insert "three dollars ($3)."

Amendment No. 3

On page 1, line 9, of said bill, strike out "18", and insert "16".

Amendment No. 4

On page 1, line 12, of said bill, after "($10)", insert ", or a fee equal to the fee charged a resident of this State for a similar license by the state of which the applicant is a resident, whichever is greater".

Amendment No. 5

On page 1, line 13, of said bill, strike out "who"; strike out lines 14 to 25, inclusive; and on page 2, strike out lines 1 and 2, and insert "upon the payment of fifty dollars ($50).

(e) To any wife of a veteran, as defined in Section 800 or 980 of the Military and Veterans Code, upon payment of two dollars ($2) even though she be an alien.

The amendments to this section shall become effective with the issuance of licenses for the 1948 hunting season."

Amendment No. 6

On page 2, line 7, of said bill, strike out "18", and insert "16".

Amendment No. 7

On page 2 of said bill, strike out line 9, and insert "three dollars ($3)."

Amendment No. 8

On page 2, lines 10 and 11, of said bill, strike out "over the age of 18 years,".

Amendment No. 9

On page 2, lines 11 and 12, of said bill, strike out "three dollars ($3).", and insert "five dollars ($5), or a fee equal to the fee charged a resident of this State for a similar license by the state of which the applicant is a resident, whichever is greater."

Amendment No. 10

On page 2, line 13, of said bill, strike out "and"; and strike out lines 14 to 16, inclusive, and insert "upon the payment of twenty-five dollars ($25).

The amendments to this section shall become effective with the issuance of licenses for the 1948 fishing season."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 412—An act to add Sections 2161.5, 3043.5, and 3433.5 to the Welfare and Institutions Code, relating to residence requirements for public assistance, including aid to aged persons, aid to needy blind persons, and aid to partially self-supporting blind persons.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Social Welfare:

Amendment No. 1

On page 1, line 8, of the printed bill, as amended in the Assembly on May 15, 1947, strike out the period, and insert ", unless the person has voted in another state within such periods of time. However, nothing in this section shall be construed to require physical presence in the county or in the State to establish or continue the residence therein of a person whose residence in the county or in the State is established or continued under any other provision of law"

Amendment No. 2

On page 1, line 13, of said bill, strike out the period, and insert ", unless the person has voted in another state within such periods of time. However, nothing in this section shall be construed to require physical presence in the county or in the State to establish or continue the residence therein of a person whose residence in the county or in the State is established or continued under any other provision of law."

Amendment No. 3

On page 1, line 18, of said bill, strike out the period, and insert ", unless the person has voted in another state within such periods of time. However, nothing in this section shall be construed to require physical presence in the county or in the State to establish or continue the residence therein of a person whose residence in the county or in the State is established or continued under any other provision of law."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 457—An act to amend Sections 1, 2, 3, 5, and 6 of the Judges' Retirement Act, to amend and renumber Section 1.5 thereof to be Section 1.2, to add Sections 1.1, 1.3, 1.4, and 1.5 thereto, and to repeal and add Section 4 thereof, and to add Section 1.5 to the Judges' Retirement Fund Act, and amend Sections 2, 3, 4, and 4.5 thereof, relating to retirement, with retirement allowances, of judges and justices, and to contributions to the Judges' Retirement Fund to provide such retirement allowances.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

On page 4 of the printed bill, as amended, between lines 44 and 45, insert

"SEC. 6.5 Section 1.6 is added to the Judges' Retirement Act, to read:

Sec. 1.6. Upon receipt of a written notice of retirement as provided in Section 1 of this act, the Secretary of State shall determine whether the justice or judge is eligible to retirement under this act. To enable him to make such determination, the Secretary of State may require such proof as he deems necessary of the justice or judge. Upon determination that the justice or judge is eligible to retire under the provisions of this act, the Secretary of State shall file the notice of retirement and shall certify the fact of such retirement to the Governor and Controller."

Amendment No. 2

On page 4, line 51, of said bill, strike out "by the people", and insert "or appointed".

Amendment No. 3

On page 5 of said bill, strike out lines 14 to 33, inclusive, and insert

"Sec. 3 If any judge believes that he is unable to discharge efficiently the duties of his office by reason of mental or physical disability that is likely to be of a permanent nature, or if any member of the Judicial Council has reason to believe that any judge is unable to discharge efficiently the duties of his office by reason of such disability, such judge or member of the Judicial Council shall report such belief to the Chairman of the Judicial Council, who shall thereupon call a meeting of the council for the purpose of considering the matter. The Judicial Council shall have power to adopt rules and regulations governing the hearing of such matters, and must provide for reasonable notice of such hearing to the judge whose retirement is to be considered, and such judge shall have the right to appear at the hearing, and to be represented by counsel, and to produce any relevant evidence. If the evidence justifies it, the Judicial Council, by resolution adopted by the affirmative vote of eight of the members thereof may retire said judge from office with or without his consent. Such retirement shall be effective when there is filed with the Secretary of State a copy of the resolution of the Judicial Council, duly certified by the Chairman and Secretary of the Judicial Council."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1198—An act to amend Section 737y of the Political Code, relating to salaries of superior court judges.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Judiciary:

Amendment No. 1

On page 1 of the printed bill, strike out line 5, and insert "eight thousand dollars ($8,000)."

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1199—An act to amend Section 737tt of the Political Code, relating to salaries of superior court judges.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Judiciary:

Amendment No. 1

On page 1 of the printed bill, strike out line 5, and insert "seven thousand dollars ($7,000)."

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 5—An act to provide for leasing adequate facilities and service for the establishing and operation of a telephone-typewriter system of communication between the State Department of Justice and the Alameda Police Department and to make an appropriation therefor.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency and Economy:

Amendment No. 1

In line 2 of the title of the printed bill, strike out "telephone-typewriter", and insert "teletypewriter".

Amendment No. 2

In line 4 of the title of said bill, strike out the first "and", and insert a comma; and after "Department", insert ", and Yolo County".

Amendment No. 3

On page 1, line 1, of said bill, strike out "dollars ($_____)", and insert "one thousand eight hundred ninety-eight and 32/100 dollars ($1,898.52)".

Amendment No. 4

On page 1, line 4, of said bill, strike out "to be used under the direction"; and in line 5, strike out "of the Bureau of Criminal Identification and Investigation".

Amendment No. 5

On page 1, line 6, of said bill, strike out "telephone-typewriter", and insert "teletypewriter".

Amendment No. 6

On page 1, line 7, of said bill, strike out "and", and insert a comma.

Amendment No. 7

On page 1, line 8, of said bill, after "Department", insert ", and Yolo County".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1620—An act to add Section 605 to the Business and Professions Code, relating to advertising as it pertains to Division 2 of the Business and Professions Code.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Public Health:

Amendment No. 1

On page 1, line 8, of the printed bill, as amended in the Assembly on May 8, 1947, after "license", insert "or to claim qualifications broader than the qualifications covered by his license, providing, however, that the provisions of this section shall not apply to clinical and X-ray laboratories".

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2080—An act to amend Section 96 of the Agricultural Code, relating to the use of county owned real estate or personal property by the county agricultural commissioner, the Agricultural Extension Service and other agricultural agencies, including nonprofit farmer associations or groups of farmers.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Agriculture:

Amendment No. 1

Strike out the title of the printed bill, and insert

"An act to amend Section 96 of the Agricultural Code, relating to the use of county owned real or personal property by state and county officers and agencies serving agriculture and by private nonprofit groups or associations of service to agriculture, and to amend Section 86 of the Agricultural Code, relating to the use of real estate or personal property belonging to any district agricultural association by state and county officers and agencies serving agriculture and by private nonprofit groups or associations of service to agriculture."

Amendment No. 2

On page 1 of the printed bill, strike out lines 3 to 6, inclusive, and insert

"96. The board of supervisors of any county may lease, let or grant licenses for the use of its real estate or personal property, or any portion thereof, including county owned fair grounds, fair ground facilities, or any public park, or any portion thereof".

Amendment No. 3

On page 1 of the printed bill, strike out lines 20 to 23, inclusive, and insert "letting for any or all of the foregoing purposes; (b) to lease, let or grant licenses for the use of any of its said real estate or personal property, or any portion thereof, for the purpose of supplying office space, laboratories, meeting places and other facilities for state and county officers and state and county agencies serving agriculture through the medium of research, dissemination of information on agricultural practices, the placement of agricultural labor or the regulation within the county of any branch of the agricultural industry, including the use of any available facilities for offices and for meeting places for 4-H Club and Future Farmer groups and for any nonprofit agricultural association or group of farmers organized to advance the social, economic and educational interests of its members and agriculture generally and which does not contemplate the distribution of gains, profits or dividends to members; and to rent or permit the use of suitable facilities for the holding of sales or auctions of cattle or other livestock, or for other purposes beneficial to the agricultural industry."

Amendment No. 4

On page 2 of the printed bill, strike out lines 1 to 13, inclusive, and insert

"SEC. 2 Section 86 of the Agricultural Code is amended to read:

86. Each district agricultural association is a state institution. Each association by its name has perpetual succession, may have a seal, be sued and, with the approval of the Department of Finance, may:

(a) Contract, and sue.

(b) Purchase, acquire, hold, sell, exchange or convey any interest in real or personal property and beautify or improve such property.

(c) Lease, let or grant licenses for the use of its real estate or personal property or any portion thereof for any agricultural, horticultural, viticultural or livestock fairs or expositions, rodeos, riding club activities, floral displays, exhibitions of industries and industrial products, or federal or state armories; to school organizations or associations thereof for the purpose of conducting athletic events participated

in by such schools or associations; or to civic, patriotic, benevolent, or fraternal corporations or associations, for the purpose of holding conventions, assemblies, or public meetings on subjects of public or community interest; or for the sale of tangible personal property, or for concessions and services incidental to any of such purposes; or to nonprofit athletic organizations for athletic activities or to municipal corporations for use or reletting for any or all of the foregoing purposes.

(d) Use or manage its real estate or personal property or any part thereof for any or all of the foregoing purposes jointly with any lessee, sublessee or licensee, or otherwise use or manage said property in connection with such lease, sublease or license heretofore or hereinafter made or granted.

(e) Lease or let its real property for public park, recreational, or playground purposes.

(f) Lease, let or grant licenses for the use of any of its said real estate or personal property, or any portion thereof, for the purpose of supplying office space, laboratories, meeting places and other facilities for state and county officers and state and county agencies serving agriculture through the medium of research, dissemination of information on agricultural practices, the placement of agricultural labor or the regulation within the county of any branch of the agricultural industry, including the use of any available facilities for offices and for meeting places for 4-H Club and Future Farmer groups and for any nonprofit agricultural associations or group of farmers organized to advance the social, economic and educational interests of its members and agriculture generally and which does not contemplate the distribution of gains, profits or dividends to members; and to rent or permit the use of suitable facilities for the holding of sales or auctions of cattle or other livestock, or for other purposes beneficial to the agricultural industry.

(g) Contract with any county or county fair association for holding a fair jointly with the same. Such joint fair shall constitute a district fair of the association.

(h) Do any and all things necessary to carry out the above powers and the objects and purposes for which the association is formed."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1332—An act to provide for a study of housing, to repeal Sections 16400 to 16403.5, inclusive, 16406, 16407, 16410, 16411, 16413, 16414, 16416 to 16420, inclusive, 16422, 16423, 16500, 16502, 16503, 16520, 16524 to 16527, inclusive, 16820, 16821, 16822, 16827, 16828, 16829, 16833, 16834, and 16835 and Chapters 8, 16, 17, 18, 20, 21, 22, and 24 of Part 1 of Division 13 of, to amend Sections 16405 and 16522 of, and to add Sections 15000.5 and 15036 and a new Chapter 24 to Part 1 of Division 13 of, the Health and Safety Code, relating to housing, declaring the urgency thereof, to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Public Health:

Amendment No. 1

In line 7 of the title of the printed bill, as amended in the Assembly on May 1, 1947, after "Chapters 8," strike out "16,".

Amendment No. 2

On page 1, line 12, of said bill, after "Chapters 8," strike out "16,"

Amendment No. 3

On page 29 of said bill, between lines 24 and 25, insert

"6. Masonry Veneer.

7. Exterior Plastering."

Amendment No. 4

On page 49 of said bill, strike out lines 10 to 49, inclusive; and on page 50, strike out lines 1 to 19, inclusive.

Amendment No. 5

On page 2 of said bill, strike out lines 51 and 52; strike out pages 3 and 4; and on page 5, strike out lines 1 to 16, inclusive, and insert

"17250 This chapter shall not apply to any occupancy other than apartment house, hotel or dwelling except where such other occupancy is located in the same building with an apartment house, hotel or dwelling."

Amendment No. 6

On page 11 of said bill, strike out lines 23 and 24, and insert "houses, convents and monasteries."

Amendment No. 7

On page 12 of said bill, strike out lines 7 to 26, inclusive.

Amendment No. 8

On page 13 of said bill, strike out lines 16 to 36, inclusive.

Amendment No. 9

On page 41, line 43, of said bill, after "hour", insert "fire-resistive".

Amendment No. 10

On page 51, line 45, of said bill, strike out "owner", and insert "power".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1585—An act to add Section 9540.5 to the Business and Professions Code, relating to cleaners and dyers.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Public Health:

Amendment No. 1

In line 1 of the title of the printed bill, after "act to", insert "amend Section 9530 of, and".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 2

On page 1, line 1, of said bill, after "SECTION 1.", insert "Section 9530 of the Business and Professions Code is amended to read:

9530. There is in the Department of Professional and Vocational Standards, the State Board of Cleaners, which consist of seven members appointed by the Governor and confirmed by the Senate. The seven members of the board shall consist of one public member and the owners of [two retail plants, two wholesale plants, and two] *three plants (either wholesale or retail) and three* shops. Each member shall be a citizen of the United States and shall have been actively engaged in his respective branch of the cleaning industry for a period of at least five years immediately prior to his appointment.

Each member of the board shall receive a per diem of fifteen dollars ($15) as compensation for each day spent in actual attendance at meetings of the board and at committee meetings of the members of the board, when such meetings are especially authorized by the board or its president, and for each day actually spent performing necessary work in connection with the enforcement of this chapter.

SEC. 2."

Amendment No. 3

On page 1, line 3, of said bill, strike out "written".

Amendment No. 4

On page 1 of said bill, strike out line 4, and insert "persons unable to read or speak the English language shall be given written or oral examinations in the language they are able to read or speak."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2005—An act to amend Sections 1, 2, 3, 5, 6, 7, 9, 10, 12, 13, and 15, of that certain act entitled "An act prescribing the terms upon which licenses may be issued to practitioners of chiropractic, creating the State Board of Chiropractic Examiners and declaring its

powers and duties, prescribing penalties for violation hereof, and repealing all acts and parts of acts inconsistent herewith," approved by electors November 7, 1922, relating to the practice of chiropractic, said amendment to take effect upon the approval thereof by the electors, and providing for the submission thereof to the electors pursuant to Section 1b of Article IV of the State Constitution.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Public Health:

Amendment No. 1

On page 4, line 27, of the printed bill, strike out "Pathology of the Spine", and insert "Spinal Morbidity".

Amendment No. 2

On page 5, line 43, of said bill, after "optometry", insert ", naturopathy, drugless practice, physical therapy, physiotherapy, electrotherapy, hydrotherapy, manipulative therapy, mechanical therapy, physical medicine".

Amendment No. 3

On page 6 of said bill, between lines 7 and 8, insert
"(e) An adjustment is the act of removing an impingement by hands only."

Amendment No. 4

On page 6 of said bill, strike out lines 21 to 23, inclusive, and insert "suspend or revoke, a license to practice chiropractic in this State upon any of".

Amendment No. 5

On page 6, line 33, of said bill, after "duties", insert ", any statement in any advertising matter concerning price of any service".

Amendment No. 6

On page 6 of said bill, strike out lines 45 to 52, inclusive; and on page 7, strike out line 1, and insert "any person, company or association so advertising. The proceedings for the refusal to grant, suspension or revocation of a license upon any of the foregoing grounds shall be conducted in accordance with Chapter 5 of Part 1 of Division 3 of Title 2 of the Government Code as it now reads or as it may be hereafter amended by the Legislature, and the board shall have all the powers granted therein. The secretary in all cases of revocation".

Amendment No. 7

On page 8 of said bill, strike out lines 40 to 47, inclusive, and insert "of practice authorized by any such license is hereby made subject to restraint by injunction, without proof of damage, upon the complaint of any state board whose functions relate to any of the healing arts, the Attorney General, any district attorney, or of any person licensed in this State to practice any healing art in his county of residence or practice."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2290—An act to add Chapter 11B, comprising Sections 11518 to 11518.24, inclusive, to Part 2 of Division 2 of the Insurance Code, relating to medical and hospital service associations.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Public Health:

Amendment No. 1

Strike out lines 1 to 3, inclusive, of the title of the printed bill, and insert
"An act to amend Section 10176 of the Insurance Code, relating to disability insurance."

Amendment No. 2

On page 1 of the printed bill, strike out lines 1 to 24, inclusive, and all of pages 2, 3, and 4, and insert

"SECTION 1. Section 10176 of the Insurance Code is amended to read:

10176. In disability insurance the policy may provide for payment of medical, surgical or hospital expenses upon a reimbursement basis, and provision may be made therein for payment of all or a portion of the amount of the charge for such services without requiring that the insured first pay such expenses Provision may also be made therein for payment of all or a portion of the amount of the charge for such services directly to the person rendering them if the insurer does not require that the services be rendered by a particular person."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2397—An act to amend Sections 4011, 4016, and 4035 of, to add Section 4011.5 to, and to repeal Sections 4017, 4036, and 4038 of the Health and Safety Code, relating to water and water supply systems.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Public Health:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in the Assembly on May 8, 1947, strike out "4016," and insert "4014, 4016, 4023, 4032, 4033, 4034,".

Amendment No. 2

In line 2 of the title of said bill, strike out "Section 4011.5", and insert "Sections 4011.5 and 4011.6".

Amendment No. 3

On page 1, line 8, of said bill, strike out "SEC. 1.5.", and insert "SEC. 2."

Amendment No. 4

On page 1, line 9, of said bill, strike out "its", and insert "his".

Amendment No. 5

On page 1 of said bill, strike out lines 10 to 13, inclusive, and insert "source of supply or method of treatment of water for domestic purposes as authorized by a valid existing permit issued to him by said board unless he first files a petition so to do with said board and receives an amended permit as provided in this chapter authorizing such modification, addition or change in his source of supply or method of treatment as may be specified in such amended permit. Such petitions for amended permit shall be made in accordance with the provisions of this chapter for the making of a petition for a permit as herein defined and shall be investigated, considered, determined and issued or denied upon the same terms and conditions as herein provided for the granting, issuing or denial of a permit as provided in this chapter.

SEC. 3. Section 4011.6 is added to said code, to read:

4011.6. No person shall modify, add to or change his distribution system for water for domestic purposes as authorized by a valid existing permit issued to him by said board unless he first files a petition so to do with said board and receives an amended permit as provided in this chapter authorizing such modification, addition or change in his distribution system as may be specified in such amended permit, or unless such modifications, additions or changes in said distribution system comply in all particulars with standards heretofore recommended by the California Section of the American Water Works Association. Such petitions for amended permit shall be made in accordance with the provisions of this chapter for the making of a petition for a permit as herein defined and shall be investigated, considered, determined and issued or denied upon the same terms and conditions as herein provided for the granting, issuing or denial of a permit as provided in this chapter.

SEC. 4. Section 4014 of said code is amended to read:

4014. Upon receipt of a petition filed pursuant to this chapter the board shall make a thorough investigation of the proposed or existing plant, works, system, or water supply, and all other circumstances and conditions which it deems material.

The board may for good cause grant a temporary permit to any person who has filed a petition for a permit as provided in this chapter upon such terms as it shall determine are in the public interest pending the completion of the investigation

required by this section of the proposed or existing plant, works, system or water supply which temporary permit shall terminate upon the date therein specified. Said temporary permit may be revoked or suspended as provided in this code with respect to the revocation or suspension of a permit as provided in this chapter."

Amendment No. 6

On page 1, line 14, of said bill, strike out "SEC. 2.", and insert "SEC. 5."

Amendment No. 7

On page 1, line 17, of said bill, after "plied", insert a comma.

Amendment No. 8

On page 1, line 20, of said bill, after "beings," insert "or the existing or proposed plant, works, system, or water supply, or proposed modifications, are unhealthful or insanitary, or not suited to the production and delivery of healthful, pure, and wholesome water at all times,".

Amendment No. 9

On page 2, line 6, of said bill, strike out "SEC. 3.", and insert "SEC. 6."

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 10

On page 2 of said bill, between lines 6 and 7, insert

"SEC. 7. Section 4023 of said code is amended to read:

4023. The holder of a permit may at any time by order of the board and upon demand be required to furnish to the board a complete report on the condition and operation of the plant, works, system, or water supply owned, operated, or controlled by him. The report shall be made by some competent person [designated for the purpose by the board, and] at the sole cost and expense of the holder of the permit.

SEC. 8. Section 4032 of said code is amended to read:

4032. Every person who *knowingly* violates or *knowingly* fails to comply with any of the provisions of this chapter, or of any order of the board issued pursuant to this chapter, or who procures, aids, or abets in any such violation or failure, is guilty of a misdemeanor punishable by a fine not exceeding one thousand dollars ($1,000), or by imprisonment in the county jail not exceeding one year, or by both.

[Each day's violation or failure to comply constitutes a separate and distinct offense.]

SEC. 9. Section 4033 of said code is amended to read:

4033. The continued existence of any violation of this chapter, or of any order of the board issued pursuant to this chapter, [for each and every day] beyond the time stipulated for compliance with its provisions, constitutes a separate and distinct offense.

SEC. 10 Section 4034 of said code is amended to read:

4034. Anything done, maintained, or suffered in violation of any of the provisions of this chapter is a public nuisance dangerous to health, and may be *enjoined or* summarily abated in the manner provided by law Every public officer or body lawfully empowered so to do shall abate the nuisance immediately."

Amendment No. 11

On page 2, line 7, of said bill, strike out "SEC. 4.", and insert "SEC. 11."

Amendment No. 12

On page 2, line 18, of said bill, strike out "SEC. 5.", and insert "SEC. 12."

Amendment No. 13

On page 2 of said bill, between lines 18 and 19, insert

"SEC. 13. This act shall take effect only if Chapter 7, consolidating and revising the law relating to water for domestic purposes and sanitary water systems, is added to Part 1 of Division 5 of the Health and Safety Code by the enactment of Senate Bill No. 805 by the Legislature at this session; and in such case, at the same time that said Chapter 7 takes effect."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2701—An act to add Sections 26512.5 and 26516.5 to the Health and Safety Code, relating to foods.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Public Health:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "add Sections 26512.5 and 26516.5", and insert "amend Section 26512 of, and to add Sections 26516.5 and 26516 6".

Amendment No. 2

On page 1 of said bill, strike out lines 1 to 5, inclusive, and insert

"SECTION 1. Section 26512 of the Health and Safety Code is amended to read:

26512. No article of food shall be deemed adulterated or misbranded within the provisions of this chapter when prepared for export beyond the jurisdiction of the United States and prepared or packed according to specifications or directions of the foreign purchaser, when no substance is used in the preparation or packing thereof in conflict with the laws of the foreign country to which the article is intended to be shipped.

Except as provided in this section, nothing in this chapter shall prevent the exportation of any California canned food products which do not comply with all sections of this code, comprising the California Pure Foods Act, and the Food, Drug and Cosmetic Act of the Federal Security Agency of the United States of America, provided the words "for export," or "export," or any equivalent statement is visible and plainly embossed in the metal of some portion of each container, and is visible and plainly marked on the outside of each case in which any of such containers are packed. No food packed in cans marked "for export" or "export" shall be permitted to be sold for domestic consumption in the State of California regardless of the quality of its contents.

If such foods are in fact sold or kept or offered for sale for domestic uses and consumption, then this section shall not exempt the article from the operation of any provisions of this chapter."

Amendment No. 3

On page 1, line 8, of said bill, strike out "or of potassium".

Amendment No. 4

On page 1, line 9, of said bill, strike out "ferrocyanide".

Amendment No. 5

On page 1 of said bill, after line 10, insert

"SEC. 3. Section 26516.6 is added to the Health and Safety Code, to read:

26516 6. The use of potassium ferrocyanide in blue fining wines shall be supervised under a permit issued by the State Department of Public Health It shall be the duty of the person who uses potassium ferrocyanide in the treatment of wines to pay for the laboratory controls and examinations of the wine so treated. Such laboratory controls and examinations shall be made by the State Bureau of Laboratories or a duly authorized and licensed laboratory approved by the Department."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

SECOND READING OF SENATE BILLS

Senate Bill No. 1276—An act to amend Section 805 of the Fish and Game Code, relating to abalones taken outside of the State.

Bill read second time, and ordered to third reading.

Senate Bill No. 322—An act to amend Section 301 of the Agricultural Code, relating to meat inspection.

Bill read second time, and ordered to third reading.

Senate Bill No. 905—An act to amend Sections 186, 187, 191, and 192 of the Agricultural Code, relating to the control and eradication of the cattle pest known as scabies.

Bill read second time, and ordered to third reading.

Senate Bill No. 1107—An act to amend Section 736 of the Agricultural Code, relating to consolidation of marketing areas.

Bill read second time, and ordered to third reading.

Senate Bill No. 1108—An act to amend Section 737.6-2 of the Agricultural Code, relating to fluid milk testing.

Bill read second time, and ordered to third reading.

Senate Bill No. 1134—An act to add Section 205.5 to the Agricultural Code, relating to coordination of livestock sanitary services.

Bill read second time, and ordered to third reading.

Senate Bill No. 196—An act to add Sections 261e and 261f to the Code of Civil Procedure, relating to superior court employees in counties, or cities and counties, having a population between 600,000 and 900,000.

Bill read second time, and ordered to third reading.

Senate Bill No. 383—An act to amend Section 11b of the Municipal Court Act of 1925, relating to municipal courts in cities of the second and three-eighths class.

Bill read second time, and ordered to third reading.

Senate Bill No. 440—An act to amend Section 690.19 of the Code of Civil Procedure, relating to exemption of life insurance proceeds from attachment.

Bill read second time, and ordered to third reading.

Senate Bill No. 441—An act to amend Section 2472 of the Civil Code and Section 19000 of the Corporations Code, relating to service of process on foreign partnerships, and specifying the duties of the Secretary of State in connection therewith.

Bill read second time, and ordered to third reading.

Senate Bill No. 699—An act to amend Sections 581 and 582 of the Code of Civil Procedure and to add Sections 581c and 581d to the Code of Civil Procedure, relating to dismissals and nonsuits.

Bill read second time, and ordered to third reading.

Senate Bill No. 737—An act to amend Section 600 and to add Section 600.5 to the Penal Code, relating to burning structures or other things not subject to arson, and providing a penalty.

Bill read second time, and ordered to third reading.

Senate Bill No. 1313—An act to amend Section 1233 of the Probate Code, relating to rules of pleading and practice in judicial proceedings.

Bill read second time, and ordered to third reading.

Senate Bill No. 1314—An act to amend Section 131 of the Civil Code, relating to divorce, including actions and causes of action therefor.

Bill read second time, and ordered to third reading.

Senate Bill No. 1567—An act to add Section 6322.1 to the Business and Professions Code, relating to law library funds.

Bill read second time, and ordered to third reading.

Senate Bill No. 329—An act to add Section 8961.3 to the Health and Safety Code, relating to the permissible uses of cemeteries maintained by public cemetery districts.

Bill read second time, and ordered to third reading.

Senate Bill No. 516—An act to amend Sections 8505, 8507, and 8562 of the Business and Professions Code, relating to the regulation of structural pest control.

Bill read second time, and ordered to third reading.

Senate Bill No. 847—An act to amend Sections 26451 and 26453 of the Health and Safety Code, relating to packages of or packaged or enclosed food.

Bill read second time, and ordered to third reading.

Senate Bill No. 1254—An act to amend Section 3 of an act entitled "An act to regulate, and to prohibit fraud and deception in, the sale of olive oil, imitation olive oil, and other edible oils, to repeal an act entitled 'An act to regulate the sale of imitation olive oil, and to repeal an act entitled "An act to regulate the sale of olive oil," approved March 10, 1891,' " approved March 23, 1893, and to amend Section 28480 of the Health and Safety Code, relating to the blending of olive oil.

Bill read second time, and ordered to third reading.

Senate Bill No. 39—An act to amend Section 50 of the Fish and Game Code, relating to game management area.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Fish and Game:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in the Senate on April 3, 1947, strike out "Section 50", and insert "Sections 50 and 55".

Amendment No. 2

On page 1, lines 5 and 6, of said bill, strike out "less than 200 acres, nor".

Amendment No. 3

On page 1, line 16, of said bill, strike out "320", and insert "2,500".

Amendment No. 4

On page 2 of said bill, strike out lines 6 to 9, inclusive, and insert "such area."

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 5

On page 2 of said bill, after line 22, insert

"SEC. 2. Section 55 of said code is amended to read:

55. The licensee may charge a fee for the right to shoot birds on the premises of the species referred to in the license. [If a fee is charged it shall be upon the basis of the individual bird, and shall not exceed the sum of three dollars and fifty cents ($3.50) per bird.] The amount of such fee shall be stated in the application for license and upon the license that may be issued, and also upon the permit issued by the licensee to each hunter. The hunter must carry on his person this permit at all times while on the area."

Amendments read, and adopted.

Bill ordered reprinted, and to third reading.

Senate Bill No. 91—An act to amend Section 10b of the Municipal Court Act of 1925, relating to municipal courts in cities of the second and one-half class, and the marshals and attaches thereof.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

On page 1 of the printed bill, as amended in the Senate on April 14, 1947, after line 3, insert

"One deputy marshal (chief deputy marshal of the civil department), who shall receive four hundred fifty dollars ($450) per month;

One deputy marshal (chief deputy marshal of the criminal department), who shall receive four hundred fifty dollars ($450) per month;

Two deputy marshals, who shall each receive three hundred seventy-five dollars ($375) per month;

Three deputy marshals, who shall each receive three hundred dollars ($300) per month;

Five deputy marshals to act as bailiffs of the courts, who shall each receive two hundred seventy-five dollars ($275) per month;

Four deputy marshals, who shall each receive two hundred seventy-five dollars ($275) per month;

Four deputy marshals, who shall each receive two hundred fifty dollars ($250) per month;

Four deputy marshals, who shall each receive two hundred twenty-five dollars ($225) per month;".

Amendment No. 2

On page 1 of said bill, strike out lines 22 to 27, inclusive; and on page 2, strike out lines 1 to 24, inclusive.

Amendment No. 3

On page 2 of said bill, after line 38, insert

"Whenever a special assignment or branch of work is indicated herein for a particular deputy or position, the assignment so designated is not intended to be exclusive, but merely to designate the principal work incident to such deputy or position. However, in order to equalize the work of the office of the marshal and to render prompt and efficient service to the public, it shall be the duty of each deputy marshal to perform such service in the office or in the field, as may be directed by the marshal, whether the work so directed to be done be within the scope of the special designation or not."

Amendment No. 4

On page 2 of said bill, strike out lines 49 to 52, inclusive; and on page 3, strike out lines 1 to 16, inclusive.

Amendments read, and adopted.

Bill ordered reprinted, and to third reading.

Senate Bill No. 646—An act to amend Section 69a of the Civil Code and Sections 10526, 10530, 10531, 10532, 10533, 10534, and 10551 of, and to repeal Section 10527 of, the Health and Safety Code, relating to vital statistics.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in the Senate on April 28, 1946, strike out "Section 69a", and insert "Sections 68 and 69a".

Amendment No. 2

In line 2 of the title of said bill, strike out "10526," and insert "10525, 10526, 10528,".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendments is indicated by being enclosed within brackets.

Amendment No. 3

On page 1 of said bill, strike out lines 1 and 2, and insert

"SECTION 1. Section 68 of the Civil Code is amended to read:

68. Marriage must be licensed, solemnized, *and* authenticated [, and recorded] as provided in this article; but noncompliance with its provisions by other than a party to a marriage does not invalidate it.

SEC. 2. Section 69a of the Civil Code is amended to read:".

Amendment No. 4

On page 1, line 6, of said bill, after "registry", insert "of marriage".

Amendment No. 5

On page 1, line 8, of said bill, after "registry", insert "of marriage".

Amendment No. 6

On page 1, line 11, of said bill, strike out "make, sign and endorse upon", and insert "complete the certificate thereon and shall cause to be entered thereon the signature and address of one witness to the marriage ceremony. Such certificate of registry of marriage shall be filed by the person performing the ceremony with the county".

Amendment No. 7

On page 1 of said bill, strike out lines 12, 13, 14, 15, and 16.

Amendment No. 8

On page 1, line 18, of said bill, strike out "five", and insert "30".

Amendment No. 9

On page 1 of said bill, strike out lines 19 and 20, and insert

"SEC. 3. Section 10525 of the Health and Safety Code is amended to read:

10525. Every person who performs a marriage ceremony in this State shall within [five] *30* days after the ceremony file with the county recorder of the county in which the license was issued a certificate of registry of the marriage.

SEC. 4. Section 10526 of the Health and Safety Code is amended to read:".

Amendment No. 10

On page 2, line 12, of said bill, strike out "mony.", and insert "mony, which shall show his official position including the denomination if he is a priest or minister.

(i) The signature and address of one witness to the marriage ceremony."

Amendment No. 11

On page 2 of said bill, strike out all of lines 13 and 14, and insert

"SEC. 5. Section 10528 of the Health and Safety Code is amended to read:

10528. [He] *The county recorder* shall make a complete and accurate copy of each certificate *of registry of marriage* [registered by] *filed with* him, [upon a form identical with the original certificate, and file] and *shall* preserve it in his office as the local record of marriage in the manner directed by the State Registrar.

SEC. 6. Section 10530 of the Health and Safety Code is amended to read:".

Amendment No. 12

On page 2, line 19, of said bill, strike out "SEC. 4", and insert "SEC. 7."

Amendment No. 13

On page 2, line 23, of said bill, strike out "SEC. 5.", and insert "SEC. 8."

Amendment No. 14

On page 2, line 29, of said bill, strike out "SEC. 6", and insert "SEC. 9."

Amendment No. 15

On page 2, line 34, of said bill, strike out "SEC. 7.", and insert "SEC. 10."

Amendment No. 16

On page 2, line 41, of said bill, strike out "SEC. 8.", and insert "SEC. 11."

Amendment No. 17

On page 2, line 48, of said bill, strike out "SEC. 9.", and insert "SEC. 12."

Amendments read, and adopted.

Bill ordered reprinted, and to third reading.

Senate Bill No. 1488—An act to amend Section 542 of the Code of Civil Procedure, relating to attachment of personal property in respect to the deposit of expenses of taking and safekeeping.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

In lines 2 and 3 of the title of the printed bill, as amended in the Senate on March 18, 1947, strike out "personal property in respect to the deposit of expenses of taking and safekeeping", and insert "property".

Amendment No. 2

On page 1, line 15, of said bill, strike out "filing", and insert "recording".

Amendment No. 3

On page 2, line 11, of said bill, strike out "filing", and insert "recording".

Amendment No. 4

On page 3, line 10, of said bill, strike out "filed", and insert "recorded".

Amendment No. 5

On page 3, line 30, of said bill, strike out "filed", and insert "recorded".

Amendment No. 6

On page 4, lines 38, 39, and 40, of said bill, strike out "together with a copy of the summons and complaint in the action from which the writ issued, and", and insert "and, if the demand as stated in the writ does not exceed three hundred dollars ($300) exclusive of interest, attorney's fees and costs, a copy of the complaint in the action from which the writ issued, and, in every case,".

Amendments read, and adopted.

Bill ordered reprinted, and to third reading.

Senate Bill No. 686—An act to add Section 553.3 to the Agricultural Code, relating to evaporated chocolate milk.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Livestock and Dairies:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in the Senate on April 3, 1947, strike out "Section 553 3", and insert "Sections 627.5 and 654.1".

Amendment No. 2

In line 2 of the title of said bill, strike out "560", and insert "635".

Amendment No. 3

In line 3 of the title of said bill, after "milk", insert "and imitations thereof".

Amendment No. 4

On page 1, line 1, of said bill, strike out "553 3", and insert "627 5".

Amendment No. 5

On page 1, line 3, of said bill, strike out "553.3", and insert "627.5".

Amendment No. 6

On page 1, line 3, of said bill, strike out "Evaporated-type", and insert "Concentrated".

Amendment No. 7

On page 1, line 11, of said bill, strike out "560", and insert "635".

Amendment No. 8

On page 1, line 12, of said bill, strike out "560", and insert "635".

Amendment No. 9

On page 1, line 12, of said bill, strike out "-type".

Amendment No. 10

On page 1 of said bill, after line 17, insert

"SEC. 3. Section 654.1 is added to said code, to read:

654.1. The provisions of paragraphs (a) and (d) of Section 654 shall not apply to a distinctive proprietary food compound (a) not readily mistaken in taste for milk or for evaporated, skim, condensed or dried milk, (b) prepared and designed for feeding infants and young children, and (c) sold exclusively by druggists, orphan asylums, child welfare associations, hospitals and similar institutions, or for shipment outside of California."

Amendments read, and adopted.

Bill ordered reprinted, and to third reading.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, June 4, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to:

Senate Bill No. 649

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

SENATE CHAMBER, SACRAMENTO, June 4, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed:

Assembly Bill No. 145
Assembly Bill No. 1011
Assembly Bill No. 1304
Assembly Bill No. 1828
Assembly Bill No. 2428

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bills ordered enrolled.

SENATE CHAMBER, SACRAMENTO, June 4, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed, as amended:

Assembly Bill No. 1083
Assembly Bill No. 1144
Assembly Bill No. 1851

And respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bills ordered to unfinished business file.

SENATE CHAMBER, SACRAMENTO, June 4, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed:

Senate Bill No. 86
Senate Bill No. 88
Senate Bill No. 1100
Senate Bill No. 1548

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS

The following bills were read the first time:

Senate Bill No. 86—An act to amend Section 7d of an act entitled "An act authorizing the establishment of municipal courts, prescribing their constitution, regulation, government, procedure and jurisdiction, and providing for the election and appointment of the judges, clerks and other attaches of such courts, their terms of office, qualification and compensation and for the selection of jurors therein," approved May 23, 1925, relating to compensation of court reporters in municipal courts in cities of the first and one-half class.

Referred to Committee on Judiciary.

Senate Bill No. 88—An act to amend Section 12 of an act entitled "An act authorizing the establishment of municipal courts, prescribing their constitution, regulation, government, procedure and jurisdiction, and providing for the election and appointment of the judges, clerks and other attaches of such courts, their terms of office, qualification and compensation and for the selection of jurors therein," approved May 23, 1925, relating to residential qualifications of attaches of municipal courts.

Referred to Committee on Judiciary.

Senate Bill No. 1100—An act to add a new Section 451.1 to the California Unemployment Insurance Act, relating to unemployment compensation disability insurance.

Referred to Committee on Finance and Insurance.

Senate Bill No. 1548—An act to amend Sections 9100, 9101, and 9103 of the Government Code, relating to legislative offices, and making an appropriation.

Referred to Committee on Ways and Means.

NOTICE OF MOTION TO RECONSIDER SENATE BILL NO. 1260 WAIVED

Mr. Thomas waived his notice of motion to reconsider the vote whereby Senate Bill No. 1260 was passed.

Senate Bill No. 1260 ordered transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT THAT SENATE BILL NO. 476 BE WITHDRAWN FROM COMMITTEE ON GOVERNMENTAL EFFICIENCY AND ECONOMY, AND BE RE-REFERRED

Mr. Robertson asked for, and was granted, unanimous consent that Senate Bill No. 476 be withdrawn from the Committee on Governmental Efficiency and Economy, and be re-referred to the Committee on Judiciary.

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS
CONSIDERATION OF SENATE AMENDMENTS

Assembly Bill No. 148—An act to amend Sections 379, 380, 382, 383, 383.1, and 776 of the Vehicle Code, Section 7 of an act entitled "An act to regulate the caravaning of vehicles upon the public highways of this State, defining the term 'caravaning' and providing for the licensing of vehicles in caravan for the privilege of using the public highways and for the cost of regulating persons engaged in caravaning and providing such fees shall be a lien and for the enforcement of such liens and the collection and disposition of such fees and imposing penalties for violation thereof, and to repeal an act entitled 'An act to regulate the caravaning of motor vehicles upon the public highways of this State, defining the term "caravaning" and providing for the licensing of motor vehicles in caravan and imposing penalties for violation thereof,' approved July 6, 1935, declaring the urgency thereof, and providing that it shall take effect immediately," approved July 1, 1937, being Chapter 788 of the Statutes of 1937, and Section 10901 of the Revenue and Taxation Code, relating to fees collected by the Department of Motor Vehicles and refunds made thereby.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 148?

Amendment No. 1

On page 2, line 50, of the printed bill, after "of", strike out "one dollar ($1)", and insert "two dollars ($2)."

Amendment No. 2

On page 3, line 6, of said bill, after "of", strike out "one dollar ($1)", and insert "two dollars ($2)."

Amendment No. 3

On page 3, line 14, of said bill, strike out "0.50", and insert "1.00".

The roll was called, ~~and the Assembly concurred in Senate amendments to Assembly Bill No. 148 by the following vote:~~

PRINTER'S NOTE—There being no 7-point strikeout type available, the following roll call, which should appear in strikeout type, is indicated by being enclosed within brackets:

[AYES—Beck, Berry, Blosser, Brown, Burke, Burns, Butters, Caldecott, Clarke, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Doyle, Dunn, Elliott, Erwin, Field, Fletcher, Grunsky, Hahn, Hinton, James, Johnson, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Robertson, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, and Mr. Speaker—45.
NOES—None.]

~~Assembly Bill No. 148 ordered enrolled.~~

On this day, the above record was expunged, and the action rescinded, whereby the Assembly concurred in Senate amendments to Assembly Bill No. 148.

Assembly Bill No. 420—An act to amend Sections 20517, 20569, and 23674 of the Water Code, relating to irrigation districts.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 420?

Amendment No. 1

In line 1 of the title of the printed bill, strike out "and 20569", and insert ", 20569, and 23674".

Amendment No. 2

On page 1 of said bill, after line 20, insert

"SEC. 3. Section 23674 of said code is amended to read:

23674. If the actual cost of the improvements is substantially less than the estimated cost the assessment may be reduced proportionately on each parcel by recomputing it based on actual costs with the percentage and interest provided for in Section 23669 added thereto. The reapportionment or a statement that the assessment on each parcel has been reduced by a designated percentage shall be recorded in the same manner as the order levying the original assessment.

Installments of assessments levied on district owned land becoming due while the land is still owned by the district shall be paid by the district. Conveyance of such lands into private ownership shall not release the lien thereon of the assessment and the unpaid installments of it."

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 420 by the following vote:

AYES—Beck, Berry, Blosser, Brown, Burke, Burns, Butters, Caldecott, Clarke, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Doyle, Dunn, Elliott, Erwin, Field, Fletcher, Grunsky, Hahn, Hinton, James, Johnson, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Robertson, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, and Mr. Speaker—45.

NOES—None.

Assembly Bill No. 420 ordered enrolled.

Assembly Bill No. 1183—An act to amend Section 13115 of the Health and Safety Code, relating to fireproofing tents and awnings used to temporarily house public gatherings.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 1183?

Amendment No. 1

On page 1, line 16, of the printed bill, strike out "theatre,".

Amendment No. 2

On page 1, line 16, of the printed bill, after "other", insert "similar".

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 1183 by the following vote:

AYES—Bennett, Berry, Blosser, Brown, Burns, Butters, Caldecott, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Grunsky, Hahn, Hinton, Johnson, Kirkwood, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, Robertson, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—49.

NOES—None.

Assembly Bill No. 1183 ordered enrolled.

MEMBER EXCUSED

At 9.24 a.m., Mr. Evans asked for, and was granted, unanimous consent that he be excused for less than an hour for the purpose of attending to legislative duties elsewhere.

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS (RESUMED)
CONSIDERATION OF SENATE AMENDMENTS

Assembly Bill No. 2668—An act to amend Sections 6 and 24.27 of the Alcoholic Beverage Control Act, relating to licenses, sales, storage and taxation of alcoholic beverages.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 2668?

Amendment No. 1

On page 6, line 29, of the printed bill, as amended in the Assembly on May 7, 1947, strike out "sell", and insert "deal in".

Amendment No. 2

On page 6, line 30, of the printed bill, as amended, between "storage" and "in", insert "of the brandy covered by said warehouse receipts".

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 2668 by the following vote:

AYES—Anderson, Bennett, Berry, Blosser, Brown, Burns, Butters, Caldecott, Clarke, George D. Collins, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Grunsky, Hahn, Hinton, Johnson, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Robertson, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Weber, Wollenberg, and Mr. Speaker—49.
NOES—None.

Assembly Bill No. 2668 ordered enrolled.

Assembly Bill No. 1909—An act to amend Section 18976 of the Government Code, relating to veterans' civil service preference.

The question being: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 1909?

Amendment No. 1

On page 1, line 5, of the printed bill, strike out "not later than the date"; and strike out line 6, and insert ". The procedures and time of filing such request shall be subject to rules promulgated by the Department of Veterans Affairs."

The roll was called, and the Assembly concurred in Senate amendment to Assembly Bill No. 1909 by the following vote:

AYES—Anderson, Bennett, Berry, Blosser, Brown, Burns, Butters, Caldecott, Clarke, George D Collins, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Grunsky, Hahn, Hinton, Johnson, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Robertson, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Weber, Wollenberg, and Mr. Speaker—49.
NOES—None.

Assembly Bill No. 1909 ordered enrolled.

REPORT OF COMMITTEE ON CONFERENCE

The following report of Committee on Conference was received, and read:

ASSEMBLY CHAMBER, SACRAMENTO, June 5, 1947

MR. SPEAKER: The Committee on Conference concerning:

Assembly Bill No. 819—An act to amend Section 204e of the Code of Civil Procedure, relating to the duties and compensation of the secretary and jury commissioner of the superior court, and assistants;

Consisting of the undersigned members, has met, and reports that it has agreed to recommend the following:

That the amendments of the Senate be concurred in, and that the bill, as amended on May 28, 1947, be further amended as follows:

Amendment No. 1

On page 1, line 9, of the printed bill, as amended in the Senate on May 28, 1947, strike out "seven hundred dollars ($700)", and insert "eight hundred dollars ($800)".

CRITTENDEN	DICKEY
TENNEY	WOLLENBERG
BREED	ROSENTHAL
Senate Committee on Conference	Assembly Committee on Conference

The roll was called, and the conference report adopted by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Clarke, Collier, George D Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dolwig, Doyle, Erwin, Field, Fletcher, Grunsky, Hahn, Hinton, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Robertson, Sullivan, Stanley, Stephenson, Stewart, Thomas, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—54.

NOES—None.

CONSIDERATION OF DAILY FILE (RESUMED)

UNFINISHED BUSINESS (RESUMED)

CONSIDERATION OF SENATE AMENDMENTS

Assembly Bill No. 2510—An act to amend Section 2 of the Planning Act, and to amend Sections 13, 15, 17, 31, and 49 of, and to add Section 33 to the Conservation and Planning Act, relating to planning commissions.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 2510?

Amendment No. 1

In line 1 of the title of the printed bill, after "Planning Act," insert "and to amend Sections 13, 15, 17, 31, and 49 of, and to add Section 33 to the Conservation and Planning Act,".

Amendment No. 2

On page 2, line 17, of said bill, strike out "ex officio", and insert "advisory".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 3

On page 2 of said bill, after line 18, insert

"SEC. 2. Section 13 of the Conservation and Planning Act is amended to read.

Sec. 13. County planning commissions shall consist of [nine] *not less than five nor more than seven* members, [of which six members,] not officials of [said] *the* county, [shall be] appointed[,] by the chairman of the board of supervisors, with [the] *its* approval[, of the legislative body, the chief engineer or surveyor or his designated deputy shall be a member ex officio; and the legislative body shall select

two other officials, one of whom may be a member of said body, which officials or their designated deputies shall be members ex officio.] *The board of supervisors shall select advisory members of the commission, of whom one shall be the district attorney, one the chief engineer of the county, or the county surveyor, one a member of the board of supervisors, and other officials of said county, not supervisors. The district attorney and the chief engineer or surveyor, named as advisory members, may each designate one of his deputies to sit on the commission in his absence. The advisory members shall have no votes unless the legislative body specifically provides that they shall have votes.*

SEC. 3. Section 15 of the Conservation and Planning Act is amended to read:

Sec. 15. Of the members of the commission first appointed, two shall be appointed for terms of one year, two for terms of two years, one for the term of three years and one for the term of four years. When seven members are to be appointed, the additional member shall be appointed for three years. When nine members are to be appointed, the additional members shall be appointed for one year. Their successors shall be appointed for terms of four years. If a vacancy shall occur otherwise than by expiration of term, it shall be filled by appointment for the unexpired portion of the term. The terms of [ex officio] *advisory* members shall correspond to their respective official tenures.

SEC. 4. Section 17 of the Conservation and Planning Act is amended to read:

Sec. 17. It shall be the duty of members of the commission, including [ex officio] *advisory* members and members of its staff, to inform themselves on matters affecting the functions and duties of the commission, and, to that end, when authorized by the commission, may attend planning conferences, or meetings of planning executives, hearings on planning legislation or matters affecting the master plan or any part thereof, and the reasonable traveling expenses incidental to such attendances shall be charges upon the funds allocated to such commission.

SEC. 5. *Section 31 of the Conservation and Planning Act is amended to read:*

Sec. 31. A regional planning commission shall be established for each regional planning district. All members of the regional planning commission shall be appointed by the Governor from nominees selected by the board of supervisors of each county or portion of county lying within the regional district from the membership of the county planning commission of such county, so that the regional planning commission shall always consist of an odd number of members Nomination and appointment shall be as follows:

(a) If the regional district consists of but one county, the county planning commission for that county shall be ex officio the regional planning commission

(b) If the regional district consists of all or part of two counties, two nominees shall be selected by each board of supervisors and the Governor shall appoint them and one additional member from either of the county planning commissions.

(c) If the regional district consists of all or part of three counties, two nominees shall be selected by each board of supervisors and the Governor shall appoint five members from the six thus nominated.

(d) If the regional district consists of all or part of four or more counties, one nominee shall be selected by each board of supervisors and shall be appointed by the Governor, except that if there are an even number of counties the Governor shall appoint one additional member from one of the county planning commissions.

(e) Each county or portion of county lying within a regional planning district shall be represented by at least one member on the regional planning commission, except that in special cases the board of supervisors may waive this right.

(f) The terms of office of the members of the regional planning commission shall correspond with their terms as members of their respective county planning commissions *and they may be removed by the Governor with the approval of the nominating legislative body.*

SEC. 6. Section 33 is added to the Conservation and Planning Act, to read:

Sec. 33. The regional planning commissions shall prepare, adopt and submit to the county and city planning commissions in their respective regions, plans, features of plans, and findings in matters pertaining to regional and state welfare.

Before adopting the master plan or any part of it or substantial amendment thereto the regional planning commission shall hold at least one public hearing thereon, notice of time and place of which shall be given, which notice shall be published at least once in a newspaper of general circulation in each county within the regional district, or if there be no newspaper of general circulation in any such county, then in a newspaper of general circulation in the nearest county having such newspaper, the publication to appear at least 10 days before the day of hearing.

Each regional planning commission shall render an annual report on such matters and in such form as may be prescribed by the State Conservation and Planning Board, and shall hold at least one regular meeting every three months.

SEC. 7. Section 49 of the Conservation and Planning Act is amended, to read:

Sec. 49. The planning commission may from time to time prepare precised sections of master plans or detailed or precise plans based thereon and may recommend such plans to the legislative body for adoption as official plans. Such precise plans may include proposed regulations limiting the uses of land, the uses of buildings, the height and bulk of buildings, the open spaces about buildings, the location

of buildings and other improvements with respect to existing or planned rights of way and such other matters as will accomplish the purposes of this act, including procedure for the administration of such regulations *Before recommending to the legislative body any such plan or any amendment thereto, the planning commission shall hold at least two public hearings thereon, at least 10 days apart, notice of the time and place of each of which shall be given by at least one publication in a newspaper of general circulation in the city or county, and by such other means as the commission may deem necessary. A copy of any plan recommended pursuant to the provisions of this section shall be certified to the legislative body and shall be accompanied by a report of findings, summaries of hearings and recommendations of the planning commission.*

SEC. 8 Sections 2, 3, 4, 5, 6, and 7 of this act become operative only if the Conservation and Planning Act is enacted by the Legislature at its Fifty-seventh Regular Session, and in such case at the same time as said Conservation and Planning Act takes effect, at which time Section 2 of the Planning Act is hereby repealed."

Amendment No. 4

On page 1, line 23, of said bill, strike out "one a member of the Board of Supervisors,".

Amendment No. 5

On page 1 of said bill, strike out lines 24 and 25, and insert "other officials of said county, one of whom may be a supervisor. The advisory".

Amendment No. 6

On page 2 of the printed bill, as amended in the Senate on May 26, 1947, strike out lines 28 to 30, inclusive; and in line 31, strike out "as advisory members", and insert "county, or the county surveyor and other officials of said county, one of whom may be a supervisor. The advisory members"

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 2510 by the following vote:

AYES—Anderson, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dolwig, Doyle, Erwin, Field, Fletcher, Grunsky, Hahn, Hinton, Hollibaugh, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—51.

NOES—None.

Assembly Bill No. 2510 ordered enrolled.

Assembly Bill No. 2512—An act to add Section 2 7 to the Planning Act, to amend Section 56, and the title heading to Article 5, and to add Sections 7 and 18 to the Conservation and Planning Act, relating to urban planning commissions.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 2512?

Amendment No. 1

In line 1 of the title of the printed bill, after "Planning Act," insert "to amend Section 56, and the title heading to Article 5, and to add Sections 7 and 18 to the Conservation and Planning Act,".

Amendment No. 2

On page 1 of said bill, after line 18, insert

"SEC 2. Section 7 is added to the Conservation and Planning Act, to read:

Sec. 7. As used in this act an "urban area" means any area formed from areas united for planning purposes and may include populated areas, unpopulated areas, or unimproved areas within or outside of incorporated cities, or any combination of such areas, except that each part of an urban area must be surrounded by one or more of the other parts of such urban area or be contiguous to some other part thereof.

SEC. 3. The title heading to Article 5 of the Conservation and Planning Act is amended to read:

Article 5. City, *Urban*, County, and Regional Plans

SEC. 4. Section 18 is added to the Conservation and Planning Act, to read:

Sec. 18. An "urban planning commission" may be established by resolution of the governing bodies of the city, or cities, county, or counties, or any of them in

which an urban area lies. Such commission shall be appointed by the chief executive officers of the cities and counties affected from the respective planning commissions thereof, with the approval of the respective legislative bodies. Members of an urban planning commission from any city or county may be removed by majority vote of the legislative body of such city or county.

SEC. 5. Section 56 of the Conservation and Planning Act is amended to read:

Sec. 56. The legislative body of the city or county shall provide the funds, equipment, and accommodations necessary for the work of the planning commission of such city or county, *or of the urban area in which such city or county is situated,* and such appropriation may include funds to be appropriated for the work of the regional planning commission of the regional planning district within which such city or county is situated. The expenditures of the commission, exclusive of gifts, shall be within the amounts appropriated for the respective purposes.

SEC. 6. Sections 2, 3, 4, and 5 of this act become operative only if the Conservation and Planning Act is enacted by the Legislature at its Fifty-seventh Regular Session, and in such case at the same time as said Conservation and Planning Act takes effect; at which time Section 2.7 of the Planning Act is hereby repealed."

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 2512 by the following vote:

AYES—Anderson, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dolwig, Doyle, Erwin, Field, Fletcher, Grunsky, Hahn, Hinton, Hollibaugh, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—51.

NOES—None.

Assembly Bill No. 2512 ordered enrolled.

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 2003—An act to ratify the acceptance of the conveyance of property for cemetery purposes.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dolwig, Doyle, Dunn, Erwin, Field, Fletcher, Grunsky, Hahn, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—55.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 2145—An act to validate the organization, boundaries, governing officers or boards, acts, proceedings, and bonds of public bodies.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Field, Fletcher, Grunsky, Hahn, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—57.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 2365—An act to amend Section 4262 of the Political Code and Section 28133 of the Government Code, relating to compensation for public services in counties of the thirty-third class.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Ralph C Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Field, Fletcher, Grunsky, Hahn, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Robertson, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—58.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 2653—An act to add Section 2a to the Annexation Act of 1913, relating to the annexation of territory to municipal corporations.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Field, Fletcher, Gaffney, Grunsky, Hahn, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Knight, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—60.

NOES—None.

Bill ordered transmitted to the Senate.

UNFINISHED BUSINESS (RESUMED)
CONSIDERATION OF SENATE AMENDMENTS

Assembly Bill No. 1625—An act to amend Sections 14479, 14551, 14555, 14556, 14557, 14558, 14559, 14561, 14602, 14632, 14635, 14636, and 14640 of the Education Code, to repeal Section 14631 of said code, to add Sections 14451.1 and 14631 to said code, all relating to the retirement of teachers and other persons connected with the Educational System of the State.

The question being: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 1625?

Amendment No. 1

In line 1 of the title of the printed bill, as amended in the Assembly on May 12, 1947, strike out "14551, 14555,".

The roll was called, and the Assembly concurred in Senate amendment to Assembly Bill No. 1625 by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, George D Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Field, Fletcher, Gaffney, Grunsky, Hahn, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Robertson, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—61.

NOES—None.

Assembly Bill No. 1625 ordered enrolled.

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Constitutional Amendment No. 18—A resolution to propose to the people of the State of California an amendment to the Constitution of the State by amending Section 8 of Article XI thereof, relating to the adoption of charters by cities, and cities and counties.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Clarke, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Field, Fletcher, Gaffney, Grunsky, Hahn, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Robertson, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—61.

NOES—None.

Resolution ordered transmitted to the Senate.

Assembly Constitutional Amendment No. 18

A resolution to propose to the people of the State of California an amendment to the Constitution of said State by amending Section 8 of Article XI thereof, relating to the adoption of charters by cities, and cities and counties.

Resolved by the Assembly, the Senate concurring, That the Legislature of the State of California at its Fifty-seventh Regular Session commencing on the sixth day of January, 1947, two-thirds of the members elected to each of the two houses of said Legislature voting therefor, hereby proposes to the people of the State of California that the Constitution of said State be amended by amending Section 8 of Article XI thereof, to read as follows:

SEC. 8. (a) Any city or city and county containing a population of more than 3,500 inhabitants, as ascertained by the last preceding census taken under the authority of the Congress of the United States or of the Legislature of California, may frame a charter for its own government, consistent with and subject to this Constitution; and any city or city and county having adopted a charter may adopt a new one. Any such charter may be framed by a board of 15 freeholders chosen by the electors of such city or city and county, at any general or special election, but no person shall be eligible as a candidate for such board unless he shall have been, for the five years next preceding, an elector of said city or city and county. An election for choosing freeholders may be called by a two-thirds vote of the legislative body of such city or city and county, and on presentation of a petition signed by not less than 15 percent of the registered electors of such city or city and county, the legislative body shall call such election at any time not less than 30 nor more than 60 days from date of the filing of the petition. Any such petition shall be verified by the authority having charge of the registration records of such city or city and county and the expenses of such verification shall be provided by the legislative body of such city or city and county.

(b) Candidates for the office of freeholders shall be nominated either in such manner as may be provided for the nomination of officers of the municipal or city and county government or by petition, substantially in the same manner as may be provided by general laws for the nomination by petition of electors of candidates for public offices to be voted for at general elections.

(c) At such election the electors shall vote first on the question "shall a board of freeholders be elected to frame a proposed new charter?" and secondly for the candidates of the office of freeholder. If the first question receives a majority of votes of the qualified voters voting thereon at such election, the 15 candidates for the office of freeholder receiving the highest number of votes shall forthwith organize as a board of freeholders, but if the first question receives less than a majority of the votes of the qualified voters voting thereon at such election no board of freeholders shall be deemed to have been elected.

(d) The board of freeholders shall, within one year after the result of the election is declared, prepare and propose a charter for the government of such city or city and county. The charter so prepared shall be signed by a majority of the board of freeholders and filed in the office of the clerk of the legislative body of said city or city and county. The legislative body of said city or city and county shall, within 15 days after such filing, cause such charter to be published once in the official newspaper of said city or city and county and each edition thereof, during the day of publication (or in case there be no such official newspaper, in a newspaper of general circulation within such city or city and county and all the editions thereof issued during the day of publication) and in any city or city and county with over 50,000 population shall cause copies of such charter to be printed in convenient pamphlet form and in type of not

less than 10 point and shall cause copies thereof to be mailed to each of the qualified electors of such city or city and county, and shall, until the day fixed for the election upon such charter, advertise in one or more newspapers of general circulation in said city or city and county a notice that copies thereof may be had upon application therefor.

(e) Such charter shall be submitted to the electors of such city or city and county at a date to be fixed by the board of freeholders, before such filing and designated on such charter, either at a special election held not less than 60 days from the completion of the publication of such charter as above provided, or at the general or municipal election next following the expiration of said 60 days.

(f) As an alternative, the legislative body of any such city or city and county, on its own motion may frame or cause to be framed, a proposed charter and submit the proposal for the adoption thereof to the electors at either a special election called for that purpose or at any general or special election. Any charter so submitted shall be advertised in the same manner as herein provided for the advertisement of a charter proposed by a board of freeholders, and the election thereon held at a date to be fixed by the legislative body of such city or city and county, not less than 40 nor more than 60 days after the completion of the advertising in the official paper, or at the general or municipal election next following the expiration of said 60 days.

(g) If a majority of the qualified voters voting thereon at such general or special election shall vote in favor of such proposed charter, it shall be deemed to be ratified, and shall be submitted to the Legislature, if then in session, or at the next regular or special session of the Legislature. The Legislature shall by concurrent resolution approve or reject such charter as a whole, without power of alteration or amendment; and if approved by a majority of the members elected to each house it shall become the organic law of such city or city and county and supersede any existing charter and all laws inconsistent therewith. One copy of the charter so ratified and approved shall be filed with the Secretary of State, one with the recorder in the county in which such city is located, and one in the archives of the city, and in the case of a city and county one copy shall be filed with the recorder thereof, and one in the archives of such city and county; and thereafter the courts shall take judicial notice of the provisions of such charter.

(h) The charter of any city or city and county may be amended by proposals therefor submitted by the legislative body thereof on its own motion or on petition signed by 15 percent of the registered electors, or both. Such proposals shall be submitted to the electors at either a special election called for that purpose or at any general or special election. Petitions for the submission of any amendment shall be filed with the clerk of the legislative body of the city or city and county. The signatures on such petitions shall be verified by the authority having charge of the registration records of such city or city and county, and the expenses of such verification shall be provided by the legislative body of such city or city and county. If such petitions have a sufficient number of signatures the legislative body of the city or city and county shall so submit the amendment or amendments so proposed to the electors at the time of the holding of the next general or municipal election held not less than 90 days from the date of the filing of such petition. Amendments proposed by the legislative body and amendments proposed by petition of the electors may be submitted at the same election. The amendments so submitted shall be advertised in the same manner as herein provided for the advertisement of a proposed charter, and the election thereon, held at a date to be fixed by the legislative body of such city or city and county, not less than 40, and not more than 60, days after the completion of the advertising in the official paper, or at the general or municipal election next following the expiration of said 60 days.

(i) If a majority of the qualified voters voting on any such amendment vote in favor thereof, it shall be deemed ratified, and shall be submitted to the Legislature if then in session, or at the regular or special session next following such election; and approved or rejected without power of alteration in the same manner as herein provided for the approval or rejection of a charter.

(j) In submitting any such charter or amendment separate propositions, whether alternative, or conflicting, or one included within the other, may be submitted at the same time to be voted on by the electors separately, and, as between those so related, if more than one receive a majority of the votes, the proposition receiving the largest number of votes shall control as to all matters in conflict. It shall be competent in any charter framed under the authority of this section to provide that the municipality governed thereunder may make and enforce all laws and regulations in respect to municipal affairs, subject only to the restrictions and limitations provided in their several charters and in respect to other matters they shall be subject to general laws. It shall be competent in any charter, or amendment thereof, to provide for the creation of boroughs in all or any part of the territory of the city or city and county governed thereby, and to provide that each such borough may exercise such general or special municipal powers, and to be administered in such manner, as may be prescribed for each such borough in such charter; provided, however, that after the creation of any

such borough, the powers thereof shall not be modified, amended or abridged in any manner without the consent of a majority of the qualified electors of such borough voting at an election.

(k) The percentages of the registered electors herein required for the election of freeholders or the submission of amendments to charters shall be calculated upon the total vote cast in the city or city and county at the last preceding general state election; and the qualified electors shall be those whose names appear upon the current registration records. The election laws of such city, or city and county shall, so far as applicable, govern all elections held under the authority of this section.

Assembly Bill No. 2663—An act to amend Section 92.1 of the Agricultural Code, relating to the allocation of state money to county and district fairs.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Field, Fletcher, Gaffney, Grunsky, Hahn, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Niehouse, Robertson, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—59.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1052—An act to amend Sections 19624, 19625, 19626, 19627, and 19628 of the Education Code, relating to school farms.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Field, Fletcher, Gaffney, Grunsky, Hahn, Heisinger, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, Robertson, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—61.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1282—An act to amend Sections 18942, 19153, and 19154 of the Education Code and to add Article 3.5 to Chapter 7 of Division 9 of said code, relating to educational facilities.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Grunsky, Hahn, Heisinger, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Robertson, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Weber, Wollenberg, and Mr. Speaker—63.

NOES—None.

Bill ordered transmitted to the Senate.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, June 4, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 2387—An act to amend Section 25653 of the Water Code, relating to assessments in irrigation districts;

And reports that the same has been correctly enrolled, and presented to the Governor on the fourth day of June, 1947, at 3 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 4, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1923—An act to amend Sections 894 and 895 of, and to add Section 872.5 to, the Military and Veterans Code, relating to educational assistance to veterans and veterans' dependents;

Assembly Bill No. 2119—An act to add Section 2165d to the Welfare and Institutions Code, relating to aid to the aged;

Assembly Bill No. 2358—An act to add Section 512.2 to the Vehicle Code, relating to the reduction of prima facie speed limits on state highways in snow areas;

And reports that the same have been correctly enrolled, and presented to the Governor on the fourth day of June, 1947, at 3 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 4, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1639—An act to add Section 21655.1 to the Water Code, relating to notice of election in irrigation districts;

Assembly Bill No. 1643—An act to amend Sections 854 and 861 of "An act to provide for the organization, incorporation, and government of municipal corporations," approved March 13, 1883, relating to cities of the sixth class;

Assembly Bill No. 1671—An act to add Section 20566.1 to the Water Code, relating to petitions in irrigation districts;

And reports that the same have been correctly enrolled, and presented to the Governor on the fourth day of June, 1947, at 3 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 4, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1547—An act to amend Sections 10971, 10971.4, 10972, and 10974 of the Insurance Code, relating to fraternal benefit societies;

Assembly Bill No. 1593—An act to add Section 1238.2 to the Code of Civil Procedure, relating to farmers' free market, declaring the urgency thereof, to take effect immediately;

Assembly Bill No. 1638—An act to amend Sections 21654 and 21655 of the Water Code, relating to notice of election in irrigation districts;

And reports that the same have been correctly enrolled, and presented to the Governor on the fourth day of June, 1947, at 3 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 4, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1312—An act to amend Sections 15110, 15111, and 16221 of the Revenue and Taxation Code, to amend and renumber Section 15963 thereof, to add Section 16510 thereto, and to repeal Sections 15212, 15305, and 15557 thereof, relating to gift taxation;

Assembly Bill No. 1450—An act to amend Section 2 of the Property Acquisition Act, relating to the acquisition by the State of real property for use in furtherance of the postwar construction program, abolishing the Property Acquisition Board and transferring its powers, duties, purposes, responsibilities, and jurisdiction to the State Public Works Board;

Assembly Bill No. 1534—An act to amend Section 1 of "An act authorizing any municipal corporation, using the word 'town' in its corporate name, to change such word to 'city' and providing the procedure therefor," approved February 28, 1911,

relating to change of corporate name from "town" to "city" and validating proceedings heretofore taken to change such corporate name;

And reports that the same have been correctly enrolled, and presented to the Governor on the fourth day of June, 1947, at 3 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 4, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 981—An act to amend Section 647a of the Penal Code, relating to annoying or molesting children, vagrancy, punishment;

Assembly Bill No. 1220—An act to amend Sections 20025 and 21252 of, and to add Sections 20025.1, 21251.1, and 21251.2 to, the Government Code, relating to the State Employees' Retirement System, revising the benefits payable therefrom with respect to certain classes of members thereof, including state miscellaneous members who have retired prior to the effective date hereof, and revising the amount of compensation of certain classes of members which is subject to computations under the system;

Assembly Bill No. 1311—An act to amend Sections 13308, 13555, 14103, 14201, 14212, 14795, 14796, and 14811 of the Revenue and Taxation Code, and to add Section 14741 thereto, relating to inheritance taxation;

And reports that the same have been correctly enrolled, and presented to the Governor on the fourth day of June, 1947, at 3 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 4, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 683—An act to amend Section 1157 of the Government Code, relating to pay roll deductions;

Assembly Bill No. 696—An act to amend Section 26901 of the Water Code, relating to irrigation districts;

Assembly Bill No. 750—An act to amend Section 7d of an act entitled "An act authorizing the establishment of municipal courts, prescribing their constitution, regulation, government, procedure and jurisdiction, and providing for the election and appointment of the judges, clerks and other attaches of such courts, their terms of office, qualification and compensation and for the selection of jurors therein," approved May 23, 1925, relating to compensation of court reporters in municipal courts in cities of the first and one-half class;

And reports that the same have been correctly enrolled, and presented to the Governor on the fourth day of June, 1947, at 3 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 4, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 592—An act to create a flood control district to be called Monterey County Flood Control and Water Conservation District; to provide for the control and conservation of flood and storm waters and the protection of watercourses, watersheds, public highways, life and property from damage or destruction from such waters; to provide for the retention and reclaiming of drainage, storm, flood, and other waters and to save and conserve such waters for beneficial use in said district; to authorize the incurring of indebtedness, the issuance and sale of bonds, and the levying and collection of taxes and assessments on property within said district and in the respective zones thereof; to define the powers of said district; to provide for the government, management, and operation of said district and for the acquisition and construction of property and works to carry out the purposes of the district, declaring the urgency thereof, to take effect immediately;

Assembly Bill No. 632—An act to amend Sections 7151, 7152, and 7153, and to repeal Section 7154 of the Labor Code, relating to safety standards in the use of scaffolding;

Assembly Bill No. 664—An act to authorize the Youth Authority to sell and convey certain real property in the County of Los Angeles, known as the Fred C. Nelles School, Whittier, California, and appropriating the proceeds for the purchase of a new site and buildings for said school;

And reports that the same have been correctly enrolled, and presented to the Governor on the fourth day of June, 1947, at 3 p.m.

WEBER, Chairman

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, June 4, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day respectfully refused to concur in Assembly amendments to:

Senate Bill No. 122—An act to amend Section 5082 of the Business and Professions Code, relating to registration as a public accountant, declaring the urgency thereof to take effect immediately;

And appointed Senators Dilworth, Quinn, and Ward as a Committee on Conference to meet a like committee from the Assembly.

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

APPOINTMENT OF COMMITTEE ON CONFERENCE CONCERNING SENATE BILL NO. 122

The Speaker announced the appointment of Messrs. Grunsky, McCollister, and Robertson as a Committee on Conference concerning Senate Bill No. 122.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, June 4, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate appointed Senators Breed, Carter, and Busch as a Committee on Conference concerning:

Assembly Bill No. 634—An act to amend Sections 370, 371, 372, and 375 of the Elections Code, relating to the index to affidavits of registration.

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

SENATE CHAMBER, SACRAMENTO, June 4, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate appointed Senators Breed, Tenney, and Crittenden as a Committee on Conference concerning:

Assembly Bill No. 819—An act to amend Section 204e of the Code of Civil Procedure, relating to the duties and compensation of the secretary and jury commissioner of the superior court, and assistants.

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

SENATE CHAMBER, SACRAMENTO, June 4, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to:

Senate Bill No. 831

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

SENATE CHAMBER, SACRAMENTO, June 4, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed.

Senate Bill No. 1572

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS (RESUMED)

The following bill was read the first time:

Senate Bill No. 1572—An act to add Chapter 9 to Part 2, Division 1 of the Insurance Code, and to add Section 754 to, and to amend Section 1282 of, said code, relating to insurance and granting certain immunities under other laws which do not specifically refer to insurance.

Referred to Committee on Finance and Insurance.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 291—An act to amend Section 11620 of, and to add Sections 11621, 11622, 11623, 11624, 11625, 11626, and 11627 to the Insurance Code, relating to insurance.

Bill read third time.

Motion to Amend

Mr. McCollister moved the adoption of the following amendments:

Amendment No. 1

On page 2, lines 41 and 42 of the printed bill, as amended in the Assembly on May 28, 1947, strike out "and/or automobile".

Amendment No. 2

On page 3, line 8, of said bill, strike out "or", and insert "and".

Amendment No. 3

On page 3 of said bill, between lines 13 and 14, insert

"Insofar as possible, assignments under the plan shall be consistent with the scope of territorial operations and underwriting policies of each subscriber."

Amendment No. 4

On page 4, lines 11 and 12, of said bill, strike out "and/or automobile".

Amendment No. 5

On page 4, line 17, of said bill, strike out "and/or automobile".

Amendments read, and adopted.

Bill ordered reprinted, and re-engrossed.

Assembly Bill No. 1663—An act to provide for the acquisition of a state park in the County of Los Angeles as a part of the State Park System, and making an appropriation.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Field, Fletcher, Gaffney, Gannon, Grunsky, Hahn, Heisinger, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Robertson, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thorp, Thurman, Weber, Wollenberg, and Mr. Speaker—58.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1898—An act to amend Section 29 of the Bank and Corporation Franchise Tax Act, relating to bank and corporation taxes and making an appropriation.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Grunsky, Hahn, Heisinger, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Robertson, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thurman, Weber, Wollenberg, and Mr. Speaker—62.

NOES—None.

Bill ordered transmitted to the Senate.

MEMBERS EXCUSED

At 10 a.m., Mr. Blosser asked for, and was granted, unanimous consent that the members of the Committee on Finance and Insurance be excused, at this time, for the purpose of holding a meeting in the cloak room.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 2699—An act to amend Section 172a of the Penal Code, relating to alcoholic beverages.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Beck, Bennett, Berry, Blosser, Boyd, Burns, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Grunsky, Heisinger, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Nichouse, O'Day, Robertson, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—55.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1579—An act adding Section 403 to the Penal Code, relating to tattooing.

Bill read third time.

Motion to Amend

Mr. Evans moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "403", and insert "403a".

Amendment No. 2

On page 1, line 1, of said bill, strike out "403", and insert "403a".

Amendment No. 3

On page 1, line 3, of said bill, strike out "403", and insert "403a".

Amendment No. 4

On page 1, line 5, of said bill, after "therein," insert "on any human being under 21 years of age,".

Amendment No. 5

On page 1 of said bill, after line 6, insert

"SEC. 2. (a) For the purpose of preventing the violation of Section 1 of this act, every person practicing tattooing as defined therein, shall refuse to serve any person who is unable to produce adequate written evidence that he or she is over the age of 21 years.

(b) In any criminal prosecution based upon violation of such Section 1, proof that the defendant demanded and was shown, before performing such tattooing operation upon a minor, a motor vehicle operator's license, or other bona fide documentary evidence of majority and identity of such person, shall be a defense to such prosecution."

Amendments read, and adopted.

Bill ordered reprinted, and re-engrossed.

Assembly Bill No. 1128—An act to add Section 18 to the Agricultural Code, relating to presumptions.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Field, Fletcher, Gaffney, Gannon, Grunsky, Hahn, Heisinger, Hinton, Hollibaugh, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Sherwin, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—58.

NOES—None.

Bill ordered transmitted to the Senate.

RE-REFERENCE OF BILLS

By order of the Speaker, the following bill was withdrawn from the file, and re-referred as follows:

Assembly Bill No. 1458 re-referred to Committee on Ways and Means.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1369—An act to repeal Section 170.5 of and to add Section 170.5 to the Code of Civil Procedure, relating to disqualification of judges.

Bill read third time.

Assembly Bill No. 1369 ordered passed on file.

Assembly Bill No. 1871—An act to amend Section 814 of the Agricultural Code, relating to head lettuce.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burns, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Robertson, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—62.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 661—An act to amend Section 20 of the California Small Loan Act, Chapters 953 and 1045 of the Statutes of 1939, relating to penalties.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Grunsky, Hahn, Heisinger, Hinton, Hollibaugh, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Robertson, Sherwin, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—64.

NOES—None.

Bill ordered transmitted to the Senate.

REPORTS OF STANDING COMMITTEES

Committee on Finance and Insurance

ASSEMBLY CHAMBER, SACRAMENTO, June 5, 1947

MR. SPEAKER: Your Committee on Finance and Insurance, to which was referred:

Senate Bill No. 1572

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

BLOSSER, Vice Chairman

Above reported bill ordered to second reading.

RESOLUTION TO SUSPEND CONSTITUTIONAL PROVISION

The following resolution was offered:

By Mr. Grunsky:

Resolved, That Senate Bill No. 1572 presents a case of urgency, as that term is used in Article IV, Section 15, of the Constitution, and the provision of that section requiring that the bill be read on three several days in each house is hereby dispensed with, and it is ordered that said bill be read the second and third times, and placed upon its passage.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, Conrad, Cramer, Crowley, Lester T. Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Grunsky, Hahn, Heisinger, Hinton, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, O'Day, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—59.

NOES—None.

Article IV, Section 15, of the Constitution was declared suspended

CONSIDERATION OF SENATE BILL NO. 1572

Senate Bill No. 1572—An act to add Chapter 9 to Part 2, Division 1 of the Insurance Code, and to add Section 754 to, and to amend Section 1282 of, said code, relating to insurance and granting certain immunities under other laws which do not specifically refer to insurance.

Bill read second time.

Senate Bill No. 1572—An act to add Chapter 9 to Part 2, Division 1 of the Insurance Code, and to add Section 754 to, and to amend Section 1282 of, said code, relating to insurance and granting certain immunities under other laws which do not specifically refer to insurance.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Beck, Bennett, Berry, Blosser, Boyd, Burke, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Debs, Dickey, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Field, Fletcher, Gaffney, Gannon, Grunsky, Hahn, Heisinger, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Robertson, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—59.

NOES—None.

Bill ordered transmitted to the Senate.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 704—An act to amend the title and Sections 1 and 3 of the Judges' Retirement Act, and to amend Sections 2, 4, and 4.5 of the Judges' Retirement Fund Act, relating to the State System for the Retirement of Judges and Justices, and providing for the inclusion of justices of justices' courts of Class A within that system.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Berry, Blosser, Boyd, Brown, Burke, Butters, Caldecott, Clarke, Collier, George D. Collins, Cooke, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Grunsky, Hahn, Heisinger, Hinton, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Robertson, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Wollenberg, and Mr. Speaker—60.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 742—An act making an appropriation, relating to the salaries of judges of the Superior Court of Alameda County.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Butters, Caldecott, Clarke, Collier, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, Miller, Niehouse, O'Day, Robertson, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—59.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 491—An act to amend Section 16486 of the Education Code, relating to average daily attendance.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Butters, Caldecott, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Field, Fletcher, Gaffney, Gannon, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, Miller, Niehouse, O'Day, Sheridan, Sherwin, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—59.

NOES—Robertson—1.

Bill ordered transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT THAT COMMUNICATION BE PRINTED IN THE JOURNAL

Mr. Beck asked for, and was granted, unanimous consent, that the following communication be ordered printed in the Journal, in 10-point type:

STATE OF CALIFORNIA, DEPARTMENT OF PUBLIC WORKS
SACRAMENTO, June 4, 1947

Hon. Julian Beck, Member of the State Assembly
Forty-first District, State Capitol
Sacramento, California

DEAR MR. BECK: In accordance with your verbal request you are advised that pursuant to House Resolution No. 101 of the Assembly of the California State Legislature, of February 16, 1946, I have forwarded to the Assembly a report on water supply of Antelope Valley in Los Angeles and Kern Counties. Our conclusions and recommendations are:

Conclusions

(1) Antelope Valley is a structural basin. Its present water supply is limited to precipitation on the valley, runoff from immediately adjacent tributary areas, and waste from Los Angeles Aqueduct. Precipitation on the valley is so small that little of it reaches the ground water so its use is limited to consumption by dry farmed crops. Of stream flow from adjacent mountains and hills, an estimated 5 percent wastes, leaving 63,000 acre-feet per annum for direct diversion and for percolation to the ground water. The maximum which can be supplied from Los Angeles Aqueduct in a wet year with present spreading facilities is about 10,000 acre-feet and the estimated average with present Los Angeles demand, is from 5,000 to 7,000 acre-feet per year. The demands of the city are increasing rapidly so this is not a dependable or permanent source of supply.

(2) An estimated 52,000 acres of land will be irrigated in 1947, a large part of it devoted to alfalfa which is a high consumer of water. In addition, an estimated 180,000 acres of good land are available for irrigation.

(3) Extractions in 1947 will exceed the mean annual recharge to the ground water by more than 50,000 acre-feet and consumptive use is now increasing at a rate of 8,000 acre-feet or more per year.

(4) No new source of outside water which might become available to Antelope Valley in the foreseeable future has been found.

(5) Salvageable waste is small and justifiable costs for that purpose are therefore limited. If spreading of Big or Little Rock Creek water is resorted to it should be at or near the upper margin of Lancaster Basin, in order to assure percolation to the ground water and at the same time avoid possible subsurface waste to the east from Rock Creek and Buttes Basins.

(6) The only way to eliminate the overdraft in the foreseeable future is to drastically reduce the amount of water consumed. This can be accomplished (1) by substituting a type of culture which consumes less water and (2) by reducing the area of land using water.

(7) That improved irrigation practice on present crops will greatly affect the overdraft is doubtful. Improved irrigation efficiency will, however, extend the time during which profitable operation can continue because, with less water applied, unit pumping costs can be greater.

Recommendations

(1) Every effort should be made to reduce consumptive use in the valley through the substitution of higher duty crops. Studies with this end in view now being carried out by the Soil Conservation Service, county farm advisors and others and the efforts of influential local organizations should be continued.

(2) Studies by the Soil Conservation Service and the University of California relative to improved irrigation practices and possible salvage of waste should be encouraged. The fact that this waste may be small does not justify neglecting it if it can be salvaged at a cost commensurate with the benefits derived.

(3) Measurements of depth to ground water made by the United States Geological Survey and Los Angeles County Flood Control District, and analyses by the Division of Water Resources based on these measurements should be continued, to augment crop data presented annually by the county agricultural commissioner in a periodic appraisal of the situation.

(4) As lands go out of production because of economic pressure or from other causes, they should be acquired and held by a properly constituted public agency. Lands sold to the State for taxes should not again be put on the open market. If publicly owned, these lands could still be used under lease or permit, but with cropping and water use restricted.

Very truly yours,

EDWARD HYATT, State Engineer

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS

Senate Bill No. 1439—An act to amend Section 1 of "An act authorizing and empowering any county, city and county, or city in the State of California to donate, convey, and grant to the State of California, or to district agricultural associations thereof, any real property owned, held and used by it for fair ground and exposition purposes, or which it may hereafter acquire, hold and use for such purposes," approved July 11, 1935, relating to powers of counties, cities and counties, and cities.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, O'Day, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—62.

NOES—None.

Bill ordered transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT THAT REPORT RELATIVE TO OLD AGE ASSISTANCE BE PRINTED IN THE JOURNAL

Mr. Ralph C. Dills asked for unanimous consent that a report relative to old age assistance, as compiled by the Bureau of Public Administration of the University of California, be ordered printed in the Journal, in 10-point type.

Above request and report ordered referred to the Committee on Rules.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 176—An act to amend Section 7.5 of the Bank and Corporation Franchise Tax Act, Section 5.5 of the Corporation Income Tax Act, and Sections 6051, 6201, 17053.5, 19200, 19201.5, 19202, 19203.5, 19204.5, and 19205.5 of the Revenue and Taxation Code, relating to state taxation and providing for rates and exemptions, and providing that this act shall take effect immediately.

Bill read third time.

Motion to Amend

Mr. Robertson moved the adoption of the following amendments:

Amendment No. 1

In line 4 of the title of the printed bill, as amended in the Senate on March 27, 1947, after "of", insert ", and to add Section 19200.5 to,".

Amendment No. 2

On page 1, lines 8 and 9, of said bill, strike out "eighty-five percent (85%)", and insert "eighty percent (80%)".

Amendment No. 3

On page 2, lines 17 and 18, of said bill, strike out "eighty-five percent (85%)", and insert "eighty percent (80%)".

Amendment No. 4

On page 3, line 29, of said bill, strike out "1948," and insert "1947, at the rate of 2 percent on and after July 1, 1947, and to and including June 30, 1948,".

Amendment No. 5

On page 6 of said bill, between lines 34 and 35, insert

"SEC. 6.5. Section 19200.5 is added to said code to read:

19200.5. With respect to taxable years beginning after December 31, 1946, and before January 1, 1948, the amount of the personal income tax that would have been payable, except for the existence of this section, shall be computed in the manner, at the rates, and on the basis specified in this part but the amount to be paid to the State under this part for such taxable years shall be ninety-five percent (95%) of the amount so computed."

Amendments read.

Division of the Question

Messrs. Lowrey and George D. Collins asked for a division of the question.

Consideration of Amendment No. 1

Mr. Beck requested that Amendment No. 1, a title amendment, be considered last.

Request granted, by unanimous consent.

Consideration of Amendment No. 2

Amendment No. 2

On page 1, lines 8 and 9, of said bill, strike out "eighty-five percent (85%)", and insert "eighty percent (80%)".

Amendment read.

The roll was called, and the amendment refused adoption by the following vote:

AYES—Allen, Brown, Debs, Doyle, Evans, Fletcher, Heisinger, Robertson, and Thomas—9.

NOES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Burke, Burns, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Dunn, Elliott, Erwin, Field, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—65.

Consideration of Amendment No. 3

Amendment No. 3

On page 2, lines 17 and 18, of said bill, strike out "eighty-five percent (85%)", and insert "eighty percent (80%)".

Amendment read.

The roll was called, and the amendment refused adoption by the following vote:

AYES—Allen, Debs, Doyle, Evans, Fletcher, Heisinger, Robertson, and Thomas—8.

NOES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Ralph C Dills, Dolwig, Dunn, Elliott, Erwin, Field, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—65.

Consideration of Amendment No. 4

Amendment No. 4

On page 3, line 29, of said bill, strike out "1948," and insert "1947, at the rate of 2 percent on and after July 1, 1947, and to and including June 30, 1948,".

Amendment read.

The roll was called, and the amendment refused adoption by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Brown, George D. Collins, Cooke, Lester T. Davis, Debs, Ralph C. Dills, Doyle, Dunn, Elliott, Evans, Fletcher, Gaffney, Hawkins, Heisinger, Lowrey, McCollister, McMillan, Miller, O'Day, Robertson, and Thomas—26.

NOES—Blosser, Boyd, Brady, Burke, Burns, Butters, Clarke, Collier, Conrad, Cramer, Crichton, Crowley, M. Philip Davis, Dickey, Dolwig, Erwin, Field, Gannon, Grant, Grunsky, Hahn, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Knight, Loomis, Luckel, Lyons, Maloney, Niehouse, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—45.

Consideration of Amendment No. 5

Amendment No. 5

On page 6 of said bill, between lines 34 and 35, insert

"SEC. 6.5. Section 19200.5 is added to said code, to read:

19200.5. With respect to taxable years beginning after December 31, 1946, and before January 1, 1948, the amount of the personal income tax that would have

been payable, except for the existence of this section, shall be computed in the manner, at the rates, and on the basis specified in this part but the amount to be paid to the State under this part for such taxable years shall be ninety-five percent (95%) of the amount so computed."

Amendment read.

Amendment Withdrawn

Mr. Robertson withdrew the amendment.

Consideration of Amendment No. 1

Amendment No. 1

In line 4 of the title of the printed bill, as amended in the Senate on March 27, 1947, after "of", insert ", and to add Section 19200 5 to,".

Amendment read.

Amendment Withdrawn

Mr. Robertson withdrew Amendment No. 1.

The question being on the passage of Senate Bill No. 176.

Consideration of Further Amendments to Senate Bill No. 176

Motion to Amend

Mr. George D. Collins moved the adoption of the following amendments:

Amendment No. 1

On page 1 of the printed bill, as amended in the Senate on March 27, 1947, in the title, strike out "Section 7 5 of the Bank and Corporation Franchise Tax Act, Section 5.5 of the Corporation Income Tax Act, and".

Amendment No. 2

On page 1 of said bill, strike out lines 1 to 9, both inclusive; and on page 2, strike out lines 10 and 18, both inclusive.

Amendment No. 3

On page 2, line 42, of said bill, strike out "3", and insert "1".

Amendment No. 4

On page 3, line 23, of said bill, strike out "4", and insert "2".

Amendment No. 5

On page 4, line 1, of said bill, strike out "5" immediately following "Sec.", and insert "3".

Amendment No. 6

On page 6, line 3, of said bill, strike out "6", and insert "4".

Amendment No. 7

On page 6, line 35, of said bill, strike out "7", and insert "5".

Amendment No. 8

On page 6, line 46, of said bill, strike out "8", and insert "6".

Amendment No. 9

On page 7, line 1, of said bill, strike out "9" immediately following "Sec.", and insert "7".

Amendment No. 10

On page 7, line 14, of said bill, strike out "10", and insert "8".

Amendment No. 11

On page 7, line 26, of said bill, strike out "11", and insert "9".

Amendment No. 12

On page 7, line 44, of said bill, strike out "12", and insert "10".

Amendments read.

The roll was called, and the amendments refused adoption by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Brady, George D. Collins, Cooke, Lester T. Davis, Debs, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Evans, Fletcher, Gaffney, Hawkins, Heisinger, Kilpatrick, Lowrey, McMillan, Miller, O'Day, and Thomas—25.

NOES—Allen, Blosser, Boyd, Burke, Burns, Butters, Caldecott, Clarke, Collier, Conrad, Cramer, Crichton, Crowley, M. Philip Davis, Dickey, Erwin, Field, Gannon, Grant, Grunsky, Hahn, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Knight, Loomis, Luckel, Lyons, Maloney, McCollister, Niehouse, Robertson, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—47.

The question being on the passage of Senate Bill No. 176.

Consideration of Further Amendments to Senate Bill No. 176
Motion to Amend

Messrs. Hawkins and Anderson moved the adoption of the following amendments:

Amendment No. 1

In line 3 of the title of the printed bill, as amended in the Senate on March 27, 1947, after "6201," insert "6363,".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 2

On page 3 of said bill, between lines 30 and 31, insert

"SEC. 4.5. Section 6363 of said code is amended to read:

6363. There are exempted from the taxes imposed by this part the gross receipts from the sale of, and the storage, use, or other consumption in this State of, meals [served by public or private schools, school districts, student organizations, and parent-teacher associations to the students or teachers of a school, and meals served by employers or employee organizations to the employees engaged in work upon a particular project or undertaking] *As used in this section, "meals" does not include any alcoholic beverage as defined in Section 2 of the Alcoholic Beverage Control Act."*

Amendments read.

The roll was called, and the amendments refused adoption by the following vote:

AYES—Allen, Anderson, Bennett, Berry, George D. Collins, Cooke, Crowley, Lester T. Davis, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Evans, Fletcher, Hawkins, Heisinger, Kilpatrick, McCollister, McMillan, Miller, O'Day, Robertson, and Thomas—24.

NOES—Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, Conrad, Cramer, Crichton, M. Philip Davis, Dickey, Dolwig, Erwin, Field, Gaffney, Gannon, Grant, Grunsky, Hahn, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, Niehouse, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—48.

The question being on the passage of Senate Bill No. 176.

Demand for Previous Question

Messrs. Lowrey, Cooke, Silliman, Waters, and Allen demanded the previous question.

Demand for previous question sustained.

The question being on the passage of Senate Bill No. 176.

The roll was called, and Senate Bill No. 176 passed by the following vote:

AYES—Allen, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, Lester

T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—73.

NOES—Anderson and George D. Collins—2.

Bill ordered transmitted to the Senate.

MOTION THAT COMMITTEE REPORTS BE DEEMED READ

Mr. Dickey moved that all committee reports at the desk be deemed read, and ordered printed in the Journal.

REPORTS OF STANDING COMMITTEES

Committee on Constitutional Amendments

ASSEMBLY CHAMBER, SACRAMENTO, June 5, 1947

MR. SPEAKER: Your Committee on Constitutional Amendments, to which was referred:

Senate Constitutional Amendment No. 15

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

CROWLEY, Chairman

Above reported resolution ordered on file for adoption.

ASSEMBLY CHAMBER, SACRAMENTO, June 5, 1947

MR. SPEAKER: Your Committee on Constitutional Amendments, to which was referred:

Assembly Constitutional Amendment No. 42

Has had the same under consideration, and respectfully reports the same back with amendments but without recommendation

CROWLEY, Chairman

Above reported resolution ordered on file for adoption.

Committee on Education

ASSEMBLY CHAMBER, SACRAMENTO, June 5, 1947

MR. SPEAKER: Your Committee on Education, to which were referred:

Senate Bill No. 302
Senate Bill No. 531
Senate Bill No. 837
Senate Bill No. 840

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

DUNN, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, June 5, 1947

MR. SPEAKER: Your Committee on Education, to which were referred:

Assembly Bill No. 1102
Assembly Bill No. 1316

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

DUNN, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, June 5, 1947

MR. SPEAKER: Your Committee on Education, to which was referred:

Senate Bill No. 784

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

DUNN, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, June 5, 1947

MR. SPEAKER: Your Committee on Education, to which was referred:

Assembly Bill No. 1361

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be re-referred to Committee on Ways and Means.

DUNN, Chairman

Above reported bill re-referred to Committee on Ways and Means.

ASSEMBLY CHAMBER, SACRAMENTO, June 5, 1947

MR. SPEAKER: Your Committee on Education, to which was referred:

Senate Bill No. 36

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

DUNN, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, June 5, 1947

MR. SPEAKER: Your Committee on Education, to which was referred:

Assembly Bill No. 2221

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be re-referred to Committee on Ways and Means.

DUNN, Chairman

Above reported bill re-referred to Committee on Ways and Means.

ASSEMBLY CHAMBER, SACRAMENTO, June 5, 1947

MR. SPEAKER: Your Committee on Education, to which were referred:

Assembly Bill No. 1317
Assembly Bill No. 1902
Assembly Bill No. 2600
Assembly Bill No. 1333

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

DUNN, Chairman

Above reported bills ordered to third reading.

Committee on Governmental Efficiency and Economy

ASSEMBLY CHAMBER, SACRAMENTO, June 5, 1947

MR. SPEAKER: Your Committee on Governmental Efficiency and Economy, to which were referred:

Assembly Bill No. 522
Assembly Bill No. 2326
Assembly Bill No. 2332
Assembly Bill No. 2337
Assembly Bill No. 2338
Assembly Bill No. 2692

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

FIELD, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, June 5, 1947

MR. SPEAKER. Your Committee on Governmental Efficiency and Economy, to which was referred:

Assembly Bill No. 40

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

FIELD, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, June 5, 1947

MR. SPEAKER: Your Committee on Governmental Efficiency and Economy, to which was referred:

Assembly Bill No. 2079

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

FIELD, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, June 5, 1947

MR. SPEAKER: Your Committee on Governmental Efficiency and Economy, to which was referred:

Senate Bill No. 1374

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

FIELD, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, June 5, 1947

MR. SPEAKER: Your Committee on Governmental Efficiency and Economy, to which was referred:

Assembly Bill No. 1930

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

FIELD, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, June 5, 1947

MR. SPEAKER: Your Committee on Governmental Efficiency and Economy, to which were referred:

Senate Bill No. 354
Senate Bill No. 365
Senate Bill No. 545

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

FIELD, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, June 5, 1947

MR. SPEAKER: Your Committee on Governmental Efficiency and Economy, to which was referred:

Assembly Bill No. 1830

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

FIELD, Chairman

Above reported bill ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, June 5, 1947

MR. SPEAKER: Your Committee on Governmental Efficiency and Economy, to which were referred:

Assembly Bill No. 1803
Assembly Bill No. 2151

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

FIELD, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, June 5, 1947

MR. SPEAKER: Your Committee on Governmental Efficiency and Economy, to which was referred:

Assembly Bill No. 2240

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

FIELD, Chairman

Above reported bill ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, June 5, 1947

MR. SPEAKER: Your Committee on Governmental Efficiency and Economy, to which was referred:

Assembly Bill No. 2695

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

FIELD, Chairman

Above reported bill ordered to second reading.

Committee on Conservation, Planning, and Public Works

ASSEMBLY CHAMBER, SACRAMENTO, June 4, 1947

MR. SPEAKER: Your Committee on Conservation, Planning, and Public Works, to which was referred:

Assembly Bill No. 1763

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

McMILLAN, Chairman

Above reported bill ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, June 4, 1947

MR. SPEAKER: Your Committee on Conservation, Planning, and Public Works, to which was referred:

Assembly Bill No. 212

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be re-referred to Committee on Ways and Means.

McMILLAN, Chairman

Above reported bill re-referred to Committee on Ways and Means.

ASSEMBLY CHAMBER, SACRAMENTO, June 4, 1947

MR. SPEAKER: Your Committee on Conservation, Planning, and Public Works, to which was referred:

Assembly Bill No. 2696

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

McMILLAN, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, June 4, 1947

MR. SPEAKER: Your Committee on Conservation, Planning, and Public Works, to which were referred:

Senate Bill No. 1414
Senate Bill No. 254
Senate Bill No. 902
Senate Bill No. 1558

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

McMILLAN, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, June 4, 1947

MR. SPEAKER: Your Committee on Conservation, Planning, and Public Works, to which were referred:

Assembly Bill No. 2514
Assembly Bill No. 2515

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended

McMILLAN, Chairman

Above reported bills ordered to second reading.

Committee on Municipal and County Government

ASSEMBLY CHAMBER, SACRAMENTO, June 5, 1947

MR. SPEAKER: Your Committee on Municipal and County Government, to which were referred:

Assembly Bill No. 1084
Assembly Bill No. 1521
Assembly Bill No. 1522
Assembly Bill No. 1651
Assembly Bill No. 2694
Assembly Bill No. 2700

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

THURMAN, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, June 5, 1947

MR. SPEAKER: Your Committee on Municipal and County Government, to which were referred:

Assembly Bill No. 319
Assembly Bill No. 2139

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

THURMAN, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, June 5, 1947

MR. SPEAKER: Your Committee on Municipal and County Government, to which were referred:

Senate Bill No. 171
Senate Bill No. 172
Senate Bill No. 542
Senate Bill No. 597

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

THURMAN, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, June 5, 1947

MR. SPEAKER: Your Committee on Municipal and County Government, to which were referred:

Assembly Bill No. 1607
Assembly Bill No. 2289

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

THURMAN, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, June 4, 1947

MR SPEAKER: Your Committee on Municipal and County Government, to which were referred:

Senate Bill No. 173
Senate Bill No. 1551

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

THURMAN, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, June 5, 1947

MR SPEAKER: Your Committee on Municipal and County Government, to which was referred:

Assembly Bill No. 1670

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

THURMAN, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, June 5, 1947

MR. SPEAKER: Your Committee on Municipal and County Government, to which was referred.

Senate Bill No. 1203

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

THURMAN, Chairman

Above reported bill ordered to second reading.

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, June 5, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 440

And reports the same correctly re-engrossed.

WEBER, Chairman

Above reported bill ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, June 5, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Concurrent Resolution No. 73

And reports the same correctly engrossed.

WEBER, Chairman

Above reported resolution ordered on file for adoption.

RECESS

At 12.15 p.m., on motion of Mr. Dickey, the Assembly recessed until 1.45 p.m.

REASSEMBLED

At 1.45 p.m., the Assembly reconvened.

Hon. Thomas A. Maloney, Speaker pro Tempore of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

RESOLUTIONS

The following resolutions were offered:

By Messrs. Huyck, Maloney, and Sam L. Collins:

House Resolution No. 203

Relative to Frank Joseph Michael Waters, III

WHEREAS, There was born in Orange County, California, in St. Joseph's Hospital, November 27, 1941, a new American citizen in the person of Frank Joseph Michael Waters, III; and

WHEREAS, This sack full of energy, now in his fifth year of childhood will this day, June 5, 1947, graduate from the kindergarten to the first grade at Grace Day School, Sacramento, said school being conducted by the Sisters of St. Francis; and

WHEREAS, Due to the natural ability to learn, he has been selected on this occasion to be the valedictorian of his class; and

WHEREAS, "Mike" Waters, as he is affectionately known, is the son of former Assemblyman Frank J. Waters II, and grandson of the late Assemblyman Frank J. Waters and Mrs. Frank J. Waters, and nephew of Assemblyman Laughlin Waters, Ethel M. (Waters) Vetter, M.D., and Mary E. Waters; now, therefore be it

Resolved, That the Members of this Assembly do hereby extend to "Mike" Waters our heartiest congratulations on this, his first graduation step in the course of learning in this great commonwealth of the State of California, and extend to him the best wishes and good luck for a long and successful journey through life; and be it further

Resolved, That suitably engrossed copies of this resolution be forwarded to Mr. Frank J. Waters II, father of Frank Joseph Michael Waters III, to the Sisters of St. Francis at Grace Day School, and to his grandmother, Mrs Frank J Waters.

Request for Unanimous Consent

Mr. Huyck asked for, and was granted, unanimous consent to take up House Resolution No. 203, at this time, without reference to committee or file.

Resolution read, and adopted unanimously.

By Messrs. Erwin, Doyle, and Butters:

House Resolution No. 204

Relative to the creation of the Assembly Interim Committee on Fish and Game

WHEREAS, It is important that the pertinent facts bearing upon the fish and game problems of the State of California be ascertained, assembled, and analyzed to the end that the Assembly shall have the facts and information to enable it to act advisedly upon legislation to meet and solve said problems; and

WHEREAS, Said facts can best and most expeditiously be ascertained and analyzed for the Assembly by a committee of the Assembly charged with the study of every phase of the subject of fish and game; now, therefore, be it

Resolved by the Assembly of the State of California, As follows:

1. The Assembly Interim Committee on Fish and Game is hereby created and authorized and directed to ascertain, study and analyze all facts relating to fish and game, including specifically Game farms, game and management areas, game refuges, fish hatcheries, the opening and closing of waters around Catalina Island, netting in the inland waters of the State, the utilization of the public domain for the propagation of fish and wild life, and all other matters dealing with, relating to or otherwise pertaining to fish and game including but not limited to the operation, effect, administration, enforcement and needed revision of any and all laws in any way bearing upon or relating to the subject of this resolution, and to report thereon to the Assembly, including in the reports its recommendations for appropriate legislation

2. The committee shall consist of _____ Members of the Assembly appointed by Speaker thereof. The chairman shall be appointed by the Speaker. Vacancies occurring in the membership of the committee shall be filled by the appointing power.

3. The committee is authorized to act during this session of the Legislature, including any recess, and after final adjournment until the commencement of the 1949 Regular Session, with authority to file its final report not later than March 15, 1949.

4. The committee and its members shall have and exercise all of the rights, duties and powers conferred upon investigating committees and their members by the provisions of the Joint Rules of the Senate and Assembly and of the Standing Rules of the Assembly as they are adopted and amended from time to time, which provisions are incorporated herein and made applicable to this committee and its members.

5. The committee has the following additional powers and duties:

(a) To select a vice chairman from its membership

(b) To contract with such other agencies, public or private, as it deems necessary for the rendition and affording of such services, facilities, studies and reports to the committee as will best assist it to carry out the purposes for which it is created

(c) To cooperate with and secure the cooperation of county, city, city and county, and other local law enforcement agencies in investigating any matter within the scope of this resolution and to direct the sheriff of any county to serve subpenas, orders and other process issued by the committee

(d) To report its findings and recommendations to the Legislature and to the people from time to time and at any time, not later than herein provided

(e) To do any and all other things necessary or convenient to enable it fully and adequately to exercise its powers, perform its duties, and accomplish the objects and purposes of this resolution

6. The sum of eight thousand dollars ($8,000) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Assembly for the expenses of the committee and its members and for any charges, expenses or claims it may incur under this resolution, to be paid from the said contingent fund and disbursed after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read, and referred to the Committee on Rules.

By Mr. McCollister:

House Resolution No. 205

Relative to the creation of the Assembly Committee on Military and Veterans Affairs

WHEREAS, In this period of reorganization following the termination of hostilities in World War II, it is of the utmost importance that the military affairs of the State and all matters relating to veterans and their return to civil life and employment be competently and economically handled; now, therefore, be it

Resolved by the Assembly of the State of California, As follows:

1. The Assembly Committee on Military and Veterans Affairs is hereby created and authorized and directed to ascertain, study and analyze all facts relating to the military affairs of the State and veterans and their return to civil life and employment, including but not limited to the operation, effect, administration, enforcement and needed revision of any and all laws in any way bearing upon or relating to the subject of this resolution, and to report thereon to the Assembly, including in the reports its recommendations for appropriate legislation.

2. The committee shall consist of five Members of the Assembly appointed by the Speaker. Vacancies occurring or existing in the membership of the committee shall be filled by the appointing power.

3. The committee is authorized to act during this session of the Legislature, including any recess, and after final adjournment until the commencement of the 1949 Regular Session, with authority to file its final report not later than the fifteenth legislative day of that session.

4. The committee and its members shall have and exercise all of the rights, duties and powers conferred upon investigating committees and their members by the provisions of the Joint Rules of the Senate and Assembly and of the Standing Rules of the Assembly as they are adopted and amended from time to time, which provisions are incorporated herein and made applicable to this committee and its members.

5 The committee has the following additional powers and duties:

(a) To select a chairman and a vice chairman from its membership.

(b) To contract with such other agencies, public or private, as it deems necessary for the rendition and affording of such services, facilities, studies and reports to the committee as will best assist it to carry out the purposes for which it is created.

(c) To cooperate with and secure the cooperation of county, city, city and county, and other local law enforcement agencies in investigating any matter within the scope of this resolution and to direct the sheriff of any county to serve subpenas, orders and other process issued by the committee.

(d) To report its findings and recommendations to the Legislature and to the people from time to time and at any time, not later than herein provided.

(e) To do any and all other things necessary or convenient to enable it fully and adequately to exercise its powers, perform its duties, and accomplish the objects and purposes of this resolution.

6 The sum of twelve thousand five hundred dollars ($12,500) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Assembly for the expenses of the committee and its members and for any charges, expenses or claims it may incur under this resolution, to be paid from the said contingent fund and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read, and referred to the Committee on Rules.

REQUESTS FOR PERMISSION TO INTRODUCE BILLS

The following request for permission to introduce a bill was presented:

By Mr. Weber:

ASSEMBLY CHAMBER, SACRAMENTO, June 5, 1947

MR. SPEAKER: In accordance with the provisions of Article IV, Section 2, of the Constitution, I request permission to introduce a bill, the title of which is as follows:

An act providing for repairs, alterations, and equipment of the State Capitol, and making an appropriation, to take effect immediately.

Respectfully submitted.

CHARLES M. WEBER

Request referred to Committee on Legislative Procedure.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, June 5, 1947

MR. SPEAKER: Your Committee on Legislative Procedure, to which was referred the following bill, herewith returns the same with the recommendation that the author be permitted to introduce it:

By Mr. Weber:

An act providing for repairs, alterations, and equipment of the State Capitol, and making an appropriation to take effect immediately.

WEBER, Chairman

The roll was called.

Call of the Assembly

Pending the announcement of the vote, Mr. Caldecott moved a call of the Assembly.

Motion carried. Time, 1.50 p.m.

The Speaker directed the Sergeant-at-Arms to close the doors, and to bring in the following absent members:

Allen, Beck, Berry, Butters, Clarke, George D. Collins, Conrad, Crichton, Crowley, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Field, Fletcher, Gannon, Geddes, Heisinger, Hinckley, Hollibaugh, James, Johnson, Knight, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Silliman, Stewart, Thomas, Thompson, Waters, Weber, and Wollenberg—39.

PROCEEDINGS UNDER CALL OF THE ASSEMBLY BY UNANIMOUS CONSENT

TEMPORARY SUSPENSION OF ASSEMBLY RULE NO. 85

Mr. Burns asked for, and was granted, unanimous consent that Assembly Rule No. 85 be temporarily suspended for the purpose of placing a call of the Assembly on any matter on file.

Speaker Presiding

At 1.51 p.m., Hon. Sam L. Collins, Speaker of the Assembly, presiding.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolution was offered:

Assembly Concurrent Resolution No. 83: By Messrs. Allen and Debs—Relative to approving five certain amendments to the charter of the City of Los Angeles, a municipal corporation, in the County of Los Angeles, State of California, voted for and ratified by the electors of said city at a general municipal election held therein on the twenty-seventh day of May, 1947.

Referred to Committee on Rules.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, June 5, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed:

Assembly Bill No. 523
Assembly Bill No. 609
Assembly Bill No. 1027
Assembly Bill No. 1324
Assembly Bill No. 1893
Assembly Bill No. 1894
Assembly Bill No. 1895
Assembly Bill No. 1897
Assembly Bill No. 2659

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bills ordered enrolled.

SENATE CHAMBER, SACRAMENTO, June 5, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed, as amended:

Assembly Bill No. 469
Assembly Bill No. 775
Assembly Bill No. 1348

And respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bills ordered to unfinished business file.

REQUEST FOR UNANIMOUS CONSENT THAT RECORD BE EXPUNGED, AND ACTION RESCINDED ON VOTE WHEREBY THE ASSEMBLY CONCURRED IN SENATE AMENDMENTS TO ASSEMBLY BILL NO. 148

Mr. Burns asked for, and was granted, unanimous consent that the record be expunged, and the action rescinded on the vote whereby the Assembly, on this day, concurred in Senate amendments to Assembly Bill No. 148.

Assembly Bill No. 148 ordered to unfinished business file.

BILLS WITHDRAWN FROM ACTIVE FILE, AND PLACED ON THE INACTIVE FILE

Assembly Bill No. 1785, on motion of Mr. Caldecott.
Assembly Bill No. 1787, on motion of Mr. Caldecott.

REQUEST FOR UNANIMOUS CONSENT THAT ASSEMBLY BILL NO. 817 BE RECALLED FROM ENROLLMENT

Messrs. Caldecott and Dickey asked for, and were granted, unanimous consent that Assembly Bill No. 817 be recalled from enrollment.

REQUEST FOR UNANIMOUS CONSENT THAT RECORD BE EXPUNGED, AND ACTION RESCINDED ON VOTE WHEREBY THE REPORT OF THE COMMITTEE ON CONFERENCE CONCERNING ASSEMBLY BILL NO. 817 WAS ADOPTED

Messrs. Caldecott and Dickey asked for, and were granted, unanimous consent that the record be expunged, and the action rescinded, on the vote whereby the Assembly, on June 2d, adopted the report of the Committee on Conference concerning Assembly Bill No. 817.

Above mentioned report ordered to the unfinished business file.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1229—An act to add Article 20, comprising Section 380, to Chapter 2 of Division 3 of, and to amend Sections 370.6, 380.66, and 397 of, the Agricultural Code, relating to the disposition and use of moneys derived from provisions relating to livestock marks and brands.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Collier, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Erwin, Fletcher, Gaffney, Grunsky, Hahn, Hawkins, Hinton, Huyck, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Sheridan, Sherwin, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Wollenberg, and Mr. Speaker—52.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1352—An act to amend Sections 19621, 19622, 19623, 19624, 19625, and 19626 and to repeal Section 19622.5 of the Business and Professions Code, to repeal Sections 92, 92.1, 92.4, and 92.5 of, and to add an article heading to Chapter 3 of Division 1 of, and Sections

92, 92 1, 92.2, 92.3, 92.4, 92.5, 92.6, and 92.7 to, the Agricultural Code, relating to the Fair and Exposition Fund and providing for and regulating the appropriation and expenditure of the money in said fund.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Fletcher, Gaffney, Grunsky, Hahn, Hawkins, Hinton, Huyck, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Robertson, Sheridan, Sherwin, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Weber, Wollenberg, and Mr. Speaker—58.

NOES—None.

Bill ordered transmitted to the Senate.

THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 1169—An act to amend Section 4300c of the Political Code, and to amend Section 27363 and to add Section 27380.5 to the Government Code, relating to recorder's fees.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Fletcher, Gaffney, Grunsky, Hahn, Hawkins, Hinton, Huyck, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Robertson, Sheridan, Sherwin, Stephenson, Thomas, Thompson, Thorp, Thurman, Weber, Wollenberg, and Mr. Speaker—57.

NOES—Stanley—1.

Bill ordered transmitted to the Senate.

Senate Bill No. 315—An act to amend the heading of Chapter 1 of Division 4 and Sections 3300 and 3301 of the Health and Safety Code, to amend and renumber Section 3300a thereof to be Section 3300.5, to repeal Sections 3100 and 3101 and Chapter 3 of Division 4 thereof, comprising Sections 3325 and 3326, to add Sections 3301 5 and 3301.6 thereto, and to amend and renumber the heading of Chapter 4 of Division 4 thereof to be Chapter 3 thereof, relating to state grants-in-aid to counties, cities and counties, and cities for the treatment and care of persons suffering from tuberculosis, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Motion to Amend

Mr. Erwin moved the adoption of the following amendments:

Amendment No. 1

On page 3 of the printed bill, strike out line 14, and insert "dollars and twenty-five cents ($2.25) per patient day."

Amendment No. 2

On page 3 of said bill, strike out line 17, and insert "be two dollars ($2.00) per patient day."

Amendment No. 3

On page 3 of said bill, strike out line 20, and insert "shall be one dollar and seventy-five cents ($1.75) per patient".

Amendment No. 4

On page 3 of said bill, strike out line 36, and insert "dollars and twenty-five cents ($2.25) per patient day."

Amendment No. 5

On page 3 of said bill, strike out line 39, and insert "be two dollars ($2.00) per patient day."

Amendment No. 6

On page 3 of said bill, strike out line 42, and insert "shall be one dollar and seventy-five cents ($1.75) per patient day."

Amendments read.

The roll was called, and the amendments adopted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Burke, Butters, Caldecott, Collier, George D. Collins, Conrad, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Hahn, Hawkins, Heisinger, Hinton, Huyck, Kilpatrick, Lyons, Maloney, McMillan, Stewart, Thomas, Thorp, and Wollenberg—39.

NOES—Boyd, Brown, Burns, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Gannon, Grunsky, James, Johnson, Kirkwood, Loomis, Lowrey, Luckel, Miller, Niehouse, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thompson, Thurman, Weber, and Mr. Speaker—27.

Bill ordered reprinted, and to third reading.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Concurrent Resolution No. 73—Relative to adjournment sine die of the 1947 Regular Session of the Legislature of the State of California.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Allen, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Heisinger, Hinton, Huyck, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—60.

NOES—George D. Collins, Elliott, and Evans—3.

Resolution ordered transmitted to the Senate.

ANNOUNCEMENT

Mr. Dickey announced that, pursuant to the provisions of Assembly Concurrent Resolution No. 73, it will not be possible to take up Assembly bills after June 13th; and that it will be necessary to clear committee calendars, at once; and that Friday afternoon, evening, and Saturday morning sessions will, in all probability, be held this week.

RE-REFERENCE OF BILLS

By order of the Speaker, the following bills were withdrawn from the file, and re-referred as follows:

Assembly Bills Nos. 2424 and 1912 re-referred to Committee on Finance and Insurance.

Assembly Bill No. 296 re-referred to Committee on Military Affairs.

Assembly Bill No. 2269 re-referred to Committee on Public Utilities and Corporations.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, June 5, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 296
Assembly Bill No. 1976
Assembly Bill No. 2004
Assembly Bill No. 2269

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, June 5, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 166
Assembly Bill No. 601
Assembly Bill No. 1912
Assembly Bill No. 2424

And reports the same correctly re-engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

Committee on Education

ASSEMBLY CHAMBER, SACRAMENTO, June 5, 1947

MR. SPEAKER: Your Committee on Education, to which were referred.

Assembly Bill No. 1020
Assembly Bill No. 2083

Has had the same under consideration, and reports the same back with recommendation: Do pass, as amended, and be re-referred to Committee on Ways and Means

DUNN, Chairman

Above reported bills re-referred to Committee on Ways and Means.

ASSEMBLY CHAMBER, SACRAMENTO, June 5, 1947

MR. SPEAKER: Your Committee on Education, to which was referred:

Assembly Bill No. 1081

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

DUNN, Chairman

Above reported bill ordered to second reading.

REQUEST FOR UNANIMOUS CONSENT THAT ASSEMBLY BILL NO. 2497 BE WITHDRAWN FROM COMMITTEE ON PUBLIC HEALTH, AND BE RE-REFERRED

Mr. Sheridan asked for, and was granted, unanimous consent that Assembly Bill No. 2497 be withdrawn from the Committee on Public Health, and be re-referred to the Committee on Judiciary.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 440—An act making an appropriation to pay the claim of the Secretary of the State Board of Control against the State of California, declaring the urgency thereof and providing that this act shall take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Allen, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hawkins, Heisinger, Huyck, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—64.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hawkins, Heisinger, Huyck, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—64.

NOES—None.

Bill ordered transmitted to the Senate.

FURTHER PROCEEDINGS UNDER CALL OF THE ASSEMBLY DISPENSED WITH ON PERMISSION TO INTRODUCE A BILL

At 2.48 p.m., on motion of Mr. Dolwig, further proceedings under the call of the Assembly were dispensed with.

The names of the absentees were called, and permission to introduce a bill was granted to Mr. Weber by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Caldecott, Carey, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Huyck, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, Miller, Niehouse, O'Day, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Weber, Wollenberg, and Mr. Speaker—66.

NOES—None.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bill was introduced, and read the first time:

Assembly Bill No. 2710: By Mr. Weber—An act providing for repairs, alterations and equipment of the State Capitol, and making an appropriation, to take effect immediately.

Referred to Committee on Ways and Means.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 2452—An act to amend Section 7301 of the Business and Professions Code, relating to the Board of Cosmetology.

Bill read third time.

Motion to Amend

Mr. George D. Collins moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in the Assembly on May 29, 1947, strike out "Section 7301", and insert "Sections 7301, 7302, 7303, 7320, 7322, 7329, 7372, 7396, and 7420".

Amendment No. 2

In line 2 of the title of said bill, strike out "the Board of".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 3

On page 1, of said bill, after line 11, insert

"SEC. 2. Section 7302 of the Business and Professions Code is amended to read:

7302. No person is eligible for appointment as a member of the board:

(a) Who is not registered as a hairdresser and cosmetician or cosmetologist manager-operator under this chapter.

(b) Who is connected, directly or indirectly, with any school of cosmetology.

(c) Who is not, at the time of appointment, either actually engaged in conducting a cosmetological establishment, or actually engaged in the practice of cosmetology.

(d) Who is not of good moral character.

(e) Who has not completed the twelfth grade in the public schools of this State, or, in the opinion of the board, possesses equivalent education.

[(e)] *(f)* Who is connected, directly or indirectly, in the wholesale business or the manufacture, rental, sale or distribution of cosmetological appliances or supplies.

[(f)] *(g)* Who has not had at least five years experience in the actual practice of all branches of cosmetology, except electrology, in this State [immediately] *within the last six years* prior to the appointment.

[(g)] *(h)* Who is not at least 25 years of age.

1. At all times the personnel of the board shall be so constituted that two graduates of the same school of cosmetology shall not be members at the same time.

2. At all times the personnel of the board shall be so constituted that three members shall have had five years experience in all branches of cosmetology except electrology within the last six years prior to appointment and have been licensed by the Board of Cosmetology after taking examination in the State by the Board of Cosmetology. And two of the three members shall have spent at least two years of the five years as licensed instructors in either public or private schools of cosmetology in this State.

SEC. 3. Section 7303 of said code is amended to read:

7303. Members of the board shall be appointed for a term of four years and they shall hold office until the appointment and qualification of their successors[.] *, unless removed from the board under the provisions of this code.*

The terms of the members of board in office when this chapter takes effect shall expire as follows: One member, January 15, 1940.; two members, January 15, 1941; one member, January 15, 1942; one member, January 15, 1943 The terms shall expire in the same relative order as to each member as the term for which he holds office before this chapter takes effect.

[Vacancies occurring shall be filled by appointment for the unexpired term within 30 days.]

SEC. 4. Section 7320 of said code is amended to read:

7302. [Every] *No* person, firm or corporation [who] *shall* conduct[s] or operate[s] a cosmetological establishment, school of cosmetology, hairdressing shop, beauty parlor or any other place of business in which any one or any combination of the occupations of a hairdresser and cosmetician or cosmetologist are taught or practiced [, except the branch of manicuring as practiced in a barber shop, and every] *until licensed under the provisions of this chapter and complying with all the sanitary rules and requirements of this chapter. The branch of manicuring may be practiced by a licensee in a barber shop licensed by the proper authority.* person who engages in, or attempts to engage in, the practice of cosmetology or any branch, without a license therefor, issued by the board is guilty of a misdemeanor punishable by a fine of not less than twenty-five nor more than two hundred dollars, or by imprisonment for a term of not less than 50 nor more than 180 days, or by both such fine and imprisonment.

SEC. 5. Section 7322 of said code is amended to read:

7322. This chapter does not prohibit any practice within its scope in cases of emergency [nor does it prohibit the domestic administration of any practice, without compensation.] *when administered by a licensed cosmetologist sent out from a duly licensed cosmetology establishment.*

SEC. 6. Section 7329 of said code is amended to read:

7329. A manager-operator is a licensed hairdresser and cosmetician or cosmetologist authorized to engage in the practice of cosmetology independent of personal supervision *in a duly licensed cosmetological establishment.*

SEC. 7. Section 7372 of said code is amended to read:

7372. Examinations for certificates of registration and license as hairdressers and cosmeticians or cosmetologists shall include practical demonstrations in shampooing the hair, haircutting, hairdressing, [marcel waving] *paper curling,* permanent waving, wet hairdressing, water waving, hair coloring, manicuring and facial and

scalp massage with the hands. They shall also include written and oral tests in antisepsis, sterilization, sanitation and the use of mechanical apparatus and electricity as applicable to the practice of the occupations of a hairdresser and cosmetician or cosmetologist. [They may include such other demonstrations and tests as the board, in its discretion, may require. The scope of examinations in any other branch of cosmetology shall be such as the board, in its discretion, may require.]

SEC. 8. Section 7396 of said code is amended to read:

7396. Every school [shall attach to its staff of instructors a regularly licensed physician and surgeon, and] shall maintain licensed instructors competent to impart instruction in all the branches or practices of cosmetology.

SEC. 9. Section 7420 of this code is amended to read:

7420. Upon application to the board in the form provided for the particular class of license applied for, accompanied by the required fee, a person registered as a hairdresser and cosmetician or cosmetologist, electrologist or manicurist under the laws of another state shall, if he satisfactorily passes an examination given by the board, be granted a certificate of registration and license to practice the occupation or occupations in this State not of greater scope than the occupation or occupations for which the applicant was previously registered in the other state, upon the following conditions:

(a) That he is not less than 18 years of age.

(b) That he is of good moral character and temperate habits.

(c) That the requirements for registration or licensing of hairdressers and cosmeticians or cosmetologists, electrologists and manicurists, in the particular state were, at the date of the previous registration or licensing, substantially equal to the requirements therefor then in force in this State.

Persons licensed as owner-operators of cosmetological establishments may include such persons as shall have passed the examination conducted by the board for cosmetologists and who shall have had at least five years experience as a barber and permanent waver in a shop owned and operated by the applicant during the five years immediately preceding the application excepting such time as the applicant may have served in the armed services of the United States"

Amendments read, and adopted.

Bill ordered reprinted, and re-engrossed.

NOTICE OF MOTION TO WITHDRAW SENATE BILL NO. 67 FROM INACTIVE FILE

Mr. Thurman gave notice that on the next legislative day he would move to withdraw Senate Bill No. 67 from the inactive file, and have it placed upon the third reading file.

NOTICE OF MOTION TO WITHDRAW ASSEMBLY BILL NO. 2268 FROM INACTIVE FILE

Mrs. Niehouse gave notice that on the next legislative day she would move to withdraw Assembly Bill No. 2268 from the inactive file, and have it placed upon the third reading file.

REQUEST FOR UNANIMOUS CONSENT THAT ASSEMBLY BILL NO. 2391 HOLD ITS PLACE ON FILE

Mr. Brown asked for, and was granted, unanimous consent that Assembly Bill No. 2391 hold its place on file, on the next legislative day.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1976—An act to amend Sections 2890, 2893, 2896, 2897, 2898, and 2899 of, and to add Section 2891.5 to, the Elections Code, relating to the withdrawal of candidates for nomination or election.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Caldecott, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin,

Evans, Gaffney, Gannon, Grant, Grunsky, Hawkins, Hinton, Huyck, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Robertson, Sheridan, Sherwin, Stanley, Stewart, Thompson, Thorp, Thurman, Weber, and Mr. Speaker—54.

NOES—None.

Bill ordered transmitted to the Senate.

THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 68—An act to add Sections 446, 450, and 453 to the Education Code, relating to the qualifications and salaries of county superintendents of schools.

Bill read third time.

Motion to Amend

Mr. Thurman moved the adoption of the following amendments:

Amendment No. 1

On page 1 of the printed bill, as amended in the Senate on April 11, 1947, strike out lines 5 to 9, inclusive, and insert "a credential as a general elementary administrator The State Department of Education shall, on the effective date of this section, issue a general elementary administrative credential to each of the incumbents in counties of the forty-sixth class. The annual salary".

Amendment No. 2

On page 1, line 11, of said bill, strike out "two hundred dollars ($4,200)", and insert "eight hundred dollars ($4,800)".

Amendment No. 3

On page 1 of said bill, strike out lines 16 to 20, inclusive, and insert "dential as a general elementary administrator. The State Department of Education shall, on the effective date of this section, issue a general elementary administrative credential to each of the incumbents in counties of the fiftieth class. The annual salary of the county".

Amendment No. 4

On page 1, line 22, of said bill, strike out "two hundred dollars ($4,200)", and insert "eight hundred dollars ($4,800)".

Amendment No. 5

On page 2 of said bill, strike out lines 4 to 8, inclusive, and insert "credential as a general elementary administrator. The State Department of Education shall, on the effective date of this section, issue a general elementary administrative credential to each of the incumbents in counties of the fifty-third class. The annual salary".

Amendment No. 6

On page 2, line 10, of said bill, strike out "two hundred dollars ($4,200)", and insert "eight hundred dollars ($4,800)".

Amendments read, and adopted.

Bill ordered reprinted, and to third reading.

Senate Bill No. 715—An act to amend Sections 11, 12, 13, and 17 of the State Water Resources Act of 1945, relating to water, prescribing powers and duties of the Water Resources Board, and providing for conferences, hearings, investigations, studies, plans, estimates, recommendations and reports concerning water problems and projects and the control, conservation, protection and utilization of water resources.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Burke, Burns, Caldecott, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Evans, Gaffney, Grant, Grunsky, Hawkins, Hinton, Huyck, Johnson, Kilpatrick, Kirkwood, Knight,

Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Sherwin, Stanley, Stephenson, Thompson, Thorp, Thurman, Weber, Wollenberg, and Mr. Speaker—49.

NOES—None.

Bill ordered transmitted to the Senate.

MEMBERS EXCUSED

At 2.52 p.m., Mr. Dolwig asked for, and was granted, permission that the members of the Special Investigating Committee be excused, at this time, for the purpose of holding a meeting.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, June 5, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 79—An act to add Section 20363 to the Government Code and to add Section 1020 to the Military and Veterans Code, relating to employees of the Veterans' Home of California;

Assembly Bill No. 417—An act to add Chapter 2A to Part 7, Division 11 of the Water Code, relating to improvement districts of irrigation districts;

Assembly Bill No. 421—An act to add Sections 23650 and 23651 to the Water Code, relating to improvement districts in irrigation districts;

And reports that the same have been correctly enrolled, and presented to the Governor on the fifth day of June, 1947, at 3 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 5, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 512—An act to add Section 689.6 to the Code of Civil Procedure, relating to executions;

Assembly Bill No. 513—An act to amend Section 689b of the Code of Civil Procedure, relating to executions;

Assembly Bill No. 514—An act to amend Section 689.5 of the Code of Civil Procedure, relating to executions;

And reports that the same have been correctly enrolled, and presented to the Governor on the fifth day of June, 1947, at 3 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 5, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 517—An act to amend Section 2968 of the Civil Code, relating to mortgage of personal property;

Assembly Bill No. 518—An act to repeal Sections 2969 and 2970 of the Civil Code, relating to levy of attachments and executions and application of proceeds of sale;

Assembly Bill No. 698—An act to add Section 7008.2 to the Education Code, relating to the apportionment of the State School District Emergency Fund, declaring the urgency thereof, to take effect immediately;

And reports that the same have been correctly enrolled, and presented to the Governor on the fifth day of June, 1947, at 3 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 5, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 903—An act to amend Section 19402 of the Government Code, relating to leave of absence for veterans for educational training;

Assembly Bill No. 1155—An act to amend Section 20382 of the Education Code and to add Section 20382.1 to said code, relating to leaves of absence of employees in state colleges not in state civil service;

Assembly Bill No. 1375—An act to repeal Sections 8003 and 8004 of the Education Code, relating to the establishment of separate schools for certain races;

And reports that the same have been correctly enrolled, and presented to the Governor on the fifth day of June, 1947, at 3 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 5, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1397—An act to amend Section 395.1 of the Military and Veterans Code, relating to the right of persons in the military service to return to their office or position upon termination of active service with the armed forces;

Assembly Bill No. 1551—An act to amend Section 13841.1 of the Education Code, relating to leaves of absence for illness or injury of persons employed by school districts in positions requiring certification qualifications;

Assembly Bill No. 1665—An act to add Article 2.1 to Division 8, Chapter 3 of the Education Code, relating to school safety patrols in the public schools;

And reports that the same have been correctly enrolled, and presented to the Governor on the fifth day of June, 1947, at 3 p m.

WEBER, Chairman

NOTICE OF MOTION TO WITHDRAW SENATE BILL NO. 717 FROM COMMITTEE

Mr. Kilpatrick gave notice that on the second legislative day he would move to withdraw Senate Bill No. 717 from the Committee on Public Health, and have it placed upon the file.

ANNOUNCEMENT OF COMMITTEE MEETINGS

It was announced that the following committees would hold meetings:

Upon adjournment—
Ways and Means.
Livestock and Dairies.
Public Morals.
Social Welfare.

At 8 p.m., tonight—
Industrial Relations.
Civil Service and State Personnel.

At 8 p.m., Tuesday, June 10th—
Fish and Game.

GUESTS EXTENDED PRIVILEGE OF ASSEMBLY FLOOR

On request of Mr. Berry and the San Francisco Delegation, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Frank W. Barry of San Francisco.

On request of Messrs. Thompson and Kirkwood, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to the following members of the Santa Clara County Farm Bureau: Lucien Gassmann, Mr. and Mrs. C. T. Mirassou, Mr. and Mrs. Ralph L. Tarrant, Mr. and Mrs. H. J. Mirassou, Mr and Mrs A. Iantosca, M. D. Craig, Mr. and Mrs D. B Azevedo, Frank E. Campbell, A. J. Unruh, Mrs. Mary Unruh, Miss Judy Unruh, Frank Unruh, and Sara Unruh.

ADJOURNMENT

At 3.07 p.m., on motion of Mr. Ralph C. Dills, the Speaker declared the Assembly adjourned until 9 a.m., Friday, June 6, 1947.

SAM L. COLLINS, Speaker

GERALDINE B. HADSELL, Minute Clerk

CALIFORNIA LEGISLATURE
FIFTY-SEVENTH (GENERAL) SESSION

ASSEMBLY DAILY JOURNAL

EIGHTY-SECOND LEGISLATIVE DAY
ONE HUNDRED FIFTY-SECOND CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO
Friday, June 6, 1947

The Assembly met at 9 a.m.
Hon. Sam L. Collins, Speaker of the Assembly, presiding.
Chief Clerk Arthur A. Ohnimus at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Robertson, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—73.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. Raymond Renwald:

O God, may the ears of Thy mercy be open to the prayers of those who call upon Thee; and in order that Thou mayest grant us the things we ask for, make us ask for those things which are pleasing to Thee and good for our eternal salvation, through Christ Our Lord—AMEN.

READING OF THE JOURNAL DISPENSED WITH

On motion of Mr. Burke, further reading of the Journal of the previous legislative day was dispensed with.

LEAVES OF ABSENCE FOR THE DAY

The following members were granted leaves of absence for the day, because of illness:

Mr. Hinckley, on motion of Mr. Grant.
Mr. Price, on motion of Mr. Grant.
Mr. Stephenson, on motion of Mr. Dickey.

The following member was granted leave of absence for the day, because of legislative business elsewhere:

Mr. Boyd, on motion of Mr. Collier.

The following member was granted leave of absence for the day, and desired to waive his per diem:

Mr. Geddes, by unanimous consent.

COMMUNICATIONS

The following communications were received, read, and ordered printed in the Journal:

By Speaker Collins:

EXETER, June 4, 1947

Members of the California Assembly

DEAR FRIENDS: Your beautiful floral offering to Frank was very much appreciated by his children and myself.

Some of his happiest years were spent in the Legislature, and many of you he counted as his dearest friends.

Very sincerely,

M. OLIVE MIXTER
Mrs. Frank W. Mixter and Family

By Speaker Collins:

STATE OF CALIFORNIA
PRINTING DIVISION, SACRAMENTO 14, June 5, 1947

Arthur A. Ohnimus, Chief Clerk of the Assembly
State Capitol, Sacramento, California

DEAR MR. OHNIMUS: As the Fifty-seventh Session of the Legislature enters the closing days, I think it an appropriate time to request of the Members of the Assembly and yourself any suggestions for the possible improvement of the services of this office to the Legislature.

It is the desire of the State Printer and of this office to render to the membership the most efficient service possible.

To this end, and with the events of the past five months of this session fresh in mind, any suggestions offered will receive careful consideration and study, with the view of effecting the closest cooperation in the next session of the Legislature.

Thanking you for many thoughtful considerations, I remain

Very truly,

PAUL E. GALLAGHER, State Printer
By PAUL F. CRUM, Supervisor of Bill Room

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, June 6, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1357
Assembly Bill No. 1415
Assembly Bill No. 2686

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

Committee on Transportation and Commerce

ASSEMBLY CHAMBER, SACRAMENTO, June 5, 1947

MR. SPEAKER: Your Committee on Transportation and Commerce, to which was referred:

Assembly Bill No. 2684

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

BURNS, Chairman

Above reported bills ordered to second reading.

CONSIDERATION OF DAILY FILE

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 1499—An act to add Sections 13656 and 14703 to the Education Code of the State of California, to protect rights of employment and retirement of employees, in positions requiring certification qualifications, of junior college school districts containing 1,000,000 or more inhabitants, who teach in state colleges pursuant to contracts entered into between the State Director of Education and said districts.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1886—An act to amend Sections 5153, 7101, 7103, 9601, and 9609 of the Education Code, and to add Sections 9601.1, 9601.2, and 9607.5 to said code, all relating to physically handicapped minors.

Bill read second time, and ordered engrossed.

Assembly Bill No. 2116—An act to add Section 18052.1 to the Education Code, relating to contracts let by school districts.

Bill read second time, and ordered engrossed.

Assembly Bill No. 2703—An act to amend Section 141 of the Education Code, relating to the salary of the Superintendent of Public Instruction.

Bill read second time, and ordered engrossed.

Assembly Bill No. 522—An act to amend Section 105 of the Vehicle Code, Section 51 of the Labor Code, and Section 151 of the Business and Professions Code, relating to salaries of public officers.

Bill read second time, and ordered engrossed.

Assembly Bill No. 2326—An act to repeal Section 376a of the Political Code, relating to Department of Justice.

Bill read second time, and ordered engrossed.

Assembly Bill No. 2332—An act to repeal Section 673 of the Political Code and add Section 13452 to the Government Code, relating to notice to the Department of Finance and State Treasurer of local bond issues.

Bill read second time, and ordered engrossed.

Assembly Bill No. 2337—An act to amend Section 12465 of, and to add Section 12466 to, the Government Code, relating to financial reports of public officials.

Bill read second time, and ordered engrossed.

Assembly Bill No. 2338—An act to amend Section 9020 of the Government Code, relating to sessions of the Legislature.

Bill read second time, and ordered engrossed.

Assembly Bill No. 2692—An act to amend Section 12300 of the Government Code, relating to the salary of the State Treasurer.

Bill read second time, and ordered engrossed.

Assembly Bill No. 2696—An act to add Article 4 5, comprising Sections 14090 to 14096 inclusive, to Chapter 1, Part 3, Division 12, and Article 7.7 comprising Sections 14495 to 14495.10 inclusive, to Chapter 2, Part 3, Division 12, of the Health and Safety Code, and to add Sections 14160, 14161, 14162, 14163, 14480.2, 14480.3, 14480.4, and 14480.5, to said code, all relating to fire protection districts, and the issuance of bonds in support thereof.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1084—An act to add Section 20952 5 to the Government Code, relating to the State Employees' Retirement System in respect to the retirement of local firemen.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1521—An act to add Section 98 to the County Employees' Retirement Act of 1937, and Section 31653 to the Government Code, relating to retirement system for county employees.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1522—An act to add Section 5.1 to the act entitled "An act to authorize the counties of the State of California to establish retirement systems for their employees," approved May 20, 1919, and to add Section 31326.1 to the Government Code, relating to funds of the system.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1651—An act to amend the title and Section 1 of an act entitled "An act authorizing and requiring boards or commissions having the management and control of paid fire departments, to grant the members thereof yearly vacations," approved March 26, 1895, relating to vacations and hours on duty of members of fire departments.

Bill read second time, and ordered engrossed.

Assembly Bill No. 2694—An act adding Chapter 4 to Division 6 of Title 1 of the Government Code, relating to signatures required on written evidence of public indebtedness.

Bill read second time, and ordered engrossed.

Assembly Bill No. 2700—An act to add Section 203.5 to the Welfare and Institutions Code, relating to charges for services in county hospitals and the collection thereof.

Bill read second time, and ordered engrossed.

Assembly Constitutional Amendment No. 42—A resolution to propose to the people of the State of California an amendment to the Constitution of the State by amending Section 26 of Article VI, thereof, relating to the election of Justices of the Supreme Court and district court of appeal and judges of the superior court.

Resolution read, and ordered engrossed.

Assembly Bill No. 1803—An act to amend Section 144 of the Education Code, relating to the salary of the Deputy Superintendent of Public Instruction appointed by the Superintendent of Public Instruction.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Governmental Efficiency and Economy:

Amendment No. 1

On page 1 of the printed bill, strike out lines 6 and 7, and insert "nine thousand dollars ($9,000)."

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2151—An act to amend Sections 5030, 5054, 5060, and 5061 of, and to add Sections 5062.5, and 5082.5, and 5082.6 to, the Business and Professions Code, relating to public accountants.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency and Economy:

Amendment No. 1

In the title of the printed bill, strike out lines 1 and 2, and insert "An act to amend Sections 5032, 5054, 5062, and 5080 of the Business and".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendments is indicated by being enclosed within brackets.

Amendment No. 2

On page 1 of said bill, strike out lines 1 to 19, inclusive, and insert

"SECTION 1. Section 5032 of the Business and Professions Code is amended to read:

5032. Each administrative committee shall make recommendations and forward its report to the board for action on any matter on which it is authorized to act [, except that the findings of the committee with respect to the qualifications of any applicant for registration as a public accountant shall be final]. *Any applicant for registration as a public accountant who is aggrieved by any action taken by an administrative committee with respect to his qualifications may appeal to the board in accordance with rules or regulations prescribed by the board. The board on such appeal may give an oral or written examination as an aid in determining whether the applicant is qualified under the terms of this act.*"

Amendment No. 3

On page 2, line 8, of said bill, after "($7.50)", insert "for each year of delinquency".

Amendment No. 4

On page 2 of said bill, strike out lines 9 to 52, inclusive; and on page 3, strike out lines 1 to 18, inclusive, and insert

"SEC. 3. Section 5062 of said code is amended to read:

5062. Nothing in this chapter shall apply to any person who [may be employed by] *as an employee, independent contractor, or otherwise, contracts with* one or more persons, organizations, or entities, for the purpose of keeping books, making trial balances, statements, making audits or preparing reports, all as a part of bookkeeping operations, provided that such trial balances, statements, or reports are not issued over the name of such person as having been prepared or examined by a certified public accountant or public accountant

Nothing contained in this chapter shall preclude any person not a certified public accountant or public accountant from serving as an employee of, or an assistant to, a certified public accountant or public accountant or partnership composed of certified public accountants or public accountants holding a permit to practice pursuant to the provisions of this chapter, provided that such employee or assistant shall work under the control and supervision of a certified public accountant, or a public accountant authorized to practice public accountancy pursuant to the provisions of this chapter, or a corporation permitted under this section to continue its practice under its corporate form and arrangement; and provided further, that such employee or assistant shall not issue any statement over his or her name.

Nothing herein shall be deemed to be applicable to an attorney-at-law in connection with his practice.

Nothing contained in this chapter shall prevent any corporation which, at the effective date of this chapter, has been legally organized in the State of California and engaged in the practice of public bookkeeping and accounting for a period of three years prior to such date from continuing such practice under its corporate form and arrangement.

Registration under the provisions of this chapter shall not be made a qualification for employment by the State of California.

SEC. 4. Section 5080 of said code is amended to read:

5080. Permits to engage in the practice of public accountancy in this State shall be issued by the board only to holders of the certificate of certified public accountant issued under this chapter and to such persons and partnerships who, upon application approved by the board, are registered with the board under this article. All applicants for registration shall furnish satisfactory evidence that the applicant is entitled to registration and shall pay the fee as provided in Article 4. All permits shall expire on the first day of January of each year, but may be renewed annually for a period of one year by certificate holders and registrants in good standing upon the payment of an annual renewal fee as provided in Article 4. Failure to renew a permit before expiration thereof shall not deprive a registrant or holder of a certificate of certified public accountant of the right to renewal, but in such cases a delinquent renewal fee as provided in Article 4 shall be paid[.] *; provided, however, that no permit shall be renewed after a period of five years from the date of expiration.*

Each person issued a permit by the board to practice as a certified public accountant or as a public accountant shall be furnished with a suitable certificate evidencing such registration."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2514—An act relating to the use and occupation of real property lying within the lines of public improvements adopted as precised plans under the Planning Act, restricting the use of property within such lines, and prescribing the powers and duties of certain public officers in connection therewith.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Conservation, Planning, and Public Works:

Amendment No. 1

On page 3, line 10, of the printed bill, following the period after "11.", insert "Nothing in this act shall be deemed a condition precedent to the acquisition by purchase of rights of way or sites for any public improvement or to the acquisition of the same by proceedings in eminent domain.

SEC. 12."

Amendment No. 2

On page 3 of the printed bill, between lines 9 and 10, insert

"SEC. 11. The assessor, in assessing any property affected by the provisions of this act, shall take into consideration any impairment of the use of the property which lessens its actual value resulting from the establishment of the location of the improvement."

Amendment No. 3

On page 3, line 10, of said bill, strike out "11", and insert "12".

Amendments read.

Amendments Corrected by Unanimous Consent

By unanimous consent, the above amendments to Assembly Bill No. 2514 were ordered corrected, by the Speaker, as follows:

Amendment No. 1

On page 3, line 10, of the printed bill, following the period after "11.", insert "Nothing in this act shall be deemed a condition precedent to the acquisition by purchase of rights of way or sites for any public improvement or to the acquisition of the same by proceedings in eminent domain.
SEC. 12."

Amendment No. 2

On page 3 of the printed bill, between lines 9 and 10, insert
"SEC. 11. The assessor, in assessing any property affected by the provisions of this act, shall take into consideration any impairment of the use of the property which lessens its actual value resulting from the establishment of the location of the improvement."

Amendments read, as corrected, and adopted.
Bill ordered reprinted, and engrossed.

Assembly Bill No. 2515—An act to add Article 4 to Chapter 3 of Division 1 of the Streets and Highways Code, relating to the use and occupation of real property lying within the lines of mapped state highways, restricting the use of property within such lines by the persons owning or possessing the same in the interest of such persons and the public, and prescribing the powers and duties of certain state and local officers in connection with the carrying out of the provisions of said article.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Conservation, Planning, and Public Works:

Amendment No. 1

On page 3 of the printed bill, between lines 6 and 7, insert
"741.7. Nothing in this article shall be deemed a condition precedent to the acquisition of rights of way by purchase or by proceedings in eminent domain."

Amendment No. 2

On page 3 of the printed bill, between lines 11 and 12, insert
"741.9. The assessor, in assessing any property affected by the provisions of this article, shall take into consideration any impairment of the use of the property which lessens its actual value resulting from the establishment of the location of the highway."

Amendment No. 3

On page 3, line 12, of said bill, strike out "741.9.", and insert "742."

Amendments read, and adopted.
Bill ordered reprinted, and engrossed.

Assembly Bill No. 1930—An act to amend Sections 6710, 6711, 6712, 6715, 6754, 6775, 6779, and 6799 of the Business and Professions Code, and to add to Chapter 7 of Division 3 of the Business and Professions Code a new article to be numbered Article 8, comprising Sections 6800 to 6814, inclusive, all relating to the State Board of Registration for Civil and Professional Engineers, its organization, government, membership and powers to regulate the practice of professional engineering, and providing penalties for violations of the provisions of this act.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Governmental Efficiency and Economy:

Amendment No. 1

On page 16, line 52, of the printed bill, as amended in the Assembly on May 23, 1947, after the period, insert

"This article does not apply to employees in the communication industry; nor to employees of contractors while engaged on work on communication equipment; provided, that such employees may register if they so elect."

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1607—An act to amend Section 4015 of the Political Code, relating to the consolidation of judicial townships.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Municipal and County Government:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "amend Section 4015 of the Political", and insert "add Section 27800.5 to the Government".

Amendment No. 2

In line 2 of the title of said bill, strike out "the consolidation of".

Amendment No. 3

On page 1 of said bill, strike out lines 1 to 27, inclusive, and insert

"SECTION 1. Section 27800.5 is added to the Government Code, to read:

27800.5. A change in the boundaries of a township shall not be made which results in transferring the residence of the incumbent justice of the peace or constable so as to deprive either of them of the right to hold office in the township in which he was elected."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2289—An act to add Section 4041.5a to the Political Code, relating to the power of the board of supervisors to provide operas and other entertainment.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Municipal and County Government:

Amendment No. 1

In line 1 of the title of the printed bill, after "Code", insert "and Section 25561 to the Government Code".

Amendment No. 2

On page 1, lines 7 and 8, of said bill, strike out "operas, symphonies, dramatic productions, band concerts, and other similar entertainment within", and insert ", by contract with any person, firm or corporation, operas, symphonies, band concerts, and historical or commemorative pageants or plays within".

Amendment No. 3

On page 1, lines 10 and 11, of said bill, strike out "Such entertainment may be provided by contract with any person, firm or corporation."

Amendment No. 4

On page 1 of said bill, after line 19, insert

"SEC. 2. Section 25561 is added to the Government Code, to read:

25561. In counties having a population in excess of 1,000,000, the board of supervisors may provide, by contract with any person, firm, or corporation, operas,

symphonies, band concerts, and historical or commemorative pageants or plays within the county. A charge may be made for attendance at such performances. Such contract shall provide that the management and control of such performances shall be under the supervision of the board of supervisors or shall provide specifically for those matters which cannot legally be delegated by the board of supervisors. Such contract may also provide for the reimbursement of the county, insofar as possible out of any net profits derived therefrom by such person, firm, or corporation. The jurisdiction and powers added by this section shall cease five years from the effective date hereof.

SEC. 3. Section 2 of this act becomes operative only if Title 3 of the Government Code is enacted by the Legislature at its 1947 Regular Session, and in such case at the same time as Title 3 takes effect; at which time Section 4041.5a of the Political Code is hereby repealed."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1081—An act to amend Section 13275 of the Education Code, relating to the making of reports by principals of high schools to the State Board of Education.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Education:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "amend Section 13275 of", and insert "add Section 8159.1 to".

Amendment No. 2

In the title of said bill, strike out lines 2 and 3, and insert "to the maintenance of continuation education classes."

Amendment No. 3

On page 1 of said bill, strike out lines 1 to 18, inclusive, and insert

"SECTION 1. Section 8159.1 is added to the Education Code, to read:

8159.1. The governing board of any school district authorized or required to maintain continuation education classes may maintain such classes on Saturday."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 40—An act to amend Section 10 of the Political Code, to amend Section 18025 of, add Sections 1226 and 1227 to, and repeal Sections 11021, 18020, 18021, 18022, 18023, and 18024 of, the Government Code, relating to holidays and hours of employment in public service.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency and Economy:

Amendment No. 1

Commencing in line 1 of the title of the printed bill, strike out ", to amend Section 18025 of, add Sections 1226 and 1227 to, and repeal Sections 11021, 18020, 18021, 18022, 18023, and 18024 of, the Government Code".

Amendment No. 2

Commencing in line 4 of the title of the printed bill, strike out "and hours of employment in public service".

Amendment No. 3

On page 1, line 4, of the printed bill, strike out "Saturday, every".

Amendment No. 4

On page 2, line 11, of the printed bill, following "Saturday", insert "from twelve o'clock noon until twelve o'clock midnight".

Amendment No. 5

On page 2, line 16, of the printed bill, strike out "This", and insert ", provided, this".

Amendment No. 6

On page 2, line 18, of the printed bill, strike out "Saturday", and insert "such Saturday afternoon; and every Saturday during the months of June, July and August is a holiday for all purposes relating to the presentation for payment or acceptance and to the protesting and giving notice of the dishonor of bills of exchange, bank checks, promissory notes, drafts, acceptances, bonds or other evidences of indebtedness."

Amendment No. 7

On page 2 of the printed bill, commencing in line 20, strike out "the twelfth day of February, the twenty-second day of February,".

Amendment No. 8

On page 2 of the printed bill, strike out lines 41 to 52, inclusive.

Amendment No. 9

On page 3 of the printed bill, strike out lines 1 to 23, inclusive.

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2079—An act to provide for the recruitment and placement of an adequate supply of farm labor; to provide for an agricultural study in connection with farm labor and the availability thereof and to carry on a farm labor information service; to generally assure an adequate supply of farm labor in connection with the planting, growing and harvesting of farm commodities and products; creating a California Farm Labor Placement Service; providing for a director, an advisory board and for necessary officers and employees, defining the powers and duties of the director and the advisory board and such other officers or employees; and to amend Section 92 of the Unemployment Insurance Act, relating to farm labor placement.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency and Economy:

Amendment No. 1

In the title of the printed bill, as amended in the Assembly on May 23, 1947, strike out lines 1 to 14, inclusive, and insert

"An act to amend Section 92 of the Unemployment Insurance Act, relating to the administration of the Department of Employment."

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 2

On page 1 of said bill, strike out lines 1 to 14, inclusive; and strike out pages 2 to 6, inclusive, and insert

"SECTION 1. Section 92 of the Unemployment Insurance Act is amended to read:

Sec. 92. In addition to all other powers granted and duties imposed by this act, the commission:

(a) May create unemployment districts.

(b) Shall establish, maintain and operate adequately staffed public employment offices for men, women and juniors who are legally qualified to engage in gainful

occupations and shall maintain a veterans placement service to be devoted to securing work for veterans [and a farm placement service to promote the placement and clearance of agricultural labor,] and a youth placement department to promote the placement of youth in suitable fields of employment. Adequate records and statistics on all the classifications above mentioned shall be compiled and kept by the employment service, and a report of such records, statistics, applications and placements shall be made semiannually.

(c) May promulgate such rules as it finds desirable for the registration of unemployed persons, and for placing them in available employment. To this end it may accept financial contributions from any governmental unit or agency, or private persons."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2695—An act to provide for the regulation of the shoe rebuilding industry, creating the State Board of Shoe Rebuilders for such purpose, and prescribing its powers and duties.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency and Economy:

Amendment No. 1

On page 4, line 9, of the printed bill, after "of", insert "five".

Amendment No. 2

On page 4, line 10, of said bill, after the second "of", insert "three shop owners, one jobber, and one public neutral party".

Amendment No. 3

On page 4 of said bill, at the beginning of line 16, insert "$10."

Amendment No. 4

On page 4, line 27, of said bill, insert "Two as of January, 1948; two as of January, 1949; and one as of January, 1950."

Amendment No. 5

On page 4, line 47, of said bill after "exceed", insert "one".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1670—An act to amend Sections 12 and 16 of the Construction and Employment Act.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Municipal and County Government:

Amendment No. 1

In line 1 of the title of the printed bill strike out "Sections 12 and 16", and insert "Section 5".

Amendment No. 2

In line 2 of the title of said bill, after "Act", insert "relating to the construction of public works".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 3

On page 1 of said bill, strike out lines 1 to 26, inclusive; and on page 2, strike out lines 1 to 24, inclusive, and insert

"SECTION 1. Section 5 of the Construction and Employment Act is amended to read:

Sec. 5. (a) As used in this act, "sewage facility" or "sewage project" includes sewage treatment and disposal plants, trunk and outfall sewers, and other facilities for the collection, transportation, treatment and disposal of sewage, but does not include local street sewers as distinguished from main trunk, interceptor and outfall sewers.

(b) As used in this act, "school" means a school located in any school district which includes all or any portion of the county when the project is to be paid for in part from the county allocation, and a school located in a school district which includes all or any portion of the city when the project is to be paid for in part from the city allocation.

(c) As used in this act, "water-works system" includes facilities necessary to the supply, pumping, storage [and] , treatment *and distribution* of water [but does not include water distribution mains] ."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1102—An act to amend Section 18057 of the Education Code, relating to alterations or additions to school buildings.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Education:

Amendment No. 1

On page 1 of the printed bill, strike out lines 4 to 8, inclusive, and insert "make repairs or alterations to school buildings or may repair apparatus or equipment by day's labor, whenever the total cost of labor on the job does not exceed two thousand dollars ($2,000), or may make additions to school buildings, build apparatus or equipment, make improvements on the school grounds and erect new building by day's labor whenever the total cost of labor on the job does not exceed one thousand dollars ($1,000)."

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1316—An act to repeal Chapter 13.5 of Division 3 of the Education Code and to add Chapter 13.5 to said code, relating to the equalization of state aid for the support of the public schools.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Education:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "repeal Chapter 13.5 of Division 3", and insert "amend Sections 6703, 6941, 6942, 7062, 7128, and 7129".

Amendment No. 2

In line 2 of the title of said bill, strike out "Chapter 13.5", and insert "Sections 7146.1 and 7150".

Amendment No. 3

In line 3 of the title of said bill, strike out "equalization of state aid for the".

Amendment No. 4

In line 4 of the title of said bill, after "schools", insert ", declaring the urgency thereof, to take effect immediately"

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 5

On page 1 of said bill, strike out lines 1 to 16, inclusive, and insert

"SECTION 1. Section 6703 of the Education Code is amended to read:

6703. Not less than 85 percent of all moneys apportioned to a school district from the State School Fund under Articles 12 and 13 of Chapter 15 of this division, exclusive of said amounts allowed under Article 2 of Chapter 15, during any fiscal year must be expended during the same fiscal year for the payment of salaries of persons employed by the district in positions requiring certification qualifications *or for the payment of tuition by the district to another district.*

In the event that serious hardship may result in any school district from the provisions of this section, the school district, upon the written recommendation of the county superintendent of schools and the written approval of the Superintendent of Public Instruction, may be granted by the State Board of Education exemption from the provisions hereinabove stated to the extent deemed essential.

SEC. 2. Section 6941 of said code is amended to read:

6941. Units of average daily attendance in the high schools of a district other than evening high schools, *continuation high schools and continuation education classes,* for a fiscal year are the quotient arising from dividing the total number of days of pupils attendance in the regular day high schools, summer schools, special high school classes, and the part-time vocational courses of the district, exclusive of the number of days of pupils attendance in the seventh and eighth grades of junior high schools, during the fiscal year by the number of days school was actually taught in the regular day schools of the district during the fiscal year.

SEC. 3. Section 6942 of said code is amended to read:

6942. The units of average daily attendance in the evening high schools, continuation high schools and continuation education classes of a district for a fiscal year are the quotient arising from dividing the total number of days of pupils attendance in [the evening] *such* high schools *and classes* by 175

SEC. 4. Section 7062 of said code is amended to read:

7062. He shall allow to each high school district, for each year of the four-year course covering grades 9 to 12, inclusive, maintained in each day high school of the district, other than continuation high schools, during said preceding fiscal year which had, *exclusive of average daily attendance in classes for adults maintained in connection with such day high school,* during said preceding fiscal year an average daily attendance of less than 270, an additional one hundred dollars ($100) for each 10 units, or fraction of 10 units, of average daily attendance, the average daily attendance of the high school during said fiscal year was below 270, but not more than two thousand eight hundred dollars ($2,800) for any year so maintained.

In the application of this section to junior high schools and to senior high schools the average daily attendance measures of 270 and of 10 units shall be reduced by the ratio that the number of years within the grade range 9 to 12, inclusive, actually maintained in each such junior high school or senior high school during said preceding fiscal year bears to four.

No allowance shall be made to any high school district under this section during the Fiscal Year 1948-1949, or during any subsequent fiscal year unless during the preceding fiscal year there was levied for the high school district at least the maximum rate of school district tax fixed for such district by Section 6357 less not more than one cent ($0.01), and after the Fiscal Year 1948-1949 without the approval of the State Commission on School Districts nor shall any allowance be made under this section on account of any high school established after the Fiscal Year 1946-1947 unless the establishment of such high school has been approved by the Superintendent of Public Instruction.

SEC. 5. Section 7128 of said code is amended to read:

7128. The Superintendent of Public Instruction shall direct the State Controller to, and the State Controller shall, withhold from the apportionment to the high school district:

(a) The amount computed by the Superintendent of Public Instruction to be equal to the total amounts apportioned to the high school district under Section 7122, less amounts allowed to the district under Sections 7061, 7062, 7063, 7064, 7065, 7066, *7101* and 7102, multiplied by the ratio of the average daily attendance of the pupils attending the eleventh and twelfth grades, subject to provisions of Section 7148, of a four-year junior college situated in the district and maintained by a junior college district to the total average daily attendance, subject to provisions of Section 7148, for the high school district; plus

(b) The amount allowed under Section 7064 for the eleventh and twelfth grades of each four-year college situated in the district and maintained by a junior college district.

The State Controller shall add the amount withheld to the apportionment required to be made under Section 7123 to the junior college district maintaining the four-year junior college.

SEC. 6. Section 7129 of said code is amended to read:

7129. The obligation of school districts which received advances from the State General Fund against future apportionments from the State General Fund under Article 7 of Chapter [11] *12* of Division 3 of this code as added by Chapter 59, Statutes, First Extraordinary Session, Fifty-sixth Legislature, to repay such advances to the State General Fund, is continued except that such advances shall be deemed to have been made against apportionments from the State School Fund to be made on and after July 1, 1947.

During each of the Fiscal Years 1947-1948 and 1948-1949, the State Controller shall deduct from apportionments made to each such district from the State School Fund one-third of the amount apportioned to such district under said article and shall pay the amount deducted into the State General Fund.

SEC. 7. Section 7146.1 is added to said code, to read:

7146.1. For the purposes of this division, whenever the levy of a tax at any certain rate is required as a condition precedent to the making of any allowance or apportionment of funds on account of any high school district or junior college district and a tax is levied under subsection (e) of Section 6357 for such high school district and a junior college district or for such junior college district and a high school district, as the case may be, for combined high school and junior college purposes, the requirement shall be deemed to be one requiring the levy of a tax at a rate which shall in the case of a high school district be determined by adding to the rate of tax required to be levied for the high school district, the maximum rate of district tax fixed by Section 6357 for a junior college district, and, in the case of a junior college district by adding to the rate of tax required to be levied for the junior college district, the maximum rate of district tax fixed by Section 6357 for a high school district

SEC. 8. Section 7150 is added to said code, to read:

7150. For all purposes of this division the computations of the foundation programs for each of the districts merged or otherwise included within a union elementary school district, joint union elementary school district or a unified school district must be computed either under Article 4 or under the alternative foundation program in Article 13. If the foundation programs of districts comprising a union, joint union or unified district are computed under Article 4, the district aid must be computed under Article 9, but if the foundation programs of the districts are computed under Article 13, the district aid must be computed as specified in Article 13.

SEC. 9. This act is hereby declared to be an urgency measure necessary for the immediate preservation of the public peace, health and safety within the meaning of Section 1 of Article IV of the Constitution and shall therefore go into immediate effect. A statement of the facts constituting such necessity is as follows:

Chapter 401 of the Statutes of 1947 providing for the support of the public kindergarten schools and classes, elementary schools and classes, and secondary schools and classes, becomes operative for the fiscal year beginning July 1, 1947. This act makes certain necessary amendments to the law as established by said Chapter 401 of the Statutes of 1947, and if not enacted as an urgency measure would be inoperative as to apportionments from the State School Fund made for the fiscal year beginning July 1, 1947. In order that such amendments shall be effective for the fiscal year beginning July 1, 1947, it is necessary that this act take effect immediately."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1020—An act making an appropriation for construction and improvements at San Diego State College.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Education:

Amendment No. 1

On page 1 of the printed bill, beginning in line 1, strike out "two hundred thousand dollars ($2,200,000)", and insert "six hundred fifteen thousand four hundred dollars ($2,615,400)".

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2083—An act making an appropriation for the acquisition of real property and construction of buildings for the San Francisco State College.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Education:

Amendment No. 1

In line 1 of the title of the printed bill, after "appropriation for", strike out "the acquisition of real property and".

Amendment No. 2

On page 1 of the printed bill, strike out lines 1 to 7.

Amendment No. 3

On page 1 of the printed bill, insert

"SECTION 1. The sum of three million six hundred ninety thousand dollars ($3,690,000) is hereby appropriated out of any money in the State Treasury not otherwise appropriated to be expended in accordance with law, after approval by the Director of Finance and the Director of Education, for construction and improvements at San Francisco State College.

SEC. 2. The appropriation made by this act shall be available without regard to fiscal years and shall be exempt from the provisions of Section 16304 of the Government Code."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

SECOND READING OF SENATE BILLS

Senate Bill No. 302—An act to amend Section 3462 of the Education Code, relating to the organization of high school districts.

Bill read second time, and ordered to third reading.

Senate Bill No. 531—An act to amend Section 185 of the Education Code, relating to traveling expenses of officers and employees of the Department of Education.

Bill read second time, and ordered to third reading.

Senate Bill No. 837—An act to add Chapter 8 to Division 10 of the Education Code, relating to state cerebral palsy schools.

Bill read second time, and ordered to third reading.

Senate Bill No. 840—An act to amend the heading of Article 12 of Chapter 7 of Division 4 of the Education Code and to amend Sections 9176 and 9178 of said code, all relating to federal programs.

Bill read second time, and ordered to third reading.

Senate Bill No. 354—An act to add Section 11275 to the Government Code, relating to the administrative costs of state agencies.

Bill read second time, and ordered to third reading.

Senate Bill No. 365—An act to add Section 13145 to the Government Code, relating to refunds.

Bill read second time, and ordered to third reading.

Senate Bill No. 545—An act to amend Section 12302 of the Government Code, relating to salaries of State Treasurer's assistants.

Bill read second time, and ordered to third reading.

Senate Bill No. 1414—An act to add Article 5, comprising Sections 5680 to 5777, inclusive, to Chapter 3 of Division 5 of the Public Resources Code, relating to regional shoreline park and recreation districts.

Bill read second time, and ordered to third reading.

Senate Bill No. 254—An act to amend Sections 3 and 5 of an act entitled "An act to provide for forest practices which will promote the maximum sustained productivity of the forest lands of California," approved April 23, 1945, relating to maximum sustained productivity of the forest lands of California.

Bill read second time, and ordered to third reading.

Senate Bill No. 902—An act to authorize and provide for the allocation and reallocation of money in the Flood Control Fund of 1946, and defining the terms and conditions upon which such allocations and reallocations shall be made.

Bill read second time, and ordered to third reading.

Senate Bill No. 1558—An act conveying certain tidelands and submerged lands to the County of San Luis Obispo, in furtherance of navigation and commerce and the fisheries, and providing for the government, management, and control thereof, reserving rights to the State.

Bill read second time, and ordered to third reading.

Senate Bill No. 171—An act to amend Sections 4105, 4135, 4136, 4138, and 4139 of the Health and Safety Code, relating to garbage disposal districts.

Bill read second time, and ordered to third reading.

Senate Bill No. 172—An act amending the title and Sections 1, 2, 3, 4, and 5 of, and adding Section 1.5 and 7 to, an act entitled "An act authorizing and empowering any city, city and county, county or subdivision of the state of California, to park, and to permit the parking of, vehicles on real property belonging to, or in the possession of, or subject to an easement of, such city, city and county, county or subdivision of the State to lease or grant franchises in real property for such purpose and to construct, and maintain land and buildings for such purpose," approved May 24, 1927, relating to the parking of motor vehicles.

Bill read second time, and ordered to third reading.

Senate Bill No. 542—An act to amend Section 4004.5 of the Political Code and Section 23010 of the Government Code, relating to loans by counties.

Bill read second time, and ordered to third reading.

Senate Bill No. 597—An act to amend Section 5 of an act entitled "An act authorizing the incurring of indebtedness by cities, towns, and municipal corporations for municipal improvements, and regulating the acquisition, construction, or completion thereof," which became a law under constitutional provision without the Governor's approval, on February 25, 1901, relating to the issuance of municipal improvement bonds,

providing for the payment thereof, declaring the urgency of this act, and providing that this act shall take effect immediately.

Bill read second time, and ordered to third reading.

Senate Bill No. 1374—An act to amend Section 143 of, and to add Sections 143.1 and 143.2 to, the Streets and Highways Code, relating to information relating to highways, to the administration thereof, and to funds therefor, specifying the powers and duties of the California Highway Commission and state departments and agencies in connection therewith, and providing for the making and distribution of reports thereof.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Governmental Efficiency and Economy:

Amendment No. 1

On page 3 of the printed bill, as amended in the Senate on May 19, 1947, between lines 28 and 29, insert

"The State Controller shall account in his books all receipts and expenditures in the State Highway Fund in accordance with the classification prescribed in this section.

For the purpose of recording by the Controller of receipts to and expenditures from the State Highway Fund, the department shall furnish to the Controller with claims and remittances or by subsequent reports the information necessary to maintain such accounts."

Amendment read, and adopted.

Bill ordered reprinted, and to third reading.

Senate Bill No. 173—An act amending the title and Sections 1, 4, 6, 44, 46, and 52 of, and adding Sections 2.1, 2.2, 2.3, 2.4, 2.6, and 2.8 to, the Vehicle Parking District Act of 1943, relating to parking districts and providing that such parking districts may be formed in the unincorporated territory, incorporated territory, or may include both.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Municipal and County Government:

Amendment No. 1

On page 5, line 26, of the printed bill, strike out "with the clerk of", and insert "of the county or municipality with".

Amendment No. 2

On page 5 of the printed bill, between lines 22 and 23, insert

"In the event that the board of parking place commissioners determines that the revenues from fees, charges and rentals exceeds the amount necessary for the proper maintenance, operation, repair, and improvement of said parking places, such surplus revenue may be used, upon the order of the board of parking place commissioners, to reduce the bonded indebtedness of the district."

Amendments read, and adopted.

Bill ordered reprinted, and to third reading.

Senate Bill No. 1551—An act to amend Sections 4041.29 and 4088 of the Political Code and to amend Sections 29900 and 29917 of, and to add Sections 25825 and 29901.5 to, the Government Code, relating to counties and contributions thereby for public purposes.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Municipal and County Government:

Amendment No. 1

In lines 1 and 2 of the title of the printed bill, as amended in the Senate on May 21, 1947, strike out "to amend Sections 4041.29 and 4088 of the Political Code and".

Amendment No. 2

On page 1 of said bill, strike out lines 1 to 22, inclusive; strike out pages 2, 3, 4, and 5; and on page 6, strike out lines 1 to 26, inclusive.

Amendment No. 3

On page 6, line 27, of said bill, strike out "SEC. 3.", and insert "SECTION 1."

Amendment No. 4

On page 6, line 36, of said bill, strike out "and the"; and strike out lines 37 to 41, inclusive, and insert "and the area to be directly served has exhausted its ability to finance construction of such project is found to exist by the affirmative vote of four-fifths of the members of such board. The board of supervisors may assist any sanitary or sewer district formed under the provisions of the Health and Safety Code of the State of California by contributing to said district county general funds to finance the construction of any project commenced by said district, said contribution not to exceed fifteen percent (15%) of the cost thereof, and whenever such project has been recommended by the county health officer to be necessary to the health of the inhabitants of such county and such recommendation is given in writing and spread upon the minutes of the board of supervisors, and whenever the necessity for such project to the county as a whole and the inability of the district to finance the construction of such project is found to exist by the affirmative vote of four-fifths of the members of such board.

This section shall not limit in amount the proceeds of bonds to be contributed to any district, pursuant to the provisions of Section 29901.5 of the Government Code.

The findings and determination made pursuant to this section shall be final and conclusive upon all persons in the absence of actual fraud."

Amendment No. 5

On page 6, line 42, of said bill, strike out "SEC. 4.", and insert "SEC. 2."

Amendment No. 6

On page 7, line 1, of said bill, strike out "SEC. 5.", and insert "SEC. 3."

Amendment No. 7

On page 7, line 12, of said bill, strike out "SEC. 6.", and insert "SEC. 4."

Amendment No. 8

On page 7 of said bill, strike out lines 25 to 29, inclusive.

Amendments read, and adopted.

Bill ordered reprinted, and to third reading.

Senate Bill No. 784—An act to repeal Article 10 of Chapter 2 of Division 10 of the Education Code and to add Article 10 to Chapter 2 of Division 10 of said code, relating to providing of housing and other facilities for students, faculty members, and employees of the state colleges, declaring the urgency thereof, to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Education:

Amendment No. 1

On page 3, line 8, of the printed bill, as amended in the Senate on May 15, 1947, strike out the second comma, and insert "any real or personal property necessary or convenient or useful".

Amendment No. 2

On page 3, line 9, of said bill, strike out "or", and insert "of".

Amendments read, and adopted.

Bill ordered reprinted, and to third reading.

Senate Constitutional Amendment No. 15—Proposed amendment to Article IV of the Constitution, relative to property taxation by the State.

Resolution read.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Constitutional Amendments:

Amendment No. 1

On page 2, line 46, of the printed measure, as amended in the Senate on May 14, 1947, strike out the period following "thereof", and insert "except for the payment of the principal of and interest on any obligations of this State, for which the full credit of the State is pledged, at any time outstanding and evidenced by warrants, bonds or other securities of this State."

Amendment read, and adopted.

Resolution ordered reprinted, and on file for adoption.

Senate Bill No. 36—An act to amend Section 13424 of the Education Code, relating to teachers' institutes.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Education:

Amendment No. 1

On page 1, line 6, of the printed bill, after "mile", insert ", excluding the first six miles,".

Amendment read, and adopted.

Bill ordered reprinted, and to third reading.

Senate Bill No. 1203—An act to amend Sections 9 and 12 of the Municipal Water District Act of 1911, relating to the organization, government and powers of municipal water districts.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Municipal and County Government:

Amendment No. 1

On page 1, line 3, of the printed bill, as amended, after "Sec. 9.", insert "The board of directors shall act only by ordinance or resolution. The ayes and noes shall be taken up on the passage of all ordinances and resolutions and entered upon the journal of the proceedings of the board of directors. No ordinance or resolution shall

be passed or become effective without the affirmative vote of a majority of the members of the board. The enacting clause of all ordinances passed by the board shall be: "Be it ordained by the board of directors of _____ municipal water district as follows:" ".

Amendment No. 2

On page 3 of said bill, strike out lines 26 to 49, inclusive.

Amendments read, and adopted.

Bill ordered reprinted, and to third reading.

REPORTS OF STANDING COMMITTEES

Committee on Public Morals

ASSEMBLY CHAMBER, SACRAMENTO, June 6, 1947

MR. SPEAKER: Your Committee on Public Morals, to which was referred:

Assembly Bill No. 2234

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

THOMPSON, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, June 6, 1947

MR. SPEAKER: Your Committee on Public Morals, to which were referred:

Assembly Bill No. 11
Senate Bill No. 548
Senate Bill No. 550

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

THOMPSON, Chairman

Above reported bills ordered to second reading.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, June 5, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted the report of the Committee on Conference concerning:

Assembly Bill No. 819—An act to amend Section 204e of the Code of Civil Procedure, relating to the duties and compensation of the secretary and jury commissioner of the superior court, and assistants.

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Assembly Bill No. 819 ordered enrolled.

SENATE CHAMBER, SACRAMENTO, June 5, 1947

MR. SPEAKER. I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to:

Senate Bill No. 150

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

SENATE CHAMBER, SACRAMENTO, June 5, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed:

Assembly Bill No. 45
Assembly Bill No. 547
Assembly Bill No. 886
Assembly Bill No. 1164
Assembly Bill No. 1165
Assembly Bill No. 1378
Assembly Bill No. 1379
Assembly Bill No. 1767
Assembly Bill No. 1879
Assembly Bill No. 2202

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bills ordered enrolled.

SENATE CHAMBER, SACRAMENTO, June 5, 1947

MR. SPEAKER I am directed to inform your honorable body that the Senate amended, and on this day passed, as amended:

Assembly Bill No. 286
Assembly Bill No. 629
Assembly Bill No. 933

And respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bills ordered to unfinished business file.

SENATE CHAMBER, SACRAMENTO, June 5, 1947

MR SPEAKER I am directed to inform your honorable body that the Senate on this day passed:

Senate Bill No. 140
Senate Bill No. 141
Senate Bill No. 401
Senate Bill No. 1035
Senate Bill No. 1462

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS

The following bills were read the first time:

Senate Bill No. 140—An act to add Section 87 to, and to amend Section 137.5 of, the Civil Code, relating to actions for annulment of marriage in respect to allowance of alimony, costs, and attorney's fees.

Referred to Committee on Judiciary.

Senate Bill No. 141—An act to amend Section 1027 of the Penal Code, relating to pleas of insanity, appointment of alienists, expert evidence, and fees.

Referred to Committee on Judiciary.

Senate Bill No. 401—An act to amend Sections 1191 and 1203 of, to add Section 1203.01 to, and to repeal Section 1192a of, the Penal Code, relating to judgments in criminal cases.

Referred to Committee on Judiciary.

Senate Bill No. 1035—An act to amend Section 755 of the Political Code, relating to the salary of the Clerk of the Supreme Court and ex officio Secretary of the Judicial Council.

Referred to Committee on Judiciary.

Senate Bill No. 1462—An act to add Section 13118 to the Health and Safety Code, relating to containers storing inflammable materials.

Referred to Committee on Public Health.

REPORT OF COMMITTEE ON CONFERENCE

The following report of Committee on Conference was received and read:

ASSEMBLY CHAMBER, SACRAMENTO, June 6, 1947

MR. SPEAKER: The Committee on Conference concerning:

Assembly Bill No. 1846—An act to amend Sections 5040, 5050.3, 5050.7, 5100, 5102, 5103, and 5125 of, to repeal Section 5041 of, and to add Sections 5041 and 5156 to, the Welfare and Institutions Code, relating to mentally ill persons, redefining "mentally ill," and providing for the detention and commitment of mentally ill persons, and the safeguarding of their property pending commitment;

Consisting of the undersigned members, has met, and reports that it has agreed to recommend the following:

That the amendments of the Senate be concurred in, and that the bill be further amended as follows:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in the Senate on May 28, 1947, after "5040," insert "5050,".

Amendment No. 2

On page 2, line 2, of said bill, after "sanitarium," insert "or state hospital,".

Amendment No. 3

On page 3, line 34, of said bill, after "illness," insert "and there having been".

Amendment No. 4

On page 5 of said bill, after line 37, insert

"SEC. 11. Section 5050 of said code is amended to read:

5050. Whenever it appears, by petition pursuant to this chapter, to the satisfaction of a judge of the superior court in any county that any person therein is mentally ill, and in need of supervision, treatment, care or restraint, the judge shall make such orders as may be necessary to provide for examination into the state of mental health of the person, and for the safekeeping of the person, pending hearing, in the county psychopathic hospital, in his own home, *in a state hospital*, or in such other place as will afford access to medical examiners for the purpose of examination and suitable provision for the safety and comfort of the person. If it appears to the judge that the mental health of the person requires it, the judge shall issue and deliver to some peace or probation officer for service, an order directing that the person be detained in a place designated in the order."

SALSMAN	KIRKWOOD
CUNNINGHAM	HINTON
WILLIAMS	GRUNSKY
Senate Committee on Conference	Assembly Committee on Conference

The roll was called, and the report adopted by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brown, Burke, Burns, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, Debs, Dolwig, Doyle, Dunn, Elliott, Erwin, Field, Gaffney, Grant, Grunsky, Hahn, Heisinger, Hinton, James, Johnson, Kilpatrick, Kirkwood, Lowrey, Luckel, Lyons, Maloney, McCollister, Niehouse, Robertson, Sherwin, Silliman, Stanley, Thomas, Thompson, Thorp, Thurman, Wollenberg, and Mr. Speaker—50.

NOES—None.

CONSIDERATION OF DAILY FILE (RESUMED)

UNFINISHED BUSINESS

CONSIDERATION OF SENATE AMENDMENTS

Assembly Bill No. 1144—An act to repeal Section 790.5 of, and to add Section 790.5 to, the Agricultural Code, relating to emergency standards for fruits, nuts, and vegetables.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 1144?

Amendment No. 1

On page 1, line 4, of the printed bill, after "Whenever", insert ", upon petition of persons interested in the growing or handling of fruits, nuts or vegetables, or upon his own motion".

Amendment No. 2

On page 1, line 20, of said bill, strike out "rescinded by the director", and insert "expiration as hereinafter provided".

Amendment No. 3

On page 2, line 4, of said bill, after "to", insert "raise or".

Amendment No. 4

On page 2, line 5, of said bill, after "to", insert "the maturity or to the".

Amendment No. 5

On page 2, line 10, of said bill, strike out the final "s" in "consumers".

Amendment No. 6

On page 2 of said bill, strike out line 13, and insert "in one or more newspapers, trade papers, or industry publications deemed best adapted to give notice to interested persons, together with".

Amendment No. 7

On page 2 of said bill, strike out lines 28 and 29, and insert "such emergency standards shall take effect on the day appointed therefor, and shall continue in effect until suspended or rescinded by the director, or until the ninety-first day after adjournment of the next regular session of the Legislature, whichever first occurs."

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 1144 by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brown, Burke, Burns, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Dolwig, Doyle, Dunn, Elliott, Erwin, Field, Fletcher, Gaffney, Grant, Grunsky, Hahn, Heisinger, Hinton, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, Niehouse, Robertson, Sherwin, Silliman, Thomas, Thompson, Thorp, Thurman, Wollenberg, and Mr. Speaker—53.

NOES—None.

Assembly Bill No. 1144 ordered enrolled.

Assembly Bill No. 1851—An act to amend Sections 6660 and 6660.5 and to repeal Section 6662 of the Welfare and Institutions Code, relating to guardianship and administration of estates of hospital patients and to protect those estates where the value does not warrant guardianship, and providing for the department through its designated officer or employee to perform such functions.

The question being: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 1851?

Amendment No. 1

On page 1 of the printed bill, as amended in the Assembly on April 8, 1947, strike out line 20; and on page 2, strike out lines 1 and 2, and insert "Hygiene may apply for letters of administration of his estate, and, in the discretion of the court, letters of administration may be issued to the department. When the Department of Mental Hygiene is appointed as guardian or administrator, the department shall be appointed as".

The roll was called, and the Assembly concurred in Senate amendment to Assembly Bill No. 1851 by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brown, Burke, Burns, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Field, Fletcher, Gaffney, Grant, Grunsky, Hahn, Heisinger, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, Niehouse, Sherwin, Silliman, Thomas, Thompson, Thorp, Thurman, Wollenberg, and Mr. Speaker—53.

NOES—None.

Assembly Bill No. 1851 ordered enrolled.

Assembly Bill No. 1936—An act to amend Section 1557 of the Penal Code, relating to the payment of the expenses of returning arrested persons for trial.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 1936?

Amendment No. 1

In lines 2 and 3 of the title of the printed bill, as amended in the Assembly on April 10, 1947, strike out ", and to add Section 1557.1 to,".

Amendment No. 2

On page 2 of said bill, strike out lines 37 to 46, inclusive.

Amendment No. 3

On page 1, line 12, of the printed bill, as amended in the Senate on May 26, 1947, after "for", insert "statutory fees in connection with the detention and surrender of such fugitive and for the".

Amendment No. 4

On page 1, line 13, of the printed bill, as amended, strike out "and".

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 1936 by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brown, Burke, Burns, Caldecott, Clarke, Collier, George D. Collins, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Grant, Grunsky, Hahn, Heisinger, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, Niehouse, Sherwin, Silliman, Stanley, Thomas, Thompson, Thorp, Thurman, and Mr. Speaker—53.

NOES—None.

Assembly Bill No. 1936 ordered enrolled.

Assembly Bill No. 1117—An act to amend Sections 2617, 2618, 2621, 2704, 2705, and 2706 of the Revenue and Taxation Code, relating to penalties for nonpayment of real estate taxes.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 1117?

Amendment No. 1

In line 1 of the title of the printed bill, strike out "and", and after "2621", insert ", 2704, 2705, and 2706".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 2

On page 1 of the printed bill, after line 26, insert

"SEC. 4. Section 2704 of the Revenue and Taxation Code is amended to read:

2704. All taxes due November 1st, if unpaid, are delinquent December 5th at 5 p.m., and thereafter a delinquent penalty of 6 percent attaches to them. [If these taxes are not paid before the second half of taxes on the secured roll is delinquent, an additional delinquent penalty of 3 percent attaches to them.]

SEC. 5. Section 2705 of the Revenue and Taxation Code is amended to read:

2705. The second half of taxes on [the secured roll,] *real property*, if unpaid, is delinquent April 20th at 5 p.m., and thereafter a delinquent penalty of [3] *6* percent attaches to it.

SEC. 6. Section 2706 of the Revenue and Taxation Code is amended to read:

2706. After the second half of taxes on [the secured roll] *real property* is delinquent, the tax collector shall collect a cost of [fifty cents ($0.50)] *one dollar ($1)* for preparing the delinquent roll and published delinquent list on each separate valuation on the secured roll of:

(a) Real property, except possessory interests.

(b) Possessory interests.

(c) Personal property.

The cost shall be collected even though the property appears on the roll due to a special assessment and no valuation of the property is given.

SEC. 7. This act shall become operative on July 1, 1948."

The roll was called, and the Assembly refused to concur in Senate amendments to Assembly Bill No. 1117 by the following vote:

AYES—Brown, Erwin, Evans, and Kilpatrick—4.

NOES—Anderson, Beck, Bennett, Berry, Blosser, Burke, Burns, Caldecott, Clarke, Collier, George D. Collins, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Dolwig, Doyle, Dunn, Field, Fletcher, Gaffney, Grant,

Grunsky, Hahn, Heisinger, Hinton, Huyck, James, Johnson, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, Niehouse, Sherwin, Silliman, Stanley, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—50.

Appointment of Committee on Conference Concerning Assembly Bill No. 1117

The Speaker announced the appointment of Messrs. Field, Erwin, and Cramer as a Committee on Conference concerning Assembly Bill No. 1117.

Assembly Bill No. 1119—An act to amend Sections 134, 157, 2616, 2922, 4106, 4108, 4155, 4217, 4986 of, and to add Sections 2921.5 and 4655.5 to, the Revenue and Taxation Code, relating to cancellation of unpaid personal property taxes; the notification of the fact of redemption; the accounting of collections by the assessor, tax collector and redemption officer; the penalty date for taxes on the unsecured roll; the payment of taxes on a portion of a parcel of real property; and installment payments on redemption.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 1119?

Amendment No. 1

In line 1 of the title of the printed bill, as amended in the Assembly on March 31, 1947, strike out "2912,".

Amendment No. 2

On page 2 of said bill, strike out lines 13 to 17, inclusive.

Amendment No. 3

On page 2, line 18, of said bill, strike out "SEC. 5.", and insert "SEC. 4."

Amendment No. 4

On page 2, line 26, of said bill, strike out "SEC. 6.", and insert "SEC. 5."

Amendment No. 5

On page 2, line 34, of said bill, strike out "SEC. 7.", and insert "SEC. 6."

Amendment No. 6

On page 3, line 1, of said bill, strike out "SEC. 8.", and insert "SEC. 7."

Amendment No. 7

On page 3, line 17, of said bill, strike out "SEC. 9.", and insert "SEC. 8."

Amendment No. 8

On page 3, line 32, of said bill, strike out "SEC. 10.", and insert "SEC. 9."

Amendment No. 9

On page 3, line 43, of said bill, strike out "SEC. 11.", and insert "SEC. 10."

Amendment No. 10

On page 3, line 49, of said bill, strike out "SEC. 12.", and insert "SEC. 11."

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 1119 by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brown, Burke, Burns, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Grant, Grunsky, Hahn, Heisinger, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, Niehouse, Silliman, Stanley, Thomas, Thompson, Thorp, Thurman, Weber, and Mr Speaker—54.

NOES—None.

Assembly Bill No. 1119 ordered enrolled.

Assembly Bill No. 1124—An act to amend Sections 3358, 3552.2, 3552.6, 3691, 3696.5, 3700, 3701, 3702, 3706, 3798, 3799 of, and to add Section 3708.5 to, the Revenue and Taxation Code, relating to the advertising, selling prices, notices and deed recitations in connection with the sale of tax-deeded property.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 1124?

Amendment No. 1

In line 2 of the title of the printed bill, as amended in the Assembly on March 31, 1947, strike out "3710," and ", 3908".

Amendment No. 2

On page 4 of said bill, strike out lines 10 to 27, inclusive.

Amendment No. 3

On page 4, line 28, of said bill, strike out "SEC. 12.", and insert "SEC. 11."

Amendment No. 4

On page 4, line 37, of said bill, strike out "SEC. 13.", and insert "SEC. 12."

Amendment No. 5

On page 4 of said bill, strike out lines 46 to 50, inclusive.

Amendment No. 6

Strike out page 5 of said bill.

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 1124 by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brown, Burke, Burns, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Grant, Grunsky, Hahn, Heisinger, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, Niehouse, Silliman, Stanley, Thomas, Thompson, Thorp, Thurman, Weber, and Mr. Speaker—54.

NOES—None.

Assembly Bill No. 1124 ordered enrolled.

Assembly Bill No. 1348—An act to define and regulate the business of selling checks or cashing checks, drafts or money orders or of receiving money for the purpose of paying bills, invoices or accounts of an obligor; to provide for the issuance of licenses and the making of examinations and investigations by the Commissioner of Corporations; to limit the amount of fees to be charged; to provide for the suspension, surrender and revocation of licenses; to provide for the adoption of rules and regulations and to prescribe penalties for violations of this act.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 1348?

Amendment No. 1

In line 1 of the title of the printed bill, as amended in the Assembly on May 1, 1947, after "selling", insert "checks".

Amendment No. 2

On page 1, line 5, of the printed bill, as amended, after "selling", insert "checks".

Amendment No. 3

On page 1, line 7, of the printed bill, as amended, after "paying", insert "to a person other than the check seller or casher".

Amendment No. 4

On page 2, line 2, of the printed bill, as amended, after "selling", insert "checks".

Amendment No. 5

On page 2, line 5, of the printed bill, as amended, after "selling", insert "checks".

Amendment No. 6

On page 2, line 38, of the printed bill, as amended, strike out the comma and "drafts or money orders".

Amendment No. 7

On page 3 of the printed bill, as amended, after line 10, insert "Said bond shall remain in force and effect until the surety is released from liability by said commissioner, or until said bond is canceled by the surety. The surety may cancel said bond and be relieved of further liability thereunder by delivering 30 days' written notice to the commissioner. Such cancellation shall not affect any liability incurred or accrued thereunder prior to the termination of said 30-day period. Any person who sustains an injury covered by such bond, may in addition to any other remedy that he may have, bring an action in his own name upon said bond for the recovery of any damages sustained by him; provided, however, that no such action may be brought after the expiration of two years from and after the time when the act or default complained of may have occurred. Upon such action being commenced the Commissioner of Corporations may in his discretion, require the filing of a new bond, and immediately upon the recovery of any action on such bond, such licensee shall file a new bond, and upon failure to file the same within 10 days in either case such failure shall constitute sufficient grounds for the suspension or revocation of such license."

Amendment No. 8

On page 4, line 12, of the printed bill, as amended, after "selling", insert "checks".

Amendment No. 9

On page 4, line 17, of the printed bill, as amended, after "selling", insert "checks".

Amendment No. 10

On page 5 of the printed bill, as amended, strike out line 6, and insert
"SEC. 17. No person shall charge a fee for selling checks or cash-".

Amendment No. 11

On page 5, line 10, of the printed bill, as amended, after "is", insert "drawn on a bank located outside of the State of California or,".

Amendment No. 12

On page 5 of the printed bill, as amended, after line 15, insert
"SEC. 17.5. A licensee under this act shall not sell checks payable to bearer, to cash or to the purchaser."

Amendment No. 13

On page 5, line 48, of the printed bill, as amended, after "persons", insert "or the authorized agents of any person".

Amendment No. 14

On page 5, line 50, of the printed bill, as amended, after "building", insert "or savings".

Amendment No. 15

On page 6, line 2, of the printed bill, as amended, after "selling", insert "checks".

Amendment No. 16

On page 6, line 5, of the printed bill, as amended, after "Act", insert a semicolon and "or (c) is an attorney-at-law; or (d) is a licensed collection agency or a merchant owned nonprofit credit association".

Amendment No. 17

On page 6 of the printed bill, as amended, after line 5, insert
"SEC. 22.1. The provisions of this act relating to the cashing of checks, drafts or money orders shall not apply to any person the major portion of whose business consists of other than selling checks or cashing checks, drafts or money orders or receiving money for the purpose of paying to a person other than the check seller or casher, bills, invoices or accounts of an obligor.
SEC. 22.5. This act does not apply to a "Joint Control Transaction" As used in this act, "Joint Control Transaction" means any transaction in which money or other property is paid to a "Joint Control Agent" for dispersal or use in payment of the cost of labor, materials, services, permits, fees or other items of expense incurred in construction of improvements upon real property."

Consideration of Senate amendments passed on file.

Assembly Bill No. 775—An act to amend Section 480 of the Fish and Game Code, relating to fishing.

The question being: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 775?

Amendment No. 1

On page 1 of the printed bill, as amended in the Assembly on April 24, 1947, strike out lines 3 to 9, inclusive, and insert

"480. It is unlawful to use explosives in the waters of this State inhabited by fish, except under the terms of a permit first obtained by the user from the commission, or except in case of emergency, to remove an accidental obstruction to the flow of water."

The roll was called, and the Assembly concurred in Senate amendment to Assembly Bill No. 775 by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Grant, Grunsky, Hahn, Heisinger, Hinton, Huyck, James, Johnson, Kilpatrick, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, Miller, Niehouse, Robertson, Sheridan, Sherwin, Silliman, Stanley, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—60.

NOES—None.

Assembly Bill No. 775 ordered enrolled.

Assembly Bill No. 148—An act to amend Sections 379, 380, 382, 383, 383.1, and 776 of the Vehicle Code, Section 7 of an act entitled "An act to regulate the caravaning of vehicles upon the public highways of this State, defining the term 'caravaning' and providing for the licensing of vehicles in caravan for the privilege of using the public highways and for the cost of regulating persons engaged in caravaning and providing such fees shall be a lien and for the enforcement of such liens and the collection and disposition of such fees and imposing penalties for violation thereof, and to repeal an act entitled 'An act to regulate the caravaning of motor vehicles upon the public highways of this State, defining the term "caravaning" and providing for the licensing of motor vehicles in caravan and imposing penalties for violation thereof,' approved July 6, 1935, declaring the urgency thereof, and providing that it shall take effect immediately," approved July 1, 1937, being Chapter 788 of the Statutes of 1937, and Section 10901 of the Revenue and Taxation Code, relating to fees collected by the Department of Motor Vehicles and refunds made thereby.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 148?

Amendment No. 1

On page 2, line 50, of the printed bill, after "of", strike out "one dollar ($1)", and insert "two dollars ($2)."

Amendment No. 2

On page 3, line 6, of said bill, after "of", strike out "one dollar ($1)", and insert "two dollars ($2)."

Amendment No. 3

On page 3, line 14, of said bill, strike out "0.50", and insert "1.00".

The roll was called, and the Assembly refused to concur in Senate amendments to Assembly Bill No. 148 by the following vote:

AYES—Bennett, Brown, Clarke, Field, Lyons, and Thomas—6.

NOES—Allen, Anderson, Beck, Berry, Blosser, Burke, Burns, Caldecott, Carey, Collier, George D. Collins, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Grant, Grunsky, Hahn, Heisinger, Hinton, Huyck, Johnson, Kilpatrick, Loomis, Lowrey, Luckel, Maloney, Robertson, Sheridan, Sherwin, Stanley, Thompson, Thorp, Thurman, Waters, and Mr. Speaker—47.

Appointment of Committee on Conference Concerning Assembly Bill No. 148

The Speaker announced the appointment of Messrs. Burns, Thomas, and Clarke as a Committee on Conference concerning Assembly Bill No. 148.

REQUESTS FOR PERMISSION TO INTRODUCE BILLS

The following request for permission to introduce a bill was presented:

By Mr. Thomas:

ASSEMBLY CHAMBER, SACRAMENTO, June 6, 1947

MR. SPEAKER: In accordance with the provisions of Article IV, Section 2, of the Constitution, I request permission to introduce a bill, the title of which is as follows:

An act to amend Section 737pp of the Political Code, relating to the salaries of judges of the superior court.

Respectfully submitted.

VINCENT THOMAS

Request referred to Committee on Legislative Procedure.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, June 6, 1947

MR. SPEAKER: Your Committee on Legislative Procedure, to which was referred the following bill, herewith returns the same with the recommendation that the author be permitted to introduce it:

By Mr. Thomas:

An act to amend Section 737pp of the Political Code, relating to the salaries of judges of the superior court.

WEBER, Chairman

The roll was called, and permission granted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brown, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Clayton A. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Grant, Grunsky, Hahn, Heisinger, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, and Mr. Speaker—60.

NOES—None.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

The following bill was introduced, and read for the first time:

Assembly Bill No. 2711: By Mr. Thomas—An act to amend Section 737pp of the Political Code, relating to the salaries of judges of the superior court.

Referred to Committee on Judiciary.

REQUESTS FOR PERMISSION TO INTRODUCE BILLS

The following request for permission to introduce a bill was presented:

By Mr. Sheridan:

ASSEMBLY CHAMBER, SACRAMENTO, June 6, 1947

MR. SPEAKER: In accordance with the provisions of Article IV, Section 2, of the Constitution, I request permission to introduce a bill, the title of which is as follows:

An act to amend Section 6 of an act entitled "An act to establish police courts in cities of the second class, to fix their jurisdiction, and provide for officers of said courts, and fix the compensation of certain officers thereof," approved March 23, 1901, as amended, relating to police courts in cities of the second class.

Respectfully submitted.

BERNARD A. SHERIDAN

Request referred to Committee on Legislative Procedure.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, June 6, 1947

MR. SPEAKER: Your Committee on Legislative Procedure, to which was referred the following bill, herewith returns the same with the recommendation that the author be permitted to introduce it:

By Mr. Sheridan:

An act to amend Section 6 of an act entitled "An act to establish police courts in cities of the second class, to fix their jurisdiction, and provide for officers of said courts, and fix the compensation of certain officers thereof," approved March 23, 1901, as amended, relating to police courts in cities of the second class.

WEBER, Chairman

The roll was called, and permission granted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brown, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Clayton A. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Grant, Grunsky, Hahn, Heisinger, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, and Mr. Speaker—60.

NOES—None.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bill was introduced, and read the first time:

Assembly Bill No. 2712: By Mr. Sheridan—An act to amend Section 6 of an act entitled "An act to establish police courts in cities of the second class, to fix their jurisdiction, and provide for officers of said courts, and fix the compensation of certain officers thereof," approved March 23, 1901, as amended, relating to police courts in cities of the second class.

Referred to Committee on Judiciary.

REQUESTS FOR PERMISSION TO INTRODUCE BILLS

The following request for permission to introduce a bill was presented:

By Mr. Silliman:

ASSEMBLY CHAMBER, SACRAMENTO, June 6, 1947

MR. SPEAKER: In accordance with the provisions of Article IV, Section 2, of the Constitution, I request permission to introduce a bill, the title of which is as follows:

An act to create a Loyalty Commission, to define its purposes, powers and duties, and to provide for a loyalty investigation of state officers and employees, standards of loyalty, and the dismissal of disloyal employees.

Respectfully submitted.

JAMES W. SILLIMAN

Request referred to Committee on Legislative Procedure.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, June 6, 1947

MR. SPEAKER: Your Committee on Legislative Procedure, to which was referred the following bill, herewith returns the same with the recommendation that the author be permitted to introduce it:

By Mr. Silliman:

An act to create a Loyalty Commission, to define its purposes, powers and duties, and to provide for a loyalty investigation of state officers and employees, standards of loyalty, and the dismissal of disloyal employees.

WEBER, Chairman

The roll was called, and permission granted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brown, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Clayton A. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Grant, Grunsky, Hahn, Heisinger, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, and Mr. Speaker—60.

NOES—None.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bill was introduced, and read the first time:

Assembly Bill No. 2713: By Mr. Silliman—An act to create a Loyalty Commission, to define its purposes, powers and duties, and to provide for a loyalty investigation of state officers and employees, standards of loyalty, and the dismissal of disloyal employees.

Referred to Committee on Governmental Efficiency and Economy.

REQUESTS FOR PERMISSION TO INTRODUCE BILLS

The following request for permission to introduce a bill was presented:

By Mr. Conrad:

ASSEMBLY CHAMBER, SACRAMENTO, June 6, 1947

MR. SPEAKER: In accordance with the provisions of Article IV, Section 2, of the Constitution, I request permission to introduce a bill, the title of which is as follows:

An act to amend Section 517 of the Code of Civil Procedure, relating to claim and delivery of personal property and the steps to be followed in obtaining possession of such property in a building or enclosure.

Respectfully submitted.

CHARLES J. CONRAD

Request referred to Committee on Legislative Procedure.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, June 6, 1947

MR. SPEAKER: Your Committee on Legislative Procedure, to which was referred the following bill, herewith returns the same with the recommendation that the author be permitted to introduce it:

By Mr. Conrad:

An act to amend Section 517 of the Code of Civil Procedure, relating to claim and delivery of personal property and the steps to be followed in obtaining possession of such property in a building or enclosure.

WEBER, Chairman

The roll was called, and permission granted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brown, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Clayton A. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Grant, Grunsky, Hahn, Heisinger, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, and Mr. Speaker—60.

NOES—None.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bill was introduced, and read the first time:

Assembly Bill No. 2714: By Mr. Conrad—An act to amend Section 517 of the Code of Civil Procedure, relating to claim and delivery of personal property and the steps to be followed in obtaining possession of such property in a building or enclosure.

Referred to Committee on Judiciary.

MESSAGES FROM THE GOVERNOR

STATE OF CALIFORNIA
GOVERNOR'S OFFICE, SACRAMENTO, June 5, 1947

To the Honorable Members of the Assembly
State of California, Sacramento, California

GREETINGS: I am returning herewith without my signature

Assembly Bill No. 1991, entitled: "An act to amend Section 694 of, and to add Section 40.5 to the Vehicle Code, relating to size and width of vehicles."

My objections are as follows:

This bill would amend a section of the Vehicle Code relating to the width of vehicles to exempt gantry trucks from the normal width limit of vehicle or load of 96 inches and would permit such trucks a total outside width of not to exceed 106 inches. I am informed by the Director of Public Works that modern pavements are now being designed with 11 or 12-foot width of pavement lanes. There are still many highways with pavement lanes eight or nine feet in width. In fact most of the pavements of the State are of such narrower width and the same is true of city streets and county roads. On a nine-foot pavement lane there would be a clearance of exactly 1 inch on each side of the vehicle if a gantry truck of the width permitted by this bill were placed in the center of the lane. In view of the alarming accident rate on our highways, roads, and streets I cannot approve a bill which would so materially increase traffic hazards. For these reasons I am returning the bill without my approval.

Respectfully submitted.

EARL WARREN, Governor

Assembly Bill No. 1991 ordered to unfinished business file.

STATE OF CALIFORNIA
GOVERNOR'S OFFICE, SACRAMENTO, June 4, 1947

To the Honorable Members of the Assembly
State of California, Sacramento, California

GREETINGS: I am returning herewith, without my signature,

Assembly Bill No. 1126, entitled: "An act to amend Section 3511.4 of and to suspend and postpone the operation of Sections 3511.3, 3511.5, 3571, 3571.3, 3571.5, 3572, 3573, 3574, 3575, 3576, 3577, and 3578 of the Revenue and Taxation Code, relating to the termination of the right of redemption and declaring the urgency thereof, to take effect immediately."

My objections to this bill are as follows:

This measure is unnecessary and would accomplish nothing in view of my approval of Assembly Bill 1125, by the same author. This bill merely provides for the suspension of the right to terminate the right of redemption, provided by certain sections of the Revenue and Taxation Code. Assembly Bill No. 1125 provides for a repeal of the same provision.

I am advised by the Attorney General, the Secretary of the State Board of Equalization and the State Controller that approval of Assembly Bill No. 1125 would make this bill ineffective for any purpose.

Respectfully submitted.

EARL WARREN, Governor

CONSIDERATION OF GOVERNOR'S VETO (BY UNANIMOUS CONSENT)

Assembly Bill No. 1126—An act to amend Section 3511.4 of, and to suspend and postpone the operation of Sections 3511.3, 3511.5, 3571, 3571.3, 3571.5, 3572, 3573, 3574, 3575, 3576, 3577, and 3578 of, the Revenue and Taxation Code, relating to the termination of the right of redemption, and declaring the urgency thereof, to take effect immediately.

Governor's message stating his objections read previously.

The question being: Shall Assembly Bill No. 1126 become a law notwithstanding the objections of the Governor?

The roll was called, and the Assembly sustained the objections of the Governor by the following vote:

AYES—None.

NOES—Allen, Beck, Bennett, Berry, Blosser, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Heisinger, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—56.

MESSAGES FROM THE GOVERNOR

STATE OF CALIFORNIA, GOVERNOR'S OFFICE
SACRAMENTO, June 5, 1947

To the Honorable Members of the Assembly
State of California, Sacramento, California

GREETINGS: I am returning herewith without my signature

Assembly Bill No. 335, entitled: "An act amending Section 3 of an act entitled, 'An act providing for the creation of revolving funds in counties and townships of the State,' approved May 9, 1923, and amending Section 29327 of the Government Code, relating to county revolving funds."

My objections are as follows:

This bill amends the act permitting the establishment of revolving funds for county and township officers. It would waive the necessity for obtaining receipts for expenditures from such revolving funds made in the detection or prosecution of crime. I do not believe that it is necessary to the enforcement of our laws to relax present safeguards in this manner. The use of public funds should be circumscribed

with as great protection as the circumstances will permit. I am not willing to see the requirement for receipts for expenditures from such funds done away with. For that reason I am returning the bill without my approval.

Respectfully submitted.

EARL WARREN, Governor

Assembly Bill No. 335 ordered to unfinished business file.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, June 5, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day, pursuant to your request, rescinded its action whereby it adopted the report of the Committee on Conference concerning:

Assembly Bill No. 817

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

APPOINTMENT OF SECOND COMMITTEE ON CONFERENCE CONCERNING ASSEMBLY BILL NO. 817

The Speaker announced the appointment of Messrs. Caldecott, Brown, and Weber as a Second Committee on Conference concerning Assembly Bill No. 817.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 2684—An act relating to aeronautics; providing for the development and regulation thereof within this State; creating a State Aeronautics Commission and the office of Director of Aeronautics; prescribing the powers and duties of such commission and director; prescribing penalties; and to make uniform the law with reference to state development and regulation of aeronautics, and repealing acts inconsistent herewith.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Bennett, Berry, Blosser, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Debs, Clayton A. Dills, Dolwig, Doyle, Dunn, Erwin, Field, Fletcher, Gaffney, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Huyck, James, Johnson, Kilpatrick, Knight, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Robertson, Stanley, Thomas, Thompson, Thorp, Thurman, Weber, and Mr. Speaker—53.

NOES—Beck, Carey, Lester T. Davis, M. Philip Davis, Lowrey, Sherwin, and Silliman—7.

Notice of Motion to Reconsider Assembly Bill No. 2684

Messrs. Beck and Sherwin gave notice that on the next legislative day they would move to reconsider the vote whereby Assembly Bill No. 2684 was this day passed.

NOTICE OF MOTION TO WITHDRAW SENATE BILL NO. 229 FROM INACTIVE FILE

Mr. McCollister gave notice that on the next legislative day he would move to withdraw Senate Bill No. 229 from the inactive file, and have it placed upon the third reading file.

NOTICE OF MOTION TO WITHDRAW ASSEMBLY BILL NO. 950 FROM INACTIVE FILE

Mr. McCollister gave notice that on the next legislative day he would move to withdraw Assembly Bill No. 950 from the inactive file, and have it placed upon the third reading file.

NOTICE OF MOTION TO WITHDRAW ASSEMBLY BILL NO. 2655 FROM COMMITTEE

Mr. M. Philip Davis gave notice that on the second legislative day he would move to withdraw Assembly Bill No. 2655 from the Committee on Industrial Relations, and have it placed upon the file.

NOTICE OF MOTION TO WITHDRAW ASSEMBLY BILL NO. 2386 FROM INACTIVE FILE

Mr. Blosser gave notice that on the next legislative day he would move to withdraw Assembly Bill No. 2386 from the inactive file, and have it placed upon the third reading file.

BILLS WITHDRAWN FROM INACTIVE FILE, AND PLACED ON THE THIRD READING FILE

The following bill was withdrawn from the inactive file, and placed upon the third reading file:

Senate Bill No. 67, on request of Mr. Thurman.

FURTHER CONSIDERATION OF SENATE AMENDMENTS TO ASSEMBLY BILL NO. 1348

Assembly Bill No. 1348—An act to define and regulate the business of selling checks or cashing checks, drafts or money orders or of receiving money for the purpose of paying bills, invoices or accounts of an obligor; to provide for the issuance of licenses and the making of examinations and investigations by the Commissioner of Corporations; to limit the amount of fees to be charged; to provide for the suspension, surrender and revocation of licenses; to provide for the adoption of rules and regulations and to prescribe penalties for violations of this act.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 1348?

Amendment No. 1

In line 1 of the title of the printed bill, as amended in the Assembly on May 1, 1947, after "selling", insert "checks".

Amendment No. 2

On page 1, line 5, of the printed bill, as amended, after "selling", insert "checks".

Amendment No. 3

On page 1, line 7, of the printed bill, as amended, after "paying", insert "to a person other than the check seller or cashier".

Amendment No. 4

On page 2, line 2, of the printed bill, as amended, after "selling", insert "checks".

Amendment No. 5

On page 2, line 5, of the printed bill, as amended, after "selling", insert "checks".

Amendment No. 6

On page 2, line 38, of the printed bill, as amended, strike out the comma and "drafts or money orders".

Amendment No. 7

On page 3 of the printed bill, as amended, after line 10, insert "Said bond shall remain in force and effect until the surety is released from liability by said commissioner, or until said bond is canceled by the surety. The surety may cancel said bond and be relieved of further liability thereunder by delivering 30 days' written notice to the commissioner. Such cancellation shall not affect any liability incurred or accrued thereunder prior to the termination of said 30-day period. Any person who sustains an injury covered by such bond, may in addition to any other remedy that he may have, bring an action in his own name upon said bond for the recovery of any damages sustained by him; provided, however, that no such action may be brought after the expiration of two years from and after the time when the act or default complained of may have occurred. Upon such action being commenced the Commissioner of Corporations may in his discretion, require the filing of a new bond, and immediately upon the recovery of any action on such bond, such licensee shall file a new bond, and upon failure to file the same within 10 days in either case such failure shall constitute sufficient grounds for the suspension or revocation of such license."

Amendment No. 8

On page 4, line 12, of the printed bill, as amended, after "selling", insert "checks".

Amendment No. 9

On page 4, line 17, of the printed bill, as amended, after "selling", insert "checks".

Amendment No. 10

On page 5 of the printed bill, as amended, strike out line 6, and insert

"SEC. 17. No person shall charge a fee for selling checks or cash-".

Amendment No. 11

On page 5, line 10, of the printed bill, as amended, after "is", insert "drawn on a bank located outside of the State of California or,".

Amendment No. 12

On page 5 of the printed bill, as amended, after line 15, insert

"SEC. 17.5. A licensee under this act shall not sell checks payable to bearer, to cash or to the purchaser."

Amendment No. 13

On page 5, line 48, of the printed bill, as amended, after "persons", insert "or the authorized agents of any person".

Amendment No. 14

On page 5, line 50, of the printed bill, as amended, after "building", insert "or savings".

Amendment No. 15

On page 6, line 2, of the printed bill, as amended, after "selling", insert "checks".

Amendment No. 16

On page 6, line 5, of the printed bill, as amended, after "Act", insert a semicolon and "or (c) is an attorney-at-law; or (d) is a licensed collection agency or a merchant owned nonprofit credit association".

Amendment No. 17

On page 6 of the printed bill, as amended, after line 5, insert

"SEC. 22.1. The provisions of this act relating to the cashing of checks, drafts or money orders shall not apply to any person the major portion of whose business consists of other than selling checks or cashing checks, drafts or money orders or receiving money for the purpose of paying to a person other than the check seller or casher, bills, invoices or accounts of an obligor.

SEC. 22.5. This act does not apply to a "Joint Control Transaction". As used in this act, "Joint Control Transaction" means any transaction in which money or other property is paid to a "Joint Control Agent" for dispersal or use in payment of the cost of labor, materials, services, permits, fees or other items of expense incurred in construction of improvements upon real property."

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 1348 by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Clayton A. Dills, Dolwig, Doyle,

Dunn, Evans, Field, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Robertson, Sheridan, Sherwin, Silliman, Stanley, Thomas, Thompson, Thorp, Thurman, Waters, and Mr. Speaker—60.

NOES—None.

Assembly Bill No. 1348 ordered enrolled.

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS (RESUMED)
CONSIDERATION OF SENATE AMENDMENTS

Assembly Bill No. 2443—An act to amend Sections 12460 and 12461 of the Government Code, relating to financial reports of the Controller.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 2443?

Amendment No. 1

In line 1 of the title of the printed bill, strike out "and 12461", and insert ", 12461, 17030, 17031, and 17032, and to repeal Sections 17033 and 17034".

Amendment No. 2

In line 2 of the title of said bill, strike out "financial reports", and insert "the duties".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 3

On page 2 of said bill, after line 7, insert

"SEC. 3. Section 17030 of the Government Code is amended to read:

17030. A state agency may present to the Controller a verified demand for the issuance of [a] warrant *s* upon the Treasurer *in favor of payees having claims against the State, or in favor of the state agency to reimburse its revolving fund for payments made therefrom*, for any specified sums for the payment of salaries of officers or employees [or the support of], or the payment of an obligation incurred by the state agency.

SEC. 4. Section 17031 of the Government Code is amended to read:

17031. The demands shall contain or be accompanied by an itemized statement showing in detail the names of the persons to whom and the purposes for which the money is to be paid and the amounts to be paid to each person and for each purpose. The demands shall bear the written approval of the head of the state agency or other person in the agency authorized by law to approve the claims [, and shall specify the payee to be named in the warrant demanded. The payee shall be the head of the state agency or some other person in the agency designated by him] .

SEC. 5. Section 17032 of the Government Code is amended to read:

17032. The Controller may issue his warrant upon the Treasurer in favor of the payee for [a total of] such [of the] amounts covered by the demands as are authorized by law.

SEC. 6. Sections 17033 and 17034 of the Government Code are hereby repealed."

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 2443 by the following vote:

AYES—Allen, Anderson, Beck, Blosser, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Clayton A. Dills, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Huyck, Johnson, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Sherwin, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, and Mr. Speaker—55.

NOES—None.

Assembly Bill No. 2443 ordered enrolled.

Assembly Bill No. 469—An act to add Article 6 to Chapter 5 and Article 7.5 to Chapter 10 of Part 8, and Article 2.5 to Chapter 8 and Article 1.5 to Chapter 13 of Part 10, of Division 2 of the Revenue and Taxation Code, relating ot the exemption of persons dying in the military service from taxes and providing for the refund of taxes so paid.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 469?

Amendment No. 1

In line 4 of the title of the printed bill, as amended in the Assembly on April 16, 1947, after "exemption", insert "from taxes of estates".

Amendment No. 2

In line 5 of the title of said bill, strike out "from taxes".

Amendment No. 3

On page 2, line 10, of said bill, strike out "hostilities in".

Amendment No. 4

On page 3, line 1, of said bill, strike out "hostilities in".

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 469 by the following vote:

AYES—Allen, Anderson, Beck, Blosser, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, M. Philip Davis, Debs, Clayton A. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Huyck, James, Johnson, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, and Weber—56.

NOES—George D. Collins—1.

Assembly Bill No. 469 ordered enrolled.

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 166—An act to amend Section 257 of the Vehicle Code, relating to drivers' licenses of minors.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Clayton A. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Sherwin, Stanley, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—60.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 2376—An act to amend Section 5653 of the Elections Code, relating to residence.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Clayton A. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Sherwin, Stanley, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—59.

NOES—Robertson—1.

Bill ordered transmitted to the Senate.

UNFINISHED BUSINESS (RESUMED)

CONSIDERATION OF SENATE AMENDMENTS

Assembly Bill No. 1083—An act to add Chapter 3.5 to Part 1 of Division 2 of Title 2 of the Government Code, relating to the retirement, with retirement allowances, of Members of the Legislature.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 1083?

Amendment No. 1

On page 2, line 25, of the printed bill, as amended in the Assembly on May 16, 1947, strike out "refund", and insert "payment".

Amendment No. 2

On page 3, line 25, of said bill, after the period, insert

"All moneys received by this system pursuant to this chapter shall be deposited in the fund, and all retirement allowances, benefits, optional settlements, and other obligations or payments payable by this system pursuant to this chapter shall be paid from the fund."

Amendment No. 3

On page 3, line 41, of said bill, after "State", and before the comma, insert "held on account of members".

Amendment No. 4

On page 3, lines 46 and 47, of said bill, strike out "Within 20 days after the commencement of each regular session of the Legislature," and insert "Not later than March 15th next following the close of the fiscal year,".

Amendment No. 5

On page 6, line 13, of said bill, strike out "9359.1.", and insert "9359.15."

Amendment No. 6

On page 7 of said bill, between lines 6 and 7, insert

"9359 9. If a beneficiary is not designated, or if the estate is the beneficiary and the estate would not be probated if no amount were due from this system, all of the amount due by reason of the death of a member or retired member, including retirement allowances accrued but not received prior to death, shall be paid directly without probate to the surviving next of kin of the deceased, or the guardians of such survivors' estates, share and share alike.

Such payment shall be made in the same order in which the following groups are listed:

1. Husband or wife,
2. Children,
3. Father and mother,
4. Grandchildren,
5. Brothers and sisters,
6. Nieces and nephews

9360. No payment shall be made to persons included in any group if at the date of payment there are living persons in any of the groups preceding it, as listed. Payment to the persons in any group, upon receipt from them of an affidavit upon a form supplied by the board, that there are no living individuals in the groups preceding it and that the estate of the deceased will not be probated, is in full discharge of the board and system on account of the death.

9360.1. If the estate of the deceased member is his beneficiary, or if no beneficiary has been designated by him, or if the designated beneficiary cannot be found by the board, it may in its discretion pay to the funeral director who conducted the funeral, or to any person or organization that has paid the funeral director from his or the organization's funds, all or a portion of any amount payable under this system, but not more than the expenses of the funeral or the portion of such expenses paid by the person or organization, as evidenced by the sworn itemized statement of the funeral director and by such other documents as the board may require. Payment so made is a full discharge of the board and system for the amount so paid."

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 1083 by the following vote:

AYES—Allen, Anderson, Bennett, Berry, Blosser, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Clayton A. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger,

Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, Robertson, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, and Mr. Speaker—62

NOES—None.

Assembly Bill No. 1083 ordered enrolled.

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 2391—An act to add Chapter 9.5, consisting of Sections 7200 through 7213, to Division 3 of the Business and Professions Code, relating to guide dogs for the blind.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Erwin, Field, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, Miller, Niehouse, Robertson, Sherwin, Silliman, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—62.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 2252—An act to add Section 14377.1 to the Education Code, relating to the membership in the State Teachers' Retirement System of certain employees of county superintendents of schools.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Lester T. Davis, M Philip Davis, Debs, Dickey, Clayton A. Dills, Dolwig, Dunn, Elliott, Erwin, Field, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, McCollister, McMillan, Miller, Niehouse, Sherwin, Stanley, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—59.

NOES—None.

Bill ordered transmitted to the Senate.

MOTION THAT ASSEMBLY CONVENE ON MONDAY MORNING, JUNE 9TH, AT 10 A.M.

Mr. Dickey moved that the Assembly convene at 10 a.m., on Monday morning, June 9th; and that committees be excused, one at a time, thereafter, for the purpose of holding meetings, and clearing their calendars.

Mr. Thorp seconded the motion.

Motion carried.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, June 6, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1645

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bill ordered to third reading.

RE-REFERENCE OF BILLS

By order of the Speaker, the following bill was withdrawn from the file, and re-referred as follows:

Senate Bill No. 686 re-referred to Committee on Livestock and Dairies.

Hon. Michael J. Burns Presiding

At 11.20 a.m., Hon. Michael J. Burns, Member of the Assembly from the First District, presiding.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1687—An act to foster and develop domestic and international trade for the benefit of the entire State; and for that purpose creating the World Trade Center Authorities and prescribing the powers and duties thereof; authorizing the authorities to purchase or otherwise obtain land, buildings, works and property for the establishment of domestic and international trade centers, to be known as the World Trade Centers and authorizing offices thereof within and without the State and authorizing the authorities to construct and complete the World Trade Centers directly or by contract; further authorizing the authorities to operate and maintain (or either of them) World Trade Centers, directly or by contract or lease with a nonprofit corporation or association; providing for the issuance and sale of revenue bonds and providing for the use of the proceeds thereof for the purposes of this act; and providing for the expenditure of such proceeds and all revenues received from the operation of the projects to the uses and purposes set forth herein.

Bill read third time.

Speaker Presiding

At 11.25 a.m., Hon. Sam L. Collins, Speaker of the Assembly, presiding.

Demand for Previous Question

Messrs. Caldecott, Hahn, Thurman, Grunsky, and Heisinger demanded the previous question.

Demand for previous question sustained.

The question being on the passage of Assembly Bill No. 1687.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Bennett, Berry, Blosser, Brady, Brown, Butters, Caldecott, George D. Collins, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Fletcher, Gaffney, Gannon, Grunsky, Hahn, Hawkins, Heisinger, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Lyons, Maloney, McCollister, Miller, O'Day, Sherwin, Silliman, Stanley, Thomas, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—50.

NOES—Beck, Burke, Carey, Collier, Conrad, Erwin, Field, Hinton, Hollibaugh, Knight, Luckel, Niehouse, Stewart, and Thorp—14.

Roll Call Corrected by Unanimous Consent on Assembly Bill No. 1687

By unanimous consent, because of a defect in the voting machine which did not correctly register his vote, the Speaker ordered the roll call on Assembly Bill No. 1687 to record Mr. Caldecott as voting "Aye."

Notice of Motion to Reconsider Assembly Bill No. 1687

Mr. Collier gave notice that on the next legislative day he would move to reconsider the vote whereby Assembly Bill No. 1687 was this day passed.

RECESS

At 11.30 a.m., on motion of Mr. Dickey, the Assembly recessed until 11.40 a.m.

REASSEMBLED

At 11.40 a.m., the Assembly reconvened.

Hon. Sam L. Collins, Speaker of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, June 6, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 409—An act to add Sections 465.8 and 465.9 to the Vehicle Code, relating to street and highway signs;

Assembly Bill No. 904—An act to amend Section 18541 of the Government Code, relating to the definition of a "disabled veteran";

Assembly Bill No. 906—An act to add Section 19403 to the Government Code, relating to taking of civil service examinations by veterans, declaring the urgency thereof, and providing that this act shall take effect immediately;

And reports that the same have been correctly enrolled, and presented to the Governor on the sixth day of June, 1947, at 11 a.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 6, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 907—An act to amend Section 18977 of the Government Code, relating to qualifications of veterans for state civil service examinations;

Assembly Bill No. 1184—An act to amend Section 19810 of the Health and Safety Code, relating to inflammable articles;

Assembly Bill No. 1452—An act to add Section 9115 to the Public Resources Code, to permit an increase in the number of directors of soil conservation districts from three to five;

And reports that the same have been correctly enrolled, and presented to the Governor on the sixth day of June, 1947, at 11 a.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 6, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1454—An act to amend Section 403b of the Civil Code, and Sections 4804 and 4807 of the Corporations Code, relating to corporations in winding up and dissolution;

Assembly Bill No. 1490—An act to amend Section 640 of the Vehicle Code, relating to lights on vehicles;

Assembly Bill No. 1550—An act to amend Sections 13031 and 13831 of the Education Code, and to add Section 13031.1 to said code, all relating to positions in the Public School System requiring certification qualifications;

And reports that the same have been correctly enrolled, and presented to the Governor on the sixth day of June, 1947, at 11 a.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 6, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1884—An act to repeal Chapters 2, 3, 4, and 5, and to amend the chapter headings of Chapters 6 and 7 of an act entitled "An act to provide for the organization, incorporation, and government of municipal corporations," approved March 13, 1883, relating to the organization, incorporation, and government of municipal corporations;

Assembly Bill No. 2014—An act to amend Sections 8404 and 8503 of the Education Code, relating to ages of school children;

Assembly Bill No. 2042—An act to amend Section 360 of the Education Code, relating to additional reports;

And reports that the same have been correctly enrolled, and presented to the Governor on the sixth day of June, 1947, at 11 a.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 6, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 2093—An act to amend Section 1503.3 of the Education Code, relating to the contracts between governing boards of elementary school districts for the education of pupils;

Assembly Bill No. 2130—An act to add Section 13844 to the Education Code, relating to employees reports;

Assembly Bill No. 2509—An act to provide for the establishment of master and official plans in cities, cities and counties, and counties, and for the adoption of ordinances pursuant thereto; to prescribe the manner of adoption of such plans, portions thereof and amendments thereto, and the composition and effects thereof; to provide for the establishment and appointment of planning commissions by cities, cities and counties, and counties, for the creation of regional planning districts and the establishment and appointment of regional planning commissions and the State Conservation and Planning Board and Director of Planning; to define the powers and duties of such commissions and the State Conservation and Planning Board and the Director of Planning, and to provide for the exercise of such powers; to provide for the levy of special taxes for the support of planning commissions, and making certain expenditures legal charges against the funds of cities, cities and counties, and counties; and prescribing penalties for the violation thereof; and to repeal the Planning Act, as amended, relating to planning commissions;

And reports that the same have been correctly enrolled, and presented to the Governor on the sixth day of June, 1947, at 11 a.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 6, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Joint Resolution No. 12—Relative to memorializing Congress to enact legislation to control the manufacture and sale of inflammable materials;

Assembly Constitutional Amendment No. 37—A resolution to propose to the people of the State of California an amendment to the Constitution of said State by amending Section 1¼ of Article XIII, relating to exemptions of property on account of military service;

And reports that the same have been correctly enrolled, and presented to the Secretary of State on the sixth day of June, 1947, at 11 a.m.

WEBER, Chairman

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1685—An act to add Section 5.44 to the World Trade Center Authority Act, relating to legal investments.

Bill read third time.

Assembly Bill No. 1685 ordered passed on file.

NOTICE OF MOTION TO WITHDRAW ASSEMBLY BILL NO. 1513 FROM INACTIVE FILE

Mr. Waters gave notice that on the next legislative day he would move to withdraw Assembly Bill No. 1513 from the inactive file, and have it placed upon the third reading file.

RECESS

At 12.15 p.m., on motion of Mr. Dickey, the Assembly recessed until 2 p.m.

REASSEMBLED

At 2 p.m., the Assembly reconvened.

Hon. Sam L. Collins, Speaker of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

MEMBERS EXCUSED

By unanimous consent, the following members were excused until 3 p.m., for the purpose of attending to legislative duties in the Office of the State Department of Finance: Messrs. Butters, Collier, Field, Sherwin, Thompson, and Clarke.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF SENATE BILLS

Senate Bill No. 1244—An act to amend Section 54 of, and to add Section 54.6 to, the Alcoholic Beverage Control Act, relating to the licensing of the manufacture, distribution and sale of alcoholic beverages.

Bill read third time.

Motion to Amend

Mr. Crichton moved the adoption of the following amendments:

Amendment No. 1

On page 3, line 36, of the printed bill, as amended in the Assembly on June 3, 1947, between "sale" and "licensee", insert "general".

Amendment No. 2

On page 3 of said bill, following line 49, insert

"(c) The provisions of this section shall not prohibit a licensed wine grower or brandy manufacturer holding an off-sale general license permitted by subdivision (p) of Section 6 of this act, or any officer, director or employee of such licensee from holding any ownership or interest in any distilled spirits manufacturer's, distilled spirits manufacturer's agent's, rectifier's or distilled spirits wholesaler's license, business, or property."

Amendment No. 3

On page 4, line 6, of said bill, before "Any", insert "(d)".

Amendment No. 4

On page 4, line 8, of said bill, after "spirits", insert "wholesaler's".

Amendments read, and adopted.

Bill ordered reprinted, and to third reading.

Senate Bill No. 1254—An act to amend Section 3 of an act entitled "An act to regulate, and to prohibit fraud and deception in, the sale of olive oil, imitation olive oil, and other edible oils, to repeal an act entitled 'An act to regulate the sale of imitation olive oil, and to repeal an act entitled "An act to regulate the sale of olive oil," approved March 10, 1891,' " approved March 23, 1893, and to amend Section 28480 of the Health and Safety Code, relating to the blending of olive oil.

Bill read third time.

Motion to Amend

Mr. Crichton moved the adoption of the following amendment:

Amendment No. 1

On page 2, line 8, of the printed bill, strike out "Fifty-eighth", and insert "1947".

Amendment read, and adopted.

Bill ordered reprinted, and to third reading.

Senate Bill No. 407—An act to amend Section 1804 of the Education Code, relative to school elections.

Bill read third time.

Motion to Amend

Mr. Brown moved the adoption of the following amendments:

Amendment No. 1

In lines 2, 3, and 4 of the title of the printed bill, as amended in the Assembly on May 26, 1947, strike out "and prescribing the duties of county clerks and registrars of voters therewith".

Amendment No. 2

On page 1 of said bill, strike out lines 16 to 20, inclusive, and insert "clerk or secretary of the board of trustees or board of education shall send a notice."

Amendments read, and ordered passed on file.

Senate Bill No. 441—An act to amend Section 2472 of the Civil Code and Section 19000 of the Corporations Code, relating to service of process on foreign partnerships, and specifying the duties of the Secretary of State in connection therewith.

Bill read third time.

Motion to Amend

Mr. Brown moved the adoption of the following amendments:

Amendment No. 1

In lines 1 and 2 of the title of the printed bill, strike out "and Section 19000 of the Corporations Code".

Amendment No. 2

On page 1 of said bill, strike out lines 20 to 26, inclusive; and on page 2, strike out lines 1 to 19, inclusive

Amendments read, and adopted.

Bill ordered reprinted, and to third reading.

Senate Bill No. 146—An act to add Section 4651.1 to the Labor Code, relating to continuing jurisdiction of the Industrial Accident Commission under the Workmen's Compensation Act.

Bill read third time.

Motion to Amend

Mr. Lyons moved the adoption of the following amendment:

Amendment No. 1

On page 2, line 4, of the printed bill, as amended in the Senate on May 27, 1947, strike out "Section 4650", and insert "Sections 4650 and 4651".

Amendment read, and adopted.

Bill ordered reprinted, and to third reading.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, June 6, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 291
Assembly Bill No. 412

And reports the same correctly re-engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, June 6, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 5
Assembly Bill No. 1198
Assembly Bill No. 1199

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, June 6, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1539
Assembly Bill No. 2290

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, June 6, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1487
Assembly Bill No. 1585

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

Committee on Revenue and Taxation

ASSEMBLY CHAMBER, SACRAMENTO, June 6, 1947

MR. SPEAKER: Your Committee on Revenue and Taxation, to which was referred:

Senate Bill No. 1123

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

HOLLIBAUGH, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, June 6, 1947

MR. SPEAKER: Your Committee on Revenue and Taxation, to which was referred:

Senate Bill No. 1357

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

HOLLIBAUGH, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, June 6, 1947

MR. SPEAKER: Your Committee on Revenue and Taxation, to which was referred:

Assembly Bill No. 1752

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

HOLLIBAUGH, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, June 6, 1947

MR. SPEAKER: Your Committee on Revenue and Taxation, to which were referred:

Assembly Bill No. 1216
Assembly Bill No. 2324
Assembly Bill No. 2325

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

HOLLIBAUGH, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, June 6, 1947

MR. SPEAKER: Your Committee on Revenue and Taxation, to which was referred:

Assembly Bill No. 1447

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

HOLLIBAUGH, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, June 6, 1947

MR. SPEAKER: Your Committee on Revenue and Taxation, to which were referred:

Senate Bill No. 1173
Senate Bill No. 1250
Senate Bill No. 1515

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

HOLLIBAUGH, Chairman

Above reported bills ordered to second reading.

Committee on Social Welfare

ASSEMBLY CHAMBER, SACRAMENTO, June 6, 1947

MR. SPEAKER: Your Committee on Social Welfare, to which was referred:

Assembly Bill No. 377

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

NIEHOUSE, Chairman

Above reported bill ordered to second reading.

Committee on Civil Service and State Personnel

ASSEMBLY CHAMBER, SACRAMENTO, June 5, 1947

MR. SPEAKER. Your Committee on Civil Service and State Personnel, to which were referred:

Senate Bill No. 470
Senate Bill No. 1334

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

GANNON, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, June 5, 1947

MR. SPEAKER: Your Committee on Civil Service and State Personnel, to which was referred:

Assembly Bill No. 2698

Has had the same under consideration, and reports the same back with the recommendation. Do pass, and be re-referred to Committee on Ways and Means.

GANNON, Chairman

Above reported bill re-referred to Committee on Ways and Means.

ASSEMBLY CHAMBER, SACRAMENTO, June 5, 1947

MR. SPEAKER: Your Committee on Civil Service and State Personnel, to which was referred:

Assembly Bill No. 1586

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

GANNON, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, June 5, 1947

MR. SPEAKER: Your Committee on Civil Service and State Personnel, to which was referred:

Assembly Bill No. 2260

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

GANNON, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, June 5, 1947

MR. SPEAKER: Your Committee on Civil Service and State Personnel, to which was referred:

Assembly Bill No. 1080

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

GANNON, Chairman

Above reported bill ordered to third reading.

Committee on Transportation and Commerce

ASSEMBLY CHAMBER, SACRAMENTO, June 5, 1947

MR. SPEAKER: Your Committee on Transportation and Commerce, to which were referred:

Assembly Bill No. 150
Assembly Bill No. 1213

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

BURNS, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, June 5, 1947

MR. SPEAKER: Your Committee on Transportation and Commerce, to which were referred:

Assembly Bill No. 151
Assembly Bill No. 159
Assembly Bill No 526
Assembly Bill No. 1549
Assembly Bill No. 2422
Assembly Bill No. 2683

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

BURNS, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, June 5, 1947

MR. SPEAKER: Your Committee on Transportation and Commerce, to which were referred:

Assembly Bill No. 114
Assembly Bill No. 1597
Assembly Bill No. 2132

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

BURNS, Chairman

Above reported bills ordered to second reading.

Committee on Ways and Means

ASSEMBLY CHAMBER, SACRAMENTO, June 6, 1947

MR. SPEAKER: Your Committee on Ways and Means, to which were referred:

Assembly Bill No. 76
Assembly Bill No. 850
Assembly Bill No. 851
Assembly Bill No. 1869
Assembly Bill No. 1458
Assembly Bill No. 1498

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

WOLLENBERG, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, June 6, 1947

MR. SPEAKER: Your Committee on Ways and Means, to which was referred:

Assembly Bill No. 2546

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

WOLLENBERG, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, June 6, 1947

MR. SPEAKER: Your Committee on Ways and Means, to which was referred:

Assembly Bill No. 1596

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

WOLLENBERG, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, June 6, 1947

MR. SPEAKER: Your Committee on Ways and Means, to which were referred:

Assembly Bill No. 55	Assembly Bill No. 2708
Assembly Bill No. 1215	Assembly Bill No. 89
Assembly Bill No 2342	Assembly Bill No 2236
Assembly Bill No. 1529	Assembly Bill No. 1782
Assembly Bill No. 1689	Assembly Bill No. 2152

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

WOLLENBERG, Chairman

Above reported bills ordered to second reading.

RE-REFERENCE OF BILLS

By order of the Speaker, the following bills were withdrawn from the file, and re-referred as follows:

Assembly Bills Nos. 1585 and 2290 re-referred to Committee on Public Health.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, June 6, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed:

Assembly Bill No. 24	Assembly Bill No. 408
Assembly Bill No 104	Assembly Bill No. 628
Assembly Bill No. 105	Assembly Bill No. 1002
Assembly Bill No. 287	Assembly Bill No 1959

J. A BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bills ordered enrolled.

SENATE CHAMBER, SACRAMENTO, June 6, 1947

MR SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed, as amended:

Assembly Bill No. 141
Assembly Bill No. 1560

And respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bills ordered to unfinished business file.

SENATE CHAMBER, SACRAMENTO, June 6, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate appointed Senators DeLap, Ward, and Hulse as a Committee on Conference concerning:

Assembly Bill No. 1117—An act to amend Sections 2617, 2618, 2621, 2704, 2705, and 2706 of the Revenue and Taxation Code, relating to penalties for nonpayment of real estate taxes.

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

SENATE CHAMBER, SACRAMENTO, June 6, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate appointed Senators Breed, Quinn, and McCormack as a Committee on Conference concerning:

Assembly Bill No. 148—An act to amend Sections 379, 380, 382, 383, 383.1, and 776 of the Vehicle Code, Section 7 of an act entitled "An act to regulate the caravaning of vehicles upon the public highways of this State, defining the term 'caravaning' and providing for the licensing of vehicles in caravan for the privilege of using the public highways and for the cost of regulating persons engaged in caravaning and providing such fees shall be a lien and for the enforcement of such liens and the collection and disposition of such fees and imposing penalties for violation thereof, and to repeal an act entitled 'An act to regulate the caravaning of motor vehicles upon the public highways of this State, defining the term "caravaning" and providing for the licensing of motor vehicles in caravan and imposing penalties for violation thereof,' approved July 6, 1935, declaring the urgency thereof, and providing that it shall take effect immediately," approved July 1, 1937, being Chapter 788 of the Statutes of 1937, and Section 10901 of the Revenue and Taxation Code, relating to fees collected by the Department of Motor Vehicles and refunds made thereby.

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

SENATE CHAMBER, SACRAMENTO, June 6, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted the report of the Committee on Conference concerning:

Assembly Bill No. 819—An act to amend Section 204e of the Code of Civil Procedure, relating to the duties and compensation of the secretary and jury commissioner of the superior court, and assistants.

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

SENATE CHAMBER, SACRAMENTO, June 6, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted the report of the Committee on Conference concerning:

Assembly Bill No. 1846—An act to amend Sections 5040, 5050 3, 5050 7, 5100, 5102, 5103, and 5125 of, to repeal Section 5041 of, and to add Sections 5041 and 5156 to, the Welfare and Institutions Code, relating to mentally ill persons, redefining "mentally ill," and providing for the detention and commitment of mentally ill persons, and the safeguarding of their property pending commitment.

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Assembly Bill No. 1846 ordered enrolled.

SENATE CHAMBER, SACRAMENTO, June 6, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to:

Senate Bill No. 825
Senate Bill No. 1260

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

SENATE CHAMBER, SACRAMENTO, June 6, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed:

Senate Bill No. 1568
Senate Bill No. 1574
Senate Bill No. 453
Senate Bill No. 1225

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS (RESUMED)

The following bills were read the first time:

Senate Bill No. 1568—An act to amend Section 450 of the Unemployment Insurance Act, relating to voluntary plans.

Referred to Committee on Judiciary.

Senate Bill No. 1574—An act to add Section 28004 to the Health and Safety Code, relating to horse meat.

Referred to Committee on Public Health.

Senate Bill No. 453—An act to add Section 2163.3 to the Welfare and Institutions Code, relating to aid to the aged, declaring rents not income; and declaring the urgency thereof, to take effect immediately.

Referred to Committee on Ways and Means.

Senate Bill No. 1225—An act making an appropriation to pay the claim of the estate of Ethel Faris Adams against the State of California.

Referred to Committee on Ways and Means.

REPORTS OF STANDING COMMITTEES

Committee on Industrial Relations

ASSEMBLY CHAMBER, SACRAMENTO, June 5, 1947

MR. SPEAKER: Your Committee on Industrial Relations, to which were referred:

Assembly Bill No. 336
Assembly Bill No. 1373

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

LYONS, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, June 5, 1947

MR. SPEAKER: Your Committee on Industrial Relations, to which were referred:

Senate Bill No. 1492
Senate Bill No. 1493

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

LYONS, Chairman

Above reported bills ordered to second reading.

REQUEST FOR UNANIMOUS CONSENT THAT ASSEMBLY BILL NO. 1522 BE WITHDRAWN FROM FILE, AND BE RE-REFERRED TO COMMITTEE

Mr. Ralph C. Dills asked for, and was granted, unanimous consent that Assembly Bill No. 1522 be withdrawn from the file, and be re-referred to the Committee on Municipal and County Government.

MEMBERS EXCUSED

At 2.25 p.m., Mr. Hollibaugh asked for, and was granted, unanimous consent that the members of the Committee on Revenue and Taxation be excused, at this time, for the purpose of holding a meeting.

NOTICE OF MOTION TO WITHDRAW ASSEMBLY BILLS NOS. 196, 200, AND 201 FROM COMMITTEE

Mr. Cooke gave notice that on the second legislative day he would move to withdraw Senate Bills Nos. 196, 200, and 201 from the Committee on Civil Service and State Personnel, and have them placed upon the file.

NOTICE OF MOTION TO WITHDRAW SENATE BILL NO. 1492 FROM COMMITTEE

Mr. Hinton gave notice that on the second legislative day he would move to withdraw Senate Bill No. 1492 from the Committee on Industrial Relations, and have it placed upon the file.

NOTICE OF MOTION TO WITHDRAW SENATE BILL NO. 1493 FROM COMMITTEE

Mr. Hinton gave notice that on the second legislative day he would move to withdraw Senate Bill No. 1493 from the Committee on Industrial Relations, and have it placed upon the file.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolution was offered:

Assembly Concurrent Resolution No. 84: By Mr. McMillan—Relative to the creation of the Joint Interim Committee on Aviation.

Referred to Committee on Rules.

REQUEST FOR UNANIMOUS CONSENT THAT ASSEMBLY BILL NO. 1685 HOLD ITS PLACE ON FILE

Mr. Maloney asked for, and was granted, unanimous consent that Assembly Bill No. 1685 be passed on file, and hold its place on file.

REQUEST FOR UNANIMOUS CONSENT THAT ASSEMBLY BILL NO. 2420 HOLD ITS PLACE ON FILE

Mr. Caldecott asked for, and was granted, unanimous consent that Assembly Bill No. 2420 be passed on file, and hold its place on file.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1645—An act to amend Section 853 of "An act to provide for the organization, incorporation, and government of municipal corporations," approved March 13, 1883, and 1483, and 1484 of, and to add Sections 1481 and 1482 to, the Government Code, relating to official bonds.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Brady, Brown, Burke, Burns, Caldecott, Carey, George D. Collins, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Clayton A. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Huyck, James, Johnson, Kilpatrick, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, O'Day, Robertson, Sherwin, Silliman, Stanley, Thomas, Thompson, Thorp, Waters, Weber, and Mr. Speaker—56.

NOES—None.

Motion to Amend Title

Mr. Brown moved the adoption of the following amendment to the title:

Amendment No. 1

In line 3 of the title of the printed bill, as amended in the Assembly on June 2, 1947, strike out "and", and insert "to repeal Sections 1481, 1482,".

Amendment read, and adopted.

Bill ordered reprinted, and transmitted to the Senate.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 2224—An act to amend Sections 8755 and 8756 of the Education Code and to repeal Section 8758 of said code, relating

to the payment of tuition for the education of seventh and eighth grade pupils in junior high schools, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read.

The roll was called.

Call of the Assembly

Pending the announcement of the vote, Mr. Huyck moved a call of the Assembly.

Motion carried. Time, 2.40 p.m.

The Speaker directed the Sergeant-at-Arms to close the doors, and to bring in the following absent members:

Allen, Anderson, Berry, Boyd, Burns, Butters, Clarke, Collier, Conrad, Ralph C. Dills, Field, Gannon, Geddes, Hawkins, Hinckley, Hollibaugh, James, Kirkwood, Knight, Lowrey, Price, Robertson, Rosenthal, Sheridan, Stephenson, Stewart, Thurman, Weber, and Wollenberg—29.

PROCEEDINGS UNDER CALL OF THE ASSEMBLY BY UNANIMOUS CONSENT

TEMPORARY SUSPENSION OF ASSEMBLY RULE NO. 85

Mr. O'Day asked for, and was granted, unanimous consent that Assembly Rule No. 85 be temporarily suspended for the purpose of placing a call of the Assembly on any matter on file.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 2040—An act to add Section 2583.1 to the Education Code, relating to suspended districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Bennett, Blosser, Brady, Brown, Burke, Caldecott, Carey, George D. Collins, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Grant, Grunsky, Hahn, Heisinger, Hinton, Huyck, Johnson, Kilpatrick, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, O'Day, Sherwin, Silliman, Stanley, Thomas, Thompson, Thorp, Thurman, Weber, and Mr. Speaker—49.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 607—An act to amend Section 360 of the Code of Civil Procedure, relating to the statute of limitations on promissory notes.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Beck, Blosser, Brady, Brown, Burke, Caldecott, Carey, Cooke, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Evans, Fletcher, Gaffney, Grant, Grunsky, Hahn, Heisinger, Hinton, Huyck, Johnson, Loomis, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Sherwin, Silliman, Stanley, Thomas, Thompson, Thorp, Thurman, Weber, and Mr. Speaker—43.

NOES—Bennett, George D. Collins, Kilpatrick, and O'Day—4.

Bill ordered transmitted to the Senate.

Assembly Bill No. 2004—An act making an appropriation to the Department of Finance for the state burying grounds in the County of San Mateo.

Bill read third time.

The roll was called.

Call of the Assembly

Pending the announcement of the vote, Mr. Dolwig moved a call of the Assembly.

Motion carried. Time, 2.54 p.m.

The Speaker directed the Sergeant-at-Arms to close the doors, and to bring in the following absent members:

Allen, Anderson, Berry, Boyd, Brown, Burns, Butters, Clarke, Collier, Conrad, Clayton A. Dills, Erwin, Field, Gannon, Geddes, Hawkins, Hinckley, Hollibaugh, James, Kirkwood, Knight, Lowrey, Price, Robertson, Rosenthal, Sheridan, Stephenson, Stewart, Waters, and Wollenberg—30.

PROCEEDINGS UNDER CALL OF THE ASSEMBLY BY UNANIMOUS CONSENT

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1317—An act to amend Section 14601 of the Education Code, relating to retirement.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Beck, Bennett, Blosser, Brady, Brown, Burke, Butters, Caldecott, Carey, Collier, George D. Collins, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Field, Fletcher, Gaffney, Grant, Grunsky, Hahn, Heisinger, Hinton, Huyck, Johnson, Kilpatrick, Loomis, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Sherwin, Silliman, Stanley, Thomas, Thompson, Thorp, Thurman, Weber, and Mr. Speaker—53.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1830—An act to amend Section 11000 of the Business and Professions Code, relating to real estate subdivisions.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Beck, Bennett, Blosser, Brady, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Field, Fletcher, Gaffney, Grant, Grunsky, Hahn, Heisinger, Hinton, Huyck, Johnson, Kilpatrick, Loomis, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, O'Day, Sherwin, Silliman, Stanley, Thomas, Thompson, Thorp, Thurman, and Mr. Speaker—54.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1539—An act to amend Sections 427 and 428 of the Fish and Game Code, relating to hunting and fishing, and the issuance of licenses therefor.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Beck, Bennett, Blosser, Brady, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn,

Evans, Field, Fletcher, Gaffney, Grant, Grunsky, Hahn, Heisinger, Hinton, Huyck, Johnson, Kilpatrick, Loomis, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, O'Day, Sherwin, Silliman, Stanley, Thomas, Thompson, Thorp, Thurman, Weber, and Mr. Speaker—54.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 412—An act to add Sections 2161.5, 3043.5, and 3433.5 to the Welfare and Institutions Code, relating to residence requirements for public assistance, including aid to aged persons, aid to needy blind persons, and aid to partially self-supporting blind persons.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Beck, Bennett, Blosser, Brady, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Field, Fletcher, Gaffney, Grant, Grunsky, Hahn, Heisinger, Hinton, Huyck, Johnson, Kilpatrick, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Sherwin, Silliman, Stanley, Thomas, Thompson, Thorp, Thurman, Weber, and Mr. Speaker—55.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1198—An act to amend Section 737y of the Political Code, relating to salaries of superior court judges.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Beck, Blosser, Brady, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Field, Fletcher, Gaffney, Grant, Grunsky, Hahn, Hinton, Huyck, Johnson, Loomis, Luckel, Maloney, McCollister, Miller, Niehouse, O'Day, Sherwin, Silliman, Stanley, Thomas, Thompson, Thurman, Weber, and Mr. Speaker—47.

NOES—Heisinger—1.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1199—An act to amend Section 737tt of the Political Code, relating to salaries of superior court judges.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Beck, Blosser, Brady, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Field, Fletcher, Gaffney, Grant, Grunsky, Hahn, Hinton, Huyck, Johnson, Loomis, Luckel, Maloney, McCollister, Miller, Niehouse, O'Day, Sherwin, Silliman, Stanley, Thomas, Thompson, Thurman, Weber, and Mr. Speaker—47.

NOES—Heisinger—1.

Bill ordered transmitted to the Senate.

THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 1393—An act to grant to the City and County of San Francisco any and all right, title and interest of the State of California in and to those certain submerged lands between the southerly boundary of the City of South San Francisco and the northerly boundary of the City of Burlingame contiguous to the San Francisco Airport in the County of San Mateo.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Beck, Bennett, Blosser, Brady, Brown, Burke, Butters, Caldecott, Carey, Clarke, George D Collins, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dolwig, Doyle, Dunn, Elliott, Field, Fletcher, Gaffney, Grant, Grunsky, Hahn, Heisinger, Hinton, Huyck, Johnson, Kilpatrick, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Sherwin, Silliman, Stanley, Thomas, Thompson, Thorp, Thurman, Weber, and Mr. Speaker—51.

NOES—None

Bill ordered transmitted to the Senate.

Senate Bill No. 329—An act to add Section 8961.3 to the Health and Safety Code, relating to the permissible uses of cemeteries maintained by public cemetery districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Beck, Bennett, Blosser, Brady, Brown, Burke, Caldecott, Carey, Clarke, Collier, George D. Collins, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Field, Fletcher, Gaffney, Grant, Grunsky, Hahn, Heisinger, Hinton, Huyck, Johnson, Kilpatrick, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Sherwin, Silliman, Stanley, Thomas, Thompson, Thorp, Thurman, Weber, and Mr. Speaker—52.

NOES—None.

Bill ordered transmitted to the Senate.

MEMBERS EXCUSED

At 3.20 p.m., Mr. Field asked for, and was granted, unanimous consent that the members of the Committee on Governmental Efficiency and Economy be excused, at this time, for the purpose of holding a short meeting in the post office.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, June 6, 1947

MR SPEAKER: I am directed to inform your honorable body that the Senate appointed Senators Breed, Tenney, and Crittenden as a Second Committee on Conference concerning:

Assembly Bill No. 817—An act to amend Sections 103 and 103½ of the Code of Civil Procedure, relating to justices' courts in townships and cities.

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

SENATE CHAMBER, SACRAMENTO, June 6, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed:

Assembly Bill No. 240
Assembly Bill No. 726
Assembly Bill No. 1283
Assembly Bill No. 1684

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bills ordered enrolled.

SENATE CHAMBER, SACRAMENTO, June 6, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed:

Assembly Bill No. 144
Assembly Bill No. 146
Assembly Bill No. 158
Assembly Bill No. 162
Assembly Bill No. 388
Assembly Bill No. 444
Assembly Bill No. 445
Assembly Bill No. 446
Assembly Bill No. 498
Assembly Bill No. 653
Assembly Bill No. 732
Assembly Bill No. 809
Assembly Bill No. 876
Assembly Bill No. 1263
Assembly Bill No. 1271
Assembly Bill No. 1272
Assembly Bill No. 1331
Assembly Bill No. 1371
Assembly Bill No. 1388
Assembly Bill No. 1600
Assembly Bill No. 1867
Assembly Bill No. 2255
Assembly Bill No. 2416

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bills ordered enrolled.

SENATE CHAMBER, SACRAMENTO, June 6, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed, as amended:

Assembly Bill No. 1868
Assembly Bill No. 149

And respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bill ordered to unfinished business file.

RESOLUTIONS

The following resolution was offered:

By Mr. Weber:

House Resolution No. 206

Relative to the creation of the Assembly Interim Committee on Legislative Organization

Resolved by the Assembly of the State of California, As follows:

1. The Assembly Interim Committee on Legislative Organization is hereby created and authorized and directed to ascertain, study and analyze all facts relating to what rules, organization, procedure, space and facilities are best suited to the needs of the Legislature, including but not limited to the operation, effect, administration, enforcement and needed revision of any and all laws in any way bearing upon or relating to the subject of this resolution, and to report thereon to the Assembly, including in the reports its recommendations for appropriate legislation.

2. The committee shall consist of five Members of the Assembly appointed by the Speaker thereof. The chairman and vice chairman shall be appointed by the Speaker. Vacancies occurring or existing in the membership of the committee shall be filled by the appointing power.

3. The committee is authorized to act during this session of the Legislature, including any recess, and after final adjournment until the commencement of the 1949 Regular General Session, with authority to file its final report not later than the twentieth legislative day of the 1949 Regular Session.

4. The committee and its members shall have and exercise all of the rights, duties and powers conferred upon investigating committees and their members by the provisions of the Joint Rules of the Senate and Assembly and of the Standing Rules of the Assembly as they are adopted and amended from time to time, which provisions are incorporated herein and made applicable to this committee and its members.

5. The committee has the following additional powers and duties:

(a) To aid the Speaker, at his request, in organizing the standing committees of the Assembly and in drawing up a schedule of committee meetings.

(b) To act jointly with any Senate committee having similar duties and functions.

(c) To contract with such other agencies, public or private, as it deems necessary for the rendition and affording of such services, facilities, studies and reports to the committee as will best assist it to carry out the purposes for which it is created.

(d) To cooperate with and secure the cooperation of county, city, city and county, and other local law enforcement agencies in investigating any matter within the scope of this resolution and to direct the sheriff of any county to serve subpenas, orders and other process issued by the committee.

(e) To report its findings and recommendations to the Legislature and to the people from time to time and at any time, not later than herein provided.

(f) To do any and all other things necessary or convenient to enable it fully and adequately to exercise its powers, perform its duties, and accomplish the objects and purposes of this resolution.

6 The sum of _____ dollars ($_____) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Assembly for the expenses of the committee and its members and for any charges, expenses or claims it may incur under this resolution, to be paid from the said contingent fund and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read, and referred to the Committee on Rules.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 1277—An act to amend Sections 4006, 4007, 4009, 4013, 4031, 4032, 4035, 4037, 4038, 4039, 4041, 4044, 4092, 4132, 4195, 4196, 4201, 4212, 4213, 4214, 4288, and 4256 of, to add Sections 4033, 4033.1, 4033.2, 4033.3, 4035.1, 4048, 4095, 4218, 4219, 4220, 4221, 4222, 4234, 4235, 4236, and Article 7 comprising Sections 4160 to 4165, inclusive, to Chapter 9 of Division 2 of the Business and Professions Code, and to repeal Sections 4034, 4094, and 4095, and to repeal Article 8 of Chapter 9, Division 2, of said code, and Article 5 of Chapter 4, Division 10 of the Health and Safety Code, all relating to the practice of pharmacy.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Beck, Bennett, Blosser, Brady, Burke, Caldecott, Clarke, Collier, George D. Collins, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Doyle, Dunn, Elliott, Field, Fletcher, Gaffney, Grant, Grunsky, Hahn, Heisinger, Hinton, Huyck, Johnson, Kilpatrick, Loomis, Luckel, Lyons, Maloney, McMillan, Miller, Silliman, Stanley, Thomas, Thompson, Thorp, Thurman, Weber, and Mr. Speaker—47.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 487—An act to repeal Sections 20703 and 20752 of the Health and Safety Code, and to amend Sections 20757, 20759, and 20800 of, to amend and renumber Sections 20750 and 20751 of, and to add Sections 20703, 20763, and 20764 to, the Health and Safety Code, relating to the sale of poisons.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Beck, Bennett, Blosser, Brady, Brown, Burke, Carey, Clarke, Collier, George D. Collins, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Doyle, Elliott, Field, Fletcher, Gaffney, Grant, Grunsky, Hahn, Heisinger, Hinton, Huyck, Johnson, Kilpatrick, Loomis, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Sherwin, Silliman, Stanley, Thomas, Thompson, Thorp, Thurman, Weber, and Mr. Speaker—49.

NOES—None.

Bill ordered transmitted to the Senate.

REPORTS OF STANDING COMMITTEES

Committee on Governmental Efficiency and Economy

ASSEMBLY CHAMBER, SACRAMENTO, June 6, 1947

MR. SPEAKER: Your Committee on Governmental Efficiency and Economy, to which was referred:

Assembly Bill No. 2522

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

FIELD, Chairman

Above reported bill ordered to second reading.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 2522—An act to add Section 1905 to the Government Code, relating to the State Capitol Building.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency and Economy:

Amendment No. 1

On page 1 of the printed bill, after line 26, insert "(1) Offices of the State Treasurer."

Amendment No. 2

On page 2, line 2, of said bill, strike out "and (k)", and insert "(k), and (l)".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 832—An act to amend Sections 6210.3, added by Chapter 641 of the Statutes of 1943, 6504, 6895, and 7301 of, and to add Sections 6327, 6403, 6505.5, 6506, 6507, 6508, 6509, and 7405.1 to, the Public Resources Code, and to repeal Chapter 778 of the Statutes of 1931, relating to public lands.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Beck, Bennett, Blosser, Brady, Brown, Burke, Caldecott, Carey, Clarke, Collier, George D. Collins, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Doyle, Dunn, Elliott, Field, Fletcher, Gaffney, Grant, Grunsky, Hahn, Heisinger, Hinton, Huyck, Johnson, Kilpatrick, Loomis, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Sherwin, Silliman, Stanley, Thomas, Thompson, Thorp, Thurman, Weber, and Mr. Speaker—51.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 905—An act to amend Sections 186, 187, 191, and 192 of the Agricultural Code, relating to the control and eradication of the cattle pest known as scabies.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Beck, Bennett, Blosser, Brady, Brown, Caldecott, Carey, Clarke, Collier, George D Collins, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Doyle, Dunn, Elliott, Fletcher, Gaffney, Grant, Grunsky, Hahn, Heisinger, Hinton, Huyck, Johnson, Kilpatrick, Loomis, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Sherwin, Silliman, Stanley, Thomas, Thompson, Thorp, Weber, and Mr. Speaker—48.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 91—An act to amend Section 10b of the Municipal Court Act of 1925, relating to municipal courts in cities of the second and one-half class, and the marshals and attaches thereof.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Beck, Bennett, Blosser, Brady, Brown, Caldecott, Carey, Clarke, Collier, George D. Collins, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Fletcher, Gaffney, Grant, Grunsky, Hahn, Heisinger, Hinton, Huyck, Johnson, Kilpatrick, Loomis, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Sherwin, Silliman, Stanley, Thomas, Thompson, Thorp, Thurman, Weber, and Mr. Speaker—50.
NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 51—An act to amend Section 4275 of the Political Code and Section 28146 of the Government Code, relating to compensation for public services in counties of the forty-sixth class.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Beck, Bennett, Blosser, Brady, Brown, Burke, Caldecott, Carey, Clarke, Collier, George D. Collins, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Fletcher, Grant, Grunsky, Hahn, Heisinger, Hinton, Johnson, Kilpatrick, Loomis, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, O'Day, Sherwin, Silliman, Stanley, Thomas, Thompson, Thorp, Thurman, Weber, and Mr. Speaker—50.
NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 53—An act to amend Section 4282 of the Political Code and Section 28153 of the Government Code, relating to compensation for public services in counties of the fifty-third class.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Beck, Bennett, Blosser, Brady, Brown, Burke, Caldecott, Carey, Clarke, Collier, George D. Collins, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Fletcher, Grant, Grunsky, Hahn, Heisinger, Hinton, Johnson, Kilpatrick, Loomis, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, O'Day, Sherwin, Silliman, Stanley, Thomas, Thompson, Thorp, Thurman, Weber, and Mr. Speaker—50.
NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 344—An act to repeal Chapters 1, 2, 3, 4, 5, and 6 and to renumber Chapters 10 and 11 to be Chapters 13 and 14, respectively, of, and to add Chapters 1 to 10, inclusive, to, Division 4 of the Agricultural Code, relating to milk and milk products and the production, handling, sale, distribution, and processing thereof and of products resembling or imitating them.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Beck, Bennett, Blosser, Brady, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philp Davis, Debs, Dickey, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Field, Fletcher, Gannon, Grant, Grunsky, Hahn, Heisinger, Hinton, Johnson, Kilpatrick, Loomis, Luckel, Lyons, Maloney, McMillan, Niehouse, O'Day, Sherwin, Silliman, Stanley, Thomas, Thompson, Thorp, Thurman, Weber, and Mr. Speaker—52.
NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 510—An act to add Section 32129 to the Health and Safety Code, relating to powers of boards of directors of local hospital districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Beck, Bennett, Blosser, Brady, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dunn, Elliott, Field, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Heisinger, Hinton, Johnson, Kilpatrick, Loomis, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, O'Day, Sherwin, Silliman, Stanley, Thomas, Thompson, Thorp, Thurman, Weber, and Mr. Speaker—52.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 343—An act to amend the heading of Division 4, to renumber Chapters 10 and 11 of Division 4 to be Chapters 13 and 14, respectively, to repeal Chapters 3 and 8 of Division 6, of the Agricultural Code, and to add Chapters 11 and 12 to Division 4 of said code, relating to milk and dairy products and the marketing thereof.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Beck, Bennett, Blosser, Brady, Brown, Burke, Butters, Caldecott, Carey, Collier, George D. Collins, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Field, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Heisinger, Hinton, Johnson, Kilpatrick, Loomis, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, O'Day, Sherwin, Silliman, Stanley, Thomas, Thompson, Thorp, Thurman, Weber, and Mr. Speaker—53.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 1134—An act to add Section 205.5 to the Agricultural Code, relating to coordination of livestock sanitary services.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Beck, Bennett, Blosser, Brady, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Field, Fletcher, Gannon, Grant, Grunsky, Hahn, Heisinger, Hinton, Johnson, Kilpatrick, Loomis, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, O'Day, Sherwin, Silliman, Stanley, Thomas, Thompson, Thorp, Thurman, and Mr. Speaker—52.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 9—An act to amend Section 5932, and to add Sections 5882 and 7791.5, and Article 3a to Chapter 5 of Division 8, of the Elections Code, relating to absent voting.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Beck, Bennett, Blosser, Brady, Brown, Burke, Butters, Carey, Clarke, Collier, Cooke, Cramer, Crichton, M. Philip Davis, Debs, Doyle, Erwin, Field, Fletcher, Gannon, Grant, Grunsky, Hahn, Heisinger, Hinton, Johnson, Kilpatrick, Loomis, Luckel, Lyons, Maloney, McMillan, Niehouse, O'Day, Sherwin, Silliman, Stanley, Thomas, Thompson, Thorp, Thurman, and Mr. Speaker—43.

NOES—George D. Collins, and Elliott—2.

Bill ordered transmitted to the Senate.

Senate Bill No. 196—An act to add Sections 261e and 261f to the Code of Civil Procedure, relating to superior court employees in counties, or cities and counties, having a population between 600,000 and 900,000.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Beck, Bennett, Blosser, Brady, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Field, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hinton, Johnson, Kilpatrick, Loomis, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, O'Day, Sherwin, Silliman, Stanley, Thomas, Thompson, Thorp, Thurman, and Mr. Speaker—51.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 847—An act to amend Sections 26451 and 26453 of the Health and Safety Code, relating to packages of or packaged or enclosed food.

Bill read third time.

Motion to Amend

Mr. O'Day moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 19, of the printed bill, as amended, after "together with", insert "a statement of".

Amendment No. 2

On page 1, lines 20 and 21, of said bill, strike out "of weight, measure or numerical count", and insert "which conform to all requirements of Chapter 6, Division 5 of the Business and Professions Code".

Amendment No. 3

On page 2 of said bill, between lines 7 and 8, insert

"Food in wrappings or enclosures declared hereunder as not constituting a "package" shall not be subject to the provisions of Sections 26493 and 26495."

Amendments read, and adopted.

Bill ordered reprinted, and to third reading.

Senate Bill No. 737—An act to amend Section 600 and to add Section 600.5 to the Penal Code, relating to burning structures or other things not subject to arson, and providing a penalty.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Beck, Bennett, Blosser, Brady, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Debs, Doyle, Dunn, Elliott, Erwin, Field, Fletcher, Gannon, Grant, Grunsky, Hahn, Heisinger, Hinton, Huyck, Johnson, Kilpatrick, Loomis, Luckel, Maloney, McMillan, Miller, Niehouse, O'Day, Sherwin, Silliman, Stanley, Thomas, Thompson, Thorp, Thurman, Weber, and Mr. Speaker—50.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 39—An act to amend Section 50 of the Fish and Game Code, relating to game management area.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Bennett, Blosser, Brady, Burke, Butters, Caldecott, Clarke, Collier, George D. Collins, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Doyle, Erwin, Field, Fletcher, Gaffney, Gannon, Grant,

Grunsky, Hahn, Heisinger, Hinton, Huyck, Johnson, Kilpatrick, Maloney, McMillan, Miller, Niehouse, O'Day, Silliman, Stanley, Thomas, Thompson, Thorp, Thurman, Weber, and Mr. Speaker—45.

NOES—None.

Bill ordered transmitted to the Senate.

Request for Unanimous Consent That Name Be Deleted From the Roll Call on Senate Bill No. 39

Mr. Loomis asked for, and was granted, unanimous consent that his name be deleted from the roll call on Senate Bill No. 39, and that he be recorded as not voting.

Explanation of Vote by Mr. Loomis on Senate Bill No. 39

Mr. Speaker and Members of the Assembly

I have been asked by all the representatives and the members of the rod and gun clubs in the State, numbering several thousand, to oppose this bill; and in order to put the bill in its proper perspective, it is necessary to consider the background.

The game management program was conceived as a means of encouraging game bird planting, to the end that more birds would be planted than are harvested. The surplus, in theory, would remain in the field to propagate and augment by migration the number of birds in the surrounding territory.

This theory has not worked out in actual practice. Not only has this theory broken down, but operation of game management areas has had effects exactly the reverse of those anticipated when the program was instituted.

It has been the practice to permit game management areas a season of approximately two or two and a half months During this time, hunters on the area are permitted to take 80 percent of the birds planted each year by the area licensee.

The first and most obvious objection to game management is the fact that shooters are permitted to kill both hens and roosters. If they wished to do it, they could take the entire quota in hens. It is obvious that this is detrimental to natural propagation.

The second objection can be demonstrated by a little simple arithmetic Let us say, for example, that a game management licensee plants 100 birds This would entitle hunters on his area to kill 80 birds.

Although the problem is very complex and there is no exact method of arriving at a positive figure, a survey conducted in the State of Wisconsin indicates that the survival rate of pheasants planted one month before the season is 24 percent. In other words, of every 100 pheasants planted, only 24 are still alive when the season opens.

Consider this against the rules laid down for game management areas. Only 24 planted birds would be available of the 100 originally planted. And that is assuming they were planted only a month before the season. Frequently they are planted much earlier, reducing the possibilities of their surviving the hazards of illegal hunting and other elements.

In 1946 there were 11 of these game management areas in the State and the birds taken that were banded were 405 and the birds taken that were unbanded were 1,586 which proves that the biggest percentage taken are birds that fly in the area from outside. Since 1940 there has been a total of 4,398 banded birds taken and unbanded birds taken were 14,679.

It thus seems apparent that instead of building and replenishing the game bird supply of surrounding territory, game management shooting actually is draining those reserves to the detriment of the hunter, who cannot afford to shoot on a management area and pay $3.50 for each bird he kills On an average, there are about 1,500 hunters that take advantage of hunting in these game areas and out of this number there are always a number of repeat hunters

In addition to these considerations, it is the consensus of opinion that the game management program has encouraged violations of the fish and game laws.

The Fish and Game Commission revoked the license of one game management operator because he failed to maintain proper records, and for refusing to permit the public to shoot on this reserves The law anticipated that any hunter, legally licensed and able to pay the fee, should have access to a game management area as long as any of the season's quota of birds remained.

Enforcement officers of the fish and game patrol also will tell you that the long season for game management areas has encouraged resentment among other hunters, inciting them to violations.

This situation is particularly acute in Southern California. Men have been arrested for shooting out of season When they are taken into court, they want to know why they are restricted to a 10-day shooting season while a man across a fence can shoot for two months and a half.

In many cases acquittals have resulted and the incentive is strong for the violator to repeat his offense.

I am firmly convinced that the present game management law is a bad law. The increasing demands on our fish and wildlife resources demand that we remove bad laws from the statute books Just a few years ago when we had the pheasant tag system in effect, more than 100,000 tags were sold and most of the purchasers were in the field on opening day.

The bill is opposed by all of the rod and gun club members comprising several thousand members and I have telegrams and letters from these clubs to this effect.

I believe this evidence justifies a No vote for Senate Bill No. 39.

I would like to explain to the Members of the Assembly my bill, Assembly Bill No. 702 that was discussed in committee This was a bill to limit the few hunters that use these game management areas to the same season that the hunters have on the outside of the areas and my argument is that I believe it is unjust and unfair, that it is class legislation to give one group two and one-half months and another only 10 days to hunt and I therefore ask for a No vote on Senate Bill No 39

Senate Bill No. 1276—An act to amend Section 805 of the Fish and Game Code, relating to abalones taken outside of the State.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Beck, Bennett, Blosser, Brady, Brown, Burke, Caldecott, Carey, Clarke, Collier, George D. Collins, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C Dills, Doyle, Dunn, Elliott, Erwin, Field, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Heisinger, Hinton, Huyck, Johnson, Kilpatrick, Loomis, Luckel, Lyons, Maloney, McMillan, Niehouse, O'Day, Sherwin, Silliman, Stanley, Thomas, Thompson, Thurman, Weber, and Mr. Speaker—51.

NOES—None.

Bill ordered transmitted to the Senate.

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1902—An act to repeal Sections 13004.1 and 13004.2 of, and to add Sections 13004.1, 13004.2, 13004.3, 13004.4, and 13004.5 to, the Education Code, relating to order of employment of certificated employees.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Beck, Bennett, Blosser, Brady, Brown, Burke, Caldecott, Carey, Collier, George D. Collins, Cooke, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Doyle, Dunn, Elliott, Field, Gannon, Grant, Grunsky, Hahn, Heisinger, Hinton, Huyck, Johnson, Kilpatrick, Loomis, Luckel, Lyons, Maloney, McMillan, Niehouse, O'Day, Sherwin, Stanley, Thompson, Thorp, Thurman, Weber, and Mr. Speaker—45.

NOES—None.

Bill ordered transmitted to the Senate.

THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 516—An act to amend Sections 8505, 8507, and 8562 of the Business and Professions Code, relating to the regulation of structural pest control.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Beck, Bennett, Blosser, Brady, Brown, Burke, Caldecott, Carey, Clarke, Collier, George D Collins, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Dickey, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Field, Gaffney, Gannon, Grunsky, Hahn, Heisinger, Hinton, Huyck, Johnson, Kilpatrick, Loomis, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, O'Day, Sherwin, Stanley, Thompson, Thorp, Thurman, Weber, and Mr. Speaker—48.

NOES—None.

Bill ordered transmitted to the Senate.

NOTICE OF MOTION TO WITHDRAW ASSEMBLY BILL NO. 1007 FROM INACTIVE FILE

Mr. Bennett gave notice that on the next legislative day he would move to withdraw Assembly Bill No. 1007 from the inactive file, and have it placed upon the third reading file.

ALL MATTERS ON FILE CONTINUED

By unanimous consent, all matters on file will be continued until the next legislative day.

NOTICE OF MOTION TO WITHDRAW ASSEMBLY BILL NO. 120 FROM COMMITTEE WAIVED

Mr. McMillan waived his notice of motion to withdraw Assembly Bill No. 120 from the Committee on Governmental Efficiency and Economy, and have it placed upon the file.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 1567—An act to add Section 6322.1 to the Business and Professions Code, relating to law library funds.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Beck, Blosser, Brady, Brown, Burke, Butters, Carey, Collier, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dolwig, Doyle, Erwin, Fletcher, Grant, Grunsky, Hahn, Heisinger, Hinton, Huyck, Johnson, Kilpatrick, Loomis, Luckel, Lyons, Maloney, McCollister, Niebouse, Sherwin, Stanley, Thomas, Thompson, Thorp, Thurman, Weber, and Mr. Speaker—41.

NOES—George D. Collins, Ralph C. Dills, Elliott, Gaffney, and O'Day—5.

Bill ordered transmitted to the Senate.

Senate Bill No. 383—An act to amend Section 11b of the Municipal Court Act of 1925, relating to municipal courts in cities of the second and three-eighths class.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Beck, Bennett, Blosser, Brady, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Dickey, Ralph C Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Field, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hinton, Huyck, Johnson, Kilpatrick, Loomis, Luckel, Lyons, Maloney, McCollister, Miller, Niebouse, O'Day, Sherwin, Stanley, Thomas, Thompson, Thorp, Thurman, Weber, and Mr. Speaker—52.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 440—An act to amend Section 690.19 of the Code of Civil Procedure, relating to exemption of life insurance proceeds from attachment.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Beck, Bennett, Blosser, Brady, Butters, Caldecott, Clarke, George D. Collins, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Field, Fletcher, Gaffney, Gannon, Grant,

Grunsky, Hahn, Heisinger, Hinton, Huyck, Johnson, Kilpatrick, Loomis, Luckel, Lyons, Maloney, McMillan, Miller, O'Day, Silliman, Stanley, Thomas, Thompson, Thorp, Thurman, Weber, and Mr Speaker—48.
NOES—None.

Bill ordered transmitted to the Senate.

FURTHER PROCEEDINGS UNDER CALL OF THE ASSEMBLY DISPENSED WITH ON THE URGENCY CLAUSE TO ASSEMBLY BILL NO. 2224

At 4.26 p.m., on motion of Mr. Huyck, further proceedings under the call of the Assembly were dispensed with.

The names of the absentees were called, and the urgency clause to Assembly Bill No. 2224 adopted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Brady, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Robertson, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—70.
NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Brady, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Robertson, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—70.
NOES—None.

Bill ordered transmitted to the Senate.

FURTHER PROCEEDINGS UNDER CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 2004

At 4.30 p.m., on motion of Mr. Dolwig, further proceedings under the call of the Assembly were dispensed with.

The names of the absentees were called, and Assembly Bill No. 2004 passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Brady, Brown, Burke, Caldecott, Carey, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Grant, Grunsky, Hahn, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Robertson, Sherwin, Silliman, Stanley, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—66.
NOES—None.

Bill ordered transmitted to the Senate.

MEMBERS EXCUSED

At 4.35 p.m., Mr. Stewart asked for, and was granted, unanimous consent that the members of the Committee on Revenue and Taxation be excused, at this time, for the purpose of holding a meeting.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 1107—An act to amend Section 736 of the Agricultural Code, relating to consolidation of marketing areas.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Beck, Bennett, Blosser, Brady, Burke, Burns, Caldecott, Clarke, Collier, George D. Collins, Cramer, Crichton, Lester T. Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Field, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hinton, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McCollister, Miller, O'Day, Silliman, Stanley, Thomas, Thompson, Thorp, Thurman, Weber, Wollenberg, and Mr. Speaker—50.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 1108—An act to amend Section 737.6-2 of the Agricultural Code, relating to fluid milk testing.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Beck, Bennett, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Cooke, Cramer, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Sherwin, Silliman, Stanley, Thomas, Thompson, Thorp, Thurman, Weber, Wollenberg, and Mr. Speaker—60.

NOES—None.

Bill ordered transmitted to the Senate.

NOTICE OF MOTION TO RECONSIDER ASSEMBLY BILL NO. 2684 WAIVED

Messrs. Beck and Sherwin waived their notice of motion to reconsider the vote whereby Assembly Bill No. 2684 was passed.

Assembly Bill No. 2684 ordered transmitted to the Senate.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 601—An act to amend Section 923 of, to add Sections 7.5, 6030, 6031, 6032, and 6033 to, and to add Chapter 9, comprising Sections 6130 to 6144, inclusive, to Title 7, Part 3 of, the Penal Code, relating to prisons, jails, and other places of detention, and prisoners confined therein, and making an appropriation.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Huyck, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Sherwin, Stanley, Thomas, Thompson, Thurman, Weber, Wollenberg, and Mr. Speaker—61.

NOES—Thorp—1.

Bill ordered transmitted to the Senate.

THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 974—An act to amend Section 120.5 of the Welfare and Institutions Code, relating to the functions of the State Department of Social Welfare, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Allen, Beck, Bennett, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hinton, Huyck, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Sherwin, Stanley, Thomas, Thompson, Thorp, Thurman, Weber, Wollenberg, and Mr. Speaker—60.
NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Beck, Bennett, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hinton, Huyck, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Sherwin, Stanley, Thomas, Thompson, Thorp, Thurman, Weber, Wollenberg, and Mr. Speaker—60.
NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 1549—An act to add Section 5.5 to, and to amend Sections 2, 3, 5, and 6 of, an act entitled "An act relating to real property of a city, county, or city and county situate without the territorial boundaries of the owner, prescribing regulations concerning the handling and disposition of such property, whether by sale, lease, license or otherwise, and providing for the administration and enforcement of the provisions of this act," approved July 12, 1945, relating to the handling and disposition of such real property, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Allen, Beck, Bennett, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Field, Fletcher, Gaffney, Grant, Grunsky, Hahn, Hinton, Huyck, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, Maloney, McCollister, Miller, Niehouse, O'Day, Thomas, Thompson, Thorp, Thurman, Weber, Wollenberg, and Mr. Speaker—54.
NOES—Stanley—1.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Beck, Bennett, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Field, Fletcher, Gaffney, Grant, Grunsky, Hahn, Hinton, Huyck, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, Maloney, McCollister, Miller, Niehouse, O'Day, Thomas, Thompson, Thorp, Thurman, Weber, Wollenberg, and Mr. Speaker—54.
NOES—Stanley—1.

Bill ordered transmitted to the Senate.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, June 6, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 145—An act to amend Sections 511.1, 511.2, 512, and 515 of, to repeal Sections 511.3 and 511.4 of, and to add Sections 511.3, 511.4, and 525.1 to, the Vehicle Code, and to amend Section 144 of the Streets and Highways Code, all relating to speed limits and the operation of vehicles upon the highway;

Assembly Bill No. 515—An act to amend Section 1033.7 of the Code of Civil Procedure, relating to costs and interest on execution;

Assembly Bill No. 1011—An act to add Article 4 to Chapter 1 of Division 4 of the Education Code, relating to the rendering of services by governing boards of school districts and county superintendents of schools;

And reports that the same have been correctly enrolled, and presented to the Governor on the sixth day of June, 1947, at 4 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 6, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1304—An act to amend Section 798 of the Agricultural Code, relating to standards for dates, and declaring the urgency thereof, to take effect immediately;

Assembly Bill No. 1625—An act to amend Sections 14479, 14556, 14557, 14558, 14602, 14632, 14635, 14636, and 14640 of the Education Code, to repeal Section 14631 of said code, to add Section 14631 to said code, all relating to the retirement of teachers and other persons connected with the Educational System of the State;

Assembly Bill No. 1828—An act to amend Sections 1261, 1262, 1263, 1267, 1268.1, 1269, and 1273 of, and to add Sections 1268.2, 1268.3, 1268.5, and 1275 to, the Agricultural Code, relating to produce dealers;

And reports that the same have been correctly enrolled, and presented to the Governor on the sixth day of June, 1947, at 4 p.m.

WEBER, Chairman

RESOLUTIONS

The following resolutions were offered:

By Messrs. Dickey, Waters, and Caldecott:

House Resolution No. 207

Relative to adjournment in commemoration of the third anniversary of D-Day

Three years ago today a vast air fleet roared up from England's Isle and poured its precious freight of men and arms into Norman fields, while from the sea unnumbered ships brought up an army to attack the beaches, and millions of Americans listened all night to radios telling the story of D-Day

Today, grass grown airfields of Britain are grazing grounds for gentle herds; the ships at anchor bear their silent guns; the skies are given back to birds; and on the bloody Utah and Omaha Beaches, and in the Norman fields, where Victory was bought with lives so young and dear, with so much valor and such pain, there rests a holy calm; now, therefore, be it

Resolved by the Assembly of the State of California, That we here now offer up our silent gratitude for Victory and for peace so hardly won, and that when this Assembly this day adjourns it do so in respect to the memory of our gallant men who fell that day, and in commemoration of those valiant deeds that won to Victory, and which must make every American heart proud though humble in its acknowledgment and commemoration of June 6, 1944, to us forever D-Day.

Request for Unanimous Consent

Mr. Dickey asked for, and was granted, unanimous consent to take up House Resolution No. 207, at this time, without reference to committee or file.

Resolution read, and adopted unanimously by a rising vote.

By Mr. Dolwig:

House Resolution No. 208

Relative to augmenting the funds of the Assembly Special Investigating Committee

Resolved by the Assembly of the State of California, That in addition to any money heretofore made available, the sum of seven thousand five hundred dollars ($7,500) or so much thereof as may be necessary is hereby made available from

the Contingent Fund of the Assembly for the expenses of the Assembly Special Investigating Committee (created by House Resolution No. 144 and amended by House Resolutions Nos. 157 and 158, all of this 1947 Regular Session of the Legislature) and its members and for any charges, expenses, or claims it may incur under said resolution, as amended, to be paid from the Contingent Fund of the Assembly and disbursed after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasury.

Resolution read, and referred to the Committee on Rules.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, June 6, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted:

Assembly Concurrent Resolution No. 42

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above resolution ordered enrolled.

SENATE CHAMBER, SACRAMENTO, June 6, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed, as amended:

Assembly Bill No. 142	Assembly Bill No. 1236
Assembly Bill No. 168	Assembly Bill No. 1393
Assembly Bill No. 170	Assembly Bill No. 1790
Assembly Bill No. 1070	Assembly Bill No. 2015

And respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bills ordered to unfinished business file.

REQUEST FOR UNANIMOUS CONSENT THAT FINAL REPORT OF THE COMMITTEE ON ANGEL ISLAND BE PRINTED IN THE JOURNAL

Mr. McCollister asked for, and was granted, unanimous consent that the following Final Report of the Committee on Angel Island be ordered printed in the Journal in 10-point type:

FINAL REPORT OF COMMITTEE ON ANGEL ISLAND

SACRAMENTO, June 5, 1947

Mr. Speaker—Pursuant to Assembly Joint Resolution No. 14, Assembly Joint Resolution No. 40, and Assembly Concurrent Resolution No. 48, your committee appointed to investigate the possibilities of the acquisition of Angel Island by the State of California submits herewith its concluding report as follows:

Reference is made to our previous report, dated March 11, 1947, which appeared in the Journal of the Assembly under date of March 17, 1947, which report carefully described the physical properties of this island, its advantages, activities, probable value, legal status with the Federal Government, and made suggestions for its possible use by the State of California. This report contained photographs which were also reproduced in the Assembly Journal in conjunction with the committee report.

In keeping with our first findings, the committee undertook to invite the heads of all departments of the State of California, including the Governor and the Lieutenant Governor, to make an inspection trip of

Angel Island on April 5th. All material was furnished to each department and the trip was undertaken in accordance with the directives contained in Assembly Concurrent Resolution No. 48.

Reports setting forth the desires of each department making the trip were received from the following:

Director of the Department of Corrections (Prisons)
Director of the Department of Natural Resources (Parks and Recreation)
The Director of the Department of Mental Hygiene (Hospitals, etc.)
The Director of the Department of Public Works (Engineering)
The Director of the Department of Finance (Maintenance)
The Real Estate Commissioner (Values)
The Adjutant General (Military)
Officials of the War Assets Administration
Officials of the Civil Aeronautics Authority
Members of the Citizens' Committee
Others interested, including the California State Marine Parks Association

It was anticipated that only the Department of Natural Resources would report favorably upon the feasibility of using Angel Island for state purposes This department has expressed interest in the use of the island as a state park, as follows:

REPORT ON THE RECREATIONAL POSSIBILITIES AND VALUES OF ANGEL ISLAND, SAN FRANCISCO BAY

By Frederick Law Olmsted, Consultant

April 10, 1947

This report is based on careful study of the report of March 11, 1947 by the legislative committee appointed to consider state use of Angel Island; on information obtained personally at the island during the inspection trip and conference of April 5th; and on further information obtained subsequently from the San Francisco District Office of the Corps of Engineers, and from other sources.

Angel Island's physical characteristics and its location, while making it definitely unsuitable for some important types of public recreation, at the same time make it peculiarly suitable and valuable for certain other types of public recreation which are of great potential importance, especially to the huge and indefinitely increasing urban population of the Bay Region. The latter types of public recreation, for which the island offers definite advantages, have certain characteristics in common. Whatever specialized activities are involved in any of them, their peculiar attractiveness and value, for that substantial proportion of city people who eagerly appreciate these types of recreation and resort to them frequently if available, is that they enable people, for hours at a time, to feel that they have gotten completely away from conditions characteristic of modern city life and into surroundings as refreshingly different therefrom as if far distant from any city—different especially in giving the impression of open-country spaciousness and quiet, of the predominance of natural over artificial elements in the landscape, and of adventurous remoteness, quite disproportionate to the time and cost of travel

required. These particular desiderata are available at Angel Island in exceptionally high degree, and to exceptionally large numbers of people per acre, because it *is* an island, and because it is so situated and of such topographic form that practically every square foot of its 640 acres, from sea-level to summit and on every side, commands views of inspiring beauty and limitless spaciousness over great expanses of the bay and its enframing hills. Moreover, the natural and introduced vegetation and the land forms of the island are varied, interesting, and picturesque, and lend themselves readily to the development of innumerable trails and distributed small trail-side features for rest and for specialized recreational activities, pleasantly separated from each other but all commanding these inspiring spacious views.

With the development of such trails, the opportunities for enjoyable hiking and for nature study would be remarkably great in proportion to the acreage of the island. The place supports an amazing variety of plant and animal life; it has been reliably reported, for example, that 80 species of birds alone occur there. As for picnicking and similar informal activities, the possibilities would be almost unlimited.

Hospital Cove offers, as pointed out by the legislative committee, an ideal nonurban objective for a short cruise by motor craft or sail craft from anywhere in the bay—something for which there is much demand—and also good opportunities for boating by other park visitors to the island, with the desirable shore facilities of such a harbor practically all in existence.

It must be recognized that, although the beaches of Angel Island are attractive features scenically and as places at which to loiter and play, beach-bathing and swimming are not among the important natural park assets of the island (nor of most localities on the bay), because of conditions of temperature and pollution; although the situation as to pollution is being gradually improved. There are no serious physical difficulties in the way of providing good outdoor swimming pools and wading pools artificially; and artificial facilities for those pleasant outdoor activities may be desirable on the island insofar, but *only* insofar as they are handled so as to contribute to, instead of competing with, that pervasive feeling of *isolation from city conditions* which is the peculiar recreational value of the island. The same may be said of facilities for other specialized recreational activities appropriate for a nonurban park, many of which can readily be provided on the island (excepting those which require a large extent of flat fields).

In many respects, conditions appear to be favorable for the State of California to provide at Angel Island, for the great urban population of the bay metropolitan area, something comparable in kind (though not in magnitude) to what the States of New York and New Jersey jointly have long been providing for the great population of the interstate metropolitan area around the Port of New York, at the Palisades Interstate Park. It would take too much space here to enumerate the many features of that immensely popular and beneficial park which could effectively be paralleled, though on a smaller scale, at Angel Island. But it should be pointed out that in addition to accommodating several million daytime visitors annually, that park provides what few parks so near great city populations attempt to offer, namely, vacation outings of several days to a fortnight, both for families and individuals

and, much more extensively, for groups of boys and of girls, gathered and supervised by responsible organizations of many kinds and drawn democratically from underprivileged and from more fortunate social groups. Lodging (in camp-cabins, dormitories, and other suitable buildings), and good food, are provided at low prices, just about sufficient to make the operation self-sustaining, and in many cases these prices are paid in whole or in part by the sponsoring organization. These long outings in the park, under skillful supervision, mean a great deal to normally healthy city youngsters, but are of even greater importance for those who are undernourished or physically handicapped in other ways. An endless succession of such groups has kept the gradually expanding accommodations almost constantly full except during the cold months of the eastern winter. It is highly significant in relation to the existing buildings on Angel Island that the proved value of this service of vacation-lodgings in the Palisades Interstate Park has led to its gradual expansion to a capacity, as much as 20 years ago, 50 percent greater than that of all the now-existing buildings on Angel Island.

The operation of this service at the Palisades Park is entirely under the direction of the Park Commission, and is unquestionably justified by its recreational value alone; but its incidental educational and public health values make it somewhat akin to the functions of such other public institutions as camps and rural colonies for convalescents and for other types of specially handicapped persons, (but *not* for those unfit for association with normal people, such as through criminality or extreme mental derangement).

If the now-vacant lands of Angel Island and the land and buildings at Hospital Cove were to be used by the State for park purposes as suggested by the legislative committee, (for which purpose they are eminently suitable as confirmed by the present investigation), it is highly probable, from the experience of the States of New York and New Jersey at the Palisades Interstate Park, that it would be found desirable before many years to occupy in addition, for the housing of transient recreationists remaining in the park for one or more complete days, a substantial part if not the entire capacity of the remainder of the existing permanent buildings on the island not required for other park purposes. How far this kind of park use of the buildings can wisely be developed is determinable only by cautious experiment over a number of years. But it seems clear now that the most advantageous use of such buildings on the island as are not clearly more valuable for park purposes at the outset, would be to assign them only to institutions having kindred purposes and requirements, the occupants of which would, on the one hand, substantially benefit from immediate proximity to the kind of park described and from direct recreational use of it, and, on the other hand, would *not* by their proximity, or actual presence in the park, detract from its value for other park visitors.

Numerous possible uses for the existing buildings on Angel Island have been suggested. Some of these uses would seriously impair the recreational values of the adjacent lands. Among these are prisons and all types of institutions for criminals, whether penal or correctional; and also asylums or hospitals for the insane. The mere presence of such an institution on the island would, for purely psychological reasons,

detract from the enjoyment of park visitors on the rest of the island, and would deter some people from coming at all.

Going still further, we come to the suggested use of the island as an airport. The report of the legislative committee recommends consideration of a combination of institution, park, and airport development. Such a course would completely destroy the most significant and peculiar recreational potentialities of the island, both by actual physical alteration of its terrain and by other changes which an airport would inevitably introduce. The Hospital Cove area, if it escaped ruination by airport grading operations, would still provide a good yacht harbor; but little more can be said for the recreational possibilities of the island under such a proposal. The dimensions of the island are such that the construction of two 7,000-foot runways would *not* come neatly within the confines of the present slopes, as is incorrectly shown in the artist's sketch included with the committee's report, but would require seawalls and high fills extending considerably beyond the island's present shoreline. Under such conditions it is very doubtful if Hospital Cove, any more than the remainder of the island's attractive coast, would remain available and attractive for recreation.

Grading an airfield as proposed, by scraping off the entire top of the island to an elevation 500 feet or more below its present summit and spilling the excavated material down over the tree-clad slopes below, might, perhaps, be done in such a way that only a minor fraction of the existing buildings would be physically obliterated; and several pieces of the natural shores and the slopes just above them would probably remain unburied by the fills. But these remnants of what now exists on the island, clinging precariously below the brink of the airport flat, with planes roaring back and forth close above them, intersected by new roads carrying busy vehicular traffic up to and down from the airport, and looking out upon restless foregrounds of roads, causeways, bridges, wharves, and commercial traffic where now is the open bay, would be greatly reduced in practical value for any institutional purposes (unless the airport could use them for service buildings), and would be substantially worthless as a park. Indeed, the net effect would be a widespread loss of scenic values which the prominent peak of Angel Island, largely clothed with trees, now contributes to innumerable public and private properties commanding views of it across the waters of the bay The Army Engineers report that merely scarring one limited place on the island's peak by road construction some time ago brought forth bitter protests from civic organizations and property owners over a large area, especially in San Francisco. The airport proposal would blast the whole peak out of existence and replace it by a low, flat, bare, artificial mesa.

In short, the idea of using the island for an airport and at the same time getting any important park values from it as a by-product, with or without use of the existing buildings in whole or in part for other institutions, seems a wholly impracticable combination. But assuming that the airport problem can be satisfactorily solved elsewhere, without sacrificing Angel Island to it, then very large park values could unquestionably be derived from the island *in combination* with effective use of existing buildings for institutions of several kinds that would benefit largely from association with such a park.

In regard to the problem of water supply for the island, what was said in the preliminary report of the legislative committee can be supplemented, and in part corrected, by information since obtained from the United States Engineers' District Office in charge of the island and of harbor operations. (1) Figures on the quantity of water per annum required to supplement the existing water supply on the island when the buildings were fully occupied, and on the cost of barging water from San Francisco, definitely confirm the committee's impression that intensive use of the island by the State for park and institutional purposes will require and justify a costly water main from the Marin Water District (unless some more economical and equally certain method can be found). (2) On the other hand, the Chief of Operations stated that the channel-bottom in that part of Raccoon Strait where the power cable crosses from Tiburon to the island is definitely sandy; making it seem much more probable that a submarine water main could be laid without serious difficulty, than the committee was led to fear by the report (about other parts of the channel) of "hard rock surface subjected to swift currents".

Concerning the problem of transportation to and from the island: The legislative committee, on first consideration of the patronage that the island might receive under public use, did not look with favor upon continuing ferry service to and from the mainland, and was inclined toward serious consideration of the alternative suggestion of building a high-level suspension bridge from Tiburon to the island and even an additional bridge to Treasure Island. The information now available seems to your investigator to point in the opposite direction.*

If commitment to the construction of such long and costly bridges were an unavoidable consequence of acquiring Angel Island from the Federal Government, common prudence would require the State to figure carefully in advance whether the many millions of dollars of capital investment in bridge construction would be economically justified for the sake of giving vehicular access to 640 acres of real estate available for park and institutional use. It would take a long time to make reliable estimates of the annual cost for interest, amortization, and maintenance of such bridges and approaches; and, in the meantime, the opportunity to acquire the island and its buildings for public use at a nominal first cost might be lost forever.

It is of critical importance therefore to make clear that, so far as concerns park values anyhow, and values for some kinds of institutions, it is not merely *unnecessary* to make the enormous initial capital investment involved in the suggested great bridge construction, but it is positively *undesirable* to substitute such bridges for approach to the island by boat, regardless of money cost. It has already been emphasized here that the greatest and most unique recreational values of Angel Island depend on the fact that it is effectively insulated both physically and psychologically from the city conditions whence people can escape to it by so brief a trip. To most of the city people who so urgently need those particular kinds of recreational values, but especially to youngsters and to people dependent on mass transportation, the change from street car or bus or other tiresomely familiar form of work-day transportation to an unusual and interesting form of locomotion associated with holidays, particularly one that can be made to seem like going yachting, adds very

positively to the value of the excursion and to the desired feeling of having escaped completely from ordinary city conditions and city traffic. The boat trip up the Hudson River to the Palisades Interstate Park from the wharves of crowded Manhattan is much longer than that to Angel Island from San Francisco or even from the East Bay cities, and there are competing services by bus, automobile, and rail direct to the park by routes almost as short in miles as by water; yet hundreds of thousands of people each year take the boats by preference.

For similar reasons, those concerned with keeping the island free of city conditions and vehicular crowds, and because for motorists the whole circuit of the island would offer only a few minutes of driving pleasure, it is recommended that no auto ferries be operated. Passenger boats, supplemented by a sight-seeing bus service circling the island on the present road, and by numerous trails already discussed, would provide entirely adequate transportation thoroughly in keeping with the highest uses of the island.

SUMMARY

The availability of Angel Island offers the State an amazingly fortunate opportunity for fulfillment at low cost of one of the great recreational needs of a metropolitan area, for which suitable sites are extremely rare. But in order that this fulfillment may be complete, the following conditions concerning the island must be met:

(1) It must remain an island, and not be joined to the mainland by bridge or other physical connection.

(2) It must not be defaced or mutilated, as by partial or complete leveling for an airport.

(3) It must not be stigmatized by the establishment there of a prison, insane asylum, or other incongruous institution; although it could perfectly well include some other types of institutions.

S/ FREDERICK LAW OLMSTED
Consultant, State Park System

Relating specifically to the matter of transportation to and from the island, the committee is in receipt of a bona fide offer from the Harbor Tug and Barge Company, Pier 16, San Francisco, who desire to operate a fleet of water taxis as a concession. This company has had the experience of many years in the transportation of passengers and materials, and are known to be in excellent position to offer this service.

The Report of the Department of Natural Resources has been augmented by a number of favorable communications from the California State Marine Parks Association who are desirious of using Hospital Cove and other assets of this island for their recreational purposes.

In addition, we are in receipt of the following resolution adopted by the Board of Supervisors of the City and County of San Francisco:

WHEREAS, The United States of America has decided to dispose of Angel Island; and

WHEREAS, Angel Island, consisting of more than 640 acres, located in San Francisco Bay provides the possibility of a recreational area comparable to the finest in the Belvedere-Tiburon-Paradise Cove section of the bay; and

WHEREAS, The increased population of the Bay area will, in the future, place recreational areas close at hand at a tremendous premium; and

WHEREAS, Angel Island could be utilized to the fullest as a recreational area; the Marin side of the island, made up of beaches and coves, could be used for sun bathing and swimming; the beaches facing Raccoon Straits would provide excellent surf fishing facilities; day camps could be provided for the children and the north side of the island provides exceptional opportunities for promotion of general recreation areas; now, therefore, be it

Resolved, That this board of supervisors does hereby memorialize the State Park Commission to acquire Angel Island from the United States of America and to dedicate it for state park purposes; and, be it further

Resolved, That a copy of this resolution be forwarded to his Honor the Mayor with the request that he instruct the Legislative Representative of the City and County of San Francisco to contact the San Francisco Delegation in the State Legislature to the end that legislation may be introduced looking toward the acquisition of Angel Island from the United States of America; and, be it further

Resolved, That a copy of this resolution be forwarded to the San Francisco Delegation in the State Legislature.

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco.

JOHN R. MCGRATH, Clerk

Approved, San Francisco, April 29, 1947.

R. D. LAPHAM, Mayor

RECOMMENDATION

Accordingly, your committee wishes to recommend that the State of California undertake the operation of Angel Island in San Francisco Bay as a state park.

METHOD OF ACQUISITION

We have been prepared with the necessary bills making appropriations for the acquisition of this property, which bills have been held in abeyance pending receipt of the official appraisal from the War Assets Administration, requested through Assembly Concurrent Resolution No. 40. We are now in receipt of an official advice from the War Assets Administration reading as follows:

"During a meeting between the War Assets Administration and the Army Engineers, held on May 23, 1947, the date of June 20th was tentatively established as the time War Assets Administration would assume custody of Angel Island. Also at that time the pertinent data necessary for the completion of an appraisal report will be furnished this office. The Appraisal Division estimates that their report will be completed approximately one month after receipt of the necessary information.

When the report is completed it will be immediately sent to Washington for their review and determination of fair value. Upon receipt of advice from Washington we will communicate with you immediately.

Very truly yours,

S/J. WAYNE HARROP
Acting Deputy Regional Director"

It will be immediately apparent that this Legislature will have adjourned prior to the completion of this appraisal, and that we, therefore, will be unable to act upon our pending legislation. Your committee had expected to present a very favorable situation in anticipation of an 85 percent to 95 percent discount which may be granted by the Federal Government, should the State of California purchase the property for park and recreational purposes. Since this is impossible of accomplishment during this session of the Legislature, your committee wishes to explore the feasibility of obtaining a congressional grant to Angel Island from the Federal Congress. We are advised that this is a normal and usual procedure, and that if our case is properly presented, we may obtain this valuable and unique property for the use of our citizens without cost to the State of California.

Our committee therefore repeats its recommendations that Angel Island be acquired by the State of California for state park and recreational purposes, and hereby petitions the Members of the Legislature for favorable action upon the accompanying resolution directing this committee to present our request for a deed to the island before the Federal Congress in Washington, D. C.

Respectfully submitted.

HON. R. H. MCCOLLISTER, Chairman
HON. EDWARD J. CAREY
HON. EDWARD F. O'DAY
For the Assembly
HON. THOMAS F. KEATING
HON. GERALD J. O'GARA
For the Senate

ANNOUNCEMENT OF COMMITTEE MEETINGS

It was announced that the following committees would hold meetings:

At 8 p.m., tonight—
Special Investigating Committee.
Revenue and Taxation.

On Monday, June 9th—
Morning—Governmental Efficiency and Economy.
At 3 p.m.—Agriculture.
At 8 p.m.—Fish and Game and Livestock and Dairies.

GUESTS EXTENDED PRIVILEGE OF ASSEMBLY FLOOR

On request of Mr. Beck, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Margaret Bishop of Auburn.

On request of Mr. Field, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mr. and Mrs. W. E. Keller of Glendale.

On request of Mr. Gannon, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. Leila Lorre, teacher, and the following pupils of the naturalization class of Sacramento: Mrs. Emily Summers, Mrs. Anna Marie Johnson, Mrs. Mary Cardoso, Mrs. Rosie Rosenberg, Mrs. Catalina Haro, Mrs. Stella Ban, Mrs. Anna Jouganatos, Mr. Jose Andrews, Mr. John Oreb, and Mr. Anton Levacich.

On request of Mr. Ralph C. Dills, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Paul Richins of Compton.

ADJOURNMENT

At 5 p.m., on motion of Mr. Dickey, the Speaker declared the Assembly adjourned until 9 a.m., Saturday, June 7, 1947, in commemoration of the third anniversary of D-Day.

SAM L. COLLINS, Speaker

GERALDINE B. HADSELL, Minute Clerk

CALIFORNIA LEGISLATURE
FIFTY-SEVENTH (GENERAL) SESSION

ASSEMBLY DAILY JOURNAL

EIGHTY-THIRD LEGISLATIVE DAY
ONE HUNDRED FIFTY-THIRD CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO
Saturday, June 7, 1947

The Assembly met at 9 a m.
Hon. Sam L. Collins, Speaker of the Assembly, presiding.
Chief Clerk Arthur A. Ohnimus at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Kilpatrick, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Robertson, Sherwin, Silliman, Stanley, Stewart, Thomas, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—67.

Quorum present.

PRAYER

Upon request of the Speaker, the following prayer was offered by the Hon. Walter R. Hinton, Member of the Assembly from the Forty-second District:

Our Father, we ask Thee to guide us in this meeting and in all our days. May we, as representatives of the people of our State in this Legislature, observe the strictest justice, keep alight the fires of freedom and strive earnestly for the spirit of Democracy and preserve untarnished our loyalty to our State, our Nation, and to Thee; and may the glow of satisfaction that goes with good work well done be ours today, tomorrow, and in the days to follow. In Jesus' name we pray—AMEN.

READING OF THE JOURNAL DISPENSED WITH

On motion of Mr. Debs, further reading of the Journal of the previous legislative day was dispensed with.

LEAVES OF ABSENCE FOR THE DAY

The following members were granted leaves of absence for the day, because of illness:

Mr. Hinckley, on motion of Mr. Blosser.
Mr. Price, on motion of Mr. Blosser.

Mr. Stephenson, on motion of Mr. Field.
Mr. Knight, on motion of Mr. Field.
Mr. Cramer, on motion of Mr. Ralph C. Dills.

The following members were granted leaves of absence for the day, because of legislative business elsewhere:

Mr. Johnson, on motion of Mr. Blosser.
Mr. Boyd, on motion of Mr. Blosser.
Mr. Kirkwood, on motion of Mr. Blosser.
Mr. Thompson, on motion of Mr. Crichton.

The following member was granted leave of absence for the day, and desired to waive his per diem:

Mr. Geddes, on motion of Mr. Blosser.

BILLS WITHDRAWN FROM INACTIVE FILE, AND PLACED ON THE THIRD READING FILE

The following bill was withdrawn from the inactive file, and placed upon the third reading file:

Assembly Bill No. 2386, on request of Mr. Blosser.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, June 7, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1620

And reports the same correctly re-engrossed.

WEBER, Chairman

Above reported bill ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, June 7, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 522
Assembly Bill No. 1084
Assembly Bill No. 1499
Assembly Bill No. 2116
Assembly Bill No. 2326
Assembly Bill No. 2332
Assembly Bill No. 2337
Assembly Bill No. 2338
Assembly Bill No. 2692
Assembly Bill No. 2694
Assembly Bill No. 2700

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

RE-REFERENCE OF BILLS

By order of the Speaker, the following bills were withdrawn from the file, and re-referred as follows:

Senate Bill No. 1203 re-referred to Committee on Municipal and County Government.

Senate Bill No. 36 re-referred to Committee on Education.

COMMUNICATIONS

By Speaker Collins:

A resolution from Centinela Valley School Trustees, and Administrators' Association, signed by Ruth Blanchard, Secretary, relative to Senate Bills Nos. 557, 558, 559, 1026, and 1025 was received, and ordered filed with the Secretary of State.

REQUESTS FOR PERMISSION TO INTRODUCE BILLS

The following request for permission to introduce a bill was presented:

By Mr. Dunn:

ASSEMBLY CHAMBER, SACRAMENTO, June 6, 1947

MR. SPEAKER: In accordance with the provisions of Article IV, Section 2, of the Constitution, I request permission to introduce a bill, the title of which is as follows.

An act to amend Section 80 of the Agricultural Code, relating to agricultural districts.

Respectfully submitted.

FRANCIS DUNN, JR.

Request referred to Committee on Legislative Procedure.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, June 6, 1947

MR. SPEAKER: Your Committee on Legislative Procedure, to which was referred the following bill, herewith returns the same with the recommendation that the author be permitted to introduce it:

By Mr. Dunn:

An act to amend Section 80 of the Agricultural Code, relating to agricultural districts.

WEBER, Chairman

The roll was called.

Call of the Assembly

Pending the announcement of the vote, Mr. McMillan moved a call of the Assembly.

Motion carried. Time, 9.12 a.m.

The Speaker directed the Sergeant-at-Arms to close the doors, and to bring in the following absent members:

Allen, Berry, Blosser, Boyd, Brady, Carey, Cooke, Cramer, Crowley, M. Philip Davis, Clayton A. Dills, Ralph C. Dills, Dolwig, Evans, Fletcher, Gannon, Geddes, Hawkins, Hinckley, Johnson, Kirkwood, Knight, Loomis, McCollister, Miller, O'Day, Price, Rosenthal, Sheridan, Silliman, Stanley, Stephenson, Stewart, Thomas, and Thompson—35.

PROCEEDINGS UNDER CALL OF THE ASSEMBLY BY UNANIMOUS CONSENT

TEMPORARY SUSPENSION OF ASSEMBLY RULE NO. 85

Mr. Dickey asked for, and was granted, unanimous consent that Assembly Rule No. 85 be temporarily suspended for the purpose of placing a call of the Assembly on any matter on file.

CONSIDERATION OF DAILY FILE

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 336—An act to amend Section 7 of the Unemployment Insurance Act, relating to employment.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1373—An act to amend Section 4754 of and to add Section 4755 to the Labor Code, relating to subsequent injuries.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1216—An act to amend Section 532 of the Revenue and Taxation Code, relating to assessments.

Bill read second time, and ordered engrossed.

Assembly Bill No. 2324—An act to repeal Sections 3964 and 3965 of the Revenue and Taxation Code, as added by Chapter 897 of the Statutes of 1943, relating to tax-deeded property.

Bill read second time, and ordered engrossed.

Assembly Bill No. 2325—An act to repeal Section 3521 of the Revenue and Taxation Code, relating to statutes of limitations.

Bill read second time, and ordered engrossed.

Assembly Bill No. 114—An act to add Section 626.5 to the Vehicle Code, relating to lighting equipment on vehicles.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1597—An act to amend Sections 375 and 383 of the Vehicle Code, relating to the registration of vehicles and the issuance of license plates.

Bill read second time, and ordered engrossed.

Assembly Bill No. 2132—An act to amend Section 625 of the Vehicle Code, relating to side clearance lamps on wide vehicles.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1596—An act to add Section 12424 to the Government Code, relating to furnishing of services by the Controller to political subdivisions and districts.

Bill read second time, and ordered engrossed.

Assembly Bill No. 377—An act to add Section 2020.02 to the Welfare and Institutions Code, relating to aid to the aged.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Social Welfare:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "add Section 2020.02 to", and insert "amend Section 2164 of".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 2

On page 1 of said bill, strike out line 1, and insert

"SECTION 1. Section 2164 of the Welfare and Institutions Code is amended to read:

2164. No aid under this chapter shall be granted or paid to any person who owns real property the assessed value of which as assessed by the county assessor, less all encumbrances thereon of record, exceeds three thousand [dollars ($3,000)] *five hundred dollars ($3,500)* at the time such person makes application for aid."

Amendment No. 3

On page 1 of said bill, strike out lines 2 to 5, inclusive.

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1752—An act to amend Sections 4, 25, 27, and 31 of, and to add one new section to be numbered 8.2 to, the Bank and Corporation Franchise Tax Act, and to amend Sections 19, 20, and 24 of, and to add one new section to be numbered 7.2 to, the Corporation Income Tax Act, and to amend Section 19062 of the Revenue and Taxation Code, relating to the levy and collection of taxes upon banks, corporations, associations and Massachusetts or business trusts, individuals, estates and trusts, and providing that this act shall take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Revenue and Taxation:

Amendment No. 1

On page 1, line 15, of the printed bill, as amended May 26, 1947, after "of", insert "operating as personal property brokers".

Amendment No. 2

On page 1, lines 16 to 18, inclusive, of the printed bill, strike out "engaging in the business of loaning money, advancing credit, or loaning credit or arranging for the loan of money or advancing of credit of loaning of credit,".

Amendment No. 3

On page 1, line 19, of the printed bill, after "amended,", insert "and those engaged in the business of loaning money, advancing credit, or loaning credit or arranging for the loan of money or advancing of credit or loaning of credit,".

Amendment No. 4

On page 3, line 46, of the printed bill, strike out "part.", and insert "act."

Amendment No. 5

On page 4, line 6, of the printed bill, strike out "part.", and insert "act."

Amendment No. 6

On page 11, line 12, of the printed bill, strike out "part", and insert "act."

Amendment No. 7

On page 11, line 23, of the printed bill, strike out "part.", and insert "act."

Amendment No. 8

On page 16, line 20, of the printed bill, after "transferee", insert "of a transferee".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1447—An act to amend Sections 17053.5, 19200, 19201.5, 19202, 19203.5, 19204.5, and 19205.5 of the Revenue and Taxation Code, relating to state taxation and providing for rates and exemptions, and providing that this act shall take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Revenue and Taxation:

Amendment No. 1

Strike out lines 12 to 26, inclusive, on page 1 of the printed bill; lines 1 to 52, inclusive, on page 2; and lines 1 to 16, on page 3 of said bill, and insert

"The tax shall be—

If the adjusted gross income is over—	But not over—	Single person (not head of family)	Married person making separate return	(1) Married person whose spouse has no gross income, or (2) married person making joint return, or (3) head of family
$2,200	$2,250	$0	$0	$0
2,250	2,300	0	0	0
2,300	2,350	0	0	0
2,350	2,400	0	0	0
2,400	2,450	0	0	0
2,450	2,500	0	.77	0
2,500	2,550	0	1 24	0
2,550	2,600	0	1.71	0
2,600	2,650	0	2.18	0
2,650	2,700	0	2.65	0
2,700	2,750	0	3.12	0
2,750	2,800	0	3 59	0
2,800	2,850	0	4 06	0
2,850	2,900	0	4.53	0
2,900	2,950	0	5.00	0
2,950	3,000	0	5 47	0
3,000	3,050	0	5.94	0
3,050	3,100	0	6.41	0
3,100	3,150	0	6.88	0
3,150	3,200	0	7.35	0
3,200	3,250	0	7.82	0
3,250	3,300	.79	8.29	0
3,300	3,350	1.26	8.76	0
3,350	3,400	1.73	9.23	0
3,400	3,450	2.20	9.70	0
3,450	3,500	2.67	10.17	0
3,500	3,550	3.14	10.64	0
3,550	3,600	3.61	11.11	0
3,600	3,650	4.08	11.58	0
3,650	3,700	4 55	12.05	0
3,700	3,750	5 02	12.52	0
3,750	3,800	5.49	12.99	0
3,800	3,850	5.96	13.46	0
3,850	3,900	6.43	13.93	0
3,900	3,950	6.90	14.40	0
3,950	4,000	7.37	14.87	0
4,000	4,050	7.84	15 34	0
4,050	4,100	8.31	15 81	0
4,100	4,150	8.78	16.28	0
4,150	4,200	9.25	16.75	0
4,200	4,250	9 72	17.22	0
4,250	4,300	10.19	17.69	0
4,300	4,350	10.66	18.16	0
4,350	4,400	11.13	18.63	0
4,400	4,450	11.60	19.10	0
4,450	4,500	12 07	19.57	0
4,500	4,550	12.54	20.04	0
4,550	4,600	13 01	20.51	0
4,600	4,650	13 48	20 98	0
4,650	4,700	13.95	21.45	0
4,700	4,750	14.42	21.92	0
4,750	4,800	14 89	22.39	0
4,800	4,850	15.36	22.86	0
4,850	4,900	15.83	23.33	.83
4,900	4,950	16.30	23.80	1.30
4,950	4,999.99	16.77	24.27	1.77"

Amendment No. 2

On page 3, line 40, of the printed bill, strike out "17329.", and insert "17325."

Amendment No. 3

On page 3 of the printed bill, strike out lines 41 to 52, inclusive.

Amendment No. 4

On page 4 of the printed bill, strike out lines 1 to 52, inclusive.

Amendment No. 5

On page 5 of the printed bill, strike out lines 1 to 32, inclusive.

Amendment No. 6

On page 5, line 33, of the printed bill, strike out "SEC. 8.", and insert "SEC. 2."

Amendment No. 7

On page 5, line 37, of the printed bill, strike out "SEC. 9.", and insert "SEC. 3."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1586—An act to amend Section 20060 of, and to add Section 20985 to, the Government Code, relating to the State Employees' Retirement System, authorizing the employment by contracting agencies of retired members to render consulting services and authorizing the retention in service after otherwise mandatory retirement age of certain qualified local miscellaneous members.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Civil Service and State Personnel:

Amendment No. 1

On page 1 of the printed bill, strike out line 8, and insert "contracting agency, if it be a public and quasi-municipal corporation functioning for the purpose of providing a public water supply from the Colorado River, may employ any such person who has special knowledge, experience and qualifications with reference to problems incident to providing such water supply from said Colorado River, to render con-".

Amendment No. 2

On page 2 of the printed bill, strike out lines 28 to 51, inclusive; and on page 3 of said bill, strike out lines 1 to 27, inclusive.

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 150—An act to add Sections 459.5, 576.5, and 590.5 to, and to amend Sections 466, 575, 576, and 577 of, the Vehicle Code, relating to the operation of vehicles at or near railroad grade crossings.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Transportation and Commerce:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in the Assembly on May 26, 1947, strike out "Sections 459.5, 576.5, and 590.5", and insert "Section 459.5".

Amendment No. 2

On page 2 of said bill, strike out lines 49 to 52, inclusive; and on page 3, strike out lines 1 to 15, inclusive.

Amendment No. 3

On page 3 of said bill, strike out lines 27 to 50, inclusive; and on page 4, strike out lines 1 to 5, inclusive.

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1213—An act to amend Sections 45 and 142 of the Vehicle Code, relating to registration of vehicles.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Transportation and Commerce:

Amendment No. 1

In line 1 of the title of the printed bill, as amended April 14, 1947, strike out "Sections 45 and", and insert "Section".

Amendment No. 2

On page 1 of said bill, strike out lines 1 to 9, inclusive.

Amendment No. 3

On page 1, line 10, of said bill, strike out "SEC. 2.", and insert "SECTION 1."

Amendment No. 4

On page 2 of said bill, strike out lines 8 to 11, inclusive, and insert "incidentally operated or moved over a highway. The following shall be deemed to be implements of husbandry and shall be exempt from registration:

(1) A lift-carrier or other vehicle designed and used exclusively for the lifting or carrying of implements of husbandry, when operated or moved upon a highway, or a trailer used exclusively for transporting implements of husbandry.

(2) A two-wheeled trailer having no bed, and designed and used solely for transporting a hay loader.

(3) A spray rig designed and used exclusively for spraying in the conduct of agricultural operations.

(4) A nurse rig or equipment auxiliary to the use of a spray rig.

(5) A row duster.

(6) A wagon or van used exclusively for carrying products of farming from one part of a farm to another part thereof, or from one farm to another farm, and used solely for agricultural purposes, including any van used in harvesting alfalfa, which is only incidentally operated or moved on a highway as a trailer.

(7) A wagon or portable house on wheels used solely by shepherds as a permanent residence in connection with sheep-raising operations and moved from one part of a ranch to another part thereof or from one ranch to another ranch, which is only incidentally operated or moved on a highway as a trailer.

(8) A trap wagon moved from one part of a ranch to another part of the same ranch or from one ranch to another, which is only incidentally operated or moved on a highway.

The foregoing list shall be deemed as illustrative and not a list of limitations.

(d) Special mobile equipment.

(e) Any self-propelled wheel chair or invalid tricycle.

(f) Special highway construction equipment."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 151—An act to amend Sections 135.5, 604.10, and 750 of, and to add Sections 584 and 585.3 to, the Vehicle Code, relating to officers enforcing the provisions of the Vehicle Code.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Transportation and Commerce:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "135.5,".

Amendment No. 2

On page 1 of the printed bill, strike out lines 1 to 9, inclusive.

Amendment No. 3

On page 1, line 10, of the printed bill, strike out "SEC. 2", and insert "SECTION 1."

Amendment No. 4

On page 1, line 18, of the printed bill, strike out "SEC. 3.", and insert "SEC. 2."

Amendment No. 5

On page 2, line 8, of the printed bill, strike out "SEC. 4", and insert "SEC. 3."

Amendment No. 6

On page 2, line 19, of the printed bill, strike out "SEC. 5.", and insert "SEC. 4"

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 159—An act to amend Sections 109, 111, 124, and 128, to repeal Sections 119, 120, and 121 of, and to add Section 134.5 to, the Vehicle Code, relating to the officers and functions of the Department of Motor Vehicles.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Transportation and Commerce:

Amendment No. 1

In line 1 of the title of the printed bill, after "111", insert "and"; and in the same line, after "124", strike out "and 128".

Amendment No. 2

In line 2 of the title of said bill, after "tions", strike out "119"; and in the same line, after "of", strike out "and to add Section 134.5 to".

Amendment No. 3

On page 2, line 1, of said bill, after "sections", strike out "119".

Amendment No. 4

On page 2, of said bill, strike out lines 23 to 50, inclusive.

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 526—An act to add Section 684 to the Vehicle Code, relating to motor vehicles carrying dangerous substances.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Transportation and Commerce:

Amendment No. 1

After line 12 of the printed bill, insert

"The provisions of this act shall only apply to tank trucks, trailers or semi-trailers purchased or acquired after July 1, 1948."

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1549—An act to amend Sections 151, 155, 160, and 676 of the Vehicle Code, relating to vehicles.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Transportation and Commerce:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Sections 151, 155, 160, and 676", and insert "Section 155".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 2

On page 1 of said bill, strike out lines 1 to 25, inclusive; and on page 2, strike out lines 1 to 38, and insert

"SECTION 1. Section 155 of the Vehicle Code is amended to read:

155. Owner to Sign and Display Registration Card. (a) Every owner upon receipt of a registration card shall write his signature thereon with pen and ink in the space provided and shall place and thereafter maintain the same or a facsimile copy thereof in a suitable container [so as to clearly show the entire face of said registration card or facsimile copy and shall securely fasten said container and card] in plain sight in the driver's compartment of the vehicle for which issued *in such manner that the entire contents of the registration card may be read from without the vehicle* or, if the vehicle has no driver's compartment, shall so fasten the same in plain sight upon, or carry the same in some receptacle attached to, the vehicle.

(b) The provisions of this section shall not apply when a registration card is necessarily removed from the vehicle for which issued for the purpose of application for renewal thereof or a transfer of registration of said vehicle."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2422—An act to amend Section 694 of the Vehicle Code, relating to vehicles and highways, including size and width of vehicles.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Conservation, Planning, and Public Works:

Amendment No. 1

On page 2, line 18, of the printed bill, strike out "thereof", and insert "of the load".

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2683—An act to amend Sections 1152, 1156, and 1159 of the Harbors and Navigation Code, relating to the Board of Pilot Commissioners for the Bays of San Francisco, San Pablo, and Suisun, providing for the compensation of board members and employees and for the disposition of revenues in excess of expenditures.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Transportation and Commerce:

Amendment No. 1

On page 2 of the printed bill, strike out lines 5 to 10, inclusive, and insert "Any cash in excess of six thousand five hundred dollars ($6,500) in the Pilot Commissioners' Special Fund, according to the records of the State Controller, at the close of business on the thirtieth day of June of each year, shall, on order of the State Controller, be transferred to the General Fund."

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 55—An act to repeal Sections 14495 and 14495.1 of, and to add Section 14495 to, the Education Code, relating to contributions of members of the State Teachers' Retirement System who served in the military service, in an auxiliary thereof, or in the American Red Cross, and making an appropriation.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Education:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in the Assembly on May 12, 1947, strike out "repeal", and insert "amend".

Amendment No. 2

In line 2 of the title of said bill, strike out "14495", and insert "14495.2".

PRINTER'S NOTE—There being *no 7-point strikeout type available*, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 3

On page 1 of said bill, strike out lines 1 to 22, inclusive; and on page 2, strike out lines 1 to 36, inclusive, and insert

"SECTION 1. Section 14495 of the Education Code is amended to read:

14495. Any member of the Retirement System [serving] *who does not qualify under Section 14495.2, and who serves or has served* in the active military service of the United States or of the State, including active service in any uniformed auxiliary of, or to, any branch of such military service created or authorized as such auxiliary by the Congress of the United States of America or by the Legislature of the State of California, or in the full time paid service of the American Red Cross, during or after the termination of his service and at his option, may pay to the employing agency from the service of which he entered military service or said auxiliaries thereof, or Red Cross, such amounts as may be necessary, when added to contributions for the Permanent and Retirement Annuity Funds, deducted by the agency during his absence, to make his contributions to the Permanent Fund and to the Retirement Annuity Fund, equal to the contributions he would have made had he not been absent from the service of the employing agency. The contributions made shall be remitted to the Retirement Board and administered by the board in the same manner as contributions deducted from salary payments. The employing agency may at its option, make the contributions for the member, and contributions made by the agency shall be administered as if made by the member. If the member does not pay the contributions to the Permanent Fund and the Retirement Annuity Fund during his service in the military service or said auxiliaries thereof, or Red Cross, the contributions shall be deducted from his salary payments during the 12 months next following his return to duty in a position requisite to membership in the Retirement System. If the member was not employed by an employing agency at the time he entered the military service or said auxiliaries thereof, or the service of the Red Cross, his contributions to and his benefits from the Retirement Annuity Fund for such service shall be based upon the salary he was receiving in his last employment prior to entering the military service or said auxiliaries thereof, or the service of the Red Cross.

SEC. 2. Section 14495.1 of said code is amended to read:

14495.1. Notwithstanding anything in Section 14495 to the contrary if any member of the Retirement System serving in the active military service does not

pay during his service in the military service the contributions to the Permanent Fund and to the Retirement Annuity Fund provided for in Section 14495 *and if said member does not qualify under Section 14495.2*, the contributions shall be paid by him directly to the Retirement System or deducted from his salary payments at the rate of fifty dollars ($50) or at the rate of 20 percent of such contributions, whichever is the greater, during each successive period of 12 months following his return to duty in a position requisite to membership in the Retirement System; provided, that all contributions required to be made to the Retirement Annuity Fund and all contributions required to be made to the Permanent Fund on account of service rendered on or after July 1, 1944, shall be paid before retirement.

SEC. 3. Section 14495.2. is added to said code, to read:

14495.2. Notwithstanding anything contained in this article, members of this system shall not be required to contribute to the Permanent and Retirement Annuity Funds on the basis of service credited under Section 14449, provided they return or have returned to an employment required for membership in this system within six months after the effective date of this section, or within six months after the termination of such service, whichever is later.

If the member was also a member of a local retirement system, the Retirement System shall pay, from the Retirement Annuity Fund, to the member, at the time of his retirement, or to the local district maintaining the local system if the local district made local system contributions on the basis of service credited under the local system for time included under Section 14449, an amount equal to the annuity contributions which except for this section would be required of said member under Section 14495 on account of said service credited under the local retirement system, but not to exceed contributions made by him or the local district to the local system on account of such service. Regular interest from the effective date of this section to the time of such payment, shall be included in such payment. The State shall contribute annually to the Retirement Annuity Fund the amounts required to be paid from said fund to local districts under this paragraph.

Any such member who exercises or did exercise the right to contribute to the system for the period of such service shall have such contributions refunded with credited interest on annuity contributions.

Any employing agency which made the contributions for the member either during his absence or after his return to employment shall have such contributions refunded with credited interest on annuity contributions."

Amendment No. 4

On page 2 of said bill, strike out lines 45 to 48, inclusive.

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1215—An act to amend Sections 20013, 20014, 20600, 20604, 10750, 20950, 20980, 21020.5, 21208, 21257, 21292, 21295, and 21363 of, and to add Sections 20017.7, 20602.9, 20602.95, 20603.3, 20803.7, and 21256.3 to the Government Code, relating to the State Employees' Retirement System, in respect to the law enforcement personnel of the Division of Narcotic Enforcement, Department of Justice.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Civil Service and State Personnel:

Amendment No. 1

In line 4 of the title of the printed bill, after "20803.7," insert "21252.4,".

Amendment No. 2

On page 2, line 23, of said bill, after "1948," insert "or at his later entrance into narcotic enforcement service,".

Amendment No. 3

On page 2 of said bill, strike out lines 29 to 34, inclusive, and insert "his age at that date."

Amendment No. 4

On page 2, line 38, of said bill, strike out "Each narcotic enforcement".

Amendment No. 5

On page 2 of said bill, strike out lines 39 to 51, inclusive; and on page 3, strike out lines 1 to 6, inclusive.

Amendment No. 6

On page 3, line 15, of said bill, before the period, insert ", it being the intention that the retirement allowances of such members, upon retirement at age 55, or such higher age, shall be, on the average, one-half of their final compensations, respectively".

Amendment No. 7

On page 3, line 37, of said bill, strike out "_____", and insert "19.58".

Amendment No. 8

On page 4 of said bill, between lines 13 and 14, insert

"SEC. 13.5. Section 21252.4 is added to said code, to read:

21252.4. The current service pension for narcotic enforcement members is a pension derived from the contributions of the employer which, when added to the service retirement annuity that is derived from the accumulated normal contributions of the member, shall equal the same percentage of his final compensation, regardless of his age at retirement, as the contributions of the member and the employer are calculated to provide upon retirement for service at age 55, or upon completion of 20 years of service at an age higher than 55, or upon retirement with less than 20 years service at age 65, for each year of narcotic enforcement service after January 1, 1932."

Amendment No. 9

On page 4 of said bill, strike out lines 35 to 37, inclusive, and insert "1932."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2342—An act to add Section 1292 to the Military and Veterans Code, relating to headquarters for the United Spanish War Veterans, Department of California, and the preservation of war records and making an appropriation.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Military Affairs:

Amendment No. 1

On page 1, line 23, of the printed bill, strike out ", for each fiscal year commencing with the Ninety-ninth Fiscal Year".

Amendment No. 2

On page 1, line 25, of said bill, after "expended", insert "during the 1947-1948 Fiscal Year".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1689—An act creating the Salary Emergency Fund, and making an appropriation to said fund and providing salary and wages increases for state employees and providing that this act take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Civil Service and State Personnel:

Amendment No. 1

On page 1, line 2, of the printed bill, as amended in the Assembly on May 5, 1947, strike out "($_____)", and insert "eight million seven hundred seventy-seven thousand one hundred dollars ($8,777,100)".

Amendment No. 2

On page 1, lines 3 and 4, of said bill, strike out "to the Salary Emergency Fund, which is hereby created," and insert "in augmentation of Item 326 of the Budget Act of 1947".

Amendment No. 3

On page 1, lines 11 and 12, of said bill, strike out "the third and fourth calendar quarters of the Ninety-eighth", and insert "1947-48".

Amendment No. 4

On page 2, line 3, of said bill, strike out "the Governor and Director of Finance shall make"; and strike out lines 4 and 5, and insert "There is appropriated from such special fund from which such officers and employees are paid an amount sufficient to provide increases in compensation for each such officer or employee in accordance with this act, which latter amount shall be made available by executive order of the Director of Finance in augmentation of the respective appropriations to which such compensation is chargeable."

Amendment No. 5

On page 1, line 18, of said bill, after "employee", insert "during the 1947-1948 Fiscal Year".

Amendment No. 6

On page 1, line 22, of said bill, strike out "years", and insert "year".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2708—An act making an appropriation for the purpose of increasing the compensation of state officers and employees, to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Ways and Means:

Amendment No. 1

On page 1, line 2, of the printed bill, strike out "_____ dollars ($_____)", and insert "eight million seven hundred seventy-seven thousand one hundred dollars ($8,777,100)".

Amendment No. 2

On page 1, line 17, of said bill, strike out "emergency".

Amendment No. 3

On page 1, line 20, of said bill, before "So", insert "SEC. 3."

Amendment No. 4

On page 1, line 21, of said bill, strike out "emergency".

Amendment No. 5

On page 2, line 4, of said bill, strike out "SEC. 3", and insert "SEC. 4".

Amendment No. 6

On page 1, line 4, of said bill, following "sums", insert "as are necessary".

Amendment No. 7

On page 1, line 12, of said bill, following the period, insert "The moneys hereby appropriated from the General Fund shall be in augmentation of Item 326 of the Budget Act of 1947 and shall be allocated pursuant to said item."

Amendment No. 8

On page 1, lines 22 and 23, of said bill, strike out "transferred in augmentation of Item 326 of the Budget Act of 1947," and insert "available".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 89—An act to amend Section 980 of, and to add Section 988.4 to, the Military and Veterans Code, relating to farm and home purchases for veterans' widows, and making an appropriation therefor.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Military Affairs:

Amendment No. 1

On page 2, line 48, of the printed bill, as amended in the Assembly on April 2, 1947, strike out "$_____)", and insert "one million dollars ($1,000,000)".

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2236—An act to repeal Part 8 of Division 3 of Title 2 of the Government Code, and to add Part 8 to Division 3 of Title 2 of the Government Code, relating to the powers and duties of the Governor; to abolish the State Reconstruction and Reemployment Commission, and making an appropriation.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Ways and Means:

Amendment No. 1

On page 1 of the printed bill, as amended in the Assembly on May 2, 1947, between lines 20 and 21, insert

"One Member of the Senate appointed by the Senate Committee on Rules, and one Member of the Assembly appointed by the Speaker, shall meet and advise with the Physical Planning Advisory Council to the extent that such advisory participation is not incompatible with their respective positions as Members of the Legislature. One Member of the Senate appointed by the Senate Committee on Rules, and one Member of the Assembly appointed by the Speaker, shall meet and advise with the Economic Advisory Council to the extent that such advisory participation is not incompatible with their respective positions as Members of the Legislature. The Members of the Legislature meeting with the councils in an advisory capacity shall receive no compensation for their services under this part but shall be reimbursed for their actual and necessary expenses incurred in connection with the performance of their duties hereunder, to be paid out of the money made available by this act."

Amendment No. 2

On page 2, line 23, of the printed bill, as amended, after "15534.", insert "There is hereby created the Office of the Director of Planning and Research. Said director shall be appointed by and serve at the pleasure of the Governor and shall receive such salary as the Governor shall determine which shall not exceed the sum of ten thousand dollars ($10,000) a year. Said director shall appoint such other personnel, other than the advisory committees, as the Governor may determine are necessary to carry out the provisions of this part."

Amendment No. 3

On page 3, line 19, of the printed bill, as amended, strike out "_____ dollars ($_____)", and insert "one hundred sixteen thousand four hundred five dollars ($116,405)".

Amendment No. 4

On page 3, line 22, of the printed bill, as amended, following "Governor", insert "to be expended during the 1947-48 Fiscal Year".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1782—An act making an appropriation for the support of child care centers, and declaring the urgency thereof, to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Education:

Amendment No. 1

On page 1, line 5, of the printed bill, as amended in the Assembly on June 2, 1947, strike out "_____ dollars ($_____)", and insert "five million five hundred thousand dollars ($5,500,000)".

Amendment No. 2

On page 1, line 10, of said bill, strike out "_____ dollars ($_____)", and insert "forty-seven thousand five hundred twenty-five dollars ($47,525)".

Amendment No. 3

On page 2 of said bill, strike out lines 36 to 50, inclusive; and on page 3, strike out lines 1 to 8, inclusive, and insert

"SEC. 7. No money appropriated by this act shall be expended for the care or education of any child in a child care center unless the monthly income from all sources of all wage earners of the child's immediate family is two hundred seventy-five dollars ($275) or less if there are two or more wage earners, or two hundred twenty-five dollars ($225) or less if there is but one parent in the home who, as sole wage earner, both supports and cares for the child; or unless the total monthly income of the child as determined by dividing the total monthly income of the family from all sources, by the number of persons to be supported therefrom does not exceed sixty dollars ($60).

The maximum "total monthly income" figure in either case may be exceeded in any month or months of the year if in the opinion of the board the total income for the calendar year divided by 12 will not exceed such maximum.

This section does not apply to any child admitted to a child care center under any of the following conditions:

(a) Either parent is a veteran of World War II attending school or receiving instruction under the Servicemen's Readjustment Act of 1944 during the years 1947 to 1951, and the other parent, if any, is gainfully employed, or

(b) The services of the parent having care of the child are necessary as a teacher in a public school or as a registered nurse or to meet an emergency arising from the necessity of harvesting or processing crops"

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2152—An act providing that the State of California enter into a compact with the States of Oregon and Washington, one or both, to promote the better utilization of the fisheries, marine, shell, and anadromous of the Pacific Seaboard, and to create the Pacific Marine Fisheries Commission; providing for the members of such commission from the State of California; providing for the administration of the provisions of said compact; and making an appropriation.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency and Economy:

Amendment No. 1

On page 6, line 15, of the printed bill, after "to", insert "be expended during the 1947-1948 Fiscal Year".

Amendment No. 2

On page 6, lines 16 and 17, of said bill, strike out "said sum to be budgeted for and made available for use by the commission".

Amendment No. 3

On page 6 of said bill, strike out lines 19 to 23, inclusive.

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2234—An act to prohibit the dispensing or vending merchandise through coin-operated machines.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Public Morals:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "merchandise", and insert "any tobacco products".

Amendment No. 2

On page 1, line 7, of said bill, strike out ", and to ill considered and extravagant buying".

Amendment No. 3

On page 1, line 8, of said bill, strike out "merchandise", and insert "tobacco products".

Amendment No. 4

On page 1, line 12, of said bill, after "machine", insert "containing any tobacco product".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2260—An act to add Section 18054 to the Government Code, relating to vacation rights of certain state employees for federal service.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Civil Service and State Personnel:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "add Section 18054 to", and insert "amend Section 19390 of".

Amendment No. 2

Strike out lines 2 and 3 of the title of said bill, and insert "to reinstatement rights of persons in military service."

Amendment No. 3

On page 1 of said bill, strike out lines 1 and 2, and insert

"SECTION 1. Section 19390 of the Government Code, is amended to read:

19390. Whenever the United States is engaged in war or during the existence of an emergency in preparing for the national defense found and proclaimed by the Governor, any permanent or probationary state civil service employee in good standing who enters the military service of the United States, either directly from a department of the State Government or from any department of the United States Government to which his services or the functions of his department were transferred from the State of California whether voluntarily or otherwise, has an absolute right to be restored to his former position and civil service status or a position in his former class, such reinstatement to be made to the same office, board, commission, agency, or institution, and in the same locality with the same civil service status formerly had by him, upon application by him to the board within six months after the termination of such military service or any rehabilitation afforded by the United States Government following such military service. If no position exists in the same locality, the employee may request reinstatement to a position in the same class in the same office, board, commission, agency, or institution, in some other locality."

Amendment No. 4

On page 1 of said bill, strike out lines 3 to 29, inclusive.

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2546—An act to add Section 7.5 to "An act to provide a unified program of construction, improvement and equipment of state agencies, creating a State Public Works Board, and making an appropriation to carry out the provisions of this act," approved March 13, 1946, relating to public works, and making an appropriation to carry out the provisions of said act.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Ways and Means:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "add Section 7.5 to", and insert "amend Section 6 of, and to add Section 3 5 to".

Amendment No. 2

In line 2 of the title of said bill, after "improvement", insert a comma.

Amendment No. 3

In line 5 of the title of said bill, strike out "public"; and strike out lines 6 and 7 of the title, and insert "allocation of the appropriation for miscellaneous repairs and improvements".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 4

On page 1 of said bill, strike out lines 1 to 10, inclusive, and insert

"SECTION 1. Section 6 of the act cited in the title hereof is amended to read:

Sec. 6. The sum of one hundred fifty-four million dollars ($154,000,000) is hereby appropriated to be expended in carrying out the provisions of this act, to be allocated to the State Department of Public Works, University of California or other state agency by the Director of Finance in such sum or sums as the Director of Finance may determine; provided, however, that except as to any allocation for miscellaneous repairs and improvements made under the provisions of this act, the maximum amount which may be expended from the appropriation contained herein for any state agency shall be within the limitations set forth in the following schedule:

University of California	$30,000,000
Department of Education	13,500,000
Department of Mental Hygiene	57,500,000
Department of Corrections	12,200,000
California Youth Authority	7,000,000
Veterans' Home	2,400,000
State Department of Finance for State Capitol, Office and other buildings	15,800,000
Department of Natural Resources	3,300,000
Department of Motor Vehicles	3,407,500
Department of Agriculture	450,000
State Agricultural Society and Exposition Park—Sixth District Agricultural Association	3,500,000
Miscellaneous Repairs and Improvements [of which not more than one million dollars ($1,000,000) shall be available to the University of California]	4,942,500

No allocation shall be made to any state agency other than those listed in this section, *except that that portion of the appropriation available for miscellaneous repairs and improvements shall be available to the Adjutant General and to the Department of Public Health for allocation as herein provided.*

No expenditures shall be made from the appropriation made by this act for any construction, building, or work for any agricultural purpose or activity other than housing for persons until 90 days after the convening of the Fifty-seventh Session of the Legislature.

Of the amount herein appropriated, one hundred twenty million dollars ($120,000,000) shall be payable out of the Postwar Employment Reserve in the State Treasury and thirty-four million dollars ($34,000,000) shall be payable out of unappropriated moneys in the State Treasury."

Amendment No. 5

On page 1 of said bill, following line 10, insert

SEC. 2. Section 3.5 is added to the act cited in the title hereof, to read:

Sec. 3.5. The board shall have the authority to authorize the purchase of property with improvements thereon in lieu of purchasing sites and constructing new improvements thereon when in the opinion of the board it is for the best interest of the State to do so."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

RE-REFERENCE OF BILLS

By order of the Speaker, the following bill was withdrawn from the file, and re-referred as follows:

Senate Constitutional Amendment No. 15 re-referred to Committee on Constitutional Amendments.

CONSIDERATION OF DAILY FILE (RESUMED)
SECOND READING OF SENATE BILLS

Senate Bill No. 1173—An act to add Section 6359.5a to the Revenue and Taxation Code, relating to the sales and use taxes and exemptions therefrom, to take effect immediately.

Bill read second time, and ordered to third reading.

Senate Bill No. 1250—An act to add Section 401.5 to the Revenue and Taxation Code, relating to issuance of appraisal data by board to assessors.

Bill read second time, and ordered to third reading.

Senate Bill No. 1515—An act to add Section 6356.5 to the Revenue and Taxation Code, relating to the exemption from the sales and use taxes of property purchased for use or consumption outside the United States aboard vessels.

Bill read second time, and ordered to third reading.

Senate Bill No. 548—An act to amend Section 19533 and to repeal Sections 19535 and 19536 of the Business and Professions Code, relating to licenses to conduct horse race meetings.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Public Morals:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in the Senate on April 21, 1947, after "19533", insert ", to add Section 19530.5,".

Amendment No. 2

In lines 2 and 3 of the title of said bill, strike out "licenses to conduct".

Amendment No. 3

On page 1 of said bill, strike out lines 1 and 2, and insert

"SECTION 1. Section 19530.5 is added to the Business and Professions Code, to read:

19530.5. The population of counties for the purposes of this article is the population as determined by the United States Census of 1940.

SEC 2. Section 19533 of said code is amended to read.".

Amendment No. 4

On page 1, line 15, of said bill, strike out "SEC. 2", and insert "SEC. 3".

Amendments read, and adopted.

Bill ordered reprinted, and to third reading.

Senate Bill No. 550—An act to amend Section 19510 of the Business and Professions Code, relating to licensing persons engaged or connected with the racing of horses.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Public Morals:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in the Senate on May 21, 1947, strike out "Section 19510", and insert "Sections 19510 and 19539".

Amendment No. 2

In the title of said bill, strike out lines 2 and 3, and insert "Code, relating to horse racing."

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 3

On page 1 of said bill, after line 12, insert

"SEC. 2 Section 19539 of said code is amended to read:

19539. In addition to the racing days which may be allowed under other sections of this chapter, the board may allow not to exceed a total of [50] *60* days for harness racing only. *Thirty of said 60 days shall be allocated to licensed racing associations conducting horse racing meetings south of the Sixth Standard Parallel South, Mount Diablo Base and Meridian, and the remainder to licensed racing associations conducting such meetings north of said standard parallel.*"

Amendments read, and adopted.

Bill ordered reprinted, and to third reading.

Senate Bill No. 1123—An act to amend Section 7726 of the Revenue and Taxation Code, relating to the taxability of sales of motor vehicle fuel by unlicensed distributors.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Revenue and Taxation:

Amendment No. 1

On page 1, line 7, of the printed bill, after "sales", insert "or otherwise disposes".

Amendment No. 2

On page 1, line 7, of the printed bill, strike out "in an amount", and insert "the aggregate gallonage of which is".

Amendment No. 3

On page 1, line 8, of the printed bill, strike out "purchases", and insert "acquisitions".

Amendment No. 4

On page 1, line 8, of the printed bill, after "fuel", insert "from distributions with respect to which the tax has been paid".

Amendment No. 5

On page 1, line 8, of the printed bill, after "disclosed by his", insert "inventories and".

Amendment No. 6

On page 1, line 10, of the printed bill, strike out "of the amount".

Amendment No. 7

On page 1, line 13, of the printed bill, after "sold", insert "or otherwise disposed of".

Amendments read, and adopted.

Bill ordered reprinted, and to third reading.

Senate Bill No. 470—An act to amend Sections 20025, 20127, 20330, 20390, 20393, 20520, 20522, 20523, 20562, 20601, 20603, 20603.1, 20607, 20652, 20654, 20655, 20750, 20836, 20890, 20894.5, 20922, 21026, 21026.1, 21027, 21252.1, 21253, 21258, 21295, 21298, 21360, 21363, and 21367 of, to repeal Sections 20129 and 20493 of, and to add Sections 20133, 20208, 20894.2, 21026.2, 21026.3, 21026.4, 21254.1, 21290.5, and 21291.5 to, the Government Code, and to add Chapter 11, comprising Section 21500, to Part 3 of Division 5 of Title 2 thereof, relating to the State Employees' Retirement System.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Civil Service and State Personnel:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in the Senate on May 8, 1947, strike out "20025, 20127," and insert "20127, 20307,".

Amendment No. 2

In line 6 of the title of said bill, after "add Sections", insert "20025.2,".

Amendment No. 3

On page 1 of said bill, strike out lines 1 and 2, and insert
"SECTION 1. Section 20025.2 is added to the Government Code, to read:".

Amendment No. 4

On page 1, line 3, of said bill, strike out "20025.", and insert
"20025.2."

Amendment No. 5

On page 1 of said bill, strike out lines 5 and 6; and in line 7, strike out "per month. Likewise, there shall be".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 6

On page 2 of said bill, between lines 32 and 33, insert
"SEC. 2.8. Section 20307 of said code is amended to read:
20307. When any person who is an employee of the State within the meaning of Section 20012 is assigned to the performance of work for which his compensation is paid, pursuant to statute or duly authorized contract entered into by the State or the state agency by which the person is employed, out of funds not directly controlled by the State, such person shall continue to be an "employee" of the State for the purposes of this part during the time he is assigned to the performance of such work, and

the service rendered by him during such assignment shall be "state service," notwithstanding the provisions of Sections 20012 and 20801 relating to payment of compensation.

This section shall apply to service rendered prior to its effective date by any member who, [within 90 days after said effective date] *before January 1, 1948*, notifies the Retirement Board that he elects to be credited with service so rendered, and who makes contributions in respect to all such service not constituting prior service as provided in Section 20681.5. This section shall also apply to the status of every such person while rendering such service prior to its effective date."

Amendment No. 7

On page 3, line 16, of said bill, strike out "within", and insert ", not later than".

Amendment No. 8

On page 4, line 18, of said bill, after the comma, insert "and administered as if made during membership in this system,".

Amendment No. 9

On page 5, line 28, of said bill, strike out "or police", and insert ", police, or county peace officer".

Amendment No. 10

On page 6 of said bill, strike out lines 14 to 28, inclusive.

Amendment No. 11

On page 7 of said bill, strike out lines 13 to 18, inclusive, and insert "so absent. For the purposes of this section, a member who is or was granted a leave of absence or placed on a state civil service reemployment list as of the same date he was reinstated from military leave shall be considered as having returned to state service within said six months, if he returns to state service at the end of such leave of absence or upon offer of employment from the reemployment list."

Amendment No. 12

On page 8, line 20, of said bill, after "service", insert ", excluding the time he was absent in military service,".

Amendment No. 13

On page 8, line 29, of said bill, after the period, insert "The State shall contribute as for other members under Section 20894.5, on account of that portion of federal service during which the member was absent in military service."

Amendments read, and adopted.

Bill ordered reprinted, and to third reading.

Senate Bill No. 1334—An act to add Section 18104 to the Government Code, relating to sick leave of state employees.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Civil Service and State Personnel:

Amendment No. 1

On page 1, line 7, of the printed bill, insert

"SEC. 2. Section 18104.5 is added to the Government Code, to read:

18104.5. When an employee uses sick leave because of an injury compensable under the Labor Code and the State is reimbursed by a third person for its damages by reason of such use, there shall be granted, for credit to the employee's sick leave account, sick leave equivalent to the amount so used or proportionately if reimbursement is only in part. If the State does not collect from the third person the full amount of the compensation paid and other damages for which it is liable to the employee and if the amount collected is not itemized so that there may be ascertained the amount collected in reimbursement for the sick leave used, the sick leave to be credited shall be in the same ratio to the sick leave used as the total amount collected bears to the total amount of the State's damages. "Sick leave" as used in this rule includes sick leave credit used to augment disability indemnity."

Amendment read, and adopted.

Bill ordered reprinted, and to third reading.

Senate Bill No. 1357—An act to add Section 16104 to, and to amend Sections 16101 and 16120 of, the Business and Professions Code, relating to licensing of business by counties.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Revenue and Taxation:

Amendment No. 1

On page 1 of the printed bill, as amended May 15, 1947, strike out lines 12 to 14, inclusive, and insert ", the fees for licenses and permits prescribed".

Amendment read, and adopted.

Bill ordered reprinted, and to third reading.

Senate Bill No. 1492—An act to amend Section 1126 and to add Sections 1127, 1128, and 1129 to the Labor Code, relating to collective bargaining agreements and prohibiting attempts to cause or induce violations thereof.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Industrial Relations:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in the Senate on April 25, 1947, after "1127", strike out the comma, and insert "and".

Amendment No. 2

In line 2 of the title of the printed bill, strike out "and 1129".

Amendment No. 3

On page 1, line 5, of the printed bill, after "State", insert "and a breach of such collective bargaining agreement by any party thereto shall be subject to the same remedies, including injunctive relief, as are available on other contracts in the courts of this State".

Amendment No. 4

On page 1, line 5, of the printed bill, after "attempt", insert "by anyone not a party to such agreement".

Amendment No. 5

On page 1 of the printed bill, strike out line 6, and insert "induce or compel a violation of a bona fide collective bargaining agreement between an employer and a labor organization representing a majority of the employees of such employer, which labor organization has been designated a representative in accordance with the established procedures, wherever such procedures are created by law for designation of any representative of such employees,".

Amendment No. 6

On page 1 of the printed bill, strike out lines 18 and 19.

Amendment No. 7

On page 2 of the printed bill, strike out lines 1 to 5, inclusive, and insert "1128. Definitions."

Amendment No. 8

On page 2 of the printed bill, strike out lines 7 to 12, inclusive, and insert "a bona fide employees' organization or any local unit thereof which exists for the purpose, in whole or in part, of dealing with employers concerning wages, hours of employment, or conditions of work, which organization is found not to be employer controlled or dominated."

Amendments read.

Division of the Question

Mr. Sherwin asked for a division of the question.

Mr. Sherwin requested that Amendment No. 5 be considered first.

Request granted, by unanimous consent.

Consideration of Amendment No. 5

Amendment No. 5

On page 1 of the printed bill, strike out line 6, and insert "induce or compel a violation of a bona fide collective bargaining agreement between an employer and a labor organization representing a majority of the employees of such employer, which labor organization has been designated a representative in accordance with the established procedures, wherever such procedures are created by law for designation of any representative of such employees,".

Amendment read.

Request for Unanimous Consent That Amendments Be Printed in the Journal

Messrs. George D. Collins and Doyle asked for unanimous consent that all of the amendments to Senate Bill No. 1492 be printed in the Journal prior to debate.

Mr. Sherwin withheld unanimous consent.

The question being on the adoption of Amendment No. 5, to Senate Bill No. 1492.

Substitute Motion

Mr. Sherwin moved that Amendment No. 5 be disapproved.

Mr. Silliman seconded the motion.

Motion to Print Amendments in the Journal

Mr. George D. Collins moved that all proposed committee amendments to Senate Bill No. 1492 be printed in the Journal, today, and that action upon them be deferred until next Monday.

Mr. Gaffney seconded the motion.

Ruling by Speaker

Speaker Collins ruled the motion out of order because it is, in effect, a substitute motion to a substitute motion.

Point of Order

Mr. Gaffney arose to the following point of order: That Mr. Sherwin is out of order as Mr. Lowrey requested that Amendment No. 5 be re-read prior to discussion.

Ruling by Speaker

Speaker Collins ruled the point of order well taken, and ordered that Amendment No. 5 be re-read.

The question being on the motion by Mr. Sherwin that Amendment No. 5 be disapproved.

Point of Order

Mr. Dunn arose to the following point of order: That Mr. Sherwin is out of order because, according to the order of business, we are not on Item No. 10 which pertains to motions and resolutions.

Ruling by Speaker

Speaker Collins ruled the point of order not well taken because Mr. Sherwin is speaking on Item No. 6 on the order of business, which pertains to the reports of committees.

The question being on the motion by Mr. Sherwin that Amendment No. 5 to Senate Bill No. 1492 be disapproved.

Point of Order

Mr. Lyons arose to the following point of order: That Mr. Sherwin is not speaking to the question.

Ruling by Speaker

Speaker Collins ruled the point of order well taken.

The question being on the motion by Mr. Sherwin that Amendment No. 5 to Senate Bill No. 1492 be disapproved.

Request for Unanimous Consent That All Proposed Committee Amendments to Senate Bill No. 1492 and to Senate Bill No. 1493 Be Printed in the Journal

Mr. George D. Collins asked for, and was granted, unanimous consent that all proposed committee amendments to Senate Bill No. 1492 and to Senate Bill No. 1493 be ordered printed in the Journal, and that both bills be placed upon the second reading file on the next legislative day.

Senate Bill No. 1493—An act to add Chapter 7, comprising Sections 1115, 1116, 1117, 1118, 1119, and 1120 to Part 3, Division 2 of the Labor Code, relating to jurisdictional strikes.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Industrial Relations:

Amendment No. 1

On page 1 of the printed bill, strike out lines 16 to 19, inclusive, and insert "1117. As used herein, "labor organization" means a bona fide employees' organization or any local unit thereof, which exists for the purpose, in whole or in part, of dealing with employers concerning wages, hours of employment, or conditions of work, which organization is found not to be employer controlled or dominated."

Amendment No. 2

On page 2 of the printed bill, strike out lines 1 to 4, inclusive.

Amendment No. 3

On page 2 of the printed bill, strike out lines 9 to 17, inclusive, and insert "means a strike, arising out of a dispute between two or more bona fide labor organizations as to which has jurisdiction over the work being or to be performed, which results:

(a) In an attempt by a labor organization not a party to a bona fide collective bargaining agreement with an employer to cause or compel a violation of such bona fide collective bargaining agreement with such employer wherever procedures are created by law for the designation of a collective bargaining representative of the employees of an employer and such labor organization has not been so designated in accordance with such procedures; or

(b) In the absence of a bona fide collective bargaining agreement, in an attempt to cause or compel an employer against his will to recognize or bargain with a labor organization as a collective bargaining representative of his employees, wherever procedures are created by law for the designation of a collective bargaining representative of the employees of an employer and such labor organization has not been so designated in accordance with such procedures."

Amendments read.

Senate Bill No. 1493 ordered to the second reading file on the next legislative day.

FURTHER PROCEEDINGS UNDER CALL OF THE ASSEMBLY DISPENSED WITH ON PERMISSION TO INTRODUCE A BILL

At 10.05 a.m., on motion of Mr. Field, further proceedings under the call of the Assembly were dispensed with.

The names of the absentees were called, and Mr. Dunn was granted permission to introduce a bill by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Kilpatrick, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Robertson, Sherwin, Silliman, Stanley, Stewart, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—63.

NOES—None.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

The following bill was introduced, and read the first time:

Assembly Bill No. 2715: By Mr. Dunn—An act to amend Section 80 of the Agricultural Code, relating to agricultural districts.

Referred to Committee on Agriculture.

CONSIDERATION OF DAILY FILE (RESUMED) SECOND READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1529—An act to add Chapter 3, comprising Sections 1500 to 1517, inclusive, to Division 2 of the Health and Safety Code, relating to establishments rendering services to handicapped persons, providing for the licensing, inspection, and regulation of such establishments by the State Department of Public Health, and making an appropriation therefor.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Ways and Means:

Amendment No. 1

On page 1, line 5, of the printed bill, as amended in the Assembly on April 10, 1947, after "persons", insert "other than such as are maintained by a school district or are under the jurisdiction of the Department of Education."

Amendment No. 2

On page 4 of said bill, following line 33, insert

"(e) Establishments established, conducted or maintained by, or under the jurisdiction of, the Department of Education or of any school district."

Amendment No. 3

On page 5, line 22, of said bill, strike out "fifteen thousand dollars ($15,000)", and insert "seven thousand nine hundred fifty dollars ($7,950)".

Amendment No. 4

On page 5 of said bill, strike out lines 25 to 34, inclusive.

Amendment No. 5

On page 2, line 5, of said bill, strike out the period after "persons", and insert ", but does not include any sanatorium, establishment, home or institution conducted by or for the adherents of any well recognized religious sect, denomination or organization for the purpose of providing facilities for the care of handicapped persons who depend upon prayer or spiritual means for healing in the practice of the religion of such sect, denomination or organization; nor does it include any private business school or college, the principal purpose of which is the teaching of business, commercial, and vocational courses".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

BILLS WITHDRAWN FROM INACTIVE FILE, AND PLACED ON THE THIRD READING FILE

The following bills were withdrawn from the inactive file, and placed upon the third reading file:

Assembly Bill No. 950, on request of Mr. McCollister.
Senate Bill No. 229, on request of Mr. McCollister.
Assembly Bill No. 2268, on request of Mrs. Niehouse.
Assembly Bill No. 1513, on request of Mr. Waters.

REPORTS OF STANDING COMMITTEES

Committee on Revenue and Taxation

ASSEMBLY CHAMBER, SACRAMENTO, June 7, 1947

MR. SPEAKER: Your Committee on Revenue and Taxation, to which was referred:
Assembly Bill No. 341

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

HOLLIBAUGH, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, June 7, 1947

MR. SPEAKER: Your Committee on Revenue and Taxation, to which was referred:
Senate Bill No. 13

Has had the same under consideration, and respectfully reports the same back without recommendation.

HOLLIBAUGH, Chairman

Above reported bill ordered to second reading.

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, June 7, 1947

MR. SPEAKER: Your Committee on Rules, to which was referred:
Assembly Concurrent Resolution No. 83

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

DICKEY, Chairman

Above reported resolution ordered engrossed.

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, June 7, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1651
Assembly Bill No. 1886
Assembly Bill No. 2701
Assembly Bill No. 2703

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

NOTICE OF MOTION TO WITHDRAW ASSEMBLY BILL NO. 2500 FROM INACTIVE FILE

Mr. Carey, for Mr. Sheridan, gave notice that on the next legislative day he would move to withdraw Assembly Bill No. 2500 from the inactive file, and have it placed upon the third reading file.

RE-REFERENCE OF BILLS

By order of the Speaker, the following bill was withdrawn from the file, and re-referred as follows:

Assembly Bill No. 2701 re-referred to Committee on Public Health.

MEMBERS EXCUSED

At 10.05 a.m., Mr. Butters asked for, and was granted, unanimous consent that he and Messrs. Clarke, Erwin, Sherwin, and Collier be excused, at this time, for the purpose of holding a subcommittee meeting of the Committee on Ways and Means.

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS
CONSIDERATION OF SENATE AMENDMENTS

Assembly Bill No. 629—An act to add Sections 2225 and 2226 to the Health and Safety Code, relating to names of mosquito abatement districts.

The question being: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 629?

Amendment No. 1

On page 2 of the printed bill, as amended in the Assembly on May 1, 1947, strike out lines 6 to 8, inclusive.

The roll was called, and the Assembly concurred in Senate amendment to Assembly Bill No. 629 by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Caldecott, Carey, Clarke, George D. Collins, Conrad, Cooke, Crichton, Lester T. Davis, Debs, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Kilpatrick, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Niehouse, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—58.
NOES—None.

Assembly Bill No. 629 ordered enrolled.

Assembly Bill No. 1560—An act to amend Section 1010 of the Fish and Game Code, relating to dealing in mollusks or crustaceans.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 1560?

Amendment No. 1

On page 1, line 5, of the printed bill, strike out "or packing", and insert ", packing, or dealing in".

Amendment No. 2

On page 1, line 10, of said bill, strike out "by".

Amendment No. 3

On page 1, line 11, of said bill, strike out "wholesale".

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 1560 by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Brady, Brown, Burke, Burns, Caldecott, Carey, Clarke, George D. Collins, Conrad, Cooke, Crichton, Lester T. Davis, Debs, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Kilpatrick, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, Robertson, Sheridan, Sherwin, Silliman, Stanley, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—56.
NOES—None.

Assembly Bill No. 1560 ordered enrolled.

Assembly Bill No. 1868—An act to add Section 1771.5 to the Labor Code, relating to legal holidays on public works.

The question being: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 1868?

Amendment No. 1

On page 1, line 6, of the printed bill, after "contract", insert "The awarding body is not required to make any deductions for penalties on account of payment of per diem wages on holidays."

The roll was called, and the Assembly concurred in Senate amendment to Assembly Bill No. 1868 by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Brady, Brown, Burke, Burns, Caldecott, Carey, Clarke, George D. Collins, Conrad, Cooke, Crichton, Lester T. Davis, Debs, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Kilpatrick, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, Robertson, Sheridan, Sherwin, Silliman, Stanley, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—56.

NOES—None.

Assembly Bill No. 1868 ordered enrolled.

Assembly Bill No. 168—An act to amend Sections 459.1, 529, 533, 541, 544, 552, 588, 589.5, 592.1, 596.4, 596.5, and 737 of, to add Sections 560.1, 564.1, 589 6, 596 6, and 601.5 to the Vehicle Code, relating to the parking, standing and operation of vehicles and the rights and obligations of pedestrians.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 168?

Amendment No. 1

On page 3, line 51, of the printed bill, as amended in the Assembly on May 19, 1947, strike out "other than a passenger common carrier".

Amendment No. 2

On page 5, line 1, of said bill, after "by", insert "or operated under contract with".

Amendment No. 3

On page 5, line 14, of said bill, strike out "One", and insert "At least one".

Amendment No. 4

On page 5 of said bill, between lines 18 and 19, insert "Additional warning devices may be used to the rear or to the front of the parked vehicle without regard to distance."

The roll was called, and the Assembly concurred in Senate amendment to Assembly Bill No. 168 by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Brady, Brown, Burke, Burns, Caldecott, Carey, Clarke, George D. Collins, Conrad, Cooke, Crichton, Debs, Dickey, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Kilpatrick, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Robertson, Sheridan, Sherwin, Silliman, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—55

NOES—None.

Assembly Bill No. 168 ordered enrolled.

Assembly Bill No. 933—An act to amend Section 4041.13 of the Political Code and Section 25501 of the Government Code, relating to powers of boards of supervisors.

The question being: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 933?

Amendment No. 1

On page 2, line 13, of the printed bill, strike out "written registration", and insert "proper written requisition".

The roll was called, and the Assembly concurred in Senate amendment to Assembly Bill No. 933 by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Brady, Brown, Burke, Burns, Caldecott, Carey, Clarke, George D. Collins, Conrad, Cooke, Crichton, Lester T. Davis, Debs, Dickey, Dolwig, Doyle, Dunn, Evans, Field, Fletcher, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Kilpatrick, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Robertson, Sherwin, Silliman, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—52.
NOES—None.

Assembly Bill No. 933 ordered enrolled.

Assembly Bill No. 1070—An act to amend Sections 181, 188, 189, 193, and 300 of, and to repeal Sections 190, 191, 232 and Article 2 of Chapter 2 of Division 1 of the Streets and Highways Code, relating to streets and highways and providing for the abolition of the distinction between primary and secondary state highways.

The question being: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 1070?

Amendment No. 1

On page 2, line 46, of the printed bill, following the period, insert "Any reference in this code or any other statute to "primary state highway" or "secondary state highway" shall be construed to mean "state highway"."

The roll was called, and the Assembly concurred in Senate amendment to Assembly Bill No. 1070 by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Brady, Brown, Burke, Burns, Caldecott, Carey, Clarke, George D. Collins, Conrad, Cooke, Crichton, Lester T. Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Evans, Field, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Kilpatrick, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Robertson, Sherwin, Silliman, Stanley, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—54.
NOES—None.

Assembly Bill No. 1070 ordered enrolled.

Assembly Bill No. 1393—An act to amend Section 19394 of the Government Code, relating to certification of persons on military leave from the state civil service.

The question being: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 1393?

Amendment No. 1

On page 2, line 22, of the printed bill, after "refuses", insert "or has refused".

The roll was called, and the Assembly concurred in Senate amendment to Assembly Bill No. 1393 by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Brady, Brown, Burke, Burns, Caldecott, Carey, Clarke, George D. Collins, Conrad, Cooke, Crichton, Lester T. Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Evans, Field, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Kilpatrick, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Robertson, Sherwin, Silliman, Stanley, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—54.
NOES—None.

Assembly Bill No. 1393 ordered enrolled.

NOTICES OF MOTION TO RECONSIDER CONTINUED

By unanimous consent, the consideration of notices of motion to reconsider votes on the following bills were continued until the next legislative day:

Assembly Bill No. 1810.
Senate Bill No. 787.
Assembly Bill No. 2039.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 1579—An act adding Section 403a to the Penal Code, relating to tattooing.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Blosser, Brown, Burke, Burns, Caldecott, Carey, Clarke, George D. Collins, Conrad, Cooke, Crichton, Lester T. Davis, Debs, Ralph C. Dills, Dolwig, Doyle, Dunn, Evans, Fletcher, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Huyck, James, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Robertson, Sherwin, Sillman, Stewart, Thomas, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—48.
NOES—Brady and Stanley—2.

Bill ordered transmitted to the Senate.

BILLS WITHDRAWN FROM ACTIVE FILE, AND PLACED ON THE INACTIVE FILE

Assembly Bill No. 1685, on motion of Mr. Maloney.

REQUEST FOR UNANIMOUS CONSENT THAT ASSEMBLY BILL NO. 2420 HOLD ITS PLACE ON FILE

Mr. Caldecott asked for, and was granted, unanimous consent that Assembly Bill No. 2420 be passed on file, and hold its place on file, on the next legislative day.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Constitutional Amendment No. 12—A resolution to propose to the people of the State of California an amendment to the Constitution of the State by amending Section 23a of Article IV thereof, relating to legislative officers and employees.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Brady, Brown, Burke, Burns, Caldecott, Carey, Clarke, George D. Collins, Conrad, Cooke, Crichton, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Huyck, James, Kilpatrick, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, Miller, Robertson, Sherwin, Sillman, Stanley, Thomas, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—58.
NOES—None.

Notice of Motion to Reconsider Assembly Constitutional Amendment No. 12

Mr. Field gave notice that on the next legislative day he would move to reconsider the vote whereby Assembly Constitutional Amendment No. 12 was this day adopted.

Assembly Bill No. 291—An act to amend Section 11620 of, and to add Sections 11621, 11622, 11623, 11624, 11625, 11626, and 11627 to the Insurance Code, relating to insurance.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Brady, Brown, Burke, Burns, Caldecott, Carey, Clarke, George D. Collins, Conrad, Cooke, Crichton, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Dunn, Evans, Field, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Huyck, James, Kilpatrick, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Robertson, Sherwin, Silliman, Stanley, Thomas, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—56.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1369—An act to repeal Section 170.5 of and to add Section 170.5 to the Code of Civil Procedure, relating to disqualification of judges.

Bill read third time.

Motion to Amend

Mr. Wollenberg moved the adoption of the following amendments:

Amendment No. 1

On page 2, between lines 16 and 17, of the printed bill, as amended in the Assembly on March 26, 1947, insert "Where there is no master calendar and the judge assigned to try the case is known, the motion shall be made 10 days before the trial."

Amendment No. 2

On page 2 of said bill, between lines 17 and 18, insert "to the drawing of the name of the first juror in the trial of the cause before the court, or if there is no jury, prior".

Amendments read, and adopted.

Bill ordered reprinted, and re-engrossed.

UNFINISHED BUSINESS (RESUMED)

MOTION TO RECONSIDER ASSEMBLY BILL NO. 1687

In compliance with a notice given on a previous day, Mr. Collier moved that the vote whereby Assembly Bill No. 1687 was passed be reconsidered.

Demand for Previous Question

Messrs. Thurman, Heisinger, Hahn, Grunsky, and Burke demanded the previous question.

Demand for previous question sustained.

The question being on the reconsideration of Assembly Bill No. 1687.

The roll was called, and Assembly Bill No. 1687 refused reconsideration by the following vote:

AYES—Beck, Burke, Butters, Collier, Conrad, Ralph C. Dills, Doyle, Erwin, Field, Fletcher, Gannon, Grant, Hahn, Hinton, Hollibaugh, Huyck, Sherwin, and Stewart—18.

NOES—Allen, Anderson, Bennett, Blosser, Brady, Brown, Burns, Caldecott, Clarke, George D. Collins, Cooke, Crichton, Lester T. Davis, Debs, Elliott, Gaffney, Grunsky, Hawkins, Heisinger, James, Kilpatrick, Lowrey, Luckel, Lyons, Maloney, Miller, Niehouse, Robertson, Silliman, Stanley, Thomas, Thorp, Thurman, Waters, Weber, and Wollenberg—36.

Assembly Bill No. 1687 ordered transmitted to the Senate.

CONSIDERATION OF SENATE AMENDMENTS

Assembly Bill No. 2015—An act to amend Section 10 of the County Water Authority Act, relating to annexations to county water authorities.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 2015?

Amendment No. 1

On page 9, line 17, of the printed bill, as amended in the Assembly on May 23, 1947, strike out "or city", and insert ", city or public agency".

Amendment No. 2

On page 9, line 22, of said bill, strike out "or city", and insert ", city or public agency".

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 2015 by the following vote:

AYES—Allen Anderson, Beck, Bennett, Blosser, Brady, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Huyck, Kilpatrick, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Robertson, Sherwin, Silliman, Stanley, Thomas, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—58.

NOES—None.

Assembly Bill No. 2015 ordered enrolled.

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1882—An act to amend the headings of Article 1 and 3 of Chapter 4 of Division 6 of the Education Code, to amend Sections 11651, 11652, 11653, 11691, 11711, 11713, 11714, 11715, 11717, 11718, 11719, 11742, 11743, 11745, 11761, 11762, and 11764 of said code, and to repeal Sections 11654, 11655, 11656, 11692, 11741, and 11744 of said code, all relating to high school textbooks.

Bill read third time.

Point of Order

Mr. Thomas arose to the following point of order: That Mr. Ralph C. Dills has exceeded his time.

Ruling by Speaker

Speaker Collins ruled the point of order well taken.

Additional Time Granted

Mr. Grant moved that additional time be granted to Mr. Ralph C. Dills for debate.

Mr. Field seconded the motion.

Motion carried.

The question being on the passage of Assembly Bill No. 1882.

The roll was called, and the bill refused passage by the following vote:

AYES—Allen, Anderson, Beck, Caldecott, Crichton, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dunn, Erwin, Evans, Fletcher, Hahn, Hawkins, Hinton, Hollibaugh, Kilpatrick, Luckel, Lyons, McMillan, Niehouse, Robertson, Stanley, Thomas, Waters, and Mr. Speaker—27.

NOES—Blosser, Burke, Burns, Butters, Carey, Clarke, Collier, Conrad, Crowley, Lester T. Davis, Doyle, Elliott, Field, Gaffney, Gannon, Grant, Grunsky, Heisinger, Huyck, James, Lowrey, Maloney, McCollister, Miller, O'Day, Sherwin, Silliman, Stewart, Thorp, Thurman, and Wollenberg—31.

Assembly Bill No. 2600—An act to amend Section 2896 of the Education Code, relating to apportionment of school support.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Brady, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Crichton, Lester T. Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Dunn, Erwin, Field, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Kilpatrick, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Robertson, Sherwin, Silliman, Stanley, Stewart, Thomas, Thorp, Thurman, Weber, Wollenberg, and Mr. Speaker—56.

NOES—None.

Motion to Amend Title

Mr. Lowrey moved the adoption of the following amendment to the title:

Amendment No. 1

In lines 2 and 3 of the title of the printed bill, as amended in the Assembly on June 2, 1947, strike out "apportionment of school support", and insert "school districts".

Amendment read, and adopted.

Bill ordered reprinted, and transmitted to the Senate.

Assembly Bill No. 1333—An act to amend Sections 13502 and 14135.1 of and to add Sections 14728.1, 14728.3, 14728.4, 14728.5, and 14728.6 to the Education Code, relating to district retirement systems, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Motion to Amend

Mr. Huyck moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 18, of the printed bill, as amended June 2, 1947, following "rights", insert ", benefits and burdens".

Amendment No. 2

On page 2, line 17, of said bill, strike out "upon", and insert "excepting as provided in Section 14744 of this code, upon".

Amendment No. 3

On page 2, line 32, of said bill, strike out "five years", and insert "39 months".

Amendment No. 4

On page 2, lines 35 and 36, of said bill, strike out "five years", and insert "39 months".

Amendment No. 5

On page 3, line 8, of said bill, after "rights", insert ", benefits and burdens".

Amendments read, and adopted.

Bill ordered reprinted, and re-engrossed.

MEMBERS EXCUSED

At 11.45 a m , Mr Robertson asked for, and was granted, unanimous consent that the members of the Committee on Elections and Reapportionment be excused, at this time, for the purpose of holding a meeting.

REQUEST FOR UNANIMOUS CONSENT THAT PRESENTATION OF BASEBALL CAPS BE NOTED IN THE JOURNAL

Mr. Clayton A. Dills asked for, and was granted, unanimous consent that a notation be placed in the Journal relative to his presentation of

baseball caps, yesterday, to members of the Assembly Baseball Team. The caps were donated to the following members of the team, by interested friends:

Manager: Assemblyman John Evans

Pitcher:	William Murphy
Left Field:	Henry Ogg
1st Base:	Bob Finnie
2d Base:	Byron McMillan
3d Base:	George Ash
Right Field:	Randal Dickey, Jr.
Center Field:	George Patrick
Catcher:	Jack Curson
Short:	Cecil DeMille

Umpire: Assemblyman Hahn
Substitutes:
R. B. Merkel
Domingo Corriea
John H. Collins

Speaker Collins joined with Mr. Clayton A. Dills in requesting that as many people as possible attend the baseball game at Dixie Anne Field on Sunday, June 8th, at 1.30 p.m., and sponsor the Assembly team.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolution was offered:

Assembly Joint Resolution No. 52: By Messrs. Conrad, Cooke, Dickey, McCollister, Butters, Caldecott, Clarke, Doyle, Gannon, Grunsky, Hinton, Hollibaugh, Huyck, James, Stanley, and Waters—Relative to memorializing Congress to enact legislation for compulsory military training.

Referred to Committee on Rules.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 2240—An act to amend Sections 5561 and 5561.5 of the Business and Professions Code, relating to regulation of architects.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Ralph C. Dills, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Kilpatrick, Lowrey, Luckel, Lyons, Maloney, McMillan, Niehouse, O'Day, Robertson, Sherwin, Silliman, Stanley, Stewart, Thomas, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—57.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 319—An act to amend Section 4730 of the Health and Safety Code, relating to county sanitation districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Ralph C. Dills, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon,

Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Kilpatrick, Lowrey, Luckel, Lyons, Maloney, McMillan, Niehouse, O'Day, Robertson, Sherwin, Silliman, Stanley, Stewart, Thomas, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—57.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 2139—An act to amend Sections 30.1, 45, and 51a of, and to add Section 30.2 to, the Public Utility District Act, relating to public utility districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Ralph C. Dills, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Kilpatrick, Lowrey, Luckel, Lyons, Maloney, McMillan, Niehouse, O'Day, Robertson, Sherwin, Silliman, Stanley, Stewart, Thomas, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—57.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1415—An act to amend Section 1170 of the Probate Code, relating to establishing fact of death when title to real property is affected.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Ralph C. Dills, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Kilpatrick, Lowrey, Luckel, Lyons, Maloney, McMillan, Niehouse, O'Day, Robertson, Sherwin, Silliman, Stanley, Stewart, Thomas, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—57.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 2686—An act to amend Sections 737k and 737zz of the Political Code, relating to salaries of superior court judges.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Beck, Bennett, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, Dickey, Ralph C. Dills, Doyle, Erwin, Field, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Hinton, Hollibaugh, Huyck, James, Lowrey, Luckel, Lyons, Maloney, Miller, O'Day, Robertson, Sherwin, Silliman, Stanley, Thomas, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—51.

NOES—Heisinger—1.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1357—An act to add Sections 14307 and 14308 to the Revenue and Taxation Code, relating to the lien of inheritance tax.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Ralph C. Dills, Doyle, Dunn, Erwin, Evans,

Field, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, Kilpatrick, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Robertson, Sherwin, Stanley, Stewart, Thomas, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—57.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1487—An act to amend Section 788 of the Fish and Game Code, relating to crabs.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Ralph C. Dills, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, Kilpatrick, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Robertson, Sherwin, Stanley, Stewart, Thomas, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—57.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 5—An act to provide for leasing adequate facilities and service for the establishing and operation of a teletypewriter system of communication between the State Department of Justice, the Alameda Police Department, and Yolo County and to make an appropriation therefor.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Ralph C. Dills, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, Kilpatrick, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Robertson, Sherwin, Stanley, Stewart, Thomas, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—57.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 850—An act to amend Sections 3025, 3084, and 3087 of the Welfare and Institutions Code, relating to aid to the needy blind, increasing the amount thereof, and making an appropriation.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Brady, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, Kilpatrick, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, O'Day, Robertson, Sherwin, Stanley, Stewart, Thomas, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—61.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 851—An act to amend Sections 3420, 3472, and 3480 of the Welfare and Institutions Code, relating to aid to partially self-supporting blind.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Brady, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, Kilpatrick, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, O'Day, Robertson, Sherwin, Stanley, Stewart, Thomas, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—61.
NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1869—An act making an appropriation to the Regents of the University of California for research on conservation of marine life.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Brady, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, Kilpatrick, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, O'Day, Robertson, Sherwin, Stanley, Stewart, Thomas, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—61.
NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1458—An act to add Section 1015.5 to the Fish and Game Code, relating to fish, providing for a privilege tax in relation thereto, establishing a Marine Research Committee and making an appropriation.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Brady, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, Kilpatrick, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, O'Day, Robertson, Sherwin, Stanley, Stewart, Thomas, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—61.
NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1886—An act to amend Sections 5153, 7101, 7103, 9601, and 9609 of the Education Code, and to add Sections 9601.1, 9601.2, and 9607.5 to said code, all relating to physically handicapped minors.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Kilpatrick, Lowrey, Luckel, Lyons, Maloney, McCollister, Miller, O'Day, Robertson, Sherwin, Stanley, Stewart, Thomas, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—60.
NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 2703—An act to amend Section 141 of the Education Code, relating to the salary of the Superintendent of Public Instruction.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Beck, Bennett, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hinton, Hollibaugh, Huyck, Kilpatrick, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, O'Day, Robertson, Sherwin, Stanley, Stewart, Thomas, Thorp, Thurman, Waters, Weber, and Wollenberg—55.

NOES—Anderson, Elliott, and Heisinger—3.

Bill ordered transmitted to the Senate.

Assembly Bill No. 522—An act to amend Section 105 of the Vehicle Code, Section 51 of the Labor Code, and Section 151 of the Business and Professions Code, relating to salaries of public officers.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Beck, Bennett, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, George D. Collins, Cooke, Crichton, Crowley, Lester T. Davis, Dickey, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hinton, Hollibaugh, Huyck, James, Kilpatrick, Luckel, Lyons, Maloney, McCollister, Miller, O'Day, Sherwin, Stanley, Stewart, Thomas, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—52.

NOES—Anderson and Heisinger—2.

Bill ordered transmitted to the Senate.

Assembly Bill No. 2326—An act to repeal Section 376a of the Political Code, relating to Department of Justice.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Kilpatrick, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, O'Day, Robertson, Sherwin, Stanley, Stewart, Thomas, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—62.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 2332—An act to repeal Section 673 of the Political Code and add Section 13452 to the Government Code, relating to notice to the Department of Finance and State Treasurer of local bond issues.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Kilpatrick, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, O'Day, Robertson, Sherwin, Stanley, Stewart, Thomas, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—62.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 2337—An act to amend Section 12465 of, and to add Section 12466 to, the Government Code, relating to financial reports of public officials.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Ralph C Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Kilpatrick, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, O'Day, Robertson, Sherwin, Stanley, Stewart, Thomas, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—62.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 2338—An act to amend Section 9020 of the Government Code, relating to sessions of the Legislature.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Kilpatrick, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, O'Day, Robertson, Sherwin, Stanley, Stewart, Thomas, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—62.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 2692—An act to amend Section 12300 of the Government Code, relating to the salary of the State Treasurer.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Beck, Bennett, Blosser, Brady, Brown, Burke, Caldecott, Carey, Collier, George D. Collins, Conrad, Crichton, Crowley, Lester T. Davis, Dickey, Doyle, Dunn, Evans, Field, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hollibaugh, Huyck, James, Kilpatrick, Luckel, Lyons, Maloney, McCollister, O'Day, Robertson, Sherwin, Stanley, Stewart, Thomas, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—44.

NOES—Anderson, Butters, Clarke, Elliott, Hahn, Heisinger, Hinton, Lowrey, Miller, and Thorp—10.

Bill ordered transmitted to the Senate.

Assembly Bill No. 2694—An act adding Chapter 4 to Division 6 of Title 1 of the Government Code, relating to signatures required on written evidence of public indebtedness.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Brady, Brown, Burke, Burns, Butters, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Debs, Dickey, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Kilpatrick, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, O'Day, Robertson, Sherwin, Stanley, Stewart, Thomas, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—58.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 2700—An act to add Section 203 5 to the Welfare and Institutions Code, relating to charges for services in county hospitals and the collection thereof.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Brady, Brown, Burke, Burns, Butters, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Debs, Dickey, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Kilpatrick, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, O'Day, Robertson, Sherwin, Stanley, Stewart, Thomas, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—58.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1084—An act to add Section 20952.5 to the Government Code, relating to the State Employees' Retirement System in respect to the retirement of local firemen.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Brady, Brown, Burke, Burns, Butters, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Debs, Dickey, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Kilpatrick, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, O'Day, Robertson, Sherwin, Stanley, Stewart, Thomas, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—58.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 2514—An act relating to the use and occupation of real property lying within the lines of public improvements adopted as precised plans under the Planning Act, restricting the use of property within such lines, and prescribing the powers and duties of certain public officers in connection therewith.

Bill read third time.

Assembly Bill No. 2514 ordered passed on file.

Assembly Bill No. 2522—An act to add Section 1905 to the Government Code, relating to the State Capitol Building.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Beck, Bennett, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, Dickey, Ralph C. Dills, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Kilpatrick, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, O'Day, Robertson, Sherwin, Stanley, Stewart, Thomas, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—57.

NOES—None.

Bill ordered transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT TO TAKE UP SENATE BILL NO. 315, OUT OF ORDER

Mr. Erwin asked for, and was granted, unanimous consent to take up Senate Bill No. 315, out of order, at this time.

CONSIDERATION OF SENATE BILL NO. 315

Senate Bill No. 315—An act to amend the heading of Chapter 1 of Division 4 and Sections 3300 and 3301 of the Health and Safety Code, to amend and renumber Section 3300a thereof to be Section 3300.5, to repeal Sections 3100 and 3101 and Chapter 3 of Division 4 thereof, comprising Sections 3325 and 3326, to add Sections 3301.5 and 3301.6 thereto, and to amend and renumber the heading of Chapter 4 of Division 4 thereof to be Chapter 3 thereof, relating to state grants-in-aid to counties, cities and counties, and cities for the treatment and care of persons suffering from tuberculosis, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Lester T. Davis, Dickey, Ralph C. Dills, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Kilpatrick, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, O'Day, Robertson, Sherwin, Stanley, Stewart, Thomas, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—57.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Lester T. Davis, Dickey, Ralph C. Dills, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Kilpatrick, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, O'Day, Robertson, Sherwin, Stanley, Stewart, Thomas, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—57.

NOES—None.

Bill ordered transmitted to the Senate.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, June 7, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 457

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bill ordered to third reading.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 457—An act to amend Sections 1, 2, 3, 5, and 6 of the Judges' Retirement Act, to amend and renumber Section 1.5 thereof to be Section 1.2, to add Sections 1.1, 1.3, 1.4, and 1.5 thereto, and to repeal and add Section 4 thereof, and to add Section 1.5 to the Judges' Retirement Fund Act, and amend Sections 2, 3, 4, and 4.5 thereof, relating to retirement, with retirement allowances, of judges and justices, and to contributions to the Judges' Retirement Fund to provide such retirement allowances.

Bill read third time.

Assembly Bill No. 457 ordered passed on file.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, June 7, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1521

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bill ordered to third reading.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1521—An act to add Section 98 to the County Employees' Retirement Act of 1937, and Section 31653 to the Government Code, relating to retirement system for county employees.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Clarke, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, Dickey, Ralph C. Dills, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Huyck, James, Kilpatrick, Lowrey, Luckel, Lyons, Miller, Robertson, Silliman, Stanley, Stewart, Thomas, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—51.

NOES—None.

Bill ordered transmitted to the Senate.

REQUESTS FOR PERMISSION TO INTRODUCE BILLS

The following request for permission to introduce a bill was presented:

By Mr. Stewart:

ASSEMBLY CHAMBER, SACRAMENTO, June 7, 1947

MR. SPEAKER: In accordance with the provisions of Article IV, Section 2, of the Constitution, I request permission to introduce a bill, the title of which is as follows:

An act relating to the office of Member of the Senate or Assembly of California and the compatibility thereof with the office of member of the governing body of any city in this State, declaring the urgency thereof, the act to take effect immediately.

Respectfully submitted.

A. I. STEWART

Request referred to Committee on Legislative Procedure.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, June 7, 1947

MR. SPEAKER: Your Committee on Legislative Procedure, to which was referred the following bill, herewith returns the same with the recommendation that the author be permitted to introduce it:

By Mr. Stewart:

An act relating to the office of Member of the Senate or Assembly of California and the compatibility thereof with the office of member of the governing body of any city in this State, declaring the urgency thereof, the act to take effect immediately.

WEBER, Chairman

The roll was called, and permission granted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Kilpatrick, Loomis, Lowrey,

Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Robertson, Sherwin, Silliman, Stanley, Stewart, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—63.

NOES—None.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bill was introduced, and read the first time:

Assembly Bill No. 2716: By Mr. Stewart (By request of Messrs. Burke, Erwin, Field, Fletcher, Hinton, Hollibaugh, Robertson, Stanley, Thomas, and Waters)—An act relating to the office of Member of the Senate or Assembly of California and the compatibility thereof with the office of member of the governing body of any city in this State, declaring the urgency thereof, the act to take effect immediately.

Referred to Committee on Municipal and County Government.

REQUEST FOR UNANIMOUS CONSENT THAT OPINION BE PRINTED IN THE JOURNAL

Mr. Thomas asked for unanimous consent that an opinion from the Attorney General's office be ordered printed in the Journal.

Mr. Hollibaugh withheld unanimous consent.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, June 7, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1579

And reports the same correctly re-engrossed.

WEBER, Chairman

Above reported bill ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, June 7, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1081
Assembly Bill No. 1102
Assembly Bill No. 1607

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, June 7, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1670
Assembly Bill No. 1803

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, June 7, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 40

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bill ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, June 7, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 2514

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bill ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, June 7, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 2522

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bill ordered to third reading.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1803—An act to amend Section 144 of the Education Code, relating to the salary of the Deputy Superintendent of Public Instruction appointed by the Superintendent of Public Instruction.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Beck, Bennett, Blosser, Brady, Burke, Burns, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, Dickey, Ralph C. Dills, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hawkins, Hollibaugh, Huyck, James, Kilpatrick, Lowrey, Luckel, Lyons, Maloney, Miller, O'Day, Robertson, Stanley, Stewart, Thomas, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—48

NOES—Anderson, Hahn, Heisinger, and Hinton—4.

Bill ordered transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT THAT NEWSPAPER EDITORIAL BE PRINTED IN THE JOURNAL

Mr. Dunn asked for unanimous consent that a newspaper editorial be ordered printed in the Journal.

Above request and editorial ordered referred to the Committee on Rules.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1081—An act to amend Section 13275 of the Education Code, relating to the making of reports by principals of high schools to the State Board of Education.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Brady, Burke, Burns, Butters, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, Dickey, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, Kilpatrick, Lowrey, Luckel, Lyons, Maloney, Miller, O'Day, Stanley, Thorp, Thurman, Waters, Weber, and Wollenberg—49.

NOES—None.

Bill ordered transmitted to the Senate.

BILLS WITHDRAWN FROM INACTIVE FILE, AND PLACED ON THE THIRD READING FILE

The following bill was withdrawn from the inactive file, and placed upon the third reading file:

Assembly Bill No. 1007, on request of Mr. Bennett.

NOTICE OF MOTION TO WITHDRAW ASSEMBLY BILL NO. 1330 FROM INACTIVE FILE

Mr. Dickey gave notice that on the next legislative day he would move to withdraw Assembly Bill No. 1330 from the inactive file, and have it placed upon the third reading file.

RESOLUTIONS

The following resolutions were offered:

By Mr. Silliman:

House Resolution No. 209

Relative to the creation of the Assembly Interim Committee on Public Works

Resolved by the Assembly of the State of California, As follows:

1. The Assembly Interim Committee on Public Works is hereby created and authorized and directed to ascertain, study and analyze all facts relating to the performance of public works in this State and the organization, functions, and administration of the State Government and of any department, agency, or subdivision thereof, in any way appertaining to the performance of public works, their internal organization, functions, procedure, awards of contracts, disposition of property, fiscal and other operations, and means for promoting efficiency, reducing cost, consolidating functions and eliminating duplication therein, including but not limited to the operation, effect, administration, enforcement and needed revision of any and all laws in any way bearing upon or relating to the subject of this resolution, and to report thereon to the Assembly, including in the reports its recommendations for appropriate legislation.

2. The committee shall consist of seven Members of the Assembly appointed by the Speaker thereof. The chairman shall be appointed by the Speaker. Vacancies occurring or existing in the membership of the committee shall be filled by the appointing power.

3. The committee is authorized to act during this session of the Legislature, including any recess, and after final adjournment until the commencement of the 1949 Regular Session, with authority to file its final report not later than the fifteenth legislative day of that session.

4. The committee and its members shall have and exercise all of the rights, duties and powers conferred upon investigating committees and their members by the provisions of the Joint Rules of the Senate and Assembly and of the Standing Rules of the Assembly as they are adopted and amended from time to time, which provisions are incorporated herein and made applicable to this committee and its members.

5. The committee has the following additional powers and duties:

(a) To select a vice chairman from its membership.

(b) To contract with such other agencies, public or private, as it deems necessary for the rendition and affording of such services, facilities, studies and reports to the committee as will best assist it to carry out the purposes for which it is created.

(c) To cooperate with and secure the cooperation of county, city, city and county, and other local law enforcement agencies in investigating any matter within the scope of this resolution and to direct the sheriff of any county to serve subpenas, orders and other process issued by the committee.

(d) To report its findings and recommendations to the Legislature and to the people from time to time and at any time, not later than herein provided.

(e) To do any and all other things necessary or convenient to enable it fully and adequately to exercise its powers, perform its duties, and accomplish the objects and purposes of this resolution

6. The sum of twenty-five thousand dollars ($25,000) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Assembly for the expenses of the committee and its members and for any charges, expenses or claims it may incur under this resolution, to be paid from the said contingent fund and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read, and referred to the Committee on Rules.

By Messrs. Hawkins and Allen:

House Resolution No. 210

Relating to memorializing and petitioning Congress to enact legislation adequate to stamp out and abolish the evil of lynching

WHEREAS, During the last few years and throughout the Nation as a whole, there have been many lynchings and attempts at lynching; and

WHEREAS, There is inadequate legislation by the United States and among the several states to discourage lynching; and

WHEREAS, Proper legislation by the Congress of the United States would have a salutary effect and would greatly tend to decrease the number of lynchings and attempts at lynching; and

WHEREAS, It has been definitely proved that legislation by the United States of America with regard to other crimes has tended to decrease such crimes, and that public protection now demands that the United States of America extend its legislation to this field of crime; and

WHEREAS, Many measures to curb lynching are now pending in the Congress; and

WHEREAS, This Assembly desires to affirm the position taken by the Legislature of California in 1935, and reaffirmed in 1937 and 1939, in urging the National Government to enact effective legislation to prevent lynchings; now, therefore, be it

Resolved by the Assembly of the State of California, That the Congress of the United States is hereby memorialized to enact legislation adequate to decrease and abolish lynching; and be it further

Resolved, That the Chief Clerk of the Assembly transmit copies of this resolution to the President of the United States, to the President pro Tempore of the Senate, to the Speaker of the House of Representatives, and to each Senator and Representative from California in the Congress of the United States.

Resolution read, and referred to the Committee on Rules.

MEMBER EXCUSED

At 1.02 p.m., Mr. Ralph C. Dills asked for, and was granted, unanimous consent that Mr. Clayton A. Dills be excused for the balance of the legislative day, because of illness.

ALL MATTERS ON FILE CONTINUED

Mr. Dickey moved that all matters on file be continued until the next legislative day.

Motion carried.

RE-REFERENCE OF BILLS

By order of the Speaker, the following bills were withdrawn from the file, and re-referred as follows:

Assembly Bill No. 1102 re-referred to Committee on Education.

Assembly Bill No. 1670 re-referred to Committee on Municipal and County Government.

Assembly Bill No. 40 re-referred to Committee on Governmental Efficiency and Economy.

Assembly Bills Nos. 1020 and 2083 re-referred to Committee on Ways and Means.

REPORTS DEEMED READ

Mr. Dickey moved that all reports at the desk be deemed read, and ordered printed in the Journal.

Motion carried.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, June 7, 1947

MR SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1020
Assembly Bill No. 2083

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

Committee on Judiciary

ASSEMBLY CHAMBER, SACRAMENTO, June 7, 1947

MR. SPEAKER: Your Committee on Judiciary, to which was referred:

Assembly Bill No. 2026

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

BROWN, Chairman

Above reported bill ordered to second reading.

Committee on Elections and Reapportionment

ASSEMBLY CHAMBER, SACRAMENTO, June 7, 1947

MR. SPEAKER: Your Committee on Elections and Reapportionment, to which was referred.

Assembly Bill No. 996

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

ROBERTSON, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, June 7, 1947

MR. SPEAKER: Your Committee on Elections and Reapportionment, to which were referred:

Assembly Bill No. 635
Assembly Bill No. 2706

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

ROBERTSON, Chairman

Above reported bills ordered to second reading.

ANNOUNCEMENT OF COMMITTEE MEETINGS

It was announced that the following committees would hold meetings:

At 9.30 a.m., on Monday, June 9th—

Agriculture.

At 10 30 a m , on Monday, June 9th—

Livestock and Dairies.

GUESTS EXTENDED PRIVILEGE OF ASSEMBLY FLOOR

On request of The San Francisco Delegation, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Wing Flight Girl Scouts of San Francisco including Mrs. W. E. Sharp, leader, and the following members: Margot Steninger, Irene Scrivner, Rita Perry, Shirley Muzio, Francette Loftus, Marilyn Jarman, Cecily Aggeler, Jean Allen, Janet Bell, Betty Creech, Nancy Douglas, Barbara Horgan, Irma Lang, Diane McGuirk, Donna Nosenzo, Dolores Nyman, and Shirley Sharp.

On request of Messrs O'Day and Kirkwood, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Beck Groezinger of Palo Alto.

ADJOURNMENT

At 1.15 p m , on motion of Mr. Dickey, the Speaker declared the Assembly adjourned until 10 a.m., Monday, June 9, 1947.

SAM L. COLLINS, Speaker

GERALDINE B. HADSELL, Minute Clerk

CALIFORNIA LEGISLATURE
FIFTY-SEVENTH (GENERAL) SESSION

ASSEMBLY DAILY JOURNAL

EIGHTY-FOURTH LEGISLATIVE DAY
ONE HUNDRED FIFTY-FIFTH CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO
Monday, June 9, 1947

The Assembly met at 10 a.m.
Hon. Sam L. Collins, Speaker of the Assembly, presiding.
Chief Clerk Arthur A. Ohnimus at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—78.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. Raymond Renwald:

Blessed be the Lord God of Israel, because He has visited and wrought the redemption of His people, and hath raised up a horn of salvation to us, in the house of David, His servant. As He spoke by the mouth of His holy prophets, who are from the beginning; salvation from our enemies and from the hand of all who hate us. To show mercy to our fathers and to remember His holy covenant; that being delivered from the hand of our enemies, we may serve Him without fear, in holiness and justice before Him all the days of our life—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of the Speaker, the Assembly gave the pledge of allegiance to the Flag.

READING OF THE JOURNAL DISPENSED WITH

On motion of Mr. Anderson, further reading of the Journal of the previous legislative day was dispensed with.

COMMUNICATIONS

The following communications were received, read, and ordered printed in the Journal:

By the Chief Clerk:

SENATE, CALIFORNIA LEGISLATURE
SACRAMENTO, CALIFORNIA, June 9, 1947

Mr. Arthur A. Ohnimus, Chief Clerk
Assembly Chamber, State Capitol

DEAR MR. OHNIMUS: I am directed by the Senate to respectfully request that you return to the Senate for further action Assembly Bill No. 628.

Very truly yours,

J. A. BEEK
Secretary of the Senate

By the Chief Clerk:

WAR DEPARTMENT, WAR DEPARTMENT SPECIAL STAFF
LEGISLATIVE AND LIAISON DIVISION
WASHINGTON 25, D. C., June 4, 1947

Mr. Arthur A. Ohnimus, Chief Clerk, Assembly
California Legislature, Sacramento, California

DEAR MR. OHNIMUS: The Secretary of War has asked me to acknowledge receipt of your letter of May 26, 1947, and enclosed copy of Assembly Joint Resolution No. 47, which was adopted by the California Legislature on May 22, 1947.

As a result of the rapid demobilization of the Army from over 8,000,000 men to 1,070,000 men, which it is believed will be its strength as of July 1, 1947, many consolidations are being effected throughout the War Department in the interest of economy and in an effort to conserve manpower. Among these consolidations is the centralization of Army supply functions insofar as it is practicable at five regional depots. These depots will be located at Atlanta, Georgia, which will remain a central distribution point for the Third Army and Caribbean Areas; Schnectady, New York, for the First Army Area and the New York Port of Embarkation; Columbus, Ohio, for the Second and Fifth Army Areas, with the exception of Colorado and Wyoming in the Fifth Army Area; San Antonio, Texas, for the Fourth Army Area; and Ogden, Utah, for the Sixth Army Area, Colorado and Wyoming, and the Seattle and San Francisco Ports of Embarkation. It should be pointed out that these depots will be established for general supply of the Army. Therefore, it may be necessary to retain other depots in the various Army areas to fulfill the specific requirements of the Technical Services. However, the main distribution for all Technical Services will be controlled from the five general depots.

With respect to the Benicia Arsenal, the activities currently conducted at this installation are:

(a) The receipt, storage and issue of Ordnance general supplies for the Sixth Army Area less the States of Washington, Oregon, Montana, and Idaho, and also for troops in the Pacific through the San Francisco Port of Embarkation and a certain lesser portion through the Seattle Port of Embarkation.

(b) It is a storage depot for ammunition including demilitarization and renovation. It also issues ammunition in small quantities within the Sixth Army Area and to overseas through the ports of embarkation.

(c) It maintains and overhauls vehicles, weapons, combat equipment, and fire control equipment.

In the past distribution of Army supplies has been accomplished by one or more depots in each of the Army areas for each of the several Supply Services. Benicia Arsenal is one of these for the Ordnance Department serving the Sixth Army Area and San Francisco Port of Embarkation. The War Department has considered the necessity of consolidating the distribution of the most frequently issued items of supply now accomplished by several depots in each area into single distribution depots, as indicated above. Considering the economies and the expense incident to the change, it is expected that the over-all economies to be effected by the consolidations and centralization of the Army supply mission will outweigh the additional expense items which may be introduced.

The effect that the centralization of the supply activities will have on the City of Benicia and most of the individual employees in the immediate future will be negligible. For the present only a very small number of employees will be sent to the Utah General Depot. Benicia Arsenal will continue for some time to distribute fast moving items of Ordnance supplies. It is estimated that Benicia Arsenal will continue its distribution mission for the next four to six years.

Under the proposed centralization of activities, a small number of employees will operate for Ordnance at the Utah General Depot. These employees will endeavor

to determine the most economical and expeditious method of getting supplies to troops utilizing existing stocks in presently operating depots of which Benicia Arsenal is one. As items of supply which are frequently issued are exhausted, they will be stocked at the General Depot, as will supplies of other Technical Services.

Benicia Arsenal will continue its large maintenance program, its receipt and recovery for use of materials returned from overseas, and its ammunition storage and issue mission.

The net loss to Benicia Arsenal over the coming years, as a result of this new method of supply, will be approximately 150 employees. The day to day loss of employees amounts to many more than this number. Therefore, the net result, it is believed, is that replacements will not be employed to fulfill the vacancies resulting from a normal turnover, thus reducing the number of employees affected.

The personnel affected by the above action should not be confused with the current reductions presently required at Benicia Arsenal from some 1,400 to approximately 1,260, since this reduction is necessary in order to comply with the personnel ceilings established by the Congress. These reductions are not limited only to depot operations but are required throughout the military establishment to enable the War Department to operate within its personnel authorizations.

It is contemplated that Benicia Arsenal will continue in approximately its present status until such time as the effect of the functions mentioned above can be definitely determined.

The interest that the California Legislature has shown in the activities of the War Department, particularly in respect to the Benicia Arsenal, is appreciated. However, it is believed that the present readjustments that are taking place are in the best interests of economy and efficiency, and, as indicated above, will affect Benicia Arsenal only to a limited extent.

Sincerely yours,

MILES REBER
Brigadier General, GSC
Deputy Chief, Legislative and Liaison Division

By the Chief Clerk:

THE CITY OF TEXAS CITY
TEXAS CITY, TEXAS, June 4, 1947

Arthur A. Ohnimus, Chief Clerk
California Legislature, Sacramento 14, California

DEAR MR. OHNIMUS: I regret my delay in replying to your letter on April 18th and acknowledging receipt of the resolution of the Assembly of the State of California.

Please accept from the people of this disaster stricken city thanks for the kind expression of sympathy contained in the resolution of April 17th.

Sincerely yours,

J. C. TRAHAN, Mayor

By Speaker Collins:

STATE OF CALIFORNIA, DEPARTMENT OF VETERANS AFFAIRS
DIVISION OF VETERANS HOMES
Veterans Home of California, June 6, 1947

Hon. Samuel Collins, Speaker of the Assembly
State Capitol, Sacramento, California

DEAR MR. COLLINS: Attached is an invitation to attend Legion Day at the Veterans' Home on June 15, 1947.

It will be appreciated if you would read this invitation to the Assembly and extend an invitation to them to attend.

Respectfully and sincerely,

NELSON M. HOLDERMAN, Colonel-Commandant

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, June 9, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 114
Assembly Bill No. 151
Assembly Bill No. 336
Assembly Bill No. 377
Assembly Bill No. 526
Assembly Bill No. 1216
Assembly Bill No. 1373
Assembly Bill No. 1522
Assembly Bill No. 1586
Assembly Bill No. 1596
Assembly Bill No. 1597
Assembly Bill No. 2005
Assembly Bill No. 2080
Assembly Bill No. 2132
Assembly Bill No. 2151
Assembly Bill No. 2234
Assembly Bill No. 2260
Assembly Bill No. 2289
Assembly Bill No. 2324
Assembly Bill No. 2325
Assembly Bill No. 2342
Assembly Bill No. 2515
Assembly Bill No. 2546
Assembly Bill No. 2695
Assembly Bill No. 2696
Assembly Bill No. 2708

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, June 9, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 89
Assembly Bill No. 150
Assembly Bill No. 1369
Assembly Bill No. 1529
Assembly Bill No. 1689
Assembly Bill No. 1782
Assembly Bill No. 1930
Assembly Bill No. 2079
Assembly Bill No. 2152
Assembly Bill No. 2236
Assembly Bill No. 2397
Assembly Bill No. 2452

And reports the same correctly re-engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, June 9, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Constitutional Amendment No. 42
Assembly Concurrent Resolution No. 83

And reports the same correctly engrossed.

WEBER, Chairman

Above reported resolutions ordered on file for adoption.

CONSIDERATION OF DAILY FILE

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 635—An act to repeal Section 572 of the Elections Code, relating to establishment of new precincts.

Bill read second time, and ordered engrossed.

Assembly Bill No. 2706—An act to add Section 125.5 to the Elections Code, relating to registration of electors.

Bill read second time, and ordered engrossed.

RE-REFERENCE OF BILLS

By order of the Speaker, the following bills were withdrawn from the file, and re-referred as follows:

Assembly Bill No. 2080 re-referred to Committee on Agriculture.

Assembly Bills Nos. 2005 and 2397 re-referred to Committee on Public Health.

Assembly Bill No. 2695 re-referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 2260 re-referred to Committee on Civil Service and State Personnel.

Assembly Bill No. 2546 re-referred to Committee on Ways and Means.

Assembly Bill No. 2079 re-referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 2234 re-referred to Committee on Public Morals.

CONSIDERATION OF DAILY FILE (RESUMED)
SECOND READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 996—An act to add Section 11622 to the Elections Code, relating to false advertising.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Elections and Reapportionment:

Amendment No. 1

On page 1 of the printed bill, strike out line 3; and in line 4, strike out "prints or causes to be printed in any", and insert

"11622. No editor of a".

Amendment No. 2

On page 1, line 5, of said bill, strike out "any classified or display advertising designated", and insert "shall designate".

Amendment No. 3

On page 1, line 6, of said bill, after "advertising," insert "any classified or display advertising".

Amendments read, and adopted

Bill ordered reprinted, and engrossed.

Assembly Bill No. 341—An act to amend Sections 8651, 9303, and 10452 of, and to add Sections 7351.5, 8364, 9654, and 10456 to, the Revenue and Taxation Code and to amend Sections 372 and 779 of the Vehicle Code, relating to financial support for public streets and highways, including the levying of taxes therefor.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Revenue and Taxation:

Amendment No. 1

In line 5, of the title of the printed bill, as amended in the Assembly on April 21, 1947, after "Sections", insert "370,".

Amendment No. 2

In line 6 of the title of said bill, after "of", insert ", and to add Section 381.4 to,".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendments is indicated by being enclosed within brackets.

Amendment No. 3

On page 2 of said bill, between lines 44 and 45, insert

"SEC. 7.5. Section 370 of the Vehicle Code is amended to read:

370. Registration Fees. A registration fee of [three] *four* dollars *($4)* shall be paid to the department for the registration of every vehicle of a type subject to

registration, except for such thereof as are expressly exempted under this code from the payment of registration fees."

Amendment No. 4

On page 4 of said bill, between lines 18 and 19, insert

"SEC. 8.5. Section 381.4 is added to the Vehicle Code, to read:

381.4. Fee for Operator's License. Upon application for an operator's license or any renewal thereof there shall be paid to the department a fee of two dollars ($2) for the issuance of such license or renewal thereof."

Amendment No. 5

In line 3 of the title of said bill, after "Code", insert ", to amend Section 143 of, and to add Sections 143.1 and 143.2 to, the Streets and Highways Code,".

Amendment No. 6

In line 9 of the title of said bill, after "taxes" insert "and the expenditure of funds".

Amendment No. 7

On page 5, line 9, of said bill, after "10.", insert "Section 143 of the Streets and Highways Code is amended to read:

143. The department shall make a [biennial] report to the Governor, at least 30 days before each regular session of the Legislature, covering for the previous [two years] *fiscal year*, the work and investigations of the Division of Highways and making such recommendations as are considered desirable for changes in the laws affecting the Division of Highways.

SEC. 11. Section 143.1 is added to the Streets and Highways Code, to read:

143.1. The department shall make at least 30 days before each regular session of the Legislature a budget report to the Governor.

The commission shall prepare for inclusion, and the department shall include, in said report a statement of all estimated State Highway Fund revenues and revenues available from any other sources and estimated regular federal aid for the next succeeding fiscal year, together with a statement of proposed expenditures or obligations to be incurred during the next succeeding fiscal year for the construction, improvement, and maintenance of the various highways or portions thereof under the jurisdiction of the department under the following headings:

(a) Administration, including payments for services of the Division of Contracts and Rights of Way.

(b) Maintenance.

(c) Major Construction and Improvement. Under this will be shown all proposed expenditures or obligations to be incurred in each county group for major construction and improvement, segregating the major bridges, the route of each highway to be constructed or improved, the county in which located, the number of miles involved, and a description of the type of work to be done.

(d) Minor Improvement and Betterment. This heading will show the total *proposed expenditures and obligations to be incurred for each county group for minor* improvement and betterment.

(e) Contingencies.

(f) Rights of Way. This will show the approximate amount of money needed for the purchase of rights of way in each county group.

(g) Other proposed expenditures, including preliminary engineering.

The said report as submitted by the department shall be included in the printed fiscal year budget submitted to the Legislature. It shall constitute as submitted the complete and detailed budget submitted to the Department of Finance pusuant to Section 13320 of the Government Code. Said budget shall be administered by the Department of Finance as the Fiscal Year Budget of the Division of Highways under the provisions of this section and of Article 2 of Chapter 3 of Part 3 of Division 3 of Title 2 of the Government Code. In the case of any inconsistency, the provisions of this section shall control.

All changes or modifications in the budget shall be by vote of the commission, approved by the Director of Finance where required by this section.

Funds may be transferred from Item (e), Contingencies, to other items by vote of the commission, but no increase or decrease shall be otherwise made in any of Items (a) to (g), inclusive, of said budget without the approval of the Director of Finance. No project shown under Item (c) shall be eliminated and no new project shall be added to Item (c) of the budget without the approval of the Director of Finance. If it is necessary to eliminate or postpone any project shown under Item (c)

to meet an emergency caused by floods, earthquake or other like cause or on account of decreased revenue or on account of increased costs on other work, the commission may eliminate or postpone such project upon the written approval of the Director of Finance.

In the event, during an annual period, the budgetary amount approved and allocated by the commission for any purpose exceeds the amount actually necessary therefor, with a resultant available surplus, such surplus may be allocated by the commission to any other purpose or supplemental project upon the written approval of the Director of Finance

In administering said budget, the Director of Finance shall not limit expenditures or incurrence of obligations thereunder to quarterly, semiannual or other periods of the fiscal year and shall not require any greater detail than that specified in this section and in Section 143.2.

Contracts for major construction and improvement projects shown in said budget under Item (c) may be awarded on and after the first day of April preceding the beginning of the fiscal year.

SEC. 12. Section 143 2 is added to the Streets and Highways Code, to read:

143 2. Commencing with the report submitted pursuant to Section 143 1, preceding the 1949 session of the Legislature and in each subsequent report, the commission shall also prepare for inclusion, and the department shall also include, in said report a statement of actual State Highway Fund revenues and revenues available from any other source and estimated regular federal aid for highway purposes received during the current and next preceding fiscal years, together with a statement of all expenditures made and obligations incurred during the current and next preceding fiscal years for the construction, improvement, and maintenance of the various highways or portions thereof under the jurisdiction of the department under the following headings and subheadings:

(a) Administration, including payments for services of the Division of Contracts and Rights of Way

(1) General or central office administration.

(2) District office administration, including San Francisco-Oakland Bay Bridge.

(3) Departmental administration.

These subheadings will include administrative expenditures for bridges, testing, and the like.

(b) Maintenance.

(1) General maintenance for each highway route

(2) Expenditures for.

(i) Safety devices and signs.

(ii) Snow removal.

(iii) Other maintenance.

(c) Major Construction and Improvement. Under this will be shown all expenditures and obligations incurred in each county group for major construction and improvement, segregating the major bridges, the route of each highway constructed or improved, the county in which located, the number of miles involved, and a description of the type of work done.

(d) Minor Improvement and Betterment. This heading will show as to each minor improvement and betterment the same information required under (c)

(e) Rights of Way. This will show the amount of money expended for the purchase of rights of way in each county group

(f) There shall also be included in such report a statement of the reasons for any differences between actual revenues received and estimated revenues, as well as for any differences between actual expenditures and obligations incurred and those proposed to be made, in the two next preceding reports together with a statement of the reasons why any expenditures proposed to be made or obligations to be incurred in the two next preceding reports, and not made, have not been made or incurred

In addition to making such report to the Governor, the department shall publish or cause to be published not less than 500 copies thereof for the use of the Legislature.

SEC. 13."

Amendment No. 8

On page 5 of said bill, after line 19, insert

"SEC. 14. Section 11, insofar as it relates to the expenditure of moneys pursuant to a fiscal year budget becomes operative in respect to the fiscal year beginning July 1, 1948"

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2026—An act to add Chapter 6 to Division 20 of the Health and Safety Code and to amend Section 599c of the Penal Code and Section 17 of an act entitled "An act for the more effectual

prevention of cruelty to animals," approved March 20, 1874, relating to the prevention of cruelty to animals.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

In the title of the printed bill, as amended in the Assembly on April 2, 1947, strike out lines 1 to 4, inclusive; and in line 5, strike out "March 20, 1874," and insert

"An act to regulate the conduct of pounds, prescribing the duties of persons in charge thereof or employed thereat, and regulating the disposition of animals impounded or sheltered therein, all".

Amendment No. 2

On page 1 of said bill, strike out lines 1 to 20, inclusive; and all of pages 2 to 14, inclusive, and insert

"SECTION 1. The following words, terms, and phrases, when used in this act, are for the purposes hereof defined as follows:

(a) "Pound" means any place, building, structure, yard, or inclosure publicly or privately conducted, where estray or unwanted animals are impounded, sheltered or held in custody, whether such animals have been acquired through the surrender of their owners, finders, or keepers, or taken up as a measure of humanity, public health, or nuisance abatement.

The word "pound" as herein defined shall not be construed to apply to kennels, buildings or inclosures maintained on its own premises by any university, college, hospital or accredited medical or surgical research laboratory; provided, the cats and dogs harbored therein have been bred on the premises or have been lawfully acquired.

(b) "Poundkeeper" means any person who permanently or temporarily has the custody of estray or unwanted animals in any pound.

(c) "Animals" means all domestic animals except livestock and poultry, and particularly refers to dogs and cats.

SEC. 2. The governing body of each county, city and county, city or town shall provide for the receiving, shelter, maintenance and destruction of unwanted or unclaimed animals. Such governing body may employ proper persons to attend to the duties described in this act, or they may enter into a contract with any humane society or other organization which will undertake to carry out the provisions of this act, and which shall give proper bond in whatever amount may be fixed by such governing board for the faithful performance of the contract.

SEC. 3. It shall be the duty of the poundkeeper to seize and impound, subject to the provisions of this act, all animals found upon any public highway, or street, or alley, or court, or place, or public square, or public grounds.

SEC. 4. All animals so taken into the custody of the poundkeeper, and which, by reason of age, or disease, or other cause, are unfit for further use or dangerous to keep impounded, shall be forthwith destroyed by the poundkeeper.

SEC. 5. Every person, other than a police officer, taking up any animal under the provisions of this act, shall immediately thereafter give notice thereof to the poundkeeper, and every such person and any person in whose custody such animal may, in the meantime, be placed, shall deliver such animal to the poundkeeper without fee or charge; and the poundkeeper shall thereupon hold and dispose of such animal in the same manner as though such animal had been found running at large and impounded by him.

SEC. 6. The owner or person entitled to the custody of any animal so impounded may, at any time before the sale or other disposition thereof, reclaim or redeem the same by paying to the poundkeeper all fines and charges imposed thereon, as provided for herein.

SEC. 7. The poundkeeper shall seize and impound every dog found running at large or found upon any public highway or street, or alley, or court, or place, or public square, or public grounds, or upon any unfenced lot or not within a sufficient enclosure, whether in the immediate presence of the owner or otherwise; provided, however, that, except as provided hereinafter, no such seizure or impounding shall be made of any dog led by a string, rope or chain, or having around its neck or leg a license tag showing that such dog is duly licensed as required by any ordinance.

SEC. 8. The poundkeeper shall keep any dog so impounded for a period of ninety-six (96) hours, unless the same be sooner reclaimed or redeemed by the owner or person having control thereof as hereinafter provided. Such redemption shall be made by exhibiting to the poundkeeper the license certificate or license tag issued by the tax collector, showing that the license for such dog for the then current fiscal year has been paid, and by paying to the poundkeeper the fine and charges hereinafter provided for. Upon such redemption being made the poundkeeper shall release such dog; provided, however, that if the license for any such dog for the then current fiscal year was actually paid prior to the date of the impounding of such dog, and there

shall be exhibited to the poundkeeper as evidence of such payment said certificate or license tag, the fine hereinafter provided for shall be remitted, but in all cases the charges hereinafter provided for keeping such dog must be paid.

SEC. 9. At any time after the expiration of said period of ninety-six (96) hours the poundkeeper may, without further notice, and without advertising in any manner, sell at private sale or public auction, to the highest bidder, for cash, any dog not so reclaimed or redeemed as aforesaid. All dogs impounded and not so reclaimed, redeemed or sold shall forthwith be destroyed by the poundkeeper. The owner of any dog at the time it is so impounded may, at any time within thirty (30) days after such sale, redeem the same from such purchaser by paying to him the amount of the purchase price paid by him to the poundkeeper, and in addition thereto a sum equal to twenty-five cents (25¢) per day for the number of days from the date of sale to and including the date of such redemption.

SEC. 10. It shall be the duty of every person who shall take into his possession any stray dog or any dog not owned by him or not placed in his possession by the person having the lawful custody and control thereof, immediately to notify the keeper of the public pound and to release such dog to the poundkeeper upon demand and without charge. If there shall be attached to such dog a license tag for the then current fiscal year, said poundkeeper shall notify in writing the person to whom such license was issued, at the address given in said license certificate, and shall, upon demand made within twenty-four (24) hours thereafter, and without charge, release such dog to such person; provided, however, that if no person lawfully entitled to such dog shall, within nine (9) days after the date of giving said last-mentioned notice, appear at the public pound and claim such dog, such dog may be sold or destroyed by the poundkeeper in the manner hereinabove provided for unlicensed dogs.

SEC. 11. If there is no license tag for the current fiscal year attached to any dog surrendered to the poundkeeper as provided herein, and such dog has not been redeemed by its owner within ninety-six (96) hours from the time of impounding such dog, the poundkeeper may return such dog to the person who surrendered such dog; provided, that such person procures a license for such dog for the current fiscal year.

SEC. 12. The owner of any dog at the time it is so impounded may, at any time within thirty (30) days after such dog has been returned to the person surrendering such dog to the poundkeeper, redeem the same from such person by paying to him the amount he paid for the license tag, and in addition thereto a sum equal to twenty-five cents (25¢) per day for the number of days from the date of receiving such dog from the poundkeeper, to and including the date of such redemption."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

SECOND READING OF SENATE BILLS

Senate Bill No. 13—An act to amend Section 10452 of, and to add Section 10456 to, the Revenue and Taxation Code, relating to the motor vehicle transportation license tax.

Bill read second time, and ordered to third reading.

Senate Bill No. 1492—An act to amend Section 1126 and to add Sections 1127, 1128, and 1129 to the Labor Code, relating to collective bargaining agreements and prohibiting attempts to cause or induce violations thereof.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Industrial Relations:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in the Senate on April 25, 1947, after "1127", strike out the comma, and insert "and".

Amendment No. 2

In line 2 of the title of the printed bill, strike out "and 1129".

Amendment No. 3

On page 1, line 5, of the printed bill, after "State", insert "and a breach of such collective bargaining agreement by any party thereto shall be subject to the same remedies, including injunctive relief, as are available on other contracts in the courts of this State".

Amendment No. 4

On page 1, line 5, of the printed bill, after "attempt", insert "by anyone not a party to such agreement".

Amendment No. 5

On page 1 of the printed bill, strike out line 6, and insert "induce or compel a violation of a bona fide collective bargaining agreement between an employer and a labor organization representing a majority of the employees of such employer, which labor organization has been designated a representative in accordance with the established procedures wherever such procedures are created by law for designation of any representative of such employees,".

Amendment No. 6

On page 1 of the printed bill, strike out lines 18 and 19.

Amendment No. 7

On page 2 of the printed bill, strike out lines 1 to 5, inclusive, and insert "1128. Definitions".

Amendment No. 8

On page 2 of the printed bill, strike out lines 7 to 12, inclusive, and insert "a bona fide employees' organization or any local unit thereof which exists for the purpose, in whole or in part, of dealing with employers concerning wages, hours of employment, or conditions of work, which organization is found not to be employer controlled or dominated".

Amendments read.

Motion That Senate Bill No. 1492 Be Re-Referred to the Committee on Industrial Relations

Mr. Sherwin moved that Senate Bill No. 1492 be withdrawn from the file, and be re-referred to the Committee on Industrial Relations, with the proposed amendments, without action having been taken on the amendments, at this time.

Mr. Burke seconded the motion.

The roll was called.

Call of the Assembly

Pending the announcement of the vote, Mr. Sherwin moved a call of the Assembly.

The roll was called, and the motion carried by the following vote:

AYES—Allen, Beck, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Collier, Conrad, Cramer, Crichton, M. Philip Davis, Clayton A. Dills, Dolwig, Erwin, Evans, Field, Gannon, Geddes, Grant, Grunsky, Hahn, Hinton, Huyck, Johnson, Knight, Loomis, Luckel, Maloney, Niehouse, Price, Sherwin, Stanley, Stephenson Stewart, Thomas, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—43.

NOES—Anderson, Bennett, Brady, Cooke, Lester T. Davis, Dunn, Elliott, Fletcher, Gaffney, Hawkins, Kilpatrick, Lyons, McMillan, Miller, and O'Day—15.

Time, 10.42 a.m.

The Speaker directed the Sergeant-at-Arms to close the doors, and to bring in the following absent members:

Beck, Berry, Carey, Clarke, Crowley, Debs, Dickey, Ralph C. Dills, Hawkins, Hinckley, Hollibaugh, James, Lowrey, McCollister, Robertson, Sheridan, and Thompson—17.

PROCEEDINGS UNDER CALL OF THE ASSEMBLY BY UNANIMOUS CONSENT

TEMPORARY SUSPENSION OF ASSEMBLY RULE NO. 85

Mr. Evans asked for, and was granted, unanimous consent that Assembly Rule No. 85 be temporarily suspended for the purpose of placing a call of the Assembly on any matter on file.

MEMBERS EXCUSED

At 10.43 a.m., Mr. Evans asked for, and was granted, unanimous consent that he be granted a leave of absence on Wednesday, June 11, 1947, and desired to waive his per diem.

At 10.44 a.m., Mr. Dunn asked for, and was granted, unanimous consent that he be granted a leave of absence on Friday, June 13, 1947, and desired to waive his per diem.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, June 6, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed, as amended:

Assembly Joint Resolution No 45

And respectfully requests your honorable body to concur in said amendments

J. A BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above resolution ordered to unfinished business file.

SENATE CHAMBER, SACRAMENTO, June 6, 1947

MR. SPEAKER. I am directed to inform your honorable body that the Senate on this day passed:

Assembly Bill No. 285

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bill ordered enrolled.

Speaker Pro Tempore Presiding

At 10.45 a.m., Hon. Thomas A. Maloney, Speaker pro Tempore of the Assembly, presiding.

MEMBERS EXCUSED

At 10.46 a.m., Mr. Field asked for, and was granted, unanimous consent that the members of the Committee on Governmental Efficiency and Economy be excused, at this time, for the purpose of holding a meeting.

REQUEST FOR UNANIMOUS CONSENT THAT MEMBERS OF COMMITTEE BE EXCUSED

At 10.47 a.m., Mr. Dunn asked for unanimous consent that the members of the Committee on Education be excused, at this time, for the purpose of holding a meeting.

Mr. M. Philip Davis withheld unanimous consent.

CONSIDERATION OF DAILY FILE (RESUMED)
SECOND READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 11—An act to amend Section 19594 of the Business and Professions Code, relating to wagering on horse races by minors.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Public Morals:

Amendment No. 1

On page 1, line 10, of the printed bill, strike out "any such licensee or".

Amendment No. 2

On page 1, line 12, of said bill, after "or", insert ", except as otherwise provided,".

Amendment No. 3

On page 1, line 13, of said bill, after "or", insert ", except as otherwise provided,".

Amendment No. 4

On page 1, line 14, of said bill, after the period, insert "A redistribution from a pari-mutuel pool may be made to a minor who is a licensee of the board, and such minor may receive such redistribution, in accordance with rules adopted by the board."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

NOTICES OF MOTION TO RECONSIDER CONTINUED

By unanimous consent, the consideration of notices of motion to reconsider votes on the following bills were continued until the next legislative day:

Assembly Bill No. 1810.
Senate Bill No. 787.
Assembly Bill No. 2039.

BILLS WITHDRAWN FROM ACTIVE FILE, AND PLACED ON THE INACTIVE FILE

Assembly Constitutional Amendment No. 39, on motion of Mr. Cooke.

CONSIDERATION OF DAILY FILE (RESUMED)

UNFINISHED BUSINESS

CONSIDERATION OF SENATE AMENDMENTS

Assembly Bill No. 286—An act to add Section 261c to the Code of Civil Procedure, relating to superior court employees in counties, or cities and counties, of 2,000,000 population or more.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 286?

Amendment No. 1

In line 1 of the title of the printed bill, as amended in the Assembly on May 8, 1947, strike out "261c", and insert "261.5".

Amendment No. 2

On page 1, line 1, of said bill, strike out "261c", and insert "261.5".

Amendment No. 3

On page 1, line 3, of said bill, strike out "261c", and insert "261.5".

Amendment No. 4

On page 1, line 9, of said bill, strike out "two", and insert "three".

Amendment No. 5

On page 1, line 11, of said bill, strike out "one assistant", and insert "two assistants".

Amendment No. 6

On page 1, line 15, of said bill, strike out "two", and insert "three".

Amendment No. 7

On page 1, line 19, of said bill, strike out "($3,820)", and insert "($2,820)".

Amendment No. 8

On page 2, line 4, of said bill, after "of", insert "the duties of".

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 286 by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Boyd, Brady, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Debs, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Field, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, Price, Robertson, Rosenthal, Sherwin, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—65.

NOES—None.

Assembly Bill No. 286 ordered enrolled.

Assembly Bill No. 142—An act to amend Section 67a of the Code of Civil Procedure, relating to judges in the counties of the first class.

Bill read second time.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 142?

Amendment No. 1

On page 1, line 4, of the printed bill, as amended in the Assembly on March 2, 1947, strike out "55", and insert "57".

Amendment No. 2

On page 1, line 9, of said bill, strike out "28", and insert "29".

Amendment No. 3

On page 1, line 18, of said bill, strike out "five", and insert "seven"

Amendment No. 4

On page 1, line 23, of said bill, strike out "five", and insert "seven".

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 142 by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Boyd, Brady, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Debs, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Field, Fletcher, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sherwin, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—63.

NOES—None.

Assembly Bill No. 142 ordered enrolled.

Assembly Bill No. 170—An act to amend Section 44 of, and to add Section 671.1 to, the Vehicle Code, relating to authorized emergency vehicles and the illegal use of sirens.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 170?

Amendment No. 1

In line 1 of the title of the printed bill, strike out ", and to add Section 671.1 to,".

Amendment No. 2

In line 3 of the title of the printed bill, strike out "and the illegal use of sirens".

Amendment No. 3

On page 2 of the printed bill, strike out lines 32 to 37, inclusive.

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 170 by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Boyd, Brady, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Debs, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sherwin, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—64.

NOES—None.

Assembly Bill No. 170 ordered enrolled.

Assembly Bill No. 149—An act to add Section 425.1 to the Vehicle Code, relating to liens upon vehicles.

The question being: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 149?

Amendment No. 1

On page 1, line 9, of the printed bill, as amended in the Assembly on March 24, 1947, after "notice", insert "either by personal delivery or by registered mail with return receipt requested,".

The roll was called, and the Assembly concurred in Senate amendment to Assembly Bill No. 149 by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Boyd, Brady, Brown, Burke, Burns, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, M. Philip Davis, Clayton A. Dills, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, Miller, Niehouse, O'Day, Price, Robertson, Sherwin, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Weber, and Wollenberg—58.

NOES—Ralph C. Dills—1.

Assembly Bill No. 149 ordered enrolled.

Assembly Bill No. 1236—An act to amend Sections 28111, 28116, 28133, 28142, 28285, and to repeal Section 28134 of the Health and Safety Code, relating to the preservation of the public health, including the sanitation and regulation of establishments where food used for human consumption is stored, prepared, kept, manufactured or distributed.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 1236?

Amendment No. 1

In line 1 of the title of the printed bill, as amended in the Assembly on May 20, 1947, between "28111," and "28116", insert "28113, 28115,".

Amendment No. 2

On page 1 of said bill, between lines 7 and 8, insert

"SECTION 1A. *Section 28113 of the Health and Safety Code is amended to read:*

28113. "Article of food" means any article of food used for human consumption. It includes fresh meat and fresh meat products (except in process of manufacture), fresh and dried fruit or vegetables, fish, shellfish, game, poultry, eggs, butter, and cheese, but not malt beverages or wine.

SEC. 1B. Section 28115 of the Health and Safety Code is amended to read:

28115. This chapter does not apply to any brewery or winery."

Amendment No. 3

In line 3 of the title of said bill, after "of", insert ", and to add Section 28117 to".

Amendment No. 4

On page 2 of said bill, strike out line 3, and insert

"SEC. 3. Section 28117 is added to the Health and Safety Code, to read:

28117. This chapter does not apply to any locker plant, branch locker plant, or storage locker plant.

SEC. 4. Section 28133 of the Health and Safety Code is".

Amendment No. 5

On page 2, line 9, of said bill, strike out "4", and insert "5".

Amendment No. 6

On page 2, line 11, of said bill, strike out "5", and insert "6".

Amendment No. 7

On page 2, line 20, of said bill, strike out "6", and insert "7".

Amendment No. 8

In line 1 of the title of said bill, strike out "and 28285", and insert "28285, and 28295".

Amendment No. 9

In line 2 of the title of said bill, strike out "Section 28134", and insert "Sections 28134 and 28292".

Amendment No. 10

On page 2 of said bill, after line 29, insert

"SEC. 7. Section 28292 of the Health and Safety Code is repealed.

SEC. 8. Section 28295 of the Health and Safety Code is amended to read:

28295. No employer shall knowingly require, permit, or suffer any person to work, nor shall any person work, in a building, room, basement, cellar, other place, or vehicle occupied or used for the production, preparation, manufacture, packing, storage, sale, distribution, or transportation of food who is afflicted or affected with any venereal disease, smallpox, diphtheria, scarlet fever, yellow fever, tuberculosis, consumption, bubonic plague, Asiatic cholera, leprosy, trachoma, typhoid fever, epidemic dysentery, measles, mumps, German measles, whooping-cough, chicken-pox, or any other infectious or contagious disease."

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 1236 by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Boyd, Brown, Burke, Burns, Caldecott, Carey, Clarke, George D. Collins, Conrad, Cramer, Crichton, Lester T. Davis, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gannon, Grant, Grunsky, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, Miller, Niehouse, O'Day, Rosenthal, Sherwin, Silliman, Stanley, Thomas, Thurman, Waters, Weber, and Wollenberg—54.

NOES—None.

Assembly Bill No. 1236 ordered enrolled.

FURTHER PROCEEDINGS UNDER CALL OF THE ASSEMBLY DISPENSED WITH ON MOTION BY MR. SHERWIN THAT SENATE BILL NO. 1492 BE RE-REFERRED TO COMMITTEE

At 11.13 a.m., on motion of Mr. Sherwin, further proceedings under the call of the Assembly were dispensed with.

The names of the absentees were called, and the motion to re-refer Senate Bill No. 1492, with amendments, to committee lost by the following vote:

AYES—Boyd, Burke, Butters, Caldecott, Clarke, Collier, Conrad, Cramer, M. Philip Davis, Dolwig, Erwin, Field, Gannon, Geddes, Grant, Grunsky, Hahn, Hinton, Huyck, Johnson, Kirkwood, Knight, Loomis, Luckel, Price, Sherwin, Silliman, Stanley, Stephenson, Stewart, and Thorp—31.

NOES—Allen, Anderson, Bennett, Blosser, Brady, Brown, Burns, George D. Collins, Cooke, Crichton, Lester T. Davis, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Evans, Fletcher, Gaffney, Heisinger, Kilpatrick, Lyons, Maloney, McMillan, Miller, Niehouse, O'Day, Rosenthal, Thomas, Thurman, Waters, Weber, and Wollenberg—33.

Motion That All Proposed Amendments to Senate Bill No. 1492 and Senate Bill No. 1493 Be Adopted

Mr. Sherwin moved that all proposed amendments to Senate Bills Nos. 1492 and 1493 be adopted, and that rush orders be placed upon the printing of Senate Bills Nos. 1492 and 1493.

Mr. Lyons seconded the motion.

Motion carried.

Speaker Presiding

At 11.17 a.m., Hon. Sam L. Collins, Speaker of the Assembly, presiding.

Senate Bill No. 1492—An act to amend Section 1126 and to add Sections 1127, 1128, and 1129 to the Labor Code, relating to collective bargaining agreements and prohibiting attempts to cause or induce violations thereof.

Committee Amendments

Amendment No. 1

In line 1 of the title of the printed bill, as amended in the Senate on April 25, 1947, after "1127", strike out the comma, and insert "and".

Amendment No. 2

In line 2 of the title of the printed bill, strike out "and 1129".

Amendment No. 3

On page 1, line 5, of the printed bill, after "State", insert "and a breach of such collective bargaining agreement by any party thereto shall be subject to the same remedies, including injunctive relief, as are available on other contracts in the courts of this State".

Amendment No. 4

On page 1, line 5, of the printed bill, after "attempt", insert "by anyone not a party to such agreement".

Amendment No. 5

On page 1 of the printed bill, strike out line 6, and insert "induce or compel a violation of a bona fide collective bargaining agreement between an employer and a labor organization representing a majority of the employees of such employer, which labor organization has been designated a representative in accordance with the established procedures wherever such procedures are created by law for designation of any representative of such employees,".

Amendment No. 6

On page 1 of the printed bill, strike out lines 18 and 19.

Amendment No. 7

On page 2 of the printed bill, strike out lines 1 to 5, inclusive, and insert "1128. Definitions".

Amendment No. 8

On page 2 of the printed bill, strike out lines 7 to 12, inclusive, and insert "a bona fide employees' organization or any local unit thereof which exists for the purpose, in whole or in part, of dealing with employers concerning wages, hours of employment, or conditions of work, which organization is found not to be employer controlled or dominated".

Amendments adopted.

Bill ordered reprinted, and to third reading.

Senate Bill No. 1493—An act to add Chapter 7, comprising Sections 1115, 1116, 1117, 1118, 1119, and 1120 to Part 3, Division 2 of the Labor Code, relating to jurisdictional strikes.

Committee Amendments

Amendment No. 1

On page 1 of the printed bill, as amended in the Senate on May 20, 1947, strike out lines 16 to 19, inclusive, and insert

"1117. As used herein, "labor organization" means a bona fide employees' organization or any local unit thereof, which exists for the purpose, in whole or in part, of dealing with employers concerning wages, hours of employment, or conditions of work, which organization is found not to be employer controlled or dominated."

Amendment No. 2

On page 2 of the printed bill, strike out lines 1 to 4, inclusive.

Amendment No. 3

On page 2 of the printed bill, strike out lines 9 to 17, inclusive, and insert "means a strike, arising out of a dispute between two or more bona fide labor organizations as to which has jurisdiction over the work being or to be performed, which results:

(a) in an attempt by a labor organization not a party to a bona fide collective bargaining agreement with an employer to cause or compel a violation of such bona fide collective bargaining agreement with such employer wherever procedures are created by law for the designation of a collective bargaining representative of the employees of an employer and such labor organization has not been so designated in accordance with such procedures; or

(b) in the absence of a bona fide collective bargaining agreement, in an attempt to cause or compel an employer against his will to recognize or bargain with a labor organization as a collective bargaining representative of his employees, wherever procedures are created by law for the designation of a collective bargaining representative of the employees of an employer and such labor organization has not been so designated in accordance with such procedures"

Amendments adopted.

Bill ordered reprinted, and to third reading.

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS (RESUMED)
CONSIDERATION OF SENATE AMENDMENTS

Assembly Bill No. 1790—An act to add Section 20 to the Flood Control Fund Act of 1946, relating to the control of floods on the Santa Ana River Basin, Lytle and Cajon Creeks.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 1790?

Amendment No. 1

In line 3 of the title of the printed bill, as amended in the Assembly on May 23, 1947, following "Creeks", insert "and making an appropriation".

Amendment No. 2

On page 1, line 5, of said bill, strike out "allocated", and insert "appropriated".

Amendment No. 3

On page 1, line 6, of said bill, strike out "reallocation", and insert "allocation".

Amendment No. 4

On page 1, line 14, of said bill, strike out "reallocation", and insert "allocation".

Amendment No. 5

On page 1, line 18, of said bill, strike out "reallocations", and insert "allocations".

Amendment No. 6

On page 1, line 19, of said bill, strike out "allocation", and insert "appropriation".

Amendment No. 7

On page 2, line 5, of said bill, strike out "allocation", and insert "appropriation"

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 1790 by the following vote:

AYES—Anderson, Beck, Bennett, Boyd, Brady, Brown, Burke, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Niehouse, O'Day, Price, Rosenthal, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Wollenberg, and Mr. Speaker—57.

NOES—None.

Assembly Bill No. 1790 ordered enrolled.

CONSIDERATION OF GOVERNOR'S VETO

Assembly Bill No. 335—An act amending Section 3 of an act entitled "An act providing for the creation of revolving funds in counties and townships of the State," approved May 9, 1923, and amending Section 29327 of the Government Code, relating to county revolving funds.

Governor's message stating his objections read previously.

The question being: Shall Assembly Bill No. 335 become a law notwithstanding the objections of the Governor?

The roll was called, and the Assembly sustained the objections of the Governor by the following vote:

AYES—Clarke—1.

NOES—Allen, Anderson, Bennett, Boyd, Brady, Caldecott, Carey, George D. Collins, Conrad, Cooke, Crichton, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, Miller, Niehouse, O'Day, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Wollenberg, and Mr. Speaker—56.

NOTICE OF MOTION TO RECONSIDER ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 12 WAIVED

Mr. Field waived his notice of motion to reconsider the vote whereby Assembly Constitutional Amendment No. 12 was adopted.

Assembly Constitutional Amendment No. 12 ordered transmitted to the Senate.

Assembly Constitutional Amendment No. 12

A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending Section 23a of Article IV thereof, relating to legislative officers and employees

Resolved by the Assembly, the Senate concurring, That the Legislature of the State of California at its Fifty-seventh Regular Session commencing on the sixth day of January, 1947, two-thirds of all the members elected to each of the two houses of said Legislature voting in favor thereof, hereby proposes to the people of the State of California that Section 23a of Article IV of the Constitution of this State be amended to read as follows:

SEC. 23a. The Legislature may provide for additional help, and shall provide for the selection of appointed officers and all employees and attaches of both houses.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

The following resolution was offered:

Assembly Concurrent Resolution No. 85: By Messrs. Waters, Huyck, Dolwig, Cramer, Brown, and Dunn—Relative to the creation of a Joint Interim Committee on Aviation.

Referred to Committee on Rules.

REQUEST FOR UNANIMOUS CONSENT THAT MEMBERS OF COMMITTEE ON WAYS AND MEANS BE EXCUSED AT 2 P.M.

Mr. Wollenberg asked for, and was granted, unanimous consent that the members of the Committee on Ways and Means be excused, at 2 p.m., today, for the purpose of holding a meeting.

REQUEST FOR UNANIMOUS CONSENT THAT ASSEMBLY CONCURRENT RESOLUTION NO. 83 BE TAKEN UP, OUT OF ORDER

Mr. Allen asked for, and was granted, unanimous consent that Assembly Concurrent Resolution No. 83 be taken up, out of order, at this time.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 83

Assembly Concurrent Resolution No. 83—Relative to approving five certain amendments to the charter of the City of Los Angeles, a municipal corporation, in the County of Los Angeles, State of California, voted for and ratified by the electors of said city at a general municipal election held therein on the twenty-seventh day of May, 1947.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Brady, Brown, Caldecott, Carey, Clarke, George D. Collins, Conrad, Cooke, Crichton, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hollibaugh, Huyck, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, O'Day, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—57.

NOES—None.

Resolution ordered transmitted to the Senate.

RESOLUTIONS

The following resolution was offered:

By Messrs. Weber and McMillan:

House Resolution No. 211

Relative to the creation of the Assembly Interim Committee on Conservation, Planning, and Public Works

WHEREAS, Planning, control and conservation of water and other natural resources, stimulation and development of industry, and establishment of highways, parks, buildings and public works are matters of vital interest and concern to the entire State; and

WHEREAS, Adequate mapping of land by modern methods would appear to constitute one of the best, quickest and most economical means of obtaining information concerning the land and its characteristics, and the uses of land both present and potential, in order that discovery may be made of new natural resources and development of new industries may be furthered and existing industries stimulated; and

WHEREAS, There is need for more complete and detailed information concerning the foregoing subjects, in order that it may be determined what legislation is desirable to attain these objectives, and it appearing that such information can be best obtained by the Legislature through a committee of its members; now, therefore, be it

Resolved by the Assembly of the State of California, As follows:

1. The Assembly Interim Committee on Conservation, Planning, and Public Works is hereby created and authorized and directed to ascertain, study and analyze all facts relating to or in any way bearing upon any of the subjects above mentioned in the recitals of this resolution, with particular reference to planning, conservation and development of water and other natural resources, and public works, highways, parks and buildings, including but not limited to the operation, effect, administration, enforcement and needed revision of any and all laws in any way bearing upon or relating to the subject of this resolution, and to report thereon to the Assembly, including in the reports its recommendations for appropriate legislation.

2. The committee shall consist of seven Members of the Assembly appointed by the Speaker thereof, from the membership of the Assembly Standing Committee on Conservation, Planning, and Public Works. In the event a member of said standing committee declines to serve on the interim committee, the Speaker may appoint a Member of the Assembly who is not a member of the standing committee in the place of such member so declining to serve. The chairman shall be appointed by the Speaker. Vacancies occurring or existing in the membership of the committee shall be filled by the appointing power.

3. The committee is authorized to act during this session of the Legislature, including any recess, and after final adjournment until the commencement of the 1949 Regular Session, with authority to file its final report not later than the fifteenth day of March, 1949.

4. The committee and its members shall have and exercise all of the rights, duties and powers conferred upon investigating committees and their members by the provisions of the Joint Rules of the Senate and Assembly and of the Standing Rules of the Assembly as they are adopted and amended from time to time, which provisions are incorporated herein and made applicable to this committee and its members.

5. The committee has the following additional powers and duties:

(a) To select a vice chairman from its membership.

(b) To contract with such other agencies, public or private, as it deems necessary for the rendition and affording of such services, facilities, studies and reports to the committee as will best assist it to carry out the purposes for which it is created.

(c) To cooperate with and secure the cooperation of county, city, city and county, and other local law enforcement agencies in investigating any matter within the scope of this resolution and to direct the sheriff of any county to serve subpenas, orders and other process issued by the committee

(d) To report its findings and recommendations to the Legislature and to the people from time to time and at any time, not later than herein provided.

(e) To do any and all other things necessary or convenient to enable it fully and adequately to exercise its powers, perform its duties, and accomplish the objects and purposes of this resolution.

6 The sum of ten thousand dollars ($10,000) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Assembly for the expenses of the committee and its members and for any charges, expenses or claims it may incur under this resolution, to be paid from the said Contingent Fund of the Assembly and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read, and referred to Committee on Rules.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 1763—An act to amend Sections 368, 369, 465, and 467 of the Streets and Highways Code, relating to state highway routes.

Bill read third time.

Motion to Amend

Mr. Thurman moved the adoption of the following amendment:

Amendment No. 1

On page 1 of the printed bill, as amended in the Assembly on June 2, 1947, strike out lines 22 to 25, inclusive.

Amendment read, and adopted.

Bill ordered reprinted, and re-engrossed.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, June 9, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 24—An act adding Sections 11543 and 11544 to the Business and Professions Code, relating to sewers in real estate subdivisions;

Assembly Bill No. 45—An act to amend Section 1833 of the Revenue and Taxation Code, relating to property taxation;

Assembly Bill No. 104—An act to amend Section 10 of the Municipal Court Act of 1925, relating to the constitution of said court and the judges, clerks, marshals and attaches thereof;

And reports that the same have been correctly enrolled, and presented to the Governor on the ninth day of June, 1947, at 11 a.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 9, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1002—An act to amend Section 4003 of the Political Code and Section 23004 of the Government Code, relating to counties;

Assembly Bill No. 1183—An act to amend Section 13115 of the Health and Safety Code, relating to fireproofing of tents and awnings used to temporarily house public gatherings;

Assembly Bill No. 1378—An act to amend Section 1097 of the Fish and Game Code, relating to record of catch;

And reports that the same have been correctly enrolled, and presented to the Governor on the ninth day of June, 1947, at 11 a.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 9, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 240—An act to amend Section 1033.7 of the Code of Civil Procedure, relating to judgment creditors claiming costs or disbursements;

Assembly Bill No. 287—An act to amend Section 1744 of the Code of Civil Procedure, relating to attaches of the conciliation court in counties of 900,000 population or more;

Assembly Bill No. 726—An act to add Section 3093 to the Welfare and Institutions Code, relating to aid to the blind;

And reports that the same have been correctly enrolled, and presented to the Governor on the ninth day of June, 1947, at 11 a.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 9, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1379—An act to amend Section 1096.5 of the Fish and Game Code, relating to confidential information;

Assembly Bill No. 1684—An act to add Sections 25450.4 and 25450.5 to the Government Code, relating to the construction, alteration and repair of buildings;

Assembly Bill No. 1851—An act to amend Sections 6660 and 6660.5 and to repeal Section 6662 of the Welfare and Institutions Code, relating to guardianship and administration of estates of hospital patients and to protect those estates where the value does not warrant guardianship, and providing for the department through its designated officer or employee to perform such functions;

And reports that the same have been correctly enrolled, and presented to the Governor on the ninth day of June, 1947, at 11 a.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 9, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1879—An act to add Section 39.8 to the Fish and Game Code, relating to exhibiting fish and game educational material;

Assembly Bill No. 1936—An act to amend Section 1557 of the Penal Code, relating to the payment of the expenses of returning arrested persons for trial;

Assembly Bill No. 1959—An act to add Section 13a to the Automobile Parking District Act of 1941, relating to automobile and vehicle parking districts;

And reports that the same have been correctly enrolled, and presented to the Governor on the ninth day of June, 1947, at 11 a.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 9, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 2202—An act to add Chapter 18, comprising Section 19500, to the Revenue and Taxation Code, relating to personal income taxes, declaring the urgency thereof, to take effect immediately;

Assembly Bill No. 2512—An act to add Section 2.7 to the Planning Act, to amend Section 56, and the title heading to Article 5, and to add Sections 7 and 18 to the Conservation and Planning Act, relating to urban planning commissions;

And reports that the same have been correctly enrolled, and presented to the Governor on the ninth day of June, 1947, at 11 a.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 9, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 420—An act to amend Sections 20517, 20569, and 23674 of the Water Code, relating to irrigation districts;

Assembly Bill No. 523—An act to amend Section 3079 of the Labor Code, relating to apprentice agreements;

Assembly Bill No. 609—An act to add Section 1417 to the Fish and Game Code, relating to suspension or revocation of hunting and fishing licenses by the courts;

And reports that the same have been correctly enrolled, and presented to the Governor on the ninth day of June, 1947, at 11 a.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 9, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1027—An act to add Section 606.5 to the Civil Code and Part 3.5, comprising Section 10250, to Division 2 of Title 1 of the Corporations Code, relating to trust funds of certain nonprofit corporations, providing for the establishment and management of such trust funds, and exempting transactions relative thereto from the Corporate Securities Act;

Assembly Bill No. 1324—An act to add Section 9.02a to, and to amend Section 9.19 of the Building and Loan Association Act, relating to loans and investments by building and loan associations;

Assembly Bill No. 1767—An act to add Section 1152.5 to the Fish and Game Code, relating to driving or herding birds or mammals by airplane;

And reports that the same have been correctly enrolled, and presented to the Governor on the ninth day of June, 1947, at 11 a.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 9, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1894—An act to add Sections 11495 and 11496, and to amend Sections 11491, 11492, 11493, and 11494 of, the Revenue and Taxation Code, relating to the private car tax;

Assembly Bill No. 1895—An act to add Sections 7872 and 7873, and to amend Section 7871 of, the Revenue and Taxation Code, relating to the motor vehicle fuel license tax;

Assembly Bill No. 1897—An act to amend Section 22 of the Corporation Income Tax Act, relating to the levy and collection of taxes upon the income of corporations, associations and Massachusetts or business trusts;

And reports that the same have been correctly enrolled, and presented to the Governor on the ninth day of June, 1947, at 11 a.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 9, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined.

Assembly Bill No. 1909—An act to amend Section 18976 of the Government Code, relating to veterans' civil service preference;

Assembly Bill No. 2428—An act to amend Section 2147.5 of the Business and Professions Code, relating to treatment by registered graduates, matriculants, and internes for compensation when incident to study, and to provide for hospital residencies by physicians and surgeons from other states;

Assembly Bill No. 2510—An act to amend Section 2 of the Planning Act, and to amend Sections 13, 15, 17, 31, and 49 of, and to add Section 33 to, the Conservation and Planning Act, relating to planning commissions;

And reports that the same have been correctly enrolled, and presented to the Governor on the ninth day of June, 1947, at 11 a.m.

WEBER, Chairman

Committee on Agriculture

ASSEMBLY CHAMBER, SACRAMENTO, June 9, 1947

MR. SPEAKER Your Committee on Agriculture, to which were referred.

Senate Bill No. 1239
Senate Bill No. 1365

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

CLARKE, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, June 9, 1947

MR. SPEAKER: Your Committee on Agriculture, to which was referred:

Assembly Bill No. 926

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

CLARKE, Chairman

Above reported bill ordered to second reading.

MEMBERS EXCUSED

At 11.30 a.m , Mr. Thurman asked for, and was granted, unanimous consent that the members of the Committee on Municipal and County Government be excused, at this time, for the purpose of holding a meeting.

COMMUNICATIONS

By Speaker Collins:

A communication from Mr. T. C. Canady, Executive Secretary of the Painter's District Council No. 36, relative to Assembly Bill No. 2655, was received, and ordered filed with the Secretary of State.

REPORTS OF STANDING COMMITTEES

Committee on Social Welfare

ASSEMBLY CHAMBER, SACRAMENTO, June 9, 1947

MR. SPEAKER: Your Committee on Social Welfare, to which were referred:

Assembly Bill No. 1887
Assembly Bill No. 1888

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be re-referred to Committee on Ways and Means.

NIEHOUSE, Chairman

Above reported bills re-referred to Committee on Ways and Means.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, June 9, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to:

Senate Bill No. 251
Senate Bill No. 1061

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

SENATE CHAMBER, SACRAMENTO, June 9, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed, as amended:

Assembly Bill No. 50
Assembly Bill No. 450
Assembly Bill No. 860
Assembly Bill No. 998
Assembly Bill No. 1904

And respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bills ordered to unfinished business file.

SENATE CHAMBER, SACRAMENTO, June 9, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed:

Assembly Bill No. 1571
Assembly Bill No. 1892

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bills ordered enrolled.

SENATE CHAMBER, SACRAMENTO, June 9, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed:

Senate Bill No. 875
Senate Bill No. 877

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS

The following bills were read the first time:

Senate Bill No. 875—An act to amend Sections 600, 617, 627, and 630 of the Agricultural Code, relating to milk products standards.

Referred to Committee on Livestock and Dairies.

Senate Bill No. 877—An act to repeal Section 567 of the Agricultural Code, relating to frozen milk products.

Referred to Committee on Livestock and Dairies.

RECESS

At 12 m., on motion of Mr. Dickey, the Assembly recessed until 1.30 p.m.

REASSEMBLED

At 1.30 p.m., the Assembly reconvened.

Hon. Sam L. Collins, Speaker of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

CALL OF THE ASSEMBLY

Mr. Kilpatrick moved a call of the Assembly.

Motion carried. Time, 1.32 p.m.

The Speaker directed the Sergeant-at-Arms to close the doors, and to bring in the following absent members:

Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Burke, Burns, Carey, Clarke, George D. Collins, Crichton, Debs, Ralph C. Dills, Evans, Field, Gaffney, Gannon, Hawkins, Hinckley, Huyck, James, Johnson, Knight, McCollister, McMillan, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stephenson, Stewart, Thomas, Thompson, Thorpe, Thurman, Waters, Weber, and Wollenberg—45.

FURTHER PROCEEDINGS UNDER CALL OF THE ASSEMBLY DISPENSED WITH

At 1.48 p.m., on motion of Mr. Rosenthal, further proceedings under the call of the Assembly were dispensed with.

The roll was called, and the following answered to their names:

Allen, Anderson, Beck, Bennett, Berry, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Collier, Conrad, Cooke, Cramer, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Price, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thurman, Waters, Wollenberg, and Mr. Speaker—60.

Quorum present.

REQUEST FOR UNANIMOUS CONSENT THAT A RUSH ORDER BE PLACED UPON THE PRINTING OF ASSEMBLY BILL NO. 2026

Mr. Kilpatrick asked for, and was granted, unanimous consent that a rush order be placed upon the printing of Assembly Bill No. 2026.

ANNOUNCEMENT

Mr. Allen announced that the programs for the Memorial Day service are now ready for distribution.

BILLS WITHDRAWN FROM INACTIVE FILE, AND PLACED ON THE THIRD READING FILE

The following bill was withdrawn from the inactive file, and placed upon the third reading file:

Assembly Bill No. 1330, on request of Mr. Dickey.

ANNOUNCEMENT

Speaker Collins announced that the Assembly will now be recessed for the purpose of permitting the following committees to hold meetings, at this time:

Judiciary.
Education.
Ways and Means.
Governmental Efficiency and Economy.
Municipal and County Government.
Public Utilities and Corporations.
Public Health.

RECESS

At 1.55 p.m., on motion of Mr. Dickey, the Assembly recessed until 3.30 p.m.

REASSEMBLED

At 3.30 p.m., the Assembly reconvened.
Hon. Sam L. Collins, Speaker of the Assembly, presiding.
Chief Clerk Arthur A. Ohnimus at the desk.

RE-REFERENCE OF BILLS

By order of the Speaker, the following bills were withdrawn from the file, and re-referred as follows:

Senate Bills Nos. 1492 and 1493 re-referred to Committee on Industrial Relations.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, June 9, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 55
Assembly Bill No. 1213
Assembly Bill No. 1333

And reports the same correctly re-engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, June 9, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Concurrent Resolution No. 42—Relative to requesting the Department of Public Health to make a survey of means for the treatment of cancer;

And reports that the same has been correctly enrolled, and presented to the Secretary of State on the ninth day of June, 1947, at 3 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 9, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 2443—An act to amend Sections 12460, 12461, 17030, 17031, and 17032, and to repeal Sections 17033 and 17034 of the Government Code, relating to the duties of the Controller;

Assembly Bill No. 2668—An act to amend Sections 6 and 24 27 of the Alcoholic Beverage Control Act, relating to licenses, sales, storage and taxation of alcoholic beverages;

And reports that the same have been correctly enrolled, and presented to the Governor on the ninth day of June, 1947, at 3 p m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 9, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 105—An act to amend Section 10a of the Municipal Court Act of 1925, relating to clerks and attaches;

Assembly Bill No. 408—An act to add Chapter 14 to Part 2 of Division 2 of Title 3 of the Government Code, relating to the powers and duties of counties and the boards of supervisors thereof, and authorizing the acquisition, construction, maintenance and development of public improvements and the issuance and sale of revenue bonds to finance the same and providing for the use and expenditure of the proceeds of such bonds and the use and disposition of revenue arising from public improvements so financed;

Assembly Bill No. 469—An act to add Article 6 to Chapter 5 and Article 7.5 to Chapter 10 of Part 8, and Article 2.5 to Chapter 8 and Article 1 5 to Chapter 13 of Part 10, of Division 2 of the Revenue and Taxation Code, relating to the exemption from taxes of estates of persons dying in the military service and providing for the refund of taxes so paid;

And reports that the same have been correctly enrolled, and presented to the Governor on the ninth day of June, 1947, at 3 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 9, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1165—An act to amend Section 7 of, and to add one new section to be numbered 25.1 to, the Corporation Income Tax Act, relating to the levy and collection of taxes upon the income of corporations, associations and Massachusetts or business trusts, and to provide that this act shall take effect immediately;

Assembly Bill No. 1283—An act to add Sections 25502 5 and 25502.6 to the Government Code, relating to the duties of purchasing agents;

Assembly Bill No. 1893—An act to amend Sections 10096, 10097, and 10098 of, and to add Sections 10099 and 10100 to, the Revenue and Taxation Code, relating to the motor vehicle transportation license tax;

And reports that the same have been correctly enrolled, and presented to the Governor on the ninth day of June, 1947, at 3 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 9, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1124—An act to amend Sections 3358, 3552.2, 3552.6, 3691, 3696.5, 3700. 3701. 3702, 3706, 3798, 3799 of, and to add Section 3708.5 to, the Revenue and Taxation Code, relating to the advertising, selling prices, notices and deed recitations in connection with the sale of tax-deeded property;

Assembly Bill No. 1144—An act to repeal Section 790.5 of, and to add Section 790.5 to, the Agricultural Code, relating to emergency standards for fruits, nuts, and vegetables;

Assembly Bill No. 1164—An act to amend Sections 8 and 13 of, and to add Section 34.1 to, the Bank and Corporation Franchise Tax Act, relating to bank and corporation taxes, and to provide that this act shall take effect immediately;

And reports that the same have been correctly enrolled, and presented to the Governor on the ninth day of June, 1947, at 3 p m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 9, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 886—An act to amend Sections 17051, 17057, 17136.1, 17165, 17254, 17319, 17319.3, 17319.5, 17322.3, and to amend and renumber Sections 17325, 17326, 17327, 17328, 17329, 17330, 17332.11, and to amend Sections 17353, 17354,

17355, 17535, 17721, 17980 1, 18132, 18475, 18552, 18554, 18648, 19253 of, and to add Sections 17102 1, 17102 2 to, the Revenue and Taxation Code, relating to personal income taxes, and providing that this act shall take effect immediately;

Assembly Bill No. 1083—An act to add Chapter 3.5 to Part 1 of Division 2 of Title 2 of the Government Code, relating to the retirement, with retirement allowances, of Members of the Legislature;

Assembly Bill No. 1119—An act to amend Sections 134, 157, 2616, 2922, 4106, 4108, 4155, 4217, 4986 of, and to add Sections 2921.5 and 4655 5 to, the Revenue and Taxation Code, relating to cancellation of unpaid personal property taxes; the notification of the fact of redemption; the accounting of collections by the assessor, tax collector and redemption officer; the penalty date for taxes on the unsecured roll; the payment of taxes on a portion of a parcel of real property; and installment payments on redemption;

And reports that the same have been correctly enrolled, and presented to the Governor on the ninth day of June, 1947, at 3 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 9, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 547—An act to add Chapter 15 to Part 2 of Division 2 of Title 3 of the Government Code, relating to the powers and duties of counties and the boards of supervisors thereof, and authorizing the acquisition, construction, maintenance and operation of public incinerators and the issuance and sale of revenue bonds to finance the same and providing for the use and expenditure of the proceeds of such bonds and the use and disposition of revenue arising from public incinerators so financed;

Assembly Bill No. 775—An act to amend Section 480 of the Fish and Game Code, relating to fishing;

And reports that the same have been correctly enrolled, and presented to the Governor on the ninth day of June, 1947, at 3 p.m.

WEBER, Chairman

RE-REFERENCE OF BILLS

By order of the Speaker, the following bill was withdrawn from the file, and re-referred as follows:

Assembly Bill No. 1316 re-referred to Committee on Education.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, June 9, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No 159
Assembly Bill No. 1316
Assembly Bill No. 1549
Assembly Bill No 2422
Assembly Bill No. 2683

And reports the same correctly engrossed

WEBER, Chairman

Above reported bills ordered to third reading.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, June 9, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted:

Assembly Concurrent Resolution No. 73

J. A BEEK, Secretary of the Senate
By C V TAYLOR, Assistant Secretary

Above resolution ordered enrolled.

SENATE CHAMBER, SACRAMENTO, June 9, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed, as amended:

Assembly Bill No. 147
Assembly Bill No. 743
Assembly Bill No. 772

And respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bills ordered to unfinished business file.

Hon. Jonathan J. Hollibaugh Presiding

At 3.35 p.m., Hon. Jonathan J. Hollibaugh, Member of the Assembly from the Fifty-second District, presiding.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, June 9, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 144—An act to amend Section 503 of the Vehicle Code, relating to theft and unlawful driving or taking of a vehicle;

Assembly Bill No. 162—An act to amend Sections 10753.5 and 10755 of the Revenue and Taxation Code, relating to the vehicle license fee, and vehicles subject thereto;

Assembly Bill No. 388—An act to add Section 4019.5 to the Penal Code, relating to the discipline of prisoners in prisons, jails and other places of detention;

And reports that the same have been correctly enrolled, and presented to the Governor on the ninth day of June, 1947, at 3 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 9, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 444—An act to add Section 4041.40 to the Political Code, and Section 26205 to the Government Code, relating to the preservation of certain documentary records by the preparation of photographic copies thereof and the destruction or disposition of said records thereafter;

Assembly Bill No. 445—An act to amend Section 1920b of the Code of Civil Procedure, relating to the preservation of documentary records by the preparation of photographic copies thereof and providing that such copies may be used in place of the original under certain conditions;

Assembly Bill No. 446—An act to amend Section 4095a of the Political Code and Section 26907 of the Government Code, relating to county records;

And reports that the same have been correctly enrolled, and presented to the Governor on the ninth day of June, 1947, at 3 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 9, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 498—An act to amend Section 3700 of the Health and Safety Code, relating to the use of common drinking receptacles;

Assembly Bill No. 809—An act to amend Section 17 of the Penal Code, relating to the definition of crimes as felonies or misdemeanors, and providing for the determination of classification of crimes for which offenders are committed to the Youth Authority;

Assembly Bill No. 819—An act to amend Section 204e of the Code of Civil Procedure, relating to the duties and compensation of the secretary and jury commissioner of the superior court, and assistants;

And reports that the same have been correctly enrolled, and presented to the Governor on the ninth day of June, 1947, at 3 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 9, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1070—An act to amend Sections 181, 188, 189, 193, and 300 of, and to repeal Sections 190, 191, 232 and Article 2 of Chapter 2 of Division 1 of the Streets and Highways Code, relating to streets and highways and providing for the abolition of the distinction between primary and secondary state highways;

Assembly Bill No. 1263—An act to provide for the exclusion of a part of the territory of one incorporated city and the annexation thereof to another incorporated city adjacent thereto;

Assembly Bill No. 1271—An act to amend Section 4903 of the Labor Code, relating to liens against amount to be paid as compensation;

And reports that the same have been correctly enrolled, and presented to the Governor on the ninth day of June, 1947, at 3 p m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 9, 1947

MR SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1272—An act to amend Sections 6358, 6363, 6402, 6812, and 6981 of the Revenue and Taxation Code, relating to the taxation of the privilege of selling and of storing, using, or otherwise consuming tangible personal property, and providing that this act shall take effect immediately;

Assembly Bill No. 1274—An act to add Sections 6006 5 and 6367 to the Revenue and Taxation Code, relating to sales and use taxes, and the application thereof to occasional sales and to provide that this act shall take effect immediately;

Assembly Bill No. 1371—An act to amend Sections 2792, 2799, 2807, 2839, 2842, and 2843 of the Elections Code, relating to state party conventions, state and county central committee meeting and the membership thereof;

And reports that the same have been correctly enrolled, and presented to the Governor on the ninth day of June, 1947, at 3 p m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 9, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined

Assembly Bill No. 1393—An act to amend Section 19394 of the Government Code, relating to certification of persons on military leave from the state civil service;

Assembly Bill No. 1560—An act to amend Section 1010 of the Fish and Game Code, relating to dealing in mollusks or crustaceans,

Assembly Bill No. 2255—An act to amend Section 7074 of the Business and Professions Code, relating to contractors' licenses;

And reports that the same have been correctly enrolled, and presented to the Governor on the ninth day of June, 1947, at 3 p m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 9, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined.

Assembly Bill No. 2416—An act to add Section 2736.5 to the Business and Professions Code, relating to qualifications of applicants for certificates as registered nurses;

And reports that the same has been correctly enrolled, and presented to the Governor on the ninth day of June, 1947, at 3 p m

WEBER, Chairman

RESOLUTIONS

The following resolution was offered:

By Mr. Maloney:

House Resolution No. 212

Relative to Birthday of John B. Cooke III

WHEREAS, On the seventh day of June, 1937, there was born on the Island of Guam, John B. Cooke III, the stork having presented this precious gift to John B. Cooke, Jr. and Isyl Cooke; and

WHEREAS, While still a baby, John B. Cooke III, five months old, was taken aboard a Pan American airplane in his small crib, and flown from Guam to San Francisco, having the distinction and honor of being the first baby to make the long trip on the Pan American Airways; and

WHEREAS, Returning from the States to Guam, he moved with his parents to Wake Island and then again, because of threat of enemy invasion, in November 1941

they evacuated to Honolulu and was with his mother and grandfather, Commander John B Cooke at Pearl Harbor when the Japanese attacked on December 7, 1941; and

WHEREAS, For being the first baby flown across the Pacific, via the Pan American Airways, he carries a cherished card of recognition from Captain Edward Musick, pilot of the plane that carried him safely on this long journey; now, therefore, be it

Resolved, That the Members of the Assembly pay honor, and congratulate John B. Cooke III, on this, his tenth birthday, and also honor him for his courage, which he cannot remember, for being the first youngster to make this perilous trip; and, be it further

Resolved, That suitably engrossed copies of this resolution be presented to John B. Cooke III, to his father and mother, Mrs. John B. Cooke, Jr. and to his grandfather, Assemblyman (Commander) John B. Cooke.

Request for Unanimous Consent

Mr. Maloney asked for, and was granted, unanimous consent to take up House Resolution No. 212, at this time, without reference to committee or file.

Resolution read, and adopted unanimously.

Hon. Thomas J. Doyle Presiding

At 3.55 p.m., Hon. Thomas J. Doyle, Member of the Assembly from the Forty-fifth District, presiding.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, June 9, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed, as amended:

Assembly Bill No. 1273
Assembly Bill No. 1439

And respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bills ordered to unfinished business file.

SENATE CHAMBER, SACRAMENTO, June 9, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed:

Assembly Bill No. 627
Assembly Bill No. 628
Assembly Bill No. 2341

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bills ordered enrolled.

REPORTS OF STANDING COMMITTEES

Committee on Governmental Efficiency and Economy

ASSEMBLY CHAMBER, SACRAMENTO, June 9, 1947

MR. SPEAKER: Your Committee on Governmental Efficiency and Economy, to which were referred:

Assembly Bill No. 246
Assembly Bill No. 245
Assembly Bill No. 2519

Has has the same under consideration, and reports the same back with the recommendation: Do pass, and be re-referred to Committee on Ways and Means.

FIELD, Chairman

Above reported bills re-referred to Committee on Ways and Means.

ASSEMBLY CHAMBER, SACRAMENTO, June 9, 1947

MR. SPEAKER: Your Committee on Governmental Efficiency and Economy, to which were referred:

Assembly Bill No. 2707
Assembly Bill No. 2709
Assembly Bill No. 533
Assembly Bill No. 1528
Assembly Bill No 2110
Assembly Bill No. 2713
Assembly Bill No. 2540

Has has the same under consideration, and reports the same back with the recommendation: Do pass.

FIELD, Chairman

Above reported bills ordered to second reading.

SECOND READING OF ASSEMBLY BILLS (BY UNANIMOUS CONSENT)

Assembly Bill No. 2707—An act to amend Section 10204 of the Government Code, relating to the salary of the Legislative Counsel.

Bill read second time, and ordered engrossed.

Assembly Bill No. 2709—An act to add Chapter 20, comprising Sections 9700 to 9845, inclusive, to Division 3 of the Business and Professions Code, relating to the regulation of building service contractors.

Bill read second time, and ordered engrossed.

Assembly Bill No. 533—An act to amend Section 20654 of the Education Code, to authorize the purchase of land by the California Polytechnic School.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1528—An act to revert to surplus the reserve for administrative expenses of the Franchise Tax Commissioner in the Personal Income Tax Fund, and to authorize the transfer of said amount to the General Fund.

Bill read second time, and ordered engrossed.

Assembly Bill No. 2110—An act to amend Section 1363 of the Government Code, relating to filing of oaths of office.

Bill read second time, and ordered engrossed.

Assembly Bill No. 2713—An act to create a Loyalty Commission, to define its purposes, powers and duties, and to provide for a loyalty investigation of state officers and employees, standards of loyalty, and the dismissal of disloyal employees.

Bill read second time, and ordered engrossed.

Assembly Bill No. 2540—An act to amend Section 13101 of the Health and Safety Code, relating to the salaries of public officers.

Bill read second time, and ordered engrossed.

REPORTS OF STANDING COMMITTEES

Committee on Governmental Efficiency and Economy

ASSEMBLY CHAMBER, SACRAMENTO, June 9, 1947

MR. SPEAKER: Your Committee on Governmental Efficiency and Economy, to which was referred:

Assembly Bill No. 2483

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

FIELD, Chairman

Above reported bill ordered to second reading.

SECOND READING OF ASSEMBLY BILLS (BY UNANIMOUS CONSENT)

Assembly Bill No. 2483—An act to amend Section 7026 of the Business and Professions Code, relating to the definition of the word "Contractor".

Bill read second time, and ordered engrossed.

REPORTS OF STANDING COMMITTEES

Committee on Governmental Efficiency and Economy

ASSEMBLY CHAMBER, SACRAMENTO, June 9, 1947

MR. SPEAKER: Your Committee on Governmental Efficiency and Economy, to which was referred.

Assembly Bill No. 1044

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be re-referred to Committee on Ways and Means.

FIELD, Chairman

Above reported bill re-referred to Committee on Ways and Means.

ASSEMBLY CHAMBER, SACRAMENTO, June 9, 1947

MR. SPEAKER: Your Committee on Governmental Efficiency and Economy, to which was referred:

Assembly Bill No 2695

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

FIELD, Chairman

Above reported bill ordered to third reading.

Committee on Judiciary

ASSEMBLY CHAMBER, SACRAMENTO, June 7, 1947

MR. SPEAKER: Your Committee on Judiciary, to which was referred:

Senate Bill No. 73

Has had the same under consideration, and reports the same back without recommendation.

BROWN, Chairman

Above reported bill ordered to second reading.

SECOND READING OF SENATE BILLS (BY UNANIMOUS CONSENT)

Senate Bill No. 73—An act to add Section 204h to the Code of Civil Procedure, relating to the secretary of the judges of the superior court, assistant secretaries and clerks.

Bill read second time, and ordered to third reading.

REPORTS OF STANDING COMMITTEES

Committee on Judiciary

ASSEMBLY CHAMBER, SACRAMENTO, June 7, 1947

MR. SPEAKER: Your Committee on Judiciary, to which were referred:

Assembly Bill No. 137
Assembly Bill No. 2092

Has had the same under consideration, and respectfully reports the same back with amendments but without recommendation.

BROWN, Chairman

Above reported bills ordered to second reading.

SECOND READING OF ASSEMBLY BILLS (BY UNANIMOUS CONSENT)

Assembly Bill No. 137—An act to amend Section 22 of an act entitled "An act authorizing the establishment of municipal courts, prescribing their constitution, regulation, government, procedure and jurisdiction, and providing for the election and appointment of the

judges, clerks and other attaches of such courts, their terms of office, qualification and compensation and for the selection of jurors therein," approved May 23, 1925, relating to municipal courts.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

On page 2, line 23, of the printed bill, as amended in the Assembly on April 24, 1947, strike out "3", and insert "2".

Amendment No. 2

On page 2, line 27, of the printed bill, as amended, strike out "this deduction, the county"; and strike out line 28, and insert "the deduction provided for herein, the amount of the deduction shall be reduced to an amount equal to such current revenues and the city shall not be otherwise liable for any such deficiency. Pro-".

Amendment No. 3

On page 2 of the printed bill, as amended, following line 32, insert

"The sums which this section authorizes the county treasurer to withhold shall be deposited in the county treasury and shall be withheld proportionately from the revenues derived from fines and forfeitures collected following arrests by city officers for Vehicle Code violations and from all other court revenues otherwise payable to the city.

SEC. 2. This act shall become operative on and after July 1, 1948."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2092—An act to amend Section 575 of the Welfare and Institutions Code of the State of California, relating to the compensation of the referee of the juvenile court in counties of the second class.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Judiciary:

Amendment Corrected by Unanimous Consent

By unanimous consent, the amendment to Assembly Bill No. 2092 was ordered corrected by the Speaker, as follows:

Amendment No. 1

On page 1 of the printed bill, strike out lines 9, 10, 11, and 12, and insert "second class the compensation of the referee shall be five hundred dollars ($500) per month"

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

REPORTS OF STANDING COMMITTEES

Committee on Governmental Efficiency and Economy

ASSEMBLY CHAMBER, SACRAMENTO, June 9, 1947

MR. SPEAKER: Your Committee on Governmental Efficiency and Economy, to which were referred:

Assembly Bill No. 1694
Assembly Bill No. 2672

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

FIELD, Chairman

Above reported bills ordered to second reading.

SECOND READING OF ASSEMBLY BILLS (BY UNANIMOUS CONSENT)

Assembly Bill No. 1694—An act to amend Section 12152 of the Government Code, relating to the Secretary of State.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Governmental Efficiency and Economy:

Amendment No. 1

On page 1, line 7, of the printed bill, strike out "_____", and insert "Six thousand dollars ($6,000)".

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2672—An act to amend Section 80 of the Labor Code, relating to the salary of the Labor Commissioner.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Governmental Efficiency and Economy:

Amendment No. 1

On page 1, lines 3 and 4, of the printed bill, strike out "not less than".

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

REPORTS OF STANDING COMMITTEES

Committee on Municipal and County Government

ASSEMBLY CHAMBER, SACRAMENTO, June 9, 1947

MR. SPEAKER: Your Committee on Municipal and County Government, to which was referred:

Assembly Bill No. 1670

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

THURMAN, Chairman

Above reported bill ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, June 9, 1947

MR. SPEAKER: Your Committee on Municipal and County Government, to which was referred:

Senate Bill No. 828

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

THURMAN, Chairman

Above reported bill ordered to second reading.

SECOND READING OF SENATE BILLS (BY UNANIMOUS CONSENT)

Senate Bill No. 828—An act to add Section 4052f to the Political Code and Section 25368 to the Government Code, relating to conveyances of county property for hospital purposes, and validating such conveyances hereto made.

Bill read second time, and ordered to third reading.

REPORTS OF STANDING COMMITTEES

Committee on Public Health

ASSEMBLY CHAMBER, SACRAMENTO, June 9, 1947

MR. SPEAKER: Your Committee on Public Health, to which was referred:

Assembly Bill No. 1702

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

DEBS, Chairman

Above reported bill ordered to second reading.

SECOND READING OF ASSEMBLY BILLS (BY UNANIMOUS CONSENT)

Assembly Bill No. 1702—An act to amend Section 1626 of the Dental Practice Act in the Business and Professions Code.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Public Health:

Amendment No. 1

On page 2 of the printed bill, as amended in the Assembly on April 24, 1947, strike out lines 31 to 37, inclusive, and insert

"It is unlawful for any person acting under the exemption of this subdivision (e) to represent or hold out to the public in any manner that he will perform or render any of the services exempted by this subdivision that are rendered or performed under the provisions of this chapter by a licensed dentist, including the construction, making, alteration or repairing of dental prosthetic or orthodontic appliances."

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

REPORTS OF STANDING COMMITTEES

Committee on Municipal and County Government

ASSEMBLY CHAMBER, SACRAMENTO, June 9, 1947

MR. SPEAKER: Your Committee on Municipal and County Government, to which were referred:

Assembly Bill No. 2662
Assembly Bill No. 2716

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

THURMAN, Chairman

Above reported bills ordered to second reading.

SECOND READING OF ASSEMBLY BILLS (BY UNANIMOUS CONSENT)

Assembly Bill No. 2662—An act to amend Section 862 11 of an act entitled "An act to provide for the organization, incorporation and government of municipal corporations," approved March 13, 1883, relating to taxation by sixth class cities.

Bill read second time, and ordered engrossed.

Assembly Bill No. 2716—An act relating to the office of Member of the Senate or Assembly of California and the compatibility thereof with the office of member of the governing body of any city in this State, declaring the urgency thereof, the act to take effect immediately.

Bill read second time, and ordered engrossed.

REPORTS OF STANDING COMMITTEES

Committee on Municipal and County Government

ASSEMBLY CHAMBER, SACRAMENTO, June 9, 1947

MR. SPEAKER: Your Committee on Municipal and County Government, to which were referred:

Assembly Bill No. 1559
Assembly Bill No. 2364

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

THURMAN, Chairman

Above reported bills ordered to second reading.

SECOND READING OF ASSEMBLY BILLS (BY UNANIMOUS CONSENT)

Assembly Bill No. 1559—An act to add Section 12.5 to the County Peace Officers' Retirement Law and Section 32051.5 to the Government Code, relating to retirement benefits.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Municipal and County Government:

Amendment No. 1

In lines 1 and 2 of the title of the printed bill, strike out "Section 12 5 to the County Peace Officers' Retirement Law and".

Amendment No. 2

On page 1 of said bill, strike out lines 1 to 21, inclusive.

Amendment No. 3

On page 1, line 22, of said bill, strike out "SEC. 2.", and insert "SECTION 1."

Amendment No. 4

On page 2 of said bill, strike out lines 14 to 22, inclusive.

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2364—An act to amend Section 4266 of the Political Code, relating to compensation for public services in counties of the thirty-seventh class.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Municipal and County Government:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "4266 of the Political", and insert "28137 of the Government".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 2

On page 1 of said bill, strike out line 1, and insert

"SECTION 1. Section 28137 of the Government Code is amended to read:

28137. In a county of the thirty-seventh class the following shall receive as compensation for the services required of them by law or by virtue of their offices the following sums:

(a) The auditor, one thousand two hundred dollars ($1,200) a year.

(b) The district attorney, [two thousand eight hundred] *three thousand one hundred* dollars [($2,800)] *($3,100)* a year.

(c) Each supervisor, two thousand two hundred dollars ($2,200) a year for all services rendered as supervisor, as member of the board of equalization, and as road commissioner. Each supervisor shall also receive six cents ($0.06) for each mile traveled on county business, but not to exceed forty dollars ($40) in any one calendar month, and his actual and necessary traveling expenses when traveling by order of the board of supervisors on county business outside of the county.

(d) Grand jurors and trial jurors in the superior court shall receive six dollars ($6) for each day's attendance and mileage at the rate of thirty-five cents ($0.35) for each mile actually and necessarily traveled from their residences to the county seat in going only, to be allowed but once during each session the jurors are required to attend. The fees and mileage shall be paid by the treasurer of the county out of the general fund of the county upon warrants drawn by the county auditor upon the written order of the judge of the superior court."

Amendment No. 3

On page 1 of said bill, strike out lines 2 to 25, inclusive; and on page 2, strike out lines 1 to 4, inclusive.

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

REPORTS OF STANDING COMMITTEES

Committee on Livestock and Dairies

ASSEMBLY CHAMBER, SACRAMENTO, June 9, 1947

MR SPEAKER. Your Committee on Livestock and Dairies, to which was referred: Assembly Bill No. 1230

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

THORP, Chairman

Above reported bill ordered to second reading.

SECOND READING OF ASSEMBLY BILLS (BY UNANIMOUS CONSENT)

Assembly Bill No. 1230—An act to add Sections 305.2 and 305.4 to the Agricultural Code, relating to meat inspection.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Livestock and Dairies:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "add Sections 305.2 and 305.4 to", and insert "to amend Section 305 of".

Amendment No. 2

On page 1, line 1, of said bill, strike out "305.2 is added to", and insert "305 of".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 3

On page 1 of said bill, strike out all of lines 2 to 23, inclusive, and insert "Code is amended to read:

305 No establishment may be operated in the State for the purpose of slaughtering animals, or for the manufacture of meat food products unless such establishment is operated under federal inspection, state inspection, or approved municipal inspection.

No dressed carcasses of animals intended for food purposes, parts thereof, prepared meats or meat food products shall be sold, offered for sale, exposed for sale or [having] *had in* possession for sale within the State unless the same shall bear the

"Inspected and passed" stamp of an establishment operating under federal inspection, state inspection or approved municipal inspection.

This section shall be effective only in counties having a population of 28,000 or over."

Amendments read, ~~and adopted.~~

~~Bill ordered reprinted, and engrossed.~~

On June 10, 1947, the above record was expunged, and the action rescinded, whereby the Assembly on this day adopted the above committee amendments to Assembly Bill No. 1230.

REPORTS OF STANDING COMMITTEES

Committee on Public Health

ASSEMBLY CHAMBER, SACRAMENTO, June 9, 1947

MR. SPEAKER: Your Committee on Public Health, to which were referred:

Senate Bill No. 1259
Senate Bill No. 1462
Senate Bill No. 1574

Has had the same under consideration, and reports the same back with the recommendation. Do pass.

DEBS, Chairman

Above reported bills ordered to second reading.

SECOND READING OF SENATE BILLS (BY UNANIMOUS CONSENT)

Senate Bill No. 1259—An act to amend Sections 1403, 1415, and 1417, to repeal Section 1413 and to amend and renumber Section 1413.5, of the Health and Safety Code, to add Sections 432.6, 1419, 1420, and 1421 to the Health and Safety Code, and to amend Sections 211, 215, and 218, and to amend and renumber Section 117, of the Welfare and Institutions Code, relating to state licensing and supervision of public and private hospitals, institutions, and welfare functions, transferring jurisdiction over public hospitals from the Department of Social Welfare to the Department of Public Health, subjecting public hospitals to supervision and licensing by the Department of Public Health, and providing for reports by county boards of public welfare to the state departments having jurisdiction over the respective institutions and functions.

Bill read second time, and ordered to third reading.

Senate Bill No. 1462—An act to add Section 13118 to the Health and Safety Code, relating to containers storing inflammable materials.

Bill read second time, and ordered to third reading.

Senate Bill No. 1574—An act to add Section 32003.5 to the Health and Safety Code, relating to local hospital districts.

Bill read second time, and ordered to third reading.

REPORTS OF STANDING COMMITTEES

Committee on Governmental Efficiency and Economy

ASSEMBLY CHAMBER, SACRAMENTO, June 9, 1947

MR. SPEAKER: Your Committee on Governmental Efficiency and Economy, to which was referred:

Assembly Bill No. 753

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

FIELD, Chairman

Above reported bill ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, June 9, 1947

MR. SPEAKER: Your Committee on Governmental Efficiency and Economy, to which was referred:

Assembly Bill No. 2079

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

FIELD, Chairman

Above reported bill ordered to third reading.

Committee on Livestock and Dairies

ASSEMBLY CHAMBER, SACRAMENTO, June 9, 1947

MR. SPEAKER. Your Committee on Livestock and Dairies, to which was referred:

Senate Bill No. 692

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

THORP, Chairman

Above reported bill ordered to second reading..

SECOND READING OF SENATE BILLS (BY UNANIMOUS CONSENT)

Senate Bill No. 692—An act to amend Sections 542 and 543 of, and to add Section 542.1 to, the Agricultural Code, relating to pasteurized process and blended cheese and cheese products.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Livestock and Dairies:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "542 and 543", and insert "615, 616, and 617".

Amendment No. 2

In line 1 of the title of the printed bill, strike out "Section", and insert "Sections".

Amendment No. 3

In line 2 of the title of the printed bill, strike out "542.1", and insert "616.1 and 616.2".

Amendment No. 4

On page 1, line 1, of the printed bill, strike out "542", and insert "615".

Amendment No. 5

On page 1, line 3, of the printed bill, strike out "542. (a)", and insert "615".

Amendment No. 6

On page 1 of the printed bill, following line 12, insert
"SEC. 2. Section 616 of the Agricultural Code is amended to read.".

Amendment No. 7

On page 1, line 18, of the printed bill, strike out "(b)", and insert "616".

Amendment No. 8

On page 2 of the printed bill, preceding line 1, insert
"SEC. 3. Section 616.1 is hereby added to the Agricultural Code, to read:".

Amendment No. 9

On page 2, line 1, of the printed bill, strike out "(c)", and insert "616.1".

Amendment No. 10

On page 2, line 10, of the printed bill, strike out "542.1", and insert "616.2".

Amendment No. 11

On page 2, line 11, of the printed bill, strike out "542.1", and insert "616.2".

Amendment No. 12

On page 2, line 28, of the printed bill, strike out "543", and insert "617".

Amendment No. 13

On page 2, line 29, of the printed bill, strike out "543", and insert "617".

Amendment No. 14

On page 2, line 31, of the printed bill, strike out "Section 542", and insert "Sections 615 to 616.2 inclusive".

Amendment No. 15

On page 2, line 36, of the printed bill, strike out "Section 542", and insert "Sections 615 to 616.2 inclusive".

Amendments read, and adopted.

Bill ordered reprinted, and to third reading.

REPORTS OF STANDING COMMITTEES

Committee on Education

ASSEMBLY CHAMBER, SACRAMENTO, June 9, 1947

MR. SPEAKER: Your Committee on Education, to which were referred:

Assembly Bill No. 393
Assembly Bill No. 875
Assembly Bill No. 1037
Assembly Bill No. 1038
Assembly Bill No. 1302
Assembly Bill No. 1434

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be re-referred to Committee on Ways and Means.

DUNN, Chairman

Above reported bills re-referred to Committee on Ways and Means.

Committee on Livestock and Dairies

ASSEMBLY CHAMBER, SACRAMENTO, June 9, 1947

MR. SPEAKER: Your Committee on Livestock and Dairies, to which was referred:

Senate Bill No. 686

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

THORP, Chairman

Above reported bill ordered to second reading.

SECOND READING OF SENATE BILLS (BY UNANIMOUS CONSENT)

Senate Bill No. 686—An act to add Section 553.3 to the Agricultural Code, relating to evaporated chocolate milk.

Bill read second time, and ordered to third reading.

REPORTS OF STANDING COMMITTEES

Committee on Education

ASSEMBLY CHAMBER, SACRAMENTO, June 9, 1947

MR. SPEAKER: Your Committee on Education, to which were referred:

Assembly Bill No. 699
Assembly Bill No. 1799
Assembly Bill No. 1804

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

DUNN, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, June 9, 1947

MR. SPEAKER: Your Committee on Education, to which was referred:

Assembly Bill No. 1946

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, do pass, as amended, and re-refer to Committee on Ways and Means.

DUNN, Chairman

Above reported bill ordered to second reading.

SECOND READING OF ASSEMBLY BILLS (BY UNANIMOUS CONSENT)

Assembly Bill No. 1946—An act making an appropriation to the Teachers' Permanent Fund for the purposes of the State Teachers Retirement Law, limiting the expenditure thereof, and providing for the investment thereof, and the disposition of the increment thereon.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Education:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Teachers' Permanent", and insert "Retirement Annuity Fund of the State Teachers' Retirement System."

Amendment No. 2

In the title of the printed bill, strike out lines 2 to 5, inclusive.

Amendment No. 3

On page 1 of the printed bill, strike out lines 1 to 16, inclusive, and insert "SECTION 1. Out of any moneys in the State Treasury not otherwise appropriated, there is hereby appropriated to the Retirement Annuity Fund of the State Teachers' Retirement System the sum of two million eight hundred thousand dollars ($2,800,000) for operation of the State Teachers' Retirement System."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Speaker Presiding

At 4.45 p.m., Hon. Sam L. Collins, Speaker of the Assembly, presiding.

REPORTS OF STANDING COMMITTEES

Committee on Education

ASSEMBLY CHAMBER, SACRAMENTO, June 9, 1947

MR. SPEAKER: Your Committee on Education, to which was referred:

Assembly Bill No 1053

Has had the same under consideration, and reports the same back with amendments with the recommendation. Amend, and do pass, as amended.

DUNN, Chairman

Above reported bill ordered to second reading.

SECOND READING OF ASSEMBLY BILLS (BY UNANIMOUS CONSENT)

Assembly Bill No. 1053—An act to add Section 1596.1 to the Education Code and to amend Section 6358 of said code, relating to school districts.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Education:

Amendment No. 1

On page 2, line 29, of the printed bill, as amended in the Assembly on June 2, 1947, after "be", insert "posted or".

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

REPORTS OF STANDING COMMITTEES

Committee on Education

ASSEMBLY CHAMBER, SACRAMENTO, June 9, 1947

MR. SPEAKER: Your Committee on Education, to which were referred:

Assembly Bill No 865
Assembly Bill No. 1170

Has had the same under consideration, and reports the same back with amendments with the recommendation. Amend, and re-refer to the committee.

DUNN, Chairman

Above reported bills ordered to second reading.

SECOND READING OF ASSEMBLY BILLS (BY UNANIMOUS CONSENT)

Assembly Bill No. 865—An act to add Section 14382.5 to the Education Code, relating to the State Teacher's Retirement System, and providing for the inclusion therein of noncertificated employees of school districts.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Education:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "add Section 14382.5 to the Education", and insert "amend Section 20009.1 of and to add Chapter 4.5 to Part 3 of Division 5 of Title 2 of the Government".

Amendment No. 2

In line 2 of the title of said bill, strike out "Teachers' ", and insert "Employees' ".

Amendment No. 3

In line 3 of the title of said bill, strike out "noncertificated", and insert "certain".

Amendment No. 4

In line 4 of the title of said bill, strike out "school districts", and insert "the Public School System."

Amendment No. 5

On page 1 of said bill, strike out lines 1 to 5, inclusive, and insert

"SECTION 1. Section 20009.1 of the Government Code is amended to read:

20009.1. "Public agency" includes the office of county superintendent of schools with respect to its employees whose compensation is not paid from county funds, and with respect to employees of school districts within the jurisdiction of the superintendent which are not contracting agencies.

SEC. 2. Chapter 4.5 is added to said code, to read:

CHAPTER 4.5. COMPULSORY PUBLIC AGENCY MEMBERS

20580. Every county superintendent of schools shall enter into a contract with the board for the inclusion in this system of: (a) all of the employees of the office of county superintendent whose compensation is not paid from county funds; and (b) all of the employees of school districts within his jurisdiction, other than school districts which are contracting agencies, in respect to service rendered in a status in which they are not eligible for membership in the State Teachers' Retirement System. The effective date of each such contract shall be not later than July 1, 1949. For the purposes of this part such school district employees shall be considered to be employees of the county superintendent of schools having jurisdiction over the school district by which they are employed, and service to the district shall be considered as service to the county superintendent of schools.

20581. Except as otherwise provided in this chapter, all of the provisions of Chapter 4 of this part apply to contracts made pursuant to this chapter.

20582. Sections 20457 and 20458 do not apply to contracts made pursuant to this chapter.

20583. Whenever by any provision of this part an election is given to contracting agencies to subject themselves and their employees to provisions of this part otherwise not applicable to contracting agencies and their employees, contracts made pursuant to this chapter shall subject the contracting agency and its employees to the

provisions applicable to the State and state employees of the same or similar classes. The percentage of compensation allowed as credit to local miscellaneous members under this chapter for prior service established pursuant to Section 20835 shall be 100 percent.

20584. The county superintendent of schools shall allocate the costs of employer contributions to this system among the employers by whom the employees who become members of this system pursuant to this chapter are actually employed, and such contributions shall be paid from the respective funds from which the compensations of the respective members are paid."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1170—An act to add Article 4 to Chapter 15 of Division 7 of the Education Code, relating to district retirement salary plans.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Education:

Amendment No. 1

In the title of the printed bill, strike out lines 1 and 2, and insert

"An act to add Sections 667.1, 671.1, and 960 to the Welfare and Institutions Code, and to amend Section 671 of said code, all relating to the establishment and maintenance of schools in detention homes and juvenile homes and camps."

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 2

On page 1 of said bill, strike out lines 1 to 11, inclusive, and insert

"SECTION 1. Section 667.1 is added to the Welfare and Institutions Code, to read:

667.1. The board of supervisors may, by ordinance, provide that schools established and maintained pursuant to Section 667 shall be maintained by the county superintendent of schools in which case the county superintendent of schools shall have the same powers and duties with respect to such schools as the governing board of a school district would have were said schools maintained by the school district under the provisions of this article, and the county board of supervisors shall have the same powers with respect to such schools as though the schools were maintained by a school district under the provisions of this article.

SEC. 2. Section 671 of said code is amended to read:

671. The average daily attendance of each school shall be made up by dividing the total days' attendance thereof by the number of days school was actually taught in the regular day schools of the district during the school year. [The superintendent of schools of the county in which the juvenile hall is located shall allow one teacher for each 25 pupils, or fraction not less than five, in average daily attendance in the elementary school and shall add this number of teachers to the total number of teachers to which the elementary district is entitled under the provisions of the Education Code. The average daily attendance of the elementary school shall be added to the average daily attendance of such school district. The amount of money to be received by the high school district from the state and county school funds because of the maintenance of a secondary school at any juvenile hall shall be determined as in the case of other schools maintained by such district.] *The average daily attendance so computed for a school shall be added to the average daily attendance of the district maintaining the school.*

SEC. 3. Section 671.1 is added to said code, to read:

671.1. When an elementary school or high school is maintained by a county superintendent of schools in a detention home under the provisions of Section 667.1, the average daily attendance of pupils shall be computed as in the case of a school of like grade maintained by a school district and shall be credited to the county school service fund.

SEC. 4. Section 960 is added to said code, to read:

960. The board of supervisors may, by ordinance, direct the county superintendent of schools to establish and maintain public schools in any juvenile home or camp established in the county under this article of such grade or grades as may be,

in the judgment of the county superintendent of schools, necessary. The board of supervisors shall provide suitable buildings and equipment for such schools.

Such school or schools when established shall be maintained subject to and in accordance with all laws relating to schools maintained by a county superintendent of schools in a detention home under Article 5 of Chapter 1 of Part 1 of this code."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

REPORTS OF STANDING COMMITTEES

Committee on Livestock and Dairies

ASSEMBLY CHAMBER, SACRAMENTO, June 9, 1947

MR SPEAKER: Your Committee on Livestock and Dairies, to which was referred: Senate Bill No. 691

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

THORP, Chairman

Above reported bill ordered to second reading.

SECOND READING OF SENATE BILLS (BY UNANIMOUS CONSENT)

Senate Bill No. 691—An act to amend Section 545 of the Agricultural Code, relating to cheese.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Livestock and Dairies:

Amendment No. 1

In the title of the printed bill, strike out "Section 545", and insert "Sections 607, 608, 609, 610, 611, and 612".

Amendment No. 2

On page 1, line 1, of the printed bill, strike out "545", and insert "607".

Amendment No. 3

On page 1, line 3, of the printed bill, strike out "545", and insert "607".

Amendment No. 4

On page 1, line 3, of the printed bill, strike out "as follows:", and insert "described in Sections 608 to 614, inclusive".

Amendment No. 5

On page 1 of the printed bill, following line 3, insert

"SEC. 2. Section 608 of the Agricultural Code is amended to read:".

Amendment No. 6

On page 1, line 4, of the printed bill, strike out "(a)", and insert "608".

Amendment No. 7

On page 1 of the printed bill, following line 10, insert

"SEC. 3. Section 609 of the Agricultural Code is amended to read:".

Amendment No. 8

On page 1, line 11, of the printed bill, strike out "(b)", and insert "609".

Amendment No. 9

On page 1 of the printed bill, following line 15, insert

"SEC. 4. Section 610 of the Agricultural Code is amended to read:".

Amendment No. 10

On page 1, line 16, of the printed bill, strike out "(c)", and insert "610".

Amendment No. 11

On page 1 of the printed bill, following line 24, insert

"SEC. 5. Section 611 of the Agricultural Code is amended to read:".

Amendment No. 12

On page 1, line 25, of the printed bill, strike out "(d)", and insert "611".

Amendment No. 13

On page 2 of the printed bill, following line 2, insert
"SEC. 6. Section 612 of the Agricultural Code is amended to read:".

Amendment No. 14

On page 2, line 3, of the printed bill, strike out "(e)", and insert "612".

Amendment No. 15

On page 2 of the printed bill, strike out lines 10 to 27, inclusive.

Amendments read, and adopted.
Bill ordered reprinted, and to third reading.

REPORTS OF STANDING COMMITTEES

Committee on Governmental Efficiency and Economy

ASSEMBLY CHAMBER, SACRAMENTO, June 9, 1947

MR. SPEAKER: Your Committee on Governmental Efficiency and Economy, to which was referred:

Senate Bill No. 1261

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

FIELD, Chairman

Above reported bill ordered to second reading.

SECOND READING OF SENATE BILLS (BY UNANIMOUS CONSENT)

Senate Bill No. 1261—An act to amend Sections 22, 101, 111, and 201 of the Business and Professions Code, relating to the Department of Professional and Vocational Standards.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency and Economy:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "and 201", and insert "159, and 201".

Amendment No. 2

On page 2 of the printed bill, following line 28, insert
"SEC. 5. Section 159 is added to said code, to read:
159 The members and the executive officer of each board, agency, bureau, division, or commission have power to administer oaths and affirmations in the performance of any business of the board, and to certify to official acts."

Amendments read, and adopted.
Bill ordered reprinted, and to third reading.

REPORTS OF STANDING COMMITTEES

Committee on Public Utilities and Corporations

ASSEMBLY CHAMBER, SACRAMENTO, June 9, 1947

MR. SPEAKER: Your Committee on Public Utilities and Corporations, to which were referred:

Assembly Bill No. 1710
Assembly Bill No. 2269

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

ALLEN, Chairman

Above reported bills ordered to second reading.

SECOND READING OF ASSEMBLY BILLS (BY UNANIMOUS CONSENT)

Assembly Bill No. 1710—An act to add Section 385 to the Penal Code, relating to the prohibition of operations likely to cause contact with high voltage conductors.

Bill read second time, and ordered engrossed.

Assembly Bill No. 2269—An act to add Section 952.5 to the Municipal Utility District Act, relating to municipal utility districts.

Bill read second time, and ordered engrossed.

REPORTS OF STANDING COMMITTEES

Committee on Conservation, Planning, and Public Works

ASSEMBLY CHAMBER, SACRAMENTO, June 9, 1947

MR. SPEAKER. Your Committee on Conservation, Planning, and Public Works, to which was referred:

Assembly Bill No. 1377

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended

CRAMER, Vice Chairman
McMILLAN

Above reported bill ordered to second reading.

SECOND READING OF ASSEMBLY BILLS (BY UNANIMOUS CONSENT)

Assembly Bill No. 1377—An act to add Sections 101.1, 101.2, and 101.3 to the Streets and Highways Code, relating to signs at city limits on state highways.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Conservation, Planning, and Public Works:

Amendment No. 1

On page 1 of the printed bill, as amended in the Assembly on June 2, 1947, strike out lines 17 to 22, inclusive; and on page 2, strike out lines 1 to 10, inclusive, and insert

"(b) The department shall adopt specifications to provide for uniform signs of permanent character setting forth the information required in subdivision (a)."

Amendment No. 2

On page 2 of said bill, following line 23, insert

"SEC. 4. The signs required by Section 101.1 of the Streets and Highways Code as added by this act shall be placed as soon as may be practicable and convenient. It is the intention of the Legislature that the department shall have discretion as to the order of work and time in the original installation of such signs and it is not intended that all such signs must be installed at once."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

REPORTS OF STANDING COMMITTEES

Committee on Conservation, Planning, and Public Works

ASSEMBLY CHAMBER, SACRAMENTO, June 9, 1947

MR. SPEAKER: Your Committee on Conservation, Planning, and Public Works, to which was referred:

Assembly Bill No. 2128

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended

CRAMER, Vice Chairman
McMILLAN

Above reported bill ordered to second reading.

SECOND READING OF ASSEMBLY BILLS (BY UNANIMOUS CONSENT)

Assembly Bill No. 2128—An act to add Section 1737 to the Labor Code, relating to public works.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Conservation, Planning, and Public Works:

Amendment No. 1

On page 1, line 5, of the printed bill, after "work", insert "where competitive bids are required by law, and such bids have been submitted and have been rejected, and thereafter the work is done".

Amendment No. 2

On page 2, line 6, of the printed bill, after the comma, insert "once,".

Amendment No. 3

On page 1, line 7, of the printed bill, before "cost", insert "total".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

REPORTS OF STANDING COMMITTEES

Committee on Public Morals

ASSEMBLY CHAMBER, SACRAMENTO, June 9, 1947

MR SPEAKER: Your Committee on Public Morals, to which was referred:

Assembly Bill No. 2450

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

THOMPSON, Chairman

Above reported bill ordered to third reading.

Committee on Livestock and Dairies

ASSEMBLY CHAMBER, SACRAMENTO, June 9, 1947

MR. SPEAKER: Your Committee on Livestock and Dairies, to which was referred:

Senate Bill No. 684

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

THORP, Chairman

Above reported bill ordered to second reading.

SECOND READING OF SENATE BILLS (BY UNANIMOUS CONSENT)

Senate Bill No. 684—An act to add Section 560.2 to the Agricultural Code, relating to cream dressing.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Livestock and Dairies:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "560.2", and insert "637.1".

Amendment No. 2

On page 1, line 1, of the printed bill, strike out "560.2", and insert "637.1".

Amendment No. 3

On page 1, line 3, of the printed bill, strike out "560.2", and insert "637.1".

Amendments read, and adopted.

Bill ordered reprinted, and to third reading.

REPORTS OF STANDING COMMITTEES

Committee on Education

ASSEMBLY CHAMBER, SACRAMENTO, June 9, 1947

MR. SPEAKER: Your Committee on Education, to which were referred:

Assembly Bill No. 2287
Assembly Bill No. 2626

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

DUNN, Chairman

Above reported bills ordered to second reading.

SECOND READING OF ASSEMBLY BILLS (BY UNANIMOUS CONSENT)

Assembly Bill No. 2287—An act to amend Section 20452 of the Education Code, relating to teacher-training courses and the granting of degrees.

Bill read second time, and ordered engrossed.

Assembly Bill No. 2626—An act to authorize the State Department of Education to aid and assist in the development and conduct of a program of aviation education inaugurated by the Civil Air Patrol, and making an appropriation therefor.

Bill read second time, and ordered engrossed.

REPORTS OF STANDING COMMITTEES

Committee on Livestock and Dairies

ASSEMBLY CHAMBER, SACRAMENTO, June 9, 1947

MR. SPEAKER: Your Committee on Livestock and Dairies, to which was referred:

Senate Bill No. 693

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

THORP, Chairman

Above reported bill ordered to second reading.

SECOND READING OF SENATE BILLS (BY UNANIMOUS CONSENT)

Senate Bill No. 693—An act to amend Sections 545.5, 546, and 547 of, and to add Section 548 to, the Agricultural Code, relating to cheese.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Livestock and Dairies:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "545.5, 546, and 547", and insert "621, 618, and 620."

Amendment No. 2

In line 2 of the title of the printed bill, strike out "548", and insert "620.5."

Amendment No. 3

On page 1, line 1, of the printed bill, strike out "545.5", and insert "621."

Amendment No. 4

On page 1, line 3, of the printed bill, strike out "545.5", and insert "621."

Amendment No. 5

On page 1, line 3, of the printed bill, strike out "541 and", and insert "605 and Sections 608 to 614 inclusive."

Amendment No. 6

On page 1, line 4, of the printed bill, strike out "545."

Amendment No. 7

On page 1, line 6, of the printed bill, strike out "546", and insert "618."

Amendment No. 8

On page 1, line 7, of the printed bill, strike out "546", and insert "618."

Amendment No. 9

On page 1, line 7, of the printed bill, strike out "varie-", and insert "herein."

Amendment No. 10

On page 1, line 8, of the printed bill, strike out "ties."

Amendment No. 11

On page 1, line 11, of the printed bill, strike out "547", and insert "620."

Amendment No. 12

On page 1, line 12, of the printed bill, strike out "547", and insert "620."

Amendment No. 13

On page 1, line 13, of the printed bill, strike out "Section 542", and insert "Sections 615 to 616.2 inclusive."

Amendment No. 14

On page 2, line 9, of the printed bill, strike out "548", and insert "620.5."

Amendment No. 15

On page 2, line 10, of the printed bill, strike out "548", and insert "620.5."

Amendments read, and adopted.

Bill ordered reprinted, and to third reading.

REPORTS OF STANDING COMMITTEES

Committee on Public Morals

ASSEMBLY CHAMBER, SACRAMENTO, June 9, 1947

MR. SPEAKER: Your Committee on Public Morals, to which were referred:

Assembly Bill No. 1811
Assembly Bill No. 2343
Assembly Bill No. 2408

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

THOMPSON, Chairman

Above reported bills ordered to second reading.

SECOND READING OF ASSEMBLY BILLS (BY UNANIMOUS CONSENT)

Assembly Bill No. 1811—An act to add a new section to be numbered 55.9 to the Alcoholic Beverage Control Act, relating to credit terms.

Bill read second time, and ordered engrossed.

Assembly Bill No. 2343—An act to add Section 19566 to the Business and Professions Code, prohibiting the sale of alcoholic beverages at places where horse race meetings are held.

Bill read second time, and ordered engrossed.

Assembly Bill No. 2408—An act to add Article 11 to Chapter 4 of Division 9 of the Business and Professions Code, relating to the submission to the voters of any county of the question whether or not horse racing on which wagering is conducted shall be permitted in the county.

Bill read second time, and ordered engrossed.

REPORTS OF STANDING COMMITTEES

Committee on Livestock and Dairies

ASSEMBLY CHAMBER, SACRAMENTO, June 9, 1947

MR. SPEAKER: Your Committee on Livestock and Dairies, to which was referred:

Senate Bill No. 687

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

THORP, Chairman

Above reported bill ordered to second reading.

SECOND READING OF SENATE BILLS (BY UNANIMOUS CONSENT)

Senate Bill No. 687—An act to add Section 559.5 to the Agricultural Code, relating to fermented milk.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Livestock and Dairies:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "559.5", and insert "637.5".

Amendment No. 2

On page 1, line 1, of the printed bill, strike out "559.5" and insert "637 5".

Amendment No. 3

On page 1, line 3, of the printed bill, strike out "559.5", and insert "637.5".

Amendments read, and adopted.

Bill ordered reprinted, and to third reading.

REPORTS OF STANDING COMMITTEES

Committee on Transportation and Commerce

ASSEMBLY CHAMBER, SACRAMENTO, June 9, 1947

MR. SPEAKER: Your Committee on Transportation and Commerce, to which was referred:

Assembly Bill No. 2064

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be re-referred to Committee on Ways and Means.

BURNS, Chairman

Above reported bill re-referred to Committee on Ways and Means.

Committee on Livestock and Dairies

ASSEMBLY CHAMBER, SACRAMENTO, June 9, 1947

MR. SPEAKER: Your Committee on Livestock and Dairies, to which was referred:

Senate Bill No. 688

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

THORP, Chairman

Above reported bill ordered to second reading.

SECOND READING OF SENATE BILLS (BY UNANIMOUS CONSENT)

Senate Bill No. 688—An act to amend Section 469.5 of the Agricultural Code, relating to milk and cream.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Livestock and Dairies:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "469.5", and insert "457".

Amendment No. 2

On page 1, line 1, of the printed bill, strike out "469 5", and insert "457".

Amendment No. 3

On page 1, line 3, of the printed bill, strike out "649 5", and insert "457".

Amendments read, ~~and adopted.~~
~~Bill ordered reprinted, and to third reading.~~

On June 10, 1947, the above record was expunged, and the action rescinded, whereby the Assembly on this day adopted committee amendments to Senate Bill No. 688.

REPORTS OF STANDING COMMITTEES

Committee on Transportation and Commerce

ASSEMBLY CHAMBER, SACRAMENTO, June 9, 1947

MR. SPEAKER: Your Committee on Transportation and Commerce, to which was referred:

Assembly Bill No. 2245

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee on Ways and Means.

BURNS, Chairman

Above reported bill ordered to second reading.

SECOND READING OF ASSEMBLY BILLS (BY UNANIMOUS CONSENT)

Assembly Bill No. 2245—An act to amend Section 269 of the Vehicle Code, relating to drivers' licenses.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Transportation and Commerce:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Section 269", and insert "Sections 277 and 381".

Amendment No. 2

On page 1, line 1, of the printed bill, strike out "269", and insert "277".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 3

On page 1 of the printed bill, strike out lines 3 to 27, inclusive, and insert

"277. Expiration of Chauffeur's License. Every chauffeur's license hereafter issued shall expire four years after the date of issuance. *Every chauffeur's license issued on or after September 15, 1943, shall expire four years from the date of issuance shown thereon. Every chauffeur's license heretofore issued shall expire at the date fixed*

in the license as issued except that chauffeur's licenses issued from September 15, 1943, to September 15, 1945, both dates inclusive, shall expire four years from the date of issuance shown thereon. [Every chauffeur's license heretofore issued shall expire at the date fixed in the license as issued or six months after the cessation of hostilities in the present war in which the United States is engaged, as declared by the President or the Congress of the United States, whichever time is later. Every chauffeur's license issued during the year 1936 shall expire at midnight on March 31, 1938, and every chauffeur's license issued during the year 1937 prior to the effective date hereof shall expire at midnight on March 31, 1939.]

SEC. 2. Section 381 of said code is amended to read:

381. Fee for *Operator's or* Chauffeur's License [Upon application for a chauffeur's license there shall be paid the department a fee of one dollar ($1).] *Upon application for an operator's or chauffeur's license there shall be paid the department a fee of two dollars ($2) and upon an application for the renewal of an operator's or chauffeur's license there shall be paid the department a fee of two dollars ($2). For the purposes of this section every application for an operator's or chauffeur's license shall be deemed to be an original application unless the applicant can establish that he has held a valid California operator's or chauffeur's license within a period of one year prior to the date of application. The payment of the fee for an operator's or chauffeur's application shall entitle the applicant to three examinations within a period of six months.*

The terms "operator's license" and "chauffeur's license" as used in this section include all licenses of every kind issued under Division 4 of this code.

SEC. 3 The sum of seventy-five thousand dollars ($75,000) is hereby appropriated to the Department of Motor Vehicles from the Motor Vehicle Support Fund to pay the cost arising from the collection of fees on operator's and chauffeur's licenses.

SEC. 4. This act, inasmuch as it provides for a tax levy shall, under the provisions of Article 4, Section 1, of the Constitution, take effect immediately and shall become operative July 1, 1947."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

REPORTS OF STANDING COMMITTEES

Committee on Public Morals

ASSEMBLY CHAMBER, SACRAMENTO, June 9, 1947

MR. SPEAKER: Your Committee on Public Morals, to which was referred:

Assembly Bill No. 2135

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

THOMPSON, Chairman

Above reported bill ordered to second reading.

SECOND READING OF ASSEMBLY BILLS (BY UNANIMOUS CONSENT)

Assembly Bill No. 2135—An act to amend Sections 2 and 61.2 of, and to add 18.1 to the Alcoholic Beverage Control Act, relating to the sale of alcoholic beverages.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Public Morals:

Amendment No. 1

Strike out line 1 of the title of the printed bill, and insert
"An act to amend Section 2 of the".

Amendment No. 2

On page 4, line 4, of said bill, before the period, insert "whenever open for business and where there are actual and substantial sales of food".

Amendment No. 3

On page 5 of said bill, strike out lines 8 to 42, inclusive.

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

REPORTS OF STANDING COMMITTEES

Committee on Governmental Efficiency and Economy

ASSEMBLY CHAMBER, SACRAMENTO, June 9, 1947

MR. SPEAKER: Your Committee on Governmental Efficiency and Economy, to which was referred:

Assembly Bill No. 1296

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

FIELD, Chairman

Above reported bill ordered to third reading.

Committee on Judiciary

ASSEMBLY CHAMBER, SACRAMENTO, June 7, 1947

MR. SPEAKER: Your Committee on Judiciary, to which were referred:

Assembly Bill No. 1764
Assembly Bill No. 2311
Assembly Bill No. 2441
Assembly Bill No. 2446

Respectfully reports the same back without recommendation.

BROWN, Chairman

Above bills ordered to second reading.

SECOND READING OF ASSEMBLY BILLS (BY UNANIMOUS CONSENT)

Assembly Bill No. 1764—An act to amend Section 685 of the Code of Civil Procedure, relating to execution of judgments.

Bill read second time, and ordered engrossed.

Assembly Bill No. 2311—An act to add Section 354 to the Penal Code, relating to sale of admission tickets.

Bill read second time, and ordered engrossed.

Assembly Bill No. 2441—An act to amend Sections 1534 and 1535 of the Probate Code, relating to guardians and wards in respect to rules governing sales proceedings.

Bill read second time, and ordered engrossed.

Assembly Bill No. 2446—An act to amend Section 1461.3 of the Probate Code, relating to proceedings for appointment of guardians for insane and incompetent persons in a state institution.

Bill read second time, and ordered engrossed.

REPORTS OF STANDING COMMITTEES

Committee on Transportation and Commerce

ASSEMBLY CHAMBER, SACRAMENTO, June 9, 1947

MR. SPEAKER: Your Committee on Transportation and Commerce, to which was referred:

Assembly Bill No. 1257

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

BURNS, Chairman

Above reported bill ordered to second reading.

SECOND READING OF ASSEMBLY BILLS (BY UNANIMOUS CONSENT)

Assembly Bill No. 1257—An act to add Sections 124.5 and 585.3 to the Vehicle Code, relating to towing car service on the Yolo Causeway, a part of State Highway Route 6.

Bill read second time, and ordered engrossed.

Assembly Bill No. 926—An act to amend Section 19622.5 to the Business and Professions Code, and Section 73.5 to the Agricultural Code, relating to junior agricultural fairs, and making an appropriation.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Agriculture:

Amendment No. 1

In lines 1 and 2 of the title of the printed bill, strike out "amend Section 19622.5 to the Business and Professions Code, and", insert "repeal".

Amendment No. 2

In lines 3 and 4 of the title of said bill, strike out "making an appropriation", and insert "providing for the use of funds heretofore appropriated for such fairs".

Amendment No. 3

On page 1 of said bill, strike out lines 1 to 18, inclusive, and insert

"SECTION 1. Section 73.5 of the Agricultural Code is repealed.

SEC. 2. Any unexpended balance of any appropriations heretofore made to the State Agricultural Society for the support of an annual junior agricultural fair is hereby made available for expenditure for support of the State Fair"

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

ANNOUNCEMENT OF COMMITTEE MEETINGS

It was announced that the following committees would hold meetings:

At 2 p.m., today—

Public Health.

Judiciary.

At 3 p.m., today—

Municipal and County Government.

Public Utilities and Corporations.

At 8 p m., today—

Fish and Game.

Finance and Insurance.

Industrial Relations.

GUESTS EXTENDED PRIVILEGE OF ASSEMBLY FLOOR

On request of Mr. Hahn, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Preston C. Combs, Harvard University, and Mr. and Mrs. L. W. Combs of Los Angeles.

On request of Messrs. Conrad and Huyck, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Miss Jane Brown of West Hollywood.

On request of Mr. Price, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Eugene Mueller of Upland.

On request of Messrs. Ralph C. Dills and Clayton A. Dills, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mr. and Mrs. Carl Jenkins, Beth Jenkins, and Johnnie Jenkins of Amarillo, Texas.

ADJOURNMENT

At 4.50 p.m., on motion of Mr. Dickey, the Speaker declared the Assembly adjourned until 9 a.m., Tuesday, June 10, 1947.

SAM L. COLLINS, Speaker

GERALDINE B. HADSELL, Minute Clerk

CALIFORNIA LEGISLATURE
FIFTY-SEVENTH (GENERAL) SESSION

ASSEMBLY DAILY JOURNAL

EIGHTY-FIFTH LEGISLATIVE DAY
ONE HUNDRED FIFTY-SIXTH CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO
Tuesday, June 10, 1947

The Assembly met at 9 a.m.
Hon. Sam L. Collins, Speaker of the Assembly, presiding.
Chief Clerk Arthur A. Ohnimus at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr Speaker—79.

Quorum present.

PRAYER

Upon invitation of the Speaker, the following prayer was offered by the Rev. T. H. Markham:

Offering and Prayer of St Ignatius Loyola

Take, O Lord, and receive all my liberty, my memory, my understanding and my whole will. Thou hast given me all that I am and all that I possess: I surrender it all to Thee that Thou mayest dispose of it according to Thy will. Give me only Thy love and Thy grace; with these I will be rich enough, and will have no more to desire—AMEN.

READING OF THE JOURNAL DISPENSED WITH

On motion of Mr. Butters, further reading of the Journal of the previous legislative day was dispensed with.

COMMUNICATIONS

By the Chief Clerk:

The following communication was received, read, and ordered printed in the Journal:

STATE OF CALIFORNIA
DEPARTMENT OF PUBLIC WORKS
Sacramento, June 6, 1947

Mr. Arthur A Ohnimus, Chief Clerk, Assembly
State Capitol, Sacramento 14, California

DEAR SIR: Under terms of Senate Concurrent Resolution No. 34 of the Fifty-seventh General Session of the California Legislature for 1947, the State Department of Public Works was requested to make a study and survey of motor vehicle traffic over the Benicia-Martinez Ferry and to report its findings to the Secretary of the Senate and the Chief Clerk of the Assembly on or before June 10, 1947.

In accordance with the instructions contained in the resolution, a copy of the "Report on the Study of Traffic Warrants for a Benicia-Martinez Bridge" is attached

A copy of this report has also been mailed to Mr. Joseph A. Beek, Secretary of the Senate

I am pleased to transmit to you this information as requested by the Legislature.

Very truly yours,

C. H PURCELL
Director of Public Works

Above mentioned report being temporarily held at the desk for examination by interested members.

REPORTS OF STANDING COMMITTEES

Committee on Public Health

ASSEMBLY CHAMBER, SACRAMENTO, June 9, 1947

MR. SPEAKER. Your Committee on Public Health, to which was referred:

Assembly Bill No. 2290

Has had the same under consideration, and reports the same back with the recommendation. Do pass

DEBS, Chairman

Above reported bill ordered to third reading.

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, June 10, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 2026

And reports the same correctly re-engrossed.

WEBER, Chairman

Above reported bill ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, June 10, 1947

MR SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1752

And reports the same correctly re-engrossed.

WEBER, Chairman

Above reported bill ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, June 10, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 533
Assembly Bill No. 635
Assembly Bill No. 1257
Assembly Bill No. 1528
Assembly Bill No. 1764
Assembly Bill No 2110
Assembly Bill No 2287
Assembly Bill No. 2311
Assembly Bill No. 2343
Assembly Bill No 2408
Assembly Bill No 2441
Assembly Bill No. 2446
Assembly Bill No. 2483
Assembly Bill No. 2540
Assembly Bill No. 2626
Assembly Bill No. 2662
Assembly Bill No. 2706
Assembly Bill No. 2707
Assembly Bill No. 2716

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

CONSIDERATION OF DAILY FILE

THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 2026—An act to add Chapter 6 to Division 20 of the Health and Safety Code and to amend Section 599c of the Penal Code and Section 17 of an act entitled "An act for the more effectual prevention of cruelty to animals," approved March 20, 1874, relating to the prevention of cruelty to animals.

Bill read third time.

Motion to Amend

Mr. Kilpatrick moved the adoption of the following amendment:

Amendment No. 1

On page 11 of the printed bill, as amended, after line 8, insert

"SEC. 13. If the poundkeeper, or anyone in his employ, shall knowingly sell by auction or otherwise or give any impounded animal to any person, firm, corporation, association, medical college or university of the State for the purpose of animal experimentation, the offender shall be guilty of a misdemeanor.

Any person, firm or corporation who, by or through fraud, misrepresentation, coercion or threats, induces any violation of the foregoing provisions, shall also be guilty of a misdemeanor.

SEC. 14. Any person violating any of the provisions of Sections 43 to 46, inclusive, of this article, shall be deemed guilty of a misdemeanor, and, upon conviction thereof, shall be punished by a fine of not less than five dollars ($5) nor more than fifty dollars ($50), or by imprisonment in the county jail not less than twenty-four (24) hours nor more than ten (10) days, or by both such fine and imprisonment."

Amendment read, and adopted

Bill ordered reprinted, and re-engrossed.

UNFINISHED BUSINESS

NOTICE OF MOTION TO RECONSIDER SENATE BILL NO. 787 WAIVED

Mr. Beck waived his notice of motion to reconsider the vote whereby Senate Bill No. 787 was passed.

Senate Bill No. 787 ordered transmitted to the Senate.

MOTION TO WITHDRAW ASSEMBLY BILL NO. 196 FROM COMMITTEE

In compliance with a notice given on a previous day, Mr. Cooke moved that Assembly Bill No. 196 be withdrawn from the Committee on Civil Service and State Personnel, and be placed upon the file.

The roll was called, ~~and the motion carried by the following vote:~~

PRINTER'S NOTE—There being no 7-point strikeout type available, the following roll call, which should appear in strikeout type, is indicated by being inclosed within brackets:

[AYES—Anderson, Beck, Bennett, Berry, Blosser, Brown, Burns, Butters, Clarke, Collier, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dolwig, Doyle, Elliott, Erwin, Fletcher, Gaffney, Hinckley, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McMillan, Niehouse, Robertson, Silliman, Stanley, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—45

NOES—Burke, Caldecott, Cramer, Gannon, Grunsky, and McCollister—6.]

On this day, the above record was expunged, and the action rescinded, whereby Senate Bill No. 196 was withdrawn from the Committee on Civil Service and State Personnel, and placed upon the file.

Speaker Pro Tempore Presiding

At 9.25 a.m., Hon. Thomas A. Maloney, Speaker pro Tempore of the Assembly, presiding.

MOTION TO WITHDRAW ASSEMBLY BILL NO. 200 FROM COMMITTEE

In compliance with a notice given on a previous day, Mr. Cooke moved that Assembly Bill No. 200 be withdrawn from the Committee on Civil Service and State Personnel, and be placed upon the file.

The roll was called, and the motion lost by the following vote:

AYES—Anderson, Bennett, Berry, Burns, Butters, Cooke, Crowley, Lester T. Davis, Elliott, Fletcher, Gaffney, Heisinger, Hinckley, Hinton, Huyck, Kilpatrick, Lowrey, McMillan, Niehouse, Robertson, Stanley, Waters, and Weber—23.

NOES—Blosser, Burke, Caldecott, Carey, Clarke, Collier, Cramer, Crichton, M Philip Davis, Erwin, Gannon, Grunsky, James, Johnson, Loomis, Luckel, Maloney, McCollister, Sherwin, Silliman, Thompson, Thorp, and Thurman—23.

MOTION TO EXPUNGE RECORD AND RESCIND ACTION ON VOTE WHEREBY ASSEMBLY BILL NO. 196 WAS WITHDRAWN FROM COMMITTEE

Mr. Cooke moved that the record be expunged, and the action rescinded, on the vote whereby Assembly Bill No. 196 was, this day, withdrawn from the Committee on Civil Service and State Personnel.

Mr. Thurman seconded the motion.

The roll was called, and the motion carried by the following vote:

AYES—Bennett, Berry, Blosser, Brown, Burke, Burns, Butters, Clarke, Collier, Conrad, Cooke, Crowley, Lester T Davis, M Philip Davis, Debs, Elliott, Fletcher, Gaffney, Gannon, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kilpatrick, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, Robertson, Silliman, Stanley, Stewart, Thorp, Thurman, Weber, Wollenberg, and Mr. Speaker—44

NOES—Lowrey—1.

MOTION TO WITHDRAW ASSEMBLY BILLS NOS. 196, 200, AND 201 FROM COMMITTEE WAIVED

Mr. Cooke waived his notices of motion to withdraw Assembly Bills Nos. 196, 200, and 201 from the Committee on Civil Service and State Personnel, and have them placed upon the file.

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS (RESUMED)
CONSIDERATION OF SENATE AMENDMENTS

Assembly Bill No. 998—An act to amend Sections 520 and 10129 of the Insurance Code, relating to assignment of insurance policies.

The question being: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 998?

Amendment No. 1

On page 1 of the printed bill, as amended April 9, 1947, strike out lines 10 to 14, inclusive, and insert "life policies, to group disability policies, or to individual disability policies providing a benefit for loss of time and which are non-cancellable and guaranteed renewable for not less than five years, when any of such group life policies, group disability policies or individual disability policies expressly provide that benefits payable thereunder".

The roll was called, and the Assembly concurred in Senate amendment to Assembly Bill No. 998 by the following vote:

AYES—Anderson, Bennett, Berry, Blosser, Brown, Burke, Burns, Caldecott, Clarke, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, Debs, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Sherwin, Silliman, Stanley, Stewart, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—56.

NOES—None.

Assembly Bill No. 998 ordered enrolled.

Assembly Bill No. 1904—An act to provide for the sale of certain real property of the State held for the use of Pacific Colony, and appropriating the proceeds thereof for the benefit of Pacific Colony.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 1904?

Amendment No. 1

On page 1, line 12, of the printed bill, after "purchase", insert ", subject to the provisions of "The Property Acquisition Act",".

Amendment No. 2

On page 1, line 15, of the printed bill, as amended in the Senate on May 28, 1947, strike out "augmentation", and insert "addition to".

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 1904 by the following vote:

AYES—Anderson, Bennett, Berry, Blosser, Brown, Burke, Burns, Butters, Caldecott, Clarke, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Loomis, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, Robertson, Sherwin, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—57

NOES—None.

Assembly Bill No. 1904 ordered enrolled.

NOTICE OF MOTION TO WITHDRAW ASSEMBLY BILL NO. 2680 FROM COMMITTEE

Mr. Elliott gave notice that on the second legislative day he would move to withdraw Assembly Bill No. 2680 from the Committee on Governmental Efficiency and Economy, and have it placed upon the file.

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS (RESUMED)
CONSIDERATION OF SENATE AMENDMENTS

Assembly Bill No. 860—An act to amend Sections 3906, 3908, and 3910 of, and to add Section 3913 to, the Revenue and Taxation Code, relating to the correlative rights of taxing agencies.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 860?

Amendment No. 1

On page 2, line 12, of the printed bill, strike out "at least".

Amendment No. 2

On page 2 of said bill, strike out lines 14 to 17, inclusive, and insert "none, then by posting copies of the notice in three public places in the county."

Amendment No. 3

On page 2, line 21, of said bill, strike out ", or, if no address is known for him, then at".

Amendment No. 4

On page 2, line 22, of said bill, strike out "the county seat".

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 860 by the following vote:

AYES—Anderson, Bennett, Berry, Blosser, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Loomis, Lowrey, Luckel, Lyons, Maloney, Miller, Niehouse, Price, Robertson, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—61.

NOES—None.

Assembly Bill No. 860 ordered enrolled.

Speaker Presiding

At 9.45 a.m., Hon. Sam L. Collins, Speaker of the Assembly, presiding.

Vote Recorded by Unanimous Consent on Concurrence in Senate Amendments to Assembly Bill No. 860

Because of a defect in the voting machine, Mr. Butters' "aye" vote on concurrence to Senate amendments to Assembly Bill No. 860 was not recorded.

By unanimous consent, Speaker Collins ordered that the name of Mr. Butters be placed upon the roll, and that he be recorded as voting "aye."

Assembly Bill No. 147—An act to amend Sections 453, 623.5, 640, and 650.6 of the Vehicle Code, relating to persons and equipment engaged in highway work, declaring the urgency thereof and providing that this act shall take effect immediately.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 147?

Amendment No. 1

In line 1 of the title of the printed bill, as amended in the Assembly on April 18, 1947, following "453," insert "607.7,".

Amendment No. 2

On page 1, line 11, of said bill, strike out "persons", and insert "public employees and publicly owned".

Amendment No. 3

On page 1 of said bill, between lines 15 and 16, insert

"SEC. 2. Section 607.7 of the Vehicle Code is amended to read:

607.7. Authorized Emergency Vehicles. Any vehicle owned by the State and equipped and used for either fighting fire on, or towing *or servicing* other vehicles on or over, a vehicular crossing or the approaches thereto shall be deemed and is hereby classified as an authorized emergency vehicle while on such vehicular crossing or the approaches thereto."

Amendment No. 4

On page 1, line 16, of said bill, strike out "SEC. 2.", and insert "SEC. 3."

Amendment No. 5

On page 2, line 8, of said bill, strike out "SEC. 3.", and insert "SEC. 4."

Amendment No. 6

On page 2, line 38, of said bill, strike out "SEC. 4.", and insert "SEC. 5."

Amendment No. 7

On page 3, line 12, of said bill, strike out "SEC. 5.", and insert "SEC. 6."

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 147 by the following vote:

AYES—Anderson, Bennett, Blosser, Brown, Burke, Burns, Butters, Caldecott, Carey, Collier, George D. Collins, Conrad, Cramer, Crichton, Lester T. Davis, Debs, Dickey, Doyle, Elliott, Erwin, Evans, Field, Fletcher, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Knight, Loomis, Lowrey, Luckel, Maloney, McMillan, Miller, Niehouse, Price, Robertson, Sherwin, Silliman, Stanley, Stewart, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—56.

NOES—None.

Assembly Bill No. 147 ordered enrolled.

Assembly Bill No. 450—An act to amend Section 255 of the Revenue and Taxation Code, relating to affidavits for exemptions.

The question being: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 450?

Amendment No. 1

On page 1, line 3, of the printed bill, strike out "225", and insert "255".

The roll was called, and the Assembly concurred in Senate amendment to Assembly Bill No. 450 by the following vote:

AYES—Anderson, Bennett, Blosser, Brown, Burke, Burns, Butters, Caldecott, Carey, Collier, George D. Collins, Conrad, Cramer, Crichton, Lester T Davis, Debs, Dickey, Doyle, Elliott, Erwin, Evans, Field, Fletcher, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Knight, Loomis, Lowrey, Luckel, Maloney, McMillan, Miller, Niehouse, Price, Robertson, Sherwin, Silliman, Stanley, Stewart, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—56.

NOES—None.

Assembly Bill No. 450 ordered enrolled.

Assembly Bill No. 2034—An act to provide for the term of office of water conservation district directors.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 2034?

Amendment No. 1

In line 1 of the title of the printed bill, as amended in the Assembly on April 3, 1947, strike out "amend Section 5"; strike out lines 2, 3, and 4 of said title; and in line 5 of said title, strike out "to", and insert "provide for the term of office of".

Amendment No. 2

On page 1 of said bill, strike out line 1, and insert

"SECTION 1. The term of office of a member of the board of directors of any water conservation district organized and existing under the laws of this State shall be that provided for in the act creating the district If the term for which a director was elected or appointed expires without a successor having been elected or appointed as provided by law, such director shall hold over for a full term or until a successor is elected or appointed and qualifies for the office."

Amendment No. 3

On page 1 of said bill, strike out lines 2 to 25, inclusive; and strike out all of page 2.

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 2034 by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brown, Burke, Burns, Butters, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field,

Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Knight, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Sherwin, Sillman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—67.

NOES—None.

Assembly Bill No. 2034 ordered enrolled.

APPOINTMENT OF SELECT COMMITTEE

Speaker Collins announced the appointment of Messrs. Stanley, Hinton, and Cooke as a Select Committee to escort to the rostrum the Hon. Josef M. Winiewicz, Polish Ambassador to the United States of America.

RECESS

At 9.50 a.m., on motion of Mr. Dickey, the Assembly recessed until 9.59 a.m., to hear remarks from the Hon. Josef H. Winiewicz, Ambassador from Poland to the United States of America.

REASSEMBLED

At 9.59 a.m., the Assembly reconvened.

Hon. Sam L. Collins, Speaker of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

COMMUNICATIONS

By the Chief Clerk:

The following communication was received, read, and ordered printed in the Journal:

STATE OF CALIFORNIA, DEPARTMENT OF FINANCE
BUILDINGS AND GROUNDS DIVISION, SACRAMENTO, June 9, 1947

Assembly Post Office
State Capitol, Sacramento, California

GENTLEMEN: It has been reported to this office by the police officer on duty that parties associated with the Assembly have been leaving packages at the main entrance of the Capitol Building by the mail box. The mail collector picks up first class mail only at these boxes, and will not take any packages which are left at this place.

Please, in the future, deposit any packages for mailing in the trough provided for this purpose directly in front of the south elevator on the basement floor of the Capitol Building. The postal authorities will appreciate your cooperation in this matter.

Very truly yours,

JUSTIN G. CHILD, Chief
M. L. ROGERS, Chief Office Building Engineer

UNANIMOUS CONSENT GRANTED THAT RECORD BE EXPUNGED AND ACTION RESCINDED WHEREBY AMENDMENTS WERE ADOPTED, ON MONDAY, JUNE 9, 1947, TO ASSEMBLY BILL NO. 1230 AND SENATE BILL NO. 688

Because of errors, Speaker Collins, by unanimous consent, ordered the record expunged, and the action rescinded, whereby amendments were adopted to Assembly Bill No. 1230 and Senate Bill No. 688 on Monday, June 9, 1947; and that they should be corrected as follows:

Amendments Corrected

Assembly Bill No. 1230—An act to add Sections 305.2 and 305.4 to the Agricultural Code, relating to meat inspection.

Amendment No. 1

In line 1 of the title of the printed bill, strike out "add Sections 305.2 and 305.4 to", and insert "amend Section 305 of".

Amendment No. 2

On page 1, line 1, of said bill, strike out "305.2 is added to", and insert "305 of".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 3

On page 1 of said bill, strike out all of lines 2 to 23, inclusive, and insert "Code is amended to read:

305. No establishment may be operated in the State for the purpose of slaughtering animals, or for the manufacture of meat food products unless such establishment is operated under federal inspection, state inspection, or approved municipal inspection.

No dressed carcasses of animals intended for food purposes, parts thereof, prepared meats or meat food products shall be sold, offered for sale, exposed for sale or [having] *had in* possession for sale within the State unless the same shall bear the "Inspected and passed" stamp of an establishment operating under federal inspection, state inspection or approved municipal inspection.

This section shall be effective only in counties having a population of 28,000 or over.

Amendments read, as corrected, and adopted.

Bill ordered reprinted, and engrossed.

Senate Bill No. 688—An act to amend Section 469.5 of the Agricultural Code, relating to milk and cream.

Amendment No. 1

In line 1 of the title of the printed bill, strike out "469.5", and insert "457".

Amendment No. 2

On page 1, line 1, of the printed bill, strike out "469.5", and insert "457".

Amendment No. 3

On page 1, line 3, of the printed bill, strike out "469.5", and insert "457".

Amendments read, as corrected, and adopted.

Bill ordered reprinted, and to third reading.

COMMUNICATIONS

By the Chief Clerk.

The following communication was received, read, and ordered printed in the Journal:

WAR DEPARTMENT, OFFICE OF THE CHIEF OF ENGINEERS
WASHINGTON 25, D. C., June 5, 1947

Mr. Arthur A. Ohnimus, Chief Clerk
Assembly, California Legislature
Sacramento, California

DEAR MR. OHNIMUS: This office has received by reference from the Secretary of War a copy of the resolution adopted on May 14, 1947 by the Assembly of the State of California urging that immediate steps be taken to follow the recommendations of the District Engineer at Los Angeles, California, to correct beach erosion at Anaheim Bay, California.

As you know, the Corps of Engineers in response to an item contained in Section 7 of the River and Harbor Act approved July 24, 1946, has underway a preliminary examination and survey report of the "Harbor at Anaheim Bay, California, with a view to shore protection." In connection with the field investigations, the District Engineer at Los Angeles, California, held a public hearing on February 5, 1947, at Seal Beach, California, to obtain the views of all known interested parties concerning the erosion problem. The Division Engineer of the South Pacific Division, and the District Engineer have recently submitted their report on the preliminary

examination which is favorable to a detailed survey of the locality. This report is now before the Beach Erosion Board for review and recommendation regarding a survey prior to submission of a report to Congress on the erosion of this shore.

At the present time there is no authority available which would permit the expenditure of federal funds to provide shore protective works at this locality. Federal participation in the construction of such works as may be warranted requires the specific approval of Congress after completion of studies provided for by law. You may be sure that the Corps of Engineers' report will be completed in the shortest possible time in order that its findings may be submitted to Congress.

In order that the Beach Erosion Board may know of the interest of the State of California in the authorized investigation now underway at Anaheim Bay, I am pleased to refer a copy of the California Assembly's resolution to the Beach Erosion Board

FOR THE CHIEF OF ENGINEERS:
Sincerely yours,

RICHARD L. JEWETT
Lt. Col., Corps of Engineers
Deputy Chief of Civil Works
for Rivers and Harbors

RECESS

At 10 a.m., on motion of Mr. Dickey, the Assembly recessed until 2 p.m.

REASSEMBLED

At 2 p.m., the Assembly reconvened.

Hon. Sam. L. Collins, Speaker of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, June 10, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to:

Senate Bill No. 715
Senate Bill No. 39
Senate Bill No. 344

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, June 10, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 996

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bill ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, June 10, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1215

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bill ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, June 10, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1811
Assembly Bill No. 2713

And reports the same correctly engrossed

WEBER, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, June 10, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1332

And reports the same correctly re-engrossed.

WEBER, Chairman

Above reported bill ordered to third reading.

RE-REFERENCE OF BILLS

By order of the Speaker, the following bill was withdrawn from the file, and re-referred as follows:

Assembly Bill No. 1332 re-referred to Committee on Public Health.

UNANIMOUS CONSENT GRANTED THAT GROUP BE PERMITTED TO USE ASSEMBLY CHAMBER

By unanimous consent, the request of the Boy's State Commission of the American Legion, for permission to use the Assembly Chamber, on Thursday, June 26, 1947, was granted, for the purpose of allowing them to present their annual inauguration of the Boy's State Governor, and members of the Boy's State Legislature, and to conduct their meeting.

REPORTS OF STANDING COMMITTEES

Committee on Ways and Means

ASSEMBLY CHAMBER, SACRAMENTO, June 10, 1947

MR. SPEAKER: Your Committee on Ways and Means, to which were referred:

Assembly Bill No. 1028

Assembly Bill No. 2546

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

WOLLENBERG, Chairman

Above reported bills ordered to third reading.

Committee on Education

ASSEMBLY CHAMBER, SACRAMENTO, June 10, 1947

MR. SPEAKER: Your Committee on Education, to which was referred:

Assembly Bill No. 1316

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

DUNN, Chairman

Above reported bill ordered to third reading.

Committee on Public Morals

ASSEMBLY CHAMBER, SACRAMENTO, June 10, 1947

MR. SPEAKER: Your Committee on Public Morals, to which was referred:

Assembly Bill No. 2234

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

THOMPSON, Chairman

Above reported bill ordered to third reading

Committee on Finance and Insurance

ASSEMBLY CHAMBER, SACRAMENTO, June 9, 1947

MR. SPEAKER: Your Committee on Finance and Insurance, to which was referred:

Assembly Bill No. 2424

Has had the same under consideration, and reports the same back with the recommendation Do pass, and be re-referred to Committee on Ways and Means.

GEDDES, Chairman

Above reported bill re-referred to Committee on Ways and Means.

Committee on Conservation, Planning, and Public Works

ASSEMBLY CHAMBER, SACRAMENTO, June 10, 1947

MR. SPEAKER: Your Committee on Conservation, Planning, and Public Works, to which was referred:

Assembly Bill No. 1829

Has had the same under consideration, and reports the same back with the recommendation. Do pass, and be re-referred to Committee on Ways and Means.

CRAMER, Vice Chairman
McMILLAN

Above reported bill re-referred to Committee on Ways and Means.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, June 10, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day respectfully refused to concur in Assembly amendments to:

Senate Bill No. 315—An act to amend the heading of Chapter 1 of Division 4 and Sections 3300 and 3301 of the Health and Safety Code, to amend and renumber Section 3300a thereof to be Section 3300.5, to repeal Sections 3100 and 3101 and Chapter 3 of Division 4 thereof, comprising Sections 3325 and 3326, to add Sections 3301.5 and 3301.6 thereto, and to amend and renumber the heading of Chapter 4 of Division 4 thereof to be Chapter 3 thereof, relating to state grants-in-aid to counties, cities and counties, and cities for the treatment and care of persons suffering from tuberculosis, and declaring the urgency thereof, to take effect immediately;

And appointed Senators Dilworth, Sutton, and Cunningham, as a Committee on Conference to meet a like committee from the Assembly.

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

APPOINTMENT OF COMMITTEE ON CONFERENCE CONCERNING SENATE BILL NO. 315

The Speaker announced the appointment of Messrs. Beck, Erwin, and Blosser as a Committee on Conference concerning Senate Bill No. 315.

REPORTS OF STANDING COMMITTEES

Committee on Conservation, Planning, and Public Works

ASSEMBLY CHAMBER, SACRAMENTO, June 9, 1947

MR. SPEAKER: Your Committee on Conservation, Planning, and Public Works, to which was referred:

Assembly Bill No. 1979

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

CRAMER, Vice Chairman
McMILLAN

Above reported bill ordered to second reading.

SECOND READING OF ASSEMBLY BILLS (BY UNANIMOUS CONSENT)

Assembly Bill No. 1979—An act to amend Sections 55, 61, 66, and 73 of, and to add Sections 25 and 73.5 to, the Conservation and Planning Act, relating to planning.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Conservation, Planning, and Public Works:

Amendment No. 1

In lines 3 and 4 of the title of the printed bill, as amended in the Assembly on May 23, 1947, strike out "66, and 73 of, and to add Sections 25, and 73.5", and insert "and 66 of, and to add Section 25".

Amendment No. 2

On page 2, line 22, of said bill, strike out "Conservation and Planning", and insert "Planning and Conservation".

Amendment No. 3

On page 2, lines 27 and 28, of said bill, strike out "Conservation and Planning", and insert "Planning and Conservation".

Amendment No. 4

On page 3 of said bill, strike out lines 14 to 51, inclusive.

Amendment No. 5

On page 4, line 1, of said bill, strike out "SEC. 7. Sections 1, 2, 3, 4, 5, and 6", and insert

"SEC. 5. Sections 1, 2, 3, and 4".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

REPORTS OF STANDING COMMITTEES

Committee on Fish and Game

ASSEMBLY CHAMBER, SACRAMENTO, June 9, 1947

MR. SPEAKER: Your Committee on Fish and Game, to which was referred:

Assembly Bill No. 1363

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

ERWIN, Chairman

Above reported bill ordered to second reading.

SECOND READING OF ASSEMBLY BILLS (BY UNANIMOUS CONSENT)

Assembly Bill No. 1363—An act to amend Section 949 of the Fish and Game Code, relating to nets.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Fish and Game:

Amendment No. 1

On page 1 of the printed bill, strike out lines 3 to 7, inclusive, and insert

"949. Fyke nets made of cotton twine, the meshes of which are not less than two and one-half inches in length; provided, however, a one-half-inch tolerance of mesh size be allowed in used nets, with entrance at small end of funnels of fykes not to exceed 22 inches in circumference, and hoops not to exceed 22 feet in circumference on round hoops, nor more than five and one-half feet in greatest breadth on rectangular frames, may be used in Districts 3, 12A, 12B, and 12C to take catfish, carp, pike, hardheads, and suckers between September 1st and April 30th."

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

REPORTS OF STANDING COMMITTEES

Committee on Military Affairs

ASSEMBLY CHAMBER, SACRAMENTO, June 10, 1947

MR. SPEAKER: Your Committee on Military Affairs, to which were referred:

Assembly Bill No. 84
Assembly Bill No. 296
Assembly Bill No. 300

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

McCOLLISTER, Chairman

Above reported bills ordered to second reading.

SECOND READING OF ASSEMBLY BILLS (BY UNANIMOUS CONSENT)

Assembly Bill No. 84—An act to amend Section 18540 of the Government Code, relating to veterans' preference in state civil service.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Military Affairs:

Amendment No. 1

On page 1, line 26, of the printed bill, as amended in the Assembly on June 2, 1947, after "served", strike out "in any", and insert "only in an".

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 296—An act to amend Section 890 of the Military and Veterans Code, relating to veterans' dependents.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Military Affairs:

Amendment No. 1

In line 3 of the title of the printed bill, as amended in the Assembly on June 4, 1947, after "dependents", insert "and declaring the urgency thereof, to take effect immediately".

Amendment No. 2

On page 1 of said bill, after line 18, insert

"SEC. 2. This act is hereby declared to be an urgency measure necessary for the immediate preservation of the public peace, health or safety within the meaning of Section 1 of Article IV of the Constitution and shall therefore go into immediate effect. A statement of the facts constituting such necessity is as follows:

Many educational institutions will have commenced their regular fall semesters prior to the expiration of 90 days following the final adjournment of the 1947 Regular General Session of the Legislature. It is necessary that this act take effect immediately to prevent the forfeiture of educational opportunities or half year to full year delays in the education of veterans' dependents of a class authorized aid by this act."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 300—An act to amend Sections 800 and 980 of the Military and Veterans Code, relating to veterans' aid and welfare.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Military Affairs:

Amendment No. 1

On page 3, line 25, of the printed bill, as amended in the Assembly on June 2, 1947, strike out "in any", and insert "only in an".

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

REPORTS OF STANDING COMMITTEES

Committee on Finance and Insurance

ASSEMBLY CHAMBER, SACRAMENTO, June 9, 1947

MR. SPEAKER: Your Committee on Finance and Insurance, to which was referred: Assembly Bill No. 1912

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

GEDDES, Chairman

Above reported bill ordered to second reading.

SECOND READING OF ASSEMBLY BILLS (BY UNANIMOUS CONSENT)

Assembly Bill No. 1912—An act to amend Sections 1648.3, 1676, 1677, and 1677.5 of, and to repeal Sections 1677.1 and 1679.2 of the Insurance Code, relating to insurance.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Finance and Insurance:

Amendment No. 1

In the title of the printed bill, as amended June 4, 1947, strike out lines 1 and 2, and insert

"An act to amend Sections 1676 and 1677.5 of the Insurance".

Amendment No. 2

On page 1 of said bill, strike out lines 1 to 21, inclusive; and on page 2, strike out lines 1 to 33, inclusive, and insert

"SECTION 1. Section 1676 of the Insurance Code is amended to read:".

Amendment No. 3

On page 2, line 36, of said bill, strike out "a cer-"; strike out lines 37 to 43, inclusive; and in line 44, strike out "SEC. 5." and insert "to an applicant who has never theretofore held or been named in a license or certificate of convenience a certificate of convenience, operative for a period not extending beyond three months from issuance permitting such applicant to act as agent, or solicitor, as the case may be, pending the fulfillment of the examination requirements. Such certificate does not permit the holder thereof to transact insurance, nor to participate directly or indirectly in any commission paid thereunder or therefor, covering himself or any person specified in Section 760.

SEC. 2."

Amendment No. 4

On page 3 of said bill, strike out line 5.

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

REPORTS OF STANDING COMMITTEES

Committee on Social Welfare

ASSEMBLY CHAMBER, SACRAMENTO, June 10, 1947

MR. SPEAKER: Your Committee on Social Welfare, to which was referred: Assembly Bill No. 273

Has had the same under consideration, and reports the same back with the recommendation: Do pass, as amended, and be re-referred to Committee on Ways and Means.

NIEHOUSE, Chairman

Above reported bill ordered to second reading.

SECOND READING OF ASSEMBLY BILLS (BY UNANIMOUS CONSENT)

Assembly Bill No. 273—An act to amend Section 3087 of the Welfare and Institutions Code, relating to aid to the needy blind.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Social Welfare:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "amend Section 3087", and insert "add Chapter 1.5 to Division 1".

Amendment No. 2

Strike out lines 2 to 4, inclusive, of the title of said bill, and insert "Code, making an appropriation for public assistance comprising aid to the aged, aid to the needy blind, and aid to needy children, to be expended under the conditions and upon the terms specified therein, and declaring the urgency thereof, to take effect immediately."

Amendment No. 3

On page 1 of said bill, strike out line 1, and insert

"SECTION 1. Chapter 1.5 is added to Division 1 of the Welfare and Institutions Code, *to read:*

CHAPTER 1.5. WELFARE EMERGENCY FINANCING

145. The purpose of this chapter is to provide for the continued operation of the state plans for aid to the aged, the needy blind, and needy children in the event that federal assistance therefor is temporarily delayed or not available, without the changes and modifications in such plans provided for in this code as a consequence of the withdrawal of federal assistance for such aid from this State.

145.1. As used in this chapter "joint public assistance" means the aid to needy children, aid to the aged, and aid to the blind provided pursuant to Chapter 1 of Part 2 of Division 2, Chapter 1 of Division 3, and Chapter 1 of Part 1 of Division 5 of this code, and "eligible recipient" means any person eligible for such joint public assistance under said chapters.

145.2. The Governor may, within 15 days prior to the commencement of any fiscal quarter or during any fiscal quarter, proclaim the existence of a period of welfare emergency, whenever he finds as facts all of the following:

(a) Assistance to this State for joint public assistance is provided for by the Federal Social Security Act or other federal legislation.

(b) This State has qualified to receive federal assistance for joint public assistance, and has not been notified that further payment of such federal assistance will not be made because of the failure of this State to comply with the requirements of the federal legislation.

(c) Federal assistance to this State for joint public assistance for the entire fiscal quarter has not been received, and it is improbable that such federal assistance will be received by this State prior to the usual time for transmitting such federal assistance to the counties of this State

Any period of welfare emergency proclaimed by the Governor pursuant to this section shall commence on the date of the proclamation by the Governor, and shall continue until federal assistance is received by this State for joint public assistance for the first quarter following the date of the proclamation, or until the commencement of the second quarter following said date, whichever first occurs. In no event shall any period of welfare emergency continue for more than four calendar months, nor shall any subsequent period of welfare emergency be proclaimed unless federal assistance has been received by this State for each prior fiscal quarter commencing during any prior period of welfare emergency.

145.3. Out of any money in the State Treasury not otherwise appropriated, there is hereby appropriated each month to every county within this State for joint public assistance to eligible recipients, an amount, as estimated by the State Department of Social Welfare, equal to the aggregate amount of federal assistance payable to this State under federal law for joint public assistance to eligible recipients within the county This appropriation is in addition to any other appropriation to the counties of the State for joint public assistance or for any aid within the definition of joint public assistance.

Payment of the sums appropriated by this section shall be made in the manner provided by Section 2188 of this code.

This section shall be operative only during periods of welfare emergency duly proclaimed by the Governor pursuant to Section 145.2.

145.4. The sums appropriated by Section 145.3 shall be considered for all the purposes of Chapter 1 of Division 1, Chapter 1 of Part 2 of Division 2, Chapter 1 of Division 3, and Chapter 1 of Part 1 of Division 5, of this code, to be "federal assistance" and "grants in aid" from the United States Government for aid to needy children, aid to the aged, and aid to the needy blind, respectively, and shall not be considered to be state moneys or appropriations from the State Treasury for the purposes of those chapters. All such sums shall be subject to all of the provisions of said chapters applicable to funds received by this State from the United States Government, and all of the provisions of said chapters shall be construed and applied in every respect as if such funds had been in fact received by this State from the United

States Government. However, none of such sums shall be considered for any purpose to be federal assistance or grants for the cost of administering joint public assistance.

14553. Whenever federal assistance to this State for joint public assistance for any period of welfare emergency during which sums appropriated by Section 14552 have been expended is received by this State, any sums appropriated by Section 14552 which have theretofore been expended for joint public assistance pursuant to this chapter shall be repaid to the State from the funds so received, and deposited in the General Fund in the State Treasury to the credit of the appropriation made by Section 14552 of the Welfare and Institutions Code.

SEC. 2. This act is hereby declared to be an urgency measure necessary for the immediate preservation of the public peace, health, or safety within the meaning of Section 1 of Article IV of the Constitution and shall therefore go into immediate effect. A statement of the facts constituting such necessity is as follows:

Many thousands of needy persons in this State are dependent for the necessities of life upon the continued receipt of aid to the aged, aid to the needy blind, and aid to needy children. The sudden deprivation of such persons of such aid would result in widespread hardship and suffering, and so imperil the public health and safety.

Numerous provisions of the state laws governing such aid, including provisions relative to the amounts thereof and eligibility therefor, are applicable only if, when, and during such times as federal assistance or grants for such aid are made available to this State, but such provisions were enacted in contemplation of the granting and subsequent permanent withdrawal of federal aid, and were not intended by the Legislature to provide for changes in the state program in the event of temporary delays or interruptions in the provision of federal funds. Inasmuch as the Congress has not yet appropriated the moneys for such federal assistance for the period beginning July 1, 1947, a temporary delay or interruption in the provision of such assistance is imminent. To prevent substantial modification in the state plans for aid to the aged, aid to the blind, and aid to needy children in consequence of such interruption, and the suffering and injury to the public health which would result therefrom, it is necessary that this act take effect immediately."

Amendment No. 4

On page 1 of said bill, strike out lines 2 to 24, inclusive; and on page 2, strike out lines 1 to 12, inclusive.

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

REPORTS OF STANDING COMMITTEES

Committee on Finance and Insurance

ASSEMBLY CHAMBER, SACRAMENTO, June 9, 1947

MR. SPEAKER: Your Committee on Finance and Insurance, to which was referred:

Assembly Bill No. 33

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

GEDDES, Chairman

Above reported bill ordered to second reading.

SECOND READING OF ASSEMBLY BILLS (BY UNANIMOUS CONSENT)

Assembly Bill No. 33—An act to add Section 10115 to the Insurance Code, relating to life insurance policies.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Finance and Insurance:

Amendment No. 1

On page 1 of the printed bill, as amended in the Assembly on May 14, 1947, strike out lines 3 to 24, inclusive; and on page 2, strike out lines 1 to 31, inclusive, and insert

"10115. When a payment is made equal to the full first premium at the time an application for life insurance other than group life insurance is signed by the applicant and either (1) the applicant receives at that time a receipt for said payment on a form prepared by the insurer, or (2) the insurer receives the said payment

at its home office, branch office, or the office of one of its general agencies, and in either case the application is approved by the insurer for the issuance by it of a policy of life insurance on the plan and for the class of risk and amount of insurance applied for, and the person to be insured dies on or after the date of the application, on or after the date of the medical examination, if any, and on or after any date specially requested for the policy to take effect, whichever is later, but before such policy is issued and delivered, the insurer shall pay such amount as would have been due under the terms of the policy in the same manner as if such policy had been issued and delivered on the date the application was signed by the applicant."

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

REPORTS OF STANDING COMMITTEES

Committee on Finance and Insurance

ASSEMBLY CHAMBER, SACRAMENTO, June 9, 1947

MR. SPEAKER: Your Committee on Finance and Insurance, to which were referred:

Senate Bill No. 535
Senate Bill No. 901
Senate Bill No. 1100

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

GEDDES, Chairman

Above reported bills ordered to second reading.

SECOND READING OF SENATE BILLS (BY UNANIMOUS CONSENT)

Senate Bill No. 535—An act to amend Section 5001 of the Labor Code, relating to compromises and releases of workmen's compensation liability.

Bill read second time, and ordered to third reading.

Senate Bill No. 901—An act to add new sections to the Insurance Code to be numbered 700.01 and 700.02, relating to the classes of insurance business incorporated insurers may be admitted to transact.

Bill read second time, and ordered to third reading.

Senate Bill No. 1100—An act to add a new Section 451.1 to the California Unemployment Insurance Act, relating to unemployment compensation disability insurance.

Bill read second time, and ordered to third reading.

REPORTS OF STANDING COMMITTEES

Committee on Fish and Game

ASSEMBLY CHAMBER, SACRAMENTO, June 10, 1947

MR. SPEAKER: Your Committee on Fish and Game, to which was referred:

Senate Bill No. 1241

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

ERWIN, Chairman

Above reported bill ordered to second reading.

SECOND READING OF SENATE BILLS (BY UNANIMOUS CONSENT)

Senate Bill No. 1241—An act to amend Section 1065 of the Fish and Game Code, relating to sardines.

Bill read second time, and ordered to third reading.

REPORTS OF STANDING COMMITTEES

Committee on Finance and Insurance

ASSEMBLY CHAMBER, SACRAMENTO, June 9, 1947

MR. SPEAKER: Your Committee on Finance and Insurance, to which were referred:

Assembly Bill No. 1833
Assembly Bill No. 1824

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

GEDDES, Chairman

Above reported bills ordered to second reading.

SECOND READING OF ASSEMBLY BILLS (BY UNANIMOUS CONSENT)

Assembly Bill No. 1833—An act to amend Section 3209.3 of the Labor Code, relating to medical services in workmen's compensation and disability insurance cases.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1824—An act to amend Section 10202.7 of the Insurance Code, relating to group life insurance.

Bill read second time, and ordered engrossed.

REPORTS OF STANDING COMMITTEES

Committee on Livestock and Dairies

ASSEMBLY CHAMBER, SACRAMENTO, June 9, 1947

MR. SPEAKER: Your Committee on Livestock and Dairies, to which was referred:

Senate Bill No. 690

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

THORP, Chairman

Above reported bill ordered to second reading.

SECOND READING OF SENATE BILLS (BY UNANIMOUS CONSENT)

Senate Bill No. 690—An act to amend Section 479 of, and to add Section 479.5 to, the Agricultural Code, relating to milk drinks.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Livestock and Dairies:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in the Senate on April 24, 1947, strike out "479", and insert "464".

Amendment No. 2

In line 1 of the title of the printed bill, strike out "479.5", and insert "464.5".

Amendment No. 3

On page 1, line 1, of the printed bill, strike out "479", and insert "464".

Amendment No. 4

On page 1 of the printed bill, strike out lines 3 to 8, inclusive, and insert "464. When served by any school, hospital, hotel, boarding house, restaurant, soda fountain, lunch counter or other place where food or drink is served to the public, market milk shall be served in the individual service bottle or container which has been filled and capped or sealed in a milk room, properly designed and equipped as approved by the director, the cap or seal of which shall not be removed except in the presence of the consumer or patron."

Amendment No. 5

On page 1, line 9, of the printed bill, strike out "479.5", and insert "464.5".

Amendment No. 6

On page 1, line 10, of the printed bill, strike out "479.5", and insert "464.5".

Amendments read, and adopted.

Bill ordered reprinted, and to third reading.

REPORTS OF STANDING COMMITTEES

Committee on Military Affairs

ASSEMBLY CHAMBER, SACRAMENTO, June 10, 1947

MR. SPEAKER: Your Committee on Military Affairs, to which were referred:

Assembly Bill No. 73
Senate Bill No. 603

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

McCOLLISTER, Chairman

Above reported bills ordered to second reading.

SECOND READING OF ASSEMBLY BILLS (BY UNANIMOUS CONSENT)

Assembly Bill No. 73—An act to amend Section 981.8 of the Military and Veterans Code, relating to educational assistance to veterans.

Bill read second time, and ordered engrossed.

SECOND READING OF SENATE BILLS (BY UNANIMOUS CONSENT)

Senate Bill No. 603—An act to repeal the California State Guard Act of 1943, added by Statutes of 1943, Chapter 295, Par. 4; to repeal Sections 560 to 589, inclusive, of the Military and Veterans Code, relating to the organization, administration, control, employment and discipline of the California State Guard, providing for privileges, benefits, compensation and insurance for State Guardsmen, and to reserve and continue all claims, demands, rights, benefits, privileges or causes of action that have accrued under the provisions of Sections 572, 575, 576, 577, 578, 588, and 589 and to reserve all disciplinary power as to offenses heretofore committed including all authority granted by Sections 571 and 585 and to provide for the liquidation of the property, accounts, funds, assets and affairs of the California State Guard.

Bill read second time, and ordered to third reading.

REPORTS OF STANDING COMMITTEES

Committee on Ways and Means

ASSEMBLY CHAMBER, SACRAMENTO, June 10, 1947

MR. SPEAKER: Your Committee on Ways and Means, to which were referred:

Assembly Bill No. 212
Assembly Bill No. 405
Assembly Bill No. 431
Assembly Bill No. 2221
Assembly Bill No. 2598

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

WOLLENBERG, Chairman

Above reported bills ordered to second reading.

SECOND READING OF ASSEMBLY BILLS (BY UNANIMOUS CONSENT)

Assembly Bill No. 212—An act making an appropriation to the Division of Beaches and Parks, Department of Natural Resources, for the acquisition of land as part of the State Park System.

Bill read second time, and ordered engrossed.

Assembly Bill No. 405—An act making an appropriation in augmentation of the appropriation in Item 39 of the Budget Act of 1945, for support of the Department of Agriculture, to take effect immediately.

Bill read second time, and ordered engrossed.

Assembly Bill No. 431—An act making an appropriation in augmentation of the appropriation in Item 43 of the Budget Act of 1945, for additional support of the Poultry Improvement Commission, to take effect immediately.

Bill read second time, and ordered engrossed.

Assembly Bill No. 2221—An act making an appropriation to the Department of Education for the acquisition of real property for the San Francisco State College.

Bill read second time, and ordered engrossed.

Assembly Bill No. 2598—An act making an appropriation for the support of the State Fire Marshal, to take effect immediately.

Bill read second time, and ordered engrossed.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, June 10, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1763

And reports the same correctly re-engrossed.

WEBER, Chairman

Above reported bill ordered to third reading.

Committee on Judiciary

ASSEMBLY CHAMBER, SACRAMENTO, June 10, 1947

MR. SPEAKER: Your Committee on Judiciary, to which was referred:

Assembly Bill No. 1866

Has had the same under consideration, and reports the same back without recommendation.

BROWN, Chairman

Above reported bill ordered to second reading.

SECOND READING OF ASSEMBLY BILLS (BY UNANIMOUS CONSENT)

Assembly Bill No. 1866—An act to amend Section 1184e of the Code of Civil Procedure, relating to the garnishment of contractors' moneys.

Bill read second time, and ordered engrossed.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, June 10, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1447

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bill ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, June 10, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1867—An act to add Section 7080.1 to the Business and Professions Code, relating to certification of records by the Registrar of Contractors;

Assembly Bill No. 1868—An act to add Section 1771.5 to the Labor Code, relating to legal holidays on public works;

And reports that the same have been correctly enrolled, and presented to the Governor on the tenth day of June, 1947, at 2 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 10, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1331—An act to amend Section 731a of the Code of Civil Procedure, relating to the use of injunction against a nuisance in industrial or commercial zones;

Assembly Bill No. 1388—An act to amend Section 65 of, and to repeal Section 66.5 of the Fish and Game Code, relating to districts;

Assembly Bill No. 1600—An act to amend Section 11 of Chapter 788, Statutes of 1937, as amended, relating to the caravaning of vehicles;

And reports that the same have been correctly enrolled, and presented to the Governor on the tenth day of June, 1947, at 2 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 10, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 732—An act to add Section 1203.13 to the Penal Code, relating to the duties of the probation officer;

Assembly Bill No. 876—An act to add Section 1873 to the Civil Code, relating to lost property;

Assembly Bill No. 933—An act to amend Section 4041.13 of the Political Code and Section 25501 of the Government Code, relating to powers of boards of supervisors;

And reports that the same have been correctly enrolled, and presented to the Governor on the tenth day of June, 1947, at 2 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 10, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 628—An act to amend Sections 2850, 2851, and 2853 of the Health and Safety Code and to add Section 2854 to said code, relating to pest abatement districts;

Assembly Bill No. 629—An act to add Sections 2225 and 2226 to the Health and Safety Code, relating to names of mosquito abatement districts;

Assembly Bill No. 653—An act to amend Section 15 of the Personal Property Brokers Act as revised by Chapters 952 and 1044 of the Statutes of 1939, relating to books and records;

And reports that the same have been correctly enrolled, and presented to the Governor on the tenth day of June, 1947, at 2 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 10, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 146—An act to amend Sections 480 and 501 of the Vehicle Code, relating to offenses involving injury to persons;

Assembly Bill No. 158—An act to amend Section 599 of, and to add Section 58 to, the Vehicle Code, relating to inflammable liquids and vehicles transporting the same;

Assembly Bill No. 168—An act to amend Sections 459.1, 529, 533, 541, 544, 552, 588, 589.5, 592.1, 596.4, 596.5, and 737 of, to add Sections 560.1, 564.1, 589.6, 596.6, and 601.5 to, the Vehicle Code, relating to the parking, standing and operation of vehicles and the rights and obligations of pedestrians;

And reports that the same have been correctly enrolled, and presented to the Governor on the tenth day of June, 1947, at 2 p.m.

WEBER, Chairman

Committee on Agriculture

ASSEMBLY CHAMBER, SACRAMENTO, June 9, 1947

MR. SPEAKER: Your Committee on Agriculture, to which was referred:

Assembly Bill No. 2715

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

CLARKE, Chairman

Above reported bill ordered to second reading.

SECOND READING OF ASSEMBLY BILLS (BY UNANIMOUS CONSENT)

Assembly Bill No. 2715—An act to amend Section 80 of the Agricultural Code, relating to agricultural districts.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Agriculture:

Amendment No. 1

In line 1 of the title of the printed bill, after "of", insert ", and to add Section 80.5 to,".

Amendment No. 2

In line 2 of the title of said bill, after "districts", insert ", creating a new agricultural district and regulating the conduct of agricultural fairs therein".

Amendment No. 3

On page 3 of said bill, after line 17, insert

"SEC. 2. No agricultural fair shall be conducted by a district agricultural association in Agricultural District 53 unless and until there has been transferred to such association by the Board of Supervisors of Alameda County or by the Alameda County Fair Association or by both the property of the Alameda County Fair."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

REPORTS OF STANDING COMMITTEES

Committee on Judiciary

ASSEMBLY CHAMBER, SACRAMENTO, June 10, 1947

MR. SPEAKER: Your Committee on Judiciary, to which were referred:

Assembly Bill No. 2704

Assembly Bill No. 1298

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

BROWN, Chairman

Above reported bills ordered to second reading.

SECOND READING OF ASSEMBLY BILLS (BY UNANIMOUS CONSENT)

Assembly Bill No. 2704—An act to amend Section 737gg of the Political Code, relating to salaries of superior court judges.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Judiciary:

Amendment No. 1

On page 1, line ___, of the printed bill, strike out the blank, and insert "ten thousand dollars ($10,000)".

Amendment read.

Amendments to Assembly Bill No. 2704 Corrected by Unanimous Consent

By unanimous consent, the above amendment to Assembly Bill No. 2704 was ordered corrected, by the Speaker, as follows:

Amendment No. 1

On page 1, line 5, of the printed bill, strike out the blank, and insert "ten thousand dollars ($10,000)".

Amendment read, as corrected, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1298—An act to amend Section 737qq of the Political Code, relating to salary of superior court judges.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Section 737qq", and insert "Sections 737qq and 737d".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 2

On page 1 of said bill, after line 6, insert

"SEC. 2. Section 737d of said code is amended to read:

737d. The annual salary of the judge of the Superior Court in and for the County of Butte is [*eight thousand five hundred dollars ($8,500)*] *ten thousand dollars ($10,000).*"

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

REPORTS OF STANDING COMMITTEES

Committee on Judiciary

ASSEMBLY CHAMBER, SACRAMENTO, June 10, 1947

MR. SPEAKER: Your Committee on Judiciary, to which were referred,

Assembly Bill No. 1588
Assembly Bill No. 1589

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

BROWN, Chairman

Above reported bills ordered to second reading.

SECOND READING OF ASSEMBLY BILLS (BY UNANIMOUS CONSENT)

Assembly Bill No. 1588—An act to add Section 262 to the Code of Civil Procedure, relating to the retirement of employees and attaches of the superior court.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Judiciary:

Amendment No. 1

On page 1, line 7, of the printed bill, after the period, insert "Where such action is taken by any county or city and county said employees and attaches shall be subject to all of the provisions of such local retirement system."

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1589—An act to amend Section 20012 of the Government Code, relating to the retirement of employees and attaches of the superior court.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Judiciary:

Amendment No. 1

On page 1 of the printed bill, strike out lines 13 to 15, inclusive, and insert "(b) Any person in the employ of any contracting agency, and for the purposes of the State Employees' Retirement Law, and where a county or city and county becomes a contracting agency, the employees and attaches of the superior court of the State of California in and for said county or city and county shall be considered employees of the contracting agency."

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

REPORTS OF STANDING COMMITTEES

Committee on Finance and Insurance

ASSEMBLY CHAMBER, SACRAMENTO, June 9, 1947

MR SPEAKER: Your Committee on Finance and Insurance, to which was referred:

Assembly Bill No. 1667

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended

GEDDES, Chairman

Above reported bill ordered to second reading.

SECOND READING OF ASSEMBLY BILLS (BY UNANIMOUS CONSENT)

Assembly Bill No. 1667—An act to add Section 11663 to the Insurance Code, pertaining to liability where there is multiple workmen's compensation insurance.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Finance and Insurance:

Amendment No. 1

On page 1, line 4, of the printed bill, strike out "an employer who"; and strike out lines 5 to 10, inclusive, and insert "the general employer is liable for the entire cost of compensation payable on account of injury occurring in the course of and arising out of general and special employments unless the special employer had the employee on his pay roll at the time of injury, in which case the insurer of the special employer is solely liable. For the purposes of this section, a self insured or lawfully uninsured employer is deemed and treated as an insurer of his workmen's compensation liability."

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

REPORTS OF STANDING COMMITTEES

Committee on Judiciary

ASSEMBLY CHAMBER, SACRAMENTO, June 10, 1947

MR. SPEAKER: Your Committee on Judiciary, to which was referred:

Assembly Bill No 746

Has had the same under consideration, and reports the same back without recommendation, as amended

BROWN, Chairman

Above reported bill ordered to second reading

SECOND READING OF ASSEMBLY BILLS (BY UNANIMOUS CONSENT)

Assembly Bill No. 746—An act to amend Section 5093 of the Business and Professions Code, relating to certified public accountants.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

On page 1, line 19, of the printed bill, after "to be", insert "substantially".

Amendment No. 2

On page 1 of the printed bill, strike out lines 23 and 24.

Amendment No. 3

On page 2 of the printed bill, strike out lines 1 to 3, inclusive.

Amendment No. 4

On page 2, line 4, of the printed bill, strike out "may", and insert "shall".

Amendment No. 5

On page 2 of the printed bill, starting with line 25, insert

"The board shall prescribe rules establishing the character and variety of experience necessary to fulfill the experience requirements set forth in this section."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed

REPORTS OF STANDING COMMITTEES

Committee on Finance and Insurance

ASSEMBLY CHAMBER, SACRAMENTO, June 9, 1947

MR SPEAKER: Your Committee on Finance and Insurance, to which was referred:

Assembly Bill No. 2184

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

GEDDES, Chairman

Above reported bill ordered to third reading.

Committee on Judiciary

ASSEMBLY CHAMBER, SACRAMENTO, June 10, 1947

MR. SPEAKER: Your Committee on Judiciary, to which was referred:

Assembly Bill No. 2711

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

BROWN, Chairman

Above reported bill ordered to second reading.

SECOND READING OF ASSEMBLY BILLS (BY UNANIMOUS CONSENT)

Assembly Bill No. 2711—An act to amend Section 737pp of the Political Code, relating to the salaries of judges of the superior court.

Bill read second time, and ordered engrossed.

REPORTS OF STANDING COMMITTEES

Committee on Finance and Insurance

ASSEMBLY CHAMBER, SACRAMENTO, June 9, 1947

MR. SPEAKER: Your Committee on Finance and Insurance, to which were referred:

Senate Bill No. 496
Senate Bill No. 1545

Has had the same under consideration, and reports the same back with amendments with the recommendation Amend, and do pass, as amended.

GEDDES, Chairman

Above reported bills ordered to second reading.

SECOND READING OF SENATE BILLS (BY UNANIMOUS CONSENT)

Senate Bill No. 496—An act to repeal Section 207 of, and add Section 207 to the Unemployment Insurance Act, relating to disability insurance.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Finance and Insurance:

Amendment No. 1

On page 1, line 19, of the printed bill, as amended in the Senate on March 28, 1947, strike out "solely", and insert "primarily".

Amendment No. 2

On page 2, line 4, of said bill, strike out "Such benefits, if not a mul-"; and strike out lines 5 and 6

Amendments read, and adopted.

Bill ordered reprinted, and to third reading.

Senate Bill No. 1545—An act to amend Sections 5303, 5404, 5405, 5406, and 5410 of, and to add Sections 5411 and 5412 to the Labor Code, relating to compensation proceedings.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Finance and Insurance:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in the Senate on May 27, 1947, strike out "5406, and 5410", and insert "and 5406"

Amendment No. 2

On page 2 of said bill, strike out lines 15 to 30, inclusive; and in line 31, strike out "SEC. 6", and insert
"SEC. 5".

Amendment No. 3

On page 2, line 37, of said bill, strike out "SEC. 7", and insert
"SEC. 6".

Amendments read, and adopted.

Bill ordered reprinted, and to third reading.

REPORTS OF STANDING COMMITTEES

Committee on Education

ASSEMBLY CHAMBER, SACRAMENTO, June 10, 1947

MR. SPEAKER: Your Committee on Education, to which was referred, Assembly Bill No. 701

Has had the same under consideration, and reports the same back with amendments with the recommendation. Amend, and do pass, as amended.

DUNN, Chairman

Above reported bill ordered to second reading.

SECOND READING OF ASSEMBLY BILLS (BY UNANIMOUS CONSENT)

Assembly Bill No. 701—An act to add Sections 12041.1 and 12401.1 to the Education Code, relating to the Public School System.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Education:

Amendment No. 1

On page 2, line 11, of the printed bill, as amended in the Assembly on June 2, 1947, following the period, insert "The proceedings shall be conducted in accordance with Chapter 5 of Part 1 of Division 3 of Title 2 of the Government Code, and the State Board of Education shall have all the powers granted therein."

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

REPORTS OF STANDING COMMITTEES

Committee on Education

ASSEMBLY CHAMBER, SACRAMENTO, June 10, 1947

MR. SPEAKER: Your Committee on Education, to which was referred: Assembly Bill No. 570

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

DUNN, Chairman

Above reported bill ordered to second reading.

SECOND READING OF ASSEMBLY BILLS (BY UNANIMOUS CONSENT)

Assembly Bill No. 570—An act to amend Section 16073 of the Education Code, relating to smoking on junior college property.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Education:

Amendment No. 1

On page 1, lines 5 and 6, of the printed bill, strike out "or other than upon junior college premises smoking cigarettes or having cigarettes".

Amendment No. 2

On page 1 of said bill, strike out lines 8 to 11, inclusive, and insert

"Smoking or having tobacco on school premises constitutes good cause for the suspension or expulsion of a pupil except when permitted as provided in this section. The governing board of any school district maintaining a junior college may adopt rules and regulations permitting the smoking and possession of tobacco on school premises by pupils of the junior college 18 years of age and over and enrolled in grades above the twelfth."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

REPORTS OF STANDING COMMITTEES

Committee on Public Morals

ASSEMBLY CHAMBER, SACRAMENTO, June 9, 1947

MR. SPEAKER. Your Committee on Public Morals, to which was referred:

Assembly Bill No. 571

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

THOMPSON, Chairman

Above reported bill ordered to second reading.

SECOND READING OF ASSEMBLY BILLS (BY UNANIMOUS CONSENT)

Assembly Bill No. 571—An act relating to taxation, providing for the licensing of vending machines, providing for the enforcement of this act, to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Public Morals:

Amendment No. 1

On page 2 of the printed bill, between lines 2 and 3, insert

"(c) But does not mean nor include coin-operated:

(1) Ice vending machines;

(2) Dispensers of sanitary napkins or other items of feminine hygiene;

(3) Dispensers of sanitary drinking cups;

(4) Newspaper vending racks."

Amendment No. 2

On page 4 of said bill, between lines 13 and 14, insert

"SEC. 25.5. The money in the vending machine fund is hereby appropriated, as follows.

(a) There is first appropriated from said fund for the use of the board such amount as the Department of Finance shall determine, and shall so certify to the State Controller, is necessary for the enforcement of this act.

(b) The balance of the money in said fund shall, on order of the Controller, be disbursed as follows:

(1) Twenty percent thereof shall be paid to the General Fund of the State

(2) Forty percent thereof shall be paid quarterly during each fiscal year to the cities and cities and counties of this State in the proportion that the total population of each city or city and county bears to the total population of all cities and cities and counties in this State, as certified by the Department of Finance. For the purpose of this subdivision the population of each city or city and county is that determined by the last Federal Census. In the case of a city incorporated subsequent to the last census, or in the case of an unincorporated territory, being annexed to a city subsequent to the last census, the department shall ascertain the population of the city or the annexed territory by multiplying the number of registered electors therein by three. In the case of the consolidation of one city with another subsequent to the last census the population of the consolidated city for the purpose of this subdivision is the aggregate population of the respective cities as determined by the last Federal Census.

The money so paid shall be expended by the cities and cities and counties for any state purpose

(3) Forty percent thereof shall be paid quarterly during each fiscal year to the counties and cities and counties of the State in the proportion that the population of each county or city and county bears to the total population of all the counties and cities and counties of the State, as certified by the Department of Finance. For the purpose of this subdivision the population of each county or city and county is that determined by the last Federal Census The money so paid shall be expended by the counties and cities and counties for any state purpose."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

REPORTS OF STANDING COMMITTEES

Committee on Municipal and County Government

ASSEMBLY CHAMBER, SACRAMENTO, June 10, 1947

MR. SPEAKER: Your Committee on Municipal and County Government, to which was referred:

Senate Bill No. 1203

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

THURMAN, Chairman

Above reported bill ordered to second reading.

SECOND READING OF SENATE BILLS (BY UNANIMOUS CONSENT)

Senate Bill No. 1203—An act to amend Sections 9 and 12 of the Municipal Water District Act of 1911, relating to the organization, government and powers of municipal water districts.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Municipal and County Government:

Amendment No. 1

On page 2 of the printed bill, as amended in the Assembly on June 6, 1947, strike out lines 6 to 17, inclusive.

Amendment No. 2

On page 2 of said bill, strike out lines 27 to 32, inclusive.

Amendment No. 3

On page 2 of said bill, between lines 48 and 49, insert

"6a. To supply and deliver district water to publicly owned and operated golf courses and other publicly owned and operated recreational facilities and to public schools, school districts and public school properties, and to fix and establish special rates, terms and conditions for the use and sale of water for each of these purposes; provided, however, that this provision shall not be construed to indicate legislative intent either for or against the existence of any power of the district to furnish water to other persons, firms or corporations at just and reasonable rates."

Amendments read, and adopted.

Bill ordered reprinted, and to third reading.

Motion to Place Rush Order on the Printing of Senate Bill No. 1203

Mr. Thurman moved that a rush order be placed on the printing of Senate Bill No. 1203.

Motion carried.

CONSIDERATION OF DAILY FILE (RESUMED)

UNFINISHED BUSINESS (RESUMED)

CONSIDERATION OF SENATE AMENDMENTS

Assembly Bill No. 1273—An act to add Section 6366 to the Revenue and Taxation Code, and to repeal Sections 6382 and 6382.1 of that code, relating to the exemption of the sales and use of certain aircraft from the sales tax and from the use tax, and providing that this act shall take effect immediately.

The question being: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 1273?

Amendment No. 1

On page 1, line 16, of the printed bill, insert a period after "immediately", and strike out the remainder of said line and all of line 17.

The roll was called, and the Assembly concurred in Senate amendment to Assembly Bill No. 1273 by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Boyd, Brady, Brown, Burns, Butters, Caldecott, Carey, Collier, Cooke, Cramer, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Erwin, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Hinckley, Hinton, James, Johnson, Kilpatrick, Kirkwood, Luckel, Lyons, Maloney, McMillan, Miller, Price, Robertson, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—53.

NOES—None.

Assembly Bill No. 1273 ordered enrolled.

Assembly Bill No. 772—An act to amend Section 19627 of the Business and Professions Code, relating to the state revenue derived from horse racing licenses.

The question being: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 772?

Amendment No. 1

On page 1, line 7, of the printed bill, as amended in the Senate on June 4, 1947, after "Fund", insert ", which fund is hereby created and all of the money in which is hereby appropriated to carry out the provisions of the Wildlife Conservation Act of 1947,".

The roll was called, and the Assembly concurred in Senate amendment to Assembly Bill No. 772 by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Boyd, Brady, Brown, Burns, Butters, Caldecott, Carey, Collier, Cooke, Cramer, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Erwin, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Hinckley, Hinton, James, Johnson, Kilpatrick, Kirkwood, Luckel, Lyons, Maloney, McMillan, Miller, Price, Robertson, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—53

NOES—None.

Assembly Bill No. 772 ordered enrolled.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

The following resolution was offered:

Assembly Concurrent Resolution No. 86: By Mr. Ralph C. Dills—Relative to amending Rules Nos. 36 and 37 of the Joint Rules of the Legislature, relating to committees.

Referred to Committee on Rules.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1369—An act to repeal Section 170.5 of and to add Section 170.5 to the Code of Civil Procedure, relating to disqualification of judges.

Bill read third time.

The roll was called.

Call of the Assembly

Pending the announcement of the vote, Mr. Wollenberg moved a call of the Assembly.

Motion carried. Time, 2.30 p.m.

The Speaker directed the Sergeant-at-Arms to close the doors, and to bring in the following absent members:

Allen, Anderson, Boyd, Brady, Burns, Clarke, Lester T. Davis, M. Philip Davis, Clayton A. Dills, Erwin, Field, Hawkins, Heisinger, Huyck, Kilpatrick, Knight, Loomis, McMillan, O'Day, Rosenthal, Sheridan, Stanley, Stephenson, Thomas, Thorp, and Weber—26.

PROCEEDINGS UNDER CALL OF THE ASSEMBLY BY UNANIMOUS CONSENT

TEMPORARY SUSPENSION OF ASSEMBLY RULE NO. 85

Mr. Wollenberg asked for, and was granted, unanimous consent that Assembly Rule No. 85 be temporarily suspended for the purpose of placing a call of the Assembly on any matter on file.

QUESTION OF PERSONAL PRIVILEGE

Mr. Robertson arose to a question of personal privilege.

MOTION THAT REMARKS BY MR. ROBERTSON BE PRINTED IN THE JOURNAL

Mr. Cooke moved that the remarks just made by Mr. Robertson be printed in the Journal, in 10-point type.

Motion carried.

REMARKS BY MR. ROBERTSON

June 10, 1947

MR. SPEAKER: During the routine tabling of Assembly Bill No. 1292, calling for a Constitutional Convention, by the Senate Committee of Governmental Efficiency and Economy, there occurred an incident that I think is worthy of the attention of this Assembly.

Had these words been uttered by Frank P. Doherty, speaking for himself, they would not have been worthy of note, but Frank P. Doherty made it very plain to the members of the committee and those present that he was speaking as a Past President of and in behalf of the Los Angeles Chamber of Commerce and as a representative of the California State Chamber of Commerce. I regret indeed that his remarks were not recorded at the time, but I listened very intently and I believe I can repeat almost verbatim the words that he uttered, speaking as though the convention would consist of members of both houses, instead of elected delegates. They are as follows:

> "*Gentlemen of the Committee,* Could this proposed convention consist of only you 40 very fine gentlemen of the Senate, I would be very happy indeed to give it my full support, but, gentlemen, do not for a moment forget that in addition there will be 80 bad members from the Assembly. Every good proposition that you might advocate would be defeated, every effort that you made would be frustrated by these 80 bad members. You would be out-voted at all times."

Such an attitude on the part of these two organizations is surely worthy of note. Such an attitude tends to friction and trouble between the two branches of this Legislature and is inimical to good government.

I believe we should scan very carefully any proposition proposed by either of these organizations.

CONSIDERATION OF DAILY FILE (RESUMED)

UNFINISHED BUSINESS (RESUMED)

MOTION TO WITHDRAW ASSEMBLY BILL NO. 1015 FROM COMMITTEE

In compliance with a notice given on a previous day, Mr. Dunn moved that Assembly Bill No. 1015 be withdrawn from the Committee on Public Morals, and be placed upon the file.

Point of Order

Mr. Gannon arose to the following point of order: That Mr. Maloney is not speaking to the question.

Ruling by Speaker

Speaker Collins ruled the point of order well taken.

The question being on the motion by Mr. Dunn to withdraw Assembly Bill No. 1015 from committee.

Point of Order

Mr. Thomas arose to the following point of order: That Mr. Allen is out of order because he is not speaking to the motion.

Ruling by Speaker

Speaker Collins ruled the point of order not well taken.

Demand for Previous Question

Messrs. Clayton A. Dills, Rosenthal, Conrad, Hinton, and George D. Collins demanded the previous question.

Demand for previous question sustained.

The question being on the motion by Mr. Dunn that Assembly Bill No. 1015 be withdrawn from the Committee on Public Morals, and be placed upon the file.

Question of Personal Privilege

Mr. Thurman arose to a question of personal privilege.

The question being on Mr. Dunn's motion to withdraw Assembly Bill No. 1015 from committee.

The roll was called, and the motion carried by the following vote:

AYES—Allen, Anderson, Beck, Blosser, Boyd, Brown, Burke, Caldecott, Carey, Collier, George D. Collins, Conrad, Cooke, Cramer, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Gannon, Geddes, Hahn, Heisinger, Hinckley, Hinton, Huyck, James, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Miller, Niehouse, Price, Rosenthal, Sherwin, Stanley, Thomas, and Waters—45.

NOES—Brady, Butters, Clarke, Crichton, Clayton A. Dills, Fletcher, Gaffney, Johnson, Knight, Lyons, Maloney, McCollister, O'Day, Stewart, Thompson, Thorp, Thurman, Weber, and Wollenberg—19.

Assembly Bill No. 1015 ordered to third reading.

NOTICE OF MOTION TO WITHDRAW ASSEMBLY BILL NO. 1289 FROM COMMITTEE

Mr. Evans gave notice that on the second legislative day he would move to withdraw Assembly Bill No. 1289 from the Committee on Public Morals, and have it placed upon the file.

FURTHER PROCEEDINGS UNDER CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 1369

At 3 10 p.m., on motion of Mr. Wollenberg, further proceedings under the call of the Assembly were dispensed with.

The names of the absentees were called, and Assembly Bill No. 1369 passed by the following vote:

AYES—Allen, Beck, Berry, Blosser, Boyd, Brady, Brown, Butters, Carey, George D. Collins, Cooke, Crichton, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Elliott, Evans, Field, Fletcher, Gaffney, Gannon, Grant, Hahn, Hinton, Hollibaugh, Johnson, Kilpatrick, Knight, Luckel, Lyons, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sherwin, Stanley, Stephenson, Thomas, Waters, Weber, Wollenberg, and Mr. Speaker—47.

NOES—Bennett, Burke, Burns, Caldecott, Collier, Conrad, Cramer, Crowley, Lester T. Davis, Dolwig, Dunn, Erwin, Geddes, Grunsky, Heisinger, Hinckley, James, Kirkwood, Loomis, Lowrey, Maloney, McCollister, Silliman, Stewart, Thompson, Thorp, and Thurman—27.

Bill ordered transmitted to the Senate.

Speaker Pro Tempore Presiding

At 3.17 p m., Hon. Thomas A. Maloney, Speaker pro Tempore of the Assembly, presiding.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, June 10, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 11
Assembly Bill No. 2672

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

CONSIDERATION OF DAILY FILE (RESUMED)

UNFINISHED BUSINESS (RESUMED)

RECONSIDERATION OF ASSEMBLY BILL NO. 2039

In compliance with a notice given on a previous day, Mr. Brown moved that the vote whereby Assembly Bill No. 2039 was refused passage be reconsidered.

Point of Order

Mr. Stewart arose to the following point of order: That Mr. Heisinger is out of order because he is not speaking to the motion.

Ruling by Speaker

Speaker pro Tempore Maloney ruled the point of order well taken.

The question being on the reconsideration of Assembly Bill No. 2039.

The roll was called, and Assembly Bill No. 2039 reconsidered by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Caldecott, Carey, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Hinckley, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Lyons, Maloney, McCollister, Miller, Robertson, Rosenthal, Sherwin, Thompson, Thurman, Waters, Wollenberg, and Mr. Speaker—53.

NOES—Clarke, George D. Collins, Cramer, Elliott, Geddes, Heisinger, Hinton, Loomis, Luckel, McMillan, Stephenson, Thomas, and Thorp—13.

Assembly Bill No. 2039 ordered to third reading.

Request for Unanimous Consent That Vote Be Accurately Recorded on Assembly Bill No. 2039

Mr. Robertson asked for, and was granted, unanimous consent that his vote be accurately recorded on the roll call on Assembly Bill No. 2039, and that he be recorded as voting, "Aye."

Speaker Presiding

At 3.24 p.m., Hon. Sam L. Collins, Speaker of the Assembly, presiding.

NOTICE OF MOTION TO WITHDRAW ASSEMBLY BILL NO. 2622 FROM COMMITTEE

Mr. George D. Collins gave notice that on the second legislative day he would move to withdraw Assembly Bill No. 2622 from the Committee on Governmental Efficiency and Economy, and have it placed upon the file.

RE-REFERENCE OF BILLS

By order of the Speaker, the following bill was withdrawn from the file, and re-referred as follows:

Senate Bill No. 1203 re-referred to Committee on Municipal and County Government.

RECESS

At 3.25 p.m., on motion of Mr. Dickey, the Assembly recessed until 5.25 p.m.

REASSEMBLED

At 5.25 p.m., the Assembly reconvened.
Hon. Sam L. Collins, Speaker of the Assembly, presiding.
Chief Clerk Arthur A. Ohnimus at the desk.

REQUEST FOR UNANIMOUS CONSENT THAT CORRECTION BE MADE IN JOURNAL

Mr. Burns asked for, and was granted, unanimous consent that it be noted in the Journal for Monday, June 9, 1947, on page 50, that the Committee Report on Assembly Bill No. 2064 be corrected to read, "bill re-referred to the Committee on Ways and Means," instead of to "Transportation and Commerce."

ANNOUNCEMENT OF COMMITTEE MEETINGS

It was announced that the following committees would hold meetings:

Upon adjournment, today—
Industrial Relations.

At 2 p.m., today—
Livestock and Dairies.

At 7.30 p.m., tonight—
Special Investigating Committee.

RECESS

At 5.30 p.m., on motion of Mr. Dickey, the Assembly recessed until 7.30 p.m.

REASSEMBLED

At 7.30 p.m , the Assembly reconvened.
Hon. Sam L. Collins, Speaker of the Assembly, presiding.
Chief Clerk Arthur A. Ohnimus at the desk.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, June 10, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed:

Assembly Bill No. 1017

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bill ordered enrolled.

SENATE CHAMBER, SACRAMENTO, June 10, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed

Senate Bill No. 5
Senate Bill No. 43
Senate Bill No. 391
Senate Bill No. 393
Senate Bill No. 459
Senate Bill No. 506
Senate Bill No. 507
Senate Bill No. 643
Senate Bill No. 685
Senate Bill No. 719
Senate Bill No. 744
Senate Bill No. 908
Senate Bill No. 941
Senate Bill No. 1079
Senate Bill No. 1436
Senate Bill No. 1550

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS

The following bills were read the first time:

Senate Bill No. 5—An act to amend Section 737ww of the Political Code, relating to the salaries of judges of the Superior Court for Sonoma County.

Referred to Committee on Judiciary.

Senate Bill No. 43—An act to amend Section 737x of the Political Code, relating to salaries of judges of Merced County.

Referred to Committee on Judiciary.

Senate Bill No. 391—An act to amend Section 737g of the Political Code, relating to salaries of superior court judges.

Referred to Committee on Judiciary.

Senate Bill No. 393—An act to amend Section 737z of the Political Code, relating to salaries of judges of the superior court.

Referred to Committee on Judiciary.

Senate Bill No. 459—An act to amend Section 737t of the Political Code, relating to salaries of judges.

Referred to Committee on Judiciary.

Senate Bill No. 506—An act to amend Section 737aaa of the Political Code, relating to compensation of judges

Referred to Committee on Judiciary.

Senate Bill No. 507—An act to amend Section 737ss of the Political Code, relating to compensation of judges.

Referred to Committee on Judiciary.

Senate Bill No. 643—An act to amend Sections 737bb and 737eee of the Political Code, relating to salaries of judges of the superior court.

Referred to Committee on Judiciary.

Senate Bill No. 685—An act to add Sections 476.5 and 736.1-1 to the Agricultural Code, relating to freezing and cold storage of market cream and the payment therefor.

Referred to Committee on Livestock and Dairies.

Senate Bill No. 719—An act to amend Section 737qq of the Political Code, relating to salary of superior court judges.

Referred to Committee on Judiciary.

Senate Bill No. 744—An act to add Section 332 to the Fish and Game, relating to wilderness and wild areas.

Referred to Committee on Fish and Game.

Senate Bill No. 908—An act relating to publicly owned and operated communication facilities, creating a California State Communications Advisory Board, defining its powers and duties, and the duties of other state officials with relation thereto, and making an appropriation therefor.

Referred to Committee on Governmental Efficiency and Economy.

Senate Bill No. 941—An act to add Section 12441 to the Government Code, relating to filing with the Controller of copies of all state contracts, and making an appropriation, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Ways and Means.

Senate Bill No. 1079—An act to add Section 1104.1 to, and to amend Sections 1106 and 1282x of, the Insurance Code, relating to insurers.

Referred to Committee on Finance and Insurance.

Senate Bill No. 1436—An act to amend Section 737ddd of the Political Code, relating to superior judges salaries.

Referred to Committee on Judiciary.

Senate Bill No. 1550—An act to amend Section 737oo of the Political Code, relating to the salaries of judges of the superior court.

Referred to Committee on Judiciary.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, June 10, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed:

Senate Bill No. 330
Senate Bill No. 336
Senate Bill No. 523
Senate Bill No. 1001
Senate Bill No. 1182
Senate Bill No. 1281
Senate Bill No. 1282
Senate Bill No. 1455
Senate Bill No. 1571

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS (RESUMED)

The following bills were read the first time:

Senate Bill No. 330—An act to add Section 23197.1 to the Water Code, relating to cooperation and contracts between irrigation districts

and the United States, the provisions that may be included in such contracts, and the distribution and apportionment of water.

Referred to Committee on Agriculture.

Senate Bill No. 336—An act to amend Sections 23197 and 23200 of the Water Code, relating to cooperation and contracts between irrigation districts and the United States, the provisions that may be included in such contracts, and to the distribution and apportionment of water the right to the use of which is acquired under such contracts.

Referred to Committee on Agriculture.

Senate Bill No. 523—An act to amend Section 6600 of the Welfare and Institutions Code, and to add Article 3.5 to Chapter 1 of Part 4 of Division 6 of said code, relating to and providing for the admission of persons believed to be mentally ill to state hospitals on certification without court commitment, providing for court proceedings in relation to such persons where requested and providing for the rights, care and support of such persons in state hospitals and for their release therefrom.

Referred to Committee on Social Welfare.

Senate Bill No. 1001—An act to amend Section 6761 and 6762 of the Welfare and Institutions Code, relating to persons received into state hospitals for the mentally ill pursuant to provisions of the Penal Code.

Referred to Committee on Social Welfare.

Senate Bill No. 1182—An act amending Sections 4, 11, and 12 of the county peace officers' retirement law, relating to county peace officers' retirement systems.

Referred to Committee on Governmental Efficiency and Economy.

Senate Bill No. 1281—An act to add Chapter 7, comprising Sections 6461 and 6462, to Part 1 of Division 6 of the Public Resources Code, relating to quiet title actions against the State, and making an appropriation.

Referred to Committee on Ways and Means.

Senate Bill No. 1282—An act authorizing the transfer of buildings of the Department of Professional and Vocational Standards to the Department of Finance and relating to the supervision and operation of state buildings, making an appropriation, and providing that this act shall take effect immediately.

Referred to Committee on Ways and Means.

Senate Bill No. 1455—An act to amend Section 20654 of the Education Code, to authorize the purchase of land by the California Polytechnic School.

Referred to Committee on Education.

Senate Bill No. 1571—An act to add Section 308a to the Penal Code, authorizing the Director of Corrections and the Youth Authority to provide tobacco and tobacco products to persons confined in institutions under their respective jurisdictions, and to permit the use thereof by such persons.

Referred to Committee on Judiciary.

RESOLUTIONS

The following resolutions were offered:

By Messrs. Thompson, Crichton, McMillan, Maloney, Thorp, Dickey, and Fletcher:

House Resolution No. 213

Relative to the creation of the Assembly Interim Committee on Public Morals

WHEREAS, Each session of the Legislature is confronted with hundreds of bills proposing to regulate various phases of public morality, including alcoholic beverages, gambling, vice of all kinds, wrestling and boxing matches, horse racing, dog racing and matters of a similar nature; and

WHEREAS, The importance of the subject requires that an investigation be made of such proposals, and of the administration of present laws regulating such matters, and of the necessity of amendment of such laws; now, therefore, be it

Resolved by the Assembly of the State of California, As follows:

1. The Assembly Interim Committee on Public Morals is hereby created and authorized and directed to ascertain, study and analyze all facts relating to public morality, including but not limited to the operation, effect, administration, enforcement and needed revision of any and all laws in any way bearing upon or relating to the subject of this resolution, and to report thereon to the Assembly, including in the reports its recommendations for appropriate legislation

2. The committee shall consist of seven Members of the Assembly appointed by the Speaker thereof. The chairman shall be appointed by the Speaker. Vacancies occurring or existing in the membership of the committee shall be filled by the appointing power.

3. The committee is authorized to act during this session of the Legislature, including any recess, and after final adjournment until the commencement of the 1949 Regular Session, with authority to file its final report not later than the fifteenth legislative day of that session.

4 The committee and its members shall have and exercise all of the rights, duties and powers conferred upon investigating committees and their members by the provisions of the Joint Rules of the Senate and Assembly and of the Standing Rules of the Assembly as they are adopted and amended from time to time, which provisions are incorporated herein and made applicable to this committee and its members.

5. The committee has the following additional powers and duties:

(a) To select a vice chairman from its membership.

(b) To contract with such other agencies, public or private, as it deems necessary for the rendition and affording of such services, facilities, studies and reports to the committee as will best assist it to carry out the purposes for which it is created.

(c) To cooperate with and secure the cooperation of county, city, city and county, and other local law enforcement agencies in investigating any matter within the scope of this resolution and to direct the sheriff of any county to serve subpenas, orders and other process issued by the committee.

(d) To report its findings and recommendations to the Legislature and to the people from time to time and at any time, not later than herein provided.

(e) To do any and all other things necessary or convenient to enable it fully and adequately to exercise its powers, perform its duties, and accomplish the objects and purposes of this resolution.

(f) To meet at the State Capitol or at any other place in this State or within the United States.

6 The sum of twelve thousand five hundred dollars ($12,500) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Assembly for the expenses of the committee and its members and for any charges, expenses or claims it may incur under this resolution, to be paid from the said contingent fund and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read, and referred to Committee on Rules.

By Messrs. Gannon and Stephenson:

House Resolution No. 214

Relative to the CSEA Institute on Government

WHEREAS, Sacramento Chapter 2 of the California State Employees Association is conducting its Sixth Annual Institute on Government at Sacramento College on Friday and Saturday of this week, June 13th and 14th; and

WHEREAS, The holding of this annual institute is a spontaneous expression of the desire of this group of employees of the State of California to better their understanding of the problems which they face in the administration of public affairs; and

WHEREAS, With the theme, "New Horizons in Public Service," the program of the institute, including as it does more than 100 speakers, each an expert in his field,

should be of invaluable assistance to those in attendance in increasing the caliber of their service to the people of California; now, therefore, be it

Resolved, That the Assembly of the State of California hereby commends Sacramento Chapter 2 of the California State Employees Association for its worthy public service in conducting the Sixth Annual Institute on Government, and urges all employees of the State of California and other governmental agencies to make every effort to attend the institute sessions and participate in this valuable educational program.

Resolution read, and referred to Committee on Rules.

PROPOSED AMENDMENT TO RULES

The following amendment to Assembly Standing Rule No. 85 was offered:

By Mr. Dickey:

Amendment to Assembly Standing Rule No. 85
Amendment No. 1

Assembly Standing Rule No. 85 is amended to read as follows:

"Call of Assembly

85. After the roll has been called, and prior to the announcement of the vote, any member may move a call of the Assembly. A majority of the members present may order a call of the Assembly, and the Speaker shall immediately order the Sergeant-at-Arms to lock all doors and shall direct the Clerk to prepare a list of absentees as disclosed by the last roll call, which list of absentees shall be furnished to the Sergeant-at-Arms and printed in the Journal. Thereupon no members shall be permitted to leave the Assembly Chamber except by written permission of the Speaker, and no person shall be permitted to enter except such member as is taken into custody as herein provided, or Senators, officers, attaches, or employees of the Legislature in the official performance of their duties.

Those members who are found to be absent, and for whom no leaves of absence have been granted, shall be forthwith taken into custody wherever found by the Sergeant-at-Arms or his assistants *or any person designated by the Sergeant-at-Arms, including members of the California Highway Patrol, the state police, and sheriffs or their deputies*, and brought to the Assembly Chamber. No recess or adjournment shall be taken during a call of the Assembly. During such call, the Assembly may consider and transact any matter of business by unanimous consent. No call of the Assembly shall be ordered on any matter while the Assembly is already under call. A call of the Assembly may be dispensed with at any time upon a majority vote of the members present, at which time the completion of the roll call pending when the call of the Assembly was ordered shall become the immediate order of business before the Assembly."

Amendment read, and referred to Committee on Rules.

RESOLUTIONS

The following resolutions were offered:

By Mr. Hahn:

House Resolution No. 215

Relative to the Assembly Interim Committee on State Transportation

WHEREAS, The State of California annually spends a very large sum of money for transportation of its personnel; and

WHEREAS, This transportation is made up of many forms including transportation by airplane, by bus, by train, in rented automobiles including taxicabs, and by means of automobiles owned by the state employees on a permittee basis, and by means of automobiles owned by the State; and

WHEREAS, There has been no determination as to the relative economies involved; and

WHEREAS, The cost of transportation in many divisions of the State Government appears to be excessive; and

WHEREAS, There have been reported many abuses in the use of state automobiles and flagrant abuses can be observed on the streets and highways; and

WHEREAS, It *appears to be desirable to determine the facts bearing upon this* situation so that they may be assembled and analyzed to the end that the Assembly

shall have the necessary facts and information to enable it to act advisedly upon legislation to meet and solve said problems; therefore, be it

Resolved by the Assembly of the State of California, As follows:

1. That an Interim Committee on State Transportation is hereby created and authorized and directed to ascertain, study and analyze all facts relating to state transportation, including all the forms of transportation above mentioned and the rules and regulations of the State relating thereto and the relative amount spent by the various agencies and departments of the State for transportation and in particular the excessive use of transportation and the abuse thereof, including the unnecessary use of state owned automobiles and the use thereof in other than for state business. The committee shall be empowered to make full investigation in relation to this entire matter and related subjects, including the rules and regulations of the State relating thereto and the administration and enforcement of such rules and regulations.

2. The committee shall consist of five Members of the Assembly appointed by the Speaker thereof. The chairman shall be appointed by the Speaker. Vacancies occurring in the membership of the committee shall be filled by the appointing power.

3. The committee is authorized to act during this session of the Legislature, *including any recess, and after final adjournment* until the commencement of the 1949 Regular Session, with authority to file its final report not later than March 15, 1949.

4. The committee and its members shall have and exercise all of the rights, duties and powers conferred upon investigating committees and their members by the provisions of the Joint Rules of the Senate and Assembly and of the Standing Rules of the Assembly as they are adopted and amended from time to time, which provisions are incorporated herein and made applicable to this committee and its members.

5. The committee has the following additional powers and duties:

(a) To select a vice chairman from its membership.

(b) To contract with other legislative committees and with such other agencies, public or private, as it deems necessary for the rendition and affording of such services, facilities, studies and reports to the committee as will best assist it to carry out the purposes for which it is created.

(c) To cooperate with and secure the cooperation of county, city, city and county, *and other local law enforcement agencies in investigating any matter* within the scope of this resolution and to direct the sheriff of any county to serve subpenas, orders and other process issued by the committee.

(d) To report its findings and recommendations to the Legislature and to the people from time to time and at any time, not later than herein provided.

(e) To do any and all other things necessary or convenient to enable it fully and adequately to exercise its powers, perform its duties, and accomplish the objects and purposes of this resolution.

6. The sum of ten thousand dollars ($10,000) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Assembly for expenses of the committee and its members and for any charges, expenses or claims it may incur under this resolution, to be paid from the said Contingent Fund and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read, and referred to Committee on Rules.

By Messrs. Field, Collier, and Evans:

House Resolution No. 216

Relative to the creation of the Assembly Interim Committee on Governmental Efficiency and Economy

WHEREAS, The complicated machinery of state and local government in this State, erected to serve the citizens of this State, can function only under law; and

WHEREAS, Numerous changes in the organization and administration of state and local government are proposed at each session of the Legislature by reason of new circumstances constantly arising which previous statutes did not contemplate; and

WHEREAS, It is necessary for the Legislature to study these circumstances carefully, with a view to revising and amending the laws relating thereto, in order that the most efficient, economical and equitable administration of the laws may be fostered; and

WHEREAS, During the interim between sessions it is desirable to ascertain and collate the facts upon which legislation may be based, which fact-finding work can best and most expeditiously be performed through a legislative committee charged with the duty of considering every phase of the subject; now, therefore, be it

Resolved by the Assembly of the State of California, As follows:

1. The Assembly Interim Committee on Governmental Efficiency and Economy is hereby created and authorized and directed to ascertain, study and analyze accurately and in detail, all facts relating to the State Government and the government of counties, cities, and districts in this State and of any department, agency, or subdivision thereof, particularly with respect to their organization, functions, and administration, for the purpose of recommending changes and proposing legislation in order to promote efficiency, to reduce and eliminate costs, to provide for the consolidation of

functions and removal of duplication, and to do all other things necessary and proper to increase the efficiency and effectiveness of the state and local governments and the agencies and subdivisions thereof, and to report thereon to the Assembly, including in the reports its recommendations for appropriate legislation.

2. The committee shall consist of nine Members of the Assembly appointed by the Speaker thereof. The chairman shall be appointed by the Speaker. Vacancies occurring or existing in the membership of the committee shall be filled by the appointing power.

3. The committee is authorized to act during this session of the Legislature, including any recess, and after final adjournment until the commencement of the 1949 Regular Session, with authority to file its final report not later than the final legislative day of the 1949 Regular Session.

4. The committee and its members shall have and exercise all of the rights, duties and powers conferred upon investigating committees and their members by the provisions of the Joint Rules of the Senate and Assembly and of the Standing Rules of the Assembly as they are adopted and amended from time to time, which provisions are incorporated herein and made applicable to this committee and its members.

5. The committee has the following additional powers and duties:

(a) To select a vice chairman from its membership.

(b) To contract with such other agencies, public or private, as it deems necessary for the rendition and affording of such services, facilities, studies and reports to the committee as will best assist it to carry out the purposes for which it is created.

(c) To cooperate with and secure the cooperation of county, city, city and county, and other local law enforcement agencies in investigating any matter within the scope of this resolution and to direct the sheriff of any county to serve subpenas, orders and other process issued by the committee.

(d) To report its findings and recommendations to the Legislature and to the people from time to time and at any time, not later than herein provided.

(e) To do any and all other things necessary or convenient to enable it fully and adequately to exercise its powers, perform its duties, and accomplish the objects and purposes of this resolution.

(f) To meet at the State Capitol or at any other place in this State or within the United States.

6. The sum of twenty-five thousand dollars ($25,000) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Assembly for the expenses of the committee and its members and for any charges, expenses or claims it may incur under this resolution, to be paid from the said contingent fund and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read, and referred to Committee on Rules.

REPORTS OF STANDING COMMITTEES

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, June 10, 1947

MR. SPEAKER: Your Committee on Rules, to which was referred:

Assembly House Resolution No. 208

Has had the same under consideration, and reports the same back with the recommendation: Be adopted

DICKEY, Chairman

Above reported resolution ordered on file for adoption.

Committee on Ways and Means

ASSEMBLY CHAMBER, SACRAMENTO, June 10, 1947

MR. SPEAKER: Your Committee on Ways and Means, to which was referred:

Assembly Bill No. 1492

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

WOLLENBERG, Chairman

Above reported bill ordered to second reading.

SECOND READING OF ASSEMBLY BILLS (BY UNANIMOUS CONSENT)

Assembly Bill No. 1492—An act to add Section 6.5 to "An act to provide unified program of construction, improvement, and equipment for state agencies, creating a State Public Works Board, and making an

appropriation to carry out the provisions of this act,'' approved March 13, 1946, making an additional appropriation for allocation to the University of California to carry out the provisions of said act.

Bill read second time, and ordered engrossed.

REPORTS OF STANDING COMMITTEES

Committee on Livestock and Dairies

ASSEMBLY CHAMBER, SACRAMENTO, June 10, 1947

MR SPEAKER: Your Committee on Livestock and Dairies, to which was referred: Senate Bill No 875

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

THORP, Chairman

Above reported bill ordered to second reading.

SECOND READING OF SENATE BILLS (BY UNANIMOUS CONSENT)

Senate Bill No. 875—An act to amend Sections 600, 617, 627, and 630 of the Agricultural Code, relating to milk products standards.

Bill read second time, and ordered to third reading.

REPORTS OF STANDING COMMITTEES

Committee on Livestock and Dairies

ASSEMBLY CHAMBER, SACRAMENTO, June 10, 1947

MR. SPEAKER: Your Committee on Livestock and Dairies, to which was referred: Senate Bill No. 873

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended

THORP, Chairman

Above reported bill ordered to second reading.

SECOND READING OF SENATE BILLS (BY UNANIMOUS CONSENT)

Senate Bill No. 873—An act to amend Section 453.1 of the Agricultural Code, relating to imitation milk and milk products.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Livestock and Dairies:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "453 1", and insert "444".

Amendment No. 2

On page 1, line 1, of said bill, strike out "453.1", and insert "444".

Amendment No. 3

On page 1, line 3, of said bill, strike out "453.1", and insert "444".

Amendments read, and adopted.

Bill ordered reprinted, and to third reading.

REPORTS OF STANDING COMMITTEES

Committee on Livestock and Dairies

ASSEMBLY CHAMBER, SACRAMENTO June 10, 1947

MR. SPEAKER: Your Committee on Livestock and Dairies, to which was referred:
Senate Bill No. 872

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

THORP, Chairman

Above reported bill ordered to second reading.

SECOND READING OF SENATE BILLS (BY UNANIMOUS CONSENT)

Senate Bill No. 872—An act to amend Section 498.5 of the Agricultural Code, relating to qualifications and examinations for dairy inspection officers.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Livestock and Dairies:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "498.5", and insert "494".

Amendment No. 2

On page 1, line 1, of said bill, strike out "498.5", and insert "494".

Amendment No. 3

On page 1 of said bill, strike out lines 3 to 16, inclusive.

Amendment No. 4

On page 1, line 17, of said bill, strike out "(a)", and insert "494".

Amendment No. 5

On page 1, line 19, of said bill, strike out "(1)", and insert "(a)".

Amendment No. 6

On page 1, line 25, of said bill, strike out ", or (2) three", and insert "; or (b) Three".

Amendment No. 7

On page 1, line 27, of said bill, strike out "marketing", and insert "market".

Amendment No. 8

On page 2, line 4, of said bill, strike out ", or (3) three", and insert "; or (c) Three".

Amendment No. 9

On page 2 of said bill, strike out lines 7 to 51, inclusive.

Amendments read, and adopted.

Bill ordered reprinted, and to third reading.

REPORTS OF STANDING COMMITTEES

Committee on Ways and Means

ASSEMBLY CHAMBER, SACRAMENTO, June 10, 1947

MR. SPEAKER: Your Committee on Ways and Means, to which were referred:

Assembly Bill No. 497	Assembly Bill No. 1233
Assembly Bill No. 924	Assembly Bill No. 407

Has had the same under consideration, and reports the same back with amendments with the recommendation. Amend, and do pass, as amended.

WOLLENBERG, Chairman

Above reported bills ordered to second reading.

SECOND READING OF ASSEMBLY BILLS (BY UNANIMOUS CONSENT)

Assembly Bill No. 497—An act making an appropriation to the Bureau of Vocational Rehabilitation in the State Department of Education for the administration of Chapter 524 of the Statutes of 1945, providing for the installation of vending stands in public buildings and the operation thereof by licensed blind persons, to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Ways and Means:

Amendment No. 1

On page 1, line 1, of the printed bill, strike out "fifty thousand dollars ($50,000)", and insert "twenty-five thousand dollars ($25,000)".

Amendment No. 2

On page 1, lines 4 and 5, of the printed bill, strike out "Ninety-ninth and One Hundredth Fiscal Years", and insert "during the 1947-1948 Fiscal Year".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 924—An act making an appropriation for the construction of additional buildings and the purchase of equipment at Chico State College.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Ways and Means:

Amendment No. 1

On page 1 of the printed bill, following line 6, insert

"SEC. 2 The appropriation made by this act shall be subject to the provisions of Sections 3, 12, and 13 of Chapter 145, Statutes of 1946 (First Extraordinary Session)."

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1233—An act to add Chapter 9.7, comprising Sections 6898 to 6898.6, inclusive, to Part 1 of Division 6 of the Health and Safety Code, relating to the withdrawal of territory from a sanitary district by inclusion in a city, and declaring the urgency thereof, to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Ways and Means:

Amendment No. 1

On page 1, line 2, of the printed bill, strike out "_____ dollars ($_____)", and insert "seven thousand eight hundred dollars ($7,800)".

Amendment No. 2

On page 1, line 2, of the printed bill, strike out "_____ dollars ($_____)", and insert "seven thousand eight hundred dollars ($7,800)".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 407—An act to amend Section 16091 of the Education Code, relating to assistance to blind.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Ways and Means:

Amendment No. 1

In line 2 of the title of the printed bill, following "blind", insert "and making an appropriation".

Amendment No. 2

On page 1, lines 11 and 12, of said bill, strike out "five hundred dollars ($500)", and insert "six hundred dollars ($600)".

Amendment No. 3

On page 1 of said bill, following line 13, insert

"SEC. 2. There is hereby appropriated from the General Fund in the State Treasury the sum of seven thousand five hundred dollars ($7,500) to the California School for the Blind for carrying out the provisions of this act during the 1947-1948 Fiscal Year. Said sum shall be in augmentation of the appropriation made by Item 102 of the Budget Act of 1947."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

REPORTS OF STANDING COMMITTEES

Committee on Ways and Means

ASSEMBLY CHAMBER, SACRAMENTO, June 10, 1947

MR. SPEAKER: Your Committee on Ways and Means, to which were referred:

Assembly Bill No. 181	Assembly Bill No. 1020
Assembly Bill No. 209	Assembly Bill No. 1147
Assembly Bill No. 715	Assembly Bill No. 2083
Assembly Bill No. 989	Assembly Bill No. 2664

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

WOLLENBERG, Chairman

Above reported bills ordered to second reading.

SECOND READING OF ASSEMBLY BILLS (BY UNANIMOUS CONSENT)

Assembly Bill No. 181—An act to amend Section 19627 of the Business and Professions Code, relating to allocation of "Fair and Exposition Fund."

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Ways and Means:

Amendment No. 1

Strike out lines 1 to 4, inclusive, of the title of the printed bill, as amended in the Assembly on April 24, 1947, and insert

"An act making an appropriation for the establishment and support of an agricultural department at the Fresno State College."

Amendment No. 2

On page 1 of said bill, strike out lines 1 to 10, inclusive, and insert

"SECTION 1. The sum of two hundred thousand dollars ($200,000), or so much thereof as may be necessary, is hereby appropriated out of the General Fund in the State Treasury for the establishment and support during the 1947-1948 Fiscal Year of a Department of Agriculture in the Fresno State College.

SEC. 2. The appropriation made by this act shall be subject to the provisions of Section 13320 of the Government Code requiring expenditures to be made in accordance with the allotments and other provisions of the fiscal year budgets approved by the Department of Finance."

Amendments read, and adopted.
Bill ordered reprinted, and engrossed.

Assembly Bill No. 209—An act making an appropriation for payment of members of the Post Band at the State Veterans' Hospital.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Ways and Means:

Amendment No. 1

In line 6 of the title of the printed bill, as amended in the Assembly on April 23, 1947, strike out "State Veterans' Hospital", and insert "Veterans' Home of California".

Amendment No. 2

On page 1, line 4, of the printed bill, as amended, following "used", insert "during the 1947-1948 Fiscal Year".

Amendments read, and adopted.
Bill ordered reprinted, and engrossed.

Assembly Bill No. 715—An act to add Section 7102.5 to the Welfare and Institutions Code, relating to state inebriate colonies, making an appropriation for the establishment of such colonies, and authorizing the Department of Mental Hygiene to require work of the inmates thereof.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Ways and Means:

Amendment No. 1

On page 1 of the printed bill, as amended in the Assembly on May 15, 1947, following line 21, insert

"SEC. 3. Any expenditures from the appropriation made by this act for acquisition of land and buildings shall be subject to the provisions of the Property Acquisition Act and any expenditures for construction and improvements shall be subject to the provisions of Sections 3, 12, and 13 of Chapter 145, Statutes of 1946 (First Extraordinary Session)".

Amendment read, and adopted.
Bill ordered reprinted, and engrossed.

Assembly Bill No. 989—An act to provide for the control of brucellosis in dairy cattle and making appropriations therefor.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Ways and Means:

Amendment No. 1

On page 1, lines 10 and 11, of the printed bill, as amended in the Assembly on April 10, 1947, strike out "recognized by the United States Department of Agriculture and", and insert "produced by a laboratory licensed by the Bureau of Animal Industry of the United States Department of Agriculture and recognized by".

Amendment No. 2

On page 2, lines 37 and 38, of said bill, strike out "furnished, and distribution supervised by the department", and insert "procured by the department from a laboratory or laboratories licensed by the Bureau of Animal Industry of the United States Department of Agriculture. Such vaccines, after purchase directly from such laboratory, shall be distributed by the department."

Amendment No. 3

On page 3, line 3, of said bill, insert "one hundred seventy-four thousand dollars ($174,000)".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1020—An act making an appropriation for construction and improvements at San Diego State College.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Ways and Means:

Amendment No. 1

On page 1 of the printed bill, as amended in the Assembly on June 6, 1947, strike out line 5, and in line 6, strike out "of Education,".

Amendment No. 2

On page 1, line 8, of said bill, strike out "avail-"; and strike out lines 9 and 10, inclusive, and insert "subject to the provisions of Sections 3, 12, and 13 of Chapter 145, Statutes of 1946 (First Extraordinary Session)".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1147—An act making an appropriation to the Regents of the University of California to construct a horticulture building and low temperature laboratory at the campus of the College of Agriculture of the University of California at Davis, California.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Ways and Means:

Amendment No. 1

On page 1 of the printed bill, as amended in the Assembly on May 8, 1947, strike out lines 9 to 11, inclusive, and insert "tion shall be subject to the provisions of Sections 3, 12, and 13 of Chapter 145, Statutes of 1946 (First Extraordinary Session)".

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2083—An act making an appropriation for the acquisition of real property and construction of buildings for the San Francisco State College.

Bill read second time

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Ways and Means:

Amendment No. 1

On page 1, line 11, of the printed bill, as amended in the Assembly on June 6, 1947, strike out ", after approval"; and strike out all of line 12, and insert "for".

Amendment No. 2

On page 1 of said bill, strike out lines 15 and 16, inclusive, and insert "subject to the provisions of Sections 3, 12, and 13 of Chapter 145, Statutes of 1946 (First Extraordinary Session)".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2664—An act to authorize the Department of Agriculture to acquire surplus housing facilities for resale to farmers, making an appropriation therefor and declaring the urgency thereof, to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Ways and Means:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in the Assembly on May 15, 1947, strike out "Agriculture", and insert "Finance".

Amendment No. 2

On page 1, line 9, of said bill, strike out "Agriculture", and insert "Finance".

Amendment No. 3

On page 2, line 3, of said bill, strike out "Agriculture", and insert "Finance".

Amendment No. 4

On page 2, line 14, of said bill, strike out "Agriculture", and insert "Finance".

Amendment No. 5

On page 2, line 16, of said bill, strike out "without regard to fiscal years".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

REPORTS OF STANDING COMMITTEES

Committee on Livestock and Dairies

ASSEMBLY CHAMBER, SACRAMENTO, June 10, 1947

MR. SPEAKER: Your Committee on Livestock and Dairies, to which was referred:

Senate Bill No. 865

Has had the same under consideration, and reports the same back with amendments with the recommendation. Amend, and do pass, as amended.

THORP, Chairman

Above reported bill ordered to second reading.

SECOND READING OF SENATE BILLS (BY UNANIMOUS CONSENT)

Senate Bill No. 865—An act to amend Section 501 of the Agricultural Code, relating to milk inspection services.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Livestock and Dairies:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "501", and insert "509".

Amendment No. 2

On page 1, line 1, of said bill, strike out "501", and insert "509".

Amendment No. 3

On page 1, line 3, of said bill, strike out "501", and insert "509".

Amendment No. 4

On page 1, line 21, of said bill, after "received", insert "or produced".

Amendment No. 5

On page 2, line 1, of said bill, after "received", insert "or produced".

Amendment No. 6

On page 2 of said bill, strike out lines 4 to 31, inclusive.

Amendments read, and adopted.

Bill ordered reprinted, and to third reading.

REPORTS OF STANDING COMMITTEES

Committee on Livestock and Dairies

ASSEMBLY CHAMBER, SACRAMENTO, June 10, 1947

MR. SPEAKER: Your Committee on Livestock and Dairies, to which was referred: Senate Bill No. 868

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

THORP, Chairman

Above reported bill ordered to second reading.

SECOND READING OF SENATE BILLS (BY UNANIMOUS CONSENT)

Senate Bill No. 868—An act to amend Section 690 of the Agricultural Code, relating to the disposition of moneys derived under the provisions of the Milk and Milk Products Act of 1941.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Livestock and Dairies:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "690", and insert "683".

Amendment No. 2

In line 3 of the title of said bill, strike out "1941", and insert "1947".

Amendment No. 3

On page 1, line 1, of said bill, strike out "690", and insert "683".

Amendment No. 4

On page 1, line 3, of said bill, strike out "690", and insert "683".

Amendment No. 5

On page 1, line 5, of said bill, strike out "1941", and insert "1947".

Amendments read, and adopted.

Bill ordered reprinted, and to third reading.

REPORTS OF STANDING COMMITTEES

Committee on Livestock and Dairies

ASSEMBLY CHAMBER, SACRAMENTO, June 10, 1947

MR. SPEAKER: Your Committee on Livestock and Dairies, to which was referred: Senate Bill No. 877

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

THORP, Chairman

Above reported bill ordered to second reading.

SECOND READING OF SENATE BILLS (BY UNANIMOUS CONSENT)

Senate Bill No. 877—An act to repeal Section 509.1 of the Agricultural Code, relating to frozen milk products.

Bill read second time, and ordered to third reading.

REPORTS OF STANDING COMMITTEES

Committee on Livestock and Dairies

ASSEMBLY CHAMBER, SACRAMENTO, June 10, 1947

MR. SPEAKER: Your Committee on Livestock and Dairies, to which was referred: Senate Bill No. 866

Has had the same under consideration, and reports the same back with amendments with the recommendation Amend, and do pass, as amended

THORP, Chairman

Above reported bill ordered to second reading.

SECOND READING OF SENATE BILLS (BY UNANIMOUS CONSENT)

Senate Bill No. 866—An act to amend Section 593 of the Agricultural Code, relating to imitation cream.

Bill read second time

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Livestock and Dairies:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "593", and insert "653".

Amendment No. 2

On page 1, line 1, of said bill, strike out "593", and insert "653".

Amendment No. 3

On page 1, line 3, of said bill, strike out "593", and insert "653"

Amendments read, and adopted.

Bill ordered reprinted, and to third reading

CONSIDERATION OF DAILY FILE (RESUMED)

UNFINISHED BUSINESS (RESUMED)

CONSIDERATION OF SENATE AMENDMENTS

Assembly Bill No. 743—An act to amend Sections 2410, 2413, 2414, 2415, 2416, 2417, 2418, 2419, 2420, 2420.5, and 2425 of, and to add Sections 2412.5, 2413.5, 2413.6, 2417.5, 2417.6, 2417.7, 2419.5, and 2419.6 to, the Labor Code, relating to camps.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 743?

Amendment No. 1

On page 2, line 43, of the printed bill, as amended in the Assembly on May 15, 1947, strike out "(a)"

Amendment No. 2

On page 2 of said bill, strike out lines 46 and 47.

Amendment No. 3

On page 4, line 2, of said bill, strike out "or permits"

The roll was called.

Call of the Assembly

Pending the announcement of the vote, Mr. Price moved a call of the Assembly.

Motion carried. Time, 7.55 p.m.

The Speaker directed the Sergeant-at-Arms to close the doors, and to bring in the following absent members:

Allen, Beck, Bennett, Berry, Boyd, Brown, Burns, Butters, Carey, Cramer, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Dunn, Evans, Field, Fletcher, Gannon, Geddes, Heisinger, James, Knight, Loomis, Lowrey, McCollister, McMillan, Niehouse, O'Day, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stewart, Thomas, Thurman, and Weber—42.

PROCEEDINGS UNDER CALL OF THE ASSEMBLY BY UNANIMOUS CONSENT

TEMPORARY SUSPENSION OF ASSEMBLY RULE NO. 85

Mr. Price asked for, and was granted, unanimous consent that Assembly Rule No. 85 be temporarily suspended for the purpose of placing a call of the Assembly on any matter on file.

REQUEST FOR UNANIMOUS CONSENT THAT NOTICE OF MOTION BE CONTINUED

Mr. M. Philip Davis asked for, and was granted, unanimous consent that his notice of motion to withdraw Assembly Bill No. 2655 from committee be continued until the next legislative day.

REQUEST FOR UNANIMOUS CONSENT THAT OPINION BE PRINTED IN THE JOURNAL

Mr. Anderson asked for, and was granted, unanimous consent that the following opinion of the Legislative Counsel be ordered printed in the Journal:

Opinion of Legislative Counsel

STATE OF CALIFORNIA, OFFICE OF LEGISLATIVE COUNSEL
SACRAMENTO, June 7, 1947

State Central Committee—No. 5519

Hon. Glenn M. Anderson
Assembly Chamber

DEAR MR. ANDERSON: You have asked us a series of questions relating to the state central committee of political parties and members thereof.

1. What is the status of members of the state central committee between the state convention and the next election?

The term of existence of the state central committee is not fixed in the law. The committee is formed on the day after the state convention (Sec. 2815, Elec. C.). Presumably, the committee continues to exist as such until the succeeding committee is organized.

The law provides for only the one meeting of the state central committee as a whole. The committee may appoint from its membership an executive committee to which it may grant any or all of its powers and duties (Sec. 2826, Elec. C.). The practice is for the central committee to grant all of the powers and duties to the executive committee.

Therefore, after the original meeting, the only members of the central committee who have any functions are those on the executive committee. The central committee, however, continues to exist and we know of no reason why it could not be convened in meeting by the executive committee if the latter so desired.

2. If a member of the state central committee dies, moves from the State or from one district to another, can a successor be appointed, and, if so, what are the steps?

3. If a member of the executive committee of a state central committee moves, dies, or resigns what is the method of filling the vacancy?

Section 2847 of the Elections Code provides that in the event of the appointment or election to *any* party committee of an ineligible person or whenever any member of any party committee dies, resigns, or becomes incapacitated to act or removes from the jurisdiction of the committee or ceases to be a member of the committee's party,

a vacancy exists which may be filled by appointment by the committee in which the ineligibility or vacancy occurs.

A vacancy on the executive committee would under this provision be filled by the executive committee. The death or disability of a member of the central committee, other than a member of the executive committee, would be filled by the central committee, or if it had granted all its powers to the executive committee, by that committee.

The moving of a member from one district to another would have no effect on his membership as he would still be "within the jurisdiction" of the state central or executive committee, which is state-wide.

4. In case an Assemblyman dies and a successor is elected: (a) Does the successor become a member of the state central committee? (b) Can he appoint three other members to the state central committee? (c) If so, what is the status of the deceased Assemblyman's appointees?

(a) The newly elected Assemblyman does not become a member of the state central committee. A vacancy exists which may be filled in the manner above discussed. He is, of course, eligible to appointment to fill the vacancy but does not automatically become a member of the committee.

(b) (c) The newly elected member is not authorized to appoint three members to the state central committee. Each delegate to the *state convention* appoints three members of the *state central committee* (Sec. 2803, Elec. C.). When the deceased member appointed his three members they became members by virtue of such appointment. Such appointment is final and such membership continues regardless of the status of the person appointing them.

As indicated above, unless membership in the executive committee is involved, an appointment to fill a vacancy would be in the nature of an honorary appointment as the appointee would have no functions to perform.

Very truly yours,

FRED B WOOD, Legislative Counsel
By JOSEPH W. PAULUCCI, Deputy

REPORT OF COMMITTEE ON CONFERENCE

The following report of Committee on Conference was received, and read:

ASSEMBLY CHAMBER, SACRAMENTO, June 9, 1947

MR SPEAKER. The Committee on Conference concerning:

Assembly Bill No. 817—An act to amend Sections 103 and 103½ of the Code of Civil Procedure, relating to justices courts in townships and cities;

Consisting of the undersigned members, has met, and reports that it has agreed to recommend the following:

That the amendments of the Senate be concurred in, and that the bill, as amended on May 26, 1947, be further amended as follows:

Amendment No. 1

On page 6, lines 10 and 11, of the printed bill, as amended in the Senate on May 26, 1947, strike out "three thousand six hundred dollars ($3,600)", and insert "four thousand eight hundred dollars ($4,800)".

Amendment No. 2

On page 6, lines 12 and 13, of said bill, strike out "one hundred dollars ($2,100)", and insert "seven hundred dollars ($2,700)"

Amendment No. 3

On page 6, line 15, of said bill, strike out "one hundred dollars ($2,100)", and insert "seven hundred dollars ($2,700)".

BREED	CALDECOTT
CRITTENDEN	BROWN
TENNEY	WEBER
Senate Committee on Conference	Assembly Committee on Conference

The roll was called, and the report adopted by the following vote:

AYES—Anderson, Bennett, Blosser, Brady, Brown, Burke, Burns, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Dickey, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Field, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Hinckley, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Luckel, Lyons, Maloney, McCollister, Miller, Niehouse, Sheridan, Sherwin, Silliman, Stanley, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—55.

NOES—None.

FURTHER PROCEEDINGS UNDER CALL OF THE ASSEMBLY DISPENSED WITH ON CONCURRENCE IN SENATE AMENDMENTS TO ASSEMBLY BILL NO. 743

At 8.07 p.m., on motion of Mr. Price, further proceedings under the call of the Assembly were dispensed with.

The names of the absentees were called, and the Assembly concurred in Senate amendments to Assembly Bill No. 743 by the following vote:

AYES—Anderson, Bennett, Blosser, Brady, Brown, Burke, Burns, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Doyle, Elliott, Erwin, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Hinckley, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, Maloney, McCollister, Miller, Niehouse, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—57.

NOES—None.

Assembly Bill No. 743 ordered enrolled.

MEMBERS EXCUSED

At 8.12 p.m., Mr. Brown asked for, and was granted, unanimous consent that the members of the Committee on Judiciary be excused, at this time, for the purpose of holding a meeting.

At 8.13 p.m., Mr. Wollenberg asked for, and was granted, unanimous consent that the members of the Committee on Ways and Means be excused, at this time, for the purpose of holding a meeting.

At 8.14 p.m., Mr. Gannon asked for, and was granted, unanimous consent that the members of the Committee on Civil Service and State Personnel be excused, at this time, for the purpose of holding a meeting.

At 8.15 p.m., Mr. Hollibaugh asked for, and was granted, unanimous consent that the members of the Committee on Revenue and Taxation be excused, at this time, for the purpose of holding a meeting, in the cloak room.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 2662—An act to amend Section 862.11 of an act entitled "An act to provide for the organization, incorporation and government of municipal corporations," approved March 13, 1883, relating to taxation by sixth class cities.

Bill read third time.

Motion to Amend

Mr. Clayton A. Dills moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 4, of the printed bill, strike out "two-thirds", and insert "a majority".

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

NOTICES OF MOTION TO RECONSIDER CONTINUED

By unanimous consent, the consideration of notice of motion to reconsider votes on the following bill was continued until the next legislative day:

Assembly Bill No. 1810.

MOTION THAT ALL MATTERS ON FILE BE CONTINUED

Mr. Dickey moved that all matters on the unfinished business file be continued until the next legislative day.

Motion carried.

UNANIMOUS CONSENT GRANTED THAT WOMEN WORKING ON BOOKS OF BILLS, AND OTHER BOOKS, BE PERMITTED TO USE REAR OF ASSEMBLY CHAMBER

By unanimous consent, permission was granted that the women who nightly work on books of bills, and other books, be permitted to use the rear of the Assembly Chamber even though the Assembly is in session.

ADJOURNMENT

At 8.38 p m., on motion of Mr. Dickey, the Speaker declared the Assembly adjourned until 9 a.m., Wednesday, June 11, 1947.

SAM L. COLLINS, Speaker

GERALDINE B. HADSELL, Minute Clerk

CALIFORNIA LEGISLATURE

FIFTY-SEVENTH (GENERAL) SESSION

ASSEMBLY DAILY JOURNAL

EIGHTY-SIXTH LEGISLATIVE DAY

ONE HUNDRED FIFTY-SEVENTH CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO

Wednesday, June 11, 1947

The Assembly met at 9 a.m.

Hon. Sam L. Collins, Speaker of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Sillman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—79.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. Raymond Renwald:

It is truly meet and just, right and availing unto salvation that we should at all times and in all places give thanks to Thee, O Holy Lord, Almighty and Everlasting God, through Christ Our Lord; through whom the angels praise Thy Majesty, the dominations adore, the powers are in awe. The heavens and the heavenly hosts and the blessed seraphim join together in celebrating their joy. With these we beseech that our voices also may be admitted, while we say.

Holy, holy, holy, Lord God of hosts, the heavens and the earth are filled with Thy glory; hosanna in the highest, blessed is he who comes in the name of the Lord, hosanna in the highest—AMEN.

READING OF THE JOURNAL DISPENSED WITH

On motion of Mr. M. Philip Davis, further reading of the Journal of the previous legislative day was dispensed with.

LEAVES OF ABSENCE FOR THE DAY

The following member was granted leave of absence for the day, and desired to waive his per diem:

Mr. Evans, by unanimous consent.

MESSAGES FROM THE GOVERNOR

STATE OF CALIFORNIA
GOVERNOR'S OFFICE, SACRAMENTO 14, June 11, 1947

To the Assembly of the State of California
Sacramento, California

GENTLEMEN: I am transmitting to you herewith a copy of a message with reference to Assembly Bill No. 438, entitled: "An act to amend an initiative act entitled 'An act prescribing the terms upon which licenses may be issued to practitioners of chiropractic, creating the State Board of Chiropractic Examiners and declaring its powers and duties, prescribing penalties for violation hereof, and repealing all acts and parts of acts inconsistent herewith,' approved by electors November 7, 1922, by adding Section 8 1 thereto, relating to the rights of blind persons in respect to the study and practice of chiropractic, said amendments to take effect upon the approval thereof by the electors, and providing for the submission thereof to the electors pursuant to Section 1b of Article IV of the State Constitution."

This bill, with my message relative thereto, I (through my Legislative Secretary) delivered to Kathryn T Niehouse, Member of the Assembly, at 9.40 o'clock p.m. on the tenth day of June, 1947, at which time your honorable body had adjourned for the day but not for the session.

Respectfully submitted.

EARL WARREN, Governor

STATE OF CALIFORNIA
GOVERNOR'S OFFICE, SACRAMENTO 14, June 10, 1947

To the Honorable Members of the Assembly
State of California, Sacramento, California

GREETINGS: I am returning herewith, without my signature,

Assembly Bill No. 438, entitled: "An act to amend an initiative act entitled 'An act prescribing the terms upon which licenses may be issued to practitioners of chiropractic, creating the State Board of Chiropractic Examiners and declaring its powers and duties, prescribing penalties for violation hereof, and repealing all acts and parts of acts inconsistent herewith,' approved by electors November 7, 1922, by adding Section 8 1 thereto, relating to the rights of blind persons in respect to the study and practice of chiropractic, said amendments to take effect upon the approval thereof by the electors, and providing for the submission thereof to the electors pursuant to Section 1b of Article IV of the State Constitution."

My objections to this bill are as follows:

This bill is opposed both by the Board of Chiropractic Examiners and by the California Chiropractic Association on the ground that its approval would lower the standards of chiropractic practice and would have the effect of admitting as chiropractors persons who could not properly examine patients and diagnose conditions.

Both bodies advise me that ability to observe external symptoms is highly necessary in the proper practice of the profession They also point out that a blind person is not qualified to make any diagnosis based upon laboratory work or upon examination of X-ray films.

The position of both the board and the association seems to be reasonable and consistent with public interest. I am, therefore, returning the bill without my approval

Respectfully submitted.

EARL WARREN, Governor

Assembly Bill No. 438 ordered to unfinished business file.

MOTION THAT CHIEF CLERK BE INSTRUCTED TO WRITE LETTER TO MRS. CHARLES W. LYON

Mr. Dickey moved that the Chief Clerk be instructed to write a letter to Mrs. Charles W. Lyon who was General Chairman of the picnic

held for Members of the Assembly, and others, on last Monday, June 9, 1947, at Land Park, and express to her, and to members of her committee, appreciation for a delightful event, on behalf of the Members of the Assembly.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, June 11, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 137
Assembly Bill No. 1377
Assembly Bill No. 1702

And reports the same correctly re-engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, June 11, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 212
Assembly Bill No. 405
Assembly Bill No. 431
Assembly Bill No. 865
Assembly Bill No. 926
Assembly Bill No. 1170
Assembly Bill No. 1492
Assembly Bill No. 1559
Assembly Bill No 1694
Assembly Bill No. 1824
Assembly Bill No 1833
Assembly Bill No. 1866
Assembly Bill No. 1946
Assembly Bill No. 2092
Assembly Bill No. 2128
Assembly Bill No. 2135
Assembly Bill No. 2221
Assembly Bill No. 2245
Assembly Bill No. 2364
Assembly Bill No. 2598
Assembly Bill No. 2709
Assembly Bill No. 2711

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, June 10, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed:

Senate Bill No. 285
Senate Bill No. 572
Senate Bill No. 594
Senate Bill No. 624
Senate Bill No. 657
Senate Bill No. 734
Senate Bill No. 879
Senate Bill No. 903
Senate Bill No. 909

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS

The following bills were read the first time:

Senate Bill No. 285—An act making an appropriation to the Regents of the University of California for research on problems relating to the production, processing, and distribution of agricultural products.

Referred to Committee on Ways and Means.

Senate Bill No. 572—An act to provide for the purchase of the Sonoma Barracks as a part of the State Park System and making an appropriation therefor.

Referred to Committee on Ways and Means.

Senate Bill No. 594—An act making an appropriation for the establishment of a Department of Wild Life and Marine Biology at Humboldt State College.

Referred to Committee on Ways and Means.

Senate Bill No. 624—An act making an appropriation to provide and equip a building for Hastings College of the Law.

Referred to Committee on Ways and Means.

Senate Bill No. 657—An act to make an appropriation for a poultry disease diagnostic station in Stanislaus County.

Referred to Committee on Ways and Means.

Senate Bill No. 734—An act making an appropriation to the Department of Education for the purchase, care and distribution of books.

Referred to Committee on Ways and Means.

Senate Bill No. 879—An act to add a new chapter to Division 6 of the Agricultural Code, relating to cooperation with the Federal Government in marketing service functions, and making an appropriation.

Referred to Committee on Ways and Means.

Senate Bill No. 903—An act making an appropriation to the State Agricultural Society for the acquisition of historical paintings relative to the missions in early California history.

Referred to Committee on Ways and Means.

Senate Bill No. 909—An act making an appropriation to the University of California for the construction and equipment of a viticultural building.

Referred to Committee on Ways and Means.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, June 10, 1947

MR SPEAKER I am directed to inform your honorable body that the Senate on this day passed.

Senate Bill No. 52
Senate Bill No 57
Senate Bill No 189
Senate Bill No 392
Senate Bill No. 575
Senate Bill No. 723

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS (RESUMED)

The following bills were read the first time:

Senate Bill No. 52—An act to amend Section 4279 of the Political Code and Section 28150 of the Government Code, relating to compensation for public services in counties of the fiftieth class.

Referred to Committee on Municipal and County Government.

Senate Bill No. 57—An act making an appropriation for the acquisition of land in Monterey County as part of the State Park System.

Referred to Committee on Ways and Means.

Senate Bill No. 189—An act to amend Section 65 of the Labor Code, relating to conciliation and arbitration of labor disputes.

Referred to Committee on Industrial Relations.

Senate Bill No. 392—An act to amend Section 737u of the Political Code, relating to the salary of superior court judges in and for the County of Inyo.

Referred to Committee on Judiciary.

Senate Bill No. 575—An act to amend Section 737u of the Political Code, relating to salaries of judges.

Referred to Committee on Judiciary.

Senate Bill No. 723—An act to provide for a recreational program and for the acquisition and construction of lands and facilities for the propagation and conservation of wildlife, creating a board to acquire the necessary property to carry out such program, and to provide for the maintenance and operation of the property and facilities so acquired, and making an appropriation.

Referred to Committee on Fish and Game.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, June 10, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted the report of the Committee on Conference concerning:

Assembly Bill No. 817—An act to amend Sections 103 and 103½ of the Code of Civil Procedure, relating to justices' courts in townships and cities.

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Assembly Bill No. 817 ordered enrolled.

SENATE CHAMBER, SACRAMENTO, June 10, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted the report of the Committee on Conference concerning:

Assembly Bill No. 1117—An act to amend Sections 2617, 2618, 2621, 2704, 2705, and 2706 of the Revenue and Taxation Code, relating to penalties for nonpayment of real estate taxes.

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

RE-REFERENCE OF BILLS

By order of the Speaker, the following bills were withdrawn from the file, and re-referred as follows:

Assembly Bill No. 2245 re-referred to Committee on Ways and Means.

Assembly Bills Nos. 865 and 1170 re-referred to Committee on Education.

Assembly Bill No. 2135 re-referred to Committee on Public Morals.

Assembly Bill No. 1946 re-referred to Committee on Ways and Means.

REQUESTS FOR PERMISSION TO INTRODUCE BILLS

The following request for permission to introduce a bill was presented:

By Mr. Caldecott:

ASSEMBLY CHAMBER, SACRAMENTO, June 10, 1947

MR. SPEAKER: In accordance with the provisions of Article IV, Section 2, of the Constitution, I request permission to introduce a bill, the title of which is as follows:

An act to add Section 73e to the Code of Civil Procedure, relating to holding sessions of the superior court in places other than the county seat.

Respectfully submitted.

T. W. CALDECOTT

Request referred to Committee on Legislative Procedure.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, June 10, 1947

MR. SPEAKER: Your Committee on Legislative Procedure, to which was referred the following bill, herewith returns the same with the recommendation that the author be permitted to introduce it:

By Mr. Caldecott:

An act to add Section 73e to the Code of Civil Procedure, relating to holding sessions of the superior court in places other than the county seat.

WEBER, Chairman

The roll was called.

Call of the Assembly

Pending the announcement of the vote, Mr. Caldecott moved a call of the Assembly.

Motion carried. Time, 9.10 a.m.

The Speaker directed the Sergeant-at-Arms to close the doors, and to bring in the following absent members:

Anderson, Bennett, Blosser, Boyd, Brady, Burke, Burns, Carey, George D. Collins, Collier, Cramer, Crowley, Debs, Clayton A. Dills, Ralph C. Dills, Dolwig, Dunn, Evans, Field, Gannon, Geddes, Grant, Hawkins, Heisinger, Hinckley, Hollibaugh, Huyck, James, Knight, McCollister, McMillan, Miller, O'Day, Price, Rosenthal, Sheridan, Silliman, Thomas, Weber, and Wollenberg—40.

PROCEEDINGS UNDER CALL OF THE ASSEMBLY BY UNANIMOUS CONSENT

TEMPORARY SUSPENSION OF ASSEMBLY RULE NO. 85

Mr. Dickey asked for, and was granted, unanimous consent that Assembly Rule No. 85 be temporarily suspended for the purpose of placing a call of the Assembly on any matter on file.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

The following resolution was offered:

Assembly Constitutional Amendment No. 43: By Mr. Elliott—A resolution to propose to the people of the State of California an amendment to the Constitution of the State by adding to Article 1 thereof a new section to be numbered 26 relating to freedom from arrest or detention of persons without visible means of support, or living accommodations.

Referred to Committee on Constitutional Amendments.

Hon. Randal F. Dickey Presiding

At 9.12 a.m., Hon. Randal F. Dickey, Member of the Assembly from the Fourteenth District, presiding.

MOTION TO WITHDRAW ASSEMBLY BILL NO. 717 FROM COMMITTEE WAIVED

Mr. Kilpatrick waived his notice that on the second legislative day he would move to withdraw Assembly Bill No. 717 from the Committee on Public Health, and have it placed upon the file.

CONSIDERATION OF DAILY FILE (RESUMED)

UNFINISHED BUSINESS

CONSIDERATION OF SENATE AMENDMENTS

Assembly Bill No. 1439—An act to amend Section 553.5 of the Agricultural Code, relating to sterilized milk and cream.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 1439?

Amendment No. 1

In line 1 of the title of the printed bill, strike out "553.5", and insert "628".

Amendment No. 2

On page 1, line 1, of the printed bill, strike out "553 5", and insert "628".

Amendment No. 3

On page 1, line 3, of the printed bill, strike out "553 5", and insert "628".

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 1439 by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Burke, Burns, Butters, Caldecott, Clarke, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Dickey, Dolwig, Doyle, Dunn, Elliott, Erwin, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinton, James, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, McCollister, Niehouse, Robertson, Sherwin, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, and Waters—49.

NOES—None.

Assembly Bill No. 1439 ordered enrolled.

Speaker Presiding

At 9.21 a.m., Hon. Sam L. Collins, Speaker of the Assembly, presiding.

Assembly Bill No. 50—An act to amend Section 4249 of the Political Code and Section 28120 of the Government Code, relating to compensation for public service in counties of the twentieth class.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 50?

Amendment No. 1

In line 1 of the title of the printed bill, as amended in the Assembly on May 23, 1947, strike out "Section 4249 of the Political Code and Section", and insert "Sections 28116 and".

Amendment No. 2

In line 3 of the title of said bill, strike out "of the twentieth class".

Amendment No. 3

On page 3 of said bill, strike out lines 21 to 52, inclusive; and on page 4, strike out lines 1 to 27, inclusive, and insert

"SECTION 1. Section 28116 of the Government Code is amended to read:

28116. In a county of the sixteenth class the following shall receive as compensation for the services required of them by law or by virtue of their offices the following sums:

(a) The auditor, four thousand four hundred dollars ($4,400) a year.

(b) The district attorney, four thousand dollars ($4,000) a year.

(c) Each supervisor, three thousand dollars ($3,000) a year and mileage at the rate of ten cents ($0.10) for each mile traveled to and from the meetings of the board. Only one mileage at any one session of the board shall be allowed. The county may furnish automobiles to the supervisors for use on any trips taken in performance of their official duties for which mileage would otherwise be allowed. All expenses for fuel, oil, supplies, upkeep, and maintenance of the automobiles shall be paid from county funds. The use of automobiles is in lieu of any other mileage. The supervisors shall act as road commissioners in their respective districts.

(d) Grand jurors and trial jurors in the superior court shall receive three dollars ($3) for each day's attendance and ten cents ($0.10) for each mile from their residences to the county seat, to be allowed for each day the jurors are required to and do attend. For attending as a member of a committee of the grand jury, for each day's attendance on the committee, three dollars ($3) and mileage at the rate of five cents ($0.05) a mile. The court shall make an order directing the auditor to draw his warrant on the county treasury for the amounts due, and the auditor, unless otherwise specifically ordered, shall draw warrants on the first and fifteenth days of each month, and the treasurer shall pay the warrants.

The compensation provided for by this section shall be paid to incumbent officers."

Amendment No. 4

On page 5 of said bill, strike out lines 26 to 30, inclusive.

The roll was called, and the Assembly refused to concur in Senate amendments to Assembly Bill No. 50 by the following vote:

AYES—Brown and Kilpatrick—2.

NOES—Allen, Anderson, Beck, Bennett, Berry, Boyd, Burke, Burns, Butters, Caldecott, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Dickey, Doyle, Dunn, Elliott, Erwin, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinton, James, Johnson, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McCollister, Niehouse, Sherwin, Stanley, Stephenson, Thompson, Thorp, Thurman, and Waters—47

Appointment of Committee on Conference Concerning Assembly Bill No. 50

The Speaker announced the appointment of Messrs. McCollister, Brown, and Dolwig as a Committee on Conference concerning Assembly Bill No. 50.

Assembly Joint Resolution No. 45—Relative to the taking of wild ducks in California.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Joint Resolution No. 45?

Amendment No. 1

In line 1 of the title of the printed measure, strike out "taking of", and all of line 2 of said title, and insert "protection of farm crops from depredation by migratory water fowl".

Amendment No. 2

On page 1 of said measure, strike out lines 1 to 28; and on page 2, strike out lines 1 to 19, and insert

"WHEREAS, The flight of ducks and other migratory water fowl along and over the Pacific flyways within the State of California, in their flight to and return from their wintering grounds occurs during the period when the farm crops are maturing and are being harvested; and

WHEREAS, The natural resting and feeding grounds of all migratory water fowl in this State have been almost completely destroyed by reclamation projects throughout such State, leaving no adequate supply of food or convenient resting places for such water fowl in their flight through the State of California; and

WHEREAS, California has now embarked upon a program looking to the affording of protection to the farmers and to farm crops and at the same time providing feeding and resting places at various places throughout the State; and

WHEREAS, Said program requires and the State of California contemplates the acquisition of large tracts of land and an adequate supply of water for sufficient resting ponds and refuges for ducks and other migratory water fowl within this State; and

WHEREAS, To make such program effective and protect farm crops it is necessary to provide not only resting ponds and preserves but also to provide adequate feeding grounds; and be it

Resolved by the Assembly and the Senate of the State of California, jointly, That the Federal Government and particularly the Fish and Wildlife Service be requested to cooperate with the State of California in devising ways and means of selecting and acquiring suitable areas of land with an adequate supply of water throughout the State for resting ponds and preserves for migratory water fowl; and be it further

Resolved, That the said Federal Government and particularly the Fish and Wildlife Service be requested to establish rules and regulations which will permit the feeding of migratory water fowl within the State of California, either by distribution of feed or by the planting of food producing crops at various places along said flyways, and in, at and on the various private clubs throughout the State of California, and that such rules and regulations provide for the licensing of clubs and individuals under proper regulations and control, to feed or provide food for such migratory water fowl during their flight throughout this State; and be it further

Resolved, That it is the conclusion of the Assembly and the Senate of the State of California, as a result of extensive study and investigation, that some plan of feeding and providing of resting ponds as hereinbefore suggested, is the only means or method by which the crops within California can be protected against continuous depredations by ducks and other migratory water fowl; and be it further

Resolved, That copies of this resolution be forthwith dispatched to the Honorable Albert M. Day, Director, Fish and Wildlife Service; to the Senators and Representatives of California; and to the Secretary of Interior."

The roll was called, and the Assembly concurred in Senate amendments to Assembly Joint Resolution No. 45 by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Dickey, Dolwig, Doyle, Dunn, Erwin, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinton, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, Niehouse, Price, Robertson, Sherwin, Stanley, Stephenson, Thompson, Thorp, Thurman, Waters, and Mr. Speaker—53.

NOES—None.

Assembly Joint Resolution No. 45 ordered enrolled.

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1080—An act to amend Section 20457 of the Government Code, relating to elections among employees of public agencies on the question of their inclusion in the State Employees' Retirement System.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, M. Philip Davis, Dickey, Dolwig, Doyle, Dunn, Erwin, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Heisinger, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Price, Robertson, Sherwin, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, and Mr. Speaker—52.

NOES—Hahn and Hinton—2.

Bill ordered transmitted to the Senate.

Assembly Bill No. 76—An act to repeal Section 1083 of the Military and Veterans Code, and to add Sections 1083, 1086, 1086.1, 1086.2, 1086.3, 1086.4, and 1086.5 thereto, relating to the Woman's Relief Corps Home of California and the members thereof, providing for the cessation of new admissions thereto and for the dismissal from the home of

the members thereof and their care and support by the counties to which they go and for reimbursement therefor to said counties by the State, or in lieu thereof, for the support of said members by the State, providing for proceedings for the commitment of mentally unsound members of the home to state institutions under the jurisdiction of the Department of Mental Hygiene, providing for the disposition of the property of the home after the removal of all members therefrom, and making an appropriation.

Bill read third time.

Additional Time Granted for Debate on Assembly Bill No. 76

By unanimous consent, Mr. Allen was allowed one minute additional time for the purpose of answering a question relative to the passage of Assembly Bill No. 76.

The question being on the passage of Assembly Bill No. 76.

The roll was called.

Call of the Assembly

Pending the announcement of the vote, Mr. McCollister moved a call of the Assembly.

Motion carried. Time, 10.04 a.m.

The Speaker directed the Sergeant-at-Arms to close the doors, and bring in the following absent members:

Brady, Carey, Debs, Clayton A. Dills, Ralph C. Dills, Doyle, Evans, Hollibaugh, Miller, O'Day, Rosenthal and Thomas—12

PROCEEDINGS UNDER CALL OF THE ASSEMBLY BY UNANIMOUS CONSENT

REPORT OF COMMITTEE ON CONFERENCE

The following report of Committee on Conference was received, and read:

ASSEMBLY CHAMBER, SACRAMENTO, June 10, 1947

MR. SPEAKER: The Committee on Conference concerning:

Assembly Bill No. 1117—An act to amend Sections 2617, 2618, 2621, 2704, 2705, and 2706 of the Revenue and Taxation Code, relating to penalties for nonpayment of real estate taxes;

Consisting of the undersigned members, has met, and reports that it has agreed to recommend the following:

That the amendments of the Senate be not concurred in, and that the bill, as amended on May 22, 1947, be further amended, as follows:

Amendment No. 1

On page 2, lines 11 and 12, of the printed bill, as amended, strike out "real property", and insert "the secured roll".

Amendment No. 2

On page 2, line 17, of said bill, strike out "real property", and insert "the secured roll".

HULSE	FIELD
WARD	ERWIN
DELAP	CRAMER
Senate Committee on Conference	*Assembly Committee on Conference*

The roll was called, and the report adopted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Dolwig, Doyle, Dunn, Erwin, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins,

Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, Price, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr Speaker—65.

NOES—None.

Assembly Bill No. 1117 ordered enrolled.

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS (RESUMED)
MOTION TO WITHDRAW SENATE BILL NO. 1493 FROM COMMITTEE

In compliance with a notice given on a previous day, Mr. Hinton moved that Senate Bill No. 1493 be withdrawn from the Committee on Industrial Relations, and be placed upon the file.

Point of Order

Mr. M. Philip Davis arose to the following point of order: That Mr. Maloney is not speaking to the motion.

Ruling by Speaker

Speaker Collins ruled the point of order well taken.

Motion to Temporarily Suspend the Rules

Mr. Sherwin moved that the Rules be temporarily suspended for the purpose of allowing Mr. Maloney unlimited time for debate on the motion to withdraw Senate Bill No. 1493 from committee, at this time.

Mr. Field seconded the motion.

The roll was called, and the motion for temporary suspension of the Rules lost by the following vote:

AYES—Blosser, Boyd, Butters, Caldecott, Clarke, Collier, Conrad, Cramer, M. Philip Davis, Dickey, Dolwig, Doyle, Erwin, Field, Geddes, Grant, Grunsky, Hahn, Hinckley, Hinton, James, Johnson, Kirkwood, Knight, Loomis, Lowrey, McCollister, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thomas, and Thorp—35.

NOES—Anderson, Beck, Bennett, Berry, Brady, Burns, George D Collins, Cooke, Crichton, Lester T. Davis, Debs, Ralph C. Dills, Dunn, Elliott, Fletcher, Gaffney, Gannon, Hawkins, Heisinger, Huyck, Kilpatrick, Luckel, Lyons, Maloney, McMillan, Niehouse, Price, Stephenson, Waters, Weber, and Wollenberg—31.

The question being on Mr. Hinton's motion that Senate Bill No. 1493 be withdrawn from the Committee on Industrial Relations, and be placed upon the file.

Motion to Grant Additional Time to Mr. Maloney

Mr. Sherwin moved that additional time be granted Mr. Maloney for the purpose of permitting him to conclude his arguments on the motion by Mr. Hinton.

Mr. M. Philip Davis seconded the motion.

Motion carried.

The question being on the motion by Mr. Hinton that Senate Bill No 1493 be withdrawn from the Committee on Industrial Relations, and be placed upon the file.

Point of Order

Mr. Lyons arose to the following point of order: That Mr. Sherwin is not speaking to the motion.

Ruling by Speaker

Speaker Collins ruled the point of order well taken.

Point of Order

Mr. Dunn arose to the following point of order: That Mr. Gannon is not speaking to the motion.

Ruling by Speaker

Speaker Collins ruled the point of order not well taken.

The question being on the motion by Mr. Hinton.

Demand for Previous Question

Messrs. Silliman, Luckel, Heisinger, Loomis, and Price demanded the previous question.

Demand for previous question sustained.

The question being on the motion by Mr. Hinton that Senate Bill No. 1493 be withdrawn from the Committee on Industrial Relations, and be placed upon the file.

Point of Order

Mr. Elliott arose to the following point of order: That Mr. Hinton's closing remarks do not pertain to the motion.

Ruling by Speaker

Speaker Collins ruled the point of order well taken.

The question being on the motion by Mr. Hinton that Senate Bill No. 1493 be withdrawn from the Committee on Industrial Relations, and be placed upon the file.

The roll was called, and the motion carried by the following vote:

AYES—Allen, Beck, Blosser, Boyd, Burke, Butters, Caldecott, Clarke, Collier, Conrad, Cooke, Cramer, M. Philip Davis, Dickey, Dolwig, Erwin, Field, Gannon, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kirkwood, Knight, Loomis, Luckel, Price, Robertson, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—45.

NOES—Anderson, Bennett, Berry, Brady, Brown, Burns, George D. Collins, Crichton, Crowley, Lester T. Davis, Debs, Ralph C. Dills, Dunn, Elliott, Fletcher, Gaffney, Hawkins, Kilpatrick, Lyons, Maloney, McMillan, Niehouse, Rosenthal, Sheridan, Thomas, and Thurman—26.

Notice of Motion to Reconsider Vote Whereby Senate Bill No. 1493 Was Withdrawn From Committee

Mr. Miller gave notice that on the next legislative day he would move to reconsider the vote whereby Senate Bill No. 1493 was this day withdrawn from the Committee on Industrial Relations.

MOTION TO WITHDRAW SENATE BILL NO. 1492 FROM COMMITTEE

In compliance with a notice given on a previous day, Mr. Hinton moved that Senate Bill No. 1492 be withdrawn from the Committee on Industrial Relations, and be placed upon the file.

Demand for Previous Question

Messrs. Silliman, Loomis, James, Luckel, and Butters demanded the previous question.

The roll was called, and the demand for previous question denied by the following vote:

AYES—Blosser, Boyd, Burke, Butters, Caldecott, Clarke, Cramer, Crichton, Dolwig, Erwin, Gannon, Grant, Grunsky, Heisinger, Hinckley, James, Johnson, Kirkwood, Knight, Loomis, Luckel, Price, Robertson, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, and Thurman—31

NOES—Anderson, Beck, Berry, Brady, Brown, Burns, Carey, Collier, George D. Collins, Conrad, Cooke, Crowley, M. Philip Davis, Ralph C. Dills, Dunn, Elliott, Field, Fletcher, Gaffney, Geddes, Hahn, Hawkins, Huyck, Lyons, Maloney, McMillan, Rosenthal, Sheridan, Thomas, Waters, Weber, and Wollenberg—32.

The question being on the motion by Mr. Hinton that Senate Bill No. 1492 be withdrawn from the Committee on Industrial Relations, and be placed upon the file.

Hon. C. Don Field Presiding

At 11.03 a.m., Hon. C. Don Field, Member of the Assembly from the Forty-third District, presiding.

Point of Order

Mr. Sherwin arose to the following point of order: That Mr. Beck is not speaking to the motion.

Speaker Presiding

At 11.05 a.m., Hon. Sam L. Collins, Speaker of the Assembly, presiding.

Ruling by Speaker

Speaker Collins ruled the point of order well taken.

Demand for Previous Question

Messrs. Thurman, Heisinger, Grunsky, Silliman, and Stewart demanded the previous question.

Demand for previous question sustained.

The question being on the motion by Mr. Hinton that Senate Bill No. 1492 be withdrawn from the Committee on Industrial Relations, and be placed upon the file.

The roll was called.

Call of the Assembly

Pending the announcement of the vote, Mr. Hinton moved a call of the Assembly.

Motion carried. Time, 11.15 a.m.

The Speaker directed the Sergeant-at-Arms to close the doors, and to bring in the following absent members:

Allen, Dickey, Clayton A. Dills, Evans, Lowrey, Miller, O'Day, Robertson, and Thompson—9.

PROCEEDINGS UNDER CALL OF THE ASSEMBLY BY UNANIMOUS CONSENT

FURTHER PROCEEDINGS UNDER CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 76

At 11.16 a.m., on motion of Mr. McCollister, further proceedings under the call of the Assembly were dispensed with.

The names of the absentees were called, and Assembly Bill No. 76 passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Boyd, Brady, Brown, Burke, Collier, George D. Collins, Conrad, Cooke, Cramer, Lester T. Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Field, Gannon, Grant, Grunsky, Hahn, Hawkins, Hinckley, Hollibaugh, Huyck, James, Kilpatrick, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—54

NOES—Berry, Blosser, Burns, Butters, Caldecott, Clarke, Crichton, Crowley, M. Philip Davis, Dunn, Fletcher, Gaffney, Geddes, Heisinger, Hinton, Johnson, Kirkwood, McMillan, Thompson, and Thorp—20.

Notice of Motion to Reconsider Assembly Bill No. 76

Mr. Thompson gave notice that on the next legislative day he would move to reconsider the vote whereby Assembly Bill No. 76 was this day passed.

FURTHER PROCEEDINGS UNDER CALL OF THE ASSEMBLY DISPENSED WITH ON REQUEST FOR PERMISSION TO INTRODUCE A BILL

At 11.18 a.m., on motion of Mr. Caldecott, further proceedings under the call of the Assembly were dispensed with.

The names of the absentees were called, and permission to introduce a bill was granted to Mr. Caldecott by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T Davis, M Philip Davis, Debs, Dickey, Dolwig, Doyle, Dunn, Elliott, Erwin, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—74.

NOES—None.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bill was introduced, and read the first time:

Assembly Bill No. 2717: By Mr. Caldecott—An act to add Section 73e to the Code of Civil Procedure, relating to holding sessions of the superior court in places other than the county seat.

Referred to Committee on Judiciary.

Motion to Place Rush Order on Printing of Assembly Bill No. 2717

Mr. Caldecott moved that a rush order be placed on the printing of Assembly Bill No. 2717.

Motion carried.

TEMPORARY SUSPENSION OF ASSEMBLY RULE NO. 85

Mr. Johnson asked for, and was granted, unanimous consent that Assembly Rule No. 85 be temporarily suspended for the purpose of placing a call of the Assembly on any matter on file.

REQUESTS FOR PERMISSION TO INTRODUCE BILLS

The following request for permission to introduce a bill was presented:

By Mr. Wollenberg:

ASSEMBLY CHAMBER, SACRAMENTO, June 11, 1947

MR. SPEAKER: In accordance with the provisions of Article IV, Section 2, of the Constitution, I request permission to introduce a bill, the title of which is as follows:

An act to provide for the organization, incorporation, and government of peninsula industrial districts, authorizing such districts to incur bonded indebtedness for the acquisition and construction of works and property, and to levy and collect taxes therefor, and granting certain state lands to such districts.

Respectfully submitted.

ALBERT C. WOLLENBERG

Request referred to Committee on Legislative Procedure.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, June 11, 1947

MR. SPEAKER: Your Committee on Legislative Procedure, to which was referred the following bill, herewith returns the same with the recommendation that the author be permitted to introduce it:

By Mr. Wollenberg:

An act to provide for the organization, incorporation, and government of peninsula industrial districts, authorizing such districts to incur bonded indebtedness for the acquisition and construction of works and property, and to levy and collect taxes therefor, and granting certain state lands to such districts.

WEBER, Chairman

The roll was called, and permission granted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Dolwig, Doyle, Dunn, Elliott, Erwin, Field, Fletcher, Gaffney, Geddes, Grant, Hahn, Hawkins, Heisinger, Hinckley, Holhbaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Sillman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—71.

NOES—None.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bill was introduced, and read the first time:

Assembly Bill No. 2718: By Mr. Wollenberg—An act to provide for the organization, incorporation, and government of peninsula industrial districts, authorizing such districts to incur bonded indebtedness for the acquisition and construction of works and property, and to levy and collect taxes therefor, and granting certain state lands to such districts.

Referred to Committee on Governmental Efficiency and Economy.

Motion to Place Rush Order on Printing of Assembly Bill No. 2718

Mr. Wollenberg moved that a rush order be placed on the printing of Assembly Bill No. 2718.

Motion carried.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolution was offered:

Assembly Concurrent Resolution No. 87: By Mr. McCollister—Relative to the continuation of the Angel Island State Park Joint Investigating Committee.

Referred to Committee on Rules.

NOTICE OF MOTION TO WITHDRAW SENATE BILL NO. 949 FROM COMMITTEE

Mr. Johnson gave notice that on the second legislative day he would move to withdraw Senate Bill No. 949 from the Committee on Industrial Relations, and have it placed upon the file.

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS (RESUMED)
CONSIDERATION OF SENATE AMENDMENTS

Assembly Bill No. 141—An act to amend Section 736b of the Political Code, relating to salaries of judges.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 141?

Amendment No. 1

On page 1, line 7, of the printed bill, as amended in the Senate on April 10, 1947, strike out "five hundred".

Amendment No. 2

On page 1, line 8, of said bill, strike out "($6,500)", and insert "($6,000)".

Amendment No. 3

On page 1 of said bill, strike out line 12, and insert "thousand dollars ($6,000)".

The roll was called, and the Assembly refused to concur in Senate amendments to Assembly Bill No. 141 by the following vote:

AYES—Butters, Field, Geddes, Hahn, and Sheridan—5.

NOES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Niehouse, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr Speaker—64.

Roll Call Corrected

Because of a defect in the voting machine, the "No" vote of Mr. Weber was not recorded on the roll call on the concurrence in Senate amendments to Assembly Bill No. 141. He asked for, and was granted, unanimous consent, that he be recorded as having voted "No," on this roll call.

Appointment of Committee on Conference Concerning Assembly Bill No. 141

The Speaker announced the appointment of Messrs. Rosenthal, Beck, and Geddes as a Committee on Conference concerning Assembly Bill No. 141.

FURTHER PROCEEDINGS UNDER CALL OF THE ASSEMBLY DISPENSED WITH ON MOTION TO WITHDRAW SENATE BILL NO. 1492 FROM COMMITTEE

At 11.26 a.m., on motion of Mr. Hinton, further proceedings under the call of the Assembly were dispensed with.

The names of the absentees were called on the motion by Mr. Hinton that Senate Bill No. 1492 be withdrawn from the Committee on Industrial Relations, and be placed upon the file.

Call of the Assembly

Pending the announcement of the vote, Mr. Hinton moved a call of the Assembly.

Point of Order

Mr. Ralph C. Dills arose to the following point of order: That Mr. Hinton is out of order, and cannot place a call of the House upon a call.

Ruling by Speaker

Speaker Collins ruled the point of order not well taken, because there has been intervening business between his first motion for a call of the Assembly, and his last.

The question being on the motion for a call of the Assembly.

The roll was called, and the motion carried by the following vote:

AYES—Boyd, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, Conrad, Cramer, Crichton, M. Philip Davis, Dickey, Dolwig, Erwin, Field, Gannon, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kirkwood, Knight, Lowrey, Luckel, McCollister, Niehouse, Price, Robertson, Sherwin, Silliman, Stanley, Thompson, Thorp, Waters, Wollenberg, and Mr Speaker—42.

NOES—Anderson, Beck, Bennett, Berry, Carey, George D. Collins, Cooke, Lester T. Davis, Ralph C. Dills, Doyle, Dunn, Elliott, Fletcher, Gaffney, Hawkins, Kilpatrick, Lyons, Maloney, McMillan, Miller, O'Day, Rosenthal, Sheridan, and Thomas—24.

Roll Call Corrected

Because of a defect in the voting machine, the "Aye" vote of Mr. Caldecott was not recorded on the roll call on the motion for a call of the Assembly on Senate Bill No. 1492. He asked for, and was granted, unanimous consent that he be recorded as having voted "Aye" on this roll call.

Time, 11.30 a.m.

The Speaker directed the Sergeant-at-Arms to close the doors, and to bring in the following absent members:

Allen, Clayton A. Dills, Evans, Miller, and Robertson—5.

PROCEEDINGS UNDER CALL OF THE ASSEMBLY BY UNANIMOUS CONSENT

TEMPORARY SUSPENSION OF ASSEMBLY RULE NO. 85

Mr. Debs asked for, and was granted, unanimous consent that Assembly Rule No. 85 be temporarily suspended for the purpose of placing a call of the Assembly on any matter on file.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1498—An act making an appropriation for the administration, support and maintenance of the Los Angeles State College.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D Collins, Conrad, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Thomas, Thompson, Thorp, Waters, and Wollenberg—70.

NOES—Hinckley—1

Bill ordered transmitted to the Senate.

Assembly Bill No. 1499—An act to add Sections 13656 and 14703 to the Education Code of the State of California, to protect rights of employment and retirement of employees, in positions requiring certification qualifications, of junior college school districts containing 1,000,000 or more inhabitants, who teach in state colleges pursuant to contracts entered into between the State Director of Education and said districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D Collins, Conrad, Cramer, Crichton, Crowley, Lester T. Davis, M Philip Davis, Debs, Dickey, Ralph C Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck,

James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Thomas, Thompson, Thorp, Waters, and Wollenberg—70.

NOES—Huckley—1.

Bill ordered transmitted to the Senate.

Assembly Bill No. 2116—An act to add Section 18052.1 to the Education Code, relating to contracts let by school districts.

Bill read third time.

Motion to Amend

Mr. Caldecott moved the adoption of the following amendment:

Amendment No. 1

On page 1 of the printed bill, strike out lines 7 to 15, inclusive, and insert "if additional plans, specifications, and estimates of cost are filed, make any changes in the plans and specifications not involving an additional expenditure of more than five hundred dollars ($500) without complying with the provisions of this article respecting bids and letting of contracts."

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2696—An act to add Article 4.5, comprising Sections 14090 to 14096 inclusive, to Chapter 1, Part 3, Division 12, and Article 7.7 comprising Sections 14495 to 14495.10 inclusive, to Chapter 2, Part 3, Division 12, of the Health and Safety Code, and to add Sections 14160, 14161, 14162, 14163, 14480.2, 14480.3, 14480.4, and 14480.5, to said code, all relating to fire protection districts, and the issuance of bonds in support thereof.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Field, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, O'Day, Price, Sheridan, Sherwin, Silliman, Stanley, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—68.

NOES—None.

Bill ordered transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT THAT ASSEMBLY BILL NO. 1522 BE CONSIDERED ON THIRD READING FILE WITHOUT RE-REFERENCE TO COMMITTEE

Mr. Ralph C. Dills asked for, and was granted, unanimous consent that Assembly Bill No. 1522 be considered on third reading, without re-reference to the Committee on Municipal and County Government, and that it be taken up, at this time.

CONSIDERATION OF ASSEMBLY BILL NO. 1522

Assembly Bill No. 1522—An act to add Section 5.1 to the act entitled "An act to authorize the counties of the State of California to

establish retirement systems for their employees," approved May 20, 1919, and to add Section 31326.1 to the Government Code, relating to funds of the system.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Berry, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cramer, Crichton, Crowley, M. Philip Davis, Dels, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Fletcher, Gaffney, Gannon, Geddes, Grant, Hahn, Hawkins, Heisinger, Hinckley, Huyck, James, Johnson, Loomis, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, O'Day, Price, Sheridan, Sherwin, Silliman, Stanley, Thomas, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—60.

NOES—None.

Bill ordered transmitted to the Senate.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1651—An act to amend the title and Section 1 of an act entitled "An act authorizing and requiring boards or commissions having the management and control of paid fire departments, to grant the members thereof yearly vacations," approved March 26, 1895, relating to vacations and hours on duty of members of fire departments.

Bill read third time

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burns, Caldecott, Carey, Clarke, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Hinton, Hollibaugh, Huyck, Kilpatrick, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, O'Day, Price, Robertson, Rosenthal, Sheridan, Stanley, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—56

NOES—Boyd, Burke, Butters, Collier, Cramer, Heisinger, Hinckley, James, Johnson, Knight, Silliman, and Stewart—12.

Bill ordered transmitted to the Senate.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, June 11, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 142—An act to amend Section 67a of the Code of Civil Procedure, relating to judges in the counties of the first class;

Assembly Bill No. 149—An act to add Section 425.1 to the Vehicle Code, relating to liens upon vehicles;

Assembly Bill No. 170—An act to amend Section 44 of the Vehicle Code, relating to authorized emergency vehicles;

And reports that the same have been correctly enrolled, and presented to the Governor on the eleventh day of June, 1947, at 12 m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 11, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 285—An act to amend Section 261a of the Code of Civil Procedure relating to superior court employees in counties, or cities and counties, of 900,000 population or more;

Assembly Bill No. 286—An act to add Section 261.5 to the Code of Civil Procedure, relating to superior court employees in counties, or cities and counties, of 2,000,000 population or more;

Assembly Bill No. 627—An act to amend Section 4004.5 of the Political Code and Section 23010 of the Government Code, relating to loans by counties;

And reports that the same have been correctly enrolled, and presented to the Governor on the eleventh day of June, 1947, at 12 m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 11, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1236—An act to amend Sections 28111, 28113, 28115, 28116, 28133, 28142, 28285, and 28295, and to repeal Sections 28134 and 28292 of, and to add Section 28117 to, the Health and Safety Code, relating to the preservation of the public health, including the sanitation and regulation of establishments where food used for human consumption is stored, prepared, kept, manufactured or distributed;

Assembly Bill No. 1348—An act to define and regulate the business of selling checks or cashing checks, drafts or money orders or of receiving money for the purpose of paying bills, invoices or accounts of an obligor; to provide for the issuance of licenses and the making of examinations and investigations by the Commissioner of Corporations; to limit the amount of fees to be charged; to provide for the suspension, surrender and revocation of licenses; to provide for the adoption of rules and regulations and to prescribe penalties for violations of this act;

Assembly Bill No. 1571—An act to amend Section 91.5 of the Agricultural Code, relating to the uses of Sixth District Agricultural Association Fund;

And reports that the same have been correctly enrolled, and presented to the Governor on the eleventh day of June, 1947, at 12 m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 11, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1790—An act to add Section 20 to the Flood Control Fund Act of 1946, relating to the control of floods on the Santa Ana River Basin, Lytle and Cajon Creeks and making an appropriation;

Assembly Bill No. 2015—An act to amend Section 10 of the County Water Authority Act, relating to annexations to county water authorities;

Assembly Bill No. 2341—An act to amend Section 23 of the Agricultural Producers Marketing Act, relating to the termination of programs for marketing agricultural products;

And reports that the same have been correctly enrolled, and presented to the Governor on the eleventh day of June, 1947, at 12 m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 11, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 147—An act to amend Sections 453, 607.7, 623.5, 640, and 650 6 of the Vehicle Code, relating to persons and equipment engaged in highway work, declaring the urgency thereof and providing that this act shall take effect immediately;

Assembly Bill No. 450—An act to amend Section 255 of the Revenue and Taxation Code, relating to affidavits for exemptions;

Assembly Bill No. 772—An act to amend Section 19627 of the Business and Professions Code, relating to the state revenue derived from horse racing licenses;

And reports that the same have been correctly enrolled, and presented to the Governor on the eleventh day of June, 1947, at 12 m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 11, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 860—An act to amend Sections 3906, 3908, and 3910 of, and to add Section 3913 to, the Revenue and Taxation Code, relating to the correlative rights of taxing agencies;

Assembly Bill No. 998—An act to amend Sections 520 and 10129 of the Insurance Code, relating to assignment of insurance policies;

Assembly Bill No. 1273—An act to add Section 6366 to the Revenue and Taxation Code, and to repeal Sections 6382 and 6382 1 of that code, relating to the exemption of the sales and use of certain aircraft from the sales tax and from the use tax, and providing that this act shall take effect immediately;

And reports that the same have been correctly enrolled, and presented to the Governor on the eleventh day of June, 1947, at 12 m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 11, 1947

MR SPEAKER: Your Committee on Legislative Procedure has examined.

Assembly Bill No. 1846—An act to amend Sections 5040, 5050, 5050.3, 5050.7, 5100, 5102, 5103, and 5125 of, to repeal Section 5041 of, and to add Sections 5041 and 5156 to, the Welfare and Institutions Code, relating to mentally ill persons, redefining

"mentally ill," and providing for the detention and commitment of mentally ill persons, and the safeguarding of their property pending commitment;

Assembly Bill No. 1904—An act to provide for the sale of certain real property of the State held for the use of Pacific Colony, and appropriating the proceeds thereof for the benefit of Pacific Colony;

Assembly Bill No. 2659—An act to amend Section 10434 of the Insurance Code, relating to regulation of life and disability insurers;

And reports that the same have been correctly enrolled, and presented to the Governor on the eleventh day of June, 1947, at 12 m.

WEBER, Chairman

RESOLUTIONS

The following resolution was offered:

By Mr. Dickey:

House Resolution No. 217

Resolved, That the Controller be and he is hereby authorized to draw his warrant on the Contingent Fund of the Assembly in favor of the persons or firms listed below and for the amounts of money set opposite their respective names, and as itemized below, and the State Treasurer is hereby authorized and directed to pay the same:

Western Union (telegrams)	$24 88
H. S. Crocker Company, Inc. (supplies)	24 19
Department of Finance (typewriter service)	1 49
Cascade Towel Supply (towel service)	54 00
Senator Florists (spray—Senator Mixter)	20 50
California Legal Publications (Attorney General's Opinions)	2,101 25
Rogers Letter Shop (mimeographing)	3 13
Shasta Water Company (drinking water)	12 13

Request for Unanimous Consent

Mr. Dickey asked for, and was granted, unanimous consent to take up House Resolution No. 217, at this time, without reference to committee or file.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—75

NOES—None.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, June 11, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate appointed Senators Slater, Busch, and McCormack as a Committee on Conference concerning

Assembly Bill No. 50—An act to amend Sections 28116 and 28120 of the Government Code, relating to compensation for public service in counties.

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 2151—An act to amend Sections 5032, 5054, 5062, and 5080 of the Business and Professions Code, relating to public accountants.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad,

Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hinton, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Price, Robertson, Rosenthal, Sheridan, Sherwin, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—66

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 2515—An act to add Article 4 to Chapter 3 of Division 1 of the Streets and Highways Code, relating to the use and occupation of real property lying within the lines of mapped state highways, restricting the use of property within such lines by the persons owning or possessing the same in the interest of such persons and the public, and prescribing the powers and duties of certain state and local officers in connection with the carrying out of the provisions of said article.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Bennett, Berry, Blosser, Brady, Brown, Burns, Caldecott, Carey, Clarke, Crichton, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Field, Fletcher, Geddes, Grunsky, Hinton, Huyck, James, Johnson, Kirkwood, Loomis, Maloney, McCollister, McMillan, Miller, Price, Robertson, Sheridan, Sillman, Stanley, Stephenson, Thomas, Thompson, Thorp, Waters, Weber, and Wollenberg—41.

NOES—Beck, Boyd, Burke, Butters, Collier, George D. Collins, Conrad, Cooke, Cramer, M. Philip Davis, Doyle, Dunn, Elliott, Erwin, Gaffney, Gannon, Grant, Hahn, Heisinger, Hinckley, Kilpatrick, Knight, Lowrey, Luckel, Lyons, Niehouse, O'Day, Rosenthal, Stewart, and Thurman—30.

Bill ordered transmitted to the Senate.

Assembly Bill No. 2514—An act relating to the use and occupation of real property lying within the lines of public improvements adopted as precised plans under the Planning Act, restricting the use of property within such lines, and prescribing the powers and duties of certain public officers in connection therewith.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Bennett, Berry, Blosser, Brady, Brown, Burns, Caldecott, Carey, Clarke, Crichton, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Field, Fletcher, Geddes, Grunsky, Hinton, Huyck, James, Johnson, Kirkwood, Loomis, Maloney, McCollister, McMillan, Miller, Price, Robertson, Sheridan, Sillman, Stanley, Stephenson, Thomas, Thompson, Thorp, Waters, Weber, and Wollenberg—41.

NOES—Beck, Boyd, Burke, Butters, Collier, George D. Collins, Conrad, Cooke, Cramer, M. Philip Davis, Doyle, Dunn, Elliott, Erwin, Gaffney, Gannon, Grant, Hahn, Heisinger, Hinckley, Kilpatrick, Knight, Lowrey, Luckel, Lyons, Niehouse, O'Day, Rosenthal, Stewart, and Thurman—30.

Bill ordered transmitted to the Senate.

FURTHER PROCEEDINGS UNDER CALL OF THE ASSEMBLY DISPENSED WITH ON MOTION TO WITHDRAW SENATE BILL NO. 1492 FROM COMMITTEE

At 12.17 p.m., on motion of Mr. Hinton, further proceedings under the call of the Assembly were dispensed with.

The names of the absentees were called, and the motion to withdraw Senate Bill No. 1492 from the Committee on Industrial Relations, and have it placed upon the file, carried by the following vote:

AYES—Blosser, Boyd, Burke, Butters, Caldecott, Clarke, Collier, Conrad, Cramer, M. Philip Davis, Dickey, Dolwig, Erwin, Field, Gannon, Grant, Grunsky, Hahn,

Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Knight, Loomis, Luckel, McCollister, Price, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Waters, Weber, and Mr Speaker—41.

NOES—Anderson, Beck, Bennett, Berry, Brady, Brown, Burns, Carey, George D. Collins, Cooke, Crichton, Crowley, Lester T. Davis, Debs, Clayton A. Dills, Ralph C Dills, Doyle, Dunn, Elliott, Fletcher, Gaffney, Geddes, Hawkins, Kilpatrick, Lowrey, Lyons, Maloney, McMillan, Miller, Niehouse, O'Day, Rosenthal, Sheridan, Thomas, Thurman, and Wollenberg—36

Notice of Motion to Reconsider Vote Whereby Senate Bill No. 1492 Was Withdrawn From Committee

Mr. Lyons gave notice that on the next legislative day he would move to reconsider the vote whereby Senate Bill No. 1492 was this day withdrawn from the Committee on Industrial Relations.

RECESS

At 12.18 p.m., on motion of Mr. Dickey, the assembly recessed until 1.45 p.m.

REASSEMBLED

At 1.45 p.m., the Assembly reconvened.

Hon. Sam L. Collins, Speaker of the Assembly, presiding.

Chief Clerk Arthur A Ohnimus at the desk.

NOTICE OF MOTION TO WITHDRAW ASSEMBLY BILLS NOS. 537 AND 538 FROM INACTIVE FILE

Mr. Sam L. Collins gave notice that on the next legislative day he would move to withdraw Assembly Bills Nos 537 and 538 from the inactive file, and have them placed upon the third reading file.

NOTICE OF MOTION TO WITHDRAW ASSEMBLY BILL NO. 1901 FROM INACTIVE FILE

Mr. Debs gave notice that on the next legislative day he would move to withdraw Assembly Bill No. 1901 from the inactive file, and have it placed upon the third reading file.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, June 11, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed:

Senate Bill No. 623

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS (RESUMED)

The following bill was read the first time:

Senate Bill No. 623—An act to add Article 3 to Chapter 2 of Division 1 of the Education Code, relating to county superintendents of schools.

Referred to Committee on Education.

REPORTS OF STANDING COMMITTEES

Committee on Public Health

ASSEMBLY CHAMBER, SACRAMENTO, June 10, 1947

MR. SPEAKER: Your Committee on Public Health, to which was referred:

Senate Bill No. 1263

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

DEBS, Chairman

Above reported bill ordered to second reading.

SECOND READING OF SENATE BILLS (BY UNANIMOUS CONSENT)

Senate Bill No. 1263—An act to add Sections 9502.1, 9505.1, 9540.1, 9540.2, 9540.3, 9540.4, 9544, and 9545 to the Business and Professions Code, and to amend Sections 9511, 9518, 9530, 9540, 9541, 9550, 9553, 9554, 9563, 9564, 9566, 9575, 9576, 9577, 9580, 9581, 9590, 9594, and 9595 of said code, relating to the regulation and practice of dry cleaning.

Bill read second time, and ordered to third reading.

REPORTS OF STANDING COMMITTEES

Committee on Public Health

ASSEMBLY CHAMBER, SACRAMENTO, June 10, 1947

MR. SPEAKER: Your Committee on Public Health, to which was referred:

Senate Bill No. 1059

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

DEBS, Chairman

Above reported bill ordered to second reading.

SECOND READING OF SENATE BILLS (BY UNANIMOUS CONSENT)

Senate Bill No. 1059—An act to add Sections 2013, 2141.5, and 2141.6 to the Business and Professions Code, relating to offenses against the chapter on medicine and surgery.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Public Health:

Amendment No. 1

On page 1 of the printed bill, as amended, strike out lines 1 to 21, inclusive; and lines 1 to 25, inclusive, on page 2.

Amendment No. 2

On page 2, line 26, of the printed bill, as amended, strike out "SEC. 4", and insert "SECTION 1"; and strike out "to said code", and insert "to the Business and Professions Code".

Amendment No. 3

On page 2 of the printed bill, as amended, after line 30, insert

"SEC. 2. Section 2141.5 is added to the Business and Professions Code, to read:

2141.5. No person shall undertake a post mortem examination or perform an autopsy on the remains of a deceased person unless at the time thereof he holds an unrevoked and unsuspended certificate as a physician and surgeon under this chapter.

SEC. 3. Section 2141.6 is added to the Business and Professions Code, to read:

2141.6. Any person who for the purpose of diagnosis or treatment of any condition of a human being uses or attempts to use any drugs, radium salts or their derivatives, or medical preparations, except as expressly authorized in Sections 2138 and 2139 of this chapter and in Chapters 4, 6, and 7 of Division 2 of this code, without at said time holding an unrevoked and unsuspended physician's and surgeon's certificate, is guilty of a misdemeanor. Nothing in this section shall affect the exemptions expressly set forth in Sections 2144 to 2148, inclusive, of this chapter.

SEC. 4. Section 2141.7 is added to said code, to read:

2141.7. Any person who severs or penetrates or attempts to penetrate any of the tissues of a human being, except as expressly authorized in Sections 2138, 2139, and 2140 of this chapter and Chapters 3, 4, 6, and 7 of Division 2 of this code, without holding at the time of so doing an unrevoked and unsuspended physician's and surgeon's certificate, is guilty of a misdemeanor. Nothing in this section shall affect the exemptions expressly set forth in Sections 2144 to 2148, inclusive, of this chapter."

Amendments read, and adopted.

Bill ordered reprinted, and to third reading.

REPORTS OF STANDING COMMITTEES

Committee on Revenue and Taxation

ASSEMBLY CHAMBER, SACRAMENTO, June 11, 1947

MR SPEAKER: Your Committee on Revenue and Taxation, to which were referred

Assembly Bill No. 1249
Assembly Bill No. 1252

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

HOLLIBAUGH, Chairman

Above reported bills ordered to second reading.

SECOND READING OF ASSEMBLY BILLS (BY UNANIMOUS CONSENT)

Assembly Bill No. 1249—An act to add Section 459.5 to the Revenue and Taxation Code, relating to the furnishing of information for tax and assessment purposes.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1252—An act to add Section 162 to the Revenue and Taxation Code, relating to the recording of written instruments pertaining to the assessment, sale, and deeding of property for tax and assessment purposes.

Bill read second time, and ordered engrossed.

REPORTS OF STANDING COMMITTEES

Committee on Judiciary

ASSEMBLY CHAMBER, SACRAMENTO, June 11, 1947

MR SPEAKER: Your Committee on Judiciary, to which was referred:

Assembly Bill No. 822

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

BROWN, Chairman

Above reported bill ordered to second reading.

SECOND READING OF ASSEMBLY BILLS (BY UNANIMOUS CONSENT)

Assembly Bill No. 822—An act to add Section 26308 to the Water Code, relating to title to tax-deeded property of an irrigation district.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary.

Amendment No. 1

On page 2, line 2, of the printed bill, as amended in the Assembly on May 28, 1947, after "State", insert "or taxing agency as defined in Section 121 of the Revenue and Taxation Code".

Amendment No. 2

On page 2, line 11, of said bill, strike out "county treasurer", and insert "redemption officer".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

REPORTS OF STANDING COMMITTEES

Committee on Public Health

ASSEMBLY CHAMBER, SACRAMENTO, June 10, 1947

MR SPEAKER: Your Committee on Public Health, to which were referred:

Assembly Bill No. 1064
Assembly Bill No 1381
Senate Bill No. 805

Has had the same under consideration, and reports the same back with the recommendation: Do pass

DEBS, Chairman

Above reported bills ordered to second reading.

SECOND READING OF ASSEMBLY BILLS (BY UNANIMOUS CONSENT)

Assembly Bill No. 1064—An act to amend Section 1628 of the Business and Professions Code, relating to eligibility to take the examination for a dentistry license.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1381—An act to add Section 14455.7 to the Health and Safety Code, relating to powers of commissioners in fire protection districts.

Bill read second time, and ordered engrossed.

SECOND READING OF SENATE BILLS (BY UNANIMOUS CONSENT)

Senate Bill No. 805—An act to add Chapter 7 to Part 1 of Division 5 of the Health and Safety Code, comprising Sections 4010 to 4038, inclusive, and to add Section 40010 thereto, thereby consolidating and revising the law relating to water for domestic purposes and sanitary water systems, and repealing acts and parts of acts specified therein.

Bill read second time, and ordered to third reading.

REPORTS OF STANDING COMMITTEES

Committee on Judiciary

ASSEMBLY CHAMBER, SACRAMENTO, June 11, 1947

MR. SPEAKER: Your Committee on Judiciary, to which were referred:

Senate Bill No 88
Senate Bill No. 140
Senate Bill No. 174
Senate Bill No. 401
Senate Bill No. 434
Senate Bill No. 451
Senate Bill No. 475
Senate Bill No. 673
Senate Bill No. 886
Senate Bill No. 1035
Senate Bill No. 1387
Senate Bill No. 476

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

BROWN, Chairman

Above reported bills ordered to second reading.

SECOND READING OF SENATE BILLS (BY UNANIMOUS CONSENT)

Senate Bill No. 88—An act to amend Section 12 of an act entitled "An act authorizing the establishment of municipal courts, prescribing their constitution, regulation, government, procedure and jurisdiction, and providing for the election and appointment of the judges, clerks and other attaches of such courts, their terms of office, qualification and compensation and for the selection of jurors therein," approved May 23, 1925, relating to residential qualifications of attaches of municipal courts

Bill read second time, and ordered to third reading.

Senate Bill No. 140—An act to add Section 87 to, and to amend Section 137.5 of, the Civil Code, relating to actions for annulment of marriage in respect to allowance of alimony, costs, and attorney's fees.

Bill read second time, and ordered to third reading.

Senate Bill No. 174—An act to amend the Welfare and Institutions Code by adding thereto Sections 5181.5 and 5185.1 and to amend Sections 5047 and 5185 thereof, relating to public guardians.

Bill read second time, and ordered to third reading.

Senate Bill No. 401—An act to amend Sections 1191 and 1203 of, to add Section 1203.01 to, and to repeal Section 1192a of, the Penal Code, relating to judgments in criminal cases.

Bill read second time, and ordered to third reading.

Senate Bill No. 434—An act to add Sections 3024.5, 3047.5, and 3048.5 to, and to amend Sections 2926 and 3049 of the Penal Code, relating to the detention of prisoners.

Bill read second time, and ordered to third reading.

Senate Bill No. 451—An act to amend Section 616 of, and to add Section 630 to, the Code of Civil Procedure, relating to verdicts, judgments, and retrials.

Bill read second time, and ordered to third reading.

Senate Bill No. 475—An act to amend Sections 16752, 16753, and 16754 of the Business and Professions Code, relating to the preservation and regulation of competition.

Bill read second time, and ordered to third reading.

Senate Bill No. 673—An act to amend Section 647 of the Penal Code, relating to vagrants.

Bill read second time, and ordered to third reading.

Senate Bill No. 886—An act to amend Sections 159 and 172 of the Code of Civil Procedure, relating to justices of the peace and police judges.

Bill read second time, and ordered to third reading.

Senate Bill No. 1035—An act to amend Section 755 of the Political Code, relating to the salary of the Clerk of the Supreme Court and ex officio Secretary of the Judicial Council.

Bill read second time, and ordered to third reading.

Senate Bill No. 1387—An act to amend Section 8201 of the Government Code, relating to notaries public.

Bill read second time, and ordered to third reading.

Senate Bill No. 476—An act to amend Section 16723 of the Business and Professions Code, relating to the preservation and regulation of competition.

Bill read second time, and ordered to third reading.

REPORTS OF STANDING COMMITTEES

Committee on Judiciary

ASSEMBLY CHAMBER, SACRAMENTO, June 11, 1947

MR. SPEAKER: Your Committee on Judiciary, to which were referred:

Assembly Bill No. 2712
Assembly Bill No 2497

Has had the same under consideration, and reports the same back with amendments with the recommendation. Amend, and do pass, as amended.

BROWN, *Chairman*

Above reported bills ordered to second reading.

SECOND READING OF ASSEMBLY BILLS (BY UNANIMOUS CONSENT)

Assembly Bill No. 2712—An act to amend Section 6 of an act entitled "An act to establish police courts in cities of the second class, to fix their jurisdiction, and provide for officers of said courts, and fix the compensation of certain officers thereof," approved March 23, 1901, as amended, relating to police courts in cities of the second class.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

On page 1, line 6, of the printed bill, strike out "three", and insert "four".

Amendment No. 2

On page 1, lines 7 and 8, of said bill, strike out "five hundred dollars ($4,500)", and insert "eight hundred dollars ($4,800)".

Amendment No. 3

On page 1 of said bill, strike out lines 9 to 20, inclusive; and on page 2, strike out lines 1, 2, and 3

Amendment No. 4

On page 2, line 8, of said bill, strike out "The clerk", and insert "Each of said clerks".

Amendment No. 5

On page 2, line 17, of said bill, strike out "The clerk", and insert "Each of said clerks".

Amendment No. 6

On page 2, line 35, of said bill, strike out "The clerk", and insert "Said clerks".

Amendment No. 7

On page 2, line 38, of said bill, strike out "his", and insert "their".

Amendment No. 8

On page 2 of said bill, strike out lines 47 to 50, inclusive, and insert "as the legislative body of such city shall provide. The assistant clerk or assistant clerks shall receive such salary as may be fixed by the legislative body of such city and".

Amendment No. 9

On page 3 of said bill, strike out lines 6 to 36, inclusive.

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2497—An act to amend Section 6655 of the Welfare and Institutions Code, relating to payments for the care, support, maintenance, and expenses of persons committed to state hospitals.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

On page 1, line 5, of the printed bill, strike out "may", and insert "shall".

Amendment No. 2

On page 1, line 12, of said bill, strike out "may", and insert "shall".

Amendment No. 3

On page 1, line 13, of said bill, strike out "in its discretion".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

REPORTS OF STANDING COMMITTEES

Committee on Judiciary

ASSEMBLY CHAMBER, SACRAMENTO, June 11, 1947

MR. SPEAKER: Your Committee on Judiciary, to which were referred:

Assembly Bill No. 1994
Assembly Bill No. 2247
Assembly Bill No. 2437
Assembly Bill No. 2714

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

BROWN, Chairman

Above reported bills ordered to second reading.

SECOND READING OF ASSEMBLY BILLS (BY UNANIMOUS CONSENT)

Assembly Bill No. 1994—An act to amend Section 105 of the Code of Civil Procedure, relating to calling of substitute justice or judge.

Bill read second time, and ordered engrossed.

Assembly Bill No. 2247—An act to amend Section 1242 of the Civil Code, relating to conveyance or encumbrance of homestead property.

Bill read second time, and ordered engrossed.

Assembly Bill No. 2437—An act to amend Section 6658 of the Welfare and Institutions Code, relating to actions for the cost of commitment of mentally ill persons and for their support in state hospitals.

Bill read second time, and ordered engrossed.

Assembly Bill No. 2714—An act to amend Section 517 of the Code of Civil Procedure, relating to claim and delivery of personal property and the steps to be followed in obtaining possession of such property in a building or inclosure.

Bill read second time, and ordered engrossed.

REPORTS OF STANDING COMMITTEES

Committee on Public Health

ASSEMBLY CHAMBER, SACRAMENTO, June 10, 1947

MR. SPEAKER: Your Committee on Public Health, to which were referred:

Assembly Bill No. 800
Assembly Bill No. 1585

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

DEBS, Chairman

Above reported bills ordered to second reading.

SECOND READING OF ASSEMBLY BILLS (BY UNANIMOUS CONSENT)

Assembly Bill No. 800—An act to amend the title of Part 2 of Division 13 of, and to amend the title of Chapter 5 of said part of, and to amend and renumber the heading of Chapter 5, comprising Section 18710 of, and to amend Sections 18100, 18102, 18109, 18302, 18304, 18407, 18432, 18600, 18654, 18720, 18721.5 and 18800 of, and to add Sections 18100.5, 18102.5, 18107.5, 18302.5, 18307, 18308, 18309, 18310, 18311, 18312, 18460.5, 18469.5, 18650.5, 18656.4, 18656.5, 18656.6, 18656.7, 18657.5, 18661.5, 18720.5, and 18720.6 to, the Health and Safety Code, relating to auto courts and resorts, and auto and trailer camps, and making an appropriation.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Public Health:

Amendment No. 1

In line 8 of the title of the printed bill, as amended in the Assembly on May 22, 1947, strike out "18307,".

Amendment No. 2

In line 13 of the title of said bill, strike out ", and making an appropriation".

Amendment No. 3

On page 2, line 26, of said bill, after the period, insert "The provisions of this part shall not prevent local authorities of any city, county, or city and county, within the reasonable exercise of the police power, from prohibiting auto and trailer camps within such city, county, or city and county, or from adopting rules and regulations, by ordinance or resolution, prescribing higher standards of sanitation, health and safety for auto and trailer camps and requiring a local health permit to maintain and conduct any such auto and trailer camp within such city, county, or city and county."

Amendment No. 4

On page 3 of said bill, strike out lines 48 to 52, inclusive; and on page 4, strike out lines 1 to 16, inclusive.

Amendment No. 5

On page 7 of said bill, strike out lines 19 to 25, inclusive.

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1585—An act to amend Section 9530 of, and to add Section 9540.5 to the Business and Professions Code, relating to cleaners and dyers.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Public Health:

Amendment No. 1

On page 1 of the printed bill, as amended in the Assembly on June 5, 1947, strike out lines 23 to 26, inclusive, and insert

"9540.5. All examinations given by the board shall be conducted in the English language. The board shall allow the use of an interpreter, either to be present at the examination room or thereafter, to interpret the examination to an applicant and to interpret and transcribe the answers of the applicant, upon the submission of satisfactory proof by affidavit under oath from the applicant that he is unable to read and write the English language. The selection of the interpreter shall be left entirely to the board, and his expenses shall be borne by the applicant, payment of such expenses to be made before the examination is held. If, after hearing, the board determines that

an applicant has knowingly and wilfully made a false statement in such affidavit, the board may deny the application for a license, or revoke any license issued to the applicant"

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

REPORTS OF STANDING COMMITTEES

Committee on Public Health

ASSEMBLY CHAMBER, SACRAMENTO, June 10, 1947

MR. SPEAKER: Your Committee on Public Health, to which was referred:

Assembly Bill No. 717

Has had the same under consideration, and respectfully reports the same back with amendments but without recommendation

DEBS, Chairman

Above reported bill ordered to second reading.

SECOND READING OF ASSEMBLY BILLS (BY UNANIMOUS CONSENT)

Assembly Bill No. 717—An act to amend Section 2135, and to add Sections 2115.5, 2137.5, 2142.3, 2294, and Article 6.5 to Chapter 5, Division 2 of the Business and Professions Code, relating to the licensing and practice of naturopathic physicians.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Public Health:

Amendment No. 1

In line 2 of the title of the printed bill, as amended in the Assembly on May 29, 1947, after "2294", insert ", and 2459".

Amendment No. 2

In line 4 of the title of said bill, strike out "naturopathic physicians", and insert "doctors of naturopathy".

Amendment No. 3

On page 1, lines 6 and 7, of said bill, strike out "naturopathic physicians", and insert "doctors of naturopathy".

Amendment No. 4

On page 1 of said bill, strike out line 20, and insert

"(e) Doctor of naturopathy certificate"

Amendment No. 5

On page 1, line 23, of said bill, strike out "naturopathic physician's", and insert "doctor of naturopathy"

Amendment No. 6

On page 2, line 7, of said bill, strike out "naturopathic physician", and insert "doctor of naturopathy".

Amendment No. 7

On page 2, line 8, of said bill, strike out "naturopathic physician", and insert "doctor of naturopathy".

Amendment No. 8

On page 2, line 11, of said bill, strike out "naturopathic physician", and insert "doctor of naturopathy".

Amendment No. 9

On page 2, lines 12 and 13, of said bill, strike out "naturopathic physician", and insert "doctor of naturopathy".

Amendment No. 10

On page 2, lines 17 and 18, of said bill, strike out "naturopathic physician", and insert "doctor of naturopathy".

Amendment No. 11

On page 2, line 24, of said bill, strike out "Naturopathic Physician's".

Amendment No. 12

On page 2, lines 27 and 28, of said bill, strike out "naturopathic physicians", and insert "doctor of naturopathy".

Amendment No. 13

On page 3, line 16, of said bill, strike out "naturopathic physician's", and insert "doctor of naturopathy".

Amendment No. 14

On page 3, lines 28 and 29, of said bill, strike out "naturopathic physician's", and insert "doctor of naturopathy".

Amendment No. 15

On page 3, lines 34 and 35, of said bill, strike out "naturopathic physicians", and insert "doctors of naturopathy".

Amendment No. 16

On page 3, line 39, of said bill, strike out "naturopathic physician's", and insert "doctor of naturopathy".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

REPORTS OF STANDING COMMITTEES

Committee on Judiciary

ASSEMBLY CHAMBER, SACRAMENTO, June 11, 1947

MR. SPEAKER: Your Committee on Judiciary, to which were referred:

Senate Bill No. 141
Senate Bill No. 1405

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

BROWN, Chairman

Above reported bills ordered to second reading.

SECOND READING OF SENATE BILLS (BY UNANIMOUS CONSENT)

Senate Bill No. 141—An act to amend Section 1027 of the Penal Code, relating to pleas of insanity, appointment of alienists, expert evidence, and fees.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Judiciary:

Amendment No. 1

On page 1, line 16, of the printed bill, strike out "fifty dollars ($50)", and insert "thirty-five dollars ($35)".

Amendment read, and adopted.

Bill ordered reprinted, and to third reading.

Senate Bill No. 1405—An act to amend Section 1203 of the Penal Code, relating to the granting of probation and to persons ineligible therefor.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

In line 1 of the title of the printed bill, after "of", insert ", to add Section 1203.01 to, and to repeal Section 1192a of,".

Amendment No. 2

On page 1, line 4, of said bill, after "offense", insert "not amounting to a felony".

Amendment No. 3

On page 1, line 11, of said bill, after "denied,", insert "and in every felony case before any judgment is pronounced,".

Amendment No. 4

On page 2, line 9, of said bill, strike out "Board of Prison Directors", and insert "Department of Corrections at the prison or other institution to which the defendant is delivered".

Amendment No. 5

On page 2, line 33, of said bill, after the period, insert "No probationer shall be released to enter another state of the United States unless and until his case has been referred to the California Administrator, Interstate Parole Compacts, pursuant to the Uniform Act for Out-of-State Parolee Supervision.

SEC. 2. Section 1203.01 is added to said code, to read:

1203.01. Immediately after judgment has been pronounced, the judge and the district attorney, respectively, shall cause to be filed with the clerk of the court a brief statement of their views respecting the person convicted or sentenced and the crime committed, together with such reports as the probation officer may have made relative to the prisoner. Forthwith after the filing of such statement and reports, the clerk of the court shall mail a copy thereof, certified by such clerk, with postage thereon prepaid, addressed to the Department of Corrections at the prison or other institution to which the person convicted is delivered.

SEC. 3. Section 1192a of said code is repealed."

Amendments read, and adopted.

Bill ordered reprinted, and to third reading.

REPORTS OF STANDING COMMITTEES

Committee on Judiciary

ASSEMBLY CHAMBER, SACRAMENTO, June 11, 1947

MR. SPEAKER: Your Committee on Judiciary, to which was referred:

Assembly Bill No. 2677

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

BROWN, Chairman

Above reported bill ordered to second reading.

SECOND READING OF ASSEMBLY BILLS (BY UNANIMOUS CONSENT)

Assembly Bill No. 2677—An act to amend Sections 928 and 929 of the Penal Code, relating to county grand juries.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Sections 928 and 929 of", and insert "Section 928 of, and to add Section 928.5 to,".

Amendment No. 2

On page 1, line 5, of said bill, strike out "public officers within the county", and insert "officers of the county, and of every city board of education within the county,".

Amendment No. 3

On page 2, line 6, of said bill, strike out "the public officers within the", and insert "county officers in its".

Amendment No. 4

On page 2, line 11, of said bill, strike out "or of the legislative or governing body concerned.", and insert "in its county."

Amendment No. 5

On page 2, line 13, of said bill, strike out "public".

Amendment No. 6

On page 2, line 14, of said bill, strike out "within", and insert "of".

Amendment No. 7

On page 2, lines 15 and 16, of said bill, strike out "the public officers within the", and insert "county officers in its".

Amendment No. 8

On page 2, line 17, of said bill, strike out "such officers", and insert "the officers of such county".

Amendment No. 9

On page 2 of said bill, strike out lines 34 to 49, inclusive.

Amendment No. 10

On page 2 of said bill, between lines 33 and 34, insert

"SEC. 2. Section 928.5 is added to said code, to read:

928.5. The grand jury may, in its discretion, make or cause to be made, an annual examination of the books, records and accounts of all the officers of every city, township, and school district within the county, and of every special legislative district or other district created within the county by or under the laws of this State.

If, in the judgment of the grand jury, the services of an expert or experts are necessary to make such examination, they shall have power to employ one or more in the manner and under the conditions provided in Section 928 of this code."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, June 11, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 84	Assembly Bill No. 701
Assembly Bill No. 296	Assembly Bill No. 1053
Assembly Bill No. 300	Assembly Bill No. 1979

And reports the same correctly re-engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, June 11, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1230

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bill ordered to third reading.

Committee on Public Health

ASSEMBLY CHAMBER, SACRAMENTO, June 11, 1947

MR. SPEAKER: Your Committee on Public Health, to which was referred:

Assembly Bill No. 2397

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

DEBS, Chairman

Above reported bill ordered to third reading.

RESOLUTIONS

The following resolutions were offered:

By Messrs. Cooke, George D. Collins, Huyck, Cramer, and Caldecott:

House Resolution No. 218

Relative to the creation of the Assembly Interim Committee on State Civil Service

Resolved by the Assembly of the State of California, As follows:

1. The Assembly Interim Committee on State Civil Service is hereby created and authorized and directed to ascertain, study and analyze all facts relating to the state civil service, its operation and effect, and the administration thereof in any and all branches of the State Government and all matters dealing with, relating to, or otherwise pertaining to the state civil service, including but not limited to the operation, effect, administration, enforcement and needed revision of any and all laws in any way bearing upon or relating to the subject of this resolution, and to report thereon to the Assembly including in the reports its recommendations for appropriate legislation.

2. The committee shall consist of five Members of the Assembly appointed by the Speaker thereof. The chairman shall be appointed by the Speaker. Vacancies occurring or existing in the membership of the committee shall be filled by the appointing power.

3. The committee is authorized to act during this session of the Legislature, including any recess, and after final adjournment until the commencement of the 1949 Regular Session, with authority to file its final report not later than the fifteenth legislative day of that session.

4. The committee and its members shall have and exercise all of the rights, duties and powers conferred upon investigating committees and their members by the provisions of the Joint Rules of the Senate and Assembly and of the Standing Rules of the Assembly as they are adopted and amended from time to time, which provisions are incorporated herein and made applicable to this committee and its members.

5. The committee has the following additional powers and duties:

(a) To select a vice chairman from its membership.

(b) To contract with such other agencies, public or private, as it deems necessary for the rendition and affording of such services, facilities, studies and reports to the committee as will best assist it to carry out the purposes for which it is created.

(c) To cooperate with and secure the cooperation of county, city, city and county, and other local law enforcement agencies in investigating any matter within the scope of this resolution and to direct the sheriff of any county to serve subpenas, orders and other process issued by the committee.

(d) To report its findings and recommendations to the Legislature and to the people from time to time and at any time, not later than herein provided.

(e) To do any and all other things necessary or convenient to enable it fully and adequately to exercise its powers, perform its duties, and accomplish the objects and purposes of this resolution.

6. The sum of five thousand dollars ($5,000) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Assembly for the expenses of the committee and its members and for any charges, expenses or claims it may incur under this resolution, to be paid from the said contingent fund and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read, and referred to Committee on Rules.

By Messrs. Ralph C. Dills, Fletcher, Stanley, Dunn, Waters, and Crichton:

House Resolution No. 219

Relative to the creation of the Assembly Committee on State-Federal Cooperation in the Discovery, Production, Transportation, Refining, and Use of Petroleum

WHEREAS, An Assembly interim committee on the subject of this resolution was first created in 1943, and committees thereon have subsequently been created; and

WHEREAS, There is a continuing need for legislative investigation, study, and fact-finding in this field; now, therefore, be it

Resolved by the Assembly of the State of California, As follows:

1 The Assembly Committee on State-Federal Cooperation in the Discovery, Production, Transportation, Refining, and Use of Petroleum Oil and Its Products is hereby created and authorized and directed to ascertain, study, and analyze all facts relating to

(a) The subject (within the scope of legislative regulation and control) of attaining maximum efficiency and minimum waste at all the various phases of the

discovery, production, transportation, refining, and use of oil, gas, and other hydrocarbon substances, including production thereof from lands owned by the State, public agencies, and political subdivisions, cooperating therein to the fullest extent in every way with federal agencies; and

(b) The title of the State of California and its grantees in and to the tide, submerged and reclaimed lands lying within its borders and adjacent to its seacoast, any attacks by federal officials relating thereto, litigation with reference thereto, and legislation pending in Congress affecting such title, and any and all matters relating thereto or connected therewith or which affect the interests of the State therein; including but not limited to the operation, effect, administration, enforcement and needed revision of any and all laws in any way bearing upon or relating to the subject of this resolution, and to report thereon to the Assembly, including in the report its recommendations for appropriate legislation.

2. The committee shall consist of the Speaker of the Assembly and six Members of the Assembly appointed by the Speaker thereof. The chairman shall be appointed by the Speaker. Vacancies occurring or existing in the membership of the committee shall be filled by the appointing power.

3. The committee is authorized to act during this session of the Legislature, including any recess, and after final adjournment until the commencement of the 1949 Regular Session, with authority to file its final report not later than the fifteenth legislative day of that session.

4. The committee and its members shall have and exercise all of the rights, duties and powers conferred upon investigating committees and their members by the provisions of the Joint Rules of the Senate and Assembly and of the Standing Rules of the Assembly as they are adopted and amended from time to time, which provisions are incorporated herein and made applicable to this committee and its members.

5. The committee has the following additional powers and duties:

(a) To select a vice chairman from its membership.

(b) To contract with such other agencies, public or private, as it deems necessary for the rendition and affording of such services, facilities, studies and reports to the committee as will best assist it to carry out the purposes for which it is created.

(c) To cooperate with and secure the cooperation of county, city, city and county, and other local law enforcement agencies in investigating any matter within the scope of this resolution and to direct the sheriff of any county to serve subpenas, orders and other process issued by the committee.

(d) To report its findings and recommendations to the Legislature and to the people from time to time and at any time, not later than herein provided.

(e) To meet at the State Capitol or at any other place in this State or within the United States.

(f) To do any and all other things necessary or convenient to enable it fully and adequately to exercise its powers, perform its duties, and accomplish the objects and purposes of this resolution.

6. The sum of fifteen thousand dollars ($15,000) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Assembly for the expenses of the committee and its members and for any charges, expenses or claims it may incur under this resolution, to be paid from the said contingent fund and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read, and referred to Committee on Rules.

By Mr. Brown:

House Resolution No. 220

Relative to the establishment of a four-year college at the City of Modesto in Stanislaus County

WHEREAS, The State Department of Education and the Regents of the University of California have been authorized and directed by Chapter 57 of the Statutes of 1947 to make a joint survey of the organization of publicly supported higher education in the State and the need for additional publicly supported higher educational facilities in the State; and

WHEREAS, Modesto Junior College is the oldest district junior college in the State, and has had a phenomenal growth in attendance with an increased demand for courses of higher education, evidencing the demand and need for an institution affording such courses of instruction in that area; now, therefore, be it

Resolved by the Assembly of the State of California, That the State Department of Education and the Regents of the University of California are requested and directed to make special inquiry and investigation into the need of establishing a four-year state institution of higher education at the City of Modesto, and to include

in their report to the 1948 Regular Session of the Legislature a report of the result of their investigation and recommendations as to the establishment of such an institution.

Resolution read, and referred to Committee on Rules.

By Mr. Geddes:

House Resolution No. 221

Relative to the creation of the Assembly Fact-Finding Committee on Highways, Streets and Bridges and the allocation of costs for the construction, maintenance and improvement thereof

WHEREAS, The public highways, streets and bridges of California are useful, necessary and indispensable arteries of travel and commerce and have been constructed and improved at great public expense; and

WHEREAS, Such facilities have been built and are maintained by the use of funds derived from taxes on property, from federal aid, and from registration fees, gasoline taxes and other fees collected as compensation for road use, and

WHEREAS, The development and growth of this State during and since the war have subjected the streets and highways of this State to unusual and destructive burdens; and

WHEREAS, It is recognized that pavements and other highway improvements are not permanent, but must be rebuilt, resurfaced and modernized, indicating the need of foresight in the treatment of financial problems in connection with the inevitable program of reconstruction; and

WHEREAS, The planning and construction of highways, streets and bridges in California must include a complete analysis of all the problems involved, including the fullest economic development of the State by opening up under-developed areas to economic opportunity and to provide proper transportation to meet changing economic and industrial conditions; and

WHEREAS, Careful study is required to determine whether the funds contributed for highway, street and bridge construction and maintenance have been levied equitably either on property or business in relation to its benefits or upon the users in direct proportion to their use; and

WHEREAS, The Joint Fact-Finding Committee on Highways, Streets and Bridges made available to this session of the Legislature no study of the means of financing its proposed construction program other than through current taxation; and

WHEREAS, Complete information should be available to the Legislature as to the actual annual cost of roads and streets and the fair apportionment of such cost between those who use them; and to that end the Legislature is in need of data as to the total mileage of roads and streets, the capital investment therein, the total sum which should be collected each year in road use charges or other fees in order to maintain, replace and modernize the same, and the proper amount which should be paid each year by users of public thoroughfares to meet the total annual cost of all public roads and streets; and

WHEREAS, The Legislature is in need of additional information on the foregoing matters, including (a) the present status of the highway system, State, county, and local, (b) existing deficiencies therein to meet present demands, (c) a schedule of progressive improvements necessary to keep abreast of future demands, (d) a schedule of maintenance to keep the capital investment up to standard, (e) a schedule of improvements necessary to develop areas of the State that should be opened up to economic opportunity, (f) special problems relating to highways and matters incidental thereto, (g) the financing of highways and the administration of the highway system including alternate plans to those heretofore proposed for financing a highway construction program with the purpose of reducing as much as is equitable the burden of taxation which the motorist of the next decade must bear, (h) the interrelationship between state and local governments in relation to the foregoing and the interrelationship of the State and Federal Government, and (i) the control of traffic on the highways in the interest of safety, which information should include so far as feasible both present needs and future needs for a period of at least 10 years; now, therefore, be it

Resolved by the Assembly of the State of California, As follows:

1. The Fact-Finding Committee on Highways, Streets and Bridges is hereby created and appointed and authorized and directed to ascertain, study and analyze all facts and matters relating or pertaining to the subjects set forth in the foregoing recitals, including but not limited to all facts relative to the cost of constructing, maintaining and improving public highways, streets and bridges in the State, the need and cost for bringing them up to acceptable standards, the cost of maintaining them in such condition, and the need and cost of expanding the Highway System of the State to meet the increasing demands for travel, the demands arising from changing economic and industrial conditions, and the opening up of undeveloped areas, the use now and hereafter to be made of such highways, streets and bridges, and the proper distribution and allocation of the cost and burden of construction and maintenance in proportion to benefits both to users and to property as demonstrated by impartial

engineering studies, and also including but not limited to the operation, effect, administration, enforcement, and needed revision of any and all laws in any way bearing upon or relating to the subject of this resolution, and to report thereon to the Legislature, including in the reports its recommendations for appropriate legislation.

2. The committee shall consist of seven Members of the Assembly appointed by the Speaker thereof. Vacancies occurring or existing in the membership of the committee shall be filled by the appointing power.

3. The committee is authorized to act during this session of the Legislature, including any recess, and after final adjournment until the commencement of the next regular general session, with authority to file its final report not later than the fifteenth legislative day of the next regular general session. The committee may prepare and submit preliminary reports containing such information and data as then may be available to it to be submitted to the Legislature and the Governor during any recess or at the next regular budget session or at any extraordinary session which is convened to act upon problems bearing upon or related to the subject of this resolution.

4. The committee and its members shall have and exercise all of the rights, duties and powers conferred upon investigating committees and their members by the provisions of the Joint Rules of the Senate and Assembly and of the Standing Rules of the Assembly as they are adopted and amended from time to time, which provisions are incorporated herein and made applicable to this committee and its members.

5. The committee has the following additional powers and duties:

(a) To select a chairman and a vice chairman from its membership.

(b) To cooperate with and secure the cooperation of county, city, city and county, and other local law enforcement agencies in investigating any matter within the scope of this resolution and to direct the sheriff of any county to serve subpenas, orders and other process issued by the committee.

(c) To report its findings and recommendations to the Legislature and to the people from time to time and at any time, not later than herein provided.

(d) To do any and all other things necessary or convenient to enable it fully and adequately to exercise its powers, perform its duties, and accomplish the objects and purposes of this resolution.

6. The committee is authorized to meet in the State Capitol, or at any other place within this State or within the United States, and to expend the funds made available to it by this resolution for charges, expenses, or claims incurred or expended for traveling, living or other expenses within or outside the limits of the State of California.

7. The sum of fifty thousand dollars ($50,000) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Assembly for the expenses of the committee and its employees, and for any charges, expenses or claims it may incur under this resolution, to be paid from the said contingent fund, and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read, and referred to Committee on Rules

By Mr. McMillan:

House Resolution No. 222

Relative to the creation of the Assembly Interim Committee on Public Accountants

Resolved by the Assembly of the State of California, As follows:

1. The Assembly Interim Committee on Public Accountants is hereby created and authorized and directed to ascertain, study and analyze all facts relating to public accountants and the law relating thereto and the administration thereof, including but not limited to the operation, effect, administration, enforcement and needed revision of any and all laws in any way bearing upon or relating to the subject of this resolution, and to report thereon to the Assembly, including in the reports its recommendations for appropriate legislation.

2. The committee shall consist of three Members of the Assembly appointed by the Speaker thereof. The chairman shall be appointed by the Speaker. Vacancies occurring or existing in the membership of the committee shall be filled by the appointing power.

3. The committee is authorized to act during this session of the Legislature, including any recess, and after final adjournment until the commencement of the 1949 Regular Session, with authority to file its final report not later than the fifteenth legislative day of that session.

4. The committee and its members shall have and exercise all of the rights, duties and powers conferred upon investigating committees and their members by the provisions of the Joint Rules of the Senate and Assembly and of the Standing Rules of the Assembly as they are adopted and amended from time to time, which provisions are incorporated herein and made applicable to this committee and its members.

5. The committee has the following additional powers and duties:

(a) To select a vice chairman from its membership.

(b) To contract with such other agencies, public or private, as it deems necessary for the rendition and affording of such services, facilities, studies and reports to the committee as will best assist it to carry out the purposes for which it is created.

(c) To cooperate with and secure the cooperation of county, city, city and county, and other local law enforcement agencies in investigating any matter within the scope of this resolution and to direct the sheriff of any county to serve subpenas, orders and other process issued by the committee.

(d) To report its findings and recommendations to the Legislature and to the people from time to time and at any time, not later than herein provided.

(e) To do any and all other things necessary or convenient to enable it fully and adequately to exercise its powers, perform its duties, and accomplish the objects and purposes of this resolution.

6. The sum of two thousand five hundred dollars ($2,500) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Assembly for the expenses of the committee and its members and for any charges, expenses or claims it may incur under this resolution, to be paid from the said contingent fund and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read, and referred to Committee on Rules.

By Mr. McCollister:

House Resolution No. 223

Relative to the creation of the Assembly Committee on Interstate Cooperation

Resolved by the Assembly of the State of California, As follows:

1. The Assembly Committee on Interstate Cooperation is hereby created and authorized and directed to ascertain, study and analyze all facts relating to cooperation between this State and the other states, and with the Federal Government, and to make recommendations thereon for appropriate legislation, including but not limited to the operation, effect, administration, enforcement and needed revision of any and all laws in any way bearing upon or relating to the subject of this resolution, and to report thereon to the Assembly, including in the reports its recommendations for appropriate legislation.

2. The committee shall consist of the persons who are members of the committee created by Section 8001 of the Government Code, as they are appointed from time to time, and shall have the same chairman.

3. The committee is authorized to act during this session of the Legislature, including any recess, and after final adjournment until the commencement of the 1949 Regular Session, with authority to file its final report not later than the fifteenth legislative day of that session.

4. The committee and its members shall have and exercise all of the rights, duties and powers conferred upon investigating committees and their members by the provisions of the Joint Rules of the Senate and Assembly and of the Standing Rules of the Assembly as they are adopted and amended from time to time, which provisions are incorporated herein and made applicable to this committee and its members.

5. The committee has the following additional powers and duties:

(a) To select a vice chairman from its membership.

(b) To contract with such other agencies, public or private, as it deems necessary for the rendition and affording of such services, facilities, studies and reports to the committee as will best assist it to carry out the purposes for which it is created.

(c) To cooperate with and secure the cooperation of county, city, city and county, and other local law enforcement agencies in investigating any matter within the scope of this resolution and to direct the sheriff of any county to serve subpenas, orders and other process issued by the committee.

(d) To report its findings and recommendations to the Legislature and to the people from time to time and at any time, not later than herein provided.

(e) To do any and all other things necessary or convenient to enable it fully and adequately to exercise its powers, perform its duties, and accomplish the objects and purposes of this resolution.

6. The sum of ten thousand dollars ($10,000) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Assembly for the expenses of the committee and its members and for any charges, expenses or claims it may incur under this resolution, to be paid from the said contingent fund and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read, and referred to Committee on Rules.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1930—An act to amend Sections 6710, 6711, 6712, 6715, 6754, 6775, 6779, and 6799 of the Business and Professions

Code, and to add to Chapter 7 of Division 3 of the Business and Professions Code a new article to be numbered Article 8, comprising Sections 6800 to 6814, inclusive, all relating to the State Board of Registration for Civil and Professional Engineers, its organization, government, membership and powers to regulate the practice of professional engineering, and providing penalties for violations of the provisions of this act.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Bennett, Berry, Blosser, Brown, Burke, Burns, Caldecott, Carey, Clarke, George D. Collins, Cooke, Cramer, Crichton, Debs, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Elliott, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Holhbaugh, James, Johnson, Kirkwood, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—55.

NOES—Butters, Collier, Dickey, Hinckley, and Thurman—5

Bill ordered transmitted to the Senate.

RESOLUTIONS

The following resolution was offered:

By Mr. Cramer:

House Resolution No. 224

Relative to the creation of the Assembly Interim Committee on Soil Conservation

WHEREAS, It is the declared policy of the Legislature that the conservation of soil is of great importance to the prosperity and welfare of the people of this State; and

WHEREAS, Many of the provisions of the Public Resources Code relating to soil conservation are conflicting and other provisions although not conflicting are in need of clarification; and

WHEREAS, Many problems have arisen relative to formation of soil conservation districts and election of officers thereof, consolidation of such districts which require legislative action; and

WHEREAS, The people of the State look to the Legislature for leadership in the matter and the Legislature requires information based upon an impartial study and investigation of all of the factors involved in order that it may proceed intelligently toward a solution of these problems; now, therefore, be it

Resolved by the Assembly of the State of California, As follows:

1. The Assembly Committee on Soil Conservation is hereby created and authorized and directed to ascertain, study and analyze all facts relating to soil and water conservation throughout the State, and the formation and government of soil conservation districts, including but not limited to the operation, effect, administration, enforcement and needed revision of any and all laws in any way bearing upon or relating to the subject of this resolution, and to report thereon to the Assembly, including in the reports its recommendations for appropriate legislation.

2. The committee shall consist of five Members of the Assembly appointed by the Speaker thereof. The chairman shall be appointed by the Speaker. Vacancies occurring or existing in the membership of the committee shall be filled by the appointing power.

3. The committee is authorized to act during this session of the Legislature, including any recess, and after final adjournment until the commencement of the 1949 Regular Session, with authority to file its final report not later than the fifteenth legislative day of that session.

4. The committee and its members shall have and exercise all of the rights, duties and powers conferred upon investigating committees and their members by the provisions of the Joint Rules of the Senate and Assembly and of the Standing Rules of the Assembly as they are adopted and amended from time to time, which provisions are incorporated herein and made applicable to this committee and its members.

5. The committee has the following additional powers and duties:

(a) To select a vice chairman from its membership.

(b) To contract with such other agencies, public or private, as it deems necessary for the rendition and affording of such services, facilities, studies and reports to the committee as will best assist it to carry out the purposes for which it is created.

(c) To cooperate with and secure the cooperation of county, city, city and county, and other local law enforcement agencies in investigating any matter within

the scope of this resolution and to direct the sheriff of any county to serve subpenas, orders and other process issued by the committee

(d) To report its findings and recommendations to the Legislature and to the people from time to time and at any time, not later than herein provided.

(e) To do any and all other things necessary or convenient to enable it fully and adequately to exercise its powers, perform its duties, and accomplish the objects and purposes of this resolution

6. The sum of three thousand dollars ($3,000) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Assembly for the expenses of the committee and its members and for any charges, expenses or claims it may incur under this resolution, to be paid from the said contingent fund and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read, and referred to Committee on Rules.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, June 11, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate appointed Senators Swing, Tenney, and Hatfield as a Committee on Conference concerning:

Assembly Bill No. 141—An act to amend Section 736b of the Political Code, relating to salaries of judges

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

RECESS

At 2 p.m., on motion of Mr. Dickey, the Assembly recessed until 5 p.m.

REASSEMBLED

At 5 p.m., the Assembly reconvened.
Hon. Sam L. Collins, Speaker of the Assembly, presiding.
Chief Clerk Arthur A. Ohnimus at the desk.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, June 11, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted the report of the Committee on Conference concerning:

Assembly Bill No. 141—An act to amend Section 736b of the Political Code, relating to salaries of judges.

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

REPORT OF COMMITTEE ON CONFERENCE

The following report of Committee on Conference was received, and read:

ASSEMBLY CHAMBER, SACRAMENTO, June 11, 1947

MR. SPEAKER: The Committee on Conference concerning

Assembly Bill No. 141—An act to amend Section 736b of the Political Code, relating to salaries of judges;

Consisting of the undersigned members, has met, and reports that it has agreed to recommend the following.

That the amendments of the Senate be concurred in, and that the bill, as amended on June 6, 1947, be further amended as follows:

Amendment No. 1

On page 1 of the printed bill, as amended in the Senate on June 6, 1947, strike out lines 6 to 11, inclusive, and insert "State shall pay the sum of five thousand seven hundred fifty dollars ($5,750) and the remainder thereof shall be paid by the county or city and county in and for which the judge is elected or appointed. The minimum

annual salary of each judge of the superior court is the amount prescribed therefor as of January 1, 1947, plus the sum of one thousand five hundred dollars ($1,500)."

SWING	ROSENTHAL
HATFIELD	BECK
TENNEY	GEDDES
Senate Committee on Conference	Assembly Committee on Conference

The roll was called, and the report adopted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Collier, Conrad, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Doyle, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hawkins, Hinton, Hollibaugh, Johnson, Kilpatrick, Kirkwood, Lowrey, Luckel, Lyons, Maloney, Miller, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—55.

NOES—Clarke, George D. Collins, Heisinger, and McMillan—4.

Assembly Bill No. 141 ordered enrolled.

BILLS WITHDRAWN FROM INACTIVE FILE, AND PLACED ON THE THIRD READING FILE

The following bill was withdrawn from the inactive file, and placed upon the third reading file:

Assembly Bill No. 2500, on request of Mr. Sheridan.

MEMBERS EXCUSED

At 5.15 p.m., Mr. Field asked for, and was granted, unanimous consent that the members of the Committee on Governmental Efficiency and Economy be excused, at this time, for the purpose of holding a meeting.

NOTICE OF MOTION TO WITHDRAW SENATE BILL NO. 822 FROM INACTIVE FILE

Mrs. Niehouse gave notice that on the next legislative day she would move to withdraw Senate Bill No. 822 from the inactive file, and have it placed upon the third reading file.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1866—An act to amend Section 1184e of the Code of Civil Procedure, relating to the garnishment of contractors' moneys.

Bill read third time.

Motion to Amend

Mr. Lyons moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 1, of the printed bill, strike out "Government Code", and insert "Code of Civil Procedure".

Amendment read, and adopted.

Bill ordered reprinted, and re-engrossed.

NOTICE OF MOTION TO WITHDRAW ASSEMBLY BILL NO. 14 FROM INACTIVE FILE

Mr. Thomas gave notice that on the next legislative day he would move to withdraw Assembly Bill No. 14 from the inactive file, and have it placed upon the third reading file.

BILLS WITHDRAWN FROM ACTIVE FILE, AND PLACED ON THE INACTIVE FILE

Assembly Bill No. 1620, on motion of Mr. Clayton A. Dills.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 753—An act to amend Sections 15002, 15013, 15015, 15251, 15255, 15294, 15295, 16100, the heading of Chapter 13, Part 1, Division 13, Sections 16400, 16401, 16402, 16403, 16404, 16405, 16409, 16410, 16411, 16412, 16413, 16416, 16420, 16501, 16502, 16503, 16522, 16523, 16524, 16526, 16527, 16602, 16679, 16720, 16800, 17152, 17154, 17155, 17283, 17284, 17303, 17304, 17321, 17324, 17482, 17551, 17704, and 17811 of the Health and Safety Code; to add Sections 15016.5, 15251.5, 15251.7, 15255.5, 15905, Article 3 (comprising Section 16105), Chapter 11, Part 1, Division 13, Section 16266.5, Article Heading 1, Chapter 13, Part 1, Division 13, Section 16720.5, Chapter 15.5 (comprising Section 16720.5), Articles 2, 3, and 4 (comprising Sections 16430 to 16471, inclusive), Chapter 13, Part 1, Division 13, Chapter 14.5 (comprising Sections 16710 to 16713.2), Part 1, Division 13, Section 16720.5, Chapter 15.5 (comprising Section 16720.5), Part 1, Division 13, Sections 16743.5, 16743.7, an article heading 1 to Chapter 17, Part 1, Division 13, Article 2 (comprising Sections 16778 to 16778.10, inclusive), Chapter 17, Part 1, Division 13, and Sections 16906, 17155.5, 17324.5, 17467, 17702.5, and 17830 thereto; and to repeal Sections 16525, 16721, and 17253 thereof, relating to the State Housing Act.

Bill read third time.

Motion to Amend

Mr. Rosenthal moved the adoption of the following amendments:

Amendment No. 1

On page 9, line 23, of the printed bill, as amended in the Assembly on January 29, 1947, after "floor", insert "area".

Amendment No. 2

On page 12, line 32, of said bill, after "building", insert ", if there is at least one other staircase in the building,".

Amendment No. 3

In line 1 of the title of said bill, strike out "15002, 15013, 15015, 15251, 15255,".

Amendment No. 4

In line 4 of the title of said bill, strike out "16405,".

Amendment No. 5

In line 6 of the title of said bill, strike out "17152, 17154, 17155,".

Amendment No. 6

In line 8 of the title of said bill, strike out "Sections".

Amendment No. 7

In line 9 of the title of said bill, strike out "15016.5, 15251.5, 15251.7, 15255.5, 15905,".

Amendment No. 8

In line 12 of the title of said bill, strike out "16404.7, 16405.5,".

Amendment No. 9

In line 13 of the title of said bill, strike out "Articles 2, 3, and 4", and insert "Article 2".

Amendment No. 10

In line 14 of the title of said bill, strike out "16471", and insert "16443".

Amendment No. 11

In line 17 of the title of said bill, strike out "16720.5", and insert "16730".

Amendment No. 12

Strike out lines 18 to 20, inclusive, of the title of said bill; and in line 21, strike out "16906, 17155.5," and insert "16906,".

Amendment No. 13

In line 22 of the title of said bill, strike out ", 16721, and 17253", and insert "and 16721".

Amendment No. 14

On page 1 of said bill, strike out lines 1 to 4, inclusive; on page 2, strike out lines 1 to 50, inclusive; and on page 3, line 1, strike out "SEC. 11. Section 15294 of said code", and insert

"SECTION 1. Section 15294 of the Health and Safety Code".

Amendment No. 15

On page 3, line 6, of said bill, strike out "SEC. 12.", and insert

"SEC. 2."

Amendment No. 16

On page 3 of said bill, strike out lines 11 to 16, inclusive; and in line 17, strike out "SEC. 14.", and insert

"SEC. 3."

Amendment No. 17

On page 3, line 26, of said bill, strike out "SEC. 15.", and insert

"SEC. 4."

Amendment No. 18

On page 3, line 34, of said bill, strike out "SEC. 16.", and insert

"SEC. 5."

Amendment No. 19

On page 3, line 37, of said bill, strike out "SEC. 17.", and insert

"SEC. 6."

Amendment No. 20

On page 3, line 45, of said bill, strike out "SEC. 18.", and insert

"SEC. 7."

Amendment No. 21

On page 4, line 24, of said bill, strike out "SEC. 22.", and insert

"SEC. 8."

Amendment No. 22

On page 4, line 14, of said bill, strike out "SEC. 20.", and insert

"SEC. 9."

Amendment No. 23

On page 4, line 19, of said bill, strike out "SEC. 21.", and insert

"SEC. 10."

Amendment No. 24

On page 4, line 24, of said bill, strike "SEC. 22.", and insert

"SEC. 11."

Amendment No. 25

On page 4, line 29, of said bill, strike out "SEC. 23.", and insert

"SEC. 12."

Amendment No. 26

On page 4, lines 31 and 32, of said bill, strike out "hereafter constructed".

Amendment No. 27

On page 4 of said bill, strike out lines 38 to 50, inclusive; on page 5, strike out lines 1 to 15, inclusive; and in line 16, strike out "SEC. 27.", and insert

"SEC. 13."

Amendment No. 28

On page 5, line 24, of said bill, strike out "SEC. 28.", and insert

"SEC. 14."

Amendment No. 29

On page 5, line 30, of said bill, strike out "SEC. 29.", and insert

"SEC. 15."

Amendment No. 30

On page 5, line 34, of said bill, strike out "SEC. 30.", and insert

"SEC. 16."

Amendment No. 31

On page 5, line 43, of said bill, strike out "SEC. 31.", and insert "SEC. 17."

Amendment No. 32

On page 6, line 1, of said bill, strike out "SEC. 32.", and insert "SEC. 18."

Amendment No. 33

On page 6, line 9, of said bill, strike out "SEC. 33.", and insert "SEC. 19."

Amendment No. 34

On page 6, line 15, of said bill, strike out "SEC. 34.", and insert "SEC. 20."

Amendment No. 35

On page 6, line 25, of said bill, strike out "SEC. 35.", and insert "SEC. 21."

Amendment No. 36

On page 6, line 37, of said bill, strike out "SEC. 36.", and insert "SEC. 22."

Amendment No. 37

On page 7 of said bill, strike out lines 38 to 50, inclusive; on page 8, strike out lines 1 to 51, inclusive; on page 9, strike out lines 1 to 4, inclusive; and in line 5, strike out "SEC. 39.", and insert "SEC. 23."

Amendment No. 38

On page 9, line 11, of said bill, strike out "SEC 40.", and insert "SEC. 24."

Amendment No. 39

On page 9, line 18, of said bill, strike out "SEC. 40.5.", and insert "SEC. 25."

Amendment No. 40

On page 9, line 25, of said bill, strike out "SEC. 41.", and insert "SEC. 26."

Amendment No. 41

On page 9, line 36, of said bill, strike out "SEC. 42.", and insert "SEC. 27."

Amendment No. 42

On page 9, line 43, of said bill, strike out "SEC 43.", and insert "SEC. 28."

Amendment No. 43

On page 9, line 48, of said bill, strike out "SEC. 44.", and insert "SEC. 29."

Amendment No. 44

On page 9, line 49, of said bill, strike out "SEC. 45.", and insert "SEC. 30."

Amendment No. 45

On page 10, line 1, of said bill, strike out "SEC. 46.", and insert "SEC. 31."

Amendment No. 46

On page 10, line 6, of said bill, strike out "SEC. 47.", and insert "SEC. 32."

Amendment No. 47

On page 10, line 12, of said bill, strike out "SEC. 48.", and insert "SEC. 33."

Amendment No. 48

On page 10, line 20, of said bill, strike out "SEC. 49.", and insert "SEC. 34."

Amendment No. 49

On page 10, line 31, of said bill, strike out "heretofore or hereafter constructed".

Amendment No. 50

On page 11 of said bill, strike out lines 17 to 27, inclusive.

Amendment No. 51

On page 11, lines 31 and 32, of said bill, strike out "heretofore or hereafter constructed".

Amendment No. 52

On page 12, line 22, of said bill, strike out "heretofore or hereafter constructed".

Amendment No. 53

On page 12, line 28, of said bill, strike out "SEC. 50.", and insert "SEC. 35."

Amendment No. 54

On page 12, line 35, of said bill, strike out "SEC. 51.", and insert "SEC. 36."

Amendment No. 55

On page 12, line 41, of said bill, strike out "SEC. 52.", and insert "SEC. 37."

Amendment No. 56

On page 12, line 42, of said bill, strike out "SEC. 53.", and insert "SEC. 38."

Amendment No. 57

On page 12, line 49, of said bill, strike out "heretofore or hereafter constructed".

Amendment No. 58

On page 13 of said bill, strike out lines 29 to 52, inclusive; and on page 14, lines 1 to 15, inclusive; and in line 16, strike out "SEC. 58.", and insert "SEC. 39."

Amendment No. 59

On page 14, line 26, of said bill, strike out "SEC. 59.", and insert "SEC. 40."

Amendment No. 60

On page 14 of said bill, strike out lines 30 to 52, inclusive; and on page 15, strike out lines 1 to 3, inclusive; and in line 4, strike out "SEC. 65.", and insert "SEC. 41."

Amendment No. 61

On page 15, line 14, of said bill, strike out "SEC. 66.", and insert "SEC. 42."

Amendment No. 62

On page 15, line 27, of said bill, strike out "SEC. 67.", and insert "SEC. 43."

Amendment No. 63

On page 15, line 36, of said bill, strike out "SEC. 67.5.", and insert "SEC. 44."

Amendment No. 64

On page 15, line 43, of said bill, strike out "SEC. 68.", and insert "SEC. 45."

Amendment No. 65

On page 15, line 48, of said bill, strike out "SEC. 69.", and insert "SEC. 46."

Amendment No. 66

On page 16, line 6, of said bill, strike out "SEC. 70.", and insert "SEC. 47."

Amendment No. 67

On page 16, line 12, of said bill, strike out "SEC. 71.", and insert "SEC. 48."

Amendment No. 68

On page 16, line 19, of said bill, strike out "SEC. 72.", and insert "SEC. 49."

Amendment No. 69

On page 16, line 25, of said bill, strike out "SEC. 73.", and insert "SEC. 50."

Amendment No. 70

On page 16, line 32, of said bill, strike out "SEC. 74.", and insert "SEC. 51."

Amendment No. 71

On page 16, line 37, of said bill, strike out "SEC. 75.", and insert "SEC. 52."

Amendment No. 72

On page 17, line 6, of said bill, strike out "SEC. 76.", and insert "SEC. 53."

Amendment No. 73

On page 17, line 15, of said bill, strike out "SEC. 77.", and insert "SEC. 54."

Amendment No. 74

On page 12, line 32, of said bill, after "building", insert ", if there is at least one other stairway in the building".

Amendments read, and adopted.

Bill ordered reprinted, and re-engrossed.

Assembly Bill No. 1213—An act to amend Section 142 of the Vehicle Code, relating to registration of vehicles.

Bill read third time.

Motion to Amend

Mr. Price moved the adoption of the following amendment:

Amendment No. 1

On page 2 of the printed bill, as amended in the Assembly on June 7, 1947, strike out lines 39 to 41, inclusive.

Amendment read, and adopted.

Bill ordered reprinted, and re-engrossed.

NOTICE OF MOTION TO WITHDRAW ASSEMBLY BILL NO. 529 FROM COMMITTEE

Mr. Geddes gave notice that on the second legislative day he would move to withdraw Assembly Bill No. 529 from the Committee on Public Morals, and have it placed upon the file.

Ruling by Speaker

Speaker Collins ruled the motion out of order because tomorrow is the last day on which bills may be withdrawn from committee, and tomorrow will not be the second legislative day.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1833—An act to amend Section 3209.3 of the Labor Code, relating to medical services in workmen's compensation and disability insurance cases.

Bill read third time.

Motion to Amend

Mrs Niehouse moved the adoption of the following amendments:

Amendment No. 1

In the title of the printed bill, strike out lines 2 and 3, and insert "workmen's compensation and insurance"

Amendment No. 2

On page 1, line 4, of said bill, after "optometrists," insert "dentists,".

Amendments read, and adopted.

Bill ordered reprinted, and re-engrossed.

REQUEST FOR UNANIMOUS CONSENT THAT ASSEMBLY BILL NO. 2655 BE WITHDRAWN FROM THE COMMITTEE ON INDUSTRIAL RELATIONS, FOR PURPOSE OF AMENDMENT, AND BE RE-REFERRED TO THE COMMITTEE

Mr. M. Philip Davis asked for, and was granted, unanimous consent that Assembly Bill No 2655 be withdrawn from the Committee on Industrial Relations, for purpose of amendment, and be re-referred to the Committee on Industrial Relations.

SECOND READING OF ASSEMBLY BILLS (BY UNANIMOUS CONSENT)

Assembly Bill No. 2655—An act to add Chapter 9 to Part 3, Division 2, of the Labor Code, relating to coercive labor practices.

Bill read second time.

Motion to Amend

Mr M. Philip Davis moved the adoption of the following amendment:

Amendment No. 1

On page 2 of the printed bill, strike out lines 1 to 2, inclusive, and insert "1151. Nothing herein shall be construed to prohibit negotiations by individuals or by collective bargaining regarding hours or days of work, or conditions of employment, providing the same do not require the payment for services not performed."

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

REQUEST FOR UNANIMOUS CONSENT THAT NOTICE OF MOTION TO WITHDRAW ASSEMBLY BILL NO. 2655 FROM COMMITTEE BE CONTINUED UNTIL THE NEXT LEGISLATIVE DAY

Mr. M. Philip Davis asked for unanimous consent that his notice of motion to withdraw Assembly Bill No 2655 from the Committee on Industrial Relations be continued until the next legislative day.

Mr. Lyons withheld unanimous consent.

Remarks on Condition of the File

Mr. Sherwin spoke on the condition of the file.

Motion That Assembly Bill No. 2655 Be Placed Upon the Third Reading File and Not Be Re-referred to the Committee on Industrial Relations

Mr. Sherwin moved that Assembly Bill No. 2655 be placed upon the third reading file, and not be re-referred to the Committee on Industrial Relations.

Mr. Stewart seconded the motion.

Ruling by Speaker

Speaker Collins ruled the motion out of order because Assembly Bill No. 2655 must be reprinted, and returned to the desk, before further action will be in order.

Withdrawal of Motion

Mr. Stewart withdrew his second to Mr. Sherwin's motion.

Mr. Sherwin withdrew his motion that Assembly Bill No. 2655 be placed upon the third reading file, and not be re-referred to the Committee on Industrial Relations.

Withdrawal of Objections

Mr. Lyons withdrew his objections, and granted unanimous consent, that Mr. M. Philip Davis be permitted to continue his notice of motion that he will move to withdraw Assembly Bill No. 2655 from the Committee on Industrial Relations, until the next legislative day.

NOTICE OF MOTION TO WITHDRAW ASSEMBLY BILL NO. 341 FROM COMMITTEE

Mr. Lowrey gave notice that on the second legislative day he would move to withdraw Assembly Bill No. 341 from the Committee on Revenue and Taxation, and have it placed upon the file.

Ruling by Speaker

Speaker Collins ruled the motion out of order because tomorrow is the last day on which bills may be withdrawn from committee, and tomorrow will not be the second legislative day.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1007—An act to amend Sections 2609, 2621, and 2792 of the Elections Code, relating to the nomination of candidates at primary elections.

Bill read third time.

Motion to Amend

Mr. Bennett moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "2609, 2621, and 2792", and insert "2101, 2156, 2300, and 2350".

Amendment No. 2

In line 2 of the title of said bill, strike out "the nomination of candidates at", and insert "presidential".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 3

On page 1 of said bill, strike out lines 1 to 27, inclusive, and insert

"SECTION 1. Section 2101 of the Elections Code is amended to read:

2101. Nomination papers properly prepared, circulated, signed and verified shall be left with the county clerk of the county in which they are circulated for examination, at least [40] *60* days prior to the presidential primary. Upon the filing of nomination papers pursuant to this chapter, the persons named in such papers shall be voted upon as delegates to the respective national conventions of the several political parties, but their names shall not be printed upon the ballots of their respective parties.

SEC. 2. Section 2156 of said code is amended to read:

2156. Verification deputies may obtain signatures to the nomination paper of the group of candidates by whom or for whom they were appointed, at any time not more than [65] *90* nor less than [40] *60* days prior to the presidential primary.

SEC. 3. Section 2300 of said code is amended to read:

2300. Each candidate for delegate to his national party convention shall file with the Secretary of State on or before the [thirty-fifth] *fifty-fifth* day prior to the presidential primary an affidavit which shall state:

(a) His residence, with street and number, if any.

(b) His election precinct.

(c) That he is a voter in the precinct in which he resides.

(d) That he is a candidate for office of delegate.

(e) That he will not withdraw as a candidate before the presidential primary.

(f) That he will qualify as a delegate if elected.

(g) That if there were any signatures to his nomination papers in excess of the number permitted, he has notified each excess signer that the latter's name has not been used.

The name of a candidate shall not be placed on the ballot unless this affidavit has been properly filed.

SEC. 4. Section 2350 of said code is amended to read:

2350. At least [30] *45* days before a presidential primary the Secretary of State shall transmit to each county clerk a certified list containing the names and addresses of the candidates for delegate for whom nomination papers have been filed

and who are entitled to be voted for at the presidential primary The certified list shall be in substantially the following form:

CERTIFIED LIST OF CANDIDATES FOR DELEGATE.
DEPARTMENT OF STATE

To the County Clerk of_____County.

I, _____, Secretary of State, do hereby certify that the following list contains the name and postoffice address of each person for whom nomination papers have been filed in my office and who is entitled to be voted for at the presidential primary to be held on Tuesday, the_____day of [May] *June*, 19___, as delegate to the next national convention of that party under which his name hereinafter appears; I further certify that in the list under the name of each party, and under the name of the person for whom a preference as nominee of the party for President has been expressed, there is stated the name of each candidate for delegate who has filed a statement of preference for that person and who has been indorsed as required by law, and who may be voted for as one of a group.

LIST OF CANDIDATES

_____Party

Candidates Preferring	Candidates Preferring	Candidates Preferring	
_____	_____	_____	
Name Address Top of Group	Name Address Top of Group	Name Address Top of Group	
1_____	1_____	1_____	
2_____	2_____	2_____	
3_____	3_____	3_____	
etc._____	etc._____	etc._____	

_____Party
(etc., as above with each political party.)

Dated at Sacramento, California, this_____day of_____, 19___.
(SEAL)

_____
Secretary of State."

Amendments read, and adopted.

Bill ordered reprinted, and re-engrossed.

RESOLUTIONS

The following resolutions were offered:

By Mr. Stephenson:

House Resolution No. 225

Relative to the creation of the Assembly Interim Committee on Fairs and Expositions

Resolved by the Assembly of the State of California, As follows:

1. The Assembly Interim Committee on Fairs and Expositions is hereby created and authorized and directed to ascertain, study, and analyze all facts relating or in anywise appertaining to fairs and expositions, the allocation of state moneys thereto, the advisability of establishing additional agricultural fairs or other expositions or exhibitions, including but not limited to the operation, effect, administration, enforcement and needed revision of any and all laws in any way bearing upon or relating to the subject of this resolution, and to report thereon to the Assembly, including in the reports its recommendations for appropriate legislation.

2. The committee shall consist of five Members of the Assembly appointed by the Speaker thereof. The chairman shall be appointed by the Speaker Vacancies occurring in the membership of the committee shall be filled by the appointing power

3. The committee is authorized to act during this session of the Legislature, including any recess, and after final adjournment until the commencement of the 1949 Regular Session, with authority to file its final report not later than the thirtieth legislative day of that session.

4. The committee and its members shall have and exercise all of the rights, duties and powers conferred upon investigating committees and their members by the provisions of the Joint Rules of the Senate and Assembly and of the Standing Rules of the Assembly as they are adopted and amended from time to time, which

provisions are incorporated herein and made applicable to this committee and its members.

5 The committee has the following additional powers and duties:

(a) To select a vice chairman from its membership.

(b) To contract with such other agencies, public or private, as it deems necessary for the rendition and affording of such services, facilities, studies and reports to the committee as will best assist it to carry out the purposes for which it is created.

(c) To cooperate with and secure the cooperation of county, city, city and county, and other local law enforcement agencies in investigating any matter within the scope of this resolution and to direct the sheriff of any county to serve subpenas, orders and other process issued by the committee

(d) To confer with the Department of Finance with respect to the allocation of money to the various fairs and to state agencies which receive money from the Fair and Exposition Fund

(e) To report its findings and recommendations to the Legislature and to the people from time to time and at any time, not later than herein provided

(f) To do any and all other things necessary or convenient to enable it fully and adequately to exercise its powers, perform its duties, and accomplish the objects and purposes of this resolution.

6. The sum of five thousand dollars ($5,000) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Assembly for the expenses of the committee and its members and for any charges, expenses or claims it may incur under this resolution, to be paid from the said contingent fund and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read, and referred to Committee on Rules

By Messrs. Brown and Dickey:

House Resolution No. 226

Relative to the creation of the Assembly Interim Committee on the Judicial System and Judicial Process

WHEREAS, The existing Judicial System and the structure, composition and jurisdiction of the courts of the State, including selection, compensation and retirement of judges, and judicial procedure and the administration of justice have developed by separate amendments to the statutes, largely without planning or coherence, the result being the lack of a well-ordered judicial structure; and

WHEREAS, There is a serious lack of uniformity and balance in both substantive and procedural provisions of the law, especially provisions of the Code of Civil Procedure and the Penal Code; and

WHEREAS, There is great need of a thorough investigation into all phases of the Judicial System of the State, and the administration of justice therein, in order that facts may be obtained and correlated as a basis for future legislation; and

WHEREAS, The facts relating to said subjects can best be secured by a fact-finding committee of the Legislature; now, therefore, be it

Resolved by the Assembly of the State of California, As follows:

1. The Assembly Interim Committee on the Judicial System and Judicial Process is hereby created and authorized and directed to ascertain, study and analyze all facts relating to the subject of this resolution, and all facts included and in any way related to the subjects mentioned in the recitals hereof, including but not limited to:

(a) The composition, structure, jurisdiction and administration of the several courts;

(b) The method of selection, compensation and retirement of judicial officers and attaches;

(c) The procedure, process, and rules of the courts, statutory and otherwise;

(d) All provisions of the law relating to civil actions and remedies, and all laws relating to criminal procedure;

(e) All laws relating to publication of notices and service of process; including but not limited to the operation, effect, administration, enforcement and needed revision of any and all laws in any way bearing upon or relating to the subject of this resolution, and to report thereon to the Assembly, including in the reports its recommendations for appropriate legislation.

2. The committee shall consist of seven Members of the Assembly appointed by the Speaker thereof. The chairman shall be appointed by the Speaker. Vacancies occurring or existing in the membership of the committee shall be filled by the appointing power.

3. The committee is authorized to act during this session of the Legislature, including any recess, and after final adjournment until the commencement of the

1949 Regular Session, with authority to file its final report not later than the fifteenth legislative day of that session.

4. The committee and its members shall have and exercise all of the rights, duties and powers conferred upon investigating committees and their members by the provisions of the Joint Rules of the Senate and Assembly and of the Standing Rules of the Assembly as they are adopted and amended from time to time, which provisions are incorporated herein and made applicable to this committee and its members.

5. The committee has the following additional powers and duties:

(a) To select a vice chairman from its membership.

(b) To contract with such other agencies, public or private, as it deems necessary for the rendition and affording of such services, facilities, studies and reports to the committee as will best assist it to carry out the purposes for which it is created.

(c) To cooperate with and secure the cooperation of county, city, city and county, and other local law enforcement agencies in investigating any matter within the scope of this resolution and to direct the sheriff of any county to serve subpenas, orders and other process issued by the committee.

(d) To report its findings and recommendations to the Legislature and to the people from time to time and at any time, not later than herein provided.

(e) To do any and all other things necessary or convenient to enable it fully and adequately to exercise its powers, perform its duties, and accomplish the objects and purposes of this resolution.

6. The sum of _____ dollars ($_____) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Assembly for the expenses of the committee and its members and for any charges, expenses or claims it may incur under this resolution, to be paid from the said contingent fund and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read, and referred to Committee on Rules.

RECESS

At 5.34 p.m., on motion of Mr. Maloney, the Assembly recessed until 7.30 p.m.

REASSEMBLED

At 7.30 p.m., the Assembly reconvened.

Hon. Sam L. Collins, Speaker of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

ABSENCE OF QUORUM SUGGESTED

Mr. Doyle suggested the absence of a quorum.

The roll was called.

Call of the Assembly

Mr. Beck moved a call of the Assembly.

Motion carried. Time, 7.33 p.m.

The Speaker directed the Sergeant-at-Arms to close the doors, and to bring in the following absent members:

Allen, Anderson, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Collier, George D. Collins, Conrad, Cooke, Cramer, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Dunn, Elliott, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stephenson, Stewart, Thomas, Thurman, Waters, and Wollenberg—65.

Further Proceedings Under Call of the Assembly Dispensed With on Quorum Call

At 8 p.m., on motion of Mr. Doyle, further proceedings under the call of the Assembly were dispensed with.

The roll was called, and the following members answered to their names:

Allen, Anderson, Beck, Bennett, Blosser, Burke, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Dickey, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Field, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Hinton, Hollibaugh, Johnson, Kilpatrick, Kirkwood, Luckel, Lyons, Maloney, Miller, Niehouse, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Thomas, Thompson, Thorp, Waters, Weber, and Wollenberg—50.

Quorum present.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, June 11, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted the report of the Committee on Conference concerning:

Senate Bill No. 122—An act to amend Section 5082 of the Business and Professions Code, relating to registration as a public accountant, declaring the urgency thereof to take effect immediately.

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

SENATE CHAMBER, SACRAMENTO, June 11, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed:

Senate Bill No. 124
Senate Bill No. 287
Senate Bill No. 288
Senate Bill No. 325
Senate Bill No. 337
Senate Bill No. 622
Senate Bill No. 672
Senate Bill No 951
Senate Bill No. 1008
Senate Bill No. 1055
Senate Bill No. 1327
Senate Bill No. 1575

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS (RESUMED)

The following bills were read the first time:

Senate Bill No. 124—An act declaring the policy of the State relating to aeronautics, creating the California State Aeronautics Board, prescribing its powers and duties, and providing for the cooperation of the Department of Public Works.

Referred to Committee on Transportation and Commerce.

Senate Bill No. 287—An act making an appropriation to the Department of Agriculture for the purpose of controlling Russian thistle and other weed hosts of beet leafhopper, declaring the urgency of this act, to take effect immediately.

Referred to Committee on Ways and Means.

Senate Bill No. 288—An act making an appropriation to the Department of Agriculture for the purpose of augmenting market news services.

Referred to Committee on Ways and Means.

Senate Bill No. 325—An act to add Section 963.5 to the Agricultural Code, relating to potato seed testing operations, creating a revolving fund for such operations and making an appropriation, to take effect immediately.

Referred to Committee on Ways and Means.

Senate Bill No. 337—An act to amend Sections 11401, 11405, and 11500 of, and to add Sections 11401.1 and 11401.2 to the Water Code, relating to the Central Valley Project, the membership of the Water Project Authority of the State of California, the qualifications, compensation, and term of office of the members of said authority, and the powers of said authority.

Referred to Committee on Conservation, Planning, and Public Works.

Senate Bill No. 622—An act to amend Section 737m of the Political Code, relating to salaries of judges of superior courts.

Referred to Committee on Judiciary.

Senate Bill No. 672—An act authorizing the establishment of a teacher training program in special education at a state college, and making an appropriation therefor, to take effect immediately.

Referred to Committee on Ways and Means.

Senate Bill No. 951—An act making an appropriation for expenditure by the State Fire Marshal in carrying out the provisions and purposes of Chapter 8, Part 3, Division 13 of the Health and Safety Code, and of Senate Concurrent Resolution No. _____ of 1947, relating to inflammable materials, the act to take effect immediately.

Referred to Committee on Ways and Means.

Senate Bill No. 1008—An act to amend Section 25429 of, add Section 25430 to, and amend and renumber Sections 16854 and 26481 of the Government Code, relating to the government of counties.

Referred to Committee on Municipal and County Government.

Senate Bill No. 1055—An act to amend Sections 1180, 1182, and 1186 of, and to add Section 1204 to the Labor Code, relating to the employment of women and minors.

Referred to Committee on Industrial Relations.

Senate Bill No. 1327—An act to add Section 3.5 to the Uniform Act for Out-of-State Parolee Supervision, relating to the retaking of probationers and parolees by officers of other states.

Referred to Committee on Ways and Means.

Senate Bill No. 1575—An act to add Chapter 3.5 to Division 10 of the Education Code, relating to the establishment of the Mount Shasta Polytechnic School on certain state-owned lands in Siskiyou County, and providing for the government and operation thereof.

Referred to Committee on Education.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, June 11, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted:

Senate Concurrent Resolution No. 56

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS (RESUMED)

The following resolution was read:

Senate Concurrent Resolution No. 56—Relative to adjournment in respect to the memory of William E. Harper.

Referred to Committee on Rules.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, June 11, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed, as amended

Assembly Bill No. 1427

And respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bill ordered to unfinished business file.

SENATE CHAMBER, SACRAMENTO, June 11, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed:

Assembly Bill No. 837
Assembly Bill No. 1407
Assembly Bill No. 1641
Assembly Bill No. 2107
Assembly Bill No. 2320
Assembly Bill No. 2339
Assembly Bill No 2340
Assembly Bill No 2492
Assembly Bill No. 2607

J. A BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bills ordered enrolled.

REPORTS OF STANDING COMMITTEES

Committee on Judiciary

ASSEMBLY CHAMBER, SACRAMENTO, June 11, 1947

MR. SPEAKER: Your Committee on Judiciary, to which was referred:

Assembly Bill No. 2717

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

BROWN, Chairman

Above reported bill ordered to second reading.

RESOLUTION TO SUSPEND CONSTITUTIONAL PROVISION

The following resolution was offered:

By Mr. Caldecott:

Resolved, That Assembly Bill No 2717 presents a case of urgency, as that term is used in Article IV, Section 15, of the Constitution, and the provision of that section requiring that the bill be read on three several days in each house is hereby dispensed with, and it is ordered that said bill be read the second time.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, George D Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M Philip Davis, Debs, Dickey, Dolwig, Doyle, Dunn, Erwin, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, Price, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—65

NOES—None.

Article IV, Section 15, of the Constitution was declared suspended.

CONSIDERATION OF ASSEMBLY BILL NO. 2717

Assembly Bill No. 2717—An act to add Section 73e to the Code of Civil Procedure, relating to holding sessions of the superior court in places other than the county seat.

Bill read second time, and ordered engrossed.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, June 11, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 341
Assembly Bill No. 1912
Assembly Bill No. 2026

And reports the same correctly re-engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

Committee on Ways and Means

ASSEMBLY CHAMBER, SACRAMENTO, June 11, 1947

MR. SPEAKER: Your Committee on Ways and Means, to which were referred:

Assembly Bill No. 1044
Assembly Bill No. 1464

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

WOLLENBERG, Chairman

Above reported bills ordered to third reading.

Committee on Public Health

ASSEMBLY CHAMBER, SACRAMENTO, June 11, 1947

MR SPEAKER: Your Committee on Public Health, to which were referred:

Assembly Bill No. 839
Assembly Bill No. 1587

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

DEBS, Chairman

Above reported bills ordered to second reading.

SECOND READING OF ASSEMBLY BILLS (BY UNANIMOUS CONSENT)

Assembly Bill No. 839—An act to amend Section 6509 of the Business and Professions Code, relating to barbering.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1587—An act to amend Section 752 of an act entitled "An act to provide for the organization, incorporation, and government of municipal corporations," approved March 13, 1883, relating to elections of boards of trustees in cities of the fifth class.

Bill read second time, and ordered engrossed.

REPORTS OF STANDING COMMITTEES

Committee on Ways and Means

ASSEMBLY CHAMBER, SACRAMENTO, June 11, 1947

MR. SPEAKER: Your Committee on Ways and Means, to which were referred:

Assembly Bill No. 178
Assembly Bill No. 2511

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

WOLLENBERG, Chairman

Above reported bills ordered to second reading.

SECOND READING OF ASSEMBLY BILLS (BY UNANIMOUS CONSENT)

Assembly Bill No. 178—An act making an appropriation for the acquisition of land in Monterey County as part of the State Park System.

Bill read second time, and ordered engrossed.

Assembly Bill No. 2511—An act to provide for planning and conservation, creating a State Conservation and Planning Board, prescribing its powers and duties, and providing for planning, conservation, and utilization of the resources of the State, and making an appropriation.

Bill read second time, and ordered engrossed.

REPORTS OF STANDING COMMITTEES

Committee on Ways and Means

ASSEMBLY CHAMBER, SACRAMENTO, June 11, 1947

MR. SPEAKER: Your Committee on Ways and Means, to which were referred:

Assembly Bill No. 292
Assembly Bill No. 716

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

WOLLENBERG, Chairman

Above reported bills ordered to second reading.

SECOND READING OF ASSEMBLY BILLS (BY UNANIMOUS CONSENT)

Assembly Bill No. 292—An act to amend Section 18021 of the Government Code and to repeal Section 18022 of the Government Code, relating to hours of work.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Ways and Means:

Amendment No. 1

Strike out lines 1, 2, and 3 of the title of the printed bill, and insert

"An act to amend Sections 18020, 18021 and 18024 of the Government Code relating to hours of work and overtime compensation for State employees."

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendments is indicated by being enclosed within brackets.

Amendment No. 2

Strike out lines 1 to 12, inclusive, of said bill, and insert

"SECTION 1. Section 18020 of the Government Code is amended to read:

18020. For the purpose of determining eligibility for overtime compensation, the State Personnel Board shall establish the normal work week for each class in the state civil service for which a monthly salary range is fixed and for each position not subject to state civil service by allocating, and reallocating as the needs of the service require, each state civil service class and each exempt position to one of the following groups.

[(1) Classes with a normal work week of 40 hours.

(2) Classes with a normal work week of 44 hours.

(3) Classes with a normal work week of 48 hours.

(4) Classes which can not be included in any plan of payment for overtime because:

(a) While requiring at least 40 hours a week, the duties and responsibilities are such that they are not adapted to a maximum number of hours a week; or

(b) The performance of duties is required on a part-time or intermittent basis and does not amount to a maximum of 40 hours per week.]

(1) Classes eligible for overtime compensation for work in excess of 40 hours a week.

(2) Classes eligible for overtime compensation for work in excess of 44 hours a week.
(3) Classes eligible for overtime compensation for work in excess of 48 hours a week.
(4) Classes whose duties and responsibilities are such that they are not adapted to a maximum of 40 hours a week and which can not be included in any plan of cash payment for overtime.
(5) Classes whose unusual conditions or hours of work require the establishment by the Personnel Board of special provisions governing rates of or methods of payment for overtime compensation."

Amendment No. 3

Section 18021 of the Government Code is amended to read:

["18021. Every State employee compensated on a monthly basis required and ordered to work in excess of a normal work week as established by the State Personnel Board for, his class or for his position, if exempt, shall receive overtime compensation for all such overtime The rate of overtime pay shall be based on his regular rate of pay.

(Amended, Statutes of 1945, Chapter 336)]

"18021. Salaried State employees whose classes or positions are allocated by the State Personnel Board to Work Week Groups 1, 2, or 3, as defined in Section 18020 shall if required and ordered to work in excess of the hours prescribed for the group receive overtime compensation for all such overtime work. Salaried state employees whose classes or positions are allocated by the State Personnel Board to Normal Work Week Group 5 may receive overtime compensation in accordance with the requirements of eligibility for overtime compensation established by the Personnel Board for classes in this group Overtime compensation shall not exceed the employee's regular rate of pay."

Amendment No. 4

Section 18024 of the Government Code is amended to read:

["18024. The State Personnel Board shall adopt rules governing overtime compensation."]

"18024. The Personnel Board shall adopt rules governing eligibility for overtime compensation, overtime rates of pay, and the administration of the overtime plan."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 716—An act to add Part 2, comprising Chapter 1, Sections 4000 to 4225, inclusive, to Division 5 of the Welfare and Institutions Code, relating to aid for needy disabled persons, and making an appropriation therefor.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Ways and Means:

Amendment No. 1

In lines 3 and 4 of the title of the printed bill, strike out ", and making an appropriation therefor".

Amendment No. 2

On page 4 of said bill, strike out lines 15 to 26, inclusive, and insert

"4021. The provisions of this part providing for aid do not constitute an appropriation of money from the State Treasury. The money required for such purposes shall be appropriated annually in each State Budget Act or by separate bill for that purpose."

Amendment No. 3

On page 14, line 5, of said bill, strike out "in Section 4021 of this chapter".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Motion to Place Rush Order on Printing of Assembly Bill No. 716

Mr. Wollenberg moved that a rush order be placed on the printing of Assembly Bill No. 716.

Motion carried.

RE-REFERENCE OF BILLS

By order of the Speaker, the following bills were withdrawn from the file, and re-referred as follows:

Assembly Bill No. 341 re-referred to Committee on Revenue and Taxation.

Assembly Bill No. 2026 re-referred to Committee on Judiciary.

REPORTS OF STANDING COMMITTEES

Committee on Judiciary

ASSEMBLY CHAMBER, SACRAMENTO, June 11, 1947

MR SPEAKER: Your Committee on Judiciary, to which were referred:

Senate Bill No. 5	Senate Bill No. 507
Senate Bill No. 43	Senate Bill No. 575
Senate Bill No 391	Senate Bill No. 643
Senate Bill No. 392	Senate Bill No 719
Senate Bill No. 393	Senate Bill No. 1436
Senate Bill No. 459	Senate Bill No 1550
Senate Bill No. 506	

Has had the same under consideration, and reports the same back with the recommendation. Do pass.

BROWN, Chairman

Above reported bills ordered to second reading.

SECOND READING OF SENATE BILLS (BY UNANIMOUS CONSENT)

Senate Bill No. 5—An act to amend Section 737ww of the Political Code, relating to the salaries of judges of the Superior Court for Sonoma County.

Bill read second time, and ordered to third reading.

Senate Bill No. 43—An act to amend Section 737x of the Political Code, relating to salaries of judges of Merced County.

Bill read second time, and ordered to third reading.

Senate Bill No. 391—An act to amend Section 737g of the Political Code, relating to salaries of superior court judges.

Bill read second time, and ordered to third reading.

Senate Bill No. 392—An act to amend Section 737n of the Political Code, relating to the salary of superior court judges in and for the County of Inyo.

Bill read second time, and ordered to third reading.

Senate Bill No. 393—An act to amend Section 737z of the Political Code, relating to salaries of judges of the superior court.

Bill read second time, and ordered to third reading.

Senate Bill No. 459—An act to amend Section 737t of the Political Code, relating to salaries of judges.

Bill read second time, and ordered to third reading.

Senate Bill No. 506—An act to amend Section 737aaa of the Political Code, relating to compensation of judges.

Bill read second time, and ordered to third reading.

Senate Bill No. 507—An act to amend Section 737ss of the Political Code, relating to compensation of judges.

Bill read second time, and ordered to third reading.

Senate Bill No. 575—An act to amend Section 737u of the Political Code, relating to salaries of judges.

Bill read second time, and ordered to third reading.

Senate Bill No. 643—An act to amend Sections 737bb and 737eee of the Political Code, relating to salaries of judges of the superior court.

Bill read second time, and ordered to third reading.

Senate Bill No. 719—An act to amend Section 737qq of the Political Code, relating to salary of superior court judges.

Bill read second time, and ordered to third reading.

Senate Bill No. 1436—An act to amend Section 737ddd of the Political Code, relating to superior judges salaries.

Bill read second time, and ordered to third reading.

Senate Bill No. 1550—An act to amend Section 737oo of the Political Code, relating to the salaries of judges of the superior court.

Bill read second time, and ordered to third reading.

REPORTS OF STANDING COMMITTEES

Committee on Public Health

ASSEMBLY CHAMBER, SACRAMENTO, June 11, 1947

MR. SPEAKER: Your Committee on Public Health, to which was referred: Assembly Bill No 2701

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

DEBS, Chairman

Above reported bill ordered to second reading.

SECOND READING OF ASSEMBLY BILLS (BY UNANIMOUS CONSENT)

Assembly Bill No. 2701—An act to amend Section 26512 of, and to add Sections 26516.5 and 26516.6 to the Health and Safety Code, relating to foods.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Public Health:

Amendment No. 1

On page 2, line 15, of the printed bill, as amended June 5, 1947, after "prohibited", insert "until such time as the State Board of Public Health or the United States Food and Drug Administration establishes a tolerance for the use of such material, and then its use shall not exceed the tolerance as set by these authorities".

Amendment No. 2

On page 2 of said bill, strike out lines 18 to 25, inclusive, and insert

"Section 26516.6. Potassium Ferrocyanide shall not be used in the preparation, processing or packing of any food, except in the process generally known as blue-fining of wine, and then only after applying for and receiving a permit from the State Department of Public Health Such processing of wine shall be done only under the supervision of a competent person approved by the department, and in accordance with the terms specified in the permit issued by the department.

Prior to the undertaking of any such process the Chief of the Bureau of Food and Drug Inspection shall estimate the cost of the laboratory control and examinations of the wine, the amount of which estimate shall be prepaid by the applicant.

Prior to the sale of any wine so processed, samples of the wine, as directed by the Chief of the Bureau of Food and Drug Inspection, shall be submitted to the Division of Laboratories or any other authorized laboratory for examination. The expense of such examination shall be borne by the permittee.

The said State Department of Public Health shall issue to any person in the State of California, an annual permit on the receipt of such evidence as the department may require to show that the said person meets the requirements of this section."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

MEMBERS EXCUSED

At 8:03 p.m., Mr. Erwin asked for, and was granted, unanimous consent that the members of the Committee on Fish and Game be excused, at this time, for the purpose of holding a meeting.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 114—An act to add Section 626.5 to the Vehicle Code, relating to lighting equipment on vehicles.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Burke, Burns, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, Dickey, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Field, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Hinton, Hollibaugh, Johnson, Kilpatrick, Kirkwood, Luckel, Lyons, Maloney, McMillan, Niehouse, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—55.

NOES—None.

Bill ordered transmitted to the Senate.

NOTICE OF MOTION TO WITHDRAW ASSEMBLY BILL NO. 1442 FROM INACTIVE FILE

Mr. Maloney gave notice that on the next legislative day he would move to withdraw Assembly Bill No. 1442 from the inactive file, and have it placed upon the third reading file.

REQUEST FOR UNANIMOUS CONSENT THAT MEMBERS BE EXCUSED

At 8:05 p.m., Mr. Dunn asked for unanimous consent that the members of the Committee on Education be excused, at this time, for the purpose of holding a meeting.

Mr. Grant withheld unanimous consent.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1597—An act to amend Sections 375 and 383 of the Vehicle Code, relating to the registration of vehicles and the issuance of license plates.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Boyd, Burke, Burns, Butters, Clarke, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Doyle, Elliott, Erwin, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Hinton, Hollibaugh, Johnson, Kilpatrick, Kirkwood, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Price, Robertson, Stanley, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—51.

NOES—Dunn—1.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1373—An act to amend Section 4754 of and to add Section 4755 to the Labor Code, relating to subsequent injuries.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Boyd, Burke, Burns, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Hinckley, Hinton, Hollibaugh, Johnson, Kilpatrick, Kirkwood, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—59.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1596—An act to add Section 12424 to the Government Code, relating to furnishing of services by the Controller to political subdivisions and districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Burke, Burns, Butters, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Dickey, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Hinckley, Hinton, Hollibaugh, Johnson, Kilpatrick, Kirkwood, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Price, Robertson, Sherwin, Silliman, Stanley, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—59.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 377—An act to amend Section 2164 of the Welfare and Institutions Code, relating to aid to the aged.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Burke, Burns, Butters, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Dickey, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Hinckley, Hinton, Hollibaugh, Johnson, Kilpatrick, Kirkwood, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Price, Robertson, Sherwin, Silliman, Stanley, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—59

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1447—An act to amend Sections 17053.5, 19200, 19201.5, 19202, 19203.5, 19204.5, and 19205.5 of the Revenue and Taxation Code, relating to state taxation and providing for rates and exemptions, and providing that this act shall take effect immediately.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Burke, Burns, Butters, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Dickey, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Hinckley, Hinton, Hollibaugh, Johnson, Kilpatrick, Kirkwood, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Price, Robertson, Sherwin, Silliman, Stanley, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—59.

NOES—None.

Motion to Amend Title

Mr. Waters moved the adoption of the following amendment to the title:

Amendment No. 1

In lines 1 and 2 of the title of the printed bill, as amended in the Assembly on June 7, 1947, strike out "Sections 17053.5, 19200, 19201.5, 19202, 19203.5, 19204.5, and 19205.5", and insert "Section 17053.5".

Amendment read, and adopted.

Bill ordered reprinted, and transmitted to the Senate.

Assembly Bill No. 1752—An act to amend Sections 4, 25, 27, and 31 of, and to add one new section to be numbered 8.2 to, the Bank and Corporation Franchise Tax Act, and to amend Sections 19, 20, and 24 of, and to add one new section to be numbered 7.2 to, the Corporation Income Tax Act, and to amend Section 19062 of the Revenue and Taxation Code, relating to the levy and collection of taxes upon banks, corporations, associations and Massachusetts or business trusts, individuals, estates and trusts, and providing that this act shall take effect immediately.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Burke, Burns, Butters, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Dickey, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Hinckley, Hinton, Hollibaugh, Johnson, Kilpatrick, Kirkwood, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Price, Robertson, Sherwin, Silliman, Stanley, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—59.

NOES—None

Bill ordered transmitted to the Senate.

Assembly Bill No. 1586—An act to amend Section 20060 of, and to add Section 20985 to, the Government Code, relating to the State Employees' Retirement System, authorizing the employment by contracting agencies of retired members to render consulting services and authorizing the retention in service after otherwise mandatory retirement age of certain qualified local miscellaneous members.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Hinckley, Hinton, Hollibaugh, Johnson, Kilpatrick, Kirkwood, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Price, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—61.

NOES—None.

Bill ordered transmitted to the Senate.

MEMBERS EXCUSED

At 8.18 p.m., Mr. Thurman asked for, and was granted, unanimous consent that the members of the Committee on Municipal and County Government be excused, at this time, for the purpose of holding a meeting.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 150—An act to add Section 459.5 to, and to amend Sections 466, 575, 576, and 577 of, the Vehicle Code, relating to the operation of vehicles at or near railroad grade crossings.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Beck, Bennett, Berry, Blosser, Boyd, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cramer, Crichton, M Philip Davis, Dickey, Ralph C. Dills, Doyle, Dunn, Erwin, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hinckley, Hinton, James, Johnson, Kilpatrick, Kirkwood, Lowrey, Luckel, Maloney, McMillan, Miller Niehouse, Price, Rosenthal, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—57.

NOES—Lyons—1.

Bill ordered transmitted to the Senate.

MEMBER EXCUSED

At 8.20 p.m., Mr. Waters asked for, and was granted, unanimous consent that Mr. Huyck be excused for the balance of the legislative day, because of illness.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 151—An act to amend Sections 604.10 and 750 of, and to add Sections 584 and 585.3 to, the Vehicle Code, relating to officers enforcing the provisions of the Vehicle Code.

Bill read third time.

The roll was called, and the bill refused passage by the following vote:

AYES—Berry, Carey, Clarke, Cramer, Fletcher, Sherwin, and Thomas—7.

NOES—Allen, Anderson, Beck, Blosser, Burke, Butters, Caldecott, Collier, Conrad, Crichton, M Philip Davis, Ralph C. Dills, Doyle, Dunn, Elliott, Field, Gaffney, Gannon, Geddes, Grunsky, Hahn, Hawkins, Hinckley, Hinton, James, Johnson, Kirkwood, Lowrey, Luckel, Lyons, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Silliman, Thompson, Thorp, Waters, and Mr. Speaker—41.

Assembly Bill No. 526—An act to add Section 684 to the Vehicle Code, relating to motor vehicles carrying dangerous substances.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Conrad, Cramer, Crichton, M Philip Davis, Dickey, Ralph C Dills, Doyle, Dunne, Elliott, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Hinton, James, Johnson, Kilpatrick, Lowrey, Luckel, Lyons, Niehouse, Price, Robertson, Sheridan, Sherwin, Silliman, Stewart, Thomas, Thorp, Waters, and Mr Speaker—50.

NOES—Collier, Hinckley, Kirkwood, and Thompson—4.

Bill ordered transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT THAT MEMBERS BE EXCUSED

At 8.45 p.m., Mr. Dunn asked for unanimous consent that the members of the Committee on Education be excused, at this time, for the purpose of holding a meeting.

Mr. Grant withheld unanimous consent.

Motion That Members of the Committee on Education Be Excused, at This Time

Mr. Dunn moved that the members of the Committee on Education be excused, at this time, for the purpose of holding a meeting.

Mr. Miller seconded the motion.

The roll was called, and the motion carried by the following vote:

AYES—Bennett, Berry, Blosser, Boyd, Brown, Burns, Butters, Caldecott, Clarke, Conrad, Cooke, Crichton, M. Philip Davis, Debs, Ralph C. Dills, Dunn, Fletcher, Geddes, Grunsky, Hahn, Hinckley, Hinton, James, Johnson, Kirkwood, Lyons, Miller, Niehouse, Price, Robertson, Sheridan, Sherwin, Silliman, Stanley, Thompson, Thorp, and Thurman—37.

NOES—Burke, Collier, Cramer, Elliott, Gannon, Grant, Hawkins, Luckel, Stewart, Waters, Wollenberg, and Mr Speaker—12.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 159—An act to amend Sections 109, 111, and 124, to repeal Sections 120 and 121 of, the Vehicle Code, relating to the officers and functions of the Department of Motor Vehicles.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Lester T. Davis, Debs, Dickey, Ralph C. Dills, Doyle, Dunn, Elliott, Field, Fletcher, Gaffney, Gannon, Grant, Hahn, Hawkins, Hinckley, Hinton, James, Johnson, Kirkwood, Luckel, Lyons, McMillan, Miller, Niehouse, Price, Robertson, Sheridan, Sherwin, Silliman, Stewart, Thomas, Thorp, Thurman, Wollenberg, and Mr Speaker—52.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1549—An act to amend Section 155 of the Vehicle Code, relating to vehicles.

Bill read third time.

Motion to Re-refer Assembly Bill No. 1549 to the Committee on Transportation and Commerce

Mr. Field moved that Assembly Bill No. 1549 be re-referred to the Committee on Transportation and Commerce.

Mr. Beck seconded the motion.

Motion carried.

Assembly Bill No. 2683—An act to amend Sections 1152, 1156, and 1159 of the Harbors and Navigation Code, relating to the Board of Pilot Commissioners for the Bays of San Francisco, San Pablo, and Suisun, providing for the compensation of board members and employees and for the disposition of revenues in excess of expenditures.

Bill read third time.

Motion to Amend

Mr. Hahn moved the adoption of the following amendments:

Amendment No. 1

On page 1 of the printed bill, strike out lines 5 to 7, inclusive, and insert "receive as compensation for their services such amount as may from time to time be determined by the board not exceeding two hundred dollars ($200) each per month nor in the aggregate for all members of the board during any one month more than the amount of moneys received during that month pursuant to the provisions of Section 1167 of this code. They, and the officers and".

Amendment No. 2

On page 2 of said bill, after line 10, insert

"SEC. 4. The amendment of Section 1152 of said code hereby effected supersedes and abrogates the board member compensation and appropriation limitations imposed by the provisions of Item 280 1 of the Budget Act of 1947."

Amendments read, ~~and adopted.~~

~~Bill ordered reprinted, and re-engrossed.~~

On this day the above record was expunged, and the action rescinded, whereby the Assembly on this day adopted the above amendments to Assembly Bill No. 2683.

Assembly Bill No. 1529—An act to add Chapter 3, comprising Sections 1500 to 1517, inclusive, to Division 2 of the Health and Safety Code, relating to establishments rendering services to handicapped persons, providing for the licensing, inspection, and regulation of such establishments by the State Department of Public Health, and making an appropriation therefor.

Bill read third time.

The roll was called.

Call of the Assembly

Pending the announcement of the vote, Mrs. Niehouse moved a call of the Assembly.

Motion carried. Time, 9 p.m.

The Speaker directed the Sergeant-at-Arms to close the doors, and to bring in the following absent members:

Allen, Blosser, Brady, Burns, Caldecott, George D. Collins, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Dunn, Evans, Geddes, Grunsky, Hahn, Heisinger, Hinckley, Huyck, James, Knight, Loomis, Lowrey, Lyons, Maloney, McCollister, McMillan, O'Day, Rosenthal, Stephenson, Stewart, Thompson, and Waters—36.

PROCEEDINGS UNDER CALL OF THE ASSEMBLY BY UNANIMOUS CONSENT

TEMPORARY SUSPENSION OF ASSEMBLY RULE NO. 85

Mr. Hawkins asked for, and was granted, unanimous consent that Assembly Rule No. 85 be temporarily suspended for the purpose of placing a call of the Assembly on any matter on file.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 2386—An act to establish and clarify the policy of the State of California regarding combinations in restraint of trade, to define and punish an unlawful trust, to promote and encourage free and fair competitions, commerce and all classes of business in this State and to provide for criminal penalties and civil damages for deliberate violations hereof and for that purpose to repeal Chapter 2 of Part 2 of Division 7 of the Business and Professions Code, Chapter 530 of the Statutes of 1907, and Chapter 362 of the Statutes of 1909 and to add Chapter 2 to Part 2 of Division 7 of the Business and Professions Code, relating to combinations in restraint of trade.

Bill read third time.

Motion to Amend

Mr. Blosser moved the adoption of the following amendments:

Amendment No. 1

On page 2 of the printed bill, as amended in the Assembly on May 7, 1947, strike out lines 15 to 19, inclusive.

Amendment No. 2

On page 2, line 20, of said bill, after "chapter", strike out "is".

Amendment No. 3

On page 2 of said bill, strike out lines 26 to 38, inclusive.

Amendment No. 4

On page 2, line 39, of said bill, strike out "16703", and insert "16702".

Amendment No. 5

On page 2, line 43, of said bill, strike out "16704", and insert "16703".

Amendment No. 6

On page 3 of said bill, strike out lines 50 and 51; on page 4, strike out line 1, and in line 7, strike out "code", and insert "16723."

Amendment No. 7

On page 4 of said bill, between lines 10 and 11, insert "16723.1. No agreement, combination or association is unlawful or within the provisions of this chapter which is authorized by the provisions of Chapters 3 or 4 of Part 2 of Division 7 of this code."

Amendment No. 8

On page 6 of said bill, after line 5, insert "SEC. 3 If any provision of this enactment, or the application thereof to any person or circumstance, is held invalid, the Legislature hereby declares that any such provision is not separable from the remainder of this act, the provisions of Section 24 of the Business and Professions Code to the contrary notwithstanding, and that it would not have adopted this enactment or any part thereof, including Section 1, if any such provision, so held invalid, had not been a valid provision thereof."

Amendments read, and adopted.

Bill ordered reprinted, and re-engrossed.

Assembly Bill No. 2706—An act to add Section 125.5 to the Elections Code, relating to registration of electors.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Boyd, Burke, Butters, Carey, Clarke, Conrad, Cooke, Cramer, Doyle, Elliott, Erwin, Fletcher, Gaffney, Gannon, Grant, Hahn, Hawkins, Hinton, Holbrough, James, Johnson, Kilpatrick, Knight, Luckel, Miller, Niehouse, Price, Robertson, Sherwin, Sullivan, Stanley, Stewart, Thomas, Thorp, Thurman, Weber, Wollenberg, and Mr. Speaker—42

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 533—An act to amend Section 20654 of the Education Code, to authorize the purchase of land by the California Polytechnic School.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, M. Philip Davis, Debs, Dolwig, Dunn, Elliott, Erwin, Fletcher, Gannon,

Geddes, Grant, Grunsky, Hahn, Hawkins, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Knight, Lowrey, Luckel, Maloney, McMillan, Miller, Price, Robertson, Sheridan, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—58.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1782—An act making an appropriation for the support of child care centers, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Caldecott, Carey, Collier, George D Collins, Conrad, Cooke, Cramer, Crichton, M. Philip Davis, Debs, Dolwig, Doyle, Dunn, Elliott, Erwin, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Knight, Lowrey, Luckel, Maloney, McMillan, Miller, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—59.

NOES—Butters—1.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Caldecott, Carey, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, M. Philip Davis, Debs, Dolwig, Doyle, Dunn, Elliott, Erwin, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Knight, Lowrey, Luckel, Maloney, McMillan, Miller, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—59.

NOES—Butters—1.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1215—An act to amend Sections 20013, 20014, 20600, 20604, 20750, 20950, 20980, 21020.5, 21208, 21257, 21292, 21295, and 21363 of, and to add Sections 20017.7, 20602.9, 20602.95, 20603.3, 20803.7, and 21256.3 to the Government Code, relating to the State Employees' Retirement System, in respect to the law enforcement personnel of the Division of Narcotic Enforcement, Department of Justice.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Debs, Dolwig, Doyle, Dunn, Elliott, Erwin, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Hinckley, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Lowrey, Luckel, Maloney, McMillan, Miller, Price, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—60.

NOES—None.

Bill ordered transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT TO MAKE TECHNICAL CORRECTIONS TO ASSEMBLY BILL NO. 753

Mr. Rosenthal asked for, and was granted, unanimous consent that he be permitted to make technical corrections to amendments to Assembly Bill No. 753, which were adopted today.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 2707—An act to amend Section 10204 of the Government Code, relating to the salary of the Legislative Counsel.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, M. Philip Davis, Debs, Doyle, Dunn, Erwin, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Lowrey, Luckel, Maloney, McMillan, Miller, Price, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—56.

NOES—Elliott and Hinckley—2.

Bill ordered transmitted to the Senate.

Assembly Bill No. 2236—An act to repeal Part 8 of Division 3 of Title 2 of the Government Code, and to add Part 8 to Division 3 of Title 2 of the Government Code, relating to the powers and duties of the Governor; to abolish the State Reconstruction and Reemployment Commission, and making an appropriation.

Bill read third time.

Motion to Grant Additional Time to Mr. Gannon

Mr. Field moved that additional time be granted to Mr. Gannon for debate on Assembly Bill No. 2236.

Mr. Silliman seconded the motion.

Motion carried.

The question being on the passage of Assembly Bill No. 2236.

Demand for Previous Question

Messrs. Conrad, Luckel, Rosenthal, Debs, and Hinckley demanded the previous question.

Demand for previous question sustained.

The question being on the passage of Assembly Bill No. 2236

The roll was called, and the bill refused passage by the following vote:

AYES—Bennett, Boyd, Brown, Burns, Caldecott, Clarke, Cooke, M. Philip Davis, Dolwig, Erwin, Field, Grant, Hinton, Kirkwood, Maloney, Miller, Niehouse, Price, Rosenthal, Sheridan, Sherwin, Stanley, Thomas, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—29.

NOES—Allen, Berry, Blosser, Brady, Burke, Butters, Carey, Collier, George D. Collins, Conrad, Cramer, Crichton, Doyle, Dunn, Elliott, Gannon, Geddes, Grunsky, Hahn, Hawkins, Hinckley, Hollibaugh, James, Johnson, Kilpatrick, Knight, Lowrey, Luckel, McMillan, O'Day, Robertson, Silliman, Stewart, and Thorp—34.

Notice of Motion to Reconsider Assembly Bill No. 2236

Mr. Kirkwood gave notice that on the next legislative day he would move to reconsider the vote whereby Assembly Bill No. 2236 was this day refused passage.

Assembly Bill No. 11—An act to amend Section 19594 of the Business and Professions Code, relating to wagering on horse races by minors.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Debs, Dolwig, Doyle, Dunn, Elliott, Field, Fletcher, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Knight, Lowrey, Luckel, Maloney, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—61.

NOES—None

Bill ordered transmitted to the Senate.

Assembly Bill No. 2152—An act providing that the State of California enter into a compact with the States of Oregon and Washington, one or both, to promote the better utilization of the fisheries, marine, shell, and anadromous of the Pacific Seaboard, and to create the Pacific Marine Fisheries Commission; providing for the members of such commission from the State of California, providing for the administration of the provisions of said compact; and making an appropriation.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D Collins, Conrad, Cooke, Cramer, Crichton, Debs, Dolwig, Doyle, Elliott, Erwin, Field, Fletcher, Geddes, Grant, Grunsky, Hahn, Hawkins, Hinckley, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Knight, Lowrey, Luckel, Maloney, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr Speaker—60.

NOES—None

Bill ordered transmitted to the Senate.

Assembly Bill No. 2342—An act to add Section 1292 to the Military and Veterans Code, relating to headquarters for the United Spanish War Veterans, Department of California, and the preservation of war records and making an appropriation.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Cooke, Cramer, Crichton, Debs, Dolwig, Doyle, Dunn, Elliott, Erwin, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Lowrey, Luckel, Maloney, McMillan, Miller, Niehouse, O'Day, Price, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—59.

NOES—Hinckley—1.

Bill ordered transmitted to the Senate.

Assembly Bill No. 2324—An act to repeal Sections 3964 and 3965 of the Revenue and Taxation Code, as added by Chapter 897 of the Statutes of 1943, relating to tax-deeded property.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, M Philip Davis, Debs, Dolwig, Doyle, Dunn, Elliott, Erwin, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Hinckley, Hinton, Hollibaugh, Johnson, Kilpatrick, Kirkwood, Lowrey, Luckel, Maloney, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr Speaker—65

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 2325—An act to repeal Section 3521 of the Revenue and Taxation Code, relating to statutes of limitations.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, M. Philip Davis, Debs, Dolwig, Doyle, Dunn, Elliott, Erwin, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Hinckley, Hinton, Hollibaugh, Johnson, Kilpatrick, Kirkwood, Lowrey, Luckel, Maloney, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr Speaker—65.

NOES—None.

Bill ordered transmitted to the Senate.

Speaker Pro Tempore Presiding

At 10 20 p.m., Hon. Thomas A. Maloney, Speaker pro Tempore of the Assembly, presiding.

Assembly Bill No. 2709—An act to add Chapter 20, comprising Sections 9700 to 9845, inclusive, to Division 3 of the Business and Professions Code, relating to the regulation of building service contractors.

Bill read third time.

Speaker Presiding

At 10.22 p.m., Hon. Sam L. Collins, Speaker of the Assembly, presiding.

Demand for Previous Question

Messrs. M. Philip Davis, Luckel, Conrad, Caldecott, and Burke demanded the previous question.

Demand for previous question sustained.

The question being on the passage of Assembly Bill No. 2709.

The roll was called, and the bill refused passage by the following vote:

AYES—Berry, Brady, Burns, Carey, George D. Collins, Cooke, Debs, Fletcher, Gaffney, James, Kilpatrick, Lyons, Maloney, McMillan, O'Day, Weber, and Wollenberg—17.

NOES—Beck, Bennett, Boyd, Brown, Burke, Butters, Caldecott, Clarke, Collier, Conrad, Cramer, Crichton, M Philip Davis, Dolwig, Doyle, Erwin, Field, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Hinckley, Hinton, Johnson, Kirkwood, Lowrey, Luckel, Miller, Niehouse, Price, Sherwin, Silliman, Stanley, Thomas, Thompson, Thorp, Thurman, Waters, and Mr. Speaker—41.

Notice of Motion to Reconsider Assembly Bill No. 2709

Mr. O'Day gave notice that on the next legislative day he would move to reconsider the vote whereby Assembly Bill No. 2709 was this day refused passage.

Assembly Bill No. 2268—An act to amend Section 128 of, and to add Section 134.5 to, the Vehicle Code, relating to the officers and functions of the Department of Motor Vehicles, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, M Philip Davis, Debs, Dolwig, Doyle, Dunn, Elliott, Erwin, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Hinckley,

Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, O'Day, Price, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—65.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, M. Philip Davis, Debs, Dolwig, Doyle, Dunn, Elliott, Erwin, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Hinckley, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, O'Day, Price, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—65.

NOES—None.

Bill ordered transmitted to the Senate.

Speaker Pro Tempore Presiding

At 10 40 p.m., Hon. Thomas A. Maloney, Speaker pro Tempore of the Assembly, presiding.

Assembly Bill No. 1689—An act creating the Salary Emergency Fund, and making an appropriation to said fund and providing salary and wage increases for state employees and providing that this act take effect immediately.

Bill read third time.

Speaker Presiding

At 10.45 p.m., Hon. Sam L. Collins, Speaker of the Assembly, presiding.

Demand for Previous Question

Messrs. Conrad, Luckel, Thurman, Kirkwood, and Hinton demanded the previous question.

Demand for previous question sustained.

The question being on the passage of Assembly Bill No. 1689.

The roll was called.

Call of the Assembly

Pending the announcement of the vote, Mr. Hawkins moved a call of the Assembly.

Motion carried. Time, 11 p.m.

The Speaker directed the Sergeant-at-Arms to close the doors, and to bring in the following absent members:

Allen, Burns, Crowley, Lester T. Davis, Dickey, Clayton A. Dills, Erwin, Evans, Grunsky, Heisinger, Huyck, Knight, Loomis, Lowrey, McCollister, Price, Robertson, Rosenthal, Stephenson, and Waters—20.

PROCEEDINGS UNDER CALL OF THE ASSEMBLY BY UNANIMOUS CONSENT

TEMPORARY SUSPENSION OF ASSEMBLY RULE NO. 85

Mr. Hawkins asked for, and was granted, unanimous consent that Assembly Rule No. 85 be temporarily suspended for the purpose of placing a call of the Assembly on any matter on file.

FURTHER PROCEEDINGS UNDER CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 1529

At 11.01 p.m., on motion of Mrs. Niehouse, further proceedings under the call of the Assembly were dispensed with.

The names of the absentees were called, and Assembly Bill No. 1529 passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Debs, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Hinckley, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Stanley, Stewart, Thomas, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—65.

NOES—Gannon, Sherwin, Silliman, and Thorp—4

Bill ordered transmitted to the Senate.

REQUESTS FOR PERMISSION TO INTRODUCE BILLS

The following request for permission to introduce a bill was presented:

By Mr. George D. Collins:

ASSEMBLY CHAMBER, SACRAMENTO, June 11, 1947

MR. SPEAKER: In accordance with the provisions of Article IV, Section 2, of the Constitution, I request permission to introduce a bill, the title of which is as follows:

An act to amend Section 5438 of the Public Resources Code, relating to county recreation districts.

Respectfully submitted.

GEORGE D. COLLINS

Request referred to Committee on Legislative Procedure.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, June 11, 1947

MR. SPEAKER: Your Committee on Legislative Procedure, to which was referred the following bill, herewith returns the same with the recommendation that the author be permitted to introduce it:

By Mr. George D. Collins:

An act to amend Section 5438 of the Public Resources Code, relating to county recreation districts.

WEBER, Chairman

The roll was called, and permission granted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, M. Philip Davis, Debs, Ralph C. Dills, Dolwig, Doyle, Dunn, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Hinckley, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, O'Day, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—62.

NOES—None.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bill was introduced, and read the first time:

Assembly Bill No. 2719: By Mr. George D. Collins—An act to amend Section 5438 of the Public Resources Code, relating to county recreation districts.

Referred to Committee on Municipal and County Government.

Motion to Place Rush Order on Printing of Assembly Bill No. 2719

Mr. George D. Collins moved that a rush order be placed on the printing of Assembly Bill No. 2719.

Motion carried.

REQUESTS FOR PERMISSION TO INTRODUCE BILLS

The following request for permission to introduce a bill was presented:

By Mr. Beck:

ASSEMBLY CHAMBER, SACRAMENTO, June 11, 1947

MR. SPEAKER: In accordance with the provisions of Article IV, Section 2, of the Constitution, I request permission to introduce a bill, the title of which is as follows:

An act to amend Section 10493 of the Insurance Code, relating to qualifications and exemptions of benefit and relief associations.

Respectfully submitted.

JULIAN BECK

Request referred to Committee on Legislative Procedure.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, June 11, 1947

MR. SPEAKER: Your Committee on Legislative Procedure, to which was referred the following bill, herewith returns the same with the recommendation that the author be permitted to introduce it.

By Mr. Beck:

An act to amend Section 10493 of the Insurance Code, relating to qualifications and exemptions of benefit and relief associations.

WEBER, Chairman

The roll was called, and permission granted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, M. Philip Davis, Debs, Ralph C. Dills, Dolwig, Doyle, Dunn, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Hinckley, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, O'Day, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—62.

NOES—None.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bill was introduced, and read the first time:

Assembly Bill No. 2720: By Mr. Beck—An act to amend Section 10493 of the Insurance Code, relating to qualifications and exemptions of benefit and relief associations.

Referred to Committee on Finance and Insurance.

Motion to Place Rush Order on Printing of Assembly Bill No. 2720

Mr. Beck moved that a rush order be placed upon the printing of Assembly Bill No. 2720.

Motion carried.

REQUEST FOR UNANIMOUS CONSENT THAT RECORD BE EXPUNGED AND ACTION RESCINDED ON ADOPTION OF AMENDMENTS TO ASSEMBLY BILL NO. 2683

Mr. Hahn asked for, and was granted, unanimous consent that the record be expunged, and the action rescinded, on the vote whereby amendments to Assembly Bill No. 2683 were this day adopted, and that he be permitted to present corrected amendments.

FURTHER CONSIDERATION OF ASSEMBLY BILL NO. 2683

Assembly Bill No. 2683—An act to amend Sections 1152, 1156, and 1159 of the Harbors and Navigation Code, relating to the Board of Pilot Commissioners for the Bays of San Francisco, San Pablo and Suisun, providing for the compensation of board members and employees and for the disposition of revenues in excess of expenditures.

Bill read third time.

Motion to Amend

Mr. Hahn moved the adoption of the following amendments:

Amendment No. 1

On page 1 of the printed bill, as amended in the Assembly on June 7, 1947, strike out lines 3 to 5, inclusive, and insert

"1152. The members of the board shall receive as compensation for their services such amount as may from time to time be determined by the board not exceeding two hundred dollars ($200) each per month nor in the aggregate for all members of the board during any one month more than the amount of moneys received during that month pursuant to the provisions of Section 1167 of this code. They, and the officers".

Amendment No. 2

On page 2 of said bill, after line 13, insert

"SEC. 4. The amendment of Section 1152 of said code hereby effected supersedes and abrogates the board member compensation and appropriation limitations imposed by the provisions of Item 280.1 of the Budget Act of 1947."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 2708—An act making an appropriation for the purpose of increasing the compensation of state officers and employees, to take effect immediately.

Bill read third time.

Demand for Previous Question

Messrs. Conrad, Silliman, Waters, Allen, and Lowrey demanded the previous question.

Demand for previous question sustained.

The question being on the passage of Assembly Bill No. 2708.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Butters, Caldecott, Carey, Clarke, Conrad, Cramer, Crichton, M. Philip Davis, Debs, Clayton A. Dills, Ralph C. Dills, Dolwig, Dunn, Elliott, Erwin, Field, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hinckley, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Lowrey, Luckel, Lyons, Maloney, McCollister, Miller, Niehouse, O'Day, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—60.

NOES—George D. Collins, Doyle, Evans, and Geddes—4.

Bill ordered transmitted to the Senate.

Assembly Bill No. 89—An act to amend Section 980 of, and to add Section 988.4 to, the Military and Veterans Code, relating to farm and home purchases for veterans' widows, and making an appropriation therefor.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, M. Philip Davis, Debs, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Habn, Hawkins, Hinckley, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—69

NOES—None.

Bill ordered transmitted to the Senate.

REPORTS OF STANDING COMMITTEES

Committee on Education

ASSEMBLY CHAMBER, SACRAMENTO, June 11, 1947

MR. SPEAKER: Your Committee on Education, to which was referred:

Assembly Bill No. 709

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

DUNN, Chairman

Above reported bill ordered to second reading.

SECOND READING OF ASSEMBLY BILLS (BY UNANIMOUS CONSENT)

Assembly Bill No. 709—An act to amend Section 9162 of the Education Code, relating to vocational education.

Bill read second time, and ordered engrossed.

REPORTS OF STANDING COMMITTEES

Committee on Manufacturing, Oil, and Mining Industry

ASSEMBLY CHAMBER, SACRAMENTO, June 11, 1947

MR. SPEAKER: Your Committee on Manufacturing, Oil, and Mining Industry, to which was referred:

Assembly Bill No. 700

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

RALPH C. DILLS, Chairman

Above reported bill ordered to second reading.

SECOND READING OF ASSEMBLY BILLS (BY UNANIMOUS CONSENT)

Assembly Bill No. 700—An act to provide for the organization, government and management of oil and gas drilling districts, public bodies corporate and politic, to prescribe and define their powers, duties, purposes and responsibilities, to provide for the acquisition, construction, maintenance and operation of works and other property for the purposes of such districts, and for the dissolution of such districts.

Bill read second time, and ordered engrossed.

REPORTS OF STANDING COMMITTEES

Committee on Governmental Efficiency and Economy

ASSEMBLY CHAMBER, SACRAMENTO, June 11, 1947

MR. SPEAKER: Your Committee on Governmental Efficiency and Economy, to which was referred:

Senate Bill No. 1182

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

FIELD, Chairman

Above reported bill ordered to second reading.

SECOND READING OF SENATE BILLS (BY UNANIMOUS CONSENT)

Senate Bill No. 1182—An act amending Sections 4, 11, and 12 of the county peace officers' retirement law, relating to county peace officers' retirement systems.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency and Economy:

Amendment No. 1

In lines 1 and 2 of the title of the printed bill, as amended in the Senate on June 9, 1947, strike out "amending Sections 4, 11, and 12 of the County Peace Officers' Retirement Law", and insert "to amend Sections 32022, 32024, 32031, 32036, 32050, 32051, 32055, and 32056 of the Government Code".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 2

On page 1 of said bill, strike out line 1, and insert

"SECTION 1. Section 32022 of the Government Code is amended to read:

32022. Until revised pursuant to Sections 31963 and 31964, the rate of contribution of each member is that percentage of the salary actually paid to him, disregarding any portion in excess of [three] *five* hundred dollars [($300)] *($500)* a month, shown in the following table according to age at the time of entry into the retirement system:

Age at entry into system	Contribution, percentage of salary
21	4.31
22	4.48
23	4.66
24	4.85
25	5.05
26	5.26
27	5.49
28	5.73
29	5.98
30	6.25
31	6.54
32	6.85
33	7.18
34	7.54
35	7.93
36	8.34
37	8.80
38	9.30
39	9.86
40	10.47

SEC. 2. Section 32024 of said code is amended to read:

32024. The rate of contribution of any member shall apply only to so much of the salary actually paid to him, plus the monetary value as determined by the board of board, lodging, fuel, laundry, and other advantages of any nature furnished to him in payment for his services as does not exceed [three] *five* hundred dollars [($300)] *($500)* a month The amount shall be deducted by the county auditor, or other officer charged with the duty of drawing salary or wage warrants, from the first salary or wage warrant drawn in each month in favor of each member and shall be paid to the county treasurer and placed to the credit of the member's account.

SEC 3. Section 32031 of said code is amended to read:

32031. In the preparation and adoption of the county budget, the board of supervisors shall add to and include in the appropriation for salaries and wages an appropriation [equal in amount to that determined upon, otherwise 8.70 percent of the total salaries provided for these] *sufficient to match the contributions of* employees who are members of the system.

SEC. 4. Section 30236 of said code is amended to read:

30236. If any member of the system [who] is separated from the service of the county before retirement for any cause other than for death or permanent disability [shall have paid to him all his contribution to the fund and one-half of all interest credited to his account.] , *any contributions made by him shall become part of the retirement fund If such separation is caused by death or disability, there shall be paid to him or his heirs all his contributions to the fund and one-half of all interest credited to his account.*

Any contributions paid into the system by a member prior to the ninety-first day after the final adjournment of the 1947 Regular Session of the Legislature shall be returned to any member upon his separation from service of the county in the same manner as provided in this section for payment upon separation caused by death or disability.

SEC. 5. Section 32050 of said code is amended to read:

32050. [Whenever this chapter becomes operative in any county, the board shall upon its own motion, except as to the sheriff and the undersheriff, or upon the application of the member, order that any person who has served for 20 years or more in the aggregate as a county peace officer and has reached age 60, or who thereafter completes such service and attains age 60, be retired]

The board shall, upon application of a member who has served for 20 years or more in the aggregate as a county peace officer, and who has attained age 55, and except as to the sheriff and the undersheriff, upon its own motion may retire such member.

Every member, except the sheriff and undersheriff, who has served 20 or more years in the aggregate, shall be retired as of the first day of the month after attaining age 60 or as of the first day of the month following the ninety-first day after the adjournment of the Fifty-seventh Regular Session of the Legislature, whichever is later.

SEC. 6. Section 32051 of said code is amended to read:

32051. Any person retiring for service shall receive a pension payable in monthly installments during his lifetime, equal to one-half of his terminal salary, not to exceed [one] *two* hundred fifty dollars [($250)] *($250)* a month.

SEC. 7. Section 32055 of said code is amended to read:

32055. Upon retirement of a member for service connected disability, he shall receive an annual pension, payable in monthly installments, equal to one-half of his terminal salary, not to exceed [one] *two* hundred fifty dollars [($150)] *($250)* a month.

SEC. 8. Section 32056 of said code is amended to read:

32056. Whenever any member or pensioner is killed, or dies as a result of any injury received during the performance of his duty, or from sickness caused by the discharge of such duty, or after retirement for service connected disability, an annual pension shall be paid in equal monthly installments to his widow in an amount equal to one-half of his terminal salary, not to exceed [one] *two* hundred fifty dollars [($150)] *($250)* a month. The pension shall be paid to the widow during her lifetime or until she remarries. Thereafter, or if there is no widow entitled to receive the pension, it shall be paid to such of his children, through their guardian, as are under 18 years of age, to be equally divided among them in the following amounts:

For one child	$50
For two children	$75
For three or more children	$100

A widow of a pensioner is not entitled to a pension unless she was married to the deceased pensioner at least five years prior to the date of his retirement. If the widow, child, or children marry, the pension paid to the person so marrying shall cease."

Amendment No. 3

On page 1 of said bill, strike out lines 2 to 21, inclusive; and strike out pages 2, 3, 4, 5, and 6, inclusive.

Amendments read, and adopted.

Bill ordered reprinted, and to third reading.

REPORTS OF STANDING COMMITTEES

Committee on Conservation, Planning, and Public Works

ASSEMBLY CHAMBER, SACRAMENTO, June 11, 1947

MR. SPEAKER: Your Committee on Conservation, Planning, and Public Works, to which was referred:

Assembly Bill No. 1436

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be re-referred to Committee on Ways and Means.

McMILLAN, Chairman

Above reported bill re-referred to Committee on Ways and Means.

Committee on Governmental Efficiency and Economy

ASSEMBLY CHAMBER, SACRAMENTO, June 11, 1947

MR. SPEAKER: Your Committee on Governmental Efficiency and Economy, to which were referred:

Senate Bill No. 1091
Senate Bill No. 1116
Senate Bill No. 1261

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

FIELD, Chairman

Above reported bills ordered to second reading.

SECOND READING OF SENATE BILLS (BY UNANIMOUS CONSENT)

Senate Bill No. 1091—An act to amend Sections 1274, 1274e, and 1274.12 of the Code of Civil Procedure, exempting said sections from the provisions of Section 11009 of the Government Code, relating to investments of funds and the sale or exchange of securities or other property by the State Controller and the powers of the Department of Finance and the State Board of Control.

Bill read second time, and ordered to third reading.

Senate Bill No. 1116—An act conveying certain tidelands, lands lying under inland navigable waters, swamp and overflow lands, situate in the old Salinas River Channel, to the Moss Landing Harbor District, in furtherance of navigation and commerce and the fisheries, and providing for the government, management and control thereof, reserving rights to the State.

Bill read second time, and ordered to third reading.

Senate Bill No. 1261—An act to amend Sections 22, 101, 111, and 201 of the Business and Professions Code, relating to the Department of Professional and Vocational Standards.

Bill read second time, and ordered to third reading.

REPORTS OF STANDING COMMITTEES

Committee on Municipal and County Government

ASSEMBLY CHAMBER, SACRAMENTO, June 11, 1947

MR. SPEAKER: Your Committee on Municipal and County Government, to which was referred

Senate Bill No. 166

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

THURMAN, Chairman

Above reported bill ordered to second reading.

SECOND READING OF SENATE BILLS (BY UNANIMOUS CONSENT)

Senate Bill No. 166—An act to amend the heading of Article 2 of Chapter 1 of Part 1 of Division 6 of the Welfare and Institutions Code, to amend Sections 5025, 5026, 5027, 5028, 5029, 5076, and 5078 thereof, and to add Section 5030 thereto, relating to psychopathic probation officers and their powers and duties in respect to the mentally ill and mentally disordered, and designating such officials as counselors in mental health, and the probation of the mentally ill or disordered as supervision thereof.

Bill read second time, and ordered to third reading.

REPORTS OF STANDING COMMITTEES

Committee on Governmental Efficiency and Economy

ASSEMBLY CHAMBER, SACRAMENTO, June 11, 1947

MR. SPEAKER: Your Committee on Governmental Efficiency and Economy, to which was referred:

Assembly Bill No. 1067

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

FIELD, Chairman

Above reported bill ordered to second reading.

SECOND READING OF ASSEMBLY BILLS (BY UNANIMOUS CONSENT)

Assembly Bill No. 1067—An act to amend Sections 14033 and 14034 of the Government Code, relating to certain revolving funds.

Bill read second time, and ordered engrossed.

REPORTS OF STANDING COMMITTEES

Committee on Municipal and County Government

ASSEMBLY CHAMBER, SACRAMENTO, June 11, 1947

MR. SPEAKER: Your Committee on Municipal and County Government, to which was referred:

Assembly Bill No. 2112

Has had the same under consideration, and respectfully reports the same out without recommendation, to be re-referred to the Committee on Ways and Means.

THURMAN, Chairman

Above reported bill ordered re-referred to the Committee on Ways and Means.

ASSEMBLY CHAMBER, SACRAMENTO, June 11, 1947

MR. SPEAKER: Your Committee on Municipal and County Government, to which were referred:

Assembly Bill No. 1255
Assembly Bill No. 2564

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

THURMAN, Chairman

Above reported bills ordered to second reading.

SECOND READING OF ASSEMBLY BILLS (BY UNANIMOUS CONSENT)

Assembly Bill No. 1255—An act to add Section 163 to the Revenue and Taxation Code, relating to actions and proceedings relative to the title of property and the validity of instruments affecting the title to property.

Bill read second time, and ordered engrossed.

Assembly Bill No. 2564—An act to add Section 647 to the Streets and Highways Code, relating to state highways, and creating the "Divisional Highway," in the City and County of San Francisco.

Bill read second time, and ordered engrossed.

REPORTS OF STANDING COMMITTEES

Committee on Governmental Efficiency and Economy

ASSEMBLY CHAMBER, SACRAMENTO, June 11, 1947

MR SPEAKER: Your Committee on Governmental Efficiency and Economy, to which was referred:

Assembly Bill No. 887

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be re-referred to Committee on Ways and Means.

FIELD, Chairman

Above reported bill re-referred to Committee on Ways and Means.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 2422—An act to amend Section 694 of the Vehicle Code, relating to vehicles and highways, including size and width of vehicles.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, M. Philip Davis, Debs, Clayton A. Dills, Dolwig, Doyle, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Hinckley, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—67.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 55—An act to amend Sections 14495 and 14495.1 of, and to add Section 14495.2 to, the Education Code, relating to contributions of members of the State Teachers' Retirement System who served in the military service, in an auxiliary thereof, or in the American Red Cross, and making an appropriation.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, M. Philip Davis, Debs, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Hinckley, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—70.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1607—An act to add Section 27800.5 to the Government Code, relating to judicial townships.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Debs, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn,

Hawkins, Hinckley, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Silliman, Stanley, Stewart, Thomas, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—66.
NOES—None.

Bill ordered transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT TO TAKE UP SENATE JOINT RESOLUTION NO. 23, OUT OF ORDER

Mr. Robertson asked for, and was granted, unanimous consent that Senate Joint Resolution No. 23 be taken up, out of order, at this time.

CONSIDERATION OF SENATE JOINT RESOLUTION NO. 23

Senate Joint Resolution No. 23—Relative to memorializing the President and the Congress of the United States in relation to the federal income tax as it affects community property states.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, M. Philip Davis, Debs, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Hinckley, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—69.
NOES—None.

Resolution ordered transmitted to the Senate.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1513—An act to amend Section 7.5 of the Bank and Corporation Franchise Tax Act, and Section 5.5 of the Corporation Income Tax Act, relating to state taxation and providing for rates and exemptions, and providing that this act shall take effect immediately.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, M. Philip Davis, Debs, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grunsky, Hahn, Hawkins, Hinckley, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—67.
NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 950—An act to permit employers to contract with medical, surgical or hospital prepayment plans or disability insurers for care of employees and to make pay roll deductions therefor, except as to dissenting employees.

Bill read third time.

Motion to Amend

Mr. McCollister moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in the Assembly on May 22, 1947, after "permit", insert "and authorize".

Amendment No. 2

On page 1 of the printed bill, as amended, strike out lines 1 to 9, inclusive, and insert "It shall be lawful for any employer to enter into a written contract with any approved medical, surgical and/or hospital prepayment plan for the purpose of furnishing to the employees of such employer, or to the employees and their family dependents, medical or surgical services or hospital care obtained on account of sickness or injury, or reimbursement therefor, and to collect or retain a portion of the wages of the employees for such purposes and to pay the same over to the approved medical, surgical and/or hospital prepayment plan."

Amendment No. 3

On page 1 of the printed bill, as amended, strike out line 15, and insert "written notice of discontinuance which shall become effective immediately as to pay roll deductions and shall terminate such employee's benefits under the contract as of the last day for which contribution to the plan had theretofore been made on his behalf. It shall".

Amendment No. 4

On page 1, line 17, of the printed bill, as amended, after "rejection", insert "or discontinuance, after the effective date thereof".

Amendment No. 5

On page 1, line 21, of the printed bill, as amended, after "following", and before the colon, insert ", but only to the extent of those activities in which under existing law each may lawfully engage".

Amendment No. 6

On page 2, line 6, of the printed bill, as amended, strike out "insurance company", and insert "insurer"; and in line 8, strike out "a" and "business".

Amendment No. 7

On page 2 of the printed bill, as amended, strike out lines 14 to 32, inclusive, and insert

"SEC. 4. Any employee who leaves employment in which he has contributed under a contract with an approved medical, surgical or hospital care plan for a period in advance of or beyond the date of the termination of such employment, shall be entitled to the protection and benefit of the contract under which such contribution was made to the end of the period for which such employee's contribution applied."

Amendment No. 8

On page 2, line 39, of the printed bill, as amended, strike out "article", and insert "act".

Amendment No. 9

On page 2 of the printed bill, as amended, after the period in line 50, insert "Such notice shall state the right of employees to reject the coverage and the manner in which such rejection may be made effective."

Amendment No. 10

On page 3, line 1, of the printed bill, as amended, strike out "article", and insert "act".

Amendment No. 11

On page 3 of the printed bill, as amended, strike out lines 26 and 27, and change "(c)" to "(b)" in line 28.

Amendment No. 12

On page 3, line 31, of the printed bill, as amended, strike out "(d)", and insert "(c)"; and strike out "interfere with", and insert "exclude".

Amendment No. 13

On page 3 of the printed bill, as amended, strike out lines 34 to 42, inclusive, and insert

"(d) Prove to the satisfaction of the board that the physicians and surgeons who are members of the partnership, group or association will be able to fulfill each and all of the provisions of any and all medical, surgical or hospital service or care contracts that may be entered into by such partnership, group or association."

Amendment No. 14

On page 3 of the printed bill, as amended, after line 48, insert

"SEC. 10. It shall be unlawful for any approved medical, surgical or hospital prepayment plan to pay any fee or commission to any employer, employee or any third person, except duly appointed employees or agents of any such approved medical, surgical or hospital prepayment plan or licensed insurance brokers, for soliciting or securing contracts of the character described in this act; and it shall be unlawful for any employer, employee or other person, except duly appointed employees or agents of approved medical, surgical or hospital prepayment plans or licensed insurance brokers, to accept, directly or indirectly, any fee or commission from any such approved medical, surgical or hospital prepayment plan, for soliciting or securing contracts of the character described in this act.

SEC. 11. It shall be lawful for any employer who enters into a contract pursuant to the terms of this act to extend the benefits thereof to any person or persons who hold leases or other independent contracts from said employer and who by virtue of said agreements have an independent status with respect to operations related to the employer's business. Such persons may be given the same rights and benefits and be subject to the same obligations and contributions as employees under such medical, surgical, and hospital contracts without affecting their status as independent contractors with respect to said employer.

SEC. 12. If a contract entered into under this act provides for two or more alternate types of coverage for employees or their families, each employee shall be given a reasonable opportunity to select the coverage desired by him A written notice of such right of selection mailed or delivered to each employee at least one week before the effective date of the contract shall constitute compliance with this section.

SEC. 13 Insofar as any medical, surgical or hospital prepayment plan entered into or authorized under this act constitutes insurance, then such plan, all contracts entered into thereunder, any persons, partnerships, groups, associations or corporations acting as insurers, and any employees, agents or other persons transacting such insurance or receiving commissions or other remuneration thereon, shall be subject to all of the applicable provisions of the Insurance Code and of other laws relating to insurance."

Amendments read, and adopted.

Bill ordered reprinted, and re-engrossed.

FURTHER PROCEEDINGS UNDER CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 1689

At 11 50 p.m., on motion of Mr. Hawkins, further proceedings under the call of the Assembly were dispensed with.

The names of the absentees were called, and Assembly Bill No. 1689 passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Caldecott, Carey, Clarke, George D. Collins, Cooke, Crichton, M. Philip Davis, Debs, Clayton A. Dills, Ralph C Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Hahn, Hawkins, Hollibaugh, Johnson, Kilpatrick, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Robertson, Rosenthal, Sheridan, Sherwin, Thomas, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—54.

NOES—Boyd, Burke, Butters, Collier, Conrad, Cramer, Erwin, Hinckley, Hinton, James, Kirkwood, Silliman, Stanley, Stewart, and Thorp—15.

Notice of Motion to Reconsider Assembly Bill No. 1689

Mr. Conrad gave notice that on the next legislative day he would move to reconsider the vote whereby Assembly Bill No. 1689 was this day passed.

RESOLUTIONS

The following resolutions were offered:

By Mr. Brady:

House Resolution No. 227

Relative to the creation of the Assembly Interim Committee on Aviation

WHEREAS, Following World War I a step was taken by our National Government, our State Government cooperating, for the road building program which has resulted in the creation of the automobile industry as we know it today; and

WHEREAS, In its infancy today we have the aviation industry embarking into a greater place in our economy; and

WHEREAS, With the federal direction now being given to the aviation industry, we in the State of California should take forward and progressive steps to encourage this infant industry; and

WHEREAS, Legislation will necessarily be presented to us in 1949 for our consideration; now, therefore, be it

Resolved by the Assembly of the State of California, As follows:

1 The Assembly Interim Committee on Aviation is hereby created and authorized and directed to ascertain, study and analyze all facts relating to the aviation industry, including the regulation and taxation of air carriers, the location, establishment, construction, improvement, and financing of landing facilities, and the administration or needed revision of any and all laws bearing upon or relating to the subject of this resolution and to report thereon to the Legislature.

2. The committee shall consist of five Members of the Assembly appointed by the Speaker thereof. The Speaker shall also appoint one of the committee members chairman of the committee Vacancies occurring or existing in the membership of the committee shall be filled by the appointing power

3. The committee is authorized to act during this session of the Legislature, including any recess, and after final adjournment until the commencement of the 1949 Regular Session, with authority to file its final report not later than the thirtieth legislative day of that session.

4. The committee and its members shall have and exercise all of the rights, duties and powers conferred upon investigating committees and their members by the provisions of the Joint Rules of the Senate and Assembly as they are adopted and amended from time to time, which provisions are incorporated herein and made applicable to this committee and its members

5. The committee has the following additional powers and duties:

(a) To select a chairman and a vice chairman from its membership.

(b) To contract with such other agencies, public or private, as it deems necessary for the rendition and affording of such services, facilities, studies and reports to the committee as will best assist it to carry out the purposes for which it is created.

(c) To cooperate with and secure the cooperation of county, city, city and county, and other local law enforcement agencies in investigating any matter within the scope of this resolution and to direct the sheriff of any county to serve subpenas, orders and other process issued by the committee.

(d) To report its findings and recommendations to the Legislature and to the people from time to time and at any time, not later than herein provided.

(e) To do any and all other things necessary or convenient to enable it fully and adequately to exercise its powers, perform its duties, and accomplish the objects and purposes of this resolution.

6. The committee is authorized to meet in the State Capitol, or at any other place within this State or within the United States, and to expend the funds made available to it by this resolution for charges, expenses, or claims incurred or expended for traveling, living or other expenses within or outside the limits of the State of California.

7. The sum of twelve thousand five hundred dollars ($12,500) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Assembly for the expenses of the committee and its members and for any charges, expenses or claims it may incur under this resolution, to be paid from the said contingent funds equally and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read, and referred to Committee on Rules.

By Mr. Hahn:

House Resolution No. 228

Relative to the Assembly Interim Committee on the Functioning, Management and Control of Bar Pilots in the several ports of the State of California and the safety inspection of yachts and ships and the regulations for dealing in the same under the Yacht and Ship Brokers Commission

WHEREAS, The State of California has great interest in its maritime trade industries and recreation and the development thereof and all activities connected therewith including the use of small boats, yachts and small ships used both for pleasure and business; and

WHEREAS, California with its long coast line has relatively few harbors of commercial importance and few harbors and facilities satisfactory for the use of yachts, fishing boats and small craft; and

WHEREAS, It is of the most importance for the development of maritime commerce, both foreign, coastal, and intrastate and the development of the local use of yachts and small craft, that the State should have a uniform set of rules and regulations for the licensing and management of bar pilots of the several ports of the State with reasonable fees; and

WHEREAS, The safety rules and regulations not only respecting pilots and their duties but also respecting the operation within our waters and harbors of yachts and small craft should be adequate; and

WHEREAS, The regulation effecting yacht and ship brokers should be such as to prevent misrepresentation and the sale of unseaworthy craft; therefore, be it

Resolved by the Assembly of the State of California, As follows:

1. That an interim committee shall be created to study the functioning, management and control of bar pilots in the several ports of the State of California and the safety inspection of yachts and ships and the regulations for dealing in the same under the Yacht and Ship Brokers Commission This study shall cover the adequacy of the present rules and regulations and the administration thereof The committee shall be empowered to make full investigation in relation to this entire matter and subjects, including all rules and regulations of the State and the adequacy thereof and the administration and enforcement of such rules and regulations.

2. The committee shall consist of five Members of the Assembly appointed by the Speaker thereof. The chairman shall be appointed by the Speaker. Vacancies occurring in the membership of the committee shall be filled by the appointing power.

3. The committee is authorized to act during this session of the Legislature, including any recess, and after final adjournment until the commencement of the 1949 Regular Session, with authority to file its final report not later than March 15, 1949.

4. The committee and its members shall have and exercise all of the rights, duties and powers conferred upon investigating committees and their members by the provisions of the Joint Rules of the Senate and Assembly and of the Standing Rules of the Assembly as they are adopted and amended from time to time, which provisions are incorporated herein and made applicable to this committee and its members.

5. The committee has the following additional powers and duties:

(a) To select a vice chairman from its membership.

(b) To contract with other legislative committees and with such other agencies, public or private, as it deems necessary for the rendition and affording of such services, facilities, studies and reports to the committee as will best assist it to carry out the purposes for which it is created.

(c) To cooperate with and secure the cooperation of county, city, city and county, and other local law enforcement agencies in investigating any matter within the scope of this resolution and to direct the sheriff of any county to serve subpenas, orders and other process issued by the committee.

(d) To report its findings and recommendations to the Legislature and to the people from time to time and at any time, not later than herein provided.

(e) To do any and all other things necessary or convenient to enable it fully and adequately to exercise its powers, perform its duties, and accomplish the objects and purposes of this resolution.

6 The sum of six thousand dollars ($6,000) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Assembly for expenses of the committee and its members and for any charges, expenses or claims it may incur under this resolution, to be paid from the said contingent fund and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read, and referred to Committee on Rules.

ALL MATTERS ON FILE CONTINUED

By unanimous consent, all matters on file were continued until the next legislative day.

ANNOUNCEMENT OF COMMITTEE MEETINGS

It was announced that the following committees would hold meetings:

At 8 p.m., tonight—

Municipal and County Government.

Education.

Upon adjournment on Thursday, June 12th—

Conservation, Planning, and Public Works.

GUESTS EXTENDED PRIVILEGE OF ASSEMBLY FLOOR

On request of Mr. Dolwig, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. Kenneth Holland of San Mateo.

On request of Mr. Maloney, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Miss Claire Morris and Miss Jean Hillary of San Francisco.

On request of Mr. Beck, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mr. and Mrs. Bud Weston of San Fernando.

On request of Mr. Thurman, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. Goldie Brewer of Auburn.

On request of Messrs. Sam L. Collins and Cooke, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mr. and Mrs. Chas. Spencer of Ventura.

On request of the Assembly, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Senator L. E. Elgren of Salt Lake City.

On request of Mr. Ralph C. Dills, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to George E. Howell of South Gate.

On request of Messrs. Caldecott and Conrad, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Miss Eleanor Lathrop of Berkeley.

On request of Messrs. Conrad and Field, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. Mary Linthicum of Los Angeles.

On request of Messrs. Lowrey, Cooke, and Robertson, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Harriet L. Irwin; Mrs. Gertrude Irwin of Santa Barbara, and William S. Randall of Colusa.

ADJOURNMENT

At 11.55 p.m., on motion of Mr Robertson, the Speaker declared the Assembly adjourned until 9 a.m., Thursday, June 12, 1947.

SAM L. COLLINS, Speaker

GERALDINE B. HADSELL, Minute Clerk

CALIFORNIA LEGISLATURE
FIFTY-SEVENTH (GENERAL) SESSION

ASSEMBLY DAILY JOURNAL

EIGHTY-SEVENTH LEGISLATIVE DAY
ONE HUNDRED FIFTY-EIGHTH CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO
Thursday, June 12, 1947

The Assembly met at 9 a.m.
Hon. Sam L. Collins, Speaker of the Assembly, presiding.
Chief Clerk Arthur A. Ohnimus at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Sillman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—80.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. Raymond Renwald:

O God, whose providence is never thwarted in achieving its designs, we earnestly beseech Thee that Thou wouldst remove all harmful influences from our lives, and send such as will be helpful both to our temporal and eternal welfare through Christ Our Lord—AMEN.

READING OF THE JOURNAL DISPENSED WITH

On motion of Mr. Hollibaugh, further reading of the Journal of the previous legislative day was dispensed with.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, June 12, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 178
Assembly Bill No. 273
Assembly Bill No. 407
Assembly Bill No. 497
Assembly Bill No 570
Assembly Bill No. 571
Assembly Bill No. 746
Assembly Bill No. 839
Assembly Bill No. 924
Assembly Bill No 1064
Assembly Bill No. 1233
Assembly Bill No. 1249
Assembly Bill No. 1252
Assembly Bill No. 1298
Assembly Bill No. 1363
Assembly Bill No. 1381
Assembly Bill No. 1587
Assembly Bill No. 1588
Assembly Bill No. 1589
Assembly Bill No. 1667
Assembly Bill No 1994
Assembly Bill No 2247
Assembly Bill No. 2437
Assembly Bill No. 2511
Assembly Bill No. 2704
Assembly Bill No 2714
Assembly Bill No. 2715
Assembly Bill No. 2717

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

BILLS WITHDRAWN FROM INACTIVE FILE, AND PLACED ON THE THIRD READING FILE

The following bills were withdrawn from the inactive file, and placed upon the third reading file:

Assembly Bill No. 537, on request of Mr. Sam L. Collins.
Assembly Bill No. 538, on request of Mr. Sam L. Collins.
Assembly Bill No. 1901, on request of Mr. Debs.
Senate Bill No. 822, on request of Mrs. Niehouse.
Assembly Bill No. 14, on request of Mr. Thomas.
Assembly Bill No. 1442, on request of Mr. Maloney.

RE-REFERENCE OF BILLS

By order of the Speaker, the following bill was withdrawn from the file, and re-referred as follows:

Assembly Bill No. 273 re-referred to Committee on Ways and Means.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, June 12, 1947

MR. SPEAKER: Your committee on Legislative Procedure has examined:

Assembly Bill No. 33
Assembly Bill No. 181
Assembly Bill No. 209
Assembly Bill No. 715
Assembly Bill No. 989
Assembly Bill No. 1020
Assembly Bill No. 1147
Assembly Bill No. 2083
Assembly Bill No. 2662
Assembly Bill No. 2664

And reports the same correctly re-engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, June 12, 1947

MR. SPEAKER: Your committee on Legislative Procedure has examined:

Assembly Bill No. 709
Assembly Bill No. 1067
Assembly Bill No. 1255
Assembly Bill No. 2564

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

REPORT OF COMMITTEE ON CONFERENCE

The following report of Committee on Conference was received, and read:

ASSEMBLY CHAMBER, SACRAMENTO, June 11, 1947

MR. SPEAKER: The Committee on Conference concerning:

Senate Bill No. 122—An act to amend Section 5082 of the Business and Professions Code, relating to registration as a public accountant, declaring the urgency thereof to take effect immediately;

Consisting of the undersigned members, has met, and reports that it has agreed to recommend the following:

That the amendments of the Assembly be concurred in, and that the bill be further amended as follows:

Amendment No. 1

On page 1, lines 26 and 27, of the printed bill, as amended in the Assembly on May 23, 1947, strike out "completion of".

DILWORTH
WARD
QUINN
Senate Committee on Conference

McCOLLISTER
ROBERTSON
Assembly Committee on Conference

The roll was called.

Call of the Assembly

Pending the announcement of the vote, Mr. Robertson moved a call of the Assembly.

Motion carried. Time, 9.10 a.m.

The Speaker directed the Sergeant-at-Arms to close the doors, and to bring in the following absent members:

Allen, Bennett, Boyd, Brady, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Cramer, Crowley, Clayton A. Dills, Ralph C. Dills, Dolwig, Dunn, Evans, Fletcher, Gannon, Grunsky, Hahn, Hawkins, Hinckley, Huyck, Kilpatrick, Knight, Lowrey, McCollister, Miller, Rosenthal, Sheridan, Silliman, Thomas, and Weber—35.

PROCEEDINGS UNDER CALL OF THE ASSEMBLY BY UNANIMOUS CONSENT

TEMPORARY SUSPENSION OF ASSEMBLY RULE NO. 85

Mr. Erwin asked for, and was granted, unanimous consent that Assembly Rule No. 85 be temporarily suspended for the purpose of placing a call of the Assembly on any matter on file.

CONSIDERATION OF DAILY FILE (RESUMED)

UNFINISHED BUSINESS

CONSIDERATION OF SENATE AMENDMENTS

Assembly Bill No. 1427—An act to add Sections 3083.1 and 3462.1 to the Welfare and Institutions Code, relating to eye examinations for blind aid.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 1427?

Amendment No. 1

On page 1, line 8, of the printed bill, as amended in the Assembly on April 3, 1947, strike out "State", and insert "county in the same manner as other expenses of the county are paid"

Amendment No. 2

On page 1, line 15, of said bill, strike out "State", and insert "county in the same manner as other expenses of the county are paid".

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 1427 by the following vote:

AYES—Anderson, Beck, Berry, Blosser, Brown, Burke, Clarke, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Debs, Doyle, Dunn, Elliott, Erwin, Gaffney, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hollibaugh, James, Johnson, Kirkwood, Loomis, Luckel, Lyons, Maloney, McMillan, Niehouse, O'Day, Price, Robertson, Sherwin, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—48.

NOES—None.

Assembly Bill No. 1427 ordered enrolled.

NOTICE OF MOTION TO RECONSIDER ASSEMBLY BILL NO. 1689 WAIVED

Mr. Conrad waived his notice of motion to reconsider the vote whereby Assembly Bill No. 1689 was passed.

Assembly Bill No. 1689 ordered transmitted to the Senate.

THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 1528—An act to revert to surplus the reserve for administrative expenses of the Franchise Tax Commissioner in the Personal Income Tax Fund, and to authorize the transfer of said amount to the General Fund.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Berry, Blosser, Brown, Burke, Burns, Clarke, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Doyle, Dunn, Elliott, Erwin, Gaffney, Gannon, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Loomis, Luckel, Lyons, Maloney, McMillan, Niehouse, O'Day, Price, Robertson, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—55.

NOES—None.

Bill ordered transmitted to the Senate.

ANNOUNCEMENT

Speaker Collins, on behalf of Senator Slater, announced that a meeting of the Senate Committee on Education will be held tonight, at 7 p.m.; and requested that all Members of the Assembly with bills pending in this committee take them up tonight.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, June 12, 1947

MR SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 2655

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bill ordered to third reading.

RE-REFERENCE OF BILLS

By order of the Speaker, the following bill was withdrawn from the file, and re-referred as follows:

Assembly Bill No. 2655 re-referred to Committee on Industrial Relations.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 2713—An act to create a Loyalty Commission, to define its purposes, powers and duties, and to provide for a loyalty investigation of state officers and employees, standards of loyalty, and the dismissal of disloyal employees.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, Conrad, Cramer, Crichton, M. Philip Davis, Dolwig, Doyle, Erwin, Gannon, Geddes, Grant, Grunsky, Hahn, Hinton, Hollibaugh, Huyck, James, Johnson, Loomis, Lowrey, Luckel, Maloney, McCollister, Niehouse, O'Day, Price, Robertson, Sherwin, Stillman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, and Mr. Speaker—46.

NOES—Anderson, Berry, George D. Collins, Cooke, Lester T. Davis, Dunn, Elliott, Evans, Gaffney, Hawkins, Heisinger, McMillan, and Miller—13.

Bill ordered transmitted to the Senate.

Explanation of Vote

I voted "No" on Assembly Bill No. 2713 because the bill was hastily drawn in the closing days of the session and therefore seems entirely unworkable towards removing Communists and other subversive persons from state office and employment. If time permitted the bill should have been re-referred to committee for proper enforcible amendment.

(Signed) EDWARD M. GAFFNEY
WM. CLIFF BERRY

Assembly Bill No. 1296—An act to amend Sections 6736, 6737, 6741, 6755, 6795, 6796, and 6799 and to repeal Section 6743 of the Business and Professions Code, relating to the practice of civil engineering.

Bill read third time.

Motion to Amend

Mr. Caldecott moved the adoption of the following amendments:

Amendment No. 1

In lines 1 and 2 of the title of the printed bill, as amended in the Assembly on May 23, 1947, strike out "6796, and 6799," and insert "and 6796,".

Amendment No. 2

On page 3, line 35, of the printed bill, commencing with "If", strike out the remainder of line 35, and all of lines 36 to 38, inclusive.

Amendment No. 3

On page 4 of the printed bill, strike out lines 1 to 17, inclusive.

Amendment No. 4

On page 4, line 18, of the printed bill, strike out "SEC. 7.", and insert "SEC. 6."

Amendment No. 5

On page 4, line 19, of the printed bill, strike out "SEC. 8.", and insert "SEC. 7."

Amendments read, and adopted.

Bill ordered reprinted, and re-engrossed.

Assembly Bill No. 1670—An act to amend Sections 12 and 16 of the Construction and Employment Act.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins,

Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Sherwin, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—63.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 2716—An act relating to the office of Member of the Senate or Assembly of California and the compatibility thereof with the office of member of the governing body of any city in this State, declaring the urgency thereof, the act to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Allen, Berry, Blosser, Brady, Brown, Burke, Burns, Carey, Clarke, Collier, George D. Collins, Conrad, Cramer, Crichton, M. Philip Davis, Debs, Dolwig, Doyle, Erwin, Evans, Field, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Sherwin, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—54.

NOES—Dunn and Heisinger—2.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Berry, Blosser, Brady, Brown, Burke, Burns, Carey, Clarke, Collier, George D. Collins, Conrad, Cramer, Crichton, M. Philip Davis, Debs, Dolwig, Doyle, Erwin, Evans, Field, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Sherwin, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—54.

NOES—Dunn and Heisinger—2.

Bill ordered transmitted to the Senate.

Assembly Bill No. 2540—An act to amend Section 13101 of the Health and Safety Code, relating to the salaries of public officers.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Debs, Dickey, Doyle, Erwin, Evans, Field, Gaffney, Geddes, Grant, Hawkins, Hinton, Hollibaugh, Huyck, Johnson, Maloney, McMillan, Niehouse, O'Day, Price, Sherwin, Stephenson, Thompson, Waters, Weber, and Mr. Speaker—41.

NOES—Boyd, Butters, Cramer, M. Philip Davis, Dunn, Gannon, Grunsky, Hahn, Heisinger, Hinckley, Kirkwood, Loomis, Lowrey, Luckel, Miller, Silliman, and Thurman—17.

Bill ordered transmitted to the Senate.

Assembly Bill No. 2110—An act to amend Section 1363 of the Government Code, relating to filing of oaths of office.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Cooke, Cramer, Crichton, Debs, Doyle, Dunn, Elliott, Erwin, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Loomis, Lowrey, Luckel, Maloney, Miller, Niehouse, O'Day, Price, Robertson, Sherwin, Silliman, Stephenson, Thompson, Thurman, Waters, Weber, and Mr. Speaker—54.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 2287—An act to amend Section 20452 of the Education Code, relating to teacher-training courses and the granting of degrees.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Berry, Blosser, Brady, Brown, Burke, Burns, Clarke, Collier, George D. Collins, Cramer, Crichton, Debs, Dickey, Dolwig, Doyle, Dunn, Elliott, Erwin, Fletcher, Gaffney, Gannon, Geddes, Grant, Hahn, Hawkins, Hinton, Huyck, James, Johnson, Kilpatrick, Knight, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, O'Day, Price, Sheridan, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—54.

NOES—Boyd, Butters, Caldecott, Carey, Conrad, Cooke, M. Philip Davis, Evans, Grunsky, Heisinger, Hinckley, Kirkwood, Robertson, and Sherwin—14.

Bill ordered transmitted to the Senate.

UNFINISHED BUSINESS (RESUMED)

MOTION TO WITHDRAW ASSEMBLY BILL NO. 2680 FROM COMMITTEE

In compliance with a notice given on a previous day, Mr. Elliott moved that Assembly Bill No. 2680 be withdrawn from the Committee on Governmental Efficiency and Economy, and be placed upon the file.

Motion to Table

Mr. Loomis moved that the motion by Mr. Elliott that Assembly Bill No. 2680 be withdrawn from the Committee on Governmental Efficiency and Economy and placed on the file be laid on the table.

Mr. Thurman seconded the motion.

The roll was called, and the motion carried by the following vote:

AYES—Blosser, Boyd, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cramer, Crichton, M. Philip Davis, Dolwig, Evans, Field, Gannon, Grant, Grunsky, Hinckley, Hinton, James, Johnson, Kirkwood, Knight, Loomis, Luckel, McCollister, Niehouse, Price, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—42.

NOES—Anderson, Beck, Bennett, Berry, Brown, George D. Collins, Cooke, Debs, Clayton A. Dills, Doyle, Dunn, Elliott, Fletcher, Gaffney, Geddes, Hahn, Hawkins, Heisinger, Huyck, Kilpatrick, Lowrey, Lyons, Maloney, McMillan, Miller, O'Day, Rosenthal, Sheridan, and Thomas—29.

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 699—An act to add Section 20974 to the Education Code, relating to the California School for the Blind.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Debs, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, O'Day, Price, Rosenthal, Sheridan, Sherwin, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—72.

NOES—None.

Bill ordered transmitted to the Senate.

REMARKS ON CONDITION OF THE FILE

Mr. Boyd spoke on the condition of the file.

MOTION THAT ALL COMMITTEE REPORTS AT DESK BE DEEMED READ

Mr. Wollenberg moved that all committee reports, now at the desk, be deemed read, and ordered printed in the Journal, and that proposed committee amendments be adopted.

Motion carried.

REPORTS OF STANDING COMMITTEES

Committee on Constitutional Amendments

ASSEMBLY CHAMBER, SACRAMENTO, June 12, 1947

MR. SPEAKER: Your Committee on Constitutional Amendments, to which were referred:

Senate Constitutional Amendment No. 14
Senate Constitutional Amendment No. 15

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

MALONEY, Vice Chairman

Above reported resolutions ordered on file for adoption.

Committee on Conservation, Planning, and Public Works

ASSEMBLY CHAMBER, SACRAMENTO, June 11, 1947

MR. SPEAKER: Your Committee on Conservation, Planning, and Public Works, to which was referred:

Senate Bill No 375

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended

McMILLAN, Chairman

Above reported bill ordered to second reading.

SECOND READING OF SENATE BILLS (BY UNANIMOUS CONSENT)

Senate Bill No. 375—An act to amend Sections 5002, 5050, and 5051 of the Public Resources Code, relating to the State Park System and Sutter's Fort property.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Conservation, Planning, and Public Works:

Amendment No. 1

In line 1 of the title of the printed bill, after "and", insert "to repeal section".

Amendment No. 2

On page 1, line 18, of said bill, strike out "amended to read", and insert "repealed".

Amendment No. 3

On page 1 of said bill, strike out lines 19 to 21, inclusive.

Amendments read, and adopted.

Amendments Corrected by Unanimous Consent

Mr. McMillan asked for, and was granted, unanimous consent that amendments adopted this day to Senate Bill No. 375 be corrected as follows:

Corrected Amendments to Senate Bill No. 375

Amendment No. 1

In line 1 of the title of the printed bill, after "and", insert "to repeal section".

Amendment No. 2

On page 1, line 18, of said bill, strike out "amended to read", and insert "repealed."

Amendment No. 3

On page 1 of said bill, strike out lines 19 to 28, inclusive.

Amendments read, as corrected, and adopted.

Bill ordered reprinted, and to third reading.

REPORTS OF STANDING COMMITTEES

Committee on Ways and Means

ASSEMBLY CHAMBER, SACRAMENTO, June 11, 1947

MR. SPEAKER: Your Committee on Ways and Means, to which was referred:

Assembly Bill No. 941

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

WOLLENBERG, Chairman

Above reported bill ordered to second reading.

SECOND READING OF ASSEMBLY BILLS (BY UNANIMOUS CONSENT)

Assembly Bill No. 941—An act to amend Section 18020 of the Government Code, relating to hours of work for state employees, making an appropriation for carrying out the provisions of this act, and declaring the urgency thereof.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Ways and Means:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in the Assembly on May 5, 1947, strike out "Section 18020", and insert "Sections 18020 and 18021 and to repeal Sections 18022, 18023, and 18024".

Amendment No. 2

On page 1, line 3, of said bill, strike out "No", and insert "(On and after October 1, 1947, no".

Amendment No. 3

On page 1, line 11, of said bill, strike out "six", and insert "twelve".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 4

On page 2 of said bill, between lines 9 and 10, insert

"SEC. 2. Section 18021 of the Government Code is hereby amended to read:

18021. [Every state employee compensated on a monthly basis required and ordered to work in excess of a normal work week as established by the State Personnel Board for his class or for his position, if exempt, shall receive overtime compensation for all such overtime. The rate of overtime pay shall be based on his regular rate of pay.] *Except for persons and employees of the courts or of the University of California, or for members of the faculty as defined by the Director of Education in the state colleges, California School for the Deaf, California School for the Blind, and the California Polytechnic School, or for officers and employees of the Legislature, no compensation shall be paid to any state officer or employee unless the appointing power certifies on each pay roll that the officer or employee has worked on the basis of a minimum of 40 hours per week, except for such absences as may be authorized by law or by or in accord with rules of the State Personnel Board whether the position be within or without the state civil service.*"

Amendment No. 5

On page 2, line 10, of said bill, strike out "SEC. 2. Sections 18021,", and insert "SEC. 3. Sections".

Amendment No. 6

On page 2, line 12, of said bill, strike out "3", and insert "4".

Amendment No. 7

On page 2, lines 13 and 14, of said bill, strike out "six million one hundred sixteen thousand eight hundred dollars ($6,116,800)", and insert "four million dollars ($4,000,000)".

Amendment No. 8

On page 2, lines 33 and 34, of said bill, strike out "In order to make sufficient money available during said fiscal year", and insert

"In addition to said sum, there is hereby appropriated from each special fund from which state officers and employees are paid an amount sufficient".

Amendment No. 9

On page 2, line 42, of said bill, following "Section", strike out the comma and insert a period; and strike out the remainder of said line, and all of lines 43 and 44, and insert "said amounts shall be made available by executive order of the Director of Finance in augmentation of the respective appropriations to which such salaries or wages or other expenditures are chargeable."

Amendment No. 10

On page 2 of said bill, strike out line 45.

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

REPORTS OF STANDING COMMITTEES

Committee on Public Utilities and Corporations

ASSEMBLY CHAMBER, SACRAMENTO, June 12, 1947

MR. SPEAKER: Your Committee on Public Utilities and Corporations, to which was referred:

Assembly Bill No. 1087

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

ALLEN, Chairman
KNIGHT, Vice Chairman

Above reported bill ordered to second reading.

SECOND READING OF ASSEMBLY BILLS (BY UNANIMOUS CONSENT)

Assembly Bill No. 1087—An act to amend Section 6907 of the Labor Code, relating to locomotives and motor power cars on railroads.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Public Utilities and Corporations:

Amendment No. 1

On page 1, line 10, of the printed bill, as amended in the Assembly on February 4, 1947, strike out "permit hostler crews", and insert "apply to the running or operating of locomotives or motor power cars to and from trains at terminals by hostlers or of steam locomotives or motive power cars to and from engine houses, where such running or operating does not involve the use of a main line or branch main line, and shall not apply to the doing of work on steam locomotives or motive power cars at shops or engine houses.

Nothing in this chapter shall permit hostler crews".

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, June 12, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Concurrent Resolution No. 73—Relative to adjournment sine die of the 1947 Regular Session of the Legislature of the State of California;

And reports that the same has been correctly enrolled, and presented to the Secretary of State on the twelfth day of June, 1947, at 11 a.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 12, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1017—An act to amend Section 15003 of the Government Code, relating to the Deputy Director of the Department of Justice;

Assembly Bill No. 1892—An act to regulate the business of escrow agencies and the employees thereof, to provide for their licensing, examination and regulation by the Commissioner of Corporations, to provide exemptions from and prescribe penalties for violations of this act;

Assembly Bill No. 2034—An act to provide for the term of office of water conservation district directors;

And reports that the same have been correctly enrolled, and presented to the Governor on the twelfth day of June, 1947, at 11 a.m.

WEBER, Chairman

Committee on Public Utilities and Corporations

ASSEMBLY CHAMBER, SACRAMENTO, June 12, 1947

MR. SPEAKER: Your Committee on Public Utilities and Corporations, to which was referred:

Assembly Bill No. 731

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

ALLEN, Chairman
KNIGHT, Vice Chairman

Above reported bill ordered to second reading.

SECOND READING OF ASSEMBLY BILLS (BY UNANIMOUS CONSENT)

Assembly Bill No. 731—An act to amend Section 1090 of the Government Code, relating to prohibitions applicable to public officers.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Public Utilities and Corporations:

Amendment No. 1

On page 1 of the printed bill, following line 10, insert "Nothing herein contained shall be deemed to prevent any such official who is a retired member of a public employee retirement system, under the complete or partial control of a body or board of which he is a member, from voting on any contract or proposition relating to said retirement system, unless it directly affects his individual rights, obligations or benefits under said system. The disqualification of any such official shall not affect the competency of such body or board to act on any such contract or proposition, nor the validity of any action taken by such body or board thereon, nor the validity of any contract made pursuant thereto."

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

REPORTS OF STANDING COMMITTEES

Committee on Ways and Means

ASSEMBLY CHAMBER, SACRAMENTO, June 11, 1947

MR. SPEAKER: Your Committee on Ways and Means, to which were referred:

Assembly Bill No. 823	Assembly Bill No. 1361
Assembly Bill No 1341	Assembly Bill No. 2291

Has had the same under consideration, and reports the same back with amendments with the recommendation · Amend, and do pass, as amended.

WOLLENBERG, Chairman

Above reported bills ordered to second reading.

SECOND READING OF ASSEMBLY BILLS (BY UNANIMOUS CONSENT)

Assembly Bill No. 823—An act making an appropriation to the Division of Beaches and Parks, Department of Natural Resources for the acquisition of land and the restoration of the Old Glass House located near the City of Watsonville in Monterey County.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Ways and Means:

Amendment No. 1

On page 1, line 4, of the printed bill, as amended in the Assembly on April 11, 1947, following "expended", insert "during the 1947-48 Fiscal Year".

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1341—An act making an appropriation for the acquisition of land in San Mateo County for a "California Veterans' Memorial Park."

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Ways and Means:

Amendment No. 1

On page 1, lines 4 and 5, of the printed bill, strike out "appropriated to the State Park Commission", and insert "reappropriated to the Division of Beaches and Parks".

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1361—An act to provide adequate law school facilities for the University of California, and to make an appropriation therefor.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Ways and Means:

Amendment No. 1

On page 1 of the printed bill, as amended in the Assembly on June 2, 1947, strike out lines 16 to 18, inclusive, and insert

"SEC. 2. Expenditures from the appropriation made herein shall be subject to the provisions of Sections 3, 12, and 13 of Chapter 145, Statutes of 1946 (First Extraordinary Session)".

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2291—An act to add Article 3, comprising Sections 24550 to 24552, inclusive, to Chapter 5 of Division 12 of the Education Code, relating to the supervision, regulation, and registration of private nursery schools, kindergartens, and elementary schools by the State Department of Education, and making an appropriation therefor.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Ways and Means:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in the Assembly on May 12, 1947, strike out "add Article 3, comprising Sections 24550 to 24552,"; and strike out line 2 of the title, and insert "amend Section 1620 of the Welfare and Institutions".

Amendment No. 2

In line 3 of the title of said bill, strike out "supervision, regulation, and registra-"; and strike out lines 4 to 7, inclusive, of the title, and insert "inspection and licensing of boarding homes, day nurseries and schools"

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 3

On page 1 of said bill, strike out lines 1 to 20, inclusive; and on page 2, strike out lines 1 to 31, inclusive, and insert

"SECTION 1. Section 1620 of the Welfare and Institutions Code is amended to read:

1620. No person, association, or corporation shall, without first having obtained a written license or permit therefor from the State Department of Social Welfare or from an inspection service approved or accredited by the department:

(a) Maintain or conduct any institution, boarding home, day nursery, *school,* or other place for the reception, [or] care, *or education* of children under 16 years of age, nor engage in the business of receiving or caring for such children, nor receive nor care for any such child in the absence of its parents or guardian, either with or without compensation.

(b) Engage in the finding of homes for children under 16 years of age, or place any such child in any home or other place, either for temporary or permanent care or for adoption."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, June 12, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 716

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bill ordered to third reading.

Committee on Fish and Game

ASSEMBLY CHAMBER, SACRAMENTO, June 12, 1947

MR. SPEAKER: Your Committee on Fish and Game, to which was referred:

Senate Bill No. 744

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

ERWIN, Chairman

Above reported bill ordered to second reading.

SECOND READING OF SENATE BILLS (BY UNANIMOUS CONSENT)

Senate Bill No. 744—An act to add Section 332 to the Fish and Game Code, relating to wilderness and wild areas.

Bill read second time, and ordered to third reading.

REPORTS OF STANDING COMMITTEES

Committee on Constitutional Amendments

ASSEMBLY CHAMBER, SACRAMENTO, June 12, 1947

MR. SPEAKER: Your Committee on Constitutional Amendments, to which was referred:

Assembly Constitutional Amendment No. 19

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and be adopted, as amended

MALONEY, Vice Chairman

Above reported resolution ordered on file for adoption.

SECOND READING OF ASSEMBLY BILLS (BY UNANIMOUS CONSENT)

Assembly Constitutional Amendment No. 19—A resolution to propose to the people of the State of California an amendment to the Constitution of the State by adding Section 1d to Article XIII, relating to exemption from taxation.

Resolution read.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Constitutional Amendments:

Amendment No. 1

On page 1 of the printed measure, strike out lines 8 to 15, inclusive, and insert

"SEC. 1d. Improvements upon real property, the construction of which is contracted for subsequent to the effective date hereof and which shall be completed on or before the first Monday in March, 1949, constructed as low rental housing as defined in this section, shall be exempt from taxation while so maintained as low rental housing, for a period not to exceed five years from and after the effective date of this section. As used in this section, "low rental housing" means housing the rent of which does not exceed fifty dollars ($50) per month per unit. This section shall not be construed as exempting from taxation the land upon which such improvements may be situated nor to exempt the land or the improvements from special assessments or special assessment taxes.

The provisions of this section shall be self-executing, but the Legislature shall have power to pass all laws necessary to carry out the provisions of this section."

Amendment read, and adopted.

Resolution ordered reprinted, and engrossed.

REPORTS OF STANDING COMMITTEES

Committee on Fish and Game

ASSEMBLY CHAMBER, SACRAMENTO, June 12, 1947

MR. SPEAKER: Your Committee on Fish and Game, to which was referred:

Senate Bill No. 723

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

ERWIN, Chairman

Above reported bill ordered to second reading.

SECOND READING OF SENATE BILLS (BY UNANIMOUS CONSENT)

Senate Bill No. 723—An act to provide for a recreational program and for the acquisition and construction of lands and facilities for the propagation and conservation of wildlife, creating a board to acquire

the necessary property to carry out such program, and to provide for the maintenance and operation of the property and facilities so acquired, and making an appropriation.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Fish and Game:

Amendment No. 1

In the title of the printed bill, as amended in the Senate on June 9, 1947, strike out lines 7 and 8, and insert "repealing the appropriation for construction, improvements, repairs, and equipment, Division of Fish and Game, Department of Natural Resources, made by Item 245 of the".

Amendment No. 2

On page 3 of the printed bill, strike out lines 3 to 5, inclusive, and insert "SEC. 5. The appropriation for construction, improvements, repairs, and equipment, Division of Fish and Game, Department of Natural Resources, made by Item 245 of the Budget Act of 1947 is hereby repealed and shall have no further force or effect".

Amendments read, and adopted.

Bill ordered reprinted, and to third reading.

REPORTS OF STANDING COMMITTEES

Committee on Ways and Means

ASSEMBLY CHAMBER, SACRAMENTO, June 11, 1947

MR. SPEAKER: Your Committee on Ways and Means, to which were referred:

Assembly Bill No. 36	Assembly Bill No. 1888
Assembly Bill No. 245	Assembly Bill No. 1938
Assembly Bill No. 246	Assembly Bill No. 1939
Assembly Bill No. 788	Assembly Bill No. 2118
Assembly Bill No. 1037	Assembly Bill No. 2678
Assembly Bill No. 1038	Assembly Bill No. 2519
Assembly Bill No. 1222	Assembly Bill No. 2518
Assembly Bill No. 1829	

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

WOLLENBERG, Chairman

Above reported bills ordered to second reading.

SECOND READING OF ASSEMBLY BILLS (BY UNANIMOUS CONSENT)

Assembly Bill No. 36—An act to add Chapter 8, comprising Sections 9000 to 9807, inclusive, to Part 1, Division 2, Title 2 of the Government Code, relating to the quasi-legislative functions of State Administrative Agencies, creating the Legislative Committee on Administrative Regulations and defining its powers and duties, prescribing duties of the Codification Board and the Legislative Counsel incident thereto, and making an appropriation for the support of the committee.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Ways and Means:

Amendment No. 1

On page 3, line 37, of the printed bill, strike out "_____ dollars ($_____)", and insert "fifteen thousand dollars ($15,000)".

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 245—An act making an appropriation for a state office building in the City of San Jose.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Ways and Means:

Amendment No. 1

On page 1, lines 2 and 3, of the printed bill, strike out "five hundred thousand dollars ($500,000)", and insert "fifty thousand dollars ($50,000)".

Amendment No. 2

On page 1, line 4, of said bill, after "expended", insert "under the provisions of the Property Acquisition Act"

Amendment No. 3

On page 1, line 5, of said bill, strike out "a site, construction, and equipping", and insert "real property to be used as a site for".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 246—An act making an appropriation for a state office building in the City of Santa Barbara.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Ways and Means:

Amendment No. 1

On page 1, lines 2 and 3, of the printed bill, strike out "five hundred thousand dollars ($500,000)", and insert "fifty thousand dollars ($50,000)".

Amendment No. 2

On page 1, line 5, of said bill, after "expended", insert "under the provisions of the Property Acquisition Act".

Amendment No. 3

On page 1, lines 5 and 6, of said bill, strike out "a site, construction, and equipping", and insert "real property to be used as a site for".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 788—An act to provide for a memorial hall in the harbor district of the City of Los Angeles and making an appropriation therefor.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Ways and Means:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "a memorial hall", and insert "the construction of an armory".

Amendment No. 2

On page 1, line 2, of said bill, strike out "and making an appropriation therefor".

Amendment No. 3

On page 1 of said bill, strike out lines 1 to 15, inclusive, and insert

"SECTION 1. Out of the moneys appropriated for the Adjutant General and National Guard in Section 4 of the Budget Act of 1947 there is hereby allocated two

hundred thousand dollars ($200,000), or so much thereof as may be necessary, for the construction and equipping of an armory in the harbor district of the City of Los Angeles."

Amendments read, and adopted.
Bill ordered reprinted, and engrossed.

Assembly Bill No. 1037—An act making an appropriation for construction and improvements at Humboldt State College.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Ways and Means:

Amendment No. 1

On page 1, lines 2, 3, and 4, of the printed bill, strike out "the Postwar Unemployment and Construction Fund in the State Treasury", and insert "any moneys in the State Treasury not otherwise appropriated".

Amendment No. 2

On page 1 of said bill, strike out lines 6 to 8, inclusive, and insert
"SEC. 2. Expenditures from the appropriation made herein shall be subject to the provisions of Sections 3, 12, and 13 of Chapter 145, Statutes of 1946 (First Extraordinary Session)".

Amendments read, and adopted.
Bill ordered reprinted, and engrossed.

Assembly Bill No. 1038—An act making an appropriation to be expended pursuant to the Property Acquisition Act for the acquisition of additional real property for use of the Humboldt State College and in furtherance of the postwar building program.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Ways and Means:

Amendment No. 1

On page 1 of the printed bill, strike out lines 8 to 10, inclusive.

Amendment read, and adopted.
Bill ordered reprinted, and engrossed.

Assembly Bill No. 1222—An act to amend Section 20750 of the Government Code, relating to the State Employees' Retirement System and revising the rate of state contributions thereto.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Ways and Means:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "amend Section 20750 of", and insert "add Section 20750.1 to".

Amendment No. 2

In line 3 of the title of said bill, after "thereto", insert "with respect to state miscellaneous members".

Amendment No. 3

On page 1 of said bill, strike out lines 1 to 10, inclusive, and insert
"SECTION 1. Section 20750.1 is added to the Government Code, to read:
20750.1. The State's contribution to the Retirement Fund is a sum equal to 8 percent of the compensation paid state miscellaneous members."

Amendment No. 4

On page 1, lines 13 and 14, of said bill, strike out "he makes the normal contributions for the period of absence", and insert "the normal contributions for the period of absence are made".

Amendment No. 5

On page 1 of said bill, between lines 16 and 17, insert

"SEC. 2. The provisions of Section 20750 of the Government Code, insofar as they relate to the State's contribution to the Retirement Fund with respect to state miscellaneous members, are superseded by Section 20750.1 of the Government Code."

Amendment No. 6

On page 1, line 17, of said bill, strike out "2", and insert "3".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1829—An act making an appropriation to the Reclamation Board for the payment of the cost of cooperation by the State with the United States in the prosecution of the plan of improvement for flood protection on various streams in the Merced County Stream Group in the San Joaquin Valley.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Ways and Means:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "making an appropriation to the Reclamation Board for", and insert "to add Section 21 to the Flood Control Fund Act of 1946, relating to".

Amendment No. 2

In line 1 of the title of said bill, following "Valley", insert "and making an appropriation".

Amendment No. 3

On page 1, line 1, of said bill, after "1.", insert "Section 21 is added to the Flood Control Fund Act of 1946 to read:

Sec. 21. Of the money in the Flood Control Fund of 1946, not more than one hundred sixty thousand dollars ($160,000) is hereby appropriated to the State Water Resources Board for allocation to the Reclamation Board for expenditure for payment, and for reimbursement for necessary advances made, of the cost of cooperation by the State in the prosecution of the plan of improvement for flood protection on various streams in the Merced County Stream Group in the San Joaquin Valley in accordance with the recommendations of the chief of engineers in House Document Numbered 473, Seventy-eighth Congress, Second Session, as adopted and authorized by Congress (Act of Congress, approved December 22, 1944, Public, Numbered 534, Seventy-eighth Congress, Second Session), such allocation to be made from time to time to pay the State's share of the cost of cooperation in connection with such part of such work as the federal cost has been appropriated for by the Congress. The State Water Resources Board shall determine the amounts in which each of such allocations shall be made. The appropriation made by this section is subject to Sections 10 and 11 of this act in the same manner as the allocation made by Section 13 is subject to Sections 10 and 11, is made pursuant to the State Water Resources Act of 1945, and is, to the extent of such appropriation, in fulfillment of the policy set forth in said act that the State will pay for such cost of cooperation as provided in said act necessary for the construction of flood control projects, as required by acts of Congress."

Amendment No. 4

On page 1, line 1, of said bill, strike out "The sum of one hundred sixty thousand dol-"; and strike out lines 2 to 22, and all of page 2.

Amendments read, and adopted.

Amendment Corrected by Unanimous Consent

Mr. Wollenberg asked for, and was granted, unanimous consent that Amendment No. 2 to Assembly Bill No. 1829, which was adopted this day, be corrected, as follows:

Amendment No. 2

In line 5 of the title of said bill, following "Valley", insert "and making an appropriation".

Amendment read, as corrected, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1888—An act making an appropriation for the acquisition of real property and construction of buildings for the California School for the Deaf.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Ways and Means:

Amendment No. 1

In lines 1 and 2 of the title of the printed bill, strike out "the acquisition of real property and construction of buildings for", and insert "construction, improvements and equipment at".

Amendment No. 2

On page 1, line 2, of said bill, strike out "_____ dollars ($_____)", and insert "one million forty-two thousand nine hundred fifty dollars ($1,042,950)".

Amendment No. 3

On page 1, lines 3, 4, and 5, of said bill, strike out "to the Department of Education to be expended for the acquisition of real property and construction of buildings for", and insert "for construction, improvements and equipment at".

Amendment No. 4

On page 1 of said bill, strike out lines 6 and 7, inclusive, and insert

"SEC. 2. Expenditures from the appropriation made herein shall be subject to the provisions of Sections 3, 12, and 13 of Chapter 145, Statutes of 1946 (First Extraordinary Session)".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1938—An act making an appropriation to be expended pursuant to the Property Acquisition Act for the acquisition of real property for use as a site for a state office building in the County of Alameda and in furtherance of the postwar building program.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Ways and Means:

Amendment No. 1

On page 1, lines 4 and 5, of the printed bill, strike out "seven hundred fifty thousand dollars ($750,000)", and insert "two hundred fifty thousand dollars ($250,000)".

Amendment No. 2

On page 1 of said bill, strike out lines 11 to 14, inclusive.

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 1939—An act making an appropriation to the State Department of Finance for the construction and equipment of a state office building in the County of Alameda.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Ways and Means:

Amendment No. 1

On page 1 of the printed bill, as amended, strike out the title, and insert

"An act making an appropriation for transfer to the Postwar Employment Reserve".

Amendment No. 2

On page 1 of said bill, strike out lines 1 to 12, and insert

"SECTION 1. In addition to any sum appropriated by Section 4.5 of the Budget Act of 1947, there is hereby appropriated out of any moneys in the State Treasury not otherwise appropriated the sum of five million dollars ($5,000,000) to be transferred on the effective date of this act to the Postwar Employment Reserve to be expended for construction, improvements and equipment for state agencies as may hereafter be authorized by the Legislature.

Part or all of the sum appropriated by this act may be transferred in bonds valued at their market price plus accrued interest, computed as of the effective date of the transfer."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2118—An act making an appropriation to the Regents of the University of California for construction of a building for the school of optometry.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Ways and Means:

Amendment No. 1

On page 1 of the printed bill, following line 5, insert

"SEC. 2. Expenditures from the appropriation made herein shall be subject to the provisions of Sections 3, 12, and 13 of Chapter 145, Statutes of 1946 (First Extraordinary Session)".

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2678—An act to provide for leasing additional facilities and service for the extension, maintenance, and operation of the telephone-typewriter system of communication by the State Department of Justice, and to make an appropriation therefor.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Ways and Means:

Amendment No. 1

In line 3 of the title of the printed bill, strike out "telephone-typewriter", and insert "teletypewriter".

Amendment No. 2

On page 1, line 2, of the printed bill, strike out "to be used under the direction and control of the".

Amendment No. 3

On page 1, line 3, of the printed bill, strike out "Division of Criminal Identification and Investigation".

Amendment No. 4

On page 1, line 4, of the printed bill, strike out "telephone-typewriter", and insert "teletypewriter".

Amendment No. 5

On page 1, line 5, of the printed bill, strike out "it", and insert "the State Department of Justice".

Amendment No. 6

On page 1, line 7, of the printed bill, strike out "_____", and insert "six hundred twenty-two dollars and twenty cents ($622.20)".

Amendment No. 7

On page 1, line 9, of the printed bill, after "expended", insert "by the State Department of Justice".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2519—An act making an appropriation for a state office building in the City of Stockton.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Ways and Means:

Amendment No. 1

On page 1, lines 2 and 3, of the printed bill, strike out "_____ dollars ($_____)", and insert "fifty thousand dollars ($50,000)".

Amendment No. 2

On page 1, line 5, of said bill, after "expended", insert "under the provisions of the Property Acquisition Act".

Amendment No. 3

On page 1, lines 5 and 6, of said bill, strike out "site, construction, and equipping", and insert "real property to be used as a site for".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 2518—An act to add Article 10, comprising Sections 8001 to 8026, inclusive, to Chapter 4 of Part 3 of Division 6 of the Public Resources Code, relating to surveys and maps, creating the office of State Director of Maps and Surveys, and prescribing his powers and duties, making an appropriation therefor, and repealing "An act to provide for basic topographic mapping of the State of California and making an appropriation therefor," approved July 17, 1945.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Ways and Means:

Amendment No. 1

On page 2, line 2, of the printed bill, strike out "director", and insert "supervisor".

Amendment No. 2

On page 2, line 3, of said bill, strike out "Director", and insert "Supervisor".

Amendment No. 3

On page 2, line 6, of said bill, strike out "director", and insert "supervisor".

Amendment No. 4

On page 2, line 7, of said bill, strike out "director", and insert "supervisor".

Amendment No. 5

On page 2, line 7, of said bill, strike out "committee", and insert "board".

Amendment No. 6

On page 2, line 21, of said bill, strike out "director", and insert "supervisor".

Amendment No. 7

On page 2, line 23, of said bill, strike out "director", and insert "supervisor".

Amendment No. 8

On page 2, line 32, of said bill, strike out "director", and insert "supervisor".

Amendment No. 9

On page 2, line 37, of said bill, strike out "director", and insert "supervisor".

Amendment No. 10

On page 2, line 45, of said bill, strike out "director", and insert "supervisor".

Amendment No. 11

On page 2, line 52, of said bill, strike out "director", and insert "supervisor".

Amendment No. 12

On page 3, line 1, of said bill, strike out "director", and insert "supervisor".

Amendment No. 13

On page 3, line 7, of said bill, strike out "director", and insert "supervisor".

Amendment No. 14

On page 3, line 11, of said bill, strike out "director", and insert "supervisor".

Amendment No. 15

On page 3, line 16, of said bill, strike out "director", and insert "supervisor".

Amendment No. 16

On page 3, line 17, of said bill, strike out "director", and insert "supervisor".

Amendment No. 17

On page 3, line 26, of said bill, strike out "director", and insert "supervisor".

Amendment No. 18

On page 3, line 32, of said bill, strike out "director", and insert "supervisor".

Amendment No. 19

On page 3, line 35, of said bill, strike out "director", and insert "supervisor, with the approval of the Department of Finance".

Amendment No. 20

On page 3, line 36, of said bill, strike out "director", and insert "supervisor".

Amendment No. 21

On page 3, lines 40 and 41, of said bill, strike out "direc- tor", and insert "supervisor".

Amendment No. 22

On page 3, line 44, of said bill, strike out "director", and insert "supervisor".

Amendment No. 23

On page 3, line 47, of said bill, strike out "($_____)", and insert "twenty-five thousand dollars ($25,000)".

Amendment No. 24

On page 3 of said bill, strike out lines 49 to 52, inclusive, and insert "appropriated to be expended during the 1947-1948 Fiscal Year to carry out the provisions of this act."

Amendment No. 25

On page 4 of said bill, strike out lines 1 to 4, inclusive, and insert "None".

Amendment No. 26

On page 4, line 12, of said bill, strike out "director", and insert "supervisor".

Amendment No. 27

On page 4, line 22, of said bill, strike out "director", and insert "supervisor".

Amendment No. 28

On page 4, line 25, of said bill, strike out "in the Map", and insert "received for matching purposes shall be deposited in the Water Resources".

Amendment No. 29

On page 4, line 25, of said bill, after "Fund", insert "and".

Amendment No. 30

On page 4, line 32, of said bill, strike out "Map", and insert "General".

Amendment No. 31

On page 4, line 33, of said bill, strike out "director", and insert "supervisor".

Amendment No. 32

On page 4, line 34, of said bill, strike out "Map", and insert "Water Resources".

Amendment No. 33

On page 4 of said bill, between lines 41 and 42, insert

"Any money herein appropriated shall not be available for expenditure until the Director of Finance has determined that all possible cooperation between the Department of Natural Resources and the Department of Public Works has been accomplished to eliminate any duplicate expenses in undertaking the mapping provided for in this act, in Item 292.5 of the Budget Act of 1947, and in Senate Bill 735 of the Fifty-seventh Session of the Legislature."

Amendment No. 34

On page 4, line 42, of said bill, strike out "5", and insert "6".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1799—An act to amend Section 13099.2 of the Education Code, relating to the computation of service of persons employed by school districts in positions requiring certification qualifications.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, M. Philip Davis, Debs, Clayton A. Dills, Ralph C. Dills, Dolwig, Elliott, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stephenson, Thomas, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—70.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1804—An act to amend Sections 1651, 7402, 7435, and 7438 of the Education Code, relating to proceedings for the issuance and sale of school district bonds, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Clayton A. Dills, Ralph C. Dills, Dolwig, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Price, Rosenthal, Sheridan, Sherwin, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—70.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Clayton A. Dills, Ralph C. Dills, Dolwig, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Price, Rosenthal, Sheridan, Sherwin, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—70

NOES—None

Bill ordered transmitted to the Senate.

Assembly Bill No. 1710—An act to add Section 385 to the Penal Code, relating to the prohibition of operations likely to cause contact with high voltage conductors.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, Debs, Clayton A. Dills, Ralph C. Dills, Dolwig, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, O'Day, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—72.

NOES—Robertson—1.

Bill ordered transmitted to the Senate.

Assembly Bill No. 2269—An act to add Section 952.5 to the Municipal Utility District Act, relating to municipal utility districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—75.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 2450—An act to add Section 14.2 to the Alcoholic Beverage Control Act, relating to issuance of licenses.

Bill read third time.

Demand for Previous Question

Messrs. Hahn, Loomis, Grunsky, Hinton, and Luckel demanded the previous question.

Demand for previous question sustained.

The question being on the passage of Assembly Bill No. 2450.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Carey, Clarke, George D. Collins, Crowley, Debs, Clayton A. Dills, Dolwig, Doyle, Dunn, Elliott, Fletcher, Geddes, Hawkins, Johnson, Kilpatrick, Knight, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, O'Day, Robertson, Sheridan, Sherwin, Stanley, Stephenson, Stewart, Thomas, Thorp, Weber, and Wollenberg—42.

NOES—Burke, Burns, Butters, Collier, Conrad, Cramer, Crichton, Erwin, Evans, Field, Gannon, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, James, Kirkwood, Loomis, Lowrey, Niehouse, Price, Silliman, Thompson, Thurman, Waters, and Mr. Speaker—28.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1257—An act to add Sections 124 5 and 585 3 to the Vehicle Code, relating to towing car service on the Yolo Causeway, a part of State Highway Route 6.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D Collins, Conrad, Cooke, Cramer, Crichton, M. Philip Davis, Debs, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, James, Johnson, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—68.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 2311—An act to add Section 354 to the Penal Code, relating to sale of admission tickets.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Cooke, Cramer, Crichton, Crowley, Debs, Clayton A. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—69.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 2441—An act to amend Sections 1534 and 1535 of the Probate Code, relating to guardians and wards in respect to rules governing sales proceedings.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Clayton A. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Field, Fletcher, Gaffney, Geddes, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James,

Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—72.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 2446—An act to amend Section 1461.3 of the Probate Code, relating to proceedings for appointment of guardians for insane and incompetent persons in a state institution.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Clayton A. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Field, Fletcher, Gaffney, Geddes, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—72.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 926—An act to repeal Section 73.5 to the Agricultural Code, relating to junior agricultural fairs, and providing for the use of funds heretofore appropriated for such fairs.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Clayton A. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Field, Fletcher, Gaffney, Geddes, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—72.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 2672—An act to amend Section 80 of the Labor Code, relating to the salary of the Labor Commissioner.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Clayton A. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Field, Fletcher, Gaffney, Geddes, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—72.

NOES—None.

Bill ordered transmitted to the Senate.

RE-REFERENCE OF BILLS

By order of the Speaker, the following bill was withdrawn from the file, and re-referred as follows:

Assembly Bill No. 716 re-referred to Committee on Ways and Means.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1702—An act to amend Section 1626 of the Dental Practice Act in the Business and Professions Code.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Clayton A. Dills, Dolwig, Doyle, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thurman, Waters, Wollenberg, and Mr Speaker—63.

NOES—Ralph C. Dills—1.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1559—An act to add Section 32051.5 to the Government Code, relating to retirement benefits.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Crowley, Lester T. Davis, M. Philip Davis, Debs, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Sheridan, Sherwin, Silliman, Stanley, Thomas, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—69.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 2364—An act to amend Section 28137 of the Government Code, relating to compensation for public services in counties of the thirty-seventh class.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Crowley, Lester T. Davis, M. Philip Davis, Debs, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Sheridan, Sherwin, Silliman, Stanley, Thomas, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—69.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1230—An act to amend Section 305 of the Agricultural Code, relating to meat inspection.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Clayton A. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr Speaker—74.

NOES—Carey, Cramer, and Ralph C. Dills—3.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1053—An act to add Section 1596.1 to the Education Code and to amend Section 6358 of said code, relating to school districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Burke, Burns, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, O'Day, Price, Rosenthal, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—67.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 2128—An act to add Section 1737 to the Labor Code, relating to public works.

Bill read third time.

The roll was called, and the bill refused passage by the following vote:

AYES—Allen, Brown, Cooke, Cramer, Crowley, Doyle, Gaffney, Geddes, Grant, Huyck, Lyons, Maloney, Rosenthal, Sheridan, Thorp, Waters, and Mr. Speaker—17.

NOES—Anderson, Beck, Berry, Blosser, Boyd, Burke, Burns, Butters, Carey, Clarke, Collier, Conrad, Lester T. Davis, Debs, Clayton A. Dills, Ralph C. Dills, Dolwig, Erwin, Evans, Field, Fletcher, Gannon, Hahn, Heisinger, Hinckley, Hinton, Hollibaugh, James, Johnson, Kirkwood, Knight, Loomis, Luckel, McMillan, Price, Sherwin, Silliman, Stanley, Stephenson, Stewart, and Thurman—41.

Assembly Bill No. 1377—An act to add Sections 101.1, 101.2, and 101.3 to the Streets and Highways Code, relating to signs at city limits on state highways.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dolwig, Doyle, Elliott, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McMillan, Miller, Niehouse, O'Day, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—64.

NOES—None.

Bill ordered transmitted to the Senate.

MEMBERS EXCUSED

At 11.50 a.m., Mr. Dolwig asked for, and was granted, unanimous consent that the members of the Special Investigating Committee be excused, at this time, for the purpose of holding a meeting in the cloak room.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 137—An act to amend Section 22 of an act entitled "An act authorizing the establishment of municipal courts, prescribing their constitution, regulation, government, procedure and jurisdiction, and providing for the election and appointment of the judges, clerks and other attaches of such courts, their terms of office, qualification and compensation and for the selection of jurors therein," approved May 23, 1925, relating to municipal courts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Caldecott, Carey, Collier, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Debs, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Maloney, McMillan, Miller, Niehouse, Sheridan, Sherwin, Silliman, Stephenson, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—57.

NOES—Stanley—1.

Bill ordered transmitted to the Senate.

FURTHER PROCEEDINGS UNDER CALL OF THE ASSEMBLY DISPENSED WITH ON REPORT OF COMMITTEE ON CONFERENCE CONCERNING SENATE BILL NO. 122

At 11.58 a.m., on motion of Mr. McCollister, further proceedings under the call of the Assembly were dispensed with.

The names of the absentees were called.

Motion to Expunge Record, and Rescind Action on Vote Now Being Taken on Adoption of Report of the Committee on Conference Concerning Senate Bill No. 122

Mr. M. Philip Davis moved that the record be expunged, and the action rescinded, on the vote now being taken on the adoption of the report of the Committee on Conference concerning Senate Bill No. 122.

Ruling by Speaker

Speaker Collins ruled the motion out of order because the Assembly is in the middle of a roll call.

Request for Unanimous Consent That Record Be Expunged, and Action Rescinded, on Vote Now Being Taken on Report of Committee on Conference Concerning Senate Bill No. 122

Mr. Robertson asked for unanimous consent that the record be expunged, and the action rescinded, on the vote now being taken on the report of the Committee on Conference concerning Senate Bill No. 122.

Mr. Ralph C. Dills withheld unanimous consent.

The roll call was announced, ~~and the report of the Committee on Conference concerning Senate Bill No. 122 refused adoption by the following vote:~~

PRINTER'S NOTE—There being no 7-point strikeout type available, the following roll call, which should appear in strikeout type, is indicated by being enclosed within brackets:

[AYES—Anderson, Berry, Blosser, Brown, Butters, Cooke, Crichton, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Doyle, Elliott, Erwin, Field, Grant, Hinton, Hollibaugh, James, Johnson, Loomis, Luckel, Lyons, Maloney, McCollister, Niehouse, O'Day, Price, Robertson, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—38.

NOES—Burke, Collier, Conrad, Cramer, Lester T. Davis, Gaffney, Geddes, Grunsky, Hahn, Heisinger, Hinckley, Huyck, Kirkwood, Knight, Lowrey, McMillan, Miller, Rosenthal, Sheridan, Sherwin, and Silliman—21.]

Motion to Expunge Record, and Rescind Action on Vote Whereby Report of Committee on Conference Concerning Senate Bill No. 122 Was Refused Adoption

Mr. Robertson moved that the record be expunged, and the action rescinded, on the vote whereby the report of the Committee on Conference concerning Senate Bill No. 122 was this day refused adoption.

Mr. M. Philip Davis seconded the motion.

Motion carried.

Report of the Committee on Conference concerning Senate Bill No. 122 ordered to unfinished business file.

REQUEST FOR UNANIMOUS CONSENT THAT ITEM NO. 163 ON TODAY'S THIRD READING FILE BE PLACED ON THE UNFINISHED BUSINESS FILE

Mr. M. Philip Davis asked for, and was granted, unanimous consent, that it be noted in the Journal that Item No. 163, listed on today's third reading file, should be on today's unfinished business file; and that he be permitted to take it up later from the unfinished business file.

RECESS

At 12.10 p.m., on motion of Mr. Cooke, the Assembly recessed until 1.30 p.m.

REASSEMBLED

At 1.30 p.m., the Assembly reconvened.

Hon. Sam L. Collins, Speaker of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 2290—An act to amend Section 10176 of the Insurance Code, relating to disability insurance.

Bill read third time.

The roll was called.

Call of the Assembly

Pending the announcement of the vote, Mr. Geddes moved a call of the Assembly.

Motion carried. Time, 1.45 p.m.

The Speaker directed the Sergeant-at-Arms to close the doors, and to bring in the following absent members:

Anderson, Bennett, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, George D. Collins, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Dunn, Evans, Field, Fletcher, Gaffney, Gannon,

Grant, Hawkins, Heisinger, Hinckley, Hollibaugh, James, Knight, Loomis, Lowrey, Luckel, Lyons, McCollister, McMillan, Miller, O'Day, Price, Sheridan, Sherwin, Silliman, Stephenson, Thomas, Thompson, Thorp, Thurman, Weber, and Wollenberg—51.

PROCEEDINGS UNDER CALL OF THE ASSEMBLY BY UNANIMOUS CONSENT

TEMPORARY SUSPENSION OF ASSEMBLY RULE NO. 85

Mr. Stewart asked for, and was granted, unanimous consent that Assembly Rule No. 85 be temporarily suspended for the purpose of placing a call of the Assembly on any matter on file.

FURTHER PROCEEDINGS UNDER CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 2290

At 1.54 p.m., on motion of Mr. Geddes, further proceedings under the call of the Assembly were dispensed with.

The names of the absentees were called, and Assembly Bill No. 2290 passed by the following vote:

AYES—Allen, Beck, Berry, Boyd, Brady, Brown, Burke, Burns, Butters, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stewart, Thorp, Waters, Wollenberg, and Mr. Speaker—58.

NOES—None.

Bill ordered transmitted to the Senate.

RESOLUTIONS

The following resolutions were offered:

By Mr. Wollenberg:

House Resolution No. 229

Relative to the Assembly Interim Committee on Ways and Means

WHEREAS, By House Resolution No. 62, the Assembly Standing Committee on Ways and Means was designated as an Assembly investigating committee with power to act after final adjournment; and

WHEREAS, It is essential to expedite the work of the 1948 Budget Session that the Legislature be fully informed as to the needs for appropriations for state purposes, and it is particularly desirable that study and investigation be made of the items to be contained in the Budget Bill to be enacted at that session; now, therefore, be it

Resolved by the Assembly of the State of California, As follows:

1. The Assembly Interim Committee on Ways and Means is authorized and directed to ascertain, study and analyze all facts relating to the needs for state expenditures, including expenditures for support of state agencies, for construction, improvements and all other purposes during the 1948-1949 Fiscal Year and particularly with respect to the items to appropriation proposed to be included in the Budget Act to be enacted at the 1948 Budget Session, and to report thereon to the Assembly not later than the tenth legislative day of that session.

2. *The sum of ten thousand dollars ($10,000) or so much thereof as may* be necessary is hereby made available from the Contingent Fund of the Assembly for the expenses of the committee and its members and for any charges, expenses or claims it may incur under this resolution, to be paid from the said contingent fund and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read, and referred to Committee on Rules.

By Mr. Dolwig:

House Resolution No. 230

Relative to the creation of the Assembly Interim Committee on Youth Welfare

WHEREAS, There is an immediate and pressing need for the development of a state-wide program for the promotion of youth welfare as a means of curbing juvenile delinquency; and

WHEREAS, It is imperative that all pertinent facts bearing upon the subject of youth welfare and recreation be found, assembled, and analyzed to the end that the Legislature of California may be enabled to act advisedly and judiciously in the premises for the best interests of California in the consideration and enactment of legislation; now, therefore, be it

Resolved by the Assembly of the State of California, As follows:

1. The Assembly Interim Committee on Youth Welfare is hereby created and authorized and directed to ascertain, study and analyze all facts relating to the promotion of the welfare of the youth of the State, the extent of recreational facilities available, the effect thereof on the incidence of juvenile delinquency, and the need for expansion of recreational facilities and other projects in promotion of youth welfare, and any and all matters relating thereto, or connected therewith, including but not limited to the operation, effect, administration, enforcement and needed revision of any and all laws in any way bearing upon or relating to the subject of this resolution, and to report thereon to the Assembly, including in the report its recommendations for appropriate legislation.

2. The committee shall consist of three Members of the Assembly appointed by the Speaker thereof. The chairman shall be appointed by the Speaker. Vacancies occurring or existing in the membership of the committee shall be filled by the appointing power.

3. The committee is authorized to act during this session of the Legislature, including any recess, and after final adjournment until the commencement of the 1949 Regular Session, with authority to file its final report not later than the fifteenth legislative day of that session.

4. The committee and its members shall have and exercise all of the rights, duties and powers conferred upon investigating committees and their members by the provisions of the Joint Rules of the Senate and Assembly and of the Standing Rules of the Assembly as they are adopted and amended from time to time, which provisions are incorporated herein and made applicable to this committee and its members.

5. The committee has the following additional powers and duties:

(a) To select a vice chairman from its membership.

(b) To contract with such other agencies, public or private, as it deems necessary for the rendition and affording of such services, facilities, studies and reports to the committee as will best assist it to carry out the purposes for which it is created.

(c) To cooperate with and secure the cooperation of county, city, city and county, and other local law enforcement agencies in investigating any matter within the scope of this resolution and to direct the sheriff of any county to serve subpenas, orders and other process issued by the committee.

(d) To report its findings and recommendations to the Legislature and to the people from time to time and at any time, not later than herein provided.

(e) To do any and all other things necessary or convenient to enable it fully and adequately to exercise its powers, perform its duties, and accomplish the objects and purposes of this resolution.

6. The sum of five thousand dollars ($5,000) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Assembly for the expenses of the committee and its members and for any charges, expenses or claims it may incur under this resolution, to be paid from the said contingent fund and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read, and referred to Committee on Rules.

By Mr. Gaffney:

House Resolution No. 231

Relative to the creation of the Assembly Interim Committee on Building Codes

WHEREAS, There is a need for greater uniformity in state and local laws relating to building standards as to materials, structural design, construction, and other factors; and

WHEREAS, It is essential that a factual study be made in order that appropriate legislation on this subject may be prepared and enacted; now, therefore, be it

Resolved by the Assembly of the State of California, As follows:

1. The Assembly Interim Committee on Building Codes is hereby created and authorized and directed to ascertain, study and analyze all facts relating to state and local standards relating to materials, structural design and all other factors pertaining to the construction of buildings, for the purpose of determining needed legislation

thereon and particularly to bring about uniformity in state and local building codes, laws, and ordinances, including but not limited to the operation, effect, administration, enforcement and needed revision of any and all laws in any way bearing upon or relating to the subject of this resolution, and to report thereon to the Assembly, including in the reports its recommendations for appropriate legislation.

2. The committee shall consist of five Members of the Assembly appointed by the Speaker thereof. The chairman shall be appointed by the Speaker. Vacancies occurring or existing in the membership of the committee shall be filled by the appointing power.

3. The committee is authorized to act during this session of the Legislature, including any recess, and after final adjournment until the commencement of the 1949 Regular Session, with authority to file its final report not later than the fifteenth legislative day of that session

4. The committee and its members shall have and exercise all of the rights, duties and powers conferred upon investigating committees and their members by the provisions of the Joint Rules of the Senate and Assembly and of the Standing Rules of the Assembly as they are adopted and amended from time to time, which provisions are incorporated herein and made applicable to this committee and its members.

5. The committee has the following additional powers and duties:

(a) To select a vice chairman from its membership.

(b) To contract with such other agencies, public or private, as it deems necessary for the rendition and affording of such services, facilities, studies and reports to the committee as will best assist it to carry out the purposes for which it is created.

(c) To cooperate with and secure the cooperation of county, city, city and county, and other local law enforcement agencies in investigating any matter within the scope of this resolution and to direct the sheriff of any county to serve subpenas, orders and other process issued by the committee.

(d) To report its findings and recommendations to the Legislature and to the people from time to time and at any time, not later than herein provided

(e) To do any and all other things necessary or convenient to enable it fully and adequately to exercise its powers, perform its duties, and accomplish the objects and purposes of this resolution

6 The sum of three thousand dollars ($3,000) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Assembly for the expenses of the committee and its members and for any charges, expenses or claims it may incur under this resolution, to be paid from the said Contingent Fund and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read, and referred to Committee on Rules.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, June 12, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 700

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bill ordered to third reading.

Committee on Education

ASSEMBLY CHAMBER, SACRAMENTO, June 12, 1947

MR. SPEAKER: Your Committee on Education, to which were referred:

Assembly Bill No. 865
Assembly Bill No. 1170

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

DUNN, Chairman

Above reported bills ordered to third reading.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, June 12, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed:

Senate Bill No. 133
Senate Bill No. 144
Senate Bill No. 380
Senate Bill No. 436
Senate Bill No. 471
Senate Bill No. 577
Senate Bill No. 839
Senate Bill No. 874
Senate Bill No. 1074
Senate Bill No. 1189
Senate Bill No. 1201
Senate Bill No. 1221
Senate Bill No. 1249
Senate Bill No. 1417
Senate Bill No. 1463
Senate Bill No. 1478
Senate Bill No. 1481
Senate Bill No. 1516
Senate Bill No. 1517
Senate Bill No. 1581

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS (RESUMED)

The following bills were read the first time:

Senate Bill No. 133—An act to add Chapter 11, comprising Sections 9801 to 9809, inclusive, to Division 4, and Sections 5153.5, 6933, 7042, 7102.1, 7104, 7105, 12143, and 12144 to, the Education Code, relating to the education of mentally retarded minors as defined herein.

Referred to Committee on Education.

Senate Bill No. 144—An act making an appropriation to the Division of Beaches and Parks for the acquisition and development of the gold discovery site, declaring the urgency therefor, to take effect immediately.

Referred to Committee on Ways and Means.

Senate Bill No. 380—An act to add Section 63 5 to the Agricultural Code, relating to the enforcement of the provisions of said code and for that purpose providing for increasing the salaries of county agricultural commissioners and making an appropriation therefor.

Referred to Committee on Ways and Means.

Senate Bill No. 436—An act to add Article 4 to Chapter 9 of Part 2 of Division 2 of Title 3 of the Government Code, relating to agricultural buildings for counties and prescribing the uses of such buildings.

Referred to Committee on Agriculture.

Senate Bill No. 471—An act to amend Sections 7 and 26 of the Construction and Employment Act, relating to the State Allocation Board and to allocation of state funds to local agencies for the construction of public works.

Referred to Committee on Governmental Efficiency and Economy.

Senate Bill No. 577—An act to amend Section 8361 of the Water Code, and to add Articles 4, 5, and 6 to Chapter 3 of Part 2 of Division 5 of said Water Code, all relating to the operation and maintenance of the works of the Sacramento River Flood Control Project, and other projects for which the Reclamation Board has given, or shall hereafter give assurances to the United States of state or local cooperation required by federal law; providing for the payment of the cost of maintenance by means of

assessments levied upon the property benefited by the operation and maintenance of such works, prescribing the duties of the Reclamation Board, the Department of Public Works, the State Engineer, and other public officers in connection therewith, creating certain funds in the State Treasury, and making an appropriation.

Referred to Committee on Ways and Means.

Senate Bill No. 839—An act to amend Sections 5153, 7101, and 7103 of the Education Code and to add Section 9607.1 to said code, all relating to the education of cerebral palsied pupils, making an appropriation, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Ways and Means.

Senate Bill No. 874—An act to amend Section 681 of the Agricultural Code, relating to testing and basis of payment for dairy products.

Referred to Committee on Livestock and Dairies.

Senate Bill No. 1074—An act to add Section 6.11 to the Alcoholic Beverage Control Act, relating to clubs, fraternal organizations, and hall or building associations thereof and providing for the issuance of on-sale licenses carrying distilled spirits privileges to such organizations.

Referred to Committee on Public Morals.

Senate Bill No. 1189—An act to amend Section 142 of the Vehicle Code, relating to registration of vehicles.

Referred to Committee on Transportation and Commerce.

Senate Bill No. 1201—An act to amend Section 38 of the Vehicle Code, relating to pole or pipe dollies.

Referred to Committee on Transportation and Commerce.

Senate Bill No. 1221—An act establishing a state college in the City of Sacramento, County of Sacramento, to be known as the Sacramento State College.

Referred to Committee on Education.

Senate Bill No. 1249—An act to amend Section 3692 of the Political Code, relating to powers and duties of the State Board of Equalization.

Referred to Committee on Public Morals.

Senate Bill No. 1417—An act making an appropriation for surveys, plans, estimates, preliminary engineering and other preliminary expenses for a toll bridge or other toll highway crossing across the bay of San Francisco from the City and County of San Francisco to the County of Alameda.

Referred to Committee on Ways and Means.

Senate Bill No. 1463—An act to add Sections 13117, 13118, 13119, 13120, 13121, 13122, 13123, 13124, 13125, 13126, 13127, and 13128 to the Health and Safety Code, relating to use of inflammable materials in places of public assemblage, and making an appropriation.

Referred to Committee on Ways and Means.

Senate Bill No. 1478—An act authorizing the Director of Finance to make loans out of any money in the State Treasury not otherwise appropriated to the Veterans Welfare Board for the purpose of carrying into effect the provisions of the "Veterans' Farm and Home Purchase Act of 1943," and making an appropriation.

Referred to Committee on Ways and Means.

Senate Bill No. 1481—An act to add Chapter 12 (comprising Sections 28700 to 28725, inclusive) to Division 21 of the Health and Safety Code, relating to the regulation of the premises and operations of plants for the preparation and storage of frozen foods, and the licensing of the personnel thereof.

Referred to Committee on Public Health.

Senate Bill No. 1516—An act to amend Section 7371 of the Political Code, relating to superior judges' salaries.

Referred to Committee on Judiciary.

Senate Bill No. 1517—An act to amend an act entitled "An act relating to salaries and compensation of state officers and state employees, and making an appropriation, declaring the urgency thereof, to take effect immediately," approved July 14, 1945.

Referred to Committee on Ways and Means.

Senate Bill No. 1581—An act relating to the assessment and taxation of property affected by the merger of a suspended elementary school district with another elementary school district, declaring the urgency thereof and providing that it shall take effect immediately.

Referred to Committee on Education.

COMMUNICATIONS

The following communications were received, read, and ordered printed in the Journal:

By the Chief Clerk:

THE PACIFIC TELEPHONE AND TELEGRAPH COMPANY
EXECUTIVE OFFICES, SAN FRANCISCO 5, June 10, 1947

Hon. Arthur A. Ohnimus
Chief Clerk of the Assembly
State Capitol, Sacramento, California

DEAR MR. OHNIMUS: We wish to acknowledge receipt of and to thank you for the beautifully engrossed copies of House Resolution No. 18, commemorating the birth of Alexander Graham Bell.

Mr. Walter S. Gifford and Mr. N. R. Powley join with me in extending, on behalf of all telephone men and women including ourselves, our deep appreciation for the thoughtfulness and kindness of the Members of the Assembly in pausing during their busy days to pay tribute to one who has been a continuing inspiration to all of us in the communication field.

We are taking the liberty of furnishing a facsimile copy of the engrossed resolution to Mrs. Gilbert Grosvenor of Washington, D. C., daughter of Alexander Graham Bell, for the family archives.

Yours sincerely,

M. R. SULLIVAN, President

By the Chief Clerk:

PUBLIC UTILITIES COMMISSION
STATE OF CALIFORNIA, SAN FRANCISCO, June 10, 1947

Mr. Arthur A. Ohnimus, Chief Clerk
California Assembly, State Capitol
Sacramento 14, California

DEAR MR OHNIMUS: Your letter of June 4, 1947, enclosing a copy of House Resolution No. 162, which was adopted by the Assembly on June 3, 1947, was brought before the California Public Utilities Commission at its conference today.

In response, I am authorized to inform you that House Resolution No. 162 has been referred to our Director of Public Utilities, Mr. E F. McNaughton, and an investigation and report will be made to this commission in sufficient time for it to report to the Assembly Interim Committee on Fish and Game prior to January 1, 1948.

Very truly yours,

HAROLD P. HULS, President

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 571—An act relating to taxation, providing for the licensing of vending machines, providing for the enforcement of this act, to take effect immediately.

Bill read third time.

Motion to Amend

Mr. Allen moved the adoption of the following amendment:

Amendment No. 1

On page 2 of the printed bill, as amended in the Assembly on June 10, 1947, following line 8, insert

"(5) Dispensers of carbonated beverages, candy, nuts, or any vending machine which is operated by a 1 cent coin."

Amendment read, and adopted.

Bill ordered reprinted, and re-engrossed.

Motion to Place Rush Order on Printing of Assembly Bill No. 571

Mr. Allen moved that a rush order be placed upon the printing of Assembly Bill No. 571.

Motion carried.

Speaker Pro Tempore Presiding

At 1.59 p.m., Hon. Thomas A. Maloney, Speaker pro Tempore of the Assembly, presiding.

MOTION TO APPROVE JOURNALS

Upon motion of Mr. Dickey, the Journals for Monday, June 2, 1947; Tuesday, June 3, 1947; Wednesday, June 4, 1947; Thursday, June 5, 1947; Friday, June 6, 1947, and Saturday, June 7, 1947, were approved, as corrected by the Minute Clerk.

Hon. Randal F. Dickey Presiding

At 2 p.m., Hon. Randal F. Dickey, Member of the Assembly from the Fourteenth District, presiding.

RESOLUTIONS

The following resolution was offered:

By Mr. Brady:

House Resolution No. 232

Relative to the creation of the Assembly Interim Committee on Tide and Submerged Lands

WHEREAS, The National Congress has recently passed legislation providing that the Federal Government will cooperate to the extent of paying one-third of the total development costs of any activities on our coast line; and

WHEREAS, There has been developed in the last two years a knowledge of the difficult position of the State of California because of lack of leadership looking toward the development of the tide and submerged lands; and

WHEREAS, Because of the conflict between the State Chamber of Commerce and the various municipalities bordering on these submerged lands; and

WHEREAS, Much development is at hand should intelligent and accurate assistance be given the many governmental bodies and private groups who should like to see these submerged lands properly developed; now, therefore be it

Resolved by the Assembly of the State of California, As follows:

1. The Assembly Interim Committee on Tide and Submerged Lands is hereby created and appointed and authorized and directed to ascertain, study and analyze all facts relating to the subject matter referred to in the recitals hereof, including but not limited to the operation, effect, administration, enforcement and needed revision of any and all laws in any way bearing upon or relating to the subject of this resolution, and to report thereon to the Assembly, including in the reports its recommendations for appropriate legislation.

2 The committee shall consist of five Members of the Assembly appointed by the Speaker thereof. The Speaker shall also appoint one of the committee members chairman of the committee. Vacancies occurring or existing in the membership of the committee shall be filled by the appointing power.

3 The committee is authorized to act during this session of the Legislature, including any recess, and after final adjournment until the commencement of the next regular session, with authority to file its final report not later than the fifteenth legislative day of the next regular session.

4. The committee and its members shall have and exercise all of the rights, duties and powers conferred upon investigating committees and their members by the provisions of the Joint Rules of the Senate and Assembly and of the Standing Rules of the Assembly as they are adopted and amended from time to time, which provisions are incorporated herein and made applicable to this committee and its members.

5 The committee has the following additional powers and duties:

(a) To cooperate with and secure the cooperation of county, city, city and county, and other local law enforcement agencies in investigating any matter within the scope of this resolution and to direct the sheriff of any county to serve subpenas, orders and other process issued by the committee.

To contact with such other agencies, public or private, as it deems necessary for the rendition and affording such services, facilities, studies and reports to the committee as will best assist it to carry out the purposes for which it is created.

(b) To report its findings and recommendations to the Legislature and to the people from time to time and at any time, not later than herein provided.

(c) To do any and all other things necessary or convenient to enable it fully and adequately to exercise its powers, perform its duties, and accomplish the objects and purposes of this resolution

6 The sum of eight thousand dollars ($8,000) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Assembly for the expenses of the committee and its members and for any charges, expenses or claims it may incur under this resolution, to be disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read, and referred to Committee on Rules.

Speaker Presiding

At 2.05 p.m., Hon. Sam L. Collins, Speaker of the Assembly, presiding.

ADVANCE ANNOUNCEMENT

Mr. Dickey announced, in advance of a request he will make later, that the Rules Committee be excused, for the purpose of holding a meeting; that House resolutions will be considered by the committee this

afternoon; and announced that, in advance of hearings on House resolutions, the authors will be sent for by the chairman in the order in which they are to appear.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 73—An act to amend Section 981 8 of the Military and Veterans Code, relating to educational assistance to veterans.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, Miller, Niehouse, Price, Sherwin, Sillman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—62.

NOES—None.

Motion to Amend Title

Mr. McCollister moved the adoption of the following amendment to the title:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in the Assembly on June 2, 1947, strike out "amend Section 981.8 of", and insert "add Section 981.8 to".

Amendment read, and adopted.

Bill ordered reprinted, and transmitted to the Senate.

REPORTS OF STANDING COMMITTEES

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, June 12, 1947

MR. SPEAKER: Your Committee on Rules, to which was referred:

Senate Concurrent Resolution No. 56

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

DICKEY, Chairman

Above reported resolution ordered on file for adoption.

REQUEST FOR UNANIMOUS CONSENT

Mrs. Niehouse asked for, and was granted, unanimous consent to take up Senate Concurrent Resolution No. 56, at this time, without reference to file.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 56

Senate Concurrent Resolution No. 56—Relative to adjournment in respect to the memory of Willian E. Harper.

Resolution read, and adopted unanimously by a rising vote.

Resolution ordered transmitted to the Senate.

COMMUNICATIONS

By Speaker Collins:

The following communication was received, read, and ordered printed in the Journal:

SACRAMENTO, CALIFORNIA, June 12, 1947

Hon. Sam L. Collins, Speaker of the Assembly
State of California, State Capitol, Sacramento, California

DEAR SIR: I hereby resign as a Member of the Assembly of the State of California representing the Sixty-third Assembly District, to take effect as of 12 o'clock midnight on the twentieth day of June, 1947.

This resignation is delivered to you pursuant to Section 1750 of the Government Code.

Very truly yours,

DON A. ALLEN
Assemblyman Sixty-third District

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 2234—An act to prohibit the dispensing or vending of any tobacco products through coin-operated machines.

Bill read third time.

Motion to Amend

Mr. Doyle moved the adoption of the following amendment:

Amendment No. 1

On page 1 of the printed bill, as amended in the Assembly on June 7, 1947, after line 27, insert

"SEC. 6. Nothing in this act shall apply to any vending machine maintained and operated within that portion of any shop, store, office, or other business establishment to which the public is not admitted or within any bona fide club or other place not open to the public; provided, however, that any vending machine from which any tobacco product is dispensed to any minor shall be subject to all of the provisions of this act."

Amendment read, and adopted.

Bill ordered reprinted, and re-engrossed.

RESOLUTIONS

The following resolution was offered:

By Mr. Stewart:

House Resolution No. 233

Relative to the creation of a Fact-Finding Committee on State Housing and Building Laws

WHEREAS, Many bills have been presented to the Legislature which propose to alleviate the present critical shortage of housing; and

WHEREAS, Experts in every field of housing and construction disagree as to the immediate cause and solution of housing and construction bottlenecks; and

WHEREAS, Any substantial change in the State Housing Act, Building Codes or related state or local laws should be made only after extensive and detailed study; and

WHEREAS, There is inadequate information available to the Legislature upon which to act at the present time without seriously endangering life and property; now, therefore, be it

Resolved by the Assembly of the State of California, the Senate thereof concurring, As follows:

1. The Joint Fact-Finding Committee on Housing, Building and Construction Laws is hereby created and appointed and authorized and directed to ascertain, study and analyze all facts relating to the construction, reconstruction and maintenance of housing, buildings and other structures in this State, including but not limited to all facts relative to needed revision of any and all laws or local ordinances in any way bearing upon or related to the subject of this ordinance.

2. The committee shall consist of three Members of the Assembly appointed by the Speaker thereof and three Members of the Senate appointed by the Committee on Rules thereof. Vacancies occurring or existing in the membership of the committee shall be filled by the appointing power.

3. The committee is authorized to act during this session of the Legislature, including any recess, and after final adjournment until the commencement of the next regular session, with authority to file its final report not later than the thirtieth legislative day of the next regular session.

4. The committee and its members shall have and exercise all of the rights, duties and powers conferred upon investigating committees and their members by the provisions of the Joint Rules of the Senate and Assembly and of the Standing Rules of the Assembly as they are adopted and amended from time to time, which provisions are incorporated herein and made applicable to this committee and its members.

5. The committee has the following additional powers and duties:

(a) To select a chairman and a vice chairman from its membership.

(b) To contract with such other agencies, public or private, as it deems necessary for the rendition and affording of such services, facilities, studies and reports to the committee as will best assist it to carry out the purposes for which it is created

(c) To cooperate with and secure the cooperation of county, city, city and county, and other local law enforcement agencies in investigating any matter within the scope of this resolution and to direct the sheriff of any county to serve subpenas, orders and other process issued by the committee.

(d) To report its findings and recommendations to the Legislature and to the people from time to time and at any time, not later than herein provided

(e) To do any and all other things necessary or convenient to enable it fully and adequately to exercise its powers, perform its duties, and accomplish the objects and purposes of this resolution.

6. The sum of thirty-five thousand dollars ($35,000) or so much thereof as may be necessary is hereby made available from the Contingent Funds of the Assembly and of the Senate for the expenses of the committee and its members and for any charges, expenses or claims it may incur under this resolution, to be paid from the said contingent funds equally and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read, and referred to Committee on Rules.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1316—An act to repeal Chapter 13.5 of Division 3 of the Education Code and to add Chapter 13.5 to said code, relating to the equalization of state aid for the support of the public schools.

Bill read third time

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Carey, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Wollenberg and Mr. Speaker—66.

NOES—None

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Carey, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Wollenberg and Mr. Speaker—66.

NOES—None

Bill ordered transmitted to the Senate

Assembly Bill No. 2184—An act to amend Section 4 of the Industrial Loan Act, relating to loans, charges and the establishment of offices and places of business.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Carey, Clarke, Collier, George D Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Elliott, Field, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Price, Sheridan, Sherwin, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—66.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 212—An act making an appropriation to the Division of Beaches and Parks, Department of Natural Resources, for the acquisition of land as part of the State Park System.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T Davis, M Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—72.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1824—An act to amend Section 10202.7 of the Insurance Code, relating to group life insurance.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D Collins, Conrad, Cooke, Cramer, Crichton, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Dunn, Elliott, Erwin, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr Speaker—71.

NOES—None.

Bill ordered transmitted to the Senate.

MEMBERS EXCUSED

At 2.25 p.m., Mr. Dickey asked for, and was granted, unanimous consent that the members of the Committee on Rules be excused, at this time, for the purpose of holding a meeting.

UNANIMOUS CONSENT GRANTED THAT BILLS BE PASSED TEMPORARILY

By unanimous consent, it was agreed that all bills will be passed temporarily instead of on file during the period committees are meeting.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 405—An act making an appropriation in augmentation of the appropriation in Item 39 of the Budget Act of 1945, for support of the Department of Agriculture, to take effect immediately.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Collier, George D Collins, Conrad, Cooke, Cramer, Lester T Davis, Debs, Dickey, Clayton A Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thurman, Waters, Weber, and Wollenberg—68

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 431—An act making an appropriation in augmentation of the appropriation in Item 43 of the Budget Act of 1945, for additional support of the Poultry Improvement Commission, to take effect immediately.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Collier, George D. Collins, Conrad, Cooke, Cramer, Lester T. Davis, Debs, Dickey, Clayton A Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thurman, Waters, Weber, and Wollenberg—68.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 2221—An act making an appropriation to the Department of Education for the acquisition of real property for the San Francisco State College.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, George D Collins, Conrad, Cooke, Cramer, Lester T Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Field, Fletcher, Gaffney, Gannon, Geddes, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thurman, Waters, Weber, and Wollenberg—68.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 2598—An act making an appropriation for the support of the State Fire Marshal, to take effect immediately.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burns, Caldecott, Carey, George D. Collins, Conrad, Cooke, Cramer, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Field, Gaffney, Geddes, Grant, Grunsky, Hawkins, Hinton, James, Johnson, Kilpatrick, Kirkwood, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Rosenthal, Sheridan, Sherwin, Stanley, Stephenson, Stewart, Thomas, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—54.

NOES—Burke, Clarke, Lester T. Davis, Clayton A. Dills, Hahn, Heisinger, Hinckley, Loomis, Lowrey, Luckel, Silliman, and Thorp—12.

Bill ordered transmitted to the Senate.

Assembly Bill No. 2546—An act to amend Section 6 of, and to add Section 3.5 to "An act to provide a unified program of construction, improvement, and equipment for state agencies, creating a State Public Works Board, and making an appropriation to carry out the provisions of this act," approved March 13, 1946, relating to allocation of the appropriation for miscellaneous repairs and improvements.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Caldecott, Carey, Clarke, George D. Collins, Conrad, Cooke, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Stanley, Stephenson, Stewart, Thomas, Thorp, Thurman, Waters, and Mr. Speaker—65.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1028—An act to add Article 6 to Chapter 3 of Part 2 of Division 3 of Title 2 of the Government Code, relating to the establishment of a central record depository in the office of the Secretary of State, specifying the powers and duties of the Secretary of State and the Department of Finance in relation thereto, and making an appropriation therefor.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Dunn, Elliott, Erwin, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Stanley, Stephenson, Stewart, Thomas, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—64.

NOES—None.

Bill ordered transmitted to the Senate.

RESOLUTIONS

The following resolution was offered:

By Mr. Dolwig:

House Resolution No. 234

Relative to the promotion of the welfare of the youth of the State through the construction of youth welfare projects, including but not limited to the acquisition and construction of swimming pools, gymnasiums, playgrounds, playing fields,

assembly halls and other facilities for the promotion of youth welfare and the prevention of juvenile delinquency

WHEREAS, The Ways and Means Committee of the Assembly considering Assembly Bill No. 1448 providing for the appropriation of ten million dollars ($10,000,000) for the promotion of the welfare of the youth of the State through the construction of swimming pools, gymnasiums, playgrounds, playing fields, assembly halls and other facilities for the promotion of youth welfare and the prevention of juvenile delinquency by allocating to the several cities and counties of the State money from state funds for this purpose; and

WHEREAS, There has recently been created a Recreational Commission for the general promotion of recreation within the State and said commission will not be established until 90 days after the adjournment of the present Legislature; and

WHEREAS, The relative need of the several communities of the State for recreational area for assistance in preventing juvenile delinquency has not been determined, and therefore the total amount of such appropriation cannot be satisfactorily arrived at; and

WHEREAS, The Ways and Means Committee of the Assembly recommends that this matter be held over to the next session of the Legislature and in the interim an Assembly legislative committee study this entire question and make a report to the next session of the Legislature covering its findings and recommendations; therefore, be it

Resolved by the Assembly of the State of California, As follows:

1. That an interim committee shall be created to study the matter of the promotion of the welfare of the youth of the State through the construction of youth welfare projects, including but not limited to the acquisition and construction of swimming pools, gymnasiums, playgrounds, playing fields, assembly halls and other facilities for the promotion of youth welfare and the prevention of juvenile delinquency. This study shall cover the need for such welfare projects and their support and management. The committee shall be empowered to make full investigation in relation to this entire matter, including the interrelationship between the counties, cities and State and the relative functioning of the county, city and state agencies concerning the same.

2. The committee shall consist of three Members of the Assembly appointed by the Speaker thereof. The chairman shall be appointed by the Speaker. Vacancies occurring in the membership of the committee shall be filled by the appointing power.

3. The committee is authorized to act during this session of the Legislature, including any recess, and after final adjournment until the commencement of the 1949 Regular Session, with authority to file its final report not later than March 15, 1949.

4. The committee and its members shall have and exercise all of the rights, duties and powers conferred upon investigating committees and their members by the provisions of the Joint Rules of the Senate and Assembly and of the Standing Rules of the Assembly as they are adopted and amended from time to time, which provisions are incorporated herein and made applicable to this committee and its members.

5. The committee has the following additional powers and duties:

(a) To select a vice chairman from its membership.

(b) To contract with other legislative committees and with such other agencies, public or private, as it deems necessary for the rendition and affording of such services, facilities, studies and reports to the committee as will best assist it to carry out the purposes for which it is created.

(c) To cooperate with and secure the cooperation of county, city, city and county, and other local law enforcement agencies in investigating any matter within the scope of this resolution and to direct the sheriff of any county to serve subpenas, orders and other process issued by the committee.

(d) To report its findings and recommendations to the Legislature and to the people from time to time and at any time, not later than herein provided

(e) To do any and all other things necessary or convenient to enable it fully and adequately to exercise its powers, perform its duties, and accomplish the objects and purposes of this resolution.

6. The sum of five thousand dollars ($5,000) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Assembly for expenses of the committee and its members and for any charges, expenses or claims it may incur under this resolution, to be paid from the said Contingent Fund and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer

Resolution read, and referred to Committee on Rules.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 2039—An act to amend Sections 736 and 736a of the Political Code, relating to the salaries of Justices of the Supreme Court and of the district courts of appeal.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Berry, Blosser, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Elliott, Erwin, Gaffney, Gannon, Hahn, Hawkins, Johnson, Kirkwood, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Stanley, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—44.

NOES—George D Collins, Geddes, Heisinger, Hinckley, Hinton, Loomis, Lowrey, Luckel, and Stephenson—9.

Bill ordered transmitted to the Senate.

MEMBERS EXCUSED

At 2.50 p.m., Mr. Wollenberg asked for, and was granted, unanimous consent, that the members of the Committee on Ways and Means be excused, at this time, for the purpose of holding a meeting.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 2711—An act to amend Section 737pp of the Political Code, relating to the salaries of judges of the superior court.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Berry, Blosser, Boyd, Brown, Burke, Burns, Caldecott, Carey, Clarke, Conrad, Cooke, Crowley, Lester T. Davis, Debs, Clayton A. Dills, Dolwig, Dunn, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Huyck, Johnson, Kirkwood, Loomis, Lowrey, McCollister, Miller, Niehouse, O'Day, Price, Robertson, Sheridan, Sherwin, Stanley, Thomas, Thurman, Waters, Weber, and Mr. Speaker—43.

NOES—George D. Collins, Heisinger, Hinckley, Hinton, McMillan, and Stephenson—6.

Bill ordered transmitted to the Senate.

CONSIDERATION OF HOUSE RESOLUTION NO. 208

House Resolution No. 208

Relative to augmenting the funds of the Assembly Special Investigating Committee

Resolved by the Assembly of the State of California, That in addition to any money heretofore made available, the sum of seven thousand five hundred dollars ($7,500) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Assembly for the expenses of the Assembly Special Investigating Committee (created by House Resolution No. 144 and amended by House Resolutions Nos. 157 and 158, all of this 1947 Regular Session of the Legislature) and its members and for any charges, expenses, or claims it may incur under said resolution, as amended, to be paid from the Contingent Fund of the Assembly and disbursed after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasury

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Allen, Anderson, Beck, Berry, Boyd, Brown, Burke, Burns, Caldecott, Carey, Clarke, George D Collins, Conrad, Cooke, Crowley, Lester T. Davis, Debs, Clayton A. Dills, Dolwig, Dunn, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Huyck, Kirkwood, Loomis, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Stanley, Thomas, Thorp, Thurman, Waters, Weber, and Mr. Speaker—47.

NOES—None.

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1363—An act to amend Section 949 of the Fish and Game Code, relating to nets.

Bill read third time.

The roll was called, and the bill passed by the following vote.

AYES—Allen, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Clarke, George D. Collins, Lester T. Davis, Debs, Clayton A. Dills, Dolwig, Dunn, Gannon, Geddes, Grant, Hahn, Heisinger, Hinckley, Hinton, Kirkwood, Knight, Loomis, Luckel, McCollister, McMillan, Niehouse, O'Day, Price, Rosenthal, Sheridan, Stanley, Stephenson, Thorp, Waters, Weber, and Mr Speaker—41.

NOES—Anderson, Carey, Cooke, Crowley, Evans, Lowrey, Miller, and Thomas—8.

Bill ordered transmitted to the Senate.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, June 12, 1947

MR SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 2683

And reports the same correctly re-engrossed.

WEBER, Chairman

Above reported bill ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, June 12, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 823
Assembly Bill No. 1341
Assembly Bill No. 1361

And reports the same correctly re-engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, June 12, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 2497
Assembly Bill No. 2712

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 2092—An act to amend Section 575 of the Welfare and Institutions Code of the State of California, relating to the compensation of the referee of the juvenile court in counties of the second class.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Caldecott, Carey, Clarke, Conrad, Cooke, Crichton, Debs, Clayton A. Dills, Dolwig, Dunn, Evans, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Hinckley, Hinton, Huyck, Kirkwood, Knight, Loomis, Lowrey, Luckel, McCollister, McMillan, Miller, Niehouse, O'Day, Rosenthal, Sheridan, Sherwin, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Mr Speaker—52.

NOES—None.

Bill ordered transmitted to the Senate.

MESSAGES FROM THE GOVERNOR

STATE OF CALIFORNIA
GOVERNOR'S OFFICE, SACRAMENTO, June 12, 1947

To the Honorable Members of the Assembly
State of California, Sacramento, California

GREETINGS: I am returning herewith without my signature

Assembly Bill No. 646, entitled: "An act to amend Section 2165 of the Welfare and Institutions Code, relating to aid to the aged in respect to real property qualifications of applicants."

My objections are as follows:

This bill amends Section 2165 of the Welfare and Institutions Code, relative to eligibility for aged aid, to increase the amount of real property which a married couple may own from $3,000 to $3,500 net assessed valuation. It does not amend Section 2164 of the same code which provides for $3,000 net assessed valuation of real property for a single person. The bill draws a distinction between the amount of real property owned by a single person and by a married couple and because of this would work a serious inequity. It would create a real hardship in a case where an aged couple own real property assessed in excess of $3,000 upon the death of one or the other spouse. The result would be that the survivor would be deprived of further assistance as a result of the death of one spouse.

The present law providing for the same property qualifications for a single person and married couples avoids this difficulty and has worked satisfactorily. I believe that this uniformity should be maintained and, accordingly, am returning the bill without my signature.

Respectfully submitted.

EARL WARREN, Governor

Assembly Bill No. 646 ordered to unfinished business file.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 84—An act to amend Section 18540 of the Government Code, relating to veterans' preference in state civil service.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Caldecott, Carey, Clarke, George D. Collins, Conrad, Cooke, Crowley, Debs, Clayton A. Dills, Dolwig, Dunn, Elliott, Evans, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, Kirkwood, Knight, Loomis, Luckel, McCollister, McMillan, Miller, Niehouse, O'Day, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thorp, Waters, Weber, and Mr. Speaker—52.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 296—An act to amend Section 890 of the Military and Veterans Code, relating to veterans' dependents and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Anderson, Bennett, Berry, Blosser, Brady, Burke, Burns, Caldecott, Carey, Clarke, Conrad, Cooke, Cramer, Crichton, Crowley, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Dunn, Evans, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, Kirkwood, Knight, Loomis, Luckel, McCollister, McMillan, Miller, Niehouse, O'Day, Robertson, Rosenthal, Sheridan, Sherwin, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—54.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Bennett, Berry, Blosser, Brady, Burke, Burns, Caldecott, Carey, Clarke, Conrad, Cooke, Cramer, Crichton, Crowley, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Dunn, Evans, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, Kirkwood, Knight, Loomis, Luckel, McCollister, McMillan, Miller, Niehouse, O'Day, Robertson, Rosenthal, Sheridan, Sherwin, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—54.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 300—An act to amend Sections 800 and 980 of the Military and Veterans Code, relating to veterans' aid and welfare.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Bennett, Berry, Blosser, Brady, Burke, Burns, Caldecott, Carey, Clarke, Conrad, Cooke, Cramer, Crichton, Crowley, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Dunn, Evans, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, Kirkwood, Knight, Loomis, Luckel, McCollister, McMillan, Miller, Niehouse, O'Day, Robertson, Rosenthal, Sheridan, Sherwin, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—54.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1667—An act to add Section 11663 to the Insurance Code, pertaining to liability where there is multiple workmen's compensation insurance.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Bennett, Berry, Blosser, Brady, Burke, Burns, Caldecott, Carey, Clarke, Conrad, Cooke, Cramer, Crichton, Crowley, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Dunn, Evans, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, Kirkwood, Knight, Loomis, Luckel, McCollister, McMillan, Miller, Niehouse, O'Day, Robertson, Rosenthal, Sheridan, Sherwin, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—54.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 701—An act to add Sections 12041.1 and 12401.1 to the Education Code, relating to the Public School System.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Bennett, Berry, Blosser, Brady, Burke, Burns, Caldecott, Carey, Clarke, Conrad, Cooke, Cramer, Crichton, Crowley, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Dunn, Evans, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, Kirkwood, Knight, Loomis, Luckel, McCollister, McMillan, Miller, Niehouse, O'Day, Robertson, Rosenthal, Sheridan, Sherwin, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—54.

NOES—None

Bill ordered transmitted to the Senate.

Assembly Bill No. 1912—An act to amend Sections 1676 and 1677.5 of the Insurance Code, relating to insurance.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Bennett, Berry, Blosser, Brady, Burke, Burns, Caldecott, Carey, Clarke, Conrad, Cooke, Cramer, Crichton, Crowley, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Dunn, Evans, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, Kirkwood, Knight, Loomis, Luckel, McCollister, McMillan, Miller, Niehouse, O'Day, Robertson, Rosenthal, Sheridan, Sherwin, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—54.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1298—An act to amend Sections 737qq and 737d of the Political Code, relating to salary of superior court judges.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Bennett, Berry, Blosser, Brady, Burke, Burns, Caldecott, Carey, Clarke, Conrad, Cooke, Cramer, Crichton, Crowley, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Dunn, Evans, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, Kirkwood, Knight, Loomis, Luckel, McCollister, McMillan, Miller, Niehouse, O'Day, Robertson, Rosenthal, Sheridan, Sherwin, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—54.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 209—An act making an appropriation for payment of members of the post band at the Veterans' Home of California.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Bennett, Berry, Blosser, Brady, Burke, Burns, Caldecott, Carey, Clarke, Conrad, Cooke, Cramer, Crichton, Crowley, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Dunn, Evans, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, Kirkwood, Knight, Loomis, Luckel, McCollister, McMillan, Miller, Niehouse, O'Day, Robertson, Rosenthal, Sheridan, Sherwin, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—54.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 989—An act to provide for the control of brucellosis in dairy cattle, and making appropriations therefor.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Bennett, Berry, Blosser, Brady, Burke, Burns, Caldecott Carey, Clarke, Conrad, Cooke, Cramer, Crichton, Crowley, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Dunn, Evans, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, Kirkwood, Knight, Loomis, Luckel, McCollister, McMillan, Miller, Niehouse, O'Day, Robertson, Rosenthal, Sheridan, Sherwin, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—54.

NOES—None.

Bill ordered transmitted to the Senate.

Hon. William H. Rosenthal Presiding

At 3.30 p.m., Hon. William H. Rosenthal, Member of the Assembly from the Fortieth District, presiding.

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1020—An act making an appropriation for construction and improvements at San Diego State College.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Bennett, Berry, Blosser, Brady, Burke, Burns, Caldecott, Carey, Clarke, Conrad, Cooke, Cramer, Crichton, Crowley, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Dunn, Evans, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, Kirkwood, Knight, Loomis, Luckel, McCollister, McMillan, Miller, Niehouse, O'Day, Robertson, Rosenthal, Sheridan, Sherwin, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—54.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 181—An act making an appropriation for the establishment and support of an agricultural department at the Fresno State College.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Bennett, Berry, Blosser, Brady, Burke, Burns, Caldecott, Carey, Clarke, Conrad, Cooke, Cramer, Crichton, Crowley, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Dunn, Evans, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, Kirkwood, Knight, Loomis, Luckel, McCollister, McMillan, Miller, Niehouse, O'Day, Robertson, Rosenthal, Sheridan, Sherwin, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—54.

NOES—None.

Bill ordered transmitted to the Senate.

Speaker Presiding

At 3.33 p.m., Hon. Sam L. Collins, Speaker of the Assembly, presiding.

Assembly Bill No. 2083—An act making an appropriation for the acquisition of real property and construction of buildings for the San Francisco State College.

Bill read third time.

The roll was called.

Call of the Assembly

Pending the announcement of the vote, Mr. O'Day moved a call of the Assembly.

Motion carried. Time, 3.35 p.m.

The Speaker directed the Sergeant-at-Arms to close the doors, and to bring in the following absent members:

Allen, Bennett, Boyd, Butters, Clarke, Collier, Cramer, M. Philip Davis, Dickey, Ralph C. Dills, Dolwig, Doyle, Erwin, Field, Fletcher, Gaffney, Heisinger, Hollibaugh, James, Johnson, Kilpatrick, Lyons, McCollister, Stanley, Thomas, Thorp, Thurman, and Wollenberg—28.

PROCEEDINGS UNDER CALL OF THE ASSEMBLY BY UNANIMOUS CONSENT

BILLS WITHDRAWN FROM ACTIVE FILE, AND PLACED ON THE INACTIVE FILE

Assembly Bill No. 2626, on motion of Mr. Brady.

Assembly Bill No. 2408, on motion of Mr. McMillan.

Assembly Bill No. 1213, on motion of Mr. Price.

TEMPORARY SUSPENSION OF ASSEMBLY RULE NO. 85

Mr. Beck asked for, and was granted, unanimous consent that Assembly Rule No. 85 be temporarily suspended for the purpose of placing a call of the Assembly on any matter on file.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, June 12, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 245	Assembly Bill No. 731
Assembly Bill No. 246	Assembly Bill No. 788

And reports the same correctly engrossed

WEBER, Chairman

Above reported bills ordered to third reading.

FURTHER PROCEEDINGS UNDER CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 2083

At 3.55 p.m., on motion of Mr. O'Day, further proceedings under the call of the Assembly were dispensed with.

The names of the absentees were called, and Assembly Bill No. 2083 passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—76.

NOES—Evans, and Hinckley—2.

Bill ordered transmitted to the Senate.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 2715—An act to amend Section 80 of, and to add Section 80.5 to, the Agricultural Code, relating to agricultural districts, creating a new agricultural district and regulating the conduct of agricultural fairs therein.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Collier, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—69.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 2664—An act to authorize the Department of Finance to acquire surplus housing facilities for resale to farmers, making an appropriation therefor and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Allen, Anderson, Bennett, Berry, Blosser, Brady, Burke, Burns, Butters, Caldecott, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dunn, Elliott, Erwin, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hollibaugh, Johnson, Kilpatrick, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—62.

NOES—None.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Bennett, Berry, Blosser, Brady, Burke, Burns, Butters, Caldecott, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dunn, Elliott, Erwin, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hollibaugh, Johnson, Kilpatrick, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—62.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 497—An act making an appropriation to the Bureau of Vocational Rehabilitation in the State Department of Education for the administration of Chapter 524 of the Statutes of 1945, providing for the installation of vending stands in public buildings and the operation thereof by licensed blind persons, to take effect immediately.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Sheridan, Sherwin, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Weber, Wollenberg, and Mr Speaker—66.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 570—An act to amend Section 16073 of the Education Code, relating to smoking on junior college property.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Beck, Bennett, Berry, Blosser, Brady, Burns, Caldecott, Clarke, Collier, Conrad, Cramer, Crowley, M. Philip Davis, Debs, Clayton A. Dills, Ralph C. Dills, Dolwig, Erwin, Evans, Gaffney, Gannon, Grant, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Maloney, McMillan, Miller, Niehouse, Price, Rosenthal, Stanley, Stephenson, Stewart, Weber, Wollenberg, and Mr. Speaker—44.

NOES—Burke, Butters, Doyle, and Geddes—4.

Bill ordered transmitted to the Senate.

Assembly Bill No. 924—An act making an appropriation for the construction of additional buildings and the purchase of equipment at Chico State College.

Bill read third time.

Motion to Amend

Mr. Loomis moved the adoption of the following amendment:

Amendment No. 1

On page 1 of the printed bill, beginning in line 1, strike out "six hundred thousand dollars ($1,600,000)", and insert "one hundred ninety-four thousand seven hundred fifty dollars ($1,194,750)".

Amendment read, ~~and adopted.~~
~~Bill ordered reprinted, and re-engrossed.~~

On this day the above record was expunged, and the action rescinded, whereby the Assembly adopted the above amendment to Assembly Bill No. 924.

MOTION TO CONSIDER ALL BILLS REPORTED OUT OF COMMITTEE ON WAYS AND MEANS DEEMED READ SECOND TIME

Mr. Wollenberg moved that all bills reported out of the Committee on Ways and Means be considered read the second time, and committee amendments adopted.

Motion carried.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1233—An act making an appropriation in augmentation of the appropriation in Chapter 1197, Statutes of 1945, for support of the Department of Agriculture, to take effect immediately.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Cooke, Cramer, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dunn, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Huyck, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Maloney, McMillan, Miller, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thorp, Thurman, Weber, Wollenberg, and Mr. Speaker—61.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1492—An act to add Section 6.5 to "An act to provide unified program of construction, improvement, and equipment for state agencies, creating a State Public Works Board, and making an appropriation to carry out the provisions of this act," approved March 13, 1946, making an additional appropriation for allocation to the University of California to carry out the provisions of said act.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Cooke, Cramer, Crowley, Lester T. Davis, M. Philip Davis, Debs, Clayton A. Dills, Ralph C. Dills, Dolwig, Dunn, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Huyck, James, Johnson, Kilpatrick, Knight, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Stanley, Stephenson, Stewart, Thomas, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—62.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 407—An act to amend Section 16091 of the Education Code, relating to assistance to blind and making an appropriation.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Berry, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Clayton A. Dills, Dolwig, Dunn, Erwin, Evans, Gaffney, Grant, Grunsky, Hawkins, Hinckley, Hinton, Huyck, James, Johnson, Knight, Loomis, Lowrey, Luckel, McMillan, Niehouse, O'Day, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—56.

NOES—None.

Bill ordered transmitted to the Senate.

MOTION TO EXPUNGE RECORD AND RESCIND ACTION ON AMENDMENTS TO ASSEMBLY BILL NO. 924

Mr. Wollenberg moved that the record be expunged, and the action rescinded, whereby the Assembly on this day adopted an amendment to Assembly Bill No. 924.

Mr. Loomis seconded the motion.

Motion carried unanimously.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 924—An act making an appropriation for the construction of additional buildings and the purchase of equipment at Chico State College.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Clayton A. Dills, Dunn, Erwin, Evans, Gaffney, Grant, Grunsky, Hahn, Hinckley, Hinton, Huyck, James, Johnson, Knight, Loomis, Lowrey, Luckel, McCollister, McMillan, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—59.

NOES—None.

Bill ordered transmitted to the Senate.

REPORTS OF STANDING COMMITTEES

Committee on Ways and Means

ASSEMBLY CHAMBER, SACRAMENTO, June 12, 1947

MR. SPEAKER: Your Committee on Ways and Means, to which were referred:

Assembly Bill No. 1302
Assembly Bill No. 984
Assembly Bill No. 887

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

WOLLENBERG, Chairman

Above reported bill ordered to second reading.

SECOND READING OF ASSEMBLY BILLS (BY UNANIMOUS CONSENT)

Assembly Bill No. 1302—An act making an appropriation for construction and improvements at San Jose State College.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Ways and Means:

Amendment No. 1

On page 1, lines 4 and 5, of the printed bill, strike out ", after approval by the Director of Finance and Director of Education,".

Amendment No. 2

On page 1 of said bill, strike out lines 7 to 9, inclusive, and insert

"SEC. 2. Expenditures from the appropriation made herein shall be subject to the provisions of Sections 3, 12, and 13 of Chapter 145, Statutes of 1946 (First Extraordinary Session)".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 984—An act making an appropriation for the support of the California Aeronautics Commission.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Ways and Means:

Amendment No. 1

On page 1, line 3, of the printed bill, strike out "__dollars ($__)", and insert "one hundred eight thousand seven hundred fifty dollars ($108,750)".

Amendment No. 2

On page 1, line 5, of said bill, after "expended", insert "during the 1947-1948 Fiscal Year"

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 887—An act making an appropriation for the construction of additional buildings at Fresno State College.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Ways and Means:

Amendment No. 1

In lines 1 and 2 of the title of the printed bill, strike out "the construction of additional buildings", and insert "construction, improvements and equipment".

Amendment No. 2

On page 1, lines 4 and 5, of said bill, strike out "without regard to fiscal years for the construction of additional buildings", and insert "for construction, improvements and equipment".

Amendment No. 3

On page 1 of said bill, following line 5, insert

"SEC 2. Expenditures from the appropriation made herein shall be subject to the provisions of Sections 3, 12, and 13 of Chapter 145, Statutes of 1946 (First Extraordinary Session)".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

REPORTS OF STANDING COMMITTEES

Committee on Ways and Means

ASSEMBLY CHAMBER, SACRAMENTO, June 12, 1947

MR. SPEAKER: Your Committee on Ways and Means, to which were referred:

Assembly Bill No. 1946
Assembly Bill No. 2037
Assembly Bill No. 273

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

WOLLENBERG, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, June 12, 1947

MR. SPEAKER: Your Committee on Ways and Means, to which were referred:

Assembly Bill No. 2682
Assembly Bill No. 1434

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

WOLLENBERG, Chairman

Above reported bills ordered to second reading.

SECOND READING OF ASSEMBLY BILLS (BY UNANIMOUS CONSENT)

Assembly Bill No. 2682—An act making an additional appropriation for support of the Division of Forestry, for expenditure in cooperation with the Federal Government for studies at the San Dimas Experimental Forest.

Bill read second time, and ordered engrossed.

Assembly Bill No. 1434—An act making an appropriation to be expended pursuant to the Property Acquisition Act for the acquisition of additional real property for use of the San Jose State College and in furtherance of the postwar building program.

Bill read second time, and ordered engrossed.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 746—An act to amend Section 5093 of the Business and Professions Code, relating to certified public accountants.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Clayton A. Dills, Ralph C. Dills, Dolwig, Dunn, Elliott, Erwin, Evans, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Knight, Loomis, Lowrey, Luckel, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—67.

NOES—None.

Bill ordered transmitted to the Senate.

RE-REFERENCE OF BILLS

By order of the Speaker, the following bills were withdrawn from the file, and re-referred as follows:

Assembly Bill No. 33 re-referred to Committee on Finance and Insurance.

ANNOUNCEMENT OF COMMITTEE MEETINGS

It was announced that the following committee will hold a meeting:

At 7.20 p.m., tonight—

Finance and Insurance.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 2397—An act to amend Sections 4011, 4014, 4016, 4023, 4032, 4033, 4034, and 4035 of, to add Sections 4011.5 and 4011.6 to, and to repeal Sections 4017, 4036, and 4038 of the Health and Safety Code, relating to water and water supply systems.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Debs, Clayton A. Dills, Ralph C. Dills, Dunn, Evans, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Knight, Loomis, Lowrey, Luckel, McMillan, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—61.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1147—An act making an appropriation to the Regents of the University of California to construct a horticulture building and low temperature laboratory at the campus of the College of Agriculture of the University of California at Davis, California.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Dunn, Evans, Gaffney, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, James, Johnson, Loomis, Lowrey, Luckel, McCollister, McMillan, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—59.

NOES—None.

Bill ordered transmitted to the Senate.

RE-REFERENCE OF BILLS

By order of the Speaker, the following bill was re-referred as follows:

Assembly Bill No. 1087 re-referred to Committee on Public Utilities.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, June 12, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 822	Assembly Bill No. 1833
Assembly Bill No. 1087	Assembly Bill No. 2116

And reports the same correctly re-engrossed

WEBER, Chairman

Above reported bills ordered to third reading.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1044—An act to add Article 1.5, comprising Sections 6520 to 6526, inclusive, to Chapter 1 of Part 4 of Division 6 of the Welfare and Institutions Code, relating to a Committee on Alcoholic Rehabilitation to be appointed by the Director of Mental Hygiene, prescribing its powers and duties, and making an appropriation.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Clayton A. Dills, Dunn, Evans, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kilpatrick, Loomis, Lowrey, Luckel, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—63.

NOES—None.

Bill ordered transmitted to the Senate.

REQUESTS FOR PERMISSION TO INTRODUCE BILLS

The following request for permission to introduce a bill was presented:

By Mr. Lester T. Davis:

ASSEMBLY CHAMBER, SACRAMENTO, June 12, 1947

MR. SPEAKER: In accordance with the provisions of Article IV, Section 2, of the Constitution, I request permission to introduce a bill, the title of which is as follows:

An act to add Section 862.11a to "An act to provide for the organization, incorporation, and government of municipal corporations," approved March 13, 1883, relating to taxes of cities, declaring the urgency hereof, to take effect immediately.

Respectfully submitted.

LESTER T. DAVIS

Request referred to Committee on Legislative Procedure.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, June 12, 1947

MR. SPEAKER: Your Committee on Legislative Procedure, to which was referred the following bill, herewith returns the same with the recommendation that the author be permitted to introduce it:

By Mr. Lester T. Davis:

An act to add Section 862.11a to "An act to provide for the organization, incorporation, and government of municipal corporations," approved March 13, 1883, relating to taxes of cities, declaring the urgency hereof, to take effect immediately.

WEBER, Chairman

The roll was called, and permission granted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burns, Butters, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Evans, Fletcher, Gaffney, Geddes, Grant, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kilpatrick, Loomis, Lowrey, Luckel, McCollister, McMillan, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stephenson, Thomas, Thompson, Thorp, Waters, Weber, and Mr. Speaker—61.

NOES—None

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

The following bill was introduced, and read the first time:

Assembly Bill No. 2721: By Mr. Lester T. Davis—An act to add Section 862.11a to "An act to provide for the organization, incorporation, and government of municipal corporations," approved March 13, 1883, relating to taxes of cities, declaring the urgency hereof, to take effect immediately.

Ordered printed, and held at desk without reference to committee.

Motion for Rush Order on Printing of Assembly Bill No. 2721

Mr. Lester T. Davis moved that a rush order be placed on the printing of Assembly Bill No. 2721.

Motion carried.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 715—An act to add Section 7102.5 to the Welfare and Institutions Code, relating to state inebriate colonies, making an appropriation for the establishment of such colonies, and authorizing the Department of Mental Hygiene to require work of the inmates thereof.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Dunn, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Hahn, Hawkins, Heisinger, Huckley, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, McCollister, McMillan, Miller, Niehouse, Rosenthal, Sheridan, Sherwin, Silliman, Stephenson, Thomas, Thompson, Thorp, Weber, Wollenberg, and Mr. Speaker—61.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 2704—An act to amend Section 737gg of the Political Code, relating to salaries of superior court judges.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Dunn, Evans, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, McCollister, Miller, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—56.

NOES—Heisinger—1.

Bill ordered transmitted to the Senate.

THIRD READING OF SENATE BILLS (BY UNANIMOUS CONSENT)

Senate Bill No. 597—An act to amend Section 5 of an act entitled "An act authorizing the incurring of indebtedness by cities, towns, and municipal corporations for municipal improvements, and regulating the acquisition, construction, or completion thereof," which became a law

under constitutional provision without the Governor's approval, on February 25, 1901, relating to the issuance of municipal improvement bonds, providing for the payment thereof, declaring the urgency of this act, and providing that this act shall take effect immediately.

Bill read third time.

Motion to Amend

Mr. Wollenberg moved the adoption of the following amendments:

Amendment No. 1

On page 2, line 37, of the printed bill, strike out "after", and insert "beginning with".

Amendment No. 2

On page 2, line 39, of the printed bill, strike out "after", and insert "beginning with".

Amendment No. 3

On page 3, line 35, of the printed bill, after the period following "municipalities", insert "Changing minimum annual maturities as set forth herein will accomplish that result."

Amendments read, and adopted.

Bill ordered reprinted, and to third reading.

RESOLUTIONS

The following resolutions were offered:

By Mr. Dickey:

House Resolution No. 235

Relative to consideration on June 13, 1947, of bills originating in the Assembly

Resolved by the Assembly of the State of California, Upon the recommendation of the Speaker, the Assembly, three-fourths of the members elected thereto voting in favor hereof, hereby grants permission to consider and vote at any time during June 13, 1947, on any bill originating in the Assembly, and be it further

Resolved, That nothing in this resolution shall be deemed to modify any provision of the Standing Rules of the Assembly or the Joint Rules of the Senate and Assembly

Resolution read, and ordered held at desk without reference to committee.

By Messrs. Dunn, Ralph C. Dills, Geddes, and Caldecott:

House Resolution No. 236

Relative to creating an Assembly Interim Committee to Study and Investigate the Problems of Public Education

WHEREAS, The people of California have demonstrated their interest in education by establishing and supporting an excellent System of Public Schools; and

WHEREAS, It is in the best interest of public welfare that representatives of the people study and investigate from time to time the manner in which the Public School System is being conducted and the effectiveness with which its obligations are being discharged; and

WHEREAS, Such study and investigation can best and most expeditiously be conducted through a Legislative Committee charged with the duty of considering every phase of the subject of public education, including the organization and administration of the Public School System, the financing thereof and possible economies therein, the effectiveness of the curricula and of the methods of teaching, the adequacy of textbooks in use, the manner of their selection and purchase, and the advisability of providing vocational guidance to students prior to their entering secondary schools; now, therefore, be it

Resolved by the Assembly of the State of California, As follows:

1 The Assembly Interim Committee on Public Education is hereby created and authorized and directed to ascertain, study and analyze all facts relating to or bearing upon the subject of this resolution, including but not limited to the operation, effect, administration, enforcement and needed revision of any and all laws in any way bearing upon or relating to the subject of this resolution; and to report thereon to the Assembly, including in the reports its recommendations for appropriate legislation.

2 The committee shall consist of seven Members of the Assembly appointed by the Speaker thereof The chairman shall be appointed by the Speaker. Vacancies occurring on existing in the membership of the committee shall be filled by the appointing power

3 The committee is authorized to act during this session of the Legislature, including any recess, and after final adjournment until the commencement of the 1949 Regular Session, with authority to file its final report not later than the fifteenth legislative day of that session.

4. The committee and its members shall have and exercise all of the rights, duties and powers conferred upon investigating committees and their members by the provisions of the Joint Rules of the Senate and Assembly and of the Standing Rules of the Assembly as they are adopted and amended from time to time, which provisions are incorporated herein and made applicable to this committee and its members.

5 The committee has the following additional powers and duties:

(a) To select a vice chairman from its membership.

(b) To contract with such other agencies, public or private, as it deems necessary for the rendition and affording of such services, facilities, studies and reports to the committee as will best assist it to carry out the purposes for which it is created.

(c) To cooperate with and secure the cooperation of county, city, city and county, and other local law enforcement agencies in investigating any matter within the scope of this resolution and to direct the sheriff of any county to serve subpenas, orders and other process issued by the committee.

(d) To report its findings and recommendations to the Legislature and to the people from time to time and at any time, not later than herein provided.

(e) To do any and all other things necessary or convenient to enable it fully and adequately to exercise its powers, perform its duties, and accomplish the objects and purposes of this resolution.

(f) To meet at the State Capitol or at any place within the State or within the United States.

6. The sum of fifteen thousand dollars ($15 000) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Assembly for the expenses of the committee and its members and for any charges, expenses or claims it may incur under this resolution, to be paid from the said contingent fund and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read, and referred to Committee on Rules.

REPORTS OF STANDING COMMITTEES

Committee on Judiciary

ASSEMBLY CHAMBER, SACRAMENTO, June 11, 1947

MR. SPEAKER: Your Committee on Judiciary, to which were referred:

Assembly Bill No. 2551
Assembly Bill No. 2553

Has had the same under consideration, and respectfully reports the same back without recommendation.

BROWN, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, June 11, 1947

MR. SPEAKER: Your Committee on Judiciary, to which were referred:

Assembly Bill No. 2129
Assembly Bill No. 2550

Has had the same under consideration, and respectfully reports the same back without recommendation.

BROWN, Chairman

Above reported bills ordered to second reading.

SECOND READING OF ASSEMBLY BILLS (BY UNANIMOUS CONSENT)

Assembly Bill No. 2129—An act to amend Sections 595, 596, 598, and 600 of the Civil Code, and Sections 9300, 9301, 9303, 9304, and 9602 of the Corporation Code, relating to nonprofit corporations.

Bill read second time, and ordered engrossed.

Assembly Bill No. 2550—An act to amend Sections 12 and 14 of an act entitled "An act prescribing terms and conditions upon which corporations may transact business in this State, and providing penalties and forfeitures for noncompliance" and to amend Sections 3669ee and 3669d of the Political Code, relating to the reinstatement of corporations.

Bill read second time, and ordered engrossed.

REPORTS OF STANDING COMMITTEES

Committee on Municipal and County Government

ASSEMBLY CHAMBER, SACRAMENTO, June 12, 1947

MR. SPEAKER: Your Committee on Municipal and County Government, to which was referred:

Senate Bill No. 52

Has had the same under consideration, and reports the same back with the recommendation: Do pass

THURMAN, Chairman

Above reported bill ordered to second reading.

SECOND READING OF SENATE BILLS (BY UNANIMOUS CONSENT)

Senate Bill No. 52—An act to amend Section 28150 of the Government Code, relating to compensation for public services in counties of the fiftieth class.

Bill read second time, and ordered to third reading.

REPORTS OF STANDING COMMITTEES

Committee on Municipal and County Government

ASSEMBLY CHAMBER, SACRAMENTO, June 12, 1947

MR. SPEAKER: Your Committee on Municipal and County Government, to which was referred:

Assembly Bill No. 2719

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

THURMAN, Chairman

Above reported bill ordered to second reading.

SECOND READING OF ASSEMBLY BILLS (BY UNANIMOUS CONSENT)

Assembly Bill No. 2719—An act to amend Section 5438 of the Public Resources Code, relating to county recreation districts.

Bill read second time, and ordered engrossed.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1464—An act to amend Section 19433 of the Business and Professions Code, relating to the salary of the secretary of the California Horse Racing Board, and making an appropriation.

Bill read third time.

The roll was called.

Call of the Assembly

Pending the announcement of the vote, Mr. Allen moved a call of the Assembly.

The roll was called, and the motion carried by the following vote:

AYES—Allen, Anderson, Beck, Berry, Boyd, Brown, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D Collins, Conrad, Lester T Davis, M Philip Davis, Debs, Dickey, Ralph C Dills, Doyle, Dunn, Erwin, Field, Gaffney, Grant, Hawkins, Hinton, Hollibaugh, Huyck, Johnson, Luckel, Lyons, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Stephenson, Thomas, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—46.

NOES—Burke, Cooke, Cramer, Geddes, Heisinger, James, Knight, Loomis, and Stewart—9.

Time, 5.14 p.m.

The Speaker directed the Sergeant-at-Arms to close the doors, and to bring in the following absent members:

Bennett, Boyd, Brady, Crowley, Dolwig, Elliott, Evans, Hawkins, Hollibaugh, Kirkwood, O'Day, Rosenthal, Sillman, Stanley, and Thompson—15

PROCEEDINGS UNDER CALL OF THE ASSEMBLY BY UNANIMOUS CONSENT

TEMPORARY SUSPENSION OF ASSEMBLY RULE NO. 85

Mr. Wollenberg asked for, and was granted, unanimous consent that Assembly Rule No. 85 be temporarily suspended for the purpose of placing a call of the Assembly on any matter on file.

FURTHER PROCEEDINGS UNDER CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 1464

At 5.15 p.m., on motion of Mr. Allen, further proceedings under the call of the Assembly were dispensed with.

The names of the absentees were called, ~~and Assembly Bill No. 1464 refused passage by the following vote:~~

PRINTER'S NOTE—There being no 7-point strikeout type available, the following roll call, which should appear in strikeout type, is indicated by being inclosed within brackets:

[AYES—Allen, Anderson, Berry, Burns, Clarke, Collier, Conrad, M. Philip Davis, Debs, Doyle, Erwin, Fletcher, Gaffney, Grant, Huyck, Kilpatrick, Lyons, Maloney, McMillan, Price, Robertson, Stephenson, Thomas, Thorp, Waters, Weber, and Mr. Speaker—27.

NOES—Beck, Blosser, Burke, Butters, Caldecott, Carey, George D. Collins, Cooke, Cramer, Crichton, Lester T. Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dunn, Field, Gannon, Geddes, Grunsky, Hahn, Heisinger, Hinckley, Hinton, James, Johnson, Knight, Loomis, Lowrey, Luckel, Miller, Niehouse, Sheridan, Sherwin, Stewart, Thurman, and Wollenberg—36]

Motion to Expunge Record and Rescind Action on Assembly Bill No. 1464

Mr. Allen moved to expunge the record and rescind the action whereby Assembly Bill No. 1464 was refused passage.

Motion carried.

Assembly Bill No. 1464 ordered to third reading.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1015—An act to amend Section 59.5 of, and to add Section 59.5a to, the Alcoholic Beverage Control Act, relating to hours of sale of alcoholic beverages.

Bill read third time.

Motion to Amend

Mr. Dunn moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 15, of the printed bill, as amended in the Assembly on April 7, 1947, strike out "10", and insert "8".

Amendment No. 2

On page 1 of said bill, after line 16, insert
"This section does not prohibit the sale of beer on Sunday."

Consideration of Further Amendment to Assembly Bill No. 1015
(By Unanimous Consent)
Motion to Amend

Mr. Hahn moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 5, of the printed bill, as amended in the Assembly on April 7, 1947, strike out "2 o'clock a.m.", and insert "12 midnight".

Amendments read, and adopted.
Bill ordered reprinted, and re-engrossed.

MOTION TO DELETE ASSEMBLY BILL NO. 2274 FROM COMMITTEE REPORT

Mr. Wollenberg moved that Assembly Bill No. 2274 be deleted from the report of the Committee on Ways and Means.

Motion carried.

RECESS

At 5.17 p.m., on motion of Mr. McMillan, the Assembly recessed until 7.30 p.m.

REASSEMBLED

At 7.30 p.m., the Assembly reconvened.
Hon. Sam L. Collins, Speaker of the Assembly, presiding.
Chief Clerk Arthur A. Ohnimus at the desk.

RECESS

At 7.30 p.m., on motion of Mr. Hinckley, the Assembly recessed until 7.45 p.m.

REASSEMBLED

At 7.45 p.m., the Assembly reconvened.
Hon. Sam L. Collins, Speaker of the Assembly, presiding.
Chief Clerk Arthur A. Ohnimus at the desk.

MEMBERS EXCUSED

At 8 p.m., Mr. Geddes asked for, and was granted, unanimous consent that the members of the Committee on Finance and Insurance be excused, at this time, for the purpose of holding a meeting in the post office.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1249—An act to add Section 459.5 to the Revenue and Taxation Code, relating to the furnishing of information for tax and assessment purposes.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Bennett, Boyd, Brown, Burns, Caldecott, Clarke, Conrad, Cooke, Crichton, Lester T. Davis, M. Philip Davis, Dickey, Ralph C. Dills, Dunn, Erwin, Fletcher, Gaffney, Gannon, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, James, Kilpatrick, Loomis, Luckel, Maloney, Sherwin, Silliman, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—42.
NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1252—An act to add Section 162 to the Revenue and Taxation Code, relating to the recording of written instruments pertaining to the assessment, sale, and deeding of property for tax and assessment purposes.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Bennett, Boyd, Brown, Burns, Caldecott, Clarke, Conrad, Cooke, Crichton, Lester T. Davis, M. Philip Davis, Dickey, Ralph C. Dills, Dunn, Erwin, Fletcher, Gaffney, Gannon, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, James, Kilpatrick, Loomis, Luckel, Maloney, Sherwin, Silliman, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—42.
NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1255—An act to add Section 163 to the Revenue and Taxation Code, relating to actions and proceedings relative to the title of property and the validity of instruments affecting the title to property.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Berry, Brown, Burns, Caldecott, Clarke, Conrad, Cooke, Crichton, Lester T. Davis, M. Philip Davis, Dunn, Fletcher, Gaffney, Gannon, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, James, Kilpatrick, Loomis, Luckel, Lyons, Maloney, McMillan, Price, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—43.
NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1694—An act to amend Section 12152 of the Government Code, relating to the Secretary of State.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brown, Burke, Burns, Butters, Caldecott, Clarke, Conrad, Cooke, Crichton, Lester T. Davis, M. Philip Davis, Dickey, Ralph C. Dills, Doyle, Dunn, Erwin, Fletcher, Gaffney, Gannon, Geddes, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Loomis, Luckel, Lyons, Maloney, McMillan, Price, Sherwin, Stanley, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—51.
NOES—Silliman—1.

Bill ordered transmitted to the Senate.

REPORTS OF STANDING COMMITTEES

Committee on Public Morals

ASSEMBLY CHAMBER, SACRAMENTO, June 12, 1947

MR. SPEAKER: Your Committee on Public Morals, to which was referred:

Assembly Bill No. 1716

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

THOMPSON, Chairman

Above reported bill ordered to second reading.

SECOND READING OF ASSEMBLY BILLS (BY UNANIMOUS CONSENT)

Assembly Bill No. 1716—An act to amend Section 6 of the Alcoholic Beverage Control Act, relating to privileges granted by alcoholic beverage licenses.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Ways and Means:

Amendment No. 1

In the title of the printed bill, strike out the whole thereof, and insert

"An act to add Section 53.7 to the Alcoholic Beverage Control Act, relating to the age of wine sold or exported by wine growers and wholesalers."

Amendment No. 2

Strike out all of said bill from line 1, page 1, thereof, to and including line 21, page 8, thereof, and insert

"SECTION 1. Section 53.7 is added to the Alcoholic Beverage Control Act to read:

Sec. 53.7. No wine grower or beer and wine wholesale licensee shall sell or export any wine, blended or unblended, unless such wine so sold or exported was produced in, at least, a calendar year prior to the date of sale, export or delivery thereof."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

NOTICE OF MOTION TO WITHDRAW ASSEMBLY CONCURRENT RESOLUTION NO. 9 FROM COMMITTEE

Mr. Beck gave notice that on the second legislative day he would move to withdraw Assembly Concurrent Resolution No. 9 from the Committee on Rules, and have it placed upon the file.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1464—An act to amend Section 19433 of the Business and Professions Code, relating to the salary of the secretary of the California Horse Racing Board, and making an appropriation.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Conrad, Cooke, Crichton, Lester T. Davis, M. Philip Davis, Dickey, Doyle, Erwin, Fletcher, Gaffney, Gannon, Geddes, Grunsky, Hahn, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Loomis, Lyons, Maloney, O'Day, Price, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—51.

NOES—Dunn, Heisinger, and Hinckley—3.

Bill ordered transmitted to the Senate.

MEMBERS EXCUSED

At 8.16 p.m., Mr. Lyons asked for, and was granted, unanimous consent that the members of the Committee on Industrial Relations be excused, at this time, for the purpose of holding a meeting.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1994—An act to amend Section 105 of the Code of Civil Procedure, relating to calling of substitute justice or judge.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Cooke, Crichton, Lester T. Davis, M. Philip Davis, Dickey, Doyle, Dunn, Elliott, Erwin, Fletcher, Gaffney, Gannon, Geddes, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, James, Johnson, Kilpatrick, Loomis, Luckel, Maloney, McMillan, Niehouse, Price, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—55.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 2247—An act to amend Section 1242 of the Civil Code, relating to conveyance or encumbrance of homestead property.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Cooke, Crichton, Lester T. Davis, M. Philip Davis, Dickey, Doyle, Dunn, Elliott, Erwin, Fletcher, Gaffney, Gannon, Geddes, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, James, Johnson, Kilpatrick, Loomis, Luckel, Maloney, McMillan, Niehouse, Price, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—55.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 2714—An act to amend Section 517 of the Code of Civil Procedure, relating to claim and delivery of personal property and the steps to be followed in obtaining possession of such property in a building or inclosure.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Beck, Blosser, Brady, Brown, Burke, Burns, Caldecott, Carey, Clarke, Conrad, Cooke, Crichton, Lester T. Davis, Dickey, Dolwig, Dunn, Erwin, Fletcher, Gaffney, Geddes, Grunsky, Hahn, Heisinger, Hinton, Huyck, James, Johnson, Loomis, Luckel, Maloney, McCollister, McMillan, Niehouse, O'Day, Price, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Waters, Weber, and Mr Speaker—47.

NOES—Bennett—1.

Bill ordered transmitted to the Senate.

Assembly Bill No. 178—An act making an appropriation for the acquisition of land in Monterey County as part of the State Park System.

Bill read third time.

The roll was called.

Call of the Assembly

Pending the announcement of the vote, Mr. Silliman moved a call of the Assembly.

Motion carried. Time, 8.29 p.m.

The Speaker directed the Sergeant-at-Arms to close the doors, and to bring in the following absent members:

Anderson, Berry, Boyd, Butters, Collier, George D. Collins, Conrad, Cramer, Crowley, Debs, Clayton A. Dills, Elliott, Evans, Field, Grant, Hawkins, Hinckley, Hollibaugh, Kirkwood, Knight, Lowrey, Lyons, Miller, Robertson, Rosenthal, Sheridan, Stanley, Stewart, and Wollenberg—25.

PROCEEDINGS UNDER CALL OF THE ASSEMBLY BY UNANIMOUS CONSENT

TEMPORARY SUSPENSION OF ASSEMBLY RULE NO. 85

Mr. Caldecott asked for, and was granted, unanimous consent that Assembly Rule No. 85 be temporarily suspended for the purpose of placing a call of the Assembly on any matter on file.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, June 12, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1213
Assembly Bill No. 1585
Assembly Bill No. 1866
Assembly Bill No. 2701

And reports the same correctly re-engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, June 12, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 36

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bill ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, June 12, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 717
Assembly Bill No. 941
Assembly Bill No. 2234
Assembly Bill No. 2291

And reports the same correctly re-engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

RE-REFERENCE OF BILLS

By order of the Speaker, the following bills were withdrawn from the file, and re-referred as follows:

Assembly Bill No. 2701 re-referred to Committee on Public Health.

Assembly Bill No. 292 re-referred to Committee on Ways and Means.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, June 12, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 292
Assembly Bill No. 1037
Assembly Bill No. 1038
Assembly Bill No. 1222
Assembly Bill No 1829
Assembly Bill No. 1888
Assembly Bill No. 1938
Assembly Bill No. 1939
Assembly Bill No. 2118
Assembly Bill No 2519
Assembly Bill No. 2678
Assembly Constitutional Amendment No. 19

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

Above reported resolution ordered on file for adoption.

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, June 12, 1947

MR. SPEAKER: Your Committee on Rules, to which were referred:

Assembly Concurrent Resolution No. 84
Assembly Concurrent Resolution No. 82
Assembly Concurrent Resolution No. 86

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and be adopted, as amended.

DICKEY, Chairman

Above reported resolutions ordered on file..

SECOND READING OF ASSEMBLY BILLS (BY UNANIMOUS CONSENT)

Assembly Concurrent Resolution No. 84—Relative to the creation of the Joint Interim Committee on Aviation.

Resolution read.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Rules:

Amendment No. 1

On page 1, line 26, of the printed measure, strike out "three", and insert "five".

Amendment No. 2

On page 1, line 27, of said bill, strike out "three", and insert "five".

Amendment No. 3

On page 2, line 35, of said bill, strike out "ten thousand dollars ($10,000)", and insert "fifteen thousand dollars ($15,000)".

Amendments read, and adopted.

Resolution ordered reprinted, and engrossed.

Assembly Concurrent Resolution No. 82—Relative to the creation of the Joint Fact-Finding Committee on a Third Major North-South Highway.

Resolution read.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Rules:

Amendment No. 1

On page 4, in line 43 of Paragraph 6, of the printed measure, strike out "forty thousand dollars ($40,000)", and insert "twenty-five thousand dollars ($25,000)".

Amendment read, and adopted.

Resolution ordered reprinted, and engrossed.

Assembly Concurrent Resolution No. 86—Relative to amending Rules Nos. 36 and 37 of the Joint Rules of the Legislature, relating to committees.

Resolution read.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Rules:

Amendment No. 1

On page 2, line 37, of the printed measure, strike out "five and one-half cents ($0.05½)", and insert "seven cents ($0.07)".

Amendment No. 2

On page 2, line 42, of said bill, strike out "fifteen dollars ($15)", and insert "twenty dollars ($20)".

Amendment No. 3

On page 4, line 14, of said bill, strike out "fifteen dollars ($15)", and insert "twenty dollars ($20)".

Amendment No. 4

On page 4, line 15, of said bill, strike out "five and one-half cents ($0.05½)", and insert "seven cents ($0.07)".

Amendments read, and adopted.

Resolution ordered reprinted, and engrossed.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1764—An act to amend Section 685 of the Code of Civil Procedure, relating to execution of judgments.

Bill read third time.

Demand for Previous Question

Messrs. Doyle, Grunsky, Thurman, Hinton, and Waters demanded the previous question.

Demand for previous question sustained.

The question being on the passage of Assembly Bill No. 1764.

The roll was called.

Call of the Assembly

Pending the announcement of the vote, Mr. McMillan moved a call of the Assembly.

Motion carried. Time, 8.54 p.m.

The Speaker directed the Sergeant-at-Arms to close the doors, and to bring in the following absent members:

Berry, Boyd, Burns, Collier, George D. Collins, Conrad, Cramer, Debs, Dickey, Elliott, Evans, Field, Fletcher, Gaffney, Grant, Hinckley, Hollibaugh, Kilpatrick, Lowrey, Lyons, Maloney, McCollister, Miller, O'Day, Price, Robertson, Sheridan, Silliman, and Thompson—29.

PROCEEDINGS UNDER CALL OF THE ASSEMBLY BY UNANIMOUS CONSENT
TEMPORARY SUSPENSION OF ASSEMBLY RULE NO. 85

Mr. Ralph C. Dills asked for, and was granted, unanimous consent that Assembly Rule No. 85 be temporarily suspended for the purpose of placing a call of the Assembly on any matter on file.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolution was offered:

Assembly Joint Resolution No. 53: By Mr. Heisinger—Relative to memorializing the President and the Congress of the United States in relation to the 160 acre limitation in the Federal Reclamation Law.

Referred to Committee on Rules.

Motion to Place Rush Order on Printing of Assembly Joint Resolution No. 53

Mr. Heisinger moved that a rush order be placed upon the printing of Assembly Joint Resolution No. 53.

Motion carried.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolution was offered:

Assembly Concurrent Resolution No. 88: By Mr. Knight—Relative to amending and supplementing Joint Rule No. 37, relative to the Legislative Budget Committee.

Referred to Committee on Rules.

Motion to Place Rush Order on Printing of Assembly Concurrent Resolution No. 88

Mr. Knight moved that a rush order be placed upon the printing of Assembly Concurrent Resolution No. 88.

Motion carried.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 2511—An act to provide for planning and conservation, creating a State Conservation and Planning Board, prescribing its powers and duties, and providing for planning, conservation, and utilization of the resources of the State, and making an appropriation.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Beck, Bennett, Blosser, Brady, Brown, Burke, Burns, Caldecott, Carey, Clarke, Cooke, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Luckel, McMillan, Niehouse, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—57

NOES—Butters and Gannon—2.

Bill ordered transmitted to the Senate.

Assembly Bill No. 2717—An act to add Section 73e to the Code of Civil Procedure, relating to holding sessions of the superior court in places other than the county seat.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Conrad, Cooke, Crichton, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Evans, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Luckel, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Sillman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—60

NOES—None.

Bill ordered transmitted to the Senate.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, June 12, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 887
Assembly Bill No. 984
Assembly Bill No. 1302

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1833—An act to amend Section 3209.3 of the Labor Code, relating to medical services in workmen's compensation and disability insurance cases.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Conrad, Cooke, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Fletcher, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, McCollister, McMillan, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sillman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—65

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 2662—An act to amend Section 862.11 of an act entitled "An act to provide for the organization, incorporation and government of municipal corporations," approved March 13, 1883, relating to taxation by sixth class cities.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Brady, Brown, Burke, Butters, Caldecott, Carey, Clarke, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Fletcher, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Huyck, Johnson, Kilpatrick, Knight, Loomis, Lowrey, Luckel, McMillan, Niehouse, Price, Rosenthal, Sheridan, Sherwin, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—58.

NOES—None.

Notice of Motion to Reconsider Assembly Bill No. 2662

Mr. Evans gave notice that on the next legislative day he would move to reconsider the vote whereby Assembly Bill No. 2662 was this day passed.

Point of Order

Mr. Beck arose to the following point of order: That the motion by Mr. Evans is out of order because today is the last day on which motions to reconsider may be recognized.

Ruling by Speaker

Speaker Collins ruled the point of order well taken.

Assembly Bill No. 2662 ordered transmitted to the Senate.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, June 12, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1434
Assembly Bill No. 2682
Assembly Bill No 2719

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

RE-REFERENCE OF BILLS

By order of the Speaker, the following bill was withdrawn from the file, and re-referred as follows:

Assembly Bill No. 941 re-referred to Committee on Ways and Means.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 839—An act to amend Section 6509 of the Business and Professions Code, relating to barbering.

Bill read third time.

Motion That Assembly Bill No. 839 Be Re-referred to the Committee on Public Health

Mr. Evans moved that Assembly Bill No. 839 be re-referred to the Committee on Public Health.

Mr. Thurman seconded the motion.

Substitute Motion

Mr. Gannon moved, as a substitute motion, that the motion by Mr. Evans be laid on the table.

Mr. James seconded the motion.

The roll was called, and the motion lost by the following vote:

AYES—Butters, Conrad, Crowley, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Evans, Gannon, Geddes, Grunsky, Hawkins, Hollibaugh, Huyck, James, Knight, Luckel, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Thurman, and Waters—26.

NOES—Beck, Blosser, Brown, Burke, Burns, Caldecott, Carey, Clarke, Cooke, Crichton, Lester T. Davis, Debs, Doyle, Dunn, Erwin, Grant, Hahn, Heisinger, Hinton, Johnson, Kirkwood, Loomis, Lowrey, McCollister, Niehouse, Price, Stephenson, Thomas, Thompson, Thorp, Weber, and Wollenberg—32.

The question being on the motion by Mr. Evans that Assembly Bill No. 839 be re-referred to the Committee on Public Health.

The roll was called, and the motion lost by the following vote:

AYES—Beck, Blosser, Brady, Brown, Burke, Butters, Carey, Conrad, Crowley, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Erwin, Evans, Gannon, Geddes, Grant, Grunsky, Hawkins, Hollibaugh, Huyck, James, Knight, Luckel, O'Day, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thurman, and Waters—35.

NOES—Burns, Caldecott, Clarke, Cooke, Crichton, Lester T. Davis, M. Philip Davis, Debs, Doyle, Dunn, Hahn, Heisinger, Hinton, Johnson, Kirkwood, Loomis, Lowrey, Niehouse, Stephenson, Thomas, Thompson, Thorp, Weber, and Wollenberg—24.

The question being on the passage of Assembly Bill No. 839.

Demand for Previous Question

Messrs. Price, Luckel, Huyck, Rosenthal, and Cooke demanded the previous question.

Demand for previous question sustained.

The question being on the passage of Assembly Bill No. 839.

The roll was called, and the bill refused passage by the following vote:

AYES—Brady, Brown, Burns, Caldecott, Clarke, Cooke, Crichton, Lester T. Davis, Debs, Doyle, Hahn, Heisinger, Hinton, Johnson, Kirkwood, Loomis, McCollister, Niehouse, Price, Stephenson, Thompson, Thorp, Weber, and Wollenberg—24

NOES—Allen, Beck, Blosser, Burke, Butters, Carey, Clayton A. Dills, Ralph C. Dills, Dolwig, Dunn, Erwin, Evans, Gannon, Geddes, Grant, Grunsky, Hawkins, Hollibaugh, Huyck, James, Knight, Luckel, O'Day, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thomas, Thurman, Waters, and Mr. Speaker—33.

REPORTS OF STANDING COMMITTEES

Committee on Ways and Means

ASSEMBLY CHAMBER, SACRAMENTO, June 12, 1947

MR SPEAKER: Your Committee on Ways and Means, to which were referred:

Assembly Bill No. 292
Assembly Bill No. 941

Has had the same under consideration, and reports the same back with the recommendation: Do pass

WOLLENBERG, Chairman

Above reported bills ordered to third reading.

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, June 12, 1947

MR. SPEAKER: Your Committee on Rules, to which was referred:

Amendment to Assembly Standing Rule No. 85

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

DICKEY, Chairman

Above reported amendment to Assembly Standing Rule ordered on file for adoption.

CONSIDERATION OF AMENDMENT TO STANDING RULE NO. 85

Amendment to Assembly Standing Rule No. 85

Amendment No. 1

Assembly Standing Rule No. 85 is amended to read as follows:

Call of Assembly

85. After the roll has been called, and prior to the announcement of the vote, any member may move a call of the Assembly. A majority of the members present may order a call of the Assembly, and the Speaker shall immediately order the Sergeant-at-Arms to lock all doors and shall direct the Clerk to prepare a list of absentees as disclosed by the last roll call, which list of absentees shall be furnished to the Sergeant-at-Arms and printed in the Journal. Thereupon no members shall be permitted

to leave the Assembly Chamber except by written permission of the Speaker, and no person shall be permitted to enter except such member as is taken into custody as herein provided, or Senators, officers, attaches, or employees of the Legislature in the official performance of their duties

Those members who are found to be absent, and for whom no leaves of absence have been granted, shall be forthwith taken into custody wherever found by the Sergeant-at-Arms or his assistants *or any person designated by the Sergeant-at-Arms, including members of the California Highway Patrol, the State police, and sheriffs or their deputies*, and brought to the Assembly Chamber. No recess or adjournment shall be taken during a call of the Assembly. During such call, the Assembly may consider and transact any matter of business by unanimous consent No call of the Assembly shall be ordered on any matter while the Assembly is already under call A call of the Assembly may be dispensed with at any time upon a majority vote of the members present, at which time the completion of the roll call pending when the call of the Assembly was ordered shall become the immediate order of business before the Assembly.

Amendment read.

The roll was called, and the amendment to Standing Rule No. 85 adopted by the following vote:

AYES—Allen, Beck, Bennett, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Clarke, Cooke, Crichton, Lester T Davis, Debs, Dickey, Clayton A. Dills, Ralph C Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, McCollister, Niehouse O'Day, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—58.

NOES—Carey, Crowley, Gannon, and Hawkins—4.

REQUEST FOR UNANIMOUS CONSENT

Mr Dickey asked for, and was granted, unanimous consent to take up House Resolution No 235, at this time, without reference to committee or file.

CONSIDERATION OF HOUSE RESOLUTION NO. 235

House Resolution No. 235

Relative to consideration on June 13, 1947, of bills originating in the Assembly

Resolved by the Assembly of the State of California, Upon the recommendation of the Speaker, the Assembly, three-fourths of the members elected thereto voting in favor hereof, hereby grants permission to consider and vote, at any time during June 13, 1947, on any bill originating in the Assembly; and be it further

Resolved, That nothing in this resolution shall be deemed to modify any provision of the Standing Rules of the Assembly or the Joint Rules of the Senate and Assembly

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Cooke, Crichton, Crowley, Lester T. Davis, M Philip Davis, Debs, Dickey, Clayton A Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, McCollister, Niehouse, O'Day, Price, Rosenthal, Sheridan, Sherwin Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—65.

NOES—None.

REQUESTS FOR PERMISSION TO INTRODUCE BILLS

The following request for permission to introduce a bill was presented:

By Mr. Lowrey:

ASSEMBLY CHAMBER, SACRAMENTO, June 12, 1947

MR SPEAKER: In accordance with the provisions of Article IV, Section 2, of the Constitution, I request permission to introduce a bill, the title of which is as follows:

An act to amend Section 28147 of the Government Code, relating to compensation for public services in counties.

Respectfully submitted.

LLOYD W. LOWREY

Request referred to Committee on Legislative Procedure.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, June 12, 1947

MR. SPEAKER: Your Committee on Legislative Procedure, to which was referred the following bill, herewith returns the same with the recommendation that the author be permitted to introduce it:

By Mr. Lowrey:

An act to amend Section 28147 of the Government Code, relating to compensation for public services in counties.

WEBER, Chairman

The roll was called, and permission granted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, McCollister, Niehouse, O'Day, Price, Rosenthal, Sheridan, Sherwin, Sillman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—65.

NOES—None.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bill was introduced, and read the first time:

Assembly Bill No. 2722: By Mr. Lowrey—An act to amend Section 28147 of the Government Code, relating to compensation for public services in counties.

Ordered printed, and held at desk without reference to committee.

Motion to Place Rush Order on Printing of Assembly Bill No. 2722

Mr. Lowrey moved that a rush order be placed on the printing of Assembly Bill No. 2722.

Motion carried.

REQUESTS FOR PERMISSION TO INTRODUCE BILLS

The following request for permission to introduce a bill was presented:

By Mr. Elliott:

ASSEMBLY CHAMBER, SACRAMENTO, June 12, 1947

MR. SPEAKER: In accordance with the provisions of Article IV, Section 2, of the Constitution, I request permission to introduce a bill, the title of which is as follows:

An act to preserve and promote the public health of the people of California by providing medical care, hospitalization, and other facilities through a system of

prepayment which guarantees everyone effective free choice of physician and the best of medical care; guarantees the doctor individual initiative and adequate compensation; raises the health standards of the people; and makes an appropriation therefor.

Respectfully submitted.

EDWARD E. ELLIOTT

Request referred to Committee on Legislative Procedure.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, June 12, 1947

MR SPEAKER: Your Committee on Legislative Procedure, to which was referred the following bill, herewith returns the same with the recommendation that the author be permitted to introduce it:

By Mr. Elliott:

An act to preserve and promote the public health of the people of California by providing medical care, hospitalization, and other facilities through a system of prepayment which guarantees everyone effective free choice of physician and the best of medical care; guarantees the doctor individual initiative and adequate compensation; raises the health standards of the people; and makes an appropriation therefor.

WEBER, Chairman

The roll was called, and permission granted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, McCollister, Niehouse, O'Day, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—65.

NOES—None.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bill was introduced, and read the first time:

Assembly Bill No. 2723: By Mr. Elliott—An act to preserve and promote the public health of the people of California by providing medical care, hospitalization, and other facilities through a system of prepayment which guarantees everyone effective free choice of physician and the best of medical care; guarantees the doctor individual initiative and adequate compensation; raises the health standards of the people; and makes an appropriation therefor.

Ordered printed, and held at desk without reference to committee.

Rush Order Placed on Printing of Assembly Bill No. 2723

Mr. Elliott moved that a rush order be placed on the printing of Assembly Bill No. 2723.

Motion carried.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1067—An act to amend Sections 14033 and 14034 of the Government Code, relating to certain revolving funds.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Loomis, Lowrey, Luckel, McCollister, McMillan, Niehouse, Price, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—62.

NOES—None.

Bill ordered transmitted to the Senate.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolution was offered:

Assembly Concurrent Resolution No. 89: By Mr. Robertson—Relative to a Joint Legislative Committee on Revision of the State Constitution and defining the powers and duties of the committee.

Referred to Committee on Rules.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 2420—An act amending Section 4300a of the Political Code and Section 26857 of the Government Code, relating to fees of county clerk.

Bill read third time.

Motion to Amend

Mr. Caldecott moved the adoption of the following amendments:

Amendment No. 1

In lines 1 and 2 of the title of the printed bill, as amended in the Assembly on June 2, 1947, strike out "amending Section 4300a of the Political Code and Section 26857", and insert "to amend Sections 26840, 26841, 26842, 26843, 26844, 26845, 26846, 26847, 26848, 26857, and 27376".

Amendment No. 2

Strike out from line 1, page 1, through line 51, page 3, of the printed bill, as amended.

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendments is indicated by being enclosed within brackets.

Amendment No. 3

On page 4 of the printed bill, as amended, strike out lines 1 to 3, inclusive, and insert

"SECTION 1. Section 26840 of the Government Code is amended to read:

26840. The fee for issuing a marriage license is [two dollars ($2)] *three dollars ($3)*, to be collected at the time [the notice of intention to marry is filed] *it is issued*, one-half of which shall be paid to the county recorder. In counties where the salary of the county recorder is the sole compensation allowed by law, this fee shall be paid to the county treasurer, who shall credit one-half to the county recorder. The fee provided by this section is in full for all services of the clerk and recorder in connection with the issuance of a marriage license and the [recording] *filing* of a *certificate of registry of* marriage [certificate].

SEC. 2. Section 26841 of the Government Code is amended to read

26841. The fee for filing and indexing articles of incorporation, amended articles of incorporation, or a certified copy of articles of incorporation is [one dollar ($1)] *three dollars ($3)*

SEC. 3. Section 26842 of the Government Code is amended to read:

26842. The fee for filing a certificate of increase or decrease of the capital stock of a corporation is [one dollar ($1)] *three dollars ($3)*.

SEC. 4. Section 26843 of the Government Code is amended to read:

26843. The fee for filing a certificate of increase or decrease of the number of directors of a corporation is [one dollar ($1)] *three dollars ($3)*

SEC. 5. Section 26844 of the Government Code is amended to read:

26844. The fee for filing a certificate of notice of removal of the principal place of business of a corporation is [one dollar ($1)] *three dollars ($3)*.

SEC. 6. Section 26845 of the Government Code is amended to read:

26845. The fee for filing a certificate of creation or increase of bonded indebtedness of a corporation is [one dollar ($1)] *three dollars ($3)*.

SEC. 7. Section 26846 of the Government Code is amended to read

26846. The fee for filing any charter, by-laws, or any other certificate or similar document of any corporation granting powers to do business in this State is [one dollar ($1)] *three dollars ($3)*.

SEC. 8. Section 26847 of the Government Code is amended to read:

26847. The fee for making a record of a certificate of survivor is [one dollar ($1)] *three dollars ($3)*.

SEC. 9. Section 26848 of the Government Code is amended to read.

26848. The fee for filing and indexing a certificate of fictitious name, including affidavit of publication, is [one dollar ($1)] *three dollars ($3)*."

Amendment No. 4

On page 4, line 4, of the printed bill, as amended, strike out "SEC. 2.", *and* insert

"SEC. 10."

Amendment No. 5

On page 4, line 11, of the printed bill, as amended, after "thereto", insert ", except for making or certifying to a copy of a filed paper, record, or proceeding, other than records on appeal".

Amendment No. 6

On page 4 of the printed bill, as amended, strike out lines 14 to 18, inclusive, and insert

"SEC. 11. Section 27376 of the Government Code is amended to read:

27376. The fee for [recording] *filing a certificate of registry of* marriage [license and certificate], to be paid by the county clerk, is one dollar *and fifty cents* [($1)] *($1.50)*."

Amendments read, and adopted.

Bill ordered reprinted, and re-engrossed.

Motion to Place Rush Order on Printing of Assembly Bill No. 2420

Mr. Caldecott moved that a rush order be placed on the printing of Assembly Bill No. 2420.

Motion carried.

MOTION THAT COMMITTEE REPORTS BE DEEMED READ, AND PRINTED IN THE JOURNAL

Mr. Dickey moved that all committee reports, now at the desk, be deemed read, and ordered printed in the Journal; and that proposed committee amendments be adopted.

REPORTS OF STANDING COMMITTEES

Committee on Finance and Insurance

ASSEMBLY CHAMBER, SACRAMENTO, June 12, 1947

MR. SPEAKER: Your Committee on Finance and Insurance, to which were referred:

Assembly Bill No. 2601
Assembly Bill No. 2720

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

GEDDES, Chairman

Above reported bills ordered to second reading.

SECOND READING OF ASSEMBLY BILLS (BY UNANIMOUS CONSENT)

Assembly Bill No. 2601—An act to amend Sections 10951 and 10951.1 of the Insurance Code, relating to the conversion of mutual life and disability insurers to incorporated life or legal reserve capital stock insurers.

Bill read second time, and ordered engrossed.

Assembly Bill No. 2720—An act to amend Section 10493 of the Insurance Code, relating to qualifications and exemptions of benefit and relief associations.

Bill read second time, and ordered engrossed.

REPORTS OF STANDING COMMITTEES

Committee on Finance and Insurance

ASSEMBLY CHAMBER, SACRAMENTO, June 12, 1947

MR SPEAKER: Your Committee on Finance and Insurance, to which was referred:

Assembly Bill No 33

Has had the same under consideration, and reports the same back with the recommendation. Do pass.

GEDDES, Chairman

Above reported bill ordered to third reading.

Committee on Conservation, Planning, and Public Works

ASSEMBLY CHAMBER, SACRAMENTO, June 12, 1947

MR. SPEAKER: Your Committee on Conservation, Planning, and Public Works, to which was referred.

Senate Bill No 1569

Has had the same under consideration, and reports the same back with the recommendation. Do pass

McMILLAN, Chairman

Above reported bill ordered to second reading.

SECOND READING OF SENATE BILLS (BY UNANIMOUS CONSENT)

Senate Bill No. 1569—An act granting certain lands, comprising the bed of Clear Lake, owned by the State of California, and providing for the management, use, and control thereof.

Bill read second time, and ordered to third reading.

REPORTS OF STANDING COMMITTEES

Committee on Conservation, Planning, and Public Works

ASSEMBLY CHAMBER, SACRAMENTO, June 12, 1947

MR. SPEAKER: Your Committee on Conservation, Planning, and Public Works, to which was referred:

Assembly Bill No. 1632

Has had the same under consideration, and reports the same back with amendments with the recommendation. Amend, and do pass, as amended.

McMILLAN, Chairman

Above reported bill ordered to second reading.

SECOND READING OF ASSEMBLY BILLS (BY UNANIMOUS CONSENT)

Assembly Bill No. 1632—An act to amend Section 27020 of the Streets and Highways Code, relating to bridge and highway districts.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Conservation, Planning, and Public Works:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Section 27020 of", and insert "Sections 27020 and 27185 of, and to add Section 27226.5 to,".

Amendment No. 2

On page 1 of said bill, after line 6, insert

"SEC. 2. Section 27185 of said code is amended to read:

27185. The board shall designate a bank of good standing as the depositary for district funds. The board may also designate other banks as branch depositaries. The depositary and each branch depositary shall give security sufficient to secure the district against possible loss, and shall pay the warrants drawn by the auditor for demands against the district under such rules as the board may prescribe.

The board may also deposit all or part of the funds of the district in the State Treasury, and the State Treasurer shall receive any district funds sent to him for deposit and pay out said funds upon warrants of the district, under such rules as the board may prescribe. Boards and district officials conforming to the provisions of this section are not required to conform to the provisions of Chapter 4 of Part 2, Division 4, Title 2, of the Government Code.

SEC. 3. Section 27226.5 is added to said code, to read:

27226.5. In any proposition for the issuance of bonds the board of directors may provide that such bonds may be revenue bonds only and not a debt, liability or obligation of the district, and that the payment of both principal and interest of all bonds shall be secured only by the tolls or other revenues collected from the particular project for which the bonds were issued, other revenues and interest thereon, and sinking funds created therefrom received by the district, and shall be paid from such tolls or revenues or from such other contributions or appropriations as may be made available pursuant to law."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 2079—An act to provide for the recruitment and placement of an adequate supply of farm labor; to provide for an agricultural study in connection with farm labor and the availability thereof and to carry on a farm labor information service; to generally assure an adequate supply of farm labor in connection with the planting, growing, and harvesting of farm commodities and products; creating a California farm labor placement service; providing for a director, an advisory board and for necessary officers and employees; defining the powers and duties of the director and the advisory board and such other officers or employees; and to amend Section 92 of the Unemployment Insurance Act, relating to farm labor placement.

Bill read third time.

Assembly Bill No. 2079 ordered passed on file.

REQUEST FOR UNANIMOUS CONSENT THAT ASSEMBLY BILL NO. 1866 BE RE-REFERRED TO THE COMMITTEE ON JUDICIARY

Mr. Lyons asked for, and was granted, unanimous consent that Assembly Bill No. 1866 be withdrawn from the third reading file, and be re-referred to the Committee on Judiciary.

REQUEST FOR UNANIMOUS CONSENT THAT MEMBERS BE EXCUSED

Mr. Burns asked for unanimous consent that the Members of the Committee on Transportation and Commerce be excused, at this time, for the purpose of holding a meeting.

Mr. Field withheld unanimous consent.

MOTION TO WITHDRAW ASSEMBLY BILL NO. 2655 FROM COMMITTEE

In compliance with a notice given on a previous day, Mr. M. Philip Davis moved that Assembly Bill No. 2655 be withdrawn from the Committee on Industrial Relations, and be placed upon the file.

Point of Order

Mr. Brady arose to the following point of order: That Mr. Davis' motion is not in order.

Ruling by Speaker

Speaker Collins ruled the point of order not well taken.

Point of Order

Mr. Lyons arose to the following point of order: That Mr. M. Philip Davis is not speaking to the motion.

Ruling by Speaker

Speaker Collins ruled the point of order not well taken.

The question being on the motion by Mr. M. Philip Davis that Assembly Bill No. 2655 be withdrawn from the Committee on Industrial Relations, and be placed upon the file.

Hon. Julian Beck Presiding

At 10.10 p.m., Hon. Julian Beck, Member of the Assembly from the Forty-first District, presiding.

Point of Order

Mr. Ralph C. Dills arose to the following point of order: That Mr. M. Philip Davis is not speaking to the motion.

Ruling by Speaker

Acting Speaker Beck ruled the point of order well taken.

The question being on the motion by Mr. M. Philip Davis that Assembly Bill No. 2655 be withdrawn from the Committee on Industrial Relations, and be placed upon the file.

Point of Order

Mr. Sherwin arose to the following point of order: That Mr. Maloney is not speaking to the motion.

Ruling by Speaker

Acting Speaker Beck ruled the point of order well taken.

Speaker Presiding

At 10.17 p.m., Hon. Sam L. Collins, Speaker of the Assembly, presiding.

The question being on the motion by Mr. M. Philip Davis that Assembly Bill No. 2655 be withdrawn from the Committee on Industrial Relations, and be placed upon the file.

Demand for Previous Question

Messrs. Silliman, Clayton A. Dills, Stewart, Luckel, and McMillan demanded the previous question

Demand for previous question sustained.

The question being on the motion by Mr. M. Philip Davis that Assembly Bill No. 2655 be withdrawn from the Committee on Industrial Relations, and be placed upon the file.

The roll was called.

Call of the Assembly

Pending the announcement of the vote, Mr. Lyons moved a call of the Assembly.

The roll was called, and the motion carried by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Caldecott, Carey, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Fletcher, Gaffney, Geddes, Hawkins, Heisinger, Hollibaugh, Johnson, Kilpatrick, Lowrey, Lyons, Maloney, McMillan, Miller, O'Day, Rosenthal, Sherwin, Thomas, Thompson, Thurman, Waters, and Wollenberg—40.

NOES—Blosser, Boyd, Burke, Butters, Clarke, Collier, Cramer, M. Philip Davis, Dolwig, Erwin, Field, Gannon, Grant, Grunsky, Hahn, Hinton, Huyck, James, Kirkwood, Knight, Loomis, Luckel, Niehouse, Price, Silliman, Stanley, Stephenson, Stewart, Thorp, and Weber—30.

Time, 10.31 p.m.

The Speaker directed the Sergeant-at-Arms to close the doors, and to bring in the following absent members:

Allen, Burns, and Robertson—3

PROCEEDINGS UNDER CALL OF THE ASSEMBLY BY UNANIMOUS CONSENT

TEMPORARY SUSPENSION OF ASSEMBLY RULE NO. 85

Mr. Dickey asked for, and was granted, unanimous consent that Assembly Rule No. 85 be temporarily suspended for the purpose of placing a call of the Assembly on any matter on file.

FURTHER PROCEEDINGS UNDER CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 178

At 10.32 p.m., on motion of Mr. Silliman, further proceedings under the call of the Assembly were dispensed with.

The names of the absentees were called, and Assembly Bill No. 178 passed by the following vote:

AYES—Allen, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Caldecott, Carey, Clarke, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, O'Day, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—66.

NOES—None.

Bill ordered transmitted to the Senate.

NOTICE OF MOTION TO WITHDRAW ASSEMBLY BILL NO. 723 FROM COMMITTEE

Mr. Elliott gave notice that on the second legislative day he would move to withdraw Assembly Bill No. 723 from the Committee on Public Health, and have it placed upon the file.

Ruling by Speaker

Speaker Collins ruled the motion out of order because today is the last day on which bills may be withdrawn from committee.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 2712—An act to amend Section 6 of an act entitled "An act to establish police courts in cities of the second class, to fix their jurisdiction, and provide for officers of said courts, and fix the compensation of certain officers thereof," approved March 23, 1901, as amended, relating to police courts in cities of the second class.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Maloney, McCollister, Miller, Niehouse, O'Day, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—72.

NOES—Stephenson—1.

Bill ordered transmitted to the Senate.

BILLS WITHDRAWN FROM ACTIVE FILE, AND PLACED ON THE INACTIVE FILE

Assembly Bill No. 822, on motion of Mr. Johnson.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 2497—An act to amend Section 6655 of the Welfare and Institutions Code, relating to payments for the care, support, maintenance, and expenses of persons committed to state hospitals.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Maloney, McCollister, Miller, Niehouse, O'Day, Price, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—65.

NOES—None.

Bill ordered transmitted to the Senate.

BILLS WITHDRAWN FROM ACTIVE FILE, AND PLACED ON THE INACTIVE FILE

Assembly Bill No. 1585, on motion of Mr. Rosenthal.

REPORT OF COMMITTEE ON CONFERENCE

The following report of Committee on Conference was received, and read.

ASSEMBLY CHAMBER, SACRAMENTO, June 12, 1947

MR. SPEAKER: The Committee on Conference concerning:

Assembly Bill No. 50—An act to amend Sections 28116 and 28120 of the Government Code, relating to compensation for public service in counties

Consisting of the undersigned members, has met, and reports that it has agreed to recommend the following:

That the amendments of the Senate be concurred in, and that the bill, as amended on page 2, line 41, be further amended as follows

Amendment No. 1

Strike out "Four thousand ($4,000)", and insert "Five thousand ($5,000)"

McCORMACK	McCOLLISTER
SLATER	DOLWIG
BUSCH	BROWN
Senate Committee on Conference	Assembly Committee on Conference

The roll was called, and the report adopted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Burke, Butters, Caldecott, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Rosenthal, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—66.

NOES—None.

REQUEST FOR UNANIMOUS CONSENT THAT ASSEMBLY BILL NO. 1811 BE WITHDRAWN FROM FILE, AND BE RE-REFERRED

Mr. Dickey asked for, and was granted, unanimous consent that Assembly Bill No. 1811 be withdrawn from the third reading file, and be re-referred to the Committee on Public Morals.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 2437—An act to amend Section 6658 of the Welfare and Institutions Code, relating to actions for the cost of commitment of mentally ill persons and for their support in state hospitals.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Burke, Burns, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Niehouse, O'Day, Price, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—64

NOES—None.

Bill ordered transmitted to the Senate.

UNFINISHED BUSINESS (RESUMED)
RECONSIDERATION OF ASSEMBLY BILL NO. 2709

In compliance with a notice given on a previous day, Mr. O'Day moved that the vote whereby Assembly Bill No. 2709 was refused passage be reconsidered.

The roll was called.

Call of the Assembly

Pending the announcement of the vote, Mr. O'Day moved a call of the Assembly.

The roll was called, and the motion carried by the following vote:

AYES—Anderson, Berry, Brady, Brown, Burns, Caldecott, Carey, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Dunn, Elliott, Field, Fletcher, Gaffney, Grant, Grunsky, Hawkins, Heisinger, Huyck, Johnson, Kirkwood, Maloney, McMillan, Miller, Niehouse, O'Day, Sheridan, Sherwin, Thomas, Thompson, Waters, Weber, Wollenberg, and Mr. Speaker—42

NOES—Boyd, Burke, Butters, Clarke, Collier, Erwin, Gannon, Hinckley, Hinton, Loomis, Lowrey, Stanley, and Stewart—13.

Time, 10.55 p.m.

The Speaker directed the Sergeant-at-Arms to close the doors, and to bring in the following absent members:

Allen, Beck, Bennett, Blosser, Cramer, M. Philip Davis, Debs, Doyle, Evans, Geddes, Hahn, Hollibaugh, James, Kilpatrick, Knight, Luckel, Lyons, McCollister, Price, Robertson, Rosenthal, Silliman, Stephenson, Thorp, and Thurman—25.

PROCEEDINGS UNDER CALL OF THE ASSEMBLY BY UNANIMOUS CONSENT

TEMPORARY SUSPENSION OF ASSEMBLY RULE NO. 85

Mr. Gannon asked for, and was granted, unanimous consent that Assembly Rule No. 85 be temporarily suspended for the purpose of placing a call of the Assembly on any matter on file.

REPORT OF COMMITTEE ON CONFERENCE

The following report of Committee on Conference was received, and read:

ASSEMBLY CHAMBER, SACRAMENTO, June 12, 1947

MR. SPEAKER: The Committee on Conference concerning:

Assembly Bill No. 148—An act to amend Sections 379, 380, 382, 383, 383.1, and 776 of the Vehicle Code, Section 7 of an act entitled "An act to regulate the caravaning of vehicles upon the public highways of this State, defining the term 'caravaning' and providing for the licensing of vehicles in caravan for the privilege of using the public highways and for the cost of regulating persons engaged in caravaning and providing such fees shall be a lien and for the enforcement of such liens and the collection and disposition of such fees and imposing penalties for violation thereof, and to repeal an act entitled 'An act to regulate the caravaning of motor vehicles upon the public highways of this State, defining the term "caravaning" and providing for the licensing of motor vehicles in caravan and imposing penalties for violation thereof,' approved July 6, 1935, declaring the urgency thereof, and providing that it shall take effect immediately," approved July 1, 1937, being Chapter 788 of the Statutes of 1937, and Section 10901 of the Revenue and Taxation Code, relating to fees collected by the Department of Motor Vehicles and refunds made thereby.

Consisting of the undersigned members, has met, and reports that it has agreed to recommend the following:

That the amendments of the Senate be not concurred in, and that the bill be further amended, as follows:

Amendment No. 1

In line 1 of the title of the printed bill, after "383.1," insert "414,".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 2

On page 5 of the printed bill, following line 32, insert

"SEC. 8. Section 414 of the Vehicle Code is amended to read:

414. Proof of Ability to Respond in Damages. Proof of ability to respond in damages when required by this code means proof of ability to respond in damages

resulting from the ownership or operation of a motor vehicle and arising by reason of personal injury to, or death of, any one person, of at least five thousand dollars ($5,000), and, subject to the limit of five thousand dollars ($5,000) for each person injured or killed, of at least ten thousand dollars ($10,000) for such injury to, or the death of, two or more persons in any one accident, and for damages to property (in excess of one hundred dollars ($100), or at least one thousand dollars ($1,000) resulting from any one accident Such proof of ability to respond in damages may be given [by any of the following:] in any manner hereinbelow authorized.

(a) *Proof of ability to respond in damages may be given by* the written certificate or certificates of any insurance carrier duly authorized to do business within the State, that it has issued to or for the benefit of the person named therein a motor vehicle liability policy or policies as defined in Section 415, which, at the date of said certificate or certificates is in full force and effect, and designated therein by explicit description or by other appropriate reference all motor vehicles with respect to which coverage is granted by the policy certified to. The department shall not accept any certificate or certificates unless the same cover all motor vehicles registered in the name of the person furnishing such proof, except that this provision shall not apply to vehicles in storage; provided, the current license plates and registration cards are surrendered to the Department of Motor Vehicles in Sacramento Additional certificates shall be required to furnish such proof Said certificate or certificates shall certify that the motor vehicle liability policy or policies therein cited shall not be canceled except upon 10 days' prior written notice to the department

(b) *Proof of ability to respond in damages may be given by* the bond of a surety company duly authorized to do business within the State, or a bond of individual sureties each owning unincumbered real estate, approved by a judge of a court of record. Such bond shall be conditioned for the payment of the amount specified in this section, and shall provide for the entry of judgment on motion of the State in favor of any holder of any final judgment on account of damages to property over one hundred dollars ($100) in amount, or injury to any person caused by the operation of such person's motor vehicle, in the same manner as provided in Section 942 of the Code of Civil Procedure for the entry of judgment upon appeal bonds

(c) [Evidence presented to the department of a deposit by such person with the State Treasurer of eleven thousand dollars ($11,000),] *Proof of ability to respond in damages may be given by the deposit with the department by such person of eleven thousand dollars ($11,000) which amount shall be deposited in the special deposit account in the State Treasury for the purpose of this section.* The department shall not accept a deposit of money where any judgment or judgments theretofore recovered against such person as a result of damages arising from the operation of any motor vehicle shall not have been paid in full [The Treasurer of the State shall accept any such deposit and issue a receipt therefor]

Money heretofore deposited with the State Treasurer for the purposes set forth in this section shall be paid to the department by the State Treasurer for deposit forthwith in the special deposit fund in the State Treasury for the purposes of this section "

DUNN	BREED
THOMAS	QUINN
CLARKE	McCORMACK
Assembly Committee on Conference	Senate Committee on Conference

The roll was called, and the report adopted by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McMillan, Niehouse, O'Day, Price, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr Speaker—69

NOES—None.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1330—An act to add Sections 700.01 and 700.02 to the Insurance Code, relating to the classes of insurance business incorporated insurers may be admitted to transact.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McMillan, Niehouse, O'Day, Price, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—66

NOES—None.

Bill ordered transmitted to the Senate.

RESOLUTION TO SUSPEND CONSTITUTIONAL PROVISION

The following resolution was offered:

By Mr. Lester T. Davis:

Resolved, That Assembly Bill No. 2721 presents a case of urgency, as that term is used in Article IV, Section 15, of the Constitution, and the provision of that section requiring that the bill be read on three several days in each house is hereby dispensed with, and it is ordered that said bill be read the second and third times, and placed upon its passage.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Anderson, Beck, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Niehouse, O'Day, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—70.

NOES—None

Article IV, Section 15, of the Constitution was declared suspended.

CONSIDERATION OF ASSEMBLY BILL NO. 2721

Assembly Bill No. 2721—An act to add Section 862.11a to "An act to provide for the organization, incorporation, and government of municipal corporations," approved March 13, 1883, relating to taxes of cities, declaring the urgency hereof, to take effect immediately.

Bill read second time, and ordered engrossed.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, June 12, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 2721

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bill ordered to third reading.

FURTHER CONSIDERATION OF ASSEMBLY BILL NO. 2721

Assembly Bill No. 2721—An act to add Section 862.11a to "An act to provide for the organization, incorporation, and government of municipal corporations," approved March 13, 1883, relating to taxes of cities, declaring the urgency hereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Anderson, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—70.
NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—70.
NOES—None.

Bill ordered transmitted to the Senate.

Hon. Albert C. Wollenberg Presiding

At 11.05 p.m., Hon. Albert C. Wollenberg, Member of the Assembly from the Twenty-first District, presiding.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 635—An act to repeal Section 572 of the Elections Code, relating to establishment of new precincts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Rosenthal, Sheridan, Sherwin, Stanley, Stephenson, Stewart, Thomas, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—72.
NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 2683—An act to amend Sections 1152, 1156, and 1159 of the Harbors and Navigation Code, relating to the Board of Pilot Commissioners for the Bays of San Francisco, San Pablo, and Suisun, providing for the compensation of board members and employees and for the disposition of revenues in excess of expenditures.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Huyck, James, Johnson,

Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Waters, Weber, Wollenberg, and Mr. Speaker—71.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1442—An act to amend Section 737*ll* of the Political Code, relating to salaries of superior judges in the City and County of San Francisco.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Hollibaugh, Huyck, James, Johnson, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Rosenthal, Sheridan, Silliman, Stanley, Thomas, Thompson, Thurman, Weber, Wollenberg, and Mr. Speaker—61

NOES—George D. Collins, Dunn, Heisinger, Hinckley, and Stephenson—5.

Bill ordered transmitted to the Senate.

Speaker Presiding

At 11.12 p.m., Hon. Sam L. Collins, Speaker of the Assembly, presiding.

FURTHER PROCEEDINGS UNDER CALL OF THE ASSEMBLY DISPENSED WITH ON RECONSIDERATION OF ASSEMBLY BILL NO. 2709

At 11.13 p.m., on motion of Mr. O'Day, further proceedings under the call of the Assembly were dispensed with.

The names of the absentees were called, and Assembly Bill No. 2709 reconsidered by the following vote:

AYES—Anderson, Berry, Blosser, Brady, Carey, George D. Collins, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Field, Fletcher, Gaffney, Hawkins, Heisinger, Hollibaugh, Johnson, Kirkwood, Lyons, Maloney, McMillan, Miller, Niehouse, O'Day, Rosenthal, Sheridan, Stewart, Thomas, Thompson, Thurman, Weber, and Wollenberg—41.

NOES—Beck, Boyd, Brown, Burke, Butters, Caldecott, Clarke, Collier, Conrad, M. Philip Davis, Erwin, Gannon, Geddes, Grant, Grunsky, Hahn, Hinckley, Hinton, James, Loomis, Lowrey, Luckel, Sherwin, Silliman, Stanley, Stephenson, and Waters—27.

Assembly Bill No. 2709 ordered to third reading.

CONSIDERATION OF DAILY FILE (RESUMED)

UNFINISHED BUSINESS (RESUMED)

NOTICE OF MOTION TO RECONSIDER ASSEMBLY BILL NO. 76 WAIVED

Mr. Thompson waived his notice of motion to reconsider the vote whereby Assembly Bill No. 76 was passed.

Assembly Bill No. 76 ordered transmitted to the Senate.

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1763—An act to amend Sections 368, 369, 465, and 467 of the Streets and Highways Code, relating to state highway routes.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dunn, Elliott, Erwin, Field, Fletcher, Gaffney, Gannon, Geddes, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—70.

NOES—Evans—1.

Motion to Amend Title

Mr. Thurman moved the adoption of the following amendment to the title:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in the Assembly on June 9, 1947, strike out "465, and 467", and insert "and 465".

Amendment read, and adopted.

Bill ordered reprinted, and transmitted to the Senate.

Speaker Pro Tempore Presiding

At 11.20 p.m., Hon. Thomas A. Maloney, Speaker pro Tempore of the Assembly, presiding.

Assembly Bill No. 1333—An act to amend Sections 13502 and 14135.1 of and to add Sections 14728.1, 14728.3, 14728.4, 14728.5, and 14728.6 to the Education Code, relating to district retirement systems, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cramer, Crichton, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stephenson, Stewart, Thomas, Thompson, Thurman, Weber, Wollenberg, and Mr. Speaker—70.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cramer, Crichton, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stephenson, Stewart, Thomas, Thompson, Thurman, Weber, Wollenberg, and Mr. Speaker—70.

NOES—None

Bill ordered transmitted to the Senate.

Assembly Bill No. 537—An act to amend Section 817 of the Penal Code, relating to peace officers.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Butters, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle,

Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—74.

NOES—None.

Bill ordered transmitted to the Senate.

UNFINISHED BUSINESS (RESUMED)

CONSIDERATION OF ASSEMBLY BILL NO. 538

Assembly Bill No. 538—An act to amend Section 817 of the Penal Code, relating to peace officers.

Assembly Bill No. 538, previously passed, and recalled from the Senate, ordered again transmitted to the Senate.

Speaker Presiding

At 11.34 p.m., Hon. Sam L. Collins, Speaker of the Assembly, presiding.

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 2132—An act to amend Section 625 of the Vehicle Code, relating to side clearance lamps on wide vehicles.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, Johnson, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Stanley, Stephenson, Stewart, Thomas, Thompson, Thurman, Weber, Wollenberg, and Mr. Speaker—72.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 2452—An act to amend Section 7301 of the Business and Professions Code, relating to the Board of Cosmetology.

Bill read third time.

Motion to Amend

Mr Dunn moved the adoption of the following amendments:

Amendment No. 1

In line 2 of the title of the printed bill, as amended in the Assembly on June 5, 1947, strike out "7322,".

Amendment No. 2

On page 3 of said bill, strike out lines 4 to 9, inclusive.

Amendment No. 3

On page 3, line 10, of said bill, strike out "6", and insert "5".

Amendment No. 4

On page 3, line 15, of said bill, strike out "7", and insert "6".

Amendment No. 5

On page 3, line 30, of said bill, strike out "8", and insert "7".

Amendment No. 6

On page 3, line 35, of said bill, strike out "9", and insert "8".

Amendments read.

Demand for Previous Question

Messrs. Price, Wollenberg, Rosenthal, Ralph C. Dills, and Robertson demanded the previous question.

Demand for previous question sustained.

The question being on the adoption of the amendments offered by Mr. Dunn to Assembly Bill No. 2452.

The roll was called, and the amendments refused adoption by the following vote:

AYES—Burke, Butters, Caldecott, Carey, Clarke, Cooke, Crowley, Dickey, Ralph C. Dills, Dunn, Evans, Field, Gannon, Grant, Grunsky, Huyck, James, Johnson, Kilpatrick, Miller, O'Day, Rosenthal, Sherwin, Sillman, Stanley, Thomas, and Waters—27.

NOES—Allen, Anderson, Beck, Berry, Blosser, Boyd, Brown, George D Collins, Conrad, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dolwig, Doyle, Erwin, Gaffney, Geddes, Hahn, Hawkins, Hinckley, Hinton, Hollibaugh, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, Price, Sheridan, Stephenson, Stewart, Thompson, Thurman, Weber, and Wollenberg—41.

The question being upon the passage of Assembly Bill No. 2452.

FURTHER PROCEEDINGS UNDER CALL OF THE ASSEMBLY DISPENSED WITH ON MOTION TO WITHDRAW ASSEMBLY BILL NO. 2655 FROM COMMITTEE

At 11.55 p.m., on motion of Mr. Lyons, further proceedings under the call of the Assembly were dispensed with.

The names of the absentees were called, and the motion to withdraw Assembly Bill No. 2655 from the Committee on Industrial Relations and place it on the file carried by the following vote:

AYES—Blosser, Boyd, Brown, Burke, Butters, Caldecott, Clarke, Collier, Cramer, M. Philip Davis, Erwin, Evans, Field, Gannon, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kirkwood, Knight, Loomis, Luckel, McCollister, Niehouse, Price, Robertson, Sheridan, Sherwin, Sillman, Stanley, Stephenson, Stewart, Thompson, Thorp, Waters, and Weber—42.

NOES—Anderson, Beck, Bennett, Berry, Brady, Carey, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Fletcher, Gaffney, Hawkins, Hollibaugh, Kilpatrick, Lowrey, Lyons, Maloney, McMillan, Miller, O'Day, Rosenthal, Thomas, Thurman, and Wollenberg—35.

Assembly Bill No. 2655 ordered to third reading.

FURTHER PROCEEDINGS UNDER CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 1764

At 11.57 p.m., on motion of Mr. McMillan, further proceedings under the call of the Assembly were dispensed with.

The names of the absentees were called, and Assembly Bill No. 1764 passed by the following vote:

AYES—Allen, Anderson, Beck, Berry, Burke, Collier, Cooke, Cramer, Lester T. Davis, Debs, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Geddes, Hahn, Hawkins, Heisinger, Hollibaugh, Johnson, Kilpatrick,

Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Stephenson, Stewart, Thomas, Thompson, Thorp, and Weber—43.

NOES—Bennett, Blosser, Brady, Brown, Butters, Caldecott, Carey, Clarke, Crichton, Crowley, M. Philip Davis, Dickey, Dolwig, Field, Gannon, Grunsky, Hinckley, Hinton, Huyck, James, Kirkwood, Knight, Loomis, Sheridan, Sherwin, Stanley, Thurman, Waters, and Wollenberg—29

Bill ordered transmitted to the Senate.

REPORTS OF STANDING COMMITTEES

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, June 12, 1947

MR SPEAKER: Your Committee on Rules, to which was referred:

Request by Assemblyman Lester T. Davis to have printed in the Assembly Daily Journal a pamphlet on Old Age Assistance by Bernice S. Meyer of the Bureau of Public Administration of the University of California at Berkeley;

Has had the same under consideration, and reports the same back with the recommendation: Be printed in the Assembly Daily Journal.

DICKEY, Chairman

Above reported request ordered on file.

REPORT ORDERED PRINTED IN THE JOURNAL

By unanimous consent, the above report of the Committee on Rules was adopted.

The above mentioned report, relative to old age assistance, by Bernice S. Meyer of the Bureau of Public Administration of the University of California, at Berkeley, will appear in the Assembly Daily Journal on Monday, June 16, 1947, prior to the motion to adjourn.

ALL MATTERS ON FILE CONTINUED

By unanimous consent, all matters on file will be continued until the next legislative day.

ANNOUNCEMENT OF COMMITTEE MEETINGS

It was announced that the following committees would hold meetings:

Upon recess—

Conservation, Planning, and Public Works.

Municipal and County Government.

At 7:20 p.m., tonight—

Finance and Insurance.

On Thursday, June 19, at 8 p.m.—

Revenue and Taxation.

It was announced that no meeting will be held tonight of the Committee on Revenue and Taxation.

GUESTS EXTENDED PRIVILEGE OF ASSEMBLY FLOOR

On request of Mrs. Niehouse and the San Diego Delegation, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. Ed C. Petty and Mr. and Mrs. James Sheridan of San Diego.

On request of Messrs. Wollenberg and Maloney and the San Francisco Delegation, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to members of the Mariana Boosters

of San Francisco. Miss Jane Stewart, Miss Marguerite Gorman, Mrs. Margaret E. Pordon, Mrs. John H. Pordon, Mrs. Manuelo Orteza, Mrs. Virginia Larsen, Vincent I. Mooney, William D. Markee, John Formichi, Carl Wunner, Phillip Murphy, John Gorman, Mrs. Gail Kennedy, Robert A. Pierson, Miss Marjorie L. Cleveland, F. Ellis Pierce, Tom Spears, and Harold C. Wurts.

On request of Messrs. Stephenson, Kirkwood, and Thompson, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. M. B. Webber and Dean Webber of Sacramento.

On request of Mr. Burns, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Carole Loder and Ruthie Gist of Arcata.

ADJOURNMENT

At 11.59 p.m., on motion of Mr. Dickey, the Speaker declared the Assembly adjourned until 9 a.m., Friday, June 13, 1947.

SAM L. COLLINS, Speaker

GERALDINE B. HADSELL, Minute Clerk

CALIFORNIA LEGISLATURE
FIFTY-SEVENTH (GENERAL) SESSION

ASSEMBLY DAILY JOURNAL

EIGHTY-EIGHTH LEGISLATIVE DAY
ONE HUNDRED FIFTY-NINTH CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO
Friday, June 13, 1947

The Assembly met at 9 a.m.
Hon. Sam L. Collins, Speaker of the Assembly, presiding.
Chief Clerk Arthur A. Ohnimus at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Huckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—80.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. Raymond Renwald:

O God, Thou hast put these words into the mouth of Thy prophet, Solomon: "I called upon God and the spirit of wisdom came upon me. And I preferred her before kingdoms and thrones, and esteemed riches nothing in comparison to her. Neither did I compare unto her any precious stone, for all gold in comparison to her is as a little sand, and silver in respect to her shall be counted as clay. I loved her above health and beauty, and chose to have her instead of light; for her light can not be put out." Send forth, O God, this same Spirit of Truth upon our legislators that they may ever frame laws in the light of Thine eternal wisdom—AMEN.

READING OF THE JOURNAL DISPENSED WITH

On motion of Mr. M. Philip Davis, further reading of the Journal of the previous legislative day was dispensed with.

RESOLUTIONS

The following resolution was offered:

By Messrs. Geddes, Huyck, Waters, Doyle, and Burke:

House Resolution No. 237

Relative to the creation of the Assembly Interim Committee on Insurance

Resolved by the Assembly of the State of California, As follows:

1. The Assembly Interim Committee on Insurance is hereby created and authorized and directed to ascertain, study and analyze all facts relating to the business of insurance, the administration of said business, the proper regulation of it, and the organization, functions, and administration of the State Government, and of any department, agency, or subdivision thereof in any way relating to, or affecting the business of insurance, and means for promoting efficiency, reducing cost, consolidating functions and eliminating duplication therein, including but not limited to the operation, effect, administration, enforcement and needed revision of any and all laws in any way bearing upon or relating to the subject of this resolution, and to report thereon to the Assembly, including in the reports its recommendations for appropriate legislation.

1a. The committee shall investigate, ascertain, and appraise all facts concerning the administration, operation and enforcement of the laws relating to insurance (other than unemployment insurance) and to that end may meet with the Insurance Commissioner and participate in conferences conducted by him in matters relating to legislation and the enforcement of insurance laws.

2. The committee shall consist of seven Members of the Assembly appointed by the Speaker thereof. The chairman shall be appointed by the Speaker. Vacancies occurring or existing in the membership of the committee shall be filled by the appointing power.

3. The committee is authorized to act during this session of the Legislature, including any recess, and after final adjournment until the commencement of the 1949 Regular Session, with authority to file its final report not later than the thirtieth legislative day of that session.

4. The committee and its members shall have and exercise all of the rights, duties and powers conferred upon investigating committees and their members by the provisions of the Joint Rules of the Senate and Assembly and of the Standing Rules of the Assembly as they are adopted and amended from time to time, which provisions are incorporated herein and made applicable to this committee and its members.

5. The committee has the following additional powers and duties:

(a) To select a vice chairman from its membership.

(b) To contract with such other agencies, public or private, as it deems necessary for the rendition and affording of such services, facilities, studies and reports to the committee as will best assist it to carry out the purposes for which it is created.

(c) To cooperate with and secure the cooperation of county, city, city and county, and other local law enforcement agencies in investigating any matter within the scope of this resolution and to direct the sheriff of any county to serve subpenas, orders and other process issued by the committee.

(d) To report its findings and recommendations to the Legislature and to the people from time to time and at any time, not later than herein provided.

(e) To do any and all other things necessary or convenient to enable it fully and adequately to exercise its powers, perform its duties, and accomplish the objects and purposes of this resolution.

6. The committee is authorized to meet in the State Capitol, or at any other place within this State or the United States, and to expend the funds made available to it by this resolution for charges, expenses, or claims, incurred or expended for traveling, living, or other expenses within or outside the limits of the State of California.

7. The sum of ten thousand dollars ($10,000) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Assembly for the expenses of the committee and its members and for any charges, expenses or claims it may incur under this resolution, to be paid from the said contingent fund and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read, and referred to Committee on Rules.

REPORTS OF STANDING COMMITTEES

Committee on Social Welfare

ASSEMBLY CHAMBER, SACRAMENTO, June 12, 1947

MR. SPEAKER: Your Committee on Social Welfare, to which was referred Senate Bill No. 523

Has had the same under consideration, and reports the same back with the recommendation: Do pass

NIEHOUSE, Chairman

Above reported bill ordered to second reading.

SECOND READING OF SENATE BILLS (BY UNANIMOUS CONSENT)

Senate Bill No. 523—An act to amend Section 6600 of the Welfare and Institutions Code, and to add Article 3.5 to Chapter 1 of Part 4 of Division 6 of said code, relating to and providing for the admission of persons believed to be mentally ill to state hospitals on certification without court commitment, providing for court proceedings in relation to such persons where requested and providing for the rights, care and support of such persons in state hospitals and for their release therefrom.

Bill read second time, and ordered to third reading.

REPORTS OF STANDING COMMITTEES

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, June 12, 1947

MR SPEAKER. Your Committee on Rules, to which was referred:

House Resolution No. 214

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

DICKEY, Chairman

Above reported resolution ordered on file for adoption.

CONSIDERATION OF HOUSE RESOLUTION NO. 214

House Resolution No. 214

Relative to the CSEA Institute on Government

WHEREAS, Sacramento Chapter 2 of the California State Employees Association is conducting its SIXTH Annual Institute on Government at Sacramento College on Friday and Saturday of this week, June 13th and 14th; and

WHEREAS, The holding of this annual institute is a spontaneous expression of the desire of this group of employees of the State of California to better their understanding of the problems which they face in the administration of public affairs; and

WHEREAS, With the theme, "New Horizons in Public Service," the program of the institute, including as it does more than 100 speakers, each an expert in his field, should be of invaluable assistance to those in attendance in increasing the caliber of their service to the people of California; now, therefore, be it

Resolved, That the Assembly of the State of California hereby commends Sacramento Chapter 2 of the California State Employees Association for its worthy public service in conducting the SIXTH Annual Institute on Government, and urges all employees of the State of California and other governmental agencies to make every effort to attend the institute sessions and participate in this valuable educational program.

Resolution read, and adopted unanimously.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, June 13, 1947

MR. SPEAKER. Your Committee on Legislative Procedure has examined:

Assembly Concurrent Resolution No. 86

And reports the same correctly engrossed.

WEBER, Chairman

Above reported resolution ordered on file for adoption.

Committee on Public Morals

ASSEMBLY CHAMBER, SACRAMENTO, June 12, 1947

MR. SPEAKER. Your Committee on Public Morals, to which was referred:

Senate Bill No 1384

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

THOMPSON, Chairman

Above reported bill ordered to second reading.

SECOND READING OF SENATE BILLS (BY UNANIMOUS CONSENT)

Senate Bill No. 1384—An act to amend Sections 4.1, 7, 12, 24.4, 28, 34a, 34b, 39, and 40 of, to add Sections 37.5 and 59.7 to, and to repeal Section 48.6 of, the Alcoholic Beverage Control Act, relating to alcoholic beverages control.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Public Morals:

Amendment No. 1

In line 2 of the title of the printed bill, as amended in the Senate on May 23, 1947, after "37 5", insert ", 55.65, 59.4".

Amendment No. 2

On page 14 of the printed bill, between lines 2 and 3, insert

"SEC. 12. Section 55.65 is added to the Alcoholic Beverage Control Act, to read:

Sec. 55.65 Whenever *full and original cases of distilled spirits* are sold in quantities over one case to a retailer, they shall be sold at the seller's single case selling price multiplied by the number of cases sold This section shall not be construed to prohibit a seller from making a reasonable charge for repacking the original case when less than the full content of the original case is sold.

SEC. 13. Section 59.4 is added to the Alcoholic Beverage Control Act, to read:

Sec. 59.4. No retail licensee, during his business hours and when it is lawful to make sales of the alcoholic beverage ordered by a purchaser, shall refuse or fail to sell, serve and deliver an ordered alcoholic beverage if same is in the inventory of such retailer and the selling price thereof shall not be greater than that prevailing for a like quantity in the majority of such alcoholic beverage sales previously made by such retailer on the day such order is received plus any lawful tax and cover charge not applicable to such prior sales but also charged at the time of the sale for other similar services and sales."

Amendment No. 3

On page 14, line 3, of the printed bill, strike out "12", and insert "14".

Amendment No. 4

On page 14, line 11, of the printed bill, strike out "13", and insert "15".

Amendments read, and adopted.

Bill ordered reprinted, and to third reading.

REPORTS OF STANDING COMMITTEES

Committee on Education

ASSEMBLY CHAMBER, SACRAMENTO, June 12, 1947

MR SPEAKER: Your Committee on Education, to which was referred:

Assembly Bill No. 1514

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be re-referred to Committee on Ways and Means.

DUNN, Chairman

Above reported bill re-referred to Committee on Ways and Means.

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, June 13, 1947

MR. SPEAKER: Your Committee on Rules, to which was referred:

Assembly Joint Resolution No 52

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

DICKEY, Chairman

Above reported resolution ordered engrossed.

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, June 13, 1947

MR SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 571
Assembly Bill No. 950
Assembly Bill No. 1007

And reports the same correctly re-engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, June 13, 1947

MR SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 2129
Assembly Bill No. 2677

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

Committee on Social Welfare

ASSEMBLY CHAMBER, SACRAMENTO, June 12, 1947

MR. SPEAKER: Your Committee on Social Welfare, to which was referred:

Senate Bill No. 1001

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

NIEHOUSE, Chairman

Above reported bill ordered to second reading.

SECOND READING OF SENATE BILLS (BY UNANIMOUS CONSENT)

Senate Bill No. 1001—An act to amend Sections 6761 and 6762 of the Welfare and Institutions Code, relating to persons received into state hospitals for the mentally ill pursuant to provisions of the Penal Code.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Social Welfare:

Amendment No. 1

In line 1 of the title of the printed bill, after "Sections", insert "6600,".

Amendment No. 2

In line 4 of the title of said bill, strike out "Code", and insert "and Welfare and Institutions Code, and making an appropriation for transportation of persons to state institutions in lieu of the appropriation contained in Item 182 of the Budget Act of 1947".

Amendment No. 3

On page 2, line 8, of the printed bill, after "said", insert "Welfare Institutions".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendments is indicated by being enclosed within brackets.

Amendment No. 4

On page 2 of the printed bill, after line 12, insert

"SEC. 3. *Section 6600 of the Welfare and Institutions Code is amended to read:*

6600. Except as [in this article] otherwise provided, all patients admitted to a state hospital shall be duly committed *or transferred* thereto, and shall be subject to the general rules and regulations *of the department and* of the hospital."

Amendment No. 5

On page 2 of said bill, following line 12, insert

"SEC. 3. There is hereby appropriated out of any money in the State Treasury not otherwise appropriated the sum of seventy-five thousand four hundred dollars ($75,400) for transportation of patients and other persons committed to state institutions of the Department of Mental Hygiene to be expended by the Department of Mental Hygiene during the 1947-48 Fiscal Year. This appropriation is in lieu of the appropriation contained in Item 182 of the Budget Act of 1947."

Amendments read, and adopted.

Amendment No. 5 Corrected by Unanimous Consent

By unanimous consent, Speaker Collins ordered Amendment No. 5 to Assembly Bill No. 1001, which was adopted today, to be corrected as follows:

Amendment No. 5

On page 2 of said bill, following line 12, insert

"SEC. 4. There is hereby appropriated out of any money in the State Treasury not otherwise appropriated the sum of seventy-five thousand four hundred dollars ($75,400) for transportation of patients and other persons committed to state institutions of the Department of Mental Hygiene to be expended by the Department of Mental Hygiene during the 1947-48 Fiscal Year This appropriation is in lieu of the appropriation contained in Item 182 of the Budget Act of 1947."

Amendment read, as corrected, and adopted.

Bill ordered reprinted, and to third reading.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, June 12, 1947

MR SPEAKER. I am directed to inform your honorable body that the Senate on this day passed:

Senate Bill No. 32
Senate Bill No. 81
Senate Bill No. 281
Senate Bill No. 756
Senate Bill No. 757
Senate Bill No. 1127
Senate Bill No 1317
Senate Bill No. 1361
Senate Bill No. 1464
Senate Bill No. 1566

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS

The following bills were read the first time:

Senate Bill No. 32—An act making an appropriation for research and preparation of a master plan for development of Columbia State Park and to assure its authentic preservation and restoration.

Referred to Committee on Ways and Means.

Senate Bill No. 81—An act to amend Section 737s of the Political Code, relating to the salary of judges of the superior court.

Referred to Committee on Judiciary.

Senate Bill No. 281—An act relating to institutions under the jurisdiction of the Department of Corrections, making an appropriation to be expended pursuant to the Property Acquisition Act for the acquisition of a new site for the California Institution for Women, authorizing the Director of Corrections to transfer the California Institution for Women from its present location near Tehachapi to the new site, and authorizing the disposition of the Tehachapi property.

Referred to Committee on Ways and Means.

Senate Bill No. 756—An act to add Section 422 to the Penal Code, relating to obstruction of free passage of persons and vehicles.

Referred to Committee on Judiciary.

Senate Bill No. 757—An act to add Title 11-A to Part 1 of the Penal Code, relating to interference with freedom of movement of persons and vehicles.

Referred to Committee on Judiciary.

Senate Bill No. 1127—An act to amend Section 737h of the Political Code, relating to salaries of judges of the superior court.

Referred to Committee on Judiciary.

Senate Bill No. 1317—An act to amend an initiative act entitled "An act to amend an act entitled 'An act for the certification of land titles and the simplification of the transfer of real estate,' approved March 17, 1897," approved by electors November 3, 1914, by adding Sections 48.1 to 48.9, inclusive, thereto, relating to the withdrawal of land from registry under the said act, said amendment to take effect upon the approval thereof by the electors, and providing for the submission thereof to the electors pursuant to Section 16 of Article IV of the State Constitution.

Referred to Committee on Conservation, Planning, and Public Works.

Senate Bill No. 1361—An act making an appropriation to the University of California for acquisition of land and improvements for the Meloland Experimental Station in Imperial County.

Referred to Committee on Ways and Means.

Senate Bill No. 1464—An act to add Section 3.1 to an act entitled "An act to provide for the acquisition of temporary and emergency housing facilities for veterans and families of servicemen by joint action of

the State and local agencies, providing for the operation of such facilities, making an appropriation, and declaring the urgency thereof, to take effect immediately," approved February 15, 1946, relating to temporary and emergency housing for veterans, making an appropriation, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Ways and Means.

Senate Bill No. 1556—An act to make an appropriation to the Agricultural Research Study Committee, to take effect immediately.

Referred to Committee on Judiciary.

REQUEST FOR UNANIMOUS CONSENT THAT REPORT TO THE ASSEMBLY OF THE ASSEMBLY SPECIAL INVESTIGATING COMMITTEE BE PRINTED IN THE JOURNAL

Mr. Dolwig asked for, and was granted, unanimous consent that the Report to the Assembly of the Legislature of the State of California, Fifty-seventh Regular Session, by the Assembly Investigating Committee, be ordered printed in the Journal in 10-point type.

Above mentioned report will be printed prior to the motion to adjourn.

REQUEST FOR UNANIMOUS CONSENT THAT STATEMENTS BY MESSRS. ERWIN, JAMES, AND BUTTERS BE PRINTED IN THE JOURNAL

Mr. Dolwig asked for, and was granted, unanimous consent that statements by Messrs. Erwin, James, and Butters, relative to the Report of the Special Investigating Committee, be printed in the Journal following the report of the committee, in 10-point type.

REQUEST FOR UNANIMOUS CONSENT THAT COPIES OF THE REPORT OF THE SPECIAL INVESTIGATING COMMITTEE BE TRANSMITTED TO THE STATE PERSONNEL BOARD, AND TO THE STATE CONTROLLER

Mr. Dolwig asked for, and was granted, unanimous consent that the Chief Clerk be instructed to transmit one copy of the Report of the Special Investigating Committee to the State Personnel Board; and one copy to the State Controller.

CONSIDERATION OF DAILY FILE

UNFINISHED BUSINESS

REPORT OF COMMITTEE ON CONFERENCE

The following report of Committee on Conference was received, and read:

ASSEMBLY CHAMBER, SACRAMENTO, June 11, 1947

MR SPEAKER: The Committee on Conference concerning .

Senate Bill No. 122—An act to amend Section 5082 of the Business and Professions Code, relating to registration as a public accountant, declaring the urgency thereof to take effect immediately;

Consisting of the undersigned members, has met, and reports that it has agreed to recommend the following:

That the amendments of the Assembly be concurred in, and that the bill be further amended as follows:

Amendment No. 1

On page 1, lines 26 and 27, of the printed bill, as amended in the Assembly on May 23, 1947, strike out "completion of".

DILWORTH
WARD
QUINN
Senate Committee on Conference

McCOLLISTER
ROBERTSON
Assembly Committee on Conference

The roll was called.

Call of the Assembly

Pending the announcement of the vote, Mr. McCollister moved a call of the Assembly.

Motion carried. Time 9 35 a.m.

The Speaker directed the Sergeant-at-Arms to close the doors, and to bring in the following absent members:

Beck, Bennett, Boyd, Brady, Burns, Carey, George D Collins, Cooke, Cramer, Dickey, Clayton A. Dills, Ralph C. Dills, Dunn, Evans, Field, Geddes, Hawkins, Kilpatrick, Knight, Lowrey, Lyons, McMillan, Miller, O'Day, Rosenthal, Sheridan, Sillman, and Thomas—28.

PROCEEDINGS UNDER CALL OF THE ASSEMBLY BY UNANIMOUS CONSENT

TEMPORARY SUSPENSION OF ASSEMBLY RULE NO. 85

Mr. McCollister asked for, and was granted, unanimous consent that Assembly Rule No 85 be temporarily suspended for the purpose of placing a call of the Assembly on any matter on file.

REQUEST FOR UNANIMOUS CONSENT THAT ASSEMBLY BILL NO. 571 BE WITHDRAWN FROM FILE, AND RE-REFERRED TO COMMITTEE

Mr Allen asked for unanimous consent that Assembly Bill No. 571 be withdrawn from the third reading file, and be re-referred to the Committee on Public Morals.

Mr. Cooke withheld unanimous consent.

Motion That Assembly Bill No. 571 Be Withdrawn from File, and Re-referred to Committee

Mr. Allen moved that Assembly Bill No. 571 be withdrawn from the third reading file, and be re-referred to the Committee on Public Morals.

Mr. Maloney seconded the motion.

Motion carried.

CONSIDERATION OF DAILY FILE (RESUMED)

UNFINISHED BUSINESS (RESUMED)

MOTION TO WITHDRAW ASSEMBLY BILL NO. 529 FROM COMMITTEE

In compliance with a notice given on a previous day, Mr. Geddes moved that Assembly Bill No. 529 be withdrawn from the Committee on Public Morals, and be placed upon the file.

Motion That Mr. Geddes Be Given Adequate Time

Mr. Collier moved that Mr. Geddes be given adequate time, not only to speak upon his motion, but to discuss Assembly Bill No. 529.

Ruling by Speaker

Speaker Collins ruled the motion out of order because of lack of a second.

The question being on the motion by Mr. Geddes that Assembly Bill No. 529 be withdrawn from the Committee on Public Morals, and be placed upon the file.

The roll was called, and the motion lost by the following vote:

AYES—Anderson, Beck, Blosser, Boyd, Burke, Clarke, Collier, George D. Collins, Conrad, Lester T. Davis, M. Philip Davis, Debs, Doyle, Evans, Geddes, Grant, Hahn, Heisinger, Hinckley, Hinton, Huyck, Luckel, McMillan, Niehouse, Price, Sherwin, Stanley, Stewart, Thorp, and Waters—30

NOES—Berry, Brown, Burns, Butters, Cooke, Crichton, Crowley, Erwin, Fletcher, Gaffney, Gannon, James, Johnson, Loomis, Maloney, McCollister, Robertson, Stephenson, Thompson, Thurman, Weber, Wollenberg, and Mr. Speaker—23

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 2116—An act to add Section 18052.1 to the Education Code, relating to contracts let by school districts

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Lester T. Davis, Debs, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Loomis, Luckel, Maloney, McCollister, McMillan, Price, Sherwin, Stanley, Stephenson, Stewart, Thorp, Thurman, Waters, Weber, and Mr. Speaker—55.

NOES—None.

Bill ordered transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT THAT SENATE BILL NO. 723 BE TAKEN UP, OUT OF ORDER

Mr. Erwin asked for, and was granted, unanimous consent that Senate Bill No. 723 be taken up, out of order, at this time, for purpose of amendment.

CONSIDERATION OF SENATE BILL NO. 723

Senate Bill No. 723—An act to provide for a recreational program and for the acquisition and construction of lands and facilities for the propagation and conservation of wild life, creating a board to acquire the necessary property to carry out such program, and to provide for the maintenance and operation of the property and facilities so acquired, and restricting the expenditure of money appropriated by Item 245 of the Budget Act of 1947.

Bill read third time.

Motion to Amend

Mr. Erwin moved the adoption of the following amendments:

Amendment No. 1

On page 2, line 4, of the printed bill, as amended in the Senate on June 12, 1947, after "created", insert "in the Department of Natural Resources".

Amendment No. 2

On page 2, line 36, of said bill, after "shall", insert "authorize, and the Fish and Game Commission shall,".

Amendment No. 3

On page 2, line 38, of said bill, strike out "and", and insert ". The Fish and Game Commission"

Amendment No. 4

On page 2, line 38, of said bill, after "shall", insert ", when authorized by the board".

Amendment No. 5

On page 2, line 39, of said bill, after "thereon", insert "in accordance with law".

Amendment No. 6

On page 2, line 41, of said bill, strike out "The board shall turn over each", and insert "Each"

Amendment No. 7

On page 2, line 42, of said bill, strike out "to", and insert "shall be managed and maintained by".

Amendment No. 8

On page 2, line 43, of said bill, strike out "thereafter manage and maintain it".

Amendment No. 9

On page 2 of said bill, between lines 45 and 46, insert "For the purpose of this act the Fish and Game Commission shall have the power of eminent domain."

Amendment No. 10

On page 2, line 42, of said bill, strike out ", who shall".

Amendments read, and adopted.

Amendments to Senate Bill No. 723 Corrected by Unanimous Consent

By unanimous consent, the Speaker ordered that the amendments to Senate Bill No. 723, adopted today, be corrected, as follows:

Corrected Amendments to Senate Bill No. 723 as Amended in Senate June 12, 1947

Amendment No. 1

On page 2, line 4, of the printed bill, as amended, after "created", insert "in the Department of Natural Resources"

Amendment No. 2

On page 2, line 36, of said bill, after "shall", insert "authorize, and the Fish and Game Commission shall,".

Amendment No. 3

On page 2, line 38, of said bill, strike out "and", and insert ". The Fish and Game Commission".

Amendment No. 4

On page 2, line 38, of said bill, after "shall", insert ", when authorized by the board".

Amendment No. 5

On page 2, line 39, of said bill, after "thereon", insert "in accordance with law".

Amendment No. 6

On page 2, line 41, of said bill, strike out "The board shall turn over each", and insert "Each".

Amendment No. 7

On page 2, line 42, of said bill, strike out "to", and insert "shall be managed and maintained by".

Amendment No. 8

On page 2, line 43, of said bill, strike out ", who shall thereafter manage and maintain it".

Amendment No. 9

On page 2 of said bill, between lines 45 and 46, insert "For the purpose of this act the Fish and Game Commission shall have the power of eminent domain."

Amendments read, as corrected, and adopted.

Bill ordered reprinted, and to third reading.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 2289—An act to add Section 4041.5a to the Political Code and Section 25561 to the Government Code, relating to the power of the board of supervisors to provide operas and other entertainment.

Bill read third time.

Demand for Previous Question

Messrs. Hahn, Hinton, Burke, Doyle, and Luckel demanded the previous question.

Demand for previous question sustained.

The question being on the passage of Assembly Bill No. 2289.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Berry, Blosser, Boyd, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Heisinger, Huckley, Hinton, Hollibaugh, Huyck, James, Johnson, Loomis, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, and Waters—57.

NOES—Beck, Bennett, Evans, Field, Kilpatrick, Knight, Luckel, and Stewart—8.

Bill ordered transmitted to the Senate.

Speaker Pro Tempore Presiding

At 10.35 a.m., Hon. Thomas A. Maloney, Speaker pro Tempore of the Assembly, presiding.

RESOLUTIONS

The following resolution was offered:

By Messrs. Beck, Dolwig, McCollister, Clarke, Butters, Fletcher, Boyd, Crowley, James, Evans, Stewart, Dickey, Robertson, Berry, O'Day, Clayton A. Dills, and Thomas:

House Resolution No. 238

Relative to Arthur B. Dunne

WHEREAS, The Assembly Special Investigating Committee was created by House Resolution No. 144, as amended, for the purpose of investigating and reporting upon a subject of utmost concern and importance to the people and the Government of this State; and

WHEREAS, The committee selected as its counsel in making its investigation and report Mr. Arthur B. Dunne, formerly President of the San Francisco Bar Association and now Vice President of the State Bar of California; and

WHEREAS, Mr. Dunne has served as counsel for the Assembly Special Investigating Committee with distinction, conducting the investigation for the committee with thoroughness, initiative, and impartiality; now, therefore, be it

Resolved by the Assembly of the State of California, That Mr. Arthur B. Dunne is hereby commended for his outstanding service as counsel for the Assembly Special Investigating Committee; and be it further

Resolved, That the Chief Clerk present a suitably prepared copy of this resolution to Mr. Arthur B. Dunne on behalf of this Assembly.

Request for Unanimous Consent

Mr. Dunn asked for, and was granted, unanimous consent to take up House Resolution No. 238, at this time, without reference to committee or file.

Resolution read, and adopted.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1216—An act to amend Section 532 of the Revenue and Taxation Code, relating to assessments.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Evans, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Huyck, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Sherwin, Silliman, Stanley, Thomas, Thompson, Thorp, Thurman, and Waters—61.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 2079—An act to provide for the recruitment and placement of an adequate supply of farm labor; to provide for an agricultural study in connection with farm labor and the availability thereof and to carry on a farm labor information service; to generally assure an adequate supply of farm labor in connection with the planting, growing, and harvesting of farm commodities and products; creating a California Farm Labor Placement Service; providing for a director, an advisory board and for necessary officers and employees; defining the powers and duties of the director and the advisory board and such other officers or employees; and to amend Section 92 of the Unemployment Insurance Act, relating to farm labor placement.

Bill read third time.

The roll was called.

Call of the Assembly

Pending the announcement of the vote, Mr. Thompson moved a call of the Assembly.

Motion carried. Time, 10.54 a.m.

The Speaker directed the Sergeant-at-Arms to close the doors, and to bring in the following absent members:

Brady, Butters, Crowley, M. Philip Davis, Dickey, Erwin, Field, Grant, Hawkins, Hollibaugh, Huyck, Niehouse, O'Day, Robertson, and Sheridan—15.

PROCEEDINGS UNDER CALL OF THE ASSEMBLY BY UNANIMOUS CONSENT

REQUEST FOR UNANIMOUS CONSENT THAT ASSEMBLY BILL NO. 2343 BE WITHDRAWN FROM THIRD READING FILE, AND RE-REFERRED

Mr. Allen asked for, and was granted, unanimous consent that Assembly Bill No. 2343 be withdrawn from the third reading file, and be re-referred to the Committee on Public Morals.

REQUEST FOR UNANIMOUS CONSENT THAT ASSEMBLY BILL NO. 2234 BE WITHDRAWN FROM THIRD READING FILE, AND RE-REFERRED

Mr. Doyle asked for, and was granted, unanimous consent that Assembly Bill No. 2234 be withdrawn from the third reading file, and be re-referred to the Committee on Public Morals.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1979—An act to amend Sections 55, 61, and 66 of, and to add Section 25 to, the Conservation and Planning Act, relating to planning.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Debs, Clayton A. Dills, Dolwig, Dunn, Elliott, Field, Fletcher, Gaffney, Gannon, Geddes, Grunsky, Hahn, Heisinger, Hinckley, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Sherwin, Sillman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—62

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1588—An act to add Section 262 to the Code of Civil Procedure, relating to the retirement of employees and attaches of the superior court.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crowley, Lester T. Davis, Debs, Clayton A. Dills, Doyle, Dunn, Elliott, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Price, Sherwin, Sillman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—63

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1589—An act to amend Section 20012 of the Government Code, relating to the retirement of employees and attaches of the superior court.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Price, Sherwin, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—66.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1381—An act to add Section 14455.7 to the Health and Safety Code, relating to powers of commissioners in fire protection districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Carey, Clarke, Collier, George D Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Nichouse, Price, Sherwin, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—66

NOES—None.

Bill ordered transmitted to the Senate.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

The following resolution was offered:

Assembly Concurrent Resolution No. 90: By Messrs. Wollenberg, O'Day, Field, Maloney, Beck, Bennett, Blosser, Boyd, Brady, Burke, Butters, Caldecott, Carey, Clarke, Collier, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Dolwig, Doyle, Erwin, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, McCollister, Miller, Robertson, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thurman, and Weber—Relative to the Legislative Auditor.

Request for Unanimous Consent

Mr. Wollenberg asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 90, at this time, without reference to committee, print, or file, and that the same be considered engrossed.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 90

Assembly Concurrent Resolution No. 90—Relative to the Legislative Auditor.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Allen, Beck, Bennett, Berry, Blosser, Brown, Burke, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A Dills, Ralph C Dills, Dolwig, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hinckley, Huyck, James, Johnson, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Nichouse, Price, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Wollenberg, and Mr. Speaker—59.

NOES—Elliott—1

Resolution ordered transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT THAT ASSEMBLY CONCURRENT RESOLUTION NO. 86 BE TAKEN UP, OUT OF ORDER

Mr. Dickey asked for, and was granted, unanimous consent that Mr Ralph C. Dills be permitted to take up Assembly Concurrent Resolution No. 86, out of order, at this time.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 86

Assembly Concurrent Resolution No. 86—Relative to amending Rules Nos. 36 and 37 of the Joint Rules of the Legislature, relating to committees.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Allen, Anderson, Bennett, Berry, Blosser, Burke, Caldecott, Carey, Collier, George D Collins, Conrad, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Waters, Wollenberg, and Mr Speaker—61

NOES—Thorp—1.

Resolution ordered transmitted to the Senate.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1007—An act to amend Sections 2609, 2621, and 2792 of the Elections Code, relating to the nomination of candidates at primary elections

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D Collins, Conrad, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A Dills, Ralph C. Dills, Dolwig, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Huyck, James, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Price, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—65.

NOES—None.

Bill ordered transmitted to the Senate.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, June 13, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No 2518
Assembly Bill No 2550
Assembly Bill No 2601
Assembly Bill No 2720

And reports the same correctly engrossed

WEBER, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, June 13, 1947

MR SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No 2420

And reports the same correctly re-engrossed

WEBER, Chairman

Above reported bill ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, June 13, 1947

MR SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Concurrent Resolution No. 82

And reports the same correctly engrossed.

WEBER, Chairman

Above reported resolution ordered on file for adoption.

ASSEMBLY CHAMBER, SACRAMENTO, June 13, 1947

MR SPEAKER: Your Committee on Legislative Procedure has examined Assembly Bill No 1296

And reports the same correctly re-engrossed.

WEBER, Chairman

Above reported bill ordered to third reading

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1587—An act to amend Section 6512 of the Business and Professions Code, relating to the salary of the Board of Barber Examiners.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Fletcher, Gaffney, Grant, Grunsky, Hinton, Huyck, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Price, Sherwin, Stewart, Thomas, Thompson, Thurman, Waters, Weber, and Wollenberg—53

NOES—Ralph C. Dills, Hahn, Heisinger, Hinckley, and Thorp—5

Bill ordered transmitted to the Senate.

APPOINTMENT OF SELECT COMMITTEE

Speaker pro Tempore Maloney announced the appointment of Messrs. Cooke, Allen, Grunsky, and Dolwig as a Select Committee, to escort to the rostrum, Mr. Paul Griffith, National Commander of the American Legion; Mr. Richard Chamberlain, Department Commander of the American Legion; Mr. Paul Griffith, Jr., aide to the National Commander; and Mr. Lynn G. Peterson, Department Legislative Chairman for the American Legion.

RECESS

At 11.17 a.m., on motion of Mr. Dickey, the Assembly recessed until 11.22 a.m., to hear remarks from Mr. Richard Chamberlain and Mr. Paul Griffith, National Commander of the American Legion.

REASSEMBLED

At 11.22 a.m., the Assembly reconvened.

Hon. Thomas A. Maloney, Speaker pro Tempore of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

MOTION THAT REMARKS BY MR. PAUL GRIFFITH BE PRINTED IN THE JOURNAL

Mr. Doyle moved that the remarks made by Mr. Paul Griffith be printed in the Journal.

Point of Order

Mr. Lowrey arose to the following point of order: That under the order of business, the Assembly is not on motions and resolutions, but is on the business on the Daily File.

Ruling by Speaker

Speaker pro Tempore ruled the point of order well taken.

Motion That the Assembly Refer Back to Item No. 10 on the Order of Business

Mr. Stewart moved that the Assembly refer back to Item No. 10 on the order of business which pertains to motions and resolutions.

Mr. Sherwin seconded the motion.

Motion carried.

Motion That Remarks Be Printed in Journal

Mr. Doyle moved that the remarks by Mr. Paul Griffith, National Commander of the American Legion, be printed in the Journal, in 10-point type.

Mr. Maloney seconded the motion.

Motion carried.

Remarks Given Before California Assembly June 13, 1947, by Paul H. Griffith, National Commander, The American Legion

Thank you Dick, Mr. Speaker, and Members of the Legislature. This is a rare treat for me to be able to come before this fine body and bring you the greetings of the National Organization of The American Legion, and thank you for the fine way in which you have cared for the veterans of the great State of California. I believe you deserve the compliments and the congratulations of the greatest veteran organization in the world for the way you have looked after your returned veterans, and I realize, as I am sure you do, that the problems in California are greater with regard to the care of veterans than in any other state in the Union.

Many veterans come to California because here, if they are disabled, they can better earn a living in the climate and the other advantages that California offers, than they can any other place in the Country. So you have many of them who come here for that purpose, and it increases the problem of the State in looking after their welfare.

Mr. Chamberlain has mentioned the article which appeared in the paper relative to Mr. Wallace's criticism of you for your reactionary methods. Mr Chamberlain said that he complimented you, and I believe that is right. I think most of us who are opposed by Henry believe that his opposition is a compliment. For those of us who have served our Country in one or two great wars believe in the American way of life, and we want to preserve it We have seen what other countries have to offer, and we believe the time has come when every loyal American must stand up for America.

The other day, our under-Secretary of State, in an appearance before the Committee on Un-American Activities in the House of Representatives, said that he believed that Russia was an aggressor nation, and he told how she was spreading herself over Europe and China and drawing the iron curtain behind her as she went. Mr. Molotov objected to that statement, but our great Secretary of State, General George C. Marshall, and I believe he is one of the greatest secretaries of State the Country has ever had, replied to that note of protest by saying that in America there wasn't much you could do about the statement of a fact. We of The American Legion agree with Mr. Marshall and his under-Secretary that Russia is an aggressor nation and is set on world domination. If it is true that Russia is an aggressor nation and is set on the

domination of the world, then we in America should do everything we possibly can to preserve our way of life and our standards of living. Because of our desire for the continuation of these American ideals, The American Legion has introduced into the Congress a bill for universal military training in order that we might have a nucleus around which to build an adequate national defense and make ourselves so strong that no foreign aggressor would ever dare attack us.

Those of us who have served our Nation in time of war realize the less glamorous side of war and want no more of it. We want peace, but we know that we cannot have peace unless we are strong enough to preserve it, and so we believe that universal military training is a must in order that we might preserve this peace which has been bought at such a terrible cost.

Our plan for universal military training requires that every young man in the Nation, when he reaches the age of 18, or when he graduates from high school, receives a basic training period of four months in a training center nearest his home. At the end of that four-month basic training period he is permitted to choose for himself how he would complete the equivalent of a year's military training. If he is going on to college, he can complete it in R.O.T.C., or if he is taking up any of the sciences to become a doctor, or a dentist, or a chemist, he can qualify for a commission when he qualifies for his degree upon graduation. If he is going back to the farm or the factory or the shop, he can join the National Guard and complete the equivalent of his year's military training there, or he can go into the Naval Reserve training program, or any other recognized training program and complete the equivalent of his year's military training there.

We do not believe there is too much displacement in a plan of this kind. We believe that many who have opposed universal military training have it confused with compulsory military service, and there is a grave difference between the two. Compulsory military service would take the young men of this Country in peace time, as we took them in time of war, put them into the regular establishments of the Army or Navy, assign them to regular units and send them out into the army of occupation or into our outposts, or even have them man the posts here at home. The American Legion is opposed to compulsory military service in peace time, and I believe the majority of the American people oppose compulsory military service in peace time.

A recent Gallup poll informs us that about 73 percent of the American people today are in favor of universal military training, and we of the American Legion believe that if we are to preserve the peace and protect ourselves against aggression, universal military training is a must before the present Congress adjourns.

I am an American, and I am proud of it. I believe the time has come for every loyal American to stand up for America. We want no foreign ideologies in this great land of ours, but if we are to preserve the ideals for which we fought and for which so many of our comrades gave their lives, we must have an adequate defense and universal military training, and I am sure that all of you join with me in the hope that the Congress will make universal military training the law of the land before the adjournment of the present session.

It was grand of you to invite me here today, and I appreciate the opportunity of speaking to you and thank you for your fine attention.

STATEMENT BY MR. DUNN

My objection to the statement of Mr. Griffith to the effect that because former Vice President and Secretary of Commerce, Henry A. Wallace, had criticized this Legislature "we should feel complimented," was based on the fact that I knew nothing of the basis of the criticism, and on the further fact that Mr Griffith was occupying a privileged position as a guest of the Assembly, therefore I felt that such a remark in such a position was both unjustifiable and in extremely bad taste.

FRANCIS DUNN, JR.

MEMBERS EXCUSED

At 11.40 a.m., Mr. Dickey asked for, and was granted, unanimous consent that the members of the Committee on Rules be excused, at this time, for the purpose of holding a meeting.

MESSAGES FROM THE GOVERNOR

STATE OF CALIFORNIA
GOVERNOR'S OFFICE, SACRAMENTO, June 13, 1947

To the Honorable Members of the Assembly
State of California, Sacramento, California

GREETINGS: I am returning herewith without my signature

Assembly Bill No. 640, entitled: "An act to amend Section 59 of the Alcoholic Beverage Control Act, relating to sales on election day."

My objections are as follows:

The present law prohibits the sale of alcoholic beverages in any election district or precinct in the State while an election is in progress. This bill would restrict the provision to city, county, city and county, state, or national elections The existing law is designed to insure good order during all elections and to protect the electorate from undue influence If it is sound for some elections, it is sound for all It is as essential for instance that a school election, which is a district election, be conducted on a high plane as for a municipal, county, or state election. If this bill were to become law, school and other district elections would not have the protection given to general elections It is opposed by the Peace Officers' Association of the State of California and by individual law enforcement officers. Accordingly, I am returning the bill without my approval.

Respectfully submitted.

EARL WARREN, Governor

Assembly Bill No. 640 ordered to unfinished business file.

REQUEST FOR UNANIMOUS CONSENT THAT NEEDED CORRECTIONS IN AMENDMENTS BE MADE

Mr. Dickey asked for, and was granted, unanimous consent that the Amending Clerks, at the desk, be granted permission to make needed corrections in amendments to bills now being hurriedly placed across the desk.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, June 13, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 800

And reports the same correctly re-engrossed.

WEBER, Chairman

Above reported bill ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, June 13, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1632
Assembly Concurrent Resolution No. 84
Assembly Joint Resolution No. 52

And reports the same correctly engrossed.

WEBER, Chairman

Above reported resolutions ordered on file for adoption.

ASSEMBLY CHAMBER, SACRAMENTO, June 13, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 2386

And reports the same correctly re-engrossed.

WEBER, Chairman

Above reported bill ordered to third reading.

Speaker Presiding

At 12.07 p.m., Hon. Sam L. Collins, Speaker of the Assembly, presiding.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 336—An act to amend Section 7 of the Unemployment Insurance Act, relating to employment.

Bill read third time.

Motion to Amend

Mr. Elliott moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, after "of", insert ", and to add Section 6.7 to,".

Amendment No. 2

On page 3 of said bill, after line 49, insert

"SEC. 2. Section 6.7 is added to said act, to read:

Sec 6 7. The term "employment" includes services performed by an individual over the age of 18 years, in the sale, delivery, or distribution of newspapers, except where a sales tax permit is required of such individual pursuant to Article 2, Chapter 2, Part 1, Division 2 of the Revenue and Taxation Code"

Amendments read, and refused adoption.

The question being on the passage of Assembly Bill No. 336.

Demand for Previous Question

Messrs. Grunsky, Lester T. Davis, Silliman, Loomis, and M. Philip Davis demanded the previous question.

Demand for previous question sustained.

The question being on the passage of Assembly Bill No. 336.

The roll was called, and the bill refused passage by the following vote:

AYES—Allen, Anderson, Bennett, Berry, Brady, Caldecott, Carey, George D. Collins, Cooke, Crowley, Lester T. Davis, Debs, Ralph C. Dills, Dunn, Elliott, Hawkins, Kilpatrick, Maloney, McMillan, Miller, Niehouse, O'Day, Rosenthal, Sheridan, Sherwin, and Thomas—26

NOES—Beck, Blosser, Boyd, Brown, Burke, Butters, Clarke, Collier, Conrad, Cramer, M. Philip Davis, Dolwig, Erwin, Gannon, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kirkwood, Loomis, Lowrey, Luckel, McCollister, Price, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, and Mr. Speaker—38.

FURTHER PROCEEDINGS UNDER CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 2079

At 12.10 p.m., on motion of Mr. Thompson, further proceedings under the call of the Assembly were dispensed with.

The names of the absentees were called, and Assembly Bill No. 2079 passed by the following vote:

AYES—Blosser, Boyd, Brown, Burke, Burns, Butters, Clarke, Collier, Conrad, Cramer, Crichton, M Philip Davis, Dolwig, Doyle, Erwin, Gannon, Geddes, Grant, Grunsky, Hahn, Hinckley, Hinton, James, Johnson, Kirkwood, Knight, Loomis, Lowrey, McCollister, Price, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—42

NOES—Allen, Anderson, Beck, Bennett, Berry, Caldecott, Carey, George D. Collins, Cooke, Crowley, Lester T Davis, Debs, Clayton A. Dills, Ralph C. Dills, Dunn, Elliott, Evans, Fletcher, Gaffney, Heisinger, Kilpatrick, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Rosenthal, Sheridan, and Wollenberg—30.

Bill ordered transmitted to the Senate.

FURTHER PROCEEDINGS UNDER CALL OF THE ASSEMBLY DISPENSED WITH ON REPORT OF COMMITTEE ON CONFERENCE CONCERNING SENATE BILL NO. 122

At 12 16 p.m., on motion of Mr. McCollister, further proceedings under the call of the Assembly were dispensed with.

The names of the absentees were called, and the report of the Committee on Conference concerning Senate Bill No. 122 refused adoption by the following vote:

AYES—Allen, Anderson, Berry, Boyd, Brady, Burke, Conrad, Cooke, Cramer, Crichton, Crowley, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Evans, Field, Gannon, Geddes, Grant, Hollibaugh, Huyck, Johnson, Lowrey, Luckel, Lyons, McCollister, McMillan, Niehouse, O'Day, Price, Robertson, Stanley, Stewart, Thompson, Thorp, Waters, Weber, and Mr Speaker—43.

NOES—Beck, Bennett, Blosser, Brown, Burns, Butters, Caldecott, Clarke, Collier, George D. Collins, Lester T. Davis, M. Philip Davis, Dunn, Fletcher, Gaffney, Grunsky, Hahn, Heisinger, Hinckley, Hinton, James, Kilpatrick, Kirkwood, Loomis, Maloney, Miller, Sheridan, Sherwin, Silliman, Stephenson, Thomas, Thurman, and Wollenberg—33.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, June 13, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 141—An act to amend Section 736b of the Political Code, relating to salaries of judges;

Assembly Bill No. 743—An act to amend Sections 2410, 2413, 2414, 2415, 2416, 2417, 2418, 2419, 2420, 2420 5, and 2425 of, and to add Sections 2412.5, 2413.5, 2413.6, 2417.5, 2417 6, 2417.7, 2419.5, and 2419 6 to, the Labor Code, relating to camps;

Assembly Bill No. 837—An act to amend Section 737vv of the Political Code, relating to salaries of superior court judges;

And reports that the same have been correctly enrolled, and presented to the Governor on the thirteenth day of June, 1947, at 12 m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 13, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1407—An act to amend Section 2912 of the Revenue and Taxation Code, relating to assessors' monthly reports to auditors;

Assembly Bill No. 1427—An act to add Sections 3083 1 and 3462.1 to the Welfare and Institutions Code, relating to eye examinations for blind aid;

Assembly Bill No. 1439—An act to amend Section 628 of the Agricultural Code, relating to sterilized milk and cream;

And reports that the same have been correctly enrolled, and presented to the Governor on the thirteenth day of June, 1947, at 12 m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 13, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1641—An act to amend Sections 322 and 327 of the Revenue and Taxation Code, relating to description of land for assessment purposes;

Assembly Bill No. 2107—An act to amend Sections 255 and 441 of the Revenue and Taxation Code, relating to property taxation;

Assembly Bill No. 2320—An act to amend Section 737rr of the Political Code, relating to superior judges' salaries;

And reports that the same have been correctly enrolled, and presented to the Governor on the thirteenth day of June, 1947, at 12 m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 13, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 2339—An act to renumber the article heading of Article 1.5 of Chapter 1 of Division 10 comprising Section 20041 of the Education Code, relating to the withdrawal of money from the State Treasury by the Regents of the University of California;

Assembly Bill No. 2340—An act to amend and renumber Section 26 of the Education Code, as added by Chapter 65 of the Statutes of 1945, relating to city superintendent of schools;

Assembly Bill No. 2492—An act to add Section 6365 to the Revenue and Taxation Code, relating to exemptions from the sales and use taxes;

And reports that the same have been correctly enrolled, and presented to the Governor on the thirteenth day of June, 1947, at 12 m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 13, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 2607—An act to amend Sections 3, 6, and 24 of an act entitled "District Investigation Act of 1933," relating to the organization of special tax and assessment districts;

And reports that the same has been correctly enrolled, and presented to the Governor on the thirteenth day of June, 1947, at 12 m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 13, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Joint Resolution No. 45—Relative to the protection of farm crops from depredation by migratory waterfowl;

And reports that the same has been correctly enrolled, and presented to the Secretary of State on the thirteenth day of June, 1947, at 12 m

WEBER, Chairman

MEMBERS EXCUSED

At 12.22 p.m., Mr. Dickey asked for, and was granted, unanimous consent that the members of the Committee on Rules be excused, at this time, for the purpose of holding a meeting.

REQUEST TO BE EXCUSED RENEWED

Pursuant to a request for unanimous consent, previously granted, that he be excused for part of the legislative day, today, Mr. Dunn renewed his request.

Request granted.

RECESS

At 12.23 p.m., on motion of Mr. Cooke, the Assembly recessed until 2 p.m.

REASSEMBLED

At 2 p.m., the Assembly reconvened.

Hon. Sam L. Collins, Speaker of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

REPORTS OF STANDING COMMITTEES

Committee on Finance and Insurance

ASSEMBLY CHAMBER, SACRAMENTO, June 13, 1947

MR. SPEAKER: Your Committee on Finance and Insurance, to which was referred:

Assembly Bill No. 2185

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

GEDDES, Chairman

Above reported bill ordered to third reading.

Committee on Industrial Relations

ASSEMBLY CHAMBER, SACRAMENTO, June 12, 1947

MR. SPEAKER: Your Committee on Industrial Relations, to which was referred:

Senate Bill No. 189

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be re-referred to Committee on Ways and Means.

LYONS, Chairman

Above reported bill re-referred to Committee on Ways and Means.

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, June 13, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 753

And reports the same correctly re-engrossed

WEBER, Chairman

Above reported bill ordered to third reading.

RESOLUTIONS

The following resolutions were offered:

By Mr. Gaffney:

House Resolution No. 239

Relative to the creation of the Assembly Interim Committee on Safety

WHEREAS, The tragic toll of nonindustrial accidental deaths and injuries in this State is increasing at an alarming rate, and

WHEREAS, The creation of a State Safety Commission appears to be necessary to provide a means of assisting in the promotion of safety education and regulation, and

WHEREAS, The Legislature requires complete and adequate information as to all phases of this situation in order that appropriate legislation may be presented and considered by it; now, therefore, be it

Resolved by the Assembly of the State of California, As follows:

1. The Assembly Interim Committee on Safety is hereby created and authorized and directed to ascertain, study and analyze all facts relating to accidents occurring on the highways, streets, and farms, in the home, and on inland waterways, the promulgation and enforcement of safety measures in connection therewith, the scope and adequacy of existing agencies in this field, and the nature and extent of needed development in such field, including but not limited to the operation, effect, administration, enforcement and needed revision of any and all laws in any way bearing upon or relating to the subject of this resolution, and to report thereon to the Assembly, including in the reports its recommendations for appropriate legislation.

2. The committee shall consist of five Members of the Assembly appointed by the Speaker thereof. The chairman shall be appointed by the Speaker. Vacancies occurring or existing in the membership of the committee shall be filled by the appointing power.

3. The committee is authorized to act during this session of the Legislature, including any recess, and after final adjournment until the commencement of the 1949 Regular Session, with authority to file its final report not later than the thirtieth legislative day of that session.

4. The committee and its members shall have and exercise all of the rights, duties and powers conferred upon investigating committees and their members by the provisions of the Joint Rules of the Senate and Assembly and of the Standing Rules of the Assembly as they are adopted and amended from time to time, which provisions are incorporated herein and made applicable to this committee and its members.

5. The committee has the following additional powers and duties:

(a) To select a vice chairman from its membership.

(b) To contract with such other agencies, public or private, as it deems necessary for the rendition and affording of such services, facilities, studies and reports to the committee as will best assist it to carry out the purposes for which it is created.

(c) To cooperate with and secure the cooperation of county, city, city and county, and other local law enforcement agencies in investigating any matter within the scope of this resolution and to direct the sheriff of any county to serve subpenas, orders and other process issued by the committee.

(d) To report its findings and recommendations to the Legislature and to the people from time to time and at any time, not later than herein provided.

(e) To do any and all other things necessary or convenient to enable it fully and adequately to exercise its powers, perform its duties, and accomplish the objects and purposes of this resolution.

6. The sum of two thousand five hundred dollars ($2,500) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Assembly for the expenses of the committee and its members and for any charges, expenses or claims it may incur under this resolution, to be paid from the said contingent fund and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read, and referred to Committee on Rules.

By Mr. McCollister:

House Resolution No. 240

Relative to augmenting the funds of the Assembly Committee on Interstate Cooperation

Resolved by the Assembly of the State of California, That in addition to any money heretofore made available the sum of ten thousand dollars ($10,000), or so much thereof as may be necessary, is hereby made available from the Contingent Fund of the Assembly for the expenses of the Assembly Committee on Interstate Cooperation (created by House Resolution No. 23 of this 1947 Regular Session adopted January 10, 1947) and its members and for any charges, expenses or claims it may incur under said resolution, including expenses incurred outside the State of California, to be paid from the Contingent Fund of the Assembly and disbursed after certification by the chairman of the committee upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read, and referred to the Committee on Rules.

COMMUNICATIONS

The following communications were received, read, and ordered printed in the Journal:

By Speaker Collins:

STATE OF CALIFORNIA, DEPARTMENT OF PUBLIC WORKS
SACRAMENTO, June 3, 1947

Hon. Sam L. Collins, Speaker of the Assembly
California State Legislature, Sacramento, California

DEAR SIR: I have the honor of transmitting to you herewith the "Report to the Assembly of the State Legislature on Water Supply of Antelope Valley in Los Angeles and Kern Counties, Pursuant to House Resolution No. 101 of February 16, 1946".

Very truly yours,

EDWARD HYATT, State Engineer

Above report ordered filed with the Secretary of State.

By Mr. Thomas:

SAN PEDRO CHAMBER OF COMMERCE, June 9, 1947

Hon. Vincent Thomas, Assemblyman
State Capitol, Sacramento 14, California

HONORABLE SIR: At today's meeting of the Board of Directors of the Chamber of Commerce of San Pedro the board placed the chamber on record as being opposed to the proposition that San Pedro secede from Los Angeles and to the passage of Assembly Bill No. 14. The board also instructed me to advise you as follows:

The action of the board is the result of careful and prolonged study and investigation of the complex problems involved and of the underlying causes prompting the advocacy of the secession movement.

The chamber's opposition to secession from Los Angeles is based upon the firm belief that such a move would be an act—not of progress—but of retrogression, and that it would result in incalculable harm—financially and morally—to San Pedro. (For details see the attached copy of the report made by this Chamber's Governmental Affairs Committee.)

The chamber recognizes and appreciates your efforts in behalf of your district, but it believes that Assembly Bill No. 14 is ill-advised, and, if passed, that it will react to the disadvantage of San Pedro and become the cause of much needless expense and contention to and among the people of San Pedro.

The chamber believes that passage of the bill will provide—not a club with which to force concessions from Los Angeles—but a valid excuse for the administrators of Los Angeles to withhold appropriations, both for maintenance and capital investment, from San Pedro. In fact, the $85,000 appropriated by the city some time ago for a new regional library in San Pedro has not yet been released, and there is reason to believe on the basis of information at hand, that the money may not be released by the Library Department until the implied threat contained in Assembly Bill No. 14 has been removed.

The anticipated reaction of the city administration is entirely logical and reasonable, and the chamber believes that the same would apply to the State Legislature in the event that Los Angeles and other southern counties should succeed in placing themselves in the position where they could threaten the Legislature with secession from the State "or else".

The board also instructed me to comment on House Resolution No. 173 as follows:

Re "Fourth." San Pedro has good municipal ferry service to Terminal Island. True, the fare is 2½ cents or ½-cent over the promised 2-cent fare But, considering the vast difference between the cost of living in 1909 and today the present fare is eminently fair

Re "Fifth." Owing to a lack of detailed records and specifications concerning the "public fish market and fisherman's wharf" it is a moot question whether or not this pledge has been kept, and one which can be answered by members of the 1909 consolidation committee only. And, considering the conditions, the lack of development, and the infant fishing industry as they were in 1909, it is entirely possible that the consolidation committee, if it were here, would answer in the affirmative.

The foregoing remark is not to be construed, however, as approval of the present mooring facilities of San Pedro's fishing fleet as it exists today. These facilities are sadly in need of repairs, improvements, and additions. But, this current problem could not possibly have existed or been considered in 1909, and the chamber submits, that promises made relative to mooring facilities should not be confused with consolidation pledges.

Re "Eighth." San Pedro has and has had since consolidation with Los Angeles a branch of the public library, and the service apparently is satisfactory. The library first occupied the present Chamber of Commerce Building. Later the city built and operated an excellent library at 10th and Gaffey Streets This building was damaged in the earthquake of 1933, and later an earth fault made it necessary to raze the building. The library, however, was transferred to a store building in the 500 block on W Seventh Street in the downtown area of San Pedro, where it is still serving the community. And, as already mentioned, $85,000 was recently appropriated by the city for the construction of a new regional library second only to the main library in Los Angeles

Re "Eleventh." The chamber believes that the city does "lay out and expend annually" an amount of money not less than the amount of municipal taxes collected in San Pedro. According to the best figures available the estimated assessed property evaluation for tax collection purposes in San Pedro is between $25,000,000 and $30,000,000. The municipal tax is $1 805 per $100 of assessed evaluation The estimated amount of municipal taxes collected annually is therefore, at most, $540,000 and, since the total amount of the annual salaries paid to only two of the many municipal departments in San Pedro, namely the police and fire departments, is in excess of $500,000, it can readily be seen, that the total amount of municipal taxes collected in San Pedro does no more than begin to pay for all of the municipal services, maintenance, and investments accorded this community

As for the statements that "There are at the present time no emergency hospital facilities," no facilities for "booking and detention of women and juvenile residents," and "no services are provided for cleaning the streets" in San Pedro, the chamber wishes me to state, that the first and third statements are incorrect.

San Pedro has long had adequate emergency hospital facilities. The emergency hospital service needs one more full time doctor, however, and the Mayor of Los Angeles recently informed the city council, that money had been appropriated to supply this need and authorized the council to furnish such additional medical service.

Street cleaning services are and have been furnished five days per week. San Pedro has, however, long been desirous of having the street cleaning service extended to include street cleaning of its downtown area over the weekends, and the mayor has just announced, that Sunday street cleaning in San Pedro will be put into effect beginning next July 1st.

It is true that San Pedro has no detention facilities for women and juveniles arrested in San Pedro. However, the number of arrests of women and juveniles is too small in the opinion of the police department and this chamber to warrant the expense of installing and maintaining such facilities, and the practice of immediately transporting such cases to Los Angeles should, in the opinion of the chamber, be continued until such time as the volume has increased sufficiently to warrant a change.

The board also instructed me to call your attention to the recent meeting in San Pedro between the mayor and a committee of five representing 16 responsible and representative San Pedro organizations. The committee presented a 15-point program covering harbor and other municipal improvements and needs in San Pedro. This program was thoroughly discussed, and it is the considered opinion of the committee and of this chamber, that as a result San Pedro will receive whole-hearted consideration and cooperation of the city administration, to the end, that the program may be carried to a speedy conclusion, and that controversial policies may be settled to the satisfaction of all involved

In view of the foregoing facts the San Pedro Chamber of Commerce sincerely believes, that it is to the best interest of San Pedro and San Pedro citizens if Assembly Bill No 14 is not permitted to pass at this time, and you are asked to reconsider and to counsel your colleagues accordingly.

Very cordially yours,

SAN PEDRO CHAMBER OF COMMERCE
By E D. SEWARD, Executive Secretary

By order of the Board of Directors.

By Mr. Thomas:

SAN PEDRO BUSINESS MEN ASSOCIATED
SAN PEDRO, CALIFORNIA, June 9, 1947

Assemblyman Vincent Thomas
State Capitol, Sacramento, California

DEAR SIR: The members of this organization met for dinner on Wednesday, June 4, 1947, at the Assistance League of San Pedro and at that time a report was made of your recent visit to the San Pedro Junior Chamber of Commerce.

Assembly Bill No. 14 (Thomas) was again discussed to the end that a motion was adopted to reaffirm to you the whole-hearted support of the San Pedro Business Men Associated.

Please do not hesitate to call upon this organization for any assistance you may desire in your effort to obtain passage of this very important bill, Assembly Bill No. 14

Sincerely,

SAN PEDRO BUSINESS MEN ASSOCIATED, INC.
R. S. KIMBALL, Secretary

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 865—An act to amend Section 20009 1 of and to add Chapter 4.5 to Part 3 of Division 5 of Title 2 of the Government Code, relating to the State Employees' Retirement System, and providing for the inclusion therein of certain employees of the Public School System.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Brady, Burke, Burns, Caldecott, Carey, Clarke, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Dolwig, Doyle, Erwin, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins Heisinger, Hinton, Huyck, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Rosenthal, Sherwin, Silliman, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—55

NOES—None.

Bill ordered transmitted to the Senate.

MEMBER EXCUSED

At 2.15 p.m., Mr. Maloney asked for, and was granted, unanimous consent that Mr. Berry be excused for the balance of the legislative day, because of legislative duties elsewhere.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 273—An act to add Chapter 1.5 to Division 1 of the Welfare and Institutions Code, making an appropriation for public assistance comprising aid to the aged, aid to the needy blind, and aid to needy children, to be expended under the conditions and upon the terms specified therein, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Brady, Burke, Burns, Caldecott, Carey, Clarke, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Dolwig, Doyle, Erwin, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Huyck, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Rosenthal, Sherwin, Silliman, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—55.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Brady, Burke, Burns, Caldecott, Carey, Clarke, Conrad, Cooke, Cramer, Crichton, Lester T Davis, Debs, Dickey, Clayton A. Dills, Dolwig, Doyle, Erwin, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Huyck, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Rosenthal, Sherwin, Silliman, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Mr Speaker—55.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 33—An act to add Section 10115 to the Insurance Code, relating to life insurance policies.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Brady, Burke, Burns, Butters, Caldecott, Carey, Clarke, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Dolwig, Doyle, Erwin, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Huyck, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Price, Rosenthal, Sherwin, Stephenson, Thomas, Thompson, Thorp, Waters, Weber, and Mr. Speaker—56

NOES—None.

Bill ordered transmitted to the Senate.

Speaker Pro Tempore Presiding

At 2.20 p.m., Hon. Thomas A. Maloney, Speaker pro Tempore of the Assembly, presiding.

Assembly Bill No. 709—An act to amend Section 9162 of the Education Code, relating to vocational education.

Bill read third time

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M Philip Davis, Debs, Dickey, Clayton A Dills, Dolwig, Doyle,

Erwin, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Huyck, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Price, Sheridan, Sherwin, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, and Weber—59

NOES—None.

Bill ordered transmitted to the Senate.

MEMBERS EXCUSED

At 2 22 p m., Mr. Burns asked for, and was granted, unanimous consent that the members of the Committee on Transportation and Commerce be excused, at this time, for the purpose of holding a meeting, in the post office.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 292—An act to amend Section 18021 of the Government Code and to repeal Section 18022 of the Government Code, relating to hours of work.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Brady, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, Dickey, Clayton A. Dills, Dolwig, Doyle, Erwin, Fletcher, Gannon, Geddes, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Huyck, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Maloney, McCollister, McMillan, Miller, Price, Sherwin, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, and Weber—50.

NOES—None

Bill ordered transmitted to the Senate.

Assembly Bill No. 941—An act to amend Section 18020 of the Government Code, relating to hours of work for state employees, making an appropriation for carrying out the provisions of this act, and declaring the urgency thereof.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Brady, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Dolwig, Doyle, Erwin, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, Johnson, Kilpatrick, Kirkwood, Lowrey, Lyons, Maloney, McCollister, McMillan, Miller, Price, Sherwin, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, and Weber—57.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Brady, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Dolwig, Doyle, Erwin, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, Johnson, Kilpatrick, Kirkwood, Lowrey, Lyons, Maloney, McCollister, McMillan, Miller, Price, Sherwin, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, and Weber—57.

NOES—None.

Bill ordered transmitted to the Senate.

Statement of Vote

My presence in the Senate prevented my voting "Aye" on Assembly Bill No. 941 of which I am co-author.

RALPH C. DILLS

Hon. Richard H. McCollister Presiding

At 2.26 p.m., Hon. Richard H. McCollister, Member of the Assembly from the Seventh District, presiding.

Assembly Bill No. 2719—An act to amend Section 5438 of the Public Resources Code, relating to county recreation districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Bennett, Blosser, Brady, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Erwin, Fletcher, Gaffney, Gannon, Geddes, Grant, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Lyons, Maloney, McCollister, McMillan, Miller, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stephenson, Thomas, Thompson, Thurman, Waters, and Weber—56.

NOES—Beck and Lowrey—2.

Bill ordered transmitted to the Senate.

Assembly Bill No. 2037—An act to add Section 511.5 to the Military and Veterans Code, relating to uniforms for high school cadets, and making an appropriation.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Brady, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Elliott, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, and Weber—61.

NOES—None.

Bill ordered transmitted to the Senate.

REPORTS OF STANDING COMMITTEES

Committee on Transportation and Commerce

ASSEMBLY CHAMBER, SACRAMENTO, June 13, 1947

MR SPEAKER: Your Committee on Transportation and Commerce, to which was referred:

Assembly Bill No. 1549

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

BURNS, Chairman

Above reported bill ordered to second reading.

SECOND READING OF ASSEMBLY BILLS (BY UNANIMOUS CONSENT)

Assembly Bill No. 1549—An act to amend Sections 151, 155, 160, and 676 of the Vehicle Code, relating to vehicles.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Transportation and Commerce:

Amendment No. 1

On page 2, line 40, of the printed bill, as amended in the Assembly on June 7, 1947, strike out entire contents of line, and insert "*name and address of the registered owner, and the make, license and engine number of the vehicle as contained on*".

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Motion to Place Rush Order on Printing of Assembly Bill No. 1549

Mr. Burns moved that a rush order be placed upon the printing of Assembly Bill No. 1549.

Motion carried.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1434—An act making an appropriation to be expended pursuant to the Property Acquisition Act for the acquisition of additional real property for use of the San Jose State College and in furtherance of the postwar building program.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Dunn, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Lowrey, Luckel, Maloney, McCollister, Miller, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thurman, Waters, and Weber—58.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1170—An act to add Sections 667.1, 671.1, and 960 to the Welfare and Institutions Code, and to amend Section 671 of said code, all relating to the establishment and maintenance of schools in detention homes and juvenile homes and camps.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—64.

NOES—None.

Bill ordered transmitted to the Senate.

RESOLUTIONS

The following resolution was offered:

By Messrs. Maloney, Brady, Berry, O'Day, Johnson, George D. Collins, Blosser, Gaffney, Allen, Anderson, Beck, Bennett, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Sam L. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, McCollister, McMillan, Miller, Mrs Niehouse, Messrs. Price,

Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, and Weber:

House Resolution No. 241

Relative to the Birthday of Albert C. Wollenberg

WHEREAS, On this day Friday, June 13th, we celebrate the 47th birthday of Albert C. Wollenberg, Assemblyman from the Twenty-first Assembly District, located in San Francisco; and

WHEREAS, The Honorable Albert C Wollenberg, having been a Member of the Assembly for the past five sessions has distinguished himself by being selected as the chairman of the most important Ways and Means Committee of the State of California through which committee the finance of the State Government is necessarily carried on; and

WHEREAS, For the coming fiscal year, Albert C. Wollenberg, as Chairman of the Ways and Means Committee in performing a public service for the people of the State of California gave many hard months of work and preparation in compiling the largest budget ever presented to the people of the State of California; now, therefore, be it

Resolved by the Assembly of the State of California, That we hereby congratulate Albert C. Wollenberg on this, his 47th birthday and wish him many happy returns of the day, with the hopes that he will enjoy good health and success in the future years to come; and be it further

Resolved, That suitably engrossed copies of this resolution be sent to the Honorable Albert C. Wollenberg and to his mother and father, Mr. and Mrs. Charles M. Wollenberg.

Request for Unanimous Consent That Names of All Members Be Placed Upon House Resolution No. 241 as Co-authors

Mr. Cooke asked for, and was granted, unanimous consent that the names of all Members of the Assembly be placed upon House Resolution No. 241, as co-authors.

Request for Unanimous Consent

Mr. Maloney asked for, and was granted, unanimous consent to take up House Resolution No. 241, at this time, without reference to committee or file.

Resolution read, and adopted unanimously.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, June 13, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted:

Senate Concurrent Resolution No. 55
Senate Concurrent Resolution No. 9
Senate Constitutional Amendment No. 22

J. A. BEEK, Secretary of the Senate
By C. V TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS (RESUMED)

The following resolutions were read:

Senate Concurrent Resolution No. 55—Relative to wishing Orville M. Shelton a speedy recovery from his illness.

Referred to Committee on Rules.

Senate Joint Resolution No. 9—Memorializing the President and the Congress of the United States in relation to liberalizing immigration policy with respect to displaced persons in Germany, Austria and Italy.

Referred to Committee on Rules.

Senate Constitutional Amendment No. 22—Proposed amendment to Article XXIV, Section 4 of the Constitution, relative to exemption from state civil service.

Referred to Committee on Constitutional Amendments.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 2601—An act to amend Sections 10951 and 10951.1 of the Insurance Code, relating to the conversion of mutual life and disability insurers to incorporated life or legal reserve capital stock insurers.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Fletcher, Gaffney, Geddes, Grant, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Weber, Wollenberg, and Mr. Speaker—60.

NOES—None.

Bill ordered transmitted to the Senate.

Speaker Pro Tempore Presiding

At 2.48 p.m., Hon. Thomas A. Maloney, Speaker pro Tempore of the Assembly, presiding.

Assembly Bill No. 800—An act to amend the title of Part 2 of Division 13 of, and to amend the title of Chapter 5 of said part of, and to amend and renumber the heading of Chapter 5, comprising Section 18710 of, and to amend Sections 18100, 18102, 18109, 18302, 18304, 18407, 18432, 18600, 18654, 18720, 18721.5, and 18800 of, and to add Sections 18100.5, 18102.5, 18107.5, 18302.5, 18307, 18308, 18309, 18310, 18311, 18312, 18460.5, 18469.5, 18650.5, 18656.4, 18656.5, 18656.6, 18656.7, 18657.5, 18661.5, 18720.5, and 18720.6 to, the Health and Safety Code, relating to auto courts and resorts, and auto and trailer camps, and making an appropriation.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister McMillan, Miller, Niehouse, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Waters, Weber, and Wollenberg—67.

NOES—None.

Bill ordered transmitted to the Senate.

Hon. Richard H. McCollister Presiding

At 2 51 p.m., Hon. Richard H. McCollister, Member of the Assembly from the Seventh District, presiding.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, June 13, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed:

Senate Bill No. 200
Senate Bill No. 235
Senate Bill No. 262
Senate Bill No. 358
Senate Bill No. 398
Senate Bill No. 404
Senate Bill No. 417
Senate Bill No 437
Senate Bill No. 477
Senate Bill No. 529
Senate Bill No. 635
Senate Bill No. 651
Senate Bill No. 730
Senate Bill No. 735
Senate Bill No. 863
Senate Bill No. 889
Senate Bill No. 907
Senate Bill No. 1083
Senate Bill No. 1167
Senate Bill No. 1202
Senate Bill No 1215
Senate Bill No 1216
Senate Bill No. 1457
Senate Bill No 1536
Senate Bill No. 1576
Senate Bill No. 1579
Senate Bill No. 1587
Senate Bill No. 1590
Senate Bill No. 1591

J. A BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS (RESUMED)

The following bills were read the first time:

Senate Bill No. 200—An act to add Section 171c to the Civil Code, relating to the management and control of community property.

Referred to Committee on Judiciary.

Senate Bill No. 235—An act making an appropriation to be expended pursuant to the Property Acquisition Act for the acquisition of real property for use as a site for a state office building in the City of San Diego and in furtherance of the postwar building program.

Referred to Committee on Ways and Means.

Senate Bill No. 262—An act to add Section 692.5 to the Vehicle Code, relating to the exemption of authorized emergency vehicles from weight, height, length and width restrictions.

Referred to Committee on Transportation and Commerce.

Senate Bill No. 358—An act to add Section 33 to an act entitled "An act making an appropriation for allocation to cities, counties, and cities and counties, to develop a postwar public works program comprising the preparation of surveys and plans and specifications for proposed public works and the acquisition of rights of way and sites for major streets, roads, bridges, sewerage and other public facilities, and providing the procedure for making such allocations," approved June 20, 1944, relating to postwar public works programs, declaring the urgency thereof and providing that this act shall go into effect immediately.

Referred to Committee on Ways and Means.

Senate Bill No. 398—An act to amend Sections 1597.1, 1834, 1868, 2561, 2584, 2585, 2891, 3130, 4627, 7516, 8159, 9601, 9602, 11717, 13009, 20376, and 20377 of the Education Code and to add Sections 1597.2 and 9645 to said code and to repeal Sections 2451, 2501, 2701, 2801, and 2832 and Article 4 of Chapter 12 of Division 7 of said code, all relating to the Public School System.

Referred to Committee on Education.

Senate Bill No. 404—An act to amend Sections 3420 and 3480 of the Welfare and Institutions Code, relating to aid to the blind, and making an appropriation.

Referred to Committee on Ways and Means.

Senate Bill No. 417—An act to amend Sections 3025 and 2087.1 of the Welfare and Institutions Code, relating to aid to the needy blind, and making an appropriation.

Referred to Committee on Ways and Means.

Senate Bill No. 437—An act to appropriate the sum of $_____ from the General Fund of the State of California not otherwise appropriated for the purpose of increasing salaries of state employees where such increases are necessary to meet increases in the cost of living.

Referred to Committee on Ways and Means.

Senate Bill No. 477—An act to provide for leasing adequate facilities and service for the extension, maintenance, and operation of the teletypewriter system of communication by the State Department of Justice, and to make an appropriation therefor.

Referred to Committee on Ways and Means.

Senate Bill No. 529—An act to amend Sections 2762, 2763, 2764, 2765, 2767, 2769, 2771, 2773, and 2774 of the Penal Code, relating to prison road camps, and making an appropriation therefor.

Referred to Committee on Ways and Means.

Senate Bill No. 635—An act to amend Section 737uu of the Political Code, relating to the salary of superior judges in and for the County of Siskiyou.

Referred to Committee on Judiciary.

Senate Bill No. 651—An act to add Section 14¾ to the County Waterworks District Act, relating to annexation of uninhabited territory to county waterworks districts.

Referred to Committee on Municipal and County Government.

Senate Bill No. 730—An act appropriating money to be expended by the State Department of Finance for the acquisition of property rights to be used in cooperation with the Federal Government in accordance with the provisions of United States Senate Document 142, Seventy-ninth Congress, Second Session.

Referred to Committee on Ways and Means.

Senate Bill No. 735—An act making an appropriation to the Division of Forestry, Department of Natural Resources, for making a survey of forest, range, and watershed lands in cooperation with the California Forest and Range Experiment Station, and limiting the expenditure of the appropriation in Item 292.5 of the Budget Act of 1947, to take effect immediately.

Referred to Committee on Ways and Means.

Senate Bill No. 863—An act to add Section 1.5 to an act entitled "An act to provide for the acquisition, establishment, and operation of additional temporary hospital facilities for mental patients in state institutions, making an appropriation therefor, and declaring the urgency of the act, to take effect immediately," approved March 9, 1946, to extend the time during which the appropriation made thereby may be expended, and declaring the urgency thereof, to take effect immediately.

Referred to Committee on Ways and Means.

Senate Bill No. 889—An act making an appropriation to the Department of Finance for the acquisition of real property.

Referred to Committee on Ways and Means.

Senate Bill No. 907—An act to amend Section 10159.2 of the Insurance Code, relating to insurance.

Referred to Committee on Finance and Insurance.

Senate Bill No. 1083—An act to amend Section 12923 of the Insurance Code, relating to insurance.

Referred to Committee on Finance and Insurance.

Senate Bill No. 1167—An act to add Chapter 8 to Division 10 of the Education Code, establishing 24-hour schools to be known as California academies for dependent and neglected children who require special care and supervision, and providing for the government and administration thereof.

Referred to Committee on Education.

Senate Bill No. 1202—An act to amend Section 4 of an act entitled "An act to provide for the acquisition of the Mount Tamalpais Ridgecrest Boulevard by the State, and the inclusion thereof in the park system, and making an appropriation therefor," approved July 17, 1945, relating to the availability of the appropriation made thereby.

Referred to Committee on Ways and Means.

Senate Bill No. 1215—An act to authorize the sale of the property in the City of Sacramento used by the State Agricultural Society for the State Fair and to provide for the disposition and use of the proceeds from such sale.

Referred to Committee on Agriculture.

Senate Bill No. 1216—An act making an appropriation to the Director of Finance for the acquisition and improvements of a site for the California State Fair.

Referred to Committee on Agriculture.

Senate Bill No. 1457—An act to make an appropriation to the California Polytechnic School for the production of herbs and plants for applied research in the production of rosins, gums, and oils for medicinal and other purposes.

Referred to Committee on Ways and Means.

Senate Bill No. 1536—An act to amend Sections 372 and 779 of the Vehicle Code, imposing a tax upon commercial vehicles for the privilege of operation upon the public highways and providing for the distribution of the proceeds thereof.

Referred to Committee on Revenue and Taxation.

Senate Bill No. 1576—An act to amend Section 12902 of the Insurance Code, relating to the salary of the Insurance Commissioner.

Referred to Committee on Finance and Insurance.

Senate Bill No. 1579—An act making an appropriation to meet a deficiency in the appropriation for legislative printing, to take effect immediately.

Referred to Committee on Ways and Means.

Senate Bill No. 1587—An act to add Section 1325 to the Penal Code, relating to immunity of witness from criminal prosecution.

Referred to Committee on Judiciary.

Senate Bill No. 1590—An act to add Section 20986 to the Government Code, relating to compulsory retirement of members of the State Employees' Retirement System, and declaring the urgency thereof to take effect immediately.

Referred to Committee on Civil Service and State Personnel.

Senate Bill No. 1591—An act to validate ordinances adopted by voters in municipalities pursuant to propositions therefor submitted to such voters by the governing bodies of such municipalities.

Referred to Committee on Municipal and County Government.

COMMUNICATIONS

By Speaker Collins:

The following communication was received, read, and ordered printed in the Journal:

CALIFORNIA LEGISLATURE, ASSEMBLY
SACRAMENTO 14, CALIFORNIA, June 13, 1947

Hon. Sam. L. Collins, Speaker of the Assembly
State Capitol, Sacramento 14, California

DEAR MR. SPEAKER: I have this day received from Honorable Richard J. Dolwig, Chairman of the Special Investigating Committee, appointed and acting by and in pursuance of House Resolution No. 144, as amended and readopted by House Resolutions Nos. 157 and 158, Fifty-seventh Regular Session, 14 duplicate copies of the transcript, numbered 1 to 14, inclusive, of the hearings of said committee.

I have this day filed with the Office of the Secretary of State, the said 14 duplicate copies of the transcript, numbered 1 to 14, inclusive, and have received from the Office of the Secretary of State, the following receipt:

"Received from Arthur A. Ohnimus, Chief Clerk of the Assembly, 14 duplicate copies of the transcript, numbered 1 to 14, inclusive, of the hearings of the Special Investigating Committee, appointed and acting by and in pursuance of House Resolution No. 144, as amended and readopted by House Resolutions Nos. 157 and 158, Fifty-seventh Regular Session.

FRANK M. JORDAN, Secretary of State
By CHAS. J. HAGERTY, Deputy"

FILED in the Office of the Secretary of State of the State of California June 13, 1947, at 3 o'clock p.m.

FRANK M. JORDAN, Secretary of State
By CHAS. J. HAGERTY, Deputy

Sincerely yours,

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly

REPORTS OF STANDING COMMITTEES

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, June 13, 1947

MR. SPEAKER: Your Committee on Rules, to which were referred:

Assembly Joint Resolution No. 23
Assembly Joint Resolution No. 24

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

DICKEY, Chairman

Above reported resolutions ordered engrossed.

ASSEMBLY CHAMBER, SACRAMENTO, June 13, 1947

MR. SPEAKER: Your Committee on Rules, to which were referred:

Assembly Joint Resolution No. 28
Assembly Joint Resolution No. 35
Assembly Joint Resolution No. 38

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

DICKEY, Chairman

Above reported resolutions ordered engrossed.

ASSEMBLY CHAMBER, SACRAMENTO, June 13, 1947

MR. SPEAKER: Your Committee on Rules, to which was referred:

Assembly Joint Resolution No. 51

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

DICKEY, Chairman

Above reported resolution ordered engrossed.

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, June 13, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Joint Resolution No. 23
Assembly Joint Resolution No. 24
Assembly Joint Resolution No. 28
Assembly Joint Resolution No. 35
Assembly Joint Resolution No. 38
Assembly Joint Resolution No. 51

And reports the same correctly engrossed.

WEBER, Chairman

Above reported resolutions ordered on file for adoption.

CONSIDERATION OF DAILY FILE (RESUMED)

UNFINISHED BUSINESS (RESUMED)

RECONSIDERATION OF ASSEMBLY BILL NO. 2236

In compliance with a notice given on a previous day, Mr. Kirkwood moved that the vote whereby Assembly Bill No. 2236 was refused passage be reconsidered.

Point of Order

Mr. Cooke arose to the following point of order: That Mr. Gannon has exceeded his time.

Ruling by Speaker

Acting Speaker McCollister ruled the point of order well taken.

The question being on the motion by Mr. Kirkwood that Assembly Bill No. 2236 be reconsidered.

Demand for Previous Question

Messrs. Thurman, Evans, Erwin, Luckel, and Price demanded the previous question.

Demand for previous question not sustained.

The question being on the motion by Mr. Kirkwood that Assembly Bill No. 2236 be reconsidered.

Point of Order

Mr. Lowrey arose to the following point of order: That Mr. M. Philip Davis is not speaking to the motion.

Ruling by Speaker

Acting Speaker McCollister ruled the point of order not well taken.

The question being on the motion by Mr. Kirkwood that Assembly Bill No. 2236 be reconsidered.

Demand for Previous Question

Messrs. Burns, Heisinger, James, Silliman, and Thurman demanded the previous question.

Demand for previous question sustained.

The question being on the motion by Mr. Kirkwood to reconsider Assembly Bill No. 2236.

The roll was called, and the motion carried by the following vote:

AYES—Beck, Bennett, Blosser, Boyd, Brady, Brown, Burns, Butters, Caldecott, Carey, Clarke, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Dunn, Erwin, Fletcher, Gaffney, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lyons, Maloney, McCollister, Miller, O'Day, Price, Rosenthal, Sheridan, Sherwin, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Weber, Wollenberg, and Mr. Speaker—57.

NOES—Allen, Collier, George D. Collins, Clayton A. Dills, Elliott, Evans, Gannon, Geddes, Hawkins, Lowrey, Luckel, Niehouse, and Silliman—13.

Assembly Bill No. 2236 ordered to third reading.

Motion That Assembly Bill No. 2236 Be Considered, Out of Order

Mr. Beck moved that Assembly Bill No. 2236 be taken up, out of order, at this time.

Mr. Thurman seconded the motion.

The roll was called, and the motion carried by the following vote:

AYES—Beck, Blosser, Boyd, Brown, Burns, Butters, Caldecott, Carey, Clarke, Cooke, Lester T. Davis, M. Philip Davis, Dickey, Ralph C. Dills, Dolwig, Erwin, Fletcher, Gaffney, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Maloney, McCollister, McMillan, Miller, Sheridan, Sherwin, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Weber, and Mr. Speaker—43.

NOES—Bennett, Brady, Collier, Cramer, Debs, Clayton A. Dills, Doyle, Dunn, Elliott, Evans, Gannon, Geddes, Hawkins, Hollibaugh, Lowrey, Lyons, Niehouse, Rosenthal, and Silliman—19.

Speaker Presiding

At 3.35 p.m., Hon. Sam L. Collins, Speaker of the Assembly, presiding.

Consideration of Assembly Bill No. 2236

Assembly Bill No. 2236—An act to repeal Part 8 of Division 3 of Title 2 of the Government Code, and to add Part 8 to Division 3 of Title 2 of the Government Code, relating to the powers and duties of the Governor; to abolish the State Reconstruction and Reemployment Commission, and making an appropriation.

Bill read third time.

Demand for Previous Question

Messrs. Thurman, Luckel, Hahn, Evans, and McCollister demanded the previous question.

Demand for previous question sustained.

The question being on the passage of Assembly Bill No. 2236.

Request for Unanimous Consent That Mr. Hollibaugh Be Granted Five Minutes for Debate on Assembly Bill No. 2236

Mr. Dickey asked for unanimous consent that Mr. Hollibaugh be granted five minutes for debate on Assembly Bill No. 2236 because the demand for the previous question, which was sustained, prevented him from being heard.

Mr. Heisinger withheld unanimous consent.

Motion to Grant Mr. Hollibaugh Five Minutes for Debate on Assembly Bill No. 2236

Although the demand for the previous question has been sustained, Mr. Dickey moved that Mr. Hollibaugh be granted five minutes for debate on Assembly Bill No. 2236.

Mr. O'Day seconded the motion.

Motion carried.

The question being on the passage of Assembly Bill No. 2236.

The roll was called.

Call of the Assembly

Pending the announcement of the vote, Mr. Kirkwood moved a call of the Assembly.

Motion carried. Time, 4.03 p.m.

The Speaker directed the Sergeant-at-Arms to close the doors, and to bring in the following absent members:

Anderson, Beck, Berry, Debs, Field, Hawkins, McMillan, Niehouse, Rosenthal, and Waters—10.

PROCEEDINGS UNDER CALL OF THE ASSEMBLY BY UNANIMOUS CONSENT

TEMPORARY SUSPENSION OF ASSEMBLY RULE NO. 85

Mr. Dickey asked for, and was granted, unanimous consent that Assembly Rule No. 85 be temporarily suspended for the purpose of placing a call of the Assembly on any matter on file.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 950—An act to permit employers to contract with medical, surgical or hospital prepayment plans or disability insurers for care of employees and to make pay roll deductions therefor, except as to dissenting employees.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Beck, Blosser, Boyd, Brown, Burke, Butters, Clarke, Cramer, Crichton, M Philip Davis, Debs, Dickey, Dolwig, Doyle, Erwin, Evans, Gannon, Geddes, Grant, Grunsky, Hahn, Hinckley, Hinton, James, Johnson, Knight, Loomis, McCollister, Price, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—42.

NOES—Anderson, Bennett, Brady, Carey, Collier, George D. Collins, Conrad, Cooke, Crowley, Lester T Davis, Ralph C. Dills, Dunn, Elliott, Fletcher, Gaffney, Hawkins, Heisinger, Kilpatrick, Kirkwood, Lowrey, Luckel, Lyons, Maloney, Miller, Rosenthal, Thomas, and Wollenberg—27.

Bill ordered transmitted to the Senate.

Assembly Bill No. 457—An act to amend Sections 1, 2, 3, 5, and 6 of the Judges' Retirement Act, to amend and renumber Section 1.5

thereof to be Section 1.2, to add Sections 1.1, 1.3, 1.4, and 1.5 thereto, and to repeal and add Section 4 thereof, and to add Section 1.5 to the Judges' Retirement Fund Act, and amend Sections 2, 3, 4, and 4.5 thereof, relating to retirement, with retirement allowances, of judges and justices, and to contributions to the Judges' Retirement Fund to provide such retirement allowances.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Blosser, Brady, Brown, Burke, Butters, Caldecott, Carey, Collier, Conrad, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Erwin, Fletcher, Gannon, Grant, Grunsky, Hinckley, Huyck, James, Johnson, Knight, Lyons, Maloney, McCollister, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—44.

NOES—Anderson, Beck, Burns, Clarke, George D. Collins, Cooke, Cramer, Lester T. Davis, Clayton A. Dills, Dunn, Elliott, Evans, Gaffney, Geddes, Hahn, Heisinger, Hinton, Kilpatrick, Loomis, Lowrey, Luckel, Miller, Niehouse, and Thorp—24.

Bill ordered transmitted to the Senate.

COMMUNICATIONS

By Mr. Evans:

The following communication was received, read, and ordered printed in the Journal:

COUNTY OF SACRAMENTO, OFFICE OF HOME FOR AGED MEN
SACRAMENTO COUNTY HOSPITAL, SACRAMENTO, CALIFORNIA, June 12, 1947

Hon. John W. Evans
Sixty-fifth District
Assembly Chamber, State Capitol, Sacramento 14, California

DEAR MR. EVANS By the way of pony express we have received news of a baseball game played by a team representing the Assembly in which said team was soundly trounced. Since you are the manager of this stellar team, we would like to determine the feasibility of a game between your team and ours

We think we have a team whose ability is equal to that of yours although we have a few members who have physical limitations Our pitcher has one arm, the first baseman is blind, and the catcher has arthritis and finds it impossible to stoop beyond the perpendicular.

However, this game will have to be played under one condition—*that we are not responsible for any one who is spiked by a wooden leg, who gets any splinters off our members' crutches, or who is hooked by one of our armless outfielders.*

Yours very truly,

JOE CASEY (SR.)
(The *original* Casey at the bat)

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 2720—An act to amend Section 10493 of the Insurance Code, relating to qualifications and exemptions of benefit and relief associations.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Bennett, Brady, Brown, Burke, Burns, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, James, Kilpatrick, Kirkwood, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—65.

NOES—None.

Bill ordered transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT TO TAKE UP ASSEMBLY BILL NO. 2709, OUT OF ORDER

Mr. O'Day asked for, and was granted, unanimous consent that Assembly Bill No. 2709 be taken up, out of order, at this time, for purpose of amendment.

CONSIDERATION OF ASSEMBLY BILL NO. 2709

Assembly Bill No. 2709—An act to add Chapter 20, comprising Sections 9700 to 9845, inclusive, to Division 3 of the Business and Professions Code, relating to the regulation of building service contractors.

Bill read third time.

Motion to Amend

Mr. O'Day moved the adoption of the following amendments:

Amendment No. 1

On page 3, line 12, of the printed bill, before the period, insert ", except any action or decision in connection with disciplinary proceedings under Article 6 of this chapter".

Amendment No. 2

On page 3, line 47, of said bill, after "painting," insert "washing of walls preparatory to painting,".

Amendment No. 3

On page 5, line 2, of said bill, strike out "directly".

Amendment No. 4

On page 5, line 16, of said bill, insert

"9745. This chapter does not apply to any person who has no employees.

9746. This chapter does not apply to any person who engages in business as a building service contractor exclusively in areas other than cities having a population of 50,000 or over."

Amendment No. 5

On page 5, lines 49 and 50, of said bill, strike out "of the Safety, Health and Lien Laws of the State and".

Amendment No. 6

On page 5, line 10, of said bill, strike out "one hundred dollars ($100)", and insert "two hundred dollars ($200)".

Amendments read, and adopted.

Bill ordered reprinted, and re-engrossed.

Motion to Place Rush Order on Printing of Assembly Bill No. 2709

Mr. O'Day moved that a rush order be placed on the printing of Assembly Bill No. 2709.

Motion carried.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 2682—An act making an additional appropriation for support of the Division of Forestry, for expenditure in cooperation with the Federal Government for studies at the San Dimas Experimental Forest.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Gaffney, Geddes, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis,

Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Weber, Wollenberg, and Mr. Speaker—66.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1946—An act making an appropriation to the Teachers' Permanent Fund for the purposes of the State Teachers Retirement Law, limiting the expenditure thereof, and providing for the investment thereof, and the disposition of the increment thereon.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, Johnson, Kilpatrick, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—70.

NOES—None.

Bill ordered transmitted to the Senate.

UNANIMOUS CONSENT GRANTED THAT ALL REPORTS AT THE DESK BE DEEMED READ, AND AMENDMENTS ADOPTED

By unanimous consent, all committee reports at the desk were deemed read, and amendments adopted.

REPORTS OF STANDING COMMITTEES

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, June 13, 1947

MR. SPEAKER: Your Committee on Rules, to which was referred:

Assembly Concurrent Resolution No. 88

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and be adopted, as amended.

DICKEY, Chairman

Above reported resolution ordered on file for adoption.

SECOND READING OF ASSEMBLY BILLS (BY UNANIMOUS CONSENT)

Assembly Concurrent Resolution No. 88—Relative to amending and supplementing Joint Rule No. 37 relative to the Legislative Budget Committee.

Resolution read.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Rules:

Amendment No. 1

On page 1, line 9, of the printed resolution, after "or", insert ", in the event of his inability to act,".

Amendment read, and adopted.

Resolution ordered reprinted, and engrossed.

REQUEST FOR UNANIMOUS CONSENT THAT ASSEMBLY BILLS NOS. 2551, 2553, AND 2550 BE WITHDRAWN FROM FILE, AND RE-REFERRED

Mr. James asked for, and was granted, unanimous consent that Assembly Bills Nos. 2551, 2553, and 2550 be withdrawn from the third reading file, and be re-referred to the Committee on Judiciary.

Hon. Albert C. Wollenberg Presiding

At 4.43 p.m., Hon. Albert C. Wollenberg, Member of the Assembly from the Twenty-first District, presiding.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 2129—An act to amend Sections 595, 596, 598, and 600 of the Civil Code, and Sections 9300, 9301, 9303, 9304, and 9602 of the Corporations Code, relating to nonprofit corporations.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Dunn, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, O'Day, Price, Sheridan, Sherwin, Silliman, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—65.

NOES—None

Bill ordered transmitted to the Senate.

Assembly Bill No. 2452—An act to amend Section 7301 of the Business and Professions Code, relating to the Board of Cosmetology.

Bill read third time.

Motion to Amend

Mr. Dunn moved the adoption of the following amendment:

Amendment No. 1

On page 3, line 9, of the printed bill, as amended in the Assembly on June 5, 1947, after the period, insert

"This chapter does not prohibit the domestic administration of any practice, without compensation, provided however that it does prohibit the commercialized domestic administration of any practice by an itinerant or house to house practitioner other than a duly licensed operator or practitioner."

Amendment read.

Speaker Presiding

At 5.05 p.m., Hon. Sam L. Collins, Speaker of the Assembly, presiding.

Demand for Previous Question

Messrs. James, Luckel, Hinckley, Sherwin, and Conrad demanded the previous question.

Demand for previous question sustained.

The question being on the adoption of the amendment offered by Mr. Dunn to Assembly Bill No. 2452.

The roll was called.

Call of the Assembly

Pending the announcement of the vote, Mr. George D. Collins moved a call of the Assembly.

Motion carried. Time, 5.10 p.m.

The Speaker directed the Sergeant-at-Arms to close the doors, and to bring in the following absent members:

Bennett, Berry, Blosser, Evans, Field, Fletcher, Hollibaugh, Kirkwood, McCollister, Rosenthal, Stanley, Thorp, and Waters—13.

PROCEEDINGS UNDER CALL OF THE ASSEMBLY BY UNANIMOUS CONSENT

TEMPORARY SUSPENSION OF ASSEMBLY RULE NO. 85

Mr. Thomas asked for, and was granted, unanimous consent that Assembly Rule No. 85 be temporarily suspended for the purpose of placing a call of the Assembly on any matter on file.

REQUEST FOR UNANIMOUS CONSENT THAT OPINION BE PRINTED IN THE JOURNAL

Mr. Dunn asked for, and was granted, unanimous consent that the following opinion from the Office of the Legislative Counsel be printed in the Journal:

Opinion of Legislative Counsel

STATE OF CALIFORNIA
OFFICE OF LEGISLATIVE COUNSEL
SACRAMENTO 2, CALIFORNIA, June 9, 1947

Practice of Cosmetology in the home—Assembly Bill No. 2452—No. 5395

Hon. Francis Dunn, Jr.
Assembly Chamber

DEAR MR. DUNN: You ask whether in our opinion Section 7322 as amended by Assembly Bill No. 2452, as amended June 5th, would be constitutional.

It is our opinion that this amendment to Section 7322 would be of doubtful validity.

Section 7320 of the Business and Professions Code makes it a misdemeanor to engage in the practice of cosmetology without a license. "Cosmetology" is broadly defined in Section 7321 to include practically every type of cleansing or beautifying ministrations to the hair, scalp, face or upper part of the body.

Section 7322 exempts from the provisions of the chapter requiring the licensing of cosmetologists, any practice in cases of emergency and the domestic administration of any practice without compensation. This section as amended by Assembly Bill No 2452 would delete the exemption provided for domestic administration without compensation and would require the services of a licensed cosmetologist in cases of emergency.

The entire chapter of the Business and Professions Code on cosmetology (Sections 7300-7457) relates to the regulation of the business of cosmetology, and of persons practicing therein. Since the domestic application of any practice included within the code definition of cosmetology would not constitute the practice of cosmetology, unless such person held their services out to the public, it is extremely doubtful whether the prohibitions of the chapter would apply to such domestic practice, regardless of whether it is expressly excepted from the application of the chapter.

The fact that such exemption is provided for in Section 7322 and that this exception is repealed by the amendment contained in Assembly Bill No. 2452 would indicate an intent to repeal such exemption. If this were the interpretation placed upon such amendment, the section would to that extent probably be held invalid.

A statute prohibiting, regulating or interfering with private business can be upheld only under the police power, which can be rightfully exercised only when the statute in question is for the protection of the public health, the public safety, the public morals, or the general welfare (*People* v. *St. John*, 108 Cal App. 779).

The means adopted to produce the public benefit intended, or to prevent the public injury, must be reasonably necessary to accomplish that purpose and not unduly oppressive upon individuals The determination of the Legislature as to these matters is not conclusive, but is subject to the supervision of the courts, and if a statute purporting to have been enacted to preserve public health, the public morals, or the public safety, has no real or substantial relation to these objects, or is a palpable invasion

of rights secured by the fundamental law, it cannot be sustained as a valid exercise of the police power (*Matter of Application of Miller*, 162 Cal. 687).

It would therefore seem apparent that to the extent that this bill would prohibit personal care and treatment of the hair, face, nails, and such other acts as are included in the definition of "cosmetology," in the home, by a person not engaging in business of cosmetology and not performing or offering to perform such services to the public generally for compensation, would constitute an unconstitutional exercise of the police power.

Very truly yours,

FRED B. WOOD, Legislative Counsel
By BERNARD CZESLA, Deputy

Copies to Authors of Assembly Bill No. 2452 pursuant to Joint Rule No. 34.

REPORTS OF STANDING COMMITTEES

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, June 13, 1947

MR. SPEAKER: Your Committee on Rules, to which was referred:

Assembly Concurrent Resolution No. 70

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

DICKEY, Chairman

Above reported resolution ordered engrossed.

REQUEST FOR UNANIMOUS CONSENT THAT ASSEMBLY BILL NO. 1716 BE WITHDRAWN FROM FILE, AND RE-REFERRED

Mr. Crowley asked for, and was granted, unanimous consent that Assembly Bill No. 1716 be withdrawn from the third reading file, and be re-referred to the Committee on Public Morals.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 36—An act to add Chapter 8, comprising Sections 9000 to 9807, inclusive, to Part 1, Division 2, Title 2 of the Government Code, relating to the quasi-legislative functions of State Administrative Agencies, creating the Legislative Committee on Administrative Regulations and defining its powers and duties, prescribing duties of the Codification Board and the Legislative Counsel incident thereto, and making an appropriation for the support of the committee.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Blosser, Boyd, Brady, Brown, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Erwin, Evans, Field, Gaffney, Gannon, Geddes, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kirkwood, Knight, Loomis, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, O'Day, Price, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—62.

NOES—None.

Bill ordered transmitted to the Senate.

REPORTS OF STANDING COMMITTEES

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, June 13, 1947

MR. SPEAKER: Your Committee on Rules, to which was referred:

Assembly Concurrent Resolution No. 89

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

DICKEY, Chairman

Above reported resolution ordered engrossed.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 245—An act making an appropriation for a state office building in the City of San Jose.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Blosser, Boyd, Brady, Brown, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Erwin, Evans, Field, Gaffney, Gannon, Geddes, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kirkwood, Knight, Loomis, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, O'Day, Price, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—62.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 246—An act making an appropriation for a state office building in the City of Santa Barbara.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Blosser, Boyd, Brady, Brown, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Erwin, Evans, Field, Gaffney, Gannon, Geddes, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kirkwood, Knight, Loomis, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, O'Day, Price, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—62.

NOES—None.

Bill ordered transmitted to the Senate.

FURTHER PROCEEDINGS UNDER CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 2236

At 5.22 p.m., on motion of Mr. Kirkwood, further proceedings under the call of the Assembly were dispensed with.

The names of the absentees were called, and Assembly Bill No. 2236 passed by the following vote:

AYES—Beck, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Ralph C. Dills, Dolwig, Erwin, Field, Fletcher, Gaffney, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lyons, Maloney, McCollister, McMillan, Miller, O'Day, Price, Sheridan, Sherwin, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—54.

NOES—Allen, Bennett, Brady, Collier, George D. Collins, Conrad, Cramer, Clayton A. Dills, Doyle, Dunn, Elliott, Evans, Gannon, Geddes, Hollibaugh, Lowrey, Luckel, Niehouse, Robertson, Silliman, and Stephenson—21.

Bill ordered transmitted to the Senate.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 788—An act to provide for a memorial hall in the harbor district of the City of Los Angeles and making an appropriation therefor.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Blosser, Boyd, Brady, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kirkwood, Loomis, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, O'Day, Price, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—63.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1037—An act making an appropriation for construction and improvements at Humboldt State College.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, Johnson, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, O'Day, Price, Sheridan, Sherwin, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—68.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1038—An act making an appropriation to be expended pursuant to the Property Acquisition Act for the acquisition of additional real property for use of the Humboldt State College and in furtherance of the postwar building program.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, Johnson, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, O'Day, Price, Sheridan, Sherwin, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—68.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1222—An act to amend Section 20750 of the Government Code, relating to the State Employees' Retirement System and revising the rate of state contributions thereto.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, Johnson, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, O'Day, Price, Sheridan, Sherwin, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—68

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1829—An act making an appropriation to the Reclamation Board for the payment of the cost of cooperation by the State with the United States in the prosecution of the plan of improvement for flood protection on various streams in the Merced County Stream Group in the San Joaquin Valley.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, Johnson, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, O'Day, Price, Sheridan, Sherwin, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—68.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1888—An act making an appropriation for the acquisition of real property and construction of buildings for the California School for the Deaf.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, Johnson, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, O'Day, Price, Sheridan, Sherwin, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—68.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1938—An act making an appropriation to be expended pursuant to the Property Acquisition Act for the acquisition of real property for use as a site for a state office building in the County of Alameda and in furtherance of the postwar building program.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, Johnson, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, O'Day, Price, Sheridan, Sherwin, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—68.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1939—An act making an appropriation to the State Department of Finance for the construction and equipment of a state office building in the County of Alameda.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, Johnson, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, O'Day, Price, Sheridan, Sherwin, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—68.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 2118—An act making an appropriation to the Regents of the University of California for construction of a building for the school of optometry.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, Johnson, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, O'Day, Price, Sheridan, Sherwin, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—68.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 2678—An act to provide for leasing additional facilities and service for the extension, maintenance, and operation of the telephone-typewriter system of communication by the State Department of Justice, and to make an appropriation therefor.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, Johnson, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, O'Day, Price, Sheridan, Sherwin, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—68.

NOES—None.

Bill ordered transmitted to the Senate.

FURTHER PROCEEDINGS UNDER CALL OF THE ASSEMBLY DISPENSED WITH ON AMENDMENT TO ASSEMBLY BILL NO. 2452

At 5.43 p.m., on motion of Mr. George D. Collins, further proceedings under the call of the Assembly were dispensed with.

The names of the absentees were called, and the amendment offered by Mr. Dunn to Assembly Bill No. 2452 refused adoption by the following vote:

AYES—Blosser, Brady, Burns, Caldecott, Carey, Clarke, Collier, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Dunn, Erwin, Evans, Gannon, Geddes, Grant, Grunsky, Hahn, Huyck, James, Johnson, Kilpatrick, Lowrey, McMillan, Miller, O'Day, Robertson, Sheridan, Sherwin, Silliman, Thorp, and Waters—33.

NOES—Allen, Anderson, Beck, Boyd, Brown, Burke, Butters, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs,

Doyle, Elliott, Fletcher, Gaffney, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Knight, Loomis, Luckel, Lyons, Maloney, Niehouse, Price, Stanley, Stephenson, Stewart, Thomas, Thompson, Thurman, Weber, and Wollenberg—40.

The question being on the passage of Assembly Bill No. 2452.

Further consideration of Assembly Bill No. 2452 continued temporarily.

MEMBER EXCUSED

At 5.44 p.m., Mr. Boyd asked for, and was granted, unanimous consent that he be granted leave of absence for tonight, and for tomorrow, Saturday, June 14, 1947, because of illness.

RECESS

At 5.45 p.m., on motion of Mr. Dickey, the Assembly recessed until 8 p.m.

REASSEMBLED

At 8 p.m., the Assembly reconvened.

Hon. Sam L. Collins, Speaker of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, June 13, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1716
Assembly Concurrent Resolution No. 70
Assembly Concurrent Resolution No. 89

And reports the same correctly engrossed.

WEBER, Chairman

Above reported resolutions ordered on file for adoption.

RESOLUTIONS

The following resolution was offered:

By Messrs. Allen, Evans, and Hollibaugh:

House Resolution No. 242

Relating to Assembly Bill No. 1544

WHEREAS, Assembly Bill No. 1544, relating to the Sixth District Agricultural Association, making an appropriation for the acquisition of land and the construction of facilities for the purposes of said association, and regulating the use of housing facilities under the control of said association, is now pending in the Legislature, having passed the Assembly on June 3, 1947; now, therefore, be it

Resolved by the Assembly of the State of California, That upon the passage and approval of said Assembly Bill No. 1544, it is the intent of the co-authors of this bill that no persons shall be evicted from their homes and no property shall be purchased without voluntary consent of the owner thereof, and at no time shall business property be diverted to this use without voluntary sale of same by the owner; and be it further

Resolved, That the Chief Clerk of the Assembly transmit copies of this resolution to the Sixth District Agricultural Association.

Resolution read, and referred to Committee on Rules.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 2519—An act making an appropriation for a state office building in the City of Stockton.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A Dills, Ralph C Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, Johnson, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, O'Day, Price, Sheridan, Sherwin, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr Speaker—68.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 2518—An act to add Article 10, comprising Sections 8001 to 8026, inclusive, to Chapter 4 of Part 3 of Division 6 of the Public Resources Code, relating to surveys and maps, creating the office of State Director of Maps and Surveys, and prescribing his powers and duties, making an appropriation therefor, and repealing "An act to provide for basic topographic mapping of the State of California and making an appropriation therefor," approved July 17, 1945.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, Johnson, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, O'Day, Price, Sheridan, Sherwin, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—68.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 823—An act making an appropriation to the Division of Beaches and Parks, Department of Natural Resources for the acquisition of land and the restoration of the Old Glass House located near the City of Watsonville in Monterey County.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, Johnson, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, O Day, Price, Sheridan, Sherwin, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—68.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 731—An act to amend Section 1090 of the Government Code, relating to prohibitions applicable to public officers.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Carey, Clarke, Cooke, Cramer, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C Dills, Dolwig, Doyle, Elliott, Erwin, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, James, Johnson,

Loomis, Luckel, Maloney, McCollister, McMillan, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stewart, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—55.
NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1341—An act making an appropriation for the acquisition of land in San Mateo County for a "California Veterans' Memorial Park."

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Carey, Clarke, Cooke, Cramer, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Loomis, Luckel, Maloney, McCollister, McMillan, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stewart, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—55.
NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1361—An act to provide adequate law school facilities for the University of California, and to make an appropriation therefor.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Carey, Clarke, George D. Collins, Cooke, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, Johnson, Kilpatrick, Luckel, Maloney, McCollister, Niehouse, Price, Rosenthal, Sheridan, Sherwin, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—54.
NOES—Loomis—1.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1302—An act making an appropriation for construction and improvements at San Jose State College.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Carey, Clarke, Conrad, Cooke, Cramer, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Huyck, Johnson, Kilpatrick, Loomis, Luckel, McCollister, Niehouse, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stephenson, Stewart, Thomas, Thompson, Thorp, Waters, Weber, and Mr. Speaker—55.
NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 984—An act making an appropriation for the support of the California Aeronautics Commission.

Bill read third time.

The roll was called, and the bill passed by the following vote.

AYES—Allen, Anderson, Blosser, Boyd, Brady, Brown, Burns, Butters, Carey, Clarke, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Elliott, Erwin, Fletcher, Gaffney, Geddes,

Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Huyck, Johnson, Kilpatrick, Loomis, Luckel, Maloney, McCollister, Miller, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, and Mr. Speaker—55.

NOES—Hinckley—1.

Bill ordered transmitted to the Senate.

Assembly Bill No. 2291—An act to add Article 3, comprising Sections 24550 to 24552, inclusive, to Chapter 5 of Division 12 of the Education Code, relating to the supervision, regulation, and registration of private nursery schools, kindergartens, and elementary schools by the State Department of Education, and making an appropriation therefor.

Bill read third time.

Motion to Amend

Mr. Conrad moved the adoption of the following amendment:

Amendment No. 1

On page 2, line 34, of the printed bill, as amended June 12, 1947, after "corporation", insert "other than an established religious group".

Amendment read, and adopted.

Bill ordered reprinted, and re-engrossed.

Motion to Place Rush Order on Printing of Assembly Bill No. 2291

Mr. Conrad moved that a rush order be placed upon the printing of Assembly Bill No. 2291.

Motion carried.

Assembly Bill No. 887—An act making an appropriation for the construction of additional buildings at Fresno State College.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Blosser, Boyd, Brady, Brown, Burns, Butters, Carey, Clarke, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Huyck, Johnson, Kilpatrick, Loomis, Luckel, Maloney, McCollister, Niehouse, Price, Rosenthal, Sheridan, Sherwin, Stanley, Stephenson, Thomas, Thompson, Thurman, Waters, Weber, and Mr. Speaker—55.

NOES—Thorp—1.

Bill ordered transmitted to the Senate.

Assembly Concurrent Resolution No. 84—Relative to the creation of the Joint Interim Committee on Aviation.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Allen, Anderson, Beck, Blosser, Boyd, Brady, Brown, Burke, Butters, Carey, Clarke, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Huyck, James, Johnson, Kilpatrick, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Rosenthal, Sheridan, Sherwin, Stanley, Stephenson, Thomas, Thompson, Thurman, and Waters—56.

NOES—Hinckley, Loomis, and Thorp—3.

Resolution ordered transmitted to the Senate.

REQUESTS FOR PERMISSION TO INTRODUCE BILLS

The following request for permission to introduce a bill was presented:

By Mr. Erwin:

ASSEMBLY CHAMBER, SACRAMENTO, June 13, 1947

MR. SPEAKER: In accordance with the provisions of Article IV, Section 2, of the Constitution, I request permission to introduce a bill, the title of which is as follows:

An act making an appropriation for the contingent expenses of the Assembly, including committee expenses, to take effect immediately.

Respectfully submitted.

THOMAS M. ERWIN

Request referred to Committee on Legislative Procedure.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, June 13, 1947

MR. SPEAKER: Your Committee on Legislative Procedure, to which was referred the following bill, herewith returns the same with the recommendation that the author be permitted to introduce it:

By Mr. Erwin:

An act making an appropriation for the contingent expenses of the Assembly, including committee expenses, to take effect immediately.

WEBER, Chairman

The roll was called, and permission granted by the following vote:

AYES—Allen, Anderson, Beck, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Carey, Clarke, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Huyck, James, Johnson, Kilpatrick, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Rosenthal, Sheridan, Sherwin, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—62.

NOES—None.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bill was introduced, and read the first time:

Assembly Bill No. 2724: By Mr. Erwin—An act making an appropriation for the contingent expenses of the Assembly, including committee expenses, to take effect immediately.

Ordered printed, and held at desk without reference to committee.

Motion to Place Rush Order on Printing of Assembly Bill No. 2724

Mr. Dickey moved that a rush order be placed on the printing of Assembly Bill No. 2724.

Motion carried.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, June 13, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Concurrent Resolution No. 88

And reports the same correctly engrossed.

WEBER, Chairman

Above reported resolution ordered on file for adoption.

ASSEMBLY CHAMBER, SACRAMENTO, June 13, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1549

And reports the same correctly re-engrossed.

WEBER, Chairman

Above reported bill ordered to third reading.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Constitutional Amendment No. 19—A resolution to propose to the people of the State of California an amendment to the Constitution of the State by adding Section 1d to Article XIII, relating to exemption from taxation.

Resolution read.

Motion to Re-refer Assembly Constitutional Amendment No. 19 to Committee on Constitutional Amendments

Mr. Dunn moved that Assembly Constitutional Amendment No. 19 be re-referred to the Committee on Constitutional Amendments.

Mr. Luckel seconded the motion.

The roll was called and the motion carried by the following vote:

AYES—Allen, Beck, Blosser, Boyd, Brown, Burke, Burns, Butters, Clarke, Crowley, Lester T. Davis, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Erwin, Geddes, Grant, Grunsky, Heisinger, Hinckley, Hinton, Huyck, Johnson, Loomis, Lowrey, Luckel, Lyons, McCollister, Niehouse, Price, Sheridan, Sherwin, Stanley, Stephenson, Stewart, Thorp, Thurman, Weber, and Mr. Speaker—41.

NOES—George D. Collins, Cooke, Crichton, Debs, Ralph C. Dills, Elliott, Gaffney, Hahn, Hawkins, James, Kilpatrick, Maloney, McMillan, Miller, Robertson, Rosenthal, Thomas, Thompson, and Waters—19.

REQUEST FOR UNANIMOUS CONSENT THAT ASSEMBLY BILL NO. 717 BE WITHDRAWN FROM FILE, AND RE-REFERRED TO COMMITTEE ON PUBLIC HEALTH

Mr. Kilpatrick asked for, and was granted, unanimous consent that Assembly Bill No. 717 be withdrawn from the third reading file, and be re-referred to the Committee on Public Health.

CONSIDERATION OF DAILY FILE (RESUMED)

UNFINISHED BUSINESS (RESUMED)

NOTICE OF MOTION TO RECONSIDER ASSEMBLY BILL NO. 1810 WAIVED

Mr. Dunn waived his notice of motion to reconsider the vote whereby Assembly Bill No. 1810 was refused passage.

REPORT OF COMMITTEE ON CONFERENCE

The following report of Committee on Conference was received, and read:

ASSEMBLY CHAMBER, SACRAMENTO, June 13, 1947

MR. SPEAKER: The Committee on Conference concerning:

Assembly Bill No. 634—An act to amend Sections 370, 371, 372, and 375 of the Elections Code, relating to the index to affidavits of registration;

Consisting of the undersigned members, has met, and reports that it has agreed to recommend the following:

That the amendments of the Senate be not concurred in, and that the bill be further amended as follows:

Amendment No. 1

On page 1, line 13, of the printed bill, as amended in the Senate on May 22, 1947, after the period, insert "If the name is that of a woman, the given name shall be preceded by designation of "Miss" or "Mrs." "

Amendment No. 2

On page 2, line 10 of said bill, strike out "for such indexes and supplements".

Amendment No. 3

On page 2, line 13, of said bill, strike out "them", and insert "lined out indexes of registrations and supplements other than for those provided for by Sections 370 and 371".

BREED	DICKEY
BUSCH	BENNETT
CARTER	BLOSSER
Senate Committee on Conference	Assembly Committee on Conference

The roll was called, and the report adopted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kilpatrick, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thurman, Waters, and Mr. Speaker—68.

NOES—None.

FURTHER CONSIDERATION OF ASSEMBLY BILL NO. 2452

Assembly Bill No. 2452—An act to amend Section 7301 of the Business and Professions Code, relating to the Board of Cosmetology.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Blosser, Boyd, Brown, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Elliott, Fletcher, Gaffney, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thurman, Waters, Wollenberg, and Mr. Speaker—58.

NOES—Burke, Butters, Clayton A. Dills, Erwin, O'Day, and Thorp—6.

Bill ordered transmitted to the Senate.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 2420—An act amending Section 4300a of the Political Code and Section 26857 of the Government Code, relating to fees of county clerk.

Bill read third time.

The roll was called, and the bill refused passage by the following vote:

AYES—Allen, Boyd, Brown, Caldecott, Collier, Conrad, Crowley, Fletcher, Hahn, Kirkwood, Lowrey, Maloney, Price, Rosenthal, Sheridan, Sherwin, Thomas, and Wollenberg—18.

NOES—Beck, Bennett, Blosser, Burke, Burns, Butters, Carey, George D. Collins, Cooke, Cramer, Crichton, Ralph C. Dills, Dolwig, Dunn, Elliott, Field, Gaffney, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinton, Huyck, Johnson, Kilpatrick, Loomis, Luckel, Lyons, McMillan, Miller, Niehouse, Robertson, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—42.

Assembly Bill No. 753—An act to amend Sections 15002, 15013, 15015, 15251, 15255, 15294, 15295, 16100, the heading of Chapter 13, Part 1, Division 13, Sections 16400, 16401, 16402, 16403, 16404, 16405, 16409, 16410, 16411, 16412, 16413, 16416, 16420, 16501, 16502, 16503, 16522, 16523, 16524, 16526, 16527, 16602, 16679, 16720, 16800, 17152, 17154, 17155, 17283, 17284, 17303, 17304, 17321, 17324, 17482, 17551, 17704, and 17811 of the Health and Safety Code; to add Sections 15016.5, 15251.5, 15251.7, 15255.5, 15905, Article 3 (comprising Section 16105), Chapter 11, Part 1, Division 13, Section 16266.5, Article Heading 1, Chapter 13, Part 1, Division 13, Section 16720.5, Chapter 15.5 (comprising Section 16720.5), Articles 2, 3, and 4 (comprising Sections 16430 to 16471, inclusive), Chapter 13, Part 1, Division 13, Chapter 14.5 (comprising Sections 16710 to 16713.2), Part 1, Division 13, Section 16720.5, Chapter 15.5 (comprising Section 16720.5), Part 1, Division 13, Sections 16743.5, 16743.7, an Article Heading 1 to Chapter 17, Part 1, Division 13, Article 2 (comprising Sections 16778 to 16778.10, inclusive), Chapter 17, Part 1, Division 13, and Sections 16906, 17155.5, 17324.5, 17467, 17702.5, and 17830 thereto; and to repeal Sections 16525, 16721, and 17253 thereof, relating to the State Housing Act.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Boyd, Brady, Brown, Burke, Burns, Burters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sillman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—68.

NOES—None.

Bill ordered transmitted to the Senate.

Speaker Pro Tempore Presiding

At 9.35 p.m., Hon. Thomas A. Maloney, Speaker pro Tempore of the Assembly, presiding.

Assembly Bill No. 2386—An act to establish and clarify the policy of the State of California regarding combinations in restraint of trade, to define and punish an unlawful trust, to promote and encourage free and fair competitions, commerce and all classes of business in this State and to provide for criminal penalties and civil damages for deliberate violations hereof and for that purpose to repeal Chapter 2 of Part 2 of Division 7 of the Business and Professions Code, Chapter 530 of the Statutes of 1907, and Chapter 362 of the Statutes of 1909 and to add Chapter 2 to Part 2 of Division 7 of the Business and Professions Code, relating to combinations in restraint of trade.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Bennett, Blosser, Boyd, Brady, Brown, Burke, Butters, Caldecott, Carey, Clarke, Conrad, Cramer, Crichton, Crowley, Lester T. Davis, M Philip Davis, Dickey, Clayton A. Dills, Dolwig, Doyle, Erwin, Geddes, Grant, Grunsky, Hahn, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Loomis, Luckel,

McCollister, Niehouse, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—51.

NOES—Anderson, Beck, Collier, George D. Collins, Cooke, Debs, Ralph C. Dills, Dunn, Elliott, Fletcher, Gaffney, Hawkins, Heisinger, Kilpatrick, Lowrey, Lyons, Maloney, McMillan, Miller, Thomas, and Wollenberg—21

Bill ordered transmitted to the Senate.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, June 13, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 2709

And reports the same correctly re-engrossed.

WEBER, Chairman

Above reported bill ordered to third reading.

Speaker Presiding

At 10 p.m., Hon. Sam L. Collins, Speaker of the Assembly, presiding.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, June 13, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed:

Senate Bill No. 12
Senate Bill No. 107
Senate Bill No. 108
Senate Bill No. 243
Senate Bill No 264
Senate Bill No. 301
Senate Bill No 399
Senate Bill No 422
Senate Bill No. 458
Senate Bill No. 520
Senate Bill No. 544
Senate Bill No 578
Senate Bill No. 581
Senate Bill No. 625
Senate Bill No. 658
Senate Bill No. 932
Senate Bill No. 1219
Senate Bill No. 1223
Senate Bill No. 1423
Senate Bill No. 1480
Senate Bill No. 1578
Senate Bill No. 1589

J. A BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS (RESUMED)

The following bills were read the first time:

Senate Bill No. 12—An act to provide for the control of pullorum disease, an infectious disease of poultry, and making an appropriation to the Department of Agriculture therefor.

Referred to Committee on Ways and Means.

Senate Bill No. 107—An act relating to adoptions and making an appropriation therefor.

Referred to Committee on Ways and Means.

Senate Bill No. 108—An act to add Section 225p to the Civil Code, relating to adoptions and making an appropriation therefor.

Referred to Committee on Ways and Means.

Senate Bill No. 243—An act to amend Section 737kk of the Political Code, relating to salaries of superior judges in San Diego County.

Referred to Committee on Judiciary.

Senate Bill No. 264—An act to amend Sections 20013, 20014, 20600, 20604, 20750, 20950, 21020 5, 21208, 21257.1, 21292, 21295, and 21363 of, and to add Sections 20017.6, 20602.7, 20602 8, 20603.2, 20803.6, 21252.3, and 21256 2 to, the Government Code, relating to the State Employees' Retirement System, in respect to the fire suppression personnel of the Division of Forestry, Department of Natural Resources.

Referred to Committee on Civil Service and State Personnel.

Senate Bill No. 301—An act to amend Section 44 of the State Water Resources Act of 1945, relating to water and flood control.

Referred to Committee on Agriculture.

Senate Bill No. 399—An act to amend Sections 19620 and 19627 of, and to add Sections 19485.5 and 19628 to the Business and Professions Code, and to add Section 20303 to the Education Code, relating to agricultural schools in state colleges, and providing for the appropriation of money for agricultural schools in educational institutions organized under Chapters 2 or 3 5 of Division 10 of the Education Code, and for such purpose increasing the revenue from the proceeds of horse racing meetings.

Referred to Committee on Public Morals.

Senate Bill No. 422—An act making an appropriation to be expended pursuant to the Property Acquisition Act for the acquisition of real property for use as a site for a state office building in the City of Stockton and in furtherance of the postwar building program.

Referred to Committee on Ways and Means.

Senate Bill No. 458—An act to amend Section 4265 of the Political Code and Section 28136 of the Government Code, and to add Sections 424 and 436 to the Education Code, relating to compensation for public services.

Referred to Committee on Governmental Efficiency and Economy.

Senate Bill No. 520—An act to add Section 3693 to the Political Code, relating to surveys of property tax assessment procedures and practices in the several counties and cities and counties, and making an appropriation to defray the incident expense.

Referred to Committee on Municipal and County Government.

Senate Bill No. 544—An act to amend Sections 20602, 20602.1, 20750, 21252, 21252.1, and 21256 and to repeal Section 20602.3 of the Government Code, relating to the State Employees' Retirement System, providing for the rights, contributions, and pensions of patrol members and former patrol members in respect to said system, changing the rate of state contributions thereto in respect to said members, and providing for the refund or other disposition of certain optional contributions by patrol members to said system.

Referred to Committee on Ways and Means.

Senate Bill No. 578—An act to amend Sections 2152, 2156, 2160, 2162, 2164, and 2165 of the Education Code and to add Section 2160.1 to said code, relating to elections for the recall of members of governing boards of school districts.

Referred to Committee on Education.

Senate Bill No. 581—An act making an appropriation to the Water Resources Board for the investigation of the water resources of the Santa Ana River Stream System.

Referred to Committee on Ways and Means.

Senate Bill No. 625—An act to amend Sections 21101, 21155, 21155.1, and 21156 of the Education Code, relating to the California Maritime Academy.

Referred to Committee on Education.

Senate Bill No. 658—An act to add Article 11 to Chapter 2 of Division 10 of the Education Code, relating to a fire training program and making an appropriation therefor.

Referred to Committee on Ways and Means.

Senate Bill No. 932—An act making an appropriation for water resources investigations, surveys, studies, plans, estimates and reports thereon and creating a special fund in the State Treasury for such purpose.

Referred to Committee on Ways and Means.

Senate Bill No. 1219—An act making an appropriation for the establishment, equipment and maintenance of a State College at Sacramento.

Referred to Committee on Ways and Means.

Senate Bill No. 1223—An act to amend Section 4041.18 of the Political Code and Sections 25450 and 25457 of the Government Code, relating to powers of the board of supervisors.

Referred to Committee on Municipal and County Government.

Senate Bill No. 1423—An act making an appropriation to the Regents of the University of California for establishing and operating an Institute of Transportation and Traffic Engineering, and providing that said appropriation is exempt from the provisions of Section 16304 of the Government Code.

Referred to Committee on Ways and Means.

Senate Bill No. 1480—An act to add Section 12154 to the Government Code, relating to the Secretary of State, and making an appropriation.

Referred to Committee on Ways and Means.

Senate Bill No. 1578—An act to add Section 4041.35 to the Political Code and Section 31000.5 to the Government Code, relating to the employment of assistants for the county assessor.

Referred to Committee on Municipal and County Government.

Senate Bill No. 1589—An act making an appropriation for the contingent expenses of the Senate, without regard to fiscal years, including committee expenses, to take effect immediately.

Ordered held at desk without reference to committee.

RESOLUTION TO SUSPEND CONSTITUTIONAL PROVISION

The following resolution was offered:

By Mr. Lowrey:

Resolved, That Assembly Bill No 2722 presents a case of urgency, as that term is used in Article IV, Section 15, of the Constitution, and the provision of that section requiring that the bill be read on three several days in each house is hereby dispensed with, and it is ordered that said bill be read the second and third times, considered engrossed, and placed upon its passage.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—73.

NOES—None.

Article IV, Section 15, of the Constitution was declared suspended.

CONSIDERATION OF ASSEMBLY BILL NO. 2722

Assembly Bill No. 2722—An act to amend Section 28147 of the Government Code, relating to compensation for public services in counties.

Bill read second time.

Assembly Bill No. 2722—An act to amend Section 28147 of the Government Code, relating to compensation for public services in counties.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—73.

NOES—None.

Bill ordered transmitted to the Senate.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 2655—An act to add Chapter 9 to Part 3, Division 2, of the Labor Code, relating to coercive labor practices.

Bill read third time.

Demand for Previous Question

Messrs. Debs, Weber, Sherwin, Luckel, and Waters demanded the previous question.

Demand for previous question sustained.

The question being on the passage of Assembly Bill No. 2655.

The roll was called.

Call of the Assembly

Pending the announcement of the vote, Mr. M. Philip Davis moved a call of the Assembly.

The roll was called, and the motion carried by the following vote:

AYES—Beck, Blosser, Brady, Burke, Butters, Carey, Clarke, Collier, Conrad, Crichton, M. Philip Davis, Dolwig, Erwin, Field, Geddes, Grant, Grunsky, Hahn, Hinckley, Hinton, Huyck, Johnson, Kirkwood, Loomis, Lowrey, Luckel, McCollister, Price, Robertson, Rosenthal, Sheridan, Sherwin, Stanley, Stephenson, Stewart, Thompson, Thorp, Waters, Weber, and Mr. Speaker—40.

NOES—Anderson, Bennett, Caldecott, George D. Collins, Cooke, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Fletcher, Gaffney, Gannon, Hawkins, Hollibaugh, Kilpatrick, Lyons, Maloney, McMillan, Miller, Niehouse, O'Day, Thomas, and Wollenberg—27.

Time, 10.40 p.m.

The Speaker directed the Sergeant-at-Arms to close the doors, and to bring in the following absent members:

Allen, Berry, Boyd, Brown, Burns, Cramer, Crowley, Evans, Heisinger, James, Knight, Silliman, and Thurman—13.

PROCEEDINGS UNDER CALL OF THE ASSEMBLY BY UNANIMOUS CONSENT

TEMPORARY SUSPENSION OF ASSEMBLY RULE NO. 85

Mr. Dickey asked for, and was granted, unanimous consent that Assembly Rule No. 85 be temporarily suspended for the purpose of placing a call of the Assembly on any matter on file.

RESOLUTION TO SUSPEND CONSTITUTIONAL PROVISION

The following resolution was offered:

By Mr. Erwin:

Resolved, That Assembly Bill No. 2724 presents a case of urgency, as that term is used in Article IV, Section 15, of the Constitution, and the provisions of that section requiring that the bill be read on three several days in each house is hereby dispensed with, and it is ordered that said bill be read the second and third times, considered engrossed, and placed upon its passage.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Anderson, Bennett, Blosser, Brady, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Loomis, Lowrey, Luckel, McCollister, McMillan, Niehouse, O'Day, Price, Robertson, Sheridan, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—62.

NOES—Beck—1.

Article IV, Section 15, of the Constitution was declared suspended.

CONSIDERATION OF ASSEMBLY BILL NO. 2724

Assembly Bill No. 2724—An act making an appropriation for the contingent expenses of the Assembly, including committee expenses, to take effect immediately.

Bill read second time.

Assembly Bill No. 2724—An act making an appropriation for the contingent expenses of the Assembly, including committee expenses, to take effect immediately.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Bennett, Blosser, Brady, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Loomis, Lowrey, Luckel, McCollister, McMillan, Niehouse, O'Day, Price, Robertson, Sheridan, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—62.

NOES—Beck—1.

Bill ordered transmitted to the Senate.

RESOLUTION TO SUSPEND CONSTITUTIONAL PROVISION

The following resolution was offered:

By Mr. George D. Collins:

Resolved, That Senate Bill No. 1589 presents a case of urgency, as that term is used in Article IV, Section 15, of the Constitution, and the provision of that section requiring that the bill be read on three several days in each house is hereby dispensed with, and it is ordered that said bill be read the second and third times, and placed upon its passage

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Anderson, Bennett, Blosser, Brady, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Loomis, Lowrey, Luckel, McCollister, McMillan, Niehouse, O'Day, Price, Robertson, Sheridan, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—62.

NOES—Beck—1.

Article IV, Section 15, of the Constitution was declared suspended.

CONSIDERATION OF SENATE BILL NO. 1589

Senate Bill No. 1589—An act making an appropriation for the contingent expenses of the Senate, without regard to fiscal years, including committee expenses, to take effect immediately.

Bill read second time.

Senate Bill No. 1589—An act making an appropriation for the contingent expenses of the Senate, without regard to fiscal years, including committee expenses, to take effect immediately.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Bennett, Blosser, Brady, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Loomis, Lowrey, Luckel, McCollister, McMillan, Niehouse, O'Day, Price, Robertson, Sheridan, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—62.

NOES—Beck—1.

Bill ordered transmitted to the Senate.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Joint Resolution No. 52—Relative to memorializing Congress to enact legislation for compulsory military training.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Allen, Bennett, Blosser, Brady, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hinton, Huyck, James, Johnson, Kirkwood, Lowrey, Luckel, Lyons, Maloney, McCollister, Miller, Niehouse, O'Day, Price, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—60.

NOES—None.

Resolution ordered transmitted to the Senate.

Assembly Joint Resolution No. 24—Relative to memorializing Congress to continue appropriations for federal aid for highways.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Allen, Bennett, Blosser, Brady, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hinton, Huyck, James, Johnson, Kirkwood, Lowrey, Luckel, Lyons, Maloney, McCollister, Miller, Niehouse, O'Day, Price, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—60.

NOES—None.

Resolution ordered transmitted to the Senate.

Assembly Joint Resolution No. 28—Relative to a bill concerning interstate and foreign commerce in agricultural products, pending in the Congress of the United States.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Brady, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—72.

NOES—None.

Resolution ordered transmitted to the Senate.

Assembly Joint Resolution No. 38—Relative to the perpetuation of the Thirteenth Armored Division in this State.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Brady, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, George D Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr Speaker—72.

NOES—None.

Resolution ordered transmitted to the Senate.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, June 13, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 2291

And reports the same correctly re-engrossed.

WEBER, Chairman

Above reported bill ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, June 13, 1947

MR. SPEAKER Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1015

And reports the same correctly re-engrossed.

WEBER, Chairman

Above reported bill ordered to third reading.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Joint Resolution No. 51—Relative to increasing and extending benefits under the Federal Social Security Act.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Brady, Brown, Burke, Butters, Caldecott, Carey, George D. Collins, Cooke, Crichton, Crowley, Lester T. Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Fletcher, Gaffney, Gannon, Geddes, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, O'Day, Price, Rosenthal, Sheridan, Sherwin, Stanley, Thomas, Thompson, Thurman, Weber, and Wollenberg—52.

NOES—Clarke, Collier, Conrad, Debs, Field, Grant, Grunsky, Hinckley, James, Loomis, Silliman, Stephenson, Stewart, and Mr. Speaker—14.

Resolution ordered transmitted to the Senate.

Assembly Joint Resolution No. 35—Relative to commending Rear Admiral J. W. Reeves, Jr., of the United States Navy.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Allen, Bennett, Blosser, Brady, Burke, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cramer, Crichton, Crowley, Lester T Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Dunn, Elliott, Erwin, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinckley,

Hinton, James, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thurman, Weber, Wollenberg, and Mr. Speaker—61.

NOES—None.

Resolution ordered transmitted to the Senate.

Assembly Concurrent Resolution No. 70—Relative to reports of the 1947 convention of the Military Order of the Purple Heart.

Resolution read, and adopted.

Resolution ordered transmitted to the Senate.

Assembly Concurrent Resolution No. 89—Relative to a Joint Legislative Committee on Revision of the State Constitution and defining the powers and duties of the committee.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Allen, Bennett, Blosser, Brady, Burke, Butters, Caldecott, Carey, Clarke, Collier, George D Collins, Conrad, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Dunn, Elliott, Erwin, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, James, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thurman, Weber, Wollenberg, and Mr. Speaker—61.

NOES—None.

Resolution ordered transmitted to the Senate.

Assembly Concurrent Resolution No. 88—Relative to amending and supplementing Joint Rule No. 37, relative to the Legislative Budget Committee.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Allen, Anderson, Bennett, Blosser, Brady, Brown, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Dunn, Elliott, Erwin, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—66.

NOES—None.

Resolution ordered transmitted to the Senate.

Speaker Pro Tempore Presiding

At 11.15 p.m., Hon. Thomas A. Maloney, Speaker pro Tempore of the Assembly, presiding.

Assembly Bill No. 2695—An act to provide for the regulation of the shoe rebuilding industry, creating the State Board of Shoe Rebuilders for such purpose, and prescribing its powers and duties.

Bill read third time.

Demand for Previous Question

Messrs. Caldecott, Conrad, Luckel, Burke, and Price demanded the previous question.

Demand for previous question sustained.

The question being on the passage of Assembly Bill No. 2695.

Speaker Presiding

At 11.25 p.m., Hon. Sam L. Collins, Speaker of the Assembly, presiding.

The question being on the passage of Assembly Bill No. 2695.

The roll was called, and the bill refused passage by the following vote:

AYES—Allen, Anderson, Bennett, Debs, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Fletcher, Geddes, Grant, Hollibaugh, Kilpatrick, Kirkwood, Lyons, McMillan, Niehouse, O'Day, Rosenthal, Stephenson, Weber, and Mr. Speaker—22.

NOES—Beck, Blosser, Brady, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, Elliott, Erwin, Field, Gaffney, Gannon, Grunsky, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Loomis, Lowrey, Maloney, Price, Sheridan, Silliman, Stewart, Thomas, Thompson, Thurman, Waters, and Wollenberg—40.

Assembly Bill No. 1015—An act to amend Section 59.5 of, and to add Section 59.5a to, the Alcoholic Beverage Control Act, relating to hours of sale of alcoholic beverages.

Bill read third time.

Demand for Previous Question

Messrs. Conrad, Luckel, Clayton A. Dills, Anderson, and Lyons demanded the previous question.

Demand for previous question sustained

The question being on the passage of Assembly Bill No. 1015.

The roll was called.

Call of the Assembly

Pending the announcement of the vote, Mr. Dunn moved a call of the Assembly.

Motion carried Time, 11.45 p.m.

The Speaker directed the Sergeant-at-Arms to close the doors, and to bring in the following absent members:

Allen, Berry, Boyd, Brown, Burns, Cramer, Debs, Evans, Hawkins, Hollibaugh, Johnson, Kilpatrick, Knight, Luckel, Niehouse, Silliman, and Thorp—17.

PROCEEDINGS UNDER CALL OF THE ASSEMBLY BY UNANIMOUS CONSENT

TEMPORARY SUSPENSION OF ASSEMBLY RULE NO. 85

Mr. Ralph C. Dills asked for, and was granted, unanimous consent that Assembly Rule No. 85 be temporarily suspended for the purpose of placing a call of the Assembly on any matter on file.

FURTHER PROCEEDINGS UNDER CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 2655

At 11.46 p.m , on motion of Mr. M. Philip Davis further proceedings under the call of the Assembly were dispensed with.

The names of the absentees were called, and Assembly Bill No. 2655 refused passage by the following vote:

AYES—Boyd, Burke, Butters, Caldecott, Clarke, Collier, M. Philip Davis, Erwin, Field, Grant, Grunsky, Hinckley, Johnson, Kirkwood, Loomis, Luckel, Price, Robertson, Sherwin, Silliman, Stanley, Stewart, and Thorp—23.

NOES—Allen, Anderson, Beck, Bennett, Blosser, Brady, Carey, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Fletcher, Gaffney, Gannon, Geddes, Hahn, Hawkins, Hinton, Hollibaugh, Huyck, James, Kilpatrick, Lowrey, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Rosenthal, Sheridan, Stephenson, Thomas, Thompson, Thurman, Waters, Weber, and Wollenberg—49.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 2500—An act to amend Section 4250; to repeal Section 4254 and to add a new Section 4254 to the Labor Code, relating to rejecting the provisions of the Workmen's Compensation Law.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Brady, Brown, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, O'Day, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—66.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1296—An act to amend Sections 6736, 6737, 6741, 6755, 6795, 6796, and 6799 and to repeal Section 6743 of the Business and Professions Code, relating to the practice of civil engineering.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Blosser, Brady, Brown, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Crichton, Crowley, Lester T. Davis, Dickey, Clayton A. Dills, Doyle, Dunn, Field, Fletcher, Gaffney, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Huyck, James, Johnson, Kirkwood, Loomis, Luckel, Maloney, Miller, O'Day, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—51.

NOES—Beck, Ralph C. Dills, Erwin, Geddes, Kilpatrick, and Lowrey—6.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1632—An act to amend Section 27020 of the Streets and Highways Code, relating to bridge and highway districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Blosser, Brady, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, Doyle, Dunn, Erwin, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kilpatrick,

Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, Miller, O'Day, Price, Sheridan, Sherwin, Stanley, Stephenson, Stewart, Thomas, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—56.

NOES—Ralph C. Dills—1.

Bill ordered transmitted to the Senate.

Assembly Bill No. 2291—An act to add Article 3, comprising Sections 24550 to 24552, inclusive, to Chapter 5 of Division 12 of the Education Code, relating to the supervision, regulation, and registration of private nursery schools, kindergartens, and elementary schools by the State Department of Education, and making an appropriation therefor.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Beck, Bennett, Blosser, Brady, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Field, Fletcher, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, O'Day, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—61.

NOES—Anderson and Gaffney—2.

Bill ordered transmitted to the Senate.

Assembly Bill No. 2185—An act to amend Section 5 of the Industrial Loan Act, relating to industrial loan companies and the outstanding investment certificates of such companies.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Brown, Carey, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, Ralph C. Dills, Dolwig, Doyle, Fletcher, Gaffney, Grant, Hawkins, Heisinger, Huyck, James, Johnson, Kilpatrick, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, O'Day, Price, Robertson, Rosenthal, Sheridan, Silliman, Thomas, Thompson, Thurman, Waters, and Weber—42.

NOES—Butters, Caldecott, Clarke, Collier, Cramer, Erwin, Geddes, Grunsky, Hinckley, Hinton, Kirkwood, Loomis, Lowrey, Stanley, Stephenson, Stewart, and Wollenberg—17.

Bill ordered transmitted to the Senate.

Assembly Bill No. 996—An act to add Section 11622 to the Elections Code, relating to false advertising.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Brady, Brown, Carey, Collier, George D. Collins, Conrad, Cooke, Cramer, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Elliott, Gannon, Grant, Grunsky, Hawkins, Huyck, Johnson, Kilpatrick, Luckel, Lyons, Miller, O'Day, Robertson, Rosenthal, Sheridan, Silliman, Stanley, Stephenson, Thomas, Waters, Weber, and Mr. Speaker—41.

NOES—Blosser, Burke, Butters, Caldecott, Clarke, Doyle, Dunn, Erwin, Fletcher, Gaffney, Geddes, Hahn, Hinckley, Hinton, James, Kirkwood, Loomis, Lowrey, Maloney, Niehouse, Price, Sherwin, Stewart, Thurman, and Wollenberg—25.

Bill ordered transmitted to the Senate.

BILLS WITHDRAWN FROM ACTIVE FILE, AND PLACED ON THE INACTIVE FILE

Assembly Bill No. 1064, on motion of Mr. Rosenthal.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 2564—An act to add Section 647 to the Streets and Highways Code, relating to state highways, and creating the "Divisional Highway," in the City and County of San Francisco.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Bennett, Blosser, Brady, Brown, Burke, Butters, Carey, Clarke, George D. Collins, Cooke, Cramer, Crichton, Crowley, Debs, Clayton A. Dills, Dolwig, Doyle, Elliott, Fletcher, Gaffney, Grant, Grunsky, Hahn, Hawkins, Hinton, Huyck, James, Johnson, Kilpatrick, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, O'Day, Price, Rosenthal, Sheridan, Silliman, Stephenson, Stewart, Thomas, Thurman, Waters, Weber, and Wollenberg—50.

NOES—Erwin, Geddes, and Hinckley—3.

Bill ordered transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT THAT ASSEMBLY BILL NO. 2677 BE WITHDRAWN FROM FILE, AND RE-REFERRED

Mr. Rosenthal asked for, and was granted, unanimous consent that Assembly Bill No. 2677 be withdrawn from the third reading file, and be re-referred to the Committee on Judiciary.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Concurrent Resolution No. 82—Relative to the creation of the Joint Fact-Finding Committee on a Third Major North-South Highway.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Brady, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cramer, Crichton, Crowley, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Hinckley, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, O'Day, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—65.

NOES—None.

Resolution ordered transmitted to the Senate.

Assembly Bill No. 2709—An act to add Chapter 20, comprising Sections 9700 to 9845, inclusive, to Division 3 of the Business and Professions Code, relating to the regulation of building service contractors.

Bill read third time.

Demand for Previous Question

Messrs. Debs, Luckel, Weber, Johnson, and Conrad demanded the previous question.

Demand for previous question sustained.

The question being on the passage of Assembly Bill No. 2709.

The roll was called, and the bill refused passage by the following vote:

AYES—Blosser, Brady, George D. Collins, Crowley, Ralph C. Dills, Dolwig, Doyle, Dunn, Fletcher, Gaffney, Kilpatrick, Lyons, Maloney, McCollister, McMillan, O'Day, Robertson, Thomas, Weber, and Wollenberg—20.

NOES—Allen, Anderson, Beck, Bennett, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cramer, Crichton, Debs, Erwin, Gannon, Geddes, Grant, Grunsky, Hahn, Hinckley, Hinton, Huyck, James, Johnson, Loomis, Lowrey, Luckel, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thurman, Waters, and Mr Speaker—39.

FURTHER PROCEEDINGS UNDER CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 1015

At 11.56 p.m., on motion of Mr. Dunn, further proceedings under the call of the Assembly were dispensed with.

The names of the absentees were called, and Assembly Bill No. 1015 refused passage by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Burke, Butters, Caldecott, Carey, Clarke, Collier, George D Collins, Conrad, Lester T Davis, M Philip Davis, Debs, Doyle, Dunn, Erwin, Field, Gannon, Geddes, Grant, Grunsky, Hahn, Hinckley, Hinton, Kirkwood, Loomis, Lowrey, Miller, Price, Sheridan, Sherwin, Silliman, Stanley, Stewart, Waters, and Mr. Speaker—38

NOES—Brady, Cooke, Cramer, Crichton, Crowley, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Elliott, Fletcher, Gaffney, Heisinger, Huyck, James, Lyons, Maloney, McCollister, McMillan, O'Day, Robertson, Rosenthal, Stephenson, Thomas, Thompson, Thurman, Weber, and Wollenberg—28.

Explanation of No Vote

Assembly Bill No 1015 is a monopolistic bill primarily favoring the open drinking establishments and against others which sell bottled liquor.

S. L. HEISINGER

REQUEST FOR UNANIMOUS CONSENT THAT ASSEMBLY BILL NO. 1901 BE WITHDRAWN FROM FILE, AND RE-REFERRED

Mr. Debs asked for, and was granted, unanimous consent that Assembly Bill No. 1901 be withdrawn from the third reading file, and be re-referred to the Committee on Public Morals.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1549—An act to amend Sections 151, 155, 160, and 676 of the Vehicle Code, relating to vehicles.

Bill read third time.

The roll was called, and the bill refused passage by the following vote:

AYES—Allen, Anderson, Beck, Blosser, Brady, Caldecott, Carey, George D. Collins, Debs, Doyle, Gaffney, Huyck, Kirkwood, Lyons, Maloney, Miller, O'Day, Rosenthal, Stephenson, Thurman, and Wollenberg—21

NOES—Bennett, Brown, Butters, Clarke, Collier, Conrad, Cramer, Crichton, Lester T. Davis, Ralph C. Dills, Elliott, Erwin, Fletcher, Gannon, Geddes, Grant, Grunsky, Hahn, Hinckley, Hinton, James, Johnson, Kilpatrick, Loomis, Lowrey, Luckel, Price, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thomas, Waters, Weber, and Mr Speaker—37.

RESOLUTIONS

The following resolutions were offered:

By Mr. McCollister:

House Resolution No. 243

Relative to the creation of the Assembly Angel Island Investigating Committee

WHEREAS, The Angel Island State Park Joint Investigating Committee was created by Resolution Chapter 57 of the Statutes of 1947 for the purpose of ascertaining, studying, and analyzing all facts relating to the feasibility of securing Angel Island in San Francisco Bay as a site for a state park, the desirability of establishing such park, the extent of the public use and general welfare to be served by such park, the cost of improving and maintaining the park, and all other matters relating thereto, and to report thereon to the Legislature, including in the reports its recommendations for appropriate legislation; and

WHEREAS, By Resolution Chapter 71 of the Statutes of 1947 the Angel Island State Park Joint Investigating Committee was instructed to arrange for an inspection and tour of Angel Island with numerous state and federal officials; and

WHEREAS, The United States Government has abandoned the use of Angel Island at San Francisco Bay and many of the communities in and around the San Francisco Bay have through various civic organizations requested the Legislature to establish a state park on Angel Island; and

WHEREAS, The report of the Angel Island Park Joint Investigating Committee as set forth in the Assembly Journal for June 6, 1947, indicates that the War Assets Administration will not have completed its investigation and appraisal of Angel Island prior to the final adjournment of this 1947 Regular Session of the Legislature and the Legislature is obligated to complete the study of the feasibility of obtaining Angel Island for park and recreational purposes; and

WHEREAS, The State Department of Natural Resources has recommended the acquisition of Angel Island as a state park; now, therefore, be it

Resolved by the Assembly of the State of California, As follows:

1 The Assembly Angel Island Investigation Committee is hereby created and authorized and directed to ascertain, study and analyze all facts relating to the feasibility of securing Angel Island in San Francisco Bay as a site for a state park, the desirability of establishing such park, the extent of the public use and general welfare to be served by such park, the costs of improving and maintaining the park, and all other matters relating thereto, including but not limited to the operation, effect, administration, enforcement and needed revision of any and all laws in any way bearing upon or relating to the subject of this resolution, and to report thereon to the Assembly, including in the reports its recommendations for appropriate legislation.

2 The committee shall consist of three Members of the Assembly appointed by the Speaker thereof. The chairman shall be appointed by the Speaker. Vacancies occurring or existing in the membership of the committee shall be filled by the appointing power.

3 The committee is authorized to act during this session of the Legislature, including any recess, and after final adjournment until the commencement of the 1949 Regular Session, with authority to file its final report not later than the fifteenth legislative day of that session.

4 The committee and its members shall have and exercise all of the rights, duties and powers conferred upon investigating committees and their members by the provisions of the Joint Rules of the Senate and Assembly and of the Standing Rules of the Assembly as they are adopted and amended from time to time, which provisions are incorporated herein and made applicable to this committee and its members.

5. The committee has the following additional powers and duties:

(a) To select a vice chairman from its membership.

(b) To contract with such other agencies, public or private, as it deems necessary for the rendition and affording of such services, facilities, studies and reports to the committee as will best assist it to carry out the purposes for which is is created.

(c) To cooperate with and secure the cooperation of county, city, city and county, and other local law enforcement agencies in investigating any matter within the scope of this resolution and to direct the sheriff of any county to serve subpenas, orders and other process issued by the committee.

(d) To report its findings and recommendations to the Legislature and to the people from time to time and at any time, not later than herein provided.

(e) To do any and all other things necessary or convenient to enable it fully and adequately to exercise its powers, perform its duties, and accomplish the objects and purposes of this resolution.

(f) To meet at the State Capitol or at any place within the State or the United States.

6 The sum of six thousand dollars ($6,000) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Assembly for the expenses of the committee and its members and for any charges, expenses or claims it may incur under this resolution, to be paid from the said contingent fund and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read, and referred to Committee on Rules.

By Mr. Hollibaugh and Mrs. Niehouse:

House Resolution No. 244

Relative to provision for a women's rest room immediately adjacent to the Assembly Chamber

WHEREAS, For many years the Assembly of the State of California has been graced by the presence of a woman member or members, and also has a number of women attaches whose duties require their presence in the Assembly Chamber; and

WHEREAS, There are no rest room facilities for women nearer to the Assembly Chamber than the extreme southern end of the building, which is clear across the entire Capitol, a distance of nearly a city block from the Assembly Chamber; and

WHEREAS, Such rest room facilities as exist for ladies at the southern end of the second floor corridor of the Capitol are open to the public, and therefore crowded and inadequate; and

WHEREAS, All these circumstances put the women members and attaches of this Assembly to considerable inconvenience, and the situation is in fact a great imposition upon them since there do exist convenient rest rooms for the male members; now, therefore, be it

Resolved by the Assembly of the State of California, That the Assembly Legislative Process Committee immediately take such measures as will insure that adequate cloak and rest room facilities for women shall be provided at once adjacent to the Assembly Chamber.

Resolution read, and referred to Committee on Rules.

MESSAGES FROM THE GOVERNOR

STATE OF CALIFORNIA
GOVERNOR'S OFFICE, SACRAMENTO, June 13, 1947

To the Honorable Members of the Assembly
State of California, Sacramento, California

GREETINGS: I am returning herewith without my signature

Assembly Bill No. 670, entitled: "An act to amend Section 981a of the Code of Civil Procedure, respecting dismissal of appeals from justice court."

My objections are as follows:

This bill would amend Section 981a of the Code of Civil Procedure relating to the dismissal of appeals from justice courts for lack of prosecution. The present law requires dismissal after a lapse of a specified period of time with certain exceptions, among which exceptions is found a provision that the parties may extend the time for bringing such a proceeding to hearing by a written stipulation filed with the clerk of the superior court to which the appeal is taken. This bill does not add anything to the existing law, other than an unintelligible phrase which literally interpreted would require the parties to file "time" in the action Because this amendment would add nothing to the law and would introduce an unintelligible phrase to a section, which now reads clearly, I am unable to approve the measure.

Respectfully submitted.

EARL WARREN, Governor

Assembly Bill No. 670 ordered to unfinished business file.

REPORT TO THE ASSEMBLY OF THE LEGISLATURE OF THE STATE OF CALIFORNIA

Fifty-seventh Regular Session

BY THE SPECIAL INVESTIGATING COMMITTEE

Appointed and Acting by and in Pursuance of House Resolution No. 144, as Amended and Readopted by House Resolutions Nos. 157 and 158, Fifty-seventh Regular Session

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ASSEMBLY CHAMBER, STATE CAPITOL
SACRAMENTO, CALIFORNIA, June 13, 1947

Members of the Assembly
Assembly Chamber, State Capitol
Sacramento, California

The special investigating committee created and appointed by, and acting agreeably to Assembly Resolution No. 144, as amended and readopted by Assembly Resolutions Nos 157 and 158 respectfully submits to you its report of its findings of fact and its recommendations as

to what action should be taken with reference to the matters committed to the special investigating committee for ascertainment, study and investigation, as follows:

I

OCCASION FOR, AND CREATION OF, THIS SPECIAL INVESTIGATING COMMITTEE, ITS ORGANIZATION AND PROCEEDINGS

Occasion for Creation of This Committee

At this Fifty-seventh Regular Session of the Legislature of the State of California, Sam L. Collins, a member and the Speaker of the Assembly, introduced in the Assembly, and caused to be amended in the Assembly, two Assembly bills, known as Assembly Bill No. 538 and Assembly Bill No. 537. On March 27, 1947, Assembly Bill No. 538 was passed by the Assembly and sent to the Senate. On April 11, 1947, Assembly Bill No. 537, as amended, was pending in the Assembly on motion for reconsideration. Both bills were then designed to amend Penal Code Section 817 and Assembly Bill No. 537 contained all of the matter in Assembly Bill No. 538 and additional matter. While the motion to reconsider Assembly Bill No. 537 was under consideration by the Assembly, Mr. Robert C. Kirkwood, a Member of the Assembly, read to the Assembly a copy of a letter dated March 28, 1947, and written and sent by William C. Doran, a Justice of the District Court of Appeal of the State of California, Second Appellate District, Division One, to Mr. C. Don Field, a Member of the Assembly. This letter (set out in full at page 4622, below) referred to Assembly Bill No. 538 and characterized it as "positively vicious for it is designed to protect the gambling interests." The letter also purported to state some factual background behind the introduction of the bill. It implied, and it could be inferred, that the bill's introduction had been motivated by considerations other than the merits of the legislation. The letter said of the author of the bill, Speaker Collins, that "although he purports to be on friendly terms with the ministers of Orange County, actually Collins appears to be more interested in the gamblers." It showed on its face that a copy was sent to the Governor. (This letter is hereafter referred to as the Doran letter.)

Speaker Collins, replying to the matter so presented, directly or by implication, made a statement of the factual background of the bill and its motivation so far as he was concerned, denied any charges made against him directly or by implication, and suggested that the background of the Doran letter was political aspirations of parole officer Clifford J. Baxter and parole officer John C. Doran, son of Judge Doran, the author of the letter. Speaker Collins' remarks are set out at length in the Assembly Daily Journal of April 16, 1947, p. 2319 and following.

The Assembly was of the view that the matters so presented to it warranted investigation and report and took steps to that end.

Creation of This Committee

The Assembly, by House Resolution No. 144, as amended and readopted by House Resolutions Nos. 157 and 158 created and appointed this special investigating committee, and authorized and directed it as to its functions and duties and designated its members. The resolution, as amended and readopted, specified the powers of the committee and

defined the scope of inquiry. In regard to the subject and scope of inquiry, it was provided as follows:

"1. (a) At this Regular Session of the Legislature, under date of April 11, 1947, while the Assembly had under consideration a motion that the vote whereby Assembly Bill No. 537 was passed be reconsidered, a Member of the Assembly brought to the attention of and read to this Assembly a copy of a letter purportedly written by William C. Doran, Associate Justice of the District Court of Appeal, Second Appellate District, Division One, relating to Assembly Bill No. 538 and referring to the author of Assembly Bills Nos. 537 and 538, the original of which letter or a copy thereof is in the possession of this Assembly, in the custody of the Chief Clerk.

"(b) The Assembly Special Investigating Committee, to which said letter is hereby referred for consideration and report, is hereby created and authorized to ascertain, study and investigate all facts in any way bearing upon or relating to the writing of said letter and any and all statements contained or facts recited therein, and any and all matters incidental thereto, including in the inquiry the subject matter of Assembly Bills Nos. 537 and 538, the effect of the bills if enacted into law, the purpose or purposes for which they were introduced and amended, and the question whether or not in connection with said bills or the writing and transmission of said letter there has been any interference with the legislative process, and to report to the Assembly its findings of fact in relation to all these matters, including in its report the recommendations of the committee as to what action, if any, the Assembly should take with reference thereto, within the scope of the powers of the Assembly."

The Members of the Assembly designated to act, and who acted, on this Special Investigating Committee were, and are, the following: Richard J. Dolwig, Chairman; George A. Clarke, Vice Chairman; Don A. Allen, Julian Beck, William Clifton Berry, Philip L. Boyd, George R. Butters, Ernest C. Crowley, Randal F. Dickey, Clayton A. Dills, Thomas W. Erwin, John W. Evans, Carl Fletcher, W. E. James, Richard H. McCollister, Edward F. O'Day, Alfred W. Robertson, Albert I. Stewart, and Vincent Thomas.

Organization of Committee and Steps Preliminary to Public Hearings

It was determined that this committee should perform its functions through the process of executive sessions and public hearings. In preparation for those hearings it held a number of executive sessions. The time for commencement of such hearings was fixed at 2 o'clock p.m., on Thursday, May 8, 1947, and the Assembly consented to the holding of those hearings in the Assembly Chamber. In preparation for those hearings your committee appointed and employed an investigator, C. W. Ale, formerly an agent of the Federal Bureau of Investigation, and now residing and maintaining an office in Monterey, California, and an attorney, Arthur B. Dunne, a member and Vice President of the State Bar of California. It made a preliminary review of possible available data and witnesses and determined on an order of proceedings and adopted general rules of procedure. At the beginning of the public hearings those

general rules of procedure were read by the chairman of the committee to all those in attendance on the hearing as follows:

"The chairman has been designated to preside over all proceedings of the committee, and to be the only member of the committee to communicate with counsel or witnesses appearing before the committee, subject to the right of each member of the committee to question each witness.

Each witness is required to answer each question put by counsel for the committee, by members of the committee, by his own counsel, or by counsel for any other witness, unless an objection is made and sustained to a particular question, in which case the witness is not required to answer such questions. Counsel for any witness may not put any question to any witness for whom he is counsel relating to any matter other than that as to which the witness for whom he is counsel testified. This rule does not apply to Mr. Sam Collins, or Judge W. C. Doran, or the counsel of either, who shall be permitted to cross-examine any witness within the scope of the investigation committed to this committee.

In order to facilitate the orderly examination of witnesses, the chairman will determine the order in which the examination and reexamination of each witness will proceed. The chairman will recognize each member of the committee whenever he signifies he desires to be recognized, subject to the recognition of any other committee member, but no Member of the Assembly other than a committee member will be recognized.

In regard to evidence—hearsay evidence is inadmissible in the courts of California and will be excluded, unless it is relevant to the subject of the investigation committed to the committee. The members of the committee, the witnesses, and counsel for the committee and for the witnesses are all requested to cooperate with the committee by using the microphones provided.

Now, each witness subpenaed to appear before this committee is now admonished that it is his duty to be present at each session of this committee, and that he is not excused from attendance upon this committee by virtue of his being examined before it one or more times until specifically excused from all other examinations."

The Public Hearings

This committee commenced public hearings in the Assembly Chamber at 2 o'clock p.m. on Thursday, May 8, 1947, and the hearings were conducted on that day, on Friday, May 9, 1947, on Saturday, May 10, 1947, on the early morning of Sunday, May 11, 1947, and on Monday, May 12, 1947, when the proceedings were concluded at 10.15 o'clock p.m., and your committee adjourned subject to the call of the chairman. At the conclusion of the examinations of the witnesses called by your committee, Mr. Dunne, the attorney for your committee, at its direction, made the following statement:

"I am about to ask that this matter be submitted to the committee on the record that has been made, but before doing so, and I say this advisedly, in view of certain statements that have been made in the press, before asking that this matter be submitted, I want to ask whether there is anyone within hearing of my voice, and that

includes members of the press, who has anything further to suggest, who would like to be sworn, or who can suggest that there are any other witnesses who should be sworn or called for further examination."

The chairman then stated:

"You have heard Mr. Dunne's request. If there is anyone in the Assembly Chamber that would like to take the stand and testify in any respect in regard to this matter, will they please come up and take the witness stand."

An opportunity for response was given but there was no response.

Further hearings were held in executive session on Thursday, June 5, 1947 and Friday, June 6, 1947, to hear further testimony from Ernest D. Webb and Clifford J. Baxter.

On the hearings 51 witnesses were called and examined, this committee introduced 32 documentary exhibits and counsel for Sam L. Collins introduced three documentary exhibits. This committee was represented throughout by its attorney, Arthur B. Dunne; Fred B. Wood, Legislative Counsel was in constant attendance upon the hearings through his deputies, J. D. Strauss and Albert J. Shults; and Mrs. Cristine B. Harrison, secretary of this committee, attended all hearings and acted as clerk. Sam L. Collins was represented by his attorney, Walter J. Fourt. Clifford J. Baxter was represented by his attorney, A. M. Mull, Jr., during the last session. No attorney appeared for any other person. The direct examination of all witnesses was conducted by this committee, through Mr. Dunne, its attorney, and various of the witnesses were cross-examined by members of the committee and Mr. Fourt, on behalf of Sam L. Collins. At the conclusion of the evidence, counsel for each witness was given an opportunity to make a summation, and Mr. Fourt made a summation on behalf of Sam L. Collins.

The public hearings were stenographically reported by duly sworn reporters and the transcript of the proceedings is filed with this report. All witnesses testified under oath.

And now, from the evidence adduced on said hearings, your committee finds as follows:

II

THE FACTS

Designation of Parole Officers as Peace Officers—Origin of the Statutory Change—Departmental Policy

Prior to August 4, 1943, insofar as it is material here, Cal. Pen. Code Section 817 provided:

"A peace officer is a sheriff of a county * * * and inspectors of the Division of Narcotic Enforcement."

The omitted matter was enumeration of other officials and agents. It did not include agents of the State Board of Prison Directors, or of the Youth Authority. Effective August 4, 1943, this section was amended by Stats. 1943, Ch. 106 (Assembly Bill No. 451) to add at the end of the section the words "and any parole officer of the State Board of Prison Directors." The State System of Corrections and Prisons was reorganized by legislation adopted at the special session of 1944, effective May 1, 1944. As part

of this reorganization, the Department of Corrections was created. The Youth Authority was brought into the Department of Corrections. The Adult Authority was set up under the Department of Corrections. The powers and functions of the State Board of Prison Directors were transferred to the Adult Authority and parole officers of the State Board of Prison Directors became parole officers of the Adult Authority. In 1945, Penal Code Section 817 was amended by Stats. 1945, Ch. 153, Section 1, to make it conform to the change worked by this reorganization, and as so amended read and now reads, so far as it is material here, as follows:

> "A peace officer is a sheriff of a county, * * * a supervisor or guard employed by the Department of Corrections, while acting in the transportation of prisoners and in the apprehension of prisoners who have escaped, and any parole officer of the State Department of Corrections, and any placement or parole officer of the Youth Authority."

The substantial change in Penal Code Section 817 was that made by the amendment of 1943, by which parole officers were made peace officers. The amendment of 1945 was purely formal to correctly designate these parole officers in view of the 1944 reorganization of the prison and corrections system, and to include the designated officers of the Youth Authority.

In the Fifty-fifth Regular Session of the Legislature of the State of California (1943), at the request of the State Board of Prison Directors, Mr. Fourt, with Messrs. McCollister and Price, introduced Assembly Bill No. 451, which was adopted as Chapter 106 of the Statutes of 1943, and effected the 1943 amendment to Penal Code Section 817. The State Board of Prison Directors requested that parole officers be included among peace officers in order that they might more efficiently perform their duties as parole officers, and made the request with the assurance that parole officers would use their powers as peace officers only in the performance of their official duties as parole officers.

When Assembly Bill No. 451 came before the Assembly, the question was raised as to what use parole officers would make of the new powers conferred upon them, the assurance was repeated that they would use these powers only in the performance of their duties as parole officers and the Assembly passed the bill on that assurance.

As soon as the 1943 amendment of Penal Code Section 817 became effective, and on August 5, 1943, agreeably with the assurances which had been given by the State Board of Prison Directors, the Chief State Parole Officer issued a directive to all parole officers of the State Board of Prison Directors in which attention was called to the 1943 amendment of Penal Code Section 817, and by which parole officers were directed:

> "The new status does not in any way affect the attitude you are to display toward the parolee or any individual who may contact you in your official capacity. The policy of the bureau in this regard is well known by every officer of the bureau.
>
> In plain words, I do not want any of you to develop (for the lack of a better expression) 'a cop complex.' Your duties do not include directing traffic, arresting prostitutes, settling street brawls, et cetera. Our policy calls for courteous cooperation with the public,

peace officers and other state agencies. Our approach to the parolee is still that of a friend and counsellor—not a policeman.

I have told you many times that the police powers invested in a parole officer are to be used only as the LAST resort in any case."

On May 1, 1944, when the reorganization of the State System of Corrections and Prisons became effective, the Adult Authority took over the supervision of parolees and the parole officers (except such parolees as were subject to the jurisdiction of the Youth Authority). By formal resolution, the Adult Authority adopted the rules, regulations and directives of the State Board of Prison Directors, including the directive of August 5, 1943. That directive has never been annulled or modified. It is in harmony with the policy adopted by the Adult Authority which finds formal expression in a manual now in course of preparation. That policy is as follows: Parole officers are to cooperate with and assist local law enforcement officers. Peace officer powers were conferred on parole officers to enable them to perform their duties more efficiently, not to broaden the range of their activities to include routine police work which is the responsibility of political subdivisions. Whenever law violations come to the attention of parole officers, "when practicable" such violations shall be reported to the law enforcement agency concerned, and when no action is taken by such agency the matter must then be reported, through the Chief State Parole Officer, to the Adult Authority for whatever action is deemed advisable.

By way of comparison, the policy of the Youth Authority has been to apprehend parolees only after a parole is revoked, and even then orders of apprehension are ordinarily sent to local peace officers. The Youth Authority endeavors to have local peace officers take parolees into custody when this is to be done, and its officers never use their powers as peace officers except to apprehend parolees of the Youth Authority. Officers of the Youth Authority are to use their peace officer powers only in the performance of their official duties and in taking their own parolees into custody.

The administrative policy of the Adult Authority to be followed in the exercise of peace officer powers by parole officers was communicated to parole officers by sending the directive of August 5, 1943, to all offices and was further communicated in staff meetings where parole officers were advised of their functions. Any parole officer who is diligent in learning and performing his duties should have known of it. In actual operation of the department, the policy was adhered to except in the case of the raid at Long Beach and the raid at Santa Ana, referred to below. No such raids were made before May 9, 1946, and none have been made since May 21, 1946. Parole Officers Clifford J. Baxter and John C. Doran stated they did not know of the department policy.

In the area falling under the jurisdiction of the Los Angeles office of the Adult Authority except as it was claimed (as will hereafter appear) that there was occasion for parole officers to make the Long Beach raid of May 9, 1946, and the Santa Ana raid of May 21, 1946, there had never been any occasion for departure from the fixed policy of the Adult Authority above referred to, or failure on the part of local law enforcement officers to fully cooperate with parole officers

of the Adult Authority. Relations between those parole officers and local law enforcement officers had been harmonious.

Organization of Adult Authority—Los Angeles Area

The Adult Authority maintained an office in Los Angeles as the headquarters for supervision of parolees in Southern California. There were 14 to 15 parole officers attached to this office supervising 1,200 to 1,400 parolees. The Grade 1 parole officers were grouped into three squads. Each squad reported to a Grade 2 parole officer, the Grade 2 parole officers, in turn, reported to J. B. Babcock, District Supervisor, who in turn reported to the Chief Parole Officer, and the Chief Parole Officer, Thomas A. Pendergast, in return reported to the Adult Authority. The Adult Authority consisted of three members of whom Walter A. Gordon was chairman.

The parole officers who testified in this investigation and participated in one or more of the raids hereinafter referred to, were Grade 1 parole officers. Among these was Clifford J. Baxter who was a member of the squad of which John C. Doran, a Grade 2 parole officer had charge. John C. Doran in addition to having charge of a squad had charge of the running of the Los Angeles office. The testimony failed to disclose that any records of any nature or sort were kept in the office relative to any phase of the two raids mentioned.

The Long Beach Raid and Its Result

In April, 1946, parole officers working out of the Los Angeles office, particularly Baxter and Doran, received complaints that a parolee was losing money in a bookmaking establishment in Long Beach known as the Smith-Benson place and located at 138 Locust Street. Doran instructed Baxter, who worked in the Long Beach area, to take the matter up with the Long Beach police. Baxter testified that he did so by calling it to the attention of a uniformed but otherwise unidentified member of the Long Beach Police Department vice squad, who told him that the matter would be placed in proper channels. After a time Baxter reported back to Doran that he had notified the Long Beach police and nothing had been done. Doran instructed Baxter to notify the Long Beach police again. Baxter testified that he did so by calling the matter to the attention of a Captain Vinyard (who died in November, 1946). Baxter again reported back to Doran that nothing had been done. Doran, thereupon, without taking the matter up with any of his superiors, directed Baxter to raid the place. A few days later, on May 9, 1946, the raid was conducted.

To conduct the raid Baxter first went to San Antonio Township (on the way from his Los Angeles office to Long Beach) and obtained warrants. Baxter, accompanied by Parole Officer Jollings, then went to the Smith-Benson place and after being there several hours, but seeing no betting, took into custody the reputed operators of the place, Benson and Smith. Benson and Smith were then taken to the Los Angeles County Jail and bail was fixed at $5,000 each.

On May 20, 1946, a preliminary hearing was held in San Antonio Township on the complaint against Benson and Smith. Among other witnesses one Charles W. Cheatham, a reporter for the Long Beach Independent, was called, claimed his constitutional privilege and refused

to testify on the ground that his testimony might incriminate him. The defendants were held to an answer in the superior court. On June 10, 1946, the matter came on for hearing in the Superior Court of the State of California in and for the County of Los Angeles on a motion to dismiss the complaint under Penal Code Section 995, on the ground that the evidence at the preliminary hearing was insufficient to sustain the order holding the defendants to answer. The motion was granted, the defendants were dismissed and their bail was exonerated.

Alvin F. Slaight, Chief of Police of Long Beach, Lorin Q. Martin, Captain of Detectives, Long Beach Police Department, and Alvin B. Cobble, Police Sergeant, Long Beach Police Department, in charge of the vice squad, were called as witnesses. All denied that they had any prior notice of a contemplated raid on the Smith-Benson establishment or that they had been requested to take any steps in connection with that establishment and that inquiry in the police department had failed to disclose that any such information or request had been given to or made of any member of the Long Beach Police Department.

The Santa Ana Raid and Its Results

In the early part of May, 1946, John C. Doran received complaints that a parolee was losing money in a gambling establishment known as the Downtown Club at 411½ West Fourth Street, Santa Ana. Baxter lived in Santa Ana and Doran instructed Baxter to investigate the place. Baxter testified that he did so by observing the conduct of people going to and from the place and by making inquiries of various people, none of whom he was able to identify. Doran then instructed Baxter to notify the Santa Ana police. Baxter testified that he did so by notifying Chief of Police Boyd, but Boyd denied this. Two or three days before May 21, 1946, Baxter reported back to Doran that he had notified the Santa Ana police, and that the Chief of Police had told him to stay out of there and mind his own business. Thereupon Doran, without taking the matter up with any of his superiors, assigned four parole officers to accompany Baxter and directed Baxter to raid this Santa Ana gambling establishment.

On May 31, 1946, Baxter met the parole officers who had been assigned to accompany him on the raid of the Santa Ana gambling establishment, in Santa Ana, and gave them their instructions. Baxter then went to the Santa Ana police department and asked that an officer accompany him, stating that he was going to pick up an ex-convict in a bar. Detective Ely accompanied him and Baxter and Ely then went to 411½ West Fourth Street. It was not until they arrived there that Baxter informed Ely that the place was to be raided. The officers then entered the premises, found three operators and a large number of patrons, and took into custody the three operators and a number of patrons and physical evidence of betting. The persons taken into custody were then taken to the Orange County Jail, those who were found not to be operators of the establishment were released, and the three operators who were taken into custody were released on $500 bail each. The next day a felony complaint, signed by Baxter as complaining witness, and naming the three operators of the establishment who had been arrested as defendants was filed. The date for preliminary hearing was set for July 1, 1946.

After the raid it developed that the reputed chief operator of the Downtown Club, one Townsend, was not in the premises at the time of the raid, and was not taken into custody. It also developed that if the felony charges against the three defendants were to be tried, the preliminary hearing and the trial would take some considerable time. The whole situation was discussed by the attorney for the defendants with the District Attorney of Orange County, and by the District Attorney of Orange County and the parole office. It was ultimately agreed that if the felony charges against the three operators of the gambling establishment who had been taken in custody were dismissed and a misdemeanor complaint were filed against them and Townsend, all four defendants charged in the misdemeanor complaint would plead guilty. This arrangement was effected, and on June 22, 1946, the four defendants pleaded guilty to the misdemeanor of operating a lottery, were fined $400 each and the fines were paid.

Action of the Adult Authority

The Adult Authority did not know that any raid was contemplated before it was carried out. The first knowledge it had of any raid was that of the Long Beach raid which it received shortly before the Santa Ana raid. The report created wonderment and disturbed the authority. Nothing was done immediately, however, because the authority was shortly going to Los Angeles on one of its regular monthly visits. There was no reason to anticipate a second raid because there had never been any raids before and the authority did not have the facts of the raid. The report of a second raid came as a surprise. The chief parole officer was then directed to restate to the parole officers the established policy of the Adult Authority with respect to the use by parole officers of their powers as peace officers. This was done. Baxter and Doran testified that this was the first that they heard of the authority's policy.

On May 24, 1946, a few days after the Santa Ana raid, John C. Doran submitted a written report of the raids in response to a request from Chairman Gordon transmitted through the chief parole officer. Relative to the report, John C. Doran stated that "I didn't write the letter as actual facts, I wrote it quickly from hearsay, and I naturally didn't expect the letter to be read. I didn't realize the magnitude of it." Beyond this, the Adult Authority made no investigation, and Chairman Gordon testified that it did not have the facilities for making an independent investigation.

Actions of Sam L. Collins Consequent Upon the Santa Ana Raid

Sam L. Collins, Assemblyman from Orange County, did not learn of the Long Beach raid at the time. He first learned of the Santa Ana raid from the newspaper the day of the raid or the next day. A few days later he met Sheriff Elliott. The raid had led various chiefs of police to make inquiry of Elliott to learn what the raid meant, and Elliott, in turn, inquired of Sam Collins whether there had been any change in the law. Elliott seemed disturbed because of the political implications the raid might have in a primary campaign in which he was then a candidate. Sam Collins told Elliott that so far as he knew there was no change in the law and that it was his understanding that parole officers could exercise the power of peace officers only while they were performing their official duties but that he would investigate. Collins did investigate and

then learned that although he understood the legislative intention to be that parole officers could exercise their powers as peace officers only while engaged in their official duties, the statute contained no such limitation. Collins then determined to make inquiry of the Adult Authority. He phoned to its Los Angeles office, asked for the man in charge, and was connected with John C. Doran. Collins then made an appointment for that day or the next day and kept the appointment by calling on John C. Doran at the Los Angeles office of the Adult Authority. In the discussion attention was called to the raids and Collins inquired what the policy of the Adult Authority was going to be. Collins expressed it as his view that the Legislature in amending Penal Code Section 817 had intended to give parole officers the powers of peace officers only for use in the performance of the official duties of parole officers and that if this sort of thing were going to continue he would introduce a bill in the next Legislature to limit the peace officer power of parole officers to the performance of official duties.

Shortly after this Collins met with Richard C. Fildew, a friend of John C. Doran, at Fildew's request. There was a general discussion in which Fildew undertook to state John C. Doran's point of view and Collins stated his point of view. More important was a discussion which Collins had with Karl Holton, head of the Youth Authority, at a time not fixed, but apparently in July or August, 1946. Collins pointed out to Holton how parole officers of the Adult Authority had been using their powers as peace officers in making raids and asked how the officers of the Youth Authority conducted themselves. Holton replied that the officers of the Youth Authority used their powers as peace officers only in apprehending their own parolees, and said that he did not believe that it was good policy for them to go beyond this. Collins indicated that he might do something about the situation. Twice later Collins indicated to Holton that he wanted to talk to him but they never again discussed the subject.

In the early part of August, 1946, Sam Collins met Fred B. Wood, Legislative Counsel, and requested Wood to prepare a bill amending Penal Code Section 817 to restrict the peace officer powers of parole officers to the performance of officially prescribed functions. Such a bill was prepared, sent to Collins and on January 20, 1947, was introduced in the Assembly by Sam Collins as Assembly Bill No. 538 (see below).

It had been suggested to Sam Collins that a statute should be enacted providing for certain jurisdictional requirements in actions for the annulment of marriage. In October, 1946, Sam Collins requested the Legislative Counsel to prepare such a bill. This was done and on January 20, 1947, Sam Collins introduced this bill in the Assembly as Assembly Bill No. 537. It was later amended to strike out all of the original bill and substitute everything contained in Assembly Bill No. 538 with some additional material (see below).

Before introducing Assembly Bill No. 538 and amending Assembly Bill No. 537, Sam Collins did not discuss with the agency concerned and affected, the Adult Authority, either the raids by the parole officers of the Adult Authority or the proposed legislation. Although Sam Collins knew that the persons ultimately responsible for the functioning of parole officers of the Adult Authority were its members, he explained his failure to discuss the conduct of the parole officers with the Adult Authority by saying he felt he had taken the matter up with the head of the office

which was responsible for the raids. Sam L. Collins further explained his failure to discuss the proposed legislation with the Adult Authority by saying that it is not necessary to call legislation to the attention of agencies affected. He also indicated that, as a general rule, when a bill is introduced which affects a state agency, the agency calls the matter to the attention of the author of the bill with an inquiry as to the reason for the introduction of the bill.

The Legislative History of Assembly Bill No. 538 and Assembly Bill No. 537

Assembly Bill No. 538, as originally introduced, was designed to amend Penal Code Section 817 to remove parole officers from the enumeration of peace officers but to confer on any parole officer "the powers of a peace officer in the actual performance of his official duties." To accomplish this the bill in its ogiginal form as introduced and printed, so far as material to the present inquiry, was as follows:

> * * * Section 817 of the Penal Code is amended to read:
>
> 817. A peace officer is a sheriff of a county, * * * inspectors of the Division of Narcotic Enforcement, *and* a supervisor or guard employed by the Department of Corrections, while acting in the transportation of prisoners and in the apprehension of prisoners who have escaped. Any parole officer of the State Department of Corrections, and any placement or parole officer of the Youth Authority, *shall have the powers of a peace officer in the actual performance of his official duties.*"

In this form Assembly Bill No. 538 fully complied with Rule 10 of the Joint Rules of the Senate and Assembly; the "new matter" was "underlined" (and hence printed in italics) and "matter to be omitted" was in "'strikeout' type."

On February 5, 1947, before the constitutional recess, Sam Collins, at the request of Assemblyman Lloyd W. Lowrey and Anson H. Crutcher, chief of the State Capitol Police, caused Assembly Bill No. 538 to be amended so as to include among peace officers the "police officers of the State Police." This amendment, agreeable to Rule 10 of the Joint Rules of the Senate and Assembly, had the effect of putting the language just quoted in italics, and of removing the strikeout type and italics indicating the new and omitted matter in the bill as first introduced. As a result, when the bill was considered after the constitutional recess, in the Judiciary Committee of the Assembly and on the Assembly floor, there was nothing on the face of Assembly Bill No. 538 in its amended form to indicate that Sam L. Collins' bill Assembly Bill No. 538 was designed to so amend Penal Code Section 817 to limit parole officers in the exercise of the powers of peace officers, except the line on top that it was being amended. This could be ascertained only by comparing the bill with the Penal Code section itself, or by going back to the original form of Assembly Bill No. 538.

Assembly Bill No. 538 came from the Judiciary Committee of the Assembly "do pass" on March 26th, and on March 27th was read for the third time, passed, sent to the Senate, read for the first time in the Senate and sent to the Senate Committee on Judiciary. This was its status on April 11, 1947, when reconsideration of Assembly Bill No. 537 was asked (see below). The proceedings in the Committee on Judiciary of the Assembly are dealt with below.

Assembly Bill No. 537 as originally introduced was a bill to provide for certain jurisdictional requirements in actions for annulment of marriage. It had nothing to do with peace officers or parole officers and did not mention either. It came on for consideration in the Assembly Committee on Judiciary on March 17, 1947, and its author, Sam Collins, finding that there was opposition to it, did not ask favorable consideration and it was tabled. Between March 17th and March 24, 1947, Sam Collins was requested to have Assembly Bill No. 538 amended to include among peace officers certain attaches of the offices of district attorneys. He declined to do this for fear it would jeopardize the chances of passage of 538, but did agree to attempt to use 537 for this purpose. To that end, on March 24, 1947, he requested the Legislative Counsel to prepare an amendment to Assembly Bill No. 537 eliminating the matter it then contained and substituting all of the matter contained in Assembly Bill No. 538 as it then read plus the addition of "detectives, investigators, inspectors, and process servers, regularly employed, and receiving pay as such, in the office of a district attorney," to the persons enumerated as peace officers. The Legislative Counsel prepared an amendment accordingly. Assembly Bill No. 537, as thus amended, considered by itself would be an amendment to Penal Code Section 817, for the first time adding to the designation of peace officers (a) police officers of the State Police and the attaches of the office of a district attorney just enumerated, and (b) restricting the powers of parole officers as peace officers to the performance of official duties, as already provided for in Assembly Bill No. 538. This was all new matter for the first time in Assembly Bill No. 537, and under Rule 10 of the Joint Rules of the Senate and Assembly should have been underscored in the draft prepared by the Legislative Counsel and italicized when printed. Due to an error in the office of the Legislative Counsel the second aspect of new material, the limitation of the peace officer power of parole officers, was not underscored and did not appear in italics in the bill as it was printed when Sam Collins caused the bill to be amended by using the *draft of amendment prepared by the Legislative Counsel.*

Having received the draft of amendment of Assembly Bill No. 537 requested by him, Sam Collins, on March 25, 1947, had Assembly Bill No. 537 lifted from the table, amended March 27, 1947, in accordance with the draft of amendment prepared by the Legislative Counsel as just noticed, and re-referred to the Committee on Judiciary on April 1st. Assembly Bill No. 537, as so amended, then came from the Committee on Judiciary, with a recommendation of "do pass" and after appropriate steps was read for the third time and passed on April 10, 1947. Thereafter, and on the same day, George D. Collins gave notice of motion to reconsider Assembly Bill No 537, and on the morning of April 11, 1947, Assembly Bill No. 537 was pending before the Assembly on motion for reconsideration.

In none of its printed forms did Assembly Bill No. 537 ever indicate by italics that if adopted it would amend Penal Code Section 817 so as to limit or restrict the powers of parole officers. Until its amendment on March 27, 1947, it dealt with annulment of marriage and was so indexed and digested. Anyone consulting the records to learn what bills might be pending which would affect parole officers would not

have it called to his attention that he should watch the progress of Assembly Bill No. 537.

Preparation and Sending of the Doran Letter

Parole Officer John C Doran is the son of William C. Doran a Justice of the District Court of Appeal of the State of California, First Appellate District. Father and son lived in Los Angeles and saw each other frequently. Shortly after the Long Beach raid the son discussed it with the father and gave him some information about it and sometime later gave his father some information about the Santa Ana raid. As appears from the Doran letter itself, at some time not fixed, the son told the father of Sam Collins' visit to the Los Angeles parole office shortly after the Santa Ana raid. Such information as the son had transmitted was based wholly on hearsay except as to the son's own activity.

Sometime in February, 1947, John C. Doran received in the mail from a northern office of the Adult Authority, a copy of Assembly Bill No. 538 in its original form. He took it to his father. His father laid it aside for several weeks and then, in cleaning up his desk, came upon it and on Friday, March 28, 1947, under that date and on his letterhead as a justice of the district court of appeal, wrote the following letter:

March 28, 1947

"*Assemblyman Don C. Field*
State Building
Sacramento, California

DEAR SIR: Enclosed for your convenience is a copy of Assembly Bill No. 538.

This bill is positively vicious for it is designed to protect the gambling interests. Its purpose is to take away from parole officers the authority of peace officers.

The reason I happen to know about this is because my son, John C. Doran, is in charge of the State Parole Bureau in Los Angeles and directs 15 deputies in this work in this area. They supervise 1,250 convicts on parole. Although the present law gives parole officers the same authority as peace officers, it is seldom necessary for them to assume the functions of the police. However, occasionally it is necessary.

About 10 months ago complaints came into the Parole Bureau that some of the men on parole were losing all of their money in a gambling joint down at Long Beach, California, and it was a serious interference with the function of the Parole Bureau. The chief of police in Long Beach refused to act, so my son ordered two or three of his men to raid the joint and arrest the operators, which was done. Of course, the chief of police in Long Beach was furious, for some reason or other—maybe you can figure that one out.

A worse condition existed in Santa Ana, in Orange County. Complaints came in of a similar nature and the chief of police in Santa Ana refused to take any action. Some of the parole officers raided this joint and arrested its owner and operators. It was an open and flagrant violation, and of course a howl went up from the chief of police in Santa Ana. These men, nevertheless, all pleaded guilty.

Following the raid in Orange County, Assemblyman Collins called on my son Jack in his office in Los Angeles, and protested against this raid in Santa Ana, informing my son that if this continued he would introduce a bill in the Legislature to deprive the parole officers of their authority as peace officers—which threat he has carried out.

Although he purports to be on friendly terms with the ministers in Orange County, actually Collins appears to be more interested in the gamblers.

So that is the background of Collins' bill and I hope that you will inform the Assembly accordingly, and, if you wish, you may read this letter to them.

I am sending a copy of this letter to the Governor in order that he may be informed.

Yours very truly,

W. C. DORAN"

The original of this letter, with a copy of Assembly Bill No. 538 in its original form enclosed, was sent to and received by Assemblyman C. Don Field. The judge also sent one copy of this letter, without enclosure, to the Governor and a second copy, without enclosure, to Gordon, Chairman of the Adult Authority.

A copy of the letter was sent to Governor Warren that he might have it before him if Assembly Bill No. 538 passed both houses and the Governor was considering whether or not to veto it. A copy of the letter was sent to Chairman Gordon as a matter of courtesy, since it was his agency which would be affected by the bill if it were enacted into law. The purpose of sending the original letter was allegedly to defeat the legislation. Judge Doran stated it was not his purpose or intention to injure Sam Collins in any way, and he stated that he was not concerned with the author of the bill as an individual, but was concerned only with the legislation. In writing the letter Judge Doran had before him no information except what he had read in the newspapers, statements made to him by his son John C. Doran and a copy of Assembly Bill No. 538 in its original form Judge Doran stated that he intended the statement in the letter that although Sam Collins "purports to be on friendly terms with the ministers in Orange County, actually Collins appears to be more interested in the gamblers" as only an argument based on what preceded it in the letter, and not as a statement of fact, and testified that it was only such an argument and not a statement of fact.

The original Doran letter escaped the attention of Assemblyman C. Don Field when it was received in his office until it was called to his attention by Assemblyman Albert Wollenberg, in the circumstances set out below. Until then Assemblyman C. Don Field did nothing about it, did not even acknowledge it. The copy of the Doran letter sent to the Governor's office was acknowledged by that office and filed, and nothing more was done with it until it was sent to Assemblyman Albert Wollenberg on the floor of the Assembly, in the circumstances hereinafter stated.

Gordon, Chairman of the Adult Authority, in March, 1947, was aware of the pendency of Assembly Bill No. 538, and was opposed to it. In order to voice his opposition he had made an appointment with Sam Collins but was unable to keep it because of illness. In making the

appointment he did tell Sam Collins the subject he wished to discuss. Gordon also notified the secretary of the Adult Authority to watch Assembly Bill No. 538, so that it could be opposed in the Committee on Judiciary, but the secretary neglected to do so, and no opposition was voiced in the Committee on Judiciary of the Assembly. When Gordon received his copy of the Doran letter he immediately consulted W. T. Sweigert, the Governor's executive secretary. Assembly Bill No. 538 was then in the Senate. They discussed the bill and the Doran letter and concluded that the bill should be opposed in the Committee on Judiciary of the Senate on its merits and without reference to the Doran letter. At some time in April, 1947, before the 10th, Mr. Sweigert, in casual conversation with Assemblyman Albert Wollenberg, told Assemblyman Albert Wollenberg that Gordon had been in Sweigert's office, told him that parole officers had conducted raids and that Speaker Collins had objected to this procedure, and that the Adult Authority was in an embarrassing position as a result, but no mention was made of any written communication.

Judge Doran testified that he sent no copy of the letter to Sam Collins because it would have been a waste of time, Collins was the author of the bill; that the letter was written to Assemblyman C. Don Field because he wanted to write to someone he knew and someone whom he might be able to interest in the bill. Judge Doran and Assemblyman C. Don Field had been friends for a number of years. Judge Doran wrote his letter as an individual, not as a member of the court, and used his official stationery only to identify himself, because it was the only stationery furnished to him by the State, and because it was a custom of long standing for judges to use such stationery in transacting personal business and affairs. Judge Doran did not write the letter for the purpose of forwarding the political aspirations of his son.

Circumstances Leading to the Reading of the Doran Letter on the Floor of the Assembly

On the afternoon of April 10, 1947, Assembly Bill No. 537 was read in the Assembly for the third time and passed. Assemblyman George D. Collins then noticed that a portion of the bill which should have been printed in italics had not been so printed (see p. 4621 above), called this to the attention of Assemblyman Albert Wollenberg, and Assemblyman Albert Wollenberg, then at the desk of Assemblyman Phil Davis told a story he had heard of parole officers raiding a gambling establishment in Orange County. During the course of the discussion Assemblyman Robert Kirkwood joined the group. It was stated that the Department of Corrections had some objection to the bill. Assemblyman George D. Collins inquired where he could get in touch with the Department of Corrections, and Assemblyman Albert Wollenberg told him that he (Wollenberg) would endeavor to have Gordon come to Sweigert's office and Assemblyman George D. Collins could talk to him there. This is the extent of participation of Assemblyman George D. Collins in the discussion on the floor of the Assembly. The other three Assemblymen then entered into a discussion of Assembly Bill No. 537, its history, its background and the fact that there was a parallel bill, Assembly Bill No. 538. In the course of this discussion Assemblyman Albert Wollenberg suggested that Sweigert might have some information, phoned to

Sweigert for such information as he had, and Sweigert sent to Assemblyman Albert Wollenberg on the floor of the Assembly the copy of the Doran letter which had been received in the Governor's office. The three Assemblymen then continued their discussion in the light of the Doran letter and were very much perturbed by what the Doran letter and the legislative history of Assembly Bills No. 537 and No. 538 showed. The background of the bills insofar as they affected the peace officer powers of parole officers (and as it has been set out in this report) was not known to them, except as Assemblyman Albert Wollenberg had heard talk of raids by parole officers. In the Judiciary Committee only two objections had been raised to the bills; (a) there had been an objection to the grammar in Assembly Bill No. 538; (b) when Assembly Bill No. 537 as first amended was presented in committee by Sam Collins it had been suggested that the amendment was not in order under Assembly Standing Rule 74 because the amendment was not germane to the original bill, but the point of order was waived on Sam Collins' statement that it was necessary for him to so amend the bill in order to bring its matter before the Assembly because some of the matter arose after the constitutional recess and he had used his two "spots" for the benefit of the Legislature. Sam Collins further testified that in presenting Assembly Bill No. 538 to the Judiciary Committee he called attention to the fact that there were two amendments, one of which did not appear in italics because of the second (see page 4628 below), but it is without dispute that in presenting Assembly Bill No. 537 as first amended he did not point out that the new matter, so far as that bill was concerned, affecting the power of parole officers, which should have been in italics, was not so printed. He excused himself for this failure by saying that he, himself, had not observed the error and had relied on the Legislative Counsel. At no time was there any recitation of the history of the raids made by parole officers as serving as a background to either of the bills, as in any way connected with either of them, or in any other way.

Assemblymen Albert Wollenberg, Phil Davis and Robert Kirkwood were so disturbed by what they had discovered from the legislative history of Assembly Bills Nos. 537 and 538 and reading the Doran letter, that immediately upon adjournment of the Assembly they went to Sweigert's office for the purpose of getting in touch with Gordon and obtaining further information. At their request Sweigert phoned Gordon and Gordon came to Sweigert's office with his file. They learned from him that the Adult Authority was opposed to the bills. They continued the discussion of the matters which they had been discussing on the floor of the Assembly, particularly the error in failing to properly italicize Assembly Bill No. 537 in its first amended form. In the course of the discussion Assemblyman Albert Wollenberg phoned Assemblyman C. Don Field and called Field's attention to the Doran letter. This came as a surprise to C. Don Field, he went immediately to his office, obtained the original letter and took it to Sweigert's office where he joined the discussion. The conclusion reached was that the whole situation was a serious one and should be called to the attention of the Assembly; that among other things the Assembly's attention should be called to the Doran letter. No definite conclusion was then reached as to how the Doran letter should be presented.

Later that evening Assemblyman C. Don Field phoned Judge Doran and told him that his letter would probably be read on the floor of the Assembly. Judge Doran said he had no objection. Still later Assemblyman C. Don Field again discussed the matter with Assemblyman Robert Kirkwood and stated his ultimate conclusion which was that he would not read the letter nor would he permit his original to be read. He made no objection to reading a copy, however, because he was fearful that in view of the fact he had done nothing about the letter since its receipt and had been the opponent of Sam Collins, when a Speaker of the Assembly was selected, it would be thought he was endeavoring to suppress something. Between that time and consideration of Assembly Bill No. 537 on motion to reconsider on the morning of April 11, 1947, it had been determined that Assemblyman Robert Kirkwood would read a copy of the Doran letter on the floor of the Assembly in connection with reconsideration of Assembly Bill No. 537.

No newspaper men were present at any of the discussions here referred to and leading up to the reading of the Doran letter to the Assembly.

On the morning of April 11, 1947, Assemblyman Robert Kirkwood obtained from Gordon the copy of the Doran letter which had been sent to Gordon, advising Gordon that he intended to read it to the Assembly. When the Assembly convened, and while the motion to reconsider Assembly Bill No. 537 was pending before it, Assemblyman Robert Kirkwood read to the Assembly his copy of the Doran letter. The proceedings recited at pages 4610-4613 above then followed.

III

FINDINGS AND CONCLUSIONS

Baxter's Misconduct

Parole Officer Clifford J. Baxter was called and testified under oath as a witness. During the course of his testimony he deliberately, and knowingly, and wilfully, contrary to his oath, stated as true matter which he knew to be false, and did so with the design and purpose of deceiving your committee. During the course of his testimony he used and read from a memorandum and thereafter, and after that memorandum had been demanded of him and inquiry was made of him as to its contents, deliberately and wilfully destroyed it for the purpose of withholding it and its contents from your committee.

Clifford J. Baxter made an independent investigation for the purpose of connecting Sam L. Collins with gambling activities. He endeavored to show that Harold L. McCabe, an attorney sharing offices with Sam L. Collins in the Chapman Building in Fullerton, had represented bookmakers. This information was allegedly contained in a memorandum obtained from a bail bond broker in Santa Ana. This information was erroneous, for evidence subsequently presented showed that McCabe was the City Attorney of La Habra and presented the case referred to by Baxter instead of representing any of the defendants.

Clifford J. Baxter and John C. Doran made a further investigation in Northern California, using a state car for part of the trip. Clifford J. Baxter testified that their investigation revealed no connection, in any manner whatsoever, between Sam L. Collins and any gambling interest.

All the activities of Clifford J. Baxter before and during these hearings have convinced the committee that he does not possess any of the necessary qualifications of a parole officer.

John C. Doran's Conduct—Responsibility for the Raids Conducted by Parole Officers

The raids conducted by parole officers of the Adult Authority at Long Beach (pp. 4616-4617 above) and Santa Ana (pp. 4617-4618) were an unwarranted and unauthorized departure from the established policy of the Adult Authority for the exercise by parole officers of the powers of peace officers (pp. 4613-4616 above). These raids were directed and carried out without the knowledge, authorization or consent of the Adult Authority or any of its responsible supervising parole officers. They were directed to be made by John C. Doran acting in disregard of the established policy of the Adult Authority and without consultation with or authorization from any of his superiors. The conduct of John C. Doran exhibited a definite lack of that responsibility expected from a state employee in his position.

It is the considered opinion of this committee that John C. Doran does not measure up to the minimum qualifications which should be possessed by a parole officer. He is censured for the lack of responsibility indicated by his failure to follow the established policy of the Adult Authority, for his failure to keep any records relative to the two raids mentioned, and for his use of state property for personal purposes.

Sam L. Collins' Motive and Conduct—Purpose and Effect of Assembly Bills Nos. 537 and 538

Exhaustive investigation before the public hearings, including examination of the records of Sam L. Collins in his Fullerton and Sacramento offices, and examinations of witnesses in the course of those hearings, failed to disclose any connection between Sam L. Collins and any person engaged in any gambling activity, or any interest on the part of Sam L. Collins in any such person or in any gambling activity.

There was not, and there is not, any such connection or interest. There is no basis for a charge or implication of any such connection or interest, or that any legislation introduced by Sam L. Collins was motivated by any such connection or interest. Sam L. Collins did not introduce Assembly Bill No. 538, or cause to be amended Assembly Bill No. 537, from any motive or for any reason other than his belief that the proposed legislation was meritorious and sound and would amend Penal Code Section 817 to make it conform to the object and purpose for which the 1943 amendment to that section was requested and which the Members of the Legislature had in mind and intended when that section was amended in 1943.

Neither Assembly Bill No. 538 nor the amendment to Assembly Bill No. 537 was designed to protect any gambling interest nor is the purpose of either to take away from parole officers the authority of peace officers in the performance of their functions and duties as parole officers The purpose of the proposed legislation was to amend Penal Code Section 817 to make it harmonious with the assurances given and acted upon, and the intention of the Members of the Legislature, when it was amended in 1943 (pp. 4613-4615), to the end that there would be proper cooperation between state parole officers and local law enforcement agencies. The further purpose was to assure that the functioning of local law

enforcement agencies would not be unnecessarily disrupted, and that matters which were essentially local police matters would be left to local law enforcement agencies.

As a matter of law the effect of Assembly Bill No. 538 or Assembly Bill No. 537 as amended, if enacted, would be to restrict parole officers in the exercise of powers of peace officers to the performance of their official duties as parole officers in harmony with the policy established by the Adult Authority itself. The effect of the proposed legislation, as a matter of fact, would not serve to protect gamblers or remove any appreciable hazard with which they are now faced, because as a practical matter the peace officer powers of parole officers in dealing with gamblers did not exist prior to 1943, and since that time have been exercised only in the two instances referred to above in this report.

Assembly Bill No. 538 was introduced and passed by the Assembly in accordance with usual legislative practice and in conformity with legislative rules. This bill amended Section 817 relative to parole officers and included State Police as police officers.

Assembly Bill No. 537 as originally introduced related to annulments. This bill had been tabled in the Assembly Judiciary Committee. Later it was lifted from the table and amendments to Section 817 were substituted for the bill. The substitution was made at the request of a representative of the District Attorney of Los Angeles County and added designated persons to those enumerated as peace officers. The new matter in Assembly Bill No. 538 was also included in this bill. All these amendments were incorporated in Assembly Bill No. 537 rather than adding the new amendment to Assembly Bill No. 538, because the author did not desire to jeopardize the enactment of Assembly Bill No. 538 by including the additional matters in Assembly Bill No. 537.

Although the amendment of Section 817 provided for by Assembly Bill No. 537 after it had been introduced to amend the law relating to annulments was not germane in that the bill as amended related to a different subject than the bill as introduced, the Assembly Judiciary Committee, after discussion, agreed to permit the bill to be so amended.

The new matter relating to parole officers in Assembly Bill No. 537 was not italicized in accordance with Joint Rule 10. This failure to italicize was not by design and originated in an error on the part of the Legislative Counsel. The testimony of Sam L. Collins was to the effect that he had no knowledge of the fact that it was not properly italicized.

Sam L. Collins cannot be charged with responsibility for the failure of the Adult Authority to oppose Assembly Bill No. 538 in the Assembly Committee on Judiciary. Gordon knew that the bill was pending and his failure to act was due to his own illness and the default of the secretary of the Adult Authority. But the events demonstrate that had Walter Gordon, Chairman of the Adult Authority, been able to keep his appointment with Sam L. Collins it would have served to prevent some of the misunderstanding that led to the reading of the Doran letter on the floor of the Assembly.

Mr. Justice William C. Doran's Conduct

Mr. Justice Doran stated that he wrote and dispatched his letter of March 28, 1947, solely for the purpose of defeating Assembly Bill No. 538; that he had no design or purpose to injure Sam L. Collins and was

not concerned with the author of the bill as an individual: that the statement in his letter "actually Collins appears to be more interested in the gamblers" was intended as an argument and not as a statement of fact; and that he believed that the bill would do more harm than good. It still remains that his letter was intemperate and ill-tempered. It was unseemly in form and unbecoming of a man occupying high judicial office. Whatever right as an individual he may have had to write it, he could not entirely divorce himself from his position and give to a letter written by him the appearance of a letter of only a private citizen. Whatever legal right he may have had to write the letter, such a letter, from a man in his position, on appellate court stationery, was not consistent with mutual respect of, and the amenities of harmonious cooperation between the legislative and judicial branches of the government. Whatever Mr. Justice Doran's thoughts and motives may have been, the letter was calculated, and should have been known to him to be calculated, to arouse indignation and resentment on the part of Speaker Sam L. Collins, the Members of this Assembly and the public. The letter was susceptible of the interpretation, and should have been known to Mr. Justice Doran to be susceptible of that interpretation, of charging bad motives and want of good faith to Speaker Sam L. Collins and of charging Sam L. Collins with proposing legislation from considerations other than honest belief in the merits of that legislation. Insofar as the letter is susceptible of being understood to make charges against Speaker Sam L. Collins it was without basis in fact and was written without reasonable grounds for believing that an implied personal charge could be sustained.

In truth and in fact the statements made in the letter were based entirely upon hearsay information given Judge Doran by his son, John C. Doran. In turn that information was obtained by John C. Doran from Clifford J. Baxter, whose testimony your committee is compelled to disbelieve in toto. Furthermore, it is unfortunate that Mr. Justice Doran did not extend to Speaker Sam L. Collins the courtesy of sending him a copy of the letter as he extended that courtesy to Mr. Gordon because he was chairman of a state agency which would be affected if the proposed legislation were enacted.

The Doran letter exhibited a want of that self-restraint which should characterize the conduct of a justice of an appellate court, and sounded a note dissonant to that harmony which should exist between departments of the government, particularly in view of Judge Doran's admission that the letter written by him was based solely on hearsay.

It is the further well considered opinion of the committee, based upon a thorough consideration of all Judge Doran's testimony before this committee, that he is not a proper person to sit on the appellate bench of the State of California.

IV

RECOMMENDATIONS

It is recommended that no action is necessary by the Assembly beyond the receiving and approval of this report. Such approval will seem sufficient censure of that conduct which is deserving of censure according to the terms of this report. The disclosure of the facts provides the proper degree of censure for those responsible for them in those instances in which, as disclosed by those facts, censure is appropriate.

The merits of proposed amendments to Penal Code Section 817 are for consideration in the ordinary course of proceedings of this Assembly, and for that reason no recommendations in respect of proposed amendment of Penal Code Section 817 are made in this report.

In regard to the parole officers, John C. Doran and Clifford J. Baxter, this report contains sufficient facts to justify the State Personnel Board and the Adult Authority to terminate their employment. Upon approval of this report by the Assembly, it is recommended that a copy of this report be forwarded to the State Personnel Board and Adult Authority for appropriate action.

This committee further recommends that the method of printing amendments to bills be referred to the appropriate interim committee for study.

It is further recommended that the appropriate interim committee of the Assembly review the power now possessed by all public employees classified as peace officers for the purpose of preparing legislation clarifying the extent of their powers.

This committee has certified the facts of Clifford J. Baxter's contempt and refusal to answer before the committee to the State Personnel Board and to the State Controller, in accordance with Section 9411 of the Government Code.

Respectfully submitted this thirteenth day of June, 1947.

RICHARD J. DOLWIG, Chairman	THOMAS M. ERWIN
DON A. ALLEN	CARL FLETCHER
JULIAN BECK	W. E. JAMES
WILLIAM CLIFTON BERRY	R. H. McCOLLISTER
PHILIP L. BOYD	EDWARD F. O'DAY
GEORGE R. BUTTERS	ALFRED W. ROBERTSON
ERNEST C. CROWLEY	ALBERT I. STEWART
RANDAL F. DICKEY	VINCENT THOMAS
CLAYTON A. DILLS	GEORGE A. CLARKE, Vice Chairman
JOHN W. EVANS	

STATEMENT BY MR. ERWIN

The Report of the Special Investigating Committee was not signed by me because of my illness and presence in the hospital during the time that the hearings were conducted.

Therefore, not having knowledge of what transpired at the hearings, I feel that I am not qualified to sign this report.

THOMAS M. ERWIN

STATEMENT BY MESSRS. JAMES AND BUTTERS

We concur with the Report of the Special Investigating Committee except as to the conclusion that Judge Doran is not a proper person to sit on the appellate bench. If the evidence justifies such conclusion, proceedings for the judge's removal from office should be commenced pursuant to Article VI, Section 10 of the California Constitution, or, if guilty of misdemeanor in office, impeachment proceedings should be commenced. In our opinion, the evidence does not justify such conclusion.

W. E. JAMES
GEORGE BUTTERS

GUESTS EXTENDED PRIVILEGE OF ASSEMBLY FLOOR

On request of Messrs. Ralph C. Dills and Hollibaugh, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mr. and Mrs. Max Bradlox of Huntington Park.

On request of Mr. Allen, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Dr. and Mrs. John M. Pfiffner of Los Angeles.

On request of Messrs. Ralph C. Dills and Hollibaugh, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mr. and Mrs. Earl Shade of South Gate.

On request of Messrs. Thurman and Loomis, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to former Assemblyman Seth Millington of Gridley.

On request of Mr. Crichton, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Henry J. Bishop, Miss Nell Dawson, teachers, and the following pupils of the Coalinga School: Betsy Neate, Tom Kelley, Max Day, Jerry Worsham, Gayle Carlson, Larry Talbot, and Kenneth Wallace.

ADJOURNMENT

At 11 59 p m., on motion of Mr. Ralph C. Dills, the Speaker declared the Assembly adjourned until 10 a.m., Saturday, June 14, 1947.

SAM L. COLLINS, Speaker

GERALDINE B. HADSELL, Minute Clerk

CALIFORNIA LEGISLATURE

FIFTY-SEVENTH (GENERAL) SESSION

ASSEMBLY DAILY JOURNAL

EIGHTY-NINTH LEGISLATIVE DAY

ONE HUNDRED SIXTIETH CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO

Saturday, June 14, 1947

The Assembly met at 10 a.m.

Hon. Sam L. Collins, Speaker of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Allen, Beck, Bennett, Blosser, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Nicholson, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—73.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. Raymond Renwald:

O my God, I come before Thee again at the beginning of another day to offer Thee anew the homage of my heart, I acknowledge Thee as my Supreme Lord and Master I believe in all that Thou hast revealed because Thou art truth itself; I hope in Thy promises because Thou art all powerful and faithful to Thy promises; I love Thee above all things because Thou art all good and worthy of all love; and for Thy sake I love my neighbor as myself. Give me this day the grace to know my duties in the light of Thy commandments and the strength to carry them out with that love of neighbor which is pleasing to Thee, through Christ Our Lord—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of the Speaker, the Assembly gave the pledge of allegiance to the Flag.

READING OF THE JOURNAL DISPENSED WITH

On motion of Mr. Price, further reading of the Journal of the previous legislative day was dispensed with.

LEAVES OF ABSENCE FOR THE DAY

The following member was granted leave of absence for the day, because of illness:

Mr Boyd, on motion of Mr Hinckley.

The following member was granted leave of absence for the day, and desired to waive his per diem:

Mr. M. Philip Davis, on motion of Mr. Hinckley.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, June 13, 1947

MR. SPEAKER. I am directed to inform your honorable body that the Senate on this day adopted.

Senate Concurrent Resolution No 54
Senate Concurrent Resolution No 57
Senate Concurrent Resolution No. 58
Senate Joint Resolution No. 21

J. A BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS

The following resolutions were read:

Senate Concurrent Resolution No. 54—Relative to the creation of a Fact-finding Committee on Agriculture and Livestock Problems.

Referred to Committee on Rules.

Senate Concurrent Resolution No. 57—Relative to making additional funds available to the Legislative Budget Committee, established by Senate Concurrent Resolution No. 3 (Res. Ch. 20, 1945).

Referred to Committee on Rules.

Senate Concurrent Resolution No. 58—Relative to the creation of a Joint Committee on Insurance Regulations.

Referred to Committee on Rules.

Senate Joint Resolution No. 21—Relative to federal assistance and support in solution of housing problems of this State.

Referred to Committee on Rules.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, June 13, 1947

MR. SPEAKER. I am directed to inform your honorable body that the Senate on this day passed:

Senate Bill No. 109
Senate Bill No. 234
Senate Bill No. 314
Senate Bill No. 423
Senate Bill No. 525
Senate Bill No 570
Senate Bill No 573
Senate Bill No. 621
Senate Bill No. 701
Senate Bill No. 794
Senate Bill No 952
Senate Bill No. 1037
Senate Bill No 1072
Senate Bill No 1208
Senate Bill No. 1397
Senate Bill No 1404
Senate Bill No. 1408
Senate Bill No. 1473
Senate Bill No 1570
Senate Bill No. 1592
Senate Bill No 990
Senate Bill No. 1508

J. A BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS (RESUMED)

The following bills were read the first time:

Senate Bill No. 109—An act to add Article 19 to the Community Redevelopment Act, providing for a State Redevelopment Agency, prescribing its powers and duties, providing for the study of the matters of housing and community redevelopment, the collection and correlation of information relating thereto, for assisting, advising, stimulating and encouraging local authorities and agencies in connection with community redevelopment and housing, and making an appropriation.

Referred to Committee on Ways and Means.

Senate Bill No. 234—An act to add Section 5017 to the Public Resources Code, relating to the transfer to the Division of Beaches and Parks of jurisdiction over land created by artificial and natural accretion to the ocean and bay shores of the Silver Strand State Beach in San Diego County.

Referred to Committee on Conservation, Planning, and Public Works.

Senate Bill No. 314—An act to amend Sections 5033, 5053, 5081, 5083, and 5096 of, and to add Section 5033.5 to, the Business and Professions Code, relating to the powers and duties of the State Board of Accountancy, the regulation of the practice of public accountancy, and the issuance of certificates of certified public accountant and of permits to practice public accountancy.

Referred to Committee on Governmental Efficiency and Economy.

Senate Bill No. 423—An act to amend Sections 1, 4, 6, and 9 to 15 of, and to add Section 9.5 to, the Flood Control Fund Act of 1946, relating to flood control, and making an appropriation therefor.

Referred to Committee on Ways and Means.

Senate Bill No. 525—An act to add Sections 26137 and 26138 to the Water Code, and to add Section 3466.6 to the Political Code, relating to irrigation and reclamation districts.

Referred to Committee on Agriculture.

Senate Bill No. 570—An act to add Sections 2204.1 and 2204.2 to the Education Code, relating to meetings of governing boards of school districts.

Referred to Committee on Education.

Senate Bill No. 573—An act to amend Sections 1510, 1511, and 1512 of the Welfare and Institutions Code, relating to aid to needy children and the amount of state and county aid to be provided for such children and making an appropriation.

Referred to Committee on Ways and Means.

Senate Bill No. 621—An act to amend Section 1 and Section 4.5 of an act entitled "An act authorizing the governing bodies of counties, school districts, municipal corporations, political subdivisions, public corporations and other public agencies of the State of California to adopt a System of Group Life, Health and Accident Insurance and Health Serv-

ices for the benefit of officers and employees and to deduct from the comfor the benefit of officers and employees and to deduct from the compensation thereof the premiums upon such insurance," approved May 25, 1939, and Section 1157 of the Government Code, relating to group annuities of public employees, the payment of premiums therefor and salary deductions for such payments, declaring the urgency hereof, to take effect immediately.

Referred to Committee on Municipal and County Government.

Senate Bill No. 701—An act to amend Sections 20602.5, 20602.6, and 21256.1 of, to repeal Section 20602.9 of, and to add Sections 20750.2 and 21252.2 to, the Government Code, relating to the State Employees' Retirement System, providing for the rights, pensions and contributions of warden members and former warden members in respect to said system, changing the rate of state contribution thereto in respect to said members, and providing for the refund or other disposition of certain optional contributions by warden members to said system.

Referred to Committee on Ways and Means.

Senate Bill No. 794—An act to add Section 1247.5 to the Code of Civil Procedure, relating to eminent domain.

Referred to Committee on Judiciary.

Senate Bill No. 952—An act to provide for the purchase of uniforms for members of the California Cadet Corps and providing an appropriation therefor.

Referred to Committee on Ways and Means.

Senate Bill No. 1037—An act to repeal Chapter 11, comprising Sections 7500 to 7593, inclusive, of Division 3 of the Business and Professions Code, and to add a new Chapter 11, comprising Sections 7500 to 7581, inclusive, to Division 3 of said code, relating to the definition of and the licensing and regulation of private detectives.

Referred to Committee on Judiciary.

Senate Bill No. 1072—An act to amend Sections 730, 735, 736, 737, 1072, 1431, 1771, 3041, 3049, and 11524, and to repeal Section 808 of and to add Section 12903.5 to the Insurance Code, relating to examinations of insurers, organizations and other persons; prescribing the manner and source of payment of the costs and expenses of such examinations; making an appropriation for defraying the expense of such examinations during the fiscal year commencing July 1, 1947; and prescribing that this act shall take effect immediately.

Referred to Committee on Ways and Means.

Senate Bill No. 1208—An act to provide for housing, prescribing the powers and duties of the Director of Finance in connection with the emergency housing shortage, authorizng the issuance and sale of revenue bonds payable from net revenues from housing projects under this act, and making an appropriation.

Referred to Committee on Municipal and County Government.

Senate Bill No. 1397—An act to amend Sections 15003, 15017, 15020, and 15028 of the Health and Safety Code, relating to health and safety.

Referred to Committee on Public Health.

Senate Bill No. 1404—An act to repeal Sections 75 and 90 of, and add Sections 75 and 90 to, and amend Section 91 of the Unemployment Insurance Act, relating to the administration of said act.

Referred to Committee on Finance and Insurance.

Senate Bill No. 1408—An act to amend Sections 292 and 307 of, and to add Sections 292.5 and 307.5 to, the Vehicle Code, relating to the driving of vehicles.

Referred to Committee on Transportation and Commerce.

Senate Bill No. 1473—An act making an appropriation to the emergency fund specified in Item _____ of the Budget Act of 1947, relating to the repair and restoration of property damaged or destroyed by storms or floods and the expenditure of money appropriated therefor.

Referred to Committee on Ways and Means.

Senate Bill No. 1570—An act to amend Section 12000 of, and to add Sections 12104.5, 12150.5, and 12221 to, the Health and Safety Code, relating to high explosives.

Referred to Committee on Public Health.

Senate Bill No. 1592—An act authorizing any municipality to bring an action to quiet title against the State of California.

Referred to Committee on Municipal and County Government.

Senate Bill No. 990—An act to add Chapter 3 to Division 1 of the Water Code, relating to the investigation of underground water conditions by the Department of Public Works; providing for powers and duties of the Department of Public Works in connection therewith; making an appropriation therefor; and declaring the urgency thereof, to take effect immediately.

Referred to Committee on Ways and Means.

Senate Bill No. 1508—An act making an appropriation in augmentation of the appropriation in Item 79.5 of the Budget Act of 1945 for publishing, purchasing, and shipping free textbooks, to take effect immediately.

Referred to Committee on Ways and Means.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, June 14, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted:

Senate Concurrent Resolution No. 59
Senate Concurrent Resolution No. 60
Senate Concurrent Resolution No. 61
Senate Concurrent Resolution No. 62

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS (RESUMED)

The following resolutions were read:

Senate Concurrent Resolution No. 59—Relative to leaves of absence of the Governor, Lieutenant Governor, Secretary of State, Attorney General, Controller, Treasurer, Superintendent of Public Instruction, Members of the Board of Equalization, and the Members of the Senate and Assembly.

Referred to Committee on Rules.

Senate Concurrent Resolution No. 60—Relative to the creation of the Joint Interim Committee on Water Problems.

Referred to Committee on Rules.

Senate Concurrent Resolution No. 61—Relative to the Joint Committee on Remodeling the Capitol.

Referred to Committee on Rules.

Senate Concurrent Resolution No. 62—Relative to the establishment of a Joint Interim Committee on Aviation.

Referred to Committee on Rules.

CONSIDERATION OF DAILY FILE
THIRD READING OF SENATE BILLS

Senate Bill No. 327—An act to amend Section 17953 of the Revenue and Taxation Code, relating to credits against net income of estates and trusts under the Personal Income Tax Law.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, Conrad, Cooke, Crichton, Lester T. Davis, Debs, Dickey, Dolwig, Doyle, Dunn, Elliott, Evans, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Hinckley, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, Price, Robertson, Sherwin, Silliman, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—52.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 194—An act to amend Section 86 of the Agricultural Code, relating to the powers of district agricultural associations.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Bennett, Blosser, Brown, Burke, Burns, Caldecott, Clarke, Collier, Conrad, Cooke, Crichton, Lester T. Davis, Debs, Doyle, Dunn, Evans, Gaffney, Grant, Grunsky, Hahn, Hawkins, Hinckley, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Knight, Luckel, Lyons, Maloney, McMillan, Niehouse, Price, Robertson, Sherwin, Silliman, Stanley, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—47.

NOES—Beck and Geddes—2.

Bill ordered transmitted to the Senate.

Senate Bill No. 115—An act to amend Section 259 of, and to add Sections 259.1 and 259.2 to, the Probate Code, relating to inheritance rights of aliens.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Beck, Bennett, Blosser, Brown, Burke, Burns, Collier, Conrad, Cooke, Crichton, Lester T. Davis, Debs, Dolwig, Doyle, Dunn, Evans, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Knight, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, Price, Robertson, Sherwin, Stanley, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—46.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 307—An act to amend Section 459 of the Penal Code and to add Section 504.1 to the Vehicle Code, relating to definition of burglary.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Brown, Burke, Burns, Clarke, Collier, Conrad, Cooke, Crichton, Lester T. Davis, Debs, Dolwig, Doyle, Dunn, Elliott, Evans, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Knight, Luckel, Lyons, McCollister, McMillan, Price, Robertson, Sherwin, Silliman, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—50.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 493—An act to amend Sections 9, 25, 45, 45.7, and 93 of, and to repeal Section 9.7 of, and to add Section 20.5 to, the Unemployment Insurance Act, relating to unemployment and disability insurance.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Brown, Burke, Burns, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dolwig, Doyle, Dunn, Elliott, Evans, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Knight, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Price, Robertson, Sherwin, Silliman, Stanley, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—56.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 495—An act to amend Section 6 of the Unemployment Insurance Act, relating to unemployment and disability insurance.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Brown, Burke, Burns, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dolwig, Doyle, Dunn, Elliott, Evans, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Knight, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Price, Robertson, Sherwin, Silliman, Stanley, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—56.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 1112—An act to add Section 39.5 to the Unemployment Insurance Act, relating to contributions and costs of administration.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dolwig, Doyle, Dunn, Elliott, Evans, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Knight, Lowrey, Luckel, Lyons, Maloney, McMillan, Niehouse, Price, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—59.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 1113—An act to amend Sections 23 and 308 of the Unemployment Insurance Act, relating to the revolving funds in the Department of Employment, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dolwig, Doyle, Dunn, Elliott, Evans, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Knight, Lowrey, Luckel, Lyons, Maloney, McMillan, Niehouse, Price, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—59.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dolwig, Doyle, Dunn, Elliott, Evans, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Knight, Lowrey, Luckel, Lyons, Maloney, McMillan, Niehouse, Price, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—59.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 1111—An act to amend Sections 8 5, 45 5, 45.8, 45.9, 45.10, 64, 305, and 452 of, the Unemployment Insurance Act, relating to unemployment insurance.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dolwig, Doyle, Dunn, Elliott, Evans, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Knight, Lowrey, Luckel, Lyons, Maloney, McMillan, Niehouse, Price, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—59.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 406—An act to amend Section 1102.4 of the Agricultural Code, relating to eggs.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dolwig, Doyle, Dunn, Elliott, Erwin, Fletcher, Gaffney, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Knight, Loomis, Lowrey, Lyons, Maloney, McCollister, McMillan, Niehouse, Price, Robertson, Sheridan, Silliman, Stanley, Stephenson, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—60.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 723—An act to provide for a recreational program and for the acquisition and construction of lands and facilities for the propagation and conservation of wild life, creating a board to acquire the necessary property to carry out such program, and to provide for the maintenance and operation of the property and facilities so acquired, and restricting the expenditure of money appropriated by Item 245 of the Budget Act of 1947.

Bill read third time.

Motion to Amend

Mr. Erwin moved the adoption of the following amendments:

Amendment No. 1

On page 2, line 38, of the printed bill, as amended in the Assembly on June 13, 1947, after the second word "rights", strike out the balance of line 38 and line 39 to and including "methods", and insert "as may be necessary to carry out the purposes of this act".

Amendment No. 2

On page 2 of said bill strike out lines 49 and 50.

Amendments read, and adopted.

Bill ordered reprinted, and re-engrossed.

Senate Bill No. 170—An act to add Section 13.1 to the County Waterworks District Act, relating to county waterworks districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dolwig, Doyle, Dunn, Elliott, Erwin, Fletcher, Gaffney, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Knight, Loomis, Lowrey, Lyons, Maloney, McCollister, McMillan, Niehouse, Price, Robertson, Sheridan, Silliman, Stanley, Stephenson, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—60.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 203—An act to amend Section 4247 of the Political Code and Section 28118 of the Government Code, relating to compensation for public services in counties of the eighteenth class.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Beck, Bennett, Blosser, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D Collins, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dunn, Elliott, Erwin, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Loomis, Lyons, Maloney, McMillan, Miller, Niehouse, Price, Robertson, Sherwin, Stanley, Stephenson, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—51

NOES—Hinckley, Knight, and Sheridan—3.

Bill ordered transmitted to the Senate.

MEMBERS EXCUSED

At 10.50 a.m., Mr. Thompson asked for, and was granted, unanimous consent that the members of the Committee on Public Morals be excused, at this time, for the purpose of holding a meeting in the cloak room.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 1385—An act to amend Sections 5321, 5322, and 5323 of the Business and Professions Code, relating to the disposition of outdoor advertising revenue.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Brown, Burke, Burns Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crowley, Lester T. Davis, Debs, Doyle, Dunn, Elliott, Evans, Gaffney, Grant, Grunsky, Hahn, Hawkins, Hinckley, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Price, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thorp, Thurman, Waters, Weber, and Wollenberg—55

NOES—Heisinger—1

Bill ordered transmitted to the Senate.

Senate Bill No. 724—An act to amend Section 13842 of the Education Code, relating to the salaries of persons employed by school districts in positions requiring certification qualifications, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Allen, Beck, Bennett, Blosser, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D Collins, Conrad, Cooke, Cramer, Crowley, Lester T. Davis, Debs, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Price, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—58.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Beck, Bennett, Blosser, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crowley, Lester T. Davis, Debs, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Price, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—58.

NOES—None.

Bill ordered transmitted to the Senate

Senate Bill No. 648—An act to add Section 21253.1 to the Government Code, relating to crediting service to state college instructors under certain conditions, in connection with the State Employees' Retirement System.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Beck, Bennett, Blosser, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D Collins, Conrad, Cooke, Cramer, Crowley, Lester T. Davis, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, Miller, Niehouse, Price, Sheridan, Sherwin, Stanley, Stephenson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr Speaker—56.

NOES—None

Bill ordered transmitted to the Senate.

Senate Bill No. 1069—An act to amend Section 2384 of the Business and Professions Code, relating to disciplinary actions under the chapter on medicine and surgery.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Beck, Bennett, Blosser, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D Collins, Conrad, Cooke, Cramer, Crowley, Lester T. Davis, Debs, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Price, Robertson, Sheridan, Sherwin, Stanley, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr Speaker—59.

NOES—None

Bill ordered transmitted to the Senate.

Senate Bill No. 68—An act to add Sections 446, 450, and 453 to the Education Code, relating to the qualifications and salaries of county superintendents of schools.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Beck, Bennett, Blosser, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D Collins, Conrad, Cooke, Cramer, Crowley, Lester T. Davis, Debs, Doyle, Dunn, Erwin, Evans, Field, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Price, Robertson, Sheridan, Sherwin, Silliman, Stanley, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—58.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 146—An act to add Section 4651.1 to the Labor Code, relating to continuing jurisdiction of the Industrial Accident Commission under the Workmen's Compensation Act.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Beck, Bennett, Blosser, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D Collins, Conrad, Cooke, Cramer, Crowley, Lester T. Davis, Debs, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson,

Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Price, Robertson, Sheridan, Sherwin, Silliman, Stephenson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—61.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 256—An act to amend Section 4702 of the Labor Code, relating to death benefits under the Workmen's Compensation Act.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Beck, Bennett, Blosser, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D Collins, Conrad, Cooke, Cramer, Crowley, Lester T. Davis, Debs, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Price, Robertson, Sheridan, Sherwin, Silliman, Stephenson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—61

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 259—An act to amend Section 4661 of the Labor Code, relating to compensation for permanent disability under the Workmen's Compensation Act.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Beck, Bennett, Blosser, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crowley, Lester T. Davis, Debs, Dolwig, Doyle, Dunn Erwin, Evans, Field, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Price, Robertson, Sheridan, Sherwin, Silliman, Stephenson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—61.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 1545—An act to amend Sections 5303, 5404, 5405, 5406, and 5410 of, and to add Sections 5411 and 5412 to the Labor Code, relating to compensation proceedings.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Beck, Bennett, Blosser, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crowley, Lester T. Davis, Debs, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Price, Robertson, Sheridan, Sherwin, Silliman, Stephenson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—61.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 699—An act to amend Sections 581 and 582 of the Code of Civil Procedure and to add Sections 581c and 581d to the Code of Civil Procedure, relating to dismissals and nonsuits.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Beck, Bennett, Blosser, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crowley, Lester T. Davis, Debs, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—63.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 531—An act to amend Section 185 of the Education Code, relating to traveling expenses of officers and employees of the Department of Education.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Beck, Bennett, Blosser, Brown, Burke, Burns, Caldecott, Carey, Clarke, George D. Collins, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr Speaker—60.

NOES—Hinckley, Loomis, and Lowrey—3.

Bill ordered transmitted to the Senate.

Senate Bill No. 1254—An act to amend Section 3 of an act entitled "An act to regulate, and to prohibit fraud and deception in, the sale of olive oil, imitation olive oil, and other edible oils, to repeal an act entitled 'An act to regulate the sale of imitation olive oil, and to repeal an act entitled "An act to regulate the sale of olive oil," approved March 10, 1891,' " approved March 23, 1893, and to amend Section 28480 of the Health and Safety Code, relating to the blending of olive oil.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Beck, Bennett, Blosser, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, Debs, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Gaffney, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—64.

NOES—None.

Bill ordered transmitted to the Senate.

APPOINTMENT OF SECOND COMMITTEE ON CONFERENCE CONCERNING SENATE BILL NO. 122

The Speaker announced the appointment of Messrs. McCollister, Waters, and James as a Second Committee on Conference concerning Senate Bill No. 122.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 837—An act to add Chapter 8 to Division 10 of the Education Code, relating to state cerebral palsy schools.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Beck, Bennett, Blosser, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—67.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 840—An act to amend the heading of Article 12 of Chapter 7 of Division 4 of the Education Code and to amend Sections 9176 and 9178 of said code, all relating to federal programs.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Beck, Bennett, Blosser, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—67.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 365—An act to add Section 13145 to the Government Code, relating to refunds.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Beck, Bennett, Blosser, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—67.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 545—An act to amend Section 12302 of the Government Code, relating to salaries of State Treasurer's assistants.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Beck, Bennett, Blosser, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, Debs, Dolwig, Doyle, Dunn, Erwin, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lyons, Maloney, McCollister, McMillan, Miller, Price, Rosenthal, Sheridan, Sherwin, Stanley, Stewart, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—54.

NOES—Hinckley, Luckel, Silliman, and Thorp—4.

Bill ordered transmitted to the Senate.

RE-REFERENCE OF BILLS

By order of the Speaker, the following bill was withdrawn from the file, and re-referred as follows:

Senate Bill No. 1357 re-referred to Committee on Revenue and Taxation.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 1414—An act to add Article 5, comprising Sections 5680 to 5777, inclusive, to Chapter 3 of Division 5 of the Public Resources Code, relating to regional shoreline park and recreation districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Beck, Bennett, Blosser, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Dolwig, Doyle, Dunn, Elliott, Erwin, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Nicholson, Price, Robertson, Rosenthal, Sheridan, Sherwin, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—65.

NOES—None

Bill ordered transmitted to the Senate.

Speaker Pro Tempore Presiding

At 11.37 a.m., Hon. Thomas A. Maloney, Speaker pro Tempore of the Assembly, presiding.

Senate Bill No. 254—An act to amend Sections 3 and 5 of an act entitled "An act to provide for forest practices which will promote the maximum sustained productivity of the forest lands of California," approved April 23, 1945, relating to maximum sustained productivity of the forest lands of California.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Beck, Bennett, Blosser, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Dolwig, Doyle, Dunn, Elliott, Erwin, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Nicholson, Price, Robertson, Rosenthal, Sheridan, Sherwin, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—65.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 302—An act to amend Section 3462 of the Education Code, relating to the organization of high school districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Beck, Bennett, Blosser, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Dolwig, Doyle, Dunn, Elliott, Erwin, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—65.

NOES—None

Bill ordered transmitted to the Senate.

Senate Bill No. 171—An act to amend Sections 4105, 4135, 4136, 4138, and 4139 of the Health and Safety Code, relating to garbage disposal districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Beck, Bennett, Blosser, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Dolwig, Doyle, Dunn, Elliott, Erwin, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—65.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 1558—An act conveying certain tidelands and submerged lands to the County of San Luis Obispo, in furtherance of navigation and commerce and the fisheries, and providing for the government, management, and control thereof, reserving rights to the State.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Beck, Bennett, Blosser, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Dolwig, Doyle, Dunn, Elliott, Erwin, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—65.

NOES—None

Bill ordered transmitted to the Senate.

Senate Bill No. 172—An act amending the title and Sections 1, 2, 3, 4, and 5 of, and adding Section 1.5 and 7 to, an act entitled "An act authorizing and empowering any city, city and county, county or subdivision of the State of California, to park, and to permit the parking of, vehicles on real property belonging to, or in the possession of, or subject to an easement of, such city, city and county, county or subdivision of the State to lease or grant franchises in real property for such purpose and to construct, and maintain land and buildings for such purpose," approved May 24, 1927, relating to the parking of motor vehicles.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Beck, Bennett, Blosser, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Dolwig, Doyle, Dunn, Elliott, Erwin, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—65.

NOES—None

Bill ordered transmitted to the Senate.

Senate Bill No. 542—An act to amend Section 4004.5 of the Political Code and Section 23010 of the Government Code, relating to loans by counties.

Bill read third time.

Motion to Amend

Mr. Rosenthal moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 5, of the printed bill, after "district,", insert "mosquito abatement district, pest abatement district,".

Amendment No. 2

On page 1, line 20, of the printed bill, after "district", insert "mosquito abatement district, pest abatement district,".

Amendments read, and adopted.

Bill ordered reprinted, and re-engrossed.

Senate Bill No. 1374—An act to amend Section 143 of, and to add Sections 143.1 and 143.2 to, the Streets and Highways Code, relating to information relating to highways, to the administration thereof, and to funds therefor, specifying the powers and duties of the California Highway Commission and state departments and agencies in connection therewith, and providing for the making and distribution of reports thereof.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Beck, Bennett, Blosser, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Dolwig, Doyle, Dunn, Elliott, Erwin, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—65.

NOES—None

Bill ordered transmitted to the Senate.

Senate Bill No. 173—An act amending the title and Sections 1, 4, 6, 44, 46, and 52 of, and adding Sections 2.1, 2.2, 2.3, 2.4, 2.6, and 2.8 to, the Vehicle Parking District Act of 1943, relating to parking districts and providing that such parking districts may be formed in the unincorporated territory, incorporated territory, or may include both.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Beck, Bennett, Blosser, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Dolwig, Doyle, Dunn, Elliott, Erwin, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—65.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 67—An act to add Article 3 to Chapter 2, Division 1, of the Education Code, relating to county superintendents of schools.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Beck, Bennett, Blosser, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Dolwig, Doyle, Dunn, Elliott, Erwin, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—65.

NOES—None

Bill ordered transmitted to the Senate.

Senate Bill No. 1515—An act to add Section 6356.5 to the Revenue and Taxation Code, relating to the exemption from the sales and use taxes of property purchased for use or consumption outside the United States aboard vessels.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Beck, Bennett, Blosser, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Dolwig, Doyle, Dunn, Elliott, Erwin, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—65.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 902—An act to authorize and provide for the allocation and reallocation of money in the Flood Control Fund of 1946, and defining the terms and conditions upon which such allocations and reallocations shall be made.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Beck, Bennett, Blosser, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Dolwig, Doyle, Dunn, Elliott, Erwin, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh,

Huyck, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—65.

NOES—None.

Bill ordered transmitted to the Senate.

Hon. Albert C. Wollenberg Presiding

At 11.56 a.m., Hon. Albert C. Wollenberg, Member of the Assembly from the Twenty-first District, presiding.

Senate Bill No. 1334—An act to add Section 18104 to the Government Code, relating to sick leave of state employees.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Beck, Bennett, Blosser, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Dolwig, Doyle, Dunn, Elliott, Erwin, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—65.

NOES—None

Motion to Amend Title

Mr. Knight moved the adoption of the following amendment to the title:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in the Assembly on June 7, 1947, strike out "Section 18104", and insert "Sections 18104 and 18104.5".

Amendment read, and adopted.

Bill ordered reprinted, and transmitted to the Senate.

Senate Bill No. 784—An act to repeal Article 10 of Chapter 2 of Division 10 of the Education Code and to add Article 10 to Chapter 2 of Division 10 of said code, relating to providing of housing and other facilities for students, faculty members, and employees of the state colleges, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Allen, Beck, Bennett, Blosser, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Dolwig, Doyle, Dunn, Elliott, Erwin, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—65.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Beck, Bennett, Blosser, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Dolwig, Doyle, Dunn, Elliott, Erwin, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—65.

NOES—None.

Bill ordered transmitted to the Senate.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, June 14, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 817—An act to amend Sections 103 and 103½ of the Code of Civil Procedure, relating to justices' courts in townships and cities;

And reports that the same has been correctly enrolled, and presented to the Governor on the fourteenth day of June, 1947, at 11.30 a.m.

WEBER, Chairman

RESOLUTIONS

The following resolution was offered:

By Messrs. Gaffney and Maloney:

House Resolution No. 245

Relative to Commemoration of Flag Day

WHEREAS, Reverence for the Flag is an expression of the devotion which every American feels to the ideals of liberty and Democracy upon which the United States of America is founded, and which the Republic, by the Bill of Rights included in its Constitution, guarantees to every man, woman, and child within its borders; and

WHEREAS, This love and this reverence for the Flag of the United States, engendered by its beauty and the ideals for which it is a symbol, have inspired the name Old Glory by which the Flag is known all over the world, expressing as it does both the reverence and the familiar affection with which every American regards his Flag; and

WHEREAS, So profound is this American feeling for the Flag that a day has been set aside and called Flag Day, upon which all Americans can unite in their common love of the Flag; an occasion upon which labor and management can reflect upon how best to compose their differences in the tradition of the democratic principles symbolized by the beloved Flag; when all conflicting groups, factions, and organizations may renew their devotion to those principles of tolerance and respect for the rights and dignities of every man which have been basic in the establishment, growth, and strength of this Nation; now, therefore, be it

Resolved by the Assembly of the State of California, That on June 14, 1947, which has been proclaimed Flag Day by the Governor of California, all Americans unite proudly to display and to honor the Flag on the 170th anniversary of the adoption of the Stars and Stripes as our National Flag, and in so doing that we renew our resolve to live after the ideals which it has symbolized to generations of Americans, and to teach the children of America the history which has brought to them a great heritage of Democracy and freedom under the Flag which over a hundred and thirty-five years ago Americans hailed as the banner which "makes tyranny tremble," and which remains today the unsullied emblem of freedom and Democracy throughout the world.

Request for Unanimous Consent

Mr. Gaffney asked for, and was granted, unanimous consent to take up House Resolution No. 245, at this time, without reference to committee or file.

Resolution read, and adopted unanimously.

PLEDGE OF ALLEGIANCE TO THE FLAG

In tribute to Flag Day today, the Members of the Assembly arose and pledged allegiance to the Flag.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 470—An act to amend Sections 20025, 20127, 20330, 20390, 20393, 20520, 20522, 20523, 20562, 20601, 20603, 20603.1, 20607, 20652, 20654, 20655, 20750, 20836, 20890, 20894.5, 20922, 21026, 21026.1, 21027, 21252.1, 21253, 21258, 21295, 21298, 21360, 21363, and 21367 of, to repeal Section 20129 and 20493 of, and to add Sections 20133, 20208, 20894.2, 21026.2, 21026.3, 21026.4, 21254.1, 21290.5, and 21291.5 to, the Government Code, and to add Chapter 11, comprising Section 21500, to

Part 3 of Division 5 of Title 2 thereof, relating to the State Employees' Retirement System.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Beck, Bennett, Blosser, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Dolwig, Doyle, Dunn, Elliott, Erwin, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—65

NOES—None.

Motion to Amend Title

Mr. Stephenson moved the adoption of the following amendment to the title:

Amendment No. 1

In line 3 of the title of the printed bill, as amended, strike out "20750,".

Amendment read, and adopted.

Bill ordered reprinted, and transmitted to the Senate.

Senate Bill No. 13—An act to amend Section 10452 of, and to add Section 10456 to, the Revenue and Taxation Code, relating to the motor vehicle transportation license tax.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Beck, Bennett, Blosser, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—67.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 1365—An act to amend Section 815 of the Agricultural Code, relating to melons.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Beck, Bennett, Blosser, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—67.

NOES—None.

Bill ordered transmitted to the Senate.

Speaker Presiding

At 12:10 p.m., Hon. Sam L. Collins, Speaker of the Assembly, presiding.

Senate Bill No. 686—An act to add Section 553.3 to the Agricultural Code, relating to evaporated chocolate milk.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Bennett, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, Debs, Clayton A. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Sheridan, Sherwin, Silliman, Stanley, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—60.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 693—An act to amend Sections 545.5, 546, and 547 of, and to add Section 548 to, the Agricultural Code, relating to cheese.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Bennett, Brown, Burke, Burns, Butters, Caldecott, Carey, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—64.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 692—An act to amend Sections 542 and 543 of, and to add Sections 542.1 to, the Agricultural Code, relating to pasteurized process and blended cheese and cheese products.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Bennett, Brown, Burke, Burns, Butters, Caldecott, Carey, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—64.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 691—An act to amend Section 545 of the Agricultural Code, relating to cheese.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Bennett, Brown, Burke, Burns, Butters, Caldecott, Carey, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—64.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 687—An act to add Section 559.5 to the Agricultural Code, relating to fermented milk.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Bennett, Brown, Burke, Burns, Butters, Caldecott, Carey, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—64.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 688—An act to amend Section 469.5 of the Agricultural Code, relating to milk and cream.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Bennett, Brown, Burke, Burns, Butters, Caldecott, Carey, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—64.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 684—An act to add Section 560.2 to the Agricultural Code, relating to cream dressing.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Bennett, Brown, Burke, Burns, Butters, Caldecott, Carey, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—64.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 597—An act to amend Section 5 of an act entitled "An act authorizing the incurring of indebtedness by cities, towns, and municipal corporations for municipal improvements, and regulating the acquisition, construction, or completion thereof," which became a law under constitutional provision without the Governor's approval, on February 25, 1901, relating to the issuance of municipal improvement bonds, providing for the payment thereof, declaring the urgency of this act, and providing that this act shall take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Allen, Bennett, Brown, Burke, Burns, Butters, Caldecott, Carey, Collier, George D. Collins, Conrad, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Fletcher,

Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—61.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Bennett, Brown, Burke, Burns, Butters, Caldecott, Carey, Collier, George D Collins, Conrad, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—61.

NOES—None.

Bill ordered transmitted to the Senate.

RESOLUTIONS

The following resolution was offered:

By Messrs. O'Day, Maloney, Wollenberg, Allen, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Sam L. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, McCollister, McMillan, Miller, Mrs. Niehouse, Messrs. Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, and Weber:

House Resolution No. 246

Congratulating Assemblyman and Mrs. Edward M. Gaffney on their twenty-first wedding anniversary

WHEREAS, On June 14, 1926, Edward McGlynn Gaffney and Mary Catherine Wright were joined in holy wedlock at St. Louis Bertrand's Church in Oakland, California; and

WHEREAS, God has blessed their union with the following named sons and daughters who have contributed to the happiness of Ed and Mary and the family circle throughout the years: Sister Eleanor Marie, N.D., Helen Regina, Matthew Thomas, Peter Joseph, Edward McGlynn, Jr., and Margaret Mary; now, therefore, be it

Resolved by the Assembly of the State of California, That the Members of the Assembly congratulate Ed and Mary on their twenty-first wedding anniversary and wish them many happy returns of the day; and be it further

Resolved, That the Chief Clerk of the Assembly transmit a suitably prepared copy of this resolution to Assemblyman and Mrs. Gaffney.

Request for Unanimous Consent That Names of All Members Present Be Placed Upon House Resolution No. 246 as Co-authors

Mr. Maloney asked for, and was granted, unanimous consent that the names of all members present be placed upon House Resolution No. 246, as co-authors.

Request for Unanimous Consent

Mr. Maloney asked for, and was granted, unanimous consent to take up House Resolution No. 246, at this time, without reference to committee or file.

Resolution read, and adopted unanimously.

REPORTS OF STANDING COMMITTEES

Committee on Public Morals

ASSEMBLY CHAMBER, SACRAMENTO, June 14, 1947

MR. SPEAKER: Your Committee on Public Morals, to which was referred:
Senate Bill No. 399

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be re-referred to Committee on Ways and Means.

THOMPSON, Chairman

Above reported bill re-referred to Committee on Ways and Means.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 828—An act to add Section 4052f to the Political Code and Section 25368 to the Government Code, relating to conveyances of county property for hospital purposes, and validating such conveyances hereto made.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Beck, Bennett, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Evans, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, O'Day, Price, Rosenthal, Sheridan, Sherwin, Sillman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—63.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 490—An act to amend Section 4806 of the Business and Professions Code, relating to the salary of the Secretary of the Board of Examiners in Veterinary Medicine.

Bill read third time.

Motion to Amend

Mr. Geddes moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 9, of the printed bill, as amended in the Assembly June 3, 1947, strike out "six hundred dollars ($600)", and insert "one thousand two hundred dollars ($1,200)".

Amendment read, and adopted.

Bill ordered reprinted, and to third reading.

Senate Bill No. 535—An act to amend Section 5001 of the Labor Code, relating to compromises and releases of workmen's compensation liability.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Beck, Bennett, Blosser, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hawkins, Hinckley, Hinton, Hollibaugh, Huyck, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, Miller, Price, Sheridan, Sherwin, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—59.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 1241—An act to amend Section 1065 of the Fish and Game Code, relating to sardines.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Beck, Bennett, Blosser, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hawkins, Hinckley, Hinton, Hollibaugh, Huyck, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, Miller, Price, Sheridan, Sherwin, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—59.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 877—An act to repeal Section 567 of the Agricultural Code, relating to frozen milk products.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Beck, Bennett, Blosser, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hawkins, Hinckley, Hinton, Hollibaugh, Huyck, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, Miller, Price, Sheridan, Sherwin, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—59.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 875—An act to amend Sections 600, 617, 627, and 630 of the Agricultural Code, relating to milk products standards.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Beck, Bennett, Blosser, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hawkins, Hinckley, Hinton, Hollibaugh, Huyck, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, Miller, Price, Sheridan, Sherwin, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—59.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 866—An act to amend Section 593 of the Agricultural Code, relating to imitation cream.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Beck, Bennett, Blosser, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—67.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 868—An act to amend Section 690 of the Agricultural Code, relating to the disposition of moneys derived under the provisions of the Milk and Milk Products Act of 1941.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Beck, Bennett, Blosser, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—67.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 872—An act to amend Section 498.5 of the Agricultural Code, relating to qualifications and examinations for dairy inspection officers.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Beck, Bennett, Blosser, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—67.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 873—An act to amend Section 453.1 of the Agricultural Code, relating to imitation milk and milk products.

Bill read third time.

The roll was called, and the bill passed by the following vote.

AYES—Allen, Beck, Bennett, Blosser, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—67.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 690—An act to amend Section 479 of, and to add Section 479.5 to, the Agricultural Code, relating to milk drinks.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Beck, Bennett, Blosser, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—67.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 805—An act to add Chapter 7 to Part 1 of Division 5 of the Health and Safety Code, comprising Sections 4010 to 4038, inclusive, and to add Section 40010 thereto, thereby consolidating and revising the law relating to water for domestic purposes and sanitary water systems, and repealing acts and parts of acts specified therein.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Beck, Bennett, Blosser, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad. Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—67.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 1542—An act to amend Section 4460 of the Labor Code, relating to permanent and temporary disability under the Workmen's Compensation Act.

Bill read third time.

Motion to Amend

Mr. Maloney moved the adoption of the following amendment:

Amendment No. 1

On page 3 of the printed bill, as amended in the Assembly on June 4, 1947, after line 49, insert

"SEC. 9. The amendments made to Sections 4452, 4453, 4656, 4313, 4316, and 4317 of the Labor Code by this act shall be applicable to the computation of benefits with reference to awards for disabilities or death resulting from original injuries sustained after the effective date of this act only. All rights existing or accrued under the law as it existed prior to the effective date of this act are continued in force, and all computations for awards for disabilities or death resulting from original injuries sustained prior to the effective date of this act shall be made in accordance with the law then in effect."

Amendment read, and adopted.

Bill ordered reprinted, and to third reading.

Senate Bill No. 140—An act to add Section 87 to, and to amend Section 137.5 of, the Civil Code, relating to actions for annulment of marriage in respect to allowance of alimony, costs, and attorney's fees.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Beck, Bennett, Blosser, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Evans, Fletcher, Geddes, Grant, Grunsky, Hahn, Hinton, Hollibaugh, Huyck, Kilpatrick, Kirkwood, Luckel, Lyons, Maloney, McCollister, Miller, Niehouse, O'Day, Price, Rosenthal, Sherwin, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—54.

NOES—Gaffney, Heisinger, and Hinckley—3.

Notice of Motion to Reconsider Senate Bill No. 140

Mr. Rosenthal gave notice that on the next legislative day he would move to reconsider the vote whereby Senate Bill No. 140 was this day passed.

MEMBERS EXCUSED

At 12.55 p m., Mr. O'Day asked for, and was granted, unanimous consent that Mr. Berry be excused for the balance of the legislative day, because of illness.

By unanimous consent, Speaker Collins granted leaves of absence for the day to Messrs. Gannon and Brady, because of illness

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 174—An act to amend the Welfare and Institutions Code by adding thereto Sections 5181.5 and 5185.1 and to amend Sections 5047 and 5185 thereof, relating to public guardians.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Bennett, Blosser, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Ralph C Dills, Dolwig, Doyle, Erwin, Evans, Gaffney, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, O'Day, Price, Rosenthal, Sheridan, Sherwin, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—60.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 401—An act to amend Sections 1191 and 1203 of, to add Section 1203.01 to, and to repeal Section 1192a of, the Penal Code, relating to judgments in criminal cases.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Bennett, Blosser, Brown, Burke, Burns, Butters, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Ralph C. Dills, Doyle, Erwin, Evans, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, Miller, Niehouse, O'Day, Price, Rosenthal, Sheridan, Sherwin, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—59.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 434—An act to add Sections 3024.5, 3047.5, and 3048 5 to, and to amend Sections 2926 and 3049 of the Penal Code, relating to the detention of prisoners.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Bennett, Blosser, Brown, Burke, Burns, Butters, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Ralph C Dills, Doyle, Erwin, Evans, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, Miller, Niehouse, O'Day, Price, Rosenthal, Sheridan, Sherwin, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—59.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 847—An act to amend Sections 26451 and 26453 of the Health and Safety Code, relating to packages of or packaged or enclosed food.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Beck, Bennett, Blosser, Brown, Burke, Burns, Butters, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Erwin, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, Kilpatrick, Kirkwood, Loomis, Lowrey, Lyons, Maloney, Miller, Niehouse, O'Day, Price, Sheridan, Sherwin, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—57.

NOES—Rosenthal—1.

Bill ordered transmitted to the Senate.

Senate Bill No. 673—An act to amend Section 647 of the Penal Code, relating to vagrants.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Beck, Bennett, Blosser, Brown, Burke, Burns, Butters, Carey, Clarke, Collier, George D. Collins, Conrad, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Erwin, Evans, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, Miller, Niehouse, O'Day, Price, Rosenthal, Sheridan, Sherwin, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—58.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 886—An act to amend Sections 159 and 172 of the Code of Civil Procedure, relating to justices of the peace and police judges.

Bill read third time.

Demand for Previous Question

Messrs. Grant, Luckel, Price, Silliman, and Ralph C. Dills demanded the previous question.

Demand for previous question sustained.

The question being on the passage of Senate Bill No. 886.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Beck, Bennett, Blosser, Brown, Burke, Burns, Butters, Carey, Clarke, Collier, George D. Collins, Crichton, Crowley, Dolwig, Doyle, Evans, Fletcher, Gaffney, Grant, Grunsky, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, Maloney, O'Day, Price, Rosenthal, Sheridan, Sherwin, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—46.

NOES—Lester T. Davis, Debs, Geddes, Hahn, Lowrey, Miller, and Niehouse—7.

Bill ordered transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT TO PAY TRIBUTE TO FATHERS

Mrs. Niehouse asked for, and was granted, unanimous consent that she be permitted to pay tribute to the fathers of the State of California, in honor of "Father's Day"; and that when the Assembly adjourns this day, it do so in respect to the fathers of this State.

MOTION THAT REMARKS BY MRS. NIEHOUSE BE PRINTED IN THE JOURNAL

Mr. Ralph C. Dills asked for, and was granted, unanimous consent that the remarks by Mrs. Niehouse, made today in honor of fathers, be printed in the Journal in 10-point type.

Remarks by Mrs. Niehouse

I wish to pay a tribute to the fathers of this State and, particularly, do I pay tribute to the fathers in this Assembly.

I have seen the men, after a tedious legislative day, drop their cares at the sight of their children and their smiles of love.

It is with the aid and advice of fathers and their cooperation with the mothers that the sons become stalwart men and the daughters lovely girls.

I will never forget my own father. How impatiently I awaited his return at night.

Fathers of California, I salute you and ask that when we adjourn this day we do so in honor of the fathers of California.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 506—An act to amend Section 737aaa of the Political Code, relating to compensation of judges.

Bill read third time.

Motion to Amend

Mr. Lester T. Davis moved the adoption of the following amendments:

Amendment No. 1

In line 2 of the title of the printed bill, after "judges", insert "of the superior court".

Amendment No. 2

On page 1, line 3, of said bill, after "judge", insert "of the superior court".

Amendments read, and adopted.

Bill ordered reprinted, and to third reading.

Senate Bill No. 1387—An act to amend Section 8201 of the Government Code, relating to notaries public.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Beck, Bennett, Blosser, Brown, Burke, Burns, Butters, Carey, Collier, George D Collins, Conrad, Cooke, Crichton, Crowley, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Erwin, Evans, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, O'Day, Price, Rosenthal, Sheridan, Sherwin, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Weber, Wollenberg, and Mr. Speaker—57.

NOES—None.

Bill ordered transmitted to the Senate.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, June 14, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed:

Assembly Bill No. 303
Assembly Bill No. 375
Assembly Bill No. 799
Assembly Bill No 1374
Assembly Bill No 1425
Assembly Bill No. 1428
Assembly Bill No. 1598
Assembly Bill No. 1599
Assembly Bill No. 2036
Assembly Bill No. 2388

J. A BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bills ordered enrolled.

SENATE CHAMBER, SACRAMENTO, June 14, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed:

Assembly Bill No. 2724

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bill ordered enrolled.

SENATE CHAMBER, SACRAMENTO, June 14, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed, as amended:

Assembly Bill No. 169
Assembly Bill No. 575
Assembly Bill No. 789
Assembly Bill No. 2131
Assembly Bill No. 2513

And respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bills ordered to unfinished business file.

SENATE CHAMBER, SACRAMENTO, June 14, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate appointed Senators Tenney, Breed, and McBride as a second Committee on Conference concerning:

Senate Bill No. 122—An act to amend Section 5082 of the Business and Professions Code, relating to registration as a public accountant, declaring the urgency thereof to take effect immediately.

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

SENATE CHAMBER, SACRAMENTO, June 14, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed:

Assembly Bill No. 122
Assembly Bill No. 131
Assembly Bill No. 387
Assembly Bill No. 1100
Assembly Bill No. 1101
Assembly Bill No. 1422
Assembly Bill No. 1567
Assembly Bill No. 1569
Assembly Bill No. 1693
Assembly Bill No. 1779
Assembly Bill No. 1903
Assembly Bill No. 2081

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bills ordered enrolled.

SENATE CHAMBER, SACRAMENTO, June 14, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed, as amended:

Assembly Bill No. 389
Assembly Bill No. 443
Assembly Bill No. 630
Assembly Bill No. 932
Assembly Bill No. 1116
Assembly Bill No. 1254

And respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bills ordered to unfinished business file.

GUESTS EXTENDED PRIVILEGE OF ASSEMBLY FLOOR

On request of Mr. Johnson, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Judge and Mrs. Aubrey Lumley of Porterville and Ernest White of San Francisco.

ADJOURNMENT

At 1.22 p.m., on motion of Mr. Dickey, the Speaker declared the Assembly adjourned until 10 a.m., Monday, June 16, 1947, in honor of the fathers of the State of California.

SAM L. COLLINS, Speaker

GERALDINE B. HADSELL, Minute Clerk

CALIFORNIA LEGISLATURE
FIFTY-SEVENTH (GENERAL) SESSION

ASSEMBLY DAILY JOURNAL

NINETIETH LEGISLATIVE DAY
ONE HUNDRED SIXTY-SECOND CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO
Monday, June 16, 1947

The Assembly met at 10 a.m.

Hon. Sam L. Collins, Speaker of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Allen, Anderson, Beck, Bennett, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, O'Day, Price, Robertson, Rosenthal, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—68.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. Raymond Renwald:

Glory be to God in the highest, and on earth, peace to men of good will. We praise Thee; we adore Thee; we glorify Thee; we give Thee thanks for Thy great glory, O Lord God, Heavenly King, God, the Father Almighty. Now, therefore, O Mighty God, hear our prayers, forgive our sins, and guide us by Thy light and grace through the darkness of this world to the brightness of eternal glory, through Christ Our Lord—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of the Speaker, the Assembly gave the pledge of allegiance to the Flag.

READING OF THE JOURNAL DISPENSED WITH

On motion of Mr. Conrad, further reading of the Journal of the previous legislative day was dispensed with.

LEAVES OF ABSENCE FOR THE DAY

The following member was granted leave of absence for the day, because of illness:

Mr Lester T. Davis, on motion of Mr. Dickey.

The following member was granted leave of absence for the day, and desired to waive his per diem:

Mr. Sherwin, on motion of Mr. Caldecott.

RE-REFERENCE OF BILLS

By order of the Speaker, the following bill was withdrawn from the file, and re-referred as follows:

Assembly Bill No. 1059 re-referred to Committee on Public Health.

COMMUNICATIONS

The following communication was received, read, and ordered printed in the Journal:

By Mr. Robertson:

LOS ANGELES 13, CALIFORNIA, June 12, 1947

Hon. Alfred W. Robertson
Member of the Assembly, Sacramento, California

DEAR SIR: I have just been handed what purports to be remarks by you on the afternoon of Tuesday, June 10th, respecting Assembly Bill No. 1292, and which appeared in the Assembly Journal on June 10th. The remarks, as transmitted to me and which, I am told, is a true copy of what appeared in the Journal, read as follows:

June 10, 1947

"Remarks by Mr. Robertson

MR. SPEAKER: During the routine tabling of Assembly Bill No. 1292, calling for a Constitutional Convention, by the Senate Committee of Governmental Efficiency and Economy, there occurred an incident that I think is worthy of the attention of this Assembly

Had these words been uttered by Frank P. Doherty, speaking for himself, they would not have been worthy of note, but Frank P Doherty made it very plain to the members of the committee and those present that he was speaking as a Past President of and in behalf of the Los Angeles Chamber of Commerce and as a representative of the California State Chamber of Commerce I regret indeed that his remarks were not recorded at the time, but I listened very intently and I believe I can repeat almost verbatim the words that he uttered, speaking as though the convention would consist of members of both houses, instead of elected delegates. They are as follows:

> 'GENTLEMEN OF THE COMMITTEE, Could this proposed convention consist of only you 40 very fine gentlemen of the Senate, I would be very happy indeed to give it my full support, but, gentlemen, do not for a moment forget that in addition there will be 80 bad members from the Assembly. Every good proposition that you might advocate would be defeated, every effort that you made would be frustrated by these 80 bad members. You would be out-voted at all times.'

Such an attitude on the part of these two organizations is surely worthy of note. Such an attitude tends to friction and trouble between the two branches of this Legislature and is inimical to good government.

I believe we should scan very carefully any proposition proposed by either of these organizations.

ROBERTSON"

You are in grievous error in two major particulars. I will not argue the minor errors.

I at no time stated in my remarks to the Senate committee that I was speaking as a "Past President of and in behalf of the Los Angeles Chamber of Commerce." I stated that I was speaking as a representative of the California State Chamber of Commerce. I did not represent nor purport to represent the Los Angeles Chamber of Commerce and made no such statement.

The quoted part of your remarks is entirely erroneous. At no time did I make any statement even bordering on such remarks

My argument to the Senate committee was on this particular issue substantially as follows:

> I was pointing out the advantages of amending the Constitution by recommendations from the Legislature as being preferable to those by the convention. I was reciting how the Legislature had acted on numerous amendments in the past, how the committees of each body screened each proposal and then submitted the proposed constitutional amendment to the people and gave the people an opportunity to be selective in their decisions, that is, voting upon *each amendment on its own merit, as opposed to a Constitution submitted by* a convention where it had to be accepted or rejected as a whole and where the people could not be selective in their votes. In this connection, I pointed out that if the convention were made up of Members of the Legislature, (I hoped that all 40 Senators would be members of that convention) we would have experienced men in the convention as opposed to a convention made up of men and women without previous legislative experience. I followed this with the statement, again comparing the procedure of amending the Constitution by the Legislature as opposed to a new Constitution adopted by a convention, that in the Legislature the Senate had the veto power, but if all 40 were elected to the convention they would be but 40 of 120 members, and, if the other 80 were made up of Assemblymen, the Assemblymen had the votes to organize the convention, adopt its rules and procedure and the Senators would be a minority in the convention and a minority on each committee

There was not a word or suggestion made by me to the effect that in addition to the 40 Senators "there will be 80 *bad* Members of the Assembly" and "every effort that you made would be frustrated by these 80 *bad* members." At no time during my discussion did I ever refer to the Assembly where the word "bad" or its equivalent was used or inferred. This is a figment of your heated imagination. The argument that I was making to a Senate committee was a perfectly legitimate argument. If the Constitutional Convention were made up of 120 members, consisting of 80 Assemblymen and 40 Senators, it must be self-evident to you and every Member of the Legislature that the Assembly would organize the convention and in the committees there would, of necessity, be two Assemblymen to each Senator. Otherwise, what other disposition would be made of 80 Assemblymen and 40 Senators?

You showed very poor sportsmanship in bringing before the committee the argument that I was there as a "paid" spokesman; that I was getting money for the position that I was taking The statement was false. I received no compensation, directly or indirectly, and I paid my own expenses, including transportation and hotel.

You demonstrated your poor sportsmanship by going to the Assembly floor, where those who knew the facts were not in a position to expose your bias and poor sportsmanship, and making statements as above pointed out, knowing as you did that no one present was in a position to expose you and present the true facts.

If you deny that you are biased and wish to demonstrate that you are a good sportsman, please print this letter in the Journal You will find that not one member of the Senate committee will sustain you in your statements. If they did and the statements that you attribute to me are true, then you would be confessing, as would the Senators, that the Members of the Assembly, all 80 of them, were "bad" members. Such is not the case. Every member of the Senate committee would resent any statement reflecting upon the integrity of the lower house. It would be silly for me to make such a statement and prejudice my cause. We have in the Assembly men of outstanding ability and patriotism. We have men of courage and conviction. We have men who have demonstrated their intelligence and character. Many of them are my cordial friends.

If you were just attacking me, I would ignore what you have done. You are, however, in a demagogic way, misrepresenting what took place and using this misrepresentation to warn the Members of the Assembly against two outstanding organizations, namely, the California State Chamber of Commerce and the Los Angeles Chamber of Commerce.

I am sending a copy of this letter to Senator Clarence C. Ward, who represents Santa Barbara County and who, I believe, was present during the argument before the Senate committee that heard Assembly Bill No 1292.

Fairness on your part requires and demands that you put before the Assembly my viewpoint, not as a favor to me but in justice to the two fine civic bodies that you maligned.

Very truly yours,

FRANK P. DOHERTY

The following opinion of the Legislative Counsel was received, read, and ordered printed in the Journal:

By Mr. Robertson:

Opinion of Legislative Counsel

STATE OF CALIFORNIA, OFFICE OF LEGISLATIVE COUNSEL
SACRAMENTO 2, CALIFORNIA, June 8, 1947

Deductions for Voluntary Disability Compensation Plans—No. 5352

Hon. Earl D. Desmond
Senate Chamber

DEAR SENATOR DESMOND: You ask whether if Senate Bill No. 1100 is enacted, an employer would be authorized under Section 224 of the Labor Code, to make deductions from an employee's wages for the benefits provided in a private disability compensation plan without the written authorization of the employee.

It is our opinion that he would, unless the employee in writing rejected the benefits of the plan, or withdrew from participation in the plan pursuant to the provisions thereof.

Labor Code Sections 221, 222, and 223 make it unlawful for an employer to withhold a part of an employee's wages from him under certain conditions. It is provided by Section 224, however, that such prohibition does not apply "when the employer is required or empowered so to do by state or federal law * * *."

Article 10 of the Unemployment Insurance Act provides for a System of Disability Compensation Benefits to compensate in part for the wage loss sustained by individuals unemployed because of sickness or injury. The system covers all workers subject to the provisions of the Unemployment Insurance Act and is financed by contributions deducted from the wages of the workers, payable to a state fund from which the benefits are paid.

Part 6 of Article 10 provides for the optional coverage of workers under voluntary private plans, in lieu of the compulsory provisions of the act administered by a state agency. Such plans which meet required standards and are approved by the state agency, may be accepted by a majority of the employees of an employer, and thereafter such employees are exempt from the contributions to the state fund.

It is provided in Section 456 that "An employer may, but need not, assume all or part of the cost of the (voluntary) plan, and may deduct *from the wages of an employee covered by the plan* for the purpose of providing the disability benefits specified * * * an amount not in excess of that which would be required by Section 44 if the employee were not covered by the plan."

Senate Bill No. 1100 provides that upon the acceptance of a voluntary plan by 80 percent of the employees of an employer the plan shall thereafter cover all of the employees except those who in writing expressly reject the plan. Provision is also made for the withdrawal of an employee from the plan.

Thus under Section 456 an employer is authorized to make deductions from his employees' wages for the cost of a voluntary disability plan, provided such costs do not exceed the amount required by Section 44, and under Senate Bill No. 1100, the plan would be effective as to all employees, with the exceptions noted, if 80 percent of them accept the plan.

The statutory authorization for deductions for the costs of a voluntary disability plan, as provided by Section 456 of the Unemployment Insurance Act, appear to be clearly within the exception provided by Labor Code Section 224 and such deductions would therefore be permitted as to all employees except those who expressly reject the plan, or withdraw from the plan.

Very truly yours,

FRED B. WOOD, Legislative Counsel
By BERNARD CZESLA, Deputy

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, June 16, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 2724—An act making an appropriation for the contingent expenses of the Assembly, including committee expenses, to take effect immediately;

And reports that the same has been correctly enrolled, and presented to the Governor on the sixteenth day of June, 1947, at 9 a.m.

WEBER, Chairman

MESSAGES FROM THE GOVERNOR

STATE OF CALIFORNIA
GOVERNOR'S OFFICE, SACRAMENTO, June 16, 1947

To the Assembly of the State of California
Sacramento, California

GENTLEMEN. I am transmitting to you herewith a copy of a message with reference to Assembly Bill No. 1708, entitled "An act to add Section 20950 to the Education Code, relating to the California School for the Blind."

This bill, with my message relative thereto, I (through my Legislative Secretary) delivered to Mr. Thomas A. Maloney, Member of the Assembly, at 3.40 o'clock p.m. on the fourteenth day of June, 1947, at which time your honorable body had adjourned for the day but not for the session.

Respectfully submitted.

EARL WARREN, Governor

STATE OF CALIFORNIA
GOVERNOR'S OFFICE, SACRAMENTO, June 14, 1947

To the Honorable Members of the Assembly
State of California, Sacramento, California

GREETINGS: I am returning herewith without my signature

Assembly Bill No. 1708, entitled: "An act to add Section 20950 to the Education Code, relating to the California School for the Blind."

My objection is as follows:

The bill does not apply to a deaf and blind pupil from this State. If it did, I would gladly sign it because the State should do everything reasonably possible to make life endurable for this group of its citizens. On the other hand, I do not believe that it is sound policy for us to say to the other states of the Union that we will take care of their deaf and blind children at approximately one-half the cost to the State of California of such care.

It is estimated that it costs the State of California $2,767 75 for each deaf and blind person cared for in our State School for the Blind. This bill provides that we will accept persons from other states at a maximum charge of $1,500, the balance necessarily being absorbed by the taxpayers of this State.

The present law permits our School for the Blind to accept out-of-state pupils, who are both deaf and blind, at actual cost. This seems to me to be as far as we should reasonably go.

Respectfully submitted.

EARL WARREN, Governor

Assembly Bill No 1708 ordered to unfinished business file.

CONSIDERATION OF DAILY FILE

UNFINISHED BUSINESS

CONSIDERATION OF GOVERNOR'S VETO

Assembly Bill No. 670—An act to amend Section 981a of the Code of Civil Procedure, respecting dismissal of appeals from justice court.

Governor's message stating his objections read previously.

The question being: Shall Assembly Bill No. 670 become a law notwithstanding the objections of the Governor?

The roll was called, and the Assembly sustained the objections of the Governor by the following vote:

AYES—None.

NOES—Allen, Bennett, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, Conrad, Crichton, M. Philip Davis, Debs, Doyle, Erwin, Evans, Fletcher, Geddes, Grant, Grunsky, Hahn, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, Maloney, Nichouse, Price, Robertson, Rosenthal, Silliman, Stephenson, Thomas, Thorp, Weber, Wollenberg, and Mr. Speaker—44.

CONSIDERATION OF SENATE AMENDMENTS

Assembly Bill No. 389—An act to amend Section 4015 of the Penal Code, relating to county officers.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 389?

Amendment No. 1

In line 1 of the title of the printed bill, strike out "and to add"; and strike out line 2 of the title; and in line 3, strike out "tical Code,".

Amendment No. 2

On page 1 of said bill, strike out lines 12 to 23, inclusive; and on page 2, strike out lines 1 to 15, inclusive.

Amendment No. 3

On page 2, line 16, of said bill, strike out "SEC. 5", and insert "SEC. 2".

Amendment No. 4

On page 1, line 6, of the printed bill, as amended in the Assembly on May 2, 1947, strike out the comma and "which shall be of a quality at least equal to the"; and strike out all of lines 7 to 9, inclusive, and insert a period

Amendment No. 5

On page 2, lines 16 and 17, of the printed bill, strike out "January 1, 1949", and insert "July 1, 1949".

The roll was called, and the Assembly refused to concur in Senate amendments to Assembly Bill No. 389 by the following vote:

AYES—Beck, Bennett, Kilpatrick, and Lyons—4.

NOES—Allen, Anderson, Blosser, Brown, Burke, Burns, Butters, Caldecott, Collier, Conrad, Cramer, Crichton, M. Philip Davis, Debs, Doyle, Erwin, Evans, Fletcher, Gannon, Geddes, Grant, Grunsky, Hahn, Hinton, Hollibaugh, Huyck, Johnson, Kirkwood, Loomis, Luckel, Maloney, McMillan, Niehouse, Price, Robertson, Rosenthal, Silliman, Stephenson, Thomas, Thompson, Thorp, Weber, Wollenberg, and Mr. Speaker—44.

Appointment of Committee on Conference Concerning Assembly Bill No. 389

The Speaker announced the appointment of Messrs. Rosenthal, Kilpatrick, and Price as a Committee on Conference concerning Assembly Bill No. 389.

Assembly Bill No. 630—An act to amend Sections 2300 and 2206 of the Health and Safety Code, and to add Sections 2313 and 2314 to said code, relating to mosquito abatement districts.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 630?

Amendment No. 1

In line 1 of the title of the printed bill, after "Section 2300", insert "and 2206".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 2

On page 2 of said bill, after line 5, insert "Section 2206 of the Health and Safety Code is amended to read:

2206. No district formed or proposed to be formed under this chapter shall be subjected to any of the provisions of the District of Investigation Act of 1943. This section shall remain in effect until the ninety-first day after final adjournment of the [Fifty-seventh] *Fifty-ninth* Regular Session of the Legislature and thereafter shall be of no force or effect."

Amendment No. 3

On page 2, line 6, of the printed bill, as amended in the Senate on June 9, 1947, before "Section", insert

"SEC. 4."

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 630 by the following vote:

AYES—Allen, Anderson, Bennett, Blosser, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, Conrad, Cramer, Crichton, M. Philip Davis, Debs, Dolwig, Doyle, Erwin, Evans, Fletcher, Geddes, Grant, Grunsky, Hahn, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, Maloney, McCollister, Price, Rosenthal, Silliman, Stephenson, Thomas, Thompson, Thorp, Weber, Wollenberg, and Mr. Speaker—46.

NOES—None.

Assembly Bill No. 630 ordered enrolled.

ANNOUNCEMENTS

Upon request of Senator Rich, Speaker Collins announced that many Members of the Assembly had not yet requested Senators to present their bills in the Senate, and urged that the Members of the Assembly act at once, and get explanations to the Members of the Senate, immediately.

ANNOUNCEMENTS

Mr. Wollenberg announced that the Committee on Ways and Means will meet this afternoon, and requested Senator Rich to convey to the Members of the Senate this information, and that any Senators having matters pending before this committee are urged to appear and take them up.

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS (RESUMED)
CONSIDERATION OF SENATE AMENDMENTS

Assembly Bill No. 1254—An act to add Section 10.1 to the Political Code, relating to holidays.

The question being: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 1254?

Amendment No. 1

On page 1, line 13, of the printed bill, as amended in the Assembly on April 29, 1947, after "ordinance", insert "or resolution".

The roll was called, and the Assembly concurred in Senate amendment to Assembly Bill No. 1254 by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, M. Philip Davis, Debs, Dolwig, Doyle, Erwin, Evans, Fletcher, Gannon, Geddes, Grant, Grunsky, Hahn, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Price, Rosenthal, Silliman, Stephenson, Stewart, Thomas, Thompson, Thorp, Weber, Wollenberg, and Mr. Speaker—54.

NOES—None.

Assembly Bill No. 1254 ordered enrolled.

MEMBERS EXCUSED

At 10.30 a.m., Mr. Clarke asked for, and was granted, unanimous consent that the members of the Committee on Agriculture be excused, at this time, for the purpose of holding a meeting.

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS (RESUMED)
CONSIDERATION OF GOVERNOR'S VETO

Assembly Bill No. 640—An act to amend Section 59 of the Alcoholic Beverage Control Act, relating to sales on election day.

Governor's message stating his objections read previously.

The question being: Shall Assembly Bill No. 640 become a law notwithstanding the objections of the Governor?

The roll was called, and the Assembly sustained the objections of the Governor by the following vote:

AYES—Stewart—1.

NOES—Allen, Anderson, Beck, Bennett, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, M. Philip Davis, Debs, Dolwig, Erwin, Evans, Fletcher, Gannon, Geddes, Grant, Grunsky, Hahn, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Price, Robertson, Rosenthal, Silliman, Stephenson, Thomas, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—54.

CONSIDERATION OF SENATE AMENDMENTS

Assembly Bill No. 2513—An act to amend Section 4 of the Planning Act, and to amend Sections 35, 38, 40, 44, and 45 of, and to add Section 23.5 to the Conservation and Planning Act, relating to the powers and duties of the Planning Commission, and to city, county, and regional plans.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 2513?

Amendment No. 1

In line 1 of the title of the printed bill, after "Planning Act," insert "and to amend Sections 35, 38, 40, 44, and 45 of, and to add Section 23.5 to the Conservation and Planning Act,".

Amendment No. 2

In line 2 of the title of said bill, after "Planning Commission", insert ", and to city, county and regional plans".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 3

On page 2 of said bill, after line 51, insert

"SEC. 2. Section 23.5 is added to the Conservation and Planning Act, to read:

Sec 23.5. The State Planning and Conservation Board shall aid in the coordination of all state, regional, county and city plans and shall prepare uniform rules and outlines for the drawing up of annual reports of the several planning commissions.

In order to provide coordinated planning administration the Governor may from time to time submit recommendations for adoption by the State Planning and Conservation Board, the several city, county and regional planning commissions, and the local legislative authorities in order to promote and effectuate the orderly development of the State and to expedite the adoption of coordinated policies by local legislative authorities acting upon their own discretion

The board shall transmit the recommendations of the Governor to the proper agencies

The State Planning and Conservation Board with the approval of the Governor or the Legislature may join with agencies of the Federal Government and other states in preparation and adoption of interstate regional plans which shall be submitted to the Legislature for approval.

The State Planning and Conservation Board may adopt by a majority vote of the members, reports, findings and recommendations which may be submitted to the Legislature, the proper legislative authorities or other agencies for approval and adoption.

SEC. 3. Section 35 of the Conservation and Planning Act is amended to read:

Sec. 35 It shall be the function and duty of the Planning Commission to prepare and adopt a comprehensive, long-term, general plan for the physical development of the city, *urban area*, county or region, and of any land outside the boundaries thereof which in the commission's judgment bears relation to the planning thereof. Such plan shall be known as the master plan and shall be so prepared that all or portions thereof may be adopted by the legislative body, as hereinafter provided, as a basis for the development of the city, county or region for such reasonable period of time next ensuing after the adoption thereof as may practicably be covered thereby. The master plan, *which may include precise and official plans, whether for state, region, county, or city*, with the accompanying maps, diagrams, charts, descriptive matter and reports shall include [such of] the following subject [s] matter [s or] *(to the extent that they may be made the basis for the physical development of the State, region, county, or city)* [or portions thereof as are appropriate to the city, county or region, and as may be made the basis for the physical development thereof].

SEC. 4 Section 38 of the Conservation and Planning Act is amended to read:

Sec. 38. Land Use Plan—An inventory and classification of natural land types and of existing land cover and uses, and comprehensive plans for the most desirable utilization of land *including height and bulk of buildings and the districting or zoning thereof.*

SEC. 5 Section 40 of the Conservation and Planning Act is amended to read:

Sec. 40. Streets and Highways Plan—Showing the general locations and widths of a comprehensive system of major traffic thoroughfares and other traffic ways and of streets *and the delineation on the land thereof;* the recommended treatment thereof, building line setbacks, and a system of street naming or numbering, and house numbering, with recommendations concerning proposed changes *in the existing system thereof.*

SEC 6. Section 44 of the Conservation and Planning Act is amended to read:

Sec. 44. *Public Buildings—Showing locations and arrangement of civic centers, schools*, and all other public buildings, including the architecture thereof and the landscape treatment of the grounds thereof

SEC. 7. Section 45 of the Conservation and Planning Act is amended to read:

Sec. 45 Community Design—Standards and principles governing the subdivision of land and recommended patterns for community design and development *and redevelopment.*

SEC 8. Sections 2, 3, 4, 5, 6, and 7 of this act become operative only if the Conservation and Planning Act is enacted by the Legislature at its Fifty-seventh Regular Session, and in such case at the same time as said Conservation and Planning Act takes effect; at which time Section 4 of the Planning Act is hereby repealed."

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No 2513 by the following vote:

AYES—Allen, Anderson, Bennett, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Clarke, Conrad, Cooke, Cramer, Crichton, Debs, Dolwig, Doyle, Erwin, Evans, Fletcher, Gannon, Geddes, Grant, Grunsky, Hahn, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, Price, Robertson, Rosenthal, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Waters, Weber, and Mr. Speaker—52.

NOES—None.

Assembly Bill No. 2513 ordered enrolled.

Assembly Bill No. 2131—An act to amend Sections 807.5 and 811 of, and to add Section 806.5 to the Fish and Game Code, relating to clams.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 2131?

Amendment No. 1

In line 1 of the title of the printed bill, as amended in the Assembly on April 17, 1947, strike out "Section 811", and insert "Sections 807.5 and 811".

Amendment No. 2

On page 1, line 4, of said bill, strike out "Districts 15, 16, and 17", and insert "the waters of this State".

Amendment No. 3

On page 1, line 5, of said bill, strike out "in said Districts".

Amendment No. 4

On page 1, lines 6 and 7, of said bill, strike out "possessed in District 3", and insert "taken in the waters of this State".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 5

On page 1 of said bill, between lines 7 and 8, insert

"SEC. 2. Section 807.5 of said code is amended to read

807.5. No Pismo clam may be taken [or possessed in District 18] between one-half hour after sunset and one-half hour before sunrise. No instrument capable of being used to dig clams may be possessed [in District 18] between one-half hour after sunset and one-half hour before sunrise, *on any beach of this State, except tools and implements used in the work of cleaning, repairing, or maintaining such beach when possessed by a person authorized by appropriate authority to perform such work.*"

Amendment No. 6

On page 1, line 8, of said bill, strike out "SEC. 2", and insert "SEC. 3".

Amendment No. 7

On page 1, line 5, of the printed bill, as amended in the Senate on May 29, 1947, after "license", insert "in Districts 15, 16, and 17".

Amendment No. 8

On page 1, line 6, of said bill, after "30th.", insert "In all other districts, except in marine life refuges and clam reserves, Pismo clams may be taken at any time of year."

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 2131 by the following vote:

AYES—Allen, Anderson, Beck, Blosser, Boyd, Brown, Burke, Burns, Caldecott, Clarke, Collier, Cooke, Cramer, Crichton, M. Philip Davis, Dolwig, Doyle, Elliott, Erwin, Evans, Fletcher, Gannon, Geddes, Grant, Grunsky, Hahn, Hinckley, Hinton, Holbrough, Huyck, James, Johnson, Kirkwood, Knight, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, Price, Robertson, Rosenthal, Silliman, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—54

NOES—None.

Assembly Bill No. 2131 ordered enrolled.

Assembly Bill No. 575—An act to amend Sections 20911, 21652, and 21726 of the Water Code, relating to irrigation district elections.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 575?

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Section 21652", and insert "Sections 20911, 21652, and 21726".

Amendment No. 2

In line 2 of the title of said bill, strike out "general", and insert "irrigation district".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 3

On page 1 of said bill, after line 11, insert

"SEC. 2. Section 20911 of the Water Code is amended to read:

20911. The precinct board for the formation election shall be appointed, candidates for the offices of the proposed district shall be nominated, ballots and other supplies shall be provided and the election shall be conducted as nearly as practicable in accordance with the provisions concerning general elections except as to:

(a) Notice of the election.

(b) *Nominating petitions, which may be filed with the clerk of the board of supervisors not less than 15 days before the election.*

(c) Other inconsistent provisions in this chapter.

SEC. 3 Section 21726 of the Water Code is amended to read:

21726. The election shall be held not less than [15] *35* nor more than [30] *50* days after the filing of the petition"

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 575 by the following vote:

AYES—Allen, Anderson, Beck, Blosser, Boyd, Brown, Burke, Burns, Caldecott, Clarke, Collier, Cooke, Cramer, Crichton, M Philip Davis, Dolwig, Doyle, Elliott, Erwin, Evans, Fletcher, Gannon, Geddes, Grant, Grunsky, Hahn, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Knight, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Nichouse, Price, Robertson, Rosenthal, Silliman, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—54.

NOES—None.

Assembly Bill No. 575 ordered enrolled.

Assembly Bill No. 169—An act to amend Sections 626, 645, 646, 670, 670.4, 674, 675, 675.5, 677 of, and to add Sections 57 and 641 to, the Vehicle Code, relating to equipment of vehicles and the testing approval thereof by the Department of Motor Vehicles.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 169?

Amendment No. 1

In line 1 of the title of the printed bill, as amended in the Assembly on May 19, 1947, strike out "673,".

Amendment No. 2

On page 4 of the printed bill, as amended, strike out lines 33 to 50, inclusive.

Amendment No. 3

On page 5, line 1, of the printed bill, as amended, strike out "SEC. 9", and insert "SEC. 8".

Amendment No. 4

On page 5, line 9, of the printed bill, as amended, strike out "SEC. 10", and insert "SEC. 9".

Amendment No. 5

On page 5, line 18, of the printed bill, as amended, strike out "SEC 11", and insert "SEC. 10".

Amendment No. 6

On page 5, line 47, of the printed bill, as amended, strike out "SEC. 12", and insert "SEC. 11".

Amendment No. 7

On page 5, line 46, of the printed bill, as amended in the Assembly on May 19, 1947, after "department", insert

"(e) The provisions of this section shall not apply to common carriers under the jurisdiction of the Public Utilities Commission, but this exemption shall not alter the powers of said commission with reference to safety devices or requirements."

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 169 by the following vote:

AYES—Allen, Anderson, Beck, Blosser, Boyd, Brown, Burke, Burns, Caldecott, Clarke, Collier, Cooke, Cramer, Crichton, M Philip Davis, Dolwig, Doyle, Elliott, Erwin, Evans, Fletcher, Gannon, Geddes, Grant, Grunsky, Hahn, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Knight, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Nichouse, Price, Robertson, Rosenthal, Silliman, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—54.

NOES—None.

Assembly Bill No. 169 ordered enrolled.

THIRD READING OF SENATE BILLS

Senate Bill No. 5—An act to amend Section 737ww of the Political Code, relating to the salaries of judges of the Superior Court for Sonoma County.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Collier, Conrad, Cooke, Cramer, Crichton, M. Philip Davis, Debs, Dickey, Dolwig, Doyle, Elliott, Erwin, Field, Fletcher, Gannon, Geddes, Grant, Grunsky, Hahn, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Lyons, Maloney, McCollister, McMillan, Niehouse, Price, Robertson, Rosenthal, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Waters, Wollenberg, and Mr. Speaker—56.

NOES—Hinckley—1.

Bill ordered transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT THAT SENATE BILLS NOS. 43 AND 459 BE WITHDRAWN FROM FILE, AND RE-REFERRED

Mr. Clarke asked for, and was granted, unanimous consent that Senate Bills Nos. 43 and 459 be withdrawn from the third reading file, and be re-referred to the Committee on Judiciary.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 391—An act to amend Section 737g of the Political Code, relating to salaries of superior court judges.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Beck, Bennett, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, Cramer, Crichton, M. Philip Davis, Debs, Dolwig, Doyle, Elliott, Erwin, Evans, Field, Fletcher, Grant, Grunsky, Hahn, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, O'Day, Price, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—51.

NOES—Geddes, Hinckley, and Stephenson—3.

Bill ordered transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT THAT SENATE BILL NO. 392 BE WITHDRAWN FROM FILE, AND RE-REFERRED

Mr. Thurman asked for, and was granted, unanimous consent that Senate Bill No. 392 be withdrawn from the third reading file, and be re-referred to the Committee on Judiciary.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 393—An act to amend Section 737z of the Political Code, relating to salaries of judges of the superior court.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Beck, Bennett, Blosser, Boyd, Brown, Burke, Burns, Caldecott, Collier, Cramer, Crichton, M. Philip Davis, Debs, Dickey, Dolwig, Doyle, Elliott, Erwin, Evans, Field, Fletcher, Gannon, Grant, Grunsky, Hahn, Hinton, Huyck,

James, Johnson, Kilpatrick, Kirkwood, Knight, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, O'Day, Price, Rosenthal, Silliman, Stanley, Stewart, Thomas, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—52.

NOES—Geddes and Hinckley—2.

Notice of Motion to Reconsider Senate Bill No. 393

Mr. Beck gave notice that on the next legislative day he would move to reconsider the vote whereby Senate Bill No. 393 was this day passed.

Senate Bill No. 506—An act to amend Section 737aaa of the Political Code, relating to compensation of judges.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Bennett, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Collier, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Dolwig, Doyle, Erwin, Evans, Field, Fletcher, Gannon, Grant, Huyck, James, Johnson, Kilpatrick, Knight, Luckel, Maloney, McCollister, McMillan, Niehouse, O'Day, Price, Rosenthal, Silliman, Stanley, Stewart, Thomas, Thompson, Waters, Weber, Wollenberg, and Mr. Speaker—47

NOES—Geddes and Hinckley—2.

Bill ordered transmitted to the Senate.

Senate Bill No. 507—An act to amend Section 737ss of the Political Code, relating to compensation of judges.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Brown, Burke, Burns, Caldecott, Clarke, Collier, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Dolwig, Doyle, Evans, Fletcher, Gannon, Grant, Grunsky, Hawkins, Huyck, Johnson, Kilpatrick, Kirkwood, Knight, Luckel, Maloney, McCollister, Niehouse, O'Day, Price, Rosenthal, Stanley, Thomas, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—44.

NOES—Geddes and Hinckley—2

Bill ordered transmitted to the Senate.

Senate Bill No. 575—An act to amend Section 737u of the Political Code, relating to salaries of judges.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Brown, Burke, Burns, Caldecott, Clarke, Collier, Crichton, M. Philip Davis, Debs, Dickey, Dolwig, Doyle, Evans, Field, Gannon, Grant, Grunsky, Hawkins, Huyck, Kilpatrick, Kirkwood, Knight, Luckel, Maloney, McCollister, McMillan, Niehouse, O'Day, Price, Rosenthal, Stanley, Stewart, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—43.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 643—An act to amend Sections 737bb and 737eee of the Political Code, relating to salaries of judges of the superior court.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Beck, Bennett, Blosser, Brown, Burke, Burns, Caldecott, Clarke, Collier, Crichton, M. Philip Davis, Debs, Dolwig, Doyle, Evans, Fletcher, Gannon, Geddes, Grant, Grunsky, Hawkins, Huyck, Johnson, Kilpatrick, Knight, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, O'Day, Rosenthal, Stanley, Stewart, Thomas, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—43.

NOES—Elliott—1

Bill ordered transmitted to the Senate.

Senate Bill No. 719—An act to amend Section 737qq of the Political Code, relating to salary of superior court judges.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Beck, Bennett, Blosser, Brown, Burke, Burns, Caldecott, Clarke, Collier, Crichton, M. Philip Davis, Debs, Dolwig, Doyle, Evans, Fletcher, Gannon, Geddes, Grant, Grunsky, Hawkins, Huyck, Johnson, Kilpatrick, Knight, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, O'Day, Rosenthal, Stanley, Stewart, Thomas, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—43.
NOES—Elliott—1.

Bill ordered transmitted to the Senate.

Senate Bill No. 1436—An act to amend Section 737ddd of the Political Code, relating to superior judges salaries.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Beck, Bennett, Blosser, Brown, Burke, Burns, Caldecott, Clarke, Collier, Crichton, M. Philip Davis, Debs, Dolwig, Doyle, Evans, Fletcher, Gannon, Geddes, Grant, Grunsky, Hawkins, Huyck, Johnson, Kilpatrick, Knight, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, O'Day, Rosenthal, Stanley, Stewart, Thomas, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—43.
NOES—Elliott—1.

Bill ordered transmitted to the Senate.

Senate Bill No. 1550—An act to amend Section 737oo of the Political Code, relating to the salaries of judges of the superior court.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Beck, Bennett, Blosser, Brown, Burke, Burns, Caldecott, Clarke, Collier, Crichton, M. Philip Davis, Debs, Dolwig, Doyle, Evans, Fletcher, Gannon, Geddes, Grant, Grunsky, Hawkins, Huyck, Johnson, Kilpatrick, Knight, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, O'Day, Rosenthal, Stanley, Stewart, Thomas, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—43.
NOES—Elliott—1.

Bill ordered transmitted to the Senate.

Senate Bill No. 1091—An act to amend Sections 1274, 1274e, and 1274.12 of the Code of Civil Procedure, exempting said sections from the provisions of Section 11009 of the Government Code, relating to investments of funds and the sale or exchange of securities or other property by the State Controller and the powers of the Department of Finance and the State Board of Control.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Brown, Burke, Burns, Collier, Conrad, Cramer, Crichton, M. Philip Davis, Debs, Dickey, Dolwig, Doyle, Elliott, Evans, Fletcher, Gannon, Geddes, Grant, Grunsky, Hawkins, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, O'Day, Price, Robertson, Rosenthal, Stanley, Stewart, Thomas, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—49.
NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 141—An act to amend Section 1027 of the Penal Code, relating to pleas of insanity, appointment of alienists, expert evidence, and fees.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Brown, Burns, Caldecott, Collier, George D. Collins, Conrad, Crichton, M. Philip Davis, Debs, Dickey, Dolwig, Doyle, Elliott, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Hinckley, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Rosenthal, Stanley, Stewart, Thomas, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—54.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 166—An act to amend the heading of Article 2 of Chapter 1 of Part 1 of Division 6 of the Welfare and Institutions Code, to amend Sections 5025, 5026, 5027, 5028, 5029, 5076, and 5078 thereof, and to add Section 5030 thereto, relating to psychopathic probation officers and their powers and duties in respect to the mentally ill and mentally disordered, and designating such officials as counselors in mental health, and the probation of the mentally ill or disordered as supervision thereof.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Brown, Burns, Caldecott, Collier, George D. Collins, Conrad, Crichton, M. Philip Davis, Debs, Dickey, Dolwig, Doyle, Elliott, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Hinckley, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Rosenthal, Stanley, Stewart, Thomas, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—54.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 1182—An act amending Sections 4, 11, and 12 of the County Peace Officers' Retirement Law, relating to county peace officers' retirement systems.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Brown, Burns, Caldecott, Collier, George D. Collins, Conrad, Crichton, M. Philip Davis, Debs, Dickey, Dolwig, Doyle, Elliott, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Hinckley, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Rosenthal, Stanley, Stewart, Thomas, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—54.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 52—An act to amend Section 28150 of the Government Code, relating to compensation for public services in counties of the fiftieth class.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Burke, Burns, Caldecott, Collier, Conrad, Cramer, Crichton, Debs, Dickey, Dolwig, Elliott, Evans, Field, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Hinckley, Hinton, Hollibaugh,

Huyck, Johnson, Kilpatrick, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, O'Day, Robertson, Rosenthal, Stanley, Stewart, Thomas, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr Speaker—49

NOES—None

Bill ordered transmitted to the Senate.

Senate Bill No. 822—An act to amend Sections 12031, 12042, 12043, and 12044 of the Education Code, relating to procedures for the issuance of certification documents by or for the State Board of Education.

Bill read third time.

Motion to Amend

Mrs. Niehouse moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, after "12031," insert "12041,".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 2

On page 1 of said bill, between lines 7 and 8, insert

"SEC. 2. Section 12041 of said code is amended to read:

12041. The State Board of Education shall grant the appropriate *credential or* credentials to [holders of diplomas] *an applicant who is the holder of a diploma* granted by [State colleges to applicants who have] *a state college and who has* completed a teacher training course prescribed by the State Board of Education, upon *the* presentation of the diploma *to the State Board of Education within four months after such diploma was issued. If such an applicant does not present his diploma within the period specified, his application shall be acted upon pursuant to the provisions of Section 12042.*"

Amendment No. 3

On page 1, line 8, of said bill, strike out "2", and insert "3".

Amendment No. 4

On page 1, line 14, of said bill, strike out "3", and insert "4".

Amendment No. 5

On page 1, line 20, of said bill, strike out "4", and insert "5".

Amendments read, and adopted.

Bill ordered reprinted, and to third reading.

Senate Bill No. 523—An act to amend Section 6600 of the Welfare and Institutions Code, and to add Article 3.5 to Chapter 1 of Part 4 of Division 6 of said code, relating to and providing for the admission of persons believed to be mentally ill to state hospitals on certification without court commitment, providing for court proceedings in relation to such persons where requested and providing for the rights, care and support of such persons in state hospitals and for their release therefrom.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Burke, Burns, Caldecott, Collier, Conrad, Crichton, Debs, Dickey, Dolwig, Doyle, Dunn, Elliott, Evans, Field, Fletcher, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Hinckley, Hinton, Hollibaugh, Huyck, Kilpatrick, Luckel, Lyons, Maloney, McCollister, McMillan, Rosenthal, Stanley, Stewart, Thomas, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—46.

NOES—George D. Collins, Gaffney, and O'Day—3

Bill ordered transmitted to the Senate.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, June 16, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to:

Senate Bill No. 487

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

SENATE CHAMBER, SACRAMENTO, June 16, 1947

MR SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted the report of the Committee on Conference concerning:

Assembly Bill No. 634—An act to amend Sections 370, 371, 372, and 375 of the Elections Code, relating to the index to affidavits of registration.

J. A BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Assembly Bill No. 634 ordered enrolled.

SENATE CHAMBER, SACRAMENTO, June 16, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted the report of the Committee on Conference concerning:

Assembly Bill No. 50—An act to amend Sections 28116 and 28120 of the Government Code, relating to compensation for public service in counties.

J. A BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Assembly Bill No. 50 ordered enrolled.

ANNOUNCEMENTS

Upon request of Senator Slater, Speaker Collins announced that the Senate Committee on Education will hold a meeting on Tuesday, June 17, at 9 a.m.; that 44 Assembly bills are now pending before this committee; and that the members who are authoring these bills should appear at this meeting to take them up.

Speaker Pro Tempore Presiding

At 10.56 a.m., Hon. Thomas A. Maloney, Speaker pro Tempore of the Assembly, presiding.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 490—An act to amend Section 4806 of the Business and Professions Code, relating to the salary of the Secretary of the Board of Examiners in Veterinary Medicine.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Burke, Burns, Caldecott, Collier, George D. Collins, Conrad, Crichton, Crowley, Debs, Dickey, Dolwig, Doyle, Dunn, Elliott, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Hinton, Hollibaugh, Johnson, Kilpatrick, Luckel, Maloney, McCollister, McMillan, Niehouse, O'Day, Robertson, Rosenthal, Stewart, Thomas, Thompson, Thurman, Waters, and Wollenberg—46.

NOES—None.

Bill ordered transmitted to the Senate.

APPOINTMENT OF SELECT COMMITTEE

Speaker pro Tempore Maloney announced the appointment of Messrs. McCollister, James, Hinckley, Conrad, and Grunsky, as a Select Committee to escort to the bar of the Assembly, in their wheel chairs, the

following members of the famous Corona Rolling Devils, champions of wheel chair basketball: Lt. William "Wild Bill" O'Connell, USMCR; Roy Silva, Corpsman; Colonel John "Spider" Winterholler, USMC (Ret); "Pistol Pete" Simon; Bill Ducker; Ensign Neil Harris, USNR (Ret); Captain Louis "Smiley" Largey, USMC; Lt. (jg) Noel "Smitty" Smith, USNR; Lt. Max "Webbo" Weber, USNR; Lt. (jg) Kent "Mac" McKnight, USNR; and Jerry Fesenmeyer.

RECESS

At 11 a.m., on motion of Mr. Maloney, the Assembly recessed until 11.05 a.m., to welcome the members of the Corona Rolling Devils, who are famous for playing basket ball games in their wheel chairs, against top teams, and of winning their contests.

REASSEMBLED

At 11.05 a.m., the Assembly reconvened.

Hon. Sam L. Collins, Speaker of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 574—An act to amend Section 4251 of the Political Code and Section 28122 of the Government Code, relating to compensation for public services in counties.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Boyd, Burke, Burns, Caldecott, George D. Collins, Conrad, Crichton, Crowley, Debs, Dickey, Dolwig, Dunn, Elliott, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hawkins, Hollibaugh, Johnson, Kilpatrick, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, O'Day, Rosenthal, Stanley, Stewart, Thomas, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—47.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 1523—An act to add Section 5082.1 to the Business and Professions Code, relating to registration as a public accountant, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read.

The roll was called.

Call of the Assembly

Pending the announcement of the vote, Mr. McCollister moved a call of the Assembly.

Motion carried. Time, 11.15 a.m.

The Speaker directed the Sergeant-at-Arms to close the doors, and to bring in the following absent members:

Allen, Berry, Brady, Brown, Butters, Carey, Cooke, Lester T. Davis, M. Philip Davis, Debs, Clayton A. Dills, Ralph C. Dills, Doyle, Erwin, Hahn, Heisinger, Hinckley, Hinton, Huyck, James, Kirkwood, Knight, Lowrey, McMillan, Miller, Robertson, Sheridan, Sherwin, Silliman, and Stephenson—30.

PROCEEDINGS UNDER CALL OF THE ASSEMBLY BY UNANIMOUS CONSENT

TEMPORARY SUSPENSION OF ASSEMBLY RULE NO. 85

Mr. Boyd asked for, and was granted, unanimous consent that Assembly Rule No. 85 be temporarily suspended for the purpose of placing a call of the Assembly on any matter on file.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 1171—An act to amend Section 3022 of the Civil Code, relating to giving of notice of assignment of accounts receivable.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Boyd, Burke, Burns, Collier, George D Collins, Conrad, Crichton, Debs, Dickey, Dolwig, Dunn, Elliott, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Hinton, Holhbaugh, Johnson, Kilpatrick, Luckel, Maloney, McCollister, McMillan, Niehouse, O'Day, Robertson, Rosenthal, Stanley, Stewart, Thomas, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—48.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 1170—An act to amend Section 7.2 of the Alcoholic Beverage Control Act, relating to escrows.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Boyd, Burke, Burns, Collier, George D Collins, Conrad, Crichton, Debs, Dickey, Dolwig, Dunn, Elliott, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Hinton, Holhbaugh, Johnson, Kilpatrick, Luckel, Maloney, McCollister, McMillan, Niehouse, O'Day, Robertson, Rosenthal, Stanley, Stewart, Thomas, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—48.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 1174—An act to amend Sections 19484 and 19538 of the Business and Professions Code, relating to horse racing.

Bill read third time.

Motion to Amend

Mr. M. Philip Davis moved the adoption of the following amendments:

Amendment No. 1

On page 1 of the printed bill, as amended, strike out lines 17 and 18, and insert "sively for charitable, benevolent, scientific, or educational purposes"

Amendment No. 2

On page 1, line 23, of said bill, after "The", insert "charity day".

Amendment No. 3

On page 2, line 11, of said bill, after "conducted", insert "and approved by the board as above provided".

Amendments read.

The roll was called, and the amendments refused adoption by the following vote:

AYES—Beck, Bennett, Burke, Collier, M Philip Davis, Evans, Field, Grunsky, Hahn, Kilpatrick, McMillan, Rosenthal, Stanley, Stewart, and Thomas—15.

NOES—Allen, Anderson, Blosser, Burns, Caldecott, George D. Collins, Crowley, Dickey, Dolwig, Doyle, Dunn, Elliott, Fletcher, Gaffney, Grant, Hawkins, Hollibaugh, Huyck, Luckel, Lyons, Maloney, McCollister, Niehouse, O'Day, Robertson, Wollenberg, and Mr. Speaker—27.

The question being on the passage of Senate Bill No. 1174.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Burke, Burns, Caldecott, Collier, George D. Collins, Crichton, Crowley, Dickey, Dolwig, Doyle, Dunn, Elliott, Evans, Fletcher, Gaffney, Grunsky, Hahn, Hawkins, Hollibaugh, Huyck, Luckel, Lyons, Maloney, McCollister, Niehouse, O'Day, Robertson, Rosenthal, Stanley, Thomas, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—41.

NOES—Conrad, M Philip Davis, Debs, Field, Geddes, and Kilpatrick—6.

Bill ordered transmitted to the Senate.

COMMUNICATIONS

By Speaker Collins:

The following communication was received, read, and ordered printed in the Journal:

ASSEMBLY CHAMBER, Sacramento 14, California, June 16, 1947

Hon. Sam L. Collins
Speaker of the Assembly
State Capitol, Sacramento 14, California

DEAR MR. SPEAKER On June 13, 1947, Assemblyman Richard J. Dolwig asked for and was granted unanimous consent that the Chief Clerk be instructed to transmit one copy of the Report of the Special Investigating Committee to the State Personnel Board, and one copy to the State Controller. This motion will be found printed in the Assembly Journal of June 13, 1947, at page 8.

Pursuant to the instructions, I presented to the State Controller on June 14, 1947, a copy of the said report, and received from the State Controller's Office, the following receipt:

"Received from Arthur A. Ohnimus, Chief Clerk of the Assembly, one copy of the Report to the Assembly of the Legislature of the State of California, Fifty-seventh Regular Session, by the Special Investigating Committee, appointed and acting by and in pursuance of House Resolution No. 144, as amended and readopted by House Resolutions Nos. 157 and 158, Fifty-seventh Regular Session.

(Signed) MYRTLE OLSEN

Received June 14, 1947, State Controller, Sacramento."

On June 16, 1947, I presented to the State Personnel Board, a copy of the said report and received from the State Personnel Board, the following receipt:

"June 16, 1947—Received from Arthur A. Ohnimus, Chief Clerk of the Assembly, one copy of the Report to the Assembly of the Legislature of the State of California, Fifty-seventh Regular Session, by the Special Investigating Committee, appointed and acting by and in pursuance of House Resolution No. 144, as amended and readopted by House Resolutions Nos. 157 and 158, Fifty-seventh Regular Session.

(Signed) JOHN F. FISHER"
(Executive Officer, State Personnel Board)

Sincerely yours,

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly

MEMBERS EXCUSED

At 11.30 a.m., Mr. Lyons asked for, and was granted, unanimous consent that the members of the Committee on Industrial Relations be excused, at this time, for the purpose of holding a meeting in the cloak room.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 241—An act to amend Section 108 of the Civil Code, relating to divorce actions on grounds of insanity.

Bill read third time.

The roll was called.

Call of the Assembly

Pending the announcement of the vote, Mr. Rosenthal moved a call of the Assembly.

Motion carried. Time, 11.45 a.m.

The Speaker directed the Sergeant-at-Arms to close the doors, and to bring in the following absent members:

Berry, Boyd, Brady, Brown, Butters, Clarke, Cooke, Cramer, Lester T. Davis, M. Philip Davis, Clayton A. Dills, Erwin, Field, Heisinger, Hinckley, Hinton, James, Kirkwood, Knight, Loomis, Lowrey, Lyons, Miller, Price, Sherwin, Silliman, Stephenson, Thomas, and Thorp—29

PROCEEDINGS UNDER CALL OF THE ASSEMBLY BY UNANIMOUS CONSENT
TEMPORARY SUSPENSION OF ASSEMBLY RULE NO. 85

Mr. Dickey asked for, and was granted, unanimous consent that Assembly Rule No. 85 be temporarily suspended for the purpose of placing a call of the Assembly on any matter on file.

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS (RESUMED)
NOTICE OF MOTION TO RECONSIDER SENATE BILL NO. 140 WAIVED

Mr. Rosenthal waived his notice of motion to reconsider the vote whereby Senate Bill No. 140 was passed.

Senate Bill No. 140 ordered transmitted to the Senate.

Speaker Pro Tempore Presiding

At 11.46 a.m., Hon. Thomas A. Maloney, Speaker pro Tempore of the Assembly, presiding.

RESOLUTIONS

The following resolution was offered:

By Mr. McMillan:

House Resolution No. 247

Relative to the creation of the Assembly Interim Committee on Aviation

WHEREAS, Following World War I a step was taken by our National Government, our State Government cooperating, for the road building program which has resulted in the creation of the automobile industry as we know it today; and

WHEREAS, In its infancy today we have the aviation industry embarking into a greater place in our economy; and

WHEREAS, With the federal direction now being given to the aviation industry, we in the State of California should take forward and progressive steps to encourage this infant industry; and

WHEREAS, Legislation will necessarily be presented to us in 1949 for our consideration; now, therefore, be it

Resolved by the Assembly of the State of California, As follows:

1. The Assembly Interim Committee on Aviation is hereby created and authorized and directed to ascertain, study and analyze all facts relating to the aviation industry, including the regulation and taxation of air carriers, the location, establishment, construction, improvement, and financing of landing facilities, and the administration or needed revision of any and all laws bearing upon or relating to the subject of this resolution and to report thereon to the Legislature.

2. The committee shall consist of seven Members of the Assembly appointed by the Speaker thereof. The Speaker shall also appoint one of the committee members chairman of the committee. Vacancies occurring or existing in the membership of the committee shall be filled by the appointing power.

3. The committee is authorized to act during this session of the Legislature, including any recess, and after final adjournment until the commencement of the 1949 Regular Session, with authority to file its final report not later than the thirtieth legislative day of that session

4. The committee and its members shall have and exercise all of the rights, duties and powers conferred upon investigating committees and their members by the provisions of the Joint Rules of the Senate and Assembly as they are adopted and amended from time to time, which provisions are incorporated herein and made applicable to this committee and its members.

5. The committee has the following additional powers and duties:

(a) To select a vice chairman from its membership.

(b) To contract with such other agencies, public or private, as it deems necessary for the rendition and affording of such services, facilities, studies and reports to the committee as will best assist it to carry out the purposes for which it is created.

(c) To cooperate with and secure the cooperation of county, city, city and county, and other local law enforcement agencies in investigating any matter within the scope of this resolution and to direct the sheriff of any county to serve subpenas, orders and other process issued by the committee.

(d) To report its findings and recommendations to the Legislature and to the people from time to time and at any time, not later than herein provided.

(e) To do any and all other things necessary or convenient to enable it fully and adequately to exercise its powers, perform its duties, and accomplish the objects and purposes of this resolution

6 The committee is authorized to meet in the State Capitol, or at any other place within this State or within the United States, and to expend the funds made available to it by this resolution for charges, expenses, or claims incurred or expended for traveling, living or other expenses within or outside the limits of the State of California.

7. The sum of ten thousand dollars ($10,000) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Assembly for the expenses of the committee and its members and for any charges, expenses or claims it may incur under this resolution, to be paid from the said contingent funds equally and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read, and referred to Committee on Rules.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 749—An act to amend Section 11121 of the Elections Code, relating to recall elections.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Brown, Burke, Burns, Caldecott, Carey, Collier, George D. Collins, Conrad, Crichton, Crowley, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Hinton, Hollibaugh, Kilpatrick, Luckel, Lyons, Maloney, McCollister, McMillan, O'Day, Robertson, Rosenthal, Sheridan, Sherwin, Stanley, Stewart, Thomas, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—52.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 641—An act to repeal Section 6028 of the Penal Code and to add Sections 6028, 6028.1, 6028.2, 6028.3, and 6028.4 thereto, relating to the functions of the Board of Corrections, authorizing the Governor to create special commissions to assist the board in the study of crime, and specifying the powers and duties of such commissions and of the board in relation thereto.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Brown, Burns, Butters, Caldecott, Carey, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Johnson, Kilpatrick, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, O'Day, Robertson, Rosenthal, Sheridan, Sherwin, Stanley, Stewart, Thomas, Waters, Weber, and Wollenberg—53.

NOES—Geddes—1.

Bill ordered transmitted to the Senate.

Senate Bill No. 1474—An act to amend Section 1260 of the Military and Veterans Code, relating to definitions of veterans' associations for purposes of public buildings, parks, and centers therefor.

Bill read third time.

Motion to Amend

Messrs. Cooke and Anderson moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 18, of the printed bill, as amended in the Senate on April 23, 1947, strike out "April", and insert "July".

Amendment read, and adopted.

Bill ordered reprinted, and to third reading.

FURTHER PROCEEDINGS UNDER CALL OF THE ASSEMBLY DISPENSED WITH ON URGENCY CLAUSE TO SENATE BILL NO. 1523

At 11.55 a.m., on motion of Mr. McCollister, further proceedings under the call of the Assembly were dispensed with.

The names of the absentees were called, and the urgency clause to Senate Bill No. 1523 adopted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—72.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—72.

NOES—None.

Bill ordered transmitted to the Senate.

FURTHER PROCEEDINGS UNDER CALL OF THE ASSEMBLY DISPENSED WITH ON SENATE BILL NO. 241

At 11.58 a.m., on motion of Mr. Rosenthal, further proceedings under the call of the Assembly were dispensed with.

The names of the absentees were called, and Senate Bill No. 241 passed by the following vote:

AYES—Allen, Beck, Bennett, Burke, Butters, Caldecott, Carey, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, Debs, Dickey, Ralph C. Dills, Dolwig, Elliott, Fletcher, Gannon, Geddes, Grant, Grunsky, Hinckley, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Knight, Lowrey, McCollister, McMillan, Price, Robertson, Rosenthal, Sheridan, Silliman, Stanley, Stephenson, Stewart, Thompson, Thurman, and Mr. Speaker—44.

NOES—Anderson, Blosser, Burns, Clarke, George D. Collins, Doyle, Dunn, Erwin, Evans, Field, Gaffney, Hahn, Hawkins, Heisinger, Hinton, Loomis, Luckel, Lyons, Maloney, Miller, Niehouse, O'Day, Thorp, Waters, Weber, and Wollenberg—26.

Notice of Motion to Reconsider Senate Bill No. 241

Mr. O'Day gave notice that on the next legislative day he would move to reconsider the vote whereby Senate Bill No. 241 was this day passed.

MOTION THAT REPORT OF THE SPECIAL INVESTIGATING COMMITTEE BE APPROVED AND ADOPTED

Mr. Dolwig moved that the Report of the Special Investigating Committee, as printed in the Journal on Friday, June 13, 1947, be approved and adopted, as presented by the committee.

Mr. Dickey seconded the motion.

The roll was called, and the motion to approve and adopt the report carried by the following vote:

AYES—Allen, Anderson, Blosser, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Geddes, Grant, Hahn, Hawkins, Hinckley, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, O'Day, Price, Robertson, Rosenthal, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—62.

NOES—None

COMMENDATION EXPRESSED

Mr. Doyle asked for, and was granted, unanimous consent that commendation be extended to Chairman Dolwig and the members of the Special Investigating Committee for the conscientious and able manner in which they conducted the recent investigation.

REQUEST FOR UNANIMOUS CONSENT THAT SENATE BILL NO. 1167 BE WITHDRAWN FROM COMMITTEE ON EDUCATION, AND RE-REFERRED

Mr. James asked for, and was granted, unanimous consent that Senate Bill No. 1167 be withdrawn from the Committee on Education, for purpose of amendment, and be re-referred to the Committee on Education.

CONSIDERATION OF SENATE BILL NO. 1167

Senate Bill No. 1167—An act to add Chapter 8 to Division 10 of the Education Code, establishing 24-hour schools to be known as California academies for dependent and neglected children who require special care and supervision, and providing for the government and administration thereof.

Bill read third time.

Motion to Amend

Mr. James moved the adoption of the following amendment:

Amendment No. 1

On page 6 of the printed bill, as amended in the Senate on June 9, 1947, strike out line 12, and insert

"21395. For each child admitted to such schools the county of the residence of such child shall pay the State at the rate of twenty-five dollars ($25) per month for the time such child so admitted remains in such school, provided, however, that if the parent or guardian of such child pays the full amount of the charge so fixed by the Director of Education the county shall be relieved of the payment for such child. Payments by the counties shall be made in the same manner and to the same extent as payments are required from counties provided in Article 10 of Chapter 2 of Part 1 of Division 2 of the Welfare and Institutions Code or as same may be hereafter amended.

21396. All amounts provided for by this article shall be".

Amendment read, and adopted.

Bill ordered reprinted, and to third reading.

Motion to Place Rush Order on Printing of Senate Bill No. 1167

Mr. James moved that a rush order be placed upon the printing of Senate Bill No. 1167.

Motion carried.

ANNOUNCEMENTS

Mr. Dickey announced that the Committee on Rules will consider House resolutions which pertain to interim committees today and tomorrow; and that authors will be sent for, by the committee, when it is possible to take up their matters.

RECESS

At 12 m., on motion of Mr. Dickey, the Assembly recessed until 2 p.m.

REASSEMBLED

At 2 p.m., the Assembly reconvened.

Hon. Sam L. Collins, Speaker of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

REASON FOR ABSENCE

By order of the Speaker, it is to be noted, at this time, that the members of the Committee on Agriculture are not present in the Assembly Chamber because a meeting of the Committee on Agriculture is being held upstairs.

MEMBER EXCUSED

At 2.03 p.m., Mr. Grunsky asked for, and was granted, unanimous consent that Mr. James be granted leave of absence for the balance of the legislative day, because of illness.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, June 16, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed, as amended:

Assembly Bill No. 394
Assembly Bill No. 1111
Assembly Bill No. 1486
Assembly Bill No. 1561
Assembly Bill No. 2685

And respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bills ordered to unfinished business file.

SENATE CHAMBER, SACRAMENTO, June 16, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day refused passage to:

Assembly Bill No. 2127

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

SENATE CHAMBER, SACRAMENTO, June 16, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted:

Assembly Concurrent Resolution No. 83

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above resolution ordered enrolled.

SENATE CHAMBER, SACRAMENTO, June 16, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed:

Senate Bill No. 1593

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS

The following bill was read the first time:

Senate Bill No. 1593—An act to amend Sections 11003 and 11005 of the Revenue and Taxation Code, relating to motor vehicle license tax.

Referred to Committee on Revenue and Taxation.

RESOLUTIONS

The following resolutions were offered:

By Mrs. Niehouse:

House Resolution No. 248

Relative to Father's Day

WHEREAS, Sunday, June 15th, is observed throughout the United States as Father's Day; and

WHEREAS, It is fitting and proper that in the midst of the busy lives we all lead, we pause and count the blessings that are ours because of the many sacrifices, the love, guidance, the strength and perchance even the weakness of our fathers; and

WHEREAS, So many Members of the Assembly of the State of California know the deep pleasure and the equally deep responsibility of being a father; now, therefore, be it

Resolved by the Assembly of the State of California, That we, the Members of the Assembly of the State of California, in regular session assembled, do hereby dedicate Father's Day of 1947 to the fathers far and wide throughout the world, and respectfully urge the people of the State of California to join with us to honor fathers everywhere.

Request for Unanimous Consent

Mrs. Niehouse asked for, and was granted, unanimous consent to take up House Resolution No. 248, at this time, without reference to committee or file.

Resolution read, and adopted.

By Mr. Dickey:

House Resolution No. 249

Relative to repairs, improvements and alterations in the Assembly Chamber

WHEREAS, Repairs, improvements and alterations in the Assembly Chamber have long been needed and the carrying on of such necessary work has been postponed during the wartime years; and

WHEREAS, It is essential that such work be performed now in order to facilitate the orderly and expeditious conduct of business by this Assembly during the 1948 Budget Session; now, therefore, be it

Resolved by the Assembly of the State of California, As follows:

1 The Department of Finance is authorized and directed to make repairs, improvements and alterations in the Assembly Chamber, or enter into contracts therefor, pursuant to recommendations as to such work by the Assembly Legislative Process Committee, and the Assembly Legislative Process Committee is authorized to consider and determine what repairs, improvements and alterations in the Assembly Chamber are necessary or desirable and to make recommendations with reference thereto.

2 The balance of all of the money appropriated for contingent expenses of the Assembly, and which has not been made available for the expenses of interim committees or for other purposes, is hereby made available for the purpose of making repairs, improvements and alterations in the Assembly Chamber by the Department of Finance pursuant to this resolution to be paid from such contingent funds and disbursed, after certification by the Chairman of the Legislative Process Committee, upon warrants drawn by the State Controller upon the State Treasurer

Request for Unanimous Consent

Mr. Dickey asked for, and was granted, unanimous consent to take up House Resolution No. 249, at this time, without reference to committee or file.

Resolution read.

The roll was called.

Call of the Assembly

Pending the announcement of the vote, Mr. Dickey moved a call of the Assembly

Motion carried. Time, 2 10 p m.

The Speaker directed the Sergeant-at-Arms to close the doors, and to bring in the following absent members:

Allen, Beck, Berry, Boyd, Brady, Butters, Carey, Clarke, George D Collins, Cramer, Crowley, Lester T Davis, M Philip Davis, Clayton A Dills, Ralph C. Dills, Dolwig, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Heisinger, Hinckley, Hinton, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Lyons, Maloney, McCollister, McMillan, Miller, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman Stanley, Stephenson, Stewart, Thomas, Thorp, Thurman, Weber, and Wollenberg—53

PROCEEDINGS UNDER CALL OF THE ASSEMBLY BY UNANIMOUS CONSENT

TEMPORARY SUSPENSION OF ASSEMBLY RULE NO. 85

Mr. Dickey asked for, and was granted, unanimous consent that Assembly Rule No. 85 be temporarily suspended for the purpose of placing a call of the Assembly on any matter on file.

ANNOUNCEMENTS

Speaker Collins announced that a meeting of the Senate Committee on County Government will be held tomorrow morning at 10 a.m., Tuesday, June 17, 1947; and urged all members having bills before this committee to attend the meeting and take them up.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 1384—An act to amend Sections 4 1, 7, 12, 24.4, 28, 34a, 34b, 39, and 40 of, to add Sections 37.5 and 59.7 to, and to repeal Section 48.6 of, the Alcoholic Beverage Control Act, relating to alcoholic beverages control.

Bill read third time.

Motion to Amend

Mr. Thompson moved the adoption of the following amendment:

Amendment No. 1

On page 7, line 33, of the bill, as amended in the Assembly on June 13, 1947, after "Any", insert "retail".

Amendment read, and adopted.

Bill ordered reprinted, and to third reading.

REPORTS OF STANDING COMMITTEES

Committee on Industrial Relations

ASSEMBLY CHAMBER, SACRAMENTO, June 16, 1947

MR. SPEAKER: Your Committee on Industrial Relations, to which was referred: Senate Bill No. 1055

Has had the same under consideration, and reports the same back with amendments with the recommendation. Amend, and do pass, as amended.

LYONS, Chairman

Above reported bill ordered to second reading.

SECOND READING OF SENATE BILLS (BY UNANIMOUS CONSENT)

Senate Bill No. 1055—An act to amend Sections 1182 and 1186 of, and to add Section 1204 to the Labor Code, relating to the employment of women and minors.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Industrial Relations:

Amendment No. 1

On page 2, line 7, of the printed bill, as amended in the Senate on June 9, 1947, strike out "less", and insert "more".

Amendment No. 2

On page 2, line 16, of said bill, strike out "the".

Amendments read, and adopted.

Bill ordered reprinted, and to third reading.

RESOLUTIONS

The following resolutions were offered:

By Messrs. Sam L. Collins, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Mrs. Niehouse, Messrs. O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg:

House Resolution No. 250

Congratulating Assemblyman Don Allen upon his election to the Los Angeles City Council

WHEREAS, On the twenty-seventh day of May, 1947, Don A. Allen was elected Councilman for the City of Los Angeles; and

WHEREAS, Don A. Allen has been an esteemed Member of this Assembly since 1938 and is now in his fifth term of office, representing the Sixty-third Assembly District; and

WHEREAS, During his membership here, Don A. Allen has contributed greatly to this Assembly in its work, and has rendered great public service to the people of the Sixty-third Assembly District and of the State of California through such efforts as his active participation on the Military and Veterans Affairs Committee, as Chairman of the Public Utilities Committee, and the very fine work accomplished by the Assembly Interim Committee on Administrative Regulation under his chairmanship; now, therefore, be it

Resolved by the Assembly of the State of California, That the Members of this Assembly hereby extend to their friend and colleague, Don A. Allen, heartiest congratulations upon his election to the Los Angeles City Council; and be it further

Resolved, That the Chief Clerk of the Assembly transmit a suitably prepared copy of this resolution to Assemblyman Don A. Allen as an expression of esteem and regard and the good wishes of his colleagues in this Assembly for his continued success in his new office.

Request for Unanimous Consent That Names of All Members of the Assembly Be Placed Upon House Resolution No. 250

Mr. Maloney asked for, and was granted, unanimous consent that the names of all Members of the Assembly present be placed upon House Resolution No. 250, as co-authors

Request for Unanimous Consent

Mr. Maloney asked for, and was granted, unanimous consent to take up House Resolution No. 250, at this time, without reference to committee or file.

Resolution read, and adopted unanimously.

By Messrs McMillan, Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Sam L Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, Miller, Mrs. Niehouse, Messrs. O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Sillman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg:

House Resolution No. 251

Congratulating Ernest E Debs upon his election to the City Council of Los Angeles

WHEREAS, Ernest E. Debs was elected to the City Council of Los Angeles on May 27, 1947, and will undertake the duties of his new office on July 1, 1947, and

WHEREAS, Ernest E. Debs has a long record of service with this Assembly, having served as Assistant Sergeant-at-Arms here in the 1939 and 1941 Sessions, and

WHEREAS, Ernest E. Debs was elected to this Assembly in 1942 and is now in his third term of office, representing the Fifty-sixth Assembly District, during which time he has distinguished himself in the work of this Assembly, on the floor and in committee, having tirelessly supported legislation of such state-wide interest as education, child welfare, public health, and aviation, at the same time diligently urging measures in behalf of Los Angeles City College to make it a four-year college, and has made a great contribution to the work of this Assembly and performed a splendid service for the people of the State of California in his chairmanship of the Joint Interim Committee on Aviation; now, therefore, be it

Resolved by the Assembly of the State of California, That Assemblyman Ernest E. Debs is hereby commended upon his good work in this Assembly and upon the splendid public service he has performed for the people of the Fifty-sixth Assembly District and of the State of California, and is warmly congratulated upon his election to the Los Angeles City Council; and be it further

Resolved, That the Chief Clerk of the Assembly transmit a suitably prepared copy of this resolution to Assemblyman Ernest E. Debs as an expression of esteem and good wishes on the part of his friends and colleagues in this Assembly.

Request for Unanimous Consent That Names of All Members of the Assembly Be Placed Upon House Resolution No. 251

Mr. McMillan asked for, and was granted, unanimous consent that the names of all Members of the Assembly present be placed upon House Resolution No. 251, as co-authors.

Request for Unanimous Consent

Mr. McMillan asked for, and was granted, unanimous consent to take up House Resolution No. 251, at this time, without reference to committee or file.

Resolution read, and adopted unanimously.

MESSAGES FROM THE GOVERNOR

STATE OF CALIFORNIA
GOVERNOR'S OFFICE, SACRAMENTO, June 14, 1947

To the Honorable Members of the Assembly
State of California, Sacramento, California

GREETINGS: I am returning herewith, without my signature,

Assembly Bill No. 79, entitled: "An act to add Section 20363 to the Government Code and to add Section 1020 to the Military and Veterans Code, relating to employees of the Veterans' Home of California."

This bill would give to the Director of Veterans Affairs and the Commandant of the Veterans' Home the right to send doctors of the Home to medical schools, either in or out of the State and without limit as to time, for the taking of refresher courses. They would be sent at state expense as though on state business

While it is desirable for doctors in the state service to take refresher courses, and it may be appropriate for the State to make some provision for them, still there should be some time limit thereon and doctors of which there are several hundred in other state institutions should have the same rights.

Sincerely,

EARL WARREN, Governor

Assembly Bill No. 79 ordered to unfinished business file.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 542—An act to amend Section 4004.5 of the Political Code and Section 23010 of the Government Code, relating to loans by counties.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Brown, Burke, Burns, Caldecott, Carey, Collier, Conrad, Cooke, Cramer, Crichton, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Hollibaugh, Huyck, Kilpatrick, Knight, Luckel, Lyons, Maloney, McMillan, Niehouse, Rosenthal, Sheridan, Sherwin, Stanley, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—48.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 548—An act to amend Section 19533 and to repeal Sections 19535 and 19536 of the Business and Professions Code, relating to licenses to conduct horse race meetings.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Brown, Burke, Burns, Caldecott, Carey, Collier, Conrad, Cooke, Cramer, Crichton, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Hollibaugh, Huyck, Kilpatrick, Knight, Luckel, Lyons, Maloney, McMillan, Niehouse, Rosenthal, Sheridan, Sherwin, Stanley, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—48.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 550—An act to amend Section 19510 of the Business and Professions Code, relating to licensing persons engaged or connected with the racing of horses.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Caldecott, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Debs, Clayton A. Dills, Ralph C. Dills, Elliott, Fletcher, Gaffney, Grant, Grunsky, Hahn, Hawkins, Huyck, Kilpatrick, Knight, Luckel, Lyons, Maloney, McMillan, Niehouse, Stanley, Thomas, Thompson, Thorp, Thurman, Waters, and Mr. Speaker—41.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 229—An act to add Section 981.25 to the Military and Veterans Code, relating to veterans education.

Bill read third time.

Motion to Amend

Mr. Ralph C. Dills moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in the Senate on April 11, 1947, strike out "Section 981.25", and insert "Sections 899 and 981.15".

Amendment No. 2

On page 1, line 1, of said bill, strike out "981.25", and insert "899".

Amendment No. 3

On page 1 of said bill, strike out lines 3 to 18, inclusive, and insert

"899. No veteran, as defined in Section 870 or Section 980 of this code, shall receive educational benefits as provided by this code unless he has served at least 90 days on active duty with the armed forces of the United States. This provision shall not apply to a veteran who was discharged due to a service connected disability within said 90 day period.

SEC. 2. Section 981.15 is added to the Military and Veterans Code, to read:

981.15. "Suitable institutions of learning," as used in this article, includes postgraduate schools of colleges, universities or other institutes of learning."

Amendments read, and adopted.

Bill ordered reprinted, and to third reading.

Senate Bill No. 73—An act to add Section 204h to the Code of Civil Procedure, relating to the secretary of the judges of the superior court, assistant secretaries and clerks.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Caldecott, Carey, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Debs, Clayton A. Dills, Elliott, Erwin, Evans, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn,

Hawkins, Heisinger, Hollibaugh, Huyck, Kilpatrick, Knight, Luckel, Lyons, Maloney, McMillan, Niehouse, O'Day, Rosenthal, Sheridan, Sherwin, Stanley, Thomas, Thompson, Thurman, and Waters—47.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 901—An act to add new sections to the Insurance Code to be numbered 700.01 and 700.02, relating to the classes of insurance business incorporated insurers may be admitted to transact.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Caldecott, Carey, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hawkins, Heisinger, Hollibaugh, Huyck, Kilpatrick, Knight, Luckel, Lyons, Maloney, McMillan, Niehouse, O'Day, Rosenthal, Sheridan, Sherwin, Stanley, Thomas, Thorp, Thurman, Waters, Weber, and Mr. Speaker—54.

NOES—None.

Bill ordered transmitted to the Senate.

UNFINISHED BUSINESS (RESUMED)

CONSIDERATION OF SENATE AMENDMENTS

Assembly Bill No. 789—An act to add Section 252.1 to the Fish and Game Code, relating to refuges.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 789?

Amendment No. 1

On page 1 of the printed bill, as amended in the Assembly on April 25, 1947, strike out lines 17 to 23, inclusive; and on page 2, strike out lines 1 to 15, inclusive, and insert "The Fish and Game Commission is authorized to exclude from or to include within the boundaries of the refuge described in this act, any land which in its judgment should be excluded therefrom or included therein, provided that the refuge shall not consist of more than 5,000 acres."

Amendment No. 2

On page 1, line 3, of the printed bill, as amended in the Senate on May 29, 1947, strike out "The following shall constitute", and insert "Whenever in the opinion of the Fish and Game Commission funds are available, and after investigation by the commission the land described in this section is found suitable for a game refuge and public shooting ground, and may be purchased by private negotiations or by condemnation proceedings, the commission is authorized to purchase or condemn said land for".

Amendment No. 3

On page 1, line 4, of said bill, strike out "and shall", and insert "to".

Amendment No. 4

On page 1, line 5, of said bill, after "Refuge", insert a period, and "The land which the commission may acquire for said purpose is described as follows:".

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 789 by the following vote:

AYES—Anderson, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Caldecott, Carey, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hawkins, Heisinger, Hollibaugh, Huyck, Kilpatrick, Knight, Lowrey, Luckel, Lyons, Maloney, McMillan, Niehouse, O'Day, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—51.

NOES—None.

Assembly Bill No. 789 ordered enrolled.

Speaker Pro Tempore Presiding

At 3.03 p.m., Hon. Thomas A. Maloney, Speaker pro Tempore of the Assembly, presiding.

THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 906—An act to add Section 7032 to Article 2, Chapter 9, Division 3 of the Business and Professions Code, relating to the power of cities to regulate contractors.

Bill read third time.

Speaker Presiding

At 3.15 p.m., Hon. Sam L. Collins, Speaker of the Assembly, presiding.

Demand for Previous Question

Messrs. Caldecott, Luckel, Evans, Hinckley, and Hinton demanded the previous question.

Demand for previous question sustained.

The question being on the passage of Senate Bill No. 906.

The roll was called.

Call of the Assembly

Pending the announcement of the vote, Mr. Dickey moved a call of the Assembly.

The roll was called, and the motion carried by the following vote:

AYES—Beck, Berry, Blosser, Brady, Brown, Burke, Burns, Caldecott, Carey, Conrad, Crichton, Crowley, Debs, Dickey, Clayton A. Dills, Dolwig, Erwin, Fletcher, Gaffney, Grunsky, Hawkins, Hinton, Hollibaugh, Huyck, Johnson, Kirkwood, Knight, Lowrey, Maloney, McCollister, McMillan, Niehouse, Robertson, Stephenson, Stewart, Thomas, Thorp, Thurman, and Wollenberg—39.

NOES—Collier, Cramer, Elliott, Evans, Geddes, Kilpatrick, Luckel, Sillman, and Stanley—9.

Time, 3.40 p.m.

The Speaker directed the Sergeant-at-Arms to close the doors, and to bring in the following absent members:

Allen, Boyd, Cooke, Lester T. Davis, Ralph C. Dills, Doyle, Dunn, Hahn, James, Lowrey, Lyons, Sheridan, Sherwin, Thompson, and Weber—15.

PROCEEDINGS UNDER CALL OF THE ASSEMBLY
BY UNANIMOUS CONSENT

TEMPORARY SUSPENSION OF ASSEMBLY RULE NO. 85

Mr. Wollenberg asked for, and was granted, unanimous consent that Assembly Rule No. 85 be temporarily suspended for the purpose of placing a call of the Assembly on any matter on file.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 723—An act to provide for a recreational program and for the acquisition and construction of lands and facilities for the propagation and conservation of wild life, creating a board to acquire the necessary property to carry out such program, and to provide for the

maintenance and operation of the property and facilities so acquired, and restricting the expenditure of money appropriated by Item 245 of the Budget Act of 1947.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Dolwig, Elliott, Erwin, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hawkins, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Knight, Lowrey, Luckel, Maloney, McCollister, McMillan, Niehouse, Price, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, and Mr. Speaker—55

NOES—None.

Notice of Motion to Reconsider Senate Bill No. 723

Messrs. Lowrey and Debs gave notice that on the next legislative day they would move to reconsider the vote whereby Senate Bill No. 723 was this day passed.

REQUEST FOR UNANIMOUS CONSENT THAT COMMITTEE ON REVENUE AND TAXATION BE PERMITTED TO HOLD MEETING

Mr. Hollibaugh asked for, and was granted, unanimous consent that the Committee on Revenue and Taxation be permitted to hold a meeting tomorrow, Tuesday, June 17, 1947.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 1542—An act to amend Section 4460 of the Labor Code, relating to permanent and temporary disability under the Workmen's Compensation Act.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Debs, Elliott, Evans, Fletcher, Gaffney, Geddes, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Luckel, Lyons, Maloney, McMillan, Millet, Niehouse, O'Day, Price, Robertson, Rosenthal, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Waters, Weber, and Mr. Speaker—57.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 1116—An act conveying certain tidelands, lands lying under inland navigable waters, swamp and overflow lands, situated in the Old Salinas River Channel, to the Moss Landing Harbor District, in furtherance of navigation and commerce and the fisheries, and providing for the government, management and control thereof, reserving rights to the State.

Bill read third time.

Motion to Amend

Mr. Brady moved the adoption of the following amendment:

Amendment No. 1

On page 2 of the printed bill, as amended in the Senate on May 28, 1947, between lines 47 and 48, insert

"(g) That within 10 years from the effective date of this act said lands shall be substantially improved by said district without expense to the State, and if the

State Lands Commission determines that the district has failed to improve said lands as herein required, all right, title, and interest of said district in and to all lands granted by this act shall cease and said lands shall revert and vest in the State."

Amendment read, and adopted.

Bill ordered reprinted, and to third reading.

Senate Bill No. 1263—An act to add Sections 9502.1, 9505.1, 9540.1, 9540.2, 9540.3, 9540.4, 9544, and 9545 to the Business and Professions Code, and to amend Sections 9511, 9518, 9530, 9540, 9541, 9550, 9553, 9554, 9563, 9564, 9566, 9575, 9576, 9577, 9580, 9581, 9590, 9594, and 9595 of said code, relating to the regulation and practice of dry cleaning.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Caldecott, Carey, Clarke, Collier, George D. Collins, Cooke, Cramer, Crichton, Dickey, Clayton A. Dills, Dolwig, Dunn, Evans, Fletcher, Gaffney, Gannon, Geddes, Hahn, Heisinger, Hinckley, Hinton, Huyck, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Maloney, McCollister, Miller, Niehouse, O'Day, Robertson, Rosenthal, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Waters, Wollenberg, and Mr. Speaker—50.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 441—An act to amend Section 2472 of the Civil Code and Section 19000 of the Corporations Code, relating to service of process on foreign partnerships, and specifying the duties of the Secretary of State in connection therewith.

Bill read third time.

Motion to Amend

Mr. Gannon moved the adoption of the following amendments:

Amendment No. 1

On page 1 of the printed bill, as amended in the Assembly on June 6, 1947, strike out lines 14 to 16, inclusive, and insert "tary of State, together with a statement of the last-known address of the copartnership, if known, or if no address of the copartnership is known, a statement that the address of the copartnership is unknown. If the address of the copartnership is known, the Secretary of State".

Amendment No. 2

On page 1, line 19, of said bill, after the period, insert "Service on the person designated or service on the Secretary of State pursuant to this section is a valid service on the copartnership. Where the address of the copartnership is in fact unknown to the person seeking to serve the process, service on the copartnership is complete when the process is served upon the Secretary of State."

Amendments read, and adopted.

Bill ordered reprinted, and to third reading.

REPORTS OF STANDING COMMITTEES

Committee on Agriculture

ASSEMBLY CHAMBER, SACRAMENTO, June 16, 1947

MR SPEAKER: Your Committee on Agriculture, to which were referred:

Senate Bill No. 1215
Senate Bill No. 1216

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be re-referred to Committee on Ways and Means.

CLARKE, Chairman

Above reported bills re-referred to Committee on Ways and Means.

ASSEMBLY CHAMBER, SACRAMENTO, June 16, 1947

MR SPEAKER: Your Committee on Agriculture, to which was referred:

Senate Bill No. 330

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

CLARKE, Chairman

Above reported bill ordered to second reading.

SECOND READING OF SENATE BILLS (BY UNANIMOUS CONSENT)

Senate Bill No. 330—An act to add Section 23197.1 to the Water Code, relating to cooperation and contracts between irrigation districts and the United States, the provisions that may be included in such contracts, and the distribution and apportionment of water.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Agriculture:

Amendment No. 1

On page 1 of the printed bill, after line 7, insert

"This section applies to any district the petition to form which was presented to the board of supervisors prior to July 1, 1946, and not to any district the petition to form which was presented subsequent thereto"

Amendment No. 2

On page 1 of the printed bill, after line 7, insert

"This section shall not apply to any contract made by a county water district pursuant to Section 23916."

Amendments read, and adopted.

Bill ordered reprinted, and to third reading.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 451—An act to amend Section 616 of, and to add Section 630 to, the Code of Civil Procedure, relating to verdicts, judgments, and retrials.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Beck, Berry, Brady, Brown, Burke, Caldecott, Carey, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Debs, Clayton A. Dills, Dolwig, Doyle, Dunn, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grunsky, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, Kirkwood, Knight, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Robertson, Stanley, Stephenson, Stewart, Thomas, Thompson, Waters, and Mr Speaker—49

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 1035—An act to amend Section 755 of the Political Code, relating to the salary of the Clerk of the Supreme Court and ex officio Secretary of the Judicial Council.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Beck, Berry, Brady, Brown, Burke, Caldecott, Carey, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Debs, Clayton A. Dills, Dolwig, Doyle, Dunn, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grunsky, Heisinger, Hinck-

ley, Hinton, Hollibaugh, Huyck, Kirkwood, Knight, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Robertson, Stanley, Stephenson, Stewart, Thomas, Thompson, Waters, and Mr Speaker—49.
NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 1261—An act to amend Sections 22, 101, 111, and 201 of the Business and Professions Code, relating to the Department of Professional and Vocational Standards.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Beck, Bennett, Berry, Brady, Brown, Burke, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Debs, Dickey, Clayton A. Dills, Dolwig, Doyle, Evans, Field, Fletcher, Gaffney, Geddes, Grunsky, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Robertson, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Waters, and Mr. Speaker—51.
NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 1173—An act to add Section 6359.5a to the Revenue and Taxation Code, relating to the sales and use taxes and exemptions therefrom, to take effect immediately.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Caldecott, Carey, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Field, Gaffney, Geddes, Grunsky, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Loomis, Luckel, Lyons, Maloney, McMillan, Niehouse, Stanley, Stephenson, Thomas, Thompson, Thorp, Waters, and Mr. Speaker—46.
NOES—None.

Bill ordered transmitted to the Senate.

UNFINISHED BUSINESS (RESUMED)

CONSIDERATION OF SENATE AMENDMENTS

Assembly Bill No. 1116—An act amending Sections 1, 3, 3a, and 5 of an act entitled "An act to authorize and control the deposit in banks of money belonging to or in the custody of any county, city and county, city, town, municipality or other public or municipal corporation within this State, and to repeal all acts or parts of acts in conflict with this act," approved April 28, 1933, relating to deposit of public moneys, to declare the urgency thereof, and to provide that this act shall take effect immediately.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Allen, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Caldecott, Carey, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Evans, Field, Fletcher, Gaffney, Geddes, Grunsky, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Robertson, Rosenthal, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, and Mr Speaker—54.
NOES—None.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 1116?

Amendment No. 1

In line 7 of the title of the printed bill, as amended in the Assembly on May 2, 1947, strike out the period, and insert a comma and "to declare the urgency thereof, and to provide that this act shall take effect immediately."

Amendment No. 2

On page 3 of said bill, after line 47, insert

"SEC. 6. This act is hereby declared to be an urgency measure necessary for the immediate preservation of the public peace, health and safety, within the meaning of Section 1 of Article IV of the Constitution, and shall, therefore, go into immediate effect. The facts constituting such necessity are as follows:

Unless this act becomes effective immediately, grave doubt may exist as to the validity of many millions of dollars of public funds which may be on deposit in banks on September 1, 1947, due to inability to effect deposits in compliance with the terms of the present law and unless this act is in effect on that date, treasurers of cities, counties, school districts, and other political subdivisions of this State may be compelled to withdraw from banks large sums of public money then on deposit at interest, and either hold the same in currency in their offices or deposit the same without interest It is necessary that the withdrawal of such an amount of currency from circulation at one time, and the loss of interest thereon, be prevented, and that the radical and objectionable changes in the handling of public financial transactions that would immediately ensue as an inevitable consequence of such withdrawal and holding of currency be obviated, and that the means of deriving revenue from the deposit of such public funds be impeded as little as possible."

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 1116 by the following vote:

AYES—Allen, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Caldecott, Carey, Collier, George D Collins, Conrad, Cooke, Cramer, Crichton, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Evans, Field, Fletcher, Gaffney, Geddes, Grunsky, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Robertson, Rosenthal, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, and Mr. Speaker—54.

NOES—None.

Assembly Bill No. 1116 ordered enrolled.

THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 646—An act to amend Section 69a of the Civil Code and Sections 10526, 10530, 10531, 10532, 10533, 10534, and 10551 of, and to repeal Section 10527 of, the Health and Safety Code, relating to vital statistics.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Beck, Berry, Blosser, Brown, Burke, Caldecott, Carey, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Debs, Dickey, Clayton A. Dills, Dolwig, Doyle, Evans, Field, Fletcher, Gaffney, Geddes, Grunsky, Heisinger, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Robertson, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Waters, and Mr. Speaker—48.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 322—An act to amend Section 301 of the Agricultural Code, relating to meat inspection.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Beck, Berry, Blosser, Brown, Burke, Caldecott, George D. Collins, Conrad, Cooke, Cramer, Crichton, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Evans, Fletcher, Gaffney, Geddes, Grunsky, Heisinger, Hinton, Hollibaugh,

Huyck, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Luckel, Maloney, McCollister, Miller, Robertson, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Waters, and Mr. Speaker—44.

NOES—Collier, Debs, Field, and Hinckley—4.

Bill ordered transmitted to the Senate.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, June 16, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 2081—An act to amend Section 24626 of the Education Code, relating to the use of county funds for the support and maintenance of extension work in agriculture and home economics;

Assembly Bill No. 2388—An act to amend Section 21166 of the Water Code, relating to compensation of directors of irrigation districts;

And reports that the same have been correctly enrolled, and presented to the Governor on the sixteenth day of June, 1947, at 3 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 16, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1599—An act to add Section 132.1 to the Vehicle Code, relating to the registration of vehicles;

Assembly Bill No. 1779—An act to amend Sections 926 and 928 of, and to add Sections 914.5, 914.6, 971, and 972 to, the Health and Safety Code, relating to local health districts, providing for membership and terms of boards of trustees thereof, and retirement benefits of employees;

Assembly Bill No. 1903—An act to add Section 19313 to the Education Code, relating to the establishment and maintenance of an accumulative cafeteria equipment replacement reserve by school districts;

And reports that the same have been correctly enrolled, and presented to the Governor on the sixteenth day of June, 1947, at 3 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 16, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1567—An act to add Section 555 to the Welfare and Institutions Code, relating to juveniles;

Assembly Bill No. 1569—An act amending the title and Section 1 of Chapter 744, Statutes of 1943, entitled, "An act authorizing any city, county, or city and county to acquire property and to construct, operate and maintain parking facilities in connection with any stadium or coliseum maintained by such city, county, or city and county, and to make such parking facilities available to the use of the public and to make a charge therefor," approved May 25, 1943, relating to the acquiring of parking facilities in connection with any stadium or coliseum by a city, county, city and county or district agricultural association;

Assembly Bill No. 1598—An act to amend Section 156.5 of the Vehicle Code, relating to the registration of vehicles;

And reports that the same have been correctly enrolled, and presented to the Governor on the sixteenth day of June, 1947, at 3 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 16, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1422—An act to amend Sections 5355 and 5355.1 of the Welfare and Institutions Code, relating to the commitment, parole and discharge of narcotic addicts;

Assembly Bill No. 1425—An act to add Sections 3047.3 and 3447.3 to the Welfare and Institutions Code, relating to property qualifications for aid to the blind;

Assembly Bill No. 1428—An act to add Section 3447.1 to the Welfare and Institutions Code, relating to aid to the partially self-supporting blind;

And reports that the same have been correctly enrolled, and presented to the Governor on the sixteenth day of June, 1947, at 3 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 16, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1100—An act to add Section 1554 to the Education Code, relating to school district records;

Assembly Bill No. 1101—An act to amend Section 6306 of the Education Code, relating to school district budgets, declaring the urgency thereof, to take effect immediately;

Assembly Bill No. 1374—An act to amend Section 23286 of the Water Code, relating to cooperation between the United States and districts;

And reports that the same have been correctly enrolled, and presented to the Governor on the sixteenth day of June, 1947, at 3 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 16, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 375—An act to amend Section 4651 of the Labor Code, relating to the payment of workmen's compensation,

Assembly Bill No. 387—An act to amend Section 1 of, and to add Section 1a to, "An act to provide for the creation of a board of parole commissioners for each county in this State, for the paroling of prisoners confined in county jails, and authorizing and empowering such boards to make rules and regulations in relation thereto," approved March 25, 1909, relating to county boards of parole commissioners;

Assembly Bill No. 799—An act to amend Section 105a of the Code of Civil Procedure, relating to traveling expenses of a substitute justice or city judge;

And reports that the same have been correctly enrolled, and presented to the Governor on the sixteenth day of June, 1947, at 3 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 16, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 122—An act to amend Section 105 of the Code of Civil Procedure, relating to compensation of a justice of peace sitting in place of another justice at the latter's request;

Assembly Bill No. 131—An act to add Section 18611.1 to the Education Code, relating to payment of commission to brokers on sale of real property;

Assembly Bill No. 303—An act to amend Section 5006, and to add Section 5006.1 to, the Public Resources Code, relating to the powers and duties of the State Park Commission;

And reports that the same have been correctly enrolled, and presented to the Governor on the sixteenth day of June, 1947, at 3 p.m.

WEBER, Chairman

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 1250—An act to add Section 401.5 to the Revenue and Taxation Code, relating to issuance of appraisal data by board to assessors.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Bennett, Berry, Blosser, Brady, Brown, Burke, Caldecott, Carey, Collier, George D Collins, Conrad, Cooke, Cramer, Crichton, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Elliott, Evans, Fletcher, Gaffney, Geddes, Grunsky, Heisinger, Hinton, Hollibaugh, Huyck, Johnson, Kirkwood, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Waters, and Mr. Speaker—48.

NOES—None.

Bill ordered transmitted to the Senate.

REPORTS OF STANDING COMMITTEES

Committee on Agriculture

ASSEMBLY CHAMBER, SACRAMENTO, June 16, 1947

MR. SPEAKER: Your Committee on Agriculture, to which were referred:

Senate Bill No. 336
Senate Bill No. 1217

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

CLARKE, Chairman

Above reported bills ordered to second reading.

SECOND READING OF SENATE BILLS (BY UNANIMOUS CONSENT)

Senate Bill No. 336—An act to amend Sections 23197 and 23200 of the Water Code, relating to cooperation and contracts between irrigation districts and the United States, the provisions that may be included in such contracts, and to the distribution and apportionment of water the right to the use of which is acquired under such contracts.

Bill read second time, and ordered to third reading.

Senate Bill No. 1217—An act to amend Section 73 of the Agricultural Code, relating to the California State Fair.

Bill read second time, and ordered to third reading.

REPORTS OF STANDING COMMITTEES

Committee on Military Affairs

ASSEMBLY CHAMBER, SACRAMENTO, June 16, 1947

MR SPEAKER: Your Committee on Military Affairs, to which was referred:

Senate Bill No. 988

Has had the same under consideration, and reports the same back with the recommendation: Do pass

McCOLLISTER, Chairman

Above reported bill ordered to second reading.

SECOND READING OF SENATE BILLS (BY UNANIMOUS CONSENT)

Senate Bill No. 988—An act amending Section 395 of the Military and Veterans Code, relating to the pay and allowances of National Guard officers and enlisted men while on active duty in the service of the State and attending drills, camps or special exercises sponsored by federal authority or while serving in cases of an emergency; the right to be

reinstated to employment following return from full-time active duty after an emergency and the procedure therefor, declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

FURTHER PROCEEDINGS UNDER CALL OF THE ASSEMBLY DISPENSED WITH ON HOUSE RESOLUTION NO. 249

At 4.18 p.m., on motion of Mr. Dickey, further proceedings under the call of the Assembly were dispensed with.

The names of the absentees were called, and House Resolution No. 249 refused adoption by the following vote:

AYES—Anderson, Bennett, Blosser, Brown, Burke, Burns, Caldecott, Collier, Conrad, Cooke, Crichton, Debs, Dickey, Doyle, Elliott, Geddes, Grant, Grunsky, Hahn, Hawkins, Hollibaugh, Huyck, Luckel, Niehouse, Thompson, Waters, and Mr. Speaker—27.

NOES—None

Motion to Expunge Record, and Rescind Action on House Resolution No. 249

Mr. Dickey moved that the record be expunged, and the action rescinded on the vote whereby House Resolution No. 249 was, this day, refused adoption.

Mr. Field seconded the motion.

Motion carried.

House Resolution No. 249 ordered on file for adoption.

RESOLUTIONS

The following resolution was offered:

By Mr. Burns:

House Resolution No. 252

Relative to the creation of the Assembly Interim Committee on Transportation and Commerce

WHEREAS, Transportation and commerce in the present postwar period is continually creating and intensifying many conditions which may require legislation; and

WHEREAS, A study of the development of those problems will enable the Legislature to deal with them more adequately and promptly; now, therefore, be it

Resolved by the Assembly of the State of California, As follows:

1 The Assembly Interim Committee on Transportation and Commerce is hereby created and authorized and directed to ascertain, study and analyze all facts relating to the transportation of persons and goods and the problems of commerce, including but not limited to the adequacy of our harbors and highways, and devices and equipment associated therewith, the hazards of traffic, the administration of all state and local agencies in any way pertaining thereto, and the administration of compensation, disability and retirement benefits as they affect the California Highway Patrol, including but not limited to the operation, effect, administration, enforcement and needed revision of any and all laws in any way bearing upon or relating to the subject of this resolution, and to report thereon to the Assembly, including in the reports its recommendations for appropriate legislation.

2. The committee shall consist of five Members of the Assembly appointed by the Speaker thereof. The chairman shall be appointed by the Speaker. Vacancies occurring or existing in the membership of the committee shall be filled by the appointing power.

3. The committee is authorized to act during this session of the Legislature, including any recess, and after final adjournment until the commencement of the 1949 Regular Session, with authority to file its final report not later than the fifteenth legislative day of that session.

4. The committee and its members shall have and exercise all of the rights, duties and powers conferred upon investigating committees and their members by the provisions of the Joint Rules of the Senate and Assembly and of the Standing Rules of the Assembly as they are adopted and amended from time to time, which provisions are incorporated herein and made applicable to this committee and its members.

5 The committee has the following additional powers and duties:

(a) To select a vice chairman from its membership.

(b) To contract with such other agencies, public or private, as it deems necessary for the rendition and affording of such services, facilities, studies and reports to the committee as will best assist it to carry out the purposes for which it is created.

(c) To cooperate with and secure the cooperation of county, city, city and county, and other local law enforcement agencies in investigating any matter within the scope of this resolution and to direct the sheriff of any county to serve subpenas, orders and other process issued by the committee.

(d) To report its findings and recommendations to the Legislature and to the people from time to time and at any time, not later than herein provided.

(e) To do any and all other things necessary or convenient to enable it fully and adequately to exercise its powers, perform its duties, and accomplish the objects and purposes of this resolution.

6. The sum of five thousand dollars ($5,000) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Assembly for the expenses of the committee and its members and for any charges, expenses or claims it may incur under this resolution, to be paid from the said contingent fund and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read, and referred to Committee on Rules.

REPORTS OF STANDING COMMITTEES

Committee on Civil Service and State Personnel

ASSEMBLY CHAMBER, SACRAMENTO, June 16, 1947

MR. SPEAKER: Your Committee on Civil Service and State Personnel, to which was referred:

Senate Bill No. 264

Has had the same under consideration, and reports the same back with the recommendation: Do pass

GANNON, Chairman

Above reported bill ordered to second reading.

SECOND READING OF SENATE BILLS (BY UNANIMOUS CONSENT)

Senate Bill No. 264—An act to amend Sections 20013, 20014, 20600, 20604, 20750, 20950, 21020 5, 21208, 21257.1, 21292, 21295, and 21363 of, and to add Sections 20017.6, 20602 7, 20602 8, 20603.2, 20803.6, 21252.3, and 21256 2 to, the Government Code, relating to the State Employees Retirement System, in respect to the fire suppression personnel of the Division of Forestry, Department of Natural Resources.

Bill read second time, and ordered to third reading.

FURTHER PROCEEDINGS UNDER CALL OF THE ASSEMBLY DISPENSED WITH ON SENATE BILL NO. 906

At 4 20 p m., on motion of Mr. Dickey, further proceedings under the call of the Assembly were dispensed with.

The names of the absentees were called, and Senate Bill No. 906 refused passage by the following vote:

AYES—Berry, Brady, Burke, Burns, Clarke, George D. Collins, Crichton, Crowley, Dickey, Clayton A. Dills, Dolwig, Fletcher, Gaffney, Hawkins, Hollibaugh, Knight, McMillan, Niehouse, O'Day, Robertson, Stephenson, Stewart, and Thurman—23.

NOES—Anderson, Beck, Bennett, Blosser, Brown, Butters, Caldecott, Carey, Collier, Conrad, Cramer, M. Philip Davis, Debs, Elliott, Erwin, Evans, Field, Gannon, Geddes, Grant, Grunsky, Heisinger, Hinckley, Hinton, Huyck, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McCollister, Miller, Price, Rosenthal, Silliman, Stanley, Thomas, Thorp, Waters, Wollenberg, and Mr Speaker—43.

Notice of Motion to Reconsider Senate Bill No. 906

Mr. Dickey gave notice that on the next legislative day he would move to reconsider the vote whereby Senate Bill No. 906 was this day refused passage.

REPORTS OF STANDING COMMITTEES

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, June 16, 1947

MR. SPEAKER: Your Committee on Rules, to which was referred:

Senate Concurrent Resolution No. 55

Has had the same under consideration, and reports the same back with the recommendation: Be adopted

DICKEY, Chairman

Above reported resolution ordered on file for adoption.

THIRD READING OF SENATE BILLS (BY UNANIMOUS CONSENT)

Senate Concurrent Resolution No. 55—Relative to wishing Orville M. Shelton a speedy recovery from his illness.

Resolution read, and adopted.

Resolution ordered transmitted to the Senate.

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS (RESUMED)
CONSIDERATION OF SENATE AMENDMENTS

Assembly Bill No. 443—An act to amend Section 26201 of the Government Code, relating to the destruction of certain records.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 443?

Amendment No. 1

In lines 1 and 2 of the title of the printed bill, as amended in the Assembly on April 30, 1947, strike out "4041 39 of the Political Code and Sections 26201 and 26202", and insert "26201".

Amendment No. 2

On page 1 of the printed bill, as amended, strike out lines 1 to 10, inclusive; and in line 11, strike out "SEC. 2", and insert

"SECTION 1."

Amendment No. 3

On page 1, line 15, of the printed bill, as amended, after "original", insert "or a permanent photographic reproduction".

Amendment No. 4

On page 1 of the printed bill, as amended, strike out lines 17 to 22, inclusive; and on page 2, strike out lines 1 to 5, inclusive.

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 443 by the following vote:

AYES—Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Caldecott, Carey, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Elliott, Evans, Field, Fletcher, Gaffney, Geddes, Grunsky, Heisinger, Hinckley, Hollibaugh, Huyck, Johnson, Kirkwood, Knight, Loomis, Luckel, Lyons, McMillan, Miller, Niehouse, O'Day, Robertson, Stanley, Stephenson, Thomas, Thompson, Thorp, Waters, and Mr. Speaker—49.

NOES—None.

Assembly Bill No. 443 ordered enrolled.

THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 375—An act to amend Sections 5002, 5050, and 5051 of the Public Resources Code, relating to the State Park System and Sutter's Fort property.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Caldecott, Carey, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Elliott, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, Johnson, Kirkwood, Knight, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Robertson, Stanley, Stephenson, Thomas, Thompson, Waters, and Mr. Speaker—53

NOES—None.

Bill ordered transmitted to the Senate.

UNFINISHED BUSINESS (RESUMED)
CONSIDERATION OF SENATE AMENDMENTS

Assembly Bill No. 932—An act to amend Section 4041.18 of the Political Code, and Sections 25450 and 25457 of the Government Code, relating to powers of boards of supervisors.

The question being: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 932?

Amendment No. 1

On page 3, line 28, of the printed bill, strike out "wharf, chute or other shipping facility", and insert "of the works mentioned in Section 25450".

The roll was called, and the Assembly concurred in Senate amendment to Assembly Bill No. 932 by the following vote:

AYES—Beck, Berry, Blosser, Brown, Burke, Caldecott, Carey, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Elliott, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, Johnson, Kirkwood, Knight, Loomis, Luckel, Maloney, McCollister, Miller, Niehouse, O'Day, Robertson, Stanley, Thomas, Thompson, Thorp, Waters, Weber, and Mr. Speaker—49.

NOES—None.

Assembly Bill No. 932 ordered enrolled.

Assembly Bill No. 1486—An act to amend Section 4232 of the Political Code and Section 28103 of the Government Code, relating to compensation for public service in counties of the third class.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 1486?

Amendment No. 1

In line 1 of the title of the printed bill, after "Code", insert "and Section 28103 of the Government Code".

Amendment No. 2

On page 1 of said bill, strike out lines 3 to 25, inclusive; and strike out all of pages 2 to 12, inclusive, and insert

"4232. In counties of the third class each supervisor shall receive as full compensation for the services required of him by law or by virtue of his office, the salary *of seven thousand eight hundred dollars ($7,800) per annum, and in lieu of traveling* expenses, such supervisors charged as road commissioners may be furnished with automobiles by the county; provided, that nothing herein contained shall be construed to prevent the use of county automobiles while engaged in the performance of their official duties, by supervisors not so charged as road commissioners.

All other officers shall receive as compensation for the services required of them by law or by virtue of their offices the salaries and fees fixed pursuant to the charter of the county.

The compensation provided by this section shall be paid to incumbent officers.

SEC. 2 Section 28103 of the Government Code is amended to read:

28103. In a county of the third class each supervisor shall receive as compensation for the services required of him by law or by virtue of his office seven thousand eight hundred dollars ($7,800) a year.

In lieu of traveling expenses, such supervisors charged as road commissioners may be furnished with automobiles by the county. Nothing herein contained shall be construed to prevent the use of county automobiles while engaged in the performance of their official duties by supervisors not so charged as road commissioners.

All other officers shall receive as compensation for the services required of them by law or by virtue of their offices the salaries and fees fixed pursuant to the charter of the county.

The compensation provided by this section shall apply to incumbent officers.

SEC. 3. Section 2 of this act becomes operative only if Title 3 of the Government Code is enacted by the Legislature at its 1947 Regular Session, and in such case at the same time as said Title 3 takes effect; at which time Section 4232 of the Political Code is hereby repealed."

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 1486 by the following vote:

AYES—Berry, Blosser, Brady, Brown, Burke, Caldecott, Carey, Collier, Conrad, Cooke, Cramer, Crichton, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Elliott, Evans, Field, Fletcher, Geddes, Grant, Grunsky, Heisinger, Hinckley, Hinton, Hollibaugh, Johnson, Kirkwood, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Robertson, Stanley, Stephenson, Stewart, Thomas, Thompson, Waters, Weber, and Mr. Speaker—49.

NOES—None.

Notice of Motion to Reconsider *Concurrence in Senate Amendments* to Assembly Bill No. 1486

Mr. Dickey gave notice that on the next legislative day he would move to reconsider the vote whereby the Assembly on this day concurred in Senate amendments to Assembly Bill No. 1486.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 1259—An act to amend Sections 1403, 1415, and 1417, to repeal Section 1413 and to amend and renumber Section 1413.5, of the Health and Safety Code, to add Sections 432.6, 1419, 1420, and 1421 to the Health and Safety Code, and to amend Sections 211, 215, and 218, and to amend and renumber Section 117, of the Welfare and

Institutions Code, relating to state licensing and supervision of public and private hospitals, institutions, and welfare functions, transferring jurisdiction over public hospitals from the Department of Social Welfare to the Department of Public Health, subjecting public hospitals to supervision and licensing by the Department of Public Health, and providing for reports by county boards of public welfare to the state departments having jurisdiction over the respective institutions and functions.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Caldecott, Carey, Conrad, Cooke, Cramer, Crichton, Crowley, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Field, Fletcher, Geddes, Grant, Grunsky, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, Johnson, Kirkwood, Knight, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Waters, and Mr Speaker—52.

NOES—None

Bill ordered transmitted to the Senate.

ANNOUNCEMENT OF COMMITTEE MEETINGS

It was announced that the following committees would hold meetings today:

At 8 p.m., tonight:

Municipal and County Government.

Finance and Insurance.

It was announced that no meeting will be held today of the Committee on Military Affairs.

BUREAU OF PUBLIC ADMINISTRATION
University of California
Berkeley

SAMUEL C. MAY, DIRECTOR

OLD-AGE ASSISTANCE

BY BERNICE S. MEYER

May 29, 1947

Great interest has developed during the past few years in old age and other forms of public assistance. This concern has been stimulated by various factors, among them: (a) the stringent residence and financial requirements of many states, (b) the time an old-age pensioner can spend outside a state and still receive assistance.

Comparisons of state programs should be based on proper consideration of the factors that determine eligibility and need, the number of recipients, and the amounts of their grants. While a comparison of state programs constitutes the primary purpose of this report, attention is given also to the length of time an old-age pensioner can spend outside the state while still receiving assistance.

Special aid for the aged began in 1923 when Montana and Nevada passed old-age assistance laws. By 1934, the year before the Social Security Act was passed, 28 states had old-age assistance laws.[1] Under the Social Security Act, all of the states have plans for old-age assistance.

At the end of 1934 1,000,000 of the aged were dependent on public relief, though only 236,205 were receiving assistance under the state laws, and many of these payments were insignificant.[2] Today over 12,100,000 of the aged receive old-age assistance.

Before 1934, the counties had to bear all or part of the cost of old-age assistance. In 1934, five of the states assumed all of the cost, 11 of the states, including California, shared part of the cost, and in the remaining 12 states of the 28 giving assistance, the counties assumed the entire burden. The maximum monthly payments ranged from $10 to $30 per month with the exception of New York and Massachusetts, having no maximum amount fixed by law.[3]

Old-Age Assistance Under the Social Security Act

The Federal Government assumed part of the responsibility for old-age assistance when the Social Security Act was passed in August 1935. The act provides federal grants to the states to cover a substantial amount of the states' assistance expenditures and to insure more adequate assistance than had been available previously from state and local funds.

Prior to 1939, the Federal Government contributed one-half, up to $15 a month, or a federal-state total of $30 for aged aid.[4] In 1939, the maximum for federal matching was increased from $15 to $20 a month for each recipient, or a federal-state total of $40 per month.[5] The 1946 amendments to the act increased the federal maximum to $45 per month

[1] Brown, Josephine C., *Public Relief, 1929-1939* (1940), p. 26, 27. California Act was passed in 1929 (Cal Stats. (1929), Chap. 530, Secs. 1-3.)
[2] Schneider, Margaret Grant, "Factual Report," in Twentieth Century Fund, *More Security for Old Age* (1937), p. 69, 70.
[3] *Ibid.*, p. 69, 70.
[4] Pub. L. No. 271, 74th Cong. (August 14, 1935), Title I, Sec. 3(a).
[5] Pub. L. No. 379, 76th Cong. (August 10, 1939), Title I, Sec. 102.

for old-age assistance, and provided that the Federal Government will pay a greater portion of the assistance costs and one-half of administrative costs of old-age assistance.[6]

Each state sets up and adminsters its own program. Before money is received from the Federal Government, the state's old-age assistance plan must conform to certain requirements to the Social Security Administration. These are: The plan must be state-wide, and, if administered by political subdivisions, be mandatory; the state participates financially; a single state agency administers or supervises the administration of the plan; the state must provide for fair hearings before the state agency; and the state agency, in determining need, shall take into consideration the income and resources of the individual claiming old-age assistance.

The Social Security Act does not require that a state plan impose residence or citizenship requirements as a condition of eligibility, but it provides that a state may not impose an age requirement of more than 65 years; any residence requirement which excludes anyone who has resided in the state five years during the nine years immediately preceding the application and continuously for one year immediately preceding the application; any citizenship requirement which excludes any citizen of the United States. To be eligible for old-age assistance under the Social Security Act, the person must not be an inmate of a public institution.[7]

In some states, the federal provisions for age, citizenship and residence have guided the establishment of eligibility requirements. In others, less restrictive eligibility requirments are imposed. The eligibility requirements established by the states within the provisions of the act are summarized in Table I and discussed in the following pages.

ELIGIBILITY REQUIREMENTS

Eligibility requirements for old-age assistance in the states include a consideration of age, residence, citizenship, institutional status, need, and property and income limitations. These requirements vary considerably among the states. For example, in 1946, four states had no residence requirements while 30 states required the federal maximum of five years residence in the state. State eligibility requirements are presented in detail in Table I.

The Social Security Administration has recommended the abolition of state residence and citizenship requirements as a condition of eligibility, and the elimination of state requirements for transferring title or control of property by an applicant or recipient to the state or locality. They have sent to state public assistance agencies, along with other suggestions for improving assistance programs, these recommendations which would eliminate restrictive eligibility conditions which are neither required by the federal act nor considered desirable. According to the Social Security Administration, elimination of these restrictions will enable states to make fuller use of available funds, by permitting a state to increase the coverage of old-age assistance and by making maximum use of the state's own resources. Also some conditions of eligibility are difficult to administer and because of subjective judgment are not uniform in their application. Their elimination would facilitate the

[6] Pub L No 719, 79th Cong. 2d Sess. (August 10, 1946), Title V, Sec 501.
[7] U. S Social Security Board, *Compilation of the Social Security Laws*, Title I, Section 2, p. 1, 2.

achievement of the principle of equal treatment within the state and among states.[8]

Age

In April 1946, all states had a minimum age requirement of 65 years for old-age assistance—the maximum age allowed by the Social Security Act Colorado specified a minimum of 60 years for those who had resided continuously in the state since April 25, 1906, and four states (California, North Dakota, Washington, and Wisconsin) provided that if the Federal Government makes funds available the age requirement might be lowered to 60 years.[9]

Citizenship

While the Social Security Act does not require citizenship as a condition of eligibility for old-age assistance, it permits the states to make such a requirement. Last year, 18 states, including California, required citizenship for old-age assistance, and five states required either citizenship or long residence in the United States. [10]

In many states, the effect of excluding needy noncitizens from old-age assistance has been to place the burden of their support on general assistance or to leave them without assistance. The Social Security Administration has recommended that the states eliminate all citizenship requirements as a condition of eligibility for public assistance. They are of the opinion that assistance should be available to non-citizens if they are needy and otherwise eligible [11]

Residence

In recent years, war and reconversion have accelerated the mobility of population. Since the beginning of World War II, eight million or more civilians have moved across state lines [12] to take jobs to help win the war, or to follow relatives in the service or war work The fact that many of these people lost their residence in the place from which they came without gaining it elsewhere, has brought the problem of residence requirements to the fore It cannot be assumed that all the people who moved will return to their community of origin.

Residence is not a requirement under the Social Security Act, which states that a state plan for old-age assistance, to be approved under the act, may not require residence in the state for more than five of the nine years immediately preceding application and one year continuously before filing the application. Though the act establishes the maximum requirement, many states have adopted this as their minimum requirement. Thirty states, including California, enforce the federal maximum number of years of residence. Vermont and Washington require five years residence during the 10 years preceding application.

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[8] "Public Assistance Goals for 1947 Recommendations for Improving State Legislation," *Social Security Bulletin* 9 12, December, 1946

[9] A number of states are now introducing legislation to lower the age minimum to 60 years (See Table IV.)

[10] U. S. Social Security Administration Bureau of Public Assistance, *Characteristics of State Plans for Old-Age Assistance, Aid to the Blind, Aid to Dependent Children* (April 1, 1946)

[11] "Public Assistance Goals for 1947: Recommendations for Improving State Legislation," *Social Security Bulletin* 9: 13, December, 1946

[12] U S Social Security Board, *Annual Report of the Federal Security Agency, Section Six 1946* (1947), p 504.

The trend in state legislation is toward minimizing or eliminating residence requirements.

State residence requirements[a]	*Number of states with specified requirements for old-age assistance*			
	1935[a]	*1936*[b]	*1945*[c]	*1946*[d]
20 or more years	4			
10 to 20 years	25			
5 years	1	41	35	30
3 years		0	2	2
2 years		1	1	1
1 year		0	12	14
None		0	1	4
No approved plan	21	9	0	0

[a] Residence requirements of the states were grouped in classifications which included variants, e g , "5 years out of 10," "5 years out of 9," etc

[b] Altmeyer, A J , "People on the Move Effect of Residence requirements for Public assistance," *Social Security Bulletin* 9 4, January, 1946

[c] U. S House Committee on Ways and Means, *Issues in Social Security; a Report* (January 17, 1946), p 306

[d] U S Social Security Administration Bureau of Public Assistance, *Characteristics of State Plans for Old-Age Assistance, Aid to the Blind, * * **

In 1936, one year after the Social Security Act had been passed, only one state operating under the act had residence requirements below the maximum permitted by the act In 1946, however, 16 states required less than the maximum permitted, and four states had repealed all residence laws relating to old-age assistance. (See Table I)

In addition to the trend toward lowering residence requirements, some states reduce or eliminate residence requirements on a reciprocal basis In a reciprocal agreement each state continues assistance payments during the period of time required to establish residence in the other state, or both states agree to eliminate residence requirements between the cooperating states Approximately 13 states provide for reciprocal agreements. Wisconsin has done more than any other state to work out such agreements [13] According to Robert F. Roth, Director of the State Department of Public Assistance in West Virginia, reciprocal agreements are a "practical expendient in enabling us to continue to meet the needs of old-age recipients who move to other states but who are still in need of assistance."

Progress in eliminating or lowering residence requirements has been slow. Though the objective of public assistance is to aid any needy person, the states have hesitated to abolish residence requirements (a restriction not related to need) because:[14]

1. States with high levels of payments have feared that removal of residence requirements would attract needy persons from lower payment areas to their states.

2. States with more favorable climate have feared that removal of residence requirements would encourage the aged to move to their state for health or general welfare reasons.

3. There has been a belief, especially in states with inadequate funds, that the state's first responsibility is to its "own" people. (The concept

[13] Altmeyer, A. J , "People on the Move Effect of Residence Requirements for Public Assistance," *Social Security Bulletin* 9 4, January, 1946

[14] U S. House. Committee on Ways and Means, *Issues in Social Security; a Report* (January 17, 1946), p. 308.

that local communities were only responsible for their "own" people originated at a time when local government paid all cost of assistance.)[15]

On the other hand, the Social Security Administration has recommended that states eliminate all eligibility requirements that relate to length of residence in the state.[16] The Social Security Administration has also recommended adoption of a plan of special federal aid for low-income states in order to raise the payment in the low-income states.[17] This would reduce the "spread" between these states and states making higher payments and thereby eliminate to a great extent the supposition that people move into a state to receive higher assistance payments.

The Social Security Administration and the United States House Ways and Means Committee have presented a number of reasons why residence requirements in the states should be eliminated.[18] Some of these are:

1. Residence requirements in state laws keep some otherwise eligible persons from receiving assistance in which the Federal Government can participate. It leaves some needy persons in a "no man's land."

2. Residence requirements are costly and time-consuming to administer. The residence of every applicant must be investigated, though the number of nonresidents may be small. Proof must be obtained that the applicant has resided in the state for the required length of time. In border-line cases this determination is complicated and subject to many interpretations Proofs are often difficult to obtain, and cause delays in providing assistance. If the needy individual is found to be ineligible because of residence requirements, there is still a problem as to what to do about him.

3. There is no evidence that the aged move in order to receive assistance. Rhode Island, which has eliminated its residence law, has found that people do not move to obtain assistance.[19]

Proposals for Changes in Residence Laws: Several suggestions have been made for changes in residence laws to minimize their undesirable effects.

1. Reciprocal agreements can be worked out between the various states: Such agreements would enable a state to lower or eliminate its residence requirements as they affect an applicant from another state, if the other state will act similarly for applicants coming from the first state. Some of the states are now arranging reciprocal agreements. The effect of this type of agreement is, however, limited, as individual arrangements must be worked out between and among the states.[20] General use of these agreements would be complicated from an administrative viewpoint. Details of the agreements would have to be available to every-

[15] Altmeyer, A J. "People on the Move Effect of Residence Requirements for Public Assistance," *Social Security Bulletin* 9 . 3, January, 1946

[16] "Public Assistance Goals for 1947 Recommendations for Improving State Legislation," *Social Security Bulletin* 9 · 12, December, 1946

[17] "Social Security Recommendations," *Social Security Bulletin* 9: 7, December, 1946

[18] U. S. House. Committee on Ways and Means, *Issues in Social Security: a Report* (January 17, 1946), p 308-9, U S Social Security Board, *Annual Report of the Federal Security Agency, Section Six, 1946* (1947), p 504

[19] Leet, Glen, "Rhode Island Abolishes Settlement," *Social Service Review* 18: 281, September, 1944.

[20] Altmeyer, A J , "People on the Move , Effect of Residence Requirements for Public Assistance," *Social Security Bulletin* 9 . 5, January, 1946.

one investigating applications for assistance. They would not eliminate the expense and time of investigations to prove residency.

2. A uniform residence requirement, e g. one year, may be established with the provision that no person could lose his residence until he had gained a new one: This would provide assistance to all otherwise eligible needy persons, except transients, but would not eliminate extensive investigation of each applicant's residence. In addition, there would be extensive interstate correspondence to determine receipt of relief or to prove residence established in another state.[21] A few states have already enacted this type of law.

3. A uniform residence requirement may be established, with federal provision for assistance to nonresidents: Persons applying for assistance would be classified as residents and nonresidents, and assistance to the latter would be the sole financial responsibility of the Federal Government Residence requirements would be retained for fiscal reasons. Questions would arise as to whether assistance financed wholly by the Federal Government would be based on federal standards or state standards. Experience with the federal transient program under the FERA has shown the difficulty of classifying people on the basis of residence. A dual standard of care cannot be administered successfully. It is also possible, that with the incentive of full federal payment for nonresident cases, the State might be inclined to classify as many applicants as possible as nonresidents, increasing investigations of residence, in order to shift the burden of support to the Federal Government.[22]

4. All residence requirements may be abolished: Most of the above proposals are inconsistent with the objective of public assistance—to provide all needy people with assistance. The only approach removing all existing difficulties inherent in residence requirements—expensive and time-consuming investigations, delays in payment, etc.—would be to require state plans to eliminate their residence requirements. While every reduction in these requirements, qualifies more people, some needy people who are otherwise eligible continue to be unaided. Abolishing residence requirements would mean that persons living in a state, without other means of support, would not be denied assistance.

There have been several groups favoring the abolition of residence requirements The Council of State Governments, in recommending legislation to the states, indicated that residence requirements restricted the free movement of people and was a handicap in the prosecution of the war. The American Association of Social Workers favors a public assistance program covering all needy persons without regard to length or place of residence. The Conference of Northeastern States in Social Welfare and Relief in 1944 favored the "abolition of state settlement laws."[23]

The American Public Welfare Association recommends that "the Federal Government participate financially only in those assistance and other welfare programs in which all residence and citizenship requirements have been eliminated."[24]

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[21] *Ibid.*, p. 5

[22] Altmeyer, A. J., "People on the Move; Effect of Residence Requirements for Public Assistance," *Social Security Bulletin* 9 5, January, 1946

[23] *Ibid*, p. 6.

[24] American Public Welfare Association, *Letter to Members*, September 28, 1945.

The Social Security Administration also has recommended the "abolition of state residence and citizenship requirements as a condition of eligibility for assistance under state plans approved under the Social Security Act."[25]

From the viewpoint of many of the states that feel that state-local costs should not be increased by an influx of out-of-state persons, a residence requirement sufficient to restrict the mobility of the aged is considered essential protection. From the viewpoint of federal participation in public assistance, a needy person should not be deprived of aid solely on the grounds of his residence.

Institutional Status

The Social Security Act provides that federal funds will not be available for payments to inmates of public institutions (excepting temporary care), but it is available for aged in private institutions.[26] In a few states, persons in private institutions are not qualified to receive old-age assistance, and six states disqualify aged applicants if they need institutional care, even though they are not at the time in an institution. (Table I)

The Social Security Administration has recommended that "provisions be eliminated which disqualify applicants for old-age assistance * * * because they are living in private institutions or because they need continued institutional care."[27] According to the administration these restrictions are serious, since the need for sheltered facilities for the aged is increasing, while, in many localities, satisfactory accommodations for them are limited.

Recommendations have been made to Congress to permit federal participation in assistance payments to recipients in public medical institutions (not including mental and tuberculosis hospitals), if the State is responsible for establishing and maintaining standards for such institutions.[28]

Need

The majority of the states define need as insufficient income or other resources to provide a reasonable subsistence. As of April 1, 1946, California, Colorado, Utah and Washington stipulated a minimum sum in income and resources per month, below which an aged person would be in need. (See Table I)

Property and Income Limitations

A majority of the states specify the maximum amount of cash, other personal and real property which a person may own without being disqualified for aid (even though such property is considered in determining the amount of assistance). Income limitations included the amount of annual or monthly income which a person may receive and still be eligible for aid.

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[25] "Social Security Recommendations," *Social Security Bulletin* 9 : 7, December, 1946

[26] Pub L. No. 379, 76th Cong. (August 10, 1939), Title I, Sec 3a

[27] "Public Assistance Goals for 1947 Recommendations for Improving State Legislation," *Social Security Bulletin* 9 : 14, December, 1946

[28] "Public Assistance Goals for 1947 Recommendations for Improving State Legislation," *Social Security Bulletin* 9 : 14, December, 1946

In addition to this, all but four of the states (Louisiana, Oregon, Rhode Island, Texas), provide that individuals are disqualified if they dispose of property for the purpose of qualifying for assistance. (Table I) Some states specify a period of two to five years preceding application for assistance, during which a transfer or assignment of property to qualify for assistance, disqualifies the individual for aid.

The Social Security Administration has recommended that provisions be eliminated that disqualify individuals for disposal of property for the purpose of qualifying for assistance, since the experience of the states indicates that the number of individuals thus disqualified is small and that these regulations are difficult to administer. Oftentime an individual is barred from assistance if he has transferred property within the specified period even though the intention was not to qualify for aid. In most instances, the proceeds from the transfer of property would be available as a resource to be considered by the agency in determining if the person is eligible for aid. Provisions in the state laws with respect to fraud and illegal receipt of assistance should be a protection against the few cases in which there is an illegal transfer of property to obtain aid.

Many states require needy persons, as a condition of eligibility for assistance, to transfer title or control of property or pledge property they own to the State [29] The Social Security Administration has recommended that provisions be eliminated "that permit the agency to require applicants or recipients to transfer title or control of their property to the agency during their lifetime." [30]

The Social Security Act does not require states to recover the value of assistance granted to the aged, nor does the Federal Government initiate efforts to recover this money. The act provides that, if the State makes recovery, the Federal Government shall receive its share. The main reason for the Social Security Administration's recommendation is that the various security devices used by states—liens, assignments, transfers, etc.—often require expensive administrative practices. Elimination of provisions permitting agency controls would not interfere with the ability of the State to make recoveries from the estates of deceased recipients. The Social Security Administration also recommends that the states not enforce claims against the property of a deceased recipient if that property is still being used as a home for the surviving spouse, or during the minority of surviving children.

Responsibility of Relatives

Assistance laws in many states provide not only that assistance from relatives shall be taken into account in determining an individual's need, but also that the existence of relatives considered able to support the applicant renders him ineligible for aid. In some instances, it may be known that the relative is not contributing to the applicant's support, but because of the law, aid must be denied and the applicant is left without any support.

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[29] U. S Social Security Administration Bureau of Public Assistance, *Characteristics of State Plans for Old-Age Assistance, Aid to the Blind, Aid to Dependent Children* (April 1, 1946), p 103

[30] "Public Assistance Goals of 1947 Recommendations for Improving State Legislation," *Social Security Bulletin* 9 15, December, 1946.

The Social Security Administration has recommended that "provisions conditioning eligibility for assistance on the ability of relatives to support the applicant be eliminated for state public assistance laws.[31]

The applicant's income and resources should be actual, not potential, in determining need. The general support laws of the states provide the means of enforcing support from relatives if such action is desired by the individual or state. According to the Social Security Administration, the public assistance laws should not be used as a means of enforcing these support laws.

In the California Legislature, the Assembly has passed a bill removing liability of children and relatives to support persons who are receiving or are eligible to receive aid to the aged.[32]

ASSISTANCE PAYMENTS TO THE AGED

In determining the amount of assistance payments, some states take into consideration only the recipient's needs and resources, while other states consider also the needs and resources of the recipient's family. For purposes of this study, state comparisons have been made by considering the recipient only.

Recipients of old-age assistance in June 1946 numbered about one in five persons 65 years of age and over. Among the 25 states having a higher than national average of recipients, Oklahoma aided more than half, and Texas and Colorado more than two-fifths of their aged population. Seven states having less than half the national average, included New Jersey and New York.[33]

The number of persons receiving old age assistance increased yearly from 1936 to 1942.[34] From 1942 through 1945 the number of recipients declined, but has since resumed an upward trend.

Date	*Number of recipients*	*Total amount of assistance payments*
June 1936	603,855	$9,650,733
June 1937	1,291,452	24,429,231
June 1938	1,665,402	32,449,839
June 1939	1,847,856	35,887,421
June 1940	1,973,452	39,666,114
June 1941	2,166,132	45,659,347
June 1942	2,253,309	49,197,634
June 1943	2,169,921	53,534,319
June 1944	2,086,908	57,491,829
June 1945	2,038,440	60,047,496
June 1946	2,108,216	66,363,812

Texas has the largest recipient role, 187,161, with California next 165,124. Delaware has the smallest recipient role, 1,180. (See Table III)

In 30 states, including Alaska and Hawaii, half the expenditure for assistance has been met from federal funds. Twenty states have used local funds; among these states, local funds represented from 5 percent to 25 percent of total assistance payments.[35]

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[31] "Public Assistance Goals for 1947 Recommendations for Improving State Legislation," *Social Security Bulletin* 9 14, December, 1946

[32] A B 124, passed Assembly April 15, 1947

[33] U S Social Security Board, *Annual Report of the Federal Security Agency, Section Six, 1946* (1947), p 490

[34] Data compiled from March, 1938, and August, 1938-46, issues of the *Social Security Bulletin*

[35] U S Social Security Administration. Bureau of Public Assistance, *Characteristics of State Plans for Old-Age Assistance, Aid to the Blind, Aid to Dependent Children* (April 1, 1946), 103 p

The amount of old-age assistance payments has increased from June 1943, when the national average was $24.67 [36] to November 1946, when it was $34.99. (Table III) The lowest average payment in any state for the same months was $9.15 and $14 91 respectively. The highest average payment in any state increased from $37.60 for June 1943 to $55.02 for November 1946. In the latter month, the average monthly payment ranged from less than $20 in seven states to more than $45 in six states (including California) (See Table III). Of the states with averages below $20, all are below the national average in per capita income, and all but one are among the 12 states with the lowest per capita income. Of the states averaging more than $45 per month in old-age assistance payments, California, Washington and Massachusetts are among the 12 states with the highest per capita income.

In March 1947, there were no statutory or administrative maximums on old-age assistance payments in 14 states. Maximums higher than the federal were in effect in 13 states; maximums were the same as the federal in 11 states; and they were lower than the federal in 12 states.[37] (See Table III)

LENGTH OF TIME AN OLD PENSIONER MAY REMAIN OUTSIDE A STATE WHILE RECEIVING ASSISTANCE

The problems involved in the disparity between state laws concerning residence requirements and payments to recipients who are out of state are becoming increasingly difficult. The policy of the Federal Government in this matter is that assistance should not be discontinued to a person, otherwise eligible, merely because he is temporarily out of a state with intent to return when the purpose of his absence has been accomplished. States differ in their interpretation of this question. Some limit the time a person can spent outside the state, though the person intends to return. Many, besides providing for an unlimited period of absence, even continue assistance for a time to recipients who have moved to a new state and who do not intend to return. Such payments serve the purpose of covering periods of adjustments in the new state, tiding the recipient over until he becomes eligible in the new state for old-age assistance. Information as to the recipient's continuing need for assistance is either provided by the recipient through correspondence, or by an assistance agency in the state to which the recipient has moved. Recipients do not always know whether they are leaving the state for a temporary period or permanently.

The state laws do not reveal a policy in regard to the length of time a recipient may remain out of the state while still receiving old-age assistance. This has been left largely to the administrative decision of the state departments and is often found in the staff manuals. States that have not incorporated the policy into their staff manuals, issue instructions to the various county or local offices in another fashion.

Public welfare officers in all of the states were canvassed on and answered the question, "How much time can an old-age pensioner spend outside of the state while drawing state pension, (a) if they intend to

[36] *Social Work Yearbook* (1947), p 374.

[37] For a more complete coverage of maximums and minimums in the different states *see* California University. Bureau of Public Administration, *Public Assistance Allowances.* (Legislative Problems No 4, 1947) Berkeley, 1947.

return to the state and (b) if they intend to establish residence elsewhere? If the recipient intends to return to the state, almost half of the states provide assistance indefinitely. The survey indicated that 22 states, including California, are in this category, and an additional nine states provide assistance until the recipient has been in another state long enough to acquire residence for assistance in that state.

For those recipients that have moved to another state with *no* intent to return, 16 states provide payments until the old-age pensioner has gained residence for assistance in another state, five states provide assistance for a year and three states provide assistance indefinitely. In California, when a person moves to another state to establish residence, aid ceases immediately. (See Table II)

The question has arisen as to whether a person in California can acquire residence for pension purposes while he is receiving assistance from another state. According to the *SDSW—California Manual,* assistance is not denied a person solely because he receives assistance from another state while he is establishing residence in California. The policy is that:

> When residence in another state or its subdivision is a condition to the granting of aid or relief, this may be considered as evidence indicating an intent to retain residence in that state. Such evidence may be refuted by other evidence indicating an intent to establish residence in this State. In cases of conflicting evidence, a preponderance of evidence is accepted.[38]

The counties in California seem to differ in their interpretation of this ruling. Some counties consider a person a resident of another state as long as he continues to receive assistance from the state of departure, unless there is proof to the contrary. This is true especially when the person comes from a state that gives assistance only if there is intent to return. Other counties grant aid or allow a person to acquire residence while he is receiving aid from another state unless evidence shows that he intends to return to the former state. If the counties in California refuse aid because the client is receiving aid from another state, the case may be appealed to the State Welfare Board. In most cases the appeal has been granted and aid given.

There has been some controversy between states as to the interpretation of "intent to return" The Assistance Director of the Department of Public Welfare in Wyoming has criticized California's interpretation of this clause by describing an actual case history, which follows:[39]

> Case history of_____resided in California since June 1939, visiting on two occasions in Wyoming, namely: From June 1940 to December 1940 and from July 1941 to November 1941. Each time the California Agency reviewed the case for Wyoming, they have been particular to have Mrs._____sign a sworn statement that she does not intend to make California her permanent residence.

[38] California Department of Social Welfare, *Manual of Policies and Procedures,* Sec 120-25, Revised December 18, 1945

[39] Information received through a survey of Public Welfare Officers conducted by the University of California, Bureau of Public Administration, Berkeley, California, January, 1947.

Since Mrs._____is old and childish, the San Bernardino Agency has easily convinced her that she should sign such a statement.

There is no question as to need of the Old Age Assistance grant for this recipient and need has been mutually recognized by the California Agency and the Wyoming Welfare Department * * *.

After Mrs._____lived in California for five years (June 1939 to June 1944) we feel that California should have accepted the case in July 1944. Due to the need Wyoming has continued the case beyond that period. Certainly this procedure is not promoting a good relationship between states that have had similar experiences with California.

We have given you this information in order that you may be able to have a definite case to use in advising your legislature.

SELECTED READING LIST

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U.S. Social Security Board, *Compilation of the Social Security Laws, Including the Social Security Act, as Amended and Related Enactments Through May 1, 1945, Title I, Section 2.* 94p Washington, D.C., 1945.

TABLE I. ELIGIBILITY REQUIREMENTS FOR OLD AGE

State	Age	Citizenship	Residence	Institutional Status
Ala.	65 yrs	No provision	1 yr immediately preceding application	Not inmate of public institution Temporary medical care allowable
Ariz	65 yrs	Citizen of U S.	5 of 9 yrs immediately preceding application, last yr continuous and immediately preceding application	Not inmate of any public institution Is not because of mental or physical condition in need of continued institutional care
Ark	65 yrs	No provision	Continuously for 1 yr immediately preceding application	Not inmate of public institution May be inmate of private institution licensed and supervised by State
Cal	65 yrs 60 if U S. Government makes funds available	Citizen of U S	5 of 9 yrs immediately preceding application	Not inmate of public institution, except for temporary medical or surgical care in public hospital not exceeding 60 days Private institution inmates eligible under certain conditions
Colo	(a) 65, (b) 60 (see residence requirement)	Citizen of U S	(a) 5 of 9 yrs immediately preceding application last yr continuous and immediately preceding application, (b) continuous from April 26, 1906 for applicants 60-65 yrs	Not inmate of public institution Not in need of continuing institutional care because of physical or mental condition
Conn	65 yrs	Citizen of U S	5 of 9 yrs immediately preceding application, 1 yr continuous preceding application	Not inmate of public institution
Del	65 yrs	Citizen of U S	5 of 9 yrs immediately preceding application	Not inmate of public institution, prison, jail, workhouse, insane asylum, infirmary, almshouse
Dist of Columbia	65 yrs	Citizen of U S	5 of 9 yrs imediately preceding application, and 1 yr continuous immediately preceding application	Not inmate of prison, jail, workhouse, insane asylum, or other public reformatory or correctional institution
Fla.	65 yrs	Citizen of U S	5 of last 9 yrs 1 yr imediately preceding application	Not inmate of public institution
Ga.	65 yrs	No provision	Bona fide resident of State for not less than 1 yr	Not inmate of public institution Temporary medical care allowable

ASSISTANCE, BY STATES, APRIL 1, 1946*

Need	Property and Income Limitations	Other
Income or resources from any other source inadequate to provide reasonable subsistence	Has not disposed of property for purpose of qualifying Income not to exceed $480 per year	None
Has not sufficient income or other resources to provide a reasonable subsistence	Has not disposed of property within 5 years in order to qualify Does not have cash or property excluding household furniture, over $1,000 Has net income not exceeding $360 per year	May not receive any other public assistance except medical and surgical care unless authorized by state board
Has not sufficient income or other resources to provide a reasonable subsistence	Has not made assignment or transfer of property within 2 years in order to qualify	Two convictions for drunkenness or crime in any 12-month period renders applicant ineligible
Has less than $50 per month in income and resources	Transfers of property to qualify for aid prohibited No real property in excess of $3,000 or personal property exceeding $600 less encumbrances (not including personal effects cash surrender value of insurance with maturity value not over $1 000 and in effect 5 years prior to application, interests in estates or trusts, money in trust, insurance, or contract rights for funeral expenses if value not over $500)	None
Has net income less than $45 per month	Has not made assignment of property in order to qualify Not considered in need if own real property, other than residence personal property or cash surrender value of life insurance in total amount in excess of $750 Ownership of spouse of personal property other than home in excess of $1,500 disqualifies	60-65 year-old applicants must have been registered voters at preceding general election
Has insufficient means to maintain self on reasonable standard of health and decency	Has not made assignment of property without reasonable consideration or to qualify No disqualification on basis of ownership of real property, or of personal property provided he assigns such personal property to the commissioner if so required General limitation $5,000 equity in real property, $500 in cash resources	Is not serving in a penal institution or lodged in jail
Deprived of the essentials of life	No transfer of property or income for purpose of qualifying Assistance plus income not to exceed $360 per yr No bank account in excess of $300	Not a professional tramp or beggar within 1 yr preceding application May not operate or license an automobile
In need and seemingly rendered, by physical or other condition or disabilities, permanently unable to provide properly for self	Has not disposed of property for purpose of qualifying Liquid assets in excess of $250 disqualifies May retain cash not exceeding $250 or insurance face value up to $250 for purposes of burial	Not an habitual tramp or beggar
Insufficient income or other resources to provide reasonable subsistence	Has not disposed of property within 2 yrs prior to application to qualify Savings, cash value of insurance over amount needed for protection, livestock above need for home consumption, saleable property above homestead (up to $5,000) do not exceed $300 for person with no dependents and $500 for person with dependents When husband and wife both receive aid, the total amount of liquid resources shall not exceed $500 Paid-up insurance of $250 for single and $500 for person with dependents allowed	None
Insufficient income or other resources to provide reasonable subsistence	Has not disposed of property within 2 yrs prior to application May own reasonable homestead Liquid assets if no homestead, may not exceed $300 Insurance, if no homestead or liquid assets, may not exceed $300 cash surrender value No limits on reasonable amount of personal property	Is not being detained by State for conviction of crime

* U S Social Security Administration Bureau of Public Assistance, *Characteristics of State Plans for Old Age Assistance, Aid to the Blind, and Aid to Dependent Children* 103 p. Washington, D. C., April 1, 1946

TABLE I. ELIGIBILITY REQUIREMENTS FOR OLD AGE

State	Age	Citizenship	Residence	Institutional Status
Ida	65 yrs	No provision	1 yr immediately preceding application	Not inmate of public institution while receiving aid
Ill.	65 yrs	Citizen of U S or resident of U S continuously for last 25 yrs	1 yr continuously immediately preceding application	Not inmate of public institution while receiving aid, except for temporary medical care or living in home maintained by county and approved by commission for care of chronic illness or infirmity If inmate of private institution cannot have purchased care, or amount paid must be wholly consumed for such care
Ind	65 yrs	Citizen of U S.	5 of 9 yrs immediately preceding application, last 1 yr continuous	Not inmate of public institution while receiving aid
Iowa	65 yrs	Citizen of U S or continuous resident in U S last 25 yrs	5 of last 9 yrs , last yr continuous and immediately preceding application, or domicile in state continuously for 9 yrs immediately preceding application not interrupted by periods of absence totaling more than 4 yrs	Not inmate of public institution Not because of physical or mental condition in need of continued institutional care
Kan	65 yrs	No provision	5 of last 9 yrs , last yr continuous and immediately preceding application	Not inmate of public institution at time of receiving assistance
Ky	65 yrs	No provision	Resident of State at time of application	Not inmate of institution at time except for temporary medical care in a hospital
La	65 yrs	No provision	3 of last 9 yrs , last yr continuous	Not inmate of public institution
Maine	65 yrs	Citizen of U. S	5 of 9 last yrs , last 1 yr continuously	Not inmate of public institution
Md	65 yrs	Citizen of U S	5 of last 9 yrs , last yr continuous Residence requirement may be waived case by case by reciprocal agreement with another state	Not inmate of public institution at time of receiving assistance

ASSISTANCE, BY STATES, APRIL 1, 1946[a]—Continued

Need	Property and Income Limitations	Other
Insufficient income or resources to provide reasonable subsistence	Has not made voluntary assignment of property to qualify Negotiable assets limited to $500 in cash surrender value of insurance policies, or $250 in other assets negotiable for cash (excluding home and furnishings) or combination, not exceeding $500 with limit of $250 on other negotiable assets	None
Has not sufficient income to provide reasonable subsistence	Has not disposed of property within 5 yrs preceding application to qualify By commission rule, homestead property is exempt, but other real property must be listed for sale Single person permitted a reserve of personal property (cash, stocks) up to maximum of $400, married couple $600, regardless if spouse recipient	Not receiving aid from any other public funds, except supplementary aid, necessary medical, surgical and hospital care, or for treatment of disease by prayer or spiritual means
Has insufficient income or other resources to provide reasonable subsistence	No transfer of property within 5 yrs prior to application to qualify Liquid cash, $350 No maximum on homestead Nonincome bearing real property offered for sale at fair market value Income property considered from standpoint of maximum use to recipient and dependents	Ineligible for other public relief from State or any political subdivision, except for temporary medical and surgical care and necessary hospital expenses
Insufficient income or other resources to provide a reasonable standard of living	"Claimant" or spouse may not dispose of property to qualify or to prevent recovery from estate Assessed value of real property, less recorded liens, not over $2,000 if single, $3,000 if married and not separated Liquidatable assets $300 single or $450 married and not separated	Not convicted of desertion or nonsupport by criminal court last 10 yrs Proof that headtax payments made No other aid from state or subdivisions except for fuel and medical care
Insufficient income or resources to provide a reasonable subsistence	Has not made an assignment or transfer of property to qualify within 2 yrs prior to application	None
Has income and support inadequate to provide reasonable subsistence	*Has not disposed of property to qualify* May own home and $50-$100 readily convertible personal property If spouse ineligible, recipient may have $200 If no real estate, personal property $300 Maximum allowance for home based on assessed valuation and population density	None
Insufficient income when added to contributions in money, substance, or services from other sources to provide reasonable subsistence	No savings or resources convertible to cash $100 if single, $200 with dependents Loan or cash surrender value of insurance $200 without dependents, $400 one dependent and $600 if 2 or more dependents Total savings plus available loan or cash surrender value of insurance not exceed the maximum amounts of $200, $400 and $600	Not currently active with FSA, including receiving loan, farm and home management supervision and aid for current yr Not employed full time Does not have full time farming arrangements
Not sufficient income or other resources to provide reasonable subsistence	Right to assistance forfeited if property is disposed of without reasonable consideration or to qualify Liquid assets not to exceed $300 or $600 held in any combination for applicant and spouse No limit on real property owned and occupied as home Effect of other real property on eligibility determined by amount of equity, salability, and what is advantageous to client and department	Recipient convicted of felony is disqualified for aid only while serving sentence
Not sufficient income or other resources to provide reasonable subsistence	Has not made an assignment or transfer of property to qualify within 3 yrs immediately prior to application or receipt of assistance	None

[a] U S Social Security Administration Bureau of Public Assistance, *Characteristics of State Plans for Old Age Assistance, Aid to the Blind, and Aid to Dependent Children.* 103 p. Washington, D C, April 1, 1946

TABLE I. ELIGIBILITY REQUIREMENTS FOR OLD AGE

State	Age	Citizenship	Residence	Institutional Status
Mass.	65 yrs.	Citizen of U. S.	3 of last 9 yrs and continuously 1 yr immediately prior to application	Not inmate of public institution; inmate of institution or boarding home cared for under contract ineligible
Mich.	65 yrs	No provision	5 of last 9 yrs , last yr continuous	Not in need of continual institutional or hospital care because of physical or mental condition Not inmate of public institution except in case of temporary medical care in hospital not to exceed 6 months
Minn	65 yrs.	Citizen of U S or resident of U S 25 yrs	5 of last 9 yrs , last 1 yr continuous and immediately preceding application	Ineligible if in need of continued institutional care and such care is reasonably available
Miss	65 yrs	No provision	1 yr immediately preceding application, residence not established for purpose of qualifying	Not inmate of public or private institution at time of receipt of aid, but may receive assistance for maximum stay of 3 months in institution for temporary medical treatment
Mo	65 yrs.	No provision	5 of last 9 yrs and 1 yr immediately preceding application	Not, at date of receiving aid, an inmate of public institution Temporary residence in public institution for medical care does not qualify
Mont	65 yrs	No provision	5 of last 9 yrs , 1 yr immediately preceding application	Not inmate of public institution except for temporary medical or surgical care in a hospital
Neb.	65 yrs	No provision	5 of last 9 yrs and 1 yr continuously immediately preceding application, or resident for 25 consecutive yrs and 1 yr immediately preceding application	Not inmate of prison, jail, state insane asylum or state institution for the blind except a hospital or temporary care up to 3 months
Nev.	65 yrs.	Citizen of U S	5 of last 9 yrs , last yr continuous and immediately preceding application	Not inmate of public institution at time of receiving assistance

ASSISTANCE, BY STATES, APRIL 1, 1946[a]—Continued

Need	Property and Income Limitations	Other
Not sufficient income or other resources to maintain standard of living compatible with health, self-respect and decency	May not have transferred property within 5 yrs to qualify Not own real property other than home or vacant land yielding no income unless unable, because of physical or mental incapacity to reside thereon Real property not to exceed $3,000, unless bond for equity in excess of $3,000 given Liquid assets $300 insurance, $1,000 regardless of cash value; or $1,000-$3,000 face value, if 15 or more yrs old and if cash value does not exceed $300 or group insurance of any amount if premium is no more than 50 cents per week	Must be deserving
Insufficient income to provide reasonable subsistence, as determined by county bureau giving consideration to the requirements, resources and income of applicant Eligibility on basis of need exists if net income and resources are less than his requirements including those of a needy spouse	Has not made assignment or transfer of real or personal property or income within 5 yrs immediately preceding application or granting of aid, to qualify Equity in real property of recipient if single $3,500, if married $3,500 including equity in real property of spouse Personal property if single or not living with spouse, not over $500, if married $750 including personal property of spouse First $500 of cash surrender value of life insurance and first $500 of cash sale value of clothing and household goods disregarded in determining the above amounts of personal property	None
Insufficient income or other resources to maintain a standard of living compatible with health, self-respect, and decency	Applicant or spouse may not have disposed of property within 2 yrs prior to passage of act (1936) to qualify, but county agent shall require him to sell all his real property outside State and use proceeds for support Net value of individual's property or combined with wife's cannot exceed $5,000, or net value of assets convertible into cash, $3 000 or combined convertible assets of husband and wife $450, plus household goods, furniture clothing and burial lot Conversion of property may be waived if undue loss would result Annual income of property not so utilized as to produce reasonable returns is deemed net income as if it were so used	No provision
Insufficient income or other resources to provide a reasonable subsistence	Has not made an assignment or transfer of property to qualify within 2 yrs immediately prior to application	None
Earning capacity, income or resources from whatever source derived inadequate to provide reasonable subsistence	May not have disposed of property to qualify May not own or possess cash or negotiable securities in sum of $500 or more, or have property of any kind or character or interest in such property the value of which exceeds $1,500 if single, $2,000 if married and living with spouse	None
Has income inadequate to provide reasonable subsistence	No assignment or transfer of property to qualify within 2 yrs prior to application Applicants owning unencumbered property with total assessed valuation of $1,000 or more not used as home for applicant are not to be granted aid until a full explanation is made as to why a loan cannot be secured or the property sold Personal negotiable property up to $300 exempt	None
Need for assistance based on budgetary deficiency and amount necessary for maintenance in decency and health	Has not disposed of any property to qualify Available resources of cash value not over $300 ($600 if applicant has dependent spouse). Homestead exempt Equity in home not to exceed $2,000 except in special circumstances	Not receiving other assistance at public expense except temporary food and fuel, medical and surgical care
Insufficient income from all sources to provide reasonable subsistence	Has not, within 3 yrs prior to application, disposed of property to qualify	None

[a] U. S. Social Security Administration Bureau of Public Assistance, *Characteristics of State Plans for Old Age Assistance, Aid to the Blind, and Aid to Dependent Children.* 103 p. Washington, D. C., April 1, 1946.

TABLE I. ELIGIBILITY REQUIREMENTS FOR OLD AGE

State	Age	Citizenship	Residence	Institutional Status
N H	65 yrs	Citizen of U S	5 of last 9 yrs, 1 yr continuous immediately preceding application	Not inmate of public institution at time of receiving aid Not in need of continuous public institutional care because of physical or mental condition
N J	65 yrs.	No provision	1 yr immediately preceding application, except where applicant comes from a state waiving residence on a reciprocal basis	Not in need of prolonged care in public institution
N. M.	65 yrs	No provision	5 of last 9 yrs and 1 yr continuous and immediately preceding application	Not inmate of public institution at time of receiving assistance
N Y	65 yrs.	No provision	None (resides in state at time of application)	Not inmate of public home, hospital, state institution or correctional institution, except for temporary medical or surgical care given in hospital to a person already receiving assistance
N. C.	65 yrs.	No provision	1 yr immediately preceding application Reciprocal agreements with certain states	Not inmate of public institution at time of receiving assistance
N D	65 yrs (or less if so provided in Fed law)	Has resided 10 yrs in U S or is U. S citizen	1 yr resident in state, or if eligible for old-age assistance in another state, same as required for person moving there from N D	Not inmate of public institution except those specifically approved by state agency
Ohio	65 yrs	Citizen of U S	5 of last 9 yrs and 1 yr continuously immediately preceding application	Not inmate of public institution
Okla	65 yrs	No provision	5 of last 9 yrs and 1 yr continuously immediately preceding application, resident at time of application	Not inmate of public institution at time of receiving aid Temporary institutional care for medical or surgical care not considered
Ore	65 yrs	No provision	5 of last 9 yrs and 1 yr immediately preceding application	Not inmate of public institution

ASSISTANCE, BY STATES, APRIL 1, 1946*—Continued

Need	Property and Income Limitations	Other
Insufficient income or other resources to provide a reasonable subsistence	Has not transferred property within 5 yrs to qualify Net equity in real property determined by subtracting mortgages and other claims having legal priority from assessed value not to exceed $1,000 per person or $2,000 per married couple (exceptions permitted) Assets not to exceed $300 per person or $500 per married couple	Not receiving any other relief from state or any political subdivision except for medical and surgical assistance Acceptance of such relief revokes assistance
Has not adequate support and is unable to support self; has no parent, spouse, and children able to support and no other persons able and willing to support	Has not made any voluntary assignment of property to qualify	Is capable of deriving substantial benefit from type of assistance provided
Not sufficient income or other resources to provide a reasonable subsistence	Has not made an assignment or transfer of property within 2 yrs prior to application in order to qualify	None
Unable to supoprt self in whole or in part, and without other means or sources of income	Has not made voluntary assignment of property to qualify Ownership of real or personal property shall not preclude granting aid if applicant is without necessary support Local agency determines by policy amount of assets to be retained to cover burial cost	None
Not sufficient income or other resources to provide reasonable subsistence	Has not assigned or transferred property within 2 yrs prior to application to qualify	None
Not sufficient income or other resources to provide a reasonable subsistence	Has not assigned or transferred property to qualify Ownership by husband or wife or both or real property, excluding homestead, of life insurance of cash surrender value over $300 or of over $200 personal property, excluding household goods, clothing and personal effects, disqualifies unless lien and recovery provisions complied with Cash reserve allowable $300 for individual, $500 for aged couple Recipient may not convey or encumber homestead without approval of state agency	None
Insufficient income and resources to provide reasonable subsistence	Net value of all personal and real property not to exceed $3 000 or if married $4,000 Limitation waived at discretion of division of aid for aged upon assignment of all property in trust to the division Value of personal property in form of liquid assets not over $250 Limitation extended to $500 for applicant upon assignment in trust to division of all such property or all in excess of $250 Limitation extended for recipient at discretion of division to $3,000, or if married $4,000 upon like assignment of such property Income from all sources not to exceed $480 per year Not deprived self of property or income to qualify for aid or defeat or circumvent provisions of act	None.
Insufficient income or other resources to meet requirements necessary to maintain standard of health and decency	Not disposed of property within 5 yrs prior to application to qualify Real property for home, no limits Other property, real or personal, up to value of approximately $250 for individual or $400 for client and spouse If resource is solely in form of cash or loan value of insurance limit $500 for client or $1,000 if client and spouse are living together	None
Insufficient resources to meet requirements as determined by standards fixed by state	No limitations	None

* U. S. Social Security Administration Bureau of Public Assistance, *Characteristics of State Plans for Old Age Assistance, Aid to the Blind, and Aid to Dependent Children.* 103 p. Washington, D. C, April 1, 1946

TABLE I. ELIGIBILITY REQUIREMENTS FOR OLD AGE

State	Age	Citizenship	Residence	Institutional Status
Pa.	65 yrs.	No provision	Resident at time of application and for at least 1 yr preceding; requirement waived if (1) person was former resident of state with which Pa has agreement to grant funds without regard to period of residence, or (2) person has quasi-settlement in Pa	Not during receipt of assistance, an inmate of public institution, except for temporary medical or surgical care
R I.	65 yrs.	No provision	None (resides in state at time of application)	Not at time of receiving assistance resident of public home or institution except for temporary medical or surgical care, not at time of receiving assistance resident on a contractual basis of a private institution
S C.	65 yrs	Citizen of U. S.	1 yr immediately preceding application	Not inmate of public institution at time of receiving aid, except for temporary medical or nursing care. May be inmate of private institution
S. D.	65 yrs.	No provision	2 of last 9 yrs, last yr continuous and immediately preceding application	Not inmate of public institution at time of receiving assistance
Tenn.	65 yrs.	No provision	5 of last 9 yrs and 1 yr. immediately preceding application	Not during receipt of aid, inmate of public institution nor of private institution except one approved by state department
Texas	65 yrs.	Citizen of U. S.	5 of last 9 yrs, last yr continuous	Not inmate of public institution
Utah	65 yrs.	No provision	5 of last 9 yrs, last yr continuous	Not inmate of public or private institution, and not in need of continuing institutional care because of mental or physical condition
Vt.	65 yrs.	Citizen of U. S.	5 of last 10 yrs	Not inmate of public institution at time of receiving aid

ASSISTANCE, BY STATES, APRIL 1, 1946[a]—Continued

Need	Property and Income Limitations	Other
Insufficient income or other resources to provide for individual's requirements as set forth in departmental standards	Not disposed of property of value $500 or more without fair consideration, within 2 yrs preceding application No property resources convertible into cash can be allowed except: Resident property, household goods auto necessary in absence of other means of transportation, compensation or damages designated and expended for medical care, cash value of insurance when value is less than sufficient to purchase whole life insurance of approximately $500 of paid value	May not advocate and participate by overt act in movement proposing change in form of U S Govt. by means not provided for in U. S Constitution
Not sufficient income and resources to maintain a reasonable standard of health and well-being	Ownership of real property or insurance shall not disqualify from receiving aid, providing the income from such property, together with any other income is not sufficient to provide with reasonable subsistence Cash or other liquid assets up to $500 may be retained by recipient for burial purposes and for payment of costs of last illness	None
Income, other resources, and contributions in money inadequate to provide a reasonable subsistence	Has not disposed of property to qualify Income less than $240 yr., $300 savings for applicant and $300 for spouse exempt for burial or emergency illness Loan or surrender value on insurance policy of $1,000 face value for applicant and $1 000 for spouse exempt No savings exempt if available insurance loan value amounts to $300 for applicant and $300 for spouse Property, excluding home, not contributing directly to support of applicant disqualifies if liquidation practicable and would reduce or remove need	None
Not sufficient income or other resources to provide a reasonable subsistence	Has not at any time before or after application disposed of property to qualify May retain $200 cash for funeral expenses	May not receive any other public relief from state or subdivision, except for medical or surgical aid
Income and resources insufficient to provide reasonable subsistence	Has not made assignment of property within 2 yrs to qualify May not own property other than homestead (maximum value $1,000) if such property can be sold for enough to provide support for a considerable time May not have cash on hand in excess of $200 without burial policy or $50 with burial policy	None
Not sufficient income or other resources to provide reasonable subsistence	Equity in nonincome-bearing property (income less than 5 percent of net equity), both real and personal, limit $300 and denied if three times monthly budgeted deficit of applicant and dependent group Equity in real and personal income-bearing property is basis for denial if total is over $300 and if 24 times the monthly budgeted deficit of applicant and dependent group Enough insurance is set aside to provide $1,000 at death, cash equity in remainder is considered a nonincome-bearing resource Resident homestead or personal property contributing to applicant's physical comfort or use not considered within these limitations	None
Based on budget to meet decency and health with a minimum need of $40 per month per eligible individual Eligible couples $80	Has not disposed of property in order to qualify within 5 yrs prior to application Does not possess life insurance convertible value of over $500 per individual or $1,000 for couple No personal property whose total net market value exceeds $300 individual or $600 couple, excluding clothing and household furnishings	None
Inadequate income, when joined with income of spouse, to provide reasonable subsistence	Has not assigned or transferred property or income to qualify Has not equity in excess of $2,500 or if married joint equity of $4,000 less exemption of $1 000 on homestead Has no liquid assets such as bank or postal savings or investments over $300 or $500 jointly and insurance over $300 and $500 jointly	None

[a] U. S Social Security Administration Bureau of Public Assistance, *Characteristics of State Plans for Old Age Assistance, Aid to the Blind, and Aid to Dependent Children.* 103 p. Washington, D. C., April 1, 1946

TABLE I. ELIGIBILITY REQUIREMENTS FOR OLD AGE

State	Age	Citizenship	Residence	Institutional Status
Va.	65 yrs.	No provision	5 of last 9 yrs and last year continuous Residence requirement may be waived in whole or in part on basis of reciprocal agreements with other states	Not inmate of any public institution at time of receiving assistance
Wash	65 yrs or such age provided in Fed Act	No provision	5 of 10 yrs immediately preceding application	Not at time of application or receiving aid a permanent inmate of public institution Department authorized to pay grants covering personal and incidental needs of otherwise eligible persons who are living in county hospitals or infirmaries
W. Va	65 yrs (shall be reduced to 60 whenever Social Security Act so provides)	No provision	1 yr preceding application Reciprocal agreements with certain states	Not in need of continued institutional care because of physical or mental condition Not inmate of public institution at time of assistance grant
Wis	65 yrs	No provision	1 yr continuously immediately preceding application Applicant who has resided in Wis less than 1 yr *may be granted aid if* the state from which he came grants aid to resident of Wis who has moved to such state and lived there less than 1 yr	Not inmate of correction institution or insane asylum or public or private charitable institution *unless current admission or maintenance charges are made*
Wyo	65 yrs.	Citizen of U S or resident 15 yrs	5 of last 9 yrs and yr continuously	Not inmate of public institution at time aid is received

ASSISTANCE, BY STATES, APRIL 1, 1946[a]—Continued

Need	Property and Income Limitations	Other
Insufficient income from all available sources to provide living consistent with standards of decency and health	Has not made assignment or transfer of property to qualify within 5 yrs prior to application	Not in receipt of any other form of public aid or public relief except for temporary medical or surgical aid
Income and resources less than $50 per month or income and resources insufficient to meet the need of himself, dependent spouse and legal dependents, if such need totals more than $50	Has not made voluntary assignment or transfer of property or cash to qualify Insurance policies, cash surrender value not to exceed $500, home or place of residence, personal effects, and other property not over $200 for individual or $400 for married applicant living with spouse	None
Actually in need and not sufficient income or other resources to provide a subsistence compatible with decency and health	Has not disposed of any property for purpose of qualifying	None
Unable to provide any or all of necessities of life such as food, shelter, fuel, clothing, and medical care	Has not deprived self of any property to qualify Value of property (single or combined value of property of husband and wife) may not exceed $5 000; may not ordinarily have $300 liquid assets or $1,000 insurance cash or loan value $1,000 limit construed to include both insurance and liquid assets	None
Has income and resources when added to those of spouse inadequate to provide reasonable subsistence	Has not, and spouse has not, alienated any property to qualify Maximum cash balance of $150 may be kept intact by recipient May be exceptions	None

[a] U. S. Social Security Administration Bureau of Public Assistance, *Characteristics of State Plans for Old Age Assistance, Aid to the Blind, and Aid to Dependent Children* 103 p. Washington, D. C., April 1, 1946

TABLE II. LENGTH OF TIME AN OLD-AGE PENSIONER CAN SPEND OUTSIDE THE STATE WHILE DRAWING ASSISTANCE PAYMENTS, 1946 *

State	*If pensioner intends to return to the state*	*If pensioner intends to establish residence elsewhere*
Ala.	Twelve months. Longer if approved by state department	Twelve months
Ariz.	Five years or until establishes residence for old age assistance	None
Ark.	One year	One year
Calif.	Indefinitely. Reinvestigation every year. (Absence beyond two months raises presumption of intent to change residence)	None One who moves to another state to establish residence, loses California residence immediately and aid ceases †
Colo.	Until residence for assistance established in another state	County departments may continue payments indefinitely
Conn.	Five months in one calendar year	None
Del.	Indefinitely, or until establishes residence for assistance in another state	Continue until establish residence elsewhere
Fla.	One year	
Ga.	One year. Reviewed every four months	None
Id.	Indefinitely. Intent not a factor	Until residence for assistance established in another state. Cooperative agreements
Ill.	Until eligible for assistance in another state. Review after 90-day absence.	None
Ind.	Indefinitely. Investigation every six months	None
Iowa	Intent not regarded—until eligible for assistance in another state	Until residence requirements for assistance of other state met
Kans.	Six months. May be extended by approval from the Bureau of Public Assistance, on the basis of six months or less. Until establishes residence for assistance in another state	None
Ky.	Indefinite period. Investigation after three months absence, and every six months thereafter	None
La.	Three months. Approval of state office for longer period	None unless cooperative agreement
Me.	Indefinite period	None
Md.	Indefinite period, or until eligible for assistance in another state	Six months
Mass.	Three or six months, granted by local administrative office with continuance by their permission. Investigation semiannually. Until establishes residence in another state	None. Reciprocal agreements with another state

TABLE II. LENGTH OF TIME AN OLD-AGE PENSIONER CAN SPEND OUTSIDE THE STATE WHILE DRAWING ASSISTANCE PAYMENTS, 1946 * —Continued

State	*If pensioner intends to return to the state*	*If pensioner intends to establish residence elsewhere*
Mich.	Until residence requirements for assistance established in another state	Until residence requirements of other state fulfilled
Minn.	Five years or until residence for assistance established in another state	Until residence for assistance is established in another state
Miss.	Indefinite period	Until residence for assistance is established in another state
Mo.	Indefinite period	None
Mont.	If absence is voluntary, one year. If involuntary, indefinite or until residence established in another state	
Neb.	One year. May be extended	One year
Nev.	Indefinite period	Until acquires residence in another state
N. H.	Indefinite period; or until residence requirements of other state met	Until residence requirements for assistance of other state is met
N. J.	Indefinite period	Reciprocal agreements. Until residence requirements for public assistance met, providing client can gain residence while receiving this assistance
N. M.	Length of time according to the needs of the individual. Periodic review	None
N. Y.	Three months continuous. Agency may approve six months continuous, when necessary	None except for reciprocal agreements to waive residence requirements
N. C.	No limit. Review of continuing eligibility	One year
N. D.	Indefinite period, or until eligible for public assistance in another state. Intent not regarded	Until eligible for public assistance in other state. Reciprocal agreements
Ohio	Fifteen months if absence voluntary. Indefinite period, if for reasons of health	None; 60 days if in need of aid to help him accomplish his plan
Okla.	Indefinite period. Review after three months for intent	Three months
Ore.	Indefinite. Until residence abandoned or acquired elsewhere	Intent not a condition, nor is length of stay. Until residence is acquired elsewhere
Pa.	Continue assistance for "brief visit" (three months) if in a state which grants assistance without regard to residence or one having reciprocal agreement with Pennsylvania	Until residence requirements for assistance in another state met providing its receipt does not preclude his gaining residence in that state

TABLE II. LENGTH OF TIME AN OLD-AGE PENSIONER CAN SPEND OUTSIDE THE STATE WHILE DRAWING ASSISTANCE PAYMENTS, 1946 * —Continued

State	*If pensioner intends to return to the state*	*If pensioner intends to establish residence elsewhere*
R. I.	Indefinite	Until the other state can provide assistance
S. C.	One year. Beyond this, must have authority of the South Carolina State Department of Public Welfare	None, unless reciprocal agreement is in effect then assistance continues until recipient has met residence requirements for assistance in other state
S. D.	Nine months. For longer period permission of State Director necessary	
Tenn.	Indefinite	One or two months
Texas	Three months. Continued beyond only if special circumstances	None
Utah	Indefinite Periodic review for intent after five years	
Vt.	Until recipient qualifies for assistance in another state	
Va.	No limit. Continuation optional with the locality making the payment	Until recipient has fulfilled residence requirements for assistance in another state. Optional with locality
Wash.	Until residence requirements met for assistance in another state	Until residence requirements met for assistance in another state. Medical grants not continued
W. Va.	Indefinite	None, except for reciprocal agreements
Wis.	County administered. State recommends continue grants, the length of time depending upon the circumstances of recipients absence	One year. Maximum (law). Reciprocal agreements
Wyo.	Indefinite	None

† S. D. S. W.—California Manual. Section 123-50. Revised May 1, 1942.
* Source: Survey of Public Welfare Officers conducted by the Bureau of Public Administration, University of California, Berkeley, January, 1947.

TABLE III. OLD AGE ASSISTANCE PAYMENTS, BY STATES

State	Monthly old-age assistance payments: Maximum payments[c] 1947	Minimum[c] payments	November 1946[d]: Total No. of cases	Total of payments	Aver. per recipient
Ala.[a]	Same as federal matching maximum except that payments may exceed $45 in cases of hospitalization and, in other cases, if excess is paid from local funds	--	43,345	$814,646	$18 79
Alaska	$60	--	1,374	58,780	42 78
Ariz.[a]	$50 Funeral expenses may not exceed $100	--	9,871	488,145	49 45
Ark.	$30 Except unattached persons needing special care, maximum $40 per month, administrative maximum	$5 00	29,743	629,758	21 17
Calif.[a]	$55 Assistance plus income. In case need exceeds, applicant is eligible to assistance not to exceed $55, which, added to income, shall equal actual need. Increase to $60 when Social Security Act so provides	55 00 less income and resources	165,124	8,580,031	51 96
Colo.	$45 Flat grant less net income and resources. Funeral expenses allowed may not exceed $100	--	41,175	1,708,728	41 50
Conn.[a]	$40 May exceed in cases of hospital or medical treatment. Maximum of $125 for total burial costs, providing such costs do not exceed $250	--	14,901	627,608	42 12
Del.[a]	$40 Maximum assistance plus income	5 00	1,180	23,613	20 01
D.C.[a]	None. Reasonable funeral expenses allowable	5 00	2,277	88,873	39 03
Fla.[a]	$45	3 00	48,668	1,736,737	35 69
Ga.[a]	$45	--	73,355	1,093,714	14 91

TABLE III. OLD AGE ASSISTANCE PAYMENTS, BY STATES—Continued

State	Maximum payments[c] 1947	Monthly old-age assistance payments: Minimum[c] payments	November 1946[d]: Total No. of cases	November 1946[d]: Total of payments	November 1946[d]: Aver. per recipient
Hawaii	None. Burial costs not to exceed $80	--	1,540	$41,070	$26 67
Idaho[a]	None	--	10,206	423,513	41 50
Ill.[a]	$50 Additional may be paid for necessary treatment, care, and supplies required because of illness and disability. Funeral payments not to exceed $100	3 00	125,562	4,699,082	37 42
Ind.[a]	$45 No limitations for medical, surgical, and hospital care. Funeral expenses $100; cemetery expenses $25	--	55,840	1,517,151	27 17
Iowa[a]	None. Funeral expenses, $100 allowable under certain conditions	5 00	48,417	1,702,305	35 16
Kan.[a]	None. Funeral expenses up to $100	--	32,060	1,094,818	34 15
Ky.	$30	--	44,066	763,307	17 32
La.[a]	$90 Administrative maximum	--	43,954	1,040,726	23 68
Me.[a]	$40 Funeral expenses not to exceed $100	--	15,228	480,786	31 57
Md.[a]	$45 Plus nursing and special types of care	--	11,722	375,433	32 03
Mass.[a]	None	(b)	82,631	4,153,109	50 26
Mich.[a]	$40 Except $60 when receiving care in convalescent home or hospital. Maximum funeral expenses $100	3 00	91,032	3,259,129	35 80
Minn.[a]	$50 Less net income and resources except for medical or other special needs. Funeral expenses up to $100. No maximum on medical expenses	--	54,127	1,888,503	34 89

Miss.[a]	$30	5 00	33,334	566,542	16 99
Mo.[a]	Same as federal matching maximum	--	108,386	3,701,442	34 15
Mont.[a]	$45 Administrative maximum	--	10,613	389,451	36 70
Neb.[a]	$50 Temporary food, fuel, medical, and surgical assistance allowable from other public funds	5 00	24,766	905,684	36 57
Nev.	Limited by statutory requirements that state raise ½ and counties ½ of total payment	40 00 minus income and resources	1,943	82,509	42 46
N.H.[a]	$46 May exceed for surgical or medical requirements, which is paid in kind. To inmates of private institutions, $30 for 1, $52 for couple exclusive of hospitalization outside. Funeral expenses $100, administrative maximum	--	6,648	227,140	34 17
N.J.[a]	None Funeral expenses not to exceed $100	--	22,965	902,524	39 30
N.M.[a]	$60 Administrative maximum	10 00	7,252	264,130	36 42
N.Y.[a]	None	--	105,186	4,528,913	43 06
N.C.[a]	$40	5 00	34,771	534,781	15 38
N.D.[a]	None	--	8,833	332,811	37 68
Ohio[a]	$50 Limit $600 a year on income and assistance each. Medical expenses up to $200 a year. Funeral expenses, $140	--	119,056	4,528,631	38 04
Okla.	$40 Administrative maximum	--	90,130	3,798,232	42 14
Ore.[a]	None	--	21,575	955,811	44 30
Pa.[a]	None	--	89,019	3,034,953	34 09
R.I.[a]	None	--	7,966	288,421	36 21
S.C.[a]	$276 per year	4 00	25,530	528,075	20 68
S.D.	$40	--	12,684	408,712	32 22
Tenn.[a]	$45	2 00	39,736	813,875	20 48

TABLE III. OLD AGE ASSISTANCE PAYMENTS, BY STATES—Continued

State	Monthly old-age assistance payments: Maximum payments[c] 1947	Minimum[c] payments	November 1946[d]: Total No. of cases	Total of payments	Aver. per recipient
Utah[a]	None. Effective July 1, 1947; maximum 1 person, $45 mo., 2 persons, $90; 3 persons, $114, and $15 each additional up to $175. To be adjusted semiannually. Can exceed maximum for specified requirements. Funeral expenses up to $150	40 00 less income and resources	13,045	$588,220	$45 09
Tex.[a]	$45	5 00	187,161	5,179,850	27 68
Vt.	$40 $60 for man and wife. Funeral expenses up to $150	--	5,408	153,702	28 42
Va.[a]	Same as federal matching maximum	--	15,032	250,804	16 68
Wash.[a]	None. Funeral expenses not to exceed $100	--	66,185	3,641,679	55 02
W.Va.[a]	Same as federal matching maximum	--	19,630	384,166	19 57
Wis.[a]	$45 Increased to $50 when Social Security Act provides. Funeral expenses up to $100. May exceed maximum for medical and surgical assistance	--	46,726	1,622,777	34 73
Wyo.[a]	$60 If spouse eligible for old age assistance or blind aid, $96 maximum for combined grants	--	3,628	176,852	48 75

[a] Allowances as of March, 1947, as indicated by survey of Public Welfare Officers conducted by the Bureau of Public Administration, University of California, Berkeley, March, 1947.

[b] Assistance plus resources for an individual living in a family group $30, married couple $50, sisters and brothers $50 for two and $15 each additional, for recipients living apart from family group $40 for one, $65 married couple, sister and brother, and $15 each additional sister and brother. $65 also to married couple when spouse between 60 and 65 years and receiving general assistance (Family group: three or more related).

[c] U. S. Social Security Administration Bureau of Public Assistance, *Characteristics of State Plans—Old Age Assistance; Aid to the Blind; Aid to Dependent Children*, April 1, 1946. 103 p.

[d] "Program Operations," *Social Security Bulletin* 10:31, January, 1947.

TABLE IV. PROPOSED OLD AGE ASSISTANCE LEGISLATION, 1947 *

State			*State proposals*
Ark	H.B.	251	Provides $50 old-age pension
Cal.	A.B.	572	Limits total aid to $75 per month
	A.B.	477	Increases the awards for the aged
	S.B.	37	Increases old-age assistance payments
	A B.	124	Providing for assistance to the aged; relieving relatives of liability for support and contributions therefor, except where an adult child has promised to pay for necessaries previously furnished
	A B.	757	Makes persons above the age of 60 eligible for old-age assistance
	S.B.	537	Exempts money from sale of home from assessment for reimbursement for old-age assistance
	H.B.	646	Raises maximum of assessed value of property applicant for aid may own without being ineligible for aid
Conn.	S.B.	94	Changes the maximum award from $40 to $55 and burial expenses from $100 to $150
	H.B.	1177	Increases maximum old-age assistance to $55 per month
	H.B.	1181	Makes citizens of Connecticut eligible for old-age assistance upon reaching the age of 60 years
	H.B.	372	Reduces the continued residence requirements for old-age assistance to 4 years
Del.	S B.	195	Increases maximum amount to be paid as an old-age pension
	S.B.	40	Increases the maximum amount of old-age assistance allowable to $40 monthly; provides for appeal from and hearing upon decision of the commission
Ida.	S.B.	18	Benefits under public assistance law set at minimum of $50 for individual and $90 per month for husband and wife
Ill.	H.B.	63	Raises maximum old-age pension allowance from $45 to $50; extra $5 to be paid by the state
	H.B.	32	Proposes to amend the Old-Age Pension Act to increase maximum for burial from $100 to $200
	H.B.	63	Proposes to amend the Old-Age Pension Act to increase maximum pension to $50 for needs other than medical care and to delete proviso making this maximum contingent upon receipt of "equal matching funds" from the Federal Government
	H.B.	64	Proposes to amend the Old-Age Pension Act to provide for recovery of any pension where recipient has children who fraudulently do not provide such support
	H.B.	65	Proposes to amend the Old-Age Pension Act by repealing section providing for claims against estates of deceased recipients; to modify recoveries for excess pensions to cover only those "fraudulently received"; to limit recovery for real property transfers deemed fraudulent to pensions "fraudulently received" by virtue of such transfer; and to provide for abating of claims commenced prior to effective date of amendatory act
	H B.	72	Proposes to amend the Old-Age Pension Act to lower age to 60 for persons "physically or mentally incapable of making a living"; to delete provisions requiring financially able children to support their parents; to increase maximum grant for needs other than medical care to $65; to delete proviso making grant contingent upon equal matching funds from the Federal Government; to make provision exempting income from agricultural labor no longer limited until the seventh month following the termination of hostilities; to require the Public Aid Commission in making its rules and regulations to include as one of its objectives "that the aged people of this state be cared for in the best possible manner"
Ind.	H B.	17	To provide maximum benefits under federal law for aged, blind, and dependent and handicapped children
	S B.	19	Provides a maximum of $60 per month, excluding funeral or hospital expense, for aged persons
Iowa	S F.	150	Increases allowance for funeral expenses of old-age pension recipients

TABLE IV. PROPOSED OLD AGE ASSISTANCE LEGISLATION, 1947 *—Continued

State			*State proposals*
Maine	S.B.	487	Increases state maximum to $45 per month providing federal funds match it; requires affidavits as to relatives' inability to support applicant
Md.	H.B.	49	Increases old-age payments which may be made
Mass.	H.B.	918	Reduces eligibility age of female applicants from 65 to 60 years
	H.B.	925	Increases minimum payments under the old-age assistance law
	H.B.	702	Increases the amount of payments under the old-age assistance law 15 percent
	S.B.	183	$600 annual pension for all citizens over 60 years of age
	H.B.	686	Directs the commissioner of public welfare to increase all allowances, except rents, established by the state standard budget for the administration of old-age assistance in municipalities
	S.B.	19	Grants old-age assistance to aliens with 10 years residence in commonwealth
	S.B.	21	Reduces eligible age for old-age assistance to 60 years
	H.B.	938	Ownership of real property does not disqualify applicant from receiving old-age assistance provided that he complies with certain provisions relative to the execution of a bond
Mich.	H.B.	71	Redefines residence to conform with general welfare requirements
	H.B.	41	Requires 3 years instead of 1-year residence to qualify under social welfare act
	S.B.	50	Prohibits denial of old-age assistance to person with less than $300 annual income. (The commission recommends that Act 280, P.A. 1939, be amended to permit the extending of the monthly old-age assistance grants on the basis of individual need adjusted in accordance with available individual resources, with no limitations pertaining to the maximum payment. No. unavailable)
Minn.	S.F.	48	Changes residence requirements for old-age assistance
Neb.	L.B.	83	Reduces from 5 to 1 year the resident requirements of applicants for old-age assistance
	L.B.	140	Provides for the inclusion of an amount for recreation on all old-age grants
	L.B.	OAA	Removes limit on amount that may be paid monthly to recipients of old-age benefits
N.H.	H.B.	25	Qualifications for old-age assistance; 65 years, 10 years resident of United States and 5 of past 9 years resident of state
N. J.	H.B.	28	Provides assistance for one living in a home or hospital operated, not for profit, by an authorized religious, fraternal or charitable society, association or corporation
N. Y.	A.B.	432	Old-age assistance. Eligibility: Lowers the age of eligibility to 60 years
	A.B.	433	Old-age minimum award $50 per month with certain exceptions
N. C.	S.B.	21	Statutes relative to old-age assistance be amended to conform with the provisions of the Social Security Act
N. D.	S.B.	167	Raising from $75 to $100 cost of pauper burial
	H.B.	16	Allowing payments of last illness and funeral expenses to spouse for recipient of old-age assistance
	H.B.	18	Providing for division of money recovered by any county person liable for support of assistance recipient

TABLE IV. PROPOSED OLD AGE ASSISTANCE LEGISLATION, 1947 *—Continued

State			*State proposals*
Ohio	S.B.	135	Eliminates the maximum amount payable under the aid for the aged law
	S.B.	94	Maximum—limits aid to aged to $60 per month or $720 per year
	H.B	251	Providing for payment of additional allowance for medical, dental, optometrical or hospital care to the recipient or agencies furnishing such care
Okla.	H.B.	6	Provides for assistance to old persons in need even though such person has a certain earning capacity
	H B.	58	$50 minimum for old-age assistance payments
Ore	S B.	111	Providing a minimum allowance of $50 a month state assistance to aged to which shall be added the federal contribution
Pa.	H.B.	949	Old-age assistance. Authorizes political subdivisions and agencies to participate in Federal Social Security Program
	H.B.	281	Reduces age for recipients of old-age assistance
	H.B.	254	Permits recipients of public assistance to earn certain income
	H.B.	656	Aliens eligibility for assistance
	S.B.	349	Prerequisites—amendment eliminating requirement that recipients convey or encumber property or in any way secure repayment of assistance money; provides for release of all such obligations previously made
Tenn.	Ch 37 (S.B. 800)		Reduces counties' payments for old-age assistance (Approved 3-12-47)
	Ch. 101 (S.B. 625)		Increases maximum monthly payments for old-age assistance (Approved 3-7-47)
Wash.	H.B.	396	Prescribes the eligibility and payments under the old-age assistance law

Source: U S Library of Congress, *Check List of State Bills of 1947.*

GUESTS EXTENDED PRIVILEGE OF ASSEMBLY FLOOR

On request of Mr. Doyle, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. Eleanor Morgan, Louise R. Aldrich and Maude Sailor, American War Mothers of Los Angeles.

On request of Speaker Collins and Mr. Hinckley, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. Ruth Burrell, of San Francisco.

On request of Speaker Collins, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. Harold L. Putnam, of Burlingame.

ADJOURNMENT

At 4.36 p.m., on motion of Mr. Dickey, the Speaker declared the Assembly adjourned until 9 a.m., Tuesday, June 17, 1947.

SAM L. COLLINS, Speaker

GERALDINE B. HADSELL, Minute Clerk

CALIFORNIA LEGISLATURE
FIFTY-SEVENTH (GENERAL) SESSION

ASSEMBLY DAILY JOURNAL

NINETY-FIRST LEGISLATIVE DAY
ONE HUNDRED SIXTY-THIRD CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO
Tuesday, June 17, 1947

The Assembly met at 9 a.m.

Hon. Sam L. Collins, Speaker of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Sillman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—78.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. Raymond Renwald:

We pray to Thee, O God, Our Best Comforter, fill us with Thy gifts from on high, Thou fount of life and fire of love Give Thy light to every thought; give Thy love to every heart; fortify our body's poor infirmity with Thy divine strength. Drive back our mortal foes that henceforth we may dwell in peace, through Christ Our Lord—AMEN.

READING OF THE JOURNAL DISPENSED WITH

On motion of Mr. Heisinger, further reading of the Journal of the previous legislative day was dispensed with.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, June 16, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed, as amended:

Assembly Bill No. 728

And respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bill ordered to unfinished business file.

CORRECTION OF JOURNAL BY UNANIMOUS CONSENT

By unanimous consent, the Journal for Wednesday, June 11, 1947, was ordered corrected on page 55 to show the adoption of the resolution whereby Section 15 of Article IV of the Constitution was suspended and the reading of Assembly Bill No. 2717 a second time; and that the roll call, as printed on pages 10 and 11 in connection with the adoption of the report of the Committee on Conference concerning Assembly Bill No. 1117, be ordered printed in the corrected Journal for Wednesday, June 11, 1947, as the roll call on the adoption of the resolution on the suspension of the Constitution.

CONSIDERATION OF DAILY FILE

UNFINISHED BUSINESS

CONSIDERATION OF SENATE AMENDMENTS

Assembly Bill No. 728—An act to amend Section 737dd of the Political Code, relating to salaries of superior court judges in Orange County.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 728?

Amendment No. 1

In line 1 of the title of the printed bill, as amended in the Assembly on May 22, 1947, after "737dd", insert a comma and "737gg and 737jj".

Amendment No. 2

On page 1 of said bill, after line 5, insert

"SEC. 2. Section 737gg of the Political Code is amended to read:

737gg. The annual salary of each of the judges of the Superior Court in and for the County of Riverside is ten thousand dollars ($10,000).

SEC. 3. Section 737jj of the Political Code is amended to read:

737jj. The annual salary of each of the judges of the Superior Court in and for the County of San Bernardino is ten thousand dollars ($10,000)."

Amendment No. 3

In line 1 of the title of the printed bill, as amended in the Senate on June 4, 1947, strike out ", 737gg and 737jj".

Amendment No. 4

On page 1, line 5, of said bill, and after "sand" insert "five hundred".

Amendment No. 5

On page 1, line 5, of said bill, strike out "($10,000)", and insert "($10,500)".

Amendment No. 6

On page 1 of said bill, strike out all of lines 6 to 15, inclusive.

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 728 by the following vote:

AYES—Allen, Anderson, Beck, Berry, Blosser, Boyd, Brown, Burke, Butters, Caldecott, Clarke, Collier, Conrad, Cooke, Cramer, Lester T. Davis, Dolwig, Erwin, Evans, Field, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinton, James, Johnson,

Kirkwood, Loomis, Luckel, Lyons, Maloney, McCollister, Niehouse, Price, Robertson, Silliman, Stephenson, Thorp, Thurman, Waters, and Mr. Speaker—43.
NOES—None.

Assembly Bill No. 728 ordered enrolled.

REQUEST FOR UNANIMOUS CONSENT TO TAKE UP SENATE BILL NO. 1055, OUT OF ORDER

Mr. Lyons asked for, and was granted, unanimous consent that Senate Bill No. 1055 be taken up, out of order, at this time, for purpose of amendment.

CONSIDERATION OF SENATE BILL NO. 1055

Senate Bill No. 1055—An act to amend Sections 1180, 1182, and 1186 of, and to add Section 1204 to the Labor Code, relating to the employment of women and minors.

Bill read third time.

Motion to Amend

Mr. Lyons moved the adoption of the following amendments:

Amendment No. 1

On page 2, line 2, of the printed bill, as amended in the Assembly on June 16, 1947, after the first "and", strike out "to".

Amendment No. 2

On page 2, line 10, of said bill, after "welfare of", insert "the".

Amendment No. 3

On page 2, line 11, of said bill, after "trade", strike out "and", and insert "or".

Amendment No. 4

On page 2, line 11, of said bill, strike out "of", and insert "in".

Amendments read, and adopted.

Bill ordered reprinted, and to third reading.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, June 16, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate appointed Senators Hatfield, Keating, and Brown as a Committee on Conference concerning:

Assembly Bill No. 389—An act to amend Section 4015 of the Penal Code, relating to county officers.

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

SENATE CHAMBER, SACRAMENTO, June 16, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day refused passage to:

Assembly Bill No. 1294

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

SENATE CHAMBER, SACRAMENTO, June 16, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed, as amended:

Assembly Bill No. 140
Assembly Bill No. 317
Assembly Bill No. 767
Assembly Bill No. 1512

And respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bills ordered to unfinished business file.

SENATE CHAMBER, SACRAMENTO, June 16, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed:

Assembly Bill No. 4
Assembly Bill No 99
Assembly Bill No. 258
Assembly Bill No. 318
Assembly Bill No. 511
Assembly Bill No. 541
Assembly Bill No. 546
Assembly Bill No. 649
Assembly Bill No. 650
Assembly Bill No. 1054
Assembly Bill No. 1108
Assembly Bill No. 1962
Assembly Bill No. 2338
Assembly Bill No. 2547
Assembly Bill No. 2693
Assembly Bill No. 2679

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bills ordered enrolled.

SENATE CHAMBER, SACRAMENTO June 16, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted:

Assembly Joint Resolution No. 48

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above resolution ordered enrolled.

SENATE CHAMBER, SACRAMENTO, June 16, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to:

Senate Bill No. 1174
Senate Bill No. 787

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

CHIEF CLERK INSTRUCTED TO REQUEST THE RETURN FROM THE SENATE OF SENATE BILL NO. 1551

By unanimous consent, the Chief Clerk was instructed to request the return from the Senate of Senate Bill No. 1551.

REQUEST FOR UNANIMOUS CONSENT TO TAKE UP SENATE BILL NO. 1569, OUT OF ORDER

Mr. Crowley asked for, and was granted, unanimous consent that Senate Bill No. 1569 be taken up, out of order, at this time, for purpose of amendment.

CONSIDERATION OF SENATE BILL NO. 1569

Senate Bill No. 1569—An act granting certain lands, comprising the bed of Clear Lake, owned by the State of California, and providing for the management, use, and control thereof.

Bill read third time.

Motion to Amend

Mr. Crowley moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "granting", and insert "providing for leasing to the County of Lake of".

Amendment No. 2

On page 1 of said bill, strike out lines 1 to 8, inclusive, and insert

"SECTION 1. The State Lands Commission is authorized and directed to execute a lease to the County of Lake of all of the right, title, and interest of the State of California held by said State by virtue of its sovereignty in and to all those submerged lands comprising the bed of Clear Lake, in Lake County, situate under the waters of Clear Lake below the low water mark of said lake. Said lease shall be for a term of 50 years in consideration of a rental therefor to be paid to the State in the sum of

ten dollars ($10) a year. The lease shall contain such terms and conditions as may be mutually agreed upon not inconsistent with the provisions of this act and shall be executed subject to the approval of the Department of Public Works, acting by and through the State Engineer, with respect to the interests of the State in the control, conservation and utilization of water resources and projects therefor that may be affected thereby. The lease shall be for the uses and purposes and upon the express conditions following, to-wit:".

Amendment No. 3

On page 1 of said bill, strike out lines 18 to 21, inclusive, and insert "said county The county may grant".

Amendment No. 4

On page 1, line 29, of said bill, strike out "50 years; provided,"; and on page 2, strike out lines 1 to 4, inclusive, and insert "the termination date of the lease executed pursuant to this act"

Amendment No. 5

On page 2, line 6, of said bill, strike out "either at an"; and strike out lines 7 and 8, and insert "fixed by the County of Lake on such terms and conditions as may be required by said County of Lake."

Amendment No. 6

On page 2, line 41, of said bill, strike out "granted", and insert "leased".

Amendments read, and adopted.

Bill ordered reprinted, and to third reading.

Motion to Place Rush Order on Printing of Senate Bill No. 1569

Mr. Crowley moved that a rush order be placed on the printing of Senate Bill No. 1569.

Motion carried.

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS (RESUMED)
CONSIDERATION OF SENATE AMENDMENTS

Assembly Bill No. 2685—An act to add Article 5 to Chapter 7 of Part 2 of Division 2, Title 3 of the Government Code, relating to the development, distribution and use of water by counties.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 2685?

Amendment No. 1

On page 1, lines 20 and 21, of the printed bill, strike out ", other than for maintenance pursuant to Section 25697,".

Amendment No. 2

On page 2, line 15, of said bill, after the period, strike out the balance of the line; and strike out all of line 16.

Amendment No. 3

On page 2 of said bill, after line 40, insert

"25698. No tax for the purposes of this article may be levied for acquisition, improvement, development, construction, maintenance or operation upon property within incorporated cities maintaining a municipal water system until approved by a vote of the electors thereof as provided in Sections 25693, 25694 and 25697."

Amendment No. 4

On page 2, line 48, of the printed bill, as amended in the Senate on June 9, 1947, strike out "26694", and insert "25694".

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 2685 by the following vote:

AYES—Allen, Anderson, Beck, Berry, Blosser, Boyd, Brown, Burke, Butters, Caldecott, Clarke, Collier, Conrad, Cooke, Cramer, Lester T. Davis, Dolwig, Erwin, Evans, Field, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinton, James, Johnson, Kirkwood, Loomis, Luckel, Lyons, Maloney, McCollister, Niehouse, Price, Robertson, Sillman, Stephenson, Thorp, Thurman, Waters, and Mr. Speaker—43.

NOES—None.

Assembly Bill No. 2685 ordered enrolled.

NOTICE OF MOTION TO WITHDRAW SENATE BILL NO. 949 FROM COMMITTEE

Mr. Johnson gave notice that on the second legislative day he would move to withdraw Senate Bill No. 949 from the Committee on Industrial Relations, and have it placed upon the file.

REPORTS OF STANDING COMMITTEES

Committee on Municipal and County Government

ASSEMBLY CHAMBER, SACRAMENTO, June 16, 1947

MR. SPEAKER: Your Committee on Municipal and County Government, to which was referred:

Senate Bill No. 520

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be re-referred to Committee on Ways and Means.

THURMAN, Chairman

Above reported bill re-referred to Committee on Ways and Means.

Committee on Education

ASSEMBLY CHAMBER, SACRAMENTO, June 17, 1947

MR. SPEAKER: Your Committee on Education, to which was referred:

Senate Bill No. 133

Has had the same under consideration, and reports the same back with the recommendation: Do pass as amended, and be re-referred to Committee on Ways and Means.

DUNN, Chairman

Above reported bill ordered to second reading.

SECOND READING OF SENATE BILLS (BY UNANIMOUS CONSENT)

Senate Bill No. 133—An act to add Chapter 11, comprising Sections 9801 to 9809, inclusive, to Division 4, and Sections 5153.5, 6933, 7042, 7102.1, 7104, 7105, 12143, and 12144 to, the Education Code, relating to the education of mentally retarded minors as defined herein.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Education:

Amendment No. 1

In line 3 of the title of the printed bill, as amended in the Senate on June 9, 1947, strike out "and 12144", and insert "12144 and 12145".

Amendment No. 2

On page 2, line 7, of said bill, after "tion", insert ", or by a person serving under the supervision of such a psychologist and holding a credential for that purpose issued by the State Board of Education,".

Amendment No. 3

On page 3 of said bill, between lines 14 and 15, insert

"SEC. 3.1. Section 12145 is added to said code, to read:

12145. The standards for the credential authorizing service under the supervision of a psychologist shall be such as are prescribed by the State Board of Education."

Amendment No. 4

In line 3 of the title of said bill, strike out "12143", and insert "12143.5".

Amendment No. 5

On page 3, line 3, of said bill, strike out "12143", and insert "12143.5".

Amendment No. 6

On page 3, line 4, of said bill, strike out "12143", and insert "12143.5".

Amendments read, and adopted.

Bill ordered reprinted, and to third reading.

Motion to Place Rush Order on Printing of Senate Bill No. 133

Mr. McCollister moved that a rush order be placed on the printing of Senate Bill No. 133.

Motion carried.

REPORTS OF STANDING COMMITTEES

Committee on Finance and Insurance

ASSEMBLY CHAMBER, SACRAMENTO, June 16, 1947

MR. SPEAKER: Your Committee on Finance and Insurance, to which was referred:

Senate Bill No. 1544

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

GEDDES, Chairman

Above reported bill ordered to second reading.

SECOND READING OF SENATE BILLS (BY UNANIMOUS CONSENT)

Senate Bill No. 1544—An act to add Chapter 6, consisting of Section 16545 to Part 1, Division 7 of the Business and Professions Code, relating to workmen's compensation.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Finance and Insurance:

Amendment No. 1

On page 1, line 9, of the printed bill, as amended in the Senate on May 27, 1947, strike out "applicants'", and insert "applicant's workmen's compensation".

Amendment No. 2

On page 1, line 10, of said bill, strike out "for such purpose".

Amendment No. 3

On page 1, line 6, of said bill, strike out "city, county, city and county, and".

Amendments read, and adopted.

Bill ordered reprinted, and to third reading.

REPORTS OF STANDING COMMITTEES

Committee on Ways and Means

ASSEMBLY CHAMBER, SACRAMENTO, June 17, 1947

MR. SPEAKER: Your Committee on Ways and Means, to which were referred:

Senate Bill No. 1202	Senate Bill No. 189
Senate Bill No. 941	Senate Bill No. 144
Senate Bill No. 642	Senate Bill No. 1225
Senate Bill No. 572	Senate Bill No. 658
Senate Bill No. 12	Senate Bill No. 951
Senate Bill No. 281	Senate Bill No. 32

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

WOLLENBERG, Chairman

Above reported bills ordered to second reading.

SECOND READING OF SENATE BILLS (BY UNANIMOUS CONSENT)

Senate Bill No. 1202—An act to amend Section 4 of an act entitled "An act to provide for the acquisition of the Mount Tamalpais Ridge-crest Boulevard by the State, and the inclusion thereof in the Park System, and making an appropriation therefor," approved July 17, 1945, relating to the availability of the appropriation made thereby.

Bill read second time, and ordered to third reading.

Senate Bill No. 941—An act to add Section 12441 to the Government Code, relating to filing with the Controller of copies of all state contracts, and making an appropriation, declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

Senate Bill No. 642—An act to authorize the Director of Finance to sell and convey certain real property and making an appropriation of a portion of the proceeds thereof.

Bill read second time, and ordered to third reading.

Senate Bill No. 572—An act to provide for the purchase of the Sonoma Barracks as a part of the State Park System and making an appropriation therefor.

Bill read second time, and ordered to third reading.

Senate Bill No. 12—An act to provide for the control of pullorum disease, an infectious disease of poultry, and making an appropriation to the Department of Agriculture therefor.

Bill read second time, and ordered to third reading.

Senate Bill No. 281—An act relating to institutions under the jurisdiction of the Department of Corrections, making an appropriation to be expended pursuant to the Property Acquisition Act for the acquisition of a new site for the California Institution for Women, authorizing the Director of Corrections to transfer the California Institution for Women from its present location near Tehachapi to the new site, and authorizing the disposition of the Tehachapi property.

Bill read second time, and ordered to third reading.

Senate Bill No. 189—An act to amend Section 65 of the Labor Code, relating to conciliation and arbitration of labor disputes.

Bill read second time, and ordered to third reading.

Senate Bill No. 144—An act making an appropriation to the Division of Beaches and Parks for the acquisition and development of the gold discovery site, declaring the urgency therefor, to take effect immediately.

Bill read second time, and ordered to third reading.

Senate Bill No. 1225—An act to provide for a commission for the revision and codification of the election laws, and making an appropriation.

Bill read second time, and ordered to third reading.

Senate Bill No. 658—An act to authorize and direct the State Fire Advisory Board to investigate a state fire training program and making an appropriation therefor.

Bill read second time, and ordered to third reading.

Senate Bill No. 951—An act making an appropriation for expenditure by the State Fire Marshal in carrying out the provisions and purposes of Chapter 8, Part 3, Division 13, of the Health and Safety Code,

and of Senate Concurrent Resolution No. _____ of 1947, relating to inflammable materials, the act to take effect immediately.

Bill read second time, and ordered to third reading.

Senate Bill No. 32—An act making an appropriation for research and preparation of a master plan for development of Columbia State Park and to assure its authentic preservation and restoration.

Bill read second time, and ordered to third reading.

REPORTS OF STANDING COMMITTEES

Committee on Ways and Means

ASSEMBLY CHAMBER, SACRAMENTO, June 17, 1947

MR. SPEAKER: Your Committee on Ways and Means, to which were referred:

Senate Bill No. 235	Senate Bill No. 624
Senate Bill No. 1548	Senate Bill No. 285
Senate Bill No. 57	Senate Bill No. 380
Senate Bill No 287	Senate Bill No. 1423
Senate Bill No. 1478	Senate Bill No. 908
Senate Bill No 1579	Senate Bill No. 573
Senate Bill No. 1219	Senate Bill No 107
Senate Bill No 1281	Senate Bill No. 108
Senate Bill No. 1282	Senate Bill No. 529
Senate Bill No 734	

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

WOLLENBERG, Chairman

Above reported bills ordered to second reading.

SECOND READING OF SENATE BILLS (BY UNANIMOUS CONSENT)

Senate Bill No. 235—An act making an appropriation to be expended pursuant to the Property Acquisition Act for the acquisition of real property for use as a site for a state office building in the City of San Diego and in furtherance of the postwar building program.

Bill read second time, and ordered to third reading.

Senate Bill No. 1548—An act to amend Sections 9100, 9101, and 9103 of the Government Code, relating to legislative offices, and making an appropriation.

Bill read second time, and ordered to third reading.

Senate Bill No. 57—An act making an appropriation for the acquisition of land in Monterey County as part of the State Park System.

Bill read second time, and ordered to third reading.

Senate Bill No. 287—An act making an appropriation to the Department of Agriculture for the purpose of controlling Russian thistle and other weed hosts of beet leafhopper, declaring the urgency of this act, to take effect immediately.

Bill read second time, and ordered to third reading.

Senate Bill No. 1478—An act to make an appropriation to the Veterans' Welfare Board for the purpose of carrying into effect the provisions of the "Veterans' Farm and Home Purchase Act of 1943."

Bill read second time, and ordered to third reading.

Senate Bill No. 1579—An act making an appropriation to meet a deficiency in the appropriation for legislative printing, to take effect immediately.

Bill read second time, and ordered to third reading.

Senate Bill No. 1219—An act making an appropriation for the establishment, equipment and maintenance of a state college at Sacramento.

Bill read second time, and ordered to third reading.

Senate Bill No. 1281—An act to add Chapter 7, comprising Sections 6461 and 6462, to Part 1 of Division 6 of the Public Resources Code, relating to quiet title actions against the State, and making an appropriation.

Bill read second time, and ordered to third reading.

Senate Bill No. 1282—An act authorizing the transfer of buildings of the Department of Professional and Vocational Standards to the Department of Finance and relating to the supervision and operation of state buildings, making an appropriation, and providing that this act shall take effect immediately.

Bill read second time, and ordered to third reading.

Senate Bill No. 734—An act making an appropriation to the Department of Education for the purchase, care and distribution of books.

Bill read second time, and ordered to third reading.

Senate Bill No. 624—An act making an appropriation to provide and equip a building for Hastings College of the Law.

Bill read second time, and ordered to third reading.

Senate Bill No. 285—An act making an appropriation to the Regents of the University of California for research on problems relating to the production, processing, and distribution of agricultural products.

Bill read second time, and ordered to third reading.

Senate Bill No. 380—An act to add Section 63.5 to the Agricultural Code, relating to the enforcement of the provisions of said code and for that purpose providing for increasing the salaries of county agricultural commissioners and making an appropriation therefor.

Bill read second time, and ordered to third reading.

Senate Bill No. 1423—An act making an appropriation to the Regents of the University of California for establishing and operating an Institute of Transportation and Traffic Engineering.

Bill read second time, and ordered to third reading.

Senate Bill No. 908—An act relating to publicly owned and operated communication facilities, creating a California State Communications Advisory Board, defining its powers and duties, and the duties of other state officials with relation thereto, and making an appropriation therefor.

Bill read second time, and ordered to third reading.

Senate Bill No. 573—An act to amend Sections 1510, 1511, and 1512 of the Welfare and Institutions Code, relating to aid to needy children and the amount of state and county aid to be provided for such children and making an appropriation.

Bill read second time, and ordered to third reading.

Senate Bill No. 107—An act relating to adoptions and making an appropriation therefor.

Bill read second time, and ordered to third reading.

Senate Bill No. 108—An act to add Section 225p to the Civil Code, relating to adoptions and making an appropriation therefor.

Bill read second time, and ordered to third reading.

Senate Bill No. 529—An act to amend Sections 2762, 2763, 2764, 2765, 2767, 2769, 2771, 2773, and 2774 of the Penal Code, relating to prison road camps, and making an appropriation therefor.

Bill read second time, and ordered to third reading.

REPORTS OF STANDING COMMITTEES

Committee on Municipal and County Government

ASSEMBLY CHAMBER, SACRAMENTO, June 16, 1947

MR. SPEAKER. Your Committee on Municipal and County Government, to which were referred:

Senate Bill No. 455
Senate Bill No. 618
Senate Bill No. 651
Senate Bill No. 796
Senate Bill No. 1008
Senate Bill No. 1208
Senate Bill No. 1223
Senate Bill No. 1233
Senate Bill No. 1234
Senate Bill No. 1483
Senate Bill No. 1578

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

THURMAN, Chairman

Above reported bills ordered to second reading.

SECOND READING OF SENATE BILLS (BY UNANIMOUS CONSENT)

Senate Bill No. 455—An act to validate the formation, organization and existence of sanitary districts, declaring the urgency thereof to take effect immediately.

Bill read second time, and ordered to third reading.

Senate Bill No. 618—An act to amend Section 4095 of the Political Code and Section 29802 of the Government Code, relating to void warrants.

Bill read second time, and ordered to third reading.

Senate Bill No. 651—An act to add Section $14\frac{3}{4}$ to the County Waterworks District Act, relating to annexation of uninhabited territory to county waterworks districts.

Bill read second time, and ordered to third reading.

Senate Bill No. 796—An act to add Chapter 6.5, comprising Section 2500, to Division 4, Title 1 of the Government Code, relating to suit for damages against a municipal or quasi-municipal corporation.

Bill read second time, and ordered to third reading.

Senate Bill No. 1008—An act to amend Section 25429 of, add Section 25430 to, and amend and renumber Sections 16854 and 26481 of the Government Code, relating to the government of counties.

Bill read second time, and ordered to third reading.

Senate Bill No. 1208—An act to provide for housing, prescribing the powers and duties of the Director of Finance in connection with the emergency housing shortage, authorizing the issuance and sale of revenue bonds payable from net revenues from housing projects under this act, and making an appropriation.

Bill read second time, and ordered to third reading.

Senate Bill No. 1223—An act to add Section 25561 to the Government Code, relating to powers of the board of supervisors.

Bill read second time, and ordered to third reading.

Senate Bill No. 1233—An act to add Chapter 9.7, comprising Sections 6898 to 6898.6, inclusive, to Part 1 of Division 6 of the Health and Safety Code, relating to the withdrawal of territory from a sanitary district by inclusion in a city, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

Senate Bill No. 1234—An act to amend Section 4830 of, and to add Chapter 9.7, comprising Sections 6899 to 6899.9, inclusive, to Part 1 of Division 6 of, the Health and Safety Code, relating to withdrawal of territory from a sanitary district.

Bill read second time, and ordered to third reading.

Senate Bill No. 1483—An act to add Article 4 to Chapter 9 of Part 1 of Division 6 of the Health and Safety Code, relating to the annexation to sanitary districts of territory that is not contiguous.

Bill read second time, and ordered to third reading.

Senate Bill No. 1578—An act to add Section 4041.35 to the Political Code and Section 31000.5 to the Government Code, relating to the employment of assistants for the county assessor.

Bill read second time, and ordered to third reading.

REPORTS OF STANDING COMMITTEES

Committee on Education

ASSEMBLY CHAMBER, SACRAMENTO, June 17, 1947

MR. SPEAKER: Your Committee on Education, to which were referred:

Senate Bill No. 36
Senate Bill No. 1221

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

DUNN, Chairman

Above reported bills ordered to second reading.

SECOND READING OF SENATE BILLS (BY UNANIMOUS CONSENT)

Senate Bill No. 36—An act to amend Section 13424 of the Education Code, relating to teachers' institutes.

Bill read second time, and ordered to third reading.

Senate Bill No. 1221—An act establishing a four-year state institution of higher education in the City of Sacramento, County of Sacramento.

Bill read second time, and ordered to third reading.

REPORTS OF STANDING COMMITTEES

Committee on Municipal and County Government

ASSEMBLY CHAMBER, SACRAMENTO, June 16, 1947

MR. SPEAKER: Your Committee on Municipal and County Government, to which were referred:

Senate Bill No. 316
Senate Bill No. 621

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

THURMAN, Chairman

Above reported bills ordered to second reading.

SECOND READING OF SENATE BILLS (BY UNANIMOUS CONSENT)

Senate Bill No. 316—An act to amend Section 46 of the Vehicle Parking District Act of 1943, relating to vehicle parking districts.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Municipal and County Government:

Amendment No. 1

On page 1, line 10, of the printed bill, as amended in the Senate on May 26, 1947, strike out "of the city".

Amendment No. 2

On page 1, lines 11 and 12, of said bill, strike out "municipal".

Amendment No. 3

On page 1, line 22, of said bill, strike out "city".

Amendment No. 4

On page 2, line 4, of said bill, strike out "city".

Amendments read, and adopted.

Bill ordered reprinted, and to third reading.

Senate Bill No. 621—An act to amend Section 1157 of the Government Code, relating to pay roll deductions.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Municipal and County Government:

Amendment No. 1

On page 2, line 20, of the printed bill, as amended in the Senate on June 13, 1947, strike out "or disability", and insert "disability, or automobile liability".

Amendment read, and adopted.

Bill ordered reprinted, and to third reading.

REPORTS OF STANDING COMMITTEES

Committee on Finance and Insurance

ASSEMBLY CHAMBER, SACRAMENTO, June 16, 1947

MR. SPEAKER. Your Committee on Finance and Insurance, to which were referred:

Senate Bill No. 907	Senate Bill No. 1404
Senate Bill No. 1079	Senate Bill No. 1440
Senate Bill No. 1083	Senate Bill No. 1576

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

GEDDES, Chairman

Above reported bills ordered to second reading.

SECOND READING OF SENATE BILLS (BY UNANIMOUS CONSENT)

Senate Bill No. 907—An act to amend Section 10159.2 of the Insurance Code, relating to insurance.

Bill read second time, and ordered to third reading.

Senate Bill No. 1079—An act to add Section 1104.1 to, and to amend Sections 1106 and 1282x of, the Insurance Code, relating to insurers.

Bill read second time, and ordered to third reading.

Senate Bill No. 1083—An act to amend Section 12923 of the Insurance Code, relating to insurance.

Bill read second time, and ordered to third reading.

Senate Bill No. 1404—An act to repeal Sections 75 and 90 of, and add Sections 75 and 90 to, and amend Section 91 of the Unemployment Insurance Act, relating to the administration of said act.

Bill read second time, and ordered to third reading.

Senate Bill No. 1440—An act to amend Section 151 of the Unemployment Insurance Act, relating to unemployment compensation disability insurance.

Bill read second time, and ordered to third reading.

Senate Bill No. 1576—An act to amend Section 12902 of the Insurance Code, relating to the salary of the Insurance Commissioner.

Bill read second time, and ordered to third reading.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF SENATE BILLS

Senate Bill No. 1381—An act to amend Section 1244 of the Code of Civil Procedure, relating to allegations in complaint in proceedings in eminent domain.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Bennett, Berry, Blosser, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Lester T. Davis, Dolwig, Elliott, Erwin, Evans, Gaffney, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Johnson, Kilpatrick, Loomis, Lowrey, Luckel, Maloney, McCollister, Miller, Price, Sheridan, Stephenson, Thorp, Thurman, Waters, Weber, Wollenberg, and **Mr.** Speaker—44

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 959—An act to amend Sections 12604, 12606, 12608, 12609, 12610, and 12612 of the Business and Professions Code, relating to containers.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Bennett, Berry, Blosser, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Lester T. Davis, Dolwig, Elliott, Erwin, Evans, Gaffney, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Johnson, Kilpatrick, Loomis, Lowrey, Luckel, Maloney, McCollister, Miller, Price, Sheridan, Stephenson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—44.

NOES—None.

Bill ordered transmitted to the Senate.

UNFINISHED BUSINESS (RESUMED)
CONSIDERATION OF SENATE AMENDMENTS

Assembly Bill No. 1561—An act to add Sections 954 and 951.5 to the Fish and Game Code, relating to trawl nets.

The question being. Shall the Assembly concur in the following Senate amendments to Assembly Bill No 1561?

Amendment No. 1

In line 1 of the title of the printed bill, as amended in the Assembly on April 10, 1947, strike out "Sections 954 and", and insert "Section".

Amendment No. 2

On page 1 of said bill, strike out lines 1 to 5, inclusive.

Amendment No. 3

On page 1, line 6, of said bill, strike out "SEC. 2.", and insert "SECTION 1."

Amendment No. 4

In line 1 of the title of the printed bill, as amended in the Senate on May 8, 1947, strike out "Section", and insert "Sections 954 and".

Amendment No. 5

On page 1 of said bill, after line 12, insert

"SEC. 2. Section 954 is added to said code, to read:

954. It is unlawful for any person, using, or assisting in the use of a trawl or drag net to take or possess any crabs on any boat when carrying or operating any type of trawl, or drag net."

Amendment No. 6

In line 2 of the title of the printed bill, as amended in the Senate on May 22, 1947, after "nets", insert "and to amend Section 921 of the Fish and Game Code, relating to districts and nets".

Amendment No. 7

On page 1 of said bill, after line 12, insert

"SEC. 3. Section 921 of said code is amended to read:

921. In Districts 1, 2, and 3, round haul nets may not be possessed on any boat, *except in that part of District 3 lying within the boundaries of the Moss Landing Harbor District, round haul or any other type of nets may be possessed on any boat.*"

Amendment No. 8

On page 1, line 10, of the printed bill, as amended in the Senate on May 22, 1947, strike out "any", and insert "more than five hundred pounds of".

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 1561 by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brown, Burke, Butters, Caldecott, Clarke, Collier, George D Collins, Cooke, Crowley, Lester T. Davis, Dolwig, Elliott, Erwin, Evans, Gaffney, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton,

James, Johnson, Kilpatrick, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Price, Robertson, Rosenthal, Sheridan, Silliman, Stephenson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—48

NOES—None

Assembly Bill No. 1561 ordered enrolled.

NOTICE OF MOTION TO RECONSIDER SENATE BILL NO. 723 WAIVED

Messrs. Lowrey and Debs waived their notice of motion to reconsider the vote whereby Senate Bill No. 723 was passed.

Senate Bill No. 723 ordered transmitted to the Senate.

THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 354—An act to add Section 11275 to the Government Code, relating to the administrative costs of state agencies.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Bennett, Berry, Blosser, Burke, Butters, Clarke, Collier, George D. Collins, Conrad, Cooke, Crowley, Lester T. Davis, Debs, Ralph C. Dills, Dolwig, Dunn, Elliott, Erwin, Evans, Gaffney, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Rosenthal, Silliman, Stephenson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—48.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 1239—An act to amend Section 790 of the Agricultural Code, relating to fruits and vegetables subject to standards.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Bennett, Berry, Blosser, Burke, Butters, Clarke, Collier, George D. Collins, Conrad, Cooke, Crowley, Lester T Davis, Debs, Ralph C. Dills, Dolwig, Dunn, Elliott, Erwin, Evans, Gaffney, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Rosenthal, Silliman, Stephenson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—48.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 1462—An act to add Section 13118 to the Health and Safety Code, relating to containers storing inflammable materials.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Bennett, Berry, Blosser, Burke, Butters, Clarke, Collier, George D. Collins, Conrad, Cooke, Crowley, Lester T. Davis, Debs, Ralph C. Dills, Dolwig, Dunn, Elliott, Erwin, Evans, Gaffney, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Rosenthal, Silliman, Stephenson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—48.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 1314—An act to amend Section 131 of the Civil Code, relating to divorce, including actions and causes of action therefor.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Butters, Caldecott, Carey, Collier, George D. Collins, Conrad, Crowley, Lester T. Davis, Debs, Dolwig, Dunn, Elliott, Erwin, Evans, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Price, Robertson, Rosenthal, Sheridan, Silliman, Stephenson, Stewart, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—55.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 368—An act to amend Section 5001 of, and to add Chapter 3.5, comprising Sections 5085 to 5094, inclusive, to Title 7 of Part 3 of, the Penal Code, relating to the work programs of the Department of Corrections in the prisons and institutions under the jurisdiction of the department, creating and prescribing the powers and duties of the Correctional Industries Commission, and making an appropriation.

Bill read third time.

The roll was called.

Call of the Assembly

Pending the announcement of the vote, Mr. Dunn moved a call of the Assembly.

Motion carried. Time, 9.55 a.m.

The Speaker directed the Sergeant-at-Arms to close the doors, and to bring in the following absent members:

Allen, Anderson, Beck, Brady, Burns, Conrad, Cramer, Crichton, M. Philip Davis, Dickey, Clayton A. Dills, Dolwig, Doyle, Field, Fletcher, Geddes, Hawkins, Hollibaugh, Huyck, Lyons, McCollister, Niehouse, O'Day, Robertson, Rosenthal, Sherwin, Stanley, Stephenson, Stewart, Thomas, and Thompson—31

PROCEEDINGS UNDER CALL OF THE ASSEMBLY BY UNANIMOUS CONSENT

TEMPORARY SUSPENSION OF ASSEMBLY RULE NO. 85

Mr. Dunn asked for, and was granted, unanimous consent that Assembly Rule No. 85 be temporarily suspended for the purpose of placing a call of the Assembly on any matter on file.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 1574—An act to add Section 32003.5 to the Health and Safety Code, relating to local hospital districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Bennett, Berry, Blosser, Boyd, Burke, Butters, Caldecott, Clarke, Collier, George D. Collins, Cooke, Crowley, Debs, Dolwig, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Price, Stephenson, Thomas, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—46

NOES—None.

Bill ordered transmitted to the Senate.

Hon. Albert C. Wollenberg Presiding

At 10 a.m., Hon. Albert C. Wollenberg, Member of the Assembly from the Twenty-first District, presiding.

Senate Bill No. 744—An act to add Section 332 to the Fish and Game Code, relating to wilderness and wild areas.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Bennett, Berry, Blosser, Burke, Butters, Caldecott, Clarke, Collier, George D. Collins, Cooke, M. Philip Davis, Debs, Clayton A. Dills, Dolwig, Dunn, Elliott, Erwin, Evans, Gaffney, Gannon, Grant, Grunsky, Hahn, Heisinger, Hinton, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Stephenson, Thomas, Thorp, Thurman, Waters, and Wollenberg—44.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 1330—An act to amend Sections 8352 and 8353 of the Revenue and Taxation Code, relating to appropriations from the Motor Vehicle Fuel Fund.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Bennett, Berry, Blosser, Burke, Butters, Caldecott, Clarke, Collier, George D. Collins, Lester T. Davis, Debs, Clayton A. Dills, Dolwig, Dunn, Elliott, Erwin, Evans, Gaffney, Gannon, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, McCollister, McMillan, Miller, Niehouse, Price, Thomas, Thorp, Waters, and Wollenberg—42.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 822—An act to amend Sections 12031, 12042, 12043, and 12044 of the Education Code, relating to procedures for the issuance of certification documents by or for the State Board of Education.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Bennett, Berry, Blosser, Burke, Butters, Caldecott, Clarke, Collier, George D. Collins, Cooke, Lester T. Davis, Debs, Clayton A. Dills, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Grusky, Hahn, Heisinger, Hinckley, Hinton, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, McMillan, Miller, Niehouse, Price, Sillman, Thomas, Thorp, Thurman, Waters, and Wollenberg—45.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 264—An act to amend Sections 20013, 20014, 20600, 20604, 20950, 21020.5, 21208, 21257.1, 21292, 21295, and 21363 of, and to add Sections 20017.6, 20602.7, 20602.8, 20603.2, 20750.3, 20803.6, 20980.6, 21252.3, and 21256.2 to, the Government Code, relating to the State Employees Retirement System, in respect to the fire suppression personnel of the Division of Forestry, Department of Natural Resources.

Bill read third time.

The roll was called, ~~and the bill passed by the following vote:~~

PRINTER'S NOTE—There being no 7-point strikeout type available, the following roll call, which should appear in strikeout type, is indicated by being enclosed within brackets:

[AYES—Bennett, Berry, Blosser, Brady, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, Crichton, Debs, Clayton A. Dills, Dolwig, Dunn, Elliott, Erwin, Evans, Gaffney, Gannon, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, James, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, McMillan, Miller, Price, Rosenthal, Sheridan, Silliman, Stephenson, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—47.
NOES—None.]

~~Bill ordered transmitted to the Senate.~~

On this day the above record was expunged, and the action rescinded, whereby Senate Bill No. 264 was passed, and ordered transmitted to the Senate.

Speaker Presiding

At 10.20 a.m., Hon. Sam L. Collins, Speaker of the Assembly, presiding.

FURTHER PROCEEDINGS UNDER CALL OF THE ASSEMBLY DISPENSED WITH ON SENATE BILL NO. 366

At 10.21 a.m., on motion of Mr. Dunn, further proceedings under the call of the Assembly were dispensed with.

The names of the absentees were called, and ~~Senate Bill No. 366 refused passage by the following vote:~~

PRINTER'S NOTE—There being no 7-point strikeout type available, the following roll call, which should appear in strikeout type, is indicated by being enclosed within brackets:

[AYES—Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Cooke, Crowley, Lester T. Davis, Debs, Ralph C. Dills, Dunn, Elliott, Erwin, Evans, Gaffney, Gannon, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Maloney, McMillan, Miller, Price, Sheridan, Silliman, Thorp, Thurman, Waters, Weber, and Wollenberg—49.
NOES—None.]

Request for Unanimous Consent That Record Be Expunged, and Action Rescinded on Senate Bill No. 368

Mr. Dunn asked for, and was granted, unanimous consent that the record be expunged, and the action rescinded on the vote whereby Senate Bill No. 368 was this day refused passage.

Senate Bill No. 368 ordered to third reading.

EXPRESSION OF APPRECIATION

Mr. Thurman announced that the Committee on Municipal and County Government has completed its work, and expressed appreciation, as chairman of this committee, to the members of said committee for their fine attendance and cooperation.

RECESS

At 10.22 a.m., on motion of Mr. Erwin, the Assembly recessed until 2 p.m.

REASSEMBLED

At 2 p.m., the Assembly reconvened.
Hon. Sam L. Collins, Speaker of the Assembly, presiding.
Chief Clerk Arthur A. Ohnimus at the desk.

ABSENCE OF QUORUM SUGGESTED

Mr. Stewart suggested the absence of a quorum.
The roll was called.

Call of the Assembly

Pending the announcement of the vote, Mr. Stewart moved a call of the Assembly.

Motion carried. Time, 2.01 p.m.

The Speaker directed the Sergeant-at-Arms to close the doors, and to bring in the following absent members:

Allen, Anderson, Bennett, Berry, Boyd, Brady, Brown, Burke, Butters, Caldecott, Carey, Collier, George D. Collins, Conrad, Cramer, Crichton, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Dolwig, Dunn, Evans, Field, Gaffney, Gannon, Hawkins, Hinckley, James, Johnson, Kilpatrick, Kirkwood, Knight, Lowrey, Lyons, Maloney, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Thomas, Thompson, Thurman, Weber, and Wollenberg—52.

PROCEEDINGS UNDER CALL OF THE ASSEMBLY BY UNANIMOUS CONSENT

MEMBERS EXCUSED

At 2.18 p.m., Mr. Crowley asked for, and was granted, unanimous consent that the members of the Committee on Constitutional Amendments be excused at this time, for the purpose of holding a meeting.

FURTHER PROCEEDINGS UNDER CALL OF THE ASSEMBLY DISPENSED WITH ON QUORUM CALL

At 2.25 p.m., on motion of Mr. Stewart, further proceedings under the call of the Assembly were dispensed with.

The roll was called, and the following answered to their names:

Allen, Anderson, Beck, Bennett, Blosser, Brown, Burns, Butters, Caldecott, Clarke, Collier, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Fletcher, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Maloney, McCollister, McMillan, Niehouse, Price, Sheridan, Silliman, Stanley, Stephenson, Stewart, Thomas, Thorp, Thurman, Waters, Weber, and Mr. Speaker—55.

Quorum present.

MESSAGES FROM THE GOVERNOR

STATE OF CALIFORNIA
GOVERNOR'S OFFICE, SACRAMENTO, June 17, 1947

To the Honorable Members of the Assembly
State of California, Sacramento, California

GREETINGS: I am returning herewith without my signature

Assembly Bill No. 515, entitled: "An act to amend Section 1033.7 of the Code of Civil Procedure, relating to costs and interest on execution."

My objection is as follows:

This bill amends the same section of the Code of Civil Procedure amended by Assembly Bill No 240 also before me for consideration. Assembly Bill No. 240 is sponsored by the State Bar and is a more far reaching revision of the section than presented by this bill. I believe that the improvement in the present law which would

be effected by Assembly Bill No. 240 is more complete than would be effected by the approval of this bill. Accordingly, I am signing Assembly Bill No. 240 and returning this bill without my approval.

Respectfully submitted.

EARL WARREN, Governor

Assembly Bill No. 515 ordered to unfinished business file.

MEMBERS EXCUSED

At 2.27 p.m., Mr. Clarke asked for, and was granted, unanimous consent that the members of the Committee on Agriculture be excused, at this time, for the purpose of holding a meeting.

At 2.28 p.m., Mr. Burns asked for, and was granted, unanimous consent that the members of the Committee on Transportation and Commerce be excused, at this time, for the purpose of holding a meeting.

CHIEF CLERK INSTRUCTED TO REQUEST THE SENATE TO RETURN SENATE BILL NO. 264

By unanimous consent, the Chief Clerk was instructed to request the return, from the Senate, of Senate Bill No. 264.

REQUEST FOR UNANIMOUS CONSENT THAT RECORD BE EXPUNGED, AND ACTION RESCINDED ON SENATE BILL NO. 264

Mr. Waters asked for, and was granted, unanimous consent that the record be expunged, and the action rescinded, on the vote whereby Senate Bill No. 264 was this day passed, and ordered transmitted to the Senate.

REPORTS OF STANDING COMMITTEES

Committee on Constitutional Amendments

ASSEMBLY CHAMBER, SACRAMENTO, June 17, 1947

MR. SPEAKER: Your Committee on Constitutional Amendments, to which was referred:

Senate Constitutional Amendment No. 22

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

CROWLEY, Chairman

Above reported resolution ordered on file for adoption.

Committee on Municipal and County Government

ASSEMBLY CHAMBER, SACRAMENTO, June 17, 1947

MR. SPEAKER: Your Committee on Municipal and County Government, to which was referred:

Senate Bill No. 454

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

THURMAN, Chairman

Above reported bill ordered to second reading.

SECOND READING OF SENATE BILLS (BY UNANIMOUS CONSENT)

Senate Bill No. 454—An act to add Section 6407 to the Health and Safety Code, relating to sanitary districts, declaring the urgency thereof to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Municipal and County Government:

Amendment No. 1

On page 1 of the printed bill, strike out line 6; and in line 7, strike out "Regular Session of the Legislature", and insert "the second day of February, 1948".

Amendment read, and adopted.

Bill ordered reprinted, and to third reading.

REPORTS OF STANDING COMMITTEES

Committee on Municipal and County Government

ASSEMBLY CHAMBER, SACRAMENTO, June 17, 1947

MR. SPEAKER: Your Committee on Municipal and County Government, to which was referred:

Senate Bill No. 1592

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend: Do pass, as amended, and re-refer to Committee on Ways and Means.

THURMAN, Chairman

Above reported bill ordered to second reading.

SECOND READING OF SENATE BILLS (BY UNANIMOUS CONSENT)

Senate Bill No. 1592—An act authorizing any municipality to bring an action to quiet title against the State of California.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Municipal and County Government:

Amendment No. 1

In line 2 of the title of the printed bill, after "California", insert "and making an appropriation".

Amendment No. 2

On page 1 of the said bill, after line 11, insert

"SEC. 3 Service of summons in any such suit shall be upon the Chairman of the State Lands Commission and Attorney General and it shall be the duty of the Attorney General to represent the State in such suit."

Amendment No. 3

On page 1 of the said bill, after "suit" in Amendment No. 2 insert

"SEC. 4. Out of any moneys in the State Lands Act Fund not otherwise appropriated the sum of twenty-five thousand dollars ($25,000), and so much thereof as may be necessary, is hereby appropriated to the State Lands Commission to be expended during the 1947-48 Fiscal Year to defray the costs of said commission and for the charges of the Attorney General in defense of the suits contemplated under this act."

Amendments read, and adopted.

Bill ordered reprinted, and to third reading.

REPORTS OF STANDING COMMITTEES

Committee on Civil Service and State Personnel

ASSEMBLY CHAMBER, SACRAMENTO, June 17, 1947

MR. SPEAKER Your Committee on Civil Service and State Personnel, to which was referred:

Senate Bill No. 1590

Has had the same under consideration, and reports the same back with the recommendation: Do pass

GANNON, Chairman

Above reported bill ordered to second reading.

SECOND READING OF SENATE BILLS (BY UNANIMOUS CONSENT)

Senate Bill No. 1590—An act to add Section 20986 to the Government Code, relating to compulsory retirement of members of the State Employees' Retirement System, and declaring the urgency thereof to take effect immediately.

Bill read second time, and ordered to third reading.

REPORTS OF STANDING COMMITTEES

Committee on Municipal and County Government

ASSEMBLY CHAMBER, SACRAMENTO, June 17, 1947

MR. SPEAKER: Your Committee on Municipal and County Government, to which were referred:

Senate Bill No. 1203
Senate Bill No. 1591

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

THURMAN, Chairman

Above reported bills ordered to second reading.

SECOND READING OF SENATE BILLS (BY UNANIMOUS CONSENT)

Senate Bill No. 1203—An act to amend Sections 9 and 12 of the Municipal Water District Act of 1911, relating to the organization, government and powers of municipal water districts.

Bill read second time, and ordered to third reading.

Senate Bill No. 1591—An act to validate ordinances adopted by voters in municipalities pursuant to propositions therefor submitted to such voters by the governing bodies of such municipalities.

Bill read second time, and ordered to third reading.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, June 17, 1947

MR SPEAKER: I am directed to inform your honorable body that the Senate is returning, pursuant to your request,

Senate Bill No. 1551

J. A. BEEK, Secretary of the Senate
By C V TAYLOR, Assistant Secretary

Senate Bill No. 1551 ordered to third reading.

MEMBERS EXCUSED

At 2.30 p.m., Mr. Dickey asked for, and was granted, unanimous consent that Mr. James be granted a leave of absence for the balance of the legislative day, because of illness.

At 2 38 p m., Mr. Debs asked for, and was granted, unanimous consent that the members of the Committee on Public Health be excused, at this time, for the purpose of holding a meeting at his desk.

MOTION TO STRIKE ASSEMBLY BILLS FROM THE INACTIVE FILE

Mr. Weber moved that the following bills be stricken from the inactive file:

Assembly Bills Nos. 1161, 1006, 1008, 1009, 1473, 1475, 1476, 1477, 1478, 1479, 1480, 1472, 1474, 2176, 1933, 2159, 1890, 1068, 86, 297, 2010, 2329, 136, 1839, 712, 931, 2009, 1728, 1674, 1205, 1424, 1785, 1787, 1685, Assembly Constitutional Amendment No. 39, Assembly Bills Nos. 1620, 2626, 2408, 1213, 822, 1585, and 1064.

Mr. Dickey seconded the motion.

Motion carried.

MEMBERS EXCUSED

At 3.05 p.m., Mr. Dickey asked for, and was granted, unanimous consent that the members of the Committee on Rules be excused, at this time, for the purpose of holding a meeting.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, June 17, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate is returning, pursuant to your request:

Senate Bill No. 264

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Senate Bill No. 264 ordered to third reading.

CONSIDERATION OF SENATE BILL NO. 264 (BY UNANIMOUS CONSENT)

Senate Bill No. 264—An act to amend Sections 20013, 20014, 20600, 20604, 20950, 21020.5, 21208, 21257.1, 21292, 21295, and 21363 of, and to add Sections 20017.6, 20602.7, 20602.8, 20603.2, 20750.3, 20803.6, 20980.6, 21252.3, and 21256.2 to, the Government Code, relating to the State Employees Retirement System, in respect to the fire suppression personnel of the Division of Forestry, Department of Natural Resources.

Bill read third time.

Motion to Amend

Mr. Waters moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in the Senate on June 12, 1947, strike out "20013, 20014, 20600, 20604," and insert "20600,".

Amendment No. 2

In the title of said bill, strike out lines 2, 3, and 4, and insert "21257.1, and 21295 of, and to add Sections 20013.5, 20014.5, 20017.6, 20602.7, 20602.8, 20603.2, 20604.5, 20750.3, 20803.6, 20950.5, 20980.6, 21020.6, 21209, 21252.3, 21256.2, 21292.5, and 21363.5 to, the Gov-".

Amendment No. 3

On page 1 of said bill, strike out lines 1 to 15, inclusive, and insert

"SECTION 1. Section 20013.5 is added to the Government Code, to read:

20013.5. "State member" also includes forestry members."

Amendment No. 4

On page 1 of said bill, strike out lines 16 to 19, inclusive, and insert

"SEC. 2. Section 20014.5 is added to said code, to read:

20014.5. Notwithstanding the provisions of Section 20014, "State miscellaneous member" does not include forestry members."

Amendment No. 5

On page 2 of said bill, strike out line 14, and insert "except those for whom a different basis for rates of contribution is prescribed by any provision of this chapter,".

Amendment No. 6

On page 2 of said bill, strike out lines 43 and 44, and insert
"SEC. 8. Section 20604.5 is added to said code, to read:
20604.5. For each forestry member who".

Amendment No. 7

On page 2, line 45, of said bill, strike out "Highway Patrol, warden, or"

Amendment No. 8

On page 2, lines 48 and 49, of said bill, strike out "Highway Patrol, warden, or".

Amendment No. 9

On page 2, line 50, of said bill, strike out "Sec-"

Amendment No. 10

On page 2 of said bill, strike out line 51; and on page 3, strike out lines 1 and 2, and insert "Section 20602.7."

Amendment No. 11

On page 3, line 22, of said bill, after "Fund", insert "in respect to forestry members".

Amendment No. 12

On page 3 of said bill, between lines 24 and 25, insert
"As used in this section, "compensation paid" includes the compensation a member absent on military service would have received were it not for his absence in such service, if the normal contributions for the period of absence are made. The rate of his compensation shall be his compensation at the commencement of his absence."

Amendment No. 13

On page 3 of said bill, strike out lines 32 and 33, and insert
"SEC. 11. Section 20950.5 is added to said code, to read:
20950.5. A forestry member shall be".

Amendment No. 14

On page 3 of said bill, strike out line 44, and insert
"SEC. 13. Section 21020.6 is added to said code, to read:".

Amendment No. 15

On page 3, line 45, of said bill, strike out "21020.5.", and insert
"21020.6."

Amendment No. 16

On page 3, line 46, of said bill, strike out "warden members and to".

Amendment No. 17

On page 3 of said bill, strike out line 48, and insert
"SEC. 14. Section 21209 is added to said code, to read ".

Amendment No. 18

On page 3, line 49, of said bill, strike out "21208.", and insert
"21209."

Amendment No. 19

On page 3, line 51, of said bill, strike out "to warden members and".

Amendment No. 20

On page 3, line 52, of said bill, strike out "'warden service" as applied to".

Amendment No. 21

On page 4, line 1, of said bill, strike out "warden members and".

Amendment No. 22

On page 4 of said bill, strike out lines 34 and 35, and insert
"SEC. 17. Section 21292.5 is added to said code, to read:
21292.5. Upon retirement of a".

Amendment No. 23

On page 4, line 36, of said bill, strike out "member, or".

Amendment No. 24

On page 4, line 43, of said bill, strike out "other".

Amendment No. 25

On page 4 of said bill, strike out lines 44 and 45, and insert "for whom a different disability retirement allowance is not prescribed by any other provision of this article shall receive a disability".

Amendment No. 26

On page 5 of said bill, strike out lines 1 to 3, inclusive, and insert

"SEC. 19. Section 21363.5 is added to said code, to read:

21363.5. The special death benefit is also payable if the deceased was a forestry member,".

Amendment No. 27

On page 5, lines 5 and 6, of said bill, strike out "in the same manner as for all other state or city employees", and insert "using the same procedure as in workmen's compensation hearings".

Amendment No. 28

On page 5, line 10, of said bill, strike out "parole", and insert "forestry".

Amendments read, and adopted.

Bill ordered reprinted, and re-referred to the Committee on Ways and Means.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF SENATE BILLS (BY UNANIMOUS CONSENT)

Senate Bill No. 1219—An act making an appropriation for the establishment, equipment and maintenance of a four-year state institution of higher education at Sacramento.

Bill read third time.

Motion to Amend

Mr. Wollenberg moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 6, of the printed bill, as amended in the Senate on June 12, 1947, following "Sacramento", insert "during the 1947-48 Fiscal Year".

Amendment read, and adopted.

Bill ordered reprinted, and to third reading.

Senate Bill No. 12—An act to provide for the control of pullorum disease, an infectious disease of poultry, and making an appropriation to the Department of Agriculture therefor.

Bill read third time.

Motion to Amend

Mr. Wollenberg moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 25, of the printed bill, as amended in the Senate on June 12, 1947, following "appropriated", insert "for the 1947-48 Fiscal Year".

Amendment read, and adopted.

Bill ordered reprinted, and to third reading.

MEMBERS EXCUSED

At 3.12 p.m., Mr. Wollenberg asked for, and was granted, unanimous consent that the members of the Committee on Ways and Means be excused, at this time, for the purpose of holding a meeting.

At 3.14 p.m., Mr. McMillan asked for, and was granted, unanimous consent that the members of the Committee on Conservation, Planning, and Public Works be excused, at this time, for the purpose of holding a meeting.

ANNOUNCEMENTS

Speaker Collins announced that the Senate Committee on Judiciary will hold a meeting tonight at 8 p.m., and that all members having bills before this committee are urged to appear, and take them up.

REPORTS OF STANDING COMMITTEES

Committee on Ways and Means

ASSEMBLY CHAMBER, SACRAMENTO, June 17, 1947

MR. SPEAKER: Your Committee on Ways and Means, to which were referred:

Senate Bill No. 288	Senate Bill No. 701
Senate Bill No. 325	Senate Bill No. 730
Senate Bill No. 358	Senate Bill No. 909
Senate Bill No. 437	Senate Bill No 1463
Senate Bill No. 544	Senate Bill No. 1473
Senate Bill No. 594	

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

WOLLENBERG, Chairman

Above reported bills ordered to second reading.

SECOND READING OF SENATE BILLS (BY UNANIMOUS CONSENT)

Senate Bill No. 288—An act making an appropriation to the Department of Agriculture for the purpose of augmenting market news services.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Ways and Means:

Amendment No. 1

On page 1, line 4, of the printed bill, strike out "for augmenting", and insert "in augmentation of Item 47 of the Budget Act of 1947 in order to permit the department to augment".

Amendment read, and adopted.

Bill ordered reprinted, and to third reading.

Senate Bill No. 325—An act to add Section 963.5 to the Agricultural Code, relating to potato seed testing operations, creating a revolving fund for such operations and making an appropriation, to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Ways and Means:

Amendment No. 1

On page 1, lines 3 and 4, of the printed bill, as amended in the Senate on May 22, 1947, strike out "State Treasury not otherwise appropriated", and insert "Department of Agriculture Fund".

Amendment No. 2

On page 1, lines 5 and 6, of said bill, strike out "credited to the Department of Agriculture Fund and".

Amendment No. 3

On page 1, line 10, of said bill, strike out ", except, that," and insert a period.

Amendment No. 4

On page 1 of said bill, strike out lines 11 to 15, inclusive.

Amendments read, and adopted.
Bill ordered reprinted, and to third reading.

Senate Bill No. 358—An act to add Section 33 to an act entitled "An act making an appropriation for allocation to cities, counties, and cities and counties, to develop a postwar public works program comprising the preparation of surveys and plans and specifications for proposed public works and the acquisition of rights of way and sites for major streets, roads, bridges, sewerage and other public facilities, and providing the procedure for making such allocations," approved June 20, 1944, relating to postwar public works programs, declaring the urgency thereof and providing that this act shall go into effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Ways and Means:

Amendment No. 1

On page 1, line 16, of the printed bill, as amended in the Senate on June 5, 1947, strike out "State Treasury", and insert "Postwar Unemployment and Construction Fund".

Amendment read, and adopted.
Bill ordered reprinted, and to third reading.

Senate Bill No. 437—An act to appropriate the sum of $_____ from the General Fund of the State of California not otherwise appropriated for the purpose of increasing salaries of state employees where such increases are necessary to meet increases in the cost of living.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Ways and Means:

Amendment No. 1

On page 2, line 5, of the printed bill, after the period following "determined", insert "In determining the scale of salaries and wages to be paid state employees, the State Personnel Board or other salary fixing authority shall adhere strictly to the existing provisions of law to the effect that the salary scales paid state employees shall be comparable with that paid for like employment in private enterprise and by other governmental agencies, and such adjustments to be made so as to produce equitable relationship in the salaries and wages of the officers and employees of the State."

Amendment read, and adopted.
Bill ordered reprinted, and to third reading.

Senate Bill No. 544—An act to amend Sections 20602, 20602.1, 21252, 21252.1, and 21256, to add Section 20750.2 to, and to repeal Section 20602.3 of the Government Code, relating to the State Employees' Retirement System, providing for the rights, contributions, and pensions of patrol members and former patrol members in respect to said system, changing the rate of state contributions thereto in respect to said members, and providing for the refund or other disposition of certain optional contributions by patrol members to said system.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Ways and Means:

Amendment No. 1

On page 1 of the printed bill, as amended in the Senate on June 12, 1947, between lines 17 and 18, insert

"(c) If the patrol member who made such optional contributions is dead, such optional contributions shall be paid to his beneficiary, if he designated one, and if not, to his estate."

Amendment No. 2

On page 2, line 50, of said bill, after "Fund", insert "in respect to State Patrol members".

Amendment No. 3

On page 2 of said bill, after line 51, insert

"As used in this section, "compensation paid" includes the compensation a member absent on military service would have received were it not for his absence in such service, if the normal contributions for the period of absence are made. The rate of his compensation shall be his compensation at the commencement of his absence."

Amendment No. 4

On page 3, lines 2 and 3, of said bill, strike out "other than patrol members", and insert "for whom a different current service pension is not prescribed by any other provision of this chapter".

Amendments read, and adopted.

Bill ordered reprinted, and to third reading.

Senate Bill No. 594—An act making an appropriation for the establishment of a Department of Wild Life and Marine Biology at Humboldt State College.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Ways and Means:

Amendment No. 1

On page 1 of the printed bill, as amended in the Senate on June 9, 1947, between lines 9 and 10, insert

"SEC. 2. The acquisition of any lands under the provisions of this act shall be subject to the Property Acquisition Act.

SEC. 3. The expenditure of any money for construction, improvements and equipment under the provisions of this act shall be subject to the provisions of Sections 3, 12, and 13 of Chapter 145, Statutes of 1946 (First Extraordinary Session)."

Amendment No. 2

On page 1 of said bill, strike out lines 10 to 12, inclusive.

Amendments read, and adopted.

Bill ordered reprinted, and to third reading.

Senate Bill No. 701—An act to amend Sections 20602.5, 20602.6, and 21256.1 of, to repeal Section 20602.9 of, and to add Sections 20750.2 and 21252.2 to, the Government Code, relating to the State Employees' Retirement System, providing for the rights, pensions and contributions of warden members and former warden members in respect to said system, changing the rate of state contribution thereto in respect to said members, and providing for the refund or other disposition of certain optional contributions by warden members to said system.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Ways and Means:

Amendment No. 1

In line 3 of the title of the printed bill, as amended in the Senate on June 12, 1947, strike out "20750 2", and insert "20750.4".

Amendment No. 2

On page 2, line 19, of said bill, after "Fund", insert "in respect to warden members".

Amendment No. 3

On page 2 of said bill, between lines 21 and 22, insert

" "Compensation paid" includes the compensation a member absent on military service would have received were it not for his absence in such service, if the normal contributions for the period of absence are made. The rate of his compensation shall be his compensation at the commencement of his absence."

Amendment No. 4

On page 3, line 19, of said bill, strike out "parole", and insert "warden".

Amendment No. 5

On page 3, line 20, of said bill, strike out "20750.2", and insert "20750.4".

Amendments read, and adopted.

Bill ordered reprinted, and to third reading.

Senate Bill No. 730—An act appropriating money to be expended by the State Department of Finance for the acquisition of property rights to be used in cooperation with the Federal Government in accordance with the provisions of United States Senate Document 142, 79th Congress, Second Session.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Ways and Means:

Amendment No. 1

On page 3 of the printed bill, as amended in the Senate on May 29, 1947, strike out lines 8 to 11, inclusive.

Amendment read, and adopted.

Bill ordered reprinted, and to third reading.

Senate Bill No. 909—An act making an appropriation to the University of California for the construction and equipment of a viticultural building.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Ways and Means:

Amendment No. 1

On page 1, line 8, of the printed bill, as amended in the Senate on June 9, 1947, strike out "The appropriation made by this act shall not"; and strike out lines 9 and 10, inclusive, and insert

"SEC. 2. Expenditures from the appropriation made herein shall be subject to the provisions of Sections 3, 12, and 13 of Chapter 145, Statutes of 1946 (First Extraordinary Session)."

Amendment read, and adopted.

Bill ordered reprinted, and to third reading.

Senate Bill No. 1463—An act to add Sections 13117, 13118, 13119, 13120, 13121, 13122, 13123, 13124, 13125, 13126, 13127, and 13128 to the Health and Safety Code, relating to use of inflammable materials in places of public assemblage, and making an appropriation.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Ways and Means:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in the Senate on June 9, 1947, strike out "13117, 13118,".

Amendment No. 2

In line 2 of the title of said bill, strike out "and 13128", and insert "13128, 13129, and 13130".

Amendment No. 3

On page 1, line 1, of said bill, strike out "13117 to 13128", and insert "13119 to 13130".

Amendment No. 4

On page 1, line 3, of said bill, strike out "13117", and insert "13119".

Amendment No. 5

On page 1, line 18, of said bill, strike out "13118", and insert "13120".

Amendment No. 6

On page 2, line 2, of said bill, strike out "13117", and insert "13119".

Amendment No. 7

On page 2, line 3, of said bill, strike out "13119", and insert "13121".

Amendment No. 8

On page 2, line 8, of said bill, strike out "13118", and insert "13120".

Amendment No. 9

On page 2, line 9, of said bill, strike out "13120", and insert "13122".

Amendment No. 10

On page 2, line 15, of said bill, strike out "13121", and insert "13123".

Amendment No. 11

On page 2, line 39, of said bill, strike out "13118", and insert "13120".

Amendment No. 12

On page 2, line 50, of said bill, strike out "13122", and insert "13124".

Amendment No. 13

On page 3, line 3, of said bill, strike out "13123", and insert "13125".

Amendment No. 14

On page 3, line 7, of said bill, strike out "13124", and insert "13126".

Amendment No. 15

On page 3, line 13, of said bill, strike out "13125", and insert "13127".

Amendment No. 16

On page 3, line 35, of said bill, strike out "13126", and insert "13128".

Amendment No. 17

On page 3, line 38, of said bill, strike out "13127", and insert "13129".

Amendment No. 18

On page 3, line 43, of said bill, strike out "13128", and insert "13130".

Amendments read, and adopted.

Bill ordered reprinted, and to third reading.

Senate Bill No. 1473—An act making an appropriation to the emergency fund specified in Item _____ of the Budget Act of 1947, relating to the repair and restoration of property damaged or destroyed by storms or floods and the expenditure of money appropriated therefor.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Ways and Means:

Amendment No. 1

In line 2 of the title of the printed bill, as amended in the Senate on June 12, 1947, strike out the blank, and insert "325".

Amendment No. 2

On page 2 of said bill, after line 38, insert

"Not more than 20 percent of the money appropriated by this act shall be expended in any one county."

Amendments read, and adopted.

Bill ordered reprinted, and to third reading.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, June 17, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 932—An act to amend Section 4041.18 of the Political Code and Sections 25450 and 25457 of the Government Code, relating to powers of boards of supervisors;

Assembly Bill No. 1116—An act amending Sections 1, 3, 3a, and 5 of an act entitled "An act to authorize and control the deposit in banks of money belonging to or in the custody of any county, city and county, city, town, municipality or other public or municipal corporation within this State, and to repeal all acts or parts of acts in conflict with this act," approved April 28, 1933, relating to deposit of public moneys, to declare the urgency thereof, and to provide that this act shall take effect immediately;

Assembly Bill No. 2036—An act to amend Section 2240 of the Health and Safety Code, relating to mosquito abatement districts;

And reports that the same have been correctly enrolled, and presented to the Governor on the seventeenth day of June, 1947, at 3 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 17, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 2513—An act to amend Section 4 of the Planning Act, and to amend Sections 35, 38, 40, 44, and 45 of, and to add Section 23.5 to the Conservation and Planning Act, relating to the powers and duties of the Planning Commission, and to city, county and regional plans;

And reports that the same has been correctly enrolled, and presented to the Governor on the seventeenth day of June, 1947, at 3 p.m.

WEBER, Chairman

ANNOUNCEMENT OF COMMITTEE MEETINGS

Upon adjournment—

Finance and Insurance.

At 8 p.m., tonight—

Judiciary.

REPORTS OF STANDING COMMITTEES

Committee on Livestock and Dairies

ASSEMBLY CHAMBER, SACRAMENTO, June 17, 1947

MR. SPEAKER: Your Committee on Livestock and Dairies, to which was referred:
Senate Bill No. 685

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended

THORP, Chairman

Above reported bill ordered to second reading.

SECOND READING OF SENATE BILLS (BY UNANIMOUS CONSENT)

Senate Bill No. 685—An act to add Sections 476.5 and 736.1-1 to the Agricultural Code, relating to freezing and cold storage of market cream and the payment therefor.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Livestock and Dairies:

Amendment No. 1

In the first line of the title of the printed bill, as amended in the Senate on May 29, 1947, strike out "476.5", and insert "460.5"

Amendment No. 2

On page 1, line 1, of said bill, strike out "476.5", and insert "460.5".

Amendment No. 3

On page 1, line 3, of said bill, strike out "476.5", and insert "460.5".

Amendments read, and adopted.

Bill ordered reprinted, and to third reading.

REPORTS OF STANDING COMMITTEES

Committee on Agriculture

ASSEMBLY CHAMBER, SACRAMENTO, June 17, 1947

MR. SPEAKER: Your Committee on Agriculture, to which were referred:
Senate Bill No. 301
Senate Bill No. 525

Has had the same under consideration, and reports the same back with the recommendation: Do pass

CLARKE, Chairman

Above reported bills ordered to second reading.

SECOND READING OF SENATE BILLS (BY UNANIMOUS CONSENT)

Senate Bill No. 301—An act to amend Sections 44 and 45 of the State Water Resources Act of 1945, relating to water and flood control.

Bill read second time, and ordered to third reading.

Senate Bill No. 525—An act to add Sections 26137 and 26138 to the Water Code, and to add Section 3466.6 to the Political Code, relating to irrigation and reclamation districts.

Bill read second time, and ordered to third reading.

REPORTS OF STANDING COMMITTEES

Committee on Livestock and Dairies

ASSEMBLY CHAMBER, SACRAMENTO, June 17, 1947

MR. SPEAKER. Your Committee on Livestock and Dairies, to which was referred:

Senate Bill No. 874

Has had the same under consideration, and reports the same back with amendments with the recommendation. Amend, and do pass, as amended.

THORP, Chairman

Above reported bill ordered to second reading.

SECOND READING OF SENATE BILLS (BY UNANIMOUS CONSENT)

Senate Bill No. 874—An act to amend Section 681 of the Agricultural Code, relating to testing and basis of payment for dairy products.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Livestock and Dairies:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Section 681", and insert "Sections 685 and 742.1".

Amendment No. 2

In line 2 of the title of said bill, strike out "testing and basis of payment for dairy", and insert "milk and milk".

Amendment No. 3

On page 1, line 1, of said bill, strike out "681", and insert "685".

Amendment No. 4

On page 1, line 3, of said bill, strike out "681", and insert "685".

Amendment No. 5

On page 1 of said bill, strike out lines 4 to 10, inclusive, and insert "ure, weight or test used for determining the grade or quality of milk, cream or fluid derivatives thereof, nor the test used for determining the percentage of milk fat in milk, cream or fluid derivatives thereof, nor overread or underread any such test, nor take an unfair sample of milk, cream or any fluid derivatives thereof on which the grade, quality or amount of milk fat therein is to be determined, nor fraudulently manipulate any such sample, or the records of any measurement, weight, test, or combina-".

Amendment No. 6

On page 1, line 15, of said bill, after "records", strike out the comma.

Amendment No. 7

On page 1, line 16, of said bill, after "by", insert a comma.

Amendment No. 8

On page 1, line 17, of said bill, after "pencil", strike out the comma.

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 9

On page 2 of said bill, after line 19, insert

"SEC. 2. Section 742.1 of the Agricultural Code is amended to read:

742.1. The director shall administer and enforce the provisions of this chapter, and shall have and may exercise any or all of the administrative powers conferred by Sections 11180 to 11191, inclusive, of the Government Code upon a head of a department of the State. In order to effectuate the declared purposes of this [act] *chapter*, the director is hereby authorized to contract and be contracted with to carry out the declared intent and purposes of this chapter."

Amendments read, and adopted.

Bill ordered reprinted, and to third reading.

REPORTS OF STANDING COMMITTEES

Committee on Education

ASSEMBLY CHAMBER, SACRAMENTO, June 17, 1947

MR. SPEAKER: Your Committee on Education, to which were referred:

Senate Bill No. 623
Senate Bill No. 638

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended

DUNN, Chairman

Above reported bills ordered to second reading.

SECOND READING OF SENATE BILLS (BY UNANIMOUS CONSENT)

Senate Bill No. 623—An act to add Article 3 to Chapter 2 of Division 1 of the Education Code, relating to county superintendents of schools and declaring the urgency thereof, to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Education:

Amendment No. 1

On page 2, lines 4 and 5, of the printed bill, as amended in the Senate on June 3, 1947, strike out "eleven thousand dollars ($11,000)", and insert "thirteen thousand four hundred dollars ($13,400)".

Amendment No. 2

On page 2, lines 8 and 9, of said bill, strike out "twelve thousand four hundred dollars ($12,400)", and insert "ten thousand dollars ($10,000)".

Amendment No. 3

On page 2, line 10, of said bill, after "State", insert "Board of Education".

Amendment No. 4

On page 3, lines 32 and 33, of said bill, strike out "five thousand four hundred dollars ($5,400)", and insert "six thousand dollars ($6,000)".

Amendment No. 5

On page 3, line 52 and page 4, line 1, of said bill, strike out "seven thousand dollars ($7,000)", and insert "six thousand nine hundred dollars ($6,900)".

Amendment No. 6

On page 5, lines 25 and 26, of said bill, strike out "four thousand eight hundred dollars ($4,800)", and insert "five thousand dollars ($5,000)".

Amendment No. 7

On page 6, line 1, of said bill, strike out "one hundred sixty dollars ($5,160)", and insert "dollars ($5,000)".

Amendment No. 8

On page 7 of said bill, strike out lines 44 to 47, inclusive; and on page 8, strike out lines 1 to 9, inclusive.

Amendments read, and adopted.

Bill ordered reprinted, and to third reading.

Senate Bill No. 638—An act to amend Section 2807 of the Education Code, relating to the formation of union elementary school districts.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Education:

Amendment No. 1

On page 1, line 6, of the printed bill, as amended in the Senate on May 5, 1947, after "districts", insert "contiguous to each other".

Amendment read, and adopted.

Bill ordered reprinted, and to third reading.

RECESS

At 3.20 p.m., on motion of Mr. Dickey, the Assembly recessed until 7.30 p.m.

REASSEMBLED

At 7.30 p m., the Assembly reconvened.

Hon. Sam L. Collins, Speaker of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

REPORTS OF STANDING COMMITTEES

Committee on Public Health

ASSEMBLY CHAMBER, SACRAMENTO, June 17, 1947

MR SPEAKER: Your Committee on Public Health, to which were referred:

Senate Bill No. 1481
Senate Bill No 1570

Has had the same under consideration, and reports the same back with the recommendation: Do pass

DEBS, Chairman

Above reported bills ordered to second reading.

SECOND READING OF SENATE BILLS (BY UNANIMOUS CONSENT)

Senate Bill No. 1481—An act to add Chapter 12 (comprising Sections 28700 to 28725, inclusive) to Division 21 of the Health and Safety Code, relating to the regulation of the premises and operations of plants for the preparation and storage of frozen foods, and the licensing of the personnel thereof.

Bill read second time, and ordered to third reading.

Senate Bill No. 1570—An act to amend Section 12000 of, and to add Sections 12104.5, 12150.5, and 12221 to, the Health and Safety Code, relating to high explosives.

Bill read second time, and ordered to third reading.

REPORTS OF STANDING COMMITTEES

Committee on Conservation, Planning, and Public Works

ASSEMBLY CHAMBER, SACRAMENTO, June 17, 1947

MR. SPEAKER: Your Committee on Conservation, Planning, and Public Works, to which was referred:

Senate Bill No. 234

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

McMILLAN, Chairman

Above reported bill ordered to second reading.

SECOND READING OF SENATE BILLS (BY UNANIMOUS CONSENT)

Senate Bill No. 234—An act to add Section 5017 to the Public Resources Code, relating to the transfer to the Division of Beaches and Parks of jurisdiction over land created by artificial and natural accretion to the ocean and bay shores of the Silver Strand State Beach in San Diego County.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Conservation, Planning, and Public Works:

Amendment No. 1

In the title of the printed bill, as amended in the Senate on June 12, 1947, strike out lines 11 and 12, and insert "of said lands and providing for the execution of deeds with reference thereto."

Amendment No. 2

On page 1, line 10, of said bill, strike out "and between".

Amendment No. 3

On page 1 of said bill, strike out lines 16 and 17; and on page 2, strike out lines 1, 2, and 3, and insert

"SEC. 2. In furtherance of the provisions of this act and of Chapter 893 of the Statutes of 1939, the City of Coronado is authorized and directed to convey to the United States of America by quitclaim deed or other instrument all of its right, title, or interest in and to those tidelands and submerged lands in San Diego Bay and those tidelands and submerged lands in Spanish Bight lying westerly, or northerly, or both, of that".

Amendment No. 4

On page 2 of said bill, strike out lines 15 to 20, inclusive, and insert

"SEC. 3. It is hereby found and declared that all right, title, and interest in and to the following described lands is vested in the State of California, by virtue of its sovereignty, and the City of Coronado is authorized and directed to convey to the State of California by quitclaim deed or other instrument, in such form as may be approved by the State Lands Commission, all of its right, title, and interest in and to those tidelands and submerged lands in San Diego Bay and those tidelands and submerged lands in Spanish Bight which are situated bayward of a line described as follows:

Beginning at United States Engineer Department Harbor Line Station No. 477 and running thence to United States Engineer Department Harbor Line Station No 478; thence to United States Engineer Department Harbor Line Station No 480, thence to United States Engineer Department Harbor Line Station No 482; thence to the United States Engineer Department Harbor Line Station No. 484; thence to United States Engineer Department Harbor Line Station No 485; and thence to United States Engineer Department Harbor Line Station No. 233.

SEC 4. Upon the execution by the City of Coronado of the quitclaim deeds or other instruments conveying title as provided in Sections 2 and 3 of this act and the recordation thereof in the office of the recorder of the County of San Diego, there is hereby granted and conveyed to the".

Amendment No. 5

On page 2 of said bill, strike out lines 37 and 38, and insert "delineated and tabulated on a map entitled "Map Showing Location of Mean High Tide Line or Ordinary High Water Mark, Within Corporate Limits of City of Coronado, California," dated October 1931, and filed at the request of the City of Coronado on March 11, 1932, designated Miscellaneous Map No. 121, file number 11037, Official Records, San Diego County, to a six inch by six inch"

Amendment No. 6

On page 3 of said bill, strike out lines 3 to 21, inclusive.

Amendments read, and adopted.

Bill ordered reprinted, and to third reading.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, June 17, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to:

Senate Bill No. 146
Senate Bill No. 173
Senate Bill No. 194
Senate Bill No. 203
Senate Bill No. 259
Senate Bill No. 307
Senate Bill No. 597
Senate Bill No. 684
Senate Bill No. 686
Senate Bill No. 688
Senate Bill No. 687
Senate Bill No. 693
Senate Bill No. 692
Senate Bill No. 691
Senate Bill No. 1111
Senate Bill No. 784
Senate Bill No. 470
Senate Bill No. 648
Senate Bill No. 1334
Senate Bill No. 1374
Senate Bill No. 866
Senate Bill No. 868
Senate Bill No. 1385

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

SENATE CHAMBER, SACRAMENTO, June 17, 1947

MR. SPEAKER. I am directed to inform your honorable body that the Senate amended, and on this day passed, as amended:

Assembly Bill No. 1032
Assembly Bill No. 1781

And respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bills ordered to unfinished business file.

SENATE CHAMBER, SACRAMENTO, June 17, 1947

MR. SPEAKER. I am directed to inform your honorable body that the Senate on this day respectfully refused to concur in Assembly amendments to.

Senate Bill No. 723—An act to provide for a recreational program and for the acquisition and construction of lands and facilities for the propagation and conservation of wild life, creating a board to acquire the necessary property to carry out such program, and to provide for the maintenance and operation of the property and facilities so acquired, and restricting the expenditure of money appropriated by Item 245 of the Budget Act of 1947;

And appointed Senators Swing, Hulse and Hatfield, as a Committee on Conference to meet a like committee from the Assembly.

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

APPOINTMENT OF COMMITTEE ON CONFERENCE CONCERNING SENATE BILL NO. 723

The Speaker announced the appointment of Messrs. Erwin, Butters and Lowrey as a Committee on Conference concerning Senate Bill No. 723.

REPORTS OF STANDING COMMITTEES

Committee on Transportation and Commerce

ASSEMBLY CHAMBER, SACRAMENTO, June 17, 1947

MR SPEAKER: Your Committee on Transportation and Commerce, to which were referred

Senate Bill No. 124
Senate Bill No. 262
Senate Bill No. 1189
Senate Bill No. 1201
Senate Bill No. 1388

Has had the same under consideration, and reports the same back with the recommendation. Do pass.

BURNS, Chairman

Above reported bills ordered to second reading.

SECOND READING OF SENATE BILLS (BY UNANIMOUS CONSENT)

Senate Bill No. 124—An act declaring the policy of the State relating to aeronautics, creating the California State Aeronautics Board, prescribing its powers and duties, and providing for the cooperation of the Department of Public Works.

Bill read second time, and ordered to third reading.

Senate Bill No. 262—An act to add Section 692.5 to the Vehicle Code, relating to the exemption of authorized emergency vehicles from weight, height, length and width restrictions.

Bill read second time, and ordered to third reading.

Senate Bill No. 1189—An act to amend Section 142 of the Vehicle Code, relating to registration of vehicles.

Bill read second time, and ordered to third reading.

Senate Bill No. 1201—An act to amend Section 38 of the Vehicle Code, relating to pole or pipe dollies.

Bill read second time, and ordered to third reading.

Senate Bill No. 1388—An act to amend Section 709 of the Vehicle Code, relating to enforcement of weight provisions.

Bill read second time, and ordered to third reading.

REPORTS OF STANDING COMMITTEES

Committee on Conservation, Planning, and Public Works

ASSEMBLY CHAMBER, SACRAMENTO, June 17, 1947

MR SPEAKER: Your Committee on Conservation, Planning, and Public Works, to which was referred:

Senate Bill No. 1317

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

McMILLAN, Chairman

Above reported bill ordered to second reading.

SECOND READING OF SENATE BILLS (BY UNANIMOUS CONSENT)

Senate Bill No. 1317—An act to amend an initiative act entitled "An act to amend an act entitled 'An act for the certification of land titles and the simplification of the transfer of real estate,' approved March 17, 1897," approved by electors November 3, 1914, by adding Sections 48.1 to 48.9, inclusive, thereto, relating to the withdrawal of land from registry under the said act, said amendment to take effect upon the approval thereof by the electors, and providing for the submission thereof to the electors pursuant to Section 16 of Article IV of the State Constitution.

Bill read second time, and ordered to third reading.

REPORTS OF STANDING COMMITTEES

Committee on Conservation, Planning, and Public Works

ASSEMBLY CHAMBER, SACRAMENTO, June 17, 1947

MR SPEAKER: Your Committee on Conservation, Planning, and Public Works, to which was referred:

Senate Bill No 656

Has had the same under consideration, and reports the same back with the recommendation Do pass

McMILLAN, Chairman

Above reported bill ordered to second reading.

SECOND READING OF SENATE BILLS (BY UNANIMOUS CONSENT)

Senate Bill No. 656—An act to amend Sections 126 and 113, and to repeal Sections 111, 112, 114, 116, and 117 of the Government Code, and to repeal Chapter 3, Statutes 1934 (1st Ex) Session, relating to the acquisition of land in this State by the United States.

Bill read second time, and ordered to third reading.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 229—An act to add Section 981.25 to the Military and Veterans Code, relating to veterans education.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Boyd, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, Cooke, Lester T. Davis, M Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Elliott, Erwin, Fletcher, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Niehouse, Price, Robertson, Sherwin, Stanley, Thorp, Thurman, Weber, Wollenberg, and Mr. Speaker—48.

NOES—None.

Bill ordered transmitted to the Senate.

NOTICE OF MOTION TO WITHDRAW SENATE BILLS NOS. 97, 558, 1024, 1029, AND 1031 FROM COMMITTEE

Mr. Gannon gave notice that on the second legislative day he would move to withdraw Senate Bills Nos. 97, 558, 1024, 1029, and 1031 from the Committee on Education, and have them placed upon the file.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 1405—An act to amend Section 1203 of the Penal Code, relating to the granting of probation and to persons ineligible therefor.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Bennett, Boyd, Brown, Burke, Burns, Butters, Clarke, Collier, Cooke, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Elliott, Erwin, Fletcher, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, McCollister, McMillan, Niehouse, Price, Silliman, Stanley, Stewart, Thorp, Thurman, Weber, Wollenberg, and Mr. Speaker—46.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 1116—An act conveying certain tidelands, lands lying under inland navigable waters, swamp and overflow lands, situated in the Old Salinas River Channel, to the Moss Landing Harbor District, in furtherance of navigation and commerce and the fisheries, and providing for the government, management and control thereof, reserving rights to the State.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Bennett, Boyd, Brown, Burke, Burns, Butters, Clarke, Collier, Cooke, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Elliott, Erwin, Evans, Fletcher, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, McCollister, McMillan, Niehouse, Price, Robertson, Sherwin, Silliman, Stanley, Stewart, Thorp, Thurman, Weber, Wollenberg, and Mr. Speaker—50

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 603—An act to repeal the California State Guard Act of 1943, added by Statutes of 1943, Chapter 295, Par. 4; to repeal Sections 560 to 589, inclusive, of the Military and Veterans Code, relating to the organization, administration, control, employment and discipline of the California State Guard, providing for privileges, benefits, compensation and insurance for State Guardsmen, and to reserve and continue all claims, demands, rights, benefits, privileges or causes of action that have accrued under the provisions of Sections 572, 575, 576, 577, 578, 588, and 589 and to reserve all disciplinary power as to offenses heretofore committed including all authority granted by Sections 571 and 585 and to provide for the liquidation of the property, accounts, funds, assets and affairs of the California State Guard.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Bennett, Boyd, Brown, Burke, Burns, Butters, Clarke, Collier, Cooke, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Erwin, Fletcher, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, McCollister, McMillan, Niehouse, Price, Robertson, Sherwin, Stanley, Stewart, Thorp, Thurman, Weber, Wollenberg, and Mr. Speaker—47.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 496—An act to repeal Section 207 of, and to add Section 207 to the Unemployment Insurance Act, relating to disability insurance.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Boyd, Brown, Burke, Burns, Clarke, Collier, Cooke, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Elliott, Erwin, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, McCollister, McMillan, Niehouse, Price, Robertson, Sherwin, Silliman, Stanley, Stewart, Thorp, Thurman, Weber, Wollenberg, and Mr. Speaker—48.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 1474—An act to amend Section 1260 of the Military and Veterans Code, relating to definitions of veterans' associations for purposes of public buildings, parks, and centers therefor.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Beck, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, Cooke, Lester T. Davis, M. Philip Davis, Dickey, Dolwig, Doyle, Erwin, Fletcher, Geddes, Grant, Grunsky, Heisinger, Hinckley, Hinton, Hollibaugh, Johnson, Loomis, Luckel, Maloney, McCollister, Niehouse, Price, Robertson, Silliman, Stanley, Stephenson, Stewart, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—43.

NOES—Anderson, Ralph C. Dills, Elliott, Hahn, Hawkins, and McMillan—6.

Bill ordered transmitted to Senate.

Senate Bill No. 1551—An act to amend Sections 4041.29 and 4088 of the Political Code and to amend Sections 29900 and 29917 of, and to add Sections 25825 and 29901.5 to, the Government Code, relating to counties and contributions thereby for public purposes.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Boyd, Brown, Burke, Burns, Butters, Clarke, Collier, Cooke, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Evans, Fletcher, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Niehouse, Price, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—56.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 988—An act amending Section 395 of the Military and Veterans Code, relating to the pay and allowances of National Guard officers and enlisted men while on active duty in the service of the State and attending drills, camps or special exercises sponsored by federal authority or while serving in cases of an emergency; the right to be reinstated to employment following return from full-time active duty after an emergency and the procedure therefor, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, George D. Collins, Cooke, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Niehouse, Price, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—60.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, George D. Collins, Cooke, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger,

Hinckley, Hinton, Hollibaugh, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Niehouse, Price, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thurman, Waters, Weber, Wollenberg and Mr. Speaker—60.

NOES—None.

Bill ordered transmitted to the Senate.

REPORTS OF STANDING COMMITTEES

Committee on Ways and Means

ASSEMBLY CHAMBER, SACRAMENTO, June 17, 1947

MR. SPEAKER: Your Committee on Ways and Means, to which were referred:

Senate Bill No. 399	Senate Bill No. 932
Senate Bill No. 423	Senate Bill No 990
Senate Bill No. 477	Senate Bill No. 1327
Senate Bill No. 672	Senate Bill No. 1517
Senate Bill No. 735	

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

WOLLENBERG, Chairman

Above reported bills ordered to second reading.

SECOND READING OF SENATE BILLS (BY UNANIMOUS CONSENT)

Senate Bill No. 399—An act to add Sections 19485.1, 19620 1, 19627.1, and 19628 to the Business and Professions Code, and to add Section 20303 to the Education Code, relating to agricultural schools in state colleges, and providing for the appropriation of money for agricultural schools in educational institutions organized under Chapters 2 or 3.5 of Division 10 of the Education Code, and for such purpose increasing the revenue from the proceeds of horse racing meetings.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Ways and Means:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in the Senate on June 12, 1947, strike out ", and 19628".

Amendment No. 2

In line 2 of the title of said bill, strike out "and to add Section"; strike out lines 3 to 6, inclusive; and in line 7, strike out "of the Education Code," and insert "relating to state colleges, making an appropriation for an Agricultural Department at the Fresno State College,".

Amendment No. 3

On page 1, lines 9 and 10, of said bill, strike out "thirty million dollars ($30,000,000)", and insert "twenty-five million dollars ($25,000,000)".

Amendment No. 4

On page 2, line 12, of said bill, strike out "Agricultural School".

Amendment No. 5

On page 2 of said bill, strike out lines 17 to 41, inclusive, and insert

"SEC. 4. There is hereby appropriated from the State College Fund for acquisition of real property, construction, improvements, purchase of equipment, maintenance, and operation of a department of agriculture at Fresno State College the sum of two hundred fifty thousand dollars ($250,000) for each of the fiscal years ending June 30, 1948, and June 30, 1949. Expenditures from said appropriation for acquisition of real property shall be subject to the provisions of the Property Acquisition Act, and expenditures for construction or improvements shall be subject to the provisions of Sections 3, 12, and 13 of Chapter 145, Statutes of 1946 (First Extraordinary Session)."

Amendments read, and adopted.

Bill ordered reprinted, and to third reading.

Senate Bill No. 423—An act to amend Sections 1, 4, 6, and 9 to 15 of, and to add Section 9.5 to, the Flood Control Fund Act of 1946, relating to flood control, and making an appropriation therefor.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Ways and Means:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in the Senate on June 12, 1947, strike out "Sections 1, 4, 6, and 9 to 15", and insert "Section 11".

Amendment No. 2

On page 1, line 1, of said bill, strike out "1 of", and insert "9.5 is added to".

Amendment No. 3

On page 1, line 2, of said bill, strike out "is amended", and insert a comma.

Amendment No. 4

On page 1 of said bill, strike out lines 3 to 20, inclusive; and strike out all of page 2.

Amendment No. 5

On page 3, lines 4 and 5, of said bill, strike out "transferred to", and insert "retained in the State Treasury in".

Amendment No. 6

On page 3, lines 7 and 8, of said bill, strike out "except as appropriated by future", and insert "for the purposes for which appropriated except as allocated in this act or by other".

Amendment No. 7

On page 3 of said bill, strike out lines 12 to 26, inclusive, and insert

"This appropriation shall be available for expenditure without regard to fiscal years and shall not be subject to the provisions of Section 16304 of the Government Code."

Amendment No. 8

On page 3, line 27, of said bill, strike out "7", and insert "2".

Amendment No. 9

On page 3, line 28, of said bill, strike out "made available", and insert "allocated".

Amendment No. 10

On page 3, line 29, of said bill, strike out "allocated", and insert "reallocated".

Amendment No. 11

On page 3, line 40, of said bill, strike out "allocation", and insert "reallocation".

Amendment No. 12

On page 3, line 44, of said bill, strike out "made available", and insert "allocated".

Amendment No. 13

On page 3 of said bill, strike out lines 45 to 52, inclusive; and strike out all of page 4

Amendments read, and adopted.

Bill ordered reprinted, and to third reading.

Senate Bill No. 477—An act to provide for leasing adequate facilities and service for the extension, maintenance, and operation of the teletypewriter system of communication by the State Department of Justice, and to make an appropriation therefor.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Ways and Means:

Amendment No. 1

On page 1, line 14, of the printed bill, as amended in the Senate on June 11, 1947, following "expended", insert "during the 1947-1948 Fiscal Year".

Amendment read, and adopted.

Bill ordered reprinted, and to third reading.

Senate Bill No. 672—An act authorizing the establishment of a teacher training program in special education at a state college, and making an appropriation therefor, to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Ways and Means:

Amendment No. 1

On page 1, line 6, of the printed bill, as amended in the Senate on May 22, 1947, strike out "in special education", and insert "for teachers of speech correction, lip reading, the deaf, the blind, spastics, physically handicapped, and mentally retarded".

Amendment read, and adopted.

Bill ordered reprinted, and to third reading.

Senate Bill No. 735—An act making an appropriation to the Division of Forestry, Department of Natural Resources, for making a survey of forest, range, and watershed lands in cooperation with the California Forest and Range Experiment Station, and limiting the expenditure of the appropriation in Item 292.5 of the Budget Act of 1947, to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Ways and Means:

Amendment No. 1

On page 2, line 1, of the printed bill, as amended in the Senate on June 9, 1947, strike out "who shall determine that all possible".

Amendment No. 2

On page 2 of said bill, strike out all of lines 2 to 6, inclusive, and insert "that arrangements satisfactory to him have been made which will assure full cooperation between the Departments of Public Works and Natural Resources to the end that any duplicate expense in undertaking the mapping provided for in this act and in Item 292.5 of the Budget Act of 1947, may be eliminated."

Amendments read, and adopted.

Bill ordered reprinted, and to third reading.

Senate Bill No. 932—An act making an appropriation for water resource investigations, surveys, studies, plans, estimates and reports thereon.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Ways and Means:

Amendment No. 1

On page 1 of the printed bill, as amended in the Senate on June 12, 1947, strike out lines 1 to 8, inclusive.

Amendment No. 2

On page 1, line 13, of said bill, strike out "3", and insert "1".

Amendment No. 3

On page 1, line 14, of said bill, strike out "Investigation Fund", and insert "Board".

Amendment No. 4

On page 1, line 16, of said bill, strike out "of", and insert "for conducting water resources investigations, surveys, and studies, preparing plans and estimates, making reports thereon and otherwise performing all work and doing all things required relative thereto by the provisions of the State Water Resources Act of 1945 as now in force or as may lie hereafter amended"

Amendment No. 5

On page 1, line 17, of said bill, strike out "which", and insert "of the amount hereby appropriated".

Amendments read, and adopted.

Bill ordered reprinted, and to third reading.

Senate Bill No. 990—An act to add Chapter 3 to Division 1 of the Water Code, relating to the investigation of underground water conditions by the Department of Public Works; providing for powers and duties of the Department of Public Works in connection therewith; making an appropriation therefor; and declaring the urgency thereof, to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Ways and Means:

Amendment No. 1

On page 2, line 8, of the printed bill, as amended in the Senate on June 12, 1947, after "filth," insert "or".

Amendment No. 2

On page 2, lines 27 and 28, of said bill, strike out "for agricultural purposes".

Amendment No. 3

On page 2, line 35, of said bill, strike out "agricultural", and insert "beneficial".

Amendment No. 4

On page 3, line 4, of said bill, after the first "2", insert "of Part 1".

Amendments read, and adopted.

Bill ordered reprinted, and to third reading.

Senate Bill No. 1327—An act to add Section 3 5 to the Uniform Act for Out-of-State Parolee Supervision, relating to the retaking of probationers and parolees by officers of other states.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Ways and Means:

Amendment No. 1

In line 4 of the title of the printed bill, as amended in the Senate on June 4, 1947, strike out "returning fugitives from".

Amendment No. 2

In line 5 of the title of said bill, strike out "justice from other states", and insert "transportation of prisoners within and without the State".

Amendment No. 3

On page 1, line 13, of said bill, strike out "twenty-five thousand".

Amendment No. 4

On page 1 of said bill, strike out lines 14 to 16, inclusive, and insert "the sum of one hundred thousand dollars ($100,000) is hereby appropriated for expenses of transporting prisoners within and without the State

Of the amount herein appropriated, the Director of Finance may by executive order augment either Item 46 or Item 48 of the Budget Act of 1945".

Amendments read, and adopted.

Bill ordered reprinted, and to third reading

Senate Bill No. 1517—An act to amend an act entitled "An act relating to salaries and compensation of state officers and state employees, and making an appropriation, declaring the urgency thereof, to take effect immediately," approved July 14, 1945.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Ways and Means:

Amendment No. 1

On page 2, line 11, of the printed bill, as amended in the Senate on June 4, 1947, strike out "emergency", and insert "general"

Amendment No. 2

On page 2 of said bill, strike out line 22

Amendments read, and adopted.

Bill ordered reprinted, and to third reading.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 368—An act to amend Section 5001 of, and to add Chapter 3.5, comprising Sections 5085 to 5094, inclusive, to Title 7 of Part 3 of, the Penal Code, relating to the work programs of the Department of Corrections in the prisons and institutions under the jurisdiction of the department, creating and prescribing the powers and duties of the Correctional Industries Commission, and making an appropriation.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, George D. Collins, Cooke, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Niehouse, Price, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—60.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 865—An act to amend Section 501 of the Agricultural Code, relating to milk inspection services.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D Collins, Conrad, Cooke, Lester T. Davis, M Philip Davis, Debs, Dickey, Clayton A Dills, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Niehouse, Price, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—62.

NOES—None.

Bill ordered transmitted to the Senate.

REPORTS OF STANDING COMMITTEES

Committee on Ways and Means

ASSEMBLY CHAMBER, SACRAMENTO, June 17, 1947

MR. SPEAKER: Your Committee on Ways and Means, to which were referred:

Senate Bill No. 109	Senate Bill No. 952
Senate Bill No 422	Senate Bill No. 1072
Senate Bill No. 453	Senate Bill No. 1215
Senate Bill No. 520	Senate Bill No. 1216
Senate Bill No. 577	Senate Bill No 1361
Senate Bill No 839	Senate Bill No. 1464
Senate Bill No. 863	Senate Bill No. 1508
Senate Bill No. 879	

Has had the same under consideration, and reports the same back with the recommendation: Do pass

WOLLENBERG, Chairman

Above reported bills ordered to second reading.

SECOND READING OF SENATE BILLS (BY UNANIMOUS CONSENT)

Senate Bill No. 109—An act to add Article 19 to the Community Redevelopment Act, providing for a State Redevelopment Agency, prescribing its powers and duties, providing for the study of the matters of housing and community redevelopment, the collection and correlation of information relating thereto, for assisting, advising, stimulating and encouraging local authorities and agencies in connection with community redevelopment and housing, and making an appropriation.

Bill read second time, and ordered to third reading..

Senate Bill No. 422—An act making an appropriation to be expended pursuant to the Property Acquisition Act for the acquisition of real property for use as a site for a state office building in the City of Stockton and in furtherance of the postwar building program.

Bill read second time, and ordered to third reading.

Senate Bill No. 453—An act to provide for leasing adequate facilities and service for the extension, maintenance and operation of the teletypewriter system of communication by the State Department of Justice, and to make an appropriation therefor.

Bill read second time, and ordered to third reading.

Senate Bill No. 520—An act to add Section 3693 to the Political Code, relating to surveys of property tax assessment procedures and practices in the several counties and cities and counties, and making an appropriation to defray the incident expense.

Bill read second time, and ordered to third reading.

Senate Bill No. 577—An act to amend Section 8361 of the Water Code, and to add Articles 4, 5, and 6 to Chapter 3 of Part 2 of Division 5 of said Water Code, all relating to the operation and maintenance of the works of the Sacramento River Flood Control Project, and other projects for which the Reclamation Board has given, or shall hereafter give assurances to the United States of state or local cooperation required by federal law; providing for the payment of the cost of maintenance by means of assessments levied upon the property benefited by the operation and maintenance of such works, prescribing the duties of the Reclamation Board, the Department of Public Works, the State Engineer, and other public officers in connection therewith, creating certain funds in the State Treasury, and making an appropriation.

Bill read second time, and ordered to third reading.

Senate Bill No. 839—An act to amend Sections 5153, 7101, and 7103 of the Education Code and to add Section 9607.1 to said code, all relating to the education of cerebral palsied pupils, making an appropriation, declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

Senate Bill No. 863—An act to add Section 1.5 to an act entitled "An act to provide for the acquisition, establishment, and operation of additional temporary hospital facilities for mental patients in state institutions, making an appropriation therefor, and declaring the urgency of the act, to take effect immediately," approved March 9, 1946, to extend the time during which the appropriation made thereby may be expended, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

Senate Bill No. 879—An act to add a new chapter to Division 6 of the Agricultural Code, relating to cooperation with the Federal Government in marketing service functions, and making an appropriation.

Bill read second time, and ordered to third reading.

Senate Bill No. 952—An act to provide for the purchase of uniforms for members of the California Cadet Corps and providing an appropriation therefor.

Bill read second time, and ordered to third reading.

Senate Bill No. 1072—An act to amend Sections 730, 735, 736, 737, 1072, 1431, 1771, 3041, 3049, and 11524, and to repeal Section 808 of and to add Section 12903.5 to the Insurance Code, relating to examinations of insurers, organizations and other persons; prescribing the manner and source of payment of the costs and expenses of such examinations; making an appropriation for defraying the expense of such examinations during the fiscal year commencing July 1, 1947; and prescribing that this act shall take effect immediately.

Bill read second time, and ordered to third reading.

Senate Bill No. 1215—An act to authorize the sale of the property in the City of Sacramento used by the State Agricultural Society for the State Fair and to provide for the disposition and use of the proceeds from such sale.

Bill read second time, and ordered to third reading.

Senate Bill No. 1216—An act making an appropriation to the Director of Finance for the acquisition and improvements of a site for the California State Fair.

Bill read second time, and ordered to third reading.

Senate Bill No. 1361—An act making an appropriation to the University of California for acquisition of land and improvements for the Meloland Experimental Station in Imperial County.

Bill read second time, and ordered to third reading.

Senate Bill No. 1464—An act to add Section 3.1 to an act entitled "An act to provide for the acquisition of temporary and emergency housing facilities for veterans and families of servicemen by joint action of the State and local agencies, providing for the operation of such facilities, making an appropriation, and declaring the urgency thereof, to take effect immediately," approved February 15, 1946, relating to temporary and emergency housing for veterans, making an appropriation, declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

Senate Bill No. 1508—An act making an appropriation for publishing, purchasing, and shipping free textbooks, to take effect immediately.

Bill read second time, and ordered to third reading.

REPORTS OF STANDING COMMITTEES

Committee on Revenue and Taxation

ASSEMBLY CHAMBER, SACRAMENTO, June 17, 1947

MR. SPEAKER: Your Committee on Revenue and Taxation, to which was referred: Senate Bill No. 1593

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

HOLLIBAUGH, Chairman

Above reported bill ordered to second reading.

SECOND READING OF SENATE BILLS (BY UNANIMOUS CONSENT)

Senate Bill No. 1593—An act to amend Sections 11003 and 11005 of the Revenue and Taxation Code, relating to motor vehicle license tax.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Revenue and Taxation:

Amendment No. 1

On page 1, line 4, of the printed bill, strike out "uses", and insert "use".

Amendment No. 2

On page 2, line 10, of said bill, strike out "state purpose", and insert "law enforcement and the regulation and control and fire protection of highway traffic".

Amendments read, and adopted.

Bill ordered reprinted, and to third reading.

REPORT OF COMMITTEE ON CONFERENCE

The following report of Committee on Conference was received, and read:

ASSEMBLY CHAMBER, SACRAMENTO, June 16, 1947

MR. SPEAKER: The Committee on Conference concerning:

Senate Bill No. 122—An act to amend Section 5082 of the Business and Professions Code, relating to registration as a public accountant, declaring the urgency thereof, to take effect immediately;

Consisting of the undersigned members, has met, and reports that it has agreed to recommend the following

That the amendments of the Assembly be concurred in, and that the bill be further amended as follows:

Amendment No. 1

On page 1, line 4, of the printed bill, as amended in the Assembly on May 23, 1947, strike out "(b),".

Amendment No. 2

On page 1, line 10, of said bill, strike out ", except that persons", and insert ". Persons".

Amendment No. 3

On page 1, line 12, of said bill, after "time", insert "and in the manner".

Amendment No. 4

On page 1, lines 26 and 27, of said bill, strike out "completion of".

TENNEY	WATERS
McBRIDE	DOLWIG
BREED	JAMES
Senate Committee on Conference	Assembly Committee on Conference

The roll was called.

Call of the Assembly

Pending the announcement of the vote, Mr. Waters moved a call of the Assembly.

Motion carried. Time, 9.05 p.m.

The Speaker directed the Sergeant-at-Arms to close the doors, and to bring in the following absent members:

Boyd, Brown, Butters, Caldecott, George D. Collins, Conrad, Cramer, Crowley, Debs, Dunn, Gannon, Huyck, James, Lyons, O'Day, Stephenson, Stewart, Thomas, and Thorp—19.

PROCEEDINGS UNDER CALL OF THE ASSEMBLY BY UNANIMOUS CONSENT

TEMPORARY SUSPENSION OF ASSEMBLY RULE NO. 85

Mr. Evans asked for, and was granted, unanimous consent that Assembly Rule No. 85 be temporarily suspended for the purpose of placing a call of the Assembly on any matter on file.

ANNOUNCEMENTS

Speaker Collins announced that on Friday, June 20, 1947, at 12.15 p.m., the Governor, Lieutenant Governor, and Members of the Senate have agreed to be on the Capitol lawn for the purpose of having the usual annual group picture taken and urged the Members of the Assembly to be in attendance.

Mr. Doyle announced that the Senate Committee on Transportation will hold a meeting at 9 a.m., tomorrow morning, Wednesday, June 18, 1947, and that Members of the Assembly who have bills pending in this committee are asked to attend

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 1244—An act to amend Section 54 of, and to add Section 54 6 to, the Alcoholic Beverage Control Act, relating to the licensing of the manufacture, distribution and sale of alcoholic beverages.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Bennett, Berry, Blosser, Brown, Burns, Carey, Clarke, Cooke, Crichton, Lester T Davis, Debs, Dickey, Clayton A. Dills, Ralph C Dills, Doyle, Dunn, Elliott, Evans, Fletcher, Gaffney, Geddes, Grant, Grunsky, Heisinger, Hinton, Hollibaugh, Johnson, Kilpatrick, Luckel, Lyons, Maloney, McMillan, Niehouse, Robertson, Rosenthal, Sheridan, Sillman, Stanley, Stephenson, Thompson, Thurman, Wollenberg, and Mr. Speaker—44

NOES—Burke, Collier, M. Philip Davis, Erwin, Field, Knight, Sherwin, and Stewart—8

Bill ordered transmitted to the Senate.

ANNOUNCEMENTS

Speaker Collins announced, on behalf of Senator Swing, that the Senate Committee on Governmental Efficiency will hold a meeting tomorrow morning, Wednesday, June 18, 1947, upon adjournment, in Room 414, and urged all members who have bills before this committee to be present.

REPORT OF COMMITTEE ON CONFERENCE

The following report of Committee on Conference was received, and read:

ASSEMBLY CHAMBER, SACRAMENTO, June 17, 1947

MR SPEAKER: The Committee on Conference concerning:

Assembly Bill No. 389—An act to amend Section 4015 of the Penal Code, relating to county officers;

Consisting of the undersigned members, has met, and reports that it has agreed to recommend the following.

That the amendments of the Senate be concurred in, and that the bill be further amended as follows:

Amendment No. 1

On page 1, line 6, of the printed bill, as amended in the Senate on June 9, 1947, after "prisoners", insert ", which shall be of a quality and quantity at least equal to the minimum standards and requirements prescribed by the Board of Corrections for the feeding, clothing, and care of prisoners in all county, city and other local jails and detention facilities."

HATFIELD
BROWN
Senate Committee on Conference

ROSENTHAL
KILPATRICK
PRICE
Assembly Committee on Conference

The roll was called, and the report adopted by the following vote:

AYES—Allen, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Cooke, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C Dills, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Heisinger, Huckley,

Hinton, Hollibaugh, Johnson, Kilpatrick, Kirkwood, Knight, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thurman, Waters, Wollenberg and Mr Speaker—63.

NOES—None.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 1313—An act to amend Section 1233 of the Probate Code, relating to rules of pleading and practice in judicial proceedings.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Cooke, Crichton, Lester T Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C Dills, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Hollibaugh, Johnson, Kilpatrick, Kirkwood, Knight, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thurman, Waters, Wollenberg, and Mr Speaker—63.

NOES—None.

Bill ordered transmitted to the Senate.

ANNOUNCEMENTS

Speaker Collins announced that Mr. Wilkie Ogg, the Sergeant-at-Arms of the Assembly has just been taken to the hospital, apparently with a broken arm, which he secured during a call of the Assembly, during the performance of his duties.

RESOLUTIONS

The following resolutions were offered:

By Mr. Dickey:

House Resolution No. 253

Resolved, That the following named person be and he is hereby appointed to the position hereinafter set forth as provided by law, with the compensation set opposite his name payable weekly, and the Controller is hereby directed to draw his warrants in favor of the person for the said amounts, and the Treasurer is hereby directed to pay the same:

Commencing Tuesday, June 17, 1947:	*Per day*
Andrew J. Cecchettini, Assistant Sergeant-at-Arms	$10 00

Resolved, That the compensation of the above named attache shall be on a seven-day week basis.

Request for Unanimous Consent

Mr. Dickey asked for, and was granted, unanimous consent to take up House Resolution No. 253, at this time, without reference to committee or file.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D Collins, Conrad, Cooke, Crichton, Lester T. Davis, Dickey, Clayton A. Dills, Ralph C Dills, Doyle, Dunn, Elliott, Erwin, Evans, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Johnson, Kilpatrick, Kirkwood, Lowrey, Luckel, Lyons, Maloney, McCollister, Miller, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—63.

NOES—None.

MOTION THAT MR. A. J. CECCHETTINI BE NAMED ACTING SERGEANT-AT-ARMS OF THE ASSEMBLY

Mr. Dickey moved that Mr. A. J. Cecchettini be named Acting Sergeant-at-Arms, of the Assembly until such time as Mr. Wilkie Ogg is again able to resume his duties, or for the duration of the session in the event Mr. Ogg is unable to return.

Mr. Doyle seconded the motion.

Motion carried.

BILLS WITHDRAWN FROM ACTIVE FILE, AND PLACED ON THE INACTIVE FILE

Senate Bill No. 88, on motion of Mr. Rosenthal.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 1554—An act relating to the solicitation of individual or group hospitalization, surgical and medical care programs for members or potential members of nonprofit agricultural or horticultural organizations.

Bill read third time:

The roll was called, and the bill passed by the following vote:

AYES—Allen, Beck, Blosser, Boyd, Brown, Burke, Burns, Butters, Clarke, Collier, Cooke, Crichton, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Erwin, Fletcher, Geddes, Grant, Hahn, Heisinger, Hinckley, Holibaugh, Johnson, Kilpatrick, Knight, Loomis, Lowrey, Lyons, McMillan, Price, Robertson, Rosenthal, Stanley, Stewart, Thomas, Thurman, Weber, and Mr. Speaker—41.

NOES—Berry, Caldecott, Carey, Doyle, Evans, Gaffney, Grunsky, Hinton, Kirkwood, Luckel, Maloney, Miller, Niehouse, Sheridan, and Wollenberg—15.

Bill ordered transmitted to the Senate.

By Unanimous Consent, Mr. Bennett Recorded as Not Voting on Roll Call on Senate Bill No. 1554

By unanimous consent, because of a defect in the voting machine which failed to record his vote, Mr. Bennett was recorded as not voting on the roll call on the passage of Senate Bill No. 1554.

Senate Bill No. 764—An act to amend Sections 13674, 14304, 14375, 14379, 14383, 14441, 14445, 14474, 14476, 14524, 14606, 14611, 14612, 14640, 14680, 14681 of the Education Code, to add Sections 14376 1, 14376.2, 14376 3, 14376.4, 14449.2, 14669, and 14683 to said code, all relating to the State Teachers' Retirement System, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Cooke, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Erwin, Evans, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Holibaugh, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—65.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Cooke, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Erwin, Evans, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—65.
NOES—None.

Notice of Motion to Reconsider Senate Bill No. 764

Mr. Ralph C. Dills gave notice that on the next legislative day he would move to reconsider the vote whereby Senate Bill No. 764 was this day passed.

Senate Bill No. 1488—An act to amend Section 542 of the Code of Civil Procedure, relating to attachment of personal property in respect to the deposit of expenses of taking and safekeeping.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Cooke, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Erwin, Evans, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—65.
NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 1123—An act to amend Section 7726 of the Revenue and Taxation Code, relating to the taxability of sales of motor vehicle fuel by unlicensed distributors.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Cooke, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Erwin, Evans, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—65.
NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 475—An act to amend Sections 16752, 16753, and 16754 of the Business and Professions Code, relating to the preservation and regulation of competition.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Cooke, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Fletcher, Gaffney, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Hollibaugh,

Johnson, Kilpatrick, Kirkwood, Lowrey, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—61

NOES—None.

Notice of Motion to Reconsider Senate Bill No. 475

Mr. George D. Collins gave notice that on the next legislative day he would move to reconsider the vote whereby Senate Bill No 475 was this day passed.

Senate Bill No. 1217—An act to amend Section 73 of the Agricultural Code, relating to the California State Fair.

Bill read third time.

Demand for Previous Question

Messrs Caldecott, Burke, Grunsky, McCollister, and Price demanded the previous question.

Demand for previous question sustained.

The question being on the passage of Senate Bill No. 1217.

The roll was called.

Call of the Assembly

Pending the announcement of the vote, Mr. Stephenson moved a call of the Assembly

Motion carried Time, 10.17 p.m.

The Speaker directed the Sergeant-at-Arms to close the doors, and to bring in the following absent members:

Allen, Bennett, Brady, George D. Collins, Conrad, Cooke, Cramer, Crowley, Erwin, Evans, Field, Gannon, Huyck, James, Kilpatrick, Loomis, Lowrey, Niehouse, O'Day, Robertson, Rosenthal, Silliman, and Waters—23

PROCEEDINGS UNDER CALL OF THE ASSEMBLY BY UNANIMOUS CONSENT

TEMPORARY SUSPENSION OF ASSEMBLY RULE NO. 85

Mr. Waters asked for, and was granted, unanimous consent that Assembly Rule No. 85 be temporarily suspended for the purpose of placing a call of the Assembly on any matter on file.

FURTHER PROCEEDINGS UNDER CALL OF THE ASSEMBLY DISPENSED WITH ON CONFERENCE REPORT CONCERNING SENATE BILL NO. 122

At 10.18 p.m., on motion of Mr. Waters, further proceedings under the call of the Assembly were dispensed with.

The names of the absentees were called, and the report of the Committee on Conference concerning Senate Bill No. 122 adopted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D Collins, Conrad, Cooke, Crichton, Lester T Davis, Debs, Dickey, Clayton A Dills, Ralph C Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins,

Hinckley, Hinton, Hollibaugh, Johnson, Kilpatrick, Kirkwood, Knight, Luckel, Lyons, Maloney, McCollister, Miller, Niehouse, Price, Robertson, Rosenthal, Sheridan, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—65

NOES—Butters, M. Philip Davis, Heisinger, Loomis, Lowrey, McMillan, and Sherwin—7.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 1001—An act to amend Sections 6761 and 6762 of the Welfare and Institutions Code, relating to persons received into state hospitals for the mentally ill pursuant to provisions of the Penal Code.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Johnson, Kilpatrick, Kirkwood, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Sheridan, Sherwin, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—66

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 1384—An act to amend Sections 4.1, 7, 12, 24.4, 28, 34a, 34b, 39, and 40 of, to add Sections 37.5 and 59.7 to, and to repeal Section 48.6 of, the Alcoholic Beverage Control Act, relating to alcoholic beverages control.

Bill read third time.

Motion to Amend

Mr. Thompson moved the adoption of the following amendments:

Amendment No. 1

In line 2 of the title of the printed bill, as amended in the Assembly on June 16, 1947, strike out "55 65, 59 4".

Amendment No. 2

On page 7 of the printed bill, strike out lines 10 to 30, inclusive

Amendment No. 3

On page 7, line 31, of the printed bill, strike out "14", and insert "12".

Amendment No. 4

On page 7, line 39, of the printed bill, strike out "15", and insert "13".

Amendments read, and adopted.

Bill ordered reprinted, and to third reading.

Senate Bill No. 1055—An act to amend Sections 1180, 1182, and 1186 of, and to add Section 1204 to the Labor Code, relating to the employment of women and minors.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Geddes, Grant,

Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Johnson, Kilpatrick, Kirkwood, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—67.

NOES—None.

Bill ordered transmitted to the Senate.

FURTHER PROCEEDINGS UNDER CALL OF THE ASSEMBLY DISPENSED WITH ON SENATE BILL NO. 1217

At 10.35 p.m., on motion of Mr. Stephenson, further proceedings under the call of the Assembly were dispensed with.

The names of the absentees were called, and Senate Bill No. 1217 passed by the following vote:

AYES—Allen, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Carey, Clarke, George D. Collins, Cooke, Crichton, Lester T. Davis, Dickey, Dolwig, Erwin, Fletcher, Gaffney, Grant, Grunsky, Johnson, Kilpatrick, Kirkwood, Lowrey, Maloney, McCollister, Miller, Niehouse, Robertson, Rosenthal, Sheridan, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—43.

NOES—Anderson, Beck, Caldecott, Collier, M. Philip Davis, Debs, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Evans, Geddes, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Knight, Luckel, Lyons, McMillan, Price, and Sherwin—25.

Notice of Motion to Reconsider Senate Bill No. 1217

Mr. Geddes gave notice that on the next legislative day he would move to reconsider the vote whereby Senate Bill No. 1217 was this day passed.

CONSIDERATION OF HOUSE RESOLUTION NO. 249

House Resolution No. 249

Relative to repairs, improvements and alterations in the Assembly Chamber

WHEREAS, Repairs, improvements and alterations in the Assembly Chamber have long been needed and the carrying on of such necessary work has been postponed during the wartime years; and

WHEREAS, It is essential that such work be performed now in order to facilitate the orderly and expeditious conduct of business by this Assembly during the 1948 Budget Session; now, therefore, be it

Resolved by the Assembly of the State of California, As follows:

1 The Department of Finance is authorized and directed to make repairs, improvements and alterations in the Assembly Chamber, or enter into contracts therefor, pursuant to recommendations as to such work by the Assembly Legislative Process Committee, and the Assembly Legislative Process Committee is authorized to consider and determine what repairs, improvements and alterations in the Assembly Chamber are necessary or desirable and to make recommendations with reference thereto

2. The balance of all of the money appropriated for contingent expenses of the Assembly, and which has not been made available for the expenses of interim committees or for other purposes, is hereby made available for the purpose of making repairs, improvements and alterations in the Assembly Chamber by the Department of Finance pursuant to this resolution, to be paid from such contingent funds and disbursed, after certification by the Chairman of the Legislative Process Committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Conrad, Cooke, Crichton, Lester T. Davis, Dickey, Clayton A. Dills, Ralph C Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Johnson, Kilpatrick, Kirkwood, Lowrey, Luckel, Lyons, Maloney, McCollister, Miller, Nicholse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr Speaker—62

NOES—None.

ALL MATTERS ON FILE CONTINUED

Mr. Dickey moved that all matters on file be continued until the next legislative day.

Motion carried.

ANNOUNCEMENTS

Mr. Dickey announced that the Senate Committee on Education will meet at 9 a m., tomorrow, Wednesday, June 18, 1947, and urged Members of the Assembly to take up bills pending in this committee.

GUESTS EXTENDED PRIVILEGE OF ASSEMBLY FLOOR

On request of Mr. Heisinger, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Allison Jordan and Larry Jordan.

On request of Mr Hinckley, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Edward Oerly, John Eminger, and Fred Casto of Big Bear Valley.

On request of Messrs. Conrad and Caldecott, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. Charles L. Lathrop and Miss Eleanor Lathrop of Berkeley.

On request of Mr. Gannon, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. Melvin Rhodes and Larry Rhodes of Sacramento.

On request of Mr. Dunn, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Miss Laura Creager, Miss Norma Weimer, Mrs. Grace Beatty, and Mrs. G. A. Thorp, of Ceders and the following Girl Scouts of Livermore: Sally Lindbeck, Jane Wilson, Betty Jo Starke, Barbara Wolfe, Bobby Beatty, Joann Anderson, Clydeen Kintz, Stephanie Newman, Carol Lee Clarke, Elizabeth Sanford, Ruth Bubnar, Dorothy Greeno, Juanita Bedynek, Beverly Dias, Dorlee Sanders, Alice De Rosa, Mary Greeno, and Janice Brooks.

On request of Messrs. Thompson and Kirkwood, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Laurence C. Curtis, Superintendent Geniera Record and Elton Thompson, teachers of the Jefferson Union School of Santa Clara and the following pupils: Sharron Allen, Ramona Angulo, Agnes Archibeque, Luz Briones, Ruby Busick, Joseph Castro, Willis Cole, Rudolph Contreras, Manuel Costa, Bob Davis, Mary Escobar, Donald

Ewbank, Karin Floyd, Leroy Frandsen, Marie Frietas, Robert Gallagher, Rosemarie George, Danny Gerfen, Betty Hartley, Elouise Hartsell, Kenneth Hartsell, Kaoru Haruta, Louise Henrichsen, Nancy Hirose, Wanda Huckaby, Lois Johnson, Harry Kester, James LaBarbera, George Lastra, Bruce Lindberg, Anna Lowrance, Joseph Machado, Paul Mardesich, Mary Mejia, Mary McGahey, Nancy Miller, Elida Minor, Bill Naillon, Rosemarie Nascimento, Charles Perreira, Irene Pierce, Jane Rodrigues, Harold Rose, Mary Ellen Ross, Ruby Reese, Myrtle Silsby, George Silveira, Carmen Simas, Matsu Shimada, Dorotha Shute, Tommie Smithwick, Bernice Sol, Richard Souza, Junior Takimoto, Patsy Thompson, Arlene Teixeira, Mario Valente, Warren Weigel, Charlene Wheatley, Marlene White, Lois Wilson, and Rosella Wyse.

On request of Mr. Dunn, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Livermore Girl Scout leaders: Kay Harper, Mrs. Theikoff, Mrs. Martin, Mrs. Ryder, Mrs. Brady, Mrs. Hansen, and Miss Creager, and the following Girl Scouts: Betty Lindbeck, Maxine Self, Clara Thomas, Evelyn Weimer, Madonna Olson, Betty Olson, Pat Olsen, Annabeth Rehder, Patsy Samples, Mary Lou Callaghan, Charlene Hackmann, Barbara Grisel, Helena DeRosa, Yvonne Creager, Barbara Lewis, Evelyn Bothwell, Loretta Rettig, Shirley Mae Thomas, Delores Ann Willy, Nina Concannon, Mary Wood, Norma Weimer, Carolyn Martin, Dorothy Yankowicz, Rose Viale, Betty Ryder, Patricia Holm, Edith Rabob, Anna Walsted, Eleanor Cernusco, Marie Ferrario, Mary Greeno, Dorthy Greeno, Maxine Nissi, and Bernice Ethridge.

On request of Messrs. Caldecott and Sherwin, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Robert G. Heckinger, Jr., Howard Boyle, Eleanor Lathrop, Marjorie Bowman, Janet Van Tassle, Philip Starke, John Hull, and Mrs. Marjorie H. E. Benedict of Berkeley.

ADJOURNMENT

At 10.45 p.m., on motion of Mr. Dickey, the Speaker declared the Assembly adjourned until 9 a.m., Wednesday, June 18, 1947.

SAM L. COLLINS, Speaker

GERALDINE B. HADSELL, Minute Clerk

CALIFORNIA LEGISLATURE

FIFTY-SEVENTH (GENERAL) SESSION

ASSEMBLY DAILY JOURNAL

NINETY-SECOND LEGISLATIVE DAY

ONE HUNDRED SIXTY-FOURTH CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO

Wednesday, June 18, 1947

The Assembly met at 9 a.m.

Hon. Sam L. Collins, Speaker of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Anderson, Beck, Bennett, Berry, Blosser, Brown, Burke, Burns, Butters, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Dolwig, Doyle, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stewart, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—65.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. Raymond Renwald:

Come, Holy Ghost, and fill the hearts of Thy faithful and enkindle in them the fire of Thy divine love.

Send forth Thy Spirit and they shall be created. And Thou shalt renew the face of the earth.

Let us pray: O God, who didst instruct the hearts of the faithful by the light of the Holy Spirit, grant us by the same Holy Spirit to relish what is right and evermore to rejoice in His consolation Through Christ Our Lord—AMEN.

READING OF THE JOURNAL DISPENSED WITH

On motion of Mr. Heisinger, further reading of the Journal of the previous legislative day was dispensed with.

RE-REFERENCE OF BILLS

By order of the Speaker, the following bill was withdrawn from the file, and re-referred as follows:

Senate Bill No. 1592 re-referred to Committee on Ways and Means.

CONSIDERATION OF DAILY FILE

UNFINISHED BUSINESS

CONSIDERATION OF SENATE AMENDMENTS

Assembly Bill No. 394—An act to amend Sections 6501, 6590, and 6614 of the Business and Professions Code, relating to barbering.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 394?

Amendment No. 1

On page 1, line 8, of the printed bill, as amended in the Assembly on April 18, 1947, after "appointment", strike out "any", and insert "to said board of one".

Amendment No. 2

In line 1 of the title of the printed bill, as amended in the Senate on May 16, 1947, strike out "Sections 6501, 6590, and 6614", and insert "Section 6501".

Amendment No. 3

On page 1 of said bill, strike out lines 14 to 24, inclusive; and on page 2, strike out lines 1 to 5, inclusive.

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 394 by the following vote:

AYES—Beck, Bennett, Berry, Brown, Burke, Burns, Butters, Clarke, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, Dolwig, Doyle, Elliott, Evans, Field, Gannon, Grunsky, Hahn, Heisinger, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Loomis, Lowrey, Lyons, Maloney, McCollister, Niehouse, Rosenthal, Sherwin, Silliman, Stanley, Stewart, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—44.

NOES—None.

Assembly Bill No. 394 ordered enrolled.

CONSIDERATION OF GOVERNOR'S VETO

Assembly Bill No. 79—An act to add Section 20363 to the Government Code and to add Section 1020 to the Military and Veterans Code, relating to employees of the Veterans' Home of California.

Governor's message stating his objections read previously.

The question being: Shall Assembly Bill No. 79 become a law notwithstanding the objections of the Governor?

The roll was called, and the Assembly sustained the objections of the Governor by the following vote:

AYES—None.

NOES—Anderson, Bennett, Berry, Brown, Burke, Butters, Caldecott, Clarke, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, Dolwig, Doyle, Dunn, Elliott, Evans, Field, Gannon, Grunsky, Heisinger, Hollibaugh, James, Kilpatrick, Loomis, Lowrey, Lyons, Maloney, McCollister, Niehouse, Rosenthal, Sherwin, Silliman, Stanley, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—41.

NOTICE OF MOTION TO RECONSIDER CONCURRENCE IN SENATE AMENDMENTS TO ASSEMBLY BILL NO. 1486 WAIVED

Mr. Dickey waived his notice of motion to reconsider the vote whereby the Assembly concurred in Senate amendments to Assembly Bill No. 1486.

Assembly Bill No. 1486 ordered enrolled.

CONSIDERATION OF SENATE AMENDMENTS

Assembly Bill No. 140—An act to amend Sections 737a, 737s, and 737ll of the Political Code, relating to salaries of judges.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 140?

Amendment No. 1

In line 1 of the title of the printed bill, as amended in the Assembly on May 22, 1947, strike out "Sections" and insert "Section"; and also strike out "737A", and ", and 737ll".

Amendment No. 2

On page 1 of said bill, strike out all of lines 2 to 6, inclusive.

Amendment No. 3

On page 1, line 7, of said bill, strike out "SEC. 2.", and insert "SECTION 1."

Amendment No. 4

On page 1, line 11, of said bill, strike out "fifteen", and insert "thirteen".

Amendment No. 5

On page 1, line 11, of said bill, strike out "($15,000)," and insert "($13,000)".

Amendment No. 6

On page 1 of said bill, strike out lines 12 to 15, inclusive.

Amendment No. 7

In line 1 of the title of the printed bill, as amended in the Senate on June 9, 1947, strike out "Section 737s", and insert "Sections 737a, 737s, and 737*ll*".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 8

On page 1 of said bill, strike out lines 6 to 10, inclusive, and insert

"SECTION 1. Section 737a of the Political Code is amended to read:

737a. The annual salary of each of the judges of the Superior Court in and for the County of Alameda is [twelve] *fifteen* thousand dollars [($12,000)] *($15,000)*.

SEC. 2. Section 737s of the Political Code is amended to read:

737s. The annual salary of each of the judges of the Superior Court in and for the County of Los Angeles is [twelve] *fifteen* thousand dollars [($12,000)] *($15,000)*.

SEC. 3. Section 737*ll* of said code is amended to read:

737*ll*. The annual salary of each of the judges of the Superior Court in and for the City and County of San Francisco is [twelve] *fifteen* thousand dollars [($12,000)] *($15,000)*.

The roll was called.

Call of the Assembly

Pending the announcement of the vote, Mr. Rosenthal moved a call of the Assembly.

Motion carried. Time, 9.18 a.m.

The Speaker directed the Sergeant-at-Arms to close the doors, and to bring in the following absent members:

Allen, Boyd, Brady, Burns, Caldecott, Carey, Collier, George D. Collins, Conrad, Crowley, M. Philip Davis, Debs, Clayton A. Dills, Ralph C. Dills, Dolwig, Dunn, Elliott, Erwin, Field, Gaffney, Geddes, Grant, Hawkins, Hinckley, Hinton, Kirkwood, Knight, Loomis, Luckel, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Sheridan, Stephenson, Stewart, Thomas, Weber, and Wollenberg—42.

FURTHER PROCEEDINGS UNDER CALL OF THE ASSEMBLY DISPENSED WITH ON CONCURRENCE IN SENATE AMENDMENTS TO ASSEMBLY BILL NO. 140

At 9.25 a.m., on motion of Mr. Rosenthal, further proceedings under the call of the Assembly were dispensed with.

The names of the absentees were called, ~~and the Assembly refused to concur in Senate amendments to Assembly Bill No. 140 by the following vote:~~

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brown, Burke, Butters, Clarke, Cooke, Cramer, Crichton, Lester T. Davis, Dickey, Doyle, Evans, Fletcher, Gannon, Grunsky, Hahn, Heisinger, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Lowrey, Lyons, Maloney, Rosenthal, Sherwin, Silliman, Stanley, Thompson, Thorp, Thurman, Waters, and Mr. Speaker—38.

NOES—None.

Request for Unanimous Consent That Record Be Expunged, and Action Rescinded on Refusal to Concur in Senate Amendments to Assembly Bill No. 140

Mr. Rosenthal asked for, and was granted, unanimous consent that the record be expunged, and the action rescinded on the vote whereby the Assembly, on this day, refused to concur in Senate amendments to Assembly Bill No. 140.

Assembly Bill No. 140 ordered to unfinished business file.

RECESS

At 9.26 a.m., on motion of Mr. Clarke, the Assembly recessed until 11 a.m.

REASSEMBLED

At 11 a.m., the Assembly reconvened.

Hon. Sam L. Collins, Speaker of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

ANNOUNCEMENTS

Mr. Dickey announced that the Senate Committee on Transportation will hold a meeting at 4 p.m., this afternoon, and urged all members with bills pending in this committee to appear, and take them up.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, June 18, 1947

MR. SPEAKER. Your Committee on Legislative Procedure has examined:

Assembly Bill No. 443—An act to amend Section 26201 of the Government Code, relating to the destruction of certain records;

Assembly Bill No. 575—An act to amend Sections 20911, 21652, and 21726 of the Water Code, relating to irrigation district elections;

Assembly Bill No. 630—An act to amend Sections 2300 and 2206 of the Health and Safety Code, and to add Sections 2313 and 2314 to said code, relating to mosquito abatement districts;

And reports that the same have been correctly enrolled, and presented to the Governor on the eighteenth day of June, 1947, at 10 a.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 18, 1947

MR SPEAKER Your Committee on Legislative Procedure has examined:

Assembly Bill No. 789—An act to add Section 252 1 to the Fish and Game Code, relating to refuges,

Assembly Bill No. 1117—An act to amend Sections 2617, 2618, 2621, 2704, 2705, and 2706 of the Revenue and Taxation Code, relating to penalties for nonpayment of real estate taxes;

Assembly Bill No. 1254—An act to add Section 10 1 to the Political Code, relating to holidays;

And reports that the same have been correctly enrolled, and presented to the Governor on the eighteenth day of June, 1947, at 10 a m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 18, 1947

MR SPEAKER, Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1693—An act to amend Sections 8, 8.1, 8.2, 9, and 9.1 of the "Metropolitan Water District Act," approved May 10, 1927, and to amend and to renumber as Section 9 4 the section now numbered as 9 2 of, and to add Sections 9 2 and 9 3 to, said "Metropolitan Water District Act," providing for the taxation of property within metropolitan water districts, for the election by any municipality or public agency, the corporate area of which, in whole or in part, is included within any metropolitan water district, to pay out of its municipal funds, the taxes levied by such metropolitan water district or a percentage thereof, and for the performance of certain functions relating thereto by officers of counties and by the State Board of Equalization, providing for the addition to metropolitan water districts of the corporate areas of municipalities as separate units, for the addition to such metropolitan water districts of territory annexed to component municipalities thereof, and for the effect of such additions and annexations, providing for the preparation and filing of certain documents and maps by such metropolitan water districts and their component municipalities, and declaring the severability of the provisions of this act;

Assembly Bill No. 2131—An act to amend Sections 807 5 and 811 of, and to add Section 806 5 to, the Fish and Game Code, relating to clams;

And reports that the same have been correctly enrolled, and presented to the Governor on the eighteenth day of June, 1947, at 10 a m

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 18, 1947

MR SPEAKER Your Committee on Legislative Procedure has examined:

Assembly Concurrent Resolution No. 83—Relative to approving five certain amendments to the charter of the City of Los Angeles, a municipal corporation, in the County of Los Angeles, State of California, voted for and ratified by the electors of said city at a general municipal election held therein on the twenty-seventh day of May, 1947;

And reports that the same has been correctly enrolled, and presented to the Secretary of State on the eighteenth day of June, 1947, at 10 a m.

WEBER, Chairman

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF SENATE BILLS

Senate Bill No. 1548—An act to amend Sections 9100, 9101, and 9103 of the Government Code, relating to legislative offices, and making an appropriation.

Bill read third time.

Motion to Amend

Mr. Luckel moved the adoption of the following amendments:

Amendment No. 1

In line 3 of the title of the printed bill, as amended in the Senate on April 9, 1947, after "appropriation", insert ", declaring the urgency thereof, to take effect immediately".

Amendment No. 2

On page 2 of said bill, after line 7, insert

"SEC 5 This act is hereby declared to be an urgency measure necessary for the immediate preservation of the public peace, health or safety within the meaning of Section 1 of Article IV of the Constitution and shall therefore go into immediate effect A statement of the facts constituting such necessity is as follows:

Rapidly increasing legislative business in the southernmost counties of this State make it urgently necessary that an office be established immediately in San Diego for the use of Members of the Legislature in the performance of their official duties.

Similar offices in Los Angeles, San Francisco, and Alameda Counties have demonstrated the usefulness and convenience to the public as well as to the Members of the Legislature in having a place where the legislative business of the State can be transacted promptly and efficiently.

San Diego as the metropolis of that commercially, industrially and agriculturally important area, and county seat of San Diego County, next in population to the counties of Los Angeles, San Francisco and Alameda, is the logical site for another legislative office now so urgently needed for the transaction of the legislative business of the State."

Amendments read, and adopted.

Bill ordered reprinted, and to third reading.

UNFINISHED BUSINESS (RESUMED)

RECONSIDERATION OF SENATE BILL NO. 393

In compliance with a notice given on a previous day, Mr. Thurman moved that the vote whereby Senate Bill No. 393 was passed be reconsidered.

The roll was called, and Senate Bill No. 393 reconsidered by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, O'Day, Price, Rosenthal, Sheridan, Sherwin, Stanley, Stewart, Thompson, Thorp, Thurman, and Mr Speaker—66.

NOES—None.

Senate Bill No. 393 ordered to third reading.

Request for Unanimous Consent That Senate Bill No. 393 Be Withdrawn from File, and Re-referred

Mr. Thurman asked for, and was granted, unanimous consent that Senate Bill No. 393 be withdrawn from the third reading file, and be re-referred to the Committee on Judiciary.

RECONSIDERATION OF SENATE BILL NO. 764

In compliance with a notice given on a previous day, Mr. Ralph C. Dills moved that the vote whereby Senate Bill No. 764 was passed be reconsidered.

The roll was called, and Senate Bill No. 764 reconsidered by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Clayton A. Dills, Ralph C Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, O'Day, Price, Rosenthal, Sheridan, Sherwin, Stanley, Stewart, Thompson, Thorp, Thurman, and Mr Speaker—66.

NOES—None.

FURTHER CONSIDERATION OF SENATE BILL NO. 764 (BY UNANIMOUS CONSENT)

Senate Bill No. 764—An act to amend Sections 13674, 14304, 14375, 14379, 14383, 14441, 14445, 14474, 14476, 14524, 14606, 14611, 14612, 14640, 14680, 14681 of the Education Code, to add Sections 14376.1, 14376.2, 14376.3, 14376.4, 14449.2, 14669, and 14683 to said code, all relating to the State Teachers' Retirement System, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Motion to Amend

Mr. Ralph C. Dills moved the adoption of the following amendments:

Amendment No. 1

In line 3 of the title of the printed bill, as amended in the Senate on May 5, 1947, strike out "14640,".

Amendment No. 2

On page 4 of said bill, strike out line 51; and on page 5, strike out lines 1 to 29, inclusive.

Amendment No. 3

On page 5, line 30, of said bill, strike out "14.4.", and insert "14.3."

Amendments read, and adopted.

Bill ordered reprinted, and to third reading.

REQUEST FOR UNANIMOUS CONSENT THAT OPINION BE PRINTED IN THE JOURNAL

Mr. Stewart asked for, and was granted, unanimous consent that the following opinion of the Legislative Counsel be ordered printed in the Journal in 10-point type:

Opinion of Legislative Counsel

STATE OF CALIFORNIA, OFFICE OF LEGISLATIVE COUNSEL
SACRAMENTO 2, CALIFORNIA, June 17, 1947

Compatibility of the Offices of Member of the Assembly and Member of the Governing Body of a City—No. 5918

Hon. Albert I. Stewart
Assembly Chamber

DEAR MR. STEWART: You ask whether or not it is competent for a person to hold, during the same period of time, the offices of Member of the Assembly of California and member of the governing body of a city, particularly including the City of Pasadena, a chartered city.

In my opinion it is competent for a person to hold and exercise the powers and duties of these offices at the same time, unless, in the case of a chartered city, the charter expressly or by necessary implication prevents such a holding. I find nothing in the State Constitution, nor in any statute, nor in the charter of the City of Pasadena, nor in the common law rule of incompatibility that prohibits such dual office holding.

The only provision of the State Constitution touching the subject is Section 19 of Article IV, which prohibits a Member of the Assembly during his term of office from holding any appointive office, trust, or employment under the State, a prohibition which expressly does "not apply to any office filled by election by the people." The office of City Councilman, including that of the City of Pasadena, is filled by election by the people.

I find no statute, and no provision of the Pasadena charter, that purports to prohibit the holding of these two offices at the same time.

This leaves for consideration the common law rule of incompatibility. It is a rule of public policy. "At common law the holding of one office does not of itself disqualify the incumbent from holding another office at the same time, provided there is no inconsistency in the functions of the two offices in question. * * * The inconsistency, which at common law makes offices incompatible, does not consist in the physical impossibility to discharge the duties of both offices, but rather lies in a conflict of interest, as where one is subordinate to the other and subject in some degree to the supervisory power of its incumbent, or where the incumbent of one of the offices has the power to remove the incumbent of the other or to audit the accounts of the other." (*People ex rel. Chapman* vs. *Rapsey* (1940) 16 Cal. (2d) 636, 642, holding incompatible the offices of city judge and city attorney, the latter being required to appear before the former from time to time and present or defend actions to which the city is a party; followed in *People ex rel. Bagshaw* vs *Thompson* (1942), 55 Cal. App. (2d) 147, offices of member of county board of supervisors and of member of bridge and highway district board of directors, the latter office being filled by appointment by the former board; and in *People ex rel Kraemer* vs. *Bagshaw* (1942), 55 C.A. (2d) 155, offices of member of county board of supervisors and of member of council of sixth class city in the same county, the board and the council having potential contractual relationships, each with the other, and each possessing an auditing power over the other.)

No such inconsistency as obtained in the cited cases appears to exist between the offices of Member of the Senate or the Assembly and member of a city council; e.g., no contractual relationship, no auditing power, no power of appointment or removal.

There is only the power of the Assemblyman or Senator to participate in the enactment of laws governing cities; including the city of which he is a councilman. In this sense, in this sense only, is the latter office subordinate or subject to the former.

I do not think this is the kind of relationship which creates an "inconsistency" within the meaning of the common law rule of incompatibility. It is not even a direct relationship, for under our constitution the Legislature can legislate concerning municipal corporations only by general laws, not by special laws dealing with particular cities (Art. XI, Sec. 6).

It may also be observed that "public policy," upon which the rule of incompatibility is founded, "is at best a vague and uncertain guide" (*Miller & Lux* vs. *Madera Canal Co.* (1909), 155 Cal. 59, 65).

The expert knowledge of important governmental problems which a person acquires as city councilman, well may be of such benefit to the people in his capacity of state legislator as to offset any putative personal interest he might have in considering and acting upon legislation affecting cities.

These factors, one of our appellate courts adverted to when, in holding that the position of high school teacher and office of Assemblyman could be held at the same time, it said:

"Is a teacher, by virtue of his employment and the state of mind arising therefrom, in such a position that he would be incapable of independent action as a member of the Legislature?

We do not believe that his voice and vote on legislation would be any more influenced by the bare fact of his contract to teach than they would if he had no present contract of employment

It may be admitted that from the nature of his profession he would have a considerable interest in those measures affecting education

He should have a knowledge and experience that should make his advice valuable on such matters

This is as it should be, for every legislator should possess some knowledge of certain activities of government He cannot be familiar with them all.

Legislators are, or should be, selected by the people because of a familiarity with governmental affairs and because they possess a knowledge of the needs and desires of their constituents and the State at large. In the Legislature we find members drawn from all callings, and from the combined knowledge and experience of all, the people at large should hope for legislation resulting in the common good." (*Leymel* vs *Johnson* (1930), 105 Cal. App. 694, 703.)

Significant, too, is the fact that throughout the history of the State there have been, from time to time, legislators who also served as city councilmen without any question raised concerning their legal right to do so This is a long standing interpretation by the Legislature, by the city councils, by state and local fiscal officers, and by the electorate, that these offices are compatible, an interpretation to which the Supreme Court would give great weight should this question come before it for consideration and decision.

In addition, there is a series of New York decisions quite persuasive of the views herein expressed

In the first of the series, heard at a special term of the court of common pleas, it was held that the offices of member of the state assembly and of deputy clerk of the court of special sessions, were compatible, a holding based upon an extensive review of English and American decisions and the practice in this county of electing local officers to the Legislature, also the fact that local officers had served as delegates to the several constitutional conventions of the State of New York. (*People* vs. *Green* (1874), 46 How Pr. Rep 169) This decision was affirmed upon appeal to the general term of the court (*People* vs. *Green* (1874), 5 Daly's Reports 254). These words of the court are quite significant:

"The power of the Legislature, of which the relator was a member, to pass laws affecting his local office did not create any incompatibility of office

All citizens, in office or otherwise, are equally subject to the action of that body, and whatever may be the personal interest of the legislator in the subject of legislation, he is not (aside from matters of delicacy or personal honor) precluded from taking part in its deliberations or acting upon the subject." (5 Daly's Rep. 254, 273.)

Although *People* vs. *Green* was reversed upon appeal to the Court of Appeals, the reversal was upon another ground. The upper court took particular care to point out that it concurred in the lower court's views as to compatibility of office, saying:

> "Nor is the office of a member of the assembly in the legal sense of the word, incompatible with that of deputy clerk of the Court of Special Sessions of the city and county of New York. After the exhaustive opinions delivered in the court below upon this point, it would be an unwarrantable use of time to go over the ground again, so well explored in them." (*People* vs. *Green* (1874), 58 N. Y. 295, 304.)

This ruling was later followed and applied in *People ex rel. Gilchrest* vs. *Murray* (1878), 73 N. Y. 535, 542, and in *Stewart* vs. *Mayor of N. Y.* (1897) 44 N. Y. S. 575.

The conclusion seems inescapable that the offices of Member of the Assembly and of city councilman are compatible and may be held at the same time, except in the case of a city whose charter prohibits its councilmen from also serving as state Assemblyman, and that the City of Pasadena charter contains no such prohibition.

Yours very truly,

FRED B. WOOD
Legislative Counsel

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS (RESUMED)
CONSIDERATION OF SENATE AMENDMENTS

Assembly Bill No. 1111—An act to add Section 6a to an act entitled "An act authorizing the establishment of municipal courts, prescribing their constitution, regulation, government, procedure and jurisdiction, and providing for the election and appointment of the judges, clerks and other attaches of such courts, their terms of office, qualification and compensation and for the selection of jurors therein," approved May 23, 1925, relating to municipal courts.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 1111?

Amendment No. 1

On page 1 of the printed bill, as amended in the Assembly on March 20, 1947, strike out lines 13 to 16, inclusive; and on page 2, strike out lines 1 to 35, inclusive, and insert "may be applicable to municipal courts), five hundred twenty-five dollars ($525);

Four deputy clerks, four hundred thirty dollars ($430);
Four deputy clerks, three hundred sixty-five dollars ($365);
Two deputy clerks, three hundred forty-five dollars ($345);
Fifteen deputy clerks, three hundred thirty-five dollars ($335);
Five deputy clerks, three hundred ten dollars ($310);
Eight deputy clerks, two hundred ninety dollars ($290);

Forty-six deputy clerks, each of whom shall receive a minimum salary of one hundred eighty-five dollars ($185) monthly, with annual increments of fifteen dollars ($15) after the first year, and ten dollars ($10) each succeeding year, effective the first of the month following anniversary of appointment, to a maximum of two hundred thirty dollars ($230)."

Amendment No. 2

On page 1, line 6, of said bill, strike out "eight hundred dollars ($800)", and insert "seven hundred dollars ($700)".

Amendment No. 3

On page 1, lines 6 and 7, of the printed bill, as amended in the Senate on April 30, 1947, strike out "seven hundred dollars ($700)", and insert "eight hundred dollars ($800)".

Amendment No. 4

On page 2, line 37, of said bill, strike out "thirty dollars ($430)", and insert "fifty dollars ($450)".

Amendment No. 5

On page 2, lines 38 and 39, of said bill, strike out "sixty-five dollars ($365)", and insert "eighty-five dollars ($385)".

Amendment No. 6

On page 2, lines 40 and 41, of said bill, strike out "forty-five dollars ($345)", and insert "sixty-five dollars ($365)".

Amendment No. 7

On page 2, lines 42 and 43, of said bill, strike out "thirty-five dollars ($335)", and insert "fifty dollars ($350)".

Amendment No. 8

On page 2, line 44, of said bill, strike out "ten dollars ($310)", and insert "thirty dollars ($330)".

Amendment No. 9

On page 2, line 45, of said bill, strike out "two hundred ninety dollars ($290)", and insert "three hundred ten dollars ($310)".

Amendment No. 10

On page 2, lines 51 and 52, of said bill, strike out "thirty dollars ($230)", and insert "fifty dollars ($250)".

Amendment No. 11

On page 3, lines 11 to 14, inclusive, of said bill, strike out "all positions described in this section wherein the monthly compensation exceeds two hundred fifty dollars ($250) monthly are designated promotive positions."

Amendment No. 12

On page 2, line 47, of the printed bill, as amended in the Senate on May 7, 1947, strike out the period after "class", and insert "to the same extent and in the same manner as heretofore provided for said attaches of the said municipal court and in accordance with any changes hereafter made in said charter provisions affecting employees of any city or city and county of the first class.

It is further provided that any attache of the municipal court in any city or city and county of the first class heretofore or hereafter appointed shall be granted indefinite leave of absence by the appointing authority to accept other appointive position or positions in the said municipal court. While on such indefinite leave and while employed in any other appointive position or positions in said municipal court, such attache or attaches shall continue to participate in the retirement and health service provisions of the charter in the same manner as heretofore provided, and there shall accrue to all such attaches all the benefits derived from seniority in the same manner and to the same extent as though such attaches were continuing in the position such attaches held prior to appointment to such other appointive position or positions in said municipal court."

Amendment No. 13

On page 2 of said bill, after line 50, insert "If any portion of this act shall be declared unconstitutional, it is the expressed intent of the Legislature that the remainder of the act shall remain in full force and effect."

Amendment No. 14

On page 1, lines 6 and 7, of said bill, strike out "eight hundred dollars ($800)," and insert "six hundred sixty dollars ($660)"

Amendment No. 15

On page 1, lines 13 and 14, of said bill, strike out "five hundred twenty-five dollars ($525)", and insert "five hundred dollars ($500)".

Amendment No. 16

On page 1 of said bill, strike out lines 15 and 16; and strike out lines 1 to 17, inclusive, on page 2 of said bill, and insert "Three deputy clerks, four hundred thirty dollars ($430); one deputy clerk, three hundred seventy-five dollars ($375); four deputy clerks, three hundred sixty-five dollars ($365), two deputy clerks, three hundred forty-five dollars ($345), fifteen deputy clerks, three hundred thirty-five dollars ($335); five deputy clerks, three hundred ten dollars ($310); eight deputy clerks, two hundred ninety dollars ($290); forty-six deputy clerks, two hundred thirty dollars ($230);"

Amendment No. 17

On page 1, lines 6 and 7, of the printed bill, as amended in the Senate on May 21, 1947, strike out "six hundred and sixty dollars ($660).", and insert "seven hundred fifty dollars ($750)"

Amendment No. 18

On page 2, line 2, of said bill, strike out "five hundred dollars ($500)", and insert "five hundred twenty-five dollars ($525)."

Amendment No. 19

On page 2 of said bill, strike out lines 16, 17, and 18, and insert

"One deputy clerk (chief clerk, traffic department), four hundred seventy-five dollars ($475)

One deputy clerk (chief clerk, civil department), four hundred seventy-five dollars ($475).

One deputy clerk (chief clerk, criminal department), four hundred seventy-five dollars ($475)

One deputy clerk (chief clerk, accounting department), four hundred seventy-five dollars ($475)."

Amendment No. 20

On page 2, line 19, of said bill, strike out "three hundred sixty-five dollars ($365)", and insert "four hundred dollars ($400)"

Amendment No. 21

On page 2, line 20, of said bill, strike out "three hundred forty-five dollars ($345)", and insert "three hundred sixty-five dollars ($365)"

Amendment No. 22

On page 2, lines 21 and 22, of said bill, strike out "three hundred thirty-five dollars ($335)", and insert "three hundred fifty-five dollars ($355)."

Amendment No. 23

On page 2, line 23, of said bill, strike out "three hundred ten dollars ($310)", and insert "three hundred twenty-five dollars ($325)"

Amendment No. 24

On page 2, line 24, of said bill, strike out "two hundred ninety dollars ($290).", and insert "three hundred five dollars ($305)."

Amendment No. 25

On page 2 of said bill, strike out line 25, and insert "Thirty-six deputy clerks, two hundred fifty dollars ($250). Ten deputy clerks, two hundred twenty-five dollars ($225)."

Amendment No. 26

On page 1, lines 6 and 7, of the printed bill, as amended in the Senate on May 21, 1947, strike out "six hundred and sixty dollars ($660)", and insert "seven hundred fifty dollars ($750)."

Amendment No. 27

On page 2, line 2, of said bill, strike out "five hundred dollars ($500)", and insert "five hundred twenty-five dollars ($525)"

Amendment No. 28

On page 2 of said bill, strike out lines 16, 17, and 18, and insert

"One deputy clerk (chief clerk, traffic department), four hundred seventy-five dollars ($475).

One deputy clerk (chief clerk, civil department), four hundred seventy-five dollars ($475).

One deputy clerk (chief clerk, criminal department), four hundred seventy-five dollars ($475).

One deputy clerk (chief clerk, accounting department), four hundred seventy-five dollars ($475)."

Amendment No. 29

On page 2, line 19, of said bill, strike out "three hundred sixty-five dollars ($365)", and insert "four hundred dollars ($400)."

Amendment No. 30

On page 2, line 20, of said bill, strike out "three hundred forty-five dollars ($345)", and insert "three hundred sixty-five dollars ($365)."

Amendment No. 31

On page 2, lines 21 and 22, of said bill, strike out "three hundred thirty-five dollars ($335)", and insert "three hundred fifty-five dollars ($355)"

Amendment No. 32

On page 2, line 23, of said bill, strike out "three hundred ten dollars ($310)", and insert "three hundred twenty-five dollars ($325)."

Amendment No. 33

On page 2, line 24, of said bill, strike out "two hundred ninety dollars ($290).", and insert "three hundred five dollars ($305)."

Amendment No. 34

On page 2 of said bill, strike out line 25, and insert "Thirty-six deputy clerks, two hundred fifty dollars ($250). Ten deputy clerks, two hundred twenty-five dollars ($225)."

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 1111 by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, O'Day, Price, Rosenthal, Sheridan, Sherwin, Stanley, Stewart, Thompson, Thorp, Thurman, and Mr. Speaker—66.

NOES—None.

Assembly Bill No. 1111 ordered enrolled.

FURTHER CONSIDERATION OF SENATE AMENDMENTS TO ASSEMBLY BILL NO. 140

Assembly Bill No. 140—An act to amend Section 737s of the Political Code, relating to salaries of judges.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 140?

Amendment No. 1

In line 1 of the title of the printed bill, as amended in the Assembly on May 22, 1947, strike out "Sections" and insert "Section"; and also strike out "737A", and ", and 737*l*".

Amendment No. 2

On page 1 of said bill, strike out all of lines 2 and 6, inclusive.

Amendment No. 3

On page 1, line 7, of said bill, strike out "SEC. 2.", and insert "SECTION 1."

Amendment No. 4

On page 1, line 11, of said bill, strike out "fifteen" and insert "thirteen".

Amendment No. 5

On page 1, line 11, of said bill, strike out "($15,000)", and insert "($13,000)".

Amendment No. 6

On page 1 of said bill, strike out lines 12 to 15, inclusive.

Amendment No. 7

In line 1 of the title of the printed bill, as amended in the Senate on June 9, 1947, strike out "Section 737s", and insert "Sections 737a, 737s, and 737*ll*".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 8

On page 1 of said bill, strike out lines 6 to 10, inclusive, and insert

"SECTION 1. Section 737a of the Political Code is amended to read:

737a. The annual salary of each of the judges of the Superior Court in and for the County of Alameda is [twelve] *fifteen* thousand dollars [($12,000)] *($15,000).*

SEC. 2. Section 737s of the Political Code is amended to read:

737s. The annual salary of each of the judges of the Superior Court in and for the County of Los Angeles is [twelve] *fifteen* thousand dollars [($12,000)] *($15,000).*

SEC. 3. Section 737*ll* of said code is amended to read:

737*ll*. The annual salary of each of the judges of the Superior Court in and for the City and County of San Francisco is [twelve] *fifteen* thousand dollars [($12,000)] *($15,000).*

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 140 by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, O'Day, Price, Rosenthal, Sheridan, Sherwin, Stanley, Stewart, Thompson, Thorp, Thurman, and Mr. Speaker—66

NOES—None.

Assembly Bill No. 140 ordered enrolled.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 316—An act to amend Section 46 of the Vehicle Parking District Act of 1943, relating to vehicle parking districts.

Bill read third time.

Motion to Amend

Mr. Kirkwood moved the adoption of the following amendments:

Amendment No. 1

On page 2, line 13, of the printed bill, as amended in the Assembly on June 17, 1947, strike out "be used".

Amendment No. 2

On page 2, lines 14 and 15, of said bill, strike out "to reduce the bonded indebtedness of the district", and insert "be applied as a credit to each assessment, or installment thereof, a pro rata share of such excess as each assessment, or installment thereof, bears to all the assessments. Where the assessment or installment thereof has been paid in cash such credit shall be returned in cash to the person who paid the corresponding assessment or installment, upon his furnishing satisfactory evidence of such payment. Where the assessment or installment thereof is unpaid the credit shall be applied upon such assessment or the earliest unpaid installment or installments of principal and interest thereof."

Amendments read, and adopted.

Bill ordered reprinted, and to third reading.

UNFINISHED BUSINESS (RESUMED)

CONSIDERATION OF SENATE AMENDMENTS

Assembly Bill No. 317—An act to amend Section 737x of the Political Code, relating to judges' salaries.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 317?

Amendment No. 1

On page 1, line 4, of the printed bill, strike out "four", and insert "nine".

Amendment No. 2

On page 1, line 5, of said bill, strike out "($7,400)", and insert "($7,900)".

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 317 by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Field, Fletcher, Gaffney, Gannon, Geddes, Grunsky, Hahn, Hawkins, Hinton, Hollibaugh, Johnson, Kilpatrick, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, and Mr Speaker—64.

NOES—Hinckley—1.

Assembly Bill No. 317 ordered enrolled.

Assembly Bill No. 767—An act to amend Sections 4901, 4902, 4904, 4913, 4914, 4915, and 4953 of the Education Code, and to add Section 4912.1 to said code, all relating to the reorganization of school districts.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 767?

Amendment No. 1

In line 1 of the title of the printed bill, as amended in the Assembly on May 5, 1947, after "4904," insert "4912,"

Amendment No. 2

On page 2 of said bill, between lines 21 and 22, insert

"SEC. 2.7. Section 4912 of said code is amended to read:

4912. The county superintendent of schools of the county in which the greater part of such area is located shall call a special election in the elementary school district or unified school district, or districts, affected for the purpose of adopting or rejecting the plans and recommendations of the local survey committee *No election shall be called in any district unless a petition therefor signed by at least 15 percent, but, in any case, not more than 100 of the electors of the district is filed with such county superintendent of schools. If in any district no such petition is filed within 60 days after the approval of the plans and recommendations by the state commission, the district shall not be included in the unification or other reorganization* Such election shall be held between July 1st and December 31st of the year in which the county superintendent of schools was given notice by the state commission under Section 4911 except that if such notice is not received on or before November 1st, the election shall be held between July 1st and December 31st of the following year."

The roll was called, and the Assembly refused to concur in Senate amendments to Assembly Bill No. 767 by the following vote:

AYES—Beck, Butters, Lester T Davis, Doyle, Lowrey, and Maloney—6.

NOES—Anderson, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Debs, Dickey, Clayton A. Dills, Ralph C Dills, Dolwig, Dunn, Elliott, Erwin, Field, Fletcher, Gaffney, Gannon, Geddes, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Johnson, Kilpatrick, Knight, Loomis, Luckel, Lyons, McCollister, McMillan, Niehouse, Price, Sheridan, Sherwin, Silliman, Stephenson, Stewart, Thompson, Thorp, and Thurman—53.

Appointment of Committee on Conference Concerning Assembly Bill No. 767

The Speaker announced the appointment of Messrs. Geddes, Knight, and Beck as a Committee on Conference concerning Assembly Bill No. 767.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, June 18, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 4—An act to amend Section 737j of the Political Code, relating to the salaries of judges of the superior court;

Assembly Bill No. 50—An act to amend Sections 28116 and 28120 of the Government Code, relating to compensation for public service in counties;

Assembly Bill No. 99—An act to amend Sections 737aa and 737nn of the Political Code, relating to the salaries of judges of the superior court;

And reports that the same have been correctly enrolled, and presented to the Governor on the eighteenth day of June, 1947, at 11 a.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 18, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 318—An act to amend Section 737t of the Political Code, relating to the salary of the judge of the superior court in and for the County of Madera;

Assembly Bill No. 541—An act to amend Sections 24252 and 24253 of the Water Code, relating to irrigation district leases or contracts;

Assembly Bill No. 649—An act to amend Section 737nu of the Political Code, relating to the salary of superior judges in and for the County of Siskiyou;

And reports that the same have been correctly enrolled, and presented to the Governor on the eighteenth day of June, 1947, at 11 a.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 18, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 650—An act to amend Section 1 of an act entitled "An act authorizing the creation of a personnel system, merit system or civil service system in cities; the creation of the office of personnel director; the appointment of a civil service commission, the delegation of certain authority to said personnel officer or commission in municipalities within this State, and prohibiting certain political activities and providing penalties for the violation of said provision," approved April 11, 1935, relating to civil service systems;

Assembly Bill No. 1054—An act to amend Section 4238 of the Political Code and Section 28109 of the Government Code, relating to compensation for public services in counties of the ninth class;

Assembly Bill No. 1962—An act to amend Section 737q of the Political Code, relating to salaries of superior court judges;

And reports that the same have been correctly enrolled, and presented to the Governor on the eighteenth day of June, 1947, at 11 a.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 18, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 2679—An act to amend Section 737xx of the Political Code, relating to salaries of superior court judges;

Assembly Bill No. 2693—An act adding Section 5007.3 to the Public Resources Code, relating to parks and beaches,

And reports that the same have been correctly enrolled, and presented to the Governor on the eighteenth day of June, 1947, at 11 a.m.

WEBER, Chairman

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS (RESUMED)
CONSIDERATION OF GOVERNOR'S VETO

Assembly Bill No. 515—An act to amend Section 1033.7 of the Code of Civil Procedure, relating to costs and interests on execution.

Governor's message stating his objections read previously.

The question being: Shall Assembly Bill No. 515 become a law notwithstanding the objections of the Governor?

The roll was called, and the Assembly sustained the objections of the Governor by the following vote:

AYES—None.

NOES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Cooke, Cramer, Crichton, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Erwin, Field, Fletcher, Gaffney, Gannon, Geddes, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Nicholson, Price, Robertson, Sheridan, Sherwin, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, and Mr. Speaker—59

CONSIDERATION OF SENATE AMENDMENTS

Assembly Bill No. 1781—An act to amend Sections 19601, 19607, and 19617 of, to add Sections 19601.5, 19601.6, and 19618 to, and to repeal Section 19616 of the Education Code, relating to child care centers.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 1781?

Amendment No. 1

On page 1, lines 7 and 8, of the printed bill, as amended in the Assembly on May 26, 1947, strike out "or guardian"

Amendment No. 2

On page 2 of said bill, strike out lines 12 to 29, inclusive, and insert "to a child care center if the total monthly income from all sources of the child's immediate family:

(a) where both parents are working, exceeds two hundred seventy-five dollars ($275), or,

(b) where but one parent, who has both custody and care of the child, is the sole wage earner of the child's immediate family, exceeds two hundred twenty-five dollars ($225), provided, however, that if under (a) above the monthly income of the child as determined by dividing the total monthly income of the child's immediate family from all sources by the number of persons to be supported therefrom does not exceed sixty dollars ($60), then such child may still be admitted to a child care center even though such total monthly income of the child's immediate family exceeds two hundred seventy-five dollars ($275), and provided further however that if, under (b) above, the monthly income of the child as determined by dividing the total monthly income of the child's immediate family from all sources by the number of persons to be supported therefrom does not exceed sixty dollars ($60), then such child may still be admitted to a child care center even though such total monthly income of the child's immediate family exceeds two hundred twenty-five dollars ($225)."

Amendment No. 3

On page 2, line 32, of said bill, after "income", insert "from all sources, of the child's immediate family".

Amendment No. 4

On page 3, line 5, of said bill, after "the", insert "child's".

Amendment No. 5

On page 3, line 11, of said bill, strike out the period, and insert ", and the rate of increase in fees charged for children of families of different income levels need not be uniform as between the different income levels. It is further declared to be the policy of the Legislature that the fee scales shall, so far as reasonably possible, be uniform for all child care centers, and that they shall be established on such basis and in accordance with such principles as the State Department of Education may recommend to insure proper administration of the child care center program and to establish uniform budgetary and accounting procedures."

Amendment No. 6

On page 3, line 29, of the printed bill, as amended in the Assembly on June 9, 1947, after the period, insert "All child care centers shall be closed on or before May 30, 1948."

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 1781 by the following vote:

AYES—Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cramer, Crichton, M. Philip Davis, Dickey, Dolwig, Doyle, Dunn, Elliott, Erwin, Field, Fletcher, Gaffney, Geddes, Heisinger, Hinckley, Hinton, Hollibaugh, Johnson, Kilpatrick, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, Price, Robertson, Sheridan, Sherwin, Silliman, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, and Mr. Speaker—54.

NOES—Anderson, Lester T. Davis, Debs, Clayton A. Dills, Ralph C. Dills, Evans, Hawkins, and Miller—8.

Assembly Bill No. 1781 ordered enrolled.

Assembly Bill No. 1032—An act to amend Section 28121 of the Government Code, relating to compensation for public services in counties of the twenty-first class.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 1032?

Amendment No. 1

In line 1 of the title of the printed bill, as amended in the Assembly on April 3, 1947, strike out "4250 of the Political Code and Section".

Amendment No. 2

On page 1 of said bill, strike out lines 1 to 25, inclusive; and on page 2, strike out lines 1 to 48, inclusive

Amendment No. 3

On page 3, line 1, of said bill, strike out "SEC. 2.", and insert "SECTION 1."

Amendment No. 4

On page 3 of said bill, strike out lines 6 and 7, and insert "(a) The auditor, four thousand two hundred dollars ($4,200) a year."

Amendment No. 5

On page 4 of said bill, strike out lines 42 to 46, inclusive.

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 1032 by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cramer, Crichton, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Geddes, Hawkins, Heisinger, Hinton, Hollibaugh, Johnson, Kilpatrick, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Robertson, Sheridan, Sherwin, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, and Mr. Speaker—54.

NOES—None.

Assembly Bill No. 1032 ordered enrolled.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 36—An act to amend Section 13424 of the Education Code, relating to teachers' institutes.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Burke, Burns, Butters, Caldecott, Clarke, Collier, Cooke, Cramer, Crichton, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher,

Gaffney, Geddes, Hawkins, Heisinger, Hinckley, Hinton, Johnson, Kilpatrick, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Weber, and Mr. Speaker—52.
NOES—Knight and Loomis—2.

Bill ordered transmitted to the Senate.

Senate Bill No. 907—An act to amend Section 10159.2 of the Insurance Code, relating to insurance.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Evans, Fletcher, Gaffney, Geddes, Hawkins, Hinckley, Hinton, Hollibaugh, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, Miller, Niehouse, Price, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Weber, and Mr. Speaker—58
NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 1576—An act to amend Section 12902 of the Insurance Code, relating to the salary of the Insurance Commissioner.

Bill read third time.

Senate Bill No. 1576 ordered passed on file.

Senate Bill No. 651—An act to add Section $14\frac{3}{4}$ to the County Waterworks District Act, relating to annexation of uninhabited territory to county waterworks districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Field, Fletcher, Gaffney, Geddes, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Johnson, Kilpatrick, Knight, Loomis, Lowrey, Luckel, Lyons, McCollister, McMillan, Miller, Niehouse, Robertson, Sheridan, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Weber, and Mr. Speaker—60.
NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 455—An act to validate the formation, organization and existence of sanitary districts, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Anderson, Beck, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Field, Fletcher, Gaffney, Geddes, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Johnson, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Robertson, Sheridan, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Weber, and Mr. Speaker—59.
NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn,

Elliott, Evans, Field, Fletcher, Gaffney, Geddes, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Johnson, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Robertson, Sheridan, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Weber, and Mr. Speaker—59.

NOES—None.

Bill ordered transmitted to the Senate.

REQUEST FOR PERMISSION TO INTRODUCE RESOLUTION

Pursuant to the provisions of Assembly Concurrent Resolution No. 73 and Joint Rule No 23, and upon recommendation of the Speaker, Mr. Burke moved that he be granted permission to introduce a resolution, and that permission be granted to consider it, at this time.

The roll was called, and permission granted by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Lester T Davis, Debs, Dickey, Clayton A Dills, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Johnson, Kilpatrick, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, Miller, Niehouse, Price, Sheridan, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Weber, and Mr. Speaker—60

NOES—None.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

The following resolution was offered:

Assembly Concurrent Resolution No. 91: By Mr. Burke—Relative to the approval of that certain amendment to the charter of the City of Alhambra ratified by the qualified electors of said city at a special municipal election held thereon on the third day of June, 1947.

Request for Unanimous Consent

Mr. Burke asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 91, at this time, without reference to committee, print, or file, and that the same be considered engrossed.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 91

Assembly Concurrent Resolution No. 91—Relative to the approval of that certain amendment to the charter of the City of Alhambra ratified by the qualified electors of said city at a special municipal election held thereon on the third day of June, 1947.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Johnson, Kilpatrick, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, Miller, Niehouse, Price, Sheridan, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Weber, and Mr. Speaker—60

NOES—None.

Resolution ordered transmitted to the Senate.

RECESS

At 12 m., on motion of Mr. Dickey, the Assembly recessed until 1.30 p.m.

REASSEMBLED

At 1.30 p.m., the Assembly reconvened.

Hon Sam L. Collins, Speaker of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, June 18, 1947

MR SPEAKER: I am directed to inform your honorable body that the Senate appointed Senators Jesperson, Dilworth, and DeLap as a Committee on Conference concerning.

Assembly Bill No. 767—An act to amend Sections 4901, 4902, 4904, 4912, 4913, 4914, 4915, and 4953 of the Education Code, and to add Section 4912.1 to said code, all relating to the reorganization of school districts

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

COMMUNICATIONS

By Speaker Collins:

The following communication was received, read, and ordered printed in the Journal:

STATE OF CALIFORNIA
DEPARTMENT OF PUBLIC WORKS, SACRAMENTO, June 6, 1947

State Water Resources Board
Public Works Building
Sacramento 5, California

GENTLEMEN: Under the provisions of Chapter 1514, Statutes of 1945, an agreement, dated November 14, 1946, was entered into by and between the State Water Resources Board, the County of Santa Barbara, and the Department of Public Works. The agreement provided that the State Engineer make investigations, studies, surveys, plans and estimates necessary to enable the State Water Resources Board to make recommendation and report to the Legislature upon works for control of flood flows of the Santa Ynez River in the "Cantlay Cut" area near Lompoc, Santa Barbara County.

The cost of the investigation was borne equally by a contribution of $1,000 from the County of Santa Barbara and an allotment of $1,000 by the State Water Resources Board.

It was developed in the course of the investigation that the flood control problem included a major portion of the Lompoc Valley rather than the "Cantlay Cut" area alone and the scope of the investigation was accordingly broadened.

The report authorized as outlined above is transmitted herewith.

Very truly yours,

EDWARD HYATT, State Engineer

Above mentioned report ordered filed with the Secretary of State.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 1223—An act to add Section 25561 to the Government Code, relating to powers of the board of supervisors.

Bill read third time.

The roll was called.

Call of the Assembly

Pending the announcement of the vote, Mr. Sherwin moved a call of the Assembly.

Motion carried. Time, 1 35 p m.

The Speaker directed the Sergeant-at-Arms to close the doors, and to bring in the following absent members:

Allen, Anderson, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burns, Butters, Carey, George D. Collins, Cooke, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Evans, Field, Gaffney, Gannon, Hawkins, Hinckley, Hollibaugh, James, Knight, Maloney, McMillan, Miller, Niehouse, O'Day, Robertson, Sheridan, Sherwin, Stanley, Stephenson, Stewart, Thomas, Thorp, and Wollenberg—43.

Further Proceedings Under Call of the Assembly Dispensed With on Senate Bill No. 1223

At 1.50 p.m., on motion of Mr. Lester T. Davis, further proceedings under the call of the Assembly were dispensed with.

The names of the absentees were called, and Senate Bill No. 1223 passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Burke, Caldecott, Clarke, Collier, Conrad, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Fletcher, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, Price, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thurman, Waters, Weber, and Mr. Speaker—55.

NOES—None.

Bill ordered transmitted to the Senate.

RE-REFERENCE OF BILLS

By order of the Speaker, the following bills were withdrawn from the file, and re-referred as follows:

Senate Bills Nos. 264 and 133 re-referred to Committee on Ways and Means.

Speaker Pro Tempore Presiding

At 1.55 p.m., Hon. Thomas A. Maloney, Speaker pro Tempore of the Assembly, presiding.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 1208—An act to provide for housing, prescribing the powers and duties of the Director of Finance in connection with the emergency housing shortage, authorizing the issuance and sale of revenue bonds payable from net revenues from housing projects under this act, and making an appropriation.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Brown, Burke, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Doyle, Elliott, Fletcher, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, Johnson, Kilpatrick, Kirkwood, Lowrey, Luckel, Lyons, Maloney, McMillan, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—57.

NOES—Loomis—1.

Bill ordered transmitted to the Senate.

Senate Constitutional Amendment No. 22—Proposed amendment to Article XXIV, Section 4 of the Constitution, relative to exemption from state civil service.

Resolution read.

Motion to Amend

Mr. Thurman moved the adoption of the following amendment:

Amendment No. 1

On page 2 of the printed measure, as amended in the Senate on June 12, 1947, between lines 31 and 32, insert

"(18) Employees, not exceeding four in number, of the State Board of Equalization."

Amendment read, and adopted.

Resolution ordered reprinted, and on file for adoption.

Senate Bill No. 1481—An act to add Chapter 12 (comprising Sections 28700 to 28725, inclusive) to Division 21 of the Health and Safety Code, relating to the regulation of the premises and operations of plants for the preparation and storage of frozen foods, and the licensing of the personnel thereof.

Bill read third time.

Motion to Amend

Mr. Stephenson moved the adoption of the following amendments:

Amendment No. 1

On page 1, lines 20 and 21, of the printed bill, as amended in the Senate on June 10, 1947, strike out "storage locker plant".

Amendment No. 2

On page 2, line 2, of said bill, after "division", insert "nor a storage locker plant".

Amendment No. 3

On page 3, line 21, of said bill, strike out "six", and insert "12".

Amendment No. 4

On page 4, line 44, of said bill, after "shall", insert "knowingly".

Amendment No. 5

On page 4, line 48, of said bill, after "department", insert "after certification of the employee by the employer, and".

Amendments read, and adopted.

Bill ordered reprinted, and to third reading.

MEMBER EXCUSED

At 2.02 p.m., Mr. Thomas asked for, and was granted, unanimous consent that Mr. Berry be excused for the balance of the legislative day, because of legislative duties elsewhere.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 1234—An act to amend Section 4830 of, and to add Chapter 9.7, comprising Sections 6899 to 6899.9, inclusive, to Part 1 of Division 6 of, the Health and Safety Code, relating to withdrawal of territory from a sanitary district.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Brown, Burke, Caldecott, Carey, Clarke, Collier, George D Collins, Conrad, Cooke, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Ralph C. Dills, Doyle, Elliott, Evans, Fletcher, Gannon,

Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Loomis, Lowrey, Luckel, Lyons, Niehouse, Price, Rosenthal, Sheridan, Sherwin, Stanley, Stephenson, Stewart, Thomas, Thorp, Waters, and Mr. Speaker—51.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 1233—An act to add Chapter 9 7, comprising Sections 6898 to 6898 6, inclusive, to Part 1 of Division 6 of the Health and Safety Code, relating to the withdrawal of territory from a sanitary district by inclusion in a city, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Brown, Burke, Caldecott, Carey, Clarke, Collier, George D Collins, Conrad, Cooke, Crowley, Lester T. Davis, M Philip Davis, Dickey, Dolwig, Doyle, Dunn, Elliott, Evans, Fletcher, Gannon, Geddes, Grant, Grunsky, Hahn Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, Maloney, Niehouse, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thorp, Thurman, Waters, and Mr. Speaker—56

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Brown, Burke, Caldecott, Carey, Clarke, Collier, George D Collins, Conrad, Cooke, Crowley, Lester T. Davis, M Philip Davis Dickey, Dolwig, Doyle, Dunn, Elliott, Evans, Fletcher, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, Maloney, Niehouse, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thorp, Thurman, Waters, and Mr. Speaker—56.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 1483—An act to add Article 4 to Chapter 9 of Part 1 of Division 6 of the Health and Safety Code, relating to the annexation to sanitary districts of territory that is not contiguous.

Bill read third time.

The roll was called, and the bill passed by the following vote.

AYES—Allen, Anderson, Beck, Bennett, Blosser, Brown, Burke, Caldecott, Carey, Clarke, Collier, George D Collins, Conrad, Cooke, Crowley, Lester T. Davis, M Philip Davis, Dickey, Dolwig, Doyle, Dunn, Elliott, Evans, Fletcher, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, Maloney, Niehouse, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thorp, Thurman, Waters, and Mr Speaker—56.

NOES—None

Bill ordered transmitted to the Senate.

Senate Bill No. 235—An act making an appropriation to be expended pursuant to the Property Acquisition Act for the acquisition of real property for use as a site for a state office building in the City of San Diego and in furtherance of the postwar building program.

Bill read third time

The roll was called, and the bill passed by the following vote.

AYES—Allen, Anderson, Beck, Bennett, Blosser, Brown, Burke, Caldecott, Carey, Clarke, Collier, George D Collins, Conrad, Cooke, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Dolwig, Doyle, Dunn, Elliott, Evans, Fletcher, Gannon,

Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, Maloney, Niehouse, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thorp, Thurman, Waters, and Mr. Speaker—56

NOES—None

Bill ordered transmitted to the Senate.

Senate Bill No. 441—An act to amend Section 2472 of the Civil Code and Section 19000 of the Corporations Code, relating to service of process on foreign partnerships, and specifying the duties of the Secretary of State in connection therewith.

Bill read third time

The roll was called, and the bill passed by the following vote:

AYES—Allen, Blosser, Brady, Burke, Carey, Clarke, Collier, Crichton, Crowley, Debs, Dickey, Ralph C. Dills, Dolwig, Dunn, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Silliman, Stephenson, Thomas, Thompson, Thorp, Thurman, and Waters—43

NOES—Anderson, Bennett, Caldecott, George D. Collins, Cooke, M. Philip Davis, Doyle, Elliott, Evans, Geddes, Hawkins, Rosenthal, Sherwin, and Stanley—14

Bill ordered transmitted to the Senate.

Senate Bill No. 57—An act making an appropriation for the acquisition of land in Monterey County as part of the State Park System

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Blosser, Brady, Brown, Burke, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, McCollister, McMillan, Miller, Niehouse, Price, Sheridan, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, and Thurman—57

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 287—An act making an appropriation to the Department of Agriculture for the purpose of controlling Russian thistle and other weed hosts of beet leafhopper, declaring the urgency of this act, to take effect immediately

Bill read third time

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Boyd, Brady, Brown, Burke, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, and Thurman—64

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Boyd, Brady, Brown, Burke, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood,

Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, and Thurman—64.

NOES—None.

Bill ordered transmitted to the Senate.

Hon. Ralph C. Dills Presiding

At 2.25 p.m., Hon. Ralph C. Dills, Member of the Assembly from the Sixty-ninth District, presiding.

Senate Bill No. 1478—An act authorizing the Director of Finance to make loans out of any money in the State Treasury not otherwise appropriated to the Veterans Welfare Board for the purpose of carrying into effect the provisions of the "Veterans' Farm and Home Purchase Act of 1943," and making an appropriation.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck Bennett, Blosser, Boyd, Brady, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, and Thurman—64.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 1079—An act to add Section 1104.1 to, and to amend Sections 1106 and 1282x of, the Insurance Code, relating to insurers.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Bennett, Blosser, Boyd, Brady, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, and Thurman—62

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 1083—An act to amend Section 12923 of the Insurance Code, relating to insurance.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Bennett, Blosser, Boyd, Brady, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, and Thurman—62

NOES—None.

Bill ordered transmitted to the Senate.

REPORT OF COMMITTEE ON CONFERENCE

The following report of Committee on Conference was received, and read:

ASSEMBLY CHAMBER, SACRAMENTO, June 18, 1947

MR. SPEAKER: The Committee on Conference concerning:

Senate Bill No. 723—An act to provide for a recreational program and for the acquisition and construction of lands and facilities for the propagation and conservation of wild life, creating a board to acquire the necessary property to carry out such program, and to provide for the maintenance and operation of the property and facilities so acquired, and restricting the expenditure of money appropriated by Item 245 of the Budget Act of 1947;

Consisting of the undersigned members, has met, and reports that it has agreed to recommend the following:

That the amendments of the Assembly be concurred in, and that the bill be further amended as follows:

Amendment No. 1

On page 2, line 14, of the printed bill, as amended, after the period following "Legislature", insert "The chairman of said board shall be elected by the members of such board."

Amendment No. 2

On page 2, line 18, of said bill, following the period after "Assembly", insert "The members of the board shall receive their actual and necessary traveling expenses, which shall be paid from the Wildlife Restoration Fund."

Amendment No. 3

On page 2, line 36, of said bill, strike out "They shall authorize, and"; and strike out lines 37 and 38, and insert "The board shall authorize the acquisition of such lands, rights in land, water, or water rights".

Amendment No. 4

On page 2, line 40, of said bill, after the period, insert "The board may authorize such acquisition by the Fish and Game Commission but said commission shall not acquire any of such property by eminent domain proceedings. The board may authorize such acquisition by the State Public Works Board which is hereby empowered to effect such acquisitions pursuant to the Property Acquisition Act."

SWING	ERWIN
HATFIELD	BUTTERS
HULSE	LOWREY
Senate Committee on Conference	Assembly Committee on Conference

The roll was called, and the report adopted by the following vote:

AYES—Allen, Anderson, Bennett, Blosser, Boyd, Brady, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, and Thurman—62.

NOES—None.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Constitutional Amendment No. 14—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by adding to Article XIII thereof a new section to be numbered 19, relating to reimbursement by the State of counties, cities and counties, cities and districts for loss of revenue resulting from the exemption of real property from taxation.

Resolution read.

Demand for Previous Question

Messrs. Thurman, Rosenthal, Geddes, Kirkwood, and Hinckley demanded the previous question.

Demand for previous question sustained.

The question being on the adoption of Senate Constitutional Amendment No. 14.

The roll was called, and the resolution adopted by the following vote:

AYES—Anderson, Bennett, Boyd, Brady, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, and Weber—65.

NOES—Beck, George D. Collins, Crowley, and Heisinger—4.

Notice of Motion to Reconsider Senate Constitutional Amendment No. 14

Mr. George D. Collins gave notice that on the next legislative day he would move to reconsider the vote whereby Senate Constitutional Amendment No. 14 was this day adopted.

REQUEST FOR PERMISSION TO INTRODUCE BILLS

The following request for permission to introduce a bill was presented:

By Mr. Thompson:

ASSEMBLY CHAMBER, SACRAMENTO, June 18, 1947

MR. SPEAKER: In accordance with the provisions of Article IV, Section 2, of the Constitution, I request permission to introduce a bill, the title of which is as follows:

An act to exempt improvements and equipment of legislative chambers from the State Contract Act.

Respectfully submitted.

JOHN F. THOMPSON

Request referred to Committee on Legislative Procedure.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, June 18, 1947

MR. SPEAKER: Your Committee on Legislative Procedure, to which was referred the following bill, herewith returns the same with the recommendation that the author be permitted to introduce it:

By Mr. Thompson:

An act to exempt improvements and equipment of legislative chambers from the State Contract Act.

WEBER, Chairman

The roll was called, and permission granted by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, McCollister, McMillan, Miller, Niehouse, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Mr Speaker—68.

NOES—None.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bill was introduced, and read the first time:

Assembly Bill No. 2725: By Mr. Thompson—An act to exempt improvements and equipment of legislative chambers from the State Contract Act.

Ordered printed, and held at desk without reference to committee.

Motion to Place Rush Order on Printing of Assembly Bill No. 2725

Mr. Thompson moved that a rush order be placed upon the printing of Assembly Bill No. 2725.

Motion carried.

MEMBERS EXCUSED

At 3 03 p m., Mr. Thompson asked for, and was granted, unanimous consent that the members of the Committee on Public Morals be excused, at this time, for the purpose of holding a meeting.

Speaker Presiding

At 3.17 p.m., Hon. Sam L. Collins, Speaker of the Assembly, presiding.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF SENATE BILLS (RESUMED)

Senate Constitutional Amendment No. 15—Proposed amendment to Article IV of the Constitution, relative to property taxation by the State.

Resolution read.

The roll was called, and the resolution refused adoption by the following vote:

AYES—Boyd, Burke, Butters, Clarke, Dolwig, Geddes, Grant, Hinton, Hollibaugh, Knight, Loomis, Luckel, Price, Rosenthal, Stanley, Stephenson, Stewart, and Thorp—18.

NOES—Allen, Anderson, Beck, Bennett, Brady, Caldecott, Collier, George D. Collins, Cooke, Cramer, Crowley, Lester T Davis, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Fletcher, Gaffney, Gannon, Grunsky, Hawkins, Heisinger, Hinckley, Huyck, James, Johnson, Kilpatrick, Kirkwood, Lowrey, Lyons, Maloney, McCollister, Miller, Niehouse, O'Day, Sillman, Thomas, Thurman, and Weber—41

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, June 18, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to:

Senate Bill No 1545
Senate Bill No. 1254
Senate Bill No. 872
Senate Bill No. 873
Senate Bill No. 690
Senate Bill No. 847
Senate Bill No 141
Senate Bill No 506
Senate Bill No. 641
Senate Bill No 1182
Senate Bill No. 542
Senate Bill No. 548
Senate Bill No. 550
Senate Bill No 646
Senate Bill No. 1542
Senate Bill No. 822
Senate Bill No 959
Senate Bill No. 490
Senate Bill No. 375

J A BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

RESOLUTIONS

The following resolution was offered:

By Messrs. Dickey, Sam L. Collins, Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Kahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Mrs. Niehouse, Messrs. O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg; and Arthur A. Ohnimus, Harold F. Lewright, Geraldine B. Hadsell, Rev. Raymond Renwald, Ethel E. Brockelbank, Ruth Riley, Robert J. Finnie, Carroll Parish, Randal F. Dickey, Jr., C. William Queale, Charles W. Robbins, Eleanor Donoghue, Irene Anderson, George W. Ash, Harry W. Blass, Ernest J. Brown, Andrew J. Cecchettini, Richard E. Coffman, Domingo Correia, Francis J. Crone, Jack D. Curson, Lester T. Davis, Jr., Cecil De Mille, George Dickey, Charles F. Doyle, James T. Doyle, Walter W. Feeley, William Greene, Virginia Hartong, Georgia C. Harvell, Claude E. Horton, Charles V. Irwin, Raymond R. Kahl, Lillian Larkin, Morris L. Martin, Elizabeth Marty, Byron K. McMillan, William J Murphy, Warren Murphy, Wilkie Ogg, Jr., Thomas Silliman, Lillian Burger Slater, Dolly Smith, Larry Smith, John H Collins, Florence Harvey, Juanita Dependener, Marion Hendricks, and Teddy Labowitch:

House Resolution No. 254

Extending sympathy to Wilkie Ogg and wishing him a speedy recovery

WHEREAS, Wilkie Ogg, Sergeant-at-Arms of the Assembly of the State of California, while attending the evening session of the Assembly on June 17, 1947, slipped and fell in the corridor of the Capitol and fractured his left arm and shoulder; and

WHEREAS, The Members of this Assembly are both shocked and sorry that their genial Sergeant-at-Arms has suffered this painful accident; now, therefore, be it

Resolved by the Assembly of the State of California, That the Members of this Assembly extend to Wilkie Ogg their sympathy and best wishes that he may have a speedy recovery from his injury and soon return to his duties in this Assembly; and be it further

Resolved, That the Chief Clerk of this Assembly transmit a suitably prepared copy of this resolution to Wilkie Ogg.

Request for Unanimous Consent That the Names of All Members Be Placed Upon House Resolution No. 254 as Co-authors

Mr. Dickey asked for, and was granted, unanimous consent that the names of all of the Members of the Assembly be placed upon House Resolution No. 254 as co-authors; and, upon request of the attaches, and by unanimous consent of the members, the names of all attaches are to be placed upon House Resolution No. 254.

Request for Unanimous Consent

Mr. Dickey asked for, and was granted, unanimous consent to take up House Resolution No. 254, at this time, without reference to committee or file.

Resolution read, and adopted unanimously.

ANNOUNCEMENTS

Speaker Collins announced that Mr. Ogg, the Sergeant-at-Arms, insists upon returning to the Capitol to assume his duties against the orders of his physician and urged the Members to request Mr. Ogg to follow the advice of his doctor.

Speaker Collins requested all Members to leave in their desks the addresses to which they wish the contents of their desks and other materials shipped.

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS (RESUMED)
RECONSIDERATION OF SENATE BILL NO. 906

In compliance with a notice given on a previous day, Mr. Dickey moved that the vote whereby Senate Bill No. 906 was refused passage be reconsidered.

The roll was called, and Senate Bill No. 906 reconsidered by the following vote:

AYES—Boyd, Brady, Burke, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Dunn, Elliott, Erwin, Field, Fletcher, Gaffney, Gannon, Grunsky, Hahn, Heisinger, Hinckley, Hollibaugh, Huyck, James, Johnson, Kirkwood, Knight, Luckel, Lyons, Maloney, McCollister, Miller, O'Day, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, and Weber—48

NOES—Anderson, Beck, Bennett, Carey, Geddes, Hawkins, Hinton, Kilpatrick, Loomis, Lowrey, Niehouse, Price, Rosenthal, and Stanley—14.

Senate Bill No. 906 ordered to third reading.

MEMBERS EXCUSED

At 3.30 p.m., Mr. Field asked for, and was granted, unanimous consent that the members of the Committee on Governmental Efficiency and Economy be excused, at this time, for the purpose of holding a meeting in the post office.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 1579—An act making an appropriation to meet a deficiency in the appropriation for legislative printing, to take effect immediately.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Blosser, Boyd, Brady, Burke, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Elliott, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Luckel, Lyons, Maloney, McCollister, Miller, Niehouse, O'Day, Price, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, and Mr. Speaker—59.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 796—An act to add Chapter 6.5, comprising Section 2500, to Division 4, Title 1 of the Government Code, relating to suit for damages against a municipal or quasi-municipal corporation.

Bill read third time,

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Bennett, Blosser, Boyd, Brady, Burke, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, Miller, Niehouse, O'Day, Price, Sherwin, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, and Mr. Speaker—60.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 1281—An act to add Chapter 7, comprising Sections 6461 and 6462, to Part 1 of Division 6 of the Public Resources Code, relating to quiet title actions against the State, and making an appropriation.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Bennett, Brady, Brown, Burke, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, Miller, Niehouse, O'Day, Price, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, and Mr. Speaker—62.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 734—An act making an appropriation to the Department of Education for the purchase, care and distribution of books.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Bennett, Brady, Brown, Burke, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, Miller, Niehouse, O'Day, Price, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, and Mr. Speaker—62

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 1282—An act authorizing the transfer of buildings of the Department of Professional and Vocational Standards to the Department of Finance and relating to the supervision and operation of state buildings, making an appropriation, and providing that this act shall take effect immediately.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Bennett, Brady, Brown, Burke, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley,

Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, Miller, Niehouse, O'Day, Price, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, and Mr. Speaker—62.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 908—An act relating to publicly owned and operated communication facilities, creating a California State Communications Advisory Board, defining its powers and duties, and the duties of other state officials with relation thereto, and making an appropriation therefor.

Bill read third time.

The roll was called.

Call of the Assembly

Pending the announcement of the vote, Mr. Caldecott moved a call of the Assembly.

Motion carried. Time, 4 p.m.

The Speaker directed the Sergeant-at-Arms to close the doors, and to bring in the following absent members:

Berry, Blosser, Boyd, Burke, Burns, Butters, Collier, Conrad, Cramer, Crowley, Lester T. Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Evans, Field, Grant, Hahn, Loomis, Robertson, Rosenthal, Stephenson, Waters, Weber, and Wollenberg—25.

PROCEEDINGS UNDER CALL OF THE ASSEMBLY BY UNANIMOUS CONSENT

TEMPORARY SUSPENSION OF ASSEMBLY RULE NO. 85

Mr. Erwin asked for, and was granted, unanimous consent that Assembly Rule No. 85 be temporarily suspended for the purpose of placing a call of the Assembly on any matter on file.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, June 18, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day respectfully refused to concur in Assembly amendments to:

Senate Bill No. 1261—An act to amend Sections 22, 101, 111, 159, and 201 of the Business and Professions Code, relating to the Department of Professional and Vocational Standards;

And appointed Senators Burns, Breed, and Collier as a Committee on Conference to meet a like committee from the Assembly.

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

APPOINTMENT OF COMMITTEE ON CONFERENCE CONCERNING SENATE BILL NO. 1261

The Speaker announced the appointment of Messrs. Stewart, Erwin, and Beck as a Committee on Conference concerning Senate Bill No. 1261.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, June 18, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to:

Senate Bill No. 68

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

SENATE CHAMBER, SACRAMENTO, June 17, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed, as amended:

Assembly Bill No. 2522

And respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bill ordered to unfinished business file.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 573—An act to amend Sections 1510, 1511, and 1512 of the Welfare and Institutions Code, relating to aid to needy children and the amount of state and county aid to be provided for such children and making an appropriation.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Brady, Carey, Clarke, George D. Collins, Cooke, Cramer, Crichton, Crowley, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, James, Johnson, Kirkwood, Knight, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, and Mr. Speaker—54.

NOES—None.

Bill ordered transmitted to the Senate.

UNFINISHED BUSINESS (RESUMED)
RECONSIDERATION OF SENATE BILL NO. 241

In compliance with a notice given on a previous day, Mr. O'Day moved that the vote whereby Senate Bill No. 241 was passed be reconsidered.

The roll was called, and Senate Bill No. 241 reconsidered by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Brown, Burke, Carey, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Ralph C. Dills, Doyle, Elliott, Erwin, Fletcher, Gaffney, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hollibaugh, James, Johnson, Kirkwood, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Rosenthal, Stanley, Stewart, Thomas, and Thurman—43.

NOES—Clarke, Evans, Geddes, Hinton, Knight, Loomis, Luckel, Price, Stephenson, and Thorp—10.

Senate Bill No. 241 ordered to third reading.

REPORTS OF STANDING COMMITTEES

Committee on Public Morals

ASSEMBLY CHAMBER, SACRAMENTO, June 18, 1947

MR. SPEAKER: Your Committee on Public Morals, to which was referred:

Senate Bill No. 1249

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

THOMPSON, Chairman

Above reported bill ordered to second reading.

SECOND READING OF SENATE BILLS (BY UNANIMOUS CONSENT)

Senate Bill No. 1249—An act to amend Section 3692 of the Political Code, relating to powers and duties of the State Board of Equalization.

Bill read second time, and ordered to third reading.

REPORTS OF STANDING COMMITTEES

Committee on Public Morals

ASSEMBLY CHAMBER, SACRAMENTO, June 18, 1947

MR. SPEAKER. Your Committee on Public Morals, to which was referred:

Senate Bill No. 1074

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

THOMPSON, Chairman

Above reported bills ordered to second reading.

SECOND READING OF SENATE BILLS (BY UNANIMOUS CONSENT)

Senate Bill No. 1074—An act to add Section 6.11 to the Alcoholic Beverage Control Act, relating to clubs, fraternal organizations, and hall or building associations thereof and providing for the issuance of on-sale licenses carrying distilled spirits privileges to such organizations.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Public Morals:

Amendment No. 1

On page 1 of the printed bill, as amended in the Senate on June 4, 1947, strike out all of lines 9, 10, 11, and 12, and insert "of an American national fraternal organization which has as the owner, lessee, or occupant thereof".

Amendment No. 2

On page 1, line 14, of said bill, following the period after "year", insert "An American national fraternal organization as used in this subsection must actively operate in not less than thirty-six (36) states of the Union and have not less than five hundred (500) local units in said thirty-six (36) states."

Amendment No. 3

On page 1, line 23, of said bill, strike out ", is a bona fide club"; and strike out lines 24 and 25, and insert a period.

Amendment No. 4

On page 2 of said bill, after line 23, insert "If any provision in this section which is reasonably separable from the remainder of the section is held invalid, such remainder of the section shall not be affected thereby."

Amendments read, and adopted.

Bill ordered reprinted, and to third reading.

REPORT OF COMMITTEE ON CONFERENCE

The following report of Committee on Conference was received, and read:

ASSEMBLY CHAMBER, SACRAMENTO, June 18, 1947

MR. SPEAKER: The Committee on Conference concerning:

Senate Bill No. 1261—An act to amend Sections 22, 101, 111, and 201 of the Business and Professions Code, relating to the Department of Professional and Vocational Standards;

Consisting of the undersigned members, has met, and reports that it has agreed to recommend the following:

That the amendments of the Assembly be concurred in, and that the bill be further amended as follows:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in the Assembly on June 9, 1947, strike out "159,".

Amendment No. 2

In line 2 of the title of said bill, after "of", insert ". and to add Section 159 to,".

BURNS	STEWART
COLLIER	ERWIN
BREED	BECK
Senate Committee on Conference	Assembly Committee on Conference

The roll was called, and the report adopted by the following vote:

AYES—Anderson, Beck, Bennett, Brady, Brown, Burke, Caldecott, Carey, Clarke, George D Collins, Conrad, Cooke, Crichton, Crowley, Debs, Dickey, Ralph C Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, and Mr. Speaker—60.

NOES—None.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 529—An act to amend Sections 2762, 2763, 2764, 2765, 2767, 2769, 2771, 2773, and 2774 of the Penal Code, relating to prison road camps, and making an appropriation therefor.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Boyd, Brady, Brown, Burke, Caldecott, Carey, Clarke, Collier, Cooke, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Luckel, Lyons, McCollister, McMillan, Miller, Niehouse, Price, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—60.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 1493—An act to add Chapter 7, comprising Sections 1115, 1116, 1117, 1118, 1119, and 1120 to Part 3, Division 2 of the Labor Code, relating to jurisdictional strikes.

Bill read third time.

Motion to Amend

Mr. Miller moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 9, of the printed bill, strike out "person", and insert "employer or employee".

Amendment No. 2

On page 2 of the printed bill, strike out lines 9 to 11, inclusive.

Amendments read.

The roll was called.

Call of the Assembly

Pending the announcement of the vote, Mr. Miller moved a call of the Assembly.

Motion carried. Time, 4.45 p.m.

The Speaker directed the Sergeant-at-Arms to close the doors, and to bring in the following absent members:

Allen, Berry, Blosser, Burns, George D. Collins, Conrad, Cramer, M. Philip Davis, Dickey, Clayton A. Dills, Hollibaugh, Lowrey, McCollister, O'Day, Price, Robertson, Sheridan, and Wollenberg—18.

PROCEEDINGS UNDER CALL OF THE ASSEMBLY BY UNANIMOUS CONSENT

TEMPORARY SUSPENSION OF ASSEMBLY RULE NO. 85

Mr. Miller asked for, and was granted, unanimous consent that Assembly Rule No. 85 be temporarily suspended for the purpose of placing a call of the Assembly on any matter on file.

UNANIMOUS CONSENT FOR CONSIDERATION OF FURTHER AMENDMENTS TO SENATE BILL NO. 1493 WITHHELD

Mr. Rosenthal withheld unanimous consent for the consideration of further amendments to Senate Bill No. 1493, at this time.

REPORTS OF STANDING COMMITTEES

Committee on Governmental Efficiency and Economy

ASSEMBLY CHAMBER, SACRAMENTO, June 18, 1947

MR. SPEAKER: Your Committee on Governmental Efficiency and Economy, to which were referred:

Senate Bill No. 314
Senate Bill No. 458

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

FIELD, Chairman

Above reported bills ordered to second reading.

SECOND READING OF SENATE BILLS (BY UNANIMOUS CONSENT)

Senate Bill No. 314—An act to amend Sections 5033, 5053, 5081, 5083, and 5096 of, and to add Section 5033.5 to, the Business and Professions Code, relating to the powers and duties of the State Board of Accountancy, the regulation of the practice of public accountancy, and the issuance of certificates of certified public accountant and of permits to practice public accountancy.

Bill read second time, and ordered to third reading.

Senate Bill No. 458—An act to amend Section 28124 of the Government Code, relating to compensation for public services.

Bill read second time, and ordered to third reading.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 618—An act to amend Section 4095 of the Political Code, and Section 29802 of the Government Code, relating to void warrants.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Boyd, Brady, Burke, Butters, Caldecott, Clarke, Collier, George D. Collins, Cooke, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh,

James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, O'Day, Price, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—60.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 1404—An act to repeal Sections 75 and 90 of, and add Sections 75 and 90 to, and amend Section 91 of the Unemployment Insurance Act, relating to the administration of said act.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Boyd, Brady, Burke, Butters, Caldecott, Clarke, Collier, George D. Collins, Cooke, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, O'Day, Price, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—60.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 642—An act to authorize the Director of Finance to sell and convey certain real property and making an appropriation of a portion of the proceeds thereof.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Boyd, Brady, Burke, Butters, Caldecott, Clarke, Collier, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hinton, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, Miller, Niehouse, O'Day, Price, Rosenthal, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Mr Speaker—60.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 1578—An act to add Section 4041.35 to the Political Code and Section 31000.5 to the Government Code, relating to the employment of assistants for the county assessor.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Boyd, Brady, Burke, Butters, Caldecott, Clarke, Collier, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hinton, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, Miller, Niehouse, O'Day, Price, Rosenthal, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—60.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 281—An act relating to institutions under the jurisdiction of the Department of Corrections, making an appropriation to be expended pursuant to the Property Acquisition Act for the acquisition of a new site for the California Institution for Women, authorizing

the Director of Corrections to transfer the California Institution for Women from its present location near Tehachapi to the new site, and authorizing the disposition of the Tehachapi property.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Boyd, Brady, Brown, Burke, Butters, Carey, Clarke, Collier, George D Collins, Cooke, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Gaffney, Gannon, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, McMillan, Miller, Niehouse, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thurman, and Weber—56.

NOES—Evans and Hinckley—2.

Bill ordered transmitted to the Senate.

Senate Bill No. 12—An act to provide for the control of pullorum disease, an infectious disease of poultry, and making an appropriation to the Department of Agriculture therefor.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Bennett, Blosser, Boyd, Brady, Burke, Butters, Caldecott, Carey, Clarke, Collier, George D Collins, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C Dills, Dolwig, Doyle, Erwin, Evans, Fletcher, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, McMillan, Miller, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—56.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 189—An act to amend Section 65 of the Labor Code, relating to conciliation and arbitration of labor disputes.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Bennett, Blosser, Boyd, Brady, Burke, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Erwin, Evans, Fletcher, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, McMillan, Miller, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—56.

NOES—None.

Bill ordered transmitted to the Senate.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, June 18, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Joint Resolution No. 48—Relative to the production of baling wire;

And reports that the same has been correctly enrolled, and presented to the Secretary of State on the eighteenth day of June, 1947, at 5 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 18, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 2338—An act to amend Section 9020 of the Government Code, relating to sessions of the Legislature;

Assembly Bill No. 2547—An act to add Section 368 to the Education Code, to carry out the provisions of Section 31 of Article IV of the State Constitution by

providing for the establishment and use of a fund for temporary transfers to school districts and declaring the urgency thereof;

Assembly Bill No. 2685—An act to add Article 5 to Chapter 7 of Part 2 of Division 2 of Title 3 of the Government Code, relating to the development, distribution and use of water by counties;

And reports that the same have been correctly enrolled, and presented to the Governor on the eighteenth day of June, 1947, at 5 p m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 18, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 728—An act to amend Section 737dd of the Political Code, relating to salaries of superior court judges in Orange County;

Assembly Bill No. 1108—An act to add Section 66g to the Code of Civil Procedure, relating to the number of judges of the Superior Court in the County of Orange, and providing for the appointment of an additional judge and for his compensation;

Assembly Bill No. 1561—An act to add Sections 954 and 951.5 to the Fish and Game Code, relating to trawl nets and to amend Section 921 of the Fish and Game Code, relating to districts and nets;

And reports that the same have been correctly enrolled, and presented to the Governor on the eighteenth day of June, 1947, at 5 p m

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 18, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 169—An act to amend Sections 626, 645, 646, 670, 670.4, 674, 675, 675.5, 677 of, and to add Sections 57 and 641 to, the Vehicle Code, relating to equipment of vehicles and the testing and approval thereof by the Department of Motor Vehicles;

Assembly Bill No. 511—An act to amend Section 737hh of the Political Code, relating to salaries of superior judges in Sacramento County;

Assembly Bill No. 546—An act to define and officially adopt a state-wide system of plane coordinates, to provide for uniformity in the orientation of land surveys and maps within the State of California, and permitting, but not requiring, the use thereof in surveying and mapping operations;

And reports that the same have been correctly enrolled, and presented to the Governor on the eighteenth day of June, 1947, at 5 p m.

WEBER, Chairman

FURTHER PROCEEDINGS UNDER CALL OF THE ASSEMBLY DISPENSED WITH ON SENATE BILL NO. 908

At 5.17 p.m. on motion of Mr. Caldecott, further proceedings under the call of the Assembly were dispensed with.

The names of the absentees were called, and Senate Bill No. 908 passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Boyd, Brady, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Lyons, Maloney, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Weber, and Mr. Speaker—69.

NOES—Geddes, Hollibaugh, Luckel, and McCollister—4

Bill ordered transmitted to the Senate.

FURTHER PROCEEDINGS UNDER CALL OF THE ASSEMBLY DISPENSED WITH ON AMENDMENTS TO SENATE BILL NO. 1493

At 5.21 p.m., on motion of Mr. Miller, further proceedings under the call of the Assembly were dispensed with.

The names of the absentees were called, and the amendments offered by Mr. Miller to Senate Bill No. 1493 refused adoption by the following vote:

AYES—Anderson, Beck, Bennett, Brady, Carey, George D. Collins, Cooke, Crichton, Crowley, Lester T. Davis, Debs, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Evans, Fletcher, Gaffney, Geddes, Hawkins, Heisinger, Hinckley, Kilpatrick, Lyons, Maloney, McMillan, Miller, Niehouse, O'Day, Rosenthal, and Thomas—32.

NOES—Boyd, Brown, Burke, Butters, Caldecott, Clarke, Collier, M. Philip Davis, Dickey, Dolwig, Erwin, Field, Gannon, Grant, Grunsky, Hahn, Hinton, Huyck, James, Johnson, Kirkwood, Knight, Loomis, Lowrey, Luckel, Robertson, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—37.

MOTION TO SET SPECIAL ORDER

Mr. Sherwin moved that Senate Bill No. 1492 be made a special order of business for Thursday, June 19, 1947, at 10.30 a.m.

Motion carried.

MOTION TO SET SPECIAL ORDER

Mr. Sherwin moved that Senate Bill No. 1493 be made a special order of business for Thursday, June 19, 1947, at 10.35 a.m.

Motion carried.

REQUEST FOR UNANIMOUS CONSENT THAT FURTHER PROPOSED AMENDMENTS TO SENATE BILL NO. 1492 BE PRINTED IN THE JOURNAL

Mr. Sherwin asked for unanimous consent that further proposed amendments to Senate Bill No. 1492, now being held at the desk, be ordered printed in the Journal.

Mr. Lyons withheld unanimous consent.

Motion That All Further Proposed Amendments to Senate Bill No. 1492 Be Printed in the Journal

Mr. Sherwin moved that all further proposed amendments to Senate Bill No. 1492, now being held at the desk, be ordered printed in the Journal.

Mr. Lowrey seconded the motion.

Motion carried.

PROPOSED AMENDMENTS TO SENATE BILL NO. 1493

By Mr. Sherwin:

Proposed Amendments to Senate Bill No. 1493

Amendment No. 1

On page 2 of the printed bill, as amended in the Assembly on June 9, 1947, strike out lines 3 to 8, inclusive, and insert

"1117. As used herein, "labor organization" means any organization or any agency or employee representation committee or any local unit thereof in which employees participate, and exists for the purpose, in whole or in part, of dealing with employers concerning grievances, labor disputes, wages, hours of employment or conditions of work, which labor organization is not found to be financed in whole or in part, interfered with, dominated or controlled by the employer."

Amendment No. 2

On page 2 of the printed bill, as amended in the Assembly on June 9, 1947, strike out lines 21 to 40, inclusive, and insert "means a concerted refusal to perform work for an employer or any other concerted interference with an employer's operation or business, arising out of a controversy between two or more labor organizations

as to which of them has or should have the exclusive right to bargain collectively with an employer on behalf of his employees or any of them, or arising out of a controversy between two or more labor organizations as to which of them has or should have the exclusive right to have its members perform work for an employer."

By Mr. Miller:

Proposed Amendments to Senate Bill No. 1493 as Amended in the Assembly June 9, 1947

Amendment No. 1

On page 2 of the printed bill, after line 51, insert

"SEC. 2. Chapter 7.1 is added to Part 3, Division 2 of the Labor Code, to read:

CHAPTER 7.1—CALIFORNIA STATE LABOR ACT

Article 1. Findings and Policy

1125. The economic necessity for employees to possess full freedom of association, actual liberty of contract and bargaining power equal to that of their employers, who are frequently organized in corporate or other forms of association, has long been sanctioned by public opinion, and recognized and affirmed by legislatures and the highest courts. As the modern industrial system has progressed, there has developed between and among employees and employers an even greater economic interdependence and community of interest which have become matters of vital public concern. Employers and employees have recognized that the peaceable practice and wholesome development of that relationship and interest are materially aided by the general adoption and advancement of the procedure and practice of bargaining collectively as between equals. It is in the public interest that equality of bargaining power be established and maintained. It is likewise recognized that the denial by some employers of the right of employees freely to organize and the resultant refusal to accept the procedure of collective bargaining, substantially and adversely affect the interest of employees, other employers and the public in general. Such denial creates variations and instability in competitive wage rates and working conditions within and between industries and between employees and employers engaged in such industries, and by depressing the purchasing power of wage earners and the profits of business and tends (a) to produce and aggravate recurrent business depressions, (b) to increase the disparity between production and consumption, (c) to create unemployment with its attendant dangers to the health, peace and morale of the people, and (d) to increase public and private expenditures for relief of the needy and the unemployed.

When some employers deny the right of employees to full freedom of association and organization, and refuse to recognize the practice and procedure of collective bargaining, their actions lead to strikes, lockouts and other forms of industrial strife and unrest which are inimical to the public safety and welfare, and frequently endanger the public health.

Experience has proved that protection by law of the right of employees to organize and bargain collectively, removes certain recognized sources of industrial strife and unrest, encourages practices fundamental to the friendly adjustment of industrial disputes arising out of differences as to wages, hours or other working conditions, and tends to restore equality of bargaining power between and among employers and employees, thereby advancing the interests of employers as well as employees.

In the interpretation and application of this article, and otherwise, it is hereby declared to be the public policy of the State to encourage the practice and procedure of collective bargaining, and to protect employees in the exercise of full freedom of association, self-organization and designation of representatives of their own choosing for the purposes of collective bargaining, or other mutual aid and protection, free from the interference, restraint or coercion of their employers.

All the provisions of this article shall be liberally construed for the accomplishment of this purpose.

This article shall be deemed an exercise of the police power of the State for the protection of the public welfare, prosperity, health and peace of the people of the State.

Article 2. Definitions

1125.01. When used in this article:

The term "person" includes one or more individuals, partnerships, associations, corporations, legal representatives, trustees, trustees in bankruptcy, or receivers.

The term "employer" includes any person acting on behalf of or in the interest of an employer, directly or indirectly, with or without his knowledge, but a labor organization or any officer or agent thereof shall only be considered an employer with respect to individuals employed by such organization.

The term "employees" includes but is not restricted to any individual employed by a labor organization; any individual whose employment has ceased as a consequence of, or in connection with, any current labor dispute, or because of any unfair

labor practice, and who has not obtained any other regular and substantially equivalent employment; and shall not be limited to the employees of a particular employer, unless the article explicitly states otherwise, but shall not include any individual employed by his parent or spouse or in the domestic service of any person in his home, or any individuals employed only for the duration of a labor dispute, or any individuals employed as farm laborers.

The term "representatives" includes a labor organization or an individual whether or not employed by the employer of those whom he represents.

The term "labor organization" means any organization which exists and is constituted for the purpose, in whole or in part, of collective bargaining, or of dealing with employers concerning grievances, terms or conditions of employment, or of other mutual aid or protection and which is not a company union as defined herein.

The term "company union" means any committee, employee representation plan or association of employees which exists for the purpose, in whole or in part, of dealing with employers concerning grievances or terms and conditions of employment, which the employer has initiated or created or whose initiation or creation he has suggested, participated in or in the formulation of whose governing rules or policies or the conducting of whose management, operations or elections the employer participates in or supervises or which the employer maintains, finances, controls, dominates or assists in maintaining or financing, whether by compensating anyone for services performed in its behalf or by donating free services, equipment, materials, office or meeting space or anything else of value, or by any other means.

The term "unfair labor practice" means only those unfair labor practices listed in Article 5.

The term "labor dispute" includes, but is not restricted to, any controversy between employers and employees or their representatives as defined in this article concerning terms, tenure or conditions of employment or concerning the association or representation of persons in negotiating, fixing, maintaining, changing, or seeking to negotiate, fix, maintain or change terms or conditions of employment, or concerning the violation of any of the rights granted or affirmed by this article, regardless of whether the disputants stand in the proximate relation of employer and employee.

The term "board" means the labor relations board created by Article 3.

The term "policies of this article" means the policies set forth in Article 1

Article 3. Labor Relations Board

1125.02. There is hereby created in the Department of Labor a board to be known as the California State Labor Relations Board which shall be composed of three members who shall be appointed by the Governor, by and with the consent of the Senate Each member of the board at the time of his appointment shall be a citizen of the United States and a resident of the State of California, and shall have been a qualified elector in the State for a period of at least one year next preceding his appointment No member of the board during his period of service as such shall hold any other public office One of the original members shall be appointed for a term of two years, one for a term of four years and one for a term of six years, but their successors shall be appointed for terms of six years each, except that any individual chosen to fill a vacancy shall be appointed for the unexpired term of the member whom he is to succeed. The Governor shall designate one member to serve as chairman of the board Any member of the board may be removed by the Governor for inefficiency, neglect of duty, misconduct or malfeasance in office, and for no other cause, after being given a copy of the charges and an opportunity to be publicly heard in person or by counsel.

1125.03. A vacancy in the board shall not impair the right of the remaining members to exercise all the powers of the board, and two members of the board shall, at all times, constitute a quorum. The board may adopt an official seal and prescribe the purposes for which it shall be used.

1125.04. The board shall at the end of every year make a report in writing to the Governor, stating in detail the work it has done in hearing and deciding cases and otherwise, and it shall sign and report in full an opinion in every case decided by it.

1125.05. Each member of the board shall receive a salary of ten thousand dollars ($10,000) a year, shall devote his entire time to the duties of his office, and shall not engage in any other business, vocation or employment. The board shall appoint an executive secretary and such attorneys, trial examiners and directors for local areas and such other employees, and fix such salaries or other compensation therefor, as it may from time to time find necessary for the proper performance of its duties. The reasonable and necessary traveling and other expenses of the members of the board and other officers and employees of the board, while actually engaged in the performance of their duties, shall be paid from the State Treasury upon the audit and warrant of the Comptroller, upon vouchers approved by the chairman. Attorneys appointed under this article may, at the direction of the board, appear for and represent the board in any case in court. The board may establish or utilize such regional, local, or other agencies, and utilize such voluntary and uncompensated services as may from time to time be needed.

1125.06. All employees of the board shall be appointed by the board in accordance with the provisions of the civil service law and rules.

The principal office of the board shall be in the City of Sacramento, but it may meet and exercise any or all of its powers at any other place within the State. The board may, by one or more of its members or by such agents or agencies as it may designate, conduct in any part of this State any proceeding, hearing, investigation, inquiry, or election necessary to the performance of its functions A member who participates in any such proceeding shall not be disqualified from subsequently participating in a decision of the board in the same case.

1125 07. The board shall have authority from time to time to make, amend and rescind such rules and regulations as may be necessary to carry out the provisions of this article including the determination of the life of the selected representatives. Such rules and regulations shall be effective upon publication in the manner which the board shall prescribe.

Neither the board nor any of its agents or employees shall engage in any effort to mediate, conciliate or arbitrate any labor dispute, but nothing contained in this subdivision shall be construed to prevent the board, its agents or employees, from engaging in any effort to obtain voluntary adjustments and compliance with the terms and provisions of this article and in accordance with its purposes and policy.

1125 09. Notwithstanding the provisions of any other law, neither the Director of the Department of Industrial Relations nor any board or other agency of the Department of Industrial Relations shall in any way direct, review, modify, or reverse any decision or finding of the board nor shall the Director of the Department of Industrial Relations or any board or other agency of the Department of Labor supervise or control the board in the exercise of any powers or in the performance of any duties under this article.

Article 4. Rights of Employees

1125.10. Employees shall have the right of self-organization, to form, join, or assist labor organizations, to bargain collectively through representatives of their own choosing, and to engage in concerted activities, for the purpose of collective bargaining or other mutual aid or protection, free from interference, restraint, or coercion of employers, but nothing contained in this article shall be interpreted to prohibit employers from exercising the right to confer with their employees at any time, provided that during such conference there is no attempt by the employer, directly or indirectly, to interfere with, restrain or coerce employees in the exercise of the rights guaranteed by this article.

1125.11. It shall be an unfair labor practice for an employer:

1. To spy upon or keep under surveillance, whether directly or through agents or any other person, any activities of employees or their representatives in the exercise of the rights guaranteed by Article 4.

2 To prepare, maintain, distribute or circulate any black-list of individuals for the purpose of preventing any of such individuals from obtaining or retaining employment because of the exercise by such individuals of any of the rights guaranteed by Article 4.

3. To dominate, or interfere with the formation, existence, or administration of any employee organization or association, agency or plan which exists in whole or in part for the purpose of dealing with employers concerning terms or conditions of employment, labor disputes, or grievances, or to contribute financial or other support to any such organization, by any means, including but not limited to the following: (a) by participating or assisting in, supervising, controlling or dominating (1) the initiation or creation of any such employee organization or association, agency or plan, or (2) the meetings, management, operation, elections, formulation or amendment of constitution, rules or policies, of any such employee organization or association, agency, or plan; (b) by urging the employees to join any such employee organization or association, agency or plan for the purpose of encouraging membership in the same; (c) by compensating any employee or individual for services performed in behalf of any such employee organization or association, agency or plan, or by donating free services, equipment, materials, office or meeting space or anything else of value for the use of any such employee organization or association, agency or plan; provided that, an employer shall not be prohibited from permitting employees to confer with him during working hours without loss of time or pay.

4. To require an employee or one seeking employment, as a condition of employment, to join any company union or to refrain from forming, or joining or assisting a labor organization of his own choosing.

5 To encourage membership in any company union or discrimination in regard to hire or tenure or in any term or condition of employment; provided, that nothing in this article shall preclude an employer from making an agreement with a labor organization requiring as a condition of employment membership therein, if such labor organization is the representative of employees as provided in Article 6

6. To refuse to bargain collectively with the representatives of employees, subject to the provisions of Article 6.

7. To refuse to discuss grievances with representatives of employees, subject to the provisions of Article 6.

8. To discharge or otherwise discriminate against an employee because he has signed or filed any affidavit, petition or complaint or given any information or testimony under this article

9. To distribute or circulate any blacklist of individuals exercising any right created or confirmed by this article or of members of a labor organization, or to inform any person of the exercise by any individual of such right, or of the membership of any individual in a labor organization for the purpose of preventing individuals so blacklisted or so named from obtaining or retaining employment

10. To do any acts, other than those already enumerated in this article, which interfere with, restrain or coerce employees in the exercise of the rights guaranteed by Article 4.

Article 6. Representatives and Elections

1125.12. Representatives designated or selected for the purpose of collective bargaining by the majority of the employees in a unit appropriate for such purposes or by the majority of the employees voting in an election conducted pursuant to this article shall be the exclusive representatives of all the employees in the appropriate unit for the purposes of collective bargaining in respect to rates of pay, wages, hours of employment, or other conditions of employment; provided, that employees, directly or through representatives, shall have the right at any time to present grievances to their employer.

1125.13. The board shall decide in each case whether, in order to insure to employees the full benefit of their right to self-organization, to collective bargaining and otherwise to effectuate the policies of this article, the unit appropriate for the purposes of collective bargaining shall be the employer unit, craft unit, plant unit, or any other unit, provided, however, that in any case where the majority of employees of a particular craft shall so decide the board shall designate such craft as a unit appropriate for the purpose of collective bargaining.

1125.14. Whenever it is alleged by an employee or his representative or by an employer or his representative that there is a question or controversy concerning the representation of employees, the board shall investigate such question or controversy after public hearing and due notice. In any such investigation the board shall provide for an appropriate hearing upon due notice, either in conjunction with a proceeding under Article 7 or otherwise, and may conduct an election by secret ballot of employees, or use any other suitable method to ascertain such representatives (either before or after the aforesaid hearing), including authority to investigate any question of representation of employees between two or more labor organizations.

1125.15. The board shall have power to determine who may participate in the election and to establish the rules governing any such election; provided, that no election shall be directed by the board solely because of the request of an employer or of any employees prompted thereto by their employer, nor shall any individuals employed only for the duration of a strike or lockout be eligible to vote in such election, and provided further, that no such election shall be conducted under the employer's supervision, or, except as may be required by the board, on the employer's property, during working hours, or with his participation or assistance.

1125.16. If at an election conducted pursuant to this section three or more nominees for exclusive collective bargaining representatives appear on the ballot and no one of them receives a majority of the votes cast at the election, the two nominees who received the highest number of votes shall appear on the ballot of a second election to be conducted hereunder, and the one receiving a majority of the votes cast at the second election shall be the exclusive representative of all the employees in such unit for the purpose of collective bargaining in respect to rates of pay, wages, hours of employment, or other conditions of employment.

1125.17. A labor organization nominated as the representative of employees shall be listed by name on the ballot authorized by Section 1125.14 of this article. In any investigation conducted by the board pursuant to this article the board may make a finding as to whether any committee, employee representation plan, or association of employees involved is a company union, and if any such committee, employee representation plan, or association of employees be found to be a company union, it shall not be listed on the ballots, certified or otherwise recognized as eligible to be the representative of employees under this article.

1125.18. A hearing held in conformity with the provisions of Section 1125.14 must be commenced within 20 days after the filing of an application therefor and shall not be postponed for a period exceeding 15 additional days. The board must render its decision within 10 days after the conclusion of such hearing. In the event an election is ordered by the board, such election shall be held not later than 20 days after the rendition by the board of its said decision. A certification based upon such election shall be made not later than 10 days after the holding of such election. Failure by the board to act in the manner provided for in this chapter shall constitute a denial of certification.

Article 7. Prevention of Unfair Labor Practices

1125.19. The board is empowered and directed, as hereinafter provided, to prevent any employer from engaging in any unfair labor practice. This power shall not be affected or impaired by any means of adjustment, mediation or conciliation in labor disputes that have been or may hereafter be established by law.

1125.20. Whenever a charge has been made that any employer has engaged in or is engaging in any unfair labor practice, the board shall have power to issue and cause to be served upon such employer a complaint stating the charges in that respect and containing a notice of hearing before the board at a place therein fixed to be held not less than seven days after the serving of said complaint. Any such complaint may be amended by the board or its agent conducting the hearing at any time prior to the issuance of an order based thereon. The person so complained of shall have the right to file an answer to the original or amended complaint not less than five days after the service of such original or amended complaint not less than five days after the service of such original or amended complaint and to appear in person or otherwise to give testimony at the place and time set in the complaint. In the discretion of a member or agent conducting the hearing, or of the board, any other person may be allowed to intervene in the said proceeding and to present testimony. In any such proceeding the board or its agent shall not be bound by technical rules of evidence prevailing in the courts of law or equity.

1125.21. The testimony taken at the hearing shall be reduced to writing and filed with the board. Thereafter in its discretion, the board upon notice may take further testimony or hear argument. If upon all the testimony taken the board shall determine that the respondent has engaged in or is engaging in any unfair labor practice, the board shall state its findings of fact and shall issue and cause to be served on such respondent an order requiring such respondent to cease and desist from such unfair labor practice, and to take such further affirmative or other action as will effectuate the policies of this article, including, but not limited to (a) withdrawal of recognition from and refraining from bargaining collectively with any employee organization or association, agency or plan defined in this article as a company union or established, maintained or assisted by any action defined in this article as an unfair labor practice; (b) awarding of back pay; (c) reinstatement with or without back pay of any employee discriminated against in violation of Article 5, or maintenance of a preferential list from which such employee shall be returned to work; (d) reinstatement with or without back pay of all employees whose work has ceased or whose return to work has been delayed or prevented as the result of the aforementioned or any other unfair labor practice in respect to any employee or employees or maintenance of a preferential list from which such employees shall be returned to work. Such order may further require such person to make reports from time to time showing the extent to which the order has been complied with. If upon all the testimony the board shall be of the opinion that the person or persons named in the complaint have not engaged in or not engaging in any such unfair labor practice, then the board shall make its findings of fact and shall issue an order dismissing the complaint.

1125.22. Until a transcript of the record in a case shall have been filed in a court, as hereinafter provided, the board may at any time, upon reasonable notice and in such manner as it shall deem proper, modify or set aside, in whole or in part, any finding or order made or issued by it.

1125.23. The board shall not require as a condition of taking action or issuing any order under this article, that employees on strike or engaged in any other lawful, concerted activity shall discontinue such strike or such activity.

1125.24. The board shall consider all complaints or petitions filed with it and conduct all proceedings under this article with all possible expedition.

Article 8. Judicial Review

1125.25. The board shall have power to petition the superior court of the State within the county wherein the unfair labor practice in question occurred or wherein any person charged with the unfair labor practice resides or transacts business, or if such court be on vacation or in recess, then to the superior court of any county adjoining the county wherein the unfair labor practice in question occurred or wherein any person charged with the unfair labor practice resides or transacts business, for the enforcement of such order and for appropriate temporary relief or restraining order, and shall certify and file in the court a transcript of the entire record in the proceeding, including the pleadings and testimony upon which such order was made and the findings and order of the board. Upon such filing, the court shall cause notice thereof to be served upon such person, and thereupon shall have jurisdiction of the proceeding and of the question determined therein, and shall have power to grant such temporary relief or restraining order as it deems just and proper, and to make and enter upon the pleadings, testimony and proceedings set forth in such transcript a decree enforcing, modifying, and enforcing as so modified, or setting aside in whole or in part the order of the board.

1125.26. No objection that has not been urged before the board, its member, agent or agency, shall be considered by the court, unless the failure or neglect to urge such objection shall be excused because of extraordinary circumstances. The findings of the board as to the facts, if supported by evidence, shall be conclusive. If either party shall apply to the court for leave to adduce additional evidence and shall show to the satisfaction of the court that such additional evidence is material and that there were reasonable grounds for the failure to adduce such evidence in the hearing before the board, its member, agent, or agency, the court may order such additional evidence to be taken before the board, its member, agent, or agency, and to be made a part of the

transcript. The board may modify its findings as to the facts, or make new findings, by reason of additional evidence so taken and filed, and it shall file such modified or new findings, which, if supported by evidence, shall be conclusive, and shall file its recommendations, if any, for the modification or setting aside of its original order.

1125 26. The jurisdiction of the superior court shall be exclusive and its judgment and decree shall be final, except that the same shall be subject to review by the appellate division of said court, on appeal by either party, irrespective of the nature of the decree or judgment or the amount involved. Such appeal shall be taken and prosecuted in the same manner and form and with the same effect as is provided in other cases of appeal to the appellate division of the superior court, and the record so certified shall contain all that was before the lower court, and the order of the appellate division shall for all purposes, including appeal to the court of appeals, be deemed to be a final order in a special proceeding.

1125 27. Any person aggrieved by a final order of the board granting or denying in whole or in part the relief sought including any final orders made pursuant to the provisions of Article 6 hereof, may obtain a review of such order in the superior court of the county where the unfair labor practice in question was alleged to have been engaged in or wherein such person resides or transacts business, by filing in such court a written petition praying that the order of the board be modified or set aside, or if such court be on vacation or in recess, then to the superior court of any county adjoining the county wherein the unfair labor practice in question occurred or wherein any such person resides or transacts business A copy of such petition shall be forthwith served upon the board, and thereupon the aggrieved party shall file in the court a transcript of the entire record in the proceeding, certified by the board, including the pleading and testimony and order of the board. Upon such filing, the court shall proceed in the same manner as in the case of an application by the board under Article 7, and shall have the same exclusive jurisdiction to grant to the board such temporary relief or restraining order as it deems just and proper, and in like manner to make and enter a decree enforcing, modifying and enforcing as so modified, or setting aside in whole or in part the order of the board; and the findings of the board as to the facts shall in like manner be conclusive.

1125.28 The commencement of proceedings under Sections 1125 24 and 1125 27 of this article shall not, unless specifically ordered by the court, operate as a stay of the board's order.

1125 29. When granting appropriate temporary relief or a restraining order, or making and entering a decree enforcing, modifying and enforcing as so modified or setting aside in whole or in part an order of the board, as provided in this section the jurisdiction of courts sitting in equity shall not be limited by acts pertaining to equity jurisdiction of courts

Petitions filed under this article shall be heard expeditiously and shall be considered and determined upon the transcript filed, without requirement of printing. Upon the filing of a record in the superior court, the case shall be heard with greatest possible expedition, and shall take precedence over all other matters except matters of the same character.

Article 9. Investigatory Powers

1125 30 For the purpose of all hearings and investigations, which, in the opinion of the board are necessary and proper for the exercise of the powers vested in it by Articles 6 and 7.

(a) The board, or its duly authorized agents or agencies, shall at all reasonable times have access to, for the purposes of examination, and the right to examine, copy or photograph any evidence, including pay rolls or lists of employees, of any person being investigated or proceeded against that relates to any matter under investigation or in question. Any member of the board shall have power to issue subpenas requiring the attendance and testimony of witnesses and the production of any evidence that relates to any matter under investigation or in question before the board, its member, agent, or agency, conducting the hearing or investigation Any member of the board, or any agent or agency designated by the board for such purposes, may administer oaths and affirmations, examine witnesses and receive evidence

(b) If any witness resides outside of the State, or through illness or other cause is unable to testify before the board or its member, agent, or agency conducting the hearing or investigation, his or her testimony or deposition may be taken within or without this State, in such manner and in such form as the board or its member, agent or agency conducting the hearing may by special order or general rule, prescribe

(c) In case of contumacy or refusal to obey a subpena issued to any person by the superior court of any county within the jurisdiction of which the inquiry is carried on or within the jurisdiction of which said person guilty of contumacy or refusal to obey is found or resides or transacts business, upon application by the board shall have jurisdiction to issue to such person an order requiring such person to appear before the board, its member, agent, or agency, there to produce evidence if so ordered, or there to give testimony touching the matter under investigation or in question; and any failure to obey such order of the court may be punished by said court as a contempt thereof.

(d) No person shall be excused from attending and testifying or from producing books, records, correspondence, documents or other evidence in obedience to the subpena of the board, on the ground that the testimony or evidence required of him may tend to incriminate him or subject him to a penalty or forfeiture; but no individual shall be prosecuted or subjected to any penalty or forfeiture for or on account of any transaction, matter or thing concerning which he is compelled, after having claimed his privileges against self-incrimination, to testify or produce evidence, except that such individual so testifying shall not be exempt from prosecution and punishment for perjury committed in so testifying.

(e) Complaints, orders, and other process and papers of the board, its member, agent, or agency, may be served either personally or by registered mail or by telegraph or by leaving a copy thereof at the principal office or place of business of the person required to be served The verified return by the individual so serving the same setting forth the manner of such service shall be proof of the same, and the return post-office receipt or telegraph receipt therefor when registered and mailed or telegraphed as aforesaid shall be proof of service of the same. Witnesses summoned before the board, its member, agent, or agency shall be paid the same fees and mileage that are paid witnesses in the courts of this State, and witnesses whose depositions are taken and the person taking the same shall severally be entitled to the same fees as are paid for like services in the courts of this State.

(f) All process of any court to which application may be made under this article may be served in the county wherein the person or persons required to be served reside or may be found.

(g) The several departments, commissions, divisions, authorities, boards, bureaus, agencies and officers of the State or any political subdivision or agency thereof, shall furnish the board, upon its request, all records, papers, and information in their possession relating to any matter before the board.

Article 10. Punitive Provisions

1125 35 Any person who shall wilfully resist, prevent, impede, or interfere with any member of the board or any of its agents or agencies in the performance of duties pursuant to this article, or who shall in any manner interfere with the free exercise by employees of their right to select representatives in an election directed by the board pursuant to Article 6, shall be punished by a fine of not more than five thousand dollars ($5,000) or by imprisonment for not more than one year, or both.

Article 11. Public Records and Proceedings

1125 39 Subject to rules and regulations to be made by the board, the complaints, orders and testimony relating to a proceeding instituted by the board under Article 7 may be made public records and be made available for inspection or copying. All proceedings pursuant to Article 7 shall be open to the public.

Article 12 Estimate of Annual Administrative Expenses; How Paid

1125 40. Prior to the fifteenth day of November of each year, the chairman of the board shall submit to the Director of the Finance for his approval an estimated budget of the administrative expenses of the California State Labor Relations Board for the ensuing fiscal year. All moneys appropriated to the board, for the use of the board, shall be expended and audited in the manner provided for all other expenditures under the supervision of the chairman of the board

Article 13. Repeal of Inconsistent Provisions

1125 41. Insofar as the provisions of this article are inconsistent with the provisions of any other general, special or local law, the provisions of this article shall be controlling.

Article 14 Separability

1125 42. If any clause, sentence, paragraph or part of this article or the application thereof to any person or circumstances, shall, for any reason, be adjudged by a court of competent jurisdiction to be invalid, such judgment shall not affect, impair, or invalidate the remainder of this article, and the application thereof to other persons or circumstances, but shall be confined in its operation to the clause, sentence, paragraph, or part thereof directly involved in the controversy in which such judgment shall have been rendered and to the person or circumstances involved. It is hereby declared to be the legislative intent that this article would have been adopted had such invalid provisions not been included.

Article 15. Application of Article

1225 43. The provisions of this chapter shall not apply to the employees of any employer who concedes to and agrees with the board that such employees are subject to and protected by the provisions of the National Labor Relations Act or the Federal Railway Labor Act or to employees of the State or of any political or civil subdivision or other agency thereof, or to employees of charitable, educational or religious associations or corporations."

RECESS

At 5.23 p.m., on motion of Mr. Dickey, the Assembly recessed until 8 p.m.

REASSEMBLED

At 8 p.m., the Assembly reconvened.

Hon. Sam L. Collins, Speaker of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

MESSAGES FROM THE GOVERNOR

STATE OF CALIFORNIA
GOVERNOR'S OFFICE, SACRAMENTO, June 18, 1947

To the Honorable Members of the Assembly
State of California, Sacramento, California

GREETINGS: I am returning herewith without my signature

Assembly Bill No. 2014, entitled: "An act to amend Sections 8404 and 8503 of the Education Code, relating to ages of school children."

My objections are as follows.

This bill raises the age for admission to the kindergarten and the first grade in school districts maintaining two terms but leaves the age for admission unchanged in districts maintaining but one term The present ages for admission to kindergarten and first grade were established in 1945. There is no indication that they have remained in effect long enough to be given a fair trial Constant and frequent change leads to confusion. Confusion will also result from the terms of this bill itself It would go into effect late in September Many children will enter kindergarten under the present law. The Superintendent of Public Instruction points out that after completing one year of kindergarten such pupils will be unable to enter the first grade It is undesirable to require pupils to attend an extra half year of kindergarten by a change in the law relative to the age of admission. The Superintendent of Public Instruction further points out that the proposed increase in the minimum age of admission to the kindergarten and first grade in districts maintaining two terms discriminates against children residing in school districts not maintaining such terms and is not justified This bill is also opposed by the California Congress of Parents and Teachers and the California Association of Childhood Education. For the reasons stated I am returning this bill without my approval.

Respectfully submitted.

EARL WARREN, Governor

Assembly Bill No. 2014 ordered to unfinished business file.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 1201—An act to amend Section 38 of the Vehicle Code, relating to pole or pipe dollies.

Bill read third time.

The roll was called.

Call of the Assembly

Pending the announcement of the vote, Mr. Clarke moved a call of the Assembly.

Motion carried. Time, 8.12 p.m.

The Speaker directed the Sergeant-at-Arms to close the doors, and to bring in the following absent members:

Allen, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Caldecott, Carey, Collier, George D Collins, Conrad, Cramer, Crichton, Crowley, Lester T. Davis, M Philip Davis, Debs, Dickey, Clayton A Dills, Ralph C Dills, Dolwig, Dunn, Evans, Field, Gaffney, Gannon, Geddes, Grunsky, Huyck, Johnson, Kilpatrick, Kirkwood, Knight, Lowrey, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Waters, Weber, and Wollenberg—55.

PROCEEDINGS UNDER CALL OF THE ASSEMBLY BY UNANIMOUS CONSENT

TEMPORARY SUSPENSION OF ASSEMBLY RULE NO. 85

Mr. Thurman asked for, and was granted, unanimous consent that Assembly Rule No. 85 be temporarily suspended for the purpose of placing a call of the Assembly on any matter on file.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, June 18, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed, as amended:

Assembly Bill No. 35	Assembly Bill No. 1819
Assembly Bill No. 1189	Assembly Bill No. 1832
Assembly Bill No. 1714	Assembly Bill No. 2603

And respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bills ordered to unfinished business file.

SENATE CHAMBER, SACRAMENTO, June 18, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed:

Assembly Bill No. 574	Assembly Bill No. 1573
Assembly Bill No. 1570	Assembly Bill No. 2534

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bills ordered enrolled.

FURTHER PROCEEDINGS UNDER CALL OF THE ASSEMBLY DISPENSED WITH ON SENATE BILL NO. 1201

At 9.10 p.m., on motion of Mr. Clarke, further proceedings under call of the Assembly were dispensed with.

The names of the absentees were called, and Senate Bill No. 1201 passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Boyd, Brown, Burke, Butters, Carey, Clarke, George D. Collins, Conrad, Cooke, Dolwig, Doyle, Elliott, Erwin, Evans, Fletcher, Grant, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, O'Day, Robertson, Sheridan, Stanley, Stephenson, Stewart, Thorp, Thurman, Waters, Weber, and Mr. Speaker—49.

NOES—Dickey and Field—2.

Notice of Motion to Reconsider Senate Bill No. 1201

Mr. Field gave notice that on the next legislative day he would move to reconsider the vote whereby Senate Bill No. 1201 was this day passed.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, June 18, 1947

MR. SPEAKER. I am directed to inform your honorable body that the Senate on this day adopted:

Senate Concurrent Resolution No. 64

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS (RESUMED)

The following resolution was read:

Senate Concurrent Resolution No. 64—Relative to the approval of the charter of the City of Petaluma, a municipal corporation, in the

County of Sonoma, State of California, as voted for and ratified by the electors of the City of Petaluma, at the general municipal election held on the tenth day of June, 1947.

Request for Unanimous Consent

Mr. McCollister asked for, and was granted, unanimous consent to take up Senate Concurrent Resolution No. 64, at this time, without reference to committee, print, or file.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 64

Senate Concurrent Resolution No. 64—Relative to the approval of the charter of the City of Petaluma, a municipal corporation, in the County of Sonoma, State of California, as voted for and ratified by the electors of the City of Petaluma, at the general municipal election held on the tenth day of June, 1947.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Boyd, Brown, Burke, Butters, Caldecott, Carey, Clarke, George D. Collins, Conrad, Cooke, Dickey, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gannon, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, Miller, O'Day, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thorp, Thurman, Waters, Weber, and Mr. Speaker—53.

NOES—None.

Resolution ordered transmitted to the Senate.

RESOLUTIONS

The following resolutions were offered:

By Mr. Dunn:

House Resolution No. 255

Relative to purchase of dictation recording machines for the use of Members of the Assembly

WHEREAS, The individual Members of the Assembly have secretarial and stenographic service inadequate to take care of the necessary work incidental to their duties as such members with respect to correspondence and other matters; and

WHEREAS, It appears that the use of recording devices may be desirable to provide assistance to said members in accomplishing such necessary work; now, therefore, be it

Resolved by the Assembly of the State of California, That the Assembly Legislative Process Committee is directed to investigate the feasibility of acquiring 80 recording devices of the wire, tape, or other modern type, suitable for dictation, one for each Member of theAssembly; and be it further

Resolved, That the Chief Clerk of the Assembly, at the direction of said committee, is authorized to purchase said machines at a cost of not to exceed one hundred sixty dollars ($160) each plus tax; and the sum of thirteen thousand one hundred twenty dollars ($13,120) is hereby made available out of the Contingent Fund of the Assembly for said purpose; the Controller is authorized, on order of the Chief Clerk, to draw his warrant on said fund for said amount, and the Treasurer is authorized and directed to pay the same.

Resolution read, and referred to Committee on Rules.

By Mr. Evans:

House Resolution No. 256

Relative to the creation of the Assembly Interim Committee on Public Health and Safety

WHEREAS, Public health is a matter in which the State has a vital interest, especially in view of the rapid increase of population and the growth of industrial centers therein; and

WHEREAS, Existing health facilities and services are deemed insufficient and inadequate for the needs of the expanding population of the State; and

WHEREAS, A large number of plans and proposed systems have been suggested for creating adequate health services and facilities for all the people of the State; and

WHEREAS, It is advisable that the entire field of public health in California be studied and investigated by an interim committee of the Assembly, in order that facts may be obtained and correlated as a basis for future legislation; now, therefore, be it

Resolved by the Assembly of the State of California, As follows:

1. The Assembly Interim Committee on Public Health and Safety is hereby created and authorized and directed to ascertain, study and analyze all facts relating to the subject of this resolution and mentioned in the recitals hereof, including but not limited to the extent, functions, and adequacy of all existing facilities for public health in the State, both public and private, proposed plans, systems and methods for facilitating medical, hospital and other health care, and functions to be performed by the State in matters of public health, including but not limited to the operation, effect, administration, enforcement and needed revision of any and all laws in any way bearing upon or relating to the subject of this resolution, and to report thereon to the Assembly, including in the reports its recommendations for appropriate legislation.

2. The committee shall consist of five Members of the Assembly appointed by the Speaker thereof. The chairman shall be appointed by the Speaker. Vacancies occurring or existing in the membership of the committee shall be filled by the appointing power.

3. The committee is authorized to act during this session of the Legislature, including any recess, and after final adjournment until the commencement of the 1949 Regular Session, with authority to file its final report not later than the fifteenth legislative day of that session.

4. The committee and its members shall have and exercise all of the rights, duties and powers conferred upon investigating committees and their members by the provisions of the Joint Rules of the Senate and Assembly and of the Standing Rules of the Assembly as they are adopted and amended from time to time, which provisions are incorporated herein and made applicable to this committee and its members.

5. The committee has the following additional powers and duties:

(a) To select a vice chairman from its membership.

(b) To contract with such other agencies, public or private, as it deems necessary for the rendition and affording of such services, facilities, studies and reports to the committee as will best assist it to carry out the purposes for which it is created.

(c) To cooperate with and secure the cooperation of county, city, city and county, and other local law enforcement agencies in investigating any matter within the scope of this resolution and to direct the sheriff of any county to serve subpenas, orders and other process issued by the committee.

(d) To report its findings and recommendations to the Legislature and to the people from time to time and at any time, not later than herein provided.

(e) To do any and all other things necessary or convenient to enable it fully and adequately to exercise its powers, perform its duties, and accomplish the objects and purposes of this resolution.

6. The sum of ten thousand dollars ($10,000) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Assembly for the expenses of the committee and its members and for any charges, expenses or claims it may incur under this resolution, to be paid from the said contingent fund and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read, and referred to Committee on Rules.

By Mr. Dickey:

House Resolution No. 257

WHEREAS, The State of California does not have a uniform system or procedure for paying the salaries and wages of its employees as a result of which many employees are required to wait as much as 15 days to over 2 months to receive their pay following the end of the month in which it is earned; and

WHEREAS, This has caused and will continue to cause great hardship to many state employees who must pay their bills promptly and this condition also constitutes a serious handicap in the recruitment of new employees, and

WHEREAS, In addition to the inconvenience and discrimination caused to state employees by lack of any reasonably certain pay date there are other unsettled pay problems such as twice monthly pay and itemization of deductions of pay checks; and

WHEREAS, As a result of the many protests against the present pay system from both departments and employees, upon invitation of the State Controller, a special committee was established to make a complete study of these problems and recommend a solution, the committee consisting of a representative from the offices of the State Controller, the Legislative Auditor, the Department of Finance (Division of Administration), and the State Personnel Board; and

WHEREAS, Various bills and resolutions were introduced in this session of the Legislature to establish fixed pay dates, twice monthly pay and itemization of deductions on pay checks but because the subject matter of each bill was interrelated it was considered undesirable to pass said bills without due consideration for the effect each would have upon the other, or to what extent they would interfere with establishing a sound, overall plan; and

WHEREAS, Said committee has been continuously working on its assignment but will not be able to render a final report prior to the adjournment of this session of the Legislature; now, therefore, be it

Resolved by the Assembly of the State of California, As follows:

That the Assembly does hereby request said committee to continue its study of the present pay system of the State of California and all related subjects including a certain pay day, twice monthly pay and itemization of deductions of pay checks and render a final report containing its findings and its recommendations for a solution of the existing problems to the Chief Clerk of the Assembly not later than December 31, 1947; be it further

Resolved, That a copy of this resolution be sent to the State Controller, the Legislative Auditor, the Director of Finance, and the State Personnel Board.

Request for Unanimous Consent

Mr. Dickey asked for, and was granted, unanimous consent to take up House Resolution No. 257, at this time, without reference to committee or file

Resolution read, and adopted.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 109—An act to add Article 19 to the Community Redevelopment Act, providing for a State Redevelopment Agency, prescribing its powers and duties, providing for the study of the matters of housing and community redevelopment, the collection and correlation of information relating thereto, for assisting, advising, stimulating and encouraging local authorities and agencies in connection with community redevelopment and housing, and making an appropriation.

Bill read third time.

Motion to Amend

Mr. Maloney moved the adoption of the following amendment:

Amendment No. 1

On page 1 of the printed bill, as amended in the Senate on June 12, 1947, strike out lines 5 to 11, inclusive, and insert "appointed by and serving at the pleasure of the Governor. Each of the members shall".

Amendment read, and adopted.

Bill ordered reprinted, and to third reading.

MOTION TO ADJOURN

Mr. Dickey moved that the Assembly do now adjourn until the hour of 9 a.m., Thursday, June 19, 1947.

Mr. Field seconded the motion.

The roll was called, and the motion carried by the following vote:

AYES—Beck, Bennett, Brown, George D. Collins, Cooke, Crichton, Dickey, Doyle, Evans, Field, Hahn, Kilpatrick, Lowrey, Luckel, Lyons, Maloney, Miller, O'Day, Sheridan, Sherwin, Silliman, Thomas, Thompson, Thurman, and Weber—25

NOES—Allen, Boyd, Burke, Carey, Elliott, Grant, Heisinger, Hinton, Hollibaugh, Johnson, and Stanley—11.

ANNOUNCEMENT OF COMMITTEE MEETINGS

It was announced that the following committees would hold meetings:

At 7.15 p.m., tonight—

Finance and Insurance.

At 8 p.m., tonight—

Education.

GUESTS EXTENDED PRIVILEGE OF ASSEMBLY FLOOR

On request of Mr. Thompson and the Assembly, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to the War Mothers of California including the following: Florence Burgess, Emma C. Weaver, Marguerite Helback, Anna Moler, Myrtle Rowland, Laura Forester, Julia B Hess, Marie Wall, Christine Staats, Julia Wagner, Christeale Owens, Rella Dunlap, Katherine M. Celio, Ann Roepke, Mrs. Frank Greenough, Lillie B. Ryan, Ada Mae Schlotterback, Josephine Chargin, Minnie Gomes, Frances Walters, Annie Lawe, Augusta Corbal, Maybelle Toste, Mrs. Lillie Burge, Mrs. Roderic L. Works, Mrs. Pearl Burgoon, Mrs. Cunra Sample, Mrs. Irene Burgoon, and Margaret Harrison.

On request of Mr. Dickey, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Judge Edward J. Smith, former Assemblyman of Alameda.

On request of Mr. Johnson, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to W. W. Wynegar of Los Angeles.

On request of Mr. Dickey, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. Gladys L. Nelson of Sacramento.

On request of Mr. Berry and the San Francisco Delegation, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mr. and Mrs. Harold Huston of San Francisco.

On request of Mr. Doyle, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Billy Burke of Los Angeles.

On request of Messrs. Blosser and Kirkwood, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mr. and Mrs. Merton F. Williams and Lewis Williams of Los Altos.

On request of Mr. Miller, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Sheriff James Long, former Assemblyman, of Contra Costa.

On request of Mr. Clarke, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mr. and Mrs. Warren C. Clarke of Planada.

On request of Messrs. Cooke and Carey, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Dr. H. R. Veon, Sacramento, Bernard Uhalt, San Francisco, and Billie Burke of Oakland.

ADJOURNMENT

At 9.30 p.m., on motion of Mr. Dickey, the Speaker declared the Assembly adjourned until 9 a.m., Thursday, June 19, 1947.

SAM L. COLLINS, Speaker

GERALDINE B. HADSELL, Minute Clerk

CALIFORNIA LEGISLATURE
FIFTY-SEVENTH (GENERAL) SESSION

ASSEMBLY DAILY JOURNAL

NINETY-THIRD LEGISLATIVE DAY
ONE HUNDRED SIXTY-FIFTH CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO
Thursday, June 19, 1947

The Assembly met at 9 a.m.

Hon. Sam L. Collins, Speaker of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Allen, Anderson, Beck, Bennett, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—72.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. Raymond Renwald:

O Almighty and Merciful God, whose gift it is that Thy faithful render a true and worthy service to Thee: Grant us an increase of faith, hope, and charity; and that we may deserve to obtain what Thou dost promise, make us love what Thou dost command, through Christ Our Lord—AMEN.

READING OF THE JOURNAL DISPENSED WITH

On motion of Mr. Beck, further reading of the Journal of the previous legislative day was dispensed with.

LEAVES OF ABSENCE FOR THE DAY

The following member was granted leave of absence for the day, because of illness:

Mr. Cramer, by unanimous consent.

MEMBERS EXCUSED

At 9.10 a.m., Mr Dickey asked for, and was granted, unanimous consent that the members of the Committee on Rules be excused, at this time, for the purpose of holding a meeting.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, June 18, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed:

Assembly Bill No. 126
Assembly Bill No. 400
Assembly Bill No. 566
Assembly Bill No. 884
Assembly Bill No. 885
Assembly Bill No. 1071
Assembly Bill No. 1357
Assembly Bill No. 1406
Assembly Bill No. 1409
Assembly Bill No. 1539
Assembly Bill No. 1729
Assembly Bill No. 1731
Assembly Bill No. 1732
Assembly Bill No. 1733
Assembly Bill No. 1734
Assembly Bill No. 1735
Assembly Bill No. 1736
Assembly Bill No. 1818
Assembly Bill No. 1871
Assembly Bill No. 2097
Assembly Bill No. 2316

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bills ordered enrolled.

SENATE CHAMBER, SACRAMENTO, June 18, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed, as amended:

Assembly Bill No. 82
Assembly Bill No. 97
Assembly Bill No. 785
Assembly Bill No. 892
Assembly Bill No. 894
Assembly Bill No. 1387

And respectfully requests your honorable body to concur in said amendments.

J. A BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bills ordered to unfinished business file.

REPORTS OF STANDING COMMITTEES

Committee on Judiciary

ASSEMBLY CHAMBER, SACRAMENTO, June 18, 1947

MR. SPEAKER: Your Committee on Judiciary, to which were referred:

Senate Bill No. 81
Senate Bill No. 243
Senate Bill No. 635
Senate Bill No. 1037
Senate Bill No. 1127
Senate Bill No. 1566
Senate Bill No. 1568
Senate Bill No. 1587

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

BROWN, Chairman

Above reported bills ordered to second reading.

SECOND READING OF SENATE BILLS (BY UNANIMOUS CONSENT)

Senate Bill No. 81—An act to amend Section 737s of the Political Code, relating to the salary of judges of the superior court.

Bill read second time, and ordered to third reading.

Senate Bill No. 243—An act to amend Section 737kk of the Political Code, relating to salaries of superior judges in San Diego County.

Bill read second time, and ordered to third reading.

Senate Bill No. 635—An act to amend Section 737uu of the Political Code, relating to the salary of superior judges in and for the County of Siskiyou.

Bill read second time, and ordered to third reading.

Senate Bill No. 1037—An act to repeal Chapter 11, comprising Sections 7500 to 7593, inclusive, of Division 3 of the Business and Professions Code, and to add a new Chapter 11, comprising Sections 7500 to 7581, inclusive, to Division 3 of said code, relating to the definition of and the licensing and regulation of private detectives.

Bill read second time, and ordered to third reading.

Senate Bill No. 1127—An act to amend Section 737h of the Political Code, relating to salaries of judges of the superior court.

Bill read second time, and ordered to third reading.

Senate Bill No. 1566—An act to amend Section 485 of the Civil Code, relating to railroad corporations.

Bill read second time, and ordered to third reading.

Senate Bill No. 1568—An act to add Sections 8203.1, 8203.2, 8203.3, 8203.4, 8203.5, and 8203.6 to the Government Code, relating to notaries public.

Bill read second time, and ordered to third reading.

Senate Bill No. 1587—An act to add Section 1325 to the Penal Code, relating to immunity of witness from criminal prosecution.

Bill read second time, and ordered to third reading.

REPORTS OF STANDING COMMITTEES

Committee on Education

ASSEMBLY CHAMBER, SACRAMENTO, June 19, 1947

MR. SPEAKER: Your Committee on Education, to which were referred:

Senate Bill No. 398	Senate Bill No. 578
Senate Bill No. 570	Senate Bill No. 1575

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

DUNN, Chairman

Above reported bills ordered to second reading.

SECOND READING OF SENATE BILLS (BY UNANIMOUS CONSENT)

Senate Bill No. 398—An act to amend Sections 1597.1, 1834, 1868, 2561, 2584, 2585, 2891, 3130, 4627, 7516, 8159, 9601, 9602, 11717, 13009, 20376, and 20377 of the Education Code and to add Sections 1597.2 and 9645 to said code and to repeal Sections 2451, 2501, 2701, 2801, and 2832 and Article 4 of Chapter 12 of Division 7 of said code, all relating to the Public School System.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Education:

Amendment No. 1

In line 2 of the title of the printed bill, as amended in the Senate on June 11, 1947, after "4627," insert "7516,".

Amendment No. 2

In line 2 of the title of said bill, after "13009," insert "20344,".

Amendment No. 3

In line 4 of the title of said bill, strike out "and 9645", and insert ", 9645 and 20343.2".

Amendment No. 4

On page 2 of said bill, strike out lines 12 to 16, inclusive, and insert "1868."

Amendment No. 5

On page 4 of said bill, between lines 46 and 47, insert "SEC. 17. Section 20343.2 is added to said code, to read:

20343 2. With the approval of the Director of Education, fees may be required of and collected from, applicants for admission to state colleges and from former students of state colleges, for the evaluation of transcripts or furnishing of transcripts. The fee for each evaluation of a transcript or for each transcript furnished shall not exceed two dollars ($2).

SEC 18 Section 20344 of said code is amended to read:

20344. All fees collected from students in any state college and from other persons under this article are appropriated for the support of the state college by which collected in addition to such other funds as may be appropriated therefor by the Legislature. Such fees shall augment the support appropriation current at the time of their receipt by the State Treasurer."

Amendment No. 6

On page 4, line 47, of said bill, strike out "17", and insert "19".

Amendment No. 7

On page 5, line 3, of said bill, strike out "18", and insert "20".

Amendment No. 8

On page 5, line 13, of said bill, strike out "19", and insert "21".

Amendments read, and adopted.

Bill ordered reprinted, and to third reading.

Senate Bill No. 570—An act to add Section 2204.2 to the Education Code, relating to meetings of governing boards of school districts.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Education:

Amendment No. 1

On page 1 of the printed bill, as amended, strike out lines 13 and 14, and insert "2204.2. No".

Amendment No. 2

On page 1, line 15, of said bill, strike out "board"; and strike out line 16, and insert "governing board of a school district except in a meeting open to the public"

Amendments read, and adopted.

Bill ordered reprinted, and to third reading.

Senate Bill No. 578—An act to amend Sections 2156, 2162, 2164, and 2165 of the Education Code and to add Section 2160 1 to said code, relating to elections for the recall of members of governing boards of school districts.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Education:

Amendment No. 1

In lines 2 and 3 of the title of the printed bill, as amended in the Senate on June 9, 1947, strike out "and to add Section 2160 1 to said code".

Amendment No. 2

On page 2 of said bill, strike out lines 39 to 43, inclusive

Amendments read, and adopted

Bill ordered reprinted, and to third reading.

Senate Bill No. 1575—An act to add Chapter 3.5 to Division 10 of the Education Code, relating to the establishment of the Mount Shasta Polytechnic School on certain state-owned lands in Siskiyou County, and providing for the government and operation thereof.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Education:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "to add Chapter 3 5 to Division 10 of the Education Code,".

Amendment No. 2

In line 2 of the title of said bill, strike out "the Mount Shasta Poly-"; and strike out line 3, and "County and" in line 4, and insert "State polytechnic schools to be known as Mount Shasta Polytechnic School located on certain state-owned lands in Siskiyou County and the Yuba-Sutter Polytechnic School in Yuba County located in or near Marysville,".

Amendment No. 3

In line 5 of the title of said bill, following "thereof", insert ", and making an appropriation".

Amendment No. 4

On page 1 of said bill, strike out lines 1 to 4, inclusive.

Amendment No. 5

On page 1, line 6, of said bill, strike out "20701", and insert "SECTION 1".

Amendment No. 6

On page 1, line 6, of said bill, strike out "County of"; and in line 7, strike out "Siskiyou," and insert "Counties of Siskiyou and Yuba state polytechnic schools. In the County of Siskiyou such polytechnic school shall be located".

Amendment No. 6

On page 1, line 11, of said bill, after "1945", strike out the comma, and insert ". This school shall be known as"

Amendment No. 7

On page 1, line 12, of said bill, after "School", insert ", which lands are hereby transferred to the Mount Shasta Polytechnic School. In the County of Yuba such school shall be located in or near Marysville on land to be acquired for this purpose, and it shall be known as the Yuba-Sutter Polytechnic School".

Amendment No. 8

On page 1, line 12, of said bill, strike out "the school", and insert "these schools".

Amendment No. 9

On page 1, line 18, of said bill, strike out "school", and insert "schools".

Amendment No. 10

On page 1 of said bill, between lines 19 and 20, insert

"SEC. 2. The Mount Shasta Polytechnic School and the Yuba-Sutter Polytechnic School shall be four-year state institutions of higher education beyond the twelfth grade and shall be coordinated with and governed by such program of higher education as may be adopted by the Legislature after consideration of the report and recommendations made by the State Department of Education and the Regents of the University of California as required by the provisions of Chapter 57 of the Statutes of 1947.

SEC. 3. Pending final determination of the status and organization of said institutions of higher education as herein provided, it shall not constitute a part or unit of the Public School System of the State as said Public School System is defined in Section 6 of Article IX of the Constitution, or of the University of California.

SEC. 4. The Superintendent of Public Instruction is hereby directed to establish and conduct, and as soon as facilities are available shall establish and conduct, at said institutions of higher education courses of instruction of higher than the fourteenth grade of the standard given in state colleges."

Amendment No. 11

On page 1, line 20, of said bill, strike out "20702", and insert "SEC. 5".

Amendment No. 12

On page 1, line 20, of said bill, after "Shasta", insert "and Yuba-Sutter"; and strike out "School", and insert "Schools".

Amendment No. 13

On page 1, line 22, of said bill, strike out "school", and insert "schools"

Amendment No. 14

On page 1 of said bill, following line 22, insert

"SEC. 6. There is hereby appropriated from the State College Fund for the acquisition of real property, construction, improvements, purchase of equipment, main-

tenance, and operation of the state polytechnic schools provided for in this act the sum of five hundred thousand dollars ($500,000) for each of the fiscal years ending June 30, 1948 and June 30, 1949 Said appropriation shall be allocated to said schools by executive order of the Director of Finance in such sums as he finds necessary. Expenditures from said appropriation for acquisition of real property shall be subject to the provisions of the Property Acquisition Act, and expenditures for construction or improvements shall be subject to the provisions of Sections 3, 12, and 13 of Chapter 145, Statutes of 1946 (First Extraordinary Session)."

Amendments read, and adopted.

Bill ordered reprinted, and to third reading.

REPORTS OF STANDING COMMITTEES

Committee on Judiciary

ASSEMBLY CHAMBER, SACRAMENTO, June 18, 1947

MR. SPEAKER: Your Committee on Judiciary, to which was referred:

Senate Bill No 622

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

BROWN, Chairman

Above reported bill ordered to second reading.

SECOND READING OF SENATE BILLS (BY UNANIMOUS CONSENT)

Senate Bill No. 622—An act to amend Section 737m of the Political Code, relating to salaries of judges of superior courts.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in the Senate on June 10, 1947, strike out "Section 737m", and insert "Sections 737m and 737aa".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 2

On page 1 of said bill, after line 6, insert

"SEC. 2 Section 737aa of said code is amended to read:

737aa. The annual salary of the judge of the Superior Court in and for the County of Monterey is [ten] *twelve* thousand dollars [($10,000)] *($12,000)*."

Amendments read, and adopted.

Bill ordered reprinted, and to third reading.

REPORTS OF STANDING COMMITTEES

Committee on Education

ASSEMBLY CHAMBER, SACRAMENTO, June 19, 1947

MR. SPEAKER: Your Committee on Education, to which were referred:

Senate Bill No. 366
Senate Bill No. 625
Senate Bill No. 650
Senate Bill No. 1167
Senate Bill No. 1214
Senate Bill No. 1455
Senate Bill No. 1581

Has had the same under consideration, and reports the same back with the recommendation: Do pass

DUNN, Chairman

Above reported bills ordered to second reading.

SECOND READING OF SENATE BILLS (BY UNANIMOUS CONSENT)

Senate Bill No. 366—An act to add Section 119 to the Education Code, relating to the Secretary and Executive Officer of the State Board of Education.

Bill read second time, and ordered to third reading.

Senate Bill No. 625—An act to amend Sections 21101, 21155, 21155.1, and 21156 of the Education Code, relating to the California Maritime Academy.

Bill read second time, and ordered to third reading.

Senate Bill No. 650—An act to amend Sections 4918, 4961, 4962, and 4963 of the Education Code, and to add Sections 4902.1, 4917.1, 4919.1, and 4961.1 to said code, all relating to the bonded indebtedness of school districts.

Bill read second time, and ordered to third reading.

Senate Bill No. 1167—An act to add Chapter 8 to Division 10 of the Education Code, establishing 24-hour schools to be known as California academies for dependent and neglected children who require special care and supervision, and providing for the government and administration thereof.

Bill read second time, and ordered to third reading.

Senate Bill No. 1214—An act to amend Section 18191 of the Education Code, relating to the construction of school buildings.

Bill read second time, and ordered to third reading.

Senate Bill No. 1455—An act to amend Section 20654 of the Education Code, to authorize the purchase of land by the California Polytechnic School.

Bill read second time, and ordered to third reading.

Senate Bill No. 1581—An act relating to the assessment and taxation of property affected by the merger of a suspended elementary school district with another elementary school district, declaring the urgency thereof and providing that it shall take effect immediately.

Bill read second time, and ordered to third reading.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

The following resolution was offered:

Assembly Joint Resolution No. 54: By Mr. Geddes—Relative to memorializing and petitioning the Congress to enact appropriate legislation to enable the several states and territories to finance the administration of their unemployment insurance systems.

Without reference to committee.

CONSIDERATION OF DAILY FILE

UNFINISHED BUSINESS

CONSIDERATION OF SENATE AMENDMENTS

Assembly Bill No. 2522—An act to add Section 1905 to the Government Code, relating to the State Capitol Building.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 2522?

Amendment No. 1

On page 2 of the printed bill, as amended in the Assembly on June 6, 1947, between lines 3 and 4, insert

"(m) Offices of the State Controller."

Amendment No. 2

On page 2, line 5, of said bill, strike out "and (l)", and insert "(l) and (m)".

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 2522 by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Boyd, Brown, Burke, Butters, Caldecott, Clarke, Conrad, Cooke, Crichton, Lester T. Davis, M. Philip Davis, Dickey, Doyle, Elliott, Erwin, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, Price, Robertson, Sillman, Stanley, Stephenson, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—49.

NOES—None

Assembly Bill No. 2522 ordered enrolled.

Assembly Bill No. 35—An act to amend the titles of Chapter 5 and of Article 1 of Chapter 4, Part 1, Division 3, Title 2 of the Government Code, and to amend Sections 11380, 11381, 11382, 11383, 11384, 11385, 11411, 11412, and 11415 of said code and to add Sections 11382.5, 11409, and 11409.5 and Article 1, comprising Sections 11370 to 11373, inclusive, Article 4, consisting of Sections 11420 to 11427, inclusive, and Article 5, consisting of Section 11440, to Chapter 4, Part 1, Division 3, Title 2 of said code and to add Sections 18595 and 26803.5 to said code, and to repeal Article 2, comprising Sections 11400 to 11402, inclusive.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 35?

Amendment No. 1

On page 2, lines 4 and 5, of the printed bill, as amended in the Assembly on May 16, 1947, strike out ", or the Public Utilities Commission".

Amendment No. 2

On page 2 of said bill, following line 39, insert

"(3) Is directed to a specifically named person or to a group of persons and does not apply generally throughout the State."

Amendment No. 3

On page 5 of said bill, commencing in line 8, strike out "unless a procedure requiring prior notice and hearing is prescribed by other provisions of law for the exercise of such power".

Amendment No. 4

On page 5 of said bill, commencing in line 23, strike out "it shall submit such findings and a state-"; and strike out lines 24, 25, and 26.

Amendment No. 5

On page 5 of said bill, commencing in line 37, strike out ". If the Governor endorses his approval upon the statement of facts constituting the necessity," and insert ", in which case".

Amendment No. 6

On page 5 of said bill, commencing in line 42, strike out "immediately or upon the", and insert "upon filing or upon any later".

Amendment No. 7

On page 6 of said bill, strike out lines 27 to 29, inclusive; and in line 30, strike out "(e)", and insert

"(d)".

Amendment No. 8

On page 6 of said bill, commencing in line 34, strike out "conduct a public hearing at which any interested person may appear and be heard in person, by", and insert "afford any interested person or".

Amendment No. 9

On page 6 of said bill, commencing in line 36, strike out "and may present his", and insert "the opportunity to present".

Amendment No. 10

On page 6 of said bill, commencing in line 37, strike out "orally or in writing, and at such hearing may offer and examine witnesses and present evidence.", and insert "in writing, with or without opportunity to present the same orally. The state agency shall consider all relevant matter presented to it before adopting, amending or repealing any regulation."

Amendment No. 11

On page 6, line 40, of said bill, following "agency", insert "or its duly authorized representative".

Amendment No. 12

On page 7, line 20, of said bill, strike out the period, and insert "or, in the case of an emergency regulation or order of repeal, upon the ground that the findings and statement do not constitute an emergency within the provisions of Section 11421(b) "

Amendment No. 13

In line 7 of the title of the printed bill, as amended in the Senate on June 4, 1947, strike out "and".

Amendment No. 14

In line 8 of the title of said bill, after "11440," insert "and Article 6, consisting of Section 11445,".

Amendment No. 15

In line 9 of the title of said bill, strike out "18595", and insert "18597".

Amendment No. 16

In line 12 of the title of said bill, after "Title 2", insert ", and Section 11529".

Amendment No. 17

On page 7 of said bill, between lines 34 and 35, insert

"SEC. 12.5. Article 6, consisting of Section 11445 is hereby added to Chapter 4, Part 1, Division 3, Title 2, of said code, to read

Article 6. Exemptions

11445. Articles 4 and 5 of this chapter shall not apply to the Public Utilities Commission or the Industrial Accident Commission, and Articles 2 and 3 of this chapter shall apply only to the rules of procedure of said state agencies."

Amendment No. 18

On page 8, line 1, of said bill, strike out "18595", and insert "18597".

Amendment No. 19

On page 8, line 3, of said bill, strike out "18595", and insert "18597".

Amendment No. 20

On page 8 of said bill, after line 22, insert

"SEC. 20. Section 11529 of the Government Code is repealed."

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 35 by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Boyd, Brown, Burke, Butters, Caldecott, Clarke, Conrad, Cooke, Crichton, Lester T. Davis, M. Philip Davis, Dickey, Doyle, Elliott, Erwin, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, Price, Robertson, Silliman, Stanley, Stephenson, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—49

NOES—None

Assembly Bill No. 35 ordered enrolled.

RECONSIDERATION OF SENATE BILL NO. 1201

In compliance with a notice given on a previous day, by Mr. Field, Mr. Clarke moved that the vote whereby Senate Bill No. 1201 was passed be reconsidered.

The roll was called, ~~and Senate Bill No. 1201 reconsidered by the following vote:~~

PRINTER'S NOTE—There being no 7-point strikeout type available, the following roll call, which should appear in strikeout type, is indicated by being inclosed within brackets.

[AYES—Anderson, Beck, Bennett, Blosser, Boyd, Brown, Burke, Butters, Caldecott, Clarke, Conrad, Cooke, Crichton, Lester T. Davis, M. Philip Davis, Dickey, Doyle, Elliott, Erwin, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, Price, Robertson, Silliman, Stanley, Stephenson, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—49.
NOES—None.]

~~Senate Bill No. 1201 ordered to third reading.~~

On this day the above record was expunged, and the action rescinded, whereby the Assembly reconsidered the vote on Senate Bill No. 1201.

Request for Unanimous Consent That Senate Bill No. 1201 Be Withdrawn from File, and Re-referred

Mr. Clarke asked for, and was granted, unanimous consent that Senate Bill No. 1201 be withdrawn from the third reading file, and be re-referred to the Committee on Transportation and Commerce.

CONSIDERATION OF SENATE AMENDMENTS

Assembly Bill No. 1819—An act to add Chapter 3 to Division 7 of the Vehicle Code, relating to the deposit of security by operators of motor vehicles involved in traffic accidents resulting in the death or personal injury of any person or property damage in excess of one hundred dollars ($100).

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 1819?

Amendment No. 1

On page 5, line 41, as amended in the Senate on May 1, 1947, after the period, insert

"(c) Any person duly qualified under the laws or ordinances of any city, city and county or county in this State to act as self-insurer and then acting as such, shall upon filing with the department satisfactory evidence thereof, be entitled to receive a certificate of self-insurance."

Amendment No. 2

On page 5, line 42, of said bill, strike out "(c)", and insert "(d)".

The roll was called, and the Assembly refused to concur in Senate amendments to Assembly Bill No. 1819 by the following vote:

AYES—Geddes and Stewart—2.
NOES—Allen, Anderson, Beck, Bennett, Blosser, Boyd, Brown, Burke, Burns, Clarke, Collier, Conrad, Cooke, Lester T. Davis, M. Philip Davis, Elliott, Erwin, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kirkwood, Loomis, Lowrey, Price, Robertson, Silliman, Stephenson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—41.

Appointment of Committee on Conference Concerning Assembly Bill No. 1819

The Speaker announced the appointment of Messrs. Gaffney, Geddes, and Anderson as a Committee on Conference concerning Assembly Bill No. 1819.

THIRD READING OF SENATE BILLS

Senate Bill No. 1203—An act to amend Sections 9 and 12 of the Municipal Water District Act of 1911, relating to the organization, government and powers of municipal water districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Boyd, Brown, Butters, Caldecott, Clarke, Collier, Conrad, Cooke, Lester T. Davis, M. Philip Davis, Debs Elliott, Erwin, Gaffney, Gannon, Geddes, Grant, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kirkwood, Loomis, Lowrey, Luckel, Price, Robertson, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thorp, Waters, and Mr. Speaker—42.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 1570—An act to amend Section 12000 of, and to add Sections 12104.5, 12150.5, and 12221 to, the Health and Safety Code, relating to high explosives.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Boyd, Brady, Brown, Butters, Caldecott, Collier, Conrad, Cooke, Crichton, Lester T Davis, M. Philip Davis, Debs, Dolwig, Erwin, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kirkwood, Loomis, Lowrey, Luckel, Price, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—48.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 301—An act to amend Sections 44 and 45 of the State Water Resources Act of 1945, relating to water and flood control.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Boyd, Brady, Brown, Butters, Caldecott, Collier, Conrad, Cooke, Crichton, Lester T Davis, M. Philip Davis, Debs, Dolwig, Erwin, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kirkwood, Loomis, Lowrey, Luckel, Price, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, and Mr Speaker—48.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 525—An act to add Sections 26137 and 26138 to the Water Code, and to add Section 3466.6 to the Political Code, relating to irrigation and reclamation districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Boyd, Brady, Brown, Butters, Caldecott, Collier, Conrad, Cooke, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dolwig, Erwin, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kirkwood, Loomis, Lowrey, Luckel, Price, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—48.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 1440—An act to amend Section 151 of the Unemployment Insurance Act, relating to unemployment compensation disability insurance.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Boyd, Brady, Brown, Butters, Caldecott, Collier, Conrad, Cooke, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dolwig, Erwin, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kirkwood, Loomis, Lowrey, Luckel, Price, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—48.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 262—An act to add Section 692.5 to the Vehicle Code, relating to the exemption of authorized emergency vehicles from weight, height, length and width restrictions.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Boyd, Brady, Brown, Butters, Caldecott, Collier, Conrad, Cooke, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dolwig, Erwin, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kirkwood, Loomis, Lowrey, Luckel, Price, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—48.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 124—An act declaring the policy of the State relating to aeronautics, creating the California State Aeronautics Board, prescribing its powers and duties, and providing for the cooperation of the Department of Public Works.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Blosser, Boyd, Brady, Brown, Burns, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Lester T. Davis, Debs, Ralph C. Dills, Dolwig, Erwin, Evans, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, Johnson, Kirkwood, Loomis, Lowrey, Luckel, McCollister, Miller, Robertson, Sherwin, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—50.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 1591—An act to validate ordinances adopted by voters in municipalities pursuant to propositions therefor submitted to such voters by the governing bodies of such municipalities.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Bennett, Blosser, Boyd, Brady, Brown, Burns, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Lester T. Davis, Debs, Dolwig, Erwin, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, James, Johnson, Kirkwood, Loomis, Lowrey, Luckel, McCollister, Miller, Price, Robertson, Sherwin, Silliman, Stanley, Stephenson, Thompson, Thorp, Thurman, Weber, and Mr. Speaker—48.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 656—An act to amend Sections 126 and 113, and to repeal Sections 111, 112, 114, 116, and 117 of the Government Code, and to repeal Chapter 3, Statutes 1934 (1st Ex.) Session, relating to the acquisition of land in this State by the United States.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Bennett, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, George D Collins, Conrad, Cooke, Crichton, Lester T. Davis, Debs, Dolwig, Erwin, Evans, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, McCollister, Miller, Price, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—52

NOES—Anderson and Ralph C Dills—2

Bill ordered transmitted to the Senate.

Senate Bill No. 1317—An act to amend an initiative act entitled "An act to amend an act entitled 'An act for the certification of land titles and the simplification of the transfer of real estate,' approved March 17, 1897," approved by electors November 3, 1914, by adding Sections 48.1 to 48.9, inclusive, thereto, relating to the withdrawal of land from registry under the said act, said amendment to take effect upon the approval thereof by the electors, and providing for the submission thereof to the electors pursuant to Section 16 of Article IV of the State Constitution.

Bill read third time.

The roll was called, and the bill passed by the following vote.

AYES—Allen, Anderson, Bennett, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Clarke, Collier, George D. Collins, Conrad, Crowley, Lester T Davis, Debs, Ralph C. Dills, Dolwig, Erwin, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, McCollister, Miller, Robertson, Sherwin, Silliman, Stanley, Stewart, Thomas, Thorp, Thurman, Waters, Weber, and Mr. Speaker—50.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 316—An act to amend Section 46 of the Vehicle Parking District Act of 1943, relating to vehicle parking districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Bennett, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Crichton, Crowley, Debs, Ralph C Dills, Dolwig, Elliott, Erwin, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, McCollister, Miller, Price, Robertson, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—55.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 454—An act to add Section 6407 to the Health and Safety Code, relating to sanitary districts, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Allen, Anderson, Bennett, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, George D Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, Debs, Ralph C Dills, Dolwig, Elliott, Erwin, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, McCollister, McMillan, Miller, Price, Robertson, Sherwin, Silliman, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—59.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Bennett, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, Debs, Ralph C. Dills, Dolwig, Elliott, Erwin, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, McCollister, McMillan, Miller, Price, Robertson, Sherwin, Silliman, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—59

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 638—An act to amend Section 2807 of the Education Code, relating to the formation of union elementary school districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Bennett, Blosser, Boyd, Brady, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, Debs, Ralph C. Dills, Dolwig, Elliott, Erwin, Fletcher, Gaffney, Gannon, Geddes, Grant Grunsky, Hahn, Heisinger, Hinton, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, McCollister, McMillan, Price, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, and Weber—53

NOES—None.

Bill ordered transmitted to the Senate.

Hon. Ralph C. Dills Presiding

At 10.10 a.m., Hon. Ralph C. Dills, Member of the Assembly from the Sixty-ninth District, presiding

Senate Bill No. 874—An act to amend Section 681 of the Agricultural Code, relating to testing and basis of payment for dairy products.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Boyd, Brady, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, Debs, Ralph C. Dills, Dolwig, Elliott, Erwin, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinton, Huyck, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, McCollister, McMillan, Miller, Price, Robertson, Rosenthal, Sherwin, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, and Weber—56.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 685—An act to add Sections 476.5 and 736.1-1 to the Agricultural Code, relating to freezing and cold storage of market cream and the payment therefor.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Boyd, Brady, Brown, Burke, Burns, Carey, Clarke, Collier, George D. Collins, Cooke, Crichton, Lester T. Davis, Debs, Ralph C. Dills, Dolwig, Elliott, Erwin, Fletcher, Gannon, Geddes, Grant, Grunsky, Heisinger, Hinton, Huyck, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, McCollister, McMillan, Miller, Price, Robertson, Rosenthal, Sherwin, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, and Weber—52.

NOES—None

Bill ordered transmitted to the Senate.

Senate Bill No. 477—An act to provide for leasing adequate facilities and service for the extension, maintenance, and operation of the

teletypewriter system of communication by the State Department of Justice, and to make an appropriation therefor.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Bennett, Blosser, Boyd, Brady, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, Debs, Ralph C. Dills, Dolwig, Elliott, Erwin, Fletcher, Gannon, Geddes, Grunsky, Hawkins, Heisinger, Hinton, James, Johnson, Kilpatrick, Kirkwood, Knight, Lowrey, Luckel, McCollister, McMillan, Miller, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, and Weber—54.

NOES—None

Bill ordered transmitted to the Senate.

Senate Bill No. 735—An act making an appropriation to the Division of Forestry, Department of Natural Resources, for making a survey of forest, range, and watershed lands in cooperation with the California Forest and Range Experiment Station, and limiting the expenditure of the appropriation in Item 292.5 of the Budget Act of 1947, to take effect immediately.

Bill read third time.

Motion to Amend

Mr. Lester T. Davis moved the adoption of the following amendments:

Amendment No. 1

In line 4 of the title of the printed bill, as amended in the Assembly on June 17, 1947, strike out "and" at the end of said line; and strike out all of line 5 of said title, and in line 6, strike out "of the Budget Act of 1947,".

Amendment No. 2

On page 1, line 17, of said bill, strike out "Neither the", and insert "The".

Amendment No. 3

On page 1 of said bill, strike out lines 18 and 19, and insert "shall not be available for expenditure for aerial surveys or mapping without specific authorization".

Amendment No. 4

On page 2, line 7, of said bill, strike out "between the Departments of"; and strike out lines 8 to 11, inclusive, and insert "by the Department of Natural Resources to the end that in undertaking any aerial surveys or mapping provided for in this act there shall be no unnecessary duplication of map production work pursuant to any other law of this State which now or hereafter provides for map production work by the State or any of its executive departments or agencies."

Amendments read, and adopted.

Bill ordered reprinted, and to third reading.

Hon. Charles M. Weber Presiding

At 10.22 a.m., Hon. Charles M. Weber, Member of the Assembly from the Eleventh District, presiding.

Motion to Place Rush Order on Printing of Senate Bill No. 735

Mr. Lester T. Davis moved that a rush order be placed on the printing of Senate Bill No. 735.

Motion carried.

Hon. Ralph C. Dills Presiding

At 10.23 a.m., Hon. Ralph C. Dills, Member of the Assembly from the Sixty-ninth District, presiding.

MOTION THAT A SUPPLEMENT TO THE REPORT OF THE ASSEMBLY INTERIM COMMITTEE ON ADMINISTRATIVE REGULATION BE PRINTED IN THE JOURNAL AND THAT ADDITIONAL COPIES BE PRINTED

Mr. Allen moved that a Supplement to the Report of the Assembly Interim Committee on Administrative Regulation be ordered printed in the Journal in 10-point type; and that 2,000 additional copies be printed, as separate documents.

Above motion ordered referred to the Committee on Rules.

Request for Unanimous Consent That a Supplement to the Report of the Assembly Interim Committee on Administrative Regulation Be Printed in the Journal, and That Additional Copies Be Printed

Mr. Allen asked for unanimous consent that a Supplement to the Report of the Assembly Interim Committee on Administrative Regulation be ordered printed in the Journal in 10-point type; and that 2,000 additional copies be printed, as separate documents.

Mr. Heisinger withheld unanimous consent.

Motion to Temporarily Suspend the Rules

Mr. Allen moved that the Rules be temporarily suspended for the purpose of considering his request to have a Supplement to a Report printed in the Journal, and to have additional copies printed, at this time.

Mr. Debs seconded the motion.

Amendment to Motion

Mr. Weber moved that Mr. Allen's motion to print a supplement to a report be amended to read, "printed in the Journal of the session of the last day."

Ruling by Speaker

Acting Speaker Ralph C. Dills ruled the motion out of order because the question is upon the motion to suspend the Rules, temporarily, and this motion is not subject to amendment.

The roll was called, and the motion to temporarily suspend the Rules carried by the following vote:

AYES—Allen, Bennett, Blosser, Boyd, Brady, Brown, Burke, Burns, Carey, Clarke, Collier, George D. Collins, Conrad, Crichton, Crowley, Lester T. Davis, Debs, Ralph C. Dills, Dolwig, Elliott, Erwin, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hinckley, Hinton, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Lückel, McCollister, McMillan, Miller, Niehouse, Sherwin, Silliman, Stephenson, Thomas, Thompson, Thorp, Waters, and Weber—48.

NOES—None.

Motion That a Supplement to a Report Be Printed in the Journal

Mr. Allen moved that a Supplement to the Report of the Assembly Interim Committee on Administrative Regulation be ordered printed in the Journal, in 10-point type.

Motion carried.

Motion That 2,000 Additional Copies of Supplement to a Report Be Printed as Separate Documents

Mr. Allen moved that 2,000 additional copies of the Supplement to the Report of the Assembly Interim Committee on Administrative Regulation be printed as separate documents.

Motion carried.

RECESS

At 11 a.m., on motion of Mr. Dickey, the Assembly recessed until 11.10 a.m.

REASSEMBLED

At 11.10 a.m., the Assembly reconvened.

Hon. Sam L. Collins, Speaker of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 621—An act to amend Section 1157 of the Government Code, relating to pay roll deductions.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Bennett, Blosser, Boyd, Brady, Burke, Burns, Carey, Clarke, Collier, George D Collins, Conrad, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Ralph C Dills, Dolwig, Elliott, Erwin, Gaffney, Gannon, Geddes, Grant, Hahn, Heisinger, Hinckley, Hinton, Johnson, Kilpatrick, Kirkwood, Knight, Lowrey, Luckel, McCollister, McMillan, Miller, Niehouse, Price, Sherwin, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Waters, Weber, and Mr Speaker—50

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 458—An act to amend Section 28124 of the Government Code, relating to compensation for public services.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Boyd, Brady, Brown, Burke, Burns, Carey, Clarke, Collier, George D Collins, Conrad, Crichton, Crowley, Lester T Davis, M Philip Davis, Debs, Ralph C. Dills, Dolwig, Elliott, Erwin, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, James, Johnson, Kilpatrick, Kirkwood, Knight, Lowrey, Luckel, McCollister, McMillan, Miller, Niehouse, Price, Rosenthal, Sherwin, Silliman, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Mr Speaker—57

NOES—None

Bill ordered transmitted to the Senate.

Senate Bill No. 1590—An act to add Section 20986 to the Government Code, relating to compulsory retirement of members of the State Employees' Retirement System, and declaring the urgency thereof to take effect immediately.

Bill read third time

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Allen, Anderson, Bennett, Blosser, Brady, Brown, Burke, Burns, Butters, Carey, Clarke, Collier, George D Collins, Conrad, Cooke, Crichton, Crowley, Lester T Davis, Debs, Ralph C Dills, Dolwig, Elliott, Erwin, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Johnson, Kilpatrick, Kirkwood, Knight, Luckel, McCollister, McMillan, Miller, Niehouse, Price, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—55

NOES—None

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Bennett, Blosser, Brady, Brown, Burke, Burns, Butters, Carey, Clarke, Collier, George D Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, Debs, Ralph C. Dills, Dolwig, Elliott, Erwin, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Johnson, Kilpatrick, Kirkwood, Knight, Luckel, McCollister, McMillan, Miller, Niehouse, Price, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—55.

NOES—None.

Bill ordered transmitted to the Senate.

CONSIDERATION OF SPECIAL ORDER

The hour having arrived, Senate Bill No. 1493 was taken up.

Senate Bill No. 1493—An act to add Chapter 7, comprising Sections 1115, 1116, 1117, 1118, 1119, and 1120 to Part 3, Division 2 of the Labor Code, relating to jurisdictional strikes.

Bill read third time.

Motion to Amend

Mr. Sherwin moved the adoption of the following amendments:

Amendment No. 1

On page 2 of the printed bill, as amended in the Assembly on June 9, 1947, strike out lines 3 to 8, inclusive, and insert

"1117. As used herein, "labor organization" means any organization or any agency or employee representation committee or any local unit thereof in which employees participate, and exists for the purpose, in whole or in part, of dealing with employers concerning grievances, labor disputes, wages, hours of employment or conditions of work, which labor organization is not found to be financed in whole or in part, interfered with, dominated or controlled by the employer."

Amendment No. 2

On page 2 of said bill, strike out lines 21 to 40, inclusive, and insert "means a concerted refusal to perform work for an employer or any other concerted interference with an employer's operation or business, arising out of a controversy between two or more labor organizations as to which of them has or should have the exclusive right to bargain collectively with an employer on behalf of his employees or any of them, or arising out of a controversy between two or more labor organizations as to which of them has or should have the exclusive right to have its members perform work for an employer."

Amendments read

Request for Unanimous Consent That Courtesy Be Extended to Absent Members

Mr. Ralph C. Dills asked for, and was granted, unanimous consent that discussion on the amendments offered by Mr. Sherwin to Senate Bill No. 1493 be deferred so that courtesy may be extended to Members of the Assembly not in the Assembly Chamber, at this time.

Point of Order

Mr. Robertson arose to the following point of order: That nothing in the House Rules indicates that the Rules may be set aside because of a request for courtesy; that all members have known that Senate Bill No. 1493 was set as a special order of business, at this time, so have no excuse for not being present, except disinterest in the subject before the House, and that the request of Mr. Ralph C. Dills is not in order.

Ruling by Speaker

Speaker Collins ruled the point of order well taken.

The question being on the adoption of the amendments offered by Mr. Sherwin to Senate Bill No. 1493.

Point of Order

Mr. Lyons arose to the following point of order: That the amendments offered by Mr. Sherwin to Senate Bill No 1493 are not in order.

Ruling by Speaker

Speaker Collins ruled the point of order not well taken.

Point of Order

Mr. M. Philip Davis arose to the following point of order: That Mr. Miller is not speaking to the question.

Ruling by Speaker

Speaker Collins ruled the point of order well taken.

The question being on the adoption of the amendments offered by Mr. Sherwin to Senate Bill No. 1493.

Request for Unanimous Consent That One Minute Additional Time Be Granted Mr. Sherwin

Mr Miller asked for unanimous consent that Mr. Sherwin be granted one minute additional time for the purpose of answering a question.

Mr Stewart withheld unanimous consent.

The question being on the adoption of the amendments offered by Mr. Sherwin to Senate Bill No. 1493.

The roll was called, and the amendments adopted by the following vote:

AYES—Blosser, Boyd, Burke, Burns, Butters, Clarke, Collier, Conrad, M. Philip Davis, Dickey, Dolwig, Erwin, Field, Gannon, Geddes, Grant, Grunsky, Hahn, Hinckley, Hunton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Knight, Loomis, Lowrey, Luckel, McCollister, Price, Robertson, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Waters, Weber, and Mr Speaker—42

NOES—Anderson, Bennett, Brady, Brown, Caldecott, Carey, George D. Collins, Cooke, Crichton, Crowley, Lester T. Davis, Debs, Ralph C. Dills, Doyle, Dunn, Elliott, Fletcher, Gaffney, Hawkins, Heisinger, Kilpatrick, Lyons, Maloney, McMillan, Miller, Nicholson, Rosenthal, Sheridan, Thomas, Thurman, and Wollenberg—31.

Request for Unanimous Consent That All Proposed Amendments to Senate Bill No. 1493 at the Desk Be Considered

Mr. Sherwin asked for unanimous consent that all proposed amendments to Senate Bill No. 1493, at the desk, be considered, at this time, before the bill is ordered reprinted.

Mr. Lyons withheld unanimous consent.

Senate Bill No. 1493 ordered reprinted, and to third reading.

CONSIDERATION OF SPECIAL ORDER

The hour having arrived. Senate Bill No. 1492 was taken up.

Senate Bill No. 1492—An act to amend Section 1126 and to add Sections 1127 and 1128, to the Labor Code, relating to collective bargaining agreements and prohibiting attempts to cause or induce violations thereof.

Bill read third time.

Motion to Amend

Mr. Sherwin moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in the Assembly on June 9, 1947, strike out "and" after "1127"; and in line 2 of said title, after "1128", insert "and 1129".

Amendment No. 2

On page 1 of said bill, strike out lines 9 to 16, inclusive; and in line 17, strike out "of such employees," and insert "attempt to cause, induce or compel a violation of a collective bargaining agreement".

Amendment No. 3

On page 2 of said bill, strike out lines 15 to 27, inclusive, and insert

"1128 Any person injured or threatened with injury by any violation of any of the provisions of this chapter shall be entitled to injunctive relief therefrom in a proper case and to recover damages resulting therefrom in any court having jurisdiction in the State of California.

SEC. 4. Section 1129 is added to the Labor Code, to read:

1129. Definitions.

(a) As used in this chapter, "labor organization" means any organization or any agency or employee representation committee or any local unit thereof in which employees participate, and exists for the purpose, in whole or in part, of dealing with employers concerning grievances, labor disputes, wages, hours of employment or conditions of work, which labor organization is not found to be financed in whole or in part, interfered with, dominated or controlled by the employer."

Amendments read.

The roll was called.

Call of the Assembly

Pending the announcement of the vote, Mr. Sherwin moved a call of the Assembly.

Motion carried. Time, 12 10 p m.

The Speaker directed the Sergeant-at-Arms to close the doors, and to bring in the following absent members:

Berry, Cramer, Hollibaugh, and Price—4

PROCEEDINGS UNDER CALL OF THE ASSEMBLY BY UNANIMOUS CONSENT

TEMPORARY SUSPENSION OF ASSEMBLY RULE NO. 85

Mr. Ralph C Dills asked for, and was granted, unanimous consent that Assembly Rule No 85 be temporarily suspended for the purpose of placing a call of the Assembly on any matter on file.

ANNOUNCEMENT OF APPOINTMENTS

Pursuant to the provisions of Senate Concurrent Resolution No. 30, Speaker Collins announced the appointment of Messrs. Dickey and Cooke as members of such Joint Interim Committee on Remodeling the State Capitol.

CONSIDERATION OF DAILY FILE (RESUMED)

UNFINISHED BUSINESS (RESUMED)

MOTION TO WITHDRAW SENATE BILL NO. 97 FROM COMMITTEE

In compliance with a notice given on a previous day, Mr. Gannon moved that Senate Bill No. 97 be withdrawn from the Committee on Education, and be placed upon the file.

Motion to Grant Five Minutes Additional Time to Mr. Gannon

Mr. Doyle moved that five minutes additional time be granted to Mr. Gannon for the purpose of concluding his arguments on the motion.

Messrs. Stewart and Burke seconded the motion.

Motion carried.

Point of Order

Mr. Beck arose to the following point of order: That Mr. Gannon is reading from a newspaper without having asked for unanimous consent to do so.

Ruling by Speaker

Speaker Collins ruled the point of order well taken.

Motion to Temporarily Suspend the Rules

Mr. Doyle moved that the Rules be temporarily suspended for the purpose of permitting Mr Gannon to read an article, printed in a newspaper, at this time.

Mr. Stewart seconded the motion.

The roll was called, and the Rules temporarily suspended by the following vote:

AYES—Allen, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Crichton, M. Philip Davis, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Erwin, *Field*, *Gannon*, *Grant*, Hahn, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Knight, Loomis, Lowrey, Maloney, McCollister, Niehouse, O'Day, Price, Robertson, Sheridan, Sherwin, Sillman, Stanley, Stewart, Thompson, Thorp, *Thurman*, and Weber—48.

NOES—Anderson, Beck, George D. Collins, Ralph C. Dills, Elliott, Fletcher, Geddes, Grunsky, Hawkins, Heisinger, Kilpatrick, Lyons, McMillan, Miller, and Thomas—15.

The question being on the motion by Mr. Gannon that Senate Bill No. 97 be withdrawn from the Committee on Education, and be placed upon the file.

Demand for Previous Question

Messrs. Conrad, Lowrey, Hahn, Doyle, and Luckel demanded the previous question.

Demand for previous question sustained.

The question being on the motion by Mr. Gannon that Senate Bill No. 97 be withdrawn from the Committee on Education, and be placed upon the file.

Motion That Mr. Gannon Be Granted Additional Time

Mr. Dunn moved that Mr. Gannon be granted 30 seconds additional time for the purpose of answering a question.

Motion carried.

The question being on the motion by Mr. Gannon that Senate Bill No. 97 be withdrawn from the Committee on Education, and be placed upon the file.

The roll was called, and the motion carried by the following vote:

AYES—Allen, Berry, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Crichton, M. Philip Davis, Debs, Dickey, Dolwig, Doyle, Erwin, Field, Gaffney, Gannon, Grant, Grunsky, Hahn, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Knight, Loomis, Maloney, McCollister, Niehouse, O'Day, Sheridan, Sherwin, Sillman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, and Weber—48

NOES—Anderson, Beck, Bennett, Blosser, George D Collins, Cooke, Crowley, Lester T Davis, Clayton A. Dills, Ralph C Dills, Dunn, Elliott, Fletcher, Geddes, Hawkins, Heisinger, Kilpatrick, Kirkwood, Lowrey, Luckel, Lyons, McMillan, Miller, Price, Thomas, and Mr. Speaker—26

Senate Bill No. 97 ordered to second reading.

FURTHER PROCEEDINGS UNDER CALL OF THE ASSEMBLY DISPENSED WITH ON AMENDMENTS TO SENATE BILL NO. 1492

At 1 10 p.m , on motion of Mr. Sherwin, further proceedings under the call of the Assembly were dispensed with.

The names of the absentees were called, and the amendments offered by Mr. Sherwin to Senate Bill No. 1492 refused adoption by the following vote:

AYES—Blosser, Boyd, Burke, Butters, Caldecott, Clarke, Collier, Conrad, M. Philip Davis, Dickey, Erwin, Field, Gannon, Geddes, Grant, Grunsky, Hahn, Hinckley, Hinton, Huyck, James, Johnson, Kirkwood, Knight, Loomis, Luckel, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Waters, and Mr. Speaker—35.

NOES—Allen, Anderson, Beck, Bennett, Berry, Brady, Brown, Burns, Carey, George D. Collins, Cooke, Crichton, Crowley, Lester T. Davis, Debs, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Fletcher, Gaffney, Hawkins, Heisinger, Hollibaugh, Kilpatrick, Lowrey, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Thomas, Thurman, Weber, and Wollenberg—44.

MOTION TO SET SPECIAL ORDER

Mr. Sherwin moved that Senate Bill No 1493 be made a special order of business for today, June 19, 1947, at 3 p.m.

Motion carried

MOTION TO SET SPECIAL ORDER

Mr. Sherwin moved that Senate Bill No. 1492 be made a special order of business for today, June 19, 1947, at 3.05 p m.

Motion carried.

CONSIDERATION OF DAILY FILE (RESUMED)

UNFINISHED BUSINESS (RESUMED)

MOTION TO WITHDRAW SENATE BILL NO. 558 FROM COMMITTEE

In compliance with a notice given on a previous day, Mr. Gannon moved that Senate Bill No. 558 be withdrawn from the Committee on Education, and be placed upon the file.

The roll was called, and the motion carried by the following vote:

AYES—Allen, Berry, Brady, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Crichton, M Philip Davis, Dickey, Doyle, Erwin, Field, Gaffney, Gannon, Grant, Grunsky, Hahn, Hinton, Huyck, James, Johnson, Knight, Loomis, Lowrey, Luckel, Maloney, Niehouse, O'Day, Robertson Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, and Weber—43

NOES—Anderson, Beck, Bennett, Blosser, Brown, George D Collins, Conrad, Lester T Davis, Debs, Clayton A. Dills, Ralph C Dills, Dunn, Elliott, Fletcher, Geddes, Hawkins, Heisinger, Hinckley, Kilpatrick, Lyons, McMillan, Miller, Price, Thomas, and Waters—25.

Senate Bill No 558 ordered to second reading.

MOTION TO WITHDRAW SENATE BILL NO. 1024 FROM COMMITTEE

In compliance with a notice given on a previous day, Mr. Gannon moved that Senate Bill No. 1024 be withdrawn from the Committee on Education, and be placed upon the file.

The roll was called, and the motion carried by the following vote:

AYES—Allen, Berry, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Crichton, M. Philip Davis, Dickey, Dolwig, Doyle, Erwin, Field, Gaffney, Gannon, Grant, Grunsky, Hahn, Hinton, Hollibaugh, Huyck, James, Johnson, Knight,

Loomis, Lowrey, Luckel, Maloney, McCollister, O'Day, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, and Weber—46.

NOES—Anderson, Beck, Bennett, Blosser, Brown, George D. Collins, Lester T. Davis, Debs, Clayton A. Dills, Ralph C. Dills, Dunn, Elliott, Fletcher, Geddes, Hawkins, Heisinger, Hinckley, Kilpatrick, Lyons, McMillan, Miller, Price, and Thomas—23.

Senate Bill No. 1024 ordered to second reading.

MOTION TO WITHDRAW SENATE BILL NO. 1029 FROM COMMITTEE

In compliance with a notice given on a previous day, Mr. Gannon moved that Senate Bill No. 1029 be withdrawn from the Committee on Education, and be placed upon the file.

The roll was called, and the motion carried by the following vote:

AYES—Allen, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Conrad, Crichton, M. Philip Davis, Dickey, Doyle, Erwin, Field, Gaffney, Gannon, Grant, Grunsky, Hahn, Hinton, Hollibaugh, Huyck, James, Johnson, Knight, Loomis, Lowrey, Luckel, Maloney, O'Day, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, and Waters—43.

NOES—Anderson, Bennett, Blosser, George D. Collins, Lester T. Davis, Debs, Ralph C. Dills, Dunn, Elliott, Fletcher, Geddes, Hawkins, Heisinger, Hinckley, Kilpatrick, Lyons, McMillan, Miller, Price, and Thomas—20.

Senate Bill No. 1029 ordered to second reading.

MOTION TO WITHDRAW SENATE BILL NO. 1031 FROM COMMITTEE

In compliance with a notice given on a previous day, Mr. Gannon moved that Senate Bill No. 1031 be withdrawn from the Committee on Education, and be placed upon the file.

The roll was called, and the motion carried by the following vote:

AYES—Allen, Berry, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Crichton, M. Philip Davis, Dickey, Dolwig, Doyle, Erwin, Field, Gaffney, Gannon, Grant, Grunsky, Hahn, Hinton, Hollibaugh, Huyck, James, Johnson, Knight, Loomis, Lowrey, Luckel, Maloney, McCollister, O'Day, Robertson, Sheridan, Sherwin, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, and Weber—47.

NOES—Anderson, Bennett, Blosser, George D. Collins, Lester T. Davis, Debs, Clayton A. Dills, Ralph C. Dills, Dunn, Elliott, Fletcher, Geddes, Hawkins, Heisinger, Hinckley, Kilpatrick, Lyons, McMillan, Miller, Price, and Thomas—21.

Senate Bill No. 1031 ordered to second reading.

Explanation of Votes

I usually vote "No" on motions to withdraw bills from committee, unless the committee has erred.

In the cases of the five Senate bills withdrawn, it appears that each bill had fair hearings; and, therefore, there was no miscarriage of justice by the committee.

S. L. HEISINGER

RECESS

At 1.18 p.m., on motion of Mr. Dickey, the Assembly recessed until 2.45 p.m.

REASSEMBLED

At 2.45 p.m., the Assembly reconvened.

Hon. Sam L. Collins, Speaker of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

RESOLUTIONS

The following resolutions were offered:

By Mr. Dickey:

House Resolution No. 258

WHEREAS, The Members of the Assembly will desire to have shipped to their various places of residence their bill files, books of codes, stationery and other printed matter at the end of the session; therefore, be it

Resolved, That the Sergeant-at-Arms, Wilkie Ogg, be authorized to procure such boxes, packing and other materials as are necessary for the purpose of shipping same, properly packed, to said members, and the State Controller is hereby authorized to draw his warrants on the Contingent Fund of the Assembly in favor of said Wilkie Ogg, in the sum not to exceed two thousand five hundred dollars ($2,500) and the State Treasurer is hereby directed to pay the same; and it is further directed that Wilkie Ogg furnish to the Controller vouchers and receipts for all expenditures made by him.

Request for Unanimous Consent

Mr. Dickey asked for, and was granted, unanimous consent to take up House Resolution No. 258, at this time, without reference to committee or file.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Allen, Anderson, Beck, Brady, Burke, Burns, Clarke, Cooke, Crichton, Lester T. Davis, Dickey, Ralph C. Dills, Dolwig, Doyle, Erwin, Field, Fletcher, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Johnson, Kirkwood, Loomis, Lowrey, Luckel, McCollister, Sherwin, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—41.

NOES—None.

By Mr. Dickey:

House Resolution No. 259

Resolved, That the Controller be and he is hereby authorized and directed to draw his warrants on the Contingent Fund of the Assembly in the sum of one thousand five hundred dollars ($1,500), in favor of Arthur A. Ohnimus, Chief Clerk of the Assembly, and the State Treasurer is hereby directed to pay the same, for postage, telephone service, telegraph service, supplies, traveling expenses, bills from state departments, and performing any duties imposed by the Rules or resolutions of the Assembly, also to pay any bills for incidental expenses of the Assembly heretofore incurred but for which payment has not been provided by other resolutions, and other incidental expenses in connection with completing the work of the Fifty-seventh Session of the Assembly of the State of California.

The Chief Clerk of the Assembly is instructed to file with the Controller receipts covering all expenditures made hereunder.

Request for Unanimous Consent

Mr. Dickey asked for, and was granted, unanimous consent to take up House Resolution No. 259, at this time, without reference to committee or file.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Allen, Anderson, Beck, Brady, Burke, Burns, Clarke, Cooke, Crichton, Lester T. Davis, Dickey, Ralph C. Dills, Dolwig, Doyle, Erwin, Field, Fletcher, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Johnson, Kirkwood, Loomis, Lowrey, Luckel, McCollister, Sherwin, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—41.

NOES—None.

MOTION THAT 2,000 ADDITIONAL COPIES OF REPORT BE PRINTED

Mr. Dolwig moved that 2,000 additional copies of the Report to the Assembly of the Legislature by the Special Investigating Committee, as

printed in the Assembly Daily Journal on Friday, June 13, 1947, on pages 75 to 96, inclusive, be ordered printed, as separate documents, in 10-point type.

Messrs Doyle and Geddes seconded the motion.

Motion carried.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, June 19, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on on this day passed

Assembly Bill No. 2
Assembly Bill No. 261
Assembly Bill No. 474
Assembly Bill No. 475
Assembly Bill No. 561
Assembly Bill No. 661
Assembly Bill No. 889
Assembly Bill No. 1074
Assembly Bill No. 1825
Assembly Bill No. 1826
Assembly Bill No. 2038
Assembly Bill No. 2141
Assembly Bill No. 2328
Assembly Bill No. 2331
Assembly Bill No. 2673
Assembly Bill No. 2691

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bills ordered enrolled.

SENATE CHAMBER, SACRAMENTO, June 19, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate appointed Senators Desmond, McBride, and Crittenden as a Committee on Conference concerning:

Assembly Bill No. 1819—An act to add Chapter 3 to Division 7 of the Vehicle Code, relating to the deposit of security by operators of motor vehicles involved in traffic accidents resulting in the death or personal injury of any person or property damage in excess of one hundred dollars ($100)

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

SENATE CHAMBER, SACRAMENTO, June 19, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to:

Senate Bill No. 36
Senate Bill No. 229
Senate Bill No. 496
Senate Bill No. 865
Senate Bill No. 1001
Senate Bill No. 1055
Senate Bill No. 1116
Senate Bill No. 1123
Senate Bill No. 1244
Senate Bill No. 1405
Senate Bill No. 1474
Senate Bill No. 1488
Senate Bill No. 1551
Senate Bill No. 1554

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

SENATE CHAMBER, SACRAMENTO, June 19, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted the report of the Committee on Conference concerning:

Senate Bill No. 1261—An act to amend Sections 22, 101, 111, 159, and 201 of the Business and Professions Code, relating to the Department of Professional and Vocational Standards.

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

SENATE CHAMBER, SACRAMENTO, June 19, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted the report of the Committee on Conference concerning:

Assembly Bill No. 389—An act to amend Section 4015 of the Penal Code, relating to county officers

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Assembly Bill No. 389 ordered enrolled.

SENATE CHAMBER, SACRAMENTO, June 19, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed, as amended:

Assembly Bill No. 117	Assembly Bill No. 1655
Assembly Bill No. 742	Assembly Bill No. 1985
Assembly Bill No. 762	Assembly Bill No. 2084
Assembly Bill No. 1392	Assembly Bill No. 2496

Assembly Constitutional Amendment No. 14

And respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bills ordered to unfinished business file.

MEMBERS EXCUSED

At 2.55 p.m., Mr. Wollenberg asked for, and was granted, unanimous consent that the members of the Committee on Ways and Means be excused, at this time, for the purpose of holding a meeting.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 1074—An act to add Section 6.11 to the Alcoholic Beverage Control Act, relating to clubs, fraternal organizations, and hall or building associations thereof and providing for the issuance of on-sale licenses carrying distilled spirits privileges to such organizations.

Bill read third time.

Motion to Amend

Mr. Cooke moved the adoption of the following amendment:

Amendment No. 1

On page 1 of the printed bill, as amended in the Assembly on June 18, 1947, at the end of subsection (a) insert "and which has been in active continuous existence for not less than twenty (20) years".

Amendment read, and adopted.

Bill ordered reprinted, and to third reading.

Motion to Place Rush Order on Printing of Senate Bill No. 1074

Mr. Cooke moved that a rush order be placed upon the printing of Senate Bill No. 1074.

Motion carried.

Speaker Pro Tempore Presiding

At 3 p.m., Hon. Thomas A. Maloney, Speaker pro Tempore of the Assembly, presiding.

REPORT OF COMMITTEE ON CONFERENCE

The following report of Committee on Conference was received, and read:

ASSEMBLY CHAMBER, SACRAMENTO, June 19, 1947

MR. SPEAKER: The Committee on Conference concerning:

Assembly Bill No. 1819—An act to add Chapter 3 to Division 7 of the Vehicle Code, relating to the deposit of security by operators of motor vehicles involved in

traffic accidents resulting in the death or personal injury of any person or property damage in excess of $100;

Consisting of the undersigned members, has met, and reports that it has agreed to recommend the following:

That the amendments of the Senate be concurred in, and that the bill be further amended as follows.

Amendment No. 1

On page 6, line 13, of the printed bill, as amended in the Senate on June 14, 1947, strike out "January", and insert "July".

DESMOND	GAFFNEY
CRITTENDEN	GEDDES
McBRIDE	ANDERSON
Senate Committee on Conference	Assembly Committee on Conference

The roll was called, and the report adopted by the following vote:

AYES—Beck, Bennett, Berry, Brady, Brown, Burke, Caldecott, Carey, Conrad, Cooke, Crichton, Lester T Davis, Debs, Clayton A Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Fletcher, Geddes, Grant, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Kirkwood, Knight, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, and Waters—47.

NOES—None.

CONSIDERATION OF DAILY FILE (RESUMED)

UNFINISHED BUSINESS (RESUMED)

CONSIDERATION OF SENATE AMENDMENTS

Assembly Bill No. 1512—An act to amend Sections 209 and 224 of the Labor Code, relating to unpaid wages of striking employees.

The question being: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 1512?

Amendment No. 1

On page 1, line 17, of the printed bill, as amended in the Assembly on May 15, 1947, strike out "activity restrains", and insert "actively prevents".

The roll was called, and the Assembly concurred in Senate amendment to Assembly Bill No. 1512 by the following vote:

AYES—Beck, Bennett, Berry, Brady, Brown, Burke, Caldecott, Carey, Conrad, Cooke, Crichton, Lester T Davis, Debs, Clayton A. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Fletcher, Geddes, Grant, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Kirkwood, Knight, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, and Waters—47.

NOES—None.

Assembly Bill No. 1512 ordered enrolled.

THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 1008—An act to amend Section 25429 of, add Section 25430 to, and amend and renumber Sections 16854 and 26481 of the Government Code, relating to the government of counties

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Beck, Bennett, Berry, Brady, Brown, Burke, Caldecott, Carey, Conrad, Cooke, Crichton, Lester T Davis, Debs, Clayton A Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Fletcher, Geddes, Grant, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Kirkwood, Knight, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, and Waters—47.

NOES—None.

Bill ordered transmitted to the Senate.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, June 19, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 317—An act to amend Section 737x of the Political Code, relating to judges' salaries;

Assembly Bill No. 394—An act to amend Section 6501 of the Business and Professions Code, relating to barbering;

Assembly Bill No. 634—An act to amend Sections 370, 371, 372, and 375 of the Elections Code, relating to the index to affidavits of registration;

And reports that the same have been correctly enrolled, and presented to the Governor on the nineteenth day of June, 1947, at 3 p m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 19, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1781—An act to amend Sections 19601, 19607, and 19617 of, to add Sections 19601.5, 19601.6, and 19618 to, and to repeal Section 19616 of the Education Code, relating to child care centers;

And reports that the same has been correctly enrolled, and presented to the Governor on the nineteenth day of June, 1947, at 3 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 19, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1032—An act to amend Section 28121 of the Government Code, relating to compensation for public services in counties of the twenty-first class;

Assembly Bill No. 1111—An act to add Section 6a to an act entitled "An act authorizing the establishment of municipal courts, prescribing their constitution, regulation, government, procedure and jurisdiction, and providing for the election and appointment of the judges, clerks and other attaches of such courts, their terms of office, qualification and compensation and for the selection of jurors therein," approved May 23, 1925, relating to municipal courts;

Assembly Bill No. 1486—An act to amend Section 4232 of the Political Code and Section 28103 of the Government Code, relating to compensation for public service in counties of the third class;

And reports that the same have been correctly enrolled, and presented to the Governor on the nineteenth day of June, 1947, at 3 p.m.

WEBER, Chairman

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 1544—An act to add Chapter 6, consisting of Section 16545 to Part 1, Division 7 of the Business and Professions Code, relating to workmen's compensation.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Beck, Berry, Brady, Brown, Burke, Caldecott, Carey, Collier, Conrad, Cooke, Crichton, Lester T. Davis, Debs, Clayton A. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Geddes, Grant, Grunsky, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Kirkwood, Loomis, Lowrey, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Sheridan, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, and Waters—48.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 234—An act to add Section 5017 to the Public Resources Code, relating to the transfer to the Division of Beaches and Parks of jurisdiction over land created by artificial and natural accretion to the ocean and bay shores of the Silver Strand State Beach in San Diego County.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Beck, Berry, Brady, Brown, Burke, Caldecott, Carey, Collier, Conrad, Cooke, Crichton, Lester T. Davis, Debs, Clayton A. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Geddes, Grant, Grunsky, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Kirkwood, Loomis, Lowrey, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Sheridan, Sillman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, and Waters—48.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 407—An act to amend Section 1804 of the Education Code, relative to school elections.

Bill read third time.

Motion to Amend

Mr. Brown moved the adoption of the following amendments:

Amendment No. 1

In line 2 of the title of the printed bill, as amended in the Assembly on May 26, 1947, after "duties", insert "of county superintendents of schools and".

Amendment No. 2

On page 1 of said bill, strike out lines 16 and 17, and insert "superintendent of schools of the county in which the district lies, or in".

Amendment No. 3

On page 1, line 23, of said bill, after the period, insert "Each county clerk or registrar of voters shall supply the county superintendent of schools upon request, with a list of voters in such district or in such part of such district as lies within the county of which he is county clerk or registrar of voters."

Amendments read, and adopted.

Bill ordered reprinted, and to third reading.

Senate Bill No. 1249—An act to amend Section 3692 of the Political Code, relating to powers and duties of the State Board of Equalization.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Berry, Brady, Brown, Burke, Caldecott, Carey, Collier, Conrad, Cooke, Crichton, Lester T. Davis, Dolwig, Doyle, Dunn, Elliott, Evans, Field, Geddes, Grant, Grunsky, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, Miller, Niehouse, O'Day, Robertson, Sheridan, Sherwin, Stanley, Stephenson, Thompson, Thorp, Thurman, Waters, and Mr. Speaker—45.

NOES—None.

Bill ordered transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT THAT SENATE BILL NO. 1201 BE WITHDRAWN FROM COMMITTEE ON TRANSPORTATION AND COMMERCE, AND PLACED ON FILE

Mr. Field asked for, and was granted, unanimous consent that Senate Bill No 1201 be withdrawn from the Committee on Transportation and Commerce, and be placed upon the third reading file.

REQUEST FOR UNANIMOUS CONSENT THAT RECORD BE EXPUNGED, AND ACTION RESCINDED ON RECONSIDERATION OF SENATE BILL NO. 1201

Mr. Field asked for, and was granted, unanimous consent that the record be expunged, and the action rescinded on the vote whereby reconsideration was, this day, granted on Senate Bill No. 1201.

Notice of Motion to Reconsider Senate Bill No. 1201 Waived

Messrs. Field and Clarke waived their notice of motion to reconsider the vote whereby Senate Bill No. 1201 was passed.

Senate Bill No. 1201 ordered transmitted to the Senate.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 1593—An act to amend Sections 11003 and 11005 of the Revenue and Taxation Code, relating to motor vehicle license tax.

Bill read third time.

The roll was called, ~~and the bill passed by the following vote:~~

PRINTER'S NOTE—There being no 7-point strikeout type available, the following roll call, which should appear in strikeout type, is indicated by being enclosed within brackets:

[AYES—Allen, Anderson, Beck, Bennett, Berry, Boyd, Brown, Burns, Caldecott, Carey, Clarke, Conrad, Lester T. Davis, Dolwig, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Hahn, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, Miller, Niehouse, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thorp, Thurman, Waters, Weber, and Wollenberg—50.

NOES—George D. Collins—1.]

~~Bill ordered transmitted to the Senate.~~

On this day, the above record was expunged, and the action rescinded, whereby the Assembly passed Senate Bill No. 1593.

UNFINISHED BUSINESS (RESUMED)
CONSIDERATION OF SENATE AMENDMENTS

Assembly Bill No. 1189—An act to amend the title and Section 1 of an act entitled "An act granting certain salt marsh, tide and submerged lands of the State of California to the City of Redwood City, including the management, use and control thereof," approved July 13, 1945, relating to certain lands, salt marsh, tidelands, submerged lands, and swamp and overflowed lands.

The question being: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 1189?

Amendment No. 1

On page 2, line 37, of the printed bill, as amended in the Assembly on May 16, 1947, strike out "58", and insert "5 S.".

The roll was called, and the Assembly concurred in Senate amendment to Assembly Bill No. 1189 by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Boyd, Brown, Burke, Burns, Caldecott, Carey, Clarke, George D. Collins, Conrad, Crowley, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Loomis, Luckel, Lyons, Maloney, McCollister, Niehouse, Price, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—58.

NOES—None.

Assembly Bill No. 1189 ordered enrolled.

Speaker Presiding

At 4.13 p.m., Hon. Sam L. Collins, Speaker of the Assembly, presiding.

CONSIDERATION OF SPECIAL ORDER

The hour having arrived, Senate Bill No. 1493 was taken up.

Senate Bill No. 1493—An act to add Chapter 7, comprising Sections 1115, 1116, 1117, 1118, 1119, and 1120 to Part 3, Division 2 of the Labor Code, relating to jurisdictional strikes.

Bill read third time.

Further Consideration of Proposed Amendments to Senate Bill No. 1493

The question being on the proposed amendments offered by Mr. Miller to Senate Bill No. 1493, as printed in the Assembly Journal on Wednesday, June 18, 1947.

Point of Order

Mr. Hinton arose to the following point of order: That the proposed amendments by Mr. Miller, as previously printed in the Journal, are not germane to the subject, and submitted an opinion relative to the matter from the office of the Legislative Counsel.

By unanimous consent, the opinion was read.

Ruling by Speaker

Speaker Collins ruled the point of order well taken.

Motion to Temporarily Suspend the Rules

Mr. Dunn moved that Rule No. 74 be temporarily suspended for the purpose of considering the proposed amendments offered by Mr. Miller to Senate Bill No. 1493, at this time.

Mr. Rosenthal seconded the motion.

Motion to Table

Mr. M. Philip Davis moved that the motion by Mr. Dunn to suspend Rule No. 74 be laid on the table.

Motion died for lack of a second.

The question being on the motion by Mr. Dunn that Rule No. 74 be suspended.

The roll was called, and the motion for temporary suspension of Rule No. 74 lost by the following vote:

AYES—Anderson, Berry, Brady, George D. Collins, Crowley, Lester T. Davis, Clayton A. Dills, Ralph C. Dills, Dunn, Elliott, Fletcher, Gaffney, Hawkins, Heisinger, Kilpatrick, Loomis, Maloney, Miller, Rosenthal, and Thomas—20.

NOES—Allen, Boyd, Burke, Burns, Butters, Caldecott, Carey, Collier, Conrad, Crichton, M. Philip Davis, Dolwig, Erwin, Field, Gannon, Geddes, Grant, Grunsky, Hahn, Hinckley, Hinton, Huyck, James, Johnson, Kirkwood, Knight, Loomis, Lowrey, Luckel, McCollister, Niehouse, Price, Robertson, Shelrwin, Sillman, Stanley, Stephenson, Thompson, Thurman, and Waters—40.

The question being on the passage of Senate Bill No. 1493.

Demand for Previous Question

Messrs. Cooke, Loomis, Burke, Hahn, and Huyck demanded the previous question.

Demand for previous question sustained.

The question being on the passage of Senate Bill No. 1493.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Beck, Boyd, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, Conrad, Cooke, M. Philip Davis, Dickey, Dolwig, Erwin, Field, Gannon, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck,

James, Johnson, Kirkwood, Knight, Loomis, Lowrey, Luckel, McCollister, Price, Robertson, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—49

Noes—Anderson, Bennett, Berry, Brady, Carey, George D Collins, Crichton, Crowley, Lester T Davis, Clayton A Dills, Ralph C Dills, Doyle, Dunn, Elliott, Evans, Fletcher Gaffney, Hawkins, Kilpatrick, Lyons, Maloney, McMillan, Miller, Niehouse, O'Day, Rosenthal, Sheridan, and Thomas—28.

Bill ordered transmitted to the Senate.

MEMBERS EXCUSED

At 4 40 p m., Mr. McMillan asked for, and was granted, unanimous consent that the members of the Committee on Conservation, Planning, and Public Works be excused, at this time, for the purpose of holding a meeting.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 623—An act to add Article 3 to Chapter 2 of Division 1 of the Education Code, relating to county superintendents of schools and declaring the urgency thereof, to take effect immediately.

Bill read third time

Motion to Amend

Mr Ralph C. Dills moved the adoption of the following amendments:

Amendment No. 1

On page 2 of the printed bill, as amended in the Assembly on June 17, 1947, strike out line 5, and insert "twelve thousand dollars ($12,000)"

Amendment No. 2

On page 3, lines 25 and 26, of the printed bill, as amended, strike out "elementary or secondary", and insert "general".

Amendments read, and adopted

Bill ordered reprinted, and to third reading.

Motion to Place Rush Order on Printing of Senate Bill No. 623

Mr. Ralph C. Dills moved that a rush order be placed on the printing of Senate Bill No. 623.

Motion carried.

CONSIDERATION OF SPECIAL ORDER

The hour having arrived, Senate Bill No. 1492 was taken up.

Senate Bill No. 1492—An act to amend Section 1126 and to add Sections 1127 and 1128, to the Labor Code, relating to collective bargaining agreements and prohibiting attempts to cause or induce violations thereof.

Bill read third time.

Motion to Amend

Mr. George D Collins moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 13, of the printed bill, as amended in the Assembly on June 9, 1947, after "employer", insert "or of any appropriate unit of such employer, whichever the case may be,"

Amendment No. 2

On page 1, line 14, of the printed bill, after "representative", insert "of the employees of the employer or of a unit found appropriate".

Amendments read.

Demand for Previous Question

Messrs Thurman, Gaffney, Kirkwood, Boyd, and Grant demanded the previous question.

Demand for previous question sustained.

The question being on the adoption of the amendments offered by Mr George D. Collins to Senate Bill No 1492.

The roll was called.

Call of the Assembly

Pending the announcement of the vote, Mr. George D. Collins moved a call of the Assembly.

The roll was called, and the motion carried by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Brady, Brown, Burns, Caldecott, Carey, George D Collins, Conrad, Crichton, Crowley, Debs, Dickey, Clayton A Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Fletcher, Gaffney, Geddes, Hahn, Hawkins, Heisinger, Hollibaugh, Huyck, Kilpatrick, Lyons, Maloney, McCollister, Miller, Nichouse, Robertson, Sherwin, Thomas, Thompson, Thurman, and Waters—43

NOES—Burke, Butters, Clarke, Collier, Cooke, Erwin, Field, Gannon, Hinckley, James, Johnson, Knight, Loomis, Silliman, Stephenson, Stewart, and Thorp—17.

Time, 4 55 p m.

The Speaker directed the Sergeant-at-Arms to close the doors, and to bring in the following absent members:

Beck, Brown, Cramer, Hollibaugh, Lowrey, Nichouse, O'Day, Sheridan, Stanley, Weber, and Wollenberg—11.

Further Proceedings Under Call of the Assembly Dispensed With on Amendments to Senate Bill No. 1492

At 5 02 p m., on motion of Mr. George D. Collins, further proceedings under the call of the Assembly were dispensed with.

The names of the absentees were called, and the amendments offered by Mr George D. Collins to Senate Bill No. 1492 refused adoption by the following vote:

AYES—Allen, Anderson, Bennett, Berry, Brady, Burns, Carey, George D Collins, Cooke, Crowley, Lester T Davis, Debs, Clayton A Dills, Ralph C Dills, Doyle, Dunn, Elliott, Evans, Fletcher, Gaffney, Geddes, Hahn, Hawkins, Heisinger, Kilpatrick, Lowrey, Lyons, Maloney, McMillan, Miller, Price, Rosenthal, and Thomas—33

NOES—Blosser, Boyd, Burke, Butters, Caldecott, Clarke, Collier, Conrad, Crichton, M Philip Davis Dickey, Dolwig Erwin, Field, Gannon, Grant, Grunsky, Hinckley, Hinton, Huyck, James, Johnson, Kirkwood, Knight, Loomis, Luckel, McCollister, Robertson, Sherwin, Silliman Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—39

The question being on passage of Senate Bill No. 1492

Demand for Previous Question

Messrs Conrad, Lowrey, Thurman, Silliman, and Burke demanded the previous question.

Demand for previous question sustained.

The question being on the passage of Senate Bill No. 1492

The roll was called, and the bill refused passage by the following vote:

AYES—Blosser, Boyd, Burke, Butters, Clarke, Collier, Conrad, M Philip Davis, Erwin, Gannon, Grant, Grunsky, Hinckley, Hinton, Hollibaugh Huyck, Johnson, Kirkwood, Knight, Loomis, Luckel, Sherwin, Stanley, Stewart, Thorp, Waters, and Mr. Speaker—27.

NOES—Anderson, Beck, Bennett, Berry, Brady, Brown, Burns, Caldecott, Carey, George D Collins, Cooke, Crichton, Lester T Davis, Debs, Dickey, Clayton A Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Fletcher, Gaffney, Geddes, Hahn,

Hawkins, Heisinger, James, Kilpatrick, Lowrey, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Silliman, Stephenson, Thomas, Thompson, Thurman, Weber, and Wollenberg—49.

RECESS

At 5.15 p.m., on motion of Mr. Ralph C. Dills, the Assembly recessed until 8.10 p.m.

REASSEMBLED

At 8.10 p.m., the Assembly reconvened.

Hon. Sam L. Collins, Speaker of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, June 19, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed, as amended:

Assembly Bill No. 530
Assembly Bill No. 2186

And respectfully requests your honorable body to concur in said amendments.

J. A BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bills ordered to unfinished business file.

SENATE CHAMBER, SACRAMENTO, June 19, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed:

Assembly Bill No. 1186
Assembly Bill No. 1441
Assembly Bill No. 1660
Assembly Bill No. 1900
Assembly Bill No. 2003
Assembly Bill No. 2330
Assembly Bill No. 2559

J. A BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bills ordered enrolled.

REPORTS OF STANDING COMMITTEES

Committee on Conservation, Planning, and Public Works

ASSEMBLY CHAMBER, SACRAMENTO, June 19, 1947

MR. SPEAKER: Your Committee on Conservation, Planning, and Public Works, to which was referred:

Senate Bill No. 337

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

McMILLAN, Chairman

Above reported bill ordered to second reading.

SECOND READING OF SENATE BILLS (BY UNANIMOUS CONSENT)

Senate Bill No. 337—An act to amend Sections 11401, 11405, and 11500 of, and to add Sections 11401.1 and 11401.2 to the Water Code, relating to the Central Valley Project, the membership of the Water Project Authority of the State of California, the qualifications, compensation, and term of office of the members of said authority, and the powers of said authority.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Conservation, Planning, and Public Works:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in the Senate on May 23, 1947, after "11405," insert "11418.".

Amendment No. 2

On page 2 of said bill, after line 37, insert

"SEC. 6. Section 11418 of said code is amended to read:

11418. A majority of the members of the authority may act for the authority, *but no such act shall be effective unless concurred in, or affirmed, by a majority of the ex officio members of the authority.*"

Amendments read, and adopted.

Bill ordered reprinted, and to third reading.

REPORTS OF STANDING COMMITTEES

Committee on Ways and Means

ASSEMBLY CHAMBER, SACRAMENTO, June 19, 1947

MR. SPEAKER: Your Committee on Ways and Means, to which were referred:

Senate Bill No. 133
Senate Bill No. 264
Senate Bill No. 657
Senate Bill No. 1480
Senate Bill No. 1592

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

WOLLENBERG, Chairman

Above reported bills ordered to second reading.

SECOND READING OF SENATE BILLS (BY UNANIMOUS CONSENT)

Senate Bill No. 133—An act to add Chapter 11, comprising Sections 9801 to 9809, inclusive, to Division 4, and Sections 5153.5, 6933, 7042, 7102.1, 7104, 7105, 12143, and 12144 to the Education Code, relating to the education of mentally retarded minors as defined herein.

Bill read second time, and ordered to third reading.

Senate Bill No. 264—An act to amend Sections 20013, 20014, 20600, 20604, 20950, 21020.5, 21208, 21257.1, 21292, 21295, and 21363 of, and to add Sections 20017.6, 20602.7, 20602.8, 20603.2, 20750.3, 20803.6, 20980.6, 21252.3, and 21256.2 to, the Government Code, relating to the State Employees Retirement System, in respect to the fire suppression personnel of the Division of Forestry, Department of Natural Resources.

Bill read second time, and ordered to third reading.

Senate Bill No. 657—An act to make an appropriation for a poultry disease diagnostic station in Stanislaus County.

Bill read second time, and ordered to third reading.

Senate Bill No. 1480—An act to add Section 12154 to the Government Code, relating to the Secretary of State, and making an appropriation.

Bill read second time, and ordered to third reading.

Senate Bill No. 1592—An act authorizing any municipality to bring an action to quiet title against the State of California.

Bill read second time, and ordered to third reading.

REPORTS OF STANDING COMMITTEES

Committee on Ways and Means

ASSEMBLY CHAMBER, SACRAMENTO, June 19, 1947

MR. SPEAKER Your Committee on Ways and Means, to which were referred:

Senate Bill No. 581
Senate Bill No. 889
Senate Bill No. 903

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended

WOLLENBERG, Chairman

Above reported bills ordered to second reading.

SECOND READING OF SENATE BILLS (BY UNANIMOUS CONSENT)

Senate Bill No. 581—An act making an appropriation to the Water Resources Board for the investigation of the water resources of the Santa Ana River Stream System.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Ways and Means:

Amendment No. 1

On page 1, line 5, of the printed bill, as amended in the Senate on April 29, 1947, after "expended", insert "during the 1947-1948 Fiscal Year".

Amendment read, and adopted

Bill ordered reprinted, and to third reading.

Senate Bill No. 889—An act making an appropriation to the Department of Finance for the acquisition of real property.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Ways and Means:

Amendment No. 1

On page 1, lines 8 and 9, of the printed bill, as amended in the Senate on June 11, 1947, strike out ", including a site in Paso Robles,".

Amendment read, and adopted.

Bill ordered reprinted, and to third reading.

Senate Bill No. 903—An act making an appropriation to the Department of Finance for the acquisition of historical paintings relative to the missions in early California history.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Ways and Means:

Amendment No. 1

On page 1 of the printed bill, as amended in the Senate on June 9, 1947, strike out lines 13 to 16, inclusive

Amendment read, and adopted.

Bill ordered reprinted, and to third reading.

RESOLUTIONS

The following resolution was offered:

By Messrs. Rosenthal, Huyck, and Caldecott:

House Resolution No. 260

Relative to the creation of the Assembly Interim Committee on Fire Hazards and Prevention

WHEREAS, There have been in recent months in various parts of the Nation disastrous fires in hotels and other buildings, causing the loss of a great many lives and destruction of property; and

WHEREAS, There have also been several tremendous explosions during said time, one of which occurred in our own State, apparently the result of lack of adequate fire prevention methods, also causing great loss of life and destruction of property, and

WHEREAS, It is necessary that the facts be ascertained concerning the origins and causes of fires and explosions in hotels, apartment houses, manufacturing plants and other buildings, and that modern fire prevention methods be studied and investigated; and

WHEREAS, It is desirable that the facts with respect to said matters be obtained by a committee of the Legislature, in order that they may be used as a basis for future legislation; now, therefore, be it

Resolved by the Assembly of the State of California, As follows:

1. The Assembly Interim Committee on Fire Hazards and Prevention is hereby created and authorized and directed to ascertain, study and analyze all facts relating to the subject of this resolution as expressed in the recitals hereto, including but not limited to facts covering the origins, causes and methods of prevention of fires and explosions in hotels, apartment houses, manufacturing plants, and other buildings establishments and facilities; and any proposed plans, methods or systems for fireproofing buildings, plants and property and combating or preventing the spread of fires, including but not limited to the operation, effect, administration, enforcement and needed revision of any and all laws in any way bearing upon or relating to the subject of this resolution, and to report thereon to the Assembly, including in the reports its recommendations for appropriate legislation

2. The committee shall consist of three Members of the Assembly appointed by the Speaker thereof. The chairman shall be appointed by the Speaker. Vacancies occurring or existing in the membership of the committee shall be filled by the appointing power.

3. The committee is authorized to act during this session of the Legislature including any recess, and after final adjournment until the commencement of the 1949 Regular Session, with authority to file its final report not later than the fifteenth legislative day of that session

4. The committee and its members shall have and exercise all of the rights, duties and powers conferred upon investigating committees and their members by the provisions of the Joint Rules of the Senate and Assembly and of the Standing Rules of the Assembly as they are adopted and amended from time to time, which provisions are incorporated herein and made applicable to this committee and its members.

5. The committee has the following additional powers and duties.

(a) To select a vice chairman from its membership

(b) To contract with such other agencies, public or private, as it deems necessary for the rendition and affording of such services, facilities, studies and reports to the committee as will best assist it to carry out the purposes for which it is created

(c) To cooperate with and secure the cooperation of county, city, city and county, and other local law enforcement agencies in investigating any matter within the scope of this resolution and to direct the sheriff of any county to serve subpenas, orders and other process issued by the committee.

(d) To report its findings and recommendations to the Legislature and to the people from time to time and at any time, not later than herein provided.

(e) To do any and all other things necessary or convenient to enable it fully and adequately to exercise its powers, perform its duties, and accomplish the objects and purposes of this resolution.

6. The sum of seven thousand five hundred dollars ($7,500) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Assembly for the expenses of the committee and its members and for any charges, expenses or claims it may incur under this resolution, to be paid from the said contingent fund and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read, and referred to Committee on Rules.

REQUEST FOR UNANIMOUS CONSENT THAT THE RECORD BE EXPUNGED, AND ACTION RESCINDED ON SENATE BILL NO. 1593

Mr. Butters asked for, and was granted, unanimous consent that the record be expunged, and the action rescinded on the vote whereby Senate Bill No. 1593 was this day passed.

Senate Bill No. 1593 ordered to third reading.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 476—An act to amend Section 16723 of the Business and Professions Code, relating to the preservation and regulation of competition.

Bill read third time.

The roll was called.

Call of the Assembly

Pending the announcement of the vote, Mr. Robertson moved a call of the Assembly.

Motion carried. Time, 8.38 p.m.

The Speaker directed the Sergeant-at-Arms to close the doors, and to bring in the following absent members:

Allen, Bennett, Berry, Boyd, Burns, Caldecott, Collier, Cramer, Crichton, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Fletcher, Grunsky, Hawkins, Hollibaugh, Kilpatrick, Kirkwood, Knight, Lyons, Maloney, McCollister, McMillan, Nicholson, O'Day, Stephenson, Thomas, Thompson, and Wollenberg—35.

PROCEEDINGS UNDER CALL OF THE ASSEMBLY BY UNANIMOUS CONSENT
TEMPORARY SUSPENSION OF ASSEMBLY RULE NO. 85

Mr. Ralph C. Dills asked for, and was granted, unanimous consent that Assembly Rule No. 85 be temporarily suspended for the purpose of placing a call of the Assembly on any matter on file.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 764—An act to amend Sections 13674, 14304, 14375, 14379, 14383, 14441, 14445, 14474, 14476, 14524, 14606, 14611, 14612, 14640, 14680, 14681 of the Education Code, to add Sections 14376.1, 14376.2, 14376.3, 14376.4, 14449.2, 14669, and 14683 to said code, all relating to the State Teachers' Retirement System, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Carey, Clarke, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, Dickey, Ralph C. Dills, Dolwig, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Hahn, Hawkins, Heisinger, Hinton, Huyck, James, Johnson, Kilpatrick, Loomis, Lowrey, Luckel, Lyons, McCollister, Miller, Nicholson, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—59.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Carey, Clarke, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, Dickey, Ralph C. Dills, Dolwig, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Hahn, Hawkins, Heisinger, Hinton, Huyck, James, Johnson, Kilpatrick, Loomis, Lowrey, Luckel, Lyons, McCollister, Miller, Niehouse, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—59.

NOES—None.

Bill ordered transmitted to the Senate.

UNFINISHED BUSINESS (RESUMED)
CONSIDERATION OF SENATE AMENDMENTS

Assembly Bill No. 1714—An act to amend Section 737h of the Political Code, relating to salaries of judges of the superior court.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 1714?

Amendment No. 1

On page 1, line 5, of the printed bill, as amended in the Assembly on May 8, 1947, after "thousand", insert "seven hundred fifty".

Amendment No. 2

On page 1, line 5, of said bill, strike out "7,000", and insert "7,750".

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 1714 by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, Debs, Dolwig, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Huyck, James, Johnson, Kilpatrick, Loomis, Lowrey, Luckel, Lyons, McMillan, Miller, Niehouse, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—61.

NOES—None.

Assembly Bill No. 1714 ordered enrolled.

FURTHER CONSIDERATION OF SENATE BILL NO. 1593

Senate Bill No. 1593—An act to amend Sections 11003 and 11005 of the Revenue and Taxation Code, relating to motor vehicle license tax.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, Debs, Dolwig, Dunn, Erwin, Evans, Field, Gaffney, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Huyck, James, Johnson, Kilpatrick, Loomis, Lowrey, Luckel, Lyons, McCollister, McMillan, Miller, Niehouse, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thompson, Thorp, Thurman, Waters, and Weber—56.

NOES—George D. Collins—1.

Bill ordered transmitted to the Senate.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 1221—An act establishing a four-year state institution of higher education in the City of Sacramento, County of Sacramento.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Blosser, Boyd, Brady, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Erwin, Evans, Field, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kilpatrick, Loomis, Lowrey, Luckel, Lyons, McCollister, McMillan, Niehouse, Price, Rosenthal, Sherwin, Silliman, Stanley, Stewart, Thompson, Thorp, Thurman, and Weber—58

NOES—Mr. Speaker—1.

Bill ordered transmitted to the Senate.

Senate Bill No. 701—An act to amend Sections 20602.5, 20602.6, and 21256.1 of, to repeal Section 20602.9 of, and to add Sections 20750.2 and 21252.2 to, the Government Code, relating to the State Employees' Retirement System, providing for the rights, pensions and contributions of warden members and former warden members in respect to said system, changing the rate of state contribution thereto in respect to said members, and providing for the refund or other disposition of certain optional contributions by warden members to said system.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dolwig, Erwin, Evans, Field, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, James, Johnson, Kilpatrick, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—60.

NOES—None.

Bill ordered transmitted to the Senate.

UNFINISHED BUSINESS (RESUMED)

CONSIDERATION OF SENATE AMENDMENTS

Assembly Bill No. 2603—An act to amend Section 13115 of the Health and Safety Code, relating to fireproofing of tents and awnings used to temporarily house public gatherings, declaring the urgency thereof, to take effect immediately.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 2603?

Amendment No. 1

On page 1, line 18, of the printed bill, as amended May 16, 1947, strike out "theater,".

Amendment No. 2

On page 2, line 1, of the printed bill, after "other", insert "similar".

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 2603 by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Carey, Clarke, Collier, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Erwin, Evans, Field, Fletcher, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kilpatrick, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, Miller, Niehouse, Price, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—62.

NOES—Gaffney—1.

Assembly Bill No. 2603 ordered enrolled.

THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 1189—An act to amend Section 142 of the Vehicle Code, relating to registration of vehicles.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Bennett, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Carey, Clarke, Collier, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Clayton A. Dills, Ralph C. Dills, Dolwig, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kilpatrick, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, Miller, Niehouse, Price, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—60.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Constitutional Amendment No. 22—Proposed amendment to Article XXIV, Section 4 of the Constitution, relative to exemption from state civil service.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Allen, Anderson, Bennett, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—67.

NOES—None.

Resolution ordered transmitted to the Senate.

Senate Constitutional Amendment No. 22

A resolution to propose to the people of the State of California an amendment to the Constitution of said State, by amending Section 4 of Article XXIV thereof, relating to exemptions from state civil service

Resolved by the Senate, the Assembly concurring, That the Legislature of the State of California, at its Fifty-seventh Regular Session commencing on the sixth day of January, 1947, two-thirds of the members elected to each of the two houses voting in favor thereof, hereby proposes that Section 4 of Article XXIV of the Constitution of the State be amended to read as follows

SEC. 4. (a) The provisions hereof shall apply to, and the term "state civil service" shall include, every officer and employee of this State except:

(1) State officers elected by the people

(2) State officers directly appointed by the Governor with or without the consent or confirmation of the Senate and the employees of the Governor's office.

(3) State officers and employees directly appointed or employed by the Attorney General or the Judicial Council; or by any court of record in this State or any justice, judge or clerk thereof

(4) State officers and employees directly appointed or employed by the Legislature or either house thereof.

(5) One person holding a confidential position to any officer mentioned in paragraphs (1), (2) or (4) hereof except that there shall be but one such position to any board or commission composed in whole or in part of officers mentioned in said paragraphs, each such person to be selected by the officer, board or commission to be served

(6) One deputy for the Legislative Counsel and for each state officer elected by the people, each such deputy to be selected by the officer to be served

(7) Persons employed by the University of California.

(8) Persons employed by any state normal school or teachers college.

(9) The teaching staff of all schools under the direction or jurisdiction of the Superintendent of Public Instruction, the Department of Education or the director thereof or the State Board of Education who otherwise would be members of the state civil service.

(10) Employees of the Federal Government, or persons whose selection is subject to rules or requirements of the Federal Government, engaged in work done by cooperation between the State and Federal Government or engaged in work financed in whole or in part with federal funds.

(11) Persons appointed or employed by or under the State Board of Prison Directors or any warden of a state prison.

(12) The officers and employees of the Railroad Commission.

(13) Member help in the Veterans' Home of California and inmate help in all state charitable or correctional institutions.

(14) The members of the militia of the State while engaged in military service.

(15) Officers and employees of district agricultural associations employed less than six months in any one calendar year.

(16) Stewards, judges and veterinarians of the California Horse Racing Board who are not employed on a full time basis.

(17) Hide and brand inspectors employed by the Department of Agriculture.

(18) Employees, not exceeding four in number, of the State Board of Equalization.

(b) The Legislature may provide that the provisions of this article shall apply to, and the term "state civil service" shall include, any person or group of persons hereinbefore excepted other than those mentioned in paragraphs (1), (2), (7) or (14) of subdivision (a) of this section. Hereafter, no exception shall be revived with respect to any person or group of persons heretofore or hereafter included in the state civil service under this subdivision.

(c) Whenever the appointment or employment of new or additional officers or employees of this State is hereafter authorized by law, such officers or employees shall be subject to the provisions hereof and included within the state civil service unless of a class excepted herein

Senate Bill No. 1576—An act to amend Section 12902 of the Insurance Code, relating to the salary of the Insurance Commissioner.

Bill read third time.

Motion to Amend

Mr. Waters moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 4, of the printed bill, as amended in the Senate on June 3, 1947, strike out "fifteen thousand dollars ($15,000)", and insert "twelve thousand five hundred dollars ($12,500)".

Amendment read, and adopted.

Bill ordered reprinted, and to third reading.

Motion to Place Rush Order on Printing of Senate Bill No. 1576

Mr. Waters moved that a rush order be placed upon the printing of Senate Bill No. 1576.

Motion carried.

Senate Bill No. 330—An act to add Section 23197.1 to the Water Code, relating to cooperation and contracts between irrigation districts and the United States, the provisions that may be included in such contracts, and the distribution and apportionment of water.

Bill read third time.

APPOINTMENT OF SELECT COMMITTEE

Speaker Collins announced the appointment of Messrs. Cooke, Gaffney, and Wollenberg as a Select Committee to escort Colonel James Roosevelt, chairman of the Democratic State Central Committee, to the rostrum.

RECESS

At 10 p.m., on motion of Mr. Dunn, the Assembly recessed until 10.01 p.m., to hear remarks from Colonel James Roosevelt, chairman of the Democratic State Central Committee.

REASSEMBLED

At 10.01 p.m., the Assembly reconvened.

Hon. Sam L. Collins, Speaker of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

FURTHER CONSIDERATION OF SENATE BILL NO. 330

Senate Bill No. 330—An act to add Section 23197.1 to the Water Code, relating to cooperation and contracts between irrigation districts and the United States, the provisions that may be included in such contracts, and the distribution and apportionment of water.

The question being on the passage of Senate Bill No. 330.

Demand for Previous Question

Messrs. Thurman, Grunsky, Silliman, Doyle and Burke demanded the previous question.

Demand for previous question sustained.

The question being on the passage of Senate Bill No. 330.

The roll was called, and the bill refused passage by the following vote:

AYES—Allen, Blosser, Boyd, Butters, Clarke, Dolwig, Erwin, Evans, Field, Grant, Grunsky, Hinckley, Hinton, Hollibaugh, Johnson, Loomis, Luckel, Niehouse, Price, Sherwin, Silliman, Stanley, Thompson, Thorp, Weber, and Mr. Speaker—26.

NOES—Anderson, Beck, Bennett, Berry, Brady, Brown, Burke, Burns, Caldecott, Carey, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Fletcher, Gaffney, Gannon, Geddes, Hahn, Heisinger, Huyck, James, Kilpatrick, Kirkwood, Lowrey, Lyons, Maloney, McCollister, McMillan, Miller, O'Day, Robertson, Rosenthal, Sheridan, Stephenson, Thomas, Thurman, Waters, and Wollenberg—48.

FURTHER PROCEEDINGS UNDER CALL OF THE ASSEMBLY DISPENSED WITH ON SENATE BILL NO. 476

At 10.25 p.m., on motion of Mr. Robertson, further proceedings under the call of the Assembly were dispensed with.

The names of the absentees were called, and Senate Bill No. 476 passed by the following vote:

AYES—Allen, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Collier, Conrad, Crichton, M. Philip Davis, Debs, Dolwig, Doyle, Erwin, Evans, Field, Gannon, Geddes, Grant, Grunsky, Hahn, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Loomis, McCollister, Niehouse, Price, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thurman, Waters, Weber, and Mr. Speaker—48

NOES—Anderson, Beck, Bennett, Berry, Clarke, George D. Collins, Cooke, Crowley, Lester T. Davis, Ralph C. Dills, Dunn, Fletcher, Gaffney, Hawkins, Heisinger, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, O'Day, Rosenthal, Thomas, and Thorp—25

Bill ordered transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT TO REFER TO MOTIONS AND RESOLUTIONS, OUT OF ORDER

Mr. Gannon asked for unanimous consent that he be permitted to refer to motions and resolutions, out of order.

Messrs. Dunn and Ralph C. Dills withheld unanimous consent.

Motion to Temporarily Suspend the Rules

Mr. Gannon moved that the Rules be temporarily suspended for the purpose of considering a motion to have bills read the second time, at this time.

Mr. Thurman seconded the motion.

The roll was called, and the Rules temporarily suspended by the following vote:

AYES—Brady, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Crichton, M. Philip Davis, Dolwig, Doyle, Erwin, Field, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Loomis, Maloney, McCollister, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, and Wollenberg—41.

NOES—Bennett, Berry, Blosser, George D. Collins, Lester T. Davis, Debs, Ralph C. Dills, Dunn, Geddes, Hawkins, Heisinger, Lowrey, McMillan, Niehouse, and Rosenthal—15

Motion That Senate Bills Nos. 79, 558, 1024, 1029, and 1031 Be Read the Second Time

Mr. Gannon moved that Senate Bills Nos. 97, 558, 1024, 1029, and 1031 be read the second time, at this time.

Mr. Thurman seconded the motion.

The roll was called, and the motion carried by the following vote:

AYES—Brady, Brown, Caldecott, Carey, Clarke, Collier, Conrad, Crichton, M. Philip Davis, Dolwig, Doyle, Erwin, Evans, Field, Gannon, Grant, Grunsky, Hahn, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Lowrey, Luckel, Lyons, Maloney, McCollister, O'Day, Price, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, and Wollenberg—44.

NOES—Bennett, Berry, Blosser, George D. Collins, Lester T. Davis, Debs, Ralph C. Dills, Dunn, Geddes, Hawkins, Heisinger, McMillan, Miller, Rosenthal, and Thomas—15

SECOND READING OF SENATE BILLS

Senate Bill No. 97—An act to add Section 13521.5 to the Education Code, relating to dismissal of teachers.

Bill read second time, and ordered to third reading.

Senate Bill No. 558—An act to amend Section 10603 of the Education Code, relating to the course of study in junior colleges.

Bill read second time, and ordered to third reading.

Senate Bill No. 1024—An act to add Section 10052.1 to the Education Code, relating to mandatory instruction in American principles as prerequisite to problem study in specified subjects.

Bill read second time, and ordered to third reading.

Senate Bill No. 1029—An act to add Section 13230.1 to the Education Code, relating to mandatory instruction in fundamentals.

Bill read second time, and ordered to third reading.

Senate Bill No. 1031—An act to amend Section 11291 of the Education Code, relating to elementary school textbooks.

Bill read second time, and ordered to third reading.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, June 19, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to:

Senate Bill No. 12
Senate Bill No. 441
Senate Bill No. 368

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

SENATE CHAMBER, SACRAMENTO, June 19, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted the report of the Committee on Conference concerning:

Assembly Bill No. 1819—An act to add Chapter 3 to Division 7 of the Vehicle Code, relating to the deposit of security by operators of motor vehicles involved in traffic accidents resulting in the death or personal injury of any person or property damage in excess of one hundred dollars ($100).

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Assembly Bill No. 1819 ordered enrolled.

SENATE CHAMBER, SACRAMENTO, June 18, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed, as amended:

Assembly Bill No. 2604
Assembly Bill No. 2605
Assembly Bill No. 2606

And respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bills ordered to unfinished business file.

SENATE CHAMBER, SACRAMENTO, June 19, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed:

Assembly Bill No. 1710
Assembly Bill No. 1786
Assembly Bill No. 2139
Assembly Bill No. 2248
Assembly Bill No. 2365
Assembly Bill No. 2694

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bills ordered enrolled.

SENATE CHAMBER, SACRAMENTO, June 19, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted:

Assembly Concurrent Resolution No. 91
Assembly Constitutional Amendment No. 18

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above resolutions ordered enrolled.

SENATE CHAMBER, SACRAMENTO, June 19, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted the report of the Committee on Conference concerning:

Senate Bill No. 315—An act to amend the heading of Chapter 1 of Division 4 and Sections 3300 and 3301 of the Health and Safety Code, to amend and renumber Section 3300a thereof to be Section 3300.5, to repeal Sections 3100 and 3101 and Chapter 3 of Division 4 thereof, comprising Sections 3325 and 3326, to add Sections 3301.5 and 3301.6 thereto, and to amend and renumber the heading of Chapter 4 of Division 4 thereof to be Chapter 3 thereof, relating to state grants-in-aid to counties, cities and counties, and cities for the treatment and care of persons suffering from tuberculosis, and declaring the urgency thereof, to take effect immediately.

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

SENATE CHAMBER, SACRAMENTO, June 19, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed, as amended:

Assembly Bill No. 586	Assembly Bill No. 2172
Assembly Bill No. 1112	Assembly Bill No. 2235
Assembly Bill No. 1320	Assembly Bill No. 2653

And respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bills ordered to unfinished business file.

RESOLUTIONS

The following resolution was offered:

By Mr. Maloney:

House Resolution No. 261

Resolved, That Justin G. Child, Chief of the Bureau of Buildings and Grounds, be and he is hereby directed to leave the Assembly Chamber and all of the committee rooms and other rooms used by the Assemblymen and officers of the Assembly in such condition that they will be available for use of the Assembly at any time; and it is further directed that no persons other than the members, officers and attaches of the Assembly be permitted to occupy or use the offices, committee rooms and other rooms now occupied by the Assembly without permission as hereinafter provided, and that the desks, furniture, and other equipment of the Assembly be at the disposal of the Chief Clerk of the Assembly pursuant to adjournment of this session until the Assembly shall reconvene, and that no person except Members of the Assembly be permitted to occupy any of the Assembly's offices or make use of the Assembly equipment without permission of the Chief Clerk, approved by the Speaker or Chairman of the Committee on Rules; and, be it further

Resolved, That any request for use of the chamber or committee rooms shall be made to the Chief Clerk at least 10 days prior to the requested date for the use of the Assembly Chamber or committee rooms.

Request for Unanimous Consent

Mr. Field asked for, and was granted, unanimous consent to take up House Resolution No. 261, at this time, without reference to committee or file.

Resolution read, and adopted.

REPORTS OF STANDING COMMITTEES

Committee on Judiciary

ASSEMBLY CHAMBER, SACRAMENTO, June 19, 1947

MR. SPEAKER: Your Committee on Judiciary, to which was referred:

Senate Bill No. 459

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

BROWN, Chairman

Above reported bill ordered to second reading.

SECOND READING OF SENATE BILLS (BY UNANIMOUS CONSENT)

Senate Bill No. 459—An act to amend Section 737t of the Political Code, relating to salaries of judges.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Judiciary:

Amendment No. 1

On page 1, line 5, of the printed bill, strike out "eight thousand dollars ($8,000)", and insert "eight thousand seven hundred fifty dollars ($8,750)".

Amendment read, and adopted.

Bill ordered reprinted, and to third reading.

REPORTS OF STANDING COMMITTEES

Committee on Judiciary

ASSEMBLY CHAMBER, SACRAMENTO, June 19, 1947

MR. SPEAKER: Your Committee on Judiciary, to which were referred:

Senate Bill No. 1516
Senate Bill No. 393

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

BROWN, Chairman

Above reported bills ordered to second reading.

SECOND READING OF SENATE BILLS (BY UNANIMOUS CONSENT)

Senate Bill No. 1516—An act to amend Section 7371 of the Political Code, relating to superior judges' salaries.

Bill read second time, and ordered to third reading.

Senate Bill No. 393—An act to amend Section 737z of the Political Code, relating to salaries of judges of the superior court.

Bill read second time, and ordered to third reading.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 109—An act to add Article 19 to the Community Redevelopment Act, providing for a State Redevelopment Agency, prescribing its powers and duties, providing for the study of the matters of housing and community redevelopment, the collection and correlation of information relating thereto, for assisting, advising, stimulating and encouraging local authorities and agencies in connection with community redevelopment and housing, and making an appropriation.

Bill read third time.

Motion to Amend

Mr. Stewart moved the adoption of the following amendments:

Amendment No. 1

In line 4 of the title of the printed bill, as amended in the Assembly on June 18, 1947, strike out "matters of housing and", and insert "matter of".

Amendment No. 2

In line 8 of the title of said bill, strike out "and housing".

Amendment No. 3

On page 2, line 11, of said bill, strike out "housing", and insert "community redevelopment".

Amendment No. 4

On page 2, line 14, of said bill, strike out "housing", and insert "community redevelopment".

Amendment No. 5

On page 2, line 15, of said bill, strike out "housing".

Amendment No. 6

On page 2, line 20, of said bill, strike out "housing production", and insert "construction".

Amendment No. 7

On page 2, lines 23 and 24, of said bill, strike out "and others of moderate or low incomes".

Amendment No. 8

On page 2, line 30, of said bill, strike out "normal", and insert "private".

Amendment No. 9

On page 2, line 35, of said bill, before "financing", insert "private".

Amendment No. 10

On page 3 of said bill, strike out line 3, and insert

"SEC. 4. The sections added to the Community Redevelopment Act by this act, and this act, shall remain in effect until the ninety-".

Amendments read, and adopted.

Bill ordered reprinted, and to third reading.

Motion to Place Rush Order on Printing of Senate Bill No. 109

Mr. Stewart moved that a rush order be placed on the printing of Senate Bill No. 109.

Motion carried.

Speaker Pro Tempore Presiding

At 10.55 p.m., Hon. Thomas A. Maloney, Speaker pro Tempore of the Assembly, presiding.

UNFINISHED BUSINESS (RESUMED)

MOTION TO RECONSIDER SENATE BILL NO. 1217

In compliance with a notice given on a previous day, Mr. Geddes moved that the vote whereby Senate Bill No. 1217 was passed be reconsidered

Demand for Previous Question

Messrs. Conrad, Luckel, Clayton A. Dills, Hahn and Caldecott demanded the previous question.

Demand for previous question sustained.

The question being on the motion by Mr. Geddes to reconsider the vote whereby Senate Bill No. 1217 was passed.

The roll was called, and Senate Bill No. 1217 refused reconsideration by the following vote:

AYES—Anderson, Beck, Butters, Collier, George D. Collins, M. Philip Davis, Hahn, Heisinger, Hinckley, Hinton, Kilpatrick, Luckel, and Sherwin—13.

NOES—Allen, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Caldecott, Carey, Clarke, Conrad, Crichton, Lester T. Davis, Debs, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hawkins, Hollibaugh, James, Johnson, Kirkwood, Lyons, Maloney, McMillan, Miller, Nicholson, O'Day, Price, Sheridan, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—52

Senate Bill No. 1217 ordered transmitted to the Senate.

RESOLUTIONS

The following resolutions were offered:

By Mr. Maloney:

House Resolution No. 262

Relating to preprinting the proposed codes

WHEREAS, Upon the adjournment of this current session of the Legislature, the California Code Commission will continue its work of codifying the general statutory laws of this State; and

WHEREAS, It is the practice of the Code Commission to prepare preliminary drafts of proposed codes in mimeographed form for distribution to interested persons and groups for study and criticism prior to submission to the Legislature, but distribution by such means is necessarily limited; and

WHEREAS, If such proposed codes were printed they could be more widely circulated among interested persons and groups, thus enabling them to receive the careful scrutiny to which proposed legislation of such importance is entitled; now, therefore, be it

Resolved by the Assembly of the State of California, That the California Code Commission is hereby directed to prepare for printing as soon as practical after the adjournment of the 1947 Regular Session of the Legislature, such codes or portions thereof as it proposes to submit to the Legislature for consideration, and immediately upon such printing to distribute the same to all interested persons and groups; and be it further

Resolved, That the Chief Clerk of the Assembly is hereby directed to have not to exceed 1,500 copies of each of such proposed codes printed, the cost thereof to be payable from the legislative printing appropriation.

Request for Unanimous Consent

Mr. Field asked for, and was granted, unanimous consent to take up House Resolution No. 262, at this time, without reference to committee or file.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Lester T. Davis, M. Philip Davis, Debs, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, and Wollenberg—68.

NOES—None.

By Mr. Maloney:

House Resolution No. 263

Relative to the preparation and printing of a Summary Digest

Resolved by the Assembly of the State of California, That the Legislative Counsel is directed to prepare a Summary Digest of statutes enacted and constitutional amendments proposed at the 1947 Regular Session and the 1946 and 1947 Extraordinary Sessions of the Legislature, and be it further

Resolved, That copies of the Summary Digest be mailed to all Members of the Legislature as soon as possible after the "bill-signing" period, and be it further

Resolved, That the Chief Clerk of the Assembly is instructed to cause to be printed not to exceed 2,000 copies of the Summary Digest, the cost thereof to be paid from the legislative printing appropriation

Request for Unanimous Consent

Mr. Field asked for, and was granted, unanimous consent to take up House Resolution No. 263, at this time, without reference to committee or file.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D Collins, Conrad, Cooke, Crichton, Lester T. Davis, M. Philip Davis, Debs, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, and Wollenberg—68.

NOES—None.

By Mr. Maloney:

House Resolution No. 264

Relative to the preparation of a Final Subject List

Resolved by the Assembly of the State of California, That the Legislative Counsel is directed to prepare a Final Subject List of all bills and constitutional amendments introduced at the 1947 Regular and Special Sessions; and be it further

Resolved, That copies of the Final Subject List be mailed to all Members of the Legislature as soon as possible after it is printed; and be it further

Resolved, That the Chief Clerk of the Assembly is instructed to cause to be printed not to exceed 2,000 copies of the Final Subject List, the cost thereof to be paid from the legislative printing appropriation.

Request for Unanimous Consent

Mr. Field asked for, and was granted, unanimous consent to take up House Resolution No. 264, at this time, without reference to committee or file.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Lester T. Davis, M. Philip Davis, Debs, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, and Wollenberg—68.

NOES—None.

By Mr. Dickey:

House Resolution No. 265

Resolved, That the Controller be and he is hereby authorized to draw his warrants on the Contingent Fund of the Assembly in favor of the persons or firms listed below, and the State Treasurer is hereby authorized and directed to pay the same:

Department of Finance (pro-rata cost of telephone service)	$62 21
Department of Finance (typewriter service)	2 48
Western Union (telegrams)	51 77
Pacific Telephone and Telegraph Company (tolls)	5 95
Shasta Water Company (drinking water)	12 78
Rogers Letter Shop (mimeographing)	2 26

Request for Unanimous Consent

Mr. Field asked for, and was granted, unanimous consent to take up House Resolution No. 265, at this time, without reference to committee or file.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Lester T. Davis, M. Philip Davis, Debs, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, and Wollenberg—68.

NOES—None.

ANNOUNCEMENT OF COMMITTEE MEETINGS

At 8 p.m., tonight—

Rules.

Supplement to the Report of the

ASSEMBLY INTERIM COMMITTEE ON ADMINISTRATIVE REGULATION

Committee members:
HON DON A. ALLEN, Chairman
HON. M. PHILIP DAVIS
HON. RANDAL F. DICKEY

CALIFORNIA LEGISLATIVE COMMITTEE ON ADMINISTRATIVE REGULATION
CALIFORNIA LEGISLATURE

SACRAMENTO, CALIFORNIA, June 17, 1947

Hon Sam L. Collins
Speaker of the Assembly
Sacramento, California

MR. SPEAKER: Your committee, in its report filed February 3, 1947, directed attention to the need for more adequate statutory definition of the nature and scope of the quasi-legislative function, whenever delegated to an administrative agency, and for more certain and specific standards to guide the administrator, the citizen, and the courts, and the need for a continuous study of such empowerments and standards by a legislative committee.

Illustrative of these needs and of aid to any such committee in its work is a paper prepared by the Legislative Counsel for use in his office entitled "Administrative Regulation. Observations on the drafting of statutory clauses granting quasi-legislative powers to state-wide administrative agencies in California." It is appended as a supplement to our report.

Respectfully submitted.

DON A. ALLEN, Chairman
M. PHILIP DAVIS, Member
RANDAL F. DICKEY, Member

ADMINISTRATIVE REGULATION

Observations on the Drafting of Statutory Clauses Granting Quasi-Legislative Powers to State-wide Administrative Agencies in California

FRED B. WOOD, Legislative Counsel

December 21, 1944

Need for Adequate and Clear Description of the Exact Nature and Limits of the Powers Conferred

The growing practice of conferring quasi-legislative powers upon state-wide administrative agencies, and the growing body of administrative regulations, have given rise to much discussion and to the urge in some quarters for a public hearing procedure governing the enactment and amendment of such regulations and for a more adequate and expeditious method for judicial review of the regulations after their issuance.

Very little attention has been given to an equally important, perhaps more fundamental, aspect of the problem. We refer to the need for adequate and clear description, in the statute, of the exact nature and limits of the power conferred, in terms as exact, as precise, as definite, and as certain as the subject matter permits and suitable words can be found to express.

We have in mind not the minimum constitutional requirement for the furnishing of a standard but the desirability of expressing the legislative intent so clearly that the administrator will have a truly accurate and certain guide in his exercise of the power, and the courts in their review of his action.

No set formula has been devised for the attainment of this objective. A standard or formula adequate to one situation has no necessary or even presumptive relevancy to another. Each time a quasi-legislative power is conferred, it is necessary to examine fully the factual situation, to visualize as vividly and precisely as may be, what it is that the administrator is to do in the way of supplementing the statute, and then to express the concepts thus derived in words as simple, as plain, and as clear as may be.

One should ask oneself such questions as these:

If the power to make rules is conferred, are they rules merely for the internal management and government of the agency? If so, say so. And should something more be said, such as the power of a board to determine its own quorum, or to delegate certain of its powers to subordinates, or to prescribe minimum qualifications for its appointees, or to prescribe a procedure for the conduct of its meetings or of hearings held by it?

Is it a power to issue rulings interpretive of a statute administered by the agency? If so, that should be suitably, narrowly expressed, not in the usual broad, ambiguous form of "such rules and regulations as may be necessary to carry into effect the purposes of this act."

Is it a power to prescribe a rule of conduct, a power to implement and fill out the details of general rules expressed in the statute? If so, what are the purposes to be attained? What facts must the administrator find before exercising this power? Let these also be expressed in the statute as definitely and as certainly as may be.

If the administrator is to prescribe "standards," whether of conduct in the carrying on of a business or as to the size, shape and quality of containers for the shipment of merchandise, what are the essential factors that shall govern him in prescribing those standards, and the objectives to be attained?

If he is given a power to relax a statutory requirement or to grant tolerances, under what conditions, within what limits, and for what purposes may he do so?

If it is the rate-making power, whether the fixing of a minimum or of a maximum rate, upon what subject does it operate, to what transactions does it apply, under what sets of circumstances may the power be exercised, what factors and elements make up the rate base, what is the result to be accomplished?

If one asks oneself such questions as these and any others that the nature of the subject suggests, the picture will develop naturally and a reasonably clear expression of norms, standards, formulas and definitions will evolve.

It is hardly possible to overemphasize the fact that the problem of clearly expressing the legislative intent arises anew in the drafting of each statute and is dependent for its solution upon the mastery of all aspects of the particular subject matter. There is very little available in the way of forms or of statements of general principles upon which one may draw in finding a solution. Most of that which has been written is from the standpoint of constitutionality, discussing the question whether or not the standards expressed in a particular statute meet the minimum requirements of the constitution. That falls considerably short of the needs of the draftsman. Some help may be derived from one or more of the works cited in the references appended hereto.

Mere Compliance with Minimum Constitutional Requirements, in Defining Powers and Prescribing Standards, May Not Adequately Express the Legislative Intent, Nor Furnish the Administrator and the Courts a Sufficient Guide in Carrying Out the Intent

It will profit us to give some consideration to the constitutional aspects of the problem as reflected in a few significant decisions. Our Supreme Court in the recent case of *Miller* v. *Municipal Court* (1943), 22 C. 2d 818, reduced the constitutional requirements to this formula:

> "Congress must state, insofar as reasonably practicable, considering the nature of the subject matter and the regulation sought, the purpose which it seeks to accomplish and the standards by which that purpose is to be effectuated.
>
> "It may then constitutionally delegate to an administrative agency the power to determine the details essential to carry out the legislative purpose * * *
>
> "The exercise of judgment by an administrative agency will be upheld where it is within the prescribed limits and where the procedure which it is directed to follow and the record of its action 'are such that Congress, the courts and the public can ascertain whether the agency has conformed to the standards which Congress has prescribed.' " (p. 832.)

Considering the terms of the challenged statute (the Emergency Price Control Act of 1942), the court found the purposes adequately stated in Section 1 (the furtherance of the national defense and security in time of war by checking speculative and excessive price rises, price dislocations, and inflationary tendencies, specified in some detail), and in Section 2 it found expressed sufficient standards to be applied by the

administrator in effectuating these purposes. The standards, in general, were these:

> "Whenever 'in the judgment of the Price Administrator * * * the price or prices of a commodity or commodities have risen or threaten to rise to an extent or in a manner inconsistent with the purposes of this act, he may by regulation or order establish such maximum price or maximum prices as in his judgment will be generally fair and equitable and will effectuate the purposes of this act."
>
> In establishing a maximum price the administrator shall "So far as practicable, * * * ascertain and give due consideration to the price prevailing between October 1 and October 15, 1941," and shall make adjustments for such relevant factors as "Speculative fluctuations, general increases or decreases in costs of production, distribution, and transportation, and general increases or decreases in profits earned by sellers of the commodity or commodities, during and subsequent to the year ended October 1, 1941."
>
> In addition to certain exceptions in favor of agriculture and fishery commodities, there is a limitation that the powers granted "shall not be used or made to operate to compel changes in the business practices or methods, or means or aids to distribution, established in any industry, except to prevent circumvention or evasion of any regulation, order, price schedule, or requirement under this act."

These declared purposes and standards, said the court, "are as specific as, or even more definite than, many of the standards upheld in previous decisions by the United States Supreme Court," citing as furnishing adequate standards such general formulas as "equalization of costs of production," the "public convenience, interest or necessity," certificates "of public convenience and necessity," "purity, quality and fitness for consumption," "just and reasonable" commissions, "in the public interest," and "unreasonable obstruction to navigation." (p. 834.) In view of the detailed specification of the purposes of the Emergency Price Control Act, "the requirement that the administrator establish a maximum price which 'will effectuate the purposes of this act' is a sufficiently definite standard for administrative action " (p. 835.)

These are vague and uncertain formulae, yet they satisfy the constitutional requirement. Indeed, it is not always necessary that the purpose of the act or the standard to be applied be explicitly stated, or labeled, to satisfy the constitutional requirement. Frequently they may be derived from the provisions of the statute as a whole. A few illustrations will suffice.

In 1901 the Legislature passed an act to regulate the practice of architecture, creating a board to examine applicants and to issue licenses for the practice of that profession. (Stats. 1901, p. 641.) It declared that the board

> "shall * * * formulate and adopt a code of rules and regulations for its government in the examination of applicants for certificates to practice architecture in this State; and such other rules and regulations as may be necessary and proper, not inconsistent with this act." (Sec. 3.)

In *Ex parte McManus*, 151 Cal. 331, it was contended that the Legislature should have fixed in the act some standard for determining the qualifications of applicants and that the purported delegation was of an arbitrary power in the exercise of which unreasonable and unfair rules might be established. In overruling that contention, the court observed that the Legislature, "notwithstanding it may do things itself, may nevertheless authorize them to be done by ministerial officers or boards when it believes that they can do them more conveniently and effectually than it can itself," especially in the regulation in the public interest of particular professions "which involve the exercise of skill and the possession of special knowledge and experience," through boards composed of persons "technically skilled and trained" in that profession and who are "usually better able to determine whether an applicant for a license * * * to practice * * * is competent to do so, under reasonable rules and standards adopted by them, than under those which might be prescribed by the Legislature." (151 Cal. 335.)

In respect to the clause which conferred the rule-making power, the court said that the authority thereby conferred was that of promulgating "necessary and proper rules on the subject; rules which must be reasonably adapted for the purpose of determining the qualifications of all applicants * * * on subjects pertaining to that profession"; that there is always implied in such a grant of authority "that it shall be exercised reasonably and fairly so as to effectuate the end contemplated"; and that "it may not be presumed that the authority conferred will be abused * * * and from such presumption declare the act to be unconstitutional." (151 Cal. 336.)

A statute of 1931 for the regulation of clothes cleaning and dyeing shops and spotting, sponging and pressing establishments had as its declared purpose that of fostering fire prevention and the safeguarding of life and property, laid down certain minimum requirements in respect to such establishments, committed to the state fire marshal considerable discretion in the granting of permits, and authorized him "to formulate such rules, orders and regulations as may be necessary to promote fire prevention in such occupation." (Stats. 1931, p. 972.)

In *In re Weisberg*, 215 Cal. 624, the court upheld the main features of the statute, including the grant of the rule-making power. The necessary standards were derived from the act as a whole, from which the court concluded that neither unreasonable nor arbitrary powers had been conferred upon the fire marshal. Of the rule-making powers, it said:

> "The act does not improperly delegate a legislative function. It declares what the law shall be. This function has not been delegated to the fire marshal. He is merely given authority to adopt any necessary and reasonable rules and means to carry out the legislative intention as expressed in the act." (p. 633.)

The court recognized a need in many fields of legislation, including this one, for the Legislature to commit to an administrative officer a very considerable amount of discretion in administering a statute and applying its provisions to varying conditions and circumstances in furtherance of the legislative intent. In this regard, quoting from an earlier decision, the court said:

> " 'It has become increasingly imperative that many *quasi*-legislative and *quasi*-judicial functions, which in smaller commu-

> nities and under more primit ve conditions were performed directly by the legislative or judicial branches of the government, are entrusted to departments, boards, commissions and agents. No sound objection can longer be successfully advanced to this growing method of transacting public business. These things must be done in this way or they cannot be done at all, and their doing, in a very real sense, makes for the safety of the republic, and is thus sanctioned by the highest law. * * *' '' (p. 632.)

The Corporate Securities Act authorizes the Commissioner of Corporations to issue a permit for the sale of securities "upon such terms and conditions as the commissioner may in said permit provide." This might seem to confer unlimited discretion. But, as indicated by the Supreme Court, it "must be read in connection with the context, which provides that the commissioner must inquire into the method of doing business and shall ascertain if the same is fair, just and equitable and that the methods used in disposing of them would not work a fraud upon the purchasers thereof"; the "terms and conditions to be prescribed in the permit must not be such as would make a greater burden than is consistent with safety and security"; and "the condition imposed must be such as could fairly be said to be necessary to accomplish that purpose." (*Agnew* v. *Daugherty,* 189 Cal. 446, 449.)

> The Bank Act provides that no bank shall open a branch office— "without first having obtained the written approval of the Superintendent of Banks to the opening of such branch office, which written approval may be given or withheld in his discretion, and shall not be given by him until he has ascertained to his satisfaction that the public convenience and advantage will be promoted by the opening of such branch office." (Deering Act 652, Sec. 9.)

This appears to be the granting of a very wide discretion. Yet it is not an uncontrolled discretion. The requirement that the "public convenience and advantage will be promoted by the opening" furnishes a standard to guide the superintendent in granting or withholding a permit and the courts in reviewing his action. The law implies a requirement that this power will be exercised impartially and that each application will be acted upon within a reasonable time. That the Legislature has not attempted to define the phrase "public convenience and advantage," nor to declare where or how or under what circumstances the public convenience and advantage would or would not be promoted by the opening of a branch bank in any particular case, does not prevent that phrase from furnishing a standard. Such failure to define, said the court in *Bank of Italy* v. *Johnson,* 200 Cal. 1, 16, was for the reason that "it would seem to be impossible to define it so that the definition would comprehend every variety and set of circumstances surrounding each particular application"; and "So, too, it is impossible for the court to lay down any hard-and-fast rule that would be applicable to every case"; but "the impossibilities of definition do not detract * * * from the necessity of undertaking the task * * * in each case, and it is for the superintendent to so proceed * * * in the exercise of his power." The court noted, too, the failure of the Legislature to indicate whether the word "public" as used in this phrase has reference to the people of the State at large or to the people of the locality in which a branch bank is sought

to be established. The court was inclined to view the latter as the prime consideration but said it was not prepared to hold that the superintendent might not consider the convenience and advantage of the people of the entire State.

Another illustration of the grant of the rule-making power in general terms is furnished by the Corporate Securities Act. It provides that the Commissioner of Corporations:

> "shall have the power to establish such rules and regulations as may be reasonable or necessary to insure the disposition of the proceeds of such securities in the manner and for the purposes provided in such permit * * *"

This, of course, must be read in its context, which supplies a sufficient legal standard to guide the administrator in the exercise of the power. Of such a grant, the court said in *People* v. *Kuder*, 93 Cal. App. 42, at 51:

> "This general power is conferred by all statutes creating state boards and commissions, in the same or similar language, and in no instance of which we are aware has it been held invalid because conferring legislative or judicial authority."

A certain statute had for its object the conservation of food fish for purposes of human consumption. It authorized the fish and game commission to grant permits to take fish for reduction purposes when "it shall be shown and appear to the satisfaction of the * * * commission that such use of such fish will not tend to deplete the species, or result in waste or deterioration." This was the essential feature of the standard which the legislature laid down for the guidance of the commission; held valid in *People* v. *Globe Grain & Mill Co.*, 211 Cal. 121. Interesting in this connection is the fact that in an earlier form this statute contained more specific restrictions upon the exercise of the powers of the commission, particularly as regarded requirements for a hearing; upheld in *People* v. *Monterey Fish Products Co.*, 195 Cal. 548. Of these differences, the court in the later case said:

> "The two statutes are similar in the one important respect that in each the discretionary power vested in the commission is controlled by a standard or guide set forth in the law itself.
>
> "It is true that one contains more specific restrictions than the other. *This is purely a matter of legislative policy, and does not affect the constitutional problem.*
>
> "The only substantial difference between them, so far as concerns the question of administrative discretion, is that the original statute expressly provides for a hearing. The difference is not material.
>
> "The essential requirement of due process is merely that the administrative officer or body be required to determine the existence or nonexistence of the necessary facts before any decision is made. If the statute requires this, it does not vest an uncontrolled discretion, and the officer or body may not act arbitrarily." (211 Cal. 126.)

Here is a clear indication of the fact that the minimum constitutional requirement of due process is one thing and that which additionally a statute might well provide (either by way of a more precise definition of a standard or of a procedure to govern the administrator in

making his decision or ruling) is quite another. It would hardly be possible to overemphasize the significance of this point. Too often, the draftsman of such a statute gives consideration only to meeting the minimum constitutional requirement. He should in each case proceed further with his inquiry and evolve the clearest and most specific statement possible of the legislative standard and of the desired administrative procedure. The degree of particularity will, of course, in each case differ, according to the nature of the subject and the legislative policy in respect to that subject. This is not unduly to tie the hands of the administrator. It is rather to facilitate his administration of the statute by furnishing him a more certain guide in the discharge of his duty of enforcement.

Specimen Types of Statutory Empowerments; the Greater Number Couched in General Terms, Yet Some, in Varying Degree, in Specific Terms

Illustrations of grants of the rule-making power in general terms (usually expressed as "necessary for the administration of this act" or chapter, or "for the purpose of carrying out the provisions of this act," or "necessary or expedient for the carrying out of this chapter," or "necessary to carry into effect the provisions of this act," or "for the administration and enforcement of the provisions hereof," and so on) are furnished by the following:

Agricultural Code

16 . . . Those provisions of the code which the director is authorized to administer and enforce.
154.4 . . . certification of weed-free crop seed.
158 . . . establishment of weed-free areas.
254 . . . bovine tuberculosis control.
272 . . . bee disease control.
315 . . . meat inspection.
324 . . . foreign cold storage meat.
331 . . . marks and brands.
380 5 . . . horse and sheep marks and brands.
782 . . . fruit, nut and vegetable standards, uniformity of enforcement.
933 . . . pure cotton seed.
1068 . . . economic poison.
1091 . . . commercial feeding stuffs.
1106 . . . eggs.
1147 . . . egg products.
1149.5 . . . nursery stock grades and standards.
1257 . . . agricultural warehouses.
1260.1 . . . storage of grain.

Business and Professions Code

2119 . . . medical practice act.
2558 . . . registration of opticians.
2715 . . . registration of nurses.
4808 . . . veterinary medical practice.
5215 . . . outdoor advertising.
6025 . . . State bar act.
7310 . . . cosmetology.
7606 . . . funeral directors and embalmers act.

8710 . . . land surveyors' act.
10080 . . . the real estate law.
12027 . . . weights and measures.
19034 . . . furniture and bedding inspection.

Health and Safety Code
208 . . . for execution of the duties of department of public health.

Military and Veterans Code
700 . . . veterans aid and welfare.

Vehicle Code
128 . . to carry out the provisions of this code.

Water Code
1058 . . . appropriation of water and determination of water rights.

Welfare and Institutions Code
1751 . . . accomplishment of the functions of the Youth Authority.

Deering Act
1404, Sec 35 . . . State Civil Service Act.
3481, Sec. 11 . . . limited dividend housing corporations.
3482, Sec. 7 . . . Community Land Chest Act.
3603, Sec. 10 and 11a . . . Industrial Loan Act.
3796, Sec. 38 . . . alcoholic beverage control.
3815, Sec. 4 . . . Security Owners' Protection Law.
5847, Sec. 43 . . . State Retirement System.
8488, Sec. 22 . . . Bank and Corporation Franchise Tax Act.
8494a, Sec. 26 . . . Corporation Income Tax Act of 1937.

Relative to the sales and use taxes, the State Board of Equalization "may prescribe, adopt, and enforce rules and regulations relating to the administration and enforcement of this part," and "may prescribe the extent to which any ruling or regulation shall be applied without retroactive effect." (Rev. & Tax. Code, Sec. 7051.) Like authority is given the administrator in relation to each of the following:

Revenue and Taxation Code

Car tax, private	Sec. 11651
Gift tax	Sec. 16506
Income tax, personal	Sec. 19253
Inheritance tax	Sec. 14740
Motor vehicle fuel tax	Sec. 8251
Motor vehicle transportation tax	Sec. 10401
Use fuel tax	Sec. 9251

In some instances, in a general grant of power to make rules, words somewhat more descriptive of the purpose or the subject matter have been used, such as the following:

"Rules and regulations governing . . . the admission of applicants for examination for certificates of registration of optometrists, and the practice of optometry." (B. & P. Code, Sec. 3025.)

"Rules concerning the holding of examinations and the manner of issuance and reissuance of licenses" to practice dentistry. (B. & P. Code, Sec. 1614.)

"Such rules . . . as the department may prescribe" for the conduct of examinations for trained attendants of the sick (B. & P. Code, Sec. 4518.)

"Rules . . . as may be necessary for the proper care of the sick by trained attendants." (B. & P. Code, Sec. 4501.)

"Regulations governing the issuance of . . certificates of inspection and release" of nursery stock (Ag. Code, Sec. 1235)

"Rules for the qualification of any person who engages for hire in the business of eradicating or controlling pests . ." (Ag Code, Sec. 150.)

"Rules . . . governing the conduct of, and application of methods of control or eradication used in, the business of eradicating or controlling pests for hire . ." (Ag Code, Sec. 150.)

"Rules, regulations and conditions consistent with the provisions of this chapter under which all horse races, upon the results of which there is wagering, shall be conducted . . ." (B & P. Code, Sec. 19561)

"Such by-laws and regulations not inconsistent with the laws of this State, as may be necessary for the protection of the public, and appertaining to the practice of pharmacy and the lawful performance of its (the board's) duties." (B. & P. Code, Sec. 4009.)

"Rules and regulations or sanitary requirements for the conduct of barber shops and colleges which may be adopted by the board in aid or furtherance of this chapter." (B. & P. Code, Sec. 6566.)

The Director of Agriculture "shall establish regulations and standards as the basis for the certification of pure cottonseed in the State and fix and collect reasonable fees for the certification of pure cottonseed," (Ag. Code, Sec 931) and "shall make rules and regulations to carry out the provisions of this article, and to make possible careful checking of previous crops, foundation seed, and necessary field inspections " (Ag. Code, Sec. 933.)

In enforcing the law in respect to agricultural warehouses, the Director of Agriculture from time to time "may establish and promulgate standards for products by which their quality or value may be judged or determined." (Ag. Code, Sec. 1248.)

"Subject to the provisions of this code, the State Board of Education shall adopt uniform regulations governing the keeping of attendance in all secondary schools." (Ed. Code, Sec. 7301.)

"The State Board of Education shall adopt rules and regulations fixing minimum standards entitling" high school or junior college "districts to receive state aid for the support of junior colleges " (Ed. Code, Sec. 8823.)

Where continuation education classes are maintained in high schools "The State Board of Education shall prescribe and enforce standards and regulations for the organization and administration of programs of guidance, placement and follow-up, for programs of coordination and instruction in continuation education, for the special reimbursement thereof, and for the certification of teachers and coordinators for continuation education." (Ed Code, Sec. 9036.)

"Reasonable regulations relating to the construction, design, operation, equipment, and color of school buses." (Ed. Code, Sec. 16272.)

"The Superintendent of Public Instruction shall establish reasonable and uniform standards not in conflict with the provisions of this chapter," relating to child care centers, "for child care centers established and maintained under the provisions of this chapter * * * ." (Ed. Code, Sec. 19605.)

In administering any funds appropriated or made available to the Department of Social Welfare for disbursement through the counties for welfare purposes, the department shall "establish rules and regulations, not in conflict with law or the policies formulated by the" social welfare "board, defining and controlling the conditions under which State aid may be granted or refused." (Wel. & Inst. Code, Sec. 114.)

The Youth Authority "is authorized to make and enforce all rules appropriate to the proper accomplishment of its functions." Wel. & Inst. Code, Sec. 1751.)

In a number of cases some differentiation is made between different types of rules which an agency is authorized to prescribe:

As to the rule-making power of the State Board of Education:

"The board shall adopt rules and regulations not inconsistent with the laws of this State (a) for its own government, (b) for the government of its appointees and employees, (c) for the government of the day and evening elementary schools, the day and evening secondary schools, and the technical and vocational schools of the State, (d) for the government of the several teachers colleges of the State, and (e) for the government of such other schools, excepting the University of California, as may receive in whole or in part financial support from the State." (Ed. Code, Sec. 112.)

The Board of Cosmetology "may adopt reasonable rules:

"(a) For carrying out the provisions of this chapter.

"(b) For conducting examinations of applicants for registration and license.

"(c) For governing the recognition of, and the credits to be given to, the study of cosmetology, or any of its branches, under a hairdresser and cosmetician or cosmetologist, or in a school of cosmetology, licensed under the laws of another state." (B. & P. Code, Sec. 7310.)

The Board of Cosmetology "may adopt such rules governing sanitary conditions as it deems necessary in regard to the precautions to be employed to prevent the creating or spreading of infectious diseases in cosmetological establishments and in schools of cosmetology, and in the practice of a hairdresser and cosmetician or cosmetologist, and in any branch of cosmetology." (B. & P. Code, Sec. 7311.)

The Board of Funeral Directors and Embalmers "may adopt and enforce reasonable rules and regulations relating to:

"(a) The practice of embalming.

"(b) The business of a funeral director.

"(c) The sanitary condition of places where such practice or business is conducted, with particular regard to plumbing, sewage, ventilation and equipment.

"(d) Carrying out generally the various provisions of this chapter for the protection of the peace, health, safety, welfare and morals of the public." (B. & P. Code, Sec. 7606.)

"The director, by rules and regulations promulgated as provided in Section 917.5, shall:

(a) Adopt germination standards for vegetable seeds

(b) Adopt tolerances to be applied in all enforcement procedure required by this article.

(c) Prescribe methods of procedure in the examination of lots of agricultural and vegetable seeds, and in securing samples thereof.

(d) Fix the maximum number of samples that may be tested free of charge for any one person in any period of time.

(e) Fix a schedule of charges for tests or samples in excess of those tested free of charge.

(f) Adopt a procedure for hearings to show cause why complaint should not be filed for alleged violation of any provision of this article.

(g) Issue such other orders, schedules, and announcements as will assist in carrying out the purposes of this article." (Agr. Code, Sec. 917.3.)

More specific description of the nature and scope of rules to be prescribed are furnished by the following:

In respect to the state civil service, "By rule of the board, competition in promotional examinations may be limited to employees with a permanent status who have superior qualifications as shown by their performance reports and who are serving in the class or classes designated by the board as appropriate for promotional purposes." (Deering Act 1404, Sec. 82.)

The State Civil Service Act directs the Personnel Board to "establish minimum qualifications for determining the fitness and qualifications of employees for each class of positions" (Sec. 86) but puts a limitation on that power by declaring that "The board shall not establish any minimum or maximum age limits for any civil service examination," and that "Age shall not be construed to be a minimum qualification for any state employment," but that this does not authorize the employment of a person who has reached the retirement age. (Sec. 86.1 of Deering Act 1404.)

"The State Department of Public Works shall by regulation determine a distinctive roadway marking which shall indicate no driving over such marking, and is authorized either by such marking or by signs and markings to designate any portion of a state highway where the volume of traffic or the vertical or other curvature of the roadway renders it hazardous to drive on the left side of such marking or signs and markings." (Veh. Code, Sec. 525.)

"The Department of Public Works may adopt rules and regulations not inconsistent with this division" (relating to vehicular crossings) "for the control of traffic on any vehicular crossing to

aid and insure the safe and orderly flow of traffic, and shall so far as practicable notify the public of such rules and regulations by signs on such vehicular crossing." (Veh. Code, Sec. 609.)

"Prescribe methods of selecting samples of lots or containers of honey, which shall be reasonably calculated to produce by such sampling fair representation of the entire lots or containers sampled * * *" (Agr. Code, Sec. 841.)

"Prescribe methods of selecting samples of lots or containers of fruits, nuts and vegetables on a basis of size, or other specific classification, which shall be reasonably calculated to produce by such sampling fair representations of the entire lots or containers sampled." (Agr. Code, Sec. 782.)

A distinction is sometimes indicated between rules of general and those of special application:

The Director of Agriculture is authorized to "make special rules and regulations applicable to each specific inspection station and the conditions under which same shall be established and maintained," and to "promulgate, amend or repeal rules and regulations for sampling, grading, inspection and certification for the purposes of carrying out the provisions of this chapter." (Agr. Code, Sec. 892.)

In administering the California Small Loan Act, the Commissioner of Corporations is authorized "to make general rules and regulations and specific rulings, demands, and findings for the enforcement of this act, in addition hereto and not inconsistent herewith." (Deering Act 7700, Sec. 21.)

A similar provision appears in Sec. 22 of the Personal Property Brokers Act, Deering Act 5825.

Upon occasion, the administrator is directed to establish regulations comparable to those issued by the Federal Government.

State regulations for the labeling and advertising of certain kinds of cheese "shall conform as nearly as possible to those proclaimed and established by the Secretary of the United States Department of Agriculture." (Ag. Code, Sec. 543.)

Likewise, in respect to standards for field crop products. (Ag. Code, Sec. 892.)

"All standards and tolerances promulgated" under the California Seed Law "shall be as nearly as practicable like those established under the Federal Seed Act." (Ag. Code, Sec. 917.4.)

"Federal standards for grain established under authority of the United States Grain Standards Act shall be followed as closely as possible by the director." (Ag. Code, Sec. 1248.)

Regulations for the government of the Veterans' Home shall be "in conformity as nearly as possible, to the rules and regulations of the national military homes and the United States Veterans Administration for their facilities." (M. & V. Code, Sec. 1023.)

Meat inspection regulations "shall conform so far as possible to the rules governing meat inspection of the United States Department of Agriculture." (Ag. Code, Sec. 315.)

The power to prescribe quarantine regulations customarily, it would appear, has been conferred in broad, general terms, perhaps because of the nature of the subject and the difficulty of precise definition of its scope and limits:

The Director of Agriculture "may establish such quarantine, sanitary, and police regulations as may be necessary to circumscribe and exterminate" contagious or infectious disease affecting domestic animals or poultry. (Ag. Code, Sec. 200.)

"The Director of Agriculture may establish, maintain and enforce such quarantine regulations as he deems necessary to protect the agricultural industry of this State from pests, by establishing quarantine at the boundaries of this State or elsewhere within the State. He may make and enforce such rules and regulations as he deems necessary to prevent any plant or thing which is or is liable to be infested or infected by or which might act as a carrier of any pest, from passing over any quarantine line established and proclaimed pursuant to this chapter." (Ag. Code, Sec. 106.)

"No such animal (dying from a contagious disease) shall be transported, except to the nearest crematory, in accordance with such rules and regulations as the director may promulgate." (Ag. Code, Sec. 184.)

The interpretive ruling is sometimes mentioned in a statute:

The Fruit, Nut and Vegetable Standardization Act declares that the Director of Agriculture shall "establish and issue official color charts depicting the color standard and requirements established in this chapter." (Ag. Code, Sec. 782.)

Similarly he is directed to issue color charts depicting color standards established in respect to honey. (Ag. Code, Sec. 841.)

The following are illustrative of grants of authority to an agency to prescribe a procedure for the conduct of administrative proceedings:

In respect to the wages, hours and working conditions of women and minors, the Industrial Welfare Commission "may make and enforce rules of practice and procedure and shall not be bound by the technical rules of evidence." (Labor Code, Sec. 1178.)

In connection with workmen's compensation proceedings within its jurisdiction, the Industrial Accident Commission may:

"(a) Adopt reasonable and proper rules of practice and procedure.

(b) Regulate and provide the manner in which, and by whom, minors and incompetent persons are to appear and be represented before it.

* * * * * * *

(e) Regulate and prescribe the kind and character of notices, where not specifically prescribed by Division 4" (relating to workmen's compensation and insurance) "and 5," (relating to safety in employment) "and the service thereof."

(f) Regulate and prescribe the nature and extent of the proofs and evidence." (Labor Code, Sec. 5307.)

The rule or regulation which pertains to the internal organization and management of an agency or institution is frequently given specific recognition in a statute:

The board of directors of the Veterans' Home shall "adopt rules and regulations for the government of the home." (M. & V. Code, Sec. 1023.)

The board of directors of the Women's Relief Corps Home "shall * * * adopt rules and regulations for its government." (M. & V. Code, Sec. 1085.)

The Department of Finance "may establish rules and regulations for the government and maintenance of the State buildings and grounds, * * *" (Pol. Code, 716.)

The State Lands Commission "shall adopt rules governing the conduct of the business of the commission." (Pub. R. Code, Sec. 6105.)

The State Park Commission "may establish rules and regulations not inconsistent with law for the government and administration of the State Park System." (Pub. R. Code, Sec. 5003.)

The Chief of the California Highway Patrol may "adopt rules and regulations relative to all activities of the California Highway Patrol." (Veh. Code, Sec. 124.)

The Chiropractic Board has power "to adopt * * * such rules and regulations as the board may deem proper and necessary for the performance of its work." (D. A. 4811, Sec. 4(b).)

The Reclamation Board "may adopt, amend or repeal rules to promote the convenient, orderly and just conduct of the business of the board and of the" Sacramento and San Joaquin "drainage district." (Water Code, Sec. 8571.)

The California District Securities Commission "shall adopt reasonable rules for the conduct of its affairs, which rules shall not conflict with law." (Water Code, Sec. 20022.)

The Athletic Commission shall "make, amend or abrogate rules for the administration of their office, not inconsistent herewith, as they may deem expedient." (B. & P. Code, Sec. 18624.)

The Board of Accountancy "shall formulate rules for the government of the board." (B. & P. Code, Sec. 5003.)

The Board of Registration for Civil Engineers "may adopt rules and by-laws, not inconsistent with law, needed to govern its action." (B. & P. Code, Sec. 6717.)

The Board of Dental Examiners "may adopt rules concerning its meetings * * *" (B. & P. Code, Sec. 1614.)

The Board of Optometry may make rules and regulations governing the procedure of the board. (B. & P. Code, Sec. 3025.)

The Real Estate Commissioner may "promulgate necessary rules and regulations for the conduct of his office." (B. & P. Code, Sec. 10080.)

Additional citations of statutes that confer the rule-making power appear in Larmac, Index to California Laws, 1943, at pages 1260 to 1263.

Statutes in respect to the rate-making power in the public utility field appear to be more complete and specific in the prescription of standards and procedures than those in other fields, perhaps because the former have had a longer period of development and it is recognized that the Railroad Commission exercises legislative, not merely quasi-legislative, powers. The Public Utilities Act (D.A. 6386), among other things:

Declares that all charges shall be just and reasonable. (Sec. 13.)

Permits less than a maximum reasonable rate when the needs of commerce or public interest require, subject to certain prescribed limitations. (Sec. 13½.)

Prohibits discrimination in rates and refunds, limits the issuance of passes to certain defined classes of persons, and defines the conditions under which and the purposes for which property may be carried without charge. (Secs. 17 and 17.5.)

Prohibits preferential rates as between persons and localities. (Sec. 19.)

Authorizes the commission to permit a utility to profit from improved methods of operation. (Sec. 20.)

Permits sliding scales of charges when approved by the commission. (Sec. 21.)

Prescribes regulations concerning long and short hauls and communications. (Sec. 24.)

Prescribes minimum rates for street-car fares, with authority in the commission to grant an increase upon a proper showing. (Sec. 27.)

Declares a policy favoring a differential in favor of water carriers, to the end that "water carriers shall be fairly able to compete," and taking "into consideration quality and regularity of service and class and speed of vessels" (Sec 34a.)

The factors which the California Toll Bridge Authority shall take into consideration in fixing rates of toll and other charges for toll bridges and other highway crossings under its jurisdiction appear to be specified with reasonable certainty in Section 7 of the California Toll Bridge Authority Act, D.A. 956.

The Commissioner of Corporations has authority to fix "maximum rental or charges to be charged tenants" of a land chest corporation, such charges to be determined:

"Upon the basis of the actual costs of the projects so that such rentals, together with all other income of the corporation, shall be sufficient to meet all fixed charges and interest requirements, and other charges of the corporation approved by the commissioner. (D.A 3482, Sec 7; actual costs and fixed charges defined in Sec. 2.)

A similar standard is prescribed in respect to the fixing, by the Commission of Immigration and Housing, of maximum room rentals chargeable by a limited dividend housing corporation. (D.A. 3481, Sec. 11; actual costs and fixed charges defined in Sec. 2.)

In 1935, California inaugurated the policy of regulating the minimum prices payable to producers of marketing milk and cream (Stats. 1935, Chapter 241, p. 922) for the declared purposes, among others, of stabilizing production and of assuring an adequate and continuous

supply of pure fresh wholesome milk and cream at fair and reasonable prices. In 1937, this measure was amended in various particulars and amplified to provide also for the fixing of minimum wholesale and retail prices for the sale of such milk and cream (Stats. 1937, Chapter 3, page 42).

In this form the act comprised Sections 735 to 738, inclusive, of the Agricultural Code, and was held constitutional as to various of its features, in *Jersey Maid Milk Products Co.* v. *Brook* (1939), 13 Cal. (2d) 620, and *Ray* v *Parker* (1940), 15 Cal. (2d) 275.

The factual conditions recited, the policy in respect to the remedying of those conditions declared, and the objectives and purposes stated in Sections 735 and 735.1 of the code, are considered important and significant elements of the standards laid down for the guidance of the administrator.

In respect to the designation of marketing areas wherein the Director of Agriculture "finds the conditions affecting the production, distribution, and sale of fluid milk, fluid cream, or both, are reasonably uniform," and "which he deems necessary or advisable to effectuate the purposes of this chapter" (Sec. 736), the existence of such conditions and the factor of uniformity furnish a standard sufficient to satisfy the constitutional requirement.

When a marketing area is established, Section 736.1 gives the director authority to formulate a stabilization and marketing plan for the area, in accordance with a certain procedure prescribed.

If he finds such a plan "necessary to accomplish the purposes of this chapter" he shall formulate one and hold a hearing upon it. If he then determines that the plan will "tend" to accomplish "the purposes of this chapter within the standards herein prescribed," he issues his order and the plan goes into effect. There is here a standard sufficient to satisfy the constitutional requirement in view of the explicit statement of "the purposes of this chapter" set forth in Section 735.1.

The statute also prescribes a legally sufficient standard for the fixing of prices. There are, for example, the requirements that the minimum price be based upon the "economic relationship of the price of fluid milk for the marketing area involved to the price of manufacturing milk, taking into consideration the additional costs incurred" in producing the former, and that the director find that such prices "will tend to effectuate the purposes and policy of this chapter" and "will insure consumers a sufficient quantity of pure and wholesome milk" (Sec. 736.3).

In respect to the fixing of minimum wholesale and retail prices, the provisions of Section 736.12 are somewhat more detailed in the specification of factors to be considered. They do not authorize the fixing of a higher minimum price for milk delivered in a fibre container than for the same quantity and quality of milk delivered in a glass bottle. The requirement of Section 736.12 that the director take into consideration "the reasonable cost of handling fluid milk or cream, * * * incurred by distributors and retail stores, including all costs of hauling, processing, selling and delivering by the several methods used in such marketing area," reasonably refers only to the variations of method involved in serving *wholesale, retail store,* and *home delivery* customers. The differing needs of these several classes of customers have a definite effect

upon the cost of serving them, but a differential in price for the same quantity, quality and type of delivery, merely because of a difference in the construction of the container used, serves only to increase inter-trade friction and violates the aim of a uniform minimum price in the area. Such a differential would not serve the objects and purposes of the act, is not required for the maintenance of an adequate supply, is not essential to continuance in business, is not aimed at an unfair trade practice, and is violative of that provision of the statute which declares that the minimum prices shall not be more than reasonably sufficient to cover the necessary costs, including a reasonable return upon necessary capital invested, of reasonably efficient distributors and retailers. *(Challenge Cream and Butter Assn.* v. *Parker* (Nov., 1943), 23 Cal. (2d) 137.)

The length of treatment given this question by the court in the case just cited suggests that the standards laid down in the milk price control law, though they meet the constitutional requirement, may be susceptible to more definite and precise expression. Such, perhaps, is also inferable from the introduction of various bills during recent legislative sessions specifying more definitely the factors which may or may not be taken into consideration in fixing prices.* J. M. Tinley, writing in 1938, observed, in respect to the wide discretionary powers of the director under this act, that many students of political science and government administration maintain that where control over important economic undertakings is necessary, the powers and the basis of procedure should so far as possible be definitely provided in the statute; that a clearer definition and limitation of the powers of the authority controlling milk prices might eventually become necessary; that inclusion of that detail in the initial legislation might have been unwise, milk-stabilization legislation having entered an uncharted field; and that after some experience under the act it could be amended, if found desirable, to define in greater detail the powers and the basis of procedure of the control authority. (Public Regulation of Milk Marketing in California, by J. M. Tinley, p. 85.)

Other statutes which give the administrator a wide discretion and prescribe standards in much the same manner as the milk price control law, are these:

The Agricultural Pro-rate Law, Deering Act 143a; held valid in *Agric. Prorate Com.* v. *Superior Court* (1936), 5 Cal. (2d) 550, and *Whittier, etc. Assn.* v. *Agric. Prorate Com.* (1938), 11 Cal. (2d) 470.

The Agricultural Adjustment Act of 1935, Deering Act 146; held valid in *Brock* v. *Superior Court* (1937), 9 Cal. (2d) 291, and *People* v. *Western Fruit Growers* (1943), 22 Cal. (2d) 494.

The California Marketing Agreement Act (Stats. 1935, Ch. 677, p. 1856; expired by limitation in 1937).

Sometimes the Legislature, instead of committing to the administrator the making of regulations in the first instance, writes the regulations into the statute and then authorizes the administrator to prescribe tolerances, make exceptions, or issue substitutional regulations in

* Such as these, perhaps A B Nos 558 and 2013 S B Nos 126 and 127, of 1941, S C R No 22, First Extra Session, 1941-1942, A B No 1203 and S B No 187, of 1943

appropriate situations. This method has been used of late principally in relation to subjects of regulation that are affected by changing conditions caused by the wars in which this Country is now engaged.

One illustration is furnished by Section 35 of the Agricultural Code. If the Attorney General certifies to the Director of Agriculture that a certain

> "provision, condition, standard or price established by or under authority of this code is in conflict with a federal law, order or regulation made under the federal war powers, and is thereby rendered ineffectual and unenforceable,"

the director prepares a substitutional provision (condition, standard or price), and holds a hearing thereon, upon notice. If he finds (1) that the conflict "seriously impairs or prevents the effectuation of the purpose and intent" of the existing provision or of the statute of which it is a part, (2) that such purpose or intent will be best served by the adoption of the substitutional provision, and the conflict will be removed, (3) that the substitutional is "as similar to the existing provision * * * as is reasonably possible without being in conflict with such federal" regulation, and (4) that the substitutional provision will protect the agricultural interests and conserve the agricultural wealth of the State and protect the health and general welfare of our citizens during the life of the conflicting federal regulation, the director transmits his determination and recommendations to the Governor, for review by the Governor.

The Governor, if he finds that "the purposes and objectives of this section are to be attained thereby," issues "an order formulating and making effective such new provision, condition, standard or price."

A somewhat similar method of prescribing administrative standards in lieu of statutory provisions is authorized by Section 790.5 of the Agricultural Code. It is confined to fruit, nut, and vegetable standards prescribed by Chapter 2 of Division 5 of the code. It has reference to statutory standards which are rendered "difficult or impossible of performance by reason of laws or orders promulgated under the war power of the Government of the United States, or because of scarcity of materials or equipment used in the production or marketing" of a commodity, or to a statutory standard which "results in serious waste of useful produce otherwise available for human consumption."

In such a case, the Director of Agriculture may establish emergency standards "reasonably calculated to effectuate the purposes of the standards which they supersede," but none shall be established "which tend to lower any standards relating to carrying or keeping quality of any commodity," and none shall be construed "to modify * * * any provision of this chapter designed to prevent deception or mislabeling, or designed to prevent the marketing of produce which is unwholesome or which fail to give consumer satisfaction."

An act of 1943 creates a zone of restricted lighting and prescribes for that zone specific detailed regulations relative to lighting and to air raid precautions. (Stats. 1943, Chapter 229, page 2001; Deering Act 2001.) These regulations were the same in every respect as the then existing regulations on the same subject issued by the Commanding General of the Western Defense Command. It was desirable, of course,

to provide for modification of these statutory regulations to coincide with such changes as the commanding general might make in the regulations issued by him.

Accordingly, Section 4 of Chapter 229 authorizes the Governor to proclaim additional or different restrictive lighting regulations if proposed by the State War Council (if, after study, investigation or hearing, the council finds that such are required in said zone or in other areas "in order to prevent aiding the operations of the enemy") and if the Governor concurs in such proposals The council, in making such determination, is directed to consider the findings and recommendations of the Commanding General of the Western Defense Command or other military agency designated by the Secretary of War. The Governor is prohibited from proclaiming "more restrictive regulations than those specified by said commanding general, it being the intention that insofar as possible the regulations so adopted shall be uniform with the orders or recommendations of the said commanding general." (Sec. 4.)

Similarly, additional or different air raid precaution regulations may be issued by the Governor if the State War Council finds they "are required in order to protect life or property" and if both the Governor and the Commanding General of the Western Defense Command "concur therein." (Sec. 15.)

The War Production Act declares that certain restrictions on activities of employees should be temporarily revised, wholly or in part, "in order to increase production and to win the war." (Stats. 1943, Chapter 14, page 124; Deering Act 4050.) It authorizes the Governor, after investigation and report to him by the appropriate state administrative agency, to issue permits in respect to designated places of employment, permitting "employment of female employees at or for such hours, and at such type of work, and under such conditions, as may be helpful in increasing production and furthering the war effort without unreasonably increasing the risk of impairing the health or safety of said female employees, in view of the emergency." (Sec. 3.)

The Minors Emergency War Employment Act provides in a similar manner for relaxation of restrictions on the activities of minor employees. (Stats. 1943, Chapter 771, page 2547; Deering Act 4051.)

CONCLUSION

It would seem impossible to overemphasize the importance, when drafting a statutory empowerment or standard, of ascertaining precisely and exactly the legislative intent, visualizing as fully as may be every factual situation which may arise under the proposed statute and the powers which the Legislature wishes the administrator to have and exercise in relation to each such situation, and then to express that intent in words as precisely, as clearly, and as adequately as may be.

That should facilitate, not hamper, the work of the administrator in carrying out the legislative intent, and the work of the courts in construing the statute and passing upon the validity of regulations adopted to implement its provisions.

APPENDIX

1. General References

Administrative Agencies Survey, tentative report by California Judicial Council (draft of legislative measures, and appendix), 1944.

Administrative Discretion, by W. A. R. Leys, Public Administration Review, vol. III, p. 10.

Administrative Law: A new approach to the Reform of Regulatory Procedure, by Blackly and Oatman, The Georgetown Law Journal, vol. 32, No. 4, pp. 325-374.

Administrative Powers over Persons and Property, by Ernst Freund, at pp. 211-223.

Administrative Procedure, report of attorney general's committee on; Senate Doc. No. 8, 77th Congress, 1st session, 1941.

Administrative Procedure, hearings on S. 674, S. 675, and S. 918; 77th Congress, 1st session.

Administrative Responsibility in Democratic Government, by Herman Finer, Public Admin. Rev., vol. I, page 335.

Administrative Rule-making, by Roscoe Pound, Am. Bar Assn. Journal, March, 1944, page 121, at 124.

Declaratory Rulings and Declaratory Judgments: Ky. L. J., vol. 31, Nov. 1942, pages 20-54; Temp. U.L.Q., vol. 15, Nov. 1940, pages 139-148.

Legislative Control of Administrative Rules: Columbia Law Rev., vol. 41, page 628 at 643, and 946-950; Harv. Law Rev., vol. 52, page 259, at 278-80; Virginia Law Rev., vol. 13, page 29.

Legislative Control of Administrative Rules, illustrative statutory clauses: Legislative Drafting and Forms by Sir Alison Russell, pages 296-304.

Legislative Functions of Administrative Agencies, by Research Dept. of Kans. Legislative Council, Publication No. 84, Nov. 1938.

Legislative or Rule-making Powers of Administrative Agencies, 42 Am. Jur. 328-360, Sections 35-53.

Legislative Regulation, by Ernst Freund, at pages 112, 124, and 218-258.

Legislative Veto and the Deportation of Aliens, by H. C. Mansfield, Public Admin. Rev., vol. I, page 281.

Legislative Veto and the Reorganization Act of 1939, by J. D. Mallett and Lindsay Rogers, Public Admin. Rev., vol. I, page 176.

Model Federal Administrative Procedure Act (particularly Sections 1-3, 5-7, and 9), Am. Bar Assn. Journal, vol. 30, April, 1944, pages 226-229; see discussion in Am. Bar Assn. Jo., vol. 30, Jan. 1944, pages 6-16, and 44-48.

Model State Administrative Procedure Act (particularly Sections 1 and 2-6), in report of special committee on that act, Sept. 1944, to National Conference on Uniform State Laws.

2. Statutory Procedure Governing Adoption of Administrative Regulations

Existing statutory provisions of this nature are infrequent and meager. Some appear in the statutes on the following subjects:

Agricultural Prorate, D.A. 143a.

Agricultural Products Marketing,
D.A. 146 and D.A. 146.1,

Economic Poisons, Ag. Code, Sec. 1068.
Employment Stabilization, D.A. 8780d, Sec. 90.
Milk Price Control, Ag. Code, Secs. 735-738.
Public Utilities, D.A. 6386.
Seed Law, Ag. Code, Secs. 917.3-917.6.

The affirmative vote of seven out of ten members is required for the adoption of a rule by the medical board (B. & P. Code, Sec. 2119.)

Publication of rules is required, in some cases with postponed effective date, in relation to:

Collection agencies, B. & P. Code, Sec. 6866.
Education, State Board of, Ed. Code, Sec. 112.
Marks and brands, Ag. Code, Sec. 331.
Personnel Board, State, D.A. 1404, Sec. 35.

Furniture and bedding inspection regulations take effect not earlier than 30 days after approval by the director (B. & P. Code, Sec. 19034); practice of pest control regulations, 30 days after notice given to all licensees (B & P. Code, Sec. 8525).

In some instances, regulations issued by one officer or agency require approval by an independent officer or agency before becoming effective:

"The Superintendent of Public Instruction may, with the approval of the State Board of Education, establish rules and regulations governing agreements affecting courses of study in the schools of the Public School System or cooperative arrangements entered into between any agency, officer, or employee of any part of the public school system and the Government of the United States or any agency thereof." (Ed. Code, Sec. 10605)

"No standards relating to child care centers proposed to be established by the Superintendent of Public Instruction in accordance with the provisions of this chapter," relating to child care centers, "shall take effect unless and until such proposed standards have been reviewed and approved by the California State War Council." (Ed. Code, Sec. 19614.5.)

"The Director of Natural Resources shall, with the approval of the Governor, promulgate any rules and regulations which are necessary or desirable to effectuate the purposes of this article," relating to state forests.

The Chief of the Bureau of Furniture and Bedding Inspection, with the approval of the Director of Professional and Vocational Standards "may adopt rules and regulations necessary for the administration of this chapter and declaring the policy of the bureau." (B. & P. Code, Sec. 19034.)

"*With the approval of the Supreme Court,* the board of governors may formulate and enforce rules of professional conduct for all members of the bar." (B. & P. Code, Sec. 6076.)

"Under rules and regulations adopted by the board and approved by the director, the Registrar of Contractors may investigate, classify and qualify applicants for contractors' licenses by written or oral examination or both." (B. & P. Code, Sec. 7065.)

"No rule governing sanitary conditions," adopted by the Board of Cosmetology, "has any effect until it has been approved by the State Department of Public Health." (B. & P. Code, Sec. 7311.)

The Structural Pest Control Board "subject to the control of the director, may adopt and enforce reasonable rules and regulations relating to the practice of pest control and the administration of this chapter." (B. & P. Code, Sec. 8525.)

In 1941, a legislative bill was introduced to require the Attorney General's approval of administrative regulations, as to their legality, prior to their taking effect. (A.B. No. 999.)

There are cases, too, in which one agency makes regulations governing the conduct of the affairs or property of another agency:

"The Division of Architecture may from time to time make such rules and regulations as it deems necessary, proper, or suitable effectually to carry out the provisions of this article," relating to approval of plans and supervision of construction of schoolhouses. (Ed. Code, Sec. 18202.)

"The State Fire Marshal shall make and enforce orders, rules, and regulations, not inconsistent with existing laws or ordinances relating to fire protection in the design and construction of, the means of egress and the adequacy of exits from, the installation and maintenance of fire alarm and fire extinguishment equipment or systems in, and the installation and maintenance of equipment and furnishings that present unusual fire hazards in, any state institution, factory, asylum, hospital, sanitarium, nursery, church, school, hall, theater, amphitheater, night club, or a similar occupancy or other place where a large number of persons work, live or congregate." (H. & S. Code, Sec. 13108.)

By Sec. 716 of the Political Code (Stats. 1941, Ch. 628, p. 2087) the Codification Board is empowered to make regulations for carrying out the provisions of the code, relating to filing and publication of regulations.

"The State Board of Education shall prescribe general regulations and general standards governing examinations for the elementary certificate by county boards of education." (Ed. Code, Sec. 12441.)

"The county board of education shall on or before the first day of February of each year establish rules and regulations under which elementary school districts governed by school trustees shall purchase standard school supplies and equipment through the county superintendent of schools, or when so directed by him, through a county purchasing agent. The county board of education shall list as standard school supplies and equipment such supplies and equipment as can be advantageously purchased in quantity." (Ed. Code, Sec. 18551.)

In respect to district or county fairs, "the Department of Finance shall prescribe rules and regulations for the judging of exhibits, and the maximum amount of premiums which may be offered and paid for all classes, sections, and types of exhibits." (Ag Code, Sec. 92.)

In the following cases, the regulations prescribed by one agency are required to be consistent with those prescribed by another agency:

"The governing board of any school district shall:

(a) Prescribe and enforce rules not inconsistent with law or with the rules prescribed by the State Board of Education, for its own government, and for the government of the schools under its jurisdiction." (Ed. Code, Sec. 2204.)

The governing board of any school district "may adopt such reasonable rules and regulations governing the child care center or centers maintained by it as are not in conflict with law or the standards established for child care centers by the Superintendent of Public Instruction. Such rules and regulations may include, among others, rules and regulations relating to the admission of children to, and their exclusion from, such center or centers." (Ed. Code, Sec. 19609.)

In 1941, a legislative bill was introduced declaring that no administrative regulation be adopted unless reasonably necessary and unless required (by a strict construction of the statute) to effectuate the purposes of the statute; also declaring that the mere fact of the adoption of a regulation does not create a presumption in favor of its validity. (S.B. 663.)

3. Judicial Review of Quasi-Legislative Action of an Administrative Agency

Our statutes are almost entirely silent on this subject.

There is a suggestion of a statutory proceeding for such a review in the Milk Price Control Law. Section 735.6, Ag. Code, declares:

"Any order of the director hereunder substantially affecting the rights of any interested party may be reviewed by any court of competent jurisdiction."

This is not to be confused with the "writ of review," which issues only to correct judicial action:

"It * * * was intended * * * that an interested party have a right to put in issue before a superior court a question arising as a result of the promulgation of any order" the administrator might make. (*Ray* v. *Parker,* 15 Cal. (2d) 275, at 290; approvingly quoting from *Agricultural Prorate Com.* v. *Superior Court,* 31 Cal. App. (2d) 518, 524.)

A comment in *Laisne* v. *Cal. St. Bd. of Optometry,* 19 Cal. (2d) 831, at 842, indicates that a review pursuant to Section 735.6, Ag. Code, might not be a review of a quasi-judicial act unless it were a review of an administrator's order revoking a license pursuant to Section 737.11, Ag. Code.

The differences between a quasi-legislative and a quasi-judicial proceeding of an administrative body are discussed in *Ray* v. *Parker,* 15 Cal. (2d) 275, at 304-310, indicating the nature and scope of the judicial review of a quasi-legislative act.

The principal actions or proceedings thus far used to test the validity of quasi-legislative acts are the equity suit for injunction (*Ray* v. *Parker,* 15 Cal. (2d) 275) and the statutory action for declaratory relief (*Louis Eckert B. Co.* v. *Unemployment R. Com.,* 47 C. A. (2d) 844, and

Viner v. *Civil Service Com.*, 59 C. A. (2d) 458). In *Cal. Drive-in Restaurant Assn.* v. *Clark*, 22 C. (2d) 287, both remedies were applied for in one action.

For a discussion of these and other remedies, see Appendix to tentative report of Judicial Council of California, Administrative Agencies Survey, 1944, pages 93-97; 14 Cal. Jur. 200-202; 14 Cal. Jur. 868; 5 Ten-Year Supp., Cal. Jur. 107; 42 Am. Jur. 665-685, Pub. Admin. Law, Secs. 227-242.

It is probable that it is competent for the Legislature to provide more fully than it has yet undertaken, for judicial review of quasi-legislative acts of administrative agencies.

4. Administrative Review of Administrative Action

There are a few instances in which provision has been made for review of administrative action by an independent administrative body.

Thus, a person aggrieved by the disapproval of a claim by the State Controller may appeal to the Board of Control. (Pol. Code, Sec. 668.)

Certain appeals to the State Department of Social Welfare from decisions by a county are provided for in the Welfare and Institutions Code: In respect to aid to the blind, Sec. 3086; children's aid, Sec. 1551; old age security aid, Sec. 2182.

A determination by the State Board of Equalization that any amount, penalty or interest under the Sales and Use Tax Law has been paid more than once or has been erroneously or illegally collected or computed, is subject to approval by the Board of Control. (Rev. & Tax. Code, Sec. 6901.)

A similar approval is required in respect to certain refunds and overpayments in connection with the Motor Vehicle Fuel License Tax (Rev. & Tax. Code, Secs. 8126 and 8192); in respect to excess payment of insurance taxes (Rev. & Tax. Code, Sec. 12976); and in respect to overpayment under the Bank and Corporation Franchise Tax Act (D. A. 8488, Sec. 27.)

Upon appeal by the taxpayer, the State Board of Equalization reviews the action of the Franchise Tax Commissioner in disallowing a claim for refund under the Bank and Corporation Franchise Tax Act (D. A. 8488, Sec. 27.)

GUESTS EXTENDED PRIVILEGE OF ASSEMBLY FLOOR

On request of Mr Burke, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mr. and Mrs Fosnaugh of San Gabriel.

On request of Mr. Dunn, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mr. and Mrs. Sydney H. Foster and Lee Raymond of Oakland.

On request of Mr. Conrad, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to H. G. Redwine of Hollywood.

On request of Mr Dolwig, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Roy L. Liddicoat, teacher of the Peninsular School of San Mateo, and the following pupils: Virginia Bughi, Dorothy Eckhardt, Mary Bihler, Martin Perego, Mildred

Hanson, Deborah Tyler, Bob Stewart, Arlene Lukas, Gloria Lukas, Dorothy Schwartz, Nan Goldthwaite, Dorothea Dalbesio, Bruce Campbell, Gary Aberle, Betty Breed, Jack Boer, John Vivian, Clarence Soler, Larry Fisk, Helen Hedgecock, and Carol Weiss.

On request of Mr. Cooke, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to James Roosevelt of Los Angeles.

ADJOURNMENT

At 11.10 p.m., on motion of Mr. Field, the Speaker declared the Assembly adjourned until 9 a.m., Friday, June 20, 1947.

SAM L. COLLINS, Speaker

GERALDINE B. HADSELL, Minute Clerk

CALIFORNIA LEGISLATURE
FIFTY-SEVENTH (GENERAL) SESSION

ASSEMBLY DAILY JOURNAL

NINETY-FOURTH LEGISLATIVE DAY
ONE HUNDRED SIXTY-SIXTH CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO
Friday, June 20, 1947

The Assembly met at 9 a.m.
Hon. Sam L. Collins, Speaker of the Assembly, presiding.
Chief Clerk Arthur A Ohnimus at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—79.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. Raymond Renwald:

Almighty and Everlasting God, who out of the abundance of Thy loving kindness, in answering the prayers of those who call upon Thee, art wont to go beyond the desires and even the hopes of the supplants; do Thou pour forth Thy mercy upon us; forgive us the sins of which our conscience is afraid, and endow us with those gifts for which our prayer does not venture to ask, through Christ Our Lord—AMEN.

READING OF THE JOURNAL DISPENSED WITH

On motion of Mr. Caldecott, further reading of the Journal of the previous legislative day was dispensed with.

COMMUNICATIONS

By Speaker Collins:

A Report of the California Code Commission of the State of California to the Governor and the Legislature, relative to the codification,

consolidation, compilation, and revision of all statutes in force, was received, and will be printed as a separate document.

Report temporarily filed with the Speaker.

RESOLUTIONS

The following resolution was offered:

By Messrs. Doyle and Geddes:

House Resolution No. 266

Relative to thanking the *Los Angeles Daily News* and the *Christian Science Monitor*

WHEREAS, The *Los Angeles Daily News* and the *Christian Science Monitor* have courteously made copies of their publications available without cost to all Members of the Assembly of the State of California during this present legislative session; and

WHEREAS, These newspapers have been most useful, informative and helpful to the members in keeping in touch with all views on matters affecting the public; now, therefore, be it

Resolved by the Assembly of the State of California, That the Members of this Assembly hereby express their appreciation and thanks to the *Los Angeles Daily News* and the *Christian Science Monitor* for their courtesy in furnishing copies of their papers to the Members of the Assembly; and be it further

Resolved, That the Chief Clerk of the Assembly transmit suitably prepared copies of this resolution to the *Los Angeles Daily News* and to the *Christian Science Monitor*.

Request for Unanimous Consent

Mr. Doyle asked for, and was granted, unanimous consent to take up House Resolution No. 266, at this time, without reference to committee or file.

Resolution read, and adopted.

BILLS WITHDRAWN FROM ACTIVE FILE, AND PLACED ON THE INACTIVE FILE

Senate Bill No. 336, on motion of Mr. Silliman.

RESOLUTIONS

The following resolution was offered:

By Mr. Rosenthal:

House Resolution No. 267

Commending the Assembly flying trio: Weber, Brown, and James

WHEREAS, This Assembly boasts among its membership three intrepid souls who hold civil air pilots' licenses and pilot themselves about at pleasure, the three being Assemblymen Charles M. Weber, Ralph M. Brown, and W. E. James; and

WHEREAS, These daring young men in their flying machines are, like the cost of living, continually going higher and higher; now, therefore, be it

Resolved by the Assembly of the State of California, That the Members of this Assembly commend their high-flying colleagues upon their enterprise and pioneer spirit in adopting this modern mode of travel and appoint them an interim committee to be on the watch, and request them that, if, up in that wild blue yonder, they should meet up with the old H. C. L. (High Cost of Living) they forthwith bring it back to earth, thereby winning the undying thanks of a grateful Nation and covering themselves and this Assembly with glory; and be it further

Resolved, That the Chief Clerk of this Assembly transmit suitable copies of this resolution to Assemblymen Charles M. Weber, Ralph M. Brown, and W. E. James.

Request for Unanimous Consent

Mr. Rosenthal asked for, and was granted, unanimous consent to take up House Resolution No. 267, at this time, without reference to committee or file.

Resolution read, and adopted.

REPORT OF COMMITTEE ON CONFERENCE

The following report of Committee on Conference was received, and read:

ASSEMBLY CHAMBER, SACRAMENTO, June 19, 1947

MR. SPEAKER: The Committee on Conference concerning:

Senate Bill No. 315—An act to amend the heading of Chapter 1 of Division 4 and Sections 3300 and 3301 of the Health and Safety Code, to amend and renumber *Section 3300a thereof to be Section 3300.5, to repeal Sections 3100 and 3101 and* Chapter 3 of Division 4 thereof, comprising Sections 3325 and 3326, to add Sections 3301.5 and 3301.6 thereto, and to amend and renumber the heading of Chapter 4 of Division 4 thereof to be Chapter 3 thereof, relating to state grants-in-aid to counties, cities and counties, and cities for the treatment and care of persons suffering from tuberculosis, and declaring the urgency thereof, to take effect immediately;

Consisting of the undersigned members, has met, and reports that it has agreed to recommend the following:

That the amendments of the Assembly be concurred in, and that the bill be further amended as follows:

Amendment No. 1

On page 3, line 9, of the printed bill, as amended in the Assembly on June 5, 1947, strike out "twenty-five cents ($2.25)", and insert "thirty cents ($2.30)".

Amendment No. 2

On page 3, line 13, of said bill, strike out "($2)", and insert "and five cents ($2.05)".

Amendment No. 3

On page 3, line 17, of said bill, strike out "seventy-five cents ($1.75)", and insert "fifty-five cents ($1.55)".

Amendment No. 4

On page 3, lines 32 and 33, of said bill, strike out "twenty-five cents ($2.25)", and insert "thirty cents ($2.30)".

Amendment No. 5

On page 3, line 37, of said bill, strike out "($2)", and insert "and five cents ($2.05)".

Amendment No. 6

On page 3, line 41, of said bill, strike out "seventy-five cents ($1.75)", and insert "fifty-five cents ($1.55)".

DILWORTH	BECK
SUTTON	ERWIN
CUNNINGHAM	BLOSSER
Senate Committee on Conference	Assembly Committee on Conference

The roll was called, and the report adopted by the following vote:

AYES—Anderson, Beck, Berry, Blosser, Boyd, Brown, Burke, Burns, Caldecott, Clarke, Collier, Conrad, Cooke, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, Johnson, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, Niehouse, Robertson, Sherwin, Stephenson, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—54.

NOES—None.

CONSIDERATION OF DAILY FILE

UNFINISHED BUSINESS

CONSIDERATION OF SENATE AMENDMENTS

Assembly Bill No. 1832—An act to add Sections 14a and 14b to the County Water District Act, relating to funds of county water districts.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 1832?

Amendment No. 1

In line 1 of the title of the printed bill, strike out "14a and 14b", and insert "14a, 14b, and 14c".

Amendment No. 2

On page 1 of said bill, after line 25, insert

"SEC. 3 Section 14c is added to the County Water District Act, to read:

Sec. 14c The board of supervisors shall determine the charge to be made against the district for services rendered by the county treasurer as custodian of the moneys of the district, and for the services of the county auditor in drawing warrants to pay demands made and approved against the district, or other services rendered by either of them pursuant to this act"

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 1832 by the following vote:

AYES—Anderson, Beck, Berry, Blosser, Boyd, Brown, Burke, Burns, Caldecott, Clarke, Collier, Conrad, Cooke, Crichton, Lester T Davis, M Philip Davis, Debs, Dickey, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, Johnson, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, Niehouse, Robertson, Sherwin, Stephenson, Thompson, Thorp, Thurman, Waters, Weber, and Mr Speaker—54

NOES—None.

Assembly Bill No. 1832 ordered enrolled.

CONSIDERATION OF GOVERNOR'S VETO

Assembly Bill No. 2014—An act to amend Sections 8404 and 8503 of the Education Code, relating to ages of school children.

Governor's message stating his objections read previously.

The question being: Shall Assembly Bill No. 2014 become a law notwithstanding the objections of the Governor?

The roll was called, and the Assembly sustained the objections of the Governor by the following vote:

AYES—None.

NOES—Anderson, Beck, Berry, Blosser, Boyd, Brown, Burke, Burns, Clarke, Collier, Conrad, Crichton, Lester T Davis, M Philip Davis, Debs, Dickey, Dolwig, Doyle, Elliott, Erwin, Evans, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, Johnson, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, Niehouse, Sillman, Stephenson, Thompson, Thorp, Thurman, Waters, Weber, and Mr Speaker—48.

CONSIDERATION OF SENATE AMENDMENTS

Assembly Bill No. 82—An act to add Section 684 to the Vehicle Code, relating to motor vehicle equipment.

The question being: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 82?

Amendment No. 1

On page 1, line 4, of the printed bill, as amended in the Assembly on May 19, 1947, strike out "repair", and insert "replace"

The roll was called, and the Assembly concurred in Senate amendment to Assembly Bill No. 82 by the following vote:

AYES—Anderson, Beck, Berry, Blosser, Boyd, Brown, Burke, Burns, Caldecott, Clarke, Collier, Conrad, Cooke, Crichton, Lester T. Davis, M Philip Davis, Debs, Dickey, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, Johnson, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, Niehouse, Robertson, Sherwin, Stephenson, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—54

NOES—None

Assembly Bill No. 82 ordered enrolled.

Assembly Bill No. 97—An act to repeal Article 3 and to amend the headings of Articles 3a and 5 of Chapter 1, to amend the chapter

headings of Chapters 2 and 3 of, and to add Chapters 2 and 7 to, Division 3 of the Agricultural Code, relating to animals, including provisions respecting the marking, branding, transportation, sale, slaughter, inspection, ownership, theft, or loss thereof and providing for the administration and enforcement of such provisions.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 97?

Amendment No. 1

On page 8, line 44, of the printed bill, as amended in the Assembly on May 8, 1947, strike out "dairy".

Amendment No. 2

On page 8 of said bill, strike out lines 45 to 50, inclusive, and insert

"3461. A cattle record brand may be placed upon either the right or left loin in front of the hip and behind the ribs. A cattle record brand for dairy cattle of the Holstein, Jersey, Guernsey, Ayrshire, Brown Swiss, Dutch Belted and milking Shorthorn breeds may be placed upon the right hip in lieu of on the loin. Such brand shall be used for purposes of identification only and not as evidence of ownership."

Amendment No. 3

On page 9, line 1, of said bill, strike out "the right", and insert "either"

Amendment No. 4

On page 10 of said bill, between lines 24 and 25, insert

"Such memorandum shall be retained for record purposes by the inspector for at least two years after the date of inspection."

Amendment No. 5

On page 10 of said bill, strike out lines 37 and 38, and insert

"(b) The brand, if any, on each branded animal recorded in the name of the owner of the animal, or the marks and brands under which the animal was offered for inspection and such additional marks and brands as may be required by the chief, and, in the case of unbranded animals, the natural marks or breed."

Amendment No. 6

On page 14, line 41, of said bill, change the period to a comma, and insert "but may not be sold to a peddler, retailer, hotel, restaurant, or to any person offering the same for consumption in a public eating establishment."

Amendment No. 7

On page 15 of said bill, strike out lines 12 and 13; and in line 14, strike out "(d)", and insert "(c)"

Amendment No. 8

On page 15, line 19, of said bill, change the period to a comma, and insert "and fitness to engage in the business of slaughtering, and if applying to operate his business where meat inspection is not mandatory under Chapter 1 of this division that he will operate in a clean and sanitary manner."

Amendment No. 9

On page 17, line 19, of said bill, after the comma, strike out "or from a"; and strike out line 20, and insert "from a person who slaughters calves pursuant to Section 357.3, or from an owner or producer of livestock slaughtered under the provisions of Section 357.4."

Amendment No. 10

On page 18, line 16, of said bill, after the period insert "Stockyards posted by the United States Department of Agriculture under the Packers and Stockyards Act are exempt from the license provisions of this article."

Amendment No. 11

On page 18, line 35, of said bill, strike out "obtains", and insert "applies for"

Amendment No. 12

On page 19, line 27, of said bill, strike out "does obtain", and insert "applies for".

Amendment No. 13

On page 19 of said bill, strike out lines 47 to 51, inclusive; and on page 20, strike out lines 1 to 4, inclusive, and insert

"Article 18. Estrays or Unclaimed Animals, Hides or Carcasses

370. When any bovine animal, or hide thereof, is found in the possession of any person who cannot prove ownership either by a recorded brand registered in the name of the person in possession of such animal or hide, or by a brand inspection certificate, or by a bill of sale from the owner of the brand on said animal or hide, or by giving a description of an unbranded animal or hide listing the breed, color, and sex, then the animal or hide shall be seized by the inspector finding such animal or hide. When any carcass of a bovine animal is found in the possession of any person who cannot prove ownership by a bill of sale, sales tag or sales memorandum showing the names of the seller and buyer, the date of sale and the quantity sold, the carcass shall be seized by the inspector."

Amendment No. 14

On page 20, line 11, of said bill, strike out the period, and insert "or unclaimed animal, hide or carcass seized under the provisions of this article"

Amendment No. 15

On page 20, line 12, of said bill, after "animal", insert "or hide".

Amendment No. 16

On page 20, line 14, of said bill, after "animal", insert "or hide".

Amendment No. 17

On page 20 of said bill, strike out line 15, and insert

"370.5. If the owner is found, said estray or unclaimed animal, hide or carcass shall, upon".

Amendment No. 18

On page 20, line 18, of said bill, as amended, after "mal", insert ", hide or carcass".

Amendment No. 19

On page 20 of said bill, strike out lines 20 to 23, inclusive, and insert "estray or unclaimed animal or hide was found, or in the locality in which the animal or hide is known to have originated if such origin is known, giving brand and marks on branded animals or hides, and for unbranded animals or hides giving breed, weight, color, and sex"

Amendment No. 20

On page 20 of said bill, strike out line 25, and insert "made for the estray or unclaimed animal or hide, the bureau shall sell said animal or hide at public".

Amendment No. 21

On page 20 of said bill, strike out line 30, and insert "the animal or hide, and the third by the first two so named. In the case of a carcass seized under the provisions of this article, the bureau may sell the carcass at the market price prevailing at the time of sale."

Amendment No. 22

On page 21 of said bill, after line 24, insert

"SEC. 8. The change in the amount of payment for license fees in the cases of cattle slaughterer's license in Section 359.5, cattle auction sales yard license in Section 364.1, and cattle transportation license in Section 366.4 shall become effective on and after January 1, 1948, and the amount of payment for such license fees shall, until January 1, 1948, remain as same is established in Sections 348, 363.2, and 368, respectively, of the Agricultural Code as such sections read prior to the effective date of this act."

Amendment No. 23

On page 18 of the printed bill, as amended in the Senate on June 6, 1947, strike out lines 44 and 45, and insert "transporting his own livestock or occasionally and in small numbers the livestock of his neighbors. As used in this section"

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 97 by the following vote:

AYES—Anderson, Beck, Berry, Blosser, Boyd, Brown, Burke, Burns, Caldecott, Clarke, Collier, Conrad, Cooke, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, Johnson,

Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, Niehouse, Robertson, Sherwin, Stephenson, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—54

NOES—None

Assembly Bill No. 97 ordered enrolled.

Assembly Bill No. 894—An act to amend Section 1299.1 of the Agricultural Code, relating to marketing of milk and other dairy products.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 894?

Amendment No. 1

In line 1 of the title of the printed bill, as amended in the Assembly on May 1, 1947, strike out "1299 1", and insert "730.2".

Amendment No. 2

On page 1, line 1, of said bill, strike out "1299 1", and insert "730 2".

Amendment No. 3

On page 1, line 3, of said bill, strike out "1299.1", and insert "730 2".

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 894 by the following vote:

AYES—Anderson, Beck, Berry, Blosser, Boyd, Brown, Burke, Burns, Caldecott, Clarke, Collier, Conrad, Cooke, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Huckley, Hinton, Hollibaugh, Huyck, Johnson, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, Niehouse, Robertson, Sherwin, Stephenson, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—54

NOES—None.

Assembly Bill No. 894 ordered enrolled.

Assembly Bill No. 1387—An act to amend Section 1096 of the Civil Code, relating to transfer of property.

The question being: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 1387?

Amendment No. 1

On page 1 of the printed bill, as amended in the Assembly on May 22, 1947, after line 12, insert

"SEC. 2. A proceeding or defense based on invalidity of any conveyance heretofore executed alleged to result from failure to comply with the provisions of Section 1096 can only be commenced or maintained within one year from the taking effect of this act."

The roll was called, and the Assembly concurred in Senate amendment to Assembly Bill No. 1387 by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Caldecott, Clarke, Collier, Conrad, Cooke, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Johnson, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, Niehouse, Stephenson, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—52.

NOES—None.

Assembly Bill No. 1387 ordered enrolled.

Assembly Bill No. 117—An act to amend Section 1260 of the Civil Code, relating to homesteads.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, Conrad, Cooke, Crichton, Lester T. Davis, M. Philip Davis, Debs, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Holibaugh, Huyck, Johnson, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, Niehouse, Robertson, Sillman, Thompson, Thorp, Thurman, Waters, and Wollenberg—54.

NOES—None.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 117?

Amendment No. 1

On page 1, lines 4 and 5, of the printed bill, as amended in the Assembly on March 25, 1947, strike out "ten thousand dollars ($10,000)", and insert "seven thousand five hundred dollars ($7,500)".

Amendment No. 2

In line 2 of the title of said bill, following "homesteads", insert ", declaring the urgency thereof, to take effect immediately".

Amendment No. 3

On page 1 of said bill, following line 10, insert

"SEC. 3. This act is hereby declared to be an urgency measure necessary for the immediate preservation of the public peace, health and safety within the meaning of Section 1 of Article IV of the Constitution and therefore shall go into effect immediately. The following is a statement of the necessity:

At the present prices of residential property it is necessary that the increased exemption take immediate effect in order to secure the purposes for which homestead exemptions were established and prevent citizens of the State, including veterans and the widows of veterans of the late war, from being deprived of shelter for their families. Since proper family life is the stable basis of the State and Nation, impairment of homestead security will strike at the foundations of the peace, health and safety of the State. It is therefore necessary that this act take effect immediately."

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 117 by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, Conrad, Cooke, Crichton, Lester T. Davis, M. Philip Davis, Debs, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Holibaugh, Huyck, Johnson, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, Niehouse, Robertson, Sillman, Thompson, Thorp, Thurman, Waters, and Wollenberg—54.

NOES—None

Assembly Bill No. 117 ordered enrolled.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, June 17, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted the report of the Committee on Conference concerning:

Senate Bill No. 122—An act to amend Section 5082 of the Business and Professions Code, relating to registration as a public accountant, declaring the urgency thereof to take effect immediately.

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

SENATE CHAMBER, SACRAMENTO, June 18, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted the report of the Committee on Conference concerning:

Senate Bill No. 723—An act to provide for a recreational program and for the acquisition and construction of lands and facilities for the propagation and conservation of wild life, creating a board to acquire the necessary property to carry out such program, and to provide for the maintenance and operation of the property and facilities so acquired, and repealing the appropriation for construction, improvements, repairs, and equipment, Division of Fish and Game, Department of Natural Resources, made by Item 245 of the Budget Act of 1947

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

UNFINISHED BUSINESS (RESUMED)

CONSIDERATION OF SENATE AMENDMENTS

Assembly Bill No. 762—An act to amend Sections 9080 and 9084 of, and to add Sections 9084.5 and 9094 to, the Insurance Code, relating to fraternal fire insurance.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 762?

Amendment No. 1

In line 2 of the title of the printed bill, as amended in the Assembly on May 14, 1947, after "9084.5", insert ", 9087.5,".

Amendment No. 2

On page 2, line 5, of said bill, strike out "cost", and insert "cash".

Amendment No. 3

On page 2, line 17, of said bill, after "SEC. 3.", insert "Section 9087.5 is added to said code, to read:

9087.5 Section 9087 is not applicable to insurance covering an insurable interest of a member in property which was insured by the association prior to the inclusion of the property within the corporate limits of a city.

SEC. 4."

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 762 by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Caldecott, Clarke, Collier, Conrad, Cooke, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, Robertson, Silliman, Stephenson, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—56.

NOES—None.

Assembly Bill No. 762 ordered enrolled.

Assembly Bill No. 1392—An act to add Section 18543 to the Government Code, defining "military leave."

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 1392?

Amendment No. 1

On page 1, line 4, of the printed bill, strike out "civil service".

Amendment No. 2

On page 1, line 7, of said bill, after "Congress", insert "and who has the right under statutes relating to reinstatement of persons after military service to return to his position".

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 1392 by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Caldecott, Clarke, Collier, Conrad, Cooke, Crichton, Lester T. Davis, M.

Philip Davis, Debs, Dickey, Ralph C Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, Robertson, Silliman, Stephenson, Thompson, Thorp, Thurman, Waters, Wollenberg and Mr Speaker—56.

NOES—None

Assembly Bill No. 1392 ordered enrolled.

Assembly Bill No. 1985—An act to amend Section 5 of the Corporate Securities Act, relating to rules and regulations.

The question being: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 1985?

Amendment No. 1

On page 2 of the printed bill, strike out line 2, and insert "law; provided that, any par value so prescribed shall not exceed one thousand dollars ($1,000) per share."

The roll was called, and the Assembly concurred in Senate amendment to Assembly Bill No. 1985 by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Caldecott, Clarke, Collier, Conrad, Cooke, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, Robertson, Silliman, Stephenson, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr Speaker—56.

NOES—None.

Assembly Bill No. 1985 ordered enrolled.

Assembly Bill No. 2084—An act to amend Section 10270 of the Insurance Code, relating to disability insurance policies.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 2084?

Amendment No. 1

On page 2, line 10, of the printed bill, as amended May 13, 1947, strike out "to (d)", and insert ", (b) and (c)".

Amendment No. 2

On page 2, line 10, of the printed bill, as amended, strike out ", inclusive,".

Amendment No. 3

On page 2, line 11, of the printed bill, as amended, strike out ", however,".

Amendment No. 4

On page 2, line 14, of the printed bill, as amended, between "the" and "form", insert "substance,".

Amendment No. 5

On page 2, line 16, of the printed bill, as amended, between "respects" and "form", insert "substance,".

Amendment No. 6

On page 2 of the printed bill, as amended, between lines 19 and 20, insert

"No policies described in subdivision (d) hereof shall be issued until approved by the commissioner The commissioner may after notice and hearing promulgate such reasonable rules and regulations relating to the form and issuance of such policies, as do not affect the substance of the coverage, and as are necessary or desirable to preserve, insofar as applicable, standards as respects form and issuance comparable to the standards in such respects prescribed by this chapter and applicable to other types of disability policies, and to further the purpose or purposes for which such policies are to be issued"

Amendment No. 7

On page 2, line 10, of the printed bill, as amended in the Senate on June 5, 1947, after "in", insert "subdivisions".

Amendment No. 8

On page 2, line 10, of said bill, strike out "herein", and insert "hereof".

Amendment No. 9

On page 2, line 22, of said bill, after "approved", insert "as to form".

Amendment No. 10

On page 2, line 31, of said bill, strike out "issued pursuant to"; and strike out line 32, and insert "described in subdivision (d) hereof."

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 2084 by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Caldecott, Clarke, Collier, Conrad, Cooke, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, Robertson, Silliman, Stephenson, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—56.

NOES—None

Assembly Bill No. 2084 ordered enrolled.

RESOLUTIONS

The following resolution was offered:

By Mr. Ralph C. Dills:

House Resolution No. 268

Congratulating Assemblyman and Mrs. Francis Dunn, Jr., on their twentieth wedding anniversary.

WHEREAS, On June 25, 1927, the lovely Antoinette Elizabeth Nunes, granddaughter of pioneers who came to California with Captain John A. Sutter, was united in marriage with Francis Dunn, Jr.; and

WHEREAS, The same Francis Dunn has now been a Member of this Assembly since 1942, representing the Thirteenth Assembly District, entering wholeheartedly into all phases of the work of this Assembly; and

WHEREAS, Assemblyman and Mrs. Dunn now have two charming daughters; Jacqueline Carol Dunn, now 19 years of age and a student at the University of California, and Francine Winifred Dunn, 17, recently graduated from Castlemont High School in Oakland; and

WHEREAS, This marriage is an example of the American tradition of the melting pot, and combines in these lovely children four national strains: Irish, English, Portuguese, and German; now, therefore, be it

Resolved by the Assembly of the State of California, That the Members of this Assembly extend congratulations and best wishes to Assemblyman and Mrs. Dunn and wish them a happy wedding anniversary; and be it further

Resolved, That the Chief Clerk of the Assembly transmit suitable copies of this resolution to Assemblyman and Mrs. Francis Dunn, Jr.

Request for Unanimous Consent

Mr. Ralph C. Dills asked for, and was granted, unanimous consent to take up House Resolution No. 268, at this time, without reference to committee or file.

Resolution read, and adopted unanimously.

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS (RESUMED)
CONSIDERATION OF SENATE AMENDMENTS

Assembly Bill No. 2496—An act to amend Sections 10340 and 10342 of the Insurance Code, and to add Sections 10375 and 10376 to the Insurance Code, relating to the payment of proceeds of disability insurance policies.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 2496?

Amendment No. 1

On page 2, line 27, of the printed bill, as amended May 14, 1947, strike out "and 10376 are", and insert "is".

Amendment No. 2

On page 2, line 27, of said bill, in the word "Sections", strike out "s".

Amendment No. 3

On page 2 of said bill, between lines 45 and 46, insert
"SEC. 4. Section 10376 is added to the Insurance Code, to read:".

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 2496 by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, Cooke, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, Robertson, Sillman, Stephenson, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—56.
NOES—None.

Assembly Bill No. 2496 ordered enrolled.

Assembly Bill No. 2604—An act to add Article 1.5 to Chapter 4 of Part 1 of Division 6 of the Health and Safety Code, relating to inclusion of sanitary districts in county sanitation districts.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 2604?

Amendment No. 1

In line 1 of the title of the printed bill, as amended in the Assembly on April 25, 1947, after "add", insert "Section 6523.1 to, to add"

Amendment No. 2

Strike out line 2 of the title of said bill, and insert "of, and to amend Section 6660 of, the Health and Safety Code, relating to sanitation and the inclusion of".

Amendment No. 3

On page 1 of said bill, before line 1, insert
"SECTION 1. Section 6523.1 is added to the Health and Safety Code, to read:
6523.1 It may borrow money and incur indebtedness and guarantee the performance of its legal or contractual obligations whether heretofore or hereafter incurred; and also refund or retire any public indebtedness or lien that may exist or be created against the district or any property therein which shall have arisen out of the transaction of the affairs of the district.

Amendment No. 4

On page 1, line 1, of said bill, strike out "Section 1.", and insert
"SEC. 2."

Amendment No. 5

On page 1, line 14, of said bill, before the period, insert "by resolution adopted by the affirmative vote of four-fifths of its members"

Amendment No. 6

On page 2, line 2, of said bill strike out "otherwise provided by law", and insert "herein otherwise provided".

Amendment No. 7

On page 2 of said bill, after line 8, insert
"6526 When a sanitary district is not included in a county sanitation district at the time of formation of the latter, it may subsequently become included within such county sanitation district, upon its sanitary board adopting a resolution, by the affirmative vote of four-fifths of its members, declaring its intention so to do.

6527. Following the formation of such county sanitation district it shall have no jurisdiction within such sanitary district until the legislative body of such sanitary district shall, by resolution adopted by the affirmative vote of no less than four-fifths of its members, determine what facilities and functions of constructing, maintaining and operating sanitary sewerage facilities of such sanitary district shall be transferred to such county sanitation district.

6528. Copies of the resolutions herein mentioned, duly certified by the clerk or secretary of the respective legislative bodies, shall be filed with the county clerk, in the respective files of such sanitary district and county sanitation district, and with the county assessor, and such resolutions shall not be effective until said copies are so filed.

6529. Nothing herein shall prevent any territory within a county sanitation district from being formed into or annexed to any sanitary district, and such territory shall thereafter become subject to this article.

SEC. 3. Section 6660 of said code is amended to read:

6660. At any time after the annexation of territory, the Board may issue bonds to raise money for any of the purposes stated in Section 6512 hereof in or for the benefit of said annexed area in the same manner as in any other part of the district, except, only qualified electors resident within the annexed territory are entitled to petition or vote in the proceedings. In the event any such bonds are issued in such annexed territory, or in lieu thereof proceedings are had under Article 3 of Chapter 4 of this part, said territory shall not be subject to taxation for any bonds of the district or of any area previously annexed thereto theretofore authorized to be issued for one or more of the same purposes under Article 1 of Chapter 6 of this part. When no such bond proceedings are intended to be taken in such territory, then in the order of the sanitary board fixing the boundaries thereof, or by resolution adopted subsequently thereto when it is found by said sanitary board to be necessary in order to provide equality of taxation in said annexed area, said sanitary board may determine that said annexed area shall not be subject to taxation for any prior indebtedness of said district or of any other part thereof. Certified copies of said resolution shall be filed with the county clerk and also with the county assessor and thereafter said annexed area shall not be subject to taxation for any such prior indebtedness."

Amendment No. 8

In the title of the printed bill, as amended in the Senate, after "6523.1", insert "and 6914".

Amendment No. 9

On the last page of said bill, at the end thereof, insert:

"SEC. 4. The following new section is added to Chapter 11 of said part and division of said code:

6914. Written notice of said proposed hearing shall be mailed by the county clerk to the secretary of the sanitary district. The sanitary board of said district shall report in writing to the board of supervisors as to the extent of such indebtedness and obligations and the effect of such exclusion on the operation of its sewerage system, and said board of supervisors may grant such exclusion after said sanitary board has consented thereto by resolution."

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 2604 by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, Cooke, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, Robertson, Sillman, Stephenson, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—56

NOES—None.

Assembly Bill No. 2604 ordered enrolled.

Assembly Bill No. 2605—An act to amend Section 4711 of the Health and Safety Code, relating to county sanitation districts.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 2605?

Amendment No. 1

In line 1 of the title of the printed bill, as amended in the Assembly on May 16, 1947, between "of" and "the", insert ", and to add Section 4764 to,".

Amendment No. 2

On page 1 of said bill, after line 24, insert

"SEC. 2. Section 4764 is added to said code, to read:

4764. It may borrow money and incur indebtedness and guarantee the performance of its legal or contractual obligations whether heretofore or hereafter incurred; and also refund or retire any public indebtedness or lien that may exist against the district or any property therein which shall have arisen out of the transaction of the affairs of the district."

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 2605 by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, Cooke, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, Robertson, Silliman, Stephenson, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—56.

NOES—None.

Assembly Bill No. 2605 ordered enrolled.

Assembly Bill No. 2606—An act to add Article 2 3 to Chapter 4 of Part 3 of Division 5 of the Health and Safety Code, relating to inclusion of sewer maintenance districts in county sanitation districts.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 2606?

Amendment No. 1

In line 2 of the title of the printed bill, as amended in the Assembly on April 25, 1947, between "of" and "the", insert ", and to add Section 5471 to,".

Amendment No. 2

In line 3 of the title of said bill, before the period, insert "and sewer rental charges".

Amendment No. 3

On page 1, line 15, of said bill, before the period, insert "by resolution adopted by the affirmative vote of four-fifths of its members".

Amendment No. 4

On page 2, line 4, of said bill, strike out "by law", and insert "in Part 1 of Division 6 of this code".

Amendment No. 5

On page 2 of said bill, after line 10, insert

"SEC. 2. Section 5471 is added to the Health and Safety Code, to read:

5471. Counties, sanitary districts, county sanitation districts, and sewer maintenance districts shall have all the powers provided in Section 5470 with respect to a city or city and county."

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 2606 by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, Cooke, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, Robertson, Silliman, Stephenson, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—56

NOES—None.

Assembly Bill No. 2606 ordered enrolled.

Assembly Bill No. 586—An act to add Section 2264 to the Civil Code, relating to obligations of trustees.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 586?

Amendment No. 1

In line 1 of the title of the printed bill, as amended in the Assembly on May 26, 1947, strike out "State College", and insert "four year state institution of higher education".

Amendment No. 2

In lines 2 and 3 of the title of said bill, strike out ", to be known as the Los Angeles State College".

Amendment No. 3

On page 1 of said bill, strike out line 1, and insert

"SECTION 1. There shall be established in the City of Los Angeles, County of Los Angeles, a four year state institution of higher education beyond the twelfth grade.

SEC. 2. Said institution of learning shall be coordinated with and governed by such program of higher education as may be adopted by the Legislature after consideration of the report and recommendations made by the State Department of Education and the Regents of the University of California as required by the provisions of Chapter 57 of the Statutes of 1947.

SEC. 3. Pending final determination of the status and organization of said institution of higher education as herein provided, it shall not constitute a part or unit of the Public School System of the State as said Public School System is defined in Section 6 of Article IX of the Constitution, or of the University of California.

SEC. 4. The Director of Education is hereby directed to arrange by contract or agreement with the Los Angeles Junior College District for facilities at the Los Angeles Junior College necessary to establish and conduct, and not later than the commencement of the spring semester of 1948 shall establish and conduct, at said institution of higher education courses of instruction of higher than the fourteenth grade of the standard given in state colleges

SEC. 5. The Director of Education shall designate a name for said institution of higher education, and said institution shall be governed by the laws governing and regulating the state colleges insofar as such laws are applicable to said institution."

Amendment No. 4

On page 1 of said bill, strike out lines 2 to 19, inclusive; and on page 2, strike out lines 1 to 25, inclusive.

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 586 by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brown, Burke, Burns, Caldecott, Carey, Clarke, Conrad, Cooke, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, Johnson, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, Rosenthal, Stephenson, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—55

NOES—None.

Assembly Bill No. 586 ordered enrolled.

Assembly Bill No. 2235—An act authorizing municipalities as herein defined issuing revenue bonds for the acquisition, construction, extension and improvement of sanitation and sewer enterprises as herein defined to contract with persons, firms, and corporations to construct, extend, improve, maintain and operate such enterprises when for the benefit of the municipality, providing that the consideration under such contracts shall be payable solely from the revenues of the enterprise, relating to the duration and provisions of such contracts and prohibiting a municipality from thereby transferring or restricting its powers and duties with respect to such enterprises and the revenue bonds thereof.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 2235?

Amendment No. 1

On page 3 of the printed bill, strike out lines 3 to 5, inclusive, and insert "All such contracts shall be awarded to the lowest responsible bidder, and shall conform to all other statutes and ordinances applicable to public contracts"

Amendment No. 2

On page 3 of said bill, strike out line 21, and insert

"SEC. 5. The affirmative vote of four-fifths of the governing body shall be required to approve all such contracts.

SEC. 6. If any clause, sentence, section, provision, or part".

Amendment No. 3

On page 3 of said bill, strike out lines 26 and 27.

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 2235 by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Caldecott, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Robertson, Rosenthal, Silliman, Stewart, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—64.

NOES—None.

Assembly Bill No. 2235 ordered enrolled.

Assembly Bill No. 2653—An act to add Section 2a to the Annexation Act of 1913, relating to the annexation of territory to municipal corporations.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 2653?

Amendment No. 1

On page 1, lines 7, 8, and 9 of the printed bill, as amended in the Assembly on June 2, 1947, strike out "or if it be found upon canvass of such election that a majority of the electors are not in favor of annexation".

Amendment No. 2

On page 1, line 10, of said bill, strike out "permitted", and insert "taken".

Amendment No. 3

On page 1, line 11, of said bill, after "year", and before the period, insert "after the date of such finding".

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 2653 by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Caldecott, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Robertson, Rosenthal, Silliman, Stewart, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—64.

NOES—None.

Assembly Bill No. 2653 ordered enrolled.

Assembly Bill No. 1655—An act to add Section 18.5 to the Alcoholic Beverage Control Act, relating to intoxicating liquors.

The question being: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 1655?

Amendment No. 1

On page 1 of the printed bill, as amended in the Assembly on May 26, 1947, strike out lines 4 and 5, and insert "hibited from dispensing wine or distilled spirits from behind any per-".

The roll was called, and the Assembly concurred in Senate amendment to Assembly Bill No. 1655 by the following vote:

AYES—Allen, Anderson, Berry, Blosser, Brady, Brown, Burke, Burns, Caldecott, Carey, Clarke, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, Price, Sherwin, Silliman, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—58.

NOES—None.

Assembly Bill No. 1655 ordered enrolled.

REQUEST FOR UNANIMOUS CONSENT THAT SENATE BILLS NOS. 1516 AND 393 BE STRICKEN FROM FILE

Mr. Thurman asked for, and was granted, unanimous consent that Senate Bills Nos. 1516 and 393 be stricken from the third reading file.

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS (RESUMED)
CONSIDERATION OF SENATE AMENDMENTS

Assembly Bill No. 1320—An act to add Section 1606 to the Education Code, relating to school district boundaries and providing that this act shall take effect immediately.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 1320?

Amendment No. 1

On page 2, lines 1 and 2, of the printed bill, as amended in the Assembly on June 3, 1947, strike out "the title to which is acquired", and insert "which is purchased or leased for a period of one year or more".

Amendment No. 2

On page 2, line 4, of the printed bill, as amended, strike out "acquiring", and insert "purchasing or leasing".

Amendment No. 3

On page 2, lines 6 and 7, of the printed bill, as amended, strike out "acquiring it", and insert "purchasing or leasing the same".

Amendment No. 4

On page 2, line 14, of the printed bill, as amended, strike out "acquiring", and insert "purchasing or leasing".

Amendment No. 5

On page 2, line 21, of the printed bill, as amended, strike out "title to such property is vested in", and insert "such property is owned or leased for a period of one year or more by".

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 1320 by the following vote:

AYES—Allen, Anderson, Beck, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, Johnson, Knight, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, Price, Robertson, Rosenthal, Sherwin, Thompson, Thurman, Waters, Wollenberg, and Mr. Speaker—59.

NOES—None.

Assembly Bill No. 1320 ordered enrolled.

Assembly Constitutional Amendment No. 14—A resolution to propose to the people of the State of California an amendment to the Con-

stitution of the State, by amending Section 16 of Article V thereof, relating to the order of succession to the office of Governor.

The question being: Shall the Assembly concur in the following Senate amendment to Assembly Constitutional Amendment No. 14?

Amendment No. 1

On page 2 of the printed measure, as amended in the Assembly on May 28, 1947, strike out lines 7 to 22, inclusive, and insert "Lieutenant Governor shall become Governor and the last duly elected President pro Tempore of the Senate shall become Lieutenant Governor for the residue of the term; but, if there be no such President pro Tempore of the Senate, the last duly elected Speaker of the Assembly shall become Lieutenant Governor for the residue of the term. In case of vacancy in the office of Governor and in the office of Lieutenant Governor, the powers and duties of the office of Governor shall devolve, for the residue of the term, upon the last duly elected President pro Tempore of the Senate, and those of the office of Lieutenant Governor upon the last duly elected Speaker of the Assembly; or if there be no President pro Tempore of the Senate, then the powers and duties of the office of Governor shall devolve for the residue of the term upon the last duly elected Speaker of the Assembly; or if there be none, then upon the Secretary of State; or if there be none, then upon the Attorney General; or if there be none, then upon the Treasurer, or if there be none, then upon the Controller; and such person upon acting as Governor shall receive the salary and perquisites of Governor. If at the time this amendment takes effect a vacancy has occurred in the office of Governor or in the offices of Governor and Lieutenant Governor, within the term or terms thereof, the provisions of this section as amended by this amendment shall apply."

The roll was called, and the Assembly concurred in Senate amendment to Assembly Constitutional Amendment No. 14 by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Debs, Clayton A. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Knight, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, Price, Robertson, Rosenthal, Sherwin, Sillman, Stewart, Thompson, Thurman, Waters, Wollenberg, and Mr. Speaker—62.

NOES—None.

Assembly Constitutional Amendment No. 14 ordered enrolled.

Assembly Bill No. 2172—An act to amend Section 4022 of the Political Code, relating to official bonds of county and township officers.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 2172?

Amendment No. 1

In line 1 of the title of the printed bill, after "Code", insert "and Sections 24150 and 24151 of the Government Code".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 2

On page 1 of said bill, after line 22, insert

"SEC. 2. Section 24150 of the Government Code is amended to read:

24150 [On or before the first Monday in September] *Prior to the primary election immediately* preceding the election of county officers, the board of supervisors shall prescribe the amounts of the official bonds of the treasurer, county clerk, auditor, sheriff, tax collector, district attorney, recorder, assessor, surveyor, superintendent of schools, public administrator, coroner, justice of the peace, and constable.

SEC. 3. Section 24151 of the Government Code is amended to read:

24151 [On or before the first Monday of September] *Prior to the primary election immediately* preceding the election of county officers the judge or judges of the superior court shall prescribe the amount in which each member of the board of supervisors shall execute an official bond, before entering upon the discharge of the duties of his office.

SEC. 4. Sections 2 and 3 of this act become operative only if Title 3 of the Government Code is enacted by the Legislature at the 1947 Regular Session, and in such case at the same time as said Title 3 takes effect; at which time Section 4022 of the Political Code is hereby repealed."

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 2172 by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Debs, Clayton A. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hawkins, Heisinger, Huckley, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Knight, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Nicholson, Price, Robertson, Rosenthal, Sherwin, Silliman, Stewart, Thompson, Thurman, Waters, Wollenberg, and Mr. Speaker—62.

NOES—None.

Assembly Bill No. 2172 ordered enrolled.

RE-REFERENCE OF BILLS

By order of the Speaker, the following bill was withdrawn from the file, and re-referred as follows:

Senate Bill No. 1575 re-referred to Committee on Ways and Means.

REPORTS OF STANDING COMMITTEES

Committee on Ways and Means

ASSEMBLY CHAMBER, SACRAMENTO, June 19, 1947

MR. SPEAKER: Your Committee on Ways and Means, to which was referred:

Assembly Bill No. 1575

Has had the same under consideration, and reports the same back with the recommendation: Do pass

WOLLENBERG, Chairman

Above reported bill ordered to third reading.

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS (RESUMED)
CONSIDERATION OF SENATE AMENDMENTS

Assembly Bill No. 1112—An act to amend Section 6 of an act entitled "An act authorizing the establishment of municipal courts, prescribing their constitution, regulation, government, procedure and jurisdiction, and providing for the election and appointment of the judges, clerks and other attaches of such courts, their terms of office, qualification and compensation and for the selection of jurors therein," approved May 23, 1925, relating to municipal courts.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 1112?

Amendment No. 1

On page 1, lines 3 and 4, of the printed bill, as amended in the Assembly on May 28, 1947, strike out "City or city and county of first class: Judges, officers and attaches."

Amendment No. 2

On page 1, lines 5 and 6, of said bill, strike out "and the judges, officers and attaches thereof," and insert ", and the judges thereof".

Amendment No. 3

On page 1 of said bill, strike out lines 12 to 16, inclusive.

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 1112 by the following vote:

AYES—Allen, Anderson, Beck, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Clayton A. Dills, Dolwig, Dunn, Elliott, Erwin, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, Niehouse, Price, Robertson, Rosenthal, Sherwin, Silliman, Stephenson, Stewart, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—62

NOES—None.

Assembly Bill No. 1112 ordered enrolled.

Assembly Bill No. 2186—An act to add Section 360 5 to the Code of Civil Procedure, relating to statutes of limitations.

The question being: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 2186?

Amendment No. 1

On page 1 of the printed bill, as amended in the Assembly on May 27, 1947, strike out line 11, and insert "period exceeding three years from the date of expiration of the time limited for commencement of the action by this title."

The roll was called, and the Assembly concurred in Senate amendment to Assembly Bill No. 2186 by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Debs, Clayton A. Dills, Doyle, Dunn, Elliott, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Hinckley, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Niehouse, Price, Robertson, Rosenthal, Sherwin, Silliman, Stephenson, Stewart, Thompson, Thurman, Waters, Weber, and Mr. Speaker—63.

NOES—None.

Assembly Bill No. 2186 ordered enrolled.

MEMBERS EXCUSED

At 10.20 a.m., Mr. Allen asked for, and was granted, unanimous consent that the members of the Committee on Public Utilities and Corporations be excused, at this time, for the purpose of holding a meeting.

RECESS

At 10.30 a.m., on motion of Mr. Dickey, the Assembly recessed until 10.40 a.m.

REASSEMBLED

At 10.40 a.m., the Assembly reconvened.

Hon. Sam L. Collins, Speaker of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF SENATE BILLS

Senate Bill No. 407—An act to amend Section 1804 of the Education Code, relative to school elections.

Bill read third time.

The roll was called.

Call of the Assembly

Pending the announcement of the vote, Messrs. Lowrey and Brown moved a call of the Assembly.

Motion carried. Time, 10.42 a.m.

The Speaker directed the Sergeant-at-Arms to close the doors, and to bring in the following absent members:

Allen, Boyd, Brady, Collier, Crowley, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Evans, Knight, Miller, O'Day, Robertson, Stanley, Thomas, Thorp, Waters, and Wollenberg—19.

PROCEEDINGS UNDER CALL OF THE ASSEMBLY BY UNANIMOUS CONSENT

TEMPORARY SUSPENSION OF ASSEMBLY RULE NO. 85

Mr. Stewart asked for, and was granted, unanimous consent that Assembly Rule No. 85 be temporarily suspended for the purpose of placing a call of the Assembly on any matter on file.

Hon. Randal F. Dickey Presiding

At 10.44 a.m., Hon. Randal F. Dickey, Member of the Assembly from the Fourteenth District, presiding.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 1100—An act to add a new Section 451.1 to the California Unemployment Insurance Act, relating to unemployment compensation disability insurance.

Bill read third time.

Speaker Presiding

At 10.50 a.m., Hon. Sam L. Collins, Speaker of the Assembly, presiding.

Demand for Previous Question

Messrs. Caldecott, Kirkwood, Robertson, Doyle, and Stanley demanded the previous question.

Demand for previous question sustained.

The question being on the passage of Senate Bill No. 1100.

The roll was called.

Call of the Assembly

Pending the announcement of the vote, Mr. Lyons moved a call of the Assembly.

The roll was called, and the motion carried by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Boyd, Brady, Burns, Caldecott, Carey, Clarke, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, Ralph C. Dills, Dunn, Elliott, Erwin, Gaffney, Grant, Grunsky, Hawkins, Heisinger, Hollibaugh, Huyck, James, Kilpatrick, Kirkwood, Knight, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Rosenthal, Sheridan, Sherwin, Silliman, Stephenson, Thomas, Thompson, Weber, and Wollenberg—47.

NOES—Blosser, Burke, Dolwig, Hinton, Johnson, Lowrey, McCollister, Robertson, and Stanley—9.

Time, 10.55 a.m.

The Speaker directed the Sergeant-at-Arms to close the doors, and to bring in the following absent members:

Brown, Conrad, Crowley, Debs, Erwin, Geddes, O'Day, Price, and Thorp—9

PROCEEDINGS UNDER CALL OF THE ASSEMBLY BY UNANIMOUS CONSENT

TEMPORARY SUSPENSION OF ASSEMBLY RULE NO. 85

Mr. Ralph C. Dills asked for, and was granted, unanimous consent that Assembly Rule No. 85 be temporarily suspended for the purpose of placing a call of the Assembly on any matter on file.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, June 19, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed:

Assembly Bill No. 2454

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bill ordered enrolled.

SENATE CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to.

Senate Bill No. 316
Senate Bill No. 638
Senate Bill No. 874

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

SENATE CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed, as amended:

Assembly Bill No. 705

And respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

CONSIDERATION OF SENATE AMENDMENTS (BY UNANIMOUS CONSENT)

Assembly Bill No. 705—An act to amend Section 73b of the Code of Civil Procedure, relating to holding sessions of the superior court in places other than the county seat.

The question being: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 705?

Amendment No. 1

On page 1, line 16, of the printed bill, as amended in the Assembly on March 26, 1947, strike out "in each township containing"; and strike out lines 17 to 20, inclusive; and insert "in each city containing a population of not less than 23,000 nor more than 28,500 as ascertained by the last preceding census taken under the authority of the Congress of the United States, or the Legislature of the State of California, wherein the city hall is not less than 11 miles distant from the site of the county courthouse"

The roll was called, and the Assembly refused to concur in Senate amendment to Assembly Bill No. 705 by the following vote:

AYES—Ralph C. Dills and McMillan—2.

NOES—Allen, Anderson, Beck, Bennett, Berry, Boyd, Brady, Burke, Burns, Butters, Carey, Clarke, Collier, George D. Collins, Conrad, Cramer, Crichton, Lester T. Davis, Clayton A. Dills, Dolwig, Doyle, Elliott, Field, Fletcher, Gaffney, Gannon, Grant, Hawkins, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Maloney, McCollister, Miller, Niehouse, Price, Robertson, Rosenthal, Sillman, Stanley, Stephenson, Thomas, Thompson, Weber, and Wollenberg—54

Appointment of Committee on Conference Concerning Assembly Bill No. 705

The Speaker announced the appointment of Messrs. Ralph C. Dills, Beck, and Rosenthal as a Committee on Conference concerning Assembly Bill No. 705.

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS (RESUMED)
CONSIDERATION OF SENATE AMENDMENTS

Assembly Bill No. 785—An act to repeal Section 957.5 of, and to add Section 958.5 to, the Fish and Game Code, relating to soupfin sharks.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 785?

Amendment No. 1

In line 1 of the title of the printed bill, as amended in the Assembly on May 1, 1947, strike out "958.5", and insert "745".

Amendment No. 2

On page 1 of said bill, strike out lines 3 to 12, inclusive, and insert

"SEC. 2. Section 745 is added to said code, to read.

745. It is unlawful to take soupfin sharks in waters less than 25 fathoms in depth. Soupfin sharks may be taken only by hook and line or by gill nets with meshes not less than nine and one-half inches. Any person who takes soupfin sharks shall keep and submit such records as may be prescribed by the commission."

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 785 by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thurman, Weber, Wollenberg, and Mr. Speaker—70.

NOES—None.

Assembly Bill No. 785 ordered enrolled.

Assembly Bill No. 892—An act to amend Sections 1019 and 1060 of the Fish and Game Code, relating to commercial fishing, packing and reduction plants.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 892?

Amendment No. 1

On page 1, line 15, of the printed bill, as amended in the Assembly on April 3, 1947, strike out "or smoking", and insert ", smoking, or production of edible proteins for human consumption".

Amendment No. 2

On page 1, lines 7 and 8, of said bill, strike out "within the districts from which the revenues are derived"

Amendment No. 3

On page 1, line 13, of the printed bill, as amended in the Senate on May 22, 1947, after "oil", insert "or other fishery products or by-products"

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 892 by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills,

Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thurman, Weber, Wollenberg, and Mr Speaker—70.

NOES—None.

Assembly Bill No. 892 ordered enrolled.

Hon. Don A. Allen Presiding

At 11 a.m., Hon. Don A. Allen, Member of the Assembly from the Sixty-third District, presiding.

THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 97—An act to add Section 13521.5 to the Education Code, relating to dismissal of teachers.

Bill read third time.

Motion to Amend

Messrs. Beck and Dunn moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in the Senate on May 28, 1947, strike out "13521.5 to the Education", and insert "1028 to the Government".

Amendment No. 2

In line 2 of the title of said bill, after "of", insert "public employees including".

Amendment No. 3

On page 1, line 1, of said bill, strike out "13521.5 is added to the Education", and insert "1028 is added to the Government".

Amendment No. 4

On page 1, line 8, of said bill, strike out "13521.5", and insert "1028".

Amendment No. 5

On page 1, line 9, of said bill, stirke out "a teacher", and insert "any public employees including teachers".

Amendment No. 6

On page 1, line 10, of said bill, after "such", insert "public employee or".

Amendments read, and adopted.

Bill ordered reprinted, and to third reading.

Motion to Place Rush Order on Printing of Senate Bill No. 97

Mr. Beck asked for, and was granted, unanimous consent that a rush order be placed on the printing of Senate Bill No. 97.

Motion carried.

Senate Bill No. 1384—An act to amend Sections 4.1, 7, 12, 24.4, 28, 34a, 34b, 39, and 40 of, to add Sections 37.5 and 59.7 to, and to repeal Section 48.6 of, the Alcoholic Beverage Control Act, relating to alcoholic beverages control.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burns, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Erwin, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Luckel, Maloney, McCollister, McMillan, Niehouse,

Price, Robertson, Rosenthal, Sheridan, Stanley, Stephenson, Stewart, Thomas, Thompson, Thurman, Weber, and Wollenberg—55.

NOES—Butters, Carey, M. Philip Davis, Dunn, Elliott, Hinton, and Lyons—7.

Bill ordered transmitted to the Senate.

FURTHER PROCEEDINGS UNDER CALL OF THE ASSEMBLY DISPENSED WITH ON SENATE BILL NO. 1100

At 11.05 a.m., on motion of Mr. Lyons, further proceedings under the call of the Assembly were dispensed with.

The names of the absentees were called, and Senate Bill No. 1100 passed by the following vote:

AYES—Allen, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cramer, Crichton, M. Philip Davis, Debs, Dickey, Dolwig, Doyle, Erwin, Gannon, Grant, Grunsky, Hinckley, Hinton, Huyck, James, Johnson, Kirkwood, Knight, Loomis, McCollister, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thurman, Waters, Weber, and Mr. Speaker—46.

NOES—Anderson, Beck, Bennett, Berry, George D. Collins, Cooke, Lester T. Davis, Clayton A. Dills, Ralph C. Dills, Dunn, Elliott, Evans, Field, Fletcher, Gaffney, Hahn, Hawkins, Heisinger, Holibaugh, Kilpatrick, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Thomas, and Wollenberg—29

Bill ordered transmitted to the Senate.

Request for Unanimous Consent That His Vote Be Changed

Mr. Clayton A. Dills asked for, and was granted, unanimous consent that he be permitted to change his vote on the roll call on Senate Bill No. 1100; and that he be recorded as voting "No."

Speaker Presiding

At 11.10 a.m., Hon. Sam L. Collins, Speaker of the Assembly, presiding.

FURTHER PROCEEDINGS UNDER CALL OF THE ASSEMBLY DISPENSED WITH ON SENATE BILL NO. 407

At 11.11 a.m., on motion of Mr. Brown, further proceedings under the call of the Assembly were dispensed with.

The names of the absentees were called, and Senate Bill No. 407 passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Caldecott, Carey, George D Collins, Conrad, Cramer, Crowley, Debs, Dickey, Clayton A. Dills, Dolwig, Doyle, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Rosenthal, Sheridan, Sherwin, Stanley, Stewart, Weber, and Wollenberg—53

NOES—Burke, Burns, Butters, Clarke, Cooke, Crichton, Lester T. Davis, Dunn, Hahn, Hinckley, Loomis, Lowrey, Luckel, Silliman, Stephenson, Thompson, and Thurman—17.

Bill ordered transmitted to the Senate.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed, as amended:

Assembly Bill No 1718

And respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of the Senate
By C V. TAYLOR, Assistant Secretary

CONSIDERATION OF SENATE AMENDMENTS (BY UNANIMOUS CONSENT)

Assembly Bill No. 1718—An act to amend Section 13002 of the Government Code, relating to the salary of the Director of Finance.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 1718?

Amendment No. 1

In line 1 of the title of the printed bill, as amended in the Assembly on May 9, 1947, strike out "Section 13002 of"; and strike out lines 2 and 3 of the title, and insert "Sections 151 and 13101 of the Business and Professions Code, Section 141 of the Education Code, Sections 10204, 12100, 12150, 12300, 12400, 13002, and 14002 of the Government Code, Section 107.5 of the Health and Safety Code, Section 51 of the Labor Code, Section 3700 of the Political Code, Section 105 of the Vehicle Code, and Section 10 of the Public Utilities Act, relating to the salaries of state officers."

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendments is indicated by being enclosed within brackets.

Amendment No. 2

On page 1 of said bill, strike out line 5, and insert

"SECTION 1. Section 151 of the Business and Professions Code is amended to read:

151. The director is appointed by the Governor and holds office at the Governor's pleasure. He shall receive a salary of [eight thousand dollars ($8,000)] *ten thousand dollars ($10,000)* per annum, and his necessary traveling expenses. He shall execute and furnish to the State of California an official bond in the sum of twenty-five thousand dollars ($25,000) conditioned upon the faithful performance of his duties.

SEC. 2. Section 13101 of the Business and Professions Code is amended to read:

13101. The State Fire Marshal shall be appointed by the Governor with the advice and consent of the Senate and shall hold office at the pleasure of the Governor. In order to be eligible for appointment, he shall have had not less than eight years experience in a regularly organized fire department in this State. He shall be paid a salary of [seven thousand dollars ($7,000)] *ten thousand dollars ($10,000)* per annum.

SEC. 3. Section 141 of the Education Code is amended to read:

141. The annual salary of the Superintendent of Public Instruction is [ten thousand dollars ($10,000)] *twelve thousand dollars ($12,000)*. He shall execute an official bond in the sum of ten thousand dollars ($10,000).

SEC. 4. Section 10204 of the Government Code is amended to read:

10204. The annual salary of the Legislative Counsel is [ten thousand dollars ($10,000)] *fifteen thousand dollars ($15,000)*. The Legislative Counsel shall be repaid all actual expenses incurred or paid by him in the discharge of his duties.

SEC. 5. Section 12100 of the Government Code is amended to read:

12100. The annual salary of the Lieutenant Governor is [ten thousand dollars ($10,000)] *twelve thousand dollars ($12,000)*.

SEC. 6. Section 12150 of the Government Code is amended to read:

12150. The annual salary of the Secretary of State is [ten thousand dollars ($10,000)] *twelve thousand dollars ($12,000)*

SEC. 7. Section 12300 of the Government Code is amended to read:

12300. The annual salary of the State Treasurer is [ten thousand dollars ($10,000)] *twelve thousand dollars ($12,000)*.

SEC. 8. Section 12400 of the Government Code is amended to read:

12400. The annual salary of the Controller is [ten thousand dollars ($10,000)] *twelve thousand dollars ($12,000)*.

SEC. 9. Section 13002 of the Government Code is".

Amendment No. 3

On page 1 of said bill, after line 10, insert

"SEC. 10. Section 14002 of the Government Code is amended to read:

14002. The director is appointed by and holds office at the pleasure of the Governor. The annual salary of the director is [twelve thousand dollars ($12,000)] *fifteen thousand dollars ($15,000)*.

SEC. 11. Section 107.5 of the Health and Safety Code is amended to read:

107.5. The director shall be appointed by the Governor for a term of four years and shall hold office until the appointment and qualification of his successor. The

term of the director in office when this section takes effect shall expire January 1, 1944 The Governor may remove the director for misconduct, incompetency, or neglect of duty, after an opportunity to be heard on written charges. A vacancy shall be filled by appointment for the unexpired term. The director shall receive a salary of [ten thousand dollars ($10,000)] *twelve thousand dollars ($12,000)* per annum and necessary expenses incurred in the performance of his duties.

SEC. 12. Section 51 of the Labor Code is amended to read:

51 The department shall be conducted under the control of an executive officer known as Director of Industrial Relations The Director of Industrial Relations shall be appointed by the Governor with the advice and consent of the Senate and hold office at the pleasure of the Governor and shall receive a salary of [eight thousand dollars ($8,000)] *ten thousand dollars ($10,000)* per annum.

SEC 13 Section 3700 of the Political Code is amended to read:

3700 The annual salary of each member of the State Board of Equalization, representing one of the equalization districts of the State, is [ten thousand dollars ($10,000)] *twelve thousand dollars ($12,000)* Each of said members shall devote his entire time to the services of the State in performing the duties imposed upon said board and the members thereof by the Constitution and statutes of this State.

SEC. 14 Section 10 of the Public Utilities Act is amended to read:

Sec 10. (a) The annual salary of each commissioner shall be [ten thousand dollars ($10,000)] *twelve thousand dollars ($12,000)*. All officers, experts, engineers, statisticians, accountants, examiners, inspectors, clerks and employees of the commission shall receive such compensation as may be fixed by the commission. The commissioners shall be civil executive officers and their salaries as fixed by law shall be paid in the same manner as are the salaries of other state officers. The salary or compensation of every person employed by the commission shall be paid monthly from the funds appropriated for the use of the commission, after being approved by the commission, upon claims therefor to be audited by the Board of Control.

(b) All expenses incurred by the commission pursuant to the provisions of this act, including the actual and necessary traveling and other expenses and disbursements of the commissioners, and their employees, incurred while on business of the commission, and including the premium or charge for bonds given by surety companies for employees of the commission when required by the commission; provided, however, that no such premium or charge shall exceed one-half of 1 percent per annum of the amount of such bond, shall be paid from the funds appropriated for the use of the commission, after being approved by the commission, upon claims therefor to be audited by the Board of Control

SEC 15 Section 105 of the Vehicle Code is amended to read:

105 Office of Director Created. The department shall be under the control of a civil executive officer to be known as the Director of Motor Vehicles, which office is hereby created The director shall be appointed by, and hold office at the pleasure of, the Governor. He shall receive a salary of [nine thousand dollars ($9,000)] *ten thousand dollars ($10,000)* per year and shall be allowed his actual and necessary traveling expenses incurred in the performance of the duties of his office. The director shall execute and deliver, as provided by law, an official bond in the sum of twenty-five thousand dollars ($25,000) "

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No 1718 by the following vote:

AYES—Allen, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier Conrad, Cramer, Crichton, Lester T Davis, Clayton A Dills, Dolwig, Doyle, Erwin, Field, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Rosenthal, Sheridan, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr Speaker—54

NOES—Dunn Elliott, Evans, Hahn, Heisinger, Lowrey, Luckel, and Sherwin—8.

Assembly Bill No. 1718 ordered enrolled.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 399—An act to add Sections 19485 1, 19620.1, 19627 1, and 19628 to the Business and Professions Code, and to add Section 20303 to the Education Code, relating to agricultural schools in state colleges, and providing for the appropriation of money for agricultural schools in educational institutions organized under Chapters

2 or 3.5 of Division 10 of the Education Code, and for such purpose increasing the revenue from the proceeds of horse racing meetings.

Bill read third time.

Motion to Amend

Mr. Maloney moved the adoption of the following amendment:

Amendment No. 1

On page 2 of the printed bill, as amended in the Assembly on June 17, 1947, strike out line 1, and insert "twenty seven million ($27,000,000)".

Amendment read, and adopted.

Bill ordered reprinted, and to third reading.

Motion to Place Rush Order on Printing of Senate Bill No. 399

Mr. Maloney moved that a rush order be placed on the printing of Senate Bill No. 399.

Motion carried.

Senate Bill No. 1548—An act to amend Sections 9100, 9101, and 9103 of the Government Code, relating to legislative offices, and making an appropriation.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, Clayton A. Dills, Ralph C Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Lowrey, Luckel, Lyons, Maloney, McCollister, Miller, Niehouse, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Weber, Wollenberg, and Mr. Speaker—64.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 1576—An act to amend Section 12902 of the Insurance Code, relating to the salary of the Insurance Commissioner.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hawkins, Hinckley, Hinton, Huyck, James, Johnson, Kilpatrick, Luckel, Lyons, Maloney, McCollister, McMillan, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Thomas, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr Speaker—58.

NOES—Anderson, Elliott, Hahn, Heisinger, and Lowrey—5.

Bill ordered transmitted to the Senate.

Senate Bill No. 1569—An act granting certain lands, comprising the bed of Clear Lake, owned by the State of California, and providing for the management, use, and control thereof

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller,

Niehouse, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—70.

NOES—None.

Bill ordered transmitted to the Senate

Senate Bill No. 108—An act to add Section 225p to the Civil Code, relating to adoptions and making an appropriation therefor.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Field, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr Speaker—68

NOES—None.

Bill ordered transmitted to the Senate.

Hon. Ernest E. Debs Presiding

At 11.50 a.m., Hon. Ernest E. Debs, Member of the Assembly from the Fifty-sixth District, presiding.

Senate Bill No. 1481—An act to add Chapter 12 (comprising Sections 28700 to 28725, inclusive) to Division 21 of the Health and Safety Code, relating to the regulation of the premises and operations of plants for the preparation and storage of frozen foods, and the licensing of the personnel thereof.

Bill read third time.

Motion to Amend

Mr. Lowrey moved the adoption of the following amendments

Amendment No. 1

In line 1 of the title of the printed bill, as amended in the Assembly on June 18, 1947, strike out "28725", and insert "28726".

Amendment No. 2

On page 1, line 2, of said bill, strike out "28725", and insert "28726".

Amendment No. 3

On page 7 of said bill, between lines 10 and 11, insert

"28726. All existing locker plants are hereby exempted from any provisions of this chapter requiring sharp freezing of foods or freezing such foods in a separate room or compartment."

Amendments read.

Demand for Previous Question

Messrs. Loomis, Hinton, James, Heisinger, and Clayton A. Dills demanded the previous question.

Demand for previous question sustained.

The question being on the adoption of the amendments offered by Mr. Lowrey to Senate Bill No. 1481.

The roll was called, and the amendments adopted by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brown, Burke, Butters, Caldecott, Carey, Collier, George D. Collins, Cooke, Cramer, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn,

Elliott, Field, Fletcher, Gaffney, Grunsky, Heisinger, Hinckley, Huyck, James, Kilpatrick, Kirkwood, Lowrey, Luckel, Maloney, McMillan, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thomas, Thurman, Waters, and Weber—48.

NOES—Brady, Burns, Clarke, Crichton, Dolwig, Erwin, Evans, Grant, Hahn, Hinton, Hollibaugh, Johnson, McCollister, Miller, Stephenson, Thompson, Wollenberg, and Mr. Speaker—18.

Bill ordered reprinted, and to third reading.

REPORTS OF STANDING COMMITTEES

Committee on Judiciary

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Judiciary, to which was referred:

Senate Bill No. 1571

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

BROWN, Chairman

Above reported bill ordered to second reading.

SECOND READING OF SENATE BILLS (BY UNANIMOUS CONSENT)

Senate Bill No. 1571—An act to add Section 308a to the Penal Code, authorizing the Director of Corrections and the Youth Authority to provide tobacco and tobacco products to persons confined in institutions under their respective jurisdictions, and to permit the use thereof by such persons.

Bill read second time, and ordered to third reading.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 140—An act to amend Sections 737a, 737s, and 737*ll* of the Political Code, relating to salaries of judges;

Assembly Bill No. 258—An act to amend Sections 7643, 7646, 7660, 7662, 7663, 7668, 7669, 7680, 7687, 7729 and the title of Article 5 of the Business and Professions Code and to repeal Sections 7665, 7666, 7667, 7681, 7682, and 7683 of the Business and Professions Code and to add Sections 7665, 7666, 7667, 7670, and 7671 to the Business and Professions Code, relating to embalmers, apprentice embalmers, regulation of licenses and apprenticeship;

Assembly Bill No. 574—An act to amend Section 2956 of the Civil Code, relating to the form of mortgages on crops or chattels;

And reports that the same have been correctly enrolled, and presented to the Governor on the twentieth day of June, 1947, at 12 m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1570—An act authorizing certain indebtedness to be incurred in connection with the joint exercise of powers by public agencies;

Assembly Bill No. 1573—An act to amend Sections 1 and 3 of, and adding Section 3.1 to, an act entitled "An act providing for the joint exercise of powers by public agencies," approved May 20, 1921, as amended, relating to the joint exercise of powers by public agencies and any agency provided to exercise such powers;

Assembly Bill No. 2534—An act to add Sections 18595, 11372, and 11409, to amend Sections 11384, 11385, 11410, 11411, 11412, 11413, and 11415, and to repeal Article 2 comprising Sections 11400 to 11402, inclusive, of the Government Code, relating to administrative regulations;

And reports that the same have been correctly enrolled, and presented to the Governor on the twentieth day of June, 1947, at 12 m.

WEBER, Chairman

Speaker Presiding

At 12.10 p.m., Hon. Sam L. Collins, Speaker of the Assembly, presiding.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 241—An act to amend Section 108 of the Civil Code, relating to divorce actions on grounds of insanity.

Bill read third time.

Motion to Amend

Mr. Dickey moved the adoption of the following amendments:

Amendment No. 1

In line 2 of the title of the printed bill, after "insanity", strike out the period, and insert ", and to amend Section 131 of the Civil Code, and to add Section 92a thereto, relating to divorce, including actions and causes of action therefor"

Amendment No. 2

On page 2 of said bill, after line 8, insert

"SEC. 2. Section 92a is hereby added to the Civil Code, to read as follows:

92a. When the husband and wife have heretofore or hereafter lived separate and apart without cohabitation, by consent or otherwise, for seven consecutive years or more immediately prior to the commencement of the action, the court shall grant a final judgment of divorce at the suit of either party, irrespective of the cause of the separation.

In actions for divorce based on this cause, the court must file its decision and conclusions of law as in other cases and if it finds that the parties have lived separate and apart, without cohabitation, for seven consecutive years or more immediately prior to the commencement of the action, it shall forthwith enter a final judgment granting the divorce, and such final judgment shall restore the parties to the status of single persons and permit either to marry after the entry thereof; and such other and further relief as may be necessary to complete disposition of the action. The court may, in its discretion and regardless of whether or not a request therefor was included in the prayer of the complaint, restore the maiden name of the wife or the name under which she was married

Recrimination or limitation and lapse of time shall not be a defense or bar to any action brought under this section Nothing herein contained shall prevent the filing of a cross-complaint by the defendant on any of the grounds specified in Section 92 of this code, but if a cause of action be proved under this Section 92a, the court shall grant a divorce in accordance with this section, but the evidence in support of such cross-complaint shall be received and considered by the court for the purpose of determining the property rights of the parties and for the purpose of determining to which of the parties the final decree of divorce shall be granted. In such case the court, if it finds the cause of action pleaded in such cross-complaint has been proved by the evidence, shall assign, apportion and divide the community property and assign the homestead of the parties in accordance with the appropriate provisions of Section 146 of this code

In any action brought under this section, irrespective of which party caused the separation or is granted the divorce, the court may compel either party to make such suitable allowance to the other party for support during life or for a shorter period as the court may deem just, having regard to the circumstances of the parties respectively, and the court may from time to time modify its orders in these respects

In all actions brought under this section the court shall likewise have the power to provide for the custody, support, care and maintenance of the minor children of said parties and may from time to time modify its orders with respect thereto as the welfare of the said children may require, and may also make suitable disposition of the community property of the parties as provided in Sections 146, 147, and 148 of the Civil Code.

All actions brought under this section shall be otherwise governed by the provisions of Articles 2, 3, and 4 of Chapter 2 of Title 1 of Part 3 of Division 1 of this code, not inconsistent therewith"

Amendments read, ~~and adopted.~~

~~Bill ordered reprinted, and to third reading.~~

On this day the above record was expunged, and the action rescinded, whereby the above amendments to Senate Bill No. 241 were adopted.

RECESS

At 12.12 p.m., on motion of Mr. Dickey, the Assembly recessed until 2 p.m.

REASSEMBLED

At 2 p.m., the Assembly reconvened.

Hon. Thomas A Maloney, Speaker pro Tempore of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed:

Assembly Bill No. 87
Assembly Bill No. 241
Assembly Bill No. 291
Assembly Bill No. 1000
Assembly Bill No. 1061
Assembly Bill No. 1521
Assembly Bill No. 1614
Assembly Bill No. 1645
Assembly Bill No 1966
Assembly Bill No. 2000
Assembly Bill No. 2044
Assembly Bill No. 2045
Assembly Bill No. 2250
Assembly Bill No. 2286
Assembly Bill No. 2333
Assembly Bill No. 2367
Assembly Bill No. 2481
Assembly Bill No 2716

J. A. BEEK, Secretary of the Senate
By C V TAYLOR, Assistant Secretary

Above bills ordered enrolled.

SENATE CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed:

Assembly Bill No. 143
Assembly Bill No. 1007
Assembly Bill No. 2376
Assembly Bill No. 2706

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bills ordered enrolled.

SENATE CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed, as amended:

Assembly Bill No. 325
Assembly Bill No. 1386
Assembly Bill No. 1976
Assembly Bill No. 2247

And respectfully requests your honorable body to concur in said amendments.

J A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bills ordered to unfinished business file.

SENATE CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed, as amended.

Assembly Bill No. 253
Assembly Bill No. 319
Assembly Bill No. 1022
Assembly Bill No. 1429
Assembly Bill No. 1499
Assembly Bill No. 2502
Assembly Bill No. 2700

And respectfully requests your honorable body to concur in said amendments.

J A BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bills ordered to unfinished business file.

SENATE CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted:

Senate Concurrent Resolution No. 65

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS

The following resolution was read:

Senate Concurrent Resolution No. 65—Relative to the creation of the Joint Committee on Legislative Procedure.

Referred to Committee on Rules.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 932—An act making an appropriation for water resource investigations, surveys, studies, plans, estimates and reports thereon.

Bill read third time.

Motion to Amend

Mr. Lowrey moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 9, of the printed bill, as amended in the Assembly on June 17, 1947, after "the", insert "State".

Amendment No. 2

On page 1, line 16, of said bill, before "State", strike out "the", and insert "The".

Amendment No. 3

On page 1, line 21, of said bill, after "($180,000)", insert "plus the unexpended balance, if any, of the money made available herein for expenditure during the preceeding fiscal year".

Amendment No. 4

On page 1, line 23, of said bill, after "000)", insert "plus the unexpended balance, if any, of the money made available herein for expenditure during the preceeding fiscal year".

Amendments read, and adopted.

Bill ordered reprinted, and to third reading.

Motion to Place Rush Order on Printing of Senate Bill No. 932

Mr. Lowrey moved that a rush order be placed on the printing of Senate Bill No. 932.

Motion carried.

Senate Bill No. 1074—An act to add Section 6.11 to the Alcoholic Beverage Control Act, relating to clubs, fraternal organizations, and hall or building associations thereof and providing for the issuance of on-sale licenses carrying distilled spirits privileges to such organizations.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Berry, Burke, Burns, Butters, Caldecott, Carey, Clarke, George D. Collins, Cooke, Cramer, Crowley, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Fletcher, Gannon, Grunsky, Hawkins, Heisinger, Hinckley, Hollibaugh, Johnson, Kilpatrick, Loomis, Lyons, Maloney, McCollister, McMillan, Miller, Rosenthal, Sherwin, Silliman, Stephenson, Stewart, Thomas, Thompson, Thurman, Weber, Wollenberg, and Mr. Speaker—45.

NOES—Anderson, Blosser, Collier, Conrad, Evans, Geddes, Hahn, Hinton, Huyck, Kirkwood, Lowrey, Luckel, Niehouse, and Waters—14.

Bill ordered transmitted to the Senate.

Senate Bill No. 1587—An act to add Section 1325 to the Penal Code, relating to immunity of witness from criminal prosecution.

Bill read third time

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Bennett, Berry, Blosser, Brady, Burke, Burns, Butters, Caldecott, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, Debs, Dickey, Ralph C. Dills, Doyle, Elliott, Erwin, Evans, Fletcher, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McCollister, Niehouse, Silliman, Thomas, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—52.

NOES—None.

Bill ordered transmitted to the Senate.

MESSAGES FROM THE GOVERNOR

STATE OF CALIFORNIA
GOVERNOR'S OFFICE, SACRAMENTO, June 19, 1947

To the Honorable Members of the Assembly
State of California, Sacramento, California

GREETINGS: I am returning herewith without my signature

Assembly Bill No. 2202, entitled: "An act to add Chapter 18, comprising Section 19500, to the Revenue and Taxation Code, relating to personal income taxes, declaring the urgency thereof, to take effect immediately."

My objections are as follows:

This bill was sponsored by the Franchise Tax Commissioner to extend for an additional year the limitation period for mailing deficiency assessments and for the filing of claims for refund with respect to returns under the Personal Income Tax Law filed for the calendar year 1942. It is an exact duplicate of Assembly Bill No. 373, now Chapter 12, Statutes of 1947, except that this bill carries an urgency clause. I am advised by the chief tax counsel for the commissioner that approval of this bill at this time will not be of any value in the administration of the law, and that they can rely on the bill earlier approved.

In view of this situation, I am returning the bill without my approval

Respectfully submitted.

EARL WARREN, Governor

CONSIDERATION OF GOVERNOR'S VETO

Assembly Bill No. 2202—An act to add Chapter 18, comprising Section 19500, to the Revenue and Taxation Code, relating to personal income taxes, declaring the urgency thereof, to take effect immediately.

Governor's message stating his objections read previously.

The question being: Shall Assembly Bill No. 2202 become a law notwithstanding the objections of the Governor?

The roll was called, and the Assembly sustained the objections of the Governor by the following vote:

AYES—None.

NOES—Anderson, Bennett, Berry, Blosser, Brady, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Dolwig, Doyle, Elliott, Erwin, Evans, Fletcher, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Rosenthal, Sherwin, Stanley, Stewart, Thomas, Thompson, Thurman, Waters, Weber, and Wollenberg—59.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 622—An act to amend Section 737m of the Political Code, relating to salaries of judges of superior courts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Beck, Bennett, Berry, Burke, Burns, Butters, Caldecott, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Erwin, Evans, Fletcher, Gannon, Grant, Grunsky, Hahn, Hawkins, Hinckley, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick,

Kirkwood, Luckel, Maloney, McCollister, Miller, Niehouse, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thurman, Waters, and Weber—52.

NOES—Elliott and Heisinger—2.

Bill ordered transmitted to the Senate.

Senate Bill No. 459—An act to amend Section 737t of the Political Code, relating to salaries of judges.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Bennett, Berry, Blosser, Brady, Brown, Burns, Butters, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Erwin, Fletcher, Gannon, Geddes, Grant, Hahn, Hawkins, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thurman, Waters, and Weber—54.

NOES—Heisinger—1.

Bill ordered transmitted to the Senate.

MESSAGES FROM THE GOVERNOR

STATE OF CALIFORNIA
GOVERNOR'S OFFICE, SACRAMENTO, June 18, 1947

To the Honorable Members of the Assembly
State of California, Sacramento, California

GREETINGS: I am returning herewith, without my signature,

Assembly Bill No. 2443, entitled: "An act to amend Sections 12460, 12461, 17030, 17031, and 17032, and to repeal Sections 17033 and 17034 of the Government Code, relating to the duties of the Controller."

My objections to this bill are as follows:

This bill amends several sections of the Government Code relating to the issuance of warrants. The same sections would have been amended by Assembly Bill No. 1726 which I vetoed at the request of the Director of Finance, the Controller, and the Attorney General.

This bill corrects one of the points to which I objected in the earlier bill but leaves several of the other grounds on which the Attorney General asked that I veto that bill, equally objectionable, in this. It contains no change from Assembly Bill No. 1726 to meet the objections of the Attorney General relating to the method of paying judgments. It would still preclude the Attorney General from paying judgments to the clerk of the court as is customary practice.

Because this bill is a reenactment of some of the features responsible for my disapproval of the earlier bill, I am returning this one without my approval.

Respectfully submitted.

EARL WARREN, Governor

Assembly Bill No. 2443 ordered to unfinished business file.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 81—An act to amend Section 737s of the Political Code, relating to the salary of judges of the superior court.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Erwin, Fletcher, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Hinton, Hollibaugh, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, Sheridan, Sherwin, Stanley, Stephenson, Stewart, Thomas, Thompson, Thurman, Weber, Wollenberg, and Mr. Speaker—59.

NOES—Elliott and Heisinger—2.

Bill ordered transmitted to the Senate.

Senate Bill No. 243—An act to amend Section 737kk of the Political Code, relating to salaries of superior judges in San Diego County.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Erwin, Fletcher, Gannon, Geddes, Grant, Grunsky, Hawkins, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Loomis, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thurman, Weber, and Wollenberg—57

NOES—George D. Collins, Heisinger, and Luckel—3.

Bill ordered transmitted to the Senate.

Senate Bill No. 635—An act to amend Section 737uu of the Political Code, relating to the salary of superior judges in and for the County of Siskiyou.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Conrad, Cooke, Cramer, Crichton, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, Miller, Niehouse, Rosenthal, Sheridan, Sherwin, Silliman, Stephenson, Stewart, Thomas, Thompson, Thurman, Weber, and Wollenberg—59.

NOES—Heisinger—1.

Bill ordered transmitted to the Senate.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate appointed Senators Tenney, McBride, and O'Gara as a Committee on Conference concerning:

Assembly Bill No. 705—An act to amend Section 73b of the Code of Civil Procedure, relating to holding sessions of the superior court in places other than the county seat.

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

REPORT OF COMMITTEE ON CONFERENCE

The following report of Committee on Conference was received, and read:

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: The Committee on Conference concerning:

Assembly Bill No. 705—An act to amend Section 73b of the Code of Civil Procedure, relating to holding sessions of the superior court in places other than the county seat;

Consisting of the undersigned members, has met, and reports that it has agreed to recommend the following:

That the amendments of the Senate be concurred in, and that the bill be further amended as follows:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in the Senate on June 13, 1947, after "Procedure," insert "and to add Section 24254.6 to the Government Code,".

Amendment No. 2

In line 2 of the title of said bill, after "court", insert "and the establishment of sheriffs' and clerks' offices".

Amendment No. 3

On page 1, line 16, of said bill, after "(3)", insert "in each city wherein the city hall is not less than 18 miles from the site of the county courthouse and which

has a population of not less than 10,000, and within the 10-mile radius from the city hall of which there is a population of not less than 50,000, if there are residing in the county at least 18 miles from the county courthouse not less than 15,000 persons, some of whom would be required to travel 50 miles to attend court at said city and at least 10 miles farther in order to attend the superior court at the county courthouse, or any other place where sessions of the superior court have been established, such populations being ascertained by the latest population determination as made under the authority of the Congress of the United States, or the Legislature of the State of California; (4)".

Amendment No. 4

On page 1, line 21, of said bill, strike out "nor more than 28,500", and insert "in a township with a population of not less than 50,000,".

Amendment No. 5

On page 1, line 25, of said bill, strike out the period, and insert ", if no session of the superior court has been theretofore established at a city wherein the city hall is less than six miles from the city hall of said city of 23,000 population.

SEC. 2. *Section 24254.6 is added to the Government Code, to read:*

24254.6. Sheriffs and clerks shall also have offices in each city containing a population of not less than 23,000 in a township with a population of not less than 50,000, as ascertained by the last preceding census taken under the authority of the Congress of the United States, or the Legislature of the State of California, wherein the city hall is not less than 11 miles from the county courthouse, if no session of the superior court has been theretofore established at a city wherein the city hall is *less than six miles from the city hall of said city of 23,000 population.*"

TENNEY	RALPH C. DILLS
McBRIDE	ROSENTHAL
O'GARA	BECK
Senate Committee on Conference	Assembly Committee on Conference

The roll was called, and the report adopted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Caldecott, Carey, Clarke, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McCollister, Niehouse, Rosenthal, Sheridan, Sherwin, Stanley, Stewart, Thomas, Thompson, Thurman, Weber, Wollenberg, and Mr. Speaker—62.

NOES—None.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: *I am directed to inform your honorable body that the Senate on* this day adopted the report of the Committee on Conference concerning:

Assembly Bill No. 705—An act to amend Section 73b of the Code of Civil Procedure, relating to holding sessions of the superior court in places other than the county seat.

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Assembly Bill No. 705 ordered enrolled

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 1127—An act to amend Section 737h of the Political Code, relating to salaries of judges of the superior court.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Caldecott, Carey, Clarke, Conrad, Cooke, Cramer, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Erwin, Field, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Rosenthal, Sheridan, Sherwin, Stanley, Thomas, Thompson, Thurman, Weber, Wollenberg, and Mr. Speaker—60.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 1566—An act to amend Section 485 of the Civil Code, relating to railroad corporations.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Holbbaugh, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Robertson, Rosenthal, Sheridan, Sherwin, Stanley, Thomas, Thompson, Thurman, Weber, and Wollenberg—63.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 544—An act to amend Sections 20602, 20602.1, 21252, 21252.1, and 21256, to add Section 20750.2 to, and to repeal Section 20602.3 of the Government Code, relating to the State Employees' Retirement System, providing for the rights, contributions, and pensions of patrol members and former patrol members in respect to said system, changing the rate of state contributions thereto in respect to said members, and providing for the refund or other disposition of certain optional contributions by patrol members to said system.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, George D. Collins, Cooke, Cramer, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, Johnson, Kilpatrick, Loomis, Lowrey, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Thomas, Thurman, Waters, Weber, and Wollenberg—61

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 1037—An act to repeal Chapter 11, comprising Sections 7500 to 7593, inclusive, of Division 3 of the Business and Professions Code, and to add a new Chapter 11, comprising Sections 7500 to 7581, inclusive, to Division 3 of said code, relating to the definition of and the licensing and regulation of private detectives.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brown, Burke, Burns, Butters, Caldecott, Carey, Collier, George D. Collins, Conrad, Cooke, Cramer, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Holbbaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Rosenthal, Sheridan, Sherwin, Stanley, Stewart, Thomas, Thurman, Waters, Weber, Wollenberg, and Mr Speaker—65.

NOES—None.

Bill ordered transmitted to the Senate.

Hon. Ralph C. Dills Presiding

At 2.50 p.m., Hon. Ralph C. Dills, Member of the Assembly from the Sixty-ninth District, presiding.

REQUEST FOR PERMISSION TO CONSIDER RESOLUTION

Pursuant to the provisions of Assembly Concurrent Resolution No. 73 and Joint Rule No. 23, and upon recommendation of the Speaker, Mr. Geddes moved that permission be granted to consider Assembly Joint Resolution No. 54, previously introduced, at this time.

The roll was called, and permission granted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Carey, Clarke, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Lyons, Maloney, McCollister, Miller, Niehouse, Price, Rosenthal, Sheridan, Sherwin, Stewart, Thomas, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr Speaker—65.

NOES—None.

Request for Unanimous Consent

Mr. Geddes asked for, and was granted, unanimous consent to take up Assembly Joint Resolution No. 54, at this time, without reference to committee or file, and that the same be considered engrossed.

CONSIDERATION OF ASSEMBLY JOINT RESOLUTION NO. 54

Assembly Joint Resolution No. 54—Relative to memorializing and petitioning the Congress to enact appropriate legislation to enable the several states and territories to finance the administration of their unemployment insurance systems.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Allen, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Conrad, Cooke, Crichton, Lester T Davis, M Philip Davis, Debs, Clayton A Dills, Dolwig, Doyle, Erwin, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Lyons, Maloney, McCollister, McMillan, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Stewart, Thomas, Thompson, Thurman, Weber, Wollenberg, and Mr. Speaker—58.

NOES—George D Collins—1.

Resolution ordered transmitted to the Senate.

COMMUNICATIONS

By Speaker Collins:

The following telegram was received, read, and ordered printed in the Journal:

SAN JOSE, CALIFORNIA, June 20, 1947

Hon. Sam Collins
Speaker of the Assembly,
State Capitol, Sacramento, California

California Council of Republican Women, Northern Division, in regular session in San Jose this morning passed a resolution endorsing the Tenney education bills, and recommend their passage.

MARJORIE BENEDICT, Secretary

RECESS

At 3 p.m., on motion of Mr. Wollenberg, the Assembly recessed until 4.30 p.m.

REASSEMBLED

At 4.30 p m., the Assembly reconvened.

Hon. Sam L. Collins, Speaker of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

MEMBER EXCUSED

At 4.31 p.m., Mr. Dickey asked for, and was granted, unanimous consent that Mr. Thorp be excused for the balance of the legislative day because of illness.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1074—An act to amend Section 8401 of the Education Code, relating to the establishment of kindergartens;

Assembly Bill No. 1357—An act to add Sections 14307 and 14308 to the Revenue and Taxation Code, relating to the lien of inheritance tax;

Assembly Bill No. 1406—An act to amend Section 3710 of the Revenue and Taxation Code, relating to property taxes;

And reports that the same have been correctly enrolled, and presented to the Governor on the twentieth day of June, 1947, at 4 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1409—An act to amend Section 1426.1 of the Penal Code, relating to copies of complaints for defendants;

Assembly Bill No. 1871—An act to amend Section 814 of the Agricultural Code, relating to head lettuce;

Assembly Bill No. 2038—An act to amend Section 755 of the Political Code, relating to the salary of the Clerk of the Supreme Court and ex officio Secretary of the Judicial Council;

And reports that the same have been correctly enrolled, and presented to the Governor on the twentieth day of June, 1947, at 4 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 2522—An act to add Section 1905 to the Government Code, relating to the State Capitol Building;

Assembly Bill No. 2691—An act making an appropriation in augmentation of of the appropriation in Item 11 of the Budget Act of 1945, for legislative printing, binding, etc., for the Fifty-seventh Session, to take effect immediately;

And reports that the same have been correctly enrolled, and presented to the Governor on the twentieth day of June, 1947, at 4 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 884—An act to amend Section 15442 of the Revenue and Taxation Code, relating to exemptions from gift tax, including the exemption of nonprofit membership hospital associations or corporations;

Assembly Bill No. 889—An act to amend Part 6 of Division 3, Title 2 of the Government Code, relating to the Department of Justice;

Assembly Bill No. 1071—An act to amend Sections 86 and 86a of the Code of Civil Procedure, relating to destruction of old records and to keeping of indexes;

And reports that the same have been correctly enrolled, and presented to the Governor on the twentieth day of June, 1947, at 4 p.m.

WEBER, Chairman

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed, as amended:

Assembly Bill No. 55	Assembly Bill No. 1994
Assembly Bill No. 1053	Assembly Bill No. 2697

And respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bills ordered to unfinished business file.

SENATE CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER I am directed to inform your honorable body that the Senate on this day passed.

Assembly Bill No. 137
Assembly Bill No. 334
Assembly Bill No. 399
Assembly Bill No 687
Assembly Bill No. 709
Assembly Bill No. 800
Assembly Bill No. 1052
Assembly Bill No 1081
Assembly Bill No. 1197
Assembly Bill No. 1381
Assembly Bill No 1579
Assembly Bill No. 1588
Assembly Bill No 1670
Assembly Bill No 1799
Assembly Bill No. 1814
Assembly Bill No. 1886
Assembly Bill No. 2021
Assembly Bill No. 2040
Assembly Bill No. 2075
Assembly Bill No 2145
Assembly Bill No 2364
Assembly Bill No 2658
Assembly Bill No. 2696
Assembly Bill No. 2712
Assembly Bill No 2714
Assembly Bill No. 2719
Assembly Bill No. 2722
Assembly Bill No. 2717

J. A. BEEK, Secretary of the Senate
By C V. TAYLOR, Assistant Secretary

Above bills ordered enrolled.

RECESS

At 4 32 p.m , on motion of Mr. Dickey, the Assembly recessed until 5 25 p.m.

REASSEMBLED

At 5 25 p.m., the Assembly reconvened.

Hon. Ernest E. Debs, Member of the Assembly from the Fifty-sixth District, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

RESOLUTIONS

The following resolutions were offered:

By Messrs. Debs, Allen, Stewart, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Mrs. Niehouse, Messrs. O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg·

House Resolution No. 269

Thanking Speaker Sam L. Collins for his services to this Assembly

WHEREAS, Assemblyman Sam L Collins, Speaker of the Assembly of California, has served as presiding officer of this body throughout the long and arduous sessions of the 1947 Legislature, and has, by the capable, courteous, and efficient conduct of his office, greatly expedited the business of this Assembly and assisted the members in concluding their legislative programs, now, therefore, be it

Resolved by the Assembly of the State of California, That a rising vote of thanks is hereby extended to Sam L Collins, in sincere appreciation of his efficient and untiring service to this Assembly; and be it further

Resolved That the Chief Clerk of this Assembly transmit a suitably prepared copy of this resolution to Speaker Sam L Collins

Request for Unanimous Consent That All Names Be Placed Upon House Resolution No. 269, as Co-authors

Mr. Allen asked for, and was granted, unanimous consent that the names of all members present be placed upon House Resolution No. 269, as co-authors.

Request for Unanimous Consent

Mr. Stewart asked for, and was granted, unanimous consent to take up House Resolution No. 269, at this time, without reference to committee or file.

Resolution read, and adopted unanimously.

By Messrs. Debs, Dolwig, Wollenberg, Waters, Gaffney, Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Sam L. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, McCollister, McMillan, Miller, Mrs. Niehouse, Messrs. O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, and Weber:

House Resolution No. 270

Thanking Speaker pro Tempore Thomas A. Maloney for his services to this Assembly

WHEREAS, Assemblyman Thomas A. Maloney, Speaker pro Tempore of the Assembly, has served admirably, as he always does, throughout the 1947 Sessions of this Assembly, and has courteously and efficiently discharged the duties of his office and been of great assistance to the Members of this Assembly; now, therefore, be it

Resolved by the Assembly of the State of California, That the Members of this Assembly express to Speaker pro Tempore, Thomas A. "Senator" Maloney, their sincere appreciation for the service he has performed for this Assembly; and be it

Resolved, That the Chief Clerk of the Assembly transmit a suitably prepared copy of this resolution to Speaker pro Tempore, Thomas A. Maloney.

Request for Unanimous Consent That All Names Be Placed Upon House Resolution No. 270, as Co-authors

Mr. Dolwig asked for, and was granted, unanimous consent that the names of all members present be placed upon House Resolution No. 270, as co-authors.

Request for Unanimous Consent

Mr. Sam L. Collins asked for, and was granted, unanimous consent to take up House Resolution No. 270, at this time, without reference to committee or file.

Resolution read, and adopted unanimously.

By Messrs. Crichton, Clarke, Stephenson, Johnson, Ralph C. Dills, Brady, Kirkwood, Dickey, Maloney, Blosser, Allen, Anderson, Beck, Bennett, Berry, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Collier, George D. Collins, Sam L. Collins, Conrad, Cooke, Cramer, Crowley, Lester T. Davis, M. Philip Davis, Debs, Clayton A. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Kilpatrick, Knight, Loomis, Lowrey, Luckel, Lyons, McCollister, McMillan, Miller, Mrs. Niehouse,

Messrs. O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thomas, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker.

House Resolution No. 271

Congratulating Assemblyman John F. Thompson upon his birthday anniversary

WHEREAS, July 8th is the birthday anniversary of one of our most esteemed colleagues, John F. "Jack" Thompson, representing the Twenty-ninth Assembly District; and

WHEREAS, John F. Thompson has taken time out from his busy life as a farmer in the beautiful Santa Clara Valley, where he has for many years been a leader in farm, political, and fraternal organizations, and has come to this Assembly in an unselfish spirit of public service; and

WHEREAS, John F. Thompson is now in his third term of office in this Assembly where he has taken an active part in all our work, and has conscientiously served as committee chairman and member, and has accomplished a great service for the people of his district and of the State of California, particularly through his untiring efforts to promote soil conservation; now, therefore, be it

Resolved by the Assembly of the State of California, That the Members of this Assembly hereby extend to John F. "Jack" Thompson hearty congratulations and wish him a happy birthday; and be it further

Resolved, That the Chief Clerk of the Assembly transmit a suitably prepared copy of this resolution as a token of the esteem and good wishes of his colleagues in this Assembly

Request for Unanimous Consent That All Names Be Placed Upon House Resolution No. 271, as Co-authors

Mr. Crichton asked for, and was granted, unanimous consent that the names of all members present be placed upon House Resolution No. 271, as co-authors.

Request for Unanimous Consent

Mr. Crichton asked for, and was granted, unanimous consent to take up House Resolution No. 271, at this time, without reference to committee or file.

Resolution read, and adopted unanimously.

COMMUNICATIONS

By Speaker Collins:

The following communication was received, read, and ordered printed in the Journal:

CALIFORNIA LEGISLATURE, FIFTY-SEVENTH SESSION
ASSEMBLY, June 20, 1947

Hon. Sam L. Collins, Speaker of the Assembly
California Legislature, State Capitol
Sacramento, California

DEAR SIR: I hereby resign as a Member of the Assembly of the State of California, representing the Fifty-sixth Assembly District. This resignation to take effect as of twelve o'clock, midnight, on the thirtieth day of June, 1947.

This resignation is delivered to you, pursuant to Section 1750 of the Government Code.

Yours very truly,

ERNEST E. DEBS
Member of the Assembly
Fifty-sixth District

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, June 19, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted:

Senate Concurrent Resolution No. 68

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS

The following resolution was read:

Senate Concurrent Resolution No. 68—Relative to the retirement of Roy W. Cloud as State Executive Secretary of the California Teachers Association.

Referred to Committee on Rules.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed, as amended:

Assembly Bill No. 2391

And respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bill ordered to unfinished business file.

SENATE CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed:

Assembly Bill No. 2352
Assembly Bill No. 2394

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bills ordered enrolled.

RECESS

At 5.30 p.m., on motion of Mr. Dickey, the Assembly recessed until 5.35 p.m.

REASSEMBLED

At 5.35 p.m., the Assembly reconvened.

Hon. Sam L. Collins, Speaker of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed:

Assembly Bill No. 1016
Assembly Bill No. 1067
Assembly Bill No. 1084
Assembly Bill No. 1171
Assembly Bill No. 1172
Assembly Bill No. 1174
Assembly Bill No. 1178
Assembly Bill No. 1181
Assembly Bill No. 1430
Assembly Bill No. 1528
Assembly Bill No. 1676
Assembly Bill No. 2110
Assembly Bill No. 2240
Assembly Bill No. 2334
Assembly Bill No. 2335
Assembly Bill No. 2336
Assembly Bill No. 2389
Assembly Bill No. 2437
Assembly Bill No. 2497
Assembly Bill No. 2504
Assembly Bill No. 2663
Assembly Bill No. 2699
Assembly Bill No. 2721
Assembly Bill No. 1175
Assembly Bill No. 692

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bills ordered enrolled.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 288—An act making an appropriation to the Department of Agriculture for the purpose of augmenting market news services.

Bill read third time.

Motion to Amend

Mr. Crichton moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 5, of the printed bill, as amended in the Assembly on June 17, 1947, strike out "47", and insert "37".

Amendment read, and adopted.

Bill ordered reprinted, and to third reading.

Motion to Place Rush Order on Printing of Senate Bill No. 288

Mr. Crichton moved that a rush order be placed on the printing of Senate Bill No 288.

Motion carried.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed, as amended:

Assembly Bill No. 377	Assembly Bill No. 1352
Assembly Bill No 713	Assembly Bill No. 1979
Assembly Bill No. 1080	Assembly Bill No. 2079
Assembly Bill No. 1180	Assembly Bill No. 2332
Assembly Bill No. 1219	Assembly Bill No. 2337
Assembly Bill No. 1222	Assembly Bill No 1444

And respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bills ordered to unfinished business file.

CONSIDERATION OF SENATE AMENDMENTS (BY UNANIMOUS CONSENT)

Assembly Bill No. 377—An act to amend Section 2164 of the Welfare and Institutions Code, relating to aid to the aged.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 377?

Amendment No. 1

In line 1 of the title of the printed bill, as amended in the Assembly on June 7, 1947, strike out "Section 2164", and insert "Sections 2164 and 2165".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 2

On page 1 of said bill, after line 13, insert

"SEC. 2. Section 2165 of said code is amended to read:

2165. No aid under this chapter shall be granted or paid to any married person, if the assessed value of the combined real property of the husband and wife, as assessed by the county assessor, less all encumbrances thereon of record, exceeds three thousand *five hundred* dollars [$3,000] *($3,500)* at the time such person makes application for aid."

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 377 by the following vote:

AYES—Anderson, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Clarke, Cooke, Crichton, Lester T. Davis, Debs, Dickey, Doyle, Elliott, Erwin, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, James, Johnson, Kirkwood, Loomis, Lowrey, Luckel, McMillan, Niehouse, Robertson, Sherwin, Silliman, Stanley, Thomas, Thompson, Thurman, and Waters—44.

NOES—None.

Assembly Bill No. 377 ordered enrolled.

REQUEST FOR UNANIMOUS CONSENT THAT CHIEF CLERK BE INSTRUCTED TO REQUEST RETURN OF SENATE BILL NO. 1440 FROM THE SENATE

Mr. Geddes asked for, and was granted, unanimous consent that the Chief Clerk be instructed to request the return of Senate Bill No. 1440 from the Senate.

UNFINISHED BUSINESS (RESUMED)

CONSIDERATION OF SENATE AMENDMENTS

Assembly Bill No. 1080—An act to amend Section 20457 of the Government Code, relating to elections among employees of public agencies on the question of their inclusion in the State Employees' Retirement System.

The question being: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 1080?

Amendment No. 1

On page 1, line 21, of the printed bill, as amended in the Assembly on April 21, 1947, after "policeman," insert "the county peace officers,".

The roll was called, and the Assembly concurred in Senate amendment to Assembly Bill No. 1080 by the following vote:

AYES—Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Clarke, Conrad, Cooke, Crichton, Lester T. Davis, Debs, Dickey, Doyle, Elliott, Erwin, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinton, Hollibaugh, James, Johnson, Kirkwood, Luckel, Maloney, McMillan, Niehouse, Robertson, Sherwin, Silliman, Stanley, Thomas, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—46.

NOES—None.

Assembly Bill No. 1080 ordered enrolled.

RESOLUTIONS

The following resolutions were offered:

By Messrs. Maloney and Gaffney:

House Resolution No. 272

In tribute to the Reverend Father Raymond Renwald

WHEREAS, During this Fifty-seventh Session of the Legislature it has been the good fortune of the Assembly to secure as its Chaplain the Reverend Father Raymond Renwald of Sacramento; and

WHEREAS, The Reverend Father Raymond Renwald, by his prayers each morning, has brought to this body spiritual guidance and inspiration in the day's work; and

WHEREAS, His devout utterances have reminded the members of their obligation not only to their God, but to their fellow men, the State and the Nation, and have aided them in their efforts to merit the trust imposed in them by the people of California; and

WHEREAS, The broad vision, the tolerance, the human understanding and the intellectual attainments of the Reverend Father Raymond Renwald have compelled

the admiration of all within his hearing and won the personal regard of each Member of this Assembly; now, therefore, as adjournment draws near, be it

Resolved by the Assembly of the State of California, That the Assembly does hereby express to the Reverend Father Raymond Renwald its sincere appreciation for the spiritual guidance he has rendered this body during the Fifty-seventh Session of the Legislature, and for the inspiration which the members have derived from his prayers; and be it further

Resolved, That the Chief Clerk is hereby authorized and instructed to have printed 250 copies of a booklet containing the prayers offered in the Assembly at this session; that he send one of said copies to each Member of the Assembly; and that he transmit the remainder to the Reverend Father Raymond Renwald together with an engrossed copy of this resolution.

Request for Unanimous Consent

Mr. Maloney asked for, and was granted, unanimous consent to take up House Resolution No. 272, at this time, without reference to committee or file.

Resolution read, and adopted unanimously.

By Mr. Dickey:

House Resolution No. 273

Resolved, That Arthur A. Ohnimus, Chief Clerk of the Assembly, is hereby directed to take charge of arranging and preparing the bills, books and all other records of the Assembly, and filing the same with the Secretary of State, as provided by law, subsequent to adjournment of the Fifty-seventh Session of the Legislature, and shall have charge of indexing, correcting, comparing and proofreading and otherwise preparing the Journal of the Assembly of the Fifty-seventh Session of the Legislature; such indexing, correcting, comparing and proofreading of the Assembly Journals shall be performed by the State Printer under the direction of the Chief Clerk of the Assembly, making the information therein contained readily available for the use of the Members of the Legislature, state officers and the general public, as a permanent record of the business transacted during the Fifty-seventh Session. He shall also have charge of compiling, preparing and having printed after adjournment, a final calendar of the legislative business of the Fifty-seventh Session, said calendar to comprise a history of all bills introduced and their authors, the numbers that shall have become law; those that have been refused passage, and any and all such information as will provide a complete history of the session's business and a guide for the information of subsequent sessions of the Legislature

When the final calendar is prepared, said Arthur A Ohnimus, Chief Clerk, is directed to forward one copy of the Final History to each public library in the State which may apply for same, and one copy to each Member of the Assembly, and one copy of the complete unbound chapters to each Member of the Assembly; and be it further

Resolved, That the Chief Clerk shall prepare and have printed subsequent to adjournment and during the 30-day period allowed the Governor to sign bills, a Bulletin showing the bills that the Governor has signed during said 30-day period and at the conclusion of the 30-day period he shall have compiled and printed a Bulletin showing the complete action on all bills signed and those pocket vetoed, and such other information as he may deem useful to advise the members of the status of each individual bill introduced during the session.

He shall mail a copy of said Bulletin to each Member of the Assembly and to each person making a request for a copy of the same; and be it further

Resolved, That the Chief Clerk is hereby authorized to employ such help as may be necessary to complete the aforesaid work of the Assembly and the same shall be compensated at a rate per diem not greater than that allowed them during the time the Legislature is in session; provided, however, that no compensation shall be allowed except for services actually performed in Sacramento, and the Chief Clerk is hereby directed to keep an accurate attendance record of all attaches so employed and certified by him to the State Controller as being entitled to compensation; and be it further

Resolved, That the State Controller is hereby authorized and directed to pay weekly compensation in such amounts and to such persons as may be certified to him by the Chief Clerk as being entitled to the same, and such sums shall be payable from the unexpended balance of the fund provided for the payment of officers and attaches of the Assembly.

Request for Unanimous Consent

Mr. Dickey asked for, and was granted, unanimous consent to take up House Resolution No. 273, at this time, without reference to committee or file.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Anderson, Berry, Blosser, Boyd, Brown, Burke, Burns, Clarke, Conrad, Cooke, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Doyle, Elliott, Erwin, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, James, Johnson, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Niehouse, Sherwin, Silliman, Stanley, Thomas, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—51.
NOES—None

By Mr. Dickey:

House Resolution No. 274

Resolved, That Arthur A. Ohnimus, Chief Clerk, be and he is hereby authorized and empowered to receipt for any warrants that may be due members, officers, or other attaches of the Assembly, after the close of the session, or that may be drawn upon the Contingent Fund of the Assembly.

Request for Unanimous Consent

Mr. Dickey asked for, and was granted, unanimous consent to take up House Resolution No. 274, at this time, without reference to committee or file.

Resolution read, and adopted.

UNFINISHED BUSINESS (RESUMED)

CONSIDERATION OF SENATE AMENDMENTS

Assembly Bill No. 1180—An act to amend Section 1708 of the Harbors and Navigation Code, relating to reports to the Governor.

The question being: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 1180?

Amendment No. 1

On page 1, line 4, of the printed bill, after "each", strike out "odd-numbered".

The roll was called, and the Assembly concurred in Senate amendment to Assembly Bill No. 1180 by the following vote:

AYES—Anderson, Berry, Blosser, Boyd, Brown, Burke, Burns, Clarke, Conrad, Cooke, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Doyle, Elliott, Erwin, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, James, Johnson, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Niehouse, Sherwin, Silliman, Stanley, Thomas, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—51.
NOES—None

Assembly Bill No. 1180 ordered enrolled.

Assembly Bill No. 1444—An act to repeal Chapter 3 of Division 3, comprising Sections 3600 to 3607, inclusive, of, and to add a new Chapter 3 to Division 3 of the Public Resources Code, relating to the spacing of wells and community oil and gas leases, declaring the urgency thereof and providing that this act shall take effect immediately.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 1444?

Amendment No. 1

On page 3, line 51, of the printed bill, as amended in the Assembly on May 9, 1947, strike out "at the time", and insert "when".

Amendment No. 2

On page 4, line 2, of said bill, strike out the period, and insert "and the State Oil and Gas Supervisor has caused to be recorded with the county recorder of the county in which said land aggregating less than one acre is located a declaration as hereinafter provided.

There shall be attached to such notice of intention a statement which shall set forth the name or names of the record owner or record owners of said land aggregating less than one acre which is to be included in said oil and gas leasehold on said other

lands, the legal description of said land aggregating less than one acre, the name of the lessee of the oil and gas lease in which such land is to be included, and a reference to the book and page of the official records of the county recorder where such oil and gas lease is recorded or a reference to the document number and date of recordation of such oil and gas lease. The State Oil and Gas Supervisor, upon receipt of such notice of intention and attached statement shall, within 10 days thereafter, cause to be recorded with the county recorder of the county in which said land aggregating less than one acre is located, a declaration, signed by him or his assistant or deputy, that said land is deemed by the provisions of this section to be included in said oil and gas leasehold on said other lands. Such declaration shall set forth the same information required to be set forth in the statement attached to the notice of intention. The county recorder shall accept such declaration for recordation and shall index such declaration in the names of all persons or corporations mentioned therein. From the time of recording thereof in the office of the county recorder such notice shall impart constructive notice of the contents thereof to all persons dealing with the land therein described."

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 1444 by the following vote:

AYES—Anderson, Berry, Blosser, Boyd, Brown, Burke, Burns, Clarke, Conrad, Cooke, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Doyle, Elliott, Erwin, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, James Johnson, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Niehouse, Sherwin, Silliman, Stanley, Thomas, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—51

NOES—None.

Assembly Bill No. 1444 ordered enrolled.

Assembly Bill No. 1352—An act to amend Sections 19621, 19622, 19623, 19624, 19625, and 19626 and to repeal Section 19622.5 of the Business and Professions Code, to repeal Sections 92, 92.1, 92.4, and 92.5 of, and to add an article heading to Chapter 3 of Division 1 of, and Sections 92, 92.1, 92.2, 92.3, 92.4, 92.5, 92.6, and 92.7 to, the Agricultural Code, relating to the Fair and Exposition Fund and providing for and regulating the appropriation and expenditure of the money in said fund.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 1352?

Amendment No. 1

In the title of the printed bill, as amended in the Assembly on June 3, 1947, strike out lines 1 to 6, inclusive, and insert

"An act to amend Section 19626 of the Business and Professions Code, relating to the Fair and".

Amendment No. 2

On page 1 of said bill, strike out lines 1 to 16, inclusive.

Amendment No. 3

On page 2 of said bill, strike out lines 1 to 43, inclusive.

Amendment No. 4

On page 2, line 44, of said bill, strike out "SEC. 6", and insert "SECTION 1".

Amendment No. 5

On page 3 of said bill, strike out lines 1 to 52, inclusive.

Amendment No. 6

On page 4 of said bill, strike out lines 1 to 52, inclusive.

Amendment No. 7

On page 5 of said bill, strike out lines 1 to 52, inclusive.

Amendment No. 8

On page 6 of said bill, strike out lines 1 to 51, inclusive.

Amendment No. 9

On page 7 of said bill, strike out lines 1 to 52, inclusive

Amendment No. 10

On page 8 of said bill, strike out lines 1 to 9, inclusive.

Amendment No. 11

On page 3 of the printed bill, as amended in the Senate on June 18, 1947, between lines 2 and 3, insert "the remainder for additional support of the Sixth District Agricultural Association in such amounts as may be allocated by the Director of Finance in his discretion and for permanent improvements upon the property of the State, citrus, county, or district agricultural associations for fair purposes, or the purchase of equipment for fair purposes, or the acquisition or purchase of real property, including costs of appraisal or other incidental costs, to be used as sites for such permanent improvements, in such amounts as may be approved by the State Public Works Board and may be allocated by the Director of Finance at his discretion."

The roll was called, ~~and the Assembly concurred in Senate amendments to Assembly Bill No. 1352 by the following vote:~~

PRINTER'S NOTE—There being no 7-point strikeout type available, the following roll call, which should appear in strikeout type, is indicated by being enclosed within brackets:

[AYES—Anderson, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Clarke, George D. Collins, Conrad, Cooke, Crichton, Lester T. Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Looms, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, Price, Robertson, Sherwin, Silliman, Stanley, Thomas, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—58.
NOES—None.]

~~Assembly Bill No. 1352 ordered enrolled.~~

On this day Assembly Bill No 1352 was recalled from enrollment, and the record was expunged, and the action rescinded, whereby the Assembly concurred in Senate amendments to Assembly Bill No. 1352.

Assembly Bill No. 1979—An act to amend Sections 55, 61, and 66 of, and to add Section 25 to, the Conservation and Planning Act, relating to planning.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 1979?

Amendment No. 1

In lines 2 and 3 of the title of the printed bill, as amended in the Assembly on June 10, 1947, strike out "and 66 of, and to add Section 25", and insert "66, and 73 of, and to add Sections 25, 26, and 73.5".

Amendment No. 2

On page 1 of said bill, between lines 10 and 11, insert

"SEC. 1.5. Section 26 is added to said act, to read:

Sec. 26. The board may make rules providing for the time, manner, and cases in which regional, county, and city planning commissions shall submit information as to state projects to the board for review and suggested revision."

Amendment No. 3

On page 3 of said bill, strike out lines 3 to 7, inclusive, and insert

"SEC. 5. Section 73 of said act is amended to read:

Sec. 73. Whenever the legislative body of the city or county shall have adopted a master plan for the city or county, or for any major section or district thereof, no road, street, highway, square, park or other public way, ground or open space shall be acquired by dedication or otherwise, and no road, street, highway or public way shall be closed or abandoned, and no public building or structure of any governmental agency shall be constructed or authorized in the area for which such master plan shall have been adopted by the legislative body, until the location, character and extent thereof shall have been submitted to and shall have been reported upon by the planning commission. If the authorization, acquisition, financing or acceptance of such road,

street, highway, square, park or other public way, ground or open space, or the construction or authorization of such public building or structure, be vested by law or charter provisions in some governmental body, commission or board other than the legislative body of such city or county, then such other governmental body, commission or board having such jurisdiction shall first submit to the planning commission the location, character and extent of such proposed public improvement for report thereof. In the event that the planning commission shall disapprove the same, its disapproval may be overruled by such other governmental body, board or commission only by a vote of not less than two-thirds of its entire membership. Failure of the planning commission to act within 40 days, or such longer period as may be designated by the legislative body or such other governmental body, board or commission, after the date of the official submission of any matter to it by the legislative body or by such other governmental body, board or commission, shall be deemed to be approval of such matter by the planning commission. To the extent of any inconsistency the provisions of Section 73.5 control over those of this section.

SEC. 6. Section 73.5 is added to said act, to read:

Sec. 73.5. Information as to state projects which are proposed shall be submitted to regional, county and city planning commissions for review and suggested revision at such times, in such manner and in such cases as may be provided by rule of the State Conservation and Planning Board."

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 1979 by the following vote:

AYES—Anderson, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Clarke, George D. Collins, Conrad, Cooke, Crichton, Lester T. Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, Price, Robertson, Sherwin, Silliman, Stanley, Thomas, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—58

NOES—None.

Assembly Bill No. 1979 ordered enrolled.

Assembly Bill No. 2079—An act to amend Section 92 of the Unemployment Insurance Act, relating to the administration of the Department of Employment.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 2079?

Amendment No. 1

In the title of the printed bill, as amended in the Assembly on June 6, 1947, strike out "the administration of the Department of Employment", and insert "farm labor placement".

Amendment No. 2

On page 6, line 16, of said bill, after "veterans", insert "and a Farm Placement Service to promote the placement and clearance of agricultural labor,".

Amendment No. 3

On page 6, line 19, of said bill, after "employment", insert "; provided, however, that the commission is not required to maintain a Farm Placement Service if and during such time as applicable federal laws provide for a System of Farm Labor Placement financed from federal funds which is separate and apart from the General System of Public Employment Offices".

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 2079 by the following vote:

AYES—Anderson, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Clarke, George D. Collins, Conrad, Cooke, Crichton, Lester T. Davis, Debs, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, Price, Robertson, Sherwin, Silliman, Stanley, Thomas, Thompson, Thurman, Wollenberg, and Mr. Speaker—57.

NOES—None.

Assembly Bill No. 2079 ordered enrolled.

Assembly Bill No. 2332—An act to repeal Section 673 of the Political Code and add Section 13452 to the Government Code, relating to notice to the Department of Finance and State Treasurer of local bond issues.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 2332?

Amendment No. 1

In lines 1 and 2 of the title of the printed bill, strike out "and add Section 13452 to the Government Code".

Amendment No. 2

On page 1 of the printed bill, strike out lines 2 to 22, inclusive.

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 2332 by the following vote:

AYES—Anderson, Bennett, Berry, Blosser, Boyd, Burke, Burns, Butters, Caldecott, Carey, Clarke, George D. Collins, Conrad, Cooke, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, Price, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thurman, Waters, Weber, and Mr. Speaker—62.

NOES—None.

Assembly Bill No. 2332 ordered enrolled.

Assembly Bill No. 2337—An act to amend Section 12465 of, and to add Section 12466 to, the Government Code, relating to financial reports of public officials.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 2337?

Amendment No. 1

On page 1, line 5, of the printed bill, following the period, insert "When they are in excess of 15 years old, the Controller may also destroy after they have been microfilmed claims upon which warrants have been issued, canceled warrants, and other records involving the expenditure of state money. Microfilming before destruction of the documents herein mentioned need not be done if in the opinion of the Controller and the Director of Finance there is no need to preserve a record of the documents to be destroyed."

Amendment No. 2

On page 1, line 6, of said bill, strike out "claims upon which warrants have been issued, can-"; strike out line 7 of said bill; and in line 8, strike out "money, and".

Amendment No. 3

On page 1, line 21, of said bill, strike out "a list", and insert "the amount".

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 2337 by the following vote:

AYES—Anderson, Bennett, Berry, Blosser, Boyd, Burke, Burns, Butters, Caldecott, Carey, Clarke, George D. Collins, Conrad, Cooke, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, Price, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thurman, Waters, Weber, and Mr. Speaker—62.

NOES—None.

Assembly Bill No. 2337 ordered enrolled.

MOTION THAT CHIEF CLERK BE INSTRUCTED TO WRITE LETTER

Mr. Maloney moved that the Chief Clerk be instructed to write a letter to Reginald Moss, who is seriously ill, and express, on behalf of the Members of the Assembly, best wishes for his immediate recovery.

MESSAGES FROM THE GOVERNOR

STATE OF CALIFORNIA
GOVERNOR'S OFFICE, SACRAMENTO, June 20, 1947

To the Honorable Members of the Assembly
State of California
Sacramento, California

GREETINGS: I am returning herewith, without my signature,

Assembly Bill No. 498, entitled: "An act to amend Section 3700 of the Health and Safety Code, relating to the use of common drinking receptacles."

My objections are as follows:

This bill lowers the present standards of the law with regard to the use of common drinking cups on railroad trains. Present law prohibits the use of common drinking cups on railroad trains, but this bill would restrict this prohibition to railroad trains carrying passengers I see no reason for relaxing such health measures.

In fairness, it should be stated that as originally introduced the bill would have strengthened the law, but subsequent amendments have weakened it.

For these reasons I am returning this bill without my signature.

Respectfully submitted.

EARL WARREN, Governor

CONSIDERATION OF GOVERNOR'S VETO (BY UNANIMOUS CONSENT)

Assembly Bill No. 498—An act to amend Section 3700 of the Health and Safety Code, relating to the use of common drinking receptacles.

Governor's message stating his objections read.

The question being: Shall Assembly Bill No. 498 become a law notwithstanding the objections of the Governor?

The roll was called, and the Assembly sustained the objections of the Governor by the following vote:

AYES—None.

NOES—Anderson, Bennett, Berry, Blosser, Burke, Burns, Butters, Caldecott, Carey, Clarke, Conrad, Cooke, Crichton, Debs, Dickey, Ralph C. Dills, Doyle, Dunn, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Niebouse, O'Day, Price, Robertson, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thurman, Weber, and Mr. Speaker—55.

RESOLUTIONS

The following resolution was offered:

By Messrs. James, Clarke, Geddes, Loomis, Hinckley, Kirkwood, and Stephenson:

House Resolution No. 275

Relative to memorializing the President and the Congress of the United States in relation to the application of the 160-acre limitation of the Federal Reclamation Law to the Central Valley Project

WHEREAS, The Federal Reclamation Law, as originally enacted, was designed principally for the reclamation of arid lands on the Great Plains by developing a water supply for said lands and bringing them under cultivation; and

WHEREAS, In the earlier projects much of the land was owned by the United States and open to homestead and the maximum agricultural homestead on public lands had been traditionally established at 160 acres; and

WHEREAS, Not all of the land benefited by such reclamation was necessarily in public ownership and there was a possibility that a project might include considerable tracts of privately owned land which would be rendered more valuable because of the project; and

WHEREAS, To avoid conferring disproportionate benefits upon privately owned land in what were essentially public land projects the Congress limited the acreage for which water would be made available to 160 acres; and

WHEREAS, The Central Valley Project of California is being constructed under the Federal Reclamation Law but under entirely different circumstances than existed when the 160-acre limitation was written into said law, because it is not a project for the reclamation of arid public land but a multiple purpose project the water features of which involve principally a supplemental water supply for land in private ownership and already capable of producing crops; and

WHEREAS, A large part of the supplemental water supplied by the project will be utilized for replenishing the underground water supply which will present an entirely different picture from the early Great Plains projects where the utilization of water supplied by gravity flow could be adequately measured so that the 160-acre limitation could be practicably applied; and

WHEREAS, Within the Central Valley Basin there is a vast difference between parcels of land lying in different areas in the basin, whereas the land of the Great Plains projects for which the 160-acre limitation was originally designed was generally uniform as to nature and productiveness; and

WHEREAS, The application of the 160-acre limitation to the Central Valley Project would result in breaking up agricultural units which experience under California conditions has demonstrated are the proper size for efficient operation; and

WHEREAS, The application of the 160-acre limitation, if, indeed, such limitation can be practicably applied, would serve no useful purpose, disrupt an agricultural economy long established, and would apply the federal statute to a situation not contemplated at the time of its enactment; and

WHEREAS, There is pending in the Congress of the United States Senate Bill 66 to make the 160-acre limitation inapplicable to the Central Valley Project of California; now, therefore, be it

Resolved by the Assembly of the State of California, That the Congress of the United States is hereby memorialized and requested to enact said Senate Bill 66 and the President of the United States is memorialized and requested to approve said Senate Bill 66; and be it further

Resolved, That the Chief Clerk of the Assembly is directed to transmit copies of this resolution to the President of the United States, the President pro Tempore of the Senate, the Speaker of the House of Representatives, and to each Senator and Representative from California in the Congress of the United States

Request for Unanimous Consent

Mr. James asked for, and was granted, unanimous consent to take up House Resolution No. 275, at this time, without reference to committee or file.

Resolution read

The roll was called.

Call of the Assembly

Pending the announcement of the vote. Messrs. Heisinger and James moved a call of the Assembly.

Motion carried. Time, 5.50 p.m.

The Speaker directed the Sergeant-at-Arms to close the doors, and to bring in the following absent members:

Allen, Beck, Boyd, Brady, Cramer, Crowley, Debs, Dickey, Clayton A. Dills, Dolwig, Erwin, Evans, Field, Grant, Huyck, Knight, Lowrey, McCollister, Rosenthal, Stewart, Thomas, Thorp, and Waters—23

PROCEEDINGS UNDER CALL OF THE ASSEMBLY BY UNANIMOUS CONSENT

TEMPORARY SUSPENSION OF ASSEMBLY RULE NO. 85

Mr. Gannon asked for, and was granted, unanimous consent that Assembly Rule No. 85 be temporarily suspended for the purpose of placing a call of the Assembly on any matter on file.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted the report of the Committee on Conference concerning

Assembly Bill No. 767—An act to amend Sections 4901, 4902, 4904, 4912, 4913, 4914, 4915, and 4953 of the Education Code, and to add Section 4912.1 to said code, all relating to the reorganization of school districts

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 97—An act to add Section 13521.5 to the Education Code, relating to dismissal of teachers.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Beck, Berry, Blosser, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thurman, Weber, Wollenberg, and Mr. Speaker—65.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 558—An act to amend Section 10603 of the Education Code, relating to the course of study in junior colleges.

Bill read third time.

Point of Order

Mr. Ralph C. Dills arose to the following point of order: That Mr. Gannon is not speaking to the question.

Ruling by Speaker

Speaker Collins ruled the point of order well taken.

The question being on the passage of Senate Bill No. 558.

The roll was called, and the bill refused passage by the following vote:

AYES—Burns, Butters, Caldecott, Clarke, Collier, Cramer, Dolwig, Doyle, Field, Gannon, Hahn, Hollibaugh, Huyck, Johnson, Knight, Loomis, Lowrey, Maloney, O'Day, Price, Sheridan, Silliman, Stanley, Stephenson, Thurman, Weber, and Wollenberg—27.

NOES—Anderson, Beck, Bennett, Berry, Blosser, Brown, Burke, Carey, George D. Collins, Conrad, Cooke, Crowley, Lester T. Davis, M. Philip Davis, Debs, Clayton A. Dills, Ralph C. Dills, Dunn, Elliott, Erwin, Gaffney, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hinton, James, Kilpatrick, Kirkwood, Luckel, McMillan, Miller, Niehouse, Sherwin, Stewart, and Thomas—38.

Bill ordered transmitted to the Senate.

Senate Bill No. 1024—An act to add Section 10052.1 to the Education Code, relating to mandatory instruction in American principles as prerequisite to problem study in specified subjects.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Collier, Conrad, Cramer, M. Philip Davis, Debs, Clayton A. Dills, Ralph C. Dills, Dolwig, Dunn, Erwin, Field, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hinckley, Hollibaugh, Huyck, Johnson, Knight, Loomis, Lowrey.

Luckel, McCollister, Niehouse, O'Day, Price, Sheridan, Sherwin, Stanley, Stephenson, Stewart, Thomas, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—51

NOES—Anderson, George D. Collins, Crowley, Lester T. Davis, Elliott, Hawkins, Hinton, James, Kirkwood, McMillan, and Miller—11

Bill ordered transmitted to the Senate

FURTHER PROCEEDINGS UNDER CALL OF THE ASSEMBLY DISPENSED WITH ON HOUSE RESOLUTION NO. 275

At 6.03 p.m., on motion of Mr. James, further proceedings under the call of the Assembly were dispensed with.

The names of the absentees were called, and House Resolution No. 275 adopted by the following vote:

AYES—Blosser, Boyd, Burke, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cramer, Crowley, M. Philip Davis, Dolwig, Doyle, Erwin, Gannon, Geddes, Grant, Grunsky, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Knight, Loomis, Luckel, Niehouse, Price, Robertson, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—43.

NOES—Anderson, Beck, Bennett, Berry, Brown, Burns, George D. Collins, Cooke, Crichton, Lester T. Davis, Clayton A. Dills, Ralph C. Dills, Dunn, Elliott, Evans, Fletcher, Gaffney, Hahn, Hawkins, Heisinger, Kilpatrick, Lyons, Maloney, McMillan, Miller, O'Day, Rosenthal, Sheridan, and Thomas—29

Explanation of Vote on House Resolution No. 275

Monopolistic holding of land is in conflict with the Constitution of CALIFORNIA which reads as follows:

Article 17, Section 2. "The holding of large tracts of land, uncultivated and unimproved, by individuals or corporations, is against the public interest, and should be discouraged by all means not inconsistent with the rights of private property." Hence my "no" vote.

VERNON KILPATRICK

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 1029—An act to add Section 13230.1 to the Education Code, relating to mandatory instruction in fundamentals.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Boyd, Burke, Burns, Butters, Caldecott, Carey, Conrad, Cooke, Cramer, M. Philip Davis, Clayton A. Dills, Dolwig, Gaffney, Gannon, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hollibaugh, Huyck, James, Johnson, Knight, Loomis, Luckel, McCollister, Niehouse, O'Day, Price, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—41

NOES—Anderson, Beck, Berry, Collier, George D. Collins, Lester T. Davis, Debs, Ralph C. Dills, Dunn, Elliott, Geddes, Hawkins, Hinton, Kirkwood, Lowrey, McMillan, Miller, Rosenthal, and Thomas—19.

Bill ordered transmitted to the Senate

Senate Bill No. 1031—An act to amend Section 11291 of the Education Code, relating to elementary school textbooks.

Bill read third time.

The roll was called.

Call of the Assembly

Pending the announcement of the vote, Mr. Gannon moved a call of the Assembly.

The roll was called, and the motion carried by the following vote:

AYES—Bennett, Berry, Boyd, Brown, Burke, Burns, Butters, Caldecott, Conrad, Cooke, Crichton, M. Philip Davis, Dolwig, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hollibaugh, Huyck, James, Johnson, Loomis, Price, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thurman, Waters, and Weber—38

NOES—Anderson, Beck, Lester T. Davis, Ralph C. Dills, Dunn, Elliott, Geddes, Hawkins, Hinton, Kilpatrick, Luckel, Lyons, McMillan, Miller, and Rosenthal—15

Time, 6.15 p.m.

The Speaker directed the Sergeant-at-Arms to close the doors, and to bring in the following absent members:

Allen, Brady, Carey, Clarke, Crowley, Debs, Dickey, Clayton A. Dills, Doyle, Maloney, Thomas, and Thorp—12.

PROCEEDINGS UNDER CALL OF THE ASSEMBLY BY UNANIMOUS CONSENT

TEMPORARY SUSPENSION OF ASSEMBLY RULE NO. 85

Mr. Gannon asked for, and was granted, unanimous consent that Assembly Rule No. 85 be temporarily suspended for the purpose of placing a call of the Assembly on any matter on file.

RESOLUTIONS

The following resolutions were offered:

By Messrs. Waters, Maloney, Sam L. Collins, Allen, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, McCollister, McMillan, Miller, Mrs. Niehouse, Messrs. O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Weber, and Wollenberg:

House Resolution No. 276

Congratulating Assemblyman and Mrs. Earl W. Stanley on their Silver Wedding Anniversary

WHEREAS, Not too many years ago there resided in the City of Pasadena, State of California an ambitious young man by the name of Earl Stanley, and a lovely and beauteous girl named Mildred Twitchell; and

WHEREAS, That happy sprite, Cupid, caused the paths of these two fine young people to cross; and

WHEREAS, In that same City of Pasadena, Earl Stanley, bewitched by the grace and charm of Mildred Twitchell, wooed her and won her hand in marriage on June 21, 1922; and

WHEREAS, That union which has been so rich in happiness, affection and congenial companionship throughout the intervening years has been blessed by the birth of two lovely girls named Donna and Earlynne, who have since married and made our genial colleague and his spouse grandparents four times over; and

WHEREAS, Earl Stanley during those years distinguished himself by taking an active interest in his community affairs as one of the city fathers of Newport Beach, and has, during the Fifty-seventh Session of the California Legislature, ably and efficiently represented that city and the Seventy-fourth Assembly District; and

WHEREAS, His colleagues have benefited during their deliberations from his sage advice and counsel and enjoyed the friendliness and geniality of his rotund and jovial presence; and

WHEREAS, June 21, 1947, finds Earl Stanley and Mildred Stanley celebrating the conclusion of their twenty-fifth year of married life, now, therefore, be it

Resolved by the Assembly of the State of California, That our esteemed colleague and his good wife be congratulated upon this, their Silver Wedding Anniversary, and that our best wishes be extended that their next 25 years of married life may be just as rich and happy as the years which have passed; and, be it further

Resolved, That the Chief Clerk of this Assembly transmit a suitably prepared copy of this resolution to Mr. and Mrs. Earl W. Stanley as an expression of the esteem in which they are held by all its members.

Request for Unanimous Consent That All Names Be Placed Upon House Resolution No. 276 as Co-authors

Mr. McMillan asked for, and was granted, unanimous consent that the names of all members present be placed upon House Resolution No. 276, as co-authors.

Request for Unanimous Consent

Mr. Waters asked for, and was granted, unanimous consent to take up House Resolution No. 276, at this time, without reference to committee or file.

Resolution read, and adopted unanimously.

By Messrs. Blosser, Crichton, Thompson, Wollenberg, Maloney, Sam L. Collins, Allen, Anderson, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Kilpatrick, Kirkwood, Knight, Loomis, Lowrey, Luckel, Lyons, McCollister, McMillan, Miller, Mrs. Niehouse, Messrs. O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thorp, Thurman, Waters, and Weber:

House Resolution No. 277

Congratulating Assemblyman Harry J. Johnson on his birthday anniversary

WHEREAS, Harry J. Johnson, our esteemed colleague from the Thirty-sixth Assembly District, will celebrate the anniversary of his natal day on June 21, 1947; and

WHEREAS, Assemblyman Johnson has made many friends in this Assembly during the course of this session, and has established a record of effective work on many committees, serving with distinction on the Ways and Means Committee and as Chairman of its Subcommittee on Hospitals for the Mentally Ill; now, therefore, be it

Resolved by the Assembly of the State of California, That Harry J. Johnson is hereby commended for his wholehearted participation in the work of this Assembly, and his friends and colleagues extend to him hearty congratulations and wish him a happy birthday; and be it further

Resolved, That the Chief Clerk of the Assembly transmit a suitably prepared copy of this resolution to Assemblyman Harry J. Johnson.

Request for Unanimous Consent That All Names Be Placed Upon House Resolution No. 277 as Co-authors

Mr. Blosser asked for, and was granted, unanimous consent that the names of all members present be placed upon House Resolution No. 277, as co-authors.

Request for Unanimous Consent

Mr. Blosser asked for, and was granted, unanimous consent to take up House Resolution No. 277, at this time, without reference to committee or file.

Resolution read, and adopted unanimously.

REPORTS OF STANDING COMMITTEES

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Rules, to which was referred:

Senate Concurrent Resolution No. 60

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and be adopted, as amended.

DICKEY, Chairman

Above reported resolution ordered on file.

SECOND READING OF SENATE BILLS (BY UNANIMOUS CONSENT)

Senate Concurrent Resolution No. 60—Relative to the creation of the Joint Interim Committee on Water Problems.

Resolution read.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Rules:

Amendment No. 1

On page 3, line 11, of the printed measure, strike out "twenty thousand dollars ($20,000)", and insert "ten thousand dollars ($10,000)".

Amendment read, and adopted.

Resolution ordered reprinted, and on file for adoption.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, June 13, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted the report of the Committee on Conference concerning:

Senate Bill No. 148—An act to amend Sections 379, 380, 382, 383, 383.1, and 776 of the Vehicle Code, Section 7 of an act entitled "An act to regulate the caravaning of vehicles upon the public highways of this State, defining the term 'caravaning' and providing for the licensing of vehicles in caravan for the privilege of using the public highways, and for the cost of regulating persons engaged in caravaning and providing such fees shall be a lien and for the enforcement of such liens and the collection and disposition of such fees and imposing penalties for violation thereof, and to repeal an act entitled 'An act to regulate the caravaning of motor vehicles upon the public highways of this State, defining the term "caravaning" and providing for the licensing of motor vehicles in caravan and imposing penalties for violation thereof,' approved July 6, 1935, declaring the urgency thereof, and providing that it shall take effect immediately," approved July 1, 1937, being Chapter 788 of the Statutes of 1937, and Section 10901 of the Revenue and Taxation Code, relating to fees collected by the Department of Motor Vehicles and refunds made thereby.

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

RESOLUTIONS

The following resolution was offered:

By Messrs. Thomas and Rosenthal:

House Resolution No. 278

Relative to the creation of the Assembly Interim Committee on Actors' Agents

WHEREAS, The entertainment industry is an important factor in the economy of this State; and

WHEREAS, It is incumbent upon the Legislature by appropriate regulation to foster and develop this field of business and art; and

WHEREAS, It is imperative that all pertinent facts bearing upon this subject be found, assembled and analyzed to the end that the Legislature of California may be enabled to act advisedly and judiciously in the premises for the best interests of California in the consideration and enactment of legislation; now, therefore, be it

Resolved by the Assembly of the State of California, As follows:

1. The Assembly Interim Committee on Actors' Agents is hereby created and authorized and directed to ascertain, study and analyze all facts relating to the activities of agents for artists and other talent in the field of entertainment, their practices, methods of operation, and the effect thereof on the individuals employed or seeking employment in this field, and on employers desiring the services of artists and other talent in this field, including but not limited to the operation, effect, administration, enforcement and needed revision of any and all laws in any way bearing upon or relating to the subject of this resolution, and to report thereon to the Assembly, including in the report its recommendations for appropriate legislation.

2. The committee shall consist of three Members of the Assembly appointed by the Speaker thereof. The chairman shall be appointed by the Speaker. Vacancies occurring or existing in the membership of the committee shall be filled by the appointing power.

3. The committee is authorized to act during this session of the Legislature, including any recess, and after final adjournment until the commencement of the 1949 Regular Session, with authority to file its final report not later than the fifteenth legislative day of that session.

4. The committee and its members shall have and exercise all of the rights, duties and powers conferred upon investigating committees and their members by provisions of the Joint Rules of the Senate and Assembly and of the Standing Rules of the Assembly as they are adopted and amended from time to time, which provisions are incorporated herein and made applicable to this committee and its members.

5. The committee has the following additional powers and duties:

(a) To select a vice chairman from its membership.

(b) To contract with such other agencies, public or private, as it deems necessary for the rendition and affording of such services, facilities, studies and reports to the committee as will best assist it to carry out the purposes for which it is created.

(c) To cooperate with and secure the cooperation of county, city, city and county, and other local law enforcement agencies in investigating any matter within the scope of this resolution and to direct the sheriff of any county to serve subpenas, orders and other process issued by the committee.

(d) To report its findings and recommendations to the Legislature and to the people from time to time and at any time, not later than herein provided

(e) To do any and all other things necessary or convenient to enable it fully and adequately to exercise its powers, perform its duties, and accomplish the objects and purposes of this resolution.

6. The sum of one thousand dollars ($1,000) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Assembly for the expenses of the committee and its members and for any charges, expenses or claims it may incur under this resolution, to be paid from the said contingent fund and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read, and referred to Committee on Rules.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to:

Senate Bill No. 234
Senate Bill No. 407
Senate Bill No. 454
Senate Bill No. 477
Senate Bill No. 621
Senate Bill No. 701
Senate Bill No. 1074
Senate Bill No. 1203
Senate Bill No. 1384
Senate Bill No. 1493
Senate Bill No. 1544
Senate Bill No. 1548
Senate Bill No. 1569
Senate Bill No. 1576
Senate Bill No. 1593

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

SENATE CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted:

Assembly Joint Resolution No 49
Assembly Joint Resolution No 50

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above resolutions ordered enrolled.

SENATE CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER. I am directed to inform your honorable body that the Senate on this day passed:

Assembly Bill No. 635
Assembly Bill No. 1275
Assembly Bill No. 1363
Assembly Bill No. 1577
Assembly Bill No. 1657
Assembly Bill No. 2246
Assembly Bill No. 2379
Assembly Bill No. 2326

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bills ordered enrolled.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 1568—An act to add Sections 8203.1, 8203.2, 8203.3, 8203.4, 8203.5, and 8203.6 to the Government Code, relating to notaries public.

Bill read third time.

Motion to Amend

Mr. O'Day moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 10, of the printed bill, as amended, after "8203.2.", insert "Such notaries public shall be appointed only upon the recommendation of the commanding officer of the reservation in which they are to act, and they shall be authorized to act only within the boundaries of this reservation.

SEC. 3. Section 8203 3 is added to said code, to read:

8203.3. In addition to the qualifications established in Section 8201, appointment will be made only from among those persons who are federal civil service employees at the reservation in which they will act as notaries public."

Amendment No. 2

On page 1 of said bill, strike out lines 18 to 26, inclusive; and on page 2, strike out lines 1 to 3, inclusive.

Amendment No. 3

On page 2, line 8, of said bill, strike out "or by the veterans' service facility by whom he was recommended".

Amendments read, and adopted.

Bill ordered reprinted, and to third reading.

Motion to Place Rush Order on Printing of Senate Bill No. 1568

Mr. O'Day moved that a rush order be placed on the printing of Senate Bill No. 1568.

Motion carried.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day returned, pursuant to your request:

Senate Bill No. 1440

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

REQUEST FOR UNANIMOUS CONSENT THAT RECORD BE EXPUNGED, AND ACTION RESCINDED ON SENATE BILL NO. 1440

Mr. Geddes asked for, and was granted, unanimous consent that the record be expunged, and the action rescinded on the vote whereby the Assembly, on June 19, 1947, passed Senate Bill No. 1440.

Request for Unanimous Consent That Senate Bill No. 1440 Be Taken Up, Out of Order

Mr. Geddes asked for, and was granted, unanimous consent that Senate Bill No. 1440 be taken up, out of order, at this time.

CONSIDERATION OF SENATE BILL NO. 1440

Senate Bill No. 1440—An act to amend Section 151 of the Unemployment Insurance Act, relating to unemployment compensation disability insurance.

Bill read third time.

Motion to Amend

Mr. Geddes moved the adoption of the following amendments:

Amendment No. 1

In line 2 of the title of the printed bill, as amended in the Senate on May 23, 1947, strike out "Section 151", and insert "Sections 151 and 252".

Amendment No. 2

On page 2 of said bill, after line 31, insert

"SEC. 2. Section 252 of the Unemployment Insurance Act is amended to read:

Sec. 252. The commission shall require for each uninterrupted period of disability that the first claim for unemployment compensation disability benefits be supported by the certificate of a physician as defined in Section 3209.3 of the Labor Code, other than an optometrist, or the certificate of a dentist or chiropodist duly licensed by California state law, acting within the scope of his practice, stating the medical facts within his knowledge, his conclusion with respect to the disability of the claimant and his opinion with respect to probable duration thereof; provided, that with respect to any eligible claimant who is hospitalized in or under the care of any medical facility of the United States Government, a certificate as to such individual's disability signed by any duly authorized medical officer of such facility shall satisfy the requirements of this section. If any individual in good faith adheres to the teachings of any bona fide church, sect, denomination or organization and in accordance with its principles depends for healing entirely upon prayer or spiritual means, no medical examination shall be required, but in lieu thereof the commission may accept the certificate of a duly authorized and accredited practitioner of such bona fide church, sect, denomination or organization as to the disability of the claimant and the estimated duration of such disability, and no authorized regulation prescribing the manner of proof of illness or injury shall discriminate against such individual."

Amendments read, and adopted.

Bill ordered reprinted, and to third reading.

Motion to Place Rush Order on Printing of Senate Bill No. 1440

Mr. Geddes moved that a rush order be placed on the printing of Senate Bill No. 1440.

Motion carried.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed, as amended:

Assembly Bill No. 186	Assembly Bill No. 1342
Assembly Bill No. 449	Assembly Bill No. 1524
Assembly Bill No. 1176	Assembly Bill No. 1529

And respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bills ordered to unfinished business file.

REQUEST FOR PERMISSION TO CONSIDER ASSEMBLY BILL NO. 2725

Pursuant to the provisions of Assembly Concurrent Resolution No. 73 and Joint Rule No. 23, and upon recommendation of the Speaker, Mr. Dickey moved that permission be granted to consider Assembly Bill No. 2725, previously introduced, at this time.

The roll was called, and permission granted by the following vote:

AYES—Anderson, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Silliman, Stanley, Stewart, Thomas, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—69.

NOES—None.

CONSIDERATION OF ASSEMBLY BILL NO. 2725

Resolution to Suspend Constitutional Provision

The following resolution was offered:

By Mr. Dickey:

Resolved, That Assembly Bill No. 2725 presents a case of urgency, as that term is used in Article IV, Section 15, of the Constitution, and the provision of that section requiring that the bill be read on three several days in each house is hereby dispensed with, and it is ordered that said bill be read the second and third times, considered engrossed, and placed upon its passage.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Anderson, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D Collins, Conrad, Cooke, Cramer, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Silliman, Stanley, Stewart, Thomas, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr Speaker—69.

NOES—None.

Article IV, Section 15, of the Constitution was declared suspended.

Assembly Bill No. 2725—An act to exempt improvements and equipment of legislative chambers from the State Contract Act.

Bill read second time.

Assembly Bill No. 2725—An act to exempt improvements and equipment of legislative chambers from the State Contract Act.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Silliman, Stanley, Stewart, Thomas, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr Speaker—69.

NOES—None.

Bill ordered transmitted to the Senate.

RESOLUTIONS

The following resolution was offered:

By Mr. Dickey:

House Resolution No. 279

Relative to repairs, improvements and alterations in the Assembly Chamber, and supplementing House Resolution No. 249 with reference thereto

Resolved by the Assembly of the State of California, As follows:

1. The funds available for expenditure pursuant to House Resolution No. 249 shall consist of the entire balance of all money heretofore or hereafter appropriated for the contingent expenses of the Assembly that is not made available for expenditure for other purposes.

2. Expenditures for repairs, improvements or alterations of the Assembly Chamber, or for equipment therefor shall be exempt from the provisions of the State Contract Act, insofar as is now or hereafter authorized by law.

Request for Unanimous Consent

Mr. Dickey asked for, and was granted, unanimous consent to take up House Resolution No. 279, at this time, without reference to committee or file.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Anderson, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Silliman, Stanley, Stewart, Thomas, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—69.

NOES—None.

FURTHER PROCEEDINGS UNDER CALL OF THE ASSEMBLY DISPENSED WITH ON SENATE BILL NO. 1031

At 6.25 p.m., on motion of Mr. Gannon, further proceedings under the call of the Assembly were dispensed with.

The names of the absentees were called, and Senate Bill No. 1031 passed by the following vote:

AYES—Berry, Boyd, Brady, Burke, Burns, Butters, Caldecott, Carey, Clarke, Conrad, Cramer, M. Philip Davis, Dickey, Dolwig, Doyle, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Grunsky, Hahn, Hollibaugh, Huyck, Johnson, Knight, Loomis, Lowrey, Maloney, McCollister, O'Day, Price, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thompson, Thurman, Waters, Weber, and Mr. Speaker—43.

NOES—Anderson, Beck, Bennett, Blosser, Brown, Collier, George D. Collins, Cooke, Crichton, Lester T. Davis, Debs, Clayton A. Dills, Ralph C. Dills, Dunn, Elliott, Geddes, Grant, Hawkins, Heisinger, Hinckley, Hinton, James, Kilpatrick, Kirkwood, Luckel, Lyons, McMillan, Miller, Niehouse, Robertson, Rosenthal, Stephenson, Thomas, and Wollenberg—34.

Bill ordered transmitted to the Senate.

MEMBERS EXCUSED

At 6.26 p.m., Mr. Rosenthal asked for, and was granted, unanimous consent that the members of the Committee on Judiciary be excused, at this time, for the purpose of holding a meeting, in the post office.

RECESS

At 6.27 p.m., on motion of Mr. Dickey, the Assembly recessed until 6.32 p.m.

REASSEMBLED

At 6.32 p.m., the Assembly reconvened.

Hon. Sam L. Collins, Speaker of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted

Senate Joint Resolution No. 24

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS (RESUMED)

The following resolution was read:

Senate Joint Resolution No. 24—Relative to memorializing the President and the Congress of the United States relative to roads providing access to veterans' homesteads.

Request for Unanimous Consent

Mr. Dickey asked for, and was granted, unanimous consent to take up Senate Joint Resolution No. 24, at this time, without reference to committee or file.

CONSIDERATION OF SENATE JOINT RESOLUTION NO. 24

Senate Joint Resolution No. 24—Relative to memorializing the President and the Congress of the United States relative to roads providing access to veterans' homesteads.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Anderson, Bennett, Brown, Burke, Burns, Butters, Conrad, Crichton, Crowley, Lester T Davis, Debs, Dickey, Clayton A Dills, Ralph C Dills, Dolwig, Doyle, Elliott, Erwin, Evans, Fletcher, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Hollibaugh, Hayck, Kilpatrick, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Price, Sheridan, Sherwin, Silliman, Stewart, Thomas, Thompson, Waters, Wollenberg, and Mr Speaker—47

NOES—None.

Resolution ordered transmitted to the Senate.

RESOLUTIONS

The following resolution was offered:

By Mr. McCollister:

House Resolution No. 280

WHEREAS, Under Assembly Joint Resolution No. 14, Assembly Concurrent Resolution No. 40, and Assembly Joint Resolution No 48 there was created a legislative interim committee to investigate the feasibility of acquiring Angel Island for state park purposes; and

WHEREAS, Said committee diligently undertook the duties so assigned, making inspection trips to Angel Island in the company of heads of the departments of the State of California; and

WHEREAS, The War Assets Administration of the Federal Government has not yet completed its appraisal of the cost and value of Angel Island but has notified this Legislature that it will be ready to negotiate in the near future; and

WHEREAS, The feasibility of obtaining a deed to Angel Island from the Federal Congress (the acquisition to be at no cost to the State of California) remains yet to be investigated; now, therefore, be it

Resolved, That the subject matter previously undertaken by this committee be assigned to the existing Committee on Interstate Cooperation, and more particularly be assigned to the Subcommittee on Federal Participation within the framework of the Committee on Interstate Cooperation.

Request for Unanimous Consent

Mr. McCollister asked for, and was granted, unanimous consent to take up House Resolution No. 280, at this time, without reference to committee or file.

Resolution read, and adopted.

UNFINISHED BUSINESS (RESUMED)

CONSIDERATION OF SENATE AMENDMENTS

Assembly Bill No. 1429—An act to amend Section 3047 of the Welfare and Institutions Code, relating to aid to the needy blind.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 1429?

Amendment No. 1

Strike out line 1 of the title on page 1 of the printed bill, as amended in the Assembly on April 3, 1947, and insert

"An act to add Section 3047.1 to the Welfare and Institutions".

Amendment No. 2

On page 1 of said bill, strike out lines 1 to 25, inclusive.

Amendment No. 3

On page 2 of said bill, strike out lines 1 to 7, inclusive.

Amendment No. 4

On page 2 of said bill, strike out line 17, and insert

"SECTION 1. Section 3047.1 is added to the Welfare and Institutions Code, to read:

3047.1 for the purposes of this chapter, the term personal".

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 1429 by the following vote:

AYES—Anderson, Blosser, Brady, Brown, Burke, Butters, Caldecott, Carey, Conrad, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Hinton, Hollibaugh, Huyck, Johnson, Kirkwood, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, O'Day, Price, Sheridan, Sherwin, Stanley, Thomas, Thompson, Waters, Wollenberg, and Mr. Speaker—51.

NOES—None.

Assembly Bill No. 1429 ordered enrolled.

Assembly Bill No. 2391—An act to add Chapter 9.5, consisting of Sections 7200 through 7213, to Division 3 of the Business and Professions Code, relating to guide dogs for the blind.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 2391?

Amendment No. 1

On page 1, line 7, of the printed bill, as amended in the Assembly on May 29, 1947, strike out "Division", and insert "Department".

Amendment No. 2

On page 2 of the printed bill, strike out lines 8, 9, 10, and 11, and insert

"7205. Each appointive member shall receive his necessary expenses for each day actually spent in the performance of his duties".

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 2391 by the following vote:

AYES—Anderson, Blosser, Brady, Brown, Burke, Butters, Caldecott, Carey, Conrad, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Hinton, Hollibaugh, Huyck, Johnson, Kirkwood, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, O'Day, Price, Sheridan, Sherwin, Stanley, Thomas, Thompson, Waters, Wollenberg, and Mr. Speaker—51.

NOES—None.

Assembly Bill No. 2391 ordered enrolled.

Assembly Bill No. 713—An act to amend Section 3047 of the Welfare and Institutions Code, relating to aid to needy blind.

The question being: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 713?

Amendment No. 1

On page 1, lines 10 and 11, of the printed bill, as amended in the Assembly on May 15, 1947, strike out "one thousand dollars ($1,000)", and insert "six hundred dollars ($600)".

The roll was called, and the Assembly concurred in Senate amendment to Assembly Bill No. 713 by the following vote:

AYES—Anderson, Beck, Bennett, Blossel, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Collier, George D Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, Debs, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Hinckley, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, O'Day, Price, Rosenthal, Sheridan, Sherwin, Stanley, Stewart, Thomas, Thompson, Thurman, Waters, Wollenberg, and Mr. Speaker—61.

NOES—None.

Assembly Bill No. 713 ordered enrolled.

REPORTS OF STANDING COMMITTEES

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER. Your Committee on Rules, to which was referred:

Senate Concurrent Resolution No. 68

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

DICKEY, Chairman

Above reported resolution ordered on file for adoption.

REQUEST FOR UNANIMOUS CONSENT

Mr. Ralph C. Dills asked for, and was granted, unanimous consent to take up Senate Concurrent Resolution No. 68, at this time, without reference to file.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 68

Senate Concurrent Resolution No. 68—Relative to the retirement of Roy W. Cloud as State Executive Secretary of the California Teachers Association.

Resolution read, and adopted.

Resolution ordered transmitted to the Senate.

RESOLUTIONS

The following resolution was offered:

By Messrs. Ralph C. Dills and Doyle:

House Resolution No. 281

Relating to the appointment of Roy W. Cloud as a member of the California Centennials Commission

WHEREAS, The California Centennials Commission has been created by Chapter 456 of the Statutes of 1947, for the purpose of providing for the appropriate observance throughout the State of the anniversaries of significant events in the history of the State of California, including the centennial anniversaries of the discovery of gold, the gold rush, the adoption of the first Constitution and the admission of California into the Union, as well as other significant historical events; and

WHEREAS, It is of the utmost importance that this commission be fully informed as to the history of all of these important historical events, and that at least one member of the commission have an intimate knowledge of the facts and significances of these events; and

WHEREAS, Roy W. Cloud, throughout his life has been an ardent student and researcher in the field of history; and

WHEREAS, Roy W. Cloud, throughout his collegiate career at Stanford University, and in later years, has compiled many historical works dealing with the early history of California, completed a child's history of California "On the Trails of Yesterday", a history of San Mateo County, and a comprehensive manuscript of California history, and has been for the past two years Grand Historian of the Native Sons of the Golden West, and is eminently fitted for such a position, now, therefore, be it

Resolved by the Assembly of the State of California, That the Governor is respectfully urged to appoint Roy W. Cloud as a member of the California Centennials Commission; and be it further

Resolved, That the Chief Clerk of the Assembly is instructed to transmit a copy of this resolution to His Excellency, The Honorable Earl Warren, Governor of the State of California.

Request for Unanimous Consent

Mr. Ralph C. Dills asked for, and was granted, unanimous consent to take up House Resolution No. 281, at this time, without reference to committee or file.

Resolution read, and adopted unanimously.

REPORTS OF STANDING COMMITTEES

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Rules, to which were referred:

House Resolution No. 160	House Resolution No. 229
House Resolution No. 159	House Resolution No. 242
House Resolution No. 210	House Resolution No. 244
House Resolution No. 204	House Resolution No. 252
House Resolution No. 225	House Resolution No. 121

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

DICKEY, Chairman

Above reported resolutions ordered on file for adoption.

UNFINISHED BUSINESS (RESUMED)

CONSIDERATION OF SENATE AMENDMENTS

Assembly Bill No. 325—An act to add Article 6 to Chapter 9 of Division 3 of the Education Code, relating to the auditing of school districts.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 325?

Amendment No. 1

On page 1, line 7, of the printed bill, as amended in the Assembly on May 12, 1947, after "school", insert "district".

Amendment No. 2

On page 1, line 8, of said bill, after "article", strike out the colon, and insert a period.

Amendment No. 3

On page 1, line 14, of said bill, after "district", insert a comma.

Amendment No. 4

On page 1, line 15, of said bill, strike out "A", and insert "The audit report shall contain such statements and information as may be prescribed by the State Controller, and a".

Amendment No. 5

On page 1, line 17, of said bill, after "audit", insert a comma.

Amendment No. 6

On page 1, line 19, of said bill, strike out "and", and insert a comma

Amendment No. 7

On page 1, line 20, of said bill, after "Instruction", insert "and a copy to the State Controller"

Amendment No. 8

On page 2 of said bill, strike out lines 1 to 33, inclusive, and insert

"6203 The audit required by this article shall be made by the county auditor of the county having jurisdiction over the district, except that the audit shall be made by the State Controller if the board of supervisors of such county, by resolution adopted and filed with the State Controller prior to April 1st of the fiscal year to be audited, requests the State Controller to conduct such audit

The total cost of all audits made in each fiscal year by the county auditor shall be prorated among the districts for which the county auditor made audits on the basis of the total of the expenditures audited in each such district The cost prorated to each district shall be paid by the district to the county auditor.

The total cost of all audits made in each fiscal year by the State Controller in each county shall be prorated among the districts in such county for which the State Controller made audits on the basis of the total of the expenditures audited in each such district The cost prorated to each district shall be paid by the district to the State Controller

6204 All money received by a county auditor under this article shall be deposited in the county treasury for the augmentation of the appropriation made for the support of his office by the county board of supervisors

All money received by the State Controller under this article shall be deposited in the State Treasury to the credit of his support appropriation.

6205 As an alternative method to other procedures prescribed in this article, the audit required by this article for any fiscal year may be made by a public accountant or accountants provided that a copy of an agreement for such audit be filed by the school district with the county auditor on or before March 1st of the fiscal year to be audited"

Amendment No. 9

Strike out line 1 of the title of the printed bill, as amended in the Senate on June 9, 1947.

Amendment No. 10

In line 2 of the title of said bill, strike out "tion Code," and insert "An act".

Amendment No. 11

In line 2 of the title of said bill, after "districts", insert "and requiring the Department of Finance to make audits and investigations of school districts to determine validity of the allocation and expenditure of state funds for school purposes".

Amendment No. 12

On page 1 of said bill, strike out lines 1 to 20, inclusive.

Amendment No. 13

On page 2 of said bill, strike out lines 1 to 52, inclusive.

Amendment No. 14

On page 3 of said bill, strike out lines 1 to 16, inclusive, and insert

"SECTION 1. The Department of Finance shall make audits and investigations of school districts, as such times and in such manner as the department may determine will serve the best interests of the State

Such audits and investigations are for the purpose of determining the validity of the allocation and expenditure of state funds for school purposes, and to establish proper accountability.

At the conclusion of each audit or investigation the Department of Finance shall prepare a report of its findings and recommendations and furnish a copy thereof to the Governor, Controller, Superintendent of Public Instruction, and to the Legislative Auditor."

The roll was called, and the Assembly refused to concur in Senate amendments to Assembly Bill No. 325 by the following vote:

AYES—Brady, Brown, Burns, Dunn, and Field—5.

NOES—Beck, Bennett, Blosser, Boyd, Burke, Butters, Carey, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Evans, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hinckley, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Nicholouse, O'Day, Price, Sheridan, Sherwin, Stanley, Stewart, Thomas, Thompson, Waters, Wollenberg, and Mr. Speaker—57.

Appointment of Committee on Conference Concerning Assembly Bill No. 325

The Speaker announced the appointment of Messrs. Beck, Dunn, and Grant as a Committee on Conference concerning Assembly Bill No. 325.

Assembly Bill No. 1386—An act to amend Sections 9072, 9080, 9082, and 9083 of the Public Resources Code, relating to the formation of soil conservation districts.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Boyd, Brady, Burke, Burns, Butters, Caldecott, Carey, Collier, George D Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hinckley, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thurman, Waters, Wollenberg, and Mr. Speaker—67.
NOES—None.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 1386?

Amendment No. 1

In line 3 of the title of the printed bill, as amended in the Assembly on May 16, 1947, after "districts", insert ", to take effect immediately".

Amendment No. 2

On page 3 of said bill, after line 11, insert

"SEC. 5 This act is hereby declared to be an urgency measure necessary for the immediate preservation of the public peace, health and safety within the meaning of Section 1 of Article IV of the Constitution and shall therefore take effect immediately A statement of facts constituting such necessity is as follows:

Owners of land in some areas who are desirous of petitioning for formation of soil conservation districts have ascertained that because of diversity of ownership of small parcels of land with nonresident ownership, it is impractical to comply with the present code provisions relating to the percentage of signatures necessary on petitions for formation of such districts. Since it is to the public benefit that these soil conservation districts be formed immediately to preserve the soil, it is necessary that this act take effect immediately."

Amendment No. 3

On page 1, line 12, of the printed bill, as amended in the Senate on June 6, 1947, before "owners", insert "Not less than 50".

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No 1386 by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Boyd, Brady, Burke, Burns, Butters, Caldecott, Carey, Collier, George D Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hinckley, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thurman, Waters, Wollenberg, and Mr. Speaker—67.
NOES—None.

Assembly Bill No. 1386 ordered enrolled.

Assembly Bill No. 1499—An act to add Sections 13656 and 14703 to the Education Code, to protect rights of employment and retirement of employees, in positions requiring certification qualifications, of junior college school districts containing 1,000,000 or more inhabitants, who teach in state colleges pursuant to contracts entered into between the State Director of Education and said districts.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 1499?

Amendment No. 1

In lines 4 and 5 of the title of the printed bill, strike out "containing 1,000,000 or more inhabitants, who teach in state colleges", and insert "who teach in four-year state institutions of higher education maintained".

Amendment No. 2

On page 1, line 4, of said bill, strike out "contain-"; and strike out lines 5 and 6, and insert "who teaches in a four-year state institution of higher education maintained on the campus of the junior college pursuant to contracts entered into between".

Amendment No. 3

On page 1, lines 11 and 12, of said bill, strike out "not maintained on the campus of a state college".

Amendment No. 4

On page 1, line 21, of said bill strike out "state college maintaining a junior college on".

Amendment No. 5

On page 2, line 1, of said bill, strike out "its campus by contract", and insert "four-year state institution of higher education maintained on the campus of the junior college pursuant to contracts entered into".

Amendment No. 6

On page 2, line 11, of said bill, strike out "not maintained on the campus of a state college".

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 1499 by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Boyd, Brady, Burke, Burns, Butters, Caldecott, Carey, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hinckley, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thurman, Waters, Wollenberg, and Mr. Speaker—67.
NOES—None.

Assembly Bill No. 1499 ordered enrolled.

Assembly Bill No. 2697—An act relating to union elementary school districts, declaring the urgency thereof, to take effect immediately.

The question being: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 2697?

Amendment No. 1

On page 1, line 4, of the printed bill, strike out "January", and insert "February".

The roll was called, and the Assembly concurred in Senate amendment to Assembly Bill No. 2697 by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Boyd, Brady, Burke, Burns, Butters, Caldecott, Carey, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hinckley, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thurman, Waters, Wollenberg, and Mr. Speaker—67.
NOES—None.

Assembly Bill No. 2697 ordered enrolled.

Assembly Bill No. 55—An act to amend Sections 14495 and 14495.1 of, and to add Section 14495.2 to, the Education Code, relating to contributions of members of the State Teachers' Retirement System who

served in the military service, in an auxiliary thereof, or in the American Red Cross, and making an appropriation.

The question being: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 55?

Amendment No. 1

In line 5 of the title of the printed bill, as amended in the Assembly on June 7, 1947, after "Cross", strike out the comma; and strike out all of line 6 of the title, and insert a period.

The roll was called, and the Assembly concurred in Senate amendment to Assembly Bill No. 55 by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Boyd, Brady, Burke, Burns, Butters, Caldecott, Carey, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hinckley, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thurman, Waters, Wollenberg, and Mr. Speaker—67.
NOES—None.

Assembly Bill No. 55 ordered enrolled.

Assembly Bill No. 2502—An act to amend Section 2941 of the Civil Code, relating to mortgages

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 2502?

Amendment No. 1

On page 2, line 11, of the printed bill, as amended in the Assembly on April 24, 1947, strike out "immediately"

Amendment No. 2

On page 2, line 19, of the printed bill, after "who", insert "for a period of 30 days".

Amendment No. 3

On page 2, lines 31 and 32, of the printed bill, strike out "upon demand,".

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 2502 by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Boyd, Brady, Burke, Burns, Butters, Caldecott, Carey, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hinckley, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thurman, Waters, Wollenberg, and Mr. Speaker—67.
NOES—None.

Assembly Bill No. 2502 ordered enrolled.

Assembly Bill No. 253—An act to amend Sections 26840, 27322, and 27376 of the Government Code, relating to marriage licenses and certificates of marriage

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 253?

Amendment No. 1

In line 1 of the title of the printed bill, as amended in the Assembly on April 10, 1947, after "amend", insert "Sections 68 and 74 of the Civil Code and".

Amendment No. 2

In line 2 of the title of the printed bill, as amended, strike out "and", and insert a comma.

Amendment No. 3

In line 3 of the title of the printed bill, as amended, after "marriage", insert "and certificates of registry of marriage".

Amendment No. 4

On page 1, lines 4 and 5, of the printed bill, as amended, strike out "the notice of intention to marry is filed", and insert "it is issued".

Amendment No. 5

On page 1, line 11, of the printed bill, as amended, strike out "marriage certificate", and insert "certificate of registry of marriage".

Amendment No. 6

On page 1, line 15, of the printed bill, as amended, strike out "or typewriting," and insert "by typewriting, or by photography or other reproduction process".

Amendment No. 7

On page 2, line 21, of the printed bill, as amended, strike out "marriage license and certificate", and insert "certificate of registry of marriage".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 8

On page 2 of the printed bill, as amended, following line 22, insert

"SEC. 4. Section 68 of the Civil Code is amended to read:

68. Marriage must be licensed, solemnized, authenticated, and [recorded] *the certificate of registry of marriage filed* as provided in this article; but noncompliance with its provisions by others than a party to a marriage does not invalidate it.

SEC. 5. Section 74 of the Civil Code is amended to read.

74. He must, at the request of, and for either party, make a certified copy of the license and certificate and [file] *deliver* the originals *to the parties* [with the county recorder within 30 days after the marriage]."

Amendment No. 9

In line 1 of the title of the printed bill, as amended, strike out "Sections 68 and 74", and insert "Section 68".

Amendment No. 10

In line 2 of the title of said bill, after "27322," insert "and"

Amendment No. 11

On page 2 of said bill, strike out lines 34 to 38, inclusive

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 253 by the following vote:

AYES—Beck, Bennett, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley Stewart, Thomas, Thompson, Thurman, Weber, Wollenberg, and Mr. Speaker—67.

NOES—None

Assembly Bill No. 253 ordered enrolled.

Assembly Bill No. 2247—An act to amend Section 1242 of the Civil Code, relating to conveyance or encumbrance of homestead property.

The question being: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 2247?

Amendment No. 1

On page 1 of the printed bill, before line 1, insert

"SECTION 1. Section 1242 of the Civil Code is amended to read:".

The roll was called, and the Assembly concurred in Senate amendment to Assembly Bill No. 2247 by the following vote:

AYES—Beck, Bennett, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Collier, George D Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thurman, Weber, Wollenberg, and Mr. Speaker—67.
NOES—None

Assembly Bill No. 2247 ordered enrolled.

Assembly Bill No. 1976—An act to amend Sections 2890, 2893, 2896, 2897, 2898, and 2899 of, and to add Section 2891.5 to, the Elections Code, relating to the withdrawal of candidates for nomination or election.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 1976?

Amendment No. 1

In line 1 of the title of the printed bill, as amended in the Assembly on June 4, 1947, strike out "2890, 2893,".

Amendment No. 2

In lines 3 and 4 of the title of said bill, strike out "nomination or".

Amendment No. 3

On page 1 of said bill, strike out lines 1 to 6, inclusive, and insert
"SECTION 1. Section 2891.5 is added to the Elections Code, to read:".

Amendment No. 4

On page 2 of said bill, strike out lines 10 to 19, inclusive; and in line 20, strike out "SEC. 4", and insert
"SEC. 2".

Amendment No. 5

On page 2, line 30, of said bill, strike out "SEC. 5", and insert
"SEC. 3".

Amendment No. 6

On page 2, line 36, of said bill, strike out "25", and insert "30".

Amendment No. 7

On page 2, line 37, of said bill, strike out "SEC. 6", and insert
"SEC. 4".

Amendment No. 8

On page 2, line 45, of said bill, strike out "SEC. 7", and insert
"SEC. 5".

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 1976 by the following vote:

AYES—Beck, Bennett, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Collier, George D Collins, Conrad, Cooke, Crichton, Crowley, Lester T Davis, M. Philip Davis, Debs, Dickey, Clayton A Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thurman, Weber, Wollenberg, and Mr. Speaker—67.
NOES—None

Assembly Bill No. 1976 ordered enrolled.

Assembly Bill No. 186—An act to amend Section 1068 of the Fish and Game Code, relating to fish reduction or extraction processes.

The question being: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 186?

Amendment No. 1

On page 1 of the printed bill, as amended in the Assembly on April 10, 1947, strike out line 15, and insert "thereto, including the efficient and economical operation of reduction plants The commission shall, whenever necessary to prevent over-expansion, to insure the efficient and economical operation of reduction plants, or to otherwise carry out the provisions of this section, limit the total number of permits which are granted.

Such hearing as to each permit shall be held within".

The roll was called, and the Assembly concurred in Senate amendment to Assembly Bill No. 186 by the following vote:

AYES—Beck, Bennett, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T Davis, M. Philip Davis, Debs, Dickey, Clayton A Dills, Ralph C Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thurman, Weber, Wollenberg, and Mr Speaker—67

NOES—None

Assembly Bill No. 186 ordered enrolled.

Assembly Bill No. 1022—An act to repeal "An act to define motor carrier transportation agent; to provide for the regulation, supervision and licensing thereof, and to provide for the enforcement of said act and penalties for the violation thereof; and repealing an act entitled 'An act to define motor carrier transportation agent; to provide for the regulation, supervision and licensing thereof, and to provide for the enforcement of said act and penalties for the violation thereof,' approved June 5, 1931, and all acts or parts of acts inconsistent with the provisions of this act," approved May 15, 1933, and to add Sections 654.1, 654.2, and 654.3 to the Penal Code, relating to transportation of persons.

The question being: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 1022?

Amendment No. 1

On page 3, line 22, of the printed bill, as amended in the Assembly on March 20, 1947, insert

"(6) To the transportation of passengers by a person who is driving his own vehicle and the transportation of persons other than himself and members of his family when transporting such persons to or from their place of employment and when the owner of such vehicle is driving to or from his place of employment; provided, that arrangements for any such transportation provided under the provisions of this subsection shall be made directly between the owner of such vehicle and the person who uses or intends to use such transportation."

The roll was called, and the Assembly concurred in Senate amendment to Assembly Bill No. 1022 by the following vote:

AYES—Beck, Bennett, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Collier, George D Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thurman, Weber, Wollenberg, and Mr. Speaker—67.

NOES—None

Assembly Bill No. 1022 ordered enrolled.

Assembly Bill No. 1994—An act to amend Section 105 of the Code of Civil Procedure, relating to calling of substitute justice or judge.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 1994?

Amendment No. 1

In line 1 of the title of the printed bill, strike out "amend Section 105 of", and insert "add Section 105 5 to"

Amendment No. 2

On page 1, lines 1 and 2, of said bill, strike out "105 of the Code of Civil Procedure is amended to read:", and insert "105.5 is added to the Code of Civil Procedure, to read:

105 5. A justice or judge of an adjoining county may be requested to attend, and may attend, the court of the requesting judge or justice pursuant to Section 105 of the Code of Civil Procedure in the same manner and with the same rights, powers and duties as if he were a judge or justice of a court within the same county In cases of a vacancy, illness, disqualification or inability of a justice or judge to act, the board of supervisors, as to the justices, and the governing board of the city, as to the judges, may request and appoint another justice or judge to attend such court, and the justice or judge so attending shall have the same rights, powers and duties and must have the same qualifications as though appointed by a justice or judge as provided in Section 105 or in this section"

Amendment No. 3

On page 1 of said bill, strike out lines 3 to 29, inclusive.

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 1994 by the following vote:

AYES—Beck, Bennett, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Collier, George D Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thurman, Weber, Wollenberg, and Mr Speaker—67

NOES—None

Assembly Bill No. 1994 ordered enrolled.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, June 20, 1947

MR SPEAKER I am directed to inform your honorable body that the Senate amended, and on this day adopted, as amended

Assembly Joint Resolution No. 28

And respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

CONSIDERATION OF SENATE AMENDMENTS (BY UNANIMOUS CONSENT)

Assembly Joint Resolution No. 28—Relative to a bill concerning interstate and foreign commerce in agricultural products, pending in the Congress of the United States.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Joint Resolution No. 28?

Amendment No. 1

On page 1 of the printed measure, strike out lines 13 and 14.

Amendment No. 2

On page 1, lines 17 and 18, of said measure, strike out "and set forth in Section 10 of said bill".

Amendment No. 3

On page 1, line 26, of said measure, strike out "Section 10 of".

Amendment No. 4

On page 2, line 3, of said measure, strike out ", and to enact H R. 794, as amended".

The roll was called, and the Assembly concurred in Senate amendments to Assembly Joint Resolution No. 28 by the following vote:

AYES—Beck, Bennett, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M Philip Davis, Debs, Dickey, Clayton A Dills, Ralph C Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thurman, Weber, Wollenberg, and Mr Speaker—67

NOES—None

Assembly Joint Resolution No 28 ordered enrolled.

UNFINISHED BUSINESS (RESUMED)
CONSIDERATION OF SENATE AMENDMENTS

Assembly Bill No. 1053—An act to add Section 1596 1 to the Education Code and to amend Section 6358 of said code, relating to school districts

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Beck, Bennett, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M Philip Davis, Debs, Dickey, Clayton A Dills, Ralph C Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thurman, Weber, Wollenberg, and Mr. Speaker—67.

NOES—None.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 1053?

Amendment No. 1

In line 1 of the title of the printed bill, as amended in the Assembly on June 9 1947, strike out "amend".

Amendment No. 2

In line 3 of the title of said bill, after "tricts", insert ", declaring the urgency thereof, to take effect immediately".

Amendment No. 3

On page 2 of said bill, following line 6, insert

"SEC. 3. This act is hereby declared to be an urgency measure necessary for the immediate preservation of the public peace, health and safety within the meaning of Section 1 of Article IV of the Constitution and shall therefore go into immediate effect A statement of the facts constituting such necessity is as follows:

Certain school districts are faced with the necessity of acquiring sites for school buildings and holding elections for the increasing of tax rates in order to provide proper facilities for the education of the children of such districts during the school year 1947-1948. This need cannot be met unless the authority given by this act is made available at the earliest possible time and it is therefore necessary that this act take immediate effect"

Amendment No. 4

In lines 1 and 2 of the title of the printed bill, as amended in the Senate on June 18, 1947, strike out "and to amend Section 6358 of said code".

Amendment No. 5

On page 1 of said bill, strike out lines 7 to 22, inclusive; and on page 2, strike out lines 1 to 6, inclusive.

Amendment No. 6

On page 2, line 7, of said bill, strike out "3", and insert "2".

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 1053 by the following vote:

AYES—Beck, Bennett, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thurman, Weber, Wollenberg, and Mr Speaker—67.

NOES—None.

Assembly Bill No 1053 ordered enrolled.

Assembly Bill No. 319—An act to amend Section 4730 of the Health and Safety Code, relating to county sanitation districts.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 319?

Amendment No. 1

On page 1, lines 9 and 10, of the printed bill, strike out "the presiding officer and one other member", and insert "two members".

Amendment No. 2

On page 1, line 14, of said bill, strike out "the presiding officer", and insert "one member".

Amendment No. 3

On page 1, line 19, of said bill, strike out "the presiding officer", and insert "one member".

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 319 by the following vote:

AYES—Beck, Bennett, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thurman, Weber, Wollenberg, and Mr. Speaker—67.

NOES—None.

Assembly Bill No. 319 ordered enrolled.

Assembly Bill No. 2700—An act to add Section 203.5 to the Welfare and Institutions Code, relating to charges for services in county hospitals and the collection thereof.

The question being: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 2700?

Amendment No. 1

On page 1 of the printed bill, after line 27, insert

"Nothing contained in this section shall in any way affect or modify the provisions of Sections 200 to 203, inclusive, of this code, nor shall anything contained in this section be construed as an enlargement or modification of existing provisions of law relating to the admissibility of persons to any county hospital."

The roll was called, and the Assembly concurred in Senate amendment to Assembly Bill No. 2700 by the following vote:

AYES—Beck, Bennett, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day,

Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thurman, Weber, Wollenberg, and Mr. Speaker—67.
NOES—None.

Assembly Bill No. 2700 ordered enrolled.

Assembly Bill No. 742—An act making an appropriation, relating to the salaries of judges of the Superior Court of Alameda County.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 742?

Amendment No. 1

On page 1, line 3, of the printed bill, strike out "fifteen", and insert "thirteen".

Amendment No. 2

On page 1, line 4, of said bill, strike out "($15,000)", and insert "($13,000)".

Amendment No. 3

On page 1, line 3, of the printed bill, as amended in the Senate on June 9, 1947, strike out "thirteen", and insert "eighteen".

Amendment No. 4

On page 1, line 4, of said bill, strike out "($13,000)", and insert "($18,000)".

The roll was called, and the Assembly refused to concur in Senate amendments to Assembly Bill No 742 by the following vote:

AYES—Caldecott, Carey, Hahn, Miller, Rosenthal, and Sheridan—6.
NOES—Anderson, Beck, Berry, Boyd, Brady, Brown, Burke, Collier, George D. Collins, Cooke, Crichton, Crowley, Lester T. Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Dunn, Erwin, Field, Fletcher, Gaffney, Grant, Grunsky, Hawkins, Hinckley, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Lowrey, Lyons, Maloney, McCollister, McMillan, Niehouse, O'Day, Price, Robertson, Silliman, Stanley, Thomas, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—50.

Appointment of Committee on Conference Concerning Assembly Bill No. 742

The Speaker announced the appointment of Messrs. Rosenthal, Beck, and Dickey as a Committee on Conference concerning Assembly Bill No. 742.

Assembly Bill No. 530—An act to amend Section 3212 of the Labor Code, relating to workmen's compensation.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 530?

Amendment No. 1

On page 1, line 8, of the printed bill, strike out the comma, and insert "whose duties require fire fighting".

Amendment No. 2

On page 1, line 16, of said bill, strike out the comma, and insert "whose duties require fire fighting".

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 530 by the following vote:

AYES—Beck, Bennett, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thurman, Weber, Wollenberg, and Mr. Speaker—67.
NOES—None.

Assembly Bill No. 530 ordered enrolled.

Assembly Bill No. 449—An act to amend Section 252 of the Revenue and Taxation Code, relating to affidavits for exemptions.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 449?

Amendment No. 1

In lines 1 and 2 of the title of the printed bill, as amended in the Assembly on April 7, 1947, strike out "Section 252 of", and insert "Sections 252 and 255 of and to add Section 255.4 to".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 2

On page 1 of said bill, after line 16, insert

"SEC. 2. Section 255 of the Revenue and Taxation Code is amended to read:

255. Affidavits required for exemptions named in this article, except the *veterans' and* welfare [exemption] *exemptions*, shall be filed with the assessor between noon on the first Monday in March and 5 p.m. on the last Monday in June.

SEC. 3. Section 255.4 is added to said code, to read:

255.4. Affidavits required for veterans' exemptions shall be filed with the assessor between noon on the first Monday in March and 5 p.m. on the first Monday in June."

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 449 by the following vote:

AYES—Beck, Bennett, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thurman, Weber, Wollenberg, and Mr. Speaker—67.

NOES—None

Assembly Bill No. 449 ordered enrolled.

Assembly Bill No. 1342—An act to add Article 10, comprising Sections 10190 to 10193, inclusive, to Chapter 1, Division 5, of the Education Code; to amend Sections 124 and 254 of the Vehicle Code, relating to establishment of a course of instruction in automobile driver education and training and the issuance of licenses therefor.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 1342?

Amendment No. 1

In line 1 of the title of the printed bill, as amended in the Assembly on May 19, 1947, strike out "10, comprising Sections 10190 to 10193", and insert "11, comprising Sections 10200 to 10205".

Amendment No. 2

In the title of said bill, strike out lines 3 and 4, and insert "to amend Section 254 of, and to add Section 12851 to, the Vehicle Code, relating to courses".

Amendment No. 3

In line 7 of the title of said bill, strike out "therefor", and insert "for the operation of motor vehicles".

Amendment No. 4

On page 1, lines 1 and 2, of said bill, strike out "10, comprising Sections 10190 to 10193", and insert "11, comprising Sections 10200 to 10205".

Amendment No. 5

On page 1, line 5, of said bill, strike out "10", and insert "11".

Amendment No. 6

On page 1, line 8, of said bill, strike out "10190", and insert "10200".

Amendment No. 7

On page 1, line 10, of said bill, strike out "a course", and insert "not later than May 1, 1948, rules and regulations governing the establishment, conduct and scope of courses".

Amendment No. 8

On page 1 of said bill, strike out line 11, and insert "cation and automobile driver training in secondary".

Amendment No. 9

On page 2 of said bill, strike out lines 1 to 51, inclusive, and insert "schools of this State

10201. The aims and purposes of a course of instruction in automobile driver education shall be to develop a knowledge of those provisions of the Vehicle Code and other laws of this State relating to the operation of motor vehicles, a proper acceptance of personal responsibility in traffic and a true appreciation of the causes, seriousness and consequences of traffic accidents

10202. The aims and purposes of a course of instruction in automobile driver training shall be to develop the knowledge, attitudes, habits and skills necessary for the safe operation of motor vehicles.

10203. The governing board of any district maintaining a secondary school in its discretion may establish and maintain courses of instruction in automobile driver education and in automobile driver training but on and after the effective date of the rules and regulations adopted by the State Board of Education under Section 10200, neither of such courses of instruction shall be established or maintained except in accordance with such regulations

10204. In the event the governing board of a district maintaining a secondary school maintains a course in automobile driver education, in accordance with this article, attendance upon such course shall be required of all pupils enrolled in the regular full time day secondary schools of the district, except that a pupil who has completed such a course in any secondary school shall not be required to enroll in or attend upon such a course in another secondary school of the same or another district."

Amendment No. 10

On page 3 of said bill, strike out lines 1 to 26, inclusive, and insert

"10205. Any secondary school pupil who successfully completes a course of instruction in automobile driver training given under this article and which is approved by the Division of Drivers' Licenses of the Department of Motor Vehicles shall be eligible to receive an operator's license if such pupil is, in the opinion of the Division of Drivers' Licenses of the Department of Motor Vehicles, physically and mentally capable of operating a motor vehicle and is otherwise qualified.

SEC. 2. Section 12811 is added to the Vehicle Code, to read:

12811. The director may assign qualified employees of the department to advise with the State Board of Education and with the governing boards of districts maintaining secondary schools in the preparation, establishment and conduct of courses in automobile driver education and automobile driver training in secondary schools under Article 11 of Chapter 1 of Division 5 of the Education Code."

Amendment No. 11

On page 3 of said bill, strike out lines 38 to 43, inclusive, and insert "successfully complete a course of instruction in automobile driver training approved by the Division of Drivers' Licenses maintained by a secondary school under Article 11 of Chapter 1 of Division 5 of the Education Code or be".

Amendment No. 12

On page 3 of said bill, strike out lines 50 and 51; and on page 4, strike out lines 1 and 2, and insert

"(1) Satisfactorily completed a course in automobile driver training approved by the Division of Drivers' Licenses in any secondary school of California maintained under Article 11 of Chapter 1 of Division 5 of the Education Code."

Amendment No. 13

On page 4 of said bill, strike out lines 5 and 6.

Amendment No. 14

In lines 5 and 6 of the title of the printed bill, as amended in the Senate on June 18, 1947, strike out "amend Section 254 of, and to add Section", and insert "add Sections 254.5 and".

Amendment No. 15

On page 4, line 10, of said bill, strike out "254 of the Vehicle Code is amended", and insert "254.5 is added to the Vehicle Code".

Amendment No. 16

On page 4, line 12, of said bill, strike out "254", and insert "254.5".

Amendment No. 17

On page 4, line 13, of said bill, strike out the colon; strike out lines 14 to 34, inclusive; and in line 35, strike out "(b)".

Amendment No. 18

On page 4, line 41, of said bill, strike out "(1)", and insert "(a)".

Amendment No. 19

On page 4, line 45, of said bill, strike out "(2)", and insert "(b)".

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 1342 by the following vote:

AYES—Beck, Bennett, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thurman, Weber, Wollenberg, and Mr. Speaker—67.

NOES—None.

Assembly Bill No. 1342 ordered enrolled.

MOTION THAT CHIEF CLERK BE INSTRUCTED TO REQUEST ASSEMBLY LEGISLATIVE PROCESS COMMITTEE TO SECURE NEW FLAGS

Mr. Burke moved that the Chief Clerk be instructed to request the Assembly Legislative Process Committee to secure a new American Flag, and a new Bear Flag for the Assembly Chamber, during the time the Legislature is not in session; and that they be placed on the wall.

Mr. Hinckley seconded the motion.

Motion carried.

UNFINISHED BUSINESS (RESUMED)

CONSIDERATION OF SENATE AMENDMENTS (RESUMED)

Assembly Bill No. 1524—An act to amend Sections 12500, 12503, 12504, 12507, 12508, and 12509 of the Health and Safety Code, and to add Sections 12509A and 12509B thereto, all relating to the regulation and display of fireworks.

The question being: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 1524?

Amendment No. 1

On page 4, line 2, of the printed bill, as amended in the Assembly on May 23, 1947, strike out "ten thousand dollars ($10,000).", and insert "five thousand dollars ($5,000); provided, that in lieu of filing a surety bond, an applicant for such a Class B permit may file a bond in the sum of at least one thousand dollars ($1,000) with at least two good and sufficient sureties, subject to like conditions and to the approval of the officer issuing the permit".

The roll was called, and the Assembly concurred in Senate amendment to Assembly Bill No. 1524 by the following vote:

AYES—Beck, Bennett, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day,

Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thurman, Weber, Wollenberg, and Mr. Speaker—67.
NOES—None.

Assembly Bill No. 1524 ordered enrolled.

Assembly Bill No. 1176—An act to add Section 2076 to the Harbors and Navigation Code, relating to lease of land for terminal facilities.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 1176?

Amendment No. 1

On page 1, line 7, of the printed bill, as amended in the Assembly on April 7, 1947, strike out "50", and insert "25".

Amendment No. 2

On page 1, line 12, of said bill, strike out "50", and insert "25".

Amendment No. 3

On page 1, line 7, of the printed bill, as amended in the Assembly on June 18, 1947, strike out "25", and insert "50"; and in line 11, strike out "25", and insert "50".

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 1176 by the following vote:

AYES—Beck, Bennett, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thurman, Weber, Wollenberg, and Mr. Speaker—67.
NOES—None.

Assembly Bill No. 1176 ordered enrolled.

REPORT OF COMMITTEE ON CONFERENCE

The following report of Committee on Conference was received, and read:

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: The Committee on Conference concerning:

Assembly Bill No. 767—An act to amend Sections 4901, 4902, 4904, 4912, 4913, 4914, 4915, and 4953 of the Education Code, and to add Section 4912.1 to said code, all relating to the reorganization of school districts;

Consisting of the undersigned members, has met, and reports that it has agreed to recommend the following:

That the amendments of the Senate be not concurred in, and that the bill, as amended on June 9, 1947, in the Senate, be further amended as follows:

Amendment No. 1

On page 2, line 29, of the printed bill, as amended in the Senate June 9, 1947, strike out "a"; strike out lines 30 to 34, inclusive; and in line 35, strike out "not be included in the unification or other reorganization.", and insert "the Regional Survey Commission under the direction of the Regional Survey Director shall have held an open hearing 30 days prior to such election in each district proposed to be affected by unification or other reorganization."

JESPERSEN	GEDDES
DELAP	BECK
DILWORTH	KNIGHT
Senate Committee on Conference	Assembly Committee on Conference

The roll was called, and the report adopted by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burns, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Lester T. Davis, M. Philip Davis, Debs, Clayton A. Dills, Dolwig, Doyle, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Hinckley,

Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stewart, Thomas, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—61.

NOES—Crowley and Lowrey—2.

Assembly Bill No. 767 ordered enrolled.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 107—An act relating to adoptions and making an appropriation therefor.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, McCollister, McMillan, Miller, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—66.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 1225—An act to provide for a Commission for the Revision and Codification of the Election Laws, and making an appropriation.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, McCollister, McMillan, Miller, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—68.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 658—An act to authorize and direct the State Fire Advisory Board to investigate a state fire training program and making an appropriation therefor.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, McCollister, McMillan, Miller, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—68.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 951—An act making an appropriation for expenditure by the State Fire Marshal in carrying out the provisions and purposes of Chapter 8, Part 3, Division 13 of the Health and Safety Code, and of Senate Concurrent Resolution No. 21 of 1947, relating to inflammable materials, the act to take effect immediately.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, McCollister, McMillan, Miller, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr Speaker—68.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 453—An act to provide for leasing adequate facilities and service for the extension, maintenance, and operation of the teletypewriter system of communication by the State Department of Justice, and to make an appropriation therefor.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, McCollister, McMillan, Miller, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr Speaker—68.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 520—An act to add Section 3693 to the Political Code, relating to surveys of property tax assessment procedures and practices in the several counties and cities and counties, and making an appropriation to defray the incident expense.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr Speaker—75.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 577—An act to amend Section 8361 of the Water Code, and to add Articles 4, 5, and 6 to Chapter 3 of Part 2 of Division 5 of said Water Code, all relating to the operation and maintenance of the works of the Sacramento River Flood Control Project, and other

projects for which the Reclamation Board has given, or shall hereafter give assurances to the United States of state or local cooperation required by federal law; providing for the payment of the cost of maintenance by means of assessments levied upon the property benefited by the operation and maintenance of such works, prescribing the duties of the Reclamation Board, the Department of Public Works, the State Engineer, and other public officers in connection therewith, creating certain funds in the State Treasury, and making an appropriation.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—75

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 839—An act to amend Sections 5153, 7101, and 7103 of the Education Code and to add Section 9607.1 to said code, all relating to the education of cerebral palsied pupils, making an appropriation, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—75.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—75.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 863—An act to add Section 1.5 to an act entitled "An act to provide for the acquisition, establishment, and operation of additional temporary hospital facilities for mental patients in state institutions, making an appropriation therefor, and declaring the urgency of the act, to take effect immediately," approved March 9, 1946, to

extend the time during which the appropriation made thereby may be expended, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—75.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr Speaker—75

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 1072—An act to amend Sections 730, 735, 736, 737, 1072, 1431, 1771, 3041, 3049, and 11524, and to repeal Section 808 of and to add Section 12903.5 to the Insurance Code, relating to examinations of insurers, organizations and other persons; prescribing the manner and source of payment of the costs and expenses of such examinations; making an appropriation for defraying the expense of such examinations during the fiscal year commencing July 1, 1947; and prescribing that this act shall take effect immediately.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T Davis, M Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—75.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 1464—An act to add Section 3 1 to an act entitled "An act to provide for the acquisition of temporary and emergency housing facilities for veterans and families of servicemen by joint action of the State and local agencies, providing for the operation of such facilities, making an appropriation, and declaring the urgency thereof, to take effect immediately," approved February 15, 1946, relating to tempo-

rary and emergency housing for veterans, making an appropriation, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—75.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—75.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 325—An act to add Section 963.5 to the Agricultural Code, relating to potato seed testing operations, creating a revolving fund for such operations and making an appropriation, to take effect immediately.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—75.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 437—An act to appropriate the sum of $_____ from the General Fund of the State of California not otherwise appropriated for the purpose of increasing salaries of state employees where such increases are necessary to meet increases in the cost of living.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson,

Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—75.
NOES—None

Bill ordered transmitted to the Senate.

Senate Bill No. 1463—An act to add Sections 13117, 13118, 13119, 13120, 13121, 13122, 13123, 13124, 13125, 13126, 13127, and 13128 to the Health and Safety Code, relating to use of inflammable materials in places of public assemblage, and making an appropriation.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—75.
NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 1473—An act making an appropriation to the emergency fund specified in Item _____ of the Budget Act of 1947, relating to the repair and restoration of property damaged or destroyed by storms or floods and the expenditure of money appropriated therefor.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T Davis, M Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C Dills, Dolwig, Doyle, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr Speaker—75.
NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 423—An act to amend Sections 1, 4, 6, and 9 to 15 of, and to add Section 9.5 to, the Flood Control Fund Act of 1946, relating to flood control, and making an appropriation therefor.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—75.
NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 672—An act authorizing the establishment of a teacher training program in special education at a state college, and making an appropriation therefor, to take effect immediately.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—75

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 735—An act making an appropriation to the Division of Forestry, Department of Natural Resources, for making a survey of forest, range, and watershed lands in cooperation with the California Forest and Range Experiment Station, and limiting the expenditure of the appropriation in Item 292.5 of the Budget Act of 1947, to take effect immediately.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—75.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 932—An act making an appropriation for water resource investigations, surveys, studies, plans, estimates and reports thereon.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Bennett, Berry, Blosser, Brady, Burke, Burns, Butters, Caldecott, Carey, Collier, Conrad, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Erwin, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Maloney, McCollister, Miller, Niehouse, Price, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thompson, Thurman, Weber, Wollenberg, and Mr. Speaker—55.

NOES—Cooke, Dunn, Elliott, Evans, Field, Heisinger, Luckel, and Lyons—8.

Bill ordered transmitted to the Senate.

Senate Bill No. 1517—An act to amend an act entitled "An act relating to salaries and compensation of state officers and state employees, and making an appropriation, declaring the urgency thereof, to take effect immediately," approved July 14, 1945.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Burke, Burns, Butters, Caldecott, Clarke, Collier, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Silliman, Stanley, Stephenson, Thompson, Thurman, Weber, Wollenberg, and Mr. Speaker—64.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 1592—An act authorizing any municipality to bring an action to quiet title against the State of California.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Burke, Burns, Butters, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, O'Day, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thurman, Weber, Wollenberg, and Mr. Speaker—67.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 358—An act to add Section 33 to an act entitled "An act making an appropriation for allocation to cities, counties, and cities and counties, to develop a postwar public works program comprising the preparation of surveys and plans and specifications for proposed public works and the acquisition of rights of way and sites for major streets, roads, bridges, sewerage and other public facilities, and providing the procedure for making such allocations," approved June 20, 1944, relating to postwar public works programs, declaring the urgency thereof and providing that this act shall go into effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thompson, Thurman, Weber, Wollenberg, and Mr. Speaker—69.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thompson, Thurman, Weber, Wollenberg, and Mr. Speaker—69.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 1508—An act making an appropriation for publishing, purchasing, and shipping free textbooks, to take effect immediately.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thurman, Weber, Wollenberg, and Mr. Speaker—67.

NOES—Elliott and Hawkins—2

Bill ordered transmitted to the Senate.

Senate Bill No. 1581—An act relating to the assessment and taxation of property affected by the merger of a suspended elementary school district with another elementary school district, declaring the urgency thereof and providing that it shall take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thurman, Weber, Wollenberg, and Mr. Speaker—72.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thurman, Weber, Wollenberg, and Mr. Speaker—72.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 623—An act to add Article 3 to Chapter 2 of Division 1 of the Education Code, relating to county superintendents of schools and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thurman, Weber, Wollenberg, and Mr. Speaker—69.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thurman, Weber, Wollenberg, and Mr. Speaker—69.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 264—An act to amend Sections 20013, 20014, 20600, 20604, 20950, 21020.5, 21208, 21257.1, 21292, 21295, and 21363 of, and to add Sections 20017.6, 20602.7, 20602.8, 20603.2, 20750.3, 20803.6, 20980.6, and 21252.3, and 21256.2 to, the Government Code, relating to the State Employees' Retirement System, in respect to the fire suppression personnel of the Division of Forestry, Department of Natural Resources.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Waters, Wollenberg, and Mr. Speaker—69.

NOES—None.

Bill ordered transmitted to the Senate.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed:

Assembly Bill No. 607	Assembly Bill No. 1667
Assembly Bill No. 788	Assembly Bill No. 1702
Assembly Bill No. 1230	Assembly Bill No. 1902
Assembly Bill No. 1285	Assembly Bill No. 2151
Assembly Bill No. 1296	Assembly Bill No. 2184
Assembly Bill No. 1607	Assembly Bill No. 2290

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bills ordered enrolled.

SENATE CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed, as amended:

Assembly Bill No. 1128	Assembly Bill No. 2027
Assembly Bill No. 1170	Assembly Bill No. 2092
Assembly Bill No. 1229	Assembly Bill No. 2601
Assembly Bill No. 1316	Assembly Bill No. 2720
Assembly Bill No. 1830	

And respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bills ordered to unfinished business file.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 1214—An act to amend Section 18191 of the Education Code, relating to the construction of school buildings.

Bill read third time.

The roll was called.

Call of the Assembly

Pending the announcement of the vote, Mr. George D. Collins moved a call of the Assembly.

Motion carried. Time, 7 p.m.

The Speaker directed the Sergeant-at-Arms to close the doors, and to bring in the following absent members:

Allen, Cramer, Clayton A. Dills, Gannon, Kirkwood, Knight, Miller, Niehouse, Robertson, Rosenthal, Sheridan, Silliman, Thomas, Thorp, and Weber—15.

PROCEEDINGS UNDER CALL OF THE ASSEMBLY
BY UNANIMOUS CONSENT
TEMPORARY SUSPENSION OF ASSEMBLY RULE NO. 85

Mr. Dickey asked for, and was granted, unanimous consent that Assembly Rule No. 85 be temporarily suspended for the purpose of placing a call of the Assembly on any matter on file.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 650—An act to amend Sections 4918, 4961, 4962, and 4963 of the Education Code, and to add Sections 4902.1, 4917.1, 4919.1, and 4961.1 to said code, all relating to the bonded indebtedness of school districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Kirkwood, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, O'Day, Price, Sherwin, Silliman, Stanley, Stewart, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—65.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 1167—An act to add Chapter 8 to Division 10 of the Education Code, establishing 24-hour schools to be known as California academies for dependent and neglected children who require special care and supervision, and providing for the government and administration thereof.

Bill read third time.

Demand for Previous Question

Messrs. Caldecott, Thurman, Kirkwood, Hinton, and Hahn demanded the previous question.

Demand for previous question sustained.

The question being on the passage of Senate Bill No. 1167.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, George D Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Price, Robertson, Silliman, Stanley, Stephenson, Stewart, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr Speaker—65.

NOES—Field, Gaffney, and Lowrey—3.

Bill ordered transmitted to the Senate.

CONSIDERATION OF HOUSE RESOLUTION NO. 159

House Resolution No. 159

Commending the State Capitol telephone operators

WHEREAS, The State Capitol switchboard serving state offices throughout the City of Sacramento is operated entirely by the State of California and is staffed by girls employed by the State; and

WHEREAS, The present emergency status of telephone service throughout the Country has made the task of these state telephone operators much more difficult because those operating the regular telephone exchanges are for the most part unfamiliar with the equipment and inexpert in telephone work, causing delays and interruptions in service; and

WHEREAS, The state telephone operators are working extra hard during this emergency to maintain efficiency of the Capitol service and to get the legislative calls through expeditiously in spite of the handicaps and difficulties of the emergency; and

WHEREAS, The Capitol telephone operators are not to be confused with the telephone company operators who staff the long distance switchboard in the second floor corridor, but are the operators employed by the State to operate the state switchboard which is housed in Room No. 216, of the Capitol, where in spite of inadequate equipment and office space, these state operators are doing a marvelous job for Assemblymen, Senators and state officials; now, therefore, be it

Resolved by the Assembly of the State of California, That Mrs. Cruz Wallquist, Chief Operator for the State Capitol, and the members of her able staff are hereby commended for the fine work they have done in maintaining the efficiency of the Capitol Exchange at all times and particularly during the present emergency, and for the patient and courteous manner in which their work is carried on; and be it further

Resolved, That the Chief Clerk of this Assembly transmit a suitably prepared copy of this resolution to Mrs Cruz Wallquist and her assistants as a token of appreciation by the Members of this Assembly and as an expression of the pride which they take in the commendably high stand of efficiency set by this fine group of state employees.

Resolution read, and adopted.

CONSIDERATION OF HOUSE RESOLUTION NO. 210

House Resolution No. 210

Relating to memorializing and petitioning Congress to enact legislation adequate to stamp out and abolish the evil of lynching

WHEREAS, During the last few years and throughout the Nation as a whole, there have been many lynchings and attempts at lynching; and

WHEREAS, There is inadequate legislation by the United States and among the several states to discourage lynching; and

WHEREAS, Proper legislation by the Congress of the United States would have a salutary effect and would greatly tend to decrease the number of lynchings and attempts at lynching; and

WHEREAS, It has been definitely proved that legislation by the United States of America with regard to other crimes has tended to decrease such crimes, and that public protection now demands that the United States of America extend its legislation to this field of crime; and

WHEREAS, Many measures to curb lynching are now pending in the Congress; and

WHEREAS, This Assembly desires to affirm the position taken by the Legislature of California in 1935, and reaffirmed in 1937 and 1939, in urging the National Government to enact effective legislation to prevent lynchings; now, therefore, be it

Resolved by the Assembly of the State of California, That the Congress of the United States is hereby memorialized to enact legislation adequate to decrease and abolish lynching; and be it further

Resolved, That the Chief Clerk of the Assembly transmit copies of this resolution to the President of the United States, to the President pro Tempore of the Senate, to the Speaker of the House of Representatives, and to each Senator and Representative from California in the Congress of the United States.

Resolution read, and adopted unanimously.

CONSIDERATION OF HOUSE RESOLUTION NO. 204

House Resolution No. 204

Relative to the creation of the Assembly Interim Committee on Fish and Game

WHEREAS, It is important that the pertinent facts bearing upon the fish and game problems of the State of California be ascertained, assembled, and analyzed to the end that the Assembly shall have the facts and information to enable it to act advisedly upon legislation to meet and solve said problems; and

WHEREAS, Said facts can best and most expeditiously be ascertained and analyzed for the Assembly by a committee of the Assembly charged with the study of every phase of the subject of fish and game; now, therefore, be it

Resolved by the Assembly of the State of California, As follows:

1. The Assembly Interim Committee on Fish and Game is hereby created and authorized and directed to ascertain, study and analyze all facts relating to fish and game, including specifically: Game farms, game and management areas, game refuges, fish hatcheries, the opening and closing of waters around Catalina Island, netting in the inland waters of the State, the utilization of the public domain for the propagation of fish and wild life, and all other matters dealing with, relating to or otherwise pertaining to fish and game including but not limited to the operation, effect, administration, enforcement and needed revision of any and all laws in any way bearing upon or relating to the subject of this resolution, and to report thereon to the Assembly, including in the reports its recommendations for appropriate legislation.

2. The committee shall consist of _____ Members of the Assembly appointed by Speaker thereof. The chairman shall be appointed by the Speaker. Vacancies occurring in the membership of the committee shall be filled by the appointing power.

3. The committee is authorized to act during this session of the Legislature, including any recess, and after final adjournment until the commencement of the 1949 Regular Session, with authority to file its final report not later than March 15, 1949.

4. The committee and its members shall have and exercise all of the rights, duties and powers conferred upon investigating committees and their members by the provisions of the Joint Rules of the Senate and Assembly and of the Standing Rules of the Assembly as they are adopted and amended from time to time, which provisions are incorporated herein and made applicable to this committee and its members.

5. The committee has the following additional powers and duties:

(a) To select a vice chairman from its membership.

(b) To contract with such other agencies, public or private, as it deems necessary for the rendition and affording of such services, facilities, studies and reports to the committee as will best assist it to carry out the purposes for which it is created.

(c) To cooperate with and secure the cooperation of county, city, city and county, and other local law enforcement agencies in investigating any matter within the scope of this resolution and to direct the sheriff of any county to serve subpenas, orders and other process issued by the committee.

(d) To report its findings and recommendations to the Legislature and to the people from time to time and at any time, not later than herein provided.

(e) To do any and all other things necessary or convenient to enable it fully and adequately to exercise its powers, perform its duties, and accomplish the objects and purposes of this resolution.

6. The sum of eight thousand dollars ($8,000) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Assembly for the expenses of the committee and its members and for any charges, expenses or claims it may incur under this resolution, to be paid from the said contingent fund and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read.

Request for Unanimous Consent to Amend House Resolution No. 204

By unanimous consent, House Resolution No. 204 was amended as follows:

Amendment No. 1

In paragraph 6 change the sum from "$8,000" to "$10,000".

Amendment No. 2

In paragraph 2, before "members", strike out "_____", and insert "five".

Consideration of House Resolution No. 204, as Amended

House Resolution No. 204

Relative to the creation of the Assembly Interim Committee on Fish and Game

WHEREAS, It is important that the pertinent facts bearing upon the fish and game problems of the State of California be ascertained, assembled, and analyzed to the end that the Assembly shall have the facts and information to enable it to act advisedly upon legislation to meet and solve said problems, and

WHEREAS, Said facts can best and most expeditiously be ascertained and analyzed for the Assembly by a committee of the Assembly charged with the study of every phase of the subject of fish and game; now, therefore, be it

Resolved by the Assembly of the State of California, As follows:

1. The Assembly Interim Committee on Fish and Game is hereby created and authorized and directed to ascertain, study and analyze all facts relating to fish and game, *including specifically: Game farms, game and management areas, game refuges,* fish hatcheries, the opening and closing of waters around Catalina Island, netting in the inland waters of the State, the utilization of the public domain for the propagation of fish and wild life, and all other matters dealing with, relating to or otherwise pertaining to fish and game including but not limited to the operation, effect, administration, enforcement and needed revision of any and all laws in any way bearing upon or relating to the subject of this resolution, and to report thereon to the Assembly, including in the reports its recommendations for appropriate legislation.

2. The committee shall consist of five Members of the Assembly appointed by the Speaker thereof. The chairman shall be appointed by the Speaker. Vacancies occurring in the membership of the committee shall be filled by the appointing power.

3. The committee is authorized to act during this session of the Legislature, including any recess, and after final adjournment until the commencement of the 1949 Regular Session, with authority to file its final report not later than March 15, 1949.

4. The committee and its members shall have and exercise all of the rights, duties and powers conferred upon investigating committees and their members by the provisions of the Joint Rules of the Senate and Assembly and of the Standing Rules of the Assembly as they are adopted and amended from time to time, which provisions are incorporated herein and made applicable to this committee and its members.

5. The committee has the following additional powers and duties:

(a) To select a vice chairman from its membership.

(b) To contract with such other agencies, public or private, as it deems necessary for the rendition and affording of such services, facilities, studies and reports to the committee as will best assist it to carry out the purposes for which it is created.

(c) To cooperate with and secure the cooperation of county, city, city and county, and other local law enforcement agencies in investigating any matter within the scope of this resolution and to direct the sheriff of any county to serve subpenas, *orders and other process issued by the committee.*

(d) To report its findings and recommendations to the Legislature and to the people from time to time and at any time, not later than herein provided.

(e) To do any and all other things necessary or convenient to enable it fully and adequately to exercise its powers, perform its duties, and accomplish the objects and purposes of this resolution.

6. The sum of ten thousand dollars ($10,000) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Assembly for the expenses of the committee and its members and for any charges, expenses or claims it may incur under this resolution, to be paid from the said contingent fund and disbursed after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read, as amended.

The roll was called, and the resolution adopted by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, O'Day, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thurman, Waters, Weber, and Wollenberg—68.

NOES—M. Philip Davis—1.

CONSIDERATION OF HOUSE RESOLUTION NO. 225

House Resolution No. 225

Relative to the creation of the Assembly Interim Committee on Fairs and Expositions

Resolved by the Assembly of the State of California, As follows:

1. The Assembly Interim Committee on Fairs and Expositions is hereby created and authorized and directed to ascertain, study, and analyze all facts relating or in anywise appertaining to fairs and expositions, the allocation of state moneys thereto, the advisability of establishing additional agricultural fairs or other expositions or exhibitions, including but not limited to the operation, effect, administration, enforcement and needed revision of any and all laws in any way bearing upon or relating to the subject of this resolution, and to report thereon to the Assembly, including in the reports its recommendations for appropriate legislation.

2. The committee shall consist of five Members of the Assembly appointed by the Speaker thereof. The chairman shall be appointed by the Speaker. Vacancies occurring in the membership of the committee shall be filled by the appointing power.

3. The committee is authorized to act during this session of the Legislature, including any recess, and after final adjournment until the commencement of the 1949 Regular Session, with authority to file its final report not later than the thirtieth legislative day of that session.

4. The committee and its members shall have and exercise all of the rights, duties and powers conferred upon investigating committees and their members by the provisions of the Joint Rules of the Senate and Assembly and of the Standing Rules of the Assembly as they are adopted and amended from time to time, which provisions are incorporated herein and made applicable to this committee and its members.

5. The committee has the following additional powers and duties:

(a) To select a vice chairman from its membership.

(b) To contract with such other agencies, public or private, as it deems necessary for the rendition and affording of such services, facilities, studies and reports to the committee as will best assist it to carry out the purposes for which it is created.

(c) To cooperate with and secure the cooperation of county, city, city and county, and other local law enforcement agencies in investigating any matter within the scope of this resolution and to direct the sheriff of any county to serve subpenas, orders and other process issued by the committee.

(d) To confer with the Department of Finance with respect to the allocation of money to the various fairs and to state agencies which receive money from the Fair and Exposition Fund.

(e) To report its findings and recommendations to the Legislature and to the people from time to time and at any time, not later than herein provided.

(f) To do any and all other things necessary or convenient to enable it fully and adequately to exercise its powers, perform its duties, and accomplish the objects and purposes of this resolution.

6. The sum of five thousand dollars ($5,000) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Assembly for the expenses of the committee and its members and for any charges, expenses or claims it may incur under this resolution, to be paid from the said contingent fund and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, O'Day, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thurman, Waters, Weber, and Wollenberg—68.

NOES—M. Philip Davis—1.

CONSIDERATION OF HOUSE RESOLUTION NO. 229

House Resolution No. 229

Relative to the Assembly Interim Committee on Ways and Means

WHEREAS, By House Resolution No. 62, the Assembly Standing Committee on Ways and Means was designated as an Assembly investigating committee with power to act after final adjournment; and

WHEREAS, It is essential to expedite the work of the 1948 Budget Session that the Legislature be fully informed as to the needs for appropriations for state purposes, and it is particularly desirable that study and investigation be made of the items to be contained in the Budget Bill to be enacted at that session; now, therefore, be it

Resolved, As follows:

1. The Assembly Interim Committee on Ways and Means is authorized and directed to ascertain, study and analyze all facts relating to the needs for state expenditures, including expenditures for support of state agencies, for construction, improvements and all other purposes during the 1948-1949 Fiscal Year and particularly with respect to the items of appropriation proposed to be included in the Budget Act to be enacted at the 1948 Budget Session, and to report thereon to the Assembly not later than the tenth legislative day of that session.

2. The sum of ten thousand dollars ($10,000) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Assembly for the expenses of the committee and its members and for any charges, expenses or claims it may incur under this resolution, to be paid from the said contingent fund and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, O'Day, Price, Robertson, Rosenthal, Sherwin, Sillman, Stanley, Stephenson, Stewart, Thompson, Thurman, Waters, Weber, and Wollenberg—68.

NOES—M. Philip Davis—1

CONSIDERATION OF HOUSE RESOLUTION NO. 242

House Resolution No. 242

Relating to Assembly Bill No. 1544

WHEREAS, Assembly Bill No. 1544, relating to the Sixth District Agricultural Association, making an appropriation for the acquisition of land and the construction of facilities for the purposes of said association, and regulating the use of housing facilities under the control of said association, is now pending in the Legislature, having passed the Assembly on June 3, 1947; now, therefore, be it

Resolved by the Assembly of the State of California, That upon the passage and approval of said Assembly Bill No. 1544, it is the intent of the co-authors of this bill that no persons shall be evicted from their homes and no property shall be purchased without voluntary consent of the owner thereof, and at no time shall business property be diverted to this use without voluntary sale of same by the owner; and be it further

Resolved, That the Chief Clerk of the Assembly transmit copies of this resolution to the Sixth District Agricultural Association.

Resolution read, and adopted.

CONSIDERATION OF HOUSE RESOLUTION NO. 244

House Resolution No. 244

Relative to provision for a women's rest room immediately adjacent to the Assembly Chamber

WHEREAS, For many years the Assembly of the State of California has been graced by the presence of a woman member or members, and also has a number of women attaches whose duties require their presence in the Assembly Chamber; and

WHEREAS, There are no rest room facilities for women nearer to the Assembly Chamber than the extreme southern end of the building, which is clear across the entire Capitol, a distance of nearly a city block from the Assembly Chamber, and

WHEREAS, Such rest room facilities as exist for ladies at the southern end of the second floor corridor of the Capitol are open to the public, and therefore crowded and inadequate; and

WHEREAS, All these circumstances put the women members and attaches of this Assembly to considerable inconvenience, and the situation is in fact a great imposition upon them since there do exist convenient rest rooms for the male members; now, therefore, be it

Resolved by the Assembly of the State of California, That the Assembly Legislative Process Committee immediately take such measures as will insure that adequate cloak and rest room facilities for women shall be provided at once adjacent to the Assembly Chamber.

Resolution read, and adopted.

CONSIDERATION OF HOUSE RESOLUTION NO. 252

House Resolution No. 252

Relative to the creation of the Assembly Interim Committee on Transportation and Commerce

WHEREAS, Transportation and commerce in the present postwar period is continually creating and intensifying many conditions which may require legislation; and

WHEREAS, A study of the development of those problems will enable the Legislature to deal with them more adequately and promptly; now, therefore, be it

Resolved by the Assembly of the State of California, As follows:

1. The Assembly Interim Committee on Transportation and Commerce is hereby created and authorized and directed to ascertain, study and analyze all facts relating to the transportation of persons and goods and the problems of commerce, including but not limited to the adequacy of our harbors and highways, and devices and equipment associated therewith, the hazards of traffic, the administration of all state and local agencies in any way pertaining thereto, and the administration of compensation, disability and retirement benefits as they affect the California Highway Patrol, including but not limited to the operation, effect, administration, enforcement and needed revision of any and all laws in any way bearing upon or relating to the subject of this resolution, and to report thereon to the Assembly, including in the reports its recommendations for appropriate legislation

2. The committee shall consist of five Members of the Assembly appointed by the Speaker thereof. The chairman shall be appointed by the Speaker. Vacancies occurring or existing in the membership of the committee shall be filled by the appointing power.

3. The committee is authorized to act during this session of the Legislature, including any recess, and after final adjournment until the commencement of the 1949 Regular Session, with authority to file its final report not later than the fifteenth legislative day of that session.

4. The committee and its members shall have and exercise all of the rights, duties and powers conferred upon investigating committees and their members by the provisions of the Joint Rules of the Senate and Assembly and of the Standing Rules of the Assembly as they are adopted and amended from time to time, which provisions are incorporated herein and made applicable to this committee and its members.

5. The committee has the following additional powers and duties:

(a) To select a vice chairman from its membership.

(b) To contract with such other agencies, public or private, as it deems necessary for the rendition and affording of such services, facilities, studies and reports to the committee as will best assist it to carry out the purposes for which it is created.

(c) To cooperate with and secure the cooperation of county, city, city and county, and other local law enforcement agencies in investigating any matter within the scope of this resolution and to direct the sheriff of any county to serve subpenas, orders and other process issued by the committee.

(d) To report its findings and recommendations to the Legislature and to the people from time to time and at any time, not later than herein provided.

(e) To do any and all other things necessary or convenient to enable it fully and adequately to exercise its powers, perform its duties, and accomplish the objects and purposes of this resolution.

6. The sum of five thousand dollars ($5,000) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Assembly for the expenses of the committee and its members and for any charges, expenses or claims it may incur under this resolution, to be paid from the said contingent fund and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, O'Day, Price, Robertson, Rosenthal, Sherwin, Sillman, Stanley, Stephenson, Stewart, Thompson, Thurman, Waters, Weber, and Wollenberg—68

NOES—M. Philip Davis—1.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed:

Assembly Bill No. 1249
Assembly Bill No. 1252
Assembly Bill No. 1255
Assembly Bill No. 1415
Assembly Bill No. 1447
Assembly Bill No. 1513
Assembly Bill No. 1752
Assembly Bill No. 2397
Assembly Bill No. 2441

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bills ordered enrolled.

REPORTS OF STANDING COMMITTEES

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Rules, to which were referred:

House Resolution No. 27
House Resolution No. 37
House Resolution No. 164
House Resolution No. 205
House Resolution No. 213
House Resolution No. 216
House Resolution No. 218
House Resolution No. 219
House Resolution No. 224
House Resolution No. 226
House Resolution No. 234
House Resolution No. 236
House Resolution No. 239
House Resolution No. 240
House Resolution No. 247
House Resolution No. 255
House Resolution No. 260
House Resolution No. 221

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and be adopted, as amended.

DICKEY, Chairman

Above reported resolutions ordered on file for adoption.

CONSIDERATION OF HOUSE RESOLUTION NO. 27

House Resolution No. 27

Relative to the creation of a Fact-Finding Committee on Problems of Water Pollution resulting from sewage and industrial waste disposal

WHEREAS, The problem of water pollution resulting from the disposal of industrial wastes and sewage is a subject of vital concern to the entire State of California; and

WHEREAS, It is a problem requiring exhaustive analysis, intelligent treatment and widespread education of all concerned; and

WHEREAS, A Preliminary Draft of Legislation to Control Pollution of Water Sources, has been prepared which document is considered to be too far-reaching in its effect and too narrow in its adjudication and administration to warrant the support which should be given to a fair and impartial effort to solve the problems of industrial wastes; and

WHEREAS, In the interests of the welfare of the public health, agriculture, industry and all others concerned, it is deemed advisable that further study be given to the subject of this resolution; now, therefore, be it

Resolved by the Assembly of the State of California, As follows:

1. The Fact-Finding Committee on Water Pollution is hereby created and authorized and directed to ascertain, study and analyze all facts relating to procedures designed to prevent pollution of

1. The underground water flows, particularly in the semi-arid and arid sections of the State; and

2. The surface streams in the sections of the State where there is continual surface run-off from the water sheds; and

3. The lower reaches of the principal river systems, and the coastal bays and shores;

including but not limited to the operation, effect, administration, enforcement and needed revision of any and all laws in any way bearing upon or relating to the subject of this resolution, and to report thereon to the Legislature, including in the reports its recommendations for appropriate legislation.

2. The committee shall consist of _____Members of the Assembly appointed by the Speaker thereof. Vacancies occurring or existing in the membership of the committee shall be filled by the appointing power.

3. The committee is authorized to act during this session of the Legislature, including any recess, and after final adjournment until the commencement of the next

regular general session, with authority to file its final report not later than the tenth legislative day of the next regular general session.

4. The committee and its members shall have and exercise all of the rights, duties and powers conferred upon investigating committees and their members by the provisions of the Joint Rules of the Senate and Assembly and the Standing Rules of the Assembly as they are adopted and amended from time to time, which provisions are incorporated herein and made applicable to this committee and its members.

Until the adoption of Joint Rules at this session, the Joint Rules of the last preceding regular session are incorporated herein and made applicable to this committee and its members.

5. The committee has the following additional powers and duties:

(a) To select a chairman and a vice chairman from its membership.

(b) To contract with such other agencies, public or private, as it deems necessary for the rendition and affording of such services, facilities, studies and reports to the committee as will best assist it to carry out the purpose for which it is created.

(c) To cooperate with and secure the cooperation of county, city, city and county, and other local law enforcement agencies in investigating any matter within the scope of this resolution and to direct the sheriff of any county to serve subpenas, orders and other process issued by the committee.

(d) To report its findings and recommendations to the Legislature and to the people from time to time and at any time, not later than herein provided.

(e) To do any and all other things necessary or convenient to enable it fully and adequately to exercise its powers, perform its duties, and accomplish the objects and purposes of this resolution.

6. The sum of _____ dollars ($_____) or so much thereof as may be necessary is hereby made available from the Contingent Funds of the Assembly for the expenses of the committee and its members and for any charges, expenses or claims it may incur under this resolution to be disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Rules:

Amendment No. 1

In the first line of the paragraph numbered "2" of the resolution as printed, strike out "_____ Members", and insert "nine Members"

Amendment No. 2

At the end of the paragraph numbered "2", after the period, insert "The Chairman shall be appointed by the Speaker."

Amendment No. 3

In the subparagraph designated "(a)" of the paragraph numbered "5", strike out "a chairman and".

Amendment No. 4

In the first line of the paragraph numbered "6", strike out "_____ dollars ($_____)", and insert "one hundred thousand dollars ($100,000)".

Amendments read, and adopted.

Consideration of House Resolution No. 27, as Amended

House Resolution No. 27

Relative to the creation of a Fact-Finding Committee on Problems of Water Pollution resulting from sewage and industrial waste disposal

WHEREAS, The problem of water pollution resulting from the disposal of industrial wastes and sewage is a subject of vital concern to the entire State of California, and

WHEREAS, It is a problem requiring exhaustive analysis, intelligent treatment and widespread education of all concerned; and

WHEREAS, A preliminary draft of legislation to control pollution of water sources has been prepared, which document is considered to be too far-reaching in its effect and too narrow in its adjudication and administration to warrant the support which should be given to a fair and impartial effort to solve the problems of industrial wastes, and

WHEREAS, In the interests of the welfare of the public health, agriculture, industry and all others concerned, it is deemed advisable that further study be given to the subject of this resolution, now, therefore, be it

Resolved by the Assembly of the State of California, As follows.

1 The Fact-Finding Committee on Water Pollution is hereby created and authorized and directed to ascertain, study and analyze all facts relating to procedures designed to prevent pollution of

1. The underground water flows, particularly in the semiarid and arid sections of the State; and

2. The surface streams in the sections of the State where there is continual surface run-off from the watersheds; and

3. The lower reaches of the principal river systems, and the coastal bays and shores;

including but not limited to the operation, effect, administration, enforcement and needed revision of any and all laws in any way bearing upon or relating to the subject of this resolution, and to report thereon to the Legislature, including in the reports its recommendations for appropriate legislation

2. The committee shall consist of nine Members of the Assembly appointed by the Speaker thereof Vacancies occurring or existing in the membership of the committee shall be filled by the appointing power. The chairman shall be appointed by the Speaker.

3 The committee is authorized to act during this session of the Legislature, including any recess, and after final adjournment until the commencement of the next regular general session, with authority to file its final report not later than the tenth legislative day of the next regular general session.

4 The committee and its members shall have and exercise all of the rights, duties and powers conferred upon investigating committees and their members by the provisions of the Joint Rules of the Senate and Assembly and the Standing Rules of the Assembly as they are adopted and amended from time to time which provisions are incorporated herein and made applicable to this committee and its members.

Until the adoption of Joint Rules at this session, the Joint Rules of the last preceding regular session are incorporated herein and made applicable to this committee and its members.

5 The committee has the following additional powers and duties.

(a) To select a vice chairman from its membership.

(b) To contract with such other agencies, public or private, as it deems necessary for the rendition and affording of such services, facilities, studies and reports to the committee as will best assist it to carry out the purpose for which it is created.

(c) To cooperate with and secure the cooperation of county, city, city and county, and other local law enforcement agencies in investigating any matter within the scope of this resolution and to direct the sheriff of any county to serve subpenas, orders and other process issued by the committee.

(d) To report its findings and recommendations to the Legislature and to the people from time to time and at any time, not later than herein provided.

(e) To do any and all other things necessary or convenient to enable it fully and adequately to exercise its powers, perform its duties, and accomplish the objects and purposes of this resolution.

6. The sum of one hundred thousand dollars ($100,000) or so much thereof as may be necessary is hereby made available from the Contingent Funds of the Assembly for the expenses of the committee and its members and for any charges, expenses or claims it may incur under this resolution to be disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read, as amended.

Demand for Previous Question

Messrs. Debs, McMillan, Kilpatrick, Luckel, and Hinton demanded the previous question.

Demand for previous question sustained.

The question being on the adoption of House Resolution No. 27.

The roll was called, and the resolution adopted by the following vote:

AYES—Anderson, Berry, Blosser, Brady, Brown, Burns, Butters, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hawkins, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Luckel, Lyons, Maloney, McCollister, McMillan, O'Day, Robertson, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thurman, Waters, Weber, and Wollenberg—54.

NOES—Beck, Bennett, Boyd, Burke, Collier, M Philip Davis, Hahn, Heisinger, Loomis, Lowrey, and Price—11.

CONSIDERATION OF HOUSE RESOLUTION NO. 37

House Resolution No. 37

Relative to the continuance of the Assembly Interim Committee on State and Local Taxation created by House Resolution No. 154 of the Fifty-sixth Regular Session

Resolved by the Assembly of the State of California, As follows:

1. The Assembly Interim Committee on State and Local Taxation created by House Resolution No. 154 of the Fifty-sixth Regular Session is continued as an Assembly committee at this general session, with the membership and with all the rights, powers and duties possessed by the committee and its members immediately prior to the commencement of this session Vacancies occurring or existing in the membership of the committee shall be filled by the appointing power.

2 The committee is authorized to act during this session of the Legislature, including any recess, and after final adjournment until the commencement of the next regular general session, with authority to file its final report not later than the fifteenth legislative day of the next regular general session.

3. The provisions of the Joint Rules of the Senate and Assembly and of the Standing Rules of the Assembly, as soon as such rules are adopted at this session or amended from time to time, become applicable to this committee and its members.

4. The committee, and any subcommittee thereof when so authorized by the committee, may meet and act without as well as within the State of California, and is hereby authorized to leave the State in the performance of its duties.

5. The sum of seven thousand two hundred dollars ($7,200) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Assembly for the expenses of the committee and its members and for any charges, expenses or claims it may incur under this resolution, to be paid from the said contingent fund and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Rules:

Amendment No. 1

In paragraph 1, line 5, of this resolution, after "session", insert ", together with the right, power and duty to ascertain, study, analyze, and report to the Assembly upon the base and source of each tax and assessment imposed in this State, including in its report its recommendations for appropriate legislation with respect thereto"

Amendment read, and adopted.

Consideration of House Resolution No. 37, as Amended

House Resolution No. 37

Relative to the continuance of the Assembly Interim Committee on State and Local Taxation created by House Resolution No. 154 of the Fifty-sixth Regular Session

Resolved by the Assembly of the State of California, As follows

1. The Assembly Interim Committee on State and Local Taxation created by House Resolution No. 154 of the Fifty-sixth Regular Session is continued as an Assembly committee at this general session, with the membership and with all the rights, powers and duties possessed by the committee and its members immediately prior to the commencement of this session, together with the right, power and duty to ascertain, study, analyze, and report to the Assembly upon the base and source of each tax and assessment imposed in this State, including in its report its recommendations for appropriate legislation with respect thereto. Vacancies occurring or existing in the membership of the committee shall be filled by the appointing power

2 The committee is authorized to act during this session of the Legislature, including any recess, and after final adjournment until the commencement of the next regular general session, with authority to file its final report not later than the fifteenth legislative day of the next regular general session.

3 The provisions of the Joint Rules of the Senate and Assembly and of the Standing Rules of the Assembly, as soon as such rules are adopted at this session or amended from time to time, become applicable to this committee and its members

4. The committee, and any subcommittee thereof when so authorized by the committee, may meet and act without as well as within the State of California, and is hereby authorized to leave the State in the performance of its duties

5 The sum of seven thousand two hundred dollars ($7,200) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Assembly for the expenses of the committee and its members and for any charges, expenses or claims it may incur under this resolution, to be paid from the said contingent fund

and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read, as amended.

The roll was called, and the resolution adopted by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Collier, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, O'Day, Price, Robertson, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thurman, Waters, Weber, and Wollenberg—66.

NOES—None

CONSIDERATION OF HOUSE RESOLUTION NO. 164

House Resolution No. 164

Relative to the creation of the Assembly Interim Committee on County and City Jails

WHEREAS, The continued increase in population in this State and the lack of new custodial facilities has intensified the need for information by the Legislature with respect to custodial institutions in this State; and

WHEREAS, Available information indicates a rising tide of adult delinquency and crime without the development of adequate means of preventing such delinquency and crime and properly caring for the adult persons involved in order to retrain and reeducate them; and

WHEREAS, It is important that this Assembly continue to have complete information as to the management, discipline, educational and curative facilities, food, cleanliness, and adequacy of all custodial institutions for adult persons in this State; now, therefore, be it

Resolved by the Assembly of the State of California, As follows:

1. The Assembly Interim Committee on County and City Jails is hereby created and authorized and directed to ascertain, study and analyze all facts relating to custodial institutions for adult persons in this State, including their management, discipline, facilities, cleanliness, educational program, curative program, all facts relating to the prevention of crime and process by which adult persons suspected or charged with criminal or delinquent conduct are apprehended and convicted or acquitted, including but not limited to the operation, effect, administration, enforcement and needed revision of any and all laws in any way bearing upon or relating to the subject of this resolution, and to report thereon to the Assembly, including in the reports its recommendations for appropriate legislation.

2. The committee shall consist of six Members of the Assembly appointed by the Speaker thereof. Vacancies occurring or existing in the membership of the committee shall be filled by the appointing power. The Speaker shall designate the chairman.

3. The committee is authorized to act during this session of the Legislature, including any recess, and after final adjournment until the commencement of the 1949 Regular General Session, with authority to file its final report not later than the fifteenth legislative day of such session.

4. The committee and its members shall have and exercise all of the rights, duties and powers conferred upon investigating committees and their members by the provisions of the Joint Rules of the Senate and Assembly and of the Standing Rules of the Assembly as they are adopted and amended from time to time, which provisions are incorporated herein and made applicable to this committee and its members.

5. The committee has the following additional powers and duties:

(a) To select a vice chairman from its membership.

(b) To contract with such other agencies, public or private, as it deems necessary for the rendition and affording of such services, facilities, studies and reports to the committee as will best assist it to carry out the purposes for which it is created.

(c) To cooperate with and secure the cooperation of county, city, city and county, and other local law enforcement agencies in investigating any matter within the scope of this resolution and to direct the sheriff of any county to serve subpenas, orders and other process issued by the committee.

(d) To meet at the State Capitol or at any other place within this State or within the United States.

(e) To report its findings and recommendations to the Legislature and to the people from time to time and at any time, not later than herein provided.

(f) To do any and all other things necessary or convenient to enable it fully and adequately to exercise its powers, perform its duties, and accomplish the objects and purposes of this resolution.

6. The sum of ten thousand dollars ($10,000) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Assembly for the expenses of the committee and its members and for any charges, expenses or claims

it may incur under this resolution, to be paid from the said contingent fund and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer

Resolution read.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Rules:

Amendment No. 1

In the first line of the paragraph numbered "2" of the resolution, as printed, strike out "six Members", and insert "five Members".

Amendment No. 2

In the subparagraph designated "(d)" of the paragraph numbered "5", strike out "or within the United States"

Amendment No. 3

In the first line of the paragraph numbered "6", strike out "ten thousand dollars ($10,000)", and insert "five thousand dollars ($5,000)".

Amendment No. 4

In line 1 of the resolution as printed on page 21 of the Assembly Journal of April 29, 1947, after "Interim Committee on", insert "Detention Homes and".

Amendment No. 5

In the second "Whereas", lines 2 and 3, strike out "preventing such delinquency and crime and properly caring for the adult", and insert "custody and properly caring for the".

Amendment No. 6

In the third "Whereas", line 3, after "institution for", insert "juvenile and".

Amendment No. 7

In the paragraph numbered 1, line 1, after "Committee on", insert "Detention Homes and".

Amendment No. 8

In the paragraph numbered 1, line 3, after "institutions for", insert "juvenile and".

Amendment No. 9

In the paragraph numbered 5, line 6, after "cooperation of", insert "federal, state,".

Amendment No. 10

In paragraph numbered 5, line 7, strike out "local".

Amendments read, and adopted.

Consideration of House Resolution No. 164, as Amended

House Resolution No. 164

Relative to the creation of the Assembly Interim Committee on Detention Homes and County and City Jails

WHEREAS, The continued increase in population in this State and the lack of new custodial facilities has intensified the need for information by the Legislature with respect to custodial institutions in this State; and

WHEREAS, Available information indicates a rising tide of adult delinquency and crime without the development of adequate means of custody and properly caring for the persons involved in order to retrain and reeducate them; and

WHEREAS, It is important that this Assembly continue to have complete information as to the management, discipline, educational and curative facilities, food, cleanliness, and adequacy of all custodial institutions for juvenile and adult persons in this State; now, therefore, be it

Resolved by the Assembly of the State of California, As follows:

1. The Assembly Interim Committee on Detention Homes and County and City Jails is hereby created and authorized and directed to ascertain, study and analyze all facts relating to custodial institutions for juvenile and adult persons in this State, including their management, discipline, facilities, cleanliness, educational program, curative program, all facts relating to the prevention of crime and process by which adult persons suspected or charged with criminal or delinquent conduct are apprehended and convicted or acquitted, including but not limited to the operation, effect, administration, enforcement and needed revision of any and all laws in any way bearing upon or relating to the subject of this resolution, and to report thereon to the Assembly, including in the reports its recommendations for appropriate legislation

2. The committee shall consist of five Members of the Assembly appointed by the Speaker thereof Vacancies occurring or existing in the membership of the committee shall be filled by the appointing power The Speaker shall designate the chairman.

3. The committee is authorized to act during this session of the Legislature, including any recess, and after final adjournment until the commencement of the 1949 Regular General Session, with authority to file its final report not later than the fifteenth legislative day of such session.

4. The committee and its members shall have and exercise all of the rights, duties and powers conferred upon investigating committees and their members by the provisions of the Joint Rules of the Senate and Assembly and of the Standing Rules of the Assembly as they are adopted and amended from time to time, which provisions are incorporated herein and made applicable to this committee and its members

5 The committee has the following additional powers and duties:

(a) To select a vice chairman from its membership.

(b) To contract with such other agencies, public or private, as it deems necessary for the rendition and affording of such services, facilities, studies and reports to the committee as will best assist it to carry out the purposes for which it is created

(c) To cooperate with and secure the cooperation of federal, state, county, city, city and county, and other law enforcement agencies in investigating any matter within the scope of this resolution and to direct the sheriff of any county to serve subpenas, orders and other process issued by the committee.

(d) To meet at the State Capitol or at any other place within this State.

(e) To report its findings and recommendations to the Legislature and to the people from time to time and at any time, not later than herein provided.

(f) To do any and all other things necessary or convenient to enable it fully and adequately to exercise its powers, perform its duties, and accomplish the objects and purposes of this resolution.

6. The sum of five thousand dollars ($5,000) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Assembly for the expenses of the committee and its members and for any charges, expenses or claims it may incur under this resolution, to be paid from the said contingent fund and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read, as amended.

The roll was called, and the resolution adopted by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Collier, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, O'Day, Robertson, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thurman, Weber, and Wollenberg—64.

NOES—None.

CONSIDERATION OF HOUSE RESOLUTION NO. 205

House Resolution No. 205

Relative to the creation of the Assembly Committee on Military and Veterans Affairs

WHEREAS, In this period of reorganization following the termination of hostilities in World War II, it is of the utmost importance that the military affairs of the State and all matters relating to veterans and their return to civil life and employment be competently and economically handled; now, therefore, be it

Resolved by the Assembly of the State of California, As follows:

1. The Assembly Committee on Military and Veterans Affairs is hereby created and authorized and directed to ascertain, study and analyze all facts relating to the military affairs of the State and veterans and their return to civil life and employment, including but not limited to the operation, effect, administration, enforcement and needed revision of any and all laws in any way bearing upon or relating to the subject of this resolution, and to report thereon to the Assembly, including in the reports its recommendations for appropriate legislation.

2 The committee shall consist of five Members of the Assembly appointed by the Speaker. Vacancies occurring or existing in the membership of the committee shall be filled by the appointing power.

3. The committee is authorized to act during this session of the Legislature, including any recess, and after final adjournment until the commencement of the 1949 Regular Session, with authority to file its final report not later than the fifteenth legislative day of that session.

4. The committee and its members shall have and exercise all of the rights, duties and powers conferred upon investigating committees and their members by the

provisions of the Joint Rules of the Senate and Assembly and of the Standing Rules of the Assembly as they are adopted and amended from time to time, which provisions are incorporated herein and made applicable to this committee and its members

5. The committee has the following additional powers and duties:

(a) To select a chairman and a vice chairman from its membership

(b) To contract with such other agencies, public or private, as it deems necessary for the rendition and affording of such services, facilities, studies and reports to the committee as will best assist it to carry out the purposes for which it is created

(c) To cooperate with and secure the cooperation of county, city, city and county, and other local law enforcement agencies in investigating any matter within the scope of this resolution and to direct the sheriff of any county to serve subpenas, orders and other process issued by the committee.

(d) To report its findings and recommendations to the Legislature and to the people from time to time and at any time, not later than herein provided.

(e) To do any and all other things necessary or convenient to enable it fully and adequately to exercise its powers, perform its duties, and accomplish the objects and purposes of this resolution.

6. The sum of twelve thousand five hundred dollars ($12,500) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Assembly for the expenses of the committee and its members and for any charges, expenses or claims it may incur under this resolution, to be paid from the said contingent fund and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Rules:

Amendment No. 1

In the first line of the paragraph numbered "6" of the resolution, as printed, strike out "twelve thousand five hundred dollars ($12,500)", and insert "five thousand dollars ($5,000)".

Amendment read, and adopted.

Consideration of House Resolution No. 205, as Amended

House Resolution No. 205

Relative to the creation of the Assembly Committee on Military and Veterans Affairs

WHEREAS, In this period of reorganization following the termination of hostilities in World War II, it is of the utmost importance that the military affairs of the State and all matters relating to veterans and their return to civil life and employment be competently and economically handled; now, therefore, be it

Resolved by the Assembly of the State of California, As follows:

1. The Assembly Committee on Military and Veterans Affairs is hereby created and authorized and directed to ascertain, study and analyze all facts relating to the military affairs of the State and veterans and their return to civil life and employment, including but not limited to the operation, effect, administration, enforcement and needed revision of any and all laws in any way bearing upon or relating to the subject of this resolution, and to report thereon to the Assembly, including in the reports its recommendations for appropriate legislation.

2. The committee shall consist of five Members of the Assembly appointed by the Speaker. Vacancies occurring or existing in the membership of the committee shall be filled by the appointing power.

3. The committee is authorized to act during this session of the Legislature, including any recess, and after final adjournment until the commencement of the 1949 Regular Session, with authority to file its final report not later than the fifteenth legislative day of that session.

4. The committee and its members shall have and exercise all of the rights, duties and powers conferred upon investigating committees and their members by the provisions of the Joint Rules of the Senate and Assembly and of the Standing Rules of the Assembly as they are adopted and amended from time to time, which provisions are incorporated herein and made applicable to this committee and its members.

5. The committee has the following additional powers and duties:

(a) To select a chairman and a vice chairman from its membership.

(b) To contract with such other agencies, public or private, as it deems necessary for the rendition and affording of such services, facilities, studies and reports to the committee as will best assist it to carry out the purposes for which it is created.

(c) To cooperate with and secure the cooperation of county, city, city and county, and other local law enforcement agencies in investigating any matter within the scope of this resolution and to direct the sheriff of any county to serve subpenas, orders and other process issued by the committee.

(d) To report its findings and recommendations to the Legislature and to the people from time to time and at any time, not later than herein provided.

(e) To do any and all other things necessary or convenient to enable it fully and adequately to exercise its powers, perform its duties, and accomplish the objects and purposes of this resolution.

6. The sum of five thousand dollars ($5,000) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Assembly for the expenses of the committee and its members and for any charges, expenses or claims it may incur under this resolution, to be paid from the said contingent fund and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read, as amended.

The roll was called, and the resolution adopted by the following vote:

AYES—Anderson, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Collier, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, O'Day, Price, Robertson, Sherwin, Sillman, Stanley, Stephenson, Stewart, Thompson, Thurman, Waters, Weber, and Wollenberg—64.

NOES—None.

CONSIDERATION OF HOUSE RESOLUTION NO. 213

House Resolution No. 213

Relative to the creation of the Assembly Interim Committee on Public Morals

WHEREAS, Each session of the Legislature is confronted with hundreds of bills proposing to regulate various phases of public morality, including alcoholic beverages, gambling, vice of all kinds, wrestling and boxing matches, horse racing, dog racing and matters of a similar nature; and

WHEREAS, The importance of the subject requires that an investigation be made of such proposals, and of the administration of present laws regulating such matters, and of the necessity of amendment of such laws; now, therefore, be it

Resolved by the Assembly of the State of California, As follows:

1. The Assembly Interim Committee on Public Morals is hereby created and authorized and directed to ascertain, study and analyze all facts relating to public morality, including but not limited to the operation, effect, administration, enforcement and needed revision of any and all laws in any way bearing upon or relating to the subject of this resolution, and to report thereon to the Assembly, including in the reports its recommendations for appropriate legislation.

2. The committee shall consist of seven Members of the Assembly appointed by the Speaker thereof. The chairman shall be appointed by the Speaker. Vacancies occurring or existing in the membership of the committee shall be filled by the appointing power.

3. The committee is authorized to act during this session of the Legislature, including any recess, and after final adjournment until the commencement of the 1949 Regular Session, with authority to file its final report not later than the fifteenth legislative day of that session.

4. The committee and its members shall have and exercise all of the rights, duties and powers conferred upon investigating committees and their members by the provisions of the Joint Rules of the Senate and Assembly and of the Standing Rules of the Assembly as they are adopted and amended from time to time, which provisions are incorporated herein and made applicable to this committee and its members.

5. The committee has the following additional powers and duties:

(a) To select a vice chairman from its membership.

(b) To contract with such other agencies, public or private, as it deems necessary for the rendition and affording of such services, facilities, studies and reports to the committee as will best assist it to carry out the purposes for which it is created.

(c) To cooperate with and secure the cooperation of county, city, city and county and other local law enforcement agencies in investigating any matter within the scope of this resolution and to direct the sheriff of any county to serve subpenas, orders and other process issued by the committee.

(d) To report its findings and recommendations to the Legislature and to the people from time to time and at any time, not later than herein provided.

(e) To do any and all other things necessary or convenient to enable it fully and adequately to exercise its powers, perform its duties, and accomplish the objects and purposes of this resolution.

(f) To meet at the State Capitol or at any other place in this State or within the United States.

6. The sum of twelve thousand five hundred dollars ($12,500) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Assembly for the expenses of the committee and its members and for any charges, expenses or claims it may incur under this resolution, to be paid from the said contingent fund and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Rules:

Amendment No. 1

In line 1 of the paragraph numbered "6" of the resolution, as printed, strike out "twelve thousand five hundred dollars ($12,500)", and insert "ten thousand dollars ($10,000)".

Amendment read, and adopted.

Consideration of House Resolution No. 213, as Amended

House Resolution No. 213

Relative to the creation of the Assembly Interim Committee on Public Morals

WHEREAS, Each session of the Legislature is confronted with hundreds of bills proposing to regulate various phases of public morality, including alcoholic beverages, gambling, vice of all kinds, wrestling and boxing matches, horse racing, dog racing and matters of a similar nature; and

WHEREAS, The importance of the subject requires that an investigation be made of such proposals, and of the administration of present laws regulating such matters, and of the necessity of amendment of such laws; now, therefore, be it

Resolved by the Assembly of the State of California, As follows:

1. The Assembly Interim Committee on Public Morals is hereby created and authorized and directed to ascertain, study and analyze all facts relating to public morality, including but not limited to the operation, effect, administration, enforcement and needed revision of any and all laws in any way bearing upon or relating to the subject of this resolution, and to report thereon to the Assembly, including in the reports its recommendations for appropriate legislation.

2. The committee shall consist of seven Members of the Assembly appointed by the Speaker thereof. The chairman shall be appointed by the Speaker. Vacancies occurring or existing in the membership of the committee shall be filled by the appointing power.

3. The committee is authorized to act during this session of the Legislature, including any recess, and after final adjournment until the commencement of the 1949 Regular Session, with authority to file its final report not later than the fifteenth legislative day of that session.

4. The committee and its members shall have and exercise all of the rights, duties and powers conferred upon investigating committees and their members by the provisions of the Joint Rules of the Senate and Assembly and of the Standing Rules of the Assembly as they are adopted and amended from time to time, which provisions are incorporated herein and made applicable to this committee and its members.

5. The committee has the following additional powers and duties:

(a) To select a vice chairman from its membership.

(b) To contract with such other agencies, public or private, as it deems necessary for the rendition and affording of such services, facilities, studies and reports to the committee as will best assist it to carry out the purposes for which it is created

(c) To cooperate with and secure the cooperation of county, city, city and county, and other local law enforcement agencies in investigating any matter within the scope of this resolution and to direct the sheriff of any county to serve subpenas, orders and other process issued by the committee.

(d) To report its findings and recommendations to the Legislature and to the people from time to time and at any time, not later than herein provided.

(e) To do any and all other things necessary or convenient to enable it fully and adequately to exercise its powers, perform its duties, and accomplish the objects and purposes of this resolution.

(f) To meet at the State Capitol or at any other place in this State or within the United States.

6. The sum of ten thousand dollars ($10,000) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Assembly for the expenses of the committee and its members and for any charges, expenses or

claims it may incur under this resolution, to be paid from the said contingent fund and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read, as amended.

The roll was called, and the resolution adopted by the following vote:

AYES—Anderson, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecort, Collier, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, O'Day, Price, Robertson, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thurman, Waters, Weber, and Wollenberg—64.

NOES—None

CONSIDERATION OF HOUSE RESOLUTION NO. 216

House Resolution No. 216

Relative to the creation of the Assembly Interim Committee on Governmental Efficiency and Economy

WHEREAS, The complicated machinery of state and local government in this State, erected to serve the citizens of this State, can function only under law; and

WHEREAS, Numerous changes in the organization and administration of state and local government are proposed at each session of the Legislature by reason of new circumstances constantly arising which previous statutes did not contemplate; and

WHEREAS, It is necessary for the Legislature to study these circumstances carefully, with a view to revising and amending the laws relating thereto, in order that the most efficient, economical and equitable administration of the laws may be fostered; and

WHEREAS, During the interim between sessions it is desirable to ascertain and collate the facts upon which legislation may be based, which fact-finding work can best and most expeditiously be performed through a legislative committee charged with the duty of considering every phase of the subject; now, therefore, be it

Resolved by the Assembly of the State of California, As follows:

1 The Assembly Interim Committee on Governmental Efficiency and Economy is hereby created and authorized and directed to ascertain, study and analyze accurately and in detail, all facts relating to the State Government and the government of counties, cities, and districts in this State and of any department, agency, or subdivision thereof, particularly with respect to their organization, functions, and administration, for the purpose of recommending changes and proposing legislation in order to promote efficiency, to reduce and eliminate costs, to provide for the consolidation of functions and removal of duplication, and to do all other things necessary and proper to increase the efficiency and effectiveness of the state and local governments and the agencies and subdivisions thereof, and to report thereon to the Assembly, including in the reports its recommendations for appropriate legislation.

2 The committee shall consist of nine Members of the Assembly appointed by the Speaker thereof The chairman shall be appointed by the Speaker. Vacancies occurring or existing in the membership of the committee shall be filled by the appointing power

3 The committee is authorized to act during this session of the Legislature, including any recess, and after final adjournment until the commencement of the 1949 Regular Session, with authority to file its final report not later than the final legislative day of the 1949 Regular Session.

4 The committee and its members shall have and exercise all of the rights, duties and powers conferred upon investigating committees and their members by the provisions of the Joint Rules of the Senate and Assembly and of the Standing Rules of the Assembly as they are adopted and amended from time to time, which provisions are incorporated herein and made applicable to this committee and its members.

5 The committee has the following additional powers and duties:

(a) To select a vice chairman from its membership

(b) To contract with such other agencies, public or private, as it deems necessary for the rendition and affording of such services, facilities, studies and reports to the committee as will best assist it to carry out the purposes for which it is created.

(c) To cooperate with and secure the cooperation of county, city, city and county, and other local law enforcement agencies in investigating any matter within the scope of this resolution and to direct the sheriff of any county to serve subpenas, orders and other process issued by the committee

(d) To report its findings and recommendations to the Legislature and to the people from time to time and at any time, not later than herein provided.

(e) To do any and all other things necessary or convenient to enable it fully and adequately to exercise its powers, perform its duties, and accomplish the objects and purposes of this resolution.

(f) To meet at the State Capitol or at any other place in this State or within the United States.

6. The sum of twenty-five thousand dollars ($25,000) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Assembly for the expenses of the committee and its members and for any charges, expenses or claims it may incur under this resolution, to be paid from the said contingent fund and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Rules:

Amendment No. 1

In the first line of the paragraph numbered "2" of the resolution, as printed, strike out "nine Members", and insert "11 Members".

Amendment read, and adopted.

Consideration of House Resolution No. 216, as Amended

House Resolution No. 216

Relative to the creation of the Assembly Interim Committee on Governmental Efficiency and Economy.

WHEREAS, The complicated machinery of state and local government in this State, erected to serve the citizens of this State, can function only under law; and

WHEREAS, Numerous changes in the organization and administration of State and local government are proposed at each session of the Legislature by reason of new circumstances constantly arising which previous statutes did not contemplate; and

WHEREAS, It is necessary for the Legislature to study these circumstances carefully, with a view to revising and amending the laws relating thereto, in order that the most efficient, economical and equitable administration of the laws may be fostered; and

WHEREAS, During the interim between sessions it is desirable to ascertain and collate the facts upon which legislation may be based, which fact-finding work can best and most expeditiously be performed through a legislative committee charged with the duty of considering every phase of the subject; now, therefore, be it

Resolved by the Assembly of the State of California, As follows:

1. The Assembly Interim Committee on Governmental Efficiency and Economy is hereby created and authorized and directed to ascertain, study and analyze accurately and in detail, all facts relating to the State Government and the government of counties, cities, and districts in this State and of any department, agency, or subdivision thereof, particularly with respect to their organization, functions, and administration for the purpose of recommending changes and proposing legislation in order to promote efficiency, to reduce and eliminate costs, to provide for the consolidation of functions and removal of duplication, and to do all other things necessary and proper to increase the efficiency and effectiveness of the state and local governments and the agencies and subdivisions thereof, and to report thereon to the Assembly, including in the reports its recommendations for appropriate legislation.

2. The committee shall consist of 11 Members of the Assembly appointed by the Speaker thereof. The chairman shall be appointed by the Speaker. Vacancies occurring or existing in the membership of the committee shall be filled by the appointing power.

3. The committee is authorized to act during this session of the Legislature, including any recess, and after final adjournment until the commencement of the 1949 Regular Session, with authority to file its final report not later than the final legislative day of the 1949 Regular Session.

4. The committee and its members shall have and exercise all of the rights, duties and powers conferred upon investigating committees and their members by the provisions of the Joint Rules of the Senate and Assembly and of the Standing Rules of the Assembly as they are adopted and amended from time to time, which provisions are incorporated herein and made applicable to this committee and its members.

5. The committee has the following additional powers and duties:

(a) To select a vice chairman from its membership.

(b) To contract with such other agencies, public or private, as it deems necessary for the rendition and affording of such services, facilities, studies and reports to the committee as will best assist it to carry out the purposes for which it is created.

(c) To cooperate with and secure the cooperation of county, city, city and county, and other local law enforcement agencies in investigating any matter within the scope of this resolution and to direct the sheriff of any county to serve subpenas, orders and other process issued by the committee.

(d) To report its findings and recommendations to the Legislature and to the people from time to time and at any time, not later than herein provided.

(e) To do any and all other things necessary or convenient to enable it fully and adequately to exercise its powers, perform its duties, and accomplish the objects and purposes of this resolution.

(f) To meet at the State Capitol or at any other place in this State or within the United States.

6. The sum of twenty-five thousand dollars ($25,000) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Assembly for the expenses of the committee and its members and for any charges, expenses or claims it may incur under this resolution, to be paid from the said contingent fund and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read, as amended.

The roll was called, and the resolution adopted by the following vote:

AYES—Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Collier, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hinckley, Hinton, Holbrook, Husek, James, Johnson, Kilpatrick, Kirkwood, Luckel, Lyons, Maloney, McCollister, McMillan, O'Day, Price, Robertson, Sherwin, Sillman, Stanley, Stephenson, Stewart, Thompson, Thurman, Waters, Weber, and Wollenberg—55.

NOES—Elliott and Heisinger—2.

CONSIDERATION OF HOUSE RESOLUTION NO. 218

House Resolution No. 218

Relative to the creation of the Assembly Interim Committee on State Civil Service

Resolved by the Assembly of the State of California, As follows:

1. The Assembly Interim Committee on State Civil Service is hereby created and authorized and directed to ascertain, study and analyze all facts relating to the state civil service, its operation and effect, and the administration thereof in any and all branches of the State Government and all matters dealing with, relating to, or otherwise pertaining to the state civil service, including but not limited to the operation, effect, administration, enforcement and needed revision of any and all laws in any way bearing upon or relating to the subject of this resolution, and to report thereon to the Assembly, including in the reports its recommendations for appropriate legislation.

2. The committee shall consist of five Members of the Assembly appointed by the Speaker thereof. The chairman shall be appointed by the Speaker. Vacancies occurring or existing in the membership of the committee shall be filled by the appointing power.

3. The committee is authorized to act during this session of the Legislature, including any recess, and after final adjournment until the commencement of the 1949 Regular Session, with authority to file its final report not later than the fifteenth legislative day of that session.

4. The committee and its members shall have and exercise all of the rights, duties and powers conferred upon investigating committees and their members by the provisions of the Joint Rules of the Senate and Assembly and of the Standing Rules of the Assembly as they are adopted and amended from time to time, which provisions are incorporated herein and made applicable to this committee and its members.

5. The committee has the following additional powers and duties:

(a) To select a vice chairman from its membership.

(b) To contract with such other agencies, public or private, as it deems necessary for the rendition and affording of such services, facilities, studies and reports to the committee as will best assist it to carry out the purposes for which it is created.

(c) To cooperate with and secure the cooperation of county, city, city and county, and other local law enforcement agencies in investigating any matter within the scope of this resolution and to direct the sheriff of any county to serve subpenas, orders and other process issued by the committee.

(d) To report its findings and recommendations to the Legislature and to the people from time to time and at any time, not later than herein provided.

(e) To do any and all other things necessary or convenient to enable it fully and adequately to exercise its powers, perform its duties, and accomplish the objects and purposes of this resolution.

6. The sum of five thousand dollars ($5,000) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Assembly for the expenses of the committee and its members and for any charges, expenses or claims it may incur under this resolution, to be paid from the said contingent fund and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Rules:

Amendment No. 1

In the first line of the paragraph numbered "2" of the resolution, as printed, strike out "five Members", and insert "three Members".

Amendment No. 2

In the first line of the paragraph numbered "6", strike out "five thousand dollars ($5,000)", and insert "two thousand five hundred dollars ($2,500)".

Amendments read, and adopted.

Consideration of House Resolution No. 218, as Amended

House Resolution No. 218

Relative to the creation of the Assembly Interim Committee on State Civil Service

Resolved by the Assembly of the State of California, As follows:

1. The Assembly Interim Committee on State Civil Service is hereby created and authorized and directed to ascertain, study and analyze all facts relating to the state civil service, its operation and effect, and the administration thereof in any and all branches of the State Government and all matters dealing with, relating to, or otherwise pertaining to the state civil service, including but not limited to the operation, effect, administration, enforcement and needed revision of any and all laws in any way bearing upon or relating to the subject of this resolution, and to report thereon to the Assembly, including in the reports its recommendations for appropriate legislation.

2. The committee shall consist of three Members of the Assembly appointed by the Speaker thereof The chairman shall be appointed by the Speaker. Vacancies occurring or existing in the membership of the committee shall be filled by the appointing power.

3. The committee is authorized to act during this session of the Legislature, including any recess, and after final adjournment until the commencement of the 1949 Regular Session, with authority to file its final report not later than the fifteenth legislative day of that session.

4. The committee and its members shall have and exercise all of the rights, duties and powers conferred upon investigating committees and their members by the provisions of the Joint Rules of the Senate and Assembly and of the Standing Rules of the Assembly as they are adopted and amended from time to time, which provisions are incorporated herein and made applicable to this committee and its members.

5. The committee has the following additional powers and duties:

(a) To select a vice chairman from its membership.

(b) To contract with such other agencies, public or private, as it deems necessary for the rendition and affording of such services, facilities, studies and reports to the committee as will best assist it to carry out the purposes for which it is created.

(c) To cooperate with and secure the cooperation of county, city, city and county, and other local law enforcement agencies in investigating any matter within the scope of this resolution and to direct the sheriff of any county to serve subpenas, orders and other process issued by the committee.

(d) To report its findings and recommendations to the Legislature and to the people from time to time and at any time, not later than herein provided

(e) To do any and all other things necessary or convenient to enable it fully and adequately to exercise its powers, perform its duties, and accomplish the objects and purposes of this resolution.

6. The sum of two thousand five hundred dollars ($2,500) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Assembly for the expenses of the committee and its members and for any charges, expenses or

claims it may incur under this resolution, to be paid from the said contingent fund and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read, as amended.

The roll was called, and the resolution adopted by the following vote:

AYES—Anderson, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Collier, Cooke, Crichton, Crowley, Lester T Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, O'Day, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Thompson, Thurman, Waters, Weber, and Wollenberg—60

NOES—None.

CONSIDERATION OF HOUSE RESOLUTION NO. 219

House Resolution No. 219

Relative to the creation of the Assembly Committee on State-Federal Cooperation in the Discovery, Production, Transportation, Refining, and Use of Petroleum

WHEREAS, An Assembly interim committee on the subject of this resolution was first created in 1943, and committees thereon have subsequently been created; and

WHEREAS, There is a continuing need for legislative investigation, study, and fact-finding in this field; now, therefore, be it

Resolved by the Assembly of the State of California, As follows:

1 The Assembly Committee on State-Federal Cooperation in the Discovery, Production, Transportation, Refining, and Use of Petroleum Oil and Its Products is hereby created and authorized and directed to ascertain, study, and analyze all facts relating to

(a) The subject (within the scope of legislative regulation and control) of attaining maximum efficiency and minimum waste at all the various phases of the discovery, production, transportation, refining, and use of oil, gas, and other hydrocarbon substances, including production thereof from lands owned by the State, public agencies, and political subdivisions, cooperating therein to the fullest extent in every way with federal agencies; and

(b) The title of the State of California and its grantees in and to the tide, submerged and reclaimed lands lying within its borders and adjacent to its seacoast, any attacks by federal officials relating thereto, litigation with reference thereto, and legislation pending in Congress affecting such title, and any and all matters relating thereto or connected therewith or which affect the interests of the State therein; including but not limited to the operation, effect, administration, enforcement and needed revision of any and all laws in any way bearing upon or relating to the subject of this resolution, and to report thereon to the Assembly, including in the report its recommendations for appropriate legislation.

2. The committee shall consist of the Speaker of the Assembly and six Members of the Assembly appointed by the Speaker thereof The chairman shall be appointed by the Speaker. Vacancies occurring or existing in the membership of the committee shall be filled by the appointing power.

3. The committee is authorized to act during this session of the Legislature, including any recess, and after final adjournment until the commencement of the 1949 Regular Session, with authority to file its final report not later than the fifteenth legislative day of that session.

4. The committee and its members shall have and exercise all of the rights, duties and powers conferred upon investigating committees and their members by the provisions of the Joint Rules of the Senate and Assembly and of the Standing Rules of the Assembly as they are adopted and amended from time to time, which provisions are incorporated herein and made applicable to this committee and its members.

5. The committee has the following additional powers and duties:

(a) To select a vice chairman from its membership.

(b) To contract with such other agencies, public or private, as it deems necessary for the rendition and affording of such services, facilities, studies and reports to the committee as will best assist it to carry out the purposes for which it is created.

(c) To cooperate with and secure the cooperation of county, city, city and county, and other local law enforcement agencies in investigating any matter within the scope of this resolution and to direct the sheriff of any county to serve subpenas, orders and other process issued by the committee.

(d) To report its findings and recommendations to the Legislature and to the people from time to time and at any time, not later than herein provided.

(e) To meet at the State Capitol or at any other place in this State or within the United States.

(f) To do any and all other things necessary or convenient to enable it fully and adequately to exercise its powers, perform its duties, and accomplish the objects and purposes of this resolution.

6. The sum of fifteen thousand dollars ($15,000) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Assembly for the expenses of the committee and its members and for any charges, expenses or claims it may incur under this resolution, to be paid from the said contingent fund and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Rules:

Amendment No. 1

In the first line of the paragraph numbered "6" of the resolution, as printed, strike out "fifteen thousand dollars ($15,000)", and insert "twelve thousand five hundred dollars ($12,500)".

Amendment No. 2

At the end of the second line of the subparagraph designated "(b)" of paragraph "1", after "seacoast", insert "the use, administration and management thereof by the State and its grantees,".

Amendments read, and adopted.

Consideration of House Resolution No. 219, as Amended

House Resolution No. 219

Relative to the creation of the Assembly Committee on State-Federal Cooperation in the Discovery, Production, Transportation, Refining, and Use of Petroleum

WHEREAS, An Assembly interim committee on the subject of this resolution was first created in 1943, and committees thereon have subsequently been created; and

WHEREAS, There is a continuing need for legislative investigation, study, and fact-finding in this field, now, therefore, be it

Resolved by the Assembly of the State of California, As follows:

1. The Assembly Committee on State-Federal Cooperation in the Discovery, Production, Transportation, Refining, and Use of Petroleum Oil and Its Products is hereby created and authorized and directed to ascertain, study, and analyze all facts relating to

(a) The subject (within the scope of legislative regulation and control) of attaining maximum efficiency and minimum waste at all the various phases of the discovery, production, transportation, refining, and use of oil, gas, and othe rhydrocarbon substances, including production thereof from lands owned by the State, public agencies, and political subdivisions, cooperating therein to the fullest extent in every way with federal agencies; and

(b) The title of the State of California and its grantees in and to the tide, submerged and reclaimed lands lying within its borders and adjacent to its seacoast, the use, administration, and management thereof by the State and its grantees, any attacks by federal officials relating thereto, litigation with reference thereto, and legislation pending in Congress affecting such title, and any and all matters relating thereto or connected therewith or which affect the interests of the State therein; including but not limited to the operation, effect, administration, enforcement and needed revision of any and all laws in any way bearing upon or relating to the subject of this resolution, and to report thereon to the Assembly, including in the report its recommendations for appropriate legislation.

2. The committee shall consist of the Speaker of the Assembly and six Members of the Assembly appointed by the Speaker thereof The chairman shall be appointed by the Speaker. Vacancies occurring or existing in the membership of the committee shall be filled by the appointing power.

3 The committee is authorized to act during this session of the Legislature, including any recess, and after final adjournment until the commencement of the 1949 Regular Session, with authority to file its final report not later than the fifteenth legislative day of that session

4 The committee and its members shall have and exercise all of the rights, duties and powers conferred upon investigating committees and their members by the provisions of the Joint Rules of the Senate and Assembly and of the Standing Rules of

the Assembly as they are adopted and amended from time to time, which provisions are incorporated herein and made applicable to this committee and its members.

5. The committee has the following additional powers and duties:

(a) To select a vice chairman from its membership.

(b) To contract with such other agencies, public or private, as it deems necessary for the rendition and affording of such services, facilities, studies and reports to the committee as will best assist it to carry out the purposes for which it is created.

(c) To cooperate with and secure the cooperation of county, city, city and county, and other local law enforcement agencies in investigating any matter within the scope of this resolution and to direct the sheriff of any county to serve subpenas, orders and other process issued by the committee.

(d) To report its findings and recommendations to the Legislature and to the people from time to time and at any time, not later than herein provided

(e) To meet at the State Capitol or at any other place in this State or within the United States.

(f) To do any and all other things necessary or convenient to enable it fully and adequately to exercise its powers, perform its duties, and accomplish the objects and purposes of this resolution

6. The sum of twelve thousand five hundred dollars ($12,500) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Assembly for the expenses of the committee and its members and for any charges, expenses or claims it may incur under this resolution, to be paid from the said contingent fund and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer

Resolution read, as amended.

The roll was called, and the resolution adopted by the following vote:

AYES—Anderson, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Collier, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Luckel, Lyons, Maloney, McCollister, McMillan, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thurman, Waters, and Weber—57.

NOES—Loomis—1

CONSIDERATION OF HOUSE RESOLUTION NO. 224

House Resolution No. 224

Relative to the creation of the Assembly Interim Committee on Soil Conservation

WHEREAS, It is the declared policy of the Legislature that the conservation of soil is of great importance to the prosperity and welfare of the people of this State; and

WHEREAS, Many of the provisions of the Public Resources Code relating to soil conservation are conflicting and other provisions although not conflicting are in need of clarification; and

WHEREAS, Many problems have arisen relative to formation of soil conservation districts and election of officers thereof, consolidation of such districts which require legislative action; and

WHEREAS, The people of the State look to the Legislature for leadership in the matter and the Legislature requires information based upon an impartial study and investigation of all of the factors involved in order that it may proceed intelligently toward a solution of these problems; now, therefore, be it

Resolved by the Assembly of the State of California, As follows:

1. The Assembly Committee on Soil Conservation is hereby created and authorized and directed to ascertain, study and analyze all facts relating to soil and water conservation throughout the State, and the formation and government of soil conservation districts, including but not limited to the operation, effect, administration, enforcement and needed revision of any and all laws in any way bearing upon or relating to the subject of this resolution, and to report thereon to the Assembly, including in the reports its recommendations for appropriate legislation

2. The committee shall consist of five Members of the Assembly appointed by the Speaker thereof. The chairman shall be appointed by the Speaker. Vacancies occurring or existing in the membership of the committee shall be filled by the appointing power

3. The committee is authorized to act during this session of the Legislature, including any recess, and after final adjournment until the commencement of the 1949 Regular Session, with authority to file its final report not later than the fifteenth legislative day of that session.

4. The committee and its members shall have and exercise all of the rights, duties and powers conferred upon investigating committees and their members by the provisions of the Joint Rules of the Senate and Assembly and of the Standing Rules of the Assembly as they are adopted and amended from time to time, which provisions are incorporated herein and made applicable to this committee and its members

5 The committee has the following additional powers and duties.

(a) To select a vice chairman from its membership.

(b) To contract with such other agencies, public or private, as it deems necessary for the rendition and affording of such services, facilities, studies and reports to the committee as will best assist it to carry out the purposes for which it is created

(c) To cooperate with and secure the cooperation of county, city, city and county, and other local law enforcement agencies in investigating any matter within the scope of this resolution and to direct the sheriff of any county to serve subpenas, orders and other process issued by the committee

(d) To report its findings and recommendations to the Legislature and to the people from time to time and at any time, not later than herein provided.

(e) To do any and all other things necessary or convenient to enable it fully and adequately to exercise its powers, perform its duties, and accomplish the objects and purposes of this resolution

6 The sum of three thousand dollars ($3,000) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Assembly for the expenses of the committee and its members and for any charges, expenses or claims it may incur under this resolution, to be paid from the said contingent fund and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Rules:

Amendment No. 1

In the first line of the paragraph numbered "2" of the resolution, as printed, strike out "five Members", and insert "three Members".

Amendment No. 2

In the first line of the paragraph numbered "6", strike out "three thousand dollars ($3,000)", and insert "two thousand dollars ($2,000)".

Amendments read, and adopted.

Consideration of House Resolution No. 224, as Amended

House Resolution No. 224

Relative to the creation of the Assembly Interim Committee on Soil Conservation

WHEREAS, It is the declared policy of the Legislature that the conservation of soil is of great importance to the prosperity and welfare of the people of this State; and

WHEREAS, Many of the provisions of the Public Resources Code relating to soil conservation are conflicting and other provisions although not conflicting are in need of clarification; and

WHEREAS, Many problems have arisen relative to formation of soil conservation districts and election of officers thereof, consolidation of such districts which require legislative action; and

WHEREAS, The people of the State look to the Legislature for leadership in the matter and the Legislature requires information based upon an impartial study and investigation of all of the factors involved in order that it may proceed intelligently toward a solution of these problems; now, therefore, be it

Resolved by the Assembly of the State of California, As follows:

1. The Assembly Committee on Soil Conservation is hereby created and authorized and directed to ascertain, study and analyze all facts relating to soil and water conservation throughout the State, and the formation and government of soil conservation districts, including but not limited to the operation, effect, administration, enforcement and needed revision of any and all laws in any way bearing upon or relating to the subject of this resolution, and to report thereon to the Assembly, including in the reports its recommendations for appropriate legislation

2. The committee shall consist of three Members of the Assembly appointed by the Speaker thereof. The chairman shall be appointed by the Speaker. Vacancies occurring or existing in the membership of the committee shall be filled by the appointing power.

3. The committee is authorized to act during this session of the Legislature, including any recess, and after final adjournment until the commencement of the 1949

Regular Session, with authority to file its final report not later than the fifteenth legislative day of that session.

4. The committee and its members shall have and exercise all of the rights, duties and powers conferred upon investigating committees and their members by the provisions of the Joint Rules of the Senate and Assembly and of the Standing Rules of the Assembly as they are adopted and amended from time to time, which provisions are incorporated herein and made applicable to this committee and its members.

5. The committee has the following additional powers and duties:

(a) To select a vice chairman from its membership.

(b) To contract with such other agencies, public or private, as it deems necessary for the rendition and affording of such services, facilities, studies and reports to the committee as will best assist it to carry out the purposes for which it is created.

(c) To cooperate with and secure the cooperation of county, city, city and county, and other local law enforcement agencies in investigating any matter within the scope of this resolution and to direct the sheriff of any county to serve subpenas, orders and other process issued by the committee

(d) To report its findings and recommendations to the Legislature and to the people from time to time and at any time, not later than herein provided.

(e) To do any and all other things necessary or convenient to enable it fully and adequately to exercise its powers, perform its duties, and accomplish the objects and purposes of this resolution.

6. The sum of two thousand dollars ($2,000) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Assembly for the expenses of the committee and its members and for any charges, expenses or claims it may incur under this resolution, to be paid from the said contingent fund and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read, as amended.

The roll was called, and the resolution adopted by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Collier, Conrad, Crichton, Crowley, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thurman, Waters, Weber, and Wollenberg—63.

NOES—None.

CONSIDERATION OF HOUSE RESOLUTION NO. 226

House Resolution No. 226

Relative to the creation of the Assembly Interim Committee on the Judicial System and Judicial Process

WHEREAS, The existing Judicial System and the structure, composition and jurisdiction of the courts of the State, including selection, compensation and retirement of judges, and judicial procedure and the administration of justice have developed by separate amendments to the statutes, largely without planning or coherence, the result being the lack of a well-ordered judicial structure; and

WHEREAS, There is a serious lack of uniformity and balance in both substantive and procedural provisions of the law, especially provisions of the Code of Civil Procedure and the Penal Code; and

WHEREAS, There is great need of a thorough investigation into all phases of the Judicial System of the State, and the administration of justice therein, in order that facts may be obtained and correlated as a basis for future legislation; and

WHEREAS, The facts relating to said subjects can best be secured by a fact-finding committee of the Legislature; now, therefore, be it

Resolved by the Assembly of the State of California, As follows:

1. The Assembly Interim Committee on the Judicial System and Judicial Process is hereby created and authorized and directed to ascertain, study and analyze all facts relating to the subject of this resolution, and all facts included and in any way related to the subjects mentioned in the recitals hereof, including but not limited to:

(a) The composition, structure, jurisdiction and administration of the several courts;

(b) The method of selection, compensation and retirement of judicial officers and attaches;

(c) The procedure, process, and rules of the courts, statutory and otherwise;

(d) All provisions of the law relating to civil actions and remedies, and all laws relating to criminal procedure;

(c) All laws relating to publication of notices and service of process; including but not limited to the operation, effect, administration, enforcement and needed revision of any and all laws in any way bearing upon or relating to the subject of this resolution, and to report thereon to the Assembly, including in the reports its recommendations for appropriate legislation.

2 The committee shall consist of seven Members of the Assembly appointed by the Speaker thereof. The chairman shall be appointed by the Speaker. Vacancies occurring or existing in the membership of the committee shall be filled by the appointing power.

3 The committee is authorized to act during this session of the Legislature, including any recess, and after final adjournment until the commencement of the 1949 Regular Session, with authority to file its final report not later than the fifteenth legislative day of that session.

4 The committee and its members shall have and exercise all of the rights, duties and powers conferred upon investigating committees and their members by the provisions of the Joint Rules of the Senate and Assembly and of the Standing Rules of the Assembly as they are adopted and amended from time to time, which provisions are incorporated herein and made applicable to this committee and its members.

5 The committee has the following additional powers and duties:

(a) To select a vice chairman from its membership.

(b) To contract with such other agencies, public or private, as it deems necessary for the rendition and affording of such services, facilities, studies and reports to the committee as will best assist it to carry out the purposes for which it is created.

(c) To cooperate with and secure the cooperation of county, city, city and county, and other local law enforcement agencies in investigating any matter within the scope of this resolution and to direct the sheriff of any county to serve subpenas, orders and other process issued by the committee.

(d) To report its findings and recommendations to the Legislature and to the people from time to time and at any time, not later than herein provided

(e) To do any and all other things necessary or convenient to enable it fully and adequately to exercise its powers, perform its duties, and accomplish the objects and purposes of this resolution.

6 The sum of _____ dollars ($ ___ ___) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Assembly for the expenses of the committee and its members and for any charges, expenses or claims it may incur under this resolution, to be paid from the said contingent fund and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer

Resolution read.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Rules:

Amendment No. 1

In the first line of the paragraph numbered "6" of the resolution, as printed, strike out "_____ dollars ($_____)", and insert "five thousand dollars ($5,000)".

Amendment read, and adopted.

Consideration of House Resolution No. 223, as Amended

House Resolution No. 226

Relative to the creation of the Assembly Interim Committee on the Judicial System and Judicial Process

WHEREAS, The existing judicial system and the structure, composition and jurisdiction of the courts of the State, including selection, compensation and retirement of judges, and judicial procedure and the administration of justice have developed by separate amendments to the statutes, largely without planning or coherence, the result being the lack of a well-ordered judicial structure, and

WHEREAS, There is a serious lack of uniformity and balance in both substantive and procedural provisions of the law, especially provisions of the Code of Civil Procedure and the Penal Code, and

WHEREAS, There is great need of a thorough investigation into all phases of the judicial system of the State, and the administration of justice therein, in order that facts may be obtained and correlated as a basis for future legislation, and

WHEREAS, The facts relating to said subjects can best be secured by a fact-finding committee of the Legislature; now, therefore, be it

Resolved by the Assembly of the State of California, As follows:

1 The Assembly Interim Committee on the Judicial System and Judicial Process is hereby created and authorized and directed to ascertain, study and analyze all facts

relating to the subject of this resolution, and all facts included and in any way related to the subjects mentioned in the recitals hereof, including but not limited to:

(a) The composition, structure, jurisdiction and administration of the several courts,

(b) The method of selection, compensation and retirement of judicial officers and attaches;

(c) The procedure, process, and rules of the courts, statutory and otherwise;

(d) All provisions of the law relating to civil actions and remedies, and all laws relating to criminal procedure;

(e) All laws relating to publication of notices and service of process;

including but not limited to the operation, effect, administration, enforcement and needed revision of any and all laws in any way bearing upon or relating to the subject of this resolution, and to report thereon to the Assembly, including in the reports its recommendations for appropriate legislation.

2. The committee shall consist of seven Members of the Assembly appointed by the Speaker thereof. The chairman shall be appointed by the Speaker. Vacancies occurring or existing in the membership of the committee shall be filled by the appointing power.

3. The committee is authorized to act during this session of the Legislature, including any recess, and after final adjournment until the commencement of the 1949 Regular Session, with authority to file its final report not later than the fifteenth legislative day of that session.

4. The committee and its members shall have and exercise all of the rights, duties and powers conferred upon investigating committees and their members by the provisions of the Joint Rules of the Senate and Assembly and of the Standing Rules of the Assembly as they are adopted and amended from time to time, which provisions are incorporated herein and made applicable to this committee and its members.

5. The committee has the following additional powers and duties.

(a) To select a vice chairman from its membership.

(b) To contract with such other agencies, public or private, as it deems necessary for the rendition and affording of such services, facilities, studies and reports to the committee as will best assist it to carry out the purposes for which it is created.

(c) To cooperate with and secure the cooperation of county, city, city and county, and other local law enforcement agencies in investigating any matter within the scope of this resolution and to direct the sheriff of any county to serve subpenas, orders and other process issued by the committee.

(d) To report its findings and recommendations to the Legislature and to the people from time to time and at any time, not later than herein provided.

(e) To do any and all other things necessary or convenient to enable it fully and adequately to exercise its powers, perform its duties, and accomplish the objects and purposes of this resolution.

6. The sum of five thousand dollars ($5,000) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Assembly for the expenses of the committee and its members and for any charges, expenses or claims it may incur under this resolution, to be paid from the said contingent fund and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read, as amended.

The roll was called, and the resolution adopted by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Collier, Conrad, Crichton, Crowley, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Price, Robertson, Rosenthal, Sherwin, Sullivan, Stanley, Stephenson, Stewart, Thompson, Thurman, Waters, Weber, and Wollenberg—63.

NOES—None.

CONSIDERATION OF HOUSE RESOLUTION NO. 234

House Resolution No. 234

Relative to the promotion of the welfare of the youth of the State through the construction of youth welfare projects, including but not limited to the acquisition and construction of swimming pools, gymnasiums, playgrounds, playing fields, assembly halls and other facilities for the promotion of youth welfare and the prevention of juvenile delinquency.

WHEREAS, The Ways and Means Committee of the Assembly considering Assembly Bill No. 1448 providing for the appropriation of ten million dollars ($10,000,000) for the promotion of the welfare of the youth of the State through the construction of swimming pools, gymnasiums, playgrounds, playing fields, assembly halls and other

facilities for the promotion of youth welfare and the prevention of juvenile delinquency by allocating to the several cities and counties of the State money from state funds for this purpose; and

WHEREAS, There has recently been created a Recreational Commission for the general promotion of recreation within the State and said commission will not be established until 90 days after the adjournment of the present Legislature; and

WHEREAS, The relative need of the several communities of the State for recreational area for assistance in preventing juvenile delinquency has not been determined, and therefore the total amount of such appropriation cannot be satisfactorily arrived at; and

WHEREAS, The Ways and Means Committee of the Assembly recommends that this matter be held over to the next session of the Legislature and in the interim an Assembly legislative committee study this entire question and make a report to the next session of the Legislature covering its findings and recommendations; therefore, be it

Resolved by the Assembly of the State of California, As follows:

1. That an interim committee shall be created to study the matter of the promotion of the welfare of the youth of the State through the construction of youth welfare projects, including but not limited to the acquisition and construction of swimming pools, gymnasiums, playgrounds, playing fields, assembly halls and other facilities for the promotion of youth welfare and the prevention of juvenile delinquency. This study shall cover the need for such welfare projects and their support and management. The committee shall be empowered to make full investigation in relation to this entire matter, including the interrelationship between the counties, cities and State and the relative functioning of the county, city and state agencies concerning the same.

2. The committee shall consist of three Members of the Assembly appointed by the Speaker thereof. The chairman shall be appointed by the Speaker. Vacancies occurring in the membership of the committee shall be filled by the appointing power.

3. The committee is authorized to act during this session of the Legislature, including any recess, and after final adjournment until the commencement of the 1949 Regular Session, with authority to file its final report not later than March 15, 1949.

4. The committee and its members shall have and exercise all of the rights, duties and powers conferred upon investigating committees and their members by the provisions of the Joint Rules of the Senate and Assembly and of the Standing Rules of the Assembly as they are adopted and amended from time to time, which provisions are incorporated herein and made applicable to this committee and its members.

5. The committee has the following additional powers and duties:

(a) To select a vice chairman from its membership.

(b) To contract with other legislative committees and with such other agencies, public or private, as it deems necessary for the rendition and affording of such services, facilities, studies and reports to the committee as will best assist it to carry out the purposes for which it is created.

(c) To cooperate with and secure the cooperation of county, city, city and county, and other local law enforcement agencies in investigating any matter within the scope of this resolution and to direct the sheriff of any county to serve subpenas, orders and other process issued by the committee.

(d) To report its findings and recommendations to the Legislature and to the people from time to time and at any time, not later than herein provided.

(e) To do any and all other things necessary or convenient to enable it fully and adequately to exercise its powers, perform its duties, and accomplish the objects and purposes of this resolution.

6. The sum of five thousand dollars ($5,000) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Assembly for expenses of the committee and its members and for any charges, expenses or claims it may incur under this resolution, to be paid from the said Contingent Fund and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Rules:

Amendment No. 1

In the first line of the paragraph numbered "6" of the resolution, as printed, strike out "five thousand dollars ($5,000)", and insert "two thousand five hundred dollars ($2,500)".

Amendment read, and adopted.

Consideration of House Resolution No. 234, as Amended

House Resolution No. 234

Relative to the promotion of the welfare of the youth of the State through the construction of youth welfare projects, including but not limited to the acquisition and construction of swimming pools, gymnasiums, playgrounds, playing fields, assembly halls and other facilities for the promotion of youth welfare and the prevention of juvenile delinquency

WHEREAS, The Ways and Means Committee of the Assembly considering Assembly Bill No 1448 providing for the appropriation of ten million dollars ($10,000,000) for the promotion of the welfare of the youth of the State through the construction of swimming pools, gymnasiums, playgrounds, playing fields, assembly halls and other facilities for the promotion of youth welfare and the prevention of juvenile delinquency by allocating to the several cities and counties of the State money from state funds for this purpose; and

WHEREAS, There has recently been created a recreational commission for the general promotion of recreation within the State and said commission will not be established until 90 days after the adjournment of the present Legislature; and

WHEREAS, The relative need of the several communities of the State for recreational area for assistance in preventing juvenile delinquency has not been determined, and therefore the total amount of such appropriation cannot be satisfactorily arrived at; and

WHEREAS, The Ways and Means Committee of the Assembly recommends that this matter be held over to the next session of the Legislature and in the interim an Assembly legislative committee study this entire question and make a report to the next session of the Legislature covering its findings and recommendations; therefore, be it

Resolved by the Assembly of the State of California, As follows:

1 That an interim committee shall be created to study the matter of the promotion of the welfare of the youth of the State through the construction of youth welfare projects, including but not limited to the acquisition and construction of swimming pools, gymnasiums, playgrounds, playing fields, assembly halls and other facilities for the promotion of youth welfare and the prevention of juvenile delinquency. This study shall cover the need for such welfare projects and their support and management. The committee shall be empowered to make full investigation in relation to this entire matter, including the interrelationship between the counties, cities and State and the relative functioning of the county, city and state agencies concerning the same

2 The committee shall consist of three Members of the Assembly appointed by the Speaker thereof The chairman shall be appointed by the Speaker Vacancies occurring in the membership of the committee shall be filled by the appointing power

3 The committee is authorized to act during this session of the Legislature, including any recess, and after final adjournment until the commencement of the 1949 Regular Session, with authority to file its final report not later than March 15, 1949.

4. The committee and its members shall have and exercise all of the rights, duties and powers conferred upon investigating committees and their members by the provisions of the Joint Rules of the Senate and Assembly and of the Standing Rules of the Assembly as they are adopted and amended from time to time, which provisions are incorporated herein and made applicable to this committee and its members.

5. The committee has the following additional powers and duties:

(a) To select a vice chairman from its membership

(b) To contract with other legislative committees and with such other agencies, public or private, as it deems necessary for the rendition and affording of such services, facilities, studies and reports to the committee as will best assist it to carry out the purposes for which it is created.

(c) To cooperate with and secure the cooperation of county, city, city and county, and other local law enforcement agencies in investigating any matter within the scope of this resolution and to direct the sheriff of any county to serve subpenas, orders and other process issued by the committee

(d) To report its findings and recommendations to the Legislature and to the people from time to time and at any time, not later than herein provided.

(e) To do any and all other things necessary or convenient to enable it fully and adequately to exercise its powers, perform its duties, and accomplish the objects and purposes of this resolution

6 The sum of two thousand five hundred dollars ($2,500) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Assembly for expenses of the committee and its members and for any charges, expenses or claims

it may incur under this resolution, to be paid from the said contingent fund and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer

Resolution read, as amended.

The roll was called, and the resolution adopted by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Collier, Conrad, Crichton, Crowley, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thurman, Waters, Weber, and Wollenberg—63.

NOES—None.

CONSIDERATION OF HOUSE RESOLUTION NO. 236

House Resolution No. 236

Relative to creating an Assembly Interim Committee to Study and Investigate the Problems of Public Education

WHEREAS, The people of California have demonstrated their interest in education by establishing and supporting an excellent system of public schools; and

WHEREAS, It is in the best interest of public welfare that representatives of the people study and investigate from time to time the manner in which the Public School System is being conducted and the effectiveness with which its obligations are being discharged; and

WHEREAS, Such study and investigation can best and most expeditiously be conducted through a legislative committee charged with the duty of considering every phase of the subject of public education, including the organization and administration of the Public School System, the financing thereof and possible economies therein, the effectiveness of the curricula and of the methods of teaching, the adequacy of textbooks in use, the manner of their selection and purchase, and the advisability of providing vocational guidance to students prior to their entering secondary schools; now, therefore, be it

Resolved by the Assembly of the State of California, As follows:

1. The Assembly Interim Committee on Public Education is hereby created and authorized and directed to ascertain, study and analyze all facts relating to or bearing upon the subject of this resolution, including but not limited to the operation, effect, administration, enforcement and needed revision of any and all laws in any way bearing upon or relating to the subject of this resolution; and to report thereon to the Assembly, including in the reports its recommendations for appropriate legislation.

2. The committee shall consist of seven Members of the Assembly appointed by the Speaker thereof. The chairman shall be appointed by the Speaker. Vacancies occurring or existing in the membership of the committee shall be filled by the appointing power.

3. The committee is authorized to act during this session of the Legislature, including any recess, and after final adjournment until the commencement of the 1949 Regular Session, with authority to file its final report not later than the fifteenth legislative day of that session.

4. The committee and its members shall have and exercise all of the rights, duties and powers conferred upon investigating committees and their members by the provisions of the Joint Rules of the Senate and Assembly and of the Standing Rules of the Assembly as they are adopted and amended from time to time, which provisions are incorporated herein and made applicable to this committee and its members.

5. The committee has the following additional powers and duties:

(a) To select a vice chairman from its membership.

(b) To contract with such other agencies, public or private, as it deems necessary for the rendition and affording of such services, facilities, studies and reports to the committee as will best assist it to carry out the purposes for which it is created.

(c) To cooperate with and secure the cooperation of county, city, city and county, and other local law enforcement agencies in investigating any matter within the scope of this resolution and to direct the sheriff of any county to serve subpenas, orders and other process issued by the committee.

(d) To report its findings and recommendations to the Legislature and to the people from time to time and at any time, not later than herein provided.

(e) To do any and all other things necessary or convenient to enable it fully and adequately to exercise its powers, perform its duties and accomplish the objects and purposes of this resolution.

(f) To meet at the State Capitol or at any place within the State or within the United States

6. The sum of fifteen thousand dollars ($15,000) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Assembly for the expenses of the committee and its members and for any charges, expenses or claims it may incur under this resolution, to be paid from the said contingent fund and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Rules:

Amendment No. 1

In the first line of the paragraph numbered "6" of the resolution, as printed, strike out "fifteen thousand dollars ($15,000)", and insert "ten thousand dollars ($10,000)".

Amendment read, and adopted.

Consideration of House Resolution No. 236, as Amended

House Resolution No. 236

Relative to creating an Assembly Interim Committee to Study and Investigate the Problems of Public Education

WHEREAS, The people of California have demonstrated their interest in education by establishing and supporting an excellent System of Public Schools; and

WHEREAS, It is in the best interest of public welfare that representatives of the people study and investigate from time to time the manner in which the Public School System is being conducted and the effectiveness with which its obligations are being discharged; and

WHEREAS, Such study and investigation can best and most expeditiously be conducted through a legislative committee charged with the duty of considering every phase of the subject of public education, including the organization and administration of the Public School System, the financing thereof and possible economies therein, the effectiveness of the curricula and of the methods of teaching, the adequacy of textbooks in use, the manner of their selection and purchase, and the advisability of providing vocational guidance to students prior to their entering secondary schools; now, therefore, be it

Resolved by the Assembly of the State of California, As follows:

1. The Assembly Interim Committee on Public Education is hereby created and authorized and directed to ascertain, study and analyze all facts relating to or bearing upon the subject of this resolution, including but not limited to the operation, effect, administration, enforcement and needed revision of any and all laws in any way bearing upon or relating to the subject of this resolution; and to report thereon to the Assembly, including in the reports its recommendations for appropriate legislation.

2. The committee shall consist of seven Members of the Assembly appointed by the Speaker thereof. The chairman shall be appointed by the Speaker. Vacancies occurring or existing in the membership of the committee shall be filled by the appointing power.

3. The committee is authorized to act during this session of the Legislature, including any recess, and after final adjournment until the commencement of the 1949 Regular Session, with authority to file its final report not later than the fifteenth legislative day of that session.

4. The committee and its members shall have and exercise all of the rights, duties and powers conferred upon investigating committees and their members by the provisions of the Joint Rules of the Senate and Assembly and of the Standing Rules of the Assembly as they are adopted and amended from time to time, which provisions are incorporated herein and made applicable to this committee and its members.

5. The committee has the following additional powers and duties:

(a) To select a vice chairman from its membership.

(b) To contract with such other agencies, public or private, as it deems necessary for the rendition and affording of such services, facilities, studies and reports to the committee as will best assist it to carry out the purposes for which it is created.

(c) To cooperate with and secure the cooperation of county, city, city and county, and other local law enforcement agencies in investigating any matter within the scope of this resolution and to direct the sheriff of any county to serve subpenas, orders and other process issued by the committee.

(d) To report its findings and recommendations to the Legislature and to the people from time to time and at any time, not later than herein provided.

(e) To do any and all other things necessary or convenient to enable it fully and adequately to exercise its powers, perform its duties, and accomplish the objects and purposes of this resolution.

(f) To meet at the State Capitol or at any place within the State or within the United States

6. The sum of ten thousand dollars ($10,000) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Assembly for the expenses of the committee and its members and for any charges, expenses or claims it may incur under this resolution, to be paid from the said contingent fund and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read, as amended.

The roll was called, and the resolution adopted by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Collier, Conrad, Crichton, Crowley, Debs, Dickey, Clayton A. Dills, Ralph C Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thurman, Waters, Weber, and Wollenberg—63.

NOES—None.

CONSIDERATION OF HOUSE RESOLUTION NO. 239

House Resolution No. 239

Relative to the creation of the Assembly Interim Committee on Safety

WHEREAS, The tragic toll of nonindustrial accidental deaths and injuries in this State is increasing at an alarming rate; and

WHEREAS, The creation of a State Safety Commission appears to be necessary to provide a means of assisting in the promotion of safety education and regulation; and

WHEREAS, The Legislature requires complete and adequate information as to all phases of this situation in order that appropriate legislation may be presented and considered by it; now, therefore, be it

Resolved by the Assembly of the State of California, As follows:

1. The Assembly Interim Committee on Safety is hereby created and authorized and directed to ascertain, study and analyze all facts relating to accidents occurring on the highways, streets, and farms, in the home, and on inland waterways, the promulgation and enforcement of safety measures in connection therewith, the scope and adequacy of existing agencies in this field, and the nature and extent of needed development in such field, including but not limited to the operation, effect, administration, enforcement and needed revision of any and all laws in any way bearing upon or relating to the subject of this resolution, and to report thereon to the Assembly, including in the reports its recommendations for appropriate legislation.

2. The committee shall consist of five Members of the Assembly appointed by the Speaker thereof. The chairman shall be appointed by the Speaker. Vacancies occurring or existing in the membership of the committee shall be filled by the appointing power.

3. The committee is authorized to act during this session of the Legislature, including any recess, and after final adjournment until the commencement of the 1949 Regular Session, with authority to file its final report not later than the thirtieth legislative day of that session.

4. The committee and its members shall have and exercise all of the rights, duties and powers conferred upon investigating committees and their members by the provisions of the Joint Rules of the Senate and Assembly and of the Standing Rules of the Assembly as they are adopted and amended from time to time, which provisions are incorporated herein and made applicable to this committee and its members.

5. The committee has the following additional powers and duties:

(a) To select a vice chairman from its membership.

(b) To contract with such other agencies, public or private, as it deems necessary for the rendition and affording of such services, facilities, studies and reports to the committee as will best assist it to carry out the purposes for which it is created.

(c) To cooperate with and secure the cooperation of county, city, city and county, and other local law enforcement agencies in investigating any matter within the scope of this resolution and to direct the sheriff of any county to serve subpenas, orders and other process issued by the committee.

(d) To report its findings and recommendations to the Legislature and to the people from time to time and at any time, not later than herein provided.

(e) To do any and all other things necessary or convenient to enable it fully and adequately to exercise its powers, perform its duties, and accomplish the objects and purposes of this resolution.

6. The sum of two thousand five hundred dollars ($2,500) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the

Assembly for the expenses of the committee and its members and for any charges, expenses or claims it may incur under this resolution, to be paid from the said contingent fund and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer

Resolution read

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Rules:

Amendment No. 1

In the title of the resolution, as printed, strike out "on Safety", and insert "on Industrial Safety".

Amendment No. 2

In the first line of the first "WHEREAS" clause, strike out "nonindustrial", and insert "industrial".

Amendment No. 3

In the first line of the paragraph numbered "1", after "on", insert "Industrial".

Amendment No. 4

In the second line of the paragraph numbered "1", after "relating to", insert "industrial".

Amendment No. 5

Strike out the third line of the paragraph numbered "1", and insert "in this State, the".

Amendment No. 6

In the first line of the paragraph numbered "2", strike out "five Members", and insert "three Members".

Amendment No. 7

In the first line of the paragraph numbered "6", strike out "two thousand five hundred dollars ($2,500)", and insert "one thousand five hundred dollars ($1,500)".

Amendments read, and adopted.

Consideration of House Resolution No. 239, as Amended

House Resolution No. 239

Relative to the creation of the Assembly Interim Committee on Industrial Safety

WHEREAS, The tragic toll of industrial accidental deaths and injuries in this State is increasing at an alarming rate; and

WHEREAS, The creation of a State Safety Commission appears to be necessary to provide a means of assisting in the promotion of safety education and regulation; and

WHEREAS, The Legislature requires complete and adequate information as to all phases of this situation in order that appropriate legislation may be presented and considered by it; now, therefore, be it

Resolved by the Assembly of the State of California, As follows:

1. The Assembly Interim Committee on Industrial Safety is hereby created and authorized and directed to ascertain, study and analyze all facts relating to industrial accidents occurring in this State, the promulgation and enforcement of safety measures in connection therewith, the scope and adequacy of existing agencies in this field, and the nature and extent of needed development in such field, including but not limited to the operation, effect, administration, enforcement and needed revision of any and all laws in any way bearing upon or relating to the subject of this resolution, and to report thereon to the Assembly, including in the reports its recommendations for appropriate legislation.

2 The committee shall consist of three Members of the Assembly appointed by the Speaker thereof. The chairman shall be appointed by the Speaker Vacancies occurring or existing in the membership of the committee shall be filled by the appointing power.

3. The committee is authorized to act during this session of the Legislature, including any recess, and after final adjournment until the commencement of the 1949 Regular Session, with authority to file its final report not later than the thirtieth legislative day of that session.

4 The committee and its members shall have and exercise all of the rights, duties and powers conferred upon investigating committees and their members by the provisions of the Joint Rules of the Senate and Assembly and of the Standing Rules of the Assembly as they are adopted and amended from time to time, which provisions are incorporated herein and made applicable to this committee and its members.

5. The committee has the following additional powers and duties:

(a) To select a vice chairman from its membership.

(b) To contract with such other agencies, public or private, as it deems necessary for the rendition and affording of such services, facilities, studies and reports to the committee as will best assist it to carry out the purposes for which it is created.

(c) To cooperate with and secure the cooperation of county, city, city and county, and other local law enforcement agencies in investigating any matter within the scope of this resolution and to direct the sheriff of any county to serve subpenas, orders and other process issued by the committee.

(d) To report its findings and recommendations to the Legislature and to the people from time to time and at any time, not later than herein provided.

(e) To do any and all other things necessary or convenient to enable it fully and adequately to exercise its powers, perform its duties, and accomplish the objects and purposes of this resolution.

6. The sum of one thousand five hundred dollars ($1,500) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Assembly for the expenses of the committee and its members and for any charges, expenses or claims it may incur under this resolution, to be paid from the said contingent fund and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read, as amended.

The roll was called, and the resolution adopted by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Collier, Conrad, Crichton, Crowley, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Price, Robertson, Rosenthal, Sherwin, Sullman, Stanley, Stephenson, Stewart, Thompson, Thurman, Waters, Weber, and Wollenberg—63.

NOES—None.

CONSIDERATION OF HOUSE RESOLUTION NO. 240

House Resolution No. 240

Relative to augmenting the funds of the Assembly Committee on Interstate Cooperation

Resolved by the Assembly of the State of California, That in addition to any money heretofore made available the sum of ten thousand dollars ($10,000), or so much thereof as may be necessary, is hereby made available from the Contingent Fund of the Assembly for the expenses of the Assembly Committee on Interstate Cooperation (created by House Resolution No. 23 of this 1947 Regular Session adopted January 10, 1947) and its members and for any charges, expenses or claims it may incur under said resolution, including expenses incurred outside the State of California, to be paid from the Contingent Fund of the Assembly and disbursed after certification by the chairman of the committee upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Rules:

Amendment No. 1

In the second line of the resolution, as printed, strike out "ten thousand dollars ($10,000)", and insert "eight thousand one hundred thirty-six and 21/100 dollars ($8,136.21)".

Amendment read, and adopted.

Consideration of House Resolution No. 240, as Amended

House Resolution No. 240

Relative to augmenting the funds of the Assembly Committee on Interstate Cooperation

Resolved by the Assembly of the State of California, That in addition to any money heretofore made available the sum of eight thousand one hundred thirty-six and 21/100 dollars ($8,136.21), or so much thereof as may be necessary, is hereby made available from the Contingent Fund of the Assembly for the expenses of the Assembly Committee on Interstate Cooperation (created by House Resolution No. 23

of this 1947 Regular Session adopted January 10, 1947) and its members and for any charges, expenses or claims it may incur under said resolution, including expenses incurred outside the State of California, to be paid from the Contingent Fund of the Assembly and disbursed after certification by the chairman of the committee upon warrants drawn by the State Controller upon the State Treasurer

Resolution read, as amended.

The roll was called, and the resolution adopted by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Collier, Conrad, Crichton, Crowley, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thurman, Waters, Weber, and Wollenberg—63.

NOES—None.

CONSIDERATION OF HOUSE RESOLUTION NO. 247

House Resolution No. 247

Relative to the creation of the Assembly Interim Committee on Aviation

WHEREAS, Following World War I a step was taken by our National Government, our State Government cooperating, for the road building program which has resulted in the creation of the automobile industry as we know it today; and

WHEREAS, In its infancy today we have the aviation industry embarking into a greater place in our economy; and

WHEREAS, With the federal direction now being given to the aviation industry, we in the State of California should take forward and progressive steps to encourage this infant industry; and

WHEREAS, Legislation will necessarily be presented to us in 1949 for our consideration; now, therefore, be it

Resolved by the Assembly of the State of California, As follows:

1. The Assembly Interim Committee on Aviation is hereby created and authorized and directed to ascertain, study and analyze all facts relating to the aviation industry, including the regulation and taxation of air carriers, the location, establishment, construction, improvement, and financing of landing facilities, and the administration or needed revision of any and all laws bearing upon or relating to the subject of this resolution and to report thereon to the Legislature

2. The committee shall consist of seven Members of the Assembly appointed by the Speaker thereof. The Speaker shall also appoint one of the committee members chairman of the committee. Vacancies occurring or existing in the membership of the committee shall be filled by the appointing power.

3. The committee is authorized to act during this session of the Legislature, including any recess, and after final adjournment until the commencement of the 1949 Regular Session, with authority to file its final report not later than the thirtieth legislative day of that session.

4. The committee and its members shall have and exercise all of the rights, duties and powers conferred upon investigating committees and their members by the provisions of the Joint Rules of the Senate and Assembly as they are adopted and amended from time to time, which provisions are incorporated herein and made applicable to this committee and its members.

5. The committee has the following additional powers and duties:

(a) To select a vice chairman from its membership.

(b) To contract with such other agencies, public or private, as it deems necessary for the rendition and affording of such services, facilities, studies and reports to the committee as will best assist it to carry out the purposes for which it is created.

(c) To cooperate with and secure the cooperation of county, city, city and county, and other local law enforcement agencies in investigating any matter within the scope of this resolution and to direct the sheriff of any county to serve subpenas, orders and other process issued by the committee

(d) To report its findings and recommendations to the Legislature and to the people from time to time and at any time, not later than herein provided

(e) To do any and all other things necessary or convenient to enable it fully and adequately to exercise its powers, perform its duties, and accomplish the objects and purposes of this resolution.

6. The committee is authorized to meet in the State Capitol, or at any other place within this State or within the United States, and to expend the funds made available to it by this resolution for charges, expenses, or claims incurred or expended for traveling, living or other expenses within or outside the limits of the State of California.

7. The sum of ten thousand dollars ($10,000) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Assembly for the expenses of the committee and its members and for any charges, expenses or claims it may incur under this resolution, to be paid from the said contingent funds equally and disbursed, *after certification by the chairman* of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Rules:

Amendment No. 1

In the paragraph numbered "2" of the printed resolution, strike out "seven Members", and insert "five Members".

Amendment No. 2

In the paragraph numbered "7", strike out "ten thousand dollars ($10,000)", and insert "seven thousand five hundred dollars ($7,500)".

Amendments read, and adopted.

Consideration of House Resolution No. 247, as Amended

House Resolution No. 247

Relative to the creation of the Assembly Interim Committee on Aviation

WHEREAS, Following World War I a step was taken by our National Government, our State Government cooperating, for the road building program which has resulted in the creation of the automobile industry as we know it today; and

WHEREAS, In its infancy today we have the aviation industry embarking into a greater place in our economy; and

WHEREAS, With the federal direction now being given to the aviation industry, we in the State of California should take forward and progressive steps to encourage this infant industry; and

WHEREAS, Legislation will necessarily be presented to us in 1949 for our consideration; now, therefore, be it

Resolved by the Assembly of the State of California, As follows.

1. The Assembly Interim Committee on Aviation is hereby created and authorized and directed to ascertain, study and analyze all facts relating to the aviation industry, including the regulation and taxation of air carriers, the location, establishment, construction, improvement, and financing of landing facilities, and the administration or needed revision of any and all laws bearing upon or relating to the subject of this resolution and to report thereon to the Legislature.

2. The committee shall consist of five Members of the Assembly appointed by the Speaker thereof. The Speaker shall also appoint one of the committee members chairman of the committee. Vacancies occurring or existing in the membership of the committee shall be filled by the appointing power.

3. The committee is authorized to act during this session of the Legislature, including any recess, and after final adjournment until the commencement of the 1949 Regular Session, with authority to file its final report not later than the thirtieth legislative day of that session.

4. The committee and its members shall have and exercise all of the rights, duties and powers conferred upon investigating committees and their members by the provisions of the Joint Rules of the Senate and Assembly as they are adopted and amended from time to time, which provisions are incorporated herein and made applicable to this committee and its members.

5. The committee has the following additional powers and duties:

(a) To select a vice chairman from its membership.

(b) To contract with such other agencies, public or private, as it deems necessary for the rendition and affording of such services, facilities, studies and reports to the committee as will best assist it to carry out the purposes for which it is created.

(c) To cooperate with and secure the cooperation of county, city, city and county, and other local law enforcement agencies in investigating any matter within the scope of this resolution and to direct the sheriff of any county to serve subpenas, orders and other process issued by the committee.

(d) To report its findings and recommendations to the Legislature and to the people from time to time and at any time, not later than herein provided.

(e) To do any and all other things necessary or convenient to enable it fully and adequately to exercise its powers, perform its duties, and accomplish the objects and purposes of this resolution.

6. The committee is authorized to meet in the State Capitol, or at any other place within this State or within the United States, and to expend the funds made

available to it by this resolution for charges, expenses, or claims incurred or expended for traveling, living or other expenses within or outside the limits of the State of California.

7. The sum of seven thousand five hundred dollars ($7,500) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Assembly for the expenses of the committee and its members and for any charges, expenses or claims it may incur under this resolution, to be paid from the said contingent funds equally and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read, as amended.

The roll was called, and the resolution adopted by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Collier, Conrad, Crichton, Crowley, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thurman, Waters, Weber, and Wollenberg—63.

NOES—None.

CONSIDERATION OF HOUSE RESOLUTION NO. 255

House Resolution No. 255

Relative to purchase of dictation recording machines for the use of Members of the Assembly

WHEREAS, The individual Members of the Assembly have secretarial and stenographic service inadequate to take care of the necessary work incidental to their duties as such members with respect to correspondence and other matters; and

WHEREAS, It appears that the use of recording devices may be desirable to provide assistance to said members in accomplishing such necessary work; now, therefore, be it

Resolved by the Assembly of the State of California, That the Assembly Legislative Process Committee is directed to investigate the feasibility of acquiring 80 recording devices of the wire, tape, or other modern type, suitable for dictation, one for each Member of the Assembly; and be it further

Resolved, That the Chief Clerk of the Assembly, at the direction of said committee, is authorized to purchase said machines at a cost not to exceed one hundred sixty dollars ($160) each plus tax; and the sum of thirteen thousand one hundred twenty dollars ($13,120) is hereby made available out of the Contingent Fund of the Assembly for said purpose; the Controller is authorized, on order of the Chief Clerk, to draw his warrant on said fund for said amount, and the Treasurer is authorized and directed to pay the same.

Resolution read.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Rules:

Amendment No. 1

In paragraph 3 of the resolution, as printed, after "one for each Member of the Assembly", strike out "; and be it further", and insert a period.

Amendment No. 2

Strike out all of paragraph 4, which reads as follows:

"*Resolved*, That the Chief Clerk of the Assembly, at the direction of said committee, is authorized to purchase said machines at a cost of not to exceed one hundred sixty dollars ($160) each plus tax; and the sum of thirteen thousand one hundred twenty dollars ($13,120) is hereby made available out of the Contingent Fund of the Assembly for said purpose; the Controller is authorized, on order of the Chief Clerk, to draw his warrant on said fund for said amount, and the Treasurer is authorized and directed to pay the same."

Amendments read, and adopted.

Consideration of House Resolution No. 255, as Amended

House Resolution No. 255

Relative to purchase of dictation recording machines for the use of Members of the Assembly

WHEREAS, The individual Members of the Assembly have secretarial and stenographic service inadequate to take care of the necessary work incidental to their duties as such members with respect to correspondence and other matters; and

WHEREAS, It appears that the use of recording devices may be desirable to provide assistance to said members in accomplishing such necessary work; now, therefore, be it

Resolved by the Assembly of the State of California, That the Assembly Legislative Process Committee is directed to investigate the feasibility of acquiring 80 recording devices of the wire, tape, or other modern type, suitable for dictation, one for each Member of the Assembly.

Resolution read, as amended.

The roll was called, and the resolution adopted by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Collier, Conrad, Crichton, Crowley, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thurman, Waters, Weber, and Wollenberg—63.

NOES—None.

CONSIDERATION OF HOUSE RESOLUTION NO. 260

House Resolution No. 260

Relative to the creation of the Assembly Interim Committee on Fire Hazards and Prevention

WHEREAS, There have been in recent months in various parts of the Nation, disastrous fires in hotels and other buildings, causing the loss of a great many lives and destruction of property; and

WHEREAS, There have also been several tremendous explosions during said time, one of which occurred in our own State, apparently the result of lack of adequate fire prevention methods, also causing great loss of life and destruction of property; and

WHEREAS, It is necessary that the facts be ascertained concerning the origins and causes of fires and explosions in hotels, apartment houses, manufacturing plants and other buildings, and that modern fire prevention methods be studied and investigated; and

WHEREAS, It is desirable that the facts with respect to said matters be obtained *by a committee of the Legislature, in order that they may be used as a basis for future* legislation; now, therefore, be it

Resolved by the Assembly of the State of California, As follows:

1. The Assembly Interim Committee on Fire Hazards and Prevention is hereby created and authorized and directed to ascertain, study and analyze all facts relating to the subject of this resolution as expressed in the recitals hereto, including but not limited to facts covering the origins, causes and methods of prevention of fires and explosions in hotels, apartment houses manufacturing plants, and other buildings, establishments and facilities; and any proposed plans, methods or systems for fireproofing buildings, plants and property and combating or preventing the spread of fires, including but not limited to the operation, effect, administration, enforcement and needed revision of any and all laws in any way bearing upon or relating to the subject of this resolution, and to report thereon to the Assembly, including in the reports its recommendations for appropriate legislation.

2. The committee shall consist of three Members of the Assembly appointed by the Speaker thereof. The chairman shall be appointed by the Speaker. Vacancies occurring or existing in the membership of the committee shall be filled by the appointing power.

3. The committee is authorized to act during this session of the Legislature, including any recess, and after final adjournment until the commencement of the 1949 Regular Session, with authority to file its final report not later than the fifteenth legislative day of that session.

4. The committee and its members shall have and exercise all of the rights, duties and powers conferred upon investigating committees and their members by the provisions of the Joint Rules of the Senate and Assembly and of the Standing Rules of the Assembly as they are adopted and amended from time to time, which provisions are incorporated herein and made applicable to this committee and its members.

5. The committee has the following additional powers and duties:

(a) To select a vice chairman from its membership.

(b) To contract with such other agencies, public or private, as it deems necessary for the rendition and affording of such services, facilities, studies and reports to the committee as will best assist it to carry out the purposes for which it is created.

(c) To cooperate with and secure the cooperation of county, city, city and county, and other local law enforcement agencies in investigating any matter within the scope of this resolution and to direct the sheriff of any county to serve subpenas, orders and other process issued by the committee.

(d) To report its findings and recommendations to the Legislature and to the people from time to time and at any time, not later than herein provided.

(e) To do any and all other things necessary or convenient to enable it fully and adequately to exercise its powers, perform its duties, and accomplish the objects and purposes of this resolution.

6. The sum of seven thousand five hundred dollars ($7,500) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Assembly for the expenses of the committee and its members and for any charges, expenses or claims it may incur under this resolution, to be paid from the said contingent fund and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Rules:

Amendment No. 1

In line 1 of paragraph 6 of the resolution, as printed, after "The sum of", strike out "seven thousand five hundred dollars ($7,500)", and insert "one thousand five hundred dollars ($1,500)"

Amendment read, and adopted.

Consideration of House Resolution No. 260, as Amended

House Resolution No. 260

Relative to the creation of the Assembly Interim Committee on Fire Hazards and Prevention

WHEREAS, There have been in recent months in various parts of the Nation, disastrous fires in hotels and other buildings, causing the loss of a great many lives and destruction of property; and

WHEREAS, There have also been several tremendous explosions during said time, one of which occurred in our own state, apparently the result of lack of adequate fire prevention methods, also causing great loss of life and destruction of property; and

WHEREAS, It is necessary that the facts be ascertained concerning the origins and causes of fires and explosions in hotels, apartment houses, manufacturing plants and other buildings, and that modern fire prevention methods be studied and investigated; and

WHEREAS, It is desirable that the facts with respect to said matters be obtained by a committee of the Legislature, in order that they may be used as a basis for future legislation; now, therefore, be it

Resolved by the Assembly of the State of California, As follows:

1. The Assembly Interim Committee on Fire Hazards and Prevention is hereby created and authorized and directed to ascertain, study and analyze all facts relating to the subject of this resolution as expressed in the recitals hereto, including but not limited to facts covering the origins, causes and methods of prevention of fires and explosions in hotels, apartment houses, manufacturing plants, and other buildings, establishments and facilities; and any proposed plans, methods or systems for fireproofing buildings, plants and property and combatting or preventing the spread of fires, including but not limited to the operation, effect, administration, enforcement and needed revision of any and all laws in any way bearing upon or relating to the subject of this resolution, and to report thereon to the Assembly, including in the reports its recommendations for appropriate legislation.

2. The committee shall consist of three Members of the Assembly appointed by the Speaker thereof. The chairman shall be appointed by the Speaker. Vacancies occurring or existing in the membership of the committee shall be filled by the appointing power.

3. The committee is authorized to act during this session of the Legislature, including any recess, and after final adjournment until the commencement of the 1949 Regular Session, with authority to file its final report not later than the fifteenth legislative day of that session.

4. The committee and its members shall have and exercise all of the rights, duties and powers conferred upon investigating committees and their members by the provisions of the Joint Rules of the Senate and Assembly and of the Standing Rules of the Assembly as they are adopted and amended from time to time, which provisions are incorporated herein and made applicable to this committee and its members.

5. The committee has the following additional powers and duties:

(a) To select a vice chairman from its membership.

(b) To contract with such other agencies, public or private, as it deems necessary for the rendition and affording of such services, facilities, studies and reports to the committee as will best assist it to carry out the purposes for which it is created.

(c) To cooperate with and secure the cooperation of county, city, city and county, and other local law enforcement agencies in investigating any matter within the scope of this resolution and to direct the sheriff of any county to serve subpenas, orders and other process issued by the committee.

(d) To report its findings and recommendations to the Legislature and to the people from time to time and at any time, not later than herein provided

(e) To do any and all other things necessary or convenient to enable it fully and adequately to exercise its powers, perform its duties, and accomplish the objects and purposes of this resolution.

6. The sum of one thousand five hundred dollars ($1,500) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Assembly for the expenses of the committee and its members and for any charges, expenses or claims it may incur under this resolution, to be paid from the said contingent fund and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read, as amended.

The roll was called, and the resolution adopted by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Collier, Conrad, Crichton, Crowley, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thurman, Waters, Weber, and Wollenberg—63.

NOES—None.

CONSIDERATION OF HOUSE RESOLUTION NO. 221

House Resolution No. 221

Relative to the creation of the Assembly Fact-Finding Committee on Highways, Streets and Bridges and the allocation of costs for the construction, maintenance and improvement thereof

WHEREAS, The public highways, streets and bridges of California are useful, necessary and indispensable arteries of travel and commerce and have been constructed and improved at great public expense; and

WHEREAS, Such facilities have been built and are maintained by the use of funds derived from taxes on property, from federal aid, and from registration fees, gasoline taxes and other fees collected as compensation for road use; and

WHEREAS, The development and growth of this State during and since the war have subjected the streets and highways of this State to unusual and destructive burdens; and

WHEREAS, It is recognized that pavements and other highway improvements are not permanent, but must be rebuilt, resurfaced and modernized, indicating the need of foresight in the treatment of financial problems in connection with the inevitable program of reconstruction; and

WHEREAS, The planning and construction of highways, streets and bridges in California must include a complete analysis of all the problems involved, including the fullest economic development of the State by opening up under-developed areas to economic opportunity and to provide proper transportation to meet changing economic and industrial conditions; and

WHEREAS, Careful study is required to determine whether the funds contributed for highway, street and bridge construction and maintenance have been levied equitably either on property or business in relation to its benefits or upon the users in direct proportion to their use; and

WHEREAS, The Joint Fact-Finding Committee on Highways, Streets and Bridges made available to this session of the Legislature no study of the means of financing its proposed construction program other than through current taxation; and

WHEREAS, Complete information should be available to the Legislature as to the actual annual cost of roads and streets and the fair apportionment of such cost between those who use them; and to that end the Legislature is in need of data as to the total mileage of roads and streets, the capital investment therein, the total sum which should be collected each year in road use charges or other fees in order to maintain, replace and modernize the same, and the proper amount which should be paid each year by users of public thoroughfares to meet the total annual cost of all public roads and streets; and

WHEREAS, The Legislature is in need of additional information on the foregoing matters, including (a) the present status of the highway system, State, county, and local, (b) existing deficiencies therein to meet present demands, (c) a schedule of progressive improvements necessary to keep abreast of future demands, (d) a schedule of maintenance to keep the capital investment up to standard, (e) a schedule of improvements necessary to develop areas of the State that should be opened up to economic opportunity, (f) special problems relating to highways and matters incidental thereto, (g) the financing of highways and the administration of the highway system including alternate plans to those heretofore proposed for financing a highway construction program with the purpose of reducing as much as is equitable the burden of taxation which the motorist of the next decade must bear, (h) the interrelationship between state and local governments in relation to the foregoing and the interrelationship of the State and Federal Government, and (i) the control of traffic on the highways in the interest of safety, which information should include so far as feasible both present needs and future needs for a period of at least 10 years; now, therefore, be it

Resolved by the Assembly of the State of California, As follows:

1. The Fact-Finding Committee on Highways, Streets and Bridges is hereby created and appointed and authorized and directed to ascertain, study and analyze all facts and matters relating or pertaining to the subjects set forth in the foregoing recitals, including but not limited to all facts relative to the cost of constructing, maintaining and improving public highways, streets and bridges in the State, the need and cost for bringing them up to acceptable standards, the cost of maintaining them in such condition, and the need and cost of expanding the Highway System of the State to meet the increasing demands for travel, the demands arising from changing economic and industrial conditions, and the opening up of undeveloped areas, the use now and hereafter to be made of such highways, streets and bridges, and the proper distribution and allocation of the cost and burden of construction and maintenance in proportion to benefits both by users and to property as demonstrated by impartial engineering studies, and also including but not limited to the operation, effect, administration, enforcement, and needed revision of any and all laws in any way bearing upon or relating to the subject of this resolution, and to report thereon to the Legislature, including in the reports its recommendations for appropriate legislation.

2. The committee shall consist of seven Members of the Assembly appointed by the Speaker thereof. Vacancies occurring or existing in the membership of the committee shall be filled by the appointing power.

3. The committee is authorized to act during this session of the Legislature, including any recess, and after final adjournment until the commencement of the next regular general session, with authority to file its final report not later than the fifteenth legislative day of the next regular general session. The committee may prepare and submit preliminary reports containing such information and data as then may be available to it to be submitted to the Legislature and the Governor during any recess or at the next regular budget session or at any extraordinary session which is convened to act upon problems bearing upon or related to the subject of this resolution.

4. The committee and its members shall have and exercise all of the rights, duties and powers conferred upon investigating committees and their members by the provisions of the Joint Rules of the Senate and Assembly and of the Standing Rules of the Assembly as they are adopted and amended from time to time, which provisions are incorporated herein and made applicable to this committee and its members.

5. The committee has the following additional powers and duties:

(a) To select a chairman and a vice chairman from its membership.

(b) To cooperate with and secure the cooperation of county, city, city and county, and other local law enforcement agencies in investigating any matter within the scope of this resolution and to direct the sheriff of any county to serve subpenas, orders and other process issued by the committee.

(c) To report its findings and recommendations to the Legislature and to the people from time to time and at any time, not later than herein provided.

(d) To do any and all other things necessary or convenient to enable it fully and adequately to exercise its powers, perform its duties, and accomplish the objects and purposes of this resolution.

6. The committee is authorized to meet in the State Capitol, or at any other place within this State or within the United States, and to expend the funds made available to it by this resolution for charges, expenses, or claims incurred or expended for traveling, living or other expenses within or outside the limits of the State of California.

7. The sum of fifty thousand dollars ($50,000) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Assembly for the expenses of the committee and its employees and for any charges, expenses or claims it may incur under this resolution, to be paid from the said contingent fund and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Rules:

Amendment No. 1

In line 1 of paragraph "2.", of the printed resolution, after "shall consist of", strike out "seven", and insert "five".

Amendment No. 2

In line 1 of paragraph "7.", of the printed resolution, after "The sum of", strike out "fifty thousand dollars ($50,000)", and insert "five thousand dollars ($5,000)"

Amendments read, and adopted.

Consideration of House Resolution No. 221, as Amended

House Resolution No. 221

Relative to the creation of the Assembly Fact-Finding Committee on Highways, Streets and Bridges and the allocation of costs for the construction, maintenance and improvement thereof

WHEREAS, The public highways, streets and bridges of California are useful, necessary and indispensable arteries of travel and commerce and have been constructed and improved at great public expense; and

WHEREAS, Such facilities have been built and are maintained by the use of funds derived from taxes on property, from federal aid, and from registration fees, gasoline taxes and other fees collected as compensation for road use, and

WHEREAS, The development and growth of this State during and since the war have subjected the streets and highways of this State to unusual and destructive burdens, and

WHEREAS, It is recognized that pavements and other highway improvements are not permanent, but must be rebuilt, resurfaced and modernized, indicating the need of foresight in the treatment of financial problems in connection with the inevitable program of reconstruction, and

WHEREAS, The planning and construction of highways, streets and bridges in California must include a complete analysis of all the problems involved, including the fullest economic development of the State by opening up under-developed areas to economic opportunity and to provide proper transportation to meet changing economic and industrial conditions; and

WHEREAS, Careful study is required to determine whether the funds contributed for highway, street and bridge construction and maintenance have been levied equitably either on property or business in relation to its benefits or upon the users in direct proportion to their use; and

WHEREAS, The Joint Fact-Finding Committee on Highways, Streets and Bridges made available to this session of the Legislature no study of the means of financing its proposed construction program other than through current taxation; and

WHEREAS, Complete information should be available to the Legislature as to the actual annual cost of roads and streets and the fair apportionment of such cost between those who use them; and to that end the Legislature is in need of data as to the total mileage of roads and streets, the capital investment therein, the total sum which should be collected each year in road use charges or other fees in order to maintain, replace and modernize the same, and the proper amount which should be paid each year by users of public thoroughfares to meet the total annual cost of all public roads and streets; and

WHEREAS, The Legislature is in need of additional information on the foregoing matters, including (a) the present status of the highway system, State, county and local, (b) existing deficiencies therein to meet present demands, (c) a schedule of progressive improvements necessary to keep abreast of future demands, (d) a schedule of maintenance to keep the capital investment up to standard, (e) a schedule of improvements necessary to develop areas of the State that should be opened up to economic opportunity, (f) special problems relating to highways and matters incidental thereto, (g) the financing of highways and the administration of the highway system including alternate plans to those heretofore proposed for financing a highway construction program with the purpose of reducing as much as is equitable the burden of taxation which the motorist of the next decade must bear, (h) the interrelationship

between state and local governments in relation to the foregoing and the interrelationship of the State and Federal Government, and (i) the control of traffic on the highways in the interest of safety, which information should include so far as feasible both present needs and future needs for a period of at least 10 years; now, therefore, be it

Resolved by the Assembly of the State of California, As follows:

1. The Fact-Finding Committee on Highways, Streets and Bridges is hereby created and appointed and authorized and directed to ascertain, study and analyze all facts and matters relating or pertaining to the subjects set forth in the foregoing recitals, including but not limited to all facts relative to the cost of constructing, maintaining and improving public highways, streets and bridges in the State, the need and cost for bringing them up to acceptable standards, the cost of maintaining them in such condition, and the need and cost of expanding the Highway System of the State to meet the increasing demands for travel, the demands arising from changing economic and industrial conditions, and the opening up of undeveloped areas, the use now and hereafter to be made of such highways, streets and bridges, and the proper distribution and allocation of the cost and burden of construction and maintenance in proportion to benefits both to users and to property as demonstrated by impartial engineering studies, and also including but not limited to the operation, effect, administration, enforcement, and needed revision of any and all laws in any way bearing upon or relating to the subject of this resolution, and to report thereon to the Legislature, including in the reports its recommendations for appropriate legislation.

2. The committee shall consist of five Members of the Assembly appointed by the Speaker thereof. Vacancies occurring or existing in the membership of the committee shall be filled by the appointing power.

3. The committee is authorized to act during this session of the Legislature, including any recess, and after final adjournment until the commencement of the *next regular general session, with authority to file its final report not later than* the fifteenth legislative day of the next regular general session. The committee may prepare and submit preliminary reports containing such information and data as then may be available to it to be submitted to the Legislature and the Governor during any recess or at the next regular budget session or at any extraordinary session which is convened to act upon problems bearing upon or related to the subject of this resolution.

4. The committee and its members shall have and exercise all of the rights, duties and powers conferred upon investigating committees and their members by the provisions of the Joint Rules of the Senate and Assembly and of the Standing Rules of the Assembly as they are adopted and amended from time to time, which provisions are incorporated herein and made applicable to this committee and its members.

5. The committee has the following additional powers and duties

(a) To select a chairman and a vice chairman from its membership.

(b) To cooperate with and secure the cooperation of county, city, city and county, and other local law enforcement agencies in investigating any matter within the scope of this resolution and to direct the sheriff of any county to serve subpenas, orders and other process issued by the committee.

(c) To report its findings and recommendations to the Legislature and to the people from time to time and at any time, not later than herein provided

(d) To do any and all other things necessary or convenient to enable it fully and adequately to exercise its powers, perform its duties, and accomplish the objects and purposes of this resolution.

6. The committee is authorized to meet in the State Capitol, or at any other place within this State or within the United States, and to expend the funds made available to it by this resolution for charges, expenses, or claims incurred or expended for traveling, living or other expenses within or outside the limits of the State of California

7. The sum of five thousand dollars ($5,000) or so much thereof as may be necessary *is hereby made available from the Contingent Fund of the Assembly for* the expenses of the committee and its employees and for any charges, expenses or claims it may incur under this resolution, to be paid from the said contingent fund, and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read, as amended.

The roll was called, and the resolution adopted by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Collier, Cooke, Crichton, Crowley, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thurman, Waters, Weber, and Wollenberg—63

NOES—None

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 909—An act making an appropriation to the University of California for the construction and equipment of a viticultural building.

Bill read third time

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Dunn, Elliott, Erwin, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—63

NOES—Collier and Hahn—2

Bill ordered transmitted to the Senate.

Senate Concurrent Resolution No. 65—Relative to the creation of the Joint Committee on Legislative Procedure.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Dunn, Elliott, Erwin, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—63

NOES—Collier and Hahn—2.

Resolution ordered transmitted to the Senate.

Senate Bill No. 285—An act making an appropriation to the Regents of the University of California for research on problems relating to the production, processing, and distribution of agricultural products.

Bill read third time.

Motion to Amend

Mr. Clarke moved the adoption of the following amendments:

Amendment No. 1

In line 2 of the title of the printed bill, as amended in the Senate on June 9, 1947, strike out "for research on problems relating to the"; and strike out lines 3 and 4 of the title, and insert "for expenditure for the advancement of the agricultural industry."

Amendment No. 2

On page 1 of said bill, strike out lines 2 and 3; and in line 4, strike out "of California", and insert "not otherwise appropriated, there is hereby appropriated to the Regents of the University of California the sum of five million dollars ($5,000,000) for expenditure for the purposes of said university in the advancement of the agricultural industry. Of the money hereby appropriated the sum of two million five hundred thousand dollars ($2,500,000), if expended, shall be expended only for the construction and equipment of a horticulture building, including one complete unit devoted to a low temperature laboratory on the campus of the College of Agriculture of the University of California at Davis and such expenditure shall be subject to the provisions of Sections 3, 12, and 13 of Chapter 145, Statutes of 1946 (First Extraordinary Session); and the remainder of the money hereby appropriated, if expended, shall be expended only".

Amendment No. 3

On page 1, lines 8 and 9, of said bill, strike out "therein. Expenditures of money hereby appropriated", and insert "therein, and the sum expended for such research".

Amendment No. 4

On page 1, lines 11 and 12, of said bill, strike out "three million dollars ($3,000,000)", and insert "five hundred thousand dollars ($500,000)"

Amendment No. 5

On page 1, line 15, of said bill, strike out "this appropriation is made", and insert "money is made available by this act".

Amendment No. 6

On page 2, line 4, of said bill, after "expended", insert "for research"

Amendment No. 7

On page 2, line 6, of said bill, after "expended", insert "for research".

Amendment No. 8

On page 2, lines 10 and 11, of said bill, strike out "appropriation", and insert "act".

Amendments read, and adopted.

Bill ordered reprinted, and to third reading.

Motion to Place Rush Order on Printing of Senate Bill No. 285

Mr. Clarke moved that a rush order be placed on the printing of Senate Bill No. 285.

Motion carried.

REPORTS OF STANDING COMMITTEES

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER. Your Committee on Rules, to which were referred:

Senate Concurrent Resolution No. 54
Senate Concurrent Resolution No. 57
Senate Concurrent Resolution No. 58
Senate Concurrent Resolution No. 59
Senate Concurrent Resolution No. 61
Senate Joint Resolution No. 21
Senate Concurrent Resolution No 65

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

DICKEY, Chairman

Above reported resolutions ordered on file for adoption.

CONSIDERATION OF SENATE JOINT RESOLUTION NO. 21

Senate Joint Resolution No. 21—Relative to federal assistance and support in solution of housing problems of this State.

Resolution read, and adopted.

Resolution ordered transmitted to the Senate.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 61

Senate Concurrent Resolution No. 61—Relative to the Joint Committee on Remodeling the Capitol.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Dunn, Elliott, Erwin,

Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—63.

NOES—Collier and Hahn—2.

Resolution ordered transmitted to the Senate.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 59

Senate Concurrent Resolution No. 59—Relative to leaves of absence of the Governor, Lieutenant Governor, Secretary of State, Attorney General, Controller, Treasurer, Superintendent of Public Instruction, members of the Board of Equalization, and the Members of the Senate and Assembly.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Conrad, Cooke, Crichton, Crowley, Lester T Davis, M. Philip Davis, Debs, Dickey, Clayton A Dills, Ralph C Dills, Dolwig, Dunn, Elliott, Erwin, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—63.

NOES—Collier and Hahn—2.

Resolution ordered transmitted to the Senate.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 58

Senate Concurrent Resolution No. 58—Relative to the creation of a Joint Committee on Insurance Regulations.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A Dills, Ralph C Dills, Dolwig, Dunn, Elliott, Erwin, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—63

NOES—Collier and Hahn—2

Resolution ordered transmitted to the Senate.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 57

Senate Concurrent Resolution No. 57—Relative to making additional funds available to the Legislative Budget Committee, established by Senate Concurrent Resolution No. 3 (Res. Ch. 20, 1945).

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A Dills, Ralph C Dills, Dolwig, Dunn, Elliott, Erwin, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey,

Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—63.

NOES—Collier and Hahn—2.

Resolution ordered transmitted to the Senate.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 54

Senate Concurrent Resolution No. 54—Relative to the creation of a Fact-Finding Committee on Agriculture and Livestock Problems.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Dunn, Elliott, Erwin, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—63.

NOES—Collier and Hahn—2.

Resolution ordered transmitted to the Senate.

FURTHER PROCEEDINGS UNDER CALL OF THE ASSEMBLY DISPENSED WITH ON SENATE BILL NO. 1214

At 7.30 p.m., on motion of Mr. Berry, further proceedings under the call of the Assembly were dispensed with.

The names of the absentees were called ~~and Senate Bill No. 1214 refused passage by the following vote:~~

AYES—Beck, Berry, Blosser, Boyd, Brady, Burns, Clarke, George D. Collins, Conrad, Cooke, Crichton, Crowley, Debs, Dickey, Dolwig, Erwin, Grant, Hahn, Heisinger, Hinckley, Hinton, James, Johnson, Kilpatrick, Loomis, Maloney, McCollister, McMillan, O'Day, Stanley, Stephenson, Thompson, Thurman, and Wollenberg—34.

NOES—Anderson, Bennett, Brown, Burke, Butters, Caldecott, Carey, Collier, Lester T. Davis, M. Philip Davis, Ralph C. Dills, Doyle, Dunn, Elliott, Evans, Field, Fletcher, Gaffney, Geddes, Grunsky, Hawkins, Hollibaugh, Huyck, Lowrey, Luckel, Lyons, Price, Sherwin, Stewart, and Waters—30.

Request for Unanimous Consent That Record Be Expunged, and Action Rescinded on Senate Bill No. 1214

Mr. Field asked for, and was granted, unanimous consent that the record be expunged, and the action rescinded, on the vote whereby Senate Bill No. 1214 was, this day, refused passage.

Senate Bill No. 1214 ordered to third reading.

RECESS

At 7.35 p.m., on motion of Mr. Dickey, the Assembly recessed until 7.45 p.m.

REASSEMBLED

At 7.45 p.m., the Assembly reconvened

Hon. Sam L. Collins, Speaker of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER. I am directed to inform your honorable body that the Senate on this day adopted.

Senate Concurrent Resolution No. 23
Senate Concurrent Resolution No. 63

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS (RESUMED)

The following resolutions were read:

Senate Concurrent Resolution No. 23—Relative to the creation of a Joint Interim Committee on Labor Relations.

Referred to Committee on Rules.

Senate Concurrent Resolution No. 63—Relative to legislative participation in public celebrations and exhibits to be held throughout the State commemorative of significant events in the history of the State, creating the Legislative Centennial Committee and defining its powers and duties.

Ordered held at desk without reference to committee

Hon. James W. Silliman Presiding

At 7.36 p.m., Hon. James W. Silliman, Member of the Assembly from the Thirty-third District, presiding.

RESOLUTIONS

The following resolutions were offered:

By Mr. Butters:

House Resolution No. 282

Relative to study of Agricultural Centers by the Joint Legislative Committee on Agriculture and Livestock Problems

WHEREAS, There is pending before the Legislature legislation providing for the creation of agricultural centers in the several counties of the State; and

WHEREAS, The agricultural interests of the State give very strong support to this measure; and

WHEREAS, The legislation raises many questions as to procedure for the proper protection of the State's interest and other problems of fundamental importance requiring that this matter be referred to an interim committee for further study and for the rendition of a comprehensive report at the 1948 Regular Session of the Legislature together with findings and recommendations; and

WHEREAS, The introduction of this resolution was recommended by the Assembly Committee on Ways and Means; now, therefore, be it

Resolved by the Assembly of the State of California, That the Joint Legislative Committee on Agriculture and Livestock Problems undertake this investigation and study; and be it further

Resolved, That this committee give consideration to the various interests involved, including the services that can be rendered agriculture, the demonstrated needs for such agricultural centers as are proposed, the interest and protection of the State's financial interest and the relationship which might be established between the State and the counties in the financing, management and support of agricultural centers.

Resolution read, and referred to Committee on Rules.

By Messrs. Caldecott and Maloney:

House Resolution No. 283

Sending good wishes to Reginald Moss

WHEREAS, Reginald Moss has been in attendance at sessions of the California Legislature as a business and legislative representative for many years, and is well

known to, and held in high regard by, the Members of this Assembly, for his unfailing courtesy and helpfulness in all matters of legislation; and

WHEREAS, The Members of this Assembly have learned with regret that Reginald Moss is confined to his home by illness; now, therefore, be it

Resolved by the Assembly of the State of California, That the Members of this Assembly extend to Reg their best wishes and hope he may have the best of good luck; and be it further

Resolved, That the Chief Clerk of the Assembly transmit a suitably engrossed copy of this resolution to Reginald Moss

Request for Unanimous Consent

Mr. Maloney asked for, and was granted, unanimous consent to take up House Resolution No. 283, at this time, without reference to committee or file.

Resolution read, and adopted unanimously.

By Mr. Clarke:

House Resolution No. 284

Relative to the study by the Joint Legislative Committee on Agriculture and Livestock Problems of agricultural centers in the several counties of the State

WHEREAS, The Agriculture Committee of the Assembly has considered Senate Bill No. 436, providing for the creation of agricultural centers in the several counties of the State; and

WHEREAS, The Agriculture Committee has recommended that this matter be held over to the next session of the Legislature, and in the interim the Joint Legislative Committee on Agriculture and Livestock Problems be requested to make a comprehensive study of this entire matter and report back to the 1948 session of the Legislature its findings and recommendations; therefore, be it

Resolved by the Assembly of the State of California, That the Joint Legislative Committee on Agriculture and Livestock Problems in conformity with the recommendation of the Agriculture Committee, be requested to undertake this investigation and study; and be it further

Resolved, That said joint committee give consideration to the various interests involved, including the services that can be rendered agriculture, the demonstrated needs for such agricultural centers as are proposed, the interest and protection of the State's financial interest and the relationship which might be established between the State and the counties in the financing, management and support of agricultural centers

Resolution read, and referred to Committee on Rules.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: By direction of the Senate I am returning herewith

Assembly Bill No. 537, by Sam L. Collins, "An act to amend Section 817 of the Penal Code, relating to peace officers,"

for the reason that the same was held to be in violation of Joint Rule No. 9, in that the bill as introduced on January 20, 1947, would have added a section to the Civil Code relating to the venue of an action to obtain a decree of nullity of marriage, while as amended in the Assembly on March 27, 1947, the bill would amend Section 817 of the Penal Code relating to peace officers. Subsequent amendments adopted by the Assembly on April 3d, and the Senate on April 17th, have not restored the subject covered by the bill as introduced on January 20th.

Joint Rule No. 33 provides: "If either house shall violate a joint rule a question of order may be raised in the other house and decided in the same manner as in the case of the violation of the Rules of such house, and if it shall be decided that the Joint Rules have been violated, the bill involving such violations shall be returned to the house in which it originated, and such disputed matter be considered in like manner as in conference committee." The point of order was raised in the Senate on this day that the bill as amended was in violation of Joint Rule No. 9, which point of order was held to be well taken.

Therefore, pursuant to the provisions of Joint Rule No. 33, the Senate has this day appointed Senators Jespersen, DeLap, and Mayo as a Committee on Conference to meet a like committee from the Assembly to consider the matter of Assembly Bill No. 537.

J. A. BEEK, Secretary of the Senate

SENATE CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed, as amended:

Assembly Bill No. 405	Assembly Bill No. 1804
Assembly Bill No. 648	Assembly Bill No. 1869
Assembly Bill No. 680	Assembly Bill No 2004
Assembly Bill No. 1216	Assembly Bill No 2039
Assembly Bill No. 1282	Assembly Bill No 2144
Assembly Bill No. 1498	Assembly Bill No. 2511
Assembly Bill No 1679	Assembly Bill No. 2546
Assembly Bill No. 1782	Assembly Bill No. 1458
Assembly Bill No. 1791	

And respectfully requests your honorable body to concur in said amendments

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bills ordered to unfinished business file.

UNFINISHED BUSINESS (RESUMED)
CONSIDERATION OF SENATE AMENDMENTS

Assembly Bill No. 1219—An act to amend Section 19254 of the Government Code, relating to eligible lists for limited term and intermittent employment appointments in the state civil service.

The question being: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 1219?

Amendment No. 1

On page 1, line 7, of the printed bill, strike out "Such eligible"; and strike out all of lines 8 and 9.

The roll was called, and the Assembly concurred in Senate amendment to Assembly Bill No. 1219 by the following vote:

AYES—Beck, Bennett, Berry, Blosser, Brady, Burke, Burns, Butters, Carey, Collier, Conrad, Cooke, Crichton, Lester T. Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Fletcher, Gannon, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, Johnson, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Price, Robertson, Sherwin, Silliman, Stephenson, Stewart, Thompson, Thurman, Waters, Weber, and Mr. Speaker—50

NOES—None

Assembly Bill No. 1219 ordered enrolled.

Assembly Bill No. 1222—An act to add Section 20750.1 to the Government Code, relating to the State Employees' Retirement System and revising the rate of state contributions thereto with respect to state miscellaneous members.

The question being: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 1222?

Amendment No. 1

On page 1, line 13, of the printed bill, as amended in the Assembly on June 12, 1947, after "Fund", insert "in respect to state miscellaneous members".

The roll was called, and the Assembly concurred in Senate amendment to Assembly Bill No. 1222 by the following vote:

AYES—Beck, Bennett, Berry, Blosser, Brady, Burke, Burns, Butters, Carey, Collier, Conrad, Cooke, Crichton, Lester T. Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Fletcher, Gannon, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, Johnson, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Price, Robertson, Sherwin, Silliman, Stephenson, Stewart, Thompson, Thurman, Waters, Weber, and Mr. Speaker—50.

NOES—None.

Assembly Bill No. 1222 ordered enrolled.

Assembly Bill No. 2601—An act to amend Sections 10951 and 10951.1 of the Insurance Code, relating to the conversion of mutual life and disability insurers to incorporated life or legal reserve capital stock insurers.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 2601?

Amendment No. 1

On page 1, lines 5 and 6, of the printed bill, strike out ", as hereinafter provide," and insert "by a vote of a majority of its policyholders".

Amendment No. 2

On page 1, line 12, of the printed bill, strike out "not less than a two-thirds".

Amendment No. 3

On page 1, line 12, of the printed bill, after "policyholders", insert a comma.

Amendment No. 4

On page 1, line 12, of the printed bill, after "present", strike out the comma.

Amendment No. 5

On page 1, line 15, of the printed bill, strike out "60", and insert "30".

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 2601 by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Burke, Burns, Butters, Carey, Collier, Conrad, Cooke, Crichton, Lester T. Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, Johnson, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Price, Robertson, Sherwin, Silliman, Stephenson, Thompson, Thurman, Waters, Weber, and Mr. Speaker—52.

NOES—None

Assembly Bill No. 2601 ordered enrolled.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 1202—An act to amend Section 4 of an act entitled "An act to provide for the acquisition of the Mount Tamalpais Ridgecrest Boulevard by the State, and the inclusion thereof in the park system, and making an appropriation therefor," approved July 17, 1945, relating to the availability of the appropriation made thereby.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Lester T. Davis, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Lowrey, Luckel, Maloney, McCollister, Miller, O'Day, Price, Robertson, Sheridan, Sherwin, Silliman, Stephenson, Stewart, Thompson, Thurman, Waters, Weber, and Mr. Speaker—60.

NOES—None.

Bill ordered transmitted to the Senate.

UNFINISHED BUSINESS (RESUMED)

CONSIDERATION OF SENATE AMENDMENTS

Assembly Bill No. 2720—An act to amend Section 10493 of the Insurance Code, relating to qualifications and exemptions of benefit and relief associations.

The question being: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 2720?

Amendment No. 1

Strike out lines 7 to 13, inclusive, of the printed bill, and insert "district and/or the pupils of any such district or of any private school.

(2) The appointive officers and employees of a municipal playground system and/or the participants in dancing, recreational, sporting, educational, social and/or theatrical activities sponsored and/or directed by it and carried on through the use of any of its facilities.

(3) The members of any organization of a purely religious or benevolent character having a total membership in this State of not less than 1,000.

(4) Officers and employees of a common employer, and related dependents of such officers and employees, comprising wives, husbands and unmarried dependent children under 19 years of age, and living in the same household."

The roll was called, and the Assembly concurred in Senate amendment to Assembly Bill No. 2720 by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Lester T. Davis, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Lowrey, Luckel, Maloney, McCollister, Miller, O'Day, Price, Robertson, Sheridan, Sherwin, Silliman, Stephenson, Stewart, Thompson, Thurman, Waters, Weber, and Mr Speaker—60.

NOES—None.

Assembly Bill No 2720 ordered enrolled.

Assembly Bill No. 1316—An act to amend Sections 6703, 6941, 6942, 7062, 7128, and 7129 of the Education Code and to add Sections 7146.1 and 7150 to said code, relating to the support of the public schools, declaring the urgency thereof, to take effect immediately.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 1316?

Amendment No. 1

On page 4, line 19, of the printed bill, as amended in the Assembly on June 6, 1947, after "Article 4", insert "of this chapter".

Amendment No. 2

On page 4, line 20, of said bill, after "Article 13", insert "of this chapter".

Amendment No. 3

On page 4, line 22, of said bill, after "under", insert "said".

Amendment No. 4

On page 4, line 23, of said bill, after "Article 9", insert "of this chapter".

Amendment No. 5

On page 4, line 24, of said bill, after "under", insert "said".

Amendment No. 6

On page 4, line 25, of said bill, after "in", insert "said".

Amendment No. 7

On page 1 of the printed bill, as amended in the Senate on June 18, 1947, strike out lines 11 to 17, inclusive, and insert

"In the event it appears to the governing board of a school district that the application of the preceding paragraph of this section would result in serious hardship to the district, or in the payment of salaries to persons employed by the district in positions

requiring certification qualifications substantially in excess of the salaries paid persons employed in positions requiring certification qualifications by other districts of comparable type and functioning under comparable conditions, the board may, with the written approval of the county superintendent of schools having jurisdiction over the district and the Superintendent of Public Instruction, apply to the State Board of Education for exemption from the requirements of the preceding paragraph of this section. Upon receipt of such application, duly approved, the State Board of Education may grant the district exemption, to the extent deemed necessary by the State Board of Education, from such requirements."

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 1316 by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Lester T. Davis, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Lowrey, Luckel, Maloney, McCollister, Miller, O'Day, Price, Robertson, Sheridan, Sherwin, Silliman, Stephenson, Stewart, Thompson, Thurman, Waters, Weber, and Mr. Speaker—60.

NOES—None.

Assembly Bill No. 1316 ordered enrolled.

Assembly Bill No. 2027—An act to repeal Sections 118.5 and 929 and to amend Section 921 of the Fish and Game Code, relating to districts and nets.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 2027?

Amendment No. 1

In line 1 of the title of the printed bill, as amended in the Assembly on April 10, 1947, strike out "repeal Sections 118.5 and 929 and to".

Amendment No. 2

On page 1 of said bill, strike out lines 1 to 3, inclusive.

Amendment No. 3

On page 1, line 4, of said bill, strike out "SEC. 3", and insert "SECTION 1."

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 2027 by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Burke, Burns, Butters, Carey, Collier, Conrad, Cooke, Crichton, Lester T. Davis, Dickey, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Loomis, Lowrey, Luckel, Maloney, McCollister, Miller, Price, Robertson, Rosenthal, Sherwin, Silliman, Stephenson, Thompson, Thurman, Weber, and Mr. Speaker—53.

NOES—None.

Assembly Bill No. 2027 ordered enrolled.

Assembly Bill No. 1216—An act to amend Section 532 of the Revenue and Taxation Code, relating to assessments.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 1216?

Amendment No. 1

On page 1, line 4, of the printed bill, strike out "either real or".

Amendment No. 2

On page 1, line 4, of said bill, after "property", insert "without the taxpayers written permission".

Amendment No. 3

On page 1, line 6, of said bill, strike out the period, and insert "nor shall he assess real property being sold under contract for the year in which it escaped assessment after two assessment years succeeding the lien date for the year in which it escaped if such real property is being sold pursuant to a contract which provides for retention of title in the vendor and if such real property is being sold by a person or agency that has been or is exempt from taxation."

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 1216 by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Burke, Burns, Butters, Carey, Collier, Conrad, Cooke, Crichton, Lester T. Davis, Dickey, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Loomis, Lowrey, Luckel, Maloney, McCollister, Miller, Price, Robertson, Rosenthal, Sherwin, Silliman, Stephenson, Thompson, Thurman, Weber, and Mr. *Speaker*—53.

NOES—None.

Assembly Bill No. 1216 ordered enrolled.

Assembly Bill No. 1282—An act to amend Sections 18942, 19153, and 19154 of the Education Code and to add Article 3.5 to Chapter 7 of Division 9 of said code, relating to educational facilities.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 1282?

Amendment No. 1

On page 1, line 20, of the printed bill, as amended in the Assembly on June 2, 1947, strike out "2", and insert "3".

Amendment No. 2

On page 2, line 7, of said bill, strike out "3", and insert "4".

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 1282 by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Burke, Burns, Butters, Carey, Collier, Conrad, Cooke, Crichton, Lester T. Davis, Dickey, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Lowrey, Luckel, Lyons, Maloney, McCollister, Price, Rosenthal, Sherwin, Silliman, Stephenson, Thompson, Thurman, Waters, Weber, and Mr. Speaker—52.

NOES—None.

Assembly Bill No. 1282 ordered enrolled.

Assembly Bill No. 1529—An act to add Chapter 3, comprising Sections 1500 to 1517, inclusive, to Division 2 of the Health and Safety Code, relating to establishments rendering services to handicapped persons, providing for the licensing, inspection, and regulation of such establishments by the State Department of Public Health and making an appropriation therefor.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 1529?

Amendment No. 1

In lines 6 and 7 of the title of the printed bill, as amended in the Assembly on June 7, 1947, strike out ", and making an appropriation therefor".

Amendment No. 2

On page 5 of said bill, strike out lines 34 to 39, inclusive.

Amendment No. 3

On page 2, lines 19 and 20, of said bill, strike out ", political subdivision of the State, or other governmental agency within the State".

Amendment No. 4

On page 4, line 46, of the printed bill, as amended in the Senate on June 14, 1947, after "Education", insert ", a county superintendent of schools".

The roll was called.

Call of the Assembly

Pending the announcement of the vote, Mr. McCollister moved a call of the Assembly.

Motion carried. Time, 8 p.m.

The Speaker directed the Sergeant-at-Arms to close the doors, and to bring in the following absent members:

Allen, Boyd, Brown, Burns, Caldecott, Carey, Clarke, George D. Collins, Cramer, Crowley, Debs, Clayton A. Dills, Dunn, Evans, Field, James, Knight, McMillan, Miller, Niehouse, O'Day, Robertson, Sheridan, Stanley, Stewart, Thomas, and Thorp—27.

PROCEEDINGS UNDER CALL OF THE ASSEMBLY BY UNANIMOUS CONSENT

TEMPORARY SUSPENSION OF ASSEMBLY RULE NO. 85

Mr. Erwin asked for, and was granted, unanimous consent that Assembly Rule No. 85 be temporarily suspended for the purpose of placing a call of the Assembly on any matter on file.

UNFINISHED BUSINESS (RESUMED)

CONSIDERATION OF SENATE AMENDMENTS

Assembly Bill No. 1458—An act to add Section 1015.5 to the Fish and Game Code, relating to fish, providing for a privilege tax in relation thereto, establishing a Marine Research Committee and making an appropriation.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 1458?

Amendment No. 1

On page 1, line 13, of the printed bill, as amended in the Assembly on June 4, 1947, strike out "shall augment the", and insert "upon executive order of the Director of Finance shall be available for"; and in said line strike out "appropria-".

Amendment No. 2

On page 1, line 14, of said bill, strike out "tion".

Amendment No. 3

On page 1, lines 14 and 15, of said bill, strike out "for the fiscal year in which received".

Amendment No. 4

On page 1, line 17, of said bill, strike out "Marine Research", and insert "Fish and Game Preservation".

Amendment No. 5

On page 1, line 17, of said bill, strike out the comma following "Fund", and insert a period; and in said line strike out "which is hereby established in the"; strike out line 18; and in line 19, strike out "the effective date of this act."

Amendment No. 6

On page 1, line 19, of said bill, after "Money", insert "so deposited in the Fish and Game Preservation"; and strike out "in the Marine Research".

Amendment No. 7

On page 2, line 24, of said bill, strike out "Marine Research", and insert "Fish and Game Preservation".

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 1458 by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Burke, Burns, Butters, Collier, Cooke, Crichton, Lester T. Davis, M. Philip Davis, Dolwig, Doyle, Elliott, Erwin, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, Price, Rosenthal, Sherwin, Silliman, Stephenson, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—51.
NOES—None.

Assembly Bill No. 1458 ordered enrolled.

Assembly Bill No. 1229—An act to add Article 20, comprising Section 380, to Chapter 2 of Division 3 of, and to amend Sections 370.6, 380.66, and 397 of, the Agricultural Code, relating to the disposition and use of moneys derived from provisions relating to livestock marks and brands.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 1229?

Amendment No. 1

In line 3 of the title of the printed bill, as amended in the Assembly on June 2, 1947, strike out "370.6", and insert "370.7".

Amendment No. 2

On page 1, line 14, of said bill, strike out "370.6", and insert "370.7".

Amendment No. 3

On page 1, line 15, of said bill, strike out "370.6", and insert "370.7".

Amendment No. 4

On page 2, line 6, of said bill, after "hide", insert "or carcass".

Amendment No. 5

On page 2, line 7, of said bill, after "hide", insert "or carcass".

Amendment No. 6

On page 3, line 4, of said bill, strike out "or hide".

Amendment No. 7

On page 3, line 5, of said bill, strike out "or hide".

Amendment No. 8

On page 3, line 21, of said bill, strike out "of the sale", and insert "from the sale of estrays".

Amendment No. 9

On page 3, line 26, of said bill, strike out "or hide".

Amendment No. 10

On page 3, line 27, of said bill, strike out "or hide".

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 1229 by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Burke, Burns, Butters, Collier, Cooke, Crichton, Lester T. Davis, M. Philip Davis, Dolwig, Doyle, Elliott, Erwin, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, Price, Rosenthal, Sherwin, Silliman, Stephenson, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—51.
NOES—None.

Assembly Bill No. 1229 ordered enrolled.

Assembly Bill No. 405—An act making an appropriation in augmentation of the appropriation in Item 39 of the Budget Act of 1945, for support of the Department of Agriculture, to take effect immediately.

The question being: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 405?

Amendment No. 1

On page 1, lines 2 and 3, of the printed bill, strike out "one hundred thirty-three thousand one hundred eighty-three dollars ($133,183)", and insert "one hundred seventy-one thousand five hundred seventy-three dollars ($171,573)".

The roll was called, and the Assembly concurred in Senate amendment to Assembly Bill No. 405 by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Burke, Burns, Butters, Caldecott, Clarke, Collier, Conrad, Cooke, Crichton, Lester T. Davis, M. Philip Davis, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, Price, Rosenthal, Sherwin, Silliman, Stephenson, Stewart, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr Speaker—59.

NOES—None.

Assembly Bill No. 405 ordered enrolled.

Assembly Bill No. 1791—An act relating to the Revenue Deficiency Reserve; defining the powers and duties of state officers in connection therewith, and declaring the urgency thereof, to take effect July 1, 1947.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 1791?

Amendment No. 1

Strike out line 1 of the title of the printed bill, and insert
"An act creating the Revenue Deficiency Reserve Fund; defining the".

Amendment No. 2

In lines 3 and 4 of the title of said bill, strike out "July 1, 1947", and insert "immediately".

Amendment No. 3

On page 1, line 4, of said bill, strike out "there is in the General"; and strike out all of lines 5 and 6, and insert "the Revenue Deficiency Reserve Fund in the State Treasury is hereby created. There shall be transferred into said fund such amounts as may be authorized".

Amendment No. 4

On page 1, line 10, of said bill, after "year", insert "commencing on or after July 1, 1947,".

Amendment No. 5

On page 1, line 13, of said bill, after "Reserve", insert "Fund".

Amendment No. 6

On page 1, line 17, of said bill, after "Reserve", insert "Fund".

Amendment No. 7

On page 2, line 5, of said bill, after "Reserve", insert "Fund".

Amendment No. 8

On page 2, line 8, of said bill, after "Reserve", insert "Fund".

Amendment No. 9

On page 2, line 19, of said bill, strike out "July 1, 1947", and insert "immediately".

Amendment No. 10

On page 2, line 21, of said bill, after "is", insert "to create a fund in the State Treasury in which".

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 1791 by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Burke, Burns, Butters, Caldecott, Clarke, Collier, Conrad, Cooke, Crichton, Lester T. Davis, M. Philip Davis, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, Price, Rosenthal, Sherwin, Silliman, Stephenson, Stewart, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—59.

NOES—None.

Assembly Bill No. 1791 ordered enrolled.

Assembly Bill No. 2546—An act to amend Section 6 of, and to add Section 3.5 to "An act to provide a unified program of construction, improvement, and equipment for state agencies, creating a State Public Works Board, and making an appropriation to carry out the provisions of this act," approved March 13, 1946, relating to allocation of the appropriation for miscellaneous repairs and improvements.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 2546?

Amendment No. 1

On page 2 of the printed bill, as amended in the Assembly on June 7, 1947, strike out lines 24 to 27, inclusive, and insert "those listed in the above schedule, or as such schedule may be augmented from time to time by the Legislature."

Amendment No. 2

On page 2 of said bill, following line 44, insert

"SEC. 3. Section 15 is added to the act cited in the title hereof, to read:

Sec. 15. This act may be cited as the "State Postwar Construction Act of 1946."

Amendment No. 3

In line 2 of the title of said bill, strike out "Section 3.5", and insert "Sections 3.5 and 15".

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 2546 by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Burke, Burns, Butters, Caldecott, Clarke, Collier, Conrad, Cooke, Crichton, Lester T. Davis, M. Philip Davis, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, Price, Rosenthal, Sherwin, Silliman, Stephenson, Stewart, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—59.

NOES—None.

Assembly Bill No. 2546 ordered enrolled.

Assembly Bill No. 1782—An act making an appropriation for the support of child care centers, and declaring the urgency thereof, to take effect immediately.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 1782?

Amendment No. 1

On page 3 of the printed bill, as amended in the Assembly on June 7, 1947, strike out lines 5 to 13, inclusive, and insert "center if the total monthly income from all sources of the child's immediate family:

(a) Where both parents are working, exceeds two hundred seventy-five dollars ($275), or,

(b) Where but one parent, who has both custody and care of the child, is the sole wage earner of the child's immediate family, exceeds two hundred twenty-five dollars ($225); provided, however, that if under (a) above the monthly income of the child as determined by dividing the total monthly income of the child's immediate family from all sources by the number of persons to be supported therefrom does not exceed sixty dollars ($60), then money appropriated by this act may be expended for *the care or education of the child in a child care center even though such total monthly* income of the child's immediate family exceeds two hundred seventy-five dollars ($275), and provided further however that if, under (b) above, the monthly income of the child as determined by dividing the total monthly income of the child's immediate family from all sources by the number of persons to be supported therefrom does not exceed sixty dollars ($60), then money appropriated by this act may be expended for the care or education of the child in a child care center even though such total monthly income of the child's immediate family exceeds two hundred twenty-five dollars ($225)."

Amendment No. 2

On page 3, line 16, of said bill, after "income", insert "from all sources, of the child's immediate family".

Amendment No. 3

On page 3, line 25, of said bill, after "nurse", insert a period.

Amendment No. 4

On page 3 of said bill, strike out lines 26 and 27.

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No 1782 by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Burke, Burns, Butters, Caldecott, Clarke, Collier, Conrad, Cooke, Crichton, Lester T. Davis, M. Philip Davis, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, Price, Rosenthal, Sherwin, Silliman, Stephenson, Stewart, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr Speaker—59.

NOES—None.

Assembly Bill No. 1782 ordered enrolled.

Assembly Bill No. 2004—An act making an appropriation to the Department of Finance for the State Burying Grounds in the County of San Mateo.

The question being: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 2004?

Amendment No. 1

On page 1, line 6, of the printed bill, as amended in the Assembly on June 4 1947, following "it", insert "during the 1947-48 Fiscal Year".

The roll was called, and the Assembly concurred in Senate amendment to Assembly Bill No. 2004 by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Burke, Burns, Butters, Caldecott, Clarke, Collier, Conrad, Cooke, Crichton, Lester T. Davis, M. Philip Davis, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, Price, Rosenthal, Sherwin, Silliman, Stephenson, Stewart, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr Speaker—59.

NOES—*None*

Assembly Bill No. 2004 ordered enrolled.

Assembly Bill No. 2144—An act to add Section 9105 to the Government Code, relating to a Legislative Office for Members of the Assembly at Los Angeles, and making an appropriation therefor.

The question being: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 2144?

Amendment No. 1

On page 1, line 11, of the printed bill, strike out "two thousand dollars ($2,000)", and insert "three thousand seven hundred fifty dollars ($3,750)".

The roll was called, and the Assembly concurred in Senate amendment to Assembly Bill No. 2144 by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Burke, Burns, Butters, Caldecott, Clarke, Collier, Conrad, Cooke, Crichton, Lester T. Davis, M. Philip Davis, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, Price, Rosenthal, Sherwin, Sillman, Stephenson, Stewart, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—59.

NOES—None.

Assembly Bill No. 2144 ordered enrolled

Assembly Bill No. 2511—An act to amend Section 20 and the heading of Article 3 of the Conservation and Planning Act, creating a State Conservation and Planning Board, prescribing its powers and duties; to repeal Part 8 of Division 3 of Title 2 of the Government Code; to abolish the State Reconstruction and Reemployment Commission, and making an appropriation.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 2511?

Amendment No. 1

In line 1 of the title of the printed bill, strike out "provide for planning and conservation", and insert "amend Section 20 and the heading of Article 3 of the Conservation and Planning Act".

Amendment No. 2

In lines 3 and 4 of the title of said bill, strike out "powers and duties, and providing for planning, conservation, and utilization of the resources of the State," and insert "powers and duties; to repeal Part 8 of Division 3 of Title 2 of the Government Code; to abolish the State Reconstruction and Reemployment Commission,".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 3

On page 1 of said bill, strike out lines 1 to 22, inclusive; and on page 2, strike out lines 1 to 4, inclusive, and insert

"SECTION 1. The heading to Article 3 of the Conservation and Planning Act is amended to read:

Article 3. The State [Planning and] Conservation *and Planning* Board

SEC. 2. Section 20 of the Conservation and Planning Act is amended to read:

Sec. 20 [The State Planning and Conservation Board is the State Reconstruction and Reemployment Commission, and any state board or commission which succeeds to the powers of said commission in relation to planning.]

The State Conservation and Planning Board is hereby created. This board shall consist of five members to be appointed by the Governor with the advice and consent of the Senate. The members of the board shall so far as practicable be persons who by their broad general experience and by professional and business training and experience are qualified to fulfill the duties prescribed by this act. They shall hold office for a term of four years; provided however, that the first members appointed shall arrange by lot so that the term of one member thereof shall expire in two years, the terms of two members in three years, and of two members in four years. Any appointment to succeed a member whose term has not expired shall be for the balance of the term. Members of the board shall receive as compensation for their services the sum of twenty dollars ($20) for each day of actual service under this act, and shall be reimbursed the amount of their reasonable expenses incurred in the performance of their duties. No person shall be eligible to serve as a member of this board while holding any other state office or employment. The board shall have power to coordinate all local and regional plans and planning projects and to exercise the power of the State, as the legislative body may direct, over such projects. It shall exercise all powers with reference thereto heretofore exercised by the State Reconstruction

and Reemployment Commission One of the members of the State Conservation and Planning Board shall be designated by the Governor as chairman.

One Member of the Senate appointed by the Senate Committee on Rules, and one Member of the Assembly appointed by the Speaker, shall meet and advise with the State Conservation and Planning Board to the extent that such advisory participation is not incompatible with their respective positions as Members of the Legislature. The Members of the Legislature meeting with the board, committee, and councils in an advisory capacity shall receive no compensation for their services under this article but shall be reimbursed for their actual and necessary expenses incurred in connection with the performance of their duties hereunder, to be paid out of the money made available by this act

The Governor shall appoint a State Interdepartmental Physical Planning Coordinating Committee, to be composed of appropriate officers or employees of the respective departments and agencies of the State, expert on physical planning matters, who shall advise the Governor and the State Conservation and Planning Board in effecting the urposes of this act. They shall receive no additional compensation for performing their duties under this act and shall serve at the pleasure of the Governor.

Any reference in any statute to the State Planning and Conservation Board shall be deemed to be a reference to the State Conservation and Planning Board."

Amendment No. 4

On page 2, line 5, of said bill, strike out "SEC 2", and insert SEC 3".

Amendment No. 5

On page 2 of said bill, after line 9, insert

"SEC. 4. The State Reconstruction and Reemployment Commission is hereby abolished. The Governor shall be in possession and control of all records, books, papers, offices, equipment, supplies, moneys, funds, appropriations, land and other property, real or personal, in the custody or under the control of the State Reconstruction and Reemployment Commission.

SEC. 5. Part 8 of Division 3, Title 2 of the Government Code is repealed."

Amendment No. 6

Strike out line 3 of the title of the printed bill, as amended in the Senate on June 16, 1947 and insert "of, and to add Article 3.5 to the Conservation and Planning Act, relating to planning and research,".

Amendment No. 7

In line 7 of the title of said bill, after "duties;" insert "providing for the establishment of an Economic Advisory Council; prescribing the powers, duties, and functions of the Governor in relation to physical planning and economic research;".

Amendment No. 8

On page 3 of said bill, strike out lines 22 to 26, inclusive, and insert

"SEC. 3. Article 3.5 is added to the State Conservation and Planning Act, to read:

Article 3.5. State Research, Fact Finding and Planning

Sec. 28. The Governor shall appoint an Economic Advisory Council, which shall advise the Governor and the board in effecting the purposes of this act and which shall consist of persons qualified, as a result of training, experience and attainments, as specialists in their respective fields of activity. No member of these councils shall receive compensation, except that he shall be paid a per diem of twenty dollars ($20) for each day's attendance at a meeting of a council of which he is a member. In addition, he shall be reimbursed for his actual and necessary expenses incurred in connection with his duties hereunder. The members of such councils serve at the pleasure of the Governor.

One Member of the Senate appointed by the Senate Committee on Rules, and one Member of the Assembly appointed by the Speaker, shall meet and advise with the Economic Advisory Council to the extent that such advisory participation is not incompatible with their respective positions as Members of the Legislature. The Members of the Legislature meeting with the board, councils and committees in an advisory capacity shall receive no compensation for their services under this article, but shall be reimbursed for their actual and necessary expenses incurred in connection with the performance of their duties hereunder, to be paid out of the money made available to carry out the provisions of this act.

The Governor shall appoint a State Interdepartmental Research Coordinating Committee to be composed of appropriate officers or employees of state departments and agencies, qualified as experts in statistical and research matters. They shall receive no additional compensation for performing their duties under this article and shall serve at the pleasure of the Governor.

The Governor may appoint such additional advisory committees as he may determine necessary and proper to effect the purposes of this article. Such committees shall consist of persons qualified, as a result of training, experience and attainments,

as specialists in their respective fields of activity. They shall receive no compensation for their services under this part but shall be reimbursed for their actual and necessary expenses incurred in connection with their duties hereunder. The members of such committees serve at the pleasure of the Governor.

Upon request of the Governor, every state officer and employee shall consult and advise him and each state agency or political subdivision shall render all possible assistance to the Governor for the purpose of carrying out this article.

Sec. 28.1. The Director of Planning referred to in Section 22 of the Conservation and Planning Act shall be the Director of Planning and Research and shall receive a salary which shall not exceed the sum of ten thousand dollars ($10,000) a year. Said director shall appoint such other personnel, other than the advisory committees, as the Governor may determine are necessary to carry out the provisions of this article. In the execution of their powers and duties, officers and employees engaged in the administration of this article shall be governed by such rules as the Governor may from time to time make.

Sec. 28.2 In order to effect the purposes of this article the Governor may:

(a) Delegate any of the powers vested in him by this article, except the power to contract, to officers and employees engaged in the administration of this part. Any power so delegated may at any time be modified, withdrawn or terminated by the Governor.

(b) Contract with such other agencies, public or private, as he deems necessary or desirable, for the rendition and affording of such services, facilities, studies and reports to him as will assist in carrying out this article.

(c) Do such other acts and things as may be necessary and incident to the full discharge of the duties expressly conferred or imposed upon him by this article.

Sec. 28.3. In the furtherance of effecting this article, the State may, upon the written consent of the Governor, accept gifts and use them in accordance with the terms of the grant

Sec. 28.4. In order to effect the purposes of this article, the Governor shall:

(a) Encourage the extension and correlation of state planning by agencies of State Government.

(b) Correlate the statistical and research functions of the various state departments, and collect and assemble statistical and research data

(c) Make available to legislative interim committees upon request, information relating to the coordination of programs which involve the location, construction and maintenance of physical facilities or as to economic conditions within the State.

(d) Prepare and submit an annual report and recommendations to the Legislature. Such report shall include information bearing upon the coordination of programs involving the location, construction or maintenance of physical facilities; and information, together with the interpretation thereof, as to economic conditions within the State.

Sec. 28.5 The provisions of this article shall remain in effect until the ninety-first day after final adjournment of the 1949 Regular Session of the Legislature and thereafter shall have no force nor effect.

SEC. 4. The sum of one hundred sixteen thousand four hundred five dollars ($116,405) out of any money in the State Treasury not otherwise appropriated, or so much thereof as may be necessary, is hereby appropriated to be expended during the 1947-48 Fiscal Year to carry out the purposes of Conservation and Planning Act

Of this sum fifty thousand dollars ($50,000) or any part thereof shall be used by the State Conservation and Planning Board and sixty-six thousand four hundred five dollars ($66,405) or any part thereof shall be used by the Governor to effect the purposes of said act."

Amendment No. 9

On page 3, line 27, of said bill, strike out "SEC. 4", and insert "SEC. 5"

Amendment No. 10

On page 3, line 33, of said bill, strike out "SEC. 5", and insert "SEC. 6".

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No 2511 by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Burke, Burns, Butters, Caldecott, Clarke, Collier, Conrad, Cooke, Crichton, Lester T. Davis, M. Philip Davis, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, Price, Rosenthal, Sherwin, Silliman, Stephenson, Stewart, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr Speaker—59.

NOES—None.

Assembly Bill No. 2511 ordered enrolled.

Assembly Bill No. 1830—An act to amend Section 11000 of the Business and Professions Code, relating to real estate subdivisions.

The question being: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 1830?

Amendment No. 1

On page 1 of the printed bill, as amended in the Assembly on June 2, 1947, strike out lines 12 to 15, inclusive, and insert "five or more lots or parcels; provided, however, that land or lands sold by lots or parcels of not less than 160 acres which are designated by such lot or parcel description by government surveys and appear as such on the current assessment roll of the county in which such land or lands are situated shall not be deemed to be "subdivided lands" or "a subdivision" within the meaning of this section, unless such land or lands are divided or proposed to be divided for the purpose of sale for oil and gas purposes, in which case such land or lands shall be deemed to be "subdivided lands" or "a subdivision" within the meaning of this section.

SEC. 2 If any provision of Section 11000 of the Business and Professions Code, as amended by this act, or the application thereof to any land or lands, or any circumstance, is held invalid, the remainder of the section, or the application of such provision to other lands or circumstances, shall not be affected thereby."

The roll was called, and the Assembly concurred in Senate amendment to Assembly Bill No. 1830 by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Burke, Burns, Butters, Caldecott, Clarke, Collier, Conrad, Cooke, Crichton, Lester T. Davis, M. Philip Davis, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, Price, Rosenthal, Sherwin, Silliman, Stephenson, Stewart, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—59.

NOES—None.

Assembly Bill No. 1830 ordered enrolled.

RESOLUTIONS

The following resolution was offered:

By Mr. Rosenthal:

House Resolution No. 285

Relating to awarding certificates of merit

WHEREAS, At the 1945 Session of the Legislature the Assembly made provision, by House Resolution No. 216, for the award of certificates of merit by the Assembly to persons who had devoted time and effort to public service, including sale of war bonds, work for the Red Cross, civilian defense work, and other endeavors; and

WHEREAS, There are many such persons in the State who deserve recognition for public service which has not heretofore been recognized; and

WHEREAS, The Assembly desires to give evidence of its recognition of and appreciation for their service; now, therefore, be it

Resolved by the Assembly of the State of California, That a certificate of merit, in substantially the following form:

"CALIFORNIA STATE ASSEMBLY

Fifty-seventh Session

Certificate of Merit

In recognition of unselfish service in behalf of our Country, the State Assembly of the State of California during the Fifty-seventh Session hereby awards this Certificate of Merit

to

SAM L. COLLINS
Speaker of the Assembly

(STATE SEAL)

Assemblyman"

be awarded by the Assembly to each person who is deserving of it and who may be recommended therefor by a Member of the Assembly; and be it further

Resolved, That the Chief Clerk of the Assembly is directed to have 1,000 copies of such certificate printed for the use of the Assembly.

Request for Unanimous Consent

Mr. Rosenthal asked for, and was granted, unanimous consent to take up House Resolution No. 285, at this time, without reference to committee or file.

Resolution read, ~~and adopted.~~

On this day, the above record was expunged, and the action rescinded, whereby House Resolution No. 285 was adopted.

UNFINISHED BUSINESS (RESUMED)
CONSIDERATION OF SENATE AMENDMENTS

Assembly Bill No. 1679—An act to amend Section 19621 of the Business and Professions Code, relating to the appropriation to defray expenses of the officers and employees of the board.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 1679?

Amendment No. 1

In line 3 of the title of the printed bill, following "board", insert ", and making an appropriation".

Amendment No. 2

On page 1 of said bill, strike out lines 3 to 9, inclusive, and insert

"19621. Out of the fund the Legislature shall annually appropriate such sums as it deems necessary for the following:

(a) For support of the board, including such cost and expense incurred by the Attorney General in the enforcement of this act as shall be authorized by the board.

(b) To the Department of".

Amendment No. 3

On page 1 of said bill, following line 12, insert

"SEC. 2. Out of any money in the Fair and Exposition Fund there is hereby appropriated the sum of twenty-eight thousand seventy-five dollars ($28,075) in augmentation of Item 281 of the Budget Act of 1947."

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 1679 by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Burke, Burns, Butters, Collier, George D. Collins, Conrad, Cooke, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Price, Robertson, Rosenthal, Sherwin, Silliman, Stephenson, Stewart, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—60.

NOES—None.

Assembly Bill No. 1679 ordered enrolled.

Assembly Bill No. 680—An act making an appropriation to be expended pursuant to the Property Acquisition Act for the acquisition of real property for use as a site for a state office building in the City of San Diego and in furtherance of the postwar building program.

The question being: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 680?

Amendment No. 1

On page 2 of the printed bill, after the comma following "necessary", insert "out of any money in the State Treasury not otherwise appropriated".

The roll was called, and the Assembly concurred in Senate amendment to Assembly Bill No. 680 by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Burke, Burns, Butters, Collier, George D. Collins, Conrad, Cooke, Crichton, Lester T. Davis, M. Philip

Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Price, Robertson, Rosenthal, Sherwin, Silliman, Stephenson, Stewart, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—60.

NOES—None.

Assembly Bill No. 680 ordered enrolled.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 1440—An act to amend Section 151 of the Unemployment Insurance Act, relating to unemployment compensation disability insurance.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Burke, Burns, Butters, Collier, George D. Collins, Conrad, Cooke, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Price, Robertson, Rosenthal, Sherwin, Silliman, Stephenson, Stewart, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—60.

NOES—None.

Bill ordered transmitted to the Senate.

UNFINISHED BUSINESS (RESUMED)
CONSIDERATION OF SENATE AMENDMENTS

Assembly Bill No. 1498—An act making an appropriation for the administration, support and maintenance of the Los Angeles State College.

The question being: Shall the Assembly concur in the following amendments to Assembly Bill No. 1498?

Amendment No. 1

In line 3 of the title of the printed bill, as amended in the Assembly on May 26, 1947, strike out "the Los Angeles State College", and insert "a four-year state institution of higher education at Los Angeles".

Amendment No. 2

On page 2, line 19, of said bill, strike out "the Los Angeles State College", and insert "a four-year state institution of higher education at Los Angeles".

Amendment No. 3

On page 2, lines 22 and 23, of said bill, strike out "the Los Angeles State College by said board", and insert "a four-year state institution of higher education at Los Angeles".

Amendment No. 4

On page 2, line 16, of said bill, after "expended", insert "during the 1947-1948 Fiscal Year".

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 1498 by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Burke, Burns, Butters, Collier, George D. Collins, Conrad, Cooke, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey,

Luckel, Lyons, Maloney, McCollister, McMillan, Price, Robertson, Rosenthal, Sherwin, Silliman, Stephenson, Stewart, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—60.
NOES—None.

Assembly Bill No. 1498 ordered enrolled.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 144—An act making an appropriation to the Division of Beaches and Parks for the acquisition and development of the gold discovery site, declaring the urgency therefor, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Burke, Burns, Butters, Collier, George D. Collins, Conrad, Cooke, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Price, Robertson, Rosenthal, Sherwin, Silliman, Stephenson, Stewart, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—60.
NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Burke, Burns, Butters, Collier, George D. Collins, Conrad, Cooke, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Price, Robertson, Rosenthal, Sherwin, Silliman, Stephenson, Stewart, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—60.
NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 32—An act making an appropriation for research and preparation of a master plan for development of Columbia State Park and to assure its authentic preservation and restoration.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Burke, Burns, Butters, Collier, George D. Collins, Conrad, Cooke, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Price, Robertson, Rosenthal, Sherwin, Silliman, Stephenson, Stewart, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—60.
NOES—None.

Bill ordered transmitted to the Senate.

UNFINISHED BUSINESS (RESUMED)

CONSIDERATION OF SENATE AMENDMENTS

Assembly Bill No. 648—An act to amend Section 1510 of the Penal Code of the State of California, relating to the duties of coroner.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 648?

Amendment No. 1

In lines 1 and 2 of the title of the printed bill, as amended in the Assembly on May 21, 1947, strike out "1510 of the Penal Code of the State of California", and insert "27491 of the Government Code".

Amendment No. 2

On page 1, line 1, of the printed bill, strike out "1510 of the Penal Code", and insert "27491 of the Government Code".

Amendment No. 3

On page 1, line 3, of the printed bill, strike out "1510", and insert "27491".

Amendment No. 4

On page 1 of the printed bill, strike out lines 21 to 25, inclusive; and on page 2, strike out lines 1 to 9, inclusive, and insert "the circumstances warrant it, hold an inquest."

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 648 by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Burke, Burns, Butters, Collier, George D. Collins, Conrad, Cooke, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Price, Robertson, Silliman, Stephenson, Stewart, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—57.

NOES—None.

Assembly Bill No. 648 ordered enrolled.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 1481—An act to add Chapter 12 (comprising Sections 28700 to 28725, inclusive) to Division 21 of the Health and Safety Code, relating to the regulation of the premises and operations of plants for the preparation and storage of frozen foods, and the licensing of the personnel thereof.

Bill read third time.

Demand for Previous Question

Messrs. Waters, Luckel, Lester T. Davis, Beck, and Grunsky demanded the previous question.

Demand for previous question sustained.

The question being on the passage of Senate Bill No. 1481.

The roll was called, and the bill refused passage by the following vote:

AYES—Blosser, Brady, Clarke, George D. Collins, Crichton, Dolwig, Gaffney, Geddes, Grant, Hollibaugh, Johnson, McCollister, Price, Sherwin, Stephenson, and Mr. Speaker—16

NOES—Anderson, Beck, Bennett, Berry, Burke, Butters, Collier, Conrad, Lester T. Davis, M. Philip Davis, Clayton A. Dills, Ralph C. Dills, Doyle, Elliott, Erwin, Field, Fletcher, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Huyck, James, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Robertson, Silliman, Stewart, Thurman, Waters, and Weber—38.

Bill ordered transmitted to the Senate.

Senate Bill No. 109—An act to add Article 19 to the Community Redevelopment Act, providing for a State Redevelopment Agency, prescribing its powers and duties, providing for the study of the matters of housing and community redevelopment, the collection and correlation of information relating thereto, for assisting, advising, stimulating and encouraging local authorities and agencies in connection with community redevelopment and housing, and making an appropriation.

Bill read third time.

The roll was called.

Call of the Assembly

Pending the announcement of the vote, Mr. Maloney moved a call of the Assembly.

Motion carried. Time, 8.15 p.m.

The Speaker directed the Sergeant-at-Arms to close the doors, and to bring in the following absent members:

Allen, Boyd, Brown, Caldecott, Carey, Conrad, Cramer, Crowley, Dunn, Erwin, Evans, Heisinger, Knight, Miller, Niehouse, O'Day, Price, Sheridan, Stanley, Thomas, and Thorp—21.

PROCEEDINGS UNDER CALL OF THE ASSEMBLY BY UNANIMOUS CONSENT

TEMPORARY SUSPENSION OF ASSEMBLY RULE NO. 85

Mrs. Niehouse asked for, and was granted, unanimous consent that Assembly Rule No. 85 be temporarily suspended for the purpose of placing a call of the Assembly on any matter on file.

FURTHER PROCEEDINGS UNDER CALL OF THE ASSEMBLY DISPENSED WITH ON CONCURRENCE IN SENATE AMENDMENTS TO ASSEMBLY BILL NO. 1529

At 8.16 p.m., on motion of Mr. Luckel, further proceedings under the call of the Assembly were dispensed with.

The names of the absentees were called, ~~and the Assembly refused to concur in Senate amendments to Assembly Bill No. 1529 by the following vote:~~

PRINTER'S NOTE—There being no 7-point strikeout type available, the following roll call, which should appear in strikeout type, is indicated by being inclosed within brackets:

[AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Butters, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Fletcher, Gaffney, Gannon, Geddes, Grant, Hawkins, Hinton, Hollibaugh, Huyck, Kilpatrick, Luckel, Lyons, Maloney, McCollister, Price, Rosenthal, Sullivan, Stephenson, Stewart, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—45.

NOES—Burke, Lester T. Davis, M. Philip Davis, Field, Grunsky, Hahn, Heisinger, Hinckley, James, Johnson, Kirkwood, Loomis, Lowrey, and Sherwin—14.]

Request for Unanimous Consent That Record Be Expunged, and Action Rescinded on Concurrence in Senate Amendments to Assembly Bill No. 1529

Mr. McCollister asked for, and was granted, unanimous consent that the record be expunged, and the action rescinded, on the vote whereby the Assembly, on this day, refused to concur in Senate amendments to Assembly Bill No. 1529.

Assembly Bill No. 1529 ordered to the unfinished business file.

Hon. Ralph C. Dills Presiding

At 8.17 p.m., Hon. Ralph C. Dills, Member of the Assembly from the Sixty-ninth District, presiding.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 398—An act to amend Sections 1597.1, 1834, 1868, 2561, 2584, 2585, 2891, 3130, 4627, 7516, 8159, 9601, 9602, 11717, 13009, 20376, and 20377 of the Education Code and to add Sections 1597.2 and 9645 to said code and to repeal Sections 2451, 2501, 2701, 2801, and 2832 and Article 4 of Chapter 12 of Division 7 of said code, all relating to the Public School System.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Brady, Burke, Burns, Butters, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Lester T. Davis, M. Philip Davis, Ralph C. Dills, Dolwig, Elliott, Erwin, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, Price, Sherwin, Silliman, Stephenson, Stewart, Thompson, Waters, Weber, and Wollenberg—52.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 133—An act to add Chapter 11, comprising Sections 9801 to 9809, inclusive, to Division 4, and Sections 5153.5, 6933, 7042, 7102.1, 7104, 7105, 12143, and 12144 to, the Education Code, relating to the education of mentally retarded minors as defined herein.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Brady, Burke, Burns, Butters, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Lester T. Davis, M. Philip Davis, Debs, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Lowrey, Luckel, Lyons, McCollister, McMillan, O'Day, Price, Sherwin, Silliman, Stephenson, Stewart, Thompson, Waters, Weber, and Mr. Speaker—55.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 366—An act to add Section 119 to the Education Code, relating to the Secretary and executive officer of the State Board of Education.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Brady, Burke, Burns, Butters, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Lester T. Davis, M. Philip Davis, Debs, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Lowrey, Luckel, Lyons, McCollister, McMillan, O'Day, Price, Sherwin, Silliman, Stephenson, Stewart, Thompson, Waters, Weber, and Mr. Speaker—55.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 572—An act to provide for the purchase of the Sonoma Barracks as a part of the State Park System, and making an appropriation therefor.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Brady, Burke, Burns, Butters, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Lester T. Davis, M. Philip Davis, Debs, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Lowrey, Luckel, Lyons, McCollister, McMillan, O'Day, Price, Sherwin, Silliman, Stephenson, Stewart, Thompson, Waters, Weber, and Mr. Speaker—55.

NOES—None.

Bill ordered transmitted to the Senate.

MESSAGES FROM THE GOVERNOR

STATE OF CALIFORNIA
GOVERNOR'S OFFICE, SACRAMENTO, June 20, 1947

To the Honorable Members of the Assembly
State of California,
Sacramento, California

GREETINGS: I am returning herewith without my signature

Assembly Bill No. 1868, entitled: "An act to add Section 1771.5 to the Labor Code, relating to legal holidays on public works."

My objections are as follows:

This bill would amend the Public Works Law of the State of California requiring the payment of the prevailing rate of wages on public works. Its effect would be to require that legal holidays would be those prescribed by labor agreements rather than those specified by law. I am advised that there is no uniformity in the specification of holidays in labor agreements and that in this respect they differ from locality to locality and even as between various crafts. Such a provision as proposed by this bill could only lead to confusion in public works contracts. A further objection to the bill arises from the provisions therein relieving the governing body awarding a public works contract of the necessity of enforcing the payment of the prevailing rate of wages insofar as holiday wages are concerned. For many years it has been the policy of this State to prescribe that the prevailing rate of wages shall be paid on public works and I do not believe that it is desirable to depart from this policy with respect to the payment of the prevailing rate of wages on holidays. For these reasons I am returning the bill without my approval.

Respectfully submitted.

EARL WARREN, Governor

CONSIDERATION OF GOVERNOR'S VETO

Assembly Bill No. 1868—An act to add Section 1771.5 to the Labor Code, relating to legal holidays on public works.

Governor's message stating his objections read previously.

The question being: Shall Assembly Bill No. 1868 become a law notwithstanding the objections of the Governor?

The roll was called, and the Assembly sustained the objections of the Governor by the following vote:

AYES—None.

NOES—Anderson, Beck, Bennett, Berry, Brady, Burke, Butters, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Lester T. Davis, M. Philip Davis, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Elliott, Field, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, O'Day, Price, Robertson, Sherwin, Silliman, Stewart, Thompson, Waters, Weber, Wollenberg, and Mr. Speaker—54.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 1455—An act to amend Section 20654 of the Education Code, to authorize the purchase of land by the California Polytechnic School.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Brady, Burke, Burns, Butters, Clarke, Collier, George D Collins, Conrad, Cooke, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C Dills, Dolwig, Doyle, Elliott, Erwin, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, McCollister, McMillan, O'Day, Price, Silliman, Stephenson, Thompson, Waters, and Weber—55.

NOES—None.

Bill ordered transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT THAT CHIEF CLERK BE INSTRUCTED TO REQUEST THE RETURN OF ASSEMBLY BILL NO. 1352 FROM ENROLLMENT

Mr. Geddes asked for, and was granted, unanimous consent that the Chief Clerk be instructed to request the return of Assembly Bill No. 1352 from enrollment.

REQUEST FOR UNANIMOUS CONSENT THAT RECORD BE EXPUNGED, AND ACTION RESCINDED ON CONCURRENCE IN SENATE AMENDMENTS TO ASSEMBLY BILL NO. 1352

Mr. Geddes asked for, and was granted, unanimous consent that the record be expunged, and the action rescinded, on the vote whereby the Assembly, on this day, concurred in Senate amendments to Assembly Bill No. 1352.

Assembly Bill No. 1352 ordered to unfinished business file.

FURTHER PROCEEDINGS UNDER CALL OF THE ASSEMBLY DISPENSED WITH ON SENATE BILL NO. 109

At 8.20 p.m., on motion of Mr. Maloney, further proceedings under the call of the Assembly were dispensed with.

The names of the absentees were called, and Senate Bill No. 109 passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Burns, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, O'Day, Price, Robertson, Rosenthal, Silliman, Stephenson, Stewart, Thompson, Thurman, Waters, Weber, and Wollenberg—57.

NOES—Burke, Butters, M. Philip Davis, Field, Loomis, and Sherwin—6.

Bill ordered transmitted to the Senate.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 1214—An act to amend Section 18191 of the Education Code, relating to the construction of school buildings.

Bill read third time.

Motion to Amend

Mr. Field moved the adoption of the following amendments:

Amendment No. 1

On page 1 of the printed bill, as amended in the Senate on April 14, 1947, strike out line 6, and insert "cost exceed four thousand dollars ($4,000),".

Amendment No. 2

On page 1, line 8, of said bill, before the period, insert "; provided that from and after the ninety-first day following final adjournment of the 1947 Regular General Session of the Legislature until June 30, 1949 only, the said division shall supervise the reconstruction or alteration of or addition to any school building, for the protection of life and property, if the estimated cost of such reconstruction, alteration or addition shall exceed eight thousand dollars ($8,000)".

Amendments read, and adopted.

Bill ordered reprinted, and to third reading.

Motion to Place Rush Order on Printing of Senate Bill No. 1214

Mr. Field asked for, and was granted, unanimous consent that a rush order be placed upon the printing of Senate Bill No. 1214.

Motion carried.

UNFINISHED BUSINESS (RESUMED)
CONSIDERATION OF SENATE AMENDMENTS

Assembly Bill No. 2039—An act to amend Sections 736 and 736a of the Political Code, relating to the salaries of Justices of the Supreme Court and of the district courts of appeal.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 2039?

Amendment No. 1

On page 1, line 4, of the printed bill, as amended in the Assembly on May 28, 1947, strike out "twenty-one", and insert "seventeen".

Amendment No. 2

On page 1, line 5, of said bill, strike out "($21,000)", and insert "($17,000)".

Amendment No. 3

On page 1, line 7, of said bill, strike out "twenty", and insert "sixteen".

Amendment No. 4

On page 1, line 7, of said bill, strike out "($20,000)", and insert "($16,000)".

Amendment No. 5

On page 1, line 12, of said bill, strike out "seventeen thou-"; in line 13, strike out "sand five hun-"; and in line 14, strike out "dred dollars ($17,500)", and insert "fifteen thousand dollars ($15,000)".

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 2039 by the following vote:

AYES—Beck, Bennett, Berry, Brady, Brown, Burke, Burns, Butters, Clarke, Collier, George D. Collins, Conrad, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Erwin, Field, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Hinckley, Hinton, Hollibaugh,

Huyck, James, Johnson, Kilpatrick, Loomis, Luckel, Lyons, Maloney, McCollister, O'Day, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stephenson, Waters, Weber, Wollenberg, and Mr. Speaker—54.
NOES—Elliott, Heisinger, and McMillan—3.

Assembly Bill No. 2039 ordered enrolled.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 1568—An act to add Sections 8203.1, 8203.2, 8203.3, 8203.4, 8203.5, and 8203.6 to the Government Code, relating to notaries public.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Brady, Burke, Burns, Butters, Clarke, Collier, George D. Collins, Conrad, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Loomis, Lowrey, Luckel, Lyons, McCollister, McMillan, O'Day, Price, Robertson, Rosenthal, Sherwin, Silliman, Stephenson, Stewart, Thompson, Waters, Weber, Wollenberg, and Mr. Speaker—58.
NOES—None.

Bill ordered transmitted to the Senate.

UNFINISHED BUSINESS (RESUMED)
CONSIDERATION OF SENATE AMENDMENTS

Assembly Bill No. 2092—An act to amend Section 575 of the Welfare and Institutions Code of the State of California, relating to the compensation of the referee of the juvenile court in counties of the second class.

The question being: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 2092?

Amendment No. 1

On page 1, line 13, of the printed bill, as amended in the Assembly on June 9, 1947, strike out "the referee", and insert "each of the two referees".

The roll was called, and the Assembly concurred in Senate amendment to Assembly Bill No. 2092 by the following vote:

AYES—Anderson, Beck, Berry, Brady, Burke, Butters, Clarke, Collier, George D. Collins, Conrad, Crichton, Lester T. Davis, M. Philip Davis, Dickey, Ralph C. Dills, Dolwig, Elliott, Erwin, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Luckel, Lyons, Maloney, McCollister, McMillan, O'Day, Price, Sherwin, Silliman, Stephenson, Thompson, Waters, Wollenberg, and Mr. Speaker—47.
NOES—Debs and Heisinger—2.

Assembly Bill No. 2092 ordered enrolled.

Assembly Bill No. 1128—An act to add Section 18 to the Agricultural Code, relating to presumptions.

The question being: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 1128?

Amendment No. 1

On page 1 of the printed bill, as amended, strike out lines 3 to 13, inclusive, and insert

"18. In all matters arising under this code, the fact of possession by any person engaged in the sale of a commodity is prima facie evidence that such commodity is for sale."

The roll was called, and the Assembly concurred in Senate amendment to Assembly Bill No. 1128 by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Brady, Burke, Burns, Butters, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Lester T. Davis, M. Philip Davis, Debs, Clayton A. Dills, Doyle, Elliott, Erwin, Field, Fletcher, Gaffney, Geddes, Grant, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, O'Day, Price, Sherwin, Silliman, Stephenson, Stewart, Thompson, Waters, Weber, Wollenberg, and Mr. Speaker—53.

NOES—None.

Assembly Bill No. 1128 ordered enrolled.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 422—An act making an appropriation to be expended pursuant to the Property Acquisition Act for the acquisition of real property for use as a site for a state office building in the City of Stockton and in furtherance of the postwar building program.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Brady, Burke, Burns, Butters, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, O'Day, Price, Robertson, Sherwin, Silliman Stephenson, Stewart, Thompson, Waters, Weber, Wollenberg, and Mr. Speaker—59

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 1327—An act to add Section 3.5 to the Uniform Act for Out-of-State Parolee Supervision, relating to the retaking of probationers and parolees by officers of other states.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Brady, Burke, Burns, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, O'Day, Price, Sherwin, Silliman, Stephenson, Stewart, Thompson, Waters, Weber, Wollenberg, and Mr. Speaker—56

NOES—None.

Bill ordered transmitted to the Senate.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate appointed Senators Breed, DeLap, and Rich as a Committee on Conference concerning

Assembly Bill No. 742—An act making an appropriation, relating to the salaries of Judges of the Superior Court of Alameda County

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

UNFINISHED BUSINESS (RESUMED)

CONSIDERATION OF SENATE AMENDMENTS

Assembly Bill No. 1170—An act to add Sections 667.1, 671.1, and 960 to the Welfare and Institutions Code, and to amend Section 671 of said code, all relating to the establishment and maintenance of schools in detention homes and juvenile homes and camps.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 1170?

Amendment No. 1

On page 2, lines 29 and 30, of the printed bill, as amended in the Assembly on June 9, 1947, strike out "detention home", and insert "juvenile hall".

Amendment No. 2

On page 2, line 46, of said bill, strike out "code", and insert "division".

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 1170 by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Brady, Burke, Burns, Butters, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, O'Day, Price, Sherwin, Silliman, Stephenson, Stewart, Thompson, Waters, Weber, Wollenberg, and Mr. Speaker—56

NOES—None.

Assembly Bill No. 1170 ordered enrolled.

Assembly Bill No. 1804—An act to amend Sections 1651, 7402, 7435, and 7438 of the Education Code, relating to proceedings for the issuance and sale of school district bonds, declaring the urgency thereof, to take effect immediately.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 1804?

Amendment No. 1

In line 1 of the title of the printed bill, as amended in the Assembly on April 4, 1947, strike out "1651, 7402,".

Amendment No. 2

On page 1 of said bill, strike out lines 1 to 24, inclusive; and on page 2, strike out lines 1 to 26, inclusive.

Amendment No. 3

On page 2, line 27, of said bill, strike out "SEC. 3", and insert "SECTION 1".

Amendment No. 4

On page 2, line 45, of said bill, strike out "SEC 4", and insert "SEC. 2".

Amendment No. 5

On page 3, line 5, of said bill, strike out "SEC. 5", and insert "SEC. 3".

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 1804 by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Brady, Burke, Burns, Butters, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley,

Hinton, Hollibaugh, Huyck, James, Johnson, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, O'Day, Price, Sherwin, Silliman, Stephenson, Stewart, Thompson, Waters, Weber, Wollenberg, and Mr. Speaker—56.

NOES—None.

Assembly Bill No. 1804 ordered enrolled.

REPORT OF COMMITTEE ON CONFERENCE

The following report of Committee on Conference was received, and read:

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: The Committee on Conference concerning:

Assembly Bill No. 742—An act making an appropriation, relating to the salaries of Judges of the Superior Court of Alameda County;

Consisting of the undersigned members, has met, and reports that it has agreed to recommend the following:

Amendment No. 1

In lines 3 and 4 of the printed bill, strike out "eighteen thousand dollars ($18,000)", and insert "seventeen thousand two hundred fifty dollars ($17,250)".

BREED	DICKEY
RICH	ROSENTHAL
DELAP	BECK
Senate Committee on Conference	Assembly Committee on Conference

The roll was called, and the report adopted by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Brady, Burke, Burns, Butters, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Lester T. Davis, M. Philip Davis, Debs, Clayton A. Dills, Doyle, Dunn, Erwin, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Luckel, Lyons, Maloney, McMillan, O'Day, Robertson, Rosenthal, Sherwin, Silliman, Stephenson, Stewart, Thompson, Waters, Weber, Wollenberg, and Mr. Speaker—54.

NOES—Heisinger—1.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 314—An act to amend Sections 5033, 5053, 5081, 5083, and 5096 of, and to add Section 5033.5 to, the Business and Professions Code, relating to the powers and duties of the State Board of Accountancy, the regulation of the practice of public accountancy, and the issuance of certificates of certified public accountant and of permits to practice public accountancy.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Beck, Bennett, Berry, Brady, Burke, Burns, Butters, Clarke, Collier, Conrad, Cooke, Crichton, Lester T. Davis, M. Philip Davis, Debs, Clayton A. Dills, Doyle, Dunn, Elliott, Erwin, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Rosenthal, Sherwin, Silliman, Stephenson, Stewart, Thompson, Waters, Weber, Wollenberg, and Mr. Speaker—51.

NOES—None.

Bill ordered transmitted to the Senate.

MESSAGES FROM THE GOVERNOR

STATE OF CALIFORNIA
GOVERNOR'S OFFICE, SACRAMENTO, June 20, 1947

To the Honorable Members of the Assembly
State of California
Sacramento, California

GREETINGS I am returning herewith without my signature

Assembly Bill No. 158, entitled: "An act to amend Section 599 of, and to add Section 58 to, the Vehicle Code, relating to inflammable liquids and vehicles transporting the same."

My objections are as follows:

This bill adds to the Vehicle Code a definition of the term flammable liquids. I am advised by the State Fire Marshal and the Director of Motor Vehicles that under the definition proposed by this bill such liquids as kerosene, stove oil and diesel fuel would not be classed as flammable liquids. The result would be that under the Vehicle Code vehicles carrying such liquids would no longer be required to stop at railroad crossings With such accidents as the recent one at Kingsburg still in mind, I do not believe that it is desirable to exempt vehicles carrying such liquids from the requirement now in the law that they stop before railroad crossings Both the Fire Marshal and the Director of Motor Vehicles point out the hazard of this bill, which I am returning without my approval

Respectfully submitted

EARL WARREN, Governor

CONSIDERATION OF GOVERNOR'S VETO

Assembly Bill No. 158—An act to amend Section 599 of, and to add Section 58 to, the Vehicle Code, relating to inflammable liquids and vehicles transporting the same.

Governor's message stating his objections read previously.

The question being: Shall Assembly Bill No. 158 become a law notwithstanding the objections of the Governor?

The roll was called, and the Assembly sustained the objections of the Governor by the following vote:

AYES—None.

NOES—Beck, Bennett, Berry, Brady, Burke, Butters, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Lester T. Davis, M. Philip Davis, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Loomis, Lowrey, Luckel, Lyons, Maloney, O'Day, Price, Sherwin, Silliman, Stephenson, Stewart, Thomas, Thompson, Waters, Weber, Wollenberg, and Mr. Speaker—50.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed, as amended:

Assembly Bill No. 98	Assembly Bill No. 2452
Assembly Bill No 526	Assembly Bill No. 2500
Assembly Bill No 1597	Assembly Bill No. 2682
Assembly Bill No. 2223	Assembly Bill No. 2683

And respectfully requests your honorable body to concur in said amendments.

J A BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bills ordered to unfinished business file.

SENATE CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted:

Assembly Joint Resolution No. 27
Assembly Concurrent Resolution No. 65
Assembly Concurrent Resolution No. 89

J A BEEK, Secretary of the Senate
By C. V TAYLOR, Assistant Secretary

Above resolutions ordered enrolled.

SENATE CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed:

Assembly Bill No. 150
Assembly Bill No. 212
Assembly Bill No. 245
Assembly Bill No. 246
Assembly Bill No. 329
Assembly Bill No. 871
Assembly Bill No. 1028
Assembly Bill No. 1038
Assembly Bill No. 1257
Assembly Bill No. 1377
Assembly Bill No. 1544
Assembly Bill No. 1594
Assembly Bill No. 1596
Assembly Bill No. 1663
Assembly Bill No. 1898
Assembly Bill No. 1938
Assembly Bill No. 2012
Assembly Bill No. 2037
Assembly Bill No. 2118
Assembly Bill No. 2142
Assembly Bill No. 2236
Assembly Bill No. 2425
Assembly Bill No. 2598
Assembly Bill No. 2666
Assembly Bill No. 2678

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bills ordered enrolled.

SENATE CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate appointed Senators Jespersen, Donnelly, and McBride as a Committee on Conference concerning:

Assembly Bill No. 325—An act relating to the auditing of school districts and requiring the Department of Finance to make audits and investigations of school districts to determine validity of the allocation and expenditure of state funds for school purposes.

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

REPORTS OF STANDING COMMITTEES

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Rules, to which was referred:

House Resolution No. 284

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

DICKEY, Chairman

CONSIDERATION OF HOUSE RESOLUTION NO. 284

House Resolution No. 284

Relative to the study by the Joint Legislative Committee on Agriculture and Livestock Problems of agricultural centers in the several counties of the State

WHEREAS, The Agriculture Committee of the Assembly has considered Senate Bill No. 436, providing for the creation of agricultural centers in the several counties of the State; and

WHEREAS, The Agriculture Committee has recommended that this matter be held over to the next session of the Legislature, and in the interim the Joint Legislative Committee on Agriculture and Livestock Problems be requested to make a comprehensive study of this entire matter and report back to the 1948 Session of the Legislature its findings and recommendations; therefore, be it

Resolved by the Assembly of the State of California, That the Joint Legislative Committee on Agriculture and Livestock Problems, in conformity with the recommendation of the Agriculture Committee, be requested to undertake this investigation and study; and be it further

Resolved, That said joint committee give consideration to the various interests involved, including the services that can be rendered agriculture, the demonstrated needs for such agricultural centers as are proposed, the interest and protection of the State's financial interest and the relationship which might be established between the State and the counties in the financing, management and support of agricultural centers.

Resolution read, and adopted.

REPORTS OF STANDING COMMITTEES

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Rules, to which was referred:

House Resolution No. 282

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

DICKEY, Chairman

CONSIDERATION OF HOUSE RESOLUTION NO. 282

House Resolution No. 282

Relative to study of Agricultural Centers by the Joint Legislative Committee on Agriculture and Livestock Problems

WHEREAS, There is pending before the Legislature legislation providing for the creation of agricultural centers in the several counties of the State; and

WHEREAS, The agricultural interests of the State give very strong support to this measure; and

WHEREAS, The legislation raises many questions as to procedure for the proper protection of the State's interest and other problems of fundamental importance requiring that this matter be referred to an interim committee for further study and for the rendition of a comprehensive report at the 1948 Regular Session of the Legislature together with findings and recommendations; and

WHEREAS, The introduction of this resolution was recommended by the Assembly Committee on Ways and Means; now, therefore, be it

Resolved by the Assembly of the State of California, That the Joint Legislative Committee on Agriculture and Livestock Problems undertake this investigation and study; and be it further

Resolved, That this committee give consideration to the various interests involved, including the services that can be rendered agriculture, the demonstrated needs for such agricultural centers as are proposed, the interest and protection of the State's financial interest and the relationship which might be established between the State and the counties in the financing, management and support of agricultural centers.

Resolution read, and adopted.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted:

Senate Concurrent Resolution No. 66

J. A BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS (RESUMED)

The following resolution was read:

Senate Concurrent Resolution No. 66—Relative to the creation of a Fact-Finding Committee on Community Redevelopment Problems and the Housing Emergency with Particular Reference to Veterans' Housing.

Referred to Committee on Rules.

RECESS

At 8.25 p.m., on motion of Mr. Dickey, the Assembly recessed until 8.30 p.m.

REASSEMBLED

At 8.30 p.m., the Assembly reconvened.

Hon. Sam L. Collins, Speaker of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted:

Assembly Concurrent Resolution No 70
Assembly Joint Resolution No. 35
Assembly Joint Resolution No. 38
Assembly Joint Resolution No. 52

J A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above resolutions ordered enrolled.

SENATE CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER. I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to:

Senate Constitutional Amendment No 22

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

SENATE CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER. I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to:

Senate Bill No. 97
Senate Bill No. 325
Senate Bill No. 358
Senate Bill No. 423
Senate Bill No. 437
Senate Bill No. 544
Senate Bill No. 623
Senate Bill No. 672
Senate Bill No. 764
Senate Bill No 909
Senate Bill No. 932
Senate Bill No. 1167
Senate Bill No. 1473
Senate Bill No. 459
Senate Bill No. 685
Senate Bill No. 133
Senate Bill No. 398
Senate Bill No. 1440
Senate Bill No. 1327
Senate Bill No. 1568
Senate Bill No. 109

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

SENATE CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed:

Assembly Bill No. 32
Assembly Bill No. 699
Assembly Bill No. 746
Assembly Bill No. 980
Assembly Bill No. 1467
Assembly Bill No. 1555
Assembly Bill No. 1556
Assembly Bill No 1587
Assembly Bill No. 1912
Assembly Bill No. 2224
Assembly Bill No. 2289
Assembly Bill No. 2662

J A BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bills ordered enrolled.

SENATE CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER. I am directed to inform your honorable body that the Senate on this day passed:

Assembly Bill No. 273
Assembly Bill No. 323
Assembly Bill No 407
Assembly Bill No. 431
Assembly Bill No. 497
Assembly Bill No 1233
Assembly Bill No. 2228
Assembly Bill No. 2664

J A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bills ordered enrolled.

SENATE CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed:

Assembly Bill No. 166
Assembly Bill No. 296
Assembly Bill No. 434
Assembly Bill No. 1373
Assembly Bill No 1394
Assembly Bill No. 1587
Assembly Bill No. 1802
Assembly Bill No. 1803
Assembly Bill No. 2022
Assembly Bill No. 2132
Assembly Bill No. 2600

J. A BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bills ordered enrolled.

SENATE CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed:

Senate Bill No. 1406

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS (RESUMED)

The following bill was read the first time:

Senate Bill No. 1406—An act to add Sections 7310, 7354, 7653, and 7654 to the Revenue and Taxation Code, relating to the definition of persons and the imposition of storage or use taxes under the Motor Vehicle Fuel License Tax Law, to take effect immediately.

Referred to Committee on Revenue and Taxation.

MEMBERS EXCUSED

At 8.33 p.m., Mr. Hollibaugh asked for, and was granted, unanimous consent that the Committee on Revenue and Taxation be excused, at this time, for the purpose of holding a meeting.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day refused adoption of the report of the Committee on Conference concerning:

Assembly Bill No. 325—An act to add Article 6 to Chapter 9 of Division 3 of the Education Code, relating to the auditing of school districts.

J. A BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

APPOINTMENT OF COMMITTEE ON CONFERENCE CONCERNING ASSEMBLY BILL NO. 537

The Speaker announced the appointment of Messrs. Beck, Geddes, and Huyck as a Committee on Conference concerning Assembly Bill No. 537.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted the report of the Committee on Conference concerning:

Assembly Bill No. 742—An act making an appropriation, relating to the salaries of Judges of the Superior Court of Alameda County.

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

SENATE CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER. I am directed to inform your honorable body that the Senate amended, and on this day passed, as amended:

Assembly Bill No. 84
Assembly Bill No. 848
Assembly Bill No 1361
Assembly Bill No. 1395
Assembly Bill No. 1464
Assembly Bill No. 1678
Assembly Bill No. 1833

And respectfully requests your honorable body to concur in said amendments.

J. A BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bills ordered to unfinished business file.

SENATE CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER I am directed to inform your honorable body that the Senate amended, and on this day passed, as amended:

Assembly Bill No. 5
Assembly Bill No 76
Assembly Bill No. 89
Assembly Bill No 114
Assembly Bill No. 300
Assembly Bill No 926
Assembly Bill No. 989
Assembly Bill No. 1215
Assembly Bill No. 1763
Assembly Bill No. 2518
Assembly Bill No. 1586

And respectfully requests your honorable body to concur in said amendments

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bills ordered to unfinished business file.

SENATE CHAMBER, SACRAMENTO, June 20, 1947

MR SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed, as amended:

Assembly Bill No. 2684

And respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bill ordered to unfinished business file.

SENATE CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed, as amended:

Assembly Bill No. 91
Assembly Bill No. 164
Assembly Bill No. 292
Assembly Bill No 570
Assembly Bill No. 631
Assembly Bill No. 701
Assembly Bill No. 710
Assembly Bill No. 745
Assembly Bill No. 865
Assembly Bill No. 883
Assembly Bill No. 1317
Assembly Bill No. 1333
Assembly Bill No. 1516
Assembly Bill No. 1559
Assembly Bill No. 1788
Assembly Bill No 1824
Assembly Bill No. 2269
Assembly Bill No. 2282
Assembly Bill No 2291
Assembly Bill No. 2514
Assembly Bill No. 2515
Assembly Bill No. 2715
Assembly Bill No. 1687

And respectfully requests your honorable body to concur in said amendments

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bills ordered to unfinished business file.

SENATE CHAMBER, SACRAMENTO, June 20, 1947

MR SPEAKER. I am directed to inform your honorable body that the Senate on this day refused passage to:

Assembly Bill No. 2713

J A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

SENATE CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day refused passage to:

Assembly Bill No. 1829

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

RESOLUTIONS

The following resolution was offered:

By Mr. Hollibaugh:

House Resolution No. 286

In tribute to Mrs. Kathryn T. Niehouse

WHEREAS, During this Fifty-seventh Session of the Legislature it has been the privilege of the Members of the Assembly to have as a fellow member Mrs. Kathryn T. Niehouse; and

WHEREAS, This gracious and lovely lady has been a wholesome and kindly leavening influence upon the Members of the Assembly; and

WHEREAS, Her ability, her sincerity of purpose, her serenity and uniform courtesy could always be relied upon in considering any legislation; and

WHEREAS, Mrs. Kathryn T. Niehouse, in the difficult role of being the only woman Member of the Legislature of the State of California during the Fifty-seventh Session of the Legislature, has conducted herself so as to win the admiration and affection of her fellow Members of the Legislature; now, therefore, be it

Resolved by the Assembly of the State of California, That in concluding its labors of the Fifty-seventh Session of the Legislature, this House sincerely desires to express its warm regards for Mrs. Kathryn T. Niehouse; and be it further

Resolved, That the Chief Clerk is directed to transmit an engrossed copy of this resolution to Mrs. Kathryn T. Niehouse.

Resolution read, and referred to Committee on Rules.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolution was offered:

Assembly Concurrent Resolution No. 92: By Messrs. Wollenberg and Maloney—Relative to Assembly Bill No. 1718 of the Regular Session.

Request for Permission to Consider Resolution

Pursuant to the provisions of Assembly Concurrent Resolution No. 73 and Joint Rule No. 23, and upon recommendation of the Speaker, Mr. Wollenberg moved that he be granted permission that Assembly Concurrent Resolution No. 92 be considered, at this time.

The roll was called.

Call of the Assembly

Pending the announcement of the vote, Mr. Wollenberg moved a call of the Assembly.

Motion carried. Time, 8.35 p.m.

The Speaker directed the Sergeant-at-Arms to close the doors, and to bring in the following absent members:

Allen, Anderson, Berry, Blosser, Boyd, Collier, George D. Collins, Cramer, Crowley, M. Philip Davis, Dickey, Ralph C. Dills, Dolwig, Dunn, Field, Gaffney, Hawkins, Hinckley, Knight, Lowrey, McCollister, Miller, Rosenthal, Sheridan, Stewart, and Thurman—26.

PROCEEDINGS UNDER CALL OF THE ASSEMBLY BY UNANIMOUS CONSENT

UNFINISHED BUSINESS (RESUMED)

CONSIDERATION OF GOVERNOR'S VETOES

Assembly Bill No. 1991—An act to amend Section 694 of, and to add Section 40.5 to, the Vehicle Code, relating to size and width of vehicles.

Governor's message stating his objections read previously.

The question being: Shall Assembly Bill No. 1991 become a law notwithstanding the objections of the Governor?

The roll was called, and the Assembly sustained the objections of the Governor by the following vote:

AYES—None.

NOES—Bennett, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Conrad, Cooke, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Dolwig, Doyle, Elliott, Erwin, Evans, Fletcher, Gannon, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, O'Day, Price, Robertson, Sherwin, Stanley, Thomas, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—55.

Assembly Bill No. 646—An act to amend Section 2165 of the Welfare and Institutions Code, relating to aid to the aged in respect to real property qualifications of applicants.

Governor's message stating his objections read previously.

The question being: Shall Assembly Bill No. 646 become a law notwithstanding the objections of the Governor?

The roll was called, and the Assembly sustained the objections of the Governor by the following vote:

AYES—None.

NOES—Bennett, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Conrad, Cooke, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Dolwig, Doyle, Elliott, Erwin, Evans, Fletcher, Gannon, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, O'Day, Price, Robertson, Sherwin, Stanley, Thomas, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—55.

CONSIDERATION OF SENATE AMENDMENTS

Assembly Bill No. 1869—An act making an appropriation to the Regents of the University of California for research on conservation of marine life.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 1869?

Amendment No. 1

On page 1, line 6, of the printed bill, as amended in the Assembly on May 26, 1947, strike out "The".

Amendment No. 2

On page 1 of said bill, strike out lines 7 to 9, inclusive.

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 1869 by the following vote:

AYES—Bennett, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Conrad, Cooke, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Dolwig, Doyle, Elliott, Erwin, Evans, Fletcher, Gannon, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick,

Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, O'Day, Price, Robertson, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—59

NOES—None.

Assembly Bill No. 1869 ordered enrolled.

Assembly Bill No. 1352—An act to amend Sections 19621, 19622, 19623, 19624, 19625, and 19626 and to repeal Section 19622.5 of the Business and Professions Code, to repeal Sections 92, 92.1, 92.4, and 92.5 of, and to add an article heading to Chapter 3 of Division 1 of, and Sections 92, 92.1, 92.2, 92.3, 92.4, 92.5, 92.6, and 92.7 to, the Agricultural Code, relating to the Fair and Exposition Fund and providing for and regulating the appropriation and expenditure of the money in said fund.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 1352?

Amendment No. 1

In the title of the printed bill, as amended in the Assembly on June 3, 1947, strike out lines 1 to 6, inclusive, and insert

"An act to amend Section 19626 of the Business and Professions Code, relating to the Fair and".

Amendment No. 2

On page 1 of said bill, strike out lines 1 to 16, inclusive.

Amendment No. 3

On page 2 of said bill, strike out lines 1 to 43, inclusive.

Amendment No. 4

On page 2, line 44, of said bill, strike out "SEC. 6", and insert "SECTION 1".

Amendment No. 5

On page 3 of said bill, strike out lines 1 to 52, inclusive.

Amendment No. 6

On page 4 of said bill, strike out lines 1 to 52, inclusive.

Amendment No. 7

On page 5 of said bill, strike out lines 1 to 52, inclusive.

Amendment No. 8

On page 6 of said bill, strike out lines 1 to 51, inclusive.

Amendment No. 9

On page 7 of said bill, strike out lines 1 to 52, inclusive.

Amendment No. 10

On page 8 of said bill, strike out lines 1 to 9, inclusive.

Amendment No. 11

On page 3 of the printed bill, as amended in the Senate on June 18, 1947, between lines 2 and 3, insert "the remainder for additional support of the Sixth District Agricultural Association in such amounts as may be allocated by the Director of Finance in his discretion and for permanent improvements upon the property of the State, citrus, county, or district agricultural associations for fair purposes, or the purchase of equipment for fair purposes, or the acquisition or purchase of real property, including costs of appraisal or other incidental costs, to be used as sites for such permanent improvements, in such amounts as may be approved by the State Public Works Board and may be allocated by the Director of Finance at his discretion."

The roll was called, and the Assembly refused to concur in Senate amendments to Assembly Bill No. 1352 by the following vote:

AYES—Field, Grunsky, Silliman, and Thurman—4.

NOES—Beck, Bennett, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, George D. Collins, Conrad, Cooke, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Dolwig, Doyle, Elliott, Erwin,

Fletcher, Gannon, Geddes, Grant, Hahn, Heisinger, Hinckley, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, O'Day, Price, Robertson, Rosenthal, Sherwin, Stanley, Stephenson, Thomas, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—59.

Appointment of Committee on Conference Concerning Assembly Bill No. 1352

The Speaker announced the appointment of Messrs, Geddes, Silliman, and Hahn as a Committee on Conference concerning Assembly Bill No. 1352.

Assembly Bill No. 1529—An act to add Chapter 3, comprising Sections 1500 to 1517, inclusive, to Division 2 of the Health and Safety Code, relating to establishments rendering services to handicapped persons, providing for the licensing, inspection, and regulation of such establishments by the State Department of Public Health, and making an appropriation therefor.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 1529?

Amendment No. 1

In lines 6 and 7 of the title of the printed bill, as amended in the Assembly on June 7, 1947, strike out ", and making an appropriation therefor".

Amendment No. 2

On page 5 of said bill, strike out lines 34 to 39, inclusive.

Amendment No. 3

On page 2, lines 19 and 20, of said bill, strike out ", political subdivision of the State, or other governmental agency within the State".

Amendment No. 4

On page 4, line 46, of the printed bill, as amended in the Senate on June 14, 1947, after "Education", insert ", a county superintendent of schools".

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 1529 by the following vote:

AYES—Beck, Bennett, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, George D Collins, Conrad, Cooke, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Dolwig, Doyle, Elliott, Erwin, Evans, Field, Fletcher, Gannon, Geddes, Grant, Hahn, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, O'Day, Price, Rosenthal, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—62.

NOES—None.

Assembly Bill No. 1529 ordered enrolled.

Assembly Bill No. 98—An act to add Chapter 1.5 to Division 3 of the Education Code, providing for school district public works and making an appropriation therefor, declaring the urgency thereof, to take effect immediately.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 98?

Amendment No. 1

On page 3, line 13, of the printed bill, as amended in the Assembly on May 29, 1947, strike out the semicolon.

Amendment No. 2

On page 3, line 16, of said bill, strike out "issued by" and insert "of".

Amendment No. 3

On page 3, line 17, of said bill, after "bonds", insert "of".

Amendment No. 4

On page 3, line 18, of said bill, strike out "is".

Amendment No. 5

On page 3, line 18, of said bill, strike out "issue", and insert "be issued".

Amendment No. 6

On page 3, line 19, of said bill, strike out "issued by the district", and insert "of the district issued".

Amendment No. 7

On page 3, line 21, of said bill, strike out "issuing", and insert "authorizing the issuance of".

Amendment No. 8

On page 3 of said bill, strike out line 30; and in line 31, strike out "capacity", and insert "of the district permitted by law to be issued, or the amount the total bonds of the district issued is below such percentage".

Amendment No. 9

On page 3, line 31, of said bill, strike out "State Allocation Board", and insert "board".

Amendment No. 10

On page 3, line 32, of said bill, strike out "further", and insert "additional".

Amendment No. 11

On page 3, line 33, of said bill, after "impracticable", insert "or (c) the board finds that the district at any time subsequent to January 1, 1946 had met the requirements of this provision (3)".

Amendment No. 12

On page 3, line 36, of said bill, strike out "State Allocation Board", and insert "board".

Amendment No. 13

On page 3, line 39, of said bill, strike out "amount of bonds issued by the district", and insert "percentage the total amount of the bonds of the district issued is of the total amount of bonds of the district authorized by law to be issued".

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 98 by the following vote:

AYES—Beck, Bennett, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, George D. Collins, Conrad, Cooke, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Dolwig, Doyle, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—65.

NOES—None.

Assembly Bill No. 98 ordered enrolled.

Assembly Bill No. 526—An act to add Section 684 to the Vehicle Code, relating to motor vehicles carrying dangerous substances.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 526?

Amendment No. 1

On page 1, line 13, of the printed bill, as amended in the Assembly on June 7, 1947, after "to", insert "new".

Amendment No. 2

On page 1, line 14, of said bill, after "semitrailers", insert "first".

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 526 by the following vote:

AYES—Beck, Bennett, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, George D. Collins, Conrad, Cooke, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Dolwig, Doyle, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal.

Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—65.

NOES—None.

Assembly Bill No. 526 ordered enrolled.

Assembly Bill No. 1597—An act to amend Sections 375 and 383 of the Vehicle Code, relating to the registration of vehicles and the issuance of license plates.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 1597?

Amendment No. 1

On page 1, line 19, of the printed bill, following "fee", insert ", except an application for a duplicate operators or chauffeurs license."

Amendment No. 2

On page 1, line 24, of the printed bill, following "therefor", insert "within six months of the date of payment".

Amendment No. 3

On page 2, line 1, of the printed bill, strike out "one year", and insert "six months".

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 1597 by the following vote:

AYES—Beck, Bennett, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, George D. Collins, Conrad, Cooke, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Dolwig, Doyle, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—65.

NOES—None.

Assembly Bill No. 1597 ordered enrolled

Assembly Bill No. 2452—An act to amend Sections 7301, 7302, 7303, 7320, 7322, 7329, 7372, 7396, and 7420 of the Business and Professions Code, relating to cosmetology.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 2452?

Amendment No. 1

In line 2 of the title of the printed bill, as amended in the Assembly on June 5, 1947, after "7372," insert "7380,".

Amendment No. 2

On page 2, line 3, of said bill, strike out "board", and insert "governor".

Amendment No. 3

On page 3 of said bill, between lines 29 and 30, insert

"SEC. 7. Section 7380 of said code is amended to read:

7380. A cosmetological establishment is any premises, building or part of a building, whereon or wherein is practiced any branch or any combination of branches of cosmetology, or the occupation of a hairdresser and cosmetician or cosmetologist, except the branch of manicuring as practiced in barber shops, licensed by the Board and complying with the provisions of Sections 7381, 7382, 7383, 7384, and sanitary regulations established by the board."

Amendment No. 4

On page 4 of said bill, strike out lines 3 to 10, inclusive, and insert

"Any person holding a permanent waver's license and who has had at least five years experience immediately prior to application, in this State in a cosmetological establishment be permitted to apply for and be permitted to take a full cosmetology examination given by the State Board of Cosmetology and upon paying the fee and passing the examination shall be granted a manager's operators license. Such time as

the applicant has spent in the armed services of the United States shall be included as time in a shop."

Amendment No. 5

On page 2, line 49, of said bill, after "authority", insert ". Every".

Amendment No. 6

In line 2 of the title of said bill, strike out "7322,".

Amendment No. 7

On page 3 of said bill, strike out lines 4 to 9, inclusive.

Amendment No. 8

On page 3, line 10, of said bill, strike out "6", and insert "5".

Amendment No. 9

On page 3, line 15, of said bill, strike out "7", and insert "6".

Amendment No. 10

On page 3 of the printed bill, as amended in the Senate on June 18, 1947, between lines 31 and 32, insert

"SEC. 8. Section 7396 of said code is amended to read:".

Amendment No. 11

On page 4, line 17, of said bill, strike out "manager's operators", and insert "manager-operator's".

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 2452 by the following vote:

AYES—Beck, Bennett, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Elliott, Evans, Field, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—69.

NOES—None.

Assembly Bill No. 2452 ordered enrolled.

Assembly Bill No. 2223—An act to add Chapter 8 to Part 2, Division 1 of the Health and Safety Code, relating to local administration of public health, providing for financial assistance to local health departments by the State Department of Public Health; providing for the establishment of minimum standards of personnel, organization and administration of local health departments, and providing for the establishment of multi-county local health districts; and making an appropriation.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 2223?

Amendment No. 1

On page 3, line 23, of the printed bill, as amended in the Assembly on May 26, 1947, after "director", insert "who shall give the members at least ten (10) days notice of such meetings".

Amendment No. 2

On page 3, line 28, of said bill, after "preside.", insert "Those members present at official sessions shall be considered as making up a quorum"

Amendment No. 3

On page 3, line 51, of said bill, after "officers.", insert "Approval of such rules and regulations shall be by majority vote of those present at an official session"

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 2223 by the following vote:

AYES—Beck, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Dolwig, Erwin, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hinckley, Hinton, James, Johnson, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—56

NOES—Debs, Ralph C. Dills, Doyle, Elliott, Evans, Field, Geddes, Heisinger, Kilpatrick, and McMillan—10.

Assembly Bill No. 2223 ordered enrolled.

Speaker Pro Tempore Presiding

At 8.39 p.m., Hon. Thomas A. Maloney, Speaker pro Tempore of the Assembly, presiding.

FURTHER PROCEEDINGS UNDER CALL OF THE ASSEMBLY DISPENSED WITH ON PERMISSION TO CONSIDER ASSEMBLY CONCURRENT RESOLUTION NO. 92

At 8.40 p.m., on motion of Mr. Wollenberg, further proceedings under the call of the Assembly were dispensed with.

The names of the absentees were called, and the request for permission to consider Assembly Concurrent Resolution No. 92, granted by the following vote:

AYES—Allen, Beck, Bennett, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Elliott, Erwin, Evans, Field, Fletcher, Gannon, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—70

NOES—None.

Request for Unanimous Consent

Mr. Wollenberg asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 92, at this time, without reference to committee, print, or file, and that the same be considered engrossed.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 92

Assembly Concurrent Resolution No. 92—Relative to Assembly Bill No. 1718 of the 1947 Regular Session.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Weber, and Wollenberg—63.

NOES—Lowrey—1.

Resolution ordered transmitted to the Senate.

MOTION TO EXPUNGE RECORD AND RESCIND ACTION ON SENATE BILL NO. 241

Messrs. Rosenthal and Dickey moved that the record be expunged, and the action rescinded, on the vote whereby the Assembly on this day adopted amendments to Senate Bill No. 241.

Mr. Waters seconded the motion.

The roll was called, and the motion carried by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Brady, Brown, Burns, Butters, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Dolwig, Doyle, Dunn, Elliott, Erwin, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Hinckley, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, O'Day, Price, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—62.

NOES—Debs, Evans, Field, Heisinger, and Hinton—5.

Motion That Senate Bill No. 241 Be Given No Further Consideration

Mr. Doyle moved that Senate Bill No. 241 be given no further consideration.

Mr. Doyle withdrew his motion.

Senate Bill No. 241 ordered to third reading.

UNFINISHED BUSINESS (RESUMED)
CONSIDERATION OF SENATE AMENDMENTS

Assembly Bill No. 2683—An act to amend Sections 1152, 1156, and 1159 of the Harbors and Navigation Code, relating to the Board of Pilot Commissioners for the Bays of San Francisco, San Pablo and Suisun, providing for the compensation of board members and employees and for the disposition of revenues in excess of expenditures.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 2683?

Amendment No. 1

In line 1 of the title of the printed bill, as amended in the Assembly on June 11, 1947, strike out "and 1159", and insert "1159 and 1167".

Amendment No. 2

In line 5 of the title of said bill, after "employees", insert ", granting the board, with approval of the Director of Finance, the power to reduce the percentage of bar pilots' fees payable to the board for its support,".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 3

On page 2 of said bill, between lines 14 and 15, insert

"SEC. 3.5. Section 1167 of said code be amended to read:

1167. Every pilot licensed pursuant to the terms of this chapter shall take an oath of office in the manner prescribed by law and shall, once in each month, upon blanks to be furnished by the Board of Pilot Commissioners, render a verified account to the board of all moneys received by him, or by any other person for him, or on his account, and he shall pay *to the board* 5 percent of all bar pilotage fees [to the board], *or such lesser percentage as is established by the board with the approval of the Director of Finance*, in full compensation *of the board* for its official services, for the services of its secretary and treasurer, and all its incidental expenses."

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 2683 by the following vote:

AYES—Anderson, Beck Bennett, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr Speaker—72

NOES—None.

Assembly Bill No. 2683 ordered enrolled.

Assembly Bill No. 2682—An act making an additional appropriation for support of the Division of Forestry, for expenditure in cooperation with the Federal Government for studies at the San Dimas Experimental Forest.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 2682?

Amendment No. 1

On page 1, line 5, of the printed bill, strike out "to be expended by", and insert "to permit".

Amendment No. 2

On page 1, line 7, of said bill, strike out "for", and insert "to make".

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 2682 by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—67.

NOES—None

Assembly Bill No. 2682 ordered enrolled.

MOTION THAT RECORD BE EXPUNGED, AND ACTION RESCINDED ON HOUSE RESOLUTION NO. 285

Mr. Cooke moved that the record be expunged, and the action rescinded on the vote whereby House Resolution No. 285 was this day adopted.

Mr. Hinckley seconded the motion.

The roll was called, and the motion carried by the following vote:

AYES—Anderson, Beck, Blosser, Brady, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Dolwig, Doyle, Dunn, Erwin, Field, Fletcher, Gaffney, Gannon, Geddes, Grunsky, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—63.

NOES—None.

House Resolution No. 285 Stricken from File

By unanimous consent, House Resolution No. 285 was ordered stricken from the file.

RECESS

At 8.42 p.m., on motion of Mr. Dickey, the Assembly recessed until 8.45 p.m.

REASSEMBLED

At 8.45 p.m., the Assembly reconvened.

Hon. Thomas A Maloney, Speaker of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

UNFINISHED BUSINESS (RESUMED)

CONSIDERATION OF SENATE AMENDMENTS

Assembly Bill No. 2684—An act relating to aeronautics; providing for the development and regulation thereof within this State; creating a State Aeronautics Commission and the office of Director of Aeronautics; prescribing the powers and duties of such commission and director; prescribing penalties; and to make uniform the law with reference to state development and regulation of aeronautics, and repealing acts inconsistent herewith.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 2684?

Amendment No. 1

On page 7, line 30, of the printed bill, as amended in the Assembly on May 26, 1947, strike out "other than by condemnation".

Amendment No. 2

On page 8, line 10, of said bill, after the period, insert "The power of the commission to acquire by condemnation any railway, highway, main, pipe, conduit, wires, cables, poles, and all other facilities and equipment or other property held for or devoted to a public use or to require by condemnation the relocation of any such property held for or devoted to a public use shall be exercised only after the court in which such condemnation proceedings are pending finds that the taking or relocation thereof for the public use of the commission is of greater public necessity than the public use for which presently held or used. The court in any such proceeding shall have full power and jurisdiction to fix the terms and conditions for the enjoyment of a right of common use in lieu of such taking or relocation as the court may determine will best suit the public interest and necessity."

Amendment No. 3

On page 8, line 28, of said bill, strike out the period, and insert "; and provided further, that no exclusive privilege shall be granted for the sale or delivery of gasoline or other petroleum products"

Amendment No. 4

On page 9 of said bill, strike out lines 9 to 15, inclusive

Amendment No. 5

On page 11, line 23, of said bill, after "all", insert "highways,"

Amendment No. 6

On page 11, line 25, of said bill, after "corporations", insert "and of persons engaged in radio or television broadcasting".

Amendment No. 7

On page 12, line 3, of said bill, after "corporations", insert "and all persons or corporations engaged in radio or television broadcasting".

Amendment No. 8

On page 12, line 9, of said bill, strike out "license", and insert "permit".

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 2684 by the following vote:

AYES—Anderson, Bennett, Berry, Blosser, Brady, Burke, Burns, Caldecott, Carey, Collier, George D. Collins, Conrad, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Elliott, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger.

Hinckley, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, O'Day, Robertson, Sherwin, Stanley, Stephenson, Stewart, Thomas, Thompson, Thurman, Waters, Weber, and Wollenberg—59.

NOES—None.

Assembly Bill No. 2684 ordered enrolled.

Hon. Ernest E. Debs Presiding

At 8.47 p.m., Hon. Ernest E. Debs, Member of the Assembly from the Fifty-sixth District, presiding.

Assembly Bill No. 84—An act to amend Section 18540 of the Government Code, relating to veterans' preference in state civil service.

The question being: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 84?

Amendment No. 1

On page 1, line 4, of the printed bill, as amended in the Assembly on June 10, 1947, following "Corps," insert "Coast Guard,".

The roll was called, and the Assembly concurred in Senate amendment to Assembly Bill No. 84 by the following vote:

AYES—Anderson, Bennett, Berry, Blosser, Brady, Burke, Burns, Caldecott, Carey, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Field, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, O'Day, Robertson, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thurman, Waters, Weber, and Wollenberg—60.

NOES—None.

Assembly Bill No. 84 ordered enrolled.

Assembly Bill No. 1215—An act to amend Sections 20013, 20014, 20600, 20604, 20750, 20950, 20980, 21020.5, 21208, 21257, 21292, 21295, and 21363 of, and to add Sections 20017.7, 20602.9, 20602.95, 20603.3, 20803.7, 21252.4, and 21256.3 to the Government Code, relating to the State Employees' Retirement System, in respect to the law enforcement personnel of the Division of Narcotic Enforcement, Department of Justice.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 1215?

Amendment No. 1

In line 1 of the title of the printed bill, as amended in the Assembly on June 7, 1947, strike out "20750,".

Amendment No. 2

In line 4 of the title of said bill, after "20603.3", insert "20750.5,".

Amendment No. 3

On page 3 of said bill, strike out lines 33 to 43, inclusive, and insert

"SEC. 9. Section 20750.5 is added to said code, to read:

20750.5. The State's contribution to the Retirement Fund in respect to narcotic enforcement members is a sum equal to 19.58 percent of the compensation paid narcotic enforcement members."

Amendment No. 4

On page 5 of said bill, after line 37, insert

"SEC. 20. The provisions of Section 20750 of the Government Code, insofar as they relate to the State's contribution to the Retirement Fund with respect to narcotic enforcement members, are superseded by Section 20750.5 of the Government Code."

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 1215 by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Burke, Burns, Caldecott, Carey, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Field, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Loomis, Lowrey, Lyons, Maloney, McCollister, McMillan, Niehouse, O'Day, Rosenthal, Sherwin, Stanley, Stephenson, Stewart, Thompson, Thurman, Waters, Weber, and Wollenberg—58.

NOES—None.

Assembly Bill No. 1215 ordered enrolled.

Assembly Bill No. 1687—An act to foster and develop domestic and international trade for the benefit of the entire State; and for that purpose creating the World Trade Center Authorities and prescribing the powers and duties thereof; authorizing the authorities to purchase or otherwise obtain land, buildings, works and property for the establishment of domestic and international trade centers, to be known as the World Trade Centers and authorizing offices within and without the State and authorizing the authorities to construct and complete the World Trade Centers directly or by contract; further authorizing the authorities to operate and maintain (or either of them) World Trade Centers, directly or by contract or lease with a nonprofit corporation or association; providing for the issuance and sale of revenue bonds and providing for the use of the proceeds thereof for the purposes of this act; and providing for the expenditure of such proceeds and all revenues received from the operation of the projects to the uses and purposes set forth herein.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 1687?

Amendment No. 1

On page 6, line 36, of the printed bill, as amended in the Assembly on June 2, 1947, strike out "nine", and insert "11".

Amendment No. 2

On page 6, line 39, of said bill, strike out "six", and insert "eight".

Amendment No. 3

On page 2, line 43, of said bill, after the comma, insert "at least one a resident of Sacramento County,".

Amendment No. 4

On page 6 of said bill, strike out line 44, and insert "San Joaquin County. Two members.".

Amendment No. 5

On page 6, line 45, of said bill, after the comma, insert "each".

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 1687 by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Burke, Burns, Caldecott, Carey, George D. Collins, Cooke, Crichton, Crowley, Lester T. Davis, Debs, Clayton A. Dills, Dolwig, Doyle, Elliott, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hawkins, Heisinger, Huyck, Johnson, Kilpatrick, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, O'Day, Rosenthal, Sherwin, Stanley, Stephenson, Stewart, Thompson, Thurman, Waters, and Weber—48.

NOES—Collier, Conrad, Evans, Field, Hahn, Hinckley, and Hinton—7.

Assembly Bill No. 1687 ordered enrolled.

Speaker Pro Tempore Presiding

At 8.48 p.m., Hon. Thomas A. Maloney, Speaker pro Tempore of the Assembly, presiding.

Assembly Bill No. 1395—An act to repeal Section 395.7 of the Military and Veterans Code, relating to rights of restoration to former or like positions by members of the State Guard leaving private employment for active service in the State Guard.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 1395?

Amendment No. 1

In line 1 of the title of the printed bill, strike out "repeal Section 395.7 of the Military and Veterans", and insert "add Section 20363 to the Government Code, relating to the retirement of member help of the Veterans' Home of California."

Amendment No. 2

In the title of the printed bill, strike out lines 2 to 4, inclusive.

Amendment No. 3

On page 1 of the printed bill, strike out lines 1 to 7, inclusive, and insert

"SECTION 1. Section 20363 is added to the Government Code, to read:

20363. Any person who is employed as member help in the Veterans' Home of California is excluded from membership in this system unless he files an election in writing to become a member. Such election shall be filed within 90 days of the effective date of this section or within 90 days of the time the member becomes so employed, whichever is later, and shall not thereafter be revocable.

Any person who on the effective date of this section is employed as member help in the Veterans' Home of California and who does not elect to remain a member of this system shall be paid forthwith all of his accumulated contributions."

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 1395 by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—67.

NOES—None.

Assembly Bill No. 1395 ordered enrolled.

Hon. Ernest E. Debs Presiding

At 8.49 p.m., Hon. Ernest E. Debs, Member of the Assembly from the Fifty-sixth District, presiding.

Assembly Bill No. 848—An act to amend Section 80 of the Agricultural Code, relating to agricultural districts.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 848?

Amendment No. 1

On page 2, line 10, of the printed bill, as amended in the Assembly on April 10, 1947, strike out "Counties of Tulare and Kings", and insert "County of Tulare".

Amendment No. 2

On page 2 of said bill, between lines 10 and 11, insert "District 24a. The County of Kings."

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 848 by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson,

Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, Miller, Niehouse, O'Day, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—69.

NOES—None.

Assembly Bill No. 848 ordered enrolled.

Assembly Bill No. 1464—An act to amend Section 19433 of the Business and Professions Code, relating to the salary of the Secretary of the California Horse Racing Board, and making an appropriation.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 1464?

Amendment No. 1

On page 1, line 5, of the printed bill, as amended in the Assembly on May 23, 1947, strike out "ten thousand dollars ($10,000)", and insert "eight thousand dollars ($8,000)".

Amendment No. 2

On page 1, lines 11 and 12, of said bill, strike out "four thousand dollars ($4,000)", and insert "two thousand dollars ($2,000)".

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 1464 by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crowley, Lester T. Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, O'Day, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—64.

NOES—None.

Assembly Bill No. 1464 ordered enrolled.

Speaker Pro Tempore Presiding

At 8.51 p.m., Hon. Thomas A. Maloney, Speaker pro Tempore of the Assembly, presiding.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted

Senate Concurrent Resolution No. 69

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS (RESUMED)

The following resolution was read:

Senate Concurrent Resolution No. 69—Relative to Assembly Bill No. 1718 of the Regular Session of 1947.

Request for Unanimous Consent

Mr. Wollenberg asked for, and was granted, unanimous consent to take up Senate Concurrent Resolution No. 69, at this time, without reference to committee or file.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 69

Senate Concurrent Resolution No. 69—Relative to Assembly Bill No. 1718 of the Regular Session of 1947.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Hinckley, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—67.

NOES—None.

Resolution ordered transmitted to the Senate.

UNFINISHED BUSINESS (RESUMED)
CONSIDERATION OF SENATE AMENDMENTS

Assembly Bill No. 1833—An act to amend Section 3209.3 of the Labor Code, relating to workmen's compensation and insurance.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 1833?

Amendment No. 1

In line 1 of the title of the printed bill, as amended in the Assembly on June 11, 1947, after "of", insert ", and to add Section 3209.4 to,".

Amendment No. 2

On page 1 of said bill, after line 6, insert

"SEC. 2. Section 3209.4 is added to the Labor Code, to read:

3209.4. The inclusion of optometrists in Section 3209.3 does not imply any right or entitle any optometrist to represent, advertise, or hold himself out as a physician."

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 1833 by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Hinckley, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—67.

NOES—None.

Assembly Bill No. 1833 ordered enrolled.

Assembly Bill No. 76—An act to repeal Section 1083 of the Military and Veterans Code, and to add Sections 1083, 1086, 1086.1, 1086.2, 1086.3, 1086.4, and 1086.5 thereto, relating to the Women's Relief Corps Home of California and the members thereof, providing for the cessation of new admissions thereto and for the dismissal from the home of the members thereof and their care and support by the counties to which they go and for reimbursement therefor to said counties by the State, or in lieu thereof for the support of said members by the State, providing for proceedings for the commitment of mentally unsound members of the home to state institutions under the jurisdiction of the Department of Mental Hygiene, providing for the disposition of the property of the home after the removal of all members therefrom, and making an appropriation.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 76?

Amendment No. 1

In line 3 of the title of the printed bill, as amended in the Assembly on May 23, 1947, strike out "and 1086.5", and insert "1086.5 and 1086.6".

Amendment No. 2

On page 2, line 9, of said bill, strike out "takes effect", and insert "becomes operative".

Amendment No. 3

On page 3, line 44, of said bill, strike out "dollars ($100)", and insert "fifty dollars ($150)".

Amendment No. 4

On page 4 of said bill, between lines 8 and 9, insert

"SEC. 9. Section 1086.6 is added to said code, to read:

1086.6. The Department of Veterans Affairs shall at all times exercise a friendly supervision over former members of the home, and provide them with such advice, assistance, and service as may be necessary to assure their welfare and comfort. The department shall maintain in its office a file concerning each woman who was a member of the home on the date this section takes effect, containing such facts concerning such former member as may be necessary to ascertain whether or not she is being maintained in security and comfort, and the department shall, at least semi-annually, obtain such information concerning each such former member as is necessary to keep the file up to date. The superintendent or other person in charge of any county or State institution in which any such former member is confined or maintained, the county welfare department of every county maintaining or supporting any such former member, and every former member who is not maintained or supported in any State or county institution or by any county, shall report to the Department of Veterans Affairs, at such times and on such forms as the department shall prescribe, such facts concerning each such former member as the department requires to ascertain whether each such former member is being maintained in security and comfort"

Amendment No. 5

On page 4, line 9, of said bill, strike out "SEC. 9", and insert "SEC. 10."

Amendment No. 6

On page 4, line 14, of said bill, strike out the quotation marks.

Amendment No. 7

On page 4 of said bill, after line 14, insert

"SEC. 11. Sections 1 and 2 of this act shall become operative on the effective date of this act. Sections 3 to 9, inclusive, shall not become operative until July 1, 1948, but said sections shall become operative on that date."

Amendment No. 8

In the title of the printed bill, as amended in the Senate on June 19, 1947, strike out lines 2 and 3, and insert "and to add Sections 1083, 1086, and 1086.1 thereto, relating".

Amendment No. 9

In the title of said bill, strike out lines 6 to 10, inclusive, and insert "sions thereto, providing for the hospitalization of physically ill members thereof in the county hospital of the county in which the home is located and for reimbursement of the cost thereof to said county, providing for proceedings for".

Amendment No. 10

In the title of said bill, strike out lines 13 to 15, inclusive, and insert "ment of Mental Hygiene, and making an appropriation."

Amendment No. 11

On page 2, line 9, of said bill, after the period, insert "Thereafter, whenever the director believes that a member of the home has become mentally ill or mentally deficient, he shall initiate, or cause to be initiated, such proceedings."

Amendment No. 12

On page 2 of said bill, strike out lines 16 to 24, inclusive, and insert "hospital of the county in which the home is located, and shall be admitted thereto and cared for therein until they are no longer in need of hospitalization, at which time each such member shall be returned to the home. Whenever thereafter any member of the home becomes physically ill and in need of hospitalization, she shall be taken to the said hospital, admitted thereto, and cared for therein for the duration of her illness, and upon her recovery therefrom shall be returned to the home.

The superintendent or other person in charge of the hospital shall make a monthly report to the manager of the Division of Veterans Homes concerning each member of the home in the hospital, on such form as the Department of Veterans Affairs shall prescribe, setting forth such facts concerning such member as the department requires to ascertain whether such member is being suitably cared for and maintained in security and comfort."

Amendment No. 13

On page 2, line 25, of said bill, strike out "each", and insert "the said".

Amendment No. 14

On page 2 of said bill, strike out line 32, and insert

"SEC. 5 Out of any money in the State Treasury not otherwise appropriated, the sum of seventy-five thousand dollars ($75,000) is hereby appropriated to the Department of Veterans Affairs, to be expended during the 1947-1948 Fiscal Year for the hospitalization of members of the Women's Relief Corps Home pursuant to Section 1086.1 of the Military and Veterans Code. This appropriation shall be in addition to any moneys otherwise appropriated or made available to the Department of Veterans Affairs for the support of the department or for the support of the home."

Amendment No. 15

On page 2 of said bill, strike out lines 33 to 52, inclusive; strike out all of page 3, and on page 4, strike out lines 1 to 30, inclusive.

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 76 by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Lester T. Davis, Debs, Clayton A. Dills, Dolwig, Elliott, Erwin, Evans, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thorp, Waters, Weber, and Wollenberg—55.

NOES—Crowley, Heisinger, and Hinckley—3.

Assembly Bill No. 76 ordered enrolled.

Assembly Bill No. 89—An act to amend Section 980 of, and to add Section 988.4 to, the Military and Veterans Code, relating to farm and home purchases for veterans' widows, and making an appropriation therefor.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 89?

Amendment No. 1

In line 1 of the title of the printed bill, as amended in the Assembly on June 7, 1947, strike out "980", and insert "985".

Amendment No. 2

On page 1 of said bill, strike out lines 1 to 20, inclusive; and on page 2, strike out lines 1 to 3, inclusive, and insert

"SECTION 1. Section 985 of the Military and Veterans Code is amended to read:".

Amendment No. 3

On page 2 of said bill, strike out lines 24 to 28, inclusive, and insert "in Section 800. "Veterans" also includes, for the purposes of purchases made from the fund created by Section 988.4, the unremarried widow of a person who died while serving in the military or naval forces of the United States on or after December 7, 1941, and prior to January 1, 1947, or who died at any time as a result of war service during such period, if such person was, at the time of his enlistment, induction, commission, or drafting, a bona fide resident of this State, and was not a person otherwise excluded from classification as a veteran by the subdivisions of Section 980, and if such widow was his wife at any time he was in the service during such period."

Amendment No. 4

On page 2 of said bill, strike out lines 39 to 46, inclusive, and insert "All money redeposited in said fund from the repayment of principal sums shall be available for investment and reinvestment in farms and homes for veterans' widows. The department shall expend from the Veterans' Farm and Home Building Fund of 1943 the amounts necessary to administer the purchases of farms and homes for veterans' widows. From the interest payments received, the department shall annually transfer to the Veterans' Farm and Home Building Fund of 1943 a sum sufficient to reimburse that fund for the expenses of administration, as determined by the department. Any balance of interest payments received shall be retained as a reserve for contingent losses, to be made available for such purpose upon order of the director and the Director of Finance."

Amendment No. 5

On page 3, line 1, of said bill, after "and", insert "any balance remaining in said fund".

Amendment No. 6

On page 3, lines 3 and 4, of said bill, strike out "in the manner set forth in this act"

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 89 by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D Collins, Conrad, Cooke, Cramer, Crowley, Lester T. Davis, Debs, Clayton A Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thorp, Thurman, Waters, Weber, and Wollenberg—62.
NOES—None.

Assembly Bill No. 89 ordered enrolled.

Assembly Bill No. 114—An act to add Section 626.5 to the Vehicle Code, relating to lighting equipment on vehicles.

The question being: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 114?

Amendment No. 1

On page 1 of the printed bill, strike out lines 3 to 11, inclusive; and in line 12, strike out "equipment", and insert

"626.5. Vehicles wider than permitted under Section 694. Any vehicle machine or special mobile equipment operating on or moving over a highway at times other than that specified in Section 618 hereof and wider than that permitted under Section 694,".

The roll was called, and the Assembly concurred in Senate amendment to Assembly Bill No. 114 by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D Collins, Conrad, Cooke, Cramer, Crowley, Lester T Davis, Debs, Clayton A. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thorp, Thurman, Waters, Weber, and Wollenberg—62.
NOES—None

Assembly Bill No. 114 ordered enrolled.

Assembly Bill No. 300—An act to amend Sections 800 and 890 of the Military and Veterans Code, relating to veterans' aid and welfare.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 300?

Amendment No. 1

On page 1, line 6, of the printed bill, as amended in the Assembly on June 10, 1947, following "Navy," insert "Coast Guard,".

Amendment No. 2

On page 2, line 3, of said bill, following "Navy," insert "Coast Guard,".

Amendment No. 3

On page 2, line 39, of said bill, strike out "a bona fide resident of this State", and insert "a native of or a bona fide resident of this State or who, if a minor at such time, had lived in this State for six months immediately preceding his enlistment, induction, commission or drafting,".

Amendment No. 4

In line 1 of the title of the printed bill, as amended in the Senate on June 19, 1947, strike out "890", and insert "980".

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 300 by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crowley, Lester T. Davis, Debs, Clayton A. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, O'Day, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thorp, Thurman, Waters, Weber, and Wollenberg—63.

NOES—None

Assembly Bill No. 300 ordered enrolled.

Assembly Bill No. 926—An act to repeal Section 73.5 of the Agricultural Code, relating to junior agricultural fairs, and providing for the use of funds heretofore appropriated for such fairs.

The question being: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 926?

Amendment No. 1

On page 1, line 24, of the printed bill, as amended in the Assembly on June 9, 1947, strike out "support of the State Fair", and insert "payment of premiums on exhibits entered by persons under the age of 21 years".

The roll was called, and the Assembly concurred in Senate amendment to Assembly Bill No. 926 by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crowley, Lester T. Davis, Debs, Clayton A. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, O'Day, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thorp, Thurman, Waters, Weber, and Wollenberg—63.

NOES—None.

Assembly Bill No. 926 ordered enrolled.

Assembly Bill No. 989—An act to provide for the control of brucellosis in dairy cattle and making appropriations therefor.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 989?

Amendment No. 1

On page 1, line 2, of the printed bill, as amended in the Assembly on June 10, 1947, strike out "261.3", and insert "261.4".

Amendment No. 2

On page 3 of said bill, between lines 10 and 11, insert

"261.4. No owner or other person in charge of dairy calves shall be obligated by this article to pay for any vaccination or marking of calves provided for by this article."

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 989 by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Clayton A. Dills, Doyle, Dunn, Elliott, Erwin, Evans, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger,

Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, O'Day, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—66.

NOES—None.

Assembly Bill No. 989 ordered enrolled.

Assembly Bill No. 1763—An act to amend Sections 368, 369, and 465 of the Streets and Highways Code, relating to state highway routes.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 1763?

Amendment No. 1

Strike out line 1 of the title of the printed bill, as amended in the Assembly on June 12, 1947, and insert

"An act to amend Sections 311, 352, 368, 369, 465, 472, and 496".

Amendment No. 2

On page 1 of said bill, strike out lines 5 to 9, inclusive.

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 3

On page 1 of said bill, following line 21, insert

"SEC. 4. Section 311 of the Streets and Highways Code is amended to read:

311. Route 11 is from Route 75 near Antioch to the Nevada State Line near Lake Tahoe via Sacramento [, Folsom, Placerville and Sportsman's Hall] *and Placerville.*

SEC. 5. Section 352 of the Streets and Highways Code is amended to read:

352. Route 52 is from *Route 1 to* Tiburon [to Alto].

SEC. 6. Section 472 of the Streets and Highways Code is amended to read:

472. Route 172 is from *Route 2 in* Los Angeles [, at the intersection of Boyle Avenue and Fourth Street,] to Route 19 near Walnut Station

SEC. 7. Section 496 of the Streets and Highways Code is amended to read:

496. Route 196 is from Route 2 near Oceanside to [Route 7 near] Vista."

Amendment No. 4

In line 2 of the title of the printed bill, as amended in the Senate on June 20, 1947, strike out "510", and insert "615".

Amendment No. 5

On page 2, line 19, of said bill, strike out "510", and insert "615".

Amendment No. 6

On page 2, line 21, of said bill, strike out "510. Route 210", and insert "615. Route 215".

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 1763 by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Clayton A. Dills, Doyle, Dunn, Elliott, Erwin, Evans, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, O'Day, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—66.

NOES—None.

Assembly Bill No. 1763 ordered enrolled

Assembly Bill No. 2518—An act to add Article 10, comprising Sections 8001 to 8021, inclusive, to Chapter 4 of Part 3 of Division 6 of the Public Resources Code, relating to surveys and maps, creating the

office of State Director of Maps and Surveys, and prescribing his powers and duties, making an appropriation therefor, and repealing "An act to provide for basic topographic mapping of the State of California and making an appropriation therefor," approved July 17, 1945.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 2518?

Amendment No. 1

In line 4 of the title of the printed bill, as amended in the Assembly on June 12, 1947, strike out "Director", and insert "Supervisor".

Amendment No. 2

On page 2, line 1, of said bill, strike out "Director", and insert "Supervisor".

Amendment No. 3

On page 2, line 43, of said bill, strike out "with the approval of the board".

Amendment No. 4

On page 2, line 45, of said bill, strike out "director", and insert "supervisor".

Amendment No. 5

On page 3, line 5, of said bill, strike out "map", and insert "maps".

Amendment No. 6

On page 3, line 27, of said bill, strike out "director", and insert "supervisor".

Amendment No. 7

On page 3 of said bill, between lines 12 and 13, insert

"8014.5. With the approval of the Director of Finance the supervisor may enter into cooperative agreements with the Federal Government or any agency or agencies thereof for performance of map production work in accordance with the general plan and program adopted hereunder."

Amendment No. 8

On page 5 of said bill, strike out lines 1 to 8, inclusive, and insert

"Money herein appropriated shall not be available for expenditure for the original production of maps unless and until the supervisor shall have determined, with the approval of the Director of Finance, that said production of maps will cause no unnecessary duplication of expense by reason of map production pursuant to the provisions of Item 292.5 of the Budget Act of 1947."

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 2518 by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Clayton A. Dills, Doyle, Dunn, Elliott, Erwin, Evans, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, O'Day, Robertson, Rosenthal, Sherwin, Sillman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—66.

NOES—None.

Assembly Bill No. 2518 ordered enrolled.

Assembly Bill No. 631—An act to amend Sections 2360, 2362, 2367, 2370, and 2372 of, to repeal Sections 2363 to 2366, inclusive, of, and to add Article 5a to Chapter 8 of Division 3 of, the Health and Safety Code, relating to consolidation of mosquito abatement districts and pest abatement districts.

The question being: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 631?

Amendment No. 1

On page 1, line 5, of the printed bill, strike out "past", and insert "pest".

The roll was called, and the Assembly concurred in Senate amendment to Assembly Bill No. 631 by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Clayton A. Dills, Doyle, Dunn, Elliott, Erwin, Evans, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, O'Day, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—66.
NOES—None.

Assembly Bill No. 631 ordered enrolled.

Assembly Bill No. 701—An act to add Sections 12041.1 and 12401.1 to the Education Code, relating to the Public School System.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 701?

Amendment No. 1

On page 1, line 6, of the printed bill, as amended in the Assembly on June 10, 1947, strike out "evidently".

Amendment No. 2

On page 1, line 18, of said bill, strike out "evidently".

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 701 by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T Davis, M. Philip Davis, Debs, Dickey, Clayton A Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Field, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Loomis, Lowrey, Lyons, Maloney, McMillan, Miller, Niehouse, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, and Wollenberg—64.
NOES—None.

Assembly Bill No. 701 ordered enrolled.

Assembly Bill No. 91—An act to amend Section 18057 of the Education Code, relating to alterations or additions to school buildings, and declaring the urgency thereof, to take effect immediately.

The question being: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 91?

Amendment No. 1

On page 1, line 9, of the printed bill, as amended in the Assembly on May 26, 1947, after "repairs", strike out "or alterations".

The roll was called, and the Assembly concurred in Senate amendment to Assembly Bill No. 91 by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Field, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Loomis, Lowrey, Lyons, Maloney, McMillan, Miller, Niehouse, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, and Wollenberg—64
NOES—None

Assembly Bill No. 91 ordered enrolled.

Assembly Bill No. 1678—An act to amend Section 19421 of the Business and Professions Code, relating to the California Horse Racing Board.

The question being: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 1678?

Amendment No. 1

On page 1, line 4, of the printed bill, after "Governor", insert "with the advice and consent of the Senate,".

The roll was called, and the Assembly concurred in Senate amendment to Assembly Bill No. 1678 by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M Philip Davis, Debs, Dickey, Clayton A Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Field, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Loomis, Lowrey, Lyons, Maloney, McMillan, Miller, Niehouse, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, and Wollenberg—64.

NOES—None.

Assembly Bill No. 1678 ordered enrolled.

Assembly Bill No. 1586—An act to amend Section 20060 of, and to add Section 20985 to, the Government Code, relating to the State Employees' Retirement System, authorizing the employment by contracting agencies of retired members to render consulting services and authorizing the retention in service after otherwise mandatory retirement age of certain qualified local miscellaneous members.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 1586?

Amendment No. 1

In line 1 of the title of the printed bill, as amended in the Assembly on June 7, 1947, strike out ", and to add Section 20985 to,"

Amendment No. 2

Strike out lines 5 to 7, inclusive, of the title of said bill, and insert "services."

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 1586 by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T Davis, M Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Field, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Loomis, Lowrey, Lyons, Maloney, McMillan, Miller, Niehouse, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, and Wollenberg—64.

NOES—None.

Assembly Bill No. 1586 ordered enrolled.

Assembly Bill No. 710—An act to amend Section 19143 of the Education Code, relating to the performance of library services by county superintendents of schools.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 710?

Amendment No. 1

In line 2 of the title of the printed bill, strike out "qualifications of librarians employed", and insert "performance of library services".

Amendment No. 2

On page 1, line 11, of said bill, after "service.", insert "The cost of the salaries of such librarian and assistants, and the other necessary expenses of maintenance of the library, including necessary supplies, equipment, and capital outlays, may be paid from the county school service fund."

Amendment No. 3

On page 1, line 14, of said bill, as amended in the Senate on May 28, 1947, strike out "capital outlays", and insert "books".

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 710 by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Field, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Loomis, Lowrey, Lyons, Maloney, McMillan, Miller, Niehouse, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, and Wollenberg—64.

NOES—None.

Assembly Bill No. 710 ordered enrolled.

Assembly Bill No. 745—An act to amend Sections 420 and 421 of the Fish and Game Code, relating to fishing, and the issuance of licenses therefor.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 745?

Amendment No. 1

On page 1, line 5, of the printed bill, strike out "12", and insert "16".

Amendment No. 2

On page 1, line 3, of the printed bill, as amended in the Senate on June 5, 1947, after "mammal," insert "other than a predatory bird or mammal,".

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 745 by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Field, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Loomis, Lowrey, Lyons, Maloney, McMillan, Miller, Niehouse, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, and Wollenberg—64.

NOES—None.

Assembly Bill No. 745 ordered enrolled.

Assembly Bill No. 1317—An act to amend Sections 14522, 14606, and 14632 and to repeal Section 14633 of the Education Code, relating to retirement.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 1317?

Amendment No. 1

On page 2, line 7, of the printed bill, as amended in the Assembly on June 2, 1947, after "retirement", insert "may be made at any time, unless the last day of service was rendered prior to October 1, 1947, in which case such application".

Amendment No. 2

On page 2 of said bill, beginning in line 8, strike out ", if rendered prior to October 1, 1947,".

Amendment No. 3

On page 2, line 9, of said bill, after "absence", insert "(which for the purpose of this section shall be considered as including time of regular employment immediately following the termination of such leave, during which the performance of duties is not required)".

Amendment No. 4

On page 2, line 14, of said bill, strike out "or", and insert "and".

Amendment No. 5

On page 2 of said bill, strike out line 19, and insert

"14632. Upon retirement for service, a retired member shall receive a retirement allowance which shall consist of:

(a) Subject to the next sentence, a retirement".

Amendment No. 6

On page 2 of said bill, between lines 34 and 35, insert

"(b) A retirement annuity derived from the Retirement Annuity Fund based upon the salary earned by him in service rendered by him after July 1, 1944, not counting so much of such salary as exceeds three thousand dollars ($3,000) for each school year prior to July 1, 1947, and five thousand dollars ($5,000) for each school year after June 30, 1947, and not counting any salary earned in service for which he is entitled to receive retirement benefits under a local retirement system, computed pursuant to Section 14635.

(c) A retirement annuity derived from the Retirement Annuity Fund based upon the number of years of credited service rendered by him prior to July 1, 1944, less any service for which he is entitled to receive retirement benefits under a local retirement system, computed pursuant to Section 14636.

(d) An annuity which shall be the actuarial equivalent of the accumulated annuity deposits standing to the credit of his individual account at the time of his retirement."

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 1317 by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Field, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Loomis, Lowrey, Lyons, Maloney, McMillan, Miller, Niehouse, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, and Wollenberg—64.

NOES—None.

Assembly Bill No. 1317 ordered enrolled.

Assembly Bill No. 1516—An act to amend Sections 5260, 6650, and 7012, and to repeal Sections 7009, 7010, 7011, and 7015 of the Welfare and Institutions Code, relating to mentally deficient persons.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 1516?

Amendment No. 1

In lines 1 and 2 of the title of the printed bill, strike out "7012, and to repeal Sections 7009, 7010, 7011, and 7015", and insert "7009".

Amendment No. 2

On page 1, line 11, of the printed bill, strike out "Department of Mental Hygiene", and insert "County".

Amendment No. 3

On page 1, line 16, of the printed bill, following the period, insert "The court shall designate some county officer to keep a record of such payments ordered to be made, to receive, receipt for, and record such payments made, to pay over such payments to the county treasurer, to see that the persons ordered to make such payments comply with such orders, and to report to the court any failure on the part of such persons to make such payments. The order shall provide that from and after two years from the date of the commitment, the payments shall be made to the Department of Mental Hygiene and shall designate some state officer to be substituted for the county officer named in the order to keep a record of such payments made, to pay over such payments to the State Treasurer, to see that the persons ordered to make

such payments comply with such orders, and to report to the court any failure on the part of such persons to make such payments."

Amendment No. 4

On page 2 of the printed bill, strike out lines 18 to 30, inclusive, and insert

"SEC. 3. Section 7009 of said code is amended to read:

7009. The county from which each person is committed to or for placement in a home for the mentally deficient shall pay the State the cost of the care of such person, for the time the person committed remains an inmate of the home or on parole or on leave of absence to a licensed boarding home for the care of such persons, at the monthly rate therefor fixed as provided in Section 7010; provided, however, that the obligation of the county to pay the cost of the care of such person shall cease 24 months after the date of his commitment.

SEC. 4. This act shall be operative on and after July, 1948."

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 1516 by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Field, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Loomis, Lowrey, Lyons, Maloney, McMillan, Miller, Niehouse, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, and Wollenberg—64.

NOES—None

Assembly Bill No. 1516 ordered enrolled.

Assembly Bill No. 1559—An act to add Section 32051.5 to the Government Code, relating to retirement benefits.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 1559?

Amendment No. 1

On page 1, line 25, of the printed bill, as amended in the Assembly on June 9, 1947, after "whatsoever," insert "except as provided in Section 32056,".

Amendment No. 2

On page 1 of the printed bill, as amended in the Senate on June 18, 1947, after line 18, insert

"This section shall not apply to any retirement system established prior to the effective date of this section until an actuarial study is made and the actuary certifies to the board of supervisors of the county in which the system is established that in his opinion the additional benefits provided by this section will not materially affect the actuarial soundness of the system."

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 1559 by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Field, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Loomis, Lowrey, Lyons, Maloney, McMillan, Miller, Niehouse, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, and Wollenberg—64.

NOES—None.

Assembly Bill No. 1559 ordered enrolled.

REQUEST FOR UNANIMOUS CONSENT THAT REPORT BE PRINTED IN THE JOURNAL

Mr. Wollenberg asked for, and was granted, unanimous consent that a Report of the Joint Legislative Budget Committee to the Legislature be ordered printed in the Journal in 10-point type.

Above mentioned report will appear prior to the motion to adjourn.

UNFINISHED BUSINESS (RESUMED)

CONSIDERATION OF SENATE AMENDMENTS

Assembly Bill No. 2291—An act to amend Section 1620 of the Welfare and Institutions Code, relating to the inspection and licensing of boarding homes, day nurseries and schools.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 2291?

Amendment No. 1

On page 1, lines 3 and 4, of the printed bill, as amended in the Assembly on June 13, 1947, strike out "other than an established religious group".

Amendment No. 2

On page 1, line 9, of said bill, after "school", insert "other than a school conducted by an established religious organization".

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 2291 by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Field, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Loomis, Lowrey, Lyons, Maloney, McMillan, Miller, Niehouse, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, and Wollenberg—64.
NOES—None.

Assembly Bill No. 2291 ordered enrolled.

Assembly Bill No. 865—An act to amend Section 20009.1 of, and to add Chapter 4.5 to Part 3 of Division 5 of Title 2 of the Government Code, relating to the State Employees' Retirement System, and providing for the inclusion therein of certain employees of the Public School System.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 865?

Amendment No. 1

On page 1, line 12, of the printed bill, as amended in the Assembly on June 9, 1947, after "agencies.", insert "'Public agency' also includes the Commandant, Veterans' Home of California, with respect to employees of the post exchange and other post fund activities whose compensation is paid from the post fund of the Veterans' Home of California."

Amendment No. 2

On page 1, line 13, of said bill, after "added to", insert "Part 3, Division 5, Title 2, of".

Amendment No. 3

In line 1 of the title of the printed bill, strike out "501", and insert "509".

Amendment No. 4

On page 1, line 1, of said bill, strike out "501", and insert "509".

Amendment No. 5

On page 1, line 3, of said bill, strike out "501", and insert "509".

Amendment No. 6

On page 1, line 21, of said bill, after "received", insert "or produced".

Amendment No. 7

On page 2, line 1, of said bill, after "received", insert "or produced".

Amendment No. 8

On page 2 of said bill, strike out lines 4 to 31, inclusive.

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 865 by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Field, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Loomis, Lowrey, Lyons, Maloney, McMillan, Miller, Niehouse, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, and Wollenberg—64.
NOES—None.

Assembly Bill No. 865 ordered enrolled.

Assembly Bill No. 883—An act to add Sections 9290.1, 9290.2, 9306 to 9309, inclusive, to the Public Resources Code, relating to soil conservation districts.

The question being: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 883?

Amendment No. 1

On page 1, line 15, of the printed bill, as amended in the Assembly on June 2, 1947, strike out "10", and insert "25".

The roll was called, and the Assembly concurred in Senate amendment to Assembly Bill No. 883 by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Field, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Loomis, Lowrey, Lyons, Maloney, McMillan, Miller, Niehouse, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, and Wollenberg—64.
NOES—None.

Assembly Bill No. 883 ordered enrolled.

Assembly Bill No. 1788—An act to amend Sections 14108, 14112, 14122, 14122.5, and 14128, to repeal Section 14135.1 of the Education Code, and to add new Section 14120.1 thereto, relating to merit systems for school district employees.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 1788?

Amendment No. 1

In line 2 of the title of the printed bill, as amended in the Assembly on May 5, 1947, strike out ", to repeal Section 14135.1".

Amendment No. 2

On page 2 of said bill, strike out lines 49 and 50.

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 1788 by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T Davis, M. Philip Davis, Debs, Dickey, Clayton A Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Field, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Loomis, Lowrey, Lyons, Maloney, McMillan, Miller, Niehouse, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, and Wollenberg—64.
NOES—None.

Assembly Bill No. 1788 ordered enrolled.

Assembly Bill No. 2269—An act to add Section 952.5 to the Municipal Utility District Act, relating to municipal utility districts.

The question being: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 2269?

Amendment No. 1

On page 1, line 22, of the printed bill, as amended in the Assembly on June 4, 1947, after "The", insert "bank or trust company so selected shall have a total paid in capital of at least one million dollars ($1,000,000). The".

The roll was called, and the Assembly concurred in Senate amendment to Assembly Bill No. 2269 by the following vote:

AYES—Bennett, Berry, Blosser, Brady, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Price, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—60

NOES—None.

Assembly Bill No. 2269 ordered enrolled.

Assembly Bill No. 2282—An act to amend Section 23 of the Fish and Game Code, relating to entry and inspection.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 2282?

Amendment No. 1

On page 1, line 4, of the printed bill, strike out "vehicles".

Amendment No. 2

In line 1 of the title of the printed bill, as amended in the Senate on May 14, 1947, strike out "23 of the Fish and Game", and insert "3494 of the Revenue and Taxation".

Amendment No. 3

In line 2 of the title of said bill, strike out "entry and inspection", and insert "disposition of tax delinquent property".

Amendment No. 4

On page 1, line 1, of said bill, after "1.", insert "Section 3494 of the Revenue and Taxation Code is amended to read:

3494. Notwithstanding the provisions of Chapters 4.3, 7, and 8 of Part 6, Division 1 of this code no sale shall be made according to the provisions of said chapters until six months after the termination of all wars in which the United States is now engaged, of property deeded to the State on and after October 6, 1942. Provided, however, that sales under said Chapter 8 may be made if before the sale is made the county tax collector approves the sales agreement in writing."

Amendment No. 5

On page 1, line 1, of said bill, strike out "Section 23 of the Fish and Game Code is"; and strike out lines 2 to 13, inclusive.

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 2282 by the following vote:

AYES—Bennett, Berry, Blosser, Brady, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Price, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—60.

NOES—None.

Assembly Bill No. 2282 ordered enrolled.

Assembly Bill No. 2514—An act relating to the use and occupation of real property lying within the lines of public improvements adopted as precised plans under the Planning Act, restricting the use of property within such lines, and prescribing the powers and duties of certain public officers in connection therewith.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 2514?

Amendment No. 1

In line 3 of the title of the printed bill, as amended in the Assembly on June 6, 1947, after "Act", insert "or the Conservation and Planning Act".

Amendment No. 2

On page 2, line 3, of said bill, after "Act", insert "or Section 49 of the Conservation and Planning Act".

Amendment No. 3

On page 2, line 6, of said bill, after "Act", insert "or Section 49 of the Conservation and Planning Act".

Amendment No. 4

On page 3, line 15, of said bill, strike out "11", and insert "12".

Amendment No. 5

On page 3, line 19, of said bill, strike out "12", and insert "13".

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 2514 by the following vote:

AYES—Bennett, Berry, Blosser, Brady, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, Price, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—60.

NOES—None.

Assembly Bill No. 2514 ordered enrolled.

Assembly Bill No. 2515—An act to add Article 4 to Chapter 3 of Division 1 of the Streets and Highways Code, relating to the use and occupation of real property lying within the lines of mapped state highways, restricting the use of property within such lines by the persons owning or possessing the same in the interest of such persons and the public, and prescribing the powers and duties of certain state and local officers in connection with the carrying out of the provisions of said article.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 2515?

Amendment No. 1

On page 2, line 6, of the printed bill, after "Act", insert "or Section 49 of the Conservation and Planning Act".

Amendment No. 2

On page 2, line 8, of said bill, after "Act", insert "or Section 49 of the Conservation and Planning Act".

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 2515 by the following vote:

AYES—Bennett, Berry, Blosser, Brady, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons,

Maloney, McMillan, Miller, Niehouse, Price, Sherwin, Sillman, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—60.

NOES—None.

Assembly Bill No 2515 ordered enrolled.

Assembly Bill No. 2715—An act to amend Section 80 of, and to add Section 80.5 to, the Agricultural Code, relating to agricultural districts, creating a new agricultural district and regulating the conduct of agricultural fairs therein.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 2715?

Amendment No. 1

In lines 1 and 2 of the title of the printed bill, as amended in the Assembly on June 10, 1947, strike out "Section 80.5", and insert "Sections 80.5 and 92.9".

Amendment No. 2

In lines 3 and 4 of the title of said bill, strike out "a new agricultural district", and insert "new agricultural districts"

Amendment No. 3

On page 2, line 14, of said bill, strike out "The Counties of Tulare and Kings.", and insert "The County of Tulare.

District 24a. The County of Kings."

Amendment No. 4

On page 3, lines 15 and 16, of said bill, strike out "District 41 in subdivision 41 of Section 490", and insert "Districts 41 and 42 in subdivisions 41 and 42 of Section 491".

Amendment No. 5

On page 3, line 19, of said bill, after "50", insert ", all of the City of Burbank, and that portion of Assembly District 42 lying east of a line extended south from the center of the south line of T. 3N., R. 14 W., S.B B. & M.

District 52. The County of Sacramento".

Amendment No. 6

On page 3 of said bill, strike out lines 20, 21, and 22, and insert

"District 53. That portion of Alameda County comprising Murray, Washington, and Pleasanton Townships, and the following portion of Eden Township, as said townships were constituted on January 1, 1947: All of that portion of Eden Township lying south and east of a line commencing at the point where the boundary line common to Eden and Pleasanton Townships touches the boundary line common to Alameda and Contra Costa Counties, thence southwesterly to the most northerly point on the boundary of the Rancho Arroyo de la Alameda, thence westerly along and following Harder Road and a line projected as a continuation of said Harder Road to San Francisco Bay."

Amendment No. 7

On page 3, line 23, of said bill, after "SEC. 2", insert "Section 80.5 is added to said code, to read:

80.5."

Amendment No. 8

On page 2, line 28, of said bill, after the period, insert "No allocation of state money shall be made to the Alameda County Fair after the transfer provided for in this section is completed.

SEC. 3. Section 92.9 is added to said code, to read:

92.9. No allocation shall be made under this article to any fair held in Sacramento County after January 1, 1948, other than a fair conducted by the State Agricultural Society or by a district agricultural association formed pursuant to this chapter in Agricultural District 52."

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 2715 by the following vote:

AYES—Bennett, Berry, Blosser, Brady, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons,

Maloney, McMillan, Miller, Niehouse, Price, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—60.

NOES—None.

Assembly Bill No. 2715 ordered enrolled.

Assembly Bill No. 570—An act to amend Section 16073 of the Education Code, relating to smoking on junior college property.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 570?

Amendment No. 1

On page 1, line 16, of the printed bill, as amended in the Assembly on June 10, 1947, strike out "school premises", and insert "the campus of a junior college".

Amendment No. 2

On page 1, line 18, of said bill, after "twelfth", insert ", if the campus is not shared with a high school".

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 570 by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Burke, Butters, Carey, Clarke, Collier, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Clayton A. Dills, Fletcher, Gaffney, Grunsky, Hawkins, Heisinger, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, McMillan, Miller, Niehouse, O'Day, Robertson, Sherwin, Silliman, Stanley, Thomas, Thompson, Thorp, Thurman, Waters, and Wollenberg—46.

NOES—Elliott, Evans, Field, Gannon, Hahn, Hinckley, Hinton, and Maloney—8.

Assembly Bill No. 570 ordered enrolled.

Assembly Bill No. 292—An act to amend Sections 18020, 18021, and 18024 of the Government Code, relating to hours of work and overtime compensation for state employees.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 292?

Amendment No. 1

In line 2 of the title of the printed bill, as amended in the Assembly on June 11, 1947, following "18021", insert ", 18022, 18023".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendments is indicated by being enclosed within brackets.

Amendment No. 2

On page 1 of said bill, between lines 7 and 8, insert

"*SECTION 1. The heading of Article 2, of Chapter 1, Part 1, Division 5, of the Government Code, is amended to read:*

Article 2. [Overtime] *Days and Hours of Work*".

Amendment No. 3

On page 1 of said bill, strike out lines 8 to 20, and insert

"*SEC. 2. Section 18020 of the Government Code is amended to read:*

18020. [For the purpose of determining eligibility for overtime compensation, the] *The* State Personnel Board shall establish the [normal] work week for each *position or* class in the state [civil] service for which a monthly salary range is fixed [and for each], *whether or not the* position *or class is* [not] subject to state civil service, by allocating, and re-allocating as the needs of the service require, each [state civil service] class [and each exempt] *or* position to one of the following groups.

(1) Classes *and positions* with a [normal] work week of 40 hours.

(2) Classes *and positions* with a [normal] work week of 44 hours.

(3) Classes *and positions* with a [normal] work week of 48 hours.

[(4) Classes which can not be included in any plan of payment for overtime because:

(a) While requiring at least 40 hours a week, the duties and responsibilities are such that they are not adapted to a maximum number of hours a week; or

(b) The performance of duties is required on a part-time or intermittent basis and does not amount to a maximum of 40 hours per week.]

(4) Classes and positions with unusual conditions or hours of work requiring the establishment by the Personnel Board of special provisions governing hours of work or methods of compensation for overtime."

Amendment No. 4

On page 2 of said bill, strike out lines 1 to 48, inclusive, and insert

"*SEC. 3. Section 18021 of the Government Code is amended to read:*

[18021. Every state employee compensated on a monthly basis required and ordered to work in excess of a normal work week as established by the State Personnel Board for his class or for his position, if exempt, shall receive overtime compensation for all such overtime. The rate of overtime pay shall be based on his regular rate of pay.]

18021. Salaried state employees whose classes or positions are allocated by the State Personnel Board to Work Week Groups 1, 2, or 3, as defined in Section 18020 shall, if required and ordered to work in excess of the hours prescribed for the group, receive overtime compensation for all such overtime work. The rate of overtime compensation shall be based on the regular rate of pay, except that for employees whose classes or positions are allocated by the Personnel Board to Work Week Group 4 the rate of overtime compensation may be established by the Personnel Board at less than the regular rate of pay and it may vary within classes depending upon the unusual conditions of work."

Amendment No. 5

On page 2 of said bill, following line 48, insert

"*SEC. 4. Section 18022 of the Government Code is amended to read:*

18022. Every state agency in which there are employees not subject to state civil service shall submit to the State Personnel Board all information necessary for a determination of the [normal] work week for each employee.

SEC. 5. Section 18023 of the Government Code is amended to read:

18023. The granting of compensating time off in lieu of overtime worked is not prohibited where compensating time off can be granted within [six] *12* calendar months following the month in which the overtime was worked and without impairing the services rendered by the employing state agency.

SEC. 6. Section 18024 of the Government Code is amended to read:

18024. The State Personnel Board shall adopt rules governing *hours of work and* overtime compensation."

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 292 by the following vote:

AYES—Anderson, Bennett, Berry, Blosser, Brady, Burke, Carey, Clarke, Collier, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grunsky, Hawkins, Heisinger, Hinckley, Hinton, James, Johnson, Kilpatrick, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Robertson, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—59.

NOES—None.

Assembly Bill No. 292 ordered enrolled.

Assembly Bill No. 1824—An act to amend Section 10202.7 of the Insurance Code, relating to group life insurance.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 1824?

Amendment No. 1

In line 1 of the title of the printed bill, add "s" to the word "Section", and after "10202.7", insert "and 10270.5".

Amendment No. 2

In line 2 of the title of the printed bill, strike out "life".

Amendment No. 3

On page 1 of the printed bill, after line 25, insert

"SEC. 2. Section 10270.5 of the Insurance Code is amended to read.

10270.5. Group disability insurance is that form of disability insurance conforming to all of the following conditions:

(a) Written under a master policy,

(1) Issued either to the Federal or State Government, or to any federal or state agency, political subdivision or district, or to any public, governmental, or municipal corporation, or to any unit agency, or department thereof, or to any corporation, copartnership or individual employer, or to the trustee of any association of employers, offering insurance to all the employees of any such employer or of the employer members of such association or to all of any class or classes thereof determined by conditions pertaining to employment and covering not less than 10 such employees or such employees together with their dependents or spouses for amounts of insurance based upon some plan which will preclude individual selection by the employee as to the amount of his insurance coverage thereunder; or

(2) Issued to a principal eligible to have isued to him a policy of group life insurance under the provisions of Section 10203 7 and insuring not less than 10 agents as defined in that section and eligible thereunder to be insured.

(3) Issued to any association having a constitution and by-laws and formed in good faith for purposes other than that of obtaining insurance offering insurance to all the members of such association and covering not less than 10 such members or such members together with their dependents or spouses and not less than 50 percent of all eligible members for amounts of insurance based upon some plan which will preclude individual selection by the member as to the amount of his insurance coverage thereunder. Any such master policy shall by its terms require the premium to be paid to the insurer either by means of pay roll deductions or periodically by some designated person acting on behalf of the association insured; and under which

(b) For delivery to each person insured thereunder, other than dependents or spouses of an insured employee or person, there is issued to the holder of the master policy by the insurer an individual certificate setting forth the benefits and the exceptions under, and referring to, the master policy under which the certificate is issued.

Such certificates are not subject to the provisions of this chapter relating to the master policy, but the forms thereof shall be submitted to the commissioner for his approval and shall not be issued without such approval of such forms in the manner provided in the case of the master policy.

Any policy issued to an association, including a labor union, under the provisions of this section and which is approved by the Department of Employment as a voluntary plan as defined in Article 10 of the California Unemployment Insurance Act may extend the benefits of the policy to the members of the association and to other employees of an employer or employers."

Amendment No. 4

In line 1 of the title of the printed bill, as amended in the Senate on June 18, 1947, strike out "Sections", and insert "*Section*".

Amendment No. 5

In line 1 of the title of said bill, strike out "AND 10270 5".

Amendment No. 6

On page 1 of said bill, strike out lines 26 to 30, both inclusive, and on page 2 strike out lines 1 to 48, both inclusive.

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 1824 by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Burke, Caldecott, Carey, Clarke, Collier, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters Weber, Wollenberg, and Mr. Speaker—65.

NOES—None.

Assembly Bill No. 1824 ordered enrolled.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed, as amended:

Assembly Bill No. 491	Assembly Bill No. 2265
Assembly Bill No 753	Assembly Bill No 2386
Assembly Bill No. 1632	

And respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

CONSIDERATION OF SENATE AMENDMENTS (BY UNANIMOUS CONSENT)

Assembly Bill No. 491—An act to amend Section 16486 of the Education Code, relating to average daily attendance.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 491?

Amendment No. 1

On page 1, line 3, of the printed bill, as amended in the Assembly on June 3, 1947, strike out "No", and insert "Any".

Amendment No. 2

On page 1, line 5, of said bill, strike out "shall be", and insert "which does not exceed one day or fraction thereof during each school month of four weeks shall not be".

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 491 by the following vote:

AYES—Anderson, Bennett, Berry, Blosser, Brady, Burke, Burns, Caldecott, Carey, Clarke, Collier, Cooke, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—63.

NOES—None.

Assembly Bill No. 491 ordered enrolled.

Assembly Bill No. 2265—An act to amend Section 694 of the Vehicle Code, relating to width of vehicles.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 2265?

Amendment No. 1

On page 2 of the printed bill, as amended, following line 22, insert

"(h) Notwithstanding the limitations of subdivision (a) of this section, up to four inches additional width shall be allowed to gantry-trucks for purposes of installation of sheathing or guards to comply with any safety order of the Industrial Accident Commission.

A gantry-truck for purposes of this subdivision is defined as a motor vehicle so designed and constructed that it straddles the load to be transported and by means of appropriate mechanism picks up the load and supports it during transportation."

Amendment No. 2

On page 2, line 21, of the printed bill, as amended in the Senate on June 20, 1947, strike out "subdivision (a) of".

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 2265 by the following vote:

AYES—Anderson, Bennett, Berry, Blosser, Brady, Burke, Burns, Caldecott, Carey, Clarke, Collier, Cooke, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—63.

NOES—None.

Assembly Bill No. 2265 ordered enrolled.

Assembly Bill No. 1632—An act to amend Sections 27020 and 27185 of, and to add Section 27226.5 to, the Streets and Highways Code, relating to bridge and highway districts.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 1632?

Amendment No. 1

In lines 1 and 2 of the title of the printed bill, as amended in the Assembly on June 12, 1947, strike out "Sections 27020 and 27185 of, and to add Section 27226.5 to," and insert "Section 27185 of".

Amendment No. 2

On page 1 of said bill, strike out lines 1 to 7, inclusive, and insert

"SECTION 1 Section 27185 of the Streets and Highways Code is amended to read.".

Amendment No. 3

On page 2 of said bill, strike out lines 3 to 13, inclusive.

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 1632 by the following vote:

AYES—Anderson, Bennett, Berry, Blosser, Brady, Burke, Burns, Caldecott, Carey, Clarke, Collier, Cooke, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—63.

NOES—None.

Assembly Bill No. 1632 ordered enrolled.

Assembly Bill No. 2386—An act to establish and clarify the policy of the State of California regarding combinations in restraint of trade, to define and punish an unlawful trust, to promote and encourage free and fair competition, commerce, and all classes of business in this State and to provide for criminal penalties and civil damages for deliberate violations hereof and for that purpose to repeal Chapter 2 of Part 2 of Division 7 of the Business and Professions Code, Chapter 530 of the Statutes of 1907, and Chapter 362 of the Statutes of 1909 and to add Chapter 2 to Part 2 of Division 7 of the Business and Professions Code, relating to combinations in restraint of trade.

The question being: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 2386?

Amendment No. 1

On page 6 of the printed bill, as amended in the Assembly on June 11, 1947, after line 13, insert

"SEC. 4. In the event an act entitled "An act to amend Sections 16752, 16753, and 16754 of the Business and Professions Code, relating to the preservation and regulation of competition" is enacted at this session of the Legislature:

(a) The repeal of Sections 16752, 16753, and 16754 of the Business and Professions Code, made by this act, shall not take effect.

(b) Sections 16752, 16753, and 16754 of the Business and Professions Code, as added by this act, shall not take effect.

(c) Sections 16752, 16753, and 16754 of the Business and Professions Code, as amended by the act cited in this section, shall take effect upon the effective date of this act."

The roll was called, and the Assembly concurred in Senate amendment to Assembly Bill No. 2386 by the following vote:

AYES—Bennett, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, Debs, Clayton A. Dills, Dolwig, Doyle, Fletcher, Gannon, Geddes, Grant, Grunsky, Heisinger,

Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, McCollister, McMillan, Niehouse, O'Day, Price, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, and Waters—51.

NOES—Anderson, Beck, Ralph C. Dills, Dunn, Elliott, Evans, Gaffney, Maloney, and Miller—9.

Assembly Bill No. 2386 ordered enrolled.

Speaker Presiding

At 8.58 p.m., Hon. Sam L. Collins, Speaker of the Assembly, presiding.

Assembly Bill No. 753—An act to amend Sections 15294, 15295, 16100, the heading of Chapter 13, Part 1, Division 13, Sections 16400, 16401, 16402, 16403, 16404, 16409, 16410, 16411, 16412, 16413, 16416, 16420, 16501, 16502, 16503, 16522, 16523, 16524, 16526, 16527, 16602, 16679, 16720, 16800, 17283, 17284, 17303, 17304, 17321, 17324, 17482, 17551, 17704, and 17811 of the Health and Safety Code; to add Article 3 (comprising Section 16105), Chapter 11, Part 1, Division 13, Section 16266.5, Article heading 1, Chapter 13, Part 1, Division 13, Sections 16404.5, 16412.5, 16414.5, Article 2 (comprising Sections 16430 to 16443, inclusive), Chapter 13, Part 1, Division 13, Chapter 14.5 (comprising Sections 16710 to 16713.2), Part 1, Division 13, Section 16720.5, Chapter 15.5 (comprising Section 16730), Part 1, Division 13, Sections 16743.5, 16906, 17324.5, 17467, 17702.5, and 17830 thereto; and to repeal Sections 16525, and 16721 thereof, relating to the State Housing Act.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 753?

Amendment No. 1

In line 23 of the title of the printed bill, as amended in the Assembly on June 11, 1947, after "[17253]," insert "17253".

Amendment No. 2

On page 15 of said bill, strike out line 14.

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 753 by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Butters, Caldecott, Carey, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, O'Day, Price, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—65.

NOES—None.

Assembly Bill No. 753 ordered enrolled.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER. I am directed to inform your honorable body that the Senate on this day passed:

Assembly Bill No. 1694

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bill ordered enrolled.

SENATE CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to:

Senate Bill No. 264
Senate Bill No. 735
Senate Bill No. 1463
Senate Bill No. 622
Senate Bill No. 1517
Senate Bill No. 1592

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

SENATE CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted:

Assembly Concurrent Resolution No. 92

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above resolution ordered enrolled.

SENATE CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate appointed Senators Hatfield, Hulse, and Brown as a Committee on Conference concerning:

Assembly Bill No. 1352—An act to amend Section 19626 of the Business and Professions Code, relating to the Fair and Exposition Fund and providing for and regulating the appropriation and expenditure of the money in said fund

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

RECESS

At 9 p.m., on motion of Mr. Hawkins, the Assembly recessed until 9.05 p.m.

REASSEMBLED

At 9.05 p.m., the Assembly reconvened.

Hon. Sam L. Collins, Speaker of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

RULES TEMPORARILY SUSPENDED BY UNANIMOUS CONSENT

By unanimous consent the Rules were temporarily suspended for the purpose of permitting members of the "Girl's State" to occupy the floor of the Assembly, at this time.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 192—An act to amend Section 2016 of the Welfare and Institutions Code, relating to aid to the aged.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Elliott, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, Miller, Price, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, and Mr. Speaker—57.

NOES—None.

Bill ordered transmitted to the Senate.

MOTION THAT AMENDMENTS TO HOUSE RESOLUTION NO. 37 BE ADOPTED

Mr. Dickey moved that the following amendment be adopted to House Resolution No. 37, said resolution having been previously adopted:

Amendment No. 1

In line 1 of paragraph "5.", strike out "seven thousand two hundred ($7,200)", and insert "fifteen thousand ($15,000)".

Amendment read, and adopted.

CONSIDERATION OF HOUSE RESOLUTION NO. 37, AS AMENDED

House Resolution No. 37

Relative to the continuance of the Assembly Interim Committee on State and Local Taxation created by House Resolution No. 154 of the Fifty-sixth Regular Session

Resolved by the Assembly of the State of California, As follows:

1. The Assembly Interim Committee on State and Local Taxation created by House Resolution No. 154 of the Fifty-sixth Regular Session is continued as an Assembly committee at this general session, with the membership and with all the rights, powers and duties possessed by the committee and its members immediately prior to the commencement of this session, together with the right, power and duty to ascertain, study, analyze, and report to the Assembly upon the base and source of each tax and assessment imposed in this State, including in its report its recommendations for appropriate legislation with respect thereto. Vacancies occurring or existing in the membership of the committee shall be filled by the appointing power.

2. The committee is authorized to act during this session of the Legislature, including any recess, and after final adjournment until the commencement of the next regular general session, with authority to file its final report not later than the fifteenth legislative day of the next regular general session.

3. The provisions of the Joint Rules of the Senate and Assembly and of the Standing Rules of the Assembly, as soon as such rules are adopted at this session or amended from time to time, become applicable to this committee and its members.

4. The committee, and any subcommittee thereof when so authorized by the committee, may meet and act without as well as within the State of California, and is hereby authorized to leave the State in the performance of its duties.

5. The sum of fifteen thousand dollars ($15,000) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Assembly for the expenses of the committee and its members and for any charges, expenses or claims it may incur under this resolution, to be paid from the said contingent fund and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read, as amended.

The roll was called, and the resolution adopted by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Elliott, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, Miller, Price, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, and Mr. Speaker—57.

NOES—None.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 1219—An act making an appropriation for the establishment, equipment and maintenance of a four-year state institution of higher education at Sacramento.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn,

Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Price, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, and Weber—63.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 285—An act making an appropriation to the Regents of the University of California for research on problems relating to the production, processing, and distribution of agricultural products.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Brady, Brown, Burke, Burns, Caldecott, Carey, Clarke, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C Dills, Dolwig, Doyle, Elliott, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, McCollister, McMillan, Miller, Niehouse, Price, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Mr Speaker—61.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 380—An act to add Section 63.5 to the Agricultural Code, relating to the enforcement of the provisions of said code and for that purpose providing for increasing the salaries of county agricultural commissioners and making an appropriation therefor.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Caldecott, Carey, Clarke, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Elliott, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—61.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 1388—An act to amend Section 709 of the Vehicle Code, relating to enforcement of weight provisions.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C Dills, Doyle, Elliott, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, McCollister, McMillan, Miller, Niehouse, Price, Robertson, Rosenthal, Sherwin, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Mr Speaker—63.

NOES—Silliman—1.

Bill ordered transmitted to the Senate.

Senate Bill No. 879—An act to add a new chapter to Division 6 of the Agricultural Code, relating to cooperation with the Federal Government in marketing service functions, and making an appropriation.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—69.

NOES—None.

Bill ordered transmitted to the Senate.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted:

Senate Concurrent Resolution No. 70

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS (RESUMED)

The following resolution was read:

Senate Concurrent Resolution No. 70—Relative to adjournment sine die of the 1947 Regular Session of the Legislature of the State of California.

Referred to Committee on Rules.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 952—An act to provide for the purchase of uniforms for members of the California Cadet Corps and providing an appropriation therefor.

Bill read third time.

The roll was called, and the bill passed by the following vote.

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—69.

NOES—None

Bill ordered transmitted to the Senate.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed, as amended:

Assembly Bill No. 366	Assembly Bill No. 850
Assembly Bill No. 181	Assembly Bill No. 851
Assembly Bill No. 440	Assembly Bill No. 941
Assembly Bill No. 823	Assembly Bill No. 984

And respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bills ordered to unfinished business file.

SENATE CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed:

Assembly Bill No. 935
Assembly Bill No. 1574

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bills ordered enrolled.

ANNOUNCEMENTS

Mr. Wollenberg announced that it would be unnecessary to take up the consideration of Senate Concurrent Resolution No. 70, relative to amending the time of adjournment, because the Governor's office will continue to receive bills in the manner customary at the close of any session.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 1215—An act to authorize the sale of the property in the City of Sacramento used by the State Agricultural Society for the State Fair and to provide for the disposition and use of the proceeds from such sale.

Bill read third time.

Demand for Previous Question

Messrs. Hinckley, M. Philip Davis, Waters, Caldecott, and Rosenthal demanded the previous question.

Demand for previous question sustained.

The question being on the passage of Senate Bill No. 1215.

Request for Unanimous Consent That Additional Time Be Given Mr. Stephenson

Mr. Cooke asked for unanimous consent that Mr. Stephenson be given one minute additional time for the purpose of answering a question.

Mr. Bennett withheld unanimous consent.

Motion That Mr. Stephenson Be Given Additional Time

Mr. Cooke moved that Mr. Stephenson be granted one minute additional time.

Mr. Ralph C. Dills seconded the motion.

Motion carried.

The question being on the passage of Senate Bill No. 1215.

The roll was called.

Call of the Assembly

Pending the announcement of the vote, Mr. Stephenson moved a call of the Assembly.

Motion carried. Time, 9.10 p.m.

The Speaker directed the Sergeant-at-Arms to close the doors, and to bring in the following absent members:

Allen, Boyd, M. Philip Davis, Hollibaugh, Knight, Lyons, Robertson, Sheridan, and Silliman—9.

PROCEEDINGS UNDER CALL OF THE ASSEMBLY BY UNANIMOUS CONSENT

TEMPORARY SUSPENSION OF ASSEMBLY RULE NO. 85

Mr. Stephenson asked for, and was granted, unanimous consent that Assembly Rule No. 85 be temporarily suspended for the purpose of placing a call of the Assembly on any matter on file.

UNFINISHED BUSINESS (RESUMED) CONSIDERATION OF SENATE AMENDMENTS

Assembly Bill No. 440—An act making an appropriation to pay the claim of the Secretary of the State Board of Control against the State of California, declaring the urgency thereof and providing that this act shall take effect immediately.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 440?

Amendment No. 1

On page 1, lines 2, 3, and 4, of the printed bill, as amended in the Assembly on June 4, 1947, strike out "one hundred five thousand three hundred forty-eight dollars and eleven cents ($105,348.11)", and insert "one hundred twenty thousand nine hundred sixty-nine dollars and thirty-one cents ($120,969.31)".

Amendment No. 2

On page 1, lines 8, 9, and 10, of said bill, strike out "one hundred five thousand three hundred forty-eight dollars and eleven cents ($105,348.11)", and insert "one hundred twenty thousand nine hundred sixty-nine dollars and thirty-one cents ($120,969.31)".

Amendment No. 3

On page 1, lines 12 and 13, of said bill, strike out "Forty-eight thousand three hundred six dollars and three cents ($48,306.03)", and insert "Sixty-three thousand six hundred fifty-one dollars and seventy-one cents ($63,651.71)".

Amendment No. 4

On page 1, line 20, of said bill, after "the State Treasury;" insert "one hundred sixty-two dollars and fifty cents ($162.50) out of any money in the Alcoholic Beverage Control Fund in the State Treasury,".

Amendment No. 5

On page 2, lines 16 and 17, of said bill, strike out "ten thousand nine hundred twenty-two dollars and forty-five cents ($10,922.45)", and insert "Eleven thousand nine hundred twenty-two dollars and forty-five cents ($11,922.45)".

Amendment No. 6

On page 2, lines 20, 21, and 22, of said bill, strike out "one thousand one hundred twenty-five dollars and forty-eight cents ($1,125.48)", and insert "one hundred seventy-eight dollars and fifty cents ($178.50)".

Amendment No. 7

On page 3, line 9, of said bill, after "Treasury;" insert "sixty dollars ($60) out of any money in the Unemployment Compensation Disability Fund in the State Treasury;".

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 440 by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp Thurman, Waters, Weber, Wollenberg, and Mr Speaker—69.

NOES—None.

Assembly Bill No. 440 ordered enrolled.

Assembly Bill No. 1326—An act to repeal Sections 67 and 68 of, and add Sections 67 and 68 to, and amend Sections 66, 251, and 459 of the Unemployment Insurance Act, relating to unemployment insurance

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 1326?

Amendment No. 1

On page 2, line 43, of the printed bill, as amended, strike out "submitting the facts", and insert "who prior to the determination has submitted any facts or given any notice relating to such claim required under this act or authorized regulations".

Amendment No. 2

On page 2, line 50, of said bill, after the first "shall", insert "promptly".

Amendment No. 3

On page 3, line 25, of said bill, strike out "of the determination", and insert ", under subsections (b) and (e) of this section, of the claim, the determination on which is".

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 1326 by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—69.

NOES—None.

Assembly Bill No. 1326 ordered enrolled.

Assembly Bill No. 1333—An act to amend Sections 13502 and 14135.1 of and to add Sections 14728.1, 14728.3, 14728.4, 14728.5, and 14728.6 to the Education Code, relating to district retirement systems, declaring the urgency thereof, to take effect immediately.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 1333?

Amendment No. 1

On page 2, line 3, of the printed bill, after "provide", insert ", but such period shall be not less than five years".

Amendment No. 2

On page 1, line 7, of the printed bill, after "rights", insert a comma.

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 1333 by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—69.

NOES—None.

Assembly Bill No. 1333 ordered enrolled.

MEMBERS EXCUSED

At 9.15 p.m., Mr. Hollibaugh asked for, and was granted, unanimous consent that the members of the Los Angeles Delegation be excused, at this time, for the purpose of holding a meeting in the cloak room.

Speaker Pro Tempore Presiding

At 9.16 p.m., Hon. Thomas A. Maloney, Speaker pro Tempore of the Assembly, presiding.

RESOLUTIONS

The following resolution was offered:

By Mr. Brady:

House Resolution No. 287

Relative to the creation of the Assembly Interim Committee on Tide and Submerged Lands

WHEREAS, The National Congress has recently passed legislation providing that the Federal Government will cooperate to the extent of paying one-third of the total development costs of any activities on our coast line; and

WHEREAS, There has been developed in the last two years a knowledge of the difficult position of the State of California because of lack of leadership looking toward the development of the tide and submerged lands; and

WHEREAS, Because of the conflict between the State Chamber of Commerce and the various municipalities bordering on these submerged lands; and

WHEREAS, Much development is at hand should intelligent and accurate assistance be given the many governmental bodies and private groups who should like to see these submerged lands properly developed; now, therefore, be it

Resolved by the Assembly of the State of California, As follows:

1. The Assembly Interim Committee on Tide and Submerged Lands is hereby created and appointed and authorized and directed to ascertain, study and analyze all facts relating to the subject matter referred to in the recitals hereof, including but not limited to the operation, effect, administration, enforcement and needed revision of any and all laws in any way bearing upon or relating to the subject of this resolution, and to report thereon to the Assembly, including in the reports its recommendations for appropriate legislation.

2. The committee shall consist of three Members of the Assembly appointed by the Speaker thereof. The Speaker shall also appoint one of the committee members chairman of the committee. Vacancies occurring or existing in the membership of the committee shall be filled by the appointing power.

3 The committee is authorized to act during this session of the Legislature, including any recess, and after final adjournment until the commencement of the 1949 Regular Session, with authority to file its final report not later than the fifteenth legislative day of the 1949 Regular Session.

4. The committee and its members shall have and exercise all of the rights, duties and powers conferred upon investigating committees and their members by the provisions of the Joint Rules of the Senate and Assembly and of the Standing Rules of the Assembly as they are adopted and amended from time to time, which provisions are incorporated herein and made applicable to this committee and its members.

5. The committee has the following additional powers and duties:

(a) To cooperate with and secure the cooperation of county, city, city and county, and other local law enforcement agencies in investigating any matter within the scope of this resolution and to direct the sheriff of any county to serve subpenas, orders and other process issued by the committee.

To contract with such other agencies, public or private, as it deems necessary for the rendition and affording of such services, facilities, studies and reports to the committee as will best assist it to carry out the purposes for which it is created.

(b) To report its findings and recommendations to the Legislature and to the people from time to time and at any time, not later than herein provided.

(c) To do any and all other things necessary or convenient to enable it fully and adequately to exercise its powers, perform its duties, and accomplish the objects and purposes of this resolution.

6. The sum of two thousand dollars ($2,000) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Assembly for the expenses of the committee and its members and for any charges, expenses or claims it may incur under this resolution, to be disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read and referred to Committee on Rules.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 1423—An act making an appropriation to the Regents of the University of California for establishing and operating an Institute of Transportation and Traffic Engineering.

Bill read third time.

Motion to Amend

Messrs. M. Philip Davis and Robertson moved the adoption of the following amendments:

Amendment No. 1

In the title of the printed bill, as amended in the Senate on June 12, 1947, strike out lines 2 and 3, and insert "sity of California for the purpose of expanding the educational and research facilities of the university."

Amendment No. 2

On page 1 of said bill, strike out lines 1 to 4, inclusive, and insert

"SECTION 1. Out of any money in the State Treasury not otherwise appropriated there is hereby appropriated the sum of six million one hundred seventy thousand dollars ($6,170,000) to the Regents of the University of California for the purpose of expanding the educational and research facilities of the University of California pursuant to this act.

SEC. 2. Of the money hereby appropriated the sum of nine hundred twenty thousand dollars ($920,000), if expended, shall be used by the Regents of the University of California only for the establishment".

Amendment No. 3

On page 2, line 1. of said bill, strike out "hereby appropriated", and insert "made available by this act for the Institute of Transportation and Traffic Engineering, if expended,".

Amendment No. 4

On page 2 of said bill, between lines 10 and 11, insert

"SEC. 4. Of the money hereby appropriated not more than three million seven hundred fifty thousand dollars ($3,750,000), if expended, shall be expended only for the purpose of establishing, equipping and maintaining a medical school and center at the University of California at Los Angeles.

SEC. 5. Of the money hereby appropriated not more than one million five hundred thousand dollars ($1,500,000), if expended, shall be expended only for construction and improvements at the Santa Barbara branch of the University of California."

Amendments read, and adopted.

Bill ordered reprinted, and to third reading.

Motion to Place Rush Order on Printing of Senate Bill No. 1423

Mr. Dunn moved that a rush order be placed on the printing of Senate Bill No. 1423.

Motion carried.

UNFINISHED BUSINESS (RESUMED)
CONSIDERATION OF SENATE AMENDMENTS

Assembly Bill No. 1361—An act to provide adequate law school facilities for the University of California, and to make an appropriation therefor.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 1361?

Amendment No. 1

In line 1 of the title of the printed bill, as amended in the Assembly on June 12, 1947, strike out "facilities", and insert "facility".

Amendment No. 2

On page 1, line 3, of said bill, strike out "two million".

Amendment No. 3

On page 1, line 4, of said bill, strike out "four hundred thousand dollars ($2,400,000)", and insert "one million dollars ($1,000,000)".

Amendment No. 4

On page 1, line 6, of said bill, strike out "law schools for the use of Has-"; strike out line 7; and in line 8, strike out "cisco and for the use of".

Amendment No. 5

On page 1 of said bill, strike out lines 10 to 12, inclusive.

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 1361 by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Rosenthal, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—71.

NOES—None.

Assembly Bill No. 1361 ordered enrolled.

Assembly Bill No. 5—An act to provide for leasing adequate facilities and service for the establishing and operation of a teletypewriter system of communication between the State Department of Justice, the Alameda Police Department, and Yolo County and to make an appropriation therefor.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 5?

Amendment No. 1

In line 1 of the title of the printed bill, as amended in the Assembly on June 5, 1947, strike out "adequate", and insert "additional".

Amendment No. 2

Strike out line 2 of the title of said bill, and insert "the extension, maintenance and operation of the".

Amendment No. 3

In line 3 of the title of said bill, strike out "between", and insert "by".

Amendment No. 4

In lines 4 and 5 of the title of said bill, strike out ", the Alameda Police Department, and Yolo County".

Amendment No. 5

On page 1, line 1, of said bill, after "1.", insert "The Attorney General shall lease facilities and equipment to be used under the direction and control of the Division of Criminal Identification and Investigation for the purpose of connecting the teletypewriter system of communication maintained by it with the Alameda City Police Department, Yolo County, and the San Jose City Police Department.

SEC. 2."

Amendment No. 6

On page 1, lines 2 and 3, of said bill, strike out "one thousand eight hundred ninety-eight and 52/100 dollars ($1,898 52)", and insert "two thousand five hundred twenty-eight and 52/100 dollars ($2,528 52)".

Amendment No. 7

On page 1, line 4, of said bill, strike out "used by the"; and strike out lines 5 to 10, inclusive, and insert "expended during the 1947-1948 Fiscal Year in accordance with law in carrying out the provisions of this act."

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 5 by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Rosenthal, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—71.

NOES—None.

Assembly Bill No. 5 ordered enrolled.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 624—An act making an appropriation to provide and equip a building for Hastings College of the Law.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Rosenthal, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—71.

NOES—None.

Bill ordered transmitted to the Senate.

UNFINISHED BUSINESS (RESUMED)

CONSIDERATION OF SENATE AMENDMENTS

Assembly Bill No. 366—An act to amend Sections 111, 112, and 113 of the Labor Code, relating to members of the Industrial Accident Commission.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 366?

Amendment No. 1

On page 1, line 15, of the bill, as amended in the Assembly on May 13, 1947, strike out "ten", and insert "eight".

Amendment No. 2

On page 1, line 16, of said bill, strike out "($10,000)", and insert "($8,000)".

Amendment No. 3

In the title of the printed bill, as amended in the Senate on June 20, 1947, strike out lines 2 and 3, and insert "Section 21 of the Agricultural Code, and Section 13101 of the Health and Safety Code, relating to the executive branch of the State Government."

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 4

On page 2 of said bill, after line 12, insert

"SEC. 4. Section 13101 of the Health and Safety Code is amended to read:

13101. The State Fire Marshal shall be appointed by the Governor with the advice and consent of the Senate and shall hold office at the pleasure of the Governor.

In order to be eligible for appointment, he shall have had not less than eight years experience in a regularly organized fire department in this State He shall be paid a salary of [seven thousand dollars ($7,000)] *ten thousand dollars ($10,000)* per annum.

SEC. 5. Section 21 of the Agricultural Code is amended to read:

21. The department shall be conducted by an executive officer known as the Director of Agriculture. The director shall be appointed by and hold office at the pleasure of the Governor and shall receive a salary of [ten thousand ($10,000)] *twelve thousand dollars ($12,000)* per annum. Before entering upon the duties of his office, the director shall execute an official bond in the sum of twenty-five thousand dollars ($25,000)."

Amendment No. 5

On page 1, line 15, of the printed bill, as amended June 20, 1947, strike out "eight", and insert "ten".

Amendment No. 6

On page 1, line 16, of said bill, strike out "$8,000", and insert "$10,000".

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 366 by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Rosenthal, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—71.

NOES—None.

Assembly Bill No. 366 ordered enrolled.

APPOINTMENT OF SELECT COMMITTEE

Speaker pro Tempore Maloney announced the appointment of Messrs. McCollister, James, Cooke, and Hinckley, as a Select Committee to escort Mr. Roy Sawyer, National Commander of the AMVETS, to the rostrum, and with him, Mr. Frank Scriven, State Department Commander of the AMVETS.

RECESS

At 9.20 p.m., on motion of Mr. McCollister, the Assembly recessed until 9.25 p.m., to hear remarks from Mr. Roy Sawyer, National Commander of the AMVETS, and Mr. Frank Scriven, Department Commander of the AMVETS.

REASSEMBLED

At 9.25 p.m., the Assembly reconvened.

Hon. Thomas A. Maloney, Speaker pro Tempore of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

REQUEST FOR PERMISSION TO INTRODUCE RESOLUTION

Pursuant to the provisions of Assembly Concurrent Resolution No. 73 and Joint Rule No. 23, and upon recommendation of the Speaker, Mr. Field moved that he be granted permission to introduce a resolution, and that permission be granted to consider same, at this time.

The roll was called, and permission granted by the following vote:

AYES—Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, Price, Robertson, Sherwin,

Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—64.

NOES—George D. Collins—1.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolution was offered:

Assembly Joint Resolution No. 55: By Messrs. Field, Grant, Mrs Niehouse, Messrs. Thomas, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Carey, Clarke, Collier, Sam L. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Hahn, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, Maloney, McCollister, O'Day, Robertson, Rosenthal, Stanley, Stephenson, Stewart, Thorp, Thurman, Waters, Weber, and Wollenberg—Relative to the tidelands and submerged lands adjacent to the Coast of California.

Request for Unanimous Consent

Mr. Field asked for, and was granted, unanimous consent to take up Assembly Joint Resolution No. 55, at this time, without reference to committee, print, or file, and that the same be considered engrossed.

CONSIDERATION OF ASSEMBLY JOINT RESOLUTION NO. 55

Assembly Joint Resolution No. 55—Relative to the tidelands and submerged lands adjacent to the Coast of California.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr Speaker—70.

NOES—George D. Collins—1.

Resolution ordered transmitted to the Senate.

Speaker Presiding

At 9.30 p m., Hon. Sam L. Collins, Speaker of the Assembly, presiding.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed, as amended:

Assembly Bill No. 914
Assembly Bill No 1930

And respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of the Senate
By C V. TAYLOR, Assistant Secretary

Above bills ordered to unfinished business file.

SENATE CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted:

Assembly Joint Resolution No. 54

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above resolution ordered enrolled.

SENATE CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed:

Assembly Bill No. 651
Assembly Bill No. 2287

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bills ordered enrolled.

SENATE CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed, as amended:

Assembly Bill No. 138
Assembly Bill No. 1633
Assembly Bill No. 1946
Assembly Bill No. 2152
Assembly Bill No. 2519
Assembly Bill No. 2652
Assembly Concurrent Resolution No. 86
Assembly Concurrent Resolution No. 88

And respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bills ordered to unfinished business file.

SENATE CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed, as amended:

Assembly Bill No. 704

And respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bill ordered to unfinished business file.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 1216—An act making an appropriation to the Director of Finance for the acquisition and improvements of a site for the California State Fair.

Bill read third time.

Demand for Previous Question

Messrs. Waters, Debs, Luckel, Rosenthal, and Hinton demanded the previous question.

Demand for previous question sustained.

The question being on the passage of Senate Bill No. 1216.

The roll was called.

Call of the Assembly

Pending the announcement of the vote, Mr. Gannon moved a call of the Assembly.

Motion carried. Time, 9.35 p.m.

The Speaker directed the Sergeant-at-Arms to close the doors, and to bring in the following absent members:

Allen, Boyd, Collier, Cramer, M. Philip Davis, Dunn, Erwin, Knight, Robertson, Sheridan, Sherwin, and Silliman—12

PROCEEDINGS UNDER CALL OF THE ASSEMBLY
BY UNANIMOUS CONSENT
TEMPORARY SUSPENSION OF ASSEMBLY RULE NO. 85

Mr. Field asked for, and was granted, unanimous consent that Assembly Rule No. 85 be temporarily suspended for the purpose of placing a call of the Assembly on any matter on file.

REQUEST FOR PERMISSION TO INTRODUCE RESOLUTION

Pursuant to the provisions of Assembly Concurrent Resolution No. 73 and Joint Rule No. 23, and upon recommendation of the Speaker, Mr. Field moved that he be granted permission to introduce a resolution, at this time.

The roll was called, and permission granted by the following vote:

AYES—Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Clayton A. Dills, Dolwig, Doyle, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, O'Day, Price, Robertson, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—62.
NOES—None.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolution was offered:

Assembly Concurrent Resolution No. 93: By Mr. Field—Relative to the creation of the Joint Interim Committee on Tidelands.

Referred to Committee on Rules.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 1361—An act making an appropriation to the University of California for acquisition of land and improvements for the Meloland Experimental Station in Imperial County.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grunsky, Hahn, Hawkins, Hinckley, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—68.
NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 288—An act making an appropriation to the Department of Agriculture for the purpose of augmenting market news services.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Rosenthal, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—71.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 594—An act making an appropriation for the establishment of a Department of Wild Life and Marine Biology at Humboldt State College.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Rosenthal, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—71.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 941—An act to add Section 12441 of the Government Code, relating to filing with the Controller of copies of all state contracts, and making an appropriation, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Anderson, Berry, Blosser, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, George D. Collins, Conrad, Cooke, Crichton, M. Philip Davis, Debs, Ralph C. Dills, Dolwig, Doyle, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, Price, Robertson, Stanley, Stephenson, Stewart, Thomas, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—57.

NOES—Beck, Brady, Collier, Lester T. Davis, Clayton A. Dills, Elliott, Geddes, Hahn, Miller, Rosenthal, Silliman, and Thorp—12.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Berry, Blosser, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, George D. Collins, Conrad, Cooke, Crichton, M. Philip Davis, Debs, Ralph C. Dills, Dolwig, Doyle, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, Price, Robertson, Stanley, Stephenson, Stewart, Thomas, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—57.

NOES—Beck, Brady, Collier, Lester T. Davis, Clayton A. Dills, Elliott, Geddes, Hahn, Miller, Rosenthal, Silliman, and Thorp—12.

Bill ordered transmitted to the Senate.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolution was offered:

Assembly Joint Resolution No. 56: By Mr. Evans—Relative to an embargo on shipments of oil and petroleum products.

Request for Permission to Consider Resolution

Pursuant to the provisions of Assembly Concurrent Resolution No. 73 and Joint Rule No. 23, and upon recommendation of the Speaker, Mr. Evans moved that he be granted permission that Assembly Joint Resolution No. 56 be considered, at this time.

The roll was called.

Call of the Assembly

Pending the announcement of the vote, Mr. Evans moved a call of the Assembly.

Motion carried. Time, 9.40 p.m.

The Speaker directed the Sergeant-at-Arms to close the doors, and to bring in the following absent members:

Allen, Anderson, Bennett, Boyd, George D. Collins, Conrad, Cramer, Dickey, Ralph C. Dills, Dunn, Grant, Hinckley, Kilpatrick, Knight, O'Day, Price, Sheridan, and Sherwin—18.

PROCEEDINGS UNDER CALL OF THE ASSEMBLY BY UNANIMOUS CONSENT

TEMPORARY SUSPENSION OF ASSEMBLY RULE NO. 85

Mr. Evans asked for, and was granted, unanimous consent that Assembly Rule No. 85 be temporarily suspended for the purpose of placing a call of the Assembly on any matter on file.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 399—An act to add Sections 19485.1, 19620.1, 19627.1, and 19628 to the Business and Professions Code, and to add Section 20303 to the Education Code, relating to agricultural schools in state colleges, and providing for the appropriation of money for agricultural schools in educational institutions organized under Chapters 2 or 3.5 of Division 10 of the Education Code, and for such purpose increasing the revenue from the proceeds of horse racing meetings.

Bill read third time.

The roll was called, and the bill passed by the following vote

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Rosenthal, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—72.

NOES—None.

Bill ordered transmitted to the Senate

Senate Bill No. 1214—An act to amend Section 18191 of the Education Code, relating to the construction of school buildings.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Brady, Brown, Burke, Burns, Butters, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Clayton A. Dills, Dolwig, Doyle, Elliott, Erwin, Evans, Fletcher, Gaffney, Geddes, Grant, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, O'Day, Rosenthal, Silliman, Stanley, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—61.

NOES—None.

Bill ordered transmitted to the Senate.

UNFINISHED BUSINESS (RESUMED)

CONSIDERATION OF SENATE AMENDMENTS

Assembly Bill No. 138—An act to amend Sections 2020, 2186, and 2187 of the Welfare and Institutions Code, to repeal Sections 2021, 2021.01, and 2187.01 thereof, and to amend and renumber Section 2021.001 thereof, relating to aid to the aged, increasing the amount thereof, and making an appropriation, and declaring the urgency thereof, to take effect immediately.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 138?

Amendment No. 1

In line 1 of the title of the printed bill, as amended in the Assembly on May 26, 1947, after "2020," insert "2025.".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 2

On page 2 of said bill, after line 27, insert

"SEC. 4 Section 2025 of said code is amended to read:

2025 If, when, and during such times as the United States Government increases *or decreases* its contributions in assistance of the aged in this State *above or below the amount being paid on January 1, 1947, or above or below the amount payable as a result of any such increase or decrease*, the amount of the grant of aid provided for in this article shall be increased *or decreased* by an amount equal to such increase *or decrease* by the United States Government, but in no event shall the total aid granted under this chapter [exceed sixty dollars ($60)] *be more than sixty-five dollars ($65) nor less than fifty-five dollars ($55)* per month. *It is the intent of the Legislature that any change in contributions by the United States Government, whether increase or decrease, shall result in a corresponding change in the amount of this grant, within the limits established by this section*"

Amendment No. 3

On page 2, line 29, of said bill, strike out "4", and insert "5".

Amendment No. 4

On page 3, line 3, of said bill, strike out "5", and insert "6"

Amendment No. 5

On page 3, line 17, of said bill, strike out "6", and insert "7".

Amendment No. 6

On page 3, line 18, of said bill, strike out "7", and insert "8".

Amendment No. 7

On page 3, line 22, of said bill, strike out "8", and insert "9".

Amendment No. 8

On page 3 of said bill, strike out lines 19 to 21, inclusive, and insert "of August 1947."

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 138 by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick Loomis, Lowrey, Luckel, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Silliman, Stanley, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—70.

NOES—None.

Assembly Bill No. 138 ordered enrolled.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted:

Senate Concurrent Resolution No 71

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS (RESUMED)

The following resolution was read:

Senate Concurrent Resolution No. 71—Relative to amendment of Joint Rule 23.

Referred to Committee on Rules.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 657—An act to make an appropriation for a poultry disease diagnostic station in Stanislaus County.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, O'Day, Price, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr Speaker—64.

NOES—Field, Heisinger, Loomis, and Silliman—4.

Bill ordered transmitted to the Senate.

FURTHER PROCEEDINGS UNDER CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY JOINT RESOLUTION NO. 56

At 9.45 p.m., on motion of Mr. Evans, further proceedings under the call of the Assembly were dispensed with.

The names of the absentees were called, and permission to consider Assembly Joint Resolution No. 56 refused by the following vote:

AYES—Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Cramer, Crichton, Crowley, M. Philip Davis, Debs, Clayton A. Dills, Dolwig, Doyle, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Hahn, Hinton, Hollibaugh, Huyck, James, Johnson, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, Robertson, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Weber, and Wollenberg—48.

NOES—Beck, Collier, Cooke, Lester T. Davis, Elliott, Grunsky, Hawkins, Heisinger, Kirkwood, Miller, Rosenthal, Thomas, Thurman, and Waters—14.

Explanation of Vote

I voted "no" on Assembly Joint Resolution No. 56 because I believe the question of exporting oil to Russia should be left to the United States Department of State and the Federal Congress.

GEORGE MILLER, JR.
WILLIAM H. ROSENTHAL
LAUGHLIN WATERS
JULIAN BECK
LESTER T. DAVIS
ROBERT C. KIRKWOOD
DONALD L. GRUNSKY
JOHN B. COOKE

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 1480—An act to add Section 12154 to the Government Code, relating to the Secretary of State, and making an appropriation.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Debs, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Rosenthal, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—69.

NOES—Lowrey—1.

Bill ordered transmitted to the Senate.

Senate Bill No. 625—An act to amend Sections 21101, 21155, 21155.1, and 21156 of the Education Code, relating to the California Maritime Academy.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, Price, Rosenthal, Silliman, Stephenson, Stewart, Thomas, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—64.

NOES—George D. Collins and Elliott—2.

Bill ordered transmitted to the Senate.

Speaker Presiding

At 9.50 p.m., Hon. Sam L. Collins, Speaker of the Assembly, presiding.

Senate Bill No. 570—An act to add Section 2204.2 to the Education Code, relating to meetings of governing boards of school districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Berry, Blosser, Brady, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Dolwig, Doyle, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Niehouse, O'Day, Price, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—65.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 1575—An act to add Chapter 3.5 to Division 10 of the Education Code, relating to the establishment of the Mount Shasta Polytechnic School on certain state-owned lands in Siskiyou County, and providing for the government and operation thereof.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Dolwig, Doyle, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, Price, Rosenthal, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—69.

NOES—None.

Bill ordered transmitted to the Senate.

REPORTS OF STANDING COMMITTEES

Committee on Revenue and Taxation

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Revenue and Taxation, to which was referred:

Senate Bill No. 1406

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

HOLLIBAUGH, Chairman

Above reported bill ordered to second reading.

SECOND READING OF SENATE BILLS (BY UNANIMOUS CONSENT)

Senate Bill No. 1406—An act to add Sections 7310, 7354, 7653, and 7654 to the Revenue and Taxation Code, relating to the definition of persons and the imposition of storage or use taxes under the Motor Vehicle Fuel License Tax Law, to take effect immediately.

Bill read second time, and ordered to third reading.

Resolution to Suspend Constitutional Provision

The following resolution was offered:

By Mr. Hollibaugh:

Resolved, That Senate Bill No. 1406 presents a case of urgency, as that term is used in Article IV, Section 15, of the Constitution, and the provision of that section requiring that the bill be read on three several days in each house is hereby dispensed with, and it is ordered that said bill be read the third time, and placed upon its passage.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Brady, Brown, Burke, Burns, Butters, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Dolwig, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—66.

NOES—None.

Article IV, Section 15, of the Constitution was declared suspended.

CONSIDERATION OF SENATE BILL NO. 1406

Senate Bill No. 1406—An act to add Sections 7310, 7354, 7653, and 7654 to the Revenue and Taxation Code, relating to the definition of persons and the imposition of storage or use taxes under the Motor Vehicle Fuel License Tax Law, to take effect immediately.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Blosser, Brady, Brown, Burke, Burns, Butters, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Dolwig, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—66.

NOES—None.

Bill ordered transmitted to the Senate.

FURTHER PROCEEDINGS UNDER CALL OF THE ASSEMBLY DISPENSED WITH ON SENATE BILL NO. 1215

At 9.55 p.m., on motion of Mr. Stephenson, further proceedings under the call of the Assembly were dispensed with.

The names of the absentees were called, and Senate Bill No. 1215 passed by the following vote:

AYES—Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, George D. Collins, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Dolwig, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hawkins, Hollibaugh, Huyck, James, Johnson, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McCollister, Miller, Niehouse, O'Day, Robertson, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Weber, Wollenberg, and Mr. Speaker—55

NOES—Anderson, Beck, Bennett, Collier, Conrad, Clayton A. Dills, Ralph C. Dills, Doyle, Elliott, Geddes, Hahn, Heisinger, Hinckley, Hinton, Kilpatrick, Lyons, McMillan, Price, Rosenthal, and Waters—20.

Bill ordered transmitted to the Senate

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 578—An act to amend Sections 2156, 2162, 2164, and 2165 of the Education Code and to add Section 2160.1 to said code, relating to elections for the recall of members of governing boards of school districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Dolwig, Doyle, Elliott, Erwin, Field, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—69.

NOES—None.

Bill ordered transmitted to the Senate.

COMMUNICATIONS

By the Chief Clerk:

A communication from Mark T. Gates, Mayor of the City of Santa Monica, relative to House Resolution No. 187, was received, and ordered filed with the Secretary of State.

FURTHER PROCEEDINGS UNDER CALL OF THE ASSEMBLY DISPENSED WITH ON SENATE BILL NO. 1216

At 9.59 p.m., on motion of Mr. Gannon, further proceedings under the call of the Assembly were dispensed with.

The names of the absentees were called, and Senate Bill No. 1216 passed by the following vote:

AYES—Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, George D. Collins, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Dolwig, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hawkins, Holhbaugh, Huyck, James, Johnson, Kirkwood, Loomis, Lowrey, Luckel, Maloney, McCollister, Miller, Niehouse, O'Day, Price, Robertson, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Weber, Wollenberg, and Mr. Speaker—54.

NOES—Anderson, Beck, Bennett, Collier, Conrad, Clayton A. Dills, Ralph C. Dills, Doyle, Elliott, Geddes, Hahn, Heisinger, Hinckley, Hinton, Kilpatrick, Lyons, McMillan, Rosenthal, and Waters—19

Bill ordered transmitted to the Senate.

STATEMENT OF MR. HOWARD CRAMER REGARDING SENATE BILL NO. 1075

Mr. Speaker and Members of the Assembly

Some six weeks ago I made some remarks on the floor of the Assembly regarding a bill authored by Senators Swing and McBride. These remarks were wrongly interpreted as attacks on the authors. I wish to state that my objections were directed entirely against the contents of the bill itself and not against the authors, whom I regard as fine men and a credit to this Legislature.

ASSEMBLYMAN HOWARD CRAMER

UNFINISHED BUSINESS (RESUMED)

CONSIDERATION OF SENATE AMENDMENTS

Assembly Bill No. 1559—An act to add Section 32051.5 to the Government Code, relating to retirement benefits.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 1559?

Amendment No. 1

On page 1, line 25, of the printed bill, as amended in the Assembly on June 9, 1947, after "whatsoever," insert "except as provided in Section 32056,".

Amendment No. 2

On page 1 of the printed bill, as amended in the Senate on June 18, 1947, after line 18, insert

"This section shall not apply to any retirement system established prior to the effective date of this section until an actuarial study is made and the actuary certifies to the board of supervisors of the county in which the system is established that in his opinion the additional benefits provided by this section will not materially affect the actuarial soundness of the system."

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 1559 by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Dolwig,

Doyle, Elliott, Erwin, Field, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Hurck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—69.

NOES—None.

Assembly Bill No. 1559 ordered enrolled

RECESS

At 10.01 p. m., on motion of Mr. Dickey, the Assembly recessed until 10.07 p.m.

REASSEMBLED

At 10.07 p.m., the Assembly reconvened.

Hon. Sam L. Collins, Speaker of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

RESOLUTIONS

The following resolutions were offered:

By Mr. Ralph C. Dills:

House Resolution No. 288

Commending and thanking James T. Doyle for his service to this Assembly

WHEREAS, This Assembly has again come through its regular session with Doyle at the dials of its public address system; and

WHEREAS, The Members of this Assembly appreciate the patience with which "Jimmy" sits through our long sessions, giving close attention to the debate and skillfully operating the sound equipment so that each member can be clearly heard; now, therefore, be it

Resolved by the Assembly of the State of California, That James T. "Jimmy" Doyle is commended for his faithful and skillful operation of the public address system of this Assembly; and be it further

Resolved, That the Chief Clerk of the Assembly transmit a suitably prepared copy of this resolution to James T. Doyle as a token of the appreciation and friendship of the Members of this Assembly.

Request for Unanimous Consent

Mr. Ralph C. Dills asked for, and was granted, unanimous consent to take up House Resolution No. 288, at this time, without reference to committee or file.

Resolution read, and adopted unanimously.

Hon. Thomas J. Doyle Presiding

At 10.08 p.m., Hon. Thomas J. Doyle, Member of the Assembly from the Forty-fifth District, presiding.

EXPRESSION OF APPRECIATION

Mr. McMillan expressed appreciation to the members of the Committee on Conservation, Planning, and Public Works for their fine cooperation and attendance during this session.

Speaker Pro Tempore Presiding

At 10.09 p m., Hon. Thomas A. Maloney, Speaker pro Tempore of the Assembly, presiding.

RESOLUTIONS

The following resolutions were offered:

By Messrs. Gaffney and Maloney:

House Resolution No. 289

Relative to the American Legion Girls' State Assembly

WHEREAS, It has been the privilege of the Members of the Assembly of the State of California to have had in their midst members of the American Legion Girls' State Assembly; and

WHEREAS, In these last hours of the 1947 Regular Session and the 1947 First Extraordinary Session, it has been refreshing and heart-warming indeed to see this splendid group of girls, to realize that they stand for staunch and worthwhile ideals of American Democracy, and that they approach the future aware of and ready to meet their civic responsibilities and to combat any insidious ideology which may threaten the destruction of American ideals; and

WHEREAS, After a busy week's convention in Sacramento, where their fine quality of leadership was apparent, their unofficial participation in these final days of the 1947 Session of the Legislature can be taken as a happy omen for the future; now, therefore, be it

Resolved by the Assembly of the State of California, That the Assembly wish to express their appreciation for the visit, and congratulate the Speaker, the Speaker pro Tempore and the 20 members of the American Legion Girls' State Assembly upon their election as unofficial Members of the State Assembly, and commend them and the members of the Girls' State Assembly for their splendid ideals and their sturdy awareness of their responsibility to their State and to their Nation; and be it further

Resolved, That the Chief Clerk is hereby directed to present suitably engrossed copies of this resolution to the American Legion Girls' State Assembly, to Miss Dorothy Hatfield, Hermosa Beach, unofficial Speaker of the State Assembly, and to Miss Vilma Kennedy, San Francisco, unofficial Speaker pro Tempore of the State Assembly

Request for Unanimous Consent

Mr. Gaffney asked for, and was granted, unanimous consent to take up House Resolution No. 289, at this time, without reference to committee or file.

Resolution read, and adopted unanimously.

Speaker Presiding

At 10.10 p.m., Hon. Sam L. Collins, Speaker of the Assembly, presiding.

RESOLUTIONS

The following resolutions were offered:

By Messrs. Maloney, Wollenberg, Brady, O'Day, Berry, George D. Collins, and Gaffney:

House Resolution No. 290

Relative to the passing of Luella Inez Blosser

WHEREAS, Luella Inez Blosser, a native of Iowa, passed from this life today at Creston, Iowa, at the age of 87 years; and

WHEREAS, This body is saddened by the bereavement of one of its members whose loss enkindles the flames of respect and admiration of motherhood as well as sympathy in his hour of sadness; and

WHEREAS, This venerable woman and mother, who as a young woman was widowed and left with the responsibility of three young children whom she raised with loving care and devotion to manhood and womanhood; and who now survive her as Mabel Grace Kinkade, Harry J., and Raymond W. Blosser; now, therefore, be it

Resolved by the Assembly of the State of California, That the Members of this Assembly express their sorrow at the passing of this fine and respected mother, and that when this Assembly adjourns today that it do so in respect to her memory; and be it further

Resolved, That the Chief Clerk of the Assembly be, and he is hereby, directed to have suitable copies of this resolution prepared and presented to the surviving children of Luella Inez Blosser.

Request for Unanimous Consent

Mr. Maloney asked for, and was granted, unanimous consent to take up House Resolution No. 290, at this time, without reference to committee or file.

Resolution read, and adopted unanimously.

By Messrs. O'Day, George D. Collins, Wollenberg, Maloney, Gaffney, Berry, Blosser, and Brady:

House Resolution No. 291

Congratulating George R. Reilly

WHEREAS, The Honorable George R. Reilly, member of the State Board of Equalization, First District, has been a leader in the civic affairs of San Francisco for many years and has been an active participant in the promotion and direction of outstanding community enterprises; and

WHEREAS, Mr. Reilly has been primarily responsible for organizing and mobilizing the community in the St. Patrick's Day parade and celebration in San Francisco, an annual event which has contributed immeasurably to the cause of tolerance, freedom from religious and racial discrimination, and to the Brotherhood of Man; and

WHEREAS, This Assembly believes that such celebrations for such a worthy cause are to be encouraged and should become state-wide and nation-wide in scope; now, therefore, be it

Resolved by the Assembly of the State of California, That the Members of this Assembly commend the Honorable George R. Reilly upon his leadership in organizing and promoting the annual St. Patrick's Day Celebration and parade in San Francisco in the interests of tolerance and freedom from religious and racial discrimination and the Brotherhood of Man; and be it further

Resolved, That the Chief Clerk of the Assembly is directed to forward a suitably prepared copy of this resolution to Mr. Reilly with the sincere good wishes of every Member of this Assembly.

Request for Unanimous Consent

Mr. O'Day asked for, and was granted, unanimous consent to take up House Resolution No. 291, at this time, without reference to committee or file.

Resolution read, and adopted unanimously.

By Messrs. O'Day, Maloney, Wollenberg, George D. Collins, Berry, Gaffney, Brady, and Blosser:

House Resolution No. 292

Congratulating Mr. Daniel F. Del Carlo

WHEREAS, Mr. Daniel F. Del Carlo, a leader in the organized labor movement in San Francisco, has been honored this year by unanimous election as president of the Golden Gate Bridge and Highway District, and also as secretary of the San Francisco Building and Construction Trades Council; and

WHEREAS, Mr. Del Carlo is also serving as a member of the Public Utilities Commission for the City and County of San Francisco, and as a member of the Regional Advisory Board of the Civilian Production Administration; and

WHEREAS, He has likewise taken an active and prominent part in the affairs of the community for many years, and has been identified with many notable civic enterprises; now, therefore, be it

Resolved by the Assembly of the State of California, That the Members of this Assembly extend congratulations to Daniel F. Del Carlo upon his election as president of the Golden Gate Bridge and Highway District, and also as secretary of the San Francisco Building and Construction Trades Council; and be it further

Resolved, That this Assembly commends Mr. Del Carlo upon his constructive record of public service; and be it further

Resolved, That the Chief Clerk of the Assembly is directed to forward a suitably prepared copy of this resolution to Mr. Del Carlo with the sincere good wishes of every Member of the Assembly.

Request for Unanimous Consent

Mr. O'Day asked for, and was granted, unanimous consent to take up House Resolution No. 292, at this time, without reference to committee or file.

Resolution read, and adopted unanimously.

By Mr. Ralph C. Dills:

House Resolution No. 293

Relating to a Legislative Office for Members of the Assembly at Los Angeles

WHEREAS, Assembly Bill No. 2144, as amended in Senate June 18, 1947, provides that a Legislative Office for use of Members of the Assembly in the performance of their duties shall be maintained at all times by the Department of Finance in the Sixth Agricultural District Building in Los Angeles, and that the office shall be under the management and control of such Member of the Assembly as may be selected by a majority of the members from Los Angeles County, and that the member thus selected shall have the same powers as are granted to a Senator under Section 9102 of Article 4, Chapter 1, Part 1, Division 2, Title 2, of the Government Code; and

WHEREAS, The members of the Los Angeles County Delegation have agreed that Assemblyman Jonathan J. Hollibaugh shall be designated as the Assemblyman in charge of the office; now, therefore, be it

Resolved by the Assembly of the State of California, That the selection of Jonathan J. Hollibaugh by the members of the Los Angeles County Delegation is hereby approved and Jonathan J. Hollibaugh is hereby appointed the Member of the Assembly to manage and control the legislative office provided or to be provided for the use of the Members of the Assembly in the performance of their duties, which office is maintained or will be maintained in the Sixth Agricultural District Building in Los Angeles, under all the terms and conditions set forth in Assembly Bill No. 2144.

Request for Unanimous Consent

Mr. Ralph C. Dills asked for, and was granted, unanimous consent to take up House Resolution No. 293, at this time, without reference to committee or file.

Resolution read, and adopted unanimously.

By Messrs. O'Day, Brady, Berry, Gaffney, Maloney, George D. Collins, Blosser, and Wollenberg:

House Resolution No. 294

Congratulating Gerald P. Haggerty upon his appointment as Federal Jury Commissioner

WHEREAS, Gerald P. Haggerty, former Member of the Assembly from the Twenty-fifth District in the City and County of San Francisco, has been honored by unanimous appointment as Federal Jury Commissioner for the United States District Court, Northern California; and

WHEREAS, Mr. Haggerty served in the Assembly with distinction in the Fifty-fifth and Fifty-sixth Sessions of the California Legislature and is well and favorably known to the Members of this Assembly; and

WHEREAS, Mr. Haggerty possesses the ability, experience, and all the qualifications necessary for the making of an outstanding Jury Commissioner of the United States District Court; and

WHEREAS, His appointment has brought great pleasure to and reflected honor upon Members of this Assembly, who are indeed proud of their former colleague; and

WHEREAS, The Members of this Assembly feel that the United States District Court Judges making the appointment are to be commended upon the selection of such a fine citizen as Mr. Haggerty; now, therefore, be it

Resolved by the Assembly of the State of California, That the Members of this Assembly extend to the Honorable Gerald P. Haggerty their congratulations upon his appointment as Jury Commissioner for the Northern and Southern Districts of the Federal District Court, Northern California; and be it further

Resolved, That the Chief Clerk of the Assembly is directed to send a suitably prepared copy of this resolution to Mr. Haggerty with the sincere good wishes of every Member of this Assembly, and also to send copies to United States District Judges Michael J. Roche, George B. Harris, and Louis E. Goodman

Request for Unanimous Consent

Mr. O'Day asked for, and was granted, unanimous consent to take up House Resolution No. 294, at this time, without reference to committee or file.

Resolution read, and adopted unanimously.

By Messrs. O'Day, Berry, Brady, Gaffney, Maloney, Wollenberg, George D. Collins, and Blosser:

House Resolution No. 295

Congratulating Mr. James E. Rickets

WHEREAS, Mr. James E. Rickets, prominent citizen of San Francisco, was recently elected unanimously President of the San Francisco Building and Construction Trades Council; and

WHEREAS, Mr. Rickets has been identified with the labor movement in San Francisco for more than 40 years and has gained the admiration and respect of the entire community by his fair dealings and intelligent approach to the problems of the working man and woman; and

WHEREAS, He has been a leader of the building crafts and represented organized labor with distinction and honor for many years as an official of the Building and Construction Trades Council in San Francisco; and

WHEREAS, He enjoys the confidence and trust of both labor and capital as a result of his eminent fairness in the field of industrial relations; and

WHEREAS, Mr. Rickets is also serving now as general manager of the Golden Gate Bridge and Highway District, which, under his able and efficient administration, has achieved high success in its operations; now, therefore, be it

Resolved by the Assembly of the State of California, That the Assembly of the State of California extends its congratulations to Mr. James E. Rickets upon his election as President of the San Francisco Building and Construction Trades Council, and his fine record as General Manager of the Golden Gate Bridge and Highway District; and be it further

Resolved, That the Chief Clerk of the Assembly is directed to forward a suitably prepared copy of this resolution to Mr. Rickets with the sincere good wishes of every Member of this Assembly.

Request for Unanimous Consent

Mr. O'Day asked for, and was granted, unanimous consent to take up House Resolution No. 295, at this time, without reference to committee or file.

Resolution read, and adopted.

By Messrs. O'Day, Gaffney, Berry, Maloney, Wollenberg, Brady, Blosser, and George D. Collins:

House Resolution No. 296

Relative to adjournment in respect to the memory of Mrs. Mary G. Harrison

WHEREAS, Death came to Mrs. Mary G. Harrison, pioneer resident of the State of California, in the City of Los Angeles on June 15, 1947; and

WHEREAS, Mrs. Harrison, the widow of the late Edward C. Harrison, was a woman of great charm and personality, whose legion of friends admired and respected her for her many fine accomplishments; and

WHEREAS, Mrs. Harrison, a native of San Francisco, was the mother of Maurice E. Harrison, Mrs. A. Werner Lawson, Edward T. Harrison, Gregory A. Harrison, Mrs. Charles W. Cobb, Mrs. Agnes H. van der Leck, and the late Mrs. Lucy H. Baker, and a sister of Mrs. Earle M. Waterman; and

WHEREAS, It is with sincere regret that Members of this Assembly have learned of Mrs. Harrison's passing; now, therefore, be it

Resolved by the Assembly of the State of California, That the Members of this Assembly hereby express their condolences to the family of Mrs. Mary G. Harrison upon her untimely passing; and be it further

Resolved, That when the Assembly this day adjourns, it adjourn out of respect to the memory of Mrs. Mary G. Harrison; and be it further

Resolved, That the Chief Clerk of the Assembly is instructed to transmit suitably prepared copies of this resolution to the members of Mrs. Harrison's family

Request for Unanimous Consent

Mr. O'Day asked for, and was granted, unanimous consent to take up House Resolution No. 296, at this time, without reference to committee or file.

Resolution read, and adopted.

By Mr. Dickey:

House Resolution No. 297

WHEREAS, Fox West Coast Theaters, Charles P. Skouras, President; Richard Spier, Division Manager; W. H. Lollier, Tax Division and Civic Public Relations; George M. Nasser, President, California Theaters Association; Mrs. Hulda McGinn, California Theaters Association, and Blumenfeld Theater Circuit, Joseph Blumenfeld, Manager, have contributed to the entertainment of the Members of the Assembly and their families during their stay in Sacramento, by granting admission courtesies of their various places of amusement; now, therefore, be it

Resolved, That the Members of the Assembly hereby express their appreciation of the thoughtful courtesy extended them by the aforesaid theaters and their officials; and be it further

Resolved, That the Chief Clerk of the Assembly be directed to transmit a copy of this resolution, suitably engrossed, to each of said parties

Request for Unanimous Consent

Mr. Weber asked for, and was granted, unanimous consent to take up House Resolution No. 297, at this time, without reference to committee or file.

Resolution read, and adopted unanimously.

REPORTS OF STANDING COMMITTEES

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Rules, to which was referred:

House Resolution No. 286

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

DICKEY, Chairman

CONSIDERATION OF HOUSE RESOLUTION NO. 286

House Resolution No. 286

In tribute to Mrs. Kathryn T. Niehouse

WHEREAS, During this Fifty-seventh Session of the Legislature it has been the privilege of the Members of the Assembly to have as a fellow member Mrs. Kathryn T. Niehouse; and

WHEREAS, This gracious and lovely lady has been a wholesome and kindly leavening influence upon the Members of the Assembly; and

WHEREAS, Her ability, her sincerity of purpose, her serenity and uniform courtesy could always be relied upon in considering any legislation; and

WHEREAS, Mrs. Kathryn T. Niehouse, in the difficult role of being the only woman Member of the Legislature of the State of California, during the Fifty-seventh Session of the Legislature has conducted herself so as to win the admiration and affection of her fellow Members of the Legislature; now, therefore, be it

Resolved by the Assembly of the State of California, That in concluding its labors of the Fifty-seventh Session of the Legislature, this House sincerely desires to express its warm regards for Mrs. Kathryn T. Niehouse; and be it further

Resolved, That the Chief Clerk is directed to transmit an engrossed copy of this resolution to Mrs. Kathryn T. Niehouse.

Resolution read, and adopted unanimously.

RESOLUTIONS

The following resolutions were offered:

By Messrs. Weber and Heisinger:

House Resolution No. 298

Relative to Commending Charles W. Robbins

WHEREAS, In the midst of introducing, amending, re-amending, and submitting conference reports upon bills during a legislative session, many members seldom call to mind the painstaking, precise and exacting labor with which the Engrossing and Enrolling Clerk is required to set these pieces, almost puzzle-like in form, into the finished measure that becomes a part of the statutory law of the State; and

WHEREAS, Tireless in devotion to duty throughout the session have been the efforts of Charles W. Robbins in his functions both in engrossing and in enrolling the measures pending before the Legislature; and

WHEREAS, The Committee on Legislative Procedure and the chairman thereof have received the boundless assistance of Charles W. Robbins as Engrossing and Enrolling Clerk; now, therefore, be it

Resolved by the Assembly of the State of California, That the work of Charles W. Robbins, Engrossing and Enrolling Clerk, is greatly appreciated; and be it further

Resolved, That the Chief Clerk of the Assembly transmit a copy of this resolution, suitably engrossed, to Charles W. Robbins

Request for Unanimous Consent

Mr. Weber asked for, and was granted, unanimous consent to take up House Resolution No. 298, at this time, without reference to committee or file.

Resolution read, and adopted unanimously.

By Mr. Wollenberg:

House Resolution No. 299

Thanking James S. Dean, Director of Finance, for his cooperation

WHEREAS, James S. Dean, Director of Finance for the State of California has had the responsibility for the preparation of the Budget Bill presented to this Legislature at its Regular Session of 1947; now, therefore, be it

Resolved by the Assembly of the State of California, That the Members of this Assembly extend to James S. Dean and to the entire staff of the Division of Budgets and Accounts, their sincere thanks and appreciation for the thorough and excellent work that was done in the preparation of the budget, and for their continuing cooperation and assistance throughout committee hearings on the bill and while the Budget Bill was under consideration on the floor of this Assembly; and be it further

Resolved, That the Chief Clerk transmit suitably prepared copies of this resolution to James S. Dean, State Director of Finance.

Request for Unanimous Consent

Mr. Wollenberg asked for, and was granted, unanimous consent to take up House Resolution No. 299, at this time, without reference to committee or file.

Resolution read, and adopted unanimously.

By Mr. Maloney:

House Resolution No. 300

Resolved, That the thanks of the Assembly are hereby tendered to Herbert B. Bronner, Chief of the Division of Audits and Disbursements, and to J. E. Esola, Assistant Chief of the Division of Audits and Disbursements, for the uniform courtesy they have shown to each and every Member of this Assembly during this session of the Legislature, and for the able and competent manner in which they have handled the business of their offices.

Request for Unanimous Consent

Mr. Maloney asked for, and was granted, unanimous consent to take up House Resolution No. 300, at this time, without reference to committee or file.

Resolution read, and adopted unanimously.

By Mr. Doyle:

House Resolution No. 301

Resolved, That the thanks of the Assembly are extended to Mr. Paul Crum in charge of the Legislative Bill Room, and to Miss Alberta Stuzmann, and the entire force of the Legislative Bill Room for the uniform courtesy they have shown to each and every Member of this Assembly, and the efficient manner of handling the distribution of publications during this session of the Legislature.

Request for Unanimous Consent

Mr. Doyle asked for, and was granted, unanimous consent to take up House Resolution No. 301, at this time, without reference to committee or file.

Resolution read, and adopted unanimously.

Hon. Edward M. Gaffney Presiding

At 10.12 p.m., Hon. Edward M. Gaffney, Member of the Assembly from the Twenty-sixth District, presiding.

By Mr. Lester T. Davis:

House Resolution No. 302

Resolved, That the thanks of the Assembly are extended to Mrs. Cruz Wallquist, Chief Operator, and to the Capitol Exchange operators for the courteous and efficient manner in which they have performed their duties during this Fifty-seventh Session of the Legislature; and be it further

Resolved, That a copy of this resolution be suitably engrossed and presented to Mrs. Cruz Wallquist.

Request for Unanimous Consent

Mr. Lester T. Davis asked for, and was granted, unanimous consent to take up House Resolution No. 302, at this time, without reference to committee or file.

Resolution read, and adopted unanimously.

Speaker Presiding

At 10.13 p.m., Hon. Sam L. Collins, Speaker of the Assembly, presiding.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted:

Senate Concurrent Resolution No. 72

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS (RESUMED)

The following resolution was read:

Senate Concurrent Resolution No. 72—Relative to the creation of Joint Interim Committee on Tidelands.

Request for Unanimous Consent

Mr. Ralph C. Dills asked for, and was granted, unanimous consent to take up Senate Concurrent Resolution No. 72, at this time, without reference to committee or file.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 72

Senate Concurrent Resolution No. 72—Relative to the creation of Joint Interim Committee on Tidelands.

Motion to Amend

Mr. Ralph C. Dills moved the adoption of the following amendments:

Amendment No. 1

On page 2 of the printed resolution, paragraph 2, line 1, after "of", strike out "three", and insert "five"; and in line 3 after "and", insert "five".

Amendment No. 2

On page 3 of said measure, paragraph 6, line 1, after "dollar", strike out "fifteen thousand ($15,000)", and insert "twenty-five thousand ($25,000)".

Amendments read, and adopted.

Request for Unanimous Consent

Mr. Ralph C. Dills asked for, and was granted, unanimous consent to take up Senate Concurrent Resolution No. 72 as amended, at this time, without reference to print or file.

Consideration of Senate Concurrent Resolution No. 72, as Amended

Senate Concurrent Resolution No. 72—Relative to the creation of Joint Interim Committee on Tidelands.

Resolution read, as amended.

The roll was called, and the resolution adopted by the following vote:

AYES—Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, M. Philip Davis, Debs, Dickey, Ralph C. Dills, Doyle, Erwin, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Hahn, Hinckley, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, Niehouse, O'Day, Price, Robertson, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Waters, Weber, and Mr Speaker—56.

NOES—George D. Collins and Elliott—2.

Resolution ordered transmitted to the Senate.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to:

Senate Bill No. 285
Senate Bill No. 288
Senate Bill No. 594
Senate Bill No. 1219
Senate Bill No. 399
Senate Bill No. 578

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

SENATE CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to:

Senate Bill No. 192
Senate Bill No. 570

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

SENATE CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted:

Assembly Joint Resolution No. 55

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above resolution ordered enrolled.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 581—An act making an appropriation to the Water Resources Board for the investigation of the water resources of the Santa Ana River Stream System.

Bill read third time.

The roll was called.

Call of the Assembly

Pending the announcement of the vote, Mr. Erwin moved a call of the Assembly.

Motion carried. Time, 10.15 p.m.

The Speaker directed the Sergeant-at-Arms to close the doors, and to bring in the following absent members:

Allen, Anderson, Beck, Boyd, George D. Collins, Crowley, Lester T. Davis, Ralph C. Dills, Dolwig, Dunn, Evans, Hinton, Hollibaugh, Knight, Lowrey, McCollister, Miller, O'Day, Rosenthal, Sheridan, Sherwin, Thurman, and Wollenberg—23.

PROCEEDINGS UNDER CALL OF THE ASSEMBLY
BY UNANIMOUS CONSENT
TEMPORARY SUSPENSION OF ASSEMBLY RULE NO. 85

Mr. Erwin asked for, and was granted, unanimous consent that Assembly Rule No. 85 be temporarily suspended for the purpose of placing a call of the Assembly on any matter on file.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed, as amended:

Assembly Bill No. 1434

And respectfully requests your honorable body to concur in said amendments

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bill ordered to unfinished business file.

UNFINISHED BUSINESS (RESUMED)
CONSIDERATION OF SENATE AMENDMENTS

Assembly Bill No. 1633—An act to amend the title of, and to add Sections 1.5 and 3.5 to, an act entitled "An act to provide for the construction of a road in Marin County, and including its incorporation into the State Highway System, and making an appropriation," approved July 18, 1945, relating to the purposes of expenditure of said appropriation, and making an appropriation, declaring the urgency thereof, to take effect immediately.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 1633?

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Section 1 5", and insert "Sections 1 5 and 3.5".

Amendment No. 2

In line 6 of the title of the printed bill, following "appropriation," insert "and making an appropriation,".

Amendment No. 3

On page 1 of said bill, between lines 16 and 17, insert

"SEC. 3. Section 3.5 is added to the act cited in the title hereof, to read:

Sec. 3.5. Upon the execution of a binding contract, executed on behalf of the State of California by the Director of Finance and approved by the Attorney General, whereby the Golden Gate Bridge and Highway District agrees to repay to the State of California the sum herein specified, together with interest thereon at such rate as may be provided in said contract which will reimburse the Teachers' Permanent Fund at the average rate of interest earned on all other moneys invested for said fund, out of the first toll revenues of the district collected after the bonded indebtedness of the district has been retired, and the State has been reimbursed for any sums made available under contract executed pursuant to Section 2 of this act, the State Treasurer shall transfer to the State Highway Fund the sum of five million dollars ($5,000,000), which sum is hereby appropriated out of any money in the Teachers' Permanent Fund in the State Treasury to be expended by the Department of Public Works for the purposes of this act.

When the sum hereby appropriated is repaid to the State of California as provided in this section, such sum shall be deposited in the Teachers' Permanent Fund and the interest paid thereon shall be paid into the same fund."

Amendment No. 4

On page 1, line 17, of said bill, strike out "3", and insert "4".

Amendment No. 5

On page 2, line 15, of the printed bill, as amended in the Senate on June 11, 1947, strike out "Treasurer", and insert "Controller"

Amendment No. 6

Strike out lines 7 and 8 of the title of the printed bill, as amended in the Senate on June 20, 1947, and insert "ing an appropriation."

Amendment No. 7

On page 2 of said bill, strike out lines 24 to 39, inclusive.

The roll was called, and the Assembly refused to concur in Senate amendments to Assembly Bill No. 1633 by the following vote:

AYES—Beck, Brady, Debs, and Kirkwood—4.

NOES—Anderson, Bennett, Berry, Blosser, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, M. Philip Davis, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Huyck, James, Johnson, Kilpatrick, Loomis, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Sillman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Waters, Weber, and Mr. Speaker—57.

Appointment of Committee on Conference Concerning Assembly Bill No. 1633

The Speaker announced the appointment of Messrs. O'Day, Robertson, and Kirkwood as a Committee on Conference concerning Assembly Bill No. 1633.

Speaker Pro Tempore Presiding

At 10.17 p.m., Hon. Thomas A. Maloney, Speaker pro Tempore of the Assembly, presiding.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 990—An act to add Chapter 3 to Division 1 of the Water Code, relating to the investigation of underground water conditions by the Department of Public Works; providing for powers and duties of the Department of Public Works in connection therewith; making an appropriation therefor; and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read.

Request for Unanimous Consent That Mr. Thomas Be Granted Additional Time

Mr. Kirkwood asked for, and was granted, unanimous consent that Mr. Thomas be granted one minute additional time for the purpose of answering a question.

Request for Unanimous Consent That Mr. Evans Be Granted Additional Time

Mr. Ralph C. Dills asked for, and was granted, unanimous consent that Mr. Evans be granted additional time for debate.

The question being on the adoption of the urgency clause to Senate Bill No. 990.

Speaker Presiding

At 10.25 p.m., Hon. Sam L. Collins, Speaker of the Assembly, presiding.

Demand for Previous Question

Messrs. Waters, Conrad, Luckel, Price, and Clayton A. Dills demanded the previous question.

Demand for previous question sustained.

The question being on the adoption of the urgency clause to Senate Bill No. 990.

The roll was called.

Call of the Assembly

Pending the announcement of the vote, Mr. Silliman moved a call of the Assembly.

Motion carried. Time, 10.26 p.m.

The Speaker directed the Sergeant-at-Arms to close the doors, and to bring in the following absent members:

Allen, Anderson, Beck, Boyd, George D. Collins, Crowley, Lester T. Davis, Ralph C. Dills, Dolwig, Dunn, Evans, Hinton, Hollibaugh, Knight, Lowrey, McCollister, Miller, O'Day, Rosenthal, Sheridan, Sherwin, Thurman, and Wollenberg—23.

PROCEEDINGS UNDER CALL OF THE ASSEMBLY BY UNANIMOUS CONSENT

REQUEST FOR TEMPORARY SUSPENSION OF ASSEMBLY RULE NO. 85

Mr. Silliman asked for unanimous consent that Assembly Rule No. 85 be temporarily suspended for the purpose of placing a call of the Assembly on any matter on file.

Mr. Evans withheld unanimous consent.

Motion for Temporary Suspension of Assembly Rule No. 85

Mr. Silliman moved that Assembly Rule No. 85 be temporarily suspended for the purpose of placing a call of the Assembly on any matter on file.

The roll was called, and the motion carried by the following vote:

AYES—Beck, Berry, Blosser, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dolwig, Elliott, Erwin, Gaffney, Gannon, Grant, Grunsky, Hahn, Heisinger, Hinckley, Huyck, James, Johnson, Kirkwood, Loomis, Lowrey, Luckel, Maloney, Miller, Niehouse, Price, Robertson, Silliman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, and Wollenberg—52.

NOES—Clayton A. Dills, Ralph C. Dills, Doyle, Evans, Fletcher, Geddes, Hollibaugh, Kilpatrick, and Thomas—9.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate appointed Senators Keating, Busch, and Quinn as a Committee on Conference concerning:

Assembly Bill No. 1633—An act to amend the title of, and to add Sections 1.5 and 3.5 to, an act entitled "An act to provide for the construction of a road in Marin County, and including its incorporation into the State Highway System, and making an appropriation," approved July 18, 1945, relating to the purposes of expenditure of said appropriation, and making an appropriation, declaring the urgency thereof, to take effect immediately.

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 1423—An act making an appropriation to the Regents of the University of California for establishing and operating an Institute of Transportation and Traffic Engineering.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Huyck, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Robertson, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Mr. Speaker—64.

NOES—None

Bill ordered transmitted to the Senate.

Senate Bill No. 730—An act appropriating money to be expended by the State Department of Finance for the acquisition of property rights to be used in cooperation with the Federal Government in accordance with the provisions of United States Senate Document 142, Seventy-ninth Congress, Second Session.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, George D. Collins, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Waters, Weber, and Mr. Speaker—63.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 903—An act making an appropriation to the Department of Finance for the acquisition of historical paintings relative to the missions in early California history.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Clarke, Collier, George D. Collins, Conrad, Cramer, Crichton, Lester T. Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger,

Hinckley, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Luckel, Lyons, Maloney, McCollister, Miller, O'Day, Price, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—58

NOES—Loomis—1

Bill ordered transmitted to the Senate.

FURTHER PROCEEDINGS UNDER CALL OF THE ASSEMBLY DISPENSED WITH ON SENATE BILL NO. 581

At 10.38 p.m., on motion of Mr. Erwin, further proceedings under the call of the Assembly were dispensed with.

The names of the absentees were called, and Senate Bill No. 581 passed by the following vote:

AYES—Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Ralph C. Dills, Dolwig, Doyle, Erwin, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hinckley, Huyck, James, Johnson, Kirkwood, Lowrey, Luckel, Lyons, Maloney, McCollister, Miller, Niehouse, O'Day, Price, Robertson, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—56

NOES—Bennett, Cooke, Debs, Clayton A. Dills, Elliott, Evans, Hawkins, Heisinger, Kilpatrick, Loomis, and McMillan—11.

Bill ordered transmitted to the Senate.

RESOLUTION TO SUSPEND CONSTITUTIONAL PROVISION

The following resolution was offered:

By Mr. Price:

Resolved, That Senate Bill No. 1571 presents a case of urgency, as that term is used in Article IV, Section 15, of the Constitution, and the provision of that section requiring that the bill be read on three several days in each house is hereby dispensed with, and it is ordered that said bill be read the third time, and placed upon its passage.

Resolution read.

Demand for Previous Question

Messrs. Loomis, Hinckley, Luckel, Evans, and Beck demanded the previous question.

Demand for previous question sustained.

The question being on the adoption of the resolution suspending the constitutional provision relative to Senate Bill No. 1571.

The roll was called.

Motion for Call of the Assembly

Pending the announcement of the vote, Mr. Price moved a call of the Assembly.

Motion lost.

The vote was announced, and the resolution suspending the constitutional provision relative to Senate Bill No. 1571 refused adoption by the following vote:

AYES—Beck, Bennett, Berry, Blosser, Brown, Burns, Butters, Conrad, Cooke, Crichton, Crowley, Debs, Clayton A. Dills, Dolwig, Gaffney, Grant, Grunsky, Hahn, Hawkins, Hinckley, James, Johnson, Kilpatrick, Kirkwood, Loomis, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Silliman, Stanley, Stephenson, Thompson, Waters, Weber, Wollenberg, and Mr. Speaker—41.

NOES—Anderson, Burke, Caldecott, Carey, Clarke, Collier, George D. Collins, Cramer, Lester T. Davis, Dickey, Ralph C. Dills, Doyle, Elliott, Evans, Field, Fletcher, Gannon, Geddes, Heisinger, Hollibaugh, Huyck, Lowrey, Luckel, Robertson, Stewart, and Thomas—26.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Concurrent Resolution No. 60—Relative to the creation of the Joint Interim Committee on Water Problems.

Resolution read.

The roll was called.

Call of the Assembly

Pending the announcement of the vote, Mr. Weber moved a call of the Assembly.

Motion carried. Time, 10.40 p.m.

The Speaker directed the Sergeant-at-Arms to close the doors, and to bring in the following absent members:

Allen, Anderson, Boyd, M. Philip Davis, Dickey, Dunn, Hinton, Hollibaugh, Knight, Robertson, Rosenthal, Sheridan, Sherwin, Thorp, and Thurman—15.

PROCEEDINGS UNDER CALL OF THE ASSEMBLY BY UNANIMOUS CONSENT
TEMPORARY SUSPENSION OF ASSEMBLY RULE NO. 85

Mr. Weber asked for, and was granted, unanimous consent that Assembly Rule No. 85 be temporarily suspended for the purpose of placing a call of the Assembly on any matter on file.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 63 (BY UNANIMOUS CONSENT)

Senate Concurrent Resolution No. 63—Relative to legislative participation in public celebrations and exhibits to be held throughout the State commemorative of significant events in the history of the State, creating the Legislative Centennial Committee and defining its powers and duties.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Collier, George D. Collins, Conrad, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—64.

NOES—None.

Resolution ordered transmitted to the Senate.

REPORTS OF STANDING COMMITTEES

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Rules, to which was referred:

Senate Concurrent Resolution No. 71

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

DICKEY, Chairman

Above reported resolution ordered on file for adoption.

REQUEST FOR UNANIMOUS CONSENT

Mr. Dickey asked for, and was granted, unanimous consent to take up Senate Concurrent Resolution No. 71, at this time, without reference to print or file.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 71

Senate Concurrent Resolution No. 71—Relative to amendment of Joint Rule No. 23.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Anderson, Berry, Blosser, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cramer, Crichton, Lester T. Davis, Debs, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Evans, Field, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Stanley, Stephenson, Stewart, Thomas, Thompson, Waters, Weber, Wollenberg, and Mr. Speaker—57.

NOES—None.

Resolution ordered transmitted to the Senate.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to:

Senate Bill No. 1214

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

SENATE CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day respectfully refused to concur in Assembly amendments to:

Senate Bill No. 1423—An act making an appropriation to the Regents of the University of California for establishing and operating an Institute of Transportation and Traffic Engineering;

And appointed Senators Hatfield, Rich, and Breed as a Committee on Conference to meet a like committee from the Assembly.

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

SENATE CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed, as amended:

Assembly Bill No. 538

And respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bill ordered to unfinished business file.

MOTION TO REQUEST OPINION FROM THE OFFICE OF THE LEGISLATIVE COUNSEL

Mr. McCollister moved that the office of the Legislative Counsel be requested to render to the Assembly an opinion relative to the agenda for the Budget Session, next year, and to forward to each member a copy of said opinion.

Mr. Doyle seconded the motion.

Motion carried.

UNFINISHED BUSINESS (RESUMED)

CONSIDERATION OF SENATE AMENDMENTS

Assembly Concurrent Resolution No. 86—Relative to amending Rules Nos. 36 and 37 of the Joint Rules of the Legislature, relating to committees.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Concurrent Resolution No. 86?

Amendment No. 1

In line 2 of the title of the printed measure, as amended in the Assembly on June 12, 1947, strike out "Rules Nos. 36 and 37", and insert "Rule No. 36".

Amendment No. 2

On page 3 of said measure, strike out lines 20 to 51, inclusive; and on page 4, strike out lines 1 to 49, inclusive.

Amendment No. 3

On page 2, line 43, of said measure, strike out "twenty dollars ($20)", and insert "fifteen dollars ($15)".

The roll was called, and the Assembly concurred in Senate amendments to Assembly Concurrent Resolution No. 86 by the following vote:

AYES—Anderson, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Stanley, Stephenson, Stewart, Thomas, Thompson, Waters, Weber, Wollenberg, and Mr. Speaker—64.

NOES—None.

Assembly Concurrent Resolution No. 86 ordered enrolled.

REPORTS OF STANDING COMMITTEES

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Rules, to which was referred:

House Resolution No. 287

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

DICKEY, Chairman

CONSIDERATION OF HOUSE RESOLUTION NO. 287

House Resolution No. 287

Relative to the creation of the Assembly Interim Committee on Tide and Submerged Lands

WHEREAS, The National Congress has recently passed legislation providing that the Federal Government will cooperate to the extent of paying one-third of the total development costs of any activities on our coast line; and

WHEREAS, There has been developed in the last two years a knowledge of the difficult position of the State of California because of lack of leadership looking toward the development of the tide and submerged lands; and

WHEREAS, Because of the conflict between the State Chamber of Commerce and the various municipalities bordering on these submerged lands; and

WHEREAS, Much development is at hand should intelligent and accurate assistance be given the many governmental bodies and private groups who should like to see these submerged lands properly developed; now, therefore, be it

Resolved by the Assembly of the State of California, As follows:

1. The Assembly Interim Committee on Tide and Submerged Lands is hereby created and appointed and authorized and directed to ascertain, study and analyze all facts relating to the subject matter referred to in the recitals hereof, including but not limited to the operation, effect, administration, enforcement and needed revision

of any and all laws in any way bearing upon or relating to the subject of this resolution, and to report thereon to the Assembly, including in the reports its recommendations for appropriate legislation.

2. The committee shall consist of three Members of the Assembly appointed by the Speaker thereof. The Speaker shall also appoint one of the committee members chairman of the committee. Vacancies occurring or existing in the membership of the committee shall be filled by the appointing power.

3. The committee is authorized to act during this session of the Legislature, including any recess, and after final adjournment until the commencement of the 1949 Regular Session, with authority to file its final report not later than the fifteenth legislative day of the 1949 Regular Session.

4. The committee and its members shall have and exercise all of the rights, duties and powers conferred upon investigating committees and their members by the provisions of the Joint Rules of the Senate and Assembly and of the Standing Rules of the Assembly, as they are adopted and amended from time to time, which provisions are incorporated herein and made applicable to this committee and its members.

5. The committee has the following additional powers and duties:

(a) To cooperate with and secure the cooperation of county, city, city and county, and other local law enforcement agencies in investigating any matter within the scope of this resolution and to direct the sheriff of any county to serve subpenas, orders and other process issued by the committee.

To contract with such other agencies, public or private, as it deems necessary for the rendition and affording of such services, facilities, studies and reports to the committee as will best assist it to carry out the purposes for which it is created.

(b) To report its findings and recommendations to the Legislature and to the people from time to time and at any time, not later than herein provided.

(c) To do any and all other things necessary or convenient to enable it fully and adequately to exercise its powers, perform its duties, and accomplish the objects and purposes of this resolution.

6. The sum of two thousand dollars ($2,000) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Assembly for the expenses of the committee and its members and for any charges, expenses or claims it may incur under this resolution, to be disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Anderson, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Conrad, Cramer, Crichton, Crowley, Lester T Davis, Debs, Dickey, Clayton A. Dills, Ralph C Dills, Dolwig, Doyle, Elliott, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Niehouse, O'Day, Price, Stanley, Stephenson, Thomas, Thompson, Waters, and Weber—55.

NOES—None.

REPORT OF COMMITTEE ON CONFERENCE

The following report of Committee on Conference was received, and read:

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: The Committee on Conference concerning:

Assembly Bill No. 1352—An act to amend Sections 19621, 19622, 19623, 19624, 19625, and 19626 and to repeal Section 19622.5 of the Business and Professions Code, to repeal Sections 92, 92.1, 92.4, and 92.5 of and to add an article heading to Chapter 3 of Division 1 of, and Sections 92, 92.1, 92.2, 92.3, 92.4, 92.5, 92.6, and 92.7 to, the Agricultural Code, relating to the Fair and Exposition Fund and providing for and regulating the appropriation and expenditure of the money in said fund;

Consisting of the undersigned members, has met, and reports that it has agreed to recommend the following:

That the amendments of the Senate be not concurred in, and that the bill be further amended as follows:

Amendment No. 1

On page 1, line 9, of the printed bill, as amended in the Senate on June 19, 1947, strike out "for additional support of the Sixth District Agri-"; and strike out line 10, and in line 11, strike out, "the Director of Finance in his discretion and".

HULSE	GEDDES
HATFIELD	HAHN
BROWN	SILLIMAN
Senate Committee on Conference	Assembly Committee on Conference

The roll was called, and the report adopted by the following vote:

AYES—Anderson, Bennett, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Erwin, Field, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hollibaugh, Huyck, Johnson, Kirkwood, Loomis, Lowrey, Lyons, Maloney, McMillan, Miller, Niehouse, O'Day, Price, Stanley, Stewart, Thomas, Thompson, Waters, Weber, Wollenberg, and Mr. Speaker—55.

NOES—Evans and Kilpatrick—2.

MESSAGES FROM THE SENATE

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to:

Senate Bill No. 730
Senate Bill No. 1575
Senate Concurrent Resolution No. 72

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FURTHER PROCEEDINGS UNDER CALL OF THE ASSEMBLY DISPENSED WITH ON SENATE CONCURRENT RESOLUTION NO. 60

At 11.10 p.m., on motion of Mr. Weber, further proceedings under the call of the Assembly were dispensed with.

The names of the absentees were called, and Senate Concurrent Resolution No. 60 adopted by the following vote:

AYES—Beck, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Cramer, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Doyle, Erwin, Gaffney, Gannon, Geddes, Grant, Grunsky, Heisinger, Huyck, James, Johnson, Kirkwood, Loomis, Lowrey, Luckel, Maloney, Miller, Niehouse, O'Day, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Waters, Weber, Wollenberg, and Mr. Speaker—46.

NOES—Bennett, Collier, George D. Collins, Conrad, Cooke, Clayton A. Dills, Ralph C. Dills, Dolwig, Elliott, Evans, Field, Fletcher, Hahn, Hawkins, Hinckley, Kilpatrick, Lyons, McCollister, McMillan, and Price—20.

Resolution ordered transmitted to the Senate.

REPORT OF COMMITTEE ON CONFERENCE

The following report of Committee on Conference was received, and read:

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: The Committee on Conference concerning:

Assembly Bill No. 1633—An act to amend the title of, and to add Sections 1.5 and 3.5 to, an act entitled "An act to provide for the construction of a road in Marin County, and including its incorporation into the State Highway System, and making an appropriation," approved July 18, 1945, relating to the purposes of expenditure of said appropriation, and making an appropriation;

Consisting of the undersigned members, has met, and reports that it has agreed to recommend the following:

That the amendments of the Senate be concurred in, and that the bill be further amended as follows:

Amendment No. 1

On page 1, line 3, of the printed bill, as amended in the Senate on June 20, 1947, after "the", insert "financing and".

Amendment No. 2

On page 2, line 8, of said bill, after "contract", insert "not in excess of 2 percent per annum".

Amendment No. 3

On page 2, line 9, of said bill, strike out "Teachers' Permanent Fund at the"; and strike out all of line 10; and in line 11, strike out "said fund,", and insert "General Fund".

Amendment No. 4

On page 2, lines 17 and 18, of said bill, strike out "Teachers' Permanent Fund in the State Treasury", and insert "General Fund of the State not otherwise appropriated,".

Amendment No. 5

On page 2, line 22, of said bill, strike out "Teachers' Permanent", and insert "General".

KEATING	BECK
BUSCH	O'DAY
QUINN	ROBERTSON
Senate Committee on Conference	Assembly Committee on Conference

The roll was called, and the report adopted by the following vote:

AYES—Anderson, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Hahn, Hawkins, Heisinger, Hinckley, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, O'Day, Price, Stanley, Stephenson, Stewart, Thomas, Thompson, Waters, Weber, and Wollenberg—58.

NOES—None.

UNFINISHED BUSINESS (RESUMED)
CONSIDERATION OF SENATE AMENDMENTS

Assembly Bill No. 851—An act to amend Sections 3420, 3472, and 3480 of the Welfare and Institutions Code, relating to aid to partially self-supporting blind.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 851?

Amendment No. 1

On page 1, lines 9 and 10, of the printed bill, as amended in the Assembly on May 1, 1947, strike out "eight hundred forty dollars ($840)", and insert "seven hundred fifty dollars ($750)".

Amendment No. 2

On page 2 of said bill, strike out lines 19 to 22, inclusive, and insert "chapter, equal to five-sixths of the sums expended by the county as aid to the blind under this chapter, except that the State shall pay the county the full".

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 851 by the following vote:

AYES—Anderson, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Hahn, Hawkins, Heisinger, Hinckley, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, O'Day, Price, Stanley, Stephenson, Stewart, Thomas, Thompson, Waters, Weber, and Wollenberg—58.

NOES—None.

Assembly Bill No 851 ordered enrolled.

Assembly Bill No. 850—An act to amend Sections 3025, 3084, and 3087 of the Welfare and Institutions Code, relating to aid to the needy blind, increasing the amount thereof, and making an appropriation.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 850?

Amendment No. 1

In line 1 of the title of the printed bill, as amended in the Assembly on May 1, 1947, strike out "and 3087", and insert "3087, and 3087.1".

Amendment No. 2

On page 1, lines 7 and 8, of said bill, strike out "eight hundred forty dollars ($840)", and insert "six hundred seventy-five dollars ($675)".

Amendment No. 3

On page 2, line 39, of said bill, strike out "SEC. 3 1.", and insert "SEC. 4."

Amendment No. 4

On page 2, lines 43 and 44, of said bill, strike out "five dollars ($5) less than the monthly", and insert "three-fourths of the".

Amendment No. 5

On page 3, line 3, of said bill, strike out "SEC. 4", and insert "SEC. 5."

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 850 by the following vote:

AYES—Anderson, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T Davis, Debs, Dickey, Clayton A Dills, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Hahn, Hawkins, Heisinger, Hinckley, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, O'Day, Price, Stanley, Stephenson, Stewart, Thomas, Thompson, Waters, Weber, and Wollenberg—58.
NOES—None.

Assembly Bill No. 850 ordered enrolled.

Assembly Bill No. 984—An act making an appropriation for the support of the California Aeronautics Commission.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No 984?

Amendment No. 1

On page 1 of the printed bill, strike out lines 5 to 7, inclusive, and insert "may be necessary, to the California Aeronautics Commission or to the California State Aeronautics Board, whichever is created by the enactment of legislation at the Fifty-seventh Legislature, to be expended during the 1947-1948 Fiscal Year in carrying out the purposes of the State Aeronautics Commission Act or of the California State Aeronautics Act, whichever shall be enacted into law at the Fifty-seventh Legislature."

Amendment No. 2

In line 2 of the title of the printed bill, as amended in the Senate on June 20, 1947, after "Commission", insert "or the California State Aeronautics Board".

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 984 by the following vote:

AYES—Anderson, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Hahn, Hawkins, Heisinger, Hinckley, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, O'Day, Price, Stanley, Stephenson, Stewart, Thomas, Thompson, Waters, Weber, and Wollenberg—58.
NOES—None.

Assembly Bill No. 984 ordered enrolled.

Assembly Bill No. 1930—An act to amend Sections 6710, 6711, 6712, 6715, 6754, 6775, 6779, and 6799 of the Business and Professions Code, and to add to Chapter 7 of Division 3 of the Business and Professions Code a new article to be numbered Article 8, comprising Sections 6800 to 6814, inclusive, all relating to the State Board of Registration for Civil and Professional Engineers, its organization, government, membership and powers to regulate the practice of professional engineering, and providing penalties for violations of the provisions of this act

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 1930?

Amendment No. 1

On page 2, line 33, of the printed bill, as amended in the Assembly on June 6, 1947, strike out "at not less than six thou-"; and strike out lines 34 and 35, and insert a period

Amendment No. 2

On page 2, line 50, of said bill, strike out "four-sevenths", and insert "majority".

Amendment No. 3

On page 3, line 38, of said bill, strike out "Chapter 8", and insert "Chapter 7".

Amendment No. 4

On page 3, line 48, of said bill, strike out "civil,".

Amendment No. 5

On page 4, line 12, of said bill, strike out "buildings,".

Amendment No. 6

On page 4, line 13, of said bill, strike out "equipment, processes", and insert "processes, circuits, buildings, equipment".

Amendment No. 7

On page 4 of said bill, strike out lines 25 to 28, inclusive, and insert "for".

Amendment No. 8

On page 4 of said bill, strike out lines 43 to 46, inclusive, and insert "registration. The board shall".

Amendment No. 9

On page 5, line 1, of said bill, strike out "and", and insert "or".

Amendment No. 10

On page 5 of said bill, strike out lines 28 to 35, inclusive

Amendment No. 11

On page 6 of said bill, strike out lines 10 to 43, inclusive, and insert "6809. No person shall be registered as a professional engineer in the branch of civil engineering under the provisions of this article."

Amendment No. 12

On page 7, lines 44 and 45, of said bill, strike out "hereunder", and insert "under this article".

Amendment No. 13

On page 8 of said bill, strike out lines 4 and 5, and insert "unless registered hereunder. The board shall have the power, duty, and".

Amendment No. 14

On page 2, line 19, of the printed bill, as amended in the Senate on June 13, 1947, strike out "mining", and insert "petroleum".

Amendment No. 15

On page 4, line 2, of said bill, strike out "Mining", and insert "Petroleum".

Amendment No. 16

On page 4, line 8, of said bill, strike out "mining", and insert "petroleum".

Amendment No. 17

On page 4, line 28, of said bill, strike out "mining", and insert "petroleum".

Amendment No. 18

On page 5, line 7, of said bill, strike out "mining", and insert "petroleum".

Amendment No. 19

On page 8, lines 9 and 10, of said bill, strike out "mining", and insert "petroleum".

Amendment No. 20

On page 8, line 18, of said bill, strike out "mining", and insert "petroleum".

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No 1930 by the following vote:

AYES—Anderson, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Hahn, Hawkins, Heisinger, Hinckley, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, O'Day, Price, Stanley, Stephenson, Stewart, Thomas, Thompson, Waters, Weber, and Wollenberg—58

NOES—None.

Assembly Bill No. 1930 ordered enrolled.

Assembly Bill No. 2500—An act to amend Section 4250; to repeal Section 4254 and to add a new Section 4254 to the Labor Code, relating to rejecting the provisions of the Workmen's Compensation Law.

The question being: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 2500?

Amendment No. 1

On page 2 of the printed bill, as amended in the Assembly on May 28, 1947, strike out lines 2 and 3, and insert "4251 prior to June 20, 1947, shall expire on November 1, 1949."

The roll was called, and the Assembly concurred in Senate amendment to Assembly Bill No. 2500 by the following vote:

AYES—Anderson, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Hahn, Hawkins, Heisinger, Hinckley, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, O'Day, Price, Stanley, Stephenson, Stewart, Thomas, Thompson, Waters, Weber, and Wollenberg—58.

NOES—None.

Assembly Bill No. 2500 ordered enrolled.

Assembly Bill No. 181—An act making an appropriation for the establishment and support of an Agricultural Department at the Fresno State College.

The question being: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 181?

Amendment No. 1

On page 1, line 13, of the printed bill, as amended in the Assembly on June 10, 1947, strike out "General Fund", and insert "State College Fund".

The roll was called, and the Assembly concurred in Senate amendment to Assembly Bill No. 181 by the following vote:

AYES—Anderson, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Hahn, Hawkins, Heisinger, Hinckley, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, O'Day, Price, Stanley, Stephenson, Stewart, Thomas, Thompson, Waters, Weber, and Wollenberg—58.

NOES—None.

Assembly Bill No. 181 ordered enrolled.

Assembly Bill No. 823—An act making an appropriation to the Division of Beaches and Parks, Department of Natural Resources, for the acquisition of land and the restoration of the Old Glass House located near the City of Watsonville in Monterey County.

The question being: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 823?

Amendment No. 1

On page 1 of the printed bill, as amended in the Assembly on June 12, 1947, following line 7, insert

"SEC. 2. Any portion of the money herein appropriated expended for the acquisition of the property herein specified shall be matched by like amounts in money, property or lands received from private or other sources other than the State."

The roll was called, and the Assembly concurred in Senate amendment to Assembly Bill No. 823 by the following vote:

AYES—Anderson, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Hahn, Hawkins, Heisinger, Hinckley, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, O'Day, Price, Stanley, Stephenson, Stewart, Thomas, Thompson, Waters, Weber, and Wollenberg—58.

NOES—None.

Assembly Bill No 823 ordered enrolled.

Assembly Bill No. 941—An act to amend Sections 18020 and 18021 and to repeal Sections 18022, 18023, and 18024 of the Government Code, relating to hours of work for state employees, making an appropriation for carrying out the provisions of this act, and declaring the urgency thereof.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 941?

Amendment No. 1

Strike out all of the title of the printed bill, as amended June 12, 1947, and insert

"An act making an appropriation for the payment of salaries and wages and other expenditures made necessary by reduction in hours of state employees now working more than 40 hours per week"

Amendment No. 2

On page 1 of said bill, strike out lines 1 to 16, inclusive

Amendment No. 3

On page 2 of said bill, strike out lines 1 to 34, inclusive.

Amendment No. 4

On page 2, line 35, of said bill, strike out "4", and insert "1"

Amendment No. 5

On page 2, line 50, of said bill, after "18020", insert "and 18021".

Amendment No. 6

On page 3, line 1, of said bill, strike out "section", and insert "sections"

Amendment No. 7

On page 3, line 4, of said bill, strike out "section", and insert "sections".

Amendment No. 8

On page 3, line 11, of said bill, after "18020", insert "and 18021".

Amendment No. 9

On page 3, line 14, of said bill, strike out "tion", and insert "tions".

Amendment No. 10

On page 3, line 16, of said bill, strike out "section", and insert "sections".

Amendment No. 11

On page 3, line 24, of said bill, strike out "5", and insert "2".

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 941 by the following vote:

AYES—Anderson, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Hahn, Hawkins, Heisinger, Hinckley, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, O'Day, Price, Stanley, Stephenson, Stewart, Thomas, Thompson, Waters, Weber, and Wollenberg—58.
NOES—None

Assembly Bill No. 941 ordered enrolled.

Assembly Bill No. 1946—An act making an appropriation to the Retirement Annuity Fund of the State Teachers' Retirement System.

The question being: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 1946?

Amendment No. 1

On page 1, line 18, of the printed bill, as amended in the Assembly on June 9, 1947, following the second "appropriated", insert "for transfer".

The roll was called, and the Assembly concurred in Senate amendment to Assembly Bill No. 1946 by the following vote:

AYES—Anderson, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Hahn, Hawkins, Heisinger, Hinckley, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, O'Day, Price, Stanley, Stephenson, Stewart, Thomas, Thompson, Waters, Weber, and Wollenberg—58.
NOES—None.

Assembly Bill No. 1946 ordered enrolled.

Assembly Bill No. 2152—An act providing that the State of California enter into a compact with the States of Oregon and Washington, one or both, to promote the better utilization of the fisheries, marine, shell, and anadromous of the Pacific Seaboard, and to create the Pacific Marine Fisheries Commission; providing for the members of such commission from the State of California; providing for the administration of the provisions of said compact; and making an appropriation.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 2152?

Amendment No. 1

On page 1 of the printed bill, as amended in the Assembly on June 7, 1947, strike out lines 5 to 7, inclusive, and insert "Marine Fisheries Commission. Participation of this State in such compact shall terminate upon January 1, 1950, unless prior to that time continued participation shall have been authorized by law. Notice of intention to withdraw from such".

Amendment No. 2

On page 6, line 16, of said bill, after "Year", insert "by"

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 2152 by the following vote:

AYES—Anderson, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Hahn, Hawkins, Heisinger, Hinckley, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Lowrey,

Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, O'Day, Price, Stanley, Stephenson, Stewart, Thomas, Thompson, Waters, Weber, and Wollenberg—58.

NOES—None.

Assembly Bill No. 2152 ordered enrolled.

Assembly Bill No. 164—An act to amend Sections 298, 307, 308, and 502 of the Vehicle Code, relating to the suspension and revocation of drivers' licenses.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 164?

Amendment No. 1

In line 1 of the title of the printed bill, following "298,", insert "304,"

Amendment No. 2

In line 1 of the title of the printed bill, following "502", insert "and to repeal Section 269.1".

Amendment No. 3

On page 2, line 1, of the printed bill, strike out "(b)", and insert "1."

Amendment No. 4

On page 2, line 3, of the printed bill, strike out "(c)", and insert "2."

Amendment No. 5

On page 2, line 8, of the printed bill, strike out "(d)", and insert

"(b) Upon a conviction of operating a motor vehicle while under the influence of intoxicating liquor proximately causing the death of or permanent injury of any person under Section 501 hereof, the department shall revoke the privilege of such person to operate a motor vehicle, and shall not reinstate such privilege until the expiration of one year and until such person gives proof of ability to respond in damages as provided in this code.

(c) The department shall upon a third or subsequent conviction of any person of operating a motor vehicle while under the influence of intoxicating liquor after December 31, 1941, revoke the privilege of such person and shall not reinstate such privilege for a period of three years from the date of revocation and until such person files proof of ability to respond in damages as provided in this code.

(d)".

Amendment No. 6

On page 2, line 15, of the printed bill, strike out "a misdemeanor,".

PRINTER'S NOTE—*There being no 7-point strikeout type available, the material* which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 7

On page 3 of the printed bill, following line 16, insert

"SEC. 5. Section 304 of the Vehicle Code is amended to read.

304. Grounds Requiring Revocation by Department. (a) The department shall immediately revoke the privilege of any person to operate a motor vehicle upon a highway upon receipt of a duly certified abstract of the record of any court showing that such person has been convicted of any of the following crimes or offenses:

(1) Manslaughter resulting from the operation of a motor vehicle.

[(2) Driving while under the influence of intoxicating liquor proximately causing the death of or bodily injury to any person under Section 501 hereof.]

(2) [(3)] Driving when addicted to the use, or under the influence, of narcotic or other drugs, under Section 506 hereof

(3) [(4)] Failure of the driver of a vehicle involved in an accident resulting in injury or death to any person to stop or otherwise comply with Section 480 hereof

(4) [(5)] Theft or unlawful taking of a vehicle in violation of Section 503 of this code, or grand theft of a motor vehicle.

(5) [(6)] Upon three or more convictions upon violation of Section 481, Section 502, or 505 within a period of 12 months from the time of the first conviction, or upon a combination of three or more of any such convictions within a like period.

(6) [(7)] Any felony in the commission of which a motor vehicle is used

(b) The privilege revoked under subdivision (a) hereof shall not be renewed until the expiration of one year after the date of such revocation and until the person whose privilege was so revoked gives proof of ability to respond to damages as provided in this code.

SEC. 6. *Section 269.1 of the Vehicle Code is hereby repealed.*"

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 164 by the following vote:

AYES—Anderson, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Hahn, Hawkins, Heisinger, Hinckley, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, O'Day, Price, Stanley, Stephenson, Stewart, Thomas, Thompson, Waters, Weber, and Wollenberg—58

NOES—None.

Assembly Bill No. 164 ordered enrolled.

Assembly Bill No. 2519—An act making an appropriation for a state office building in the City of Stockton.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 2519?

Amendment No. 1

On page 1, line 1, of the printed bill, as amended in the Assembly on June 12, 1947, strike out "Postwar Constru-", and insert "State Treasury".

Amendment No. 2

On page 1, line 2, of said bill, strike out "tion Fund".

Amendment No. 3

On page 1, line 6, of said bill, after "acquisition of", strike out "a".

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 2519 by the following vote:

AYES—Anderson, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Hahn, Hawkins, Heisinger, Hinckley, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, O'Day, Price, Stanley, Stephenson, Stewart, Thomas, Thompson, Waters, Weber, and Wollenberg—58.

NOES—None.

Assembly Bill No. 2519 ordered enrolled.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted the report of the Committee on Conference concerning:

Assembly Bill No. 1352—An act to amend Sections 19621, 19622, 19623, 19624, 19625, and 19626 and to repeal Section 19622.5 of the Business and Professions Code, to repeal Sections 92, 92.1, 92.4, and 92.5 of and to add an article heading to Chapter 3 of Division 1 of, and Sections 92, 92.1, 92.2, 92.3, 92.4, 92.5, 92.6, and 92.7 to, the Agricultural Code, relating to the Fair and Exposition Fund and providing for and regulating the appropriation and expenditure of the money in said fund.

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Assembly Bill No. 1352 ordered enrolled.

SENATE CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted the report of the Committee on Conference concerning:

Assembly Bill No. 1633—An act to amend the title of, and to add Sections 1.5 and 3.5 to, an act entitled "An act to provide for the construction of a road in Marin County, and including its incorporation into the State Highway System, and making an appropriation," approved July 18, 1945, relating to the purposes of expenditure of said appropriation, and making an appropriation, declaring the urgency thereof, to take effect immediately.

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Assembly Bill No. 1633 ordered enrolled.

UNFINISHED BUSINESS (RESUMED)

CONSIDERATION OF SENATE AMENDMENTS

Assembly Bill No. 2652—An act providing for the relocation of the Fresno State College and making an appropriation.

The question being: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 2652?

Amendment No. 1

On page 1, line 7, of the printed bill, as amended in the Assembly on April 16, 1947, following "appropriated", insert "to the Fresno State College".

The roll was called, and the Assembly concurred in Senate amendment to Assembly Bill No. 2652 by the following vote:

AYES—Anderson, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Hahn, Hawkins, Heisinger, Hinckley, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, O'Day, Price, Stanley, Stephenson, Stewart, Thomas, Thompson, Waters, Weber, and Wollenberg—58.

NOES—None.

Assembly Bill No. 2652 ordered enrolled.

Assembly Concurrent Resolution No. 88—Relative to amending and supplementing Joint Rule No. 37, relative to the Legislative Budget Committee.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Concurrent Resolution No. 88?

Amendment No. 1

In line 2 of the title of the printed measure, as amended in the Assembly on June 13, 1947, strike out "and supplementing Joint Rule No. 37", and insert "Joint Rule No. 37 and repealing Joint Rule No. 37.5".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 2

On page 1 of said measure, strike out lines 3 to 8, inclusive, and insert "to read as follows:

37. In addition to any other committee provided for by these Rules, there shall be a Joint Committee to be known and called the Legislative Budget Committee.

It shall be the duty of the committee to ascertain facts and make recommendations to the Legislature and to the houses thereof concerning the State Budget, the revenues and expenditures of the State, and of the organization and functions of the State, its departments, subdivisions and agencies, with a view of reducing the cost of the State Government, and securing greater efficiency and economy.

The committee shall consist of five Members of the Senate and five Members of the Assembly. The Senate members of the committee shall be the President pro Tempore of the Senate and four members appointed by the Committee on Rules. The Assembly members of the committee shall consist of the Speaker and four other Members of the Assembly appointed by the Speaker. The committee shall select its own chairman.

Any vacancies occurring between sessions, in the Senate membership of the Legislative Budget Committee, shall be filled by the Senate Committee on Rules, and the Senators appointed shall hold over until their successors are regularly selected. For the purposes of this provision, a vacancy shall be deemed to exist as to a Senator whose term is expiring whenever he is not reelected at the general election.

Any vacancy occurring at any time in the Assembly membership of the committee shall be filled by appointment by the Speaker.

The committee shall have the authority to make rules to govern its own proceedings and its employees. It may also create subcommittees from its membership,

assigning to its subcommittees any study, inquiry, investigation or hearing which the committee itself has authority to undertake or hold, and the subcommittee for the purpose of this assignment shall have and may exercise all the powers conferred upon the committee, limited only by the expressed terms of any rule or resolution of the committee defining the powers and duties of the subcommittee. Such powers may be withdrawn or terminated at any time by the committee.

The provisions of Joint Rule 36 above shall apply to the Legislative Budget Committee, and it shall have all the authority provided in such rule or in Article IV, Section 37, of the Constitution.

The committee shall have authority to appoint a Legislative Auditor, to fix his compensation and to prescribe his duties, and to appoint such other clerical and technical employees as may appear necessary. The committee may meet either during sessions of the Legislature, any recess thereof, or after final adjournment, and may meet or conduct business at any place within the State of California.

The members of the committee shall serve without compensation but shall be entitled to actual and necessary expenses including expenses for living accommodations and meals incurred in connection with their services on the committee, or in lieu of such expenses for accommodations and meals they shall be entitled to [an] *the same* allowance [of twelve dollars ($12) per day and travel expenses which shall be deemed to be five and one-half cents ($0.05½) per mile] *as members of other committees authorized to function after adjournment.* The chairman of the committee, *or in the event of his inability to act, the vice chairman* shall audit and approve the expenses of members of the committee or salaries of the employees, and all other expenses incurred in connection with the performance of its duties by the committee, and the chairman shall certify the amount approved to the Controller, and the Controller shall draw his warrants upon the certification of the chairman, and the Treasurer shall pay the same to the chairman of the committee to be disbursed by him.

On and after the commencement of a succeeding regular session those members of the committee who continue to be Members of the Senate and Assembly, respectively, continue as members of the committee until their successors are appointed, and the committee continues with all its powers, duties, authority, records, papers, personnel, and staff, and all funds theretofore made available for its use.

Upon the conclusion of its work, any Assembly, Senate, or joint committee (other than a standing committee) shall deliver to the Legislative Auditor for use and custody, available to the Members of the Legislature, all documents, data, reports and other materials that have come into the possession of such committee and which are not included within the final report of such committee to the Assembly, Senate, or the Legislature, as the case may be.

The Legislative Auditor [shall assist any Member of the Legislature or any committee thereof in any matter, and to that end] shall make available to such members or committees any records, documents, or other data under his control; but except as hereinabove provided, neither the Legislative Auditor nor any employee of the committee shall reveal to any person not a member of, or employed by the committee, or a member or employee of a legislative committee in conjunction with which the Legislative Budget Committee is operating, the contents or nature of any matter, except under the express direction of the Legislative Budget Committee.

SEC. 2. Joint Rule No. 37.5 is hereby repealed."

The roll was called, and the Assembly concurred in Senate amendments to Assembly Concurrent Resolution No. 88 by the following vote:

AYES—Anderson, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Hahn, Hawkins, Heisinger, Hinckley, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, O'Day, Price, Stanley, Stephenson, Stewart, Thomas, Thompson, Waters, Weber, and Wollenberg—58.

NOES—None

Assembly Concurrent Resolution No. 88 ordered enrolled.

Assembly Bill No. 914—An act to amend Section 1161 of the Civil Code, relating to prerequisites to recordation, and Section 2952 of the Civil Code, relating to mortgages of real property, and providing for the recording of fictitious mortgages and deeds of trust and the inclusion of the provisions thereof in other mortgages and deeds of trust by reference, and constructive notice of such mortgages and deeds of trust by the recording thereof.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 914?

Amendment No. 1

In line 1 of the title of the printed bill, as amended in the Assembly on April 18, 1947, after "Code," insert "and Sections 27287 and 27289 of the Government Code,".

Amendment No. 2

On page 1, line 3, of said bill, after "1161.", insert "(a)".

Amendment No. 3

On page 2, line 3, of said bill, before the first "any", insert "(b)".

Amendment No. 4

On page 2, line 9, of said bill, after "recorded", insert "or in lieu thereof, contains a reference to the date such original instrument was recorded and the recorder's document number,".

Amendment No. 5

On page 2 of said bill, between lines 11 and 12, insert

"(c) The provisions of subdivision (b) of this section shall not apply to any such assignment made by or contained in any deed of trust, mortgage or other liens given to secure the payment of bonds or other evidences of indebtedness authorized or permitted to be issued by the Commissioner of Corporations, or made by a public utility subject to the provisions of the Public Utilities Act.

SEC. 2. Section 27287 of the Government Code is amended to read:

27287. Unless it belongs to the class provided for in either Sections 27282 to 27286, inclusive, or Sections 1202 or 1203, of the Civil Code, *or is a fictitious mortgage or deed of trust as provided in Section 2952 of the Civil Code*, before a document can be recorded its execution shall be acknowledged by the person executing it, or if executed by a corporation, by its president or secretary or other person executing it on behalf of the corporation, or proved by a subscribing witness or as provided in Sections 1198 and 1199 of the Civil Code, and the acknowledgment or proof certified as prescribed by law.

SEC. 3. Section 27289 of the Government Code is amended to read:

27289. An assignment of any agreement for sale, option agreement, agreement for lease, deposit receipt, commission receipt, or lease shall not impart any notice and shall not be recorded unless the original instrument is recorded and the assignment contains a reference to the correct book and page where the original instrument is recorded, *or to the date the original document was recorded and the recorder's document number*, or if the original instrument and the assignment are presented for recordation concurrently.

This section does not apply to any such assignment made by or contained in any deed of trust, mortgage or other liens given to secure the payment of bonds or other evidences of indebtedness authorized or permitted to be issued by the Commissioner of Corporations, or made by a public utility subject to the provisions of the Public Utilities Act.

SEC. 4. Sections 2 and 3 of this act become operative only if Title 3 of the Government Code is enacted by the Legislature at this session, and in such case at the same time as said Title 3 takes effect, at which time Section 1161 of the Civil Code is hereby repealed."

Amendment No. 6

On page 2, line 12, of said bill, strike out "SEC. 2.", and insert "SEC. 5"

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 914 by the following vote:

AYES—Anderson, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Hahn, Hawkins, Heisinger, Hinckley, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, O'Day, Price, Stanley, Stephenson, Stewart, Thomas, Thompson, Waters, Weber, and Wollenberg—58.

NOES—None.

Assembly Bill No. 914 ordered enrolled.

Assembly Bill No. 704—An act to amend the title and Sections 1 and 3 of the Judges' Retirement Act, and to amend Sections 2, 4, and 4.5 of the Judges' Retirement Fund Act, relating to the State System for the

Retirement of Judges and Justices, and providing for the inclusion of justices of justices' courts of Class A within that system.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 704?

Amendment No. 1

In lines 1 and 2 of the title of the printed bill, strike out "and 3 of the Judges' Retirement Act," and insert "2, 3, 5, and 6 of the Judges' Retirement Act, to amend and renumber Section 1.5 thereof to be Section 1.2, to add Sections 1.1, 1.3, 1.4, 1.5, and 1.6 thereto, and to repeal and add Section 4 thereof,".

Amendment No. 2

In line 3 of the title of said bill, after "Act", insert "and to add Section 4.7 thereto".

Amendment No. 3

In line 4 of the title of said bill, after "justices,' insert "including judges and justices who served in the armed forces of the United States during war or national emergency,".

Amendment No. 4

On page 1 of said bill, strike out line 9, and insert

"SECTION 1. As used in this act, the following terms have the meanings set forth in this section:

(a) "Judge" means a Justice of the Supreme Court, or of a district court of appeal, or judge of a superior court or municipal court, or justice of a justice's court of Class A.

(b) "Service" means the period of time a person has held office as a judge of any one or more of the courts of this State specified in subdivision (a) of this section, computed in years and fractions of years

(c) "Salary" means the compensation received by a judge as the emolument of the office of judge.

SEC. 3. Section 1.1 is added to the Judges' Retirement Act, to read

Sec. 1.1. Every judge who has the age and service qualifications specified in one of the following subdivisions shall be retired for service upon filing notice of retirement with the Secretary of State, specifying the date upon which his retirement is to become effective.

(a) Age 70, with an aggregate of 10 years of service as a judge within the 15 years immediately preceding the effective date of retirement.

(b) Age 65, with an aggregate of 20 years of service as a judge within the 24 years immediately preceding the effective date of retirement

SEC. 4. Section 1.5 of the Judges' Retirement Act is renumbered to be Section 1.2 and amended to read:

Sec. 1.2. In computing the number of years of service as a judge a person has for the purposes of this act, there shall be included such number of years as the person shall have presided as a justice of a court which was superseded by a municipal court, if such person became a judge of such municipal court upon its creation, and if, prior to the effective date of his retirement, he has paid into the Judges' Retirement Fund a sum equal to the amount which he would have paid into that fund if he had been a judge of the municipal court during the time he was a justice of the superseded court, computed by applying the rate or rates of deduction applicable during such time to the salary which he actually received, and adding an amount equal to the interest which would have accrued to his contributions if they had been made monthly during the time he was a justice of the superseded court

SEC. 5. Section 1.3 is added to the Judges' Retirement Act, to read.

Sec. 1.3 In computing the number of years of service as a judge a person has for the purposes of this act, time served as a justice of the peace immediately preceding his election or appointment as a judge shall be included, if the person has served as a judge for 10 years immediately preceding the effective date of his retirement, and if, prior to the effective date of his retirement, he has paid into the Judges' Retirement Fund a sum equal to the amount he would have paid if he had been a judge during the time he was a justice of the peace, computed by applying the rate or rates of deduction applicable during such time to the salary he actually received, and adding an amount equal to the interest which would have accrued to his contributions if they had been made monthly during the time he was a justice of the peace.

SEC. 6. Section 1.4 is added to the Judges' Retirement Act, to read.

Sec. 1.4. In computing the number of years of service as a judge a person has for the purposes of this act, there shall be included such time as he was absent from his position as judge by reason of service with the armed forces of the United States during a war involving the United States as a belligerent or in any other national emergency, and for six months thereafter.

This section shall be retroactively applied to extend its benefits to all judges who served in the military service in time of war, including the period September 16, 1940,

to December 7, 1941, and who returned or have returned to their positions upon the termination of their military service or within six months thereafter.

SEC. 7. Section 1.5 is added to the Judges' Retirement Act, to read:

Sec. 1.5. Any judge whose term of office expires within 30 days before he has rendered the minimum service required for retirement at his age shall be deemed to have rendered such minimum service.

Any judge whose term of office expires within 30 days before he attains the age required for his retirement, shall be deemed to have attained such age at any time during the 30-day period immediately preceding his actual attainment of such age.

SEC. 8. Section 1.6 is added to the Judges' Retirement Act, to read:

Sec. 1.6. Upon receipt of a written notice of retirement as provided in Section 1.1 of this act, the Secretary of State shall determine whether the judge is eligible to retirement under this act. To enable him to make such determination, the Secretary of State may require such proof as he deems necessary of the judge. Upon determination that the judge is eligible to retirement under the provisions of this act, the Secretary of State shall file the notice of retirement and shall certify the fact of such retirement to the Governor and Controller.

SEC. 9. Section 2 of the Judges' Retirement Act is amended to read:

Sec. 2. Every judge retired under this act shall receive an allowance equal to one-half of the salary which he last received as the incumbent of a judicial office to which he was elected or appointed. Said allowance shall be paid by the State at the times and in the manner provided for the payment of salaries of Justices of the Supreme Court.

The allowance to each judge retired for service shall be paid to him for the remainder of his life. The allowance to each judge retired for disability shall be paid to him for a period dependent on the years of service as a judge which he has at the effective date of retirement, as follows:

(a) If he has 10 or more years of service, for the remainder of his life.

(b) If he has less than 10 years of service, for five years plus one additional year for each year of service.

SEC. 10. Section 3 of the Judges' Retirement Act is amended to read:

Sec. 3. If any judge believes that he is unable to discharge efficiently the duties of his office by reason of mental or physical disability that is likely to be of a permanent nature, or if any member of the Judicial Council has reason to believe that any judge is unable to discharge efficiently the duties of his office by reason of such disability, such judge or member of the Judicial Council shall report such belief to the Chairman of the Judicial Council, who shall thereupon call a meeting of the council for the purpose of considering the matter. The Judicial Council shall have power to adopt rules and regulations governing the hearing of such matters, and must provide for reasonable notice of such hearing to the judge whose retirement is to be considered, and such judge shall have the right to appear at the hearing, and to be represented by counsel, and to produce any relevant evidence. If the evidence justifies it, the Judicial Council, by resolution adopted by the affirmative vote of eight of the members thereof may retire said judge from office with or without his consent. Such retirement shall be effective when there is filed with the Secretary of State a copy of the resolution of the Judicial Council, duly certified by the Chairman and Secretary of the Judicial Council.

SEC. 11. Section 4 of the Judges' Retirement Act is repealed.

SEC. 12. *Section 4 is added to the Judges' Retirement Act, to read*

Sec. 4. Upon the retirement of a judge for service or for disability the office from which he is retired is vacated, and, if the effective date of his retirement is prior to the end of his term, a successor shall be appointed to fill the vacancy.

SEC. 13. Section 5 of the Judges' Retirement Act is amended to read:

Sec. 5. If, after retirement for disability, a retired judge engages in the practice of law or other gainful occupation while less than 70 years of age, the retirement allowance otherwise payable to him shall cease permanently, except as hereinafter provided. If, after retirement either for service or for disability, a retired judge becomes entitled to any salary or other compensation as the incumbent of any public office, the retirement allowance otherwise payable to him shall, during the time he shall be entitled to receive such salary or other compensation, be reduced by the amount thereof.

SEC. 14. Section 6 of the Judges' Retirement Act is amended to read:

Sec. 6. Any judge retired under the provisions of this act, so long as he is entitled by its provisions to receive a retirement allowance, may, with his own consent, and upon stipulation of all the counsel in the case or cases to which he is assigned to, be assigned by the Chairman of the Judicial Council to sit in any court; and while so assigned shall have all the powers of a justice or judge thereof. If assigned to sit in a court, he shall be paid while sitting therein from funds provided for that purpose in addition to his retirement allowance the difference, if any, between the retirement allowance and the compensation of a judge of the position to which he is assigned. When assigned to sit in a county other than that in which he resides, he shall also be allowed his necessary expenses for travel, board and lodging incurred in the discharge of the assignment, payable to any funds available for similar expenses of judges assigned under the provisions of Section 1a of Article VI of the Constitution."

Amendment No. 5

On page 1 of said bill, strike out lines 10 to 20, inclusive; on page 2, strike out lines 1 to 51, inclusive; and on page 3, strike out lines 1 to 32, inclusive.

Amendment No. 6

On page 3, line 33, of said bill, strike out "SEC. 4", and insert "SEC. 15"

Amendment No. 7

On page 3, line 47, of said bill, strike out "SEC. 5", and insert "SEC. 16".

Amendment No. 8

On page 4, line 5, of said bill, strike out "SEC. 6", and insert "SEC. 17".

Amendment No. 9

On page 4, of said bill, after line 15, insert

SEC. 18. Section 4.7 is added to the Judges' Retirement Act, to read:

Sec. 4.7. Whenever any judge is or has been absent from his position as judge by reason of service with the armed forces of the United States during a war involving the United States as a belligerent or in any other national emergency and returns or has returned to his position as a judge within six months after termination of his service with the armed forces, the State Controller shall transfer from the General Fund of the State to the Judges' Retirement Fund a sum equal to 5 percent of the total of the salary which would have been paid to the judge had he served as judge during such period of absence."

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 704 by the following vote:

AYES—Anderson, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Hahn, Hawkins, Heisinger, Hinckley, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, O'Day, Price, Stanley, Stephenson, Stewart, Thomas, Thompson, Waters, Weber, and Wollenberg—58.

NOES—None.

Assembly Bill No. 704 ordered enrolled.

Assembly Bill No. 1434—An act making an appropriation to be expended pursuant to the Property Acquisition Act for the acquisition of additional real property in furtherance of the postwar building program.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 1434?

Amendment No. 1

In line 3 of the title of the printed bill, strike out "for use of the San Jose State College".

Amendment No. 2

In line 4 of the title of said bill, strike out "and".

Amendment No. 3

On page 1 of said bill, strike out lines 1 to 7, inclusive, and insert

"SECTION 1. The sum of four hundred thirty-six thousand five hundred dollars ($436,500) or so much thereof as may be necessary is hereby appropriated to the Department of Finance to be expended under the provisions of the Property Acquisition Act for the acquisition of real property for use as sites in furtherance of the postwar construction program. The said appropriation is payable three hundred two thousand five hundred dollars ($302,500) out of any moneys in the Motor Vehicle Fund and one hundred thirty-four thousand dollars ($134,000) out of any money in the State Treasury not otherwise appropriated. Out of the sum appropriated the sum of three hundred two thousand five hundred dollars ($302,500) if expended shall be expended only for the acquisition of real property for use as sites for Department of Motor Vehicles buildings and the sum of one hundred thirty-four thousand dollars ($134,000) if expended shall be expended only for the acquisition of additional real property for use of the San Jose State College."

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 1434 by the following vote:

AYES—Anderson, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Hahn, Hawkins, Heisinger, Hinckley, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, O'Day, Price, Stanley, Stephenson, Stewart, Thomas, Thompson, Waters, Weber, and Wollenberg—58.

NOES—None.

Assembly Bill No. 1434 ordered enrolled.

Hon. Randal F. Dickey Presiding

At 11.20 p.m., Hon. Randal F. Dickey, Member of the Assembly from the Fourteenth District, presiding.

Assembly Bill No. 538—An act to amend Section 817 of the Penal Code, relating to peace officers.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 538?

Amendment No. 1

On page 1, line 3, of the printed bill, as amended in the Assembly on February 5, 1947, after "817.", strike out "A peace officer is a sheriff", and insert "(a) A peace officer is a sheriff, undersheriff, or deputy sheriff".

Amendment No. 2

On page 1, line 5, of said bill, after "town", insert "detectives, investigators, inspectors, and process servers, regularly employed, and receiving pay as such, in the office of the district attorney, and the superintendent and any special criminal investigator of the Bureau of Criminal Identification and Investigation. (b) The following officers shall have the powers of a peace officer when engaged in the actual performance of their official duties:".

Amendment No. 3

On page 1, line 17, of said bill, strike out ". Any", and insert ", any".

Amendment No. 4

On page 1 of said bill, strike out lines 19 and 20, and insert a period

Amendment No. 5

On page 1, line 8, of the printed bill, as amended, strike out the first "and".

Amendment No. 6

On page 1, line 10, of said bill, after "Investigation", insert ", and the chief and inspectors of the Division of Narcotic Enforcement".

Amendment No. 7

On page 1, lines 12 and 13, of said bill, strike out "Police Officers of the State Police, inspectors", and insert "Inspectors".

Amendment No. 8

On page 1, line 18, of said bill, strike out "the super"; and strike out lines 19 to 21, inclusive, and insert "a"

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 538 by the following vote:

AYES—Anderson, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Hahn, Hawkins, Heisinger, Hinckley, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, O'Day, Price, Stanley, Stephenson, Stewart, Thomas, Thompson, Waters, Weber, and Wollenberg—58.

NOES—None.

Assembly Bill No. 538 ordered enrolled.

Speaker Presiding

At 11.21 p.m., Hon Sam L. Collins, Speaker of the Assembly, presiding.

RESOLUTIONS

The following resolutions were offered:

By Messrs. Burke, Anderson, Beck, Bennett, Collier, Conrad, M. Philip Davis, Debs, Clayton A. Dills, Ralph C. Dills, Doyle, Erwin, Evans, Field, Fletcher, Geddes, Grant, Hahn, Hawkins, Hinton, Huyck, Kilpatrick, Knight, Lyons, McMillan, Rosenthal, Stewart, Thomas, Waters, Hollibaugh, and Elliott:

House Resolution No. 303

Congratulating Kenneth F. Hahn upon his election to the Los Angeles City Council

WHEREAS, On the twenty-seventh day of May, 1947, Kenneth F. Hahn was elected councilman for the City of Los Angeles; and

WHEREAS, Kenneth F. Hahn has proved his outstanding ability in teaching at George Pepperdine College; and

WHEREAS, During the recent war, Kenneth F. Hahn served in places of great distinction in the United States Navy; and

WHEREAS, Kenneth F. Hahn is the youngest councilman in Los Angeles, and the brother of Gordon R. Hahn, the youngest Member of this Assembly; now, therefore, be it

Resolved by the Assembly of the State of California, That the Members of this Assembly hereby extend to Kenneth F. Hahn heartiest congratulations upon his election to the Los Angeles City Council; and be it further

Resolved, That the Chief Clerk of the Assembly transmit a suitably prepared copy of this resolution to Councilman Kenneth F. Hahn as an expression of esteem and regard and the good wishes of this Assembly for his success in his first political office.

Request for Unanimous Consent

Mr. Dickey asked for, and was granted, unanimous consent to take up House Resolution No. 303, at this time, without reference to committee or file.

Resolution read, and adopted unanimously.

By Mr. Thorp:

House Resolution No. 304

WHEREAS, Eleanor Donoghue, in the preparation and editing of legislative publications during the Fifty-seventh Session and former sessions of the California Legislature, has rendered valuable service to the Speaker, Officers and Members of the Assembly; and

WHEREAS, Her assistance to Members and Officers of the Assembly, outside of her regular work, given cheerfully and agreeably, and which many times resulted in her working overtime, has helped to expedite the business of this session; and

WHEREAS, Irrespective of long hours of work, her genial disposition and charming smile were ever in evidence, and her uniform courtesy unchanged; now, therefore, be it

Resolved, That the Assembly express to Eleanor Donoghue its appreciation for her services; and be it further

Resolved, That a copy of this resolution be suitably engrossed, and presented to Eleanor Donoghue.

Request for Unanimous Consent

Mr. Thorp asked for, and was granted, unanimous consent to take up House Resolution No. 304, at this time, without reference to committee or file.

Resolution read, and adopted unanimously.

By Mrs. Niehouse:

House Resolution No. 305

Resolved, That the thanks of the Assembly are hereby extended to Geraldine B. Hadsell, Minute Clerk, for the painstaking care and constantly evidenced geniality with which she has performed the duties of her office during this Fifty-seventh Session of the Legislature; and be it further

Resolved, That a copy of this resolution be suitably engrossed and presented to Geraldine B. Hadsell.

Request for Unanimous Consent

Mrs. Niehouse asked for, and was granted, unanimous consent to take up House Resolution No. 305, at this time, without reference to committee or file.

Resolution read, and adopted unanimously.

By Mr. Stephenson:

House Resolution No. 306

Resolved, That the Members of the Assembly extend to the Sergeant-at-Arms, Wilkie Ogg, their thanks for the efficient and courteous manner in which he and his assistants performed the duties of their office; and be it further

Resolved, That a copy of this resolution, suitably engrossed, be presented to Wilkie Ogg.

Request for Unanimous Consent

Mr. Stephenson asked for, and was granted, unanimous consent to take up House Resolution No. 306, at this time, without reference to committee or file.

Resolution read, and adopted unanimously.

By Mr. McCollister:

House Resolution No. 307

Resolved, That the Members of the Assembly of the Fifty-seventh Session of the Legislature extend herewith a vote of thanks to Harold F. Lewright, Assistant Chief Clerk, for the efficient, courteous and competent manner in which he has conducted the business of his office; and be it further

Resolved, That a copy of this resolution be suitably engrossed and presented to Harold F. Lewright.

Request for Unanimous Consent

Mr. McCollister asked for, and was granted, unanimous consent to take up House Resolution No. 307, at this time, without reference to committee or file.

Resolution read, and adopted unanimously.

By Mr. Thomas:

House Resolution No. 308

Resolved, That the thanks of the Assembly are hereby extended to C. William Queale, Assistant Clerk, for the efficient, courteous and competent manner in which he has conducted the business of his office during the Fifty-seventh Session of the Legislature; and be it further

Resolved, That a copy of this resolution, suitably engrossed, be presented to C. William Queale.

Request for Unanimous Consent

Mr. Thomas asked for, and was granted, unanimous consent to take up House Resolution No. 308, at this time, without reference to committee or file.

Resolution read, and adopted unanimously.

By Mr. Clarke:

House Resolution No. 309

Resolved, That the thanks of the Assembly are hereby extended to Carroll Parish, Assistant Clerk, for the able, conscientious, and painstaking manner in which he has performed the duties of his office during this Fifty-seventh Session of the Legislature; and be it further

Resolved, That a copy of this resolution, suitably engrossed, be presented to Carroll Parish.

Request for Unanimous Consent

Mr. Clarke asked for, and was granted, unanimous consent to take up House Resolution No. 309, at this time, without reference to committee or file.

Resolution read, and adopted unanimously.

By Mr. Carey:

House Resolution No. 310

Resolved, That the thanks of the Assembly are hereby extended to Robert J. Finnie, Assistant Clerk, for the efficient, courteous and competent manner in which he has conducted the business of his office during the Fifty-seventh Session of the Legislature; and be it further

Resolved, That a copy of this resolution be suitably engrossed and presented to Robert J. Finnie

Request for Unanimous Consent

Mr. Carey asked for, and was granted, unanimous consent to take up House Resolution No. 310, at this time, without reference to committee or file.

Resolution read, and adopted unanimously.

By Mr. McMillan:

House Resolution No. 311

Resolved, That the thanks of the Assembly are extended to Randal F. Dickey, Jr., Assistant Clerk, for the able, conscientious, and painstaking manner in which he has performed the duties of his office during this Fifty-seventh Session of the Legislature; and be it further

Resolved, That a copy of this resolution, suitably engrossed, be presented to Randal F. Dickey, Jr

Request for Unanimous Consent

Mr. McMillan asked for, and was granted, unanimous consent to take up House Resolution No. 311, at this time, without reference to committee or file.

Resolution read, and adopted unanimously.

By Mr. Dolwig:

House Resolution No. 312

Resolved, That the thanks of the Assembly are extended to Ethel E. Brockelbank, History Clerk of the Assembly, for the able, competent, and efficient manner in which she has prepared the History and conducted the business of her office during this Fifty-seventh Session of the Legislature; and be it further

Resolved, That a copy of this resolution, suitably prepared, be presented to Ethel E. Brockelbank.

Request for Unanimous Consent

Mr. Dolwig asked for, and was granted, unanimous consent to take up House Resolution No. 312, at this time, without reference to committee or file.

Resolution read, and adopted unanimously.

By Mr. Crowley:

House Resolution No. 313

Resolved, That the thanks of the Assembly are hereby extended to Mrs. Ruth Riley, File Clerk, for the fine and efficient manner in which she has kept the File, and the courtesy which she has extended to each and every Member of the Assembly on all occasions; and be it further

Resolved, That a suitably engrossed copy of this resolution be presented to Mrs. Ruth Riley.

Request for Unanimous Consent

Mr. Crowley asked for, and was granted, unanimous consent to take up House Resolution No. 313, at this time, without reference to committee or file.

Resolution read, and adopted unanimously.

By Mr. Dickey:

House Resolution No. 314

Resolved by the Assembly of the State of California, That each and every person heretofore employed by the Assembly is hereby stricken from the list of Assembly attaches, and the names stricken from the pay roll of the Assembly, to take effect upon the completion of work on Friday, June 20, 1947, save and except Arthur A. Ohnimus, Chief Clerk, and those who are certified to the Controller by the Chief Clerk.

Request for Unanimous Consent

Mr. Dickey asked for, and was granted, unanimous consent to take up House Resolution No. 314, at this time, without reference to committee or file.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Anderson, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Hahn, Hawkins, Heisinger, Hinckley, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, O'Day, Price, Stanley, Stephenson, Stewart, Thomas, Thompson, Waters, Weber, and Wollenberg—58.

NOES—None.

By Mr. Dickey:

House Resolution No. 315

Resolved, That the Speaker appoint a Committee of Three to notify the Senate that the Assembly is ready to adjourn sine die and ask if the Senate has any further communications to transmit to this House.

Request for Unanimous Consent

Mr. Dickey asked for, and was granted, unanimous consent to take up House Resolution No. 315, at this time, without reference to committee or file.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Anderson, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Hahn, Hawkins, Heisinger, Hinckley, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, O'Day, Price, Stanley, Stephenson, Stewart, Thomas, Thompson, Waters, Weber, and Wollenberg—58.

NOES—None.

Appointment of Select Committee

Pursuant to the provisions of House Resolution No. 315, the Chair announced the appointment of Messrs. Cooke, Stewart, and Erwin as such Select Committee to wait upon the Senate.

By Mr. Field:

House Resolution No. 316

Resolved, That the Speaker appoint a Committee of Five to wait upon Hon. Earl Warren, Governor of the State of California, and inform him that the Assembly has concluded its labors and awaits his further pleasure.

Request for Unanimous Consent

Mr. Field asked for, and was granted, unanimous consent to take up House Resolution No. 316, at this time, without reference to committee or file.

Resolution read, and adopted unanimously.

Appointment of Select Committee

Pursuant to the provisions of House Resolution No. 316, the Chair announced the appointment of Messrs. Maloney, Dolwig, Brown, Robertson, and Lester T. Davis as such Select Committee to wait upon the Governor.

RESOLUTIONS

By Messrs. Ralph C. Dills, Maloney, and Sam L. Collins:

House Resolution No. 317

Expressing appreciation to Arthur A. Ohnimus, Chief Clerk of the Assembly of California

WHEREAS, This Assembly has been fortunate during its Regular Session of 1947 to have the services of Arthur A. Ohnimus as Chief Clerk; and

WHEREAS, The business of this Assembly has been greatly expedited as a consequence of the care, experience, and efficiency which Arthur A. Ohnimus brings to his office; now, therefore, be it

Resolved by the Assembly of the State of California, That the Members of this Assembly hereby extend to Arthur A. Ohnimus their sincere appreciation for a difficult job well done, for his patience and courtesy, and his unfailing attendance upon the sessions of this Assembly; and be it further

Resolved, That the Chief Clerk have prepared a suitable copy of this resolution to be presented to Arthur A. Ohnimus as an expression of the appreciation and good wishes of the Members of the Assembly of the State of California.

Request for Unanimous Consent

Mr. Ralph C. Dills asked for, and was granted, unanimous consent to take up House Resolution No. 317, at this time, without reference to committee or file.

Resolution read, and adopted unanimously.

REPORT OF COMMITTEE ON CONFERENCE

The following report of Committee on Conference was received, and read:

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: The Committee on Conference concerning:

Senate Bill No. 1423—An act making an appropriation to the Regents of the University of California for the purpose of expanding the educational and research facilities of the university;

Consisting of the undersigned members, has met, and reports that it has agreed to recommend the following:

That the amendments of the Assembly be concurred in, and that the bill be further amended as follows:

Amendment No. 1

In line 4 of the title of the printed bill, as amended in the Assembly on June 20, 1947, strike out "the purpose of expanding"; strike out line 5; and in line 6, strike out "of the University", and insert "establishing and operating an Institute of Transportation and Traffic Engineering".

Amendment No. 2

On page 1 of said bill, strike out lines 7 to 13, inclusive, and insert "nine hundred twenty thousand dollars ($920,000) to the Regents of the University of California".

Amendment No. 3

On page 2, lines 11, 12, and 13, of said bill, strike out "made available by this act for the Institute of Transportation and Traffic Engineering, if expended," and insert "hereby appropriated".

Amendment No. 4

On page 2 of said bill, strike out lines 22 to 31, inclusive.

	BECK
HATFIELD	DAVIS
BREED	ROBERTSON
Senate Committee on Conference	Assembly Committee on Conference

The roll was called, and the report adopted by the following vote:

AYES—Anderson, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, Debs, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig,

Doyle, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Hahn, Hawkins, Heisinger, Hinckley, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Lowrey, Luckel, Lyons, Maloney, McMillan, Miller, Niehouse, O'Day, Price, Stanley, Stephenson, Stewart, Thomas, Thompson, Waters, Weber, and Wollenberg—58.

NOES—None.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to:

Senate Bill No. 903
Senate Bill No. 581
Senate Concurrent Resolution No. 60

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

REQUEST FOR UNANIMOUS CONSENT THAT OPINION BE PRINTED.

Mr. Thomas asked for, and was granted, unanimous consent that the following opinion of the Legislative Counsel be ordered printed in the Journal in 10-point type:

OPINION OF LEGISLATIVE COUNSEL

STATE OF CALIFORNIA
OFFICE OF LEGISLATIVE COUNSEL
SACRAMENTO 2, CALIFORNIA, May 30, 1947

Hon. Clayton A. Dills
Assembly Chamber

Immunity of Legislator from Arrest—No. 5152

DEAR MR. DILLS: You have asked whether a Member of the Legislature, during the session and 15 days before and after, is exempt from arrest for a traffic violation, or from other criminal process.

The immunity from arrest granted to legislators is set forth in Section 11 of Article IV of the State Constitution as follows:

> "Members of the Legislature shall, in all cases, except treason, felony, and breach of peace, be privileged from arrest, and shall not be subject to any civil process during the session of the Legislature, nor for 15 days next before the commencement and after the termination of each session."

This provision of the Constitution was construed by the court in *In re Emmet*, 120 Cal. App. 349, and was held to extend to civil cases only, and provided no exemption from criminal process.

In this case a legislator while being cited by a police officer for a traffic violation asserted that he was privileged from arrest, and in the course of the discussion that followed he struck the officer. He was charged with battery, and convicted. The court in its decision on his application for discharge through a writ of habeas corpus, reviews the leading cases on this subject, and traces the history of the exemption contained in Section 11 of Article IV of the Constitution, and finds that the framers of the Constitution intended to incorporate into the constitutional exemption the interpretation given to the words "treason, felony and breach of the peace," as had attached thereto by the common law.

The rule that there is no exemption from arrest in criminal cases is clearly stated in 5 C.J. 388, and that the construction given to the con-

stitutional provision is governed by the common law as it existed at the date of the adoption of the Constitution, is there clearly stated as follows:

> "A congressman or member of a state legislature is not privileged from arrest for the commission of a criminal offense. The constitutional privilege of senators and representatives from arrest in all cases 'except treason, felony, and breach of the peace' during their attendance at the session and in going to and returning from the same, confers merely a privilege from arrest in civil cases, as the terms of the exception from the privilege comprehend all criminal offenses. This was the construction of those words in England, as applied to parliamentary privilege, and American constitutions, using these same initial words, use them in the sense which they had been settled to mean in England."

The court concludes:

> "It is not necessary for us to decide that a violation of the ordinance referred to herein constitutes a breach of the peace as defined by our criminal codes, as the cases which we have cited show that the words of the Constitution are taken in their generic sense and include all crimes known to common law. Misdemeanors are crimes known to the common law. We may state, however, that violations of the traffic ordinances would necessarily lead to disorder, and in large measure impair personal peace and security. It follows that the first question propounded herein (Is a member of the legislature exempt from arrest where the charge is the commission of a criminal offense?) must be answered in the negative."

This decision, although containing some dicta, appears to be supported by legal authority and reason, and we believe would be followed by the courts of this State on the question raised.

Very truly yours,

FRED B. WOOD, Legislative Counsel
By BERNARD CZESLA, Deputy

OFFICE OF THE ATTORNEY GENERAL
Sacramento 14, California

FRED N. HOWSER
Attorney General

OPINION

of

No. 47/132

FRED N. HOWSER
Attorney General;
STACY H. ASPEY,
Deputy Attorney General

June 4, 1947

The Honorable Vincent Thomas, Assemblyman for the Sixty-eighth Assembly District, has submitted the following seven questions relative to the rights and duties of Members of the Legislature:

1. Can a legislator enter private employment during a constitutional recess and after adjournment?

2. Can a legislator, who is an attorney, practice law during a legislative session?

3. Can a legislator enter into any private employment, after adjournment, with any corporation or association?

4. Can a legislator appear before state agencies in behalf of a constituent and receive compensation therefor?

5. After adjournment, is a legislator still considered a *public official?*

6. Can a legislator retain his position as city *councilman, city attorney* or *notary public* during his term of office?

7. Is a legislator within his legal rights in establishing a public relations office upon adjournment, and continuing in business until the convening of the next legislative session?

The conclusions reached in answer thereto are summarized as follows:

Members of the Legislature are public officers during their entire terms of office but may nevertheless engage in any lawful private employment or activity during their tenure of office which does not impair their capacity to perform the necessary functions of public office or which does not subordinate their public duties to personal aggrandizement. Members of the Legislature may not, during their terms of office, accept or hold any office, trust or employment under this State, except an elective office, nor any lucrative office under the United States. Neither may a legislator simultaneously hold two or more incompatible offices.

ANALYSIS

It would not be reasonably possible to cover the general field of rights and duties of legislators in anything short of a treatise and therefore this opinion will be restricted to a discussion of the particular rights and duties involved in the specific questions presented.

Since all of the questions are premised upon the official status and duties of legislators, their status must first be established. Although, in the absence of statute, the legislative duties of legislators may cease upon adjournment sine die, the nonlegislative duties and functions of legislators continue and they remain public officers during the entire term for which they are elected. As stated in *Rich* v. *Industrial Accident Commission,* 36 C. A. (2d) 628 at page 632:

> "That Members of the Legislature are considered officers of the State during their entire term of office is evidenced by certain constitutional limitations, such as accepting other office (Art. IV, Sec. 19) and their manner of payment of salary. (Art. IV, Sec. 23.)"

The next step is to ascertain and consider the law controlling the extra-official activities of public state officers. We find this law principally embodied in Section 19 of Article IV of the State Constitution and in the common law prohibition against the occupation of incompatible public offices.

Section 19 of Article IV of the Constitution reads:

> "No Senator or Member of Assembly shall, during the term for which he shall have been elected, hold or accept any office, trust,

or employment under this State; provided, that this provision shall not apply to any office filled by election by the people ''

The purpose of this provision is stated in *Parker* v. *Riley,* 18 Cal. (2d) 83 at page 87, as follows:

> "It is clear, therefore, that the purpose of the constitutional provision here involved is to prevent the acceptance by a legislator of any position under the State, whether an office or merely employment, which creates the opportunity for private aggrandizement, pecuniary in nature or otherwise."

And it must be borne in mind that this prohibition continues through the entire term for which the legislator has been elected, regardless of the time he actually holds office. (*Rice* v. *National City,* 132 Cal. 354; *Chenowith* v. *Chambers,* 33 Cal. App. 104.)

It is at once apparent that the application of this constitutional prohibition depends upon what constitutes an "office, trust, or employment under the State." In this connection it must be noted that an office or employment which merely adds to or enlarges the duties or functions of an existing office, such as the appointment of a legislator to a committee on interstate cooperation, is not deemed to create a new and different office within the meaning of said provision. (*Parker* v. *Riley,* 18 Cal. (2d) 83, 88; *Curtin* v. *State of California,* 61 Cal. App. 377.)

The words "public office" are used in so many senses that precise definition is not adequately possible. However, in *Leymel* v. *Johnson,* 105 Cal. App. 694, 697, consideration is given to the following definitions in connection with the constitutional prohibition in question:

> "* * * a public office is said to be the right, authority, and duty, created and conferred by law—the tenure of which is not transient, occasional, or incidental—by which for a given period an individual is vested with power to perform a public function for public benefit.
>
> "The most essential characteristic of an office is that the incumbent in his individual capacity is clothed with some part of the sovereignty of the State to be exercised in the interest of the public and required by law, and that the duties are of a continuous character as opposed to a mere temporary employment."

Although an office includes an employment, every public employment does not imply an office, and in *Leymel* v. *Johnson,* supra, it was held that the position of a high school instructor was not an office or employment under the State within the meaning of Section 19 of Article IV. Although many features of such employment are regulated by statute, the employment is essentially under the employing agency—in that case under the Board of Education rather than under the State. Upon the same reasoning, we decided in Opinion NS5288, on January 20, 1944, (3 Ops. Cal. Atty. Gen. 18), that a Member of the Legislature might properly hold the position of City Attorney in a city of the sixth class without doing violence to said Section 19, it being primarily an employment under the city.

In *Budway* v. *Hollibaugh*, 68 Cal. App. (2d) 473, it was held that an Assemblyman was eligible for election to the office of councilman of a city of the sixth class because the office was one filled by election by the people and therefore within the exception stated in said Section 19 of Article IV. It should be noted in passing, however, that the court expressly refrained from deciding any question of *compatibility* between the two offices. And in *Carter* v. *Commission of Qualifications etc.*, 14 Cal. (2d) 179, it was determined that an appointment by the Governor of a Member of the Legislature to fill a vacancy in the office of associate justice of the Supreme Court fell within the "elective office" exception since the office was one ordinarily filled by election by the people.

In Opinion NS5352, March 7, 1944 (3 Ops. Cal. Atty. Gen. 153), we held that the Constitution did not prohibit a Member of the Legislature from holding a position as member of a city board of education. And in Opinion NS3607, January 25, 1941, we stated that although a legislator might properly join the State Guard, said constitutional prohibition might prevent his acceptance of a commission therein.

On the other hand, in the leading case of *Satterwhite* v. *Garrison*, 34 Cal. App. 734, involving a Member of the Legislature who also was a deputy district attorney, and in which a hearing by the Supreme Court was denied, the appointive position of deputy district attorney was held to be within the constitutional prohibition. In connection therewith, the court said:

> "While it must be conceded that a deputy district attorney is not one of the state officers provided for by the Constitution and he is what is generally known as a county officer, we think the terms of the Constitution 'office, trust or employment under this State' have a much broader signification than that contended for by appellant, and that his office must be held to be covered by them. In *People* v. *Leonard*, 73 Cal. 230, (14 Pac. 853), it was held that a supervisor—who also is a county officer—is the holder of a 'civil office of profit under this State.' So also of a county superintendent of schools in *Crawford* v. *Dunbar*, 52 Cal. 117 * * *
>
> "Upon the merits of the whole case we are of the opinion that the intent and purpose of the framers in proposing, and of the people in adopting, this constitutional provision was the preclusion of members of the law-making branch of the State Government from seeking or holding any appointive office or employment in or under any department or subdivision of the general State Government, by the seeking or holding of which his independent action as such Member of the Legislature might be in any wise influenced or affected."

In Opinion NS5766, dated February 2, 1945 (5 Ops. Cal. Atty. Gen. 59), we stated upon the authority of prior opinions and out-of-state decisions that Members of the Legislature could not constitutionally hold commissions as notaries public during their terms of office inasmuch as such commissions constitute public offices under the State. In our letter LB 168/217, July 12, 1938, we decided that a Member of the Legislature was not eligible for the office of county agricultural commissioner. Under date of March 19, 1940, we rendered Opinion NS2411 holding that a Member of the Senate could not accept an appointment as a trustee of the Sonoma State Home. And in our letter LB 210/350 we held that an

Assemblyman was prohibited by Section 19 of Article IV from acting as a member of the advisory panel of the Youth Correction Authority.

A further constitutional limitation is embodied in Section 20 of Article IV which provides:

> "No person holding any lucrative office under the United States, or any other power, shall be eligible to any civil office of profit under this State; provided, that officers in the militia, who receive no annual salary, local officers, or postmasters whose compensation does not exceed five hundred dollars per annum, shall not be deemed to hold lucrative offices."

A discussion of this provision would involve substantially the same principles and would largely duplicate the discussion of Section 19 of the same article and we do not think it advisable to lengthen this opinion by unnecessary repetition.

Thus far, our discussion of the propriety of legislators holding two or more public offices or employments simultaneously has been confined to the *absolute prohibition* imposed by Section 19 of Article IV of the Constitution. We now take up the common law rule relative to the holding of two or more incompatible offices, which rule constitutes a separate and distinct limitation.

The doctrine of incompatibility of office is succinctly stated in *People ex rel. Chapman* v. *Rapsey*, 16 Cal. (2d) 636, at page 641, as follows:

> " 'The doctrine arising from attempts by single individuals to exercise the functions of incompatible offices springs out of considerations of public policy * * *, such considerations arising naturally from the view that two offices cannot be held by one person when, from the divergent character of the offices, the public interest will suffer thereby.' "
>
> * * * * * * *
>
> " 'Two offices are said to be incompatible when the holder cannot in every instance discharge the duties of each. Incompatibility arises, therefore, from the nature of the duties of the offices, when there is an inconsistency in the functions of the two, where the functions of the two are inherently inconsistent or repugnant, as where antagonism would result in the attempt by one person to discharge the duties of both offices, or where the nature and duties of the two offices are such as to render it improper from considerations of public policy for one person to retain both. The true test is whether the two offices are incompatible in their natures, in the rights, duties or obligations connected with or flowing from them.' "

And "public offices" within the meaning of said doctrine are defined on page 639 as follows:

> " 'It seems to be reasonably well settled that where the Legislature creates the position, prescribes the duties, and fixes the compensation, and these duties pertain to the public and are continuing and permanent, not occasional or temporary, such position or employment is an office and he who occupies it is an officer. In such a case, there is an unmistakable declaration by the Legislature that

some portion, great or small, of the sovereign functions of government are to be exercised for the benefit of the public, and the Legislature has decided for itself that the employment is of sufficient dignity and importance to be deemed to be an office.' ''

There are few cases in which the doctrine of incompatibility has been judicially applied to the office of legislator. In *Budway* v. *Hollibaugh*, 68 Cal. App. 473, it was decided that an Assemblyman was eligible for election to the office of councilman of a sixth class city during his legislative term, but, as hereinbefore pointed out, the court deliberately refrained from passing on the question of compatibility between the two offices and therefore the decision cannot be considered as establishing compatibility between such offices. In *Weza* v. *Auditor General*, 298 N. W. 368; 297 Mich. 686, it was held that the appointment of a member of the State Legislature to the office of county school commissioner operated to forfeit and vacate the legislative office, because of incompatibility between the two offices. Because the county school commission was created by act of Legislature and the powers, duties, salary and manner of election of commissioners was fixed by the Legislature, the court held the county office to be subordinate to the legislative office and therefore incompatible.

In our Opinion 10575 of March 11, 1936, we expressed the view that a Member of the Assembly could properly hold the position of attorney for the Sheriff of the City and County of San Francisco as the duties of the two offices were not incompatible. In a letter dated September 21, 1942, designated LB 221/800, we stated that a city councilman of a sixth class city elected to the Legislature would not be entitled to retain his city office as the state and city offices were incompatible. However, in a letter to a legislator in 1946, although we suggested the possibility of incompatibility between the offices of city councilman of a chartered city and state legislator, we did not express any opinion either way.

In 1939, we determined, in Opinion NS1620, that the offices of city councilman and California Highway Commissioner were incompatible by reason of the adverse duties imposed upon the respective offices by the Streets and Highways Code. Reference to additional instances in which compatibility or incompatibility has been determined between offices other than legislative offices may be helpful. The offices of Director of the Golden Gate Bridge and Highway District and Supervisor of Marin County were declared to be incompatible in *People ex rel. Bagshaw* v. *Thompson*, 55 Cal. App. (2d) 147, largely because the interests and duties of the two offices in tax matters were adverse. In *People ex rel. Kraemer* v. *Bakshaw*, 55 Cal. App. (2) 155, it was decided that the duties of a councilman of an unchartered city of the sixth class were incompatible with the duties of a supervisor of the county in which the city was located when they were imposed upon the same person. *People* v. *Garrett*, 72 Cal. App. 452, holds that the office of justice of the peace is incompatible with that of police court judge in the same township when held by the same person because two separate and distinct courts of varying jurisdiction are clearly contemplated and consolidation of the two through administration by a single judge would contravene public policy. This case also

concisely states the rule of operation of the doctrine of incompatibility in the following language:

> "The rule is settled with unanimity that where an individual is an incumbent of a public office and, during such incumbency, is appointed or elected to another public office and enters upon the duties of the latter, the first office becomes at once vacant if the two are incompatible."

In the application of this rule it should be noted that the forfeiture of the first office does not result from the mere fact of appointment or election to a second and incompatible office, but rather results from the entering upon and performance of incompatible duties.

An analysis of the cases dealing with the doctrine of incompatibility establishes the futility of attempting to lay down any general rule by which incompatibility may be ascertained in every instance. In each case the nature and duties of the respective offices must be examined to determine the degree of repugnancy between them. So too must be determined the status of the offices with respect to whether one is subordinate to and controlled by the other to any appreciable extent. In the final analysis, incompatibility may be deemed to exist where "the nature and duties of the two offices are such as to render it improper, from considerations of public policy, for one incumbent to retain both." (*People* v. *Garrett*, 72 Cal. App. 452.)

This brings us to a consideration of the seven specific questions submitted, which are repeated for purposes of recollection:

1. May a legislator enter private employment during a constitutional recess and after adjournment?

2. May a legislator who is an attorney practice law during a legislative session?

3. May a legislator enter into any private employment after adjournment with any corporation or association?

4. May a legislator appear before state agencies in behalf of a constituent and receive compensation therefor?

5. After adjournment, is a legislator still considered a public official?

6. May a legislator retain his position as city councilman, city attorney, notary public, during his term of office?

7. Is a legislator within his legal rights in establishing a public relations office upon adjournment, and continuing in business until the convening of the next legislative session?

The first three and the seventh of said questions can be answered together. We know of no reason why Members of the Legislature may not engage in any lawful private employment or activity in the same manner and to the same extent as any other person, during recesses, after adjournment, *or even during sessions so long as the legislative duties and functions are not adversely affected.*

The fourth question presents a somewhat more delicate situation. It is a matter of common knowledge that Members of the Legislature, particularly attorneys at law, do appear before state boards and agencies for compensation in behalf of private clients and there is no statutory prohibition or established rule of public policy to prevent them from so doing, at least so long as they act in a purely private capacity. On the

other hand, where the public board or agency is one subject to regulation, control and support by legislative action, public policy would seem to dictate that every precaution be taken to prevent any possible appearance or suggestion that the legislator acting privately in the interests of his clients is attempting to influence the action of the board or agency by reason of his legislative position.

The fifth question has hereinbefore been answered to the effect that after adjournment and during his entire term of office a legislator is deemed to be a public official.

The sixth question falls squarely within the scope of the above discussion concerning dual office holding. The question inquires specifically about the office of city councilman, city attorney, and notary public. The office of city councilman being ordinarily one filled by election by the people would not fall within the prohibition of Section 19, Article IV of the Constitution, so the question would be one of compatibility. As before pointed out, determination of this question would require examination into the duties and functions of the particular councilmen and the interests of those they serve, for comparison with the duties and functions of legislators and the interests they serve, to ascertain whether or not any repugnancy existed between the duties and functions of the respective offices and the extent to which the interests of the city might be inconsistent with and subordinate to those of the State. Following this formula, it will be found that the functions of both offices are definitely legislative in character; and that the duty of a councilman is to serve the best interests of his city, whereas the duty of the legislator is to the State, or at least to his district, as a whole without discrimination between cities or other political subdivisions. It further appears that charters and charter amendments of chartered cities are subject to legislative approval; that cities existing under the general law may be seriously affected by legislative changes in that law; that grants to cities of state property are by legislative enactment; that allocations of various moneys to cities are dependent on legislative will; and that numerous other instances may be found wherein the interests of individual cities are inconsistent with and dependent upon state interests. Under such circumstances and in the light of the law laid down in such cases as *People ex rel. Kraemer* v *Bagshaw*, supra, and *Weza* v. *Auditor General*, supra, *the conclusion is inescapable* that the offices of city councilman and state legislator are repugnant and incompatible.

The status of the office of city attorney presents a somewhat more troublesome problem. Because the office of city attorney and other comparable local offices are not legislative in character, considerably less repugnancy must necessarily exist between such offices and that of legislator And, as above mentioned, in Opinion NS 5288 we did state that a Member of the Legislature might properly and simultaneously hold the office of city attorney of a sixth class city. On the other hand, the duties and functions of city attorneys and comparable local officers may vary considerably, depending upon the provisions of the various city charters of chartered cities, and a careful examination of the facts and circumstances of each instance would seem indicated. We do not, therefore, feel that we can properly express any general unqualified opinion on the question of compatibility between such offices and those of legislators.

We have previously committed ourselves to the opinion that a commission as notary public is an office under the State within the meaning of Section 19, Article IV of the Constitution and is, therefore, an office which may not be held simultaneously by a Member of the Legislature.

FURTHER PROCEEDINGS UNDER CALL OF THE ASSEMBLY DISPENSED WITH ON URGENCY CLAUSE TO SENATE BILL NO. 990

At 11.45 p.m., on motion of Mr. Silliman, further proceedings under the call of the Assembly were dispensed with.

The names of the absentees were called, and the urgency clause to Senate Bill No. 990 refused adoption by the following vote:

AYES—Beck, Bennett, Berry, Blosser, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Conrad, Cooke, Cramer, Crowley, Lester T. Davis, M. Philip Davis, Debs, Dickey, Elliott, Erwin, Gaffney, Gannon, Grunsky, Hahn, Heisinger, Hinckley, Huyck, James, Johnson, Kirkwood, Loomis, Lowrey, Luckel, Maloney, Miller, Niehouse, Price, Robertson, Sillman, Stanley, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—52.

NOES—Brady, Crichton, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Evans, Field, Fletcher, Geddes, Grant, Hawkins, Hollibaugh, Kilpatrick, Lyons, McCollister, McMillan, O'Day, and Thomas—19.

Bill ordered transmitted to the Senate.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted the report of the Committee on Conference concerning:

Senate Bill No. 1423—An act making an appropriation to the Regents of the University of California for the purpose of expanding the educational and research facilities of the university.

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

COMMITTEE FROM THE SENATE

Senators Kraft, Watson, and Donnelly appeared before the bar of the Assembly, and announced that the Senate had concluded its labors and was now ready to adjourn sine die.

COMMUNICATIONS

By the Chief Clerk:

The following communication was received, read, and ordered printed in the Journal:

ASSEMBLY—CALIFORNIA LEGISLATURE

As Viewed by Attaché Frances Elmo

My experience in the Legislature
  Has been an exciting one;
'Specially down upon the Assembly Floor—
  That's where it's really fun!

Trying to watch the proceedings,
  And at the same time listen,
To my boss's dictation—which, I assure you—
  Is not fiction!

Also, observing the Assemblymen
  Present through their "Mike"—
Various bills for consideration,
  Which you've never heard the like!

For example, when Vince Thomas
  Talked about the Abalone—
And divorcing his home city
  From all ties of "*matrimony*"!!

Or the time when Philip Boyd
Discussed the Barber "Game"—
For the services they render,
And charge all men the same;
Even though some have "real foliage,"
"Hair" to most is just a "name"!!

So, appropriate wigs were given
Just to illustrate this measure,
To Messrs. Silliman and Gannon,
Who accepted—with much pleasure!
Likewise, Author Honorable Boyd,
Wore one to cover up his "void"!

Also, when the Honorable Don Grunsky
Was reposing with the world,
And one of his colleagues decided
That his "pose" should be "uncurled"!!

So, this little "demon" proceeded,
While "hizzoner" was unaware,
To set a nice, red fire cracker—
Beneath his easy chair!

Just at the opportune moment,
"Yours Truly" walked down the aisle—
And OFF goes the loud explosion,
Causing both to jump 'most a MILE!!

Poor Donald—he turned extremely white—
While "Yours Truly" almost died with fright!
So we both found a chair free from any tacks
And for a few moments just sat and RELAXED!

Whereupon, the entire Assembly—
Was turned into an hilarious mood;
And, DOWN goes the gavel by Speaker Collins,
To restore order—as he should.

But, with all the turmoil and excitement,
Our Assemblymen deserve a hand,
For the excellent legislation they pass,
To make California a better land.

So, here's to a fine delegation—
Representatives of our Golden State,
Who pass laws by their fine "oration,"
And live up to their name, "Delegate."

And I'm very proud and happy
That I played a minor role,
In the Fifty-seventh Session
Which finally attained its goal!!

Written by
FRANCES W. ELMO, Attache
June 5, 1947
Secretary to Assemblymen Silliman and Caldecott

MOTION TO APPROVE JOURNALS

Upon motion of Mr. Dickey, the Journals for Monday, June 16, 1947; Tuesday, June 17, 1947; Wednesday, June 18, 1947; Thursday, June 19, 1947; and Friday, June 20, 1947, were approved as corrected by the Minute Clerk.

REPORT OF THE JOINT LEGISLATIVE BUDGET COMMITTEE TO THE FIFTY-SEVENTH SESSION OF THE CALIFORNIA LEGISLATURE

To the Honorable Goodwin J. Knight, Lieutenant Governor and President of the Senate, and to the Members of the Senate, and to the Honorable Sam L. Collins, Speaker of the Assembly, and to the Members of the Assembly of the State of California

The Joint Legislative Budget Committee, appointed under the provisions of Joint Rule No. 37 of the Fifty-sixth Session of the Legislature as continued under Senate Concurrent Resolution No. 3, Chapter 20, Statutes of 1945, is composed of the following members:

Senators	*Assemblymen*
W. P. RICH, Chairman Tenth District	T. FENTON KNIGHT, Vice Chairman Forty-eighth District
ARTHUR H. BREED, JR. Sixteenth District	LLOYD W. LOWREY Third District
T. H. DELAP Seventeenth District	ALBERT C. WOLLENBERG Twenty-first District
RALPH E. SWING Thirty-sixth District	C. DON FIELD Forty-third District
HAROLD J. POWERS First District	SAM L. COLLINS Seventy-fifth District

In accordance with the provisions of Joint Rule No. 37, we submit herewith an additional report of the Joint Legislative Budget Committee to the Fifty-seventh Session of the Legislature.

PARTIAL REPORT FILED

The Joint Legislative Budget Committee rendered a partial report on March 3, 1947, transmitting the report of the Legislative Auditor to the Budget Committee, analyzing the Budget and Budget Bill for the Fiscal Year, July 1, 1947 to June 30, 1948. This partial report was printed as a supplement to the Senate Journal of March 21, 1947. This report was in your hands for use in considering the Budget Bill during this session. We believe that this report and analysis of the Budget has been helpful in legislative consideration of the largest Budget the State has had. We now wish to render a report on the work of the Legislative Budget Committee during the last two years and to make certain recommendations concerning future work of the Joint Legislative Budget Committee.

FULL REPORT—1945-1947

By the provisions of Joint Rule No. 37 the Budget Committee is a continuing committee dealing constantly with matters "concerning the State Budget, the revenues and expenditures of the State and of the organization and functions of the State, its departments, subdivisions and agencies with a view of reducing the cost of the State Government, and securing greater efficiency and economy."

During the past two years the committee has been concerned with all of these matters. It has had its Legislative Auditor and staff studying state revenues, the expenditures of the several departments, the organization and procedure and operation of the various agencies of the State in order to forward the purpose of the committee.

BUDGET AND APPROPRIATION BILLS MAJOR TASK

Our primary activity, as previously reported in our partial report, has dealt with the State Budget and Appropriation Bills. A great deal of preliminary work had to be done before it was possible to work effectively on the Budget and appropriations. A continuous check of all departments is also necessary to see if the appropriations as approved by the Legislature are actually expended as the Legislature intended.

The committee instructed the Legislative Auditor to devote himself and his staff primarily to the State Budget but to do such studies as would yield information useful in considering the Budget and special appropriation bills. Many studies have been conducted in the past two years concerning the operations of the State, preliminary to the analysis of the Budget. This information was used in the Budget hearings and in hearings on reorganization of departments of the State and in connection with special appropriation bills and further expansion of state services.

We have already reported, in the partial report published in the Senate Journal above referred to, on the cooperation rendered the Governor's Budget makers in relation to the Budget. This work resulted in a reduction of the Budget at the time it was formulated. We feel that the Budget itself as submitted to the Legislature was materially smaller and better balanced because of this assistance.

BUDGET HEARINGS BEFORE LEGISLATIVE COMMITTEES

After the Budget analysis and report was prepared the Legislative Auditor and his staff continued to work on these matters, particularly with the Finance Committee of the Senate and the Ways and Means Committee of the Assembly. Assistance was rendered these committees in considering the Budget, help with hearings, participating therein and assisting in the preparation of reports for the several subcommittees. Information was provided the subcommittees wherever they requested it.

CONTROL IN BUDGET BILL

Technical assistance was rendered in suggesting and drafting amendments to the Budget Bill. An examination of the Budget Bill as it was first introduced and as it was finally passed by the Legislature will at once show that a large number of controls in relation to expenditures were written into this document. These were to a large extent suggested by the staff of the Budget Committee. These controls are in line with the general principles adopted from time to time by the Budget Committee.

BUDGET EXPEDITED

It is our feeling that consideration of the Budget was materially forwarded and improved not only through the analysis of the Budget provided by the Budget Committee, but also by the assistance rendered

to the several committees and subcommittees of the Legislature dealing with the Budget Bill.

The Legislative Auditor was requested to give his recommendation in relation to each item of appropriation for each department and agency of the State provided for in the Budget Bill. This was considered in connection with the recommendations of the Director of Finance and the committees and the Legislature had an opportunity to consider this information as the basis for its decision. This procedure we believe has many advantages and we recommend its continuance and enlargement.

BUDGET COMMITTEE TASKS INCREASE WITH BUDGET

This is the third Budget the Joint Legislative Budget Committee has considered and the first annual Budget. This is also the largest Budget the State has ever had. The work of the Legislative Budget Committee has increased with the increased size of the Budget. Now with an annual Budget the work of the committee is approximately doubled. This condition will continue and now with the Legislature adjourning in the last part of June, there will be but a short period of time before the Legislative Budget Committee and staff must be concerned with the Budget for 1948-49.

It is the sincere hope of the Budget Committee that further progress can be made in expediting the consideration of the Budget so as to get it out of the way earlier in the session. This will release the log jam of special appropriation bills. Steps have already been taken along this line. One suggestion which we believe will be materially helpful is that all members of the Budget Committee from the Senate should be on the Finance Committee, and all Members from the Assembly should be on the Ways and Means Committee. This would provide a nucleus of legislators in each house familiar with the Budget and its preparation at the time it was introduced.

The Budget Committee is also taking steps to encourage the production in the first instance of as good a Budget Document as is possible and to assist in as full a consideration as is possible of all requested appropriations. The committee has instructed the Legislative Auditor to this effect.

Reference to the Budget Document for 1947-48 and the recommendations concerning it found in the Budget Analysis covering the 1945-47 Budget will show that many of the recommendations made on behalf of the Budget Committee have been carried into effect so that the Budget Document for 1947-48 is much improved. There has also been a closer administration through budgetary control of expenditures as set up in the Governor's Budget than has been evidenced in prior years. The Budget Committee has insisted that this should be the case, and we are assured that there will be as close adherence to the 1947-48 Budget as is practical. This procedure makes it all the more necessary that the Budget Document in the first instance should be well considered. It has been our endeavor to insist on this and to cooperate in making it effective.

The consideration of the Budget and appropriation bills by the Legislature at the budget session next March, 1948, will present some additional problems. Provision is not made for a recess during which time previously the Budget Committee has been enabled to consider the

Budget Bill A revised procedure is now being considered to meet this situation.

LEGISLATORS' BUDGET JOB LARGER

The task of each legislator, considering the Budget annually, has likewise been increased. The Budget Committee believes that by bringing the Legislature a better Budget Document through the assistance we render, providing a comprehensive analysis of the Budget, thereby giving the Legislature information which we know to be reliable and in which we have confidence, that we can serve you and the people in the most valuable way. The committee has tried to have its staff prepared to provide all fiscal information whenever it is desired, so that facts might be before the Legislature in order to act intelligently on all fiscal matters, both in the Budget and in the many appropriation bills. This service will be more complete as the files of the Legislative Budget Committee are expanded.

STUDIES AND REPORTS

In our preliminary report we stated that other studies made on particular matters of government operation, expenditures and organization would be reported to you as well as an account of other actions of the committee.

The following major specific studies and reports have been conducted in addition to the Budget Analysis:

1. Operation of the State Printing Plant.
2. Functioning of the Department of Employment.
3. Possibility of mechanization of motor vehicle registration.
4. The administration of the Preston School of Industry.
5. The management of horse racing, taxation thereof and the disposition for the Fair and Exposition Fund.
6. The operation of the State Fair and the matter of adequacy of site.
7. Preparation of Kardex file on economic and tax data.
8. Kardex file on the duties and functioning of state officers.
9. Kardex file on the organization of the state institutions and agencies.
10. Legislature organization and procedure.
11. Cost of sick leave to the State of California.
12. Comparative study of the cost of the operation of the Governor's Office.
13. The operations of the Pilot Commissioners.
14. Possible service to the State of the DeWitt Military Hospital.
15. Rent control.
16. Condition of the Teachers' Retirement Fund.
17. Financial status of the State.
18. Agricultural operations at the state institutions.
19. Pay roll procedures in the State.
20. The financing of highways.
21. Disability claims of state employees.
22. The abuse of use of state automobiles.
23. The economics of the Caspar State Forest.
24. The building needs of the State.

25. Cost of public buildings.
26. Value of an independent state audit.
27. The problem of fixed charges.
28. Aerial mapping for the State.
29. Mechanization of the modus operandi division of the Bureau of Criminal Identification.
30. Determination of an adequate and economical filing system for the Secretary of State.
31. Operation and value of the Meloland Agricultural Research Station.
32. A state-wide plan for the eradication of human tuberculosis in California in relation to subsidies.
33. Adequate distribution of Fair and Exposition Funds and the encouragement of better quality fairs.
34. Economic trends in California and their influence on revenues of the State.
35. Administrative procedures in relation to the functioning and rule making of boards and commissions.
36. The length of the veteran education problem.

These are only the major specific studies that have been made. Many other numerous smaller studies have been carried out. All of these studies have yielded information affecting state expenditures, the organization of State Government, or efficiency in the operation of State Government, all within the purview of the Budget Committee. Each and every one of them has been used either in considering the Budget, special appropriation bills or in improvement in the state administration. Many of these reports have yielded definite and specific results.

Some of the minor reports were made to answer requests for information. Innumerable requests have been received for information on the agencies of the State, the cost thereof, the cost of government, the effect of taxes and, in fact, almost every other conceivable subject concerned with State Government. Answers have been supplied wherever this information was available and fell within the scope of the activity of the Budget Committee.

SOME RESULTS SECURED FROM STUDIES

While the committee does not claim full credit for economies and improvements achieved in the State Government following suggestions made by the committee and its staff for such economies and improvements, it does not hesitate to claim that it assisted directly in this matter. Frequently the suggestions made through the committee's operation resulted in large economies which have saved the State vast sums of money. These savings will accrue over the years. The committee believes that it assisted materially in initiating such action and frequently was the moving force.

Some definite improvements and savings in printing costs resulted from the Printing Plant study. This agency has been completely reorganized. A new State Printer was appointed and more businesslike management established. We believe that additional results can be secured from this agency in the future.

The mechanization of motor vehicle registration flowed directly from the report on this subject prepared jointly for the Budget Committee and the Senate Committee on Governmental Reorganization. This mechanized procedure was studied out completely and to the closest detail by our staff even to the floor location of equipment.

The bills providing for this system were drawn by the employees of the Legislative Budget Committee and sponsored by the committee, together with the Senate Committee on Governmental Reorganization. The Legislature approved the plan, appropriated the necessary funds, and it is now being installed. The added service alone to the public by this system will justify the expenditure; but in addition to this, on the basis of the same work performed manually, there will be a large saving, probably approaching $250,000 a year.

Other installations of mechanized accounting equipment in other departments will yield comparable results. Others will follow from this example. The published report on the mechanization of motor vehicle registration is in demand throughout the United States.

The report on the Department of Employment resulted in considerable improvement and in remedial legislation, saving the taxpayers many millions of dollars by reducing the tax.

The study of the Horse Race Board and the taxation of the proceeds of horse racing also provided information as the basis for remedial legislation.

The report on the DeWitt Hospital resulted in securing this institution which, together with Hammond Hospital, has assisted materially in relieving the crowding in our mental institutions.

Many other reports have resulted in material improvements in government and in economies producing very large savings. The committee will not take time or space to detail these results. They are already known to many of you and many of them you have encountered in the consideration of the State Budget and others you will find in the operation of state departments and agencies.

SERVICES TO OTHER LEGISLATIVE COMMITTEES

We have previously mentioned the services rendered to the Senate Finance and the Assembly Ways and Means Committees and the subcommittees thereof. The Legislative Budget Committee at its second meeting in December, 1941, instructed the Legislative Auditor to render such services as were possible and consistent with his duties to other legislative committees. This has been done continuously and the information supplied and the additional information secured through this cooperation has been used to carry out the duties of the Budget Committee.

Assistance was rendered to the Joint Agriculture and Livestock Problems Committee in its study of the agricultural operations of state institutions and also in its consideration of the hide and brand inspection law and procedure and costs, and also it was supplied information in regard to the operation of the State Fair.

Information was provided the Joint Committee on Highways, Streets, and Bridges. We also assisted with information for the Assembly Committee on County and City Jails. On several occasions information, research, and investigatory service was rendered the Governmental

Efficiency Committee of the Assembly. Information was rendered the Senate Committee on State and Local Taxation. Other services were rendered to numerous committees where financial matters, governmental organization, auditing and other procedures affecting the efficiency of government were under consideration. We will not attempt to list these numerous items.

ASSISTANCE AND COOPERATION RENDERED STATE AGENCIES

The Legislative Auditor was instructed to render such services and cooperation to the state departments in studying their fiscal problems as was consistent with the constitutional division of the functions of government. Such assistance was for the purpose of securing information consistent with the purposes of the Budget Committee and useful in making recommendations to the Legislature subsequently for necessary and remedial legislation.

Through studying these matters at first hand and getting the views of the administrative officers of the several departments, the Legislative Auditor is then able to report to the Budget Committee and the Legislature his conclusions on all such matters. The Legislative Auditor is also in a position to inform the agencies of the State what action the Legislature has previously taken on such matters and what recommendation he will make to the Legislative Budget Committee. This procedure frequently initiates the consideration of matters on the basis of the Legislature's previous action and intent. Large values have been secured in relation to the Budget and the building program through this procedure.

The Legislative Auditor on instructions from the Budget Committee has worked closely with the Director of Finance in the preparation of the Budget and in the estimates of the revenue of the State and in the consideration of the original plan for state buildings and the modification thereof due to increase in price and changing conditions of the State. Close cooperation is maintained on all fiscal matters. We have already outlined the operations in connection with the State Budget.

In relation to the building program the Director of Finance formed an unofficial committee consisting of a representative of his own department in addition to himself, the State Architect, the representatives of the several departments interested in state buildings, a representative of the Taxpayers' Association and the Legislative Auditor. This committee during the past two years has conscientiously studied the entire building program. The recommendations made by the Director of Finance have come from this study. In this way the Legislative Budget Committee has had available precise and accurate information on each and every building project of the State. We believe it has been demonstrated at this session during the consideration of appropriations for capital outlay and in setting up of reserves therefor that the Legislature has had available accurate and reliable information on all these matters sufficient for the basis of an intelligent decision.

The procedure in allocating of funds for building, controlling the timing of building and the priority of each has resulted from the functioning of this program in which we have participated. The Budget Committee staff has become intimately familiar with the institutions of

the State and their building needs. Between each session the staff makes an inspection of each institution.

Members of the staff have served on other interdepartmental committees considering such matters as personnel, pay rates, pay roll procedure, purchasing, property control and the payment of vendors. These surveys involve the operation of the Department of Finance, the Personnel Board, the Controller's office and other offices. This function has been for the purpose of assisting in improvements that will result in economies and efficiency in the operation of State Government. Such assistance and services were also rendered in connection with the Motor Vehicle Department. Numerous other like services were rendered which we will not detail here. A resolution is now pending requesting the Budget Committee continue to cooperate in the matter of pay roll procedure.

BUDGET COMMITTEE BILLS

Out of the numerious studies conducted and the functioning of the Legislative Auditor and in line with the general instructions of the Budget Committee, numerous suggestions for remedial legislation have arisen. Some 25 bills were introduced into the Legislature as follows:

	S.B. No.
Alcohol Beverage Control Fund, repealing continuing appropriation	1343
Annual budget, expenditure of funds	1332
Child care centers, abolishing	1410
Employees' Retirement System, benefits payable	1337
Employees' Retirement Act, classes of membership and benefits	1338
Employees' Retirement System, rate of interest	1308
Farm Production Council, abolishing	1416
Gift Tax Fund, repealing continuing appropriation	1344
Highway Patrol, regional organization	1336
Income Tax Act, repealing continuing appropriation	1347
Motor Vehicle Fuel Fund, repealing continuing appropriation	1329
Motor vehicles, state-owned	1333
Physical examination of state employees	1335
Personal Income Tax Law, repealing continuing appropriation	1346
Sales and Use Tax Law, repealing continuing appropriation	1345
School districts, auditing	1341
School funds, auditing	1340
Sick leave, 150 days with pay	1350
Sick leave, employees in state institutions	1334
State Beach Fund, repealing continuing appropriation	1348
State Guard, abolishing	1339
State Guard, payment of medical bills of members	1342
State Lands Act Fund, repealing continuing appropriation	1329
State Park Fund, repealing continuing appropriation	1349
State Reconstruction and Reemployment Commission, abolishing	1411

Approved by Governor	*Vetoed*
S.B. 1308	S.B. 1329
1343	1339
1344	1348
1345	1349
1346	
1347	
1350	
1416	

Some of these bills were introduced on the basis that all wartime agencies should be abolished and the matter should be brought before the Legislature. Other bills were in line with general procedure of the committee fostering economy and efficiency and others were to correct abuses found in the studies conducted.

Some of these bills were tabled at the request of the Budget Committee after they were considered in connection with other bills before the Legislature. Other bills were amended as appeared to be most desirable. Final action has not yet been taken on all these bills. At the present date 12 of them have been approved by both houses. Eight of these have been signed by the Governor and four have been vetoed. The bills that have been vetoed are ones eliminating the authority of the Director of Finance and the Governor to allow deficiencies in the Motor Vehicle Fuel Fund, State Lands Fund and the State Park and Beach Funds. The Governor stated that this elasticity was desirable. The Budget Committee has held that now with an annual Budget closer control of State expenditures by the Legislature can be made effective, and for this reason such control should rest in the Legislature and continuing appropriations should be eliminated.

This general principle has been followed in these bills, and they provide for the elimination of continuing appropriations wherever possible and return to the Legislature full control over appropriations.

Some of these bills approved will save the State large sums of money. Others will materially increase efficiency. The bills in relation to sick leave of state employees will go a long way to eliminate long standing abuses. No one can say just how much these measures will save or what will be the benefit through increased efficiency, but we are satisfied that there will be material results in both lines.

RESULTS JUSTIFIED PROCEDURE OF BUDGET COMMITTEE

Your committee believes that there is general agreement that the results secured through the operation of the committee have amply justified it. Moreover, there are very large results that flow from the very existence and operation of the committee and its staff which cannot be seen. We believe that large benefits result merely from the fact that the Legislative Budget Committee is in existence and that it has a Legislative Auditor and staff to make audits, investigations and studies and to make reports to the Legislature and ultimately find its way into remedial legislation. Many improvements in government will result merely from the fact that attention is directed to the possibility of improving the function of many state agencies. Irregularities and losses which might have occurred will not occur with such an agency in existence.

Original budget requests from the departments and agencies of the State we believe have been and will be more nearly in line when they are first presented than they would have been if they were not subjected to the scrutiny of the Budget Committee staff. Further reductions are made in the hearings on the Budget through the participation of the representative of the Budget Committee. What is even more important, the allocation of funds in the Budget is better balanced and subsequently the coordination of special appropriation bills with the Budget is secured through the fact that the Legislative Auditor as well as the Department of Finance watch this matter and call it to the attention of the several committees. In addition to this, the legislative intent is continually expressed and notice thereof is frequently incorporated into the Budget Bill and in special appropriations.

Following the original determination of the Budget Committee, the Legislative Auditor continually observes the functioning of all new agencies and expansion of existing agencies and reports back to the Legislative Budget Committee as to their costs and efficiency and the services they render. The Legislature has this information before it for appropriate action.

GENERAL COOPERATION SECURED

The Budget Committee is happy to report that it has received the fullest cooperation from the Department of Finance, the Personnel Board, the Department of Public Works and most other departments and agencies of the State Government. Information and assistance has been rendered generally wherever requested. The assistance of the State Employees' Association and individual state employees and the general public has also contributed much to our success.

The committee has not had to make use of the subpena of a witness or of documents in a single instance during its existence since 1941.

The committee wishes to take this opportunity to thank the many state officers and employees who have cooperated and supplied information for the Budget Committee and its staff. In particular it wishes to compliment the state employees and to say that in general there have been surprisingly few irregularities encountered and in most instances there has been a ready acceptance of suggestions for improved methods of procedure and a full endeavor to make reasonable economies and improved procedure effective

Respectfully submitted.

JOINT LEGISLATIVE BUDGET COMMITTEE

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SENATOR HAROLD J. POWERS
SENATOR ARTHUR H. BREED, JR.
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ASSEMBLYMAN SAM L. COLLINS

REQUEST FOR UNANIMOUS CONSENT THAT REPORT BE PRINTED IN THE JOURNAL

Mr. Brady asked for, and was granted, unanimous consent that the following report of the Assembly Interim Committee on Tide and Submerged Lands be ordered printed in the Journal in 10-point type:

REPORT OF THE ASSEMBLY INTERIM COMMITTEE ON TIDE AND SUBMERGED LANDS

Committee Members

BERNARD R. BRADY, Chairman; EDWARD F. GAFFNEY, FRANCIS DUNN, JR., KATHRYN T. NIEHOUSE and CARL FLETCHER

PURPOSE OF COMMITTEE: To investigate the potential developments of the tide and submerged lands owned by the State of California.

This committee was created by House Resolution No. 297 (June 15, 1945) and continued by House Resolution No. 29 (Jan. 15, 1947).

Resolution No. 297 follows:

Relating to the creation of the Assembly Interim Committee on Tide and Submerged Lands

WHEREAS, The coast line of the State of California offers many advantages in the way of harbor development for the purpose of commerce, navigation and the establishment of industry; and

WHEREAS, There has been very little development along said coast line between Santa Barbara and San Francisco and between the Oregon Border and San Francisco, and

WHEREAS, This lack of development has worked great hardship upon the many vessels which ply the waters off the coast line of the State of California by depriving such vessels of access to safe harbor areas in the event of storms or mechanical troubles, or the necessity of safety or repairs, and

WHEREAS, The State of California, in its sovereign capacity, is the owner of all of the ungranted lands lying oceanward, bayward or riverward of the mean high water mark, and

WHEREAS, There has existed and does exist today a situation whereunder private individuals, associations, companies and corporations are, in many instances, making use of such sovereign lands of the State of California by unwittingly trespassing thereon, and without compensation or payment to the State of California, and

WHEREAS, Many piers, jetties, and other structures have been constructed upon State sovereign tide and submerged lands by many persons who have believed that their ownership of lands littoral to the tide and submerged lands gave them the right to the use of such tide and submerged lands of the State of California, as well as certain portions of the beds of navigable rivers, without making payment to the State of California for such use, and

WHEREAS, The State of California, or its administrative departments, have lacked adequate staffs for the purpose of supervising and controlling this trespass condition, and

WHEREAS, It is highly important that the State of California extend every effort toward encouraging the location of commercial establishments along California's Coast in order to develop our natural harbor

areas and provide employment during the immediate and subsequent postwar period, and

WHEREAS, It is highly important that the State receive adequate revenue from those who are, at the present time, using such sovereign lands of the State of California without compensation for such use; now, therefore, be it

Resolved by the Assembly of the State of California, As follows:

1. The Assembly Interim Committee on Tide and Submerged Lands is hereby created and appointed and authorized and directed to ascertain, study and analyze all facts relating to the subject matter referred to in the recitals hereof, including but not limited to the operation, effect, administration, enforcement and needed revision of any and all laws in any way bearing upon or relating to the subject of this resolution, and to report thereon to the Assembly, including in the reports its recommendations for appropriate legislation.

2. The committee shall consist of five Members of the Assembly appointed by the Speaker thereof. The Speaker shall also appoint one of the committee members chairman of the committee. Vacancies occurring or existing in the membership of the committee shall be filled by the appointing power.

3. The committee is authorized to act during this session of the Legislature, including any recess, and after final adjournment until the commencement of the next regular session, with authority to file its final report not later than the fifteenth legislative day of the next regular session.

4. The committee and its members shall have and exercise all of the rights, duties and powers conferred upon Investigating Committees and their members by the provisions of the Joint Rules of the Senate and Assembly and of the Standing Rules of the Assembly as they are adopted and amended from time to time, which provisions are incorporated herein and made applicable to this committee and its members.

5. The committee has the following additional powers and duties:

(a) To cooperate with and secure the cooperation of county, city, city and county, and other local law enforcement agencies in investigating any matter within the scope of this resolution and to direct the sheriff of any county to serve subpenas, orders and other process issued by the committee.

(b) To report its findings and recommendations to the Legislature and to the people from time to time and at any time, not later than herein provided.

(c) To do any and all other things necessary or convenient to enable it fully and adequately to exercise its powers, perform its duties, and accomplish the objects and purposes of this resolution.

6. The sum of eight thousand dollars ($8,000) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Assembly for the expenses of the committee and its members and for any charges, expenses or claims it may incur under this resolution, to be disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Following Are the Rules and Regulations Governing the Rental of Tide and Submerged Lands Owned by the State of California

ARTICLE 1. DEFINITIONS AND GENERAL PROVISIONS

Section 1200. Definitions of terms used in the rules and regulations

As used in the rules and regulations prescribed by the State Lands Commission pursuant to the provisions of Division 6 of the Public Resources Code, unless the context otherwise requires:

(a) The term "commission" means the State Lands Commission.

(b) The term "rules and regulations" refers to all rules and regulations adopted by the commission pursuant to Division 6 of the Public Resources Code.

(c) The term "person" includes any individual, firm, copartnership, private corporation, municipal corporation, public or quasi-public corporation, county, city and county, district, political subdivision, department or other instrumentality of government.

(d) The term "lease" includes a permit, easement or license.

(e) The term "structure" means any type of construction including pipe lines, transmission lines, wharves, piers, slips, warehouses or units designed to act as groins, jetties, seawalls, breakwaters, or bulkheads.

(f) The term "submerged lands" includes the beds of navigable rivers, streams, lakes, bays, estuaries, inlets and straits.

(g) The term "applicant" includes any person who files an application or any person named as lessee, grantee, permittee or licensee.

Section 1901. Office of the commission

The principal office of the commission is California State Building, Los Angeles, California.

Section 1902. Meetings

Unless the date and place of meeting are, upon due notice, otherwise designated by at least two members, the commission shall meet at its principal office on the last Thursday of each month.

Section 1903. Appearances Before Commission

Persons desiring to appear before the commission shall file a written notice of such intent at least ten days before the next regular meeting date.

Section 1904. Reservation of Right of Refusal

Whenever it appears that such action is in the public interest, the commission may reject any application or bid or refuse to approve any work or to execute any lease, easement, permit or other instrument.

Section 1905. Execution and Delivery of Documents

The commission may execute, and deliver, any instrument in such form as it deems appropriate to accomplish the desired purposes but no such instrument in whatever form shall be construed as conveying a fee title to tide or submerged land owned by the State.

Section 1906. Application to Principal Office

Unless otherwise indicated in the rules and regulations, all applications shall be addressed to the commission at its principal office.

REGULATION A

ARTICLE 2. RULES RELATING TO THE OCCUPANCY OR USE OF SWAMP, OVERFLOWED, MARSH, TIDE OR SUBMERGED LANDS AND COMMERCIAL USE OF SCHOOL LAND

Section 2000. Mineral Leases Excepted

This regulation does not apply to leases for the extraction of minerals, including oil, or gas or hydrocarbons, from tide or submerged lands. All leases granted pursuant to this regulation are subject to the right of the State to grant leases for the extraction of minerals including oil or gas from the lands involved.

Section 2001. Construction of Groins, Jetties, etc. Limited to Littoral Applicant

Authority to construct or maintain groins, jetties, seawalls, breakwaters or bulkheads, will be granted to private persons only if applicant is a littoral owner.

Section 2010.* Application, Maps, Plans and Specifications, Photographs, Federal Drawings

Any person desiring to occupy or use swamp, overflowed, marsh, tide or submerged lands, or construct, maintain, or alter, structures, or deposit materials thereon, or remove materials therefrom, shall file with the commission the following:

(a) A written application containing—

(1) Name, address and quality of applicant.
(2) Description of State lands involved.
(3) A statement of the work proposed, together with an estimate of its cost.
(4) A statement as to ownership of the littoral lands.
(5) Any other pertinent information.

(b) A map in triplicate based upon an actual field survey of the property lines defining the littoral holdings and such other properties as the proposed occupancy or work may affect. The map shall indicate:

(a) Tie to a monument of record.
(2) Connections with a record survey by courses and distances.
(3) A tie to a line of a net of United States Coast and Geodetic triangulation.
(4) The outline of each structure, appropriately identified.
(5) The position of the identification marker.
(6) The positions from which photographs were taken and directions thereof.
(7) The aproximate locations of near-by existing structures.
(8) The elevations of a sufficient number of points to facilitate contouring of the foreshore between mean lower low water and extreme reach of the seas, together with elevation and designa-

tion of bench mark and its relation to published tidal reference data.

(9) Such other topographical features, existing improvements and highways as come within the limits of the mapped area.

(10) In the case of applications for alteration or removal of structures, current physical conditions contrasted against such conditions as they existed at the time of erection of the structure.

(c) Plans and specifications in triplicate which shall include—

(1) Detailed plan view, side elevation and sections of each structure showing:

(A) Construction details.

(B) Sufficient topographical features to identify position of each structure on map.

(C) Heights and sub-soil depths.

(D) Former, existing and expected ground lines.

(E) Sub-soil sample data.

(d) Three photographic views, not less than $3\frac{1}{2}$ x $4\frac{1}{4}$ inches nor more than 8 x 10 inches, of the site of each proposed structure including one longitudinal view and two taken from points on opposite sides of the site. Each view shall be taken at as low a tidal stage as suitable lighting effects can be obtained and shall bear the name of the photographer and the date, hour and position from which taken.

(e) A copy of any drawings which may have been required by the Federal Government.

Section 2020. Bond

Each applicant for authority to construct, alter, or remove, a structure, shall furnish a performance bond containing such terms and conditions as may be satisfactory to the commission and executed by a qualified corporate surety in an amount to be fixed by the commission but in no case less than $1,000.

Section 2021. Fees and Deposits to Cover Costs

(a) Except in the case of a political subdivision or governmental agency, each application shall be accompanied by a filing fee of $5.

(b) Each application for authority to construct, alter, or remove a structure shall be accompanied by a deposit of $75 plus one-half of 1 percent of the estimated cost of the proposed work to defray the actual cost to the commission of examination of the application, plans and specifications, and such inspection as the commission deems desirable.

(c) If it appears the data submitted are insufficient, the commission may, at the expense of the applicant, make or cause to be made any survey or investigation it deems necessary. Upon written notice the applicant shall deposit with the commission such additional sum as may be specified to cover the cost of such survey or investigation

Section 2022. Refund of Deposit

Upon rejection of an application, or upon completion of the work to the satisfaction of the commission, the performance bond shall be released and a refund made of the balance, if any, of moneys deposited by the applicant under subdivisions (b) and (c) of Section 2021.

* NOTE: (In the case of an application not involving the construction, alteration, or removal of a structure the provisions of this rule relating to such matters need not be included provided a statement is inserted in lieu thereof that such particular data are not applicable.)

Section 2023. Right of Way Rentals

A minimum annual rental of $40 for each right of way plus two cents per lineal foot for rights of way over state lands where such rights of way do not exceed 100 feet in width.

Section 2030. Inspections

Field inspections of construction, alteration, maintenance and removal of structures may be made by representatives of the commission. Applicants and permittees shall provide such means of access and other reasonable facilities as will enable the representatives to make the inspections, but such inspections shall not relieve the applicants or permittees of full responsibility to construct, alter, maintain or remove structures in accordance with approved plans or the terms of the permits or leases.

Section 2031. Liability for Safety or Persons

Each applicant for authority to construct, alter, or remove a structure, and each person to whom a lease, permit, license, or easement for maintenance of a structure is issued, will be held responsible for the safety of all persons in the lawful occupation or use of or passage over structures and appurtenances constructed or maintained by him.

Section 2040. Revocation of Leases

The commission reserves the right to revoke any lease, easement, license, or permit issued under this regulation when, in its judgment, it is to the best interest of the public so to do.

Section 2041. Repair of Damaged Structures

Nothing in this regulation shall be construed to hinder or prevent the immediate repair of damaged structures for which authorizations have been issued, provided such repair or replacement does not deviate from the approved plans of the structure. Prompt notice of intention to repair or replace damaged structures shall be given the commission.

Section 2050. Marker

There shall be installed on the center line of each structure, with the face horizontal and in a position sheltered from the waves but visible without excavation, a substantial brass marker not less than 2½ inches in diameter inscribed "State Lands Commission (application file number), (Structure letter), (type of structure)".

Section 2051. Warning Sign

Warning signs and appropriate markers to define the existence of partially or wholly submerged structures shall be installed and maintained at the seward end thereof.

Section 2060. Approval of Plans

The commission may fix a date for the completion of any proposed work and may approve or disapprove any plans and specifications submitted. Approval of plans and specifications shall be indicated by endorsing "Approved _____ _____ (date) conditioned upon completion on or before _____ (date). State Lands Commission, State of California, By _____ Executive Officer" thereon.

Section 2061. Execution and Delivery of Lease

Upon approval of the application, the commission shall fix the amount of bond, determine the term of occupancy, amount of rental or other consideration, and shall, subject to the deposit of a satisfactory bond and the payment of all fees, costs, rental or other consideration, authorize the execution and delivery of an appropriate instrument containing such terms and conditions as the commission deems for the best interest of the State, and authorizing occupation of the land for the approved purposes. Such instrument shall be accepted in writing by the applicant prior to its execution and delivery by the State.

CITATIONS OF AUTHORITY PURSUANT TO WHICH SECTIONS 1200 TO 1906 AND THE RULES CONTAINED IN REGULATION A WERE ADOPTED

PUBLIC RESOURCES CODE

Sections 6104-6105-6108-6218-6301-6321-6501-6501 2-6503-6897-6992.

EXCERPT FROM THE MINUTES OF THE MEETING OF THE STATE LANDS COMMISSION OF JUNE 21, 1946

(Survey of Tide and Submerged Land Values for Rental Determination)

Upon motion duly made and unanimously carried, a resolution was adopted establishing the following uniform policy for the rental of tide and submerged lands for commercial and industrial purposes:

1. Appraisal and survey costs to be borne by lease applicant;
2. Annual rental to be fixed at 6 percent per year of the appraised value of the land with an increase of 10 percent of the initial appraised value of the land every five years for the term of the lease;
3. Maintenance of all structures on the demised premises to be assumed by the lessee;
4. In the event that tidelands with structures in place are leased by anyone other than the constructor thereof, the appraised value of such structures is to be included in the total valuation for the initial rental determination; however, no appreciation in value of structures is to be considered in rental determination during the term of the lease, or any extension thereof;
5. Minimum annual rental for any lease issued to be $50.

TIDE AND SUBMERGED LANDS REPORT

The tide and submerged lands of the State constituting the sovereign lands of the State may be classified first as to jurisdiction and, secondly, as to location on the open ocean or on inland waters.

All ungranted tidelands whether on the open ocean or on inland waters were placed under the jurisdiction of the State Lands Commission by Chapter 5 of 1938. Such lands are along the 1,500-mile length of the California coast, except where grants have been made to cities or counties, and include all of the navigable rivers and lakes of the State including the Colorado, Sacramento, San Joaquin, Klamath, Eel, Noyo, Russian, and other northern coastal rivers, as well as the navigable lakes such as Clear Lake, Lake Tahoe, Mono Lake, Owens Lake and other smaller lakes.

Granted lands include those sovereign lands where there has been a legislative grant transferring complete fee title in perpetuity and without

reversion, except for certain mineral reservation to the State, to cities or counties. Generally, these grants include both inland and open ocean lands within or fronting on the respective city and within limited areas. Such grants are listed on the following tabulation:

Grant to	*Statutes*	
City of Alameda	1913: 707	Grant
	Am. 1917: 907	Grant (Amend)
	1909: 84	Quiet Title
City of Albany	1919: 310	
City of Arcata	1913: 699	
	Am. 1917: 708	
City of Berkeley	1913: 705	
	Am. 1915: 901	
	1917: 915	
	1919:1089	
City of Burlingame	1915: 904	
City of Emeryville	1919:1087	
City of Chula Vista	1925: 268	
City of Eureka	1857: 76	
	1915: 724	
	1927: 343	
	1945: 692	
City of Hermosa Beach	1919: 941	
City of Long Beach	1911:1304	
	1925: 235	
	Am. 1935: 793	
	1935: 794	
	1943:2577	
City of Los Angeles	1911:1256	All T. L's. within city
	Am. 1917: 159	
For Navigation	1913: 413	
	1929:1085	
	1945:	
City of National City	1917: 18	
	1923: 81	
	Am. 1925: 112	
City of Newport Beach	1919:1011	
	1929: 974	
	1931:C. 200	
	1927: 125	
	1929:1704	
City of Oakland	1873–4:132	1923: 416
	1909: 664	1931:1346
	1911:1254	1937: 115
	1911:1258	1937: 752
	Am. 1917: 63	1937:2500
	1919:1088	1927:C. 908
	1937: 335	1943:2189
		1945: 686

Grant to	*Statutes*		
City of Monterey	1867–8: 202		
	Am. 1903: 290		
	1919: 1359		
City of Redondo Beach	1915: 62		
City of Redwood City	1945: 2549		
City of Richmond	1913: 605		
	1919: 133		
	1935: 1330		
City of San Diego	1911: 1357	1931: 1943	
	Am. 1913: 77	1933: 1765	
	1915: 1323	1929: 1058	
	1917: 916	1929: 1742	
Resolution	1917: 1943	1917: 1943	(Performance Conditions)
	1929: 1550	1943: 309	
	1929: 1742	1945: 1377	
City of San Mateo	1915: 906		
	1933: 774		
City of Santa Monica	1917: 90		
City of South San Francisco	1913: 701		
	1925: 129		
City of Vallejo	1913: 575		
City of Venice	1917: 89		
	1945: 2826	—to City of Los Angeles as successor to City of Venice	
City of Coronado	1923: 85		
	Am. 1929: 1172		
	1933: 2217		
	1931: 707		
City of Laguna Beach	1929: 177		
City of Martinez	1929: 807		
City of Pacific Grove	1931: 1428		
	1935: 910		
San Buenaventura	1935: 869		
City of San Rafael	1923: 743		
City of Santa Barbara	1925: 181		
	1937: 73		
	1937: 785		
City of Pittsburg	1937: 509		
U. S. Government, Humboldt Bay	1887: 59		
	1913: 437		
County of Orange	1919: 1138		
	Am. 1929: 974		
City and County of San Diego	1929: 1550		
County of Santa Barbara	1931: 1743		

Grant to	*Statutes*
City and County of San Francisco	1923: 743
	1927:1533
	1943:2901
Carmel Sanitary District	1929: 254
Sonoma County	1943:1120
	1945: 905 Quiet Title

In the case of granted lands, all development is either directly at the expense of the political subdivision, or by private enterprise on a lease basis. The most notable examples of commercial and recreational development on granted lands are at the cities of Oakland, Los Angeles, Long Beach, Richmond, San Diego, Alameda, Monterey, Redwood City, San Rafael and Newport. Practically no development has occurred on granted lands at Crescent City, Burlingame, Capitola, Santa Barbara, Ventura, Hermosa Beach, Manhattan Beach and Redondo. At San Francisco, the port has been developed at the expense of the State under the jurisdiction of the Board of State Harbor Commissioners

On ungranted lands, the one notable development with public funds is by the Harbor District at the Port of Stockton.

All development on ungranted lands, now under jurisdiction of the State Lands Commission has been by private enterprise through the medium of a short term lease. If development occurred prior to 1938, authority for such development was by the respective county board of supervisors under a twenty-year franchise.

RESOLUTION

The following resolution by the California State Marine Parks Association on April 11, 1947, and sent to Chairman Brady for consideration by the committee:

Resolved, That the Assembly Interim Committee on Tide and Submerged Lands (H R. No 297, June 13, 1945) is urgently requested to approve and endorse recommendations contained in a report on California Ports and Harbors dated October 1946, to wit:

"*That*, The State Reconstruction and Reemployment Commission undertake specifically: (1) to develop a master plan for a state-wide system of small craft harbors along the coast for commercial fishing craft and for the convenience and refuge of other small craft; and, (2) a master plan for a system of marinas for recreational purposes on the navigable waters in the State;" and be it further

Resolved, That the said Committee on Tide and Submerged Lands be urged to secure appropriate legislation to insure that the preparation of such master plans be undertaken by the State Reconstruction and Reemployment Commission, or such other state agency as may be vested with the duties, powers, purposes, responsibilities and jurisdictions related to carrying out the provisions of the State Planning Act; and be it further

Resolved, That should the Legislature fail to adopt said recommendation or recommendations contained in said report, then and in the event the California State Marine Parks Association urgently petitions the

Members of the California Legislature to adopt such legislation which will accomplish the purpose set forth in said report.

STATEMENTS

The following statement was made at a hearing conducted by the United States Engineers Department at Point Arena, California, January 23, 1947 of the subject of Harbors for Light-Draft Vessels on the Coast of California, by Mr. Charles A. Winslow, President of the California State Marine Parks Association:

"My speech will be more or less on the broad lines of establishing the interest of the citizens of California in harbors. I am also interested in the state parks in connection with harbors.

The connection between the state parks and the small harbor is that we are hopeful of developing marine parks that can be used by the boat owner as well as the car owner.

In your locality you have reasons for commercial development of harbors as well as the possibility of developing harbors for harbors of refuge, for commercial reasons, for recreational reasons. In other words, there are a lot of good, sound reasons for the improvement and development of harbors in this locality, as pointed out by Mr. Moir, and the interest of the California State Marine Parks Association or the Statewide Committee of Small Harbor Development, in this project, is favorable and we urge that those of you who are interested in this locality lend every effort possible toward the coordinating of the interests involved, whether it be recreational, whether it be commercial or whatever it may be, but outlining the program in written form and making a request that this material become part of the record.

I offer it as a basis for the general interest of the boat-owner in the development of small harbors on the coast of California. I call attention to some of this printed material, which comes, incidentally, from similar development on the East Coast as an example of how far we are behind in our development of facilities for boating and yachting in general in comparison with our eastern neighbors, and for the development of harbors of refuge in particular.

I don't know how many of you folks have had the experience of navigating on the coast, especially from the north or from south to north during bad weather, but any operator of a small boat, whether he be a commercial fisherman or out for pleasure, can appreciate the necessity of some safe harbor of refuge within a distance that would be practical to go with a small boat, as an example, and I say an outstanding example would probably be the pleasure boat man who is not a professional operator of a vessel. He therefore doesn't have the facilities that a commercial man does and he is more or less dependent upon good luck and weather for the safe operation of his vessel, and the safety of his family.

Those people now who operate such boats are reluctant to go outside of the Golden Gate unless the weather is perfect. They are reluctant to make a trip from San Diego to San Francisco or San Francisco to Seattle, but if we had small harbors of refuge on the coast close enough that the safety of the vessel and its crew would not be jeopardized by a long run to a port, the interests of the boat-owner and the safety of the operation of the small boats would be enhanced and we would have

thousands of boats or tens of thousands of boats where we now have a very few.

I again call your attention to the number of boats registered in the various naval districts in proportion to the facilities and the safety of their operation. Seattle has many beautiful harbors that are safe to operate, and as compared to San Francisco, we have very few facilities for the safe operation of boats as compared to Seattle.

Therefore, Seattle's registration of boats far outnumbers San Francisco's. You folks along the coast having harbors between those points would share in the travel of boats between the larger ports and larger centers of vessel registration if we had places that we might stop between those larger centers of registration

As pointed out in this speech that I previously made in Long Beach a month or so ago, there are other important considerations, such as the possible development of these harbors that may come for military reasons I am not a military man, but anyone who is interested in the development of defenses for the country can appreciate that our ideas are going to change in a marked degree when you consider what has happened with the atomic bomb and the Bikini experiments. I mean by that that after viewing the Navy pictures of what can happen from one atomic bomb, you can appreciate that there never again will be any great concentration of large Navy vessels such as we had at Pearl Harbor.

Therefore, if we are going to have different types of vessels and we are going to scatter them out where no single bomb or group of bombs could eliminate the Navy or the Army's vessels, then we must have more harbors.

Therefore, for military reasons, we are hopeful that there will be an increase in the development of harbors up and down our coast line, whether it be the Atlantic or the Pacific.

That again is a consideration that may be superimposed on all the efforts that we are now considering for recreational or commercial reasons.

I believe that that about covers the interest of the boat-owner and I again urge that you folks who are interested in this locality lend every effort that you can for the encouragement and development of small harbors on the coast in general and a safe haven and harbor in this locality in particular.

I want to close with the statement that there is no competition between harbors on the coast. Whether those harbors be for commercial or pleasure reasons, whether the harbor incorporates a state park or whether it incorporates a fish camp, there is no competition.

In other words, every harbor is an aid to the next one. Every harbor on the coast is a rung in the ladder that the boatman may use in travel up north or down south.

The people in Southern California, who now have development far exceeding anything that has happened on the north coast, would like to come north, but again I say they need these harbors of refuge. If this committee does not have as part of the record the programs that have been developed in the south—I don't want to go into a lot of elaborate material to clutter up the record, but I do want to point out that our southern neighbors have done a swell job of shoreline planning.

In other words, this is only one book (indicating), and it only covers one locality, but the shoreline development is actually under way in Southern California to a degree that would surprise most folks in the north.

There are also other publications, Master Plan of Shoreline Development for the State of California, covering all of the southern counties, so you folks in the north here want to get busy and get your fair share of money expended for harbors and state parks ''

W. E. Stewart, Director of Natural Resources for the California State Chamber of Commerce, recently notified this committee that his organization is commencing a special study of the problem of the management of tidelands and land under navigable waters. Other organizations, including the Shoreline Planning Association of California, Inc., Los Angeles, California, of which George P. Larson is executive secretary, are making an intensive study of this problem.

The committee respectfully submits the following observations:

1 (a). Commercial Fishing Industry

It is established that this great industry could be aided and encouraged to a greater success by state-wide organization of the shoreline development of proper installations.

There are at least 50 ports (major and minor) starting with Crescent City in the north down to Tia Juana River in the south. Many of these ports have facilities of some sort. Mostly privately owned and operated. The larger ports of Humboldt, San Francisco, Los Angeles, etc., are operated under their own port and harbor authorities. However, discussion with fishing operators and investigations reveal that nearly all facilities are inadequate as well as far from modern. Also, the industry is well scattered and necessarily small operators are without facilities.

It is believed that a state-wide study of this industry is in order and that an over-all plan should be developed to insure the greatest possible and the most practical harvest and distribution of salt water fish.

1. The study should include a master plan of ports of operation.

(a) Home ports—with docking, shipping, processing and maintenance facilities properly laid out for speedy and economical handling of product and equipment.

(b) Sub-ports—Refuge ports (safe docking) minor maintenance—fuel and supplies, etc. Also planned storage and handling sub-ports for efficient handling of product.

(c) State operated stations—should be erected and charged with the responsibility of encouraging and aiding the industry as is the University of California at Davis with agriculture.

(d) State fostered study of the problems of design in fishing craft with the hope that efficiency and economy will enable us to profitably handle our own fish, rather than a foreign country, make inroads again as they did in the past.

(e) Cooperation with the Fish and Game Commissioner to make reserves available, etc.

(f) A complete study of the available finances and recommendations for additional financing taking into consideration the following:

United States Government and agencies or committees
State Government and agencies or committees
Local Government and agencies or committees
Industry participation.

This is not a recommendation for socializing the fishing industry—but a recommendation and a plea for an orderly and planned encouragement of a great industry.

1 (b). Sport Fishing Industry

State and local development of proper piers and launching facilities, as well as storage and docking of small sportsman fishing boats is certainly in order. This could be an adjunct to the industry fishing development which would encourage even more people to take advantage of this sport. We believe that this would prove to be a valuable asset to many of the smaller coastal towns.

2 (a). Harbor and Safe Docking Facilities for Small Pleasure Craft

It is agreed by all concerned that this is a program that should be separate from the fishing industry. No one wants to expend substantial sums of money for a pleasure boat and then be surrounded with the smells, etc., of the fishing fleet or their shore installations. There are now under construction and other contemplated many installations which will help the congested and inadequate plight of this sport. However, it is felt that if an over-all state shore line plan of development were developed and accepted that a much greater advantage to the yachtsmen would be in evidence. Parallel to the fishing industry they have much the same problems. Both the docking facilities and sphere of operations are controlled by the same limitations.

2 (b). Ocean Going Harbor and Dock Facilities

This title should be given careful consideration in the Recommended Master Shore Plan as developed. The ocean going traffic in and out of ports is definitely a responsibility of State Government encouragement. The competition between ports should be carefully protected; however, all the possible traffic of goods, etc., should be encouraged to enter through *our* ports. We have seen how much material can come and go and there is no valid reason why the State should not be concerned over any situation in which our ports are not working to capacity at all times. A responsibility for the lack of tonnage and facilities should be placed and an accounting of the facts rendered.

3. Sea Plan Harbor Developments

No research completed but the importance of the project is reorganized—to wit Seaplane Base of San Francisco for Stockton, Sacramento traffic.

4 and 5. Sand and Gravel and Cement Industries

It is interesting to note that there are on order hundreds of thousands of tons of cement in California for export. There is a limited supply of cement and if there were no cement shortage there is a very good prospect that there would be no ships available and what's more there

are piers available in San Francisco as well as employees to handle these cargoes.

A complete study of cement and sand as industries potentially using tide and submerged lands should be made as well as the following: Salt reduction matters, chemicals, dyes, etc.

In summary we would like to list the places as shown on the map as well as those investigated which would be directly affected by the suggested program:

Crescent City, Trinidad Harbor, Humboldt Bay, Shelter Cove, Fort Bragg, Noyo, Casper, Mendocino, Albion, Point Arena, Arena Cove, Bodega Bay, Tomales Bay, Drakes Bay, Bolinas Lagoon, San Francisco Bay, San Pablo Bay, Pillar Point, Big Sur River, Arroyo de la Cruz, San Simeon Bay, Estero Bay, Morro Bay, San Luis Obispo Bay, Santa Barbara Harbor, Ventura and many others south of the border.

We believe that we have developed the magnitude of the subject and also the importance of it to the State as a whole, and are therefore presuming to make certain recommendations and comments that seem to be pertinent.

We believe that, as contained in Senate Bill No. 1415 (as amended), the sum of twenty-five million dollars ($25,000,000) should be appropriated to the Division of Beaches and Parks, Department of Natural Resources, out of any money in the State Treasury not otherwise appropriated to be expended in the manner provided by law for the acquisition and development of beach parks and harbors for light draft vessels on the coast and in the tidewater bays and inlets, and lands along tributary rivers for recreational purposes for public use, including areas for harbors of refuge for light fishing craft, and for approved erosion projects for the restoration and protection of shore and beach areas, under Public Law 727, Seventy-ninth Congress Chap. 960, Second Session (H. R. 2033) by act of Congress, whereby one-third (⅓) of the total cost will be paid by the Federal Government, and for emergency projects for restoration and protection of the beaches from erosion in conjunction with the Federal Government when the United States has agreed to provide a portion of the funds for such emergency protection of the seacoast, and where the State Park Commission and the Director of Finance determine that such action is a matter of general public and state interest.

We believe that the State Lands Commission or a special committee should be charged with the responsibility of the development of the State's tide and submerged lands by the best possible methods and in conjunction with the various governmental and vested interests concerned to the end that the people of California can be assured of the greatest benefits therefrom.

We believe that the commission office should be adequately staffed and financed to enable them to operate effectively.

We believe that a study of all laws, rules, regulations pertaining to tide and submerged lands and the operations thereon be examined and a revamping and clarification of these laws be attempted so that proper exercise of authority and responsibility can be maintained.

We believe that the topics and recommendations as reported are pertinent and should be carried out.

We believe that this program will be revealing in that the State is not now receiving all of the income it should from these assets.

We believe that it will develop many improvements which have been avoided or overlooked.

We believe that almost every city adjacent to these properties is ready, willing and able to encourage this development.

We believe that the limited study allowed by this committee has developed the problem and respectfully request that this committee be continued so that this body may keep abreast of the studies being made by various civic groups and so that it may cooperate and be of assistance to these groups.

Respectfully submitted.

BERNARD R. BRADY, Chairman
CARL FLETCHER
KATHRYN NIEHOUSE
FRANCIS DUNN, JR.

REPORTS OF SELECT COMMITTEES

The Select Committee appointed to wait upon the Senate appeared before the bar of the Assembly, and reported that the instructions of the Assembly had been carried out, and that the Senate had concluded its labors and was ready to adjourn.

The Select Committee appointed to wait upon His Excellency, the Governor, appeared before the bar of the Assembly, and reported that it had communicated with the Governor, and that he had no further communication to make to the Assembly.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 117—An act to amend Section 1260 of the Civil Code, relating to homesteads, declaring the urgency thereof, to take effect immediately;

Assembly Bill No. 126—An act to amend Section 770 of the Vehicle Code, relating to the use of funds received from fines and forfeitures;

Assembly Bill No. 137—An act to amend Section 22 of an act entitled "An act authorizing the establishment of municipal courts, prescribing their constitution, regulation, government, procedure and jurisdiction, and providing for the election and appointment of the judges, clerks and other attaches of such courts, their terms of office, qualification and compensation and for the selection of jurors therein," approved May 23, 1925, relating to municipal courts;

And reports that the same have been correctly enrolled, and presented to the Governor on the twentieth day of June, 1947, at 11 30 p.m

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 334—An act to add Section 14654.5 to the Health and Safety Code, relating to members of the board of directors of fire protection districts in one or more counties;

Assembly Bill No. 586—An act establishing a four-year state institution of higher education in the City of Los Angeles, County of Los Angeles;

Assembly Bill No. 1197—An act to amend Section 4278 of the Political Code and Section 28149 of the Government Code, relating to compensation for public services in counties;

And reports that the same have been correctly enrolled, and presented to the Governor on the twentieth day of June, 1947, at 11.30 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1387—An act to amend Section 1096 of the Civil Code, relating to transfer of property;

Assembly Bill No. 1539—An act to amend Sections 427 and 428 of the Fish and Game Code, relating to hunting and fishing, and the issuance of licenses therefor;

Assembly Bill No. 1579—An act adding Section 403a to the Penal Code, relating to tattooing;

And reports that the same have been correctly enrolled, and presented to the Governor on the twentieth day of June, 1947, at 11:30 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1732—An act to add Section 12204.5 to the Government Code and to repeal Section 653.4 of the Civil Code, relating to the fees of the Secretary of State for filing instruments of cooperative corporations;

Assembly Bill No. 1818—An act to amend Section 4204 of the Government Code, relating to contractor's bond;

Assembly Bill No. 2352—An act to add Section 7113 to the Health and Safety Code, relating to the autopsy of human remains;

And reports that the same have been correctly enrolled, and presented to the Governor on the twentieth day of June, 1947, at 11.30 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 2364—An act to amend Section 28137 of the Government Code, relating to compensation for public services in counties of the thirty-seventh class;

Assembly Bill No. 2394—An act relating to blind persons and their guide dogs in the operation of vending stands in buildings owned or operated by the State or its political subdivisions and cities;

Assembly Bill No. 2653—An act to add Section 2a to the Annexation Act of 1913, relating to the annexation of territory to municipal corporations;

And reports that the same have been correctly enrolled, and presented to the Governor on the twentieth day of June, 1947, at 11.30 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 2712—An act to amend Section 6 of an act entitled "An act to establish police courts in cities of the second class, to fix their jurisdiction, and provide for officers of said courts, and fix the compensation of certain officers thereof," approved March 23, 1901, as amended, relating to police courts in cities of the second class;

Assembly Bill No. 2719—An act to amend Section 5438 of the Public Resources Code, relating to county recreation districts;

And reports that the same have been correctly enrolled, and presented to the Governor on the twentieth day of June, 1947, at 11:30 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 399—An act to add Section 14053.5 to the Health and Safety Code, relating to members of the board of fire commissioners of fire protection districts in unincorporated areas;

Assembly Bill No. 687—An act to amend Section 10302 of the Education Code, relating to courses of study in the elementary schools;

Assembly Bill No. 1061—An act to add Section 6308.1 to the Education Code, relating to intrabudget transfers in school district budgets;

And reports that the same have been correctly enrolled, and presented to the Governor on the twentieth day of June, 1947, at 11.30 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1081—An act to add Section 8159 1 to the Education Code, relating to the maintenance of continuation education classes;

Assembly Bill No. 1645—An act to amend Section 853 of "An act to provide for the organization, incorporation, and government of municipal corporations," approved March 13, 1883, to repeal Sections 1481, 1482, 1483, and 1484 of, and to add Sections 1481 and 1482 to, the Government Code, relating to official bonds;

Assembly Bill No. 1670—An act to amend Section 5 of the Construction and Employment Act, relating to the construction of public works;

And reports that the same have been correctly enrolled, and presented to the Governor on the twentieth day of June, 1947, at 11 30 p m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1799—An act to amend Section 13099.2 of the Education Code, relating to the computation of service of persons employed by school districts in positions requiring certification qualifications;

Assembly Bill No. 1832—An act to add Sections 14a, 14b, and 14c to the County Water District Act, relating to funds of county water districts;

Assembly Bill No. 2040—An act to add Section 2583.1 to the Education Code, relating to suspended districts;

And reports that the same have been correctly enrolled, and presented to the Governor on the twentieth day of June, 1947, at 11 30 p m

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR SPEAKER Your Committee on Legislative Procedure has examined:

Assembly Bill No. 2075—An act to add Section 6520 5 to the Health and Safety Code, relating to powers of sanitary districts;

Assembly Bill No. 2084—An act to amend Section 10270 of the Insurance Code, relating to disability insurance policies;

Assembly Bill No. 2172—An act to amend Section 4022 of the Political Code and Sections 24150 and 24151 of the Government Code, relating to official bonds of county and township officers,

And reports that the same have been correctly enrolled, and presented to the Governor on the twentieth day of June, 1947, at 11 30 p m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 2376—An act to amend Section 5653 of the Elections Code, relating to residence;

Assembly Bill No. 2496—An act to amend Sections 10340 and 10342 of the Insurance Code and to add Sections 10375 and 10376 to the Insurance Code, relating to the payment of proceeds of disability insurance policies;

Assembly Bill No. 2506—An act to add Article 2 3 to Chapter 4 of Part 3 of Division 5 of, and to add Section 5471 to, the Health and Safety Code, relating to inclusion of sewer maintenance districts in county sanitation districts and sewer rental charges,

And reports that the same have been correctly enrolled, and presented to the Governor on the twentieth day of June, 1947, at 11 30 p m

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER Your Committee on Legislative Procedure has examined:

Assembly Bill No. 2658—An act to amend Section 971 of, to add Section 970.5 to, and to repeal Section 970 of, the Streets and Highways Code, relating to the naming of county highways;

Assembly Bill No. 2717—An act to add Section 73e to the Code of Civil Procedure, relating to holding sessions of the superior court in places other than the county seat;

And reports that the same have been correctly enrolled, and presented to the Governor on the twentieth day of June, 1947, at 11 30 p m

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Constitutional Amendment No. 14—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending Section 16 of Article V thereof, relating to the order of succession to the Office of Governor;

Assembly Concurrent Resolution No. 91—Relative to the approval of that certain amendment to the charter of the City of Alhambra ratified by the qualified electors of said city at a special municipal election held thereon on the third day of June, 1947;

And reports that the same have been correctly enrolled, and presented to the Secretary of State on the twentieth day of June, 1947, at 11.30 p.m

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 885—An act to amend Section 13842 of the Revenue and Taxation Code, relating to exemptions from inheritance tax, including the exemption of nonprofit membership hospital associations or corporations;

Assembly Bill No. 1186—An act to amend Section 747 of the Welfare and Institutions Code, relating to juveniles and the powers and duties of the Youth Authority in relation thereto;

Assembly Bill No. 1189—An act to amend the title and Section 1 of an act entitled "An act granting certain salt marsh, tide and submerged lands of the State of California to the City of Redwood City, including the management, use and control thereof," approved July 13, 1945, relating to certain lands, salt marsh, tidelands, submerged lands, and swamp and overflowed lands;

And reports that the same have been correctly enrolled, and presented to the Governor on the twentieth day of June, 1947, at 11.30 p.m

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1714—An act to amend Section 737h of the Political Code, relating to salaries of judges of the superior court;

Assembly Bill No. 1731—An act to amend Section 411 of the Code of Civil Procedure, relating to service of summons;

Assembly Bill No. 1733—An act to repeal Sections 501.5 and 2715 of, and to add Section 9611 to, the Corporations Code, relating to nonstock corporations;

And reports that the same have been correctly enrolled, and presented to the Governor on the twentieth day of June, 1947, at 11 30 p m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1900—An act to add Section 628 to the Penal Code, relating to shooting near buildings;

Assembly Bill No. 2003—An act to ratify the acceptance of the conveyance of property for cemetery purposes;

Assembly Bill No. 2097—An act to add Section 290 to the Penal Code, relating to the registration of persons heretofore or hereafter convicted of certain offenses;

And reports that the same have been correctly enrolled, and presented to the Governor on the twentieth day of June, 1947, at 11.30 p m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 2559—An act to amend Section 11523 of the Government Code, relating to the judicial review of quasi-judicial proceedings;

Assembly Bill No. 2603—An act to amend Section 13115 of the Health and Safety Code, relating to fireproofing of tents and awnings used to temporarily house public gatherings, declaring the urgency thereof, to take effect immediately;

Assembly Bill No. 2673—An act to add Section 66j to the Code of Civil Procedure, relating to the number of judges of the Superior Court in the County of Kern, and providing for the appointment of an additional judge and for his compensation;

And reports that the same have been correctly enrolled, and presented to the Governor on the twentieth day of June, 1947, at 11 30 p m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 2328—An act to repeal Section 344 of the Political Code, relating to definition of terms meaning fish and game commissioners and the powers of such commissioners;

Assembly Bill No. 2330—An act to add Sections 4020 4, 4020 5, 4020.6, 4020.7, and 4020.8 to the Penal Code, and to repeal Section 4226 of the Political Code, relating to the matron of the county jail;

Assembly Bill No. 2331—An act to add Sections 41 and 42 to the Fish and Game Code, and to repeal Sections 4149b and 4149d of the Political Code, relating to county game wardens;

And reports that the same have been correctly enrolled, and presented to the Governor on the twentieth day of June, 1947, at 11.30 p m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1735—An act to amend Sections 5001, 5010, 5200 and 5204 of the Corporations Code, relating to corporations, providing for winding up and dissolution thereof, and for provision for debts and liabilities by corporations in process of winding up and dissolution;

Assembly Bill No. 1825—An act to amend Sections 1299.18, 1300 1, 1300.2, 1300.4a, and 1300.6 of, to repeal Section 1300.5 of, and to add Sections 1300.3-1, 1300.3-2, 1300.3-3, 1300.9h, and 1300.9i to, the Agricultural Code, relating to processors of farm products;

Assembly Bill No. 1826—An act to amend Section 1011 of the Agricultural Code, relating to tolerances for spray residues;

And reports that the same have been correctly enrolled, and presented to the Governor on the twentieth day of June, 1947, at 11 30 p m

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1441—An act to amend Section 67 of the Code of Civil Procedure, relating to the number of superior court judges and providing for the appointment of three additional superior court judges in and for the City and County of San Francisco, and providing for their compensation;

Assembly Bill No. 1512—An act to amend Sections 209 and 224 of the Labor Code, relating to unpaid wages of striking employees;

Assembly Bill No. 1660—An act to amend Sections 8, 9, and 13 of, and to add Sections 13.1, 13.2, and 18 to, an act entitled, "An act to control and regulate the possession, sale and use of pistols, revolvers and other firearms capable of being concealed upon the person; to prohibit the manufacture, sale, possession or carrying of certain other dangerous weapons within this State; to provide for registering all sales of pistols, revolvers or other firearms capable of being concealed upon the person; to prohibit the carrying of concealed firearms except by lawfully authorized persons; to provide for the confiscation and destruction of such weapons in certain cases; to prohibit the ownership, use, or possession of any of such weapons by certain classes of persons; to prescribe penalties for violations of this act and increased penalties for repeated violations hereof; to authorize, in proper cases, the granting of licenses or permits to carry firearms concealed upon the person; to provide for licensing retail dealers in such firearms and regulating sales thereunder; and to repeal Chapter 145 of California Statutes of 1917, relating to the same subject," approved June 13, 1923, relating to the regulation of the possession, sale, use, and identification of pistols, revolvers and other firearms capable of being concealed upon the person;

And reports that the same have been correctly enrolled, and presented to the Governor on the twentieth day of June, 1947, at 11 30 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 475—An act to amend Section 17 of "An act defining credit unions, providing for their incorporation, powers, management and supervision," approved March 31, 1927, relating to duties of directors;

Assembly Bill No. 561—An act to amend Section 3060 of the Penal Code, relating to parole;

Assembly Bill No. 661—An act to amend Section 20 of the California Small Loan Act, Chapters 953 and 1045 of the Statutes of 1939, relating to penalties;

And reports that the same have been correctly enrolled, and presented to the Governor on the twentieth day of June, 1947, at 11:30 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 2—An act to amend Sections 1500, 1501, and 1503 of the Welfare and Institutions Code, relating to needy children;

Assembly Bill No. 261—An act to amend Sections 1191 and 1449 of the Penal Code, relating to extension of time for pronouncement of judgment;

Assembly Bill No. 474—An act to amend Section 4 of "An act defining credit unions, providing for their incorporation, powers, management and supervision," approved March 31, 1927, relating to fines and obligations of officers;

And reports that the same have been correctly enrolled, and presented to the Governor on the twentieth day of June, 1947, at 11.30 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1718—An act to amend Sections 151 and 13101 of the Business and Professions Code, Section 141 of the Education Code, Sections 10204, 12100, 12150, 12300, 12400, 13002, and 14002 of the Government Code, Section 107.5 of the Health and Safety Code, Section 51 of the Labor Code, Section 3700 of the Political Code, Section 105 of the Vehicle Code, and Section 10 of the Public Utilities Act, relating to the salaries of state officers;

And reports that the same has been correctly enrolled, and presented to the Governor on the twentieth day of June, 1947, at 11.30 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 35—An act to amend the titles of Chapter 5 and of Article 1 of Chapter 4, Part 1, Division 3, Title 2 of the Government Code, and to amend Sections 11380, 11381, 11382, 11383, 11384, 11385, 11411, 11412, and 11415 of said code and to add Sections 11382.5, 11409, and 11409.5 and Article 1, comprising Sections 11370 to 11373, inclusive, Article 4, consisting of Sections 11420 to 11427, inclusive, Article 5 consisting of Sections 11440, and Article 6, consisting of Section 11445, to Chapter 4, Part 1, Division 3, Title 2 of said code and to add Sections 18597 and 26803.5 to said code, and to repeal Article 2, comprising Sections 11400 to 11402, inclusive, of Chapter 4, Part 1, Division 3, Title 2, and Section 11529 of said code and Section 723 of the Political Code, all relating to rules and regulations of state agencies;

Assembly Bill No. 82—An act to add Section 684 to the Vehicle Code, relating to motor vehicle equipment;

Assembly Bill No. 87—An act amending Section 1428b of the Penal Code, relating to keeping a minute book and the destruction of old records in municipal courts;

And reports that the same have been correctly enrolled, and presented to the Governor on the twentieth day of June, 1947, at 11.30 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 400—An act to add Section 4573.5 to the Penal Code, relating to importation of drugs into prisons, institutions, camps, farms, and other places under the jurisdiction of the Department of Corrections;

Assembly Bill No. 566—An act to amend Sections 980, 981, 982, and 983 and to repeal Section 984 of the Civil Code, all relating to rights in products of the mind;

Assembly Bill No. 762—An act to amend Sections 9080 and 9084 of, and to add Sections 9084.5, 9087.5, and 9094 to, the Insurance Code, relating to fraternal fire insurance;

And reports that the same have been correctly enrolled, and presented to the Governor on the twentieth day of June, 1947, at 11.30 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 894—An act to amend Section 730.2 of the Agricultural Code, relating to marketing of milk and other dairy products;

Assembly Bill No. 1007—An act to amend Sections 2101, 2156, 2300, and 2350 of the Elections Code, relating to presidential primary elections;

Assembly Bill No. 1521—An act to add Section 98 to the County Employees Retirement Act of 1937 and Section 31653 to the Government Code, relating to retirement system for county employees;

And reports that the same have been correctly enrolled, and presented to the Governor on the twentieth day of June, 1947, at 11 30 p.m

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1710—An act to add Section 385 to the Penal Code, relating to the prohibition of operations likely to cause contact with high voltage conductors;

Assembly Bill No. 1734—An act to amend Section 1713 of the Corporations Code, relating to corporations which acquire their own shares;

Assembly Bill No. 1736—An act to amend Sections 810, 829, 2214, and 4109 of, and to add Section 1311 to, the Corporations Code, relating to corporations;

And reports that the same have been correctly enrolled, and presented to the Governor on the twentieth day of June, 1947, at 11 30 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1786—An act to amend Section 18 of "An act to establish police courts in cities of the second class, to fix their jurisdiction, and provide for officers of said courts, and fix the compensation of certain officers thereof," approved March 23, 1901, relating to jurors' fees, mileage and expenses;

Assembly Bill No. 1966—An act to amend Section 4252 of the Political Code and Section 28123 of the Government Code, relating to compensation for public services in counties of the twenty-third class;

Assembly Bill No. 2044—An act to amend Section 1501 of the Education Code, relating to school districts;

And reports that the same have been correctly enrolled, and presented to the Governor on the twentieth day of June, 1947, at 11.30 p.m

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 2045—An act to add Section 13861.1 to the Education Code, relating to salary of employees;

Assembly Bill No. 2139—An act to amend Sections 30.1, 45, and 51a of, and to add Section 30.2 to, the Public Utility District Act, relating to public utility districts;

Assembly Bill No. 2141—An act to add Sections 10206.5 and 10206.6 to the Government Code, relating to the Legislative Counsel Bureau, providing for and regulating the payment of overtime to the employees thereof,

And reports that the same have been correctly enrolled, and presented to the Governor on the twentieth day of June, 1947, at 11.30 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR SPEAKER Your Committee on Legislative Procedure has examined:

Assembly Bill No. 2248—An act to amend Section 9121 of the Public Resources Code, relating to soil conservation districts,

Assembly Bill No. 2250—An act to add Chapter 7, comprising Sections 9600, 9601, 9602, 9603, 9604, 9605, and 9606, to Division 9 of the Public Resources Code, relating to soil conservation districts;

Assembly Bill No. 2286—An act to amend Section 14565 of the Education Code, relating to payments by the State Teachers' Retirement System to local districts, declaring the urgency thereof, to take effect immediately;

And reports that the same have been correctly enrolled, and presented to the Governor on the twentieth day of June, 1947, at 11 30 p m

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined.

Assembly Bill No. 2316—An act to amend Section 1054 of, and to add Section 1054 1 to, the Code of Civil Procedure, relating to extensions of time, declaring the urgency hereof, to take effect immediately;

Assembly Bill No. 2365—An act to amend Section 4262 of the Political Code and Section 28133 of the Government Code, relating to compensation for public services in counties of the thirty-third class;

Assembly Bill No. 2367—An act to amend Section 4246 of the Political Code, and Section 28117 of the Government Code, relating to compensation for public services in counties of the seventeenth class;

And reports that the same have been correctly enrolled, and presented to the Governor on the twentieth day of June, 1947, at 11.30 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 2481—An act to amend Section 16902 of the Business and Professions Code, relating to the preservation and regulation of competition;

Assembly Bill No. 2694—An act adding Chapter 4 to Division 6 of Title 1 of the Government Code, relating to signatures required on written evidence of public indebtedness;

Assembly Bill No. 2716—An act relating to the Office of Member of the Senate or Assembly of California and the compatibility thereof with the office of member of the governing body of any city in this State, declaring the urgency thereof, the act to take effect immediately;

And reports that the same have been correctly enrolled, and presented to the Governor on the twentieth day of June, 1947, at 11.30 p.m

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Constitutional Amendment No. 18—A resolution to propose to the people of the State of California an amendment to the Constitution of said State by amending Section 8 of Article XI thereof, relating to the adoption of charters by cities, and cities and counties;

And reports that the same has been correctly enrolled, and presented to the Secretary of State on the twentieth day of June, 1947, at 11.30 p.m

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 97—An act to repeal Article 3 and to amend the headings of Articles 3a and 5 of Chapter 1, to amend the chapter headings of Chapters 2 and 3 of, and to add Chapters 2 and 7 to, Division 3 of the Agricultural Code, relating to animals, including provisions respecting the marking, branding, transportation, sale, slaughter, inspection, ownership, theft, or loss thereof and providing for the administration and enforcement of such provisions;

Assembly Bill No. 143—An act to add Sections 468.1 and 759 to, and to amend Sections 468, 476, 477, and 758 of, the Vehicle Code, relating to signs and traffic signaling devices;

Assembly Bill No. 291—An act to amend Section 11620 of, and to add Sections 11621, 11622, 11623, 11624, 11625, 11626, and 11627 to, the Insurance Code, relating to insurance;

And reports that the same have been correctly enrolled, and presented to the Governor on the twentieth day of June, 1947, at 11.30 p.m

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 785—An act to repeal Section 957.5 of, and to add Section 745 to, the Fish and Game Code, relating to soupfin sharks;

Assembly Bill No. 800—An act to amend the title of Part 2 of Division 13 of, and to amend the title of Chapter 5 of said part of, and to amend and renumber the heading of Chapter 5, comprising Section 18710 of, and to amend Sections 18100, 18102, 18109, 18302, 18304, 18407, 18432, 18600, 18654, 18720, 18721.5, and 18800 of, and to add Sections 18100.5, 18102.5, 18107.5, 18302.5, 18308, 18309, 18310, 18311, 18312, 18460.5, 18469.5, 18650.5, 18656.4, 18656.5, 18656.6, 18656.7, 18657.5, 18661.5, 18720.5, and 18720.6 to, the Health and Safety Code, relating to auto courts and resorts, and auto and trailer camps;

Assembly Bill No. 892—An act to amend Sections 1019 and 1060 of the Fish and Game Code, relating to commercial fishing, packing and reduction plants;

And reports that the same have been correctly enrolled, and presented to the Governor on the twentieth day of June, 1947, at 11.30 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR SPEAKER. Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1381—An act to add Section 14455.7 to the Health and Safety Code, relating to powers of commissioners in fire protection districts;

Assembly Bill No. 1392—An act to add Section 18543 to the Government Code, defining "military leave.";

Assembly Bill No. 1588—An act to add Section 262 to the Code of Civil Procedure, relating to the retirement of employees and attaches of the superior court;

And reports that the same have been correctly enrolled, and presented to the Governor on the twentieth day of June, 1947, at 11.30 p m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1614—An act to amend Sections 9168, 9200, 9203 of, and add Sections 9202 and 9203.5 to, the Public Resources Code, relating to soil conservation districts;

Assembly Bill No. 1819—An act to add Chapter 3 to Division 7 of the Vehicle Code, relating to the deposit of security by operators of motor vehicles involved in traffic accidents resulting in the death or personal injury of any person or property damage in excess of one hundred dollars ($100);

Assembly Bill No. 1886—An act to amend Sections 5153, 7101, 7103, 9601, and 9609 of the Education Code, and to add Sections 9601.1, 9601.2, and 9607.5 to said code, all relating to physically handicapped minors;

And reports that the same have been correctly enrolled, and presented to the Governor on the twentieth day of June, 1947, at 11.30 p m

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 2000—An act to amend Section 4307 of the Political Code and Section 29610 of the Government Code, relating to traveling expenses of county officials;

Assembly Bill No. 2186—An act to add Section 360.5 to the Code of Civil Procedure, relating to statutes of limitations;

Assembly Bill No. 2454—An act to amend Section 7414 of the Business and Professions Code, relating to licenses issued by the State Board of Cosmetology;

And reports that the same have been correctly enrolled, and presented to the Governor on the twentieth day of June, 1947, at 11.30 p m

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER Your Committee on Legislative Procedure has examined:

Assembly Bill No. 2604—An act to add Section 6523.1 and 6914 to, to add Article 1.5 to Chapter 4 of Part 1 of Division 6 of, and to amend Section 660 of, the Health and Safety Code, relating to sanitation and the inclusion of sanitary districts in county sanitation districts;

Assembly Bill No. 2605—An act to amend Section 4711 of, and to add Section 4764 to, the Health and Safety Code, relating to county sanitation districts;

Assembly Bill No. 2696—An act to add Article 4.5 comprising Sections 14090 to 14096, inclusive, to Chapter 1, Part 3, Division 12, and Article 7.7 comprising Sections 14495 to 14495.10, inclusive, to Chapter 2, Part 3, Division 12, of the Health and Safety Code, and to add Sections 14160, 14161, 14162, 14163, 14480.2, 14480.3, 14480.4, and 14480.5, to said code, all relating to fire protection districts, and the issuance of bonds in support thereof;

And reports that the same have been correctly enrolled, and presented to the Governor on the twentieth day of June, 1947, at 11.30 p m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 2722—An act to amend Section 28147 of the Government Code, relating to compensation for public services in counties;

And reports that the same has been correctly enrolled, and presented to the Governor on the twentieth day of June, 1947, at 11.30 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 2240—An act to amend Sections 5561 and 5561.5 of the Business and Professions Code, relating to regulation of architects.

Assembly Bill No. 2319—An act to amend Section 4255 of the Political Code, and Section 28126 of the Government Code, relating to compensation for public service in counties of the twenty-sixth class;

Assembly Bill No. 2332—An act to repeal Section 673 of the Political Code, relating to notice to the Department of Finance and State Treasurer of local bond issues;

And reports that the same have been correctly enrolled, and presented to the Governor on the twentieth day of June, 1947, at 11:30 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 2334—An act to add Section 18006 to the Government Code and to repeal Section 352.5 of the Political Code, relating to moving expenses of state officers, agents and employees;

Assembly Bill No. 2335—An act to amend Section 18051 and to repeal Section 18053 of the Government Code, relating to vacations of state civil service employees;

Assembly Bill No. 2336—An act to amend Section 18025 of the Government Code, relating to holidays;

And reports that the same have been correctly enrolled, and presented to the Governor on the twentieth day of June, 1947, at 11:30 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 2397—An act to amend Sections 4011, 4014, 4016, 4023, 4032, 4033, 4034, and 4035 of, to add Sections 4011.5 and 4011.6 to, and to repeal Sections 4017, 4036, and 4038 of the Health and Safety Code, relating to water and water supply systems;

Assembly Bill No. 2497—An act to amend Section 6655 of the Welfare and Institutions Code, relating to payments for the care, support, maintenance, and expenses of persons committed to state hospitals;

Assembly Bill No. 2663—An act to amend Section 92.1 of the Agricultural Code, relating to the allocation of state money to county and district fairs;

And reports that the same have been correctly enrolled, and presented to the Governor on the twentieth day of June, 1947, at 11:30 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 2699—An act to amend Section 172a of the Penal Code, relating to alcoholic beverages;

And reports that the same has been correctly enrolled, and presented to the Governor on the twentieth day of June, 1947, at 11:30 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 186—An act to amend Section 1068 of the Fish and Game Code, relating to fish reduction or extraction processes;

Assembly Bill No. 389—An act to amend Section 4015 of the Penal Code, relating to county officers;

Assembly Bill No. 449—An act to amend Sections 252 and 255 of, and to add Section 255.4 to, the Revenue and Taxation Code, relating to affidavits for exemptions;

And reports that the same have been correctly enrolled, and presented to the Governor on the twentieth day of June, 1947, at 11:30 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 607—An act to amend Section 360 of the Code of Civil Procedure, relating to the statute of limitations on promissory notes;

Assembly Bill No. 635—An act to repeal Section 572 of the Elections Code, relating to establishment of new precincts;

Assembly Bill No. 692—An act to add Sections 12134.1 and 12134.2 to the Education Code, relating to the issuance of the credentials for service in the public schools, declaring the urgency thereof, to take effect immediately;

And reports that the same have been correctly enrolled, and presented to the Governor on the twentieth day of June, 1947, at 11.30 p.m

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER. Your Committee on Legislative Procedure has examined:

Assembly Bill No. 713—An act to amend Section 3047 of the Welfare and Institutions Code, relating to aid to needy blind;

Assembly Bill No. 788—An act to provide for the construction of an armory in the harbor district of the City of Los Angeles;

Assembly Bill No. 1016—An act to add Section 18595 to the Government Code, relating to the position of Confidential Secretary to the Attorney General;

And reports that the same have been correctly enrolled, and presented to the Governor on the twentieth day of June, 1947, at 11.30 p.m

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER. Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1022—An act to repeal "An act to define motor carrier transportation agent; to provide for the regulation, supervision and licensing thereof, and to provide for the enforcement of said act and penalties for the violation thereof; and repealing an act entitled 'An act to define motor carrier transportation agent; to provide for the regulation, supervision and licensing thereof, and to provide for the enforcement of said act and penalties for the violation thereof,' approved June 5, 1931, and all acts or parts of acts inconsistent with the provisions of this act," approved May 15, 1933, and to add Sections 654.1, 654.2, and 654.3 to the Penal Code, relating to transportation of persons;

Assembly Bill No. 1053—An act to add Section 1596.1 to the Education Code, relating to school districts, declaring the urgency thereof, to take effect immediately;

Assembly Bill No. 1172—An act to amend Section 2053 of the Harbors and Navigation Code, relating to bidding procedure;

And reports that the same have been correctly enrolled, and presented to the Governor on the twentieth day of June, 1947, at 11.30 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1180—An act to amend Section 1708 of the Harbors and Navigation Code, relating to reports to the Governor;

Assembly Bill No. 1181—An act to amend Section 1740 of the Harbors and Navigation Code, relating to the bond of the chief engineer;

Assembly Bill No. 1230—An act to amend Section 305 of the Agricultural Code, relating to meat inspection;

And reports that the same have been correctly enrolled, and presented to the Governor on the twentieth day of June, 1947, at 11.30 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1249—An act to add Section 459.5 to the Revenue and Taxation Code, relating to the furnishing of information for tax and assessment purposes;

Assembly Bill No. 1252—An act to add Section 162 to the Revenue and Taxation Code, relating to the recording of written instruments pertaining to the assessment, sale, and deeding of property for tax and assessment purposes;

Assembly Bill No. 1255—An act to add Section 163 to the Revenue and Taxation Code, relating to actions and proceedings relative to the title of property and the validity of instruments affecting the title to property;

And reports that the same have been correctly enrolled, and presented to the Governor on the twentieth day of June, 1947, at 11.30 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1275—An act to add Section 604.12 to the Vehicle Code, relating to motorcycles;

Assembly Bill No. 1285—An act to amend Section 737g of the Political Code, relating to salaries of superior court judges;

Assembly Bill No. 1296—An act to amend Sections 6736, 6737, 6741, 6755, 6795, and 6796, and to repeal Section 6743 of the Business and Professions Code, relating to the practice of civil engineering;

And reports that the same have been correctly enrolled, and presented to the Governor on the twentieth day of June, 1947, at 11.30 p m

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1363—An act to amend Section 949 of the Fish and Game Code, relating to nets;

And reports that the same has been correctly enrolled, and presented to the Governor on the twentieth day of June, 1947, at 11 30 p m

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1415—An act to amend Section 1170 of the Probate Code, relating to establishing fact of death when title to real property is affected;

Assembly Bill No. 1513—An act to amend Section 7.5 of the Bank and Corporation Franchise Tax Act, and Section 5 5 of the Corporation Income Tax Act, relating to state taxation and providing for rates and exemptions, and providing that this act shall take effect immediately;

Assembly Bill No. 1528—An act to revert to surplus the reserve for administrative expenses of the Franchise Tax Commissioner in the Personal Income Tax Fund, and to authorize the transfer of said amount to the General Fund;

And reports that the same have been correctly enrolled, and presented to the Governor on the twentieth day of June, 1947, at 11.30 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1577—An act to amend Sections 582 and 585.2, and to add Section 583 to, and to repeal Sections 583, 584, and 584 1 of, the Vehicle Code, relating to parking of vehicles;

Assembly Bill No. 1607—An act to add Section 27800.5 to the Government Code, relating to judicial townships;

Assembly Bill No. 1676—An act to amend Section 337f of the Penal Code, relating to horse racing and prescribing penalties for illegal acts and practices in connection therewith;

And reports that the same have been correctly enrolled, and presented to the Governor on the twentieth day of June, 1947, at 11.30 p m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1702—An act to amend Section 1626 of the Dental Practice Act in the Business and Professions Code, relating to the definition of Dental Practice;

Assembly Bill No. 2079—An act to amend Section 92 of the Unemployment Insurance Act, relating to farm labor placement;

Assembly Bill No. 2110—An act to amend Section 1363 of the Government Code, relating to filing of oaths of office;

And reports that the same have been correctly enrolled, and presented to the Governor on the twentieth day of June, 1947, at 11 30 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 2151—An act to amend Sections 5032, 5054, 5062, and 5080 of the Business and Professions Code, relating to public accountants;

Assembly Bill No. 2184—An act to amend Section 4 of the Industrial Loan Act, relating to loans, charges and the establishment of offices and places of business;

Assembly Bill No. 2246—An act to amend Section 152 of the Vehicle Code, relating to the registration of motor vehicles;

And reports that the same have been correctly enrolled, and presented to the Governor on the twentieth day of June, 1947, at 11.30 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 2290—An act to amend Section 10176 of the Insurance Code, relating to disability insurance;

Assembly Bill No. 2326—An act to repeal Section 376a of the Political Code, relating to Department of Justice;

Assembly Bill No. 2337—An act to amend Section 12465 of, and to add Section 12466 to, the Government Code, relating to financial reports of public officials;

And reports that the same have been correctly enrolled, and presented to the Governor on the twentieth day of June, 1947, at 11.30 p m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 2389—An act to amend Sections 18672, 18673, 19170, and 19173 and to repeal Section 19174 of the Government Code, relating to the state civil service;

Assembly Bill No. 2437—An act to amend Section 6658 of the Welfare and Institutions Code, relating to actions for the cost of commitment of mentally ill persons and for their support in state hospitals;

Assembly Bill No. 2441—An act to amend Sections 1534 and 1535 of the Probate Code, relating to guardians and wards in respect to rules governing sales proceedings;

And reports that the same have been correctly enrolled, and presented to the Governor on the twentieth day of June, 1947, at 11.30 p m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 2504—An act to amend Sections 18003 and 19761 of the Government Code, relating to pay rolls of state officers and employees;

Assembly Bill No. 2721—An act to add Section 862 11a to "An act to provide for the organization, incorporation, and government of municipal corporations," approved March 13, 1883, relating to taxes of cities, declaring the urgency hereof, to take effect immediately;

And reports that the same have been correctly enrolled, and presented to the Governor on the twentieth day of June, 1947, at 11.30 p m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1752—An act to amend Sections 4, 25, 27, and 31 of, and to add one new section to be numbered 8 2 to, the Bank and Corporation Franchise Tax Act, and to amend Sections 19, 20, and 24 of, and to add one new section to be numbered 7 2 to, the Corporation Income Tax Act, and to amend Section 19062 of the Revenue and Taxation Code, relating to the levy and collection of taxes upon banks, corporations, associations and Massachusetts or business trusts, individuals, estates and trusts, and providing that this act shall take effect immediately;

Assembly Bill No. 1902—An act to repeal Sections 13004 1 and 13004.2 of, and to add Sections 13004.1, 13004 2, 13004 3, 13004 4, and 13004 5 to, the Education Code, relating to order of employment of certificated employees;

Assembly Bill No. 1979—An act to amend Sections 55, 61, 66, and 73 of, and to add Sections 25, 26, and 73.5 to, the Conservation and Planning Act, relating to planning;

And reports that the same have been correctly enrolled, and presented to the Governor on the twentieth day of June, 1947, at 11.30 p m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1444—An act to repeal Chapter 3 of Division 3, comprising Sections 3600 to 3607, inclusive, of, and to add a new Chapter 3 to Division 3 of, the Public Resources Code, relating to the spacing of wells and community oil and gas leases, declaring the urgency thereof and providing that this act shall take effect immediately;

Assembly Bill No. 1657—An act to amend Section 4312 5 of the Political Code, and Section 24260 of the Government Code, relating to office hours of county offices;

Assembly Bill No. 1667—An act to add Section 11663 to the Insurance Code, pertaining to liability where there is multiple workmen's compensation insurance;

And reports that the same have been correctly enrolled, and presented to the Governor on the twentieth day of June, 1947, at 11.30 p m

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1178—An act to amend Section 1700 of the Harbors and Navigation Code, and to add Section 1700.5 thereto, relating to the Board of State Harbor Commissioners for San Francisco Harbor;

Assembly Bill No. 1386—An act to amend Sections 9072, 9080, 9082, and 9083 of the Public Resources Code, relating to the formation of soil conservation districts, to take effect immediately;

Assembly Bill No. 1430—An act to amend Section 3447 of the Welfare and Institutions Code, relating to aid to the partially self-supporting blind;

And reports that the same have been correctly enrolled, and presented to the Governor on the twentieth day of June, 1947, at 11 30 p m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1171—An act to add Section 2056 to the Harbors and Navigation Code, relating to the termination of contracts;

Assembly Bill No. 1174—An act to amend Section 3006 of the Harbors and Navigation Code, relating to deposit of dredge spoil;

Assembly Bill No. 1175—An act to add Section 6216.5 to the Public Resources Code, relating to oil, gas and mineral leases on state lands;

And reports that the same have been correctly enrolled, and presented to the Governor on the twentieth day of June, 1947, at 11 30 p m

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER. Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1067—An act to amend Sections 14033 and 14034 of the Government Code, relating to certain revolving funds;

Assembly Bill No. 1080—An act to amend Section 20457 of the Government Code, relating to elections among employees of public agencies on the question of their inclusion in the State Employees' Retirement System;

Assembly Bill No. 1084—An act to add Section 20952.5 to the Government Code, relating to the State Employees' Retirement System in respect to the retirement of local firemen;

And reports that the same have been correctly enrolled, and presented to the Governor on the twentieth day of June, 1947, at 11.30 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER. Your Committee on Legislative Procedure has examined:

Assembly Bill No. 55—An act to amend Sections 14495 and 14495.1 of, and to add Section 14495.2 to, the Education Code, relating to contributions of members of the State Teachers' Retirement System who served in the military service, in an auxiliary thereof, or in the American Red Cross;

Assembly Bill No. 377—An act to amend Sections 2164 and 2165 of the Welfare and Institutions Code, relating to aid to the aged;

Assembly Bill No. 530—An act to amend Section 3212 of the Labor Code, relating to workmen's compensation;

And reports that the same have been correctly enrolled, and presented to the Governor on the twentieth day of June, 1947, at 11 30 p m

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 2714—An act to amend Section 517 of the Code of Civil Procedure, relating to claim and delivery of personal property and the steps to be followed in obtaining possession of such property in a building or enclosure;

And reports that the same has been correctly enrolled, and presented to the Governor on the twentieth day of June, 1947, at 11.30 p m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 2235—An act authorizing municipalities as herein defined issuing revenue bonds for the acquisition, construction, extension and improvement of sanitation and sewer enterprises as herein defined to contract with persons, firms, and corporations to construct, extend, improve, maintain and operate such enterprises when for the benefit of the municipality, providing that the consideration under such contracts shall be payable solely from the revenues of the enterprise, relating to the duration and provisions of such contracts and prohibiting a municipality from thereby transferring or restricting its powers and duties with respect to such enterprises and the revenue bonds thereof;

Assembly Bill No. 2333—An act to add Section 5023 to the Public Resources Code, and to repeal Section 363s of the Political Code, relating to the duty of city authorities with respect to markers of historical places;

Assembly Bill No. 2705—An act to add Section 125.5 to the Elections Code, relating to registration of electors;

And reports that the same have been correctly enrolled, and presented to the Governor on the twentieth day of June, 1947, at 11 30 p.m

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1985—An act to amend Section 5 of the Corporate Securities Act, relating to rules and regulations;

Assembly Bill No. 2021—An act to add Section 7122 to the Business and Professions Code, relating to contractors;

Assembly Bill No. 2145—An act to validate the organization, boundaries, governing officers or boards, acts, proceedings, and bonds of public bodies;

And reports that the same have been correctly enrolled, and presented to the Governor on the twentieth day of June, 1947, at 11 30 p m

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1655—An act to add Section 18 5 to the Alcoholic Beverage Control Act, relating to intoxicating liquors;

Assembly Bill No. 1729—An act to establish a Corporations Code, relating to corporations, partnerships, and other associations, and matters incidental thereto, consolidating and revising the law relating thereto, and repealing certain acts and parts of acts specified therein;

Assembly Bill No. 1814—An act to amend Sections 13446, 13447, and 13448 of the Education Code, relating to the expenses of teachers' institutes;

And reports that the same have been correctly enrolled, and presented to the Governor on the twentieth day of June, 1947, at 11 30 p.m

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1052—An act to amend Sections 19624, 19625, 19626, 19627, and 19628 of the Education Code, relating to school farms;

Assembly Bill No. 1112—An act to amend Section 6 of an act entitled "An act authorizing the establishment of municipal courts, prescribing their constitution, regulation, government, procedure and jurisdiction, and providing for the election and appointment of the judges, clerks and other attaches of such courts, their terms of office, qualification and compensation and for the selection of jurors therein," approved May 23, 1925, relating to municipal courts;

Assembly Bill No. 1320—An act to add Section 1606 to the Education Code, relating to school district boundaries and providing that this act shall take effect immediately;

And reports that the same have been correctly enrolled, and presented to the Governor on the twentieth day of June, 1947, at 11.30 p m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 241—An act to amend Section 9 of the County Civil Service Enabling Act and Section 31101 of the Government Code, relative to powers of the boards of supervisors of counties in establishing civil service systems;

Assembly Bill No. 709—An act to amend Section 9162 of the Education Code, relating to Vocational Education;

Assembly Bill No. 1000—An act to amend Section 6047 of the Insurance Code, relating to insurance;

And reports that the same have been correctly enrolled, and presented to the Governor on the twentieth day of June, 1947, at 11 30 p m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Joint Resolution No. 49—Relative to memorializing Congress to enact effective legislation to alleviate the housing shortage;

Assembly Joint Resolution No. 50—Relative to funds for fish hatcheries in California;

And reports that the same have been correctly enrolled, and presented to the Secretary of State on the twentieth day of June, 1947, at 11.30 p m

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1342—An act to add Article 11, comprising Sections 10200 to 10205, inclusive, to Chapter 1, Division 5, of the Education Code; to add Sections 254.5 and 128.1 to, the Vehicle Code, relating to courses of instruction in automobile driver education and training and the issuance of licenses for the operation of motor vehicles;

Assembly Bill No. 1447—An act to amend Section 17053.5 of the Revenue and Taxation Code, relating to state taxation and providing for rates and exemptions, and providing that this act shall take effect immediately;

Assembly Bill No. 1498—An act making an appropriation for the administration, support and maintenance of a four-year state institution of higher education at Los Angeles;

And reports that the same have been correctly enrolled, and presented to the Governor on the twentieth day of June, 1947, at 11.30 p m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER Your Committee on Legislative Procedure has examined:

Assembly Bill No. 245—An act making an appropriation for a state office building in the City of San Jose;

Assembly Bill No. 253—An act to amend Section 68 of the Civil Code and Sections 26840, 27322, and 27376 of the Government Code, relating to marriage licenses and certificates of marriage and certificates of registry of marriage;

Assembly Bill No. 319—An act to amend Section 4730 of the Health and Safety Code, relating to county sanitation districts;

And reports that the same have been correctly enrolled, and presented to the Governor on the twentieth day of June, 1947, at 11 30 p m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1282—An act to amend Sections 18942, 19153, and 19154 of the Education Code and to add Article 3.5 to Chapter 7 of Division 9 of said code, relating to educational facilities;

Assembly Bill No. 1316—An act to amend Sections 6703, 6941, 6942, 7062, 7128, and 7129 of the Education Code and to add Sections 7146.1 and 7150 to said code, relating to the support of the public schools, declaring the urgency thereof, to take effect immediately;

And reports that the same have been correctly enrolled, and presented to the Governor on the twentieth day of June, 1947, at 11 30 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1222—An act to add Section 20750.1 to the Government Code, relating to the State Employees' Retirement System and revising the rate of state contributions thereto with respect to state miscellaneous members;

Assembly Bill No. 1229—An act to add Article 20, comprising Section 380, to Chapter 2 of Division 3 of, and to amend Sections 370.7, 380.66, and 397 of, the Agricultural Code, relating to the disposition and use of moneys derived from provisions relating to livestock marks and brands;

Assembly Bill No. 1257—An act to add Sections 124.5 and 585.3 to the Vehicle Code, relating to towing car service on the Yolo Causeway, a part of State Highway Route 6;

And reports that the same have been correctly enrolled, and presented to the Governor on the twentieth day of June, 1947, at 11.30 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1176—An act to add Section 2076 to the Harbors and Navigation Code, relating to lease of land for terminal facilities;

Assembly Bill No. 1216—An act to amend Section 532 of the Revenue and Taxation Code, relating to assessments;

Assembly Bill No. 1219—An act to amend Section 19254 of the Government Code, relating to eligible lists for limited term and intermittent employment appointments in the state civil service;

And reports that the same have been correctly enrolled, and presented to the Governor on the twentieth day of June, 1947, at 11.30 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1038—An act making an appropriation to be expended pursuant to the Property Acquisition Act for the acquisition of additional real property for use of the Humboldt State College and in furtherance of the postwar building program;

Assembly Bill No. 1128—An act to add Section 18 to the Agricultural Code, relating to presumptions;

Assembly Bill No. 1170—An act to add Sections 667.1, 671.1 and 960 to the Welfare and Institutions Code, and to amend Section 671 of said code, all relating to the establishment and maintenance of schools in detention homes and juvenile homes and camps;

And reports that the same have been correctly enrolled, and presented to the Governor on the twentieth day of June, 1947, at 11.30 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 680—An act making an appropriation to be expended pursuant to the Property Acquisition Act for the acquisition of real property for use as a site for a state office building in the City of San Diego and in furtherance of the postwar building program;

Assembly Bill No. 871—An act to add Sections 33 and 34 to the Construction and Employment Act, making an appropriation to be allocated to cities incorporated on or after July 1, 1946, and before the effective date of this act;

Assembly Bill No. 1028—An act to add Article 6 to Chapter 3 of Part 2 of Division 3 of Title 2 of the Government Code, relating to the establishment of a central record depository in the office of the Secretary of State, specifying the powers and duties of the Secretary of State and the Department of Finance in relation thereto, and making an appropriation therefor;

And reports that the same have been correctly enrolled, and presented to the Governor on the twentieth day of June, 1947, at 11.30 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 329—An act making an appropriation to the Department of Finance for the widening of Plaza Avenue in Arcata, Humboldt County;

Assembly Bill No. 405—An act making an appropriation in augmentation of the appropriation in Item 39 of the Budget Act of 1945, for support of the Department of Agriculture, to take effect immediately;

Assembly Bill No. 648—An act to amend Section 27491 of the Government Code, relating to the duties of coroner;

And reports that the same have been correctly enrolled, and presented to the Governor on the twentieth day of June, 1947, at 11.30 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 150—An act to add Section 459.5 to, and to amend Sections 466, 575, 576, and 577 of, the Vehicle Code, relating to the operation of vehicles at or near railroad grade crossings;

Assembly Bill No. 212—An act making an appropriation to the Division of Beaches and Parks, Department of Natural Resources, for the acquisition of land as part of the State Park System;

Assembly Bill No. 246—An act making an appropriation for a state office building in the City of Santa Barbara;

And reports that the same have been correctly enrolled, and presented to the Governor on the twentieth day of June, 1947, at 11.30 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Concurrent Resolution No. 65—Relative to the scope, purpose, and meaning of Chapters 46 and 47 of the Statutes of the Regular Session of 1947, relating to Indian Affairs;

Assembly Concurrent Resolution No. 89—Relative to a joint legislative committee on revision of the State Constitution and defining the powers and duties of the committee;

Assembly Joint Resolution No. 28—Relative to a bill concerning interstate and foreign commerce in agricultural products, pending in the Congress of the United States;

And reports that the same have been correctly enrolled, and presented to the Secretary of State on the twentieth day of June, 1947, at 11.30 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 2697—An act relating to union elementary school districts, declaring the urgency thereof, to take effect immediately;

Assembly Bill No. 2700—An act to add Section 203.5 to the Welfare and Institutions Code, relating to charges for services in county hospitals and the collection thereof;

Assembly Bill No. 2720—An act to amend Section 10493 of the Insurance Code, relating to qualifications and exemptions of benefit and relief associations;

And reports that the same have been correctly enrolled, and presented to the Governor on the twentieth day of June, 1947, at 11.30 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 2601—An act to amend Sections 10951 and 10951.1 of the Insurance Code, relating to the conversion of mutual life and disability insurers to incorporated life or legal reserve capital stock insurers;

Assembly Bill No. 2666—An act to add Section 1.5 to "An act making an appropriation to the Department of Natural Resources, Division of Beaches and Parks, for the acquisition of the Amestoy Rancho in the County of Los Angeles," approved July 17, 1945, to extend the time during which the appropriation made thereby may be expended, and declaring the urgency thereof, to take effect immediately;

Assembly Bill No. 2678—An act to provide for leasing additional facilities and service for the extension, maintenance, and operation of the teletypewriter system of communication by the State Department of Justice, and to make an appropriation therefor;

And reports that the same have been correctly enrolled, and presented to the Governor on the twentieth day of June, 1947, at 11.30 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 2502—An act to amend Section 2941 of the Civil Code, relating to mortgages;

Assembly Bill No. 2511—An act to amend Section 20 and the heading of Article 3 of, and to add Article 3.5 to the Conservation and Planning Act, relating to planning and research, creating a State Conservation and Planning Board, prescribing its powers

and duties; providing for the establishment of an Economic Advisory Council; prescribing the powers, duties, and functions of the Governor in relation to physical planning and economic research; to repeal Part 8 of Division 3 of Title 2 of the Government Code; to abolish the State Reconstruction and Reemployment Commission and making an appropriation:

Assembly Bill No. 2598—An act making an appropriation for the support of the State Fire Marshal, to take effect immediately;

And reports that the same have been correctly enrolled, and presented to the Governor on the twentieth day of June, 1947, at 11.30 p m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 2118—An act making an appropriation to the Regents of the University of California for construction of a building for the school of optometry;

Assembly Bill No. 2144—An act to add Section 9105 to the Government Code, relating to a legislative office for Members of the Assembly at Los Angeles, and making an appropriation therefor;

Assembly Bill No. 2236—An act to repeal Part 8 of Division 3 of Title 2 of the Government Code, and to add Part 8 to Division 3 of Title 2 of the Government Code, relating to the powers and duties of the Governor; to abolish the State Reconstruction and Reemployment Commission, and making an appropriation;

And reports that the same have been correctly enrolled, and presented to the Governor on the twentieth day of June, 1947, at 11.30 p m

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR SPEAKER. Your Committee on Legislative Procedure has examined:

Assembly Bill No. 2247—An act to amend Section 1242 of the Civil Code, relating to conveyance or encumbrance of homestead property,

Assembly Bill No. 2391—An act to add Chapter 9 5, consisting of Sections 7200 through 7213, to Division 3 of the Business and Professions Code, relating to guide dogs for the blind;

Assembly Bill No. 2425—An act to amend Sections 1703 5 and 1706 8 of, and to add Sections 1706 85 and 1706 95 to, the Insurance Code, relating to the licensing and examination of agents and making an appropriation to carry out the provisions hereof;

And reports that the same have been correctly enrolled, and presented to the Governor on the twentieth day of June, 1947, at 11.30 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 2142—An act making an appropriation to the Legislative Counsel Bureau for the payment for overtime worked by the employees thereof, to take effect immediately;

Assembly Bill No. 2546—An act to amend Section 6 of, and to add Sections 3 5 and 15 to "An act to provide a unified program of construction, improvement, and equipment for state agencies, creating a State Public Works Board, and making an appropriation to carry out the provisions of this act," approved March 13, 1946, relating to allocation of the appropriation for miscellaneous repairs and improvements

And reports that the same have been correctly enrolled, and presented to the Governor on the twentieth day of June, 1947, at 11 30 p m

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 2037—An act to add Section 511 5 to the Military and Veterans Code, relating to uniforms for high school cadets, and making an appropriation;

Assembly Bill No. 2039—An act to amend Sections 736 and 736a of the Political Code, relating to the salaries of justices of the Supreme Court and of the district courts of appeal;

Assembly Bill No. 2092—An act to amend Section 575 of the Welfare and Institutions Code of the State of California, relating to the compensation of the referee of the juvenile court in counties of the second class;

And reports that the same have been correctly enrolled, and presented to the Governor on the twentieth day of June, 1947, at 11.30 p m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1782—An act making an appropriation for the support of child care centers, and declaring the urgency thereof, to take effect immediately;

Assembly Bill No. 2012—An act to add Division 7, comprising Sections 8600 to 8703, inclusive, to the Public Resources Code, providing for the establishment of a Recreation Commission, prescribing its powers and duties, and making an appropriation;

Assembly Bill No. 2027—An act to amend Section 921 of the Fish and Game Code, relating to districts and nets;

And reports that the same have been correctly enrolled, and presented to the Governor on the twentieth day of June, 1947, at 11.30 p m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Joint Resolution No. 27—Relative to the colors and standards of the Thirteenth Armored Division;

And reports that the same have been correctly enrolled, and presented to the Secretary of State on the twentieth day of June, 1947, at 11.30 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 2224—An act to amend Sections 8755 and 8756 of the Education Code and to repeal Section 8758 of said code, relating to the payment of tuition for the education of seventh and eighth grade pupils in junior high schools, declaring the urgency thereof, to take effect immediately;

And reports that the same has been correctly enrolled, and presented to the Governor on the twentieth day of June, 1947, at 11 30 p m

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1976—An act to amend Sections 2896, 2897, 2898, and 2899 of, and to add Section 2891.5 to, the Elections Code, relating to the withdrawal of candidates for election;

Assembly Bill No. 1994—An act to add Section 105 5 to the Code of Civil Procedure, relating to calling of substitute justice or judge;

Assembly Bill No. 2004—An act making an appropriation to the Department of Finance for the State Burying Grounds in the County of San Mateo;

And reports that the same have been correctly enrolled, and presented to the Governor on the twentieth day of June, 1947, at 11 30 p m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1830—An act to amend Section 11000 of the Business and Professions Code, relating to real estate subdivisions;

Assembly Bill No. 1898—An act to amend Section 29 of the Bank and Corporation Franchise Tax Act, relating to bank and corporation taxes and making an appropriation;

Assembly Bill No. 1938—An act making an appropriation to be expended pursuant to the Property Acquisition Act for the acquisition of real property for use as a site for a state office building in the County of Alameda and in furtherance of the postwar building program;

And reports that the same have been correctly enrolled, and presented to the Governor on the twentieth day of June, 1947, at 11 30 p m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1679—An act to amend Section 19621 of the Business and Professions Code, relating to the appropriation to defray expenses of the officers and employees of the board, and making an appropriation;

Assembly Bill No. 1791—An act creating the Revenue Deficiency Reserve Fund; defining the powers and duties of state officers in connection therewith, and declaring the urgency thereof, to take effect immediately;

Assembly Bill No. 1804—An act to amend Sections 7435 and 7438 of the Education Code, relating to proceedings for the issuance and sale of school district bonds, declaring the urgency thereof, to take effect immediately;

And reports that the same have been correctly enrolled, and presented to the Governor on the twentieth day of June, 1947, at 11 30 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1594—An act making an appropriation to the Board of State Harbor Commissioners for maintenance of fire boats, to take effect immediately;

Assembly Bill No. 1596—An act to add Section 12424 to the Government Code, relating to furnishing of services by the Controller to political subdivisions and districts;

Assembly Bill No. 1663—An act to provide for the acquisition of a state park in the County of Los Angeles as a part of the State Park System, and making an appropriation;

And reports that the same have been correctly enrolled, and presented to the Governor on the twentieth day of June, 1947, at 11.30 p m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1499—An act to add Sections 13656 and 14703 to the Education Code, to protect rights of employment and retirement of employees, in positions requiring certification qualifications, of junior college school districts who teach in four-year state institutions of higher education maintained pursuant to contracts entered into between the State Director of Education and said districts;

Assembly Bill No. 1524—An act to amend Sections 12500, 12503, 12504, 12507, 12508, and 12509 of the Health and Safety Code, and to add Sections 12509a and 12509b thereto, all relating to the regulation and display of fireworks;

Assembly Bill No. 1544—An act relating to the Sixth District Agricultural Association, making an appropriation for the acquisition of land and the construction of facilities for the purposes of said association, and regulating the use of housing facilities under the control of said association;

And reports that the same have been correctly enrolled, and presented to the Governor on the twentieth day of June, 1947, at 11 30 p m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1377—An act to add Sections 101 1, 101.2, and 101.3 to the Streets and Highways Code, relating to signs at city limits on state highways;

Assembly Bill No. 1429—An act to add Section 3047.1 to the Welfare and Institutions Code, relating to aid to the needy blind;

Assembly Bill No. 1458—An act to add Section 1015 5 to the Fish and Game Code, relating to fish, providing for a privilege tax in relation thereto, establishing a Marine Research Committee and making an appropriation;

And reports that the same have been correctly enrolled, and presented to the Governor on the twentieth day of June, 1947, at 11 30 p m

WEBER, Chairman

Committee on Agriculture

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Agriculture, to which was referred:
Senate Bill No. 436

Respectfully reports the same back without further action.

CLARKE, Chairman

Above reported bill ordered transmitted to the Senate.

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Agriculture, to which were referred:

Assembly Bill No. 88
Assembly Bill No. 194
Assembly Bill No. 368
Assembly Bill No. 525
Assembly Bill No. 528
Assembly Bill No. 624
Assembly Bill No. 673
Assembly Bill No. 675
Assembly Bill No. 676
Assembly Bill No. 824
Assembly Bill No. 826
Assembly Bill No. 827
Assembly Bill No. 828
Assembly Bill No. 829
Assembly Bill No. 942
Assembly Bill No. 944
Assembly Bill No. 948
Assembly Bill No. 949
Assembly Bill No. 1041
Assembly Bill No. 1056
Assembly Bill No. 1142
Assembly Bill No. 1148
Assembly Bill No. 1149
Assembly Bill No. 1187
Assembly Bill No. 1188
Assembly Bill No. 1310
Assembly Bill No. 1383
Assembly Bill No. 1390
Assembly Bill No. 1401
Assembly Bill No. 1440
Assembly Bill No. 1466
Assembly Bill No. 1572
Assembly Bill No. 1669
Assembly Bill No. 1932

Respectfully reports the same back without further action.

CLARKE, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Agriculture, to which were referred:

Assembly Bill No. 1948
Assembly Bill No. 1967
Assembly Bill No. 1968
Assembly Bill No. 1977
Assembly Bill No. 1978
Assembly Bill No. 2080
Assembly Bill No. 2406
Assembly Bill No. 2418
Assembly Bill No. 2439
Assembly Bill No. 2458
Assembly Bill No. 2487
Assembly Bill No. 2488
Assembly Bill No. 2489
Assembly Bill No. 2571
Assembly Bill No. 2650
Assembly Bill No. 2660

Respectfully reports the same back without further action.

CLARKE, Chairman

Committee on Civil Service and State Personnel

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Civil Service and State Personnel, to which were referred:

Assembly Bill No. 119
Assembly Bill No. 133
Assembly Bill No. 195
Assembly Bill No. 196
Assembly Bill No. 197
Assembly Bill No. 198
Assembly Bill No. 199
Assembly Bill No 200
Assembly Bill No. 201
Assembly Bill No. 202
Assembly Bill No. 595
Assembly Bill No. 684
Assembly Bill No. 852
Assembly Bill No. 937
Assembly Bill No. 938
Assembly Bill No. 939
Assembly Bill No. 940

Respectfully reports the same back without further action.

GANNON, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER. Your Committee on Civil Service and State Personnel, to which were referred:

Assembly Bill No. 1433
Assembly Bill No. 1435
Assembly Bill No. 1548
Assembly Bill No. 1650
Assembly Bill No. 1688
Assembly Bill No. 1690
Assembly Bill No. 1928
Assembly Bill No. 2256
Assembly Bill No. 2257
Assembly Bill No. 2258
Assembly Bill No. 2259
Assembly Bill No. 2260
Assembly Bill No. 2261
Assembly Bill No. 2262
Assembly Bill No. 2317
Assembly Bill No. 2525
Assembly Bill No. 2543
Assembly Bill No. 2544

Respectfully reports the same back without further action.

GANNON, Chairman

Committee on Conservation, Planning, and Public Works

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Conservation, Planning and Public Works, to which were referred:

Assembly Bill No. 59
Assembly Bill No. 231
Assembly Bill No. 322
Assembly Bill No 324
Assembly Bill No. 344
Assembly Bill No. 345
Assembly Bill No. 423
Assembly Bill No. 442
Assembly Bill No. 484
Assembly Bill No. 485
Assembly Bill No. 549
Assembly Bill No. 557
Assembly Bill No. 738
Assembly Bill No. 758
Assembly Bill No. 760
Assembly Bill No. 853
Assembly Bill No. 882
Assembly Bill No. 908
Assembly Bill No. 925
Assembly Bill No. 1013
Assembly Bill No 1069
Assembly Bill No. 1260
Assembly Bill No. 1293
Assembly Bill No 1338
Assembly Bill No 1356
Assembly Bill No 1484
Assembly Bill No 1485
Assembly Bill No. 1488
Assembly Bill No 1489
Assembly Bill No. 1630
Assembly Bill No 1636
Assembly Bill No. 1637
Assembly Bill No. 1662
Assembly Bill No. 1709

Respectfully reports the same back without further action.

McMILLAN, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Conservation, Planning and Public Works, to which were referred:

Assembly Bill No 2520
Assembly Bill No. 2526
Assembly Bill No. 2530
Assembly Bill No. 2563
Assembly Bill No. 2608
Assembly Bill No 2609
Assembly Bill No. 2610
Assembly Bill No. 2611
Assembly Bill No 2612
Assembly Bill No. 2613
Assembly Bill No 2614
Assembly Bill No. 2615
Assembly Bill No. 2616
Assembly Bill No. 2617
Assembly Bill No. 2618
Assembly Bill No. 2619
Assembly Bill No. 2620
Assembly Bill No. 2702

Respectfully reports the same back without further action.

McMILLAN, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Conservation, Planning and Public Works, to which were referred:

Assembly Bill No. 1778
Assembly Bill No. 1783
Assembly Bill No 1805
Assembly Bill No. 1870
Assembly Bill No 1872
Assembly Bill No 1905
Assembly Bill No. 1907
Assembly Bill No 1908
Assembly Bill No. 1931
Assembly Bill No. 1934
Assembly Bill No 1980
Assembly Bill No 1981
Assembly Bill No. 2071
Assembly Bill No 2090
Assembly Bill No 2123
Assembly Bill No. 2149
Assembly Bill No 2153
Assembly Bill No. 2192
Assembly Bill No. 2237
Assembly Bill No 2249
Assembly Bill No 2251
Assembly Bill No. 2253
Assembly Bill No. 2267
Assembly Bill No 2298
Assembly Bill No. 2303
Assembly Bill No. 2346
Assembly Bill No 2347
Assembly Bill No. 2379
Assembly Bill No 2381
Assembly Bill No. 2382
Assembly Bill No. 2385
Assembly Bill No 2410
Assembly Bill No 2491
Assembly Bill No 2517

Respectfully reports the same back without further action.

McMILLAN, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR SPEAKER: Your Committee on Conservation, Planning and Public Works, to which was referred:

Senate Bill No. 609

Respectfully reports the same back without further action.

McMILLAN, Chairman

Above reported bill ordered transmitted to the Senate.

Committee on Crime and Correction

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Crime and Correction, to which were referred:

Assembly Bill No. 410
Assembly Bill No. 1033
Assembly Bill No. 1185
Assembly Bill No. 1469
Assembly Bill No. 2471
Assembly Bill No. 2472

Respectfully reports the same back without further action.

PRICE, Chairman

Committee on Education

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Education, to which were referred:

Assembly Bill No. 38
Assembly Bill No. 65
Assembly Bill No. 66
Assembly Bill No. 190
Assembly Bill No. 191
Assembly Bill No. 192
Assembly Bill No. 207
Assembly Bill No. 298
Assembly Bill No. 422
Assembly Bill No. 665
Assembly Bill No. 707
Assembly Bill No. 708
Assembly Bill No. 734
Assembly Bill No. 744
Assembly Bill No. 768
Assembly Bill No. 769
Assembly Bill No. 801
Assembly Bill No. 833
Assembly Bill No. 842
Assembly Bill No. 873
Assembly Bill No. 874
Assembly Bill No. 917
Assembly Bill No. 918
Assembly Bill No. 919
Assembly Bill No. 1103
Assembly Bill No. 1104
Assembly Bill No. 1106
Assembly Bill No. 1154
Assembly Bill No. 1162
Assembly Bill No. 1209
Assembly Bill No. 1210
Assembly Bill No. 1211
Assembly Bill No. 1212
Assembly Bill No. 1290

Respectfully reports the same back without further action.

DUNN, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Education, to which were referred:

Assembly Bill No. 1315
Assembly Bill No. 1319
Assembly Bill No. 1349
Assembly Bill No. 1465
Assembly Bill No. 1470
Assembly Bill No. 1495
Assembly Bill No. 1496
Assembly Bill No. 1497
Assembly Bill No. 1502
Assembly Bill No. 1552
Assembly Bill No. 1642
Assembly Bill No. 1711
Assembly Bill No. 1712
Assembly Bill No. 1796
Assembly Bill No. 1815
Assembly Bill No. 1885
Assembly Bill No. 1896
Assembly Bill No. 1917
Assembly Bill No. 1918
Assembly Bill No. 1925
Assembly Bill No. 1993
Assembly Bill No. 1997
Assembly Bill No. 2011
Assembly Bill No. 2041
Assembly Bill No. 2043
Assembly Bill No. 2056
Assembly Bill No. 2057
Assembly Bill No. 2058
Assembly Bill No. 2059
Assembly Bill No. 2060
Assembly Bill No. 2094
Assembly Bill No. 2125
Assembly Bill No. 2147
Assembly Bill No. 2194

Respectfully reports the same back without further action.

DUNN, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Education, to which were referred:

Assembly Bill No. 2195
Assembly Bill No. 2196
Assembly Bill No. 2220
Assembly Bill No. 2271
Assembly Bill No. 2275
Assembly Bill No. 2276
Assembly Bill No. 2359
Assembly Bill No. 2360
Assembly Bill No. 2361
Assembly Bill No. 2362
Assembly Bill No. 2363
Assembly Bill No. 2419
Assembly Bill No. 2423
Assembly Bill No. 2470
Assembly Bill No. 2473
Assembly Bill No. 2557

Respectfully reports the same back without further action.

DUNN, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Education, to which were referred:

Senate Bill No. 136
Senate Bill No 1025
Senate Bill No. 1026

Respectfully reports the same back without further action.

DUNN, Chairman

Above reported bills ordered transmitted to the Senate.

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Education, to which were referred:

Senate Bill No 204
Senate Bill No. 208
Senate Bill No. 1340
Senate Bill No. 1341

Respectfully reports the same back without further action.

DUNN, Chairman

Above reported bills ordered transmitted to the Senate.

Committee on Industrial Relations

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Industrial Relations, to which were referred:

Senate Bill No. 930
Senate Bill No. 949

Respectfully reports the same back without further action.

LYONS, Chairman

Above reported bills ordered transmitted to the Senate.

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Industrial Relations, to which were referred:

Assembly Bill No. 1510
Assembly Bill No. 1511
Assembly Bill No. 1704
Assembly Bill No. 1999
Assembly Bill No. 2180
Assembly Bill No. 2190
Assembly Bill No. 2254
Assembly Bill No. 2288
Assembly Bill No. 2508

Respectfully reports the same back without further action.

LYONS, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Industrial Relations, to which were referred:

Assembly Bill No. 129
Assembly Bill No. 184
Assembly Bill No. 248
Assembly Bill No. 250
Assembly Bill No. 251
Assembly Bill No. 254
Assembly Bill No. 255
Assembly Bill No. 290
Assembly Bill No. 333
Assembly Bill No. 364
Assembly Bill No. 384
Assembly Bill No. 414
Assembly Bill No. 415
Assembly Bill No. 447
Assembly Bill No. 490
Assembly Bill No. 501
Assembly Bill No. 502
Assembly Bill No. 503
Assembly Bill No. 504
Assembly Bill No. 505
Assembly Bill No. 506
Assembly Bill No. 507
Assembly Bill No. 508
Assembly Bill No. 509
Assembly Bill No. 510
Assembly Bill No. 637
Assembly Bill No. 642
Assembly Bill No. 688
Assembly Bill No. 963
Assembly Bill No. 1152
Assembly Bill No. 1157
Assembly Bill No. 1261
Assembly Bill No. 1265
Assembly Bill No. 1509

Respectfully reports the same back without further action.

LYONS, Chairman

Committee on Finance and Insurance

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Finance and Insurance, to which were referred:

Assembly Bill No. 552
Assembly Bill No. 612
Assembly Bill No. 622
Assembly Bill No. 644
Assembly Bill No. 645
Assembly Bill No. 654
Assembly Bill No. 655
Assembly Bill No. 656
Assembly Bill No. 657
Assembly Bill No. 658
Assembly Bill No. 659
Assembly Bill No. 660
Assembly Bill No. 662
Assembly Bill No. 682
Assembly Bill No. 689
Assembly Bill No. 690
Assembly Bill No. 691
Assembly Bill No. 729
Assembly Bill No. 748
Assembly Bill No. 804
Assembly Bill No. 805
Assembly Bill No. 806

Respectfully reports the same back without further action.

GEDDES, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER Your Committee on Finance and Insurance, to which were referred:

Assembly Bill No. 816
Assembly Bill No. 843
Assembly Bill No. 915
Assembly Bill No. 929
Assembly Bill No. 1001
Assembly Bill No. 1004
Assembly Bill No. 1014
Assembly Bill No. 1023
Assembly Bill No. 1114
Assembly Bill No. 1228
Assembly Bill No 1267
Assembly Bill No. 1269
Assembly Bill No. 1270
Assembly Bill No. 1323
Assembly Bill No. 1325
Assembly Bill No. 1389
Assembly Bill No. 1405
Assembly Bill No. 1471
Assembly Bill No. 1504
Assembly Bill No. 1506
Assembly Bill No. 1557
Assembly Bill No. 1558
Assembly Bill No. 1568
Assembly Bill No. 1591
Assembly Bill No. 1610
Assembly Bill No. 1611
Assembly Bill No. 1612
Assembly Bill No. 1613
Assembly Bill No. 1656
Assembly Bill No 1809
Assembly Bill No. 1875
Assembly Bill No. 1876
Assembly Bill No. 1877
Assembly Bill No. 1878

Respectfully reports the same back without further action.

GEDDES, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER Your Committee on Finance and Insurance, to which were referred:

Assembly Bill No 2047
Assembly Bill No. 2048
Assembly Bill No. 2049
Assembly Bill No. 2050
Assembly Bill No. 2051
Assembly Bill No. 2052
Assembly Bill No. 2053
Assembly Bill No. 2054
Assembly Bill No. 2055
Assembly Bill No 2100
Assembly Bill No 2111
Assembly Bill No 2200
Assembly Bill No. 2201
Assembly Bill No. 2285
Assembly Bill No. 2313
Assembly Bill No. 2314
Assembly Bill No. 2438
Assembly Bill No. 2469
Assembly Bill No. 2494
Assembly Bill No. 2552
Assembly Bill No. 2630
Assembly Bill No. 2631
Assembly Bill No. 2632
Assembly Bill No. 2633
Assembly Bill No. 2634
Assembly Bill No 2635
Assembly Bill No. 2636
Assembly Bill No 2637
Assembly Bill No. 2638

Respectfully reports the same back without further action.

GEDDES, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Finance and Insurance, to which were referred:

Assembly Bill No. 31
Assembly Bill No. 56
Assembly Bill No. 107
Assembly Bill No. 108
Assembly Bill No. 172
Assembly Bill No. 175
Assembly Bill No. 204
Assembly Bill No. 205
Assembly Bill No. 206
Assembly Bill No. 218
Assembly Bill No. 219
Assembly Bill No. 220
Assembly Bill No. 221
Assembly Bill No. 233
Assembly Bill No. 256
Assembly Bill No. 274
Assembly Bill No. 293
Assembly Bill No. 310
Assembly Bill No. 313
Assembly Bill No. 314
Assembly Bill No 326
Assembly Bill No. 327
Assembly Bill No. 328
Assembly Bill No 359
Assembly Bill No. 378
Assembly Bill No 386
Assembly Bill No. 448
Assembly Bill No. 542

Respectfully reports the same back without further action.

GEDDES, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Finance and Insurance, to which were referred:

Senate Bill No. 258
Senate Bill No. 1032
Senate Bill No. 962
Senate Bill No 1114

Respectfully reports the same back without further action.

GEDDES, Chairman

Above reported bills ordered transmitted to the Senate.

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Finance and Insurance, to which were referred:

Assembly Bill No. 1911
Assembly Bill No. 1996
Assembly Bill No. 2046

Respectfully reports the same back without further action.

GEDDES, Chairman

Committee on Governmental Efficiency and Economy

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Governmental Efficiency and Economy, to which were referred:

Assembly Bill No. 1942
Assembly Bill No. 1949
Assembly Bill No. 1950
Assembly Bill No. 1951
Assembly Bill No. 1958
Assembly Bill No. 2063
Assembly Bill No. 2065
Assembly Bill No. 2203
Assembly Bill No. 2204
Assembly Bill No. 2210
Assembly Bill No. 2211
Assembly Bill No. 2239
Assembly Bill No 2241
Assembly Bill No. 2281
Assembly Bill No. 2294
Assembly Bill No 2309
Assembly Bill No. 2312
Assembly Bill No. 2345
Assembly Bill No. 2348
Assembly Bill No. 2349
Assembly Bill No. 2357
Assembly Bill No. 2402
Assembly Bill No. 2403
Assembly Bill No. 2404
Assembly Bill No. 2409
Assembly Bill No. 2456
Assembly Bill No. 2457
Assembly Bill No. 2475
Assembly Bill No. 2476
Assembly Bill No. 2477
Assembly Bill No. 2478
Assembly Bill No. 2479
Assembly Bill No 2506
Assembly Bill No. 2521

Respectfully reports the same back without further action.

FIELD, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Governmental Efficiency and Economy, to which were referred:

Assembly Bill No. 7
Assembly Bill No. 13
Assembly Bill No. 25
Assembly Bill No. 26
Assembly Bill No. 27
Assembly Bill No. 28
Assembly Bill No. 40
Assembly Bill No. 120
Assembly Bill No. 208
Assembly Bill No. 210
Assembly Bill No. 232
Assembly Bill No. 263
Assembly Bill No. 301
Assembly Bill No. 343
Assembly Bill No. 350
Assembly Bill No. 376
Assembly Bill No. 381
Assembly Bill No. 471
Assembly Bill No. 472
Assembly Bill No. 482
Assembly Bill No. 602
Assembly Bill No. 652
Assembly Bill No. 674
Assembly Bill No. 752
Assembly Bill No. 798
Assembly Bill No. 847
Assembly Bill No. 864
Assembly Bill No. 872
Assembly Bill No. 1039
Assembly Bill No. 1040
Assembly Bill No. 1065

Respectfully reports the same back without further action.

FIELD, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Governmental Efficiency and Economy, to which were referred:

Assembly Bill No. 2529
Assembly Bill No. 2537
Assembly Bill No. 2541
Assembly Bill No 2572
Assembly Bill No. 2573
Assembly Bill No. 2602
Assembly Bill No. 2622
Assembly Bill No. 2623
Assembly Bill No. 2644
Assembly Bill No. 2680
Assembly Bill No. 2705
Assembly Bill No. 2718

Respectfully reports the same back without further action.

FIELD, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Governmental Efficiency and Economy, to which were referred:

Senate Bill No. 471
Senate Bill No. 824
Senate Bill No. 1411

Respectfully reports the same back without further action

FIELD, Chairman

Above reported bills ordered transmitted to the Senate.

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Governmental Efficiency and Economy, to which were referred:

Assembly Bill No. 1066
Assembly Bill No. 1073
Assembly Bill No. 1173
Assembly Bill No. 1177
Assembly Bill No. 1191
Assembly Bill No. 1204
Assembly Bill No. 1291
Assembly Bill No 1350
Assembly Bill No. 1354
Assembly Bill No 1355
Assembly Bill No. 1462
Assembly Bill No. 1481
Assembly Bill No. 1525
Assembly Bill No. 1533
Assembly Bill No. 1537
Assembly Bill No. 1602
Assembly Bill No. 1603
Assembly Bill No. 1635
Assembly Bill No. 1682
Assembly Bill No 1686
Assembly Bill No. 1705
Assembly Bill No. 1768
Assembly Bill No. 1770
Assembly Bill No. 1795
Assembly Bill No. 1807
Assembly Bill No. 1812
Assembly Bill No. 1813
Assembly Bill No 1834
Assembly Bill No. 1835
Assembly Bill No. 1836
Assembly Bill No. 1837
Assembly Bill No 1874
Assembly Bill No. 1919
Assembly Bill No. 1921

Respectfully reports the same back without further action.

FIELD, Chairman

Committee on Constitutional Amendments

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Constitutional Amendments, to which were referred:

Assembly Constitutional Amendment No. 1
Assembly Constitutional Amendment No. 3
Assembly Constitutional Amendment No. 5
Assembly Constitutional Amendment No. 6
Assembly Constitutional Amendment No. 8
Assembly Constitutional Amendment No. 10
Assembly Constitutional Amendment No. 13
Assembly Constitutional Amendment No. 16
Assembly Constitutional Amendment No. 17
Assembly Constitutional Amendment No. 19
Assembly Constitutional Amendment No. 20
Assembly Constitutional Amendment No. 21
Assembly Constitutional Amendment No. 22
Assembly Constitutional Amendment No. 24
Assembly Constitutional Amendment No 25
Assembly Constitutional Amendment No 26
Assembly Constitutional Amendment No. 29
Assembly Constitutional Amendment No. 30
Assembly Constitutional Amendment No. 31
Assembly Constitutional Amendment No. 33
Assembly Constitutional Amendment No. 34
Assembly Constitutional Amendment No. 36
Assembly Constitutional Amendment No. 40
Assembly Constitutional Amendment No. 41
Assembly Constitutional Amendment No. 43
Assembly Joint Resolution No. 6

Respectfully reports the same back without further action.

CROWLEY, Chairman

Committee on Fish and Game

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR SPEAKER: Your Committee on Fish and Game, to which were referred:

Senate Bill No. 492
Senate Bill No 675
Senate Bill No. 677
Senate Bill No. 678
Senate Bill No. 790
Senate Bill No. 934
Senate Bill No. 1166

Respectfully reports the same back without further action

ERWIN, Chairman

Above reported bills ordered transmitted to the Senate.

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Fish and Game, to which were referred:

Assembly Bill No. 29
Assembly Bill No. 30
Assembly Bill No. 179
Assembly Bill No. 185
Assembly Bill No. 187
Assembly Bill No. 267
Assembly Bill No. 268
Assembly Bill No. 605
Assembly Bill No. 672
Assembly Bill No. 702
Assembly Bill No. 778
Assembly Bill No. 786
Assembly Bill No. 877
Assembly Bill No 878
Assembly Bill No. 945
Assembly Bill No. 990
Assembly Bill No 1035
Assembly Bill No 1036
Assembly Bill No. 1043
Assembly Bill No. 1150
Assembly Bill No. 1190
Assembly Bill No 1207
Assembly Bill No 1299
Assembly Bill No 1300
Assembly Bill No 1517
Assembly Bill No 1761
Assembly Bill No. 1769
Assembly Bill No. 1827
Assembly Bill No. 1881
Assembly Bill No 1924
Assembly Bill No. 1952
Assembly Bill No. 1957
Assembly Bill No. 2067
Assembly Bill No. 2068

Respectfully reports the same back without further action.

ERWIN, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Fish and Game, to which were referred:

Assembly Bill No. 2214
Assembly Bill No. 2232
Assembly Bill No. 2300
Assembly Bill No. 2377
Assembly Bill No. 2562
Assembly Bill No. 2689
Assembly Bill No. 2690

Respectfully reports the same back without further action.

ERWIN, Chairman

Committee on Elections and Reapportionment

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Elections and Reapportionment, to which were referred:

Assembly Bill No. 96
Assembly Bill No. 125
Assembly Bill No. 395
Assembly Bill No. 396
Assembly Bill No. 397
Assembly Bill No. 548
Assembly Bill No. 803
Assembly Bill No. 1343
Assembly Bill No. 1344
Assembly Bill No. 1345
Assembly Bill No. 1370
Assembly Bill No. 1372
Assembly Bill No. 1816
Assembly Bill No. 1861
Assembly Bill No. 1862
Assembly Bill No. 1863
Assembly Bill No. 1864
Assembly Bill No. 1865
Assembly Bill No. 2024
Assembly Bill No. 2031
Assembly Bill No. 2032
Assembly Bill No. 2033
Assembly Bill No. 2077
Assembly Bill No. 2156
Assembly Bill No. 2158
Assembly Bill No. 2164
Assembly Bill No. 2166
Assembly Bill No 2168
Assembly Bill No. 2170
Assembly Bill No. 2171
Assembly Bill No. 2173
Assembly Bill No. 2174
Assembly Bill No. 2178
Assembly Bill No. 2179

Respectfully reports the same back without further action.

ROBERTSON, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Elections and Reapportionment, to which were referred:

Assembly Bill No. 2188
Assembly Bill No. 2213

Respectfully reports the same back without further action

ROBERTSON, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Elections and Reapportionment, to which was referred:

Senate Bill No. 185

Respectfully reports the same back without further action.

ROBERTSON, Chairman

Above reported bill ordered transmitted to the Senate.

Committee on Livestock and Dairies

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Livestock and Dairies, to which were referred:

Assembly Bill No. 861
Assembly Bill No. 63
Assembly Bill No. 358
Assembly Bill No. 2121
Assembly Bill No. 2674
Assembly Bill No. 1910
Assembly Bill No. 711
Assembly Bill No. 524
Assembly Bill No. 1279

Respectfully reports the same back without further action.

THORP, Chairman

Committee on Judiciary

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Judiciary, to which were referred:

Senate Bill No. 17
Senate Bill No. 43
Senate Bill No. 70
Senate Bill No. 71
Senate Bill No. 72
Senate Bill No. 74
Senate Bill No. 86
Senate Bill No. 127
Senate Bill No. 142
Senate Bill No. 199
Senate Bill No. 200
Senate Bill No. 392
Senate Bill No. 756
Senate Bill No. 757
Senate Bill No. 794
Senate Bill No. 1430

Respectfully reports the same back without further action.

BROWN, Chairman

Above reported bills ordered transmitted to the Senate.

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Judiciary, to which was referred:

Assembly Bill No. 9
Assembly Bill No. 15
Assembly Bill No. 22
Assembly Bill No 37
Assembly Bill No. 51
Assembly Bill No. 53
Assembly Bill No. 102
Assembly Bill No. 103
Assembly Bill No 109
Assembly Bill No. 111
Assembly Bill No. 112
Assembly Bill No. 113
Assembly Bill No. 153
Assembly Bill No. 163
Assembly Bill No. 171
Assembly Bill No. 193
Assembly Bill No. 235
Assembly Bill No. 236
Assembly Bill No. 239
Assembly Bill No. 265
Assembly Bill No. 276
Assembly Bill No. 277
Assembly Bill No. 278
Assembly Bill No. 280
Assembly Bill No. 281
Assembly Bill No. 282
Assembly Bill No. 283
Assembly Bill No. 284
Assembly Bill No. 289
Assembly Bill No. 309
Assembly Bill No. 331
Assembly Bill No. 370
Assembly Bill No. 383
Assembly Bill No. 451

Respectfully reports the same back without further action.

BROWN, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Judiciary, to which was referred:

Assembly Bill No. 452
Assembly Bill No. 459
Assembly Bill No. 460
Assembly Bill No. 461
Assembly Bill No. 462
Assembly Bill No. 463
Assembly Bill No. 464
Assembly Bill No. 465
Assembly Bill No. 467
Assembly Bill No. 468
Assembly Bill No. 470
Assembly Bill No. 473
Assembly Bill No. 495
Assembly Bill No. 520
Assembly Bill No. 535
Assembly Bill No. 545
Assembly Bill No. 551
Assembly Bill No. 553
Assembly Bill No. 554
Assembly Bill No. 555
Assembly Bill No. 558
Assembly Bill No. 560
Assembly Bill No. 567
Assembly Bill No. 578
Assembly Bill No. 580
Assembly Bill No. 581
Assembly Bill No. 582
Assembly Bill No. 583
Assembly Bill No. 584
Assembly Bill No. 585
Assembly Bill No. 589
Assembly Bill No. 590
Assembly Bill No. 621
Assembly Bill No. 669

Respectfully reports the same back without further action.

BROWN, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Judiciary, to which was referred:

Assembly Bill No. 671
Assembly Bill No. 679
Assembly Bill No. 693
Assembly Bill No. 694
Assembly Bill No. 735
Assembly Bill No. 759
Assembly Bill No. 770
Assembly Bill No. 840
Assembly Bill No. 855
Assembly Bill No. 867
Assembly Bill No. 868
Assembly Bill No. 869
Assembly Bill No. 870
Assembly Bill No. 888
Assembly Bill No. 890
Assembly Bill No. 916
Assembly Bill No. 967
Assembly Bill No. 968
Assembly Bill No. 999
Assembly Bill No. 1018
Assembly Bill No. 1021
Assembly Bill No. 1024
Assembly Bill No. 1072
Assembly Bill No. 1109
Assembly Bill No. 1115
Assembly Bill No. 1192
Assembly Bill No. 1196
Assembly Bill No. 1234
Assembly Bill No. 1235
Assembly Bill No. 1243
Assembly Bill No. 1262
Assembly Bill No. 1268
Assembly Bill No. 1286
Assembly Bill No. 1322

Respectfully reports the same back without further action.

BROWN, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Judiciary, to which were referred:

Assembly Bill No. 1336
Assembly Bill No. 1365
Assembly Bill No. 1410
Assembly Bill No. 1412
Assembly Bill No. 1460
Assembly Bill No. 1461
Assembly Bill No. 1468
Assembly Bill No. 1491
Assembly Bill No. 1503
Assembly Bill No. 1507
Assembly Bill No 1508
Assembly Bill No. 1515
Assembly Bill No. 1526
Assembly Bill No. 1542
Assembly Bill No. 1565
Assembly Bill No. 1566
Assembly Bill No. 1583
Assembly Bill No 1590
Assembly Bill No. 1604
Assembly Bill No. 1606
Assembly Bill No. 1609
Assembly Bill No. 1617
Assembly Bill No. 1618
Assembly Bill No. 1619
Assembly Bill No. 1659
Assembly Bill No. 1661
Assembly Bill No. 1701
Assembly Bill No. 1727
Assembly Bill No. 1730
Assembly Bill No. 1737
Assembly Bill No. 1738
Assembly Bill No. 1739
Assembly Bill No. 1740
Assembly Bill No. 1741

Respectfully reports the same back without further action.

BROWN, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Judiciary, to which were referred:

Assembly Bill No. 1742
Assembly Bill No. 1743
Assembly Bill No. 1744
Assembly Bill No. 1745
Assembly Bill No. 1746
Assembly Bill No. 1747
Assembly Bill No. 1748
Assembly Bill No 1749
Assembly Bill No. 1750
Assembly Bill No. 1751
Assembly Bill No. 1765
Assembly Bill No. 1771
Assembly Bill No. 1784
Assembly Bill No. 1792
Assembly Bill No. 1793
Assembly Bill No. 1794
Assembly Bill No. 1806
Assembly Bill No. 1850
Assembly Bill No. 1853
Assembly Bill No. 1857
Assembly Bill No 1859
Assembly Bill No. 1866
Assembly Bill No. 1922
Assembly Bill No. 1953
Assembly Bill No. 1960
Assembly Bill No. 1965
Assembly Bill No. 1983
Assembly Bill No 1984
Assembly Bill No. 1987
Assembly Bill No. 1989
Assembly Bill No. 1990
Assembly Bill No. 2002
Assembly Bill No 2006
Assembly Bill No. 2017

Respectfully reports the same back without further action.

BROWN, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Judiciary, to which were referred:

Assembly Bill No. 2018
Assembly Bill No 2020
Assembly Bill No. 2023
Assembly Bill No. 2026
Assembly Bill No. 2030
Assembly Bill No. 2069
Assembly Bill No. 2087
Assembly Bill No. 2091
Assembly Bill No. 2095
Assembly Bill No. 2101
Assembly Bill No. 2122
Assembly Bill No. 2126
Assembly Bill No. 2134
Assembly Bill No. 2136
Assembly Bill No. 2181
Assembly Bill No. 2182
Assembly Bill No. 2187
Assembly Bill No. 2206
Assembly Bill No. 2216
Assembly Bill No. 2219
Assembly Bill No 2225
Assembly Bill No. 2226
Assembly Bill No. 2227
Assembly Bill No. 2231
Assembly Bill No. 2244
Assembly Bill No. 2284
Assembly Bill No. 2304
Assembly Bill No. 2310
Assembly Bill No 2321
Assembly Bill No. 2350
Assembly Bill No. 2351
Assembly Bill No. 2356
Assembly Bill No 2370
Assembly Bill No. 2371

Respectfully reports the same back without further action.

BROWN, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Judiciary, to which were referred:

Assembly Bill No. 2372
Assembly Bill No. 2373
Assembly Bill No. 2374
Assembly Bill No. 2375
Assembly Bill No. 2400
Assembly Bill No 2401
Assembly Bill No. 2421
Assembly Bill No. 2426
Assembly Bill No. 2440
Assembly Bill No. 2445
Assembly Bill No. 2464
Assembly Bill No. 2482
Assembly Bill No. 2493
Assembly Bill No. 2495
Assembly Bill No. 2498
Assembly Bill No. 2499
Assembly Bill No. 2501
Assembly Bill No. 2523
Assembly Bill No 2531
Assembly Bill No. 2532
Assembly Bill No. 2536
Assembly Bill No. 2550
Assembly Bill No. 2551
Assembly Bill No. 2553
Assembly Bill No. 2558
Assembly Bill No. 2561
Assembly Bill No. 2565
Assembly Bill No. 2566
Assembly Bill No. 2567
Assembly Bill No. 2568
Assembly Bill No. 2574
Assembly Bill No. 2575
Assembly Bill No 2576
Assembly Bill No. 2577

Respectfully reports the same back without further action.

BROWN, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Judiciary, to which were referred:

Assembly Bill No. 2578
Assembly Bill No. 2579
Assembly Bill No. 2580
Assembly Bill No. 2581
Assembly Bill No. 2582
Assembly Bill No. 2583
Assembly Bill No. 2584
Assembly Bill No. 2585
Assembly Bill No. 2586
Assembly Bill No. 2587
Assembly Bill No. 2588
Assembly Bill No. 2589
Assembly Bill No 2590
Assembly Bill No. 2591
Assembly Bill No. 2592
Assembly Bill No. 2593
Assembly Bill No. 2594
Assembly Bill No 2595
Assembly Bill No. 2596
Assembly Bill No. 2624
Assembly Bill No. 2625
Assembly Bill No. 2639
Assembly Bill No. 2642
Assembly Bill No. 2643
Assembly Bill No. 2647
Assembly Bill No. 2656
Assembly Bill No. 2667
Assembly Bill No. 2677
Assembly Bill No. 2688

Respectfully reports the same back without further action.

BROWN, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Judiciary, to which were referred:

Requests made for impeachment by Richard Weil, Bertha Baker, Lula M. Murphy, and Walter Linke together with various communications and exhibits on this subject

Respectfully reports the same back without further action.

BROWN, Chairman

Committee on Manufacturing, Oil, and Mining Industry

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Manufacturing, Oil, and Mining Industry, to which were referred:

Assembly Bill No. 1208
Assembly Bill No. 1226
Assembly Bill No. 1277
Assembly Bill No. 1329
Assembly Bill No. 1351
Assembly Bill No 1906
Assembly Bill No. 2447
Assembly Bill No 2448
Assembly Bill No. 2449

Respectfully reports the same back without further action

RALPH C. DILLS, Chairman

Committee on Military Affairs

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Military Affairs, to which was referred:

Senate Bill No. 230

Respectfully reports the same back without further action.

McCOLLISTER, Chairman

Above reported bill ordered transmitted to the Senate.

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Military Affairs, to which were referred:

Assembly Bill No. 70
Assembly Bill No. 71
Assembly Bill No. 74
Assembly Bill No. 75
Assembly Bill No. 78
Assembly Bill No. 101
Assembly Bill No. 252
Assembly Bill No. 294
Assembly Bill No 295
Assembly Bill No. 299
Assembly Bill No. 338
Assembly Bill No. 458
Assembly Bill No. 587
Assembly Bill No. 812
Assembly Bill No. 899
Assembly Bill No. 905
Assembly Bill No. 1045
Assembly Bill No. 1050
Assembly Joint Resolution No. 2
Assembly Bill No. 1321
Assembly Bill No. 1382
Assembly Bill No. 1391
Assembly Bill No. 1399
Assembly Bill No. 1400
Assembly Bill No. 1456
Assembly Bill No. 1457
Assembly Bill No. 1463
Assembly Bill No. 1692
Assembly Bill No. 1883
Assembly Bill No. 1916
Assembly Bill No. 2025
Assembly Bill No. 2103
Assembly Bill No. 2277
Assembly Bill No. 2278
Assembly Bill No. 2279
Assembly Bill No. 2299
Assembly Bill No. 2407
Assembly Bill No 2461

Respectfully reports the same back without further action.

McCOLLISTER, Chairman

Committee on Public Morals

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Public Morals, to which were referred:

Assembly Bill No 2135
Assembly Bill No. 2189
Assembly Bill No. 2383
Assembly Bill No. 2465
Assembly Bill No. 2466
Assembly Bill No. 2468
Assembly Bill No. 2503
Assembly Bill No 2542
Assembly Bill No. 2549
Assembly Bill No. 2554
Assembly Bill No. 2555
Assembly Bill No. 2556
Assembly Bill No. 2621
Assembly Bill No. 2628
Assembly Bill No. 2640
Assembly Bill No. 2671

Respectfully reports the same back without further action.

THOMPSON, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Public Morals, to which were referred:

Assembly Bill No. 571
Assembly Bill No. 1716
Assembly Bill No. 1811
Assembly Bill No. 1901
Assembly Bill No. 2234
Assembly Bill No. 2343

Respectfully reports the same back without further action.

THOMPSON, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Public Morals, to which were referred:

Senate Bill No. 135
Senate Bill No. 549
Senate Bill No. 553
Senate Bill No. 1193
Senate Bill No. 1533

Respectfully reports the same back without further action.

THOMPSON, Chairman

Above reported bills ordered transmitted to the Senate.

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Public Morals, to which were referred:

Assembly Bill No. 243
Assembly Bill No. 244
Assembly Bill No. 382
Assembly Bill No. 480
Assembly Bill No. 481
Assembly Bill No. 529
Assembly Bill No. 539
Assembly Bill No. 569
Assembly Bill No. 733
Assembly Bill No. 835
Assembly Bill No. 866
Assembly Bill No. 930
Assembly Bill No. 1051
Assembly Bill No. 1063
Assembly Bill No. 1289
Assembly Bill No. 1313
Assembly Bill No. 1353
Assembly Bill No. 1449
Assembly Bill No. 1540
Assembly Bill No. 1541
Assembly Bill No. 1675
Assembly Bill No. 1681
Assembly Bill No. 1715
Assembly Bill No. 1927
Assembly Bill No. 1947
Assembly Bill No. 1971
Assembly Bill No. 1972
Assembly Bill No. 1973
Assembly Bill No. 1974
Assembly Bill No. 1975
Assembly Bill No. 1998
Assembly Bill No. 2013
Assembly Bill No. 2028
Assembly Bill No. 2099

Respectfully reports the same back without further action

THOMPSON, Chairman

Committee on Public Utilities and Corporations

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Public Utilities and Corporations, to which was referred:

Assembly Bill No. 1087

Respectfully reports the same back without further action.

ALLEN, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Public Utilities and Corporations, to which were referred:

Assembly Bill No. 3
Assembly Bill No. 23
Assembly Bill No. 311
Assembly Bill No. 982
Assembly Bill No. 1459
Assembly Bill No. 1564
Assembly Bill No. 1653
Assembly Bill No. 1658
Assembly Bill No. 1703
Assembly Bill No. 1855
Assembly Bill No. 2088
Assembly Bill No. 2109
Assembly Bill No. 2295
Assembly Bill No. 2353
Assembly Bill No. 2427
Assembly Bill No. 2538
Assembly Bill No. 2569

Respectfully reports the same back without further action.

ALLEN, Chairman

Committee on Municipal and County Government

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Municipal and County Government, to which were referred:

Assembly Bill No. 1856
Assembly Bill No. 1858
Assembly Bill No. 1860
Assembly Bill No. 1937
Assembly Bill No. 1954
Assembly Bill No. 1961
Assembly Bill No. 1963
Assembly Bill No. 1969
Assembly Bill No. 1970
Assembly Bill No. 2001
Assembly Bill No. 2007
Assembly Bill No. 2008
Assembly Bill No. 2019
Assembly Bill No. 2072
Assembly Bill No. 2076
Assembly Bill No. 2085
Assembly Bill No. 2089
Assembly Bill No. 2098
Assembly Bill No. 2197
Assembly Bill No. 2205
Assembly Bill No. 2270
Assembly Bill No. 2296
Assembly Bill No. 2318
Assembly Bill No. 2322
Assembly Bill No. 2344
Assembly Bill No. 2355
Assembly Bill No. 2366
Assembly Bill No. 2368
Assembly Bill No 2380
Assembly Bill No. 2417
Assembly Bill No. 2462
Assembly Bill No. 2535
Assembly Bill No. 2627
Assembly Bill No. 2629

Respectfully reports the same back without further action.

THURMAN, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Municipal and County Government, to which were referred:

Assembly Bill No. 1202
Assembly Bill No. 1203
Assembly Bill No. 1217
Assembly Bill No. 1218
Assembly Bill No. 1239
Assembly Bill No. 1240
Assembly Bill No. 1241
Assembly Bill No. 1242
Assembly Bill No. 1244
Assembly Bill No. 1247
Assembly Bill No. 1256
Assembly Bill No. 1284
Assembly Bill No. 1287
Assembly Bill No. 1358
Assembly Bill No. 1359
Assembly Bill No. 1437
Assembly Bill No. 1482
Assembly Bill No. 1494
Assembly Bill No. 1538
Assembly Bill No. 1563
Assembly Bill No. 1578
Assembly Bill No. 1601
Assembly Bill No. 1605
Assembly Bill No. 1608
Assembly Bill No. 1621
Assembly Bill No. 1622
Assembly Bill No 1623
Assembly Bill No. 1624
Assembly Bill No. 1648
Assembly Bill No. 1652
Assembly Bill No. 1673
Assembly Bill No. 1683
Assembly Bill No. 1691
Assembly Bill No. 1706

Respectfully reports the same back without further action.

THURMAN, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Municipal and County Government, to which were referred:

Assembly Bill No. 39
Assembly Bill No. 52
Assembly Bill No. 61
Assembly Bill No. 234
Assembly Bill No. 242
Assembly Bill No. 262
Assembly Bill No. 312
Assembly Bill No. 316
Assembly Bill No. 413
Assembly Bill No 532
Assembly Bill No. 544
Assembly Bill No. 618
Assembly Bill No. 641
Assembly Bill No. 706
Assembly Bill No. 756
Assembly Bill No. 784
Assembly Bill No. 808
Assembly Bill No. 813
Assembly Bill No. 814
Assembly Bill No. 838
Assembly Bill No. 910
Assembly Bill No 923
Assembly Bill No. 936
Assembly Bill No. 953
Assembly Bill No. 987
Assembly Bill No. 991
Assembly Bill No. 1029
Assembly Bill No. 1031
Assembly Bill No. 1055
Assembly Bill No. 1090
Assembly Bill No 1151
Assembly Bill No. 1194
Assembly Bill No. 1195
Assembly Bill No. 1201

Respectfully reports the same back without further action.

THURMAN, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Municipal and County Government, to which were referred:

Senate Bill No. 403 Senate Bill No. 620

Respectfully reports the same back without further action.

THURMAN, Chairman

Above reported bills ordered transmitted to the Senate.

Committee on Revenue and Taxation

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Revenue and Taxation, to which were referred:

Assembly Bill No. 2280
Assembly Bill No. 2302
Assembly Bill No. 2411
Assembly Bill No. 2432
Assembly Bill No. 2484
Assembly Bill No. 2490
Assembly Bill No. 2507
Assembly Bill No. 2527
Assembly Bill No. 2539
Assembly Bill No. 2548
Assembly Bill No. 2560
Assembly Bill No. 2651
Assembly Bill No. 2657

Respectfully reports the same back without further action.

HOLLIBAUGH, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Revenue and Taxation, to which were referred:

Senate Bill No. 1357 Senate Bill No. 1536

Respectfully reports the same back without further action.

HOLLIBAUGH, Chairman

Above reported bills ordered transmitted to the Senate.

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Revenue and Taxation, to which were referred:

Assembly Bill No. 54
Assembly Bill No. 60
Assembly Bill No. 211
Assembly Bill No. 264
Assembly Bill No. 304
Assembly Bill No. 305
Assembly Bill No. 306
Assembly Bill No. 307
Assembly Bill No. 308
Assembly Bill No. 337
Assembly Bill No. 339
Assembly Bill No. 340
Assembly Bill No. 341
Assembly Bill No. 346
Assembly Bill No. 351
Assembly Bill No 352
Assembly Bill No. 429
Assembly Bill No. 430
Assembly Bill No. 487
Assembly Bill No. 494
Assembly Bill No. 540
Assembly Bill No. 556
Assembly Bill No. 565
Assembly Bill No. 600
Assembly Bill No. 643
Assembly Bill No. 647
Assembly Bill No. 681
Assembly Bill No. 807
Assembly Bill No. 857
Assembly Bill No. 921
Assembly Bill No. 946
Assembly Bill No. 947
Assembly Bill No. 1025
Assembly Bill No. 1026

Respectfully reports the same back without further action.

HOLLIBAUGH, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Revenue and Taxation, to which were referred:

Assembly Bill No. 1042
Assembly Bill No. 1110
Assembly Bill No. 1163
Assembly Bill No. 1166
Assembly Bill No. 1167
Assembly Bill No. 1168
Assembly Bill No. 1169
Assembly Bill No. 1238
Assembly Bill No. 1248
Assembly Bill No. 1251
Assembly Bill No. 1253
Assembly Bill No. 1264
Assembly Bill No. 1266
Assembly Bill No. 1314
Assembly Bill No. 1443
Assembly Bill No. 1640
Assembly Bill No. 1838
Assembly Bill No. 1944
Assembly Bill No. 1982
Assembly Bill No. 2073
Assembly Bill No. 2086
Assembly Bill No. 2102
Assembly Bill No. 2104
Assembly Bill No. 2106
Assembly Bill No. 2113
Assembly Bill No. 2114
Assembly Bill No. 2115
Assembly Bill No. 2183
Assembly Bill No. 2207
Assembly Bill No. 2208
Assembly Bill No. 2209
Assembly Bill No. 2212
Assembly Bill No. 2215
Assembly Bill No. 2233

Respectfully reports the same back without further action.

HOLLIBAUGH, Chairman

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Rules, to which were referred:

Assembly Concurrent Resolution No. 9
Assembly Concurrent Resolution No. 21
Assembly Concurrent Resolution No. 44
Assembly Concurrent Resolution No. 47
Assembly Concurrent Resolution No. 55
Assembly Concurrent Resolution No. 56
Assembly Concurrent Resolution No. 59
Assembly Concurrent Resolution No. 60
Assembly Concurrent Resolution No. 61
Assembly Concurrent Resolution No. 85
Assembly Concurrent Resolution No. 87
Assembly Joint Resolution No. 1
Assembly Joint Resolution No. 8
Assembly Joint Resolution No. 21
Assembly Joint Resolution No. 44

Respectfully reports the same back without further action.

DICKEY, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Rules, to which were referred:

Assembly Bill No. 2193
Assembly Bill No. 2308
Assembly Bill No. 2528
Assembly Concurrent Resolution No. 67
Assembly Concurrent Resolution No. 80
Assembly Joint Resolution No. 15
Assembly Joint Resolution No. 34
Assembly Joint Resolution No. 42
Assembly Joint Resolution No. 53

Respectfully reports the same back without further action.

DICKEY, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Rules, to which was referred:

Senate Concurrent Resolution No. 9

Respectfully reports the same back without further action.

DICKEY, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Rules, to which were referred:

House Resolution No. 25
House Resolution No. 28
House Resolution No. 88
House Resolution No. 101
House Resolution No. 61
House Resolution No. 67
House Resolution No. 102
House Resolution No. 103
House Resolution No. 127
House Resolution No. 129
House Resolution No. 130
House Resolution No. 136
House Resolution No. 139
House Resolution No. 140
House Resolution No. 143
House Resolution No 166
House Resolution No. 170
House Resolution No. 191
House Resolution No. 195
House Resolution No. 199

Respectfully reports the same back without further action.

DICKEY, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Rules, to which were referred:

House Resolution No. 206
House Resolution No. 209
House Resolution No. 211
House Resolution No. 215
House Resolution No. 220
House Resolution No. 222
House Resolution No. 223
House Resolution No. 227
House Resolution No 228
House Resolution No. 230
House Resolution No 231
House Resolution No. 232
House Resolution No. 233
House Resolution No. 237
House Resolution No. 243
House Resolution No. 256

Respectfully reports the same back without further action.

DICKEY, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Rules, to which were referred:

Senate Concurrent Resolution No. 23
Senate Concurrent Resolution No. 62
Senate Concurrent Resolution No. 66
Senate Concurrent Resolution No. 70

Respectfully reports the same back without further action.

DICKEY, Chairman

Above reported resolutions ordered transmitted to the Senate.

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Rules, to which were referred:

Assembly Concurrent Resolution No. 93
House Resolution No. 278
House Resolution No. 160
House Resolution No. 121

Respectfully reports the same back without further action.

DICKEY, Chairman

Committee on Public Health

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Public Health, to which were referred:

Assembly Bill No. 177
Assembly Bill No. 180
Assembly Bill No. 183
Assembly Bill No. 203
Assembly Bill No. 237
Assembly Bill No. 247
Assembly Bill No. 260
Assembly Bill No. 320
Assembly Bill No. 330
Assembly Bill No. 392
Assembly Bill No. 437
Assembly Bill No. 476
Assembly Bill No. 490
Assembly Bill No. 577
Assembly Bill No. 703
Assembly Bill No. 717
Assembly Bill No. 912
Assembly Bill No. 922
Assembly Bill No. 927
Assembly Bill No. 965
Assembly Bill No. 979
Assembly Bill No. 997
Assembly Bill No. 1034
Assembly Bill No. 1057
Assembly Bill No. 1058
Assembly Bill No. 1059
Assembly Bill No. 1077
Assembly Bill No. 1078
Assembly Bill No. 1079
Assembly Bill No 1105
Assembly Bill No. 1360
Assembly Bill No. 1368
Assembly Bill No. 1380
Assembly Bill No. 1562
Assembly Bill No. 1580
Assembly Bill No. 1581
Assembly Bill No. 1584
Assembly Bill No. 1664
Assembly Bill No. 1776
Assembly Bill No. 1786

Respectfully reports the same back without further action.

DEBS, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Public Health, to which were referred:

Assembly Bill No. 1808
Assembly Bill No. 1880
Assembly Bill No. 1914
Assembly Bill No. 1929
Assembly Bill No. 1940
Assembly Bill No. 2005
Assembly Bill No. 2061
Assembly Bill No. 2062
Assembly Bill No 2078
Assembly Bill No. 2138
Assembly Bill No. 2146
Assembly Bill No. 2198
Assembly Bill No. 2199
Assembly Bill No. 2218
Assembly Bill No. 2242
Assembly Bill No. 2243
Assembly Bill No 2306
Assembly Bill No 2307
Assembly Bill No. 2315
Assembly Bill No. 2354
Assembly Bill No. 2378
Assembly Bill No. 2384
Assembly Bill No. 2395
Assembly Bill No. 2396
Assembly Bill No. 2398
Assembly Bill No. 2399
Assembly Bill No. 2405
Assembly Bill No. 2412
Assembly Bill No. 2413
Assembly Bill No. 2414
Assembly Bill No. 2415
Assembly Bill No. 2434
Assembly Bill No. 2451
Assembly Bill No 2453
Assembly Bill No. 2455
Assembly Bill No. 2474
Assembly Bill No. 2486
Assembly Bill No. 2524
Assembly Bill No. 2681
Assembly Bill No 2701

Respectfully reports the same back without further action.

DEBS, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Public Health, to which were referred:

Senate Bill No. 1059
Senate Bill No. 1397 (To be referred to Interim Committee on Housing)

Respectfully reports the same back without further action.

DEBS, Chairman

Above reported bills ordered transmitted to the Senate.

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Public Health, to which were referred:

Assembly Bill No. 1332*
Assembly Bill No. 1500**

Respectfully reports the same back without further action.

DEBS, Chairman

* For study by Interim Committee should there be one.
** Subject for Interim Committee study, should there be one.

Committee on Social Welfare

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Social Welfare, to which were referred:

Assembly Bill No. 8
Assembly Bill No. 41
Assembly Bill No. 42
Assembly Bill No. 43
Assembly Bill No 269
Assembly Bill No. 270
Assembly Bill No. 272
Assembly Bill No. 453
Assembly Bill No. 454
Assembly Bill No. 478
Assembly Bill No. 757
Assembly Bill No 836
Assembly Bill No. 960
Assembly Bill No. 1047
Assembly Bill No. 1049
Assembly Bill No 1278
Assembly Bill No. 1426
Assembly Bill No. 1431
Assembly Bill No. 1666
Assembly Bill No. 2390
Assembly Bill No 2392
Assembly Bill No 2433

Respectfully reports the same back without further action.

NIEHOUSE, Chairman

Committee on Transportation and Commerce

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Transportation and Commerce, to which were referred:

Assembly Bill No. 765
Assembly Bill No 771
Assembly Bill No. 794
Assembly Bill No. 795
Assembly Bill No. 983
Assembly Bill No. 985
Assembly Bill No. 1060
Assembly Bill No 1089
Assembly Bill No. 1158
Assembly Bill No. 1159
Assembly Bill No. 1160
Assembly Bill No. 1179
Assembly Bill No. 1182
Assembly Bill No. 1258
Assembly Bill No. 1276
Assembly Bill No 1364
Assembly Bill No. 1501
Assembly Bill No. 1518
Assembly Bill No. 1536
Assembly Bill No. 1647
Assembly Bill No 1649
Assembly Bill No. 1713
Assembly Bill No 1753
Assembly Bill No. 1754
Assembly Bill No. 1755
Assembly Bill No 1756
Assembly Bill No. 1757
Assembly Bill No 1758
Assembly Bill No 1759
Assembly Bill No 1760
Assembly Bill No 1789
Assembly Bill No. 1891
Assembly Bill No. 1920
Assembly Bill No 1941

Respectfully reports the same back without further action.

BURNS, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Transportation and Commerce, to which were referred:

Assembly Bill No. 17
Assembly Bill No. 20
Assembly Bill No. 57
Assembly Bill No. 58
Assembly Bill No. 80
Assembly Bill No. 81
Assembly Bill No. 127
Assembly Bill No. 132
Assembly Bill No. 152
Assembly Bill No. 154
Assembly Bill No. 156
Assembly Bill No. 174
Assembly Bill No. 176
Assembly Bill No. 214
Assembly Bill No. 215
Assembly Bill No 216
Assembly Bill No. 217
Assembly Bill No. 332
Assembly Bill No 342
Assembly Bill No. 347
Assembly Bill No. 348
Assembly Bill No 349
Assembly Bill No. 353
Assembly Bill No. 354
Assembly Bill No. 355
Assembly Bill No. 356
Assembly Bill No. 379
Assembly Bill No 427
Assembly Bill No. 521
Assembly Bill No. 573
Assembly Bill No. 579
Assembly Bill No. 678
Assembly Bill No. 741
Assembly Bill No 764

Respectfully reports the same back without further action

BURNS, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Transportation and Commerce, to which were referred:

Assembly Bill No. 1943
Assembly Bill No. 1956
Assembly Bill No. 1986
Assembly Bill No. 1992
Assembly Bill No. 1995
Assembly Bill No. 2074
Assembly Bill No. 2105
Assembly Bill No. 2137
Assembly Bill No. 2229
Assembly Bill No 2272
Assembly Bill No. 2293
Assembly Bill No. 2430
Assembly Bill No. 2431
Assembly Bill No. 2459
Assembly Bill No. 2480
Assembly Bill No. 2485
Assembly Bill No 2641

Respectfully reports the same back without further action.

BURNS, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Transportation and Commerce, to which were referred:

Senate Bill No. 126
Senate Bill No. 1408

Respectfully reports the same back without further action.

BURNS, Chairman

Above reported bills ordered transmitted to the Senate.

Committee on Ways and Means

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Ways and Means, to which were referred:

Senate Bill No. 404
Senate Bill No. 417
Senate Bill No. 448
Senate Bill No. 1417
Senate Bill No. 1457

Respectfully reports the same back without further action.

WOLLENBERG, Chairman

Above reported bills ordered transmitted to the Senate.

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Ways and Means, to which were referred:

Assembly Bill No. 1514
Assembly Bill No. 1545
Assembly Bill No. 1595
Assembly Bill No. 1646
Assembly Bill No. 1696
Assembly Bill No. 1720
Assembly Bill No. 1831
Assembly Bill No. 1873
Assembly Bill No. 1887
Assembly Bill No. 1899
Assembly Bill No. 1913
Assembly Bill No. 1945
Assembly Bill No. 2064
Assembly Bill No. 2082
Assembly Bill No. 2112
Assembly Bill No. 2133
Assembly Bill No. 2217
Assembly Bill No. 2222
Assembly Bill No. 2245
Assembly Bill No. 2274
Assembly Bill No. 2424
Assembly Bill No. 2460
Assembly Bill No. 2676
Assembly Bill No. 2698
Assembly Bill No. 2710

Respectfully reports the same back without further action.

WOLLENBERG, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Ways and Means, to which were referred:

Assembly Bill No. 85
Assembly Bill No. 116
Assembly Bill No. 393
Assembly Bill No. 404
Assembly Bill No. 425
Assembly Bill No. 436
Assembly Bill No. 441
Assembly Bill No. 477
Assembly Bill No. 486
Assembly Bill No. 543
Assembly Bill No. 604
Assembly Bill No. 716
Assembly Bill No. 862
Assembly Bill No. 863
Assembly Bill No 875
Assembly Bill No. 909
Assembly Bill No. 911
Assembly Bill No. 969
Assembly Bill No. 970
Assembly Bill No. 971
Assembly Bill No. 1012
Assembly Bill No. 1143
Assembly Bill No. 1214
Assembly Bill No. 1225
Assembly Bill No. 1246
Assembly Bill No. 1250
Assembly Bill No. 1297
Assembly Bill No. 1301
Assembly Bill No. 1337
Assembly Bill No. 1339
Assembly Bill No. 1436
Assembly Bill No. 1448
Assembly Bill No. 1483

Respectfully reports the same back without further action.

WOLLENBERG, Chairman

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 32—An act to add Section 530 to the Streets and Highways Code, relating to state highway routes;

Assembly Bill No. 148—An act to amend Sections 379, 380, 382, 383, 383 1, 414, and 776 of the Vehicle Code, Section 7 of an act entitled "An act to regulate the caravaning of vehicles upon the public highways of this State, defining the term 'caravaning' and providing for the licensing of vehicles in caravan for the privilege of using the public highways and for the cost of regulating persons engaged in caravaning and providing such fees shall be a lien and for the enforcement of such liens and the collection and disposition of such fees and imposing penalties for violation thereof, and to repeal an act entitled 'An act to regulate the caravaning of motor vehicles upon the public highways of this State, defining the term "caravaning" and providing for the licensing of motor vehicles in caravan and imposing penalties for violation thereof,' approved July 6, 1935, declaring the urgency thereof, and providing that it shall take effect immediately," approved July 1, 1937, being Chapter 788 of the Statutes of 1937, and Section 10901 of the Revenue and Taxation Code, relating to fees collected by the Department of Motor Vehicles and refunds made thereby;

Assembly Bill No. 166—An act to amend Section 257 of the Vehicle Code, relating to drivers licenses of minors;

And reports that the same have been correctly enrolled, and presented to the Governor on the twentieth day of June, 1947, at 11 30 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 296—An act to amend Section 890 of the Military and Veterans Code, relating to veterans' dependents and declaring the urgency thereof, to take effect immediately;

Assembly Bill No. 323—An act to create in the State Treasury the United States Federal Flood Control Receipts Fund, and making an appropriation;

Assembly Bill No. 407—An act to amend Section 16091 of the Education Code, relating to assistance to blind and making an appropriation;

And reports that the same have been correctly enrolled, and presented to the Governor on the twentieth day of June, 1947, at 11.30 p m

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 431—An act making an appropriation in augmentation of the appropriation in Item 43 of the Budget Act of 1945, for additional support of the Poultry Improvement Commission, to take effect immediately;

Assembly Bill No. 434—An act to amend Section 12001 of the Government Code, relating to the Governor's office;

Assembly Bill No. 497—An act making an appropriation to the Bureau of Vocational Rehabilitation in the State Department of Education for the administration of Chapter 524 of the Statutes of 1945, providing for the installation of vending stands in public buildings and the operation thereof by licensed blind persons, to take effect immediately;

And reports that the same have been correctly enrolled, and presented to the Governor on the twentieth day of June, 1947, at 11:30 p m

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 699—An act to add Section 20974 to the Education Code, relating to the California School for the Blind;

Assembly Bill No. 746—An act to amend Section 5093 of the Business and Professions Code, relating to certified public accountants;

Assembly Bill No. 767—An act to amend Sections 4901, 4902, 4904, 4912, 4913, 4914, 4915, and 4953 of the Education Code, and to add Section 4912.1 to said code, all relating to the reorganization of school districts;

And reports that the same have been correctly enrolled, and presented to the Governor on the twentieth day of June, 1947, at 11:30 p m

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 980—An act to amend Section 7 of the Alcoholic Beverage Control Act, relating to transfer of license;

Assembly Bill No. 1233—An act making an appropriation in augmentation of the appropriation in Chapter 1197, Statutes of 1945, for support of the Department of Agriculture, to take effect immediately;

Assembly Bill No. 1373—An act to amend Section 4754 of, and to add Section 4755 to, the Labor Code, relating to subsequent injuries,

And reports that the same have been correctly enrolled, and presented to the Governor on the twentieth day of June, 1947, at 11:30 p m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1394—An act to amend Section 19390 of the Government Code, relating to the right of state employees entering the military service to be restored to their former position and civil service status upon termination of such military service;

Assembly Bill No. 1467—An act to amend Sections 5, 1 and 6 of an act entitled "An act authorizing the incurring of indebtedness by cities, towns, and municipal corporations, for municipal improvements, and regulating the acquisition, construction, or completion thereof," Statutes 1901, page 27, as amended, relating to the call and redemption prior to maturity of city bonds and providing for the payment thereof;

Assembly Bill No. 1555—An act to amend Section 57 of the Labor Code, relating to the Department of Industrial Relations;

And reports that the same have been correctly enrolled, and presented to the Governor on the twentieth day of June, 1947, at 11:30 p m

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1556—An act adding Section 145 to the Labor Code, fixing a minimum salary for the office of Chief of the Division of Industrial Safety;

Assembly Bill No. 1587—An act to amend Section 6512 of the Business and Professions Code, relating to the salary of the Board of Barber Examiners;

Assembly Bill No. 1589—An act to amend Section 20012 of the Government Code, relating to the retirement of employees and attaches of the superior court;

And reports that the same have been correctly enrolled, and presented to the Governor on the twentieth day of June, 1947, at 11:30 p m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1802—An act to add Sections 144.1 and 144.2 to the Education Code, relating to the Deputy Superintendent of Public Instruction and associate superintendents of public instruction appointed under Section 2.1 of Article IX of the State Constitution, declaring the urgency thereof, to take effect immediately;

Assembly Bill No. 1803—An act to amend Section 144 of the Education Code, relating to the salary of the Deputy Superintendent of Public Instruction appointed by the Superintendent of Public Instruction;

Assembly Bill No. 1912—An act to amend Sections 1676 and 1677.5 of the Insurance Code, relating to insurance;

And reports that the same have been correctly enrolled, and presented to the Governor on the twentieth day of June, 1947, at 11:30 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 2022—An act to amend Section 7011 of the Business and Professions Code, relating to contractors;

Assembly Bill No. 2132—An act to amend Section 625 of the Vehicle Code, relating to side clearance lamps on wide vehicles;

Assembly Bill No. 2228—An act making an appropriation for surveys, plans, estimates, preliminary engineering and other preliminary expenses for an additional toll bridge or other toll highway crossing across the Bay of San Francisco from the City and County of San Francisco to the County of Alameda;

And reports that the same have been correctly enrolled, and presented to the Governor on the twentieth day of June, 1947, at 11:30 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 2289—An act to add Section 4041.5a to the Political Code and Section 25561 to the Government Code, relating to the power of the board of supervisors to provide operas and other entertainment;

Assembly Bill No. 2600—An act to amend Section 2896 of the Education Code, relating to school districts;

Assembly Bill No. 2662—An act to amend Section 862.11 of an act entitled "An act to provide for the organization, incorporation and government of municipal corporations," approved March 13, 1883, relating to taxation by sixth class cities;

And reports that the same have been correctly enrolled, and presented to the Governor on the twentieth day of June, 1947, at 11:30 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 2664—An act to authorize the Department of Finance to acquire surplus housing facilities for resale to farmers, making an appropriation therefor and declaring the urgency thereof, to take effect immediately;

And reports that the same has been correctly enrolled, and presented to the Governor on the twentieth day of June, 1947, at 11:30 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Joint Resolution No. 35—Relative to commending Rear Admiral J. W. Reeves, Jr., of the United States Navy;

Assembly Joint Resolution No. 38—Relative to the perpetuation of the Thirteenth Armored Division in this State;

Assembly Joint Resolution No. 52—Relative to memorializing Congress to enact legislation for compulsory military training;

Assembly Concurrent Resolution No. 70—Relative to Reports of the 1947 Convention of the Military Order of the Purple Heart;

And reports that the same have been correctly enrolled, and presented to the Secretary of State on the twentieth day of June, 1947, at 11:30 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1352—An act to amend Section 19626 of the Business and Professions Code, relating to the Fair and Exposition Fund and providing for and regulating the appropriation and expenditure of the money in said fund;

Assembly Bill No. 2265—An act to amend Section 694 of the Vehicle Code, relating to width of vehicles;

Assembly Bill No. 2269—An act to add Section 952.5 to the Municipal Utility District Act, relating to municipal utility districts;

And reports that the same have been correctly enrolled, and presented to the Governor on the twentieth day of June, 1947, at 11:30 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 2518—An act to add Article 10, comprising Sections 8001 to 8021, inclusive, to Chapter 4 of Part 3 of Division 6 of the Public Resources Code, relating to surveys and maps, creating the office of State Supervisor of Maps and Surveys, and prescribing his powers and duties, making an appropriation therefor, and repealing "An act to provide for basic topographic mapping of the State of California and making an appropriation therefor," approved July 17, 1945;

Assembly Bill No. 2683—An act to amend Sections 1152, 1156, 1159, and 1167 of the Harbors and Navigation Code, relating to the Board of Pilot Commissioners for the Bays of San Francisco, San Pablo and Suisun, providing for the compensation of board members and employees, granting the board, with approval of the Director of Finance, the power to reduce the percentage of bar pilots' fees payable to the board for its support, and for the disposition of revenues in excess of expenditures;

And reports that the same have been correctly enrolled, and presented to the Governor on the twentieth day of June, 1947, at 11:30 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 5—An act to provide for leasing additional facilities and service for the extension, maintenance and operation of the teletypewriter system of communication by the State Department of Justice and to make an appropriation therefor;

Assembly Bill No. 76—An act to repeal Section 1083 of the Military and Veterans Code, and to add Sections 1083, 1086, and 1086.1 thereto, relating to the Woman's Relief Corps Home of California and the members thereof, providing for the cessation of new admissions thereto, providing for the hospitalization of physically ill members thereof in the county hospital of the county in which the home is located and for reimbursement of the cost thereof to said county, providing for proceedings for the commitment of mentally unsound members of the home to state institutions under the jurisdiction of the Department of Mental Hygiene, and making an appropriation;

Assembly Bill No. 114—An act to add Section 626.5 to the Vehicle Code, relating to equipment on vehicles;

And reports that the same have been correctly enrolled, and presented to the Governor on the twentieth day of June, 1947, at 11:30 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 84—An act to amend Section 18540 of the Government Code, relating to veterans' preference in state civil service;

Assembly Bill No. 89—An act to amend Section 985 of, and to add Section 988.4 to, the Military and Veterans Code, relating to farm and home purchases for veterans' widows, and making an appropriation therefor;

Assembly Bill No. 91—An act to amend Section 18057 of the Education Code, relating to alterations or additions to school buildings, and declaring the urgency thereof, to take effect immediately;

And reports that the same have been correctly enrolled, and presented to the Governor on the twentieth day of June, 1947, at 11:30 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 98—An act to add Chapter 1.5 to Division 3 of the Education Code, providing for school district public works and making an appropriation therefor, declaring the urgency thereof, to take effect immediately;

Assembly Bill No. 138—An act to amend Sections 2020, 2025, 2186, and 2187 of the Welfare and Institutions Code, to repeal Sections 2021, 2021.01, and 2187.01 thereof, and to amend and renumber Section 2021.001 thereof, relating to aid to the aged, increasing the amount thereof, and making an appropriation, and declaring the urgency thereof, to take effect immediately;

Assembly Bill No. 164—An act to amend Sections 298, 304, 307, 308, and 502 and to repeal Section 269.1 of the Vehicle Code, relating to the suspension and revocation of drivers' licenses;

And reports that the same have been correctly enrolled, and presented to the Governor on the twentieth day of June, 1947, at 11 30 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 181—An act making an appropriation for the establishment and support of an Agricultural Department at the Fresno State College;

Assembly Bill No. 292—An act to amend Sections 18020, 18021, 18022, 18023 and 18024 of the Government Code, relating to hours of work and overtime compensation for state employees;

Assembly Bill No. 300—An act to amend Sections 800 and 980 of the Military and Veterans Code, relating to veterans' aid and welfare;

And reports that the same have been correctly enrolled, and presented to the Governor on the twentieth day of June, 1947, at 11 30 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 273—An act to add Chapter 1 5 to Division 1 of the Welfare and Institutions Code, making an appropriation for public assistance comprising aid to the aged, aid to the needy blind, and aid to needy children, to be expended under the conditions and upon the terms specified therein, and declaring the urgency thereof, to take effect immediately;

Assembly Bill No. 538—An act to amend Section 817 of the Penal Code, relating to peace officers;

Assembly Bill No. 704—An act to amend the title and Sections 1, 2, 3, 5, and 6 of the Judges' Retirement Act, to amend and renumber Section 1.5 thereof to be Section 1 2, to add Sections 1 1, 1 3, 1.4, 1 5, and 1.6 thereto, and to repeal and add Section 4 thereof, and to amend Sections 2, 4, and 4.5 of the Judges' Retirement Fund Act and to add Section 4.7 thereto, relating to the State System for the Retirement of Judges and Justices, including judges and justices who served in the armed forces of the United States during war or national emergency, and providing for the inclusion of justices of justices' courts of Class A within that system;

And reports that the same have been correctly enrolled, and presented to the Governor on the twentieth day of June, 1947, at 11 30 p m

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 366—An act to amend Sections 111, 112, and 113 of the Labor Code, Section 21 of the Agricultural Code, and Section 13101 of the Health and Safety Code, relating to the Executive Branch of the State Government;

Assembly Bill No. 440—An act making an appropriation to pay the claim of the Secretary of the State Board of Control against the State of California, declaring the urgency thereof and providing that this act shall take effect immediately;

Assembly Bill No. 570—An act to amend Section 16073 of the Education Code, relating to smoking on junior college property;

And reports that the same have been correctly enrolled, and presented to the Governor on the twentieth day of June, 1947, at 11 30 p m

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 491—An act to amend Section 16486 of the Education Code, relating to average daily attendance;

Assembly Bill No. 701—An act to add Sections 12041 1 and 12401.1 to the Education Code, relating to the Public School System;

Assembly Bill No. 742—An act making an appropriation, relating to the salaries of Judges of the Superior Court of Alameda County;

And reports that the same have been correctly enrolled, and presented to the Governor on the twentieth day of June, 1947, at 11.30 p m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 526—An act to add Section 684 to the Vehicle Code, relating to motor vehicles carrying dangerous substances;

Assembly Bill No. 631—An act to amend Sections 2360, 2362, 2367, 2370, and 2372 of, to repeal Sections 2363 to 2366, inclusive, of, and to add Article 5a to Chapter 8 of Division 3 of, the Health and Safety Code, relating to consolidation of mosquito abatement districts and pest abatement districts;

Assembly Bill No. 848—An act to amend Section 80 of the Agricultural Code, relating to agricultural districts;

And reports that the same have been correctly enrolled, and presented to the Governor on the twentieth day of June, 1947, at 11:30 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 651—An act to amend Section 57.7 of the Unemployment Insurance Act, relating to the benefit rights of trainees, declaring the urgency thereof, to take effect immediately;

Assembly Bill No. 705—An act to amend Section 73b of the Code of Civil Procedure, and to add Section 24254.6 to the Government Code, relating to holding sessions of the superior court and the establishment of sheriffs' and clerks' offices in places other than the county seat;

Assembly Bill No. 745—An act to amend Sections 420 and 421 of the Fish and Game Code, relating to fishing, and the issuance of licenses therefor;

And reports that the same have been correctly enrolled, and presented to the Governor on the twentieth day of June, 1947, at 11:30 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 710—An act to amend Section 19143 of the Education Code, relating to the performance of library services by county superintendents of schools;

Assembly Bill No. 1559—An act to add Section 32051.5 to the Government Code, relating to retirement benefits;

Assembly Bill No. 1586—An act to amend Section 20060 of the Government Code, relating to the State Employees' Retirement System, authorizing the employment by contracting agencies of retired members to render consulting services;

And reports that the same have been correctly enrolled, and presented to the Governor on the twentieth day of June, 1947, at 11:30 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 753—An act to amend Sections 15294, 15295, 16100, the heading of Chapter 13, Part 1, Division 13, Sections 16400, 16401, 16402, 16403, 16404, 16409, 16410, 16411, 16412, 16413, 16416, 16420, 16501, 16502, 16503, 16522, 16523, 16524, 16526, 16527, 16602, 16679, 16720, 16800, 17283, 17284, 17303, 17304, 17321, 17324, 17482, 17551, 17704, and 17811 of the Health and Safety Code; to add Article 3 (comprising Section 16105), Chapter 11, Part 1, Division 13, Section 16266.5, Article heading 1, Chapter 13, Part 1, Division 13, Sections 16404.5, 16412.5, 16414.5, Article 2 (comprising Sections 16430 to 16443, inclusive), Chapter 13, Part 1, Division 13, Chapter 14.5 (comprising Sections 16710 to 16713.2), Part 1, Division 13, Section 16720.5, Chapter 15.5 (comprising Section 16730), Part 1, Division 13, Sections 16743.5, 16906, 17324.5, 17467, 17702.5, and 17830 thereto; and to repeal Sections 16525, 17253, and 16721 thereof, relating to the State Housing Act;

Assembly Bill No. 914—An act to amend Section 1161 of the Civil Code, Sections 27287 and 27289 of the Government Code, relating to prerequisites to recordation, and Section 2952 of the Civil Code, relating to mortgages of real property, and providing for the recording of fictitious mortgages and deeds of trust and the inclusion of the provisions thereof in other mortgages and deeds of trust by reference, and constructive notice of such mortgages and deeds of trust by the recording thereof;

Assembly Bill No. 1326—An act to repeal Sections 67 and 68 of, and add Sections 67 and 68 to, and amend Sections 66, 251 and 459 of the Unemployment Insurance Act, relating to unemployment insurance;

And reports that the same have been correctly enrolled, and presented to the Governor on the twentieth day of June, 1947, at 11:30 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined

Assembly Bill No. 823—An act making an appropriation to the Division of Beaches and Parks, Department of Natural Resources for the acquisition of land and the restoration of the Old Glass House located near the City of Watsonville in Monterey County;

Assembly Bill No. 850—An act to amend Sections 3025, 3084, 3087, and 3087.1 of the Welfare and Institutions Code, relating to aid to the needy blind, increasing the amount thereof, and making an appropriation;

Assembly Bill No. 851—An act to amend Sections 3420, 3472 and 3480 of the Welfare and Institutions Code, relating to aid to partially self-supporting blind;

And reports that the same have been correctly enrolled, and presented to the Governor on the twentieth day of June, 1947, at 11 30 p m

WEBER, Chairman

ASSEMBLY CHAMBER SACRAMENTO, June 20, 1947

MR SPEAKER Your Committee on Legislative Procedure has examined:

Assembly Bill No. 865—An act to amend Section 20009 1 of and to add Chapter 4 5 to Part 3 of Division 5 of Title 2 of the Government Code, relating to the State Employees' Retirement System, and providing for the inclusion therein of certain employees of the Public School System,

Assembly Bill No. 883—An act to add Sections 9290 1, 9290 2, 9306 to 9309, inclusive, to the Public Resources Code, relating to soil conservation districts;

Assembly Bill No. 935—An act to add Section 252 to the Streets and Highway Code, relating to primary state highways;

And reports that the same have been correctly enrolled, and presented to the Governor on the twentieth day of June, 1947 at 11 30 p m

WEBER, Chairman

ASSEMBLY CHAMBER SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 926—An act to repeal Section 73 5 of the Agricultural Code, relating to junior agricultural fairs, and providing for the use of funds heretofore appropriated for such fairs;

Assembly Bill No. 1215—An act to amend Sections 20013, 20014, 20600, 20604, 20950, 20980, 21020.5 21208, 21257, 21292, 21295, and 21363 of, and to add Sections 20017.7, 20602.9, 20602 95, 20603.3, 20750 5, 20803.7, 21252 4, and 21256 3 to, the Government Code, relating to the State Employees' Retirement System in respect to the law enforcement personnel of the Division of Narcotic Enforcement, Department of Justice;

Assembly Bill No. 1395—An act to add Section 20363 to the Government Code, relating to the retirement of member help of the Veterans' Home of California;

And reports that the same have been correctly enrolled, and presented to the Governor on the twentieth day of June, 1947, at 11 30 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 941—An act making an appropriation for the payment of salaries and wages and other expenditures made necessary by reduction in hours of state employees now working more than 40 hours per week;

Assembly Bill No. 984—An act making an appropriation for the support of the California Aeronautics Commission or the California State Aeronautics Board;

Assembly Bill No. 989—An act to provide for the control of brucellosis in dairy cattle and making appropriation therefor;

And reports that the same have been correctly enrolled, and presented to the Governor on the twentieth day of June, 1947, at 11 30 p m

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR SPEAKER: Your Committee on Legislative Procedure has examined.

Assembly Bill No. 1317—An act to amend Sections 14522, 14606, and 14632, and to repeal Section 14633 of, the Education Code, relating to retirement;

Assembly Bill No. 1516—An act to amend Sections 5260, 6650, and 7009 of the Welfare and Institutions Code, relating to mentally deficient persons;

Assembly Bill No. 1632—An act to amend Section 27185 of the Streets and Highways Code, relating to bridge and highway districts;

And reports that the same have been correctly enrolled, and presented to the Governor on the twentieth day of June, 1947, at 11 30 p m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1333—An act to amend Sections 13502 and 14135 1 of, and to add Sections 14728.1, 14728.3, 14728.4, 14728 5, and 14728.6 to, the Education Code, relating to district retirement systems, declaring the urgency thereof, to take effect immediately;

Assembly Bill No. 1361—An act to provide adequate law school facility for the University of California, and to make an appropriation therefor;

Assembly Bill No. 1434—An act making an appropriation to be expended pursuant to the Property Acquisition Act for the acquisition of additional real property in furtherance of the postwar building program;

And reports that the same have been correctly enrolled, and presented to the Governor on the twentieth day of June, 1947, at 11.30 p m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1464—An act to amend Section 19433 of the Business and Professions Code, relating to the salary of the Secretary of the California Horse Racing Board, and making an appropriation;

Assembly Bill No. 1529—An act to add Chapter 3, comprising Sections 1500 to 1517, inclusive, to Division 2 of the Health and Safety Code, relating to establishments rendering services to handicapped persons, providing for the licensing, inspection, and regulation of such establishments by the State Department of Public Health;

Assembly Bill No. 1597—An act to amend Sections 375 and 383 of the Vehicle Code, relating to the registration of vehicles and the issuance of license plates;

And reports that the same have been correctly enrolled, and presented to the Governor on the twentieth day of June, 1947, at 11 30 p m

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1574—An act to add Section 28004 to the Health and Safety Code, relating to horse meat;

Assembly Bill No. 1633—An act to amend the title of, and to add Sections 1.5 and 3.5 to, an act entitled "An act to provide for the construction of a road in Marin County, and including its incorporation into the State Highway System, and making an appropriation," approved July 18, 1945, relating to the purposes of expenditure of said appropriation, and making an appropriation;

Assembly Bill No. 1678—An act to amend Section 19421 of the Business and Professions Code, relating to the California Horse Racing Board;

And reports that the same have been correctly enrolled, and presented to the Governor on the twentieth day of June, 1947, at 11 30 p m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1687—An act to foster and develop domestic and international trade for the benefit of the entire State; and for that purpose creating the World Trade Center Authorities and prescribing the powers and duties thereof; authorizing the authorities to purchase or otherwise obtain land, buildings, works and property for the establishment of domestic and international trade centers, to be known as the World Trade Centers and authorizing offices thereof within and without the State and authorizing the authorities to construct and complete the World Trade Centers directly or by contract; further authorizing the authorities to operate and maintain (or either of them) World Trade Centers, directly or by contract or lease with a nonprofit corporation or association; providing for the issuance and sale of revenue bonds and providing for the use of the proceeds thereof for the purposes of this act; and providing for the expenditure of such proceeds and all revenues received from the operation of the projects to the uses and purposes set forth herein;

Assembly Bill No. 1930—An act to amend Sections 6710, 6711, 6712, 6715, 6754, 6775, 6779 and 6799 of the Business and Professions Code, and to add to Chapter 7 of Division 3 of the Business and Professions Code a new article to be numbered

Article 8, comprising Sections 6800 to 6814, inclusive, all relating to the State Board of Registration for Civil and Professional Engineers, its organization, government, membership and powers to regulate the practice of professional engineering, and providing penalties for violations of the provisions of this act;

Assembly Bill No. 2152—*An act providing that the State of California enter into* a compact with the States of Oregon and Washington, one or both, to promote the better utilization of the fisheries, marine, shell, and anadromous of the Pacific Seaboard, and to create the Pacific Marine Fisheries Commission; providing for the members of such commission from the State of California; providing for the administration of the provisions of said compact; and making an appropriation;

And reports that the same have been correctly enrolled, and presented to the Governor on the twentieth day of June, 1947, at 11.30 p m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1694—An act to amend Section 12152 of the Government Code, relating to the Secretary of State;

Assembly Bill No. 1763—An act to amend Sections 311, 352, 368, 369, 465, 472, and 496 of, and to add Section 615 to, the Streets and Highways Code, relating to state highway routes;

Assembly Bill No. 2287—An act to amend Section 20452 of the Education Code, relating to teacher-training courses and the granting of degrees;

And reports that the same have been correctly enrolled, and presented to the Governor on the twentieth day of June, 1947, at 11 30 p m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER. Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1788—An act to amend Sections 14108, 14112, 14122, 14122.5, and 14128 of the Education Code, and to add new Section 14120.1 thereto, relating to merit systems for school district employees;

Assembly Bill No. 1869—An act making an appropriation to the Regents of the University of California for research on conservation of marine life;

Assembly Bill No. 2282—*An act to amend Section 3494 of the Revenue and Taxa*tion Code, relating to disposition of tax delinquent property;

And reports that the same have been correctly enrolled, and presented to the Governor on the twentieth day of June, 1947, at 11 30 p m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined.

Assembly Bill No. 1824—An act to amend Section 10202.7 of the Insurance Code, relating to group insurance;

Assembly Bill No. 1833—An act to amend Section 3209 3 of and to add Section 3209.4 to, the Labor Code, relating to workmen's compensation and insurance;

Assembly Bill No. 1946—An act making an appropriation to the Retirement Annuity Fund of the State Teachers' Retirement System;

And reports that the same have been correctly enrolled, and presented to the Governor on the twentieth day of June, 1947, at 11 30 p m

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 2223—An act to add Chapter 8 to Part 2, Division 1, of the *Health and Safety Code, relating to local administration of public health, providing* for financial assistance to local health departments by the State Department of Public Health; providing for the establishment of minimum standards of personnel, organization and administration of local health departments, and providing for the establishment of multi-county local health districts; and making an appropriation;

Assembly Bill No. 2386—An act to establish and clarify the policy of the State of California regarding combinations in restraint of trade, to define and punish an unlawful trust, to promote and encourage free and fair competition, commerce and all classes of business in this State and to provide for criminal penalties and civil damages for deliberate violations hereof and for that purpose to repeal Chapter 2 of Part 2 of Division 7 of the Business and Professions Code, Chapter 530 of the Statutes of 1907, and Chapter 362 of the Statutes of 1909 and to add Chapter 2 to Part 2 of Division 7 of the Business and Professions Code, relating to combinations in restraint of trade;

Assembly Bill No. 2452—An act to amend Sections 7301, 7302, 7303, 7320, 7329, 7372, 7380, 7396, and 7420 of the Business and Professions Code, relating to cosmetology;

And reports that the same have been correctly enrolled, and presented to the Governor on the twentieth day of June 1947, at 11 30 p m

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR SPEAKER Your Committee on Legislative Procedure has examined:

Assembly Bill No. 2291—An act to amend Section 1620 of the Welfare and Institutions Code, relating to the inspection and licensing of boarding homes, day nurseries and schools;

Assembly Bill No. 2500—An act to amend Section 4250; to repeal Section 4254 and to add a new Section 4254 to the Labor Code, relating to rejecting the provisions of the Workmen's Compensation Law;

Assembly Bill No. 2519—An act making an appropriation for a state office building in the City of Stockton;

And reports that the same have been correctly enrolled, and presented to the Governor on the twentieth day of June, 1947, at 11 30 p m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 2514—An act relating to the use and occupation of real property lying within the lines of public improvements adopted as precised plans under the Planning Act or the Conservation and Planning Act, restricting the use of property within such lines, and prescribing the powers and duties of certain public officers in connection therewith;

Assembly Bill No. 2515—An act to add Article 4 to Chapter 3 of Division 1 of the Streets and Highways Code, relating to the use and occupation of real property lying within the lines of mapped state highways, restricting the use of property within such lines by the persons owning or possessing the same in the interest of such persons and the public, and prescribing the powers and duties of certain state and local officers in connection with the carrying out of the provisions of said article;

Assembly Bill No. 2652—An act providing for the relocation of the Fresno State College and making an appropriation;

And reports that the same have been correctly enrolled, and presented to the Governor on the twentieth day of June, 1947, at 11 30 p m

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 2684—An act relating to aeronautics; providing for the development and regulation thereof within this State; creating a State Aeronautics Commission and the Office of Director of Aeronautics; prescribing the powers and duties of such commission and director; prescribing penalties; and to make uniform the law with reference to state development and regulation of aeronautics, and repealing acts inconsistent herewith;

Assembly Bill No. 2715—An act to amend Section 20 of, and to add Sections 80 5 and 92.9 to, the Agricultural Code, relating to agricultural districts, creating new agricultural districts and regulating the conduct of agricultural fairs therein;

And reports that the same have been correctly enrolled, and presented to the Governor on the twentieth day of June, 1947, at 11 30 p m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 2682—An act making an additional appropriation for support of the Division of Forestry, for expenditure in cooperation with the Federal Government for studies at the San Dimas Experimental Forest;

And reports that the same has been correctly enrolled, and presented to the Secretary of State on the twentieth day of June, 1947, at 11.30 p.m

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Joint Resolution No. 54—Relative to memorializing and petitioning the Congress to enact appropriate legislation to enable the several states and territories to finance the administration of their unemployment insurance systems;

Assembly Concurrent Resolution No. 86—Relative to amending Rule No. 36 of the Joint Rules of the Legislature, relating to committees;

Assembly Concurrent Resolution No. 88—Relative to amending Joint Rule No 37 and repealing Joint Rule No 37 5, relative to the Legislative Budget Committee,

Assembly Concurrent Resolution No. 92—Relative to Assembly Bill No. 1718 of the 1947 Regular Session;

And reports that the same have been correctly enrolled, and presented to the Secretary of State on the twentieth day of June, 1947, at 11.30 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Joint Resolution No. 55—Relative to the tidelands and submerged lands adjacent to the coast of California;

And reports that the same has been correctly enrolled, and presented to the Secretary of State on the twentieth day of June, 1947, at 11 30 p m

WEBER, Chairman

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, May 15, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day tabled:

Assembly Bill No. 155

J. A BEEK, Secretary of the Senate
By C V. TAYLOR, Assistant Secretary

SENATE CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: I am directed to inform your honorable body that the following bills remained on Senate file without further action:

Assembly Bill No. 12
Assembly Bill No. 302
Assembly Bill No. 391
Assembly Bill No. 792
Assembly Bill No. 832
Assembly Bill No. 1419
Assembly Bill No. 1420
Assembly Bill No 1421
Assembly Bill No. 1453
Assembly Bill No. 1522
Assembly Bill No 2175
Assembly Bill No. 2191

J. A BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

SENATE CHAMBER, SACRAMENTO, June 14, 1947

MR. SPEAKER: I am directed to inform your honorable body that the following bill was, on this day, striken from the Senate file:

Assembly Bill No. 259

J. A BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

SENATE CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: I am directed to inform your honorable body that the following bills were, on this day, stricken from the Senate file:

Assembly Bill No. 73
Assembly Bill No 608
Asembly Bill No. 1487
Assembly Bill No. 1935
Assembly Bill No 2450

J. A BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

SENATE CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day returns without further action:

Assembly Constitutional Amendment No. 9
Assembly Constitutional Amendment No. 12
Assembly Constitutional Amendment No. 15
Assembly Constitutional Amendment No 23
Assembly Concurrent Resolution No. 50
Assembly Concurrent Resolution No. 68
Assembly Concurrent Resolution No. 79
Assembly Concurrent Resolution No. 82
Assembly Concurrent Resolution No. 84
Assembly Concurrent Resolution No. 90
Assembly Joint Resolution No. 5
Assembly Joint Resolution No. 10
Assembly Joint Resolution No. 24
Assembly Joint Resolution No 51

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

SENATE CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day returns without further action:

Assembly Bill No. 11
Assembly Bill No. 33
Assembly Bill No. 36
Assembly Bill No. 46
Assembly Bill No. 68
Assembly Bill No. 69
Assembly Bill No. 77
Assembly Bill No. 95
Assembly Bill No 118
Assembly Bill No. 123
Assembly Bill No. 124
Assembly Bill No. 128
Assembly Bill No. 159
Assembly Bill No 160
Assembly Bill No. 178
Assembly Bill No. 182
Assembly Bill No. 188
Assembly Bill No. 209
Assembly Bill No. 226
Assembly Bill No. 238
Assembly Bill No. 275
Assembly Bill No. 279
Assembly Bill No. 315
Assembly Bill No. 363
Assembly Bill No. 412
Assembly Bill No. 416
Assembly Bill No. 426
Assembly Bill No. 457
Assembly Bill No. 466
Assembly Bill No. 479
Assembly Bill No. 483
Assembly Bill No. 496
Assembly Bill No. 516
Assembly Bill No. 522

J A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

SENATE CHAMBER, SACRAMENTO, June 20, 1947

MR SPEAKER: I am directed to inform your honorable body that the Senate on this day returns without further action:

Assembly Bill No. 533
Assembly Bill No. 559
Assembly Bill No. 572
Assembly Bill No 576
Assembly Bill No. 601
Assembly Bill No. 603
Assembly Bill No. 606
Assembly Bill No. 619
Assembly Bill No. 623
Assembly Bill No. 625
Assembly Bill No. 663
Assembly Bill No. 715
Assembly Bill No. 731
Assembly Bill No. 739
Assembly Bill No. 751
Assembly Bill No. 766
Assembly Bill No. 773
Assembly Bill No. 782
Assembly Bill No. 793
Assembly Bill No. 810
Assembly Bill No. 818
Assembly Bill No. 821
Assembly Bill No. 834
Assembly Bill No. 880
Assembly Bill No. 887
Assembly Bill No. 895
Assembly Bill No 896
Assembly Bill No. 897
Assembly Bill No. 898
Assembly Bill No. 900
Assembly Bill No. 924
Assembly Bill No. 950
Assembly Bill No. 951
Assembly Bill No. 972
Assembly Bill No. 978
Assembly Bill No. 996
Assembly Bill No. 1020

J A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

SENATE CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day returns without further action:

Assembly Bill No. 1030
Assembly Bill No. 1037
Assembly Bill No. 1044
Assembly Bill No. 1076
Assembly Bill No. 1092
Assembly Bill No. 1113
Assembly Bill No. 1147
Assembly Bill No. 1156
Assembly Bill No. 1193
Assembly Bill No. 1198
Assembly Bill No. 1199
Assembly Bill No. 1200
Assembly Bill No. 1221
Assembly Bill No. 1223
Assembly Bill No. 1224
Assembly Bill No. 1237
Assembly Bill No. 1259
Assembly Bill No. 1281
Assembly Bill No. 1288
Assembly Bill No. 1292
Assembly Bill No. 1298
Assembly Bill No. 1302
Assembly Bill No. 1303
Assembly Bill No. 1318
Assembly Bill No. 1330
Assembly Bill No. 1341
Assembly Bill No. 1369
Assembly Bill No. 1396
Assembly Bill No. 1403
Assembly Bill No. 1408
Assembly Bill No. 1414
Assembly Bill No. 1423
Assembly Bill No. 1432
Assembly Bill No 1442
Assembly Bill No. 1492

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

SENATE CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day returns without further action.

Assembly Bill No. 1520
Assembly Bill No. 1535
Assembly Bill No. 1543
Assembly Bill No. 1575
Assembly Bill No. 1576
Assembly Bill No. 1582
Assembly Bill No. 1628
Assembly Bill No. 1634
Assembly Bill No. 1651
Assembly Bill No. 1654
Assembly Bill No. 1677
Assembly Bill No. 1680
Assembly Bill No. 1689
Assembly Bill No. 1695
Assembly Bill No. 1697
Assembly Bill No. 1717
Assembly Bill No. 1719
Assembly Bill No. 1764
Assembly Bill No 1766
Assembly Bill No. 1773
Assembly Bill No. 1798
Assembly Bill No. 1801
Assembly Bill No. 1822
Assembly Bill No. 1888
Assembly Bill No. 1926
Assembly Bill No. 1939
Assembly Bill No. 1964
Assembly Bill No. 2035
Assembly Bill No. 2066
Assembly Bill No. 2083
Assembly Bill No 2108
Assembly Bill No. 2116
Assembly Bill No. 2117
Assembly Bill No. 2129
Assembly Bill No. 2154
Assembly Bill No. 2185

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

SENATE CHAMBER, SACRAMENTO, June 20, 1947

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day returns without further action:

Assembly Bill No. 2221
Assembly Bill No. 2238
Assembly Bill No. 2252
Assembly Bill No. 2268
Assembly Bill No. 2297
Assembly Bill No. 2311
Assembly Bill No. 2324
Assembly Bill No. 2325
Assembly Bill No. 2342
Assembly Bill No. 2369
Assembly Bill No. 2393
Assembly Bill No. 2422
Assembly Bill No. 2429
Assembly Bill No. 2446
Assembly Bill No. 2516
Assembly Bill No. 2540
Assembly Bill No. 2545
Assembly Bill No. 2564
Assembly Bill No. 2672
Assembly Bill No. 2675
Assembly Bill No. 2686
Assembly Bill No. 2687
Assembly Bill No 2692
Assembly Bill No 2703
Assembly Bill No 2704
Assembly Bill No 2707
Assembly Bill No 2708
Assembly Bill No 2711
Assembly Bill No. 2725

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

APPOINTMENT OF ASSEMBLY INTERIM COMMITTEES

Pursuant to the provisions of the House resolutions creating them, the Speaker announced the appointment of the following Assembly interim committees:

Aviation (House Resloution No. 247): Messrs. McMillan (Chairman), Fletcher, Grant, Mrs. Niehouse, and Mr. Waters.

Detention Homes and County and City Jails (House Resolution No. 164): Messrs. Kilpatrick (Chairman), Bennett, Burke, Hahn, and Carey.

Fairs and Expositions (House Resolution No 225): Messrs. Stephenson (Chairman), Lester T. Davis, Geddes, Thorp, and Evans.

Fire Hazards and Prevention (House Resolution No. 260): Messrs. Rosenthal (Chairman), Price, and Loomis.

Fish and Game (House Resolution No. 204): Messrs Erwin (Chairman), Butters, Carey, Lester T. Davis, and Thomas.

Governmental Efficiency and Economy (House Resolution No. 216): Messrs. Stewart (Chairman), McMillan, Maloney, Evans, Huyck, Sheridan, Silliman, Waters, Brown, Field, and Hawkins

Highways, Streets, and Bridges (House Resolution No. 221) Geddes, Weber, Stanley, Dunn, and O'Day.

Industrial Safety (House Resolution No. 239): Messrs. Gaffney (Chairman), Conrad, and Burke.

Judicial System and Judicial Process (House Resolution No. 226): Messrs. Brown (Chairman), Beck, Rosenthal, Caldecott, Sheridan, George D. Collins, and James.

Military and Veterans Affairs (House Resolution No 205). Messrs. McCollister, Dolwig, Stanley, Price, and Clayton A. Dills.

Petroleum Oil and Its Products, State-Federal Cooperation in the Discovery, Production, Transportation, Refining, and Use of (House Resolution No. 219): Messrs. Ralph C. Dills (Chairman), Dunn, Fletcher, Crichton, Hollibaugh, and Lyons. (This resolution also provides that the Speaker shall be a member of the committee.)

Public Education (House Resolution No. 236): Messrs. Dunn (Chairman), Blosser, Ralph C. Dills, Geddes, Huyck, Kirkwood, and Mrs. Niehouse.

Public Morals (House Resolution No 213): Messrs Thompson (Chairman), Crichton, Fletcher, McMillan, Dickey, Thorp, and Maloney.

Soil Conservation (House Resolution No. 224): Messrs Cramer (Chairman), Loomis, and Thompson.

State and Local Taxation (House Resolution No 37): Messrs. Hollibaugh (Chairman), Blosser, Anderson, Geddes, Lyons, Clayton A. Dills, and Johnson.

State Civil Service (House Resolution No. 218): Messrs. Cooke (Chairman), Brady, and Dickey.

Tide and Submerged Lands (House Resolution No. 287): Mr. Brady (Chairman), Mrs. Niehouse, and Mr. Crowley.

Transportation and Commerce (House Resolution No. 252): Messrs. Burns (Chairman), Berry, Hahn, Kilpatrick, and Thomas.

Water Pollution (House Resolution No. 27): Messrs. Dickey (Chairman), Crowley, Crichton, Doyle, Anderson, Hinton, McCollister, Silliman, and Hollibaugh.

Youth of the State, Promotion of Welfare of (House Resolution No. 234): Messrs. Dolwig (Chairman), Cooke, and Elliott.

CHANGE IN MEMBERSHIP OF INTERIM COMMITTEE ON WAYS AND MEANS

The Speaker announced the appointment of Mr. Stewart as a member of the Interim Committee on Ways and Means, vice Mr. Allen, resigned.

APPOINTMENT OF ASSEMBLY MEMBERS TO JOINT INTERIM COMMITTEES

Pursuant to the provisions of the concurrent resolutions creating them, the Speaker announced the appointment of Assembly members to joint legislative interim committees as follows:

Agriculture and Livestock Problems (Senate Concurrent Resolution No. 54, Resolution Chapter 181): Messrs. Clarke, Erwin, Heisinger, Johnson, Knight, and Lowrey.

Insurance (Created by Senate Concurrent Resolution No. 58, Resolution Chapter 183): Messrs. Brady, Grunsky, and Maloney.

Legislative Centennial Committee (Senate Concurrent Resolution No. 63, Resolution Chapter 195): Messrs. Thompson, Maloney, Grant, Robertson, and Doyle.

Legislative Constitutional Revision Committee (Assembly Concurrent Resolution No. 89, Resolution Chapter 179): Messrs. Robertson, Crowley, Caldecott, Ralph C. Dills, Dolwig, James, Sherwin, Waters, Brown, and Stewart.

Legislative Procedure (Senate Concurrent Resolution No. 65, Resolution Chapter 186): Messrs. Dickey and Weber. (This resolution provides that the Speaker shall be a member of the committee.)

Remodeling the Capitol (Senate Concurrent Resolution No. 30, Resolution Chapter 152): Messrs. Dickey and Cooke. (This resolution provides that the Speaker shall be a member of the committee.)

Tidelands (Senate Concurrent Resolution No. 72, Resolution Chapter 198): Messrs. Evans, McCollister, Field, Brady, and Cramer.

Water Problems (Senate Concurrent Resolution No. 60, Resolution Chapter 194): Messrs. Butters, Weber, Lowrey, Hinckley, and Stanley.

APPOINTMENT OF MEMBERS OF THE ASSEMBLY TO LEGISLATIVE INTERIM COMMITTEES TO MEET WITH BOARDS, COMMISSIONS, ETC.

Pursuant to the provisions of the bills creating them, the Speaker announced the appointment of Assembly members to legislative interim committees which are to meet with and participate in the work of certain state agencies as follows:

Agricultural Research Study Committee (Created by Senate Bill No. 298, Chapter 118): Messrs. Clarke and Beck.

California Centennials Commission (Created by Senate Bill No. 610, Chapter 456): Mr. Doyle.

CHANGE IN MEMBERSHIP

The Speaker announced the appointment of Mr. Ralph C. Dills, vice Mr. Debs, resigned, as a member of the legislative interim committee to meet and advise in the Survey of Organization of Publicly Supported Higher Education in the State by the State Department of Education and the Regents of the University of California pursuant to the provisions of Assembly Bill No. 2273, Chapter 57.

APPOINTMENT OF MEMBERS TO WRITE ARGUMENTS FOR AND AGAINST ASSEMBLY CONSTITUTIONAL AMENDMENTS

Pursuant to the provisions of Article IV, Section 1 of the California Constitution and Sections 1500 and 1501 of the Elections Code, the Speaker announced the appointment of Members of the Assembly to write arguments for and against Assembly constitutional amendments as follows:

Assembly Constitutional Amendment No. 7—Affirmative: Messrs. McMillan and Debs.

Assembly Constitutional Amendment No. 14—Affirmative: Mr. Rosenthal and Senator Hatfield; negative: Mr. Brown.

Assembly Constitutional Amendment No. 18—Affirmative: Messrs. Maloney and Waters.

Assembly Constitutional Amendment No. 27—Affirmative: Messrs. Grant and Erwin.

Assembly Constitutional Amendment No. 32—Affirmative: Messrs. Sherwin and Robertson; negative: Cooke.

Assembly Constitutional Amendment No. 37—Affirmative: Messrs. McCollister and Dolwig.

GUESTS EXTENDED PRIVILEGE OF ASSEMBLY FLOOR

On request of Speaker Collins, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mr. and Mrs. Vernon Hatch of Fullerton.

On request of Mr. Hahn, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Councilman Kenneth F. Hahn, William Stivers, Ramona Fox, Frances Novak, of Los Angeles; and La Vera Novak of Wichita, Kansas.

On request of Speaker Collins, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mr. Lloyd Francis Bulger of Twin Falls, Idaho.

On request of Speaker Collins, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Sidi Mohamed Ali Barada of San Francisco.

On request of Mr. Gannon, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. Rider and Mrs. Kuhlman, leaders of Girl Scout Troop 22, Sacred Heart School of Sacramento, and the following Girl Scouts: Eileen Colbert, Joan Cook, Nancy Harding, Jeanette Klein, Alice Kuhlman, Aphra Poelman, Mary Louise Reckers, Catherine Schuler, Diana Schuler, Louise Rider and Benita Wright.

On request of Speaker Collins and Mr. Field, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. James S. Jennings and James S. Jennings of Glendale, and Mrs. Charlotte S. Young of Laguna Beach.

On request of Mr Brady and the San Francisco delegation, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mr. and Mrs. Albert S. Samuels of San Francisco.

On request of Mr. Hinton, the privilege of the floor of the Assembly Chamber for this day was unanimously extended Mrs. Anna Wallace, and Mrs. Alice Cook of Indianapolis, Indiana.

On request of Mr. Thomas, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. Tom Nizetech and Miss Betty Lee Clingan of San Pedro.

On request of Mr. Waters, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Miss Marilyn Mydland of Los Angeles.

On request of Mr. Blosser, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mr. and Mrs. Lloyd E. Wilson and Helen Janet Wilson of San Francisco.

On request of Mr. Dunn, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Miss Diana Crossman of Niles.

On request of Mr. Thomas, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Miss Gwen Clemensen of San Pedro.

On request of Messrs. Huyck and Thomas, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Phylis Plummer of Lomita Park.

On request of Mr. Beck, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Sylvia Colburn of San Fernando; Jeanne Hutchinson of Culver City; Marion Cross of

Santa Monica; Marilyn Bauer of Oxnard; Virginia Toney of Los Angeles; and Lillian English of Needles.

On request of Mr. Price, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Miss Rosemary Carmistra of Bloomington.

On request of Mr. Burns, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Donna Guthrie of Eureka, Joan Berry of Ferndale, Carol Beck of Fortuna, Millicent McVay, Crescent City, and Miss Holmes of Fort Bragg.

On request of Mr. Ralph C. Dills, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Carlene Hinrichs of Norwalk and Barbara Lochnert of Bellflower.

On request of the Assembly, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to members of the Girls' State. Elsa Alden, Elsina Baker, Opal Bandy, Betty Anne Barrett, June Belford, Mary Blaisdell, Rosemary Cannistra, Kathleen Chambers, Edith Elizabeth Cory, Margaret Drinkward, Lois Duerksen, Veldene Herbst, Harriet Huguenin, Jeanne Hutchinson, Dorothy E. Keyser, Frances J. Kitchen, Ruth McMillan, Ruth Meyer, Helen Peirsol, Gloria Beth Pricer, June Heuter, Le Royce Riley, Phyllis Ross, Dorothy Shaw, Joy Darlene Sikking, Patsy Banks, Anita Berg, Sylvia Bond, Janet Bright, Elizabeth Brown, Janis Dawes, Normita Ellis, Barbara Flaherty, Lilly Germano, Donna Guthrie, Norma Hoff, Francis Kraemer, Ila May Landsaw, Lyn MacDonald, Annie Martinez, Jean Minick, Nancy Montgomery, Katheryn Mundell, Alice Page, JoAnn Poff, Louise Presotto, Diane Schroeder, Diane Streiff, Suzanne Strueben, and Carol Wilson.

Marilyn Bauer, Beth Breuner, Patricia Burke, Lilace Child, Christine Christensen, Sylvia Colburn, Marion Cross, Diana Crossman, Phyllis Easley, Lillian English, Eillen Erickson, Margaret Hengstebeck, Sue Hinds, Carlene Hinrichs, Billie Jarrell, Janice Lausten, Pat Lawrence, Betsy Ann McGann, Millicent McVay, Phyllis Means, Lurese Nott, Connie Overley, Beverly Silveria, Constance Simi, Barbara Weast, Lela Pauline Alvey, Ila Ruth Bond, Maryellen M. Cashman, Virginia E. Clark, Dorthea Deutsch, Charlotte I. Dunn, Judy Patricia Fisher, Carole Elaine Fudge, Eleanor L. Hatfield, Caryl M. Heyde, Bonnie E. Johnson, Barbara Loehnert, Hazel P. McCluskey, Norma J. McGregor, Janice R. McKenzie, Colleen Metz, Mildred L. Reeb, Jean M. Shipkey, Delores Studenmire, RoseLea E. Swain, Joyce A. Ulmer, Frances A. Wilson, Margaret J. Woollen, Doris E. Young, Jeanne A. Zumwalt, Pamela Anderson, Joan Berry, Ann Cierley, Velma Coover, Jane Daniels, Frances Dolch, Alberta Engvall, Dolores Gebhardt, Janice Gee, Jacquelyn Hale, Nancy Howard Joy Johnson, Janet Lewis, Gloria Main, Velvajean Miller, Mitzi Moritz, Margaret Nakamura, Mary Olson, Phyllis Paige, Phyllis Plummer, Marilyn Rydquist, Annette Shirley, Joan Storie, Helen Von Gunten, Doris Webb, JoAnn Ahlquist, Joan Barton, Ruth Bigge, Helene Coleman, Lois Cramer, Betty Dimauro, Sue Donat, Alison Gilbert, Arvella Hammond, Marjorie Hubert, Patricia Jennings, Patricia Land, Nancy Nethercott, Helen O'Brien, Jean Peck, Barbara Pottenger, Patricia Quint, Elenita Quintero, Mary Quiroz, Ruth Rector, Beverly Rhynard, Natividad Sapien, Phyllis Schmidt, Ruby Thompson, and Virginia Toney.

Carol Virginia Beck, Nancy C. Coelho, Patricia Ann Delaney, Beverly Jane Fetsch, Jeanette E. Griggs, Mary Lee Guilbert, Eileen M. Hall, Barbara D. Haviland, Nancy Lu Hodgens, Mary Louise Holmes, Iris Jones, Corinne Myra Junker, Lillian A. Lanphear, Barbara E. Martell, Louise W. Mason, Ruth Maria Murri, Carolyn M. Niepoth, Betty C. Owen, Betty Jo Pennington, Joan Lee Pomeroy, Elsie Queckboenner, Geraldine H. Rice, Peggy Marie Riker, Joyce A. Rutherford, Nell M. Schildmeyer, Nancy Venator, Carol Andrews, Marion Bartok, Blanche Bianchi, Bethel Bonney, Maria DiForti, Carol Doyal, Opal Evans, Patricia Fast, Gloria Garvey, Jean Henderson, Lois Keegan, Betty Kern, Betty Kiner, Barbara Kovachevich, Kayla Lazar, Betty Lilley, Jane Maich, Elaine Martini, June Quigley, Carol Rapson, Galetta Stockland, Anna Swatzel, Marjorie Ung, Victoria Urionaquena, Patricia Wooldridge, Doris Ahlemeyer, Lorraine Austin, Bettie Carpenter, Elizabeth Cole, Ann Dillon, Sally Drewry, Janet Evans, Jayne Feeley, Joyce Gates, Beverly Harper, Dorothy Hatfield, Shirley Helmke, Lois Hughes, Ramona Lafferty, Elsa Leiter, Eleanor Pfaffenberger, Louisa Schaaf, Sally Shepard, Idella Skinner, Iva Smith, Janice Strange, Margaret Stutzman, Bernice Vetter, Lois Warner, Betty Wurtz, Pattie Anderson, Marilyn Banks, Kathleen Bishop, Marie Castro, Gwen Clemensen, Margy Coykendall, Caroline Dueck, Nancy Gutman, Carol Hallahan, Patricia Junker, Annette Kanode, Mary Jo Lass, Barbara Miller, Marilyn Mullen, Doris Murray, Elta Mae Paul, Eloise Priester, Corrinne Slocomb, Charlotte Smith, Nancy E. Stevenson, Marilyn Thompson, Jean Underhill, Loretta Wesch, Joan White, and Ruth Williams.

On request of Mr. Anderson, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Miss Dorothy Hatfield of Hermosa Beach.

ADJOURNMENT SINE DIE

At 12 p m. on Friday, June 20, 1947, in accordance with the provisions of Assembly Concurrent Resolution No. 73, the Honorable Sam L. Collins, Speaker of the Assembly, announced that the time for final adjournment of the Fifty-seventh General Session of the Legislature of the State of California had arrived, and therefore declared the Assembly adjourned sine die, out of respect to the memory of the late Luella Inez Blosser.

SAM L. COLLINS, Speaker

GERALDINE B. HADSELL, Minute Clerk

RECAPITULATION OF ASSEMBLY MEASURES

ASSEMBLY BILLS APPROVED BY THE GOVERNOR, CHAPTERED, AND FILED WITH THE SECRETARY OF STATE

The following Assembly bills were approved by the Governor, chaptered, and filed with the Secretary of State. Unless otherwise specified, all bills become effective 90 days after adjournment sine die of the Legislature, or on September 19, 1947.

A B No	Chapter	A B No	Chapter	A B No	Chapter	A B No	Chapter	A B No	Chapter	A B No	Chapter	A B No	Chapter	A B No.	Chapter	A B No	Chapter	A B No	Chapter
1	632	266	677	546	1307	754	70	988	275	1184	793	1425	942	1698	415	1966	1095	2337	1512
4	1035	271	683	547	822	755	268	989	1460	1186	1087	1427	936	1699	416	1985	1122	2338	978
5	1200	273	1106	550	38	761	186	992	602	1189	1304	1428	949	1700	435	1988	142	2339	925
16	520	285	900	561	1211	762	1083	993	71	1197	1114	1429	1437	1702	1334	1994	1405	2340	926
18	247	286	901	562	332	763	728	994	72	1206	552	1430	1397	1707	273	2003	1096	2341	927
19	676	287	814	563	346	767	1262	995	77	1216	1577	1434	1461	1710	1229	2004	1238	2352	1293
21	33	288	716	564	379	772	1327	998	904	1219	1266	1438	739	1714	974	2012	1239	2358	754
24	811	*291	1205	566	1107	774	589	1000	1214	1220	732	1439	943	1718	1442	2015	922	2364	1173
32	1370	292	1304	568	588	775	825	1002	829	1222	1267	1441	1274	1721	261	2016	86	2365	1247
34	89	296	1453	570	1430	776	545	1003	113	1227	190	1444	1559	1722	262	2021	1285	2367	1248
35	1425	300	1454	574	1081	777	480	1005	114	1229	1115	1445	385	1723	263	2022	1406	2376	1340
44	63	303	961	575	933	779	493	1007	1084	1230	1116	1446	259	1724	264	2029	525	2387	755
45	812	317	962	586	1082	780	590	1010	239	1231	553	1447	1275	1729	1038	2034	923	2388	928
47	403	319	1428	588	698	783	681	1011	771	1232	610	1450	740	1731	1090	2036	977	2389	1366
48	404	321	24	591	283	785	1263	1017	971	1233	955	1451	613	1732	1091	2037	1357	2391	1249
49	405	323	1455	592	699	787	404	1019	276	1245	554	1452	802	1733	1230	2039	1240	2394	1294
50	1018	329	1258	593	408	788	1110	1022	1215	1249	1222	1454	794	1734	1119	2040	1407	2397	1174
55	1201	334	1206	594	103	789	946	1027	850	1252	1502	1455	381	1735	1231	2042	775	2416	866
62	2	357	317	596	380	790	393	*1028	1556	1254	1023	1458	1276	1736	1232	2044	1241	2425	1450
64	430	360	7	597	104	791	495	1032	972	1255	1223	1464	1398	1752	1317	2070	444	2428	867
72	99	361	522	598	105	796	125	1046	269	1257	1268	1467	1506	1762	482	2075	1286	2435	628
76	1202	362	144	599	111	797	126	1048	106	1263	832	1490	773	1763	1233	2079	1242	2436	485
82	1203	365	145	607	1108	799	947	1052	1435	1271	833	1493	597	1767	842	2081	1039	2442	422
83	715	366	1389	609	823	800	1434	1053	1216	1272	854	1498	1089	1772	620	2084	1287	2444	423
84	1488	367	10	610	381	802	546	1054	1085	1273	941	1499	1277	1774	621	2092	1123	2454	1513
87	1204	369	378	611	39	809	826	1061	1112	1274	855	1513	1315	1775	622	2093	776	2463	266
90	20	371	267	613	58	811	53	1062	107	1275	1311	1521	1228	1777	41	2096	695	2467	287
92	406	372	46	614	182	815	409	1067	1309	1280	555	1523	690	1779	1092	2097	1124	2496	1295
93	100	373	12	615	319	817	1098	1070	772	1282	1269	1524	1316	1781	956	2110	1288	2500	1410
94	11	374	47	616	51	819	827	1071	1217	1283	834	1527	137	1782	957	2118	1243	2502	1411
97	1099	375	945	617	91	820	635	1074	1218	1285	1224	1528	1328	1786	1443	2119	751	2504	1341
*98	1575	377	1207	620	685	823	1372	1075	350	1295	733	1529	1462	1788	1402	2120	401	2505	387
100	84	380	362	626	40	825	187	1080	1264	1296	1312	1530	367	1790	918	2124	626	2539	807
104	846	385	479	627	902	830	547	1081	1265	1304	801	1531	93	1791	958	2130	796	2510	868
105	847	388	849	628	890	831	548	1082	686	1305	191	1534	741	1797	483	2131	1040	2512	869
106	315	389	1080	629	891	837	911	1085	592	1306	192	1539	1329	1799	1444	2132	1511	2515	1451
110	254	390	395	630	1020	841	347	1086	593	1307	193	*1544	1463	1800	623	2139	1214	2519	1358
114	1426	394	963	631	1458	844	188	1088	270	1308	194	1546	414	1802	959	2140	674	2533	488
115	274	398	345	632	700	845	189	1091	73	1309	195	1547	742	1803	1403	2143	419	2534	1175
117	1077	400	1019	633	543	846	228	1093	271	1311	734	1550	795	1804	1234	2145	1335	2546	1342
121	279	401	90	634	966	849	208	1094	284	1312	735	1551	743	1814	1509	2148	324	2547	1003
122	940	402	36	635	1355	850	1494	1095	285	1316	1270	1553	614	1817	691	2150	196	2570	127

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1347 399
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1946 1374
1959 865
1962 976

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2649 197
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2668 839
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2670 630
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2685 1176
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2700 1416
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2712 1253
2715 1514
2717 1346
2719 1006
2720 1571
2721 1417
2722 1300
2724 878

* Bills approved by Governor with reductions and eliminations (Constitution Article IV, Section 34)

Number of Assembly bills approved by Governor—926.

ASSEMBLY BILLS AUTOMATICALLY BECOMING LAW WITHOUT GOVERNOR'S SIGNATURE

A B Number	Chapter	Author	Subject of Ttitle	Chaptered by Secretary of State
1083	879	Knight et al	Retirement, with retirement allowances, of Members of Legislature	June 21

Total 1

ASSEMBLY BILLS VETOED BY THE GOVERNOR DURING SESSION

6, 10, 67, 79, 158, 335, 438, 488, 498, 515, 640, 646, 670, 721, 781, 859, 1126, 1153, 1418, 1532, 1631, 1708, 1725, 1726, 1868, 1991, 2014, 2202, 2443.

Total 29

ASSEMBLY BILLS POCKET VETOED BY GOVERNOR

2, 89, 91, 99, 148, 318, 387, 399, 449, 450, 538, 680, 704, 705, 742, 848, 884, 885, 889, 892, 980, 1016, 1038, 1084, 1215, 1236, 1357, 1409, 1486, 1512, 1516, 1559, 1579, 1586, 1607, 1633, 1678, 1694, 1900, 1976, 1979, 2000, 2027, 2038, 2045, 2107, 2141, 2142, 2144, 2184, 2186, 2247, 2248, 2287, 2290, 2386, 2437, 2441, 2452, 2481, 2492, 2497, 2511, 2513, 2514, 2518, 2522, 2559, 2603, 2659, 2693, 2697, 2714, 2716.

Total 74

ASSEMBLY BILLS REMAINING ON ASSEMBLY FILE WITHOUT FURTHER ACTION

14, 700, 2483, 2723.

Total 4

ASSEMBLY BILLS REMAINING IN CONFERENCE COMMITTEE WITHOUT FURTHER ACTION

325, 537.

Total 2

ASSEMBLY BILLS REMAINING ON ASSEMBLY FILE WITHOUT FURTHER ACTION—CONSIDERATION OF GOVERNOR'S VETO PENDING

67, 438, 2443.

Total 3

ASSEMBLY BILLS REMAINING ON SENATE FILE WITHOUT FURTHER ACTION

1453.

Total 1

ASSEMBLY CONSTITUTIONAL AMENDMENTS REMAINING ON ASSEMBLY FILE WITHOUT FURTHER ACTION

42.

Total 1

ASSEMBLY CONSTITUTIONAL AMENDMENTS REMAINING ON SENATE FILE WITHOUT FURTHER ACTION

15.

Total 1

ASSEMBLY CONSTITUTIONAL AMENDMENTS CHAPTERED, AND FILED WITH SECRETARY OF STATE

Number	Resolution Chapter	Author	Subject of Title	Date filed with Secretary of State
7	107	M Philip Davis et al	Re compensation of Members of the Legislature	Apr 28
14	169	Rosenthal	Order of succession of Governor	June 20
18	170	Maloney	Adoption of charters by cities, and cities and counties	June 20
27	151	Grant and Erwin	Re Fish and Game Commission	June 2
32	124	Sherwin and Robertson	Re electors	May 14
37	157	McCollister	Exemptions of property on account of military service	June 6

Total 6

ASSEMBLY CONCURRENT RESOLUTIONS CHAPTERED, AND FILED WITH THE SECRETARY OF STATE

Number	Resolution Chapter	Author	Subject of Title	Date filed with Secretary of State
1	6	Hawkins	In tribute to John Pelletier	Jan 9
2	12	Thurman and Sam L Collins	Authentication of press representatives	Jan 10
3	1	Thomas	Approving charter of City of Torrance	Jan 7
4	2	O'Day	Approving amendments to charter of City and County of San Francisco	Jan 7
5	3	Crichton	Approving amendments to charter of City of Fresno	Jan 8
6	7	Thurman	In memory of Andrew L Pierovich	Jan 9
7	8	M Philip Davis	Approving amendments to charter of City of Santa Monica	Jan 9
8	13	Thompson and Kirkwood	Approving amendments to charter of City of San Jose	Jan 10
10	37	Debs	Continuing Joint Interim Committee on Aviation	Jan 31
11	56	Dunn et al	Continuing Joint Committee on Preschool and Primary Training	Feb 5
12	16	Maloney	Selection of Legislative Counsel	Jan 13
13	114	McCollister	Sergeants in State Police	May 5
14	57	McCollister	Re sergeants in State Police	Feb 5
15	83	Allen et al	Reports of annual conventions of American Legion	April 14
16	84	Allen et al	Reports of sessions of department encampment of Grand Army of Republic	April 14
17	85	Allen et al	Reports of annual conventions or encampments of Veterans of Foreign Wars	April 14
18	86	Allen et al	Reports of department encampment and annual convention of United Spanish American War Veterans	April 14
19	87	Allen et al	Reports of annual conventions of Disabled American Veterans of World War	April 14
20	17	James	Approving amendments to charter of City of Bakersfield	Jan 13
22	18	Field	Approving amendments to charter of City of Glendale	Jan 14
23	58	Stanley	Re expenditures for capital outlay, Division of Beaches and Parks	Feb 5
24	21	Field and Wollenberg	In memory of Dana Reid Weller	Jan 17
25	22	Sherwin	Approving amendments to charter of City of Piedmont	Jan 17
26	88	Allen and Conrad	Reports of annual conventions of American Veterans of World War II	April 14
27	24	McMillan	Approving charter to City of Culver City	Jan 21
28	59	Hahn et al	Re Pepperdine College	Feb 5
29	34	Sam L Collins and Stanley	Approving amendments to charter of City of Huntington Beach	Jan 29
30	60	Debs	Re purchase of aircraft for Department of Education	Feb 5
31	61	Stewart	Re continuance of Joint Committee on Housing Emergency	Feb 5
32	89	McCollister and Allen	Reports of annual conventions of Jewish War Veterans	April 14
33	42	Allen et al	Commending Frank N Killam	Feb 3
34	38	Robertson	Re persuading Dr Robert Gordon Sproul to remain as President of University of California	Jan 31
35	149	Stephenson and Thompson	Re designation of Arbor Day	May 28
36	155	Dunn et al	Re problem of severely handicapped spastic and crippled children and adults	June 3
37	62	Lowrey	Re filing with legislative auditor of surveys for study by Members of the Legislature	Feb 5
38	39	Fletcher	Approving amendment to charter of City of Long Beach	Jan 31
39	41	Field et al	Congratulating Warren B Francis on becoming President of National Press Club	Feb 3
40	63	Dickey	Re adjournment of Legislature for consitutional recess	Feb 5
41	64	Thurman	Approving amendments to charter of City of Roseville	Feb 5
42	160	Debs	Requesting Department of Health to make a survey for treatment of cancer	June 9
43	65	Luckel et al	In memory of Marc A Mitscher, Admiral, U S Navy	Feb 5
45	66	Lowrey	Approving amendment to charter of County of Tehama	Feb 5
46	67	Ralph C Dills	Re Joint Legislative Committee	Feb 5
48	71	McCollister	Establishment of state park on Angel Island	Mar 24
49	72	Niehouse	Approving amendments to charter of City of San Diego	Mar 24
51	97	Fletcher	Approving amendments to charter of City of Long Beach	April 23
52	90	Erwin and Field	Declaring Golden Trout official state fish	April 14
53	73	Stewart	Approving amendments to charter of City of Pasadena	Mar 24
54	77	Dickey	Approving amendments to charter of City of Alameda	Mar 28
57	106	Dunn et al	Re Hayward Area Chamber of Commerce	April 28
58	125	Gannon	Erection of monument commemmorating Spanish-American War	May 15
62	91	Anderson	In memory of Clyde Burgett	April 14
63	94	Debs et al	Approving amendments to charter of City of Los Angeles	April 18
64	108	McCollister	Revised Laws of Hawaii 1945 affecting sale of imported eggs	April 29
65	178	Allen et al	Relating to Indian Affairs	June 20
69	119	Brown et al	Re need of trained public school teachers and Public School Week	May 7
70	193	Allen et al	Convention of Military Order of the Purple Heart	June 20
71	126	Anderson	Approving amendments to charter of City of Redondo Beach	May 15
72	120	Thurman	In memory of Maurice Bradley Browne	May 7
73	161	Rosenthal	Adjournment sine die of the 1947 Regular Session of the Legislature	June 12
74	129	Crichton	Approving amendments to charter of City of Fresno	May 19

ASSEMBLY CONCURRENT RESOLUTIONS CHAPTERED, AND FILED WITH THE SECRETARY OF STATE—Continued

Number	Resolution Chapter	Author	Subject of Title	Date filed with Secretary of State
75	130	Cooke et al	Re observance of Naval Reserve Week	May 19
76	131	Crowley	In memory of former Assemblyman Robert B McPherson	May 21
77	137	Ralph C Dills	Approving amendments to the charter of City of Compton	May 21
78	138	Caldecott	Approving amendments to charter of City of Berkeley	May 22
81	150	Sam L Collins et al	Re holding XVth Olympiad of 1952 in California	May 28
83	166	Allen and Debs	Approving amendments to charter of City of Los Angeles	June 18
86	201	Ralph C Dills	Amending Rules Nos 36 and 37 of the Joint Rules of the Legislature	June 20
88	202	Knight	*Amending and supplementing Joint Rule No 37, re Legislative* Budget Committee	June 20
89	179	Robertson	Joint Legislative Committee on Revision of the State Constitution	June 20
91	171	Burke	Approving amendment to charter of City of Alhambra	June 20
92	203	Maloney and Wollenberg	Re Assembly Bill No 1718 of the 1947 Regular Session	June 20

Total 72

ASSEMBLY JOINT RESOLUTIONS CHAPTERED, AND FILED WITH THE SECRETARY OF STATE

Number	Resolution Chapter	Author	Subject of Title	Date filed with Secretary of State
3	49	McCollister	Re erection of monument to Unknown Sailor	Feb 5
4	15	Maloney	Re providing funds to complete Veternas Temporary Emergency Housing Program	Jan. 13
7	40	Allen et al	Relative to conferring citizenship upon all Indians, native of the United States	Feb. 3
9	104	Lester T Davis et al	Re appropriations for forest service	Apr 28
11	154	Hollibaugh and Doyle	Re legislation allowing award of interest at legal rate to successful employee claimants in claims adjusted under the Railway Labor Act	June 3
12	158	Stephenson and Waters	Legislation to control manufacture and sale of inflammable materials	June 6
13	43	Clarke et al	Re construction of Mammoth Pass Road	Feb 4
14	44	Butters et al	Relating to public shooting grounds	Feb 4
16	50	Allen et al	Re procurement of federal surplus property for Veterans Home in California	Feb 5
17	51	Allen et al	Re federal payment for disabled veterans in Veterans Homes	Feb 5
18	93	Geddes and McCollister	Conversion of federal savings and loan associations into state savings and loan or building and loan associations	April 18
19	52	Brady et al	Requesting President Truman to appoint California resident to U. S Maritime Commission	Feb 5
20	53	Niehouse et al	Re Surplus Property Disposal Act of 1944, and right of states and their political subdivisions to acquire surplus property	Feb 5
22	54	Butters	Re Colorado River	Feb 5
25	55	Burns and Maloney	Memorializing Federal Government to prevent sale of Japanese packed crab meat in U S	Feb 5
26	80	Heisinger	Re migratory wild fowl	April 7
27	176	Allen	Colors and standards of the Thirteenth Armored Division	June 20
28	177	Lowrey et al	Interstate and foreign commerce in agricultural products	June 20
29	101	Hollibaugh et al	Re federally-owned, tax-exempt real property in California	April 25
30	96	Butters et al	Re remains of Americans fighting with Allied Forces killed in action in World War II	April 23
31	99	Niehouse et al	Re creation of commission to consider claims of released prisoners against Japenese government	April 24
32	100	Allen et al	Re retaining identity of Marine Corps in any unification of armed forces	April 24
33	75	O'Day et al	Construction of approach roads and toll collection areas over certain rights of way leading to Golden Gate Bridge	Mar 26
35	190	O'Day et al	Commending Rear Admiral J W. Reeves, Jr, of the United States Navy	June 20
37	128	Maloney	Re extending pension benefits to veterans of War with Spain, Philippine Insurrection, and China Relief Expedition	May 16
38	191	Allen	Perpetuation of the Thirteenth Armored Division in this State	June 20
39	123	Hawkins and Elliott	Re continuation of school-lunch program	May 9
40	102	McCollister	Requesting War Assets Administration to expedite appraisal of Angel Island	April 25
41	103	Gannon	Re issuance of postage stamp commemorating discovery of gold in California	April 25
43	105	Debs et al	Re investigation of freight car shortage	April 28
45	164	Heisinger	Protection of farm crops from depredation by migratory water fowl	June 13
46	136	Hahn et al	Memorializing Congress to enact Senate Bill 637, amending Civil Service Retirement Act of 1930	May 21
47	144	Crowley	Memorializing Congress to maintain intact ordnance distribution center at Benicia, California	May 26
48	167	Lowrey et al	Production of baling wire	June 18
49	174	Elliott et al	Legislation to alleviate housing shortage	June 20
50	175	Heisinger	Funds for fish hatcheries in California	June 20
52	192	Conrad et al	Memorializing Congress to enact compulsory military training	June 20
54	199	Geddes	Financing administration of unemployment insurance system by states	June 20
55	200	Field et al	Tidelands and submerged lands adjacent to the coast of California	June 20

Total 39

ASSEMBLY JOINT RESOLUTIONS REMAINING ON ASSEMBLY FILE WITHOUT FURTHER ACTION

23.

Total 1